

Senate Resolution No. 1952

**BY:** Senator STEWART-COUSINS

RESOLUTION in response to the 2024-2025 Executive Budget submission (Legislative Bills S.8300-A, S.8301, S.8302, S.8303-A, S.8304-A, S.8305-A, S.8306-A, S.8307-A, S.8308-A, S.8309) to be adopted as legislation expressing the position of the New York State Senate relating to the 2024-2025 New York State Budget

**WHEREAS,** It is the intent of the Senate to effectuate the timely passage of a State Budget; and

**WHEREAS,** It is the intent of the Senate to engage in the Budget Conference Committee process, which promotes increased participation by the members of the Legislature and the public; and

**WHEREAS,** The Senate Finance Committee has conducted an extensive study and review of the Governor's 2024-2025 Executive Budget submission and has recommended proposed amendments to such Budget submission in the above referenced Legislative Bills and Report on the Executive Budget; and

**WHEREAS,** Article VII of the New York State Constitution provides the framework under which the New York State Budget is submitted, amended and enacted. The New York State Courts have limited the Legislature in how it may change the appropriations bills submitted by the Governor. The Legislature can delete or reduce items of appropriation contained in the several appropriation bills submitted by the Governor in conjunction with the Executive Budget, and it can add additional items of appropriation to those bills provided that such additions are stated separately and distinctly from the original items of the bill and refer each to a single object or purpose; and

**WHEREAS,** An extensive study and review of the Governor's 2024-2025 Executive Budget submission has revealed that the construction of the budget bills submitted to the Legislature by the Governor constrains the Legislature in its ability to fully effectuate its intent in amending the Governor's budget submission; and

**WHEREAS,** The Senate has amended the Governor's 2024-2025 Executive Budget submission to the fullest extent possible within the authority provided to it pursuant to Section 4 of Article VII of the New York State Constitution; and

**WHEREAS,** The Senate, in addition to the Governor's 2024-2025 Executive Budget submission bills as amended by the Senate in the above referenced legislative bills, does hereby provide its recommendations as to provisions in the Governor's 2024-2025 Executive Budget submission which reflect those items the Senate is constrained from effectuating as amendments to the 2024-2025 Executive Budget appended hereto; and

**WHEREAS,** It is the intent of the Senate that upon the passage of the Governor's 2024-2025 Executive Budget submission as amended by the

Senate, the incorporated Report on the Amended Executive Budget may provide a basis for both houses of the Legislature to convene Committees on Conference pursuant to Joint Rule III of the Senate and Assembly for the purpose of reconciling any differences between the amendments to the Governor's budget as proposed by each house of the Legislature; now, therefore, be it

**RESOLVED,** That the above referenced Legislative Bills be and are incorporated as part of this resolution and are hereby adopted as the New York State Senate's budget proposal for the 2024-2025 New York State Budget.

#### **REPORT ON THE AMENDED EXECUTIVE BUDGET**

#### **ALL STATE AGENCIES AND OPERATIONS**

##### **Adirondack Park Agency**

State Operations (S.8300-B)

- \* The Senate concurs with the Executive All Funds recommendation of \$6.6 million, which is consistent with SFY 2023-24 levels.

##### **Aging, Office for the**

State Operations (S.8300-B)

- \* The Senate concurs with the Executive All Funds recommendation of \$16.6 million, an increase of 3.2 million or 23.6 percent from SFY 2023-24 levels.

Aid to Localities (S.8303-B)

- \* The Senate modifies the Executive All Funds recommendation of \$352 million, and adds \$32 million for a total of \$384 million as follows:
  - o The Senate adds \$15 million for the Expanded In-home Services for the Elderly Program (EISEP) and Community Services for the Elderly Program.
  - o The Senate adds \$5 million for Project Guardianship Hotline program.
  - o The Senate adds \$5 million for Aging Legislative Grants.
  - o The Senate adds \$11.3 million for the Long Term Care Ombudsman Program (LTCOP), providing a total of \$15 million.
    - The LTCOP shall provide the necessary oversight to more effectively advocate for the rights of Long-term care residents and to reduce violations through advocacy, mediation, education and referrals.
    - Long-term care providers shall be held accountable for improvement of deficiencies and shall maximize the effectiveness of care for residents.
  - o The Senate adds \$2.4 for Holocaust Survivor Initiative, providing a total of \$3.4 million.
  - o The Senate adds \$1 million for Naturally Occurring Retirement

Community (NORC) Neighborhood NORC Programs, providing a total of \$9.1 million.

- o The Senate adds \$1 million to support the modification of Article VII HMM Part W, supporting the Interagency Council of Elder Justice.

#### Article VII Proposals (S.8307-B)

- \* PART F -- The Senate modifies the Executive proposal regarding long term care facilities. The Senate modifies the proposal to remove the residency requirement and to provide additional vouchers for the Special Needs Assisted Living Residence (SNALR) voucher program. The Senate further modifies the Executive proposal requiring assisted living residences to report to the Department of Health on quality measures which the Department will use to grant an advanced standing classification by omitting the provisions related to modified inspection schedules for facilities with advanced standing classification or that obtain accreditation from a nationally recognized accreditor.
- \* PART W -- The Senate modifies the Executive proposal to create an interagency elder justice coordinating council by replacing it with a task force that expands stakeholder participation and requires legislative representation.
- \* NEW PART YY -- The Senate advances language to raise the Personal Needs Allowance for certain individuals who reside in a nursing home, residential health care, or intermediate care facility (S.7786).

#### **Agriculture and Markets, Department of**

##### State Operations (S.8300-B)

- \* The Senate concurs with the Executive All Funds recommendation of \$185 million, unchanged from SFY 2023-24 levels.

##### Aid to Localities (S.8303-B)

- \* The Senate modifies the Executive recommendation of \$68.9 million and adds \$13.1 million, for a total of \$82 million, as follows:
  - o The Senate restores \$5.3 million for the following:
    - \$1 million for Cornell to study the ecological impacts of agrivoltaics.
    - \$1 million for beginning farmers.
    - \$1 million for socially and economically disadvantaged farmers.
    - \$481,000 for the Cornell Vet Diagnostic Lab.
    - \$300,000 for Cornell hops breeding research.
    - \$250,000 for the pro-dairy climate specialist.
    - \$250,000 for the Cornell livestock systems team.
    - \$199,000 for the Cornell farm labor specialist.
    - \$150,000 for the Wine and Grape Foundation.
    - \$100,000 for the John May farm safety fund.
    - \$100,000 for Black Farmers United.
    - \$100,000 for the Cornell Cooperative Extension upstate-downstate food network divide.
    - \$75,000 for the Maple Producers Association.

- \$50,000 for Cornell Geneva barley experimentation.
- \$50,000 for the Hop Growers of New York.
- \$50,000 for Cornell concord grape research.
- \$49,000 for corn and soybean growers.
- \$20,000 for Cornell onion research.
- \$24,000 for the Cider Association.
- \$24,000 for the Brewers Association.
- \$24,000 for the Distillers Guild.
- o The Senate provides \$8 million in additional funding for the following:
  - \$4.1 million for the Farm Viability Institute.
  - \$1.5 million for the Apple Growers Association.
  - \$850,000 for the Farmland for a New Generation program.
  - \$750,000 for Grow NYC.
  - \$250,000 for the Northeast Organic Farmers Association.
  - \$200,000 for the Turfgrass Environmental Stewardship Fund.
  - \$199,000 for Cornell vegetable research.
  - \$124,000 for Cornell maple research.
  - \$100,000 for the Cannabis Farmers Alliance.
- o The Senate adds \$128 million for the following:
  - \$60 million for Cannabis farmer loans.
  - \$40 million for Cannabis farmer grants.
  - \$28 million for Cannabis farmer tax credits.

Capital Projects (S.8304-B)

- \* The Senate modifies the Executive recommendation of \$70.6 million and adds \$5 million, for a total of \$75.6 million, as follows:
  - o The Senate adds \$5 million for Cornell hemp processing.

Article VII Proposal (S.8308-B)

- \* PART R -- The Senate accepts the Executive proposal to change the codified weighmaster license fee of \$15 to be commensurate with costs as determined by the Department of Agriculture and Markets through regulation.
- \* PART UU -- The Senate advances language to expand the eligibility of the Farm to School Reimbursement program (amended version of S.423) and ensure the Reimbursement program is compatible with schools attaining reimbursement through the Community Eligibility Provision (S.8378).
- \* PART HHH -- The Senate advances language to assist cannabis farmers whose crops were impacted by the delayed implementation of the cannabis program in the following ways:
  - o Establishing a cannabis farmer rescue and relief fund.
  - o Establishing a cannabis farmer loan program.
  - o Establishing a cannabis farmer refundable tax credit.

**Alcoholic Beverage Control, Division of**

State Operations (S.8300-B)

- \* The Senate accepts the Executive All Funds recommendation of \$79.7 million, and adds \$4.9 million for a total of \$84.6 million as follows:
  - o The Senate adds \$4.9 million for staff to address the licensing

backlog.

Aid to Localities (S.8303-B)

- \* The Senate concurs with the Executive All Funds recommendation of \$5 million, unchanged from SFY 2023-24 levels.

Article VII Proposals (S.8305-B)

- \* PART G -- The Senate modifies the Executive proposal to combat the unlicensed sale of cannabis by adding language that would strengthen the ability of enforcement agencies to take actions against property owners allowing illicit cannabis stores on their property, make it easier for local governments to utilize the process to seek closing orders against illicit stores in the courts, expand the hours administrative inspections can happen, and makes technical changes to the proposal to give localities the ability to create their own administrative cannabis enforcement local laws.
- \* PART H -- The Senate modifies the Executive proposal to enact several of the ABC Law Commission recommendations by adding language recommended by the Commission to allow for locations subject to the 500-foot rule to obtain temporary retail permits in New York City even if it has not been the site of a licensed retailer within the previous two years and to allow bars and restaurants to make limited purchases from liquor stores of up to 12 individual bottles.
- \* PART I -- The Senate accepts the Executive proposal to allow for temporary wholesale permits and multiple wholesale licenses at a single location.
- \* PART J -- The Senate accepts the Executive proposal to permanently extend the sole administrative authority of the Chair of the SLA Board.
- \* PART K -- The Senate modifies the Executive proposal to extend the authorization for temporary retail permits for one year to make it a permanent extension.
- \* PART L -- The Senate accepts the Executive proposal to set up a statutory framework to allow for Noncontiguous/Outdoor Cafes Licensing, including providing signage for customers in instances where the space is intersected by a bicycle lane.
- \* PART Y -- The Senate intentionally omits the Executive proposal to permanently extend the authorization for on-premises licensees to sell and deliver wine and liquor beverages for delivery and takeout, which does not expire until 2025.
- \* NEW PART DD -- The Senate advances language to allow movie theaters to be licensed to sell liquor (S.7389).
- \* NEW PART EE -- The Senate advances language to allow for the direct intrastate and interstate shipment of cider (S.1999).

**Addiction Services and Supports, Office of**

State Operations (S.8300-B)

- \* The Senate concurs with the Executive All Funds recommendation of \$171.4 million, a decrease of \$7.8 million, or 4.4 percent from SFY 2023-24 levels.

Aid to Localities (S.8303-B)

\* The Senate modifies the Executive All Funds recommendation of \$922.3 million by adding \$67.9 million for a total of \$990 million as follows:

- o The Senate adds \$45 million to support the Opioid Settlement Fund with appropriation language to support programs recommended by the Opioid Advisory Board.
- o The Senate adds \$11.4 million for Problem Gambling, Substance Use Disorder Outpatient, Harm Reduction, and Treatment Support Services.
- o The Senate adds \$5 million for Cannabis Youth Education programs and services.
- o The Senate adds \$5 million for Addiction Services and Supports Legislative Grants.
- o The Senate adds \$1.5 million for Addiction Treatment Programs for REACH project and Samaritan Daytop Village.

Capital Projects (S.8304-B)

\* The Senate concurs with the Executive All Funds recommendation of \$92 million, unchanged from SFY 2023-24 levels.

Article VII Proposal (S.8305-B)

\* NEW PART ZZ -- The Senate advances certain provisions that would direct the Office of Addiction Services and Supports to contract with a vendor to establish a drug-checking services program (S.4880-B).

**Audit and Control, Department of**

State Operations (S.8300-B)

\* The Senate concurs with the Executive All Funds recommendation of \$563.5 million, an increase of \$8.8 million or 1.6 percent from SFY 2023-24 levels.

Capital Projects (S.8304-B)

\* The Senate concurs with the Executive All Funds recommendation of \$0, a decrease of \$2.8 million from SFY 2023-24 levels.

**Budget, Division of the**

State Operations (S.8300-B)

\* The Senate accepts the Executive All Funds recommendation of \$50.2 million and adds \$602,000 for a total of \$50.8 million as follows:

- o The Senate restores \$602,000 for membership dues to the Council of State Governments, the National Conference of Insurance Legislators, and the National Conference of State Legislatures.

**Children and Family Services, Office of**

State Operations (S.8300-B)

\* The Senate concurs with the Executive All Funds recommendation of \$587 million, an increase of \$30.9 million or 5.6 percent from SFY 2023-24 levels.

Aid to Localities (S.8303-B)

\* The Senate modifies the Executive All Funds recommendation of \$4.9 billion, and adds \$297 million for a total of \$5.3 billion as follows:

- o The Senate restores \$33.9 million for the following:
  - \$10 million for the Youth Sports Grant Program.
  - \$5 million in additional support for Child Advocacy Centers, for a total of \$10.2 million.
  - \$3 million in additional support for the Youth Development Program (YDP), for a total of \$17.1 million.
  - \$2.1 million for the Runaway and Homeless Youth Act, for a total of \$8.6 million.
  - \$1.9 million in additional support for the Kinship Care Program, for a total of \$2.2 million.
  - \$5 million for the Facilitated Enrollment Pilot Program for episodic workers and undocumented up to 400% FPL - New York City.
  - \$5 million for the Facilitated Enrollment Pilot Program for episodic workers and undocumented up to 400% FPL - Rest of State.
  - \$1.25 million for the Child Care Facilitated Enrollment program for families earning up to 85% SMI - New York City.
  - \$600,000 for the Child Care Facilitated Enrollment program for families earning up to 85% SMI - Rest of State.
- o The Senate adds \$43.15 million for the following:
  - \$10 million for Fostering Youth Success Alliance - College initiative.
  - \$5 million in additional support for Afterschool programs, for a total of \$105.7 million.
  - \$5 million for the Settlement House Program.
  - \$1.25 million for NYS Alliance of Boys and Girls Clubs - Nutrition Initiative.
  - \$1 million for New York State YMCA Foundation.
  - \$850,000 for Hispanic Federation.
  - \$50,000 for Grandpas United.
  - \$20 million to support legislative initiatives.
- o Child Care
  - \$220 million in additional support for the establishment of a permanent Workforce Retention Grant program, for a total of \$500 million. Funds will provide child care employees with an annual salary enhancement.
  - \$12 million carveout from NYC Child Care Block Grant allocation for the facilitated enrollment program for families earning up to 85% SMI.
  - \$5 million carveout for Network for Youth Success from the Child Care Block Grant.
- o The Senate modifies language for the \$900 million appropriation for Child Welfare Services to increase the State reimbursement rate from 62 percent to 65 percent.

\* The Senate is interested in exploring pathways to achieving universal coverage for afterschool programming.

Capital Projects (S.8304-B)

- \* The Senate concurs with the Executive All Funds recommendation of \$60.2 million, an increase of \$78,000 or 0.13 percent from SFY 2023-24 levels.

Article VII Proposal (S.8306-B)

- \* PART G -- The Senate modifies the Executive proposal to extend the current reimbursement structure for residential placements of children with special needs outside of New York for a period of one year.
- \* NEW PART FF -- The Senate advances language to establish differential payment rates from ten to fifteen percent for child care providers who provide care to children experiencing homelessness, who provide care during nontraditional hours, or who provide care in circumstances deemed appropriate by the local district (amended version of S.4079).
- \* NEW PART DD -- The Senate advances language to amend the requirements related to the eligibility of child care assistance to provide that applicants who meet the eligibility criteria for child care assistance via the block grant for child care shall be eligible for a full-time child care slot regardless of the hours the child's caretaker is working or the reason the caretaker requires child care (S.8152).
- \* NEW PART UU -- The Senate advances language to amend the state finance law regarding access to funding for Raise the Age programming in cities with a population of five million or more.

**City University of New York (CUNY)**

State Operations (S.8300-B)

- \* The Senate modifies the Executive All Funds recommendation of \$3.3 billion, and adds \$70 million, for a total of \$3.3 billion as follows:
  - o The Senate restores \$2.6 million in funding for the following:
    - \$1.1 million for CUNY SEEK
    - \$1 million for Increasing Access to Mental Health Services
    - \$500,000 for the Black Male Initiative
  - o The Senate adds \$79.3 million in funding for the following:
    - \$67 million in operational funding
    - \$6 million for the CUNY Medical School
    - \$3.3 million for the Murphy School of Labor
    - \$2 million for Asian American/Asian Research Institute
    - \$1 million for the CUNY Midwifery Program
- \* The Senate supports additional funding if needed to fund collective bargaining agreements.

Aid to Localities (S.8303-B)

- \* The Senate modifies the Executive's All Funds recommendation of \$1.8 billion and adds \$1.4 million for a total of \$1.4 billion as follows:
  - o The Senate restores \$1.4 million in funding for the following:
    - \$1 million for Medgar Evers environmental and energy job training and development.
    - \$350,000 for the Haywood Burns Chair/CUNY School of Law.



#### Capital Projects (S.8304-B)

- \* The Senate modifies the Executive's All Funds recommendation of \$441 million and adds \$686 million for a total of \$1.1 billion as follows:
  - o The Senate restores \$535 million in funding to support Senior College capital projects.
  - o The Senate adds \$151 million in funding for the following:
    - \$150 million for Hostos Community College Capital.
    - \$350,000 for Laguardia Community College lighting upgrade for the main stage.
    - \$200,000 for Bronx Community College Nursing School.

#### **Civil Service, Department of**

#### State Operations (S.8300-B)

- \* The Senate concurs with an All Funds recommendation of \$97.8 million, an increase of \$12.5 million or 15 percent, from SFY 2023-24 levels.

#### Aid to Localities (S.8303-B)

- \* The Senate concurs with an All Funds recommendation of \$2 million, unchanged from SFY 2023-24 levels.

#### Article VII Proposals (S.8305-B)

- \* PART Q -- The Senate accepts the Executive proposal to eliminate the Lag Payroll and the Salary Withholding Program for newly hired State employees.
- \* PART S -- The Senate rejects the Executive proposal to eliminate reimbursement of the Medicare Income Related Monthly Adjustment Amounts to public retirees and their dependents in the New York State Health Insurance Program.
- \* PART T -- The Senate rejects the Executive proposal to require that any corporation, district, agency, or organization participating in the NYSHIP plan be required to pay interest for any late payment, and to allow the Director of the Budget to intercept any funds paid by the State and direct such funds to the state health insurance fund.
- \* NEW PART JJ -- The Senate advances language to reduce the final average salary calculation window for Tier 6 members from five to three years (S.8490).
- \* NEW PART SS -- The Senate advances language to extend the provision to exclude overtime from Tier 6 pension contribution calculations to March 31, 2026. This provision is scheduled to sunset on March 31, 2024.
- \* NEW PART UU -- The Senate advances language to establish a twenty-year retirement plan for members of the New York State University Police, the New York State Environmental Conservation Police, the New York State Park Police, and the New York State Forest Rangers (S.8472).
- \* NEW PART II -- The Senate advances language to modify the in-service death benefit for retirement eligible state correctional officers employed at the Department of Corrections and Community Supervision

(DOCCS) and security hospital treatment assistants employed by the Office of Mental Health (OMH) (S.8408).

- \* NEW PART MM -- The Senate advances language to extend the presumption that any disability or death resulting from heart disease was incurred in the performance and discharge of duties to university police officers appointed by the State University of New York (S.7519 - 2023).
- \* NEW PART NN -- The Senate advances language to allow Tier 6 peace and court officers employed by the court system to retire after thirty years of service at age fifty-five without seeing a reduction in benefits, and to reduce the normal retirement age for this class of employees from sixty-three to sixty-two and lessen the reductions in benefits for those who retire prior to normal retirement age (S.5653 - 2023).
- \* NEW PART TT -- The Senate advances language to allow police officers in the NYC Department of Environmental Protection who have transferred or will transfer from the New York City Employees Retirement System (NYCERS) to the New York State Police & Fire Retirement System (NYSPFRS) to transfer service credit earned in NYCERS towards their membership in the NYSPFRS (S.6536 - 2023).
- \* NEW PART OO -- The Senate advances language to establish a twenty-five year retirement plan for New York City Fire Protection Inspectors (amended version of S.7127).
- \* NEW PART PP -- The Senate advances language to increase the current earnings limitation for public service retirees who return to work for the State from \$35,000 to \$50,000.
- \* NEW PART QQ -- The Senate advances language to extend the retiree earnings limitation waiver for retirees who return to work as school employees for one year. This provision is scheduled to sunset on June 30, 2024.

#### **Commission of Correction, State**

##### State Operations (S.8300-B)

- \* The Senate concurs with the Executive All Funds recommendation of \$4 million, an increase of \$30,000 or less than one percent from SFY 2023-24 levels.

#### **Corrections and Community Supervision, Department of**

##### State Operations (S.8300-B)

- \* The Senate modifies the Executive All Funds recommendation of \$3 billion, and adds appropriation language as follows:
  - o The Senate modifies appropriation language to require the Department of Corrections and Community Supervision to report to the Legislature on the status of the Humane Alternatives for Long-Term (HALT) Confinement Act implementation and use of funding.

##### Aid to Localities (S.8303-B)

- \* The Senate modifies the Executive All Funds recommendation of \$39 million and adds \$1.6 million for a total of \$40.6 million as follows:
  - o The Senate adds \$1.6 million to support New PPGG Article VII,

which reestablishes a DOCCS visitor transportation program for families visiting people in State correctional facilities as proposed in S.1578.

#### Capital Projects (S.8304-B)

- \* The Senate modifies the Executive All Funds recommendation of \$563 million, as follows:
  - o The Senate modifies appropriation language to require the Department of Corrections and Community Supervision to provide a report to the Legislature on the status of all capital projects and annual costs for existing correctional facilities maintenance and upgrades.

#### Article VII Proposals (S.8305-B)

- \* PART D -- The Senate modifies the Executive proposal to close up to five correctional facilities by increasing the 90-day advance notice to 180 days and requiring the Executive to provide information about staff placement and relocation in the advanced 180-day notice. The Senate also supports utilizing the savings from these closures for various programs and services including, Alternatives to Incarceration Programs, free transportation services to correctional facilities, and any additional support services to incarcerated individuals and/or formerly incarcerated individuals.
- \* NEW PART AAA -- The Senate advances language that requires the Department of Corrections and Community Supervision to provide transportation for visitors to correctional facilities across the state on a regular basis (S.1578).
- \* NEW PART DDD -- The Senate advances language that aligns the definition of Serious Mental Illness in the Correction Law with the Serious Mental Illness definition in the Mental Hygiene Law (S.4621).

#### **Council on the Arts**

#### State Operations (S.8300-B)

- \* The Senate concurs with the Executive All Funds recommendation of \$6 million, an increase of \$693,000 or 13.2 percent from SFY 2023-24.

#### Aid to Localities (S.8303-B)

- \* The Senate modifies the Executive All Funds recommendation of \$44 million, and adds \$68 million for a total of \$112 million as follows:
  - o The Senate restores \$49 million in funding for the following:
    - \$40 million in general operating grants.
    - \$8 million for Regional Arts Councils.
    - \$1 million for small and medium-sized organization stabilization grants.
  - o The Senate adds \$19 million in funding for the following:
    - \$10 million for operating funding to be distributed via resolution.
    - \$9 million in general operating grants.

#### Capital Projects (S.8304-B)

- \* The Senate modifies the Executive All Funds recommendation of \$50 million and adds \$45 million for a total of \$95 million as follows:
  - o \$20 million to be distributed via resolution.
  - o \$10 million for the Brooklyn Museum.
  - o \$10 million for the Museum of Natural History.
  - o \$5 million for the Irish Arts Center.

**Criminal Justice Services, Division of**

State Operations (S.8300-B)

- \* The Senate concurs with the Executive All Funds recommendation of \$93.4 million, an increase of \$3 million or three percent from SFY 2023-24 levels.

Aid to Localities (S.8303-B):

- \* The Senate modifies the Executive All Funds recommendation of \$609.5 million and adds \$157 million for a total of \$766 million as follows:
  - o The Senate carves out \$5 million for the Community Violence Intervention Legislative grants from an existing Executive appropriation.
  - o The Senate carves out \$1 million for the Edward Byrne Justice Assistance Grants (JAG) from an existing Executive appropriation.
  - o The Senate reduces the Project GIVE program by \$35.6 million.
  - o The Senate repurposes \$150 million in various Prosecutorial Services grants for District Attorneys. The Senate consolidates these grants into one appropriation to improve the grant contract process, ensuring funding is allocated appropriately and provided in a more timely manner. This includes the following:
    - \$150 million for Prosecutorial Services grants for District Attorneys to support Discovery related costs, Retail Theft, and general prosecutorial services.
    - Funding awards will be developed in consultation with local District Attorneys.
    - The Division of Criminal Justice Services will be required to submit an annual spending report to the Legislature and public regarding the use of funding and effectiveness of these grants.
  - o The Senate adds \$60 million to support additional funding which will be suballocated to the Judiciary, Office of Court of Administration (OCA) to support the following:
    - The Senate adds \$34 million to support Problem Solving Court, which includes support for mental health courts, funding will be sub-allocated to the OCA.
    - The Senate adds \$19.7 million to support additional funding to Attorney for Child (AFC) contract providers, funding will be sub-allocated to the OCA.
    - The Senate adds \$6 million to support Statewide Supervised Visits, funding will be sub-allocated to the OCA.
  - o The Senate adds \$58 million for Legal Services Grants for a total of \$150 million, to support Discovery related costs,

criminal defense, civil, housing and other legal assistance. This includes the following:

- \$125 million will be allocated pursuant to a plan developed by the Division of Criminal Justice Services.
- \$25 million will be allocated pursuant to plans developed by the Senate and Assembly.
- o The Senate repurposes \$40 million from various appropriations for State and Local Law Enforcement grants, which includes \$25 million in funding from the Division of State Police. The Senate consolidates these grants into one appropriation to improve the grant contract process, ensuring funding is allocated appropriately and provided in a more timely manner to State and Local Law Enforcement to support the following: Extreme Risk Protection Orders, Retail Theft and other public safety programs.
  - The Division of Criminal Justice Services will be required to work with State and Local Law Enforcement to develop a plan and submit an annual spending report to the Legislature and public regarding the use of funding and effectiveness of these grants.
- o The Senate adds \$25 million for Community Safety and Restorative Justice Legislative grants; including Gun Violence, Alternatives-To-Incarceration (ATI), Re-Entry, Domestic Violence, Legal Services and support for survivors of crime.
- o The Senate adds \$10 million to support New Article VII Part, which establishes the Wrongful Convictions Act, as proposed in S.7548.
- o The Senate adds \$7 million for grants supporting victims of crime service providers, offset any loss in revenue in the Criminal Justice Improvement Account.
- o The Senate adds \$5 million for the Youth Justice Innovation program.
- o The Senate adds \$3 million for the Westchester County Policing program.
- o The Senate adds \$50,000 for Firearm Violence Research Fund services and expenses.

#### Capital Projects (S.8304-B)

- \* The Senate modifies the Executive All Funds recommendation of \$85 million as follows:
  - o The Senate modifies appropriation and reappropriation language for the Securing Communities Against Hate Crime (SCAHC) program to expand the use of funding to cover security operational expenses.

#### Article VII Proposals (S.8305-B)

- \* PART A -- The Senate intentionally omits the Executive proposal to increase penalties for assaults on retail workers to the class D felony of Assault in the Second Degree.
- \* PART B -- The Senate modifies the Executive proposal to make it illegal to Foster the Sale of Stolen Goods by incorporating language that clarifies the individuals subject to the offense and the actions to which the offense would apply.

- \* PART C -- The Senate intentionally omits the Executive proposal to add additional crimes to the list of "specified offenses" eligible for prosecution as a hate crime. The Senate is committed to tackling the recent surge in hate crimes and will work with government partners to explore additional measures and legislative actions to address this issue.
- \* NEW PART WW -- The Senate advances language that allows for the aggregation of retail theft crimes in cases where there are multiple and successive retail thefts that occur over a period of three months.
- \* NEW PART BBB -- The Senate advances language that enacts the 'Challenging Wrongful Convictions Act' which would expand the grounds under which a motion to vacate judgment may be filed (S.7548).
- \* NEW PART HHH -- The Senate advances language that eliminates certain mandatory surcharges imposed on those convicted of misdemeanors, violations, and traffic offenses, and grants the court discretion to reduce or waive criminal fines and fees in certain cases.

#### **Deferred Compensation Board**

##### State Operations (S.8300-B)

- \* The Senate concurs with the All Funds recommendation of \$1 million, an increase of \$52,000 from SFY 2023-24 levels.

#### **Dormitory Authority of the State of New York**

##### Article VII Proposals (S.8308-B)

- \* PART U -- The Senate intentionally omits the Executive proposal to give the Dormitory Authority authorization to provide services to State and local entities that receive federal grants or loans under the American Rescue Plan Act, Infrastructure Investment and Jobs Act, and Inflation Reduction Act, or state assistance under the Environmental Bond Act, Downtown Revitalization Initiative, or NY Forward programs.
- \* PART V -- The Senate intentionally omits the Executive proposal to extend DASNY's subsidiary authority by three years.

#### **Economic Development, Department of**

##### State Operations (S.8300-B)

- \* The Senate modifies with the Executive All Funds recommendation of \$33.2 million, and adds \$1.2 million for a total of \$34.4 million as follows:
  - o The Senate adds \$1.2 million for the MWBE Utilization Monitor Program.

##### Aid to Localities (S.8303-B)

- \* The Senate modifies the Executive recommendation of \$67.2 million, and adds \$4.6 million for a total of \$71.8 million as follows:
  - o The Senate restores \$4.6 million for the following:
    - \$1.9 million in additional support for the Center of Excellence (COE), for a total of \$14 million.
    - \$1.4 million in additional support for the Center of

- Advanced Technology (CAT), for a total of \$15 million.
- \$1 million in additional support for the Tourism Matching Grants Program, for a total of \$3.5 million.

- o The Senate adds \$150,000 for the Business Incubator Association of New York State.

**Education Department, New York State**

State Operations (S.8300-B)

- \* The Senate modifies the Executive recommendation of \$688.5 million and adds \$6.9 million, for a total of \$695.5 million, as follows:
  - o Restores \$150,000 for Rochester District Fiscal Consultant.
  - o Adds \$6.8 million for the following:
    - \$4.5 million for ELL assessments for students with disabilities.
    - \$1 million for Foundation Aid study.
    - \$934,000 for SED Charter School operations.
    - \$352,000 for underrepresented teachers convention.

Aid to Localities (S.8303-B)

- \* The Senate modifies the Executive recommendation of \$44.9 billion, and adds \$1.2 billion, for a total \$46.1 billion, as follows:
  - o Rejects:
    - All Executive changes to Foundation Aid, including the elimination of "hold harmless" and redefining inflation.
  - o Redirects:
    - \$100 million in unallocated funds to the school-aid run.
  - o Restores:
    - \$21.4 million for teacher resource centers.
    - \$13.4 million for Bundy Aid.
    - \$12 million for Yonkers School District.
    - \$5 million for arts instruction for nonpublic schools.
    - \$2 million for Postsecondary Students with Disabilities.
    - \$1.4 million for Higher Education Opportunity Programs.
    - \$1 million for nonpublic school vaccination recordkeeping.
    - \$903,000 for Henry Viscardi School for the Deaf.
    - \$903,000 for New York School for the Deaf.
    - \$750,000 for Long Island Pre-K Initiative.
    - \$750,000 for New York State Academic Dental Centers.
    - \$738,000 for Liberty Partnership.
    - \$650,000 for NYC Kids Rise.
    - \$636,000 for Science and Technology Entry Program.
    - \$500,000 for Cleary School for the Deaf.
    - \$500,000 for Mill Neck Manor School for the Deaf.
    - \$500,000 for SUNY Albany Center for Autism.
    - \$482,000 for the Collegiate Science and Technology Entry Program.
    - \$350,000 for Latino U College Access.
    - \$250,000 for Townsend Harris High School Bridge Program.
    - \$241,000 for the Foster Youth Initiative.
    - \$225,000 for East Ramapo District Monitor.
    - \$175,000 for Hempstead District Monitor.
    - \$175,000 for Rochester District Monitor.

- \$175,000 for Wyandanch District Monitor.
- \$150,000 for St. Francis School for the Deaf.
- \$150,000 for St. Mary's School for the Deaf.
- o Adds:
  - \$747 million for school aid, providing a minimum 3 percent increase for all school districts.
  - \$150 million for universal pre-K.
  - \$125 million for universal school meals.
  
  - \$105 million for community school funding formula.
  - \$50 million for prior-year aid queue.
  - \$12.5 million for distribution via resolution.
  - \$10 million for 4201 teacher salaries.
  - \$10 million for Excessive Teacher Turnover Grants.
  - \$10 million for Direct Care Support Turnover Grants.
  - \$5 million to combat anti-semitism, islamophobia, and anti-Asian hate in schools.
  - \$5 million for transportation after 4pm.
  - \$5 million for underrepresented teachers of tomorrow.
  - \$4 million for tax certiorari assistance.
  - \$3.5 million carveout for consortium for workforce education.
  - \$2.5 million for Dolly Parton Imagination Library program.
  - \$2.5 million for library operating aid.
  - \$2 million for independent living centers.
  - \$2 million for NYSUT Many Threads, One Fabric.
  - \$2 million for Executive Leadership Institute.
  - \$1.5 million for adult literacy education.
  - \$1 million for the New York Public Library.
  - \$1 million for United Community Schools.
  - \$922,000 for nonpublic school academic intervention services.
  - \$903,000 for Lexington School for the Deaf.
  - \$600,000 for Magellan Foundation.
  - \$300,000 for Rochester School for the Deaf.
  - \$250,000 for NY Medical College.
  - \$150,000 for East Ramapo District Liaison.
  - \$125,000 for Schomburg Library.
  - \$27,500 for Langston Hughes Library.
- o The Senate calls on the Executive to provide additional local assistance to districts to comply with the requirements of **A.R. v. Connecticut State Board of Education**, which found that States must extend eligibility for a free and appropriate public education (FAPE) to students with disabilities until they turn age 22.
- o The Senate also supports updates to UPK funding to increase utilization and reduce confusion among school districts, including consolidation of funding streams.

Capital Projects (S.8304-B)

- \* The Senate modifies the Executive recommendation of \$114.2 million and adds \$126 million for a total of \$240.2 million as follows:
  - o \$50 million for 4201 schools.
  - o \$45 million for health and safety projects and nonpublic



- schools.
- o \$20 million for library capital.
- o \$4.5 million for health and safety projects at special act schools.
- o \$4 million for Lexington School for the Deaf.
- o \$2.5 million for laundry pilot program in NYC schools.

Article VII Proposals (S.8306-B)

\* PART A -- The Senate modifies the Executive proposal related to school aid to:

- o Accept the Contracts for Excellence extender for the 2023-2024 school year.
- o Intentionally omit the inflationary factory changes of Foundation Aid.
- o Intentionally omit the elimination of hold harmless of Foundation Aid.
- o Intentionally omit the state sharing ratio of Foundation Aid.
- o Accept the removal of the small city debt limit for building aid emergency construction.
- o Expand the proposal that excludes Environmental Bond Act funds for the transition to zero emission buses from being considered revenue, by also excluding federal funds for the conversion.
- o Accept the amendments to the Smart Schools Investment Plan approval process.
- o Intentionally omit the four-year extender of mayoral accountability.
- o Expand the five-year extender of the Teacher of Tomorrow program to include an Underrepresented Teacher of Tomorrow program (amended version of S.1192).
- o Provide a one-year extension of the special education class size variance and waiver.
- o Increase the allocation for Consortium for Worker Education reimbursement for the 2024-25 school year to \$15 million.
- o Limits the extension of the tuition rate setting methodology report to July 1, 2026.

\* NEW PART A-1 -- The Senate advances language to:

- o Establish the Universal School Meals Program to require all schools that participate in the National School Lunch and Breakfast Program to serve breakfast and lunch at no cost to the student (amended version of S.1678-A).
- o Expand capital outlay authority to school districts (S.2990).
- o Establish multi-year cost allowances for the Binghamton City School District (S.2672).
- o Require interim rates to include the annual growth amount for such rates approved in the current school year and annually thereafter for Special Act School Districts, 853 schools, and 4410 schools.
- o Increase tuition rates for all Special Act School Districts, 853 schools, and 4410 schools commensurate with the state aid increases (amended version of S.6516-A of 2022).
- o Authorize 4201 schools to establish a fiscal reserve fund.
- o Increase the aidable salary for BOCES staff over the next three years.

- o Extend reimbursement for ninth graders in Special Services Aid for non-component school districts and increase the per pupil cap.
- o Expand community school grants and the distribution of funding.
- o Establish an Arts and Music Grant Program for nonpublic schools to hire certified arts and music teachers.
- o Repeal language included in the 2021-22 Enacted Budget that treats federal Paycheck Protection Program funds received by Special Act School Districts, 853 Schools, and 4410 Schools as offsetting revenue.
- o Establish a zero-emission bus agency leadership level working group to spearhead the implementation of the transition to zero-emission school buses.
- o Extend reimbursement, currently available to small city, central, common, and union free school districts, for the transportation of students below the current 1.5-mile limit when

the State Education Department deems there is a safety issue to the Big 5 school districts.

- o Establish a comprehensive study of the Foundation Aid formula (amended version of S.7536).
  - o Increase library materials aid factor to eleven dollars (S.8478).
  - o Establish a statewide and regional convention to bring together underrepresented teachers (S.1988).
  - o Establish Dolly Parton's Statewide Imagination Library Program (S.8514).
  - o Increase funding for school transportation after 4pm in New York City.
  - o Reform the Universal Prekindergarten Program by increasing the overall and per pupil funding for prekindergarten, increase funding for districts that receive the half-day rate, expand the UPK program, and direct SED to conduct a study to provide recommendations on the consolidation of UPK funding streams and programs.
- \* PART B -- The Senate modifies the Executive proposal to establish evidence and science based reading instruction best practices for students in pre-k to third grade to amend the enforcement mechanism.
  - \* PART C -- The Senate modifies the Executive proposal related to FAFSA and Senator Jose Peralta NYS Dream Act completion to include data sharing, privacy provisions, and require HESC to issue a report on application competition (amended version of S.8148).
  - \* PART D -- The Senate intentionally omits the Executive proposal to limit Bundy Aid apportionment.
  - \* PART E -- The Senate modifies the Executive proposal to authorize the sharing of student data between the State Education Department (SED), the Higher Education Services Corporation (HESC), the State University of New York (SUNY), or the City University of New York (CUNY) for educational purposes, consistent with federal privacy laws to include a data protection agreement created by the State Education Department.

**Elections, State Board of**

#### State Operations (S.8300-B)

- \* The Senate accepts the Executive All Funds recommendation of \$31 million and adds \$5.2 million for a total of \$36.2 million as follows:
  - o The Senate adds \$5 million to support the Dr. John Flateau New York Voting and Elections Database and Academic Center (S.657A).
  - o The Senate adds \$200,000 for New York to join a Multi-State Voter List Maintenance Organization, the Electronic Registration Information Center (ERIC).

#### Aid to Localities (S.8303-B)

- \* The Senate accepts the Executive All Funds recommendation of \$112.7 million, and adds \$10.8 million for a total of \$123.5 million as follows:
  - o The Senate adds \$10 million for local Boards of Elections for staff, training, and informational campaigns.
  - o The Senate adds \$820,000 for the Public Campaign Finance Board.

#### Capital Projects (S.8304-B)

- \* The Senate concurs with the Executive All Funds recommendation of \$14.7 million, a decrease of \$300,000 or 2.0 percent from SFY 2023-24 levels.

#### Article VII Proposals (S.8305-B)

- \* NEW PART Z -- The Senate advances language to establish the Dr. John Flateau New York Voting Rights Database and Academic Center (S.657A).
- \* NEW PART AA -- The Senate advances language to require the State Board of Elections to join the Electronic Registration Information Center (ERIC), a multistate voter list maintenance organization (S.6173B).

### **Empire State Development Corporation**

#### Aid to Localities (S.8303-B)

- \* The Senate modifies the Executive Recommendation of \$307.9 million, and adds \$7 million for a total of \$314.9 million as follows:
  - o The Senate restores \$6.4 million for the following:
    - \$5 million for Alive Downtown.
    - \$1.4 million in additional support for MWBE Lending Program, for a total of \$2 million.
  - o The Senate adds \$31.5 million for the following:
    - \$20 million to support high-speed broadband internet access in all temporary housing facilities.
    - \$1.5 million in additional support for Community Development Financial Institutions (CDFI), for a total of \$3 million.
    - \$10 million to support legislative initiatives.
  - o The Senate eliminates \$26.2 million for the Empire State Economic Development Fund for rejection of Part Z of TEDE.
  - o The Senate reduces \$4.7 million in support for the following:
    - \$2.7 million for Entrepreneurial Assistance Center for rejection of Part X of TEDE, for a total of \$1.8 million.
    - \$2 million for the Global Entrepreneur Program, for a total

of \$2 million.

Capital Projects (S.8304-B)

- \* The Senate modifies the Executive Recommendation of \$1.9 billion, and subtracts \$430 million for a total of \$1.5 billion as follows:
  - o The Senate eliminates \$1.58 billion for the following:
    - \$500 million for the NY CREATES Nanotech Ultraviolet Lithography Center.
    - \$250 million for Launch NY AI consortium.
    - \$100 million for FAST NY.
    - \$80 million for One Network Regional Advanced Manufacturing Partnership initiative (On-RAMP).
    - \$400 million for the New York Works Economic Development Fund.
  - o The Senate adds \$1.05 billion for the following:
    - \$930 million to support the NY CREATES Albany Nanotech Ultraviolet Lithography Center, Launch NY AI consortium, FAST NY, and On-RAMP initiatives. The Legislature would like to obtain adequate details on the various proposals, as well as implement requisite financial guardrails and agency transparency requirements for projects.
    - \$50 million for SUNY Buffalo Thermal Network.
    - \$40 million for SUNY Purchase Thermal Network.
  
    - \$17 million for the Town of Henrietta for a substation transformer.
    - \$5 million for the Universal Hip Hop Museum.
    - \$6 million for Kingston Bulkhead Improvements on Rondout Creek.
    - \$30 million to support legislative initiatives.
  - o The Senate eliminates the \$250 million NY RUSH appropriation to utilize that funding to support an alternative housing proposal.
  - o The Senate modifies the \$50 million for Restore New York program by adding language excluding funding from being used for demolition projects.
  - o The Senate modifies the \$300 million ConnectALL reappropriation by adding a \$72 million carveout to support high-speed broadband internet access in all temporary housing facilities.

Article VII Proposal (S.8308-B)

- \* PART X -- The Senate intentionally omits the Executive proposal to increase the cap on grants to Entrepreneurial Assistance Centers (EAC) from \$175,000 to \$250,000 pending more information.
- \* PART Y -- The Senate modifies the Executive Proposal's five-year extension of the Minority and Women-owned Business Enterprise (MWBE) program by extending the program for one year until December 31, 2025.
- \* PART Z -- The Senate intentionally omits the Executive proposal to extend the Urban Development Corporation's authority to administer the Empire State Economic Development Fund for three years until July 1, 2027.
- \* PART AA -- The Senate intentionally omits the Executive proposal to extend the Urban Development Corporation's general loan powers for three years until July 1, 2027.

- \* NEW PART TT -- The Senate advances language to establish a requirement that Regional Economic Development Council awardees certify that they maintain internship programs for young people between the ages of 18 and 24.

**Employee Relations, Office of**

State Operations (S.8300-B)

- \* The Senate concurs with the All Funds recommendation of \$16 million, an increase of \$3.9 million, or 33.3 percent, from SFY 2023-24 levels.

**Energy Research and Development Authority**

Capital Projects (S.8304-B)

- \* The Senate concurs with the All Funds recommendation of \$25.8 million, a decrease of \$200 million, or 88.6 percent, from SFY 2023-24 levels.

Article VII Proposal (S.8308-B)

- \* PART M -- The Senate modifies the Executive proposal extending the Build Ready Program to April 19, 2030 by extending the program instead to April 19, 2027 and adding language to preserve viable agricultural land (S.1416).
- \* PART N -- The Senate intentionally omits the Executive proposal to renew the special assessment on electric and gas utilities to fund certain programs at the Energy Research and Development Authority.

**Environmental Conservation, Department of**

State Operations (S.8300-B)

- \* The Senate modifies the Executive All Funds recommendation of \$579.1 million, and adds \$600,000, for a total of \$579.7 million, as follows:
  - o The Senate adds \$600,000 to establish a new Office of Flood Control.

Aid to Localities (S.8303-B)

- \* The Senate modifies the Executive recommendation of \$1.9 million, and adds \$720,00 million for a total of \$2.6 million, as follows:
  - o The Senate restores \$720,000 for the following:
    - \$500,000 for the Great Lakes Commission.
    - \$120,000 for the Adirondack Diversity Initiative.
    - \$50,000 for the Catskill Center for Conservation & Development.
    - \$50,000 for the Catskill Mountainkeeper.

Capital Projects (S.8304-B)

- \* The Senate modifies the Executive recommendation of \$1.9 billion, and adds \$363.1 million, for a total of \$2.3 billion, as follows:
  - o Rejects the Executive's \$25 million proposal for miscellaneous funding in the Environmental Protection Fund. Line increases include:

- Open Space account increased to \$196.6 million.
- Parks, Recreation and Historic Preservation account increased to \$120.6 million.
- Solid Waste account increased to \$61 million.
- Public access and stewardship projects increased to \$50.5 million.
- Climate Change Mitigation and Adaptation account increased to \$46.9 million.
- Parks projects, including municipal parks, increased to \$26 million.
- Water quality improvement projects increased to \$24.6 million.
- Farmland protection increased to \$23 million.
- Zoos, Botanical Gardens, and Aquaria (ZBGA) funding increased to \$20 million.
- Invasive species projects increased to \$18.5 million.
- Waterfront revitalization projects increased to \$14.3 million.
- Climate smart communities increased to \$13.5 million.
- Environmental justice projects increased to \$13.2 million.
- Climate resiliency plans increased to \$10.5 million.
- Hudson Estuary increased to \$7.5 million.
- Finger Lake - Lake Ontario Watershed increased to \$3.5 million.
- Lake Erie-Niagara River Watershed Basin Program increased to \$2 million.
- Niagara River Greenway Commission increased to \$500,000.
- The Senate also carves out priority projects, including:
  - \* \$2.1 million for the SUNY ESF Timbuctoo pipeline.
  - \* \$2 million for Adirondack lake monitoring survey (SCALE).
  - \* \$1.5 million for SUNY ESF's Forestry Institute.
  - \* \$500,000 for the revitalization of the Great South Bay.
  - \* \$500,000 for the maintenance of forests and woodlands.
  - \* \$125,000 for the Long Island City Coalition.
- o The Senate restores \$250 million for the Clean Water Infrastructure Act with \$15 million dedicated to Per- and Polyfluoroalkyl Substances (PFAS).
- o The Senate provides \$112.5 million in additional funding for the following:
  - \$100 million for the Safe Water Infrastructure Action Program.
  - \$12.5 million for the Harmful Algal Bloom Grant Program.

Article VII Proposal (S.8308-B)

- \* PART S -- The Senate concurs with the Executive proposal to increase the state share for Climate Smart Communities grants for disadvantaged communities and communities experiencing financial hardship.
- \* PART T -- The Senate modifies the Executive proposal to increase fees for stationary sources of air pollution by omitting the fee increases on air facility registrations in consideration of the cost impacts on small businesses, and by focusing the Department of

Environmental Conservation's rulemaking authority expansion on new air pollution fee programs to address severe nonattainment zones in the New York Metropolitan Area.

- \* NEW PART QQ -- The Senate advances language to codify the position of the Catskill Park Coordinator within the Department of Environmental Conservation, similar to S.1413.
- \* NEW PART RR -- The Senate advances language to establish an Office of Flooding Prevention and Mitigation, similar to S.3335-A.
- \* NEW PART SS -- The Senate advances language to establish a climate change cost recovery program to require fossil fuel companies that have contributed significantly to the buildup of greenhouse gasses in the atmosphere to remit payments to the State based on such companies' greenhouse gas contributions, and directs the proceeds to be used for climate change adaptation expenditures, similar to S.2129-A.
- \* NEW PART XX -- The Senate advances language to direct the Department of Environmental Conservation to establish a harmful algal bloom monitoring program, promulgate regulations for harmful algal bloom monitoring, prevention, and mitigation, and establish a grant program to fund projects to combat harmful algal blooms, similar to S.8356.
- \* NEW PART AAA -- The Senate advances language to direct revenue from penalties for environmental violations currently deposited in the general fund to a new environmental enforcement account, and to increase penalties for environmental violations by 50 percent, resulting in increased revenue for the Environmental Protection Fund and for enforcement of environmental laws, similar to S.7086.
- \* NEW PART III -- The Senate advances language to fund replacement and rehabilitation of local public drinking water, stormwater, and sanitary sewer systems, including in New York City, and to distribute such funding based on a variety of factors including length and width of pipes, infrastructure age, the nature of other water system assets, and socioeconomic factors in order to achieve an equitable distribution of aid, similar to S.4350-A.

#### Article VII Proposal (S.8305-B)

- \* NEW PART GGG -- The Senate advances language relating to the filling of borrow pits in Jamaica Bay (S.8547).

#### **Ethics and Lobbying in Government, Commission on**

##### State Operations (S.4000-B)

- \* The Senate concurs with the Executive All Funds recommendation of \$8.1 million, an increase of \$279,000 or 3.6 percent from SFY 2023-24 levels.

#### Article VII Proposal (S.8305-B)

- \* NEW PART YY -- The Senate advances language that prohibits State reimbursement of campaign and political committees, or legal defense funds, for payments made on behalf of the criminal defense of a State employee (S.150).

#### **Executive Chamber**

State Operations (S.8300-B)

- \* The Senate concurs with the Executive All Funds recommendation of \$23.3 million, unchanged from SFY 2023-24 levels.

**Financial Control Board**

State Operations (S.8300-B)

- \* The Senate concurs with the Executive recommendation of \$3.5 million, unchanged from SFY 2023-24 levels.

**Financial Services, Department of**

State Operations (S.8300-B)

- \* The Senate accepts the Executive All Funds recommendation of \$457.2 million, and adds \$500,000 for a total of \$457.7 million as follows:
  - o \$500,000 to support a Public Bank Feasibility Study (TEDE Part DDD).

Aid to Localities (S.8303-B)

- \* The Senate accepts the Executive All Funds recommendation of \$76.8 million, and adds \$250,000 for a total of \$77 million as follows:
  - o The Senate restores \$250,000 for the Education Debt Consumer Assistance Program (EDCAP).
  - o The Senate proposes to modify Commuter Van Stabilization Program reappropriation authority to expand allowable uses to include implementing for-hire vehicle insurance rate reductions via TEDE Part YY.

Capital Projects (S.8304-B)

- \* The Senate concurs with the Executive All Funds recommendation of \$60 million, an increase of \$60 million from SFY 2023-24 levels.

Article VII Proposals (S.8308-B)

- \* PART BB -- The Senate accepts the Executive proposal to extend the Assistance Demonstration Project for Displaced Workers for an additional year.
- \* PART CC -- The Senate intentionally omits the Executive proposal to license and regulate buy now, pay later lenders.
- \* PART DD -- The Senate accepts the Executive proposal to require motor vehicle insurance policies to include supplemental spousal liability coverage when the policyholder has indicated that they are married.
- \* PART EE -- The Senate accepts the Executive proposal to eliminate cost sharing for insulin in commercial health insurance policies.
- \* PART FF -- The Senate accepts the Executive proposal to prohibit insurance companies that insure damage to real property containing affordable housing units from inquiring on an application or from canceling, refusing to issue or renew, or increasing a premium of a policy based on affordable housing factors.
- \* PART HH -- The Senate accepts the Executive proposal to impose higher penalties on health insurance companies that willfully violate mental health parity laws and regulations.



- \* PART II -- The Senate intentionally omits the Executive proposal to allow financial institutions to place holds on transactions that they reasonably believe involve financial exploitation of seniors or an adult individual with a mental or physical impairment.
- \* PART LL -- The Senate modifies the Executive proposal to create equivalent assessments for member companies of the Life and Health Insurance Guaranty Fund and to simplify the issuance of tax credits for such assessments by including a timeline for the issuance of the tax certificates and making technical changes.
- \* PART NN -- The Senate modifies the Executive proposal to require prior approval of any changes in motor vehicle insurance rates relating to for-hire vehicles and to permanently extend the Department of Financial Services's authority to approve for-hire vehicle insurance rates by retaining the current authorization time period. The Senate passed legislation extending this authorization until 2026 (Chapter 182 of 2023).
- \* NEW PART YY -- The Senate advances language directing the Department of Financial Services to create a captive insurance program for commuter vans, black cars, ambulettes, paratransits, and small school buses, which works based off of S.8432.
- \* NEW PART DDD -- The Senate advances language to create a temporary commission to study the feasibility of a state-owned public bank (S.1755-C).

#### **Gaming Commission**

##### State Operations (S.8300-B)

- \* The Senate concurs with the Executive All Funds appropriation recommendation of \$111.4 million, an increase of \$3.6 million, or 3.2 percent, from SFY 2023-24 levels.

##### Aid to Localities (S. 8003-B)

- \* The Senate concurs with the Executive All Funds appropriation recommendation of \$262 million, an increase of \$25 million, or 9.5 percent, from SFY 2023-24 levels.

##### Article VII Proposals (S.8309-B)

- \* PART O -- The Senate modifies the Executive proposal to authorize the use of capital funds by Capital Off-Track Betting Corporation (Capital OTB) for one year to provide similar authorization to the Catskill OTB.
- \* PART P -- The Senate accepts the Executive proposal to extend pari-mutuel tax rates and simulcast provisions for one year.
- \* NEW PART Q -- The Senate advances language to allow for Mobile Sports Betting platforms to provide for certain season-long prop bets.
- \* NEW PART R -- The Senate advances language to provide that one percent of Mobile Sports Betting revenues shall be spent on problem gambling addiction services, with a minimum spend of \$6 million per year, similar to S.8439.

#### **General Services, Office of**

State Operations (S.8300-B)

- \* The Senate concurs with the Executive All Funds recommendation of \$1.10 billion, an increase of \$24 million or 2.2 percent from SFY 2023-24 levels.

Aid to Localities (S.8003-B)

- \* The Senate concurs with the Executive All Funds recommendation of \$15 million, an increase of \$15 million from SFY 2023-24 levels.

Capital Projects (S.8304-B)

- \* The Senate concurs with the Executive All Funds recommendation of \$259.7 million, a decrease of \$2.6 million or 1 percent from SFY 2023-24 levels.

Article VII Proposals (S.8305-B)

- \* NEW PART HH -- The Senate advances language that requires the Empire State Plaza complex to utilize renewable energy for heating and cooling (S.2689-B).

**General State Charges**

State Operations (S.8300-B)

- \* The Senate accepts the Executive All Funds recommendation of \$7.8 billion, an increase of \$765.8 million from SFY 2023-24, and adds \$184.5 million for a total of \$8 billion as follows:
  - o The Senate adds \$2.5 million for the rejection of PPGG Part R.
  - o The Senate adds \$5.7 million for the rejection of PPGG Part S.
  - o The Senate adds \$20 million for the rejection of PPGG Part T.
  - o The Senate adds \$57 million for State employer costs associated with the inclusion of Tier 6 reforms.
  - o The Senate adds \$98.9 million for pension enhancement proposals.
  - o The Senate adds \$289,000 for a payment in lieu of taxes for the state-owned lands within the city of Kingston.
  - o The Senate adds \$33,000 a payment in lieu of taxes for the state-owned lands within the county of Ulster.
  - o The Senate adds \$36,000 for a payment in lieu of taxes for the state-owned lands within the town of Lloyd.

**Green Thumb**

State Operations (S.8300-B)

- \* The Senate concurs with the Executive All Funds appropriation recommendation of \$5.7 million, an increase of \$486,000, or 9.3 percent, from SFY 2023-24 levels.

**Greenway Heritage Conservancy of the Hudson River Valley**

State Operations (S.8300-B)

- \* The Senate concurs with the Executive All Funds appropriation recommendation of \$266,000, an increase of \$16,000, or 6.4 percent, from SFY 2023-24 levels.

**Health, Department of**

State Operations (S.4000-B)

- \* The Senate modifies the Executive All Funds recommendation of \$3.1 billion, and adds \$1.5 million as follows:
  - o The Senate adds \$1.5 million for Article VII proposal, establishing the office of hospice and palliative care access and quality.

Aid to Localities (S. 8003-B)

- \* The Senate modifies the Executive recommendation by adding \$3.7 billion State-Share spending as follows:
  - o Public Health:
    - The Senate adds \$175 million to support the modification of Article VII HMM Part J, to include S2237-B which expands coverage for undocumented individuals ages 19 to 64.
    - The Senate adds \$65 million for the Hunger Prevention and Nutrition Assistance Program (HPNAP) and Nourish NY, providing a total of \$150 million.
    - The Senate adds \$20.5 million for Public Health Legislative Grants.
    - The Senate adds \$14.4 million to support the restoration of Public Health Programs eliminated by the Executive.
    - The Senate adds \$10.5 million for Spinal Cord Research.
    - The Senate adds \$10.4 million for NYS Occupational Health Clinic Network.
    - The Senate adds \$10 million to support abortion access grants for a total of \$35 million.
      - \* The Senate modifies appropriations language to align the program with the Reproductive Freedom and Equity Grant program as proposed in S.348C, providing \$10 million to support increased reimbursement for abortion medication.
    - The Senate adds \$10 million for Native Health Clinics.
    - The Senate adds \$10 million to support an Article VII Proposal, which establishes a Medical debt forgiveness pilot program (S.5909B).
    - The Senate adds \$10 million to support an Article VII proposal that increases the personal needs allowance amounts for eligible individuals (S.7786).
    - The Senate adds \$5 million for Transformation Community Care Coordination (TC3) Projects.
    - The Senate adds \$2.5 million to support the United Way Preventative Care Access Initiative.
    - The Senate adds \$2.2 million for Children's Environmental Health Centers.
    - The Senate adds \$2 million for the Lorena Borjas Transgender Wellness and Equity Fund (TWEF) program.
    - The Senate adds \$2 million to support an Article VII Proposal, which creates a New York-specific pregnancy mobile application for perinatal New Yorkers (S7700A).
    - The Senate adds \$1.2 million for Nurse Family Partnership.
    - The Senate adds \$1 million for Public Health Studies and Task Force bills.
    - The Senate adds \$800,000 to support School Based Health Centers (SBHCs) programs, for a total of \$12 million.
      - \* The Senate carves out \$3.8 million to allocate funding

to SBHCs pursuant to a resolution, in the same manner as the prior year.

- The Senate adds \$500,000 for CUNY School of Public Health and Health Policy to support the Sexual Reproductive Justice Hub program.
- The Senate adds \$500,000 for Area Health Education Centers (AHEC).
- The Senate adds \$500,000 for AMSNY Diversity in Medicine Program and Scholarship.
- The Senate adds \$250,000 for Article VII Proposal, establishing a Study on Doula Friendly Spaces (S7780).
- The Senate adds \$250,000 to support New York Center for Agriculture Medicine and Health (NYCAMH).
- The Senate adds \$250,000 for Article VII proposal, establishing a Community Doula Expansion Grant Program (S.7779B).

o Medicaid:

- The Senate adds \$1.6 billion for Article VII Proposal, providing Medicaid Reimbursement Rate Increases, including; three percent Across-The-Board (ATB) rate increase, an additional 6.5 percent for Nursing Homes and Assisted Living Providers (ALP), and Hospice services, and an additional 7 percent for Inpatient & Outpatient Hospital services, which support the following:
  - \* 10 percent rate increase for Inpatient & Outpatient Hospital services.
  - \* 9.5 percent rate increase for Nursing Homes and Assisted Living Providers (ALP), and Hospice services.
- The Senate adds \$600 million for funding for Financially Distressed Hospitals (FDH), for a total of \$1.9 billion State-share.
- The Senate adds \$753 million to support budget reductions in the Medicaid assistance program. This includes the restoration of Managed Long Term Care and Mainstream Managed care Quality pools, Nursing Home Vital Access Provider, Health Homes, Dual-Eligible Special Needs Plans and Office of Health Insurance Programs administrative cuts.
  - \* The Senate remains ready and willing to work with the Executive and Assembly to develop ways to achieve administrative efficiencies without disrupting the quality of care for Medicaid providers, including within Managed Long-Term Care.
- The Senate adds \$212 million to support intentionally omitting Article VII HMH Part H, Medicaid Managed Care reforms.
- The Senate adds \$200.4 million to support intentionally omitting Article VII HMH Part G, wage parity for personal assistants in the Consumer Directed Personal Assistance Program (CDPAP).
- The Senate adds \$39.3 million to support intentionally omitting Article VII HMH Part K, Excess Medical Malpractice.
- The Senate adds \$37.4 million to support the modification of Article VII HMH Part I, Medicaid Pharmacy reforms.

- The Senate adds \$28 million to support the modification of Article VII HMM Part E, including the Nursing Home Capital Rate add on.
- The Senate adds \$21.3 million to support the modification of Article VII HMM Part D, Hospital reforms.
- The Senate adds \$12.1 million to support intentionally omitting Article VII HMM Part L, discontinuation of public health programs.
- The Senate adds \$4.1 million to support Article VII Proposal, maintain the reimbursement rates for Medically Fragile Children when they transition to Medically Fragile Young Adults (S5969).

Capital Projects (S.8304-B)

- \* The Senate modifies the Executive All Funds recommendation of \$519 million and add \$1.82 billion for a total of \$2.3 billion as follows:
  - o The Senate adds \$1.5 billion for the Statewide Health Care Facility Transformation Program.
  - o The Senate adds \$300 million for SUNY Downstate to support capital improvements pursuant to a sustainability plan, consistent with a chapter of the laws of 2024.
  - o The Senate adds \$20 million for Rare Disease and ALS research.

Article VII Proposal (S.8307-B)

- \* PART A -- The Senate modifies the Executive proposal to extend the Medicaid Global Cap through SFY 2026 by instead repealing it (S.4861).
- \* PART B -- The Senate modifies the Executive proposal to extend various provisions and programs within the Public Health and Mental Hygiene Laws by making the carve-out of school based health centers from Medicaid managed care permanent (S.7840), extending the notice of closure or transfer of a state-operated individualized residential alternative (S.8183), extending the Civil Service Employees Association's Care Demonstration program for individuals with intellectual and developmental disabilities (S.8184), advancing certain provisions found within S.6733 regarding reimbursement parity services provided via telehealth, making the telehealth extender permanent, making the Opioid Stewardship Fund (OSF) extender permanent, and directing that at least 10 percent of funds from the OSF be invested in recovery services and supports (S.8412).
- \* PART C -- The Senate modifies the Executive proposal to remove the temporary allowance of certified school psychologists to practice as Early Intervention (EI) providers and to extend the authorization of Non-EI services for school psychologists for certain preschool programs for an additional two years by only accepting the extension and rejecting the rest of the proposal.
- \* PART D -- The Senate modifies the Executive proposal regarding hospitals by accepting the provision realigning the Upper Payment Limit statute with the calendar year while preserving current amounts and rejecting the reduction of the capital rate add-on and the extension of the Distressed Provider Assistance Program.
- \* PART E -- The Senate modifies the Executive proposal regarding

nursing homes by accepting the provision shortening the state residency requirement for admission to a state-run Veterans Home and rejecting freezing the operating component of nursing home rates and the reduction of the capital cost component of the rates.

- \* PART G -- The Senate intentionally omits the Executive proposal to eliminate wage parity for personal assistants in the Consumer Directed Personal Assistance Program (CDPAP) in New York City and Nassau, Suffolk, and Westchester counties.
- \* PART H -- The Senate intentionally omits the Executive proposal to exempt Medicaid managed care from the state's independent dispute

resolution process, eliminate the one percent across-the-board rate increase for Medicaid managed care, authorize the Department of Health (DOH) to impose liquidated damages to managed care organizations, and to temporarily stop the processing and approval of applications to establish managed care providers until DOH completes a procurement process for the managed care program.

- \* PART I -- The Senate intentionally omits the Executive proposal to allow the Department of Health to eliminate drugs from the Medicaid list of over-the-counter covered drugs without prior notice, eliminate prescriber prevails from Medicaid, require pharmacies to submit annual cost reports, reduce Medicaid reimbursement for certain drugs, and to repeal the Medicaid Drug Cap and substitute it for an enhanced Supplemental Rebate Program.
- \* PART J -- The Senate modifies the Executive proposal to make changes to the Essential Plan by accepting the Executive's proposals to delay Essential Plan coverage of long term supports and services for individuals up to 200 of the federal poverty line (FPL) for one year, extending the state's authority to implement long term supports and services for individuals 0-138 percent FPL who are ineligible for Medicaid due to their immigration status for one year, making conforming changes to the New York State of Health Marketplace related to the 1332 State Innovation Waiver, and authorizing the Department of Health to seek a federal waiver for the creation of a premium/cost-sharing subsidy program for individuals under 350 percent FPL by including provisions to extend coverage to undocumented individuals through the 1332 State Innovation Program (S.2237-B).
- \* PART K -- The Senate modifies the Executive proposal to extend the Hospital Liability Pool and the Excess Medical Malpractice Insurance program for an additional year and to change its payment structure by only accepting the extension and rejecting the rest of the proposal.
- \* PART L -- The Senate intentionally omits the Executive proposal to discontinue certain public health programs.
- \* PART M -- The Senate accepts the Executive proposal to allow children up to the age of 6 to remain continuously enrolled in Medicaid or Child Health Plus without redetermining their eligibility annually.
- \* PART N -- The Senate modifies the Executive maternal health proposal to codify the right of minors to obtain contraception and all forms of reproductive health care while pregnant by making technical changes that preserve the intent of the Reproductive Health Act, accepting the issuance of a non-patient specific standing order for

doula services, and intentionally omitting the proposal to require informed consent to test pregnant individuals for alcohol, cannabis, and drugs.

- \* PART O -- The Senate modifies the Executive proposal to expand hospital financial assistance under the Indigent Care Pool (ICP) and provide protections against medical debt by accepting provisions requiring all hospitals to obtain informed consent for payment from the patient separately from their consent for treatment, placing enhanced protections on applications for medical credit cards and other medical financial assistance products, requiring providers to notify patients about the risks of using a standard credit card to pay medical debt, and advancing certain provisions found within S.1366-B increasing eligibility for financial assistance under the ICP and creating a statewide uniform financial assistance policy.
  
- \* PART P -- The Senate accepts the Executive proposal to make temporary provisions regarding pharmacists and nurse practitioners permanent, make the Collaborative Drug Therapy Management Demonstration program permanent, and extend the Nurse Practitioner Modernization Act by two years.
  
- \* PART Q -- The Senate intentionally omits the Executive proposal to expand the scope of practice for physician assistants, certified medication aides, dentists, and dental hygienists.
  
- \* PART R -- The Senate intentionally omits the Executive proposal to enter New York into the Interstate Licensure Compact and the Nurse Licensure Compact.
  
- \* PART S -- The Senate modifies the Executive proposal to create a statewide Healthcare Safety Net Transformation Program to support safety net hospitals through five-year partnerships with other healthcare facilities by creating a new Statewide Health Care Transformation Program VI with language ensuring the geographical balancing of the distribution of funds under such program.
  
- \* PART T -- The Senate modifies the Executive proposal to end preventable epidemics by accepting the clarification of Human Immunodeficiency Virus (HIV) notice of testing requirements, requiring clinical laboratories to report to the Department of Health both positive and negative results for HIV, Hepatitis B and C, and Syphilis, allowing licensed pharmacists to dispense HIV Pre-exposure Prophylaxis through a non-patient specific order, allowing licensed pharmacists to administer the Monkeypox vaccine through a non-patient specific order, accepting the repeal of the criminalization of sexual activity by an individual who knowingly has a sexually transmitted infection and has sexual intercourse with another person, and advancing certain provisions found within S.3467-A regarding authorizing pharmacists to perform HIV tests.
  
- \* PART U -- The Senate modifies the Executive's opioids and overdose prevention proposals by accepting the provision exempting practitioners from verifying certain registries before prescribing or ordering a controlled substance for use at certain facilities, allowing disclosure of patient identifying information to certain programs within the Department of Health (DOH) and local health departments for public health research, surveillance, or education and retaining such information for a number of years, allowing providers to initiate maintenance treatment by dispensing a certain

supply of Buprenorphine in accordance with federal law while arranging a referral to an authorized maintenance program, repealing the requirement for a practitioner to submit a confidential report to DOH regarding a patient's potential drug or alcohol use, and rejecting the inclusion of several controlled substances to the State's Controlled Substances Schedule.

- \* PART V -- The Senate modifies the Executive proposal regarding Hospital at Home and Emergency Medical Services (EMS) by rejecting the Hospital at Home program, the extension and expansion of the Mobile Integrated and Community Paramedicine Program, the change in the definition of emergency medical services, the authorization EMS demonstration programs, the authorization certified nurse practitioners and licensed physicians to prescribe and order non-patient specific regimens to allow EMS practitioners to administer vaccines, the creation of the minimum standards for the licensure of EMS practitioners and for the specialized credentialing of these practitioners, the enactment of the "Emergency Medical Services Essential Services Act," and the authorization of paramedic urgent care programs. The Senate instead advances language to

declare general ambulance services as an essential service, establish special districts for the financing and operation of general ambulance services, and provide for a statewide comprehensive emergency medical system plan (S.4020-C).

- \* PART GG -- The Senate modifies the Executive proposal to allow the Department of Health (DOH) to permanently enter into contracts and amend the terms of current contracts awarded before the approval of the 1115 Waiver to help DOH implement projects authorized under the Waiver by allowing such authority for one year.
- \* PART HH -- The Senate intentionally omits the Executive proposal regarding the Consumer Directed Personal Assistance Program (CDPAP), which would repeal the fiscal intermediary procurement and instead replace it with an authorization process, allow the Department of Health to issue regulations on the authorization process and the program generally, eliminate conflict of interest between fiscal intermediaries, home care agencies, and managed long term care plans, and repeal the "designated representative" provisions from CDPAP.
- \* NEW PART II -- The Senate advances language to allow medically fragile young adults who reside in pediatric specialized nursing facilities to remain in place until the age of 36 and maintain the rates of reimbursement for these individuals (S.5969-A).
- \* NEW PART JJ -- The Senate advances language to update the methodology used to calculate the reimbursement rates for Federally Qualified Health Centers (S.6959).
- \* NEW PART KK -- The Senate advances language to update the inpatient reimbursement rates for nursing homes (S.6914).
- \* NEW PART LL -- The Senate advances language to reduce the fee collected for each burial, removal, or transfer permit issued and remitted to the State to fund the design, development, implementation, and maintenance of the NYS electronic death registration system (S.8511).
- \* NEW PART MM -- The Senate advances provisions from S.7700-A to create a New York-specific pregnancy mobile application for



perinatal New Yorkers.

- \* NEW PART NN -- The Senate advances language to increase the amount of the Medicaid savings exemption and eliminate the asset test for certain individuals who are Aged, Blind, and Disabled (S.4881-A).
- \* NEW PART OO -- The Senate advances language to update the base rate of payment for Assisted Living Programs (S.7248).
- \* NEW PART PP -- The Senate advances language to repeal the 30-month look-back period for Medicaid eligibility for home care services (S.6414).
- \* NEW PART QQ -- The Senate advances language to establish the Office of Hospice and Palliative Care Access within the Department of Health (S.4858).
- \* NEW PART RR -- The Senate advances language to provide a uniform rate increase of three percent for Medicaid payments, with an additional seven percent rate increase for hospitals and six and a half percent rate increase for nursing homes, assisted living programs, and hospices.
- \* NEW PART TT -- The Senate advances language to establish a grant program to build reproductive healthcare provider capacity within the state, fund uncompensated care, and provide financial support to organizations (S.348-C).
- \* NEW PART VV -- The Senate advances language to conduct a study on the current practices in integrating doula care, services, and support within birthing centers, hospitals, and other facilities (S.7780-A).
- \* NEW PART WW -- The Senate advances language to establish a Community Doula Expansion Grant Program (S.7779-B).
- \* NEW PART XX -- The Senate advances language to establish a medical debt relief program (S.5909-B).
- \* The Senate directs the Department of Health to submit a federal waiver to impose a per member per month tax on all managed care companies, with higher rates imposed on Medicaid Managed Care plans compared to non-Medicaid plans. This tax is expected to yield approximately \$4 billion in additional federal financial participation per year for three years.

#### **Medicaid Inspector General, Office of the**

##### State Operations (S.8300-B)

- \* The Senate modifies the Executive All Funds recommendations of \$57.5 million and adds \$5 million, for a total of \$62.5 million as follows:
  - o The Senate adds \$5 million to support an Article VII proposal that amends OMIG audit procedures (S.5329-C).

##### Article VII Proposal (S.8307-B)

- \* NEW PART AAA -- The Senate advances language to establish audit procedures and reform practices and standards for the adjustment or recovery of medical assistance payments (S.5329-C).

#### **Higher Education Facilities Capital Matching Grants Program (HECap)**

##### Capital Projects (S.8304-B)

- \* The Senate modifies the Executive All Funds Recommendation of zero by restoring \$40 million.

### **Higher Education Services Corporation (HESC)**

#### State Operations (S.8300-B)

- \* The Senate concurs with the Executive All Funds recommendation of \$57 million, a decrease of \$4 million or 6.6 percent from SFY 2023-24.

#### Aid to Localities (S.8303-B)

- \* The Senate modifies the Executive All Funds recommendation of \$968 million and adds \$151.7 million, for a total of \$1.12 billion as follows:
  - o The Senate restores \$3.5 million for the following.
    - \$2.5 million for Say Yes to Buffalo Inc.
    - \$1 million for the Senator Patricia K. McGee Nursing Scholarship.
    - \$50,000 for the New York Farmers Loan Forgiveness Incentive Program.
  - o The Senate adds \$148.2 million for the following.
    - \$138 million to expand the TAP Program.
    - \$10 million for Loan Expansion for Mental Health Workers.
    - \$200,000 for the NYS Child Welfare Worker Incentive Scholarship Program.

#### Article VII Proposals (S.8306-B)

- \* PART F -- The Senate concurs with the Executive's proposal to make provisions of the NY-SUNY 2020 Challenge Grant Program Act permanent which covers full reimbursement of TAP tuition credit to SUNY and CUNY schools.
- \* NEW PART V -- The Senate advances language to allow for students with disabilities in certain postsecondary education experience or transition programs to receive awards from TAP (S.1880).
- \* NEW PART W -- The Senate advances language to reform the TAP program by raising the maximum income threshold for TAP eligibility from \$80,000 to \$125,000, increasing the minimum TAP award from \$500 to \$1000, increasing the maximum TAP award from \$5,665 to \$6,165, and to end differential treatment for dependent and independent students.
- \* NEW PART GG -- The Senate advances language to expand TAP awards for dual or concurrent enrollment coursework (S.5616-A).
- \* NEW PART II -- The Senate advances language to apply TAP to part-time students attending proprietary degree-granting institutions (S.6466).
- \* NEW PART LL -- The Senate advances language to expand the Office of Mental Health Community Mental Health Loan Repayment Program (OMH CMHLRP) to be applicable to additional mental health professionals such as Licensed Master Social Workers, Licensed Clinical Social Workers, Licensed Mental Health Counselors, Licensed Marriage & Family Therapists, Psychoanalysts, Creative Arts Therapists, and Applied Behavior Analysts.
- \* NEW PART QQ -- The Senate advances language to address the HESC

overpayment issue to require that funding clawbacks shall not occur where an inadvertent, administrative error by a state agency occurred.

### **Homeland Security and Emergency Services, Division of**

#### State Operations (S.8300-B)

- \* The Senate concurs with the Executive All Funds recommendation of \$162.6 million, an increase of \$23.4 million or 16.8 percent from SFY 2023-24 levels.

#### Aid to Localities (S. 8003-B)

- \* The Senate modifies the Executive All Funds recommendation of \$8.9 billion, and adds \$2.8 million for a total of \$8.9 billion as follows:
  - o The Senate carves out \$2.4 million to support 2-1-1 phone line services.
  - o The Senate adds \$2 million to support the American Red Cross.
  - o The Senate adds \$750,000 to support the New York State Professional Fire Fighters Association (NYSPFFA).

#### Capital Projects (S. 8004-B)

- \* The Senate modifies the Executive All Funds recommendation of \$21 million, and adds \$25 million for a total of \$46 million as follows:
  - o The Senate adds \$25 million for Volunteer Firefighter Capital grants.

#### Article VII Proposal (S.8305-B)

- \* PART E -- The Senate accepts the Executive proposal to extend the suspension of the annual transfer of \$1.5 million from the Public Safety Communications Account to the Emergency Services Revolving Loan Fund for the State Fiscal Years of 2024-25 and 2025-26.

### **Housing and Community Renewal**

#### State Operations (S.8300-B)

- \* The Senate modifies the Executive All Funds recommendation of \$137.5 million by adding \$5 million for a total of \$142.5 million, to provide funding for the following:
  - o \$5 million for the creation of an Office of Civil Representation.

#### Aid to Localities (S.8303-B)

- \* The Senate modifies the Executive All Funds recommendation of \$99.5 million by adding \$345.3 million for a total of \$446.8 million to provide funding for the following:
  - o Restores:
    - \$50 million for Land Banks and Land Trusts.
    - \$40 million for the Homeowner Protection Program (HOPP).
    - \$1 million for Senate Legislative Priorities and adds \$1 million for a total of \$2 million.
    - \$250,000 for the Association for Neighborhood and Housing Development (ANHD).
  - o The Senate provides \$250 million for the Housing Access Voucher

Program (HAVP).

- o The Senate provides \$3 million for a Foreclosure Prevention and Property Repair Program.
- o The Senate provides \$2 million in additional funding for Fair Housing Testing.

#### Capital Projects (S.8304-B)

\* The Senate modifies the Executive All Funds recommendation of \$182.2 million by adding \$1.1 billion for a total of \$1.3 billion to provide funding for the following:

o Restores:

- \$135 million for the New York City Housing Authority (NYCHA), and adds \$365 million for a total of \$500 million.
- \$50 million for the Mitchell Lama Preservation and Homeownership Program.
- \$14.5 million for the Affordable Housing Corporation for a total of \$40.5 million.
- \$7 million for the Small Rental Development Initiative and adds \$5 million for a total of \$12 million.
- \$7 million for the RESTORE program for a total of \$8.4 million.
- \$2 million and adds \$1 million for Access to Home for a total of \$4 million.

o The Senate adds:

- The Senate proposes to repurpose \$250 million in funding through Empire State Development for the purpose of the New York Housing Opportunity Corporation.
- \$140 million for Public Housing Authorities outside the City of New York.
- \$40 million for the construction of one-to-two family small infill homes in Albany, Binghamton, Buffalo, Syracuse, and Rochester (a version of S.8585-A).
- \$40 million to provide grants for owners of less than five units to bring dilapidated apartments up to code as affordable rentals throughout the State outside of New York City (a version of S.8591).
- \$40 million to offer grants to repair vacant rent-stabilized apartments in New York City, as well as Nassau, Westchester, and Rockland counties.
- \$25 million for USDA 515 Rental Properties Preservation.
- \$15 million for Farm Worker Housing Revolving Loan Program.

#### Article VII Proposal (S.8306-B)

\* PART N -- The Senate modifies the Executive proposal to increase funding for the Rural Preservation Program from \$5.36 million to \$7.75 million and increase the funding for the Neighborhood Preservation Program funding from \$12.83 million to \$17.75 million. Such increases include funding for Rural Preservation Coalitions and Neighborhood Preservation Coalitions. The Senate increases funding for homeless housing programs from \$53.58 million to \$85.58 million.

\* PART O -- The Senate modifies the Executive's proposal to establish the crime of deed theft by including clarifying language to

- strengthen the criminal law components of the proposal (S.6569-B).
- \* PART P -- The Senate modifies the Executive proposal to convey land owned by SUNY and DOT to require that affordable housing be built as a condition of a lease of the identified property.
  - \* PART Q -- The Senate modifies the Executive proposal to remove the 12.0 Floor Area Ratio requirement from the Multiple Dwelling Law for developments in New York City subject to Mandatory Inclusionary Housing or equivalent affordability requirements and that are constructed outside of historic districts.
  - \* PART R -- The Senate modifies the Executive proposal to create a tax exemption for commercial conversions in New York City to require a greater number of affordable units per project and to specify the benefit amount and duration.
  - \* PART S -- The Senate intentionally omits the Executive proposal to authorize New York City to develop a program to legalize certain basement and cellar dwellings.
  - \* PART T -- The Senate intentionally omits the Executive proposal to extend the 421-a tax exemption completion deadline, with an intention to address projects as part of a comprehensive housing package.
  - \* PART U -- The Senate intentionally omits the Executive proposal to establish a tax incentive for the construction of multi-family rental housing to replace the expired 421-a program, with an intention to address projects as part of a comprehensive housing package that includes tenant protections.
  - \* NEW PART HH -- The Senate advances language to create the Housing Access Voucher Program to provide rental assistance in the form of vouchers to individuals who are homeless or facing imminent risk of becoming homeless (S.568-B).
  - \* NEW PART MM -- The Senate advances language to require the State Fire Prevention and Building Code Council study and adopt regulations for single-exit, single stairway multi-unit residential buildings of at least six stories (S.6573).
  - \* NEW PART NN -- The Senate advances language to direct the Comptroller of the City of New York to audit projects vested in 421-a tax incentive program (S.547-B).
  - \* NEW PART RR -- The Senate advances a proposal to create a community land trust acquisition fund (S.2506-A).
  - \* NEW PART SS -- The Senate advances a proposal to create an optional incentive program for municipalities to legalize accessory dwelling units, to create an optional tax exemption for homeowners to create accessory dwelling units, and to create a state-level financing for accessory dwelling units (S.5172-A).
  - \* NEW PART TT -- The Senate advances language to establish an Office of Civil Representation aligned with the core principles of a civil right to representation by counsel for individuals at risk of losing their housing accommodation (amended version of S.2721).
  - \* NEW PART WW -- The Senate advances a proposal to provide capital financing for the construction of one-to-two family infill homes in Buffalo, Albany, Syracuse, Rochester, and Binghamton (amended version of S.8585-A).
  - \* NEW PART YY -- The Senate advances language to codify the Homeowner Protection Program (S.7297-A).

- \* NEW PART ZZ -- The Senate advances a proposal to provide grants for owners of five or fewer units to bring dilapidated apartments up to code as affordable rentals throughout the state outside of New York City (amended version of S.8591).
- \* NEW PART AAA -- The Senate advances a proposal to offer grants to repair vacant rent-stabilized apartments in New York City, as well as Nassau, Westchester, and Rockland counties.
- \* NEW PART XX -- The Senate advances a proposal to create an optional multifamily tax exemption for new construction and commercial conversions in municipalities outside of New York City (amended version of S.7865).
- \* NEW PART CCC -- The Senate advances a proposal to finance the construction of new affordable and mixed-income housing on state-owned land, including parcels referenced in ELFA Part P.
- \* NEW PART DDD -- The Senate advances a proposal to increase public assistance access and support for individuals at risk of eviction to keep them in their homes (amended versions of S.8622 and S.8652).
- \* The Senate supports advancing tenant protections that align with the core principles of Good Cause Eviction.
- \* The Senate is open to further discussing the creation of a tax exemption for new multi-family construction in New York City that includes deeper affordability requirements, strong transparency and compliance provisions, and living wages for construction and building service workers, as part of a comprehensive housing package that includes the core principles of Good Cause Eviction. The Senate is also open to further discussing an extension of the 421-a tax exemption completion deadline for projects already vested in the program as part of a comprehensive housing package that includes tenant protections.
- \* The Senate is open to further discussing raising the current cap on individual apartment improvements (IAIs) as part of a comprehensive housing package that includes the core principles of Good Cause Eviction.
- \* The Senate recognizes the need to further increase the state's housing supply and is open to further discussion of concepts put forward in the Faith-Based Affordable Housing Act (S.7791).

**Hudson River Valley Greenway Communities Council**

State Operations (S.8300-B)

- \* The Senate concurs with the Executive All Funds appropriation recommendation of \$245,000, which is consistent with SFY 2023-24 levels.

Aid to Localities (S.8303-B)

- \* The Senate concurs with the Executive All Funds appropriation recommendation of \$250,000, which is consistent with SFY 2023-24 levels.

**Human Rights, Division of**

State Operations (S.8300-B)

- \* The Senate concurs with the Executive recommendation of \$28.88

million, unchanged from SFY 2023-24 levels.

**Indigent Legal Services, Office of**

State Operations (S.8300-B)

- \* The Senate concurs with the Executive All Funds recommendation of \$7.9 million, an increase of \$390,000 or 5.1 percent from SFY 2023-24 levels.

Aid to Localities (S. 8003-B)

- \* The Senate modifies the Executive All Funds recommendation of \$451.5 million, and adds \$52 million for a total of \$503.5 million as follows:
  - o The Senate adds \$46 million for the Parental Representation Program for a total of \$50 million.
  - o The Senate adds \$6 million to support Article VII new Part EEE, which increases hourly pay for the Assigned Counsel Program (18-B).
  - o The Senate rejects the \$234 million sweep from the Indigent Legal Service Fund to the General Fund.

Article VII Proposals (S.8305-B)

- \* NEW PART EEE -- The Senate advances language that raises the hourly rate for "18-B" assigned counsel in felony cases to \$164 and establishes an automatic annual cost of living adjustment for all assigned counsel (S.8771).

**Information Technology Services, Office of**

State Operations (S.8300-B)

- \* The Senate concurs with the Executive All Funds recommendation of \$925.8 million, an increase of \$62.5 million, or 7.2 percent from SFY 2023-24 levels.

Capital Projects (S.8304-B)

- \* The Senate concurs with the Executive All Funds recommendation of \$130.7 million, unchanged from SFY 2023-24 levels.

Article VII Proposals (S.8305-B)

- \* NEW PART CC -- The Senate advances language to require the Office of Information Technology and all other State agencies to set up data protection standards, vulnerability assessments, data and information inventories, and recovery procedures (S.5007-A).
- \* NEW PART KK -- The Senate advances language to require statutory authorization and impact assessments for state agencies using automated decision-making systems (S.7543-B) and to create the position of Chief Artificial Intelligence Officer within the Office of Information Technology Services.

**Inspector General, Office of the State**

State Operations (S.8300-B)

- \* The Senate concurs with the Executive All Funds recommendation of \$11.1 million, an increase of \$1.3 million or 13.1 percent from SFY

2023-24 levels.

### **Interest on Lawyer Account**

State Operations (S.8300-B)

- \* The Senate concurs with the Executive All Funds recommendation of \$2.9 million, an increase of \$692,000 or 31.1 percent from SFY 2023-24 levels.

Aid to Localities (S.8303-B)

- \* The Senate concurs with the Executive All Funds recommendation of \$62 million, an increase of \$10 million or 19 percent from SFY 2023-24 levels.

### **Judiciary**

Legislature and Judiciary (S.8301)

- \* The Senate modifies the Office of Court Administration All Funds recommendation of \$3.74 billion, and adds \$60 million for a total of \$3.8 billion as follows:
  - o The Senate adds \$34 million to support Problem Solving Court, which includes support for mental health courts, funding will be suballocated from Division of Criminal Justice Services to OCA.
  - o The Senate adds \$19.7 million to support additional funding to Attorney for Child (AFC) contract providers, funding will be suballocated from Division of Criminal Justice Services to OCA.
  - o The Senate adds \$6 million to support Statewide Supervised Visits, funding will be suballocated from Division of Criminal Justice Services to OCA.

Article VII Proposals (S.8305-B)

- \* PART F -- The Senate intentionally omits the Executive proposal on judicial security. The Senate intends to address the issue outside of the budget process.
- \* PART R -- The Senate intentionally omits the Executive proposal to apply a variable, market-based interest rate to court judgments.
- \* NEW PART ZZ -- The Senate advances language to ease lobbying reporting and registration fee obligations for some 501(c)(3) non-profit organizations (S.5499).
- \* NEW PART CCC -- The Senate advances language to lift the ban on cameras in courtrooms.
- \* NEW PART FFF -- The Senate advances language to enact the Grieving Families Act, which would modernize New York State law on wrongful death claims (S.8445).

### **Judicial Conduct, Commission on**

State Operations (S.8300-B)

- \* The Senate modifies the Executive All Funds recommendation of \$8.3 million, and adds \$600,000 for a total of \$8.9 million.
  - o The Senate adds \$600,000 to support the expansion of investigations.

### **Judicial Nomination, Commission on**



State Operations (S.8300-B)

- \* The Senate concurs with the Executive All Funds recommendation of \$30,000, unchanged from SFY 2023-24 levels.

**Judicial Screening Committee**

State Operations (S.8300-B)

- \* The Senate concurs with the Executive All Funds recommendation of \$38,000 unchanged from SFY 2023-24 levels.

**Justice Center for Protection of People with Special Needs**

State Operations (S.8300-B)

- \* The Senate concurs with the Executive All Funds recommendation of \$62.3 million, a decrease of \$1.1 million or 1.8 percent from SFY 2023-24 levels.

Aid to Localities (S.8303-B)

- \* The Senate concurs with the Executive All Funds recommendation of \$799,000 unchanged from SFY 2023-24 levels.

Article VII Proposal (S.8307-B)

- \* PART CC -- The Senate accepts the Executive proposal to require the Justice Center for the Protection of People With Special Needs to notify the Office of Medicaid Inspector General of reports of abuse or neglect when such reports are no longer subject to amendment or appeal.

**Labor, Department of**

State Operations (S.8300-B)

- \* The Senate accepts the All Funds recommendation of \$996.2 million, an increase of \$12.34 million or 1.25 percent from SFY 2023-24.

Aid to Localities (S.8303-B)

- \* The Senate modifies the Executive All Funds recommendation of \$6.28 billion, a decrease of \$6.9 million or 0.1 percent from SFY 2023-24 levels as follows:
  - o Restores all Senate legislative adds totaling \$22.79 million.
  - o Adds \$3 million for the Cornell Climate Jobs Institute.
  - o Adds \$2 million for the Cornell Cannabis Workforce Initiative.
  - o Adds \$300,000 for the Cornell Yang-Tan Institute.
  - o Adds \$300,000 for the Cornell Buffalo Co-Lab.
  - o Adds \$2.84 million for additional Senate legislative adds.

Article VII Proposals (S.8305-B)

- \* PART M -- The Senate modifies the Executive proposal to provide 40 hours of paid family leave for employees to use on prenatal health to change the leave provided from paid family leave to personal leave. The Senate supports the goal of this proposal but is concerned about the impact it could have on the recognition of fetal personhood.

## Article VII Proposals (S.8306-B)

- \* PART J -- The Senate modifies the Executive proposal to require paid breaks for breast milk expression in the workplace by increasing the paid break time for breast milk expression from 20 minutes to 30 minutes.
- \* PART K -- The Senate rejects the Executive proposal to remove the allowance of liquidated damages in instances where a manual worker is paid bi-weekly instead of weekly, as currently required under Labor Law. The Senate is open to further discussing the issue of liquidated damages in such instances.
- \* PART L -- The Senate modifies the Executive proposal to expand recovery tools for stolen wages to allow workers to seek an order of attachment against defendants on wage theft claims and to allow workers to hold shareholders of non-publicly traded corporations personally liable for wage theft (S.7539) and to establish a dedicated, recurring revenue stream for Department of Labor wage enforcement purposes by utilizing resources the agency recovers from penalties imposed on employers found in violation of wage theft provisions of the labor law (S.7818).
- \* PART M -- The Senate modifies the Executive proposal to sunset the State's COVID-19 Sick Leave Law on July 31, 2024, by continuing such benefits for employees that work in facilities licensed under Article 28 of the Public Health Law.
- \* NEW PART Y -- The Senate advances language to reduce the period from which striking workers are eligible to receive unemployment insurance benefits as a result of a labor dispute from two weeks to one week (S.4402).
- \* NEW PART EEE -- The Senate advances language to make clarifying changes to the labor standards required for renewable energy system projects to ensure prevailing wage standards and labor peace agreements are implemented.

### **Labor Management Committees**

#### State Operations (S.8300-B)

- \* The Senate concurs with the All Funds recommendation of \$48.8 million, an increase of \$11 million or 29 percent from SFY 2023-24.

### **Law, Department of**

#### State Operations (S.8300-B)

- \* The Senate modifies the Executive All Funds recommendation of \$367 million, and adds \$4.6 million for a total of \$371.7 million as follows:
  - o The Senate adds \$2.5 million to support Article VII new Part BB, which establishes the New York Privacy Act, as proposed in S.365-B.
  - o The Senate adds \$2.1 million to support additional funding for the Office of Special Investigation (OSI).

#### Capital Projects (S. 8004-B)

- \* The Senate concurs with the Executive All Funds recommendation of \$5

million, an increase of \$2.3 million or 81.8 percent from SFY 2023-24 levels.

Article VII Proposal (S.8305-B)

- \* PART O -- The Senate intentionally omits the Executive proposal to prohibit addictive social media feeds for minors without prejudice. The Senate strongly supports the need to add greater protections for minors against addictive social media platforms and intends to address the issue outside of the budget process.
- \* PART P -- The Senate modifies the Executive proposal to restrict the collection and processing of data of minors by operators of websites, online services and applications by making technical and clarifying changes consistent with the New York Privacy Act.
- \* NEW PART BB -- The Senate advances language to enact the New York Privacy Act to provide additional disclosure and safeguards with respect to how personal data is used and stored (S.365-B).

Article VII Proposal (S.8308-B)

- \* PART JJ -- The Senate modifies the Executive proposal to expand the state's deceptive practices act to include unfair and abusive acts and practices by replacing it with (S.795) with additional provisions to provide notice and time to cure, and by adding provisions related to factors considered when determining false advertisements for food products with special consideration for advertising targeted to children (S.213-B).

**Lieutenant Governor, Office of the**

State Operations (S.7500-B)

- \* The Senate concurs with the Executive All Funds recommendation of \$921,000, an increase of \$175,000 or 23.5 percent from SFY 2023-24 levels.

**Local Government Assistance**

State Operations (S.8300-B)

- \* The Senate concurs with the Executive All Funds recommendation of \$2.5 million for the Financial Restructuring Board, unchanged from SFY 2023-24 levels.

Aid to Localities (S.8303-B)

- \* The Senate accepts the Executive All Funds recommendation of \$807.3 million and adds \$210.9 million, for a total of \$1.02 billion as follows:
  - o The Senate adds \$210 million for Aid and Incentives for Municipalities (AIM), distributed across current AIM recipients; with consideration on indexing AIM funding to inflation and reinstating AIM to New York City.
  - o The Senate adds \$309,000 in Miscellaneous Financial Assistance for the Village of Washingtonville to cover the costs of bond interest payments.
  - o The Senate adds \$300,000 in Miscellaneous Financial Assistance for the Village of New Paltz for police and fire services for

institutions of higher education.

- o The Senate adds \$250,000 for the Aid and Incentives for Municipalities (AIM) Redesign Task Force. The task force would also make recommendations on AIM allocations for the City of New York.

Article VII Proposal (S.8305-B)

- \* PART U -- The Senate modifies the Executive's proposal to sunset State matching funds for the County Wide Shared Services Initiative to ensure that outstanding projects and programs are not negatively impacted.
- \* PART V -- The Senate modifies the Executive's proposal to increase the Bonding Limit for the New York City Transitional Finance Authority from \$13.5 billion to \$19.5 billion beginning July 1, 2024, with \$288 million being dedicated to CUNY in 2024, and to \$25.5 billion beginning July 1, 2025 with \$281 million being dedicated to CUNY in 2025. Additionally, the Senate makes such increases contingent on the City of New York expanding the school construction capital plan and demonstrating the plan's achievement of class size reduction mandates.
- \* PART W -- The Senate concurs with the Executive's proposal to expand the Local Government Efficiency Grant programs with \$8 million in funding; an increase of \$4 million from SFY 2023-24 levels.
- \* NEW PART FF -- The Senate advances language to make the state lands of Sojourner Truth State Park and Franny Reese State Park subject to local taxation.
- \* NEW PART LL -- The Senate advances language to establish a New York Aid and Incentives for Municipalities (AIM) redesign task force, similar to S.770. The task force would also make recommendations on AIM allocations for the City of New York.

**Mental Health, Office of**

State Operations (S.8300-B)

- \* The Senate concurs with the Executive All Funds recommendation of \$2.3 billion, an increase of \$23.2 million, or one percent from SFY 2023-24 levels.

Aid to Localities (S.8303-B)

- \* The Senate modifies the Executive All Funds recommendation of \$2.93 billion, and adds \$25.2 million for a total of \$2.95 billion as follows:
  - o The Senate adds \$15 million for Mental Health Legislative Grants.
  - o The Senate adds \$5 million for Article VII proposal, Youth Mental Health Telehealth Services for Youth and Children (S.8146).
  - o The Senate adds \$2 million for Daniel's Law Pilot Program grants for Crisis Intervention Services.
  - o The Senate adds \$1 million for Mental Health Studies and Task Force bills.
  - o The Senate adds \$1 million for Sources of Strength.
  - o The Senate adds \$500,000 for CUNY School of Public Health and

Health Policy to support Harlem Strong Model Mental Health programs.

- o The Senate adds \$350,000 for the Veteran's Mental Health Training Initiative.
- o The Senate adds \$310,000 for the Joseph P. Dwyer Peer to Peer Services Program.

Capital Projects (S.8304-B)

- \* The Senate concurs with the Executive All Funds recommendations of \$596.5 million, a decrease of \$864 million, or 59 percent from SFY 2023-24 levels.

Article VII Proposal (S.8307-B)

- \* PART Y -- The Senate modifies the Executive proposal to make the Community Mental Health Support and Workforce Reinvestment Program permanent by extending the program an additional three years and requiring annual reporting of certain performance metrics.
- \* PART BB -- The Senate modifies the Executive proposal to make Comprehensive Psychiatric Emergency Programs permanent by extending the program an additional three years and requiring annual reporting of certain performance metrics.

**Mental Hygiene, Department of**

State Operations (S.8300-B)

- \* The Senate modifies the Executive All Funds recommendation of \$600 million, and adds \$360 million for a total of \$960 million as follows:
  - o The Senate adds \$360 million (\$180 million State-Share) to support a 3.2 percent Human Services Cost of Living Adjustment (COLA).
    - The Senate includes appropriations language to sub-allocate funding to any relevant state agency responsible for administering the 3.2 percent Human Services COLA as proposed in HMM Part FF (S.8307B).

Article VII Proposal (S.8307-B)

- \* PART Z -- The Senate modifies the Executive proposal to make the authorization for certain demonstration programs permanent by extending the flexibilities an additional three years and requiring annual reporting of certain performance metrics.
- \* PART AA -- The Senate accepts the Executive proposal to require commercial insurance reimbursement parity for certain outpatient behavioral health services.
- \* PART DD -- The Senate accepts the Executive proposal to make the Representative Payee Authority for mental hygiene facility directors permanent.
- \* PART FF -- The Senate modifies the Executive proposal to include a Human Services Cost-of-Living Adjustment by increasing the percentage of this year's adjustment to 3.2 percent, directing the funds for direct salary support, and including programs previously excluded.
- \* NEW PART SS -- The Senate advances language to create a youth

telehealth mental health services program (S.8146).

**People with Developmental Disabilities, Office for**

State Operations (S.8300-B)

- \* The Senate concurs with the Executive All Funds recommendation of \$2.3 billion, an increase of \$4.4 million or less than one percent from SFY 2023-24 levels.

Aid to Localities (S.8303-B)

- \* The Senate modifies the Executive All Funds recommendation of \$5.1 billion, and adds \$192 million for a total of \$5.3 billion as follows:
  - o The Senate adds \$190 million (\$95 million State-Share) to support Article VII proposal HMM, S.837-B, direct support professional wage enhancements, consistent with S.4127-A
  - o The Senate adds \$1 million for Legislative Grants.
  - o The Senate adds \$700,000 related to the rejection of Article VII proposal, HMM Part EE which allows delegated nursing tasks for direct support staff in OPWDD Community Based Programs.

Capital Projects (S.8304-B)

- \* The Senate concurs with the Executive All Funds recommendation of \$139.4 million, an increase of \$20 million or 16.7 percent from SFY 2023-24 levels.

Article VII Proposal (S.8307-B)

- \* PART EE -- The Senate intentionally omits the Executive proposal to allow delegated nursing tasks for direct support staff in the Office for People with Developmental Disabilities community-based programs.
- \* NEW PART UU -- The Senate advances provisions found in S.4127-A to establish a direct support wage enhancement to employees who provide direct care support or any other form of treatment to individuals with developmental disabilities, whose income is less than \$75,000.

**Planning Council, Developmental Disabilities**

State Operations (S.8300-B)

- \* The Senate concurs with the Executive All Funds recommendation of \$4.8 million, unchanged from SFY 2023-24 levels.

**Metropolitan Transportation Authority**

Aid to Localities (S.8303-B)

- \* The Senate concurs with the Executive All Funds recommendation of \$873 million, a decrease of \$19 million or 2.1 percent from SFY 2023-24 levels.

Capital Projects (S.8304-B)

- \* The Senate modifies the Executive All Funds recommendation of \$68 million, and adds \$30 million for a total of \$98 million as follows:
  - o The Senate adds \$30 million for the following:
    - \$20 million for Metro-North for Hudson River Line resiliency

- projects.
- \$10 million for the environmental review of the Queens Link project.
- o The Senate has concerns with the increasing high-cost of conducting studies for MTA projects. The Senate calls on the MTA to do more to reduce expenses on projects, as well as increase transparency to the public as to how public resources are being utilized.
- o The Senate recommends the MTA include solutions to the Nostrand Junction bottleneck as well as station improvements at 74th Street and Jamaica-179th Street stations in Queens and the East New York - LIRR station in Brooklyn in the 2026-2030 Capital Plan.

Article VII Proposal (S.8308-B)

- \* PART A -- The Senate modifies the Executive proposal to extend tax-increment financing authority for ten years by extending this authority for one year. The Senate will continue to work with the MTA on improving its capital project efficiencies and transparency.
- \* PART B -- The Senate rejects without prejudice the Executive proposal to modify fare evasion penalties. The Senate recognizes the significant revenue losses the MTA is facing across the system and stands ready to partner on solutions to improve education, fare collection, and service in an equitable manner.
- \* PART D -- The Senate intentionally omits the Executive proposal to establish criminal penalties for fraudulently attempting to obtain a congestion pricing or Triborough Bridge and Tunnel Authority credit, discount, or exemption due to lack of certainty with respect to congestion pricing implementation.
- \* NEW PART VV -- The Senate advances the FARES Act, which adopts various public transportation discounts:
  - o Expand the Fair Fares program to the commuter rails within New York City and require improved public outreach on the program.
  - o Fund a weekly CityTicket, including transfers to subways and buses.
  - o Provide AM peak fare discounts to seniors and individuals with disabilities across the MTA commuter rail system.

**Military and Naval Affairs, Division of**

State Operations (S.8300-B)

- \* The Senate concurs with the Executive All Funds recommendation of \$146.2 million, a decrease of \$4 million or 2.6 percent from SFY 2023-24 levels.

Aid to Localities (S.8303-B)

- \* The Senate concurs with the Executive All Funds recommendation of \$5.5 million, an increase of \$4 million or 267 percent from SFY 2023-24 levels.

Capital Projects (S.8304-B)

- \* The Senate modifies the Executive All Funds recommendation of \$119.7 million, as follows:

- o The Senate carves out \$5 million for the Camp Smith Training Center
- o The Senate modifies appropriation language to require the Division of Military and Naval Affairs to allocate funding pursuant to a plan approved by the Senate before Capital funding is spent.

**Mortgage Agency (SONYMA)**

State Operations (S.8300-B)

- \* The Senate concurs with the Executive All Funds recommendation of \$76.8 million, unchanged from SFY 2023-24 levels.

Aid to Localities (S.8303-B)

- \* The Senate concurs with the Executive All Funds recommendation of \$121.6 million, a decrease of \$85.3 million or 41 percent from SFY 2023-24 level.

**Motor Vehicles, Department of**

State Operations (S.8300-B)

- \* The Senate concurs with the Executive All Funds recommendation of \$125.2 million, an increase of \$3.5 million or 2.8 percent from SFY 2023-24 levels.

Aid to Localities (S.8303-B)

- \* The Senate concurs with the Executive All Funds recommendation of \$24.9 million, a decrease of \$400,000 or 1.6 percent from SFY 2023-24 levels.

Capital Projects (S.8304-B)

- \* The Senate concurs with the Executive All Funds recommendation of \$514.9 million, an increase of \$180.9 million or 54.2 percent from SFY 2023-24 levels.

Article VII Proposals (S.8308-B)

- \* PART F -- The Senate accepts the Executive's proposal to extend the Internet Point Insurance Reduction Program, which allows people to take defensive driving courses online, for two years until April 1, 2026.
- \* PART G -- The Senate accepts the Executive's proposal to extend the distribution of Transportation and Transmission Tax revenues between upstate (PTOA) and downstate (MMTOA) transit operating systems and the authorization of the use of the Dedicated Highway and Bridge Trust Fund (DHBTF) revenue for DMV operations by two years until April 1, 2026.
- \* PART H -- The Senate accepts the Executive's proposal to establish an Online Insurance Verification System for motor vehicle insurance through the DMV.
- \* PART J -- The Senate modifies the Executive's proposal to extend the DMV's authority to authorize Autonomous Vehicle testing until April 1, 2026 by extending this authority for five years until April 1, 2029.



- \* PART K -- The Senate modifies the Executive's proposal to create a Stretch Limousine Passenger Safety Act by advancing the Senate's Stretch Limousine Passenger Safety Package which includes required safety equipment and features, mileage or age based phase outs for limousines, pre-trip safety briefings, an update to the limo safety website, increased fines for operating a limo with an out of service defect, and the extension of the Stretch Limousine Passenger Safety task force (S.1443-A, S.1442, S.1367, S.1368, S.1370-A, S.1371, S.8376).
- \* NEW PART GGG -- The Senate advances a new proposal to reform the parking enforcement system in the City of New York, increasing penalties on commercial vehicles that illegally park overnight in residential areas or leave trailers unattended, as well as modifying the adjudicatory and enforcement processes.
- \* The Senate additionally supports extending the school bus camera enforcement program authorization, which helps keep our children safe from the dangers of vehicles illegally over-passing stopped school buses.

#### **National And Community Service**

##### State Operations (S.8300-B)

- \* The Senate concurs with the Executive All Funds recommendation of \$30.5 million, an increase of \$89,000 or .30 percent from SFY 2023-24 levels.

##### Aid to Localities (S.8303-B)

- \* The Senate concurs with the Executive All Funds recommendation of \$489,000, an increase of \$32,000 or 7 percent from SFY 2023-24 levels.

#### **Olympic Regional Development Authority**

##### State Operations (S.8300-B)

- \* The Senate concurs with the Executive All Funds recommendation of \$14.1 million, which is consistent with SFY 2023-24 levels.

##### Capital Projects (S.8304-B)

- \* The Senate modifies the Executive All Funds recommendation of \$82.5 million, a decrease of \$7.5 million, or 8 percent from SFY 2023-24 levels by providing that Belleayre Mountain Ski Center receive at least \$15 million.

#### **Parks, Recreation and Historic Preservation**

##### State Operations (S.8300-B)

- \* The Senate concurs with the Executive All Funds recommendation of \$386.4 million, an increase of \$26.7 million, or 7 percent from SFY 2023-24 levels.

##### Aid to Localities (S.8303-B)

- \* The Senate concurs with the Executive All Funds recommendation of \$26.6 million, an increase of \$15 million, or 129 percent from SFY 2023-24 levels.

Capital Projects (S.8304-B)

- \* The Senate modifies the Executive recommendation of \$622.4 million, and adds \$63 million, for a total of \$675.4 billion, as follows:
  - o The Senate restores \$10 million for zoos, botanical gardens, and aquaria.
  - o The Senate adds \$53 million for the following:
    - \$50 million for infrastructure projects at State parks.
    - \$3 million for the Adirondack Experience project.
  - o Expands allowable purposes of the NY SWIMS program to provide funding for natural swimming areas.

**Power Authority, New York**

Capital Projects (S.8304-B)

- \* The Senate concurs with the Executive All Funds recommendation of \$54 million, an increase of \$46.5 million, or 620 percent from SFY 2023-24 levels.

Article VII Proposal (S.8308-B)

- \* New Part FFF -- The Senate advances language to direct the Canal Corporation to create a chart of the Oswego river basin and the Mohawk river basin normal and flood water flows (S.7641).

**Prevention of Domestic Violence, Office for the**

State Operations (S.8300-B)

- \* The Senate concurs with the Executive All Funds recommendation of \$6 million, an increase of \$1 million or 21 percent from SFY 2023-24 levels.

Aid to Localities (S.8303-B)

- \* The Senate modifies the Executive All Funds recommendation of \$11.8 million by adding \$5 million for a total of \$16.8 million as follows:
  - o The Senate adds \$5 million for Domestic Violence Service Providers grants for a total of \$10 million.

**Prosecutorial Conduct, Commission on**

State Operations (S.8300-B)

- \* The Senate concurs with the Executive All Funds recommendation of \$1.75 million, unchanged from SFY 2023-24 levels.

**Public Employment Relations Board**

State Operations (S.8300-B)

- \* The Senate concurs with the Executive All Funds recommendation of \$5.9 million, an increase of \$963,000 or 18 percent from SFY 2023-24 levels.

Capital Projects (S.8304-B)

- \* The Senate concurs with the Executive All Funds recommendation of

\$2.5 million for the modernization program of SFY 2022-23 that becomes a reappropriation this year.

**Public Service, Department of**

State Operations (S.8300-B)

- \* The Senate concurs with the Executive All Funds recommendation of \$141.7 million, an increase of \$29.9 million, or 27 percent SFY 2023-24 levels.

Aid to Localities (S.8303-B)

- \* The Senate concurs with the Executive recommendation of \$55.8 million, a decrease of \$150 million, or 73 percent from SFY 2023-24 levels.

Article VII Proposal (S.8308-B)

- \* Part O -- The Senate modifies the Executive proposal to enact the Renewable Action Through Project Interconnection and Deployment (RAPID) Act by adding language on additional reporting and oversight, mitigation of negative impact on prime agricultural lands and other protected areas, and to include stand-alone commercial scale battery storage siting.
- \* Part P -- The Senate rejects the Executive proposal for the Affordable Gas Transition Act (AGTA), and replaces it with the New York Home Energy Affordable Transition Act (NY HEAT Act) (S.2016B).
- \* Part Q -- The Senate modifies the Executive proposal to extend assessments on cable television companies and public utilities to cover expenses of various agencies to April 1, 2029 by only extending this assessment by one year to April 1, 2025.
- \* New Part CCC -- The Senate advances language to require the Public Service Commission and Department of Environmental Conservation to conduct regular audits of regulated private water utilities (S.1791).

**State, Department of**

State Operations (S.8300-B)

- \* The Senate modifies the Executive All Funds recommendation of \$192.3 million, and adds \$19.5 million for a total of \$211.8 as follows:
  - o The Senate adds \$21.0 million for the following:
    - \$10 million for the Commission to Study Reparations and Social Justice (Chapter 729 of the Laws of 2023).
    - \$5 million for the Office of Native American Affairs.
    - \$5 million for the Office of Racial Equity and Social Justice.
    - \$1 million for the Authorities Budget Office (ABO) to support (S.1737 Krueger).
  - o The Senate removes \$1.5 million for the following:
    - \$1.5 million for the Office of Faith and Non-Profit Development Services.

Aid to Localities (S.8303-B)

- \* The Senate modifies the Executive All Funds recommendation of \$278.9

million, and adds \$61.8 million for a total of \$340.7 million as follows:

- o The Senate restores and increases \$65.3 million for the following:
  - \$30 million for additional appropriations for the Office for New Americans for job training/placement services, case management services, and English as a second language services.
  - \$30 million for Asian American Pacific Islanders (AAPI) for combating biased based crimes, crisis intervention services, and an AAPI Community Development Fund.
  - \$3 million for the New York State Immigration Coalition.
  - \$2.25 million for the Public Utility Law Project (PULP).
  - \$75,000 for the New York Legal Assistance Group.
- o The Senate removes \$3.5 million for the following:
  - \$3.5 million for the Office of Faith and Non-Profit Development Services.

#### Capital Projects (S.8304-B)

- \* The Senate concurs with the Executive All Funds recommendation of \$212 million, an increase of \$10 million or 5.0 percent from SFY 2023-24 levels.

#### Article VII Proposals (S.8305-B)

- \* NEW PART GG -- The Senate advances language that requires every state agency, board, or commission, that collects demographic data on ancestry or ethnic origin, add and use separate collection and tabulation categories for North African and Middle Eastern groups (S.6584-B)
- \* NEW PART RR -- The Senate advances language creating the Office of Racial Equity and Social Justice to serve as the official State planning and coordinating office for changes in race or social justice policies, practices, and in the allocation of State resources (S.1359).
- \* NEW PART VV -- The Senate advances language establishing the Office of Native American Affairs to act as a centralized office for Native American nations to access information on State programs that are applicable to Native Americans (S.8435).

#### Article VII Proposals (S.8308-B)

- \* Part GG -- The Senate intentionally omits the Executive proposal to require certification for distribution, assembly, reconditioning, sale of lithium-ion batteries and second-use lithium-ion batteries as S.154-E addresses this issue.
- \* PART KK -- The Senate modifies the Executive proposal to extend videoconferencing authority for two years by including language to lower the in person requirements for all advisory boards.
- \* PART MM -- The Senate intentionally omits the Executive proposal on Artificial Intelligence-based deceptive practices and intends to address the issue outside of the budget process.

#### **State Police, Division of**

#### State Operations (S.8300-B)

\* The Senate modifies the Executive All Funds recommendation of \$1.09 billion, and subtracts \$17.8 million for a total of \$1.07 billion as follows:

- o The Senate transfers \$17.8 million to the Division of Criminal Justice Services to support local assistance grants for State and Local Law Enforcement.

#### Capital Projects (S.8304-B)

\* The Senate modifies the Executive All Funds recommendation of \$144.9 million, and subtracts \$7.4 million for a total of \$137.5 million as follows:

- o The Senate transfers \$7.4 million to the Division of Criminal Justice Services to support local assistance grants to State and Local Law Enforcement.

#### Article VII Proposals (S.8305-B)

\* NEW PART XX -- The Senate advances language that statutorily establishes a retail crime task force. The task force would be authorized to support and assist localities with retail theft incidents, if requested, create a centralized information sharing system to share real-time intelligence/data on retail crime, and investigate large scale organized retail theft occurring between two or more counties.

#### **State University of New York (SUNY)**

##### State Operations (S.8300-B)

\* The Senate modifies the Executive All Funds recommendation of \$11.7 billion and adds \$192.3 million for a total of \$11.9 billion as follows:

- o The Senate restores \$71 for the following
  - \$69 million for hospital debt service.
  - \$1.3 million for the Educational Opportunity Program.
  - \$350,000 for the SUNY Black Leadership Institute.
  - \$150,000 for the Benjamin Center at SUNY New Paltz.
- o The Senate adds \$121.5 million for the following:
  - \$100 million for the SUNY operational funding.
  - \$10.1 million for hospital debt service
  - \$5 million for the School of Environmental Science & Forestry.
  - \$5 million for SUNY Maritime Scholarships.
  - \$1 million for the UB Law School Public Policy Institute.
  - \$350,000 for the Asian Leadership Institute.
- o Modifies the \$100 million in operating assistance to SUNY Downstate to continue current services while the State pursues a commissioned report evaluating SUNY Downstate's healthcare services to ensure accessibility, equity, and sustainability.
- o The Senate intentionally omits \$2.5 million for the Empire AI Consortium.

\* The Senate supports additional financial resources if needed to fund collective bargaining agreements.

##### Aid to Localities (S.8303-B)

- \* The Senate modifies the Executive All funds recommendation of \$445 million and adds \$1.7 million for a total of \$447 million as follows:
  - o The Senate restores \$1.7 million for the Cornell Cooperative Extension.

#### Capital Projects (S.8304-B)

- \* The Senate modifies the Executive All Funds recommendation of \$1.2 billion and adds \$820 million for a total of \$2 billion as follows:
  - o The Senate restores \$820 million for the following:
    - \$670 million for senior college capital.
    - \$150 million for hospital capital.

#### Article VII Proposal (S.8306-B)

- \* New Part X -- The Senate advances language to codify the SUNY Black Leadership Institute (S.4743).
- \* New Part JJ -- The Senate advances language to require the use of project labor agreements (PLA) for large scale construction projects and projects involving construction, rehab, or improvement of any facility on the campus valued at \$3 million or more (amended version of S.6050).
- \* New Part KK -- The Senate advances language to establish a Commission tasked with evaluating SUNY Downstate's healthcare services to ensure accessibility, equity, and sustainability, while safeguarding core health care services. The Commission shall issue a report with recommendations due by December 31, 2024. Implementation of these recommendations by the Department of Health is contingent upon legislative approval or rejection by February 1, 2025.

#### **Statewide Financial System**

##### State Operations (S.8300-B)

- \* The Senate concurs with the Executive All Funds appropriation recommendation of \$32 million, unchanged from SFY 2023-24 levels.

##### **Tax Appeals, Division of**

##### State Operations (S.8300-B)

- \* The Senate concurs with the Executive All Funds appropriation recommendation of \$4 million, an increase of \$669,600, or 16.6 percent, from SFY 2023-24 levels.

##### **Taxation and Finance, Department of**

##### State Operations (S.8300-B)

- \* The Senate concurs with the Executive All Funds recommendation of \$499.1 million, an increase of \$27.2 million, or 5.5 percent from SFY 2023-24 levels.

##### Aid to Localities (S.8303-B)

- \* The Senate concurs with the Executive All Funds recommendation of \$7.9 million which is consistent with SFY 2023-24 levels.

##### **Temporary and Disability Assistance, Office of**

State Operations (S.8300-B)

- \* The Senate concurs with the Executive All Funds recommendation of \$512.3 million, an increase of \$46.7 million or 10 percent from SFY 2023-24 levels.

Aid to Localities (S.8303-B)

- \* The Senate modifies the Executive All Funds recommendation of \$9.5 billion, and adds \$260.3 million for a total of \$9.6 billion as follows:

- o The Senate restores \$18.3 million for the following:
  - \$8 million in additional support for the Refugee Resettlement Program, for a total of \$10 million.
  - \$4 million in TANF for ATTAIN.
  - \$2 million in additional support for the Nutritional Outreach and Education Program (NOEP), for a total of \$5.5 million.
  - \$2 million for the Double Up Food Bucks program.
  - \$1.5 million in additional support for the Disability Advocacy Program (DAP), for a total of \$6.75 million.
  - \$800,000 in TANF for the Welfare to Careers Program.
- o The Senate adds \$192 million for the following:
  - \$50 million in TANF for increased public assistance access and support for individuals at risk of eviction.
  - \$50 million to establish the NYS SNAP Minimum-Benefits program, ensuring families receive a minimum benefit of \$50 per month.
  - \$32 million in additional support for STEPH/NYSSHP/OSAH programs to increase reimbursement rates, for a total of \$85.9 million.
  - \$20 million for Legal Service Representation for Evictions in NYC.
  - \$12 million for the Mothers and Infants Lasting Change Allowance.
  - \$10 million for Legal Services NYCs Eviction Prevention and Housing Stability Program.
  - \$10 million in additional support to consolidate the Summer Youth Employment Program (SYEP), for a total of \$60.4 million. Funding will support additional slots for youths.
  - \$8.9 million for Legal Services of the Hudson Valley Eviction Prevention.
  - \$5 million in additional support for Legal Service Representation for Evictions outside NYC, for a total of \$40 million.
  - \$1.5 million for National Diaper Banks.
  - \$20 million for a statewide thirty percent cap on rent contributions for HIV-positive individuals, for part CC of ELFA.
  - \$11.5 million for an allowance for the cost of diapers for part BB of ELFA.
  - \$2 million for the New York Healthy Incentive Program, for part AA of ELFA.
  - \$500,000 for a study on the public benefits cliff, for part

EE of ELFA.

- \$8.6 million to support legislative initiatives.
- o The Senate accepts the Executive proposal to provide \$50 million in TANF funding for the Anti-Poverty Initiative in three cities (Rochester, \$25 million; Buffalo \$12.25 million; and Syracuse \$12.25 Million). The Senate recognizes that other parts of the State are experiencing extreme poverty and also require additional resources.

#### Capital Projects (S.8304-B)

- \* The Senate concurs with the Executive recommendation of \$128 million, which is consistent with SFY 2023-24 levels.

#### Article VII Proposal (S.8306-B)

- \* Part H -- The Senate accepts the Executive proposal to raise the Personal Needs Allowance and standard of monthly need for determining eligibility for Public Assistance and a number of additional state payments.
- \* Part I -- The Senate accepts the Executive proposal to amend the Family Court Act and the Domestic Relations Law to bring New York state into compliance with federal regulations related to child support payments.
- \* NEW PART AA -- The Senate advances language to direct the Office of Temporary and Disability Assistance to establish the New York Healthy Incentive Program which will provide earned dollars for Supplemental Nutrition Assistance Program beneficiaries to spend on local healthy food (S.3069-A).
- \* NEW PART BB -- The Senate advances language to permit local social services districts to administer allowances for the cost of diapers to eligible families with children two years or younger (S.1210).
- \* NEW PART CC -- The Senate advances language to require all local social services districts in New York State to provide a thirty percent rental contribution cap for all individuals that are HIV-positive and living on public assistance (S.183).
- \* NEW PART EE -- The Senate advances language to establish a task force to study fiscal cliffs in New York state's Public Assistance program and make recommendations to reduce and eliminate such fiscal cliffs (S.7830-A).
- \* NEW PART OO -- The Senate advances language to increase the income threshold to 400 percent of the Federal Poverty Level for the one-time, six-month earned income disregard for public assistance recipients who enter a job after completing an employment training program (amended version of S.8374).
- \* NEW PART VV -- The Senate advances language to require temporary housing facilities offer high speed broadband internet and WiFi access to all residents (S.4561-A).
- \* NEW PART BBB -- The Senate advances language creating a pilot program which will provide 1,000 participants an unconditional cash allowance during the final three months of pregnancy which will continue until the child born of that pregnancy reaches 9 months of age (amended version of S.4578-A).
- \* NEW PART FFF -- The Senate advances language establishing a state SNAP minimum benefit program to provide the difference in a



household's federal SNAP benefit and \$50.00 (amended version of S.7663-A).

### **Thruway Authority**

Aid to Localities (S. 8303-B)

- \* The Senate supports the expansion of the Governor Cuomo/Tappan Zee Bridge Resident Discount Program to include Orange County residents.

Article VII Proposal (S.8308-B)

- \* PART C -- The Senate modifies the Executive proposal to create a new mechanism for DMV to block the registration of a vehicle based on a toll-related offense, increase penalties for license plate concealment, and authorize law enforcement to seize license plate obstructing materials by replacing it with the Senate's Toll Payer Protection Act (S.492-A) and include a ban on the sale of "vanish plates" and an additional penalty for fraudulent paper plates.

### **Transportation, Department of**

State Operations (S.8300-B)

- \* The Senate concurs with the Executive All Funds recommendation of \$500.9 million, an increase of \$5.7 million or 1.1 percent from SFY 2023-24 levels.

Aid to Localities (S.8303-B)

- \* The Senate modifies the Executive All Funds recommendation of \$5.3 billion, and adds \$230.2 million for a total of \$5.5 billion as follows:
  - o The Senate adds \$230.2 million for the following:
    - \$79.6 million in additional support for STOA funding to non-MTA transit systems to provide a 15% increase, for a total of \$5.2 billion.
    - \$45 million for the MTA to increase bus service frequency.
    - \$45 million for the MTA's Fare-Free Bus Pilot to support three additional bus routes per borough.
    - \$40 million for the expansion of MTA's City Ticket program and reduced AM fares for seniors.
    - \$20 million for a municipal project study fund to provide up to \$125,000 per grant to municipalities for road condition studies.
    - \$625,000 for the Governor's Island seasonal Brooklyn ferry service.
  - o The Senate supports non-MTA transit systems developing and expanding Fare-Free bus pilots.

Capital Projects (S8004-B)

- \* The Senate modifies the Executive recommendation of \$9.4 billion, and adds \$1.2 billion for a total of \$10.6 billion as follows:
  - o The Senate adds \$1.2 billion for the following:
    - \$400 million in additional support for core highway funding, for a total of \$3 billion. \$100 million of the additional support will go to region 8 to compensate for past

underfunding.

- \$160 million in additional support for the Consolidated Local Highway Improvement Program (CHIPS), for a total of \$698.1 million.
- \$90 million in additional support for State Touring Routes (STR), for a total of \$190 million.
- \$50 million in additional support for Extreme Winter Recovery (EWR), for a total of \$150 million.
- \$27.5 million in additional support for the Aviation Capital Grant Program, for a total of \$40 million.
- \$23.7 million in support for the first year of a new five-year capital plan for the NFTA, totaling \$131 million over the five years.
- \$20 million in additional support for non-MTA capital funding, for a total of \$159.5 million.
  
- \$15 million to support the maintenance of State Arterial Roads.
- \$2.5 million for state maintenance cost for Ridge Road and South Park Avenue in the City of Lackawanna for TEDE Part BBB.
- \$250 million for Round 3 of the Airport Economic Development and Revitalization Initiative for airports outside New York City.
- \$100 million for Multi-Modal discretionary funding
  - \$55.5 million to support the following:
    - \* \$15 million for the Rochester Intermodal Station.
    - \* \$20 million for engineering costs of NYS Route 9A.
    - \* \$20 million to renovate Brookeville Blvd.
    - \* \$500,000 for the Town of Plattekill for a culvert replacement.
      - \$28 million to support studies for the following:
- \* \$15 million for connecting the Cross Island Parkway to the Belt Parkway
- \* \$10 million for Higher-speed rail.
- \* \$3 million for a study on the creation of a Mid-Hudson Valley Transportation Authority.
  - The Senate provides additional language requiring the Gateway Development Commission as part of the Hudson River Casing Project to study the Secaucus-Loop project, while the casing project is ongoing.
  - The Senate supports providing a commitment letter for the state share of costs (\$700 million) associated with the Amherst Light Rail Expansion.

#### Article VII Proposal (S.8308-B)

- \* PART E -- The Senate accepts the Executive's proposal to modify the CDTA's local match percentages to accommodate Warren County's contribution to and participation in the system.
- \* PART I -- The Senate modifies the Executive's proposal to authorize the City of New York to lower citywide speed limits from its current authorization of 25 miles per hour down to 20 miles per hour, and to lower school zone speed limits and traffic calming "slow zones" from 15 miles per hour to 10 miles per hour, to replace it with Sammy's Law (S.2422-B).

- \* NEW PART WW -- The Senate advances language to require all public transit operators that receive State assistance to purchase only zero-emissions buses and related equipment beginning January 1, 2029. This legislation also requires a best-value contracting framework to evaluate bids to promote higher wages and benefits and requires the development of a plan to train or retrain impacted auto workers (S.6089).
- \* NEW PART ZZ -- The Senate advances language to create a dedicated revenue stream to support the Statewide Mass Transportation Operating Assistance fund for transit systems outside the MTA region by adding a \$1 assessment on transportation network company rides.
- \* NEW PART BBB -- The Senate advances language to designate South Park Avenue and portions of Ridge Road in the City of Lackawanna as a State Highway, dedicating its maintenance to the DOT (S.1357 & S.1358).
- \* NEW PART EEE -- The Senate advances language to require New York City to establish scramble crosswalks between the hours of 8AM and 4PM near school zones on weekdays (S.2515-C).

**Veterans' Affairs, Department of**

State Operations (S.8300-B)

- \* The Senate concurs with the Executive All Funds recommendation of \$14.1 million, an increase of \$1 million or 8 percent from SFY 2023-24 levels.

Aid to Localities (S.8303-B)

- \* The Senate modifies the Executive All Funds recommendation of \$12.4 million, an adds \$4 million for a total of \$16.4 million as follows:
  - o The Senate restores \$1.48 million for the following:
    - \$500,000 for the New York State Defenders Associations Veteran Defense Program (VDP).
    - \$450,000 for the New York State Defenders Associations Veteran Defense Program (VDP) - Long Island Expansion.
    - \$300,000 for New York Helmets to Hardhats.
    - \$225,000 for Legal Services of the Hudson Valleys -- Veteran and Military Families.
  - o The Senate adds \$2.55 million for the following:
    - \$800,000 for SAGE
    - \$250,000 to support the Alex R. Jimenez legacy program for Part PP of ELFA
    - \$1.5 million to support legislative initiatives.

Capital Projects (S.8304-B)

- \* The Senate concurs with the Executive All Funds recommendation of \$4 million, which is consistent with SFY 2023-24 levels.

Article VII Proposal (S.8306-B)

- \* NEW PART PP -- The Senate advances language to establish the Alex R. Jimenez legacy program to assist uniform service members, veterans, reserve component members, and their families in securing legal immigration status in the United States (S.8119).

**Victim Services, Office of**

State Operations (S.8300-B)

- \* The Senate concurs with the Executive All Funds recommendation of \$26 million, an increase of \$7.5 million or 40 percent from SFY 2023-24 levels.

Aid to Localities (S.8303-B)

- \* The Senate modifies the Executive All Funds recommendation of \$336.7 million, as follows:
  - o The Senate modifies the Victim of Crime Act (VOCA) grants appropriation language to allocate funding pursuant to a plan approved by the Legislature

Capital Projects (S.8304-B)

- \* The Senate concurs with the Executive All Funds recommendation of \$4.1 million, an increase of \$2.6 million or 173 percent from SFY 2023-24 levels.

**Waterfront Commission**

State Operation (S. 8300-B)

- \* The Senate modifies the Executive All Funds recommendation of \$5 million, and subtracts \$2.47 million for a total of \$ 2.5 million for the operations of the Waterfront Commission.

Article VII Proposal (S.8308-B)

- \* PART L -- The Senate modifies the Executive's proposal to establish a New York Waterfront Commission by extending the temporary authorization for the existing governmental structure to June 30, 2025.

**Workers' Compensation Board**

State Operations (S.8300-B)

- \* The Senate modifies the Executive All Funds recommendation of \$227.2 million, an increase of \$14.9 million by adding \$149 million for a total of \$376.2 million to include the following:
  - o \$114 million to support the implementation of S.8445-A/Ramos.
  - o \$35 million to support the implementation of the Senate's Short-Term Disability Leave Benefits proposal.

Article VII Proposals (S.8305-B)

- \* PART N -- The Senate modifies the Executive proposal to increase short-term disability leave benefits by implementing a progressive benefit structure over a three-year period and amends employee contributions provided that in no case shall employee contributions exceed \$2.20 per week. The Senate also temporarily exempts workers and employers covered by a current collective bargaining agreement (CBA) until the expiration of such agreement (amended version of S.2821-B).
- \* NEW PART III -- The Senate advances language to expand workers' compensation coverage for work-related post-traumatic stress disorder (S.6635).

Article VII Proposals (S.8306-B)

- \* NEW PART Z -- The Senate advances language to allow either party to a Workers' Compensation claim to request a hearing and to require a record of all hearings held (S.8445-A).

**Welfare Inspector General, Office of**

State Operations (S.8300-B)

- \* The Senate concurs with the Executive All Funds recommendation of \$1.4 million, an increase of \$53,000 or 3.97 percent from SFY 2023-24 Levels.

**Miscellaneous Appropriations, Data Analytics**

State Operations (S.8300-B)

- \* The Senate concurs with the Executive All Funds recommendation of \$50 million in reappropriation authority, unchanged from SFY 2023-24 levels.

**Miscellaneous Appropriations, Insurance and Securities Fund Reserve Guarantee**

State Operations (S8300-B)

- \* The Senate concurs with the Executive All Funds recommendation of \$1.6 billion, unchanged from SFY 2023-24.

**Miscellaneous Appropriations, Special Federal Emergency**

State Operations (S.4000-B)

- \* The Senate modifies the Executive All Funds recommendation of \$7 billion, unchanged from SFY 2023-24 levels, as follows:
  - o The Senate modifies the appropriation language to require the approval of the Temporary President of the Senate and Speaker of the Assembly before appropriations can be utilized after the budget is enacted.

**Miscellaneous Appropriations, Special Emergency**

State Operations (S.4000-B)

- \* The Senate modifies the Executive All Funds recommendation of \$2 billion, and subtracts \$1 billion, for a total of \$1 billion as follows:
  - o The Senate reduces the appropriation by \$1 billion to an amount consistent with the funding level prior to the pandemic.
  - o The Senate modifies the appropriation language to require the approval of the Temporary President of the Senate and Speaker of the Assembly before appropriations can be utilized after the budget is enacted.

**Miscellaneous Appropriations, Public Security and Emergency Response**

State Operations (S.4000-B)

- \* The Senate concurs with the Executive All Funds recommendation of

\$500 million, unchanged from SFY 2023-24 levels.

**Miscellaneous Appropriations, State Equipment Finance Program**

Capital Projects (S.8304-B)

- \* The Senate concurs with the Executive All Funds recommendation of \$100 million, which is consistent with SFY 2023-24.

**Miscellaneous Items**

State Operations (S.8300-B)

- \* The Senate concurs with the Executive All Funds recommendation of \$292.4 million for Health Insurance Reserve Receipts Fund which is consistent with SFY 2023-24.
- \* The Senate concurs with the Executive All Funds recommendation of \$773.8 million for Health Insurance Contingency Reserve which is consistent with SFY 2023-24.
- \* The Senate concurs with the Executive All Funds recommendation of \$9.5 million for the Workers' Compensation Reserve which is consistent with SFY 2023-24.

Aid to Localities (S.8303-B)

- \* The Senate concurs with the Executive All Funds recommendation of \$250 million for Raise the Age, which is consistent with SFY 2023-24 levels.

Capital Projects (S.8304-B)

- \* The Senate concurs with the Executive All Funds recommendation of \$50 million for sustainability projects.

Article VII Proposal (S.8308-B)

- \* PART W -- The Senate intentionally omits without prejudice the Executive proposal to increase the bond cap of the Battery Park City Authority. The Senate supports the need for greater investment in

coastal resiliency and flood risk management in Battery Park City, but more information about the project plan and funding is needed.

- \* NEW PART OO -- The Senate advances language to repeal provisions restricting the legal authority of members of the Public Authorities Control Board in evaluating publicly financed projects (S.8142).
- \* NEW PART PP -- The Senate advances language to increase transparency and accountability for local economic development entities by:
  - o Creating a searchable database of subsidy and economic development benefits provided by local authorities (S.1737).
  - o Extending the applicability of Open Meetings and Freedom of Information Laws to public or quasi-public not-for-profit corporations (S.2727A).
  - o Authorizing county comptrollers to examine Industrial Development Agencies and local development corporations (S.2297).
  - o Granting the Authorities Budget Office additional enforcement powers to prevent unauthorized activity and willful submission of false financial reports (S.6746).

Article VII Proposal (S.8305-B)

- \* PART X -- The Senate modifies the Executive's proposal regarding sweeps and transfers to account for spending changes and intentionally omits the Executive proposals to codify the scope of the Office of State Comptroller (OSC) "terms and conditions" approval of Personal Income Tax and Sales Tax Revenue Bonds sales issued on a negotiated basis and make permanent the authority to issue up to \$4 billion in short-term personal income tax notes.

**Revenue**

Article VII Proposal (S.8309-A)

- \* PART A -- The Senate modifies the Executive proposal to permanently extend the charitable itemized deduction limit by extending this limit by five years.
- \* PART B -- The Senate modifies the Executive proposal to permanently extend the tax shelter provisions by extending these provisions by five years.
- \* PART C -- The Senate accepts the Executive proposal to make technical corrections to the Metropolitan Commuter Transportation Mobility Tax.
- \* PART D -- The Senate accepts the Executive proposal to close the amended return loophole for Personal Income and Corporation Franchise Taxes.
- \* PART E -- The Senate accepts the proposal to create a Commercial Security Tax Credit program.
- \* PART F -- The Senate modifies the Executive proposal to permanently extend the electronic filing and payment mandate by extending the mandate by five years.
- \* PART G -- The Senate modifies the Executive proposal to permanently extend the authorization to manage delinquent sales tax vendors by extending this authorization by five years.
- \* PART H -- The Senate accepts the Executive proposal to provide for the filing of Amended Sales Tax Return.
- \* PART I -- The Senate modifies the Executive proposal to extend for three years the sales tax exemptions connected to the Dodd Frank Protection Act to extend these provisions for one year and to add language requiring that the cost of this tax expenditure be calculated and reported to the Governor and the Legislature prior to next year's budget deadline.
- \* PART J -- The Senate accepts the Executive proposal to extend the sales tax exemption for vending machines for one year.
- \* PART K -- The Senate modifies the Executive proposal to modernize the vacation rental industry by replacing the Executive's language with language which creates a statewide registry of short term rentals, while allowing localities to maintain their own registries, and imposes the sales tax and hotel and motel occupancy taxes on short term rentals (S.885-B).
- \* PART L -- The Senate modifies the Executive proposal to repeal and replace the cannabis potency tax with language which phases in a permanent rate for the new wholesale tax over a multi-year period (S.4831-B).
- \* PART M -- The Senate intentionally omits the Executive proposal to

clarify the Telecommunications Assessment Ceiling Program.

- \* PART N -- The Senate modifies the Executive proposal creating a new process for distribution of surplus proceeds related to the auction of properties subject to foreclosure by adding a variety of homeowner protections.
- \* NEW PART S -- The Senate advances language to fully de-couple New York from the Qualified Opportunity Zones program and to tax capital gains from investments in these zones in the same manner as other capital gains are taxed (S.543-A).
- \* NEW PART T -- The Senate advances language ending the sales and use tax exemption for the cost of a boat above \$230,000 (S.2557).
- \* NEW PART U -- The Senate advances language ending the sales and use tax exemption for private aircraft (S.2556).
- \* NEW PART V -- The Senate advances language requiring vapor product distributors to be licensed by the State and gives the Department of Taxation and Finance the power to enforce the collection of excise taxes on vaping products (S.8559).
- \* NEW PART W -- The Senate advances language to repeal the excise tax on medical cannabis (S.5365).
- \* NEW PART X -- The Senate advances language to expand the maximum credit for the solar energy system equipment credit from \$5,000 to \$10,000, to allow the credit to include costs of storage systems installed, to make the credit refundable for low to moderate income taxpayers or individuals living in disadvantaged communities (S.3596-C).
- \* NEW PART Y -- The Senate advances language to expand the maximum credit for geothermal energy systems expenditures from \$5,000 to \$10,000 and to make the credit refundable for low to moderate income taxpayers or individuals living in disadvantaged communities (S.8106).
- \* NEW PART Z -- The Senate advances language to exempt the installation of residential energy storage systems from the sales and use tax (based on S.4547).
- \* NEW PART AA -- The Senate advances language to make programmatic changes to the digital gaming media production credit to make the credit more effective (based on S.6997-A).
- \* NEW PART BB -- The Senate advances language to exempt nonprofit carshare organizations from the supplemental car rental tax (S.7848).
- \* NEW PART CC -- The Senate advances language to increase the value of the volunteer firefighter and ambulance workers credit to \$800 from the current \$200 (based on S.7286).
  
- \* NEW PART DD -- The Senate advances language to increase the personal income tax rates for filers making over \$5 million but not over \$25 million from 10.3 to 10.8 percent and for filers making over \$25 million from 10.9 to 11.4 percent for Tax Years 2024 through 2027.
- \* NEW PART EE -- The Senate advances language creating a payroll tax credit for independently owned media entities employing news journalists of 100 or fewer employees, capped at \$20 million annually (S.625-C).
- \* NEW PART FF -- The Senate advances language creating a state version for the working opportunities tax credit, capped at \$5 million (based on S4833-A).



- \* NEW PART GG -- The Senate advances language to remove a number of tax breaks for the use of fossil fuels and dedicates revenues from the taxation of aviation fuel back to airport capital and operating expenses (based on S.3389).
- \* NEW PART HH -- The Senate advances language creating a Working Families Tax Credit that would provide a \$550 credit per child to single taxpayers making under \$75,000 and married taxpayers filing jointly making \$130,000. Taxpayers with higher incomes would see the value of the credit decline by \$20 for each \$1,000 of additional income over these levels. This new credit would replace the existing Empire State Child Credit, providing a more generous credit (based on S.277-A).
- \* NEW PART II -- The Senate advances language increasing the Corporate Franchise tax rate for companies with a net business income of \$5 million or above to 9 percent for Tax Years before 2027. The Senate will advocate for the use of additional revenue from the corporate franchise tax surcharge to provide significant relief to the state's Unemployment Insurance fund. Simultaneous with that relief, the Senate supports restarting the scheduled increases to the maximum weekly benefit for unemployed workers. Maximum benefits should increase to eventually achieve half of the state median income over a reasonable time-frame, and should reach no less than 44% of average weekly wages by 2026.
- \* NEW PART JJ -- The Senate advances language extending the real property tax relief credit for three years and expanding eligibility.