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 operations and for aid to localities, or so much thereof as shall be sufficient to accomplish the purposes designated by the appropriations, are hereby appropriated and authorized to be paid as hereinafter provided, to the respective public officers and for the several purposes specified.

b) Where applicable, appropriations made by this chapter for expenditures from federal grants for state operations and for aid to localities may be allocated for spending from federal grants for any grant period beginning, during, or prior to, the state fiscal year beginning on April 1, 2010.

c) The several amounts specified in this chapter for capital projects, or so much thereof as shall be necessary to accomplish the purpose of the appropriations, are appropriated by comprehensive construction programs (hereinafter referred to by the abbreviation CCP), purposes, and projects designated by the appropriations, and authorized to be made available as hereinafter provided to the respective public officers; such appropriations shall be deemed to provide all costs necessary and pertinent to accomplish the intent of the appropriations and are appropriated in accordance with the provisions of section 93 of the state finance law.

d) Any amounts specified in this chapter for advances for capital projects, or so much thereof as shall be necessary to accomplish the purpose of the appropriations, are appropriated by comprehensive construction programs (hereinafter referred to by the abbreviation CCP), purposes and projects designated by the appropriations as advances from the capital projects fund in accordance with the provisions of sections 40-a and 93 of the state finance law, and are authorized to be paid as hereinafter provided as an advance for a share, part or whole of the cost for such programs, purposes and projects hereinafter specified.

EXPLANATION--Matter in italics (underscored) is new; matter in brackets [ ] is old law to be omitted.
e) The several amounts specified in this chapter as capital projects - reappropriations, or so much thereof as shall be sufficient to accomplish the purpose of the appropriations, as appropriated by comprehensive construction programs (hereinafter referred to by the abbreviation CCP), purposes, and projects, being the undisbursed balances of the prior year's appropriations, are reappropriated and unless otherwise amended or repealed in part or total in this chapter shall continue to be available for the same purposes as the prior appropriations or as otherwise amended for the fiscal year beginning April 1, 2010.

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

For the purpose of complying with section 25 of the state finance law, the year, chapter and section of the last act reappropriating a former original appropriation or any part thereof are, unless otherwise indicated, chapter 54, section 1 or 2, of the laws of 2009.

f) The several amounts named herein, or so much thereof as shall be sufficient to accomplish the purpose designated, being the unexpended balances of the prior year's appropriations, are hereby reappropriated from the same funds and made available for the same purposes as the prior year's appropriations, unless herein amended, for the fiscal year beginning April 1, 2010. Certain reappropriations in this chapter are shown using abbreviated text, with three leader dots (an ellipsis) followed by three spaces (... ) used to indicate where existing law that is being continued is not shown. However, unless a change is clearly indicated by the use of brackets [-] for deletions and underscores for additions, the purposes, amounts, funding source and all other aspects pertinent to each item of appropriation shall be as last appropriated.

For the purpose of complying with the state finance law, the year, chapter and section of the last act reappropriating a former original appropriation or any part thereof is, unless otherwise indicated, chapter 54, section 1 or 2, of the laws of 2009.

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

h) The appropriations contained in this chapter shall be available for the fiscal year beginning on April 1, 2010.
For payment according to the following schedule:

<table>
<thead>
<tr>
<th>Fund Type</th>
<th>State Operations</th>
<th>Aid to Localities</th>
<th>Capital Projects</th>
<th>Total</th>
</tr>
</thead>
<tbody>
<tr>
<td>General Fund - State and Local</td>
<td>113,042,400</td>
<td></td>
<td></td>
<td>113,042,400</td>
</tr>
<tr>
<td>Special Revenue Funds - Federal</td>
<td>125,237,000</td>
<td></td>
<td></td>
<td>125,237,000</td>
</tr>
<tr>
<td>Special Revenue Funds - Other</td>
<td>1,230,000</td>
<td></td>
<td></td>
<td>1,230,000</td>
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<tr>
<td>Enterprise Funds</td>
<td>100,000</td>
<td></td>
<td></td>
<td>100,000</td>
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<tr>
<td>All Funds</td>
<td>239,609,400</td>
<td></td>
<td></td>
<td>239,609,400</td>
</tr>
</tbody>
</table>

AGENCY BUDGET SUMMARY OF NEW APPROPRIATIONS

<table>
<thead>
<tr>
<th>Fund Type</th>
<th>State Operations</th>
<th>Aid to Localities</th>
<th>Capital Projects</th>
<th>Total</th>
</tr>
</thead>
<tbody>
<tr>
<td>GF-St/Local</td>
<td>2,748,400</td>
<td>110,294,000</td>
<td></td>
<td>113,042,400</td>
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<tr>
<td>SR-Federal</td>
<td>11,252,000</td>
<td>113,985,000</td>
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<td>125,237,000</td>
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<tr>
<td>SR-Other</td>
<td>250,000</td>
<td>980,000</td>
<td></td>
<td>1,230,000</td>
</tr>
<tr>
<td>Enterprise</td>
<td>100,000</td>
<td></td>
<td></td>
<td>100,000</td>
</tr>
<tr>
<td>All Funds</td>
<td>14,350,400</td>
<td>225,259,000</td>
<td></td>
<td>239,609,400</td>
</tr>
</tbody>
</table>

SCHEDULE

ADMINISTRATION AND GRANTS MANAGEMENT PROGRAM 14,350,400

General Fund / State Operations
State Purposes Account - 003

PERSONAL SERVICE

Personal service--regular 2,348,200
Temporary service 7,300
Amount available for personal service 2,355,500

NONPERSONAL SERVICE

Supplies and materials 48,300
Travel 92,100
Contractual services 227,900
Equipment 24,600
Amount available for nonpersonal service 392,900

Program account subtotal 2,748,400

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

For programs provided under the titles of the federal older Americans act and other health and human services programs 9,394,000
For purposes of Congregate Nutritional Services funded by the American recovery and reinvestment act of 2009. Funds appro-
priated herein shall be subject to all applicable reporting and accountability requirements contained in such act ........ 150,000
For purposes of Home-Delivered Nutritional Services funded by the American recovery and reinvestment act of 2009. Funds appro-
priated herein shall be subject to all applicable reporting and accountability requirements contained in such act ........ 65,000

-----------
Program fund subtotal .................. 9,609,000
-----------

Special Revenue Funds - Federal / State Operations
Federal Operating Grants Fund - 290
Office for the Aging Federal Grants Account

For services and expenses related to the provision of aging services programs ..... 1,200,000

-----------
Program account subtotal ................ 1,200,000
-----------

Special Revenue Funds - Federal / State Operations
Federal Operating Grants Fund - 290
Senior Community Service Employment Account

For the senior community service employment program provided under title V of the federal older Americans act .............. 393,000
For additional expenses of the senior community service employment program provided under title V of the federal older Americans act funded by the American recovery and reinvestment act of 2009. Funds appro-
priated herein shall be subject to all applicable reporting and accountability requirements contained in such act ........ 50,000

-----------
Program account subtotal .............. 443,000
-----------

Special Revenue Funds - Other / State Operations
Combined Gifts, Grants and Bequests Fund - 020
Aging Grants and Bequest Account

For service and expenses of the state office for the aging.

NONPERSONAL SERVICE

Supplies and materials .................... 50,000
Travel .................................. 50,000
Contractual services ..................... 150,000

-----------
Program account subtotal .............. 250,000
-----------

Enterprise Funds / State Operations
Miscellaneous Enterprise Fund - 331
Aging Enterprises Account
OFFICE FOR THE AGING

STATE OPERATIONS AND AID TO LOCALITIES 2010-11

For service and expenses related to video
and other media.

NONPERSONAL SERVICE

Contractual services ....................... 100,000

Program account subtotal .................. 100,000

COMMUNITY SERVICES PROGRAM ......................... 225,259,000

General Fund / Aid to Localities
Local Assistance Account - 001

For services and expenses, including the
payment of liabilities incurred prior to
April 1, 2010, related to the community
services elderly grant program. No expend-
itures shall be made from this appropri-
ation until the director of the budget has
approved a plan submitted by the office
outlining the amounts and purposes of such
expenditures and the allocation of funds
among the counties. Notwithstanding any
provision of law, rule or regulation to
the contrary, subject to the approval of
the director of the budget, funds appro-
priated herein for the community services
for the elderly program (CSE) and the
expanded in-home services for the elderly
program (EISEP) may be used in accordance
with a waiver or reduction in county main-
tenance of effort requirements established
pursuant to section 214 of the elder law,
except for base year expenditures. To the
extent that funds hereby appropriated are
sufficient to exceed the per capita limit
established in section 214 of the elder
law, the excess funds shall be available
to supplement the existing per capita
level in a uniform manner consistent with
statutory allocations ......................... 15,312,000

For planning and implementation, including
the payment of liabilities incurred prior
to April 1, 2010, of a program of expanded
in-home, case management and ancillary
community services for the elderly
(EISEP). No expenditures shall be made
from this appropriation until the director
of the budget has approved a plan submit-
ted by the office outlining the amounts
and purposes of such expenditures and the
allocation of funds among the counties,
including the city of New York ............ 46,035,000

For services and expenses of grants to area
agencies on aging for the establishment
and operation of caregiver resource
centers ......................................... 353,000

For services and expenses, including the
payment of liabilities incurred prior to
April 1, 2010, associated with the supplemental nutrition assistance program (SNAP), including a suballocation to the department of agriculture and markets to be transferred to state operations for administrative costs of the farmers market nutrition program. No expenditure shall be made from this appropriation until the director of the budget has approved a plan submitted by the office outlining the amounts and purpose of such expenditures and the allocation of funds among the counties.

Local grants for services and expenses of the long-term care ombudsman program:

- 690,000

For services and expenses of the retired and senior volunteer program (RSVP):

- 433,000

For services and expenses of the EAC/Nassau senior respite program:

- 237,000

For services and expenses of the home aides of central New York, Inc. senior respite program:

- 142,000

For services and expenses of the New York foundation for senior citizens home sharing and respite care program:

- 172,000

For state aid grants to providers of respite services to the elderly. Funding priority shall be given to the renewal of existing contracts with the state office for the aging. No expenditures shall be made from this appropriation until the director of the budget has approved a plan submitted by the office outlining the amounts to be distributed by provider:

- 656,000

For state aid grants to providers of social model adult day services. Funding priority shall be given to the renewal of existing contracts with the state office for the aging. No expenditures shall be made from this appropriation until the director of the budget has approved a plan submitted by the office outlining the amounts to be distributed by provider:

- 872,000

For state aid grants to naturally occurring retirement communities (NORC). Funding priority shall be given to the renewal of existing contracts with the state office for the aging. No expenditures shall be made from this appropriation until the director of the budget has approved a plan submitted by the office outlining the amounts to be distributed by provider:

- 2,027,000

For state aid grants to neighborhood naturally occurring retirement communities (NNORC). Funding priority shall be given to the renewal of existing contracts with the state office for the aging. No expenditures shall be made from this appropriation until the director of the budget has approved a plan submitted by the office outlining the amounts to be distributed by provider:

- 2,027,000
1 For grants in aid to the 59 designated area agencies on aging for transportation operating expenses related to serving the elderly. Funds shall be allocated from this appropriation pursuant to a plan prepared by the director of the state office for the aging and approved by the director of the budget ................... 921,000

9 For services and expenses of the foster grandparents program ................. 196,000

10 For services and expenses related to an elderly abuse education and outreach program in accordance with section 219 of the elder law funding priority shall be given to the renewal of existing contracts with the state office for the aging ...... 490,000

Notwithstanding any inconsistent provision of law, effective October 1, 2006, expenditures made from this appropriation shall effectively provide a cost of living adjustment for providers of the following services, as determined by the director of the state office for the aging, expanded in-home services for the elderly program (EISEP), community services for the elderly program (CSE) and the supplemental nutrition assistance program (SNAP). The director of the state office for the aging shall determine the standards and requirements necessary for reimbursement of such increases. Further, all such increases shall be made pursuant to a provider attestation regarding the use of such funds to be provided in the format prescribed by the state office for the aging. Funds shall be allocated from this appropriation pursuant to a plan prepared by the director of the state office for the aging and approved by the director of the budget ........................... 14,707,000

41 For grants to the area agencies on aging for the health insurance information, counseling and assistance program ........... 921,000

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

51 For grants in aid to up to seven designated area agencies on aging for the creation of regional caregiver centers for excellence for the purpose of providing education and training to caregivers, the development and implementation of innovative approaches to assisting caregivers and reducing caregiver stress, provision of technical assistance and training to caregiver program coordinators and other programs and other activities to directly support community caregivers. At least 20
1 percent of the amount appropriated shall
2 be used to provide respite services to
3 informal caregivers ......................... 230,000
4 For up to eight community empowerment initi-
5 ative start up grants to enable communi-
6 ties, neighborhoods, elders and families
7 to develop their own supportive services
8 that enable older persons to "age in
9 place" and stay in their own neighborhoods
10 .................................................. 245,000
11 For additional services and expenses related
12 to the enriched social adult day services
demonstration project to help older New
13 Yorkers age in place in the community
14 while avoiding spend-down to medicaid. No
15 more than eight and one half percent of
16 the amount appropriated for such purpose
17 may be expended by the office for the
18 aging for services and expenses in
19 connection with the evaluation of the
20 demonstration project which shall be
21 conducted by the center for functional
22 assessment research (CFAR) at the univer-
23 sity of Buffalo. An amount not to exceed
24 10 percent of the allocation may be used
25 for administration for the office ........ 245,000
26 For the managed care consumer assistance
27 program for the purpose of providing
28 education, outreach, one-on-one coun-
29 seling, monitoring of the implementation
30 of medicare part D, and assistance with
31 drug appeals and fair hearings related to
32 medicare part D coverage for persons who
33 are eligible for medical assistance and
34 who are also beneficiaries under part D of
35 title XVIII of the federal social security
36 act and for participants of the elderly
37 pharmaceutical insurance coverage program
38 (EPIC) in accordance with the following:
39 Medicare Rights Center ..................... 793,000
40 New York StateWide Senior Action Council,
41 Inc. ........................................ 354,000
42 New York Legal Assistance Group .......... 111,000
43 Legal Aid Society of New York ............ 111,000
44 Selfhelp Community Services, Inc. ........ 111,000
45 Empire Justice Center ..................... 155,000
46 Community Service Society ............... 132,000
47 Program account subtotal .................. 110,294,000
48 -----------------------------
49 Special Revenue Funds - Federal / Aid to Localities
50 Federal Health and Human Services Fund - 265
51
52 For programs provided under the titles of
53 the federal older Americans act and other
54 health and human services programs.
55 Title III-b social services .................... 26,000,000
56 Title III-c nutrition programs, including a
57 suballocation to the department of health
58 for nutrition program activities ............ 41,000,000
59 Title III-e caregivers ....................... 12,000,000
OFFICE FOR THE AGING

STATE OPERATIONS AND AID TO LOCALITIES  2010-11

1 Health and human services programs ............ 7,000,000
2 Nutrition services incentive program ............ 16,000,000
3 For purposes of Congregate Nutritional Services funded by the American recovery and reinvestment act of 2009. Funds appropriated herein shall be subject to all applicable reporting and accountability requirements contained in such act ........ 2,350,000
4 For purposes of Home-Delivered Nutritional Services funded by the American recovery and reinvestment act of 2009. Funds appropriated herein shall be subject to all applicable reporting and accountability requirements contained in such act ........ 1,135,000
5 --------------
6 Program fund subtotal .......................... 105,485,000
7 --------------
8 Special Revenue Funds - Federal / Aid to Localities
9 Federal Operating Grants Fund - 290
10 Office for the Aging Federal Grants Account
11
12 For services and expenses related to the provision of aging services programs ..... 600,000
13 --------------
14 Program account subtotal ....................... 600,000
15 --------------
16 Special Revenue Funds - Federal / Aid to Localities
17 Federal Operating Grants Fund - 290
18 Senior Community Service Employment Account
19
20 For the senior community service employment program provided under title V of the federal older Americans act .................. 7,000,000
21 For the senior community service employment program provided under title V of the federal older Americans act funded by the American recovery and reinvestment act of 2009. Funds appropriated herein shall be subject to all applicable reporting and accountability requirements contained in such act .................................. 900,000
22 --------------
23 Program account subtotal ....................... 7,900,000
24 --------------
25 Special Revenue Fund - Other / Aid to Localities
26 Combined Gifts, Grants and Bequests Fund - 020
27 Aging Grants and Bequest Account
28
29 For services and expenses of the state office for the aging ............................. 980,000
30 --------------
31 Program account subtotal ....................... 980,000
32 --------------
33 Total new appropriations for state operations and aid to localities ................................. 239,609,400
34 ===============
OFFICE FOR THE AGING

STATE OPERATIONS AND AID TO LOCALITIES - REAPPROPRIATIONS 2010-11

ADMINISTRATION AND GRANTS MANAGEMENT PROGRAM

General Fund / State Operations
State Purposes Account - 003

By chapter 54, section 1 of the laws of 2008, as amended by chapter 54, section 1, of the laws of 2009:
For services and support of the Alzheimer's Advisory Coordinating Council, established pursuant to chapter 58 of the laws of 2007. The funds appropriated hereby shall be suballocated to the department of health ... 50,000 ............................ (re. $30,000)

The appropriation made by chapter 54, section 1 of the laws of 2007, is hereby amended and reappropriated to read:
For services and support of the Alzheimer's Advisory Coordinating Council, established pursuant to [a] chapter 58 of the laws of 2007. The funds appropriated hereby shall be suballocated to the department of health ... 75,000 ................................. (re. $65,000)
For additional services and support of the Alzheimer's Advisory Coordinating Council, established pursuant to [a] chapter 58 of the laws of 2007. The funds appropriated hereby shall be suballocated to the department of health ... 150,000 ............................... (re. $105,000)

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

By chapter 54, section 1, of the laws of 2009, amended:
For programs provided under the titles of the federal older Americans act and other health and human services programs .................
9,394,000 ........................................... (re. $9,394,000)
For purposes of Congregate Nutritional Services funded by the American recovery and reinvestment act of 2009. Funds appropriated herein shall be subject to all applicable reporting and accountability requirements contained in such act ... 150,000 ...... (re. $150,000)
For purposes of Home-Delivered Nutritional Services funded by the American recovery and reinvestment act of 2009. Funds appropriated herein shall be subject to all applicable reporting and accountability requirements contained in such act ..................
65,000 ............................................... (re. $65,000)

By chapter 54, section 1, of the laws of 2008:
For programs provided under the titles of the federal older Americans act and other health and human services programs .................
8,700,000 ........................................... (re. $1,096,000)

Special Revenue Funds - Federal / State Operations
Federal Operating Grants Fund - 290
Senior Community Service Employment Account

By chapter 54, section 1, of the laws of 2009:
For the senior community service employment program provided under title V of the federal older Americans act ..................
393,000 ............................................. (re. $393,000)
For additional expenses of the senior community service employment program provided under title V of the federal older Americans act funded by the American recovery and reinvestment act of 2009. Funds appropriated herein shall be subject to all applicable reporting and accountability requirements contained in such act ..................
50,000 ............................................... (re. $50,000)
COMMUNITY SERVICES PROGRAM

General Fund / Aid to Localities

Local Assistance Account - 001

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

For additional services and expenses of the Community Services for the Elderly program ... 1,000,000 ................. (re. $1,000,000)

For additional services and expenses of the Expanded In-Home Services for the Elderly Program ... 2,000,000 ............... (re. $2,000,000)

For services and expenses, including the payment of liabilities incurred prior to April 1, 2009, associated with the supplemental nutrition assistance program (SNAP), including a suballocation to the department of agriculture and markets to be transferred to state operations for administrative costs of the farmers market nutrition program. No expenditure shall be made from this appropriation until the director of the budget has approved a plan submitted by the office outlining the amounts and purpose of such expenditures and the allocation of funds among the counties ....................... (re. $600,000)

21,380,000 ........................................ (re. $600,000)

For additional services and expenses of the Supplemental Nutrition Assistance Program ... 2,000,000 ............... (re. $2,000,000)

For state aid grants to providers of respite services to the elderly. Funding priority shall be given to the renewal of existing contracts with the state office for the aging. No expenditures shall be made from this appropriation until the director of the budget has approved a plan submitted by the office outlining the amounts to be distributed by provider ... 656,000 ..................... (re. $634,000)

21,380,000 ........................................ (re. $600,000)

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

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

For state matching funds for services and expenses to match federally funded model projects and/or demonstration grant programs, a portion of which may be transferred to state operations or to other entities as necessary to meet federal grant objectives ....................... (re. $184,000)

236,000 ........................................ (re. $184,000)

For grants in aid to up to seven designated area agencies on aging for the creation of regional caregiver centers for excellence for the purpose of providing education and training to caregivers, the development and implementation of innovative approaches to assisting caregivers and reducing caregiver stress, provision of technical assistance and training to caregiver program coordinators and other programs and other activities to directly support community caregivers. At least 20 percent of the amount appropriated shall be used to provide respite services to informal caregivers .......... (re. $230,000)
For up to eight community empowerment initiative start up grants to
enable communities, neighborhoods, elders and families to develop
their own supportive services that enable older persons to "age in
place" and stay in their own neighborhoods ........................... 245,000 ............................................. (re. $245,000)
For additional services and expenses related to the enriched social
adult day services demonstration project to help older New Yorkers
age in place in the community while avoiding spend-down to medicaid.
No more than eight and one half percent of the amount appropriated
for such purpose may be expended by the office for the aging for
services and expenses in connection with the evaluation of the
demonstration project which shall be conducted by the center for
functional assessment research (CFAR) at the university of Buffalo.
An amount not to exceed 10 percent of the allocation may be used for
administration for the office. Funds appropriated herein are
supported by savings resulting from the increased Federal Medical
Assistance Percentage (FMAP) provided pursuant to the American
recovery and reinvestment act of 2009 ............................ 245,000 ... (re. $245,000)
For the managed care consumer assistance program for the purpose of
providing education, outreach, one-on-one counseling, monitoring of
the implementation of medicare part D, and assistance with drug
appeals and fair hearings related to medicare part D coverage for
persons who are eligible for medical assistance and who are also
beneficiaries under part D of title XVIII of the federal social
security act and for participants of the elderly pharmaceutical
insurance coverage program (EPIC) in accordance with the following:
Medicare Rights Center ... 414,000 .................... (re. $414,000)
New York StateWide Senior Action Council, Inc. ......................
185,000 ............................................. (re. $185,000)
New York Legal Assistance Group ... 58,000 .................... (re. $58,000)
Legal Aid Society of New York ... 58,000 .................... (re. $58,000)
Selfhelp Community Services, Inc. ... 58,000 .................... (re. $58,000)
Empire Justice Center ... 81,000 ............................................. (re. $81,000)
Community Service Society ... 69,000 .................... (re. $69,000)
For additional services and expenses related to the managed care
consumer assistance program for the purpose of providing education,
outreach, one-on-one counseling, monitoring of the implementation of
medicare part D, and assistance with drug appeals and fair hearings
related to medicare part D coverage for persons who are eligible for
medical assistance and who are also beneficiaries under part D of
title XVIII of the federal social security act and for participants
of the elderly pharmaceutical insurance coverage program (EPIC) in
accordance with the following. Funds appropriated herein are
supported by savings resulting from the increased Federal Medical
Assistance Percentage (FMAP) provided pursuant to the American
recovery and reinvestment act of 2009:
Medicare Rights Center ... 379,000 .................... (re. $379,000)
New York Statewide Senior Action Council, Inc. ......................
169,000 ............................................. (re. $169,000)
New York Legal Assistance Group ... 53,000 .................... (re. $53,000)
Legal Aid Society of New York ... 53,000 .................... (re. $53,000)
Selfhelp Community Services, Inc. ... 53,000 .................... (re. $53,000)
Empire Justice Center ... 74,000 .................... (re. $74,000)
Community Service Society ... 63,000 .................... (re. $63,000)
By chapter 54, section 1 of the laws of 2008:
For state matching funds for services and expenses to match federally
funded model projects and/or demonstration grant programs, a portion
of which may be transferred to state operations or to other entities
as necessary to meet federal grant objectives ...................... 236,000 ............................................. (re. $149,000)
By chapter 54, section 1 of the laws of 2008, as amended by chapter 496, section 5 of the laws of 2008:

For state aid grants to providers of respite services to the elderly. Funding priority shall be given to the renewal of existing contracts with the state office for the aging. No expenditures shall be made from this appropriation until the director of the budget has approved a plan submitted by the office outlining the amounts to be distributed by provider, provided, however, that the amount of this appropriation available for expenditure and disbursement on and after September 1, 2008 shall be reduced by six percent of the amount that was undisbursed as of August 15, 2008 ..................

698,000 ............................................. (re. $394,000)

For state aid grants to providers of social model adult day services. Funding priority shall be given to the renewal of existing contracts with the state office for the aging. No expenditures shall be made from this appropriation until the director of the budget has approved a plan submitted by the office outlining the amounts to be distributed by provider, provided, however, that the amount of this appropriation available for expenditure and disbursement on and after September 1, 2008 shall be reduced by six percent of the amount that was undisbursed as of August 15, 2008 ..................

928,000 ............................................. (re. $236,000)

For up to eight community empowerment initiative start up grants to enable communities, neighborhoods, elders and families to develop their own supportive services that enable older persons to "age in place" and stay in their own neighborhoods ..................

245,000 ............................................. (re. $120,000)

For services and expenses related to the enriched social adult day services demonstration project to help older New Yorkers age in place in the community while avoiding spend-down to medicaid. No more than eight and one half percent of the amount appropriated for such purpose may be expended by the office for the aging for services and expenses in connection with the evaluation of the demonstration project which shall be conducted by the center for functional assessment research (CFAR) at the university of Buffalo. An amount not to exceed 10 percent of the allocation may be used for administration for the office ... 245,000 ........... (re. $245,000)

By chapter 54, section 1, of the laws of 2008, as amended by chapter 1, section 3, of the laws of 2009:

For continuation of the pilot programs in geriatric in-home medical care initiatives, including in-home visits and consultations by physicians ... 564,000 .............................. (re. $388,000)

For end of life care initiatives grants ... 150,000 ... (re. $141,000)

By chapter 54, section 1, of the laws of 2008, as amended by chapter 54, section 1, of the laws of 2009:

For grants in aid to up to seven designated area agencies on aging for the creation of regional caregiver centers for excellence for the purpose of providing education and training to caregivers, the development and implementation of innovative approaches to assisting caregivers and reducing caregiver stress, provision of technical assistance and training to caregiver program coordinators and other programs and other activities to directly support community caregivers. At least 20 percent of the amount appropriated shall be used to provide respite services to informal caregivers .................. 230,000 ............................................. (re. $230,000)
By chapter 54, section 1, of the laws of 2009:
For programs provided under the titles of the federal older Americans act and other health and human services programs:
Title III-b social services ... 26,000,000 ........... (re. $26,000,000)
Title III-c nutrition programs, including a suballocation to the department of health for nutrition program activities ...........
41,000,000 ........................................ (re. $30,015,000)
Title III-e caregivers ... 12,000,000 ................ (re. $12,000,000)
Health and human services programs ... 5,000,000 .... (re. $5,000,000)
Nutrition services incentive program .................................
16,000,000 ........................................ (re. $16,000,000)
For purposes of Congregate Nutritional Services funded by the American recovery and reinvestment act of 2009. Funds appropriated herein shall be subject to all applicable reporting and accountability requirements contained in such act ... 2,350,000 .. (re. $2,350,000)
For purposes of Home-Delivered Nutritional Services funded by the American recovery and reinvestment act of 2009. Funds appropriated herein shall be subject to all applicable reporting and accountability requirements contained in such act ..................
1,135,000 ......................................... (re. $1,135,000)

By chapter 54, section 1, of the laws of 2008:
For programs provided under the titles of the federal older Americans act and other health and human services programs:
Title III-b social services ... 26,000,000 ........... (re. $1,262,000)
Title III-c nutrition programs, including a suballocation to the department of health for nutrition program activities ...........
41,000,000 ........................................ (re. $99,000)
Title III-e caregivers ... 12,000,000 ................ (re. $705,000)
Health and human services programs ... 5,000,000 .... (re. $4,010,000)
Nutrition services incentive program .................................
16,000,000 ........................................ (re. $5,003,000)

By chapter 54, section 1, of the laws of 2007:
For programs provided under the titles of the federal older Americans act and other health and human services programs:
For the grant period October 1, 2006 to September 30, 2007: .......... ....
57,500,000 ........................................ (re. $19,000)

Special Revenue Funds - Federal / Aid to Localities
Federal Operating Grants Fund - 290
Office for the Aging Federal Grants Account

By chapter 54, section 1, of the laws of 2009:
For services and expenses related to the provision of aging services programs ... 600,000 ......................... (re. $600,000)

Special Revenue Funds - Federal / Aid to Localities
Federal Operating Grants Fund - 290
Senior Community Service Employment Account

By chapter 54, section 1, of the laws of 2009:
For the senior community service employment program provided under title V of the federal older Americans act .................
7,000,000 ........................................ (re. $6,337,000)
OFFICE FOR THE AGING

STATE OPERATIONS AND AID TO LOCALITIES - REAPPROPRIATIONS  2010-11

For the senior community service employment program provided under title V of the federal older Americans act funded by the American recovery and reinvestment act of 2009. Funds appropriated herein shall be subject to all applicable reporting and accountability requirements contained in such act ... 900,000 ...... (re. $799,000)

Total reappropriations for state operations and aid to localities ........................................... 138,416,000

==============
For payment according to the following schedule:

<table>
<thead>
<tr>
<th></th>
<th>APPROPRIATIONS</th>
<th>REAPPROPRIATIONS</th>
</tr>
</thead>
<tbody>
<tr>
<td>Special Revenue Funds - Federal</td>
<td>4,750,000</td>
<td>2,855,000</td>
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<tr>
<td>Enterprise Funds</td>
<td>10,000</td>
<td>0</td>
</tr>
<tr>
<td>All Funds</td>
<td>4,760,000</td>
<td>2,855,000</td>
</tr>
</tbody>
</table>

AGENCY BUDGET SUMMARY OF NEW APPROPRIATIONS

<table>
<thead>
<tr>
<th>Fund Type</th>
<th>State Aid to Capital Fund Type</th>
<th>Operations</th>
<th>Localities</th>
<th>Projects</th>
<th>Total</th>
</tr>
</thead>
<tbody>
<tr>
<td>SR-Federal</td>
<td>Operations</td>
<td>4,750,000</td>
<td>0</td>
<td>0</td>
<td>4,750,000</td>
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<tr>
<td>Enterprise</td>
<td>Operations</td>
<td>10,000</td>
<td>0</td>
<td>0</td>
<td>10,000</td>
</tr>
<tr>
<td>All Funds</td>
<td>Operations</td>
<td>4,760,000</td>
<td>0</td>
<td>0</td>
<td>4,760,000</td>
</tr>
</tbody>
</table>

SCHEDULE

DEVELOPMENTAL DISABILITIES PLANNING PROGRAM .......... 4,760,000

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.

Personal service ........................................ 1,165,000
Nonpersonal service .................................... 445,000
Fringe benefits ......................................... 516,000
Indirect costs .......................................... 12,000
Maintenance undistributed ............................ 2,612,000
Program fund subtotal ................................. 4,750,000

Enterprise Funds / State Operations
Miscellaneous Enterprise Fund - 331
Developmental Disabilities Planning Council Publications Account

For services and expenses incurred by the
developmental disabilities planning council related to producing, reproducing,
distributing, and mailing printed, recorded and electronic media.

NONPERSONAL SERVICE

Supplies and materials ................................. 10,000
Program account subtotal ............................. 10,000
Total new appropriations for state operations and aid to localities ........................................... 4,760,000
DEVELOPMENTAL DISABILITIES PLANNING COUNCIL

STATE OPERATIONS AND AID TO LOCALITIES - REAPPROPRIATIONS 2010-11

DEVELOPMENTAL DISABILITIES PLANNING PROGRAM

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

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

<table>
<thead>
<tr>
<th>Description</th>
<th>Amount</th>
<th>Change</th>
</tr>
</thead>
<tbody>
<tr>
<td>Personal service</td>
<td>1,130,000</td>
<td>(re. $420,000)</td>
</tr>
<tr>
<td>Nonpersonal service</td>
<td>449,000</td>
<td>(re. $220,000)</td>
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<tr>
<td>Fringe benefits</td>
<td>448,000</td>
<td>(re. $224,000)</td>
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<tr>
<td>Indirect costs</td>
<td>12,000</td>
<td>(re. $6,000)</td>
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<tr>
<td>Maintenance undistributed</td>
<td>2,511,000</td>
<td>(re. $1,780,000)</td>
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</tbody>
</table>

By chapter 54, section 1, of the laws of 2008:
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.

<table>
<thead>
<tr>
<th>Description</th>
<th>Amount</th>
<th>Change</th>
</tr>
</thead>
<tbody>
<tr>
<td>Maintenance undistributed</td>
<td>2,531,000</td>
<td>(re. $205,000)</td>
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</tbody>
</table>

Total reappropriations for state operations and aid to localities

2,855,000

============
DEPARTMENT OF HEALTH
STATE OPERATIONS AND AID TO LOCALITIES 2010-11

For payment according to the following schedule:

<table>
<thead>
<tr>
<th>Fund Type</th>
<th>APPROPRIATIONS</th>
<th>REAPPROPRIATIONS</th>
</tr>
</thead>
<tbody>
<tr>
<td>General Fund - State and Local</td>
<td>11,739,078,190</td>
<td>245,190,123</td>
</tr>
<tr>
<td>Special Revenue Funds - Federal</td>
<td>36,293,412,200</td>
<td>55,794,993,500</td>
</tr>
<tr>
<td>Special Revenue Funds - Other</td>
<td>7,366,634,887</td>
<td>1,488,866,700</td>
</tr>
<tr>
<td>Capital Projects Funds</td>
<td>497,783,000</td>
<td>1,152,154,000</td>
</tr>
<tr>
<td>Enterprise Funds</td>
<td>10,000</td>
<td>0</td>
</tr>
</tbody>
</table>

All Funds .................................. 55,896,918,277 58,681,205,123

AGENCY BUDGET SUMMARY OF NEW APPROPRIATIONS

<table>
<thead>
<tr>
<th>Fund Type</th>
<th>State Operations</th>
<th>Aid to Localities</th>
<th>Capital Projects</th>
<th>Total</th>
</tr>
</thead>
<tbody>
<tr>
<td>GF-St/Local</td>
<td>284,329,500</td>
<td>11,454,748,690</td>
<td>0</td>
<td>11,739,078,190</td>
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<tr>
<td>SR-Federal</td>
<td>1,211,800,200</td>
<td>35,081,612,000</td>
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<td>36,293,412,200</td>
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<tr>
<td>SR-Other</td>
<td>539,927,587</td>
<td>6,826,707,300</td>
<td>0</td>
<td>7,366,634,887</td>
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<tr>
<td>Cap Proj</td>
<td>0</td>
<td>0</td>
<td>497,783,000</td>
<td>497,783,000</td>
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<tr>
<td>Enterprise</td>
<td>10,000</td>
<td>0</td>
<td>0</td>
<td>10,000</td>
</tr>
</tbody>
</table>

All Funds .................................. 2,036,067,287 53,363,067,990 497,783,000 55,896,918,277

SCHEDULE

ADMINISTRATION AND EXECUTIVE DIRECTION PROGRAM ........... 74,522,900

General Fund / State Operations
State Purposes Account - 003

PERSONAL SERVICE

Personal service--regular ...................... 9,109,000
Temporary service ............................ 10,000
Holiday/overtime compensation ................ 50,000

Amount available for personal service .... 9,169,000

NONPERSONAL SERVICE

Supplies and materials ....................... 1,077,400
Travel ...................................... 406,500
Contractual services ......................... 20,122,000
Equipment ................................... 628,300

Amount available for nonpersonal service .. 22,234,200

MAINTENANCE UNDISTRIBUTED

For services and expenses of health e-link.

Contractual services ......................... 750,000

Program account subtotal ................. 32,153,200
Notwithstanding any inconsistent provision of law, effective October 1, 2006, expenditures made from this appropriation shall effectively provide a cost of living adjustment to the office of minority health, as determined by the commissioner of the department of health. The commissioner of the department of health shall determine the standards and requirements necessary to qualify for such increases. Further, each local government unit or direct contract provider receiving such funding shall submit a written certification regarding the use of such funds to be provided in the format prescribed by the department. Funds shall be allocated from this appropriation pursuant to a plan prepared by the commissioner and approved by the director of the budget.

For services and expenses of the office of minority health including competitive grants to promote community strategic planning or new or improved health care delivery systems and networks in minority areas. Up to $102,000 of this appropriation may be transferred to state operations for administration.

Program account subtotal

Special Revenue Funds - Federal / State Operations
Federal USDA-Food and Nutrition Services Fund - 261
Child and Adult Care Food Account

For various food and nutritional services

Program account subtotal

Special Revenue Funds - Federal / State Operations
Federal USDA-Food and Nutrition Services Fund - 261
Federal Food and Nutrition Services Account

For various food and nutritional services

Program account subtotal

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

For administration of the national health services corps. Notwithstanding any inconsistent provision of law, and subject to the approval of the director of the budget, moneys hereby appropriated may be
suballocated to the higher education services corporation ................. 479,000

Program fund subtotal ................. 479,000

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

For various health prevention, diagnostic, detection and treatment services ....... 6,654,000

Program account subtotal ............... 6,654,000

Special Revenue Funds - Other / State Operations
Combined Gifts, Grants and Bequests Fund - 020
Technology Transfer Account

For services and expenses related to the department of health's patent and technology transfer program. The department of health may receive and deposit revenue from the sale and licensing of inventions pursuant to a technology and patent transfer policy established in accordance with section 64-a of the public officers law. Notwithstanding any other provision of law, these funds may be used for payments to Health Research, Inc. as reimbursement for expenses incurred in its patent and technology transfer operations, to support research, training, and infrastructure development in the department's research facilities, and for payments to inventors. The moneys hereby appropriated shall be available for liabilities heretofore and hereafter to accrue.

Contractual services ....................... 496,000

Program account subtotal ............... 496,000

Special Revenue Funds - Other / State Operations
Miscellaneous Special Revenue Fund - 339
Administration Program Account

For services and expenses, including indirect costs, related to the administration program.

Personal service--regular .................. 6,866,000
Holiday/overtime compensation .............. 170,000

Amount available for personal service .... 7,036,000
## DEPARTMENT OF HEALTH
### STATE OPERATIONS AND AID TO LOCALITIES 2010-11

#### NONPERSONAL SERVICE

<table>
<thead>
<tr>
<th>Item</th>
<th>Amount</th>
</tr>
</thead>
<tbody>
<tr>
<td>Supplies and materials</td>
<td>1,000</td>
</tr>
<tr>
<td>Travel</td>
<td>41,000</td>
</tr>
<tr>
<td>Contractual services</td>
<td>2,706,000</td>
</tr>
<tr>
<td>Fringe benefits</td>
<td>3,011,700</td>
</tr>
<tr>
<td><strong>Amount available for nonpersonal service</strong></td>
<td><strong>5,759,700</strong></td>
</tr>
</tbody>
</table>

#### Program account subtotal

**12,795,700**

#### Special Revenue Funds - Other / State Operations

- Miscellaneous Special Revenue Fund - 339
- Health-SPARCS Account

For all services and expenses, including indirect costs, related to the statewide planning and research cooperative system.

#### PERSONAL SERVICE

<table>
<thead>
<tr>
<th>Item</th>
<th>Amount</th>
</tr>
</thead>
<tbody>
<tr>
<td>Personal service--regular</td>
<td>3,796,400</td>
</tr>
<tr>
<td>Holiday/overtime compensation</td>
<td>55,000</td>
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<tr>
<td><strong>Amount available for personal service</strong></td>
<td><strong>3,851,400</strong></td>
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</table>

#### NONPERSONAL SERVICE

<table>
<thead>
<tr>
<th>Item</th>
<th>Amount</th>
</tr>
</thead>
<tbody>
<tr>
<td>Supplies and materials</td>
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<tr>
<td>Travel</td>
<td>18,000</td>
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<tr>
<td>Contractual services</td>
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<tr>
<td>Equipment</td>
<td>800,000</td>
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<tr>
<td>Fringe benefits</td>
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<td>Indirect costs</td>
<td>797,200</td>
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<tr>
<td><strong>Amount available for nonpersonal service</strong></td>
<td><strong>5,342,600</strong></td>
</tr>
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</table>

#### Program account subtotal

**9,194,000**

#### Special Revenue Funds - Other / State Operations

- Miscellaneous Special Revenue Fund - 339
- Professional Medical Conduct Account

For services and expenses, including indirect costs, related to the professional medical conduct program.

#### PERSONAL SERVICE

<table>
<thead>
<tr>
<th>Item</th>
<th>Amount</th>
</tr>
</thead>
<tbody>
<tr>
<td>Personal service--regular</td>
<td>4,156,600</td>
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<tr>
<td>Holiday/overtime compensation</td>
<td>10,000</td>
</tr>
<tr>
<td><strong>Amount available for personal service</strong></td>
<td><strong>4,166,600</strong></td>
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#### NONPERSONAL SERVICE

<table>
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<tr>
<th>Item</th>
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<tbody>
<tr>
<td>Supplies and materials</td>
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<tr>
<td>Travel</td>
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</table>
### DEPARTMENT OF HEALTH

#### STATE OPERATIONS AND AID TO LOCALITIES 2010-11

<table>
<thead>
<tr>
<th>Description</th>
<th>Amount</th>
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</thead>
<tbody>
<tr>
<td>Contractual services</td>
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<tr>
<td>Equipment</td>
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<tr>
<td><strong>Amount available for nonpersonal service</strong></td>
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<tr>
<td><strong>Program account subtotal</strong></td>
<td>6,772,600</td>
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### Special Revenue Funds - Other / State Operations
- **Miscellaneous Special Revenue Fund - 339 Vital Records Management Account**

For services and expenses including the collection of increased fees related to the vital records program.

#### PERSONAL SERVICE

<table>
<thead>
<tr>
<th>Description</th>
<th>Amount</th>
</tr>
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<tbody>
<tr>
<td>Personal service--regular</td>
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<tr>
<td>Holiday/overtime compensation</td>
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#### NONPERSONAL SERVICE

<table>
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<tr>
<th>Description</th>
<th>Amount</th>
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</thead>
<tbody>
<tr>
<td>Supplies and materials</td>
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<tr>
<td>Travel</td>
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<tr>
<td>Contractual services</td>
<td>480,000</td>
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<tr>
<td>Equipment</td>
<td>17,000</td>
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<tr>
<td>Fringe benefits</td>
<td>448,500</td>
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<td>Indirect costs</td>
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<tr>
<td><strong>Amount available for nonpersonal service</strong></td>
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<tr>
<td><strong>Program account subtotal</strong></td>
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### AIDS INSTITUTE PROGRAM

<table>
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<tr>
<th>Description</th>
<th>Amount</th>
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</thead>
<tbody>
<tr>
<td>General Fund / State Operations</td>
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#### PERSONAL SERVICE

<table>
<thead>
<tr>
<th>Description</th>
<th>Amount</th>
</tr>
</thead>
<tbody>
<tr>
<td>Personal service--regular</td>
<td>10,432,000</td>
</tr>
<tr>
<td>Holiday/overtime compensation</td>
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<tr>
<td><strong>Amount available for personal service</strong></td>
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</tbody>
</table>

#### NONPERSONAL SERVICE

<table>
<thead>
<tr>
<th>Description</th>
<th>Amount</th>
</tr>
</thead>
<tbody>
<tr>
<td>Supplies and materials</td>
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<td>Travel</td>
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<td>Contractual services</td>
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<td>Equipment</td>
<td>228,519</td>
</tr>
<tr>
<td><strong>Amount available for nonpersonal service</strong></td>
<td>5,098,100</td>
</tr>
</tbody>
</table>
DEPARTMENT OF HEALTH

STATE OPERATIONS AND AID TO LOCALITIES 2010-11

MAINTENANCE UNDISTRIBUTED

For suballocation to the office of children and family services through a memorandum of understanding with the AIDS institute, for services and expenses related to HIV policy development and training.

Personal service--regular .................. 150,000

For suballocation to the state education department through a memorandum of understanding with the AIDS institute, for services and expenses of the provision of AIDS education by AIDS regional training coordinators for staff in elementary and secondary schools.

Contractual services ....................... 200,000

For suballocation to the division of human rights through a memorandum of understanding with the AIDS institute, for services and expenses of the office of AIDS discrimination investigation.

Personal service--regular .................. 97,000

Supplies and materials ..................... 2,600

Travel ..................................... 400

Amount available .......................... 100,000

Amount available for maintenance undistributed .................. 450,000

Program account subtotal ............... 16,000,100

Notwithstanding any inconsistent provision of law, effective October 1, 2006, expenditures made from this appropriation shall effectively provide a cost of living adjustment for providers of the following services, as determined by the commissioner of the department of health, regional and targeted HIV, STD, and hepatitis C services, HIV, STD, and hepatitis C prevention, HIV health care and supportive services, hepatitis C programs and HIV, STD, and hepatitis C clinical and provider education programs.

The commissioner of the department of health shall determine the standards and requirements necessary to qualify for such increases and the department may suballocate funds as needed. Further, each local government unit or direct contract
DEPARTMENT OF HEALTH
STATE OPERATIONS AND AID TO LOCALITIES 2010-11

1 provider receiving such funding shall
2 submit a written certification regarding
3 the use of such funds to be provided in
4 the format proscribed by the department.
5 Funds shall be allocated from this appropri-
6 nation pursuant to a plan prepared by the
7 commissioner and approved by the director
8 of the budget

6,245,000

9 For services and expenses for regional and
10 targeted HIV, STD, and hepatitis C
11 services

3,090,000

12 For services and expenses for HIV, STD, and
13 hepatitis C prevention

12,258,000

14 For services and expenses for HIV health
15 care and supportive services

6,188,000

16 For services and expenses for hepatitis C
17 programs

1,131,000

18 Program account subtotal

28,912,000

19 Special Revenue Funds - Other / Aid to Localities
20 HCRA Resources Fund - 061
21 Health Care Services Account

25,464,000

22 For services and expenses for regional and
23 targeted HIV, STD, and hepatitis C
24 services

25,147,000

25 For services and expenses for HIV, STD, and
26 hepatitis C prevention

20,143,000

27 For services and expenses for HIV health
28 care and supportive services

4,262,000

29 Program account subtotal

75,016,000

30 CENTER FOR COMMUNITY HEALTH PROGRAM
31 1,788,710,690

32 General Fund / State Operations
33 State Purposes Account - 003

34 PERSONAL SERVICE
35
36 Personal service--regular

2,743,000

37 Holiday/overtime compensation

20,000

38 Amount available for personal service

2,763,000

39 NONPERSONAL SERVICE
40
41 Supplies and materials

201,000

42 Travel

117,000

43 Contractual services

8,730,000

44 Equipment

309,000

45 Amount available for nonpersonal service

9,357,000
DEPARTMENT OF HEALTH

STATE OPERATIONS AND AID TO LOCALITIES 2010-11

Program account subtotal ................ 12,120,000

General Fund / Aid to Localities
Local Assistance Account - 001

State aid to municipalities for the operation of local health departments and laboratories and for the provision of general public health services pursuant to article 6 of the public health law for activities under the jurisdiction of the commissioner of health.

Notwithstanding any other provision of article 6 of the public health law, a county may obtain reimbursement pursuant to this act, only after the county chief financial officer certifies, in the municipal health services plan, that county tax levies used to fund services carried out by the county health department have not been added to or supplanted directly or indirectly by any funds obtained by the county pursuant to the Master Settlement Agreement entered into on November 23, 1998 by the state and leading United States tobacco product manufacturers, except in the case of a public health emergency, as determined by the commissioner of health. Notwithstanding annual aggregate limits for bad debt and charity care allowances and any other provision of law, up to $1,700,000 shall be transferred to the medical assistance program general fund - local assistance account for eligible publicly sponsored certified home health agencies that demonstrate losses from a disproportionate share of bad debt and charity care, pursuant to chapter 884 of the laws of 1990. Within the maximum limits specified here-in, the department shall transfer only those funds which are necessary to meet the state share requirements for disproportionate share adjustments expected to be paid for the period January 1, 2010 through December 31, 2010. The moneys hereby appropriated shall be available for payment of financial assistance heretofore accrued ....................... 284,763,000

For services and expenses related to public health emergencies as declared by the counties or the commissioner of the department of health, and approved by the director of the budget in accordance with article 6 of public health law. Notwithstanding any provision of the law to the contrary, a portion of these funds may be transferred to any program, fund, or account within the department to respond to any identified emergency, pursuant to approval by the director of the budget. Any such funds transferred to the general
DEPARTMENT OF HEALTH
STATE OPERATIONS AND AID TO LOCALITIES 2010-11

fund - state purposes account shall be
available for personal service and nonper-
sonal service expenditures .................. 40,000,000

For services and expenses of a rabies
program, including but not limited to
reimbursement to counties for rabies
expenses such as human post-exposure
vaccination, and research studies in the
control of wildlife rabies, pursuant to
United States department of agriculture
approval if necessary, to control the
spread of rabies. A portion of this appro-
priation may be transferred to state oper-
ations appropriations for administration
of this program ............................... 1,542,000

State grants for a program of family plan-
ing services pursuant to article 2 of the
public health law ........................ 28,595,000

For services and expenses including payment
of health insurance premiums and
reimbursement of health care providers for
services rendered to individuals enrolled
in the cystic fibrosis program pursuant to
chapter 851 of the laws of 1987. The
amounts appropriated pursuant to such
appropriation may be suballocated to other
state agencies or accounts for
expenditures incurred in the operation of
programs funded by such appropriation
subject to the approval of the director of
the budget ............................... 573,000

For services and expenses to implement the
Notwithstanding any inconsistent provision
of law, rule or regulation, for the early
intervention program, for the period April
1, 2010 through March 31, 2011, early
intervention program providers who
received payment of $500,000 or more for
services that were covered under the
medical assistance program, as determined
by the department based upon the most
recent year for which complete information
exists, shall, in the first instance and
where applicable, seek payment from the
medical assistance program or an insurance
policy or plan for those children covered
under both the medical assistance program
and an insurance policy or plan, prior to
claiming payment from a municipality for
services rendered to such children,
provided, however, that if this chapter
appropriates sufficient additional funds
to support continued municipal claiming to
the medical assistance program for all
providers who render services under the
early intervention program in accordance
with section 2559 of the public health
law, including those that receive payment
of $500,000 or more for services covered
under the medical assistance program then
this language shall be considered null and
void as of March 31, 2010. Notwithstanding any inconsistent provision of law, rule or regulation, for early intervention program purposes, for the period April 1, 2010 through March 31, 2011, where a policy of accident and health insurance or a contract subject to the provisions of the insurance law, including a contract issued pursuant to article 43 of the insurance law, provides coverage for a service provided to the insured under title 2-A of article 25 of the public health law, the individualized family services plan as defined in section 2541 of the public health law and certified by the early intervention official shall be deemed to meet any precertification, preauthorization and medical necessity requirements imposed on benefits under the policy or contract, provided, however, that the early intervention official shall remove or redact any information contained on the insured's individualized family service plan that is not required by the insurer for payment purposes and payment for a service covered under the policy or contract that is provided under the early intervention program shall be at rates established by the commissioner of health pursuant to regulations and no insurer, including a health maintenance organization issued a certificate of authority under article 44 of the public health law and a corporation organized under article 43 of the insurance law shall deny payment of a claim submitted for a service covered under the insurer's policy or contract and provided under the early intervention program based upon the following:

(i) the location where services are provided;
(ii) the duration of the insured's condition and/or that the insured's condition is not amenable to significant improvement within a certain period of time as specified in the policy;
(iii) that the provider of services is not a participating provider in the insurer's network; or
(iv) the absence of a primary care referral, provided, however, that if this chapter appropriates additional funds sufficient to support early intervention program costs that will be incurred if insurers (i) are not required to deem a child's individualized family services plan as meeting any precertification, preauthorization and medical necessity requirement imposed under the policy or plan, and (ii) are not prohibited from denying claims for covered services provided under the early intervention program upon the bases set
forth herein, then this language shall be considered null and void as of March 31, 2010.

The moneys hereby appropriated shall be available for payment of financial assistance heretofore accrued or hereafter to accrue. Notwithstanding the provisions of any other law to the contrary, for state fiscal year 2010-2011 the liability of the state and the amount to be distributed or otherwise expended by the state pursuant to section 2557 of the public health law shall be determined by first calculating the amount of the expenditure or other liability pursuant to such law, and then reducing the amount so calculated by two percent of such amount .................. 

The moneys hereby appropriated shall be available for respite services for families of eligible children. Such moneys shall be allocated to each municipality by the department of health as determined by the department, to reimburse such municipalities in the amount of 50 percent of the costs of respite services provided to eligible children and their families with the approval of the early intervention official, in accordance with section 2547 of the public health law, section 69-4.18 of title 10 of the New York codes rules and regulation and standards established by the department for the provision of respite services. The moneys allocated to each municipality by the department shall be the total amount of respite funds available for such purpose .................. 

For services and expenses of a comprehensive adolescent pregnancy prevention program. A portion of this appropriation may be transferred to state operations appropriations for administration of this program. Notwithstanding any inconsistent provision of law, a portion of these funds may be suballocated to the office of children and family services to continue contracting with existing providers for the adolescent pregnancy prevention and services program until the program is transferred to the department of health .................. 

For services and expenses of the osteoporosis prevention and education program. The commissioner of health, pursuant to a plan subject to the approval of the director of the budget, may transfer funds to the state operations budget of Helen Hayes hospital for this program .................. 

For services and expenses associated with red cross emergency response preparedness, including support for capital projects and ensuring an adequate blood supply. Funds shall be allocated from this appropriation pursuant to a plan prepared by the commis-
DEPARTMENT OF HEALTH
STATE OPERATIONS AND AID TO LOCALITIES 2010-11

1. Commissioner of health and approved by the director of the budget .................. 2,200,000

2. Notwithstanding any inconsistent provision of law, effective October 1, 2006, expenditures made from this appropriation shall effectively provide a cost of living adjustment for providers of the following services, as determined by the commissioner of the department of health, red cross emergency preparedness, nutrition education and outreach, obesity prevention and diabetes programs, nutritional services to pregnant women, infants and children, hunger prevention and nutrition assistance program, Indian health, asthma, prenatal care assistance program, rape crisis, comprehensive adolescent pregnancy prevention, family planning, school health, sudden infant death syndrome education and outreach, childhood lead poisoning prevention, children with special health care needs, regional perinatal centers, migrant health, dental services, osteoporosis prevention, cancer services programs, healthy heart, Alzheimer's disease assistance centers, Alzheimer's research and education, tobacco control, rabies, tick-borne disease, immunization, universal prenatal and postpartum home visitation, public health campaign, sexually transmitted diseases, and tuberculosis control. The commissioner of the department of health shall determine the standards and requirements necessary to qualify for such increases and the department may suballocate funds as needed. Further, each local government unit or direct contract provider receiving such funding shall submit written certification regarding the use of such funds to be provided in the format prescribed by the department. Funds shall be allocated from this appropriation pursuant to a plan prepared by the commissioner and approved by the director of the budget .................. 28,910,000

3. For services and expenses of the public health management leaders of tomorrow program, provided a portion of this appropriation shall be suballocated to university at Albany school of public health ... 554,000

4. For services and expenses of a study of racial disparities .................. 295,000

5. For services and expenses, including grants, for statewide emergency contraception outreach and education, training and assistance as approved by the commissioner. A portion of this appropriation may be transferred to state operations appropriations for administration of this program. 2,206,000
1 For services and expenses of a public health
2 genomics. A portion of this appropriation
3 may be transferred to state operations
4 appropriations for administration of this
5 program .................................. 50,000
6 For services and expenses for stockpile
7 storage for vaccines and supplies. A
8 portion of this appropriation may be
9 transferred to state operations appropri-
10 ations for administration of this program. 1,200,000
11 For grants-in-aid to contract for hyperten-
12 sion prevention, screening, and treatment
13 programs ................................. 246,000
14 For grants to sudden infant death syndrome
15 centers ................................. 39,000
16 For services and expenses of the tick-borne
17 disease institute, including grants for
18 research and prevention, detection, and
19 treatment of Lyme disease and other tick-
20 borne illnesses .......................... 147,000
21 For services and expenses including an
22 education program related to a children's
23 asthma program. The department shall make
24 grants within the amounts appropriated
25 therefor to local health agencies, health
26 care providers, school, school-based
27 health centers and community-based organ-
28 izations and other organizations with
29 demonstrated interest and expertise in
30 serving persons with asthma to develop and
31 implement regional or community plans
32 which may include the following activ-
33 ies: self-management programs in elemen-
34 tary schools, conducting public and
35 provider education programs and implement-
36 ing protocols for collection of data on
37 asthma-related school absenteeism and
38 emergency room visits. In making grants
39 the commissioner may give priority consid-
40 eration to entities serving areas of the
41 state with high incidence and prevalence
42 of asthma. A portion of this appropriation
43 may be transferred to state operations
44 appropriations for administration of this
45 program .................................. 226,000
46 For services and expenses associated with
47 new and existing school based health
48 centers .................................. 4,438,060
49 For services and expenses related to the
50 school based health clinics program,
51 notwithstanding any inconsistent provision
52 of law to the contrary, funds shall be
53 available for the statewide school based
54 health clinics program to provide grants
55 to certain school based health centers
56 pursuant to the following:
57 Anthony Jordon Health Center ............... 28,005
58 Bronx Lebanon Hospital ..................... 119,023
59 Chenango Memorial Hospital ................ 14,877
60 East Harlem Council for Human Services .. 12,252
61 Family Health Network ...................... 8,725
62 Kaleida Health ............................ 178,534
STATE OPERATIONS AND AID TO LOCALITIES 2010-11

1 Lutheran Medical Center .................... 56,636
2 Nassau Health Care Corporation ............. 11,377
3 NY Presbyterian Hospital .................... 209,104
4 Renaissance-Harlem Hospital ................ 84,892
5 Sisters of Charity .......................... 35,007
6 Suffolk County DOH .......................... 9,627
7 Threshold Center for Alternative Youth Serv-
8 ices .................................... 21,879
9 University of Rochester ..................... 49,010
10 Via Health-Rochester General Hospital ...... 16,628
11 William F. Ryan Community Health Center .... 17,504
12 For services and expenses to support grants
13 to community health centers and comprehen-
14 sive diagnostic and treatment centers for
15 the purpose of furnishing primary health
16 care services, including outreach, health
17 education and dental care, to migrant and
18 seasonal farmworkers and their families,
19 of which no less than 70 percent shall be
20 dedicated to community health centers
21 receiving federal funding for such purpose
22 pursuant to section 330(g) of the federal
23 public health service act ...................... 430,000
24 For services and expenses of a minority male
25 wellness and screening program ............. 53,900
26 For services and expenses of a Latino health
27 outreach initiative ........................... 73,500
28 For services and expenses of health
29 promotion initiatives. A portion of this
30 appropriation may be transferred to state
31 operations appropriations for adminis-
32 tration of this program .................... 1,000,000
33 For services and expenses of a universal
34 prenatal and postpartum home visitation
35 program ...................................... 1,956,000
36 For services and expenses to support the STD
37 center of excellence ........................ 480,000
38 For services and expenses for childhood
39 asthma coalitions. A portion of this
40 appropriation may be transferred to state
41 operations appropriations for adminis-
42 tration of this program .................... 1,232,000
43 For services and expenses related to
44 evidenced based cancer services programs
45 .................................................. 9,006,750
46 For services and expenses related to obesity
47 and diabetes programs ..................... 7,205,000
48 For services and expenses related to provid-
49 ing nutritional services and to provide
50 nutritional education to pregnant women,
51 infants, and children, including suballo-
52 cations to the department of agriculture
53 and markets for the farmer's market nutri-
54 tion program and migrant worker services
55 and the office of temporary and disability
56 assistance for prenatal care assistance
57 program activities. A portion of this
58 appropriation may be transferred to state
59 operations appropriations for adminis-
60 tration of this program .................... 19,811,300
For services and expenses, including operating expenses related to providing nutritional services and nutrition education for hunger prevention and nutrition assistance. A portion of this appropriation may be transferred to state operations appropriations for administration of this program ........................................ 29,702,500

For state grants to improve access to inpatient services, treatments, and procedures. Funds shall be allocated from this appropriation pursuant to a plan prepared by the commissioner of health and approved by the director of the budget ........ 1,847,000

Program account subtotal .................. 653,340,090

Special Revenue Funds - Federal / State Operations
Federal USDA-Food and Nutrition Services Fund - 261 Child and Adult Care Food Account

For various food and nutritional services .. 9,262,000

Program account subtotal .................. 9,262,000

Special Revenue Funds - Federal / Aid to Localities
Federal USDA-Food and Nutrition Services Fund - 261 Child and Adult Care Food Account

For various federal food and nutritional services. The moneys hereby appropriated shall be available for payment of financial assistance heretofore accrued ....... 243,230,000

Program account subtotal .................. 243,230,000

Special Revenue Funds - Federal / State Operations
Federal USDA-Food and Nutrition Services Fund - 261 Federal Food and Nutrition Services Account

For various food and nutritional services .. 58,947,000

Program account subtotal .................. 58,947,000

Special Revenue Funds - Federal / Aid to Localities
Federal USDA-Food and Nutrition Services Fund - 261 Federal Food and Nutrition Services Account

For various federal food and nutritional services. The moneys hereby appropriated shall be available for payment of financial assistance heretofore accrued ....... 492,970,000

Program account subtotal .................. 492,970,000
DEPARTMENT OF HEALTH

STATE OPERATIONS AND AID TO LOCALITIES 2010-11

1 Special Revenue Funds - Federal / State Operations
2 Federal USDA - Food and Nutrition Services Fund - 261
3 Women, Infants, and Children (WIC) Civil Monetary
4 Account
5
6 For services and expenses of the department
7 of health related to the special supple-
8 mental nutrition program for women,
9 infants and children.

NONPERSONAL SERVICE

13 Contractual services ....................... 5,000,000
14 --------------
15 Program account subtotal ............... 5,000,000
16 --------------
17
18 Special Revenue Funds - Federal / State Operations
19 Federal Health and Human Services Fund - 265
20
21 For various health prevention, diagnostic,
22 detection and treatment services. The
23 amounts appropriated pursuant to such
24 appropriation may be suballocated to other
25 state agencies or accounts for expendi-
26 tures incurred in the operation of
27 programs funded by such appropriation
28 subject to the approval of the director of
29 the budget ............................... 29,993,000
30 --------------
31 Program fund subtotal .................. 29,993,000
32 --------------
33
34 Special Revenue Funds - Federal / Aid to Localities
35 Federal Health and Human Services Fund - 265
36
37 For various health prevention, diagnostic,
38 detection and treatment services. The
39 amounts appropriated pursuant to such
40 appropriation may be suballocated to other
41 state agencies or accounts for expendi-
42 tures incurred in the operation of
43 programs funded by such appropriation
44 subject to the approval of the director of
45 the budget ............................... 42,803,000
46 --------------
47 Program fund subtotal .................. 42,803,000
48 --------------
49
50 Special Revenue Funds - Federal / State Operations
51 Federal Health and Human Services Fund - 265
52 Federal Block Grant Account
53
54 For various health prevention, diagnostic,
55 detection and treatment services. The
56 amounts appropriated pursuant to such
57 appropriation may be suballocated to other
58 state agencies or accounts for expendi-
59 tures incurred in the operation of
60 programs funded by such appropriation
subject to the approval of the director of
the budget ................................. 24,014,000

Program account subtotal ............. 24,014,000

Special Revenue Funds - Federal / Aid to Localities
Federal Health and Human Services Fund - 265
Federal Block Grant Account

For various health prevention, diagnostic,
detection and treatment services.
The commissioner of health is hereby author-
ized to waive any provisions of the public
health law and regulations, to issue
appropriate operating certificates, and to
enter into contracts with article 28
facilities, to provide funds, to estab-
lish, support and conduct projects to
provide improved and expanded school
health services for preschool and school-
age children. No more than 10 per centum
of the amount appropriated for such
purpose shall be expended for services and
expenses in connection with the adminis-
tration and evaluation of such grants.
Grants awarded under this appropriation
shall be distributed and administered in
accordance with regulations established by
the commissioner of health. The amounts
appropriated pursuant to such appropi-
ation may be suballocated to other state
agencies or accounts for expenditures
incurred in the operation of programs
funded by such appropriation subject to
the approval of the director of the budget

.................................................. 57,475,000

Program account subtotal ............. 57,475,000

Special Revenue Funds - Federal / State Operations
Federal Department of Education Fund - 267
Individuals with Disabilities-Part C Account

For activities related to a handicapped
infants and toddlers program ........... 24,249,000

For activities related to a handicapped
infants and toddlers program funded by the
American recovery and reinvestment act of
2009. Funds appropriated herein shall be
subject to all applicable reporting and
accountability requirements contained in
such act. The amount appropriated for
state operations may be interchanged to
the appropriation for federal prevention
and wellness aid to localities without
limitation ................................. 2,800,000

Program account subtotal ............. 27,049,000
DEPARTMENT OF HEALTH

STATE OPERATIONS AND AID TO LOCALITIES 2010-11

1 Special Revenue Funds - Federal / Aid to Localities
2 Federal Department of Education Fund - 267
3 Individuals with Disabilities-Part C Account
4
5 For activities related to a handicapped
6 infants and toddlers program .............. 51,578,000
7 For activities related to a handicapped
8 infants and toddlers program funded by the
9 American recovery and reinvestment act of
10 2009. Funds appropriated herein shall be
11 subject to all applicable reporting and
12 accountability requirements contained in
13 such act. The amount appropriated for
14 state operations may be interchanged to
15 the appropriation for federal prevention
16 and wellness state operations without
17 limitation .................................... 2,800,000
18
19 Program account subtotal ............... 54,378,000

------------

21 Special Revenue Funds - Other / State Operations
22 Combined Gifts, Grants and Bequests Fund - 020
23 Autism Awareness and Research Account
24
25 For services and expenses related to autism
26 awareness and research pursuant to section
27 404-v of the vehicle and traffic law and
28 section 95-e of the state finance law, as
29 added by chapter 301 of the laws of 2004.
30
31 NONPERSONAL SERVICE
32
33 Contractual services ....................... 20,000
34
35 Program account subtotal ............... 20,000
36
37 ------------

38 Special Revenue Funds - Other / Aid to Localities
39 Combined Gifts, Grants and Bequests Fund - 020
40 NYS Prostate Cancer Research, Detection and Education
41 Account
42
43 For prostate cancer research, detection and
44 education pursuant to chapter 273 of the
45 laws of 2004 .............................. 1,000,000
46
47 Program account subtotal ............... 1,000,000
48
49 ------------

50 Special Revenue Funds - Other / State Operations
51 Combined Gifts, Grants and Bequests Fund - 020
52 Prostate and Testicular Cancer Research and Education
53 Account
54
55 For prostate and testicular cancer research
56 and education pursuant to section 97-ccc
57 of the state finance law.
## DEPARTMENT OF HEALTH
### STATE OPERATIONS AND AID TO LOCALITIES  2010-11

### NONPERSONAL SERVICE

<table>
<thead>
<tr>
<th>Contractual services</th>
<th>149,000</th>
</tr>
</thead>
</table>

Program account subtotal | 149,000 |

#### Special Revenue Funds - Other / Aid to Localities

- **HCRA Resources Fund - 061**
  - Health Care Services Account

- **For services and expenses of a statewide public health campaign for tuberculosis control and prevention and for screening and education activities regarding sexually transmitted diseases, provided that any funds allocated under this appropriation shall not supplant existing local funds or state funds allocated to county health departments under article 6 of the public health law. Up to $300,000 of this appropriation may be transferred to state operations for the administration of this program by the department of health** | 5,917,000 |

- **For services and expenses related to the Indian health program. The moneys hereby appropriated shall be for payment of financial assistance heretofore accrued or hereafter to accrue. Up to 2.5 percent of this appropriation may be transferred to the general fund-state purposes account for the nonpersonal service administration of this program** | 16,121,000 |

- **State aid to municipalities for medical services for the rehabilitation of physically handicapped children, pursuant to article 6 of the public health law** | 3,685,000 |

- **For services and expenses for a school health program** | 3,981,000 |

- **For services and expenses of the prenatal care assistance program. Up to 100 percent of this appropriation may be suballocated to the medical assistance program general fund - local assistance account to be matched by federal funds** | 2,432,000 |

- **For services and expenses related to tobacco enforcement, education and related activities, pursuant to chapter 433 of the laws of 1997. Of amounts appropriated herein, up to $500,000 may be used for educational programs. A portion of this appropriation may be transferred to state operations** | 2,303,000 |

- **For services and expenses related to evidenced based cancer services programs** | 18,417,000 |

Program account subtotal | 52,856,000 |
### Special Revenue Funds - Other / Aid to Localities

<table>
<thead>
<tr>
<th>Account</th>
<th>Description</th>
<th>Amount</th>
</tr>
</thead>
<tbody>
<tr>
<td>2 Hospital Based Grants Program Account</td>
<td>For services and expenses related to providing nutritional services to pregnant women, infants, and children. Notwithstanding any other provision of law to the contrary, up to 5 percent of the amount appropriated may be transferred to the general fund - state purposes account for the administration of this program by the department of health.</td>
<td>7,993,600</td>
</tr>
<tr>
<td>3 Hospital Based Grants Program Account</td>
<td>For grants in aid to contract for hypertension prevention, screening and treatment. State grants for a program of family planning services pursuant to article 2 of the public health law.</td>
<td>669,000</td>
</tr>
<tr>
<td>4 Hospital Based Grants Program Account</td>
<td>For grants to rape crisis centers for services to rape victims and programs to prevent rape. This appropriation shall be suballocated to the division of criminal justice services.</td>
<td>2,300,000</td>
</tr>
<tr>
<td>5 Hospital Based Grants Program Account</td>
<td>For services and expenses for a school health program.</td>
<td>2,007,000</td>
</tr>
<tr>
<td>6 Hospital Based Grants Program Account</td>
<td>For services and expenses of tuberculosis treatment, detection and prevention.</td>
<td>599,000</td>
</tr>
<tr>
<td>7 Hospital Based Grants Program Account</td>
<td>For services and expenses of a lead poisoning prevention program.</td>
<td>192,000</td>
</tr>
<tr>
<td><strong>Program account subtotal</strong></td>
<td></td>
<td>13,888,600</td>
</tr>
</tbody>
</table>

### Special Revenue Funds - Other / State Operations

<table>
<thead>
<tr>
<th>Account</th>
<th>Description</th>
<th>Amount</th>
</tr>
</thead>
<tbody>
<tr>
<td>2 Tobacco Control and Cancer Services Account</td>
<td>For services and expenses related to the tobacco control and cancer services programs authorized pursuant to sections 2807-r and 1399-ii of the public health law.</td>
<td></td>
</tr>
</tbody>
</table>

#### PERSONAL SERVICE

<table>
<thead>
<tr>
<th>Description</th>
<th>Amount</th>
</tr>
</thead>
<tbody>
<tr>
<td>Personal service--regular</td>
<td>2,159,000</td>
</tr>
<tr>
<td>Holiday/overtime compensation</td>
<td>6,000</td>
</tr>
<tr>
<td><strong>Amount available for personal service</strong></td>
<td>2,165,000</td>
</tr>
</tbody>
</table>

#### NONPERSONAL SERVICE

<table>
<thead>
<tr>
<th>Description</th>
<th>Amount</th>
</tr>
</thead>
<tbody>
<tr>
<td>Supplies and materials</td>
<td>10,000</td>
</tr>
<tr>
<td>Travel</td>
<td>45,000</td>
</tr>
<tr>
<td>Contractual services</td>
<td>50,000</td>
</tr>
<tr>
<td>Equipment</td>
<td>30,000</td>
</tr>
<tr>
<td>Fringe benefits</td>
<td>957,000</td>
</tr>
</tbody>
</table>
STATE OPERATIONS AND AID TO LOCALITIES 2010-11

<table>
<thead>
<tr>
<th>Description</th>
<th>Amount</th>
</tr>
</thead>
<tbody>
<tr>
<td>Indirect costs</td>
<td>680,000</td>
</tr>
<tr>
<td>Amount available for nonpersonal service</td>
<td>1,772,000</td>
</tr>
<tr>
<td>Program account subtotal</td>
<td>3,937,000</td>
</tr>
<tr>
<td>Special Revenue Funds - Other / State Operations</td>
<td></td>
</tr>
<tr>
<td>Miscellaneous Special Revenue Fund - 339</td>
<td></td>
</tr>
<tr>
<td>Cable Television Account</td>
<td></td>
</tr>
<tr>
<td>For services and expenses related to public service education, with specific emphasis on public health issues.</td>
<td></td>
</tr>
<tr>
<td>NONPERSONAL SERVICE</td>
<td></td>
</tr>
<tr>
<td>Contractual services</td>
<td>454,000</td>
</tr>
<tr>
<td>Program account subtotal</td>
<td>454,000</td>
</tr>
<tr>
<td>Special Revenue Funds - Other / State Operations</td>
<td></td>
</tr>
<tr>
<td>Miscellaneous Special Revenue Fund - 339</td>
<td></td>
</tr>
<tr>
<td>CSFP Salvage Account</td>
<td></td>
</tr>
<tr>
<td>For services and expenses of the department of health related to the commodity supplemental food program.</td>
<td></td>
</tr>
<tr>
<td>NONPERSONAL SERVICE</td>
<td></td>
</tr>
<tr>
<td>Contractual services</td>
<td>25,000</td>
</tr>
<tr>
<td>Program account subtotal</td>
<td>25,000</td>
</tr>
<tr>
<td>Special Revenue Funds - Other / State Operations</td>
<td></td>
</tr>
<tr>
<td>Miscellaneous Special Revenue Fund - 339</td>
<td></td>
</tr>
<tr>
<td>Diabetes Research and Education Account</td>
<td></td>
</tr>
<tr>
<td>For diabetes research and education pursuant to chapter 339 of the laws of 2001.</td>
<td></td>
</tr>
<tr>
<td>NONPERSONAL SERVICE</td>
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</tr>
<tr>
<td>Contractual services</td>
<td>100,000</td>
</tr>
<tr>
<td>Program account subtotal</td>
<td>100,000</td>
</tr>
<tr>
<td>Special Revenue Funds - Other / Aid to Localities</td>
<td></td>
</tr>
<tr>
<td>Miscellaneous Special Revenue Fund - 339</td>
<td></td>
</tr>
<tr>
<td>Early Intervention Program Account</td>
<td></td>
</tr>
<tr>
<td>For services and expenses to implement the early intervention program act of 1992, as amended by a chapter of the laws of 2010.</td>
<td></td>
</tr>
<tr>
<td>The moneys hereby appropriated shall be available for payment of financial assistance heretofore accrued or hereafter to accrue, and shall be available for</td>
<td></td>
</tr>
</tbody>
</table>
**DEPARTMENT OF HEALTH**

**STATE OPERATIONS AND AID TO LOCALITIES  2010-11**

<table>
<thead>
<tr>
<th>Description</th>
<th>Amount</th>
</tr>
</thead>
<tbody>
<tr>
<td>early intervention program administrative costs and for the state share for reimbursement of early intervention services. A portion of these funds shall be available to transfer to state operations for administration of this program</td>
<td>1,000,000</td>
</tr>
<tr>
<td>Program account subtotal</td>
<td>1,000,000</td>
</tr>
<tr>
<td>Special Revenue Funds - Other / Aid to Localities</td>
<td></td>
</tr>
<tr>
<td>Miscellaneous Special Revenue Fund - 339</td>
<td></td>
</tr>
<tr>
<td>Local Public Health Services Account</td>
<td></td>
</tr>
<tr>
<td>For services and expenses of the local public health services program. Notwithstanding section 607 of the public health law these funds shall be allocated for state aid to municipalities for a program of immunization against German measles, and other communicable diseases, pursuant to article 6 of the public health law</td>
<td>1,095,000</td>
</tr>
<tr>
<td>For state aid to municipalities, notwithstanding section 607 of the public health law, for the operation of local health departments and for the provision of general public health services pursuant to article 6 of the public health law for activities under the jurisdiction of the commissioner of health</td>
<td>3,036,000</td>
</tr>
<tr>
<td>Notwithstanding any other provision of law to the contrary, this appropriation is available for transfer to the state operations miscellaneous special revenue fund - local public health services program account, in the administration and executive direction program fiscal management group</td>
<td>285,000</td>
</tr>
<tr>
<td>Notwithstanding any other provision of law to the contrary, this appropriation is available for contractual audits of localities to supplement the audits performed by the department of health</td>
<td>209,000</td>
</tr>
<tr>
<td>Program account subtotal</td>
<td>4,625,000</td>
</tr>
<tr>
<td>Special Revenue Funds - Other / State Operations</td>
<td></td>
</tr>
<tr>
<td>Miscellaneous Special Revenue Fund - 339</td>
<td></td>
</tr>
<tr>
<td>Tobacco Enforcement and Education Account</td>
<td></td>
</tr>
<tr>
<td>For services and expenses related to tobacco enforcement, education and related activities, pursuant to chapter 162 of the laws of 2002.</td>
<td></td>
</tr>
</tbody>
</table>

**NONPERSONAL SERVICE**

<table>
<thead>
<tr>
<th>Description</th>
<th>Amount</th>
</tr>
</thead>
<tbody>
<tr>
<td>Contractual services</td>
<td>75,000</td>
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</table>
DEPARTMENT OF HEALTH

STATE OPERATIONS AND AID TO LOCALITIES 2010-11

<table>
<thead>
<tr>
<th>Program account subtotal</th>
<th>75,000</th>
</tr>
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<tbody>
<tr>
<td>CENTER FOR ENVIRONMENTAL HEALTH PROGRAM</td>
<td>75,262,700</td>
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### General Fund / State Operations

#### State Purposes Account - 003

**PERSONAL SERVICE**

<table>
<thead>
<tr>
<th>Personal service--regular</th>
<th>7,974,200</th>
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<tbody>
<tr>
<td>Temporary service</td>
<td>243,700</td>
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<tr>
<td>Holiday/overtime compensation</td>
<td>24,000</td>
</tr>
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</table>

**Amount available for personal service**

<table>
<thead>
<tr>
<th>Amount available for personal service</th>
<th>8,241,900</th>
</tr>
</thead>
</table>

**NONPERSONAL SERVICE**

<table>
<thead>
<tr>
<th>Supplies and materials</th>
<th>101,000</th>
</tr>
</thead>
<tbody>
<tr>
<td>Travel</td>
<td>374,400</td>
</tr>
<tr>
<td>Contractual services</td>
<td>1,494,000</td>
</tr>
<tr>
<td>Equipment</td>
<td>100,600</td>
</tr>
</tbody>
</table>

**Amount available for nonpersonal service**

<table>
<thead>
<tr>
<th>Amount available for nonpersonal service</th>
<th>2,070,000</th>
</tr>
</thead>
</table>

**Program account subtotal**

<table>
<thead>
<tr>
<th>Program account subtotal</th>
<th>10,311,900</th>
</tr>
</thead>
</table>

### General Fund / Aid to Localities

#### Local Assistance Account - 001

For services and expenses related to the water supply protection program

<table>
<thead>
<tr>
<th>5,313,200</th>
</tr>
</thead>
</table>

For services and expenses of the healthy neighborhood program

<table>
<thead>
<tr>
<th>1,983,400</th>
</tr>
</thead>
</table>

For services and expenses related to enhancing the childhood lead poisoning primary prevention program in accordance with article 13 of the public health law. A portion of this appropriation may be transferred to state operations

<table>
<thead>
<tr>
<th>5,000,000</th>
</tr>
</thead>
</table>

**Program account subtotal**

<table>
<thead>
<tr>
<th>Program account subtotal</th>
<th>12,296,600</th>
</tr>
</thead>
</table>

### Special Revenue Funds - Federal / State Operations

**Federal Health and Human Services Fund - 265**

For various health prevention, diagnostic, detection and treatment services

<table>
<thead>
<tr>
<th>1,673,000</th>
</tr>
</thead>
</table>

**Program account subtotal**

<table>
<thead>
<tr>
<th>Program account subtotal</th>
<th>1,673,000</th>
</tr>
</thead>
</table>

### Special Revenue Funds - Federal / State Operations

**Federal Health and Human Services Fund - 265**

**Federal Block Grant Account**
### DEPARTMENT OF HEALTH

#### STATE OPERATIONS AND AID TO LOCALITIES 2010-11

<table>
<thead>
<tr>
<th>Description</th>
<th>Amount</th>
</tr>
</thead>
<tbody>
<tr>
<td>For services and expenses of various health prevention, diagnostic, detection and treatment services</td>
<td>$6,808,000</td>
</tr>
<tr>
<td>Program account subtotal</td>
<td>$6,808,000</td>
</tr>
</tbody>
</table>

Special Revenue Funds - Federal / Aid to Localities
- Federal Health and Human Services Fund - 265
- Federal Block Grant Account

<table>
<thead>
<tr>
<th>Description</th>
<th>Amount</th>
</tr>
</thead>
<tbody>
<tr>
<td>For services and expenses of various health prevention, diagnostic, detection and treatment services</td>
<td>$3,687,000</td>
</tr>
<tr>
<td>Program account subtotal</td>
<td>$3,687,000</td>
</tr>
</tbody>
</table>

Special Revenue Funds - Federal / State Operations
- Federal Operating Grants Fund - 290
- Federal Environmental Protection Agency Grants Account

<table>
<thead>
<tr>
<th>Description</th>
<th>Amount</th>
</tr>
</thead>
<tbody>
<tr>
<td>For various environmental projects including suballocation for the department of environmental conservation</td>
<td>$9,703,000</td>
</tr>
<tr>
<td>Program account subtotal</td>
<td>$9,703,000</td>
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</tbody>
</table>

Special Revenue Funds - Other / State Operations
- Environmental Conservation Special Revenue Fund - 301
- Low Level Radioactive Waste Account

<table>
<thead>
<tr>
<th>Description</th>
<th>Amount</th>
</tr>
</thead>
<tbody>
<tr>
<td>For services and expenses of the low-level radioactive waste siting program.</td>
<td></td>
</tr>
</tbody>
</table>

**PERSONAL SERVICE**

<table>
<thead>
<tr>
<th>Description</th>
<th>Amount</th>
</tr>
</thead>
<tbody>
<tr>
<td>Personal service--regular</td>
<td>$668,400</td>
</tr>
<tr>
<td>Holiday/overtime compensation</td>
<td>$5,500</td>
</tr>
<tr>
<td>Amount available for personal service</td>
<td>$673,900</td>
</tr>
</tbody>
</table>

**NONPERSONAL SERVICE**

<table>
<thead>
<tr>
<th>Description</th>
<th>Amount</th>
</tr>
</thead>
<tbody>
<tr>
<td>Supplies and materials</td>
<td>$20,000</td>
</tr>
<tr>
<td>Travel</td>
<td>$41,000</td>
</tr>
<tr>
<td>Contractual services</td>
<td>$184,800</td>
</tr>
<tr>
<td>Equipment</td>
<td>$15,500</td>
</tr>
<tr>
<td>Fringe benefits</td>
<td>$298,000</td>
</tr>
<tr>
<td>Indirect costs</td>
<td>$203,600</td>
</tr>
<tr>
<td>Amount available for nonpersonal service</td>
<td>$762,900</td>
</tr>
</tbody>
</table>

**MAINTENANCE UNDISTRIBUTED**

<table>
<thead>
<tr>
<th>Description</th>
<th>Amount</th>
</tr>
</thead>
<tbody>
<tr>
<td>For suballocation to the energy research and development authority, pursuant to chapter</td>
<td></td>
</tr>
</tbody>
</table>
## DEPARTMENT OF HEALTH
### STATE OPERATIONS AND AID TO LOCALITIES 2010-11

673 of the laws of 1986, as amended by chapters 368 and 913 of the laws of 1990. 150,000 ------------

<table>
<thead>
<tr>
<th>Program account subtotal</th>
<th>1,586,800</th>
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</thead>
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| Special Revenue Funds - Other / State Operations |
| Environmental Protection and Oil Spill Compensation Fund - 303 |

For services and expenses related to the oil spill relocation network program.

### PERSONAL SERVICE

<table>
<thead>
<tr>
<th>Personal service--regular</th>
<th>173,800</th>
</tr>
</thead>
<tbody>
<tr>
<td>Holiday/overtime compensation</td>
<td>2,000</td>
</tr>
<tr>
<td>Amount available for personal service</td>
<td>175,800</td>
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</table>

### NONPERSONAL SERVICE

<table>
<thead>
<tr>
<th>Supplies and materials</th>
<th>6,900</th>
</tr>
</thead>
<tbody>
<tr>
<td>Travel</td>
<td>2,000</td>
</tr>
<tr>
<td>Contractual services</td>
<td>22,900</td>
</tr>
<tr>
<td>Equipment</td>
<td>4,000</td>
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<tr>
<td>Fringe benefits</td>
<td>78,200</td>
</tr>
<tr>
<td>Indirect costs</td>
<td>53,100</td>
</tr>
<tr>
<td>Amount available for nonpersonal service</td>
<td>167,100</td>
</tr>
<tr>
<td>Program fund subtotal</td>
<td>342,900</td>
</tr>
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</table>

| Special Revenue Funds - Other / State Operations |
| Clean Air Fund - 314 |
| Operating Permit Program Account |

For services and expenses of the department of health in developing, implementing and operating the operating permit program.

### PERSONAL SERVICE

<table>
<thead>
<tr>
<th>Personal service--regular</th>
<th>415,600</th>
</tr>
</thead>
<tbody>
<tr>
<td>Holiday/overtime compensation</td>
<td>5,500</td>
</tr>
<tr>
<td>Amount available for personal service</td>
<td>421,100</td>
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### NONPERSONAL SERVICE

<table>
<thead>
<tr>
<th>Supplies and materials</th>
<th>3,500</th>
</tr>
</thead>
<tbody>
<tr>
<td>Travel</td>
<td>5,000</td>
</tr>
<tr>
<td>Contractual services</td>
<td>25,000</td>
</tr>
<tr>
<td>Equipment</td>
<td>8,000</td>
</tr>
<tr>
<td>Fringe benefits</td>
<td>185,300</td>
</tr>
<tr>
<td>Indirect costs</td>
<td>125,700</td>
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<tr>
<td>Amount available for nonpersonal service</td>
<td>352,500</td>
</tr>
<tr>
<td>Section</td>
<td>Amount</td>
</tr>
<tr>
<td>------------------------------------------------------------------------</td>
<td>---------------------------------</td>
</tr>
<tr>
<td>Program account subtotal</td>
<td>773,600</td>
</tr>
<tr>
<td>Special Revenue Funds - Other / State Operations</td>
<td></td>
</tr>
<tr>
<td>Miscellaneous Special Revenue Fund - 339</td>
<td></td>
</tr>
<tr>
<td>Asbestos Safety Training Account</td>
<td></td>
</tr>
<tr>
<td>For services and expenses of the asbestos safety training program.</td>
<td></td>
</tr>
<tr>
<td>PERSONAL SERVICE</td>
<td></td>
</tr>
<tr>
<td>Personal service--regular</td>
<td>286,600</td>
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<tr>
<td>Holiday/overtime compensation</td>
<td>5,500</td>
</tr>
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<td>Amount available for personal service</td>
<td>292,100</td>
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<tr>
<td>NONPERSONAL SERVICE</td>
<td></td>
</tr>
<tr>
<td>Supplies and materials</td>
<td>3,200</td>
</tr>
<tr>
<td>Travel</td>
<td>30,000</td>
</tr>
<tr>
<td>Contractual services</td>
<td>63,000</td>
</tr>
<tr>
<td>Equipment</td>
<td>11,600</td>
</tr>
<tr>
<td>Fringe benefits</td>
<td>129,400</td>
</tr>
<tr>
<td>Indirect costs</td>
<td>87,800</td>
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<tr>
<td>Amount available for nonpersonal service</td>
<td>325,000</td>
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<tr>
<td>Program account subtotal</td>
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</tr>
<tr>
<td>Special Revenue Funds - Other / State Operations</td>
<td></td>
</tr>
<tr>
<td>Miscellaneous Special Revenue Fund - 339</td>
<td></td>
</tr>
<tr>
<td>Occupational Health Clinics Account</td>
<td></td>
</tr>
<tr>
<td>For services and expenses of implementing and operating a statewide</td>
<td></td>
</tr>
<tr>
<td>network of occupational health clinics for diagnostic, screening,</td>
<td></td>
</tr>
<tr>
<td>treatment, referral, and education services.</td>
<td></td>
</tr>
<tr>
<td>PERSONAL SERVICE</td>
<td></td>
</tr>
<tr>
<td>Personal service--regular</td>
<td>322,700</td>
</tr>
<tr>
<td>Holiday/overtime compensation</td>
<td>5,500</td>
</tr>
<tr>
<td>Amount available for personal service</td>
<td>328,200</td>
</tr>
<tr>
<td>NONPERSONAL SERVICE</td>
<td></td>
</tr>
<tr>
<td>Supplies and materials</td>
<td>4,000</td>
</tr>
<tr>
<td>Travel</td>
<td>3,700</td>
</tr>
<tr>
<td>Contractual services</td>
<td>9,550,000</td>
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<tr>
<td>Equipment</td>
<td>3,400</td>
</tr>
<tr>
<td>Fringe benefits</td>
<td>146,500</td>
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<tr>
<td>Indirect costs</td>
<td>100,100</td>
</tr>
<tr>
<td>Amount available for nonpersonal service</td>
<td>9,807,700</td>
</tr>
</tbody>
</table>
## DEPARTMENT OF HEALTH

### STATE OPERATIONS AND AID TO LOCALITIES 2010-11

<table>
<thead>
<tr>
<th>Line</th>
<th>Description</th>
<th>Amount</th>
</tr>
</thead>
<tbody>
<tr>
<td>1</td>
<td>Program account subtotal</td>
<td>10,135,900</td>
</tr>
<tr>
<td>2</td>
<td>Special Revenue Funds - Other / State Operations</td>
<td></td>
</tr>
<tr>
<td>3</td>
<td>Miscellaneous Special Revenue Fund - 339</td>
<td></td>
</tr>
<tr>
<td>4</td>
<td>Radiological Health Protection Program Account</td>
<td></td>
</tr>
<tr>
<td>5</td>
<td>For services and expenses related to the radiological health protection account.</td>
<td></td>
</tr>
<tr>
<td>6</td>
<td>PERSONAL SERVICE</td>
<td></td>
</tr>
<tr>
<td>7</td>
<td>Personal service--regular</td>
<td>2,184,000</td>
</tr>
<tr>
<td>8</td>
<td>Temporary service</td>
<td>12,000</td>
</tr>
<tr>
<td>9</td>
<td>Holiday/overtime compensation</td>
<td>7,500</td>
</tr>
<tr>
<td>10</td>
<td>Amount available for personal service</td>
<td>2,203,500</td>
</tr>
<tr>
<td>11</td>
<td>NONPERSONAL SERVICE</td>
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<tr>
<td>12</td>
<td>Supplies and materials</td>
<td>31,000</td>
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<tr>
<td>13</td>
<td>Travel</td>
<td>156,000</td>
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<tr>
<td>14</td>
<td>Contractual services</td>
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<td>15</td>
<td>Equipment</td>
<td>39,400</td>
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<td>16</td>
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<td>976,300</td>
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<tr>
<td>17</td>
<td>Indirect costs</td>
<td>666,500</td>
</tr>
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<td>18</td>
<td>Amount available for nonpersonal service</td>
<td>1,925,200</td>
</tr>
<tr>
<td>19</td>
<td>Program account subtotal</td>
<td>4,128,700</td>
</tr>
<tr>
<td>20</td>
<td>Special Revenue Funds - Other / State Operations</td>
<td></td>
</tr>
<tr>
<td>21</td>
<td>Miscellaneous Special Revenue Fund - 339</td>
<td></td>
</tr>
<tr>
<td>22</td>
<td>Radon Detection Device Account</td>
<td></td>
</tr>
<tr>
<td>23</td>
<td>For services and expenses of the radon detection device distribution program.</td>
<td></td>
</tr>
<tr>
<td>24</td>
<td>NONPERSONAL SERVICE</td>
<td></td>
</tr>
<tr>
<td>25</td>
<td>Contractual services</td>
<td>200,000</td>
</tr>
<tr>
<td>26</td>
<td>Program account subtotal</td>
<td>200,000</td>
</tr>
<tr>
<td>27</td>
<td>Special Revenue Funds - Other / State Operations</td>
<td></td>
</tr>
<tr>
<td>28</td>
<td>Drinking Water Program Management and Administration Fund - 366</td>
<td></td>
</tr>
<tr>
<td>29</td>
<td>For services and expenses of the state revolving funds program.</td>
<td></td>
</tr>
<tr>
<td>30</td>
<td>PERSONAL SERVICE</td>
<td></td>
</tr>
<tr>
<td>31</td>
<td>Personal service--regular</td>
<td>4,357,500</td>
</tr>
<tr>
<td>32</td>
<td>Holiday/overtime compensation</td>
<td>10,500</td>
</tr>
<tr>
<td>33</td>
<td>Amount available for personal service</td>
<td>4,368,000</td>
</tr>
</tbody>
</table>
### DEPARTMENT OF HEALTH

**STATE OPERATIONS AND AID TO LOCALITIES 2010-11**

#### NONPERSONAL SERVICE

<table>
<thead>
<tr>
<th>Service</th>
<th>Amount</th>
</tr>
</thead>
<tbody>
<tr>
<td>Supplies and materials</td>
<td>88,800</td>
</tr>
<tr>
<td>Travel</td>
<td>131,000</td>
</tr>
<tr>
<td>Contractual services</td>
<td>1,147,600</td>
</tr>
<tr>
<td>Equipment</td>
<td>117,700</td>
</tr>
<tr>
<td>Fringe benefits</td>
<td>1,936,400</td>
</tr>
<tr>
<td>Amount available for nonpersonal service</td>
<td>3,421,500</td>
</tr>
</tbody>
</table>

| Program fund subtotal          | 7,789,500|

#### Special Revenue Funds - Other / State Operations

- **Drinking Water Program Management and Administration Fund - 366 Federal ARRA Account**
  - For services and expenses of the drinking water state revolving Fund funded by the American recovery and reinvestment act of 2009. Funds appropriated herein shall be subject to all applicable reporting and accountability requirements contained in such act. **5,208,700**
  - Program account subtotal: **5,208,700**

#### CHILD HEALTH INSURANCE PROGRAM

- **1,078,841,400**

- **Federal Health and Human Services Fund - 265 Children's Health Insurance Account**
  - The money hereby appropriated is available for payment of aid heretofore accrued or hereafter accrued.
  - For services and expenses related to the children's health insurance program provided pursuant to title XXI of the federal social security act. **64,108,000**
  - Program account subtotal: **64,108,000**

- **Federal Health and Human Services Fund - 265 Children's Health Insurance Account**
  - The money hereby appropriated is available for payment of aid heretofore accrued or hereafter accrued.
  - For services and expenses related to the children's health insurance program, pursuant to title XXI of the federal social security act. **519,200,000**
  - Program account subtotal: **519,200,000**
## DEPARTMENT OF HEALTH

### STATE OPERATIONS AND AID TO LOCALITIES  2010-11

| 1. Special Revenue Funds – Other / State Operations |
| 2. HCRA Resources Fund – 061 |
| 3. Children's Health Insurance Account |

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

For services and expenses related to the children's health insurance program authorized pursuant to title 1-A of article 25 of the public health law.

### PERSONAL SERVICE

<table>
<thead>
<tr>
<th>Description</th>
<th>Amount</th>
</tr>
</thead>
<tbody>
<tr>
<td>Personal service--regular</td>
<td>3,023,400</td>
</tr>
<tr>
<td>Temporary service</td>
<td>5,000</td>
</tr>
<tr>
<td>Holiday/overtime compensation</td>
<td>45,000</td>
</tr>
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</table>

Amount available for personal service: 3,073,400

### NONPERSONAL SERVICE

<table>
<thead>
<tr>
<th>Description</th>
<th>Amount</th>
</tr>
</thead>
<tbody>
<tr>
<td>Supplies and materials</td>
<td>171,000</td>
</tr>
<tr>
<td>Travel</td>
<td>123,000</td>
</tr>
<tr>
<td>Contractual services</td>
<td>9,466,000</td>
</tr>
<tr>
<td>Equipment</td>
<td>400,000</td>
</tr>
<tr>
<td>Fringe benefits</td>
<td>1,252,300</td>
</tr>
<tr>
<td>Indirect costs</td>
<td>847,700</td>
</tr>
</tbody>
</table>

Amount available for nonpersonal service: 12,260,000

Program account subtotal: 15,333,400

### DIVISION OF MANAGED CARE AND PROGRAM EVALUATION

General Fund / State Operations

<table>
<thead>
<tr>
<th>Description</th>
<th>Amount</th>
</tr>
</thead>
<tbody>
<tr>
<td>Personal service--regular</td>
<td>11,312,500</td>
</tr>
</tbody>
</table>

Program account subtotal: 17,376,500
DEPARTMENT OF HEALTH
STATE OPERATIONS AND AID TO LOCALITIES 2010-11

NONPERSONAL SERVICE

<table>
<thead>
<tr>
<th>Description</th>
<th>Amount</th>
</tr>
</thead>
<tbody>
<tr>
<td>Supplies and materials</td>
<td>156,000</td>
</tr>
<tr>
<td>Travel</td>
<td>130,000</td>
</tr>
<tr>
<td>Contractual services</td>
<td>5,518,000</td>
</tr>
<tr>
<td>Equipment</td>
<td>160,000</td>
</tr>
</tbody>
</table>

Amount available for nonpersonal service: 5,964,000

MAINTENANCE UNDISTRIBUTED

For evaluation of the partnership and F-SHRP waiver programs.
Notwithstanding any other provisions of law, the money herein appropriated, together with any available federal matching funds, is available for transfer or suballocation to the state university of New York and its subsidiaries, to provide support for an evaluation of New York state's section 1115 demonstration program, the federal-state health reform partnership (F-SHRP).

Contractual services: 100,000

Program account subtotal: 17,376,500

ELDERLY PHARMACEUTICAL INSURANCE COVERAGE PROGRAM: 378,528,000

For services and expenses of the program for elderly pharmaceutical insurance coverage, including reimbursement to pharmacies participating in such program.
Notwithstanding any inconsistent provision of law, rule or regulation to the contrary, for the period July 1, 2010 through March 31, 2011, for a participant in the program for elderly pharmaceutical insurance coverage whose prescription drug expenses are paid or reimbursable under the provisions of the medicare program, assistance under the program for elderly pharmaceutical insurance coverage shall be limited to prescription drugs covered by the participant's medicare plan and to drugs excluded from medicare coverage in accordance with section 1860-D-2 of the federal social security act, and in such cases the program for elderly pharmaceutical insurance coverage shall cover the amount that is the responsibility of the participant under the medicare plan benefit, subject to the participant's cost-sharing responsibility on such amount under sections 247 or 248 of the elder...
DEPARTMENT OF HEALTH
STATE OPERATIONS AND AID TO LOCALITIES 2010-11

1 law; provided however that, if this
2 chapter appropriates sufficient additional
3 funds to permit the elderly pharmaceutical
4 insurance coverage program to provide
5 coverage for prescription drugs without
6 regard to such limitation, then the
7 provisions of this paragraph shall not
8 apply and shall be considered null and
9 void as of March 31, 2010.

10 Notwithstanding any inconsistent provision
11 of law, rule or regulation to the contra-
12 ry, for the period January 1, 2011 through
13 March 31, 2011, under the elderly pharma-
14 ceutical insurance coverage program, the
15 requirement that, as a condition of
16 eligibility for benefits under such
17 program, a program participant who is
18 eligible for medicare part D drug coverage
19 under section 1860D of the federal social
20 security act be required to enroll in
21 medicare part D at the first available
22 enrollment period and to maintain such
23 enrollment shall not be waived if such
24 enrollment would result in significant
25 additional financial liability by the
26 participant, including, but not limited
27 to, individuals in a medicare advantage
28 plan whose cost sharing would be
29 increased; provided further that elderly
30 pharmaceutical insurance coverage program
31 representation of program participants in
32 the pursuit of medicare part D coverage
33 and the medicare savings programs shall be
34 permitted notwithstanding additional
35 financial liability on behalf of such
36 program participants; provided further
37 that, if this chapter appropriates suffi-
38 cient additional funds to permit a waiver
39 of the medicare part D enrollment require-
40 ment and the representation requirement
41 described herein if the participant incurs
42 significant additional financial liability,
43 or additional financial liability,
44 respectively, then the provisions of this
45 paragraph shall not apply and shall be
46 considered null and void as of March 31,
47 2010. The moneys hereby appropriated shall
48 be available for payment of financial
49 assistance heretofore accrued ............ 178,850,000

50 For a grant to the medicare rights center to
51 assist seniors enrolled in the elderly
52 pharmaceutical insurance coverage program
53 in selecting, accessing, and maximizing
54 medicare part D coverage ................... 750,000

55 For a grant to the American association of
56 retired persons to assist seniors enrolled
57 in the elderly pharmaceutical insurance
58 coverage program in selecting, accessing,
59 and maximizing medicare part D coverage .. 750,000

60 Program account subtotal ............... 180,350,000

61
62
DEPARTMENT OF HEALTH

STATE OPERATIONS AND AID TO LOCALITIES  2010-11

<table>
<thead>
<tr>
<th>Special Revenue Funds - Other / State Operations</th>
</tr>
</thead>
<tbody>
<tr>
<td>Miscellaneous Special Revenue Fund - 339</td>
</tr>
<tr>
<td>EPIC Premium Account</td>
</tr>
</tbody>
</table>

**PERSONAL SERVICE**

| Personal service-regular                      | 2,109,600 |

**NONPERSONAL SERVICE**

| Supplies and materials                        | 30,000    |
| Travel                                        | 25,000    |
| Contractual services                          | 16,997,900|
| Equipment                                     | 15,000    |
| Fringe benefits                               | 975,500   |
| Amount available for nonpersonal service      | 18,043,400|

**MAINTENANCE UNDISTRIBUTED**

| Personal service-regular                      | 225,000   |
| Program account subtotal                      | 20,378,000|

**Special Revenue Funds - Other / Aid to Localities**

| Miscellaneous Special Revenue Fund - 339     |
| EPIC Premium Account                         |

**For services and expenses of the program for**
**elderly pharmaceutical insurance coverage,**
**including reimbursement to pharmacies**
**participating in such program.**

**Notwithstanding any inconsistent provision**
**of law, rule or regulation to the contra-**
**ry, for the period July 1, 2010 through**
**March 31, 2011, for a participant in the**
**program for elderly pharmaceutical insur-**
**ance coverage whose prescription drug**
**expenses are paid or reimbursable under**
**the provisions of the medicare program,**
**assistance under the program for elderly**
**pharmaceutical insurance coverage shall be**
**limited to prescription drugs covered by**
**the participant's medicare plan and to**
**drugs excluded from medicare coverage in**
**accordance with section 1860-D-2 of the**
**federal social security act, and in such**
cases the program for elderly pharmaceu-
**tical insurance coverage shall cover the**
**amount that is the responsibility of the**
**participant under the medicare plan bene-
**fit, subject to the participant's cost-**
**sharing responsibility on such amount**
**under sections 247 or 248 of the elder**
law; provided however that, if this chapter appropriates sufficient additional funds to permit the elderly pharmaceutical insurance coverage program to provide coverage for prescription drugs without regard to such limitation, then the provisions of this paragraph shall not apply and shall be considered null and void as of March 31, 2010.

Notwithstanding any inconsistent provision of law, rule or regulation to the contrary, for the period January 1, 2011 through March 31, 2011, under the elderly pharmaceutical insurance coverage program, the requirement that, as a condition of eligibility for benefits under such program, a program participant who is eligible for medicare part D drug coverage under section 1860D of the federal social security act be required to enroll in medicare part D at the first available enrollment period and to maintain such enrollment shall not be waived if such enrollment would result in significant additional financial liability by the participant, including, but not limited to, individuals in a medicare advantage plan whose cost sharing would be increased; provided further that elderly pharmaceutical insurance coverage program representation of program participants in the pursuit of medicare part D coverage and the medicare savings programs shall be permitted notwithstanding additional financial liability on behalf of such program participants; provided further that, if this chapter appropriates sufficient additional funds to permit a waiver of the medicare part D enrollment requirement and the representation requirement described herein if the participant incurs significant additional financial liability, or additional financial liability, respectively, then the provisions of this paragraph shall not apply and shall be considered null and void as of March 31, 2010.

The moneys hereby appropriated shall be available for payment of financial assistance heretofore accrued 177,800,000

Program account subtotal 177,800,000

HEALTH CARE FINANCING PROGRAM 19,295,700

General Fund / State Operations
State Purposes Account - 003
## DEPARTMENT OF HEALTH

### STATE OPERATIONS AND AID TO LOCALITIES 2010-11

#### PERSONAL SERVICE

<table>
<thead>
<tr>
<th>Description</th>
<th>Amount</th>
</tr>
</thead>
<tbody>
<tr>
<td>Personal service--regular</td>
<td>4,346,000</td>
</tr>
<tr>
<td>Temporary service</td>
<td>10,000</td>
</tr>
<tr>
<td>Holiday/overtime compensation</td>
<td>40,000</td>
</tr>
<tr>
<td><strong>Amount available for personal service</strong></td>
<td><strong>4,396,000</strong></td>
</tr>
</tbody>
</table>

#### NONPERSONAL SERVICE

<table>
<thead>
<tr>
<th>Description</th>
<th>Amount</th>
</tr>
</thead>
<tbody>
<tr>
<td>Supplies and materials</td>
<td>99,000</td>
</tr>
<tr>
<td>Travel</td>
<td>40,000</td>
</tr>
<tr>
<td>Contractual services</td>
<td>4,258,000</td>
</tr>
<tr>
<td>Equipment</td>
<td>50,000</td>
</tr>
<tr>
<td><strong>Amount available for nonpersonal service</strong></td>
<td><strong>4,447,000</strong></td>
</tr>
</tbody>
</table>

**Program account subtotal** | **8,843,000**

#### General Fund / Aid to Localities

- Local Assistance Account - 001

For services and expenses related to the annual hospital institutional cost report.
A portion of this appropriation may be transferred to state operations appropriations | 300,000

For services and expenses for the center for workforce studies at the school of public health through the research foundation of the state university of New York. A portion of this appropriation may be transferred to state operations appropriations | 392,000

For services and expenses of upstate medical university through the research foundation of the state university of New York to promote minority participation in medical education. A portion of this appropriation may be transferred to state operations appropriations | 39,000

For services and expenses of the gateway institute through the research foundation of the city university of New York to promote minority participation in medical education. A portion of this appropriation may be transferred to state operations appropriations | 220,000

**Program account subtotal** | **951,000**

#### Special Revenue Funds - Other / State Operations

- HCRA Resources Fund - 061
- Provider Collection Monitoring Account

For services and expenses related to administration of statutory duties for the collections authorized by sections 2807-j, 2807-s, 2807-t and 2807-v of the public
health law and the assessments authorized
by sections 2807-d, 3614-a and 3614-b of
the public health law and section 367-i of
the social services law pursuant to chap-

PERSONAL SERVICE

Personal service--regular .................. 2,372,700
Holiday/overtime compensation .............. 10,000
-----------------
Amount available for personal service .... 2,382,700
-----------------

NONPERSONAL SERVICE

Supplies and materials ..................... 62,000
Travel ..................................... 13,000
Contractual services ....................... 73,000
Equipment .................................. 331,000
Fringe benefits ............................ 1,051,200
Indirect costs ................................ 695,900
-----------------
Amount available for nonpersonal service.. 2,226,100
-----------------

Program account subtotal .................. 4,608,800
-----------------

For services and expenses of inspecting,
regulating, supervising and auditing
hospital and nursing home companies incor-
porated and authorized under articles 28-A
and 28-B of the public health law, from
funds received pursuant to these activ-
ities.

PERSONAL SERVICE

Personal service--regular .................. 2,477,500
Holiday/overtime compensation .............. 40,000
-----------------
Amount available for personal service .... 2,517,500
-----------------

NONPERSONAL SERVICE

Supplies and materials ..................... 82,000
Travel ..................................... 20,000
Contractual services ....................... 239,000
Equipment .................................. 182,000
Fringe benefits ............................ 1,086,200
Indirect costs ................................ 766,200
-----------------
Amount available for nonpersonal service.. 2,375,400
-----------------

Program account subtotal .................. 4,892,900
-----------------
DEPARTMENT OF HEALTH

STATE OPERATIONS AND AID TO LOCALITIES  2010-11

1 HEALTH CARE REFORM ACT PROGRAM ...........................  503,316,000

2 Special Revenue Funds - Other / Aid to Localities

3 HCRA Resources Fund - 061

4 HCRA Program Account

5 For services, expenses, grants and transfers
6 necessary to implement the health care
7 reform act program in accordance with
8 section 2807-j, 2807-k, 2807-l, 2807-m,
9 2807-p, 2807-s and 2807-v of the public
10 health law. The moneys hereby appropriated
11 shall be available for payments heretofore
12 accrued or hereafter to accrue. Notwith-
13 standing any inconsistent provision of
14 law, the moneys hereby appropriated may be
15 increased or decreased by interchange or
16 transfer with any appropriation of the
17 department of health or by transfer or
18 suballocation to any appropriation of the
19 department of insurance, the office of
20 mental health and the state office for the
21 aging subject to the approval of the
22 director of the budget, who shall file
23 such approval with the department of audit
24 and control and copies thereof with the
25 chairman of the senate finance committee
26 and the chairman of the assembly ways and
27 means committee. With the approval of the
28 director of the budget, up to 5 percent of
29 this appropriation may be used for state
30 operations purposes. At the direction of
31 the director of the budget, funds may also
32 be transferred directly to the general
33 fund for the purpose of repaying a draw on
34 the tobacco revenue guarantee fund.
35 For services and expenses related to
36 graduate medical education (GME) 21,280,000
37 For services and expenses of the empire
38 clinical research investigator program
39 (ECRIP) ..................................  9,120,000
40 For services and expenses of the New York
41 state area health education center program
42 ...........................................  2,500,000
43 For services and expenses of the ambulatory
44 care training program pursuant to subdivi-
45 sion 5-a of section 2807-m of the public
46 health law ..............................  4,300,000
47 For services and expenses of the physician
48 loan repayment program pursuant to subdi-
49 vision 5-a of section 2807-m of the public
50 health law. All or part of this appropri-
51 ination may be suballocated to the NYS high-
52 er education services corporation ........  2,700,000
53 For services and expenses of the physician
54 practice support program pursuant to
55 subdivision 5-a of section 2807-m of the
56 public health law ........................  6,800,000
57
STATE OPERATIONS AND AID TO LOCALITIES 2010-11

1. For services and expenses related to physician workforce studies pursuant to subdivision 5-a of section 2807-m of the public health law: 516,000
2. For services and expenses of the diversity in medicine/post-baccalaureate program pursuant to subdivision 5-a of section 2807-m of the public health law: 1,700,000
3. For transfer to Roswell Park Cancer Institute corporation: 71,600,000
4. For suballocation to the state insurance department related to the physicians excess medical malpractice program: 127,400,000
5. For transfer to Health Research Incorporated (HRI) for the AIDS drug assistance program: 42,300,000
6. For state grants for the health workforce retraining program. Notwithstanding section 2807-g of the public health law, or any other provision of law to the contrary, funds hereby appropriated may be made available to other state agencies and facilities operated by the department of health for services and expenses related to the worker retraining program as disbursed pursuant to section 2807-g of the public health law. Provided, however, that the director of the budget must approve the release of any request for proposal or request for application or any other procurement initiatives issued on or after April 1, 2007. Further provided that any contract executed on or after April 1, 2007 must receive the prior approval of the director of the budget. A portion of this appropriation may be transferred to state operations appropriations: 28,400,000
7. For services and expenses related to the tobacco use prevention and control program including grants to support cancer research. A portion of this appropriation may be transferred to state operations appropriations: 57,100,000
8. For state grants for rural health care access development: 9,800,000
9. For state grants for rural health network development: 6,400,000
10. For services and expenses, including grants, related to emergency assistance distributions as designated by the commissioner of health. Notwithstanding section 112 or 163 of the state finance law or any other contrary provision of law, such distributions shall be limited to providers or programs where, as determined by the commissioner of health, emergency assistance is vital to protect the life or safety of patients, to ensure the retention of facility caregivers or other staff, or in instances where health facility operations...
are jeopardized, or where the public health is jeopardized or other emergency situations exist ......................... 2,900,000
For transfer to the pool administrator for distributions related to school based health clinics ......................... 5,600,000
For services and expenses related to auditing or payment of audit contracts to determine payor and provider compliance requirements. All or a portion of this appropriation may be transferred to state operations appropriations ................ 14,700,000
For services and expenses related to auditing or payment of audit contracts to determine hospital compliance with paragraph 6 of subdivision (a) of section 405.4 of title 10, NYCCR. All or a portion of this appropriation may be transferred to state operations appropriations .......... 2,500,000
For transfer to the pool administrator for state grants for poison control centers. A portion of this appropriation may be transferred to state operations appropriations. Notwithstanding any inconsistent provision of law, rule or regulation, allocations made pursuant to subparagraph (iv) of paragraph (c) of subdivision 1 of section 2807-l of the public health law for distributions to poison control centers pursuant to subdivision 7 of section 2500-d of the public health law shall be reduced by $2,000,000 for the period April 1, 2010 through March 31, 2011; provided, however, if this chapter provides sufficient additional funding to support distributions to poison control centers at amounts set forth in subparagraph (iv) of paragraph (c) of subdivision 1 of section 2807-l of the public health law, then the provisions of this section shall be null and void as of March 31, 2010 ......................... 2,500,000
For services and expenses related to the pool administration. All or a portion of this appropriation may be transferred to state operations appropriations ................. 4,200,000
For additional state grants to improve access to infertility services, treatments, and procedures ..................... 2,200,000
For services and expenses related to school based health centers. The total amount of funds provided herein shall be distributed to school-based health center providers based on the ratio of each provider’s total enrollment for all sites to the total enrollment of all providers. This formula shall be applied to the total amount made available herein, provided, however, that notwithstanding any contrary provision of law, the commissioner of health may establish minimum and maximum awards for providers ....................... 2,800,000
DEPARTMENT OF HEALTH  
STATE OPERATIONS AND AID TO LOCALITIES  2010-11

1. For payments for uncompensated care to eligible voluntary non-profit diagnostic and treatment centers .......................... 54,400,000
2. For transfer to the dormitory authority of the state of New York for the health facility restructuring program .................. 19,600,000
   Program account subtotal ................................ 503,316,000

INSTITUTIONAL MANAGEMENT PROGRAM ................................ 158,128,787

Special Revenue Funds - Other / State Operations
Combined Gifts, Grants and Bequests Fund - 020
Batavia Home Donation Account

For services and expenses of patient benefits and other activities and other services as funded by gifts and donations.

NONPERSONAL SERVICE

Supplies and materials ................................. 50,000
   Program account subtotal ........................... 50,000

Special Revenue Funds - Other / State Operations
Combined Gifts, Grants and Bequests Fund - 020
Helen Hayes Hospital Account

For services and expenses of patient benefits and other activities and services as funded by gifts and donations.

NONPERSONAL SERVICE

Supplies and materials ................................. 35,000
   Program account subtotal ........................... 35,000

Special Revenue Funds - Other / State Operations
Combined Gifts, Grants and Bequests Fund - 020
New York City Veterans' Home Donation Account

For services and expenses of patient benefits and other activities and other services as funded by gifts and donations.

NONPERSONAL SERVICE

Supplies and materials ................................. 50,000
   Program account subtotal ........................... 50,000

Special Revenue Funds - Other / State Operations
Combined Gifts, Grants and Bequests Fund - 020
Montrose Donation Account
1 For services and expenses of patient ben-
2 fits and other activities and other
3 services as funded by gifts and donations.

4 NONPERSONAL SERVICE

5 Supplies and materials ..................... 50,000
6 --------------
7 Program account subtotal ............... 50,000
8 --------------
9
10 Special Revenue Funds - Other / State Operations
11 Combined Gifts, Grants and Bequests Fund - 020
12 Oxford Gifts and Donations Account
13
14 For services and expenses of patient ben-
15 fits and other activities and services as
16 funded by gifts and donations.

17 NONPERSONAL SERVICE

18 Supplies and materials ..................... 200,000
19 --------------
20 Program account subtotal ............... 200,000
21 --------------
22
23 Special Revenue Funds - Other / State Operations
24 Miscellaneous Special Revenue Fund - 339
25 Helen Hayes Hospital Account
26
27 For services and expenses of the Helen Hayes
28 hospital including an affiliation agree-
29 ment contract. Up to $304,273 of this
30 amount may be suballocated to the depart-
31 ment of law for services and expenses of a
32 collection unit at Helen Hayes hospital.

33 PERSONAL SERVICE

34 Personal service--regular .................. 31,306,344
35 Temporary service ......................... 3,150,000
36 Holiday/overtime compensation .......... 1,103,211
37 --------------
38 Amount available for personal service .... 35,559,555
39 --------------
40
41 NONPERSONAL SERVICE

42 Supplies and materials ..................... 3,024,121
43 Travel ................................... 32,000
44 Contractual services ...................... 17,823,000
45 Equipment ................................ 823,000
46 Fringe benefits .......................... 2,908,000
47 Indirect costs ............................ 200,000
48 --------------
49 Amount available for nonpersonal service.. 24,810,121
50 --------------
51 Program account subtotal ............. 60,369,676
52 --------------
DEPARTMENT OF HEALTH

STATE OPERATIONS AND AID TO LOCALITIES  2010-11

<table>
<thead>
<tr>
<th>Special Revenue Funds - Other / State Operations</th>
</tr>
</thead>
<tbody>
<tr>
<td>Miscellaneous Special Revenue Fund - 339</td>
</tr>
<tr>
<td>New York City Veterans' Home Account</td>
</tr>
</tbody>
</table>

For services and expenses of the New York city veterans' home. Up to $400,000 of this amount may be suballocated to the department of law for services and expenses of a collection unit at the New York city veterans' home for the New York state home for veterans and their dependents at Oxford, the New York city veterans' home, the Western New York veterans' home and New York state veterans' home at Montrose.

PERSONAL SERVICE

| Personal service--regular | 12,644,326 |
| Temporary service         | 2,117,718  |
| Holiday/overtime compensation | 2,677,966 |

Amount available for personal service .................................................. 17,440,010

NONPERSONAL SERVICE

| Supplies and materials | 905,000 |
| Travel                | 52,000  |
| Contractual services  | 10,696,000 |
| Equipment             | 466,000 |
| Fringe benefits       | 6,661,000 |
| Indirect costs        | 75,000  |

Amount available for nonpersonal service .............................................. 18,855,000

Program account subtotal ................................................................. 36,295,010

<table>
<thead>
<tr>
<th>Special Revenue Funds - Other / State Operations</th>
</tr>
</thead>
<tbody>
<tr>
<td>Miscellaneous Special Revenue Fund - 339</td>
</tr>
<tr>
<td>New York State Home for Veterans and Their Dependents at Oxford Account</td>
</tr>
</tbody>
</table>

For services and expenses of the New York state home for veterans and their dependents at Oxford.

PERSONAL SERVICE

| Personal service--regular | 15,324,381 |
| Temporary service         | 895,000    |
| Holiday/overtime compensation | 1,112,000 |

Amount available for personal service .................................................. 17,331,381

NONPERSONAL SERVICE

| Supplies and materials | 4,073,000 |
| Travel                | 65,000    |
| Contractual services  | 2,397,000 |
## DEPARTMENT OF HEALTH
### STATE OPERATIONS AND AID TO LOCALITIES 2010-11

<table>
<thead>
<tr>
<th>Item</th>
<th>Amount</th>
</tr>
</thead>
<tbody>
<tr>
<td>Equipment</td>
<td>513,000</td>
</tr>
<tr>
<td>Fringe benefits</td>
<td>1,157,000</td>
</tr>
<tr>
<td>Indirect costs</td>
<td>60,000</td>
</tr>
<tr>
<td><strong>Amount available for nonpersonal service</strong></td>
<td>8,265,000</td>
</tr>
<tr>
<td>Program account subtotal</td>
<td>25,596,381</td>
</tr>
<tr>
<td><strong>Special Revenue Funds - Other / State Operations</strong></td>
<td></td>
</tr>
<tr>
<td>Miscellaneous Special Revenue Fund - 339</td>
<td></td>
</tr>
<tr>
<td>New York State Home for Veterans in the Lower-Hudson Valley Account</td>
<td></td>
</tr>
<tr>
<td>For services and expenses of the New York state home for veterans in the lower-Hudson Valley account.</td>
<td></td>
</tr>
<tr>
<td><strong>PERSONAL SERVICE</strong></td>
<td></td>
</tr>
<tr>
<td>Personal service--regular</td>
<td>12,106,539</td>
</tr>
<tr>
<td>Temporary service</td>
<td>1,809,000</td>
</tr>
<tr>
<td>Holiday/overtime compensation</td>
<td>2,241,921</td>
</tr>
<tr>
<td><strong>Amount available for personal service</strong></td>
<td>16,157,460</td>
</tr>
<tr>
<td><strong>NONPERSONAL SERVICE</strong></td>
<td></td>
</tr>
<tr>
<td>Supplies and materials</td>
<td>2,267,020</td>
</tr>
<tr>
<td>Travel</td>
<td>13,000</td>
</tr>
<tr>
<td>Contractual services</td>
<td>4,470,940</td>
</tr>
<tr>
<td>Equipment</td>
<td>365,000</td>
</tr>
<tr>
<td>Indirect costs</td>
<td>14,000</td>
</tr>
<tr>
<td><strong>Amount available for nonpersonal service</strong></td>
<td>7,129,960</td>
</tr>
<tr>
<td>Program account subtotal</td>
<td>23,287,420</td>
</tr>
<tr>
<td><strong>Special Revenue Funds - Other / State Operations</strong></td>
<td></td>
</tr>
<tr>
<td>Miscellaneous Special Revenue Fund - 339</td>
<td></td>
</tr>
<tr>
<td>Western New York Veterans' Home Account</td>
<td></td>
</tr>
<tr>
<td>For services and expenses of the Western New York veterans' home.</td>
<td></td>
</tr>
<tr>
<td><strong>PERSONAL SERVICE</strong></td>
<td></td>
</tr>
<tr>
<td>Personal service--regular</td>
<td>7,607,300</td>
</tr>
<tr>
<td>Temporary service</td>
<td>385,000</td>
</tr>
<tr>
<td>Holiday/overtime compensation</td>
<td>870,000</td>
</tr>
<tr>
<td><strong>Amount available for personal service</strong></td>
<td>8,862,300</td>
</tr>
<tr>
<td><strong>NONPERSONAL SERVICE</strong></td>
<td></td>
</tr>
<tr>
<td>Supplies and materials</td>
<td>989,600</td>
</tr>
<tr>
<td>Travel</td>
<td>22,500</td>
</tr>
<tr>
<td>Contractual services</td>
<td>1,694,900</td>
</tr>
</tbody>
</table>
## DEPARTMENT OF HEALTH
### STATE OPERATIONS AND AID TO LOCALITIES 2010-11

<table>
<thead>
<tr>
<th>Description</th>
<th>Amount</th>
</tr>
</thead>
<tbody>
<tr>
<td>Equipment</td>
<td>595,000</td>
</tr>
<tr>
<td>Indirect costs</td>
<td>21,000</td>
</tr>
<tr>
<td>Amount available for nonpersonal service</td>
<td>3,323,000</td>
</tr>
<tr>
<td>Program account subtotal</td>
<td>12,185,300</td>
</tr>
</tbody>
</table>

**Enterprise Funds / State Operations**

- Miscellaneous Enterprise Fund - 331
- Oxford Arts and Crafts Fund Account

For services and expenses of patient benefits and other activities and services as funded by receipts from the sale of arts and crafts.

### NONPERSONAL SERVICE

<table>
<thead>
<tr>
<th>Description</th>
<th>Amount</th>
</tr>
</thead>
<tbody>
<tr>
<td>Supplies and materials</td>
<td>10,000</td>
</tr>
<tr>
<td>Program account subtotal</td>
<td>10,000</td>
</tr>
</tbody>
</table>

**MEDICAID MANAGEMENT INFORMATION SYSTEM PROGRAM**

<table>
<thead>
<tr>
<th>Description</th>
<th>Amount</th>
</tr>
</thead>
<tbody>
<tr>
<td>Contractual services</td>
<td>94,505,000</td>
</tr>
<tr>
<td>Program account subtotal</td>
<td>94,505,000</td>
</tr>
</tbody>
</table>

**General Fund / State Operations**

- State Purposes Account - 003

For services and expenses for payment of liabilities accrued heretofore and hereafter to accrue.

### NONPERSONAL SERVICE

<table>
<thead>
<tr>
<th>Description</th>
<th>Amount</th>
</tr>
</thead>
<tbody>
<tr>
<td>Contractual services</td>
<td>94,505,000</td>
</tr>
<tr>
<td>Program account subtotal</td>
<td>94,505,000</td>
</tr>
</tbody>
</table>

**Special Revenue Funds - Federal / State Operations**

- Federal Health and Human Services Fund - 265

For services and expenses related to the operation of an electronic medicaid eligibility verification system and operation of a medicaid override application system, and operation of a medicaid management information system, and development and operation of a replacement medicaid system. The moneys hereby appropriated shall be available for payment of liabilities heretofore accrued and hereafter to accrue.

Notwithstanding any inconsistent provision of law and subject to the approval of the director of the budget, the amount appropriated herein may be increased or decreased by interchange with any other appropriation or with any other item or items within the amounts appropriated.
within the department of health special revenue funds - federal with the approval of the director of the budget who shall file such approval with the department of audit and control and copies thereof with the chairman of the senate finance committee and the chairman of the assembly ways and means committee .......................... 105,219,000

Program fund subtotal ........................ 105,219,000

MAINTENANCE UNDISTRIBUTED .......................... 0

General Fund / State Operations
State Purposes Account - 003

Less amounts appropriated as offsets from the special revenue funds - other, miscellaneous special revenue fund - 339, quality of care account, hospital and nursing home management account, nurses aide registry account, third-party health insurance recoveries account and medicaid inquiry account. Notwithstanding any contrary provision of law, these offsets shall reduce general fund appropriations within the various programs of the department of health funded from the state purposes account .......................... (112,822,000)

Program account subtotal ...................... (112,822,000)

Special Revenue Funds - Other / State Operations
Miscellaneous Special Revenue Fund - 339
Hospital and Nursing Home Management Account

Amount appropriated as an offset to the general fund - state purposes account with various department of health programs. The director of the budget is hereby authorized to apportion funds to the various programs of this agency from this appropriation by certificate of approval .......................... 11,800,000

Program account subtotal ........................ 11,800,000

Special Revenue Funds - Other / State Operations
Miscellaneous Special Revenue Fund - 339
Nurses Aide Registry Account

Amount appropriated as an offset to the general fund - state purposes account with various department of health programs. The director of the budget is hereby authorized to apportion funds to the various
DEPARTMENT OF HEALTH
STATE OPERATIONS AND AID TO LOCALITIES  2010-11

programs of this agency from this appro-
priation by certificate of approval ...... 300,000

Program account subtotal ............... 300,000

Special Revenue Funds - Other / State Operations
Miscellaneous Special Revenue Fund - 339
Quality of Care Account

Amount appropriated as an offset to the
general fund - state purposes account with
various department of health programs. The
director of the budget is hereby author-
ized to apportion funds to the various
programs of this agency from this appro-
priation by certificate of approval ...... 99,472,000

Program account subtotal ............... 99,472,000

Special Revenue Funds - Other / State Operations
Miscellaneous Special Revenue Fund - 339
Third-Party Health Insurance Recoveries Account

Amount appropriated as an offset to the
general fund - state purposes account with
various department of health programs. The
director of the budget is hereby author-
ized to apportion funds to the various
programs of this agency from this appro-
priation by certificate of approval ...... 1,250,000

Program account subtotal ............... 1,250,000

General Fund / Aid to Localities
Local Assistance Account - 001

Less amounts appropriated as an offset from
the special revenue funds - other; miscel-
laneous special revenue fund - 339, quali-
ity of care account. Notwithstanding any
contrary provision of law, this offset
shall reduce general fund appropriations
within the various programs of the depart-
ment of health funded from the local
assistance account ....................... (7,288,000)

Program account subtotal ............... (7,288,000)

Special Revenue Funds - Other / Aid to Localities
Miscellaneous Special Revenue Fund - 339
Quality of Care Account

Amount appropriated as an offset to the
general fund - local assistance account
with various department of health
programs. The director of the budget is
hereby authorized to apportion funds to
the various programs of this agency from
this appropriation by certificate of
approval ........................................ 7,288,000

Program account subtotal ............... 7,288,000

MEDICAL ASSISTANCE ADMINISTRATION PROGRAM ............... 1,159,500,000

General Fund / Aid to Localities
Local Assistance Account - 001

For state reimbursement of local administra-
tive expenses for medical assistance
programs notwithstanding section 153 of
the social services law.
The money hereby appropriated is available
for payment of aid heretofore accrued or
hereafter to accrue to municipalities, and
to providers of medical services pursuant
to section 367-b of the social services
law, and shall be available to the depart-
ment net of disallowances, refunds,
reimbursements, and credits.
Notwithstanding any other provision of law,
the money hereby appropriated may be
increased or decreased by interchange,
with any appropriation of the department
of health, and may be increased or
decreased by transfer or suballocation
between these appropriated amounts and
appropriations of the office of mental
health, the office of mental retardation
and developmental disabilities, the office
of alcoholism and substance abuse servic-
es, the department of family assistance
office of temporary and disability assist-
ance and office of children and family
services with the approval of the director
of the budget, who shall file such
approval with the department of audit and
control and copies thereof with the chair-
man of the senate finance committee and
the chairman of the assembly ways and
means committee.
Notwithstanding any inconsistent provision
of law, in lieu of payments authorized by
the social services law, or payments of
federal funds otherwise due to the local
social services districts for programs
provided under the federal social security
act or the federal food stamp act, funds
herein appropriated, in amounts certified
by the state commissioner of temporary and
disability assistance or the state commis-
sioner of health as due from local social
services districts each month as their
share of payments made pursuant to section
367-b of the social services law may be
set aside by the state comptroller in an
interest-bearing account in order to
ensure the orderly and prompt payment of
providers under section 367-b of the
social services law pursuant to an esti-
mate provided by the commissioner of
health of each local social services
district's share of payments made pursuant
to section 367-b of the social services
law ......................................

For contractual services related to medical
necessity and quality of care reviews
related to medicaid patients. Subject to
the approval of the director of the budg-
et, all or part of this appropriation may
be transferred to the health care stand-
ards and surveillance program, general
fund - local assistance account ...........

The amount appropriated herein, together
with any federal matching funds obtained,
may be available to the department,
subject to the approval of the director of
the budget, for contractual services
related to a third party entity responsi-
ble for education of persons eligible for
medical assistance regarding their options
for enrollment in managed care plans.
Subject to the approval of the director of
the budget, all or a part of this appro-
priation may be transferred to the office
of managed care, general fund - state
purposes account. Notwithstanding any
other provision of law, the money hereby
appropriated may be increased or decreased
by interchange, with any appropriation of
the department of health, and may be
increased or decreased by transfer or
suballocation between these appropriated
amounts ........................................ 23,500,000

For state reimbursement of administrative
expenses for the medical assistance
program provided by the office of mental
health, office of mental retardation and
developmental disabilities and office of
alcoholism and substance abuse services.
The money hereby appropriated is available
for payment of aid heretofore accrued and
hereafter to accrue. Notwithstanding any
other provision of law, the money hereby
appropriated may be increased or decreased
by interchange with any other appropri-
ation of the department of health with the
approval of the director of the budget ... 100,000,000

Program account subtotal .................. 581,250,000

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

For reimbursement of local administrative
expenses of medical assistance programs
provided pursuant to title XIX of the federal social security act or its successor program.
The moneys hereby appropriated are to be available for payment of aid heretofore accrued or hereafter to accrue to municipalities, and to providers of medical services pursuant to section 367-b of the social services law, shall be available to the department net of disallowances, refunds, reimbursements, and credits. The amounts appropriated herein may be available for costs associated with a common benefit identification card, and subject to the approval of the director of the budget, these funds may be transferred to the credit of the state operations account medicaid management information systems program.
Notwithstanding any other provision of law, the money hereby appropriated may be increased or decreased by interchange, with any appropriation of the department of health, and may be increased or decreased by transfer or suballocation between these appropriated amounts and appropriations of the office of mental health, the office of mental retardation and developmental disabilities, the office of alcoholism and substance abuse services, the department of family assistance office of temporary and disability assistance and office of children and family services with the approval of the director of the budget, who shall file such approval with the department of audit and control and copies thereof with the chairman of the senate finance committee and the chairman of the assembly ways and means committee.
Notwithstanding any inconsistent provision of law, in lieu of payments authorized by the social services law, or payments of federal funds otherwise due to the local social services districts for programs provided under the federal social security act or the federal food stamp act, funds herein appropriated, in amounts certified by the state commissioner of temporary and disability assistance or the state commissioner of health as due from local social services districts each month as their share of payments made pursuant to section 367-b of the social services law may be set aside by the state comptroller in an interest-bearing account in order to ensure the orderly and prompt payment of providers under section 367-b of the social services law pursuant to an estimate provided by the commissioner of health of each local social services
DEPARTMENT OF HEALTH

STATE OPERATIONS AND AID TO LOCALITIES 2010-11

district's share of payments made pursuant to section 367-b of the social services law ......................... 478,250,000
For reimbursement of administrative expenses of the medical assistance program provided by the office of mental health, office of mental retardation and developmental disabilities, and office of alcoholism and substance abuse services provided pursuant to title XIX of the federal social security act. The money hereby appropriated is available for payment of aid heretofore accrued and hereafter to accrue. Notwithstanding any other provision of law, the money hereby appropriated may be increased or decreased by interchange with any other appropriation of the department of health with the approval of the director of budget .................. 100,000,000
Program account subtotal .................. 578,250,000

MEDICAL ASSISTANCE PROGRAM ......................... 48,253,364,000

General Fund / Aid to Localities
Local Assistance Account - 001

For the medical assistance program, including administrative expenses, for local social services districts, and for medical care rates for authorized child care agencies. The money hereby appropriated is to be available for payment of aid heretofore accrued or hereafter to accrue to municipalities, and to providers of medical services pursuant to section 367-b of the social services law, and for payment of state aid to municipalities and to providers of family care where payment systems through the fiscal intermediaries are not operational, and shall be available to the department net of disallowances, refunds, reimbursements, and credits. Notwithstanding any inconsistent provision of law to the contrary, funds may be used by the department for outside legal assistance on issues involving the federal government, the conduct of preadmission screening and annual resident reviews required by the state's medicaid program, computer matching with insurance carriers to insure that medicaid is the payer of last resort and activities related to the management of the pharmacy benefit available under the medicaid program. Notwithstanding any inconsistent provision of law, in lieu of payments authorized by the social services law, or payments of federal funds otherwise due to the local
social services districts for programs
provided under the federal social security
act or the federal food stamp act, funds
herein appropriated, in amounts certified
by the state commissioner of temporary and
disability assistance or the state commis-
sioner of health as due from local social
services districts each month as their
share of payments made pursuant to section
367-b of the social services law may be
set aside by the state comptroller in an
interest-bearing account in order to
ensure the orderly and prompt payment of
providers under section 367-b of the
social services law pursuant to an
estimate provided by the commissioner of
health of each local social services
district's share of payments made pursuant
to section 367-b of the social services
law.
Notwithstanding any other provision of law,
the money hereby appropriated may be
increased or decreased by interchange,
with any appropriation of the department
of health and the office of medicaid
inspector general and may be increased or
decreased by transfer or suballocation
between these appropriated amounts and
appropriations of the office of mental
health, office of mental retardation and
developmental disabilities, the office of
alcoholism and substance abuse services,
the department of family assistance office
of temporary and disability assistance and
office of children and family services,
and state office for the aging with the
approval of the director of the budget,
who shall file such approval with the
department of audit and control and copies
thereof with the chairman of the senate
finance committee and the chairman of the
assembly ways and means committee.
Notwithstanding any inconsistent provision
of law to the contrary, the moneys hereby
appropriated may be used for payments to
the centers for medicaid and medicare
services for obligations incurred related
to the pharmaceutical costs of dually
eligible medicare/medicaid beneficiaries
participating in the medicare drug benefit
Notwithstanding any inconsistent provision
of law, the moneys hereby appropriated
shall not be used for any existing rates,
fees, fee schedule, or procedures which
may affect the cost of care and services
provided by personal care providers, case
managers, health maintenance organiza-
tions, out of state medical facilities
which provide care and services to resi-
dents of the state, providers of transpor-
tation services, that are altered,
amended, adjusted or otherwise changed by
a local social services district unless
previously approved by the department of
health and the director of the budget.
Notwithstanding paragraph (c) of subdivision
10 of section 2807-c of the public health
law, subdivision 2-b of section 2808 of
the public health law, section 21 of
chapter 1 of the laws of 1999, and any
other contrary provision of law, in
determining rates of payments by state
governmental agencies effective for
services provided on and after April 1,
2010 through March 31, 2011, for inpatient
and outpatient services provided by
general hospitals, for inpatient services
and adult day health care outpatient
services provided by residential health
care facilities pursuant to article 28 of
the public health law, except for
residential health care facilities that
provide extensive nursing, medical,
psychological and counseling support
services to children, for home health care
services provided pursuant to article 36
of the public health law by certified home
health agencies, long term home health
care programs and AIDS home care programs,
and for personal care services provided
pursuant to section 365-a of the social
services law, the commissioner of health
shall apply zero trend factor projections
attributable to the 2010 calendar year in
accordance with paragraph (c) of
subdivision 10 of section 2807-c of the
public health law, provided, however, that
such zero trend factor projections for
such 2010 calendar year shall also be
applied to rates of payment for personal
care services provided in those local
social service districts, including New
York city, whose rates of payment for such
services are established by such local
social service districts pursuant to a
rate-setting exemption issued by the
commissioner of health to such local
social service districts in accordance
with applicable regulations, and provided
further, however, that for rates of
payment for assisted living program
services provided on and after April 1,
2010 through March 31, 2011, trend factor
projections attributable to the 2010
calendar year shall be established at zero
percent.
For services and expenses of the medical
assistance program including hospital
inpatient services.
Notwithstanding any inconsistent provision
of law, rule or regulation, for the period
April 1, 2010 through March 31, 2011, the
indirect graduate medical education
payment per discharge calculated pursuant to paragraph 1 of subdivision (b) of section 86-1.20 of title 10 (health) of the official compilation of codes, rules and regulations of the state of New York and the amount of indirect graduate medical education excluded from the statewide base price calculated pursuant to paragraph 2 of subdivision (b) of section 86-1.20 of title 10 (health) of the official compilation of codes, rules and regulations of the state of New York shall be reduced by one percentage point; provided, however, if this chapter provides sufficient additional funding to support the aforementioned rate calculations made pursuant to section 86-1.20 of title 10 (health) of the official compilation of codes, rules and regulations of the state of New York without the one percentage point reduction, then the provisions of this section shall be deemed null and void as of March 31, 2010 and no additional funding associated with the one percentage point reduction of indirect graduate medical education shall be provided to increase medicaid rates for inpatient services for general hospitals for improved obstetrical access and quality pursuant to paragraph (e) of subdivision 35 of section 2807-c of the public health law, the physician loan repayment and physician practice support programs set forth in paragraphs (d) and (e) of subdivision 5-a of section 2807-m of the public health law, respectively, and the statewide base price calculated pursuant to subdivision 35 of section 2807-c of the public health law.

Notwithstanding any inconsistent provision of law, rule or regulation, hospital inpatient rate adjustments made in accordance with a methodology specified in regulations promulgated pursuant to subparagraph (v) of paragraph (b) of subdivision 35 of section 2807-c of the public health law that incorporate quality related measures pertaining to potentially preventable complications shall result in an aggregate reduction in medicaid payments of no less than $49,000,000 for the period April 1, 2010 through March 31, 2011, net of any reinvestment for hospitals with improved or continued high performance in relation to the established readmission benchmarks and initiatives for behavioral health admission diversion and post-discharge linkage payments; provided, however, if this chapter provides sufficient additional funding to support such rate adjustments without the
aggregate reductions, then the provisions of this section shall be deemed null and void as of March 31, 2010.

Notwithstanding any inconsistent provision of law, rule or regulation, hospital inpatient rate adjustments made in accordance with the methodology specified in subdivision 6 of section 2500-d of the public health law shall be reduced by up to $1,000,000 for the period April 1, 2010 through March 31, 2011; provided, however, if this chapter provides sufficient additional funding to support such rate adjustments without the aggregate reductions, then the provisions of this section shall be deemed null and void as of March 31, 2010 .................. 307,037,000

For services and expenses of the medical assistance program including hospital outpatient and emergency room services ... 321,439,000

For services and expenses of the medical assistance program including clinic services ......................... 118,569,000

For services and expenses of the medical assistance program including nursing home services.

Notwithstanding any inconsistent provision of law or regulation to the contrary, for the period April 1, 2010 through March 31, 2011, the commissioner of health shall not be required to revise certified rates of payment established pursuant to the public health law prior to April 1, 2011, based on consideration of rate appeals filed by residential health care facilities pursuant to section 2808 of the public health law or based upon adjustments to capital cost reimbursement as a result of approval by the commissioner of health of an application for construction under section 2802 of the public health law, in excess of aggregate amount of $80,000,000, provided, however, that in revising such rates within such fiscal limits the commissioner may prioritize rate appeals for facilities which the commissioner determines are facing significant financial hardship and, further, the commissioner is authorized to enter into agreements with such facilities to resolve multiple pending rate appeals based upon a negotiated aggregate amount and may offset any amounts owed by the facility to the department of health, including, but not limited to, amounts owed pursuant to section 2807-d of the public health law, provided further, however, that such rate adjustment made pursuant to this section remain fully subject to approval by the director of the budget in accordance with the provisions of subdivision 2 of section
2807 of the public health law. Provided, however, if this chapter appropriates sufficient additional funds to support processing of residential health care facility rate appeal adjustments as otherwise provided for in the public health law, than the provisions of this section shall be deemed null and void.

Notwithstanding any inconsistent provision of law, rule or regulation to the contrary, for the period April 1, 2010 through March 31, 2011, a "reserved bed day" is defined as a day for which a governmental agency pays a residential health care facility to reserve a bed for a person eligible for medical assistance pursuant to title 11 of article 5 of the social services law while he or she is temporarily hospitalized or on leave of absence from the facility; provided further that for reserved bed days provided on behalf of persons 21 years of age or older: (i) payments for reserved bed days shall be made at 95 percent of the medicaid rate otherwise payable to the facility for services provided on behalf of such person; (ii) payment to a facility for reserved bed days provided on behalf of such person for temporary hospitalizations may not exceed 14 days in any 12 month period; and (iii) payment to a facility for reserved bed days provided on behalf of such person for non-hospitalization leaves of absence may not exceed 10 days in any 12 month period.

Provided, however, if this chapter appropriates sufficient additional funds to permit payment for reserved bed days to be made at the full medicaid rate otherwise payable to the facility for services provided on behalf of such person, and to not restrict payments for reserved bed days to such 14 day and 10 day limitations, then the provisions of this paragraph shall not apply and shall be considered null and void as of March 31, 2010.

Notwithstanding paragraph (b) of subdivision 2-b of section 2808 of the public health law, section 2 of part D of chapter 58 of the laws of 2009, or any other contrary provision of law, for the period April 1, 2010 through March 31, 2011, upon a determination by the commissioner of health and the director of the budget that rates of payment computed pursuant to section 2808(2-b)(b) of the public health law for the period April 1, 2010 through March 31, 2011, shall, in aggregate, be greater than or less than the aggregate total of such rates for the prior state fiscal year, make such proportional
adjustments to such rates for the period April 1, 2010 through February 28, 2011 as are necessary to ensure that, after application of the adjustments authorized by the provisions of paragraph (g) of subdivision 2-b of section 2808 of the public health law, rates for such period reflect, in aggregate, no such increase or decrease, provided, however, that notwithstanding any contrary provision of law, the case mix adjustments authorized pursuant to subparagraph (ii) of paragraph (b) of subdivision 2-b of section 2808 of the public health law and scheduled pursuant to such subparagraph (ii) for January of 2011, shall not be implemented in accordance with the provisions of such subparagraph (ii), and provided further, however, that if this chapter provides sufficient additional funding to cover the cost of payments for such services as otherwise provided for in the public health law, then the provisions of this section shall be deemed null and void.

Notwithstanding any contrary provision of law, for the period April 1, 2010 through March 31, 2011, medicaid rates of payment for inpatient services by residential health care facilities shall, for the period April 1, 2010 through February 28, 2011 be based on the provisions of paragraph (b) of subdivision 2-b of section 2808 of the public health law, and such rates shall, for the period March 1, 2011 through March 31, 2011 be based on the provisions of subdivision 2-c of section 2808 of the public health law, provided, however, that for the period April 1, 2010 through March 31, 2011 up to $50,000,000 may be expended pursuant to the provisions of paragraph (d) of subdivision 5-c of section 2808 of the public health law.

Notwithstanding any inconsistent provision of law, for the period April 1, 2010 through March 31, 2011, residential health care facility medicaid rates of payment shall not include reimbursement for the cost of prescription drugs. Such reimbursement shall be in accordance with otherwise applicable provisions of section 367-a of the social services law. 

Notwithstanding any inconsistent provision of law, rule or regulation to the contrary, for the period April 1, 2010 through March 31, 2011, under the medical assistance program, personal care services, including personal emergency response services, shared aide and an
individual aide, furnished to an
individual who has attained the age of 21
and who is not an inpatient or resident of
a hospital, nursing facility, intermediate
care facility for the mentally retarded,
or institution for mental disease, shall
not exceed an average of 12 hours per day
in any authorization period; provided,
however, that medically necessary personal
care services that exceed an average 12
hours per day in any authorization period
may be provided to an individual who is
receiving services from a certified home
health agency, or is enrolled in the long
term home health care program, a managed
long term care plan, the AIDS home care
program, the nursing home transition and
diversion waiver, or the consumer directed
personal assistance program, in accordance
with the terms of those programs; and
provided, further, that, if this chapter
appropriates sufficient additional funds
to permit personal care services to be
provided without regard to such 12 hours
per day average in any authorization
period limitation, then the provisions of
this paragraph shall not apply and shall
be considered null and void as of March
Notwithstanding any inconsistent provision
of law, rule or regulation to the
contrary, for the period April 1, 2010
through March 31, 2011, personal care
services under the medical assistance
consumer directed personal assistance
program provided to an individual who has
attained the age of 21, and who is not
receiving such services from a certified
home health agency, a long term home
health care program, or an AIDS home care
program, shall not exceed an average of 12
hours per day in any authorization period;
provided, however, that, if this chapter
appropriates sufficient additional funds
to permit personal care services under the
consumer directed personal assistance
program to be provided without regard to
such average 12 hours per day limitation,
then the provisions of this paragraph
shall not apply and shall be considered
null and void as of March 31, 2010.
Notwithstanding any inconsistent provision
of law, rule or regulation to the
contrary, for the period April 1, 2010
through March 31, 2011, and
notwithstanding the availability of
federal financial participation, a person
may participate in the medical assistance
nursing home transition and diversion
program if the person has a medical need
for services that are described in
paragraph (e) of subdivision 2 of section
DEPARTMENT OF HEALTH
STATE OPERATIONS AND AID TO LOCALITIES 2010-11

365-a of the social services law or in
section 365-f of the social services law
but that exceed a limit imposed by such
provisions; and is otherwise ineligible
for, or is unable to access, long-term
community-based services available under
the social service law; and otherwise
meets the criteria for participation set
forth in subdivision 6-a of section 366 of
the social services law; provided,
however, that, if this chapter
appropriates sufficient additional funds
to permit personal care services to be
provided without regard to a an average 12
hours per day in any authorization period
limitation, and without regard to a
consumer directed personal assistance
program average 12 hours per day
limitation, then the provisions of this
paragraph shall not apply and shall be
considered null and void as of March 31,
2010.

Notwithstanding any inconsistent provision
of law, rule or regulation to the
contrary, for the period April 1, 2010
through March 31, 2011, continued
provision of long term home health care
program, AIDS home care program or
certified home health agency services paid
for by government funds shall be based
upon a comprehensive assessment of the
medical, social and environmental needs of
the recipient of the services which shall
be performed at least every 180 days by
the provider of a long term home health
care program, AIDS home care program or
the certified home health agency providing
services for the patient and the local
department of social services; provided,
however, if this chapter appropriates
sufficient additional funds to require
that such assessments be performed no less
frequently than once every 120 days, then
the provisions of this paragraph shall not
apply and shall be considered null and
void as of March 31, 2010 .......... 1,795,759,000

For services and expenses of the medical
assistance program including managed care
services .................. 1,989,228,000

For services and expenses of the medical
assistance program including pharmacy
services.

Notwithstanding any law, rule or regulation
to the contrary, for the period April 1,
2010 through March 31, 2011, the
commissioner of health shall provide five
days public notice on the department's
website of any recommendations developed
by the pharmacy and therapeutics committee
regarding the preferred drug program;
provided however that, if this chapter
appropriates sufficient additional funds
to permit the commissioner to provide
thirty days public notice on the
department's website of any such
recommendations, the provisions of this
paragraph shall not apply and shall be
considered null and void as of March 31,
2010.
Notwithstanding any inconsistent provision
of law, rule or regulation to the
contrary, for the period June 1, 2010
through March 31, 2011, for persons
eligible for medical assistance, who are
also beneficiaries under part D of title
XVIII of the federal social security act,
the following categories of drugs shall
not be exempt from the definition of
"covered part D drugs" and shall be
subject to the medical assistance
exclusion of coverage for "covered part D
drugs": atypical anti-psychotics, anti-
depressants, anti-retrovirals used in the
treatment of HIV/AIDS, and anti-rejection
drugs used for the treatment of organ and
tissue transplants.
Notwithstanding any inconsistent provision
of law, rule or regulation to the
contrary, for the period April 1, 2010
through March 31, 2011, medical assistance
payment to a specialized HIV pharmacy, as
defined in paragraph (f) of subdivision 9
of section 367-a of the social services
law, for drugs which may not be dispensed
without a prescription shall be made at
the following amounts: if the drug
dispensed is a multiple source
prescription drug or a brand-name
prescription drug for which no specific
upper limit has been set by the centers
for medicare and medicaid services, the
lower of the estimated acquisition cost of
such drug to pharmacies, or the dispensing
pharmacy's usual and customary price
charged to the general public; for sole
and multiple source brand name drugs,
estimated acquisition cost means the
average wholesale price of a prescription
drug based upon the package size dispensed
from, as reported by the prescription drug
pricing service used by the department of
health, less sixteen and twenty-five one
hundredths percent thereof, and updated
monthly by the department; for multiple
source generic drugs, estimated
acquisition cost means the lower of the
average wholesale price of a prescription
drug based on the package size dispensed
from, as reported by the prescription drug
pricing service used by the department,
less 25 percent thereof, or the maximum
acquisition cost, if any, established
pursuant to paragraph (e) of subdivision 9
of section 367-a of the social services
law; provided, however, that, if this chapter appropriates sufficient additional funds to permit, for a specialized HIV pharmacy, acquisition cost to mean, for sole and multiple source brand name drugs, the average wholesale price of a prescription drug based upon the package size dispensed from, as reported by the prescription drug pricing service used by the department, less 12 percent thereof, and updated monthly by the department and, for multiple source generic drugs, acquisition cost to mean the lower of the average wholesale price of a prescription drug based on the package size dispensed from, as reported by the prescription drug pricing service used by the department, less 12 percent thereof, or the maximum acquisition cost, if any, established pursuant to paragraph (e) of subdivision 9 of section 367-a of the social services law, then the provisions of this paragraph shall not apply and shall be considered null and void as of March 31, 2010. 36,915,000

For services and expenses of the medical assistance program including transportation services.

Notwithstanding any inconsistent provision of law, rule or regulation to the contrary, for the period April 1, 2010 through March 31, 2011, the commissioner of health is authorized to assume responsibility from a local social services official for the provision and reimbursement of medicaid transportation costs under section 365-h of the social services law. If the commissioner elects to assume such responsibility, the commissioner shall notify the local social services official in writing as to the election, the date upon which the election shall be effective and such information as to transition of responsibilities as the commissioner deems prudent. The commissioner is authorized to contract with a transportation manager or managers that have experience in coordinating transportation services in New York state to manage the provision of such services. Such a contract or contracts may include, without limitation, responsibility for: review, approval and processing of transportation orders; management of the appropriate level of transportation based on documented patient medical need; and development of new technologies and approaches leading to efficient transportation services. Notwithstanding any inconsistent provision of sections 112 and 163 of the state finance law, or section 142 of the economic development law, or any other law, the commissioner is
authorized to enter into such contract
without a competitive bid or request for
proposal process. Provided, however, if
this chapter appropriates sufficient
additional funds to permit local social
services officials to maintain
responsibility for management of medicaid
transportation services without assumption
of such responsibility by the commissioner
of health, then the provisions of this
paragraph shall not apply and shall be
considered null and void as of March 31,
2010 ..................................... 86,935,000

For services and expenses of the medical
assistance program including dental
services ................................. 78,716,000

For services and expenses of the medical
assistance program including non-institu-
tional and other spending.
Notwithstanding any inconsistent provision
of law, rule or regulation, for the early
intervention program, for the period April
1, 2010 through March 31, 2011, early
intervention program providers who
received payment of $500,000 or more for
services that were covered under the
medical assistance program, as determined
by the department based upon the most
recent year for which complete information
exists, shall, in the first instance and
where applicable, seek payment from the
medical assistance program or an insurance
policy or plan for those children covered
under both the medical assistance program
and an insurance policy or plan, prior to
claiming payment from a municipality for
services rendered to such children,
provided, however, that if this chapter
appropriates sufficient additional funds
to support continued municipal claiming to
the medical assistance program for all
providers who render services under the
early intervention program in accordance
with section 2559 of the public health
law, including those that receive payment
of $500,000 or more for services covered
under the medical assistance program then
this language shall be considered null and
void as of March 31, 2010.

Notwithstanding any inconsistent provision
of law, rule or regulation, for early
intervention program purposes, for the
period April 1, 2010 through March 31,
2011, where a policy of accident and
health insurance or a contract subject to
the provisions of the insurance law,
including a contract issued pursuant to
article 43 of the insurance law, provides
coverage for a service provided to the
insured under title 2-A of article 25 of
the public health law, the individualized
family services plan as defined in section
DEPARTMENT OF HEALTH

STATE OPERATIONS AND AID TO LOCALITIES 2010-11

2541 of the public health law and certified by the early intervention official shall be deemed to meet any precertification, preauthorization and medical necessity requirements imposed on benefits under the policy or contract, provided, however, that the early intervention official shall remove or redact any information contained on the insured's individualized family service plan that is not required by the insurer for payment purposes and payment for a service covered under the policy or contract that is provided under the early intervention program shall be at rates established by the commissioner of health pursuant to regulations and no insurer, including a health maintenance organization issued a certificate of authority under article 44 of the public health law and a corporation organized under article 43 of the insurance law shall deny payment of a claim submitted for a service covered under the insurer's policy or contract and provided under the early intervention program based upon the following:

(i) the location where services are provided;
(ii) the duration of the insured's condition and/or that the insured's condition is not amenable to significant improvement within a certain period of time as specified in the policy;
(iii) that the provider of services is not a participating provider in the insurer's network; or
(iv) the absence of a primary care referral, provided, however, that if this chapter appropriates additional funds sufficient to support early intervention program costs that will be incurred if insurers (i) are not required to deem a child's individualized family services plan as meeting any precertification, preauthorization and medical necessity requirement imposed under the policy or plan, and (ii) are not prohibited from denying claims for covered services provided under the early intervention program upon the bases set forth herein, then this language shall be considered null and void as of March 31, 2010.

Notwithstanding any inconsistent provision of law, rule or regulation to the contrary, for the period April 1, 2010 through March 31, 2011, the commissioner of health, in pursuing recoveries of medical assistance from the estates of individuals who were 55 years of age or older when they received such assistance, is authorized to define the term "estate"
DEPARTMENT OF HEALTH
STATE OPERATIONS AND AID TO LOCALITIES 2010-11

to include not only real and personal property and other assets passing under the terms of a valid will or by intestacy, but also any other property in which the individual had any legal title or interest at the time of death, including jointly held property, retained life estates, and interests in trusts, to the extent of such interests. Provided, however, if this chapter appropriates sufficient additional funds to permit the commissioner of health to use a definition of estate that is limited to real and personal property and other assets passing under the terms of a valid will or by intestacy, then the provisions of this paragraph shall not apply and shall be considered null and void as of March 31, 2010.

Notwithstanding any inconsistent provision of law, rule or regulation to the contrary, for the period April 1, 2010 through March 31, 2011, moneys paid by an applicant or recipient of supplemental security income benefits under section 209 of the social services law or of medical assistance under section 366 of such law, to a funeral firm, funeral director, undertaker, cemetery, or any other person, firm or corporation, under or in connection with an agreement, or any option to enter into an agreement, for the sale of merchandise to be used in connection with a funeral or burial, or for the furnishing of personal services of a funeral director or undertaker, wherein the merchandise is not to be actually physically delivered or the personal services are not to be rendered until the occurrence of the death of the person for whose funeral or burial such merchandise or services are to be furnished, shall be placed into an irrevocable trust if the person for whose funeral or burial such merchandise or services are to be furnished is a family member of such applicant and recipient. Under the terms of such an irrevocable trust, such applicant or recipient (and after the death of such applicant or recipient, the family member) shall have the right to select any funeral firm, funeral director, undertaker, cemetery or any other person, firm or corporation to whom such payment is made and to change such selection any time to any type of funeral or any funeral firm, funeral director, cemetery or any other person, firm or corporation to whom such payment is made, located in the state of New York or any other state. Any funds remaining in such an irrevocable trust after the payment of all funeral expenses must be paid over to the social services
official responsible for arranging for burials under section 141 of the social services law in the local government subdivision where the decedent resided. Any such agreement, and any promotional literature prepared by a funeral firm, funeral director, undertaker, cemetery, or any other person, firm or corporation for prerranged funeral and burial services must contain language disclosing the irrevocable nature of burial trusts established for a family member by an applicant or recipient of supplemental security income benefits or medical assistance. Provided, however, if this chapter appropriates sufficient additional funds to permit such agreements purchased for family members by applicants or recipients of supplemental security income benefits or medical assistance to be revocable, then the provisions of this paragraph shall not apply and shall be considered null and void as of March 31, 2010 ....................................

577,175,000

Notwithstanding any inconsistent provision of law, subject to the approval of the director of the budget, up to the amount appropriated herein, together with any available federal matching funds, may be transferred to the general fund - state purposes account for services and expenses related to pharmacy best practices initiatives including prior authorizations and prior approvals .........................

6,800,000

Notwithstanding any inconsistent provision of law, subject to the approval of the director of the budget, up to the amount appropriated herein, together with any available federal matching funds, may be transferred to the general fund - state purposes account for services and expenses related to utilization review activities including but not limited to utilization management for radiology and transportation management services ............

10,500,000

Notwithstanding any inconsistent provision of law, subject to the approval of the director of the budget, up to the amount appropriated herein, together with any available federal matching funds, may be transferred to the general fund - state purposes account for services and expenses related to education of medicaid eligibles and recipients regarding the medicare part D program and recipient and provider notification and other program information as determined necessary by the commissioner of health. Subject to the approval of the director of the budget, a portion of this appropriation may be suballocated to other state agencies .....................
Notwithstanding any inconsistent provision of law, subject to the approval of a plan by the director of the budget, up to the amount appropriated herein, together with any available federal matching funds, may be transferred to the general fund - state purposes account or suballocated to the state office for the aging for services and expenses related to making improvements in the long-term care system including long-term care restructuring, the nursing home transition and diversion waiver, and point-of-entry initiatives for the purpose of expanding and promoting a more coordinated level of care for the delivery of quality services in the community ................................ 8,150,000

For grants in aid for up to three not-for-profit entities for public education, counseling and advocacy related to changes in the medical assistance personal care services benefit.

Notwithstanding sections 112 and 163 of the state finance law, or section 142 of the economic development law, or any other law, the commissioner is authorized to issue such grants without a request for proposal process or any other competitive process ................................. 1,000,000

Notwithstanding any inconsistent provision of law, subject to the approval of the director of the budget, up to the amount appropriated herein, together with any available federal matching funds, may be transferred to the general fund - state purposes account for services and expenses related to required criminal background checks for non-licensed long-term care employees including employees of nursing homes, certified home health agencies, long term home health care providers, AIDS home care providers, and licensed home care service agencies ..................... 11,705,000

Notwithstanding any inconsistent provision of law, subject to a plan developed by the commissioner of health and approved by the director of the budget, up to the amount appropriated herein, together with any available federal matching funds, will be available for demonstrations that develop and evaluate interventions targeted at medicaid beneficiaries who are otherwise exempt or excluded from mandatory Medicaid managed care and who have multiple comorbidities.

Notwithstanding section 112 and section 163 of the state finance law, for chronic illness demonstration projects authorized by section 364-1 of the social services law, the commissioner of health may allocate up to $2,500,000 of the amount appro-
Notwithstanding any other provision of law, the money herein appropriated, together with any available federal matching funds, is available for transfer or suballocation to the state university of New York and its subsidiaries, or to contract without competition for services with the state university of New York research foundation, to provide support for the administration of the medical assistance program including activities such as dental prior approval, retrospective and prospective drug utilization review, development of evidence based utilization thresholds, data analysis, clinical consultation and peer review, clinical support for the pharmacy and therapeutic committee, and other activities related to utilization management and for health information technology support for the medicaid program.

Notwithstanding any inconsistent provision of section 112 or 163 of the state finance law or any other contrary provision of the state finance law or any other contrary provision of law, the commissioner of health may, without a competitive bid or request for proposal process, enter into contracts with one or more certified public accounting firms for the purpose of conducting audits of disproportionate share hospital payments made by the state of New York to general hospitals and for the purpose of conducting audits of hospital cost reports as submitted to the state of New York in accordance with article 28 of the public health law. Notwithstanding any inconsistent provisions of law, subject to the approval of the director of the budget, up to the amount appropriated herein, together with any available federal matching funds, may be transferred to the general fund - state purposes account.

For grants to the civil service employees association, Local 1000, AFSCME, AFL-CIO to contribute to the union's cost of purchasing health insurance coverage under the family health plus (FHPlus) buy-in for child care providers represented by the union who do not otherwise qualify for coverage under FHPlus.

For grants to the United Federation of Teachers, Local 2, AFT, AFL-CIO to contribute to the union's cost of purchasing health insurance coverage under the family health plus (FHPlus) buy-in for child care providers represented by the
DEPARTMENT OF HEALTH

STATE OPERATIONS AND AID TO LOCALITIES 2010-11

1 union who do not otherwise qualify for coverage under FHPlus .................... 5,000,000
2 Notwithstanding any inconsistent provision of law, subject to the approval of the director of the budget, moneys appropriated herein may be transferred to the general fund, state purposes account for services and expenses related to the independent audit of the internal controls of the school and preschool supportive health services programs as required by the New York state school supportive health services program compliance agreement with the centers for medicare and medicaid services.
3 Notwithstanding any inconsistent provision of law, subject to the approval of the director of the budget, the amount appropriated herein may be increased or decreased by interchange with any appropriation of the department of health .......................................... 400,000
4 For services and expenses of the medical assistance program including medical services provided at state facilities operated by the office of mental health, the office of mental retardation and developmental disabilities and the office of alcoholism and substance abuse services .......................................... 3,550,000,000
5 Program account subtotal .................. 10,142,771,000
6 Special Revenue Funds - Federal / Aid to Localities Federal Health and Human Services Fund - 265 Medicaid Direct Account

For services and expenses for the medical assistance program, including administrative expenses for local social services districts, pursuant to title XIX of the federal social security act or its successor program.
The moneys hereby appropriated are to be available for payment of aid heretofore accrued or hereafter to accrue to municipalities, and to providers of medical services pursuant to section 367-b of the social services law, and for payment of state aid to municipalities and to providers of family care where payment systems through the fiscal intermediaries are not operational, shall be available to the department net of disallowances, refunds, reimbursements, and credits.
7 Notwithstanding any other provision of law, the money hereby appropriated may be increased or decreased by interchange, with any appropriation of the department of health and the office of medicaid inspector general and may be increased or...
decreased by transfer or suballocation
between these appropriated amounts and
appropriations of the office of mental
health, office of mental retardation and
developmental disabilities, the office of
alcoholism and substance abuse services,
the department of family assistance office
of temporary and disability assistance,
office of children and family services,
and state office for the aging with the
approval of the director of the budget,
who shall file such approval with the
department of audit and control and copies
thereof with the chairman of the senate
finance committee and the chairman of the
assembly ways and means committee.

Notwithstanding any inconsistent provision
of law, in lieu of payments authorized by
the social services law, or payments of
federal funds otherwise due to the local
social services districts for programs
provided under the federal social security
act or the federal food stamp act, funds
herein appropriated, in amounts certified
by the state commissioner of temporary and
disability assistance or the state commis-
sioner of health as due from local social
services districts each month as their
share of payments made pursuant to section
367-b of the social services law may be
set aside by the state comptroller in an
interest-bearing account in order to
ensure the orderly and prompt payment of
providers under section 367-b of the
social services law pursuant to an esti-
mate provided by the commissioner of
health of each local social services
district's share of payments made pursuant
to section 367-b of the social services
law.

Notwithstanding paragraph (c) of subdivision
10 of section 2807-c of the public health
law, subdivision 2-b of section 2808 of
the public health law, section 21 of
chapter 1 of the laws of 1999, and any
other contrary provision of law, in
determining rates of payments by state
governmental agencies effective for
services provided on and after April 1,
2010 through March 31, 2011, for inpatient
and outpatient services provided by
general hospitals, for inpatient services
and adult day health care outpatient
services provided by residential health
care facilities pursuant to article 28 of
the public health law, except for
residential health care facilities that
provide extensive nursing, medical,
psychological and counseling support
services to children, for home health care
services provided pursuant to article 36
of the public health law by certified home
health agencies, long term home health care programs and AIDS home care programs, and for personal care services provided pursuant to section 365-a of the social services law, the commissioner of health shall apply zero trend factor projections attributable to the 2010 calendar year in accordance with paragraph (c) of subdivision 10 of section 2807-c of the public health law, provided, however, that such zero trend factor projections for such 2010 calendar year shall also be applied to rates of payment for personal care services provided in those local social service districts, including New York city, whose rates of payment for such services are established by such local social service districts pursuant to a rate-setting exemption issued by the commissioner of health to such local social service districts in accordance with applicable regulations, and provided further, however, that for rates of payment for assisted living program services provided on and after April 1, 2010 through March 31, 2011, trend factor projections attributable to the 2010 calendar year shall be established at zero percent.

For services and expenses of the medical assistance program including hospital inpatient services. Notwithstanding any inconsistent provision of law, rule or regulation, for the period April 1, 2010 through March 31, 2011, the indirect graduate medical education payment per discharge calculated pursuant to paragraph 1 of subdivision (b) of section 86-1.20 of title 10 (health) of the official compilation of codes, rules and regulations of the state of New York and the amount of indirect graduate medical education excluded from the statewide base price calculated pursuant to paragraph 2 of subdivision (b) of section 86-1.20 of title 10 (health) of the official compilation of codes, rules and regulations of the state of New York shall be reduced by one percentage point; provided, however, if this chapter provides sufficient additional funding to support the aforementioned rate calculations made pursuant to section 86-1.20 of title 10 (health) of the official compilation of codes, rules and regulations of the state of New York without the one percentage point reduction, then the provisions of this section shall be deemed null and void as of March 31, 2010 and no additional funding associated with the one percentage point reduction of indirect graduate
medical education shall be provided to
increase medicaid rates for inpatient
services for general hospitals for
improved obstetrical access and quality
pursuant to paragraph (i) of subdivision
35 of section 2807-c of the public health
law, the physician loan repayment and
physician practice support programs set
forth in paragraphs (d) and (e) of
subdivision 5-a of section 2807-m of the
public health law, respectively, , and the
statewide base price calculated pursuant
to subdivision 35 of section 2807-c of the
public health law.

Notwithstanding any inconsistent provision
of law, rule or regulation, hospital
inpatient rate adjustments made in
accordance with a methodology specified in
regulations promulgated pursuant to
subparagraph (v) of paragraph (b) of
subdivision 35 of section 2807-c of the
public health law that incorporate quality
related measures pertaining to potentially
preventable complications shall result in
an aggregate reduction in medicaid
payments of no less than $49,000,000 for
the period April 1, 2010 through March 31,
2011, net of any reinvestment for
hospitals with improved or continued high
performance in relation to the established
readmission benchmarks and initiatives for
behavioral health admission diversion and
post-discharge linkage payments; provided,
however, if this chapter provides
sufficient additional funding to support
such rate adjustments without the
aggregate reductions, then the provisions
of this section shall be deemed null and
void as of March 31, 2010.

Notwithstanding any inconsistent provision
of law, rule or regulation, hospital
inpatient rate adjustments made in
accordance with the methodology specified
in subdivision 6 of section 2500-d of the
public health law shall be reduced by up
to $1,000,000 for the period April 1, 2010
through March 31, 2011; provided, however,
if this chapter provides sufficient
additional funding to support such rate
adjustments without the aggregate
reductions, then the provisions of this
section shall be deemed null and void as
of March 31, 2010 ......................... 4,407,944,000

For services and expenses of the medical
assistance program including hospital
outpatient and emergency room services ...
982,403,000

For services and expenses of the medical
assistance program including clinic
services ........................................ 928,570,000

For services and expenses of the medical
assistance program including nursing home
services.
Notwithstanding any inconsistent provision of law or regulation to the contrary, for the period April 1, 2010 through March 31, 2011, the commissioner of health shall not be required to revise certified rates of payment established pursuant to the public health law prior to April 1, 2011, based on consideration of rate appeals filed by residential health care facilities pursuant to section 2808 of the public health law or based upon adjustments to capital cost reimbursement as a result of approval by the commissioner of health of an application for construction under section 2802 of the public health law, in excess of aggregate amount of $80,000,000, provided, however, that in revising such rates within such fiscal limits the commissioner may prioritize rate appeals for facilities which the commissioner determines are facing significant financial hardship and, further, the commissioner is authorized to enter into agreements with such facilities to resolve multiple pending rate appeals based upon a negotiated aggregate amount and may offset such negotiated aggregate amounts against any amounts owed by the facility to the department of health, including, but not limited to, amounts owed pursuant to section 2807-d of the public health law, provided further, however, that such rate adjustment made pursuant to this section remain fully subject to approval by the director of the budget in accordance with the provisions of subdivision 2 of section 2807 of the public health law. Provided, however, if this chapter appropriates sufficient additional funds to support processing of residential health care facility rate appeal adjustments as otherwise provided for in the public health law, than the provisions of this section shall be deemed null and void.

Notwithstanding any inconsistent provision of law, rule or regulation to the contrary, for the period April 1, 2010 through March 31, 2011, a "reserved bed day" is defined as a day for which a governmental agency pays a residential health care facility to reserve a bed for a person eligible for medical assistance pursuant to title 11 of article 5 of the social services law while he or she is temporarily hospitalized or on leave of absence from the facility; provided further that for reserved bed days provided on behalf of persons 21 years of age or older: (i) payments for reserved bed days shall be made at 95 percent of the medicaid rate otherwise payable to the facility for services provided on behalf
of such person; (ii) payment to a facility for reserved bed days provided on behalf of such person for temporary hospitalizations may not exceed 14 days in any 12 month period; and (iii) payment to a facility for reserved bed days provided on behalf of such person for non-hospitalization leaves of absence may not exceed 10 days in any 12 month period. Provided, however, if this chapter appropriates sufficient additional funds to permit payment for reserved bed days to be made at the full medicaid rate otherwise payable to the facility for services provided on behalf of such person, and to not restrict payments for reserved bed days to such 14 day and 10 day limitations, then the provisions of this paragraph shall not apply and shall be considered null and void as of March 31, 2010.

Notwithstanding paragraph (b) of subdivision 2-b of section 2808 of the public health law, section 2 of part D of chapter 58 of the laws of 2009, or any other contrary provision of law, for the period April 1, 2010 through March 31, 2011, upon a determination by the commissioner of health and the director of the budget that rates of payment computed pursuant to section 2808(2-b)(b) of the public health law for the period April 1, 2010 through March 31, 2011, shall, in aggregate, be greater than or less than the aggregate total of such rates for the prior state fiscal year, make such proportional adjustments to such rates for the period April 1, 2010 through February 28, 2011 as are necessary to ensure that, after application of the adjustments authorized by the provisions of paragraph (g) of subdivision 2-b of section 2808 of the public health law, rates for such period reflect, in aggregate, no such increase or decrease, provided, however, that notwithstanding any contrary provision of law, the case mix adjustments authorized pursuant to subparagraph (ii) of paragraph (b) of subdivision 2-b of section 2808 of the public health law and scheduled pursuant to such subparagraph (ii) for January of 2011, shall not be implemented in accordance with the provisions of such subparagraph (ii), and provided further, however, that if this chapter provides sufficient additional funding to cover the cost of payments for such services as otherwise provided for in the public health law, then the provisions of this section shall be deemed null and void.

Notwithstanding any contrary provision of law, for the period April 1, 2010 through
March 31, 2011, medicaid rates of payment for inpatient services by residential health care facilities shall, for the period April 1, 2010 through February 28, 2011 be based on the provisions of paragraph (b) of subdivision 2-b of section 2808 of the public health law, and such rates shall, for the period March 1, 2011 through March 31, 2011 be based on the provisions of subdivision 2-c of section 2808 of the public health law, provided, however, that for the period April 1, 2010 through March 31, 2011 up to $50,000,000 may be expended pursuant to the provisions of paragraph (d) of subdivision 5-c of section 2808 of the public health law. Notwithstanding any inconsistent provision of law, for the period April 1, 2010 through March 31, 2011, residential health care facility medicaid rates of payment shall not include reimbursement for the cost of prescription drugs. Such reimbursement shall be in accordance with otherwise applicable provisions of section 367-a of the social services law. 

For services and expenses of the medical assistance program including other long term care services. Notwithstanding any inconsistent provision of law, rule or regulation to the contrary, for the period April 1, 2010 through March 31, 2011, under the medical assistance program, personal care services, including personal emergency response services, shared aide and an individual aide, furnished to an individual who has attained the age of 21 and who is not an inpatient or resident of a hospital, nursing facility, intermediate care facility for the mentally retarded, or institution for mental disease, shall not exceed an average of 12 hours per day in any authorization period; provided, however, that medically necessary personal care services that exceed an average of 12 hours per day in any authorization period may be provided to an individual who is receiving services from a certified home health agency, or is enrolled in the long term home health care program, a managed long term care plan, the AIDS home care program, the nursing home transition and diversion waiver, or the consumer directed personal assistance program, in accordance with the terms of those programs; and provided, further, that, if this chapter appropriates sufficient additional funds to permit personal care services to be provided without regard to such of 12 hours per day average in any authorization period limitation, then the provisions of

this paragraph shall not apply and shall
be considered null and void as of March
31, 2010. Notwithstanding any inconsistent provision
of law, rule or regulation to the
contrary, for the period April 1, 2010
through March 31, 2011, personal care
services under the medical assistance
customer directed personal assistance
program provided to an individual who has
attained the age of 21, and who is not
receiving such services from a certified
home health agency, a long term home
health care program, or an AIDS home care
program, shall not exceed an average of 12
hours per day in any authorization period;
provided, however, that, if this chapter
appropriates sufficient additional funds
to permit personal care services under the
customer directed personal assistance
program to be provided without regard to
such average 12 hours per day limitation,
then the provisions of this paragraph
shall not apply and shall be considered
null and void as of March 31, 2010.
Notwithstanding any inconsistent provision
of law, rule or regulation to the
contrary, for the period April 1, 2010
through March 31, 2011, and
notwithstanding the availability of
federal financial participation, a person
may participate in the medical assistance
nursing home transition and diversion
program if the person has a medical need
for services that are described in
paragraph (e) of subdivision 2 of section
365-a of the social services law or in
section 365-f of the social services law
but that exceed a limit imposed by such
provisions; and is otherwise ineligible
for, or is unable to access, long-term
community-based services available under
the social services law; and otherwise
meets the criteria for participation set
forth in subdivision 6-a of section 366 of
the social services law; provided,
however, that, if this chapter
appropriates sufficient additional funds
to permit personal care services to be
provided without regard to an average of
12 hours per day in any authorization
period limitation, and without regard to a
customer directed personal assistance
program average 12 hours per day
limitation, then the provisions of this
paragraph shall not apply and shall be
considered null and void as of March 31,
2010.
Notwithstanding any inconsistent provision
of law, rule or regulation to the
contrary, for the period April 1, 2010
through March 31, 2011, continued
1 provision of long term home health care
2 program, AIDS home care program or
3 certified home health agency services paid
4 for by government funds shall be based
5 upon a comprehensive assessment of the
6 medical, social and environmental needs of
7 the recipient of the services which shall
8 be performed at least every 180 days by
9 the provider of a long term home health
10 care program, AIDS home care program or
11 the certified home health agency providing
12 services for the patient and the local
13 department of social services; provided,
14 however, if this chapter appropriates
15 sufficient additional funds to require
16 that such assessments be performed no less
17 frequently than once every 120 days, then
18 the provisions of this paragraph shall not
19 apply and shall be considered null and
20 void as of March 31, 2010 ................ 3,206,511,000
21 For services and expenses of the medical
22 assistance program including managed care
23 services ................................. 4,806,689,000
24 For services and expenses of the medical
25 assistance program including pharmacy
26 services.
27 Notwithstanding any law, rule or regulation
28 to the contrary, for the period April 1, 2010 through March 31, 2011, the
29 commissioner of health shall provide five
30 days public notice on the department's
31 website of any recommendations developed
32 by the pharmacy and therapeutics committee
33 regarding the preferred drug program;
34 provided however that, if this chapter
35 appropriates sufficient additional funds
36 to permit the commissioner to provide
37 thirty days public notice on the
38 department's website of any such
39 recommendations, the provisions of this
40 paragraph shall not apply and shall be
41 considered null and void as of March 31, 2010.
42 Notwithstanding any inconsistent provision
43 of law, rule or regulation to the
44 contrary, for the period April 1, 2010
45 through March 31, 2011, medical assistance
46 payment to a specialized HIV pharmacy, as
47 defined in paragraph (f) of subdivision 9
48 of section 367-a of the social services
49 law, for drugs which may not be dispensed
50 without a prescription shall be made at
51 the following amounts: if the drug
52 dispensed is a multiple source
53 prescription drug or a brand-name
54 prescription drug for which no specific
55 upper limit has been set by the centers
56 for medicare and medicaid services, the
57 lower of the estimated acquisition cost of
58 such drug to pharmacies, or the dispensing
59 pharmacy's usual and customary price
60 charged to the general public; for sole
and multiple source brand name drugs,
estimated acquisition cost means the
average wholesale price of a prescription
drug based upon the package size dispensed
from, as reported by the prescription drug
pricing service used by the department of
health, less sixteen and twenty-five one
hundredths percent thereof, and updated
monthly by the department; for multiple
source generic drugs, estimated
acquisition cost means the lower of the
average wholesale price of a prescription
drug based on the package size dispensed
from, as reported by the prescription drug
pricing service used by the department,
less 25 percent thereof, or the maximum
acquisition cost, if any, established
pursuant to paragraph (e) of subdivision 9
of section 367-a of the social services
law; provided, however, that, if this
chapter appropriates sufficient additional
funds to permit, for a specialized HIV
pharmacy, acquisition cost to mean, for
sole and multiple source brand name drugs,
the average wholesale price of a
prescription drug based upon the package
size dispensed from, as reported by the
prescription drug pricing service used by
the department, less 12 percent thereof,
and updated monthly by the department and,
for multiple source generic drugs,
acquisition cost to mean the lower of the
average wholesale price of a prescription
drug based on the package size dispensed
from, as reported by the prescription drug
pricing service used by the department,
less 12 percent thereof, or the maximum
acquisition cost, if any, established
pursuant to paragraph (e) of subdivision 9
of section 367-a of the social services
law, then the provisions of this paragraph
shall not apply and shall be considered
null and void as of March 31, 2010 ....... 2,516,880,000
For services and expenses of the medical
assistance program including transporta-
tion services.
Notwithstanding any inconsistent provision
of law, rule or regulation to the
contrary, for the period April 1, 2010
through March 31, 2011, the commissioner
of health is authorized to assume
responsibility from a local social
services official for the provision and
reimbursement of medicaid transportation
costs under section 365-h of the social
services law. If the commissioner elects
to assume such responsibility, the
commissioner shall notify the local social
services official in writing as to the
election, the date upon which the election
shall be effective and such information as
to transition of responsibilities as the
commissioner deems prudent. The commissioner is authorized to contract with a transportation manager or managers that have experience in coordinating transportation services in New York state to manage the provision of such services. Such a contract or contracts may include, without limitation, responsibility for: review, approval and processing of transportation orders; management of the appropriate level of transportation based on documented patient medical need; and development of new technologies and approaches leading to efficient transportation services. Notwithstanding any inconsistent provision of sections 112 and 163 of the state finance law, or section 142 of the economic development law, or any other law, the commissioner is authorized to enter into such contract without a competitive bid or request for proposal process. Provided, however, if this chapter appropriates sufficient additional funds to permit local social services officials to maintain responsibility for management of Medicaid transportation services without assumption of such responsibility by the commissioner of health, then the provisions of this paragraph shall not apply and shall be considered null and void as of March 31, 2010.

For services and expenses of the medical assistance program including dental services.

For services and expenses of the medical assistance program including noninstitutional and other spending.

Notwithstanding any inconsistent provision of law, rule or regulation, for the early intervention program, for the period April 1, 2010 through March 31, 2011, early intervention program providers who received payment of $500,000 or more for services that were covered under the medical assistance program, as determined by the department based upon the most recent year for which complete information exists, shall, in the first instance and where applicable, seek payment from the medical assistance program or an insurance policy or plan for those children covered under both the medical assistance program and an insurance policy or plan, prior to claiming payment from a municipality for services rendered to such children, provided, however, that if this chapter appropriates sufficient additional funds to support continued municipal claiming to the medical assistance program for all providers who render services under the early intervention program in accordance
with section 2559 of the public health
law, including those that receive payment
of $500,000 dollars or more for services
covered under the medical assistance
program then this language shall be
considered null and void as of March 31,
2010.

Notwithstanding any inconsistent provision
of law, rule or regulation, for early
intervention program purposes, for the
period April 1, 2010 through March 31,
2011, where a policy of accident and
health insurance or a contract subject to
the provisions of the insurance law,
including a contract issued pursuant to
article 43 of the insurance law, provides
coverage for a service provided to the
insured under title 2-A of article 25 of
the public health law, the individualized
family services plan as defined in section
2541 of the public health law and
certified by the early intervention
official shall be deemed to meet any
precertification, preauthorization and
medical necessity requirements imposed on
benefits under the policy or contract,
provided, however, that the early
intervention official shall remove or
redact any information contained on the
insured's individualized family service
plan that is not required by the insurer
for payment purposes and payment for a
service covered under the policy or
contract that is provided under the early
intervention program shall be at rates
established by the commissioner of health
pursuant to regulations and no insurer,
including a health maintenance organi-
zation issued a certificate of authority
under article 44 of the public health law
and a corporation organized under article
43 of the insurance law shall deny payment
of a claim submitted for a service covered
under the insurer's policy or contract and
provided under the early intervention
program based upon the following:

(i) the location where services are
provided;

(ii) the duration of the insured's condition
and/or that the insured's condition is not
amenable to significant improvement within
a certain period of time as specified in
the policy;

(iii) that the provider of services is not a
participating provider in the insurer's
network; or

(iv) the absence of a primary care referral,
provided, however, that if this chapter
appropriates additional funds sufficient
to support early intervention program
costs that will be incurred if insurers
(i) are not required to deem a child's
individualized family services plan as
meeting any precertification, preauthor-
ization and medical necessity requirement
imposed under the policy or plan, and (ii)
are not prohibited from denying claims for
covered services provided under the early
intervention program upon the bases set
forth herein, then this language shall be
considered null and void as of March 31,
2010.
Notwithstanding any inconsistent provision
of law, rule or regulation to the
contrary, for the period April 1, 2010
through March 31, 2011, the commissioner
of health, in pursuing recoveries of
medical assistance from the estates of
individuals who were 55 years of age or
older when they received such assistance,
is authorized to define the term "estate"
to include not only real and personal
property and other assets passing under
the terms of a valid will or by intestacy,
but also any other property in which the
individual had any legal title or interest
at the time of death, including jointly
held property, retained life estates, and
interests in trusts, to the extent of such
interests. Provided, however, if this
chapter appropriates sufficient additional
funds to permit the commissioner of health
to use a definition of estate that is
limited to real and personal property and
other assets passing under the terms of a
valid will or by intestacy, then the
provisions of this paragraph shall not
apply and shall be considered null and
void as of March 31, 2010.
Notwithstanding any inconsistent provision
of law, rule or regulation to the
contrary, for the period April 1, 2010
through March 31, 2011, moneys paid by an
applicant or recipient of supplemental
security income benefits under section 209
of the social services law or of medical
assistance under section 366 of such law,
to a funeral firm, funeral director,
undertaker, cemetery, or any other person,
firm or corporation, under or in
connection with an agreement, or any
option to enter into an agreement, for the
sale of merchandise to be used in
connection with a funeral or burial, or
for the furnishing of personal services of
a funeral director or undertaker, wherein
the merchandise is not to be actually
physically delivered or the personal
services are not to be rendered until the
occurrence of the death of the person for
whose funeral or burial such merchandise
or services are to be furnished, shall be
placed into an irrevocable trust if the
person for whose funeral or burial such
merchandise or services are to be furnished is a family member of such applicant and recipient. Under the terms of such an irrevocable trust, such applicant or recipient (and after the death of such applicant or recipient, the family member) shall have the right to select any funeral firm, funeral director, undertaker, cemetery or any other person, firm or corporation to whom such payment is made and to change such selection any time to any type of funeral or any funeral firm, funeral director, cemetery or any other person, firm or corporation to whom such payment is made, located in the state of New York or any other state. Any funds remaining in such an irrevocable trust after the payment of all funeral expenses must be paid over to the social services official responsible for arranging for burials under section 141 of the social services law in the local government subdivision where the decedent resided. Any such agreement, and any promotional literature prepared by a funeral firm, funeral director, undertaker, cemetery, or any other person, firm or corporation for prearranged funeral and burial services must contain language disclosing the irrevocable nature of burial trusts established for a family member by an applicant or recipient of supplemental security income benefits or medical assistance. Provided, however, if this chapter appropriates sufficient additional funds to permit such agreements purchased for family members by applicants or recipients of supplemental security income benefits or medical assistance to be revocable, then the provisions of this paragraph shall not apply and shall be considered null and void as of March 31, 2010 ........................................... 4,298,582,000

Notwithstanding section 112 and section 163 of the state finance law, for chronic illness demonstration projects authorized by section 364-1 of the social services law, the commissioner of health may allocate up to $2,500,000 of the amount appropriated for contracts without a request for proposal process or any other competitive process ............................ 6,000,000

Notwithstanding any other provision of law, the money herein appropriated, is available for transfer or suballocation to the state university of New York and its subsidiaries, or to contract without competition for services with the state
DEPARTMENT OF HEALTH
STATE OPERATIONS AND AID TO LOCALITIES 2010-11

university of New York research foundation, to provide support for the administration of the medical assistance program including activities such as dental prior approval, retrospective and prospective drug utilization review, development of evidence based utilization thresholds, data analysis, clinical consultation and peer review, clinical support for the pharmacy and therapeutic committee, and other activities related to utilization management and for health information technology support for the medicaid program .......................... 6,000,000

For grants in aid to up to three not-for-profit entities for public education, counseling and advocacy related to changes in the medical assistance personal care services benefit.

Notwithstanding sections 112 and 163 of the state finance law, or section 142 of the economic development law, or any other law, the commissioner is authorized to issue such grants without a request for proposal process or any other competitive process .......................... 1,000,000

Notwithstanding any inconsistent provision of section 112 or 163 of the state finance law or any other contrary provision of the state finance law or any other contrary provision of law, the commissioner of health may, without a competitive bid or request for proposal process, enter into contracts with one or more certified public accounting firms for the purpose of conducting audits of disproportionate share hospital payments made by the state of New York to general hospitals and for the purpose of conducting audits of hospital cost reports as submitted to the state of New York in accordance with article 28 of the public health law.

Notwithstanding any inconsistent provisions of law, subject to the approval of the director of the budget, up to the amount appropriated herein ............... 2,300,000

For services and expenses of the medical assistance program including medical services provided at state facilities operated by the office of mental health, the office of mental retardation and development disabilities and the office of alcoholism and substance abuse services ......................... 3,550,000,000

For services and expenses of the medical assistance program including hospital inpatient, hospital outpatient and emergency room, clinic, nursing home, other long term care, managed care, pharmacy, transportation, dental, non-institutional and other spending, medical services provided at state facilities operated by
the office of mental health, the office of
table retardation and developmental disa-
bilities and the office of alcoholism and
substance abuse services and for any other
medical assistance services resulting from
an increase in the federal medical assist-
ance percentage pursuant to the American
Recovery and Reinvestment Act. Funds
appropriated herein shall be subject to
all applicable reporting and account-
ability requirements contained in such
act ........................................ 4,202,000,000

Program account subtotal ............. 33,085,537,000

Special Revenue Funds - Other / Aid to Localities
HCRA Resources Fund - 061
Medical Assistance Account

For the purpose of making payments, the
money hereby appropriated is available for
payment of aid heretofore accrued or here-
after accrued, to providers of medical
care pursuant to section 367-b of the
social services law, and for payment of
state aid to municipalities and the feder-
al government where payment systems
through fiscal intermediaries are not
operational, to reimburse such providers
for costs attributable to the provision of
care to patients eligible for medical
assistance.

For services and expenses related to the
medical assistance program ............ 130,100,000
For services and expenses of the medical
assistance program related to the treat-
ment of breast and cervical cancer ..... 2,100,000
For services and expenses of the medical
assistance program related to primary care
case management. All or a portion of this
appropriation may be transferred to state
operations appropriations............. 2,000,000
For services and expenses of the medical
assistance program related to disabled
persons .................................. 23,500,000
For services and expenses of the medical
assistance program related to physician
services .................................. 85,200,000
For services and expenses of the medical
assistance program related, but not limit-
ed to, pharmacy, inpatient, and nursing
home services ............................ 1,852,356,000
For services and expenses of the medical
assistance program related to the city of
New York ............................ 124,700,000
For services and expenses of the medical
assistance program related to providing
distributions for supplemental medical
insurance for medicare part B premiums,
DEPARTMENT OF HEALTH
STATE OPERATIONS AND AID TO LOCALITIES 2010-11

1 physician services, outpatient services, medical equipment, supplies and other health services ......................... 68,000,000
4 For services and expenses of the medical assistance program related to the family health plus program ....................... 590,900,000
7 For services and expenses of the medical assistance program related to providing financial assistance to residential health care facilities ............... 15,000,000
10 For services and expenses of the medical assistance program related to free-standing diagnostic and treatment center rate increases for recruitment and retention of health care workers .......... 900,000
13 For services and expenses of the medical assistance program related to supporting workforce recruitment and retention of personal care services or any worker with direct patient care responsibility for local social service districts which include a city with a population of over one million persons ..................... 136,000,000
16 For services and expenses of the medical assistance program related to supporting workforce recruitment and retention of personal care services for local social service districts that do not include a city with a population of over one million persons ....................... 11,200,000
19 For services and expenses of the medical assistance program related to supporting rate increases for certified home health agencies, long term home health care programs, AIDS home care programs, hospice programs, managed long term care plans and approved managed long term care operating demonstrations for recruitment and retention of health care workers .......... 50,000,000
22 Program account subtotal .................. 3,091,956,000

Special Revenue Funds - Other / Aid to Localities
HCRA Resources Fund - 061
Indigent Care Account

For the purpose of making payments to providers of medical care pursuant to section 367-b of the social services law, and for payment of state aid to municipalities where payment systems through fiscal intermediaries are not operational, to reimburse such providers for costs attributable to the provision of care to patients eligible for medical assistance. Payments from this appropriation to general hospitals related to indigent care pursuant to article 28 of the public health law respectively, when combined with federal funds for services and expenses for the medical assistance.
program pursuant to title XIX of the
federal social security act or its
successor program, shall equal the amount
of the funds received related to health
care reform act allowances and surcharges
pursuant to article 28 of the public
health law and deposited to this account
less any such amounts withheld pursuant to
subdivision 21 of section 2807-c of the
public health law.

Notwithstanding any inconsistent provisions
of sections 2807-k and 2807-w of the
public health law or any other contrary
provision of law, and subject to the
availability of federal financial
participation, for the period April 1,
2010 through March 31, 2011, payments
shall be made to general hospitals in
accordance with the following:

(a) for the period April 1, 2010 through
June 30, 2010 payments shall be made to
general hospitals in accordance with the
provisions of sections 2807-k and 2807-w
of the public health law as in effect on
March 31, 2010; and

(b) for the period July 1, 2010 through
March 31, 2011 payments totaling
$728,250,000 shall be made as follows:

(i) medicaid disproportionate share hospital
(DSH) payments to major public general
hospitals, including hospitals operated by
public benefit corporations, shall be made
in amounts reflecting 75 percent of the
projected distributions otherwise
authorized for such facilities pursuant to
the provisions of section 2807-k of the
public health law; and

(ii) $18,750,000 shall be distributed as
medicaid DSH payments to hospitals
eligible for payments made pursuant to
subparagraph (iv) of paragraph (a) of
subdivision 5-b of section 2807-k of the
public health law, based upon each
facility's proportion of uninsured losses,
as defined in paragraph (c) of subdivision
5-a of section 2807-k of the public health
law, to such losses for all hospitals
eligible for such payments; and

(iii) $12,000,000 shall be distributed in
accordance with the provisions of
subparagraph (iii) of paragraph (a) of
subdivision 5-b of section 2807-k of the
public health law; and

(iv) $75,000,000 shall be distributed as
medicaid DSH payments to eligible general
hospitals, other than major public general
hospitals, pursuant to a formula such
that, to the extent of funds available, no
eligible general hospital's reduction in
payments as a result of the application of
the provisions of this subdivision
exceeds, on an annualized basis, a
percentage reduction, as determined by the commissioner, from the projected distributions such hospital would have received pursuant to sections 2807-k and 2807-w of the public health law for the 2010 calendar year. Such payments shall be distributed to eligible general hospitals on a proportional basis, based on the degree of each such general hospital's projected reduction in distribution; and

(v) the balance of the funds not otherwise allocated pursuant to subsection (b) of this section shall be distributed proportionally as Medicaid DSH payments to eligible general hospitals, other than major public general hospitals, on the basis of each facility's uncompensated care need share, as determined in accordance with the scale set forth in subsection (b)(vi) of this section; and

(vi) the scale utilized for development of each eligible general hospital's uncompensated care need share payment amount, as computed in accordance with the provisions of paragraph (c) of subdivision 5-a of section 2807-k of the public health law, shall be as follows, provided, however, that the reduction described in subparagraph (iii) of paragraph (c) of subdivision 5-a of section 2807-k of the public health law shall be computed as 10 percent.

Uncompensated Need Percentage

<table>
<thead>
<tr>
<th>Percentage</th>
<th>Percentage of Reimbursement Attributable to that Portion of Uncompensated Need</th>
</tr>
</thead>
<tbody>
<tr>
<td>0-4%</td>
<td>70%</td>
</tr>
<tr>
<td>4-6%</td>
<td>80%</td>
</tr>
<tr>
<td>6+</td>
<td>90%</td>
</tr>
</tbody>
</table>

(c) provided, however, if this chapter provides sufficient additional funding to support indigent care payments to general hospitals pursuant to sections 2807-k and 2807-w of the public health law then the provisions of this section shall be deemed null and void as of March 31, 2010 ........ 1,017,700,000

Program account subtotal ............... 1,017,700,000

Special Revenue Funds - Other / Aid to Localities

Miscellaneous Special Revenue Fund - 339

Medical Assistance Account

For the purpose of making payments to providers of medical care pursuant to section 367-b of the social services law, and for payment of state aid to municipalities and the federal government where payment systems through fiscal interme-
diaries are not operational, to reimburse such providers for costs attributable to the provision of care to patients eligible for medical assistance.

For services and expenses of the medical assistance program including nursing home, personal care, certified home health agency, long term home health care program and hospital services

<table>
<thead>
<tr>
<th>Description</th>
<th>Amount</th>
</tr>
</thead>
<tbody>
<tr>
<td>Program account subtotal</td>
<td>915,400,000</td>
</tr>
</tbody>
</table>

OFFICE OF HEALTH INSURANCE PROGRAMS

General Fund / State Operations
State Purposes Account - 003

Notwithstanding any other provision of law, the money hereby appropriated may be increased or decreased by interchange, with any appropriation of the department of health, and may be increased or decreased by transfer or suballocation between these appropriated amounts and appropriations of the medicaid inspector general, office of mental health, office of mental retardation and developmental disabilities and office of alcoholism and substance abuse services with the approval of the director of the budget, who shall file such approval with the department of audit and control and copies thereof with the chairman of the senate finance committee and the chairman of the assembly ways and means committee.

PERSONAL SERVICE

<table>
<thead>
<tr>
<th>Description</th>
<th>Amount</th>
</tr>
</thead>
<tbody>
<tr>
<td>Personal service--regular</td>
<td>28,567,400</td>
</tr>
<tr>
<td>Temporary service</td>
<td>1,000</td>
</tr>
<tr>
<td>Holiday/overtime compensation</td>
<td>350,000</td>
</tr>
</tbody>
</table>

Amount available for personal service...

<table>
<thead>
<tr>
<th>Description</th>
<th>Amount</th>
</tr>
</thead>
<tbody>
<tr>
<td>Supplies and materials</td>
<td>536,000</td>
</tr>
<tr>
<td>Travel</td>
<td>823,000</td>
</tr>
<tr>
<td>Contractual services</td>
<td>27,500,000</td>
</tr>
<tr>
<td>Equipment</td>
<td>831,000</td>
</tr>
</tbody>
</table>

Amount available for nonpersonal service...

MAINTENANCE UNDISTRIBUTED

For services and expenses related to creation of a state enrollment portal.
### DEPARTMENT OF HEALTH

#### STATE OPERATIONS AND AID TO LOCALITIES 2010-11

<table>
<thead>
<tr>
<th>Contractual services</th>
<th>27,000,000</th>
</tr>
</thead>
<tbody>
<tr>
<td>Program account subtotal</td>
<td>85,608,400</td>
</tr>
</tbody>
</table>

**General Fund / Aid to Localities**

Local Assistance Account - 001

- For grants to a New York state based not-for-profit organization with expertise in the New York state Medicaid program for studies, reviews and analysis, to be performed in conjunction with the Department of Health, on Medicaid policy, operational and other issues as defined by the department. All or a portion of this appropriation may be transferred to state operations appropriations: 1,391,200

| Program account subtotal                  | 1,391,200  |

**Special Revenue Funds - Federal / State Operations**

- Federal Health and Human Services Fund - 265
  - For services and expenses for the medical assistance program and administration of the medical assistance program and survey and certification program, provided pursuant to title XIX of the federal social security act. Notwithstanding any inconsistent provision of law and subject to approval of the director of the budget, moneys hereby appropriated may be increased or decreased by transfer or suballocation between these appropriated amounts and appropriations of other state agencies and appropriations of the department of health. Notwithstanding any inconsistent provision of law and subject to approval of the director of the budget, moneys hereby appropriated may be transferred or suballocated to other state government entities for services and expenses related to administration of the medical assistance program: 846,414,000

| Program fund subtotal                     | 846,414,000 |

**Special Revenue Funds - Other / State Operations**

- HCRA Resources Fund - 061
- Medicaid Fraud Hotline and Medicaid Administration Account

- For services and expenses related to the Medicaid fraud hotline established pursuant to chapter 1 of the laws of 1999 and administrative expenses related to the family health plus program pursuant to section 369-ee of the social services law.
### DEPARTMENT OF HEALTH

**STATE OPERATIONS AND AID TO LOCALITIES 2010-11**

#### PERSONAL SERVICE

- **Personal service--regular** .................. 227,900

#### NONPERSONAL SERVICE

- **Supplies and materials** ..................... 25,000
- **Contractual services** ....................... 494,000
- **Fringe benefits** ............................ 88,000
- **Indirect costs** ............................. 82,000

- **Amount available for nonpersonal service**.. 689,000

- **Program account subtotal** ............... 916,900

#### Special Revenue Funds - Other / State Operations

- **HCRA Resources Fund - 061**
- **Medical Assistance Account**

For services and expenses related to the
administration and marketing of the family
health plus program established pursuant
to chapter 1 of the laws of 1999.

#### PERSONAL SERVICE

- **Personal service--regular** .................. 989,000
- **Temporary services** ......................... 20,000
- **Holiday/overtime compensation** .............. 10,000

- **Amount available for personal service** .... 1,019,000

#### NONPERSONAL SERVICE

- **Supplies and materials** ..................... 30,000
- **Travel** ..................................... 29,000
- **Contractual services** ....................... 5,172,000
- **Equipment** .................................. 29,000
- **Fringe benefits** ............................ 422,000
- **Indirect costs** ............................. 290,000

- **Amount available for nonpersonal service**.. 5,972,000

- **Program account subtotal** ............... 6,991,000

#### Special Revenue Funds - Other / State Operations

- **HCRA Resources Fund - 061**
- **Pilot Health Insurance Account**

For services and expenses related to the
administration of the program authorized
by section 2807-1 of the public health
law.

#### PERSONAL SERVICE

- **Personal service--regular** .................. 1,001,200
<table>
<thead>
<tr>
<th>Description</th>
<th>Amount</th>
</tr>
</thead>
<tbody>
<tr>
<td>Holiday/overtime compensation</td>
<td>3,000</td>
</tr>
<tr>
<td>Amount available for personal service</td>
<td>1,004,200</td>
</tr>
<tr>
<td><strong>NONPERSONAL SERVICE</strong></td>
<td></td>
</tr>
<tr>
<td>Supplies and materials</td>
<td>15,000</td>
</tr>
<tr>
<td>Travel</td>
<td>20,000</td>
</tr>
<tr>
<td>Contractual services</td>
<td>73,000</td>
</tr>
<tr>
<td>Equipment</td>
<td>100,000</td>
</tr>
<tr>
<td>Fringe benefits</td>
<td>443,500</td>
</tr>
<tr>
<td>Indirect costs</td>
<td>341,800</td>
</tr>
<tr>
<td>Amount available for nonpersonal service</td>
<td>993,300</td>
</tr>
<tr>
<td>Program account subtotal</td>
<td>1,997,500</td>
</tr>
<tr>
<td><strong>Special Revenue Funds - Other / State Operations</strong></td>
<td></td>
</tr>
<tr>
<td>Miscellaneous Special Revenue Fund - 339</td>
<td></td>
</tr>
<tr>
<td>Disease Management Account</td>
<td></td>
</tr>
<tr>
<td>For services and expenses related to disease management.</td>
<td></td>
</tr>
<tr>
<td><strong>NONPERSONAL SERVICE</strong></td>
<td></td>
</tr>
<tr>
<td>Contractual services</td>
<td>5,000,000</td>
</tr>
<tr>
<td>Program account subtotal</td>
<td>5,000,000</td>
</tr>
<tr>
<td><strong>Special Revenue Funds - Other / Aid to Localities</strong></td>
<td></td>
</tr>
<tr>
<td>Miscellaneous Special Revenue Fund - 339</td>
<td></td>
</tr>
<tr>
<td>Federal State Health Reform Partnership Account</td>
<td></td>
</tr>
<tr>
<td>Notwithstanding any inconsistent provision of law, the money appropriated herein shall be available for services and expenses including grants related to the federal-state health reform partnership program and/or its successor program, provided, however, that the section 1115 waiver demonstration which is entitled the federal-state health reform partnership, is in effect in accordance with the terms and conditions approved by the secretary of the federal department of health and human services, and further provided that funds appropriated for the federal-state health reform partnership program are disbursed only in accordance with those terms and conditions. Subject to the approval of the director of the budget, moneys appropriated herein may be transferred or suballocated to the state office for the aging and other state agencies ... 300,000,000</td>
<td></td>
</tr>
<tr>
<td>Program account subtotal</td>
<td>300,000,000</td>
</tr>
</tbody>
</table>
DEPARTMENT OF HEALTH
STATE OPERATIONS AND AID TO LOCALITIES 2010-11

1 Special Revenue Funds - Other / State Operations
2 Miscellaneous Special Revenue Fund - 339
3 Medicaid Research Projects Account
4
5 For services and expenses related to improving services to medical assistance recipi- ents and other medical assistance research activities.

NONPERSONAL SERVICE

12 Contractual services ......................... 600,000
13 Program account subtotal .................. 600,000

OFFICE OF HEALTH SYSTEMS MANAGEMENT ....................... 103,669,700

General Fund / State Operations
State Purposes Account - 003

For services and expenses of the Office of Health Systems Management. $6,000,000 of funds appropriated herein are supported by savings resulting from the increased Federal Medical Assistance Percentage (FMAP) provided pursuant to the American recovery and reinvestment act of 2009.

PERSONAL SERVICE

33 Personal service--regular .................. 22,076,700
34 Temporary service .......................... 53,000
35 Holiday/overtime compensation .............. 546,000

Amount available for personal service .... 22,675,700

NONPERSONAL SERVICE

42 Supplies and materials ..................... 186,000
43 Travel .................................... 237,000
44 Contractual services ...................... 5,966,000
45 Equipment ................................ 201,000

Amount available for nonpersonal service 6,590,000

MAINTENANCE UNDISTRIBUTED

For suballocation to the office of mental health for services and expenses for surveys of psychiatric residential treatment facilities.

Personal service--regular .................. 131,000
Supplies and materials ...................... 18,000
Travel ................................... 50,000
DEPARTMENT OF HEALTH
STATE OPERATIONS AND AID TO LOCALITIES  2010-11

1  Equipment ..................................  74,000
2
3  Amount available for maintenance undis-
4 tributed ..........................  273,000
5
6  Program account subtotal ............  29,538,700
7
8
9  General Fund / Aid to Localities
10 Local Assistance Account - 001
11
12  For contractual services related to medical
13 necessity and quality of care reviews
14 related to medicaid patients and to moni-
15 tor health care services provided to
16 persons with AIDS. A portion of this
17 appropriation may be transferred to state
18 operations appropriations ............  10,800,600
19
20  For services and expenses for patient health
21 information and quality improvement initi-
22 atives. A portion of this appropriation
23 may be transferred to state operations
24 appropriations .......................  368,000
25
26  For services and expenses for cardiac
27 services access and cardiac data
28 quality/outcomes initiatives ...........  1,381,800
29
30  For services and expenses related to the
31 operation of the incident reporting system
32 (NYPORTS). A portion of this appropriation
33 may be transferred to state operations
34 appropriations ......................  625,100
35
36  For services and expenses for consulting
37 services related to health information
38 technology. A portion of this appropri-
39 ation may be transferred to state oper-
40 ations appropriations ...............  176,000
41
42  For services and expenses to support the
43 center for liver transplant and the alli-
44 ance for donation ......................  372,000
45
46  For services and expenses of the brain tra-
47uma foundation .......................  490,000
48
49  For services and expenses for a statewide
50 campaign to promote awareness of the New
51 York state donor registry to increase
52 organ and tissue donation. A portion of
53 this appropriation may be transferred to
54 state operations appropriations .......  245,000
55
56  Program account subtotal ............  14,458,500
57
58
59  Special Revenue Funds - Federal / State Operations
60 Federal Health and Human Services Fund - 265
61
62  For expenses incurred in the administration
63 of the prescription drug monitoring
64 program relating to the prescribing and
65 dispensing of controlled substances
66 (NASPER) .........................  343,000
67
68  Program account subtotal ............  343,000
69
<table>
<thead>
<tr>
<th>Description</th>
<th>Amount</th>
</tr>
</thead>
<tbody>
<tr>
<td><strong>DEPARTMENT OF HEALTH</strong></td>
<td></td>
</tr>
<tr>
<td><strong>STATE OPERATIONS AND AID TO LOCALITIES  2010-11</strong></td>
<td></td>
</tr>
<tr>
<td>1. Special Revenue Funds - Federal / Aid to Localities</td>
<td></td>
</tr>
<tr>
<td>2. Federal Operating Grants Fund - 290</td>
<td></td>
</tr>
<tr>
<td>3. United States Department of Justice Account</td>
<td></td>
</tr>
<tr>
<td>For expenses incurred in the administration of the prescription drug monitoring program relating to the prescribing and dispensing of controlled substances ...... 400,000</td>
<td></td>
</tr>
<tr>
<td>Program account subtotal .......... 400,000</td>
<td></td>
</tr>
<tr>
<td><strong>Program account subtotal ............... 400,000</strong></td>
<td></td>
</tr>
<tr>
<td>4. Special Revenue Funds - Other / State Operations</td>
<td></td>
</tr>
<tr>
<td>5. HCRA Resources Fund - 061</td>
<td></td>
</tr>
<tr>
<td>6. Emergency Medical Services Account</td>
<td></td>
</tr>
<tr>
<td>For services and expenses related to emergency medical services (EMS) administration including but not limited to, expenses related to training courses and instructor development, expenses of the state EMS council, expenses of the EMS regional councils and program agencies, and expenses of the general public health work - EMS reimbursement.</td>
<td></td>
</tr>
<tr>
<td><strong>PERSONAL SERVICE</strong></td>
<td></td>
</tr>
<tr>
<td>7. Personal service--regular .......... 2,672,300</td>
<td></td>
</tr>
<tr>
<td>8. Temporary service .......... 5,000</td>
<td></td>
</tr>
<tr>
<td>9. Holiday/overtime compensation .......... 75,000</td>
<td></td>
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<tr>
<td>Amount available for personal service .... 2,752,300</td>
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<tr>
<td><strong>NONPERSONAL SERVICE</strong></td>
<td></td>
</tr>
<tr>
<td>10. Supplies and materials .......... 110,000</td>
<td></td>
</tr>
<tr>
<td>11. Travel .......................... 160,000</td>
<td></td>
</tr>
<tr>
<td>12. Contractual services .......... 14,494,000</td>
<td></td>
</tr>
<tr>
<td>13. Equipment ........................ 280,000</td>
<td></td>
</tr>
<tr>
<td>14. Fringe benefits .......... 1,136,000</td>
<td></td>
</tr>
<tr>
<td>15. Indirect costs .......... 858,400</td>
<td></td>
</tr>
<tr>
<td>Amount available for nonpersonal service .... 17,038,400</td>
<td></td>
</tr>
<tr>
<td>Program account subtotal .......... 19,790,700</td>
<td></td>
</tr>
<tr>
<td><strong>Program account subtotal ............... 19,790,700</strong></td>
<td></td>
</tr>
<tr>
<td>16. Special Revenue Funds - Other / State Operations</td>
<td></td>
</tr>
<tr>
<td>17. HCRA Resources Fund - 061</td>
<td></td>
</tr>
<tr>
<td>18. Health Care Delivery Administration Account</td>
<td></td>
</tr>
<tr>
<td>For services and expenses related to administration of the health care and cancer initiative programs pursuant to section 2807-1 of the public health law.</td>
<td></td>
</tr>
<tr>
<td><strong>PERSONAL SERVICE</strong></td>
<td></td>
</tr>
<tr>
<td>19. Personal service--regular .......... 288,400</td>
<td></td>
</tr>
<tr>
<td><strong>Program account subtotal ............... 288,400</strong></td>
<td></td>
</tr>
</tbody>
</table>
## DEPARTMENT OF HEALTH

### STATE OPERATIONS AND AID TO LOCALITIES 2010-11

<table>
<thead>
<tr>
<th></th>
<th>Amount</th>
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</thead>
<tbody>
<tr>
<td>Temporary service</td>
<td>5,000</td>
</tr>
<tr>
<td><strong>Amount available for personal service</strong></td>
<td><strong>293,400</strong></td>
</tr>
<tr>
<td><strong>NONPERSONAL SERVICE</strong></td>
<td></td>
</tr>
<tr>
<td>Supplies and materials</td>
<td>20,000</td>
</tr>
<tr>
<td>Travel</td>
<td>62,500</td>
</tr>
<tr>
<td>Contractual services</td>
<td>179,600</td>
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<tr>
<td>Equipment</td>
<td>34,500</td>
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<tr>
<td>Fringe benefits</td>
<td>129,600</td>
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<tr>
<td>Indirect costs</td>
<td>99,500</td>
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<tr>
<td><strong>Amount available for nonpersonal service</strong></td>
<td><strong>525,700</strong></td>
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<td><strong>Program account subtotal</strong></td>
<td><strong>819,100</strong></td>
</tr>
<tr>
<td>Special Revenue Funds - Other / State Operations</td>
<td></td>
</tr>
<tr>
<td>HCRA Resources Fund - 061</td>
<td></td>
</tr>
<tr>
<td>Health Occupation Development and Workplace Demo Account</td>
<td></td>
</tr>
<tr>
<td>For services and expenses related to administration of the health occupation development and workplace demonstration program established pursuant to sections 2807-g and 2807-h of the public health law. Up to 50 percent of this appropriation may be suballocated to the department of labor.</td>
<td></td>
</tr>
<tr>
<td><strong>PERSONAL SERVICE</strong></td>
<td></td>
</tr>
<tr>
<td>Personal service--regular</td>
<td>500,500</td>
</tr>
<tr>
<td>Temporary service</td>
<td>40,000</td>
</tr>
<tr>
<td><strong>Amount available for personal service</strong></td>
<td><strong>540,500</strong></td>
</tr>
<tr>
<td><strong>NONPERSONAL SERVICE</strong></td>
<td></td>
</tr>
<tr>
<td>Supplies and materials</td>
<td>5,000</td>
</tr>
<tr>
<td>Travel</td>
<td>10,300</td>
</tr>
<tr>
<td>Contractual services</td>
<td>1,176,800</td>
</tr>
<tr>
<td>Equipment</td>
<td>10,000</td>
</tr>
<tr>
<td>Fringe Benefits</td>
<td>239,100</td>
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<tr>
<td>Indirect costs</td>
<td>184,300</td>
</tr>
<tr>
<td><strong>Amount available for nonpersonal service</strong></td>
<td><strong>1,625,500</strong></td>
</tr>
<tr>
<td><strong>Program account subtotal</strong></td>
<td><strong>2,166,000</strong></td>
</tr>
<tr>
<td>Special Revenue Funds - Other / State Operations</td>
<td></td>
</tr>
<tr>
<td>HCRA Resources Fund - 061</td>
<td></td>
</tr>
<tr>
<td>Primary Care Initiatives Account</td>
<td></td>
</tr>
<tr>
<td>For services and expenses related to the administration of the program authorized by section 2807-l of the public health law.</td>
<td></td>
</tr>
</tbody>
</table>
DEPARTMENT OF HEALTH
STATE OPERATIONS AND AID TO LOCALITIES  2010-11

PERSONAL SERVICE

<table>
<thead>
<tr>
<th>Item</th>
<th>Amount</th>
</tr>
</thead>
<tbody>
<tr>
<td>1</td>
<td>Personal service--regular</td>
</tr>
<tr>
<td>2</td>
<td>Temporary service</td>
</tr>
<tr>
<td>3</td>
<td>Holiday/overtime compensation</td>
</tr>
</tbody>
</table>

Amount available for personal service .... 559,000

NONPERSONAL SERVICE

<table>
<thead>
<tr>
<th>Item</th>
<th>Amount</th>
</tr>
</thead>
<tbody>
<tr>
<td>1</td>
<td>Supplies and materials</td>
</tr>
<tr>
<td>2</td>
<td>Travel</td>
</tr>
<tr>
<td>3</td>
<td>Contractual services</td>
</tr>
<tr>
<td>4</td>
<td>Equipment</td>
</tr>
<tr>
<td>5</td>
<td>Fringe benefits</td>
</tr>
<tr>
<td>6</td>
<td>Indirect costs</td>
</tr>
</tbody>
</table>

Amount available for nonpersonal service .. 479,400

Program account subtotal ............... 1,038,400

Special Revenue Funds - Other / State Operations
Miscellaneous Special Revenue Fund - 339
1200-Hospital and Nursing Home Management Account

For services and expenses of inspecting, regulating, supervising and auditing hospital and nursing home companies incorporated and authorized under articles 28-A and 28-B of the public health law, from funds received pursuant to these activities.

PERSONAL SERVICE

<table>
<thead>
<tr>
<th>Item</th>
<th>Amount</th>
</tr>
</thead>
<tbody>
<tr>
<td>1</td>
<td>Personal service--regular</td>
</tr>
<tr>
<td>2</td>
<td>Temporary service</td>
</tr>
<tr>
<td>3</td>
<td>Holiday/overtime compensation</td>
</tr>
</tbody>
</table>

Amount available for personal service .... 485,500

NONPERSONAL SERVICE

<table>
<thead>
<tr>
<th>Item</th>
<th>Amount</th>
</tr>
</thead>
<tbody>
<tr>
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<td>Supplies and materials</td>
</tr>
<tr>
<td>2</td>
<td>Travel</td>
</tr>
<tr>
<td>3</td>
<td>Contractual services</td>
</tr>
<tr>
<td>4</td>
<td>Equipment</td>
</tr>
<tr>
<td>5</td>
<td>Fringe benefits</td>
</tr>
<tr>
<td>6</td>
<td>Indirect costs</td>
</tr>
</tbody>
</table>

Amount available for nonpersonal service .. 385,500

Program account subtotal ............... 871,000

Special Revenue Funds - Other / State Operations
Miscellaneous Special Revenue Fund - 339
Certificate of Need Account
For services and expenses, including indirect costs, related to the certificate of need program.

### PERSONAL SERVICE

- **Personal service--regular** ........................................... 2,818,700
- **Holiday/overtime compensation** ................................. 10,000

| Amount available for personal service | 2,828,700 |

### NONPERSONAL SERVICE

- **Supplies and materials** ........................................... 21,000
- **Travel** ............................................................... 33,000
- **Contractual services** ............................................. 1,899,000
- **Equipment** ......................................................... 32,600
- **Fringe benefits** .................................................... 1,215,000
- **Indirect costs** ..................................................... 914,500

| Amount available for nonpersonal service | 4,115,100 |

| Program account subtotal | 6,943,800 |

### Special Revenue Funds - Other / State Operations

- **Miscellaneous Special Revenue Fund - 339**
  - **Funeral Directing Account**

For services and expenses of a statewide program, including indirect costs, related to the funeral direction administration program.

### PERSONAL SERVICE

- **Personal service--regular** ........................................... 222,000
- **Holiday/overtime compensation** ................................. 10,000

| Amount available for personal service | 232,000 |

### NONPERSONAL SERVICE

- **Supplies and materials** ........................................... 14,000
- **Travel** ............................................................... 24,000
- **Contractual services** ............................................. 45,000
- **Equipment** ......................................................... 25,000
- **Fringe benefits** .................................................... 102,100
- **Indirect costs** ..................................................... 76,100

| Amount available for nonpersonal service | 286,200 |

| Program account subtotal | 518,200 |

### Special Revenue Funds - Other / State Operations

- **Miscellaneous Special Revenue Fund - 339**
  - **Patient Safety Center Account**
1 For services and expenses of the patient
2 safety center created by title 2 of article 29-D of the public health law.

<table>
<thead>
<tr>
<th>NONPERSONAL SERVICE</th>
<th></th>
</tr>
</thead>
<tbody>
<tr>
<td>Contractual services</td>
<td>949,000</td>
</tr>
<tr>
<td>Program account subtotal</td>
<td>949,000</td>
</tr>
</tbody>
</table>

<table>
<thead>
<tr>
<th>Special Revenue Funds - Other / State Operations</th>
</tr>
</thead>
<tbody>
<tr>
<td>Miscellaneous Special Revenue Fund - 339</td>
</tr>
<tr>
<td>Professional Medical Conduct Account</td>
</tr>
</tbody>
</table>

16 For services and expenses, including indirect costs, related to the professional medical conduct program.

<table>
<thead>
<tr>
<th>PERSONAL SERVICE</th>
<th></th>
</tr>
</thead>
<tbody>
<tr>
<td>Personal service--regular</td>
<td>10,115,900</td>
</tr>
<tr>
<td>Temporary service</td>
<td>340,000</td>
</tr>
<tr>
<td>Holiday/overtime compensation</td>
<td>49,000</td>
</tr>
<tr>
<td>Amount available for personal service</td>
<td>10,504,900</td>
</tr>
</tbody>
</table>

<table>
<thead>
<tr>
<th>NONPERSONAL SERVICE</th>
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</tr>
</thead>
<tbody>
<tr>
<td>Supplies and materials</td>
<td>154,000</td>
</tr>
<tr>
<td>Travel</td>
<td>276,000</td>
</tr>
<tr>
<td>Contractual services</td>
<td>5,512,000</td>
</tr>
<tr>
<td>Equipment</td>
<td>250,000</td>
</tr>
<tr>
<td>Fringe benefits</td>
<td>4,609,600</td>
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<tr>
<td>Indirect costs</td>
<td>3,536,800</td>
</tr>
<tr>
<td>Amount available for nonpersonal service</td>
<td>14,338,400</td>
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<table>
<thead>
<tr>
<th>MAINTENANCE UNDISTRIBUTED</th>
<th></th>
</tr>
</thead>
<tbody>
<tr>
<td>For services and expenses of the medical society contract authorized pursuant to chapter 582 of the laws of 1984</td>
<td>990,000</td>
</tr>
<tr>
<td>Program account subtotal</td>
<td>25,833,300</td>
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</table>

| OFFICE OF LONG TERM CARE                   | 86,225,800 |

<table>
<thead>
<tr>
<th>General Fund / State Operations</th>
<th></th>
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<tbody>
<tr>
<td>State Purposes Account - 003</td>
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<table>
<thead>
<tr>
<th>PERSONAL SERVICE</th>
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</thead>
<tbody>
<tr>
<td>Personal service--regular</td>
<td>24,159,700</td>
</tr>
<tr>
<td>Temporary service</td>
<td>82,000</td>
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</table>
### DEPARTMENT OF HEALTH

#### STATE OPERATIONS AND AID TO LOCALITIES 2010-11

<table>
<thead>
<tr>
<th>Description</th>
<th>Amount</th>
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</thead>
<tbody>
<tr>
<td>Holiday/overtime compensation</td>
<td>854,000</td>
</tr>
<tr>
<td>Amount available for personal service</td>
<td>25,095,700</td>
</tr>
<tr>
<td><strong>NONPERSONAL SERVICE</strong></td>
<td></td>
</tr>
<tr>
<td>Supplies and materials</td>
<td>350,000</td>
</tr>
<tr>
<td>Travel</td>
<td>1,065,000</td>
</tr>
<tr>
<td>Contractual services</td>
<td>17,845,000</td>
</tr>
<tr>
<td>Equipment</td>
<td>415,000</td>
</tr>
<tr>
<td>Amount available for nonpersonal service</td>
<td>19,675,000</td>
</tr>
<tr>
<td><strong>MAINTENANCE UNDISTRIBUTED</strong></td>
<td></td>
</tr>
<tr>
<td>For services and expenses related to the home health aide registry</td>
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</tr>
<tr>
<td>Personal service--regular</td>
<td>300,000</td>
</tr>
<tr>
<td>Supplies and materials</td>
<td>700</td>
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<tr>
<td>Travel</td>
<td>1,300</td>
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<tr>
<td>Contractual services</td>
<td>1,680,000</td>
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<td>Equipment</td>
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<td>Amount available for maintenance undistributed</td>
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<tr>
<td>Program account subtotal</td>
<td>46,770,700</td>
</tr>
<tr>
<td><strong>General Fund / Aid to Localities</strong></td>
<td></td>
</tr>
<tr>
<td>Local Assistance Account - 001</td>
<td></td>
</tr>
<tr>
<td>For services and expenses, including grants, of a falls prevention program. All or a portion of this appropriation may be transferred to state operations appropriations</td>
<td>300,000</td>
</tr>
<tr>
<td>For services and expenses, including grants, of the uniform assessment program. All or a portion of this appropriation may be transferred to state operations appropriations</td>
<td>4,806,000</td>
</tr>
<tr>
<td>For services and expenses related to traumatic brain injury including but not limited to services rendered to individuals enrolled in the federally approved home and community based services (HCBS) waiver and including personal and nonpersonal services spending originally authorized by appropriations and reappropriations enacted prior to 1996. All or part of this appropriation may be transferred to state operations appropriations</td>
<td>13,200,400</td>
</tr>
<tr>
<td>For services and expenses of a quality program for adult care facilities, including enriched housing facilities. Such program shall be targeted at improving the quality of life for adult care facility residents. The department</td>
<td></td>
</tr>
</tbody>
</table>
subject to the approval of the director of
the division of budget, shall develop an
allocation methodology taking into account
financial status of the facility as well
as resident needs. Such allocation shall
serve as the basis of distribution to
eligible facilities .......................... 2,605,000

For an operating assistance subprogram for
enriched housing. To the extent that funds
are appropriated for such purposes, the
department is authorized to pay an operat-
ing subsidy for SSI recipients who are
residents in certified not-for-profit or
public enriched housing programs. Such
subsidy shall not exceed $115 per month
per each SSI recipient and will be paid
directly to the certified operator. If
appropriations are not sufficient to meet
such maximum monthly payments, such subsi-
dy shall be reduced proportionately ...... 502,900

For services and expenses, including grants,
of the long term care community coalition
for an advocacy program on behalf of
seniors with long term care needs ........ 69,000

The monies hereby appropriated shall be
available for the cost of housing subsi-
dies to certain participants in the nurs-
ing home transition and diversion waiver
program as authorized by chapters 615 and
627 of the laws of 2004. A portion of such
funds may be used for administration of
the housing subsidies, either by state
staff or a not-for-profit agency. A
portion of this appropriation may be
transferred to state operations appropri-
ations. Up to 100 percent of this appro-
priation may be suballocated to the divi-
sion of housing and community renewal .... 2,303,000

For services and expenses of existing
Alzheimer's disease assistance centers as
established pursuant to chapter 586 of the
laws of 1987 ............................. 498,000

For a grant to the Coalition of New York
State Alzheimer's Chapter, Inc. in support
of and for distribution to a statewide
network of not-for-profit corporations
established and dedicated to responding at
the local level to the needs of the New
York State Alzheimer's community pursuant
to subdivision 2 of section 2005 of the
public health law ....................... 246,000

For services and expenses for the
Alzheimer's community assistance program
as established pursuant to chapter 657 of
the laws of 1997 ......................... 49,000

For services and expenses for Alzheimer's
community service programs .............. 295,000

For services and expenses, including subal-
location to the state office for aging,
for coordinating patient care Alzheimer's
disease program. A portion of this appro-
1. A portion of the appropriations for administration of the Alzheimer's Research Account may be transferred to state operations appropriations for administration of this program: $360,000

2. Program account subtotal: $25,234,300

3. Special Revenue Funds - Other / State Operations
   4. Combined Gifts, Grants and Bequests Fund - 020
   5. Alzheimer's Research Account


7. NONPERSONAL SERVICE

8. Contractual services: $955,000

9. Program account subtotal: $955,000

10. Special Revenue Fund - Other / Aid to Localities
    11. HCRA Resources Fund - 061
    12. Health Services Account

13. For services and expenses of a quality program for adult care facilities, including enriched housing facilities. Such program shall be targeted at improving the quality of life for adult care facility residents. The department subject to the approval of the director of the division of budget, shall develop an allocation methodology taking into account financial status of the facility as well as resident needs. Such allocation shall serve as the basis of distribution to eligible facilities: $4,311,700

14. Program account subtotal: $4,311,700

15. Special Revenue Funds - Other / State Operations
    16. Miscellaneous Special Revenue Fund - 339
    17. Assisted Living Residence Quality Oversight Account

18. For services and expenses to promote programs to improve the quality of care for residents in adult homes.

19. NONPERSONAL SERVICE

20. Contractual services: $500,000

21. Program account subtotal: $500,000

22. Special Revenue Funds - Other / State Operations
    23. Miscellaneous Special Revenue Fund - 339

24. Assisted Living Residence Quality Oversight Account
For services and expenses related to the oversight and licensing activities for assisted living facilities. Subject to the approval of the director of the budget, moneys appropriated herein may be suballocated to the state office for the aging, a portion of which may be transferred to state operations and aid to localities.

PERSONAL SERVICE

Personal service--regular .................. 1,093,200
Holiday/overtime compensation .............. 35,000

Amount available for personal service .... 1,128,200

NONPERSONAL SERVICE

Supplies and materials ..................... 9,000
Travel ..................................... 40,000
Contractual services ....................... 131,000
Equipment .................................. 16,000
Fringe benefits ............................ 442,000
Indirect costs ............................. 343,000

Amount available for nonpersonal service.. 981,000

Program account subtotal .................. 2,109,200

For services and expenses related to the establishment of continuing care retirement communities including expenses of the life care community council.

PERSONAL SERVICE

Personal service--regular .................. 33,500

NONPERSONAL SERVICE

Supplies and materials ..................... 3,000
Travel ..................................... 5,000
Contractual services ....................... 158,000
Fringe benefits ............................ 14,000
Indirect costs ............................. 34,000

Amount available for nonpersonal service.. 214,000

Program account subtotal .................. 247,500

For services and expenses related to the establishment of continuing care retirement communities including expenses of the life care community council.

PERSONAL SERVICE

Personal service--regular .................. 33,500

NONPERSONAL SERVICE

Supplies and materials ..................... 3,000
Travel ..................................... 5,000
Contractual services ....................... 158,000
Fringe benefits ............................ 14,000
Indirect costs ............................. 34,000

Amount available for nonpersonal service.. 214,000

Program account subtotal .................. 247,500

Special Revenue Funds - Other / State Operations
Miscellaneous Special Revenue Fund - 339
Continuing Care Retirement Community Account

For services and expenses related to the establishment of continuing care retirement communities including expenses of the life care community council.

PERSONAL SERVICE

Personal service--regular .................. 33,500

NONPERSONAL SERVICE

Supplies and materials ..................... 3,000
Travel ..................................... 5,000
Contractual services ....................... 158,000
Fringe benefits ............................ 14,000
Indirect costs ............................. 34,000

Amount available for nonpersonal service.. 214,000

Program account subtotal .................. 247,500

Special Revenue Funds - Other / State Operations
Miscellaneous Special Revenue Fund - 339
Nurses Aide Registry Account
DEPARTMENT OF HEALTH

STATE OPERATIONS AND AID TO LOCALITIES  2010-11

For services and expenses of administrative costs related to the nurses aide registry program.

<table>
<thead>
<tr>
<th>Service Type</th>
<th>Amount</th>
</tr>
</thead>
<tbody>
<tr>
<td>Personal service--regular</td>
<td>174,000</td>
</tr>
<tr>
<td>Holiday/overtime compensation</td>
<td>1,000</td>
</tr>
<tr>
<td><strong>Amount available for personal service</strong></td>
<td><strong>175,000</strong></td>
</tr>
</tbody>
</table>

PERSONAL SERVICE

<table>
<thead>
<tr>
<th>Service Type</th>
<th>Amount</th>
</tr>
</thead>
<tbody>
<tr>
<td>Supplies and materials</td>
<td>10,000</td>
</tr>
<tr>
<td>Travel</td>
<td>5,000</td>
</tr>
<tr>
<td>Contractual services</td>
<td>3,741,600</td>
</tr>
<tr>
<td>Equipment</td>
<td>8,000</td>
</tr>
<tr>
<td>Fringe benefits</td>
<td>78,900</td>
</tr>
<tr>
<td>Indirect costs</td>
<td>61,300</td>
</tr>
<tr>
<td><strong>Amount available for nonpersonal service</strong></td>
<td><strong>3,904,800</strong></td>
</tr>
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</table>

NONPERSONAL SERVICE

<table>
<thead>
<tr>
<th>Service Type</th>
<th>Amount</th>
</tr>
</thead>
<tbody>
<tr>
<td>Special Revenue Funds - Other / State Operations</td>
<td></td>
</tr>
<tr>
<td>Miscellaneous Special Revenue Fund - 339 Quality of Care Improvement Account</td>
<td></td>
</tr>
</tbody>
</table>

For services and expenses related to the protection of the health or property of residents of residential health care facilities that are found to be deficient including, but not limited to, payment for the cost of relocation of residents to other facilities and the maintenance and operation of a facility pending correction of deficiencies or closure.

<table>
<thead>
<tr>
<th>Service Type</th>
<th>Amount</th>
</tr>
</thead>
<tbody>
<tr>
<td>Personal service--regular</td>
<td>147,600</td>
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<tr>
<td>Holiday/overtime compensation</td>
<td>20,000</td>
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<tr>
<td><strong>Amount available for personal service</strong></td>
<td><strong>167,600</strong></td>
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PERSONAL SERVICE

<table>
<thead>
<tr>
<th>Service Type</th>
<th>Amount</th>
</tr>
</thead>
<tbody>
<tr>
<td>Supplies and materials</td>
<td>33,000</td>
</tr>
<tr>
<td>Travel</td>
<td>50,000</td>
</tr>
<tr>
<td>Contractual services</td>
<td>1,528,000</td>
</tr>
<tr>
<td>Equipment</td>
<td>117,000</td>
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<tr>
<td>Fringe benefits</td>
<td>70,000</td>
</tr>
<tr>
<td>Indirect costs</td>
<td>52,000</td>
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<tr>
<td><strong>Amount available for nonpersonal service</strong></td>
<td><strong>1,850,000</strong></td>
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NONPERSONAL SERVICE

<table>
<thead>
<tr>
<th>Service Type</th>
<th>Amount</th>
</tr>
</thead>
<tbody>
<tr>
<td>Special Revenue Funds - Other / State Operations</td>
<td></td>
</tr>
<tr>
<td>Miscellaneous Special Revenue Fund - 339 Quality of Care Improvement Account</td>
<td></td>
</tr>
</tbody>
</table>
### PERSONAL SERVICE

<table>
<thead>
<tr>
<th>Description</th>
<th>Amount</th>
</tr>
</thead>
<tbody>
<tr>
<td>Personal service--regular</td>
<td>27,732,500</td>
</tr>
<tr>
<td>Temporary service</td>
<td>70,000</td>
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<tr>
<td>Holiday/overtime compensation</td>
<td>800,500</td>
</tr>
<tr>
<td><strong>Amount available for personal service</strong></td>
<td>28,603,000</td>
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### NONPERSONAL SERVICE

<table>
<thead>
<tr>
<th>Description</th>
<th>Amount</th>
</tr>
</thead>
<tbody>
<tr>
<td>Supplies and materials</td>
<td>3,352,000</td>
</tr>
<tr>
<td>Travel</td>
<td>76,000</td>
</tr>
<tr>
<td>Contractual services</td>
<td>6,588,000</td>
</tr>
<tr>
<td>Equipment</td>
<td>5,305,000</td>
</tr>
<tr>
<td><strong>Amount available for nonpersonal service</strong></td>
<td>15,321,000</td>
</tr>
</tbody>
</table>

### Program account subtotal

<table>
<thead>
<tr>
<th>Description</th>
<th>Amount</th>
</tr>
</thead>
<tbody>
<tr>
<td>Program account subtotal</td>
<td>43,924,000</td>
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</tbody>
</table>

### General Fund / Aid to Localities

<table>
<thead>
<tr>
<th>Description</th>
<th>Amount</th>
</tr>
</thead>
<tbody>
<tr>
<td>For services and expenses of a genetic disease screening program</td>
<td>645,000</td>
</tr>
<tr>
<td>For services and expenses of a sickle cell screening program</td>
<td>226,000</td>
</tr>
<tr>
<td><strong>Program account subtotal</strong></td>
<td>871,000</td>
</tr>
</tbody>
</table>

### Special Revenue Funds - Federal / State Operations

<table>
<thead>
<tr>
<th>Description</th>
<th>Amount</th>
</tr>
</thead>
<tbody>
<tr>
<td>Federal Health and Human Services Fund - 265</td>
<td>1,556,000</td>
</tr>
<tr>
<td><strong>Program fund subtotal</strong></td>
<td>1,556,000</td>
</tr>
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</table>

### Special Revenue Funds - Federal / Aid to Localities

<table>
<thead>
<tr>
<th>Description</th>
<th>Amount</th>
</tr>
</thead>
<tbody>
<tr>
<td>Federal Health and Human Services Fund - 265</td>
<td>11,373,000</td>
</tr>
<tr>
<td><strong>Program account subtotal</strong></td>
<td>11,373,000</td>
</tr>
</tbody>
</table>

### Notes

- The document is a financial summary for the Department of Health, covering the years 2010-11.
- It details the budget allocations for various programs and services.
- The sections include personal service, nonpersonal service, and program account subtotals.
- Specific amounts are allocated for services and expenses related to genetic and sickle cell disease screening programs.
- Federal and state revenue funds are also detailed, including health prevention, diagnostic, detection, and treatment services.
For services and expenses of the various health prevention, diagnostic, detection and treatment services ................... 3,682,000
Program account subtotal .................... 3,682,000

Special Revenue Funds - Other / State Operations
Combined Gifts, Grants and Bequests Fund - 020
Breast Cancer Research and Education Account

For breast cancer research and education pursuant to section 97-yy of the state finance law as amended by chapter 550 of the laws of 2000.

NONPERSONAL SERVICE

Contractual services ........................ 2,536,000
Program account subtotal .................... 2,536,000

Special Revenue Funds - Other / State Operations
Combined Gifts, Grants and Bequests Fund - 020
Multiple Sclerosis Research Account

For research into the causes and treatment of pediatric multiple sclerosis pursuant to section 95-d of the state finance law.

NONPERSONAL SERVICE

Contractual services ........................ 20,000
Program account subtotal .................... 20,000

Special Revenue Funds - Other / State Operations
Miscellaneous Special Revenue Fund - 339
Clinical Laboratory Reference System Assessment Account

For services and expenses of the clinical laboratory reference and accreditation program.

PERSONAL SERVICE

Personal service--regular .................... 7,829,000
Holiday/overtime compensation .............. 100,000
Amount available for personal service .... 7,929,000

NONPERSONAL SERVICE

Supplies and materials ....................... 846,000
Travel ....................................... 300,000
Contractual services ......................... 1,665,000
Equipment ................................... 1,441,000
<table>
<thead>
<tr>
<th>Item</th>
<th>Amount</th>
</tr>
</thead>
<tbody>
<tr>
<td>Fringe benefits</td>
<td>3,447,000</td>
</tr>
<tr>
<td>Indirect costs</td>
<td>4,407,000</td>
</tr>
<tr>
<td><strong>Amount available for nonpersonal service.</strong></td>
<td>12,106,000</td>
</tr>
<tr>
<td>Program account subtotal</td>
<td>20,035,000</td>
</tr>
<tr>
<td>Special Revenue Funds - Other / State Operations</td>
<td></td>
</tr>
<tr>
<td>Miscellaneous Special Revenue Fund - 339</td>
<td></td>
</tr>
<tr>
<td>Environmental Laboratory Fee Account</td>
<td></td>
</tr>
<tr>
<td>For services and expenses hereafter to accrue for the environmental laboratory reference and accreditation program.</td>
<td></td>
</tr>
<tr>
<td><strong>PERSONAL SERVICE</strong></td>
<td></td>
</tr>
<tr>
<td>Personal service--regular</td>
<td>1,949,000</td>
</tr>
<tr>
<td>Holiday/overtime compensation</td>
<td>20,000</td>
</tr>
<tr>
<td><strong>Amount available for personal service.</strong></td>
<td>1,969,000</td>
</tr>
<tr>
<td><strong>NONPERSONAL SERVICE</strong></td>
<td></td>
</tr>
<tr>
<td>Supplies and materials</td>
<td>215,000</td>
</tr>
<tr>
<td>Travel</td>
<td>130,000</td>
</tr>
<tr>
<td>Contractual services</td>
<td>170,000</td>
</tr>
<tr>
<td>Equipment</td>
<td>103,000</td>
</tr>
<tr>
<td>Fringe benefits</td>
<td>832,300</td>
</tr>
<tr>
<td>Indirect costs</td>
<td>1,167,700</td>
</tr>
<tr>
<td><strong>Amount available for nonpersonal service.</strong></td>
<td>2,618,000</td>
</tr>
<tr>
<td>Program account subtotal</td>
<td>4,587,000</td>
</tr>
<tr>
<td>Special Revenue Funds - Other / State Operations</td>
<td></td>
</tr>
<tr>
<td>Miscellaneous Special Revenue Fund - 339</td>
<td></td>
</tr>
<tr>
<td>Spinal Cord Injury Research Fund Account</td>
<td></td>
</tr>
<tr>
<td>For services and expenses related to spinal cord injury research pursuant to chapter 338 of the laws of 1998, in accordance with the following.</td>
<td></td>
</tr>
<tr>
<td><strong>PERSONAL SERVICE</strong></td>
<td></td>
</tr>
<tr>
<td>Personal service--regular</td>
<td>221,000</td>
</tr>
<tr>
<td><strong>NONPERSONAL SERVICE</strong></td>
<td></td>
</tr>
<tr>
<td>Fringe benefits</td>
<td>88,000</td>
</tr>
<tr>
<td>Indirect costs</td>
<td>129,000</td>
</tr>
<tr>
<td><strong>Amount available for nonpersonal service.</strong></td>
<td>217,000</td>
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<tr>
<td>Program account subtotal</td>
<td>438,000</td>
</tr>
<tr>
<td>Line</td>
<td>Description</td>
</tr>
<tr>
<td>------</td>
<td>------------------------------------------------------------------------------</td>
</tr>
<tr>
<td>1</td>
<td>Special Revenue Fund - Other / State Operations</td>
</tr>
<tr>
<td>2</td>
<td>Miscellaneous Special Revenue Fund - 339</td>
</tr>
<tr>
<td>3</td>
<td>Empire State Stem Cell Research Account</td>
</tr>
<tr>
<td>4</td>
<td>For services and expenses, including grants,</td>
</tr>
<tr>
<td>5</td>
<td>related to stem cell research pursuant to chapter 58 of the laws of 2007:</td>
</tr>
<tr>
<td>6</td>
<td></td>
</tr>
<tr>
<td>7</td>
<td><strong>NONPERSONAL SERVICE</strong></td>
</tr>
<tr>
<td>8</td>
<td>Contractual services</td>
</tr>
<tr>
<td>9</td>
<td></td>
</tr>
<tr>
<td>10</td>
<td>Program account subtotal</td>
</tr>
<tr>
<td>11</td>
<td></td>
</tr>
<tr>
<td>12</td>
<td>Total new appropriations for state operations and aid to localities</td>
</tr>
<tr>
<td>13</td>
<td></td>
</tr>
</tbody>
</table>
DEPARTMENT OF HEALTH
STATE OPERATIONS AND AID TO LOCALITIES - REAPPROPRIATIONS 2010-11

ADMINISTRATION AND EXECUTIVE DIRECTION PROGRAM

General Fund / State Operations
State Purposes Account - 003

By chapter 54, section 1, of the laws of 2009:
Contractual services ... 19,352,000 ................. (re. $5,959,000)
For services and expenses of health e-link.
Contractual services ... 750,000 ...................... (re. $747,000)

By chapter 54, section 1, of the laws of 2008:
Contractual services ... 19,352,000 ................. (re. $6,000,000)
For services and expenses related to the improvement of data
protection and interoperability.
Contractual services ... 1,000,000 .................... (re. $926,000)
For services and expenses related to the improvement of electronic
content and the production and presentation of electronically stored
information (e-Discovery).
Contractual services ... 1,000,000 .................... (re. $164,000)

By chapter 54, section 1, of the laws of 2007:
Contractual services ... 18,517,000 ................. (re. $6,000,000)

By chapter 54, section 1, of the laws of 2002:
Maintenance undistributed
For services and expenses related to a time and activity system ....
3,000,000 .......................................... (re. $770,000)

Special Revenue Funds - Federal / State Operations
Federal USDA-Food and Nutrition Services Fund - 261
Child and Adult Care Food Account

By chapter 54, section 1, of the laws of 2009:
For various food and nutritional services ....................
818,000 ............................................. (re. $818,000)

By chapter 54, section 1, of the laws of 2008:
For various food and nutritional services ....................
976,000 ............................................. (re. $204,000)

Special Revenue Funds - Federal / State Operations
Federal USDA-Food and Nutrition Services Fund - 261
Federal Food and Nutrition Services Account

By chapter 54, section 1, of the laws of 2009:
For various food and nutritional services ....................
1,983,000 ........................................... (re. $1,983,000)

By chapter 54, section 1, of the laws of 2008:
For various food and nutritional services ....................
1,952,000 ........................................... (re. $409,000)

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

By chapter 54, section 1, of the laws of 2009:
For various health prevention, diagnostic, detection and treatment
services ... 6,656,000 ................................ (re. $6,656,000)
By chapter 54, section 1, of the laws of 2008:
For various health prevention, diagnostic, detection and treatment services ... 6,656,000 ......................... (re. $4,484,000)

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

By chapter 54, section 1, of the laws of 2007:
For various health prevention, diagnostic, detection and treatment services.
For the grant period October 1, 2006 to September 30, 2007 ...........
2,893,000 ........................................... (re. $568,000)

Special Revenue Funds - Federal / Aid to Localities
Federal Health and Human Services Fund - 265
Federal Block Grant Account

By chapter 54, section 1, of the laws of 2009:
For federal grants for Health Information Technology System Construction and equipment funded by the American recovery and reinvestment act of 2009. Funds appropriated herein shall be subject to all applicable reporting and accountability requirements contained in such act ... 25,700,000 ............ (re. $25,700,000)
For federal grants for the office of National Coordinator for Health Information Technology funded by the American recovery and reinvestment Act of 2009. Funds appropriated herein shall be subject to all applicable reporting and accountability requirements contained in such act ... 34,300,000 .......... (re. $34,300,000)
For federal grants for state electronic health records revolving loan program funded by the American Recovery and Reinvestment Act of 2009. These funds may be transferred to the dormitory authority of the state of New York for the purposes of establishing a loan fund pursuant to section 2821 of the public health law, subject to the approval of the director of the budget. Funds appropriated herein shall be subject to all applicable reporting and accountability requirements in such act ... 50,000,000 .......... (re. $50,000,000)

AIDS INSTITUTE PROGRAM

General Fund / Aid to Localities
Local Assistance Account - 001

By chapter 54, section 1 of the laws of 2009:
For services and expenses related to the operation of the communities of color initiative ... 3,581,000 ................. (re. $3,000,000)
For additional grants to existing community service programs to meet the increased demands of HIV education, prevention, outreach, legal and supportive services to high risk groups and to address increased operating costs of these programs. Such grants shall be equitably distributed ... 432,400 ......................... (re. $432,400)
For additional grants to existing community based organizations and to article 28 of the public health law diagnostic and treatment centers that must operate in a neighborhood or geographic area with high concentrations of at risk populations and provide services and programs that are culturally sensitive to the special social and cultural needs of the at risk populations. Such grants shall be used to meet increased demands for HIV education, prevention, outreach, and legal programs. Such grants shall be equitably distributed .... 432,400 ........................................... (re. $432,400)
For additional services and expenses of the New York AIDS Coalition . 18,800 .............................................. (re. $18,800)
DEPARTMENT OF HEALTH

STATE OPERATIONS AND AID TO LOCALITIES - REAPPROPRIATIONS 2010-11

For services and expenses of the Legal Aid Society of New York City ...
100,768 ............................................. (re. $100,768)
For services and expenses of the Legal Services for New York City ...
100,768 ............................................. (re. $100,768)
For additional services and expenses related to a joint project between the state and the city of New York, known as the New York/New York III Supportive Housing Agreement. No expenditures shall be made for such program prior to the approval of a methodology for allocation in accordance with a plan approved by the commissioner and the director of the budget. Furthermore, no expenditure shall be made until a certificate of allocation has been approved by the director of the budget with copies to be filed with the chairpersons of the senate finance committee and the assembly ways and means committee.
The amounts appropriated pursuant to such appropriation may be suballocated to other state agencies, authorities, or accounts for expenditures incurred in the operation of programs funded by such appropriation ... 1,300,000 ....................... (re. $1,300,000)
For services and expenses for the harm reduction materials program ... 1,000,000 ......................................... (re. $1,000,000)
For grants to programs in New York state for the provision of HIV/AIDS legal and supportive services ... 600,000 ........... (re. $600,000)

Special Revenue Funds - Other / Aid to Localities
HCRA Resources Fund - 061
Health Care Services Account

By chapter 54, section 1 of the laws of 2009:
For services and expenses related to the special program for HIV services for infants and pregnant women established pursuant to section 71 of chapter 731 of the laws of 1993. Such programs may provide continuing services to high-risk and HIV-positive women and children, provided ... 1,382,000 .................... (re. $500,000)

By chapter 54, section 1 of the laws of 2009, as amended by chapter 502, section 4 of the laws of 2009:
For grants to existing community service programs, as deemed appropriate by the department of health, including but not limited to community based organizations and other organizations providing specialized AIDS-related services targeted to minority and other high-risk populations.
To ensure organizational viability, agency administration may be supported subject to review and approval of the commissioner of health. Up to $125,000 may be transferred to the general fund - state purposes account for the administration of this program. Notwithstanding any provision of law to the contrary, the commissioner of health shall be authorized to continue contracts with community service programs, multi-service agencies and community development initiatives for all such contracts which were executed on or before March 31, 2009, without any additional requirements that such contracts be subject to competitive bidding or a request for proposals process; provided, however, that the amount of this appropriation available for expenditure and disbursement on and after November 1, 2009 shall be reduced by 12.5 percent of the amount that was undisbursed as of November 1, 2009 ... 18,923,000 ............................................. (re. $3,500,000)

CENTER FOR COMMUNITY HEALTH PROGRAM

General Fund / Aid to Localities
Local Assistance Account - 001
By chapter 54, section 1, of the laws of 2009:

For services and expenses, including grants, related to the reporting
of body mass index on school physical forms. A portion of this
appropriation may be transferred to state operations appropriations
for administration of this program ... 1,861,000 .. (re. $1,861,000)
For services and expenses of an obesity prevention program in support
of healthy eating collaboratives. A portion of this appropriation
may be transferred to state operations appropriations for
administration of this program ... 1,645,000 ...... (re. $1,645,000)
For services and expenses to implement the early intervention program
The moneys hereby appropriated shall be available for payment of
financial assistance heretofore accrued or hereafter to accrue.
Notwithstanding the provisions of any other law to the contrary, for
state fiscal year 2009-2010 the liability of the state and the
amount to be distributed or otherwise expended by the state pursuant
to section 2557 of the public health law shall be determined by
first calculating the amount of the expenditure or other liability
pursuant to such law, and then reducing the amount so calculated by
two percent of such amount ... 160,000,000 ...... (re. $25,300,000)
For services and expenses related to the statewide breast cancer
support, education and outreach program, notwithstanding any
inconsistent provision of law to the contrary, funds shall be
available for the statewide breast cancer support, education and
outreach program to provide support and education services to
community-based providers pursuant to the following:

Breast Cancer Coalition of Rochester, Inc. ... 20,385 .. (re. $20,385)
Breast Cancer Network of WNY, Inc. ... 20,385 ........... (re. $20,385)
Brentwood/Bayshore Breast Cancer Coalition ... 6,454 .... (re. $6,454)
Capital Region Action Against Breast Cancer (CRAAB!) ..............
20,385 ............................................. (re. $20,385)
Health Care Choices, Inc. ... 4,461 ........................... (re. $4,461)
Huntington Breast Cancer Action Coalition ... 20,385 ... (re. $20,385)
Ithaca Breast Cancer Alliance ... 20,385 ............ (re. $20,385)
Mid Hudson Options Project, Inc. (dba Breast Cancer Options) ........
20,385 ............................................. (re. $20,385)
New York State Breast Cancer Support & Education Network, Inc. ....
27,879 ............................................. (re. $27,879)
Share Self-Help for Women with Breast or Ovarian Cancer, Inc. ....
37,511 ............................................. (re. $37,511)
Young Survivor Coalition ... 20,385 .................... (re. $20,385)
For services and expenses of the public health management leaders of
tomorrow program, provided a portion of this appropriation shall be
suballocated to university at Albany school of public health .......
554,000 ............................................. (re. $554,000)
For services and expenses of a study of racial disparities ..........
295,000 ............................................. (re. $295,000)
For state grants to improve access to infertility services,
treatments, and procedures. Funds shall be allocated from this
appropriation pursuant to a plan prepared by the commissioner of
health and approved by the director of the budget. Funds
appropriated herein are supported by savings resulting from the
increased Federal Medical Assistance Percentage (FMAP) provided
pursuant to the American recovery and reinvestment act of 2009
3,694,000 ............................................. (re. $3,694,000)
For services and expenses related to the school based health clinics
program, notwithstanding any inconsistent provision of law to the
contrary, funds shall be available for the statewide school based
statewide health clinics program.
health clinics program to provide grants to certain school based
health centers pursuant to the following. Funds appropriated herein
are supported by savings resulting from the increased Federal
Medical Assistance Percentage (FMAP) provided pursuant to the
American recovery and reinvestment act of 2009:

<table>
<thead>
<tr>
<th>Facility</th>
<th>Amount</th>
<th>Notes</th>
</tr>
</thead>
<tbody>
<tr>
<td>Anthony Jordon Health Center</td>
<td>$28,005</td>
<td>(re. $28,005)</td>
</tr>
<tr>
<td>Bronx Lebanon Hospital</td>
<td>$119,023</td>
<td>(re. $119,023)</td>
</tr>
<tr>
<td>Chenango Memorial Hospital</td>
<td>$14,877</td>
<td>(re. $14,877)</td>
</tr>
<tr>
<td>East Harlem Council for Human Services</td>
<td>$12,252</td>
<td>(re. $12,252)</td>
</tr>
<tr>
<td>Family Health Network</td>
<td>$8,725</td>
<td>(re. $8,725)</td>
</tr>
<tr>
<td>Kaleida Health</td>
<td>$178,534</td>
<td>(re. $178,534)</td>
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<tr>
<td>Lutheran Medical Center</td>
<td>$58,636</td>
<td>(re. $58,636)</td>
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<tr>
<td>Nassau Health Care Corporation</td>
<td>$11,377</td>
<td>(re. $11,377)</td>
</tr>
<tr>
<td>NY Presbyterian Hospital</td>
<td>$209,164</td>
<td>(re. $209,164)</td>
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<tr>
<td>Renaissance-Harlem Hospital</td>
<td>$84,892</td>
<td>(re. $84,892)</td>
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<tr>
<td>Sisters of Charity</td>
<td>$35,007</td>
<td>(re. $35,007)</td>
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<tr>
<td>Suffolk County DOH</td>
<td>$9,627</td>
<td>(re. $9,627)</td>
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<tr>
<td>Threshold Center for Alternative Youth Services</td>
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<tr>
<td>21,879</td>
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<td>(re. $21,879)</td>
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<tr>
<td>University of Rochester</td>
<td>$49,010</td>
<td>(re. $49,010)</td>
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<tr>
<td>Via Health-Rochester General Hospital</td>
<td>$16,628</td>
<td>(re. $16,628)</td>
</tr>
<tr>
<td>William F. Ryan Community Health Center</td>
<td>$17,504</td>
<td>(re. $17,504)</td>
</tr>
</tbody>
</table>

For services and expenses to support community coalitions for obesity
prevention (CCOP) to plan and create environmental and policy changes
that support access to sustainable healthy, affordable food and
accessible safe environments for physical activity and play. Funds
appropriated herein are supported by savings resulting from the
increased Federal Medical Assistance Percentage (FMAP) provided
pursuant to the American recovery and reinvestment act of 2009 ...

1,000,000                                      | (re. $804,693) |

For additional state grants for a program of family planning services
pursuant to article 2 of the public health law ...

2,036,600                                      | (re. $2,000,000) |

For additional services and expenses of existing Alzheimer's disease
assistance centers as established pursuant to chapter 586 of the
laws of 1987 ...

75,200                                        | (re. $75,200) |

For additional state grants to improve access to infertility services,
treatments, and procedures ...

752,000                                       | (re. $752,000) |

For additional services and expenses associated with new and existing
school based health centers ...

507,600                                       | (re. $507,600) |

For additional services and expenses for the Alzheimer's Community
Assistance Program as established pursuant to chapter 657 of the
laws of 1997 ...

225,600                                       | (re. $225,600) |

For services and expenses of a chernobyl thyroid cancer screening
pilot project ...

406,080                                       | (re. $406,080) |

For services and expenses related to perinatal care networks ...

94,000                                        | (re. $94,000) |

For services and expenses of a health care based literacy program ...

75,200                                        | (re. $75,200) |

For services and expenses of the Huntington's Disease Society of
America related to Huntington's Disease centers of excellence ...

37,600                                        | (re. $37,600) |

For services and expenses related to the New York State breast cancer
network ...

37,600                                        | (re. $37,600) |

For additional state grants to the American Red Cross ...

373,744                                       | (re. $373,744) |

For services and expenses related to amyotrophic lateral sclerosis ...

75,200                                        | (re. $75,200) |

For services and expenses related to the statewide health and social
services sexuality-related programs, notwithstanding any
inconsistent provision of law to the contrary, funds shall be
available for the statewide health and social services sexuality-
related programs to establish health and social services and provide
technical assistance pursuant to the following sub-schedule .......
1,540,322 .................................................. (re. $1,540,322)

    sub-schedule

Ali Forney .......................... 11,216
Asian Pacific Islander Coali-
tion of HIV/AIDS
  (Manhattan/Queens) ............... 44,865
Audre Lorde Project ................ 56,081
Bronx Community Pride Center ...... 56,081
Brooklyn AIDS Task Force -
  Shades of Lavender Project ...... 25,391
Callen-Lorde Community Health
  Center .................................. 44,865
CANDLE (Community Awareness
  Network for a Drug-Free life
  and Environment) ................... 35,350
Capital District Gay and
Lesbian Community Council ........ 25,391
Center Lane, Westchester
Jewish Community Services ........ 34,741
Empire State Pride Agenda ........ 75,485
Ferre Institute ...................... 20,189
Gay Alliance of the Genesee
  Valley .................................. 56,081
Gay & Lesbian Switchboard .......... 11,216
Gay and Lesbian Youth Services
  of Western New York ............... 56,081
Gay Men of African Descent ....... 25,391
Gay Men's Health Crisis ............ 44,865
Greenwich Village Youth Coun-
cil - New Neutral Zone ............ 30,475
Heights Hill Mental Health
  Service - LGBT Affirmative
  Program .................................. 25,391
Hetrick Martin Institute ........... 56,081
In Our Own Voices .................... 53,838
Latino Commission on AIDS -
  Mano A Mano .......................... 25,391
Lesbian, Gay, Bisexual and
Transgender Community Center ..... 112,162
LGBT Wellness Program at
  Community Action Center .......... 22,432
LOFT ................................. 26,658
Long Island Gay and Lesbian
  Youth ................................... 81,470
Men of Color Health Awareness
  Project .................................. 25,391
Metropolitan Community Church
  of New York .......................... 25,391
New York City Gay and Lesbian
  Anti-Violence Project ............ 76,186
People of Color in Crisis .......... 25,391
Planned Parenthood Health
  Services of Northeastern New
  York ..................................... 22,432
Planned Parenthood of Niagara
  County .................................. 11,216
Positive Health Project .......... 28,041
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<tr>
<th>Description</th>
<th>Amount</th>
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<tr>
<td>Pride Center of Western New (Buffalo)</td>
<td>21,181</td>
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<tr>
<td>Pride for Youth/Long Island Crisis Center</td>
<td>56,081</td>
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<tr>
<td>Queens LGBT Pride Community Center</td>
<td>11,216</td>
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<tr>
<td>Queens Lesbian and Gay Community INC</td>
<td>25,391</td>
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<tr>
<td>Rainbow Access Initiative Albany</td>
<td>16,825</td>
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<tr>
<td>Rainbow Seniors of Western New York</td>
<td>8,412</td>
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<tr>
<td>Safety Zone</td>
<td>11,216</td>
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<td>SAGE Upstate</td>
<td>21,181</td>
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<td>Senior Action in a Gay Environment (SAGE) - Rainbow Aging Awareness Program</td>
<td>97,381</td>
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<td>In Our Own Voices</td>
<td>18,800</td>
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<td>Men of Color Health Awareness Project</td>
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<td>Alternatives for Battered Women</td>
<td>18,800</td>
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<td>Gay Alliance Of the Genesee Valley</td>
<td>18,800</td>
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<td>Empire Justice Center</td>
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<td>The New York City Gay &amp; Lesbian Anti-Violence Project</td>
<td>37,600</td>
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<td>Safe Horizon</td>
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<td>Syracuse Area Domestic Violence</td>
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<td>Violence &amp; Sexual Violence Coalition, Vera House</td>
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<td>Rockland Family Shelter</td>
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<td>Advocacy Center</td>
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<td>Victim Assistance Services</td>
<td>18,800</td>
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<td>NYS Coalition Against Domestic Violence</td>
<td>18,800</td>
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<tr>
<td>Lgbt Dv Committee Of Western NY</td>
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<td>Good Shepard Services</td>
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<td>For services and expenses of the New York University College of Dentistry -</td>
<td>188,000</td>
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<td>Mobile Dental Clinics</td>
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<td>For services and expenses of the Coalition for the Institutionalized Aged</td>
<td>75,200</td>
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<td>and Disabled</td>
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<td>For services and expenses of the School Based Health Coalition</td>
<td>37,600</td>
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<tr>
<td>For services and expenses of the Primary Care Development Corporation</td>
<td>394,800</td>
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<tr>
<td>For services and expenses of the Center for Health Care Access</td>
<td>101,520</td>
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<tr>
<td>For services and expenses of the Lesbian, Gay, Bisexual, and Transgender</td>
<td>2,048,000</td>
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<tr>
<td>Health and Human Services Network</td>
<td></td>
</tr>
</tbody>
</table>
DEPARTMENT OF HEALTH

STATE OPERATIONS AND AID TO LOCALITIES - REAPPROPRIATIONS 2010-11

By chapter 54, section 1, of the laws of 2009, as amended by chapter 502, section 4, of the laws of 2009:

For services and expenses related to providing nutritional services and to provide nutritional education to pregnant women, infants, and children, including suballocations to the department of agriculture and markets for the farmer's market nutrition program and migrant worker services and the office of temporary and disability assistance for prenatal care assistance program activities. A portion of this appropriation may be transferred to state operations appropriations for administration of this program; provided, however, that the amount of this appropriation available for expenditure and disbursement on and after November 1, 2009 shall be reduced by 12.5 percent of the amount that was undisbursed as of November 1, 2009 ... 20,610,000 .................. (re. $17,700,000)

For services and expenses, including operating expenses related to providing nutritional services and nutrition education for hunger prevention and nutrition assistance. A portion of this appropriation may be transferred to state operations appropriations for administration of this program; provided, however, that the amount of this appropriation available for expenditure and disbursement on and after November 1, 2009 shall be reduced by 12.5 percent of the amount that was undisbursed as of November 1, 2009 .................. 30,900,000 ........................................ (re. $2,500,000)

For additional services and expenses associated with red cross emergency response preparedness, including support for capital projects and ensuring an adequate blood supply. Funds shall be allocated from this appropriation pursuant to a plan prepared by the commissioner of health and approved by the director of the budget. Funds appropriated herein are supported by savings resulting from the increased Federal Medical Assistance Percentage (FMAP) provided pursuant to the American recovery and reinvestment act of 2009; provided, however, that the amount of this appropriation available for expenditure and disbursement on and after November 1, 2009 shall be reduced by 12.5 percent of the amount that was undisbursed as of November 1, 2009 ... 1,600,000 .................... (re. $1,400,000)

By chapter 54, section 1, of the laws of 2008:

For services and expenses of a study of racial disparities ............ 295,000 ............................................. (re. $295,000)

By chapter 54, section 1, of the laws of 2008, as amended by chapter 1, section 3, of the laws of 2009:

For services and expenses of the Health Information Technology program pursuant to chapter 58 of the laws of 2004 .................. 2,256,000 .............................................. (re. $2,256,000)

For additional state grants to improve access to infertility services, treatments, and procedures ... 752,000 .............. (re. $752,000)

By chapter 54, section 1, of the laws of 2008, as amended by chapter 496, section 5, of the laws of 2008:

For services and expenses related to providing nutritional services and to provide nutritional education to pregnant women, infants, and children, including suballocations to the department of agriculture and markets for the farmer's market nutrition program and migrant worker services and the office of temporary and disability assistance for prenatal care assistance program activities. A portion of this appropriation may be transferred to state operations appropriations for administration of this program, provided, however, that the amount of this appropriation available for expenditure and disbursement on and after September 1, 2008 shall be reduced by six percent of the amount that was undisbursed as of August 15, 2008 ... 21,600,000 ............................................. (re. $4,128,128)
STATE OPERATIONS AND AID TO LOCALITIES - REAPPROPRIATIONS 2010-11

For services and expenses of a universal prenatal and postpartum home visitation program, provided, however, that the amount of this appropriation available for expenditure and disbursement on and after September 1, 2008 shall be reduced by six percent of the amount that was undisbursed as of August 15, 2008 ..................
2,080,000 ........................................ (re. $1,955,200)

By chapter 54, section 1, of the laws of 2007:
For services and expenses of Health Information Technology, pursuant to chapter 58 of the laws of 2004 ... 3,000,000 ... (re. $3,000,000)

By chapter 54, section 1, of the laws of 2007, as amended by chapter 54, section 1, of the laws of 2008:
For services and expenses related to the palliative care education and training program pursuant to section 2807-n of the public health law as added by chapter 58 of the laws of 2007. Up to $370,000 of this appropriation may be transferred to the general fund - state purposes account for administration of this program ................
4,600,000 ........................................ (re. $4,600,000)

By chapter 54, section 1, of the laws of 2006:
For services and expenses of health information technology ..........
3,000,000 ........................................ (re. $2,770,000)
For services and expenses of the safe patient handling demonstration program ... 500,000 ....................................... (re. $500,000)
For services and expenses of health e-link program ...................
750,000 ............................................. (re. $750,000)

By chapter 54, section 1, of the laws of 2002:
For grants to selected local health departments to perform health screenings for volunteer emergency workers including but not limited to volunteer fire and ambulance persons who were involved in response and recovery efforts related to the September 11, 2001 attack on the New York City World Trade Center ..................
250,000 .......................................... (re. $250,000)

By chapter 54, section 1, of the laws of 2001, as amended by chapter 15, section 4, of the laws of 2002:
For state aid to municipalities for services and expenses related to the West Nile encephalitis outbreak. The moneys hereby appropriated shall be available for payment of financial assistance hereafter accrued or hereafter to accrue. Notwithstanding any other provision of law, these funds shall be available for reimbursement for emergency response to the West Nile virus pursuant to section 611 of article 6 of the public health law ..................
21,900,000 ..................................... (re. $12,800,000)

Special Revenue Funds - Federal / State Operations
Federal USDA-Food and Nutrition Services Fund - 261
Child and Adult Care Food Account

By chapter 54, section 1, of the laws of 2009:
For various food and nutritional services .......................
9,195,000 ........................................ (re. $2,000,000)

By chapter 54, section 1, of the laws of 2008:
For various food and nutritional services .......................
9,195,000 ........................................ (re. $1,839,000)
DEPARTMENT OF HEALTH

STATE OPERATIONS AND AID TO LOCALITIES - REAPPROPRIATIONS  2010-11

1 Special Revenue Funds - Federal / Aid to Localities
2 Federal USDA-Food and Nutrition Services Fund - 261
3 Child and Adult Care Food Account

4 By chapter 54, section 1, of the laws of 2009:
5  For various federal food and nutritional services. The moneys hereby
6  appropriated shall be available for payment of financial assistance
7  heretofore accrued ... 214,200,000 ................ (re. $28,700,000)

8 By chapter 54, section 1, of the laws of 2008:
9  For various federal food and nutritional services. The moneys hereby
10  appropriated shall be available for payment of financial assistance
11  heretofore accrued ... 202,300,000 ................ (re. $1,549,000)

12 Special Revenue Funds - Federal / State Operations
13 Federal USDA-Food and Nutrition Services Fund - 261
14 Federal Food and Nutrition Services Account

15 By chapter 54, section 1, of the laws of 2009:
16  For various food and nutritional services ............................
17  59,276,000 ........................................ (re. $12,500,000)

18 By chapter 54, section 1, of the laws of 2008:
19  For various food and nutritional services ............................
20  56,970,000 ....................................... (re. $11,934,000)

21 Special Revenue Funds - Federal / Aid to Localities
22 Federal USDA-Food and Nutrition Services Fund - 261
23 Federal Food and Nutrition Services Account

24 By chapter 54, section 1, of the laws of 2009:
25  For various federal food and nutritional services. The moneys hereby
26  appropriated shall be available for payment of financial assistance
27  heretofore accrued ... 28,600,000 ................... (re. $23,131,000)

28 By chapter 54, section 1, of the laws of 2008:
29  For various federal food and nutritional services. The moneys hereby
30  appropriated shall be available for payment of financial assistance
31  heretofore accrued ... 392,200,000 ................ (re. $1,244,000)

32 Special Revenue Funds - Federal / State Operations
33 Federal USDA - Food and Nutrition Services Fund - 261
34 Women, Infants, and Children (WIC) Civil Monetary
35 Account

36 By chapter 54, section 1, of the laws of 2009:
37  For services and expenses of the department of health related to the
38  special supplemental nutrition program for women, infants and
39  children.
40  Contractual services ... 5,000,000 ......................... (re. $5,000,000)

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

43
DEPARTMENT OF HEALTH

STATE OPERATIONS AND AID TO LOCALITIES - REAPPROPRIATIONS 2010-11

1 By chapter 54, section 1, of the laws of 2009:
   For various health prevention, diagnostic, detection and treatment
   services. The amounts appropriated pursuant to such appropriation
   may be suballocated to other state agencies or accounts for
   expenditures incurred in the operation of programs funded by such
   appropriation subject to the approval of the director of the budget
   ... 29,819,000 ................................... (re. $29,330,000)
   For federal prevention and wellness programs funded by the American
   recovery and reinvestment act of 2009. Funds appropriated herein
   shall be subject to all applicable reporting and accountability
   requirements contained in such act ..................................
   30,000,000 ....................................... (re. $30,000,000)

2 By chapter 54, section 1, of the laws of 2008:
   For various health prevention, diagnostic, detection and treatment
   services ... 29,819,000 ......................... (re. $14,224,000)

3 By chapter 54, section 1, of the laws of 2007:
   For various health prevention, diagnostic, detection and treatment
   Services.
   For grants beginning prior to April 1, 2007 ......................
   16,959,000 ....................................... (re. $16,136,000)

4 Special Revenue Funds - Federal / Aid to Localities
   Federal Health and Human Services Fund - 265

5 By chapter 54, section 1, of the laws of 2009:
   For various health prevention, diagnostic, detection and treatment
   services. The amounts appropriated pursuant to such appropriation
   may be suballocated to other state agencies or accounts for
   expenditures incurred in the operation of programs funded by such
   appropriation subject to the approval of the director of the budget
   ... 41,938,000 ................................... (re. $41,938,000)
   For federal prevention and wellness programs funded by the American
   recovery and reinvestment act of 2009. Funds appropriated herein
   shall be subject to all applicable reporting and accountability
   requirements contained in such act ..................................
   30,000,000 ....................................... (re. $30,000,000)

6 By chapter 54, section 1, of the laws of 2008:
   For various health prevention, diagnostic, detection and treatment
   services ... 41,938,000 .......................... (re. $35,397,000)

7 By chapter 54, section 1, of the laws of 2007:
   For various health prevention, diagnostic, detection and treatment
   Services.
   For grants beginning on or after April 1, 2007 .................
   35,381,000 ....................................... (re. $33,175,000)

8 Special Revenue Funds - Federal / State Operations
   Federal Health and Human Services Fund - 265
   Federal Block Grant Account

9 By chapter 54, section 1, of the laws of 2009:
   For various health prevention, diagnostic, detection and treatment
   services. The amounts appropriated pursuant to such appropriation
   may be suballocated to other state agencies or accounts for
   expenditures incurred in the operation of programs funded by such
   appropriation subject to the approval of the director of the budget
   ... 24,023,000 ................................... (re. $24,023,000)
STATE OPERATIONS AND AID TO LOCALITIES - REAPPROPRIATIONS 2010-11

By chapter 54, section 1, of the laws of 2008:
For various health prevention, diagnostic, detection and treatment services ... 22,299,000 ...................... (re. $13,925,000)

Special Revenue Funds - Federal / Aid to Localities
Federal Health and Human Services Fund - 265
Federal Block Grant Account

By chapter 54, section 1, of the laws of 2009:
For various health prevention, diagnostic, detection and treatment services.
The commissioner of health is hereby authorized to waive any provisions of the public health law and regulations, to issue appropriate operating certificates, and to enter into contracts with article 28 facilities, to provide funds, to establish, support and conduct projects to provide improved and expanded school health services for preschool and school-age children. No more than 10 per centum of the amount appropriated for such purpose shall be expended for services and expenses in connection with the administration and evaluation of such grants. Grants awarded under this appropriation shall be distributed and administered in accordance with regulations established by the commissioner of health. The amounts appropriated pursuant to such appropriation may be suballocated to other state agencies or accounts for expenditures incurred in the operation of programs funded by such appropriation subject to the approval of the director of the budget ... 57,475,000 ............ (re. $57,475,000)

By chapter 54, section 1, of the laws of 2008:
For activities related to a handicapped infants and toddlers program ... 24,265,000 ...................... (re. $23,657,000)

For activities related to a handicapped infants and toddlers program funded by the American recovery and reinvestment act of 2009. Funds appropriated herein shall be subject to all applicable reporting and accountability requirements contained in such act. The amount appropriated for state operations may be interchanged to the appropriation for federal prevention and wellness aid to localities without limitation ... 22,000,000 ................ (re. $21,996,000)

By chapter 54, section 1, of the laws of 2008:
For activities related to a handicapped infants and toddlers program ... 20,620,000 ...................... (re. $13,398,000)
By chapter 54, section 1, of the laws of 2007:
For activities related to a handicapped infants and toddlers program.
For the grant period beginning on or after July 1, 2006 ..............
8,150,000 .................................................. (re. $8,150,000)

Special Revenue Funds - Federal / Aid to Localities
Federal Department of Education Fund - 267
Individuals with Disabilities-Part C Account

By chapter 54, section 1, of the laws of 2009:
For activities related to a handicapped infants and toddlers program
... 51,578,000 ........................................ (re. $51,578,000)
For activities related to a handicapped infants and toddlers program
funded by the American recovery and reinvestment act of 2009. Funds
appropriated herein shall be subject to all applicable reporting and
accountability requirements contained in such act. The amount
appropriated for state operations may be interchanged to the
appropriation for federal prevention and wellness state operations
without limitation ... 2,000,000 .................. (re. $2,000,000)

By chapter 54, section 1, of the laws of 2008:
For activities related to a handicapped infants and toddlers program
... 51,578,000 ........................................ (re. $46,096,000)

By chapter 54, section 1, of the laws of 2007:
For activities related to a handicapped infants and toddlers program.
For the grant period beginning on or after July 1, 2007 ..............
29,900,000 .................................................. (re. $27,938,000)

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

By chapter 54, section 1, of the laws of 2007:
For various health prevention, diagnostic, detection and treatment
services.
For the grant period October 1, 2007 to September 30, 2008 ...........
10,370,000 .................................................. (re. $10,285,000)

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

By chapter 54, section 1, of the laws of 2007:
For various health prevention, diagnostic, detection and treatment
services. The commissioner of health is hereby authorized to waive
any provisions of the public health law and regulations, to issue
appropriate operating certificates, and to enter into contracts with
article 28 facilities, to provide funds, to establish, support and
conduct projects to provide improved and expanded school health
services for preschool and school-age children. No more than 10 per
centum of the amount appropriated for such purpose shall be expended
for services and expenses in connection with the administration and
evaluation of such grants. Grants awarded under this appropriation
shall be distributed and administered in accordance with regulations
established by the commissioner of health.
For the grant period October 1, 2007 to September 30, 2008 ...........
26,732,000 .................................................. (re. $25,215,000)

Special Revenue Funds - Other / State Operations
Combined Gifts, Grants and Bequests Fund - 020
Autism Awareness and Research Account
By chapter 54, section 1, of the laws of 2009:
For services and expenses related to autism awareness and research pursuant to section 404-v of the vehicle and traffic law and section 95-e of the state finance law, as added by chapter 301 of the laws of 2004.
Contractual services ... 20,000 ......................... (re. $20,000)

By chapter 54, section 1, of the laws of 2008:
For services and expenses related to autism awareness and research pursuant to section 404-v of the vehicle and traffic law and section 95-e of the state finance law, as added by chapter 301 of the laws of 2004.
Contractual services ... 20,000 ......................... (re. $20,000)

Special Revenue Funds - Other / Aid to Localities
Combined Gifts, Grants and Bequests Fund - 020
NYS Prostate Cancer Research, Detection and Education Account

By chapter 54, section 1, of the laws of 2009:
For prostate cancer research, detection and education pursuant to chapter 273 of the laws of 2004 ... 1,000,000 ..... (re. $1,000,000)

By chapter 54, section 1, of the laws of 2008:
For prostate cancer research, detection and education pursuant to chapter 273 of the laws of 2004 ... 1,000,000 ..... (re. $1,000,000)

Special Revenue Funds - Other / Aid to Localities
HCRA Resources Fund - 061
Health Care Services Account

By chapter 54, section 1, of the laws of 2009:
For the statewide breast cancer hotline to provide breast cancer information, education and support services operated by the Adelphi university breast cancer support program. Funds appropriated herein are supported by savings resulting from the increased Federal Medical Assistance Percentage (FMAP) provided pursuant to the American recovery and reinvestment act of 2009 ....................... 172,000 ............................................. (re. $172,000)
For services and expenses of the Adelphi university breast cancer support program. Funds appropriated herein are supported by savings resulting from the increased Federal Medical Assistance Percentage (FMAP) provided pursuant to the American recovery and reinvestment act of 2009 ... 122,000 ........................................ (re. $122,000)

CENTER FOR ENVIRONMENTAL HEALTH PROGRAM

General Fund / Aid to Localities
Local Assistance Account - 001

By chapter 54, section 1, of the laws of 2009:
For services and expenses related to enhancing the childhood lead poisoning primary prevention program in accordance with article 13 of the public health law. A portion of this appropriation may be transferred to state operations ... 2,500,000 ..... (re. $2,500,000)

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

By chapter 54, section 1, of the laws of 2009:
For various health prevention, diagnostic, detection and treatment services ... 1,673,000 ......................... (re. $1,290,000)
By chapter 54, section 1, of the laws of 2008:
For various health prevention, diagnostic, detection and treatment services ... 1,673,000 ......................... (re. $397,000)

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

By chapter 54, section 1, of the laws of 2009:
For services and expenses of various health prevention, diagnostic, detection and treatment services ... 6,808,000 .... (re. $6,808,000)

Special Revenue Funds - Federal / Aid to Localities
Federal Health and Human Services Fund - 265
Federal Block Grant Account

By chapter 54, section 1, of the laws of 2008:
For services and expenses of various health prevention, diagnostic, detection and treatment services ... 6,808,000 .... (re. $2,137,000)

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

By chapter 54, section 1, of the laws of 2007:
For various health prevention, diagnostic, detection and treatment services.
For the grant period October 1, 2007 to September 30, 2008 ...........
3,166,000 ............................................ (re. $1,917,000)

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

By chapter 54, section 1, of the laws of 2007:
For services and expenses of various health prevention, diagnostic, detection and treatment services.
For the grant period October 1, 2007 to September 30, 2008 ...........
1,715,000 ............................................ (re. $1,715,000)

Special Revenue Funds - Federal / State Operations
Federal Operating Grants Fund - 290
Federal Environmental Protection Agency Grants Account

By chapter 54, section 1, of the laws of 2009:
For various environmental projects including suballocation for the department of environmental conservation ..................
9,703,000 ............................................ (re. $9,620,000)

By chapter 54, section 1, of the laws of 2008:
For various environmental projects including suballocation for the department of environmental conservation ..................
9,624,000 ............................................ (re. $4,140,000)
DEPARTMENT OF HEALTH

STATE OPERATIONS AND AID TO LOCALITIES - REAPPROPRIATIONS 2010-11

1 By chapter 54, section 1, of the laws of 2007:
   For various environmental projects including suballocation for the
   department of environmental conservation:
   For the grant period October 1, 2006 to September 30, 2007 ...........
   3,703,000 ............................................... (re. $3,703,000)
   For the grant period October 1, 2007 to September 30, 2008 ...........
   4,334,000 ............................................... (re. $4,334,000)

2 By chapter 54, section 1, of the laws of 2006:
   For various environmental projects including suballocation for the
   department of environmental conservation:
   For the grant period October 1, 2005 to September 30, 2006 ...........
   3,703,000 ............................................... (re. $3,703,000)
   For the grant period October 1, 2006 to September 30, 2007 ...........
   4,334,000 ............................................... (re. $4,334,000)

3 By chapter 54, section 1, of the laws of 2005:
   For various environmental projects including suballocation for the
   department of environmental conservation:
   For the grant period October 1, 2004 to September 30, 2005 ...........
   3,873,000 ............................................... (re. $3,873,000)
   For the grant period October 1, 2005 to September 30, 2006 ...........
   4,164,000 ............................................... (re. $4,164,000)

4 By chapter 54, section 1, of the laws of 2004:
   For various environmental projects including suballocation for the
   department of environmental conservation:
   For the grant period October 1, 2004 to September 30, 2005 ...........
   8,494,000 ............................................... (re. $8,494,000)

5 Special Revenue Funds - Other / State Operations
   Drinking Water Program Management and Administration Fund - 366
   Federal ARRA Account

6 By chapter 54, section 1, of the laws of 2009:
   For services and expenses of the drinking water state revolving Fund
   funded by the American recovery and reinvestment act of 2009. Funds
   appropriated herein shall be Subject to all applicable reporting and
   Accountability requirements contained in such act ..................
   694,000 ............................................... (re. $694,000)

7 CHILD HEALTH INSURANCE PROGRAM

8 Special Revenue Funds - Federal / State Operations
   Federal Health and Human Services Fund - 265
   Children's Health Insurance Account

9 By chapter 54, section 1, of the laws of 2009:
   The money hereby appropriated is available for payment of aid
   heretofore accrued or hereafter accrued.
   For services and expenses related to the children's health insurance
   program provided pursuant to title XXI of the federal social
   security act 64,130,000 ................................... (re. $64,130,000)

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

11 By chapter 54, section 1, of the laws of 2009:
   The money hereby appropriated is available for payment of aid
   heretofore accrued or hereafter accrued.
For services and expenses related to the children's health insurance program, pursuant to title XXI of the federal social security act...
487,800,000 .................................. (re. $487,800,000)

For services and expenses related to the children's health insurance program. Funds appropriated herein are supported by savings resulting from the increased Federal Medical Assistance Percentage (FMAP) provided pursuant to the American recovery and reinvestment act of 2009 ... 31,400,000 .................. (re. $31,400,000)

HEALTH CARE FINANCING PROGRAM

Special Revenue Funds - Other / State Operations
Miscellaneous Special Revenue Fund - 339
1200 - Nursing Home Receivership Account

By chapter 50, section 1, of the laws of 1986:
For purposes of making payments pursuant to subdivision 3 of section 2810 of the public health law ... 2,000,000 ....... (re. $2,000,000)

HEALTH CARE REFORM ACT PROGRAM

Special Revenue Funds - Other / Aid to Localities
HCRA Resources Fund - 061
HCRA Program Account

By chapter 54, section 1, of the laws of 2009, as amended by chapter 502, section 4, of the laws of 2009:
For services and expenses of the physician loan repayment program pursuant to subdivision 5-a of section 2807-m of the public health law. All or part of this appropriation may be suballocated to the NYS higher education services corporation. Notwithstanding any other provision of law to the contrary, for state fiscal year 2009-2010 the liability of the state and the amount to be distributed or otherwise expended by the state on or after November 1, 2009 shall be determined by first calculating the amount of the expenditure or other liability pursuant to such law, and then reducing the amount so calculated by 12.5 percent of such amount, and that the amount of this appropriation available for disbursement on or after November 1, 2009 shall be reduced by 12.5 percent of the amount that is undisbursed as of such date ... 1,960,000 ........... (re. $1,715,000)

For services and expenses of the physician practice support program pursuant to subdivision 5-a of section 2807-m of the public health law. Notwithstanding any other provision of law to the contrary, for state fiscal year 2009-2010 the liability of the state and the amount to be distributed or otherwise expended by the state on or after November 1, 2009 shall be determined by first calculating the amount of the expenditure or other liability pursuant to such law, and then reducing the amount so calculated by 12.5 percent of such amount, and that the amount of this appropriation available for disbursement on or after November 1, 2009 shall be reduced by 12.5 percent of the amount that is undisbursed as of such date .......... 4,900,000 ................................. (re. $4,287,500)

For state grants for the health workforce retraining program. Notwithstanding section 2807-g of the public health law, or any other provision of law to the contrary, funds hereby appropriated may be made available to other state agencies and facilities operated by the department of health for services and expenses related to the worker retraining program as disbursed pursuant to section 2807-g of the public health law. Of this amount $8,900,000 shall be made available to fund training for workers in jobs and job skills that meet the changing requirements of the health care industry pursuant to section 2807-g(5) of the public health law.
Provided, however, that the director of the budget must approve the release of any request for proposal or request for application or any other procurement initiatives issued on or after April 1, 2007. Further provided that any contract executed on or after April 1, 2007 must receive the prior approval of the director of the budget. A portion of this appropriation may be transferred to state operations appropriations. Funds appropriated herein are supported by savings resulting from the increased Federal Medical Assistance Percentage (FMAP) provided pursuant to the American recovery and reinvestment act of 2009. Notwithstanding any other provision of law to the contrary, for state fiscal year 2009-2010 the liability of the state and the amount to be distributed or otherwise expended by the state on or after November 1, 2009 shall be determined by first calculating the amount of the expenditure or other liability pursuant to such law, and then reducing the amount so calculated by 12.5 percent of such amount, and that the amount of this appropriation available for disbursement on or after November 1, 2009 shall be reduced by 12.5 percent of the amount that is undisbursed as of such date ... 21,100,000 ...... (re. $18,462,500)

For additional state grants to improve access to infertility services, treatments, and procedures. Funds appropriated herein are supported by savings resulting from the increased Federal Medical Assistance Percentage (FMAP) provided pursuant to the American recovery and reinvestment act of 2009; provided, however, that the amount of this appropriation available for expenditure and disbursement on and after November 1, 2009 shall be reduced by 12.5 percent of the amount that was undisbursed as of November 1, 2009 ............... 4,600,000............................................(re. 4,025,000)

By chapter 54, section 1, of the laws of 2007, as amended by chapter 496, section 5, of the laws of 2008:
For additional state grants to improve access to infertility services, treatments, and procedures, provided, however, that the amount of this appropriation available for expenditure and disbursement on and after September 1, 2008 shall be reduced by six percent of the amount that was undisbursed as of August 15, 2008 ............... 5,000,000 ......................................... (re. $1,400,000)

Special Revenue Funds - Other / Aid to Localities
HCRA Resources Fund - 061
HCRA Transition Account

By chapter 54, section 1, of the laws of 2005, as amended by chapter 54, section 1, of the laws of 2006:
For services, expenses, grants and transfers necessary to continue existing or planned contracts or other financing arrangements for the purposes of implementing the health care reform act program in accordance with section 2807-j, 2807-k, 2807-l, 2807-m, 2807-s, and 2807-v of the public health law and utilizing allocations authorized prior to July 1, 2005. The moneys hereby appropriated shall be available for payments heretofore accrued or hereafter to accrue. Notwithstanding any inconsistent provision of law, the moneys hereby appropriated may be increased or decreased by interchange or transfer with any appropriation of the department of health or by transfer or suballocation to any appropriation of the department of insurance, the office of mental health or the state office for the aging subject to the approval of the director of the budget, who shall file such approval with the department of audit and control and copies thereof with the chairman of the senate finance committee and the chairman of the assembly ways and means committee ........... 600,000,000 ............................................ (re. $100,000,000)
MEDICAID MANAGEMENT INFORMATION SYSTEM PROGRAM

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

By chapter 54, section 1, of the laws of 2009:
For services and expenses related to the operation of an electronic
c medicaid eligibility verification system and operation of a medicaid
override application system, and operation of a medicaid management
information system, and development and operation of a replacement
medicaid system. The moneys hereby appropriated shall be available
for payment of liabilities heretofore accrued and hereafter to
accrue.

Notwithstanding any inconsistent provision of law and subject to the
approval of the director of the budget, the amount appropriated
herein may be increased or decreased by interchange with any other
appropriation or with any other item or items within the amounts
appropriated within the department of health special revenue funds -
federal with the approval of the director of the budget who shall
file such approval with the department of audit and control and
copies thereof with the chairman of the senate finance committee and
the chairman of the assembly ways and means committee ............
105,254,000 ...................................... (re. $65,100,000)

OFFICE OF MEDICAID MANAGEMENT PROGRAM

General Fund / State Operations
State Purposes Account - 003

By chapter 54, section 1, of the laws of 2007:
For services and expenses related to an analysis of proposals for
achieving universal health coverage in New York. The commissioner of
health shall contract with an independent entity, in accordance with
applicable law, to conduct the analysis and report on its results.
All records of the entity and the department relating to the method-
ology, findings and recommendations of the analysis shall be subject
to article six of the public officers law. Proposals to be analyzed
shall include, but not be limited to: proposals for providing or
promoting universal health coverage through variations on existing
private and public health coverage mechanisms; proposals for provid-
ing universal health coverage through publicly-sponsored health
coverage financed entirely or predominantly through broad-based
public financing; and combinations of such mechanisms. When evaluat-
ing different proposals, the entity shall consider, among other
factors, how each proposal advances the goal of universal health
coverage; controls the cost of health coverage and health care;
affects the scope of benefits, the quality of care, and choice of
providers for consumers; overcomes the obstacles to universal health
coverage; fairly and equitably distributes the cost of health cover-
age and health care; deals with the level and distribution of costs
as a barrier to health coverage or health care; affects employers
and employment, particularly small business, the self-employed,
sole-proprietors, collective bargaining arrangements, people with
multiple, seasonal or sporadic employment and people who are under-
employed or unable to work; and promotes the economic viability of
hospitals, community health centers, health care professionals, and
other health care providers. The entity may, with the approval of
the commissioner, accept grants or other assistance from any govern-
ment agency or not-for-profit entity to support or assist it in
carrying out the analysis ... 200,000 .................. (re. $200,000)
DEPARTMENT OF HEALTH

STATE OPERATIONS AND AID TO LOCALITIES - REAPPROPRIATIONS  2010-11

For suballocation to the state office for the aging for the health insurance information, counseling and assistance program .......... 1,000,000  ........................................... (re. $1,000,000)

By chapter 54, section 1, of the laws of 2006, as amended by chapter 54, section 1, of the laws of 2007:
For services and expenses of the medical assistance program. The moneys hereby appropriated are for activities related to the maximization of the Federal Medicare Part D drug program ............. 2,000,000  ........................................... (re. $2,000,000)

General Fund / Aid to Localities
Local Assistance Account - 001

By chapter 54, section 1, of the laws of 2007:
For transfer to the state office for the aging for the managed care consumer assistance program for the purpose of providing education, outreach, one-on-one counseling, monitoring of the implementation of medicare part D, and assistance with drug appeals and fair hearings related to medicare part D coverage for persons who are eligible for medical assistance and who are also beneficiaries under part D of title XVIII of the federal social security act and for participants of the elderly pharmaceutical insurance coverage program in accordance with the following sub-schedule ........................................ 2,000,000  ........................................... (re. $896,000)

sub-schedule

Medicare Rights Center ................... 900,000
Statewide Senior Action Network ...... 400,000
New York Legal Assistance Group ..... 125,000
Legal Aid Society of New York ...... 125,000
Selfhelp Community Services, Inc. .. 125,000
Empire Justice Center ................... 175,000
Community Service Society .......... 150,000

For services and expenses, including transfer to the state office for the aging, for evidence based prevention programs .......... 100,000  ........................................... (re. $15,000)

By chapter 54, section 1, of the laws of 2006, as amended by chapter 54, section 1, of the laws of 2007:
For transfer to the office for the aging for the purpose of providing education, outreach, one-on-one counseling, monitoring of the implementation of Medicare Part D, and assistance with drug appeals and fair hearings related to Medicare Part D coverage for persons who are eligible for medical assistance and who are also beneficiaries under Part D of title XVIII of the federal social security act and for participants of the elderly pharmaceutical insurance coverage program in accordance with the following sub-schedule ............. 2,000,000  ........................................... (re. $211,000)

sub-schedule

Medicare Rights Center ................... 900,000
Statewide Senior Action Network ...... 400,000
New York Legal Assistance Group ..... 125,000
Legal Aid Society of New York ...... 125,000
Selfhelp Community Services, Inc. .. 125,000
Empire Justice Center ................... 175,000
Community Service Society .......... 150,000
STATE OPERATIONS AND AID TO LOCALITIES - REAPPROPRIATIONS 2010-11

1 MEDICAL ASSISTANCE ADMINISTRATION PROGRAM

By chapter 54, section 1, of the laws of 1998, as amended by chapter 54, section 1, of the laws of 2006:
The amount appropriated herein may be used in all or in part for grants to those entities seeking certification to operate comprehensive HIV special needs plans to aid in the development of the systems, organizational structures and networks necessary to operate a managed care program and for entities contracted to participate in support of SNP development and for contractual services related to medical necessity and quality of care reviews for medicaid recipients with HIV or who have AIDS enrolled in special needs plans. Subject to the approval of the director of budget, all or part of this appropriation may be transferred to the office of managed care, general fund - state purposes account ......................... 30,000,000 .................. (re. $14,800,000)

2 Special Revenue Funds - Federal / Aid to Localities

By chapter 54, section 1, of the laws of 2009:
For reimbursement of local administrative expenses of medical assistance programs provided pursuant to title XIX of the federal social security act or its successor program.
The moneys hereby appropriated are to be available for payment of aid heretofore accrued or hereafter to accrue to municipalities, and to providers of medical services pursuant to section 367-b of the social services law, shall be available to the department net of disallowances, refunds, reimbursements, and credits. The amounts appropriated herein may be available for costs associated with a common benefit identification card, and subject to the approval of the director of the budget, these funds may be transferred to the credit of the state operations account medicaid management information systems program. Notwithstanding any other provision of law, the money hereby appropriated may be increased or decreased by interchange, with any appropriation of the department of health, and may be increased or decreased by transfer or suballocation between these appropriated amounts and appropriations of the office of mental health, the office of mental retardation and developmental disabilities, the office of alcoholism and substance abuse services, the department of family assistance office of temporary and disability assistance and office of children and family services with the approval of the director of the budget, who shall file such approval with the department of audit and control and copies thereof with the chairman of the senate finance committee and the chairman of the assembly ways and means committee. Notwithstanding any inconsistent provision of law, in lieu of payments authorized by the social services law, or payments of federal funds otherwise due to the local social services districts for programs provided under the federal social security act or the federal food stamp act, funds herein appropriated, in amounts certified by the state commissioner of temporary and disability assistance or the state commissioner of health as due from local social services districts each month as their share of payments made pursuant to section 367-b of the social services law may be set aside by the state comptroller in an interest-bearing account in order to ensure the orderly and prompt payment of providers under section 367-b of
the social services law pursuant to an estimate provided by the commissioner of health of each local social services district's share of payments made pursuant to section 367-b of the social services law ... 481,800,000 ..................... (re. $325,000,000)

For reimbursement of administrative expenses of the medical assistance program provided by the office of mental health, office of mental retardation and developmental disabilities, and office of alcoholism and substance abuse services provided pursuant to title XIX of the federal social security act. The money hereby appropriated is available for payment of aid heretofore accrued and hereafter to accrue. Notwithstanding any other provision of law, the money hereby appropriated may be increased or decreased by interchange with any other appropriation of the department of health with the approval of the director of budget ... 100,000,000 ............ (re. $30,000,000)

By chapter 54, section 1, of the laws of 2008:
For reimbursement of local administrative expenses of medical assistance programs provided pursuant to title XIX of the federal social security act or its successor program.

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

Notwithstanding any other provision of law, the money hereby appropriated may be increased or decreased by interchange, with any appropriation of the department of health, and may be increased or decreased by transfer or suballocation between these appropriated amounts and appropriations of the office of mental health, the office of mental retardation and developmental disabilities, the office of alcoholism and substance abuse services, the department of family assistance office of temporary and disability assistance and office of children and family services with the approval of the director of the budget, who shall file such approval with the department of audit and control and copies thereof with the chairman of the senate finance committee and the chairman of the assembly ways and means committee.

Notwithstanding any inconsistent provision of law, in lieu of payments authorized by the social services law, or payments of federal funds otherwise due to the local social services districts for programs provided under the federal social security act or the federal food stamp act, funds herein appropriated, in amounts certified by the state commissioner of temporary and disability assistance or the state commissioner of health as due from local social services districts each month as their share of payments made pursuant to section 367-b of the social services law may be set aside by the state comptroller in an interest-bearing account in order to ensure the orderly and prompt payment of providers under section 367-b of the social services law pursuant to an estimate provided by the commissioner of health of each local social services district's share of payments made pursuant to section 367-b of the social services law ... 481,800,000 ..................... (re. $75,000,000)

By chapter 54, section 1, of the laws of 2007:
For reimbursement of local administrative expenses of medical assistance programs provided pursuant to title XIX of the federal social security act or its successor program.
The moneys hereby appropriated are to be available for payment of aid heretofore accrued or hereafter to accrue to municipalities, and to providers of medical services pursuant to section 367-b of the social services law, shall be available to the department net of disallowances, refunds, reimbursements, and credits. The amounts appropriated herein may be available for costs associated with a common benefit identification card, and subject to the approval of the director of the budget, these funds may be transferred to the credit of the state operations account medicaid management information systems program.

Notwithstanding any other provision of law, the money hereby appropriated may be increased or decreased by interchange, with any appropriation of the department of health, and may be increased or decreased by transfer or suballocation between these appropriated amounts and appropriations of the department of family assistance office of temporary and disability assistance and office of children and family services with the approval of the director of the budget, who shall file such approval with the department of audit and control and copies thereof with the chairman of the senate finance committee and the chairman of the assembly ways and means committee.

Notwithstanding any inconsistent provision of law, in lieu of payments authorized by the social services law, or payments of federal funds otherwise due to the local social services districts for programs provided under the federal social security act or the federal food stamp act, funds herein appropriated, in amounts certified by the state commissioner of temporary and disability assistance or the state commissioner of health as due from local social services districts each month as their share of payments made pursuant to section 367-b of the social services law may be set aside by the state comptroller in an interest-bearing account in order to ensure the orderly and prompt payment of providers under section 367-b of the social services law pursuant to an estimate provided by the commissioner of health of each local social services district's share of payments made pursuant to section 367-b of the social services law.

For the grant period October 1, 2007 to September 30, 2008 .........

240,900,000 ...................................... (re. $30,000,000)

MEDICAL ASSISTANCE PROGRAM

General Fund / State Operations
State Purposes Account – 003

The appropriation made by chapter 54, section 1, of the laws of 2009, to the general fund / aid to localities, local assistance account – 001, as transferred and amended by this act, is further amended and reappropriated to read:

Notwithstanding any inconsistent provision of law, subject to the approval of a plan by the director of the budget, up to the amount appropriated herein, together with any available federal matching funds, may be transferred or suballocated to the [office of temporary and disability assistance] state office for the aging for services and expenses related to making improvements in the long-term care system including long-term care restructuring, the nursing home transition and diversion waiver, and point-of-entry initiatives for the purpose of expanding and promoting a more coordinated level of care for the delivery of quality services in the community .......

8,700,000 ......................................... (re. $8,700,000)
The appropriation made by chapter 54, section 1, of the laws of 2008, to
the general fund / aid to localities, local assistance account -
001, as transferred and amended by this act, and is further amended
and reappropriated to read:
Notwithstanding any inconsistent provision of law, subject to the
approval of a plan by the director of the budget, up to the amount
appropriated herein, together with any available federal matching
funds, may be transferred or suballocated to the [office of
temporary and disability assistance] state office for the aging for
services and expenses related to making improvements in the longterm
care system including long-term care restructuring, the nursing home
transition and diversion waiver, and point-of-entry initiatives for
the purpose of expanding and promoting a more coordinated level of
care for the delivery of quality services in the community ..........
9,900,000 ......................................... (re. $8,372,000)

General Fund / Aid to Localities
Local Assistance Account - 001

By chapter 54, section 1, of the laws of 2009:
For services and expenses related to the medical assistance program
for expanding participation in the Consumer Directed Personal
assistance program. Such activities shall include but not be limited
to contracting with peer based programs to assist persons eligible
for the consumer directed personal assistance program, providing
general education and outreach to increase awareness training for
discharge planners, local districts and others. Funds appropriated
herein are supported by savings resulting from the increased Federal
Medical Assistance Percentage (FMAP) provided pursuant to the
American recovery and reinvestment act of 2009 ....................
500,000 ............................................. (re. $500,000)
Notwithstanding any inconsistent provision of law, subject to a plan
developed by the commissioner of health and approved by the director
of the budget, up to the amount appropriated herein, together with
any available federal matching funds, will be available for
demonstrations that develop and evaluate interventions targeted at
medicaid beneficiaries who are otherwise exempt or excluded from
mandatory Medicaid managed care and who have multiple comorbidities.
Notwithstanding section 112 and section 163 of the state finance law,
for chronic illness demonstration projects authorized by section
364-l of the social services law, the commissioner of health may
allocate up to $2,500,000 of the amount appropriated for contracts
without a request for proposal process or any other competitive
process ... 6,000,000 ........................................ (re. $6,000,000)
Notwithstanding any other provision of law, the money herein
appropriated, together with any available federal matching funds, is
available for transfer or suballocation to the state university of
New York and its subsidiaries, or to contract without competition
for services with the state university of New York research
foundation, to provide support for the administration of the medical
assistance program including activities such as dental prior
approval, retrospective and prospective drug utilization review,
development of evidence based utilization thresholds, data analysis,
clinical consultation and peer review, clinical support for the
pharmacy and therapeutic committee, and other activities related to
utilization management for the medicaid program .................
6,000,000 ........................................... (re. $6,000,000)
DEPARTMENT OF HEALTH

STATE OPERATIONS AND AID TO LOCALITIES - REAPPROPRIATIONS 2010-11

The appropriation made by chapter 54, section 1, of the laws of 2009, is hereby amended by transferring $8,700,000 to the general fund / state operations, state purposes account - 003, and is further amended and reappropriated to read:

Notwithstanding any inconsistent provision of law, subject to the approval of a plan by the director of the budget, up to the amount appropriated herein, together with any available federal matching funds, may be transferred to the [general fund - state purposes account or suballocated to the state office for the aging] office of temporary and disability assistance for services and expenses related to making improvements in the long-term care system including long-term care restructuring, the nursing home transition and diversion waiver, and point-of-entry initiatives for the purpose of expanding and promoting a more coordinated level of care for the delivery of quality services in the community ....................

[16,000,000] 7,300,000 ............................ (re. $7,300,000)

By chapter 54, section 1, of the laws of 2008:

Notwithstanding any inconsistent provision of law, subject to a plan developed by the commissioner of health and approved by the director of the budget, up to the amount appropriated herein, together with any available federal matching funds, will be available for demonstrations that develop and evaluate interventions targeted at medicaid beneficiaries who are otherwise exempt or excluded from mandatory Medicaid managed care and who have multiple comorbidities.

Notwithstanding section 112 and section 163 of the state finance law, for chronic illness demonstration projects authorized by section 364-l of the social services law, the commissioner of health may allocate up to $2,500,000 of the amount appropriated for contracts without a request for proposal process or any other competitive process ... 6,000,000 ......................... (re. $6,000,000)

The appropriation made by chapter 54, section 1, of the laws of 2008, is hereby amended by transferring $9,900,000 to the general fund / state operations, state purposes account - 003, and is further amended and reappropriated to read:

Notwithstanding any inconsistent provision of law, subject to the approval of a plan by the director of the budget, up to the amount appropriated herein, together with any available federal matching funds, may be transferred to the [general fund - state purposes account or suballocated to the state office for the aging] office of temporary and disability assistance for services and expenses related to making improvements in the long-term care system including long-term care restructuring, the nursing home transition and diversion waiver, and point-of-entry initiatives for the purpose of expanding and promoting a more coordinated level of care for the delivery of quality services in the community ....................

[16,000,000] 6,100,000 ............................ (re. $4,707,000)

By chapter 54, section 1, of the laws of 2007, as amended by chapter 54, section 1, of the laws of 2009:

Notwithstanding any inconsistent provision of law, subject to the approval of a plan by the director of the budget, up to the amount appropriated herein, together with any available federal matching funds, may be transferred to the general fund - state purposes account or suballocated to the state office for the aging for services and expenses related to making improvements in the long-term care system including long-term care restructuring, the nursing home transition and diversion waiver, and point-of-entry initiatives for the purpose of expanding and promoting a more coordinated level of care for the delivery of quality services in the community .................

[16,000,000] 6,100,000 ............................ (re. $4,707,000)

By chapter 54, section 1, of the laws of 2007, as amended by chapter 54, section 1, of the laws of 2009:

Notwithstanding any inconsistent provision of law, subject to the approval of a plan by the director of the budget, up to the amount appropriated herein, together with any available federal matching funds, may be transferred to the general fund - state purposes account or suballocated to the state office for the aging for services and expenses related to making improvements in the long-term care system including long-term care restructuring, the nursing home transition and diversion waiver, and point-of-entry initiatives for the purpose of expanding and promoting a more coordinated level of care for the delivery of quality services in the community ......

14,800,000 ........................................ (re. $2,600,000)
By chapter 54, section 1, of the laws of 2009:

For services and expenses of the medical assistance program including hospital outpatient and emergency room services .................... 701,525,000 ..................................... (re. $701,525,000)

For services and expenses of the medical assistance program including clinic services ... 791,900,000 ................. (re. $791,900,000)

For services and expenses of the medical assistance program including managed care services ... 3,750,666,000 ...... (re. $3,750,666,000)

Notwithstanding any inconsistent provision of law, rule or regulation to the contrary, for the period April 1, 2009 through March 31, 2010, the commissioner of health is authorized to negotiate directly with pharmaceutical manufacturers for rebates under the medical assistance program and to enter into a contract or contracts with qualified entities for such purpose, which contract or contracts may be entered into without a competitive bid or request for proposal process, notwithstanding any inconsistent provision of sections 112 and 163 of the state finance law, or section 142 of the economic development law, or any other law; provided, however, if this chapter appropriates sufficient additional funds to preclude such direct negotiation and such contracting, then the provisions of this paragraph shall not apply and shall be considered null and void as of February 28, 2009.

Notwithstanding any inconsistent provision of law, rule or regulation to the contrary, for the period September 1, 2009 through March 31, 2010, for purposes of medical assistance coverage, "step therapy" shall mean the practice of beginning drug therapy for a medical condition with the most medically appropriate and cost effective therapy and progressing to other drugs as medically necessary; provided that the commissioner, through the prospective drug utilization review program, as established in section 369-aa of the social services law, is authorized to require step therapy when there is more than one drug appropriate to treat a medical condition; and provided further that the drug utilization review board, as established in section 369-cc of the social services law, shall recommend guidelines, which consider clinical effectiveness, safety, and cost effectiveness, for specific diagnoses and therapy regimens within which practitioners may prescribe drugs without the requirement for prior authorization of those drugs; provided, however, if this chapter provides sufficient additional funding to cover the costs of drugs which are dispensed without regard to the step therapy method described herein, then the provisions of this section shall be deemed null and void as of February 28, 2009.

Notwithstanding any inconsistent provision of law, rule or regulation to the contrary, for the period September 1, 2009 through March 31, 2010, for purposes of medical assistance coverage, the commissioner is authorized to limit the amount, frequency and duration of drug therapy through prior authorization as part of the drug utilization review program established under title 11-C of article 5 of the social services law; provided, however, that clinical prescribing guidelines relating to the quantity, frequency and duration of drug therapy will be developed by the drug utilization review board for the commissioner's use in determining when to require prior authorization of drugs in the drug utilization review program, and provided further that exceptions to any prior authorization imposed as a result of these guidelines shall include, but need not be limited to, provision for emergency circumstances where a medical
condition requires alleviation of severe pain or which threatens to
cause disability or to take a life if not promptly treated; provided
further, however, if this chapter provides sufficient additional
funding to cover the costs of drugs prescribed without the
limitations as to amount, frequency and duration described herein,
then the provisions of this section shall be null and void as of
February 28, 2009.
Notwithstanding any inconsistent provision of law, rule or regulation
to the contrary, for the period September 1, 2009 through March 31,
2010, the commissioner is authorized to deny reimbursement under the
medical assistance program for a generic equivalent drug, including
a generic equivalent that is on the preferred drug list or the
clinical drug review program, when the net cost of the brand name
prescription drug, after consideration of all rebates, is less than
the cost of the generic equivalent; provided further that the co-
payment charged for each such brand name prescription drug shall be
$1 and the dispensing fee for each such brand name prescription drug
shall be $4.50.
Notwithstanding any inconsistent provision of law, rule or regulation
to the contrary, for the period April 1, 2009 through March 31,
2010, for the purposes of providing reimbursement under the medical
assistance program, and subject to obtaining all necessary approvals
under federal law and regulation to receive federal financial
participation in the costs of services described herein, the
commissioner of health is authorized to pay financial incentives to
prescribing practitioners and to pharmacies for the purpose of
encouraging the use of electronic prescriptions for drugs for which
payments are made under this subdivision; provided that such
payments shall be in the following amounts: for prescribing
practitioners, eighty cents per dispensed electronic prescription;
for dispensing pharmacies, twenty cents per dispensed electronic
prescription; provided, however, that electronic prescribing
software shall not use any means or permit any other person to use
any means, including, but not limited to, advertising, instant
messaging, and pop-up ads, to influence or attempt to influence,
through economic incentives or otherwise, the prescribing decision
of a prescribing practitioner at the point of care and that such
means shall not be triggered or in specific response to the input,
selection, or act of a prescribing practitioner or his or her agent
in prescribing a certain pharmaceutical or directing a patient to a
certain pharmacy. Provided however that if this chapter provides
sufficient additional funding to eliminate financial incentives to
prescribing practitioners and to pharmacies for the purpose of
encouraging the use of electronic prescriptions for drugs for which
payments are made under this subdivision, then the provisions of
this section shall be deemed null and void as of February 28, 2009
2,028,383,000 .................................... (re. $2,028,383,000)
For services and expenses of the medical assistance program including
transportation services ... 248,049,000 ........ (re. $248,049,000)
For services and expenses of the medical assistance program including
dental services ... 146,434,000 .................. (re. $146,434,000)
For services and expenses of the medical assistance program including
noninstitutional and other spending ................................
4,002,369,000 ................................ (re. $4,002,369,000)
For services and expenses of the medical assistance program including
a series of targeted chronic illness demonstration projects.
Notwithstanding section 112 and section 163 of the state finance law,
for chronic illness demonstration projects authorized by section
364-l of the social services law, the commissioner of health may
allocate up to $2,500,000 of the amount appropriated for contracts
without a request for proposal process or any other competitive
process ... 6,000,000 ............................. (re. $6,000,000)
Notwithstanding any other provision of law, the money herein
appropriated, together with any available federal matching funds, is
available for transfer or suballocation to the state university of
New York and its subsidiaries, or to contract without competition
for services with the state university of New York research
foundation, to provide support for the administration of the medical
assistance program including activities such as dental prior
approval, retrospective and prospective drug utilization review,
development of evidence based utilization thresholds, data analysis,
clinical consultation and peer review, clinical support for the
pharmacy and therapeutic committee, and other activities related to
utilization management for the medicaid program ....................
6,000,000 ......................................... (re. $6,000,000)

For services and expenses of the medical assistance program including
medical services provided at state facilities operated by the office
of mental health, the office of mental retardation and developmental
disabilities and the office of alcoholism and substance abuse
services ... 3,200,000,000 .................... (re. $3,200,000,000)

By chapter 53, section 1, of the laws of 2009, as amended by chapter
502, section 4, of the laws of 2009:
For services and expenses for the medical assistance program,
including administrative expenses for local social services
districts, pursuant to title XIX of the federal social security act
or its successor program.
The moneys hereby appropriated are to be available for payment of aid
heretofore accrued or hereafter to accrue to municipalities, and to
providers of medical services pursuant to section 367-b of the
social services law, and for payment of state aid to municipalities
and to providers of family care where payment systems through the
fiscal intermediaries are not operational, shall be available to the
department net of disallowances, refunds, reimbursements, and
credits.
Notwithstanding any other provision of law, the money hereby
appropriated may be increased or decreased by interchange, with any
appropriation of the department of health and the office of medicaid
inspector general and may be increased or decreased by transfer or
suballocation between these appropriated amounts and appropriations
of the office of mental health, office of mental retardation and
developmental disabilities, the office of alcoholism and substance
abuse services, the department of family assistance office of
temporary and disability assistance, office of children and family
services, and state office for the aging with the approval of the
director of the budget, who shall file such approval with the
department of audit and control and copies thereof with the chairman
of the senate finance committee and the chairman of the assembly
ways and means committee.
Notwithstanding any inconsistent provision of law, in lieu of payments
authorized by the social services law, or payments of federal funds
otherwise due to the local social services districts for programs
provided under the federal social security act or the federal food
stamp act, funds herein appropriated, in amounts certified by the
state commissioner of temporary and disability assistance or the
state commissioner of health, as due from local social services
districts each month as their share of payments made pursuant to
section 367-b of the social services law may be set aside by the
state comptroller in an interest-bearing account in order to ensure
the orderly and prompt payment of providers under section 367-b of
the social services law pursuant to an estimate provided by the
commissioner of health of each local social services district's
share of payments made pursuant to section 367-b of the social
services law.
Notwithstanding paragraph (c) of subdivision 10 of section 2807-c of the public health law, subdivision 2-b of section 2808 of the public health law, section 21 of chapter 1 of the laws of 1999 and any other contrary provision of law, except with regard to subparagraph (iii) of paragraph (a) of subdivision 33 of section 2807-c of the public health law, for the period April 1, 2009 through March 31, 2010, rates of payments by state governmental agencies for inpatient and outpatient services provided by general hospitals, for inpatient services and adult day health care outpatient services provided by residential health care facilities pursuant to article 28 of the public health law, except for residential health care facilities that provide extensive nursing, medical, psychological and counseling support services to children, for home health care services provided pursuant to article 36 of the public health law by certified home health agencies and long term home health care programs, and personal care services provided pursuant to paragraph (e) of subdivision 2 of section 365-a of the social services law, and including rates of payment for assisted living program services, the commissioner of health shall reflect zero trend factor projections for the 2008 calendar year.

Notwithstanding paragraph (c) of subdivision 10 of section 2807-c of the public health law, subdivision 2-b of section 2808 of the public health law, section 21 of chapter 1 of the laws of 1999 and any other contrary provision of law, except with regard to subparagraph (iii) of paragraph (a) of subdivision 33 of section 2807-c of the public health law, for the period April 1, 2009 through March 31, 2010, rates of payments by state governmental agencies for inpatient and outpatient services provided by general hospitals, for inpatient services and adult day health care outpatient services provided by residential health care facilities pursuant to article 28 of the public health law, except for residential health care facilities that provide extensive nursing, medical, psychological and counseling support services to children, for home health care services provided pursuant to article 36 of the public health law by certified home health agencies and long term home health care programs, and personal care services provided pursuant to paragraph (e) of subdivision 2 of section 365-a of the social services law, including personal care services provided in those local social service districts, including New York city, whose rates of payment for such services are established by such local social service districts pursuant to a rate-setting exemption issued by the commissioner of health to such local social service districts in accordance with applicable regulations, and including rates of payment for assisted living program services, shall reflect zero trend factor projections for the 2009 calendar year.

For services and expenses of the medical assistance program including hospital inpatient services.

Notwithstanding any inconsistent provision of section 2807-c of the public health law or any other contrary provision of law, and subject to the availability of federal financial participation, rates of payment by governmental agencies for general hospital inpatient services with regard to discharges occurring on and after December 1, 2009 through March 31, 2010, shall be in accordance with the following:

(a) For periods on and after December 1, 2009 through March 31, 2010, the operating cost component of such rates of payment shall reflect the use of 2005 operating costs as reported by each facility to the department of health prior to December 1, 2008 and as otherwise computed in accordance with the provisions of this section and shall be in accordance with the following:
(i) The computation of a case mix neutral statewide base price applicable to each rate period, but excluding adjustments for graduate medical education costs, high cost outlier costs and cost related to patient transfers, and as may be periodically adjusted to reflect changes in provider coding patterns and case-mix; and

(ii) Only those 2005 base year costs which relate to the cost of services provided to medicaid inpatients, as determined by the applicable ratio of costs to charges methodology, shall be utilized for rate-setting and case-mix purposes;

(iii) Such rates shall reflect the application of hospital specific wage equalization factors and power equalization factors reflecting differences in wage rates and utility costs;

(iv) Such rates shall reflect the utilization of the all patient refined (APR) case mix methodology, utilizing diagnostic related groups with assigned weights that incorporate differing levels of severity of patient condition and the associated risk of mortality, and as may be periodically updated by the commissioner of health;

(v) Such regulations may incorporate quality related measures pertaining to potentially preventable complications and readmissions;

(vi) Such regulations shall address adjustments based on the costs of high cost outlier patients;

(vii) Such rates shall continue to reflect trend factor adjustments as otherwise provided in paragraph (c) of subdivision 10 of section 2807-c of the public health law;

(viii) Such rates shall not include any adjustments pursuant to subdivision 9 of section 2807-c of the public health law;

(ix) Rates for non-public, not-for-profit general hospitals which have not, as of the effective date of this section, published an ancillary charges schedule as provided in paragraph (j) of subdivision 1 of section 2803 of the public health law shall have their inlier payments increased by an amount equal to the statewide average of cost outlier payments as determined by such regulations;

(x) Administrative rate appeals shall be permitted only with regard to: (A) the correction of computational errors or omissions of data, including with regard to the hospital specific computations pertaining to graduate medical education, wage equalization factor adjustments and power equalization factor adjustments, and (B) capital cost reimbursement.

(xi) Rates for teaching general hospitals shall include reimbursement for direct and indirect graduate medical education and the commissioner of health shall specify the reports and information required to assess the cost, quality and health system needs for medical education provided; and

(b) The provisions of this section shall not apply to those general hospitals or distinct units of general hospitals whose inpatient reimbursement does not, as of November 30, 2009, reflect case-based payments per diagnosis related group; and

(c) Notwithstanding section 112 or 163 of the state finance law or any other law, rule or regulation to the contrary, the commissioner of health may contract with a vendor for consideration to develop the specifications for the diagnosis-related groups methodology as provided for in this section if the commissioner of health certifies to the state comptroller that such contract is in the best interest of the health of the people of the state. Notwithstanding that such specifications shall be available pursuant to article 6 of the public officers law, such contract may provide that the specifications for such adjusted or additional diagnosis-related groups provided by the vendor shall be subject to copyright protection pursuant to federal copyright law; and
(d) Notwithstanding any inconsistent provision of this section or any other contrary provision of law, the commissioner of health may, for rate periods on and after July 1, 2009 through March 31, 2010, and subject to the availability of federal financial participation, make additional adjustments of up to $33,500,000 in aggregate to the inpatient rates of payment of eligible general hospitals, to facilitate improvements in hospital operations and finances, in accordance with the following:

(i) Such payments shall be available to non-public hospitals which, as determined by the commissioner of health, experience a reduction in their medicaid inpatient revenue as determined by the commissioner of health, as a result of the application of the provisions of paragraph (a) of this section.

(ii) Such payments shall be allocated based on each eligible facility's relative need as determined by the commissioner of health.

(iii) Such payments shall not be subject to retroactive adjustment or reconciliation and may be added to rates of payment or made as lump sum payments.

(iv) Each hospital receiving such payments shall, as a condition for eligibility for such payments, adopt a resolution of the board of directors of each such hospital setting forth its current financial condition and a plan for reforming and improving such financial condition, including ongoing board oversight, provided, however, if such report is not issued and adopted by each such board of directors, or if such report fails to set forth adequate progress, as determined by the commissioner of health, the commissioner of health may deem such facility ineligible for further such payments and may redistribute such further payments to other eligible facilities in accordance with the provisions of this paragraph. The commissioner of health shall be provided with copies of all such resolutions and reports; and

(e) Inpatient rate adjustments made pursuant to paragraphs (a) through (c) of this section shall result in a net statewide decrease in aggregate medicaid payments of no less than $75,000,000 for the period December 1, 2009 through March 31, 2010; and

(f) If the commissioner of health determines that federal financial participation will not be available with regard to the provisions of paragraph (d)(ii) herein, the commissioner of health may deem such provision null and void and instead may allocate payments proportionally, based on each eligible facility's relative share of medicaid inpatient discharges in the year two years prior to the distribution year; and

(g) Provided, however, if this chapter appropriates sufficient additional funds to support payments for general hospital inpatient services using the methodology in existence on February 28, 2009 as set forth in section 2807-c of the public health law, the provisions of this section shall not apply and shall be considered null and void as of February 28, 2009.

Notwithstanding any inconsistent provision of law and subject to the availability of federal financial participation, for the period April 1, 2009 through March 31, 2010, rates of payment by governmental agencies for general hospitals which are certified by the office of alcoholism and substance abuse services to provide inpatient detoxification and withdrawal services and, with regard to inpatient services provided to patients who are determined to be in diagnosis-related groups numbered 743, 744, 745, 746, 747, 748, 749, 750, or 751, shall be made on a per diem basis in accordance with the following:

(a) For each of the regions within the state as described in paragraph (e) of this section the commissioner of health shall determine the average per diem cost incurred by general hospitals in that region
subject to the provisions of this section with regard to inpatients requiring medically managed detoxification services, as defined by applicable regulations promulgated by the office of alcoholism and substance abuse services. In determining such costs the commissioner of health shall utilize 2006 costs and statistics as reported by such hospitals to the department of health prior to 2008; and

(b) Per diem payments for inpatients requiring medically managed inpatient detoxification services shall reflect 100 percent of the per diem amounts computed pursuant to paragraph (a) of this section for the applicable region in which the facility is located and as trended forward to adjust for inflation, provided however, that such payments shall be reduced by 50 percent for any such services provided on or after the sixth day of services through the tenth day of services, and further provided that no payments shall be made for any services provided on or after the eleventh day; and

(c) Per diem payments for inpatients requiring medically supervised inpatient detoxification services, as defined by applicable regulations promulgated by the office of alcoholism and substance abuse services, shall reflect 37.5 percent of the operating cost component of the rates of payment effective December 31, 2007 and 62.5 percent of the per diem amounts computed pursuant to paragraph (a) of this section for the applicable region in which the facility is located for the period April 1, 2009 through December 31, 2009, and as trended forward to adjust for inflation, and shall reflect 75 percent of such per diem amounts for periods on and after January 1, 2010 through March 31, 2010, as trended forward to adjust for inflation, provided, however, that such payments shall be reduced by 50 percent for any services provided on or after the sixth day of services through the tenth day of services, and further provided that no payments shall be made for any services provided on and after the eleventh day; and

(d) Per diem payments for inpatients placed in observation beds, as defined by applicable regulations promulgated by the office of alcoholism and substance abuse services, shall be at the same level as would be paid pursuant to paragraph (a) of this section, provided, however, that such payments shall not apply for more than two days of care, after which payments for such inpatients shall reflect their designation as requiring either medically managed detoxification services or medically supervised withdrawal services, and further provided that days of care provided in such observation beds shall, for reimbursement purposes, be fully reflected in the computation of the initial five days of care as set forth in paragraphs (a) and (b) of this section; and

(e) For the purposes of this paragraph, the regions of the state shall be as follows:

(i) New York city, consisting of the counties of Bronx, New York, Kings, Queens and Richmond;
(ii) Long Island, consisting of the counties of Nassau and Suffolk;
(iii) Northern metropolitan, consisting of the counties of Columbia, Delaware, Dutchess, Orange, Putnam, Rockland, Sullivan, Ulster and Westchester;
(iv) Northeast, consisting of the counties of Albany, Clinton, Essex, Fulton, Greene, Hamilton, Montgomery, Rensselaer, Saratoga, Schenectady, Schoharie, Warren and Washington;
(v) Utica/Watertown, consisting of the counties of Franklin, Herkimer, Lewis, Oswego, Otsego, St. Lawrence, Jefferson, Chenango, Madison and Oneida;
(vi) Central, consisting of the counties of Broome, Cayuga, Chemung, Cortland, Onondaga, Schuyler, Seneca, Steuben, Tioga and Tompkins;
(vii) Rochester, consisting of Monroe, Ontario, Livingston, Wayne and Yates;
(viii) Western, consisting of the counties of Allegany, Cattaraugus, Chautauqua, Erie, Genesee, Niagara, Orleans and Wyoming.

(f) Provided, however, if this chapter appropriates sufficient additional funds to support payments for hospital inpatient detoxification services using the methodology in existence on February 28, 2009 as set forth in section 2807-c(4)(l) of the public health law, the provisions of this section shall not apply and shall be considered null and void as of February 28, 2009.

Notwithstanding any inconsistent provision of paragraph (e) of subdivision 4 of section 2807-c of the public health law or any other contrary provision of law and subject to the availability of federal financial participation, the operating cost component of per diem rates of payment by governmental agencies for inpatient services provided by a general hospital or a distinct unit of a general hospital for services, as described below, that would otherwise be subject to the provisions of paragraph (e) of subdivision 4 of section 2807-c of the public health law, shall, with regard to days of service occurring on and after December 1, 2009 through March 31, 2010, be in accord with the following:

(a) For physical medical rehabilitation services and for chemical dependency rehabilitation services, such rates shall reflect the use of 2005 operating costs for each respective category of services as reported by each facility to the department of health prior to December 1, 2008 and as adjusted for inflation pursuant to paragraph (c) of subdivision 10 of section 2807-c of the public health law, as otherwise modified by any applicable statute, provided, however, that such 2005 reported operating costs shall, for rate-setting purposes, be held to a ceiling of 110 percent of the average of such reported costs in the region in which the facility is located, as determined pursuant to clause (E) of subparagraph (iii) of paragraph (l) of subdivision 4 of section 2807-c of the public health law; and

(b) For services provided by rural hospitals designated as critical access hospitals in accordance with title XVIII of the federal social security act, such rates shall reflect the use of 2005 operating costs as reported by each facility to the department of health prior to December 1, 2008 and as adjusted for inflation pursuant to paragraph (c) of subdivision 10 of section 2807-c of the public health law, as otherwise modified by any applicable statutes, provided, however, that such 2005 reported operating costs shall, for rate-setting purposes, be held to a ceiling of 110 percent of the average of such reported costs for all such designated hospitals statewide; and

(c) For inpatient services provided by specialty long term acute care hospitals and for inpatient services provided by cancer hospitals as so designated as of December 31, 2008, such rates shall reflect the use of 2005 operating costs for each respective category of facility as reported by each facility to the department of health prior to December 1, 2008 and as adjusted for inflation pursuant to paragraph (c) of subdivision 10 of section 2807-c of the public health law, as otherwise modified by any applicable statutes; and

(d) For facilities designated by the federal department of health and human services as exempt acute care children's hospitals, for which a discrete institutional cost report was filed for the 2006 calendar year, and which has reported medicaid discharges greater than 50 percent of total discharges in such cost report, such rates shall reflect the use of 2006 operating costs as reported by each facility to the department of health prior to December 1, 2008 and as adjusted for inflation pursuant to paragraph (c) of subdivision 10 of section 2807-c of the public health law, as otherwise modified by any applicable statutes, and as determined on a per case basis or per diem basis, as set forth in regulations promulgated by the commissioner of health; and
(e) Rates established pursuant to this section shall be deemed as excluding reimbursement for physician services for inpatient services and claims for medicaid fee payments for such physician services for such inpatient care may be submitted separately from the rate in accordance with otherwise applicable law; and

(f) Such rates of payment pursuant to this section for a general hospital or distinct unit of a general hospital without adequate cost experience shall be based on the lower of the facility's or unit's inpatient budgeted operating costs per day, adjusted to actual, or the applicable regional ceiling, if any; and

(g) Provided, however, if this chapter appropriates sufficient additional funds to support payments for inpatient services provided by a general hospital or a distinct unit of a general hospital, as described in this paragraph, using the methodology in existence on February 28, 2009 as set forth in section 2807-c of the public health law, the provisions of this section shall not apply and shall be considered null and void as of February 28, 2009

For services and expenses of the medical assistance program including nursing home services.

Notwithstanding any contrary provision of law, for the period April 1, 2009 through March 31, 2010, for rates of payment by government agencies for inpatient services provided by residential health care facilities, in determining the operating component of a facility's rate for care provided for an AIDS patient in a residential health care facility designated as an AIDS facility or having a discrete AIDS unit, the operating component of such rates shall not reflect an occupancy factor increase.

For services and expenses of the medical assistance program including other long term care services.

By chapter 54, section 1, of the laws of 2008:

For services and expenses of the medical assistance program including hospital inpatient services.

For services and expenses of the medical assistance program including hospital outpatient and emergency room services.

For services and expenses of the medical assistance program including clinic services.

For services and expenses of the medical assistance program including pharmacy services.

For services and expenses of the medical assistance program including transportation services.

For services and expenses of the medical assistance program including dental services.

For services and expenses of the medical assistance program including a series of targeted chronic illness demonstration projects.

Notwithstanding section 112 and section 163 of the state finance law, for chronic illness demonstration projects authorized by section 364-l of the social services law, the commissioner of health may allocate up to $2,500,000 of the amount appropriated for contracts without a request for proposal process or any other competitive process.

Notwithstanding any other provision of law, the money herein appropriated, together with any available federal matching funds, is available for transfer or suballocation to the state university of New York and its subsidiaries, or to contract without competition for services with the state university of New York research foundation, to provide support for the administration of the medical assistance program.
program including activities such as dental prior approval, retro-
pective and prospective drug utilization review, development of
evidence based utilization thresholds, data analysis, clinical
consultation and peer review, clinical support for the pharmacy and
therapeutic committee, and other activities related to utilization
management for the medicaid program ................................. (re. $4,000,000)
For services and expenses of the medical assistance program including
medical services provided at state facilities operated by the office
of mental health, the office of mental retardation and developmental
disabilities and the office of alcoholism and substance abuse
services ... 2,700,000,000 .................... (re. $1,100,000,000)

By chapter 54, section 1, of the laws of 2008, as amended by chapter 1,
section 3, of the laws of 2009:
For services and expenses of the medical assistance program including
nursing home services ... 3,615,247,000 ...... (re. $2,287,247,000)
For services and expenses of the medical assistance program related to
residential health care facility rate increases for recruitment and
retention of health care workers ... 12,000,000 .. (re. $12,000,000)

By chapter 54, section 1, of the laws of 2008, as amended by chapter
496, section 5, of the laws of 2008:
For services and expenses for the medical assistance program, includ-
ing administrative expenses for local social services districts,
pursuant to title XIX of the federal social security act or its
successor program.
The moneys hereby appropriated are to be available for payment of aid
heretofore accrued or hereafter to accrue to municipalities, and to
providers of medical services pursuant to section 367-b of the
social services law, and for payment of state aid to municipalities
and to providers of family care where payment systems through the
fiscal intermediaries are not operational, shall be available to the
department net of disallowances, refunds, reimbursements, and cred-
its.
Notwithstanding any other provision of law, the money hereby appro pri-
ated may be increased or decreased by interchange, with any appro-
priation of the department of health and the office of medicaid
inspector general and may be increased or decreased by transfer or
suballocation between these appropriated amounts and appropriations
of the office of mental health, office of mental retardation and
developmental disabilities, the office of alcoholism and substance
abuse services, the department of family assistance office of tempo-
rary and disability assistance, office of children and family
services, and state office for the aging with the approval of the
director of the budget, who shall file such approval with the
department of audit and control and copies thereof with the chairman
of the senate finance committee and the chairman of the assembly
ways and means committee.
Notwithstanding any inconsistent provision of law, in lieu of payments
authorized by the social services law, or payments of federal funds
otherwise due to the local social services districts for programs
provided under the federal social security act or the federal food
stamp act, funds herein appropriated, in amounts certified by the
state commissioner of temporary and disability assistance or the
state commissioner of health as due from local social services
districts each month as their share of payments made pursuant to
section 367-b of the social services law may be set aside by the
state comptroller in an interest-bearing account in order to ensure
the orderly and prompt payment of providers under section 367-b of
the social services law pursuant to an estimate provided by the
Notwithstanding any inconsistent provision of law, rule or regulation to the contrary, for the period April 1, 2008 through March 31, 2009, payment under the family health plus program established under title 11-D of the social services law for drugs which may not be dispensed without a prescription as required by section 6810 of the education law shall be made pursuant to the provisions of subdivision 9 of section 367-a of the social services law; provided, however, that payment for such drugs provided by medical practitioners shall be included in the capitation payment for services or supplies provided to persons eligible for health care services under the family health plus program, and payment for such drugs that are provided by an employer partnership for family health plus plan authorized by section 369-ff of the social services law, shall be included in the capitation payment for services or supplies provided to persons eligible for health care services under such plan; and provided further that, for such period, the provisions of paragraph (d) of subdivision 7 of section 367-a of the social services law shall apply to reimbursement of covered drugs dispensed to persons eligible for services as a result of their eligibility having been established under subdivision 2 of section 369-ee of the social services law.

Notwithstanding any inconsistent provision of law, rule or regulation to the contrary, for the period October 1, 2008 through March 31, 2009, and subject to federal financial participation, the department of health is authorized to implement a specialty pharmacy program for the purpose of procuring certain specialty drugs at reduced cost. For this purpose, the department is authorized to enter into contracts with one or more contractors in order to obtain certain specialty drugs from a limited number of sources at reduced prices. For this purpose, specialty drugs include, but are not limited to, chemotherapy agents, hydration therapy agents, pain therapy agents, intravenous administration of antibiotics or other drugs, and total parenteral nutrition; provided, however, if this chapter appropriates sufficient additional funds to reimburse specialty pharmacy drugs as in effect for the period April 1, 2007 through March 31, 2008, then the provisions of this paragraph shall not apply and shall be considered null and void as of March 31, 2008.

Notwithstanding any inconsistent provision of law, rule or regulation to the contrary, for the period July 1, 2008 through March 31, 2009, the commissioner of health may, upon recommendation by the pharmacy and therapeutics committee, consider for inclusion in the preferred drug program established pursuant to section 272 of the public health law the therapeutic class of anti-depressants; provided, however, if this chapter appropriates sufficient additional funds to exclude anti-depressants from the preferred drug program then the provisions of this paragraph shall not apply and shall be considered null and void as of March 31, 2008.

Notwithstanding any inconsistent provision of law, rule or regulation to the contrary, for the period July 1, 2008 through March 31, 2009, no prior authorization under the preferred drug program shall be required when a prescriber prescribes a drug on the preferred drug list; provided, however, that the commissioner of health may identify such a drug for which prior authorization is required pursuant to the provisions of the clinical drug review program established under section 274 of the public health law; provided, however, if this chapter appropriates sufficient additional funds to exclude prior authorization pursuant to the provisions of the clinical drug review
program for drugs included on the preferred drug list then the
provisions of this paragraph shall not apply and shall be considered
null and void as of March 31, 2008.

Notwithstanding any inconsistent provision of law, rule or regulation
to the contrary, for the period April 1, 2008 through March 31,
2009, and subject to federal financial participation, the commis-
sioner of health is authorized to establish a medication therapy
management pilot program in one or more counties or regions of the
state for the purpose of improving compliance with drug therapies
and improving clinical outcomes. Payments under such program may be
made to retail pharmacies for the provision of one-on-one medication
counseling services for persons determined by the commis-
sioner to be eligible to receive such services. The commissioner is
authorized to establish fees for such counseling services, subject
to the approval of the director of the division of the budget;
provided, however, if this chapter appropriates sufficient addi-
tional funds to eliminate the medication therapy management pilot
program then the provisions of this paragraph shall not apply and
shall be considered null and void as of March 31, 2008.

Notwithstanding any inconsistent provision of law, rule or regulation
to the contrary, for the period July 1, 2008 through March 31, 2009,
medical assistance payment for drugs which may not be dispensed
without a prescription shall be made at the following amounts: if
the drug dispensed is a multiple source prescription drug or a
brand-name prescription drug for which no specific upper limit has
been set by the federal centers for medicare and medicaid services,
the lower of the estimated acquisition cost of such drug to pharma-
cies, or the dispensing pharmacy's usual and customary price charged
to the general public; for sole and multiple source brand name
drugs, estimated acquisition cost means the average wholesale price
of a prescription drug based upon the package size dispensed from,
as reported by the prescription drug pricing service used by the
department of health, less 17 percent thereof, and updated monthly
by the department; if the drug dispensed is a multiple source
prescription drug for which an upper limit has been set by the
federal centers for medicare and medicaid services, the lower of:
(A) an amount equal to the specific upper limit set by such federal
agency for the multiple source prescription drug; (B) the estimated
acquisition cost of such drug to pharmacies which, for this purpose,
shall mean the average wholesale price of a prescription drug based
on the package size dispensed from, as reported by the prescription
drug pricing service used by the department, less 25 percent there-
of; (C) the maximum acquisition cost, if any, established pursuant
to paragraph (e) of subdivision 9 of section 367-a of the social
services law; or (D) the dispensing pharmacy's usual and customary
price charged to the general public.

Notwithstanding any inconsistent provision of law, rule or regulation
to the contrary, for the period July 1, 2008 through March 31, 2009,
medical assistance payment to a specialized HIV pharmacy, as defined
in paragraph (f) of subdivision 9 of section 367-a of the social
services law, for drugs which may not be dispensed without a
prescription shall be made at the following amounts: if the drug
dispensed is a multiple source prescription drug or a brand-name
prescription drug for which no specific upper limit has been set by
the centers for medicare and medicaid services, the lower of the
estimated acquisition cost of such drug to pharmacies, or the
dispenser pharmacy's usual and customary price charged to the
general public; for sole and multiple source brand name drugs, esti-
mated acquisition cost means the average wholesale price of a
prescription drug based upon the package size dispensed from, as
reported by the prescription drug pricing service used by the
department of health, less 17 percent thereof, and updated monthly
by the department; for multiple source generic drugs, estimated
acquisition cost means the lower of the average wholesale price of a
prescription drug based on the package size dispensed from, as
reported by the prescription drug pricing service used by the
department, less 25 percent thereof, or the maximum acquisition
cost, if any, established pursuant to paragraph (e) of subdivision 9
of section 367-a of the social services law.
Notwithstanding any inconsistent provision of law, rule or regulation
to the contrary, for the period October 1, 2008 through March 31,
2009, the following services shall not be exempt from the system of
utilization controls authorized by section 365-g of the social
services law for the medical assistance program: mental health
continuing treatment, day treatment, partial hospitalization, and
intensive psychiatric rehabilitative treatment services provided
pursuant to paragraph (c) of subdivision 2 of section 365-a of the
social services law; alcoholism services and substance abuse
services provided in clinics certified under article 28 of the
public health law or article 22 or article 31 of the mental hygiene
law; services performed by an article 28 hospital or diagnostic and
treatment center on an ambulatory basis upon the order of a quali-
fied practitioner to test, diagnose or treat the recipient; and
psychiatric services and anesthesiology services provided by a
physician; provided, however, if this chapter appropriates suffi-
cient additional funds to support the exemptions from the system of
utilization controls authorized by section 365-g of the social
services law in existence prior to March 31, 2008 then the
provisions of this paragraph shall not apply and shall be considered
null and void as of March 31, 2008.
Notwithstanding any contrary provision of law, and contingent upon the
availability of federal financial participation, for the period July
1, 2008 through March 31, 2009, for the purpose of establishing the
operating cost component of case based rates of payments by govern-
mental agencies for general hospital inpatient services, with 75
percent of such rates reflecting the operating cost component of
rates of payment effective for December 31, 2007, as adjusted for
inflation by application of 75 percent of the inflation adjustment
attributed to the period January 1, 2008 through December 31, 2008
computed pursuant to paragraph (c) of subdivision 10 of section
2807-c of the public health law and with 25 percent of such rates
reflecting the use of 2005 operating costs as reported by each
general hospital to the department of health prior to 2008 and as
computed in accordance with the following:
(a) 100 percent of such rates shall be based on each general hospi-
tal's group category average inpatient reimbursable operating cost
per discharge (price) determined in accordance with subdivision 7 of
section 2807-c of the public health law; and
(b) only those 2005 base year costs which relate to the cost of
services provided to Medicaid inpatients, as determined by the
applicable ratio of costs to charges methodology, shall be utilized
for ratesetting process, provided, however, that the costs of
providing services to inpatients enrolled in medicaid managed care
plans or in the family health plus program shall be excluded from
such ratesetting computations; and
(c) for the purposes of adjusting such rates to account for inflation
from the 2005 base period, the adjustment factor methodology set
forth in paragraph (c) of subdivision 10 of section 2807-c of the
public health law, as reduced by 25 percent, with regard to trend
projections attributable to the period January 1, 2006 through Decem-
ber 31, 2007, the adjustment methodology utilized shall be the
hospital inpatient medicare market basket methodology as described in applicable federal regulations and effective for periods from October 1, 2005 through September 30, 2007; and
(d) such rates shall be deemed as excluding reimbursement for physician services for inpatient services and claims for medicaid fee payments for such physician services for such inpatient care may be submitted separately from such rates in accordance with otherwise applicable law; provided, however, if this chapter appropriates sufficient additional funds to support payments for general hospital inpatient services using the methodology in existence on June 30, 2008 as set forth in section 2807-c of the public health law the provisions of this paragraph shall not apply and shall be considered null and void as of March 31, 2008.
Notwithstanding any contrary provision of law, and contingent upon the availability of federal financial participation, for the period April 1, 2008 through March 31, 2009, the operating cost component of rates of payment by governmental agencies to general hospitals which are certified by the office of alcoholism and substance abuse services to provide inpatient detoxification and withdrawal services and, with regard to inpatient services provided to patients discharges during such period who are determined to be in diagnosis-related groups numbered 743, 744, 745, 746, 747, 748, 749, 750, or 751, as determined in accordance with applicable regulations, shall be made on a per diem basis in accordance with the following:
(a) for each of the regions within the state as described in subdivision (e) of this section the commissioner of health shall determine the average per diem cost incurred by general hospitals in that region subject to the provisions of this section with regard to inpatients requiring medically managed detoxification services, as defined by applicable regulations promulgated by the office of alcoholism and substance abuse services. In determining such costs the commissioner of health shall utilize 2006 costs and statistics as reported by such hospitals to the department prior to 2008; and
(b) per diem payments for inpatients requiring medically managed inpatient detoxification services shall reflect 100 percent of the per diem amounts computed pursuant to subdivision (a) of this section for the applicable region in which the facility is located and as trended forward to adjust for inflation, provided however, that such payments shall be reduced by 50 percent for any such services provided on or after the sixth day of services through the tenth day of services, and further provided that no payments shall be made for any services provided on or after the eleventh day; and
(c) per diem payments for inpatients requiring medically supervised inpatient withdrawal services, as defined by applicable regulations promulgated by the office of alcoholism and substance abuse services, shall reflect 100 percent of the per diem amounts computed pursuant to subdivision (a) of this section for the applicable region in which the facility is located and as trended forward to adjust for inflation, provided, however, that such payments shall be reduced by 50 percent for any services provided on or after the sixth day of services through the tenth day of services, and further provided that no payments shall be made for any services provided on and after the eleventh day; and
(d) per diem payments for inpatients placed in observation beds, as defined by applicable regulations promulgated by the office of alcoholism and substance abuse services, shall be at the same level as would be paid pursuant to subdivision (a) of this section, provided, however, that such payments shall not apply for more than two days of care, after which payments for such inpatients shall reflect their designation as requiring either medically managed detoxification services or medically supervised withdrawal services, and further provided that days of care provided in such observation beds
shall, for reimbursement purposes, be fully reflected in the computation of the initial five days of care as set forth in subdivisions (b) and (c) of this section; and

(e) for the purposes of this section, the regions of the state shall be as follows:

(A) New York City, consisting of the counties of Bronx, New York, Kings, Queens and Richmond;
(B) Long Island, consisting of the counties of Nassau and Suffolk;
(C) Northern metropolitan, consisting of the counties of Columbia, Delaware, Dutchess, Orange, Putnam, Rockland, Sullivan, Ulster and Westchester;
(D) Northeast, consisting of the counties of Albany, Clinton, Essex, Fulton, Greene, Hamilton, Montgomery, Rensselaer, Saratoga, Schenectady, Schoharie, Warren and Washington;
(E) Utica/Watertown, consisting of the counties of Franklin, Herkimer, Lewis, Oswego, Otsego, St. Lawrence, Jefferson, Chenango, Madison and Oneida;
(F) Central, consisting of the counties of Broome, Cayuga, Chemung, Cortland, Onondaga, Schuyler, Seneca, Steuben, Tioga and Tompkins;
(G) Rochester, consisting of Monroe, Ontario, Livingston, Wayne and Yates;
(H) Western, consisting of the counties of Allegany, Cattaraugus, Chautauqua, Erie, Genesee, Niagara, Orleans and Wyoming; provided, however, if this chapter appropriates sufficient additional funds to support payments for general hospitals which are certified by the office of alcoholism and substance abuse services to provide inpatient detoxification services and withdrawal services using the methodology in existence on March 31, 2008 as set forth in section 2807-c of the public health law the provisions of this paragraph shall not apply and shall be considered null and void as of March 31, 2008.

Notwithstanding any inconsistent provision of law, rule or regulation to the contrary and contingent on the availability of federal financial participation, for the period commencing July 1, 2008 through March 31, 2009, up to $60,000,000 of this appropriation, subject to the approval of the director of the budget, will be available for the purpose of increasing outpatient medical assistance rates of payment for general hospital outpatient services, general hospital emergency services, and ambulatory surgery services provided by a hospital as defined by subdivision 1 of section 2801 of the public health law.

Notwithstanding any inconsistent provision of law, rule or regulation to the contrary and contingent on the availability of federal financial participation, for the period commencing July 1, 2008 through March 31, 2009, up to $24,000,000 of this appropriation, subject to the approval of the director of the budget, will be available for the purpose of increasing medical assistance reimbursement for physician services, diagnostic and treatment centers, and funding for primary care enhancements.

Notwithstanding any inconsistent provision of law, rule or regulation in determining rates of payment made by state governmental agencies effective for services provided on and after April 1, 2008 through March 31, 2009, for inpatient and outpatient services provided by general hospitals and for inpatient services and adult day health care outpatient services provided by residential health care facilities pursuant to article 28 of the public health law, except for residential health care facilities that provide extensive nursing, medical, psychological and counseling support services to children, for home health care services provided pursuant to article 36 of the public health law by certified home health agencies and long term home health care programs, other than for services provided to home care patients diagnosed with AIDS as determined by applicable regu-
lations, and personal care services provided pursuant to section
365-a (2)(e) of the social services law, the commissioner of health
shall apply a trend factor projection equal to 65 percent of the
otherwise applicable trend factor projection attributable to the
period January 1, 2008 through December 31, 2008 in accordance with
paragraph (c) of subdivision 10 of section 2807-c of the public
health law; provided, however, the trend factor methodology set
forth in this section shall not be applicable to rates of payment
made by state governmental agencies for general hospital inpatient
services for discharges occurring on and after July 1, 2008 through
March 31, 2009, insofar as such rates of payment are based on
reported 2005 base year costs and insofar as such trend projections
pertain to inflation attributable to the period January 1, 2006
through December 31, 2007.
Notwithstanding any contrary provision of law, for the period April 1,
2008 through March 31, 2009, the operating cost component of rates
of payment by governmental agencies for inpatient services provided
by residential health care facilities shall reflect the operating
cost component of rates effective for October 1, 2006 for each
facility, as adjusted for inflation by application of 75 percent of
the inflation factor attributed to the period January 1, 2008
through December 31, 2008 computed in accordance with paragraph (c)
of subdivision 10 of section 2807-c of the public health law,
provided, however, that such rates shall be further adjusted by a
per diem add-on amount, as determined by the commissioner of health,
reflecting the proportional amount of each facility's projected
medicaid benefit to the total projected medicaid benefit for all
facilities of the imputed use of the rate-setting methodology set
forth in paragraph (b) of subdivision 2-b of section 2808 of the
public health law, provided, however, that the rates for those
facilities that do not qualify for such a per diem add-on adjustment
shall be further adjusted to include the proportionate benefit, as
determined by the commissioner of health, of the expiration of the
opening paragraph and paragraph (a) of subdivision 16 of section
2808 of the public health law and of paragraph (a) of subdivision 14
of section 2808 of the public health law, and provided further,
however, that the aggregate total of such per diem rate adjustments
shall not exceed $144,000,000, and provided further, however, that
revisions to 2006 rates occurring on and after January 1, 2007,
shall be incorporated into rates in effect for the period April 1,
2008 through March 31, 2009, and provided further, however, that the
capital cost component of such rates shall fully reflect the cost of
local property taxes and payments made in lieu of local property
taxes, as reported in each facility's applicable 2006 cost report,
and provided further, however, that for the period April 1, 2008
through March 31, 2009, voluntary facilities shall not be required
to deposit reimbursement received for depreciation expenses into a
segregated depreciation fund account, and provided further, however,
that to ensure that the quality of resident care is maintained and
improved no less than 65 percent of such diem add-on amount, as
received by each eligible facility, shall be allocated for the
purpose of recruitment and retention of non-supervisory workers or
any worker with direct resident care responsibility or for purposes
authorized under the nursing home quality improvement demonstration
program as established by section 2808-d of the public health law,
provided, however, that in no circumstance shall facilities be
required to spend more than 75 percent of such funds for these
purposes, and provided further, the commissioner of health is
authorized to audit each such facility for the purpose of ensuring
compliance with such allocation requirements and shall recoup any
amount determined to have been in contravention of the requirements
of this paragraph, provided, however, that, upon application of a
facility, the commissioner of health may, after determining that
other funds are not available, waive the application of this allo-
cation requirement insofar as it is determined by the commissioner
of health that additional funds must be expended by such facility to
correct deficiencies that constitute a threat to resident safety;
provided however, if this chapter appropriates sufficient additional
funds to support reimbursement of nursing home rebasing for the
period April 1, 2008 through March 31, 2009, using the methodology
set forth in subdivision 2-b of section 2808 of the public health
law as in effect on March 31, 2008, such methodology shall continue
in effect for the period April 1, 2008 through March 31, 2009 and
the provisions of this section shall not apply and shall be consid-
ered null and void as of March 31, 2008.

Notwithstanding any inconsistent provision of law, rule or regulation
to the contrary, for the period October 1, 2008 through March 31,
2009, the department of health is authorized to conduct a personal
care services demonstration project in the city of New York and is
authorized to contract with an entity to manage necessary assess-
ments and to authorize plans of care that meet the medical needs of
consumers of personal care services in the city of New York under
paragraph (e) of subdivision 2 of section 365-a of the social
services law; provided that such project shall apply to those
consumers who apply for such services on and after the date speci-
fied in such contract and shall not apply to those consumers who are
in receipt of such services on such date and whose authorization for
services is uninterrupted after such date; provided, however, if
this chapter appropriates sufficient additional funds to support the
continued management of personal care services assessments and plans
of care by the city of New York on and after October 1, 2008 through
March 31, 2009, then the provisions of this section shall not apply
and shall be considered null and void as of March 31, 2008.

Notwithstanding any inconsistent provision of law, rule or regulation,
for purposes of establishing rates of payment for certified home
health agency services for the period April 1, 2008 through March
31, 2009, other than for services provided to patients diagnosed
with AIDS, as determined pursuant to applicable regulations, no
amount shall be included in the rate for any community-based agency
that is in excess of 100 percent of the weighted average cost of all
community-based agencies in each such agency's group, or that, in
the case of hospital-based agencies, is in excess of 100 percent of
the weighted average cost of community based agencies in the area in
which such hospital-based agencies are located and, further, the
computation of such rates and associated group average cost ceilings
shall utilize cost and statistical data in the cost reports submit-
ted by such agencies to the department of health for the 2005 calen-
dar year; provided however, if this chapter appropriates sufficient
additional funds to support reimbursement of certified home health
agency for the period April 1, 2008 through March 31, 2009, using
the methodology set forth in subdivision 2-a of section 3614 of the
public health law as in effect on March 31, 2008, such methodology
shall continue in effect for the period April 1, 2008 through March
31, 2009 and the provisions of this section shall not apply and
shall be considered null and void as of March 31, 2008.

Notwithstanding any inconsistent provision of law or regulation, for
purposes of establishing rates of payment by governmental agencies
for certified home health agencies for the period April 1, 2008
through March 31, 2009, the reimbursable base year administrative
and general costs for those certified home health agencies with
annual expenses in excess of $10,000,000, as determined using the
reported base year cost data used to establish the statewide average
administrative and general cost ceiling for the applicable rate
year, shall not exceed the lower of such statewide average or 20
DEPARTMENT OF HEALTH

STATE OPERATIONS AND AID TO LOCALITIES - REAPPROPRIATIONS 2010-11

percent of each such agency's total reimbursable base year costs; provided however, if this chapter appropriates sufficient additional funds to support reimbursement of certified home health agency for the period April 1, 2008 through March 31, 2009, using the methodology set forth in subdivision 2 of section 3614 of the public health law as in effect on March 31, 2008, such methodology shall continue in effect for the period April 1, 2008 through March 31, 2009 and the provisions of this section shall not apply and shall be considered null and void as of March 31, 2008.

Notwithstanding any inconsistent provision of law, rule or regulation, for purposes of establishing rates of payment by governmental agencies for long term home health care programs for the period April 1, 2008 through March 31, 2009, the reimbursable base year administrative and general costs for those providers with annual expenses in excess of $10,000,000, as determined using the reported base year cost data used to establish the statewide average administrative and general ceiling for the applicable rate year, shall not exceed the lower of such statewide average or 20 percent of each such provider's total reimbursable base year costs; provided however, if this chapter appropriates sufficient additional funds to support reimbursement of certified home health agency administrative and general costs for the period April 1, 2008 through March 31, 2009, using the methodology set forth in subdivision 7 of section 3614 of the public health law as in effect on March 31, 2008, such methodology shall continue in effect for the period April 1, 2008 through March 31, 2009 and the provisions of this section shall not apply and shall be considered null and void as of March 31, 2008.

Notwithstanding any inconsistent provision of law, rule or regulation to the contrary, for the period October 1, 2008 through March 31, 2009, the commissioner of health is authorized to assume some or all of the activities from a local social services official for the provision and reimbursement of transportation costs set forth in section 365-h of the social services law. If the commissioner elects to assume such responsibility, the commissioner shall notify the local social services official in writing as to the election, the date upon which the election shall be effective and such information as to transition of responsibilities as the commissioner deems prudent. The commissioner is authorized to contract with a transportation manager to implement such election; provided, however, if this chapter appropriates sufficient additional funds to support transportation costs set forth in section 365-h of the social services law then the provisions of this paragraph shall not apply and shall be deemed null and void as of March 31, 2008.

For services and expenses of the medical assistance program including other long term care services ............................... 2,865,953,000 (re. $1,659,853,000)

For services and expenses of the medical assistance program including managed care services 3,472,795,000 (re. $1,722,795,000)

For services and expenses of the medical assistance program including noninstitutional and other spending 4,237,131,000 (re. $2,857,131,000)

By chapter 54, section 1, of the laws of 2007:

For services and expenses for the medical assistance program, including administrative expenses for local social services districts, pursuant to title XIX of the federal social security act or its successor program.

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

Notwithstanding any other provision of law, the money hereby appropri-
ated may be increased or decreased by interchange, with any appro-
priation of the department of health and the office of medicaid
inspector general and may be increased or decreased by transfer or
suballocation between these appropriated amounts and appropriations
of the office of mental health, office of mental retardation and
developmental disabilities, the office of alcoholism and substance
abuse services, the department of family assistance office of tempo-
rary and disability assistance, office of children and family
services, and state office for the aging with the approval of the
director of the budget, who shall file such approval with the
department of audit and control and copies thereof with the chairman
of the senate finance committee and the chairman of the assembly
ways and means committee.

Notwithstanding any inconsistent provision of law, in lieu of payments
authorized by the social services law, or payments of federal funds
otherwise due to the local social services districts for programs
provided under the federal social security act or the federal food
stamp act, funds herein appropriated, in amounts certified by the
state commissioner of temporary and disability assistance or the
state commissioner of health as due from local social services
districts each month as their share of payments made pursuant to
section 367-b of the social services law may be set aside by the
state comptroller in an interest-bearing account in order to ensure
the orderly and prompt payment of providers under section 367-b of
the social services law pursuant to an estimate provided by the
commissio

for the establishment of any statewide or any peer group base, mean, or ceiling prices per day, shall be calculated utilizing only the number of residents properly assessed and reported in each patient classification group and eligible for medical assistance pursuant to title 11 of article 5 of the social services law. Provided, however, if this chapter appropriates sufficient additional funds to support fully for the period of April 1, 2007, through March 31, 2008, using the methodology for computing the operating component of such rates of payment as in effect on March 31, 2007, such methodology for computing the operating component shall continue in effect for the period April 1, 2007, through March 31, 2008, and the provisions of this appropriation as set forth in this paragraph shall not be utilized.

Notwithstanding paragraph (c) of subdivision 10 of section 2807-c of the public health law, subdivision 2-b of section 2808 of the public health law, and section 21 of chapter 1 of the laws of 1999 and any other inconsistent provision of law or regulation to the contrary, in determining rates of payment by state governmental agencies effective for services provided on and after April 1, 2007 through March 31, 2008 and thereafter for inpatient and outpatient services provided by general hospitals and for inpatient services and outpatient adult day health care services provided by residential health care facilities pursuant to article 28 of the public health law, the commissioner of health shall apply no trend factor projections attributable to the period January 1, 2007 through December 31, 2007. The commissioner of health shall adjust rates of payment to reflect the exclusion of such specified trend factor projections or adjustments.

Notwithstanding any inconsistent provision of law, rule or regulation to the contrary, for the period April 1, 2007 through March 31, 2008, no prior authorization shall be required under the preferred drug program for: atypical anti-psychotics; anti-retrovirals used in the treatment of HIV/AIDS; anti-rejection drugs used for the treatment of organ and tissue transplants; or any other therapeutic class for the treatment of mental illness or HIV/AIDS, recommended by the committee and approved by the commissioner under section 272 of the public health law. The committee may consider and recommend the inclusion of the therapeutic class of anti-depressants in the preferred drug program. Such recommendation may be adopted by the commissioner only after consultation with, and consideration of the recommendation of, the commissioner of the office of mental health. Provided, however, if this chapter appropriates sufficient additional funds to support a preferred drug program as defined pursuant to the exemptions set forth in subdivision 12 of section 272 of the public health law as in effect on March 31, 2007, such exemptions for the preferred drug program shall continue in effect for the period April 1, 2007 through March 31, 2008 and the provisions of this paragraph shall not apply and shall be considered null and void as of March 31, 2007.

Notwithstanding any inconsistent provision of law, rule or regulation to the contrary, for the period April 1, 2007 through March 31, 2008, the commissioner of health shall provide 10 days public notice on the department of health's website prior to any meeting of the pharmacy and therapeutics committee to develop recommendations concerning the preferred drug program; the commissioner shall provide notice of any recommendations developed by such committee regarding the preferred drug program, at least 10 days before any final determination by the commissioner, by making such information available on the department's website; within a reasonable time after a final determination regarding the preferred drug program, the commissioner shall provide public notice on the department's website of such determinations, including: the nature of the deter-
DEPARTMENT OF HEALTH

STATE OPERATIONS AND AID TO LOCALITIES - REAPPROPRIATIONS 2010-11

...an analysis of the impact of the commissioner's determination on state public health plan populations and providers; and the projected fiscal impact to the state public health plan programs of the commissioner's determination. Provided, however, if this chapter appropriates sufficient additional funds to support a preferred drug program as defined pursuant to the public notice requirements set forth in subdivisions 7, 8 and 9 of section 272 of the public health law as in effect on March 31, 2007, such public notice requirements for the preferred drug program shall continue in effect for the period April 1, 2007 through March 31, 2008 and the provisions of this paragraph shall not apply and shall be considered null and void as of March 31, 2007.

Notwithstanding any inconsistent provision of law, rule or regulation to the contrary, for the period April 1, 2007 through March 31, 2008, in establishing a prior authorization requirement for a drug under the clinical drug review program, the commissioner shall, in addition to any other factor required by law to be considered, consider the cost of the drug compared to other drug therapies for the same disease. Provided, however, if this chapter appropriates sufficient additional funds to support a clinical drug program as defined pursuant to criteria for determining prior authorization set forth in subdivision 3 of section 274 of the public health law as in effect on March 31, 2007, such criteria for the clinical drug review program shall continue in effect for the period April 1, 2007 through March 31, 2008 and the provisions of this paragraph shall not apply and shall be considered null and void as of March 31, 2007.

Notwithstanding any inconsistent provision of law, rule or regulation to the contrary, for the period July 1, 2007 through March 31, 2008, medical assistance payment for drugs which may not be dispensed without a prescription shall be made at the following amounts: if the drug dispensed is a multiple source prescription drug or a brand-name prescription drug for which no specific upper limit has been set by the federal centers for medicare and medicaid services, the lower of the estimated acquisition cost of such drug to pharmacies, or the dispensing pharmacy's usual and customary price charged to the general public; (i) for sole and multiple source brand name drugs, estimated acquisition cost means the average wholesale price of a prescription drug based upon the package size dispensed from, as reported by the prescription drug pricing service used by the department of health, less 15 percent thereof, and updated monthly by the department; for a specialized HIV pharmacy, as defined in paragraph (f) of subdivision 9 of section 367-a of the social services law, acquisition cost means the average wholesale price of a prescription drug based upon the package size dispensed from, as reported by the prescription drug pricing service used by the department, less 14 percent thereof, and updated monthly by the department; (ii) for multiple source generic drugs, estimated acquisition cost means the lower of the average wholesale price of a prescription drug based upon the package size dispensed from, as reported by the prescription drug pricing service used by the department, less 30 percent thereof, or the maximum acquisition cost, if any, established pursuant to paragraph (e) of such subdivision; or, for a specialized HIV pharmacy, acquisition cost means the lower of the average wholesale price of a prescription drug based on the package size dispensed from, as reported by the prescription drug pricing service used by the department, less 22 percent thereof, or the maximum acquisition cost, if any, established pursuant to such paragraph (e).
DEPARTMENT OF HEALTH

STATE OPERATIONS AND AID TO LOCALITIES - REAPPROPRIATIONS 2010-11

Notwithstanding any inconsistent provision of law, rule or regulation to the contrary, for the period April 1, 2007 through March 31, 2008, no supplemental medical assistance payments shall be made to providers of emergency medical transportation services that relate to such services provided during calendar year 2007.

Notwithstanding paragraph (c) of subdivision 3 of section 2807-c of the public health law and any inconsistent provision of law, rule or regulation to the contrary, for the period January 1, 2008 through March 31, 2008, adjustments to medical assistance rates of payment for rate periods on and after January 1, 2008, made pursuant to paragraph (c) of subdivision 3 of section 2807-c of the public health law shall, upon a determination by the commissioner of health and the director of the budget that such adjustments shall result in an aggregate increase in total medicaid payments to general hospitals for inpatient services, make such proportional adjustments to such rates of payments as are necessary to reduce such total aggregate payments to an aggregate total that reflects no such increase, provided, however, if this chapter appropriates sufficient additional funds to fully fund such increase, the provisions of this paragraph shall not apply and shall be considered null and void as of January 1, 2008.

For services and expenses of the medical assistance program including hospital inpatient services.
For the grant period October 1, 2006 to September 30, 2007 ............ 2,057,382,000 ................................... (re. $527,400,000)
For the grant period October 1, 2007 to September 30, 2008 ............ 3,102,074,000 ................................... (re. $322,800,000)

For services and expenses of the medical assistance program including hospital outpatient and emergency room services.
For the grant period October 1, 2006 to September 30, 2007 ............ 259,801,000 ........................................ (re. $79,900,000)
For the grant period October 1, 2007 to September 30, 2008 ............ 389,702,000 ........................................ (re. $91,700,000)

For services and expenses of the medical assistance program including clinic services.
For the grant period October 1, 2006 to September 30, 2007 ............ 344,352,000 ........................................ (re. $134,000,000)
For the grant period October 1, 2007 to September 30, 2008 ............ 516,529,000 ........................................ (re. $126,000,000)

For services and expenses of the medical assistance program including nursing home services.
For the grant period October 1, 2006 to September 30, 2007 ............ 1,447,430,000 ...................................... (re. $325,700,000)
For the grant period October 1, 2007 to September 30, 2008 ............ 2,171,145,000 ...................................... (re. $826,000,000)

For services and expenses of the medical assistance program including other long term care services.
For the grant period October 1, 2006 to September 30, 2007 ............ 1,041,109,000 ...................................... (re. $600,400,000)
For the grant period October 1, 2007 to September 30, 2008 ............ 1,561,664,000 ...................................... (re. $447,100,000)

For services and expenses of the medical assistance program including managed care services.
For the grant period October 1, 2006 to September 30, 2007 ............ 1,354,444,000 ...................................... (re. $312,200,000)
For the grant period October 1, 2007 to September 30, 2008 ............ 2,031,666,000 ...................................... (re. $235,500,000)

For services and expenses of the medical assistance program including pharmacy services.
For the grant period October 1, 2006 to September 30, 2007 ............ 754,766,000 ........................................ (re. $41,000,000)
DEPARTMENT OF HEALTH

STATE OPERATIONS AND AID TO LOCALITIES - REAPPROPRIATIONS 2010-11

For the grant period October 1, 2007 to September 30, 2008 ...........
1,125,248,000 .................................... (re. $28,000,000)

For services and expenses of the medical assistance program including
transportation services.
For the grant period October 1, 2006 to September 30, 2007 ...........
78,361,000 ........................................... (re. $78,361,000)
For the grant period October 1, 2007 to September 30, 2008 ...........
117,541,000 ........................................... (re. $64,000,000)

For services and expenses of the medical assistance program including
dental services.
For the grant period October 1, 2006 to September 30, 2007 ...........
60,361,000 ........................................... (re. $38,400,000)
For the grant period October 1, 2007 to September 30, 2008 ...........
90,542,000 ........................................... (re. $17,000,000)

For services and expenses of the medical assistance program including
noninstitutional and other spending.
For the grant period October 1, 2006 to September 30, 2007 ...........
1,749,193,000 ....................................... (re. $477,700,000)
For the grant period October 1, 2007 to September 30, 2008 ...........
2,623,790,000 ....................................... (re. $1,723,800,000)

By chapter 54, section 1, of the laws of 2007, as amended by chapter 54,
section 1, of the laws of 2008:
For services and expenses of the medical assistance program including
a series of targeted chronic illness demonstration projects.
Notwithstanding section 112 and section 163 of the state finance law,
for chronic illness demonstration projects authorized by section
364-1 of the social services law, the commissioner of health may
allocate up to $2,500,000 of the amount appropriated for contracts
without a request for proposal or any other competitive process.
For the grant period October 1, 2006 to September 30, 2007 ...........
1,600,000 ........................................... (re. $1,600,000)
For the grant period October 1, 2007 to September 30, 2008 ...........
2,400,000 ........................................... (re. $2,400,000)

By chapter 54, section 1, of the laws of 2006, as amended by chapter 54,
section 1, of the laws of 2007:
For services and expenses for the medical assistance program, includ-
ing administrative expenses for local social services districts,
pursuant to title XIX of the federal social security act or its
successor program.
The moneys hereby appropriated are to be available for payment of aid
heretofore accrued or hereafter to accrue to municipalities, and to
providers of medical services pursuant to section 367-b of the
social services law, and for payment of state aid to municipalities
and to providers of family care where payment systems through the
fiscal intermediaries are not operational, shall be available to the
department net of disallowances, refunds, reimbursements, and cred-
its.

Notwithstanding any other provision of law, the money hereby appropri-
ated may be increased or decreased by interchange, with any appro-
priation of the department of health, and may be increased or
decreased by transfer or suballocation between these appropriated
amounts and appropriations of the department of family assistance
office of temporary and disability assistance, office of children
and family services, and state office for the aging with the
approval of the director of the budget, who shall file such approval
with the department of audit and control and copies thereof with the
chairman of the senate finance committee and the chairman of the
assembly ways and means committee.
Notwithstanding any inconsistent provision of law, in lieu of payments authorized by the social services law, or payments of federal funds otherwise due to the local social services districts for programs provided under the federal social security act or the federal food stamp act, funds herein appropriated, in amounts certified by the state commissioner of temporary and disability assistance or the state commissioner of health as due from local social services districts each month as their share of payments made pursuant to section 367-b of the social services law may be set aside by the state comptroller in an interest-bearing account in order to ensure the orderly and prompt payment of providers under section 367-b of the social services law pursuant to an estimate provided by the commissioner of health of each local social services district's share of payments made pursuant to section 367-b of the social services law.

Notwithstanding any inconsistent provision of law, up to $500,000,000 of the moneys hereby appropriated may be used for services and expenses including grants related to the federal-state health reform partnership program and/or its successor program and may be transferred to the miscellaneous special revenue fund federal-state health reform partnership program account and/or other state agencies, provided, however, that the section 1115 waiver demonstration which is entitled the federal-state health reform partnership, is in effect in accordance with the terms and conditions approved by the secretary of the federal department of health and human services and accepted by the state, and further provided that funds appropriated for the federal-state health reform partnership program are disbursed only in accordance with those terms and conditions.

Notwithstanding any inconsistent provision of law, rule or regulation to the contrary, for the period January 1, 2007 through March 31, 2007, persons who are eligible for medical assistance and who are also beneficiaries under part D of title XVIII of the federal social security act, shall not be eligible for medical assistance coverage of drugs which are denominated as "covered part D drugs" under section 1860D-2(e) of such act; provided however that, for purposes of this paragraph, "covered part D drugs" shall not mean atypical anti-psychotics, anti-depressants, anti-retrovirals used in the treatment of HIV/AIDS, or anti-rejection drugs used for the treatment of organ and tissue transplants.

Notwithstanding any inconsistent provision of law, rule or regulation to the contrary, up to $20,000,000 may be used for the purpose of rebasing residential health care facilities effective January 1, 2007 through March 31, 2007 in accordance with this paragraph, and as provided pursuant to a chapter of the laws of 2006. Notwithstanding any inconsistent provision of this section, or any other contrary provision of law and subject to the availability of federal financial participation, the operating cost component of rates of payment by governmental agencies for inpatient services provided for the period of January 1, 2007 through March 31, 2007, by residential health care facilities shall be in accordance with a chapter of the laws of 2006 which shall provide that for this period: (a) the operating cost component of rates of payment shall reflect the operating cost component of rates effective for October 1, 2006, as adjusted for inflation in accordance with the chapter amendment pursuant to the laws of 2006; (b) the rate shall be further adjusted by a per diem add-on amount, as determined by the commissioner, reflecting the proportional amount of each facility's projected Medicaid benefit to the total projected Medicaid benefit for all facilities of the imputed use of the rate-setting methodology set forth in this subdivision, provided, however, that for those facilities that do not receive a per diem adjustment shall have their rates further adjusted to include the proportionate benefit, as determined by the
commissioner of health, of the expiration of the opening paragraph
and paragraph (a) of subdivision 16 and paragraph (a) of subdivision
14 of section 2808 of the public health law, provided, however, that
the aggregate total of such adjustments shall not exceed
$137,500,000 for this rate period; (c) rates for the period of Janu-
ary 1 through March 31, 2007 shall fully reflect the cost of local
property taxes and payments made in lieu of local property taxes, as
reported in each facility's cost report submitted for the year two
years prior to the rate year; (d) rates for the period of January 1
through March 31, 2007, as computed pursuant to this paragraph,
shall not be subject to case mix adjustment, provided, however, that
a facility may, in accordance with its existing full house schedule
of submission of patient review instruments, submit data in support
of a request for a rate adjustment to reflect an increased facility
case mix equal to or greater than .05, provided further, however,
that such a facility will be required to continue to make such full
house submissions in accordance with its existing submission sched-
ule and in accordance with a chapter of the laws of 2006; (e) For
the period January 1 through March 31, 2007, notwithstanding any
contrary provision of law or regulation, voluntary facilities shall
not be required to deposit reimbursement received for depreciation
expenses into a segregated depreciation fund account.
Notwithstanding any inconsistent provision of law, rule or regulation
to the contrary, for the period April 1, 2006 through March 31,
2007, persons who are eligible for medical assistance shall not be
eligible for medical assistance coverage of drugs for the treatment
of sexual or erectile dysfunction, unless such drugs are used to
treat a condition, other than sexual or erectile dysfunction, for
which the drugs have been approved by the federal food and drug
administration.
Notwithstanding any inconsistent provision of law, rule or regulation
to the contrary, for the period April 1, 2006 through March 31,
2007, "health care services" under the family health plus program
shall not include drugs for the treatment of sexual or erectile
dysfunction, unless such drugs are used to treat a condition, other
than sexual or erectile dysfunction, for which the drugs have been
approved by the federal food and drug administration.
Notwithstanding any inconsistent provision of law, rule or regulation
to the contrary, for the period April 1, 2006 through March 31,
2007, medical assistance payment for drugs which may not be
dispensed without a prescription shall be made at the following
amounts: if the drug dispensed is a multiple source prescription
drug or a brand-name prescription drug for which no specific upper
limit has been set by the federal centers for medicare and medicaid
services, the lower of the estimated acquisition cost of such drug
to pharmacies, or the dispensing pharmacy's usual and customary
price charged to the general public; (i) for sole and multiple
source brand name drugs, estimated acquisition cost means the aver-
age wholesale price of a prescription drug based upon the package
size dispensed from, as reported by the prescription drug pricing
service used by the department of health, less 13.25 percent there-
of, and updated monthly by the department; (ii) for multiple source
generic drugs, estimated acquisition cost means the lower of the
average wholesale price of a prescription drug based on the package
size dispensed from, as reported by the prescription drug pricing
service used by the department, less 20 percent thereof, or the
maximum acquisition cost, if any, established pursuant to paragraph
(e) of subdivision 9 of section 367-a of the social services law.
Notwithstanding any inconsistent provision of law, rule or regulation
to the contrary, rates of payment by state governmental agencies
effective for services provided on and after April 1, 2006 through
March 31, 2007 and thereafter for inpatient and outpatient services
provided by general hospitals and for inpatient services and outpatient adult day health care services provided by residential health care facilities pursuant to article 28 of the public health law, the commissioner of health shall apply a trend factor of 2.25 percent attributable to the period January 1, 2006 through December 31, 2006, provided, however, that on reconciliation of the trend factor for the period January 1, 2006 through December 31, 2006 pursuant to paragraph (c) of subdivision 10 of section 2807-c of the public health law, such trend factor shall be the final U.S. consumer price index (CPI) for all urban consumers, as published by the U.S. Department of Labor, Bureau of Labor Statistics less twenty-five hundredths of a percentage point. The commissioner of health shall adjust rates of payment to reflect the exclusion of such specified trend factor projections or adjustments.

Notwithstanding any inconsistent provision of law, rule or regulation to the contrary, for the period April 1, 2006 through March 31, 2007, for purposes of establishing rates of payment by governmental agencies for residential health care facilities licensed pursuant to the public health law, the operating component of the rate for any residential health care facility that has not achieved 90 percent or greater occupancy for any year within 5 calendar years from the date of commencing operation, shall be re-calculated utilizing the facility's most recently available reported allowable costs divided by patient days imputed at 90 percent occupancy; provided further that such rates paid for this period shall not contain a payment factor for interest on current indebtedness if the residential health care facility cost report utilized to determine such payment factor also shows a withdrawal of equity, a transfer of assets, or a positive net income. The annual cost report filed by each residential health care facility for the 2005 calendar year shall be examined and in the event the operating costs reported by each such facility in such cost report is less than 90 percent of the operating costs reported in the cost report which is being utilized to set such facility's rates of payment for the period April 1, 2006 through March 31, 2007, then such rates of payment shall be recalculated utilizing the operating cost data for 2005.

Notwithstanding any inconsistent provision of law, rule or regulation to the contrary for the period April 1, 2006 through March 31, 2007, for transfers made on or after February 8, 2006; "assets" means all income and resources of an individual and of the individual's spouse, including income and resources to which the individual or the individual's spouse is entitled but which are not received because of action by; the individual or the individual's spouse; a person with legal authority to act in place of or on behalf of the individual or the individual's spouse; a person acting at the direction or upon the request of the individual or the individual's spouse; a person acting at the direction or upon the request of the individual or the individual's spouse; or by a court or administrative body with legal authority to act in place of or on behalf of the individual or the individual's spouse; "blind" has the same meaning given to such term in section 1614(a)(2) of the federal social security act; "disabled" has the same meaning given to such term in section 1614(a)(3) of the federal social security act; "income" has the same meaning given to such term in section 1612 of the federal social security act; "resources" has the same meaning given to such term in section 1613 of the federal social security act, without regard to the exclusion provided for in subsection (a)(1) of such section; "look-back period" means the sixty-month period immediately preceding the date that an institutionalized individual is both institutionalized and has applied for medical assistance; "institutionalized individual" means any individual who is an inpatient in a nursing facility, including an intermediate care facility for the
mentally retarded, or who is an in-patient in a medical facility and is receiving a level of care provided in a nursing facility, or who is receiving care, services or supplies pursuant to a waiver granted pursuant to subsection (c) of section 1915 of the federal social security act; "intermediate care facility for the mentally retarded" means a facility certified under article sixteen of the mental hygiene law and which has a valid agreement with the department for providing intermediate care facility services and receiving payment therefor under title XIX of the federal social security act; "nursing facility" means a nursing home as defined by section twenty-eight hundred one of the public health law and an intermediate care facility for the mentally retarded; "nursing facility services" means nursing care and health related services provided in a nursing facility; a level of care provided in a hospital which is equivalent to the care which is provided in a nursing facility; and care, services or supplies provided pursuant to a waiver granted pursuant to subsection (c) of section 1915 of the federal social security act.

Notwithstanding any inconsistent provision of law, rule or regulation to the contrary for the period April 1, 2006 through March 31, 2007, the uncompensated value of an asset is the fair market value of such asset at the time of transfer less any outstanding loans, mortgages, or other encumbrances on the asset, minus the amount of the compensation received in exchange for the asset.

Notwithstanding any inconsistent provision of law, rule or regulation to the contrary, in determining the medical assistance eligibility of an institutionalized individual for the period April 1, 2006 through March 31, 2007, any transfer of an asset by the individual or the individual's spouse for less than fair market value made within or after the look-back period shall render the individual ineligible for nursing facility services for the period of time specified in law. The purchase of an annuity shall be treated as the disposal of an asset for less than fair market value unless: the state is named as the beneficiary in the first position for at least the total amount of medical assistance paid on behalf of the annuitant, or the state is named in the second position after a community spouse or minor or disabled child and is named in the first position if such spouse or a representative of such child disposes of any such remainder for less than fair market value; and the annuity meets the requirements of section 1917(c)(1)(G) of the federal social security act. The purchase of a life estate interest in another person's home shall be treated as the disposal of an asset for less than fair market value unless the purchaser resided in such home for a period of at least one year after the date of purchase. The purchase of a promissory note, loan, or mortgage shall be treated as the disposal of an asset for less than fair market value unless such note, loan, or mortgage meets the requirements of section 1917(c)(1)(I) of the federal social security act.

Notwithstanding any inconsistent provision of law, rule or regulation to the contrary for the period April 1, 2006 through March 31, 2007, an individual shall not be ineligible for services solely by reason of any such transfer to the extent that the asset transferred was a home and title to the home was transferred to: (A) the spouse of the individual; or (B) a child of the individual who is under the age of twenty-one years or blind or disabled; or (C) a sibling of the individual who has an equity interest in such home and who resided in such home for a period of at least one year immediately before the date the individual became an institutionalized individual; or (D) a child of the individual who was residing in such home for a period of at least two years immediately before the date the individual became an institutionalized individual, and who provided care to the individual which permitted the individual to reside at home rather
than in an institution or facility; or the assets (A) were transferred to the individual's spouse, or to another for the sole benefit of the individual's spouse; or (B) were transferred from the individual's spouse to another for the sole benefit of the individual's spouse; or (C) were transferred to the individual's child who is blind or disabled, or to a trust established solely for the benefit of such child; or (D) were transferred to a trust established solely for the benefit of an individual under sixty-five years of age who is disabled; or a satisfactory showing is made that: (A) the individual or the individual's spouse intended to dispose of the assets either at fair market value, or for other valuable consideration; or (B) the assets were transferred exclusively for a purpose other than to qualify for medical assistance; or (C) all assets transferred for less than fair market value have been returned to the individual; or denial of eligibility would cause an undue hardship, such that application of the transfer of assets provision would deprive the individual of medical care such that the individual's health or life would be endangered, or would deprive the individual of food, clothing, shelter, or other necessities of life.

The commissioner of health shall develop a hardship waiver process which shall include a timely process for determining whether an undue hardship waiver will be granted and a timely process under which an adverse determination can be appealed. The commissioner of health shall provide notice of the hardship waiver process in writing to those individuals who are required to comply with the transfer of assets provision under this section. If such an individual is institutionalized, the facility in which he or she is residing shall be permitted to file an undue hardship waiver application on behalf of such individual with the consent of the individual or the personal representative of the individual.

Notwithstanding any inconsistent provision of law, rule or regulation to the contrary for the period April 1, 2006 through March 31, 2007, any transfer made by an individual or the individual's spouse for less than fair market value shall cause the person to be ineligible for services for a period equal to the total, cumulative uncompensated value of all assets transferred during or after the look-back period, divided by the average monthly costs of nursing facility services provided to a private patient for a given period of time at the time of application, as determined pursuant to the regulations of the department. The average monthly costs of nursing facility services to a private patient for a given period of time at the time of application shall be presumed to be one hundred twenty percent of the average medical assistance rate of payment as of the first day of January of each year for nursing facilities within the region where the applicant resides, as established pursuant to paragraph (b) of subdivision sixteen of section twenty-eight hundred seven-c of the public health law. The period of ineligibility shall begin the first day of a month during or after which assets have been transferred for less than fair market value, or the first day the otherwise eligible individual is receiving services for which medical assistance coverage would be available based on an approved application for such care but for the transfer of assets for less than fair market value, whichever is later, and which does not occur in any other periods of ineligibility under this paragraph.

Notwithstanding any inconsistent provision of law, rule or regulation to the contrary for the period April 1, 2006 through March 31, 2007, in the case of an asset held by an individual in common with another person or persons in a joint tenancy, tenancy in common, or similar arrangement, the asset, or the affected portion of the asset, shall be considered transferred by such individual when any action is
taken, either by such individual or by any other person, that reduces or eliminates such individual's ownership or control of such asset.

Notwithstanding any inconsistent provision of law, rule or regulation to the contrary for the period April 1, 2006 through March 31, 2007, in the case of a trust established by the individual, as determined pursuant to the regulations of the department, any payment, other than a payment to or for the benefit of the individual, from a revocable trust is considered to be a transfer of assets by the individual and any payment, other than to or for the benefit of the individual, from the portion of an irrevocable trust which, under any circumstance, could be made available to the individual is considered to be a transfer of assets by the individual and, further, the value of any portion of an irrevocable trust from which no payment could be made to the individual under any circumstances is considered to be a transfer of assets by the individual as of the date of establishment of the trust, or, if later, the date on which the payment is foreclosed.

For the grant period October 1, 2006 to September 30, 2007 ...........
12,985,613,000 .................................. (re. $170,902,000)

By chapter 54, section 1, of the laws of 2005:
For the grant period October 1, 2005 to September 30, 2006 ...........
12,119,290,000 ................................ (re. $4,349,700,000)

OFFICE OF HEALTH INSURANCE PROGRAMS

General Fund / State Operations
State Purposes Account - 003

By chapter 54, section 1, of the laws of 2009:
For services and expenses related to creation of a state enrollment portal.
Contractual services ... 32,000,000 ................ (re. $32,000,000)

General Fund / Aid to Localities
Local Assistance Account - 001

By chapter 54, section 1, of the laws of 2009:
For grants to a New York state based not-for-profit organization with expertise in the New York state medicaid program for studies, reviews and analysis, to be performed in conjunction with the department of health, on medicaid policy, operational and other issues as defined by the department. All or a portion of this appropriation may be transferred to state operations appropriations ... 1,391,200 ................ (re. $1,391,200)

For services and expenses related to the Vera Institute of Justice Guardianship project. Funds appropriated herein are supported by savings resulting from the increased Federal Medical Assistance Percentage (FMAP) provided pursuant to the American recovery and reinvestment act of 2009 ... 500,000 ............... (re. $500,000)

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 2009, is hereby amended by transferring $75,000,000 to the special revenue funds - federal / aid to localities, federal health and human services fund - 265, and is reappropriated to read:
For services and expenses for the medical assistance program and administration of the medical assistance program and survey and certification program, provided pursuant to title XIX of the federal social security act.

Notwithstanding any inconsistent provision of law and subject to the approval of the director of the budget, moneys hereby appropriated may be increased or decreased by transfer or suballocation between these appropriated amounts and appropriations of other state agencies and appropriations of the department of health. Notwithstanding any inconsistent provision of law and subject to approval of the director of the budget, moneys hereby appropriated may be transferred or suballocated to other state agencies for reimbursement to local government entities for services and expenses related to administration of the medical assistance program.

846,697,000 ..................................... (re. $807,376,000)

By chapter 54, section 1, of the laws of 2007, as transferred by chapter 54, section 1, of the laws of 2009:

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

Notwithstanding any inconsistent provision of law and subject to the approval of the director of the budget, moneys hereby appropriated may be increased or decreased by transfer or suballocation between these appropriated amounts and appropriations of other state agencies and appropriations of the department of health. Notwithstanding any inconsistent provision of law and subject to approval of the director of the budget, moneys hereby appropriated may be transferred or suballocated to other state agencies for reimbursement to local government entities for services and expenses related to administration of the medical assistance program.

For the grant period October 1, 2007 to September 30, 2008 ............ 1,859,816,000 ..................................... (re. $690,313,000)

By chapter 54, section 1, of the laws of 2006, as transferred by chapter 54, section 1, of the laws of 2009:

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

Notwithstanding any inconsistent provision of law and subject to the approval of the director of the budget, moneys hereby appropriated may be increased or decreased by transfer or suballocation between these appropriated amounts and appropriations of other state agencies and appropriations of the department of health. Notwithstanding any inconsistent provision of law and subject to approval of the director of the budget, moneys hereby appropriated may be transferred or suballocated to other state agencies for reimbursement to local government entities for services and expenses related to administration of the medical assistance program.
DEPARTMENT OF HEALTH

STATE OPERATIONS AND AID TO LOCALITIES - REAPPROPRIATIONS 2010-11

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

For the grant period October 1, 2006 to September 30, 2007 ...........
1,867,679,500 ................................... (re. $400,000,000)

By chapter 54, section 1, of the laws of 2005, as transferred by chapter 54, section 1, of the laws of 2009:
For services and expenses for the medical assistance program and administration of the medical assistance program and survey and certification program, provided pursuant to title XIX of the federal social security act.

Notwithstanding any inconsistent provision of law and subject to the approval of the director of the budget, moneys hereby appropriated may be increased or decreased by transfer or suballocation between these appropriated amounts and appropriations of other state agencies and appropriations of the department of health. Notwithstanding any inconsistent provision of law and subject to approval of the director of the budget, moneys hereby appropriated may be transferred or suballocated to other state agencies for reimbursement to local government entities for services and expenses related to administration of the medical assistance program.

For the grant period October 1, 2005 to September 30, 2006 ...........
1,836,697,000 ..................................... (re. $6,000,000)

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

The appropriation made by chapter 54, section 1, of the laws of 2009, to the special revenue funds - federal / state operations, federal health and human services fund - 265, as transferred and amended by this act, is reappropriated to read:

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

Notwithstanding any inconsistent provision of law and subject to the approval of the director of the budget, moneys hereby appropriated may be increased or decreased by transfer or suballocation between these appropriated amounts and appropriations of other state agencies and appropriations of the department of health. Notwithstanding any inconsistent provision of law and subject to approval of the director of the budget, moneys hereby appropriated may be transferred or suballocated to other state agencies for reimbursement to local government entities for services and expenses related to administration of the medical assistance program ........
75,000,000 ....................................... (re. $61,000,000)

Special Revenue Funds - Other / Aid to Localities
Miscellaneous Special Revenue Fund - 339

Federal State Health Reform Partnership Account

By chapter 54, section 1, of the laws of 2009:
Notwithstanding any inconsistent provision of law, the money appropriated herein shall be available for services and expenses including grants related to the federal-state health reform partnership program and/or its successor program, provided, however, that the section 1115 waiver demonstration which is entitled the federal-state health reform partnership, is in effect in accordance with the
DEPARTMENT OF HEALTH

STATE OPERATIONS AND AID TO LOCALITIES - REAPPROPRIATIONS 2010-11

terms and conditions approved by the secretary of the federal
department of health and human services, and further provided that
funds appropriated for the federal-state health reform partnership
program are disbursed only in accordance with those terms and condi-
tions. Subject to the approval of the director of the budget, moneys
appropriated herein may be transferred or suballocated to the state
office for the aging and other state agencies ......................
300,000,000 ..................................... (re. $300,000,000)

By chapter 54, section 1, of the laws of 2008:
Notwithstanding any inconsistent provision of law, the money appropri-
ated herein shall be available for services and expenses including
grants related to the federal-state health reform partnership
program and/or its successor program, provided, however, that the
section 1115 waiver demonstration which is entitled the federal-
state health reform partnership, is in effect in accordance with the
terms and conditions approved by the secretary of the federal
department of health and human services, and further provided that
funds appropriated for the federal-state health reform partnership
program are disbursed only in accordance with those terms and condi-
tions. Subject to the approval of the director of the budget, moneys
appropriated herein may be transferred or suballocated to the state
office for the aging and other state agencies ......................
300,000,000 ..................................... (re. $300,000,000)

By chapter 54, section 1, of the laws of 2007, as transferred by chapter
54, section 1, of the laws of 2009:
Notwithstanding any inconsistent provision of the law, the money
appropriated herein shall be available for services and expenses
including grants related to the federal-state health reform partner-
ship program and/or its successor program, provided, however, that
the section 1115 waiver demonstration which is entitled the feder-
al-state health reform partnership, is in effect in accordance with
the terms and conditions approved by the secretary of the federal
department of health and human services, and further provided that
funds appropriated for the federal-state health reform partnership
program are disbursed only in accordance with those terms and condi-
tions. Subject to the approval of the director of the budget, moneys
appropriated herein may be transferred or suballocated to the state
office for the aging and other state agencies ......................
300,000,000 ..................................... (re. $213,000,000)

By chapter 54, section 1, of the laws of 2006, as transferred by chapter
54, section 1, of the laws of 2009:
Notwithstanding any inconsistent provision of law, the money appropri-
ated herein shall be available for services and expenses including
grants related to the federal-state health reform partnership
program and/or its successor program, provided, however, that the
section 1115 waiver demonstration which is entitled federal-state
health reform partnership, is in effect in accordance with the terms
and conditions approved by the secretary of the federal department
of health and human services and accepted by the state, and further
provided that funds appropriated for the federal-state health reform
partnership program are disbursed only in accordance with those
terms and conditions. Subject to the approval of the director of the
budget, moneys appropriated herein may be transferred or suballo-
cated to the state office for the aging and other state agencies ...
500,000,000 ..................................... (re. $300,000,000)
STATE OPERATIONS AND AID TO LOCALITIES - REAPPROPRIATIONS 2010-11

OFFICE OF HEALTH SYSTEMS MANAGEMENT

General Fund / State Operations
State Purposes Account - 003

By chapter 54, section 1, of the laws of 2008:
For services and expenses of the health e-link.
Contractual services ... 750,000 ...................... (re. $747,000)

By chapter 54, section 1, of the laws of 2007, as transferred by chapter 54, section 1, of the laws of 2009:
For services and expenses of the health e-link.
Contractual services ... 750,000 ...................... (re. $326,000)

General Fund / Aid to Localities
Local Assistance Account - 001

By chapter 54, section 1, of the laws of 2009:
For services and expenses related to the operation of the incident reporting system (NYPORTS). A portion of this appropriation may be transferred to state operations appropriations .................... 625,100 ............................................. (re. $625,100)

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

By chapter 54, section 1, of the laws of 2009:
For expenses incurred in the administration of the prescription drug monitoring program relating to the prescribing and dispensing of controlled substances ... 400,000 ................... (re. $400,000)

By chapter 54, section 1, of the laws of 2008:
For expenses incurred in the administration of the prescription drug monitoring program relating to the prescribing and dispensing of controlled substances ... 400,000 ................... (re. $400,000)

By chapter 54, section 1, of the laws of 2007, as transferred by chapter 54, section 1, of the laws of 2009:
For expenses incurred in the administration of the prescription drug monitoring program relating to the prescribing and dispensing of controlled substances.
For grants beginning on or after November 1, 2007 ................. 400,000 ................... (re. $311,000)

By chapter 54, section 1, of the laws of 2006, as transferred by chapter 54, section 1, of the laws of 2009:
For expenses incurred in the administration of Harold Rogers prescription drug monitoring program relating to the prescribing and dispensing of controlled substances:
For the grant period June 1, 2006 to May 31, 2007 ................. 400,000 ................... (re. $341,000)

By chapter 54, section 1, of the laws of 2005, as transferred by chapter 54, section 1, of the laws of 2009:
For expenses incurred in the administration of Harold Rogers prescription drug monitoring program relating to the prescribing and dispensing of controlled substances:
For the grant period June 1, 2005 to May 31, 2006 ................. 350,000 ................... (re. $1,500)
DEPARTMENT OF HEALTH

STATE OPERATIONS AND AID TO LOCALITIES - REAPPROPRIATIONS 2010-11

By chapter 54, section 1, of the laws of 2004, as transferred by chapter 54, section 1, of the laws of 2009:
For expenses incurred in the administration of Harold Rogers prescription drug monitoring program relating to the prescribing and dispensing of controlled substances:
For the grant period October 1, 2003 to September 30, 2004 ..........
300,000 ............................................... (re. $9,000)

Special Revenue Funds - Other / State Operations
Miscellaneous Special Revenue Fund - 339
Certificate of Need Account

By chapter 54, section 1, of the laws of 2009:
For services and expenses related to the certificate of need program.
Contractual services ... 1,970,000 ................. (re. $1,890,000)

OFFICE OF LONG TERM CARE

General Fund / State Operations
State Purposes Account - 003

By chapter 54, section 1, of the laws of 2009:
For services and expenses related to the home health aide registry.
Personal service--regular ... 300,000 .................. (re. $300,000)
Supplies and materials ... 700 ........................... (re. $700)
Travel ... 1,300 ........................................ (re. $1,300)
Contractual services ... 1,680,000 .................. (re. $1,680,000)
Equipment ... 18,000 ................................... (re. $18,000)

General Fund / Aid to Localities
Local Assistance Account - 001

By chapter 54, section 1, of the laws of 2009:
For services and expenses of the quality incentive payment program ...
2,605,000 ............................................... (re. $2,605,000)
The monies hereby appropriated shall be available for the cost of housing subsidies to certain participants in the nursing home transition and diversion waiver program as authorized by chapters 615 and 627 of the laws of 2004. A portion of such funds may be used for administration of the housing subsidies, either by state staff or a not-for-profit agency. A portion of this appropriation may be transferred to state operations appropriations. Up to 100 percent of this appropriation may be suballocated to the division of housing and community renewal ... 2,303,000 .................. (re. $2,303,000)
For additional services and expenses of the quality incentive payment program ... 2,068,000 ........................... (re. $2,068,000)
For additional services and expenses for the enhancing abilities and life experience (EnAbLE) program for the purpose of providing air conditioning in resident rooms. In distributing such funds, the department shall give priority to those applicants whose residents demonstrate the highest level of need, including but not limited to, those with psychiatric disabilities and the elderly, and consideration to applicants in the greatest financial need of such assistance ... 1,353,600 .......................... (re. $1,353,600)

By chapter 54, section 1, of the laws of 2008, as amended by chapter 496, section 5, of the laws of 2008:
The monies hereby appropriated shall be available for the cost of housing subsidies to certain participants in the nursing home transition and diversion waiver program as authorized by chapters 615 and 627 of the laws of 2004. A portion of such funds may be used for administration of the housing subsidies, either by state staff or a
not-for-profit agency. A portion of this appropriation may be trans-
ferred to state operations appropriations. Up to 100 percent of this
appropriation may be suballocated to the division of housing and
community renewal, provided, however, that the amount of this appro-
priation available for expenditure and disbursement on and after
September 1, 2008 shall be reduced by six percent of the amount that
was undisbursed as of August 15, 2008 ........................................
2,450,000 ........................................................................... (re. $2,303,000)

Special Revenue Funds - Other / Aid to Localities
HCRA Resources Fund - 061
Health Services Account

By chapter 54, section 1, of the laws of 2009:
For services and expenses related to adult home initiatives including
but not limited to, social and recreational services; programs to
support wellness including smoking cessation; falls prevention;
maintaining or improving physical mobility, cognitive functioning or
overall health; and advocacy and legal support.
Notwithstanding any inconsistent provision of law and subject to the
approval of the director of the budget, moneys hereby appropriated
may be transferred to the office of mental health, the office for
the aging, and the commission on quality of care and advocacy for
persons with disabilities. Moneys herein appropriated may be used
for the purpose of awarding grants to operators of adult homes,
enriched housing programs and residences through the enhancing
abilities and life experience (EnAbLE) program to improve the
quality of life and independence for residents. Use of program funds
may include, but shall not be limited to, independent living skills
training, vocational or educational programs; peer specialists;
employment specialist; or services and supports to allow residents
to maintain independence in their activities of daily living. Such
grants shall be made pursuant to criteria established by the
department of health. A preference in funding shall be granted to
applicants for use of program funds which would serve residents
receiving supplemental security income and/or safety net. No grants
shall be made unless the department of health receives satisfactory
documentation that the resident council of any facility for which
funds are requested has endorsed the proposed use of funds as set
forth in the grant application ... 2,477,800 ...... (re. $2,477,800)
For additional services and expenses for the enhancing abilities and
life experience (EnAbLE) program to improve the quality of life of
residents. Use of program funds may include, but shall not be
limited to, providing air conditioning in resident rooms, providing
generators to facilities, improving the quality of food services and
other quality of life activities. In distributing such funds, the
department shall give priority to those applicants whose residents
demonstrate the highest level of need, including but not limited to,
those with psychiatric disabilities and the elderly, and
consideration to applicants in the greatest financial need of such
assistance ... 1,833,900 ............................................ (re. $1,833,900)

By chapter 54, section 1, of the laws of 2008, as amended by chapter
496, section 5, of the laws of 2008:
For services and expenses related to adult home initiatives including
but not limited to, social and recreational services; programs to
support wellness including smoking cessation; falls prevention;
maintaining or improving physical mobility, cognitive functioning or
overall health; and advocacy and legal support.
Notwithstanding any inconsistent provision of law and subject to the
approval of the director of the budget, moneys hereby appropriated
may be transferred to the office of mental health, the office for
the aging, and the commission on quality of care and advocacy for
persons with disabilities. Moneys herein appropriated may be used
for the purpose of awarding grants to operators of adult homes,
enriched housing programs and residences through the enhancing abil-
ities and life experience (EnAbLE) program to improve the quality of
life and independence for residents. Use of program funds may
include, but shall not be limited to, independent living skills
training, vocational or educational programs; peer specialists;
employment specialist; or services and supports to allow residents
to maintain independence in their activities of daily living. Such
grants shall be made pursuant to criteria established by the depart-
ment of health. A preference in funding shall be granted to appli-
cants for use of program funds which would serve residents receiving
supplemental security income and/or safety net. No grants shall be
made unless the department of health receives satisfactory documen-
tation that the resident council of any facility for which funds are
requested has endorsed the proposed use of funds as set forth in the
grant application, provided, however, that the amount of this appro-
priation available for expenditure and disbursement on and after
September 1, 2008 shall be reduced by six percent of the amount that
was undisbursed as of August 15, 2008 ........................................

2,636,000 .................................................. (re. $2,478,000)

For additional services and expenses for the enhancing abilities and
life experience (EnAbLE) program to improve the quality of life of
residents. Use of program funds may include, but shall not be limit-
ed to, providing air conditioning in resident rooms, providing
generators to facilities, improving the quality of food services and
other quality of life activities. In distributing such funds, the
department shall give priority to those applicants whose residents
demonstrate the highest level of need, including but not limited to,
those with psychiatric disabilities and the elderly, and consider-
atation to applicants in the greatest financial need of such assist-
ance, provided, however, that the amount of this appropriation
available for expenditure and disbursement on and after September 1,
2008 shall be reduced by six percent of the amount that was undis-
bursed as of August 15, 2008 ... 1,951,000 .......... (re. $1,834,000)

By chapter 54, section 1, of the laws of 2007, as transferred by chapter
54, section 1, of the laws of 2009:

For services and expenses related to adult home initiatives including
but not limited to, social and recreational services; programs to
support wellness including smoking cessation; falls prevention;
maintaining or improving physical mobility, cognitive functioning or
overall health; and advocacy and legal support.

Notwithstanding any inconsistent provision of law and subject to the
approval of the director of the budget, moneys hereby appropriated
may be transferred to the office of mental health, the office for
the aging, and the commission on quality of care and advocacy for
persons with disabilities. Moneys herein appropriated may be used
for the purpose of awarding grants to operators of adult homes,
enriched housing programs and residences through the enhancing abil-
ities and life experience (EnAbLE) program to improve the quality of
life and independence for residents. Use of program funds may
include, but shall not be limited to, independent living skills
training, vocational or educational programs; peer specialists;
employment specialist; or services and supports to allow residents
to maintain independence in their activities of daily living. Such
grants shall be made pursuant to criteria established by the depart-
ment of health. A preference in funding shall be granted to appli-
cants for use of program funds which would serve residents receiving
supplemental security income and/or safety net. No grants shall be
made unless the department of health receives satisfactory documen-
DEPARTMENT OF HEALTH

STATE OPERATIONS AND AID TO LOCALITIES - REAPPROPRIATIONS 2010-11

1 tation that the resident council of any facility for which funds are
2 requested has endorsed the proposed use of funds as set forth in the
3 grant application ... 2,750,000 ....................... (re. $2,690,000)
4 For additional services and expenses for the enhancing abilities and
5 life experience (EnAbLE) program for the purpose of providing air
6 conditioning in resident rooms. In distributing such funds, the
department shall give priority to those applicants whose residents
demonstrate the highest level of need, including but not limited to,
those with psychiatric disabilities and the elderly, and consider-
atation to applicants in the greatest financial need of such assistance
... 2,000,000 ........................................ (re. $1,739,000)

By chapter 54, section 1, of the laws of 2006, as transferred by chapter
54, section 1, of the laws of 2009:
For additional services and expenses for the enhancing abilities and
life experience (EnAbLE) program for the purpose of providing air
conditioning in resident rooms. In distributing such funds, the
department shall give priority to those applicants whose residents
demonstrate the highest level of need, including but not limited to,
those with psychiatric disabilities and the elderly, and consider-
atation to applicants in the greatest financial need of such assist-
ance ... 2,000,000 ........................................ (re. $451,000)

WADSWORTH CENTER FOR LABORATORIES AND RESEARCH PROGRAM

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

By chapter 54, section 1, of the laws of 2009:
For health prevention, diagnostic, detection and treatment services
1,556,000 .............................................. (re. $1,556,000)

By chapter 54, section 1, of the laws of 2008:
For health prevention, diagnostic, detection and treatment services
... 1,556,000 .............................................. (re. $91,000)

By chapter 54, section 1, of the laws of 2007:
For health prevention, diagnostic, detection and treatment services.
For the grant period October 1, 2006 to September 30, 2007 ...........
778,000 ............................................... (re. $778,000)
For the grant period October 1, 2007 to September 30, 2008 ...........
778,000 ............................................... (re. $778,000)

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

By chapter 54, section 1, of the laws of 2009:
For health prevention, diagnostic, detection and treatment services
11,376,000 .......................................... (re. $11,376,000)

By chapter 54, section 1, of the laws of 2008:
For health prevention, diagnostic, detection and treatment services
... 11,376,000 .......................................... (re. $6,602,000)

Special Revenue Funds - Federal / Aid to Localities
Federal Health and Human Services Fund - 265
Federal Block Grant Account
DEPARTMENT OF HEALTH

STATE OPERATIONS AND AID TO LOCALITIES - REAPPROPRIATIONS 2010-11

By chapter 54, section 1, of the laws of 2009:
For services and expenses of the various health prevention, diagnostic, detection and treatment services ................. 3,682,000 .................................................. (re. $3,682,000)

By chapter 54, section 1, of the laws of 2008:
For services and expenses of the various health prevention, diagnostic, detection and treatment services ........................................ 3,682,000 .................................................. (re. $2,977,000)

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

By chapter 54, section 1, of the laws of 2007:
For health prevention, diagnostic, detection and treatment services. For the grant period October 1, 2007 to September 30, 2008 ............ 5,291,000 .................................................. (re. $1,043,000)

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

By chapter 54, section 1, of the laws of 2007:
For services and expenses of the various health prevention, diagnostic, detection and treatment services. For the grant period October 1, 2007 to September 30, 2008 ............ 1,712,000 ........................................... (re. $888,000)

Special Revenue Funds - Other / State Operations
Combined Gifts, Grants and Bequests Fund - 020
Breast Cancer Research and Education Account

By chapter 54, section 1, of the laws of 2009:
For breast cancer research and education pursuant to section 97-yy of the state finance law as amended by chapter 550 of the laws of 2000. Contractual services ... 2,600,000 .................. (re. $2,600,000)

By chapter 54, section 1, of the laws of 2005:
For breast cancer research and education pursuant to section 97-yy of the state finance law as amended by chapter 550 of the laws of 2000 ... 2,600,000 ........................................... (re. $2,043,000)

Special Revenue Funds - Other / State Operations
Combined Gifts, Grants and Bequests Fund - 020
Multiple Sclerosis Research Account

By chapter 54, section 1, of the laws of 2009:
For research into the causes and treatment of pediatric multiple sclerosis pursuant to section 95-d of the state finance law. Contractual services ... 20,000 ......................... (re. $20,000)

Special Revenue Fund - Other / State Operations
Miscellaneous Special Revenue Fund - 339
Empire State Stem Cell Research Account

By chapter 54, section 1, of the laws of 2009:
For services and expenses, including grants, related to stem cell research pursuant to chapter 58 of the laws of 2007: Contractual services ... 50,000,000 ..................... (re. $49,795,000)

By chapter 54, section 1, of the laws of 2008:
For services and expenses, including grants, related to stem cell research pursuant to chapter 58 of the laws of 2007:
STATE OPERATIONS AND AID TO LOCALITIES - REAPPROPRIATIONS 2010-11

Contractual services ... 50,000,000 ................. (re. $48,861,000)

By chapter 54, section 1, of the laws of 2007, as amended by chapter 54, section 1, of the laws of 2008:
For services and expenses, including grants, related to stem cell research pursuant to chapter 58 of the laws of 2007:
Contractual services ... 100,000,000 ................. (re. $88,127,00)

Special Revenue Funds - Other / State Operations
Miscellaneous Special Revenue Fund - 339
Spinal Cord Injury Research Fund Account

By chapter 54, section 1, of the laws of 2009:
For services and expenses related to spinal cord injury research pursuant to chapter 338 of the laws of 1998, in accordance with the following.
Personal service--regular ... 224,000 ................. (re. $224,000)
Supplies and materials ... 50,000 .................... (re. $50,000)
Travel ... 45,000 ................................... (re. $45,000)
Contractual services ... 7,978,000 .................... (re. $7,978,000)
Equipment ... 15,000 ............................... (re. $15,000)
Fringe benefits ... 88,000 ............................ (re. $88,000)
Indirect costs ... 129,000 ............................. (re. $129,000)

By chapter 54, section 1, of the laws of 2008:
For services and expenses related to spinal cord injury research pursuant to chapter 338 of the laws of 1998, in accordance with the following.
Contractual services ... 7,860,800 .................... (re. $5,802,000)

By chapter 54, section 1, of the laws of 2007:
For services and expenses related to spinal cord injury research pursuant to chapter 338 of the laws of 1998, in accordance with the following.
Contractual services ... 8,004,794 .................... (re. $5,418,000)

By chapter 54, section 1, of the laws of 2006:
For expenses related to spinal cord injury research pursuant to chapter 338 of the laws of 1998 ... 8,500,000 ........ (re. $2,938,000)

By chapter 54, section 1, of the laws of 2005:
For expenses related to spinal cord injury research pursuant to chapter 338 of the laws of 1998 ... 8,500,000 ........ (re. $2,870,000)

By chapter 54, section 1, of the laws of 2004:
For expenses related to spinal cord injury research pursuant to chapter 338 of the laws of 1998 ... 8,500,000 ........ (re. $1,718,000)

By chapter 54, section 1, of the laws of 2003:
For expenses related to spinal cord injury research pursuant to chapter 338 of the laws of 1998 ... 8,500,000 ........ (re. $2,369,000)

By chapter 54, section 1, of the laws of 2002:
For expenses related to spinal cord injury research pursuant to chapter 338 of the laws of 1998 ... 8,500,000 ........ (re. $465,000)

Total reappropriations for state operations and aid to localities ........................................ 57,529,051,123

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By chapter 54, section 1, of the laws of 2000, as added by chapter 53, section 6, of the laws of 2000:
For services and expenses of cancer permanency planning - legal and family counseling services ... 500,000 ............... (re. $30,000)
For the comprehensive construction programs, purposes and projects as herein specified in accordance with the following:

Capital Projects Fund ........................................ 232,600,000
Federal Capital Projects Fund ............................. 157,183,000

All Funds .................................................. 389,783,000

HEALTH CARE EFFICIENCY AND AFFORDABILITY LAW FOR NEW YORK-ERS (HEAL NY) CAPITAL GRANT PROGRAM (CCP) ........... 217,000,000

Capital Projects Fund

Health Care System Improvement Purpose

For payments and grants in accordance with section 2818 of the public health law establishing the health care system improvement capital grant program, including necessary support to facilitate closures, conversions and consolidations within the health care delivery system including operational support intended to maintain facility viability the retirement of health care facility indebtedness, provided, however, that no expenditures may be made from this appropriation until a comprehensive plan of projects has been approved by the director of the budget. For purposes of HEAL NY, all such activities are deemed to constitute a capital expenditure. The moneys hereby appropriated shall be for payment of financial assistance heretofore accrued or hereafter to accrue (12HE10HE) .................... 192,000,000

For transfer to the Roswell park cancer institute corporation to support capital projects in accordance with section 2818 of the public health law establishing the health care system improvement capital grant program (12RP10HE) ........... 25,000,000

LABORATORIES AND RESEARCH (CCP) .......................... 8,000,000

Capital Projects Fund

Preservation of Facilities Purpose

To maintain and improve existing facilities including preparation of plans and for payment to the design and construction management account of the centralized services fund of the New York state office of general services. Upon the request of the commissioner of the department of health and approval of
the director of the division of the budget, funds of this appropriation may be transferred to the dormitory authority of the state of New York for capital projects (12591003) .................... 8,000,000

MAINTENANCE AND IMPROVEMENTS OF EXISTING FACILITIES (CCP) 7,600,000

Capital Projects Fund

Preservation of Facilities Purpose

For minor alterations, improvements and preventive maintenance of St. Albans Nursing Home, Helen Hayes Hospital, Oxford Nursing Home, Batavia Nursing Home, and Montrose Nursing Home including preparation of plans and for payment to the design and construction management account of the centralized services fund of the New York state office of general services. Upon the request of the commissioner of the department of health and approval of the director of the division of the budget, funds of this appropriation may be transferred to the dormitory authority of the state of New York for capital projects (12601003) .................... 7,600,000

WATER RESOURCES (CCP) .......................... 157,183,000

For federal grants for the safe drinking water revolving fund (12021057) ....... 157,183,000
For the comprehensive construction programs, purposes and projects as herein specified in accordance with the following:

Capital Projects Fund - Advances .......................... 108,000,000

All Funds ........................................................ 108,000,000

Health Care System Improvement Purpose

An advance for payments and grants in accordance with section 2818 of the public health law establishing the health care system improvement capital grant program, provided, however, that no expenditures may be made from this appropriation until a comprehensive plan of projects has been approved by the director of the budget. The moneys here- appropriated shall be for payment of financial assistance heretofore accrued or hereafter to accrue (12BD10HE) ...... 108,000,000
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.

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

Capital Projects Fund

Health Care System Improvement Purpose

By chapter 54, section 1, of the laws of 2009:
For payments and grants in accordance with section 2818 of the public health law establishing the health care system improvement capital grant program, including necessary support to facilitate closures, conversions and consolidations within the health care delivery system including operational support intended to maintain facility viability the retirement of health care facility indebtedness, provided, however, that no expenditures may be made from this appropriation until a comprehensive plan of projects has been approved by the director of the budget. For purposes of HEAL NY, all such activities are deemed to constitute a capital expenditure. The moneys hereby appropriated shall be for payment of financial assistance heretofore accrued or hereafter to accrue (12HE09HE) ...
192,000,000 ........................................ (re. $192,000,000)

For transfer to the Roswell park cancer institute corporation to support capital projects in accordance with section 2818 of the public health law establishing the health care system improvement capital grant program (12RP09HE) .. 25,000,000 ... (re. $12,500,000)

An advance for payments and grants in accordance with section 2818 of the public health law establishing the health care system improvement capital grant program, provided, however, that no expenditures may be made from this appropriation until a comprehensive plan of projects has been approved by the director of the budget. The moneys hereby appropriated shall be for payment of financial assistance heretofore accrued or hereafter to accrue (12BD09HE) ... 108,000,000 ............... (re. $108,000,000)

By chapter 54, section 1, of the laws of 2008:
For payments and grants in accordance with section 2818 of the public health law establishing the health care system improvement capital grant program, including necessary support to facilitate closures, conversions and consolidations within the health care delivery system including operational support intended to maintain facility viability the retirement of health care facility indebtedness, provided, however, that no expenditures may be made from this appropriation until a comprehensive plan of projects has been approved by the director of the budget. For purposes of HEAL NY, all such activities are deemed to constitute a capital expenditure. The moneys hereby appropriated shall be for payment of financial assistance heretofore accrued or hereafter to accrue (12HE08HE) ...............
133,000,000 ........................................ (re. $131,900,000)
For services and expenses related to local health care planning, including but not limited to: examining racial and ethnic disparities in the provision of health care; developing a process to measure and integrate consumer needs for health care services as the basis for health care provider planning; assessing future long term care needs taking into account consumer preferences for care; and reviewing the impact of the migration of services from hospitals to ambulatory care providers on the cost, quality and availability of services. Notwithstanding section one hundred twelve or section one hundred sixty-three of the state finance law, the commissioner of health, at his or her discretion, may award, without a competitive process, grants up to $2 million to qualified health planning agencies for such purposes. For the purposes of HEAL NY, such activities are deemed to constitute a capital expenditure (12HE08HE) ..........

An advance for payments and grants in accordance with section 2818 of the public health law establishing the health care system improvement capital grant program, provided, however, that no expenditures may be made from this appropriation until a comprehensive plan of projects has been approved by the director of the budget. The moneys hereby appropriated shall be for payment of financial assistance heretofore accrued or hereafter to accrue (12BD08HE) .............

By chapter 54, section 1, of the laws of 2007, as amended by chapter 54, section 1, of the laws of 2009:

An advance for payments and grants in accordance with section 2818 of the public health law establishing the health care system improvement capital grant program, provided, however, that no expenditures may be made from this appropriation until a comprehensive plan of projects has been approved by the director of the budget. The moneys hereby appropriated shall be for payment of financial assistance heretofore accrued or hereafter to accrue (12BD07HE) ... 85,000,000 ........................ (re. $82,000,000)
all such activities are deemed to constitute a capital expenditure. The moneys hereby appropriated shall be for payment of financial assistance heretofore accrued or hereafter to accrue (12HE06HE) .................................................. (re. $27,000,000)

By chapter 54, section 1, of the laws of 2006, as amended by chapter 54, section 1, of the laws of 2008:

An advance for payments and grants in accordance with section 2818 of the public health law establishing the health care system improvement capital grant program, provided, however, that no expenditures may be made from this appropriation until a comprehensive plan of projects has been approved by the director of the budget. The moneys hereby appropriated shall be for payment of financial assistance heretofore accrued or hereafter to accrue ................. (12BD06HE) ... 85,000,000 ........................................... (re. $43,593,000)

By chapter 54, section 1, of the laws of 2005, as amended by chapter 54, section 1, of the laws of 2009:

For payments and grants in accordance with section 2818 of the public health law establishing the health care system improvement capital grant program, including necessary support to facilitate closures, conversions and consolidations within the health care delivery system including the retirement of health care facility indebtedness, provided, however, that no expenditures may be made from this appropriation until a comprehensive plan of projects has been approved by the director of the budget. For purposes of HEAL NY, all such activities are deemed to constitute a capital expenditure. The moneys hereby appropriated shall be for payment of financial assistance heretofore accrued or hereafter to accrue (12HE05HE) ............ 65,000,000 ....................................... (re. $14,900,000)

By chapter 54, section 1, of the laws of 2005, as amended by chapter 54, section 1, of the laws of 2008:

An advance for payments in accordance with section 2817 of the public health law establishing the community health care centers capital program, provided, however, that no expenditures may be made from this appropriation until a comprehensive plan of projects has been approved by the director of the budget. The moneys hereby appropriated shall be for payment of financial assistance heretofore accrued or hereafter to accrue (12BD05CH) ........................................... (re. $10,000,000)

An advance for payments and grants in accordance with section 2818 of the public health law establishing the health care system improvement capital grant program, provided, however, that no expenditures may be made from this appropriation until a comprehensive plan of projects has been approved by the director of the budget. The moneys hereby appropriated shall be for payment of financial assistance heretofore accrued or hereafter to accrue (12BD05HE) ............... 175,000,000 ...................................... (re. $98,100,000)

LABORATORIES AND RESEARCH (CCP)

Capital Projects Fund

Preservation of Facilities Purpose

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

To maintain and improve existing facilities including preparation of plans and for payment to the design and construction management account of the centralized services fund of the New York state office of general services. Upon the request of the commissioner of the department of health and approval of the director of the
division of the budget, funds of this appropriation may be
transferred to the dormitory authority of the state of New York for
capital projects (12590903) ... 8,000,000 ............ (re. $7,400,000)

By chapter 54, section 1, of the laws of 2008:
To maintain and improve existing facilities including preparation of
plans and for payment to the design and construction management
account of the centralized services fund of the New York state
office of general services. Upon the request of the commissioner of
the department of health and approval of the director of the divi-
sion of the budget, funds of this appropriation may be transferred
to the dormitory authority of the state of New York for capital
projects (12590803) ... 10,000,000 ................ (re. $7,100,00)

By chapter 54, section 1, of the laws of 2007:
To maintain and improve existing facilities including preparation of
plans and for payment to the design and construction management
account of the centralized services fund of the New York state
office of general services. Upon the request of the commissioner of
the department of health and approval of the director of the divi-
sion of the budget, funds of this appropriation may be transferred
to the dormitory authority of the state of New York for capital
projects (12590703) ... 10,000,000 ................ (re. $3,923,000)

By chapter 54, section 1, of the laws of 2006:
To maintain and improve existing facilities including preparation of
plans and for payment to the design and construction management
account of the centralized services fund of the New York state
office of general services. Upon the request of the commissioner of
the department of health and approval of the director of the divi-
sion of the budget, funds of this appropriation may be transferred
to the dormitory authority of the state of New York for capital
projects (12590603) ... 10,000,000 ................ (re. $4,718,000)

By chapter 54, section 1, of the laws of 2005:
To maintain and improve existing facilities including preparation of
plans and for payment to the design and construction management
account of the centralized services fund of the New York state
office of general services (12590503) ......................
4,000,000 .......................................... (re. $794,000)

By chapter 54, section 1, of the laws of 2004:
To maintain and improve existing facilities including preparation of
plans and for payment to the design and construction management
account of the centralized services fund of the New York state
office of general services (12590403) ......................
4,000,000 .......................................... (re. $380,000)

By chapter 54, section 1, of the laws of 2003:
To maintain and improve existing facilities including preparation of
plans and for payment to the design and construction management
account of the centralized services fund of the New York state
office of general services (12590303) ......................
4,000,000 .......................................... (re. $1,987,00)

Umbilical Cord Blood Bank Purpose

By chapter 54, section 1, of the laws of 2006, as amended by chapter 54,
section 1, of the laws of 2007:
For payments and grants for the design and construction of an umbili-
cal cord blood bank facility in Syracuse, New York. Upon the request
of the Commissioner of the department of health and approval of the
DEPARTMENT OF HEALTH

CAPITAL PROJECTS - REAPPROPRIATIONS 2010-11

Director of the division of the budget, these funds may be available
and are authorized for transfer to the state university of New York
construction fund (125906BB) ... 5,000,000 ........... (re. $5,000,000)

MAINTENANCE AND IMPROVEMENTS OF EXISTING FACILITIES (CCP)

Capital Projects Fund

Preservation of Facilities Purpose

By chapter 54, section 1, of the laws of 2009:
For minor alterations, improvements and preventive maintenance of St.
Albans Nursing Home, Helen Hayes Hospital, Oxford Nursing Home,
Batavia Nursing Home, and Montrose Nursing Home including
preparation of plans and for payment to the design and construction
management account of the centralized services fund of the New York
state office of general services. Upon the request of the
commissioner of the department of health and approval of the
director of the division of the budget, funds of this appropriation
may be transferred to the dormitory authority of the state of New
York for capital projects [(12590903)] (12600903) ..............
7,600,000 ........................................ (re. $6,700,000)

By chapter 54, section 1, of the laws of 2008:
For minor alterations, improvements and preventive maintenance of St.
Albans Nursing Home, Helen Hayes Hospital, Oxford Nursing Home,
Batavia Nursing Home, and Montrose Nursing Home including prepara-
tion of plans and for payment to the design and construction manage-
ment account of the centralized services fund of the New York state
office of general services. Upon the request of the commissioner of
the department of health and approval of the director of the divi-
sion of the budget, funds of this appropriation may be transferred
to the dormitory authority of the state of New York for capital
projects (12600803) ... 7,600,000 ................. (re. $5,510,000)

By chapter 54, section 1, of the laws of 2007, as amended by chapter 54,
section 1, of the laws of 2008:
For minor alterations, improvements and preventive maintenance of the
St. Albans Nursing Home, Helen Hayes Hospital, Oxford Nursing Home,
Batavia Nursing Home, and Montrose Nursing Home including prepara-
tion of plans and for payment to the design and construction manage-
ment account of the centralized services fund of the New York state
office of general services. Upon the request of the commissioner of
the department of health and approval of the director of the divi-
sion of the budget, funds of this appropriation may be transferred
to the dormitory authority of the state of New York for capital
projects (12600703) ... 7,600,000 ................. (re. $2,600,000)

By chapter 54, section 1, of the laws of 2006:
For minor alterations, improvements and preventive maintenance of the
St. Albans Nursing Home, Helen Hayes Hospital, Oxford Nursing Home,
Batavia Nursing Home and Montrose Nursing Home including prepara-
tion of plans and for payment to the design and construction management
account of the centralized services fund of the New York state
office of general services. Upon the request of the commissioner of
the department of health and approval of the director of the divi-
sion of the budget, funds of this appropriation may be transferred
to the dormitory authority of the state of New York for capital
projects (12600603) ... 7,600,000 ................. (re. $856,000)
By chapter 54, section 1, of the laws of 2005, as amended by chapter 54, section 1, of the laws of 2006:
For minor alterations, improvements and preventive maintenance of the St. Albans Nursing Home, Helen Hayes Hospital, Oxford Nursing Home, Batavia Nursing Home, and Montrose Nursing Home including preparation of plans and for payment to the design and construction management account of the centralized services fund of the New York state office of general services. (12600503) ........................................ (re. $143,000)
$7,600,000 ........................................... (re. $143,000)

By chapter 54, section 1, of the laws of 2004:
For minor alterations, improvements and preventive maintenance of the St. Albans Nursing Home, Helen Hayes Hospital, Oxford Nursing Home and Batavia Nursing Home including preparation of plans and for payment to the design and construction management account of the centralized services fund of the New York state office of general services (12600403) ... 7,600,000 .................. (re. $2,363,000)

By chapter 54, section 1, of the laws of 2003:
For minor alterations, improvements and preventive maintenance of St. Albans Nursing Home, Helen Hayes Hospital, Oxford Nursing Home and Batavia Nursing Home including preparation of plans and for payment to the design and construction management account of the centralized services fund of the New York state office of general services (12600303) ... 7,600,000 .................. (re. $2,556,000)

WATER RESOURCES (CCP)

Federal Capital Projects Fund

Water Resources Purpose

By chapter 54, section 1, of the laws of 2009:
For federal grants for the safe drinking water revolving fund (12020957) ... 35,525,000 ...................... (re. $35,525,000)
For federal grants for the safe drinking water revolving fund funded by the American recovery and reinvestment act of 2009. Funds appropriated herein shall be subject to all applicable reporting and accountability requirements contained in such act .......... (re. $87,000,000)

By chapter 54, section 1, of the laws of 2008:
For federal grants for the safe drinking water revolving fund (12020857) ... 9,980,000 ....................... (re. $9,980,000)

By chapter 54, section 1, of the laws of 2007:
For federal grants for the safe drinking water revolving fund (12020757) ... 36,812,000 ....................... (re. $28,900,000)

By chapter 54, section 1, of the laws of 2006:
For federal grants for the safe drinking water revolving fund (12020657) ... 32,937,000 ....................... (re. $1,200,000)

By chapter 54, section 1, of the laws of 2004:
For federal grants for the safe drinking water revolving fund (12020457) ... 65,000,000 ....................... (re. $626,000)
DEPARTMENT OF HEALTH
OFFICE OF MEDICAID INSPECTOR GENERAL
STATE OPERATIONS AND AID TO LOCALITIES  2010-11

For payment according to the following schedule:

<table>
<thead>
<tr>
<th>Fund Type</th>
<th>Appropriations</th>
<th>Reappropriations</th>
</tr>
</thead>
<tbody>
<tr>
<td>General Fund - State and Local</td>
<td>33,274,000</td>
<td>0</td>
</tr>
<tr>
<td>Special Revenue Funds - Federal</td>
<td>50,804,000</td>
<td>48,127,000</td>
</tr>
<tr>
<td>Special Revenue Funds - Other</td>
<td>4,083,000</td>
<td>0</td>
</tr>
<tr>
<td>All Funds</td>
<td>88,161,000</td>
<td>48,127,000</td>
</tr>
</tbody>
</table>

AGENCY BUDGET SUMMARY OF NEW APPROPRIATIONS

<table>
<thead>
<tr>
<th>Fund Type</th>
<th>State Operations</th>
<th>Aid to Localities</th>
<th>Capital Projects</th>
<th>Total</th>
</tr>
</thead>
<tbody>
<tr>
<td>GF-St/Local</td>
<td>33,274,000</td>
<td>0</td>
<td>0</td>
<td>33,274,000</td>
</tr>
<tr>
<td>SR-Federal</td>
<td>50,804,000</td>
<td>0</td>
<td>0</td>
<td>50,804,000</td>
</tr>
<tr>
<td>SR-Other</td>
<td>4,083,000</td>
<td>0</td>
<td>0</td>
<td>4,083,000</td>
</tr>
<tr>
<td>All Funds</td>
<td>88,161,000</td>
<td>0</td>
<td>0</td>
<td>88,161,000</td>
</tr>
</tbody>
</table>

SCHEDULE

MEDICAID AUDIT AND FRAUD PREVENTION PROGRAM .............. 88,161,000

Notwithstanding any other provision of law, the money hereby appropriated may be increased or decreased by interchange, with any appropriation of the office of medicaid inspector general, and may be increased or decreased by transfer or suballocation between these appropriated amounts and appropriations of the department of health, office of mental health, office of mental retardation and developmental disabilities and office of alcoholism and substance abuse services with the approval of the director of the budget, who shall file such approval with the department of audit and control and copies thereof with the chairman of the senate finance committee and the chairman of the assembly ways and means committee.

PERSONAL SERVICE

<table>
<thead>
<tr>
<th>Personal service--regular</th>
<th>23,341,000</th>
</tr>
</thead>
<tbody>
<tr>
<td>Temporary service</td>
<td>23,000</td>
</tr>
<tr>
<td>Holiday/overtime compensation</td>
<td>120,000</td>
</tr>
<tr>
<td>---------------------------</td>
<td>-----------</td>
</tr>
<tr>
<td>Amount available for personal service</td>
<td>23,484,000</td>
</tr>
</tbody>
</table>
DEPARTMENT OF HEALTH
OFFICE OF MEDICAID INSPECTOR GENERAL

STATE OPERATIONS AND AID TO LOCALITIES 2010-11

NONPERSONAL SERVICE

1 Supplies and materials ..................... 870,000
2 Travel ..................................... 309,000
3 Contractual services ....................... 8,949,000
4 Equipment .................................. 2,862,000

--------------
5 Amount available for nonpersonal service.. 12,990,000

--------------

MAINTENANCE UNDISTRIBUTED

10 For transfer to the state university of New
11 York and its subsidiaries, with any avail-
12 able federal matching funds, or to
13 contract without competition for services
14 with the state university of New York
15 research foundation, to provide support
16 for the medical assistance program;
17 including but not limited to, providing
18 clinical and medical expertise, maximizing
19 the recovery of unclaimed federal medicaid
20 reimbursement funds, performing audits of
21 facility ordered services and physicians,
22 reviewing requests for medical prior
23 approvals, resolving medical and/or surgic-
24 al claims pended, and conducting clinical
25 eligibility reviews for disabled individ-
26 uals or for services and expenses, togeth-
27 er with any available federal matching
28 funds, for contracts or other expenditures
29 supporting medicaid audit and fraud activ-
30 ities.

31 Contractual services ....................... 500,000
32 --------------
33 Program account subtotal ............... 36,974,000
34 --------------

35 Special Revenue Funds - Federal / State Operations
36 Federal Health and Human Services Fund - 265
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 medicaid inspector general, and may be
43 increased or decreased by transfer or
44 suballocation between these appropriated
45 amounts and appropriations of the depart-
46 ment of health, office of mental health,
47 office of mental retardation and develop-
48 mental disabilities and office of alcohol-
49 ism and substance abuse services with the
50 approval of the director of the budget,
51 who shall file such approval with the
52 department of audit and control and copies
53 thereof with the chairman of the senate
54 finance committee and the chairman of the
55 assembly ways and means committee.
STATE OPERATIONS AND AID TO LOCALITIES 2010-11

For services and expenses related to the medicaid fraud and abuse program ........ 50,804,000

Program fund subtotal .................. 50,804,000

Notwithstanding any other provision of law, the money hereby appropriated may be increased or decreased by interchange, with any appropriation of the office of medicaid inspector general, and may be increased or decreased by transfer or suballocation between these appropriated amounts and appropriations of the department of health, office of mental health, office of mental retardation and development, mental disabilities and office of alcoholism and substance abuse services with the approval of the director of the budget, who shall file such approval with the department of audit and control and copies thereof with the chairman of the senate finance committee and the chairman of the assembly ways and means committee.

For additional administrative expenses of medicaid audit and fraud prevention.

PERSONAL SERVICE

Personal service--regular ............... 252,000

NONPERSONAL SERVICE

Fringe benefits ................. 123,000
Indirect costs ......................... 8,000

Amount available for nonpersonal service. 131,000

Program account subtotal ............... 383,000

MAINTENANCE UNDISTRIBUTED................................. 0

General Fund / State Operations
State Purposes Account - 003

Less the amount appropriated as an offset from the special revenue funds - other, miscellaneous special revenue fund - 339, recoveries and revenue account. Notwithstanding any contrary provision of law, this offset shall reduce general fund appropriations within the medicaid audit
DEPARTMENT OF HEALTH
OFFICE OF MEDICAID INSPECTOR GENERAL

STATE OPERATIONS AND AID TO LOCALITIES  2010-11

and fraud prevention program of the office
of medicaid inspector general funded from
the state purposes account ............... (3,700,000)

Program account subtotal ............... (3,700,000)

Special Revenue Funds - Other / State Operations
Miscellaneous Special Revenue Fund - 339
Recoveries and Revenue Account

Amount appropriated as an offset to the
general fund - state purposes account of
the office of medicaid inspector general.
The director of the budget is hereby
authorized to apportion funds to the medi-
caid audit and fraud prevention program of
this agency from this appropriation by
certificate of approval ................. 3,700,000

Program account subtotal ............... 3,700,000

Total new appropriations for state operations and aid to
localities ............................................. 88,161,000
MEDICAID AUDIT AND FRAUD PREVENTION PROGRAM

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

By chapter 54, section 1, of the laws of 2009:
Notwithstanding any other provision of law, the money hereby
appropriated may be increased or decreased by interchange, with any
appropriation of the office of medicaid inspector general, and may
be increased or decreased by transfer or suballocation between these
appropriated amounts and appropriations of the department of health,
office of mental health, office of mental retardation and
developmental disabilities and office of alcoholism and substance
abuse services with the approval of the director of the budget, who
shall file such approval with the department of audit and control
and copies thereof with the chairman of the senate finance committee
and the chairman of the assembly ways and means committee.

For services and expenses related to the medicaid fraud and abuse
program ... 52,284,000 ........................... (re. $48,127,000)

Total reappropriations for state operations and aid to
localities ........................................... 48,127,000

==============
DEPARTMENT OF MENTAL HYGIENE
STATE OPERATIONS AND AID TO LOCALITIES 2010-11

For payment according to the following schedule:

<table>
<thead>
<tr>
<th>APPROPRIATIONS</th>
<th>REAPPROPRIATIONS</th>
</tr>
</thead>
<tbody>
<tr>
<td>Special Revenue Funds - Other ........ 600,000,000</td>
<td>0</td>
</tr>
<tr>
<td>All Funds ..................... 600,000,000</td>
<td>0</td>
</tr>
</tbody>
</table>

AGENCY BUDGET SUMMARY OF NEW APPROPRIATIONS

<table>
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<tr>
<th>Fund Type</th>
<th>State Operations</th>
<th>Aid to Localities</th>
<th>Capital Projects</th>
<th>Total</th>
</tr>
</thead>
<tbody>
<tr>
<td>SR-Other</td>
<td>600,000,000</td>
<td>0</td>
<td>0</td>
<td>600,000,000</td>
</tr>
<tr>
<td>All Funds</td>
<td>600,000,000</td>
<td>0</td>
<td>0</td>
<td>600,000,000</td>
</tr>
</tbody>
</table>

SCHEDULE

Special Revenue Funds - Other / State Operations
Miscellaneous Special Revenue Fund - 339
Mental Hygiene Patient Income Account

Amount appropriated for the various offices
of the department of mental hygiene and
for employee fringe benefits of any other
state agency. The director of the budget
is hereby authorized to transfer this
appropriation to state operations and/or
local assistance in the office of mental
health, office of mental retardation and
developmental disabilities, and office of
alcoholism and substance abuse services of
the department, or to the general fund
from this appropriation by certificate of
approval ................................. 300,000,000

Program account subtotal ............... 300,000,000

Special Revenue Funds - Other / State Operations
Miscellaneous Special Revenue Fund - 339
Mental Hygiene Program Fund Account

Amount appropriated for the various offices
of the department of mental hygiene and
for employee fringe benefits of any other
state agency. The director of the budget
is hereby authorized to transfer this
appropriation to state operations and/or
local assistance in the office of mental
health, office of mental retardation and
developmental disabilities, and office of
alcoholism and substance abuse services of
the department, or to the general fund
from this appropriation by certificate of
approval ................................. 300,000,000

Program account subtotal ............... 300,000,000
Total new appropriations for state operations and aid to localities ........................................... 600,000,000
DEPARTMENT OF MENTAL HYGIENE
OFFICE OF ALCOHOLISM AND SUBSTANCE ABUSE SERVICES
STATE OPERATIONS AND AID TO LOCALITIES 2010-11

For payment according to the following schedule:

<table>
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<tr>
<th>Fund Type</th>
<th>Appropriations</th>
<th>Reappropriations</th>
</tr>
</thead>
<tbody>
<tr>
<td>General Fund - State and Local</td>
<td>153,000,000</td>
<td>146,740</td>
</tr>
<tr>
<td>Special Revenue Funds - Federal</td>
<td>146,560,000</td>
<td>196,771,000</td>
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<tr>
<td>Special Revenue Funds - Other</td>
<td>311,984,000</td>
<td>2,000,000</td>
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<tr>
<td>Capital Projects Funds</td>
<td>108,934,000</td>
<td>391,122,000</td>
</tr>
<tr>
<td>All Funds</td>
<td>720,478,000</td>
<td>590,039,740</td>
</tr>
</tbody>
</table>

AGENCY BUDGET SUMMARY OF NEW APPROPRIATIONS

<table>
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<tr>
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<th>Aid to Localities</th>
<th>Capital Projects</th>
<th>Total</th>
</tr>
</thead>
<tbody>
<tr>
<td>GF-St/Local</td>
<td>0</td>
<td>153,000,000</td>
<td>0</td>
<td>153,000,000</td>
</tr>
<tr>
<td>SR-Federal</td>
<td>6,445,000</td>
<td>140,115,000</td>
<td>0</td>
<td>146,560,000</td>
</tr>
<tr>
<td>SR-Other</td>
<td>123,905,000</td>
<td>188,079,000</td>
<td>0</td>
<td>311,984,000</td>
</tr>
<tr>
<td>Cap Proj</td>
<td>0</td>
<td>0</td>
<td>108,934,000</td>
<td>108,934,000</td>
</tr>
<tr>
<td>All Funds</td>
<td>130,350,000</td>
<td>481,194,000</td>
<td>108,934,000</td>
<td>720,478,000</td>
</tr>
</tbody>
</table>

SCHEDULE

COMMUNITY TREATMENT SERVICES PROGRAM 394,560,000

For payment, net of disallowances, of state financial assistance in accordance with the mental hygiene law related to treatment services. Notwithstanding any other provisions of law, no payment shall be made from this appropriation until the recipient agency has demonstrated that it has applied for and received, or received formal notification of refusal of, all forms of third-party reimbursement, including federal aid and patient fees. The moneys hereby appropriated are available to reimburse or advance to localities and voluntary nonprofit agencies for expenditures heretofore accrued or hereafter to accrue during local fiscal periods commencing January 1, 2010 or July 1, 2010 and for advances for the period beginning January 1, 2011. The commissioner, pursuant to such contract and/or funding authorization letter, may pay from this appropriation all or a portion of the expenses incurred by such voluntary agencies arising out of loans obtained from the proceeds of bonds and notes issued by the dormitory authority of the state of New York or another
authorized entity approved by the division
of the budget. Such expenses may include,
but shall not be limited to, amounts
relating to principal and interest and any
other fees and charges arising from such
loans.
Notwithstanding any other provision of law,
subject to the approval of the director of
the budget, a portion of the money appro-
priated herein may be made available for
obligations and payments heretofore or
hereafter accrued by the department of
health for community alcoholism, chemical
dependence, and substance abuse treatment
services, including the state share of
medical assistance payments.
Notwithstanding any inconsistent provision
of law, a portion of the money appro-
priated herein may be made available for
transfer to the department of health for
the state share of disproportionate share
payments to voluntary nonprofit general
hospitals pursuant to chapter 119 of the
laws of 1997, as amended.
Notwithstanding any inconsistent provisions
of law, moneys from this appropriation may
be used for expenses of localities,
nonprofit and for-profit agencies that may
arise from the assumption of operational
responsibilities for programs when operat-
ing certificates for such programs cease
to be in effect and/or programs are placed
into receivership pursuant to section
19.41 of the mental hygiene law.
Notwithstanding any inconsistent provision
of law, including section 1 of part C of
chapter 57 of the laws of 2006, as amended
by section 2 of part I of chapter 58 of
the laws of 2008 and part L of chapter 58
of the laws of 2009, for the period
commencing on April 1, 2009 and ending
March 31, 2011 the commissioner shall not
apply any cost of living adjustment for
the purpose of establishing rates of
payments, contracts or any other form of
reimbursement.
Notwithstanding any inconsistent provision
of law, moneys from this appropriation
shall not be available for unified
services after June 30, 2010.
No expenditure shall be made for such
program until a certificate of allocation
has been approved by the director of the
budget and copies thereof filed with the
state comptroller and chairs of the senate
finance committee and the assembly ways
and means committee.
Notwithstanding any provision of law to the
contrary, the commissioner of the office
of alcoholism and substance abuse services
shall be authorized to continue contracts which were executed on or before March 31, 2010 with entities providing services for problem gambling and chemical dependency prevention, treatment and recovery services, without any additional requirements that such contracts be subject to competitive bidding, a request for proposal process or other administrative procedures.

Notwithstanding any other provision of law, the money hereby appropriated may be transferred to state operations and/or any appropriation of the office of alcoholism and substance abuse services, with the approval of the director of the budget who shall file such approval with the department of audit and control and copies thereof with the chairman of the senate finance committee and the chairman of the assembly ways and means committee.

The state comptroller is hereby authorized to receive funds from the office of alcoholism and substance abuse services that were returned from providers in the current fiscal year in respect of a settlement of local assistance funds from prior fiscal years and is authorized to refund such moneys to the credit of the local assistance account of the general fund for the purpose of reimbursing the 2010-11 appropriation.

Funds appropriated herein shall be available in accordance with the following:

For services and expenses related to problem gambling and chemical dependence outpatient services ......................... 119,000,000

For the state share of medical assistance payments for outpatient services and the state share of disproportionate share payments ........................................ 34,000,000

Program account subtotal ................... 153,000,000

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

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

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 and/or any appropriation of the office of alcoholism and substance abuse services consistent with the terms and conditions of the SAPT block grant award.
Notwithstanding any provision of law to the contrary, the commissioner of the office of alcoholism and substance abuse services shall be authorized to continue contracts which were executed on or before March 31, 2010 with entities providing services for problem gambling and chemical dependency prevention, treatment and recovery services, without any additional requirements that such contracts be subject to competitive bidding, a request for proposal process or other administrative procedures.

For services and expenses associated with federal 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 state operations and/or any appropriation of the office of alcoholism and substance abuse services.

Program fund subtotal: $82,000,000

Special Revenue Funds - Federal / Aid to Localities: $14,000,000

For services and expenses related to homeless grants. Subject to a plan approved by the director of the budget, the amount appropriated herein may be made available to other state agencies for services and expenses related to federal homeless grants. The director of the budget is hereby authorized to transfer appropriation authority contained herein to state operations and/or any appropriation of the office of alcoholism and substance abuse services.

Program fund subtotal: $87,000,000

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 state operations and/or any appropriation of the office of alcoholism and substance abuse services.

Program fund subtotal: $14,000,000

For services and expenses related to enforcing the underage drinking laws program grant. 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 and/or any
appropriaition of the office of alcoholism  
and substance abuse services consistent  
with the terms of the federal award ...... 360,000  

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Program fund subtotal .................. 19,360,000  

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Special Revenue Funds - Other / Aid to Localities  
Miscellaneous Special Revenue Fund - 339  
Mental Hygiene Program Fund Account  

For payment, net of disallowances, of state  
financial assistance in accordance with  
the mental hygiene law related to treat-
ment services.  
Notwithstanding any other provisions of law,  
o no payment shall be made from this appro-
priation until the recipient agency has  
demonstrated that it has applied for and  
received, or received formal notification  
of refusal of, all forms of third-party  
reimbursement, including federal aid and  
patient fees. The moneys hereby appropri-
ated are available to reimburse or advance  
to localities and voluntary nonprofit  
agencies for expenditures heretofore  
accrued or hereafter to accrue during  
local fiscal periods commencing January 1,  
2010 or July 1, 2010 and for advances for  
the period beginning January 1, 2011.  
The commissioner, pursuant to such contract  
and/or funding authorization letter, may  
pay from this appropriation all or a  
portion of the expenses incurred by such  
voluntary agencies arising out of loans  
obtained from the proceeds of bonds and  
notes issued by the dormitory authority of  
the state of New York or another  
authorized entity approved by the division  
of the budget. Such expenses may include,  
but shall not be limited to, amounts  
relating to principal and interest and any  
other fees and charges arising from such  
loans.  
Notwithstanding any inconsistent provisions  
of law, moneys from this appropriation may  
be used for expenses of localities,  
nonprofit and for-profit agencies that may  
arise from the assumption of operational  
responsible for programs when operat-
ing certificates for such programs cease  
to be in effect and/or programs are placed  
into receivership pursuant to section  
19.41 of the mental hygiene law.  
Notwithstanding any inconsistent provision  
of law, including section 1 of part C of  
chapter 57 of the laws of 2006, as amended  
by section 2 of part I of chapter 58 of  
the laws of 2008 and part L of chapter 58
of the laws of 2009, for the period
commencing on April 1, 2009 and ending
March 31, 2011 the commissioner shall not
apply any cost of living adjustment for
the purpose of establishing rates of
payments, contracts or any other form of
reimbursement.
Notwithstanding any inconsistent provision
of law, moneys from this appropriation
shall not be available for unified
services after June 30, 2010.
No expenditure shall be made for such
program until a certificate of allocation
has been approved by the director of the
budget and copies thereof filed with the
state comptroller and chairs of the senate
finance committee and the assembly ways
and means committee.
Notwithstanding any provision of law to the
contrary, the commissioner of the office
of alcoholism and substance abuse services
shall be authorized to continue contracts
which were executed on or before March 31,
2010 with entities providing services for
problem gambling and chemical dependency
prevention, treatment and recovery
services, without any additional require-
ments that such contracts be subject to
competitive bidding, a request for
proposal process or other administrative
procedures.
Notwithstanding any other provision of law,
the money hereby appropriated may be
transferred to state operations and/or any
appropriation of the office of alcoholism
and substance abuse services, with the
approval of the director of the budget who
shall file such approval with the depart-
ment of audit and control and copies ther-
eof with the chairman of the senate
finance committee and the chairman of the
assembly ways and means committee.
The state comptroller is hereby authorized
and directed to loan money in accordance
with the provisions set forth in subdivi-
sion 5 of section 4 of the state finance
law to the mental hygiene program fund
account.
The state comptroller is hereby authorized
to receive funds from the office of alco-
holism and substance abuse services that
were returned from providers in the
current fiscal year in respect of a
settlement of local assistance funds from
prior fiscal years and is authorized to
refund such moneys to the credit of this
fund for the purpose of reimbursing the
2010-11 appropriation.
Funds appropriated herein shall be available
in accordance with the following:
## DEPARTMENT OF MENTAL HYGIENE

### OFFICE OF ALCOHOLISM AND SUBSTANCE ABUSE SERVICES

#### STATE OPERATIONS AND AID TO LOCALITIES  2010-11

<table>
<thead>
<tr>
<th>Description</th>
<th>Amount</th>
</tr>
</thead>
<tbody>
<tr>
<td>For services and expenses related to inpatient rehabilitation services</td>
<td>200,000</td>
</tr>
<tr>
<td>For services and expenses related to residential services</td>
<td>89,000,000</td>
</tr>
<tr>
<td>For services and expenses related to crisis services</td>
<td>15,000,000</td>
</tr>
<tr>
<td>For expenses related to debt service payments for capital projects funded by the proceeds of bonds and notes issued by the dormitory authority of the state of New York</td>
<td>31,000,000</td>
</tr>
<tr>
<td><strong>Program account subtotal</strong></td>
<td><strong>135,200,000</strong></td>
</tr>
<tr>
<td><strong>EXECUTIVE DIRECTION PROGRAM</strong></td>
<td><strong>58,552,000</strong></td>
</tr>
<tr>
<td>For services and expenses associated with administering the substance abuse prevention and treatment (SAPT) block grant.</td>
<td></td>
</tr>
<tr>
<td>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 local assistance and/or any appropriation of the office of alcoholism and substance abuse services consistent with the terms and conditions of the SAPT block grant award.</td>
<td></td>
</tr>
<tr>
<td>Personal service</td>
<td>3,778,000</td>
</tr>
<tr>
<td>Nonpersonal service</td>
<td>977,000</td>
</tr>
<tr>
<td><strong>Program fund subtotal</strong></td>
<td><strong>4,755,000</strong></td>
</tr>
<tr>
<td><strong>Special Revenue Funds - Federal / State Operations</strong></td>
<td><strong>147,000</strong></td>
</tr>
<tr>
<td>Federal Department of Education Fund - 267</td>
<td></td>
</tr>
<tr>
<td>For services and expenses associated with the administration of the federal safe and drug free schools and communities act consistent with the terms and conditions of the federal award.</td>
<td></td>
</tr>
<tr>
<td>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 local assistance and/or any appropriation of the office of alcoholism and substance abuse services consistent with the terms of the federal award</td>
<td>147,000</td>
</tr>
<tr>
<td><strong>Program fund subtotal</strong></td>
<td><strong>147,000</strong></td>
</tr>
</tbody>
</table>
Special Revenue Funds - Federal / State Operations
Federal Operating Grants Fund - 290
Statewide Data Collection Account

For services and expenses related to the statewide data collection program as mandated in the 1988 federal anti-drug abuse act.

Notwithstanding any inconsistent provision of law, moneys hereby appropriated may, subject to the approval of the director of the budget, be transferred to local assistance and/or any appropriation of the office of alcoholism and substance abuse services. 343,000

Program account subtotal 343,000

Special Revenue Funds - Other / State Operations
Miscellaneous Special Revenue Fund - 339
Credentialing Services Account

For services and expenses related to the credentialing of prevention, alcohol and substance abuse, and problem gambling counselors.

Notwithstanding any inconsistent provision of law, moneys hereby appropriated may, subject to the approval of the director of the budget, be transferred to local assistance and/or any appropriation of the office of alcoholism and substance abuse services.

PERSONAL SERVICE

Personal service--regular 626,000
Holiday/overtime compensation 8,000

Amount available for personal service 634,000

NONPERSONAL SERVICE

Fringe benefits 303,000
Indirect costs 25,000

Amount available for nonpersonal service 328,000

Program account subtotal 962,000

Special Revenue Funds - Other / State Operations
Miscellaneous Special Revenue Fund - 339
Mental Hygiene Program Fund Account

Notwithstanding any other provision of law, the money hereby appropriated may be transferred to local assistance and/or any
DEPARTMENT OF MENTAL HYGIENE
OFFICE OF ALCOHOLISM AND SUBSTANCE ABUSE SERVICES
STATE OPERATIONS AND AID TO LOCALITIES 2010-11

1. appropriation of the office of alcoholism
2. and substance abuse services, and may be
3. increased or decreased by transfer or
4. suballocation between these appropriated
5. amounts and appropriations of the depart-
6. ment of health, the office of medicaid
7. inspector general, the office of mental
8. health, and the office of mental retarda-
9. tion and developmental disabilities with
10. the approval of the director of the budget
11. who shall file such approval with the
12. department of audit and control and copies
13. thereof with the chairman of the senate
14. finance committee and the chairman of the
15. assembly ways and means committee.
16. The state comptroller is hereby authorized
17. and directed to loan money in accordance
18. with the provisions set forth in subdivi-
19. sion 5 of section 4 of the state finance
20. law to the mental hygiene program fund
21. account.
22. 
23. PERSONAL SERVICE
24. 
25. Personal service--regular .................. 26,000,000
26. Holiday/overtime compensation .............. 25,000
27. -------------------------------
28. Amount available for personal service .... 26,025,000
29. -------------------------------
30. 
31. NONPERSONAL SERVICE
32. 
33. Supplies and materials ..................... 1,200,000
34. Travel ..................................... 750,000
35. Contractual services ....................... 8,600,000
36. Equipment .................................. 300,000
37. Indirect costs ............................. 1,100,000
38. Fringe benefits ............................ 12,000,000
39. -------------------------------
40. Amount available for nonpersonal service.. 23,950,000
41. -------------------------------
42. Program account subtotal .................. 49,975,000
43. -------------------------------
44. 
45. Special Revenue Funds - Other / State Operations
46. Miscellaneous Special Revenue Fund - 339
47. Methadone Registry Services Account
48. 
49. For services and expenses related to the
50. operation of methadone services and a
51. patient registry for the prevention of
52. simultaneous enrollment in multiple metha-
53. done treatment programs.
54. Notwithstanding any inconsistent provision
55. of law, moneys hereby appropriated may,
56. subject to the approval of the director of
57. the budget, be transferred to local
58. assistance and/or any appropriation of the
59. office of alcoholism and substance abuse
60. services.
## DEPARTMENT OF MENTAL HYGIENE

### OFFICE OF ALCOHOLISM AND SUBSTANCE ABUSE SERVICES

### STATE OPERATIONS AND AID TO LOCALITIES  2010-11

#### NONPERSONAL SERVICE

<table>
<thead>
<tr>
<th>Description</th>
<th>Amount</th>
</tr>
</thead>
<tbody>
<tr>
<td>Contractual services</td>
<td>300,000</td>
</tr>
<tr>
<td>Program account subtotal</td>
<td>300,000</td>
</tr>
</tbody>
</table>

---

### Special Revenue Funds - Other / State Operations

- Miscellaneous Special Revenue Fund - 339
- Special Projects Account

For services and expenses related to special projects.

Notwithstanding any inconsistent provision of law, moneys hereby appropriated may, subject to the approval of the director of the budget, be transferred to local assistance and/or any appropriation of the office of alcoholism and substance abuse services.

Notwithstanding any other provision of law, up to $2,000,000 of this appropriation shall be made available for services and expenses to support amounts for administration, research associates, equipment, travel, conference expenses, contractual services, grant writers to increase income from non-state sources, and other research initiatives. Funding will be provided through the research foundation for mental hygiene, Inc. resources, including, but not limited to, indirect costs recoveries, direct grant reimbursement, interest earnings and operating balances.

#### NONPERSONAL SERVICE

<table>
<thead>
<tr>
<th>Description</th>
<th>Amount</th>
</tr>
</thead>
<tbody>
<tr>
<td>Supplies and materials</td>
<td>15,000</td>
</tr>
<tr>
<td>Travel</td>
<td>5,000</td>
</tr>
<tr>
<td>Contractual services</td>
<td>2,050,000</td>
</tr>
<tr>
<td>Program account subtotal</td>
<td>2,070,000</td>
</tr>
</tbody>
</table>

---

### INSTITUTIONAL SERVICES

<table>
<thead>
<tr>
<th>Description</th>
<th>Amount</th>
</tr>
</thead>
<tbody>
<tr>
<td>Special Revenue Funds - Federal / State Operations</td>
<td></td>
</tr>
<tr>
<td>Federal Health and Human Services Fund - 265</td>
<td></td>
</tr>
</tbody>
</table>

For services and expenses associated with administering the substance abuse prevention and treatment (SAPT) block grant.

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 local assistance and/or any appropriation of the office of alcoholism and substance abuse services.
and substance abuse services consistent
with the terms and conditions of the SAPT
block grant award.

<table>
<thead>
<tr>
<th>Description</th>
<th>Amount</th>
</tr>
</thead>
<tbody>
<tr>
<td>Personal service</td>
<td>865,000</td>
</tr>
<tr>
<td>Nonpersonal service</td>
<td>335,000</td>
</tr>
<tr>
<td>Program fund subtotal</td>
<td>1,200,000</td>
</tr>
</tbody>
</table>

Notwithstanding any other provision of law, the money hereby appropriated may be transferred to local assistance and/or any appropriation of the office of alcoholism and substance abuse services, with the approval of the director of the budget who shall file such approval with the department of audit and control and copies thereof with the chairman of the senate finance committee and the chairman of the assembly ways and means committee. The state comptroller is hereby authorized and directed to loan money in accordance with the provisions set forth in subdivision 5 of section 4 of the state finance law to the mental hygiene program fund account.

**PERSONAL SERVICE**

<table>
<thead>
<tr>
<th>Description</th>
<th>Amount</th>
</tr>
</thead>
<tbody>
<tr>
<td>Personal service--regular</td>
<td>19,000,000</td>
</tr>
<tr>
<td>Temporary service</td>
<td>750,000</td>
</tr>
<tr>
<td>Holiday/overtime compensation</td>
<td>1,000,000</td>
</tr>
<tr>
<td>Amount available for personal service</td>
<td>20,750,000</td>
</tr>
</tbody>
</table>

**NONPERSONAL SERVICE**

<table>
<thead>
<tr>
<th>Description</th>
<th>Amount</th>
</tr>
</thead>
<tbody>
<tr>
<td>Supplies and materials</td>
<td>5,800,000</td>
</tr>
<tr>
<td>Travel</td>
<td>300,000</td>
</tr>
<tr>
<td>Contractual services</td>
<td>9,600,000</td>
</tr>
<tr>
<td>Equipment</td>
<td>400,000</td>
</tr>
<tr>
<td>Indirect costs</td>
<td>900,000</td>
</tr>
<tr>
<td>Fringe benefits</td>
<td>10,000,000</td>
</tr>
<tr>
<td>Amount available for nonpersonal service</td>
<td>27,000,000</td>
</tr>
</tbody>
</table>

**Program account subtotal**

<table>
<thead>
<tr>
<th>Description</th>
<th>Amount</th>
</tr>
</thead>
<tbody>
<tr>
<td>Special Revenue Funds - Other / State Operations</td>
<td></td>
</tr>
<tr>
<td>Mental Hygiene Program Fund Account</td>
<td></td>
</tr>
</tbody>
</table>

Notwithstanding any other provision of law, the money hereby appropriated may be
DEPARTMENT OF MENTAL HYGIENE
OFFICE OF ALCOHOLISM AND SUBSTANCE ABUSE SERVICES

STATE OPERATIONS AND AID TO LOCALITIES  2010-11

transferred to local assistance and/or any
appropriation of the office of alcoholism
and substance abuse services, with the
approval of the director of the budget who
shall file such approval with the depart-
ment of audit and control and copies ther-
eof with the chairman of the senate
finance committee and the chairman of the
assembly ways and means committee. The
state comptroller is hereby authorized and
directed to loan money in accordance with
the provisions set forth in subdivision 5
of section 4 of the state finance law to
the mental hygiene patient income account.

PERSONAL SERVICE

Personal service--regular .................. 15,129,000

NONPERSONAL SERVICE

Indirect costs ............................. 614,000
Fringe benefits ............................ 7,105,000

Amount available for nonpersonal service.. 7,719,000

Program account subtotal .................. 22,848,000

PREVENTION AND PROGRAM SUPPORT 86,634,000

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

For services and expenses related to
prevention, intervention and treatment
programs provided by the substance abuse
prevention and treatment (SAPT) block
grant.

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 trans-
ferred to state operations and/or any
appropriation of the office of alcoholism
and substance abuse services consistent
with the terms and conditions of the SAPT
block grant award.

Notwithstanding any provision of law to the
contrary, the commissioner of the office
of alcoholism and substance abuse services
shall be authorized to continue contracts
which were executed on or before March 31,
2010 with entities providing services for
problem gambling and chemical dependency
prevention, treatment and recovery
services, without any additional require-
ments that such contracts be subject to
For services and expenses related to prevention from the federal safe and drug-free schools and communities act consistent with the terms and conditions of the federal award.
Notwithstanding any inconsistent provision of law, moneys hereby appropriated may, subject to the approval of the director of the budget, be transferred to state operations and/or any appropriation of the office of alcoholism and substance abuse services.
Notwithstanding any provision of law to the contrary, the commissioner of the office of alcoholism and substance abuse services shall be authorized to continue contracts which were executed on or before March 31, 2010 with entities providing services for problem gambling and chemical dependency prevention, treatment and recovery services, without any additional requirements that such contracts be subject to competitive bidding, a request for proposal process or other administrative procedures.
Notwithstanding any other provisions of law, no payment shall be made from this appropriation until the recipient agency has demonstrated it has applied for and received, or received formal notification of refusal of, all forms of third-party reimbursement, including federal aid and patient fees. The moneys hereby appropriated are available to reimburse or advance to localities and voluntary nonprofit
agencies for expenditures heretofore
accrued or hereafter to accrue during
local fiscal periods commencing January 1,
2010 or July 1, 2010 and for advances for
the period beginning January 1, 2011.
No expenditure shall be made for such
program until a certificate of allocation
has been approved by the director of the
budget and copies thereof filed with the
state comptroller and chairs of the senate
finance committee and the assembly ways
and means committee.
Notwithstanding any other provision of law,
the money hereby appropriated may be
transferred to state operations and/or any
appropriation of the office of alcoholism
and substance abuse services, with the
approval of the director of the budget who
shall file such approval with the depart-
ment of audit and control and copies ther-
 eof with the chairman of the senate
finance committee and the chairman of the
assembly ways and means committee. The
state comptroller is hereby authorized and
directed to loan money in accordance with
the provisions set forth in subdivision 5
of section 4 of the state finance law to
the mental hygiene program fund account.
The state comptroller is hereby authorized
to receive funds from the office of alco-
holism and substance abuse services that
were returned from providers in the
current fiscal year in respect of a
settlement of local assistance funds from
prior fiscal years and is authorized to
refund such moneys to the credit of this
fund for the purpose of reimbursing the
2010-11 appropriation.
Notwithstanding any inconsistent provision
of law, including section 1 of part C of
chapter 57 of the laws of 2006, as amended
by section 2 of part I of chapter 58 of
the laws of 2008 and part L of chapter 58
of the laws of 2009, for the period
commencing on April 1, 2009 and ending
March 31, 2011 the commissioner shall not
apply any cost of living adjustment for
the purpose of establishing rates of
payments, contracts or any other form of
reimbursement.
Notwithstanding any inconsistent provision
of law, moneys from this appropriation
shall not be available for unified
services after June 30, 2010.
Notwithstanding any provision of law to the
contrary, the commissioner of the office
of alcoholism and substance abuse services
shall be authorized to continue contracts
which were executed on or before March 31,
2010 with entities providing services for
problem gambling and chemical dependency
prevention and treatment services, without
any additional requirements that such
contracts be subject to competitive
bidding, a request for proposal process or
other administrative procedures. Of the
amounts appropriated herein, at least
$15,549,568 shall be made available to the
New York City Department of Education for
the continuation of such school-operated
prevention programs provided by school
district employees .......................... 45,000,000
Program account subtotal ............... 45,000,000

Special Revenue Fund - Other / Aid to Localities
Miscellaneous Special Revenue Fund - 339
License Plate Account

For services and expenses related to
prevention efforts targeted at youth.
Notwithstanding any inconsistent provision
of law, moneys hereby appropriated may,
subject to the approval of the director of
the budget, be transferred to state oper-
atations and/or any appropriation of the
office of alcoholism and substance abuse
services ................................. 39,000
Program account subtotal ............... 39,000

Special Revenue Funds - Other / Aid to Localities
Chemical Dependence Service Fund - 346

For services and expenses of community chem-
ical dependence treatment and prevention
services programs including services and
expenses related to staff training, evalu-
atation, and workforce development activ-
ities.
Notwithstanding any provision of law, rule
or regulation to the contrary, a portion
of this appropriation related to enforce-
ment action fine and/or levy moneys may be
made available to localities and nonprofit
and for-profit agencies for payment of
expenses for facilities operating under a
receivership pursuant to section 19.41 of
the mental hygiene law. Such funds may
also be transferred to state operations
and/or any appropriation of the office of
alcoholism and substance abuse services
and appropriations of the department of
health, the office of medicaid inspector
genral, the office of mental health, and
the office of mental retardation and
developmental disabilities with the
approval of the director of the budget who
shall file such approval with the depart-
ment of audit and control and copies ther-
eof with the chairman of the senate
finance committee and the chairman of the
assembly ways and means committee ........ 7,840,000

Program fund subtotal .................... 7,840,000

Total new appropriations for state operations and aid to
localities ........................................... 611,544,000
COMMUNITY TREATMENT SERVICES PROGRAM

General Fund / Aid to Localities
Local Assistance Account - 001

By chapter 54, section 1, of the laws of 2008, as amended by chapter 1, section 3, of the laws of 2009:
New York Council on Problem Gambling ... 90,240 ........ (re. $90,240)
Our Lady of Lourdes Memorial Hospital, Inc. ..........................
226,000 ............................................(re. $56,500)

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

By chapter 54, section 1, of the laws of 2009:
For services and expenses of prevention, intervention, and treatment programs provided by the SAPT block grants.
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 and/or any appropriation of the office of alcoholism and substance abuse services consistent with the terms and conditions of the SAPT block grant award.
Notwithstanding any provision of law to the contrary, the commissioner of the office of alcoholism and substance abuse services shall be authorized to continue contracts which were executed on or before March 31, 2009 with entities providing services for problem gambling and chemical dependency prevention, treatment and recovery services, without any additional requirements that such contracts be subject to competitive bidding, a request for proposal process or other administrative procedures ... 81,058,000 ........ (re. $81,058,000)
For services and expenses associated with federal 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 state operations and/or any appropriation of the office of alcoholism and substance abuse services ................. 5,000,000 ............................................ (re. $5,000,000)

By chapter 54, section 1, of the laws of 2008:
For services and expenses associated with federal 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 state operations and/or any appropriation of the office of alcoholism and substance abuse services ................. 5,000,000 ............................................ (re. $4,998,000)

By chapter 54, section 1, of the laws of 2008, as amended by chapter 54, section 1, of the laws of 2009:
For services and expenses of prevention, intervention, and treatment programs provided by the SAPT block grants.
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 and/or any appropriation of the office of alcoholism and substance abuse services consistent with the terms and conditions of the SAPT block grant award.
Notwithstanding any provision of law to the contrary, the commissioner of the office of alcoholism and substance abuse services shall be authorized to continue contracts which were executed on or before March 31, 2008 with entities providing services for compulsive gambling and chemical dependency prevention and treatment services, without any additional requirements that such contracts be subject to competitive bidding, a request for proposal process or other administrative procedures ... $81,058,000 ........ (re. $22,213,000)

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

By chapter 54, section 1, of the laws of 2009:
For services and expenses related to homeless grants. Subject to a plan approved by the director of the budget, the amount appropriated herein may be made available to other state agencies for services and expenses related to federal homeless grants. The director of the budget is hereby authorized to transfer appropriation authority contained herein to state operations and/or any appropriation of the office of alcoholism and substance abuse services and/or any other federal fund in which federal homeless grants are actually received ... $11,000,000 .......................... (re. $11,000,000)
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 state operations and/or any appropriation of the office of alcoholism and substance abuse services ... $5,000,000 .......................... (re. $5,000,000)
For services and expenses related to enforcing the underage drinking laws program grant. 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 and/or any appropriation of the office of alcoholism and substance abuse services consistent with the terms of the federal award ... $360,000 .......................... (re. $360,000)

By chapter 54, section 1, of the laws of 2008:
For services and expenses related to homeless grants. Subject to a plan approved by the director of the budget, the amount appropriated herein may be made available to other state agencies for services and expenses related to federal homeless grants. The director of the budget is hereby authorized to transfer appropriation authority contained herein to any other federal fund in which federal homeless grants are actually received ... $11,000,000 ........ (re. $7,325,000)
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 state operations and/or any appropriation of the office of alcoholism and substance abuse services ... $5,000,000 .......................... (re. $5,000,000)
For services and expenses related to enforcing the underage drinking laws program grant. 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 and/or any appropriation of the office of alcoholism and substance abuse services consistent with the terms of the federal award ............ $360,000 .......................... (re. $350,000)
DEPARTMENT OF MENTAL HYGIENE
OFFICE OF ALCOHOLISM AND SUBSTANCE ABUSE SERVICES

STATE OPERATIONS AND AID TO LOCALITIES - REAPPROPRIATIONS 2010-11

1 By chapter 54, section 1, of the laws of 2007:
2 For services and expenses related to homeless grants. Subject to a
3 plan approved by the director of the budget, the amount appropriated
4 herein may be made available to other state agencies for services
5 and expenses related to federal homeless grants. The director of the
6 budget is hereby authorized to transfer appropriation authority
7 contained herein to any other federal fund in which federal homeless
8 grants are actually received.
9 For grants beginning prior to April 1, 2007 .......................
10 11,000,000 ........................................ (re. $6,401,000)
11 For services and expenses related to enforcing the underage drinking
12 laws program grant.
13 Notwithstanding any inconsistent provision of law, a portion of the
14 funds hereby appropriated may, subject to the approval of the direc-
15 tor of the budget, be transferred to state operations in the office
16 of alcoholism and substance abuse services consistent with the terms
17 of the federal award for administrative and support services,
18 including fringe benefits, associated with this grant.
19 For grants beginning on or after April 1, 2007 ....................
20 360,000 ............................................. (re. $32,000)
21
22 EXECUTIVE DIRECTION PROGRAM
23
24 Special Revenue Funds - Federal / State Operations
25 Federal Health and Human Services Fund - 265
26
27 By chapter 54, section 1, of the laws of 2009:
28 For services and expenses associated with administering the substance
29 abuse prevention and treatment (SAPT) block grant.
30 Notwithstanding any inconsistent provision of law, a portion of the
31 funds hereby appropriated may, subject to the approval of the direc-
32 tor of the budget, be transferred to local assistance and/or
33 any appropriation of the office of alcoholism and substance abuse
34 services consistent with the terms and conditions of the SAPT block
35 grant award.
36 Personal service ... 3,578,000 ...................... (re. $1,500,000)
37 Nonpersonal service ... 977,000 ....................... (re. $500,000)
38
39 Special Revenue Funds - Federal / State Operations
40 Federal Department of Education Fund - 267
41
42 By chapter 54, section 1, of the laws of 2009:
43 For services and expenses associated with the administration of the
44 federal safe and drug free schools and communities act consistent
45 with the terms and conditions of the federal award.
46 Notwithstanding any inconsistent provision of law, a portion of the
47 funds hereby appropriated may, subject to the approval of the direc-
48 tor of the budget, be transferred to local assistance and/or
49 any appropriation of the office of alcoholism and substance abuse
50 services consistent with the terms of the federal award ............
51 147,000 ............................................. (re. $147,000)
52
53 Special Revenue Funds - Federal / State Operations
54 Federal Operating Grants Fund - 290
55 Statewide Data Collection Account
56
57 By chapter 54, section 1, of the laws of 2009:
58 For services and expenses related to the statewide data collection
59 program as mandated in the 1988 federal anti-drug abuse act.
DEPARTMENT OF MENTAL HYGIENE
OFFICE OF ALCOHOLISM AND SUBSTANCE ABUSE SERVICES

STATE OPERATIONS AND AID TO LOCALITIES - REAPPROPRIATIONS  2010-11

Notwithstanding any inconsistent provision of law, moneys hereby appropriated may, subject to the approval of the director of the budget, be transferred to local assistance and/or any appropriation of the office of alcoholism and substance abuse services ...........

543,000 ........................................................ (re. $543,000)

INSTITUTIONAL SERVICES

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

By chapter 54, section 1, of the laws of 2009:
For services and expenses associated with administering the substance abuse prevention and treatment (SAPT) block grant.
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 local assistance and/or any appropriation of the office of alcoholism and substance abuse services consistent with the terms and conditions of the SAPT block grant award.

Personal service ... 865,000 .......................... (re. $615,000)
Nonpersonal service ... 335,000 ............................ (re. $205,000)

PREVENTION AND PROGRAM SUPPORT

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

By chapter 54, section 1, of the laws of 2009:
For services and expenses related to prevention, intervention and treatment programs provided by the substance abuse prevention and treatment (SAPT) block grant.
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 and/or any appropriation of the office of alcoholism and substance abuse services consistent with the terms and conditions of the SAPT block grant award.
Notwithstanding any provision of law to the contrary, the commissioner of the office of alcoholism and substance abuse services shall be authorized to continue contracts which were executed on or before March 31, 2009 with entities providing services for problem gambling and chemical dependency prevention, treatment and recovery services, without any additional requirements that such contracts be subject to competitive bidding, a request for proposal process or other administrative procedures ... 28,300,000 ....... (re. $28,300,000)

By chapter 54, section 1, of the laws of 2008:
For services and expenses related to prevention, intervention and treatment programs provided by the substance abuse prevention and treatment (SAPT) block grant. Notwithstanding any inconsistent provision of law, moneys hereby appropriated may, subject to the approval of the director of the budget, be transferred to state operations and/or any appropriation of the office of alcoholism and substance abuse services.
Notwithstanding any provision of law to the contrary, the commissioner of the office of alcoholism and substance abuse services shall be authorized to continue contracts which were executed on or before March 31, 2008 with entities providing services for compulsive
DEPARTMENT OF MENTAL HYGIENE
OFFICE OF ALCOHOLISM AND SUBSTANCE ABUSE SERVICES

STATE OPERATIONS AND AID TO LOCALITIES - REAPPROPRIATIONS 2010-11

1 gambling and chemical dependency prevention and treatment services, without any additional requirements that such contracts be subject to competitive bidding, a request for proposal process or other administrative procedures ... 28,300,000 .......... (re. $1,820,000)

By chapter 54, section 1, of the laws of 2007:
For services and expenses associated with federal grant awards yet to be allocated by the U.S. department of education and/or 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 awarded grant.
For grants beginning prior to April 1, 2007 ......................... 5,000,000 ......................................... (re. $4,633,000)

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

By chapter 54, section 1, of the laws of 2009:
For services and expenses related to prevention from the federal safe and drug-free schools and communities act consistent with the terms and conditions of the federal award.
Notwithstanding any inconsistent provision of law, moneys hereby appropriated may, subject to the approval of the director of the budget, be transferred to state operations and/or any appropriation of the office of alcoholism and substance abuse services.
Notwithstanding any provision of law to the contrary, the commissioner of the office of alcoholism and substance abuse services shall be authorized to continue contracts which were executed on or before March 31, 2009 with entities providing services for problem gambling and chemical dependency prevention, treatment and recovery services, without any additional requirements that such contracts be subject to competitive bidding, a request for proposal process or other administrative procedures ... 4,755,000 .......... (re. $4,755,000)

By chapter 54, section 1, of the laws of 2008:
For services and expenses related to prevention from the federal safe and drug-free schools and communities act consistent with the terms and conditions of the federal award.
Notwithstanding any provision of law to the contrary, the commissioner of the office of alcoholism and substance abuse services shall be authorized to continue contracts which were executed on or before March 31, 2008 with entities providing services for compulsive gambling and chemical dependency prevention and treatment services, without any additional requirements that such contracts be subject to competitive bidding, a request for proposal process or other administrative procedures ... 4,755,000 .......... (re. $4,755,000)

By chapter 54, section 1, of the laws of 2007:
For services and expenses related to prevention from the federal safe and drug-free schools and communities act consistent with the terms and conditions of the federal award.
Notwithstanding any provision of law to the contrary, the commissioner of the office of alcoholism and substance abuse services shall be authorized to continue contracts which were executed on or before March 31, 2007 with entities providing services for compulsive
gambling and chemical dependency prevention and treatment services, without any additional requirements that such contracts be subject to competitive bidding, a request for proposal process or other administrative procedures.

For grants beginning on or after April 1, 2007 ....................... 4,755,000 ................................................................. (re. $261,000)

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

Notwithstanding any inconsistent provision of law up to $2,000,000 of this appropriation may be transferred and/or suballocated, pursuant to a memoranda of understanding between the office of alcoholism and substance abuse services and the department of health, to the AIDS institute for the provision of primary health care services for persons enrolled in drug treatment programs. Funds appropriated herein are supported by savings resulting from the increased Federal Medical Assistance Percentage (FMAP) provided pursuant to the American recovery and reinvestment act of 2009 .................... 2,000,000 ................................................................. (re. $2,000,000)

Total reappropriations for state operations and aid to localities ......................................................... 198,917,740

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DEPARTMENT OF MENTAL HYGIENE

OFFICE OF ALCOHOLISM AND SUBSTANCE ABUSE SERVICES

CAPITAL PROJECTS 2010-11

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

Capital Projects Fund ................................................. 10,888,000
Mental Hygiene Capital Improvement Fund - 389 ................. 98,046,000

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All Funds ..................................................................... 108,934,000

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ADMINISTRATION PROGRAM (CCP) .................................. 1,328,000

--------------
Capital Projects Fund
Administration Purpose
For payment of personal service and nonpersonal service including fringe benefits related to the administration of capital projects provided by the office of alcoholism and substance abuse services from new and reappropriated funds (53A11050) ....................... 1,328,000

--------------
COMMUNITY ALCOHOLISM AND SUBSTANCE ABUSE FACILITIES (CCP)

For minor alterations and improvements to various facilities, including the payment of liabilities incurred prior to April 1, 2010, provided, however, that no expenditures may be made from this appropriation until a comprehensive plan of projects has been approved by the director of the budget (53031089) ...... 4,810,000

--------------
Mental Hygiene Capital Improvement Fund - 389

For alterations and improvements for preservation of various facilities including rehabilitation projects and the acquisition of property, provided, however, that no expenditures may be made from this appropriation until a comprehensive plan of projects has been approved by the director of the budget (53031003) .. 42,273,000

--------------
New Facilities Purpose
For the acquisition of property, design, construction and extensive rehabilitation of facilities for the purpose of
delivering chemical dependence services,
pursuant to the mental hygiene law. No
expenditure shall be made from this
appropriation until a spending plan for
proposed projects has been submitted by
the commissioner of the office of alco-
holism and substance abuse services and
approved by the director of the budget
(53AA1007) ............................ 42,273,000

For the acquisition of property, design,
construction and rehabilitation of resi-
dential treatment beds to be developed for
operation by voluntary-operated or local
government operated chemical dependency
treatment providers related to drug law
reform. Notwithstanding any other incon-
sistent provision of law, the moneys here-
by appropriated may support up to 100
percent of approved capital costs of such
chemical dependency facilities. Notwith-
standing any other inconsistent provision
of law, and subject to approval of the
director of the budget, funds from this
appropriation may be paid to the dormitory
authority of the state of New York or the
office of general services to the design
and construction management account pursu-
ant to one or more certificates approved
by the director of the budget for purposes
of carrying out the projects provided for
herein. No expenditure shall be made from
this appropriation until a spending plan
for the proposed projects has been submit-
ted by the commissioner of the office of
alcoholism and substance abuse services
and approved by the director of the budget
(53JD1007) ............................ 10,000,000

DESIGN AND CONSTRUCTION SUPERVISION (CCP) 3,500,000

Capital Projects Fund

Preparation of Plans Purpose

For payment to the design and construction
management account of the centralized
services fund of the New York state
office of general services or to the
dormitory authority of the state of New
York for the purpose of preparation and
review of plans, specifications, esti-
mates, services, construction management
and supervision, inspection, studies,
appraisals, surveys, testing and envi-
ronmental impact statements for new
projects (53A61030) 3,000,000
<table>
<thead>
<tr>
<th>Purpose</th>
<th>Amount</th>
</tr>
</thead>
<tbody>
<tr>
<td>Mental Hygiene Capital Improvement Fund - 389</td>
<td></td>
</tr>
<tr>
<td>Preparation of Plans</td>
<td>500,000</td>
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<tr>
<td>Institutional Services Program (CCP)</td>
<td>4,000,000</td>
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<tr>
<td>Capital Projects Fund</td>
<td></td>
</tr>
<tr>
<td>Minor Rehabilitation</td>
<td>1,000,000</td>
</tr>
<tr>
<td>Preservation of Facilities</td>
<td>3,000,000</td>
</tr>
</tbody>
</table>
DEPARTMENT OF MENTAL HYGIENE
OFFICE OF ALCOHOLISM AND SUBSTANCE ABUSE SERVICES
CAPITAL PROJECTS  2010-11

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, 2010 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 (53NB10NB) .... 750,000
24  


DEPARTMENT OF MENTAL HYGIENE
OFFICE OF ALCOHOLISM AND SUBSTANCE ABUSE SERVICES
CAPITAL PROJECTS - REAPPROPRIATIONS 2010-11

COMMUNITY ALCOHOLISM AND SUBSTANCE ABUSE FACILITIES (CCP)

Capital Projects Fund

Minor Rehabilitation Purpose

By chapter 54, section 1, of the laws of 2009:
For minor alterations and improvements to various facilities, including the payment of liabilities incurred prior to April 1, 2009, provided, however, that no expenditures may be made from this appropriation until a comprehensive plan of projects has been approved by the director of the budget (53030989) .......................... 4,810,000 ................................................................ (re. $4,810,000)

By chapter 54, section 1, of the laws of 2008:
For minor alterations and improvements to various facilities, including the payment of liabilities incurred prior to April 1, 2008, provided, however, that no expenditures may be made from this appropriation until a comprehensive plan of projects has been approved by the director of the budget (53030889) .......................... 4,810,000 ................................................................ (re. $4,810,000)

By chapter 54, section 1, of the laws of 2007:
For minor alterations and improvements to various facilities, including the payment of liabilities incurred prior to April 1, 2007, provided, however, that no expenditures may be made from this appropriation until a comprehensive plan of projects has been approved by the director of the budget (53030789) .......................... 4,810,000 ................................................................ (re. $4,810,000)

By chapter 54, section 1, of the laws of 2006:
For minor alterations and improvements to various facilities, including the payment of liabilities incurred prior to April 1, 2006, provided, however, that no expenditures may be made from this appropriation until a comprehensive plan of projects has been approved by the director of the budget (53030689) .......................... 4,810,000 ................................................................ (re. $4,810,000)

By chapter 54, section 1, of the laws of 2005:
For minor alterations and improvements to various facilities, including the payment of liabilities incurred prior to April 1, 2005, provided, however, that no expenditures may be made from this appropriation until a comprehensive plan of projects has been approved by the director of the budget (53030589) .......................... 5,310,000 ................................................................ (re. $4,789,000)

By chapter 54, section 1, of the laws of 2004:
For minor alterations and improvements to various facilities, including the payment of liabilities incurred prior to April 1, 2004, provided, however, that no expenditures may be made from this appropriation until a comprehensive plan of projects has been approved by the director of the budget (53030489) .......................... 5,310,000 ................................................................ (re. $4,789,000)

By chapter 54, section 1, of the laws of 2003:
For minor alterations and improvements to various facilities, including the payment of liabilities incurred prior to April 1, 2003, provided, however, that no expenditures may be made from this appropriation until a comprehensive plan of projects has been approved by
DEPARTMENT OF MENTAL HYGIENE
OFFICE OF ALCOHOLISM AND SUBSTANCE ABUSE SERVICES
CAPITAL PROJECTS - REAPPROPRIATIONS 2010-11

the director of the budget (53030389) .........................
5,310,000 ............................................... (re. $82,000)

Mental Hygiene Capital Improvement Fund - 389

Preservation of Facilities Purpose

By chapter 54, section 1, of the laws of 2009:
For alterations and improvements for preservation of various
facilities including rehabilitation projects and the acquisition of
property, provided, however, that no expenditures may be made from
this appropriation until a comprehensive plan of projects has been
approved by the director of the budget (53030903) ..............
42,273,000 ............................................... (re. $42,273,000)

By chapter 54, section 1, of the laws of 2008:
For alterations and improvements for preservation of various facili-
ties including rehabilitation projects and the acquisition of prop-
erty, provided, however, that no expenditures may be made from this
appropriation until a comprehensive plan of projects has been
approved by the director of the budget (53030803) ..............
42,273,000 ............................................... (re. $38,353,000)

By chapter 54, section 1, of the laws of 2007:
For alterations and improvements for preservation of various facili-
ties including rehabilitation projects and the acquisition of prop-
erty, provided, however, that no expenditures may be made from this
appropriation until a comprehensive plan of projects has been
approved by the director of the budget (53030703) ..............
27,423,000 ............................................... (re. $19,995,000)

By chapter 54, section 1, of the laws of 2006:
For alterations and improvements for preservation of various facili-
ties including rehabilitation projects and the acquisition of prop-
erty, provided, however, that no expenditures may be made from this
appropriation until a comprehensive plan of projects has been
approved by the director of the budget (53030603) ..............
17,243,000 ............................................... (re. $9,938,000)

By chapter 54, section 1, of the laws of 2005:
For alterations and improvements for preservation of various facili-
ties including rehabilitation projects and the acquisition of prop-
erty, provided, however, that no expenditures may be made from this
appropriation until a comprehensive plan of projects has been
approved by the director of the budget (53030503) ..............
13,125,000 ............................................... (re. $5,455,000)

New Facilities Purpose

By chapter 54, section 1, of the laws of 2009:
For the acquisition of property, design, construction and extensive
rehabilitation of facilities for the purpose of delivering chemical
dependence services, pursuant to the mental hygiene law. No
expenditure shall be made from this appropriation until a spending
plan for proposed projects has been submitted by the commissioner of
the office of alcoholism and substance abuse services and approved
by the director of the budget (53AA0907) ....................... (re. $42,273,000)
DEPARTMENT OF MENTAL HYGIENE
OFFICE OF ALCOHOLISM AND SUBSTANCE ABUSE SERVICES
CAPITAL PROJECTS - REAPPROPRIATIONS 2010-11

By chapter 54, section 1, of the laws of 2009, as added by chapter 50, section 5, of the laws of 2009:
For the acquisition of property, design, construction and rehabilitation of residential treatment beds to be developed for operation by voluntary-operated or local government operated chemical dependency treatment providers related to drug law reform. Notwithstanding any other inconsistent provision of law, the moneys hereby appropriated may support up to 100 percent of approved capital costs of such chemical dependency facilities. Notwithstanding any other inconsistent provision of law, and subject to approval of the director of the budget, funds from this appropriation may be paid to the dormitory authority of the state of New York or the office of general services to the design and construction management account pursuant to one or more certificates approved by the director of the budget for purposes of carrying out the projects provided for herein. No expenditure shall be made from this appropriation until a spending plan for the proposed projects has been submitted by the commissioner of the office of alcoholism and substance abuse services and approved by the director of the budget (53JD0907) ...

10,000,000 ...................... (re. $10,000,000)

By chapter 54, section 1, of the laws of 2008:
For the acquisition of property, design, construction and extensive rehabilitation of facilities for the purpose of delivering chemical dependence services, pursuant to the mental hygiene law. No expenditure shall be made from this appropriation until a spending plan for proposed projects has been submitted by the commissioner of the office of alcoholism and substance abuse services and approved by the director of the budget (53AA0807) .........................................................

66,273,000 ....................................... (re. $61,501,000)

By chapter 54, section 1, of the laws of 2007:
For the acquisition of property, design, construction and extensive rehabilitation of facilities for the purpose of delivering chemical dependence services, pursuant to the mental hygiene law. No expenditure shall be made from this appropriation until a spending plan for proposed projects has been submitted by the commissioner of the office of alcoholism and substance abuse services and approved by the director of the budget (53AA0707) .........................................................

27,423,000 ....................................... (re. $12,359,000)

For the acquisition of property, design, construction and rehabilitation of 100 community residential treatment beds in Suffolk and Nassau counties, to be developed for operation by voluntary-operated or local government operated chemical dependency treatment providers. Notwithstanding any other inconsistent provision of law, the moneys hereby appropriated may support up to 100 percent of approved capital costs of such chemical dependency facilities. Notwithstanding any other inconsistent provision of law, and subject to approval of the director of the budget, funds from this appropriation may be paid to the dormitory authority of the state of New York or the office of general services to the design and construction management account pursuant to one or more certificates approved by the director of the budget for purposes of carrying out the projects provided for herein. No expenditure shall be made from this appropriation until a spending plan for the proposed projects has been submitted by the commissioner of the office of alcoholism and substance abuse services and approved by the director of the budget (53010707) ...

26,600,000 ................................. (re. $26,600,000)

For the acquisition of property, design, construction and rehabilitation of 100 intensive residential and/or community residential
DEPARTMENT OF MENTAL HYGIENE
OFFICE OF ALCOHOLISM AND SUBSTANCE ABUSE SERVICES
CAPITAL PROJECTS - REAPPROPRIATIONS 2010-11

1. beds for veterans, to be developed for operation by voluntary-oper-
2. ated or local government operated chemical dependency treatment
3. providers. Notwithstanding any other inconsistent provision of law,
4. the moneys hereby appropriated may support up to 100 percent of
5. approved capital costs of such chemical dependency facilities.
6. Notwithstanding any other inconsistent provision of law, and subject
7. to approval of the director of the budget, funds from this appropri-
8. ation may be paid to the dormitory authority of the state of New
9. York or the office of general services to the design and
10. construction management account pursuant to one or more certificates
11. approved by the director of the budget for purposes of carrying out
12. the projects provided for herein. No expenditure shall be made from
13. this appropriation until a spending plan for the proposed projects
14. has been submitted by the commissioner of the office of alcoholism
15. and substance abuse services and approved by the director of the
16. budget (53020707) ... 25,400,000 ................. (re. $25,400,000)

17. By chapter 54, section 1, of the laws of 2006:
18. For the acquisition of property, design, construction and extensive
19. rehabilitation of facilities for the purpose of delivering chemical
20. dependence services, pursuant to the mental hygiene law. No expendi-
21. ture shall be made from this appropriation until a spending plan for
22. proposed projects has been submitted by the commissioner of the
23. office of alcoholism and substance abuse services and approved by
24. the director of the budget (53AA0607) .........................
25. 17,243,000 ........................................ (re. $8,659,000)

26. By chapter 54, section 1, of the laws of 2005:
27. For the acquisition of property, design, construction and extensive
28. rehabilitation of facilities for the purpose of delivering chemical
29. dependence services, pursuant to the mental hygiene law. No expendi-
30. ture shall be made from this appropriation until a spending plan for
31. proposed projects has been submitted by the commissioner of the
32. office of alcoholism and substance abuse services and approved by
33. the director of the budget (53AA0507) .........................
34. 13,125,000 ........................................ (re. $2,978,000)

35. By chapter 54, section 1, of the laws of 2004:
36. For the acquisition of property, design, construction and extensive
37. rehabilitation of facilities for the purpose of delivering chemical
38. dependence services, pursuant to the mental hygiene law. No expendi-
39. ture shall be made from this appropriation until a spending plan for
proposed projects has been submitted by the commissioner of the
office of alcoholism and substance abuse services and approved by
the director of the budget (53AA0407) ..............................
12,970,000 ........................................ (re. $8,079,000)

By chapter 54, section 1, of the laws of 2003:
For the acquisition of property, design, construction and extensive
rehabilitation of facilities for the purpose of delivering chemical
dependence services, pursuant to the mental hygiene law. No expendi-
ture shall be made from this appropriation until a spending plan for
proposed projects has been submitted by the commissioner of the
office of alcoholism and substance abuse services and approved by
the director of the budget (53AA0307) ..............................
12,970,000 ........................................ (re. $3,115,000)

DESIGN AND CONSTRUCTION SUPERVISION (CCP)

Capital Projects Fund

Preparation of Plans Purpose

By chapter 54, section 1, of the laws of 2009:
For payment to the design and construction management account of the
centralized services fund of the New York state office of general
services or to the dormitory authority of the state of New York for
the purpose of preparation and review of plans, specifications,
estimates, services, construction management and supervision,
inspection, studies, appraisals, surveys, testing and environmental
impact statements for new projects (53A60930) ......................
3,000,000 ......................................... (re. $1,942,000)

By chapter 54, section 1, of the laws of 2008:
For payment to the design and construction management account of the
centralized services fund of the New York state office of general
services or to the dormitory authority of the state of New York for
the purpose of preparation and review of plans, specifications,
estimates, services, construction management and supervision,
inspection, studies, appraisals, surveys, testing and environmental
impact statements for new projects (53A60830) ......................
2,000,000 ........................................ (re. $763,000)

By chapter 54, section 1, of the laws of 2007:
For: (1) the payment of all claims for personal injury, death or prop-
erty damage for which the New York State Medical Care Facilities
Finance Agency, the facilities development corporation, or the
dormitory authority of the state of New York might be liable occur-
ing 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 corpo-
ration 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 Agen-
DEPARTMENT OF MENTAL HYGIENE
OFFICE OF ALCOHOLISM AND SUBSTANCE ABUSE SERVICES
CAPITAL PROJECTS - REAPPROPRIATIONS 2010-11

1. cy of moneys at the times and in the amounts that annual rentals
2. would be due with respect to each project during such time or times
3. as each such project may be damaged or destroyed and not available
4. for use by the department of mental hygiene in accordance with the
5. terms of the Agreement of Lease.
6. Notwithstanding the provisions of any general or special law, the
7. facilities development corporation may assign to the New York State
8. Medical Care Facilities Finance Agency all or any portion of the
9. moneys hereby appropriated for the purposes hereinabove set forth.
10. Notwithstanding the foregoing, in the event the appropriation is
11. insufficient to cover the losses, upon notification from the facili-
12. ties development corporation, the director of the budget shall
13. submit a request for additional appropriations to cover the addi-
14. tional losses. Upon approval by the director of the budget, funds
15. from this appropriation may be transferred to the office of mental
16. health and the office of mental retardation and developmental disa-
17. bilities for payment to the dormitory authority of the state of New
18. York for the preparation of plans purpose (53WC0730) ............
19. 2,000,000 ............................................... (re. $2,000,000)

20. By chapter 54, section 1, of the laws of 2006:
21. For payment to the design and construction management account of the
22. centralized services fund of the New York state office of general
23. services or to the dormitory authority of the state of New York for
24. the purpose of preparation and review of plans, specifications,
25. estimates, services, construction management and supervision,
26. inspection, studies, appraisals, surveys, testing and environmental
27. impact statements for new projects (53A60630) ......................
28. 2,000,000 ............................................ (re. $48,000)

29. Mental Hygiene Capital Improvement Fund - 389
30. Preparation of Plans Purpose
31. By chapter 54, section 1, of the laws of 2009:
32. For payment to the design and construction management account of the
33. centralized services fund of the New York state office of general
34. services or to the dormitory authority of the state of New York for
35. the purpose of preparation and review of plans, specifications,
36. estimates, services, construction management and supervision,
37. inspection, studies, appraisals, surveys, testing and environmental
38. impact statements for new projects (53060930) ......................
39. 500,000 ............................................. (re. $500,000)

40. By chapter 54, section 1, of the laws of 2008:
41. For payment to the design and construction management account of the
42. centralized services fund of the New York state office of general
43. services or to the dormitory authority of the state of New York for
44. the purpose of preparation and review of plans, specifications,
45. estimates, services, construction management and supervision,
46. inspection, studies, appraisals, surveys, testing and environmental
47. impact statements for new projects (53060830) ......................
48. 500,000 ............................................. (re. $500,000)

49. INSTITUTIONAL SERVICES PROGRAM (CCP)
50. Capital Projects Fund
51. Minor Rehabilitation Purpose
By chapter 54, section 1, of the laws of 2009:
For minor alterations and improvements to various facilities, including the payment of liabilities incurred prior to April 1, 2009, provided, however, that no expenditures may be made from this appropriation until a comprehensive plan of projects has been approved by the director of the budget (53HD0989) .......................... (re. $1,000,000)

By chapter 54, section 1, of the laws of 2008:
For minor alterations and improvements to various facilities, including the payment of liabilities incurred prior to April 1, 2008, provided, however, that no expenditures may be made from this appropriation until a comprehensive plan of projects has been approved by the director of the budget (53HD0889) .......................... (re. $500,000)

By chapter 54, section 1, of the laws of 2007:
For minor alterations and improvements to various facilities, including the payment of liabilities incurred prior to April 1, 2007, provided, however, that no expenditures may be made from this appropriation until a comprehensive plan of projects has been approved by the director of the budget (53HD0789) .......................... (re. $500,000)

By chapter 54, section 1, of the laws of 2006:
For minor alterations and improvements to various facilities, including the payment of liabilities incurred prior to April 1, 2006, provided, however, that no expenditures may be made from this appropriation until a comprehensive plan of projects has been approved by the director of the budget (53HD0689) .......................... (re. $500,000)

By chapter 54, section 1, of the laws of 2005:
For minor alterations and improvements to various facilities, including the payment of liabilities incurred prior to April 1, 2005, provided, however, that no expenditures may be made from this appropriation until a comprehensive plan of projects has been approved by the director of the budget (53HD0589) .......................... (re. $91,000)

By chapter 54, section 1, of the laws of 2004:
For minor alterations and improvements to various facilities, including the payment of liabilities incurred prior to April 1, 2004, provided, however, that no expenditures may be made from this appropriation until a comprehensive plan of projects has been approved by the director of the budget (53HD0489) .......................... (re. $352,000)

By chapter 54, section 1, of the laws of 2003:
For minor alterations and improvements to various facilities, including the payment of liabilities incurred prior to April 1, 2003, provided, however, that no expenditures may be made from this appropriation until a comprehensive plan of projects has been approved by the director of the budget (53HD0389) .......................... (re. $59,000)
DEPARTMENT OF MENTAL HYGIENE
OFFICE OF ALCOHOLISM AND SUBSTANCE ABUSE SERVICES
CAPITAL PROJECTS - REAPPROPRIATIONS 2010-11

1 Mental Hygiene Capital Improvement Fund - 389

Preservation of Facilities Purpose

By chapter 54, section 1, of the laws of 2009:
For alterations and improvements for preservation of various facilities including rehabilitation projects, provided, however, that no expenditures may be made from this appropriation until a comprehensive plan of projects has been approved by the director of the budget. This appropriation may be used for the cost of potential claims against contracts awarded by the dormitory authority of the state of New York. Upon request of the commissioner of the office of alcoholism and substance abuse services and approval by the director of the budget, this appropriation may be transferred to the dormitory authority of the state of New York (53A20903) .......... 3,000,000 ........................................ (re. $3,000,000)

By chapter 54, section 1, of the laws of 2008:
For alterations and improvements for preservation of various facilities including rehabilitation projects, provided, however, that no expenditures may be made from this appropriation until a comprehensive plan of projects has been approved by the director of the budget. This appropriation may be used for the cost of potential claims against contracts awarded by the dormitory authority of the state of New York. Upon request of the commissioner of the office of alcoholism and substance abuse services and approval by the director of the budget, this appropriation may be transferred to the dormitory authority of the state of New York (53A20803) ...................... 3,000,000 ........................................ (re. $3,000,000)

By chapter 54, section 1, of the laws of 2007:
For alterations and improvements for preservation of various facilities including rehabilitation projects, provided, however, that no expenditures may be made from this appropriation until a comprehensive plan of projects has been approved by the director of the budget. This appropriation may be used for the cost of potential claims against contracts awarded by the dormitory authority of the state of New York. Upon request of the commissioner of the office of alcoholism and substance abuse services and approval by the director of the budget, this appropriation may be transferred to the dormitory authority of the state of New York (53A20703) ...................... 1,000,000 ........................................ (re. $1,000,000)

By chapter 54, section 1, of the laws of 2006:
For alterations and improvements for preservation of various facilities including rehabilitation projects, provided, however, that no expenditures may be made from this appropriation until a comprehensive plan of projects has been approved by the director of the budget. This appropriation may be used for the cost of potential claims against contracts awarded by the dormitory authority of the state of New York. Upon request of the commissioner of the office of alcoholism and substance abuse services and approval by the director of the budget, this appropriation may be transferred to the dormitory authority of the state of New York (53A20603) ...................... 7,800,000 ........................................ (re. $7,800,000)

By chapter 54, section 1, of the laws of 2005:
For alterations and improvements for preservation of various facilities including rehabilitation projects, provided, however, that no expenditures may be made from this appropriation until a comprehen-
DEPARTMENT OF MENTAL HYGIENE
OFFICE OF ALCOHOLISM AND SUBSTANCE ABUSE SERVICES
CAPITAL PROJECTS - REAPPROPRIATIONS 2010-11

A comprehensive plan of projects has been approved by the director of the budget. This appropriation may be used for the cost of potential claims against contracts awarded by the dormitory authority of the state of New York. Upon request of the commissioner of the office of alcoholism and substance abuse services and approval by the director of the budget, this appropriation may be transferred to the dormitory authority of the state of New York (53A20503) ...................... 2,700,000 ........................................... (re. $515,000)

By chapter 54, section 1, of the laws of 2004:
For alterations and improvements for preservation of various facilities including rehabilitation projects, provided, however, that no expenditures may be made from this appropriation until a comprehensive plan of projects has been approved by the director of the budget. This appropriation may be used for the cost of potential claims against contracts awarded by the dormitory authority of the state of New York or the facilities development corporation. Upon request of the commissioner of the office of alcoholism and substance abuse services and approval by the director of the budget, this appropriation may be transferred to the dormitory authority of the state of New York (53A20403) ... 1,000,000 ................... (re. $328,000)

By chapter 54, section 1, of the laws of 2003:
For alterations and improvements for preservation of various facilities including rehabilitation projects, provided, however, that no expenditures may be made from this appropriation until a comprehensive plan of projects has been approved by the director of the budget. This appropriation may be used for the cost of potential claims against contracts awarded by the dormitory authority of the state of New York or the facilities development corporation. Upon request of the commissioner of the office of alcoholism and substance abuse services and approval by the director of the budget, this appropriation may be transferred to the dormitory authority of the state of New York (53PR0303) ... 1,000,000 ................... (re. $407,000)

By chapter 54, section 1, of the laws of 2002:
For alterations and improvements for preservation of various facilities including rehabilitation projects, provided, however, that no expenditures may be made from this appropriation until a comprehensive plan of projects has been approved by the director of the budget. This appropriation may be used for the cost of potential claims against contracts awarded by the dormitory authority of the state of New York or the facilities development corporation. Upon request of the commissioner of the office of alcoholism and substance abuse services and approval by the director of the budget, this appropriation may be transferred to the dormitory authority of the state of New York (53PR0203) ... 2,000,000 ................... (re. $597,000)

By chapter 54, section 1, of the laws of 2001:
For alterations and improvements for preservation of various facilities including rehabilitation projects, provided, however, that no expenditures may be made from this appropriation until a comprehensive plan of projects has been approved by the director of the budget. This appropriation may be used for the cost of potential claims against contracts awarded by the dormitory authority of the state of New York or the facilities development corporation. Upon request of the commissioner of the office of alcoholism and substance abuse services and approval by the director of the budget, this appropriation may be transferred to the dormitory authority of the state of New York (53PR0103) ... 2,000,000 ................... (re. $1,042,000)
By chapter 54, section 1, of the laws of 2000:

For alterations and improvements for preservation of various facilities including rehabilitation projects, provided, however, that no expenditures may be made from this appropriation until a comprehensive plan of projects has been approved by the director of the budget. This appropriation may be used for the cost of potential claims against contracts awarded by the dormitory authority of the state of New York or the facilities development corporation. Upon request of the commissioner of the office of alcoholism and substance abuse services and approval by the director of the budget, this appropriation may be transferred to the dormitory authority of the state of New York (53PR0003) ... 1,937,000 .................... (re. $707,000)
For payment according to the following schedule:

<table>
<thead>
<tr>
<th>Fund Type</th>
<th>Appropriations</th>
<th>Reappropriations</th>
</tr>
</thead>
<tbody>
<tr>
<td>General Fund - State and Local</td>
<td>561,054,000</td>
<td>3,635,000</td>
</tr>
<tr>
<td>Special Revenue Funds - Federal</td>
<td>48,845,000</td>
<td>31,715,000</td>
</tr>
<tr>
<td>Special Revenue Funds - Other</td>
<td>2,791,162,000</td>
<td>0</td>
</tr>
<tr>
<td>Capital Projects Funds</td>
<td>234,291,000</td>
<td>1,931,019,000</td>
</tr>
<tr>
<td>Enterprise Funds</td>
<td>8,606,000</td>
<td>0</td>
</tr>
<tr>
<td>Internal Service Funds</td>
<td>2,810,000</td>
<td>0</td>
</tr>
<tr>
<td>All Funds</td>
<td>3,646,768,000</td>
<td>1,966,369,000</td>
</tr>
</tbody>
</table>

AGENCY BUDGET SUMMARY OF NEW APPROPRIATIONS

<table>
<thead>
<tr>
<th>Fund Type</th>
<th>State Operations</th>
<th>Aid to Localities</th>
<th>Capital Projects</th>
<th>Total</th>
</tr>
</thead>
<tbody>
<tr>
<td>GF-St/Local</td>
<td>800,000</td>
<td>560,254,000</td>
<td>0</td>
<td>561,054,000</td>
</tr>
<tr>
<td>SR-Federal</td>
<td>2,038,000</td>
<td>46,807,000</td>
<td>0</td>
<td>48,845,000</td>
</tr>
<tr>
<td>SR-Other</td>
<td>2,117,040,000</td>
<td>674,122,000</td>
<td>0</td>
<td>2,791,162,000</td>
</tr>
<tr>
<td>Cap Proj</td>
<td>0</td>
<td>234,291,000</td>
<td>0</td>
<td>234,291,000</td>
</tr>
<tr>
<td>Enterprise</td>
<td>8,606,000</td>
<td>0</td>
<td>0</td>
<td>8,606,000</td>
</tr>
<tr>
<td>Internal Srv</td>
<td>2,810,000</td>
<td>0</td>
<td>0</td>
<td>2,810,000</td>
</tr>
<tr>
<td>All Funds</td>
<td>2,131,294,000</td>
<td>1,281,183,000</td>
<td>234,291,000</td>
<td>3,646,768,000</td>
</tr>
</tbody>
</table>

SCHEDULE

ADMINISTRATION AND FINANCE PROGRAM.......................... 115,530,000

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

For administration of the community services block grant.

Personal service .................. 814,000
Nonpersonal service .............. 178,000
Fringe benefits .................. 366,000

Amount available ................ 1,358,000

For administration of the federal New York makes work pay grant.

Personal service .................. 193,000
Nonpersonal service .............. 20,000
Fringe benefits .................. 87,000

Amount available ................ 300,000
DEPARTMENT OF MENTAL HYGIENE
OFFICE OF MENTAL HEALTH

STATE OPERATIONS AND AID TO LOCALITIES  2010-11

1 For administration of programs to assist and
2 transition from homelessness (PATH) grants.

<table>
<thead>
<tr>
<th>Description</th>
<th>Amount</th>
</tr>
</thead>
<tbody>
<tr>
<td>Personal service</td>
<td>125,000</td>
</tr>
<tr>
<td>Fringe benefits</td>
<td>55,000</td>
</tr>
<tr>
<td><strong>Amount available</strong></td>
<td>180,000</td>
</tr>
<tr>
<td><strong>Program fund subtotal</strong></td>
<td>1,838,000</td>
</tr>
</tbody>
</table>

Special Revenue Funds - Federal / State Operations
Federal Operating Grants Fund - 290

<table>
<thead>
<tr>
<th>Description</th>
<th>Amount</th>
</tr>
</thead>
<tbody>
<tr>
<td>Personal service</td>
<td>139,000</td>
</tr>
<tr>
<td>Fringe benefits</td>
<td>61,000</td>
</tr>
<tr>
<td><strong>Program fund subtotal</strong></td>
<td>200,000</td>
</tr>
</tbody>
</table>

Special Revenue Funds - Other / State Operations
Mental Hygiene Gifts and Donations Fund - 019
Office of Mental Health Gifts and Donations Account

For nonpersonal service expenditures to
benefit patients or for other purposes
from investment income, private donations
and other contributions.

<table>
<thead>
<tr>
<th>Description</th>
<th>Amount</th>
</tr>
</thead>
<tbody>
<tr>
<td>Supplies and materials</td>
<td>200,000</td>
</tr>
<tr>
<td>Travel</td>
<td>35,000</td>
</tr>
<tr>
<td>Contractual services</td>
<td>125,000</td>
</tr>
<tr>
<td>Equipment</td>
<td>140,000</td>
</tr>
<tr>
<td><strong>Program account subtotal</strong></td>
<td>500,000</td>
</tr>
</tbody>
</table>

Special Revenue Funds - Other / State Operations
Combined Gifts, Grants and Bequests Fund - 020
Office of Mental Health Grants and Bequests Account

For nonpersonal service expenditures to
benefit patients from bequests from
patients' families.

<table>
<thead>
<tr>
<th>Description</th>
<th>Amount</th>
</tr>
</thead>
<tbody>
<tr>
<td>Supplies and materials</td>
<td>70,000</td>
</tr>
<tr>
<td><strong>Program account subtotal</strong></td>
<td>70,000</td>
</tr>
</tbody>
</table>

Special Revenue Fund - Other / State Operations
Miscellaneous Special Revenue Fund - 339
Cook/Chill Account
For services and expenses related to the
operation of the cook/chill production
center at the Rockland psychiatric center.

NONPERSONAL SERVICE

Supplies and materials ..................... 1,650,000
Contractual services ....................... 1,650,000

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Program account subtotal ............... 3,300,000

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Notwithstanding any other provision of law,
the money hereby appropriated may be
increased or decreased by interchange,
with any appropriation of the office of
mental health, and may be increased or
decreased by transfer or suballocation
between these appropriated amounts and
appropriations of the department of
health, the office of medicaid inspector
general, the office of mental retardation
and developmental disabilities, and the
office of alcoholism and substance abuse
services with the approval of the director
of the budget who shall file such approval
with the department of audit and control
and copies thereof with the chairman of
the senate finance committee and the
chairman of the assembly ways and means
committee.

Notwithstanding any other provision of law
to the contrary, any of the amounts
appropriated herein may be increased or
decreased by interchange or transfer
without limit, with any appropriation of
the office of mental health or by transfer
or suballocation to any department, agency
or public authority for expenditures
incurred in the operation of such programs
with the approval of the director of the
budget who shall file such approval with
the department of audit and control and
copies thereof with the chairman of the
senate finance committee and the chairman
of the assembly ways and means committee.

Notwithstanding any other provision of law
to the contrary, funds appropriated under
this program shall not be used for the
payment of tolls at the Robert F. Kennedy
bridge, for vehicles driven by persons
commuting to and from work who are
employed at facilities located on Ward's
island operated by the department of
mental hygiene.
Notwithstanding any inconsistent provision of law, this appropriation is not available to support the development or production of reports required pursuant to chapter 119 of the laws of 2007 for the period beginning April 1, 2010 and ending March 31, 2011.

The state comptroller is hereby authorized and directed to loan money in accordance with the provisions set forth in subdivision 5 of section 4 of the state finance law to the mental hygiene program fund account.

PERSONAL SERVICE

Personal service--regular .................. 43,529,000
Temporary service .......................... 939,000
Holiday/overtime compensation .............. 287,000

Amount available for personal service .... 44,755,000

NONPERSONAL SERVICE

Supplies and materials ..................... 3,702,000
Travel ..................................... 1,861,000
Contractual services ....................... 23,023,000
Equipment .................................. 3,623,000
Fringe benefits ............................ 21,007,000
Indirect costs ............................. 235,000

Amount available for nonpersonal service.. 53,451,000

Program account subtotal ............... 98,206,000

Enterprise Funds / State Operations
Mental Health Sheltered Workshop Account - 351

PERSONAL SERVICE

Temporary service .......................... 2,042,000

NONPERSONAL SERVICE

Supplies and materials ..................... 757,000
Travel ..................................... 123,000
Contractual services ....................... 2,657,000
Equipment .................................. 257,000

Amount available for nonpersonal service.. 3,794,000

Program account subtotal ............... 5,836,000
DEPARTMENT OF MENTAL HYGIENE

OFFICE OF MENTAL HEALTH

STATE OPERATIONS AND AID TO LOCALITIES 2010-11

Enterprise Funds / State Operations
Mental Hygiene Community Stores Account - 353

PERSONAL SERVICE

Personal service--regular .................. 608,000

NONPERSONAL SERVICE

Supplies and materials ....................... 1,679,000
Equipment .................................... 154,000
Fringe benefits ............................. 309,000
Indirect costs ................................ 20,000

Amount available for nonpersonal service.. 2,162,000

Program account subtotal ............... 2,770,000

Internal Service Funds / State Operations
Mental Hygiene Revolving Account - 343

PERSONAL SERVICE

Personal service--regular .................. 1,136,000

NONPERSONAL SERVICE

Supplies and materials ....................... 461,000
Travel ....................................... 7,000
Contractual services ....................... 388,000
Equipment .................................... 236,000
Fringe benefits ............................. 564,000
Indirect costs ................................ 18,000

Amount available for nonpersonal service.. 1,674,000

Program account subtotal ............... 2,810,000

ADULT SERVICES PROGRAM ...................... 2,471,029,000

General Fund / State Operations
State Purposes Account - 003

Notwithstanding any other provision of law

to the contrary, funds appropriated under
this program shall be used for the payment
of tolls at the Robert F. Kennedy bridge,
for vehicles driven by persons commuting
to and from work who are employed at
facilities located on Ward's island
operated by the department of mental
hygiene.
NONPERSONAL SERVICE

Travel ............................................. 800,000

Program account subtotal ............... 800,000

For services and expenses of various adult
community mental health services, includ-
ing transfer to the department of health
to reimburse the department for the state
share of medical assistance for various
community mental health services.
For payment of state financial assistance,
net of disallowances, for community mental
health programs pursuant to article 41 and
other provisions of the mental hygiene
law. The moneys hereby appropriated for
allocation to local governments and volun-
tary agencies for services are available
to reimburse or advance funds to local
governments and voluntary agencies for
expenditures made or to be made during
local program years commencing January 1,
2010 or July 1, 2010 and for advances for
the period beginning January 1, 2011 for
local governments and voluntary agencies
with program years beginning January 1.
Notwithstanding any other provision of law,
and except for transfers to the department
of health to reimburse the department for
the state share of medical assistance
payments and as modified below, this
appropriation shall be available for obli-
gations for the period commencing July 1,
2010 and ending June 30, 2011 and shall be
available for expenditure from July 1,
2010 through September 15, 2011.
An amount of this appropriation shall be
available for the development of a demon-
stration program approved by the
commissioner and director of the budget,
and notwithstanding the provisions of any
other law to the contrary, for the purpose
of testing and evaluating new methods or
arrangements for organizing, financing,
staffing and providing services for
persons with serious mental illness, in
one or more of Chautauqua, Erie, Genesee,
Monroe, Onondaga and Wyoming counties.
Notwithstanding any provision of law to the
contrary, the commissioner of the office
of mental health shall be authorized to
continue contracts which were executed on
or before March 31, 2010 with entities
providing services to persons with mental
illness, without any additional require-
ments that such contracts be subject to competitive bidding, a request for proposals process or other administrative procedures. No expenditures shall be made for such program prior to the approval of a methodology for allocation in accordance with a plan approved by the commissioner and the director of the budget with copies to be filed with the chairpersons of the senate finance committee and assembly ways and means committee. Furthermore, no expenditure shall be made until a certificate of allocation has been approved by the director of the budget with copies to be filed with the chairpersons of the senate finance committee and the assembly ways and means committee. The state comptroller is hereby authorized to receive funds from the office of mental health that were returned from providers in the current fiscal year in respect of a settlement of local assistance funds from prior fiscal years, and is authorized to refund such moneys to the credit of the local assistance account of the general fund for the purpose of reimbursing the 2010-11 appropriation. Notwithstanding any inconsistent provision of law, including section 1 of part C of chapter 57 of the laws of 2006, as amended by section 2 of part I of chapter 58 of the laws of 2008 and part L of chapter 58 of the laws of 2009, for the period commencing on April 1, 2009 and ending March 31, 2011 the commissioner shall not apply any cost of living adjustment for the purpose of establishing rates of payments, contracts or any other form of reimbursement. Notwithstanding any inconsistent provision of law, funding shall not be available for unified services after June 30, 2010. Notwithstanding any other provision of law to the contrary, any of the amounts appropriated herein may be increased or decreased by interchange or transfer without limit, with any appropriation of the office of mental health or by transfer or suballocation to any department, agency or public authority for expenditures incurred in the operation of such programs with the approval of the director of the budget who shall file such approval with the department of audit and control and copies thereof with the chairman of the senate finance committee and the chairman of the assembly ways and means committee:
For services and expenses of various community mental health non-residential programs, pursuant to article 41 of the mental hygiene law, including but not limited to sections 41.13, 41.18, and 41.47 .................................... 74,388,000

For services and expenses of various community mental health emergency programs, including comprehensive psychiatric emergency programs pursuant to section 41.51 of the mental hygiene law ................ 6,881,000

For transfer to the department of health to reimburse the department for the state share of medical assistance payments for various mental health services. Notwithstanding any inconsistent provision of law, a portion of the money herein appropriated may be made available for transfer to the department of health for the state share of disproportionate share payments to voluntary nonprofit general hospitals pursuant to chapter 119 of the laws of 1997 as amended. For the period April 1, 2010 through March 31, 2011, the office of mental health is authorized to recover from community residences and family-based treatment providers licensed by the office of mental health, consistent with contractual obligations of such providers and notwithstanding any other inconsistent provision of law to the contrary, for the January 1, 2003 through December 31, 2004 periods for programs located outside of the city of New York and July 1, 2003 through June 30, 2005 periods for programs located in the city of New York, in an amount equal to 50 percent of the income received by such providers which exceed the fixed amount of annual medicaid revenue limitations, as established by the commissioner of mental health ............ 321,327,000

Program account subtotal ................ 402,596,000

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

For programs to assist and transition from homelessness (PATH) grants. Notwithstanding any inconsistent provision of law, a portion of this appropriation, consistent with the terms and conditions of the PATH grant, may be transferred to other programs within the office of mental health for aid to localities, administrative and support services, including fringe benefits, associated with the grant ........................................... 4,800,000
For services and expenses related to adult mental health services funded by the community mental health services block grant. Notwithstanding any inconsistent provision of law, a portion of this appropriation, consistent with the terms and conditions of the block grant, may be transferred to other programs within the office of mental health for aid to localities, administrative and support services, including fringe benefits, associated with the federal block grant .................. 17,206,000

For services and expenses associated with federal 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 mental health services for aid to localities, administrative and support services, including fringe benefits, associated with the awarded grant ................... 5,000,000

For services and expenses associated with the federal New York makes work pay grant 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 mental health services for aid to localities, administrative and support services, including fringe benefits, associated with the awarded grant .................. 6,000,000

Program fund subtotal .................. 33,006,000

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

For services and expenses related to homeless and shelter plus care grants. Subject to a plan approved by the director of the budget, the amount appropriated herein may be made available to other state agencies for services and expenses related to federal homeless and shelter plus care grants ......................... 8,000,000

Program fund subtotal .................. 8,000,000
Special Revenue Funds - Other / State Operations

Miscellaneous Special Revenue Fund - 339

Healthcare Emergency Preparedness Program

For services and expenses incurred by psychiatric centers participating in the healthcare emergency preparedness program.

Supplies and materials ................. 200,000
Travel ................................ 5,000
Contractual services .................... 45,000
Equipment ................................ 50,000

--------------
Program account subtotal ............ 300,000

Special Revenue Funds - Other / Aid to Localities

Miscellaneous Special Revenue Fund - 339

Medication Reimbursement Account

For services and expenses related to adult mental health services, including assisted outpatient treatment pursuant to article 9 and other provisions of the mental hygiene law .................. 7,580,000

--------------
Program account subtotal ............ 7,580,000

Special Revenue Fund - Other / State Operations

Miscellaneous Special Revenue Fund - 339

Mental Hygiene Patient Income Account

Notwithstanding any other provision of law to the contrary, any of the amounts appropriated herein may be increased or decreased by interchange or transfer without limit, with any appropriation of the office of mental health or by transfer or suballocation to any department, agency or public authority for expenditures incurred in the operation of such programs with the approval of the director of the budget who shall file such approval with the department of audit and control and copies thereof with the chairman of the senate finance committee and the chairman of the assembly ways and means committee.

Notwithstanding any other provision of law to the contrary, funds appropriated under this program shall not be used for the payment of tolls at the Robert F. Kennedy bridge, for vehicles driven by persons commuting to and from work who are employed at facilities located on Ward's island operated by the department of mental hygiene. Notwithstanding any inconsistent provision of law, including subdivision (e) of section 7.17 or section 41.55 of the mental hygiene law, this
DEPARTMENT OF MENTAL HYGIENE
OFFICE OF MENTAL HEALTH
STATE OPERATIONS AND AID TO LOCALITIES 2010-11

1 appropriation is available to facilitate
2 the closure or restructuring of wards
3 designated by the commissioner of mental
4 health for the period beginning April 1,
5 2010 and ending March 31, 2011, and shall
6 not be available for the continued opera-
7 tion of such facilities or wards. Monies
8 from this appropriation shall be made
9 available to the office of mental health
10 for the electronic court appearances of
11 respondents or witnesses at court
12 conferences, proceedings, hearings or
13 trials conducted pursuant to article 10 of
14 mental hygiene law, by means of an
15 independent audio-visual system.
16 The state comptroller is hereby authorized
17 and directed to loan money in accordance
18 with the provisions set forth in subdivi-
19 sion 5 of section 4 of the state finance
20 law to the mental hygiene patient income
21 account.
22
23 PERSONAL SERVICE
24
25 Personal service--regular ..................  678,520,000
26 Temporary service ..........................  4,908,000
27 Holiday/overtime compensation ..........  49,834,000
28
29 Amount available for personal service ....  733,262,000
30
31 NONPERSONAL SERVICE
32
33 Supplies and materials .....................  69,636,000
34 Travel .....................................  2,428,000
35 Contractual services ........................  61,360,000
36 Equipment ..................................  2,637,000
37 Fringe benefits ............................  349,027,000
38 Indirect costs .............................  24,624,000
39
40 Amount available for nonpersonal service ..  509,712,000
41
42 Program account subtotal ...............  1,242,974,000
43
44 Special Revenue Funds - Other / State Operations
45 Miscellaneous Special Revenue Fund - 339
46 Mental Hygiene Program Fund Account
47
48 Notwithstanding any other provision of law
49 to the contrary, any of the amounts
50 appropriated herein may be increased or
51 decreased by interchange or transfer
52 without limit, with any appropriation of
53 the office of mental health or by transfer
54 or suballocation to any department, agency
55 or public authority for expenditures
56 incurred in the operation of such programs
57 with the approval of the director of the
58 budget who shall file such approval with
the department of audit and control and
copies thereof with the chairman of the
senate finance committee and the chairman
of the assembly ways and means committee.
Notwithstanding any other provision of law
to the contrary, funds appropriated under
this program shall not be used for the
payment of tolls at the Robert F. Kennedy
bridge, for vehicles driven by persons
commuting to and from work who are
employed at facilities located on Ward's
island operated by the department of
mental hygiene. Notwithstanding any incon-
sistent provision of law, including subdi-
vision (e) of section 7.17 or section
41.55 of the mental hygiene law, this
appropriation is available to facilitate
the closure or restructuring of wards
designated by the commissioner of mental
health for the period beginning April 1,
2010 and ending March 31, 2011, and shall
not be available for the continued opera-
tion of such facilities or wards. Monies
from this appropriation shall be made
available to the office of mental health
for the electronic court appearances of
respondents or witnesses at court
conferences, proceedings, hearings or
trials conducted pursuant to article 10 of
mental hygiene law, by means of an
independent audio-visual system.
The state comptroller is hereby authorized
and directed to loan money in accordance
with the provisions set forth in subdivi-
sion 5 of section 4 of the state finance
law to the mental hygiene program fund
account.

PERSONAL SERVICE

<table>
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<tr>
<th>Service</th>
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</thead>
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<tr>
<td>Personal service--regular</td>
<td>82,879,000</td>
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<tr>
<td>Temporary service</td>
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<td>Amount available for personal service</td>
<td>105,440,000</td>
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NONPERSONAL SERVICE

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</thead>
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<tr>
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<tr>
<td>Travel</td>
<td>742,000</td>
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<tr>
<td>Contractual services</td>
<td>20,788,000</td>
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<tr>
<td>Equipment</td>
<td>704,000</td>
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<tr>
<td>Fringe benefits</td>
<td>45,614,000</td>
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<td>Indirect costs</td>
<td>4,708,000</td>
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<tr>
<td>Amount available for nonpersonal service</td>
<td>96,045,000</td>
</tr>
</tbody>
</table>


For transfer to the department of health medical assistance local assistance program for payments for outside hospital care ........................................ 3,165,000

Program account subtotal .................. 204,650,000

The state comptroller is hereby authorized
and directed to loan money in accordance
with the provisions set forth in subdivision 5 of section 4 of the state finance
law to the mental hygiene program fund account.

For payment of state financial assistance, net of disallowances, for community mental health programs pursuant to article 41 and other provisions of the mental hygiene law. The moneys hereby appropriated for allocation to local governments and voluntary agencies for services are available to reimburse or advance funds to local governments and voluntary agencies for expenditures made or to be made during local program years commencing January 1, 2010 or July 1, 2010 and for advances for the period beginning January 1, 2011 for local governments and voluntary agencies with program years beginning January 1.

Notwithstanding any other provision of law, and except for transfers to the department of health to reimburse the department for the state share of medical assistance payments and as modified below, this appropriation shall be available for obligations for the period commencing July 1, 2010 and ending June 30, 2011 and shall be available for expenditure from July 1, 2010 through September 15, 2011.

An amount of this appropriation shall be available for the demonstration program approved by the commissioner and the director of the budget, and notwithstanding the provisions of any other law to the contrary, for the purpose of testing and evaluating new methods or arrangements for organizing, financing, staffing and providing services for persons with serious mental illness, in one or more of Chautauqua, Erie, Genesee, Monroe, Onondaga and Wyoming counties.

Notwithstanding any provision of law to the contrary, the commissioner of the office of mental health shall be authorized to
continue contracts which were executed on
or before March 31, 2010 with entities
providing services to persons with mental
illness, without any additional require-
ments that such contracts be subject to
competitive bidding, a request for
proposals process or other administrative
procedures.

No expenditures shall be made for such
program prior to the approval of a method-
ology for allocation in accordance with a
plan approved by the commissioner and the
director of the budget with copies to be be
filed with the chairpersons of the senate
finance committee and assembly ways and
means committee. Furthermore, no expendi-
ture shall be made until a certificate of
allocation has been approved by the direc-
tor of the budget with copies to be filed
with the chairpersons of the senate
finance committee and the assembly ways
and means committee. The state comptroller
is hereby authorized to receive funds from
the office of mental health that were
returned from providers in the current
fiscal year in respect of a settlement of
local assistance funds from prior fiscal
years, and is authorized to refund such
moneys to the credit of the mental hygiene
program fund account for the purpose of
reimbursing the 2010-11 appropriation.

Notwithstanding any inconsistent provision
of law, including section 1 of part C of
chapter 57 of the laws of 2006, as amended
by section 2 of part I of chapter 58 of
the laws of 2008 and part L of chapter 58
of the laws of 2009, for the period
commencing on April 1, 2009 and ending
March 31, 2011 the commissioner shall not
apply any cost of living adjustment for
the purpose of establishing rates of
payments, contracts or any other form of
reimbursement.

Notwithstanding any other provision of law
to the contrary, any of the amounts
appropriated herein may be increased or
decreased by interchange or transfer
without limit, with any appropriation of
the office of mental health or by transfer
or suballocation to any department, agency
or public authority for expenditures
incurred in the operation of such programs
with the approval of the director of the
budget who shall file such approval with
the department of audit and control and
copies thereof with the chairman of the
senate finance committee and the chairman
of the assembly ways and means committee:
For services and expenses of various community mental health non-residential programs, pursuant to article 41 of the mental hygiene law, including but not limited to sections 41.13, 41.18, and 41.47. Notwithstanding any other provision of law to the contrary, up to $1,500,000 of this appropriation shall be made available to the Research Foundation for Mental Hygiene, Inc. pursuant to a contract with the office of mental health for two mental health managed care demonstration programs. One program shall be located in one or more of Chautauqua, Erie, Genesee, Monroe, Onondaga and Wyoming counties, and the other program shall be located in the city of New York. An amount from this appropriation when combined with the appropriation for the miscellaneous special revenue fund - 339 medication reimbursement account shall provide up to $15,000,000 for grants to the counties and city of New York to provide medication, and other services necessary to prescribe and administer medication pursuant to a plan approved by the commissioner of mental health, as authorized under chapter 408 of the laws of 1999 as amended .......................

For services and expenses associated with the provision of education, assessments, training, and monitoring to residents of adult homes, to implement a remediation plan resulting from a 2009 federal district court decision .................. 1,000,000

For services and expenses of various community mental health residential programs, including but not limited to community residences pursuant to sections 41.44 and 41.38 of the mental hygiene law. Notwithstanding the provisions of section 31.03 of the mental hygiene law and any other inconsistent provision of law, moneys appropriated for family care shall be available for, but not limited to, the purchase of substitute caretakers up to a maximum of 14 days and payments limited to $686 per year based upon financial need for the personal needs of each client residing in the family care home .......... 350,058,000

Program account subtotal .................. 571,123,000

---

CHILDREN AND YOUTH SERVICES PROGRAM ....................... 477,869,000
For services and expenses of various children and families community mental health services, including transfer to the department of health to reimburse the department for the state share of medical assistance for various community mental health services.

This appropriation anticipates the transfer of funds from the state education department to the office of mental health of tuition funds advanced in previous years and reimbursed by the child's school district of origin to the state of New York pursuant to chapter 810 of the laws of 1986 and applicable provisions of the education law.

For payment of state financial assistance, net of disallowances, for community mental health programs pursuant to article 41 and other provisions of the mental hygiene law. The moneys hereby appropriated for allocation to local governments and voluntary agencies for services are available to reimburse or advance funds to local governments and voluntary agencies for expenditures made or to be made during local program years commencing January 1, 2010 or July 1, 2010 and for advances for the period beginning January 1, 2011 for local governments and voluntary agencies with program years beginning January 1.

Notwithstanding any other provision of law, and except for transfers to the department of health to reimburse the department for the state share of medical assistance payments and as modified below, this appropriation shall be available for obligations for the period commencing July 1, 2010 and ending June 30, 2011 and shall be available for expenditure from July 1, 2010 through September 15, 2011.

Notwithstanding any provision of law to the contrary, the commissioner of the office of mental health shall be authorized to continue contracts which were executed on or before March 31, 2010 with entities providing services to persons with mental illness, without any additional requirements that such contracts be subject to competitive bidding, a request for proposals process or other administrative procedures. No expenditures shall be made for such program prior to the approval of a methodology for allocation in accordance with a plan approved by the commissioner and the director of the budget with copies to be filed with the chairpersons of the senate finance committee and assembly ways and means committee. Furthermore, no expendi-
ture shall be made until a certificate of
allocation has been approved by the direc-
tor of the budget with copies to be filed
with the chairpersons of the senate
finance committee and the assembly ways
and means committee. The state comptroller
is hereby authorized to receive funds from
the office of mental health that were
returned from providers in the current
fiscal year in respect of a settlement of
local assistance funds from prior fiscal
years, and is authorized to refund such
moneys to the credit of the local assist-
ance account of the general fund for the
purpose of reimbursing the 2010–11 appro-
priation.
Notwithstanding any inconsistent provision
of law, including section 1 of part C of
chapter 57 of the laws of 2006, as amended
by section 2 of part I of chapter 58 of
the laws of 2008 and part L of chapter 58
of the laws of 2009, for the period
commencing on April 1, 2009 and ending
March 31, 2011 the commissioner shall not
apply any cost of living adjustment for
the purpose of establishing rates of
payments, contracts or any other form of
reimbursement.
Notwithstanding any other provision of law
to the contrary, any of the amounts
appropriated herein may be increased or
decreased by interchange or transfer
without limit, with any appropriation of
the office of mental health or by transfer
or suballocation to any department, agency
or public authority for expenditures
incurred in the operation of such programs
with the approval of the director of the
budget who shall file such approval with
the department of audit and control and
copies thereof with the chairman of the
senate finance committee and the chairman
of the assembly ways and means committee:
For services and expenses of various commu-
nity mental health non-residential
programs, pursuant to article 41 of the
mental hygiene law, including but not
limited to sections 41.13 and 41.18 ....... 17,935,000
For services and expenses of various commu-
nity mental health emergency programs .... 2,438,000
For transfer to the department of health to
reimburse the department for the state
share of medical assistance payments for
various mental health services. Notwith-
standing any inconsistent provision of
law, a portion of the money herein appro-
priated may be made available for transfer
to the department of health for the state
share of disproportionate share payments
to voluntary nonprofit general hospitals
pursuant to chapter 119 of the laws of 1997 as amended. Notwithstanding any provision of law to the contrary, the state comptroller is hereby authorized to refund moneys from the department of health to the office of mental health, consisting of medicaid reimbursement for expenses previously incurred by the office of mental health in prior fiscal years to fund services provided by residential treatment facilities for children and youth. Such funds shall be credited to the local assistance account of the general fund for the purpose of reimbursing the 2010-11 appropriation. For the period April 1, 2010 through March 31, 2011, the office of mental health is authorized to recover from community residences and family-based treatment providers licensed by the office of mental health, consistent with contractual obligations of such providers and notwithstanding any other inconsistent provision of law to the contrary, for the January 1, 2003 through December 31, 2004 periods for programs located outside of the city of New York and July 1, 2003 through June 30, 2005 periods for programs located in the city of New York, in an amount equal to 50 percent of the income received by such providers which exceed the fixed amount of annual medicaid revenue limitations, as established by the commissioner of mental health ................................... 137,285,000

Program account subtotal .................. 157,658,000

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

For services and expenses related to children's mental health services funded by the community mental health services block grant. Notwithstanding any inconsistent provision of law, a portion of this appropriation, consistent with the terms and conditions of the block grant, may be transferred to other programs within the office of mental health for aid to localities, administrative and support services, including fringe benefits, associated with the federal block grant ................. 5,801,000

Program fund subtotal .................... 5,801,000
Notwithstanding any other provision of law
to the contrary, any of the amounts
appropriated herein may be increased or
decreased by interchange or transfer
without limit, with any appropriation of
the office of mental health or by transfer
or suballocation to any department, agency
or public authority for expenditures
incurred in the operation of such programs
with the approval of the director of the
budget who shall file such approval with
the department of audit and control and
copies thereof with the chairman of the
senate finance committee and the chairman
of the assembly ways and means committee.
Notwithstanding any other provision of law
to the contrary, funds appropriated under
this program shall not be used for the
payment of tolls at the Robert F. Kennedy
bridge, for vehicles driven by persons
commuting to and from work who are
employed at facilities located on Ward's
island operated by the department of
mental hygiene. The state comptroller is
hereby authorized and directed to loan
money in accordance with the provisions
set forth in subdivision 5 of section 4 of
the state finance law to the mental
hygiene program fund account.

PERSONAL SERVICE

Personal service--regular ............... 125,248,000
Temporary service ........................ 2,468,000
Holiday/overtime compensation .......... 9,602,000

Amount available for personal service .... 137,318,000

NONPERSONAL SERVICE

Supplies and materials .................. 13,038,000
Travel ................................... 683,000
Contractual services .................... 11,203,000
Equipment ............................. 868,000
Fringe benefits ........................ 61,240,000
Indirect costs .......................... 2,907,000

Amount available for nonpersonal service.. 89,939,000

Program account subtotal .............. 227,257,000
The state comptroller is hereby authorized and directed to loan money in accordance with the provisions set forth in subdivision 5 of section 4 of the state finance law to the mental hygiene program fund account.

For services and expenses of various children and families community mental health services, including transfer to the department of health to reimburse the department for the state share of medical assistance for various community mental health services. This appropriation anticipates the transfer of funds from the state education department to the office of mental health of tuition funds advanced in previous years and reimbursed by the child's school district of origin to the state of New York pursuant to chapter 810 of the laws of 1986 and applicable provisions of the education law.

For payment of state financial assistance, net of disallowances, for community mental health programs pursuant to article 41 and other provisions of the mental hygiene law. The moneys hereby appropriated for allocation to local governments and voluntary agencies for services are available to reimburse or advance funds to local governments and voluntary agencies for expenditures made or to be made during local program years commencing January 1, 2010 or July 1, 2010 and for advances for the period beginning January 1, 2011 for local governments and voluntary agencies with program years beginning January 1.

Notwithstanding any other provision of law, and except for transfers to the department of health to reimburse the department for the state share of medical assistance payments and as modified below, this appropriation shall be available for obligations for the period commencing July 1, 2010 and ending June 30, 2011 and shall be available for expenditure from July 1, 2010 through September 15, 2011.

Notwithstanding any provision of law to the contrary, the commissioner of the office of mental health shall be authorized to continue contracts which were executed on or before March 31, 2010 with entities providing services to persons with mental illness, without any additional requirements that such contracts be subject to
competitive bidding, a request for proposals process or other administrative procedures.

No expenditures shall be made for such program prior to the approval of a methodology for allocation in accordance with a plan approved by the commissioner and the director of the budget with copies to be filed with the chairpersons of the senate finance committee and assembly ways and means committee. Furthermore, no expenditure shall be made until a certificate of allocation has been approved by the director of the budget with copies to be filed with the chairpersons of the senate finance committee and the assembly ways and means committee. The state comptroller is hereby authorized to receive funds from the office of mental health that were returned from providers in the current fiscal year in respect of a settlement of local assistance funds from prior fiscal years, and is authorized to refund such moneys to the credit of the mental hygiene program fund account for the purpose of reimbursing the 2010-11 appropriation.

Notwithstanding any inconsistent provision of law, including section 1 of part C of chapter 57 of the laws of 2006, as amended by section 2 of part I of chapter 58 of the laws of 2008 and part L of chapter 58 of the laws of 2009, for the period commencing on April 1, 2009 and ending March 31, 2011 the commissioner shall not apply any cost of living adjustment for the purpose of establishing rates of payments, contracts or any other form of reimbursement.

Notwithstanding any other provision of law to the contrary, any of the amounts appropriated herein may be increased or decreased by interchange or transfer without limit, with any appropriation of the office of mental health or by transfer or suballocation to any department, agency or public authority for expenditures incurred in the operation of such programs with the approval of the director of the budget who shall file such approval with the department of audit and control and copies thereof with the chairman of the senate finance committee and the chairman of the assembly ways and means committee:

For services and expenses of various community mental health non-residential programs, pursuant to article 41 of the mental hygiene law, including but not limited to sections 41.13 and 41.18 ....... 71,372,000

For services and expenses of various community mental health emergency programs .... 13,684,000
For services and expenses of various community mental health residential programs, including but not limited to community residences pursuant to sections 41.44 and 41.38 of the mental hygiene law 2,097,000

Program account subtotal 87,153,000

COMMUNITY MENTAL HEALTH SUPPORT AND WORKFORCE REINVESTMENT PROGRAM 7,766,000

The state comptroller is hereby authorized and directed to loan money in accordance with the provisions set forth in subdivision 5 of section 4 of the state finance law to the mental hygiene program fund account.

For services and expenses of community mental health support and workforce reinvestment services pursuant to chapter 62 of the laws of 2003, including transfer to the department of health to reimburse the department for the state share of medical assistance for various community mental health services.

Notwithstanding chapter 62 of the laws of 2003 or any provision of law to the contrary, this special revenue appropriation shall represent the full and complete obligation of the state and the office of mental health community mental health support workforce reinvestment program in fiscal year 2010-11.

For payment of state financial assistance, net of disallowances, for community mental health programs pursuant to article 41 and other provisions of the mental hygiene law. The moneys hereby appropriated for allocation to local governments and voluntary agencies for services are available to reimburse or advance funds to local governments and voluntary agencies for expenditures made or to be made during local program years commencing January 1, 2010 or July 1, 2010 and for advances for the period beginning January 1, 2011 for local governments and voluntary agencies with program years beginning January 1.

Notwithstanding any other provision of law, and except for transfers to the department of health to reimburse the department for the state share of medical assistance payments and as modified below, this appropriation shall be available for obli-
ations for the period commencing July 1, 2010 and ending June 30, 2011 and shall be available for expenditure from July 1, 2010 through September 15, 2011. Notwithstanding any provision of law to the contrary, the commissioner of the office of mental health shall be authorized to continue contracts which were executed on or before March 31, 2010 with entities providing services to persons with mental illness, without any additional requirements that such contracts be subject to competitive bidding, a request for proposals process or other administrative procedures.

No expenditures shall be made for such program prior to the approval of a methodology for allocation in accordance with a plan approved by the commissioner and the director of the budget with copies to be filed with the chairpersons of the senate finance committee and assembly ways and means committee. Furthermore, no expenditure shall be made until a certificate of allocation has been approved by the director of the budget with copies to be filed with the chairpersons of the senate finance committee and the assembly ways and means committee. The state comptroller is hereby authorized to receive funds from the office of mental health that were returned from providers in the current fiscal year in respect of a settlement of local assistance funds from prior fiscal years, and is authorized to refund such moneys to the credit of the mental hygiene program fund account for the purpose of reimbursing the 2010-11 appropriation. Notwithstanding any inconsistent provision of law, including section 1 of part C of chapter 57 of the laws of 2006, as amended by section 2 of part I of chapter 58 of the laws of 2008 and part L of chapter 58 of the laws of 2009, for the period commencing on April 1, 2009 and ending March 31, 2011 the commissioner shall not apply any cost of living adjustment for the purpose of establishing rates of payments, contracts or any other form of reimbursement.

Notwithstanding any other provision of law to the contrary, any of the amounts appropriated herein may be increased or decreased by interchange or transfer without limit, with any appropriation of the office of mental health or by transfer or suballocation to any department, agency or public authority for expenditures incurred in the operation of such programs with the approval of the director of the
<table>
<thead>
<tr>
<th>Description</th>
<th>Amount</th>
</tr>
</thead>
<tbody>
<tr>
<td>Special Revenue Funds - Other / Aid to Localities</td>
<td>500,000</td>
</tr>
<tr>
<td>HCRA Resources Fund - 061</td>
<td></td>
</tr>
<tr>
<td>Enhanced Community Services Account</td>
<td></td>
</tr>
<tr>
<td>For transfer to the department of health</td>
<td></td>
</tr>
<tr>
<td>comprehensive care center for eating disorders development fund</td>
<td>500,000</td>
</tr>
<tr>
<td>FORENSIC SERVICES PROGRAM</td>
<td>251,915,000</td>
</tr>
<tr>
<td>Special Revenue Funds - Other / State Operations</td>
<td></td>
</tr>
<tr>
<td>Miscellaneous Special Revenue Fund - 339</td>
<td></td>
</tr>
<tr>
<td>Mental Hygiene Program Fund Account</td>
<td></td>
</tr>
</tbody>
</table>

Notwithstanding any other provision of law to the contrary, any of the amounts appropriated herein may be increased or decreased by interchange or transfer without limit, with any appropriation of the office of mental health or by transfer or suballocation to any department, agency or public authority for expenditures incurred in the operation of such programs with the approval of the director of the budget who shall file such approval with the department of audit and control and copies thereof with the chairman of the senate finance committee and the chairman of the assembly ways and means committee. Notwithstanding any other provision of law to the contrary, funds appropriated under this program shall not be used for the payment of tolls at the Robert F. Kennedy bridge, for vehicles driven by persons commuting to and from work who are employed at facilities located on Ward's island operated by the department of mental hygiene. The state comptroller is hereby authorized and directed to loan money in accordance with the provisions set forth in subdivision 5 of section 4 of the state finance law to the mental hygiene program fund account.
**DEPARTMENT OF MENTAL HYGIENE**

**OFFICE OF MENTAL HEALTH**

**STATE OPERATIONS AND AID TO LOCALITIES 2010-11**

### PERSONAL SERVICE

<table>
<thead>
<tr>
<th>Description</th>
<th>Amount</th>
</tr>
</thead>
<tbody>
<tr>
<td>Personal service--regular</td>
<td>133,001,000</td>
</tr>
<tr>
<td>Temporary service</td>
<td>2,484,000</td>
</tr>
<tr>
<td>Holiday/overtime compensation</td>
<td>16,050,000</td>
</tr>
<tr>
<td><strong>Amount available for personal service</strong></td>
<td><strong>151,535,000</strong></td>
</tr>
</tbody>
</table>

### NONPERSONAL SERVICE

<table>
<thead>
<tr>
<th>Description</th>
<th>Amount</th>
</tr>
</thead>
<tbody>
<tr>
<td>Supplies and materials</td>
<td>13,978,000</td>
</tr>
<tr>
<td>Travel</td>
<td>943,000</td>
</tr>
<tr>
<td>Contractual services</td>
<td>6,320,000</td>
</tr>
<tr>
<td>Equipment</td>
<td>467,000</td>
</tr>
<tr>
<td>Fringe benefits</td>
<td>69,227,000</td>
</tr>
<tr>
<td>Indirect costs</td>
<td>9,445,000</td>
</tr>
<tr>
<td><strong>Amount available for nonpersonal service</strong></td>
<td><strong>100,380,000</strong></td>
</tr>
</tbody>
</table>

**RESEARCH IN MENTAL ILLNESS PROGRAM** 87,868,000

Special Revenue Funds - Other / State Operations

Miscellaneous Special Revenue Fund - 339

OMH-Research Recovery Account

For services and expenses to support central administration, research associates, equipment provided through external grants, travel, conference expenses, including the annual research conference, contractual services, grant writers to increase income from non-state sources, and other research initiatives. Funding will be provided through research foundation for mental hygiene, inc. resources, including, but not limited to, indirect costs recoveries, direct grant reimbursement, interest earnings and operating balances.

### PERSONAL SERVICE

<table>
<thead>
<tr>
<th>Description</th>
<th>Amount</th>
</tr>
</thead>
<tbody>
<tr>
<td>Personal service--regular</td>
<td>1,915,000</td>
</tr>
</tbody>
</table>

### NONPERSONAL SERVICE

<table>
<thead>
<tr>
<th>Description</th>
<th>Amount</th>
</tr>
</thead>
<tbody>
<tr>
<td>Contractual services</td>
<td>4,665,000</td>
</tr>
<tr>
<td>Fringe benefits</td>
<td>650,000</td>
</tr>
<tr>
<td><strong>Amount available for nonpersonal service</strong></td>
<td><strong>5,315,000</strong></td>
</tr>
<tr>
<td>Program account subtotal</td>
<td>7,230,000</td>
</tr>
</tbody>
</table>
DEPARTMENT OF MENTAL HYGIENE

OFFICE OF MENTAL HEALTH

STATE OPERATIONS AND AID TO LOCALITIES 2010-11

1. Special Revenue Funds - Other / State Operations
2. Miscellaneous Special Revenue Fund - 339
3. Mental Hygiene Program Fund Account

Notwithstanding any other provision of law to the contrary, any of the amounts appropriated herein may be increased or decreased by interchange or transfer without limit, with any appropriation of the office of mental health or by transfer or suballocation to any department, agency or public authority for expenditures incurred in the operation of such programs with the approval of the director of the budget who shall file such approval with the department of audit and control and copies thereof with the chairman of the senate finance committee and the chairman of the assembly ways and means committee.

Notwithstanding any other provision of law to the contrary, funds appropriated under this program shall not be used for the payment of tolls at the Robert F. Kennedy bridge, for vehicles driven by persons commuting to and from work who are employed at facilities located on Ward's island operated by the department of mental hygiene. The state comptroller is hereby authorized and directed to loan money in accordance with the provisions set forth in subdivision 5 of section 4 of the state finance law to the mental hygiene program fund account.

PERSONAL SERVICE

Personal service--regular .................. 46,169,000
Temporary service .......................... 86,000
Holiday/overtime compensation .............. 968,000

Amount available for personal service .... 47,223,000

NONPERSONAL SERVICE

Supplies and materials ..................... 4,229,000
Travel .................................. 114,000
Contractual services ..................... 4,743,000
Equipment ........................... 104,000
Fringe benefits ...................... 21,154,000
Indirect costs .......................... 3,071,000

Amount available for nonpersonal service.. 33,415,000

Program account subtotal ............. 80,638,000

Total new appropriations for state operations and aid to localities ........................................ 3,412,477,000
DEPARTMENT OF MENTAL HYGIENE
OFFICE OF MENTAL HEALTH

STATE OPERATIONS AND AID TO LOCALITIES - REAPPROPRIATIONS 2010-11

ADMINISTRATION AND FINANCE PROGRAM

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

By chapter 54, section 1, of the laws of 2009:
Personal service ... 814,000 .......................... (re. $814,000)
Nonpersonal service ... 178,000 .......................... (re. $178,000)
Fringe benefits ... 366,000 ........................... (re. $366,000)

By chapter 54, section 1, of the laws of 2008:
Personal service ... 814,000 .......................... (re. $482,000)
Nonpersonal service ... 178,000 .......................... (re. $106,000)
Fringe benefits ... 366,000 ........................... (re. $133,000)

ADULT SERVICES PROGRAM

General Fund / Aid to Localities
Local Assistance Account - 001

By chapter 54, section 1, of the laws of 2007:
For services and expenses to support a public awareness and education campaign specifically focused on suicide prevention among young Latina and elderly Asian women. The office of mental health shall contract through a request for proposal process with organizations with demonstrated experience in outreach to non-English speaking communities. The selected organizations shall partner with community-based organizations with experience providing mental health services to Latina, East Asian, South Asian, Southeast Asian, and Pacific Islander communities ... 1,000,000 .......... (re. $600,000)
For grants to community-based organizations providing support to parents with psychiatric disabilities. The office of mental health shall contract through a request for proposal process with community-based organizations for services and expenses of the following programs: (a) programs offering counseling services and parenting skills that enable individuals to be more effective parents and (b) programs providing training for legal professionals to recognize psychiatric disabilities in parents and connect such parents to services that enhance their parenting skills in an effort to prevent their children from entering the child welfare system. Of the amount appropriated herein no less than $200,000 and up to $350,000 shall be made available for transfer to the Commission on Quality of Care and Advocacy for Persons with Disabilities to increase legal services for parents with psychiatric disabilities through a request for proposal process ... 850,000 .................... (re. $550,000)
For services and expenses associated with a needs-based request for proposals initiative assist community recovery providers efforts in critical physical plant improvements, transportation amelioration and/or renovation and rehabilitation enhancements .................. 500,000 ................................. (re. $500,000)

By chapter 54, section 1, of the laws of 2006:
For services and expenses related to the addition of a minimum of 55 scattered site supported apartments and attendant services to provide independent housing for persons with serious mental illness currently residing in impacted adult homes ......................... (re. $810,000)
For services and expenses of contracts with municipalities, educational institutions and/or not-for-profit agencies:
Eating Disorders program initiatives ... 300,000 ........ (re. $85,000)
By chapter 54, section 1, of the laws of 2005:
For services and expenses of contracts with municipalities and/or not-for-profit agencies:
Hospital audiences ... 175,000 ......................... (re. $10,000)
Mental Health Projects ... 350,000 ....................... (re. $5,000)

By chapter 54, section 1, of the laws of 2009:
For programs to assist and transition from homelessness (PATH) grants.
Notwithstanding any inconsistent provision of law, a portion of this appropriation, consistent with the terms and conditions of the PATH grant, may be transferred to other programs within the office of mental health for aid to localities, administrative and support services, including fringe benefits, associated with the grant ..... 4,800,000 ................................. (re. $4,234,000)
For services and expenses related to adult mental health services funded by the community mental health services block grant. Notwithstanding any inconsistent provision of law, a portion of this appropriation, consistent with the terms and conditions of the block grant, may be transferred to other programs within the office of mental health for aid to localities, administrative and support services, including fringe benefits, associated with the federal block grant ... 16,777,000 ............................... (re. $8,285,000)
For services and expenses associated with federal 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 mental health services for aid to localities, administrative and support services, including fringe benefits, associated with the awarded grant ... 1,200,000 ... (re. $1,200,000)

By chapter 54, section 1, of the laws of 2008:
For programs to assist and transition from homelessness (PATH) grants. Notwithstanding any inconsistent provision of law, a portion of this appropriation, consistent with the terms and conditions of the PATH grant, may be transferred to other programs within the office of mental health for aid to localities, administrative and support services, including fringe benefits, associated with the grant ..... 4,287,000 ................................. (re. $3,095,000)

By chapter 54, section 1, of the laws of 2009:
For services and expenses related to homeless and shelter plus care grants. Subject to a plan approved by the director of the budget, the amount appropriated herein may be made available to other state agencies for services and expenses related to federal homeless and shelter plus care grants ... 8,000,000 .............. (re. $8,000,000)
By chapter 54, section 1, of the laws of 2008, as amended by chapter 1, section 3, of the laws of 2009:

North Country Children's Mental Health Programs .................
75,000 ............................................... (re. $75,000)

By chapter 54, section 1, of the laws of 2006:
For new and existing family support providers to work with and strengthen families of children being admitted to and/or currently receiving treatment from or soon to be discharged from mental health services, including but not limited to residential treatment facilities, community residences, hospitals, day treatment programs and home and community-based waiver programs ......................
1,000,000 ......................................... (re. $1,000,000)

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

By chapter 54, section 1, of the laws of 2009:
For services and expenses related to children's mental health services funded by the community mental health services block grant. Notwithstanding any inconsistent provision of law, a portion of this appropriation, consistent with the terms and conditions of the block grant, may be transferred to other programs within the office of mental health for aid to localities, administrative and support services, including fringe benefits, associated with the federal block grant ... 7,062,000 ......................... (re. $4,822,000)

Total reappropriations for state operations and aid to localities ......................... 35,350,000

============
For the comprehensive construction programs, purposes and projects as herein specified in accordance with the following:

Capital Projects Fund ........................................... 37,600,000
Mental Hygiene Capital Improvement Fund .................. 196,691,000

All Funds .......................................................... 234,291,000

COMMUNITY MENTAL HEALTH FACILITIES (CCP) ............. 11,639,000

Capital Projects Fund

Minor Rehabilitation Purpose

State aid to municipalities and other public and not-for-profit agencies for acquisition, rehabilitation, and/or improvements to existing community mental health facilities as required to address code violations, health and safety issues, and/or structural/mechanical deficiencies. Notwithstanding any inconsistent provision of law, within the amounts hereby appropriated, the commissioner of the office of mental health may provide state aid grants of up to 100 per centum of reasonable capital costs associated with the acquisition, rehabilitation, and/or improvements (50101089) ....................... 6,000,000

Mental Hygiene Capital Improvement Fund - 389

Administration Purpose

For payment of personal service and nonpersonal service, including fringe benefits related to the administration of the community capital program provided by the office of mental health for new and reappropriated community capital projects. Upon request of the commissioner of mental health and approval by the director of the budget, this appropriation may be transferred to the dormitory authority of the state of New York (50121050) ....................... 639,000

Preservation of Facilities Purpose

For the acquisition of property, construction and rehabilitation of new facilities and/or relocation of existing community mental health facilities under the auspice of municipalities and other
DEPARTMENT OF MENTAL HYGIENE

OFFICE OF MENTAL HEALTH

CAPITAL PROJECTS 2010-11

public and not-for-profit agencies,
approved by the commissioner of the
office of mental health, pursuant to
article 41 of the mental hygiene law
(50231003) ....................... 5,000,000

DESIGN AND CONSTRUCTION SUPERVISION (CCP) .............. 14,000,000

Capital Projects Fund

Preparation of Plans Purpose

For payment to the design and construction
management account of the centralized
services fund of the New York state
office of general services or to the
dormitory authority of the state of New
York for the purpose of preparation and
review of plans, specifications, esti-
mates, services, construction management
and supervision, inspection, studies,
appraisals, surveys, testing and envi-
ronmental impact statements for new and
existing projects. Upon approval of the
director of the budget, funds from this
appropriation may be transferred to the
doctor of mental retardation and develop-
mental disabilities and the office of
alcoholism and substance abuse services
for payment to the dormitory authority
of the state of New York for preparation
of plans purpose (50DC1030) ............ 2,000,000

Mental Hygiene Capital Improvement Fund - 389

Preparation of Plans Purpose

For payment to the design and construction
management account of the centralized
services fund of the New York state
office of general services or to the
dormitory authority of the state of New
York for the purpose of preparation and
review of plans, specifications, esti-
mates, services, construction management
and supervision, inspection, studies,
appraisals, surveys, testing and envi-
ronmental impact statements for new and
existing projects. Upon request of the
commissioner of mental health and
approval by the director of the budget,
this appropriation may be transferred to
the dormitory authority of the state of
New York. Upon approval of the director
of the budget, funds from this appropri-
ation 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 for preparation of plans purpose (50311030) ............... 12,000,000

EXECUTIVE DIRECTION (CCP) .......................... 3,717,000

Mental Hygiene Capital Improvement Fund - 389

Administration Purpose

For payment of personal service and nonpersonal service, including fringe benefits, related to the administration of the capital programs provided by the office of mental health for new and appropriated state operated institutional capital projects. Upon request of the commissioner of mental health and approval by the director of the budget, this appropriation may be transferred to the dormitory authority of the state of New York (50991050) .................... 3,717,000

MAINTENANCE AND IMPROVEMENT OF EXISTING FACILITIES (CCP) . 203,935,000

Capital Projects Fund

Energy Conservation Purpose

For payment of the cost of construction, reconstruction and improvements, including the preparation of designs, plans, specifications and estimates for energy conservation improvements to existing facilities and programs. Upon request of the commissioner of mental health and approval by the director of the budget, this appropriation may be transferred to the dormitory authority of the state of New York (50051005) .................... 4,500,000

Environmental Protection or Improvements Purpose

For payment of the cost of construction, reconstruction and improvements, including the preparation of designs, plans, specifications and estimates for environmental protection (50EP1006) ........ 4,100,000

Health and Safety Purpose

For payment of the cost of construction, reconstruction and improvements, including the preparation of designs, plans, specifications and estimates, for health and safety improvements to existing
facilities and programs, provided, however, that no expenditures may be
made from this appropriation until a comprehensive plan of projects has been
approved by the director of the budget. Upon request of the commissioner of
mental health and approval by the director of the budget, this appropriation
may be transferred to the dormitory
authority of the state of New York
(50HS1001) ............................. 6,000,000

Preservation of Facilities Purpose

For payment of the cost of construction, reconstruction and improvements, including the preparation of designs, plans, specifications and estimates to existing facilities and programs, provided, however, that no expenditures may be
made from this appropriation until a comprehensive plan of projects has been
approved by the director of the budget
(50PF1003) ............................. 14,000,000

Mental Hygiene Capital Improvement Fund - 389

Accreditation Purpose

For payment of the cost of land acquisition, construction, reconstruction and improvements, including the preparation of designs, plans, specifications and estimates related to accreditation improvements to existing facilities and programs. This appropriation may be used for payment of personal service, indirect cost recovery, and fringe benefit costs associated with New York State employees assigned to such capital projects. Upon request of the commissioner of mental health and approval by the director of the budget, this appropriation may be transferred to the dormitory authority of the state of New York (50061002) ................. 9,565,000

Environmental Protection or Improvements Purpose

For payment of the cost of construction, reconstruction and improvements, including the preparations of designs, plans, specifications and estimates for environmental protection. Upon request of the commissioner of mental health and approval by the director of the budget, this appropriation may be transferred to the dormitory authority of the state of New York (50061006) ................. 1,000,000

DEPARTMENT OF MENTAL HYGIENE
OFFICE OF MENTAL HEALTH
CAPITAL PROJECTS 2010-11

1 Health and Safety Purpose

For payment of the cost of construction, reconstruction and improvements, including the preparation of designs, plans, specifications and estimates, for health and safety improvements to existing facilities and programs, provided, however, that no expenditures may be made from this appropriation until a comprehensive plan of projects has been approved by the director of the budget. This appropriation may be used for payment of personal service, indirect cost recovery, and fringe benefit costs associated with New York State employees assigned to such capital projects. Upon request of the commissioner of mental health and approval by the director of the budget, this appropriation may be transferred to the dormitory authority of the state of New York (50011001) .... 37,066,000

Preservation of Facilities Purpose

For payment of the cost of construction, reconstruction and improvements, including the preparation of designs, plans, specifications and estimates, and minor rehabilitation and improvements for the preservation of existing facilities and programs, provided, however, that no expenditures may be made from this appropriation until a comprehensive plan of projects has been approved by the director of the budget. This appropriation may be used for payment of personal service, indirect cost recovery, and fringe benefit costs associated with New York State employees assigned to such capital projects. Upon request of the commissioner of mental health and approval by the director of the budget, this appropriation may be transferred to the dormitory authority of the state of New York (50031003) .................... 110,767,000

Program Improvement or Program Change Purpose

For payment of the cost of construction, reconstruction and improvements, including the preparation of designs, plans, specifications and estimates related to improvements or changes to existing facilities and programs. Upon request of the commissioner of mental health and approval by the director of the budget, this appropriation may be transferred to the dormitory authority of the state of New York (50081008) .................... 16,937,000
NON-BONDABLE PROJECTS (CCP) .................................. 1,000,000

For transfer to the Mental Hygiene Capital Improvement Fund for reimbursement of the non-bondable cost of projects for community facilities authorized by appropriations or reappropriations funded from the Mental Hygiene Capital Improvement Fund including liabilities incurred prior to April 1, 2010 or for payment to the dormitory authority of the state of New York for defeasance of bonds. Upon request of the commissioner of mental health and approval by the director of the budget, this appropriation may be transferred to the dormitory authority of the state of New York (502910NB) ............................. 1,000,000
COMMITTEE: DEPARTMENT OF MENTAL HYGIENE

OFFICE OF MENTAL HEALTH

CAPITAL PROJECTS - REALLOCATION 2010-11

COMMUNITY MENTAL HEALTH FACILITIES (CCP)

Capital Projects Fund

Minor Rehabilitation Purpose

By chapter 54, section 1, of the laws of 2009:
State aid to municipalities and other public and not-for-profit agencies for acquisition, rehabilitation, and/or improvements to existing community mental health facilities as required to address code violations, health and safety issues, and/or structural/mechanical deficiencies. Notwithstanding any inconsistent provision of law, within the amounts hereby appropriated, the commissioner of the office of mental health may provide state aid grants of up to 100 per centum of reasonable capital costs associated with the acquisition, rehabilitation, and/or improvements (50100989) ...........
6,000,000 ......................................... (re. $6,000,000)

By chapter 54, section 1, of the laws of 2008:
State aid to municipalities and other public and not-for-profit agencies for acquisition, rehabilitation, and/or improvements to existing community mental health facilities as required to address code violations, health and safety issues, and/or structural/mechanical deficiencies. Notwithstanding any inconsistent provision of law, within the amounts hereby appropriated, the commissioner of the office of mental health may provide state aid grants of up to 100 per centum of reasonable capital costs associated with the acquisition, rehabilitation, and/or improvements (50100889) ...........
6,000,000 ......................................... (re. $6,000,000)

By chapter 54, section 1, of the laws of 2007:
State aid to municipalities and other public and not-for-profit agencies for acquisition, rehabilitation, and/or improvements to existing community mental health facilities as required to address code violations, health and safety issues, and/or structural/mechanical deficiencies. Notwithstanding any inconsistent provision of law, within the amounts hereby appropriated, the commissioner of the office of mental health may provide state aid grants of up to 100 per centum of reasonable capital costs associated with the acquisition, rehabilitation, and/or improvements (50100789) ...........
6,000,000 ......................................... (re. $6,000,000)

By chapter 54, section 1, of the laws of 2006:
State aid to municipalities and other public and not-for-profit agencies for acquisition, rehabilitation, and/or improvements to existing community mental health facilities as required to address code violations, health and safety issues, and/or structural/mechanical deficiencies. Notwithstanding any inconsistent provision of law, within the amounts hereby appropriated, the commissioner of the office of mental health may provide state aid grants of up to 100 per centum of reasonable capital costs associated with the acquisition, rehabilitation, and/or improvements (50100689) ...........
6,000,000 ......................................... (re. $4,843,000)

By chapter 54, section 1, of the laws of 2005:
State aid to municipalities and other public and not-for-profit agencies for acquisition, rehabilitation, and/or improvements to existing community mental health facilities as required to address code violations, health and safety issues, and/or structural/mechanical deficiencies. Notwithstanding any inconsistent provision of law,
within the amounts hereby appropriated, the commissioner of the
office of mental health may provide state aid grants of up to 100
per centum of reasonable capital costs associated with the acquisi-
tion, rehabilitation, and/or improvements (50100589) ............
6,000,000 ........................................... (re. $3,061,000)

By chapter 54, section 1, of the laws of 2004:
State aid to municipalities and other public and not-for-profit agen-
cies for acquisition, rehabilitation, and/or improvements to exist-
ing community mental health facilities as required to address code
violations, health and safety issues, and/or structural/mechanical
deficiencies. Notwithstanding any inconsistent provision of law,
within the amounts hereby appropriated, the commissioner of the
office of mental health may provide state aid grants of up to 100
per centum of reasonable capital costs associated with the acquisi-
tion, rehabilitation, and/or improvements (50100489) ............
6,000,000 ........................................... (re. $2,645,000)

By chapter 54, section 1, of the laws of 2003:
State aid to municipalities and other public and not-for-profit agen-
cies for acquisition, rehabilitation, and/or improvements to exist-
ing community mental health facilities as required to address code
violations, health and safety issues, and/or structural/mechanical
deficiencies. Notwithstanding any inconsistent provision of law,
within the amounts hereby appropriated, the commissioner of the
office of mental health may provide state aid grants of up to 100
per centum of reasonable capital costs associated with the acquisi-
tion, rehabilitation, and/or improvements (50100389) ............
7,000,000 ........................................... (re. $3,288,000)

By chapter 54, section 1, of the laws of 2002:
State aid to municipalities and other public and not-for-profit agen-
cies for acquisition, rehabilitation, and/or improvements to exist-
ing community mental health facilities as required to address code
violations, health and safety issues, and/or structural/mechanical
deficiencies. Notwithstanding any inconsistent provision of law,
within the amounts hereby appropriated, the commissioner of the
office of mental health may provide state aid grants of up to 100
per centum of reasonable capital costs associated with the acquisi-
tion, rehabilitation, and/or improvements (50100289) ............
6,000,000 ........................................... (re. $1,199,000)

New Facilities Purpose

By chapter 54, section 1, of the laws of 1998:
State aid to not-for-profit agencies for acquisition of property,
construction and rehabilitation of 200 supported/SRO beds, approved
by the commissioner of the office of mental health, pursuant to
Article 41 of the mental hygiene law. The moneys hereby appropriated
shall be available for payment of state aid grants for up to 50 per
centum of the reasonable capital costs of those premises acquired,
constructed or rehabilitated for the purpose of housing mentally ill
persons (3/99) (50139807) ... 8,000,000 ........... (re. $3,062,000)

By chapter 54, section 1, of the laws of 1994, for:
State aid to municipalities and other public and not-for-profit
private agencies for acquisition of property, design, construction
and rehabilitation of community mental health facilities and associ-
ated programs including, but not limited to, article 28 or article
DEPARTMENT OF MENTAL HYGIENE

OFFICE OF MENTAL HEALTH

CAPITAL PROJECTS - REAPPROPRIATIONS 2010-11

31 community mental health facilities or supported housing beds, and
for state aid grants for facilities intended to serve mentally ill
persons (50239407) ... 16,070,000 .................. (re. $580,000)

Mental Hygiene Capital Improvement Fund - 389

New Facilities Purpose

By chapter 54, section 1, of the laws of 2008:
For payment to municipalities and not-for-profit community providers
for the acquisition of property, design, construction and rehabili-
tation of housing for mentally ill persons. To the extent that any
portion of such appropriation is utilized to develop housing in any
city having a population of one million or more, that portion of the
appropriation shall be matched on a 50/50 basis (50VY0807) .......
145,000,000 ........................................ (re. $145,000,000)

By chapter 54, section 1, of the laws of 2007:
For payment to municipalities and not-for-profit community providers
for the acquisition of property, design, construction and rehabili-
tation of housing for mentally ill persons. To the extent that any
portion of such appropriation is utilized to develop housing in any
city having a population of one million or more, that portion of the
appropriation shall be matched on a 50/50 basis (50VY0707) .......
200,000,000 ........................................ (re. $200,000,000)

By chapter 54, section 1, of the laws of 2006:
For payment to municipalities and other public and not-for-profit
community providers approved by the commissioner of the office of
mental health, pursuant to mental hygiene law, for the acquisition
of property, construction and rehabilitation of supportive housing
for mentally ill homeless persons (50VY0607) .....................
211,000,000 ........................................ (re. $171,354,000)

By chapter 54, section 1, of the laws of 2005:
For payment to municipalities and not-for-profit community providers
for the acquisition of property, design, construction and rehabili-
tation of housing for mentally ill persons. Of such appropriation up
to eighty percent shall be matched on a 50/50 basis (50VY0507) ....
75,000,000 ........................................ (re. $46,808,000)

By chapter 54, section 1, of the laws of 2003:
For payment to municipalities and not-for-profit community providers
for the acquisition of property, design, construction and rehabili-
tation of housing for mentally ill persons. Of such appropriation up
to eighty percent shall be matched on a 50/50 basis (50VY0307) ....
65,000,000 ........................................ (re. $33,930,000)

By chapter 54, section 1, of the laws of 1999:
For payment to municipalities and not-for-profit community providers
for the acquisition of property, design, construction and rehabili-
tation of housing for mentally ill persons. Of such appropriation
eighty percent shall be matched on a 50/50 basis and twenty percent
shall not require a match (50VY9907) ...........................
50,000,000 ........................................ (re. $21,998,000)
By chapter 54, section 1, of the laws of 1998:

For payment to municipalities and not-for-profit community providers for the acquisition of property, design, construction and rehabilitation of SRO/supportive housing for mentally ill homeless persons, to be matched on a 50/50 basis (50279807) ........................................ 40,000,000 .......................................... (re. $762,000)

By chapter 54, section 1, of the laws of 1993, as amended by chapter 54, section 1, of the laws of 1996:

For the acquisition of property, construction and rehabilitation of article 31 community mental health facilities and associated programs and facilities under the auspice of municipalities and other public and not-for-profit private agencies, approved by the commissioner of the office of mental health, pursuant to article 41 of the mental hygiene law. The funds hereby appropriated shall be used for the acquisition of property, construction and rehabilitation of community facilities (50149307) .......................... 42,000,000 ........................................ (re. $1,211,000)

For acquisition of property, design, construction and rehabilitation of community facilities under the auspice of municipalities and other public and not-for-profit private agencies approved by the commissioner of the office of mental health, pursuant to article 41 of the mental hygiene law. The funds hereby appropriated shall be available for the costs of those portions of acquired, constructed or rehabilitated facilities intended to house mentally ill persons. All disbursements from funds apportioned from this appropriation shall, for bonding purposes, be considered disbursements of the Mental Hygiene Capital Improvement Fund (50139307) .................. 13,000,000 .......................................... (re. $594,000)

By chapter 54, section 1, of the laws of 1990:

For the acquisition of property, construction and rehabilitation of article 31 community mental health facilities under the auspice of municipalities and other public and not-for-profit private agencies approved by the commissioner of the office of mental health, pursuant to article 41 of the Mental Hygiene Law. Notwithstanding any inconsistent provision of law to the contrary, these funds may be expended for personal service and non-personal service, including fringe benefits, related to the administration of projects financed through the issuance of medical care facilities finance agency mental health services facilities improvement bonds authorized by this appropriation or any prior appropriation in force. The funds hereby appropriated shall be made available in accordance with a comprehensive plan for proposed projects approved by the director of the budget, and pursuant to a certificate of approval of availability issued by the director of the budget with copies of the certificate filed with the state comptroller, the chairperson of the senate finance committee and the chairperson of the assembly ways and means committee (50109007) ... 30,000,000 ..... (re. $2,338,000)

Preservation of Facilities Purpose

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

For the acquisition of property, construction and rehabilitation of new facilities and/or relocation of existing community mental health facilities under the auspice of municipalities and other public and not-for-profit agencies, approved by the commissioner of the office of mental health, pursuant to article 41 of the mental hygiene law (50230903) ... 5,000,000 .......................... (re. $5,000,000)
DEPARTMENT OF MENTAL HYGIENE
OFFICE OF MENTAL HEALTH
CAPITAL PROJECTS - REAPPROPRIATIONS 2010-11

1 By chapter 54, section 1, of the laws of 2008:
2 For the acquisition of property, construction and rehabilitation of
3 new facilities and/or relocation of existing community mental health
4 facilities under the auspice of municipalities and other public and
5 not-for-profit agencies, approved by the commissioner of the office
6 of mental health, pursuant to article 41 of the mental hygiene law
7 (50230803) ... 28,000,000 ........................ (re. $28,000,000)
8
9 By chapter 54, section 1, of the laws of 2007:
10 For the acquisition of property, construction and rehabilitation of
11 new facilities and/or relocation of existing community mental health
12 facilities under the auspice of municipalities and other public and
13 not-for-profit agencies, approved by the commissioner of the office
14 of mental health, pursuant to article 41 of the mental hygiene law
15 (50230703) ... 112,000,000 ....................... (re. $94,737,000)
16
17 By chapter 54, section 1, of the laws of 2006:
18 For the acquisition of property, construction and rehabilitation of
19 new facilities and/or relocation of existing community mental health
20 facilities under the auspice of municipalities and other public and
21 not-for-profit agencies, approved by the commissioner of the office
22 of mental health, pursuant to article 41 of the mental hygiene law
23 (50230603) ... 15,000,000 ......................... (re. $8,505,000)
24
25 By chapter 54, section 1, of the laws of 2001:
26 For the acquisition of property, construction, rehabilitation and/or
27 relocation of existing community mental health facilities under the
28 auspice of municipalities and other public and not-for-profit agen-
29 cies, approved by the commissioner of the office of mental health,
30 pursuant to article 41 of the mental hygiene law (50230103) ........
31 5,000,000 ........................................... (re. $226,000)
32
33 DESIGN AND CONSTRUCTION SUPERVISION (CCP)
34
35 Capital Projects Fund
36
37 Preparation of Plans Purpose
38
40 By chapter 54, section 1, of the laws of 2009:
41 For payment to the design and construction management account of the
42 centralized services fund of the New York state office of general
43 services or to the dormitory authority of the state of New York for
44 the purpose of preparation and review of plans, specifications,
45 estimates, services, construction management and supervision,
46 inspection, studies, appraisals, surveys, testing and environmental
47 impact statements for new and existing projects. Upon approval of
48 the director of the budget, funds from this appropriation may be
49 transferred to the office of mental retardation and developmental
50 disabilities and the office of alcoholism and substance abuse
51 services for payment to the dormitory authority of the state of New
52 York for preparation of plans purpose (50DC0930) ............
53 2,000,000 ........................................... (re. $2,000,000)
Preparation of Plans Purpose

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

For payment to the design and construction management account of the centralized services fund of the New York state office of general services or to the dormitory authority of the state of New York for the purpose of preparation and review of plans, specifications, estimates, services, construction management and supervision, inspection, studies, appraisals, surveys, testing and environmental impact statements for new and existing projects. Upon request of the commissioner of mental health and approval by the director of the budget, this appropriation may be transferred to the dormitory authority of the state of New York. Upon approval of 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 for preparation of plans purpose (50310930) ... 12,000,000 .......... (re. $12,000,000)

By chapter 54, section 1, of the laws of 2008:

For payment to the design and construction management account of the centralized services fund of the New York state office of general services or to the dormitory authority of the state of New York for the purpose of preparation and review of plans, specifications, estimates, services, construction management and supervision, inspection, studies, appraisals, surveys, testing and environmental impact statements for new and existing projects. Upon request of the commissioner of mental health and approval by the director of the budget, this appropriation may be transferred to the dormitory authority of the state of New York. Upon approval of 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 for preparation of plans purpose (50310830) ... 12,000,000 ........... (re. $4,000,000)

By chapter 54, section 1, of the laws of 2007:

For payment to the design and construction management account of the centralized services fund of the New York state office of general services or to the dormitory authority of the state of New York for the purpose of preparation and review of plans, specifications, estimates, services, construction management and supervision, inspection, studies, appraisals, surveys, testing and environmental impact statements for new and existing projects. Upon request of the commissioner of mental health and approval by the director of the budget, this appropriation may be transferred to the dormitory authority of the state of New York. Upon approval of 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 for preparation of plans purpose (50310730) ... 12,000,000 ........... (re. $5,457,000)
By chapter 54, section 1, of the laws of 2006:

For payment to the design and construction management account of the centralized services fund of the New York state office of general services or to the dormitory authority of the state of New York for the purpose of preparation and review of plans, specifications, estimates, services, construction management and supervision, inspection, studies, appraisals, surveys, testing and environmental impact statements for new and existing projects. Upon request of the commissioner of mental health and approval by the director of the budget, this appropriation may be transferred to the dormitory authority of the state of New York. Upon approval of the director of the budget, funds from this appropriation may be transferred to the office of mental retardation and development disabilities and the office of alcoholism and substance abuse services for payment to the dormitory authority of the state of New York for preparation of plans purpose (50310630) ... 8,000,000 ............ (re. $2,000,000)

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

For payment to the design and construction management account of the centralized services fund of the New York state office of general services or to the dormitory authority of the state of New York for the purpose of preparation and review of plans, specifications, estimates, services, construction management and supervision, inspection, studies, appraisals, surveys, testing and environmental impact statements for new and existing projects. Upon request of the commissioner of mental health and approval by the director of the budget, this appropriation may be transferred to the dormitory authority of the state of New York. Upon approval of the director of the budget, funds from this appropriation may be transferred to the office of mental retardation and development disabilities and the office of alcoholism and substance abuse services for payment to the dormitory authority of the state of New York for preparation of plans purpose (50310530) ... 8,000,000 ............ (re. $1,885,000)

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

For payment to the design and construction management account of the centralized services fund of the New York state office of general services or to the dormitory authority of the state of New York for the purpose of preparation and review of plans, specifications, estimates, services, construction management and supervision, inspection, studies, appraisals, surveys, testing and environmental impact statements for new and existing projects. Upon request of the commissioner of mental health and approval by the director of the budget, this appropriation may be transferred to the dormitory authority of the state of New York. Upon approval of the director of the budget, funds from this appropriation may be transferred to the office of mental retardation and development disabilities and the office of alcoholism and substance abuse services for payment to the dormitory authority of the state of New York for preparation of plans purpose (50310430) ... 8,000,000 ............ (re. $2,563,000)

EXECUTIVE DIRECTION (CCP)

Mental Hygiene Capital Improvement Fund - 389

Administration Purpose

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

For payment of personal service and nonpersonal service, including fringe benefits, related to the administration of the capital
programs provided by the office of mental health for new and reappropriated state operated institutional capital projects. Upon request of the commissioner of mental health and approval by the director of the budget, this appropriation may be transferred to the dormitory authority of the state of New York (50990950) .......................... (re. $3,717,000)

By chapter 54, section 1, of the laws of 2008:
For payment of personal service and nonpersonal service, including fringe benefits, related to the administration of the capital programs provided by the office of mental health for new and reappropriated state operated institutional capital projects. Upon request of the commissioner of mental health and approval by the director of the budget, this appropriation may be transferred to the dormitory authority of the state of New York (50990850) ............
3,717,000 ........................................... (re. $1,976,000)

By chapter 54, section 1, of the laws of 2004, as amended by chapter 54, section 1, of the laws of 2005, as supplemented by a certificate of transfer:
For payment of personal service and nonpersonal service, including fringe benefits, related to the administration of the capital programs provided by the office of mental health for new and reappropriated state operated institutional capital projects. Upon request of the commissioner of mental health and approval by the director of the budget, this appropriation may be transferred to the dormitory authority of the state of New York (50990450) ............
3,591,000 ........................................... (re. $428,000)

MAINTENANCE AND IMPROVEMENT OF EXISTING FACILITIES (CCP)

Capital Projects Fund

Energy Conservation Purpose

By chapter 54, section 1, of the laws of 2009:
For payment of the cost of construction, reconstruction and improvements, including the preparation of designs, plans, specifications and estimates for energy conservation improvements to existing facilities and programs. Upon request of the commissioner of mental health and approval by the director of the budget, this appropriation may be transferred to the dormitory authority of the state of New York (50050905) ... 4,500,000 ........ (re. $4,500,000)

By chapter 54, section 1, of the laws of 2008:
For payment of the cost of construction, reconstruction and improvements, including the preparation of designs, plans, specifications and estimates for energy conservation improvements to existing facilities and programs. Upon request of the commissioner of mental health and approval by the director of the budget, this appropriation may be transferred to the dormitory authority of the state of New York (50050805) ... 4,500,000 ................. (re. $1,948,000)

Environmental Protection or Improvements Purpose

By chapter 54, section 1, of the laws of 2009:
For payment of the cost of construction, reconstruction and improvements, including the preparation of designs, plans, specifications and estimates for environmental protection (50EP0906) ... 4,100,000 ........................................... (re. $4,100,000)
DEPARTMENT OF MENTAL HYGIENE
OFFICE OF MENTAL HEALTH
CAPITAL PROJECTS - REAPPROPRIATIONS 2010-11

By chapter 54, section 1, of the laws of 2008:
For payment of the cost of construction, reconstruction and improvements, including the preparation of designs, plans, specifications and estimates for environmental protection (50EP0806) ..............
4,100,000 ......................................... (re. $3,152,000)

By chapter 54, section 1, of the laws of 2007:
For payment of the cost of construction, reconstruction and improvements, including the preparation of designs, plans, specifications and estimates for environmental protection (50EP0706) ..............
8,010,000 ......................................... (re. $1,633,000)

By chapter 54, section 1, of the laws of 2006:
For payment of the cost of construction, reconstruction and improvements, including the preparation of designs, plans, specifications and estimates for environmental protection (50EP0606) ..............
6,550,000 ........................................... (re. $393,000)

Health and Safety Purpose

By chapter 54, section 1, of the laws of 2009:
For payment of the cost of construction, reconstruction and improvements, including the preparation of designs, plans, specifications and estimates, for health and safety improvements to existing facilities and programs, provided, however, that no expenditures may be made from this appropriation until a comprehensive plan of projects has been approved by the director of the budget. Upon request of the commissioner of mental health and approval by the director of the budget, this appropriation may be transferred to the dormitory authority of the state of New York (50HS0901) ... 8,410,000 ...................... (re. $8,410,000)

By chapter 54, section 1, of the laws of 2008:
For payment of the cost of construction, reconstruction and improvements, including the preparation of designs, plans, specifications and estimates, for health and safety improvements to existing facilities and programs, provided, however, that no expenditures may be made from this appropriation until a comprehensive plan of projects has been approved by the director of the budget. Upon request of the commissioner of mental health and approval by the director of the budget, this appropriation may be transferred to the dormitory authority of the state of New York (50HS0801) ..............
7,010,000 ......................................... (re. $4,926,000)

Preservation of Facilities Purpose

By chapter 54, section 1, of the laws of 2009:
For payment of the cost of construction, reconstruction and improvements, including the preparation of designs, plans, specifications and estimates to existing facilities and programs, provided, however, that no expenditures may be made from this appropriation until a comprehensive plan of projects has been approved by the director of the budget (50PF0903) ..............
12,000,000 ........................................... (re. $12,000,000)

By chapter 54, section 1, of the laws of 2008:
For payment of the cost of construction, reconstruction and improvements, including the preparation of designs, plans, specifications and estimates to existing facilities and programs, provided, howev-
er, that no expenditures may be made from this appropriation until a
comprensive plan of projects has been approved by the director of
the budget (50PP0803) ... 18,400,000 ............ (re. $12,698,000)

By chapter 54, section 1, of the laws of 2006:
For payment for the renovation, improvements, space management and/or
utilization activities at the St. Lawrence Psychiatric Center
(50SL0603) ... 5,000,000 .................. (re. $5,000,000)

Mental Hygiene Capital Improvement Fund - 389

Accreditation Purpose

By chapter 54, section 1, of the laws of 2009:
For payment of the cost of land acquisition, construction,
reconstruction and improvements, including the preparation of
designs, plans, specifications and estimates related to
accreditation improvements to existing facilities and programs. This
appropriation may be used for payment of personal service, indirect
cost recovery, and fringe benefit costs associated with New York
State employees assigned to such capital projects. Upon request of
the commissioner of mental health and approval by the director of
the budget, this appropriation may be transferred to the dormitory
authority of the state of New York (50060902) ......................
347,480,000 ..................................... (re. $347,480,000)

By chapter 54, section 1, of the laws of 2008:
For payment of the cost of land acquisition, construction, recon-
struction and improvements, including the preparation of designs,
plans, specifications and estimates related to accreditation im-
provements to existing facilities and programs. This appropriation
may be used for payment of personal service, indirect cost recovery,
and fringe benefit costs associated with New York State employees
assigned to such capital projects. Upon request of the commissioner
of mental health and approval by the director of the budget, this
appropriation may be transferred to the dormitory authority of the
state of New York (50060802) ... 95,624,000 ...... (re. $92,064,000)

By chapter 54, section 1, of the laws of 2007:
For payment of the cost of land acquisition, construction, recon-
struction and improvements, including the preparation of designs,
plans, specifications and estimates related to accreditation
improvements to existing facilities and programs. Upon request of
the commissioner of mental health and approval by the director of
the budget, this appropriation may be transferred to the dormitory
authority of the state of New York (50060702) ......................
164,153,000 ..................................... (re. $156,368,000)

By chapter 54, section 1, of the laws of 2006, as amended by chapter 54,
section 1, of the laws of 2008:
For payment of the cost of land acquisition, construction, recon-
struction and improvements, including the preparation of designs,
plans, specifications and estimates related to accreditation
improvements to existing facilities and programs. Upon request of
the commissioner of mental health and approval by the director of
the budget, this appropriation may be transferred to the dormitory
authority of the state of New York (50060602) ......................
70,352,000 ..................................... (re. $30,464,000)
DEPARTMENT OF MENTAL HYGIENE
OFFICE OF MENTAL HEALTH
CAPITAL PROJECTS - REAPPROPRIATIONS 2010-11

By chapter 54, section 1, of the laws of 2005:
For payment of the cost of land acquisition, construction, reconstruction and improvements, including the preparation of designs, plans, specifications and estimates related to accreditation improvements to existing facilities and programs. Upon request of the commissioner of mental health and approval by the director of the budget, this appropriation may be transferred to the dormitory authority of the state of New York (50060502) .......................................................... 45,212,000 .................................................. (re. $5,461,000)

By chapter 54, section 1, of the laws of 2004:
For payment of the cost of land acquisition, construction, reconstruction and improvements, including the preparation of designs, plans, specifications and estimates related to accreditation improvements to existing facilities and programs. Upon request of the commissioner of mental health and approval by the director of the budget, this appropriation may be transferred to the dormitory authority of the state of New York (50060402) .................................................. 8,500,000 .................................................. (re. $1,371,000)

Environmental Protection or Improvements Purpose

By chapter 54, section 1, of the laws of 2009:
For payment of the cost of construction, reconstruction and improvements, including the preparations of designs, plans, specifications and estimates for environmental protection. Upon request of the commissioner of mental health and approval by the director of the budget, this appropriation may be transferred to the dormitory authority of the state of New York (50060906) .......................................................... 1,000,000 .................................................. (re. $1,000,000)

By chapter 54, section 1, of the laws of 2008:
For payment of the cost of construction, reconstruction and improvements, including the preparations of designs, plans, specifications and estimates for environmental protection. Upon request of the commissioner of mental health and approval by the director of the budget, this appropriation may be transferred to the dormitory authority of the state of New York (50060806) .......................................................... 1,000,000 .................................................. (re. $1,000,000)

By chapter 54, section 1, of the laws of 2007:
For payment of the cost of construction, reconstruction and improvements, including the preparations of designs, plans, specifications and estimates for environmental protection. Upon request of the commissioner of mental health and approval by the director of the budget, this appropriation may be transferred to the dormitory authority of the state of New York (50060706) .......................................................... 500,000 .................................................. (re. $174,000)

By chapter 54, section 1, of the laws of 2003:
For payment of the cost of construction, reconstruction and improvements, including the preparations of designs, plans, specifications and estimates for environmental protection. Upon request of the commissioner of mental health and approval by the director of the budget, this appropriation may be transferred to the dormitory authority of the state of New York (50160306) .......................................................... 2,000,000 .................................................. (re. $599,000)
DEPARTMENT OF MENTAL HYGIENE
OFFICE OF MENTAL HEALTH
CAPITAL PROJECTS - REAPPROPRIATIONS 2010-11

Health and Safety Purpose

By chapter 54, section 1, of the laws of 2009:
For payment of the cost of construction, reconstruction and improvements, including the preparation of designs, plans, specifications and estimates, for health and safety improvements to existing facilities and programs, provided, however, that no expenditures may be made from this appropriation until a comprehensive plan of projects has been approved by the director of the budget. This appropriation may be used for payment of personal service, indirect cost recovery, and fringe benefit costs associated with New York State employees assigned to such capital projects. Upon request of the commissioner of mental health and approval by the director of the budget, this appropriation may be transferred to the dormitory authority of the state of New York (50010901) ........................................ 38,125,000 .................................................. (re. $38,125,000)

By chapter 54, section 1, of the laws of 2008:
For payment of the cost of construction, reconstruction and improvements, including the preparation of designs, plans, specifications and estimates, for health and safety improvements to existing facilities and programs, provided, however, that no expenditures may be made from this appropriation until a comprehensive plan of projects has been approved by the director of the budget. This appropriation may be used for payment of personal service, indirect cost recovery, and fringe benefit costs associated with New York State employees assigned to such capital projects. Upon request of the commissioner of mental health and approval by the director of the budget, this appropriation may be transferred to the dormitory authority of the state of New York (50010801) ........................................ 60,276,000 .................................................. (re. $51,006,000)

By chapter 54, section 1, of the laws of 2007:
For payment of the cost of construction, reconstruction and improvements, including the preparation of designs, plans, specifications and estimates, for health and safety improvements to existing facilities and programs, provided, however, that no expenditures may be made from this appropriation until a comprehensive plan of projects has been approved by the director of the budget. Upon request of the commissioner of mental health and approval by the director of the budget, this appropriation may be transferred to the dormitory authority of the state of New York (50010701) ........................................ 28,963,000 .................................................. (re. $10,957,000)

By chapter 54, section 1, of the laws of 2006:
For payment of the cost of construction, reconstruction and improvements, including the preparation of designs, plans, specifications and estimates, for health and safety improvements to existing facilities and programs, provided, however, that no expenditures may be made from this appropriation until a comprehensive plan of projects has been approved by the director of the budget. Upon request of the commissioner of mental health and approval by the director of the budget, this appropriation may be transferred to the dormitory authority of the state of New York (50010601) ........................................ 19,130,000 .................................................. (re. $1,634,000)

By chapter 54, section 1, of the laws of 2005:
For payment of the cost of construction, reconstruction and improvements, including the preparation of designs, plans, specifications and estimates, for health and safety improvements to existing facili-
DEPARTMENT OF MENTAL HYGIENE
OFFICE OF MENTAL HEALTH
CAPITAL PROJECTS - REAPPROPRIATIONS 2010-11

ities and programs, provided, however, that no expenditures may be
made from this appropriation until a comprehensive plan of projects
has been approved by the director of the budget. Upon request of the
comissioner of mental health and approval by the director of the
budget, this appropriation may be transferred to the dormitory
authority of the state of New York (50010501) .....................

1,877,000 .......................... (re. $1,877,000)

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

For payment of the cost of construction, reconstruction and improve-
ments, including the preparation of designs, plans, specifications
and estimates, for health and safety improvements to existing facil-
ities and programs, provided, however, that no expenditures may be
made from this appropriation until a comprehensive plan of projects
has been approved by the director of the budget. Upon request of the
comissioner of mental health and approval by the director of the
budget, this appropriation may be transferred to the dormitory
authority of the state of New York (50010401) .....................
29,350,000 ............................ (re. $807,000)

Preservation of Facilities Purpose

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

For payment of the cost of construction, reconstruction and
improvements, including the preparation of designs, plans, specifications
and estimates, and minor rehabilitation and improvements for the
preservation of existing facilities and programs, provided, however, that no expenditures may be made from
this appropriation until a comprehensive plan of projects has been
approved by the director of the budget. This appropriation may be
used for payment of personal service, indirect cost recovery, and
fringe benefit costs associated with New York State employees
assigned to such capital projects. Upon request of the commissioner
of mental health and approval by the director of the budget, this
appropriation may be transferred to the dormitory authority of the
state of New York (50030903) ... 45,396,000 ...... (re. $45,396,000)

By chapter 54, section 1, of the laws of 2008:

For payment of the cost of construction, reconstruction and improve-
ments, including the preparation of designs, plans, specifications
and estimates, and minor rehabilitation and improvements for the
preservation of existing facilities and programs, provided, however, that no expenditures may be made from this appropriation until a
comprehensive plan of projects has been approved by the director of
the budget. This appropriation may be used for payment of personal
service, indirect cost recovery, and fringe benefit costs associated
with New York State employees assigned to such capital projects.
Upon request of the commissioner of mental health and approval by
the director of the budget, this appropriation may be transferred to
the dormitory authority of the state of New York (50030803) ......

By chapter 54, section 1, of the laws of 2007:

For payment of the cost of construction, reconstruction and improve-
ments, including the preparation of designs, plans, specifications
and estimates, and minor rehabilitation and improvements for the
preservation of existing facilities and programs, provided, however, that no expenditures may be made from this appropriation until a
comprehensive plan of projects has been approved by the director of
the budget. Upon request of the commissioner of mental health and

approval by the director of the budget, this appropriation may be
transferred to the dormitory authority of the state of New York
(50030703) ... 34,946,000 ......................... (re. $17,822,000)

By chapter 54, section 1, of the laws of 2006:
For payment of the cost of construction, reconstruction and improve-
ments, including the preparation of designs, plans, specifications
and estimates, and minor rehabilitation and improvements for the
preservation of existing facilities and programs, provided, however,
that no expenditures may be made from this appropriation until a
comprehensive plan of projects has been approved by the director of
the budget. Upon request of the commissioner of mental health and
approval by the director of the budget, this appropriation may be
transferred to the dormitory authority of the state of New York
(50030603) ... 21,804,000 ......................... (re. $4,634,000)

By chapter 54, section 1, of the laws of 2005:
For payment of the cost of construction, reconstruction and improve-
ments, including the preparation of designs, plans, specifications
and estimates, and minor rehabilitation and improvements for the
preservation of existing facilities and programs, provided, however,
that no expenditures may be made from this appropriation until a
comprehensive plan of projects has been approved by the director of
the budget. Upon request of the commissioner of mental health and
approval by the director of the budget, this appropriation may be
transferred to the dormitory authority of the state of New York
(50030503) ... 25,045,000 ......................... (re. $4,746,000)

By chapter 54, section 1, of the laws of 2004:
For payment of the cost of construction, reconstruction and improve-
ments, including the preparation of designs, plans, specifications
and estimates, and minor rehabilitation and improvements for the
preservation of existing facilities and programs, provided, however,
that no expenditures may be made from this appropriation until a
comprehensive plan of projects has been approved by the director of
the budget. Upon request of the commissioner of mental health and
approval by the director of the budget, this appropriation may be
transferred to the dormitory authority of the state of New York
(50030403) ... 29,350,000 ......................... (re. $4,383,000)

Program Improvement or Program Change Purpose

By chapter 54, section 1, of the laws of 2009:
For payment of the cost of construction, reconstruction and
improvements, including the preparation of designs, plans, specifi-
cations and estimates related to improvements or changes to
existing facilities and programs. Upon request of the commissioner
of mental health and approval by the director of the budget, this
appropriation may be transferred to the dormitory authority of the
state of New York (50080908) ... 85,185,000 ...... (re. $85,185,000)

By chapter 54, section 1, of the laws of 2008:
For payment of the cost of construction, reconstruction and improve-
ments, including the preparation of designs, plans, specifications
and estimates related to improvements or changes to existing facili-
ties and programs. Upon request of the commissioner of mental health
and approval by the director of the budget, this appropriation may
be transferred to the dormitory authority of the state of New York
(50080808) ... 32,952,000 ......................... (re. $32,935,000)
DEPARTMENT OF MENTAL HYGIENE
OFFICE OF MENTAL HEALTH
CAPITAL PROJECTS - REAPPROPRIATIONS 2010-11

By chapter 54, section 1, of the laws of 2007:
For payment of the cost of construction, reconstruction and improve-
ments, including the preparation of designs, plans, specifications
and estimates related to improvements or changes to existing facili-
ties and programs. Upon request of the commissioner of mental health
and approval by the director of the budget, this appropriation may
be transferred to the dormitory authority of the state of New York
(50080708) ... 46,208,000 ......................... (re. $34,403,000)

By chapter 54, section 1, of the laws of 2006:
For payment of the cost of construction, reconstruction and improve-
ments, including the preparation of designs, plans, specifications
and estimates related to improvements or changes to existing facili-
ties and programs, including for costs associated with the civil
commitment of persons convicted of sexually violent offenses in
accordance with the mental hygiene law directly upon their release
or conditional release from a correctional facility. Upon request of
the commissioner of mental health and approval by the director of
the budget, this appropriation may be transferred to the dormitory
authority of the state of New York (50080608) ..............
85,473,000 ....................................... (re. $38,700,000)

By chapter 54, section 1, of the laws of 2005:
For payment of the cost of construction, reconstruction and improve-
ments, including the preparation of designs, plans, specifications
and estimates related to improvements or changes to existing facili-
ties and programs, provided, however, that no expenditures may be
made from this appropriation until a comprehensive plan of projects
has been approved by the director of the budget. Upon request of the
commissioner of mental health and approval by the director of the
budget, this appropriation may be transferred to the dormitory
authority of the state of New York (50080508) ..............
14,146,000 ........................................ (re. $1,899,000)

NON-BONDABLE PROJECTS (CCP)

Capital Projects Fund

Non-Bondable Purpose

By chapter 54, section 1, of the laws of 2000:
For transfer to the Mental Hygiene Capital Improvement Fund for
reimbursement of the non-bondable cost of institutional projects
authorized by appropriations or reappropriations funded from the
Mental Hygiene Capital Improvement Fund including liabilities
incurred prior to April 1, 2000 or for payment to the dormitory
authority of the state of New York for defeasance of bonds. Upon
request of the commissioner of mental health and approval by the
director of the budget, this appropriation may be transferred to the
dormitory authority of the state of New York (50FO00NB) ............
8,000,000 ........................................ (re. $5,045,000)

(APPROPRIATED TO THE FACILITIES DEVELOPMENT CORPORATION)

EXECUTIVE DIRECTION (CCP)

Capital Projects Fund

Preservation of Facilities Purpose
By chapter 1, section 8, of the laws of 1965, as amended by chapter 54, section 1, of the laws of 2006:

(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. $2,445,000)
For payment according to the following schedule:

<table>
<thead>
<tr>
<th>Fund Type</th>
<th>Appropriations</th>
<th>Reappropriations</th>
</tr>
</thead>
<tbody>
<tr>
<td>General Fund - State and Local</td>
<td>1,607,322,000</td>
<td>923,000</td>
</tr>
<tr>
<td>Special Revenue Funds - Federal</td>
<td>751,000</td>
<td>3,998,000</td>
</tr>
<tr>
<td>Special Revenue Funds - Other</td>
<td>3,017,666,000</td>
<td>0</td>
</tr>
<tr>
<td>Capital Projects Funds</td>
<td>139,560,000</td>
<td>309,730,000</td>
</tr>
<tr>
<td>Enterprise Funds</td>
<td>2,668,000</td>
<td>0</td>
</tr>
<tr>
<td>Internal Service Funds</td>
<td>350,000</td>
<td>0</td>
</tr>
<tr>
<td>All Funds</td>
<td>4,768,317,000</td>
<td>314,651,000</td>
</tr>
</tbody>
</table>

AGENCY BUDGET SUMMARY OF NEW APPROPRIATIONS

<table>
<thead>
<tr>
<th>Fund Type</th>
<th>State Operations</th>
<th>Aid to Localities</th>
<th>Capital Projects</th>
<th>Total</th>
</tr>
</thead>
<tbody>
<tr>
<td>GF-St/Local</td>
<td>0</td>
<td>1,607,322,000</td>
<td>0</td>
<td>1,607,322,000</td>
</tr>
<tr>
<td>SR-Federal</td>
<td>751,000</td>
<td>0</td>
<td>0</td>
<td>751,000</td>
</tr>
<tr>
<td>SR-Other</td>
<td>2,255,692,000</td>
<td>761,974,000</td>
<td>0</td>
<td>3,017,666,000</td>
</tr>
<tr>
<td>Cap Proj</td>
<td>0</td>
<td>0</td>
<td>139,560,000</td>
<td>139,560,000</td>
</tr>
<tr>
<td>Enterprise</td>
<td>2,668,000</td>
<td>0</td>
<td>0</td>
<td>2,668,000</td>
</tr>
<tr>
<td>Internal Srv</td>
<td>350,000</td>
<td>0</td>
<td>0</td>
<td>350,000</td>
</tr>
<tr>
<td>All Funds</td>
<td>2,259,461,000</td>
<td>2,369,296,000</td>
<td>139,560,000</td>
<td>4,768,317,000</td>
</tr>
</tbody>
</table>

SCHEDULE

CENTRAL COORDINATION AND SUPPORT PROGRAM ............... 121,491,000

Special Revenue Funds - Federal / State Operations
Federal Operating Grants Fund - 290

Notwithstanding any other provision of law, the money hereby appropriated may be transferred to local assistance and/or any appropriation of the office of mental retardation and developmental disabilities, with the approval of the director of the budget who shall file such approval with the department of audit and control and copies thereof with the chairman of the senate finance committee and the chairman of the assembly ways and means committee.

For services and expenses related to the administration of the federal senior companions program ......................... 333,000
For services and expenses associated with housing counseling assistance and training programs ........................................ 418,000
Program fund subtotal ........................................ 751,000
1. Special Revenue Funds - Other / State Operations
2. Miscellaneous Special Revenue Fund - 339
3. Mental Hygiene Patient Income Account

Notwithstanding any other provision of law, the money hereby appropriated may be transferred to local assistance and/or any appropriation of the office of mental retardation and developmental disabilities, and may be increased or decreased by transfer or suballocation between these appropriated amounts and appropriations of the department of health, the office of medicaid inspector general, the office of mental health, and the office of alcoholism and substance abuse services with the approval of the director of the budget who shall file such approval with the department of audit and control and copies thereof with the chairman of the senate finance committee and the chairman of the assembly ways and means committee. The state comptroller is hereby authorized and directed to loan money in accordance with the provisions set forth in subdivision 5 of section 4 of the state finance law to the mental hygiene patient income account.

PERSONAL SERVICE

1. Personal service--regular .................. 61,750,000
2. Temporary service .......................... 572,000
3. Holiday/overtime compensation .............. 202,000

Amount available for personal service .... 62,524,000

NONPERSONAL SERVICE

1. Supplies and materials .......................... 651,000
2. Travel ........................................ 2,206,000
3. Contractual services .......................... 19,487,000
4. Equipment ..................................... 3,809,000
5. Fringe benefits ............................... 28,762,000
6. Indirect costs ................................ 1,951,000

Amount available for nonpersonal service.. 56,866,000

Program account subtotal ............... 119,390,000

Special Revenue Funds - Other / State Operations
Miscellaneous Special Revenue Fund - 339
Mental Hygiene Program Fund Account

For services and expenses of the assets for independence program and other health and human services programs.
### NONPERSONAL SERVICE

<table>
<thead>
<tr>
<th>Description</th>
<th>Amount</th>
</tr>
</thead>
<tbody>
<tr>
<td>Contractual services</td>
<td>1,000,000</td>
</tr>
<tr>
<td>Program account subtotal</td>
<td>1,000,000</td>
</tr>
</tbody>
</table>

**Internal Service Fund / State Operations**

- **OMRDD Copy Center Account**
  - For services and expenses associated with the office of mental retardation and developmental disabilities copy center.

### COMMUNITY SERVICES PROGRAM

<table>
<thead>
<tr>
<th>Description</th>
<th>Amount</th>
</tr>
</thead>
<tbody>
<tr>
<td>Contractual services</td>
<td>350,000</td>
</tr>
<tr>
<td>Program account subtotal</td>
<td>350,000</td>
</tr>
</tbody>
</table>

**General Fund / Aid to Localities**

- **Local Assistance Account - 001**
  - For services and expenses of the community services program, net of disallowances, for community mental retardation and developmental disabilities programs pursuant to article 41 of the mental hygiene law, and/or chapter 620 of the laws of 1974, chapter 660 of the laws of 1977, chapter 412 of the laws of 1981, chapter 27 of the laws of 1987, chapter 729 of the laws of 1989, chapter 329 of the laws of 1993 and other provisions of the mental hygiene law. Notwithstanding any inconsistent provision of law, the following appropriation shall be net of refunds, rebates, reimbursements, and credits.

Notwithstanding any inconsistent provision of law, the director of the budget is authorized to make suballocations from this appropriation to the department of health medical assistance program.

Notwithstanding any other provision of law, advances and reimbursement made pursuant to subdivision (d) of section 41.15 and section 41.18 of the mental hygiene law shall be allocated pursuant to a plan and in a manner prescribed by the agency head and approved by the director of the budget. No expenditure shall be made until a certificate of allocation has been approved by the director of the budget and copies thereof filed with the state comp-
troller, and the chairs of the senate
finance and assembly ways and means
committees. The moneys hereby appropriated
are available to reimburse or advance
localities and voluntary non-profit agen-
cies for expenditures made during local
fiscal periods commencing January 1, 2010,
April 1, 2010 or July 1, 2010, and for
advances for the 3 month period beginning
January 1, 2011.
Notwithstanding the provisions of article 41
of the mental hygiene law or any other
inconsistent provision of law, rule or
regulation, the commissioner, pursuant to
such contract and in the manner provided
therein, may pay all or a portion of the
expenses incurred by such voluntary
agencies arising out of loans which are
funded from the proceeds of bonds and
notes issued by the dormitory authority of
the state of New York.
Notwithstanding any other provision of law,
the money hereby appropriated may be
transferred to state operations and/or any
appropriation of the office of mental
retardation and developmental disabilities
with the approval of the director of the
budget who shall file such approval with
the department of audit and control and
copies thereof with the chairman of the
senate finance committee and the chairman
of the assembly ways and means committee.
Notwithstanding any inconsistent provision
of law, moneys from this appropriation may
be used for state aid of up to 100 percent
of the net deficit costs of day training
programs and family support services.
Notwithstanding any inconsistent provision
of law, including section 1 of part C of
chapter 57 of the laws of 2006, as amended
by section 2 of part I of chapter 58 of
the laws of 2008 and part L of chapter 58
of the laws of 2009, for the period
commencing on April 1, 2009 and ending
March 31, 2011 the commissioner shall not
apply any cost of living adjustment for
the purpose of establishing rates of
payments, contracts or any other form of
reimbursement.
Notwithstanding any inconsistent provision
of law, moneys from this appropriation
shall not be available for unified
services after June 30, 2010.
Notwithstanding any inconsistent provision
of law, and pursuant to criteria estab-
lished by the commissioner of the office
of mental retardation and developmental
disabilities and approved by the director
of the budget, expenditures may be made
from this appropriation for residential
facilities which are pending recertification as intermediate care facilities for the developmentally disabled.

Notwithstanding the provisions of section 41.36 of the mental hygiene law and any other inconsistent provision of law, moneys from this appropriation may be used for payment up to $250 per year per client, at such times and in such manner as determined by the commissioner on the basis of financial need for the personal needs of each client residing in voluntarily-operated community residences and voluntary-operated community residential alternatives, including individualized residential alternatives under the home and community based services waiver. The commissioner shall, subject to the approval of the director of the budget, alter existing advance payment schedules for voluntary-operated community residences established pursuant to subdivision (h) of section 41.36 of the mental hygiene law.

Notwithstanding the provisions of section 16.23 of the mental hygiene law and any other inconsistent provision of law, with relation to the operation of certified family care homes, including family care homes sponsored by voluntary not-for-profit agencies, moneys from this appropriation may be used for payments to purchase general services including but not limited to respite providers, up to a maximum of 14 days, at rates to be established by the commissioner and approved by the director of the budget in consideration of factors including, but not limited to, geographic area and number of clients cared for in the home and for payment at the rate of $600 per year on the basis of financial need for the personal needs of each client residing in the family care home.

Notwithstanding the provisions of subdivision 12 of section 8 of the state finance law and any other inconsistent provision of law, moneys from this appropriation may be used for expenses of family care homes including payments to operators of certified family care homes for damages caused by clients to personal and real property in accordance with standards established by the commissioner and approved by the director of the budget.

Notwithstanding any inconsistent provision of law, moneys from this appropriation may be used for appropriate day program services and residential services including, but not limited to, direct housing subsidies to individuals, start-up
expenses for family care providers, envi-
ronmental modifications, adaptive technol-
ologies, appraisals, property options, 
feasibility studies and preoperational 
expenses.
Notwithstanding any inconsistent provision 
of law, moneys from this appropriation may 
be used for the operation of clinics 
licensed pursuant to article 16 of the 
mental hygiene law including, but not 
limited to, supportive and habilitative 
services consistent with the home and 
community based services waiver.
Funds appropriated herein shall be available 
in accordance with the following:
For the state share of medical assistance 
services expenses incurred by the depart-
ment of health for the provision of 
medical assistance services to the devel-
operatorially disabled ...................... 1,477,523,000
For services and expenses related to the 
provision of residential services to the 
developmentally disabled ................. 19,014,000
For services and expenses related to the 
provision of family support services to 
the developmentally disabled ............ 62,023,000
For services and expenses related to the 
provision of workshop, day training and 
employment services to the developmentally 
disabled ..................................... 46,229,000
For other services and expenses provided to 
the developmentally disabled including but 
not limited to hepatitis B, care at home 
waiver, epilepsy services, Special 
Olympics New York, Inc. and voluntary 
fingerprinting ............................... 2,533,000
Program account subtotal .................. 1,607,322,000

Special Revenue Funds - Other / State Operations 
Miscellaneous Special Revenue Fund - 339 
Mental Hygiene Patient Income Account

Notwithstanding any inconsistent provision 
of law, the state comptroller is hereby 
authorized and directed to loan money in 
accordance with the provisions set forth 
in subdivision 5 of section 4 of the state 
finance law to the mental hygiene patient 
income account.
Notwithstanding any other provision of law, 
the money hereby appropriated may be 
transferred to local assistance and/or any 
appropriation of the office of mental 
retardation and developmental disabili-
ties, with the approval of the director of 
the budget who shall file such approval 
with the department of audit and control
and copies thereof with the chairman of
the senate finance committee and the
chairman of the assembly ways and means
committee.

PERSONAL SERVICE

Personal service--regular .................. 516,092,000
Temporary service .......................... 1,251,000
Holiday/overtime compensation .......... 42,238,000

-----------

Amount available for personal service .... 559,581,000

-----------

NONPERSONAL SERVICE

Nonpersonal service, including moneys for
the community services program, net of
refunds, rebates, reimbursements and cred-
its.

Supplies and materials ..................
Travel ...................................
Contractual services ....................
Equipment ................................
Fringe benefits ........................
Indirect costs ...........................

-----------

Amount available for nonpersonal service.. 410,986,000

-----------

MAINTENANCE UNDISTRIBUTED

For expenses related to the payment of a
provider of services assessment for the
period April 1, 2010 through March 31,
2011 pursuant to section 43.04 of the
mental hygiene law ..................... 10,116,000

-----------

Program account subtotal ................ 980,683,000

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Special Revenue Funds - Other / Aid to Localities
Miscellaneous Special Revenue Fund - 339
Mental Hygiene Patient Income Account

Notwithstanding any inconsistent provision
of law, moneys for this appropriation may
be used for any purpose associated with
an aid to localities appropriation
provided, however, that these moneys may
not be used for payment of the state share
of medical assistance programs for which
federal reimbursement will be claimed.

Notwithstanding any other provisions of law,
the money hereby appropriated may be
transferred to state operations and/or any
appropriation of the office of mental
retardation and developmental disabili-
ties, with the approval of the director of
the budget who shall file such approval
with the department of audit and control
and copies thereof with the chairman of
the senate finance committee and the
chairman of the assembly ways and means
committee.
Notwithstanding any inconsistent provision
of law, the following appropriation
amounts shall be net of refunds, rebates,
reimbursements, and credits. The state
comptroller is hereby authorized and
directed to loan money in accordance with
the provisions set forth in subdivision 5
of section 4 of the state finance law to
the mental hygiene patient income account.
Notwithstanding any inconsistent provision
of law, including section 1 of part C of
chapter 57 of the laws of 2006, as amended
by section 2 of part I of chapter 58 of
the laws of 2008 and part L of chapter 58
of the laws of 2009, for the period
commencing on April 1, 2009 and ending
March 31, 2011 the commissioner shall not
apply any cost of living adjustment for
the purpose of establishing rates of
payments, contracts or any other form of
reimbursement.
Funds appropriated herein shall be available
in accordance with the following:
For services and expenses related to the
provision of residential services to the
developmentally disabled .................. 193,416,000
For services and expenses related to the
provision of day program services to the
developmentally disabled .................. 112,567,000
For services and expenses related to the
provision of family support services to
the developmentally disabled ............ 16,916,000
For other services and expenses provided to
the developmentally disabled including but
not limited to hepatitis B, care at home
waiver, epilepsy services, Special
Olympics New York, Inc. and voluntary
fingerprinting ............................... 3,825,000

Program account subtotal .................. 326,724,000

Special Revenue Funds - Other / State Operations
Miscellaneous Special Revenue Fund - 339
Mental Hygiene Program Fund Account

Notwithstanding any inconsistent provision
of law, the state comptroller is hereby
authorized and directed to loan money in
accordance with the provisions set forth
in subdivision 5 of section 4 of the state
finance law to the mental hygiene program
fund account.
DEPARTMENT OF MENTAL HYGIENE
OFFICE OF MENTAL RETARDATION AND DEVELOPMENTAL DISABILITIES
STATE OPERATIONS AND AID TO LOCALITIES  2010-11

1 Notwithstanding any other provision of law,
2 the money hereby appropriated may be
3 transferred to local assistance and/or any
4 appropriation of the office of mental
5 retardation and developmental disabili-
6 ties, with the approval of the director of
7 the budget who shall file such approval
8 with the department of audit and control
9 and copies thereof with the chairman of
10 the senate finance committee and the
11 chairman of the assembly ways and means
12 committee.

PERSONAL SERVICE

<table>
<thead>
<tr>
<th>Description</th>
<th>Amount</th>
</tr>
</thead>
<tbody>
<tr>
<td>Personal service--regular</td>
<td>229,568,000</td>
</tr>
<tr>
<td>Temporary service</td>
<td>640,000</td>
</tr>
<tr>
<td>Holiday/overtime compensation</td>
<td>19,032,000</td>
</tr>
<tr>
<td><strong>Amount available for personal service</strong></td>
<td><strong>249,240,000</strong></td>
</tr>
</tbody>
</table>

NONPERSONAL SERVICE

<table>
<thead>
<tr>
<th>Description</th>
<th>Amount</th>
</tr>
</thead>
<tbody>
<tr>
<td>Supplies and materials</td>
<td>2,654,000</td>
</tr>
<tr>
<td>Travel</td>
<td>918,000</td>
</tr>
<tr>
<td>Contractual services</td>
<td>9,083,000</td>
</tr>
<tr>
<td>Equipment</td>
<td>2,964,000</td>
</tr>
<tr>
<td>Fringe benefits</td>
<td>114,823,000</td>
</tr>
<tr>
<td>Indirect costs</td>
<td>7,798,000</td>
</tr>
<tr>
<td><strong>Amount available for nonpersonal service.</strong></td>
<td><strong>138,240,000</strong></td>
</tr>
</tbody>
</table>

Program account subtotal                   | 387,480,000  |

Special Revenue Funds - Other / Aid to Localities

<table>
<thead>
<tr>
<th>Description</th>
<th>Amount</th>
</tr>
</thead>
<tbody>
<tr>
<td>OMRDD Joint Clinic Operating Account</td>
<td></td>
</tr>
</tbody>
</table>

For services and expenses of operating clin-

ic treatment facilities serving persons
with developmental disabilities.

Notwithstanding any other provision of law,
the money hereby appropriated may be
transferred to state operations and/or any
appropriation of the office of mental
retardation and developmental disabili-
ties, with the approval of the director of
the budget who shall file such approval
with the department of audit and control
and copies thereof with the chairman of
the senate finance committee and the
chairman of the assembly ways and means
committee ........................................ 250,000

Program account subtotal ............... 250,000


Special Revenue Funds - Other / Aid to Localities
OMRDD - Provider of Service Account

For services and expenses related to mental
retardation and developmental disabilities
services associated with the New York
state options for people through services
initiative, in accordance with a
programmatic and fiscal plan to be
approved by the director of the budget.
Notwithstanding any provision of law to the
contrary, the director of the budget is
authorized to make suballocations from
this appropriation to the department of
health medical assistance program.
Notwithstanding any provision of law to the
contrary, the moneys hereby appropriated,
or so much thereof as may be necessary,
are to be available for the purposes here-
in specified for obligations heretofore
accrued or hereafter to accrue ............ 337,000,000

Program account subtotal ............... 337,000,000


Special Revenue Funds - Other / Aid to Localities
OMRDD - Day Services Account

For services and expenses related to the
provision of HCBS waiver day services to
individuals residing in intermediate care
facilities.
Notwithstanding any other provision of law,
the money hereby appropriated may be
transferred to state operations and/or any
appropriation of the office of mental
retardation and developmental disabili-
ties, with the approval of the director of
the budget who shall file such approval
with the department of audit and control
and copies thereof with the chairman of
the senate finance committee and the
chairman of the assembly ways and means
committee ........................................ 98,000,000

Program account subtotal ............... 98,000,000
DEPARTMENT OF MENTAL HYGIENE
OFFICE OF MENTAL RETARDATION AND DEVELOPMENTAL DISABILITIES
STATE OPERATIONS AND AID TO LOCALITIES 2010-11

1 INSTITUTIONAL SERVICES PROGRAM ........................... 742,913,000

Special Revenue Funds - Other / State Operations
Mental Hygiene Gifts and Donations Fund - 019
Office of Mental Retardation and Developmental Disabilities Gifts and Donations Account

For expenditures on behalf of individuals from donated funds. Notwithstanding any other provision of law, the money hereby appropriated may be transferred to local assistance and/or any appropriation of the office of mental retardation and developmental disabilities, with the approval of the director of the budget who shall file such approval with the department of audit and control and copies thereof with the chairman of the senate finance committee and the chairman of the assembly ways and means committee.

NONPERSONAL SERVICE

Supplies and materials ....................... 500,000

Program account subtotal .................. 500,000

Special Revenue Funds - Other / State Operations
Combined Nonexpendable Trust Fund - 332
OMRDD Nonexpendable Trust Account

For expenditures on behalf of individuals from donated funds. Notwithstanding any other provision of law, the money hereby appropriated may be transferred to local assistance and/or any appropriation of the office of mental retardation and developmental disabilities, with the approval of the director of the budget who shall file such approval with the department of audit and control and copies thereof with the chairman of the senate finance committee and the chairman of the assembly ways and means committee.

NONPERSONAL SERVICE

Supplies and materials ....................... 4,000

Program account subtotal .................. 4,000

Special Revenue Funds - Other / State Operations
Miscellaneous Special Revenue Fund - 339
Mental Hygiene Patient Income Account
Notwithstanding any other provision of law, the money hereby appropriated may be transferred to local assistance and/or any appropriation of the office of mental retardation and developmental disabilities, and may be increased or decreased by transfer or suballocation between these appropriated amounts and appropriations of the department of health, the office of medicaid inspector general, the office of mental health, and the office of alcohol-ism and substance abuse services with the approval of the director of the budget who shall file such approval with the department of audit and control and copies thereof with the chairman of the senate finance committee and the chairman of the assembly ways and means committee. The state comptroller is hereby authorized and directed to loan money in accordance with the provisions set forth in subdivision 5 of section 4 of the state finance law to the mental hygiene patient income account.

PERSONAL SERVICE

Personal service--regular .................. 229,033,000
Temporary service .......................... 426,000
Holiday/overtime compensation .............. 18,444,000

Amount available for personal service .... 247,903,000

NONPERSONAL SERVICE

Supplies and materials .................... 36,691,000
Travel .................................... 1,379,000
Contractual services ....................... 34,753,000
Equipment .................................. 10,366,000
Fringe benefits ............................ 117,048,000
Indirect costs ................................ 7,041,000

Amount available for nonpersonal service.. 207,278,000

MAINTENANCE UNDISTRIBUTED

For expenses related to the payment of a provider of services assessment for the period April 1, 2010 through March 31, 2011 pursuant to section 43.04 of the mental hygiene law ....................... 135,130,000

Program account subtotal .................. 590,311,000

Special Revenue Funds - Other / State Operations
Miscellaneous Special Revenue Fund - 339
Mental Hygiene Program Fund Account
Notwithstanding any inconsistent provision of law, the state comptroller is hereby authorized and directed to loan money in accordance with the provisions set forth in subdivision 5 of section 4 of the state finance law to the mental hygiene program fund account.

Notwithstanding any other provision of law, the money hereby appropriated may be transferred to local assistance and/or any appropriation of the office of mental retardation and developmental disabilities, with the approval of the director of the budget who shall file such approval with the department of audit and control and copies thereof with the chairman of the senate finance committee and the chairman of the assembly ways and means committee.

### PERSONAL SERVICE

<table>
<thead>
<tr>
<th>Description</th>
<th>Amount</th>
</tr>
</thead>
<tbody>
<tr>
<td>Personal service--regular</td>
<td>82,933,000</td>
</tr>
<tr>
<td>Temporary service</td>
<td>154,000</td>
</tr>
<tr>
<td>Holiday/overtime compensation</td>
<td>6,701,000</td>
</tr>
<tr>
<td><strong>Amount available for personal service</strong></td>
<td><strong>89,788,000</strong></td>
</tr>
</tbody>
</table>

### NONPERSONAL SERVICE

Nonpersonal service, including moneys for the community services program, net of refunds, rebates, reimbursements and credits.

<table>
<thead>
<tr>
<th>Description</th>
<th>Amount</th>
</tr>
</thead>
<tbody>
<tr>
<td>Supplies and materials</td>
<td>7,826,000</td>
</tr>
<tr>
<td>Travel</td>
<td>294,000</td>
</tr>
<tr>
<td>Contractual services</td>
<td>7,413,000</td>
</tr>
<tr>
<td>Equipment</td>
<td>2,211,000</td>
</tr>
<tr>
<td>Fringe benefits</td>
<td>38,391,000</td>
</tr>
<tr>
<td>Indirect costs</td>
<td>3,507,000</td>
</tr>
<tr>
<td><strong>Amount available for nonpersonal service</strong></td>
<td><strong>59,642,000</strong></td>
</tr>
</tbody>
</table>

<table>
<thead>
<tr>
<th>Description</th>
<th>Amount</th>
</tr>
</thead>
<tbody>
<tr>
<td>Program account subtotal</td>
<td>149,430,000</td>
</tr>
</tbody>
</table>

Enterprise Funds / State Operations

Mental Retardation Sheltered Workshop Account - 352

Sheltered Workshop Fund OMRDD Account

For services and expenses including salaries, supplies and materials of sheltered workshops and vocational rehabilitation work activities.

Notwithstanding any other provision of law, the money hereby appropriated may be transferred to local assistance and/or any appropriation of the office of mental
DEPARTMENT OF MENTAL HYGIENE
OFFICE OF MENTAL RETARDATION AND DEVELOPMENTAL DISABILITIES
STATE OPERATIONS AND AID TO LOCALITIES 2010-11

retardation and developmental disabili-
ties, with the approval of the director of
the budget who shall file such approval
with the department of audit and control
and copies thereof with the chairman of
the senate finance committee and the
chairman of the assembly ways and means
committee.

NONPERSONAL SERVICE

Supplies and materials .............................. 700,000
Travel .............................................. 10,000
Contractual services ................................. 800,000
Equipment .......................................... 40,000

Program account subtotal ......................... 1,550,000

Enterprise Funds / State Operations
Mental Hygiene Community Stores Account - 353
MR Community Stores Fund Account

For services and expenses of community
stores located at various developmental
centers.

Notwithstanding any other provision of law,
the money hereby appropriated may be
transferred to local assistance and/or any
appropriation of the office of mental
retardation and developmental disabili-
ties, with the approval of the director of
the budget who shall file such approval
with the department of audit and control
and copies thereof with the chairman of
the senate finance committee and the
chairman of the assembly ways and means
committee.

PERSONAL SERVICE

Personal service--regular .......................... 290,000

NONPERSONAL SERVICE

Supplies and materials ............................. 722,000
Fringe benefits .................................... 94,000
Indirect costs ...................................... 12,000

Amount available for nonpersonal service.. 828,000

Program account subtotal ....................... 1,118,000

RESEARCH IN MENTAL RETARDATION PROGRAM ............... 26,894,000
DEPARTMENT OF MENTAL HYGIENE
OFFICE OF MENTAL RETARDATION AND DEVELOPMENTAL DISABILITIES

STATE OPERATIONS AND AID TO LOCALITIES 2010-11

1 Special Revenue Funds - Other / State Operations
2 Combined Gifts, Grants and Bequests Fund - 020
3 Research in Mental Retardation Account
4 Amount available for genetic counseling and
research from external grants and
contributions.
5 Notwithstanding any other provision of law,
the money hereby appropriated may be
transferred to local assistance and/or any
appropriation of the office of mental
retardation and developmental disabili-
ties, with the approval of the director of
the budget who shall file such approval
with the department of audit and control
and copies thereof with the chairman of
the senate finance committee and the
chairman of the assembly ways and means
committee.
6 NONPERSONAL SERVICE
7
8 Contractual services ....................... 150,000
9 ---------------
10 Program account subtotal ............... 150,000
11 ---------------
12 Special Revenue Funds - Other / State Operations
13 Miscellaneous Special Revenue Fund - 339
14 Mental Hygiene Patient Income Account
15 Notwithstanding any other provision of law,
the money hereby appropriated may be
transferred to local assistance and/or any
appropriation of the office of mental
retardation and developmental disabili-
ties, and may be increased or decreased by
transfer or suballocation between these
appropriated amounts and appropriations of
the department of health, the office of
medicaid inspector general, the office of
mental health, and the office of alcohol-
ism and substance abuse services with the
approval of the director of the budget who
shall file such approval with the depart-
ment of audit and control and copies ther-
eof with the chairman of the senate
finance committee and the chairman of the
assembly ways and means committee. The
state comptroller is hereby authorized and
directed to loan money in accordance with
the provisions set forth in subdivision 5
of section 4 of the state finance law to
the mental hygiene patient income account.
16 PERSONAL SERVICE
17
18 Personal service--regular .................. 16,150,000
<table>
<thead>
<tr>
<th>Description</th>
<th>Amount</th>
</tr>
</thead>
<tbody>
<tr>
<td>Holiday/overtime compensation</td>
<td>353,000</td>
</tr>
<tr>
<td>Amount available for personal service</td>
<td>16,503,000</td>
</tr>
<tr>
<td><strong>NONPERSONAL SERVICE</strong></td>
<td></td>
</tr>
<tr>
<td>Supplies and materials</td>
<td>836,000</td>
</tr>
<tr>
<td>Travel</td>
<td>7,000</td>
</tr>
<tr>
<td>Contractual services</td>
<td>1,129,000</td>
</tr>
<tr>
<td>Equipment</td>
<td>157,000</td>
</tr>
<tr>
<td>Fringe benefits</td>
<td>7,597,000</td>
</tr>
<tr>
<td>Indirect costs</td>
<td>515,000</td>
</tr>
<tr>
<td><strong>Amount available for nonpersonal service</strong></td>
<td>10,241,000</td>
</tr>
<tr>
<td>Program account subtotal</td>
<td>26,744,000</td>
</tr>
<tr>
<td>Total new appropriations for state operations and aid to localities</td>
<td>4,628,757,000</td>
</tr>
</tbody>
</table>
CENTRAL COORDINATION AND SUPPORT PROGRAM

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

By chapter 54, section 1, of the laws of 2009:
Notwithstanding any other provision of law, the money hereby appropriated may be transferred to aid to localities and/or any appropriation of the office of mental retardation and developmental disabilities, with the approval of the director of the budget who shall file such approval with the department of audit and control and copies thereof with the chairman of the senate finance committee and the chairman of the assembly ways and means committee.
For services and expenses of the Assets for Independence program and other health and human services programs .........................
1,000,000 ............................................... (re. $1,000,000)

By chapter 54, section 1, of the laws of 2007:
For services and expenses related to the real choice through options for people through services grant.
For grants beginning prior to April 1, 2007 .........................
2,865,000 ............................................... (re. $1,908,000)

By chapter 54, section 1, of the laws of 2009:
For services and expenses related to the administration of the federal senior companions program ... 333,000 ............... (re. $333,000)
For services and expenses associated with housing counseling assistance and training programs ... 418,000 ........ (re. $418,000)

By chapter 54, section 1, of the laws of 2008:
For services and expenses related to the administration of the federal senior companions program ... 280,000 ............... (re. $44,000)
For services and expenses associated with housing counseling assistance and training programs ... 350,000 ............ (re. $295,000)

COMMUNITY SERVICES PROGRAM

General Fund / Aid to Localities
Local Assistance Account - 001

By chapter 54, section 1, of the laws of 2009:
New York Special Olympics ... 250,000 ............... (re. $250,000)
By chapter 54, section 1, of the laws of 2008, as amended by chapter 1, section 3, of the laws of 2009:
For services and expenses of contracts with municipalities, educational institutions and/or not-for-profit agencies:
Quality services for the Autism Community (QSAC) .......................... 113,000 ............................................. (re. $113,000)

By chapter 54, section 1, of the laws of 2006:
For services and expenses associated with a direct care worker recruitment and retention pilot project program .................
2,500,000 .......................................................... (re. $560,000)

Total reappropriations for state operations and aid to localities ........................................... 4,921,000

=================
For the comprehensive construction programs, purposes and projects as herein specified in accordance with the following:

- **Capital Projects Fund**: 57,025,000
- **Mental Hygiene Capital Improvement Fund**: 82,535,000
- **All Funds**: 139,560,000

**DESIGN AND CONSTRUCTION SUPERVISION (CCP)**: 11,000,000

Preparation of Plans Purpose

For payment to the design and construction management account of the centralized services fund of the New York state office of general services or to the dormitory authority for the purpose of preparation and review of plans, specifications, estimates, services, construction management and supervision, inspection, studies, appraisals, surveys, testing and environmental impact statements for new and existing projects associated with the community services and institutional services programs. Upon the request of the commissioner of the office of mental retardation and developmental disabilities and the approval of the director of the budget, this appropriation may be transferred to the dormitory authority of the state of New York. Upon approval by the director of the budget, funds from this appropriation may be transferred to the office of mental health and the office of alcoholism and substance abuse services for payment to the dormitory authority of the state of New York for the preparation of plans purpose (51F21030): 3,000,000

For: (1) the payment of all claims for personal injury, death or property damage for which the New York State Medical Care Facilities Finance Agency, the facilities development corporation, or the dormitory authority of the state of New York 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 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 health and the office of alcoholism and substance abuse services for payment to the dormitory authority of the state of New York for the preparation of plans purpose (51WC1030) ......

Mental Hygiene Capital Improvement Fund - 389

Preparation of Plans Purpose

For payment to the design and construction management account of the centralized services fund of the New York state office of general services or to the dormitory authority for the purpose of preparation and review of plans, specifications, estimates, services,
construction management and supervision,
inspection, studies, appraisals,
surveys, testing, and environmental
impact statements for new and existing
projects associated with the institutional services program and the community services program. Upon the request of
the commissioner of the office of mental retardation and developmental disabilities and the approval of the director of
the budget, this appropriation may be transferred to the dormitory authority
of the state of New York. Upon approval
by the director of the budget, funds from this appropriation may be transferred to the office of mental health
and the office of alcoholism and substance abuse services for payment to
the dormitory authority of the state of New York for the preparation of plans
purpose (51F11030) ..................... 6,000,000

INSTITUTIONAL SERVICES PROGRAM (CCP) ..................... 57,200,000

Capital Projects Fund

Health and Safety Purpose

For alterations and improvements for health and safety projects at various
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 (51H11001) ....................

7,600,000

Preservation of Facilities Purpose

For alterations and improvements for preservation of various facilities including rehabilitation projects. This appropriation may be used for the cost of potential claims against contracts awarded by
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 transferred to
the dormitory authority of the state of New York (51P11003) ....................

4,600,000

For minor maintenance, preservation and alterations of facilities on the grounds
of former developmental centers. Upon request of the commissioner of the office of mental retardation and devel-
DEPARTMENT OF MENTAL HYGIENE
OFFICE OF MENTAL RETARDATION AND DEVELOPMENTAL DISABILITIES

CAPITAL PROJECTS 2010-11

For alterations and improvements for health and safety projects at various facilities. This appropriation may be used for the cost of potential claims against contracts awarded by 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 transferred to the dormitory authority of the state of New York.

Mental Hygiene Capital Improvement Fund - 389

<table>
<thead>
<tr>
<th>Purpose</th>
<th>Amount</th>
</tr>
</thead>
<tbody>
<tr>
<td>Health and Safety Purpose</td>
<td></td>
</tr>
<tr>
<td></td>
<td>4,500,000</td>
</tr>
<tr>
<td>NON-BONDABLE PROJECTS (CCP)</td>
<td></td>
</tr>
<tr>
<td></td>
<td>1,000,000</td>
</tr>
<tr>
<td>STATE-OPERATED COMMUNITY SERVICES PROGRAM (CCP)</td>
<td>53,580,000</td>
</tr>
</tbody>
</table>

For transfer to the Mental Hygiene Capital Improvement Fund for reimbursement of non-bondable costs of projects authorized by appropriations or reappropriations funded from the Mental Hygiene Capital Improvement Fund including liabilities incurred prior to April 1, 2010 or for payment to the dormitory authority of the state of New York for defeasance of bonds. 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.

Non-Bondable Purpose

For payment of personal service and nonpersonal service costs related to the administration of capital projects for new and reappropriated appropriations. Upon request of the commissioner of the
DEPARTMENT OF MENTAL HYGIENE

OFFICE OF MENTAL RETARDATION AND DEVELOPMENTAL DISABILITIES

CAPITAL PROJECTS  2010-11

1 office of mental retardation and develop-
2 mental disabilities and approval by
3 the director of the budget, this appro-
4 priation may be transferred to the
5 dormitory authority of the state of New
6 York (51All10C1) ....................... 2,750,000
7
8 Preservation of Facilities Purpose
9
10 For renovation and minor rehabilitation
11 and improvements of state-owned communi-
12 ty residential and day program facili-
13 ties for the developmentally disabled. Upon
14 request of the commissioner of the
15 office of mental retardation and develop-
16 mental disabilities and approval by
17 the director of the budget, this appro-
18 priation may be transferred to the
19 dormitory authority of the state of New
20 York (51M11003) ....................... 19,705,000
21
22 New Facilities Purpose
23
24 For alterations and improvements of sites
25 leased for state-operated programs, and
26 for the purchase of furniture and equip-
27 ment for state-operated programs. Upon
28 request of the commissioner of the
29 office of mental retardation and develop-
30 mental disabilities and approval by
31 the director of the budget, this appro-
32 priation may be transferred to the
33 dormitory authority of the state of New
34 York (51LI1007) ....................... 1,800,000
35
36 Mental Hygiene Capital Improvement Fund - 389
37
38 Preservation of Facilities Purpose
39
40 For renovation and minor rehabilitation
41 and improvements of state-owned communi-
42 ty residential and day program facili-
43 ties for the developmentally disabled. Upon
44 request of the commissioner of the
45 office of mental retardation and develop-
46 mental disabilities and approval by
47 the director of the budget, this appro-
48 priation may be transferred to the
49 dormitory authority of the state of New
50 York (51PR1003) ....................... 1,000,000
51
52 New Facilities Purpose
53
54 For the acquisition and alterations and
55 improvements of property to be used as
56 state-operated community residential
57 facilities. Upon request of the commis-
58 sioner of the office of mental retarda-
59 tion and developmental disabilities and
60 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 (51R11007) ......................... 28,325,000

VOLUNTARY-OPERATED COMMUNITY FACILITIES (CCP) ............ 16,780,000

Capital Projects Fund

Preservation of Facilities Purpose

For state aid, to municipalities and other public and not-for-profit agencies, including the payment of liabilities incurred prior to April 1, 2010, for up to 100 per centum of the net cost of services and expenses related to the maintenance and improvement of voluntary not-for-profit provider operated community residential and day service programs (51201003) .................... 5,000,000

New Facilities Purpose

For state aid, to municipalities and other public and not-for-profit agencies, including the payment of liabilities incurred prior to April 1, 2010 for up to 100 per centum of the net cost of feasibility studies, property options, capital renovations, acquisition of property, construction, rehabilitation and capital costs incidental and appurtenant to facilities required to be licensed pursuant to article 16, as defined in the mental hygiene law, and for services and expenses related to environmental modifications and adaptive technology services at voluntary not-for-profit provider operated community residential facilities, certified family care homes and private residences, as a loan and/or grant to family care providers, for payment to other state and federal housing agencies, private corporations and for capital development of residential housing or day program alternatives not currently defined in the mental hygiene law (51B11007) ....... 5,070,000
Mental Hygiene Capital Improvement Fund - 389

Community Facilities Purpose

For the comprehensive construction programs, purposes and projects as here-in specified, and for departmental administrative costs related thereto, consistent with section 41.34 of the mental hygiene law, and for the acquisition of property, construction and rehabilitation, including the payment of preoperational costs incurred prior to occupancy, of article 16 community mental retardation facilities and associated programs and facilities and under the auspice of municipalities and other public and not-for-profit private agencies approved by the commissioner of the office of mental retardation and developmental disabilities, pursuant to article 41 of the mental hygiene law and for management fees associated with voluntary not-for-profit operated projects to be financed through dormitory authority of the state of New York bonds (513210H2) 6,710,000
DEPARTMENT OF MENTAL HYGIENE
OFFICE OF MENTAL RETARDATION AND DEVELOPMENTAL DISABILITIES
CAPITAL PROJECTS - REAPPROPRIATIONS 2010-11

1 DESIGN AND CONSTRUCTION SUPERVISION (CCP)
2 Mental Hygiene Capital Improvement Fund - 389
3 Preparation of Plans Purpose
4
5 By chapter 54, section 1, of the laws of 2009:
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 for the purpose of
9 preparation and review of plans, specifications, estimates,
10 services, construction management and supervision, inspection,
11 studies, appraisals, surveys, testing and environmental impact
12 statements for new and existing projects associated with the
13 institutional services program and the community services program.
14 Upon the request of the commissioner of the office of mental
15 retardation and developmental disabilities and the approval of the
16 director of the budget, this appropriation may be transferred to the
17 dormitory authority of the state of New York. Upon approval by the
18 director of the budget, funds from this appropriation may be
19 transferred to the office of mental health and the office of
20 alcoholism and substance abuse services for payment to the dormitory
21 authority of the state of New York for the preparation of plans
22 purpose (51F10930) ... 6,000,000 .................. (re. $3,750,000)
23
24 INSTITUTIONAL SERVICES PROGRAM (CCP)
25 Capital Projects Fund
26 Health and Safety Purpose
27
28 By chapter 54, section 1, of the laws of 2009:
29 For alterations and improvements for health and safety projects at
30 various facilities. Upon request of the commissioner of the office
31 of mental retardation and developmental disabilities and approval by
32 the director of the budget, this appropriation may be transferred to
33 the dormitory authority of the state of New York (51H10901) ......
34 7,500,000 ......................................... (re. $7,500,000)
35
36 By chapter 54, section 1, of the laws of 2008:
37 For alterations and improvements for health and safety projects at
38 various facilities. Upon request of the commissioner of the office
39 of mental retardation and developmental disabilities and approval by
40 the director of the budget, this appropriation may be transferred to
41 the dormitory authority of the state of New York (51H10801) ......
42 6,400,000 ......................................... (re. $6,400,000)
43
44 By chapter 54, section 1, of the laws of 2007:
45 For alterations and improvements for health and safety projects at
46 various facilities. Upon request of the commissioner of the office
47 of mental retardation and developmental disabilities and approval by
48 the director of the budget, this appropriation may be transferred to
49 the dormitory authority of the state of New York (51H10701) ......
50 7,325,000 ......................................... (re. $7,190,000)
51
52 By chapter 54, section 1, of the laws of 2006:
53 For alterations and improvements for health and safety projects at
54 various facilities. Upon request of the commissioner of the office
55 of mental retardation and developmental disabilities and approval by
56
the director of the budget, this appropriation may be transferred to
4,000,000 .................................................. (re. $2,540,000)

Preservation of Facilities Purpose

By chapter 54, section 1, of the laws of 2009:
For alterations and improvements for preservation of various
facilities including rehabilitation projects. This appropriation may
be used for the cost of potential claims against contracts awarded
by 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 transferred to the dormitory
authority of the state of New York (51P10903) ......................
4,420,000 .................................................. (re. $4,420,000)
For minor maintenance, preservation and alterations of facilities on
the grounds of former developmental centers. 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 (51M20903) ... 4,100,000 ........ (re. $4,100,000)

By chapter 54, section 1, of the laws of 2008:
For alterations and improvements for preservation of various facili-
ties including rehabilitation projects. This appropriation may be
used for the cost of potential claims against contracts awarded by
the dormitory authority of the state of New York. Upon request of
the commissioner of the office of mental retardation and develop-
mental disabilities and approval by the director of the budget, this
appropriation may be transferred to the dormitory authority of the
state of New York (51P10803) .......................................
7,600,000 .................................................. (re. $7,600,000)
For minor maintenance, preservation and alterations of facilities on
the grounds of former developmental centers. Upon request of the
commissioner of the office of mental retardation and developmental
disabilities and approval by the director of the budget, this appro-
priation may be transferred to the dormitory authority of the state
of New York (51M20803) ... 1,400,000 ........... (re. $1,380,000)

By chapter 54, section 1, of the laws of 2007:
For alterations and improvements for preservation of various facili-
ties including rehabilitation projects. This appropriation may be
used for the cost of potential claims against contracts awarded by
the dormitory authority of the state of New York. Upon request of
the commissioner of the office of mental retardation and develop-
mental disabilities and approval by the director of the budget, this
appropriation may be transferred to the dormitory authority of the
state of New York (51P10703) ....................................
4,180,000 .................................................. (re. $3,130,000)
For minor maintenance, preservation and alterations of facilities on
the grounds of former developmental centers. Upon request of the
commissioner of the office of mental retardation and developmental
disabilities and approval by the director of the budget, this appro-
priation may be transferred to the dormitory authority of the state
of New York (51M20703) ... 3,300,000 ............. (re. $2,750,000)
By chapter 54, section 1, of the laws of 2006:
For alterations and improvements for preservation of various facilities including rehabilitation projects. This appropriation may be used for the cost of potential claims against contracts awarded by 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 transferred to the dormitory authority of the state of New York (51P10603) ... 8,415,000 ........ (re. $2,770,000)
For minor maintenance, preservation and alterations of facilities on the grounds of former developmental centers. 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 (51M20603) ... 1,700,000 ........... (re. $1,150,000)

By chapter 54, section 1, of the laws of 2004:
For alterations and improvements for preservation of various facilities including rehabilitation projects. This appropriation may be used for the cost of potential claims against contracts awarded by the dormitory authority of the state of New York or the facilities development corporation. 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 (51P10403) ... 8,180,000 .................. (re. $1,740,000)
For minor maintenance, preservation and alterations of facilities on the grounds of former developmental centers. 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 (51M20403) ... 2,600,000 ............... (re. $850,000)

Mental Hygiene Capital Improvement Fund - 389

Health and Safety Purpose

By chapter 54, section 1, of the laws of 2009:
For alterations and improvements for health and safety projects at various facilities. This appropriation may be used for the cost of potential claims against contracts awarded by 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 transferred to the dormitory authority of the state of New York (51H30901) ... 34,150,000 .................. (re. $34,150,000)

By chapter 54, section 1, of the laws of 2008:
For alterations and improvements for health and safety projects at various facilities. This appropriation may be used for the cost of potential claims against contracts awarded by 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 transferred to the dormitory authority of the state of New York (51H30801) ... 33,200,000 .................. (re. $33,030,000)
By chapter 54, section 1, of the laws of 2007:
For alterations and improvements for health and safety projects at
various facilities. This appropriation may be used for the cost of
potential claims against contracts awarded by the dormitory authori-
ty 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
transferred to the dormitory authority of the state of New York
(51H30701) ... 32,290,000 ........................ (re. $27,190,000)
For alterations and improvements for health and safety projects at
bernard fineson facilities on the creedmoor psychiatric center
campus and at Howard park. This appropriation may be used for the
cost of potential claims against contracts awarded by 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
transferred to the dormitory authority of the state of New York
(51BF0701) ... 11,000,000 ........................ (re. $10,990,000)

By chapter 54, section 1, of the laws of 2006:
For alterations and improvements for health and safety projects at
various facilities. This appropriation may be used for the cost of
potential claims against contracts awarded by the dormitory authori-
ty 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
transferred to the dormitory authority of the state of New York
(51H30601) ... 32,143,000 ........................ (re. $21,790,000)
For alterations and improvements for health and safety projects at
bernard fineson facilities on the creedmoor psychiatric center
campus and at Howard park. This appropriation may be used for the
cost of potential claims against contracts awarded by 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
transferred to the dormitory authority of the state of New York
(51BF0601) ... 27,000,000 ......................... (re. $230,000)

By chapter 54, section 1, of the laws of 2005:
For alterations and improvements for health and safety projects at
bernard fineson facilities on the creedmoor psychiatric center
campus and at Howard park. This appropriation may be used for the
cost of potential claims against contracts awarded by 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
transferred to the dormitory authority of the state of New York
(51BF0501) ... 40,000,000 ......................... (re. $4,090,000)

By chapter 54, section 1, of the laws of 2004:
For alterations and improvements for health and safety projects at
various facilities. This appropriation may be used for the cost of
potential claims against contracts awarded by the dormitory authori-
ty of the state of New York or the facilities development corpo-
ration. 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 (51H30401) .......... 26,270,000 .............................. (re. $2,290,000)
By chapter 54, section 1, of the laws of 2003:
For alterations and improvements for health and safety projects at various facilities. This appropriation may be used for the cost of potential claims against contracts awarded by the dormitory authority of the state of New York or the facilities development corporation. 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 (51H30301) 26,004,000 ................................................ (re. $3,820,000)

By chapter 54, section 1, of the laws of 2001:
For alterations and improvements for health and safety projects at the institute for basic research in developmental disabilities. 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 (51IB0101) 7,000,000 ......................................... (re. $4,270,000)

STATE-OPERATED COMMUNITY SERVICES PROGRAM (CCP)

Capital Projects Fund

Preservation of Facilities Purpose

By chapter 54, section 1, of the laws of 2009:
For renovation and minor rehabilitation and improvements of state-owned community residential and day program facilities for the developmentally disabled. 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 (51M10903) ... 19,380,000 ...................... (re. $19,380,000)

New Facilities Purpose

By chapter 54, section 1, of the laws of 2009:
For alterations and improvements of sites leased for state-operated programs, and for the purchase of furniture and equipment for state-operated programs. 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 (51L10907) ........ 11,600,000 ........................................ (re. $11,600,000)

Mental Hygiene Capital Improvement Fund - 389

Preservation of Facilities Purpose

By chapter 54, section 1, of the laws of 2009:
For renovation and minor rehabilitation and improvements of state-owned community residential and day program facilities for the developmentally disabled. 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 (51PR0903) ... 1,000,000 ......................... (re. $1,000,000)
DEPARTMENT OF MENTAL HYGIENE
OFFICE OF MENTAL RETARDATION AND DEVELOPMENTAL DISABILITIES
CAPITAL PROJECTS - REAPPROPRIATIONS 2010-11

By chapter 54, section 1, of the laws of 2008:
For renovation and minor rehabilitation and improvements of state-owned community residential and day program facilities for the developmentally disabled. 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 (51PR0803) ... 1,000,000 ............................ (re. $990,000)

By chapter 54, section 1, of the laws of 2007:
For renovation and minor rehabilitation and improvements of state-owned community residential and day program facilities for the developmentally disabled. 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 (51PR0703) ... 1,000,000 ............................ (re. $160,000)

By chapter 54, section 1, of the laws of 2006:
For renovation and minor rehabilitation and improvements of state-owned community residential and day program facilities for the developmentally disabled. 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 (51PR0603) ... 1,000,000 ............................ (re. $580,000)

By chapter 54, section 1, of the laws of 2005:
For renovation and minor rehabilitation and improvements of state-owned community residential and day program facilities for the developmentally disabled. 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 (51PR0503) ... 1,000,000 ............................ (re. $300,000)

New Facilities Purpose
By chapter 54, section 1, of the laws of 2009:
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 (51R10907) ........... 14,675,000 ............................ (re. $14,675,000)

By chapter 54, section 1, of the laws of 2008:
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 proper-
ty to be used as not-for-profit facilities licensed pursuant to
articles 16 and 41 of the mental hygiene law (51R10807) ..........
24,575,000 ........................................ (re. $19,200,000)

By chapter 54, section 1, of the laws of 2007:
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 budg-
et, 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 proper-
ty to be used as not-for-profit facilities licensed pursuant to
articles 16 and 41 of the mental hygiene law (51R10707) ..........
22,200,000 ........................................ (re. $15,200,000)

By chapter 54, section 1, of the laws of 2006:
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 budg-
et, 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 proper-
ty to be used as not-for-profit facilities licensed pursuant to
articles 16 and 41 of the mental hygiene law (51R10607) ..........
19,300,000 ........................................ (re. $5,300,000)

VOLUNTARY-OPERATED COMMUNITY FACILITIES (CCP)

Capital Projects Fund

Preservation of Facilities Purpose

By chapter 54, section 1, of the laws of 2009:
For state aid, to municipalities and other public and not-for-profit
agencies, including the payment of liabilities incurred prior to
April 1, 2009, for up to 100 per centum of the net cost of services
and expenses related to the maintenance and improvement of voluntary
not-for-profit provider operated community residential and day
service programs (51200903) ... 5,000,000 ........ (re. $5,000,000)

New Facilities Purpose

By chapter 54, section 1, of the laws of 2009:
For state aid, to municipalities and other public and not-for-profit
agencies, including the payment of liabilities incurred prior to
April 1, 2009 for up to 100 per centum of the net cost of
feasibility studies, property options, capital renovations,
acquisition of property, construction, rehabilitation and capital
costs incidental and appurtenant to facilities required to be
licensed pursuant to article 16, as defined in the mental hygiene
law, and for services and expenses related to environmental
modifications and adaptive technology services at voluntary not-for-
DEPARTMENT OF MENTAL HYGIENE

OFFICE OF MENTAL RETARDATION AND DEVELOPMENTAL DISABILITIES

CAPITAL PROJECTS - REAPPROPRIATIONS 2010-11

profit provider operated community residential facilities, certified
family care homes and private residences, as a loan and/or grant to
family care providers, for payment to other state and federal
housing agencies, private corporations and for capital development
of residential housing or day program alternatives not currently
defined in the mental hygiene law (51B10907) ....................
4,375,000 ......................................... (re. $4,375,000)

Mental Hygiene Capital Improvement Fund - 389

Community Facilities Purpose

By chapter 54, section 1, of the laws of 2009:
For the comprehensive construction programs, purposes and projects as
herein specified, and for departmental administrative costs related
thereto, consistent with section 41.34 of the mental hygiene law,
and for the acquisition of property, construction and
rehabilitation, including the payment of preoperational costs
incurred prior to occupancy, of article 16 community mental
retardation facilities and associated programs and facilities and
under the auspice of municipalities and other public and not-for-
profit private agencies approved by the commissioner of the office
of mental retardation and developmental disabilities, pursuant to
article 41 of the mental hygiene law and for management fees
associated with voluntary not-for-profit operated projects to be
financed through dormitory authority of the state of New York bonds
(513209H2) ... 6,450,000 .......................... (re. $6,450,000)

By chapter 54, section 1, of the laws of 2008:
For the comprehensive construction programs, purposes and projects as
herein specified, and for departmental administrative costs related
thereto, consistent with section 41.34 of the mental hygiene law,
and for the acquisition of property, construction and rehabili-
tation, including the payment of preoperational costs incurred prior
to occupancy, of article 16 community mental retardation facilities
and associated programs and facilities and under the auspice of
municipalities and other public and not-for-profit private agencies
approved by the commissioner of the office of mental retardation and
developmental disabilities, pursuant to article 41 of the mental
hygiene law and for management fees associated with voluntary not-
for-profit operated projects to be financed through dormitory
authority of the state of New York bonds (513208H2) ................
6,400,000 ........................................... (re. $6,400,000)
COMMISSION ON QUALITY OF CARE AND ADVOCACY FOR PERSONS WITH DISABILITIES

STATE OPERATIONS AND AID TO LOCALITIES 2010-11

For payment according to the following schedule:

<table>
<thead>
<tr>
<th>Appropriations</th>
<th>Reappropriations</th>
</tr>
</thead>
<tbody>
<tr>
<td>General Fund - State and Local</td>
<td>5,636,000</td>
</tr>
<tr>
<td>Special Revenue Funds - Federal</td>
<td>8,345,000</td>
</tr>
<tr>
<td>Special Revenue Funds - Other</td>
<td>4,663,000</td>
</tr>
<tr>
<td>Enterprise Funds</td>
<td>45,000</td>
</tr>
<tr>
<td><strong>All Funds</strong></td>
<td><strong>18,689,000</strong></td>
</tr>
</tbody>
</table>

AGENCY BUDGET SUMMARY OF NEW APPROPRIATIONS

<table>
<thead>
<tr>
<th>Fund Type</th>
<th>State Operations</th>
<th>Aid to Localities</th>
<th>Capital Projects</th>
<th>Total</th>
</tr>
</thead>
<tbody>
<tr>
<td>GF-St/Local</td>
<td>5,466,000</td>
<td>170,000</td>
<td>0</td>
<td>5,636,000</td>
</tr>
<tr>
<td>SR-Federal</td>
<td>8,345,000</td>
<td>0</td>
<td>0</td>
<td>8,345,000</td>
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<tr>
<td>SR-Other</td>
<td>4,185,000</td>
<td>478,000</td>
<td>0</td>
<td>4,663,000</td>
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<tr>
<td>Enterprise</td>
<td>45,000</td>
<td>0</td>
<td>0</td>
<td>45,000</td>
</tr>
<tr>
<td><strong>All Funds</strong></td>
<td><strong>18,041,000</strong></td>
<td><strong>648,000</strong></td>
<td>0</td>
<td><strong>18,689,000</strong></td>
</tr>
</tbody>
</table>

SCHEDULE

ADMINISTRATION PROGRAM ........................................... 9,996,000

General Fund / State Operations
State Purposes Account - 003
For services and expenses of the commission pursuant to chapter 58 of the laws of 2005.

PERSONAL SERVICE

Personal service--regular ..................... 4,133,000
Holiday/overtime compensation ..................... 17,000

Amount available for personal service .... 4,150,000

NONPERSONAL SERVICE

Supplies and materials ......................... 44,000
Travel ........................................ 196,000
Contractual services .......................... 932,000
Equipment ..................................... 144,000

Amount available for nonpersonal service.... 1,316,000

Program account subtotal ..................... 5,466,000
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<thead>
<tr>
<th>Account Code</th>
<th>Description</th>
<th>Budgeted Amount</th>
</tr>
</thead>
<tbody>
<tr>
<td>265</td>
<td>Federal Health and Human Services Fund - 265</td>
<td>$265,000</td>
</tr>
<tr>
<td></td>
<td>For services and expenses associated with federal grant awards yet to be allocated.</td>
<td></td>
</tr>
<tr>
<td></td>
<td>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 and advocacy for persons with disabilities</td>
<td>$300,000</td>
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<tr>
<td></td>
<td>Program fund subtotal</td>
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<tr>
<td>020</td>
<td>Combined Gifts, Grants and Bequests Fund - 020</td>
<td>$0</td>
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<tr>
<td></td>
<td>For services and expenses related to disability consultant services pursuant to chapter 58 of the laws of 2005.</td>
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<tr>
<td></td>
<td>Personal service--regular</td>
<td>$57,000</td>
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<tr>
<td></td>
<td>Holiday/overtime compensation</td>
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<td>Amount available for personal service</td>
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<td>Nonpersonal service</td>
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<td>Contractual services</td>
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<td>Equipment</td>
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<td>Fringe benefits</td>
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<td>Indirect costs</td>
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<td>Amount available for nonpersonal service</td>
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<td>Program account subtotal</td>
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<td>339</td>
<td>Conference Fee Account</td>
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<td>For services and expenses of the commission pursuant to chapter 58 of the laws of 2005.</td>
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<td>Nonpersonal service</td>
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</tr>
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<td>Supplies and materials</td>
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<td>Travel</td>
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<td>Account Description</td>
<td>Amount</td>
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<tr>
<td>----------------------------------------------</td>
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<td>Contractual services</td>
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<td>Special Revenue Funds - Other / State Operations</td>
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<tr>
<td>Miscellaneous Special Revenue Fund - 339</td>
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<td>Federal Salary Sharing Account</td>
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<tr>
<td>PERSONAL SERVICE</td>
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<tr>
<td>Personal service--regular</td>
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<td>Holiday/overtime compensation</td>
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<td>Amount available for personal service</td>
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<tr>
<td>NONPERSONAL SERVICE</td>
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<td>Supplies and materials</td>
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<td>Travel</td>
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<td>Contractual services</td>
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<td>Equipment</td>
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<td>Fringe benefits</td>
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<td>Indirect costs</td>
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<td>Amount available for nonpersonal service</td>
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<td>Program account subtotal</td>
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<td>Enterprise Funds / State Operations</td>
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<td>Miscellaneous Enterprise Fund - 331</td>
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<td>Publications Account</td>
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<td>NONPERSONAL SERVICE</td>
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<td>Enterprise Funds / State Operations</td>
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<td>Miscellaneous Enterprise Fund - 331</td>
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<td>TRAID Services Account</td>
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<tr>
<td>For services and expenses related to TRAID</td>
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<tr>
<td>project activities including the provision of educational, outreach, training and support services pursuant to chapter 58 of the laws of 2005.</td>
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<td>NONPERSONAL SERVICE</td>
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<td>Supplies and materials</td>
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<td>Travel</td>
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<td>Contractual services</td>
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<td>Program account subtotal</td>
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<td>Program</td>
<td>Description</td>
<td>Amount</td>
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<td>ADULT HOMES PROGRAM</td>
<td>General Fund / Aid to Localities, Local Assistance Account - 001</td>
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<td>For services and expenses related to the adult homes advocacy program</td>
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<td>For services and expenses related to the adult homes resident council support project</td>
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<td>CLIENT ASSISTANCE PROGRAM</td>
<td>Special Revenue Funds - Federal / State Operations, Federal Department of Education Fund - 267</td>
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<td>Personal service</td>
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<td>PROTECTION AND ADVOCACY FOR ASSISTIVE TECHNOLOGY PROGRAM</td>
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<td>Nonpersonal service</td>
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<td>Indirect costs</td>
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<td>PROTECTION AND ADVOCACY FOR BENEFICIARIES OF SOCIAL SECURITY PROGRAM</td>
<td>Special Revenue Funds - Federal / State Operations, Federal Operating Grants Fund - 290</td>
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COMMISSION ON QUALITY OF CARE AND
ADVOCACY FOR PERSONS WITH DISABILITIES

STATE OPERATIONS AND AID TO LOCALITIES - REAPPROPRIATIONS 2010-11

1 ADMINISTRATION PROGRAM

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

By chapter 54, section 1, of the laws of 2009:
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 and advocacy for
persons with disabilities ... 300,000 ................... (re. $300,000)

2 CLIENT ASSISTANCE PROGRAM

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

By chapter 54, section 1, of the laws of 2009:
Personal service ... 80,000 ............................ (re. $63,000)
Nonpersonal service ... 533,000 ........................ (re. $533,000)
Fringe benefits ... 34,000 ............................. (re. $27,000)
Indirect costs ... 7,000 .............................. (re. $6,000)

By chapter 54, section 1, of the laws of 2008:
Nonpersonal service ... 571,000 ........................ (re. $505,000)

3 PROTECTION AND ADVOCACY FOR ASSISTIVE TECHNOLOGY PROGRAM

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

By chapter 54, section 1, of the laws of 2009:
For services and expenses related to assisting individuals with
obtaining assistive technology services and devices consistent with
federal grant requirements.
Personal service ... 56,000 ............................ (re. $56,000)
Nonpersonal service ... 133,000 ........................ (re. $133,000)
Fringe benefits ... 24,000 ............................. (re. $24,000)
Indirect costs ... 4,000 .............................. (re. $4,000)

By chapter 54, section 1, of the laws of 2008:
For services and expenses related to assisting individuals with
obtaining assistive technology services and devices consistent with
federal grant requirements ... 229,000 ........................ (re. $97,000)

4 PROTECTION AND ADVOCACY FOR BENEFICIARIES OF SOCIAL SECURITY PROGRAM

Special Revenue Funds - Federal / State Operations
Federal Operating Grants Fund - 290

By chapter 54, section 1, of the laws of 2009:
Personal service ... 106,000 ............................ (re. $94,000)
Nonpersonal service ... 243,000 ........................ (re. $219,000)
Fringe benefits ... 45,000 ............................. (re. $11,000)
Indirect costs ... 9,000 .............................. (re. $2,000)
COMMISSION ON QUALITY OF CARE AND ADVOCACY FOR PERSONS WITH DISABILITIES

STATE OPERATIONS AND AID TO LOCALITIES - REAPPROPRIATIONS 2010-11

1 PROTECTION AND ADVOCACY FOR DEVELOPMENTALLY DISABLED PROGRAM

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

By chapter 54, section 1, of the laws of 2009:
  Personal service ... 452,000 .......................... (re. $347,000)
  Nonpersonal service ... 1,348,000 .......................... (re. $1,348,000)
  Fringe benefits ... 189,000 .......................... (re. $146,000)
  Indirect costs ... 36,000 .......................... (re. $30,000)

By chapter 54, section 1, of the laws of 2008:
  Nonpersonal service ... 1,354,000 .......................... (re. $1,326,000)

By chapter 54, section 1, of the laws of 2007:
  For the grant period October 1, 2007 to September 30, 2008:
    Nonpersonal service ... 1,264,000 .......................... (re. $360,000)

2 PROTECTION AND ADVOCACY FOR INDIVIDUALS WITH MENTAL ILLNESS

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

By chapter 54, section 1, of the laws of 2009:
  Personal service ... 588,000 .......................... (re. $465,000)
  Nonpersonal service ... 796,000 .......................... (re. $796,000)
  Fringe benefits ... 246,000 .......................... (re. $195,000)
  Indirect costs ... 47,000 .......................... (re. $40,000)

By chapter 54, section 1, of the laws of 2008:
  Nonpersonal service ... 887,000 .......................... (re. $721,000)

By chapter 54, section 1, of the laws of 2007:
  For the grant period October 1, 2007 to September 30, 2008:
    Nonpersonal service ... 706,000 .......................... (re. $ 97,000)

3 PROTECTION AND ADVOCACY FOR PERSONS WITH TRAUMATIC BRAIN INJURY PROGRAM

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

By chapter 54, section 1, of the laws of 2009:
  Nonpersonal service ... 167,000 .......................... (re. $167,000)

By chapter 54, section 1, of the laws of 2008:
  Nonpersonal service ... 89,000 .......................... (re. $17,000)

4 PROTECTION AND ADVOCACY HELP AMERICA VOTE ACT PROGRAM

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

By chapter 54, section 1, of the laws of 2009:
  Nonpersonal service ... 223,000 .......................... (re. $223,000)

By chapter 54, section 1, of the laws of 2008:
  Nonpersonal service ... 181,000 .......................... (re. $87,000)
COMMISSION ON QUALITY OF CARE AND
ADVOCACY FOR PERSONS WITH DISABILITIES

STATE OPERATIONS AND AID TO LOCALITIES - REAPPROPRIATIONS 2010-11

1 PROTECTION AND ADVOCACY OF INDIVIDUAL RIGHTS PROGRAM

2 Special Revenue Funds - Federal / State Operations

3 Federal Department of Education Fund - 267

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

5 Personal service ... 155,000 .......................... (re. $121,000)

6 Nonpersonal service ... 668,000 .......................... (re. $668,000)

7 Fringe benefits ... 65,000 ............................. (re. $51,000)

8 Indirect costs ... 13,000 .............................. (re. $11,000)

9

10 By chapter 54, section 1, of the laws of 2008:

11 Nonpersonal service ... 704,000 ....................... (re. $542,000)

12

13 TECHNOLOGY RELATED ASSISTANCE FOR INDIVIDUALS WITH DISABILITIES PROGRAM

14 Special Revenue Funds - Federal / State Operations

15 Federal Department of Education Fund - 267

16 1031-OT-Education Account

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

18 For services and expenses related to TRAID including for contract for

19 the delivery of direct services to persons utilizing regional

20 technology centers or other entities funded through the TRAID

21 project pursuant to chapter 58 of the laws of 2005.

22 Personal service ... 185,000 .......................... (re. $185,000)

23 Nonpersonal service ... 431,000 ....................... (re. $431,000)

24 Fringe benefits ... 77,000 ............................. (re. $77,000)

25 Indirect costs ... 14,000 .............................. (re. $14,000)

26

27 By chapter 54, section 1, of the laws of 2008:

28 For services and expenses related to TRAID including for contract for

29 the delivery of direct services to persons utilizing regional tech-

30 nology centers or other entities funded through the TRAID project

31 pursuant to chapter 58 of the laws of 2005 .........................

32 845,000 ............................................. (re. $506,000)

33

34 Total reappropriations for state operations and aid to

35 localities ........................................... 11,045,000

36 ==============

37
$ 2. The several amounts specified in this section, or so much thereof as may be sufficient to accomplish the purposes designated by the appropriations, are hereby appropriated and authorized to be paid as herein-after provided, for the several purposes specified.
By chapter 54, section 2, of the laws of 2002:
For expenses related to spinal cord injury research pursuant to chapter 338 of the laws of 1998...13,500,000........ (re. $13,500,000)

By chapter 54, section 1, of the laws of 1997, as amended by chapter 54, section 2, of the laws of 2002:
For advances to Roswell Park cancer institute account, the Helen Hayes hospital account, the New York city veterans' home account, the New York state home for veterans and their dependents at Oxford account, New York state home for veterans in the lower-Hudson Valley account, and the Western New York veterans' home account. Notwithstanding any existing provision of law, amounts from this appropriation may be made available only upon request of the commissioner of the department of health and issuance of a certificate of approval by the director of the budget. No moneys may be allocated from this appropriation until a repayment agreement has been signed between the commissioner of the department of health and the director of the budget regarding the outstanding balance in the miscellaneous special revenue fund - health services account. Each allocation must be repaid within 90 days of the date of the respective certificate provided, however, an outstanding balance amount up to $500,000 for each institutional account may be carried over into the ensuing fiscal year...20,000,000....................... (re. $20,000,000)
TABLE OF CONTENTS

<table>
<thead>
<tr>
<th>SECTION 1 - STATE AGENCIES</th>
<th>Page</th>
</tr>
</thead>
<tbody>
<tr>
<td>AGING, OFFICE FOR THE</td>
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<tr>
<td>DEVELOPMENTAL DISABILITIES PLANNING COUNCIL</td>
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<tr>
<td>HEALTH, DEPARTMENT OF</td>
<td>16</td>
</tr>
<tr>
<td>MEDICAID INSPECTOR GENERAL, OFFICE OF</td>
<td>197</td>
</tr>
<tr>
<td>MENTAL HYGIENE, DEPARTMENT OF</td>
<td>202</td>
</tr>
<tr>
<td>ALCOHOLISM AND SUBSTANCE ABUSE SERVICES, OFFICE OF</td>
<td>204</td>
</tr>
<tr>
<td>MENTAL HEALTH, OFFICE OF</td>
<td>240</td>
</tr>
<tr>
<td>MENTAL RETARDATION AND DEVELOPMENTAL DISABILITIES, OFFICE OF</td>
<td>291</td>
</tr>
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<td>QUALITY OF CARE AND ADVOCACY FOR PERSONS WITH DISABILITIES, COMMISSION ON</td>
<td>324</td>
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<table>
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<tr>
<th>SECTION 2 - CONTINGENT AND OTHER APPROPRIATIONS</th>
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</tr>
</thead>
<tbody>
<tr>
<td>HEALTH, DEPARTMENT OF</td>
<td>333</td>
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<tr>
<td></td>
<td>334</td>
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