

PUBLIC PROTECTION AND GENERAL GOVERNMENT BUDGET BILL
(Senate 550 And Assembly 550)

DEPARTMENT OF AUDIT AND CONTROL

Executive Direction Program

The amendment adds \$5,000,000 in appropriation authority to the Indigent Legal Services Fund for payments to counties and New York City related to indigent legal services. This amendment reflects new projections of revenue that will be available to support payments to counties and New York City.

DIVISION OF CRIMINAL JUSTICE SERVICES

Operations and Systems Program

The amendment adds a reappropriation for the Fingerprint Identification and Technology Account to allow the Division of Criminal Justice Services (DCJS) to disburse encumbered funds related to various criminal justice technology projects.

Funding and Program Assistance Program

Several amendments are added, including:

- an additional General Fund appropriation of \$2,200,000 for Operation IMPACT.
- a reappropriation for the Federal Juvenile Justice and Delinquency Prevention Title IV Program, to allow the Division of State Police to continue the Internet Crimes Against Children Program; and
- a reappropriation for the Motor Vehicle Theft and Insurance Fraud Prevention Account to permit DCJS to award un-obligated funds to localities for various anti-auto theft and insurance fraud programs.

STATE BOARD OF ELECTIONS

Regulation of Elections Program

The amendment adds language to the Help America Vote Act (HAVA) Implementation Account appropriation to authorize the Director of the Budget to transfer HAVA appropriations to any eligible State department or agency and between Federal funds or accounts.

DIVISION OF MILITARY AND NAVAL AFFAIRS

Military Readiness Program

The amendment revises the maintenance undistributed appropriation language for State activations to ensure that members of the New York Guard and Naval Militia are compensated when State-activated.

DIVISION OF STATE POLICE

Technical Police Services Program

The amendment changes the appropriation in the State Police Motor Vehicle Law Enforcement Account to include a "personal service" spending line, in

addition to the one for nonpersonal service spending. This amendment is required to enable the Division to charge appropriate personal service expenditures against this account.

MISCELLANEOUS -- ALL STATE DEPARTMENTS AND AGENCIES

GENERAL STATE CHARGES

The amendment increases the General State Charges appropriation by \$6,000,000 to reflect a revised payment schedule for PILOT payments made to the city of Albany under section 19-a of the Public Lands Law.

LOCAL GOVERNMENT ASSISTANCE

Aid to Municipalities

The amendments change the program name in the appropriation language from "Aid to Municipalities" to "Aid and Incentives for Municipalities."

**EDUCATION, LABOR AND FAMILY ASSISTANCE BUDGET BILL
(Senate 553 And Assembly 553)**

STATE EDUCATION DEPARTMENT

Elementary, Middle, Secondary and Continuing Education Program

The amendments make corrections including:

- adding language to specify a necessary formula element to calculate Tax Limitation Aid;
- adding inadvertently omitted language related to the use of Medicaid revenues;
- modifying language to correct a formula component for calculation of the amount payable for the Consortium for Worker Education program;
- adding language to ensure that academic achievement awards will be available in each judicial district;
- permitting funds for school audits to be suballocated to any State agency;
- modifying an appropriation within General Support for Public Schools (GSPS) so that each of the eighteen categorical programs previously included within one appropriation will be lined out and appropriated separately; and
- making a conforming adjustment in another appropriation to account for chargebacks previously included in the GSPS categorical program appropriation.

Office of Higher Education and the Professions Program

The amendment provides an additional \$650,000 in the Special Revenue Fund appropriation for Tenured Teacher Hearings, for a total of \$3,150,000. This change reflects revised cost estimates provided by the State Education Department subsequent to the introduction of the Executive Budget.

Office of Cultural Education Programs

The amendment restores Public Broadcasting Aid to the 2004-05 funding level of \$13,138,000.

DEPARTMENT OF FAMILY ASSISTANCE
OFFICE OF CHILDREN AND FAMILY SERVICES

Family and Children's Services Program

The amendments:

- require localities that do not pay the applicable Maximum State Aid Rate for Congregate Care Foster Care providers and the applicable administrative/services rate for agencies operating specialized foster boarding homes to increase their rate of payment, and provide State funding for the associated costs;
- clarify 2005-06 appropriation language regarding reimbursement for Child Welfare Services as it relates to the Federal threshold spending;
- correct the 2005-06 Indian Tribes appropriation language to authorize payment for adult protective services as authorized in permanent law; and
- correct typographical errors in the 2005-06 Detention Services appropriation language.

DEPARTMENT OF FAMILY ASSISTANCE
OFFICE OF TEMPORARY AND DISABILITY ASSISTANCE

Temporary and Disability Assistance Administration Program

The amendment corrects the amount of the Local Administration Fund that will be allocated to the local social services districts from \$312,000,000 to \$309,000,000.

Temporary and Disability Assistance Program

The amendments:

- Correct the amount of the State operations appropriation;
- Decrease the General Fund appropriation amount by \$99,000,000 to reflect the adult shelter and assessment centers costs which appear in the Transitional Supports and Policy program;
- Decreases the General Fund appropriation amount by \$11,100,000 to reflect a decrease in the Safety Net caseload;
- Add language to the Federal Temporary and Disability Assistance Program appropriation to allow the Office of Temporary and Disability Assistance to continue maximizing the State's TANF maintenance of effort contribution;
- Clarify the appropriation language for the Temporary Assistance for Needy Families supported Flexible Fund for Family Services (FFFS) regarding the authorization for the Office of Temporary and Disability Assistance, the Department of Labor, the Department of Health and the Office of Children and Family Services to enter into or continue administering contracts with existing providers for services eligible under the FFFS; and
- Increase funding for the Single Room Occupancy program to support new projects in development.

Transitional Support and Policy Program

The amendment increases funding for the Single Room Occupancy program to support new projects in development.

HIGHER EDUCATION SERVICES CORPORATION

Student Grant and Award Programs

The amendments add language to the Tuition Assistance Program (TAP) to:

- permit the payment for accelerated study awards prior to October 1, 2006 should additional funds be subsequently provided for that purpose;
- clarify that the TAP appropriation language contained in the 2005-06 Executive Budget is applicable only to the TAP appropriation in the Executive Budget; and
- clarify that loans under the TAP Loan program would not be required should there be no deferral of TAP awards.

DEPARTMENT OF LABOR

Unemployment Insurance Benefit Program

The amendment corrects appropriation language to reference the appropriate grant period.

STATE UNIVERSITY OF NEW YORK
(APPROPRIATED TO THE STATE UNIVERSITY CONSTRUCTION FUND)

General Maintenance and Improvements (CCP)

The amendments add language to the SUNY Albany capital appropriation to authorize transfers for the following:

- Up to \$5,000,000 from the State University Construction Fund to the Fuller Road Management Corporation for the construction of a power substation for the Center for Environmental Sciences and Technology Management building; and
- Up to \$75,000,000 from the State University Construction Fund to the Fuller Road Management Corporation or any other appropriate non-State entity for the construction of a high tech center for ASML.

**HEALTH AND MENTAL HYGIENE BUDGET BILL
(Senate 554 And Assembly 554)**

STATE OFFICE FOR THE AGING

Community Services Program

The amendments add appropriation authority to fund an Elderly Abuse Education and Outreach program.

DEPARTMENT OF HEALTH

AIDS Institute Program

The amendment adds language to authorize the continuation of existing contracts and to ensure programs continue serving high-risk and HIV-positive women and children.

Center for Community Health Program

The amendments:

- Create a State Operations appropriation to accommodate administrative costs for the nutrition program;
- Add appropriation language to specify the scope of lead prevention efforts;
- Add a \$500,000 appropriation for a cancer permanency planning program;
- Create a new appropriation to improve access to infertility services, treatments, and procedures;
- Create a new appropriation to support emergency response preparedness;
- Correct the source of Federal abstinence funding; and
- Add a \$10,000,000 HCRA appropriation for family planning.

Elderly Pharmaceutical Insurance Coverage Program

The amendments restore EPIC savings related to the proposal to auto-enroll individuals into Medicare Part D Prescription Benefit Plans. Recently released Federal regulations prohibit such auto-enrollment.

Health Care Reform Act Program

The amendment reduces the appropriation for Graduate Medical Education (GME) in the HCRA Resources Fund from \$494,000,000 to \$394,000,000 to reflect the value of HCRA GME funds to be distributed.

Health Care Standards and Surveillance Program

The amendments:

- Decrease a nonpersonal service appropriation by \$500,000 to avoid double counting;
- Modify the name of the account for the new Criminal Background Check Program;
- Add a Special Revenue Federal grant appropriation for a prescription drug monitoring program;
- Revise the language for the HCRA Resources-Local Assistance Adult Homes appropriation;

- Increase the Certificate of Need nonpersonal service appropriation by \$602,000 to be consistent with planned spending; and
- Revise the name for the Assisted Living account so that it is consistent with its authorizing legislation.

Institutional Management Program

The amendment corrects a typographical error in the appropriation for the Western New York Veterans' Home.

Office of Medicaid Management Program

The amendment increases the General Fund - Local Assistance appropriation by \$1,650,000 for increased enrollment in the federally approved home and community based services waiver for the Traumatic Brain Injury Program.

Medical Assistance Administration Program

The amendments modify language to preserve the Medicaid Administration cap on State reimbursement to local districts in the event local takeover is not enacted and make a technical change regarding placement of language in the appropriation.

Medical Assistance Program

The amendments:

- Add new language to allow local districts to be reimbursed for transportation services for Medicaid eligible individuals through the Medical Assistance Program;
- Modify the provisions regarding the establishment of the Pharmacy and Therapeutics (P&T) Committee;
- Modify the provisions which make the local cap on Medicaid costs contingent upon the enactment of the Medicaid cost containment included in the Executive Budget, to provide flexibility to enact any cost containment actions that generate a substantially similar level of savings to the General Fund; and
- Add a Special Revenue-Other appropriation to allow for the transfer of previously appropriated Federal Community Health Care Conversion Demonstration Project funds to a State account to continue the life of the Federal funding.

Wadsworth Center for Laboratories and Research Program

The amendments increase appropriations by \$243,000 to accommodate the indirect costs of the Environmental Laboratory Reference and Accreditation Program.

Center for Community Health - Reappropriations

The amendment deletes the \$454,000 cable television account reappropriation.

Institutional Management Program - Reappropriations

The amendment reappropriates a 2004-05 maintenance undistributed appropriation for Helen Hayes Hospital.

Capital Projects

The amendments modify the name of the Health Care Capital Program from the "Health Care System Improvement Capital Grant Program" to the "Health Care Efficiency and Affordability Law for New Yorkers (HEAL NY)."

CONTINGENT AND OTHER APPROPRIATIONS

DEPARTMENT OF HEALTH

The amendments correct a date change within the Medical Assistance Restitution Account to accurately reflect the appropriation effective date through March 31, 2007 and revise the funding source from the HCRA Resource Fund - FO4 to the Miscellaneous Special Revenue Fund - 339.

**TRANSPORTATION, ECONOMIC DEVELOPMENT AND
ENVIRONMENTAL CONSERVATION BUDGET BILL
(Senate 555 And Assembly 555)**

DEPARTMENT OF AGRICULTURE AND MARKETS

Agricultural Business Services Program

The amendment removes a \$4,192,000 General Fund Local Assistance appropriation and provides line item appropriations totaling \$4,192,000 for various agricultural programs.

DEPARTMENT OF ENVIRONMENTAL CONSERVATION

Environmental Enforcement Program

The amendment reappropriates \$5,078,000 to cover projected New York City Watershed activities.

Forest and Land Resources Program

The amendment increases the nonpersonal service appropriation amount to cover required projected expenditures for the General Fund/State Operations Lands and Forest program.

ENVIRONMENTAL FACILITIES CORPORATION

Pipeline for Jobs (CCP)

The amendment adds a \$6,250,000 appropriation for the Pipeline for Jobs bonded program.

OFFICE OF PARKS, RECREATION AND HISTORIC PRESERVATION

Administration Program

The amendment decreases the appropriation amount in the General Fund/State Purposes Account to reflect a technical adjustment to personal service funding.

Historic Preservation Program

The amendment decreases the appropriation amount in the General Fund/State Purposes Account to reflect a technical adjustment to personal service funding.

Park Operations Program

The amendments decrease the appropriation amount in the General Fund/State Purposes and Special Revenue Other Patron Services Accounts to reflect a technical adjustment to personal service funding.

Recreation Services Program

The amendment decreases the appropriation amount in the General Fund/State Purposes Account to reflect a technical adjustment to personal service funding.

OFFICE OF SCIENCE, TECHNOLOGY AND ACADEMIC RESEARCH

High Technology Program

The amendment adds a \$300,000 matching grant appropriation to support Cornell University's National Science Foundation (NSF) Nanobiotechnology Center.

DEPARTMENT OF TRANSPORTATION

Mass Transportation and Rail Freight (CCP)

The amendment adds a \$2,700,000 appropriation to the Department of Transportation's Capital Projects budget to provide capital funding to the Central New York Regional Transportation Authority for costs associated with replacement and repairs to transit infrastructure located in Oneida County. This one-time appropriation shall only be available when Oneida County formally joins the Authority's service district as described in section 1327 of the Public Authorities Law.

Non-Federally Aided Highway Capital Projects (CCP)

This amendment increases the Highway Maintenance Purpose appropriation by \$11,000,000. Currently, the Department of Transportation (DOT) only encumbers a portion of the municipal snow and ice contracts when they are processed by the Office of the State Comptroller (OSC). OSC is now requesting that DOT encumber the full annual amount of these snow and ice contracts. This one-time increase will provide sufficient appropriation authority to bring DOT into compliance with this OSC request.

NEW YORK STATE URBAN DEVELOPMENT CORPORATION

Economic Development Program

The amendment adds a \$900,000 appropriation for services and expenses of infrastructure and other improvements associated with cooperative State/Federal efforts at the Seneca Army Depot.

The amendment adds a \$100,000 appropriation for Niagara County's services and expenses of infrastructure and other improvements associated with cooperative State/Federal efforts at the Niagara Falls Air Force Base.