

STATE OF NEW YORK

S. 6454

A. 9554

SENATE - ASSEMBLY

January 17, 2006

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

HEALTH AND MENTAL HYGIENE 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 state
2 operations and for aid to localities, or so much thereof as shall be
3 sufficient to accomplish the purposes designated by the appropriations,
4 are hereby appropriated and authorized to be paid as hereinafter
5 provided, to the respective public officers and for the several purposes
6 specified.
- 7 b) Where applicable, appropriations made by this chapter for expendi-
8 tures from federal grants for state operations and for aid to localities
9 may be allocated for spending from federal grants for any grant period
10 beginning, during, or prior to, the state fiscal year beginning on April
11 1, 2006.
- 12 c) The several amounts specified in this chapter for capital projects,
13 or so much thereof as shall be necessary to accomplish the purpose of
14 the appropriations, are appropriated by comprehensive construction
15 programs (hereinafter referred to by the abbreviation CCP), purposes,
16 and projects designated by the appropriations, and authorized to be made
17 available as hereinafter provided to the respective public officers;
18 such appropriations shall be deemed to provide all costs necessary and
19 pertinent to accomplish the intent of the appropriations and are appro-
20 priated in accordance with the provisions of section 93 of the state
21 finance law and the provisions of section 14 of part Y of chapter 61 of
22 the laws of 2005.
- 23 d) Any amounts specified in this chapter for advances for capital
24 projects, or so much thereof as shall be necessary to accomplish the
25 purpose of the appropriations, are appropriated by comprehensive
26 construction programs (hereinafter referred to by the abbreviation CCP),
27 purposes and projects designated by the appropriations as advances from
28 the capital projects fund in accordance with the provisions of sections
29 40-a and 93 of the state finance law, and are authorized to be paid as
30 hereinafter provided as an advance for a share, part or whole of the
31 cost for such programs, purposes and projects hereinafter specified.
- 32 e) The several amounts specified in this chapter as capital projects -
33 reappropriations, or so much thereof as shall be sufficient to accom-
34 plish the purpose of the appropriations, as appropriated by comprehen-
35 sive construction programs (hereinafter referred to by the abbreviation

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

1 CCP), purposes, and projects, being the undisbursed balances of the
2 prior year's appropriations, are reappropriated and unless otherwise
3 amended or repealed in part or total in this chapter shall continue to
4 be available for the same purposes as the prior appropriations or as
5 otherwise amended for the fiscal year beginning April 1, 2006.

6 The capital projects reappropriations contained in this chapter may be
7 amended by repealing the items set forth in brackets and by adding ther-
8 eto the underscored material. Certain reappropriations in this chapter
9 are shown using abbreviated text, with three leader dots (an ellipsis)
10 followed by three spaces (...) used to indicate where existing law
11 that is being continued is not shown. However, unless a change is clear-
12 ly indicated by the use of brackets [-] for deletions and underscores
13 for additions, the purpose, amounts, funding source and all other
14 aspects pertinent to each item of appropriation shall be as last appro-
15 priated.

16 For the purpose of complying with section 25 of the state finance law,
17 the year, chapter and section of the last act reappropriating a former
18 original appropriation or any part thereof are, unless otherwise indi-
19 cated, chapter 54, section 1 or 2, of the laws of 2005.

20 f) The several amounts named herein, or so much thereof as shall be
21 sufficient to accomplish the purpose designated, being the unexpended
22 balances of the prior year's appropriations, are hereby reappropriated
23 from the same funds and made available for the same purposes as the
24 prior year's appropriations, unless herein amended, for the fiscal year
25 beginning April 1, 2006. Certain reappropriations in this chapter are
26 shown using abbreviated text, with three leader dots (an ellipsis)
27 followed by three spaces (...) used to indicate where existing law
28 that is being continued is not shown. However, unless a change is clear-
29 ly indicated by the use of brackets [-] for deletions and underscores
30 for additions, the purposes, amounts, funding source and all other
31 aspects pertinent to each item of appropriation shall be as last appro-
32 priated.

33 For the purpose of complying with the state finance law, the year,
34 chapter and section of the last act reappropriating a former original
35 appropriation or any part thereof is, unless otherwise indicated, chap-
36 ter 54, section 1 or 2, of the laws of 2005.

37 g) No moneys appropriated by this chapter shall be available for
38 payment until a certificate of approval has been issued by the director
39 of the budget, who shall file such certificate with the department of
40 audit and control, the chairperson of the senate finance committee and
41 the chairperson of the assembly ways and means committee.

42 h) The appropriations contained in this chapter shall be available for
43 the fiscal year beginning on April 1, 2006.

44

OFFICE FOR THE AGING

STATE OPERATIONS AND AID TO LOCALITIES 2006-07

1 For payment according to the following schedule:

2			
3		APPROPRIATIONS	REAPPROPRIATIONS
4			
5	General Fund - State and Local	96,494,300	3,696,300
6	Special Revenue Funds - Federal	117,850,000	130,513,000
7	Special Revenue Funds - Other	4,300,000	0
8	Enterprise Funds	100,000	0
9		-----	-----
10	All Funds	218,744,300	134,209,300
11		=====	=====

12

13 AGENCY BUDGET SUMMARY OF NEW APPROPRIATIONS

14					
15		State	Aid to	Capital	
16	Fund Type	Operations	Localities	Projects	Total
17	-----	-----	-----	-----	-----
18	GF-St/Local	2,359,000	94,135,300	0	96,494,300
19	SR-Federal	10,250,000	107,600,000	0	117,850,000
20	SR-Other	300,000	4,000,000	0	4,300,000
21	Enterprise	100,000	0	0	100,000
22		-----	-----	-----	-----
23	All Funds	13,009,000	205,735,300	0	218,744,300
24		=====	=====	=====	=====

25

26 SCHEDULE

27			
28	ADMINISTRATION AND GRANTS MANAGEMENT PROGRAM		13,009,000
29			-----
30			
31	General Fund / State Operations		
32	State Purposes Account - 003		
33			
34	Personal service	1,903,000	
35	Nonpersonal service	306,000	
36	Maintenance undistributed		
37	For the planning, development and evaluation		
38	of a community green house project	150,000	
39		-----	
40	Program account subtotal	2,359,000	
41		-----	
42			
43	Special Revenue Funds - Federal / State Operations		
44	Federal Health and Human Services Fund - 265		
45			
46	For programs provided under the titles of		
47	the federal older Americans act and other		
48	health and human services programs:		
49			
50	For the grant period October 1, 2005 to		
51	September 30, 2006.....	4,500,000	
52	For the grant period October 1, 2006 to		
53	September 30, 2007.....	4,200,000	
54		-----	
55	Program fund subtotal	8,700,000	
56		-----	
57			
58	Special Revenue Funds - Federal / State Operations		
59	Federal Operating Grants Fund - 290		
60	Office for the Aging Federal Grants Account		
61			

OFFICE FOR THE AGING

STATE OPERATIONS AND AID TO LOCALITIES 2006-07

1	For services and expenses related to the	
2	provision of aging services programs:	
3		
4	For the grant period October 1, 2005 to	
5	September 30, 2006.....	800,000
6	For the grant period October 1, 2006 to	
7	September 30,2007.....	400,000
8		-----
9	Program account subtotal	1,200,000
10		-----
11		
12	Special Revenue Funds - Federal / State Operations	
13	Federal Operating Grants Fund - 290	
14	Senior Community Service Employment Account	
15		
16	For the senior community service employment	
17	program provided under title V of the	
18	federal older Americans act:	
19		
20	Federal funds authorized October 1, 2004 for	
21	the grant period beginning July 1, 2005 ..	60,000
22	Federal funds authorized October 1, 2005 for	
23	the grant period beginning July 1, 2006 ..	290,000
24		-----
25	Program account subtotal	350,000
26		-----
27		
28	Special Revenue Funds - Other / State Operations	
29	Combined Gifts, Grants and Bequests Fund - 020	
30	Aging Grants and Bequest Account	
31		
32	For services and expenses of the state	
33	office for the aging	250,000
34		-----
35	Program account subtotal	250,000
36		-----
37		
38	Special Revenue Funds - Other / State Operations	
39	HCRA Resources Fund - 061	
40	Long Term Care Insurance Resource Center Account	
41		
42	For services and expenses of the state	
43	office for the aging associated with coor-	
44	minating the long term care insurance	
45	education and outreach program in accord-	
46	ance with section 217-a of the elder law..	50,000
47		-----
48	Program account subtotal	50,000
49		-----
50		
51	Enterprise Funds / State Operations	
52	Miscellaneous Enterprise Fund - 331	
53	Aging Enterprises Account	
54		
55	For services and expenses related to video	
56	and other media	100,000
57		-----
58	Program account subtotal	100,000
59		-----
60		

OFFICE FOR THE AGING

STATE OPERATIONS AND AID TO LOCALITIES 2006-07

1	COMMUNITY SERVICES PROGRAM	205,735,300
2		-----
3		
4	General Fund / Aid to Localities	
5	Local Assistance Account - 001	
6		
7	For services and expenses, including the	
8	payment of liabilities incurred prior to	
9	April 1, 2006, related to the community	
10	services elderly grant program. No expend-	
11	itures shall be made from this appropri-	
12	ation until the director of the budget has	
13	approved a plan submitted by the office	
14	outlining the amounts and purposes of such	
15	expenditures and the allocation of funds	
16	among the counties. Notwithstanding any	
17	provision of law, rule or regulation to	
18	the contrary, subject to the approval of	
19	the director of the budget, funds appro-	
20	priated herein for the community services	
21	for the elderly program (CSE) and the	
22	expanded in-home services for the elderly	
23	program (EISEP) may be used in accordance	
24	with a waiver or reduction in county main-	
25	tenance of effort requirements established	
26	pursuant to section 214 of the elder law,	
27	except for base year expenditures. To the	
28	extent that funds hereby appropriated are	
29	sufficient to exceed the per capita limit	
30	established in section 214 of the elder	
31	law, the excess funds shall be available	
32	to supplement the existing per capita	
33	level in a uniform manner consistent with	
34	statutory allocations	16,621,000
35	For planning and implementation, including	
36	the payment of liabilities incurred prior	
37	to April 1, 2006, of a program of expanded	
38	in-home, case management and ancillary	
39	community services for the elderly	
40	(EISEP). No expenditures shall be made	
41	from this appropriation until the director	
42	of the budget has approved a plan submit-	
43	ted by the office outlining the amounts	
44	and purposes of such expenditures and the	
45	allocation of funds among the counties,	
46	including the city of New York	49,972,000
47	For services and expenses related to the	
48	congregate services initiative. No expend-	
49	itures shall be made from this appropri-	
50	ation until the director of the budget has	
51	approved a plan submitted by the office	
52	outlining the amounts and purposes of such	
53	expenditures and the allocation of funds	
54	among the counties	866,000
55	For services and expenses of grants to area	
56	agencies on aging for the establishment	
57	and operation of caregiver resource	
58	centers	360,000
59	For services and expenses, including the	
60	payment of liabilities incurred prior to	
61	April 1, 2006, associated with the supple-	
62	mental nutrition assistance program	

OFFICE FOR THE AGING

STATE OPERATIONS AND AID TO LOCALITIES 2006-07

1	(SNAP), including a suballocation to the	
2	department of agriculture and markets to	
3	be transferred to state operations for	
4	administrative costs of the farmers market	
5	nutrition program. No expenditure shall be	
6	made from this appropriation until the	
7	director of the budget has approved a plan	
8	submitted by the office outlining the	
9	amounts and purpose of such expenditures	
10	and the allocation of funds among the	
11	counties	18,209,000
12	Local grants for services and expenses of	
13	the long-term care ombudsman program	746,000
14	For services and expenses of the retired and	
15	senior volunteer program (RSVP)	442,000
16	For services and expenses of the EAC/Nassau	
17	senior respite program	242,000
18	For services and expenses of the Home Aides	
19	of Central New York, Inc. senior respite	
20	program	145,000
21	For services and expenses of the New York	
22	foundation for senior citizens home shar-	
23	ing and respite care program	175,000
24	For services and expenses related to renewal	
25	of the 18 existing contracts for the	
26	social model adult day services program ..	946,300
27	For services and expenses related to renewal	
28	of the 14 existing contracts for naturally	
29	occurring retirement communities (NORC) ..	1,200,000
30	For services and expenses related to the	
31	renewal of the 9 existing contracts for	
32	neighborhood naturally occurring retirement	
33	communities (NNORC) program	1,200,000
34	For services and expenses of the foster	
35	grandparents program	200,000
36	For services and expenses related to an	
37	elderly abuse education and outreach	
38	program in accordance with section 219 of	
39	the elder law	500,000
40	Notwithstanding any inconsistent provision	
41	of law, effective October 1, 2006, expen-	
42	ditures made from this appropriation shall	
43	effectively provide a cost of living ad-	
44	justment for providers of the following	
45	services, as determined by the director of	
46	the state office for the aging, expanded	
47	in-home services for the elderly program	
48	(EISEP), community services for the el-	
49	derly program (CSE) and the supplemental	
50	nutrition assistance program (SNAP). The	
51	director of the state office for the aging	
52	shall determine the standards and require-	
53	ments necessary for reimbursement of such	
54	increases. Further, all such increases	
55	shall be made pursuant to a provider at-	
56	testation regarding the use of such funds	
57	to be provided in the format prescribed by	
58	the state office for the aging. Funds	
59	shall be allocated from this appropriation	

OFFICE FOR THE AGING

STATE OPERATIONS AND AID TO LOCALITIES 2006-07

1	pursuant to a plan prepared by the direc-	
2	tor of the state office for the aging and	
3	approved by the director of the budget ...	2,311,000
4		-----
5	Program account subtotal	94,135,300
6		-----
7		
8	Special Revenue Funds - Federal / Aid to Localities	
9	Federal Health and Human Services Fund - 265	
10		
11	For programs provided under the titles of	
12	the federal older Americans act and other	
13	health and human services programs:	
14		
15	For the grant period October 1, 2005 to	
16	September 30, 2006:	
17		
18	Title III-b social services	17,000,000
19	Title III-c nutrition programs	23,000,000
20	Title III-e caregivers	7,000,000
21	Health and human services programs	2,500,000
22	Nutrition services incentive program	8,000,000
23		-----
24	Grant period total	57,500,000
25		-----
26		
27	For the grant period October 1, 2006 to	
28	September 30, 2007:	
29		
30	Title III-b social services	9,000,000
31	Title III-c nutrition programs, including a	
32	suballocation to the department of health	
33	for nutrition program activities	18,000,000
34	Title III-e caregivers	5,000,000
35	Health and human services programs	2,500,000
36	Nutrition services incentive program	8,000,000
37		-----
38	Grant period total	42,500,000
39		-----
40	Program fund subtotal	100,000,000
41		-----
42		
43	Special Revenue Funds - Federal / Aid to Localities	
44	Federal Operating Grants Fund - 290	
45	Office for the Aging Federal Grants Account	
46		
47	For services and expenses related to the	
48	provision of aging services programs:	
49		
50	For the grant period October 1, 2005 to	
51	September 30, 2006.....	300,000
52	For the grant period October 1, 2006to	
53	September 30, 2007.....	300,000
54		-----
55	Program account subtotal	600,000
56		-----
57		
58	Special Revenue Funds - Federal / Aid to Localities	
59	Federal Operating Grants Fund - 290	
60	Senior Community Service Employment Account	
61		

OFFICE FOR THE AGING

STATE OPERATIONS AND AID TO LOCALITIES 2006-07

1	For the senior community service employment	
2	program provided under title V of the	
3	federal older Americans act: Federal	
4	funds authorized October 1, 2004 for the	
5	grant period beginning July 1, 2005.....	1,500,000
6	Federal funds authorized October 1, 2005 for	
7	the grant period beginning July 1, 2006 ..	5,500,000
8		-----
9	Program account subtotal	7,000,000
10		-----
11		
12	Special Revenue Fund - Other / Aid to Localities	
13	Combined Gifts, Grants and Bequests Fund - 020	
14	Aging Grants and Bequest Account	
15		
16	For services and expenses of the state	
17	office for the aging	1,000,000
18		-----
19	Program account subtotal	1,000,000
20		-----
21		
22	Special Revenue Funds - Other / Aid to Localities	
23	HCRA Resources Fund - 061	
24	Long Term Care Insurance Resource Center Account	
25		
26	For services and expenses of the long term	
27	care insurance education and outreach	
28	program in accordance with section 217-a	
29	of the elder law	3,000,000
30		-----
31	Program account subtotal	3,000,000
32		-----
33		
34	Total new appropriations for state operations and aid to	
35	localities	218,744,300
36		=====
37		
38		

OFFICE FOR THE AGING

STATE OPERATIONS AND AID TO LOCALITIES - REAPPROPRIATIONS 2006-07

1 ADMINISTRATION AND GRANTS MANAGEMENT PROGRAM
2
3 General Fund / State Operations
4 State Purposes Account - 003
5
6 By chapter 54, section 1 of the laws of 2005:
7 For the planning, development and evaluation of senior's single intake
8 point technology solutions ... 250,000(re. \$250,000)
9
10 Special Revenue Funds - Federal / State Operations
11 Federal Health and Human Services Fund - 265
12
13 By chapter 54, section 1, of the laws of 2005:
14 For programs provided under the titles of the federal older Americans
15 act and other health and human services programs:
16 For the grant period October 1, 2004 to September 30, 2005
17 4,500,000 (re. \$4,500,000)
18 For the grant period October 1, 2005 to September 30, 2006
19 4,200,000 (re. \$4,200,000)
20
21 By chapter 54, section 1, of the laws of 2004:
22 For programs provided under the titles of the federal older Americans
23 act and other health and human services programs:
24 For the grant period October 1, 2003 to September 30, 2004
25 4,500,000 (re. \$23,000)
26
27 Special Revenue Funds - Federal / State Operations
28 Federal Operating Grants Fund - 290
29 Senior Community Service Employment Account
30
31 By chapter 54, section 1, of the laws of 2005:
32 For the senior community service employment program provided under
33 title V of the federal older Americans act:
34 Federal funds authorized October 1, 2004 for the grant period begin-
35 ning July 1, 2005 ... 290,000 (re. \$290,000)
36
37 COMMUNITY SERVICES PROGRAM
38
39 General Fund / Aid to Localities
40 Local Assistance Account - 001
41
42 By chapter 54, section 1, of the laws of 2005:
43 For services and expenses, including the payment of liabilities
44 incurred prior to April 1, 2006, associated with the supplemental
45 nutrition assistance program (SNAP), including a suballocation to
46 the department of agriculture and markets to be transferred to state
47 operations for administrative costs of the farmers market nutrition
48 program. No expenditure shall be made from this appropriation until
49 the director of the budget has approved a plan submitted by the
50 office outlining the amounts and purpose of such expenditures and
51 the allocation of funds among the counties
52 17,209,000 (re. \$300,000)
53 For services and expenses related to renewal of the 18 existing
54 contracts for the social model adult day services program
55 946,300 (re. \$946,300)
56 For services and expenses related to renewal of the 14 existing
57 contracts for naturally occurring retirement communities (NORC).....
58 1,200,000 (re. \$1,000,000)
59 For additional services and expenses of the neighborhood naturally
60 occurring retirement communities (NORC) program
61 1,200,000 (re. \$1,200,000)
62

OFFICE FOR THE AGING

STATE OPERATIONS AND AID TO LOCALITIES - REAPPROPRIATIONS 2006-07

1 Special Revenue Funds - Federal / Aid to Localities
2 Federal Health and Human Services Fund - 265
3
4 By chapter 54, section 1, of the laws of 2005:
5 For programs provided under the titles of the federal older Americans
6 act and other health and human services programs:
7 For the grant period October 1, 2004 to September 30, 2005:
8 57,500,000 (re. \$57,500,000)
9 For the grant period October 1, 2005 to September 30, 2006:
10 42,500,000 (re. \$42,500,000)
11
12 By chapter 54, section 1, of the laws of 2004:
13 For programs provided under the titles of the federal older Americans
14 act and other health and human services programs:
15 For the grant period October 1, 2003 to September 30, 2004:
16 57,500,000 (re. \$16,000,000)
17
18 Special Revenue Funds - Federal / Aid to Localities
19 Federal Operating Grants Fund - 290
20 Senior Community Service Employment Account
21
22 By chapter 54, section 1, of the laws of 2005:
23 For the senior community service employment program provided under
24 title V of the federal older Americans act:
25 Federal funds authorized October 1, 2004 for the grant period begin-
26 ning July 1, 2005 ... 5,500,000 (re. \$5,500,000)
27
28 Total reappropriations for state operations and aid to
29 localities 134,209,300
30 =====
31
32

DEVELOPMENTAL DISABILITIES PLANNING COUNCIL

STATE OPERATIONS AND AID TO LOCALITIES 2006-07

1 For payment according to the following schedule:

2			
3		APPROPRIATIONS	REAPPROPRIATIONS
4			
5	Special Revenue Funds - Federal	4,550,000	5,829,000
6	Enterprise Funds	10,000	0
7		-----	-----
8	All Funds	4,560,000	5,829,000
9		=====	=====

10

AGENCY BUDGET SUMMARY OF NEW APPROPRIATIONS

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Fund Type	State Operations	Aid to Localities	Capital Projects	Total
SR-Federal	4,550,000	0	0	4,550,000
Enterprise	10,000	0	0	10,000
All Funds	4,560,000	0	0	4,560,000

SCHEDULE

DEVELOPMENTAL DISABILITIES PLANNING PROGRAM 4,560,000

Special Revenue Funds - Federal / State Operations
Federal Health and Human Services Fund - 265

For services and expenses related to the provision of services to the developmentally disabled under the provisions of the federal developmental disabilities bill of rights act of nineteen hundred seventy-five:

For the grant period October 1, 2005 to September 30, 2006:

Personal service	510,000
Nonpersonal service	245,000
Fringe benefits	210,000
Indirect costs	15,000
Maintenance undistributed	1,120,000

Grant period total	2,100,000

For the grant period October 1, 2006 to September 30, 2007:

Personal service	510,000
Nonpersonal service	245,000
Fringe benefits	210,000
Indirect costs	15,000
Maintenance undistributed	1,470,000

Grant period total	2,450,000

Program fund subtotal	4,550,000

DEVELOPMENTAL DISABILITIES PLANNING COUNCIL

STATE OPERATIONS AND AID TO LOCALITIES 2006-07

1	Enterprise Funds / State Operations		
2	Miscellaneous Enterprise Fund - 331		
3	Developmental Disabilities Planning Council Publications		
4	Account		
5			
6	For services and expenses incurred by the		
7	developmental disabilities planning coun-		
8	cil related to producing, reproducing,		
9	distributing, and mailing printed,		
10	recorded and electronic media:		
11			
12	Nonpersonal service	10,000	
13		-----	
14	Program account subtotal	10,000	
15		-----	
16			
17	Total new appropriations for state operations and aid to		
18	localities		4,560,000
19			=====
20			
21			

DEVELOPMENTAL DISABILITIES PLANNING COUNCIL

STATE OPERATIONS AND AID TO LOCALITIES - REAPPROPRIATIONS 2006-07

1 DEVELOPMENTAL DISABILITIES PLANNING PROGRAM
2
3 Special Revenue Funds - Federal / State Operations
4 Federal Health and Human Services Fund - 265
5
6 By chapter 54, section 1, of the laws of 2005:
7 For services and expenses related to the provision of services to the
8 developmentally disabled under the provisions of the federal
9 developmental disabilities bill of rights act of nineteen hundred
10 seventy-five:
11 For the grant period October 1, 2004 to September 30, 2005:
12 2,100,000 (re. \$2,100,000)
13 For the grant period October 1, 2005 to September 30, 2006:
14 2,450,000 (re. \$2,450,000)
15
16 By chapter 54, section 1, of the laws of 2004:
17 For services and expenses related to the provision of services to the
18 developmentally disabled under the provisions of the federal devel-
19 opmental disabilities bill of rights act of nineteen hundred seven-
20 ty-five:
21 For the grant period October 1, 2003 to September 30, 2004:
22 2,100,000 (re. \$400,000)
23 For the grant period October 1, 2004 to September 30, 2005:
24 2,450,000 (re. \$600,000)
25
26 By chapter 54, section 1, of the laws of 2003:
27 For services and expenses related to the provision of services to the
28 developmentally disabled under the provisions of the federal devel-
29 opmental disabilities bill of rights act of nineteen hundred seven-
30 ty-five:
31 For the grant period October 1, 2003 to September 30, 2004:
32 2,450,000 (re. \$279,000)
33
34 Total reappropriations for state operations and aid to
35 localities 5,829,000
36 =====
37
38

DEPARTMENT OF HEALTH

STATE OPERATIONS AND AID TO LOCALITIES 2006-07

1 For payment according to the following schedule:

	APPROPRIATIONS	REAPPROPRIATIONS	
2			
3			
4			
5	General Fund - State and Local	9,700,831,300	154,881,000
6	Special Revenue Funds - Federal	29,779,350,000	32,494,780,000
7	Special Revenue Funds - Other	7,274,171,000	1,538,899,000
8	Capital Projects Funds	300,537,000	450,603,000
9	Enterprise Funds	10,000	0
10		-----	-----
11	All Funds	47,054,899,300	34,639,163,000
12		=====	=====

13
14 AGENCY BUDGET SUMMARY OF NEW APPROPRIATIONS

15	16	17	18	19	20	21	22	23	24
Fund Type	State Operations	Aid to Localities	Capital Projects	Total					
18	-----	-----	-----	-----					
19	GF-St/Local	162,242,000	9,538,589,300		9,700,831,300				
20	SR-Federal	3,979,144,000	25,800,206,000		29,779,350,000				
21	SR-Other	504,210,000	6,769,961,000		7,274,171,000				
22	Cap Proj			300,537,000	300,537,000				
23	Enterprise	10,000			10,000				
24		-----	-----	-----	-----				
25	All Funds	4,645,606,000	42,108,756,300	300,537,000	47,054,899,300				
26		=====	=====	=====	=====				

27
28 SCHEDULE

29		
30	ADMINISTRATION AND EXECUTIVE DIRECTION PROGRAM	67,499,000
31		-----
32		
33	General Fund / State Operations	
34	State Purposes Account - 003	
35		
36	Personal service	7,463,000
37	Nonpersonal service	14,490,000
38		-----
39	Program account subtotal	21,953,000
40		-----

41
42 General Fund / Aid to Localities
43 Local Assistance Account - 001
44

45 Notwithstanding any inconsistent provision
46 of law, effective October 1, 2006, expen-
47 ditures made from this appropriation shall
48 effectively provide a cost of living ad-
49 justment for providers of the following
50 services, as determined by the com-
51 missioner of the department of health,
52 minority health. The commissioner of the
53 department of health shall determine the
54 standards and requirements necessary for
55 reimbursement of such increases. Further,
56 all such increases shall be made pursuant
57 to a provider attestation regarding the
58 use of such funds to be provided in the
59 format proscribed by the department. Funds
60 shall be allocated from this appropriation

DEPARTMENT OF HEALTH

STATE OPERATIONS AND AID TO LOCALITIES 2006-07

1	pursuant to a plan prepared by the commis-	
2	sioner and approved by the director of the	
3	budget	6,000
4	For services and expenses of the office of	
5	minority health including competitive	
6	grants to promote community strategic	
7	planning or new or improved health care	
8	delivery systems and networks in minority	
9	areas. Up to \$102,000 of this appropri-	
10	ation may be transferred to state oper-	
11	ations for administration	602,000
12		-----
13	Program account subtotal	608,000
14		-----
15		
16	Special Revenue Funds - Federal / State Operations	
17	Federal USDA-Food and Nutrition Services Fund - 261	
18	Child and Adult Care Food Account	
19		
20	For the grant period October 1, 2005 to	
21	September 30, 2006	452,000
22	For the grant period October 1, 2006 to	
23	September 30, 2007	577,000
24		-----
25	Program account subtotal	1,029,000
26		-----
27		
28	Special Revenue Funds - Federal / State Operations	
29	Federal USDA-Food and Nutrition Services Fund - 261	
30	Federal Food and Nutrition Services Account	
31		
32	For various food and nutritional services:	
33		
34	For the grant period October 1, 2005 to	
35	September 30, 2006	935,000
36	For the grant period October 1, 2006 to	
37	September 30, 2007	1,193,000
38		-----
39	Program account subtotal	2,128,000
40		-----
41		
42	Special Revenue Funds - Federal / State Operations	
43	Federal Health and Human Services Fund - 265	
44		
45	For administration of the national health	
46	services corps. Notwithstanding any incon-	
47	sistent provision of law, and subject to	
48	the approval of the director of the budg-	
49	et, moneys hereby appropriated may be	
50	suballocated to the higher education	
51	services corporation:	
52		
53	For grants beginning on or after April 1,	
54	2006	419,000
55		-----
56	Program fund subtotal	419,000
57		-----
58		

DEPARTMENT OF HEALTH

STATE OPERATIONS AND AID TO LOCALITIES 2006-07

1	Special Revenue Funds - Federal / State Operations	
2	Federal Block Grant Fund - 269	
3		
4	For various health prevention, diagnostic,	
5	detection and treatment services:	
6		
7	For the grant period October 1, 2005 to	
8	September 30, 2006	2,515,000
9	For the grant period October 1, 2006 to	
10	September 30, 2007	2,893,000
11		-----
12	Program fund subtotal	5,408,000
13		-----
14		
15	Special Revenue Funds - Other / State Operations	
16	Combined Gifts, Grants and Bequests Fund - 020	
17	Technology Transfer Account	
18		
19	For services and expenses related to the	
20	department of health's patent and technol-	
21	ogy transfer program. The department of	
22	health may receive and deposit revenue	
23	from the sale and licensing of inventions	
24	pursuant to a technology and patent trans-	
25	fer policy established in accordance with	
26	section 64-a of the public officers law.	
27	Notwithstanding any other provision of	
28	law, these funds may be used for payments	
29	to Health Research, Inc. as reimbursement	
30	for expenses incurred in its patent and	
31	technology transfer operations, to support	
32	research, training, and infrastructure	
33	development in the department's research	
34	facilities, and for payments to inventors.	
35	The moneys hereby appropriated shall be	
36	available for liabilities heretofore and	
37	hereafter to accrue	500,000
38		-----
39	Program account subtotal	500,000
40		-----
41		
42	Special Revenue Funds - Other / State Operations	
43	HCRA Resources Fund - 061	
44	Health Occupation Development and Workplace Demo Account	
45		
46	For services and expenses related to admin-	
47	istration of the health occupation devel-	
48	opment and workplace demonstration program	
49	established pursuant to sections 2807-g	
50	and 2807-h of the public health law. Up to	
51	50 percent of this appropriation may be	
52	suballocated to the department of labor:	
53		
54	Personal service	589,000
55	Nonpersonal service	1,527,000
56	Fringe benefits	270,000
57		-----
58	Program account subtotal	2,386,000
59		-----
60		

DEPARTMENT OF HEALTH

STATE OPERATIONS AND AID TO LOCALITIES 2006-07

1	Special Revenue Funds - Other / State Operations	
2	HCRA Resources Fund - 061	
3	Pilot Health Insurance Account	
4		
5	For services and expenses related to the	
6	administration of the program authorized	
7	by section 2807-1 of the public health	
8	law:	
9		
10	Personal service	1,162,000
11	Nonpersonal service	743,000
12	Fringe benefits	532,000
13		-----
14	Program account subtotal	2,437,000
15		-----
16		
17	Special Revenue Funds - Other / State Operations	
18	HCRA Resources Fund - 061	
19	Primary Care Initiatives Account	
20		
21	For services and expenses related to the	
22	administration of the program authorized	
23	by section 2807-1 of the public health	
24	law:	
25		
26	Personal service	486,000
27	Nonpersonal service	304,000
28	Fringe benefits	223,000
29		-----
30	Program account subtotal	1,013,000
31		-----
32		
33	Special Revenue Funds - Other / State Operations	
34	HCRA Resources Fund - 061	
35	Health Care Delivery Administration Account	
36		
37	For services and expenses related to admin-	
38	istration of the health care and cancer	
39	initiative programs pursuant to section	
40	2807-1 of the public health law:	
41		
42	Personal service	310,000
43	Nonpersonal service	445,000
44	Fringe benefits	142,000
45		-----
46	Program account subtotal	897,000
47		-----
48		
49	Special Revenue Funds - Other / State Operations	
50	Miscellaneous Special Revenue Fund - 339	
51	Administration Program Account	
52		
53	For services and expenses, including indi-	
54	rect costs, related to the administration	
55	program:	
56		
57	Personal service	6,000,000
58	Nonpersonal service	2,579,000
59	Fringe benefits.....	2,474,000
60		-----
61	Program account subtotal	11,053,000
62		-----

DEPARTMENT OF HEALTH

STATE OPERATIONS AND AID TO LOCALITIES 2006-07

1	Special Revenue Funds - Other / State Operations		
2	Miscellaneous Special Revenue Fund - 339		
3	Health-SPARCS Account		
4			
5	For all services and expenses, including		
6	indirect costs, related to the statewide		
7	planning and research cooperative system:		
8			
9	Personal service	2,719,000	
10	Nonpersonal service	3,683,000	
11	Fringe benefits	1,246,000	
12		-----	
13	Program account subtotal	7,648,000	
14		-----	
15			
16	Special Revenue Funds - Other / State Operations		
17	Miscellaneous Special Revenue Fund - 339		
18	Professional Medical Conduct Account		
19			
20	For services and expenses, including indi-		
21	rect costs, related to the professional		
22	medical conduct program:		
23			
24	Personal service	3,900,000	
25	Nonpersonal service	1,857,000	
26	Fringe benefits	1,917,000	
27		-----	
28	Program account subtotal	7,674,000	
29		-----	
30			
31	Special Revenue Funds - Other / State Operations		
32	Miscellaneous Special Revenue Fund - 339		
33	Vital Records Management Account		
34			
35	For services and expenses including the		
36	collection of increased fees related to		
37	the vital records program:		
38			
39	Personal service	1,110,000	
40	Nonpersonal service	508,000	
41	Fringe benefits	728,000	
42		-----	
43	Program account subtotal	2,346,000	
44		-----	
45			
46	AIDS INSTITUTE PROGRAM		113,769,000
47			-----
48			
49	General Fund / State Operations		
50	State Purposes Account - 003		
51			
52	Personal service	10,448,000	
53	Nonpersonal service	5,431,000	
54			
55	Maintenance undistributed		
56	For suballocation to the office of children		
57	and family services through a memorandum		
58	of understanding with the AIDS institute,		
59	for services related to hiv policy devel-		
60	opment and training		150,000

DEPARTMENT OF HEALTH

STATE OPERATIONS AND AID TO LOCALITIES 2006-07

1	For suballocation to the state education	
2	department through a memorandum of under-	
3	standing with the AIDS institute, for the	
4	provision of AIDS education by AIDS	
5	regional training coordinators for staff	
6	in elementary and secondary schools	200,000
7	For suballocation to the division of human	
8	rights through a memorandum of understand-	
9	ing with the AIDS institute, for services	
10	of the office of AIDS discrimination	
11	investigation	100,000
12		-----
13	Available for maintenance undistributed ..	450,000
14		-----
15	Program account subtotal	16,329,000
16		-----

17
18 General Fund / Aid to Localities
19 Local Assistance Account - 001

20
21 Notwithstanding any inconsistent provision
22 of law, effective October 1, 2006, expen-
23 ditures made from this appropriation shall
24 effectively provide a cost of living
25 adjustment for providers of the following
26 services, as determined by the com-
27 missioner of the department of health,
28 adolescent services - act for youth;
29 adolescent services - general; adolescent
30 services schools; clinical education;
31 clinical guidelines development, clinical
32 scholars; clinical trials experimental
33 treatment; community development initia-
34 tive; community hiv prevention and primary
35 care; community services programs; crim-
36 inal justice; education and training;
37 evaluation and research; expanded syringe
38 access program; families in transition;
39 family centered care; harm reduction;
40 general; harm reduction - syringe ex-
41 change; hiv health care and support
42 services for women and kids; hiv
43 prevention, primary care support services
44 for substance abusers; homeless shelters;
45 legal services and advocacy; lesbian, gay,
46 bisexual, transgender - adolescent; lesbi-
47 an, gay, bisexual, transgender - general;
48 lesbian gay, bisexual, transgender - sub-
49 stance use; multiple service agency;
50 nutritional services; pediatric centers of
51 excellence; permanency planning; racial
52 and ethnic minority; social day care; spe-
53 cialized care centers for youth; spe-
54 cialty; supportive housing; treatment
55 adherence; women's services - general;
56 women's services - peer; women's services
57 - supportive services and youth access
58 program. The commissioner of the depart-
59 ment of health shall determine the stand-
60 ards and requirements necessary for reim-
61 bursement of such increases. Further, all
62 such increases shall be made pursuant to a

DEPARTMENT OF HEALTH

STATE OPERATIONS AND AID TO LOCALITIES 2006-07

1	provider attestation regarding the use of	
2	such funds to be provided in the format	
3	proscribed by the department. Funds shall	
4	be allocated from this appropriation pur-	
5	suant to a plan prepared by the commis-	
6	sioner and approved by the director of the	
7	budget	890,000
8	For grants to community based organizations	
9	to support permanency planning and support	
10	services for families affected by hiv	394,000
11	For additional demonstration project grants	
12	to designated AIDS centers, and not-for-	
13	profit organizations, including but not	
14	limited to community service programs and	
15	community-based organizations, providing	
16	specialized AIDS-related services for	
17	purposes of patient education and case	
18	management services related to promoting	
19	compliance with hiv-related treatment	
20	therapies and regimes	394,000
21	For grants to New York state community	
22	service programs to provide HIV/AIDS	
23	related education, prevention, outreach,	
24	legal and supportive services	1,450,000
25	For services and expenses related to the	
26	operation of the communities of color	
27	initiative	3,000,000
28	For additional grants to existing community	
29	based organizations and to article 28 of	
30	the public health law diagnostic and	
31	treatment centers that must operate in a	
32	neighborhood or geographic area with high	
33	concentrations of at risk populations and	
34	provide services and programs that are	
35	culturally sensitive to the special social	
36	and cultural needs of the at risk popu-	
37	lations. Such grants shall be used to meet	
38	increased demands for hiv education,	
39	prevention, outreach, and legal programs.	
40	Such grants shall be equitably distributed	1,768,000
41	For additional grants to existing community	
42	service programs to meet the increased	
43	demands for hiv education, prevention,	
44	outreach, legal and supportive services to	
45	high risk groups and to address increased	
46	operating costs of these programs. Such	
47	grants shall be equitably distributed	318,000
48	For grants to organizations with specialty	
49	contracts administered by the AIDS insti-	
50	tute to be allocated to organizations	
51	based on the proportionate share of the	
52	value of an organization's speciality	
53	contract to the value of all speciality	
54	contracts administered by the AIDS insti-	
55	tute	625,000
56	For transfer to the office of temporary and	
57	disability assistance for operational	
58	support to projects which have received	
59	capital grant awards through the homeless	
60	housing assistance program	179,000

DEPARTMENT OF HEALTH

STATE OPERATIONS AND AID TO LOCALITIES 2006-07

1	For additional grants to community based	
2	organizations to support permanency plan-	
3	ning and support services for families	
4	affected by hiv	169,000
5		-----
6	Program account subtotal	9,187,000
7		-----
8		
9	Special Revenue Funds - Other / Aid to Localities	
10	HCRA Resources Fund - 061	
11	Health Care Services Account	
12		
13	For grants to existing community service	
14	programs, as deemed appropriate by the	
15	department of health, including but not	
16	limited to community based organizations	
17	and other organizations providing special-	
18	ized AIDS-related services targeted to	
19	minority and other high risk populations.	
20	To ensure organizational viability, agency	
21	administration may be supported subject to	
22	review and approval of the commissioner of	
23	health. Up to \$125,000 may be transferred	
24	to the general fund-state purposes account	
25	for the administration of this program.	
26	Notwithstanding any provision of law to	
27	the contrary, the commissioner of health	
28	shall be authorized to continue contracts	
29	with community service programs, multi-	
30	service agencies and community development	
31	initiatives for all such contracts which	
32	were executed on or before March 31,2005,	
33	without any additional requirements that	
34	such contracts be subject to competitive	
35	bidding or a request for proposals process	20,603,000
36	For grants to existing community service	
37	programs to meet the increased demands for	
38	HIV education, prevention, outreach, legal	
39	and supportive services to high-risk	
40	groups and to address increased operating	
41	costs of these programs. To ensure organ-	
42	izational viability, agency administration	
43	may be supported subject to review and	
44	approval of the commissioner of health.	
45	Notwithstanding any provision of law to	
46	the contrary, the commissioner of health	
47	shall be authorized to continue contracts	
48	with community service programs, multi-	
49	service agencies and community development	
50	initiatives for all such contracts which	
51	were executed on or before March 31,2005,	
52	without any additional requirements that	
53	such contracts be subject to competitive	
54	bidding or a request for proposals process	4,800,000
55	For additional grants to existing community	
56	service programs to meet the increased	
57	demands for HIV education, prevention,	
58	outreach, legal and supportive services to	
59	high risk groups and to address increased	
60	operating costs of these programs. To	
61	ensure organizational viability, agency	
62	administration may be supported subject to	

DEPARTMENT OF HEALTH

STATE OPERATIONS AND AID TO LOCALITIES 2006-07

1	review and approval of the commissioner of	
2	health. Notwithstanding any provision of	
3	law to the contrary, the commissioner of	
4	health shall be authorized to continue	
5	contracts with community service programs,	
6	multi-service agencies and community	
7	development initiatives for all such	
8	contracts which were executed on or before	
9	March 31,2005, without any additional re-	
10	quirements that such contracts be subject	
11	to competitive bidding or a request for	
12	proposals process	850,000
13	For services and expenses related to the	
14	operation of the Cornell university parent	
15	HIV/AIDS education project to provide	
16	educational workshops for parents in	
17	Nassau county, and to enhance the project	
18	in Suffolk county	75,000
19	For services and expenses of the Long Island	
20	association for AIDS care to conduct a	
21	study to (1) identify the medical and	
22	social service gaps for children orphaned	
23	by AIDS on Long Island, as well as strate-	
24	gies to link families with AIDS with	
25	community services in order to plan for	
26	future care needs of their children, and	
27	(2) develop innovative comprehensive model	
28	service programs for such children	50,000
29	For grants to county health departments for	
30	HIV-related public health activities in	
31	rural underserved counties and counties	
32	with the most rapid increases in HIV inci-	
33	dence	300,000
34	For services and expenses of the AIDS insti-	
35	tute related to training and education	
36	activities and continuum of care initi-	
37	atives	2,331,000
38	For services and expenses of a pilot	
39	surveillance project for investigation of	
40	reported AIDS cases by county health	
41	departments as authorized by the commis-	
42	sioner of health	90,000
43	For grants to community based organizations	
44	for the provision of services to parolees	
45	and their families. Up to \$730,000 of this	
46	appropriation may be transferred to the	
47	general fund - state purposes account for	
48	administration of this program	1,130,000
49	For HIV counseling and testing services in	
50	facilities operated by the New York state	
51	department of correctional services. All	
52	or part of this appropriation may be	
53	transferred to the general fund - state	
54	purposes account for administration of	
55	this program	925,000
56	For grants for the provision of outreach and	
57	case management services to high-risk	
58	women and children	1,375,000

DEPARTMENT OF HEALTH

STATE OPERATIONS AND AID TO LOCALITIES 2006-07

1	For services and expenses related to the	
2	provision of outreach and education to	
3	low-income and minority communities	
4	concerning the availability of and access	
5	to clinical drug trials	100,000
6	For services and expenses related to the	
7	care and service needs of children,	
8	adolescents and families with the HIV	
9	disease	1,838,000
10	For grants for the provision of comprehen-	
11	sive HIV prevention and health care	
12	services to high-risk adolescents and	
13	young adults. Up to 5 percent of this	
14	appropriation may be transferred to the	
15	general fund - state purposes account for	
16	the administration of this program	2,321,000
17	For grants for housing, supported housing	
18	and referral services for homeless persons	
19	with HIV/AIDS and their families, includ-	
20	ing those with tuberculosis or if	
21	warranted those with tuberculosis only, in	
22	areas as determined by data collected by	
23	the department of health	2,500,000
24	For transfer to the office of temporary and	
25	disability assistance for operational	
26	support to projects which have received	
27	capital grant awards through the homeless	
28	housing assistance program	1,000,000
29	For grants for the provision of HIV	
30	prevention and primary care services to	
31	high risk populations in community health	
32	centers and substance abuse programs	718,000
33	For grants to community based organizations	
34	for HIV prevention and outreach efforts	
35	targeted to substance abusers	470,000
36	For services and expenses related to educa-	
37	tion and prevention services and for	
38	nutritional services including individuals	
39	homebound with AIDS or in an adult day	
40	care or home care setting	4,900,000
41	For grants to community based organizations	
42	to support permanency planning and support	
43	services for families affected by HIV. Up	
44	to 5 percent of this appropriation may be	
45	transferred to the general fund - state	
46	purposes account for the administration of	
47	this program	1,000,000
48	For grants to community based organizations	
49	and for services and expenses of the AIDS	
50	institute related to the provision of HIV	
51	education and prevention services. Up to	
52	10 percent of this appropriation may be	
53	transferred to the general fund - state	
54	purposes account for administration of	
55	this program	750,000
56	For services and expenses of surveillance	
57	projects for investigation of reported	
58	AIDS cases, including seroprevalence	
59	studies, as authorized by the commissioner	
60	of health	330,000

DEPARTMENT OF HEALTH

STATE OPERATIONS AND AID TO LOCALITIES 2006-07

1	For provision of comprehensive HIV outreach	
2	and prevention services to adolescents and	
3	women	1,000,000
4	For state aid to municipalities pursuant to	
5	article 6 of the public health law or for	
6	grants to counties and local health	
7	departments for an HIV surveillance and	
8	partner notification program	4,100,000
9	For services and expenses of the medical	
10	society of the state of New York for a	
11	peer educational program for physicians	
12	regarding the testing and reporting of	
13	individuals who are infected with HIV	100,000
14	For grants for AIDS prevention and education	
15	and AIDS related services to existing	
16	community based organizations, as deemed	
17	appropriate by the department of health	
18	and to article 28 of the public health law	
19	diagnostic and treatment centers. For the	
20	purposes of this program, eligible organ-	
21	izations must (1) operate in a neighbor-	
22	hood or geographic area with high concen-	
23	trations of at risk populations; and (2)	
24	provide services and programs that are	
25	culturally sensitive to the special social	
26	and cultural needs of the at risk popula-	
27	tions. To ensure organizational viability,	
28	agency administration may be supported	
29	subject to review and approval of the com-	
30	missioner of health. Notwithstanding any	
31	provision of law to the contrary, the com-	
32	missioner of health shall be authorized to	
33	continue contracts with community service	
34	programs, multi-service agencies and com-	
35	munity development initiatives for all	
36	such contracts which were executed on or	
37	before March 31,2005, without any addi-	
38	tional requirements that such contracts be	
39	subject to competitive bidding or a re-	
40	quest for proposals process	12,300,000
41	For additional grants to existing community	
42	based organizations and to article 28 of	
43	the public health law diagnostic and	
44	treatment centers that must operate in a	
45	neighborhood or geographic area with high	
46	concentrations of at risk populations and	
47	provide services and programs that are	
48	culturally sensitive to the special social	
49	and cultural needs of the at risk	
50	populations. Such grants shall be used to	
51	meet the increased demands for HIV edu-	
52	cation, prevention, outreach, and legal	
53	programs. To ensure organizational viabil-	
54	ity, agency administration may be sup-	
55	ported subject to review and approval of	
56	the commissioner of health. Notwithstand-	
57	ing any provision of law to the contrary,	
58	the commissioner of health shall be autho-	
59	rized to continue contracts with community	
60	service programs, multi-service agencies	
61	and community development initiatives for	
62	all such contracts which were executed on	

DEPARTMENT OF HEALTH

STATE OPERATIONS AND AID TO LOCALITIES 2006-07

1	or before March 31,2005, without any	
2	additional requirements that such con-	
3	tracts be subject to competitive bidding	
4	or a request for proposals process	850,000
5	For grants for the provision of primary	
6	health care services in drug treatment	
7	programs. Up to \$800,000 of this appropri-	
8	ation can be used for services targeted to	
9	substance abusers at risk of becoming	
10	intravenous drug users. Up to 5 percent of	
11	this appropriation may be transferred to	
12	the general fund - state purposes account	
13	for the administration of this program ...	2,666,000
14	For services and expenses relating to the	
15	provision of HIV counseling and testing by	
16	family planning clinics and prenatal care	
17	assistance programs to the extent that	
18	reimbursement through medical assistance	
19	is not available. These funds shall not be	
20	used by the department for any costs	
21	directly related to the processing of	
22	tests	3,452,000
23	For grants for the development of women's	
24	HIV clinics to provide comprehensive	
25	obstetrical/gynecological services and for	
26	grants to health care facilities and	
27	community organizations for the provisions	
28	of primary care, subspecialty care and	
29	supportive services to HIV-infected women	
30	and children in underserved, high seropre-	
31	valence areas. Up to 5 percent of this	
32	appropriation may be transferred to the	
33	general fund - state purposes account for	
34	the administration of this program	1,294,000
35	For services and expenses related to the	
36	special program for HIV services for	
37	infants and pregnant women established	
38	pursuant to section 71 of chapter 731 of	
39	the laws of 1993. Such programs may	
40	provide continuing services to high-risk	
41	and HIV-positive women and children	1,500,000
42	For services and expenses associated with	
43	the HIV clinical education initiative	
44	program	1,600,000
45		-----
46	Program account subtotal	77,318,000
47		-----
48		
49	Special Revenue Funds - Other / Aid to Localities	
50	HCRA Resources Fund - 061	
51	Hospital Based Grants Program Account	
52		
53	For grants to community service programs	
54	including but not limited to community	
55	based organizations and other organiza-	
56	tions providing specialized AIDS-related	
57	services targeted to minority and other	
58	high-risk populations	1,038,000
59	For services and expenses of an HIV and	
60	substance abuse fellowship program to	
61	encourage physicians and nurses to work in	
62	clinical settings providing care and	

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1	treatment to persons with HIV infection,	
2	including but not limited to designated	
3	care centers, community health centers,	
4	hospital outpatient clinics, substance	
5	abuse treatment programs, mental health	
6	clinics, family planning and prenatal	
7	clinics, for training in diagnosis and	
8	management of HIV illness and substance	
9	abuse treatment. Up to 5 percent of the	
10	amount appropriated may be transferred to	
11	the general fund - state purposes account	
12	for administration of the program	1,489,000
13	For services and expenses related to the	
14	provision of HIV counseling and testing by	
15	family planning clinics and prenatal care	
16	assistance programs	548,000
17	For services and expenses of the AIDS insti-	
18	tute related to training and education	
19	activities and continuum of care initi-	
20	atives	324,000
21	For grants for the provision of primary	
22	health care services in drug treatment	
23	programs. Up to 5 percent of this amount	
24	may be transferred to the general fund -	
25	state purposes account	368,000
26	For grants for the provision of comprehen-	
27	sive HIV prevention and health care	
28	service to high-risk adolescents and young	
29	adults	850,000
30	For grants for the development of women's	
31	HIV clinics to provide comprehensive	
32	obstetrical/gynecological services and for	
33	grants to health care facilities and	
34	community organizations for the provision	
35	of primary care, subspecialty care and	
36	supportive services to HIV infected women	
37	and children in underserved, high seropre-	
38	valence areas	806,000
39	For grants of the provision of HIV	
40	prevention and primary care services to	
41	high risk populations in community health	
42	centers and substance abuse programs	482,000
43	For grants to community based organizations	
44	for HIV prevention and outreach efforts	
45	targeted to substance abusers	30,000
46		-----
47	Program account subtotal	5,935,000
48		-----
49		
50	Special Revenue Funds - Other / Aid to Localities	
51	HCRA Resources Fund - 061	
52	Maternal and Child HIV Services Account	
53		
54	For services and expenses related to special	
55	programs for HIV services for infants and	
56	pregnant women established pursuant to	
57	section 71 of chapter 731 of the laws of	
58	1993. Such programs may provide continuing	
59	services to high-risk and HIV-positive	
60	women and children. Up to 5 percent of	

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1	this appropriation may be transferred to	
2	the general fund-state purposes account	
3	for administration of this program	5,000,000
4		-----
5	Program account subtotal	5,000,000
6		-----
7		
8	CENTER FOR COMMUNITY HEALTH PROGRAM	1,475,881,300
9		-----
10		
11	General Fund / State Operations	
12	State Purposes Account - 003	
13		
14	Personal service	703,000
15	Nonpersonal service	1,515,000
16		
17	Maintenance undistributed	
18	For services and expenses related to an	
19	early intervention fiscal agent	2,000,000
20	For services and expenses related to the	
21	operation of regional perinatal data cen-	
22	ters	4,350,000
23	For services and expenses related to the	
24	hospital acquired infection reporting	
25	program	564,000
26		-----
27	Program account subtotal	9,132,000
28		-----
29		
30	General Fund / Aid to Localities	
31	Local Assistance Account - 001	
32		
33	State aid to municipalities for the opera-	
34	tion of local health departments and labo-	
35	ratories and for the provision of general	
36	public health services pursuant to article	
37	6 of the public health law for activities	
38	under the jurisdiction of the commissioner	
39	of health.	
40	Notwithstanding any other provision of arti-	
41	cle 6 of the public health law, a county	
42	may obtain reimbursement pursuant to this	
43	act, only after the county chief financial	
44	officer certifies, in the municipal health	
45	services plan, that county tax levies used	
46	to fund services carried out by the county	
47	health department have not been added to	
48	or supplanted directly or indirectly by	
49	any funds obtained by the county pursuant	
50	to the Master Settlement Agreement entered	
51	into on November 23, 1998 by the state and	
52	leading United States tobacco product	
53	manufacturers, except in the case of a	
54	public health emergency, as determined by	
55	the commissioner of health. Notwithstand-	
56	ing annual aggregate limits for bad debt	
57	and charity care allowances and any other	
58	provision of law, up to \$1,700,000 shall	
59	be transferred to the medical assistance	
60	program general fund - local assistance	
61	account for eligible publicly sponsored	
62	certified home health agencies that demon-	

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1 strate losses from a disproportionate
2 share of bad debt and charity care, pursu-
3 ant to chapter 884 of the laws of 1990.
4 Within the maximum limits specified here-
5 in, the department shall transfer only
6 those funds which are necessary to meet
7 the state share requirements for
8 disproportionate share adjustments
9 expected to be paid for the period January
10 1, 2006 through December 31, 2006. The
11 moneys hereby appropriated shall be avail-
12 able for payment of financial assistance
13 heretofore accrued 240,000,000
14 For services and expenses related to public
15 health emergencies as declared by the
16 counties or the commissioner of the de-
17 partment of health, and approved by the
18 director of the budget in accordance with
19 article 6 of public health law. Notwith-
20 standing any provision of the law to the
21 contrary, a portion of these funds may be
22 transferred to any program, fund, or
23 account within the department to respond
24 to any identified emergency, pursuant to
25 approval by the director of the budget ... 20,000,000
26 For services and expenses of a premarital
27 genetic screening program conducted by Dor
28 Yeshorim, Inc. 500,000
29 For services and expenses related to the
30 childhood obesity prevention program 265,000
31 For costs associated with enhancement and
32 expansion of a lead poisoning prevention
33 program 720,000
34 For grants to community based organizations,
35 in accordance with chapter 820 of the laws
36 of 1987, for nutrition outreach in areas
37 where a significant percentage or number
38 of those potentially eligible for food
39 assistance programs are not participating
40 in such programs. A portion of this appro-
41 priation, not to exceed \$600,000 shall be
42 suballocated to the office of temporary
43 and disability assistance. Up to 15
44 percent of the funds appropriated may be
45 allocated to fund a program of nutrition
46 outreach as established pursuant to
47 section 2597 of the public health law if
48 such a program is administered through a
49 contract arrangement 1,000,000
50 For services and expenses related to provid-
51 ing nutritional services and to provide
52 nutritional education to pregnant women,
53 infants, and children, including suballo-
54 cations to the department of agriculture
55 and markets for the farmer's market nutri-
56 tion program and migrant worker services
57 and the office of temporary and disability
58 assistance for prenatal care assistance
59 program activities 17,004,000

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STATE OPERATIONS AND AID TO LOCALITIES 2006-07

1	For services and expenses, including operat-	
2	ing expenses related to providing nutri-	
3	tional services and nutrition education	
4	for hunger prevention and nutrition assis-	
5	tance	10,840,000
6	For grants-in-aid to contract for hyperten-	
7	sion prevention, screening, and treatment	
8	programs	254,000
9	For services and expenses of a rabies	
10	program, including but not limited to	
11	reimbursement to counties for rabies	
12	expenses such as human post-exposure	
13	vaccination, and research studies in the	
14	control of wildlife rabies, pursuant to	
15	United States department of agriculture	
16	approval if necessary, to control the	
17	spread of rabies	1,486,000
18	For grants to rape crisis centers for	
19	services to rape victims and programs to	
20	prevent rape	1,224,000
21	State grants for a program of family plan-	
22	ning services pursuant to article 2 of the	
23	public health law	15,818,000
24	For grants to sudden infant death syndrome	
25	centers	41,100
26	For services and expenses of the tick-borne	
27	disease institute, including grants for	
28	research and prevention, detection, and	
29	treatment of Lyme disease and other tick-	
30	borne illnesses	150,000
31	For services and expenses to implement the	
32	lead poisoning prevention act of 1992,	
33	including funding to local health depart-	
34	ments to meet increased needs for educa-	
35	tion, screening and follow-up including a	
36	suballocation to the office of temporary	
37	and disability assistance	4,000,000
38	For services and expenses of existing	
39	Alzheimer's disease assistance centers as	
40	established pursuant to chapter 586 of the	
41	laws of 1987	486,000
42	For services and expenses including payment	
43	of health insurance premiums and	
44	reimbursement of health care providers for	
45	services rendered to individuals enrolled	
46	in the cystic fibrosis program pursuant to	
47	chapter 851 of the laws of 1987	621,000
48	For services and expenses to implement the	
49	early intervention program act of 1992.	
50	The moneys hereby appropriated shall be	
51	available for payment of financial assist-	
52	ance heretofore accrued or hereafter to	
53	accrue	204,000,000
54	The moneys hereby appropriated shall be	
55	available for respite services for fami-	
56	lies of eligible children. Such moneys	
57	shall be allocated to each municipality by	
58	the department of health as determined by	
59	the department, to reimburse such munici-	
60	palities in the amount of 50 percent of	
61	the costs of respite services provided to	
62	eligible children and their families with	

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1	the approval of the early intervention	
2	official, in accordance with section 2547	
3	of the public health law, section 69-4.18	
4	of title 10 of the New York codes rules	
5	and regulation and standards established	
6	by the department for the provision of	
7	respite services. The moneys allocated to	
8	each municipality by the department shall	
9	be the total amount of respite funds	
10	available for such purpose	2,000,000
11	For services and expenses of an early diag-	
12	nosis and control program for diabetes ...	148,900
13	For services and expenses including an	
14	education program related to a children's	
15	asthma program. The department shall make	
16	grants within the amounts appropriated	
17	therefore to local health agencies, health	
18	care providers, school, school-based	
19	health centers and community-based organ-	
20	izations and other organizations with	
21	demonstrated interest and expertise in	
22	serving persons with asthma to develop and	
23	implement regional or community plans	
24	which may include the following activ-	
25	ities: self-management programs in elemen-	
26	tary schools, conducting public and	
27	provider education programs and implement-	
28	ing protocols for collection of data on	
29	asthma-related school absenteeism and	
30	emergency room visits. In making grants	
31	the commissioner may give priority consid-	
32	eration to entities serving areas of the	
33	state with high incidence and prevalence	
34	of asthma	54,000
35	For services and expenses of an abstinence	
36	education program	2,600,000
37	For services and expenses of the cancer	
38	registry	50,000
39	For state grants for cancer detection and	
40	education program pursuant to chapter 328	
41	of the laws of 1989 as amended	4,000,000
42	For services and expenses of cancer perman-	
43	ency planning, legal and family counseling	
44	services	500,000
45	For services and expenses of the health and	
46	social services sexuality-related programs	
47	2,373,300
48	For services and expenses of the osteoporo-	
49	sis prevention and education program. The	
50	commissioner of health, pursuant to a plan	
51	subject to the approval of the director of	
52	the budget, may transfer funds to the	
53	state operations budget of Helen Hayes	
54	hospital for this program	66,000
55	For services and expenses of a childhood	
56	cancer awareness program	36,000
57	For state grants to improve access to infer-	
58	tility services, treatments, and proce-	
59	dures. Funds shall be allocated from this	
60	appropriation pursuant to a plan prepared	
61	by the commissioner of health and approved	
62	by the director of the budget	4,000,000

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1	For services and expenses associated with	
2	red cross emergency response preparedness,	
3	including support for capital projects and	
4	ensuring an adequate blood supply. Funds	
5	shall be allocated from this appropriation	
6	pursuant to a plan prepared by the commis-	
7	sioner of health and approved by the	
8	director of the budget	5,000,000
9	For services and expenses of education,	
10	support services and early diagnosis	
11	related to Alzheimer's disease	250,000
12	For services and expenses of the brain trau-	
13	ma foundation	500,000
14	For services and expenses of the arthritis	
15	foundation	250,000
16	For grants to community based programs	
17	providing support, educational and	
18	outreach services to persons diagnosed	
19	with breast cancer	200,000
20	For services and expenses of the New York	
21	state task force to increase organ and	
22	tissue donation, for the New York state	
23	donor registry awareness campaign	250,000
24	Notwithstanding any inconsistent provision	
25	of law, effective October 1, 2006, expen-	
26	ditures made from this appropriation shall	
27	effectively provide a cost of living	
28	adjustment for providers of the following	
29	services, as determined by the commis-	
30	sioner of the department of health, red	
31	cross emergency preparedness, nutrition	
32	education and outreach, obesity preven-	
33	tion, nutritional services to pregnant	
34	women, infants and children, hunger	
35	prevention and nutrition assistance pro-	
36	gram, Indian health, asthma, prenatal care	
37	assistance program, rape crisis, early	
38	intervention, health and human services	
39	sexuality related programs, infertility,	
40	maternity and early childhood foundation,	
41	abstinence education, family planning,	
42	school health, sudden infant death syn-	
43	drome education and outreach, childhood	
44	lead poisoning prevention, enhanced ser-	
45	vices for kids, act for youth, children	
46	with special health care needs, regional	
47	perinatal data centers, migrant health,	
48	dental services, osteoporosis prevention,	
49	eating disorders, cancer services, cancer	
50	registry, healthy heart, Alzheimer's	
51	disease assistance centers, Alzheimer's	
52	research and education, diabetes screen-	
53	ing, education, and prevention, tobacco	
54	control, rabies, tick-borne disease, im-	
55	munization, public health campaign, sex-	
56	ually transmitted diseases, and tuber-	
57	culosis control. The commissioner of the	
58	department of health shall determine the	
59	standards and requirements necessary for	
60	reimbursement of such increases. Further,	
61	all such increases shall be made pursuant	
62	to a provider attestation regarding the	

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1 use of such funds to be provided in the
2 format prescribed by the department. Funds
3 shall be allocated from this appropriation
4 pursuant to a plan prepared by the commis-
5 sioner and approved by the director of the
6 budget 6,430,000
7 -----
8 Program account subtotal 547,117,300
9 -----
10
11 Special Revenue Funds - Federal / State Operations
12 Federal USDA-Food and Nutrition Services Fund - 261
13 Child and Adult Care Food Account
14
15 For the grant period October 1, 2005 to
16 September 30, 2006 3,251,000
17 For the grant period October 1, 2006 to
18 September 30, 2007 4,207,000
19 -----
20 Program account subtotal 7,458,000
21 -----
22
23 Special Revenue Funds - Federal / Aid to Localities
24 Federal USDA-Food and Nutrition Services Fund - 261
25 Child and Adult Care Food Account
26
27 For various federal food and nutritional
28 services. The moneys hereby appropriated
29 shall be available for payment of finan-
30 cial assistance heretofore accrued:
31
32 For the grant period October 1, 2005 to
33 September 30, 2006 82,300,000
34 For the grant period October 1, 2006 to
35 September 30, 2007 100,200,000
36 -----
37 Program account subtotal 182,500,000
38 -----
39
40 Special Revenue Funds - Federal / State Operations
41 Federal USDA-Food and Nutrition Services Fund - 261
42 Federal Food and Nutrition Services Account
43
44 For various food and nutritional services:
45
46 For the grant period October 1, 2005 to
47 September 30, 2006 21,013,000
48 For the grant period October 1, 2006 to
49 September 30, 2007 26,288,000
50 -----
51 Program account subtotal 47,301,000
52 -----
53
54 Special Revenue Funds - Federal / Aid to Localities
55 Federal USDA-Food and Nutrition Services Fund - 261
56 Federal Food and Nutrition Services Account
57
58 For various federal food and nutritional
59 services. The moneys hereby appropriated
60 shall be available for payment of finan-
61 cial assistance heretofore accrued:
62

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1	For the grant period October 1, 2005 to	
2	September 30, 2006	176,700,000
3	For the grant period October 1, 2006 to	
4	September 30, 2007	215,200,000
5		-----
6	Program account subtotal	391,900,000
7		-----
8		
9	Special Revenue Funds - Federal / State Operations	
10	Federal Health and Human Services Fund - 265	
11		
12	For various health prevention, diagnostic,	
13	detection and treatment services:	
14		
15	For grants beginning prior to April 1, 2006.	16,478,000
16	For grants beginning on or after April 1,	
17	2006	7,671,000
18		-----
19	Program fund subtotal	24,149,000
20		-----
21		
22	Special Revenue Funds - Federal / Aid to Localities	
23	Federal Health and Human Services Fund - 265	
24		
25	For various health prevention, diagnostic,	
26	detection and treatment services:	
27		
28	For grants beginning prior to April 1, 2006.	75,000
29	For grants beginning on or after April 1,	
30	2006	35,381,000
31		-----
32	Program fund subtotal	35,456,000
33		-----
34		
35	Special Revenue Funds - Federal / State Operations	
36	Federal Health and Human Services Fund - 265	
37	Abstinence Education Account	
38		
39	For the grant period October 1, 2005 to	
40	September 30, 2006	451,000
41	For the grant period October 1, 2006 to	
42	September 30, 2007	451,000
43		-----
44	Program account subtotal	902,000
45		-----
46		
47	Special Revenue Funds - Federal / Aid to Localities	
48	Federal Health and Human Services Fund - 265	
49	Abstinence Education Account	
50		
51	For the grant period October 1, 2006 to	
52	September 30, 2007	4,982,000
53		-----
54	Program account subtotal	4,982,000
55		-----
56		
57	Special Revenue Funds - Federal / State Operations	
58	Federal Department of Education Fund - 267	
59	Individuals with Disabilities-Part C Account	
60		
61	For activities related to a handicapped	
62	infants and toddlers program:	

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1 For the grant period beginning on or after
 2 July 1, 2005 8,150,000
 3 For the grant period beginning on or after
 4 July 1, 2006 9,780,000
 5 -----
 6 Program account subtotal 17,930,000
 7 -----
 8
 9 Special Revenue Funds - Federal / Aid to Localities
 10 Federal Department of Education Fund - 267
 11 Individuals with Disabilities-Part C Account
 12
 13 For activities related to a handicapped
 14 infants and toddlers program:
 15
 16 For the grant period beginning on or after
 17 July 1, 2006 29,220,000
 18 -----
 19 Program account subtotal 29,220,000
 20 -----
 21 Special Revenue Funds - Federal / State Operations
 22 Federal Block Grant Fund - 269
 23
 24 For various health prevention, diagnostic,
 25 detection and treatment services:
 26
 27 For the grant period October 1, 2005 to
 28 September 30, 2006 9,018,000
 29 For the grant period October 1, 2006 to
 30 September 30, 2007 10,370,000
 31 -----
 32 Program fund subtotal 19,388,000
 33 -----
 34
 35 Special Revenue Funds - Federal / Aid to Localities
 36 Federal Block Grant Fund - 269
 37
 38 For various health prevention, diagnostic,
 39 detection and treatment services.
 40 The commissioners of health and education
 41 shall establish additional school-based
 42 health center projects under chapter 198
 43 of the laws of 1978 with in the amount
 44 appropriated herein. The commissioner of
 45 health is hereby authorized to waive any
 46 provisions of the public health law and
 47 regulations, to issue appropriate operat-
 48 ing certificates, and to enter into con-
 49 tracts with article 28 facilities, to
 50 provide funds, to establish, support and
 51 conduct projects to provide improved and
 52 expanded school health services for pre-
 53 school and school-age children. No more
 54 than ten per centum of the amount appro-
 55 priated for such purpose shall be expended
 56 for services and expenses in connection
 57 with the administration and evaluation of
 58 such grants. Grants awarded under this
 59 appropriation shall be distributed and ad-
 60 ministered in accordance with regulations
 61 established by the commissioner of health.
 62

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1	For the grant period October 1, 2005 to	
2	September 30, 2006	23,245,000
3	For the grant period October 1, 2006 to	
4	September 30, 2007	26,732,000
5		-----
6	Program fund subtotal	49,977,000
7		-----
8		
9	Special Revenue Funds - Other / State Operations	
10	Combined Gifts, Grants and Bequests Fund - 020	
11	Alzheimer's Research Account	
12		
13	For alzheimer's disease research and assist-	
14	ance pursuant to chapter 590 of the laws	
15	of 1999	1,000,000
16		-----
17	Program account subtotal	1,000,000
18		-----
19		
20	Special Revenue Funds - Other / State Operations	
21	Combined Gifts, Grants and Bequests Fund - 020	
22	Autism Awareness and Research Account	
23		
24	For services and expenses related to autism	
25	awareness and research pursuant to section	
26	404-v of public health law and section 95-	
27	e of the state finance law	20,000
28		-----
29	Program account subtotal	20,000
30		-----
31		
32	Special Revenue Funds - Other / Aid to Localities	
33	Combined Gifts, Grants and Bequests Fund - 020	
34	NYS Prostate Cancer Research, Detection and Education	
35	Account	
36		
37	For prostate cancer research, detection and	
38	education pursuant to chapter 273 of the	
39	laws of 2004	1,000,000
40		-----
41	Program account subtotal	1,000,000
42		-----
43		
44	Special Revenue Funds - Other / State Operations	
45	Combined Gifts, Grants and Bequests Fund - 020	
46	Prostate and Testicular Cancer Research and Education	
47	Account	
48		
49	For prostate and testicular cancer research	
50	and education pursuant to section 97-ccc	
51	of the state finance law	150,000
52		-----
53	Program account subtotal	150,000
54		-----
55		
56	Special Revenue Funds - Other / Aid to Localities	
57	HCRA Resources Fund - 061	
58	Health Care Services Account	
59		
60	For services and expenses of a statewide	
61	public health campaign for tuberculosis	
62	control and prevention and for screening	

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1	and education activities regarding sexual-	
2	ly transmitted diseases, provided that any	
3	funds allocated under this section shall	
4	not supplant existing local funds or state	
5	funds allocated to county health depart-	
6	ments under article 6 of the public health	
7	law. Up to \$300,000 of this appropriation	
8	may be transferred to the general fund -	
9	state purposes account for the adminis-	
10	tration of this program by the department	
11	of health	6,200,000
12	For services and expenses related to the	
13	Indian health program. The moneys hereby	
14	appropriated shall be for payment of	
15	financial assistance heretofore accrued or	
16	hereafter to accrue	13,500,000
17	State aid to municipalities for medical	
18	services for the rehabilitation of phys-	
19	ically handicapped children, pursuant to	
20	article 6 of the public health law	4,000,000
21	For services and expenses for a school	
22	health program	4,321,000
23	For services and expenses of the prenatal	
24	care assistance program. Up to 100 percent	
25	of this appropriation may be suballocated	
26	to the medical assistance program general	
27	fund - local assistance account to be	
28	matched by federal funds	2,640,000
29	For state grants for the breast cancer	
30	detection and education program pursuant	
31	to chapter 328 of the laws of 1989 as	
32	amended, which may include coverage of	
33	geographic areas not presently covered by	
34	the program where the need for such	
35	services is demonstrated. Up to \$110,000	
36	may be transferred to state operations for	
37	administration of this program	2,470,000
38	For breast cancer awareness programs for	
39	school students conducted by organizations	
40	approved pursuant to chapter 328 of the	
41	laws of 1989 as amended	150,000
42	For the statewide breast cancer hotline to	
43	provide breast cancer information, educa-	
44	tion and support services	175,000
45	For grants to community based programs	
46	providing support, educational and	
47	outreach services to persons diagnosed	
48	with breast cancer	250,000
49	For services and expenses related to tobacco	
50	enforcement, education and related activ-	
51	ities, pursuant to chapter 433 of the laws	
52	of 1997. Of amounts appropriated herein,	
53	up to \$500,000 may be used for educational	
54	programs. A portion of this appropriation	
55	may be transferred to state operations ...	2,500,000
56	For services and expenses of the maternity	
57	and early childhood foundation	1,300,000
58	For services and expenses of the Adelphi	
59	university breast cancer support program..	125,000
60	For transfer to the comprehensive care	
61	center for eating disorders development	
62	fund	500,000

DEPARTMENT OF HEALTH

STATE OPERATIONS AND AID TO LOCALITIES 2006-07

1	For state aid to municipalities for a	
2	program of immunization against German	
3	measles and other communicable diseases,	
4	pursuant to article 6 of the public health	
5	law	8,000,000
6	For services and expenses related to the	
7	childhood obesity prevention program	1,500,000
8	For services and expenses related to emer-	
9	gency preparedness and to stockpile medi-	
10	cations and supplies in the event of a	
11	pandemic, including the avian flu	29,000,000
12		-----
13	Program account subtotal	76,631,000
14		-----
15		
16	Special Revenue Funds - Other / Aid to Localities	
17	HCRA Resources Fund - 061	
18	Hospital Based Grants Program Account	
19		
20	For services and expenses related to provid-	
21	ing nutritional services to pregnant	
22	women, infants, and children. Notwith-	
23	standing any other provision of law to the	
24	contrary, up to 5 percent of the amount	
25	appropriated may be transferred to the	
26	general fund - state purposes account for	
27	the administration of this program by the	
28	department of health	9,303,000
29	For grants in aid to contract for hyperten-	
30	sion prevention, screening and treatment	
31	programs	727,000
32	State grants for a program of family plan-	
33	ning services pursuant to article 2 of the	
34	public health law	2,497,000
35	For grants to rape crisis centers for	
36	services to rape victims and programs to	
37	prevent rape	131,000
38	For services and expenses for a school	
39	health program	2,179,000
40	For services and expenses of breast cancer	
41	detection and education	275,000
42	For services and expenses of tuberculosis	
43	treatment, detection and prevention	650,000
44	For services and expenses of a lead poison-	
45	ing prevention program	400,000
46		-----
47	Program account subtotal	16,162,000
48		-----
49		
50	Special Revenue Funds - Other / State Operations	
51	HCRA Resources Fund - 061	
52	Tobacco Control and Cancer Services Account	
53		
54	Maintenance undistributed	
55	For services and expenses related to the	
56	tobacco control and cancer services	
57	programs authorized pursuant to sections	
58	2807-r and 1399-ii of the public health	
59	law	2,260,000
60		-----
61	Program account subtotal	2,260,000
62		-----

DEPARTMENT OF HEALTH

STATE OPERATIONS AND AID TO LOCALITIES 2006-07

1	Special Revenue Funds - Other / State Operations	
2	Miscellaneous Special Revenue Fund - 339	
3	Cable Television Account	
4		
5	Maintenance undistributed	
6	For services and expenses related to public	
7	service education, with specific emphasis	
8	on public health issues	454,000
9		-----
10	Program account subtotal	454,000
11		-----
12		
13	Special Revenue Funds - Other / Aid to Localities	
14	Miscellaneous Special Revenue Fund - 339	
15	Comprehensive Care Center for Eating Disorders Develop-	
16	ment Grant Account	
17		
18	For services and expenses of providing	
19	development grants to comprehensive care	
20	centers for eating disorders provided	
21	pursuant to chapter 114 of the laws of	
22	2004	1,000,000
23		-----
24	Program account subtotal	1,000,000
25		-----
26		
27	Special Revenue Funds - Other / State Operations	
28	Miscellaneous Special Revenue Fund - 339	
29	CSFP Salvage Account	
30		
31	For services and expenses of the department	
32	of health related to the commodity supple-	
33	mental food program	25,000
34		-----
35	Program account subtotal	25,000
36		-----
37		
38	Special Revenue Funds - Other / State Operations	
39	Miscellaneous Special Revenue Fund - 339	
40	Diabetes Research and Education Account	
41		
42	For diabetes research and education pursuant	
43	to chapter 339 of the laws of 2001	100,000
44		-----
45	Program account subtotal	100,000
46		-----
47		
48	Special Revenue Funds - Other / Aid to Localities	
49	Miscellaneous Special Revenue Fund - 339	
50	Local Public Health Services Account	
51		
52	For services and expenses of the local	
53	public health services program. Notwith-	
54	standing section 607 of the public health	
55	law these funds shall be allocated for	
56	state aid to municipalities for a program	
57	of immunization against German measles,	
58	and other communicable diseases, pursuant	
59	to article 6 of the public health law	1,100,000
60	For state aid to municipalities, notwith-	
61	standing section 607 of the public health	
62	law, for the operation of local health	

DEPARTMENT OF HEALTH

STATE OPERATIONS AND AID TO LOCALITIES 2006-07

1	departments and for the provision of	
2	general public health services pursuant to	
3	article 6 of the public health law for	
4	activities under the jurisdiction of the	
5	commissioner of health	3,050,000
6	Notwithstanding any other provision of law	
7	to the contrary, this appropriation is	
8	available for transfer to the state oper-	
9	ations miscellaneous special revenue fund	
10	- local public health services program	
11	account, in the administration and execu-	
12	tive direction program fiscal management	
13	group	242,000
14	Notwithstanding any other provision of law	
15	to the contrary, this appropriation is	
16	available for contractual audits of local-	
17	ities to supplement the audits performed	
18	by the department of health	200,000
19		-----
20	Program account subtotal	4,592,000
21		-----
22		
23	Special Revenue Funds - Other / State Operations	
24	Miscellaneous Special Revenue Fund - 339	
25	Tobacco Enforcement and Education Account	
26		
27	For services and expenses related to tobacco	
28	enforcement, education and related activ-	
29	ities, pursuant to chapter 162 of the laws	
30	of 2002	75,000
31		-----
32	Program account subtotal	75,000
33		-----
34		
35	Special Revenue Funds - Other / State Operations	
36	Miscellaneous Special Revenue Fund - 339	
37	Women, Infants, and Children (WIC) Civil Monetary	
38	Account	
39		
40	For services and expenses of the department	
41	of health related to the special supple-	
42	mental nutrition program for women,	
43	infants and children	5,000,000
44		-----
45	Program account subtotal	5,000,000
46		-----
47		
48	CENTER FOR ENVIRONMENTAL HEALTH PROGRAM	52,537,000
49		-----
50		
51	General Fund / State Operations	
52	State Purposes Account - 003	
53		
54	Personal service	7,350,000
55	Nonpersonal service	1,937,000
56		-----
57	Program account subtotal	9,287,000
58		-----
59		

DEPARTMENT OF HEALTH

STATE OPERATIONS AND AID TO LOCALITIES 2006-07

1	General Fund / Aid to Localities	
2	Local Assistance Account - 001	
3		
4	For services and expenses related to the	
5	water supply protection program	6,000,000
6		-----
7	Program account subtotal	6,000,000
8		-----
9		
10	Special Revenue Funds - Federal / State Operations	
11	Federal Health and Human Services Fund - 265	
12		
13	For various health prevention, diagnostic,	
14	detection and treatment services:	
15		
16	For grants beginning prior to April 1, 2006.	503,000
17	For grants beginning on or after April 1,	
18	2006	1,218,000
19		-----
20	Program fund subtotal	1,721,000
21		-----
22		
23	Special Revenue Funds - Federal / State Operations	
24	Federal Block Grant Fund - 269	
25		
26	For various health prevention, diagnostic,	
27	detection and treatment services:	
28		
29	For the grant period October 1, 2005 to	
30	September 30, 2006	2,754,000
31	For the grant period October 1, 2006 to	
32	September 30, 2007	3,166,000
33		-----
34	Program fund subtotal	5,920,000
35		-----
36		
37	Special Revenue Funds - Federal / Aid to Localities	
38	Federal Block Grant Fund - 269	
39		
40	For services and expenses of various health	
41	prevention, diagnostic, detection and	
42	treatment services:	
43		
44	For the grant period October 1, 2005 to	
45	September 30, 2006	1,491,000
46	For the grant period October 1, 2006 to	
47	September 30, 2007	1,715,000
48		-----
49	Program fund subtotal	3,206,000
50		-----
51		
52	Special Revenue Funds - Federal / State Operations	
53	Federal Operating Grants Fund - 290	
54	Federal Environmental Protection Agency Grants Account	
55		
56	For various environmental projects including	
57	suballocation for the department of envi-	
58	ronmental conservation:	
59		
60	For the grant period October 1, 2005 to	
61	September 30, 2006	3,703,000

DEPARTMENT OF HEALTH

STATE OPERATIONS AND AID TO LOCALITIES 2006-07

1	For the grant period October 1, 2006 to	
2	September 30, 2007	4,334,000
3		-----
4	Program account subtotal	8,037,000
5		-----
6		
7	Special Revenue Funds - Other / State Operations	
8	Environmental Conservation Special Revenue Fund - 301	
9	Low Level Radioactive Waste Account	
10		
11	For services and expenses of the low-level	
12	radioactive waste siting program:	
13		
14	Personal service	536,000
15	Nonpersonal service, including transfer to	
16	the energy research and development	
17	authority pursuant to chapter 673 of the	
18	laws of 1986, as amended by chapters 368	
19	and 913 of the laws of 1990	508,000
20	Fringe benefits	242,000
21		-----
22	Program account subtotal	1,286,000
23		-----
24		
25	Special Revenue Funds - Other / State Operations	
26	Environmental Protection and Oil Spill Compensation Fund	
27	- 303	
28		
29	For services and expenses related to the oil	
30	spill relocation network program:	
31		
32	Personal service	154,000
33	Nonpersonal service	71,000
34	Fringe benefits	71,000
35		-----
36	Program fund subtotal	296,000
37		-----
38		
39	Special Revenue Funds - Other / Aid to Localities	
40	Training and Education Program on Occupational Safety	
41	and Health Fund - 305	
42	OSH Training and Education Account	
43		
44	These funds shall be available to the	
45	department of health occupational safety	
46	and health training education account to	
47	conduct occupational and environmental	
48	lead study	200,000
49		-----
50	Program account subtotal	200,000
51		-----
52		
53	Special Revenue Funds - Other / State Operations	
54	Clean Air Fund - 314	
55	Operating Permit Program Account	
56		
57	For services and expenses of the department	
58	of health in developing, implementing and	
59	operating the operating permit program:	
60		
61	Personal service	327,000
62	Nonpersonal service	144,000

DEPARTMENT OF HEALTH

STATE OPERATIONS AND AID TO LOCALITIES 2006-07

1	Fringe benefits	148,000
2		-----
3	Program account subtotal	619,000
4		-----
5		
6	Special Revenue Funds - Other / State Operations	
7	Miscellaneous Special Revenue Fund - 339	
8	Asbestos Safety Training Account	
9		
10	For services and expenses of the asbestos	
11	safety training program:	
12		
13	Personal service	276,000
14	Nonpersonal service	154,000
15	Fringe benefits	125,000
16		-----
17	Program account subtotal	555,000
18		-----
19		
20	Special Revenue Funds - Other / State Operations	
21	Miscellaneous Special Revenue Fund - 339	
22	Occupational Health Clinics Account	
23		
24	For services and expenses of implementing	
25	and operating a statewide network of occu-	
26	pational health clinics for diagnostic,	
27	screening, treatment, referral, and educa-	
28	tion services:	
29		
30	Personal service	312,000
31	Nonpersonal service	5,653,000
32	Fringe benefits	143,000
33		-----
34	Program account subtotal	6,108,000
35		-----
36		
37	Special Revenue Funds - Other / State Operations	
38	Miscellaneous Special Revenue Fund - 339	
39	Radiological Health Protection Program Account	
40		
41	For services and expenses related to the	
42	radiological health protection account:	
43		
44	Personal service	1,564,000
45	Nonpersonal service	579,000
46	Fringe benefits	678,000
47		-----
48	Program account subtotal	2,821,000
49		-----
50		
51	Special Revenue Funds - Other / State Operations	
52	Miscellaneous Special Revenue Fund - 339	
53	Radon Detection Device Account	
54		
55	For services and expenses of the radon	
56	detection device distribution program	200,000
57		-----
58	Program account subtotal	200,000
59		-----
60		

DEPARTMENT OF HEALTH

STATE OPERATIONS AND AID TO LOCALITIES 2006-07

1	Special Revenue Funds - Other / State Operations	
2	Drinking Water Program Management and Administration	
3	Fund - 366	
4		
5	For services and expenses of the state	
6	revolving funds program:	
7		
8	Personal service	2,474,000
9	Nonpersonal service	1,272,000
10	Fringe benefits	1,135,000
11		
12	For services and expenses of the state	
13	revolving fund source water delineations	
14	and assessments	1,400,000
15		-----
16	Program fund subtotal	6,281,000
17		-----
18		
19	CHILD HEALTH INSURANCE PROGRAM	989,052,000
20		-----

21
22 Special Revenue Funds - Federal / State Operations
23 Federal Health and Human Services Fund - 265
24 Children's Health Insurance Account

25
26 The money hereby appropriated is available
27 for payment of aid heretofore accrued or
28 hereafter accrued.

29 For services and expenses related to the
30 children's health insurance program
31 provided pursuant to title XXI of the
32 federal social security act.

33 The money hereby appropriated is available
34 for payment of aid heretofore accrued or
35 hereafter accrued to municipalities.

36 Notwithstanding any inconsistent provision
37 of law and subject to a plan developed by
38 the commissioner of health and approved by
39 the director of the budget, local social
40 services districts shall be reimbursed for
41 additional administrative costs incurred
42 for recipient and applicant eligibility
43 and other administrative costs related to
44 the expansion of, or changes to, the
45 medical assistance program for children
46 under the age of 19 pursuant to P.L.
47 105-33 or chapter 2 of the laws of 1998.

48 Such reimbursement shall be made without any
49 local share of costs. Such reimbursement
50 shall not be subject to any aggregate
51 statewide reimbursement limit which may
52 otherwise limit reimbursement for the
53 administrative costs of the local social
54 services districts, provided, however,
55 such reimbursement shall be subject to the
56 limitation on certain payments for certain
57 expenditures set forth in subsection (c)
58 of section 2105 of the federal social
59 security act.

DEPARTMENT OF HEALTH

STATE OPERATIONS AND AID TO LOCALITIES 2006-07

1	For grants beginning prior to April 1, 2006.	28,859,000
2	For grants beginning on or after April 1,	
3	2006	35,272,000
4		-----
5	Program account subtotal	64,131,000
6		-----

7
8 Special Revenue Funds - Federal / Aid to Localities
9 Federal Health and Human Services Fund - 265
10 Children's Health Insurance Account

11
12 The money hereby appropriated is available
13 for payment of aid heretofore accrued or
14 hereafter accrued.

15 For services and expenses related to the
16 children's health insurance program,
17 pursuant to title XXI of the federal
18 social security act. Notwithstanding any
19 inconsistent provision of law and subject
20 to the approval of the director of the
21 budget, moneys hereby appropriated may be
22 transferred to the medical assistance
23 program, medicaid direct account, for
24 expansions of or changes to the medical
25 assistance program related to children
26 under the age of 19 pursuant to P.L.
27 105-33.

28 The money hereby appropriated is available
29 for payment of aid heretofore accrued or
30 hereafter accrued to municipalities.

31 Notwithstanding any inconsistent provision
32 of law and subject to the approval of the
33 director of the budget, moneys hereby
34 appropriated may be transferred to the
35 office of temporary and disability assist-
36 ance for payment of local administrative
37 costs related to the expansion of, or
38 changes to, the medical assistance program
39 related to children under the age of 19
40 pursuant to P.L. 105-33 or chapter 2 of
41 the laws of 1998.

42 Notwithstanding any inconsistent provision
43 of law and subject to a plan developed by
44 the commissioner of health and approved by
45 the director of the budget, local social
46 services districts shall be reimbursed for
47 additional administrative costs incurred
48 for recipient and applicant eligibility
49 and other administrative costs related to
50 the expansion of, or changes to, the
51 medical assistance program for children
52 under the age of 19 pursuant to P.L.
53 105-33 or chapter 2 of the laws of 1998.

54 Such reimbursement shall be made without any
55 local share of costs. Such reimbursement
56 shall not be subject to any aggregate
57 statewide reimbursement limit which may
58 otherwise limit reimbursement for the
59 administrative costs of the local social
60 services districts, provided, however,
61 such reimbursement shall be subject to the

DEPARTMENT OF HEALTH

STATE OPERATIONS AND AID TO LOCALITIES 2006-07

1 limitation on certain payments for certain
 2 expenditures set forth in subsection (c)
 3 of section 2105 of the federal social
 4 security act.
 5
 6 For grants beginning prior to April 1, 2006. 215,325,000
 7 For grants beginning on or after April 1,
 8 2006 263,175,000
 9 -----
 10 Program account subtotal 478,500,000
 11 -----
 12

13 Special Revenue Funds - Other / State Operations
 14 HCRA Resources Fund - 061
 15 Children's Health Insurance Account
 16

17 The money hereby appropriated is available
 18 for payment of aid heretofore accrued or
 19 hereafter accrued.

20 For services and expenses related to the
 21 children's health insurance program
 22 authorized pursuant to title 1-A of arti-
 23 cle 25 of the public health law.

24 The money hereby appropriated is available
 25 for payment of aid heretofore accrued or
 26 hereafter accrued to municipalities.

27 Notwithstanding any inconsistent provision
 28 of law and subject to a plan developed by
 29 the commissioner of health and approved by
 30 the director of the budget, local social
 31 services districts shall be reimbursed for
 32 additional administrative costs incurred
 33 for recipient and applicant eligibility
 34 and other administrative costs related to
 35 the expansion of, or changes to, the
 36 medical assistance program for children
 37 under the age of 19 pursuant to P.L.
 38 105-33 or chapter 2 of the laws of 1998.

39 Such reimbursement shall be made without any
 40 local share of costs. Such reimbursement
 41 shall not be subject to any aggregate
 42 statewide reimbursement limit which may
 43 otherwise limit reimbursement for the
 44 administrative costs of the local social
 45 services districts, provided, however,
 46 such reimbursement shall be subject to the
 47 limitation on certain payments for certain
 48 expenditures set forth in subsection (c)
 49 of section 2105 of the federal social
 50 security act.
 51

52 Personal service 2,428,000
 53 Nonpersonal service 7,881,000
 54 Fringe benefits 1,112,000
 55 -----
 56 Program account subtotal 11,421,000
 57 -----
 58

59 Special Revenue Funds - Other / Aid to Localities
 60 HCRA Resources Fund - 061
 61 Children's Health Insurance Account
 62

DEPARTMENT OF HEALTH

STATE OPERATIONS AND AID TO LOCALITIES 2006-07

1 The money hereby appropriated is available
2 for payment of aid heretofore accrued or
3 hereafter accrued.
4 For services and expenses related to the
5 children's health insurance program
6 authorized pursuant to title 1-A of arti-
7 cle 25 of the public health law.
8 The money hereby appropriated is available
9 for payment of aid heretofore accrued or
10 hereafter accrued to municipalities.
11 Notwithstanding any inconsistent provision
12 of law and subject to the approval of the
13 director of the budget, moneys hereby
14 appropriated may be transferred to the
15 office of temporary and disability assist-
16 ance for payment of local administrative
17 costs related to the expansion of, or
18 changes to, the medical assistance program
19 related to children under the age of 19
20 pursuant to P.L. 105-33 or chapter 2 of
21 the laws of 1998.
22 Notwithstanding any inconsistent provision
23 of law and subject to a plan developed by
24 the commissioner of health and approved by
25 the director of the budget, local social
26 services districts shall be reimbursed for
27 additional administrative costs incurred
28 for recipient and applicant eligibility
29 and other administrative costs related to
30 the expansion of, or changes to, the
31 medical assistance program for children
32 under the age of 19 pursuant to P.L.
33 105-33 or chapter 2 of the laws of 1998.
34 Such reimbursement shall be made without
35 any local share of costs. Such reimburse-
36 ment shall not be subject to any aggregate
37 statewide reimbursement limit which may
38 otherwise limit reimbursement for the
39 administrative costs of the local social
40 services districts, provided, however,
41 such reimbursement shall be subject to the
42 limitation on certain payments for certain
43 expenditures set forth in subsection (c)
44 of section 2105 of the federal social
45 security act 435,000,000
46 -----
47 Program account subtotal 435,000,000
48 -----
49
50 ELDERLY PHARMACEUTICAL INSURANCE COVERAGE PROGRAM 893,200,000
51 -----
52
53 Special Revenue Funds - Other / Aid to Localities
54 HCRA Resources Fund - 061
55 EPIC Premium Account
56
57 For services and expenses of the program for
58 elderly pharmaceutical insurance coverage,
59 including reimbursement to pharmacies
60 participating in such program.

DEPARTMENT OF HEALTH

STATE OPERATIONS AND AID TO LOCALITIES 2006-07

1 Notwithstanding any inconsistent provision
2 of law, rule or regulation to the con-
3 trary, for the period April 1, 2006
4 through March 31, 2007, the elderly
5 pharmaceutical insurance coverage program
6 shall not provide coverage of drugs for
7 the treatment of sexual or erectile
8 dysfunction, unless such drugs are used to
9 treat a condition, other than sexual or
10 erectile dysfunction, for which the drugs
11 have been approved by the federal food and
12 drug administration.

13 Notwithstanding any inconsistent provision
14 of law, rule or regulation to the con-
15 trary, for the period April 1, 2006
16 through March 31, 2007, for purposes of
17 reimbursement by the elderly pharmaceuti-
18 cal insurance program for covered drugs,
19 the "allowed amount" shall be defined as
20 follows: (i) for multiple source covered
21 drugs, except for brand name drugs that
22 are required by the prescriber to be
23 dispensed as written, the allowed amount
24 for a multiple source covered drug shall
25 equal the lower of: (1) the pharmacy's
26 usual and customary charge to the general
27 public, taking into consideration any
28 quantity and promotional discounts to the
29 general public at the time of purchase or
30 (2) the sum of the upper limit set by the
31 centers for medicare and medicaid services
32 for such multiple source drug, or average
33 wholesale price discounted by 30 percent
34 when no upper limit has been established
35 by the centers for medicare and medicaid
36 services for such multiple source drug,
37 plus a dispensing fee as defined in para-
38 graph (c) of subdivision 1 of section 250
39 of the elder law; (ii) for other covered
40 drugs, the allowed amount for brand name
41 drugs required by the prescriber to be
42 dispensed as written and for covered drugs
43 other than multiple source drugs shall be
44 determined by applying the lower of: (1)
45 average wholesale price discounted by 15
46 percent, plus a dispensing fee as defined
47 in such paragraph (c) of subdivision 1 of
48 section 250 of the elder law, or (2) the
49 pharmacy's usual and customary charge to
50 the general public, taking into consid-
51 eration any quantity and promotional dis-
52 counts to the general public at the time
53 of purchase.

54 Notwithstanding any provision of law, rule
55 or regulation to the contrary, for the
56 period April 1, 2006 through March 31,
57 2007, as a condition of continued eligi-
58 bility for benefits under part D of title
59 XVIII, an elderly pharmaceutical insurance
60 program participant is required to pro-
61 vide, and to authorize the program to
62 obtain, any information or documentation

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STATE OPERATIONS AND AID TO LOCALITIES 2006-07

1 required to establish the participant's
2 eligibility for a full premium subsidy
3 under section 1860D-14 of the federal
4 social security act. A program participant
5 who is found eligible for such subsidy
6 must enroll in part D as a condition of
7 continued participation in the program,
8 unless such enrollment will result in
9 significant additional financial liability
10 on behalf of the participant.
11 The moneys hereby appropriated shall be
12 available for payment of financial assist-
13 ance heretofore accrued 598,200,000
14 -----
15 Program account subtotal 598,200,000
16 -----
17
18 Special Revenue Funds - Other / State Operations
19 Miscellaneous Special Revenue Fund - 339
20 EPIC Premium Account
21
22 Personal service 1,701,000
23 Nonpersonal service 16,452,000
24 Fringe benefits 779,000
25
26 Maintenance undistributed
27 For suballocation to the state office for
28 the aging for the administration of the
29 elderly pharmaceutical insurance coverage
30 program 193,000
31 -----
32 Program account subtotal 19,125,000
33 -----
34
35 Special Revenue Funds - Other / Aid to Localities
36 Miscellaneous Special Revenue Fund - 339
37 EPIC Premium Account
38
39 For services and expenses of the program for
40 elderly pharmaceutical insurance coverage,
41 including reimbursement to pharmacies
42 participating in such program.
43 Notwithstanding any inconsistent provision
44 of law, rule or regulation to the con-
45 trary, for the period April 1, 2006
46 through March 31, 2007, the elderly
47 pharmaceutical insurance coverage program
48 shall not provide coverage of drugs for
49 the treatment of sexual or erectile
50 dysfunction, unless such drugs are used to
51 treat a condition, other than sexual or
52 erectile dysfunction, for which the drugs
53 have been approved by the federal food and
54 drug administration.
55 Notwithstanding any inconsistent provision
56 of law, rule or regulation to the con-
57 trary, for the period April 1, 2006
58 through March 31, 2007, for purposes of
59 reimbursement by the elderly pharmaceuti-
60 cal insurance program for covered drugs,
61 the "allowed amount" shall be defined as
62 follows: (i) for multiple source covered

DEPARTMENT OF HEALTH

STATE OPERATIONS AND AID TO LOCALITIES 2006-07

1 drugs, except for brand name drugs that
 2 are required by the prescriber to be
 3 dispensed as written, the allowed amount
 4 for a multiple source covered drug shall
 5 equal the lower of: (1) the pharmacy's
 6 usual and customary charge to the general
 7 public, taking into consideration any
 8 quantity and promotional discounts to the
 9 general public at the time of purchase or
 10 (2) the sum of the upper limit set by the
 11 centers for medicare and medicaid services
 12 for such multiple source drug, or average
 13 wholesale price discounted by 30 percent
 14 when no upper limit has been established
 15 by the centers for medicare and medicaid
 16 services for such multiple source drug,
 17 plus a dispensing fee as defined in para-
 18 graph (c) of subdivision 1 of section 250
 19 of the elder law; (ii) for other covered
 20 drugs, the allowed amount for brand name
 21 drugs required by the prescriber to be
 22 dispensed as written and for covered drugs
 23 other than multiple source drugs shall be
 24 determined by applying the lower of: (1)
 25 average wholesale price discounted by 15
 26 percent, plus a dispensing fee as defined
 27 in such paragraph (c) of subdivision 1 of
 28 section 250 of the elder law, or (2) the
 29 pharmacy's usual and customary charge to
 30 the general public, taking into consid-
 31 eration any quantity and promotional dis-
 32 counts to the general public at the time
 33 of purchase.

34 Notwithstanding any provision of law, rule
 35 or regulation to the contrary, for the
 36 period April 1, 2006 through March 31,
 37 2007, as a condition of continued eligi-
 38 bility for benefits under part D of title
 39 XVIII, an elderly pharmaceutical insurance
 40 program participant is required to pro-
 41 vide, and to authorize the program to
 42 obtain, any information or documentation
 43 required to establish the participant's
 44 eligibility for a full premium subsidy
 45 under section 1860D-14 of the federal
 46 social security act. A program participant
 47 who is found eligible for such subsidy
 48 must enroll in part D as a condition of
 49 continued participation in the program,
 50 unless such enrollment will result in
 51 significant additional financial liability
 52 on behalf of the participant.

53 The moneys hereby appropriated shall be
 54 available for payment of financial assist-
 55 ance heretofore accrued 275,875,000

56 -----
 57 Program account subtotal 275,875,000

58 -----
 59

DEPARTMENT OF HEALTH

STATE OPERATIONS AND AID TO LOCALITIES 2006-07

1	HEALTH CARE FINANCING PROGRAM	16,839,000
2		-----
3		
4	General Fund / State Operations	
5	State Purposes Account - 003	
6		
7	Personal service	7,198,000
8	Nonpersonal service	1,216,000
9		-----
10	Program account subtotal	8,414,000
11		-----
12		
13	Special Revenue Funds - Other / State Operations	
14	HCRA Resources Fund - 061	
15	Provider Collection Monitoring Account	
16		
17	For services and expenses related to admin-	
18	istration of statutory duties for the	
19	collections authorized by sections 2807-j,	
20	2807-s, 2807-t and 2807-v of the public	
21	health law and the assessments authorized	
22	by sections 2807-d, 3614-a and 3614-b of	
23	the public health law and section 367-i of	
24	the social services law pursuant to chap-	
25	ter 41 of the laws of 1992:	
26		
27	Personal service	1,864,000
28	Nonpersonal service	975,000
29	Fringe benefits	854,000
30		-----
31	Program account subtotal	3,693,000
32		-----
33		
34	Special Revenue Funds - Other / State Operations	
35	Miscellaneous Special Revenue Fund - 339	
36	1200-Hospital and Nursing Home Management Account	
37		
38	For services and expenses of inspecting,	
39	regulating, supervising and auditing	
40	hospital and nursing home companies incor-	
41	porated and authorized under articles 28-A	
42	and 28-B of the public health law, from	
43	funds received pursuant to these activ-	
44	ities:	
45		
46	Personal service	2,603,000
47	Nonpersonal service	937,000
48	Fringe benefits	1,192,000
49		-----
50	Program account subtotal	4,732,000
51		-----
52		
53	HEALTH CARE REFORM ACT PROGRAM	1,154,310,000
54		-----
55		
56	Special Revenue Funds - Other / Aid to Localities	
57	HCRA Resources Fund - 061	
58	HCRA Program Account	
59		
60	For services, expenses, grants and transfers	
61	necessary to implement the health care	
62	reform act program in accordance with	

DEPARTMENT OF HEALTH

STATE OPERATIONS AND AID TO LOCALITIES 2006-07

1 section 2807-j, 2807-k, 2807-l, 2807-m,
2 2807-s and 2807-v of the public health
3 law. The moneys hereby appropriated shall
4 be available for payments heretofore
5 accrued or hereafter to accrue. Notwith-
6 standing any inconsistent provision of
7 law, the moneys hereby appropriated may be
8 increased or decreased by interchange or
9 transfer with any appropriation of the
10 department of health or by transfer or
11 suballocation to any appropriation of the
12 department of insurance, the office of
13 mental health and the state office for the
14 aging subject to the approval of the
15 director of the budget, who shall file
16 such approval with the department of audit
17 and control and copies thereof with the
18 chairman of the senate finance committee
19 and the chairman of the assembly ways and
20 means committee. With the approval of the
21 director of the budget, up to 5 percent of
22 this appropriation may be used for state
23 operations purposes. At the direction of
24 the director of the budget, funds may also
25 be transferred directly to the general
26 fund for the purpose of repaying a draw on
27 the tobacco revenue guarantee fund.

28 For transfer to the pool administrator for
29 the purpose of making graduate medical
30 education payments, provided however, that
31 no incentive pool payments shall be made
32 from this appropriation until a comprehen-
33 sive payment plan has been approved by the
34 director of the budget 387,760,000

35 For transfer to Roswell park cancer insti-
36 tute corporation 78,000,000

37 For suballocation to the state insurance
38 department related to the healthy NY
39 program 124,800,000

40 For suballocation to the state insurance
41 department related to the physicians
42 excess medical malpractice program 113,750,000

43 For transfer to health research incorporated
44 (HRI) for the AIDS drug assistance program
45 60,000,000

46 For state grants for the health workforce
47 retraining program 29,200,000

48 For transfer to the pool administrator for
49 the purposes of making state grants to
50 public hospitals for recruitment and
51 retention of health care workers 52,200,000

52 For suballocation to the state insurance
53 department for the health maintenance
54 organization direct pay market program ... 40,000,000

55 For services and expenses related to the
56 tobacco use prevention and control program
57 including grants to support cancer re-
58 search 80,650,000

59 For transfer to the Roswell park cancer in-
60 stitute to support operating costs asso-
61 ciated with cancer research 15,000,000

DEPARTMENT OF HEALTH

STATE OPERATIONS AND AID TO LOCALITIES 2006-07

1	For transfer to the dormitory authority of	
2	the state of New York for the health	
3	facility restructuring program	20,000,000
4	For services and expenses of the New York	
5	state area health education center program	
6	1,600,000
7	For state grants for rural health care	
8	access development and rural health care	
9	delivery development	18,700,000
10	For transfer to the pool administrator for	
11	state grants to public residential health	
12	care facilities for recruitment and	
13	retention of health care workers	16,200,000
14	For services and expenses related to priori-	
15	ty pool distributions as designated by the	
16	commissioner of health	24,500,000
17	For state grants for cancer related services	
18	19,000,000
19	For state grants pursuant to a memorandum of	
20	understanding entered into by the commis-	
21	sioner, the majority leader of the senate	
22	and the speaker of the assembly, for	
23	purposes outlined in such memorandum and	
24	upon the recommendation of the majority	
25	leader of the senate	8,500,000
26	For state grants pursuant to a memorandum of	
27	understanding entered into by the commis-	
28	sioner, the majority leader of the senate	
29	and the speaker of the assembly, for	
30	purposes outlined in such memorandum and	
31	upon the recommendation of the speaker of	
32	the assembly	8,500,000
33	For transfer to the pool administrator for	
34	distributions related to school based	
35	health clinics	7,000,000
36	For services and expenses related to the	
37	disease management demonstration program..	7,500,000
38	For transfer to the pool administrator for	
39	state grants to non-public general hospi-	
40	tals pursuant to paragraph (c) of subdivi-	
41	sion 30 of section 2807-c of the public	
42	health law	7,850,000
43	For services and expenses related to audit-	
44	ing or payment of audit contracts to	
45	determine payor and provider compliance	
46	requirements	5,000,000
47	For transfer to the pool administrator for	
48	state grants for poison control centers ..	5,100,000
49	For transfer to the pool administrator for	
50	state grants to non-public general hospi-	
51	tals pursuant to paragraph (e) of subdivi-	
52	sion 25 of section 2807-c of the public	
53	health law	5,000,000
54	For services and expenses related to the	
55	telemedicine demonstration program	2,000,000
56	For services and expenses related to the	
57	long term care insurance education and	
58	outreach program	1,950,000
59	For services and expenses related to study-	
60	ing pay for performance initiatives	10,000,000

DEPARTMENT OF HEALTH

STATE OPERATIONS AND AID TO LOCALITIES 2006-07

1	For services and expenses related to the	
2	pool administration	4,550,000
3		-----
4	Program account subtotal	1,154,310,000
5		-----
6		
7	HEALTH CARE STANDARDS AND SURVEILLANCE PROGRAM	130,253,000
8		-----
9		
10	General Fund / State Operations	
11	State Purposes Account - 003	
12		
13	Personal service	36,691,000
14	Nonpersonal service	15,717,000
15		
16	Maintenance undistributed	
17	For suballocation to the office of mental	
18	health to support the survey activities of	
19	psychiatric residential treatment facil-	
20	ities	273,000
21		-----
22	Program account subtotal	52,681,000
23		-----
24		
25	General Fund / Aid to Localities	
26	Local Assistance Account - 001	
27		
28	For contractual services related to medical	
29	necessity and quality of care reviews	
30	related to medicaid patients and to moni-	
31	tor health care services provided to	
32	persons with AIDS	9,185,000
33	For an operating assistance subprogram for	
34	enriched housing. To the extent that funds	
35	are appropriated for such purposes, the	
36	department is authorized to pay an operat-	
37	ing subsidy for SSI recipients who are	
38	residents in certified not-for-profit or	
39	public enriched housing programs. Such	
40	subsidy shall not exceed \$115 per month	
41	per each SSI recipient and will be paid	
42	directly to the certified operator. If	
43	appropriations are not sufficient to meet	
44	such maximum monthly payments, such subsi-	
45	dy shall be reduced proportionately	546,000
46		-----
47	Program account subtotal	9,731,000
48		-----
49		
50	Special Revenue Funds - Federal / Aid to Localities	
51	Federal Operating Grants Fund - 290	
52	United States Department of Justice Account	
53		
54	For expenses incurred in the administration	
55	of Harold Rogers prescription drug moni-	
56	toring program relating to the prescribing	
57	and dispensing of controlled substances:	
58	For the grant period June 1, 2006 to May 31,	
59	2007	400,000
60		-----
61	Program account subtotal	400,000
62		-----

DEPARTMENT OF HEALTH

STATE OPERATIONS AND AID TO LOCALITIES 2006-07

1	Special Revenue Funds - Other / State Operations	
2	HCRA Resources Fund - 061	
3	Emergency Medical Services Account	
4		
5	For services and expenses related to emer-	
6	gency medical services administration:	
7	For expenses of the general public health	
8	work - EMS reimbursement	1,500,000
9	For expenses of the EMS regional councils	
10	and program agencies	3,455,000
11	Personal service	2,431,000
12	Fringe benefits and indirect costs	1,932,000
13	Other contractual services and nonpersonal	
14	service	1,032,000
15	For expenses related to training courses and	
16	instructor development	10,350,000
17		-----
18	Program account subtotal	20,700,000
19		-----

20
 21 Special Revenue Fund - Other / Aid to Localities
 22 HCRA Resources Fund - 061
 23 Health Services Account
 24

25 For services and expenses related to adult
 26 home initiatives including but not limited
 27 to, social and recreational services; pro-
 28 grams to support wellness including smok-
 29 ing cessation; falls prevention; maintain-
 30 ing or improving physical mobility, cogni-
 31 tive functioning or overall health; and
 32 advocacy and legal support.

33 Notwithstanding any inconsistent provision
 34 of law and subject to the approval of the
 35 director of the budget, moneys hereby
 36 appropriated may be transferred to the
 37 office of mental health, the office for
 38 the aging, and the commission on quality
 39 of care and advocacy for persons with
 40 disabilities. Moneys herein appropriated
 41 may be used for the purpose of awarding
 42 grants to operators of adult homes,
 43 enriched housing programs and residences
 44 through the enhancing abilities and life
 45 experience (EnAbLE) program to improve the
 46 quality of life and independence for resi-
 47 dents. Use of program funds may include,
 48 but shall not be limited to, independent
 49 living skills training, vocational or
 50 educational programs; peer specialists;
 51 employment specialist; or services and
 52 supports to allow residents to maintain
 53 independence in their activities of daily
 54 living. Such grants shall be made pursuant
 55 to criteria established by the department
 56 of health.

57 A preference in funding shall be granted to
 58 applicants for use of program funds which
 59 would serve residents receiving supplemen-
 60 tal security income and/or safety net. No
 61 grants shall be made unless the department
 62 of health receives satisfactory documenta-

DEPARTMENT OF HEALTH

STATE OPERATIONS AND AID TO LOCALITIES 2006-07

1 tion that the resident council of any
 2 facility for which funds are requested has
 3 endorsed the proposed use of funds as set
 4 forth in the grant application 2,750,000
 5 -----
 6 Program account subtotal 2,750,000
 7 -----
 8
 9 Special Revenue Funds - Other / State Operations
 10 Miscellaneous Special Revenue Fund - 339
 11 1200-Hospital and Nursing Home Management Account
 12
 13 For services and expenses of inspecting,
 14 regulating, supervising and auditing
 15 hospital and nursing home companies incor-
 16 porated and authorized under articles 28-A
 17 and 28-B of the public health law, from
 18 funds received pursuant to these activ-
 19 ities:
 20
 21 Personal service 534,000
 22 Nonpersonal service 276,000
 23 Fringe benefits 245,000
 24 -----
 25 Program account subtotal 1,055,000
 26 -----
 27
 28 Special Revenue Funds - Other / State Operations
 29 Miscellaneous Special Revenue Fund - 339
 30 Adult Home Quality Enhancement Account
 31
 32 Maintenance undistributed
 33 For services and expenses to promote
 34 programs to improve the quality of care
 35 for residents in adult homes 350,000
 36 -----
 37 Program account subtotal 350,000
 38 -----
 39
 40 Special Revenue Funds - Other / State Operations
 41 Miscellaneous Special Revenue Fund - 339
 42 Certificate of Need Account
 43
 44 For services and expenses, including indi-
 45 rect costs, related to the certificate of
 46 need program:
 47
 48 Personal service 2,146,000
 49 Nonpersonal service 1,341,000
 50 Fringe benefits 983,000
 51 -----
 52 Program account subtotal 4,470,000
 53 -----
 54
 55 Special Revenue Funds - Other / State Operations
 56 Miscellaneous Special Revenue Fund - 339
 57 Criminal Background Check Account
 58
 59 Maintenance undistributed
 60 For services and expenses related to
 61 required criminal background checks of
 62 non-licensed long term care employees

DEPARTMENT OF HEALTH

STATE OPERATIONS AND AID TO LOCALITIES 2006-07

1	including employees of nursing homes,	
2	certified home health agencies, long term	
3	home health care providers, AIDS home care	
4	providers, and licensed home care service	
5	agencies	5,000,000
6		-----
7	Program account subtotal	5,000,000
8		-----
9		
10	Special Revenue Funds - Other / State Operations	
11	Miscellaneous Special Revenue Fund - 339	
12	Funeral Directing Account	
13		
14	For services and expenses of a statewide program,	
15	including indirect costs, related to the	
16	funeral direction administration program:	
17		
18	Personal service	198,000
19	Nonpersonal service	184,000
20	Fringe benefits	91,000
21		-----
22	Program account subtotal	473,000
23		-----
24		
25	Special Revenue Funds - Other / State Operations	
26	Miscellaneous Special Revenue Fund - 339	
27	Assisted Living Residence Quality Oversight Account	
28		
29	For services and expenses related to the	
30	oversight and licensing activities for	
31	assisted living facilities:	
32		
33	Personal Service.....	1,235,000
34	Nonpersonal Service.....	199,000
35	Fringe Benefits.....	566,000
36		-----
37	Program account subtotal	2,000,000
38		-----
39		
40	Special Revenue Funds - Other / State Operations	
41	Miscellaneous Special Revenue Fund - 339	
42	Nurses Aide Registry Account	
43		
44	For services and expenses of administrative	
45	costs related to the nurses aide registry	
46	program:	
47		
48	Personal service	149,000
49	Nonpersonal service	3,653,000
50	Fringe benefits	68,000
51		-----
52	Program account subtotal	3,870,000
53		-----
54		
55	Special Revenue Funds - Other / State Operations	
56	Miscellaneous Special Revenue Fund - 339	
57	Professional Medical Conduct Account	
58		
59	For services and expenses, including indi-	
60	rect costs, related to the professional	
61	medical conduct program:	
62		

DEPARTMENT OF HEALTH

STATE OPERATIONS AND AID TO LOCALITIES 2006-07

1	Personal service	9,836,000	
2	Nonpersonal service	9,441,000	
3	Fringe benefits	4,506,000	
4			
5	Maintenance undistributed		
6	For services and expenses of the medical		
7	society contract authorized pursuant to		
8	chapter 582 of the laws of 1984	990,000	
9	For services and expenses of the profes-		
10	sional medical conduct program	1,000,000	
11		-----	
12	Available for maintenance undistributed ..	1,990,000	
13		-----	
14	Program account subtotal	25,773,000	
15		-----	
16			
17	Special Revenue Funds - Other / State Operations		
18	Miscellaneous Special Revenue Fund - 339		
19	Quality of Care Improvement Account		
20			
21	Maintenance undistributed		
22	For services and expenses related to the		
23	protection of the health or property of		
24	residents of residential health care		
25	facilities that are found to be deficient		
26	including, but not limited to, payment for		
27	the cost of relocation of residents to		
28	other facilities and the maintenance and		
29	operation of a facility pending correction		
30	of deficiencies or closure	1,000,000	
31		-----	
32	Program account subtotal	1,000,000	
33		-----	
34			
35	INSTITUTIONAL MANAGEMENT PROGRAM	140,337,000	
36		-----	
37			
38	Special Revenue Funds - Other / State Operations		
39	Combined Gifts, Grants and Bequests Fund - 020		
40	Batavia Home Donation Account		
41			
42	Maintenance undistributed		
43	For services and expenses of patient bene-		
44	fits and other activities and other		
45	services as funded by gifts and donations.	50,000	
46		-----	
47	Program account subtotal	50,000	
48		-----	
49			
50	Special Revenue Funds - Other / State Operations		
51	Combined Gifts, Grants and Bequests Fund - 020		
52	Helen Hayes Hospital Account		
53			
54	Maintenance undistributed		
55	For services and expenses of patient bene-		
56	fits and other activities and services as		
57	funded by gifts and donations	35,000	
58		-----	
59	Program account subtotal	35,000	
60		-----	
61			

DEPARTMENT OF HEALTH

STATE OPERATIONS AND AID TO LOCALITIES 2006-07

1	Special Revenue Funds - Other / State Operations	
2	Combined Gifts, Grants and Bequests Fund - 020	
3	New York City Veterans' Home Donation Account	
4		
5	Maintenance undistributed	
6	For services and expenses of patient bene-	
7	fits and other activities and other	
8	services as funded by gifts and donations.	50,000
9		-----
10	Program account subtotal	50,000
11		-----
12		
13	Special Revenue Funds - Other / State Operations	
14	Combined Gifts, Grants and Bequests Fund - 020	
15	Montrose Donation Account	
16		
17	Maintenance undistributed	
18	For services and expenses of patient bene-	
19	fits and other activities and other	
20	services as funded by gifts and donations.	50,000
21		-----
22	Program account subtotal	50,000
23		-----
24		
25	Special Revenue Funds - Other / State Operations	
26	Combined Gifts, Grants and Bequests Fund - 020	
27	Oxford Gifts and Donations Account	
28		
29	Maintenance undistributed	
30	For services and expenses of patient bene-	
31	fits and other activities and services as	
32	funded by gifts and donations	200,000
33		-----
34	Program account subtotal	200,000
35		-----
36		
37	Special Revenue Funds - Other / State Operations	
38	Miscellaneous Special Revenue Fund - 339	
39	Helen Hayes Hospital Account	
40		
41	For services and expenses of the Helen Hayes	
42	hospital including an affiliation agree-	
43	ment contract. Up to \$304,273 of this	
44	amount may be transferred to the depart-	
45	ment of law for services and expenses of a	
46	collection unit at Helen Hayes hospital ..	58,653,000
47	For services and expenses of the Helen Hayes	
48	hospital account. Notwithstanding any	
49	other law, rule or regulation to the	
50	contrary, funds shall be available for	
51	distribution pursuant to a plan approved	
52	by the director of the budget	569,000
53		-----
54	Program account subtotal	59,222,000
55		-----
56		
57	Special Revenue Funds - Other / State Operations	
58	Miscellaneous Special Revenue Fund - 339	
59	New York City Veterans' Home Account	
60		
61	For services and expenses of the New York	
62	city veterans' home. Up to \$370,000 of	

DEPARTMENT OF HEALTH

STATE OPERATIONS AND AID TO LOCALITIES 2006-07

1	this amount may be transferred to the	
2	department of law for services and	
3	expenses of a collection unit at the New	
4	York city veterans' home for the New York	
5	state home for veterans and their depen-	
6	dents at Oxford, the New York city veter-	
7	ans' home, the Western New York veterans'	
8	home and New York state veterans' home at	
9	Montrose	24,816,000
10		-----
11	Program account subtotal	24,816,000
12		-----
13		
14	Special Revenue Funds - Other / State Operations	
15	Miscellaneous Special Revenue Fund - 339	
16	New York State Home for Veterans and Their Dependents at	
17	Oxford Account	
18		
19	For services and expenses of the New York	
20	state home for veterans and their depen-	
21	dents at Oxford	20,640,000
22		-----
23	Program account subtotal	20,640,000
24		-----
25		
26	Special Revenue Funds - Other / State Operations	
27	Miscellaneous Special Revenue Fund - 339	
28	New York State Home for Veterans in the Lower-Hudson	
29	Valley Account	
30		
31	Maintenance undistributed	
32	For services and expenses of the New York	
33	state home for veterans in the lower-Hud-	
34	son Valley account	24,444,000
35		-----
36	Program account subtotal	24,444,000
37		-----
38		
39	Special Revenue Funds - Other / State Operations	
40	Miscellaneous Special Revenue Fund - 339	
41	Western New York Veterans' Home Account	
42		
43	For services and expenses of the Western New	
44	York veterans' home	10,820,000
45		-----
46	Program account subtotal	10,820,000
47		-----
48		
49	Enterprise Funds / State Operations	
50	Miscellaneous Enterprise Fund - 331	
51	Oxford Arts and Crafts Fund Account	
52		
53	Maintenance undistributed	
54	For services and expenses of patient bene-	
55	fits and other activities and services as	
56	funded by receipts from the sale of arts	
57	and crafts	10,000
58		-----
59	Program account subtotal	10,000
60		-----
61		

DEPARTMENT OF HEALTH

STATE OPERATIONS AND AID TO LOCALITIES 2006-07

1	OFFICE OF MANAGED CARE PROGRAM	15,432,000
2		-----
3		
4	General Fund / State Operations	
5	State Purposes Account - 003	
6		
7	Personal service	10,961,000
8	Nonpersonal service	4,411,000
9		-----
10	Program account subtotal	15,372,000
11		-----
12		
13	Special Revenue Funds - Other / State Operations	
14	Miscellaneous Special Revenue Fund - 339	
15	Continuing Care Retirement Community Account	
16		
17	Maintenance undistributed	
18	For services and expenses related to the	
19	establishment of continuing care retire-	
20	ment communities including expenses of the	
21	life care community council	60,000
22		-----
23	Program account subtotal	60,000
24		-----
25		
26	MEDICAID MANAGEMENT INFORMATION SYSTEM PROGRAM	172,520,000
27		-----
28		
29	General Fund / State Operations	
30	State Purposes Account - 003	
31		
32	For services and expenses for payment of	
33	liabilities accrued heretofore and here-	
34	after to accrue:	
35		
36	Nonpersonal service	76,797,000
37		-----
38	Program account subtotal	76,797,000
39		-----
40		
41	Special Revenue Funds - Federal / State Operations	
42	Federal Health and Human Services Fund - 265	
43		
44	For services and expenses related to the	
45	operation of an electronic medicaid eligi-	
46	bility verification system and operation	
47	of a medicaid override application system,	
48	and operation of a medicaid management	
49	information system, and development and	
50	operation of a replacement medicaid	
51	system. The moneys hereby appropriated	
52	shall be available for payment of liabil-	
53	ities heretofore accrued and hereafter to	
54	accrue.	
55	Notwithstanding any inconsistent provision	
56	of law and subject to the approval of the	
57	director of the budget, the amount appro-	
58	propriated herein may be increased or	
59	decreased by interchange with any other	
60	appropriation or with any other item or	
61	items within the amounts appropriated	
62	within the department of health special	

DEPARTMENT OF HEALTH

STATE OPERATIONS AND AID TO LOCALITIES 2006-07

1 revenue funds - federal with the approval
2 of the director of the budget who shall
3 file such approval with the department of
4 audit and control and copies thereof with
5 the chairman of the senate finance commit-
6 tee and the chairman of the assembly ways
7 and means committee.
8
9 For the grant period October 1, 2005 to
10 September 30, 2006 40,000,000
11 For the grant period October 1, 2006 to
12 September 30, 2007 55,723,000
13 -----
14 Program fund subtotal 95,723,000
15 -----
16
17 MAINTENANCE UNDISTRIBUTED 0
18 -----
19
20 General Fund / State Operations
21 State Purposes Account - 003
22
23 Less amounts appropriated as offsets from
24 the special revenue funds - other, miscel-
25 laneous special revenue fund - 339, quali-
26 ty of care account, hospital and nursing
27 home management account, nurses aide
28 registry account, recoveries and revenue
29 account, third-party health insurance
30 recoveries account and medicaid inquiry
31 account. Notwithstanding any contrary
32 provision of law, these offsets shall
33 reduce general fund appropriations within
34 the various programs of the department of
35 health funded from the state purposes
36 account (108,962,000)
37 Less additional amounts appropriated as
38 offsets from the special revenue funds -
39 other, miscellaneous special revenue fund
40 - 339, quality of care account. Notwith-
41 standing any contrary provision of law,
42 these offsets shall reduce general fund
43 appropriations within the various programs
44 of the department of health funded from
45 the state purposes account (30,000,000)
46 -----
47 Program account subtotal (138,962,000)
48 -----
49
50 Special Revenue Funds - Other / State Operations
51 Miscellaneous Special Revenue Fund - 339
52 Hospital and Nursing Home Management Account
53
54 Amount appropriated as an offset to the
55 general fund - state purposes account with
56 various department of health programs. The
57 director of the budget is hereby author-
58 ized to apportion funds to the various
59 programs of this agency from this appro-
60 priation by certificate of approval 7,800,000
61 -----

DEPARTMENT OF HEALTH

STATE OPERATIONS AND AID TO LOCALITIES 2006-07

1	Program account subtotal	7,800,000
2		-----
3		
4	Special Revenue Funds - Other / State Operations	
5	Miscellaneous Special Revenue Fund - 339	
6	Medicaid Inquiry Account	
7		
8	Amount appropriated as an offset to the	
9	general fund - state purposes account with	
10	various department of health programs. The	
11	director of the budget is hereby author-	
12	ized to apportion funds to the various	
13	programs of this agency from this appro-	
14	priation by certificate of approval	500,000
15		-----
16	Program account subtotal	500,000
17		-----
18		
19	Special Revenue Funds - Other / State Operations	
20	Miscellaneous Special Revenue Fund - 339	
21	Nurses Aide Registry Account	
22		
23	Amount appropriated as an offset to the	
24	general fund - state purposes account with	
25	various department of health programs. The	
26	director of the budget is hereby author-	
27	ized to apportion funds to the various	
28	programs of this agency from this appro-	
29	priation by certificate of approval	300,000
30		-----
31	Program account subtotal	300,000
32		-----
33		
34	Special Revenue Funds - Other / State Operations	
35	Miscellaneous Special Revenue Fund - 339	
36	Quality of Care Account	
37		
38	Amount appropriated as an offset to the	
39	general fund - state purposes account with	
40	various department of health programs. The	
41	director of the budget is hereby author-	
42	ized to apportion funds to the various	
43	programs of this agency from this appro-	
44	priation by certificate of approval	95,412,000
45	For additional amounts appropriated as an	
46	offset to the general fund - state	
47	purposes account with various department	
48	of health programs. The director of the	
49	budget is hereby authorized to apportion	
50	funds to the various programs of this	
51	agency from this appropriation by certif-	
52	icate of approval	30,000,000
53		-----
54	Program account subtotal	125,412,000
55		-----
56		
57	Special Revenue Funds - Other / State Operations	
58	Miscellaneous Special Revenue Fund - 339	
59	Recoveries and Revenue Account	
60		
61	Amount appropriated as an offset to the	
62	general fund - state purposes account with	

DEPARTMENT OF HEALTH

STATE OPERATIONS AND AID TO LOCALITIES 2006-07

1	various department of health programs. The	
2	director of the budget is hereby author-	
3	ized to apportion funds to the various	
4	programs of this agency from this appro-	
5	priation by certificate of approval	3,700,000
6		-----
7	Program account subtotal	3,700,000
8		-----
9		
10	Special Revenue Funds - Other / State Operations	
11	Miscellaneous Special Revenue Fund - 339	
12	Third-Party Health Insurance Recoveries Account	
13		
14	Amount appropriated as an offset to the	
15	general fund - state purposes account with	
16	various department of health programs. The	
17	director of the budget is hereby author-	
18	ized to apportion funds to the various	
19	programs of this agency from this appro-	
20	priation by certificate of approval	1,250,000
21		-----
22	Program account subtotal	1,250,000
23		-----
24		
25	General Fund / Aid to Localities	
26	Local Assistance Account - 001	
27		
28	Less amounts appropriated as an offset from	
29	the special revenue funds - other, miscel-	
30	laneous special revenue fund - 339, quali-	
31	ty of care account. Notwithstanding any	
32	contrary provision of law, this offset	
33	shall reduce general fund appropriations	
34	within the various programs of the depart-	
35	ment of health funded from the local	
36	assistance account	(7,288,000)
37		-----
38	Program account subtotal	(7,288,000)
39		-----
40		
41	Special Revenue Funds - Other / Aid to Localities	
42	Miscellaneous Special Revenue Fund - 339	
43	Quality of Care Account	
44		
45	Amount appropriated as an offset to the	
46	general fund - local assistance account	
47	with various department of health	
48	programs. The director of the budget is	
49	hereby authorized to apportion funds to	
50	the various programs of this agency from	
51	this appropriation by certificate of	
52	approval	7,288,000
53		-----
54	Program account subtotal	7,288,000
55		-----
56		
57	OFFICE OF MEDICAID MANAGEMENT PROGRAM	3,737,328,000
58		-----
59		
60	General Fund / State Operations	
61	State Purposes Account - 003	
62		

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STATE OPERATIONS AND AID TO LOCALITIES 2006-07

1 Notwithstanding any other provision of law,
2 the money hereby appropriated may be
3 increased or decreased by interchange,
4 with any appropriation of the department
5 of health, and may be increased or
6 decreased by transfer or suballocation
7 between these appropriated amounts and
8 appropriations of the medicaid inspector
9 general, office of mental health, office
10 of mental retardation and develop-mental
11 disabilities and office of alcoholism and
12 substance abuse services with the approval
13 of the director of the budget, who shall
14 file such approval with the department of
15 audit and control and copies thereof with
16 the chairman of the senate finance com-
17 mittee and the chairman of the assembly
18 ways and means committee.
19

20	Personal service	26,418,000
21	Nonpersonal service	4,955,000
22		
23	Maintenance undistributed	
24	For services and expenses of medical assist-	
25	ance related administrative activities ...	20,054,000
26		-----
27	Program account subtotal	51,427,000
28		-----
29		
30	General Fund / Aid to Localities	
31	Local Assistance Account - 001	
32		
33	For services and expenses related to trau-	
34	matic brain injury including but not	
35	limited to services rendered to individ-	
36	uals enrolled in the federally approved	
37	home and community based services (HCBS)	
38	waiver and including personal and nonper-	
39	sonal services spending originally author-	
40	ized by appropriations and reappropri-	
41	ations enacted prior to 1996. All or part	
42	of this appropriation may be transferred	
43	to state operations	11,477,000
44		-----
45	Program account subtotal	11,477,000
46		-----
47		
48	Special Revenue Funds - Federal / State Operations	
49	Federal Health and Human Services Fund - 265	
50		
51	For services and expenses for the medical	
52	assistance program and administration of	
53	the medical assistance program and survey	
54	and certification program, provided pursu-	
55	ant to title XIX of the federal social	
56	security act.	
57	Notwithstanding any inconsistent provision	
58	of law and subject to the approval of the	
59	director of the budget, moneys hereby	
60	appropriated may be increased or decreased	
61	by transfer or suballocation between these	
62	appropriated amounts and appropriations of	

DEPARTMENT OF HEALTH

STATE OPERATIONS AND AID TO LOCALITIES 2006-07

1 other state agencies and appropriations of
2 the department of health. Notwithstanding
3 any inconsistent provision of law and
4 subject to approval of the director of the
5 budget, moneys hereby appropriated may be
6 transferred or suballocated to other state
7 agencies for reimbursement to local
8 government entities for services and
9 expenses related to administration of the
10 medical assistance program.
11

12 For the grant period October 1, 2005 to
13 September 30, 2006 1,786,881,000
14 For the grant period October 1, 2006 to
15 September 30, 2007 1,859,816,000
16 -----
17 Program fund subtotal 3,646,697,000
18 -----
19

20 Special Revenue Fund - Federal / State Operations
21 Federal Health and Human Services Fund - 265
22 MT Medicaid Administration
23

24 Notwithstanding any other provision of law,
25 the money hereby appropriated may be
26 increased or decreased by interchange,
27 with any appropriation of the department
28 of health, and may be increased or
29 decreased by transfer or suballocation
30 between these appropriated amounts and
31 appropriations of the medicaid inspector
32 general, office of mental health, office
33 of mental retardation and develop-mental
34 disabilities and office of alcoholism and
35 substance abuse services with the approval
36 of the director of the budget, who shall
37 file such approval with the department of
38 audit and control and copies thereof with
39 the chairman of the senate finance commit-
40 tee and the chairman of the assembly ways
41 and means committee.
42

43 Personal service 3,766,000
44 Nonpersonal service 11,961,000
45 -----
46 Program account subtotal 15,727,000
47 -----
48

49 Special Revenue Funds - Other / State Operations
50 HCRA Resources Fund - 061
51 Medicaid Fraud Hotline and Medicaid Administration
52 Account
53

54 Maintenance undistributed
55 For services and expenses related to the
56 medicaid fraud hotline established pursu-
57 ant to chapter 1 of the laws of 1999 and
58 administrative expenses related to the
59 family health plus program pursuant to
60 section 369-ee of the social services law. 900,000
61 -----

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STATE OPERATIONS AND AID TO LOCALITIES 2006-07

1	Program account subtotal	900,000
2		-----
3		
4	Special Revenue Funds - Other / State Operations	
5	HCRA Resources Fund - 061	
6	Medical Assistance Account	
7		
8	Maintenance undistributed	
9	For services and expenses related to the	
10	administration and marketing of the family	
11	health plus program established pursuant	
12	to chapter 1 of the laws of 1999	5,000,000
13		-----
14	Program account subtotal	5,000,000
15		-----
16		
17	Special Revenue Funds - Other / State Operations	
18	Miscellaneous Special Revenue Fund - 339	
19	Disease Management Account	
20		
21	Maintenance undistributed	
22	For services and expenses related to disease	
23	management	5,000,000
24		-----
25	Program account subtotal	5,000,000
26		-----
27		
28	Special Revenue Funds - Other / State Operations	
29	Miscellaneous Special Revenue Fund - 339	
30	Medicaid Inquiry Account	
31		
32	Maintenance undistributed	
33	For services and expenses related to the	
34	cost of medicaid inquiry services	500,000
35		-----
36	Program account subtotal	500,000
37		-----
38		
39	Special Revenue Funds - Other / State Operations	
40	Miscellaneous Special Revenue Fund - 339	
41	Medicaid Research Projects Account	
42		
43	Maintenance undistributed	
44	For services and expenses related to improv-	
45	ing services to medical assistance recipi-	
46	ents and other medical assistance research	
47	activities	600,000
48		-----
49	Program account subtotal	600,000
50		-----
51		
52	MEDICAL ASSISTANCE ADMINISTRATION PROGRAM	613,805,000
53		-----
54		
55	General Fund / Aid to Localities	
56	Local Assistance Account - 001	
57		
58	For state reimbursement of local administra-	
59	tive expenses for medical assistance	
60	programs notwithstanding section 153 of	
61	the social services law.	

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STATE OPERATIONS AND AID TO LOCALITIES 2006-07

1 The money hereby appropriated is available
2 for payment of aid heretofore accrued or
3 hereafter to accrue to municipalities, and
4 to providers of medical services pursuant
5 to section 367-b of the social services
6 law, and shall be available to the depart-
7 ment net of disallowances, refunds,
8 reimbursements, and credits.

9 Notwithstanding any other provision of law,
10 the money hereby appropriated may be in-
11 creased or decreased by interchange, with
12 any appropriation of the department of
13 health, and may be increased or decreased
14 by transfer or suballocation between these
15 appropriated amounts and appropriations of
16 the department of family assistance office
17 of temporary and disability assistance and
18 office of children and family services
19 with the approval of the director of the
20 budget, who shall file such approval with
21 the department of audit and control and
22 copies thereof with the chairman of the
23 senate finance committee and the chairman
24 of the assembly ways and means committee.

25 Notwithstanding any inconsistent provision
26 of law, in lieu of payments authorized by
27 the social services law, or payments of
28 federal funds otherwise due to the local
29 social services districts for programs
30 provided under the federal social security
31 act or the federal food stamp act, funds
32 herein appropriated, in amounts certified
33 by the state commissioner of temporary and
34 disability assistance or the state commis-
35 sioner of health as due from local social
36 services districts each month as their
37 share of payments made pursuant to section
38 367-b of the social services law may be
39 set aside by the state comptroller in an
40 interest-bearing account in order to en-
41 sure the orderly and prompt payment of
42 providers under section 367-b of the so-
43 cial services law pursuant to an estimate
44 provided by the commissioner of health of
45 each local social services district's
46 share of payments made pursuant to section
47 367-b of the social services law 118,305,000

48 For contractual services related to medical
49 necessity and quality of care reviews
50 related to medicaid patients. Subject to
51 the approval of the director of the budg-
52 et, all or part of this appropriation may
53 be transferred to the health care stand-
54 ards and surveillance program, general
55 fund - local assistance account 3,700,000

56 The amount appropriated herein, together
57 with any federal matching funds obtained,
58 may be available to the department,
59 subject to the approval of the director of
60 the budget, for contractual services
61 related to a third party entity responsi-
62 ble for education of persons eligible for

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STATE OPERATIONS AND AID TO LOCALITIES 2006-07

1 medical assistance regarding their options
 2 for enrollment in managed care plans.
 3 Subject to the approval of the director of
 4 the budget, all or a part of this appro-
 5 priation may be transferred to the office
 6 of managed care, general fund - state
 7 purposes account. Notwithstanding any
 8 other provision of law, the money hereby
 9 appropriated may be increased or decreased
 10 by interchange, with any appropriation of
 11 the department of health, and may be
 12 increased or decreased by transfer or
 13 suballocation between these appropriated
 14 amounts 10,000,000
 15 -----
 16 Program account subtotal 132,005,000
 17 -----
 18

19 Special Revenue Funds - Federal / Aid to Localities
 20 Federal Health and Human Services Fund - 265
 21 Medicaid Administration Transfer Account
 22

23 For reimbursement of local administrative
 24 expenses of medical assistance programs
 25 provided pursuant to title XIX of the
 26 federal social security act or its succes-
 27 sor program.

28 The moneys hereby appropriated are to be
 29 available for payment of aid heretofore
 30 accrued or hereafter to accrue to munici-
 31 palities, and to providers of medical
 32 services pursuant to section 367-b of the
 33 social services law, shall be available to
 34 the department net of disallowances,
 35 refunds, reimbursements, and credits. The
 36 amounts appropriated herein may be avail-
 37 able for costs associated with a common
 38 benefit identification card, and subject
 39 to the approval of the director of the
 40 budget, these funds may be transferred to
 41 the credit of the state operations account
 42 medicaid management information systems
 43 program.

44 Notwithstanding any other provision of law,
 45 the money hereby appropriated may be in-
 46 creased or decreased by interchange, with
 47 any appropriation of the department of
 48 health, and may be increased or decreased
 49 by transfer or suballocation between these
 50 appropriated amounts and appropriations of
 51 the department of family assistance office
 52 of temporary and disability assistance and
 53 office of children and family services
 54 with the approval of the director of the
 55 budget, who shall file such approval with
 56 the department of audit and control and
 57 copies thereof with the chairman of the
 58 senate finance committee and the chairman
 59 of the assembly ways and means committee.

60 Notwithstanding any inconsistent provision
 61 of law, in lieu of payments authorized by
 62 the social services law, or payments of

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STATE OPERATIONS AND AID TO LOCALITIES 2006-07

1 federal funds otherwise due to the local
2 social services districts for programs
3 provided under the federal social security
4 act or the federal food stamp act, funds
5 herein appropriated, in amounts certified
6 by the state commissioner of temporary and
7 disability assistance or the state commis-
8 sioner of health as due from local social
9 services districts each month as their
10 share of payments made pursuant to section
11 367-b of the social services law may be
12 set aside by the state comptroller in an
13 interest-bearing account in order to en-
14 sure the orderly and prompt payment of
15 providers under section 367-b of the so-
16 cial services law pursuant to an estimate
17 provided by the commissioner of health of
18 each local social services district's
19 share of payments made pursuant to section
20 367-b of the social services law.

21
22 For the grant period October 1, 2004 to
23 September 30, 2005 240,900,000
24 For the grant period October 1, 2005 to
25 September 30, 2006 240,900,000
26 -----
27 Program account subtotal 481,800,000
28 -----
29
30 MEDICAL ASSISTANCE PROGRAM 37,076,585,000
31 -----
32
33 General Fund / Aid to Localities
34 Local Assistance Account - 001
35

36 For the medical assistance program, includ-
37 ing administrative expenses, for local
38 social services districts, and for medical
39 care rates for authorized child care agen-
40 cies.

41 The money hereby appropriated is to be
42 available for payment of aid heretofore
43 accrued or hereafter to accrue to munici-
44 palities, and to providers of medical
45 services pursuant to section 367-b of the
46 social services law, and for payment of
47 state aid to municipalities and to provid-
48 ers of family care where payment systems
49 through the fiscal intermediaries are not
50 operational, and shall be available to the
51 department net of disallowances, refunds,
52 reimbursements, and credits.

53 Notwithstanding any inconsistent provision
54 of law to the contrary, funds may be used
55 by the department for outside legal as-
56 sistance on issues involving the federal
57 government, the conduct of preadmission
58 screening and annual resident reviews
59 required by the state's medicaid program,
60 computer matching with insurance carriers

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STATE OPERATIONS AND AID TO LOCALITIES 2006-07

1 to insure that medicaid is the payer of
2 last resort and activities related to the
3 management of the pharmacy benefit avail-
4 able under the medicaid program.

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

29 Notwithstanding any inconsistent provision
30 of law, the amount hereby appropriated
31 shall be available for the designated
32 purposes, less the amount, as certified by
33 the director of the budget, of any trans-
34 fers from the general fund to the HCRA
35 resources fund, to reflect the state
36 savings attributable to this program
37 resulting from an increase in the federal
38 medical assistance percentage or other
39 increased federal medicaid funding avail-
40 able to the state pursuant to the applica-
41 ble provisions of the federal social secu-
42 rity act.

43 Notwithstanding any other provision of law,
44 the money hereby appropriated may be
45 increased or decreased by interchange,
46 with any appropriation of the department
47 of health, and may be increased or
48 decreased by transfer or suballocation
49 between these appropriated amounts and
50 appropriations of the office of alcoholism
51 and substance abuse services, the depart-
52 ment of family assistance office of tempo-
53 rary and disability assistance and office
54 of children and family services with the
55 approval of the director of the budget,
56 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.

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STATE OPERATIONS AND AID TO LOCALITIES 2006-07

1 Notwithstanding any inconsistent provision
2 of law to the contrary, the moneys hereby
3 appropriated may be used for payments to
4 the centers for medicaid and medicare
5 services for obligations incurred related
6 to the pharmaceutical costs of dually
7 eligible medicare/medicaid beneficiaries
8 participating in the medicare drug benefit
9 authorized by P.L.108-173.

10 Notwithstanding any inconsistent provision
11 of law, the moneys hereby appropriated
12 shall not be used for any existing rates,
13 fees, fee schedule, or procedures which
14 may affect the cost of care and services
15 provided by personal care providers, case
16 managers, health maintenance organiza-
17 tions, out of state medical facilities
18 which provide care and services to resi-
19 dents of the state, providers of transpor-
20 tation services, that are altered,
21 amended, adjusted or otherwise changed by
22 a local social services district unless
23 previously approved by the department of
24 health and the director of the budget.

25 Notwithstanding any inconsistent provision
26 of law, rule or regulation to the con-
27 trary, for the period July 1, 2006 through
28 March 31, 2007, persons who are eligible
29 for medical assistance and who are also
30 beneficiaries under part D of title XVIII
31 of the federal social security act, shall
32 not be eligible for medical assistance
33 coverage of drugs which are denominated as
34 "covered part D drugs" under section
35 1860D-2(e) of such act; provided however
36 that, for purposes of this paragraph,
37 "covered part D drugs" shall not mean
38 atypical anti-psychotics, anti-
39 depressants, anti-retrovirals used in the
40 treatment of HIV/AIDS, or anti-rejection
41 drugs used for the treatment of organ and
42 tissue transplants.

43 Notwithstanding any inconsistant provision
44 of law, rule or regulation to the con-
45 trary, up to \$13,000,000 may be used for
46 the purpose of rebasing residential health
47 care facilities effective January 1, 2007
48 through March 31, 2007 in accordance with
49 this paragraph. The operating component of
50 rates of payment by governmental agencies
51 for services provided by residential
52 health care facilities shall be computed
53 for the period January 1, 2007 through
54 March 31, 2007, such that 80 percent of
55 each such rate shall reflect utilization
56 of the reported base year operating costs
57 used to set each facility's 2005 rates,
58 and 20 percent of each such rate shall
59 reflect utilization of each such facil-
60 ity's reported base year operating costs
61 for 2003; provided that such rates shall
62 reflect trend factor adjustments made pur-

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STATE OPERATIONS AND AID TO LOCALITIES 2006-07

1 suant to applicable law and shall be ad-
2 justed for case mix in accordance with
3 applicable regulations; and provided that
4 residential health care facilities receiv-
5 ing rates of payment based on allowable
6 operating costs for a period subsequent to
7 January 1, 2003, shall continue to receive
8 rates of payment reflecting the allowable
9 operating costs from such subsequent
10 period; and further provided that this
11 rate rebasing methodology shall not apply
12 to rates of payment paid for services pro-
13 vided in the following residential health
14 care facilities or discrete units of such
15 facilities if the application of such
16 paragraph would result in a lesser rate of
17 payment: (i) residential health care
18 facilities or discrete units of such
19 facilities established for the care of
20 AIDS patients, as approved by the commis-
21 sioner; (ii) residential health facilities
22 or discrete units of such facilities es-
23 tablished for the care of patients under
24 the long-term inpatient rehabilitation
25 program for traumatic brain injured
26 patients, as established pursuant to
27 applicable regulations; (iii) residential
28 health care facilities or discrete units
29 of such facilities established for the
30 long-term care of ventilator dependent
31 residents, as approved by the commis-
32 sioner; (iv) residential health care
33 facilities or discrete units of such
34 facilities specifically designated and
35 approved by the commissioner for the pur-
36 pose of providing specialized programs for
37 residents requiring behavioral interven-
38 tions; and (v) residential health care
39 facilities or discrete units of such
40 facilities which provide extensive nurs-
41 ing, medical, psychological and counseling
42 support services solely to children, as
43 determined by the commissioner; and pro-
44 vided further, and notwithstanding any
45 provision of law or regulation to the
46 contrary, the implementation of the rate
47 rebasing methodology described herein
48 shall be contingent on the following three
49 cost containment measures being achieved:
50 (1) residential health care facility rates
51 of payment determined pursuant to article
52 28 of the public health law for services
53 provided on and after January 1, 2007
54 through March 31, 2007, except for the
55 establishment of any statewide or any peer
56 group base, mean, or ceiling prices per
57 day, shall be calculated utilizing only
58 the number of residents properly assessed
59 and reported in each patient classifica-
60 tion group and eligible for medical assis-
61 tance pursuant to title 11 of article 5 of
62 the social services law; (2) for services

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1 provided for the period January 1, 2007
2 through March 31, 2007, for computing the
3 indirect component of rates of payment for
4 residential health care facilities li-
5 censed under article 28 of the public
6 health law to operate 300 or more beds,
7 the commissioner of health shall utilize
8 the indirect peer group prices for
9 residential health care facilities li-
10 censed under this article to operate less
11 than 300 beds; and (3) for services pro-
12 vided for the period January 1, 2007
13 through March 31, 2007, the commissioner
14 of health shall utilize the free-standing
15 residential health care facility indirect
16 peer group prices, as computed in accor-
17 dance with applicable regulations, in
18 computing the allowable indirect component
19 of rates of payment for hospital based
20 residential health care facilities.

21 Notwithstanding any inconsistent provision
22 of law, rule or regulation to the con-
23 trary, for the period April 1, 2006
24 through March 31, 2007, for purposes of
25 determining prior authorization for a drug
26 requiring such authorization under the
27 medical assistance preferred drug program,
28 a prescriber's determination, after con-
29 sultation with the program, that a drug
30 that is not on the preferred drug list is
31 warranted, shall not be final; prior
32 authorization for the non-preferred drug
33 shall be denied if the prescriber fails to
34 meet the requirements of paragraph (a) of
35 subdivision 3 of section 273 of the public
36 health law or if, after consultation with
37 the program as described in paragraph (b)
38 of such subdivision, the program deter-
39 mines that the use of a prescription drug
40 that is not on the preferred drug list is
41 not warranted.

42 Notwithstanding any inconsistent provision
43 of law, rule or regulation to the con-
44 trary, for the period April 1, 2006
45 through March 31, 2007, for purposes of
46 determining prior authorization for a drug
47 requiring such authorization under the
48 medical assistance clinical drug review
49 program, a prescriber's determination that
50 the use of the prescription drug is war-
51 ranted shall not be final; prior author-
52 ization for the drug may be denied in
53 cases where, after consultation with the
54 prescriber, the program determines that
55 the use of the prescription drug is not
56 warranted, or where the department has
57 substantial evidence that the prescriber
58 or patient is engaged in fraud or abuse
59 relating to the drug.

60 Notwithstanding any inconsistent provision
61 of law, rule or regulation to the con-
62 trary, for the period April 1, 2006

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STATE OPERATIONS AND AID TO LOCALITIES 2006-07

1 through March 31, 2007, the commissioner
2 of health shall provide ten days public
3 notice on the department of health's web-
4 site prior to any meeting of the pharmacy
5 and therapeutics committee to develop
6 recommendations concerning the preferred
7 drug program; the commissioner shall pro-
8 vide notice of any recommendations devel-
9 oped by such committee regarding the pre-
10 ferred drug program, at least ten days
11 before any final determination by the
12 commissioner, by making such information
13 available on the department's website;
14 within a reasonable time after a final
15 determination regarding the preferred drug
16 program, the commissioner shall provide
17 public notice on the department's website
18 of such determinations, including: the na-
19 ture of the determination; an analysis of
20 the impact of the commissioner's determi-
21 nation on state public health plan popula-
22 tions and providers; and the projected
23 fiscal impact to the state public health
24 plan programs of the commissioner's deter-
25 mination.

26 Notwithstanding any inconsistent provision
27 of law, rule or regulation to the con-
28 trary, for the period April 1, 2006
29 through March 31, 2007, in establishing a
30 prior authorization requirement for a drug
31 under the clinical drug review program,
32 the commissioner shall, in addition to any
33 other factor required by law to be con-
34 sidered, consider the cost of the drug
35 compared to other drug therapies for the
36 same disease.

37 Notwithstanding any provision of law, rule
38 or regulation to the contrary, for the
39 period April 1, 2006 through March 31,
40 2007, the commissioner may require prior
41 authorization for a drug under the
42 clinical drug review program for a period
43 not to exceed 90 days when the commis-
44 sioner determines that an emergency situ-
45 ation requires such action. An emergency
46 includes, but is not limited to, approval
47 by the federal food and drug administra-
48 tion of a drug for treatment which the
49 commissioner determines is critical to the
50 care of patients but which should be
51 subject to prior authorization. If the
52 committee fails to review and approve the
53 drug for continued prior authorization
54 within such 90 day period, such prior
55 authorization requirement will lapse.

56 Notwithstanding any inconsistent provision
57 of law, rule or regulation to the con-
58 trary, for the period April 1, 2006
59 through March 31, 2007, persons who are
60 eligible for medical assistance shall not
61 be eligible for medical assistance cov-
62 erage of drugs for the treatment of sexual

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1 or erectile dysfunction, unless such drugs
2 are used to treat a condition, other than
3 sexual or erectile dysfunction, for which
4 the drugs have been approved by the fed-
5 eral food and drug administration.
6 Notwithstanding any inconsistent provision
7 of law, rule or regulation to the con-
8 trary, for the period April 1, 2006
9 through March 31, 2007, "health care
10 services" under the family health plus
11 program shall not include drugs for the
12 treatment of sexual or erectile dysfunc-
13 tion, unless such drugs are used to treat
14 a condition, other than sexual or erectile
15 dysfunction, for which the drugs have been
16 approved by the federal food and drug
17 administration.
18 Notwithstanding any inconsistent provision
19 of law, rule or regulation to the con-
20 trary, for the period April 1, 2006
21 through March 31, 2007, medical assistance
22 payment for drugs which may not be dis-
23 pensed without a prescription shall be
24 made at the following amounts: if the drug
25 dispensed is a multiple source prescrip-
26 tion drug or a brand-name prescription
27 drug for which no specific upper limit has
28 been set by the federal centers for medi-
29 care and medicaid services, the lower of
30 the estimated acquisition cost of such
31 drug to pharmacies, or the dispensing
32 pharmacy's usual and customary price
33 charged to the general public; (i) for
34 sole and multiple source brand name drugs,
35 estimated acquisition cost means the aver-
36 age wholesale price of a prescription drug
37 based upon the package size dispensed
38 from, as reported by the prescription drug
39 pricing service used by the department of
40 health, less 15 percent thereof, and
41 updated monthly by the department; for a
42 specialized HIV pharmacy, as defined in
43 paragraph (f) of subdivision 9 of section
44 367-a of the social services law, acquisi-
45 tion cost means the average wholesale
46 price of a prescription drug based upon
47 the package size dispensed from, as re-
48 ported by the prescription drug pricing
49 service used by the department, less 14
50 percent thereof, and updated monthly by
51 the department; (ii) for multiple source
52 generic drugs, estimated acquisition cost
53 means the lower of the average wholesale
54 price of a prescription drug based on the
55 package size dispensed from, as reported
56 by the prescription drug pricing service
57 used by the department, less 30 percent
58 thereof, or the maximum acquisition cost,
59 if any, established pursuant to paragraph
60 (e) of subdivision 9 of section 367-a of
61 the social services law or, for a
62 specialized HIV pharmacy, acquisition cost

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1 means the lower of the average wholesale
 2 price of a prescription drug based on the
 3 package size dispensed from, as reported
 4 by the prescription drug pricing service
 5 used by the department, less 22 percent
 6 thereof, or the maximum acquisition cost,
 7 if any, established pursuant to such
 8 paragraph (e).

9 Notwithstanding subparagraphs (i) and (ii) of
 10 paragraph (d) of subdivision 25 of section
 11 2807-c of the public health law, medicaid
 12 payment rates for general hospitals for
 13 periods on and after April 1, 2006 through
 14 March 31, 2007 for public and non-public
 15 general hospitals for purposes of reim-
 16 bursing graduate medical education costs
 17 shall be based on the following method-
 18 ology:

19 (i) Rate adjustments for each general hos-
 20 pital shall be based on the difference
 21 between the graduate medical education
 22 component, direct and indirect, of the
 23 2003 medical assistance inpatient rates of
 24 payment, including exempt unit per diem
 25 rates, and an estimate of what the grad-
 26 uate medical education component, direct
 27 and indirect, of such medical assistance
 28 inpatient rates of payment, including ex-
 29 empt unit per diem rates would be, stated
 30 at 2003 levels and calculated as follows:

31 (A) Each general hospital's total direct
 32 medical education costs as reported in
 33 the 2001 institutional cost report sub-
 34 mitted as of December 31, 2003, and

35 (B) An estimate of the total indirect
 36 medical education costs for 2001
 37 calculated in accordance with the
 38 methodology applicable for purposes of
 39 determining an estimate of indirect
 40 medical education costs pursuant to
 41 subparagraph (ii) of paragraph (c) of
 42 subdivision 7 of section 2807-c of the
 43 public health law. The indirect medical
 44 education costs shall equal the product
 45 of 2001 hospital specific inpatient
 46 operating costs, including exempt unit
 47 costs, and the indirect teaching cost
 48 percentage determined by the following
 49 formula:
 50 $1 - (1 / (1 + 1.89(((1+r)^{.405}) - 1)))$
 51 where r equals the ratio of residents
 52 and fellows to beds for 2001 adjusted to
 53 reflect the projected 2003 resident
 54 counts.

55 (C) Each hospital's rate adjustment shall
 56 be limited to 75 percent of the graduate
 57 medical education component included in
 58 its 2003 medical assistance inpatient
 59 rates of payment, including exempt unit
 60 rates. For periods on and after April 1,

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1 2007, through March 31, 2006, the 75 per-
2 cent limit shall not apply to rate de-
3 creases calculated pursuant to this
4 paragraph.

5 (D) For periods on and after April 1, 2006
6 through March 31, 2007 no public general
7 hospital shall receive a rate increase
8 calculated pursuant to paragraph (d) of
9 subdivision 25 of section 2807-c of the
10 public health law.

11 Notwithstanding any law, rule or regulation
12 to the contrary, for the period April 1,
13 2006 through March 31, 2007, volume ad-
14 justments made pursuant to paragraphs (e)
15 or (f) of subdivision 9 of section 2807-c
16 of the public health law to case based
17 rates of payment by state governmental
18 agencies for inpatient services provided
19 by a general hospital shall not contain
20 any adjustments to volume attributable to
21 rate periods on and after January 1, 2004,
22 reflecting a reduction in such general
23 hospital's case mix adjusted patient
24 length of stay for non-medicare benefici-
25 aries based on a comparison of the rate
26 year to such general hospital's volume
27 adjusted base year.

28 Notwithstanding any law or regulation to the
29 contrary, for the period April 1, 2006
30 through March 31, 2007, rates of payment
31 to general hospitals for inpatient ser-
32 vices provided to patients who are eligi-
33 ble for payments made by state govern-
34 mental agencies and who are determined to
35 be in diagnosis-related groups numbered
36 743, 745, 746, 748, 749, or 751, as deter-
37 mined in accordance with applicable regul-
38 ations, shall consist of the higher of:
39 (A) the sum of 75 percent of the operating
40 component of the case-based rate per dis-
41 charge, as adjusted by applicable service
42 intensity weights, provided for pursuant to
43 section 2807-c of the public health law,
44 plus capital cost reimbursement as
45 provided pursuant to section 2807-c of the
46 public health law and plus rate
47 adjustments as provided in subdivisions
48 30, 31 and 32 of section 2807-c of the
49 public health law, or, (B) the sum of an
50 amount equal to 120 percent of the fees
51 paid in the same locality pursuant to
52 section 43.02 of the mental hygiene law
53 for community based detoxification
54 services provided in facilities licensed
55 pursuant to article 32 of the mental
56 hygiene law, plus an amount equal to the
57 rate adjustments as provided in
58 subdivisions 30, 31 and 32 of section
59 2807-c of the public health law.

60 Notwithstanding subparagraph (i) of para-
61 graph (g) of subdivision 2 of section 2807
62 of the public health law and any other

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1 contrary provision of the law for the
2 period April 1, 2006 through March 31,
3 2007, specialized services shall not
4 include services for which the rate of
5 payment is established by the office of
6 mental health pursuant to section 43.02 of
7 the mental hygiene law.

8 Notwithstanding paragraph (c) of subdivision
9 10 of section 2807-c of the public health
10 law and section 21 of chapter 1 of the
11 laws of 1999 and any other inconsistent
12 provision of law or regulation to the con-
13 trary, in determining rates of payment by
14 state governmental agencies effective for
15 services provided on and after April 1,
16 2006 through March 31, 2007 and thereafter
17 for inpatient and outpatient services pro-
18 vided by general hospitals and for inpa-
19 tient services and outpatient adult day
20 health care services provided by residen-
21 tial health care facilities pursuant to
22 article 28 of the public health law, the
23 commissioner of health shall apply no
24 trend factor projections attributable to
25 the period January 1, 2006 through Decem-
26 ber 31, 2006. The commissioner of health
27 shall adjust rates of payment to reflect
28 the exclusion of such specified trend
29 factor projections or adjustments.

30 Notwithstanding any inconsistent provision
31 of law or regulation to the contrary, for
32 the period April 1, 2006 through March 31,
33 2007, for purposes of establishing rates
34 of payment by governmental agencies for
35 residential health care facilities li-
36 censed pursuant to the public health law,
37 the operating component of the rate for
38 any residential health care facility that
39 has not achieved 90 percent or greater
40 occupancy for any year within 5 calendar
41 years from the date of commencing opera-
42 tion, shall be re-calculated utilizing the
43 facility's most recently available re-
44 ported allowable costs divided by patient
45 days imputed at 90 percent occupancy;
46 provided further that such rates paid for
47 this period shall not contain a payment
48 factor for interest on current indebted-
49 ness if the residential health care
50 facility cost report utilized to determine
51 such payment factor also shows a with-
52 drawal of equity, a transfer of assets, or
53 a positive net income. The annual cost
54 report filed by each residential health
55 care facility for the 2005 calendar year
56 shall be examined and in the event the
57 operating costs reported by each such
58 facility in such cost report is less than
59 90 percent of the operating costs reported
60 in the cost report which is being utilized
61 to set such facility's rates of payment
62 for the period April 1, 2006 through March

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1 31, 2007, then such rates of payment shall
2 be re-calculated utilizing the operating
3 cost data for 2005.

4 Notwithstanding any inconsistent provision
5 of law or regulation to the contrary, for
6 the period April 1, 2006 through March 31,
7 2007, rates of payment for adult day
8 health care services provided by residen-
9 tial health care facilities, shall be
10 computed in accordance with the following:

11 (a) the operating component of the rate for
12 an adult day health care program which has
13 achieved an occupancy percentage of 90
14 percent or greater for a calendar year,
15 shall be calculated utilizing allowable
16 costs reported in the 2003 calendar year
17 residential health care facility cost
18 report filed by the sponsoring residential
19 health care facility, except that programs
20 receiving rates of payment based on allow-
21 able costs for a period prior to April 1,
22 2006 shall continue to receive rates of
23 payment based on such period;

24 (b) for residential health care facilities
25 approved to commence operation of an adult
26 day health care program on or after April
27 1, 2006, rates of payment for such pro-
28 grams for the period through March 31,
29 2007, shall be computed based upon annual
30 budgeted allowable costs, as submitted by
31 the residential health care facility, and
32 total estimated annual visits by adult day
33 health registrants of not less than 90
34 percent of licensed occupancy, and, fur-
35 ther, each program shall be required to
36 submit an individual budget, multiple
37 programs operated by the same residential
38 health care facility shall submit a
39 separate budget for each program, and
40 multiple programs operated by the same
41 residential health care facility shall
42 each have separate rates of payment;

43 (c) for the period January 1, 2007 through
44 March 31, 2007, rates of payment shall not
45 reflect reimbursement for the costs of
46 transportation;

47 (d) all rates of payment established pursu-
48 ant herein for adult day health programs
49 operated by residential health care fa-
50 cilities shall be subject to the maximum
51 daily rate otherwise provided by law,
52 provided, however, that such maximum daily
53 rate of payment for adult day health
54 programs operated by residential health
55 care facilities that underwent a change of
56 ownership subsequent to 1990 shall be
57 determined by utilizing the inpatient rate
58 of payment of the prior operator as in
59 effect on January 1, 1990, and further
60 provided that in the event a residential
61 health care facility operates an off-site
62 adult day health program outside the

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1 regional input price adjustment region in
2 which such facility is located, the
3 computation of the maximum daily rate of
4 payment for such program shall utilize the
5 weighted average of the inpatient rates of
6 payments for residential health care fa-
7 cilities in the region in which the pro-
8 gram is located, as in effect on January
9 1, 1990, in place of the sponsoring resi-
10 dential health care facility's inpatient
11 rate of payment.

12 Notwithstanding any inconsistent provision
13 of law, rule or regulation to the con-
14 trary, medical assistance shall be fur-
15 nished to applicants in cases where,
16 although such applicant has a responsible
17 relative with sufficient income and re-
18 sources to provide medical assistance as
19 determined by the regulations of the
20 department, the income and resources of
21 the responsible relative are not available
22 to such applicant because of the absence
23 of such relative and the refusal or
24 failure of such absent relative to provide
25 the necessary care and assistance. In such
26 cases, however, the furnishing of such
27 assistance shall create an implied con-
28 tract with such relative, and the cost
29 thereof may be recovered from such rela-
30 tive in accordance with title 6 of article
31 3 of the social services law and other
32 applicable provisions of law.

33 Notwithstanding any inconsistent provisions
34 of law, rule or regulation to the con-
35 trary, for the purpose of evaluation of
36 transfer of assets provision "look-back
37 period" means the 36-month period, or, in
38 the case of payments from a trust or
39 portions of a trust which are treated as
40 assets disposed of by the individual
41 pursuant to department regulations, the
42 60-month period, immediately preceding the
43 date that an institutionalized individual
44 is both institutionalized and has
45 applied for medical assistance, or in the
46 case of a non-institutionalized individ-
47 ual, the date that such non-institutional-
48 ized individual applies for medical assis-
49 tance coverage of long-term care services;
50 provided, however, that the look-back per-
51 iod for all types of transfers shall be 60
52 months if the commissioner of health ob-
53 tains all necessary approvals under fed-
54 eral law and regulation to implement such
55 a look-back period; provided further that
56 the use of a 60-month look-back period for
57 all types of transfers shall continue only
58 if and for so long as the use of such a
59 look-back period does not prevent the
60 receipt of federal financial participation
61 under the medical assistance program;
62 provided further that the commissioner of

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1 health shall submit such waiver applica-
2 tions and/or state plan amendments as may
3 be necessary to obtain approval to imple-
4 ment a 60-month look-back period for all
5 types of transfers and to ensure continued
6 federal financial participation. In deter-
7 mining the medical assistance eligibility
8 of an institutionalized individual, any
9 transfer of an asset by the individual or
10 the individual's spouse for less than fair
11 market value made within or after the
12 look-back period shall render the individ-
13 ual ineligible for nursing facility ser-
14 vices for the period of time specified in
15 law. In determining the medical assistance
16 eligibility of a non-institutionalized
17 individual, any transfer of an asset by
18 the individual or the individual's spouse
19 for less than fair market value made with-
20 in or after the look-back period shall
21 render the individual ineligible for long-
22 term care services for the period of time
23 specified in law. An individual shall not
24 be ineligible for services solely by rea-
25 son of any such transfer to the extent
26 that the asset transferred was a home and
27 title to the home was transferred to: (A)
28 the spouse of the individual; or (B) a
29 child of the individual who is under the
30 age of 21 years or blind or disabled; or
31 (C) in the case of an institutionalized
32 individual, a sibling of the individual
33 who has an equity interest in such home
34 and who resided in such home for a period
35 of at least one year immediately before
36 the date the individual became an institu-
37 tionalized individual; or (D) in the case
38 of an institutionalized individual, a
39 child of the individual who was residing
40 in such home for a period of at least two
41 years immediately before the date the
42 individual became an institutionalized
43 individual, and who provided care to the
44 individual which permitted the individual
45 to reside at home rather than in an insti-
46 tution or facility.

47 Notwithstanding any inconsistent provision
48 of law, rule or regulation to the con-
49 trary, the period of ineligibility
50 described in clause (i) of subparagraph 4
51 of paragraph (d) of subdivision 5 of
52 section 366 of the social services law
53 shall begin on the first day the individ-
54 ual is receiving services for which medi-
55 cal assistance coverage would be available
56 but for the provisions of subparagraph 3
57 of paragraph (d) of subdivision 5 of
58 section 366 of the social services law,
59 and which does not occur in any other
60 periods of ineligibility, if the commis-
61 sioner of health obtains all necessary
62 approvals under federal law and regulation

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1 to implement such a period of ineligibil-
2 ity. The use of such a period of ineligi-
3 bility shall continue only if and for so
4 long as it does not prevent the receipt of
5 federal financial participation under the
6 medical assistance program. The commis-
7 sioner of health shall submit such waiver
8 applications and/or state plan amendments
9 as may be necessary to obtain approval to
10 implement the period of ineligibility
11 described in this clause and to ensure
12 continued federal financial participation.

13 Notwithstanding any inconsistent provision
14 of law, rule or regulation to the con-
15 trary, for the purpose of evaluation of
16 transfer of assets provisions, "non-
17 institutionalized individual" means an
18 individual who is not an institutionalized
19 individual, as defined in clause (vii) of
20 subparagraph 1 of paragraph (d) of
21 subdivision 5 of section 366 of the social
22 services law, and "long term care ser-
23 vices" means home health care services,
24 personal care services, assisted living
25 program services and such other services
26 for which medical assistance is otherwise
27 available under the social services law
28 which are designated as long-term care
29 services in the regulations of the depart-
30 ment.

31 Notwithstanding any inconsistent provision
32 of law, rule or regulation to the con-
33 trary, in the case of a transfer by an
34 individual which results in a period of
35 ineligibility for such individual or his
36 or her spouse, such period of ineligibil-
37 ity will continue without regard to the
38 individual's becoming an institutionalized
39 individual if the transfer was made while
40 the individual was a non-institutionalized
41 individual and without regard to the
42 individual's becoming a non-institutional-
43 ized individual if the transfer was made
44 while the individual was an institutional-
45 ized individual. In no event shall the
46 total period of ineligibility for long-
47 term care services and nursing facility
48 services resulting from the same transfer
49 of assets exceed the period calculated
50 pursuant to subparagraph 4 of paragraph
51 (d) of subdivision 5 of section 366 of the
52 social services law.

53 Notwithstanding any inconsistent provision
54 of law, rule or regulation to the con-
55 trary, an institutionalized spouse shall
56 not be ineligible for medical assistance
57 by reason of excess resources determined
58 under paragraph (a) of subdivision 5 of
59 section 366-c of the social services law,
60 if (i) the institutionalized spouse exe-
61 cutes an assignment of support from the
62 community spouse in favor of the social

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1 services district and the department, or
2 the institutionalized spouse is unable to
3 execute such assignment due to physical or
4 mental impairment, and (ii) to deny assis-
5 tance would create an undue hardship, as
6 defined by the commissioner.

7 Notwithstanding any inconsistent provision
8 of law, rule or regulation to the con-
9 trary, for the period April 1, 2006
10 through March 31, 2007, subject to federal
11 approval, persons receiving family health
12 plus coverage shall be responsible to make
13 co-payments for emergency room services
14 provided for non-urgent or non-emergency
15 medical care in the amount of \$25.

16 Notwithstanding any inconsistent provision
17 of law, rule or regulation to the con-
18 trary, for the period April 1, 2006
19 through March 31, 2007, subject to federal
20 approval, it shall not be an unacceptable
21 practice under the medical assistance pro-
22 gram for a provider to deny services to a
23 person eligible for family health plus
24 services based on such person's inability
25 to pay the required co-payment amount.

26 Notwithstanding any provision of law, rule
27 or regulation to the contrary, for the
28 period April 1, 2006 through March 31,
29 2007, a person is eligible to receive
30 health care services under the family
31 health plus program if he or she, in
32 addition to any other criteria required by
33 law, is not employed by an employer with
34 more than one hundred employees.

35 Notwithstanding any inconsistent provision
36 of law, rule or regulation to the con-
37 trary, for the period April 1, 2006
38 through March 31, 2007, participants in
39 the medical assistance managed care
40 program who have lost their eligibility
41 for medical assistance before the end of a
42 6 month period beginning on the date of
43 the participant's initial selection of or
44 assignment to a managed care provider
45 shall not have their eligibility continued
46 until the end of the 6 month enrollment
47 period.

48 Notwithstanding any inconsistent provision
49 of law, rule or regulation to the con-
50 trary, for the period April 1, 2006
51 through March 31, 2007, participants under
52 family health plus who have lost their
53 eligibility for health care services
54 before the end of a 6 month period
55 beginning on the date of the participant's
56 initial enrollment in a family health
57 insurance plan shall not have their
58 eligibility continued until the end of the
59 6 month enrollment period.

60 Notwithstanding any inconsistent provision
61 of law, rule or regulation to the con-
62 trary, for the period April 1, 2006

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1 through March 31, 2007, "medical assistance" shall not include payment of the
2 cost of transportation services 8,796,621,000
3
4 Notwithstanding any other provision of law,
5 the money hereby appropriated may be
6 increased or decreased by interchange,
7 with any appropriation of the office of
8 medicaid inspector general, and may be
9 increased or decreased by transfer or sub-
10 allocation between these appropriated
11 amounts and appropriations of the depart-
12 ment of health, office of mental health,
13 office of mental retardation and develop-
14 mental disabilities and office of alcohol-
15 ism and substance abuse services with the
16 approval of the director of the budget,
17 who shall file such approval with the
18 department of audit and control and copies
19 thereof with the chairman of the senate
20 finance committee and the chairman of the
21 assembly ways and means committee.
22 Notwithstanding any inconsistent provision
23 of law, subject to the approval of the
24 director of the budget, up to the amount
25 appropriated herein, together with any
26 available federal matching funds, may be
27 transferred to the general fund - state
28 purposes account for services and expenses
29 related to improved medicaid service
30 delivery and management including but not
31 limited to medicaid fraud prevention,
32 long-term care restructuring and nursing
33 home transition and diversion waiver
34 activities, pharmacy best practices
35 initiatives, prior authorizations, prior
36 approvals, and recipient and provider
37 notification. Subject to the approval of
38 the director of the budget, a portion of
39 this appropriation may be suballocated to
40 other state agencies 15,500,000
41 Notwithstanding any inconsistent provision
42 of law, subject to the approval of a plan
43 by the director of the budget, up to the
44 amount appropriate herein, together with
45 any available federal matching funds, may
46 be transferred to the general fund - state
47 purposes account for services and expenses
48 related to making improvements in the
49 long-term care system for the purpose of
50 expanding and promoting a more coordinated
51 level of care for the delivery of quality
52 services in the community 10,000,000
53 Notwithstanding any inconsistent provision
54 of law, subject to the approval of the
55 director of the budget, up to the amount
56 appropriate herein, together with any
57 available federal matching funds, may be
58 transferred to the general fund - state
59 purposes account for services and expenses
60 related to required criminal background
61 checks for non-licensed long-term care
62 employees including employees of nursing

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1	homes, certified home health agencies,	
2	long term home health care providers, AIDS	
3	home care providers, and licensed home care	
4	service agencies	6,700,000
5		-----
6	Program account subtotal	8,828,821,000
7		-----

8
9 Special Revenue Funds - Federal / Aid to Localities
10 Federal Health and Human Services Fund - 265
11 Medicaid Direct Account

12
13 For services and expenses for the medical
14 assistance program, including administra-
15 tive expenses for local social service
16 districts, pursuant to title XIX of the
17 federal social security act or its
18 successor program.

19 The moneys hereby appropriated are to be
20 available for payment of aid heretofore
21 accrued or hereafter to accrue to munici-
22 palities, and to providers of medical
23 services pursuant to section 367-b of the
24 social services law, and for payment of
25 state aid to municipalities and to provid-
26 ers of family care where payment systems
27 through the fiscal intermediaries are not
28 operational, shall be available to the
29 department net of disallowances, refunds,
30 reimbursements, and credits.

31 Notwithstanding any other provision of law,
32 the money hereby appropriated may be
33 increased or decreased by interchange,
34 with any appropriation of the department
35 of health, and may be increased or
36 decreased by transfer or suballocation
37 between these appropriated amounts and
38 appropriations of the department of family
39 assistance office of temporary and dis-
40 ability assistance, office of children and
41 family services, and state office for the
42 aging with the approval of the director of
43 the budget, who shall file such approval
44 with the department of audit and control
45 and copies thereof with the chairman of
46 the senate finance committee and the
47 chairman of the assembly ways and means
48 committee.

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

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1 in an interest-bearing account in order to
2 ensure the orderly and prompt payment of
3 providers under section 367-b of the so-
4 cial services law pursuant to an estimate
5 provided by the commissioner of health of
6 each local social services district's
7 share of payments made pursuant to section
8 367-b of the social services law.

9 Notwithstanding any inconsistent provision
10 of law, up to \$500,000,000 of the moneys
11 hereby appropriated may be used for ser-
12 vices and expenses including grants re-
13 lated to the federal-state health reform
14 partnership program and/or its successor
15 program and may be transferred to the
16 federal-state health reform partnership
17 program fund, provided, however, that the
18 section 1115 waiver demonstration which is
19 entitled the partnership plan, is in ef-
20 fect in accordance with the terms and
21 conditions approved by the secretary of
22 the federal department of health and human
23 services and accepted by the state, and
24 further provided that funds appropriated
25 for the federal-state health reform part-
26 nership program are disbursed only in ac-
27 cordance with those terms and conditions.

28 Notwithstanding any inconsistent provision
29 of law, rule or regulation to the con-
30 trary, for the period July 1, 2006 through
31 March 31, 2007, persons who are eligible
32 for medical assistance and who are also
33 beneficiaries under part D of title XVIII
34 of the federal social security act, shall
35 not be eligible for medical assistance
36 coverage of drugs which are denominated as
37 "covered part D drugs" under section
38 1860D-2(e) of such act; provided however
39 that, for purposes of this paragraph,
40 "covered part D drugs" shall not mean at-
41ypical anti-psychotics, anti-depressants,
42 anti-retrovirals used in the treatment of
43 HIV/AIDS, or anti-rejection drugs used for
44 the treatment of organ and tissue trans-
45 plants.

46 Notwithstanding any inconsistant provision
47 of law, rule or regulation to the con-
48 trary, up to \$13,000,000 may be used for
49 the purpose of rebasing residential health
50 care facilities effective January 1, 2007
51 through March 31, 2007 in accordance with
52 this paragraph. The operating component of
53 rates of payment by governmental agencies
54 for services provided by residential
55 health care facilities shall be computed
56 for the period January 1, 2007 through
57 March 31, 2007, such that 80 percent of
58 each such rate shall reflect utilization
59 of the reported base year operating costs
60 used to set each facility's 2005 rates,
61 and twenty percent of each such rate shall
62 reflect utilization of each such facil-

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1 ity's reported base year operating costs
2 for 2003; provided that such rates shall
3 reflect trend factor adjustments made
4 pursuant to applicable law and shall be
5 adjusted for case mix in accordance with
6 applicable regulations; and provided that
7 residential health care facilities receiv-
8 ing rates of payment based on allowable
9 operating costs for a period subsequent to
10 January 1, 2003, shall continue to receive
11 rates of payment reflecting the allowable
12 operating costs from such subsequent
13 period; and further provided that this
14 rate rebasing methodology shall not apply
15 to rates of payment paid for services
16 provided in the following residential
17 health care facilities or discrete units
18 of such facilities if the application of
19 such paragraph would result in a lesser
20 rate of payment: (i) residential health
21 care facilities or discrete units of such
22 facilities established for the care of
23 AIDS patients, as approved by the commis-
24 sioner; (ii) residential health facilities
25 or discrete units of such facilities
26 established for the care of patients under
27 the long-term inpatient rehabilitation
28 program for traumatic brain injured
29 patients, as established pursuant to
30 applicable regulations; (iii) residential
31 health care facilities or discrete units
32 of such facilities established for the
33 long-term care of ventilator dependent
34 residents, as approved by the commis-
35 sioner; (iv) residential health care
36 facilities or discrete units of such
37 facilities specifically designated and
38 approved by the commissioner for the pur-
39 pose of providing specialized programs for
40 residents requiring behavioral interven-
41 tions; and (v) residential health care
42 facilities or discrete units of such
43 facilities which provide extensive nurs-
44 ing, medical, psychological and counseling
45 support services solely to children, as
46 determined by the commissioner; and pro-
47 vided further, and notwithstanding any
48 provision of law or regulation to the
49 contrary, the implementation of the rate
50 rebasing methodology described herein
51 shall be contingent on the following three
52 cost containment measures being achieved:
53 (1) residential health care facility rates
54 of payment determined pursuant to article
55 28 of the public health law for services
56 provided on and after January 1, 2007
57 through March 31, 2007, except for the
58 establishment of any statewide or any peer
59 group base, mean, or ceiling prices per
60 day, shall be calculated utilizing only
61 the number of residents properly assessed
62 and reported in each patient classifica-

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1 tion group and eligible for medical assis-
2 tance pursuant to title 11 of article 5 of
3 the social services law; (2) for services
4 provided for the period January 1, 2007
5 through March 31, 2007, for computing the
6 indirect component of rates of payment for
7 residential health care facilities li-
8 censed under article 28 of the public
9 health law to operate 300 or more beds,
10 the commissioner of health shall utilize
11 the indirect peer group prices for resi-
12 dential health care facilities licensed
13 under this article to operate less than
14 300 beds; and (3) for services provided
15 for the period January 1, 2007 through
16 March 31, 2007, the commissioner of health
17 shall utilize the free-standing residen-
18 tial health care facility indirect peer
19 group prices, as computed in accordance
20 with applicable regulations, in computing
21 the allowable indirect component of rates
22 of payment for hospital based residential
23 health care facilities.

24 Notwithstanding any inconsistent provision
25 of law, rule or regulation to the con-
26 trary, for the period April 1, 2006
27 through March 31, 2007, for purposes of
28 determining prior authorization for a drug
29 requiring such authorization under the
30 medical assistance preferred drug program,
31 a prescriber's determination, after con-
32 sultation with the program, that a drug
33 that is not on the preferred drug list is
34 warranted, shall not be final; prior
35 authorization for the non-preferred drug
36 shall be denied if the prescriber fails to
37 meet the requirements of paragraph (a) of
38 subdivision 3 of section 273 of the public
39 health law or if, after consultation with
40 the program as described in paragraph (b)
41 of such subdivision, the program deter-
42 mines that the use of a prescription drug
43 that is not on the preferred drug list is
44 not warranted.

45 Notwithstanding any inconsistent provision
46 of law, rule or regulation to the con-
47 trary, for the period April 1, 2006
48 through March 31, 2007, for purposes of
49 determining prior authorization for a drug
50 requiring such authorization under the
51 medical assistance clinical drug review
52 program, a prescriber's determination that
53 the use of the prescription drug is war-
54 ranted shall not be final; prior authori-
55 zation for the drug may be denied in cases
56 where, after consultation with the pre-
57 scriber, the program determines that the
58 use of the prescription drug is not war-
59 ranted, or where the department has sub-
60 stantial evidence that the prescriber or
61 patient is engaged in fraud or abuse
62 relating to the drug.

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1 Notwithstanding any inconsistent provision
2 of law, rule or regulation to the con-
3 trary, for the period April 1, 2006
4 through March 31, 2007, the commissioner
5 of health shall provide ten days public
6 notice on the department of health's web-
7 site prior to any meeting of the pharmacy
8 and therapeutics committee to develop
9 recommendations concerning the preferred
10 drug program; the commissioner shall pro-
11 vide notice of any recommendations devel-
12 oped by such committee regarding the pre-
13 ferred drug program, at least ten days
14 before any final determination by the
15 commissioner, by making such information
16 available on the department's website;
17 within a reasonable time after a final
18 determination regarding the preferred drug
19 program, the commissioner shall provide
20 public notice on the department's website
21 of such determinations, including: the
22 nature of the determination; an analysis
23 of the impact of the commissioner's deter-
24 mination on state public health plan popu-
25 lations and providers; and the projected
26 fiscal impact to the state public health
27 plan programs of the commissioner's deter-
28 mination.

29 Notwithstanding any inconsistent provision
30 of law, rule or regulation to the con-
31 trary, for the period April 1, 2006
32 through March 31, 2007, in establishing a
33 prior authorization requirement for a drug
34 under the clinical drug review program,
35 the commissioner shall, in addition to any
36 other factor required by law to be con-
37 sidered, consider the cost of the drug
38 compared to other drug therapies for the
39 same disease.

40 Notwithstanding any provision of law, rule
41 or regulation to the contrary, for the
42 period April 1, 2006 through March 31,
43 2007, the commissioner may require prior
44 authorization for a drug under the
45 clinical drug review program for a period
46 not to exceed ninety days when the
47 commissioner determines that an emergency
48 situation requires such action. An
49 emergency includes, but is not limited to,
50 approval by the federal food and drug
51 administration of a drug for treatment
52 which the commissioner determines is
53 critical to the care of patients but which
54 should be subject to prior authorization.
55 If the committee fails to review and
56 approve the drug for continued prior
57 authorization within such ninety day
58 period, such prior authorization
59 requirement will lapse.

60 Notwithstanding any inconsistent provision
61 of law, rule or regulation to the con-
62 trary, for the period April 1, 2006

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1 through March 31, 2007, persons who are
2 eligible for medical assistance shall not
3 be eligible for medical assistance cov-
4 erage of drugs for the treatment of sexual
5 or erectile dysfunction, unless such drugs
6 are used to treat a condition, other than
7 sexual or erectile dysfunction, for which
8 the drugs have been approved by the fed-
9 eral food and drug administration.

10 Notwithstanding any inconsistent provision
11 of law, rule or regulation to the con-
12 trary, for the period April 1, 2006
13 through March 31, 2007, "health care
14 services" under the family health plus
15 program shall not include drugs for the
16 treatment of sexual or erectile dysfunc-
17 tion, unless such drugs are used to treat
18 a condition, other than sexual or erectile
19 dysfunction, for which the drugs have been
20 approved by the federal food and drug
21 administration.

22 Notwithstanding any inconsistent provision
23 of law, rule or regulation to the con-
24 trary, for the period April 1, 2006
25 through March 31, 2007, medical assistance
26 payment for drugs which may not be dis-
27 pensed without a prescription shall be
28 made at the following amounts: if the drug
29 dispensed is a multiple source prescrip-
30 tion drug or a brand-name prescription
31 drug for which no specific upper limit has
32 been set by the federal centers for medi-
33 care and medicaid services, the lower of
34 the estimated acquisition cost of such
35 drug to pharmacies, or the dispensing
36 pharmacy's usual and customary price
37 charged to the general public; (i) for
38 sole and multiple source brand name drugs,
39 estimated acquisition cost means the aver-
40 age wholesale price of a prescription drug
41 based upon the package size dispensed
42 from, as reported by the prescription drug
43 pricing service used by the department of
44 health, less 15 percent thereof, and
45 updated monthly by the department; for a
46 specialized HIV pharmacy, as defined in
47 paragraph (f) of subdivision 9 of section
48 367-a of the social services law, acquisi-
49 tion cost means the average wholesale
50 price of a prescription drug based upon
51 the package size dispensed from, as re-
52 ported by the prescription drug pricing
53 service used by the department, less 14
54 percent thereof, and updated monthly by
55 the department; (ii) for multiple source
56 generic drugs, estimated acquisition cost
57 means the lower of the average wholesale
58 price of a prescription drug based on the
59 package size dispensed from, as reported
60 by the prescription drug pricing service
61 used by the department, less 30 percent
62 thereof, or the maximum acquisition cost,

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1 if any, established pursuant to paragraph
 2 (e) of subdivision 9 of section 367-a of
 3 the social services law; or, for a
 4 specialized HIV pharmacy, acquisition cost
 5 means the lower of the average wholesale
 6 price of a prescription drug based on the
 7 package size dispensed from, as reported
 8 by the prescription drug pricing service
 9 used by the department, less 22 percent
 10 thereof, or the maximum acquisition cost,
 11 if any, established pursuant to such
 12 paragraph (e).

13 Notwithstanding subparagraphs (i) and (ii) of
 14 paragraph (d) of subdivision 25 of section
 15 2807-c of the public health law, medicaid
 16 payment rates for general hospitals for
 17 periods on and after April 1, 2006 through
 18 March 31, 2007 for public and non-public
 19 general hospitals for purposes of reim-
 20 bursing graduate medical education costs
 21 shall be based on the following method-
 22 ology:

23 (i) Rate adjustments for each general hos-
 24 pital shall be based on the difference
 25 between the graduate medical education
 26 component, direct and indirect, of the
 27 2003 medical assistance inpatient rates of
 28 payment, including exempt unit per diem
 29 rates, and an estimate of what the grad-
 30 uate medical education component, direct
 31 and indirect, of such medical assistance
 32 inpatient rates of payment, including ex-
 33 empt unit per diem rates would be, stated
 34 at 2003 levels and calculated as follows:

35 (A) Each general hospital's total direct
 36 medical education costs as reported in the
 37 2001 institutional cost report submitted
 38 as of December 31, 2003, and

39 (B) An estimate of the total indirect medi-
 40 cal education costs for 2001 calculated in
 41 accordance with the methodology applicable
 42 for purposes of determining an estimate of
 43 indirect medical education costs pursuant
 44 to subparagraph (ii) of paragraph (c) of
 45 subdivision 7 of section 2807-c of the
 46 public health law. The indirect medical
 47 education costs shall equal the product of
 48 2001 hospital specific inpatient operating
 49 costs, including exempt unit costs, and
 50 the indirect teaching cost percentage
 51 determined by the following formula:

$$52 \quad 1 - (1 / (1 + 1.89((1+r)^{.405} - 1)))$$

53 where r equals the ratio of residents and
 54 fellows to beds for 2001 adjusted to
 55 reflect the projected 2003 resident
 56 counts.

57 (C) Each hospital's rate adjustment shall be
 58 limited to 75 percent of the graduate
 59 medical education component included in
 60 its 2003 medical assistance inpatient
 61 rates of payment, including exempt unit
 62 rates. For periods on and after April 1,

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1 2007, through March 31, 2006, the 75 per-
2 cent limit shall not apply to rate de-
3 creases calculated pursuant to this
4 paragraph.

5 (D) For periods on and after April 1, 2006
6 through March 31, 2007 no public general
7 hospital shall receive a rate increase
8 calculated pursuant to paragraph (d) of
9 subdivision 25 of section 2807-c of the
10 public health law.

11 Notwithstanding any law, rule or regulation
12 to the contrary, for the period April 1,
13 2006 through March 31, 2007, volume ad-
14 justments made pursuant to paragraphs (e)
15 or (f) of subdivision 9 of section 2807-c
16 of the public health law to case based
17 rates of payment by state governmental
18 agencies for inpatient services provided
19 by a general hospital shall not contain
20 any adjustments to volume attributable to
21 rate periods on and after January 1, 2004,
22 reflecting a reduction in such general
23 hospital's case mix adjusted patient
24 length of stay for non-medicare benefici-
25 aries based on a comparison of the rate
26 year to such general hospital's volume
27 adjusted base year.

28 Notwithstanding any law or regulation to the
29 contrary, for the period April 1, 2006
30 through March 31, 2007, rates of payment
31 to general hospitals for inpatient ser-
32 vices provided to patients who are eligi-
33 ble for payments made by state govern-
34 mental agencies and who are determined to
35 be in diagnosis-related groups numbered
36 743, 745, 746, 748, 749, or 751, as deter-
37 mined in accordance with applicable regul-
38 ations, shall consist of the higher of:
39 (A) the sum of 75 percent of the operating
40 component of the case-based rate per dis-
41 charge, as adjusted by applicable service
42 intensity weights, provided for pursuant
43 to section 2807-c of the public health
44 law, plus capital cost reimbursement as
45 provided pursuant to section 2807-c of the
46 public health law and plus rate
47 adjustments as provided in subdivisions
48 30, 31 and 32 of section 2807-c of the
49 public health law, or, (B) the sum of an
50 amount equal to 120 percent of the fees
51 paid in the same locality pursuant to
52 section 43.02 of the mental hygiene law
53 for community based detoxification
54 services provided in facilities licensed
55 pursuant to article 32 of the mental
56 hygiene law, plus an amount equal to the
57 rate adjustments as provided in subdivi-
58 sions 30, 31 and 32 of section 2807-c of
59 the public health law.

60 Notwithstanding subparagraph (i) of para-
61 graph (g) of subdivision 2 of section 2807
62 of the public health law and any other

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1 contrary provision of the law for the
2 period April 1, 2006 through March 31,
3 2007, specialized services shall not
4 include services for which the rate of
5 payment is established by the office of
6 mental health pursuant to section 43.02 of
7 the mental hygiene law.

8 Notwithstanding paragraph (c) of subdivision
9 10 of section 2807-c of the public health
10 law and section 21 of chapter 1 of the
11 laws of 1999 and any other inconsistent
12 provision of law or regulation to the con-
13 trary, in determining rates of payment by
14 state governmental agencies effective for
15 services provided on and after April 1,
16 2006 through March 31, 2007 and thereafter
17 for inpatient and outpatient services pro-
18 vided by general hospitals and for inpa-
19 tient services and outpatient adult day
20 health care services provided by residen-
21 tial health care facilities pursuant to
22 article 28 of the public health law, the
23 commissioner of health shall apply no
24 trend factor projections attributable to
25 the period January 1, 2006 through Decem-
26 ber 31, 2006. The commissioner of health
27 shall adjust rates of payment to reflect
28 the exclusion of such specified trend
29 factor projections or adjustments.

30 Notwithstanding any inconsistent provision
31 of law or regulation to the contrary, for
32 the period April 1, 2006 through March 31,
33 2007, for purposes of establishing rates
34 of payment by governmental agencies for
35 residential health care facilities li-
36 censed pursuant to the public health law,
37 the operating component of the rate for
38 any residential health care facility that
39 has not achieved 90 percent or greater
40 occupancy for any year within 5 calendar
41 years from the date of commencing opera-
42 tion, shall be re-calculated utilizing the
43 facility's most recently available re-
44 ported allowable costs divided by patient
45 days imputed at 90 percent occupancy;
46 provided further that such rates paid for
47 this period shall not contain a payment
48 factor for interest on current indebted-
49 ness if the residential health care
50 facility cost report utilized to determine
51 such payment factor also shows a with-
52 drawal of equity, a transfer of assets, or
53 a positive net income. The annual cost
54 report filed by each residential health
55 care facility for the 2005 calendar year
56 shall be examined and in the event the
57 operating costs reported by each such
58 facility in such cost report is less than
59 90 percent of the operating costs reported
60 in the cost report which is being utilized
61 to set such facility's rates of payment
62 for the period April 1, 2006 through March

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1 31, 2007, then such rates of payment shall
2 be re-calculated utilizing the operating
3 cost data for 2005.

4 Notwithstanding any inconsistent provision
5 of law or regulation to the contrary, for
6 the period April 1, 2006 through March 31,
7 2007, rates of payment for adult day
8 health care services provided by residen-
9 tial health care facilities, shall be
10 computed in accordance with the following:

11 (a) the operating component of the rate for
12 an adult day health care program which has
13 achieved an occupancy percentage of 90
14 percent or greater for a calendar year,
15 shall be calculated utilizing allowable
16 costs reported in the 2003 calendar year
17 residential health care facility cost
18 report filed by the sponsoring residential
19 health care facility, except that programs
20 receiving rates of payment based on allow-
21 able costs for a period prior to April 1,
22 2006 shall continue to receive rates of
23 payment based on such period;

24 (b) for residential health care facilities
25 approved to commence operation of an adult
26 day health care program on or after April
27 1, 2006, rates of payment for such pro-
28 grams for the period through March 31,
29 2007, shall be computed based upon annual
30 budgeted allowable costs, as submitted by
31 the residential health care facility, and
32 total estimated annual visits by adult day
33 health registrants of not less than 90
34 percent of licensed occupancy, and, fur-
35 ther, each program shall be required to
36 submit an individual budget, multiple
37 programs operated by the same residential
38 health care facility shall submit a
39 separate budget for each program, and
40 multiple programs operated by the same
41 residential health care facility shall
42 each have separate rates of payment;

43 (c) for the period January 1, 2007 through
44 March 31, 2007, rates of payment shall not
45 reflect reimbursement for the costs of
46 transportation;

47 (d) all rates of payment established pursu-
48 ant herein for adult day health programs
49 operated by residential health care fa-
50 cilities shall be subject to the maximum
51 daily rate otherwise provided by law,
52 provided, however, that such maximum daily
53 rate of payment for adult day health
54 programs operated by residential health
55 care facilities that underwent a change of
56 ownership subsequent to 1990 shall be
57 determined by utilizing the inpatient rate
58 of payment of the prior operator as in
59 effect on January 1, 1990, and further
60 provided that in the event a residential
61 health care facility operates an off-site
62 adult day health program outside the

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1 regional input price adjustment region in
2 which such facility is located, the
3 computation of the maximum daily rate of
4 payment for such program shall utilize the
5 weighted average of the inpatient rates of
6 payments for residential health care fa-
7 cilities in the region in which the pro-
8 gram is located, as in effect on January
9 1, 1990, in place of the sponsoring resi-
10 dential health care facility's inpatient
11 rate of payment.

12 Notwithstanding any inconsistent provision
13 of law, rule or regulation to the con-
14 trary, medical assistance shall be fur-
15 nished to applicants in cases where,
16 although such applicant has a responsible
17 relative with sufficient income and re-
18 sources to provide medical assistance as
19 determined by the regulations of the
20 department, the income and resources of
21 the responsible relative are not available
22 to such applicant because of the absence
23 of such relative and the refusal or
24 failure of such absent relative to provide
25 the necessary care and assistance. In such
26 cases, however, the furnishing of such
27 assistance shall create an implied con-
28 tract with such relative, and the cost
29 thereof may be recovered from such rela-
30 tive in accordance with title 6 of article
31 3 of the social services law and other
32 applicable provisions of law.

33 Notwithstanding any inconsistent provisions
34 of law, rule or regulation to the con-
35 trary, for the purpose of evaluation of
36 transfer of assets provision "look-back
37 period" means the 36-month period, or, in
38 the case of payments from a trust or
39 portions of a trust which are treated as
40 assets disposed of by the individual
41 pursuant to department regulations, the
42 60-month period, immediately preceding the
43 date that an institutionalized individual
44 is both institutionalized and has
45 applied for medical assistance, or in the
46 case of a non-institutionalized individ-
47 ual, the date that such non-institutional-
48 ized individual applies for medical assis-
49 tance coverage of long-term care services;
50 provided, however, that the look-back per-
51 iod for all types of transfers shall be 60
52 months if the commissioner of health ob-
53 tains all necessary approvals under fed-
54 eral law and regulation to implement such
55 a look-back period; provided further that
56 the use of a 60-month look-back period for
57 all types of transfers shall continue only
58 if and for so long as the use of such a
59 look-back period does not prevent the
60 receipt of federal financial participation
61 under the medical assistance program;
62 provided further that the commissioner of

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1 health shall submit such waiver applica-
2 tions and/or state plan amendments as may
3 be necessary to obtain approval to imple-
4 ment a 60-month look-back period for all
5 types of transfers and to ensure continued
6 federal financial participation. In deter-
7 mining the medical assistance eligibility
8 of an institutionalized individual, any
9 transfer of an asset by the individual or
10 the individual's spouse for less than fair
11 market value made within or after the
12 look-back period shall render the individ-
13 ual ineligible for nursing facility ser-
14 vices for the period of time specified in
15 law. In determining the medical assistance
16 eligibility of a non-institutionalized
17 individual, any transfer of an asset by
18 the individual or the individual's spouse
19 for less than fair market value made with-
20 in or after the look-back period shall
21 render the individual ineligible for long-
22 term care services for the period of time
23 specified in law. An individual shall not
24 be ineligible for services solely by rea-
25 son of any such transfer to the extent
26 that the asset transferred was a home and
27 title to the home was transferred to: (A)
28 the spouse of the individual; or (B) a
29 child of the individual who is under the
30 age of 21 years or blind or disabled; or
31 (C) in the case of an institutionalized
32 individual, a sibling of the individual
33 who has an equity interest in such home
34 and who resided in such home for a period
35 of at least one year immediately before
36 the date the individual became an institu-
37 tionalized individual; or (D) in the case
38 of an institutionalized individual, a
39 child of the individual who was residing
40 in such home for a period of at least two
41 years immediately before the date the
42 individual became an institutionalized
43 individual, and who provided care to the
44 individual which permitted the individual
45 to reside at home rather than in an insti-
46 tution or facility.

47 Notwithstanding any inconsistent provision
48 of law, rule or regulation to the con-
49 trary, the period of ineligibility
50 described in clause (i) of subparagraph 4
51 of paragraph (d) of subdivision 5 of
52 section 366 of the social services law
53 shall begin on the first day the individ-
54 ual is receiving services for which medi-
55 cal assistance coverage would be available
56 but for the provisions of subparagraph 3
57 of paragraph (d) of subdivision 5 of
58 section 366 of the social services law,
59 and which does not occur in any other
60 periods of ineligibility, if the commis-
61 sioner of health obtains all necessary
62 approvals under federal law and regulation

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1 to implement such a period of ineligibil-
2 ity. The use of such a period of ineligi-
3 bility shall continue only if and for so
4 long as it does not prevent the receipt of
5 federal financial participation under the
6 medical assistance program. The commis-
7 sioner of health shall submit such waiver
8 applications and/or state plan amendments
9 as may be necessary to obtain approval to
10 implement the period of ineligibility
11 described in this clause and to ensure
12 continued federal financial participation.

13 Notwithstanding any inconsistent provision
14 of law, rule or regulation to the con-
15 trary, for the purpose of evaluation of
16 transfer of assets provisions, "non-
17 institutionalized individual" means an
18 individual who is not an institutionalized
19 individual, as defined in clause (vii) of
20 subparagraph 1 of paragraph (d) of
21 subdivision 5 of section 366 of the social
22 services law, and "long term care ser-
23 vices" means home health care services,
24 personal care services, assisted living
25 program services and such other services
26 for which medical assistance is otherwise
27 available under the social services law
28 which are designated as long-term care
29 services in the regulations of the depart-
30 ment.

31 Notwithstanding any inconsistent provision
32 of law, rule or regulation to the con-
33 trary, in the case of a transfer by an
34 individual which results in a period of
35 ineligibility for such individual or his
36 or her spouse, such period of ineligibil-
37 ity will continue without regard to the
38 individual's becoming an institutionalized
39 individual if the transfer was made while
40 the individual was a non-institutionalized
41 individual and without regard to the
42 individual's becoming a non-institutional-
43 ized individual if the transfer was made
44 while the individual was an institutional-
45 ized individual. In no event shall the
46 total period of ineligibility for long-
47 term care services and nursing facility
48 services resulting from the same transfer
49 of assets exceed the period calculated
50 pursuant to subparagraph 4 of paragraph
51 (d) of subdivision 5 of section 366 of the
52 social services law.

53 Notwithstanding any inconsistent provision
54 of law, rule or regulation to the con-
55 trary, an institutionalized spouse shall
56 not be ineligible for medical assistance
57 by reason of excess resources determined
58 under paragraph (a) of subdivision 5 of
59 section 366-c of the social services law,
60 if (i) the institutionalized spouse exe-
61 cutes an assignment of support from the
62 community spouse in favor of the social

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1 services district and the department, or
2 the institutionalized spouse is unable to
3 execute such assignment due to physical or
4 mental impairment, and (ii) to deny assis-
5 tance would create an undue hardship, as
6 defined by the commissioner.

7 Notwithstanding any inconsistent provision
8 of law, rule or regulation to the con-
9 trary, for the period April 1, 2006
10 through March 31, 2007, subject to federal
11 approval, persons receiving family health
12 plus coverage shall be responsible to make
13 co-payments for emergency room services
14 provided for non-urgent or non-emergency
15 medical care in the amount of \$25.

16 Notwithstanding any inconsistent provision
17 of law, rule or regulation to the con-
18 trary, for the period April 1, 2006
19 through March 31, 2007, subject to federal
20 approval, it shall not be an unacceptable
21 practice under the medical assistance pro-
22 gram for a provider to deny services to a
23 person eligible for family health plus
24 services based on such person's inability
25 to pay the required co-payment amount.

26 Notwithstanding any provision of law, rule
27 or regulation to the contrary, for the
28 period April 1, 2006 through March 31,
29 2007, a person is eligible to receive
30 health care services under the family
31 health plus program if he or she, in
32 addition to any other criteria required by
33 law, is not employed by an employer with
34 more than one hundred employees.

35 Notwithstanding any inconsistent provision
36 of law, rule or regulation to the con-
37 trary, for the period April 1, 2006
38 through March 31, 2007, participants in
39 the medical assistance managed care
40 program who have lost their eligibility
41 for medical assistance before the end of a
42 6 month period beginning on the date of
43 the participant's initial selection of or
44 assignment to a managed care provider
45 shall not have their eligibility continued
46 until the end of the 6 month enrollment
47 period.

48 Notwithstanding any inconsistent provision
49 of law, rule or regulation to the con-
50 trary, for the period April 1, 2006
51 through March 31, 2007, participants under
52 family health plus who have lost their
53 eligibility for health care services
54 before the end of a 6 month period
55 beginning on the date of the participant's
56 initial enrollment in a family health
57 insurance plan shall not have their
58 eligibility continued until the end of the
59 6 month enrollment period.

60 Notwithstanding any inconsistent provision
61 of law, rule or regulation to the con-
62 trary, for the period April 1, 2006

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1 through March 31, 2007, "medical assis-
2 tance" shall not include payment of the
3 cost of transportation services.
4

5	For the grant period October 1, 2005 to	
6	September 30, 2006	11,586,751,000
7	For the grant period October 1, 2006 to	
8	September 30, 2007	12,552,313,000
9		-----
10	Program account subtotal	24,139,064,000
11		-----

12
13 Special Revenue Funds - Other / Aid to Localities
14 HCRA Resources Fund - 061
15 Medical Assistance Account
16

17	For the purpose of making payments, the	
18	money hereby appropriated is available for	
19	payment of aid heretofore accrued or here-	
20	after accrued, to providers of medical	
21	care pursuant to section 367-b of the	
22	social services law, and	
23	for payment of state aid to municipalities	
24	and the federal government where payment	
25	systems through fiscal intermediaries are	
26	not operational, to reimburse such provid-	
27	ers for costs attributable to the	
28	provision of care to patients eligible for	
29	medical assistance	2,007,800,000
30		-----
31	Program account subtotal	2,007,800,000
32		-----

33
34 Special Revenue Funds - Other / Aid to Localities
35 HCRA Resources Fund - 061
36 Indigent Care Account
37

38 For the purpose of making payments to
39 providers of medical care pursuant to
40 section 367-b of the social services law,
41 and for payment of state aid to munici-
42 palities where payment systems through
43 fiscal intermediaries are not operational,
44 to reimburse such providers for costs
45 attributable to the provision of care to
46 patients eligible for medical assistance.
47 Payments from this appropriation to gener-
48 al hospitals related to bad debt and char-
49 ity care pursuant to article 28 of the
50 public health law respectively, when
51 combined with federal funds for services
52 and expenses for the medical assistance
53 program pursuant to title XIX of the
54 federal social security act or its succes-
55 sor program, shall equal the amount of the
56 funds received related to bad debt and
57 charity care allowances and surcharges
58 pursuant to article 28 of the public
59 health law and deposited to this account

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1 less any such amounts withheld pursuant to
2 subdivision 21 of section 2807-c of the
3 public health law 840,800,000
4 -----
5 Program account subtotal 840,800,000
6 -----
7
8 Special Revenue Funds - Other / Aid to Localities
9 Miscellaneous Special Revenue Fund - 339
10 Federal-State Health Reform Partnership Program Account
11
12 Notwithstanding any inconsistent provision
13 of law, the money appropriated herein
14 shall be available for services and
15 expenses including grants related to the
16 federal-state health reform partnership
17 program and/or its successor program,
18 provided, however, that the section 1115
19 waiver demonstration which is entitled the
20 partnership plan, is in effect in accor-
21 dance with the terms and conditions ap-
22 proved by the secretary of the federal
23 department of health and human services
24 and accepted by the state, and further
25 provided that funds appropriated for the
26 federal-state health reform partnership
27 program are disbursed only in accordance
28 with those terms and conditions. Subject
29 to the approval of the director of the
30 budget, moneys appropriated herein may be
31 transferred or suballocated to the state
32 office for the aging 500,000,000
33 -----
34 Program account subtotal 500,000,000
35 -----
36
37 Special Revenue Funds - Other / Aid to Localities
38 Miscellaneous Special Revenue Fund - 339
39 Medical Assistance Account
40
41 For the purpose of making payments to
42 providers of medical care pursuant to
43 section 367-b of the social services law,
44 and for payment of state aid to munici-
45 palities and the federal government where
46 payment systems through fiscal interme-
47 diaries are not operational, to reimburse
48 such providers for costs attributable to
49 the provision of care to patients eligible
50 for medical assistance 760,100,000
51 -----
52 Program account subtotal 760,100,000
53 -----
54
55 WADSWORTH CENTER FOR LABORATORIES AND RESEARCH PROGRAM ... 105,015,000
56 -----
57
58 General Fund / State Operations
59 State Purposes Account - 003
60

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1	Personal service	25,086,000
2	Nonpersonal service	14,726,000
3		-----
4	Program account subtotal	39,812,000
5		-----
6		
7	General Fund / Aid to Localities	
8	Local Assistance Account - 001	
9		
10	For services and expenses of a genetic	
11	disease screening program	700,000
12	For services and expenses of a sickle cell	
13	screening program	231,000
14		-----
15	Program account subtotal	931,000
16		-----
17		
18	Special Revenue Funds - Federal / State Operations	
19	Federal Health and Human Services Fund - 265	
20		
21	For health prevention, diagnostic, detection	
22	and treatment services:	
23		
24	For the grant period October 1, 2005 to	
25	September 30, 2006	778,000
26	For the grant period October 1, 2006 to	
27	September 30, 2007	778,000
28		-----
29	Program fund subtotal	1,556,000
30		-----
31		
32	Special Revenue Funds - Federal / State Operations	
33	Federal Block Grant Fund - 269	
34		
35	For the grant period October 1, 2003 to	
36	September 30, 2004	3,628,000
37		-----
38	Program fund subtotal	3,628,000
39		-----
40		
41	For health prevention, diagnostic, detection	
42	and treatment services:	
43		
44	For the grant period October 1, 2005 to	
45	September 30, 2006	4,601,000
46	For the grant period October 1, 2006 to	
47	September 30, 2007	5,291,000
48		-----
49	Program fund subtotal	13,520,000
50		-----
51		
52	Special Revenue Funds - Federal / Aid to Localities	
53	Federal Block Grant Fund - 269	
54		
55	For services and expenses of the various	
56	health prevention, diagnostic, detection	
57	and treatment services:	
58		
59	For the grant period October 1, 2005 to	
60	September 30, 2006	1,489,000

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1	For the grant period October 1, 2006 to	
2	September 30, 2007	1,712,000
3		-----
4	Program fund subtotal	3,201,000
5		-----
6		
7	Special Revenue Funds - Other / State Operations	
8	Combined Gifts, Grants and Bequests Fund - 020	
9	Breast Cancer Research and Education Account	
10		
11	For breast cancer research and education	
12	pursuant to section 97-yy of the state	
13	finance law as amended by chapter 550 of	
14	the laws of 2000	2,600,000
15		-----
16	Program account subtotal	2,600,000
17		-----
18		
19	Special Revenue Funds - Other / State Operations	
20	HCRA Resources Fund - 061	
21	Health Care Services Account	
22		
23	For services and expenses related to the	
24	enhanced newborn screening program	11,406,000
25		-----
26	Program account subtotal	11,406,000
27		-----
28		
29	Special Revenue Funds - Other / State Operations	
30	Miscellaneous Special Revenue Fund - 339	
31	Clinical Laboratory Reference System Assessment Account	
32		
33	For services and expenses of the clinical	
34	laboratory reference and accreditation	
35	program:	
36		
37	Personal service	7,700,000
38	Nonpersonal service	8,111,000
39	Fringe benefits	3,500,000
40		-----
41	Program account subtotal	19,311,000
42		-----
43		
44	Special Revenue Funds - Other / State Operations	
45	Miscellaneous Special Revenue Fund - 339	
46	Environmental Laboratory Fee Account	
47		
48	For services and expenses hereafter to	
49	accrue for the environmental laboratory	
50	reference and accreditation program:	
51		
52	Personal service	1,750,00
53	Nonpersonal service	1,626,000
54	Fringe benefits	802,000
55		-----
56	Program account subtotal	4,178,000
57		-----
58		
59	Special Revenue Funds - Other / State Operations	
60	Miscellaneous Special Revenue Fund - 339	
61	Spinal Cord Injury Research Fund Account	
62		

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STATE OPERATIONS AND AID TO LOCALITIES 2006-07

1	For expenses related to spinal cord injury	
2	research pursuant to chapter 338 of the	
3	laws of 1998	8,500,000
4		-----
5	Program account subtotal	8,500,000
6		-----
7		
8	Total new appropriations for state operations and aid to	
9	localities	47,054,899,300
10		=====
11		
12		

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STATE OPERATIONS AND AID TO LOCALITIES - REAPPROPRIATIONS 2006-07

1 ADMINISTRATION AND EXECUTIVE DIRECTION PROGRAM
2
3 General Fund / State Operations
4 State Purposes Account - 003
5
6 By chapter 70, section 26, of the laws of 2004:
7 The sum of five million four hundred thousand dollars (\$5,400,000), or
8 so much thereof as shall be sufficient to accomplish the purpose
9 designated, is hereby appropriated to the department of health out
10 of any moneys in the general fund to the credit of the state
11 purposes account not otherwise appropriated. The comptroller is
12 hereby authorized and directed to use this appropriation for the
13 purpose of payment of judgment costs related to Bello vs Roswell
14 Park Cancer Institute ... 5,400,000 (re. \$310,000)
15
16 By chapter 54, section 1, of the laws of 2002:
17 Maintenance undistributed
18 For services and expenses related to a time and activity system
19 3,000,000 (re. \$2,000,000)
20
21 Special Revenue Funds - Federal / State Operations
22 Federal USDA-Food and Nutrition Services Fund- 261
23 Child and Adult Care Food Account
24
25 By chapter 54, section 1, of the laws of 2005:
26 For the grant period October 1, 2004 to September 30, 2005
27 360,000 (re. \$162,000)
28 For the grant period October 1, 2005 to September 30, 2006
29 458,000 (re. \$229,000)
30
31 By chapter 54, section 1, of the laws of 2004:
32 For the grant period October 1, 2003 to September 30, 2004
33 315,000 (re. \$142,000)
34 For the grant period October 1, 2004 to September 30, 2005
35 401,000 (re. \$201,000)
36
37 Special Revenue Funds - Federal / State Operations
38 Federal USDA-Food and Nutrition Services Fund - 261
39 Federal Food and Nutrition Services Account
40
41 For various food and nutritional services:
42
43 By chapter 54, section 1, of the laws of 2005, as amended by chapter
44 162, section 3, of the laws of 2005:
45 For the grant period October 1, 2004 to September 30, 2005
46 1,320,000 (re. \$528,000)
47 For the grant period October 1, 2005 to September 30, 2006
48 1,684,000 (re. \$842,000)
49
50 By chapter 54, section 1, of the laws of 2004:
51 For the grant period October 1, 2003 to September 30, 2004
52 1,271,000 (re. \$508,000)
53 For the grant period October 1, 2004 to September 30, 2005
54 1,621,000 (re. \$811,000)
55
56 Special Revenue Funds - Federal / State Operations
57 Federal Health and Human Services Fund - 265
58

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STATE OPERATIONS AND AID TO LOCALITIES - REAPPROPRIATIONS 2006-07

1 By chapter 54, section 1, of the laws of 2005:
 2 For administration of the national health services corps. Notwith-
 3 standing any inconsistent provision of law, and subject to the
 4 approval of the director of the budget, moneys hereby appropriated
 5 may be suballocated to the higher education services corporation:
 6 For grants beginning on or after April 1, 2005
 7 1,085,000 (re. \$500,000)

8
 9 By chapter 54, section 1, of the laws of 2004:
 10 For administration of the national health services corps. Notwith-
 11 standing any inconsistent provision of law, and subject to the
 12 approval of the director of the budget, moneys hereby appropriated
 13 may be suballocated to the higher education services corporation:
 14 For grants beginning prior to April 1, 2004
 15 750,000 (re. \$750,000)
 16 For grants beginning on or after April 1, 2004
 17 1,095,000 (re. \$1,095,000)

18
 19 By chapter 54, section 1, of the laws of 2003:
 20 For administration of the national health services corps. Notwitstand-
 21 ing any inconsistent provision of law, and subject to the approval
 22 of the director of the budget, moneys hereby appropriated may be
 23 suballocated to the higher education services corporation:
 24 For grants beginning prior to April 1, 2003
 25 863,000 (re. \$863,000)
 26 For grants beginning on or after April 1, 2003
 27 1,208,000 (re. \$1,208,000)

28
 29 By chapter 54, section 1, of the laws of 2002:
 30 For administration of the national health services corps. Notwith-
 31 standing any in consistent provision of law, and subject to the
 32 approval of the director of the budget, moneys hereby appropriated
 33 may be suballocated to the higher education services corporation:
 34 For grants beginning prior to April 1, 2002
 35 949,000 (re. \$949,000)
 36 For grants beginning on or after April 1, 2002
 37 1,328,000 (re. \$1,328,000)

38
 39 By chapter 54, section 1, of the laws of 2001:
 40 For administration of the national health services corps. Notwith-
 41 standing any in consistent provision of law, and subject to the
 42 approval of the director of the budget, moneys hereby appropriated
 43 may be suballocated to the higher education services corporation:
 44 For grants beginning prior to April 1, 2001
 45 825,000 (re. \$825,000)
 46 For grants beginning on or after April 1, 2001
 47 1,155,000 (re. \$1,155,000)

48
 49 Special Revenue Funds - Federal / State Operations
 50 Federal Block Grant Fund - 269
 51
 52 For various health prevention, diagnostic, detection and treatment
 53 services:
 54

55 By chapter 54, section 1, of the laws of 2005:
 56 For the grant period October 1, 2004 to September 30, 2005
 57 2,287,000 (re. \$2,287,000)
 58 For the grant period October 1, 2005 to September 30, 2006
 59 2,630,000 (re. \$2,630,000)

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STATE OPERATIONS AND AID TO LOCALITIES - REAPPROPRIATIONS 2006-07

1 By chapter 54, section 1, of the laws of 2004:
2 For the grant period October 1, 2003 to September 30, 2004
3 2,287,000 (re. \$2,287,000)
4 For the grant period October 1, 2004 to September 30, 2005
5 2,630,000 (re. \$2,630,000)
6
7 By chapter 54, section 1, of the laws of 2003:
8 For the grant period October 1, 2002 to September 30, 2003
9 1,988,000 (re. \$1,977,000)
10 For the grant period October 1, 2003 to September 30, 2004
11 2,287,000 (re. \$2,287,000)
12
13 Special Revenue Funds - Other / State Operations
14 Miscellaneous Special Revenue Fund - 339
15 Health-SPARCS Account
16
17 By chapter 54, section 1, of the laws of 2004:
18 Maintenance undistributed
19 For services and expenses for compliance with federal data security
20 standards ... 1,300,000 (re. \$275,000)
21
22 AIDS INSTITUTE PROGRAM
23
24 General Fund / Aid to Localities
25 Local Assistance Account - 001
26
27 By chapter 54, section 1, of the laws of 2005:
28 For grants to New York state community service programs to provide
29 HIV/AIDS related education, prevention, outreach, legal and suppor-
30 tive services ... 1,450,000 (re. \$1,450,000)
31 For services and expenses related to the operation of the communities
32 of color initiative ... 3,000,000 (re. \$3,000,000)
33 For additional grants to existing community based organizations and to
34 article 28 of the public health law diagnostic and treatment centers
35 that must operate in a neighborhood or geographic area with high
36 concentrations of at risk populations and provide services and
37 programs that are culturally sensitive to the special social and
38 cultural needs of the at risk populations. Such grants shall be used
39 to meet increased demands for HIV education, prevention, outreach,
40 and legal programs. Such grants shall be equitably distributed
41 1,768,000 (re. \$1,768,000)
42 For additional grants to existing community service programs to meet
43 the increased demands for HIV education, prevention, outreach, legal
44 and supportive services to high risk groups and to address increased
45 operating costs of these programs. Such grants shall be equitably
46 distributed ... 318,000 (re. \$318,000)
47 For grants to organizations with specialty contracts administered by
48 the AIDS institute to be allocated to organizations based on the
49 proportionate share of the value of an organization's speciality
50 contract to the value of all speciality contracts administered by
51 the AIDS institute ... 625,000 (re. \$625,000)
52 For transfer to the office of temporary and disability assistance for
53 operational support to projects which have received capital grant
54 awards through the homeless housing assistance program
55 179,000 (re. \$179,000)
56 For additional grants to community based organizations to support
57 permanency planning and support services for families affected by
58 HIV ... 168,700 (re. \$168,700)
59 For services and expenses related to the national black leadership
60 commission on AIDS ... 179,000 (re. \$179,000)
61 For services and expenses of the New York AIDS coalition
62 89,000 (re. \$89,000)

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1 Special Revenue Funds - Other / Aid to Localities
2 HCRA Resources Fund - [F04] 061
3 Health Care Services Account
4

5 By chapter 54, section 1, of the laws of 2005:

6 For grants to existing community service programs, as deemed
7 appropriate by the department of health, including but not limited
8 to community based organizations and other organizations providing
9 specialized AIDS - related services targeted to minority and other
10 high risk populations. Up to \$125,000 may be transferred to the
11 general fund - state purposes account for the administration of this
12 program. Notwithstanding any provision of law to the contrary, the
13 commissioner of health shall be authorized to continue contracts
14 with community service programs, multi-service agencies and
15 community development initiatives for all such contracts which were
16 executed on or before March 31, 2005, without any additional
17 requirements that such contracts be subject to competitive bidding
18 or a request for proposals process ... 20,603,000... (re. \$3,500,000)
19 For grants to community based organizations for the provision of
20 services to parolees and their families. Up to \$730,000 of this
21 appropriation may be transferred to the general fund - state
22 purposes account for administration of this program
23 1,130,000 (re. \$300,000)
24 For HIV counseling and testing services in facilities operated by the
25 New York state department of correctional services. All or part of
26 this appropriation may be transferred to the general fund - state
27 purposes account for administration of this program
28 925,000 (re. \$100,000)
29 For grants for the provision of comprehensive HIV prevention and
30 health care services to high-risk adolescents and young adults. Up
31 to 5 percent of this appropriation may be transferred to the
32 general fund - state purposes account for the administration of this
33 program ... 2,321,000 (re. \$500,000)
34 For grants for housing, supported housing and referral services for
35 homeless persons with HIV/AIDS and their families, including those
36 with tuberculosis or if warranted those with tuberculosis only, in
37 areas as determined by data collected by the department of health
38 ... 2,500,000 (re. \$400,000)
39 For transfer to the office of temporary and disability assistance for
40 operational support to projects which have received capital grant
41 awards through the homeless housing assistance program
42 1,000,000 (re. \$500,000)
43 For services and expenses related to the special program for HIV
44 services for infants and pregnant women established pursuant to
45 section 71 of chapter 731 of the laws of 1993. Such programs may
46 provide continuing services to high-risk and HIV-positive women and
47 children ... 1,500,000 (re. \$500,000)
48

49 CENTER FOR COMMUNITY HEALTH PROGRAM

50
51 General Fund / Aid to Localities
52 Local Assistance Account - 001
53

54 By chapter 54, section 1, of the laws of 2005:

55 For services and expenses related to providing nutritional services
56 and to provide nutritional education to pregnant women, infants, and
57 children, including suballocations to the department of agriculture
58 and markets for the farmer's market nutrition program and migrant
59 worker services and the office of temporary and disability
60 assistance for prenatal care assistance program activities. Up to 5
61 percent of this amount may be transferred to the general fund -

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1 state purposes account, subject to approval by the director of the
2 budget, for the administration of this program by the department of
3 health ... 17,004,000 (re. \$12,000,000)
4 For services and expenses, including operating expenses related to
5 providing nutritional services and nutrition education for hunger
6 prevention and nutrition assistance. Up to 5 percent of this amount
7 may be transferred to the general fund - state purposes account,
8 subject to approval by the director of the budget, for the
9 administration of this program by the department of health
10 10,840,000 (re. \$1,500,000)
11 For grants to community based organizations, in accordance with
12 chapter 820 of the laws of 1987, for nutrition outreach in areas
13 where a significant percentage or number of those potentially
14 eligible for food assistance programs are not participating in such
15 programs. A portion of this appropriation, not to exceed \$600,000
16 shall be suballocated to the office of temporary and disability
17 assistance. Up to 15 percent of the funds appropriated may be
18 allocated to fund a program of nutrition outreach as established
19 pursuant to section 2597 of the public health law if such a program
20 is administered through a contract arrangement
21 1,000,000 (re. \$500,000)
22 For services and expenses of the health and social services sexuality-
23 related programs ... 1,000,000 (re. \$750,000)
24 For additional services and expenses of the health and social ser-
25 vices sexuality-related programs ... 1,373,300 (re. \$1,373,300)
26 For state grants to improve access to infertility services, treat-
27 ments, and procedures. Funds shall be allocated from this appropri-
28 ation pursuant to a plan prepared by the commissioner of health and
29 approved by the director of the budget
30 4,000,000 (re. \$4,000,000)
31 For additional state grants to improve access to infertility services,
32 treatments, and procedures ... 5,000,000 (re. \$5,000,000)
33 For services and expenses related to the operation of the individual
34 subsidy program ... 1,300,000 (re. \$581,000)
35 For services and expenses of education, support services and early
36 diagnosis related to Alzheimer's disease
37 250,000 (re. \$250,000)
38 For services and expenses of the Brain Trauma Foundation
39 500,000 (re. \$500,000)
40 For services and expenses of the Arthritis Foundation
41 250,000 (re. 250,000)
42 For services and expenses of Gilda's Club Capital Region New York
43 100,000 (re. \$100,000)
44 For grants to community based programs providing support,
45 educational and outreach services to persons diagnosed with breast
46 cancer ... 200,000 (re. \$200,000)
47 For services and expenses of the New York State task force to increase
48 organ and tissue donation, for the New York State Donor Registry
49 Awareness Campaign ... 250,000 (re. \$250,000)
50 For services and expenses of North Shore LIJ Health System
51 500,000 (re. \$500,000)
52 For services and expenses of Southside Hospital
53 500,000 (re. \$500,000)
54
55 By chapter 54, section 1, of the laws of 2004:
56 For services and expenses related to providing nutritional services
57 and to provide nutritional education to pregnant women, infants, and
58 children, including suballocations to the department of agriculture
59 and markets for the farmer's market nutrition program and migrant
60 worker services and the office of temporary and disability assist-

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1 ance for prenatal care assistance program activities. Up to 5
 2 percent of this amount may be transferred to the general fund -
 3 state purposes account for the administration of this program by the
 4 department of health ... 17,004,000 (re. \$12,000,000)
 5 For services and expenses of the health and social services sexuali-
 6 ty-related programs ... 1,000,000 (re. \$150,000)
 7
 8 By chapter 54, section 1, of the laws of 2001, as amended by chapter 15,
 9 section 4, of the laws of 2002:
 10 For state aid to municipalities for services and expenses related to
 11 the West Nile encephalitis outbreak. The moneys hereby appropriated
 12 shall be available for payment of financial assistance heretofore
 13 accrued or hereafter to accrue. Notwithstanding any other provision
 14 of law, these funds shall be available for reimbursement for emer-
 15 gency response to the West Nile virus pursuant to section 611 of
 16 article 6 of the public health law
 17 21,900,000 (re. \$15,300,000)
 18
 19 Special Revenue Funds - Federal / State Operations
 20 Federal USDA-Food and Nutrition Services Fund - 261
 21 Child and Adult Care Food Account
 22
 23 By chapter 54, section 1, of the laws of 2005:
 24 For the grant period October 1, 2004 to September 30, 2005
 25 3,251,000 (re. \$488,000)
 26 For the grant period October 1, 2005 to September 30, 2006
 27 4,207,000 (re. \$1,052,000)
 28
 29 By chapter 54, section 1, of the laws of 2004:
 30 For the grant period October 1, 2003 to September 30, 2004
 31 3,251,000 (re. \$488,000)
 32 For the grant period October 1, 2004 to September 30, 2005
 33 4,336,000 (re. \$1,084,000)
 34
 35 By chapter 54, section 1, of the laws of 2003:
 36 For the grant period October 1, 2003 to September 30, 2004
 37 4,225,000 (re. \$658,000)
 38
 39 Special Revenue Funds - Federal / Aid to Localities
 40 Federal USDA-Food and Nutrition Services Fund - 261
 41 Child and Adult Care Food Account
 42
 43 By chapter 54, section 1, of the laws of 2005:
 44 For various federal food and nutritional services. The moneys hereby
 45 appropriated shall be available for payment of financial assistance
 46 heretofore accrued:
 47 For the grant period October 1, 2004 to September 30, 2005
 48 82,300,000 (re. \$4,938,000)
 49 For the grant period October 1, 2005 to September 30, 2006
 50 100,200,000 (re. \$8,016,000)
 51
 52 By chapter 54, section 1, of the laws of 2004:
 53 For various federal food and nutritional services. The moneys hereby
 54 appropriated shall be available for payment of financial assistance
 55 heretofore accrued:
 56 For the grant period October 1, 2003 to September 30, 2004
 57 90,000,000 (re. \$4,500,000)
 58 For the grant period October 1, 2004 to September 30, 2005
 59 109,600,000 (re. \$7,672,000)
 60

DEPARTMENT OF HEALTH

STATE OPERATIONS AND AID TO LOCALITIES - REAPPROPRIATIONS 2006-07

1 By chapter 54, section 1, of the laws of 2003:
2 For the grant period October 1, 2002 to September 30, 2003
3 81,751,000 (re. \$2,453,000)
4 For the grant period October 1, 2003 to September 30, 2004
5 113,797,000 (re. \$4,552,000)
6
7 By chapter 54, section 1, of the laws of 2002:
8 For the grant period October 1, 2001 to September 30, 2002
9 78,284,000 (re. \$1,566,000)
10 For the grant period October 1, 2002 to September 30, 2003
11 108,972,000 (re. \$2,179,000)
12
13 By chapter 54, section 1, of the laws of 2001:
14 For the grant period October 1, 2000 to September 30, 2001
15 87,900,000 (re. \$1,758,000)
16
17 Special Revenue Funds - Federal / State Operations
18 Federal USDA-Food and Nutrition Services Fund - 261
19 Federal Food and Nutrition Services Account
20
21 For various food and nutritional services:
22
23 By chapter 54, section 1, of the laws of 2005:
24 For the grant period October 1, 2004 to September 30, 2005
25 21,013,000 (re. \$3,152,000)
26 For the grant period October 1, 2005 to September 30, 2006
27 26,288,000 (re. \$6,597,000)
28
29 By chapter 54, section 1, of the laws of 2004:
30 For the grant period October 1, 2003 to September 30, 2004
31 21,612,000 (re. \$3,242,000)
32 For the grant period October 1, 2004 to September 30, 2005
33 27,036,000 (re. \$6,759,000)
34
35 By chapter 54, section 1, of the laws of 2003:
36 For the grant period October 1, 2003 to September 30, 2004
37 23,690,000 (re. \$3,554,000)
38
39 Special Revenue Funds - Federal / Aid to Localities
40 Federal USDA-Food and Nutrition Services Fund - 261
41 Federal Food and Nutrition Services Account
42
43 By chapter 54, section 1, of the laws of 2005:
44 For various federal food and nutritional services. The moneys hereby
45 appropriated shall be available for payment of financial assistance
46 heretofore accrued:
47 For the grant period October 1, 2004 to September 30, 2005
48 176,700,000 (re. \$14,136,000)
49 For the grant period October 1, 2005 to September 30, 2006
50 215,200,000 (re. \$17,216,000)
51
52 By chapter 54, section 1, of the laws of 2004:
53 For various federal food and nutritional services. The moneys hereby
54 appropriated shall be available for payment of financial assistance
55 heretofore accrued:
56 For the grant period October 1, 2003 to September 30, 2004
57 145,800,000 (re. \$11,664,000)
58 For the grant period October 1, 2004 to September 30, 2005
59 177,500,000 (re. \$14,200,000)
60

DEPARTMENT OF HEALTH

STATE OPERATIONS AND AID TO LOCALITIES - REAPPROPRIATIONS 2006-07

1 By chapter 54, section 1, of the laws of 2003:
2 For various federal food and nutritional services. The moneys hereby
3 appropriated shall be available for payment of financial assistance
4 heretofore accrued:
5 For the grant period October 1, 2002 to September 30, 2003
6 137,555,000 (re. \$6,878,000)
7 For the grant period October 1, 2003 to September 30, 2004
8 175,520,000 (re. \$8,776,000)
9
10 Special Revenue Funds - Federal / State Operations
11 Federal Health and Human Services Fund - 265
12
13 For various health prevention, diagnostic, detection and treatment
14 services:
15
16 By chapter 54, section 1, of the laws of 2005:
17 For grants beginning prior to April 1, 2005
18 16,478,000 (re. \$16,478,000)
19 For grants beginning on or after April 1, 2005
20 7,671,000 (re. \$7,671,000)
21
22 By chapter 54, section 1, of the laws of 2004:
23 For grants beginning prior to April 1, 2004
24 16,058,000 (re. \$16,058,000)
25 For grants beginning on or after April 1, 2004
26 7,611,000 (re. \$7,611,000)
27
28 By chapter 54, section 1, of the laws of 2003:
29 For grants beginning prior to April 1, 2003
30 16,057,000 (re. \$16,057,000)
31 For grants beginning on or after April 1, 2003
32 7,633,000 (re. \$7,633,000)
33
34 Special Revenue Funds - Federal / Aid to Localities
35 Federal Health and Human Services Fund - 265
36
37 For various health prevention, diagnostic, detection and treatment
38 services:
39
40 By chapter 54, section 1, of the laws of 2005:
41 For grants beginning prior to April 1, 2005
42 75,000 (re. \$75,000)
43 For grants beginning on or after April 1, 2005
44 35,381,000 (re. \$35,381,000)
45
46 By chapter 54, section 1, of the laws of 2004:
47 For grants beginning prior to April 1, 2004
48 75,000 (re. \$75,000)
49 For grants beginning on or after April 1, 2004
50 34,485,000 (re. \$34,485,000)
51
52 By chapter 54, section 1, of the laws of 2003:
53 For grants beginning prior to April 1, 2003
54 16,861,000 (re. \$16,861,000)
55 For grants beginning on or after April 1, 2003
56 30,372,000 (re. \$30,372,000)
57
58 By chapter 54, section 1, of the laws of 2002:
59 For grants beginning prior to April 1, 2002
60 13,614,000 (re. \$13,614,000)
61 For grants beginning on or after April 1, 2002
62 11,940,000 (re. \$11,940,000)

DEPARTMENT OF HEALTH

STATE OPERATIONS AND AID TO LOCALITIES - REAPPROPRIATIONS 2006-07

1 Special Revenue Funds - Federal / State Operations
 2 Federal Health and Human Services Fund - 265
 3 Abstinence Education Account
 4
 5 By chapter 54, section 1, of the laws of 2005:
 6 For the grant period October 1, 2004 to September 30, 2005
 7 451,000 (re. \$451,000)
 8 For the grant period October 1, 2005 to September 30, 2006
 9 451,000 (re. \$451,000)
 10
 11 Special Revenue Funds - Federal / Aid to Localities
 12 Federal Health and Human Services Fund - 265
 13 Abstinence Education Account
 14
 15 By chapter 54, section 1, of the laws of 2005:
 16 For the grant period October 1, 2005 to September 30, 2006
 17 4,982,000 (re. \$4,982,000)
 18
 19 Special Revenue Funds - Federal / State Operations
 20 Federal Block Grant Fund - 269
 21
 22 For various health prevention, diagnostic, detection and treatment
 23 services:
 24
 25 By chapter 54, section 1, of the laws of 2005:
 26 For the grant period October 1, 2004 to September 30, 2005
 27 9,018,000 (re. \$9,018,000)
 28 For the grant period October 1, 2005 to September 30, 2006
 29 10,370,000 (re. \$10,370,000)
 30
 31 By chapter 54, section 1, of the laws of 2004:
 32 For the grant period October 1, 2003 to September 30, 2004
 33 9,018,000 (re. \$9,018,000)
 34 For the grant period October 1, 2004 to September 30, 2005
 35 10,370,000 (re. \$10,370,000)
 36
 37 By chapter 54, section 1, of the laws of 2003:
 38 For the grant period October 1, 2002 to September 30, 2003
 39 7,842,000 (re. \$7,842,000)
 40 For the grant period October 1, 2003 to September 30, 2004
 41 9,018,000 (re. \$9,018,000)
 42
 43 Special Revenue Funds - Federal / Aid to Localities
 44 Federal Block Grant Fund - 269
 45
 46 For various health prevention, diagnostic, detection and treatment
 47 services:
 48
 49 By chapter 54, section 1, of the laws of 2005:
 50 For the grant period October 1, 2004 to September 30, 2005
 51 23,245,000 (re. \$23,245,000)
 52 For the grant period October 1, 2005 to September 30, 2006
 53 26,732,000 (re. \$26,732,000)
 54
 55 By chapter 54, section 1, of the laws of 2004:
 56 For the grant period October 1, 2003 to September 30, 2004
 57 23,245,000 (re. \$23,245,000)
 58 For the grant period October 1, 2004 to September 30, 2005
 59 26,732,000 (re. \$26,732,000)
 60

DEPARTMENT OF HEALTH

STATE OPERATIONS AND AID TO LOCALITIES - REAPPROPRIATIONS 2006-07

1 By chapter 54, section 1, of the laws of 2003:
2 For the grant period October 1, 2002 to September 30, 2003
3 20,213,000 (re. \$20,213,000)
4 For the grant period October 1, 2003 to September 30, 2004
5 23,245,000 (re. \$23,245,000)
6
7 Special Revenue Funds - Federal / State Operations
8 Federal Block Grant Fund - 269
9 Abstinence Education Account
10
11 By chapter 54, section 1, of the laws of 2004:
12 For the grant period October 1, 2003 to September 30, 2004
13 451,000 (re. \$451,000)
14 For the grant period October 1, 2004 to September 30, 2005
15 451,000 (re. \$451,000)
16
17 By chapter 54, section 1, of the laws of 2003:
18 For the grant period October 1, 2002 to September 30, 2003
19 575,000 (re. \$575,000)
20 For the grant period October 1, 2003 to September 30, 2004
21 575,000 (re. \$575,000)
22
23 Special Revenue Funds - Federal / Aid to Localities
24 Federal Block Grant Fund - 269
25 Abstinence Education Account
26
27 By chapter 54, section 1, of the laws of 2004:
28 For the grant period October 1, 2004 to September 30, 2005
29 4,982,000 (re. \$4,982,000)
30
31 By chapter 54, section 1, of the laws of 2003:
32 For the grant period October 1, 2002 to September 30, 2003
33 1,730,000 (re. \$1,730,000)
34 For the grant period October 1, 2003 to September 30, 2004
35 3,460,000 (re. \$3,460,000)
36
37 Special Revenue Funds - Federal / State Operations
38 Federal Block Grant Fund - 269
39 Individuals with Disabilities-Part C Account
40
41 For activities related to a handicapped infants and toddlers program:
42
43 By chapter 54, section 1, of the laws of 2005:
44 For the grant period October 1, 2004 to September 30, 2005
45 8,150,000 (re. \$8,150,000)
46 For the grant period October 1, 2005 to September 30, 2006
47 9,780,000 (re. \$9,780,000)
48
49 By chapter 54, section 1, of the laws of 2004:
50 For the grant period October 1, 2003 to September 30, 2004
51 8,150,000 (re. \$8,150,000)
52 For the grant period October 1, 2004 to September 30, 2005
53 9,780,000 (re. \$9,780,000)
54
55 By chapter 54, section 1, of the laws of 2003:
56 For the grant period October 1, 2003 to September 30, 2004
57 8,150,000 (re. \$8,150,000)
58
59 Special Revenue Funds - Federal / Aid to Localities
60 Federal Block Grant Fund - 269
61 Individuals with Disabilities-Part C Account
62

DEPARTMENT OF HEALTH

STATE OPERATIONS AND AID TO LOCALITIES - REAPPROPRIATIONS 2006-07

1 For activities related to a handicapped infants and toddlers program:
2
3 By chapter 54, section 1, of the laws of 2005:
4 For the grant period October 1, 2005 to September 30, 2006
5 29,220,000 (re. \$29,220,000)
6
7 By chapter 54, section 1, of the laws of 2004:
8 For the grant period October 1, 2004 to September 30, 2005
9 29,220,000 (re. \$29,220,000)
10
11 By chapter 54, section 1, of the laws of 2003:
12 For the grant period October 1, 2002 to September 30, 2003
13 11,600,000 (re. \$11,600,000)
14 For the grant period October 1, 2003 to September 30, 2004
15 24,350,000 (re. \$24,350,000)
16
17 Special Revenue Funds - Other / Aid to Localities
18 [Miscellaneous Special Revenue Fun - 339]
19 Combined Gifts, Grants and Bequests Fund - 020
20 NYS Prostate Cancer Research, Detection and Education Account
21
22 By chapter 54, section 1 of the laws of 2005:
23 For prostate cancer research, detection and education pursuant to
24 chapter 273 of the laws of 2004 ... 1,000,000 (re. \$1,000,000)
25
26 Special Revenue Funds - Other / Aid to Localities
27 HCRA Transfer Fund - 061
28 Health Care Services Account
29
30 By chapter 54, section 1, of the laws of 2005:
31 For services and expenses related to the childhood obesity prevention
32 program ... 1,500,000 (re. \$1,500,000)
33 For grants to community based programs providing support, educational
34 and outreach services to persons diagnosed with breast cancer
35 250,000 (re. \$250,000)
36
37 Special Revenue Funds - Other / Aid to Localities
38 Miscellaneous Special Revenue Fund - 339
39 Comprehensive Care Center for Eating Disorders Development
40 Grant Account
41
42 By chapter 54, section 1, of the laws of 2005:
43 For services and expenses of providing development grants to
44 comprehensive care centers for eating disorders provided pursuant to
45 chapter 114 of the laws of 2004 ... 1,000,000 (re. \$1,000,000)
46
47 By chapter 54, section 1, of the laws of 2004:
48 For services and expenses of providing development grants to compre-
49 hensive care centers for eating disorders provided pursuant to chap-
50 ter 114 of the laws of 2004 ... 1,000,000 (re. \$1,000,000)
51
52 CENTER FOR ENVIRONMENTAL HEALTH PROGRAM
53
54 Special Revenue Funds - Federal / State Operations
55 Federal Health and Human Services Fund - 265
56
57 For various health prevention, diagnostic, detection and treatment
58 services:
59
60 By chapter 54, section 1, of the laws of 2005:
61 For grants beginning prior to April 1, 2005
62 528,000 (re. \$528,000)

DEPARTMENT OF HEALTH

STATE OPERATIONS AND AID TO LOCALITIES - REAPPROPRIATIONS 2006-07

1 For grants beginning on or after April 1, 2005

2 1,193,000 (re. \$1,193,000)

3

4 By chapter 54, section 1, of the laws of 2004:

5 For grants beginning prior to April 1, 2004

6 520,000 (re. \$520,000)

7 For grants beginning on or after April 1, 2004

8 747,000 (re. \$747,000)

9

10 Special Revenue Funds - Federal / State Operations

11 Federal Block Grant Fund - 269

12

13 For various health prevention, diagnostic, detection and treatment

14 services:

15

16 By chapter 54, section 1, of the laws of 2005:

17 For the grant period October 1, 2004 to September 30, 2005

18 2,754,000 (re. \$2,754,000)

19 For the grant period October 1, 2005 to September 30, 2006

20 3,166,000 (re. \$3,166,000)

21

22 By chapter 54, section 1, of the laws of 2004:

23 For the grant period October 1, 2003 to September 30, 2004

24 2,754,000 (re. \$2,754,000)

25 For the grant period October 1, 2004 to September 30, 2005

26 3,166,000 (re. \$3,166,000)

27

28 By chapter 54, section 1, of the laws of 2003:

29 For the grant period October 1, 2003 to September 30, 2004

30 2,754,000 (re. \$2,754,000)

31

32 Special Revenue Funds - Federal / Aid to Localities

33 Federal Block Grant Fund - 269

34

35 For services and expenses of various health prevention, diagnostic,

36 detection and treatment services:

37

38 By chapter 54, section 1, of the laws of 2005:

39 For the grant period October 1, 2004 to September 30, 2005

40 1,491,000 (re. \$1,491,000)

41 For the grant period October 1, 2005 to September 30, 2006

42 1,715,000 (re. \$1,715,000)

43

44 By chapter 54, section 1, of the laws of 2004:

45 For the grant period October 1, 2003 to September 30, 2004

46 1,491,000 (re. \$1,491,000)

47 For the grant period October 1, 2004 to September 30, 2005

48 1,715,000 (re. \$1,715,000)

49

50 By chapter 54, section 1, of the laws of 2003:

51 For the grant period October 1, 2003 to September 30, 2004

52 1,491,000 (re. \$1,491,000)

53

54 Special Revenue Funds - Federal / State Operations

55 Federal Operating Grants Fund - 290

56 Federal Environmental Protection Agency Grants Account

57

58 By chapter 54, section 1, of the laws of 2005:

59 For various environmental projects including suballocation for the

60 department of environmental conservation:

61 For the grant period October 1, 2004 to September 30, 2005

62 3,873,000 (re. \$3,873,000)

DEPARTMENT OF HEALTH

STATE OPERATIONS AND AID TO LOCALITIES - REAPPROPRIATIONS 2006-07

1 For the grant period October 1, 2005 to September 30, 2006

2 4,164,000 (re. \$4,164,000)

3

4 By chapter 54, section 1, of the laws of 2004:

5 For various environmental projects including suballocation for the

6 department of environmental conservation:

7 For the grant period October 1, 2003 to September 30, 2004

8 11,408,000 (re. \$11,408,000)

9 For the grant period October 1, 2004 to September 30, 2005

10 8,494,000 (re. \$8,494,000)

11

12 By chapter 54, section 1, of the laws of 2003:

13 For various environmental projects including suballocation for the

14 department of environmental conservation:

15 For the grant period October 1, 2002 to September 30, 2003

16 10,905,000 (re. \$10,905,000)

17 For the grant period October 1, 2003 to September 30, 2004

18 8,217,000 (re. \$8,217,000)

19

20 By chapter 54, section 1, of the laws of 2002:

21 For various environmental projects including suballocation for the

22 department of environmental conservation:

23 For the grant period October 1, 2001 to September 30, 2002

24 2,946,000 (re. \$2,946,000)

25 For the grant period October 1, 2002 to September 30, 2003

26 2,942,000 (re. \$2,942,000)

27

28 By chapter 54, section 1, of the laws of 2001:

29 For various environmental projects:

30 For the grant period October 1, 2001 to September 30, 2002

31 2,642,000 (re. \$2,642,000)

32

33 Special Revenue Funds - Other / Aid to Localities

34 Training and Education Program on Occupational Safety

35 and Health Fund - 305

36 OSH Training and Education Account

37

38 By chapter 54, section 1, of the laws of 2005:

39 These funds shall be available to the department of health occupa-

40 tional safety and health training education account to conduct occu-

41 pational and environmental lead study ... 200,000 ... (re. \$200,000)

42

43 Special Revenue Funds - Other / State Operations

44 Miscellaneous Special Revenue Fund - 339

45 Occupational Health Clinics Account

46

47 By chapter 54, section 1, of the laws of 2005:

48 For services and expenses of implementing and operating a statewide

49 network of occupational health clinics for diagnostic, screening,

50 treatment, referral, and education services:

51 6,107,000 (re. \$4,500,000)

52

53 CHILD HEALTH INSURANCE PROGRAM

54

55 Special Revenue Funds - Federal / Aid to Localities

56 Federal Health and Human Services Fund - 265

57 Children's Health Insurance Account

58

59 By chapter 54, section 1, of the laws of 2005:

60 The money hereby appropriated is available for payment of aid hereto-

61 fore accrued or hereafter accrued.

DEPARTMENT OF HEALTH

STATE OPERATIONS AND AID TO LOCALITIES - REAPPROPRIATIONS 2006-07

1 For services and expenses related to the children's health insurance
 2 program, pursuant to title XXI of the federal social security act.
 3 Notwithstanding any inconsistent provision of law and subject to the
 4 approval of the director of the budget, moneys hereby appropriated
 5 may be transferred to the medical assistance program, medicaid di-
 6 rect account, for expansions of or changes to the medical assistance
 7 program related to children under the age of 19 pursuant to P.L.
 8 105-33.

9 The money hereby appropriated is available for payment of aid hereto-
 10 fore accrued or hereafter accrued to municipalities.

11 Notwithstanding any inconsistent provision of law and subject to the
 12 approval of the director of the budget, moneys hereby appropriated
 13 may be transferred to the office of temporary and disability assis-
 14 tance for payment of local administrative costs related to the ex-
 15 pansion of, or changes to, the medical assistance program related to
 16 children under the age of 19 pursuant to P.L. 105-33 or chapter 2 of
 17 the laws of 1998.

18 Notwithstanding any inconsistent provision of law and subject to a
 19 plan developed by the commissioner of health and approved by the di-
 20 rector of the budget, local social services districts shall be reim-
 21 bursed for additional administrative costs incurred for recipient
 22 and applicant eligibility and other administrative costs related to
 23 the expansion of, or changes to, the medical assistance program for
 24 children under the age of 19 pursuant to P.L. 105-33 or chapter 2 of
 25 the laws of 1998.

26 Such reimbursement shall be made without any local share of costs.
 27 Such reimbursement shall not be subject to any aggregate statewide
 28 reimbursement limit which may otherwise limit reimbursement for the
 29 administrative costs of the local social services districts, pro-
 30 vided, however, such reimbursement shall be subject to the limita-
 31 tion on certain payments for certain expenditures set forth in sub-
 32 section (c) of section 2105 of the federal social security act.

33 For grants beginning prior to April 1, 2005
 34 164,000,000 (re. \$164,000,000)
 35 For grants beginning on or after April 1, 2005
 36 271,000,000 (re. \$271,000,000)

37
 38 By chapter 54, section 1, of the laws of 2004:

39 The money hereby appropriated is available for payment of aid hereto-
 40 fore accrued or hereafter accrued.

41 For services and expenses related to the children's health insurance
 42 program, pursuant to title XXI of the federal social security act.
 43 Notwithstanding any inconsistent provision of law and subject to the
 44 approval of the director of the budget, moneys hereby appropriated
 45 may be transferred to the medical assistance program, medicaid
 46 direct account, for expansions of or changes to the medical assist-
 47 ance program related to children under the age of 19 pursuant to
 48 P.L. 105-33.

49 The money hereby appropriated is available for payment of aid hereto-
 50 fore accrued or hereafter accrued to municipalities.

51 Notwithstanding any inconsistent provision of law and subject to the
 52 approval of the director of the budget, moneys hereby appropriated
 53 may be transferred to the office of temporary and disability assist-
 54 ance for payment of local administrative costs related to the expan-
 55 sion of, or changes to, the medical assistance program related to
 56 children under the age of 19 pursuant to P.L. 105-33 or chapter 2 of
 57 the laws of 1998.

58 Notwithstanding any inconsistent provision of law and subject to a
 59 plan developed by the commissioner of health and approved by the
 60 director of the budget, local social services districts shall be
 61 reimbursed for additional administrative costs incurred for recipi-
 62 ent and applicant eligibility and other administrative costs related

DEPARTMENT OF HEALTH

STATE OPERATIONS AND AID TO LOCALITIES - REAPPROPRIATIONS 2006-07

1 to the expansion of, or changes to, the medical assistance program
 2 for children under the age of 19 pursuant to P.L. 105-33 or chapter
 3 2 of the laws of 1998. Such reimbursement shall be made without any
 4 local share of costs. Such reimbursement shall not be subject to any
 5 aggregate statewide reimbursement limit which may otherwise limit
 6 reimbursement for the administrative costs of the local social
 7 services districts, provided, however, such reimbursement shall be
 8 subject to the limitation on certain payments for certain expendi-
 9 tures set forth in subsection (c) of section 2105 of the federal
 10 social security act.

11 For grants beginning on or after April 1, 2004
 12 227,000,000 (re. \$95,000,000)

13
 14 Special Revenue Funds - Other / Aid to Localities
 15 HCRA Resources Fund - [F04] 061
 16 Children's Health Insurance Account

17
 18 By chapter 54, section 1, of the laws of 2005:
 19 The money hereby appropriated is available for payment of aid
 20 heretofore accrued or hereafter accrued.
 21 For services and expenses related to the children's health insurance
 22 program authorized pursuant to title 1-A of article 25 of the public
 23 health law.

24 The money hereby appropriated is available for payment of aid
 25 heretofore accrued or hereafter accrued to municipalities.

26 Notwithstanding any inconsistent provision of law and subject to the
 27 approval of the director of the budget, moneys hereby appropriated
 28 may be transferred to the office of temporary and disability
 29 assistance for payment of local administrative costs related to the
 30 expansion of, or changes to, the medical assistance program related
 31 to children under the age of 19 pursuant to P.L. 105-33 or chapter 2
 32 of the laws of 1998.

33 Notwithstanding any inconsistent provision of law and subject to a
 34 plan developed by the commissioner of health and approved by the
 35 director of the budget, local social services districts shall be
 36 reimbursed for additional administrative costs incurred for
 37 recipient and applicant eligibility and other administrative costs
 38 related to the expansion of, or changes to, the medical assistance
 39 program for children under the age of 19 pursuant to P.L. 105-33 or
 40 chapter 2 of the laws of 1998. Such reimbursement shall be made
 41 without any local share of costs. Such reimbursement shall not be
 42 subject to any aggregate statewide reimbursement limit which may
 43 otherwise limit reimbursement for the administrative costs of the
 44 local social services districts, provided, however, such
 45 reimbursement shall be subject to the limitation on certain payments
 46 for certain expenditures set forth in subsection (c) of section 2105
 47 of the federal social security act
 48 435,000,000 (re. \$435,000,000)

49
 50 ELDERLY PHARMACEUTICAL INSURANCE COVERAGE PROGRAM

51
 52 Special Revenue Funds - Federal / State Operations
 53 Federal Health and Human Services Fund - 265

54
 55 By chapter 54, section 1, of the laws of 2005:
 56 A portion of the moneys hereby appropriated may be transferred to the
 57 general fund - aid to localities account, subject to a plan approved
 58 by the director of the budget.
 59 For the grant period October 1, 2004 to September 30, 2005
 60 17,000,000 (re. \$13,000,000)
 61 For the grant period October 1, 2005 to September 30, 2006
 62 17,000,000 (re. \$17,000,000)

DEPARTMENT OF HEALTH

STATE OPERATIONS AND AID TO LOCALITIES - REAPPROPRIATIONS 2006-07

1 HEALTH CARE FINANCING PROGRAM
2
3 Special Revenue Funds - Other / State Operations
4 Miscellaneous Special Revenue Fund - 339
5 1200 - Nursing Home Receivership Account
6
7 By chapter 50, section 1, of the laws of 1986:
8 For purposes of making payments pursuant to subdivision 3 of section
9 2810 of the public health law ... 2,000,000 (re. \$2,000,000)
10
11 HEALTH CARE REFORM ACT PROGRAM
12
13 Special Revenue Funds - Other / Aid to Localities
14 HCRA Resources Fund - [F04] 061
15 HCRA Program Account
16
17 The appropriation made by chapter 54, section 1, of the laws of 2005, as
18 amended by chapter 162, section 3, of the laws of 2005, is hereby
19 amended and reappropriated to read:
20 For services, expenses, grants and transfers necessary to implement
21 the health care reform act program in accordance with section 2807-
22 j, 2807-k, 2807-l, 2807-m, 2807-s and 2807-v of the public health
23 law. The moneys hereby appropriated shall be available for payments
24 heretofore accrued or hereafter to accrue. Notwithstanding any
25 inconsistent provision of law, the moneys hereby appropriated may be
26 increased or decreased by interchange or transfer with any
27 appropriation of the department of health or by transfer or
28 suballocation to any appropriation of the department of insurance,
29 the office of mental health and the state office for the aging
30 subject to the approval of the director of the budget, who shall
31 file such approval with the department of audit and control and
32 copies thereof with the chairman of the senate finance committee and
33 the chairman of the assembly ways and means committee. With the
34 approval of the director of the budget, up to 5 percent of this
35 appropriation may be used for state operations purposes. At the
36 direction of the director of the budget, funds may also be
37 transferred directly to the general fund for the purpose of repaying
38 a draw on the tobacco revenue guarantee fund.
39 For state grants for the health workforce retraining program
40 58,400,000 (re. \$58,400,000)
41 For services and expenses related to priority pool distributions as
42 designated by the commissioner of health
43 21,000,000 (re. \$21,000,000)
44 For state grants pursuant to a memorandum of understanding entered
45 into by the commissioner, the majority leader of the senate and the
46 speaker of the assembly, for purposes outlined in such memorandum
47 and upon the recommendation of the majority leader of the senate ...
48 8,500,000 (re. \$8,500,000)
49 For state grants pursuant to a memorandum of understanding entered
50 into by the commissioner, the majority leader of the senate and the
51 speaker of the assembly, for purposes outlined in such memorandum
52 and upon the recommendation of the speaker of the assembly
53 8,500,000 (re. \$8,500,000)
54 For services and expenses related to the disease management
55 demonstration program ... 6,000,000 (re. \$6,000,000)
56 For services and expenses related to the telemedicine demonstration
57 program ... 4,000,000 (re. \$4,000,000)
58 For services and expenses related to the long term care insurance
59 education and outreach program ... 1,950,000 (re. \$1,950,000)
60 For services and expenses related to studying pay for performance
61 initiatives ... 2,500,000 (re. \$2,500,000)
62

DEPARTMENT OF HEALTH

STATE OPERATIONS AND AID TO LOCALITIES - REAPPROPRIATIONS 2006-07

1 Special Revenue Funds - Other / Aid to Localities
2 HCRA Resources Fund - [F04] 061
3 HCRA Transition Account
4

5 The appropriation made by chapter 54, section 1, of the laws of 2005, is
6 hereby amended and reappropriated to read:

7 For services, expenses, grants and transfers necessary to continue
8 existing or planned contracts or other financing arrangements for
9 the purposes of implementing the health care reform act program in
10 accordance with section 2807-j, 2807-k, 2807-l, 2807-m, 2807-s, and
11 2807-v of the public health law and utilizing allocations authorized
12 prior to July 1, 2005. The moneys hereby appropriated shall be
13 available for payments heretofore accrued or hereafter to accrue.
14 Notwithstanding any inconsistent provision of law, the moneys hereby
15 appropriated may be increased or decreased by interchange or by
16 transfer with any appropriation of the department of health or by
17 transfer or suballocation to any appropriation of the department of
18 insurance, the office of mental health or the state office for the
19 aging subject to the approval of the director of the budget, who
20 shall file such approval with the department of audit and control
21 and copies thereof with the chairman of the senate finance committee
22 and the chairman of the assembly ways and means committee
23 600,000,000 (re. \$470,000,000)
24

25 HEALTH CARE STANDARDS AND SURVEILLANCE PROGRAM

26
27 General Fund / State Operations
28 State Purposes Account - 003
29

30 By chapter 54, section 1, of the laws of 2005, as amended by chapter 62,
31 section 6, of the laws of 2005:

32 Nonpersonal service ... 15,607,000 (re. \$1,000,000)
33

34 General Fund / Aid to Localities
35 Local Assistance Account - 001
36

37 By chapter 54, section 1, of the laws of 2005:

38 For services and expenses of the health information technology program
39 ... 3,000,000 (re. \$3,000,000)
40

41 By chapter 54, section 1, of the laws of 2004:

42 For services and expenses related to adult home initiatives including
43 but not limited to assessments; case management, medication assist-
44 ance, social and recreational services; and advocacy and legal
45 support. Notwithstanding any inconsistent provision of law and
46 subject to the approval of the director of the budget, moneys hereby
47 appropriated may be transferred to the office of mental health, the
48 office for the aging, and the commission on quality of care for the
49 mentally disabled ... 1,000,000 (re. \$1,000,000)
50

51 By chapter 54, section 1, of the laws of 2002:

52 For services and expenses of the Healthcare Information Xchange New
53 York for A HIPPA Compliance initiative ... 325,000 .. (re. \$140,000)
54

55 Special Revenue Funds - Federal / Aid to Localities
56 Federal Operating Grants Fund - 290
57 United States Department of Justice Account
58

59 By chapter 54, section 1, of the laws of 2005:

60 For expenses incurred in the administration of Harold Rogers prescrip-
61 tion drug monitoring program relating to the prescribing and dis-
62 pensing of controlled substances:

DEPARTMENT OF HEALTH

STATE OPERATIONS AND AID TO LOCALITIES - REAPPROPRIATIONS 2006-07

1 For the grant period June 1, 2005 to May 31, 2006
2 350,000 (re. \$350,000)
3
4 By chapter 54, section 1, of the laws of 2004:
5 For expenses incurred in the administration of Harold Rogers
6 prescription drug monitoring program relating to the prescribing and
7 dispensing of controlled substances:
8 For the grant period October 1, 2003 to September 30, 2004
9 300,000 (re. \$300,000)
10 For the grant period May 1, 2004 to April 30, 2005
11 350,000 (re. \$350,000)
12
13 Special Revenue Funds - Other / State Operations
14 HCRA Resources Fund - [F04] 061
15 Emergency Medical Services Account
16
17 By chapter 54, section 1, of the laws of 2005:
18 For services and expenses related to emergency medical services
19 administration:
20 For expenses related to training courses and instructor development
21 ... 10,350,000 (re. \$2,000,000)
22
23 Special Revenue Fund - Other / Aid to Localities
24 HCRA Resources Fund - [F04] 061
25 Health Services Account
26
27 By chapter 54, section 1, of the Laws of 2005:
28 For services and expenses related to adult home initiatives including
29 but not limited to assessments; case management, medication
30 assistance, social and recreational services; and advocacy and legal
31 support. Notwithstanding any inconsistent provision of law and
32 subject to the approval of the director of the budget, moneys hereby
33 appropriated may be transferred to the office of mental health, the
34 office for the aging, and the commission on quality of care for the
35 mentally disabled. At least \$2,000,000 of the amount herein
36 appropriated may be used for the purpose of awarding grants to
37 operators of adult homes, enriched housing programs and residences
38 for adults to enhance the quality of life for residents. Use of
39 program funds may include, but shall not be limited to, payment for
40 resident clothing, telephones in resident rooms, air conditioning in
41 resident rooms or common areas, computers for resident use, costs of
42 resident participation in vocational and educational programs, and
43 enhancement of services to provide independent living skills. Such
44 grants shall be made pursuant to criteria established by the
45 department of health. A preference in funding shall be granted to
46 applicants for use of program funds which would serve residents
47 receiving supplemental security income and/or safety net benefits.
48 No grants shall be made unless the department of health receives
49 satisfactory documentation that the resident council of any facility
50 for which funds are requested has endorsed the proposed use of funds
51 as set forth in the grant application
52 2,750,000 (re. \$2,750,000)
53 For services and expenses of the quality incentive payment program ...
54 2,750,000 (re. \$2,750,000)
55
56 By chapter 54, section 1, of the laws of 2004:
57 For services and expenses related to adult home initiatives including
58 but not limited to assessments; case management, medication assist-
59 ance, social and recreational services; and advocacy and legal
60 support. Notwithstanding any inconsistent provision of law and
61 subject to the approval of the director of the budget, moneys hereby
62 appropriated may be transferred to the office of mental health, the

DEPARTMENT OF HEALTH

STATE OPERATIONS AND AID TO LOCALITIES - REAPPROPRIATIONS 2006-07

1 office for the aging, and the commission on quality of care for the
 2 mentally disabled. Up to \$2,000,000 of the amount herein appropri-
 3 ated may be used for the purpose of awarding grants to operators of
 4 adult homes, enriched housing programs and residences for adults to
 5 enhance the quality of life for residents. Use of program funds may
 6 include, but shall not be limited to, payment for resident clothing,
 7 telephones in resident rooms, air conditioning in resident rooms or
 8 common areas, computers for resident use, costs of resident partic-
 9 ipation in vocational and educational programs, and enhancement of
 10 services to provide independent living skills. Such grants shall be
 11 made pursuant to criteria established by the department of health. A
 12 preference in funding shall be granted to applicants for use of
 13 program funds which would serve residents receiving supplemental
 14 security income and/or safety net benefits. No grants shall be made
 15 unless the department of health receives satisfactory documentation
 16 that the resident council of any facility for which funds are
 17 requested has endorsed the proposed use of funds as set forth in the
 18 grant application ... 6,000,000 (re. \$2,720,000)
 19

20 By chapter 54, section 1, of the laws of 2003 as transferred by chapter
 21 54, section 1, of the laws of 2004:
 22 For additional services and expenses of an adult care facility quality
 23 incentive payment program ... 2,000,000 (re. \$500,000)
 24

25 INSTITUTIONAL MANAGEMENT PROGRAM

26
 27 Special Revenue Funds - Other / State Operations
 28 Miscellaneous Special Revenue Fund - 339
 29 Helen Hayes Hospital Account
 30

31 By chapter 54, section 1, of the laws of 2005:
 32 For services and expenses of the Helen Hayes hospital account.
 33 Notwithstanding any other law, rule or regulation to the contrary,
 34 funds shall be available for distribution pursuant to a plan
 35 approved by the director of the budget
 36 8,000,000 (re. \$8,000,000)
 37

38 By chapter 54, section 1, of the laws of 2004:
 39 For services and expenses of the Helen Hayes hospital account.
 40 Notwithstanding any other law, rule or regulation to the contrary,
 41 funds shall be available for distribution pursuant to a plan approved
 42 by the director of the budget ... 9,558,000 (re. \$9,558,000)
 43

44 By chapter 54, section 1, of the laws of 2000:
 45 For services and expenses related to special projects of the Helen
 46 Hayes hospital pursuant to a plan developed by the department of
 47 health and approved by the director of the budget
 48 9,000,000 (re. \$9,000,000)
 49

50 MEDICAID MANAGEMENT INFORMATION SYSTEM PROGRAM

51
 52 General Fund / State Operations
 53 State Purposes Account - 003
 54

55 By chapter 54, section 1, of the laws of 2005, as amended by chapter 62,
 56 section 6, of the laws of 2005:
 57 For services and expenses for payment of liabilities accrued hereto-
 58 fore and hereafter to accrue:
 59 Nonpersonal service ... 74,035,000 (re. \$40,000,000)
 60

DEPARTMENT OF HEALTH

STATE OPERATIONS AND AID TO LOCALITIES - REAPPROPRIATIONS 2006-07

1 Special Revenue Funds - Federal / State Operations
2 Federal Health and Human Services Fund - 265

3

4 By chapter 54, section 1, of the laws of 2005:

5 For services and expenses related to the operation of an electronic
6 medicaid eligibility verification system and operation of a medicaid
7 override application system, and operation of a medicaid management
8 information system, and development and operation of a replacement
9 medicaid system. The moneys hereby appropriated shall be available
10 for payment of liabilities heretofore accrued and hereafter to ac-
11 crue.

12 Notwithstanding any inconsistent provision of law and 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 other
15 appropriation or with any other item or items within the amounts
16 appropriated within the department of health special revenue funds -
17 federal with the approval of the director of the budget who shall
18 file such approval with the department of audit and control and
19 copies thereof with the chairman of the senate finance committee and
20 the chairman of the assembly ways and means committee.

21 For the grant period October 1, 2005 to September 30, 2006
22 55,723,000 (re. \$55,723,000)

23

24 OFFICE OF MEDICAID MANAGEMENT PROGRAM

25

26 Special Revenue Funds - Federal / State Operations
27 Federal Health and Human Services Fund - 265

28

29 By chapter 54, section 1, of the laws of 2005:

30 For services and expenses for the medical assistance program and
31 administration of the medical assistance program and survey and
32 certification program, provided pursuant to title XIX of the federal
33 social security act.

34 Notwithstanding any inconsistent provision of law and subject to the
35 approval of the director of the budget, moneys hereby appropriated
36 may be increased or decreased by transfer or suballocation between
37 these appropriated amounts and appropriations of other state agen-
38 cies and appropriations of the department of health. Notwithstanding
39 any inconsistent provision of law and subject to approval of the
40 director of the budget, moneys hereby appropriated may be trans-
41 ferred or suballocated to other state agencies for reimbursement to
42 local government entities for services and expenses related to
43 administration of the medical assistance program.

44 For the grant period October 1, 2005 to September 30, 2006
45 1,836,697,000 (re. \$1,836,697,000)

46

47 By chapter 54, section 1, of the laws of 2004:

48 For services and expenses for the medical assistance program and
49 administration of the medical assistance program and survey and
50 certification program, provided pursuant to title XIX of the federal
51 social security act.

52 Notwithstanding any inconsistent provision of law and subject to the
53 approval of the director of the budget, moneys hereby appropriated
54 may be increased or decreased by transfer or suballocation between
55 these appropriated amounts and appropriations of other state agen-
56 cies and appropriations of the department of health.

57 Notwithstanding any inconsistent provision of law and subject to
58 approval of the director of the budget, moneys hereby appropriated
59 may be transferred or suballocated to other state agencies for
60 reimbursement to local government entities for services and expenses
61 related to administration of the medical assistance program.

DEPARTMENT OF HEALTH

STATE OPERATIONS AND AID TO LOCALITIES - REAPPROPRIATIONS 2006-07

1 For the grant period October 1, 2004 to September 30, 2005

2 1,863,395,000 (re. \$1,600,000,000)

3

4 By chapter 54, section 1, of the laws of 2003, as amended by chapter 54,

5 section 1, of the laws of 2004:

6 For services and expenses for the medical assistance program and

7 administration of the medical assistance program and survey and

8 certification program, provided pursuant to title XIX of the federal

9 social security act.

10 Notwithstanding any inconsistent provision of law and subject to the

11 approval of the director of the budget, moneys hereby appropriated

12 may be increased or decreased by transfer or suballocation between

13 these appropriated amounts and appropriations of other state agen-

14 cies and appropriations of the department of health. Notwithstand-

15 ing any inconsistent provision of law and subject to approval of the

16 director of the budget, moneys hereby appropriated may be trans-

17 ferred or suballocated to other state agencies for reimbursement to

18 local government entities for services and expenses related to

19 administration of the medical assistance program.

20 For the grant period October 1, 2002 to September 30, 2003

21 1,810,000,000 (re. \$1,500,000,000)

22 For the grant period October 1, 2003 to September 30, 2004

23 1,810,000,000 (re. \$1,200,000,000)

24

25 By chapter 54, section 1, of the laws of 2002, as amended by chapter 54,

26 section 1, of the laws of 2004:

27 For services and expenses for the medical assistance program and

28 administration of the medical assistance program and survey and

29 certification program, provided pursuant to title XIX of the federal

30 social security act.

31 Notwithstanding any inconsistent provision of law and subject to the

32 approval of the director of the budget, moneys hereby appropriated

33 may be increased or decreased by transfer or suballocation between

34 these appropriated amounts and appropriations of other state agen-

35 cies and appropriations of the department of health. Notwithstand-

36 ing any inconsistent provision of law and subject to approval of the

37 director of the budget, moneys hereby appropriated may be trans-

38 ferred or suballocated to other state agencies for reimbursement to

39 local government entities for services and expenses related to

40 administration of the medical assistance program.

41 For the grant period October 1, 2001 to September 30, 2002

42 1,810,000,000 (re. \$1,400,000,000)

43

44 By chapter 54, section 1, of the laws of 2001, as amended by chapter 54,

45 section 1, of the laws of 2002:

46 For services and expenses for the medical assistance program and

47 administration of the medical assistance program and survey and

48 certification program, provided pursuant to title XIX of the federal

49 social security act.

50 Notwithstanding any inconsistent provision of law and subject to the

51 approval of the director of budget, moneys hereby appropriated may

52 be increased or decreased by transfer or suballocation between these

53 appropriated amounts and appropriations of the office of mental

54 retardation and developmental disabilities, the office of mental

55 health, and the office of alcoholism and substance abuse services

56 and appropriations of the department of health.

57 For the grant period October 1, 2000 to September 30, 2001

58 1,563,750,000 (re. \$800,000,000)

59

DEPARTMENT OF HEALTH

STATE OPERATIONS AND AID TO LOCALITIES - REAPPROPRIATIONS 2006-07

1 By chapter 54, section 1, of the laws of 2000:
 2 For services and expenses for the medical assistance program and
 3 administration of the medical assistance program and survey and
 4 certificaion program, provided pursuant to title XIX of the federal
 5 social security act.
 6 Notwithstanding any inconsistent provision of law and subject to the
 7 approval of the director of the budget, moneys hereby appropriated
 8 may be increased or decreased by transfer or suballocation between
 9 these appropriated amounts and appropriations of other state agen-
 10 cies and appropriations of the department of health.
 11 For the grant period October 1, 2000 to September 30, 2001
 12 1,618,592,700 (re. \$500,000,000)

13
 14 Special Revenue Funds - Other / State Operations
 15 HCRA Resources Fund - [F04] 061
 16 Medicaid Fraud Hotline and Medicaid Administration Account

17
 18 By chapter 54, section 1, of the laws of 2005:
 19 Maintenance undistributed
 20 For services and expenses related to the medicaid fraud hotline estab-
 21 lished pursuant to chapter 1 of the laws of 1999 and administrative
 22 expenses related to the family health plus program pursuant to
 23 section 369-ee of the social services law
 24 900,000 (re. \$700,000)

25
 26 Special Revenue Funds - Other / State Operations
 27 HCRA Resources Fund - [F04] 061
 28 Medical Assistance Account

29
 30 By chapter 54, section 1, of the laws of 2005:
 31 Maintenance undistributed
 32 For services and expenses related to the administration and marketing
 33 of the family health plus program established pursuant to chapter 1
 34 of the laws of 1999 ... 5,000,000 (re. \$4,000,000)

35
 36 MEDICAL ASSISTANCE ADMINISTRATION PROGRAM

37
 38 General Fund / Aid to Localities
 39 Local Assistance Account - 001

40
 41 By chapter 54, section 1, of the laws of 1998, as amended by chapter
 42 295, part A, section 1, of the laws of 2001:
 43 The amount appropriated herein may be used in all or in part for
 44 grants to those entities seeking certification to operate comprehen-
 45 sive HIV special needs plans to aid in the development of the
 46 systems, organizational structures and networks necessary to operate
 47 a managed care program and for entities contracted to partici-
 48 pate in support of SNP development and for contractual services
 49 related to medical necessity and quality of care reviews for
 50 medicaid recipients with HIV or who have AIDS enrolled in special
 51 needs plans. Subject to the approval of the director of budget, all
 52 or part of this appropriation may be transferred to the office of
 53 managed care, general fund - state purposes account
 54 30,000,000 (re. \$16,650,000)

55
 56 Special Revenue Funds - Federal / Aid to Localities
 57 Federal Health and Human Services Fund - 265
 58 Medicaid Administration Transfer Account

DEPARTMENT OF HEALTH

STATE OPERATIONS AND AID TO LOCALITIES - REAPPROPRIATIONS 2006-07

1 By chapter 54, section 1, of the laws of 2005:

2 For reimbursement of local administrative expenses of medical assist-
3 tance 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 ap-
16 propriated may be increased or decreased by interchange, with any
17 appropriation of the department of health medical assistance admin-
18 istration program and/or medical assistance program, and may be in-
19 creased or decreased by transfer or suballocation between these
20 appropriated amounts and appropriations of the department of family
21 assistance office of temporary and disability assistance and office
22 of children and family services with the approval of the director of
23 the budget, who shall file such approval with the department of
24 audit and control and copies thereof with the chairman of the senate
25 finance committee and the chairman of the assembly ways and means
26 committee.

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

42 For the grant period October 1, 2005 to September 30, 2006
43 240,900,000 (re. \$240,900,000)
44

45 By chapter 54, section 1, of the laws of 2004:

46 For reimbursement of local administrative expenses of medical assist-
47 ance programs provided pursuant to title XIX of the federal social
48 security act or its successor program.

49 The moneys hereby appropriated are to be available for payment of aid
50 heretofore accrued or hereafter to accrue to municipalities, and to
51 providers of medical services pursuant to section 367-b of the
52 social services law, shall be available to the department net of
53 disallowances, refunds, reimbursements, and credits. The amounts
54 appropriated herein may be available for costs associated with a
55 common benefit identification card, and subject to the approval of
56 the director of the budget, these funds may be transferred to the
57 credit of the state operations account medicaid management informa-
58 tion systems program.

59 Notwithstanding any other provision of law, the money hereby appropri-
60 ated may be increased or decreased by interchange, with any appro-
61 priation of the department of health medical assistance adminis-
62 tration program and/or medical assistance program, and may be

DEPARTMENT OF HEALTH

STATE OPERATIONS AND AID TO LOCALITIES - REAPPROPRIATIONS 2006-07

1 increased or decreased by transfer or suballocation between these
 2 appropriated amounts and appropriations of the department of family
 3 assistance office of temporary and disability assistance and office
 4 of children and family services with the approval of the director of
 5 the budget, who shall file such approval with the department of
 6 audit and control and copies thereof with the chairman of the senate
 7 finance committee and the chairman of the assembly ways and means
 8 committee.

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 of temporary and disability assistance or the
 15 state commissioner of health as due from local social services
 16 districts each month as their share of payments made pursuant to
 17 section 367-b of the social services law may be set aside by the
 18 state comptroller in an interest-bearing account with such interest
 19 accruing to the credit of the locality in order to ensure the order-
 20 ly and prompt payment of providers under section 367-b of the social
 21 services law pursuant to an estimate provided by the commissioner of
 22 health of each local social services district's share of payments
 23 made pursuant to section 367-b of the social services law.

24 For the grant period October 1, 2004 to September 30, 2005
 25 264,990,000 (re. \$180,000,000)
 26

27 By chapter 54, section 1, of the laws of 2003:

28 For reimbursement of local administrative expenses of medical assist-
 29 ance programs provided pursuant to title XIX of the federal social
 30 security act or its successor program.

31 The moneys hereby appropriated are to be available for payment of aid
 32 heretofore accrued or hereafter to accrue to municipalities, and to
 33 providers of medical services pursuant to section 367-b of the
 34 social services law, shall be available to the department net of
 35 disallowances, refunds, reimbursements, and credits. The amounts
 36 appropriated herein may be available for costs associated with a
 37 common benefit identification card, and subject to the approval of
 38 the director of the budget, these funds may be transferred to the
 39 credit of the state operations account medicaid management informa-
 40 tion systems program.

41 Notwithstanding any other provision of law, the money hereby appropri-
 42 ated may be increased or decreased by interchange, with any appro-
 43 priation of the department of health medical assistance adminis-
 44 tration program and/or medical assistance program, and may be
 45 increased or decreased by transfer or suballocation between these
 46 appropriated amounts and appropriations of the department of family
 47 assistance office of temporary and disability assistance and office
 48 of children and family services with the approval of the director of
 49 the budget, who shall file such approval with the department of
 50 audit and control and copies thereof with the chairman of the senate
 51 finance committee and the chairman of the assembly ways and means
 52 committee.

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 of temporary and disability assistance or the
 59 state commissioner of health as due from local social services
 60 districts each month as their share of payments made pursuant to
 61 section 367-b of the social services law may be set aside by the
 62 state comptroller in an interest-bearing account with such interest

DEPARTMENT OF HEALTH

STATE OPERATIONS AND AID TO LOCALITIES - REAPPROPRIATIONS 2006-07

1 accruing to the credit of the locality in order to ensure the order-
 2 ly and prompt payment of providers under section 367-b of the social
 3 services law pursuant to an estimate provided by the commissioner of
 4 health of each local social services district's share of payments
 5 made pursuant to section 367-b of the social services law.
 6 For the grant period October 1, 2003 to September 30, 2004
 7 250,536,000 (re. \$85,000,000)

8
9 By chapter 54, section 1, of the laws of 2002:

10 For reimbursement of local administrative expenses of medical assist-
 11 ance programs provided pursuant to title XIX of the federal social
 12 security act or its successor program.

13 The moneys hereby appropriated are to be available for payment of aid
 14 heretofore accrued or hereafter to accrue to municipalities, and to
 15 providers of medical services pursuant to section 367-b of the
 16 social services law, shall be available to the department net of
 17 disallowances, refunds, reimbursements, and credits. The amounts
 18 appropriated herein may be available for costs associated with a
 19 common benefit identification card, and subject to the approval of
 20 the director of the budget, these funds may be transferred to the
 21 credit of the state operations account medicaid management informa-
 22 tion systems program.

23 Notwithstanding any other provision of law, the money hereby appropri-
 24 ated may be increased or decreased by interchange, with any appropri-
 25 ation of the department of health medical assistance adminis-
 26 tration program and/or medical assistance program, and may be
 27 increased or decreased by transfer or suballocation between these
 28 appropriated amounts and appropriations of 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 with such interest
 45 accruing to the credit of the locality in order to ensure the order-
 46 ly and prompt payment of providers under section 367-b of the social
 47 services law pursuant to an estimate provided by the commissioner of
 48 health of each local social services district's share of payments
 49 made pursuant to section 367-b of the social services law.

50 For the grant period October 1, 2001 to September 30, 2002
 51 231,264,000 (re. \$5,000,000)

52 For the grant period October 1, 2002 to September 30, 2003
 53 250,536,000 (re. \$60,000,000)

54
55 By chapter 54, section 1, of the laws of 2001, as amended by chapter 54,
 56 section 1, of the laws of 2002:

57 For reimbursement of local administrative expenses of medical assist-
 58 ance programs provided pursuant to title XIX of the federal social
 59 security act or its successor program.

60 The moneys hereby appropriated are to be available for payment of aid
 61 heretofore accrued or hereafter to accrue to municipalities, and to
 62 providers of medical services pursuant to section 367-b of the

DEPARTMENT OF HEALTH

STATE OPERATIONS AND AID TO LOCALITIES - REAPPROPRIATIONS 2006-07

1 social services law, shall be available to the department net of
 2 disallowances, refunds, reimbursements, and credits. The amounts
 3 appropriated herein may be available for costs associated with a
 4 common benefit identification card, and subject to the approval of
 5 the director of the budget, these funds may be transferred to the
 6 credit of the state operations account medicaid management informa-
 7 tion systems program.

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 commissioner 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.

23 Notwithstanding any inconsistent provision of law and subject to the
 24 approval of the director of budget, moneys hereby appropriated may
 25 be increased or decreased by transfer or suballocation between these
 26 appropriated amounts and appropriations of the office of temporary
 27 and disability assistance and appropriations of the department of
 28 health.

29 For the grant period October 1, 2000 to September 30, 2001
 30 213,813,000 (re. \$32,000,000)
 31

32 By chapter 54, section 1, of the laws of 2000:
 33 For reimbursement of local administrative expenses of medical assist-
 34 ance programs provided pursuant to title XIX of the federal social
 35 security act or its successor program.

36 The moneys hereby appropriated are to be available for payment of aid
 37 heretofore accrued or hereafter to accrue to municipalities, and to
 38 providers of medical services pursuant to section 367-b of the
 39 social services law, shall be available to the department net of
 40 disallowances, refunds, reimbursements, and credits. The amounts
 41 appropriated herein may be available for costs associated with a
 42 common benefit identification card, and subject to the approval of
 43 the director of the budget, these funds may be transferred to the
 44 credit of the state operations account medicaid management informa-
 45 tion systems program.

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 services
 59 district's share of payments made pursuant to section 367-b of the
 60 social services law.

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1 Notwithstanding any inconsistent provision of law, the money hereby
 2 appropriated may be increased or decreased by interchange with any
 3 appropriation of the department of health medical assistance, admin-
 4 istration program and/or medical assistance program, and may be
 5 increased or decreased by transfer or suballocation between these
 6 appropriated amounts and appropriations of the department of family
 7 assistance office of temporary and disability assistance and office
 8 of children and family services with the approval of the director of
 9 the budget, who shall file such approval with the department of
 10 audit and control and copies thereof with the chairman of the senate
 11 finance committee and the chairman of the assembly ways and means
 12 committee.

13 For the grant period October 1, 2000 to September 30, 2001
 14 196,898,000 (re. \$12,000,000)
 15

16 MEDICAL ASSISTANCE PROGRAM

17
 18 General Fund / Aid to Localities
 19 Local Assistance Account - 001
 20

21 By chapter 54, section 1, of the laws of 2005, as amended by chapter 62,
 22 section 6, of the laws of 2005:

23 For the medical assistance program, exclusive of expenses incurred by
 24 local social services districts for administration of the medical
 25 assistance program and for medical care rates for authorized child
 26 care agencies.

27 The money hereby appropriated is to be available for payment of aid
 28 heretofore accrued or hereafter to accrue to municipalities, and to
 29 providers of medical services pursuant to section 367-b of the
 30 social services law, and for payment of state aid to municipalities
 31 and to providers of family care where payment systems through the
 32 fiscal intermediaries are not operational, and shall be available to
 33 the department net of disallowances, refunds, reimbursement, and
 34 credits... ..

35 Notwithstanding any inconsistent provision of law, subject to the
 36 approval of the director of the budget, up to the amount
 37 appropriated herein, together with any available federal matching
 38 funds, may be transferred to the general fund - state purposes
 39 account for services and expenses related to improved medicaid
 40 service delivery and management including but not limited to
 41 medicaid fraud prevention, long term care restructuring and nursing
 42 home transition and diversion waiver activities, pharmacy best
 43 practices initiatives, prior authorizations, prior approvals, and
 44 recipient and provider notification and up to \$6,300,000 for the
 45 supplemental nursing home quality improvement program. Subject to
 46 the approval of the director of the budget, a portion of this
 47 appropriation may be suballocated to other state agencies and may be
 48 made available to local social services districts
 49 21,000,000 (re. \$21,000,000)
 50

51 The appropriation made by chapter 54, section 1, of the laws of 2005, as
 52 amended by chapter 62, section 6, of the laws of 2005, is hereby
 53 amended and reappropriated to read:

54 For additional services and expenses of the medical assistance
 55 program. Notwithstanding any inconsistent provision of law, subject
 56 to the approval of the director of the budget, up to the amount
 57 appropriated herein, together with any available federal matching
 58 funds, shall be available for the supplemental nursing home quality
 59 improvement program; provided, however, the moneys hereby
 60 appropriated shall not be available unless the commission on health

DEPARTMENT OF HEALTH

STATE OPERATIONS AND AID TO LOCALITIES - REAPPROPRIATIONS 2006-07

1 care facilities in the 21st century, charged with examining the
2 system of general hospitals and nursing homes in New York state and
3 recommending changes to that system, is established pursuant to [a]
4 chapter 63 of the laws of 2005 ... 6,3000,000 (re. \$6,300,000)

5
6 Special Revenue Funds - Federal / Aid to Localities
7 Federal Health and Human Services Fund - 265
8 Medicaid Direct Account

9
10 By chapter 54, section 1, of the laws of 2005, as amended by chapter 62,
11 section 6, of the laws of 2005:

12 For services and expenses for the medical assistance program, exclud-
13 ing administrative expenses, pursuant to title XIX of the federal
14 social security act or its successor program... ..
15 For the grant period October 1, 2005 to September 30, 2006
16 12,119,290,000 (re. \$12,119,290,000)

17
18 By chapter 54, section 1, of the laws of 2004:

19 For services and expenses for the medical assistance program, exclud-
20 ing administrative expenses, pursuant to title XIX of the federal
21 social security act or its successor program.

22 The moneys hereby appropriated are to be available for payment of aid
23 heretofore accrued or hereafter to accrue to municipalities, and to
24 providers of medical services pursuant to section 367-b of the
25 social services law, and for payment of state aid to municipalities
26 and to providers of family care where payment systems through the
27 fiscal intermediaries are not operational, shall be available to the
28 department net of disallowances, refunds, reimbursements, and cred-
29 its.

30 Notwithstanding any other provision of law, the money hereby appropri-
31 ated may be increased or decreased by interchange, with any appro-
32 priation of the department of health medical assistance adminis-
33 tration program and/or medical assistance program, and may be
34 increased or decreased by transfer or suballocation between these
35 appropriated amounts and appropriations of the department of family
36 assistance office of temporary and disability assistance and office
37 of children and family services with the approval of the director of
38 the budget, who shall file such approval with the department of
39 audit and control and copies thereof with the chairman of the senate
40 finance committee and the chairman of the assembly ways and means
41 committee.

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

57 For the grant period October 1, 2004 to September 30, 2005
58 10,435,451,000 (re. \$3,400,000,000)

59

DEPARTMENT OF HEALTH

STATE OPERATIONS AND AID TO LOCALITIES - REAPPROPRIATIONS 2006-07

1 By chapter 54, section 1, of the laws of 2003:
 2 For services and expenses for the medical assistance program, exclud-
 3 ing administrative expenses, pursuant to title XIX of the federal
 4 social 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, and for payment of state aid to municipalities
 9 and to providers of family care where payment systems through the
 10 fiscal intermediaries are not operational, shall be available to the
 11 department net of disallowances, refunds, reimbursements, and cred-
 12 its.

13 Notwithstanding any other provision of law, the money hereby appropri-
 14 ated may be increased or decreased by interchange, with any appro-
 15 priation of the department of health medical assistance adminis-
 16 tration program and/or medical assistance program, and may be
 17 increased or decreased by transfer or suballocation between these
 18 appropriated amounts and appropriations of the department of family
 19 assistance office of temporary and disability assistance and office
 20 of children and family services with the approval of the director of
 21 the budget, who shall file such approval with the department of
 22 audit and control and copies thereof with the chairman of the senate
 23 finance committee and the chairman of the assembly ways and means
 24 committee.

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 For the grant period October 1, 2003 to September 30, 2004
 41 10,845,488,000 (re. \$3,816,000,000)
 42

43 By chapter 54, section 1, of the laws of 2002:
 44 For services and expenses for the medical assistance program, exclud-
 45 ing administrative expenses, pursuant to title XIX of the federal
 46 social security act or its successor program.

47 The moneys hereby appropriated are to be available for payment of aid
 48 heretofore accrued or hereafter to accrue to municipalities, and to
 49 providers of medical services pursuant to section 367-b of the
 50 social services law, and for payment of state aid to municipalities
 51 and to providers of family care where payment systems through the
 52 fiscal intermediaries are not operational, shall be available to the
 53 department net of disallowances, refunds, reimbursements, and cred-
 54 its.

55 Notwithstanding any other provision of law, the money hereby appropri-
 56 ated may be increased or decreased by interchange, with any appro-
 57 priation of the department of health medical assistance adminis-
 58 tration program and/or medical assistance program, and may be
 59 increased or decreased by transfer or suballocation between these
 60 appropriated amounts and appropriations of the department of family
 61 assistance office of temporary and disability assistance and office
 62 of children and family services with the approval of the director of

DEPARTMENT OF HEALTH

STATE OPERATIONS AND AID TO LOCALITIES - REAPPROPRIATIONS 2006-07

1 the budget, who shall file such approval with the department of
2 audit and control and copies thereof with the chairman of the senate
3 finance committee and the chairman of the assembly ways and means
4 committee.

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

20 For the grant period October 1, 2001 to September 30, 2002
21 8,185,872,000 (re. \$100,000,000)
22 For the grant period October 1, 2002 to September 30, 2003
23 8,868,128,000 (re. \$1,500,000,000)
24

25 By chapter 54, section 1, of the laws of 2001, as amended by chapter 54,
26 section 1, of the laws of 2002:

27 For services and expenses for the medical assistance program, exclud-
28 ing administrative expenses, pursuant to title XIX of the federal
29 social security act or its successor program.

30 The moneys hereby appropriated are to be available for payment of aid
31 heretofore accrued or hereafter to accrue to municipalities, and to
32 providers of medical services pursuant to section 367-b of the
33 social services law, and for payment of state aid to municipalities
34 and to providers of family care where payment systems through the
35 fiscal intermediaries are not operational, shall be available to the
36 department net of disallowances, refunds, reimbursements, and cred-
37 its.

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

53 Notwithstanding any inconsistent provision of law and subject to the
54 approval of the director of budget, moneys hereby appropriated may
55 be increased or decreased by transfer or suballocation between these
56 appropriated amounts and appropriations of the office of temporary
57 and disability assistance and appropriations of the department of
58 health.

59 For the grant period October 1, 2000 to September 30, 2001
60 8,212,000,000 (re. \$210,000,000)
61

DEPARTMENT OF HEALTH

STATE OPERATIONS AND AID TO LOCALITIES - REAPPROPRIATIONS 2006-07

1 By chapter 54, section 1, of the laws of 2000:

2 For services and expenses for the medical assistance program, exclud-
3 ing administrative expenses, pursuant to title XIX of the federal
4 social 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, and for payment of state aid to municipalities
9 and to providers of family care where payment systems through the
10 fiscal intermediaries are not operational, shall be available to the
11 department net of disallowances, refunds, reimbursements, and cred-
12 its.

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

28 Notwithstanding any inconsistent provision of law, the moneys hereby
29 appropriated may be increased or decreased by interchange with any
30 appropriation of the department of health medical assistance admin-
31 istration program and/or medical assistance program, and may be
32 increased or decreased by transfer or suballocation between these
33 appropriated amounts and appropriations of the department of family
34 assistance office of temporary and disability assistance and office
35 of children and family services with the approval of the director of
36 the budget, who shall file such approval with the department of
37 audit and control and copies thereof with the chairman of the senate
38 finance committee and the chairman of the assembly ways and means
39 committee.

40 Notwithstanding any provision of law to the contrary, for the period
41 October 1, 2000, through March 31, 2001, fee-for-service rates of
42 payment for medical assistance services provided pursuant to title
43 11 of article 5 of the social services law to patients eligible for
44 federal financial participation under title XIX of the federal
45 social security act by diagnostic and treatment centers licensed
46 under article 28 of the public health law that provide services to
47 individuals with developmental disabilities as their principal
48 mission, shall be increased in the amount of up to \$500,000. Each
49 such diagnostic and treatment center shall receive a proportionate
50 share of funds allocated pursuant to this section based upon the
51 ratio of its medical assistance units of service to the total
52 medical assistance units of service of all such facilities during
53 the base year. The base year shall be 1999, and the commissioner of
54 health shall utilize data as reported on the 1999 AHCF-1 cost report
55 initially submitted by each such facility to the department of
56 health on or about June 15, 2000 or prior to such date. There shall
57 be no local share in payments made pursuant to this section.

58 Notwithstanding the provisions of subdivision 1 of section 368-a of
59 the social services law, there shall be paid to each social services
60 district the full amount expended on behalf of the department of

DEPARTMENT OF HEALTH

STATE OPERATIONS AND AID TO LOCALITIES - REAPPROPRIATIONS 2006-07

1 health for medical assistance furnished pursuant to the provision of
2 this section, after first deducting therefrom any federal funds
3 properly received or to be received on account thereof.

4 For the grant period October 1, 2000 to September 30, 2001
5 7,650,250,000 (re. \$1,000,000)
6

7 By chapter 54, section 1, of the laws of 1997, as amended by chapter 54,
8 section 1, of the laws of 2005:

9 Notwithstanding any inconsistent provision of law, the moneys hereby
10 appropriated may only be used for grants related to the community
11 health care conversion demonstration project and may be transferred
12 to the miscellaneous special revenue fund - 339, CHCCDP transfer
13 account, provided, however, that the section 1115 waiver demon-
14 stration, which is entitled the partnership plan, is in effect in
15 accordance with the terms and conditions approved by the secretary
16 of the federal department of health and human services and accepted
17 by the state, and further provided that funds appropriated for the
18 community health care conversion demonstration project are disbursed
19 only in accordance with those terms and conditions. Subject to the
20 availability of federal matching funds for programs specified in the
21 partnership plan terms and conditions relating to the community
22 health care conversion demonstration project, no more than \$250
23 million (\$250,000,000) of these funds may be obligated during any
24 one federal fiscal year unless less than \$250 million (\$250,000,000)
25 has been obligated in any prior federal fiscal year during which
26 project obligations have been made, in which case the total amount
27 that may be obligated during any one federal fiscal year shall not
28 exceed an amount which, when aggregated with project obligations
29 made in each prior federal fiscal year, results in an average of
30 \$250 million (\$250,000,000) being obligated for each federal fiscal
31 year during which project obligations are made
32 1,250,000,000 (re. \$430,000,000)
33

34 Special Revenue Funds - Other / Aid to Localities
35 Miscellaneous Special Revenue Fund - 339
36 CHCCDP Transfer Account
37

38 The appropriation made by chapter 54, section 1, of the laws of 2005, is
39 hereby amended and reappropriated to read:

40 Notwithstanding any other provision of law, the money appropriated
41 herein shall be made available for grants related to the community
42 care conversion demonstration project
43 518,000,000 (re. \$430,000,000)
44

45 WADSWORTH CENTER FOR LABORATORIES AND RESEARCH PROGRAM

46
47 Special Revenue Funds - Federal / State Operations
48 Federal Health and Human Services Fund - 265
49

50 For health prevention, diagnostic, detection and treatment services:

51
52 By chapter 54, section 1, of the laws of 2005:

53 For the grant period October 1, 2004 to September 30, 2005
54 778,000 (re. \$778,000)
55 For the grant period October 1, 2005 to September 30, 2006
56 778,000 (re. \$778,000)
57

58 By chapter 54, section 1, of the laws of 2004:

59 For the grant period October 1, 2003 to September 30, 2004
60 778,000 (re. \$778,000)
61 For the grant period October 1, 2004 to September 30, 2005
62 778,000 (re. \$778,000)

DEPARTMENT OF HEALTH

STATE OPERATIONS AND AID TO LOCALITIES - REAPPROPRIATIONS 2006-07

1 By chapter 54, section 1, of the laws of 2003:
2 For the grant period October 1, 2002 to September 30, 2003
3 778,000 (re. \$778,000)
4 For the grant period October 1, 2003 to September 30, 2004
5 778,000 (re. \$778,000)
6
7 Special Revenue Funds - Federal / State Operations
8 Federal Block Grant Fund - 269
9
10 For health prevention, diagnostic, detection and treatment services:
11
12 By chapter 54, section 1, of the laws of 2005:
13 For the grant period October 1, 2004 to September 30, 2005
14 4,601,000 (re. \$4,601,000)
15 For the grant period October 1, 2005 to September 30, 2006
16 5,291,000 (re. \$5,291,000)
17
18 By chapter 54, section 1, of the laws of 2004:
19 For the grant period October 1, 2003 to September 30, 2004
20 4,601,000 (re. \$4,601,000)
21 For the grant period October 1, 2004 to September 30, 2005
22 5,291,000 (re. \$5,291,000)
23
24 By chapter 54, section 1, of the laws of 2003:
25 For the grant period October 1, 2003 to September 30, 2004
26 4,601,000 (re. \$4,601,000)
27
28 Special Revenue Funds - Federal / Aid to Localities
29 Federal Block Grant Fund - 269
30
31 For services and expenses of the various health prevention, diagnos-
32 tic, detection and treatment services:
33
34 By chapter 54, section 1, of the laws of 2005:
35 For the grant period October 1, 2004 to September 30, 2005
36 1,489,000 (re. \$1,489,000)
37 For the grant period October 1, 2005 to September 30, 2006
38 1,712,000 (re. \$1,712,000)
39
40 By chapter 54, section 1, of the laws of 2004:
41 For the grant period October 1, 2003 to September 30, 2004
42 1,489,000 (re. \$1,489,000)
43 For the grant period October 1, 2004 to September 30, 2005
44 1,712,000 (re. \$1,712,000)
45
46 Special Revenue Funds - Other / State Operations
47 Combined Gifts, Grants and Bequests Fund - 020
48 Breast Cancer Research and Education Account
49
50 By chapter 54, section 1, of the laws of 2005:
51 For breast cancer research and education pursuant to section 97-yy of
52 the state finance law as amended by chapter 550 of the laws of 2000
53 ... 2,600,000 (re. \$2,539,000)
54
55 Special Revenue Funds - Other / State Operations
56 Miscellaneous Special Revenue Fund - 339
57 Spinal Cord Injury Research Fund Account
58
59 By chapter 54, section 1, of the laws of 2005:
60 For expenses related to spinal cord injury research pursuant to chap-
61 ter 338 of the laws of 1998 ... 8,500,000 (re. \$8,355,000)
62

DEPARTMENT OF HEALTH

CAPITAL PROJECTS 2006-07

1 For the comprehensive construction programs, purposes and
 2 projects as herein specified in accordance with the
 3 following:
 4
 5 Capital Projects Fund 182,600,000
 6 Federal Capital Projects Fund 32,937,000
 7 -----
 8 All Funds 215,537,000
 9 =====
 10
 11 HEALTH CARE EFFICIENCY AND AFFORDABILITY LAW FOR NEW YORK-
 12 ERS (HEAL NY) CAPITAL GRANT PROGRAM (CCP) 165,000,000
 13 -----
 14
 15 Capital Projects Fund
 16
 17 Health Care System Improvement Purpose
 18
 19 For payments and grants in accordance with
 20 section 2818 of the public health law
 21 establishing the health care system
 22 improvement capital grant program,
 23 including necessary support to facili-
 24 tate conversion and consolidation of
 25 the health care delivery system in-
 26 cluding the retirement of health care
 27 facility indebtedness, provided, however,
 28 that no expenditures may be made from
 29 this appropriation until a comprehensive
 30 plan of projects has been approved by
 31 the director of the budget (12HE06HE).. 140,000,000
 32 For transfer to the Roswell park cancer
 33 institute corporation to support capital
 34 projects in accordance with section 2818
 35 of the public health law establishing
 36 the health care system improvement
 37 capital grant program (12RP06HE)..... 25,000,000
 38
 39 LABORATORIES AND RESEARCH (CCP) 10,000,000
 40 -----
 41
 42 Capital Projects Fund
 43
 44 Preservation of Facilities Purpose
 45
 46 To maintain and improve existing facili-
 47 ties including preparation of plans and
 48 for payment to the design and
 49 construction management account of the
 50 centralized services fund of the New
 51 York state office of general
 52 services. Upon the request of the
 53 commissioner of the department of
 54 health and approval of the director of
 55 the division of the budget, funds
 56 of this appropriation may be
 57 transferred to the dormitory
 58 authority of the state of New York for
 59 capital projects (12590603) 10,000,000
 60

DEPARTMENT OF HEALTH

CAPITAL PROJECTS 2006-07

1	MAINTENANCE AND IMPROVEMENTS OF EXISTING FACILITIES (CCP).	7,600,000
2		-----
3		
4	Capital Projects Fund	
5		
6	Preservation of Facilities Purpose	
7		
8	For minor alterations, improvements	
9	and preventive maintenance of St.	
10	Albans Nursing Home, Helen Hayes	
11	Hospital, Oxford Nursing Home, Batavia	
12	Nursing Home and Montrose Nursing	
13	Home including preparation of plans	
14	and for payment to the design and	
15	construction management account of the	
16	centralized services fund of the New	
17	York state office of general	
18	services. Upon the request of the	
19	commissioner of the department of	
20	health and approval of the director of	
21	the division of the budget, funds	
22	of this appropriation may be	
23	transferred to the dormitory	
24	authority of the state of New York for	
25	capital projects (12600603)	7,600,000
26		
27	WATER RESOURCES (CCP)	32,937,000
28		-----
29	Federal Capital Projects Fund	
30		
31	Water Resources Purpose	
32		
33	For federal grants for the safe drinking	
34	water revolving fund (12020657)	32,937,000
35		
36		

DEPARTMENT OF HEALTH

CAPITAL PROJECTS 2006-07

1 (APPROPRIATED TO THE DORMITORY AUTHORITY)
 2
 3 For the comprehensive construction programs, purposes and
 4 projects as herein specified in accordance with the
 5 following:
 6
 7 Capital Projects Fund - Advances 85,000,000
 8 -----
 9 All Funds 85,000,000
 10 =====
 11
 12 Capital Projects Fund
 13
 14 HEALTH CARE EFFICIENCY AND AFFORDABILITY LAW FOR NEW YORK-
 15 ERS (HEAL NY) CAPITAL GRANT PROGRAM (CCP) 85,000,000
 16 -----
 17
 18 Health Care System Improvement Purpose
 19
 20 An advance for payments and grants in
 21 accordance with section 2818 of the
 22 public health law establishing the
 23 health care system improvement capital
 24 grant program, provided, however, that
 25 no expenditures may be made from this
 26 appropriation until a comprehensive plan
 27 of projects has been approved by the
 28 director of the budget (12BD06HE) 85,000,000
 29
 30

DEPARTMENT OF HEALTH

CAPITAL PROJECTS - REAPPROPRIATIONS 2006-07

1 All or a portion of the disbursements made pursuant to the reappropriations made hereinafter from the capital projects fund may be eligible for reimbursement from proceeds of bonds issued by the dormitory authority. The dormitory authority and the department of health shall report quarterly to the director of the budget the amounts expended from appropriations which are eligible for reimbursement from the proceeds of the bonds. The director of the budget shall review these reports and then certify to the comptroller amounts expended from these appropriations which are reimbursable from bond proceeds. Until such time as the dormitory authority determines that amounts expended from these appropriations are not reimbursable from bond proceeds, all such expenditures shall be considered to be reimbursable from bond proceeds.

14 HEALTH CARE EFFICIENCY AND AFFORDABILITY LAW FOR NEW YORKERS (HEAL NY)
 15 CAPITAL GRANT PROGRAM (CCP)

17
 18 Capital Projects Fund

19
 20 Health Care System Improvement Purpose

21
 22 By chapter 54, section 1, of the laws of 2005:
 23 For payments and grants in accordance with section 2818 of the public
 24 health law establishing the health care system improvement capital
 25 grant program, provided, however, that no expenditures may be made
 26 from this appropriation until a comprehensive plan of projects has
 27 been approved by the director of the budget (12HE05HE)
 28 65,000,000..... (re. \$65,000,000)

29
 30 LABORATORIES AND RESEARCH (CCP)

31
 32 Capital Projects Fund

33
 34 Preservation of Facilities Purpose

35
 36 By chapter 54, section 1, of the laws of 2005:
 37 To maintain and improve existing facilities including preparation of
 38 plans and for payment to the design and construction management
 39 account of the centralized services fund of the New York state
 40 office of general services (12590503)
 41 4,000,000(re. \$3,829,000)

42
 43 By chapter 54, section 1, of the laws of 2004:
 44 To maintain and improve existing facilities including preparation of
 45 plans and for payment to the design and construction management
 46 account of the centralized services fund of the New York state
 47 office of general services (12590403)
 48 4,000,000 (re. \$2,722,000)

49
 50 By chapter 54, section 1, of the laws of 2003:
 51 To maintain and improve existing facilities including preparation of
 52 plans and for payment to the design and construction management
 53 account of the centralized services fund of the New York state
 54 office of general services (12590303)
 55 4,000,000 (re. \$2,029,000)

56
 57 By chapter 54, section 1, of the laws of 2002:
 58 To maintain and improve existing facilities including preparation of
 59 plans and for payment to the design and construction management
 60 account of the centralized services fund of the New York state
 61 office of general services (12580203)
 62 4,000,000 (re. \$3,226,000)

DEPARTMENT OF HEALTH

CAPITAL PROJECTS - REAPPROPRIATIONS 2006-07

1 By chapter 54, section 1, of the laws of 2001:
 2 To maintain and improve existing facilities including preparation of
 3 plans and for payment to the design and construction management
 4 account of the centralized services fund of the New York state
 5 office of general services (12570103)
 6 4,000,000 (re. \$2,189,000)
 7

8 MAINTENANCE AND IMPROVEMENTS OF EXISTING FACILITIES (CCP)

9

10 Capital Projects Fund

11

12 Preservation of Facilities Purpose

13

14 The appropriation made by chapter 54, section 1, of the laws of 2005, is
 15 hereby amended and reappropriated to read:

16 For minor alterations, improvements and preventive maintenance of St.
 17 Albans Nursing Home, Helen Hayes Hospital, Oxford Nursing Home,
 18 [and] Batavia Nursing Home, and Montrose Nursing Home including
 19 preparation of plans and for payment to the design and
 20 construction management account of the centralized services fund of
 21 the New York state office of general services.
 22 (12600503) ... 7,600,000 (re. \$7,600,000)
 23

24 By chapter 54, section 1, of the laws of 2004:

25 For minor alterations, improvements and preventive maintenance of St.
 26 Albans Nursing Home, Helen Hayes Hospital, Oxford Nursing Home and
 27 Batavia Nursing Home including preparation of plans and for payment
 28 to the design and construction management account of the centralized
 29 services fund of the New York state office of general services
 30 (12600403) ... 7,600,000 (re. \$5,767,000)
 31

32 By chapter 54, section 1, of the laws of 2003:

33 For minor alterations, improvements and preventive maintenance of St.
 34 Albans Nursing Home, Helen Hayes Hospital, Oxford Nursing Home and
 35 Batavia Nursing Home including preparation of plans and for payment
 36 to the design and construction management account of the centralized
 37 services fund of the New York state office of general services
 38 (12600303) ... 7,600,000 (re. \$5,797,000)
 39

40 By chapter 54, section 1, of the laws of 2002:

41 For minor alterations, improvements and preventive maintenance of St.
 42 Albans Nursing Home, Helen Hayes Hospital, Oxford Nursing Home and
 43 Batavia Nursing Home including preparation of plans and for payment
 44 to the design and construction management account of the centralized
 45 services fund of the New York state office of general services
 46 (12590203) ... 7,600,000 (re. \$3,227,000)
 47

48 By chapter 54, section 1, of the laws of 2001:

49 For minor alterations, improvements and preventive maintenance of St.
 50 Albans Nursing Home, Helen Hayes Hospital, Oxford Nursing Home and
 51 Batavia Nursing Home including preparation of plans and for payment
 52 to the design and construction management account of the centralized
 53 services fund of the New York state office of general services
 54 (12560103) ... 7,600,000 (re. \$4,414,000)
 55

DEPARTMENT OF HEALTH

CAPITAL PROJECTS - REAPPROPRIATIONS 2006-07

1 WATER RESOURCES (CCP)
2
3 Federal Capital Projects Fund
4
5 Water Resources Purpose
6
7 The appropriation made by chapter 54, section 1, of the laws of 2005, is
8 hereby amended and reappropriated to read:
9 For federal grants for the safe drinking water revolving fund
10 (120[2]10557) ... 65,000,000 (re. \$65,000,000)
11
12 By chapter 54, section 1, of the laws of 2004:
13 For federal grants for the safe drinking water revolving fund
14 (12020457) ... 65,000,000 (re. \$8,803,000)
15
16 By chapter 54, section 1, of the laws of 2003:
17 For federal grants for the safe drinking water revolving fund
18 (12020357) ... 65,000,000 (re. \$65,000,000)
19
20 (APPROPRIATED TO DORMITORY AUTHORITY)
21
22 HEALTH CARE EFFICIENCY AND AFFORDABILITY LAW FOR NEW YORKERS (HEAL NY)
23 CAPITAL GRANT PROGRAM (CCP)
24
25 Capital Projects Fund
26
27 Health Care System Improvement Purpose
28
29 By chapter 54, section 1, of the laws of 2005:
30 An advance for payments in accordance with section 2817 of the public
31 health law establishing the community health care centers capital
32 program, provided, however, that no expenditures may be made from
33 this appropriation until a comprehensive plan of projects has been
34 approved by the director of the budget (12BD05CH)
35 10,000,000 (re. \$10,000,000)
36
37 By chapter 54, section 1, of the laws of 2005:
38 An advance for payments and grants in accordance with section 2818 of
39 the public health law establishing the health care system
40 improvement capital grant program, provided, however, that no
41 expenditures may be made from this appropriation until a compre-
42 hensive plan of projects has been approved by the director of the
43 budget (12BD05HE) ... 175,000,000 (re. \$175,000,000)
44
45 NEW INSTITUTION CONSTRUCTION (CCP)
46
47 Capital Projects Fund
48
49 New Facilities Purpose
50
51 By chapter 54, section 1, of the laws of 2004:
52 The sum of twenty-one million dollars (\$21,000,000), or so much there-
53 of as may be necessary, is hereby appropriated as an advance to the
54 dormitory authority out of any moneys in the state treasury in the
55 general fund to the credit of the capital projects fund, not other-
56 wise appropriated, for the state's share to match the Federal grant
57 anticipated from the Federal Veterans Administration for the project
58 costs for the construction of the new New York state home for veter-
59 ans and their dependents at Oxford. The department of health is
60 hereby authorized to develop plans and to choose a site, and through
61 the dormitory authority of the state of New York, to finance,
62 acquire, design, and construct the New York state home for veterans

DEPARTMENT OF HEALTH

CAPITAL PROJECTS - REAPPROPRIATIONS 2006-07

1 and their dependents at Oxford. The dormitory authority of the state
2 of New York is hereby authorized to issue its obligation for the
3 purpose of financing the acquisition, design, construction, recon-
4 struction, rehabilitation and improvement of the New York state home
5 for veterans and their dependents at Oxford as continued by section
6 403 of the public health law, in accordance with the terms of any
7 lease, sublease or other agreements between the dormitory authority
8 of the state of New York and the department of health. Moneys from
9 this appropriation shall be available only upon certification to the
10 director of the division of the budget by the grant recipient that
11 federal funds for the New York state home for veterans and their
12 dependents at Oxford are receivable and available from the Federal
13 Veterans' Administration to support the federal share of the total
14 project costs (12VH0407) ... 21,000,000 (re. \$21,000,000)
15

DEPARTMENT OF HEALTH
OFFICE OF MEDICAID INSPECTOR GENERAL

STATE OPERATIONS AND AID TO LOCALITIES 2006-07

1 For payment according to the following schedule:

2			
3		APPROPRIATIONS	REAPPROPRIATIONS
4			
5	General Fund - State and Local	35,023,000	0
6	Special Revenue Funds - Federal	55,073,000	34,216,400
7	Special Revenue Funds - Other	4,500,000	0
8		-----	-----
9	All Funds	94,596,000	34,216,400
10		=====	=====

11
12 AGENCY BUDGET SUMMARY OF NEW APPROPRIATIONS

13					
14		State	Aid to	Capital	
15	Fund Type	Operations	Localities	Projects	Total
16	-----	-----	-----	-----	-----
17	GF-St/Local	35,023,000	0	0	35,023,000
18	SR-Federal	55,073,000	0	0	55,073,000
19	SR-Other	4,500,000	0	0	4,500,000
20		-----	-----	-----	-----
21	All Funds	94,596,000	0	0	94,596,000
22		=====	=====	=====	=====

23
24 SCHEDULE

25		
26	MEDICAID AUDIT AND FRAUD PREVENTION PROGRAM.....	94,596,000
27		-----

28
29 General Fund / State Operations
30 State Purposes Account - 003

31
32 Notwithstanding any other provision of law,
33 the money hereby appropriated may be in-
34 creased or decreased by interchange, with
35 any appropriation of the office of medi-
36 caid inspector general, and may be in-
37 creased or decreased by transfer or sub-
38 allocation between these appropriated
39 amounts and appropriations of the depart-
40 ment of health, office of mental health,
41 office of mental retardation and develop-
42 mental disabilities and office of alcohol-
43 ism and substance abuse services with the
44 approval of the director of the budget,
45 who shall file such approval with the
46 department of audit and control and copies
47 thereof with the chairman of the senate
48 finance committee and the chairman of the
49 assembly ways and means committee:

50		
51	Personal service	18,872,000
52	Nonpersonal service	4,452,000

53 Maintenance undistributed
54
55 Notwithstanding any other provision of law,
56 the money hereby appropriated may be
57 increased or decreased by interchange,
58 with any appropriation of the office of
59 medicaid inspector general, and may be
60 increased or decreased by transfer or
61 suballocation between these appropriated

DEPARTMENT OF HEALTH
OFFICE OF MEDICAID INSPECTOR GENERAL

STATE OPERATIONS AND AID TO LOCALITIES 2006-07

1 amounts and appropriations of the depart-
2 ment of health, office of mental health,
3 office of mental retardation and develop-
4 mental disabilities and office of
5 alcoholism and substance abuse services
6 with the approval of the director of the
7 budget, who shall file such approval with
8 the department of audit and control and
9 copies thereof with the chairman of the
10 senate finance committee and the chairman
11 of the assembly ways and means committee.
12 For services and expenses up to the amount
13 appropriated herein, together with any
14 available federal matching funds for
15 contracts supporting medicaid audit and
16 fraud activities 5,000,000

17 For transfer to the state university of New
18 York and its subsidiaries, with any avail-
19 able federal matching funds, or to con-
20 tract without competition for services
21 with the state university of New York
22 research foundation, to provide support
23 for the medical assistance program; in-
24 cluding but not limited to, providing
25 clinical and medical expertise, maximizing
26 the recovery of unclaimed federal medicaid
27 reimbursement funds, performing audits of
28 facility ordered services and physicians,
29 reviewing requests for medical prior
30 approvals, resolving medical and/or surgi-
31 cal claims pending, and conducting clinical
32 eligibility reviews for disabled individ-
33 uals 5,000,000

34 For services and expenses related to the
35 medicaid fraud and abuse program. All or a
36 portion of this amount may be transferred
37 to the department of law with the approval
38 of the director of the budget, who shall
39 file such approval with the department of
40 audit and control and copies thereof with
41 the chairman of the senate finance commit-
42 tee and the chairman of the assembly ways
43 and means committee..... 1,149,000

44 Notwithstanding any inconsistent provision
45 of law, pursuant to a memorandum of under-
46 standing between the office of medicaid
47 inspector general and the department of
48 law, of the amounts appropriated herein,
49 up to \$1,000,000 including federal reim-
50 bursements properly received or to be
51 received on account of such expenditures,
52 may be suballocated to the department of
53 law for services and expenses, including
54 outside experts, incurred in litigation
55 representing the office of medicaid in-
56 spector general. Reimbursements to the
57 department of law shall be made by the
58 office of medicaid inspector general upon
59 receipt of vouchers showing the amount and
60 purpose of such expenditures, provided,
61 however, that the office of medicaid in-

DEPARTMENT OF HEALTH
OFFICE OF MEDICAID INSPECTOR GENERAL

STATE OPERATIONS AND AID TO LOCALITIES 2006-07

1 spector general may make advances to the
2 department of law to meet reasonable cash
3 flow requirements 550,000
4 -----
5 Program account subtotal 35,023,000
6 -----

7
8 Special Revenue Funds - Federal / State Operations
9 Federal Health and Human Services Fund - 265

10
11 Notwithstanding any other provision of law,
12 the money hereby appropriated may be
13 increased or decreased by interchange,
14 with any appropriation of the office of
15 medicaid inspector general, and may be
16 increased or decreased by transfer or
17 suballocation between these appropriated
18 amounts and appropriations of the depart-
19 ment of health, office of mental health,
20 office of mental retardation and develop-
21 mental disabilities and office of
22 alcoholism and substance abuse services
23 with the approval of the director of the
24 budget, who shall file such approval with
25 the department of audit and control and
26 copies thereof with the chairman of the
27 senate finance committee and the chairman
28 of the assembly ways and means committee.
29 For services and expenses related to the
30 medicaid fraud and abuse program:

31
32 For the grant period October 1, 2005 to
33 September 30, 2006 27,537,000
34 For the grant period October 1, 2006 to
35 September 30, 2007 27,536,000
36 -----
37 Program fund subtotal 55,073,000
38 -----

39
40 Special Revenue Funds - Other / State Operations
41 Miscellaneous Special Revenue Fund - 339
42 Quality Assurance and Audit Revenue Activities Account

43
44 Notwithstanding any other provision of law,
45 the money hereby appropriated may be in-
46 creased or decreased by interchange, with
47 any appropriation of the office of medi-
48 caid inspector general, and may be in-
49 creased or decreased by transfer or sub-
50 allocation between these appropriated
51 amounts and appropriations of the depart-
52 ment of health, office of mental health,
53 office of mental retardation and develop-
54 mental disabilities and office of alcohol-
55 ism and substance abuse services with the
56 approval of the director of the budget,
57 who shall file such approval with the
58 department of audit and control and copies
59 thereof with the chairman of the senate
60 finance committee and the chairman of the
61 assembly ways and means committee.

DEPARTMENT OF HEALTH
OFFICE OF MEDICAID INSPECTOR GENERAL

STATE OPERATIONS AND AID TO LOCALITIES 2006-07

1	For additional administrative expenses of		
2	medicaid audit and fraud prevention	4,500,000	
3		-----	
4	Program account subtotal	4,500,000	
5		-----	
6			
7	Total new appropriations for state operations and aid to		
8	localities		94,596,000
9			=====
10			

DEPARTMENT OF HEALTH
OFFICE OF MEDICAID INSPECTOR GENERAL

STATE OPERATIONS AND AID TO LOCALITIES - REAPPROPRIATIONS 2006-07

1 MEDICAID AUDIT AND FRAUD PREVENTION PROGRAM
2
3 Special Revenue Funds - Federal / State Operations
4 Federal Health and Human Services Fund - 265
5
6 The appropriation made by chapter 54, section 1, of the laws of 2005, to
7 the department of health, medicaid audit and fraud prevention
8 program, is hereby transferred to the office of medicaid inspector
9 general:
10 For services and expenses related to the medicaid fraud and abuse
11 program:
12 For the grant period October 1, 2005 to September 30, 2006
13 34,216,400 (re. \$34,216,400)
14
15 Total reappropriations for state operations and aid to
16 localities 34,216,400
17 =====

DEPARTMENT OF MENTAL HYGIENE

STATE OPERATIONS AND AID TO LOCALITIES 2006-07

1 For payment according to the following schedule:

2			
3		APPROPRIATIONS	REAPPROPRIATIONS
4			
5	General Fund - State and Local	(150,000,000)	0
6	Special Revenue Funds - Other	150,000,000	0
7		-----	-----
8	All Funds	0	0
9		=====	=====

10

11 AGENCY BUDGET SUMMARY OF NEW APPROPRIATIONS

12

13		State	Aid to	Capital	
14	Fund Type	Operations	Localities	Projects	Total
15		-----	-----	-----	-----
16	GF-St/Local	(150,000,000)	0	0	(150,000,000)
17	SR-Other	150,000,000	0	0	150,000,000
18		-----	-----	-----	-----
19	All Funds	0	0	0	0
20		=====	=====	=====	=====

21

22 SCHEDULE

23

24 General Fund / State Operations

25

25 State Purposes Account - 003

26

27 Less amount appropriated as an offset in
 28 special revenue funds - other, miscella-
 29 neous special revenue fund - 339, mental
 30 hygiene patient income account. The direc-
 31 tor of the budget is hereby authorized to
 32 apportion funds to the office of mental
 33 health, office of mental retardation and
 34 developmental disabilities, and office of
 35 alcoholism and substance abuse services of
 36 the department from this appropriation by
 37 certificate of approval. Notwithstanding
 38 any contrary provision of law, this offset
 39 shall reduce general fund appropriations
 40 within the various programs of the office
 41 of mental health, the office of mental
 42 retardation and developmental disabili-
 43 ties, and the office of alcoholism and
 44 substance abuse services funded from the
 45 state purposes account or local assistance
 46 account, or both (150,000,000)

47

48 Program account subtotal (150,000,000)

49

50

51 Special Revenue Funds - Other / State Operations

52

52 Miscellaneous Special Revenue Fund - 339

53

53 Mental Hygiene Patient Income Account

54

55 Amount appropriated as an offset to the
 56 general fund - state purposes account or
 57 general fund - local assistance account,
 58 or both, within the various offices of the
 59 department of mental hygiene. The director
 60 of the budget is hereby authorized to
 61 apportion funds to the office of mental
 62 health, office of mental retardation and

DEPARTMENT OF MENTAL HYGIENE

STATE OPERATIONS AND AID TO LOCALITIES 2006-07

1	developmental disabilities, and office of		
2	alcoholism and substance abuse services of		
3	the department from this appropriation by		
4	certificate of approval	150,000,000	
5		-----	
6	Program account subtotal	150,000,000	
7		-----	
8			
9	Total new appropriations for state operations and aid to		
10	localities		0
11			=====
12			
13			

DEPARTMENT OF MENTAL HYGIENE
 OFFICE OF ALCOHOLISM AND SUBSTANCE ABUSE SERVICES
 STATE OPERATIONS AND AID TO LOCALITIES 2006-07

1 For payment according to the following schedule:

	APPROPRIATIONS	REAPPROPRIATIONS
5 General Fund - State and Local	339,316,000	1,325,000
6 Special Revenue Funds - Federal	144,673,000	156,297,000
7 Special Revenue Funds - Other	30,872,000	0
8 Capital Projects Funds	77,416,000	163,608,000
9	-----	-----
10 All Funds	592,277,000	321,230,000
11	=====	=====

12 AGENCY BUDGET SUMMARY OF NEW APPROPRIATIONS

Fund Type	State Operations	Aid to Localities	Capital Projects	Total
17 -----	-----	-----	-----	-----
18 GF-St/Local	52,721,000	286,595,000	0	339,316,000
19 SR-Federal	6,359,000	138,314,000	0	144,673,000
20 SR-Other	22,832,000	8,040,000	0	30,872,000
21 Cap Proj	0	0	77,416,000	77,416,000
22 -----	-----	-----	-----	-----
23 All Funds	81,912,000	432,949,000	77,416,000	592,277,000
24	=====	=====	=====	=====

25 SCHEDULE

26
 27
 28 COMMUNITY TREATMENT SERVICES PROGRAM 329,960,000

29 -----
 30
 31 General Fund / Aid to Localities
 32 Local Assistance Account - 001
 33

34 For payment, net of disallowances, of state
 35 financial assistance in accordance with
 36 the mental hygiene law related to treat-
 37 ment services.

38 Notwithstanding any other provisions of law,
 39 no payment shall be made from this appro-
 40 priation until the recipient agency has
 41 demonstrated that it has applied for and
 42 received, or received formal notification
 43 of refusal of, all forms of third-party
 44 reimbursement, including federal aid and
 45 patient fees. The moneys hereby appropri-
 46 ated are available to reimburse or advance
 47 to localities and voluntary nonprofit
 48 agencies for expenditures heretofore
 49 accrued or hereafter to accrue during
 50 local fiscal periods commencing January 1,
 51 2006 or July 1, 2006 and for advances for
 52 the 3 month period beginning January 1,
 53 2007; provided that funding for the
 54 purpose of administration and monitoring
 55 of these programs shall not exceed 5
 56 percent of the approved program level,
 57 unless waived by the commissioner of the
 58 office of alcoholism and substance abuse
 59 services and approved by the director of
 60 the budget.

DEPARTMENT OF MENTAL HYGIENE
OFFICE OF ALCOHOLISM AND SUBSTANCE ABUSE SERVICES
STATE OPERATIONS AND AID TO LOCALITIES 2006-07

1 Notwithstanding the mental hygiene law or
2 any other provision of law, rule or regu-
3 lation to the contrary, the commissioner,
4 with the approval of the director of the
5 budget, may contract with voluntary agen-
6 cies that are receiving, or are eligible
7 to receive, state aid from this appropri-
8 ation, directly or through written agree-
9 ments with local governments. The commis-
10 sioner, pursuant to such contract, may pay
11 from this appropriation all or a portion
12 of the expenses incurred by such voluntary
13 agencies arising out of loans obtained
14 from the proceeds of bonds and notes
15 issued by the dormitory authority of the
16 state of New York or another authorized
17 entity approved by the division of the
18 budget. Such expenses may include, but
19 shall not be limited to, amounts relating
20 to principal and interest and any other
21 fees and charges arising from such loans.

22 Notwithstanding any other provision of law,
23 subject to the approval of the director of
24 the budget, a portion of the money herein
25 appropriated may be made available for
26 obligations and payments heretofore or
27 hereafter accrued by the department of
28 health for community alcoholism, chemical
29 dependence, and substance abuse treatment
30 services, including the state share of
31 medical assistance payments.

32 Notwithstanding any inconsistent provision
33 of law, a portion of the money herein
34 appropriated may be made available for
35 transfer to the department of health for
36 the state share of disproportionate share
37 payments to voluntary nonprofit general
38 hospitals pursuant to chapter 119 of the
39 laws of 1997, as amended.

40 Notwithstanding any inconsistent provision
41 of law, the amount hereby appropriated
42 shall be available for the designated
43 purposes, less the amount, as certified by
44 the director of the budget, of any trans-
45 fers from the general fund to the tobacco
46 control and insurance initiatives pool
47 established pursuant to section 2807-v of
48 the public health law, to reflect the
49 state savings attributable to this program
50 resulting from an increase in the federal
51 medical assistance percentage available to
52 the state pursuant to the applicable
53 provisions of the federal social security
54 act.

55 Notwithstanding any provision of law, rule
56 or regulation to the contrary and subject
57 to the approval of the director of the
58 budget, a portion of this appropriation

DEPARTMENT OF MENTAL HYGIENE

OFFICE OF ALCOHOLISM AND SUBSTANCE ABUSE SERVICES

STATE OPERATIONS AND AID TO LOCALITIES 2006-07

1 may be made available for transfer to the
2 department of health for the state share
3 of medical assistance payments to provid-
4 ers of chemical dependence services.

5 Notwithstanding any inconsistent provisions
6 of law, moneys from this appropriation may
7 be used for expenses of localities,
8 nonprofit and for-profit agencies, and the
9 payment of state operations costs incurred
10 by the office of alcoholism and substance
11 abuse services, that may arise from the
12 assumption of operational responsibilities
13 for programs when operating certificates
14 for such programs cease to be in effect
15 and/or programs are placed into receiver-
16 ship pursuant to section 19.41 of the
17 mental hygiene law.

18 No expenditure shall be made for such
19 program until a certificate of allocation
20 has been approved by the director of the
21 budget and copies thereof filed with the
22 state comptroller and chairs of the senate
23 finance committee and the assembly ways
24 and means committee.

25 The state comptroller is hereby authorized
26 to receive funds from the office of alco-
27 holism and substance abuse services that
28 were returned from providers in the
29 current fiscal year in respect of a
30 settlement of local assistance funds from
31 prior fiscal years and is authorized to
32 refund such moneys to the credit of the
33 local assistance account of the general
34 fund for the purpose of reimbursing the
35 2006-07 appropriation

225,124,000

36 Notwithstanding any other provision of law,
37 within amounts appropriated, the commis-
38 sioner of the office of alcoholism and
39 substance abuse services shall establish a
40 cost of living adjustment, subject to the
41 approval of the director of the budget,
42 effective October 1, 2006, to project for
43 the effects of inflation. Such cost of
44 living adjustment shall be based on the
45 most recent U.S. congressional budget
46 office estimate of the consumer price
47 index (CPI) for all urban consumers, for
48 the period for which the cost of living
49 adjustment applies. Programs eligible for
50 the cost of living adjustment to rates of
51 payments, contracts or any other form of
52 reimbursement include: chemical dependence
53 crisis, inpatient rehabilitation,
54 residential, and outpatient services;
55 chemotherapy substance abuse programs;
56 residential rehabilitation services for
57 youth; compulsive gambling programs;
58 chemical dependence school and community-
59 based prevention and education programs;
60 managed addiction treatment services; case

DEPARTMENT OF MENTAL HYGIENE

OFFICE OF ALCOHOLISM AND SUBSTANCE ABUSE SERVICES

STATE OPERATIONS AND AID TO LOCALITIES 2006-07

1 management, vocational and job placement
2 services; recovery services; and program
3 support services, provided that such
4 programs receive state aid funding support
5 from the office of alcoholism and
6 substance abuse services. State aid
7 funding support, for purposes of cost of
8 living adjustment eligibility, is limited
9 to the local assistance account of the
10 general fund, federal substance abuse
11 prevention and treatment block grant
12 funds, and federal safe and drug-free
13 schools and communities grant funds
14 appropriated to and administered by the
15 office of alcoholism and substance abuse
16 services. Each provider receiving cost of
17 living adjustment funding shall submit a
18 written certification, in such form and at
19 such time as the commissioner of the
20 office of alcoholism and substance abuse
21 services shall prescribe, attesting how
22 such funding will be or was used to
23 promote the recruitment and retention of
24 staff or respond to other critical
25 nonpersonal service costs during the 2006-
26 07 state fiscal year 3,313,000
27 For services and expenses related to the
28 operation of not for profit consortia that
29 will assist parolees in obtaining sub-
30 stance abuse treatment, housing, and em-
31 ployment pursuant to a plan prepared by
32 the executive director of the division of
33 parole and the commissioner of the office
34 of alcoholism and substance abuse services
35 and approved by the director of criminal
36 justice and the director of the budget.
37 These funds may be transferred to any
38 other state agency for implementing such
39 plan 3,000,000
40 -----
41 Program account subtotal 231,437,000
42 -----

43
44 Special Revenue Funds - Federal / Aid to Localities
45 Federal Block Grant Fund - 269
46

47 For services and expenses of prevention,
48 intervention, and treatment programs
49 provided by the SAPT block grants.
50 Notwithstanding any inconsistent provision
51 of law, up to \$2,300,000 of this appropri-
52 ation may be transferred, pursuant to
53 memoranda of understanding between the
54 office of alcoholism and substance abuse
55 services and the department of health and
56 the department of correctional services,
57 respectively, which addresses how such
58 funds contribute to required set-asides of
59 the block grant, to the following agen-
60 cies: up to \$1,400,000 to the AIDS insti-

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1 tute of the department of health for the
2 provision of primary health care services
3 for persons enrolled in drug treatment
4 programs; and up to \$900,000 to the
5 department of correctional services for
6 treatment and counseling costs.
7 Notwithstanding any inconsistent provision
8 of law, a portion of the funds hereby
9 appropriated may, subject to the approval
10 of the director of the budget, be trans-
11 ferred to state operations in the office
12 of alcoholism and substance abuse services
13 consistent with the terms and conditions
14 of the SAPT block grant award for adminis-
15 trative and support services, including
16 fringe benefits, associated with the
17 federal block grant.
18 Notwithstanding any inconsistent provision
19 of law, moneys hereby appropriated may be
20 transferred to prevention and program
21 support of the office of alcoholism and
22 substance abuse services.
23
24 For the grant period October 1, 2005 to
25 September 30, 2007 58,663,000
26 For the grant period October 1, 2006 to
27 September 30, 2008 23,500,000
28
29 For services and expenses associated with
30 federal block grant awards yet to be allo-
31 cated by the federal department of health
32 and human services. Notwithstanding any
33 inconsistent provision of law, the direc-
34 tor of the budget is hereby authorized to
35 transfer appropriation authority contained
36 herein to any other federal fund or
37 program within the office of alcoholism
38 and substance abuse services for aid to
39 localities, administrative and support
40 services, including fringe benefits, asso-
41 ciated with the federal block grant.
42
43 For the grant period October 1, 2005 to
44 September 30, 2007 5,000,000
45 -----
46 Program fund subtotal 87,163,000
47 -----
48
49 Special Revenue Funds - Federal / Aid to Localities
50 Federal Operating Grants Fund - 290
51
52 For services and expenses related to home-
53 less grants. Subject to a plan approved by
54 the director of the budget, the amount
55 appropriated herein may be made available
56 to other state agencies for services and
57 expenses related to federal homeless
58 grants. The director of the budget is
59 hereby authorized to transfer appropri-

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1 ation authority contained herein to any
 2 other federal fund in which federal home-
 3 less grants are actually received.
 4
 5 For the grant period October 1, 2005 to
 6 September 30, 2010 11,000,000
 7
 8 For services and expenses related to enforc-
 9 ing the underage drinking laws program
 10 grant.
 11 Notwithstanding any inconsistent provision
 12 of law, a portion of the funds hereby
 13 appropriated may, subject to the approval
 14 of the director of the budget, be trans-
 15 ferred to state operations in the office
 16 of alcoholism and substance abuse services
 17 consistent with the terms of the federal
 18 award for administrative and support
 19 services, including fringe benefits, asso-
 20 ciated with this grant.
 21
 22 For the grant period June 1, 2006 to May 31,
 23 2008 360,000
 24 -----
 25 Program fund subtotal 11,360,000
 26 -----
 27
 28 EXECUTIVE DIRECTION PROGRAM 37,900,000
 29 -----
 30
 31 General Fund / State Operations
 32 State Purposes Account - 003
 33
 34 Notwithstanding any other provision of law,
 35 the money hereby appropriated may be
 36 increased or decreased by interchange,
 37 with any appropriation of the office of
 38 alcoholism and substance abuse services,
 39 and may be increased or decreased by
 40 transfer or suballocation between these
 41 appropriated amounts and appropriations of
 42 the department of health, the office of
 43 medicaid inspector general, the office of
 44 mental health, and the office of mental
 45 retardation and developmental disabilities
 46 with the approval of the director of the
 47 budget who shall file such approval with
 48 the department of audit and control and
 49 copies thereof with the chairman of the
 50 senate finance committee and the chairman
 51 of the assembly ways and means committee.
 52
 53 Personal service 22,363,000
 54 Nonpersonal service 9,046,000
 55 -----
 56 Total amount available 31,409,000
 57 -----

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 STATE OPERATIONS AND AID TO LOCALITIES 2006-07

1	Less amount appropriated as an offset in the	
2	special revenue funds - other, miscella-	
3	neous special revenue fund - 339, federal	
4	salary sharing account	(7,900,000)
5		-----
6	Program account subtotal	23,509,000
7		-----
8		
9	Special Revenue Funds - Federal / State Operations	
10	Federal Department of Education Fund - 267	
11		
12	For services and expenses associated with	
13	the administration of the federal safe and	
14	drug free schools and communities act,	
15	including fringe benefits, consistent with	
16	the terms and conditions of the federal	
17	award	202,000
18		-----
19	Program fund subtotal	202,000
20		-----
21		
22	Special Revenue Funds - Federal / State Operations	
23	Federal Block Grant Fund - 269	
24		
25	For services and expenses associated with	
26	administering the substance abuse	
27	prevention and treatment (SAPT) block	
28	grant:	
29		
30	For the grant period October 1, 2005 to	
31	September 30, 2007:	
32		
33	Personal service	3,351,000
34	Nonpersonal service	1,263,000
35		-----
36	Program fund subtotal	4,614,000
37		-----
38		
39	Special Revenue Funds - Federal / State Operations	
40	Federal Operating Grants Fund - 290	
41	Statewide Data Collection Account	
42		
43	For services and expenses related to the	
44	statewide data collection program as	
45	mandated in the 1988 federal anti-drug	
46	abuse act:	
47		
48	For the grant period August 1, 2005 to July	
49	31, 2007	343,000
50		-----
51	Program account subtotal	343,000
52		-----
53		
54	Special Revenue Funds - Other / State Operations	
55	Miscellaneous Special Revenue Fund - 339	
56	Credentialing Services Account	
57		

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1	Maintenance undistributed		
2	For services and expenses related to the		
3	credentiating of prevention, and alcohol		
4	and substance abuse counselors	962,000	
5		-----	
6	Program account subtotal	962,000	
7		-----	
8			
9	Special Revenue Funds - Other / State Operations		
10	Miscellaneous Special Revenue Fund - 339		
11	Federal Salary Sharing Account		
12			
13	Amount appropriated as an offset to the		
14	general fund - state purposes account	7,900,000	
15		-----	
16	Program account subtotal	7,900,000	
17		-----	
18			
19	Special Revenue Funds - Other / State Operations		
20	Miscellaneous Special Revenue Fund - 339		
21	Methadone Registry Services Account		
22			
23	For services and expenses related to the		
24	operation of methadone services and a		
25	patient registry for the prevention of		
26	simultaneous enrollment in multiple metha-		
27	done treatment programs	300,000	
28		-----	
29	Program account subtotal	300,000	
30		-----	
31			
32	Special Revenue Funds - Other / State Operations		
33	Miscellaneous Special Revenue Fund - 339		
34	Special Projects Account		
35			
36	Maintenance undistributed		
37	For services and expenses related to special		
38	projects	70,000	
39		-----	
40	Program account subtotal	70,000	
41		-----	
42			
43	INSTITUTIONAL SERVICES		44,012,000
44			-----
45			
46	General Fund / State Operations		
47	State Purposes Account - 003		
48			
49	Personal service	31,842,000	
50	Nonpersonal service	10,970,000	
51		-----	
52	Total amount available	42,812,000	
53		-----	
54	Less amount appropriated as an offset in		
55	special revenue funds - other, miscella-		
56	neous special revenue fund - 339, mental		
57	hygiene patient income account	(13,600,000)	
58		-----	
59	Program account subtotal	29,212,000	
60		-----	

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1 Special Revenue Funds - Federal / State Operations
 2 Federal Block Grant Fund - 269
 3
 4 For services and expenses associated with
 5 administering the substance abuse
 6 prevention and treatment (SAPT) block
 7 grant:
 8
 9 For the grant period October 1, 2005 to
 10 September 30, 2007:
 11
 12 Personal service 865,000
 13 Nonpersonal service 335,000
 14 -----
 15 Program fund subtotal 1,200,000
 16 -----
 17
 18 Special Revenue Funds - Other / State Operations
 19 Miscellaneous Special Revenue Fund - 339
 20 Mental Hygiene Patient Income Account
 21
 22 Amount appropriated as an offset to the
 23 general fund - state purposes account 13,600,000
 24 -----
 25 Program account subtotal 13,600,000
 26 -----
 27
 28 PREVENTION AND PROGRAM SUPPORT 102,989,000
 29 -----
 30
 31 General Fund / Aid to Localities
 32 Local Assistance Account - 001
 33
 34 For payment, net of disallowances, of state
 35 financial assistance in accordance with
 36 the mental hygiene law related to school
 37 and community-based prevention and educa-
 38 tion programs, and program support.
 39 Notwithstanding any other provisions of law,
 40 no payment shall be made from this appro-
 41 priation until the recipient agency has
 42 demonstrated it has applied for and
 43 received, or received formal notification
 44 of refusal of, all forms of third-party
 45 reimbursement, including federal aid and
 46 patient fees. The moneys hereby appropri-
 47 ated are available to reimburse or advance
 48 to localities and voluntary nonprofit
 49 agencies for expenditures heretofore
 50 accrued or hereafter to accrue during
 51 local fiscal periods commencing January 1,
 52 2006 or July 1, 2006 and for advances for
 53 the 3 month period beginning January 1,
 54 2007; provided that funding for the
 55 purpose of administration and monitoring
 56 of these programs shall not exceed 5
 57 percent of the approved program level,
 58 unless waived by the commissioner of the
 59 office of alcoholism and substance abuse
 60 services and approved by the director of

DEPARTMENT OF MENTAL HYGIENE

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1 the budget. No expenditure shall be made
2 for such program until a certificate of
3 allocation has been approved by the direc-
4 tor of the budget and copies thereof filed
5 with the state comptroller and chairs of
6 the senate finance committee and the
7 assembly ways and means committee 50,801,000
8 Notwithstanding any other provision of law,
9 within amounts appropriated, the commis-
10 sioner of the office of alcoholism and
11 substance abuse services shall establish a
12 cost of living adjustment, subject to the
13 approval of the director of the budget,
14 effective October 1, 2006, to project for
15 the effects of inflation. Such cost of
16 living adjustment shall be based on the
17 most recent U.S. congressional budget
18 office estimate of the consumer price
19 index (CPI) for all urban consumers, for
20 the period for which the cost of living
21 adjustment applies. Programs eligible for
22 the cost of living adjustment to rates of
23 payments, contracts or any other form of
24 reimbursement include: chemical dependence
25 crisis, inpatient rehabilitation, residen-
26 tial, and outpatient services; chemo-
27 therapy substance abuse programs; resi-
28 dential rehabilitation services for youth;
29 compulsive gambling programs; chemical
30 dependence school and community-based
31 prevention and education programs; managed
32 addiction treatment services; case
33 management, vocational and job placement
34 services; recovery services; and program
35 support services, provided that such
36 programs receive state aid funding support
37 from the office of alcoholism and
38 substance abuse services. State aid
39 funding support, for purposes of cost of
40 living adjustment eligibility, is limited
41 to the local assistance account of the
42 general fund, federal substance abuse
43 prevention and treatment block grant
44 funds, and federal safe and drug-free
45 schools and communities grant funds
46 appropriated to and administered by the
47 office of alcoholism and substance abuse
48 services. Each provider receiving cost of
49 living adjustment funding shall submit a
50 written certification, in such form and at
51 such time as the commissioner of the
52 office of alcoholism and substance abuse
53 services shall prescribe, attesting how
54 such funding will be or was used to
55 promote the recruitment and retention of
56 staff or respond to other critical
57 nonpersonal service costs during the 2006-
58 07 state fiscal year 787,000

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1 For services and expenses related to the
 2 compulsive gambling treatment and
 3 prevention program. Notwithstanding any
 4 inconsistent provision of law, the direc-
 5 tor of the budget is hereby authorized to
 6 transfer funds appropriated herein to any
 7 other general fund appropriation within
 8 the office of alcoholism and substance
 9 abuse services to accomplish the intent of
 10 this appropriation 3,570,000
 11 -----
 12 Program account subtotal 55,158,000
 13 -----

14
 15 Special Revenue Funds - Federal / Aid to Localities
 16 Federal Health and Human Services Fund - 265

17
 18 For services and expenses associated with
 19 federal grant awards yet to be allocated
 20 by the U.S. department of education and/or
 21 the federal department of health and human
 22 services. Notwithstanding any inconsistent
 23 provision of law, the director of the
 24 budget is hereby authorized to transfer
 25 appropriation authority contained herein
 26 to any other federal fund or program with-
 27 in the office of alcoholism and substance
 28 abuse services for aid to localities,
 29 administrative and support services,
 30 including fringe benefits, associated with
 31 the awarded grant:
 32
 33 For the grant period July 1, 2005 to Septem-
 34 ber 30, 2007 5,000,000
 35 -----
 36 Program fund subtotal 5,000,000
 37 -----

38
 39 Special Revenue Funds - Federal / Aid to Localities
 40 Federal Department of Education Fund - 267

41
 42 For services and expenses related to
 43 prevention from the federal safe and drug-
 44 free schools and communities act consist-
 45 ent with the terms and conditions of the
 46 federal award:
 47
 48 For the grant period from July 1, 2006 to
 49 September 30, 2008 6,491,000
 50 -----
 51 Program fund subtotal 6,491,000
 52 -----

53
 54 Special Revenue Funds - Federal / Aid to Localities
 55 Federal Block Grant Fund - 269

56
 57 For services and expenses related to
 58 prevention, intervention and treatment
 59 programs provided by the substance abuse
 60 prevention and treatment (SAPT) block

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 STATE OPERATIONS AND AID TO LOCALITIES 2006-07

1 grant. Notwithstanding any inconsistent
 2 provision of law, moneys hereby appropri-
 3 ated may, subject to the approval of the
 4 director of the budget, be transferred to
 5 the community treatment services program
 6 of the office of alcoholism and substance
 7 abuse services:
 8
 9 For the grant period October 1, 2005 to
 10 September 30, 2007 26,100,000
 11 For the grant period October 1, 2006 to
 12 September 30, 2008 2,200,000
 13 -----
 14 Program fund subtotal 28,300,000
 15 -----
 16
 17 Special Revenue Fund - Other / Aid to Localities
 18 Miscellaneous Special Revenue Fund - 339
 19 License Plate Account
 20
 21 For services and expenses related to
 22 prevention efforts targeted at youth 40,000
 23 -----
 24 Program account subtotal 40,000
 25 -----
 26
 27 Special Revenue Funds - Other / Aid to Localities
 28 Chemical Dependence Service Fund - 346
 29
 30 For services and expenses of community chem-
 31 ical dependence treatment and prevention
 32 services programs including services and
 33 expenses related to staff training and
 34 workforce development activities for
 35 prevention, intervention and treatment
 36 programs. Notwithstanding any other
 37 provision of law, up to \$1,000,000 of the
 38 appropriation may be made available upon
 39 the approval of the director of the budget
 40 for services and expenses related to
 41 continuing evaluation activities of the
 42 alcoholism and substance abuse service
 43 delivery systems.
 44 Notwithstanding any provision of law, rule
 45 or regulation to the contrary, a portion
 46 of this appropriation related to en-
 47 forcement action fine and/or levy moneys
 48 may be made available to localities and
 49 nonprofit and for-profit agencies for
 50 payment of expenses for facilities op-
 51 erating under a receivership pursuant to
 52 section 19.41 of the mental hygiene law.
 53 Such funds may also be increased or de-
 54 creased by interchange, with any appropri-
 55 ation of the office of alcoholism and sub-
 56 stance abuse services, and may be in-
 57 creased or decreased by transfer or subal-
 58 location between these appropriated a-
 59 mounts and appropriations of the depart-
 60 ment of health, the office of medicaid in-

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STATE OPERATIONS AND AID TO LOCALITIES 2006-07

1	spector general, the office of mental	
2	health, and the office of mental retarda-	
3	tion and developmental disabilities with	
4	the approval of the director of the budget	
5	who shall file such approval with the de-	
6	partment of audit and control and copies	
7	thereof with the chairman of the senate	
8	finance committee and the chairman of the	
9	assembly ways and means committee	8,000,000
10		-----
11	Program fund subtotal	8,000,000
12		-----
13		
14	Total new appropriations for state operations and aid to	
15	localities	514,861,000
16		=====
17		
18		

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STATE OPERATIONS AND AID TO LOCALITIES - REAPPROPRIATIONS 2006-07

1 COMMUNITY TREATMENT SERVICES PROGRAM

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General Fund / Aid to Localities
Local Assistance Account - 001

By chapter 54, section 1, of the laws of 2005:

For services and expenses of contracts with municipalities and/or not-for-profit agencies:

- Western New York Alcohol and Substance Abuse Treatment Programs ... 275,000 (re. \$275,000)
- New York Southern Tier Prevention Program 150,000 (re. \$150,000)
- Yes ... 350,000 (re. \$350,000)

By chapter 54, section 1, of the laws of 2002:

For grants to voluntary, not-for-profit article 28 of the public health law diagnostic and treatment centers that provide comprehensive primary care to primarily a substance abusing population and that are ineligible for indigent care funding under section 2807-p of the public health law ... 250,000 (re. \$250,000)

Special Revenue Funds - Federal / Aid to Localities
Federal Block Grant Fund - 269

By chapter 54, section 1, of the laws of 2005:

For services and expenses of prevention, intervention, and treatment programs provided by the SAPT block grants.

Notwithstanding any inconsistent provision of law, up to \$4,600,000 of this appropriation may be transferred, pursuant to memoranda of understanding between the office of alcoholism and substance abuse services and the department of health and the department of correctional services, respectively, which addresses how such funds contribute to required set-asides of the block grant, to the following agencies: up to \$1,400,000 to the AIDS institute of the department of health for the provision of primary health care services for persons enrolled in drug treatment programs; and up to \$3,200,000 to the department of correctional services for treatment and counseling costs.

Notwithstanding any inconsistent provision of law, a portion of the funds hereby appropriated may, subject to the approval of the director of the budget, be transferred to state operations in the office of alcoholism and substance abuse services consistent with the terms and conditions of the SAPT block grant award for administrative and support services, including fringe benefits, associated with the federal block grant.

Notwithstanding any inconsistent provision of law, moneys hereby appropriated may be transferred to prevention and program support of the office of alcoholism and substance abuse services.

- For the grant period October 1, 2004 to September 30, 2006 62,325,000 (re. \$43,818,000)
- For the grant period October 1, 2005 to September 30, 2007 23,500,000 (re. \$23,500,000)

For services and expenses associated with federal block grant awards yet to be allocated by the federal department of health and human services. Notwithstanding any inconsistent provision of law, the director of the budget is hereby authorized to transfer appropriation authority contained herein to any other federal fund or program within the office of alcoholism and substance abuse services for aid to localities, administrative and support services, including fringe benefits, associated with the federal block grant.

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STATE OPERATIONS AND AID TO LOCALITIES - REAPPROPRIATIONS 2006-07

1 For the grant period October 1, 2004 to September 30, 2006
2 5,000,000 (re. \$5,000,000)

3
4 Special Revenue Funds - Federal / Aid to Localities
5 Federal Operating Grants Fund - 290

6
7 By chapter 54, section 1, of the laws of 2005:
8 For services and expenses related to homeless grants. Subject to a
9 plan approved by the director of the budget, the amount appropriated
10 herein may be made available to other state agencies for services
11 and expenses related to federal homeless grants. The director of the
12 budget is hereby authorized to transfer appropriation authority con-
13 tained herein to any other federal fund in which federal homeless
14 grants are actually received.

15 For the grant period October 1, 2004 to September 30, 2009
16 11,000,000 (re. \$10,903,000)

17 For services and expenses related to enforcing the underage drinking
18 laws program grant.

19 Notwithstanding any inconsistent provision of law, a portion of the
20 funds hereby appropriated may, subject to the approval of the direc-
21 tor of the budget, be transferred to state operations in the office
22 of alcoholism and substance abuse services consistent with the terms
23 of the federal award for administrative and support services, in-
24 cluding fringe benefits, associated with this grant.

25 For the grant period June 1, 2005 to May 31, 2007
26 360,000 (re. \$350,000)

27
28 By chapter 54, section 1, of the laws of 2004:
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.

36 For the grant period October 1, 2003 to September 30, 2008
37 11,000,000 (re. \$6,553,000)

38 For services and expenses related to enforcing the underage drinking
39 laws program grant.

40 Notwithstanding any inconsistent provision of law, a portion of the
41 funds hereby appropriated may, subject to the approval of the direc-
42 tor of the budget, be transferred to state operations in the office
43 of alcoholism and substance abuse services consistent with the terms
44 of the federal award for administrative and support services,
45 including fringe benefits, associated with this grant.

46 For the grant period June 1, 2004 to May 31, 2006
47 360,000 (re. \$338,000)

48
49 By chapter 54, section 1, of the laws of 2003:
50 For services and expenses related to homeless grants

51 For the grant period October 1, 1998 to September 30, 2007
52 11,000,000 (re. \$8,553,000)

53 For services and expenses related to enforcing the underage drinking
54 laws program grant

55 For the grant period June 1, 2003 to May 31, 2005
56 360,000 (re. \$37,000)

57

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OFFICE OF ALCOHOLISM AND SUBSTANCE ABUSE SERVICES

STATE OPERATIONS AND AID TO LOCALITIES - REAPPROPRIATIONS 2006-07

1 By chapter 54, section 1, of the laws of 2002:
 2 For services and expenses related to homeless grants
 3 For the grant period October 1, 1992 to September 30, 2004
 4 2,000,000 (re. \$1,122,000)
 5 For the grant period October 1, 2000 to September 30, 2006
 6 9,000,000 (re. \$3,879,000)

7
8 EXECUTIVE DIRECTION PROGRAM

9
10 Special Revenue Funds - Federal / State Operations
11 Federal Department of Education Fund - 267

12
13 By chapter 54, section 1, of the laws of 2005:
 14 For services and expenses associated with the administration of the
 15 federal safe and drug free schools and communities act, including
 16 fringe benefits, consistent with the terms and conditions of the
 17 federal award ... 202,000 (re. \$202,000)

18
19 Special Revenue Funds - Federal / State Operations
20 Federal Block Grant Fund - 269

21
22 By chapter 54, section 1, of the laws of 2005:
 23 For services and expenses associated with administering the substance
 24 abuse prevention and treatment (SAPT) block grant:
 25 For the grant period October 1, 2004 to September 30, 2006:
 26 4,626,000 (re. \$3,283,000)

27
28 Special Revenue Funds - Federal / State Operations
29 Federal Operating Grants Fund - 290
30 Statewide Data Collection Account

31
32 By chapter 54, section 1, of the laws of 2005:
 33 For services and expenses related to the statewide data collection
 34 program as mandated in the 1988 federal anti-drug abuse act:
 35 For the grant period August 1, 2004 to July 31, 2006
 36 193,000 (re. \$193,000)

37
38 INSTITUTIONAL SERVICES PROGRAM

39
40 Special Revenue Funds - Federal / State Operations
41 Federal Block Grant Fund - 269

42
43 By chapter 54, section 1, of the laws of 2005:
 44 For services and expenses associated with administering the substance
 45 abuse prevention and treatment (SAPT) block grant:
 46 For the grant period October 1, 2004 to September 30, 2006:
 47 1,200,000 (re. \$1,017,000)

48
49 PREVENTION AND PROGRAM SUPPORT

50
51 General Fund / Aid to Localities
52 Local Assistance Account - 001

53
54 By chapter 54, section 1, of the laws of 2005:
 55 For services and expenses related to the provision of methamphetamine
 56 prevention, intervention and treatment programs. The office of al-
 57 colohism and substance abuse services shall contract with voluntary

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STATE OPERATIONS AND AID TO LOCALITIES - REAPPROPRIATIONS 2006-07

1 agencies in localities with high incidence of methamphetamine abuse
 2 for demonstration projects related to education, prevention, inter-
 3 vention and treatment of methamphetamine abuse
 4 300,000 (re. \$300,000)
 5

6 Special Revenue Funds - Federal / Aid to Localities
 7 Federal Health and Human Services Fund - 265
 8

9 By chapter 54, section 1, of the laws of 2005:

10 For services and expenses related to the state incentive program for
 11 New York state grant.

12 Notwithstanding any inconsistent provision of law, a portion of the
 13 funds hereby appropriated may, subject to approval of the director
 14 of the budget, be transferred to state operations in the office of
 15 alcoholism and substance abuse services consistent with the terms of
 16 the federal award for administrative and support services, including
 17 fringe benefits, associated with this grant:

18 For the grant period July 15, 2004 to September 30, 2006
 19 750,000 (re. \$750,000)

20 For services and expenses associated with federal grant awards yet to
 21 be allocated by the U.S. department of education and/or the federal
 22 department of health and human services. Notwithstanding any in-
 23 consistent provision of law, the director of the budget is hereby
 24 authorized to transfer appropriation authority contained herein to
 25 any other federal fund or program within the office of alcoholism
 26 and substance abuse services for aid to localities, administrative
 27 and support services, including fringe benefits, associated with the
 28 awarded grant:

29 For the grant period July 1, 2004 to September 30, 2006
 30 5,000,000 (re. \$5,000,000)
 31

32 By chapter 54, section 1, of the laws of 2004:

33 For services and expenses related to the state incentive program for
 34 New York state grant.

35 Notwithstanding any inconsistent provision of law, a portion of the
 36 funds hereby appropriated may, subject to approval of the director
 37 of the budget, be transferred to state operations in the office of
 38 alcoholism and substance abuse services consistent with the terms of
 39 the federal award for administrative and support services, including
 40 fringe benefits, associated with this grant:

41 For the grant period July 15, 2003 to September 30, 2005
 42 750,000 (re. \$750,000)
 43

44 By chapter 54, section 1, of the laws of 2003:

45 For services and expenses related to the state incentive program for
 46 New York state grant

47 For the grant period July 15, 2002 to September 30, 2004
 48 750,000 (re. \$471,000)

49 For services and expenses associated with federal grant awards yet to
 50 be allocated by the U.S. department of education and/or the federal
 51 department of health and human services

52 For the grant period July 1, 2002 to September 30, 2004
 53 5,000,000 (re. \$4,525,000)
 54

DEPARTMENT OF MENTAL HYGIENE

OFFICE OF ALCOHOLISM AND SUBSTANCE ABUSE SERVICES

STATE OPERATIONS AND AID TO LOCALITIES - REAPPROPRIATIONS 2006-07

1 Special Revenue Funds - Federal / Aid to Localities
2 Federal Department of Education Fund - 267
3
4 By chapter 54, section 1, of the laws of 2005:
5 For services and expenses related to prevention from the federal safe
6 and drug-free schools and communities act consistent with the terms
7 and conditions of the federal award:
8 For the grant period from July 1, 2005 to September 30, 2007
9 6,515,000 (re. \$6,515,000)
10
11 By chapter 54, section 1, of the laws of 2004:
12 For services and expenses related to prevention from the federal safe
13 and drug-free schools and communities act consistent with the terms
14 and conditions of the federal award:
15 For the grant period from July 1, 2004 to September 30, 2006
16 6,620,000 (re. \$3,489,000)
17
18 Special Revenue Funds - Federal / Aid to Localities
19 Federal Block Grant Fund - 269
20
21 By chapter 54, section 1, of the laws of 2005:
22 For services and expenses related to prevention, intervention and
23 treatment programs provided by the substance abuse prevention and
24 treatment (SAPT) block grant. Notwithstanding any inconsistent
25 provision of law, moneys hereby appropriated may, subject to the
26 approval of the director of the budget, be transferred to the com-
27 munity treatment services program of the office of alcoholism and
28 substance abuse services:
29 For the grant period October 1, 2004 to September 30, 2006
30 28,661,000 (re. \$23,849,000)
31 For the grant period October 1, 2005 to September 30, 2007
32 2,200,000 (re. \$2,200,000)
33
34 Total reappropriations for state operations and aid to
35 localities 157,622,000
36 =====
37

DEPARTMENT OF MENTAL HYGIENE
 OFFICE OF ALCOHOLISM AND SUBSTANCE ABUSE SERVICES
 CAPITAL PROJECTS 2006-07

1 For the comprehensive construction programs, purposes and
 2 projects as herein specified in accordance with the
 3 following:
 4

5 Capital Projects Fund	9,730,000
6 Mental Hygiene Capital Improvement Fund - 389	67,686,000
7	-----
8 All Funds	77,416,000
9	=====
10	
11 ADMINISTRATION PROGRAM (CCP)	1,170,000
12	-----
13	
14 Capital Projects Fund	
15 Administration Purpose	
16	
17	
18 For payment of personal service and	
19 nonpersonal service including fringe	
20 benefits related to the administration	
21 of capital projects provided by the	
22 office of alcoholism and substance abuse	
23 services from new and reappropriated	
24 funds (53A10650)	1,170,000
25	
26 COMMUNITY ALCOHOLISM AND SUBSTANCE ABUSE FACILITIES (CCP) .	64,196,000
27	-----
28	
29 Capital Projects Fund	
30	
31 Minor Rehabilitation Purpose	
32	
33 For minor alterations and improvements to	
34 various facilities, including the	
35 payment of liabilities incurred prior to	
36 April 1, 2006, provided, however, that	
37 no expenditures may be made from this	
38 appropriation until a comprehensive plan	
39 of projects has been approved by the	
40 director of the budget (53030689)	4,810,000
41	
42 Mental Hygiene Capital Improvement Fund - 389	
43	
44 Preservation of Facilities Purpose	
45	
46 For alterations and improvements for pres-	
47 ervation of various facilities including	
48 rehabilitation projects and the acquisi-	
49 tion of property, provided, however,	
50 that no expenditures may be made from	
51 this appropriation until a comprehensive	
52 plan of projects has been approved by	
53 the director of the budget (53030603) ..	17,243,000
54	
55 New Facilities Purpose	
56	
57 For the acquisition of property, design,	
58 construction and extensive rehabili-	
59 tation of facilities for the purpose of	
60 delivering chemical dependence services,	

DEPARTMENT OF MENTAL HYGIENE

OFFICE OF ALCOHOLISM AND SUBSTANCE ABUSE SERVICES

CAPITAL PROJECTS 2006-07

<p>1 pursuant to the mental hygiene law. No 2 expenditure shall be made from this 3 appropriation until a spending plan for 4 proposed projects has been submitted by 5 the commissioner of the office of alco- 6 holism and substance abuse services and 7 approved by the director of the budget 8 (53AA0607) 9</p>	<p>17,243,000</p>
<p>10 For the acquisition of property design, 11 construction and rehabilitation of 108 12 beds for adolescents and/or women and 13 their children, to be developed for 14 operation by voluntary-operated or local 15 government operated chemical dependency 16 treatment providers. Notwithstanding 17 any other inconsistent provision of the 18 law, the moneys hereby appropriated may 19 support up to 100 percent of approved 20 capital costs of such chemical 21 dependency facilities. Notwithstanding 22 any other inconsistent provision of the 23 law, and subject to approval of the 24 director of the budget, funds from this 25 appropriation may be paid to the 26 dormitory authority of the state of New 27 York or the office of general services 28 to the design and construction 29 management account pursuant to one or 30 more certificates approved by the 31 director of the budget for purposes of 32 carrying out the projects provided for 33 herein. No expenditure shall be made 34 from this appropriation until a spending 35 plan for the proposed projects has been 36 submitted by the commissioner of the 37 office of alcoholism and substance abuse 38 services and approved by the director of 39 the budget (53010607)..... 40</p>	<p>24,900,000</p>
<p>41 DESIGN AND CONSTRUCTION SUPERVISION (CCP) 42 43 44 Capital Projects Fund 45 46 Preparation of Plans Purpose 47 48 For payment to the design and construction 49 management account of the centralized 50 services fund of the New York state 51 office of general services or to the 52 dormitory authority of the state of New 53 York for the purpose of preparation and 54 review of plans, specifications, esti- 55 mates, services, construction management 56 and supervision, inspection, studies, 57 appraisals, surveys, testing and envi- 58 ronmental impact statements for new 59 projects (53A60630) 60</p>	<p>3,000,000 ----- 2,000,000</p>

DEPARTMENT OF MENTAL HYGIENE
OFFICE OF ALCOHOLISM AND SUBSTANCE ABUSE SERVICES
CAPITAL PROJECTS 2006-07

1 For: (1) the payment of all claims for
2 personal injury, death or property
3 damage for which the New York State
4 Medical Care Facilities Finance Agency,
5 the facilities development corporation,
6 or the dormitory authority of the state
7 of New York might be liable occurring
8 upon, in or about any projects covered
9 by the Agreement of Lease entered into
10 by the facilities development
11 corporation, the department of mental
12 hygiene and the New York State Medical
13 Care Facilities Finance Agency under
14 date of October 1, 1987 as from time to
15 time amended and supplemented and any
16 and all penalties, costs, including
17 attorneys' fees, claims, demands and
18 causes of action due directly or
19 indirectly to the use, disuse, misuse or
20 interest in such projects; (2) in the
21 case of damage, loss or destruction of
22 any such project, or any part of any
23 such project, the payment of the costs
24 of repairing, restoring, rebuilding or
25 replacing the same in accordance with
26 the obligations of the facilities
27 development corporation so to do from
28 the proceeds of insurance under the
29 provisions of paragraph (b) of section
30 3.04 of the Agreement of Lease; and (3)
31 payments to the New York State Medical
32 Care Facilities Finance Agency of moneys
33 at the times and in the amounts that
34 annual rentals would be due with respect
35 to each project during such time or
36 times as each such project may be
37 damaged or destroyed and not available
38 for use by the department of mental
39 hygiene in accordance with the terms of
40 the Agreement of Lease.

41 Notwithstanding the provisions of any
42 general or special law, the
43 facilities development corporation may
44 assign to the New York State Medical
45 Care Facilities Finance Agency all or
46 any portion of the moneys hereby
47 appropriated for the purposes
48 hereinabove set forth.
49 Notwithstanding the foregoing, in the
50 event the appropriation is
51 insufficient to cover the losses, upon
52 notification from the facilities
53 development corporation, the director of
54 the budget shall submit a request for
55 additional appropriations to cover the
56 additional losses. Upon approval by the
57 director of the budget, funds from this
58 appropriation may be transferred to the
59 office of mental health and the office
60 of mental retardation and developmental

DEPARTMENT OF MENTAL HYGIENE
OFFICE OF ALCOHOLISM AND SUBSTANCE ABUSE SERVICES

CAPITAL PROJECTS 2006-07

1	disabilities for payment to the	
2	dormitory authority of the state of New	
3	York for the preparation of plans	
4	purpose (53WC0630).....	500,000
5		
6	Mental Hygiene Capital Improvement Fund - 389	
7		
8	Preparation of Plans Purpose	
9		
10	For payment to the design and construction	
11	management account of the centralized	
12	services fund of the New York state	
13	office of general services or to the	
14	dormitory authority of the state of New	
15	York for the purpose of preparation and	
16	review of plans, specifications, esti-	
17	mates, services, construction management	
18	and supervision, inspection, studies,	
19	appraisals, surveys, testing and envi-	
20	ronmental impact statements for new	
21	projects (53060630)	500,000
22		
23	INSTITUTIONAL SERVICES PROGRAM (CCP)	8,300,000
24		-----
25		
26	Capital Projects Fund	
27		
28	Minor Rehabilitation Purpose	
29		
30	For minor alterations and improvements to	
31	various facilities, including the	
32	payment of liabilities incurred prior to	
33	April 1, 2006, provided, however, that	
34	no expenditures may be made from this	
35	appropriation until a comprehensive plan	
36	of projects has been approved by the	
37	director of the budget (53HD0689)	500,000
38		
39	Mental Hygiene Capital Improvement Fund - 389	
40		
41	Preservation of Facilities Purpose	
42		
43	For alterations and improvements for pres-	
44	ervation of various facilities including	
45	rehabilitation projects, provided,	
46	however, that no expenditures may be	
47	made from this appropriation until a	
48	comprehensive plan of projects has been	
49	approved by the director of the budget.	
50	This appropriation may be used for the	
51	cost of potential claims against	
52	contracts awarded by the dormitory	
53	authority of the state of New York. Upon	
54	request of the commissioner of the	
55	office of alcoholism and substance abuse	
56	services and approval by the director of	
57	the budget, this appropriation may be	
58	transferred to the dormitory authority	
59	of the state of New York (53A20603)	7,800,000
60		

DEPARTMENT OF MENTAL HYGIENE
OFFICE OF ALCOHOLISM AND SUBSTANCE ABUSE SERVICES
CAPITAL PROJECTS 2006-07

1	NON-BONDABLE PROJECTS (CCP)	750,000
2		-----
3		
4	Capital Projects Fund	
5		
6	Non-Bondable Purpose	
7		
8	For transfer to the Mental Hygiene Capital	
9	Improvement Fund for reimbursement of	
10	the non-bondable cost of community	
11	facilities authorized by appropriations	
12	or reappropriations funded from the	
13	Mental Hygiene Capital Improvement Fund	
14	including liabilities incurred prior to	
15	April 1, 2006 or for payment to the	
16	dormitory authority of the state of New	
17	York for defeasance of bonds. Upon	
18	request of the commissioner of the	
19	office of alcoholism and substance abuse	
20	services and approval by the director of	
21	the budget, this appropriation may be	
22	transferred to the dormitory authority	
23	of the state of New York (53NB06NB)	750,000
24		
25		

DEPARTMENT OF MENTAL HYGIENE

OFFICE OF ALCOHOLISM AND SUBSTANCE ABUSE SERVICES

CAPITAL PROJECTS - REAPPROPRIATIONS 2006-07

1 COMMUNITY ALCOHOLISM AND SUBSTANCE ABUSE FACILITIES (CCP)

2

3 Capital Projects Fund

4

5 Minor Rehabilitation Purpose

6

7 By chapter 54, section 1, of the laws of 2005:

8 For minor alterations and improvements to various facilities,
9 including the payment of liabilities incurred prior to April 1,
10 2005, provided, however, that no expenditures may be made from this
11 appropriation until a comprehensive plan of projects has been
12 approved by the director of the budget (53030589)
13 5,310,000..... (re. \$5,310,000)

14

15 By chapter 54, section 1, of the laws of 2004:

16 For minor alterations and improvements to various facilities, includ-
17 ing the payment of liabilities incurred prior to April 1, 2004,
18 provided, however, that no expenditures may be made from this appro-
19 priation until a comprehensive plan of projects has been approved by
20 the director of the budget (53030489)
21 5,310,000 (re. \$5,310,000)

22

23 By chapter 54, section 1, of the laws of 2003:

24 For minor alterations and improvements to various facilities, includ-
25 ing the payment of liabilities incurred prior to April 1, 2003,
26 provided, however, that no expenditures may be made from this appro-
27 priation until a comprehensive plan of projects has been approved by
28 the director of the budget (53030389)
29 5,310,000 (re. \$5,310,000)

30

31 By chapter 54, section 1, of the laws of 2002:

32 For minor alterations and improvements to various facilities, includ-
33 ing the payment of liabilities incurred prior to April 1, 2002,
34 provided, however, that no expenditures may be made from this appro-
35 priation until a comprehensive plan of projects has been approved by
36 the director of the budget (53030289)
37 3,288,000 (re. \$3,288,000)

38

39 By chapter 54, section 1, of the laws of 2001:

40 For minor alterations and improvements to various facilities, includ-
41 ing the payment of liabilities incurred prior to April 1, 2001,
42 provided, however, that no expenditures may be made from this appro-
43 priation until a comprehensive plan of projects has been approved by
44 the director of the budget (53030189)
45 3,288,000 (re. \$1,247,000)

46

47 By chapter 54, section 1, of the laws of 2000:

48 For minor alterations and improvements to various facilities, includ-
49 ing the payment of liabilities incurred prior to April 1, 2000,
50 provided, however, that no expenditures may be made from this appro-
51 priation until a comprehensive plan of projects has been approved by
52 the director of the budget (53030089)
53 2,750,000 (re. \$311,000)

54

DEPARTMENT OF MENTAL HYGIENE

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CAPITAL PROJECTS - REAPPROPRIATIONS 2006-07

1 Mental Hygiene Capital Improvement Fund - 389
2
3 Preservation of Facilities Purpose
4
5 By chapter 54, section 1, of the laws of 2005:
6 For alterations and improvements for preservation of various
7 facilities including rehabilitation projects and the acquisition of
8 property, provided, however, that no expenditures may be made from
9 this appropriation until a comprehensive plan of projects has been
10 approved by the director of the budget (53030503)
11 13,125,000..... (re. \$13,125,000)
12
13 By chapter 54, section 1, of the laws of 2004:
14 For alterations and improvements for preservation of various facili-
15 ties including rehabilitation projects and the acquisition of prop-
16 erty, provided, however, that no expenditures may be made from this
17 appropriation until a comprehensive plan of projects has been
18 approved by the director of the budget (53030403)
19 13,280,000 (re. \$13,280,000)
20
21 By chapter 54, section 1, of the laws of 2003:
22 For alterations and improvements for preservation of various facili-
23 ties including rehabilitation projects and the acquisition of prop-
24 erty, provided, however, that no expenditures may be made from this
25 appropriation until a comprehensive plan of projects has been
26 approved by the director of the budget (53030303)
27 13,280,000 (re. \$13,080,000)
28
29 By chapter 54, section 1, of the laws of 2002:
30 For alterations and improvements for preservation of various facili-
31 ties including rehabilitation projects and the acquisition of prop-
32 erty, provided, however, that no expenditures may be made from this
33 appropriation until a comprehensive plan of projects has been
34 approved by the director of the budget (53030203)
35 10,000,000 (re. \$7,198,000)
36
37 By chapter 54, section 1, of the laws of 2001:
38 For alterations and improvements for preservation of various facili-
39 ties including rehabilitation projects and the acquisition of prop-
40 erty, provided, however, that no expenditures may be made from this
41 appropriation until a comprehensive plan of projects has been
42 approved by the director of the budget (53030103)
43 10,000,000 (re. \$6,319,000)
44
45 By chapter 54, section 1, of the laws of 2000:
46 For alterations and improvements for preservation of various facili-
47 ties including rehabilitation projects and the acquisition of prop-
48 erty, provided, however, that no expenditures may be made from this
49 appropriation until a comprehensive plan of projects has been
50 approved by the director of the budget. Upon request of the commis-
51 sioner of the office of alcoholism and substance abuse services and
52 approval by the director of the budget, this appropriation may be
53 transferred to the dormitory authority of the state of New York
54 (53030003) ... 19,100,000 (re. \$12,877,000)
55
56 By chapter 54, section 1, of the laws of 1999:
57 For alterations and improvements for preservation of various facili-
58 ties including rehabilitation projects and the acquisition of prop-
59 erty. Upon request of the commissioner of the office of alcoholism

DEPARTMENT OF MENTAL HYGIENE

OFFICE OF ALCOHOLISM AND SUBSTANCE ABUSE SERVICES

CAPITAL PROJECTS - REAPPROPRIATIONS 2006-07

1 and substance abuse services and approval by the director of the
 2 budget, this appropriation may be transferred to the dormitory
 3 authority of the state of New York (53039903)
 4 15,000,000 (re. \$3,897,000)
 5

6 New Facilities Purpose

7
8 By chapter 54, section 1, of the laws of 2005:

9 For the acquisition of property, design, construction and extensive
 10 rehabilitation of facilities for the purpose of delivering chemical
 11 dependence services, pursuant to the mental hygiene law. No
 12 expenditure shall be made from this appropriation until a spending
 13 plan for proposed projects has been submitted by the commissioner
 14 of the office of alcoholism and substance abuse services and
 15 approved by the director of the budget (53AA0507)
 16 13,125,000..... (re. \$13,125,000)
 17

18 By chapter 54, section 1, of the laws of 2004:

19 For the acquisition of property, design, construction and extensive
 20 rehabilitation of facilities for the purpose of delivering chemical
 21 dependence services, pursuant to the mental hygiene law. No expendi-
 22 ture shall be made from this appropriation until a spending plan for
 23 proposed projects has been submitted by the commissioner of the
 24 office of alcoholism and substance abuse services and approved by
 25 the director of the budget (53AA0407)
 26 12,970,000 (re. \$12,970,000)
 27

28 By chapter 54, section 1, of the laws of 2003:

29 For the acquisition of property, design, construction and extensive
 30 rehabilitation of facilities for the purpose of delivering chemical
 31 dependence services, pursuant to the mental hygiene law. No expendi-
 32 ture shall be made from this appropriation until a spending plan for
 33 proposed projects has been submitted by the commissioner of the
 34 office of alcoholism and substance abuse services and approved by
 35 the director of the budget (53AA0307)
 36 12,970,000 (re. \$8,509,000)
 37

38 By chapter 54, section 1, of the laws of 2002:

39 For the acquisition of property, design, construction and extensive
 40 rehabilitation of facilities for the purpose of delivering chemical
 41 dependence services, pursuant to the mental hygiene law. No expendi-
 42 ture shall be made from this appropriation until a spending plan for
 43 proposed projects has been submitted by the commissioner of the
 44 office of alcoholism and substance abuse services and approved by
 45 the director of the budget (53AA0207)
 46 10,000,000 (re. \$7,533,000)
 47

48 By chapter 54, section 1, of the laws of 2001:

49 For the acquisition of property, design, construction and extensive
 50 rehabilitation of facilities for the purpose of delivering chemical
 51 dependence services, pursuant to the mental hygiene law. No expendi-
 52 ture shall be made from this appropriation until a spending plan for
 53 proposed projects has been submitted by the commissioner of the
 54 office of alcoholism and substance abuse services and approved by
 55 the director of the budget (53AA0107)
 56 10,000,000 (re. \$4,177,000)
 57

DEPARTMENT OF MENTAL HYGIENE
OFFICE OF ALCOHOLISM AND SUBSTANCE ABUSE SERVICES
CAPITAL PROJECTS - REAPPROPRIATIONS 2006-07

1 By chapter 54, section 1, of the laws of 2000:

2 For the acquisition of property, design, construction and rehabili-
3 tation of not more than 100 beds for adolescents and/or women and
4 their children, to be developed for operation by voluntary-operated
5 or local government operated community alcohol, substance abuse
6 and/or chemical dependency treatment providers. Notwithstanding any
7 other inconsistent provision of law, the moneys hereby appropriated
8 may support up to 100 percent of approved capital costs of such
9 alcohol, substance abuse and/or chemical dependency facilities.
10 Notwithstanding any other inconsistent provision of law, and subject
11 to the approval of the director of the budget, funds from this
12 appropriation may be paid to the dormitory authority of the state of
13 New York to the design and construction management account pursuant
14 to one or more certificates approved by the director of the budget
15 for purposes of carrying out the project or projects provided for
16 herein. No expenditures may be made from this appropriation until a
17 comprehensive plan of projects has been approved by the director of
18 the budget (53010007) ... 5,000,000 (re. \$1,279,000)
19

20 By chapter 54, section 1, of the laws of 1990, as amended by chapter
21 295, part A, section 1, of the laws of 2001:

22 For the state funding of 100 percent of the cost of acquisition,
23 design, construction and rehabilitation of facilities for approved
24 family support communities. Facilities for family support communi-
25 ties shall consist of all facilities necessary to support a contin-
26 uum of services for substance abusers and their children, including,
27 but not limited to outpatient services, detoxification and residen-
28 tial treatment, supervised and supported housing, child care, and
29 transitional housing. At least one facility with not more than 125
30 treatment beds shall be constructed in New York City and at least an
31 additional four facilities with not more than 75 treatment beds per
32 facility shall be located statewide.

33 State aid to municipalities and other public and not-for-profit
34 private agencies for acquisition of property, construction and reha-
35 bilitation of community substance abuse treatment facilities, pursu-
36 ant to article 25 of the mental hygiene law. Notwithstanding any
37 other inconsistent provision of law, the moneys hereby appropriated
38 may be available for payment of state aid heretofore accrued or
39 hereafter to accrue, and with the approval of the director of the
40 budget, may support up to 100 percentum of approved capital and
41 pre-operational costs of such substance abuse treatment facilities.
42 Such substance abuse residential treatment facilities shall be oper-
43 ated by either public or not-for-profit providers and shall have a
44 maximum treatment capacity of no more than 300 beds at any one
45 location. This bed limit may be waived by the director of the budget
46 only for facilities funded under a federal request for applications
47 that specifically requires larger facilities, up to a maximum of 600
48 beds, for commitment of federal funds. In any such application, the
49 federal minimum bed limit shall be the state's maximum, and the
50 chairmen of the senate finance and assembly ways and means commit-
51 tees shall be notified within thirty days of such application, and
52 any subsequent commitment of funds. Prior to the allocation of the
53 appropriation for new treatment services, the commissioner shall
54 issue, subject to the approval of the director of the budget, a
55 request for proposals (RFP). The criteria of the RFP shall include
56 but not be limited to: (1) cost per bed ranges based on program
57 type, geographic considerations and a provider's proven ability to
58 attract other sources of funding; (2) development of innovative
59 program models encouraging shorter lengths of stay; (3) assessment
60 of the full range of site options considered and the estimated costs

DEPARTMENT OF MENTAL HYGIENE

OFFICE OF ALCOHOLISM AND SUBSTANCE ABUSE SERVICES

CAPITAL PROJECTS - REAPPROPRIATIONS 2006-07

1 of each option; (4) estimated operating costs of proposed beds; and
 2 (5) development of treatment facilities proposing to utilize person-
 3 nel affected by state workforce reductions within the department of
 4 mental hygiene. No later than thirty days after the issuance of such
 5 RFP, and quarterly thereafter, the commissioner of the office of
 6 alcoholism and substance abuse services shall report to the director
 7 of the budget and to the chairmen of the legislative fiscal commit-
 8 tees on the status of the RFP process and of any proposed capital
 9 projects. No expenditure shall be made from this appropriation until
 10 a spending plan for proposed projects has been submitted by the
 11 commissioner of the office of alcoholism and substance abuse
 12 services and approved by the director of the budget with copies to
 13 the chairmen of the senate finance and assembly ways and means
 14 committees (53AA9007) ... 81,700,000 (re. \$3,978,000)

15
 16 DESIGN AND CONSTRUCTION SUPERVISION (CCP)

17
 18 Capital Projects Fund

19
 20 Preparation of Plans Purpose

21
 22 By chapter 54, section 1, of the laws of 2005:
 23 For payment to the design and construction management account of the
 24 centralized services fund of the New York state office of general
 25 services or to the dormitory authority of the state of New York for
 26 the purpose of preparation and review of plans, specifications,
 27 estimates, services, construction management and supervision,
 28 inspection, studies, appraisals, surveys, testing and environmental
 29 impact statements for new projects (53A60530)
 30 1,500,000..... (re. \$1,500,000)

31
 32 By chapter 54, section 1, of the laws of 2004:
 33 For payment to the design and construction management account of the
 34 centralized services fund of the New York state office of general
 35 services or to the dormitory authority of the state of New York for
 36 the purpose of preparation and review of plans, specifications,
 37 estimates, services, construction management and supervision,
 38 inspection, studies, appraisals, surveys, testing and environmental
 39 impact statements for new projects (53A60430)
 40 1,500,000 (re. \$903,000)

41
 42 Mental Hygiene Capital Improvement Fund - 389

43
 44 Preparation of Plans Purpose

45
 46 By chapter 54, section 1, of the laws of 2005:
 47 For payment to the design and construction management account of the
 48 centralized services fund of the New York state office of general
 49 services or to the dormitory authority of the state of New York
 50 for the purpose of preparation and review of plans, specifications,
 51 estimates, services, construction management and supervision,
 52 inspection, studies, appraisals, surveys, testing and environmental
 53 impact statements for new projects (53060530)
 54 500,000..... (re. \$500,000)

55

DEPARTMENT OF MENTAL HYGIENE

OFFICE OF ALCOHOLISM AND SUBSTANCE ABUSE SERVICES

CAPITAL PROJECTS - REAPPROPRIATIONS 2006-07

1 INSTITUTIONAL SERVICES PROGRAM (CCP)

2

3 Capital Projects Fund

4

5 Minor Rehabilitation Purpose

6

7 By chapter 54, section 1, of the laws of 2005:

8 For minor alterations and improvements to various facilities,
9 including the payment of liabilities incurred prior to April 1,
10 2005, provided, however, that no expenditures may be made from this
11 appropriation until a comprehensive plan of projects has been
12 approved by the director of the budget (53HD0589)
13 500,000 (re. \$500,000)

14

15 By chapter 54, section 1, of the laws of 2004:

16 For minor alterations and improvements to various facilities, includ-
17 ing the payment of liabilities incurred prior to April 1, 2004,
18 provided, however, that no expenditures may be made from this appro-
19 priation until a comprehensive plan of projects has been approved by
20 the director of the budget (53HD0489)
21 500,000 (re. \$500,000)

22

23 By chapter 54, section 1, of the laws of 2003:

24 For minor alterations and improvements to various facilities, includ-
25 ing the payment of liabilities incurred prior to April 1, 2003,
26 provided, however, that no expenditures may be made from this appro-
27 priation until a comprehensive plan of projects has been approved by
28 the director of the budget (53HD0389)
29 500,000 (re. \$500,000)

30

31 By chapter 54, section 1, of the laws of 2002:

32 For minor alterations and improvements to various facilities, includ-
33 ing the payment of liabilities incurred prior to April 1, 2002,
34 provided, however, that no expenditures may be made from this appro-
35 priation until a comprehensive plan of projects has been approved by
36 the director of the budget (53HD0289)
37 500,000 (re. \$500,000)

38

39 By chapter 54, section 1, of the laws of 2001:

40 For minor alterations and improvements to various facilities, includ-
41 ing the payment of liabilities incurred prior to April 1, 2001,
42 provided, however, that no expenditures may be made from this appro-
43 priation until a comprehensive plan of projects has been approved by
44 the director of the budget (53HD0189)
45 500,000 (re. \$81,000)

46

47 By chapter 54, section 1, of the laws of 1999:

48 For minor alterations and improvements to various facilities, includ-
49 ing the payment of liabilities incurred prior to April 1, 1999,
50 provided, however, that no expenditures may be made from this appro-
51 priation until a comprehensive plan of projects has been approved by
52 the director of the budget (53HD9989)
53 1,000,000 (re. \$632,000)

54

DEPARTMENT OF MENTAL HYGIENE

OFFICE OF ALCOHOLISM AND SUBSTANCE ABUSE SERVICES

CAPITAL PROJECTS - REAPPROPRIATIONS 2006-07

1 Mental Hygiene Capital Improvement Fund - 389

2

3 Health and Safety Purpose

4

5 By chapter 54, section 1, of the laws of 1997:

6 For payment of the cost of construction, reconstruction and improve-
7 ments, including the preparation of designs, plans, specifications
8 and estimates, for health and safety improvements to existing facil-
9 ities and programs, provided, however, that no expenditures may be
10 made from this appropriation until a comprehensive plan of projects
11 has been approved by the director of the budget (3/00) (53019701) ...
12 1,200,000 (re. \$1,200,000)
13

14 By chapter 54, section 1, of the laws of 1995:

15 For alterations and improvements to the Margaret A. Stutzman Alcohol-
16 ism Treatment Center under the jurisdiction of the office of alco-
17 holism and substance abuse services including liabilities incurred
18 prior to April 1, 1995. Upon request of the commissioner of the
19 office of alcoholism and substance abuse services and approval by
20 the director of the budget, this appropriation may be transferred to
21 the facilities development corporation or its successor agency
22 (53019501) ... 704,000 (re. \$204,000)
23

24 By chapter 54, section 1, of the laws of 1993:

25 For alterations and improvements relating to tuberculosis (TB) control
26 in various alcoholism treatment facilities under the jurisdiction of
27 the office of alcoholism and substance abuse services. Notwithstand-
28 ing any inconsistent provision of law, no moneys hereby appropriated
29 shall be expended until a spending plan detailing the TB controls
30 needed and estimated cost by facility is submitted by the commis-
31 sioner and approved by the director of the budget (6/97) (53HT9301)
32 ... 662,000 (re. \$238,000)
33

34 By chapter 54, section 1, of the laws of 1992, as amended by chapter 54,
35 section 3, of the laws of 1993:

36 For alterations and improvements to various alcohol treatment facili-
37 ties under the jurisdiction of the office of alcoholism and
38 substance abuse services including liabilities incurred prior to
39 April 1, 1992 (3/97) (53H19201) ... 840,000 (re. \$341,000)
40

41 Accreditation Purpose

42

43 By chapter 54, section 1, of the laws of 1989, as amended by chapter 54,
44 section 3, of the laws of 1991:

45 For alterations and improvements for accreditation projects at various
46 facilities including payments of liabilities incurred prior to April
47 1, 1989 according to the following schedule (11/95) (53028902)
48 2,015,000 (re. \$185,000)
49

50 Preservation of Facilities Purpose

51

52 By chapter 54, section 1, of the laws of 2005:

53 For alterations and improvements for preservation of various
54 facilities including rehabilitation projects, provided, however,
55 that no expenditures may be made from this appropriation until a
56 comprehensive plan of projects has been approved by the director of
57 the budget. This appropriation may be used for the cost of
58 potential claims against contracts awarded by the dormitory
59 authority of the state of New York. Upon request of the
60 commissioner of the office of alcoholism and substance abuse

DEPARTMENT OF MENTAL HYGIENE

OFFICE OF ALCOHOLISM AND SUBSTANCE ABUSE SERVICES

CAPITAL PROJECTS - REAPPROPRIATIONS 2006-07

1 services and approval by the director of the budget, this
2 appropriation may be transferred to the dormitory authority of the
3 state of New York (53A20503) ... 2,700,000..... (re. \$2,700,000)
4

5 By chapter 54, section 1, of the laws of 2004:

6 For alterations and improvements for preservation of various facili-
7 ties including rehabilitation projects, provided, however, that no
8 expenditures may be made from this appropriation until a comprehen-
9 sive plan of projects has been approved by the director of the budg-
10 et. This appropriation may be used for the cost of potential claims
11 against contracts awarded by the dormitory authority of the state of
12 New York or the facilities development corporation. Upon request of
13 the commissioner of the office of alcoholism and substance abuse
14 services and approval by the director of the budget, this appropri-
15 ation may be transferred to the dormitory authority of the state of
16 New York (53A20403) ... 1,000,000 (re. \$1,000,000)
17

18 By chapter 54, section 1, of the laws of 2003:

19 For alterations and improvements for preservation of various facili-
20 ties including rehabilitation projects, provided, however, that no
21 expenditures may be made from this appropriation until a comprehen-
22 sive plan of projects has been approved by the director of the budg-
23 et. This appropriation may be used for the cost of potential claims
24 against contracts awarded by the dormitory authority of the state of
25 New York or the facilities development corporation. Upon request of
26 the commissioner of the office of alcoholism and substance abuse
27 services and approval by the director of the budget, this appropri-
28 ation may be transferred to the dormitory authority of the state of
29 New York (53PR0303) ... 1,000,000 (re. \$1,000,000)
30

31 By chapter 54, section 1, of the laws of 2002:

32 For alterations and improvements for preservation of various facili-
33 ties including rehabilitation projects, provided, however, that no
34 expenditures may be made from this appropriation until a comprehen-
35 sive plan of projects has been approved by the director of the budg-
36 et. This appropriation may be used for the cost of potential claims
37 against contracts awarded by the dormitory authority of the state of
38 New York or the facilities development corporation. Upon request of
39 the commissioner of the office of alcoholism and substance abuse
40 services and approval by the director of the budget, this appropri-
41 ation may be transferred to the dormitory authority of the state of
42 New York (53PR0203) ... 2,000,000 (re. \$2,000,000)
43

44 By chapter 54, section 1, of the laws of 2001:

45 For alterations and improvements for preservation of various facili-
46 ties including rehabilitation projects, provided, however, that no
47 expenditures may be made from this appropriation until a comprehen-
48 sive plan of projects has been approved by the director of the budg-
49 et. This appropriation may be used for the cost of potential claims
50 against contracts awarded by the dormitory authority of the state of
51 New York or the facilities development corporation. Upon request of
52 the commissioner of the office of alcoholism and substance abuse
53 services and approval by the director of the budget, this appropri-
54 ation may be transferred to the dormitory authority of the state of
55 New York (53PR0103) ... 2,000,000 (re. \$1,867,000)
56

57 By chapter 54, section 1, of the laws of 2000:

58 For alterations and improvements for preservation of various facili-
59 ties including rehabilitation projects, provided, however, that no
60 expenditures may be made from this appropriation until a comprehen-

DEPARTMENT OF MENTAL HYGIENE

OFFICE OF ALCOHOLISM AND SUBSTANCE ABUSE SERVICES

CAPITAL PROJECTS - REAPPROPRIATIONS 2006-07

1 sive plan of projects has been approved by the director of the budg-
 2 et. This appropriation may be used for the cost of potential claims
 3 against contracts awarded by the dormitory authority of the state of
 4 New York or the facilities development corporation. Upon request of
 5 the commissioner of the office of alcoholism and substance abuse
 6 services and approval by the director of the budget, this appropri-
 7 ation may be transferred to the dormitory authority of the state of
 8 New York (53PR0003) ... 1,937,000 (re. \$786,000)
 9

10 By chapter 54, section 1, of the laws of 1999:
 11 For the cost of potential claims. Upon request of the commissioner of
 12 the office of alcoholism and substance abuse services and approval
 13 by the director of the budget, this appropriation may be transferred
 14 to the dormitory authority of the state of New York (53LL9903)
 15 1,600,000 (re. \$1,100,000)
 16

17 By chapter 54, section 1, of the laws of 1987, as amended by chapter 54,
 18 section 3, of the laws of 1993, and as supplemented by certificate
 19 of transfer issued pursuant to the provisions of section 93 of the
 20 state finance law, as amended:
 21 For payment of the cost of construction, reconstruction and improve-
 22 ments, for various facilities and programs under the jurisdiction of
 23 the office of alcoholism and substance abuse services, including but
 24 not limited to the following schedule of major and minor rehabili-
 25 tation projects and for liabilities incurred for major and minor
 26 rehabilitation prior to April 1, 1987 (4/95) (53A28703)
 27 1,919,000 (re. \$197,000)
 28

29 New Facilities Purpose

30
 31 By chapter 54, section 1, of the laws of 1998:
 32 For costs related to the major rehabilitation and/or relocation of
 33 various state-owned facilities including state-owned facilities
 34 operated by non-state entities under the jurisdiction of the office
 35 of alcoholism and substance abuse services including liabilities
 36 incurred prior to April 1, 1998. Upon request of the commissioner of
 37 alcoholism and substance abuse services and approval by the director
 38 of the budget, this appropriation may be transferred to the dormito-
 39 ry authority of the state of New York (53019807)
 40 3,051,000 (re. \$3,051,000)
 41
 42
 43

DEPARTMENT OF MENTAL HYGIENE

OFFICE OF MENTAL HEALTH

STATE OPERATIONS AND AID TO LOCALITIES 2006-07

1 For payment according to the following schedule:

	APPROPRIATIONS	REAPPROPRIATIONS	
2			
3			
4			
5	General Fund - State and Local	1,619,360,000	1,175,000
6	Special Revenue Funds - Federal	41,856,000	42,221,000
7	Special Revenue Funds - Other	598,761,000	0
8	Capital Projects Funds	610,285,000	615,127,000
9	Enterprise Funds	8,349,000	0
10	Internal Service Funds	2,509,000	0
11		-----	-----
12	All Funds	2,881,120,000	658,523,000
13		=====	=====

14

15 AGENCY BUDGET SUMMARY OF NEW APPROPRIATIONS

16	17	State	Aid to	Capital	
18	Fund Type	Operations	Localities	Projects	Total
19		-----	-----	-----	-----
20	GF-St/Local	771,407,000	847,953,000	0	1,619,360,000
21	SR-Federal	1,358,000	40,498,000	0	41,856,000
22	SR-Other	518,476,000	80,285,000	0	598,761,000
23	Cap Proj	0	0	610,285,000	610,285,000
24	Enterprise	8,349,000	0	0	8,349,000
25	Internal Srv	2,509,000	0	0	2,509,000
26		-----	-----	-----	-----
27	All Funds	1,302,099,000	968,736,000	610,285,000	2,881,120,000
28		=====	=====	=====	=====

29

30 SCHEDULE

31

32 ADMINISTRATION AND FINANCE PROGRAM 82,033,000

33

34

35 General Fund / State Operations

36 State Purposes Account - 003

37

38 Notwithstanding any other provision of law,

39 the money hereby appropriated may be

40 increased or decreased by interchange,

41 with any appropriation of the office of

42 mental health, and may be increased or de-

43 creased by transfer or suballocation be-

44 tween these appropriated amounts and ap-

45 propriations of the department of health,

46 the office of medicaid inspector general,

47 the office of mental retardation and de-

48 velopmental disabilities, and the office

49 of alcoholism and substance abuse services

50 with the approval of the director of the

51 budget who shall file such approval with

52 the department of audit and control and

53 copies thereof with the chairman of the

54 senate finance committee and the chairman

55 of the assembly ways and means committee.

56

57 Personal service 40,895,000

DEPARTMENT OF MENTAL HYGIENE

OFFICE OF MENTAL HEALTH

STATE OPERATIONS AND AID TO LOCALITIES 2006-07

1	Nonpersonal service	25,052,000
2		-----
3	Program account subtotal	65,947,000
4		-----
5		
6	Special Revenue Funds - Federal / State Operations	
7	Federal Block Grant Fund - 269	
8		
9	For the grant period October 1, 2005 to	
10	September 30, 2006:	
11		
12	Personal service	407,000
13	Nonpersonal service	89,000
14	Fringe benefits	183,000
15		-----
16	Grant period total	679,000
17		-----
18		
19	For the grant period October 1, 2006 to	
20	September 30, 2007:	
21		
22	Personal service	407,000
23	Nonpersonal service	89,000
24	Fringe benefits	183,000
25		-----
26	Grant period total	679,000
27		-----
28	Program fund subtotal	1,358,000
29		-----
30		
31	Special Revenue Funds - Other / State Operations	
32	Mental Hygiene Gifts and Donations Fund - 019	
33	Office of Mental Health Gifts and Donations Account	
34		
35	For nonpersonal service expenditures to	
36	benefit patients or for other purposes	
37	from investment income, private donations	
38	and other contributions	500,000
39		-----
40	Program account subtotal	500,000
41		-----
42		
43	Special Revenue Funds - Other / State Operations	
44	Combined Gifts, Grants and Bequests Fund - 020	
45	Office of Mental Health Grants and Bequests Account	
46		
47	For nonpersonal service expenditures to	
48	benefit patients from bequests from	
49	patients' families	70,000
50		-----
51	Program account subtotal	70,000
52		-----
53		
54	Special Revenue Fund - Other / State Operations	
55	Miscellaneous Special Revenue Fund - 339	
56	Cook/Chill Account	
57		

DEPARTMENT OF MENTAL HYGIENE

OFFICE OF MENTAL HEALTH

STATE OPERATIONS AND AID TO LOCALITIES 2006-07

1	For services and expenses related to the	
2	operation of the cook/chill production	
3	center at the Rockland psychiatric center.	3,300,000
4		-----
5	Program account subtotal	3,300,000
6		-----
7		
8	Enterprise Funds / State Operations	
9	Mental Health Sheltered Workshop Account - 351	
10		
11	Personal service	2,045,000
12	Nonpersonal service	3,708,000
13		-----
14	Program account subtotal	5,753,000
15		-----
16		
17	Enterprise Funds / State Operations	
18	Mental Hygiene Community Stores Account - 353	
19		
20	Personal service	551,000
21	Nonpersonal service	1,793,000
22	Fringe benefits	252,000
23		-----
24	Program account subtotal	2,596,000
25		-----
26		
27	Internal Service Funds / State Operations	
28	Mental Hygiene Revolving Account - 343	
29		
30	Personal service	993,000
31	Nonpersonal service	1,068,000
32	Fringe benefits	448,000
33		-----
34	Program account subtotal	2,509,000
35		-----
36		
37	ADULT SERVICES PROGRAM	1,572,994,000
38		-----
39		
40	General Fund / State Operations	
41	State Purposes Account - 003	
42		
43	Notwithstanding any inconsistent provision	
44	of law, the amount hereby appropriated	
45	may be available for the designated	
46	purpose, including for costs associated	
47	with the civil commitment of persons con-	
48	victed of sexually violent offenses di-	
49	rectly upon their release or conditional	
50	release from a correctional facility in	
51	accordance with the mental hygiene law,	
52	less the amount, as certified by the	
53	director of the budget, of any transfers	
54	from the general fund to the tobacco	
55	control and insurance initiatives pool	
56	established pursuant to section 2807-v of	
57	the public health law, to reflect the	
58	state savings attributable to this program	
59	resulting from an increase in the federal	
60	medical assistance percentage available to	

DEPARTMENT OF MENTAL HYGIENE

OFFICE OF MENTAL HEALTH

STATE OPERATIONS AND AID TO LOCALITIES 2006-07

1 the state pursuant to the applicable
2 provisions of the federal social security
3 act.

4
5 Personal service 686,587,000
6 Nonpersonal service 186,609,000

7
8 Maintenance undistributed
9 For transfer to the department of health
10 medical assistance local assistance
11 program for payments for outside hospital
12 care 3,165,000

13 -----
14 Program account subtotal 876,361,000
15 -----

16
17 General Fund / Aid to Localities
18 Local Assistance Account - 001

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 Notwithstanding any inconsistent provision
27 of law, the amount hereby appropriated
28 may be available for the designated
29 purpose, less the amount, as certified by
30 the director of the budget, of any trans-
31 fers from the general fund to the tobacco
32 control and insurance initiatives pool
33 established pursuant to section 2807-v of
34 the public health law, to reflect the
35 state savings attributable to this program
36 resulting from an increase in the federal
37 medical assistance percentage available to
38 the state pursuant to the applicable
39 provisions of the federal social security
40 act. Notwithstanding any inconsistent
41 provision of law, a portion of the money
42 herein appropriated may be made available
43 for transfer to the department of health
44 for the state share of disproportionate
45 share payments to voluntary nonprofit
46 general hospitals pursuant to chapter 119
47 of the laws of 1997 as amended.

48 For payment of state financial assistance,
49 net of disallowances, for community mental
50 health programs pursuant to article 41 and
51 other provisions of the mental hygiene
52 law. The moneys hereby appropriated for
53 allocation to local governments and volun-
54 tary agencies for services are available
55 to reimburse or advance funds to local
56 governments and voluntary agencies for
57 expenditures made or to be made during
58 local program years commencing January 1,
59 2006 or July 1, 2006 and for advances for

DEPARTMENT OF MENTAL HYGIENE

OFFICE OF MENTAL HEALTH

STATE OPERATIONS AND AID TO LOCALITIES 2006-07

1 the period beginning January 1, 2007 for
2 local governments and voluntary agencies
3 with program years beginning January 1.
4 Notwithstanding the provisions of section
5 31.03 of the mental hygiene law and any
6 other inconsistent provision of law,
7 moneys appropriated for family care shall
8 be available for, but not limited to, the
9 purchase of substitute caretakers up to a
10 maximum of 14 days and payments limited to
11 \$648 per year based upon financial need
12 for the personal needs of each client
13 residing in the family care home.
14 Notwithstanding any other provision of law,
15 and except for transfers to the department
16 of health to reimburse the department for
17 the state share of medical assistance
18 payments and as modified below, this
19 appropriation shall be available for obli-
20 gations for the period commencing July 1,
21 2006 and ending June 30, 2007 and shall be
22 available for expenditure from July 1,
23 2006 through September 15, 2007.
24 An amount from this appropriation when
25 combined with the appropriation for the
26 miscellaneous special revenue fund - 339
27 medication reimbursement account shall
28 provide up to \$15,000,000 for grants to
29 the counties and city of New York to
30 provide medication, and other services
31 necessary to prescribe and administer
32 medication pursuant to a plan approved by
33 the commissioner of mental health, as
34 authorized under chapter 408 of the laws
35 of 1999 as amended.
36 Notwithstanding any provision of law to the
37 contrary, the commissioner of the office
38 of mental health shall be authorized to
39 continue contracts which were executed on
40 or before March 31, 2006 with entities
41 providing services to persons with mental
42 illness, without any additional require-
43 ments that such contracts be subject to
44 competitive bidding, a request for prop-
45 osals process or other administrative
46 procedures.
47 For services and expenses related to a joint
48 project between the state and the city of
49 New York, known as the New York/New York
50 III Supportive Housing Agreement. An a-
51 mount up to \$7,700,000 of this approp-
52 riation may be transferred to other state
53 agencies, authorities, programs, funds or
54 accounts for expenditures incurred in the
55 operation of this agreement.
56 No expenditures shall be made for such
57 program prior to the approval of a method-
58 ology for allocation in accordance with a
59 plan approved by the commissioner and the
60 director of the budget with copies to be

DEPARTMENT OF MENTAL HYGIENE

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STATE OPERATIONS AND AID TO LOCALITIES 2006-07

1 filed with the chairpersons of the senate
 2 finance committee and assembly ways and
 3 means committee. Furthermore, no expendi-
 4 ture shall be made until a certificate of
 5 allocation has been approved by the direc-
 6 tor of the budget with copies to be filed
 7 with the chairpersons of the senate
 8 finance committee and the assembly ways
 9 and means committee. The state comptroller
 10 is hereby authorized to receive funds from
 11 the office of mental health that were
 12 returned from providers in the current
 13 fiscal year in respect of a settlement of
 14 local assistance funds from prior fiscal
 15 years, and is authorized to refund such
 16 moneys to the credit of the local
 17 assistance account of the general fund
 18 for the purpose of reimbursing the 2006-07
 19 appropriation.

20 The amounts appropriated pursuant to such
 21 appropriation may be transferred to other
 22 state agencies, authorities, or accounts
 23 for expenditures incurred in the operation
 24 of programs funded by such appropriation.. 642,832,000

25 Notwithstanding any other provision of law
 26 to the contrary, within amounts appropri-
 27 ated, the commissioner of the office of
 28 mental health, shall establish a cost of
 29 living adjustment, subject to the approval
 30 of the director of the budget, effective
 31 October 1, 2006, to project for the
 32 effects of inflation. Such cost of living
 33 adjustment shall be based on the most
 34 recent U.S. congressional budget office
 35 estimate of the consumer price index (CPI)
 36 for all urban consumers, for the period
 37 for which the cost of living adjustment
 38 applies. Adult community mental health
 39 programs eligible for the cost of living
 40 adjustment to rates of payments, contracts
 41 or any other form of reimbursement
 42 include: comprehensive outpatient program
 43 (COPS), non-COPS and community support
 44 program components of the reimbursement
 45 for OMH licensed outpatient programs,
 46 pursuant to part 592, part 588.13 and part
 47 588.14 respectively of the office of
 48 mental health regulations, dis-
 49 proportionate share payments made under
 50 chapter 119 of the laws of 1997 as
 51 amended, partial hospitalization, inten-
 52 sive psychiatric rehabilitation treatment,
 53 outreach, crisis residence, crisis/respite
 54 beds, comprehensive psychiatric emergency
 55 program crisis outreach, comprehensive
 56 psychiatric emergency program crisis beds,
 57 crisis intervention, comprehensive psychi-
 58 atric emergency program crisis interven-
 59 tion, family care, supported single room
 60 occupancy, supported housing, supported

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STATE OPERATIONS AND AID TO LOCALITIES 2006-07

1 housing community services, treatment con-
 2 gregate, supported congregate, treat-
 3 ment/apartment, supported apartment, com-
 4 munity residence single room occupancy,
 5 on-site rehabilitation, sheltered work-
 6 shop/satellite sheltered workshop, transi-
 7 tional employment, recreation, respite
 8 care, transportation, psychosocial club,
 9 assertive community treatment, case man-
 10 agement, blended case management, local
 11 government unit administration, monitoring
 12 and evaluation, enclave in industry, sin-
 13 gle point of access, assisted competitive
 14 employment, advocacy/support services,
 15 drop in centers, intensive case man-
 16 agement, transition management services,
 17 bridger, affirmative business industries,
 18 self-help programs, consumer service
 19 dollars, intensive case manage-
 20 ment/supportive case management/blended
 21 case management emergency and non-
 22 emergency service dollars, conference of
 23 local mental hygiene directors, client
 24 worker, multicultural initiative, ongoing
 25 integrated supported employment services,
 26 supported education, MICA network, per-
 27 sonalized recovery oriented service except
 28 for clinic treatment fee component, sup-
 29 portive case management, assertive
 30 community treatment team service dollars,
 31 and state aid funding provided pursuant to
 32 article 41 of the mental hygiene law for
 33 inpatient psychiatric unit of a general
 34 hospital, clinic and continuing day treat-
 35 ment. Each provider receiving such funding
 36 shall submit a written certification, in
 37 such form and at such time as the commis-
 38 sioner of mental health shall prescribe,
 39 attesting how such funding will be or was
 40 used to promote the recruitment and
 41 retention of staff or respond to other
 42 critical nonpersonal service costs during
 43 the 2006-07 state fiscal year 13,403,000

44 -----
 45 Program account subtotal 656,235,000
 46 -----

47
 48 Special Revenue Funds - Federal / Aid to Localities
 49 Federal Health and Human Services Fund - 265

50
 51 For programs to assist and transition from
 52 homelessness (PATH) grants. Notwithstand-
 53 ing any inconsistent provision of law, a
 54 portion of this appropriation, consistent
 55 with the terms and conditions of the PATH
 56 grant, may be transferred to other
 57 programs within the office of mental
 58 health for aid to localities, administra-

DEPARTMENT OF MENTAL HYGIENE

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STATE OPERATIONS AND AID TO LOCALITIES 2006-07

1 tive and support services, including
 2 fringe benefits, associated with the
 3 grant:
 4
 5 For the grant period September 1, 2005 to
 6 August 31, 2006 400,000
 7 For the grant period September 1, 2006 to
 8 August 31, 2007 3,887,000
 9 -----
 10 Program fund subtotal 4,287,000
 11 -----
 12
 13 Special Revenue Funds - Federal / Aid to Localities
 14 Federal Block Grant Fund - 269
 15
 16 For services and expenses related to adult
 17 mental health services funded by the
 18 community mental health services block
 19 grant. Notwithstanding any inconsistent
 20 provision of law, a portion of this appro-
 21 priation, consistent with the terms and
 22 conditions of the block grant, may be
 23 transferred to other programs within the
 24 office of mental health for aid to locali-
 25 ties, administrative and support services,
 26 including fringe benefits, associated with
 27 the federal block grant:
 28
 29 For the grant period October 1, 2005 to
 30 September 30, 2006 11,769,000
 31 For the grant period October 1, 2006 to
 32 September 30, 2007 7,407,000
 33 -----
 34 Subtotal 19,176,000
 35 -----
 36
 37 For services and expenses associated with
 38 federal grant awards yet to be allocated
 39 by the federal department of health and
 40 human services. Notwithstanding any incon-
 41 sistent provision of law, the director of
 42 the budget is hereby authorized to trans-
 43 fer appropriation authority contained
 44 herein to any other federal fund or
 45 program within the office of mental health
 46 services for aid to localities, adminis-
 47 trative and support services, including
 48 fringe benefits, associated with the
 49 awarded grant:
 50
 51 For the grant period October 1, 2005 to
 52 September 30, 2006 600,000
 53 For the grant period October 1, 2006 to
 54 September 30, 2007 600,000
 55 -----
 56 Subtotal 1,200,000
 57 -----
 58 Program fund subtotal 20,376,000
 59 -----
 60

DEPARTMENT OF MENTAL HYGIENE

OFFICE OF MENTAL HEALTH

STATE OPERATIONS AND AID TO LOCALITIES 2006-07

1	Special Revenue Funds - Federal / Aid to Localities		
2	Federal Operating Grants Fund - 290		
3			
4	For services and expenses related to home-		
5	less and shelter plus care grants. Subject		
6	to a plan approved by the director of the		
7	budget, the amount appropriated herein may		
8	be made available to other state agencies		
9	for services and expenses related to		
10	federal homeless and shelter plus care		
11	grants:		
12			
13	For grant periods occurring between October		
14	1, 1999 and September 30, 2006	8,000,000	
15		-----	
16	Program fund subtotal	8,000,000	
17		-----	
18			
19	Special Revenue Funds - Other / Aid to Localities		
20	Miscellaneous Special Revenue Fund - 339		
21	Medication Reimbursement Account		
22			
23	For services and expenses related to adult		
24	mental health services, including assisted		
25	outpatient treatment pursuant to article 9		
26	and other provisions of the mental hygiene		
27	law. Notwithstanding any other provision		
28	of law, this appropriation may be made		
29	available upon the approval of the direc-		
30	tor of the budget	7,735,000	
31		-----	
32	Program account subtotal	7,735,000	
33		-----	
34			
35	CHILDREN AND YOUTH SERVICES PROGRAM		329,308,000
36			-----
37			
38	General Fund / State Operations		
39	State Purposes Account - 003		
40			
41	Personal service	120,284,000	
42	Nonpersonal service	16,471,000	
43		-----	
44	Program account subtotal	136,755,000	
45		-----	
46			
47	General Fund / Aid to Localities		
48	Local Assistance Account - 001		
49			
50	For services and expenses of various chil-		
51	dren and families community mental health		
52	services, including transfer to the		
53	department of health to reimburse the		
54	department for the state share of medical		
55	assistance for various community mental		
56	health services. Notwithstanding any		
57	inconsistent provision of law, the amount		
58	hereby appropriated may be available for		
59	the designated purpose, less the amount,		
60	as certified by the director of the budg-		

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STATE OPERATIONS AND AID TO LOCALITIES 2006-07

1 et, of any transfers from the general fund
2 to the tobacco control and insurance
3 initiatives pool established pursuant to
4 section 2807-v of the public health law,
5 to reflect the state savings attributable
6 to this program resulting from an increase
7 in the federal medical assistance percent-
8 age available to the state pursuant to the
9 applicable provisions of the federal
10 social security act. Notwithstanding any
11 inconsistent provision of law, a portion
12 of the money herein appropriated may be
13 made available for transfer to the depart-
14 ment of health for the state share of
15 disproportionate share payments to volun-
16 tary nonprofit general hospitals pursuant
17 to chapter 119 of the laws of 1997 as
18 amended. This appropriation anticipates
19 the transfer of funds from the state
20 education department to the office of
21 mental health of tuition funds advanced in
22 previous years and reimbursed by the
23 child's school district of origin to the
24 state of New York pursuant to chapter 810
25 of the laws of 1986 and applicable
26 provisions of the education law.

27 For payment of state financial assistance,
28 net of disallowances, for community mental
29 health programs pursuant to article 41 and
30 other provisions of the mental hygiene
31 law. The moneys hereby appropriated for
32 allocation to local governments and volun-
33 tary agencies for services are available
34 to reimburse or advance funds to local
35 governments and voluntary agencies for
36 expenditures made or to be made during
37 local program years commencing January 1,
38 2006 or July 1, 2006 and for advances for
39 the period beginning January 1, 2007 for
40 local governments and voluntary agencies
41 with program years beginning January 1.

42 Notwithstanding any other provision of law,
43 and except for transfers to the department
44 of health to reimburse the department for
45 the state share of medical assistance
46 payments and as modified below, this
47 appropriation shall be available for obli-
48 gations for the period commencing July 1,
49 2006 and ending June 30, 2007 and shall be
50 available for expenditure from July 1,
51 2006 through September 15, 2007.

52 Notwithstanding any provision of law to the
53 contrary, the commissioner of the office
54 of mental health shall be authorized to
55 continue contracts which were executed on
56 or before March 31, 2006 with entities
57 providing services to persons with mental
58 illness, without any additional require-
59 ments that such contracts be subject to

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1 competitive bidding, a request for pro-
 2 posals process or other administrative
 3 procedures.

4 No expenditures shall be made for such
 5 program prior to the approval of a method-
 6 ology for allocation in accordance with a
 7 plan approved by the commissioner and the
 8 director of the budget with copies to be
 9 filed with the chairpersons of the senate
 10 finance committee and assembly ways and
 11 means committee. Furthermore, no expendi-
 12 ture shall be made until a certificate of
 13 allocation has been approved by the direc-
 14 tor of the budget with copies to be filed
 15 with the chairpersons of the senate
 16 finance committee and the assembly ways
 17 and means committee. The state comptroller
 18 is hereby authorized to receive funds from
 19 the office of mental health that were re-
 20 turned from providers in the current
 21 fiscal year in respect of a settlement of
 22 local assistance funds from prior fiscal
 23 years, and is authorized to refund such
 24 moneys to the credit of the local assist-
 25 ance account of the general fund for
 26 the purpose of reimbursing the 2006-07
 27 appropriation.

28 The amounts appropriated pursuant to such
 29 appropriation may be transferred to other
 30 state agencies, authorities, or accounts
 31 for expenditures incurred in the operation
 32 of programs funded by such appropriation.. 181,545,000

33 Notwithstanding any other provision of law
 34 to the contrary, within amounts appro-
 35 priated, the commissioner of the office of
 36 mental health, shall establish a cost of
 37 living adjustment, subject to the approval
 38 of the director of the budget, effective
 39 October 1, 2006, to project for the
 40 effects of inflation. Such cost of living
 41 adjustment shall be based on the most
 42 recent U.S. congressional budget office
 43 estimate of the consumer price index (CPI)
 44 for all urban consumers, for the period
 45 for which the cost of living adjustment
 46 applies. Children's community mental
 47 health programs eligible for the cost of
 48 living adjustment to rates of payments,
 49 contracts or any other form of reimburse-
 50 ment include: comprehensive outpatient
 51 program (COPS), non-COPS and community
 52 support program components of the reim-
 53 bursement for OMH licensed outpatient
 54 programs, pursuant to part 592, part
 55 588.13 and part 588.14 respectively of the
 56 office of mental health regulations,
 57 disproportionate share payments made under
 58 chapter 119 of the laws of 1997 as
 59 amended, outreach, crisis residence,
 60 crisis/respice beds, crisis intervention,

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1 home based crisis intervention, family
2 based treatment, community residence -
3 children and youth, recreation, respite
4 care, transportation, blended case
5 management, local government unit
6 administration, monitoring and evaluation,
7 children and youth vocational services,
8 single point of access, school program
9 without clinic, family support children
10 and youth, advocacy/support services,
11 intensive case management, home and
12 community based waiver services pursuant
13 to subdivision 9 of section 366 of the
14 social services law, consumer service
15 dollars, intensive case manage-
16 ment/supportive case management/blended
17 case management emergency and non-
18 emergency service dollars, conference of
19 local mental hygiene directors, multi-
20 cultural initiative, supportive case
21 management, and state aid funding provided
22 pursuant to article 41 of the mental
23 hygiene law for residential treatment
24 facility transition coordinator, inpatient
25 psychiatric unit of a general hospital,
26 day treatment and clinic. Each provider
27 receiving such funding shall submit a
28 written certification, in such form and at
29 such time as the commissioner of mental
30 health shall prescribe, attesting how such
31 funding will be or was used to promote the
32 recruitment and retention of staff or
33 respond to other critical non-personal
34 service costs during the 2006-07 state
35 fiscal year 3,173,000
36 -----
37 Program account subtotal 184,718,000
38 -----
39
40 Special Revenue Funds - Federal / Aid to Localities
41 Federal Block Grant Fund - 269
42
43 For services and expenses related to chil-
44 dren's mental health services funded by
45 the community mental health services block
46 grant. Notwithstanding any inconsistent
47 provision of law, a portion of this appro-
48 priation, consistent with the terms and
49 conditions of the block grant, may be
50 transferred to other programs within the
51 office of mental health for aid to locali-
52 ties, administrative and support services,
53 including fringe benefits, associated with
54 the federal block grant:
55
56 For the grant period October 1, 2005 to
57 September 30, 2006 7,835,000
58 -----
59 Program fund subtotal 7,835,000
60 -----

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1	COMMUNITY MENTAL HEALTH SUPPORT AND WORKFORCE REINVESTMENT	
2	PROGRAM	7,000,000
3		-----

4

5 General Fund / Aid to Localities

6 Local Assistance Account - 001

7

8 For services and expenses of community

9 mental health support and workforce rein-

10 vestment services pursuant to chapter 62

11 of the laws of 2003, including transfer to

12 the department of health to reimburse the

13 department for the state share of medical

14 assistance for various community mental

15 health services. Notwithstanding any

16 inconsistent provision of law, the amount

17 hereby appropriated may be available for

18 the designated purpose, less the amount,

19 as certified by the director of the budg-

20 et, of any transfers from the general fund

21 to the tobacco control and insurance

22 initiatives pool established pursuant to

23 section 2807-v of the public health law,

24 to reflect the state savings attributable

25 to this program resulting from an increase

26 in the federal medical assistance percent-

27 age available to the state pursuant to the

28 applicable provisions of the federal

29 social security act.

30 Notwithstanding chapter 62 of the laws of

31 2003 or any provision of law to the

32 contrary, this appropriation shall repre-

33 sent the full and complete obligation of

34 the state and the office of mental health

35 community mental health support workforce

36 reinvestment program in fiscal year 2006-

37 07.

38 For payment of state financial assistance,

39 net of disallowances, for community mental

40 health programs pursuant to article 41 and

41 other provisions of the mental hygiene

42 law. The moneys hereby appropriated for

43 allocation to local governments and volun-

44 tary agencies for services are available

45 to reimburse or advance funds to local

46 governments and voluntary agencies for

47 expenditures made or to be made during

48 local program years commencing January 1,

49 2006 or July 1, 2006 and for advances for

50 the period beginning January 1, 2007 for

51 local governments and voluntary agencies

52 with program years beginning January 1.

53 Notwithstanding any other provision of law,

54 and except for transfers to the department

55 of health to reimburse the department for

56 the state share of medical assistance

57 payments and as modified below, this

58 appropriation shall be available for obli-

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STATE OPERATIONS AND AID TO LOCALITIES 2006-07

1 gations for the period commencing July 1,
2 2006 and ending June 30, 2007 and shall be
3 available for expenditure from July 1,
4 2006 through September 15, 2007.

5 Notwithstanding any provision of law to the
6 contrary, the commissioner of the office
7 of mental health shall be authorized to
8 continue contracts which were executed on
9 or before March 31, 2006 with entities
10 providing services to persons with mental
11 illness, without any additional require-
12 ments that such contracts be subject to
13 competitive bidding, a request for pro-
14 posals process or other administrative
15 procedures.

16 No expenditures shall be made for such
17 program prior to the approval of a method-
18 ology for allocation in accordance with a
19 plan approved by the commissioner and the
20 director of the budget with copies to be
21 filed with the chairpersons of the senate
22 finance committee and assembly ways and
23 means committee. Furthermore, no expendi-
24 ture shall be made until a certificate of
25 allocation has been approved by the direc-
26 tor of the budget with copies to be filed
27 with the chairperson of the senate finance
28 committee and the assembly ways and means
29 committee. The state comptroller is hereby
30 authorized to receive funds from the
31 office of mental health that were returned
32 from providers in the current fiscal year
33 in respect of a settlement of local
34 assistance funds from prior fiscal years,
35 and is authorized to refund such moneys
36 to the credit of the local assistance
37 account of the general fund for the pur-
38 pose of reimbursing the 2006-07 approp-
39 riation.

40 The amounts appropriated pursuant to such
41 appropriation may be transferred to other
42 state agencies, authorities, or accounts
43 for expenditures incurred in the operation
44 of programs funded by such appropriation.

45 This appropriation shall be distributed
46 according to the following:

47 For services and expenses related to commu-	
48 nity mental health support and workforce	
49 reinvestment for adults	7,000,000
50	-----
51 Program account subtotal	7,000,000
52	-----

53
54 ENHANCED COMMUNITY SERVICES PROGRAM 92,150,000

55 -----
56
57 General Fund / State Operations
58 State Purposes Account - 003
59

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1	Maintenance undistributed	
2	For services and expenses related to mental	
3	health initiatives including, but not	
4	limited to, adult transitional residences	
5	located on the grounds of state psychiat-	
6	ric centers, children's mobile mental	
7	health teams at office of children and	
8	family services facilities, and monitoring	
9	and oversight of community mental health	
10	programs	19,600,000
11		-----
12	Program account subtotal	19,600,000
13		-----

14
 15 Special Revenue Funds - Other / Aid to Localities
 16 HCRA Resources Fund - F04
 17 Enhanced Community Services Account
 18

19 For services and expenses of various adult
 20 and children's community mental health
 21 services, including transfer to the
 22 department of health to reimburse the
 23 department for the state share of medical
 24 assistance for various community mental
 25 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 2006 or July 1, 2006 and for advances for
 38 the period beginning January 1, 2007 for
 39 local governments and voluntary agencies
 40 with program years beginning January 1.

41 Notwithstanding any other provision of law,
 42 and except for transfers to the department
 43 of health to reimburse the department for
 44 the state share of medical assistance
 45 payments and as modified below, this
 46 appropriation shall be available for obli-
 47 gations for the period commencing July 1,
 48 2006 and ending June 30, 2007 and shall be
 49 available for expenditure from July 1,
 50 2006 through September 15, 2007.

51 Notwithstanding any provision of law to the
 52 contrary, the commissioner of the office
 53 of mental health shall be authorized to
 54 continue contracts which were executed on
 55 or before March 31, 2006 with entities
 56 providing services to persons with mental
 57 illness, without any additional require-
 58 ments that such contracts be subject to

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1 competitive bidding, a request for pro-
 2 posals process or other administrative
 3 procedures.
 4 No expenditures shall be made for such
 5 program prior to the approval of a method-
 6 ology for allocation in accordance with a
 7 plan approved by the commissioner and the
 8 director of the budget with copies to be
 9 filed with the chairpersons of the senate
 10 finance committee and assembly ways and
 11 means committee. Furthermore, no expendi-
 12 ture shall be made until a certificate of
 13 allocation has been approved by the direc-
 14 tor of the budget with copies to be filed
 15 with the chairpersons of the senate
 16 finance committee and the assembly ways
 17 and means committee. The state comptroller
 18 is hereby authorized to receive funds from
 19 the office of mental health and is author-
 20 ized to refund such moneys to the credit
 21 of the enhanced community services account
 22 of the special revenue funds - other HCRA
 23 resources fund - F04 for the purpose of
 24 reimbursing the 2006-07 appropriation.
 25 The amounts appropriated pursuant to such
 26 appropriation may be transferred to other
 27 state agencies, authorities, or accounts
 28 for expenditures incurred in the operation
 29 of programs funded by such appropriation.. 66,800,000
 30 For transfer to the department of health
 31 comprehensive care center for eating
 32 disorders development fund 500,000
 33 For services and expenses related to care
 34 coordination and office of mental health
 35 case management in adult homes. Notwith-
 36 standing any inconsistent provision of law
 37 and subject to the approval of the direc-
 38 tor of the budget, moneys hereby appropri-
 39 ated may be transferred to other state
 40 agencies, authorities, or accounts for
 41 expenditures incurred in the operation of
 42 programs funded by such appropriation 5,250,000
 43 -----
 44 Program account subtotal 72,550,000
 45 -----
 46
 47 FORENSIC SERVICES PROGRAM 136,012,000
 48 -----
 49
 50 General Fund / State Operations
 51 State Purposes Account - 003
 52
 53 Personal service 122,401,000
 54 Nonpersonal service 13,611,000
 55 -----
 56
 57 MAINTENANCE UNDISTRIBUTED 0
 58 -----
 59

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STATE OPERATIONS AND AID TO LOCALITIES 2006-07

1 General Fund / State Operations
2 State Purposes Account - 003
3
4 Less an amount appropriated as an offset
5 from the special revenue funds - other
6 miscellaneous special revenue fund - 339,
7 mental hygiene patient income account.
8 Notwithstanding any contrary provision of
9 law, this offset shall reduce general fund
10 appropriations within the various programs
11 of the office of mental health funded from
12 the state purposes account (487,881,000)
13 Less an amount appropriated as an offset
14 from the special revenue funds - other
15 HCRA resources fund - F04, enhanced commu-
16 nity services account. Notwithstanding any
17 contrary provision of law, this offset
18 shall reduce general fund appropriations
19 within the enhanced community services
20 program of the office of mental health
21 funded from the state purposes account ... (19,600,000)
22 -----
23 Program account subtotal (507,481,000)
24 -----
25
26 Special Revenue Funds - Other / State Operations
27 HCRA Resources Fund - F04
28 Enhanced Community Services Account
29
30 Amount appropriated as an offset to the
31 general fund - state purposes account
32 within the enhanced community services
33 program of the office of mental health.
34 For services and expenses related to mental
35 health initiatives including, but not
36 limited to, adult transitional residences
37 located on the grounds of state psychiat-
38 ric centers, children's mobile mental
39 health teams at office of children and
40 family services facilities, and monitoring
41 and oversight of community mental health
42 programs. The director of the budget is
43 hereby authorized to apportion funds to
44 the enhanced community services program of
45 this agency from this appropriation by
46 certificate of approval 19,600,000
47 -----
48 Program account subtotal 19,600,000
49 -----
50
51 Special Revenue Funds - Other / State Operations
52 Miscellaneous Special Revenue Fund - 339
53 Mental Hygiene Patient Income Account
54
55 Amount appropriated as an offset to the
56 general fund - state purposes account
57 within various office of mental health
58 programs. The director of the budget is
59 hereby authorized to apportion funds to

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STATE OPERATIONS AND AID TO LOCALITIES 2006-07

1	the various programs of this agency from	
2	this appropriation by certificate of	
3	approval	487,881,000
4		-----
5	Program account subtotal	487,881,000
6		-----
7		
8	RESEARCH IN MENTAL ILLNESS PROGRAM	51,338,000
9		-----
10		
11	General Fund / State Operations	
12	State Purposes Account - 003	
13		
14	Personal service	39,148,000
15	Nonpersonal service	5,065,000
16		-----
17	Program account subtotal	44,213,000
18		-----
19		
20	Special Revenue Funds - Other / State Operations	
21	Miscellaneous Special Revenue Fund - 339	
22	OMH-Research Recovery Account	
23		
24	For services and expenses to support central	
25	administration, research associates,	
26	equipment provided through external	
27	grants, travel, conference expenses,	
28	including the annual research conference,	
29	contractual services, grant writers to	
30	increase income from non-state sources, 27	
31	research scientists formerly supported by	
32	the general fund, and other research	
33	initiatives, including up to \$200,000 for	
34	services and expenses of a research insti-	
35	tute study. Funding will be provided	
36	through research foundation for mental	
37	hygiene, inc. resources, including, but	
38	not limited to, indirect costs recoveries,	
39	direct grant reimbursement, interest earn-	
40	ings and operating balances:	
41		
42	Personal service	1,915,000
43	Nonpersonal service	4,560,000
44	Fringe benefits	650,000
45		-----
46	Program account subtotal	7,125,000
47		-----
48		
49	Total new appropriations for state operations and aid to	
50	localities	2,270,835,000
51		=====
52		
53		

DEPARTMENT OF MENTAL HYGIENE

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STATE OPERATIONS AND AID TO LOCALITIES - REAPPROPRIATIONS 2006-07

1 ADMINISTRATION AND FINANCE PROGRAM

2

3 Special Revenue Funds - Federal / State Operations

4 Federal Block Grant Fund - 269

5

6 By chapter 54, section 1, of the laws of 2005:

7 For the grant period October 1, 2004 to September 30, 2005:

8 636,000 (re. \$636,000)

9 For the grant period October 1, 2005 to September 30, 2006:

10 636,000 (re. \$636,000)

11

12 ADULT SERVICES PROGRAM

13

14 General Fund / Aid to Localities

15 Local Assistance Account - 001

16

17 By chapter 54, section 1, of the laws of 2005:

18 For restoration of the alternative rate methodology

19 600,000..... (re. \$600,000)

20 For services and expenses of contracts with municipalities and/or not-
21 for-profit agencies:

22 Eating disorders program initiatives ... 50,000 (re. \$50,000)

23 Mental health program initiatives ... 350,000 (re. \$350,000)

24 Hospital audiences ... 175,000 (re. \$175,000)

25

26 Special Revenue Funds - Federal / Aid to Localities

27 Federal Health and Human Services Fund - 265

28

29 By chapter 54, section 1, of the laws of 2005:

30 For programs to assist and transition from homelessness (PATH) grants.

31 Notwithstanding any inconsistent provision of law, a portion of this
32 appropriation, consistent with the terms and conditions of the PATH

33 grant, may be transferred to other programs within the office of
34 mental health for aid to localities, administrative and support

35 services, including fringe benefits, associated with the grant:

36 For the grant period September 1, 2004 to August 31, 2005

37 176,000 (re. \$176,000)

38 For the grant period September 1, 2005 to August 31, 2006

39 3,489,000 (re. \$3,489,000)

40

41 By chapter 54, section 1, of the laws of 2004:

42 For programs to assist and transition from homelessness (PATH) grants.

43 Notwithstanding any inconsistent provision of law, a portion of this
44 appropriation, consistent with the terms and conditions of the PATH

45 grant, may be transferred to other programs within the office of
46 mental health for aid to localities, administrative and support

47 services, including fringe benefits, associated with the grant:

48 For the grant period September 1, 2004 to August 31, 2005

49 3,313,000 (re. \$2,400,000)

50

51 Special Revenue Funds - Federal / Aid to Localities

52 Federal Block Grant Fund - 269

53

54 By chapter 54, section 1, of the laws of 2005:

55 For services and expenses related to adult mental health services

56 funded by the community mental health services block grant. Notwith-
57 standing any inconsistent provision of law, a portion of this appro-

58 priation, consistent with the terms and conditions of the block
59 grant, may be transferred to other programs within the office of

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OFFICE OF MENTAL HEALTH

STATE OPERATIONS AND AID TO LOCALITIES - REAPPROPRIATIONS 2006-07

1 mental health for aid to localities, administrative and support
 2 services, including fringe benefits, associated with the federal
 3 block grant:
 4 For the grant period October 1, 2004 to September 30, 2005
 5 12,477,000 (re. \$12,477,000)
 6 For the grant period October 1, 2005 to September 30, 2006
 7 7,407,000 (re. \$7,407,000)
 8 For services and expenses associated with federal grant awards yet to
 9 be allocated by the federal department of health and human services.
 10 Notwithstanding any inconsistent provision of law, the director of
 11 the budget is hereby authorized to transfer appropriation authority
 12 contained herein to any other federal fund or program within the
 13 office of mental health services for aid to localities, adminis-
 14 trative and support services, including fringe benefits, associated
 15 with the awarded grant:
 16 For the grant period October 1, 2004 to September 30, 2005
 17 600,000 (re. \$600,000)
 18 For the grant period October 1, 2005 to September 30, 2006
 19 600,000 (re. \$600,000)

20
 21 Special Revenue Funds - Federal / Aid to Localities
 22 Federal Operating Grants Fund - 290

23
 24 By chapter 54, section 1, of the laws of 2005:
 25 For services and expenses related to homeless and shelter plus care
 26 grants. Subject to a plan approved by the director of the budget,
 27 the amount appropriated herein may be made available to other state
 28 agencies for services and expenses related to federal homeless and
 29 shelter plus care grants:
 30 For grant periods occurring between October 1, 1999 and September 30,
 31 2006 ... 8,000,000 (re. \$8,000,000)
 32

33 CHILDREN AND YOUTH SERVICES PROGRAM
 34
 35 Special Revenue Funds - Federal / Aid to Localities
 36 Federal Block Grant Fund - 269
 37

38 By chapter 54, section 1, of the laws of 2005:
 39 For services and expenses related to children's mental health services
 40 funded by the community mental health services block grant. Notwith-
 41 standing any inconsistent provision of law, a portion of this appro-
 42 priation, consistent with the terms and conditions of the block
 43 grant, may be transferred to other programs within the office of
 44 mental health for aid to localities, administrative and support
 45 services, including fringe benefits, associated with the federal
 46 block grant:
 47 For the grant period October 1, 2004 to September 30, 2005
 48 7,835,000 (re. \$5,800,000)
 49

50 Total reappropriations for state operations and aid to
 51 localities 43,396,000
 52 =====
 53
 54

DEPARTMENT OF MENTAL HYGIENE

OFFICE OF MENTAL HEALTH

CAPITAL PROJECTS 2006-07

1 For the comprehensive construction programs, purposes and
2 projects as herein specified in accordance with the
3 following:

4	Capital Projects Fund	43,010,000
5	Mental Hygiene Capital Improvement Fund	567,275,000
6		-----
7	All Funds	610,285,000
8		=====

9
10
11 COMMUNITY MENTAL HEALTH FACILITIES (CCP) 232,525,000
12 -----

13
14 Capital Projects Fund

15
16 Minor Rehabilitation Purpose

17
18 State aid to municipalities and other
19 public and not-for-profit agencies for
20 acquisition, rehabilitation, and/or
21 improvements to existing community
22 mental health facilities as required to
23 address code violations, health and
24 safety issues, and/or structural/
25 mechanical deficiencies. Notwithstanding
26 any inconsistent provision of law, with-
27 in the amounts hereby appropriated, the
28 commissioner of the office of mental
29 health may provide state aid grants of
30 up to 100 per centum of reasonable capi-
31 tal costs associated with the acquisi-
32 tion, rehabilitation, and/or improve-
33 ments (50100689) 6,000,000

34
35 Mental Hygiene Capital Improvement Fund - 389

36
37 Administration Purpose

38
39 For payment of personal service and
40 nonpersonal service, including fringe
41 benefits related to the administration
42 of the community capital program
43 provided by the office of mental health
44 for new and reappropriated community
45 capital projects. Upon request of the
46 commissioner of mental health and
47 approval by the director of the budget,
48 this appropriation may be transferred to
49 the dormitory authority of the state of
50 New York (50120650) 525,000

51
52 Preservation of Facilities Purpose

53
54 For the acquisition of property,
55 construction and rehabilitation of new
56 facilities and/or relocation of existing
57 community mental health facilities under
58 the auspice of municipalities and other
59 public and not-for-profit agencies,
60 approved by the commissioner of the

DEPARTMENT OF MENTAL HYGIENE

OFFICE OF MENTAL HEALTH

CAPITAL PROJECTS 2006-07

1 office of mental health, pursuant to
2 article 41 of the mental hygiene law
3 (50230603) 15,000,000
4
5 New Facilities Purpose
6
7 For payment to municipalities and other
8 public and not-for-profit community
9 providers approved by the commissioner
10 of the office of mental health, pursuant
11 to mental hygiene law, for the
12 acquisition of property, construction
13 and rehabilitation of supportive housing
14 for mentally ill homeless persons.....
15 (50VY0607)..... 211,000,000
16
17 DESIGN AND CONSTRUCTION SUPERVISION (CCP) 10,000,000
18 -----
19
20 Capital Projects Fund
21
22 Preparation of Plans Purpose
23
24 For payment to the design and construction
25 management account of the centralized
26 services fund of the New York state
27 office of general services or to the
28 dormitory authority of the state of New
29 York for the purpose of preparation and
30 review of plans, specifications, esti-
31 mates, services, construction management
32 and supervision, inspection, studies,
33 appraisals, surveys, testing and envi-
34 ronmental impact statements for new and
35 existing projects. Upon approval of the
36 director of the budget, funds from this
37 appropriation may be transferred to the
38 office of mental retardation and devel-
39 opmental disabilities and the office of
40 alcoholism and substance abuse services
41 for payment to the dormitory authority
42 of the state of New York for preparation
43 of plans purpose (50DC0630) 2,000,000
44
45 Mental Hygiene Capital Improvement Fund - 389
46
47 Preparation of Plans Purpose
48
49 For payment to the design and construction
50 management account of the centralized
51 services fund of the New York state
52 office of general services or to the
53 dormitory authority of the state of New
54 York for the purpose of preparation and
55 review of plans, specifications, esti-
56 mates, services, construction management
57 and supervision, inspection, studies,
58 appraisals, surveys, testing and envi-
59 ronmental impact statements for new and
60 existing projects. Upon request of the

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1 commissioner of mental health and
 2 approval by the director of the budget,
 3 this appropriation may be transferred to
 4 the dormitory authority of the state of
 5 New York. Upon approval of the director
 6 of the budget, funds from this appropri-
 7 ation may be transferred to the office
 8 of mental retardation and developmental
 9 disabilities and the office of alcohol-
 10 ism and substance abuse services for
 11 payment to the dormitory authority of
 12 the state of New York for preparation of
 13 plans purpose (50310630) 8,000,000
 14
 15 EXECUTIVE DIRECTION (CCP) 3,591,000
 16 -----
 17
 18 Mental Hygiene Capital Improvement Fund - 389
 19
 20 Administration Purpose
 21
 22 For payment of personal service and
 23 nonpersonal service, including fringe
 24 benefits, related to the administration
 25 of the capital programs provided by the
 26 office of mental health for new and
 27 reappropriated state operated institu-
 28 tional capital projects. Upon request of
 29 the commissioner of mental health and
 30 approval by the director of the budget,
 31 this appropriation may be transferred to
 32 the dormitory authority of the state of
 33 New York (50990650) 3,591,000
 34
 35 MAINTENANCE AND IMPROVEMENT OF EXISTING FACILITIES (CCP).. 363,169,000
 36 -----
 37
 38 Capital Projects Fund
 39
 40 Health and Safety
 41
 42 For payment of the cost of construction,
 43 reconstruction and improvements, includ-
 44 ing the preparation of designs, plans,
 45 specifications and estimates, for health
 46 and safety improvements to existing
 47 facilities and programs, provided,
 48 however, that no expenditures may be
 49 made from this appropriation until a
 50 comprehensive plan of projects has been
 51 approved by the director of the budget.
 52 Upon request of the commissioner of
 53 mental health and approval by the direc-
 54 tor of the budget, this appropriation
 55 may be transferred to the dormitory
 56 authority of the state of New York
 57 (50HS0601) 4,000,000
 58

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1 Preservation of Facilities Purpose
2
3 For payment of the cost of construction,
4 reconstruction and improvements, includ-
5 ing the preparation of designs, plans,
6 specifications and estimates to existing
7 facilities and programs, provided,
8 however, that no expenditures may be
9 made from this appropriation until a
10 comprehensive plan of projects has been
11 approved by the director of the budget
12 (50PF0603) 15,260,000
13
14 Energy Conservation Purpose
15
16 For payment of the cost of construction,
17 reconstruction and improvements, includ-
18 ing the preparation of designs, plans,
19 specifications and estimates for energy
20 conservation improvements to existing
21 facilities and programs. Upon request of
22 the commissioner of mental health and
23 approval by the director of the budget,
24 this appropriation may be transferred to
25 the dormitory authority of the state of
26 New York (50050605) 4,200,000
27
28 Environmental Protection or Improvements Purpose
29
30 For payment of the cost of construction,
31 reconstruction and improvements, includ-
32 ing the preparation of designs, plans,
33 specifications and estimates for envi-
34 ronmental protection (50EP0606) 6,550,000
35
36 Minor Rehabilitation Purpose
37
38 For minor alterations and improvements to
39 various facilities, including the
40 payment of liabilities incurred prior to
41 April 1, 2005, provided, however, that
42 no expenditures may be made from this
43 appropriation until a comprehensive plan
44 of projects has been approved by the
45 director of the budget (50380689) 4,000,000
46
47 Mental Hygiene Capital Improvement Fund - 389
48
49 Health and Safety Purpose
50
51 For payment of the cost of construction,
52 reconstruction and improvements, includ-
53 ing the preparation of designs, plans,
54 specifications and estimates, for health
55 and safety improvements to existing
56 facilities and programs, provided,
57 however, that no expenditures may be
58 made from this appropriation until a
59 comprehensive plan of projects has been
60 approved by the director of the budget.

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1 Upon request of the commissioner of
 2 mental health and approval by the direc-
 3 tor of the budget, this appropriation
 4 may be transferred to the dormitory
 5 authority of the state of New York
 6 (50010601) 19,130,000

7
8 Accreditation Purpose

9
 10 For payment of the cost of land acquisi-
 11 tion, construction, reconstruction and
 12 improvements, including the preparation
 13 of designs, plans, specifications and
 14 estimates related to accreditation
 15 improvements to existing facilities and
 16 programs. Upon request of the commis-
 17 sioner of mental health and approval by
 18 the director of the budget, this appro-
 19 priation may be transferred to the
 20 dormitory authority of the state of New
 21 York (50060602) 72,252,000

22
23 Civil Commitment Purpose

24
 25 Notwithstanding any other provision of law
 26 to the contrary, due to the compelling
 27 need to expedite the development of
 28 secure treatment facilities for persons
 29 convicted of sexually violent offenses
 30 who have been civilly committed in
 31 accordance with the mental hygiene law
 32 directly upon their release or
 33 conditional release from a correctional
 34 facility, when awarding or entering
 35 into contracts for the design and/or
 36 construction of facilities related to
 37 the civil commitment of sexually violent
 38 offenders including a facility to be
 39 located on the grounds of Camp
 40 Pharsalia, a facility to be transferred
 41 from the department of correctional
 42 services to the office of mental
 43 health, and other locations to be
 44 determined by the commissioner of mental
 45 health and approved by the director of
 46 the budget, the office of mental health
 47 may either award one contract for all
 48 work to be performed to a single
 49 responsible and reliable person, firm or
 50 corporation, or have prepared separate
 51 specifications, or any combination
 52 thereof, for each of the following three
 53 subdivisions of the work to be performed
 54 and award the three subdivisions of the
 55 specified work separately to responsible
 56 and reliable persons, firms or
 57 corporations engaged in these classes of
 58 work:

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1 1. Plumbing and gas fitting.
2 2. Steam heating, hot water heating,
3 ventilating and air conditioning
4 apparatus.
5 3. Electric wiring and standard illumi-
6 nating fixtures.
7 A contract or contracts for secure
8 treatment facilities for the treatment
9 of sexually violent offenders who have
10 been civilly committed in accordance
11 with the mental hygiene law shall be
12 awarded to the lowest responsible bidder
13 for all the buildings included in the
14 specifications. Nothing in this appro-
15 priation shall be construed to prevent
16 the office of mental health from
17 assigning responsibility for supervision
18 and coordination of any or all of the
19 contracts for these secure treatment
20 facilities to a single responsible and
21 reliable person, firm or corporation, or
22 from performing any such branches of
23 work by or through their regular
24 employees. All or a portion of the funds
25 appropriated hereby may be suballocated
26 or transferred to any department,
27 agency, or public authority for such
28 purpose (500106CC)..... 130,000,000
29
30 Preservation of Facilities Purpose
31
32 For payment of the cost of construction,
33 reconstruction and improvements, includ-
34 ing the preparation of designs, plans,
35 specifications and estimates, and minor
36 rehabilitation and improvements for the
37 preservation of existing facilities and
38 programs, provided, however, that no
39 expenditures may be made from this
40 appropriation until a comprehensive plan
41 of projects has been approved by the
42 director of the budget. Upon request of
43 the commissioner of mental health and
44 approval by the director of the budget,
45 this appropriation may be transferred to
46 the dormitory authority of the state of
47 New York (50030603) 21,804,000
48
49 Environmental Protection or Improvements Purpose
50
51 For payment of the cost of construction,
52 reconstruction and improvements, includ-
53 ing the preparations of designs, plans,
54 specifications and estimates for envi-
55 ronmental protection. Upon request of
56 the commissioner of mental health and
57 approval by the director of the budget,
58 this appropriation may be transferred to
59 the dormitory authority of the state of
60 New York (50060606) 500,000

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1 Program Improvement or Program Change Purpose
2
3 For payment of the cost of construction,
4 reconstruction and improvements,
5 including the preparation of designs,
6 plans, specifications and estimates
7 related to improvements or changes
8 to existing facilities and programs,
9 including for costs associated with the
10 civil commitment of persons convicted of
11 sexually violent offenses in accordance
12 with the mental hygiene law directly
13 upon their release or conditional
14 release from a correctional facility.
15 Upon request of the commissioner of
16 mental health and approval by the
17 director of the budget, this
18 appropriation may be transferred to
19 the dormitory authority of the state
20 of New York (50080608) 85,473,000
21
22 NON-BONDABLE PROJECTS (CCP) 1,000,000
23 -----
24
25 Capital Projects Fund
26
27 Non-Bondable Purpose
28
29 For transfer to the Mental Hygiene Capital
30 Improvement Fund for reimbursement of
31 the non-bondable cost of projects for
32 community facilities authorized by
33 appropriations or reappropriations fund-
34 ed from the Mental Hygiene Capital
35 Improvement Fund including liabilities
36 incurred prior to April 1, 2005 or for
37 payment to the dormitory authority of
38 the state of New York for defeasance of
39 bonds. Upon request of the commissioner
40 of mental health and approval by the
41 director of the budget, this appropri-
42 ation may be transferred to the dormito-
43 ry authority of the state of New York
44 (502906NB) 1,000,000
45
46

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CAPITAL PROJECTS - REAPPROPRIATIONS 2006-07

1 COMMUNITY MENTAL HEALTH FACILITIES (CCP)

2

3 Capital Projects Fund

4

5 New Facilities Purpose

6

7 By chapter 54, section 1, of the laws of 1998:

8 State aid to not-for-profit agencies for acquisition of property,
9 construction and rehabilitation of 200 supported/SRO beds, approved
10 by the commissioner of the office of mental health, pursuant to
11 Article 41 of the mental hygiene law. The moneys hereby appropriated
12 shall be available for payment of state aid grants for up to 50 per
13 centum of the reasonable capital costs of those premises acquired,
14 constructed or rehabilitated for the purpose of housing mentally ill
15 persons (3/99) (50139807) ... 8,000,000 (re. \$3,062,000)

16

17 By chapter 54, section 1, of the laws of 1994, for:

18 State aid to municipalities and other public and not-for-profit
19 private agencies for acquisition of property, design, construction
20 and rehabilitation of community mental health facilities and associ-
21 ated programs including, but not limited to, article 28 or article
22 31 community mental health facilities or supported housing beds, and
23 for state aid grants for facilities intended to serve mentally ill
24 persons (50239407) ... 16,070,000 (re. \$1,787,000)

25

26 Minor Rehabilitation Purpose

27

28 By chapter 54, section 1, of the laws of 2005:

29 State aid to municipalities and other public and not-for-profit
30 agencies for acquisition, rehabilitation, and/or improvements to
31 existing community mental health facilities as required to address
32 code violations, health and safety issues, and/or structural/
33 mechanical deficiencies. Notwithstanding any inconsistent provision
34 of law, within the amounts hereby appropriated, the commissioner of
35 the office of mental health may provide state aid grants of up to
36 100 per centum of reasonable capital costs associated with the
37 acquisition, rehabilitation, and/or improvements (50100589)
38 6,000,000 (re. \$6,000,000)

39

40 By chapter 54, section 1, of the laws of 2004:

41 State aid to municipalities and other public and not-for-profit agen-
42 cies for acquisition, rehabilitation, and/or improvements to exist-
43 ing community mental health facilities as required to address code
44 violations, health and safety issues, and/or structural/mechanical
45 deficiencies. Notwithstanding any inconsistent provision of law,
46 within the amounts hereby appropriated, the commissioner of the
47 office of mental health may provide state aid grants of up to 100
48 per centum of reasonable capital costs associated with the acquisi-
49 tion, rehabilitation, and/or improvements (50100489)
50 6,000,000 (re. \$5,802,000)

51

52 By chapter 54, section 1, of the laws of 2003:

53 State aid to municipalities and other public and not-for-profit agen-
54 cies for acquisition, rehabilitation, and/or improvements to exist-
55 ing community mental health facilities as required to address code
56 violations, health and safety issues, and/or structural/mechanical
57 deficiencies. Notwithstanding any inconsistent provision of law,
58 within the amounts hereby appropriated, the commissioner of the
59 office of mental health may provide state aid grants of up to 100
60 per centum of reasonable capital costs associated with the acquisi-

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1 tion, rehabilitation, and/or improvements (50100389)
2 7,000,000 (re. \$6,754,000)

3
4 By chapter 54, section 1, of the laws of 2002:

5 State aid to municipalities and other public and not-for-profit agen-
6 cies for acquisition, rehabilitation, and/or improvements to exist-
7 ing community mental health facilities as required to address code
8 violations, health and safety issues, and/or structural/mechanical
9 deficiencies. Notwithstanding any inconsistent provision of law,
10 within the amounts hereby appropriated, the commissioner of the
11 office of mental health may provide state aid grants of up to 100
12 per centum of reasonable capital costs associated with the acquisi-
13 tion, rehabilitation, and/or improvements (50100289)
14 6,000,000 (re. \$3,496,000)

15
16 By chapter 54, section 1, of the laws of 2001:

17 State aid to municipalities and other public and not-for-profit agen-
18 cies for acquisition, rehabilitation, and/or improvements to exist-
19 ing community mental health facilities as required to address code
20 violations, health and safety issues, and/or structural/mechanical
21 deficiencies. Notwithstanding any inconsistent provision of law,
22 within the amounts hereby appropriated, the commissioner of the
23 office of mental health may provide state aid grants of up to 100
24 per centum of reasonable capital costs associated with the acquisi-
25 tion, rehabilitation, and/or improvements (50100189)
26 5,000,000 (re. \$930,000)

27
28 Mental Hygiene Capital Improvement Fund - 389

29
30 Preservation of Facilities Purpose

31
32 By chapter 54, section 1, of the laws of 2005:

33 For the acquisition of property, construction and rehabilitation of
34 new facilities and/or relocation of existing community mental health
35 facilities under the auspice of municipalities and other public and
36 not-for-profit agencies, approved by the commissioner of the office
37 of mental health, pursuant to article 41 of the mental hygiene law
38 (50230503) ... 5,000,000 (re. \$5,000,000)

39
40 By chapter 54, section 1, of the laws of 2004:

41 For the acquisition of property, construction and rehabilitation of
42 new facilities and/or relocation of existing community mental health
43 facilities under the auspice of municipalities and other public and
44 not-for-profit agencies, approved by the commissioner of the office
45 of mental health, pursuant to article 41 of the mental hygiene law
46 (50230403) ... 5,000,000 (re. \$2,619,000)

47
48 By chapter 54, section 1, of the laws of 2003:

49 For the acquisition of property, construction and rehabilitation of
50 new facilities and/or relocation of existing community mental health
51 facilities under the auspice of municipalities and other public and
52 not-for-profit agencies, approved by the commissioner of the office
53 of mental health, pursuant to article 41 of the mental hygiene law
54 (50230303) ... 5,000,000 (re. \$851,000)

55
56 By chapter 54, section 1, of the laws of 2002:

57 For the acquisition of property, construction and rehabilitation of
58 new facilities and/or relocation of existing community mental health
59 facilities under the auspice of municipalities and other public and
60 not-for-profit agencies, approved by the commissioner of the office

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1 of mental health, pursuant to article 41 of the mental hygiene law
2 (50230203) ... 5,000,000 (re. \$1,585,000)

3
4 By chapter 54, section 1, of the laws of 2001:

5 For the acquisition of property, construction, rehabilitation and/or
6 relocation of existing community mental health facilities under the
7 auspice of municipalities and other public and not-for-profit agen-
8 cies, approved by the commissioner of the office of mental health,
9 pursuant to article 41 of the mental hygiene law (50230103)
10 5,000,000 (re. \$3,562,000)

11
12 New Facilities Purpose

13
14 By chapter 54, section 1, of the laws of 2005:

15 For payment to municipalities and not-for-profit community providers
16 for the acquisition of property, design, construction and rehabili-
17 tation of housing for mentally ill persons. Of such appropriation up
18 to eighty percent shall be matched on a 50/50 basis (50VY0507)
19 75,000,000 (re. \$74,900,000)

20
21 By chapter 54, section 1, of the laws of 2003:

22 For payment to municipalities and not-for-profit community providers
23 for the acquisition of property, design, construction and rehabili-
24 tation of housing for mentally ill persons. Of such appropriation up
25 to eighty percent shall be matched on a 50/50 basis (50VY0307)
26 65,000,000 (re. \$54,297,000)

27
28 By chapter 54, section 1, of the laws of 1999:

29 For payment to municipalities and not-for-profit community providers
30 for the acquisition of property, design, construction and rehabili-
31 tation of housing for mentally ill persons. Of such appropriation
32 eighty percent shall be matched on a 50/50 basis and twenty percent
33 shall not require a match (50VY9907)
34 50,000,000 (re. \$26,508,000)

35
36 By chapter 54, section 1, of the laws of 1998:

37 For payment to municipalities and not-for-profit community providers
38 for the acquisition of property, design, construction and rehabili-
39 tation of SRO/supportive housing for mentally ill homeless persons,
40 to be matched on a 50/50 basis (50279807)
41 40,000,000 (re. \$7,868,000)

42
43 By chapter 54, section 1, of the laws of 1993, as amended by chapter 54,
44 section 1, of the laws of 1996:

45 For the acquisition of property, construction and rehabilitation of
46 article 31 community mental health facilities and associated
47 programs and facilities under the auspice of municipalities and
48 other public and not-for-profit private agencies, approved by the
49 commissioner of the office of mental health, pursuant to article 41
50 of the mental hygiene law. The funds hereby appropriated shall be
51 used for the acquisition of property, construction and rehabili-
52 tation of community facilities (50149307)
53 42,000,000 (re. \$3,821,000)

54 For acquisition of property, design, construction and rehabilitation
55 of community facilities under the auspice of municipalities and
56 other public and not-for-profit private agencies approved by the
57 commissioner of the office of mental health, pursuant to article 41
58 of the mental hygiene law. The funds hereby appropriated shall be
59 available for the costs of those portions of acquired, constructed
60 or rehabilitated facilities intended to house mentally ill persons.

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1 All disbursements from funds apportioned from this appropriation
 2 shall, for bonding purposes, be considered disbursements of the
 3 Mental Hygiene Capital Improvement Fund (50139307)
 4 13,000,000 (re. \$8,137,000)
 5 For the acquisition of property, construction and rehabilitation of
 6 article 31 community mental health facilities and associated
 7 programs and facilities under the auspice of municipalities and
 8 other public and not-for-profit private agencies approved by the
 9 commissioner of the office of mental health, pursuant to article 41
 10 of the Mental Hygiene Law. The funds hereby appropriated shall be
 11 used for the acquisition of property, construction and rehabili-
 12 tation of community facilities (50159307)
 13 10,000,000 (re. \$1,728,000)
 14

15 By chapter 54, section 1, of the laws of 1990:
 16 For the acquisition of property, construction and rehabilitation of
 17 article 31 community mental health facilities under the auspice of
 18 municipalities and other public and not-for-profit private agencies
 19 approved by the commissioner of the office of mental health, pursu-
 20 ant to article 41 of the Mental Hygiene Law. Notwithstanding any
 21 inconsistent provision of law to the contrary, these funds may be
 22 expended for personal service and non-personal service, including
 23 fringe benefits, related to the administration of projects financed
 24 through the issuance of medical care facilities finance agency
 25 mental health services facilities improvement bonds authorized by
 26 this appropriation or any prior appropriation in force. The funds
 27 hereby appropriated shall be made available in accordance with a
 28 comprehensive plan for proposed projects approved by the director of
 29 the budget, and pursuant to a certificate of approval of availabili-
 30 ty issued by the director of the budget with copies of the certifi-
 31 cate filed with the state comptroller, the chairperson of the
 32 senate finance committee and the chairperson of the assembly ways
 33 and means committee (50109007) ... 30,000,000 (re. \$3,042,000)
 34

35 DESIGN AND CONSTRUCTION SUPERVISION (CCP)

36 Capital Projects Fund

37 Preparation of Plans Purpose

38
 39
 40
 41 By chapter 54, section 1, of the laws of 2005:
 42 For payment to the design and construction management account of the
 43 centralized services fund of the New York state office of general
 44 services or to the dormitory authority of the state of New York for
 45 the purpose of preparation and review of plans, specifications,
 46 estimates, services, construction management and supervision,
 47 inspection, studies, appraisals, surveys, testing and environmental
 48 impact statements for new and existing projects. Upon approval of
 49 the director of the budget, funds from this appropriation may be
 50 transferred to the office of mental retardation and developmental
 51 disabilities and the office of alcoholism and substance abuse
 52 services for payment to the dormitory authority of the state of New
 53 York for preparation of plans purpose (50DC0530)
 54 2,000,000 (re. \$2,000,000)
 55

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1 Mental Hygiene Capital Improvement Fund - 389

2

3 Preparation of Plans Purpose

4

5 By chapter 54, section 1, of the laws of 2005:

6 For payment to the design and construction management account of the
7 centralized services fund of the New York state office of general
8 services or to the dormitory authority of the state of New York for
9 the purpose of preparation and review of plans, specifications,
10 estimates, services, construction management and supervision,
11 inspection, studies, appraisals, surveys, testing and environmental
12 impact statements for new and existing projects. Upon request of the
13 commissioner of mental health and approval by the director of the
14 budget, this appropriation may be transferred to the dormitory
15 authority of the state of New York. Upon approval of the director of
16 the budget, funds from this appropriation may be transferred to the
17 office of mental retardation and developmental disabilities and the
18 office of alcoholism and substance abuse services for payment to the
19 dormitory authority of the state of New York for preparation of
20 plans purpose (50310530) ... 8,000,000 (re. \$8,000,000)

21

22 By chapter 54, section 1, of the laws of 2004:

23 For payment to the design and construction management account of the
24 centralized services fund of the New York state office of general
25 services or to the dormitory authority of the state of New York for
26 the purpose of preparation and review of plans, specifications,
27 estimates, services, construction management and supervision,
28 inspection, studies, appraisals, surveys, testing and environmental
29 impact statements for new and existing projects. Upon request of the
30 commissioner of mental health and approval by the director of the
31 budget, this appropriation may be transferred to the dormitory
32 authority of the state of New York. Upon approval of the director of
33 the budget, funds from this appropriation may be transferred to the
34 office of mental retardation and developmental disabilities and the
35 office of alcoholism and substance abuse services for payment to the
36 dormitory authority of the state of New York for preparation of
37 plans purpose (50310430) ... 8,000,000 (re. \$2,635,000)

38

39 By chapter 54, section 1, of the laws of 2003:

40 For payment to the design and construction management account of the
41 centralized services fund of the New York state office of general
42 services or to the dormitory authority of the state of New York for
43 the purpose of preparation and review of plans, specifications,
44 estimates, services, construction management and supervision,
45 inspection, studies, appraisals, surveys, testing and environmental
46 impact statements for new and existing projects. Upon request of the
47 commissioner of mental health and approval by the director of the
48 budget, this appropriation may be transferred to the dormitory
49 authority of the state of New York. Upon approval of the director of
50 the budget, funds from this appropriation may be transferred to the
51 office of mental retardation and developmental disabilities and the
52 office of alcoholism and substance abuse services for payment to the
53 dormitory authority of the state of New York for preparation of
54 plans purpose (50310330) ... 8,000,000 (re. \$300,000)

55

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CAPITAL PROJECTS - REAPPROPRIATIONS 2006-07

1 EXECUTIVE DIRECTION (CCP)

2

3 Mental Hygiene Capital Improvement Fund - 389

4

5 Administration Purpose

6

7 By chapter 54, section 1, of the laws of 2005:

8 For payment of personal service and nonpersonal service, including
 9 fringe benefits, related to the administration of the capital
 10 programs provided by the office of mental health for new and reap-
 11 propriated state operated institutional capital projects. Upon
 12 request of the commissioner of mental health and approval by the
 13 director of the budget, this appropriation may be transferred to the
 14 dormitory authority of the state of New York (50990550)
 15 3,591,000 (re. \$3,591,000)

16

17 By chapter 54, section 1, of the laws of 2004, as amended by chapter 54,
 18 section 1, of the laws of 2005 as supplemented by a certificate
 19 of transfer:

20 For payment of personal service and nonpersonal service, including
 21 fringe benefits, related to the administration of the capital
 22 programs provided by the office of mental health for new and reap-
 23 propriated state operated institutional capital projects. Upon
 24 request of the commissioner of mental health and approval by the
 25 director of the budget, this appropriation may be transferred to the
 26 dormitory authority of the state of New York (50990450)
 27 3,591,000 (re. \$1,717,000)

28

29 MAINTENANCE AND IMPROVEMENT OF EXISTING FACILITIES (CCP)

30

31 Capital Projects Fund

32

33 Health and Safety Purpose

34

35 By chapter 54, section 1, of the laws of 2005:

36 For payment of the cost of construction, reconstruction and improve-
 37 ments, including the preparation of designs, plans, specifications
 38 and estimates, for health and safety improvements to existing facil-
 39 ities and programs, provided, however, that no expenditures may be
 40 made from this appropriation until a comprehensive plan of projects
 41 has been approved by the director of the budget. Upon request of the
 42 commissioner of mental health and approval by the director of the
 43 budget, this appropriation may be transferred to the dormitory
 44 authority of the state of New York (50HS0501)
 45 4,000,000 (re. \$4,000,000)

46

47 By chapter 54, section 1, of the laws of 2004:

48 For payment of the cost of construction, reconstruction and improve-
 49 ments, including the preparation of designs, plans, specifications
 50 and estimates, for health and safety improvements to existing facil-
 51 ities and programs, provided, however, that no expenditures may be
 52 made from this appropriation until a comprehensive plan of projects
 53 has been approved by the director of the budget. Upon request of the
 54 commissioner of mental health and approval by the director of the
 55 budget, this appropriation may be transferred to the dormitory
 56 authority of the state of New York (50HS0401)
 57 6,000,000 (re. \$3,225,000)

58

59

60

DEPARTMENT OF MENTAL HYGIENE

OFFICE OF MENTAL HEALTH

CAPITAL PROJECTS - REAPPROPRIATIONS 2006-07

1 Preservation of Facilities Purpose

2

3 By chapter 54, section 1, of the laws of 2005:

4 For payment of the cost of construction, reconstruction and improve-
5 ments, including the preparation of designs, plans, specifications
6 and estimates to existing facilities and programs, provided, howev-
7 er, that no expenditures may be made from this appropriation until a
8 comprehensive plan of projects has been approved by the director of
9 the budget (50PF0503) ... 12,960,000 (re. \$11,301,000)

10

11 By chapter 54, section 1, of the laws of 2004, as amended by chapter 54,
12 section 1, of the laws of 2005 and supplemented by a certificate of
13 transfer:

14 For payment of the cost of construction, reconstruction and improve-
15 ments, including the preparation of designs, plans, specifications
16 and estimates to existing facilities and programs, provided, howev-
17 er, that no expenditures may be made from this appropriation until a
18 comprehensive plan of projects has been approved by the director of
19 the budget (50PF0403) ... 11,660,000 (re. \$4,826,000)

20

21 Energy Conservation Purpose

22

23 By chapter 54, section 1, of the laws of 2005:

24 For payment of the cost of construction, reconstruction and improve-
25 ments, including the preparation of designs, plans, specifications
26 and estimates for energy conservation improvements to existing
27 facilities and programs. Upon request of the commissioner of mental
28 health and approval by the director of the budget, this appropri-
29 ation may be transferred to the dormitory authority of the state of
30 New York (50050505) ... 4,600,000 (re. \$4,283,000)

31

32 By chapter 54, section 1, of the laws of 2004:

33 For payment of the cost of construction, reconstruction and improve-
34 ments, including the preparation of designs, plans, specifications
35 and estimates for energy conservation improvements to existing
36 facilities and programs. Upon request of the commissioner of mental
37 health and approval by the director of the budget, this appropri-
38 ation may be transferred to the dormitory authority of the state of
39 New York (50050405) ... 4,800,000 (re. \$1,533,000)

40

41 Environmental Protection or Improvements Purpose

42

43 By chapter 54, section 1, of the laws of 2005:

44 For payment of the cost of construction, reconstruction and improve-
45 ments, including the preparation of designs, plans, specifications
46 and estimates for environmental protection (50EP0506)
47 7,450,000 (re. \$7,450,000)

48

49 By chapter 54, section 1, of the laws of 2004:

50 For payment of the cost of construction, reconstruction and improve-
51 ments, including the preparation of designs, plans, specifications
52 and estimates for environmental protection (50EP0406)
53 6,550,000 (re. \$3,691,000)

54

DEPARTMENT OF MENTAL HYGIENE

OFFICE OF MENTAL HEALTH

CAPITAL PROJECTS - REAPPROPRIATIONS 2006-07

1 By chapter 54, section 1, of the laws of 2003:
2 For payment of the cost of construction, reconstruction and improve-
3 ments, including the preparation of designs, plans, specifications
4 and estimates for environmental protection (50EP0306)
5 6,550,000 (re. \$608,000)
6
7 By chapter 54, section 1, of the laws of 2002:
8 For payment of the cost of construction, reconstruction and improve-
9 ments, including the preparation of designs, plans, specifications
10 and estimates for environmental protection (50EP0206)
11 5,000,000 (re. \$741,000)
12
13 By chapter 54, section 1, of the laws of 2001:
14 For payment of the cost of construction, reconstruction and improve-
15 ments, including the preparation of designs, plans, specifications
16 and estimates for environmental protection (50EP0106)
17 5,657,000 (re. \$434,000)
18
19 By chapter 54, section 1, of the laws of 2000:
20 For payment of the cost of construction, reconstruction and improve-
21 ments, including the preparation of designs, plans, specifications
22 and estimates for environmental protection (50EP0006)
23 3,638,000 (re. \$581,000)
24
25 Minor Rehabilitation Purpose
26
27 By chapter 54, section 1, of the laws of 2005:
28 For minor alterations and improvements to various facilities, includ-
29 ing the payment of liabilities incurred prior to April 1, 2004,
30 provided, however, that no expenditures may be made from this appro-
31 priation until a comprehensive plan of projects has been approved by
32 the director of the budget (50380589)
33 5,000,000 (re. \$4,627,000)
34
35 Mental Hygiene Capital Improvement Fund - 389
36
37 Health and Safety Purpose
38
39 By chapter 54, section 1, of the laws of 2005:
40 For payment of the cost of construction, reconstruction and improve-
41 ments, including the preparation of designs, plans, specifications
42 and estimates, for health and safety improvements to existing facil-
43 ities and programs, provided, however, that no expenditures may be
44 made from this appropriation until a comprehensive plan of projects
45 has been approved by the director of the budget. Upon request of the
46 commissioner of mental health and approval by the director of the
47 budget, this appropriation may be transferred to the dormitory
48 authority of the state of New York (50010501)
49 43,797,000 (re. \$43,532,000)
50
51 By chapter 54, section 1, of the laws of 2004:
52 For payment of the cost of construction, reconstruction and improve-
53 ments, including the preparation of designs, plans, specifications
54 and estimates, for health and safety improvements to existing facil-
55 ities and programs, provided, however, that no expenditures may be
56 made from this appropriation until a comprehensive plan of projects
57 has been approved by the director of the budget. Upon request of the

DEPARTMENT OF MENTAL HYGIENE

OFFICE OF MENTAL HEALTH

CAPITAL PROJECTS - REAPPROPRIATIONS 2006-07

1 commissioner of mental health and approval by the director of the
 2 budget, this appropriation may be transferred to the dormitory
 3 authority of the state of New York (50010401)
 4 29,350,000 (re. \$17,071,000)
 5

6 By chapter 54, section 1, of the laws of 2003:
 7 For payment of the cost of construction, reconstruction and improve-
 8 ments, including the preparation of designs, plans, specifications
 9 and estimates, for health and safety improvements to existing facil-
 10 ities and programs, provided, however, that no expenditures may be
 11 made from this appropriation until a comprehensive plan of projects
 12 has been approved by the director of the budget. Upon request of the
 13 commissioner of mental health and approval by the director of the
 14 budget, this appropriation may be transferred to the dormitory
 15 authority of the state of New York (50010301)
 16 45,000,000 (re. \$12,252,000)
 17

18 By chapter 54, section 1, of the laws of 2002:
 19 For payment of the cost of construction, reconstruction and improve-
 20 ments, including the preparation of designs, plans, specifications
 21 and estimates, for health and safety improvements to existing facil-
 22 ities and programs, provided, however, that no expenditures may be
 23 made from this appropriation until a comprehensive plan of projects
 24 has been approved by the director of the budget. Upon request of the
 25 commissioner of mental health and approval by the director of the
 26 budget, this appropriation may be transferred to the dormitory
 27 authority of the state of New York (50010201)
 28 46,705,000 (re. \$23,067,000)
 29

30 By chapter 54, section 1, of the laws of 2001:
 31 For payment of the cost of construction, reconstruction and improve-
 32 ments, including the preparation of designs, plans, specifications
 33 and estimates, for health and safety improvements to existing facil-
 34 ities and programs, provided, however, that no expenditures may be
 35 made from this appropriation until a comprehensive plan of projects
 36 has been approved by the director of the budget. Upon request of the
 37 commissioner of mental health and approval by the director of the
 38 budget, this appropriation may be transferred to the dormitory
 39 authority of the state of New York (50010101)
 40 9,474,000 (re. \$5,550,000)
 41

42 By chapter 54, section 1, of the laws of 2000:
 43 For payment of the cost of construction, reconstruction and improve-
 44 ments, including the preparation of designs, plans, specifications
 45 and estimates, for health and safety improvements to existing facil-
 46 ities and programs, provided, however, that no expenditures may be
 47 made from this appropriation until a comprehensive plan of projects
 48 has been approved by the director of the budget. Upon request of the
 49 commissioner of mental health and approval by the director of the
 50 budget, this appropriation may be transferred to the dormitory
 51 authority of the state of New York (50010001)
 52 26,432,000 (re. \$5,100,000)
 53

54 By chapter 54, section 1, of the laws of 1999:
 55 For payment of the cost of construction, reconstruction and improve-
 56 ments, including the preparation of designs, plans, specifications
 57 and estimates, for health and safety improvements to existing facil-
 58 ities and programs, provided, however, that no expenditures may be
 59 made from this appropriation until a comprehensive plan of projects
 60 has been approved by the director of the budget. Upon request of the

DEPARTMENT OF MENTAL HYGIENE

OFFICE OF MENTAL HEALTH

CAPITAL PROJECTS - REAPPROPRIATIONS 2006-07

1 commissioner of mental health and approval by the director of the
 2 budget, this appropriation may be transferred to the dormitory
 3 authority of the state of New York (50019901)
 4 19,973,000 (re.\$2,998,000)
 5

6 Accreditation Purpose

7
 8 By chapter 54, section 1, of the laws of 2005:
 9 For payment of the cost of land acquisition, construction, recon-
 10 struction and improvements, including the preparation of designs,
 11 plans, specifications and estimates related to accreditation
 12 improvements to existing facilities and programs. Upon request of
 13 the commissioner of mental health and approval by the director of
 14 the budget, this appropriation may be transferred to the dormitory
 15 authority of the state of New York (50060502)
 16 45,212,000 (re. \$45,212,000)
 17

18 By chapter 54, section 1, of the laws of 2004:

19 For payment of the cost of land acquisition, construction, recon-
 20 struction and improvements, including the preparation of designs,
 21 plans, specifications and estimates related to accreditation
 22 improvements to existing facilities and programs. Upon request of
 23 the commissioner of mental health and approval by the director of
 24 the budget, this appropriation may be transferred to the dormitory
 25 authority of the state of New York (50060402)
 26 8,500,000 (re. \$8,500,000)
 27

28 By chapter 54, section 1, of the laws of 2003:

29 For payment of the cost of land acquisition, construction, recon-
 30 struction and improvements, including the preparation of designs,
 31 plans, specifications and estimates related to accreditation
 32 improvements to existing facilities and programs. Upon request of
 33 the commissioner of mental health and approval by the director of
 34 the budget, this appropriation may be transferred to the dormitory
 35 authority of the state of New York (50060302)
 36 5,000,000 (re. \$2,085,000)
 37

38 By chapter 54, section 1, of the laws of 1999:

39 For payment of the cost of land acquisition, construction, recon-
 40 struction and improvements, including the preparation of designs,
 41 plans, specifications and estimates related to accreditation
 42 improvements to existing facilities and programs. Upon request of
 43 the commissioner of mental health and approval by the director of
 44 the budget, this appropriation may be transferred to the dormitory
 45 authority of the state of New York (50069902)
 46 27,123,000 (re. \$4,857,000)
 47

48 Preservation of Facilities Purpose

49
 50 By chapter 54, section 1, of the laws of 2005:
 51 For payment of the cost of construction, reconstruction and improve-
 52 ments, including the preparation of designs, plans, specifications
 53 and estimates, and minor rehabilitation and improvements for the
 54 preservation of existing facilities and programs, provided, however,
 55 that no expenditures may be made from this appropriation until a
 56 comprehensive plan of projects has been approved by the director of
 57 the budget. Upon request of the commissioner of mental health and
 58 approval by the director of the budget, this appropriation may be
 59 transferred to the dormitory authority of the state of New York
 60 (50030503) ... 25,045,000 (re. \$24,984,000)

DEPARTMENT OF MENTAL HYGIENE

OFFICE OF MENTAL HEALTH

CAPITAL PROJECTS - REAPPROPRIATIONS 2006-07

1 By chapter 54, section 1, of the laws of 2004:
 2 For payment of the cost of construction, reconstruction and improve-
 3 ments, including the preparation of designs, plans, specifications
 4 and estimates, and minor rehabilitation and improvements for the
 5 preservation of existing facilities and programs, provided, however,
 6 that no expenditures may be made from this appropriation until a
 7 comprehensive plan of projects has been approved by the director of
 8 the budget. Upon request of the commissioner of mental health and
 9 approval by the director of the budget, this appropriation may be
 10 transferred to the dormitory authority of the state of New York
 11 (50030403) ... 29,350,000 (re. \$24,679,000)
 12

13 By chapter 54, section 1, of the laws of 2003:
 14 For payment of the cost of construction, reconstruction and improve-
 15 ments, including the preparation of designs, plans, specifications
 16 and estimates, and minor rehabilitation and improvements for the
 17 preservation of existing facilities and programs, provided, however,
 18 that no expenditures may be made from this appropriation until a
 19 comprehensive plan of projects has been approved by the director of
 20 the budget. Upon request of the commissioner of mental health and
 21 approval by the director of the budget, this appropriation may be
 22 transferred to the dormitory authority of the state of New York
 23 (50030303) ... 21,700,000 (re. \$10,708,000)
 24

25 By chapter 54, section 1, of the laws of 2002:
 26 For payment of the cost of construction, reconstruction and improve-
 27 ments, including the preparation of designs, plans, specifications
 28 and estimates, and minor rehabilitation and improvements for the
 29 preservation of existing facilities and programs, provided, however,
 30 that no expenditures may be made from this appropriation until a
 31 comprehensive plan of projects has been approved by the director of
 32 the budget. Upon request of the commissioner of mental health and
 33 approval by the director of the budget, this appropriation may be
 34 transferred to the dormitory authority of the state of New York
 35 (50030203) ... 35,677,000 (re. \$5,243,000)
 36

37 By chapter 54, section 1, of the laws of 2001:
 38 For payment of the cost of construction, reconstruction and improve-
 39 ments, including the preparation of designs, plans, specifications
 40 and estimates, and minor rehabilitation and improvements for the
 41 preservation of existing facilities and programs, provided, however,
 42 that no expenditures may be made from this appropriation until a
 43 comprehensive plan of projects has been approved by the director of
 44 the budget. Upon request of the commissioner of mental health and
 45 approval by the director of the budget, this appropriation may be
 46 transferred to the dormitory authority of the state of New York
 47 (50030103) ... 37,933,000 (re. \$12,542,000)
 48

49 By chapter 54, section 1, of the laws of 2000:
 50 For payment of the cost of construction, reconstruction and improve-
 51 ments, including the preparation of designs, plans, specifications
 52 and estimates, and minor rehabilitation and improvements for the
 53 preservation of existing facilities and programs, provided, however,
 54 that no expenditures may be made from this appropriation until a
 55 comprehensive plan of projects has been approved by the director of
 56 the budget. Upon request of the commissioner of mental health and
 57 approval by the director of the budget, this appropriation may be
 58 transferred to the dormitory authority of the state of New York
 59 (50030003) ... 20,645,000 (re. \$1,799,000)
 60

DEPARTMENT OF MENTAL HYGIENE

OFFICE OF MENTAL HEALTH

CAPITAL PROJECTS - REAPPROPRIATIONS 2006-07

1 By chapter 54, section 1, of the laws of 1999:
 2 For payment of the cost of construction, reconstruction and improv-
 3 ments, including the preparation of designs, plans, specifications
 4 and estimates, and minor rehabilitation and improvements for the
 5 preservation of existing facilities and programs, provided, however,
 6 that no expenditures may be made from this appropriation until a
 7 comprehensive plan of projects has been approved by the director of
 8 the budget. Upon request of the commissioner of mental health and
 9 approval by the director of the budget, this appropriation may be
 10 transferred to the dormitory authority of the state of New York
 11 (50039903) ... 14,325,000 (re. \$2,756,000)
 12

13 Environmental Protection or Improvements Purpose

14
 15 By chapter 54, section 1, of the laws of 2005:
 16 For payment of the cost of construction, reconstruction and improve-
 17 ments, including the preparations of designs, plans, specifications
 18 and estimates for environmental protection. Upon request of the
 19 commissioner of mental health and approval by the director of the
 20 budget, this appropriation may be transferred to the dormitory
 21 authority of the state of New York (50060506)
 22 500,000 (re. \$500,000)
 23

24 By chapter 54, section 1, of the laws of 2004:
 25 For payment of the cost of construction, reconstruction and improve-
 26 ments, including the preparations of designs, plans, specifications
 27 and estimates for environmental protection. Upon request of the
 28 commissioner of mental health and approval by the director of the
 29 budget, this appropriation may be transferred to the dormitory
 30 authority of the state of New York (50060406)
 31 500,000 (re. \$500,000)
 32

33 By chapter 54, section 1, of the laws of 2003:
 34 For payment of the cost of construction, reconstruction and improve-
 35 ments, including the preparations of designs, plans, specifications
 36 and estimates for environmental protection. Upon request of the
 37 commissioner of mental health and approval by the director of the
 38 budget, this appropriation may be transferred to the dormitory
 39 authority of the state of New York (50160306)
 40 2,000,000 (re. \$717,000)
 41

42 By chapter 54, section 1, of the laws of 1999:
 43 For payment of the cost of construction, reconstruction and improve-
 44 ments, including the preparation of designs, plans, specifications
 45 and estimates for environmental protection. Upon request of the
 46 commissioner of mental health and approval by the director of the
 47 budget, this appropriation may be transferred to the dormitory
 48 authority of the state of New York (50069906)
 49 558,000 (re. \$157,000)
 50

51 Program Improvement or Program Change Purpose

52
 53 By chapter 54, section 1, of the laws of 2005:
 54 For payment of the cost of construction, reconstruction and improve-
 55 ments, including the preparation of designs, plans, specifications
 56 and estimates related to improvements or changes to existing facili-
 57 ties and programs, provided, however, that no expenditures may be
 58 made from this appropriation until a comprehensive plan of projects
 59 has been approved by the director of the budget. Upon request of the
 60 commissioner of mental health and approval by the director of the

DEPARTMENT OF MENTAL HYGIENE

OFFICE OF MENTAL HEALTH

CAPITAL PROJECTS - REAPPROPRIATIONS 2006-07

1 budget, this appropriation may be transferred to the dormitory
 2 authority of the state of New York (50080508)
 3 14,146,000 (re. \$14,146,000)
 4

5 By chapter 54, section 1, of the laws of 2004:

6 For payment of the cost of construction, reconstruction and improve-
 7 ments, including the preparation of designs, plans, specifications
 8 and estimates related to improvements or changes to existing facili-
 9 ties and programs, provided, however, that no expenditures may be
 10 made from this appropriation until a comprehensive plan of projects
 11 has been approved by the director of the budget. Upon request of the
 12 commissioner of mental health and approval by the director of the
 13 budget, this appropriation may be transferred to the dormitory
 14 authority of the state of New York (50080408)
 15 11,000,000 (re. \$10,927,000)
 16

17 By chapter 54, section 1, of the laws of 2003:

18 For payment of the cost of construction, reconstruction and improve-
 19 ments, including the preparation of designs, plans, specifications
 20 and estimates related to improvements or changes to existing facili-
 21 ties and programs, provided, however, that no expenditures may be
 22 made from this appropriation until a comprehensive plan of projects
 23 has been approved by the director of the budget. Upon request of the
 24 commissioner of mental health and approval by the director of the
 25 budget, this appropriation may be transferred to the dormitory
 26 authority of the state of New York (50080308)
 27 18,000,000 (re. \$13,943,000)
 28

29 By chapter 54, section 1, of the laws of 2002:

30 For payment of the cost of construction, reconstruction and improve-
 31 ments, including the preparation of designs, plans, specifications
 32 and estimates related to improvements or changes to existing facili-
 33 ties and programs, provided, however, that no expenditures may be
 34 made from this appropriation until a comprehensive plan of projects
 35 has been approved by the director of the budget. Upon request of the
 36 commissioner of mental health and approval by the director of the
 37 budget, this appropriation may be transferred to the dormitory
 38 authority of the state of New York (50080208)
 39 24,290,000 (re. \$5,310,000)
 40

41 By chapter 54, section 1, of the laws of 2001:

42 For payment of the cost of construction, reconstruction and improve-
 43 ments, including the preparation of designs, plans, specifications
 44 and estimates related to improvements or changes to existing facili-
 45 ties and programs, provided, however, that no expenditures may be
 46 made from this appropriation until a comprehensive plan of projects
 47 has been approved by the director of the budget. Upon request of the
 48 commissioner of mental health and approval by the director of the
 49 budget, this appropriation may be transferred to the dormitory
 50 authority of the state of New York (50080108)
 51 25,001,000 (re. \$9,294,000)
 52

DEPARTMENT OF MENTAL HYGIENE

OFFICE OF MENTAL HEALTH

CAPITAL PROJECTS - REAPPROPRIATIONS 2006-07

1 By chapter 54, section 1, of the laws of 2000:
 2 For payment of the cost of construction, reconstruction and improve-
 3 ments, including the preparation of designs, plans, specifications
 4 and estimates related to improvements or changes to existing facili-
 5 ties and programs, provided, however, that no expenditures may be
 6 made from this appropriation until a comprehensive plan of projects
 7 has been approved by the director of the budget. Upon request of the
 8 commissioner of mental health and approval by the director of the
 9 budget, this appropriation may be transferred to the dormitory
 10 authority of the state of New York (50080008)
 11 25,343,000 (re. \$3,866,000)
 12

13 By chapter 54, section 1, of the laws of 1999:
 14 For payment of the cost of construction, reconstruction and improve-
 15 ments, including the preparation of designs, plans, specifications
 16 and estimates related to improvements or changes to existing facili-
 17 ties and programs, provided, however, that no expenditures may be
 18 made from this appropriation until a comprehensive plan of projects
 19 has been approved by the director of the budget. Upon request of the
 20 commissioner of mental health and approval by the director of the
 21 budget, this appropriation may be transferred to the dormitory
 22 authority of the state of New York (50089908)
 23 10,766,000 (re. \$3,685,000)
 24

25 Minor Rehabilitation Purpose

26
 27 By chapter 54, section 1, of the laws of 1999:
 28 For minor alterations and improvements to existing facilities, includ-
 29 ing the payment of liabilities incurred prior to April 1, 1999,
 30 provided, however, that no expenditures may be made from this appro-
 31 priation until a comprehensive plan of projects has been approved by
 32 the director of the budget. Upon request of the commissioner of
 33 mental health and approval by the director of the budget, this
 34 appropriation may be transferred to the dormitory authority of the
 35 state of New York (50MR9989) ... 1,767,000 (re. \$610,000)
 36

37 NON-BONDABLE PROJECTS (CCP)

38
39 Capital Projects Fund

40
41 Non-Bondable Purpose

42
 43 By chapter 54, section 1, of the laws of 2000:
 44 For transfer to the Mental Hygiene Capital Improvement Fund for
 45 reimbursement of the non-bondable cost of institutional projects
 46 authorized by appropriations or reappropriations funded from the
 47 Mental Hygiene Capital Improvement Fund including liabilities
 48 incurred prior to April 1, 2000 or for payment to the dormitory
 49 authority of the state of New York for defeasance of bonds. Upon
 50 request of the commissioner of mental health and approval by the
 51 director of the budget, this appropriation may be transferred to the
 52 dormitory authority of the state of New York (50FO00NB)
 53 8,000,000 (re. \$8,000,000)
 54

DEPARTMENT OF MENTAL HYGIENE

OFFICE OF MENTAL HEALTH

CAPITAL PROJECTS - REAPPROPRIATIONS 2006-07

(APPROPRIATED TO THE FACILITIES DEVELOPMENT CORPORATION)

EXECUTIVE DIRECTION (CCP)

Capital Projects Fund

Preservation of Facilities Purpose

The appropriation made by chapter 1, section 8, of the laws of 1965, as amended by chapter 54, section 3, of the laws of 1989, is hereby amended and reappropriated to read:

(1) The payment of all claims for personal injury, death or property damage for which the New York State Medical Care Facilities Finance Agency or the facilities development corporation or the dormitory authority might be liable occurring upon, in or about any projects covered by the Agreement of Lease entered into by the facilities development corporation, the department of mental hygiene and the New York State Medical Care Facilities Finance Agency under date of October 1, 1987 as from time to time amended and supplemented and any and all penalties, costs, including attorneys' fees, claims, demands and causes of action due directly or indirectly to the use, disuse, misuse or interest in such projects; (2) in the case of damage, loss or destruction of any such project, or any part of any such project, the payment of the costs of repairing, restoring, rebuilding or replacing the same in accordance with the obligations of the facilities development corporation so to do from the proceeds of insurance under the provisions of paragraph (b) of section 3.04 of the Agreement of Lease; and (3) payments to the New York State Medical Care Facilities Finance Agency of moneys at the times and in the amounts that annual rentals would be due with respect to each project during such time or times as each such project may be damaged or destroyed and not available for use by the department of mental hygiene in accordance with the terms of the Agreement of Lease.

Notwithstanding the provisions of any general or special law, the facilities development corporation may assign to the New York State Medical Care Facilities Finance Agency all or any portion of the moneys hereby appropriated for the purposes hereinabove set forth. Notwithstanding the foregoing, in the event the appropriation is insufficient to cover the losses, upon notification from the Facilities Development Corporation, the director of the division of the budget shall submit a request for additional appropriations to cover the additional losses. Upon approval by the director of the budget, funds from this appropriation may be transferred to the office of mental retardation and developmental disabilities and the office of alcoholism and substance abuse services for payment to the dormitory authority of the state of New York(00638103) 4,000,000 (re. \$3,245,000)

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DEPARTMENT OF MENTAL HYGIENE

OFFICE OF MENTAL RETARDATION AND DEVELOPMENTAL DISABILITIES

STATE OPERATIONS AND AID TO LOCALITIES 2006-07

1 For payment according to the following schedule:

	APPROPRIATIONS	REAPPROPRIATIONS
2		
3		
4		
5	General Fund - State and Local	392,000
6	Special Revenue Funds - Federal	280,000
7	Special Revenue Funds - Other	0
8	Capital Projects Funds	273,675,000
9	Enterprise Funds	0
10	Internal Service Funds	0
11		
12	All Funds	274,347,000
13		

14
15 AGENCY BUDGET SUMMARY OF NEW APPROPRIATIONS

Fund Type	State Operations	Aid to Localities	Capital Projects	Total
17				
18				
19				
20	GF-St/Local	529,509,000	0	1,066,632,000
21	SR-Federal	0	0	230,000
22	SR-Other	1,289,410,000	0	2,203,729,000
23	Cap Proj	0	147,600,000	147,600,000
24	Enterprise	0	0	2,374,000
25	Internal Srv	0	0	150,000
26				
27	All Funds	1,818,919,000	147,600,000	3,420,715,000
28				

29
30 SCHEDULE

31
32 CENTRAL COORDINATION AND SUPPORT PROGRAM 72,244,000

33
34
35 General Fund / State Operations
36 State Purposes Account - 003

37
38 Notwithstanding any other provision of law,
39 the money hereby appropriated may be
40 increased or decreased by interchange,
41 with any appropriation of the office of
42 mental retardation and developmental dis-
43 abilities, and may be increased or de-
44 creased by transfer or suballocation be-
45 tween these appropriated amounts and ap-
46 propriations of the department of health,
47 the office of medicaid inspector general,
48 the office of mental health, and the of-
49 fice of alcoholism and substance abuse
50 services with the approval of the direc-
51 tor of the budget who shall file such ap-
52 proval with the department of audit and
53 control and copies thereof with the chair-
54 man of the senate finance committee and
55 the chairman of the assembly ways and
56 means committee.
57

DEPARTMENT OF MENTAL HYGIENE

OFFICE OF MENTAL RETARDATION AND DEVELOPMENTAL DISABILITIES

STATE OPERATIONS AND AID TO LOCALITIES 2006-07

1	Personal service	50,100,000
2	Nonpersonal service	21,764,000
3		-----
4	Program account subtotal	71,864,000
5		-----
6		
7	Special Revenue Funds - Federal / State Operations	
8	Federal Operating Grants Fund - 290	
9		
10	Maintenance undistributed	
11	For services and expenses related to the	
12	administration of the federal senior	
13	companions program	230,000
14		-----
15	Program fund subtotal	230,000
16		-----
17		
18	Internal Service Fund / State Operations	
19	Miscellaneous Internal Service Fund - 334	
20	OMRDD Copy Center Account	
21		
22	Maintenance undistributed	
23	For services and expenses associated with	
24	the office of mental retardation and	
25	developmental disabilities copy center ...	150,000
26		-----
27	Program account subtotal	150,000
28		-----
29		
30	COMMUNITY SERVICES PROGRAM	2,695,405,000
31		-----
32		
33	General Fund / State Operations	
34	State Purposes Account - 003	
35		
36	Personal service	
37	Notwithstanding any inconsistent provision	
38	of law, the amount hereby appropriated	
39	shall be available for the designated	
40	purposes, less the amount, as certified by	
41	the director of the budget, of any trans-	
42	fers from the general fund to the tobacco	
43	control and insurance initiatives pool	
44	established pursuant to section 2807-v of	
45	the public health law, to reflect the	
46	state savings attributable to this program	
47	resulting from an increase in the federal	
48	medical assistance percentage available to	
49	the state pursuant to the applicable	
50	provisions of the federal social security	
51	act	740,978,000
52	Nonpersonal service, including moneys for	
53	the community services program, net of	
54	refunds, rebates, reimbursements and cred-	
55	its	126,664,000
56		
57	Maintenance undistributed	
58	For expenses related to the payment of a	
59	provider of services assessment for the	

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STATE OPERATIONS AND AID TO LOCALITIES 2006-07

1	period April 1, 2006 through March 31,	
2	2007 pursuant to section 43.04 of the	
3	mental hygiene law	8,844,000
4		-----
5	Program account subtotal	876,486,000
6		-----

7
8 General Fund / Aid to Localities
9 Local Assistance Account - 001

10
11 For services and expenses of the community
12 services program, net of disallowances,
13 for community mental retardation and
14 developmental disabilities programs pursu-
15 ant to article 41 of the mental hygiene
16 law, and/or chapter 620 of the laws of
17 1974, chapter 660 of the laws of 1977,
18 chapter 412 of the laws of 1981, chapter
19 27 of the laws of 1987, chapter 729 of the
20 laws of 1989, chapter 329 of the laws of
21 1993 and other provisions of the mental
22 hygiene law.

23 Notwithstanding any other provision of law,
24 advances and reimbursement made pursuant
25 to subdivision (d) of section 41.15 and
26 section 41.18 of the mental hygiene law
27 shall be apportioned pursuant to a plan
28 and in a manner prescribed by the agency
29 head and approved by the director of the
30 budget. No expenditure shall be made until
31 a certificate of allocation has been
32 approved by the director of the budget and
33 copies thereof filed with the state comp-
34 troller, and the chairs of the senate
35 finance and assembly ways and means
36 committees. The moneys hereby appropriated
37 are available to reimburse or advance
38 localities and voluntary non-profit agen-
39 cies for expenditures made during local
40 fiscal periods commencing January 1, 2006,
41 April 1, 2006 or July 1, 2006, and for
42 advances for the 3 month period beginning
43 January 1, 2007.

44 Notwithstanding the provisions of article 41
45 of the mental hygiene law or any other
46 inconsistent provision of law, rule or
47 regulation, the commissioner, with the
48 approval of the director of the budget,
49 may contract with voluntary agencies that
50 are receiving, or are eligible to receive,
51 state aid directly or through written
52 agreements with local governments pursuant
53 to article 41 of the mental hygiene law.
54 The commissioner, pursuant to such
55 contract and in the manner provided there-
56 in, may pay all or a portion of the
57 expenses incurred by such voluntary agen-
58 cies arising out of loans which are funded
59 from the proceeds of bonds and notes
60 issued by the dormitory authority of the

DEPARTMENT OF MENTAL HYGIENE

OFFICE OF MENTAL RETARDATION AND DEVELOPMENTAL DISABILITIES

STATE OPERATIONS AND AID TO LOCALITIES 2006-07

1 state of New York. Such expenses may
2 include, but shall not be limited to,
3 amounts relating to principal and interest
4 and any other fees and charges arising
5 from such loans.

6 Notwithstanding any inconsistent provision
7 of law, reimbursement from this appropri-
8 ation for services delivered under the
9 medical assistance program shall be pursu-
10 ant to economic and efficient rates of
11 payments, which recognize consumer choice,
12 established by the commissioner, and
13 approved by the director of the budget.

14 Notwithstanding any inconsistent provision
15 of law, the director of the budget is
16 authorized to make suballocations from
17 this appropriation to the department of
18 health medical assistance program.

19 Notwithstanding any other provision of law,
20 a portion of the amount hereby appropri-
21 ated may be made available to reimburse
22 local governments for any medicaid costs
23 incurred during the period April 1, 2006
24 to December 31, 2006 that are the direct
25 result of the conversion of community-
26 based mental retardation and developmental
27 disability programs operated by voluntary
28 non-profit agencies during the same peri-
29 od.

30 Notwithstanding any inconsistent provision
31 of law, the amount hereby appropriated
32 shall be available for the designated
33 purposes, less the amount, as certified by
34 the director of the budget, of any trans-
35 fers from the general fund to the tobacco
36 control and insurance initiatives pool
37 established pursuant to section 2807-v of
38 the public health law, to reflect the
39 state savings attributable to this program
40 resulting from an increase in the federal
41 medical assistance percentage available to
42 the state pursuant to the applicable
43 provisions of the federal social security
44 act.

45 Notwithstanding any inconsistent provision
46 of law, moneys from this appropriation may
47 be used for state aid of up to 100 percent
48 of the net deficit costs of day training
49 programs.

50 Notwithstanding any inconsistent provision
51 of law, moneys from this appropriation may
52 be used for expenses incurred by the
53 office of mental retardation and develop-
54 mental disabilities that may arise from
55 the assumption of operational responsibil-
56 ity for programs when operating certif-
57 icates for such programs cease to be in
58 effect.

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OFFICE OF MENTAL RETARDATION AND DEVELOPMENTAL DISABILITIES

STATE OPERATIONS AND AID TO LOCALITIES 2006-07

1 Notwithstanding any inconsistent provision
2 of law, and pursuant to criteria estab-
3 lished by the commissioner of the office
4 of mental retardation and developmental
5 disabilities and approved by the director
6 of the budget, expenditures may be made
7 from this appropriation for residential
8 facilities which are pending recertif-
9 ication as intermediate care facilities
10 for the developmentally disabled.

11 Notwithstanding any inconsistent provision
12 of law, moneys from this appropriation may
13 be used for state aid of up to 100 percent
14 of the net operating costs related to the
15 provision of family support services,
16 including up to \$225,000 for services to
17 persons with epilepsy. Notwithstanding any
18 inconsistent provision of law, up to
19 \$444,000 shall be made available to the
20 epilepsy coalition of New York state.

21 Notwithstanding the provisions of section
22 41.36 of the mental hygiene law and any
23 other inconsistent provision of law,
24 moneys from this appropriation may be used
25 for payment up to \$250 per year per
26 client, at such times and in such manner
27 as determined by the commissioner on the
28 basis of financial need for the personal
29 needs of each client residing in voluntar-
30 y-operated community residences and volun-
31 tary-operated community residential alter-
32 natives, including individualized
33 residential alternatives under the home
34 and community based services waiver. The
35 commissioner shall, subject to the
36 approval of the director of the budget,
37 alter existing advance payment schedules
38 for voluntary-operated community resi-
39 dences established pursuant to subdivision
40 (h) of section 41.36 of the mental hygiene
41 law.

42 Notwithstanding the provisions of section
43 16.23 of the mental hygiene law and any
44 other inconsistent provision of law, with
45 relation to the operation of certified
46 family care homes, including family care
47 homes sponsored by voluntary not-for-pro-
48 fit agencies, moneys from this appropri-
49 ation may be used for payments to purchase
50 general services including but not limited
51 to respite providers, up to a maximum of
52 14 days, at rates to be established by the
53 commissioner and approved by the director
54 of the budget in consideration of factors
55 including, but not limited to, geographic
56 area and number of clients cared for in
57 the home and for payment at the rate of
58 \$600 per year on the basis of financial
59 need for the personal needs of each client
60 residing in the family care home.

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STATE OPERATIONS AND AID TO LOCALITIES 2006-07

1 Notwithstanding the provisions of subdivi-
 2 sion 12 of section 8 of the state finance
 3 law and any other inconsistent provision
 4 of law, moneys from this appropriation may
 5 be used for expenses of family care homes
 6 including payments to operators of certi-
 7 fied family care homes for damages caused
 8 by clients to personal and real property
 9 in accordance with standards established
 10 by the commissioner and approved by the
 11 director of the budget.

12 Notwithstanding any inconsistent provision
 13 of law, moneys from this appropriation may
 14 be used for appropriate day program
 15 services and residential services includ-
 16 ing, but not limited to, direct housing
 17 subsidies to individuals, start-up
 18 expenses for family care providers, envi-
 19 ronmental modifications, adaptive technol-
 20 ogies, appraisals, property options,
 21 feasibility studies and preoperational
 22 expenses.

23 Notwithstanding any inconsistent provision
 24 of law, moneys from this appropriation may
 25 be used for the operation of clinics
 26 licensed pursuant to article 16 of the
 27 mental hygiene law and operated by volun-
 28 tary non-profit providers, for appropriate
 29 clinical services including, but not
 30 limited to, supportive and habilitative
 31 services consistent with the home and
 32 community based services waiver.

33 Notwithstanding any inconsistent provision
 34 of law, money from this appropriation may
 35 be used to provide access to existing,
 36 out-of-home, site-based respite and recre-
 37 ation services to children served by the
 38 NYC administration for children's services
 39 and residing in either a foster family
 40 boarding home where up to six children
 41 reside or a kinship foster home where
 42 individuals reside with relatives in a
 43 foster family care setting.

44 Notwithstanding any inconsistent provision
 45 of law, the following appropriation amount
 46 shall be net of refunds, rebates,
 47 reimbursements, and credits 1,394,227,000

48 For services and expenses associated with
 49 the NYS-CARES initiative related to the
 50 operation of certified and non-certified
 51 voluntary operated community residential
 52 program alternatives including family care
 53 and community day program alternatives
 54 consistent with economic and efficient
 55 rates of payment and amounts, which recog-
 56 nize consumer choice, established by the
 57 commissioner, and approved by the director
 58 of the budget. Notwithstanding any incon-
 59 sistent provision of law, moneys from this
 60 appropriation may be used for appropriate

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STATE OPERATIONS AND AID TO LOCALITIES 2006-07

1 day program services and residential
2 services including, but not limited to,
3 start up expenses, environmental modifica-
4 tions, adaptive technologies, appraisals,
5 property options, feasibility studies and
6 preoperational expenses. Notwithstanding
7 any inconsistent provision of law, the
8 director of the budget is authorized to
9 make suballocations from this appropri-
10 ation to the department of health medical
11 assistance program 232,782,000
12 Notwithstanding any other provision of law,
13 within amounts appropriated, the commis-
14 sioner of the office of mental retardation
15 and developmental disabilities shall
16 establish a cost of living adjustment,
17 subject to the approval of the director of
18 the budget, effective October 1, 2006, to
19 project for the effects of inflation. Such
20 cost of living adjustment shall be based
21 on the most recent U.S. congressional
22 budget office estimate of the consumer
23 price index (CPI) for all urban consumers,
24 for the period for which the cost of
25 living adjustment applies. Programs
26 eligible for the cost of living adjustment
27 to rates of payments, contracts or any
28 other form of reimbursement include:
29 local/unified services, chapter 620,
30 direct sheltered workshop, long term
31 sheltered employment, voluntary operated
32 community residences, article 16 clinics,
33 day treatment, family support services,
34 100 percent day training, epilepsy
35 services, and individual support services.
36 Each provider receiving such funding shall
37 submit a written certification, in such
38 form and at such time as the commissioner
39 shall prescribe, attesting how such fund-
40 ing will be or was used to promote the
41 recruitment and retention of staff or
42 respond to other critical nonpersonal
43 service costs during the 2006-07 state
44 fiscal year 2,500,000
45 -----
46 Total amount available 1,629,509,000
47 -----
48
49 Less amount appropriated as an offset in the
50 special revenue funds - other, miscella-
51 neous special revenue fund - 339, mental
52 hygiene patient income account (1,100,000,000)
53 -----
54 Program account subtotal 529,509,000
55 -----
56
57 Special Revenue Funds - Other / Aid to Localities
58 Combined Nonexpendable Trust Fund - 332
59 VOICF/HCBS Advance Account
60

DEPARTMENT OF MENTAL HYGIENE

OFFICE OF MENTAL RETARDATION AND DEVELOPMENTAL DISABILITIES

STATE OPERATIONS AND AID TO LOCALITIES 2006-07

1 For the provision of temporary loans to
 2 voluntary providers to address short term
 3 delays in medical assistance reimbursement
 4 within the first 12 months of operation,
 5 provided, however, no payments shall be
 6 made from this appropriation until a writ-
 7 ten repayment agreement is entered into
 8 between the office of mental retardation
 9 and developmental disabilities and the
 10 appropriate provider agency, subject to
 11 the approval of the director of the budg-
 12 et. Each and every such repayment agree-
 13 ment shall include a repayment schedule
 14 which states the date or dates on which
 15 the amount of each part or all of the
 16 expenditures from this appropriation shall
 17 be repaid to the state and shall contain
 18 such other terms and conditions as deter-
 19 mined by the director of the budget 3,000,000
 20 -----
 21 Program account subtotal 3,000,000
 22 -----

23
 24 Special Revenue Funds - Other / Aid to Localities
 25 Miscellaneous Special Revenue Fund - 339
 26 Mental Hygiene Patient Income Account
 27
 28 Amount appropriated as an offset to the
 29 general fund - local assistance account .. 1,100,000,000
 30 -----
 31 Program account subtotal 1,100,000,000
 32 -----

33
 34 Special Revenue Funds - Other / Aid to Localities
 35 Miscellaneous Special Revenue Fund - 339
 36 OMRDD Joint Clinic Operating Account
 37
 38 For services and expenses of operating clin-
 39 ic treatment facilities serving persons
 40 with developmental disabilities 21,189,000
 41 -----
 42 Program account subtotal 21,189,000
 43 -----

44
 45 Special Revenue Funds - Other / Aid to Localities
 46 Miscellaneous Special Revenue Fund - 339
 47 OMRDD - Provider of Service Account
 48

49 For services and expenses related to mental
 50 retardation and developmental disabilities
 51 services associated with the New York
 52 state options for people through services
 53 (NYS-OPTS) initiative, in accordance with
 54 a programmatic and fiscal plan to be
 55 approved by the director of the budget.
 56 Notwithstanding any provision of law to the
 57 contrary, the director of the budget is
 58 authorized to make suballocations from
 59 this appropriation to the department of
 60 health medical assistance program.

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OFFICE OF MENTAL RETARDATION AND DEVELOPMENTAL DISABILITIES

STATE OPERATIONS AND AID TO LOCALITIES 2006-07

1	Notwithstanding any provision of law to the	
2	contrary, the moneys hereby appropriated,	
3	or so much thereof as may be necessary,	
4	are to be available for the purposes here-	
5	in specified for obligations heretofore	
6	accrued or hereafter to accrue	100,221,000
7		-----
8	Program account subtotal	100,221,000
9		-----
10		
11	Special Revenue Funds - Other / Aid to Localities	
12	Miscellaneous Special Revenue Fund - 339	
13	OMRDD - Day Services Account	
14		
15	For services and expenses related to the	
16	provision of HCBS waiver day services to	
17	developmentally disabled individuals re-	
18	siding in intermediate care facilities ...	65,000,000
19		-----
20	Program account subtotal	65,000,000
21		-----
22		
23	INSTITUTIONAL SERVICES PROGRAM	488,544,000
24		-----
25		
26	General Fund / State Operations	
27	State Purposes Account - 003	
28		
29	Personal service	284,157,000
30	Nonpersonal service	78,223,000
31		
32	Maintenance undistributed	
33	For expenses related to the payment of a	
34	provider of services assessment for the	
35	period April 1, 2006 through March 31,	
36	2007 pursuant to section 43.04 of the	
37	mental hygiene law	123,286,000
38		-----
39	Program account subtotal	485,666,000
40		-----
41		
42	Special Revenue Funds - Other / State Operations	
43	Mental Hygiene Gifts and Donations Fund - 019	
44	Office of Mental Retardation and Developmental Disabili-	
45	ties Gifts and Donations Account	
46		
47	For expenditures on behalf of residents from	
48	donated funds:	
49		
50	Nonpersonal service	500,000
51		-----
52	Program account subtotal	500,000
53		-----
54		
55	Special Revenue Funds - Other / State Operations	
56	Combined Nonexpendable Trust Fund - 332	
57	OMRDD Nonexpendable Trust Account	
58		
59	For expenditures on behalf of residents from	
60	donated funds:	

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OFFICE OF MENTAL RETARDATION AND DEVELOPMENTAL DISABILITIES

STATE OPERATIONS AND AID TO LOCALITIES 2006-07

1	Nonpersonal service	4,000	
2		-----	
3	Program account subtotal	4,000	
4		-----	
5			
6	Enterprise Funds / State Operations		
7	Mental Retardation Sheltered Workshop Account - 352		
8	Sheltered Workshop Fund OMRDD Account		
9			
10	For services and expenses including resi-		
11	dents' salaries, supplies and materials of		
12	sheltered workshops and vocational reha-		
13	bilitation work activities:		
14			
15	Nonpersonal service	1,400,000	
16		-----	
17	Program account subtotal	1,400,000	
18		-----	
19			
20	Enterprise Funds / State Operations		
21	Mental Hygiene Community Stores Account - 353		
22	MR Community Stores Fund Account		
23			
24	For services and expenses including super-		
25	vision and administration of community		
26	stores located at various developmental		
27	centers:		
28			
29	Personal service	282,000	
30	Nonpersonal service	592,000	
31	Fringe benefits	88,000	
32	Indirect costs	12,000	
33		-----	
34	Program account subtotal	974,000	
35		-----	
36			
37	MAINTENANCE UNDISTRIBUTED		0
38			-----
39			
40	General Fund / State Operations		
41	State Purposes Account - 003		
42			
43	Less amount appropriated as an offset in		
44	special revenue funds - other, miscella-		
45	neous special revenue fund - 339, mental		
46	hygiene patient income account. Notwith-		
47	standing any contrary provision of law,		
48	this offset shall reduce general fund		
49	appropriations within the various programs		
50	of the office of mental retardation and		
51	developmental disabilities funded from the		
52	state purposes account	(913,765,000)	
53		-----	
54	Program account subtotal	(913,765,000)	
55		-----	
56			

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OFFICE OF MENTAL RETARDATION AND DEVELOPMENTAL DISABILITIES

STATE OPERATIONS AND AID TO LOCALITIES 2006-07

1	Special Revenue Funds - Other / State Operations	
2	Miscellaneous Special Revenue Fund - 339	
3	Mental Hygiene Patient Income Account	
4		
5	Amount appropriated as an offset to the	
6	general fund - state purposes account	
7	within various office of mental retarda-	
8	tion and developmental disabilities	
9	programs. The director of the budget is	
10	hereby authorized to apportion funds to	
11	the various programs of this agency from	
12	this appropriation by certificate of	
13	approval	913,765,000
14		-----
15	Program account subtotal	913,765,000
16		-----
17		
18	RESEARCH IN MENTAL RETARDATION PROGRAM	16,922,000
19		-----
20		
21	General Fund / State Operations	
22	State Purposes Account - 003	
23		
24	Personal service	14,691,000
25	Nonpersonal service	2,181,000
26		-----
27	Program account subtotal	16,872,000
28		-----
29		
30	Special Revenue Funds - Other / State Operations	
31	Combined Gifts, Grants and Bequests Fund - 020	
32	Research in Mental Retardation Account	
33		
34	Amount available on behalf of clients for	
35	genetic counseling and research from	
36	external grants and contributions:	
37		
38	Nonpersonal service	50,000
39		-----
40	Program account subtotal	50,000
41		-----
42		
43	Total new appropriations for state operations and aid to	
44	localities	3,273,115,000
45		=====
46		
47		
48		

DEPARTMENT OF MENTAL HYGIENE

OFFICE OF MENTAL RETARDATION AND DEVELOPMENTAL DISABILITIES

STATE OPERATIONS AND AID TO LOCALITIES - REAPPROPRIATIONS 2006-07

1 CENTRAL COORDINATION AND SUPPORT PROGRAM
2
3 Special Revenue Funds - Federal / State Operations
4 Federal Operating Grants Fund - 290
5
6 By chapter 54, section 1, of the laws of 2005:
7 Maintenance undistributed
8 For services and expenses related to the administration of the federal
9 senior companions program ... 230,000 (re. \$230,000)
10
11 By chapter 54, section 1, of the laws of 2004:
12 Maintenance undistributed
13 For services and expenses related to the administration of the federal
14 senior companions program ... 230,000 (re. \$50,000)
15
16 COMMUNITY SERVICES PROGRAM
17
18 General Fund / Aid to Localities
19 Local Assistance Account - 001
20
21 By chapter 54, section 1, of the laws of 2005:
22 Local Respite ... 200,000 (re. \$200,000)
23 Epilepsy Coalition ... 195,000 (re. \$98,000)
24 Epilepsy Foundation of Western New York ... 50,000 (re. \$25,000)
25 Westchester Institute for Human Development ... 240,000..(re. \$24,000)
26
27 By chapter 54, section 1, of the laws of 1997, as amended by chapter 55,
28 section 1, of the laws of 1998:
29 For services and expenses related to start-up and operation for a
30 group home to serve medically frail children
31 500,000 (re. \$45,000)
32
33 Total reappropriations for state operations and aid to
34 localities 672,000
35 =====
36
37

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OFFICE OF MENTAL RETARDATION AND DEVELOPMENTAL DISABILITIES

CAPITAL PROJECTS 2006-07

1 For the comprehensive construction programs, purposes and
2 projects as herein specified in accordance with the
3 following:

4	Capital Projects Fund	58,235,000
5	Mental Hygiene Capital Improvement Fund - 389	89,365,000
6		-----
7	All Funds	147,600,000
8		=====
9		
10		
11	DESIGN AND CONSTRUCTION SUPERVISION (CCP)	7,000,000
12		-----

13 Capital Projects Fund

14 Preparation of Plans Purpose

15

16 For payment to the design and construction
17 management account of the centralized
18 services fund of the New York state
19 office of general services or to the
20 dormitory authority for the purpose of
21 preparation and review of plans, spec-
22 ifications, estimates, services,
23 construction management and supervision,
24 inspection, studies, appraisals,
25 surveys, testing and environmental
26 impact statements for new and existing
27 projects associated with the community
28 services and institutional services
29 programs. Upon the request of the
30 commissioner of the office of mental
31 retardation and developmental disabili-
32 ties and the approval of the director of
33 the budget, this appropriation may be
34 transferred to the dormitory authority
35 of the state of New York. Upon approval
36 by the director of the budget, funds
37 from this appropriation may be trans-
38 ferred to the office of mental health
39 and the office of alcoholism and
40 substance abuse services for payment to
41 the dormitory authority of the state of
42 New York for the preparation of plans
43 purpose (51F20630) 2,000,000

44

45 For: (1) the payment of all claims for
46 personal injury, death or property
47 damage for which the New York State
48 Medical Care Facilities Finance Agency,
49 the facilities development corporation,
50 or the dormitory authority of the state
51 of New York might be liable occurring
52 upon, in or about any projects covered
53 by the Agreement of Lease entered into
54 by the facilities development
55 corporation, the department of mental
56 hygiene and the New York State Medical
57 Care Facilities Finance Agency under
58 date of October 1, 1987 as from time to
59
60

DEPARTMENT OF MENTAL HYGIENE

OFFICE OF MENTAL RETARDATION AND DEVELOPMENTAL DISABILITIES

CAPITAL PROJECTS 2006-07

1 time amended and supplemented and any
 2 and all penalties, costs, including
 3 attorneys' fees, claims, demands and
 4 causes of action due directly or
 5 indirectly to the use, disuse, misuse or
 6 interest in such projects; (2) in the
 7 case of damage, loss or destruction of
 8 any such project, or any part of any
 9 such project, the payment of the costs
 10 of repairing, restoring, rebuilding or
 11 replacing the same in accordance with
 12 the obligations of the facilities
 13 development corporation so to do from
 14 the proceeds of insurance under the
 15 provisions of paragraph (b) of section
 16 3.04 of the Agreement of Lease; and (3)
 17 payments to the New York State Medical
 18 Care Facilities Finance Agency of moneys
 19 at the times and in the amounts that
 20 annual rentals would be due with respect
 21 to each project during such time or
 22 times as each such project may be
 23 damaged or destroyed and not available
 24 for use by the department of mental
 25 hygiene in accordance with the terms of
 26 the Agreement of Lease.

27 Notwithstanding the provisions of any
 28 general or special law, the
 29 facilities development corporation may
 30 assign to the New York State Medical
 31 Care Facilities Finance Agency all or
 32 any portion of the moneys hereby
 33 appropriated for the purposes
 34 hereinabove set forth.
 35 Notwithstanding the foregoing, in the
 36 event the appropriation is
 37 insufficient to cover the losses, upon
 38 notification from the facilities
 39 development corporation, the director of
 40 the budget shall submit a request for
 41 additional appropriations to cover the
 42 additional losses. Upon approval by the
 43 director of the budget, funds from this
 44 appropriation may be transferred to the
 45 office of mental health and the office
 46 of alcoholism and substance abuse
 47 services for payment to the dormitory
 48 authority of the state of New York for
 49 the preparation of plans purpose
 50 (51WC0630).....

1,000,000

51
52 Mental Hygiene Capital Improvement Fund - 389

53
54 Preparation of Plans Purpose

55
56 For payment to the design and construction
 57 management account of the centralized
 58 services fund of the New York state
 59 office of general services or to the
 60 dormitory authority for the purpose of

DEPARTMENT OF MENTAL HYGIENE

OFFICE OF MENTAL RETARDATION AND DEVELOPMENTAL DISABILITIES

CAPITAL PROJECTS 2006-07

1	preparation and review of plans, spec-	
2	ifications, estimates, services,	
3	construction management and supervision,	
4	inspection, studies, appraisals,	
5	surveys, testing and environmental	
6	impact statements for new and existing	
7	projects associated with the institu-	
8	tional services program and the communi-	
9	ty services program. Upon the request of	
10	the commissioner of the office of mental	
11	retardation and developmental disabili-	
12	ties and the approval of the director of	
13	the budget, this appropriation may be	
14	transferred to the dormitory authority	
15	of the state of New York. Upon approval	
16	by the director of the budget, funds	
17	from this appropriation may be trans-	
18	ferred to the office of mental health	
19	and the office of alcoholism and	
20	substance abuse services for payment to	
21	the dormitory authority of the state of	
22	New York for the preparation of plans	
23	purpose (51F10630)	4,000,000
24		
25	INSTITUTIONAL SERVICES PROGRAM (CCP)	73,258,000
26		-----
27		
28	Capital Projects Fund	
29		
30	Health and Safety Purpose	
31		
32	For alterations and improvements for	
33	health and safety projects at various	
34	facilities. Upon request of the commis-	
35	sioner of the office of mental retarda-	
36	tion and developmental disabilities and	
37	approval by the director of the budget,	
38	this appropriation may be transferred to	
39	the dormitory authority of the state of	
40	New York (51H10601)	4,000,000
41		
42	Preservation of Facilities Purpose	
43		
44	For alterations and improvements for pres-	
45	ervation of various facilities including	
46	rehabilitation projects. This appropri-	
47	ation may be used for the cost of poten-	
48	tial claims against contracts awarded by	
49	the dormitory authority of the state of	
50	New York. Upon request of the commis-	
51	sioner of the office of mental retarda-	
52	tion and developmental disabilities and	
53	approval by the director of the budget,	
54	this appropriation may be transferred to	
55	the dormitory authority of the state of	
56	New York (51P10603)	8,415,000
57		
58	For minor maintenance, preservation and	
59	alterations of facilities on the grounds	
60	of former developmental centers. Upon	

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CAPITAL PROJECTS 2006-07

1	request of the commissioner of the	
2	office of mental retardation and devel-	
3	opmental disabilities and approval by	
4	the director of the budget, this appro-	
5	riation may be transferred to the	
6	dormitory authority of the state of New	
7	York (51M20603)	1,700,000
8		
9	Mental Hygiene Capital Improvement Fund - 389	
10		
11	Health and Safety Purpose	
12		
13	For alterations and improvements for	
14	health and safety projects at various	
15	facilities. This appropriation may be	
16	used for the cost of potential claims	
17	against contracts awarded by the dormi-	
18	tory authority of the state of New York.	
19	Upon request of the commissioner of the	
20	office of mental retardation and devel-	
21	opmental disabilities and approval by	
22	the director of the budget, this appro-	
23	riation may be transferred to the	
24	dormitory authority of the state of New	
25	York (51H30601)	32,143,000
26		
27	For alterations and improvements for	
28	health and safety projects at bernard	
29	fineson facilities on the creedmoor	
30	psychiatric center campus and at Howard	
31	park. This appropriation may be used for	
32	the cost of potential claims against	
33	contracts awarded by the dormitory	
34	authority of the state of New York. Upon	
35	request of the commissioner of the	
36	office of mental retardation and devel-	
37	opmental disabilities and approval by	
38	the director of the budget, this appro-	
39	riation may be transferred to the	
40	dormitory authority of the state of New	
41	York (51BF0601)	27,000,000
42		
43	NON-BONDABLE PROJECTS (CCP)	1,000,000
44		-----
45		
46	Capital Projects Fund	
47		
48	Non-Bondable Purpose	
49		
50	For transfer to the Mental Hygiene Capital	
51	Improvement Fund for reimbursement of	
52	non-bondable costs of projects author-	
53	ized by appropriations or reappropri-	
54	ations funded from the Mental Hygiene	
55	Capital Improvement Fund including	
56	liabilities incurred prior to April 1,	
57	2006 or for payment to the dormitory	
58	authority of the state of New York for	
59	defeasance of bonds. Upon request of the	
60	commissioner of the office of mental	

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1	retardation and developmental disabili-		
2	ties and approval by the director of the		
3	budget, this appropriation may be trans-		
4	ferred to the dormitory authority of the		
5	state of New York (51FL06NB)	1,000,000	
6			
7	STATE-OPERATED COMMUNITY SERVICES PROGRAM (CCP)		39,620,000
8			-----
9			
10	Capital Projects Fund		
11			
12	Administration Purpose		
13			
14	For payment of personal service and		
15	nonpersonal service costs related to the		
16	administration of capital projects for		
17	new and reappropriated appropriations.		
18	Upon request of the commissioner of the		
19	office of mental retardation and devel-		
20	opmental disabilities and approval by		
21	the director of the budget, this appro-		
22	priation may be transferred to the		
23	dormitory authority of the state of New		
24	York (51A106C1)	2,470,000	
25			
26	Preservation of Facilities Purpose		
27			
28	For renovation and minor rehabilitation		
29	and improvements of state-owned communi-		
30	ty residential and day program facili-		
31	ties for the developmentally disabled.		
32	Upon request of the commissioner of the		
33	office of mental retardation and devel-		
34	opmental disabilities and approval by		
35	the director of the budget, this appro-		
36	priation may be transferred to the		
37	dormitory authority of the state of New		
38	York (51M10603)	15,350,000	
39			
40	New Facilities Purpose		
41			
42	For alterations and improvements of sites		
43	leased for state-operated programs, and		
44	for the purchase of furniture and equip-		
45	ment for state-operated programs. Upon		
46	request of the commissioner of the		
47	office of mental retardation and devel-		
48	opmental disabilities and approval by		
49	the director of the budget, this appro-		
50	priation may be transferred to the		
51	dormitory authority of the state of New		
52	York (51L10607).....	1,500,000	
53			
54			
55	Mental Hygiene Capital Improvement Fund - 389		
56			
57	Preservation of Facilities Purpose		
58			
59	For renovation and minor rehabilitation		
60	and improvements of state-owned communi-		

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CAPITAL PROJECTS 2006-07

1	ty residential and day program facili-	
2	ties for the developmentally disabled.	
3	Upon request of the commissioner of the	
4	office of mental retardation and devel-	
5	opmental disabilities and approval by	
6	the director of the budget, this appro-	
7	priation may be transferred to the	
8	dormitory authority of the state of New	
9	York (51PR0603)	1,000,000
10		
11	New Facilities Purpose	
12		
13	For the acquisition and alterations and	
14	improvements of property to be used as	
15	state-operated community residential	
16	facilities. Upon request of the commis-	
17	sioner of the office of mental retarda-	
18	tion and developmental disabilities and	
19	approval by the director of the budget,	
20	this appropriation may be transferred to	
21	the dormitory authority of the state of	
22	New York. Upon request of the commis-	
23	sioner of the office of mental retarda-	
24	tion and developmental disabilities, and	
25	approval by the director of the budget,	
26	this appropriation may be used for the	
27	acquisition and alterations and improve-	
28	ments of property to be used as not-for-	
29	profit facilities licensed pursuant to	
30	articles 16 and 41 of the mental hygiene	
31	law (51R10607)	19,300,000
32		
33	VOLUNTARY-OPERATED COMMUNITY FACILITIES (CCP)	26,722,000
34		-----
35		
36	Capital Projects Fund	
37		
38	Preservation of Facilities Purpose	
39		
40	For state aid, to municipalities and other	
41	public and not-for-profit agencies,	
42	including the payment of liabilities	
43	incurred prior to April 1, 2006, for up	
44	to 100 per centum of the net cost of	
45	services and expenses related to the	
46	maintenance and improvement of voluntary	
47	not-for-profit provider operated commu-	
48	nity residential and day service	
49	programs (51200603)	17,200,000
50		
51	New Facilities Purpose	
52		
53	For state aid, to municipalities and other	
54	public and not-for-profit agencies,	
55	including the payment of liabilities	
56	incurred prior to April 1, 2006 for up	
57	to 100 per centum of the net cost of	
58	feasibility studies, property options,	
59	capital renovations, acquisition of	
60	property, construction, rehabilitation	

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CAPITAL PROJECTS 2006-07

1 and capital costs incidental and appur-
 2 tenant to facilities required to be
 3 licensed pursuant to article 16, as
 4 defined in the mental hygiene law, and
 5 for services and expenses related to
 6 environmental modifications and adaptive
 7 technology services at voluntary not-
 8 for-profit provider operated community
 9 residential facilities, certified family
 10 care homes and private residences, as a
 11 loan and/or grant to family care provid-
 12 ers, for payment to other state and
 13 federal housing agencies, private corpo-
 14 rations and for capital development of
 15 residential housing or day program
 16 alternatives not currently defined in
 17 the mental hygiene law (51B10607) 3,600,000

18
19 Mental Hygiene Capital Improvement Fund - 389

20
21 Community Facilities Purpose

22
23 For the comprehensive construction
 24 programs, purposes and projects as here-
 25 in specified, and for departmental
 26 administrative costs related thereto,
 27 consistent with section 41.34 of the
 28 mental hygiene law, and for the acquisi-
 29 tion of property, construction and reha-
 30 bilitation, including the payment of
 31 preoperational costs incurred prior to
 32 occupancy, of article 16 community
 33 mental retardation facilities and asso-
 34 ciated programs and facilities and under
 35 the auspice of municipalities and other
 36 public and not-for-profit private agen-
 37 cies approved by the commissioner of the
 38 office of mental retardation and devel-
 39 opmental disabilities, pursuant to arti-
 40 cle 41 of the mental hygiene law and for
 41 management fees associated with volun-
 42 tary not-for-profit operated projects to
 43 be financed through dormitory authority
 44 of the state of New York bonds
 45 (513206H2) 5,922,000

46
47

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CAPITAL PROJECTS - REAPPROPRIATIONS 2006-07

1 DESIGN AND CONSTRUCTION SUPERVISION (CCP)

2

3 Mental Hygiene Capital Improvement Fund - 389

4

5 Preparation of Plans Purpose

6

7 By chapter 54, section 1, of the laws of 2005:

8 For payment to the design and construction management account of the
9 centralized services fund of the New York state office of general
10 services or to the dormitory authority for the purpose of
11 preparation and review of plans, specifications, estimates,
12 services, construction management and supervision, inspection,
13 studies, appraisals, surveys, testing and environmental impact
14 statements for new and existing projects associated with the
15 institutional services program and the community services program.
16 Upon the request of the commissioner of the office of mental
17 retardation and developmental disabilities and the approval of the
18 director of the budget, this appropriation may be transferred to the
19 dormitory authority of the state of New York. Upon approval by the
20 director of the budget, funds from this appropriation may be
21 transferred to the office of mental health and the office of
22 alcoholism and substance abuse services for payment to the dormitory
23 authority of the state of New York for the preparation of plans
24 purpose (51F10530) ... 3,000,000 (re. \$1,793,000)

25

26 INSTITUTIONAL SERVICES PROGRAM (CCP)

27

28 Capital Projects Fund

29

30 Health and Safety Purpose

31

32 By chapter 54, section 1, of the laws of 2005:

33 For alterations and improvements for health and safety projects at
34 various facilities. Upon request of the commissioner of the office
35 of mental retardation and developmental disabilities and approval by
36 the director of the budget, this appropriation may be transferred to
37 the dormitory authority of the state of New York (51H10501)
38 7,350,000 (re. \$7,350,000)

39

40 By chapter 54, section 1, of the laws of 2004:

41 For alterations and improvements for health and safety projects at
42 various facilities. Upon request of the commissioner of the office
43 of mental retardation and developmental disabilities and approval by
44 the director of the budget, this appropriation may be transferred to
45 the dormitory authority of the state of New York (51H10401)
46 7,028,000 (re. \$3,278,000)

47

48 By chapter 54, section 1, of the laws of 2003:

49 For alterations and improvements for health and safety projects at
50 various facilities. Upon request of the commissioner of the office
51 of mental retardation and developmental disabilities and approval by
52 the director of the budget, this appropriation may be transferred to
53 the dormitory authority of the state of New York (51H10301)
54 6,850,000 (re. \$4,362,000)

55

56 By chapter 54, section 1, of the laws of 2002:

57 For alterations and improvements for health and safety projects at
58 various facilities. Upon request of the commissioner of the office
59 of mental retardation and developmental disabilities and approval by

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CAPITAL PROJECTS - REAPPROPRIATIONS 2006-07

1 the director of the budget, this appropriation may be transferred to
2 the dormitory authority of the state of New York (51H10201)
3 6,000,000 (re. \$1,885,000)
4

5 Preservation of Facilities Purpose

6
7 By chapter 54, section 1, of the laws of 2005:

8 For alterations and improvements for preservation of various facili-
9 ties including rehabilitation projects. This appropriation may be
10 used for the cost of potential claims against contracts awarded by
11 the dormitory authority of the state of New York or the facilities
12 development corporation. Upon request of the commissioner of the
13 office of mental retardation and developmental disabilities and
14 approval by the director of the budget, this appropriation may be
15 transferred to the dormitory authority of the state of New York
16 (51P10503) ... 6,200,000 (re. \$6,200,000)

17 For minor maintenance, preservation and alterations of facilities on
18 the grounds of former developmental centers. Upon request of the
19 commissioner of the office of mental retardation and developmental
20 disabilities and approval by the director of the budget, this appro-
21 priation may be transferred to the dormitory authority of the state
22 of New York (51M20503) ... 2,469,000 (re. \$2,410,000)
23

24 By chapter 54, section 1, of the laws of 2004:

25 For alterations and improvements for preservation of various facili-
26 ties including rehabilitation projects. This appropriation may be
27 used for the cost of potential claims against contracts awarded by
28 the dormitory authority of the state of New York or the facilities
29 development corporation. Upon request of the commissioner of the
30 office of mental retardation and developmental disabilities and
31 approval by the director of the budget, this appropriation may be
32 transferred to the dormitory authority of the state of New York
33 (51P10403) ... 8,180,000 (re. \$7,413,000)

34 For minor maintenance, preservation and alterations of facilities on
35 the grounds of former developmental centers. Upon request of the
36 commissioner of the office of mental retardation and developmental
37 disabilities and approval by the director of the budget, this appro-
38 priation may be transferred to the dormitory authority of the state
39 of New York (51M20403) ... 2,600,000 (re. \$2,600,000)
40

41 By chapter 54, section 1, of the laws of 2003:

42 For alterations and improvements for preservation of various facili-
43 ties including rehabilitation projects. This appropriation may be
44 used for the cost of potential claims against contracts awarded by
45 the dormitory authority of the state of New York or the facilities
46 development corporation. Upon request of the commissioner of the
47 office of mental retardation and developmental disabilities and
48 approval by the director of the budget, this appropriation may be
49 transferred to the dormitory authority of the state of New York
50 (51P10303) ... 8,000,000 (re. \$3,680,000)

51 For minor maintenance, preservation and alterations of facilities on
52 the grounds of former developmental centers. Upon request of the
53 commissioner of the office of mental retardation and developmental
54 disabilities and approval by the director of the budget, this appro-
55 priation may be transferred to the dormitory authority of the state
56 of New York (51M20303) ... 2,600,000 (re. \$2,400,000)
57

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CAPITAL PROJECTS - REAPPROPRIATIONS 2006-07

1 By chapter 54, section 1, of the laws of 2002:
 2 For alterations and improvements for preservation of various facili-
 3 ties including rehabilitation projects. This appropriation may be
 4 used for the cost of potential claims against contracts awarded by
 5 the dormitory authority of the state of New York or the facilities
 6 development corporation. Upon request of the commissioner of the
 7 office of mental retardation and developmental disabilities and
 8 approval by the director of the budget, this appropriation may be
 9 transferred to the dormitory authority of the state of New York
 10 (51P10203) ... 9,050,000 (re. \$2,019,000)

11 For minor maintenance, preservation and alterations of facilities on
 12 the grounds of former developmental centers. Upon request of the
 13 commissioner of the office of mental retardation and developmental
 14 disabilities and approval by the director of the budget, this appro-
 15 priation may be transferred to the dormitory authority of the state
 16 of New York (51M20203) ... 1,600,000 (re. \$650,000)
 17

18 By chapter 54, section 1, of the laws of 2001:
 19 For alterations and improvements for preservation of various facili-
 20 ties including rehabilitation projects. This appropriation may be
 21 used for the cost of potential claims against contracts awarded by
 22 the dormitory authority of the state of New York or the facilities
 23 development corporation. Upon request of the commissioner of the
 24 office of mental retardation and developmental disabilities and
 25 approval by the director of the budget, this appropriation may be
 26 transferred to the dormitory authority of the state of New York
 27 (51P10103) ... 7,950,000 (re. \$2,158,000)
 28

29 By chapter 54, section 1, of the laws of 2000:
 30 For alterations and improvements associated with the alternate use of
 31 former developmental centers. Upon request of the commissioner of
 32 the office of mental retardation and developmental disabilities and
 33 approval by the director of the budget, this appropriation may be
 34 transferred to the dormitory authority of the state of New York
 35 (51DC0003) ... 4,775,000 (re. \$2,830,000)
 36

37 Mental Hygiene Capital Improvement Fund - 389

38
39 Health and Safety Purpose
40

41 By chapter 54, section 1, of the laws of 2005:
 42 For alterations and improvements for health and safety projects at
 43 bernard fineson facilities on the creedmoor psychiatric center
 44 campus and at Howard park. This appropriation may be used for the
 45 cost of potential claims against contracts awarded by the
 46 dormitory authority of the state of New York. Upon request of the
 47 commissioner of the office of mental retardation and developmental
 48 disabilities and approval by the director of the budget, this
 49 appropriation may be transferred to the dormitory authority of the
 50 state of New York (51BF0501) ... 40,000,000(re. \$40,000,000)
 51

52 By chapter 54, section 1, of the laws of 2004:
 53 For alterations and improvements for health and safety projects at
 54 various facilities. This appropriation may be used for the cost of
 55 potential claims against contracts awarded by the dormitory authori-
 56 ty of the state of New York or the facilities development corpo-
 57 ration. Upon request of the commissioner of the office of mental
 58

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OFFICE OF MENTAL RETARDATION AND DEVELOPMENTAL DISABILITIES

CAPITAL PROJECTS - REAPPROPRIATIONS 2006-07

1 retardation and developmental disabilities and approval by the
 2 director of the budget, this appropriation may be transferred to the
 3 dormitory authority of the state of New York (51H30401)
 4 26,270,000 (re. \$26,270,000)
 5

6 By chapter 54, section 1, of the laws of 2003:

7 For alterations and improvements for health and safety projects at
 8 various facilities. This appropriation may be used for the cost of
 9 potential claims against contracts awarded by the dormitory authori-
 10 ty of the state of New York or the facilities development corpo-
 11 ration. Upon request of the commissioner of the office of mental
 12 retardation and developmental disabilities and approval by the
 13 director of the budget, this appropriation may be transferred to the
 14 dormitory authority of the state of New York (51H30301)
 15 26,004,000 (re. \$25,980,000)
 16

17 By chapter 54, section 1, of the laws of 2002:

18 For alterations and improvements for health and safety projects at
 19 various facilities. This appropriation may be used for the cost of
 20 potential claims against contracts awarded by the dormitory authori-
 21 ty of the state of New York or the facilities development corpo-
 22 ration. Upon request of the commissioner of the office of mental
 23 retardation and developmental disabilities and approval by the
 24 director of the budget, this appropriation may be transferred to the
 25 dormitory authority of the state of New York (51H30201)
 26 48,612,000 (re. \$32,000,000)
 27

28 By chapter 54, section 1, of the laws of 2001:

29 For alterations and improvements for health and safety projects at
 30 various facilities. This appropriation may be used for the cost of
 31 potential claims against contracts awarded by the dormitory authori-
 32 ty of the state of New York or the facilities development corpo-
 33 ration. Upon request of the commissioner of the office of mental
 34 retardation and developmental disabilities and approval by the
 35 director of the budget, this appropriation may be transferred to the
 36 dormitory authority of the state of New York (51H30101)
 37 8,100,000 (re. \$4,000,000)

38 For alterations and improvements for health and safety projects at
 39 institute for basic research in developmental disabilities. Upon
 40 request of the commissioner of the office of mental retardation and
 41 developmental disabilities and approval by the director of the budg-
 42 et, this appropriation may be transferred to the dormitory authority
 43 of the state of New York (51IB0101)
 44 7,000,000 (re. \$7,000,000)
 45

46 By chapter 54, section 1, of the laws of 2000:

47 For alterations and improvements for health and safety projects at
 48 various facilities. This appropriation may be used for the cost of
 49 potential claims against contracts awarded by the dormitory authori-
 50 ty of the state of New York or the facilities development corpo-
 51 ration. Upon request of the commissioner of the office of mental
 52 retardation and developmental disabilities and approval by the
 53 director of the budget, this appropriation may be transferred to the
 54 dormitory authority of the state of New York (51H30001)
 55 9,450,000 (re. \$900,000)
 56

57 By chapter 54, section 1, of the laws of 1999:

58 For alterations and improvements for health and safety projects at
 59 various facilities. This appropriation may be used for the cost of
 60 potential claims against contracts awarded by the dormitory authori-

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CAPITAL PROJECTS - REAPPROPRIATIONS 2006-07

1 ty of the state of New York or the facilities development corpo-
 2 ration. Upon request of the commissioner of the office of mental
 3 retardation and developmental disabilities and approval by the
 4 director of the budget, this appropriation may be transferred to the
 5 dormitory authority of the state of New York (51H39901)
 6 16,700,000 (re. \$6,000,000)

7
8 Preservation of Facilities Purpose

9
10 By chapter 54, section 1, of the laws of 2000:
 11 For minor maintenance, preservation and alterations of facilities on
 12 the grounds of former developmental centers. Upon request of the
 13 commissioner of the office of mental retardation and developmental
 14 disabilities and approval by the director of the budget, this appro-
 15 priation may be transferred to the dormitory authority of the state
 16 of New York (51M30003) ... 2,000,000 (re. \$650,000)

17
18 New Facilities Purpose

19
20 By chapter 54, section 1, of the laws of 1998:
 21 For alterations and improvements of property to be used as state oper-
 22 ated secure care treatment facilities. Upon request of the commis-
 23 sioner of the office of mental retardation and developmental disa-
 24 bilities and approval by the director of the budget, this
 25 appropriation may be transferred to the dormitory authority of the
 26 state of New York (51VP9807) ... 6,500,000 (re. \$6,500,000)

27
28 NON-BONDABLE PROJECTS (CCP)

29
30 Capital Projects Fund

31
32 Non-Bondable Purpose

33
34 By chapter 54, section 1, of the laws of 2005:
 35 For transfer to the Mental Hygiene Capital Improvement Fund for
 36 reimbursement of non-bondable costs of projects authorized by appro-
 37 priations or reappropriations funded from the Mental Hygiene Capital
 38 Improvement Fund including liabilities incurred prior to April 1,
 39 2005 or for payment to the dormitory authority of the state of New
 40 York for defeasance of bonds. Upon request of the commissioner of
 41 the office of mental retardation and developmental disabilities and
 42 approval by the director of the budget, this appropriation may be
 43 transferred to the dormitory authority of the state of New York
 44 (51FL05NB) ... 1,000,000 (re. \$1,000,000)

45
46 STATE-OPERATED COMMUNITY SERVICES PROGRAM (CCP)

47
48 Capital Projects Fund

49
50 Preservation of Facilities Purpose

51
52 By chapter 54, section 1, of the laws of 2005:
 53 For renovation and minor rehabilitation and improvements of state-
 54 owned community residential and day program facilities for the
 55 developmentally disabled. Upon request of the commissioner of the
 56 office of mental retardation and developmental disabilities and
 57 approval by the director of the budget, this appropriation may be
 58 transferred to the dormitory authority of the state of New York
 59 (51M10503) ... 10,540,000 (re. \$9,860,000)

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OFFICE OF MENTAL RETARDATION AND DEVELOPMENTAL DISABILITIES

CAPITAL PROJECTS - REAPPROPRIATIONS 2006-07

1 New Facilities Purpose

2

3 By chapter 54, section 1, of the laws of 2005:

4 For alterations and improvements of sites leased for state-operated
5 programs, and for the purchase of furniture and equipment for state-
6 operated programs. Upon request of the commissioner of the office
7 of mental retardation and developmental disabilities and approval by
8 the director of the budget, this appropriation may be transferred to
9 the dormitory authority of the state of New York (51L10507)
10 3,500,000 (re. \$3,170,000)

11

12 By chapter 54, section 1, of the laws of 2004:

13 For alterations and improvements of sites leased for state-operated
14 programs, and for the purchase of furniture and equipment for state-
15 operated programs. Upon request of the commissioner of the office
16 of mental retardation and developmental disabilities and approval by
17 the director of the budget, this appropriation may be transferred to
18 the dormitory authority of the state of New York (51L10407)
19 1,250,000 (re. \$249,000)

20

21 By chapter 54, section 1, of the laws of 2003:

22 For alterations and improvements of sites leased for state-operated
23 programs, and for the purchase of furniture and equipment for state-
24 operated programs. Upon request of the commissioner of the office
25 of mental retardation and developmental disabilities and approval by
26 the director of the budget, this appropriation may be transferred to
27 the dormitory authority of the state of New York (51L10307)
28 1,250,000 (re. \$195,000)

29

30 Mental Hygiene Capital Improvement Fund - 389

31

32 Preservation of Facilities Purpose

33

34 By chapter 54, section 1, of the laws of 2005:

35 For renovation and minor rehabilitation and improvements of state-
36 owned community residential and day program facilities for the
37 developmentally disabled. Upon request of the commissioner of the
38 office of mental retardation and developmental disabilities and
39 approval by the director of the budget, this appropriation may be
40 transferred to the dormitory authority of the state of New York
41 (51PR0503) ... 1,000,000 (re. \$1,000,000)

42

43 By chapter 54, section 1, of the laws of 2004:

44 For renovation and minor rehabilitation and improvements of state-
45 owned community residential and day program facilities for the
46 developmentally disabled. Upon request of the commissioner of the
47 office of mental retardation and developmental disabilities and
48 approval by the director of the budget, this appropriation may be
49 transferred to the dormitory authority of the state of New York
50 (51PR0403) ... 1,000,000 (re. \$1,000,000)

51

52 By chapter 54, section 1, of the laws of 2003:

53 For renovation and minor rehabilitation and improvements of state-
54 owned community residential and day program facilities for the
55 developmentally disabled. Upon request of the commissioner of the
56 office of mental retardation and developmental disabilities and
57 approval by the director of the budget, this appropriation may be
58 transferred to the dormitory authority of the state of New York
59 (51PR0303) ... 1,000,000 (re. \$300,000)

60

DEPARTMENT OF MENTAL HYGIENE

OFFICE OF MENTAL RETARDATION AND DEVELOPMENTAL DISABILITIES

CAPITAL PROJECTS - REAPPROPRIATIONS 2006-07

1 New Facilities Purpose

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By chapter 54, section 1, of the laws of 2005:

For the acquisition and alterations and improvements of property to be used as state-operated community residential facilities. Upon request of the commissioner of the office of mental retardation and developmental disabilities and approval by the director of the budget, this appropriation may be transferred to the dormitory authority of the state of New York. Upon request of the commissioner of the office of mental retardation and developmental disabilities, and approval by the director of the budget, this appropriation may be used for the acquisition and alterations and improvements of property to be used as not-for-profit facilities licensed pursuant to articles 16 and 41 of the mental hygiene law (51R10507)
4,000,000 (re. \$4,000,000)

By chapter 54, section 1, of the laws of 2004:

For the acquisition and alterations and improvements of property to be used as state-operated community residential facilities. Upon request of the commissioner of the office of mental retardation and developmental disabilities and approval by the director of the budget, this appropriation may be transferred to the dormitory authority of the state of New York. Upon request of the commissioner of the office of mental retardation and developmental disabilities, and approval by the director of the budget, this appropriation may be used for the acquisition and alterations and improvements of property to be used as not-for-profit facilities licensed pursuant to articles 16 and 41 of the mental hygiene law (51R10407)
4,000,000 (re. \$3,849,000)

By chapter 54, section 1, of the laws of 2003:

For the acquisition and alterations and improvements of property to be used as state-operated community residential facilities. Upon request of the commissioner of the office of mental retardation and developmental disabilities and approval by the director of the budget, this appropriation may be transferred to the dormitory authority of the state of New York. Upon request of the commissioner of the office of mental retardation and developmental disabilities, and approval by the director of the budget, this appropriation may be used for the acquisition and alterations and improvements of property to be used as not-for-profit facilities licensed pursuant to articles 16 and 41 of the mental hygiene law (51R10307)
4,000,000 (re. \$4,000,000)

By chapter 54, section 1, of the laws of 2002:

For the acquisition and alterations and improvements of property to be used as state-operated community residential facilities. Upon request of the commissioner of the office of mental retardation and developmental disabilities and approval by the director of the budget, this appropriation may be transferred to the dormitory authority of the state of New York. Upon request of the commissioner of the office of mental retardation and developmental disabilities, and approval by the director of the budget, this appropriation may be used for the acquisition and alterations and improvements of property to be used as not-for-profit facilities licensed pursuant to articles 16 and 41 of the mental hygiene law (51R10207)
10,000,000 (re. \$2,800,000)

DEPARTMENT OF MENTAL HYGIENE

OFFICE OF MENTAL RETARDATION AND DEVELOPMENTAL DISABILITIES

CAPITAL PROJECTS - REAPPROPRIATIONS 2006-07

1 By chapter 54, section 1, of the laws of 1999:
 2 For the acquisition, design and construction of 100 state-operated New
 3 York State Cares beds. Upon request of the commissioner of the
 4 office of mental retardation and developmental disabilities and
 5 approval by the director of the budget, this appropriation may be
 6 transferred to the dormitory authority of the state of New York
 7 (51R29907) ... 5,000,000 (re. \$1,370,000)

8
9 VOLUNTARY-OPERATED COMMUNITY FACILITIES (CCP)

10
11 Capital Projects Fund

12
13 Preservation of Facilities Purpose

14
15 By chapter 54, section 1, of the laws of 2005:
 16 For state aid, to municipalities and other public and not-for-profit
 17 agencies, including the payment of liabilities incurred prior to
 18 April 1, 2005, for up to 100 per centum of the net cost of services
 19 and expenses related to the maintenance and improvement of voluntary
 20 not-for-profit provider operated community residential and day
 21 service programs (51200503) ... 17,218,000 (re. \$14,654,000)

22
23 New Facilities Purpose

24
25 By chapter 54, section 1, of the laws of 2005:
 26 For state aid, to municipalities and other public and not-for-profit
 27 agencies, including the payment of liabilities incurred prior to
 28 April 1, 2005 for up to 100 per centum of the net cost of feasibil-
 29 ity studies, property options, capital renovations, acquisition of
 30 property, construction, rehabilitation and capital costs incidental
 31 and appurtenant to facilities required to be licensed pursuant to
 32 article 16, as defined in the mental hygiene law, and for services
 33 and expenses related to environmental modifications and adaptive
 34 technology services at voluntary not-for-profit provider operated
 35 community residential facilities, certified family care homes and
 36 private residences, as a loan and/or grant to family care providers,
 37 for payment to other state and federal housing agencies, private
 38 corporations and for capital development of residential housing or
 39 day program alternatives not currently defined in the mental hygiene
 40 law (51B10507) ... 3,582,000 (re. \$3,410,000)

41
42 Mental Hygiene Capital Improvement Fund - 389

43
44 Community Facilities Purpose

45
46 By chapter 54, section 1, of the laws of 2005:
 47 For the comprehensive construction programs, purposes and projects as
 48 herein specified, and for departmental administrative costs related
 49 thereto, consistent with section 41.34 of the mental hygiene law,
 50 and for the acquisition of property, construction and rehabili-
 51 tation, including the payment of preoperational costs incurred prior
 52 to occupancy, of article 16 community mental retardation facilities
 53 and associated programs and facilities and under the auspice of
 54 municipalities and other public and not-for-profit private agencies
 55 approved by the commissioner of the office of mental retardation and
 56 developmental disabilities, pursuant to article 41 of the mental
 57 hygiene law and for management fees associated with voluntary not-
 58 for-profit operated projects to be financed through dormitory
 59 authority of the state of New York bonds (513205H2)
 60 5,152,000 (re. \$5,152,000)

DEPARTMENT OF MENTAL HYGIENE

OFFICE OF MENTAL RETARDATION AND DEVELOPMENTAL DISABILITIES

CAPITAL PROJECTS - REAPPROPRIATIONS 2006-07

1 By chapter 54, section 1, of the laws of 2004:

2 For the comprehensive construction programs, purposes and projects as
3 herein specified, and for departmental administrative costs related
4 thereto, consistent with section 41.34 of the mental hygiene law,
5 and for the acquisition of property, construction and rehabili-
6 tation, including the payment of preoperational costs incurred prior
7 to occupancy, of article 16 community mental retardation facilities
8 and associated programs and facilities and under the auspice of
9 municipalities and other public and not-for-profit private agencies
10 approved by the commissioner of the office of mental retardation and
11 developmental disabilities, pursuant to article 41 of the mental
12 hygiene law and for management fees associated with voluntary not-
13 for-profit operated projects to be financed through dormitory
14 authority of the state of New York bonds (513204H2)
15 5,002,000 (re. \$5,002,000)
16

17 By chapter 54, section 1, of the laws of 2003:

18 For the comprehensive construction programs, purposes and projects as
19 herein specified, and for departmental administrative costs related
20 thereto, consistent with section 41.34 of the mental hygiene law,
21 and for the acquisition of property, construction and rehabili-
22 tation, including the payment of preoperational costs incurred prior
23 to occupancy, of article 16 community mental retardation facilities
24 and associated programs and facilities and under the auspice of
25 municipalities and other public and not-for-profit private agencies
26 approved by the commissioner of the office of mental retardation and
27 developmental disabilities, pursuant to article 41 of the mental
28 hygiene law and for management fees associated with voluntary not-
29 for-profit operated projects to be financed through dormitory
30 authority of the state of New York bonds (513203H2)
31 6,926,000 (re. \$6,920,000)
32

33 By chapter 54, section 1, of the laws of 2002:

34 For the comprehensive construction programs, purposes and projects as
35 herein specified, and for departmental administrative costs related
36 thereto, consistent with section 41.34 of the mental hygiene law,
37 and for the acquisition of property, construction and rehabili-
38 tation, including the payment of preoperational costs incurred prior
39 to occupancy, of article 16 community mental retardation facilities
40 and associated programs and facilities and under the auspice of
41 municipalities and other public and not-for-profit private agencies
42 approved by the commissioner of the office of mental retardation and
43 developmental disabilities, pursuant to article 41 of the mental
44 hygiene law and for management fees associated with voluntary not-
45 for-profit operated projects to be financed through dormitory
46 authority of the state of New York bonds (513202H2)
47 8,111,000 (re. \$5,416,000)
48
49

COMMISSION ON QUALITY OF CARE AND
ADVOCACY FOR PERSONS WITH DISABILITIES

STATE OPERATIONS AND AID TO LOCALITIES 2006-07

1 For payment according to the following schedule:

	APPROPRIATIONS	REAPPROPRIATIONS
2		
3		
4		
5	General Fund - State and Local	0
6	Special Revenue Funds - Federal	14,064,000
7	Special Revenue Funds - Other	0
8	Enterprise Funds	0
9	-----	-----
10	All Funds	14,064,000
11	=====	=====

12
13 AGENCY BUDGET SUMMARY OF NEW APPROPRIATIONS

14 Fund Type	15 State 16 Operations	17 Aid to 18 Localities	19 Capital 20 Projects	21 Total
22	-----	-----	-----	-----
23 GF-St/Local	4,156,000	293,000	0	4,449,000
24 SR-Federal	7,625,000	0	0	7,625,000
25 SR-Other	3,859,000	418,000	0	4,277,000
26 Enterprise	45,000	0	0	45,000
27	-----	-----	-----	-----
28 All Funds	15,685,000	711,000	0	16,396,000
29	=====	=====	=====	=====

30
31 SCHEDULE

32 ADMINISTRATION PROGRAM 8,360,000

33
34 General Fund / State Operations
35 State Purposes Account - 003

36 For services and expenses of the commission
37 pursuant to chapter 58 of the laws of
38 2005:

39	Personal service	3,150,000
40	Nonpersonal service	1,006,000
41		-----
42	Program account subtotal	4,156,000
43		-----

44
45 Special Revenue Funds - Federal / State Operations
46 Federal Health and Human Services Fund - 265

47
48 For services and expenses associated with
49 federal grant awards yet to be allocated.
50 Notwithstanding any inconsistent provision
51 of law, the director of the budget is
52 hereby authorized to transfer appropri-
53 ation authority contained herein to any
54 other federal fund or program within the
55 commission on quality of care and advocacy
56 for persons with disabilities:
57

COMMISSION ON QUALITY OF CARE AND
ADVOCACY FOR PERSONS WITH DISABILITIES

STATE OPERATIONS AND AID TO LOCALITIES 2006-07

1	For the grant period October 1, 2005 to	
2	September 30, 2007	300,000
3		-----
4	Program fund subtotal	300,000
5		-----
6		
7	Special Revenue Funds - Other / State Operations	
8	Combined Gifts, Grants and Bequests Fund - 020	
9	Disability and Technical Assistance Account	
10		
11	For services and expenses related to disa-	
12	bility consultant services pursuant to	
13	chapter 58 of the laws of 2005:	201,000
14		-----
15	Program account subtotal	201,000
16		-----
17		
18	Special Revenue Funds - Other / State Operations	
19	Miscellaneous Special Revenue Fund - 339	
20	Conference Fee Account	
21		
22	For services and expenses of the commission	
23	pursuant to chapter 58 of the laws of	
24	2005:	
25		
26	Nonpersonal service	125,000
27		-----
28	Program account subtotal	125,000
29		-----
30		
31	Special Revenue Funds - Other / State Operations	
32	Miscellaneous Special Revenue Fund - 339	
33	Federal Salary Sharing Account	
34		
35	Personal service	2,009,000
36	Nonpersonal service	300,000
37	Fringe benefits	945,000
38	Indirect costs	79,000
39		-----
40	Program account subtotal	3,333,000
41		-----
42		
43	Special Revenue Funds - Other / State Operations	
44	Miscellaneous Special Revenue Fund - 339	
45	Telework Account	
46		
47	For administrative expenses related to the	
48	federal access for telework program. The	
49	director of the budget is hereby autho-	
50	rized to transfer such amounts as are	
51	necessary to any eligible state department	
52	or agency, including transfers to other	
53	federal and special revenue accounts, to	
54	accomplish the purposes of the federal	
55	access for telework program	200,000
56		-----
57	Program account subtotal	200,000
58		-----
59		

COMMISSION ON QUALITY OF CARE AND
ADVOCACY FOR PERSONS WITH DISABILITIES

STATE OPERATIONS AND AID TO LOCALITIES 2006-07

1	Enterprise Funds / State Operations		
2	Miscellaneous Enterprise Fund - 331		
3	Publications Account		
4			
5	Nonpersonal service	20,000	
6		-----	
7	Program account subtotal	20,000	
8		-----	
9			
10	Enterprise Funds / State Operations		
11	Miscellaneous Enterprise Fund - 331		
12	TRAID Services Account		
13			
14	For services and expenses related to TRAI		
15	project activities including the provision		
16	of educational, outreach, training and		
17	support services pursuant to chapter 58 of		
18	the laws of 2005:		
19			
20	Nonpersonal service	25,000	
21		-----	
22	Program account subtotal	25,000	
23		-----	
24			
25	ADULT HOMES PROGRAM		170,000
26			-----
27			
28	General Fund / Aid to Localities		
29	Local Assistance Account - 001		
30			
31	For services and expenses related to the		
32	adult homes advocacy program	170,000	
33		-----	
34			
35	CLIENT ASSISTANCE PROGRAM		671,000
36			-----
37			
38	Special Revenue Funds - Federal / State Operations		
39	Federal Department of Education Fund - 267		
40			
41	For the grant period October 1, 2005 to		
42	September 30, 2006:		
43			
44	Personal service	42,000	
45	Nonpersonal service	1,000	
46	Fringe benefits	18,000	
47	Indirect costs	1,000	
48		-----	
49	Grant period total	62,000	
50		-----	
51			
52	For the grant period October 1, 2006 to		
53	September 30, 2007:		
54			
55	Personal service	66,000	
56	Nonpersonal service	511,000	
57	Fringe benefits	29,000	
58	Indirect costs	3,000	
59		-----	
60	Grant period total	609,000	
61		-----	

COMMISSION ON QUALITY OF CARE AND
ADVOCACY FOR PERSONS WITH DISABILITIES

STATE OPERATIONS AND AID TO LOCALITIES 2006-07

1	PROTECTION AND ADVOCACY FOR ASSISTIVE TECHNOLOGY PROGRAM..	402,000
2		-----
3		
4	Special Revenue Funds - Federal / State Operations	
5	Federal Department of Education Fund - 267	
6		
7	For services and expenses related to assist-	
8	ing individuals with obtaining assistive	
9	technology services and devices consistent	
10	with federal grant requirements:	
11		
12	For the grant period October 1, 2005 to	
13	September 30, 2006	235,000
14	For the grant period October 1, 2006 to	
15	September 30, 2007	167,000
16		-----
17		
18	PROTECTION AND ADVOCACY FOR BENEFICIARIES OF SOCIAL SECU-	
19	RITY PROGRAM	313,000
20		-----
21		
22	Special Revenue Funds - Federal / State Operations	
23	Federal Operating Grants Fund - 290	
24		
25	For the grant period December 1, 2005 to	
26	November 30, 2006:	
27		
28	Personal service	32,000
29	Nonpersonal service.....	1,000
30	Fringe benefits	14,000
31		-----
32	Grant period total	47,000
33		-----
34		
35	For the grant period December 1, 2006 to	
36	November 30, 2007:	
37		
38	Personal service	23,000
39	Nonpersonal service	231,000
40	Fringe benefits	10,000
41	Indirect costs	2,000
42		-----
43	Grant period total	266,000
44		-----
45		
46	PROTECTION AND ADVOCACY FOR DEVELOPMENTALLY DISABLED	
47	PROGRAM	2,039,000
48		-----
49		
50	Special Revenue Funds - Federal / State Operations	
51	Federal Health and Human Services Fund - 265	
52		
53	For the grant period October 1, 2005 to	
54	September 30, 2006:	
55		
56	Personal service	221,000
57	Nonpersonal service	88,000
58	Fringe benefits	96,000

COMMISSION ON QUALITY OF CARE AND
ADVOCACY FOR PERSONS WITH DISABILITIES

STATE OPERATIONS AND AID TO LOCALITIES 2006-07

1	Indirect costs	5,000	
2		-----	
3	Grant period total	410,000	
4		-----	
5			
6	For the grant period October 1, 2006 to		
7	September 30, 2007:		
8			
9	Personal service	238,000	
10	Nonpersonal service	1,283,000	
11	Fringe benefits	103,000	
12	Indirect costs	5,000	
13		-----	
14	Grant period total	1,629,000	
15		-----	
16			
17	PROTECTION AND ADVOCACY FOR INDIVIDUALS WITH MENTAL		
18	ILLNESS PROGRAM		1,615,000
19			-----
20			
21	Special Revenue Funds - Federal / State Operations		
22	Federal Health and Human Services Fund - 265		
23			
24	For the grant period October 1, 2005 to		
25	September 30, 2006:		
26			
27	Personal service	283,000	
28	Nonpersonal service	94,000	
29	Fringe benefits	123,000	
30	Indirect costs	7,000	
31		-----	
32	Grant period total	507,000	
33		-----	
34			
35	For the grant period October 1, 2006 to		
36	September 30, 2007:		
37			
38	Personal service	289,000	
39	Nonpersonal service	687,000	
40	Fringe benefits	125,000	
41	Indirect costs	7,000	
42		-----	
43	Grant period total	1,108,000	
44		-----	
45			
46	PROTECTION AND ADVOCACY FOR PERSONS WITH TRAUMATIC BRAIN		
47	INJURY PROGRAM		86,000
48			-----
49			
50	Special Revenue Funds - Federal / State Operations		
51	Federal Health and Human Services Fund - 265		
52			
53	For the grant period June 1, 2006 to		
54	May 31, 2007:		
55			
56	Nonpersonal service	86,000	
57		-----	
58			

COMMISSION ON QUALITY OF CARE AND
ADVOCACY FOR PERSONS WITH DISABILITIES

STATE OPERATIONS AND AID TO LOCALITIES 2006-07

1	PROTECTION AND ADVOCACY HELP AMERICA VOTE ACT PROGRAM	195,000
2		-----
3		
4	Special Revenue Funds - Federal / State Operations	
5	Federal Health and Human Services Fund - 265	
6		
7	For the grant period October 1, 2005 to	
8	September 30, 2006:	
9		
10	Personal service.....	6,000
11	Nonpersonal service	185,000
12	Fringe benefits.....	3,000
13	Indirect costs.....	1,000
14		-----
15		
16	PROTECTION AND ADVOCACY OF INDIVIDUAL RIGHTS PROGRAM	916,000
17		-----
18		
19	Special Revenue Funds - Federal / State Operations	
20	Federal Department of Education Fund - 267	
21		
22	For the grant period October 1, 2005 to	
23	September 30, 2006:	
24		
25	Personal service	85,000
26	Nonpersonal service	21,000
27	Fringe benefits	37,000
28	Indirect costs	2,000
29		-----
30	Grant period total	145,000
31		-----
32		
33	For the grant period October 1, 2006 to	
34	September 30, 2007:	
35		
36	Personal service	79,000
37	Nonpersonal service	656,000
38	Fringe benefits	34,000
39	Indirect costs	2,000
40		-----
41	Grant period total	771,000
42		-----
43		
44	SURROGATE DECISION-MAKING COMMITTEE PROGRAM	541,000
45		-----
46		
47	General Fund / Aid to Localities	
48	Local Assistance Account - 001	
49		
50	For surrogate decision-making committee	
51	program contracts with local service	
52	providers	123,000
53		-----
54	Program account subtotal	123,000
55		-----
56		
57	Special Revenue Funds - Other / Aid to Localities	
58	Miscellaneous Special Revenue Fund - 339	
59	Federal Salary Sharing Account	
60		

COMMISSION ON QUALITY OF CARE AND
ADVOCACY FOR PERSONS WITH DISABILITIES

STATE OPERATIONS AND AID TO LOCALITIES 2006-07

1	For surrogate decision-making committee		
2	program contracts with local service		
3	providers	418,000	
4		-----	
5	Program account subtotal	418,000	
6		-----	
7			
8	TECHNOLOGY RELATED ASSISTANCE FOR INDIVIDUALS WITH DIS-		
9	ABILITIES		1,088,000
10			-----
11			
12	Special Revenue Funds - Federal / State Operations		
13	Federal Department of Education Fund - 267		
14	1031-OT-Education Account		
15			
16	For services and expenses related to TR Aid		
17	including for contract for the delivery of		
18	direct services to persons utilizing		
19	regional technology centers or other enti-		
20	ties funded through the TR Aid project		
21	pursuant to chapter 58 of the laws of		
22	2005:		
23			
24	For the grant period October 1, 2004 to		
25	September 30, 2005	229,000	
26	For the grant period October 1, 2005 to		
27	September 30, 2006	513,000	
28	For the grant period October 1, 2006 to		
29	September 30, 2007.....	346,000	
30		-----	
31			
32	Total new appropriations for state operations and aid to		
33	localities		16,396,000
34			=====
35			
36			

COMMISSION ON QUALITY OF CARE AND
ADVOCACY FOR PERSONS WITH DISABILITIES

STATE OPERATIONS AND AID TO LOCALITIES - REAPPROPRIATIONS 2006-07

1 ADMINISTRATION PROGRAM

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Special Revenue Funds - Federal / State Operations
Federal Health and Human Services Fund - 265

The appropriation made by chapter 54, section 1, of the laws of 2005, is hereby amended and reappropriated to read:

For services and expenses associated with federal grant awards yet to be allocated. Notwithstanding any inconsistent provision of law, the director of the budget is hereby authorized to transfer appropriation authority contained herein to any other federal fund or program within the commission on quality of care [for the mentally disabled] and advocacy for persons with disabilities:

For the grant period October 1, 2004 to September 30, 2006
300,000 (re. \$300,000)

The appropriation made by chapter 54, section 1, of the laws of 2004, is hereby amended and reappropriated to read:

For services and expenses associated with federal grant awards yet to be allocated. Notwithstanding any inconsistent provision of law, the director of the budget is hereby authorized to transfer appropriation authority contained herein to any other federal fund or program within the commission on quality of care [for the mentally disabled] and advocacy for persons with disabilities:

For the grant period October 1, 2003 to September 30, 2005
300,000 (re. \$114,000)

Special Revenue Funds - Federal / State Operations
Federal Department of Education Fund - 267
Telework Account

The appropriation made by chapter 54, section 1, of the laws of 2004, as transferred by chapter 54, section 1, of the laws of 2005, is hereby amended and reappropriated to read:

For services and expenses related to the federal access for telework program. The director of the budget is hereby authorized to transfer such amounts as are necessary to any eligible state department or agency, including transfers to other federal and special revenue accounts, to accomplish the purposes of the federal access for telework program:

For the grant period October 1, 2003 to September 30, 2004
2,600,000 (re. \$2,600,000)

CLIENT ASSISTANCE PROGRAM

Special Revenue Funds - Federal / State Operations
Federal Department of Education Fund - 267

By chapter 54, section 1, of the laws of 2005:

For the grant period October 1, 2004 to September 30, 2005:
125,000 (re. \$62,000)

For the grant period October 1, 2005 to September 30, 2006:
620,000 (re. \$620,000)

By chapter 54, section 1, of the laws of 2004:

For the grant period October 1, 2003 to September 30, 2004:
399,000 (re. \$111,000)

For the grant period October 1, 2004 to September 30, 2005:
601,000 (re. \$418,000)

COMMISSION ON QUALITY OF CARE AND
ADVOCACY FOR PERSONS WITH DISABILITIES

STATE OPERATIONS AND AID TO LOCALITIES - REAPPROPRIATIONS 2006-07

1 PROTECTION AND ADVOCACY FOR ASSISTIVE TECHNOLOGY PROGRAM

2
3 Special Revenue Funds - Federal / State Operations
4 Federal Department of Education Fund - 267
5

6 The appropriation made by chapter 54, section 1, of the laws of 2005, is
7 hereby amended and reappropriated to read:

8 For services and expenses related to assisting individuals with ob-
9 taining assistive technology services and devices consistent with
10 federal grant requirements[. A portion of the funds hereby appropri-
11 ated may, subject to the availability of federal funds, be subal-
12 located to the office of advocate for persons with disabilities for
13 the provision of assistive technology education and outreach ser-
14 vices, pursuant to memorandum of agreement between the commission on
15 quality of care for the mentally disabled and the office of advocate
16 for persons with disabilities]:

17 For the grant period April 1, 2005 to March 31, 2006
18 252,000 (re. \$228,000)
19

20 The appropriation made by chapter 54, section 1, of the laws of 2004, is
21 hereby amended and reappropriated to read:

22 For services and expenses related to assisting individuals with
23 obtaining assistive technology services and devices consistent with
24 federal grant requirements[. A portion of the funds hereby appropri-
25 ated may, subject to the availability of federal funds, be suballo-
26 cated to the office of advocate for persons with disabilities for
27 the provision of assistive technology education and outreach
28 services, pursuant to memorandum of agreement between the commission
29 on quality of care for the mentally disabled and the office of advo-
30 cate for persons with disabilities]:

31 For the grant period April 1, 2004 to March 31, 2005
32 259,000 (re. \$77,000)
33

34 PROTECTION AND ADVOCACY FOR BENEFICIARIES OF SOCIAL SECURITY PROGRAM

35
36 Special Revenue Funds - Federal / State Operations
37 Federal Operating Grants Fund - 290
38

39 The appropriation made by chapter 54, section 1, of the laws of 2005, is
40 hereby amended and reappropriated to read:

41 For the grant period [October] December 1, 2004 to November 30, 2005:
42 Personal service 30,000
43 Fringe benefits 14,000
44 -----
45 Grant period total 44,000 (re. \$24,000)
46 -----
47

48 By chapter 54, section 1, of the laws of 2005:
49 For the grant period December 1, 2005 to November 30, 2006:
50 282,000 (re. \$282,000)
51

52 By chapter 54, section 1, of the laws of 2004:
53 For the grant period December 1, 2004 to November 30, 2005:
54 296,000 (re. \$122,000)
55

56 PROTECTION AND ADVOCACY FOR DEVELOPMENTALLY DISABLED PROGRAM

57
58 Special Revenue Funds - Federal / State Operations
59 Federal Health and Human Services Fund - 265
60

COMMISSION ON QUALITY OF CARE AND
ADVOCACY FOR PERSONS WITH DISABILITIES

STATE OPERATIONS AND AID TO LOCALITIES - REAPPROPRIATIONS 2006-07

1 By chapter 54, section 1, of the laws of 2005:
 2 For the grant period October 1, 2004 to September 30, 2005:
 3 568,000 (re. \$464,000)
 4 For the grant period October 1, 2005 to September 30, 2006:
 5 1,581,000 (re. \$1,581,000)
 6
 7 By chapter 54, section 1, of the laws of 2004:
 8 For the grant period October 1, 2003 to September 30, 2004:
 9 1,176,000 (re. \$785,000)
 10 For the grant period October 1, 2004 to September 30, 2005:
 11 1,470,000 (re. \$935,000)
 12
 13 PROTECTION AND ADVOCACY FOR INDIVIDUALS WITH MENTAL ILLNESS
 14
 15 Special Revenue Funds - Federal / State Operations
 16 Federal Health and Human Services Fund - 265
 17
 18 By chapter 54, section 1, of the laws of 2005:
 19 For the grant period October 1, 2004 to September 30, 2005:
 20 576,000 (re. \$506,000)
 21 For the grant period October 1, 2005 to September 30, 2006:
 22 1,126,000 (re. \$1,126,000)
 23
 24 By chapter 54, section 1, of the laws of 2004:
 25 For the grant period October 1, 2003 to September 30, 2004:
 26 969,000 (re. \$534,000)
 27 For the grant period October 1, 2004 to September 30, 2005:
 28 1,080,000 (re. \$266,000)
 29
 30 PROTECTION AND ADVOCACY FOR PERSONS WITH TRAUMATIC BRAIN INJURY PROGRAM
 31
 32 Special Revenue Funds - Federal / State Operations
 33 Federal Health and Human Services Fund - 265
 34
 35 By chapter 54, section 1, of the laws of 2005:
 36 For the grant period September 1, 2005 to August 31, 2006:
 37 90,000 (re. \$84,000)
 38
 39 By chapter 54, section 1, of the laws of 2004:
 40 For the grant period September 1, 2004 to August 31, 2005:
 41 85,000 (re. \$35,000)
 42
 43 PROTECTION AND ADVOCACY HELP AMERICA VOTE ACT PROGRAM
 44
 45 Special Revenue Funds - Federal / State Operations
 46 Federal Health and Human Services Fund - 265
 47
 48 By chapter 54, section 1, of the laws of 2005:
 49 For the grant period October 1, 2004 to September 30, 2006:
 50 200,000 (re. \$189,000)
 51
 52 PROTECTION AND ADVOCACY OF INDIVIDUAL RIGHTS PROGRAM
 53
 54 Special Revenue Funds - Federal / State Operations
 55 Federal Department of Education Fund - 267
 56
 57 By chapter 54, section 1, of the laws of 2005:
 58 For the grant period October 1, 2004 to September 30, 2005:
 59 233,000 (re. \$155,000)
 60 For the grant period October 1, 2005 to September 30, 2006:
 61 792,000 (re. \$792,000)

COMMISSION ON QUALITY OF CARE AND
 ADVOCACY FOR PERSONS WITH DISABILITIES

STATE OPERATIONS AND AID TO LOCALITIES - REAPPROPRIATIONS 2006-07

1 By chapter 54, section 1, of the laws of 2004:
 2 For the grant period October 1, 2003 to September 30, 2004:
 3 725,000 (re. \$177,000)
 4 For the grant period October 1, 2004 to September 30, 2005:
 5 755,000 (re. \$562,000)
 6
 7 TECHNOLOGY RELATED ASSISTANCE FOR INDIVIDUALS WITH DISABILITIES PROGRAM
 8
 9 Special Revenue Funds - Federal / State Operations
 10 Federal Department of Education Fund - 267
 11 1031-OT-Education Account
 12
 13 The appropriation made by chapter 54, section 1, of the laws of 2005, to
 14 the administration program, is hereby transferred and reappropriated
 15 to the technology related assistance for individuals with
 16 disabilities program:
 17 For services and expenses related to TR Aid including for contract for
 18 the delivery of direct services to persons utilizing regional tech-
 19 nology centers or other entities funded through the TR Aid project
 20 pursuant to chapter 58 of the laws of 2005:
 21 For the grant period October 1, 2004 to September 30, 2005
 22 230,000 (re. \$229,000)
 23 For the grant period October 1, 2005 to September 30, 2006
 24 230,000 (re. \$230,000)
 25
 26 The appropriation made by chapter 54, section 1, of the laws of 2004, as
 27 transferred by chapter 54, section 1, of the laws of 2005, to the
 28 administration program, is hereby transferred and reappropriated to
 29 the technology related assistance for individuals with disabilities
 30 program:
 31 For services and expenses related to TR Aid including for contract for
 32 the delivery of direct services to persons utilizing regional tech-
 33 nology centers or other entities funded through the TR Aid project:
 34 For the grant period October 1, 2003 to September 30, 2004
 35 230,000 (re. \$185,000)
 36 For the grant period October 1, 2004 to September 30, 2005
 37 230,000 (re. \$41,000)
 38
 39 The appropriation made by chapter 54, section 1, of the laws of 2003, as
 40 transferred by chapter 54, section 1, of the laws of 2005, to the
 41 administration program, is hereby transferred and reappropriated to
 42 the technology related assistance for individuals with disabilities
 43 program:
 44 For services and expenses related to TR Aid including for contract for
 45 the delivery of direct services to persons utilizing regional tech-
 46 nology centers or other entities funded through the TR Aid project.
 47 For the grant period October 1, 2002 to September 30, 2003
 48 230,000 (re. \$230,000)
 49
 50 Total reappropriations for state operations and aid to
 51 localities 14,064,000
 52 =====
 53
 54

CONTINGENT AND OTHER APPROPRIATIONS

1 § 2. The several amounts specified in this section, or so much thereof
2 as may be sufficient to accomplish the purposes designated by the appro-
3 priations, are hereby appropriated and authorized to be paid as herein-
4 after provided, for the several purposes specified.
5

CONTINGENT AND OTHER APPROPRIATIONS

DEPARTMENT OF HEALTH

STATE OPERATIONS AND AID TO LOCALITIES 2006-07

1 Fiduciary Funds / Aid to Localities
2 Miscellaneous New York State Agency Fund - 169
3 Medical Assistance Restitution Account
4
5 For direct payment or transfer to other funds as restitu-
6 tion to the federal, state and local governments, and
7 when appropriate, payments to contractors, of funds
8 collected from providers participating in the medical
9 assistance program through recovery of overpayments and
10 third party activities including \$1,250,000 to be trans-
11 ferred to the department of health third-party health
12 insurance recoveries account, miscellaneous special
13 revenue fund - 339, for activities related to the medi-
14 caid management information system and third-party
15 health insurance recoveries and \$3,700,000 to be trans-
16 ferred to the department of health recoveries and reven-
17 ue account, miscellaneous special revenue fund - 339,
18 for activities related to provider fraud recoveries and
19 revenue maximization. Notwithstanding any inconsistent
20 provision of law, contractor fees may be shared between
21 the state and local social services districts, after
22 first deducting therefrom any federal funds properly
23 received or to be received on account thereof. Notwith-
24 standing section 40 of the state finance law, this
25 appropriation shall remain in effect until March 31,
26 2008. Notwithstanding any other provision of law to the
27 contrary, upon the advice of the commissioner of health,
28 the director of the budget may transfer or suballocate
29 any of the amounts appropriated herein to the department
30 of health 1,771,200,000
31 -----
32
33

CONTINGENT AND OTHER APPROPRIATIONS

DEPARTMENT OF HEALTH

STATE OPERATIONS AND AID TO LOCALITIES - REAPPROPRIATIONS 2006-07

1 General Fund / State Operations
2 State Purposes Account - 003
3
4 By chapter 54, section 2, of the laws of 2002:
5 For expenses related to spinal cord injury research pursuant to chap-
6 ter 338 of the laws of 1998 ... 13,500,000 (re. \$13,500,000)
7
8 Special Revenue Funds - Other / State Operations
9 Miscellaneous Special Revenue Fund - 339
10 Health Services Account
11
12 By chapter 54, section 1, of the laws of 1997, as amended by chapter 54,
13 section 2, of the laws of 2002:
14 For advances to Roswell Park cancer institute account, the Helen Hayes
15 hospital account, the New York city veterans' home account, the New
16 York state home for veterans and their dependents at Oxford account,
17 New York state home for veterans in the lower-Hudson Valley account,
18 and the Western New York veterans' home account. Notwithstanding any
19 existing provision of law, amounts from this appropriation may be
20 made available only upon request of the commissioner of the depart-
21 ment of health and issuance of a certificate of approval by the
22 director of the budget. No moneys may be allocated from this appro-
23 priation until a repayment agreement has been signed between the
24 commissioner of the department of health and the director of the
25 budget regarding the outstanding balance in the miscellaneous
26 special revenue fund - health services account. Each allocation must
27 be repaid within 90 days of the date of the respective certificate
28 provided, however, an outstanding balance amount up to \$500,000 for
29 each institutional account may be carried over into the ensuing
30 fiscal year ... 20,000,000 (re. \$20,000,000)
31
32

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