

Amend Senate 991, Assembly 1921, A BUDGET BILL, AN ACT to amend the public authorities law, in relation to composition and responsibilities of the New York state higher education capital matching grant board in administering and awarding capital matching grants for higher education facilities. . .

- Page 3, An Act Clause Unnumbered line 32, After "(Part V); " strike out "and"
- Page 3, An Act Clause Unnumbered line 36, After "(Part W)" insert "; and to amend the social services law, in relation to reimbursement for a portion of the costs of social services districts for care provided to foster children in institutions, group residences, group homes, and agency operated boarding homes. (Part X)
- Page 3, Line 4, After "through" strike out "W" and insert "X"
- Page 82, Line 15 through 17, After "education" strike out ", pursuant to a sound basic education plan developed and approved by the commissioner pursuant to the provisions of paragraph c of this subdivision"
- Page 98 Between lines 11 and 12, Insert "\$63-a. Section 1740 of public authorities law is REPEALED."
- Page 106, Between unnumbered line 13 of the REPEAL NOTES and numbered line 15, Insert "Section 1740 of public authorities law, as proposed to be repealed by this act, relates to use of outside design, drafting or inspection services."
- Page 150, Line 9, After "law" insert "the labor law"
- Page 186, Line 31, After "commissioner" insert "of the office of temporary and disability assistance"
- Page 194, Line 13, After "four" insert "through fifteen"
- Page 194, Line 22, After "each" strike out "["
- Page 194, Line 22, After "Quarter" strike out "]" state fiscal year"
- Page 195, Line 53, Strike out "April" and insert "October"
- Page 197, Between lines 13 and 14, Insert "§ 1. Section 712 of the family court act is amended by adding a new subdivision (i) to read as follows:
- (i) "Diversion services." Services provided to children and families pursuant to section seven hundred thirty-five of this article for the purpose of avoiding the need to file a petition or direct the detention of the child. Diversion services shall include: efforts to adjust cases pursuant to this article before a petition is filed, or by order of the court, after the petition is filed but before fact-finding is commenced; and preventive services

provided in accordance with section four hundred nine-a of the social services law to avert the placement of the child into foster care, including crisis intervention and respite services.

- Page 197, Line 14, Before “. Subdivision (b)” strike out “Section 1” and insert “§2”
- Page 197, Line 29, After “§” strike out “2” and insert “3”
- Page 197, Line 35, Before “services” strike out “preventive or adjustment” and insert “diversion”
- Page 197, Line 41, After “§” strike out “3” and insert “4”
- Page 197, Line 49 and 50, After “[family court]” strike out “appropriate social services official or probation department” and insert “lead agency designated pursuant to section 735 of this article”
- Page 198, Lines 1 and 2, After “[family court]” strike out “appropriate social services official or probation department” and insert “designated lead agency”
- Page 198, Line 21, After “§” strike out “4” and insert “5”
- Page 198, Line 25, After “from” strike out “preventive or adjustment” and insert “diversion”
- Page 198, Line 28, After “§” strike out “5” and insert “6”
- Page 198, Line 45, After “§” strike out “6” and insert “6-a”
- Page 198, Line 48, After “procedure:” strike out “adjustment and preventive” and insert “diversion”
- Page 198, Line 50, After “offer” strike out “adjustment and/or preventive” and insert “diversion”
- Page 198, Lines 50 and 51, After “services” strike out “pursuant to section four hundred nine-a of the social services law” and insert “as defined in Section 712 of this article”
- Page 198, Line 52, After “subject of a” insert “person in need of supervision”
- Page 198, Line 52, After “petition” strike out “under this article”
- Page 198, Line 56, After “designate” insert “either”
- Page 199, Line 3, After “The” strike out “probation department or social services district” and insert “designated lead agency”
- Page 199, Line 6, After “of” strike out “adjustment and/or preventive” and insert “diversion”
- Page 199, Lines 18 and 19, After “the” strike out “appropriate probation department or social services official, who” and insert “designated lead agency which”

Page 199,	Line 23,	After " <u>receive</u> " strike out " <u>adjustment</u> " and insert " <u>diversion</u> "
Page 199,	Lines 24 and 25,	After " <u>section</u> " strike out " <u>or preventive services pursuant to section four hundred nine-a of the social services law. Adjustment or preventive</u> " and insert " <u>. Diversion</u> "
Page 199,	Line 29,	After " <u>further</u> " strike out " <u>adjustment attempts or preventive services</u> " and insert " <u>diversion attempts</u> "
Page 199,	Line 34,	After "(d)" strike out " <u>Adjustment and preventive</u> " and insert " <u>Diversion</u> "
Page 199,	Lines 49 and 50,	After "." strike out " <u>Adjustment and preventive</u> " and insert " <u>Diversion</u> "
Page 199,	Lines 55 and 56,	After "the" strike out " <u>probation service or social services official</u> " and insert " <u>designated lead agency</u> "
Page 200,	Line 3,	After " <u>further</u> " strike out " <u>adjustment and/or preventive</u> " and insert " <u>diversion</u> "
Page 200,	Line 5,	After "The" strike out " <u>probation service or social services official</u> " and insert " <u>designated lead agency</u> "
Page 200,	Line 7,	After " <u>provides</u> " strike out " <u>adjustment or preventive</u> " and insert " <u>diversion</u> "
Page 200,	Line 11,	After " <u>Efforts</u> " strike out " <u>at adjustment or prevention of</u> " and insert " <u>to prevent</u> "
Page 200,	Lines 12 and 13,	After "the" strike out " <u>probation service or social services official</u> " and insert " <u>designated lead agency</u> "
Page 200,	Line 15,	After "at" strike out " <u>adjustment or prevention</u> " and insert " <u>diversion</u> "
Page 200,	Lines 16 and 17,	After " <u>where the</u> " strike out " <u>probation service or social services official</u> " and insert " <u>designated lead agency</u> "
Page 200,	Line 20,	After "The" strike out " <u>probation service or the social services official</u> " and insert " <u>designated lead agency</u> "
Page 200,	Line 24,	After "to" strike out " <u>adjust</u> " and insert " <u>divert</u> "
Page 200,	Lines 24 and 25,	After "case" strike out " <u>or prevent the filing of petition</u> "
Page 200,	Lines 28 and 29,	After "the" strike out " <u>probation service is attempting to adjust the case or the social services district</u> " and insert " <u>designated lead agency</u> "
Page 200,	Line 30,	After " <u>providing</u> " strike out " <u>preventive</u> " and insert " <u>diversion</u> "

Page 200,	Lines 30 and 31,	After " <u>the</u> " strike out " <u>probation service or social services official</u> " and insert " <u>designated lead agency</u> "
Page 200,	Line 31,	After " <u>successfully</u> " strike out " <u>adjusted</u> " and insert " <u>diverted</u> "
Page 200,	Line 35,	After " <u>where</u> " insert " <u>diversion</u> "
Page 200	Line 36,	Before " <u>services</u> " strike out " <u>adjustment or preventive</u> "
Page 200,	Lines 42 and 43,	After " <u>the</u> " strike out " <u>probation service or appropriate social services official</u> " and insert " <u>designated lead agency</u> "
Page 200,	Line 45	After " <u>in</u> " strike out " <u>adjustment and/or preventive</u> " and insert " <u>diversion</u> "
Page 200,	Line 45,	After " <u>services</u> " strike out " <u>.</u> " and insert " <u>;</u> <u>and</u> "
Page 200,	Lines 46 and 47,	After " <u>the</u> " strike out " <u>probation service or appropriate social services official</u> " and insert " <u>designated lead agency</u> "
Page 200,	Line 47,	After " <u>terminated</u> " strike out " <u>adjustment or preventive</u> " and insert " <u>diversion</u> "
Page 200,	Line 50,	After " <u>successfully</u> " strike out " <u>adjusted</u> " insert " <u>diverted</u> "
Page 200,	Lines 51 and 52,	After " <u>the</u> " strike out " <u>probation officer, the social services official</u> " and insert " <u>designated lead agency</u> "
Page 200,	Line 55,	After " <u>at</u> " strike out " <u>adjustment</u> " and insert " <u>diversion</u> "
Page 201,	Line 1,	Before " <u>have</u> " strike out " <u>adjustment</u> " and insert " <u>diversion</u> "
Page 201,	Line 4,	After "\$" strike out "8" and insert "9"
Page 201,	Line 18,	After "\$" strike out "9" and insert "10"
Page 201,	Line 20,	After "\$742." strike out " <u>Adjustment and prevention</u> " and insert " <u>Diversion</u> "
Page 201,	Lines 21 and 22,	After " <u>the</u> " strike out " <u>probation service or appropriate social services official</u> " and insert " <u>lead agency designated pursuant to section 735 of this article</u> "
Page 201,	Lines 29 and 30,	After " <u>termination of</u> " strike out " <u>adjustment or preventive</u> " and insert " <u>diversion</u> "
Page 201,	Line 34,	After " <u>additional</u> " strike out " <u>adjustment</u> " and insert " <u>diversion</u> "
Page 201,	Lines 35 and 36,	After " <u>the</u> " strike out " <u>probation service or preventive services be offered by the social</u> "

services official." and insert "designated lead agency."

- Page 201, Line 38, After "in" strike out "adjustment or preventive" and insert "diversion"
- Page 201, Lines 38 and 39, After "the" strike out "probation service or social services official" and insert "designated lead agency"
- Page 201, Line 45, After "\$" Strike out "10" and insert "11"
- Page 201, Line 48, Before "social" strike out "[ " and after "services" strike out "]"
- Page 201, Line 48, before "shall" strike out "the office of children and family services"
- Page 202, Line 2, After "of" strike out "the office of children and family" and insert "social"
- Page 202, Line 4, After "\$" strike out "11" and insert "12"
- Page 202, Line 14, After "\$" strike out "12" and insert "13"
- Page 202, Line 16, After "offer" strike out "adjustment and/or preventive" and insert "diversion"
- Page 202, Between lines 20 and 21, Insert "§ 14. Section 243-a of the Executive Law is repealed."
- Page 202, Line 21, After "\$" strike out "13" and insert "15"
- Page 203, Line 14, After "\$" strike out "14" and insert "16"
- Page 203, Line 20, After "\$" strike out "15" and insert "17"
- Page 203, Between lines 31 and 32, Insert  
"§ 18. Paragraph (a) of subdivision 1 of section 34-a of the social services law, as amended by chapter 231 of the laws of 1987, is amended to read as follows:  
(a) Each social services district shall prepare a multi-year consolidated services plan encompassing adult services and family and children's services, which shall include diversion services provided pursuant to section seven hundred thirty-five of the family court act.
- § 19. Subdivision 4 of section 34-a of the social services law, as added by chapter 681 of the laws of 1981, is amended to read as follows:  
4. [The] (a) Except as provided in paragraph (b) of this section, the commissioner shall review both the multi-year services plan and the annual implementation reports submitted by the social services district, using standards consistent with the provisions of sections one hundred thirty-one-1, four hundred-nine-d and four hundred twenty-three of this chapter, and shall notify such district,

in writing, of approval of such plan or reports in whole or in part; provided, however, that for any portions not approved, the commissioner shall in writing to the districts specify the portions not approved, the reasons for such determination, the actions required for resubmittal of such portions, and the time period of resubmittal; and provided further, that disapproval of a portion of such plan or report shall not render the entire plan or report invalid. No portion of the multi-year services plan or of the annual implementation reports shall be finally disapproved until the district has had at least one opportunity for resubmittal. Upon resubmittal, or if no resubmittal is made within the time specified, the commissioner may grant further extensions to the district to allow it to resubmit any unapproved portions, or may finally disapprove such portions. Any social services district aggrieved by a final disapproval of the commissioner under this section shall have the right to a fair hearing in accordance with the appropriate provisions of this chapter. An adverse fair hearing decision shall be reviewable pursuant to article seventy-eight of the civil practice law and rules. State reimbursement may be withheld for all or a portion of a local district's activities, if the multi-year service plan, annual implementation report, or portions of either are disapproved.

(b) The commissioner of the Office of children and family services shall review and approve or disapprove the diversion services portion of the plan jointly with the director of the division of probation and correctional alternatives or any other successor agency or entity. The requirements for the portion of the plan and report regarding the provision of diversion services shall be jointly established by the commissioner of the office of children and family services and the director of the division of probation and correctional alternatives or any other successor agency or entity. The multi-year services plan and where appropriate the annual implementation reports shall be based upon a written understanding between the local social services district and the probation department which outlines the cooperative procedures to be followed by both parties regarding diversion services pursuant to section seven hundred thirty-five of the family court act, consistent with their respective obligations as otherwise required by law."

Page 203, Line 32, After "\$" strike out "16" and insert "20"

Page 203, Line 51, After "of" strike out "the office of children and family" and insert "social"

Page 203, Line 53, After "\$" strike out "17" and insert "21"

Page 203,      Between lines      Insert new "Part X (LBD #72030-02-5)  
54 and 55,

Page 204      Line 9,              After "through"      strike out "W" and insert "X"