

Amend Senate 6606, Assembly 9706, A BUDGET BILL, AN ACT to amend the executive law, the vehicle and traffic law.....

Page	Line	Amendment
Page 2,	Unnumbered line 3 (AN ACT CLAUSE),	After "executive law" insert ", the general municipal law and the tax law"
Page 3,	Unnumbered line 54 (AN ACT CLAUSE),	After "state finance law" strike out "and" and insert "," and after "public buildings law" insert "and the education law"
Page 3,	Unnumbered line 55 (AN ACT CLAUSE),	After "local governments" insert ", the state, libraries and library systems"
Page 4,	Unnumbered line 18 (AN ACT CLAUSE),	After "(Part II);" strike out "and"
Page 5,	Unnumbered line 40 (AN ACT CLAUSE),	After "(Part JJ)" insert "; and to amend chapter 503 of the laws of 2009 relating to the disposition of monies recovered by county district attorneys before the filing of an accusatory instrument, in relation to the use of such monies (Part KK) "
Page 5,	Line 4,	After "through" strike out "JJ" and insert "KK"
Page 21,	Line 35,	After " <u>commissioner</u> " insert " <u>of the division of criminal justice services</u> "
Page 49,	Line 51,	Before "board" strike out "[" and after "board" strike out "] <u>office</u> "
Page 50,	Line 1,	Before "board" strike out "[" and after "board" strike out "] <u>office</u> "
Page 50,	Line 25,	Before "board" strike out "[" and after "board" strike out "] <u>office</u> "
Page 50,	Line 31,	Before "board" strike out "[" and after "board" strike out "] <u>office</u> "
Page 80,	Line 44,	After "employees." strike out "Every officer and employee" and insert "All employees"
Page 80,	Line 45,	After "office and" insert "certain employees of"
Page 80,	Line 46,	After "control" strike out "is hereby" and insert "shall be"
Page 83,	Line 38,	After " <u>set forth in</u> " strike out " <u>section one hundred fifty-six</u> " and insert " <u>article 6-c</u> "
Page 87,	Line 53,	Before "director" insert "[" and after

		"director" insert "] <u>commissioner</u> "
Page 88,	Line 42,	Before "officer" insert "[" and after "officer" insert "] <u>division</u> "
Page 94,	Line 38,	After " <u>Firefighting</u> " strike out " <u>and code enforcement</u> "
Page 94,	Line 39,	After " <u>fire fighter</u> " strike out " <u>and code enforcement personnel</u> "
Page 94,	Lines 42 and 43,	After " <u>security law</u> " strike out " <u>or a code enforcement officer charged with enforcement of building or fire codes</u> "
Page 94,	Line 47,	After " <u>fire</u> " strike out " <u>and code enforcement</u> "
Page 94,	Line 48,	After " <u>fire fighters</u> " strike out " <u>and code enforcement personnel</u> "
Page 94,	Line 50,	After " <u>approved fire</u> " strike out " <u>and code enforcement</u> "
Page 94,	Line 51,	After " <u>fire fighters</u> " strike out " <u>and code enforcement personnel</u> "
Page 94,	Lines 52 through 54,	After " <u>approved fire</u> " strike out " <u>and code enforcement training programs</u> " and after " <u>fire fighters</u> " strike out " <u>and code enforcement personnel</u> "
Page 94,	Lines 55 and 56,	After " <u>fire fighters</u> " strike out " <u>and code enforcement personnel</u> "
Page 95,	Lines 4 and 5,	After " <u>fire fighters</u> " strike out " <u>and code enforcement personnel</u> "
Page 95,	Line 11,	After " <u>fire fighters</u> " strike out " <u>and code enforcement personnel</u> "
Page 95,	Lines 18 and 19,	After " <u>of fire</u> " strike out " <u>and code enforcement</u> "
Page 95,	Lines 22 and 23,	After " <u>fire</u> " strike out " <u>and code enforcement</u> "
Page 95,	Lines 28 and 29,	After " <u>fire fighters</u> " strike out " <u>and code enforcement personnel</u> "
Page 95,	Line 36,	After " <u>fire</u> " strike out " <u>and code enforcement</u> "
Page 95,	Line 42,	After " <u>Approve fire</u> " strike out " <u>and code enforcement</u> "
Page 95,	Line 43,	After " <u>fighters</u> " strike out " <u>and code enforcement personnel</u> "

Page 95,	Lines 45 and 46,	After " <u>fire</u> " strike out " <u>and code enforcement</u> "
Page 95,	Line 48,	After " <u>fire fighters</u> " strike out " <u>and code enforcement personnel</u> "
Page 95,	Lines 50 and 51,	After " <u>fire fighters</u> " strike out " <u>and code enforcement personnel</u> " and insert " <u>and revoke such certificates</u> "
Page 95,	Line 53,	After " <u>fire</u> " strike out " <u>and code enforcement</u> "
Page 96,	Lines 6 through 8,	After " <u>fire fighters</u> " strike out " <u>and code enforcement personnel</u> " and after " <u>fire science</u> " strike ";" and insert " <u>and</u> " and after " <u>fire administration</u> " strike out " <u>and code enforcement</u> "
Page 96,	Between lines 8 and 9,	<p>Insert "§28-a. The executive law is amended by adding a new section 376-a to read as follows:</p> <p><u>§ 376-a. Code Enforcement Training.</u></p> <p><u>1. For the purpose of this section, the term code enforcement personnel shall mean a code enforcement official charged with enforcement of the uniform fire prevention and building code or the state energy conservation construction code.</u></p> <p><u>2. In addition to the functions, powers and duties otherwise provided by this article, the secretary of state may promulgate rules and regulations with respect to:</u></p> <p><u>(a) The approval, or revocation thereof, of code enforcement training programs for code enforcement personnel;</u></p> <p><u>(b) Minimum courses of study, attendance requirements, and equipment and facilities to be required for approved code enforcement training programs for code enforcement personnel;</u></p> <p><u>(c) Minimum qualifications for instructors for approved code enforcement training programs for code enforcement personnel;</u></p> <p><u>(d) The requirements of minimum basic training which code enforcement personnel shall complete in order to be eligible for continued employment or permanent appointment, and the time within which such basic training must be completed following such appointment;</u></p> <p><u>(e) The requirements for in-service training programs designed to assist code enforcement personnel in maintaining skills and being informed of technological advances;</u></p> <p><u>(f) Categories or classifications of advanced in-service training programs and</u></p>

		<p><u>minimum courses of study and attendance requirements with respect to such categories or classifications;</u></p> <p><u>(g) Exemptions from particular provisions of this article in the case of any county, city, town, or village if in the opinion of the secretary of state the standards of code enforcement training established and maintained by such county, city, town, or village are equal to or higher than those established pursuant to this article; or revocation in whole or in part of such exemption, if in his or her opinion the standards of code enforcement training established and maintained by such county, city, town, or village are lower than those established pursuant to this article;</u></p> <p><u>3. In furtherance of his or her functions, powers and duties as set forth in this section, the secretary of state may:</u></p> <p><u>(a) Recommend studies, surveys and reports to be made by the department of state regarding the carrying out of the objectives and purposes of this section;</u></p> <p><u>(b) Visit and inspect any code enforcement training programs approved by the secretary of state or for which application for such approval has been made; and</u></p> <p><u>(c) Recommend standards for promotion to supervisory positions.</u></p> <p><u>4. In addition to the functions, powers and duties otherwise provided by this section, the secretary of state shall:</u></p> <p><u>(a) Approve code enforcement training programs for code enforcement personnel and issue certificates of approval to such programs, and revoke such approval or certificate;</u></p> <p><u>(b) Certify, as qualified, instructors for approved code enforcement training programs for code enforcement personnel and issue appropriate certificates to such instructors;</u></p> <p><u>(c) Certify code enforcement personnel who have satisfactorily completed basic training programs and in-service training programs, and issue appropriate certificates to such code enforcement personnel, and revoke such certificate;</u></p> <p><u>(d) Cause studies and surveys to be made relating to the establishment, operation, effectiveness and approval of code enforcement training programs;</u></p> <p><u>(e) Cause studies and surveys to be made relating to the completion or partial completion of training programs by video or computer to the maximum extent practicable;</u></p>
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Page 103,	Lines 21 through 33,	<p>After "§ 44." strike out "Paragraphs (d) and (e) of subdivision 6 of section 186-f of the tax law, as added by section 3 of part B of chapter 56 of the laws of 2009, are amended and a new paragraph (f) is added to read as follows:</p> <p>(d) Not less than the sum of ten million dollars annually must be disbursed pursuant to article six-A of the county law and appropriated by the legislature; and</p> <p>(e) To provide the costs of debt service for bonds and notes issued to finance expedited deployment funding pursuant to the provisions of section three hundred thirty-three of the county law and section sixteen hundred eighty-nine-h of the public authorities law [.] <u>and</u></p> <p><u>(f) services and expenses that support the operations and mission of the division of homeland security and emergency services as appropriated by the legislature."</u> and insert "Paragraph (d) of subdivision 6 of section 186-f of the tax law, as added by section 3 of part B of chapter 56 of the laws of 2009, is REPEALED, paragraph e is renumbered and amended and a new paragraph (e) is added to read as follows:</p> <p><u>(d) to provide the costs of debt service for bonds and notes issued to finance expedited deployment funding pursuant to the provisions of section three hundred eighty-nine-h of the public authorities law; and</u></p> <p><u>(e) services and expenses that support the operations and mission of the division of homeland security and emergency services as appropriated by the legislature.</u></p>
Page 104,	Line 13,	After "(3)" insert "[" and after "upon the" strike out "["
Page 104,	Line 14,	After "of state" strike out "] <u>state fire administrator"</u>
Page 104,	Line 15,	After "(4)" insert "]"

Page 104,	Lines 34 and 35,	After "buildings" insert "[" and after "by the" strike out "[" and after "secretary of state" strike out "]" <u>state fire administrator</u> " and after "chapter," insert "]"
Page 114,	Between lines 34 and 35,	Insert "§59-a. Section 380 of the executive law, as added by section 707 of the laws of 1981, is amended to read as follows: The secretary[, by and through the office of fire prevention and control,] shall administer a program of local assistance to aid local governments in the administration and enforcement of locally adopted or state promulgated building and fire codes. Said program of local assistance shall conform to the requirements of section fifty-four-g of the state finance law. The secretary shall adopt, amend and rescind such rules, regulations and guidelines as may be necessary for the performance of his functions, powers and duties under this section."
Page 142,	Line 28,	After "section" strike out "180.20" and insert "182.20"
Page 142,	Line 31,	After "shall" strike out "become effective" and insert "take effect"
Page 142,	Line 32,	After "as" strike out "referenced" and insert "provided for"
Page 142,	Line 33,	After "three" insert "; provided that the chairman of the commission of correction shall notify the legislative bill drafting commission upon the occurrence of the promulgation of the rules and regulations as provided for in section three of this act in order that the commission may maintain an accurate and timely effective database of the official text of the laws of the state of New York in furtherance of effectuating the provisions of section 44 of the legislative law and section 70-b of the public officers law"
Page 236,	Line 32,	After "city;" strike out "[" and before "(ii)" strike out "]"
Page 236,	Line 33,	After "nine" strike out "["
Page 236,	Line 34,	After "thereafter" strike out "]"
Page 236,	Lines 36 through 39,	After "eight" strike out "; and (iii) <u>for the state fiscal year commencing April first, two thousand ten and for each state fiscal year thereafter, an amount equal to ninety percent of the state aid payment received in the state fiscal year</u>

		<u>commencing April first, two thousand nine"</u>
Page 244,	Line 21,	After " <u>waived</u> " strike out " <u>for a period of five years,</u> "
Page 244,	Lines 26 and 27,	After " <u>waiver</u> " strike out " <u>, for such length of time as deemed appropriate but not to exceed five years,</u> "
Page 250,	Line 10,	After "9." strike out "Subdivision 4" and insert "Subdivisions 1 and 4"
Page 250,	Line 11,	After "2008," strike out "is" and insert "are"
Page 250,	Between lines 12 and 13,	Insert "1. The commissioner shall publish on a daily basis a procurement opportunities newsletter, which shall contain notices of procurement contract opportunities and any other information the commissioner deems necessary to effectuate the purposes of this article. [Notices of procurement contract opportunities shall be available on the internet for at least fifteen days.]"
Page 251,	Between lines 26 and 27,	Insert "§ 12-a. Section 255 of the education law is amended by adding a new subdivision 6 to read as follows: <u>6. The board of trustees of any two, or more, public libraries, public library systems, reference and research library resources systems, as defined in this chapter, shall have the power to enter into, amend, cancel and terminate agreements for performance among themselves or one for the other of their respective functions, for the purpose of cooperatively advertising and awarding bids for equipment, supplies and services, provided:</u> <u>a. such advertising and awards have been made in accordance with the requirements of article five-A of the general municipal law;</u> <u>b. the purchasing and making of contracts shall be subject to general laws applicable thereto; and</u> <u>c. that any such agreements shall include a manner of responding for any liabilities that might be incurred in the operation of the joint service or agreement."</u>
Page 256,	Line 54,	After " <u>law</u> " insert " <u>or a federal credit union</u> "
Page 259,	Line 6,	After "tax" strike out "[" and after "corporations" strike out " <u>]common carriers</u> "

Page 259,	Line 7,	After "the" strike out "[" and after "service" strike out "] <u>commissioner of transportation</u> "
Page 259,	Line 8,	After "article" strike out "[" and after "three-a" strike out "] <u>five</u> " and after "the" strike out "[" and after "service" strike out "] <u>transportation</u> " and after "law" insert ", <u>in effect on January first, nineteen hundred fifty-nine</u> "
Page 260,	Line 8,	After "tax" strike out "[" and after "corporations" strike out "]"
Page 260,	Line 9,	Before "subject" strike out " <u>common carriers</u> " and after "supervision of the" strike out "["
Page 260,	Line 10,	After "service" strike out "] <u>commissioner of transportation</u> " and after "article" strike out "[" and after "three-a" strike out "]"
Page 260,	Line 11,	Before "of" strike out " <u>five</u> " and after "the" strike out "[" and after "service" strike out "] <u>transportation</u> " and after "law" insert ", <u>in effect on January first, nineteen hundred fifty-nine</u> "
Page 265,	Lines 37 through 39,	After "5." strike out "\$2,000,000 from any of the office of parks, recreation and historic preservation special revenue federal funds to the special revenue fund (339) federal grant indirect cost recovery account" and insert "Intentionally omitted"
Page 265,	Line 40,	After "6." strike out "\$1,000,000" and insert "3,000,000"
Page 265,	Line 41,	After "preservation" insert "capital projects federal funds and"
Page 267,	Line 41,	After "1." strike out "\$1,500,000" and insert "\$12,000,000"
Page 267,	Lines 42 through 44,	After "to the" strike out "miscellaneous special revenue fund (339), quality assurance and audit revenue activities account (GB)" and insert "general fund"
Page 271,	Lines 39 and 40,	After "a result of" strike out "the five day salary deferral authorized with the 2010-11 budget" and insert "workforce savings actions"
Page 272,	Line 10,	After "\$14." strike out "Intentionally omitted" and insert "Notwithstanding any law to the contrary, the insurance department shall finance the annual expenses related to its activities and

		<p>operations from revenues derived from assessments upon those entities required to pay such assessments pursuant to section 332 of the insurance law. For state fiscal year 2010-11, the total value of the annual assessment will be equal to the total value of the department's enacted appropriations. In such instances where the total value of the annual industry assessment exceeds actual annual expenses of the department's operations and activities, in accordance with section 4 of the state finance law, the comptroller is hereby authorized and directed to transfer, at the request of the director of the budget, any unencumbered monies of the special revenue fund (339) insurance department account (B6), that comprise the difference of the total value of the annual industry assessment and the actual annual expenses of the department's operations and activities, to the general fund on or before March 31, 2011."</p>
Page 344,	Between lines 3 and 4,	Insert "New Part KK (70053-01-0)"
Page 344,	Line 14,	After "through" strike out "JJ" and insert "KK"