

Legislative Bill Drafting Commission
12006-01-5

S. -----
Senate

IN SENATE--Introduced by Sen

--read twice and ordered printed,
and when printed to be committed
to the Committee on

----- A.
Assembly

IN ASSEMBLY--Introduced by M. of A.

with M. of A. as co-sponsors

--read once and referred to the
Committee on

APPR

(Provides for emergency appropri-
ation for the period April 1, 2025
through April 17, 2025)

Emergency Approp. 4/1-4/17

AN ACT

making appropriations for the
support of government; to amend
chapter 113 of the laws of 2025
making appropriations for the
support of government, in relation
thereto; to amend chapter 118 of the
laws of 2025 making appropriations
for the support of government, in
relation thereto; to amend chapter
119 of the laws of 2025 making
appropriations for the support of
government, in relation thereto; and

IN SENATE

Senate introducer's signature

The senators whose names are circled below wish to join me in the sponsorship
of this proposal:

s15 Addabbo	s46 Fahy	s28 Krueger	s21 Parker	s42 Skoufis
s43 Ashby	s34 Fernandez	s24 Lanza	s19 Persaud	s11 Stavisky
s36 Bailey	s60 Gallivan	s16 Liu	s13 Ramos	s45 Stec
s63 Baskin	s12 Gianaris	s04 Martinez	s05 Rhoads	s35 Stewart- Cousins
s57 Borrello	s59 Gonzalez	s07 Martins	s33 Rivera	s44 Tedisco
s25 Brisport	s26 Gouardes	s02 Mattera	s39 Rolison	s49 Walczyk
s55 Brouk	s53 Griffo	s48 May	s50 Ryan, C.	s52 Webb
s06 Bynoe	s40 Harckham	s37 Mayer	s61 Ryan, S.	s38 Weber
s09 Canzoneri- Fitzpatrick	s54 Helming	s03 Murray	s18 Salazar	s08 Weik
s17 Chan	s41 Hinchey	s20 Myrie	s10 Sanders	s22
s30 Cleare	s47 Hoylman- Sigal	s51 Oberacker	s23 Scarcella- Spanton	
s14 Comrie	s31 Jackson	s58 O'Mara	s62 Ortt	s32 Sepulveda
s56 Cooney	s27 Kavanagh	s62 Ortt	s32 Sepulveda	s29 Serrano

IN ASSEMBLY

Assembly introducer's signature

The Members of the Assembly whose names are circled below wish to join me in the
multi-sponsorship of this proposal:

a078 Alvarez	a136 Clark	a083 Heastie	a150 Molitor	a052 Simon
a031 Anderson	a047 Colton	a028 Hevesi	a145 Morinello	a075 Simone
a121 Angelino	a140 Conrad	a035 Hooks	a016 Norber	a114 Simpson
a133 Bailey	a032 Cook	a128 Hunter	a045 Novakhov	a094 Slater
a120 Barclay	a039 Cruz	a029 Hyndman	a011 O'Pharrow	a005 Smith
a106 Barrett	a043 Cunningham	a079 Jackson	a091 Otis	a118 Smullen
a105 Beephan	a077 Dais	a104 Jacobson	a132 Palmesano	a022 Solages
a107 Bendett	a053 Davila	a134 Jensen	a088 Paulin	a110 Steck
a082 Benedetto	a072 De Los Santos	a115 Jones	a141 Peoples- Stokes	a010 Stern
a027 Berger	a003 DeStefano	a004 Kassay	a023 Pheffer	a127 Stirpe
a042 Bichotte	a054 Dilan	a100 Kay	Amato	a102 Tague
Hermelyn	a081 Dinowitz	a125 Kelles	a063 Pirozolo	a064 Tannousis
a117 Blankenbush	a147 DiPietro	a040 Kim	a089 Pretlow	a086 Tapia
a015 Blumencranz	a009 Durso	a069 Lasher	a019 Ra	a071 Taylor
a144 Bologna	a099 Eachus	a013 Lavine	a030 Raga	a085 Torres
a073 Bores	a048 Eichenstein	a065 Lee	a038 Rajkumar	a037 Valdez
a098 Brabenc	a074 Epstein	a126 Lemondes	a006 Ramos	a033 Vanel
a026 Braunstein	a061 Fall	a095 Levenberg	a062 Reilly	a055 Walker
a138 Bronson	a008 Fitzpatrick	a060 Lucas	a087 Reyes	a112 Walsh
a046 Brook-Krasny	a057 Forrest	a135 Lunsford	a149 Rivera	a024 Weprin
a020 Brown, E.	a124 Friend	a123 Lupardo	a109 Romero	a097 Wieder
a012 Brown, K.	a050 Gallagher	a129 Magnarelli	a067 Rosenthal	a059 Williams
a093 Burdick	a131 Gallahan	a101 Maher	a025 Rozic	a113 Woerner
a142 Burke	a007 Gandolfo	a036 Mamdani	a111 Santabarbara	a070 Wright
a018 Burroughs	a068 Gibbs	a130 Manktelow	a090 Sayegh	a041 Yeger
a119 Buttenschon	a002 Giglio	a108 McDonald	a001 Schiavoni	a080 Zaccaro
a096 Carroll, P.	a066 Glick	a014 McDonough	a076 Seawright	a056 Zinerman
a044 Carroll, R.	a034 Gonzalez- Rojas	a146 McMahan	a148 Sempolinski	
a058 Chandler- Waterman	a116 Gray	a137 Meeks	a084 Septimo	
a049 Chang	a021 Griffin	a017 Mikulin	a092 Shimsky	
a143 Chludzinski	a139 Hawley	a051 Mitaynes	a103 Shrestha	

1) Single House Bill (introduced and printed separately in either or
both houses). Uni-Bill (introduced simultaneously in both houses and printed
as one bill. Senate and Assembly introducer sign the same copy of the bill).

2) Circle names of co-sponsors and return to introduction clerk with 1
signed copy of bill and 1 copy of memorandum in support (single house);
or 2 signed copies of bill and 2 copies of memorandum in support (uni-bill).

providing for the repeal of such provisions upon expiration thereof

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

1 Section 1. Legislative intent. The legislature hereby finds and
2 declares that the enactment of these appropriations provides sufficient
3 authority to the comptroller for the purpose of making payments for the
4 purposes described herein until such time as appropriation bills submit-
5 ted by the governor pursuant to article VII of the state constitution
6 for the support of government for the state fiscal year beginning April
7 1, 2025 are enacted.

8 § 2. Section 2 of chapter 113 of the laws of 2025, relating to making
9 appropriations for the support of government, as amended by chapter 119
10 of the laws of 2025, is amended to read as follows:

11 § 2. The amounts specified in this section, or so much thereof as
12 shall be sufficient to accomplish the purposes designated, is hereby
13 appropriated and authorized to be paid as hereinafter provided, to the
14 public officers and for the purpose specified, which amount shall be
15 available for the state fiscal year beginning April 1, 2025.

16 ALL STATE DEPARTMENTS AND AGENCIES

17 For the purpose of making payments for
18 personal service, including liabilities
19 incurred prior to April 1, 2025, on the
20 payrolls scheduled to be paid during the
21 period April 1 through April [15] 17, 2025
22 to state officers and employees of the
23 executive branch, including the governor,
24 lieutenant governor, comptroller, and
25 attorney general, and to employees of the
26 legislature. This appropriation also

1 includes payments for services performed
 2 by mentally ill or developmentally disa-
 3 bled persons who are employed in state-op-
 4 erated special employment, work-for-pay or
 5 sheltered workshop programs
 6 [668,330,000] 986,830,000
 7

8 § 3. Section 3 of chapter 113 of the laws of 2025, relating to making
 9 appropriations for the support of government, as amended by chapter 119
 10 of the laws of 2025, is amended to read as follows:

11 § 3. The amount specified in this section, or so much thereof as shall
 12 be sufficient to accomplish the purpose designated, is hereby appropri-
 13 ated and authorized to be paid as hereinafter provided, to the public
 14 officers and for the purpose specified, which amount shall be available
 15 for the state fiscal year beginning April 1, 2025.

16 ALL STATE DEPARTMENTS AND AGENCIES

17 For the payment of state operations non
 18 personal service liabilities to the execu-
 19 tive branch, including the comptroller,
 20 and the attorney general, and legislature,
 21 incurred in the ordinary course of busi-
 22 ness, during the period April 1 through
 23 April [15] 17, 2025, pursuant to existing
 24 state law and for purposes for which the
 25 legislature authorized the expenditure of

1 moneys during the 2024-2025 state fiscal
 2 year; provided, however, that nothing
 3 contained herein shall be deemed to limit
 4 or restrict the power or authority of
 5 state departments or agencies to conduct
 6 their activities or operations in accord-
 7 ance with existing law, and further
 8 provided that nothing contained herein
 9 shall be deemed to supersede, nullify or
 10 modify the provisions of section 40 of the
 11 state finance law prescribing when appro-
 12 priations made for the 2024-2025 state
 13 fiscal year shall have ceased to have
 14 force and effect 32,000,000
 15

16 § 4. Section 4 of chapter 113 of the laws of 2025, relating to making
 17 appropriations for the support of government, as amended by chapter 119
 18 of the laws of 2025, is amended to read as follows:

19 § 4. The amounts specified in this section, or so much thereof as
 20 shall be sufficient to accomplish the purposes designated, is hereby
 21 appropriated and authorized to be paid as hereinafter provided, to the
 22 public officers and for the purposes specified, which amount shall be
 23 available for the state fiscal year beginning April 1, 2025.

24 MISCELLANEOUS -- ALL STATE DEPARTMENTS AND AGENCIES

25 GENERAL STATE CHARGES

1 STATE OPERATIONS

2 GENERAL STATE CHARGES [516,471,000] 537,121,000

3 -----

4 General Fund

5 State Purposes Account - 10050

6 For employee fringe benefits according to
 7 the following project schedule including
 8 those benefits which are related to
 9 employees paid from funds, accounts, or
 10 programs where the division of the budget
 11 has issued waivers [516,471,000] 537,121,000

12 Project Schedule

13 PROJECT AMOUNT

14 -----

15 For the state's contribution
 16 to the health insurance fund
 17 and deposit into the retiree
 18 health benefit trust fund
 19 pursuant to section 99-aa of
 20 the state finance law. The
 21 state's share of the health
 22 insurance program dividends
 23 shall be available to pay
 24 for the premiums in 2025-26 .. 422,000,000

1 For the state's contribution
2 to the social security
3 contribution fund
4 [49,550,000] 69,850,000
5 For the state's contribution
6 to employee benefit fund
7 programs 37,500,000
8 For the state's contribution
9 to the dental insurance plan ... 6,000,000
10 For the state's share of
11 contributions to the volun-
12 tary defined contribution
13 plan made on behalf of
14 eligible employees pursuant
15 to chapter 18 of the laws of
16 2012 who elect to partic-
17 ipate in such plan and who
18 are not otherwise eligible
19 to participate in the SUNY
20 optional retirement program 279,000
21 For the payment of the metro-
22 politan commuter transporta-
23 tion mobility tax pursuant
24 to article 23 of the tax
25 law, as added by chapter 25
26 of the laws of 2009, on
27 behalf of the state employ-
28 ees employed in the metro-

1 politan commuter transporta-
 2 tion district
 3 [1,125,000] 1,475,000
 4 For the state's contribution
 5 to the vision care plan 17,000
 6 -----
 7 Project schedule total ...
 8 [516,471,000] 537,121,000
 9 -----

10 § 5. Section 5 of chapter 118 of the laws of 2025, relating to making
 11 appropriations for the support of government, as amended by chapter 119
 12 of the laws of 2025, is amended to read as follows:

13 § 5. The amounts specified in this section, or so much thereof as
 14 shall be sufficient to accomplish the purposes designated, is hereby
 15 appropriated and authorized to be paid as hereinafter provided, to the
 16 public officers and for the purposes specified, which amount shall be
 17 available for the state fiscal year beginning April 1, 2025.

18 JUDICIARY

19 For the purpose of making payments for
 20 personal service, including liabilities
 21 incurred prior to April 1, 2025, on the
 22 payrolls scheduled to be paid during the
 23 period April 1 through April [15] 17, 2025
 24 to officers and employees of the judiciary
 25 85,000,000

1 For the payment of state operations nonper-
 2 sonal service liabilities, the sum of
 3 twenty-five million dollars (\$25,000,000),
 4 or so much thereof as shall be sufficient
 5 to accomplish the purpose designated, is
 6 hereby appropriated to the judiciary out
 7 of any moneys in the general fund or other
 8 funds to the credit of the state purposes
 9 account not otherwise appropriated. The
 10 comptroller is hereby authorized and
 11 directed to utilize this appropriation for
 12 the purpose of making payments for nonper-
 13 sonal service liabilities incurred by the
 14 judiciary from April 1 through April [15]
 15 17, 2025 25,000,000

16 For the payment of aid to localities liabil-
 17 ities, the sum of thirty million dollars
 18 (\$30,000,000), or so much thereof as shall
 19 be sufficient to accomplish the purpose
 20 designated, is hereby appropriated to the
 21 judiciary out of any moneys in the general
 22 fund or other funds to the credit of the
 23 state purposes account not otherwise
 24 appropriated. The comptroller is hereby
 25 authorized and directed to utilize this
 26 appropriation for the purpose of making
 27 payments for aid to localities liabilities

1 incurred by the judiciary from April 1
2 through April [15] 17, 2025 30,000,000

3 For the payment of employee fringe benefit
4 programs including, but not limited to,
5 the judiciary's contributions to the
6 health insurance fund, the employees'
7 retirement system pension accumulation
8 fund, the social security contribution
9 fund, employee benefit fund programs, the
10 dental insurance plan, the vision care
11 plan, the unemployment insurance fund, and
12 for workers' compensation benefits, the
13 sum of three hundred million dollars
14 (\$300,000,000), or so much thereof as
15 shall be sufficient to accomplish the
16 purpose designated, is hereby appropriated
17 to the judiciary out of any moneys in the
18 general fund or other funds to the credit
19 of the state purposes account not other-
20 wise appropriated. The comptroller is
21 hereby authorized and directed to utilize
22 this appropriation for the purpose of
23 making payments for employee fringe bene-
24 fit liabilities incurred by the judiciary
25 from April 1 through April [15] 17, 2025 ... 300,000,000
26

1 § 6. Section 5 of chapter 113 of the laws of 2025, relating to making
 2 appropriations for the support of government, as amended by chapter 119
 3 of the laws of 2025, is amended to read as follows:

4 § 5. The amounts specified in this section, or so much thereof as
 5 shall be sufficient to accomplish the purposes designated, is hereby
 6 appropriated and authorized to be paid as hereinafter provided, to the
 7 public officers and for the purposes specified, which amount shall be
 8 available for the state fiscal year beginning April 1, 2025.

9 DEPARTMENT OF HEALTH

10 AID TO LOCALITIES

11 CENTER FOR COMMUNITY HEALTH PROGRAM [23,050,000] 25,190,000

12

13 General Fund

14 Local Assistance Account - 10000

15 For services and expenses related to the
 16 Indian health program. The money hereby
 17 appropriated shall be for payment of
 18 financial assistance heretofore accrued or
 19 hereafter to accrue (26840) 7,000,000

20

21 Special Revenue Funds - Federal

22 Federal USDA-Food and Nutrition Services Fund

1 Federal Food and Nutrition Services Account - 25022

2 For various federal food and nutritional
3 services. The moneys hereby appropriated
4 shall be available for payment of finan-
5 cial assistance heretofore accrued (26986)

6 [16,050,000] 18,190,000

7 -----

8 ELDERLY PHARMACEUTICAL INSURANCE COVERAGE PROGRAM 1,520,000

9 -----

10 Special Revenue Funds - Other

11 HCRA Resources Fund

12 EPIC Premium Account - 20818

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

17 The moneys hereby appropriated shall be
18 available for payment of financial assist-
19 ance heretofore accrued (26803) 1,520,000

20 MEDICAL ASSISTANCE PROGRAM 3,333,612,000

21 -----

22 General Fund

1 Local Assistance Account - 10000

2 For the medical assistance program, includ-
3 ing administrative expenses, for local
4 social services districts, and for medical
5 care rates for authorized child care agen-
6 cies.

7 Notwithstanding section 40 of the state
8 finance law or any provision of law to the
9 contrary, subject to federal approval,
10 department of health state funds medicaid
11 spending, excluding payments for medical
12 services provided at state facilities
13 operated by the office of mental health,
14 the office for people with developmental
15 disabilities and the office of addiction
16 services and supports and further exclud-
17 ing any payments which are not appropri-
18 ated within the department of health, in
19 the aggregate, for the period April 1,
20 2025 through March 31, 2026, shall not
21 exceed \$33,417,285,000 except as provided
22 below provided, however, such aggregate
23 limits may be adjusted by the director of
24 the budget to account for any changes in
25 the New York state federal medical assist-
26 ance percentage amount established pursu-
27 ant to the federal social security act,

1 increases in provider revenues, reductions
2 in local social services district payments
3 for medical assistance administration,
4 minimum wage increases, and beginning
5 April 1, 2012 the operational costs of the
6 New York state medical indemnity fund,
7 pursuant to chapter 59 of the laws of
8 2011, and state costs or savings from the
9 essential plan program. Such projections
10 may be adjusted by the director of the
11 budget to account for increased or expe-
12 dited department of health state funds
13 medicaid expenditures as a result of a
14 natural or other type of disaster, includ-
15 ing a governmental declaration of emergen-
16 cy.

17 The director of the budget, in consultation
18 with the commissioner of health, shall
19 assess on a quarterly basis known and
20 projected medicaid expenditures by catego-
21 ry of service and by geographic region, as
22 defined by the commissioner, incurred both
23 prior to and subsequent to such assessment
24 for each such period, and if the director
25 of the budget determines that such expend-
26 itures are expected to cause medicaid
27 spending for such period to exceed the
28 aggregate limit specified herein for such

1 period, the state medicaid director, in
2 consultation with the director of the
3 budget and the commissioner of health,
4 shall develop a medicaid savings allo-
5 cation adjustment to limit such spending
6 to the aggregate limit specified herein
7 for such period.

8 Such medicaid savings allocation adjustment
9 shall be designed, to reduce the expendi-
10 tures authorized by the appropriations
11 herein in compliance with the following
12 guidelines: (1) reductions shall be made
13 in compliance with applicable federal law,
14 including the provisions of the Patient
15 Protection and Affordable Care Act, Public
16 Law No. 111-148, and the Health Care and
17 Education Reconciliation Act of 2010,
18 Public Law No. 111-152 (collectively
19 "Affordable Care Act") and any subsequent
20 amendments thereto or regulations promul-
21 gated thereunder; (2) reductions shall be
22 made in a manner that complies with the
23 state medicaid plan approved by the feder-
24 al centers for medicare and medicaid
25 services, provided, however, that the
26 commissioner of health is authorized to
27 submit any state plan amendment or seek
28 other federal approval, including waiver

1 authority, to implement the provisions of
2 the medicaid savings allocation adjustment
3 that meets the other criteria set forth
4 herein; (3) reductions shall be made in a
5 manner that maximizes federal financial
6 participation, to the extent practicable,
7 including any federal financial partic-
8 ipation that is available or is reasonably
9 expected to become available, in the
10 discretion of the commissioner, under the
11 Affordable Care Act; (4) reductions shall
12 be made uniformly among categories of
13 services and geographic regions of the
14 state, to the extent practicable, and
15 shall be made uniformly within a category
16 of service, to the extent practicable,
17 except where the commissioner determines
18 that there are sufficient grounds for
19 non-uniformity, including but not limited
20 to: the extent to which specific catego-
21 ries of services contributed to department
22 of health medicaid state funds spending in
23 excess of the limits specified herein; the
24 need to maintain safety net services in
25 underserved communities; or the potential
26 benefits of pursuing innovative payment
27 models contemplated by the Affordable Care
28 Act, in which case such grounds shall be

1 set forth in the medicaid savings allo-
2 cation adjustment; and (5) reductions
3 shall be made in a manner that does not
4 unnecessarily create administrative
5 burdens to medicaid applicants and recipi-
6 ents or providers.

7 The commissioner shall seek the input of the
8 legislature, as well as organizations
9 representing health care providers,
10 consumers, businesses, workers, health
11 insurers, and others with relevant exper-
12 tise, in developing such medicaid savings
13 allocation adjustment, to the extent that
14 all or part of such adjustment, in the
15 discretion of the commissioner, is likely
16 to have a material impact on the overall
17 medicaid program, particular categories of
18 service or particular geographic regions
19 of the state.

20 (a) The commissioner shall post the medicaid
21 savings allocation adjustment on the
22 department of health's website and shall
23 provide written copies of such adjustment
24 to the chairs of the senate finance and
25 the assembly ways and means committees at
26 least 30 days before the date on which
27 implementation is expected to begin.

1 (b) The commissioner may revise the medicaid
2 savings allocation adjustment subsequent
3 to the provisions of notice and prior to
4 implementation but needs to provide a new
5 notice pursuant to subparagraph (i) of
6 this paragraph only if the commissioner
7 determines, in his or her discretion, that
8 such revisions materially alter the
9 adjustment.

10 Notwithstanding the provisions of paragraphs

11 (a) and (b) of this subdivision, the
12 commissioner need not seek the input
13 described in paragraph (a) of this subdivi-
14 sion or provide notice pursuant to para-
15 graph (b) of this subdivision if, in the
16 discretion of the commissioner, expedited
17 development and implementation of a medi-
18 caid savings allocation adjustment is
19 necessary due to a public health emergen-
20 cy.

21 For purposes of this section, a public
22 health emergency is defined as: (i) a
23 disaster, natural or otherwise, that
24 significantly increases the immediate need
25 for health care personnel in an area of
26 the state; (ii) an event or condition that
27 creates a widespread risk of exposure to a
28 serious communicable disease, or the

1 potential for such widespread risk of
2 exposure; or (iii) any other event or
3 condition determined by the commissioner
4 to constitute an imminent threat to public
5 health.

6 Nothing in this paragraph shall be deemed to
7 prevent all or part of such medicaid
8 savings allocation adjustment from taking
9 effect retroactively to the extent permit-
10 ted by the federal centers for medicare
11 and medicaid services.

12 In accordance with the medicaid savings
13 allocation adjustment, the commissioner of
14 the department of health shall reduce
15 department of health state funds medicaid
16 spending by the amount of the projected
17 overspending through, actions including,
18 but not limited to modifying or suspending
19 reimbursement methods, including but not
20 limited to all fees, premium levels and
21 rates of payment, notwithstanding any
22 provision of law that sets a specific
23 amount or methodology for any such
24 payments or rates of payment; modifying or
25 discontinuing medicaid program benefits;
26 seeking all necessary federal approvals,
27 including, but not limited to waivers,
28 waiver amendments; and suspending time

1 frames for notice, approval or certif-
2 ication of rate requirements, notwith-
3 standing any provision of law, rule or
4 regulation to the contrary, including but
5 not limited to sections 2807 and 3614 of
6 the public health law, section 18 of chap-
7 ter 2 of the laws of 1988, and 18 NYCRR
8 505.14(h).

9 The department of health shall prepare a
10 quarterly report that sets forth: (a)
11 known and projected department of health
12 medicaid expenditures as described in
13 subdivision (1) of this section, and
14 factors that could result in medicaid
15 disbursements for the relevant state
16 fiscal year to exceed the projected
17 department of health state funds disburse-
18 ments in the enacted budget financial plan
19 pursuant to subdivision 3 of section 23 of
20 the state finance law, including spending
21 increases or decreases due to: enrollment
22 fluctuations, rate changes, utilization
23 changes, MRT investments, and shift of
24 beneficiaries to managed care; and vari-
25 ations in offline medicaid payments; and
26 (b) the actions taken to implement any
27 medicaid savings allocation adjustment
28 implemented pursuant to subdivision (4) of

1 this section, including information
2 concerning the impact of such actions on
3 each category of service and each
4 geographic region of the state. Each such
5 quarterly report shall be provided to the
6 chairs of the senate finance and the
7 assembly ways and means committees and
8 shall be posted on the department of
9 health's website in a timely manner.

10 The money hereby appropriated is to be
11 available for payment of aid heretofore
12 accrued or hereafter accrued to munici-
13 palities, and to providers of medical
14 services pursuant to section 367-b of the
15 social services law, and for payment of
16 state aid to municipalities and to provid-
17 ers of family care where payment systems
18 through the fiscal intermediaries are not
19 operational.

20 Notwithstanding any inconsistent provision
21 of law to the contrary, funds may be used
22 by the department for outside legal
23 assistance on issues involving the federal
24 government, the conduct of preadmission
25 screening and annual resident reviews
26 required by the state's medicaid program,
27 computer matching with insurance carriers
28 to insure that medicaid is the payer of

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

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

1 Notwithstanding any inconsistent provision
2 of law, funding made available by these
3 appropriations shall support direct salary
4 costs and related fringe benefits within
5 the medical assistance program associated
6 with any minimum wage increase that takes
7 effect during the timeframe of these
8 appropriations, pursuant to section 652 of
9 the labor law. Each eligible organization
10 in receipt of funding made available by
11 these appropriations may be required to
12 submit written certification, in such form
13 and at such time the commissioner may
14 prescribe, attesting to the total amount
15 of funds used by the eligible organiza-
16 tion, how such funding will be or was used
17 for purposes eligible under these appro-
18 priations and any other reporting deemed
19 necessary by the commissioner. The amounts
20 appropriated herein may include advances
21 to organizations authorized to receive
22 such funds to accomplish this purpose.

23 Notwithstanding any other provision of law,
24 the money hereby appropriated may be
25 increased or decreased by interchange or
26 transfer, with any appropriation of the
27 department of health and the office of
28 medicaid inspector general and may be

1 increased or decreased by transfer or
2 suballocation between these appropriated
3 amounts and appropriations of the depart-
4 ment of health state purpose account, the
5 office of mental health, office for people
6 with developmental disabilities, the
7 office of addiction services and supports,
8 the department of family assistance office
9 of temporary and disability assistance,
10 the department of corrections and communi-
11 ty supervision, the office of information
12 technology services, the state university
13 of New York, and office of children and
14 family services, the office of medicaid
15 inspector general, the state education
16 department, and the state office for the
17 aging with the approval of the director of
18 the budget, who shall file such approval
19 with the department of audit and control
20 and copies thereof with the chairman of
21 the senate finance committee and the
22 chairman of the assembly ways and means
23 committee.

24 Notwithstanding any inconsistent provision
25 of law to the contrary, the moneys hereby
26 appropriated may be used for payments to
27 the centers for medicaid and medicare
28 services for obligations incurred related

1 to the pharmaceutical costs of dually
2 eligible medicare/medicaid beneficiaries
3 participating in the medicare drug benefit
4 authorized by P.L. 108-173.

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

20 Notwithstanding any inconsistent provision
21 of law to the contrary, funds shall be
22 made available to the commissioner of the
23 office of mental health or the commission-
24 er of the office of addiction services and
25 supports, in consultation with the commis-
26 sioner of health and approved by the
27 director of the budget, and consistent
28 with appropriations made therefor, to

1 implement allocation adjustment developed
2 by each such commissioner which shall
3 describe mental health or substance use
4 disorder services that should be developed
5 to meet service needs resulting from the
6 reduction of inpatient behavioral health
7 services provided under the medicaid
8 program, by programs licensed pursuant to
9 article 31 or 32 of the mental hygiene
10 law. Such programs may include programs
11 that are licensed pursuant to both article
12 31 of the mental hygiene law and article
13 28 of the public health law, or certified
14 under both article 32 of the mental
15 hygiene law and article 28 of the public
16 health law.

17 Notwithstanding any inconsistent provision
18 of law, the moneys hereby appropriated may
19 be available for payments associated with
20 the resolution by settlement agreement or
21 judgment of rate appeals and/or litigation
22 where the department of health is a party.

23 For services and expenses of the medical
24 assistance program including hospital
25 inpatient services and general hospitals
26 that are safety-net providers that evince
27 severe financial distress, pursuant to
28 criteria determined by the commissioner,

1 shall be eligible for awards for amounts
 2 appropriated herein, to enable such
 3 providers to maintain operations and vital
 4 services while establishing long term
 5 solutions to achieve sustainable health
 6 services.

7 Notwithstanding any inconsistent provisions
 8 of law, no expenditures shall be used for
 9 the medical assistance program for any
 10 expenses not explicitly authorized in law
 11 without the approval of the director of
 12 the budget.

13 Notwithstanding any provision of law to the
 14 contrary, the portion of this appropri-
 15 ation covering fiscal year 2025-26 shall
 16 supersede and replace any duplicative (i)
 17 reappropriation for this item covering
 18 fiscal year 2025-26, and (ii) appropri-
 19 ation for this item covering fiscal year
 20 2025-26 set forth in chapter 53 of the
 21 laws of 2024 (26947) 60,600,000

22 For services and expenses of the medical
 23 assistance program including hospital
 24 outpatient and emergency room services.

25 Notwithstanding any provision of law to the
 26 contrary, the portion of this appropri-
 27 ation covering fiscal year 2025-26 shall
 28 supersede and replace any duplicative (i)

1 reappropriation for this item covering
2 fiscal year 2025-26, and (ii) appropri-
3 ation for this item covering fiscal year
4 2025-26 set forth in chapter 53 of the
5 laws of 2024 (26948) 15,648,000

6 For services and expenses of the medical
7 assistance program including clinic
8 services.

9 Notwithstanding any provision of law to the
10 contrary, the portion of this appropri-
11 ation covering fiscal year 2025-26 shall
12 supersede and replace any duplicative (i)
13 reappropriation for this item covering
14 fiscal year 2025-26, and (ii) appropri-
15 ation for this item covering fiscal year
16 2025-26 set forth in chapter 53 of the
17 laws of 2024 (26949) 28,539,000

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

21 Notwithstanding any provision of law to the
22 contrary, the portion of this appropri-
23 ation covering fiscal year 2025-26 shall
24 supersede and replace any duplicative (i)
25 reappropriation for this item covering
26 fiscal year 2025-26, and (ii) appropri-
27 ation for this item covering fiscal year

1 2025-26 set forth in chapter 53 of the
 2 laws of 2024 (26950) 76,404,000

3 For services and expenses of the medical
 4 assistance program including other long
 5 term care services.

6 Notwithstanding any provision of law to the
 7 contrary, the portion of this appropri-
 8 ation covering fiscal year 2025-26 shall
 9 supersede and replace any duplicative (i)
 10 reappropriation for this item covering
 11 fiscal year 2025-26, and (ii) appropri-
 12 ation for this item covering fiscal year
 13 2025-26 set forth in chapter 53 of the
 14 laws of 2024 (26951) 211,167,000

15 For services and expenses of the medical
 16 assistance program including managed care
 17 services including regional planning
 18 activities of the finger lakes health
 19 systems agency, including statewide coor-
 20 dination and demonstration of best prac-
 21 tices. The department shall make grants
 22 within amounts appropriated therefor, to
 23 assure high-quality and accessible primary
 24 care, to provide technical assistance to
 25 support financial and business planning
 26 for integrated systems of care, and to
 27 assist primary care providers in the
 28 adoption, implementation, and meaningful

1 use of electronic health record technolo-
2 gy.

3 Notwithstanding any provision of law to the
4 contrary, the portion of this appropri-
5 ation covering fiscal year 2025-26 shall
6 supersede and replace any duplicative (i)
7 reappropriation for this item covering
8 fiscal year 2025-26, and (ii) appropri-
9 ation for this item covering fiscal year
10 2025-26 set forth in chapter 53 of the
11 laws of 2024 (26952) 130,293,000

12 For services and expenses for health homes
13 including grants to health homes.

14 Notwithstanding any provision of law to the
15 contrary, the portion of this appropri-
16 ation covering fiscal year 2025-26 shall
17 supersede and replace any duplicative (i)
18 reappropriation for this item covering
19 fiscal year 2025-26, and (ii) appropri-
20 ation for this item covering fiscal year
21 2025-26 set forth in chapter 53 of the
22 laws of 2024 (29548) 9,048,000

23 For services and expenses of the medical
24 assistance program including pharmacy
25 services provided, however, that no funds
26 shall be made available pursuant to this
27 appropriation for any drug not explicitly
28 authorized in any enacted law, rule, or

1 regulation without approval from the
2 director of the budget.

3 Notwithstanding any provision of law to the
4 contrary, the portion of this appropri-
5 ation covering fiscal year 2025-26 shall
6 supersede and replace any duplicative (i)
7 reappropriation for this item covering
8 fiscal year 2025-26, and (ii) appropri-
9 ation for this item covering fiscal year
10 2025-26 set forth in chapter 53 of the
11 laws of 2024 (26953) 145,428,000

12 For services and expenses of the medical
13 assistance program including transporta-
14 tion services.

15 Notwithstanding any provision of law to the
16 contrary, the portion of this appropri-
17 ation covering fiscal year 2025-26 shall
18 supersede and replace any duplicative (i)
19 reappropriation for this item covering
20 fiscal year 2025-26, and (ii) appropri-
21 ation for this item covering fiscal year
22 2025-26 set forth in chapter 53 of the
23 laws of 2024 (26954) 21,516,000

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

27 Notwithstanding any provision of law to the
28 contrary, the portion of this appropri-

1 ation covering fiscal year 2025-26 shall
 2 supersede and replace any duplicative (i)
 3 reappropriation for this item covering
 4 fiscal year 2025-26, and (ii) appropri-
 5 ation for this item covering fiscal year
 6 2025-26 set forth in chapter 53 of the
 7 laws of 2024 (26955) 246,000

8 For services and expenses of the medical
 9 assistance program including non-institu-
 10 tional and other spending.

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

14 Notwithstanding any inconsistent provision
 15 of law, the money hereby appropriated may
 16 be available for payments to any county or
 17 public school districts associated with
 18 additional claims for school supportive
 19 health services.

20 Notwithstanding any provision of law to the
 21 contrary, the portion of this appropri-
 22 ation covering fiscal year 2025-26 shall
 23 supersede and replace any duplicative (i)
 24 reappropriation for this item covering
 25 fiscal year 2025-26, and (ii) appropri-
 26 ation for this item covering fiscal year
 27 2025-26 set forth in chapter 53 of the
 28 laws of 2024 (26956) 59,406,000

1 For services and expenses of the medical
 2 assistance program including medical
 3 services provided at state facilities
 4 operated by the office of mental health,
 5 the office for people with developmental
 6 disabilities and the office of addiction
 7 services and supports.

8 Notwithstanding any provision of law to the
 9 contrary, the portion of this appropri-
 10 ation covering fiscal year 2025-26 shall
 11 supersede and replace any duplicative (i)
 12 reappropriation for this item covering
 13 fiscal year 2025-26, and (ii) appropri-
 14 ation for this item covering fiscal year
 15 2025-26 set forth in chapter 53 of the
 16 laws of 2024 (26961) 250,200,000
 17

18 Special Revenue Funds - Federal
 19 Federal Health and Human Services Fund
 20 Medicaid Direct Account - 25106

21 For services and expenses for the medical
 22 assistance program, including administra-
 23 tive expenses for local social services
 24 districts, pursuant to title XIX of the
 25 federal social security act or its succes-
 26 sor program.

1 The moneys hereby appropriated are to be
2 available for payment of aid heretofore
3 accrued or hereafter accrued to municipi-
4 palities, and to providers of medical
5 services pursuant to section 367-b of the
6 social services law, and for payment of
7 state aid to municipalities and to provid-
8 ers of family care where payment systems
9 through the fiscal intermediaries are not
10 operational.

11 Notwithstanding any inconsistent provision
12 of law, funding made available by these
13 appropriations shall support direct salary
14 costs and related fringe benefits within
15 the medical assistance program associated
16 with any minimum wage increase that takes
17 effect during the timeframe of these
18 appropriations, pursuant to section 652 of
19 the labor law. Each eligible organization
20 in receipt of funding made available by
21 these appropriations may be required to
22 submit written certification, in such form
23 and at such time the commissioner may
24 prescribe, attesting to the total amount
25 of funds used by the eligible organiza-
26 tion, how such funding will be or was used
27 for purposes eligible under these appro-
28 priations and any other reporting deemed

1 necessary by the commissioner. The amounts
2 appropriated herein may include advances
3 to organizations authorized to receive
4 such funds to accomplish this purpose.

5 Notwithstanding any other provision of law,
6 the money hereby appropriated may be
7 increased or decreased by interchange or
8 transfer, with any appropriation of the
9 department of health and the office of
10 medicaid inspector general and may be
11 increased or decreased by transfer or
12 suballocation between these appropriated
13 amounts and appropriations of the office
14 of mental health, office for people with
15 developmental disabilities, the office of
16 addiction services and supports, the
17 department of family assistance office of
18 temporary and disability assistance,
19 office of children and family services,
20 the department of financial services,
21 department of corrections and community
22 supervision, the office of information
23 technology services, the state university
24 of New York, the state education depart-
25 ment, and the state office for the aging
26 with the approval of the director of the
27 budget, who shall file such approval with
28 the department of audit and control and

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

1 Notwithstanding any inconsistent provision
2 of law to the contrary, funds shall be
3 made available to the commissioner of the
4 office of mental health or the commission-
5 er of the office of addiction services and
6 supports, in consultation with the commis-
7 sioner of health and approved by the
8 director of the budget, and consistent
9 with appropriations made therefor, to
10 implement allocation adjustment developed
11 by each such commissioner which shall
12 describe mental health or substance use
13 disorder services that should be developed
14 to meet service needs resulting from the
15 reduction of inpatient behavioral health
16 services provided under the medicaid
17 program, by programs licensed pursuant to
18 article 31 or 32 of the mental hygiene
19 law. Such programs may include programs
20 that are licensed pursuant to both article
21 31 of the mental hygiene law and article
22 28 of the public health law, or certified
23 under both article 32 of the mental
24 hygiene law and article 28 of the public
25 health law.

26 Notwithstanding any inconsistent provision
27 of law, the moneys hereby appropriated may
28 be available for payments associated with

1 the resolution by settlement agreement or
2 judgment of rate appeals and/or litigation
3 where the department of health is a party.
4 Notwithstanding any inconsistent
5 provisions of law, no expenditures shall
6 be used for the medical assistance program
7 for any expenses not explicitly authorized
8 in law without the approval of the direc-
9 tor of the budget.

10 For services and expenses of the medical
11 assistance program including hospital
12 inpatient services.

13 Notwithstanding any provision of law to the
14 contrary, the portion of this appropri-
15 ation covering fiscal year 2025-26 shall
16 supersede and replace any duplicative (i)
17 reappropriation for this item covering
18 fiscal year 2025-26, and (ii) appropri-
19 ation for this item covering fiscal year
20 2025-26 set forth in chapter 53 of the
21 laws of 2024 (26947) 173,442,000

22 For services and expenses of the medical
23 assistance program including hospital
24 outpatient and emergency room services.

25 Notwithstanding any provision of law to the
26 contrary, the portion of this appropri-
27 ation covering fiscal year 2025-26 shall
28 supersede and replace any duplicative (i)

1 reappropriation for this item covering
2 fiscal year 2025-26, and (ii) appropri-
3 ation for this item covering fiscal year
4 2025-26 set forth in chapter 53 of the
5 laws of 2024 (26948) 31,116,000

6 For services and expenses of the medical
7 assistance program including clinic
8 services.

9 Notwithstanding any provision of law to the
10 contrary, the portion of this appropri-
11 ation covering fiscal year 2025-26 shall
12 supersede and replace any duplicative (i)
13 reappropriation for this item covering
14 fiscal year 2025-26, and (ii) appropri-
15 ation for this item covering fiscal year
16 2025-26 set forth in chapter 53 of the
17 laws of 2024 (26949) 50,901,000

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

21 Notwithstanding any provision of law to the
22 contrary, the portion of this appropri-
23 ation covering fiscal year 2025-26 shall
24 supersede and replace any duplicative (i)
25 reappropriation for this item covering
26 fiscal year 2025-26, and (ii) appropri-
27 ation for this item covering fiscal year

1 2025-26 set forth in chapter 53 of the
2 laws of 2024 (26950) 238,077,000

3 For services and expenses of the medical
4 assistance program including other long
5 term care services.

6 Notwithstanding any provision of law to the
7 contrary, the portion of this appropri-
8 ation covering fiscal year 2025-26 shall
9 supersede and replace any duplicative (i)
10 reappropriation for this item covering
11 fiscal year 2025-26, and (ii) appropri-
12 ation for this item covering fiscal year
13 2025-26 set forth in chapter 53 of the
14 laws of 2024 (26951) 397,182,000

15 For services and expenses of the medical
16 assistance program including managed care
17 services including regional planning
18 activities of the finger lakes health
19 systems agency, including statewide coor-
20 dination and demonstration of best prac-
21 tices. The department shall make grants
22 within amounts appropriated therefor, to
23 assure high-quality and accessible primary
24 care, to provide technical assistance to
25 support financial and business planning
26 for integrated systems of care, and to
27 assist primary care providers in the
28 adoption, implementation, and meaningful

1 use of electronic health record technolo-
2 gy.

3 Notwithstanding any provision of law to the
4 contrary, the portion of this appropri-
5 ation covering fiscal year 2025-26 shall
6 supersede and replace any duplicative (i)
7 reappropriation for this item covering
8 fiscal year 2025-26, and (ii) appropri-
9 ation for this item covering fiscal year
10 2025-26 set forth in chapter 53 of the
11 laws of 2024 (26952) 452,487,000

12 For services and expenses of the medical
13 assistance program including pharmacy
14 services, provided, however, that no funds
15 shall be made available pursuant to this
16 appropriation for any drug not explicitly
17 authorized in any heretofore enacted law,
18 rule, or regulation without approval from
19 the director of the budget.

20 Notwithstanding any provision of law to the
21 contrary, the portion of this appropri-
22 ation covering fiscal year 2025-26 shall
23 supersede and replace any duplicative (i)
24 reappropriation for this item covering
25 fiscal year 2025-26, and (ii) appropri-
26 ation for this item covering fiscal year
27 2025-26 set forth in chapter 53 of the
28 laws of 2024 (26953) 277,848,000

1 For services and expenses of the medical
 2 assistance program including transporta-
 3 tion services.

4 Notwithstanding any provision of law to the
 5 contrary, the portion of this appropri-
 6 ation covering fiscal year 2025-26 shall
 7 supersede and replace any duplicative (i)
 8 reappropriation for this item covering
 9 fiscal year 2025-26, and (ii) appropri-
 10 ation for this item covering fiscal year
 11 2025-26 set forth in chapter 53 of the
 12 laws of 2024 (26954) 36,705,000

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

16 Notwithstanding any provision of law to the
 17 contrary, the portion of this appropri-
 18 ation covering fiscal year 2025-26 shall
 19 supersede and replace any duplicative (i)
 20 reappropriation for this item covering
 21 fiscal year 2025-26, and (ii) appropri-
 22 ation for this item covering fiscal year
 23 2025-26 set forth in chapter 53 of the
 24 laws of 2024 (26955) 4,266,000

25 For services and expenses of the medical
 26 assistance program including noninstitu-
 27 tional and other spending.

1 The money hereby appropriated is available
 2 for payment of liabilities heretofore
 3 accrued or hereafter accrued.

4 Notwithstanding any provision of law to the
 5 contrary, the portion of this appropri-
 6 ation covering fiscal year 2025-26 shall
 7 supersede and replace any duplicative (i)
 8 reappropriation for this item covering
 9 fiscal year 2025-26, and (ii) appropri-
 10 ation for this item covering fiscal year
 11 2025-26 set forth in chapter 53 of the
 12 laws of 2024 (26956) 412,893,000

13 For services and expenses of the medical
 14 assistance program including medical
 15 services provided at state facilities
 16 operated by the office of mental health,
 17 the office for people with developmental
 18 disabilities and the office of addiction
 19 services and supports.

20 Notwithstanding any provision of law to the
 21 contrary, the portion of this appropri-
 22 ation covering fiscal year 2025-26 shall
 23 supersede and replace any duplicative (i)
 24 reappropriation for this item covering
 25 fiscal year 2025-26, and (ii) appropri-
 26 ation for this item covering fiscal year
 27 2025-26 set forth in chapter 53 of the
 28 laws of 2024 (26961) 250,200,000

1
2

3 § 7. Section 6 of chapter 113 of the laws of 2025, relating to making
4 appropriations for the support of government, as amended by chapter 119
5 of the laws of 2025, is amended to read as follows:

6 § 6. The amounts specified in this section, or so much thereof as
7 shall be sufficient to accomplish the purposes designated, is hereby
8 appropriated and authorized to be paid as hereinafter provided, to the
9 public officers and for the purposes specified, which amount shall be
10 available for the state fiscal year beginning April 1, 2025.

11 DEPARTMENT OF LABOR

12 AID TO LOCALITIES

13 UNEMPLOYMENT INSURANCE BENEFIT PROGRAM [465,000,000] 555,000,000
14

15 Enterprise Funds

16 Unemployment Insurance Benefit Fund

17 Unemployment Insurance Benefit Account - 50650

18 For payment of unemployment insurance bene-
19 fits pursuant to article 18 of the labor
20 law or as authorized by the federal
21 government through the disaster unemploy-
22 ment assistance program, the emergency
unemployment compensation program, the

1 extended benefit program, the federal
 2 additional compensation program or any
 3 other federally funded unemployment bene-
 4 fit program (34787) [465,000,000] 555,000,000

5 § 8. Section 11 of chapter 119 of the laws of 2025, relating to making
 6 appropriations for the support of government, is amended to read as
 7 follows:

8 § 11. The amounts specified in this section, or so much thereof as
 9 shall be sufficient to accomplish the purposes designated, is hereby
 10 appropriated and authorized to be paid as hereinafter provided, to the
 11 public officers and for the purposes specified, which amount shall be
 12 available for the state fiscal year beginning April 1, 2025.

13 DEPARTMENT OF MENTAL HYGIENE

14 OFFICE FOR PEOPLE WITH DEVELOPMENTAL DISABILITIES

15 AID TO LOCALITIES

16 COMMUNITY SERVICES PROGRAM [302,259,000] 305,625,000

17

18 General Fund

19 Local Assistance Account - 10000

20 For services and expenses of the community
 21 services program, net of disallowances,
 22 for community programs for people with
 23 developmental disabilities pursuant to

1 article 41 of the mental hygiene law,
2 and/or chapter 620 of the laws of 1974,
3 chapter 660 of the laws of 1977, chapter
4 412 of the laws of 1981, chapter 27 of the
5 laws of 1987, chapter 729 of the laws of
6 1989, chapter 329 of the laws of 1993 and
7 other provisions of the mental hygiene
8 law. Notwithstanding any inconsistent
9 provision of law, the following appropri-
10 ation shall be net of prior and/or current
11 year refunds, rebates, reimbursements, and
12 credits.

13 Notwithstanding any other provision of law,
14 advances and reimbursement made pursuant
15 to subdivision (d) of section 41.15 and
16 section 41.18 of the mental hygiene law
17 shall be allocated pursuant to a plan and
18 in a manner prescribed by the agency head
19 and approved by the director of the budg-
20 et. The moneys hereby appropriated are
21 available to reimburse or advance locali-
22 ties and voluntary non-profit agencies for
23 expenditures made during local fiscal
24 periods commencing January 1, 2025, April
25 1, 2025 or July 1, 2025, and for advances
26 for the 3 month period beginning January
27 1, 2026.

1 Notwithstanding the provisions of article 41
2 of the mental hygiene law or any other
3 inconsistent provision of law, rule or
4 regulation, the commissioner, pursuant to
5 such contract and in the manner provided
6 therein, may pay all or a portion of the
7 expenses incurred by such voluntary agen-
8 cies arising out of loans which are funded
9 from the proceeds of bonds and notes
10 issued by the dormitory authority of the
11 state of New York.

12 Notwithstanding any other provision of law,
13 the money hereby appropriated may be
14 transferred to state operations and/or any
15 appropriation of the office for people
16 with developmental disabilities with the
17 approval of the director of the budget.

18 Notwithstanding any inconsistent provision
19 of law, moneys from this appropriation may
20 be used for state aid of up to 100 percent
21 of the net deficit costs of day training
22 programs and family support services.

23 Notwithstanding the provisions of section
24 16.23 of the mental hygiene law and any
25 other inconsistent provision of law, with
26 relation to the operation of certified
27 family care homes, including family care
28 homes sponsored by voluntary not-for-pro-

1 fit agencies, moneys from this appropri-
2 ation may be used for payments to purchase
3 general services including but not limited
4 to respite providers, up to a maximum of
5 14 days, at rates to be established by the
6 commissioner and approved by the director
7 of the budget in consideration of factors
8 including, but not limited to, geographic
9 area and number of clients cared for in
10 the home and for payment in an amount
11 determined by the commissioner for the
12 personal needs of each client residing in
13 the family care home.

14 Notwithstanding the provisions of subdivi-
15 sion 12 of section 8 of the state finance
16 law and any other inconsistent provision
17 of law, moneys from this appropriation may
18 be used for expenses of family care homes
19 including payments to operators of certi-
20 fied family care homes for damages caused
21 by clients to personal and real property
22 in accordance with standards established
23 by the commissioner and approved by the
24 director of the budget.

25 Notwithstanding any inconsistent provision
26 of law, moneys from this appropriation may
27 be used for appropriate day program
28 services and residential services includ-

1 ing, but not limited to, direct housing
2 subsidies to individuals, start-up
3 expenses for family care providers, envi-
4 ronmental modifications, adaptive technol-
5 ogies, appraisals, property options,
6 feasibility studies and preoperational
7 expenses.

8 Notwithstanding any inconsistent provision
9 of law except pursuant to a chapter of the
10 laws of 2024 authorizing a 2.84 percent
11 cost of living adjustment, for the period
12 commencing on April 1, 2024 and ending
13 March 31, 2025 the commissioner shall not
14 apply any other cost of living adjustment
15 for the purpose of establishing rates of
16 payments, contracts or any other form of
17 reimbursement; provided that this shall
18 not prevent the commissioner from applying
19 prior adjustments for the purpose of
20 establishing rates resulting from a rebas-
21 ing of base year costs.

22 Notwithstanding section 6908 of the educa-
23 tion law and any other provision of law,
24 rule or regulation to the contrary, direct
25 support staff in programs certified or
26 approved by the office for people with
27 developmental disabilities, including the
28 home and community based services waiver

1 programs that the office for people with
2 developmental disabilities is authorized
3 to administer with federal approval pursu-
4 ant to subdivision (c) of section 1915 of
5 the federal social security act, are
6 authorized to provide such tasks as OPWDD
7 may specify when performed under the
8 supervision, training and periodic
9 inspection of a registered professional
10 nurse and in accordance with an authorized
11 practitioner's ordered care.

12 Notwithstanding any other provision of law
13 to the contrary, and consistent with
14 section 33.07 of the mental hygiene law,
15 the directors of facilities licensed but
16 not operated by the office for people with
17 developmental disabilities who act as
18 federally-appointed representative payees
19 and who assume management responsibility
20 over the funds of a resident may continue
21 to use such funds for the cost of the
22 resident's care and treatment, consistent
23 with federal law and regulations.

24 Funds appropriated herein shall be available
25 in accordance with the following:

26 Notwithstanding any inconsistent provision
27 of law, the director of the budget is
28 authorized to make suballocations from

1 this appropriation to the department of
2 health medical assistance program.

3 Notwithstanding any inconsistent provision
4 of law, and pursuant to criteria estab-
5 lished by the commissioner of the office
6 for people with developmental disabilities
7 and approved by the director of the budg-
8 et, expenditures may be made from this
9 appropriation for residential facilities
10 which are pending recertification as
11 intermediate care facilities for people
12 with developmental disabilities.

13 Notwithstanding the provisions of section
14 41.36 of the mental hygiene law and any
15 other inconsistent provision of law,
16 moneys from this appropriation may be used
17 for payment up to \$250 per year per
18 client, at such times and in such manner
19 as determined by the commissioner on the
20 basis of financial need for the personal
21 needs of each client residing in voluntar-
22 y-operated community residences and volun-
23 tary-operated community residential alter-
24 natives, including individualized
25 residential alternatives under the home
26 and community based services waiver. The
27 commissioner shall, subject to the
28 approval of the director of the budget,

1 alter existing advance payment schedules
2 for voluntary-operated community resi-
3 dences established pursuant to section
4 41.36 of the mental hygiene law.

5 Notwithstanding any inconsistent provision
6 of law, moneys from this appropriation may
7 be used for the operation of clinics
8 licensed pursuant to article 16 of the
9 mental hygiene law including, but not
10 limited to, supportive and habilitative
11 services consistent with the home and
12 community based services waiver.

13 For the state share of medical assistance
14 services expenses incurred by the depart-
15 ment of health for the provision of
16 medical assistance services to people with
17 developmental disabilities (37835) 277,014,000

18 For services and expenses of the community
19 services program, net of disallowances,
20 for community programs for people with
21 developmental disabilities pursuant to
22 article 41 of the mental hygiene law,
23 and/or chapter 620 of the laws of 1974,
24 chapter 660 of the laws of 1977, chapter
25 412 of the laws of 1981, chapter 27 of the
26 laws of 1987, chapter 729 of the laws of
27 1989, chapter 329 of the laws of 1993 and
28 other provisions of the mental hygiene

1 law. Notwithstanding any inconsistent
2 provision of law, the following appropri-
3 ation shall be net of prior and/or current
4 year refunds, rebates, reimbursements, and
5 credits.

6 Notwithstanding any other provision of law,
7 advances and reimbursement made pursuant
8 to subdivision (d) of section 41.15 and
9 section 41.18 of the mental hygiene law
10 shall be allocated pursuant to a plan and
11 in a manner prescribed by the agency head
12 and approved by the director of the budg-
13 et. The moneys hereby appropriated are
14 available to reimburse or advance locali-
15 ties and voluntary non-profit agencies for
16 expenditures made during local fiscal
17 periods commencing January 1, 2025, April
18 1, 2025 or July 1, 2025, and for advances
19 for the 3 month period beginning January
20 1, 2026.

21 Notwithstanding the provisions of article 41
22 of the mental hygiene law or any other
23 inconsistent provision of law, rule or
24 regulation, the commissioner, pursuant to
25 such contract and in the manner provided
26 therein, may pay all or a portion of the
27 expenses incurred by such voluntary agen-
28 cies arising out of loans which are funded

1 from the proceeds of bonds and notes
2 issued by the dormitory authority of the
3 state of New York.

4 Notwithstanding any other provision of law,
5 the money hereby appropriated may be
6 transferred to state operations and/or any
7 appropriation of the office for people
8 with developmental disabilities with the
9 approval of the director of the budget.

10 Notwithstanding any inconsistent provision
11 of law, moneys from this appropriation may
12 be used for state aid of up to 100 percent
13 of the net deficit costs of day training
14 programs and family support services.

15 Notwithstanding the provisions of section
16 16.23 of the mental hygiene law and any
17 other inconsistent provision of law, with
18 relation to the operation of certified
19 family care homes, including family care
20 homes sponsored by voluntary not-for-pro-
21 fit agencies, moneys from this appropri-
22 ation may be used for payments to purchase
23 general services including but not limited
24 to respite providers, up to a maximum of
25 14 days, at rates to be established by the
26 commissioner and approved by the director
27 of the budget in consideration of factors
28 including, but not limited to, geographic

1 area and number of clients cared for in
2 the home and for payment in an amount
3 determined by the commissioner for the
4 personal needs of each client residing in
5 the family care home.

6 Notwithstanding the provisions of subdivi-
7 sion 12 of section 8 of the state finance
8 law and any other inconsistent provision
9 of law, moneys from this appropriation may
10 be used for expenses of family care homes
11 including payments to operators of certi-
12 fied family care homes for damages caused
13 by clients to personal and real property
14 in accordance with standards established
15 by the commissioner and approved by the
16 director of the budget.

17 Notwithstanding any inconsistent provision
18 of law, moneys from this appropriation may
19 be used for appropriate day program
20 services and residential services includ-
21 ing, but not limited to, direct housing
22 subsidies to individuals, start-up
23 expenses for family care providers, envi-
24 ronmental modifications, adaptive technol-
25 ogies, appraisals, property options,
26 feasibility studies and preoperational
27 expenses.

1 Notwithstanding any inconsistent provision
2 of law except pursuant to a chapter of the
3 laws of 2024 authorizing a 2.84 percent
4 cost of living adjustment, for the period
5 commencing on April 1, 2024 and ending
6 March 31, 2025 the commissioner shall not
7 apply any other cost of living adjustment
8 for the purpose of establishing rates of
9 payments, contracts or any other form of
10 reimbursement; provided that this shall
11 not prevent the commissioner from applying
12 prior adjustments for the purpose of
13 establishing rates resulting from a rebas-
14 ing of base year costs.

15 Notwithstanding section 6908 of the educa-
16 tion law and any other provision of law,
17 rule or regulation to the contrary, direct
18 support staff in programs certified or
19 approved by the office for people with
20 developmental disabilities, including the
21 home and community based services waiver
22 programs that the office for people with
23 developmental disabilities is authorized
24 to administer with federal approval pursu-
25 ant to subdivision (c) of section 1915 of
26 the federal social security act, are
27 authorized to provide such tasks as OPWDD
28 may specify when performed under the

1 supervision, training and periodic
2 inspection of a registered professional
3 nurse and in accordance with an authorized
4 practitioner's ordered care.

5 Notwithstanding any other provision of law
6 to the contrary, and consistent with
7 section 33.07 of the mental hygiene law,
8 the directors of facilities licensed but
9 not operated by the office for people with
10 developmental disabilities who act as
11 federally-appointed representative payees
12 and who assume management responsibility
13 over the funds of a resident may continue
14 to use such funds for the cost of the
15 resident's care and treatment, consistent
16 with federal law and regulations.

17 Funds appropriated herein shall be available
18 in accordance with the following:

19 Notwithstanding any other provision of law
20 to the contrary, funds appropriated herein
21 are available to reimburse in- and out-of-
22 state private residential schools, pursu-
23 ant to subdivision (c) of section 13.37-a
24 and subdivision (g) of section 13.38 of
25 the mental hygiene law, for costs of
26 supporting the residential and day program
27 services available to individuals who are
28 over the age of 21 years of age, provided

1 that the amount paid for residential
2 services and/or maintenance costs is net
3 of any supplemental security income bene-
4 fit to which the individual receiving
5 services is eligible, and provided further
6 that funding for nonresidential services
7 will be in an amount not to exceed the
8 maximum reimbursement for appropriate day
9 services delivered by the office for
10 people with developmental disabilities
11 certified or approved providers other than
12 in- and out-of-state private residential
13 schools, unless otherwise authorized by
14 the director of the budget.

15 Notwithstanding section 163 of the state
16 finance law, section 142 of the economic
17 development law, and article 41 of the
18 mental hygiene law, the commissioner of
19 the office for people with developmental
20 disabilities may make the funds appropri-
21 ated herein available as state aid, a loan
22 or a grant, pursuant to terms and condi-
23 tions established by the commissioner of
24 the office for people with developmental
25 disabilities, to cover a portion of the
26 development costs of private, public
27 and/or non-profit organizations, including
28 corporations and partnerships established

1 pursuant to the private housing finance
 2 law and/or any other statutory provisions,
 3 for supportive housing units that have
 4 been set aside for individuals with intel-
 5 lectual and developmental disabilities.

6 Further, the office for people with develop-
 7 mental disabilities shall have a lien on
 8 the real property developed with such
 9 state aid, loans or grants, which shall be
 10 in the amount of the loan or grant, for a
 11 maximum term of 30 years, or other longer
 12 term consistent with the requirements of
 13 another regulatory agency.

14 For services and expenses related to the
 15 provision of residential services to
 16 people with developmental disabilities

17 (37802) [14,655,000] 16,609,000

18 For services and expenses related to the
 19 provision of day program services to
 20 people with developmental disabilities

21 (37803) [3,600,000] 4,080,000

22 For services and expenses related to the
 23 provision of family support services to
 24 people with developmental disabilities

25 (37804) [4,050,000] 4,590,000

26 For services and expenses related to the
 27 provision of workshop, day training and
 28 employment services to people with devel-

1 opmental disabilities. Notwithstanding any
2 other provision of law, up to \$800,000 of
3 this appropriation may be transferred to
4 the New York State Education Departments'
5 Adult Career and Continuing Education
6 Services - Vocational Rehabilitation
7 (ACCES-VR) program to support the Long-
8 Term Sheltered Employment program operated
9 by FEDCAP Rehabilitation Services, Inc.
10 (37805) [2,340,000] 2,652,000
11 For other services and expenses provided to
12 people with developmental disabilities
13 including but not limited to hepatitis B,
14 care at home waiver, epilepsy services,
15 Special Olympics New York, Inc. and volun-
16 tary fingerprinting (37806) [600,000] 680,000
17

18 § 9. Section 8 of chapter 113 of the laws of 2025, relating to making
19 appropriations for the support of government, as amended by chapter 119
20 of the laws of 2025, is amended to read as follows:

21 § 8. The amounts specified in this section, or so much thereof as
22 shall be sufficient to accomplish the purposes designated, is hereby
23 appropriated and authorized to be paid as hereinafter provided, to the
24 public officers and for the purposes specified, which amount shall be
25 available for the state fiscal year beginning April 1, 2025.

1 DEPARTMENT OF VETERANS' SERVICES

2 AID TO LOCALITIES

3 BLIND VETERAN ANNUITY ASSISTANCE PROGRAM 385,000

4 -----

5 General Fund

6 Local Assistance Account - 10000

7 For payment of annuities to blind veterans
8 and eligible surviving spouses. Up to
9 \$15,000 of this appropriation may be
10 transferred to state operations for admin-
11 istrative costs associated with this
12 program (54606) 385,000

13 VETERANS' BENEFITS ADVISING PROGRAM [210,000] 238,000

14 -----

15 Special Revenue Funds - Other

16 Homeless Veterans Assistance Fund

17 Homeless Veterans Assistance Account - 20204

18 For services and expenses related to home-
19 less veterans' housing (54815) .. [210,000] 238,000

1 § 10. No expenditure may be made from any appropriation in this act,
2 until a certificate of approval has been issued by the director of the
3 budget and a copy of such certificate shall have been filed with the
4 state comptroller, the chairman of the senate finance committee and the
5 chairman of the assembly ways and means committee provided, however,
6 that any expenditures from any appropriation in this act made by the
7 legislature or judiciary shall not require such certificate.

8 § 11. All expenditures and disbursements made against the appropri-
9 ations in this act shall, upon final action by the legislature on appro-
10 priation bills submitted by the governor pursuant to article VII of the
11 state constitution for the support of government for the state fiscal
12 year beginning April 1, 2025, be transferred by the comptroller as
13 expenditures and disbursements to such appropriations for all state
14 departments and agencies, as applicable, in amounts equal to the amounts
15 charged against the appropriations in this act for each such department,
16 agency, and the legislature and the judiciary.

17 § 12. Severability clause. If any clause, sentence, paragraph, subdivi-
18 sion, section or part of this act shall be adjudged by any court of
19 competent jurisdiction to be invalid, such judgment shall not affect,
20 impair, or invalidate the remainder thereof, but shall be confined in
21 its operation to the clause, sentence, paragraph, subdivision, section
22 or part thereof directly involved in the controversy in which such judg-
23 ment shall have been rendered. It is hereby declared to be the intent of
24 the legislature that this act would have been enacted even if such
25 invalid provisions had not been included herein.

1 § 13. This act shall take effect immediately and shall be deemed to
2 have been in full force and effect on and after April 1, 2025; provided,
3 however, that upon the transfer of expenditures and disbursements by the
4 comptroller as provided in section eleven of this act, the appropri-
5 ations made by this act and subject to such section shall be deemed
6 repealed.