

STATE OF NEW YORK

S. 6602

A. 9702

SENATE - ASSEMBLY

January 19, 2010

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 legal requirements of the state debt service and lease purchase payments and other special contractual obligations

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

1 Section 1. The several sums specified in this section, or so much
2 thereof as may be sufficient to accomplish in full the purposes desig-
3 nated by the appropriations, are hereby appropriated to be paid as here-
4 in provided for the funds and purposes specified and are made available
5 for the fiscal year beginning April 1, 2010.

6 DEBT SERVICE FUND--GENERAL DEBT SERVICE FUND--311

7
8
9 Maintenance undistributed

10 For the legal requirements of principal, interest, and
11 related expenses on general obligation bonds, and lease
12 purchase, special contractual and revenue bond obli-
13 gations, as issued pursuant to article 5-C of the state
14 finance law and payments for interest rate exchange and
15 similar agreements, in accordance with the following
16 schedule 4,407,375,000
17 =====

18 19 SCHEDULE

20 21 GENERAL OBLIGATION PAYMENTS

22 The sum of \$515,000,000, or so much thereof as may be
23 necessary, is hereby appropriated for payment by the
24 state comptroller for general obligation bonds issued in
25 connection with higher education construction, pure
26 waters, environmental quality, transportation capital
27 facilities, rail preservation, outdoor recreation devel-
28 opment, energy conservation through improved transporta-
29 tion, parks and recreation land acquisition, rebuild New
30 York through transportation infrastructure renewal and
31 accelerated capacity and transportation improvements of
32 the nineties, clean water/clean air, and rebuild and
33 renew New York transportation purposes, in accordance
34 with the following sub-schedule 515,000,000
35 -----

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

1 sub-schedule
 2
 3 Debt service payments 510,000,000
 4 Related expenses 5,000,000
 5 -----
 6 Total of sub-schedule 515,000,000
 7 =====

8
 9 LEASE PURCHASE PAYMENTS

10 The several sums, or so much thereof as may be sufficient
 11 to accomplish in full the purposes designated by the
 12 appropriations, are hereby appropriated and are, subject
 13 to the issuance of certificates of approval of avail-
 14 ability by the director of the budget, available for the
 15 purpose of making payments for lease purchase obli-
 16 gations, in accordance with the following schedule 39,875,000
 17 -----

18
 19 SCHEDULE

20
 21 For payment to the Urban Development Corpo-
 22 ration for the south mall 35,000,000
 23 For payment to the Dormitory Authority for
 24 the New York public library for the blind
 25 and physically handicapped pursuant to
 26 chapter 349 of the laws of 1988 1,200,000
 27 For payment to the Dormitory Authority for
 28 the Judicial Institute at Pace University,
 29 pursuant to chapter 613 of the laws of
 30 1999, as amended 1,000,000
 31 For payment of the lease purchase agreement
 32 for Hampton Plaza 700,000
 33 For payment of the lease purchase agreement
 34 for the department of transportation
 35 region one headquarters building in the
 36 city of Schenectady 1,500,000
 37 -----
 38 Total of debt service schedule 39,400,000
 39 -----

40
 41 For payment of related expenses, in accord-
 42 ance with the following schedule.

43
 44 SCHEDULE

45
 46 Urban Development Corporation 50,000
 47 Dormitory Authority 300,000
 48 Office of General Services 125,000
 49 -----
 50 Total of related expenses schedule 475,000
 51 -----
 52
 53 Total of schedules 39,875,000
 54 =====

55
 56 SPECIAL CONTRACTUAL OBLIGATION PAYMENTS

57 The several sums, or so much thereof as may be sufficient
 58 to accomplish in full the purposes designated by the
 59 appropriations, are hereby appropriated and are, subject
 60 to the issuance of certificates of approval of avail-
 61 ability by the director of the budget, available for the
 62 purpose of making payments for special contractual obli-
 63 gations, in accordance with the following schedule 1,758,700,000
 64 -----
 65
 66

SCHEDULE

1		
2		
3	For payment to the Triborough Bridge and	
4	Tunnel Authority and the Urban Development	
5	Corporation pursuant to the provisions of	
6	an agreement of sublease between the	
7	Triborough Bridge and Tunnel Authority and	
8	the state of New York for the Convention	
9	Center project	43,000,000
10	For payment to the Urban Development Corpo-	
11	ration pursuant to the provisions of an	
12	agreement or agreements entered between	
13	the State and the Urban Development Corpo-	
14	ration to pay for bonds, notes, or other	
15	obligations issued or entered into for	
16	correctional facilities	175,000,000
17	For payment to the Urban Development Corpo-	
18	ration pursuant to the provisions of an	
19	agreement or agreements of lease and	
20	sublease entered into between, but not	
21	limited to, the Urban Development Corpo-	
22	ration, the Office of General Services and	
23	the Department of Correctional Services	
24	for the rental of correctional facilities.	21,000,000
25	For payment according to the following sub-	
26	schedule to the Urban Development Corpo-	
27	ration for project revenue bonds, pursuant	
28	to the provisions of certain agreements of	
29	lease between the entities designated on	
30	the following sub-schedule and the state	
31	of New York and the assignment of rent	
32	thereof to the Urban Development Corpo-	
33	ration	16,000,000
34		
35	sub-schedule	
36		
37	Rensselaer Polytechnic Insti-	
38	tute (Center for Industrial	
39	Innovation)	4,500,000
40	Syracuse University (Science	
41	and Technology Center)	2,800,000
42	Cornell University (Supercom-	
43	puter Center)	700,000
44	Columbia University (Telecom-	
45	munications Center)	5,000,000
46	Clarkson University	1,100,000
47	University Grants 95 Refunding	1,900,000
48		-----
49	Total of sub-schedule	16,000,000
50		-----
51		
52	For payment to the Urban Development Corpo-	
53	ration pursuant to the provisions of an	
54	agreement or agreements entered into	
55	between, but not limited to, the Urban	
56	Development Corporation and the State for	
57	the rental of youth facilities	20,500,000
58	For payment to the Dormitory Authority, for	
59	payment of bonds issued to finance the	
60	Department of Health's David Axelrod	
61	Institute for Public Health, pursuant to	
62	the provisions of an agreement between the	
63	Dormitory Authority and the Department of	
64	Health	6,000,000
65		

1	For payment to the Dormitory Authority, for	
2	payment of bonds issued to finance State	
3	Department of Education facilities, pursu-	
4	ant to an agreement between the Dormitory	
5	Authority and the State Education Depart-	
6	ment	4,500,000
7	For payment to the Housing Finance Agency	
8	and the Urban Development Corporation for	
9	payment of bonds issued to finance the	
10	State's housing programs	63,000,000
11	For payment to the Metropolitan Transporta-	
12	tion Authority, pursuant to state service	
13	contracts authorized by section 16 of	
14	chapter 314 of the laws of 1981, section	
15	42 of chapter 929 of the laws of 1986, as	
16	amended by chapter 13 of the laws of 1987,	
17	and section 34 of part 0 of chapter 61 of	
18	the laws of 2000	165,000,000
19	For payment to the State University	
20	Construction Fund, for payment to the	
21	Dormitory Authority, pursuant to paragraph	
22	(e) of subdivision 19 of section 1680 of	
23	the public authorities law, to pay for	
24	bonds or notes issued by such authority,	
25	pursuant to agreements between the State	
26	University Construction Fund, State	
27	University of New York and the Dormitory	
28	Authority, relating to State University	
29	education facilities. Notwithstanding the	
30	provisions of section 40 of the state	
31	finance law or any other provision of law	
32	to the contrary, this appropriation shall	
33	remain in full force and effect until	
34	April 30, 2011	350,000,000
35	For payment to the State University	
36	Construction Fund, for payment to the	
37	Dormitory Authority, in accordance with	
38	subdivision 8 of section 6304 of the	
39	education law, for bonds, notes, or other	
40	obligations issued by such authority,	
41	pursuant to an agreement or agreements	
42	among the State University of New York,	
43	various community colleges and their spon-	
44	sors, and the Dormitory Authority for	
45	educational facilities of community	
46	colleges	25,000,000
47	For payment to the City University	
48	Construction Fund for City University	
49	senior colleges and for community col-	
50	leges. Moneys hereby appropriated, or por-	
51	tions thereof, are for payments net of all	
52	interest and investment earnings on senior	
53	and community college payments and other	
54	excess earnings held by the City Universi-	
55	ty Construction Fund, in accordance with	
56	the following sub-schedule	278,000,000
57		
58	sub-schedule	
59		
60	City University senior	
61	colleges	236,000,000
62	City University community	
63	colleges	42,000,000
64		-----
65	Total of sub-schedule	278,000,000
66		-----

1	For payment to the Dormitory Authority,	
2	pursuant to the provisions of a service	
3	contract or contracts, for payment of	
4	bonds or notes issued for the financing of	
5	projects at the Albany County Airport	4,000,000
6	For payment to the Dormitory Authority and	
7	the Urban Development Corporation for	
8	bonds issued for one or more facilities	
9	provided for the department of audit and	
10	control, the New York state and local	
11	employees' retirement system, and the New	
12	York state and local police and fire	
13	retirement system and on behalf of the	
14	departments or agencies having occupancy	
15	or use of other state facilities and park-	
16	ing facilities	1,200,000
17	For payment to the Dormitory Authority, for	
18	payment of bonds issued to finance eligi-	
19	ble school construction projects for	
20	rebuilding schools to uphold education	
21	(RESCUE), pursuant to an agreement or	
22	agreements between the Dormitory Authority	
23	and the state	8,500,000
24	For payment to the Dormitory Authority, for	
25	payment of bonds issued to finance eligi-	
26	ble child care facilities development	
27	projects, pursuant to an agreement or	
28	agreements between the Dormitory Authority	
29	and the state	2,000,000
30	For payment to the Thruway Authority, pursu-	
31	ant to section 380 of the public authori-	
32	ties law, to pay for Local Highway and	
33	Bridge Service Contract bonds or notes	
34	issued by such authority pursuant to an	
35	agreement between the Thruway Authority	
36	and the state	245,000,000
37	For payment to the Environmental Facilities	
38	Corporation to pay for bonds or notes	
39	issued by such authority pursuant to an	
40	agreement between the Environmental Facil-	
41	ities Corporation and the Office of Parks,	
42	Recreation and Historic Preservation	1,800,000
43	For payment to the Environmental Facilities	
44	Corporation, pursuant to subdivision 1 of	
45	section 1290 of the public authorities	
46	law, to pay for bonds or notes issued by	
47	such authority pursuant to a lease agree-	
48	ment between the Environmental Facilities	
49	Corporation and the Office of Parks,	
50	Recreation and Historic Preservation	
51	relating to the financing of Riverbank	
52	State Park	5,000,000
53	For payment to the Environmental Facilities	
54	Corporation for bonds and notes issued by	
55	such authority, pursuant to an agreement	
56	between the Environmental Facilities	
57	Corporation and the Office of Mental	
58	Health relating to the financing of a	
59	Waste water treatment facility for Pilgrim	
60	Psychiatric Center	900,000
61	For payment to the Environmental Facilities	
62	Corporation, for payment of bonds issued	
63	to finance eligible pipeline for jobs	
64	projects, pursuant to an agreement or	
65	agreements between the Environmental	
66	Facilities Corporation and the State	3,000,000

1	For payment to the Environmental Facilities	
2	Corporation, for payment of bonds issued	
3	to finance environmental infrastructure	
4	projects, pursuant to an agreement or	
5	agreements between the Environmental	
6	Facilities Corporation and the State	22,000,000
7	For payment according to the following sub-	
8	schedule for bonds issued to finance	
9	consolidated service contract refundings..	245,000,000
10		-----
11		
12	sub-schedule	
13		
14	Urban Development Corporation. 175,000,000	
15	Dormitory Authority	70,000,000
16		-----
17	Total of sub-schedule	245,000,000
18		-----
19		
20	Total of debt service schedule	1,705,400,000
21		-----

22
23 For payment of related expenses in accord-
24 ance with the following schedule.

25		
26	SCHEDULE	
27		
28	Urban Development Corporation	3,500,000
29	Housing Finance Agency	4,000,000
30	Dormitory Authority	9,000,000
31	Dormitory Authority Capital Expenses	35,000,000
32	Environmental Facilities Corporation	300,000
33	Triborough Bridge and Tunnel Authority	1,000,000
34	Thruway Authority	500,000
35		-----
36	Total of related expenses schedule	53,300,000
37		-----
38		
39	Total of schedules	1,758,700,000
40		=====

41
42 REVENUE BOND FINANCING AGREEMENT PAYMENTS

43 The several sums, or so much thereof as may
44 be necessary, are hereby appropriated for
45 payment to the dormitory authority, the
46 environmental facilities corporation, the
47 housing finance agency, the thruway
48 authority, and the urban development
49 corporation and are, subject to the issu-
50 ance of certificates of approval of avail-
51 ability by the director of the budget,
52 available for the purpose of making
53 financing agreement payments related to
54 personal income tax revenue bond obli-
55 gations, as authorized pursuant to article
56 5-C of the state finance law and in
57 accordance with the following schedule ... 2,093,800,000

58		-----
59		
60	SCHEDULE	
61		
62	Economic Development and Housing	390,000,000
63	Education	470,000,000
64	Environment	100,000,000
65	General Purpose	625,000,000
66	Healthcare	20,000,000

1	State Facilities and Equipment	220,000,000
2	Transportation	250,000,000
3		-----
4	Total of schedule	2,075,000,000
5		-----

6
7 For payment of related expenses in accordance with the following schedule.

8
9
10 SCHEDULE

11	Urban Development Corporation	2,000,000
12	Housing Finance Agency	2,500,000
13	Dormitory Authority	12,500,000
14	Dormitory Authority Capital Expenses	800,000
15	Environmental Facilities Corporation	800,000
16	Thruway Authority	200,000
17		-----
18	Total of schedule	18,800,000
19		-----

20		
21		
22	Total of schedules	2,093,800,000
23		=====

24		
25	Total of schedule	4,407,375,000
26		=====

27
28 DEBT SERVICE FUND--HOUSING DEBT FUND--316

29
30 GENERAL OBLIGATION PAYMENTS

31	The sum of \$16,500,000, or so much thereof as may be	
32	necessary, is hereby appropriated for payment by the	
33	state comptroller of principal and interest on general	
34	obligation bonds issued in connection with state housing	
35	(low cost, middle income and urban renewal)	16,500,000
36		=====

37
38 DEBT SERVICE FUND--HEALTH INCOME FUND--319

39		
40	For debt service and related expenses in accordance with	
41	the following schedule	33,700,000
42		-----

43
44 SCHEDULE

45		
46	The sum of \$30,000,000, or so much thereof as may be	
47	necessary of operating revenues received from department	
48	of health facilities other than the New York City Veterans'	
49	Home, is hereby appropriated for payment by the	
50	state comptroller of all obligations under the terms of	
51	agreements between the health department and the dormi-	
52	tory authority	30,000,000
53	The sum of \$2,000,000, or so much thereof as may be neces-	
54	sary of operating revenues received from the New York	
55	City Veterans' Home, is hereby appropriated for payment	
56	by the state comptroller of all obligations under the	
57	terms of agreements between the health department and	
58	the dormitory authority	2,000,000
59	Related expenses	500,000
60	Capital expenses	1,200,000
61		-----
62	Total of schedule	33,700,000
63		=====

64
65

DEBT SERVICE FUND--STATE UNIVERSITY DORMITORY INCOME FUND--330

The sum of \$91,000,000, or so much thereof as may be necessary, is hereby appropriated for payment by the state comptroller of all obligations under the terms of agreements between the state university of New York and the dormitory authority and refunds to students for room rental and college fee overpayments, in accordance with the following schedule

91,000,000

SCHEDULE

Debt service payments	83,000,000
Related expenses	500,000
Capital expenses	7,500,000
Total of schedule	91,000,000

DEBT SERVICE FUND--MENTAL HEALTH SERVICES FUND--304

The sum of \$375,000,000, or so much thereof as may be necessary, is hereby appropriated for payment by the state comptroller of all obligations of the dormitory authority, as successor to the facilities development corporation and the medical care facilities finance agency pursuant to chapter 83 of the laws of 1995, under the terms of any lease, sublease, or other financing agreement with the department of mental hygiene, in accordance with the following schedule

375,000,000

SCHEDULE

Debt service payments	365,000,000
Related expenses	10,000,000
Total of schedule	375,000,000

DEBT SERVICE FUND--LOCAL GOVERNMENT ASSISTANCE TAX FUND--364

The sum of \$398,000,000, or so much thereof as may be necessary, is hereby appropriated for payment of all obligations, including but not limited to reserve fund credit facilities, to the local government assistance corporation pursuant to a certificate or certificates filed by the chairman of the corporation with the state comptroller and the governor, pursuant to subdivision 1 of section 3240 of the public authorities law, in accordance with the following schedule

398,000,000

SCHEDULE

Debt service payments	380,000,000
Related expenses	18,000,000
Total of schedule	398,000,000

TRUST AND AGENCY FUND--SCHOOL CAPITAL FACILITIES
FINANCING RESERVE FUND--130

1
2
3
4 The sum of \$30,500,000, or so much thereof as may be
5 necessary, is hereby appropriated for payment by the
6 state comptroller to the dormitory authority for the
7 purpose of meeting the terms of any contractual agree-
8 ments between the dormitory authority and participating
9 special act school districts listed in chapter 566 of
10 the laws of 1967, as amended, state-supported schools
11 for blind and deaf students and children with other
12 handicapping conditions pursuant to article 85 of the
13 education law, and private not-for-profit schools
14 approved by the commissioner of education pursuant to
15 article 89 of the education law, in accordance with the
16 following schedule 30,500,000

SCHEDULE

17 -----
18
19
20
21 Debt service payments 30,000,000
22 Related expenses 250,000
23 Capital expenses 250,000
24 -----
25 Total of schedule 30,500,000
26 =====

DEDICATED HIGHWAY AND BRIDGE TRUST FUND--SPECIAL
OBLIGATION RESERVE AND PAYMENT ACCOUNT--072

27
28
29
30
31 The sum of \$920,200,000, or so much thereof as may be
32 necessary, is hereby appropriated to pay for bonds or
33 notes as required under dedicated highway and bridge
34 trust fund cooperative agreements under section 10-e of
35 the highway law, in accordance with the following sched-
36 ule 920,200,000

SCHEDULE

37 -----
38
39
40
41 Debt service payments 920,000,000
42 Related expenses 200,000
43 -----
44 Total of schedule 920,200,000
45 =====

DEBT REDUCTION RESERVE FUND - 064

46
47
48
49 The sum of \$250,000,000, or so much thereof as may be
50 necessary, is hereby appropriated from the debt
51 reduction reserve fund for the purposes of principal,
52 interest, and related expenses, for retiring or defeas-
53 ing bonds previously issued, including any accrued
54 interest or other expenses related thereto, for any
55 state-related bonding program or programs and for trans-
56 fer, upon request of the director of the budget, to
57 various capital projects funds as designated by the
58 director of the budget for the funding of capital
59 projects, equipment acquisitions, or similar expenses
60 which have been authorized by law to be financed through
61 the issuance of bonds, notes, or other obligations 250,000,000

62 =====
63
64

CONTINGENT AND OTHER APPROPRIATIONS

§ 2. The several sums specified in this section, or so much thereof as may be sufficient to accomplish in full the purposes designated by the appropriations, are hereby appropriated to be paid as herein provided for the funds and purposes specified and are made available for the fiscal year beginning April 1, 2010.

GENERAL FUND--STATE PURPOSES ACCOUNT--003

The sum of \$20,000,000, or so much thereof as may be necessary, is hereby appropriated from the general fund to the credit of the state purposes account solely for the purpose of making payments of rebates to the federal government to maintain the exemption from federal income taxation of the interest paid to the holders of state obligations issued pursuant to sections 55 and 57 of the state finance law 20,000,000

The sum of \$225,000,000, or so much thereof as may be necessary, is hereby appropriated from the general fund to the credit of the state purposes account solely for the purpose of redeeming general obligation bonds issued by the state of New York, provided, however, that the amount to be expended from this appropriation shall be limited to the amount, as determined by the comptroller, to be necessary to maintain the exemption from federal taxation of the interest paid to the holders of state obligations issued pursuant to sections 55 and 57 of the state finance law 225,000,000

ALL FUNDS

For payment of principal and interest, including but not limited to reserve fund credit facilities, on variable rate obligations and interest rate exchange and similar agreements for state-supported debt or for transfer to any other appropriation, in accordance with the following schedule 2,100,000,000

SCHEDULE

Debt service payments 1,500,000,000
Related expenses 100,000,000
Interest rate exchange and similar agreements 500,000,000
Total of schedule 2,100,000,000

DEBT SERVICE FUND--GENERAL DEBT SERVICE FUND--311

SPECIAL CONTRACTUAL OBLIGATION PAYMENTS

For payment to the dormitory authority, as successor to the medical care facilities finance agency pursuant to chapter 83 of the laws of 1995, for payment of principal interest, and related expenses on bonds or notes issued pursuant to the provisions of section 7-a of the New York state medical care facilities finance agency act, as amended, which provide that the service contract payments will be made to meet the debt service payments due if the funds and accounts established under the bond

1 resolution, the secured hospital debt service reserve
 2 fund, and the secured hospital capital reserve fund are
 3 inadequate, in accordance with the following schedule .. 83,000,000
 4 -----

5
 6 SCHEDULE

7
 8 Debt service payments 82,000,000
 9 Related expenses 1,000,000
 10 -----
 11 Total of schedule 83,000,000
 12 =====

13
 14 For payment to the tobacco settlement financing corpo-
 15 ration, for payment of bonds or notes issued pursuant to
 16 the provisions of part D3 of chapter 62 of the laws of
 17 2003 which provides that contingency contract payments
 18 will be made to meet the debt service payments due if
 19 the funds and accounts established under the bond inden-
 20 tures, the debt service accounts, the debt service
 21 reserve accounts and the supplemental accounts are inad-
 22 equate, in accordance with the following schedule 338,000,000
 23 -----

24
 25 SCHEDULE

26
 27 Debt service payments 337,000,000
 28 Related expenses 1,000,000
 29 -----
 30 Total of schedule 338,000,000
 31 =====
 32