

# STATE OF NEW YORK

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S. 3005--A

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## SENATE - ASSEMBLY

January 22, 2025

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IN SENATE -- A BUDGET BILL, submitted by the Governor pursuant to article seven of the Constitution -- read twice and ordered printed, and when printed to be committed to the Committee on Finance -- committee discharged, bill amended, ordered reprinted as amended and recommitted to said committee

IN ASSEMBLY -- A BUDGET BILL, submitted by the Governor pursuant to article seven of the Constitution -- read once and referred to the Committee on Ways and Means -- committee discharged, bill amended, ordered reprinted as amended and recommitted to said committee

AN ACT to amend chapter 887 of the laws of 1983, amending the correction law relating to the psychological testing of candidates, in relation to the effectiveness thereof; to amend chapter 428 of the laws of 1999, amending the executive law and the criminal procedure law relating to expanding the geographic area of employment of certain police officers, in relation to extending the expiration of such chapter; to amend chapter 886 of the laws of 1972, amending the correction law and the penal law relating to prisoner furloughs in certain cases and the crime of absconding therefrom, in relation to the effectiveness thereof; to amend chapter 261 of the laws of 1987, amending chapters 50, 53 and 54 of the laws of 1987, the correction law, the penal law and other chapters and laws relating to correctional facilities, in relation to the effectiveness thereof; to amend chapter 339 of the laws of 1972, amending the correction law and the penal law relating to inmate work release, furlough and leave, in relation to the effectiveness thereof; to amend chapter 60 of the laws of 1994 relating to certain provisions which impact upon expenditure of certain appropriations made by chapter 50 of the laws of 1994 enacting the state operations budget, in relation to the effectiveness thereof; to amend chapter 55 of the laws of 1992, amending the tax law and other laws relating to taxes, surcharges, fees and funding, in relation to extending the expiration of certain provisions of such chapter; to amend chapter 907 of the laws of 1984, amending the correction law, the New York city criminal court act and the executive law relating to prison and jail housing and alternatives to detention and incarceration programs, in relation to extending the expiration of certain provisions of such chapter; to amend chapter 166 of the laws of 1991,

EXPLANATION--Matter in *italics* (underscored) is new; matter in brackets [ ] is old law to be omitted.

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amending the tax law and other laws relating to taxes, in relation to extending the expiration of certain provisions of such chapter; to amend the vehicle and traffic law, in relation to extending the expiration of the mandatory surcharge and victim assistance fee; to amend chapter 713 of the laws of 1988, amending the vehicle and traffic law relating to the ignition interlock device program, in relation to extending the expiration thereof; to amend chapter 435 of the laws of 1997, amending the military law and other laws relating to various provisions, in relation to extending the expiration date of the merit provisions of the correction law and the penal law of such chapter; to amend chapter 412 of the laws of 1999, amending the civil practice law and rules and the court of claims act relating to prisoner litigation reform, in relation to extending the expiration of the inmate filing fee provisions of the civil practice law and rules and general filing fee provision and inmate property claims exhaustion requirement of the court of claims act of such chapter; to amend chapter 222 of the laws of 1994 constituting the family protection and domestic violence intervention act of 1994, in relation to extending the expiration of certain provisions of the criminal procedure law requiring the arrest of certain persons engaged in family violence; to amend chapter 505 of the laws of 1985, amending the criminal procedure law relating to the use of closed-circuit television and other protective measures for certain child witnesses, in relation to extending the expiration of the provisions thereof; to amend chapter 3 of the laws of 1995, enacting the sentencing reform act of 1995, in relation to extending the expiration of certain provisions of such chapter; to amend chapter 689 of the laws of 1993 amending the criminal procedure law relating to electronic court appearance in certain counties, in relation to extending the expiration thereof; to amend chapter 688 of the laws of 2003, amending the executive law relating to enacting the interstate compact for adult offender supervision, in relation to the effectiveness thereof; to amend chapter 56 of the laws of 2009, amending the correction law relating to limiting the closing of certain correctional facilities, providing for the custody by the department of correctional services of inmates serving definite sentences, providing for custody of federal prisoners and requiring the closing of certain correctional facilities, in relation to the effectiveness of such chapter; to amend chapter 152 of the laws of 2001 amending the military law relating to military funds of the organized militia, in relation to the effectiveness thereof; to amend chapter 554 of the laws of 1986, amending the correction law and the penal law relating to providing for community treatment facilities and establishing the crime of absconding from the community treatment facility, in relation to the effectiveness thereof; and to amend chapter 55 of the laws of 2018, amending the criminal procedure law relating to the pre-criminal proceeding settlements in the City of New York, in relation to the effectiveness thereof (Part A); to amend the criminal procedure law, in relation to discovery reform (Part B); to amend the public officers law, in relation to residency requirements for certain positions as a correction officer; to amend the retirement and social security law, in relation to mandatory retirement for certain members or officers of the state police; to amend the executive law, in relation to eligibility for appointment as a sworn member of the state police; and to amend the civil service law, in relation to the requirements for appointment of police officers (Part C); to amend the penal law, in relation to establishing the crime of domestic violence (Part D); to



amend the correction law, in relation to merit time allowance and limited credit time allowance (Part E); to amend criminal procedure law, civil practice law and rules, general municipal law, the court of claims act, and the education law, in relation to eliminating the statute of limitations for sex trafficking cases (Part F); to amend the executive law, in relation to expanding support services for victims of financial abuse and homicide (Part G); to amend the executive law and the public health law, in relation to expanding protections and services to survivors of sexual assault (Part H); to amend the social services law, in relation to public assistance for survivors of gender-based violence; and to repeal subdivision four of section 349-a of the social services law relating thereto (Part I); to amend the state finance law and the executive law, in relation to a model gender-based violence and the workplace policy (Part J); to amend the general municipal law and the executive law, in relation to requiring municipal cybersecurity incident reporting and exempting such reports from freedom of information requirements (Part K); to amend the penal law, in relation to artificial intelligence-generated child sexual abuse material (Part L); to amend the penal law, in relation to including the patronization of a person who is mentally disabled in the offense of sex trafficking (Part M); to amend the penal law, in relation to transit crimes and prohibition orders relating to such crimes (Part N); to amend the penal law, in relation to the expanding the definition of building for the purpose of the offense of criminal trespass and burglary (Part O); to amend the penal law, in relation to establishing the crime of aggravated transportation offense (Part P); to amend chapter 396 of the laws of 2010 amending the alcoholic beverage control law relating to liquidator's permits and temporary retail permits, in relation to the effectiveness thereof (Part Q); to amend the public authorities law, in relation to the bonding limit of the New York city transitional finance authority (Part R); to amend the real property tax law and the administrative code of the city of New York, in relation to the industrial and commercial abatement program (Part S); to amend the civil practice law and rules and the state finance law, in relation to the rate of interest to be paid on judgment and accrued claims (Part T); to amend the civil service law, in relation to reimbursement for medicare premium charges (Part U); to amend the civil service law, in relation to extending the waiver of certain state civil service examination fees; and to amend part EE of chapter 55 of the laws of 2023, amending the civil service law relating to waiving state civil service examination fees between July 1, 2023 and December 31, 2025, in relation to the effectiveness thereof (Part V); to amend the state finance law, in relation to providing for an alternate payment election for certain employees (Part W); to amend the state technology law, in relation to cybersecurity awareness training for government employees (Part X); to amend chapter 60 of the laws of 2015, constituting the infrastructure investment act, in relation to construction manager as constructor contracts (Part Y); to amend the New York city public works investment act, in relation to authorizing the use of certain alternative project delivery methods (Part Z); to amend the workers' compensation law, in relation to medical providers entitled to render emergency care and treatment in cases of a workers' compensation injury (Part AA); to amend the workers' compensation law, in relation to specifying which providers are authorized to render certain medical care; and to repeal certain provisions of such law related thereto (Part BB); to amend the

workers' compensation law, in relation to temporary payment of compensation for medical treatment and care (Part CC); to amend the workers' compensation law and the insurance law, in relation to payments for covered medical and/or hospital services for or on behalf of an injured employee when the claim is controverted (Part DD); in relation to providing for the administration of certain funds and accounts related to the 2025-2026 budget, authorizing certain payments and transfers; to amend the state finance law, in relation to the administration of certain funds and accounts, in relation to the effectiveness thereof, and in relation to interest owed on outstanding balances of debt; to amend part XX of chapter 56 of the laws of 2024, amending the state finance law and other laws relating to providing for the administration of certain funds and accounts related to the 2023-2024 budget, in relation to the effectiveness thereof; authorizing the comptroller to transfer up to \$25,000,000 from various state bond funds to the general debt service fund for the purposes of redeeming or defeasing outstanding state bonds; to amend the private housing finance law, in relation to housing program bonds and notes; to amend the public authorities law, in relation to the issuance of bonds and notes by the dedicated highway and bridge trust fund; to amend the public authorities law, in relation to the issuance of bonds and notes for city university facilities; to amend the public authorities law, in relation to the issuance of bonds for library construction projects; to amend the public authorities law, in relation to the issuance of bonds for state university educational facilities; to amend the public authorities law, in relation to the issuance of bonds and notes for locally sponsored community colleges; to amend chapter 392 of the laws of 1973, constituting the New York state medical care facilities finance agency act, in relation to the issuance of mental health services facilities improvement bonds and notes; to amend part K of chapter 81 of the laws of 2002, relating to providing for the administration of certain funds and accounts related to the 2002-2003 budget, in relation to the issuance of bonds and notes to finance capital costs related to homeland security; to amend chapter 174 of the laws of 1968 constituting the urban development corporation act, in relation to the issuance of bonds and notes for purposes of funding office of information technology services project costs; to amend chapter 329 of the laws of 1991, amending the state finance law and other laws relating to the establishment of the dedicated highway and bridge trust fund, in relation to the issuance of funds to the thruway authority; to amend chapter 174 of the laws of 1968 constituting the urban development corporation act, in relation to the issuance of bonds and notes to fund costs for statewide equipment; to amend the public authorities law, in relation to the issuance of bonds for purposes of financing environmental infrastructure projects; to amend part D of chapter 389 of the laws of 1997, relating to the financing of the correctional facilities improvement fund and the youth facility improvement fund, in relation to the issuance of bonds and notes for the youth facilities improvement fund; to amend the public authorities law, in relation to the issuance of bonds and notes for the purpose of financing peace bridge projects and capital costs of state and local highways; to amend chapter 174 of the laws of 1968 constituting the urban development corporation act, in relation to the issuance of bonds for economic development initiatives; to amend part Y of chapter 61 of the laws of 2005, relating to providing for the administration of certain funds and accounts related to the 2005-2006



budget, in relation to the issuance of bonds and notes for the purpose of financing capital projects for the division of military and naval affairs and initiative of the state police; to amend the public authorities law, in relation to the issuance of bonds and notes for the purpose of financing the construction of the New York state agriculture and markets food laboratory; to amend the public authorities law, in relation to authorization for the issuance of bonds for the capital restructuring financing program, the health care facility transformation programs, and the essential health care provider program; to amend the public authorities law, in relation to the issuance of bonds or notes for the purpose of assisting the metropolitan transportation authority in the financing of transportation facilities; to amend the public authorities law, in relation to bonds and notes for hazardous waste remediation; to amend part D of chapter 389 of the laws of 1997, relating to the financing of the correctional facilities improvement fund and the youth facility improvement fund, in relation to the issuance of certain bonds and notes; to amend the public authorities law, in relation to funds for the department of health and financing through the dormitory authority; to amend the public health law, in relation to the department of health income fund; to amend chapter 174 of the laws of 1968 constituting the urban development corporation act, in relation to the issuance of personal income tax revenue anticipation notes; to amend the state finance law, in relation to the issuance of bonds and notes for certain purposes; to amend the state finance law, in relation to refunding and redemption of bonds; to repeal certain provisions of the state finance law relating to the accident prevention course internet, and other technology pilot program fund, relating to the required contents of the budget and relating to the deposit of receipts derived from certain indirect cost assessments; and providing for the repeal of certain provisions upon expiration thereof (Part EE); to amend the administrative code of city of New York, in relation to amortization and valuation methods used for contributions to the New York city employees' retirement system, the New York city teachers' retirement system, and the board of education retirement system of such city (Part FF); to amend the correction law, in relation to addressing accountability within the department of corrections and community supervision (Part GG); to amend the correction law, in relation to the functions, powers and duties of the state commission of correction (Part HH); and in relation to authorizing the department of corrections and community supervision to close up to five correctional facilities in the 2025--2026 state fiscal year; and providing for the repeal of such provisions upon expiration thereof (Part II)

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

1 Section 1. This act enacts into law major components of legislation  
2 necessary to implement the state public protection and general govern-  
3 ment budget for the 2025-2026 state fiscal year. Each component is whol-  
4 ly contained within a Part identified as Parts A through II. The effec-  
5 tive date for each particular provision contained within such Part is  
6 set forth in the last section of such Part. Any provision in any section  
7 contained within a Part, including the effective date of the Part, which  
8 makes a reference to a section "of this act", when used in connection

1 with that particular component, shall be deemed to mean and refer to the  
2 corresponding section of the Part in which it is found. Section three of  
3 this act sets forth the general effective date of this act.

4

## PART A

5 Section 1. Section 2 of chapter 887 of the laws of 1983, amending the  
6 correction law relating to the psychological testing of candidates, as  
7 amended by section 1 of part A of chapter 55 of the laws of 2023, is  
8 amended to read as follows:

9 § 2. This act shall take effect on the one hundred eightieth day after  
10 it shall have become a law and shall remain in effect until September 1,  
11 [2025] 2027.

12 § 2. Section 3 of chapter 428 of the laws of 1999, amending the execu-  
13 tive law and the criminal procedure law relating to expanding the  
14 geographic area of employment of certain police officers, as amended by  
15 section 2 of part A of chapter 55 of the laws of 2023, is amended to  
16 read as follows:

17 § 3. This act shall take effect on the first day of November next  
18 succeeding the date on which it shall have become a law, and shall  
19 remain in effect until the first day of September, [2025] 2027, when it  
20 shall expire and be deemed repealed.

21 § 3. Section 3 of chapter 886 of the laws of 1972, amending the  
22 correction law and the penal law relating to prisoner furloughs in  
23 certain cases and the crime of absconding therefrom, as amended by  
24 section 3 of part A of chapter 55 of the laws of 2023, is amended to  
25 read as follows:

26 § 3. This act shall take effect 60 days after it shall have become a  
27 law and shall remain in effect until September 1, [2025] 2027.

28 § 4. Section 20 of chapter 261 of the laws of 1987, amending chapters  
29 50, 53 and 54 of the laws of 1987, the correction law, the penal law and  
30 other chapters and laws relating to correctional facilities, as amended  
31 by section 4 of part A of chapter 55 of the laws of 2023, is amended to  
32 read as follows:

33 § 20. This act shall take effect immediately except that section thir-  
34 teen of this act shall expire and be of no further force or effect on  
35 and after September 1, [2025] 2027 and shall not apply to persons  
36 committed to the custody of the department after such date, and provided  
37 further that the commissioner of corrections and community supervision  
38 shall report each January first and July first during such time as the  
39 earned eligibility program is in effect, to the [chairmen] chairs of the  
40 senate crime victims, crime and correction committee, the senate codes  
41 committee, the assembly correction committee, and the assembly codes  
42 committee, the standards in effect for earned eligibility during the  
43 prior six-month period, the number of [inmates] incarcerated individuals  
44 subject to the provisions of earned eligibility, the number who actually  
45 received certificates of earned eligibility during that period of time,  
46 the number of [inmates] incarcerated individuals with certificates who  
47 are granted parole upon their first consideration for parole, the number  
48 with certificates who are denied parole upon their first consideration,  
49 and the number of individuals granted and denied parole who did not have  
50 earned eligibility certificates.

51 § 5. Subdivision (q) of section 427 of chapter 55 of the laws of 1992,  
52 amending the tax law and other laws relating to taxes, surcharges, fees  
53 and funding, as amended by section 5 of part A of chapter 55 of the laws  
54 of 2023, is amended to read as follows:

1 (q) the provisions of section two hundred eighty-four of this act  
2 shall remain in effect until September 1, [2025] 2027 and be applicable  
3 to all persons entering the program on or before August 31, [2025] 2027.

4 § 6. Section 10 of chapter 339 of the laws of 1972, amending the  
5 correction law and the penal law relating to inmate work release,  
6 furlough and leave, as amended by section 6 of part A of chapter 55 of  
7 the laws of 2023, is amended to read as follows:

8 § 10. This act shall take effect 30 days after it shall have become a  
9 law and shall remain in effect until September 1, [2025] 2027, and  
10 provided further that the commissioner of correctional services shall  
11 report each January first, and July first, to the [chairman] chairs of  
12 the senate crime victims, crime and correction committee, the senate  
13 codes committee, the assembly correction committee, and the assembly  
14 codes committee, the number of eligible [inmates] incarcerated individ-  
15 uals in each facility under the custody and control of the commissioner  
16 who have applied for participation in any program offered under the  
17 provisions of work release, furlough, or leave, and the number of such  
18 [inmates] incarcerated individuals who have been approved for partic-  
19 ipation.

20 § 7. Subdivision (c) of section 46 of chapter 60 of the laws of 1994,  
21 relating to certain provisions which impact upon expenditure of certain  
22 appropriations made by chapter 50 of the laws of 1994, enacting the  
23 state operations budget, as amended by section 7 of part A of chapter 55  
24 of the laws of 2023, is amended to read as follows:

25 (c) sections forty-one and forty-two of this act shall expire Septem-  
26 ber 1, [2025] 2027; provided, that the provisions of section forty-two  
27 of this act shall apply to [inmates] incarcerated individuals entering  
28 the work release program on or after such effective date; and

29 § 8. Subdivision (aa) of section 427 of chapter 55 of the laws of  
30 1992, amending the tax law and other laws relating to taxes, surcharges,  
31 fees and funding, as amended by section 8 of part A of chapter 55 of the  
32 laws of 2023, is amended to read as follows:

33 (aa) the provisions of sections three hundred eighty-two, three  
34 hundred eighty-three and three hundred eighty-four of this act shall  
35 expire on September 1, [2025] 2027;

36 § 9. Section 12 of chapter 907 of the laws of 1984, amending the  
37 correction law, the New York city criminal court act and the executive  
38 law relating to prison and jail housing and alternatives to detention  
39 and incarceration programs, as amended by section 9 of part A of chapter  
40 55 of the laws of 2023, is amended to read as follows:

41 § 12. This act shall take effect immediately, except that the  
42 provisions of sections one through ten of this act shall remain in full  
43 force and effect until September 1, [2025] 2027 on which date those  
44 provisions shall be deemed to be repealed.

45 § 10. Subdivision (p) of section 406 of chapter 166 of the laws of  
46 1991, amending the tax law and other laws relating to taxes, as amended  
47 by section 10 of part A of chapter 55 of the laws of 2023, is amended to  
48 read as follows:

49 (p) The amendments to section 1809 of the vehicle and traffic law made  
50 by sections three hundred thirty-seven and three hundred thirty-eight of  
51 this act shall not apply to any offense committed prior to such effec-  
52 tive date; provided, further, that section three hundred forty-one of  
53 this act shall take effect immediately and shall expire November 1, 1993  
54 at which time it shall be deemed repealed; sections three hundred  
55 forty-five and three hundred forty-six of this act shall take effect  
56 July 1, 1991; sections three hundred fifty-five, three hundred fifty-

1 six, three hundred fifty-seven and three hundred fifty-nine of this act  
2 shall take effect immediately and shall expire June 30, 1995 and shall  
3 revert to and be read as if this act had not been enacted; section three  
4 hundred fifty-eight of this act shall take effect immediately and shall  
5 expire June 30, 1998 and shall revert to and be read as if this act had  
6 not been enacted; section three hundred sixty-four through three hundred  
7 sixty-seven of this act shall apply to claims filed on or after such  
8 effective date; sections three hundred sixty-nine, three hundred seven-  
9 ty-two, three hundred seventy-three, three hundred seventy-four, three  
10 hundred seventy-five and three hundred seventy-six of this act shall  
11 remain in effect until September 1, [2025] 2027, at which time they  
12 shall be deemed repealed; provided, however, that the mandatory  
13 surcharge provided in section three hundred seventy-four of this act  
14 shall apply to parking violations occurring on or after said effective  
15 date; and provided further that the amendments made to section 235 of  
16 the vehicle and traffic law by section three hundred seventy-two of this  
17 act, the amendments made to section 1809 of the vehicle and traffic law  
18 by sections three hundred thirty-seven and three hundred thirty-eight of  
19 this act and the amendments made to section 215-a of the labor law by  
20 section three hundred seventy-five of this act shall expire on September  
21 1, [2025] 2027 and upon such date the provisions of such subdivisions  
22 and sections shall revert to and be read as if the provisions of this  
23 act had not been enacted; the amendments to subdivisions 2 and 3 of  
24 section 400.05 of the penal law made by sections three hundred seventy-  
25 seven and three hundred seventy-eight of this act shall expire on July  
26 1, 1992 and upon such date the provisions of such subdivisions shall  
27 revert and shall be read as if the provisions of this act had not been  
28 enacted; the state board of law examiners shall take such action as is  
29 necessary to assure that all applicants for examination for admission to  
30 practice as an attorney and counsellor at law shall pay the increased  
31 examination fee provided for by the amendment made to section 465 of the  
32 judiciary law by section three hundred eighty of this act for any exam-  
33 ination given on or after the effective date of this act notwithstanding  
34 that an applicant for such examination may have prepaid a lesser fee for  
35 such examination as required by the provisions of such section 465 as of  
36 the date prior to the effective date of this act; the provisions of  
37 section 306-a of the civil practice law and rules as added by section  
38 three hundred eighty-one of this act shall apply to all actions pending  
39 on or commenced on or after September 1, 1991, provided, however, that  
40 for the purposes of this section service of such summons made prior to  
41 such date shall be deemed to have been completed on September 1, 1991;  
42 the provisions of section three hundred eighty-three of this act shall  
43 apply to all money deposited in connection with a cash bail or a  
44 partially secured bail bond on or after such effective date; and the  
45 provisions of sections three hundred eighty-four and three hundred  
46 eighty-five of this act shall apply only to jury service commenced  
47 during a judicial term beginning on or after the effective date of this  
48 act; provided, however, that nothing contained herein shall be deemed to  
49 affect the application, qualification, expiration or repeal of any  
50 provision of law amended by any section of this act and such provisions  
51 shall be applied or qualified or shall expire or be deemed repealed in  
52 the same manner, to the same extent and on the same date as the case may  
53 be as otherwise provided by law;

54 § 11. Subdivision 8 of section 1809 of the vehicle and traffic law, as  
55 amended by section 11 of part A of chapter 55 of the laws of 2023, is  
56 amended to read as follows:



1 8. The provisions of this section shall only apply to offenses commit-  
2 ted on or before September first, two thousand [twenty-five] twenty-sev-  
3 en.

4 § 12. Section 6 of chapter 713 of the laws of 1988, amending the vehi-  
5 cle and traffic law relating to the ignition interlock device program,  
6 as amended by section 12 of part A of chapter 55 of the laws of 2023, is  
7 amended to read as follows:

8 § 6. This act shall take effect on the first day of April next  
9 succeeding the date on which it shall have become a law; provided,  
10 however, that effective immediately, the addition, amendment or repeal  
11 of any rule or regulation necessary for the implementation of the fore-  
12 going sections of this act on their effective date is authorized and  
13 directed to be made and completed on or before such effective date and  
14 shall remain in full force and effect until the first day of September,  
15 [2025] 2027 when upon such date the provisions of this act shall be  
16 deemed repealed.

17 § 13. Paragraph a of subdivision 6 of section 76 of chapter 435 of the  
18 laws of 1997, amending the military law and other laws relating to vari-  
19 ous provisions, as amended by section 13 of part A of chapter 55 of the  
20 laws of 2023, is amended to read as follows:

21 a. sections forty-three through forty-five of this act shall expire  
22 and be deemed repealed on September 1, [2025] 2027;

23 § 14. Section 4 of part D of chapter 412 of the laws of 1999, amending  
24 the civil practice law and rules and the court of claims act relating to  
25 prisoner litigation reform, as amended by section 14 of part A of chap-  
26 ter 55 of the laws of 2023, is amended to read as follows:

27 § 4. This act shall take effect 120 days after it shall have become a  
28 law and shall remain in full force and effect until September 1, [2025]  
29 2027, when upon such date it shall expire.

30 § 15. Subdivision 2 of section 59 of chapter 222 of the laws of 1994,  
31 constituting the family protection and domestic violence intervention  
32 act of 1994, as amended by section 15 of part A of chapter 55 of the  
33 laws of 2023, is amended to read as follows:

34 2. Subdivision 4 of section 140.10 of the criminal procedure law as  
35 added by section thirty-two of this act shall take effect January 1,  
36 1996 and shall expire and be deemed repealed on September 1, [2025]  
37 2027.

38 § 16. Section 5 of chapter 505 of the laws of 1985, amending the crim-  
39 inal procedure law relating to the use of closed-circuit television and  
40 other protective measures for certain child witnesses, as amended by  
41 section 16 of part A of chapter 55 of the laws of 2023, is amended to  
42 read as follows:

43 § 5. This act shall take effect immediately and shall apply to all  
44 criminal actions and proceedings commenced prior to the effective date  
45 of this act but still pending on such date as well as all criminal  
46 actions and proceedings commenced on or after such effective date and  
47 its provisions shall expire on September 1, [2025] 2027, when upon such  
48 date the provisions of this act shall be deemed repealed.

49 § 17. Subdivision d of section 74 of chapter 3 of the laws of 1995,  
50 enacting the sentencing reform act of 1995, as amended by section 17 of  
51 part A of chapter 55 of the laws of 2023, is amended to read as follows:

52 d. Sections one-a through twenty, twenty-four through twenty-eight,  
53 thirty through thirty-nine, forty-two and forty-four of this act shall  
54 be deemed repealed on September 1, [2025] 2027;

55 § 18. Section 2 of chapter 689 of the laws of 1993, amending the crim-  
56 inal procedure law relating to electronic court appearance in certain

1 counties, as amended by section 18 of part A of chapter 55 of the laws  
2 of 2023, is amended to read as follows:

3 § 2. This act shall take effect immediately, except that the  
4 provisions of this act shall be deemed to have been in full force and  
5 effect since July 1, 1992 and the provisions of this act shall expire  
6 September 1, [2025] 2027 when upon such date the provisions of this act  
7 shall be deemed repealed.

8 § 19. Section 3 of chapter 688 of the laws of 2003, amending the exec-  
9 utive law relating to enacting the interstate compact for adult offender  
10 supervision, as amended by section 19 of part A of chapter 55 of the  
11 laws of 2023, is amended to read as follows:

12 § 3. This act shall take effect immediately, except that section one  
13 of this act shall take effect on the first of January next succeeding  
14 the date on which it shall have become a law, and shall remain in effect  
15 until the first of September, [2025] 2027, upon which date this act  
16 shall be deemed repealed and have no further force and effect; provided  
17 that section one of this act shall only take effect with respect to any  
18 compacting state which has enacted an interstate compact entitled  
19 "Interstate compact for adult offender supervision" and having an iden-  
20 tical effect to that added by section one of this act and provided  
21 further that with respect to any such compacting state, upon the effec-  
22 tive date of section one of this act, section 259-m of the executive law  
23 is hereby deemed REPEALED and section 259-mm of the executive law, as  
24 added by section one of this act, shall take effect; and provided  
25 further that with respect to any state which has not enacted an inter-  
26 state compact entitled "Interstate compact for adult offender super-  
27 vision" and having an identical effect to that added by section one of  
28 this act, section 259-m of the executive law shall take effect and the  
29 provisions of section one of this act, with respect to any such state,  
30 shall have no force or effect until such time as such state shall adopt  
31 an interstate compact entitled "Interstate compact for adult offender  
32 supervision" and having an identical effect to that added by section one  
33 of this act in which case, with respect to such state, effective imme-  
34 diately, section 259-m of the executive law is deemed repealed and  
35 section 259-mm of the executive law, as added by section one of this  
36 act, shall take effect.

37 § 20. Section 8 of part H of chapter 56 of the laws of 2009, amending  
38 the correction law relating to limiting the closing of certain correc-  
39 tional facilities, providing for the custody by the department of  
40 correctional services of inmates serving definite sentences, providing  
41 for custody of federal prisoners and requiring the closing of certain  
42 correctional facilities, as amended by section 20 of part A of chapter  
43 55 of the laws of 2023, is amended to read as follows:

44 § 8. This act shall take effect immediately; provided, however that  
45 sections five and six of this act shall expire and be deemed repealed  
46 September 1, [2025] 2027.

47 § 21. Section 3 of part C of chapter 152 of the laws of 2001, amending  
48 the military law relating to military funds of the organized militia, as  
49 amended by section 21 of part A of chapter 55 of the laws of 2023, is  
50 amended to read as follows:

51 § 3. This act shall take effect immediately; provided however that the  
52 amendments made to subdivision 1 of section 221 of the military law by  
53 section two of this act shall expire and be deemed repealed September 1,  
54 [2025] 2027.

55 § 22. Section 5 of chapter 554 of the laws of 1986, amending the  
56 correction law and the penal law relating to providing for community

1 treatment facilities and establishing the crime of absconding from the  
2 community treatment facility, as amended by section 22 of part A of  
3 chapter 55 of the laws of 2023, is amended to read as follows:

4 § 5. This act shall take effect immediately and shall remain in full  
5 force and effect until September 1, [2025] 2027, and provided further  
6 that the commissioner of correctional services shall report each January  
7 first and July first during such time as this legislation is in effect,  
8 to the [chairmen] chairs of the senate crime victims, crime and  
9 correction committee, the senate codes committee, the assembly  
10 correction committee, and the assembly codes committee, the number of  
11 individuals who are released to community treatment facilities during  
12 the previous six-month period, including the total number for each date  
13 at each facility who are not residing within the facility, but who are  
14 required to report to the facility on a daily or less frequent basis.

15 § 23. Section 2 of part F of chapter 55 of the laws of 2018, amending  
16 the criminal procedure law relating to pre-criminal proceeding settle-  
17 ments in the city of New York, as amended by section 23 of part A of  
18 chapter 55 of the laws of 2023, is amended to read as follows:

19 § 2. This act shall take effect immediately and shall remain in full  
20 force and effect until March 31, [2025] 2027, when it shall expire and  
21 be deemed repealed.

22 § 24. This act shall take effect immediately.

23

#### PART B

24 Section 1. Paragraph (c) of subdivision 1 of section 245.10 of the  
25 criminal procedure law, as added by section 2 of part LLL of chapter 59  
26 of the laws of 2019, is amended to read as follows:

27 (c) The prosecution shall disclose statements of the defendant as  
28 described in paragraph (a) of subdivision one of section 245.20 of this  
29 article to any defendant who has been arraigned in a local criminal  
30 court upon a currently undisposed of felony complaint charging an  
31 offense which is a subject of a prospective or pending grand jury  
32 proceeding, no later than [forty-eight] twenty-four hours before the  
33 time scheduled for the defendant to testify at a grand jury proceeding  
34 pursuant to subdivision five of section 190.50 of this part.

35 § 2. The opening paragraph, paragraphs (h), (o) and subparagraph (i)  
36 of paragraph (u) of subdivision 1, subdivisions 2 and 6 of section  
37 245.20 of the criminal procedure law, as added by section 2 of part LLL  
38 of chapter 59 of the laws of 2019, are amended to read as follows:

39 The prosecution shall disclose to the defendant, and permit the  
40 defendant to discover, inspect, copy, photograph and test, all [items  
41 and information that relate to the subject matter of the case and] mate-  
42 rial and information relevant to the subject matter of the charges  
43 against the defendant in the instant case which are in the possession,  
44 custody or control of the prosecution or persons under the prosecution's  
45 direction or control, including but not limited to:

46 (h) All photographs and drawings made or completed by a public servant  
47 engaged in law enforcement activity, or which were made by a person whom  
48 the prosecutor intends to call as a witness at trial or a pre-trial  
49 hearing, or which [relate to the subject matter of the case] are rele-  
50 vant to the subject matter of the charges against the defendant in the  
51 instant case.

52 (o) All tangible property that [relates to the subject matter of the  
53 case] is relevant to the subject matter of the charges against the  
54 defendant in the instant case, along with a designation of which items

1 the prosecution intends to introduce in its case-in-chief at trial or a  
2 pre-trial hearing. If in the exercise of reasonable diligence the prose-  
3 cutor has not formed an intention within the time period specified in  
4 subdivision one of section 245.10 of this article that an item under  
5 this subdivision will be introduced at trial or a pre-trial hearing, the  
6 prosecution shall notify the defendant in writing, and the time period  
7 in which to designate items as exhibits shall be stayed without need for  
8 a motion pursuant to subdivision two of section 245.70 of this article;  
9 but the disclosure shall be made as soon as practicable and subject to  
10 the continuing duty to disclose in section 245.60 of this article.

11 (i) A copy of all electronically created or stored information seized  
12 or obtained by or on behalf of law enforcement from: (A) the defendant  
13 as described in subparagraph (ii) of this paragraph; or (B) a source  
14 other than the defendant which [relates to the subject matter of the  
15 case] are relevant to the subject matter of the charges against the  
16 defendant in the instant case.

17 2. Duties of the prosecution. The prosecutor shall make a diligent,  
18 good faith effort to ascertain the existence of material or information  
19 discoverable under subdivision one of this section and to cause such  
20 material or information to be made available for discovery where it  
21 exists but is not within the prosecutor's possession, custody or  
22 control[; provided that the prosecutor shall not be required to obtain  
23 by subpoena duces tecum material or information which the defendant may  
24 thereby obtain]. Material or information that requires a subpoena duces  
25 tecum in order for the prosecutor to obtain, and in which the defendant  
26 may obtain by subpoena duces tecum, are not within the scope of automat-  
27 ic discovery for purposes of subdivision one of this section, and the  
28 prosecutor shall not be required to obtain such material or information  
29 before filing a certificate of compliance pursuant to subdivision one of  
30 section 245.50 of this article. For purposes of subdivision one of this  
31 section, [all items and information related to the prosecution of a  
32 charge] all material or information relevant to the subject matter of  
33 the charges against the defendant in the instant case which are in the  
34 possession of any New York state or local police or law enforcement  
35 agency shall be deemed to be in the constructive possession of the pros-  
36 ecution. The prosecution shall also identify any laboratory having  
37 contact with evidence [related] relevant to the prosecution of a charge.  
38 This subdivision shall not require the prosecutor to ascertain the  
39 existence of witnesses not known to the police or another law enforce-  
40 ment agency, or the written or recorded statements thereof, under para-  
41 graph (c) or (e) of subdivision one of this section.

42 6. Redactions permitted. Either party may redact social security  
43 numbers [and], tax numbers, witnesses' physical addresses, other forms  
44 of witnesses' contact information so long as the people have provided  
45 one form of adequate contact information contained in material or infor-  
46 mation disclosed pursuant to paragraph (c) of subdivision one of this  
47 section, physical addresses and other forms of contact information for  
48 any persons contained in material or information disclosed pursuant to  
49 paragraph (k) of subdivision one of this section, and material or infor-  
50 mation that is not relevant to the subject matter of the charges against  
51 the defendant in the instant case from disclosures under this article  
52 without the need to file a protective order pursuant to section 245.70  
53 of this article.

54 § 3. Subdivisions 1 and 3 of section 245.30 of the criminal procedure  
55 law, as added by section 2 of part LLL of chapter 59 of the laws of  
56 2019, are amended to read as follows:

1 1. Order to preserve evidence. At any time, a party may move for a  
2 court order to any individual, agency or other entity in possession,  
3 custody or control of items which [relate to the subject matter of the  
4 case or are otherwise relevant] are relevant to the subject matter of  
5 the charges against the defendant in the instant case, requiring that  
6 such items be preserved for a specified period of time. The court shall  
7 hear and rule upon such motions expeditiously. The court may modify or  
8 vacate such an order upon a showing that preservation of particular  
9 evidence will create significant hardship to such individual, agency or  
10 entity, on condition that the probative value of that evidence is  
11 preserved by a specified alternative means.

12 3. Discretionary discovery by order of the court. The court in its  
13 discretion may, upon a showing by the defendant that the request is  
14 reasonable and that the defendant is unable without undue hardship to  
15 obtain the substantial equivalent by other means, order the prosecution,  
16 or any individual, agency or other entity subject to the jurisdiction of  
17 the court, to make available for disclosure to the defendant any materi-  
18 al or information which [relates to the subject matter of the case] are  
19 relevant to the subject matter of the charges against the defendant in  
20 the instant case and is reasonably likely to be material. A motion under  
21 this subdivision must be on notice to any person or entity affected by  
22 the order. The court may, on its own, upon request of any person or  
23 entity affected by the order, modify or vacate the order if compliance  
24 would be unreasonable or will create significant hardship. For good  
25 cause shown, the court may permit a party seeking or opposing a discre-  
26 tionary order of discovery under this subdivision, or another affected  
27 person or entity, to submit papers or testify on the record ex parte or  
28 in camera. For good cause shown, any such papers and a transcript of  
29 such testimony may be sealed and shall constitute a part of the record  
30 on appeal.

31 § 4. Subdivisions 1, 1-a, 3 and 4 of section 245.50 of the criminal  
32 procedure law, subdivisions 1 and 3 as amended by section 7 of part HHH  
33 of chapter 56 of the laws of 2020, subdivision 1-a as added and subdivi-  
34 sion 4 as amended by section 1 of subpart D of part UU of chapter 56 of  
35 the laws of 2022, are amended and a new subdivision 5 is added to read  
36 as follows:

37 1. By the prosecution. When the prosecution, after exercising good  
38 faith and due diligence, has provided [the discovery required by subdivi-  
39 sion one of section 245.20 of this article] all material and informa-  
40 tion set forth in subdivision one of section 245.20 of this article that  
41 are in the people's actual possession, except for discovery that is lost  
42 or destroyed as provided by paragraph (b) of subdivision one of section  
43 245.80 of this article and except for any [items] material or informa-  
44 tion that [are] is the subject of an order pursuant to section 245.70 of  
45 this article, it shall serve upon the defendant and file with the court  
46 a certificate of compliance. The certificate of compliance shall state  
47 that, after exercising due diligence and making reasonable inquiries to  
48 ascertain the existence of material and information subject to discov-  
49 ery, the prosecutor has disclosed and made available all known material  
50 and information subject to discovery that is in its actual possession.  
51 It shall also identify the items provided. [If additional discovery is  
52 subsequently provided] If the prosecution provides additional discovery  
53 prior to trial pursuant to section 245.60 of this article, a supple-  
54 mental certificate shall be served upon the defendant and filed with the  
55 court identifying the additional material and information provided. [No  
56 adverse consequence to the prosecution or the prosecutor shall result

1 from the filing of a certificate of compliance in good faith and reason-  
2 able under the circumstances; but the court may grant a remedy or sanc-  
3 tion for a discovery violation as provided in section 245.80 of this  
4 article.] The filing of a supplemental certificate of compliance shall  
5 not impact the validity of the original certificate of compliance if  
6 filed in good faith and after exercising due diligence pursuant to  
7 section 245.20 of this article. Nothing in this subdivision shall  
8 preclude the prosecution from continuing their investigation and obtain-  
9 ing and disclosing new discoverable material and information after they  
10 have filed a certificate of compliance.

11 [1-a. Any supplemental certificate of compliance shall detail the  
12 basis for the delayed disclosure so that the court may determine whether  
13 the delayed disclosure impacts the propriety of the certificate of  
14 compliance. The filing of a supplemental certificate of compliance shall  
15 not impact the validity of the original certificate of compliance if  
16 filed in good faith and after exercising due diligence pursuant to  
17 section 245.20 of this article, or if the additional discovery did not  
18 exist at the time of the filing of the original certificate of compli-  
19 ance.]

20 3. Trial readiness. Notwithstanding the provisions of any other law,  
21 absent an individualized finding of special circumstances in the instant  
22 case by the court before which the charge is pending, the prosecution  
23 shall not be deemed ready for trial for purposes of section 30.30 of  
24 this chapter until it has filed a proper certificate pursuant to subdi-  
25 vision one of this section. [A court may deem the prosecution ready for  
26 trial pursuant to section 30.30 of this chapter where information that  
27 might be considered discoverable under this article cannot be disclosed  
28 because it has been lost, destroyed, or otherwise unavailable as  
29 provided by paragraph (b) of subdivision one of section 245.80 of this  
30 article, despite diligent and good faith efforts, reasonable under the  
31 circumstances. Provided, however, that the court may grant a remedy or  
32 sanction for a discovery violation as provided by section 245.80 of this  
33 article.]

34 4. (a) Challenges to, or questions related to a certificate of compli-  
35 ance shall be addressed by motion.

36 (b) To the extent that the party is aware of a potential defect or  
37 deficiency related to a certificate of compliance or supplemental  
38 certificate of compliance, the party entitled to disclosure shall notify  
39 or alert the opposing party as soon as practicable.

40 (c) Challenges related to the sufficiency of a certificate of compli-  
41 ance or supplemental certificates of compliance filed pursuant to subdi-  
42 vision one of this section shall be addressed by motion [as soon as  
43 practicable, provided that nothing in this section shall be construed to  
44 wave a party's right to make further challenges, including but not  
45 limited to a motion pursuant to section 30.30 of this chapter] within  
46 thirty-five days of the filing of the certificate. Failure to challenge  
47 a certificate of compliance or supplemental certificate of compliance  
48 within that time period constitutes a waiver of that challenge, however,  
49 for good cause shown, the court may extend the time period beyond thir-  
50 ty-five days. Good cause includes, but is not limited to, voluminous  
51 discovery and the complexity of the case. Denial of a motion challenging  
52 the sufficiency of a certificate of compliance or supplemental certifi-  
53 cate of compliance, or a waiver of such challenge, shall not preclude  
54 the imposition of any remedy or sanction authorized under section 245.80  
55 of this article.

1 (d) A certificate of compliance or supplemental certificate of compli-  
2 ance shall not be invalidated where the people rely on a good faith  
3 interpretation of the disclosure requirements of this article, and there  
4 is no controlling precedent to the contrary from the intermediate appel-  
5 late court to which an appeal from a judgment of conviction would be had  
6 or from the court of appeals.

7 5. Notwithstanding any other section of law to the contrary, no  
8 adverse consequence to the prosecution or the prosecutor, including the  
9 invalidation of a certificate of compliance or statement of readiness,  
10 shall result from the filing of a certificate of compliance or a supple-  
11 mental certificate of compliance that was made in good faith and is  
12 reasonable under the circumstances. Belated or missing disclosures shall  
13 be cured by supplemental discovery pursuant to subdivisions one and two  
14 of this section. If the party entitled to the belated or missing disclo-  
15 sures shows that they have been prejudiced by the belated or non-disclo-  
16 sure, the court shall grant an appropriate and proportionate remedy  
17 pursuant to section 245.80 of this article. A certificate of compliance  
18 or statement of readiness shall be invalidated only upon a showing that  
19 no other remedy, pursuant to section 245.80 of this article, can suffi-  
20 ciently cure any prejudice resulting from the belated or missing disclo-  
21 sure.

22 § 5. Subdivision 2 of section 245.55 of the criminal procedure law, as  
23 added by section 2 of part LLL of chapter 59 of the laws of 2019, is  
24 amended to read as follows:

25 2. Provision of law enforcement agency files. Absent a court order or  
26 a requirement that defense counsel obtain a security clearance mandated  
27 by law or authorized government regulation, upon request by the prose-  
28 cution, each New York state and local law enforcement agency shall make  
29 available to the prosecution a complete copy of its complete records and  
30 files [related] relevant to the investigation of the case or the prose-  
31 cution of the defendant for compliance with this article.

32 § 6. Subdivision 3 of section 245.80 of the criminal procedure law, as  
33 added by section 2 of part LLL of chapter 59 of the laws of 2019, is  
34 amended to read as follows:

35 3. Consequences of non-disclosure of statement of testifying prose-  
36 cution witness. The failure of the prosecutor or any agent of the prose-  
37 cutor to disclose any written or recorded statement made by a prose-  
38 cution witness which [relates] is relevant to the subject matter of the  
39 witness's testimony shall not constitute grounds for any court to order  
40 a new pre-trial hearing or set aside a conviction, or reverse, modify or  
41 vacate a judgment of conviction, in the absence of a showing by the  
42 defendant that there is a reasonable possibility that the non-disclosure  
43 materially contributed to the result of the trial or other proceeding;  
44 provided, however, that nothing in this section shall affect or limit  
45 any right the defendant may have to a reopened pre-trial hearing when  
46 such statements were disclosed before the close of evidence at trial.

47 § 7. Paragraph (a) of subdivision 4 of section 30.30 of the criminal  
48 procedure law, as amended by section 1 of part KKK of chapter 59 of the  
49 laws of 2019, is amended to read as follows:

50 (a) a reasonable period of delay resulting from other proceedings  
51 concerning the defendant, including but not limited to: proceedings for  
52 the determination of competency and the period during which defendant is  
53 incompetent to stand trial; demand to produce; request for a bill of  
54 particulars; pre-trial motions; appeals; trial of other charges; [and]  
55 the period during which such matters are under consideration by the  
56 court; and unless the defendant waives their right to file a challenge

1 to the people's discovery certificate of compliance pursuant to section  
2 245.50 of this chapter, the period between the filing of the people's  
3 certificate of compliance and the court's decision on the defendant's  
4 challenge to the certificate of compliance; or

5 § 8. Subdivision 5 of section 30.30 of the criminal procedure law, as  
6 amended by section 1 of part KKK of chapter 59 of the laws of 2019, is  
7 amended to read as follows:

8 5. Whenever pursuant to this section a prosecutor states or otherwise  
9 provides notice that the people are ready for trial, the court shall  
10 make inquiry on the record as to their actual readiness. If, after  
11 conducting its inquiry, the court determines that the people are not  
12 ready to proceed to trial, the prosecutor's statement or notice of read-  
13 iness shall not be valid for purposes of this section. Any statement of  
14 trial readiness must be accompanied or preceded by a certification of  
15 good faith compliance with the disclosure requirements of section 245.20  
16 of this chapter and the defense shall be afforded an opportunity to be  
17 heard on the record as to whether the disclosure requirements have been  
18 met. The court may deem the people not ready for trial if it finds that  
19 the people's certificate of compliance was invalid and the defense shows  
20 that it was prejudiced as a result of the people's non-disclosure or  
21 belated disclosure of discoverable material or information and no other  
22 remedy, pursuant to section 245.80 of this chapter, sufficiently cures  
23 the prejudice. This subdivision shall not apply to cases where the  
24 defense has waived disclosure requirements.

25 § 9. This act shall take effect immediately and shall apply to all  
26 criminal proceedings initiated on or before such date.

27 PART C

28 Section 1. Section 3 of the public officers law is amended by adding  
29 a new subdivision 9-a to read as follows:

30 9-a. The provisions of this section requiring a person to be a resi-  
31 dent of the state shall not apply to any person employed as a correction  
32 officer trainee or correction officer who is employed at a state correc-  
33 tional facility.

34 § 2. Subdivision e of section 381-b of the retirement and social  
35 security law, as amended by chapter 97 of the laws of 2008, is amended  
36 to read as follows:

37 e. Mandatory retirement. A member subject to the provisions of this  
38 section shall be retired on December thirty-first of the year in which  
39 [he or she] such member attains [sixty] sixty-three years of age.

40 Notwithstanding the foregoing, any member in service in the division  
41 on August fifteenth, two thousand seven, and who on that date was enti-  
42 tled to receive retirement benefits on the thirty-first day of December  
43 in the year in which [he or she] such member attained fifty-seven years  
44 of age as provided in paragraph three of subdivision b of this section,  
45 may elect to retain such entitlement, provided the member remains in  
46 service on the thirtieth day of December in the year in which [he or  
47 she] such member attains fifty-seven years of age, and any member in  
48 service in the division on August thirty-first, two thousand twenty-  
49 five, and who on that date was entitled to receive retirement benefits  
50 on the thirty-first day of December in the year in which such member  
51 attained sixty years of age as provided in paragraph three of subdivi-  
52 sion b of this section, may elect to retain such entitlement, provided  
53 the member remains in service on the thirtieth day of December in the



1 year in which such member attains sixty years of age. The provisions of  
2 this subdivision shall not apply to the superintendent.

3 § 3. Subdivision 3 of section 215 of the executive law, as amended by  
4 chapter 478 of the laws of 2004, is amended to read as follows:

5 3. The sworn members of the New York state police shall be appointed  
6 by the superintendent and permanent appointees may be removed by the  
7 superintendent only after a hearing. No person shall be appointed to the  
8 New York state police force as a sworn member unless [he or she] such  
9 person shall be a citizen of the United States[, between the ages of  
10 twenty-one and twenty-nine years except that in the superintendent's  
11 discretion, the maximum age may be extended to thirty-five years.  
12 Notwithstanding any other provision of law or any general or special law  
13 to the contrary the time spent on military duty, not exceeding a total  
14 of six years, shall be subtracted from the age of any applicant who has  
15 passed his or her twenty-ninth birthday, solely for the purpose of  
16 permitting qualification as to age and for no other purpose. Such limi-  
17 tations as to age however shall not apply to persons appointed to the  
18 positions of counsel, first assistant counsel, assistant counsel, and  
19 assistant deputy superintendent for employee relations nor to any person  
20 appointed to the bureau of criminal investigation pursuant to section  
21 two hundred sixteen of this article nor shall any person] who is at  
22 least twenty-one years of age. No person shall be appointed unless [he  
23 or she] such person has fitness and good moral character and shall have  
24 passed a physical and mental examination based upon standards provided  
25 by the rules and regulations of the superintendent. Appointments shall  
26 be made for a probationary period which, in the case of appointees  
27 required to attend and complete a basic training program at the state  
28 police academy, shall include such time spent attending the basic school  
29 and terminate one year after successful completion thereof. All other  
30 sworn members shall be subject to a probationary period of one year from  
31 the date of appointment. Following satisfactory completion of the proba-  
32 tionary period the member shall be a permanent appointee. Voluntary  
33 resignation or withdrawal from the New York state police during such  
34 appointment shall be submitted to the superintendent for approval.  
35 Reasonable time shall be required to account for all equipment issued or  
36 for debts or obligations to the state to be satisfied. Resignation or  
37 withdrawal from the division during a time of emergency, so declared by  
38 the governor, shall not be approved if contrary to the best interest of  
39 the state and shall be a misdemeanor. No sworn member removed from the  
40 New York state police shall be eligible for reappointment. The super-  
41 intendent shall make rules and regulations subject to approval by the  
42 governor for the discipline and control of the New York state police and  
43 for the examination and qualifications of applicants for appointment as  
44 members thereto and such examinations shall be held and conducted by the  
45 superintendent subject to such rules and regulations. The superintendent  
46 is authorized to charge a fee of twenty dollars as an application fee  
47 for any person applying to take a competitive examination for the posi-  
48 tion of trooper, and a fee of five dollars for any competitive examina-  
49 tion for a civilian position. The superintendent shall promulgate regu-  
50 lations subject to the approval of the director of the budget, to  
51 provide for a waiver of the application fee when the fee would cause an  
52 unreasonable hardship on the applicant and to establish a fee schedule  
53 and charge fees for the use of state police facilities.

54 § 4. Section 58 of the civil service law, as amended by chapter 560 of  
55 the laws of 1978, subdivisions 1 and 2 as amended by chapter 244 of the  
56 laws of 2013, paragraphs (c) and (d) of subdivision 1 as amended by

1 section 16 and subdivision 5 as amended by section 17 of part BBB of  
2 chapter 59 of the laws of 2021, subdivision 1-b as added by chapter 1016  
3 of the laws of 1983, subdivision 1-c as added by chapter 840 of the laws  
4 of 1985, subdivision 3 as amended by chapter 561 of the laws of 2015,  
5 subdivision 4 as separately amended by chapters 375 and 397 of the laws  
6 of 1990, paragraphs (a) and (b) of subdivision 4 as amended by chapter  
7 561 of the laws of 2015, paragraph (c) of subdivision 4 as amended by  
8 chapter 190 of the laws of 2008, subparagraphs (ii) and (iv) of para-  
9 graph (c) of subdivision 4 as amended by section 58 of subpart B of part  
10 C of chapter 62 of the laws of 2011 and subdivision 6 as added by chap-  
11 ter 558 of the laws of 1979, is amended to read as follows:

12 § 58. Requirements for [provisional or permanent] appointment of  
13 certain police officers. 1. Notwithstanding any other provision of this  
14 law or any general, special or local law to the contrary, no person  
15 shall be eligible for [provisional or permanent] appointment [in the  
16 competitive class of the civil service] as a police officer of the  
17 department of environmental conservation or of any police force or  
18 police department of any county, city, town, village, housing authority  
19 or police district unless [he or she] they shall satisfy the following  
20 basic requirements:

21 (a) [he or she is] they are not less than twenty years of age as of  
22 the date of appointment [nor more than thirty-five years of age as of  
23 the date when the applicant takes the written examination, provided that  
24 the maximum age requirement of thirty-five years of age as set forth in  
25 this paragraph shall not apply to eligible lists finalized pursuant to  
26 an examination administered prior to May thirty-first, nineteen hundred  
27 ninety-nine or a police officer in the department of environmental  
28 conservation, provided, however, that:

29 (i) time spent on military duty or on terminal leave, not exceeding a  
30 total of six years, shall be subtracted from the age of any applicant  
31 who has passed his or her thirty-fifth birthday as provided in subdivi-  
32 sion ten-a of section two hundred forty-three of the military law;

33 (ii) such maximum age requirement of thirty-five years shall not apply  
34 to any police officer as defined in subdivision thirty-four of section  
35 1.20 of the criminal procedure law, who was continuously employed by the  
36 Buffalo municipal housing authority between January first, two thousand  
37 five and June thirtieth, two thousand five and who takes the next writ-  
38 ten exam offered after the effective date of this subparagraph by the  
39 city of Buffalo civil service commission for employment as a police  
40 officer in the city of Buffalo police department, or June thirtieth, two  
41 thousand six, whichever is later; and

42 (iii) such maximum age requirement of thirty-five years shall not  
43 apply to any police officer of any county, town, city or village police  
44 force not otherwise provided for in this section if the eligible list  
45 has been exhausted and there are no other eligible candidates; provided,  
46 however, the police officer themselves are on the eligible list of such  
47 county, town, city or village and meet all other requirements of merit  
48 and fitness set forth by this chapter and do not exceed the maximum age  
49 of thirty-nine];

50 (b) [he or she is] they are a high school graduate or a holder of a  
51 high school equivalency diploma issued by an education department of any  
52 of the states of the United States or a holder of a comparable diploma  
53 issued by any commonwealth, territory or possession of the United States  
54 or by the Canal Zone or a holder of a report from the United States  
55 armed forces certifying [his or her] their successful completion of the  
56 tests of general educational development, high school level;

1 (c) [he or she satisfies] they satisfy the height, weight, physical  
2 and psychological fitness requirements prescribed by the municipal  
3 police training council pursuant to the provisions of section eight  
4 hundred forty of the executive law; and

5 (d) [he or she is] they are of good moral character as determined in  
6 accordance with the background investigation standards of the municipal  
7 police training council pursuant to the provisions of section eight  
8 hundred forty of the executive law.

9 1-b. Notwithstanding the provisions of any other section of law,  
10 general, special or local, in political subdivisions maintaining a  
11 police department serving a population of one hundred fifty thousand or  
12 less, no person shall be eligible for appointment nor shall [he or she]  
13 they be appointed to any rank above the rank of police officer unless  
14 [he or she has] they have been appointed a police officer from an eligi-  
15 ble list established according to merit and fitness as provided by  
16 section six of article five of the constitution of the state of New York  
17 or has previously served as a member of the New York state police.

18 1-c. Notwithstanding the provisions of any other section of law,  
19 general, special or local, any political subdivision maintaining a  
20 police department serving a population of one hundred fifty thousand or  
21 less and with positions for more than four full-time police officers,  
22 shall maintain the office of chief of police.

23 2. The provisions of this section shall not prevent any county, city,  
24 town, village, housing authority, transit authority, police district or  
25 the department of environmental conservation from setting more restric-  
26 tive requirements of eligibility for its police officers[, except the  
27 maximum age to be a police officer as provided in paragraph (a) of  
28 subdivision one of this section].

29 3. As used in this section, the term "police officer" means a police  
30 officer in the department of environmental conservation, the state  
31 university police, a member of the regional state park police or a  
32 police force, police department, or other organization of a county,  
33 city, town, village, housing authority, transit authority or police  
34 district, who is responsible for the prevention and detection of crime  
35 and the enforcement of the general criminal laws of the state, but shall  
36 not include any person serving as such solely by virtue of [his or her]  
37 occupying any other office or position, nor shall such term include a  
38 sheriff, under-sheriff, commissioner of police, deputy or assistant  
39 commissioner of police, chief of police, deputy or assistant chief of  
40 police or any person having an equivalent title who is appointed or  
41 employed to exercise equivalent supervisory authority.

42 4. (a) [Any person who has received provisional or permanent appoint-  
43 ment in the competitive class of the civil service as a police officer  
44 of the regional state park police, the state university of New York  
45 police, the department of environmental conservation or any police force  
46 or police department of any county, city, town, village, housing author-  
47 ity, transit authority or police district shall be eligible to resign  
48 from any police force or police department, and to be appointed as a  
49 police officer in the same or any other police force or police depart-  
50 ment without satisfying the age requirements set forth in paragraph (a)  
51 of subdivision one of this section at the time of such second or subse-  
52 quent appointment, provided such second or subsequent appointment occurs  
53 within thirty days of the date of resignation.

54 (b) Any person who has received permanent appointment in the compet-  
55 itive class of the civil service as a police officer of the regional  
56 state park police, the state university of New York police, the depart-

1 ment of environmental conservation or any police force or police depart-  
2 ment of any county, city, town, village, housing authority, transit  
3 authority or police district shall be eligible to resign from any police  
4 force or police department and, subject to such civil service rules as  
5 may be applicable, shall be eligible for reinstatement in the same  
6 police force or police department or in any other police force or police  
7 department to which [he or she was] they were eligible for transfer,  
8 without satisfying the age requirements set forth in paragraph (a) of  
9 subdivision one of this section at the time of such reinstatement,  
10 provided such reinstatement occurs within one year of the date of resig-  
11 nation.

12 [(c)] (b) (i) Legislative findings and declaration. The legislature  
13 hereby finds and declares that it is frequently impracticable to ascer-  
14 tain fitness for the positions of detective and investigator within  
15 various police or sheriffs departments around the state by means of a  
16 competitive examination due to the unique nature of the duties assigned  
17 and the intangible personal qualities needed to perform such duties. The  
18 legislature further finds that competitive examination has never been  
19 employed in many police, correction or sheriffs departments, to ascer-  
20 tain fitness for the positions of detective and investigator within such  
21 police, correction or sheriffs departments; such fitness has always been  
22 determined by evaluation of the capabilities of an individual (who has  
23 in any case received permanent appointment to the position of police  
24 officer, correction officer of any rank or deputy sheriff) by superviso-  
25 ry personnel. The legislature further finds that an individual who  
26 performs in an investigatory position in a manner sufficiently satisfac-  
27 tory to the appropriate supervisors to hold such an assignment for a  
28 period of eighteen months, has demonstrated fitness for the position of  
29 detective or investigator within such police, correction or sheriffs  
30 department at least as sufficiently as could be ascertained by means of  
31 a competitive examination.

32 (ii) Notwithstanding any other provision of law, in any jurisdiction,  
33 other than a city with a population of one million or more or the state  
34 department of corrections and community supervision, which does not  
35 administer examinations for designation to detective or investigator,  
36 any person who has received permanent appointment to the position of  
37 police officer, correction officer of any rank or deputy sheriff and is  
38 temporarily assigned to perform the duties of detective or investigator  
39 shall, whenever such assignment to the duties of a detective or investi-  
40 gator exceeds eighteen months, be permanently designated as a detective  
41 or investigator and receive the compensation ordinarily paid to persons  
42 in such designation.

43 (iii) Nothing contained in subparagraph (ii) of this paragraph shall  
44 be construed to limit any jurisdiction's ability to administer examina-  
45 tions for appointment to the positions of detective and investigator,  
46 provided however that any person temporarily assigned to perform the  
47 duties of detective or investigator within the period commencing Septem-  
48 ber twenty-third, nineteen hundred ninety-three through and including  
49 the date upon which this paragraph shall have become a law and who has  
50 not been designated as a detective or investigator and who has not been  
51 subject to an examination for which there is a certified eligible list,  
52 shall be permanently designated as a detective or investigator whenever  
53 such assignment to the duties of detective or investigator exceeds eigh-  
54 teen months.

55 (iv) Detectives and investigators designated since September twenty-  
56 third, nineteen hundred ninety and prior to February twenty-fourth,

1 nineteen hundred ninety-five by any state, county, town, village or city  
2 (other than a city with a population of one million or more or the state  
3 department of corrections and community supervision) police, correction  
4 or sheriffs department, pursuant to the provisions of this paragraph in  
5 effect during such period, who continue to serve in such positions,  
6 shall retain their detective or investigator status without any right to  
7 retroactive financial entitlement.

8 5. The provisions of this section shall not apply to the investigatory  
9 personnel of the office of the district attorney in any county, includ-  
10 ing any county within the city of New York.

11 6. The provisions of this section shall not apply to any individual  
12 holding the position of deputy sheriff in Westchester county prior to  
13 July first, nineteen hundred seventy-nine upon the transfer of such  
14 individual to service in the Westchester county department of public  
15 safety services.

16 § 5. This act shall take effect September 1, 2025.

17 PART D

18 Section 1. The penal law is amended by adding a new section 120.65 to  
19 read as follows:

20 § 120.65 Domestic violence.

21 A person is guilty of domestic violence when such person:

22 1. commits a serious offense as defined in paragraph (c) of subdivi-  
23 sion seventeen of section 265.00 of this part and the person against  
24 whom the offense is committed is a member of the same family or house-  
25 hold as defined in subdivision one of section 530.11 of the criminal  
26 procedure law; or

27 2. commits the crime of assault in the third degree as defined in  
28 subdivisions one and two of section 120.00 of this article, or criminal  
29 obstruction of breathing or blood circulation as defined in section  
30 121.11 of this title, forcible touching as defined in section 130.52 of  
31 this title, or sexual abuse in the second degree as defined in section  
32 130.60 of this title, or sexual abuse in the third degree as defined in  
33 section 130.55 of this title, or unlawful imprisonment in the second  
34 degree as defined in section 135.05 of this title and the person against  
35 whom the offense is committed is a current or former spouse, parent, or  
36 guardian of the defendant, a person with whom the defendant shares a  
37 child in common, a person who is cohabiting with or has cohabited with  
38 the defendant as a spouse, parent, or guardian, or a person similarly  
39 situated to a spouse, parent, or guardian of the defendant.

40 Domestic violence is a class A misdemeanor.

41 § 2. Subdivision 17 of section 265.00 of the penal law is amended by  
42 adding a new paragraph (d) to read as follows:

43 (d) domestic violence as defined by subdivision one of section 120.65  
44 of the penal law.

45 § 3. This act shall take effect on the one hundred eightieth day after  
46 it shall have become a law.

47 PART E

48 Section 1. Subparagraph (iv) of paragraph (d) of subdivision 1 of  
49 section 803 of the correction law, as separately amended by chapters 242  
50 and 322 of the laws of 2021, is amended to read as follows:

51 (iv) Such merit time allowance may be granted when an incarcerated  
52 individual successfully participates in the work and treatment program

1 assigned pursuant to section eight hundred five of this article and when  
2 such incarcerated individual obtains a general equivalency diploma, an  
3 alcohol and substance abuse treatment certificate, a vocational trade  
4 certificate following at least six months of vocational programming, at  
5 least eighteen credits in a program registered by the state education  
6 department from a degree-granting higher education institution or  
7 performs at least four hundred hours of service as part of a community  
8 work crew. The commissioner may designate additional programs and  
9 achievements for which merit time may be granted.

10 Such allowance shall be withheld for any serious disciplinary infrac-  
11 tion or upon a judicial determination that the person, while an incar-  
12 cerated individual, commenced or continued a civil action, proceeding or  
13 claim that was found to be frivolous as defined in subdivision (c) of  
14 section eight thousand three hundred three-a of the civil practice law  
15 and rules, or an order of a federal court pursuant to rule 11 of the  
16 federal rules of civil procedure imposing sanctions in an action  
17 commenced by a person, while an incarcerated individual, against a state  
18 agency, officer or employee.

19 § 2. Subparagraph (xii) of paragraph (c) of subdivision 1 of section  
20 803-b of the correction law, as amended by chapter 322 of the laws of  
21 2021, is amended and a new subparagraph (xiii) is added to read as  
22 follows:

23 (xii) receives a certificate from the food production center in an  
24 assigned position following the completion of no less than eight hundred  
25 hours of work in such position, and continues to work for an additional  
26 eighteen months at the food production center[.]; or

27 (xiii) successfully completes a program of not less than eighteen  
28 months as established by the commissioner.

29 § 3. This act shall take effect on the one hundred twentieth day  
30 after it shall have become a law and shall apply to offenses committed  
31 prior to, on or after the effective date of this act; provided that the  
32 amendments to section 803 of the correction law made by section one of  
33 this act shall be subject to the expiration and reversion of such  
34 section pursuant to subdivision d of section 74 of chapter 3 of the laws  
35 of 1995, as amended.

36

## PART F

37 Section 1. Paragraph (a) of subdivision 2 of section 30.10 of the  
38 criminal procedure law, as amended by chapter 315 of the laws of 2019,  
39 is amended to read as follows:

40 (a) A prosecution for a class A felony, or rape in the first degree as  
41 defined in section 130.35 of the penal law, or a crime defined or  
42 formerly defined in section 130.50 of the penal law, or aggravated sexu-  
43 al abuse in the first degree as defined in section 130.70 of the penal  
44 law, or course of sexual conduct against a child in the first degree as  
45 defined in section 130.75 of the penal law, or sex trafficking as  
46 defined in section 230.34 of the penal law, or sex trafficking of a  
47 child as defined in section 230.34-a of the penal law, or incest in the  
48 first degree as defined in section 255.27 of the penal law may be  
49 commenced at any time;

50 § 2. Subdivision (b) of section 208 of the civil practice law and  
51 rules, as added by chapter 11 of the laws of 2019, is amended to read as  
52 follows:

53 (b) Notwithstanding any provision of law which imposes a period of  
54 limitation to the contrary and the provisions of any other law pertain-

1 ing to the filing of a notice of claim or a notice of intention to file  
2 a claim as a condition precedent to commencement of an action or special  
3 proceeding, with respect to all civil claims or causes of action brought  
4 by any person for physical, psychological or other injury or condition  
5 suffered by such person as a result of conduct which would constitute a  
6 sexual offense as defined in article one hundred thirty of the penal law  
7 committed against such person who was less than eighteen years of age,  
8 sex trafficking as defined in section 230.34 of the penal law committed  
9 against such person who was less than eighteen years of age, sex traf-  
10 ficking of a child as defined in section 230.34-a of the penal law,  
11 incest as defined in section 255.27, 255.26 or 255.25 of the penal law  
12 committed against such person who was less than eighteen years of age,  
13 or the use of such person in a sexual performance as defined in section  
14 263.05 of the penal law, or a predecessor statute that prohibited such  
15 conduct at the time of the act, which conduct was committed against such  
16 person who was less than eighteen years of age, such action may be  
17 commenced, against any party whose intentional or negligent acts or  
18 omissions are alleged to have resulted in the commission of said  
19 conduct, on or before the plaintiff or infant plaintiff reaches the age  
20 of fifty-five years. In any such claim or action, in addition to any  
21 other defense and affirmative defense that may be available in accord-  
22 ance with law, rule or the common law, to the extent that the acts  
23 alleged in such action are of the type described in subdivision one of  
24 section 130.30 of the penal law or formerly defined in subdivision one  
25 of section 130.45 of the penal law, the affirmative defenses set forth,  
26 respectively, in the closing paragraph of such sections of the penal law  
27 shall apply.

28 § 3. Section 213-c of the civil practice law and rules, as amended by  
29 chapter 23 of the laws of 2024, is amended to read as follows:

30 § 213-c. Action by victim of conduct constituting certain sexual  
31 offenses. Notwithstanding any other limitation set forth in this arti-  
32 cle, except as provided in subdivision (b) of section two hundred eight  
33 of this article, all civil claims or causes of action brought by any  
34 person for physical, psychological or other injury or condition suffered  
35 by such person as a result of conduct which would constitute rape in the  
36 first degree as defined in section 130.35 of the penal law, or rape in  
37 the second degree as defined in subdivision four, five or six of section  
38 130.30 of the penal law, or rape in the second degree as defined in  
39 former subdivision two of section 130.30 of the penal law, or rape in  
40 the third degree as defined in subdivision one, two, three, seven, eight  
41 or nine of section 130.25 of the penal law, or a crime formerly defined  
42 in section 130.50 of the penal law, or a crime formerly defined in  
43 subdivision two of section 130.45 of the penal law, or a crime formerly  
44 defined in subdivision one or three of section 130.40 of the penal law,  
45 or incest in the first degree as defined in section 255.27 of the penal  
46 law, or incest in the second degree as defined in section 255.26 of the  
47 penal law (where the crime committed is rape in the second degree as  
48 defined in subdivision four, five or six of section 130.30 of the penal  
49 law, or rape in the second degree as formerly defined in subdivision two  
50 of section 130.30 of the penal law, or a crime formerly defined in  
51 subdivision two of section 130.45 of the penal law), or aggravated sexu-  
52 al abuse in the first degree as defined in section 130.70 of the penal  
53 law, or course of sexual conduct against a child in the first degree as  
54 defined in section 130.75 of the penal law, or sex trafficking as  
55 defined in section 230.34 of the penal law, or sex trafficking of a  
56 child as defined in section 230.34-a of the penal law may be brought



1 against any party whose intentional or negligent acts or omissions are  
2 alleged to have resulted in the commission of the said conduct, within  
3 twenty years. Nothing in this section shall be construed to require that  
4 a criminal charge be brought or a criminal conviction be obtained as a  
5 condition of bringing a civil cause of action or receiving a civil judg-  
6 ment pursuant to this section or be construed to require that any of the  
7 rules governing a criminal proceeding be applicable to any such civil  
8 action.

9 § 4. Paragraph (b) of subdivision 8 of section 50-e of the general  
10 municipal law, as amended by chapter 153 of the laws of 2024, is amended  
11 to read as follows:

12 (b) This section shall not apply to: (i) any claim made for physical,  
13 psychological, or other injury or condition suffered as a result of  
14 conduct which would constitute a sexual offense as defined in article  
15 one hundred thirty of the penal law committed against a child less than  
16 eighteen years of age, sex trafficking as defined in section 230.34 of  
17 the penal law committed against a child less than eighteen years of age,  
18 sex trafficking of a child as defined in section 230.34-a of the penal  
19 law, incest as defined in section 255.27, 255.26 or 255.25 of the penal  
20 law committed against a child less than eighteen years of age, or the  
21 use of a child in a sexual performance as defined in section 263.05 of  
22 the penal law committed against a child less than eighteen years of age;  
23 or

24 (ii) any civil claim or cause of action revived pursuant to section  
25 two hundred fourteen-j of the civil practice law and rules.

26 § 5. Subdivision 5 of section 50-i of the general municipal law, as  
27 added by chapter 11 of the laws of 2019, is amended to read as follows:

28 5. Notwithstanding any provision of law to the contrary, this section  
29 shall not apply to any claim made against a city, county, town, village,  
30 fire district or school district for physical, psychological, or other  
31 injury or condition suffered as a result of conduct which would consti-  
32 tute a sexual offense as defined in article one hundred thirty of the  
33 penal law committed against a child less than eighteen years of age, sex  
34 trafficking as defined in section 230.34 of the penal law committed  
35 against a child less than eighteen years of age, sex trafficking of a  
36 child as defined in section 230.34-a of the penal law, incest as defined  
37 in section 255.27, 255.26 or 255.25 of the penal law committed against a  
38 child less than eighteen years of age, or the use of a child in a sexual  
39 performance as defined in section 263.05 of the penal law committed  
40 against a child less than eighteen years of age.

41 § 6. Subdivision 10 of section 10 of the court of claims act, as  
42 amended by chapter 153 of the laws of 2024, is amended to read as  
43 follows:

44 10. Notwithstanding any provision of law to the contrary, this section  
45 shall not apply to: (i) any claim to recover damages for physical,  
46 psychological, or other injury or condition suffered as a result of  
47 conduct which would constitute a sexual offense as defined in article  
48 one hundred thirty of the penal law committed against a child less than  
49 eighteen years of age, sex trafficking as defined in section 230.34 of  
50 the penal law committed against a child less than eighteen years of age,  
51 sex trafficking of a child as defined in section 230.34-a of the penal  
52 law, incest as defined in section 255.27, 255.26 or 255.25 of the penal  
53 law committed against a child less than eighteen years of age, or the  
54 use of a child in a sexual performance as defined in section 263.05 of  
55 the penal law committed against a child less than eighteen years of age;  
56 or



1 (ii) any civil claim or cause of action revived pursuant to section  
2 two hundred fourteen-j of the civil practice law and rules.

3 § 7. Subdivision 2 of section 3813 of the education law, as amended by  
4 chapter 153 of the laws of 2024, is amended to read as follows.

5 2. Notwithstanding anything to the contrary hereinbefore contained in  
6 this section, no action or special proceeding founded upon tort shall be  
7 prosecuted or maintained against any of the parties named in this  
8 section or against any teacher or member of the supervisory or adminis-  
9 trative staff or employee where the alleged tort was committed by such  
10 teacher or member or employee acting in the discharge of [his] their  
11 duties within the scope of [his] their employment and/or under the  
12 direction of the board of education, trustee or trustees, or governing  
13 body of the school unless a notice of claim shall have been made and  
14 served in compliance with section fifty-e of the general municipal law.  
15 Every such action shall be commenced pursuant to the provisions of  
16 section fifty-i of the general municipal law; provided, however, that  
17 this section shall not apply to: (i) any claim to recover damages for  
18 physical, psychological, or other injury or condition suffered as a  
19 result of conduct which would constitute a sexual offense as defined in  
20 article one hundred thirty of the penal law committed against a child  
21 less than eighteen years of age, sex trafficking as defined in section  
22 230.34 of the penal law committed against a child less than eighteen  
23 years of age, sex trafficking of a child as defined in section 230.34-a  
24 of the penal law, incest as defined in section 255.27, 255.26 or 255.25  
25 of the penal law committed against a child less than eighteen years of  
26 age, or the use of a child in a sexual performance as defined in section  
27 263.05 of the penal law committed against a child less than eighteen  
28 years of age; or

29 (ii) any civil claim or cause of action revived pursuant to section  
30 two hundred fourteen-j of the civil practice law and rules.

31 § 8. Severability. If any clause, sentence, paragraph, section or part  
32 of this act shall be adjudged by any court of competent jurisdiction to  
33 be invalid and after exhaustion of all further judicial review, the  
34 judgment shall not affect, impair or invalidate the remainder thereof,  
35 but shall be confined in its operation to the clause, sentence, para-  
36 graph, section or part of this act directly involved in the controversy  
37 in which the judgment shall have been rendered.

38 § 9. This act shall take effect immediately and shall apply to acts or  
39 omissions occurring on or after such effective date and to acts or omis-  
40 sions occurring prior to such effective date where the applicable stat-  
41 ute of limitations in effect on the date of such act or omission has not  
42 yet expired.

43

## PART G

44 Section 1. Paragraphs (i), (j) and (k) of subdivision 1 of section 624  
45 of the executive law, paragraph (i) as amended by section 9 of part A-1  
46 of chapter 56 of the laws of 2010, paragraph (j) as amended by chapter  
47 427 of the laws of 1999, paragraph (k) as amended by chapter 117 of the  
48 laws of 2017, are amended and a new paragraph (l) is added to read as  
49 follows:

50 (i) a surviving spouse of a crime victim who died from causes not  
51 directly related to the crime when such victim died prior to filing a  
52 claim with the office or subsequent to filing a claim but prior to the  
53 rendering of a decision by the office. Such award shall be limited to  
54 out-of-pocket loss incurred as a direct result of the crime; [and]



1 (j) a spouse, child or stepchild of a victim of a crime who has  
2 sustained personal physical injury as a direct result of a crime[.];

3 (k) a surviving spouse, grandparent, parent, stepparent, guardian,  
4 [brother, sister, stepbrother, stepsister,] sibling, stepsibling, child,  
5 stepchild, or grandchild of a victim of a crime who died as a direct  
6 result of such crime and where such crime occurred in the residence  
7 shared by such family member or members and the victim[.]; and

8 (l) any person not otherwise eligible under this subdivision who has  
9 paid for or incurred the crime scene cleanup expenses, provided that  
10 such person shall only be eligible to receive an award under this arti-  
11 cle for crime scene cleanup.

12 § 2. Subdivisions 2, 5, 9 and 18 of section 631 of the executive law,  
13 subdivision 2 as amended by chapter 233 of the laws of 2020, subdivision  
14 5 as amended by section 22 of part A-1 of chapter 56 of the laws of  
15 2010, paragraph (e) of subdivision 5 as amended by chapter 70 of the  
16 laws of 2020, paragraph (f) of subdivision 5 as added by section 5 of  
17 part H of chapter 55 of the laws of 2017, paragraph (g) of subdivision 5  
18 as added by chapter 494 of the laws of 2018, subdivision 9 as amended by  
19 section 1 of part I of chapter 55 of the laws of 2022, and subdivision  
20 18 as added by chapter 119 of the laws of 2013, are amended to read as  
21 follows:

22 2. Any award made pursuant to this article shall be in an amount not  
23 exceeding out-of-pocket expenses, including indebtedness reasonably  
24 incurred for medical or other services necessary as a result of the  
25 injury upon which the claim is based; loss of earnings or support  
26 resulting from such injury not to exceed thirty thousand dollars; loss  
27 of savings not to exceed thirty thousand dollars; burial expenses not  
28 exceeding [six] twelve thousand dollars of a victim who died on or after  
29 November first, nineteen ninety-six as a direct result of a crime; the  
30 costs of crime scene cleanup and securing of a crime scene not exceeding  
31 twenty-five hundred dollars; reasonable relocation expenses not exceed-  
32 ing twenty-five hundred dollars; reasonable employment-related transpor-  
33 tation expenses, not exceeding twenty-five hundred dollars and the unre-  
34 imburSED cost of repair or replacement of articles of essential personal  
35 property lost, damaged or destroyed as a direct result of the crime. An  
36 award for loss of earnings shall include earnings lost by a parent or  
37 guardian as a result of the hospitalization of a child victim under age  
38 eighteen for injuries sustained as a direct result of a crime. In addi-  
39 tion to the medical or other services necessary as a result of the inju-  
40 ry upon which the claim is based, an award may be made for rehabilita-  
41 tive occupational training for the purpose of job retraining or similar  
42 employment-oriented rehabilitative services based upon the claimant's  
43 medical and employment history. For the purpose of this subdivision,  
44 rehabilitative occupational training shall include but not be limited to  
45 educational training and expenses. An award for rehabilitative occupa-  
46 tional training may be made to a victim, or to a family member of a  
47 victim where necessary as a direct result of a crime. An award for  
48 employment-related transportation expenses shall be limited to the time  
49 period necessary due to the personal physical injuries sustained as a  
50 direct result of the crime upon which the claim is based, as determined  
51 by the medical information collected during the investigation of the  
52 claim.

53 5. (a) [In] Except as provided in paragraph (g) of this subdivision,  
54 in determining the amount of an award, the office shall determine wheth-  
55 er, because of [his] such victim's conduct, the victim of such crime  
56 contributed to the infliction of [his] such victim's injury, and the

1 office shall reduce the amount of the award or reject the claim alto-  
2 gether, in accordance with such determination.

3 (b) Notwithstanding the provisions of paragraph (a) of this subdivi-  
4 sion, the office shall disregard for this purpose the responsibility of  
5 the victim for [his] such victim's own injury where the record shows  
6 that the person injured was acting as a good samaritan, as defined in  
7 this article.

8 (c) Notwithstanding any inconsistent provision of this article, where  
9 the person injured acted as a good samaritan, the office may, without  
10 regard to the financial difficulty of the claimant, make an award for  
11 out-of-pocket losses. Such award may also include compensation for any  
12 loss of property up to five thousand dollars suffered by the victim  
13 during the course of [his] such victim's actions as a good samaritan.

14 (d) Notwithstanding any inconsistent provision of this article, where  
15 a person acted as a good samaritan, and was killed as a direct result of  
16 the crime, the office may, without regard to the financial difficulty of  
17 the claimant, make a lump sum award to such claimant for actual loss of  
18 support not to exceed thirty thousand dollars.

19 (e) Notwithstanding any inconsistent provision of this article, where  
20 a police officer or firefighter, both paid and volunteer, dies from  
21 injuries received in the line of duty as a direct result of a crime, the  
22 office may, without regard to the financial difficulty of the claimant,  
23 make an award for the unreimbursed counseling expenses of the eligible  
24 spouse, domestic partner, parents, [brothers, sisters] siblings or chil-  
25 dren of such victim, and/or the reasonable burial expenses incurred by  
26 the claimant.

27 (f) Notwithstanding the provisions of paragraph (a) of this subdivi-  
28 sion, the office shall disregard for this purpose the responsibility of  
29 the victim for [his or her] such victim's own loss of savings.

30 (g) Notwithstanding the provisions of paragraph (a) of this subdivi-  
31 sion, when determining a claim made by a person eligible under paragraph  
32 (b), (c) or (d) of subdivision one of section six hundred twenty-four of  
33 this article, if the crime upon which the claim is based resulted in the  
34 death of the victim, the office shall [determine] not consider whether,  
35 because of [his or her] their conduct, the victim of such crime contrib-  
36 uted to [the infliction of his or her injury, and the office may reduce  
37 the amount of the award by no more than fifty percent, in accordance  
38 with such determination] their death.

39 9. (a) Any award made for the cost of repair or replacement of essen-  
40 tial personal property, including cash losses of essential personal  
41 property, shall be limited to an amount of twenty-five hundred dollars,  
42 except that all cash losses of essential personal property shall be  
43 limited to the amount of one hundred dollars. In the case of medically  
44 necessary life-sustaining equipment which was lost or damaged as the  
45 direct result of a crime, the award shall be limited to the amount of  
46 ten thousand dollars.

47 (b) Notwithstanding the provisions of paragraph (a) of this subdivi-  
48 sion, in the case of cash losses which were the result of an act or  
49 series of acts of larceny as defined in article one hundred fifty-five  
50 of the penal law, perpetrated by the same actor indicated by a report or  
51 reports obtained from a criminal justice agency as defined in subdivi-  
52 sion one of this section, and a receipt, receipts or similar documenta-  
53 tion is provided showing such cash loss or losses, a single claim may be  
54 filed and an award may be made for cash losses of essential personal  
55 property for each act up to a cumulative amount of no more than twenty-  
56 five hundred dollars.

1 18. Notwithstanding any inconsistent provision of this article and  
2 subject to any applicable maximum award limitations contained in this  
3 section, where a victim has died as a direct result of the crime upon  
4 which the claim is based and the crime occurred in the residence of a  
5 person eligible pursuant to [paragraph] paragraphs (k) and (l) of subdi-  
6 vision one of section six hundred twenty-four of this article, the  
7 office may make no more than one award for crime scene clean-up related  
8 to such residence.

9 § 3. Subdivision 10 of section 621 of the executive law, as added by  
10 chapter 688 of the laws of 1985, is amended to read as follows:

11 10. "Disabled victim" shall mean a person who has [(a)] a physical,  
12 mental or medical impairment [from anatomical, physiological or neuro-  
13 logical conditions], as evidenced by medical records, which prevents the  
14 exercise of a normal bodily function [or is demonstrable by medically  
15 accepted clinical or laboratory diagnostic techniques or (b) a record of  
16 such an impairment or (c) a condition regarded by others as such an  
17 impairment] at the time of the crime.

18 § 4. Subdivision 2 of section 630 of the executive law, as amended by  
19 chapter 494 of the laws of 2018, is amended to read as follows:

20 2. Notwithstanding the provisions of subdivision one of this section,  
21 if the crime upon which the claim is based resulted in the death of the  
22 victim, and it appears to the office that such claim is one with respect  
23 to which an award probably will be made, and undue hardship will result  
24 to the claimant if immediate payment is not made, the office may make  
25 one or more emergency awards to the claimant for reasonable burial  
26 expenses pending a final decision of the office or payment of an award  
27 in the case; provided, however, that the total amount of an emergency  
28 award or awards for reasonable burial expenses shall not exceed [three]  
29 six thousand dollars. The amount of such emergency award or awards shall  
30 be deducted from any final award made to the claimant, and the excess of  
31 the amount of any such award or awards over the amount of the final  
32 award, of the full amount of an emergency award or awards if no final  
33 award is made, shall be repaid by the claimant to the office.

34 § 5. This act shall take effect on the one hundred eightieth day after  
35 it shall have become a law and shall apply to all claims filed on or  
36 after such effective date.

37 PART H

38 Section 1. Subdivision 13 of section 631 of the executive law, as  
39 amended by section 3 of subpart S of part XX of chapter 55 of the laws  
40 of 2020, is amended to read as follows:

41 13. (a) Notwithstanding any other provision of law, rule, or regu-  
42 lation to the contrary, when any New York state accredited hospital,  
43 accredited sexual assault examiner program, or licensed health care  
44 provider furnishes services to any sexual assault survivor, including  
45 but not limited to a health care forensic examination in accordance with  
46 the sex offense evidence collection protocol and standards established  
47 by the department of health, such hospital, sexual assault examiner  
48 program, or licensed healthcare provider shall provide such services to  
49 the person without charge and shall bill the office directly. The  
50 office, in consultation with the department of health, shall define the  
51 specific services to be covered by the sexual assault forensic exam  
52 reimbursement fee, which must include at a minimum forensic examiner  
53 services, hospital or healthcare facility services related to the exam,  
54 and any necessary related laboratory tests or pharmaceuticals based upon

1 the department of health's Medicaid reimbursement rates; including but  
2 not limited to HIV post-exposure prophylaxis provided by a hospital  
3 emergency room at the time of the forensic rape examination pursuant to  
4 paragraph (c) of subdivision one of section twenty-eight hundred five-i  
5 of the public health law. [For a person eighteen years of age or older,  
6 follow-up HIV post-exposure prophylaxis costs shall continue to be reim-  
7 bursed according to established office procedure.] The office, in  
8 consultation with the department of health, shall also generate the  
9 necessary [regulations and] forms for the direct reimbursement procedure  
10 and regulations setting the usual and customary rates for the itemized  
11 charges related to an exam of a sexual assault survivor.

12 (b) The rate for reimbursement shall be the amount of itemized charg-  
13 es, to be reimbursed at the [Medicaid rate and] usual and customary  
14 rates as established pursuant to this subdivision and which shall  
15 cumulatively not exceed (1) eight hundred dollars for an exam of a sexu-  
16 al assault survivor where no sexual offense evidence collection kit is  
17 used; (2) one thousand two hundred dollars for an exam of a sexual  
18 assault survivor where a sexual offense evidence collection kit is used;  
19 and (3) [one thousand five hundred dollars for an exam of a sexual  
20 assault survivor who is eighteen years of age or older, with or without  
21 the use of a sexual offense evidence collection kit, and with the  
22 provision of a necessary HIV post-exposure prophylaxis seven day starter  
23 pack; and (4)] two thousand five hundred dollars for an exam of a sexual  
24 assault survivor [who is less than eighteen years of age], with or with-  
25 out the use of a sexual offense evidence collection kit, and with the  
26 provision of the full regimen of necessary HIV post-exposure prophylax-  
27 is. The hospital, sexual assault examiner program, or licensed health  
28 care provider must accept this fee as payment in full for these speci-  
29 fied services. No additional billing of the survivor for said services  
30 is permissible. A sexual assault survivor may voluntarily assign any  
31 private insurance benefits to which [she or he is] they are entitled for  
32 the healthcare forensic examination, in which case the hospital or  
33 healthcare provider may not charge the office; provided, however, in the  
34 event the sexual assault survivor assigns any private health insurance  
35 benefit, such coverage shall not be subject to annual deductibles or  
36 coinsurance or balance billing by the hospital, sexual assault examiner  
37 program or licensed health care provider. A hospital, sexual assault  
38 examiner program or licensed health care provider shall, at the time of  
39 the initial visit, request assignment of any private health insurance  
40 benefits to which the sexual assault survivor is entitled on a form  
41 prescribed by the office; provided, however, such sexual assault survi-  
42 vor shall be advised orally and in writing that [he or she] they may  
43 decline to provide such information regarding private health insurance  
44 benefits if [he or she believes] they believe that the provision of such  
45 information would substantially interfere with [his or her] their  
46 personal privacy or safety and in such event, the sexual assault foren-  
47 sic exam fee shall be paid by the office. Such sexual assault survivor  
48 shall also be advised that providing such information may provide addi-  
49 tional resources to pay for services to other sexual assault victims.  
50 Such sexual assault survivor shall also be advised that the direct  
51 reimbursement program established by this subdivision does not automat-  
52 ically make them eligible for any other compensation benefits available  
53 from the office including, but not limited to, reimbursement for mental  
54 health counseling expenses, relocation expenses, and loss of earnings,  
55 and that such compensation benefits may only be made available to them  
56 should the sexual assault survivor or other person eligible to file

1 pursuant to section six hundred twenty-four of this article, file a  
2 compensation application with the office. If [he or she] such sexual  
3 assault survivor declines to provide such health insurance information,  
4 [he or she] they shall indicate such decision on the form provided by  
5 the hospital, sexual assault examiner program or licensed health care  
6 provider, which form shall be prescribed by the office.

7 § 2. Paragraph (c) of subdivision 1 of section 2805-i of the public  
8 health law, as amended by section 1 of subpart S of part XX of chapter  
9 55 of the laws of 2020, is amended to read as follows:

10 (c) offering and making available appropriate HIV post-exposure treat-  
11 ment therapies; including [a seven day starter pack of HIV post-exposure  
12 prophylaxis for a person eighteen years of age or older, or] the full  
13 regimen of HIV post-exposure prophylaxis [for a person less than eigh-  
14 teen years of age,] in cases where it has been determined, in accordance  
15 with guidelines issued by the commissioner, that a significant exposure  
16 to HIV has occurred, and informing the victim that payment assistance  
17 for such therapies and other crime related expenses may be available  
18 from the office of victim services pursuant to the provisions of article  
19 twenty-two of the executive law. With the consent of the victim of a  
20 sexual assault, the hospital emergency room department shall provide or  
21 arrange for an appointment for medical follow-up related to HIV post-ex-  
22 posure prophylaxis and other care as appropriate; and

23 § 3. This act shall take effect on the two hundred seventieth day  
24 after it shall have become a law and apply to all exams performed on or  
25 after such effective date. Effective immediately, the addition, amend-  
26 ment and/or repeal of any rule or regulation necessary for the implemen-  
27 tation of this act on its effective date are authorized to be made and  
28 completed on or before such effective date.

29

## PART I

30 Section 1. Subdivision 4 of section 349-a of the social services law  
31 is REPEALED.

32 § 2. Subdivision 5 of section 349-a of the social services law, as  
33 added by section 36 of part B of chapter 436 of the laws of 1997, is  
34 amended to read as follows:

35 [5. Upon a determination that the individual's allegation is credible]  
36 4. Following referral to a domestic violence liaison, (a) the individual  
37 shall be informed by the domestic violence liaison of services, which  
38 shall be available on a voluntary basis; and (b) the domestic violence  
39 liaison shall conduct an assessment to determine if and to what extent  
40 domestic violence is a barrier to the individual's compliance with  
41 public assistance requirements or to employment and such assessment  
42 shall be based upon an attestation or the relevant information and  
43 corroborating evidence provided by the individual alleging such abuse;  
44 and (c) the domestic violence liaison shall [assess the need for] grant  
45 any appropriate waivers of such program requirements based on such  
46 assessment. Such waivers shall, to the extent permitted by federal law,  
47 include, but not be limited to, residency requirements, child support  
48 cooperation requirements and employment and training requirements;  
49 provided, however, that exemptions from the sixty month limit on receipt  
50 of benefits under the federal temporary assistance to needy families  
51 block grant program shall be available only when the individual would  
52 not be required to participate in work or training activities because of  
53 an independently verified physical or mental impairment resulting from  
54 domestic violence, anticipated to last for three months or longer, or if

1 the individual is unable to work because of the need to care for a  
2 dependent child who is disabled as a result of domestic violence.  
3 Provided, however, that pursuant to section one hundred forty-two of the  
4 welfare reform act of 1997 victims of domestic violence may be exempted  
5 from the application of subdivision two of section three hundred forty-  
6 nine of this article on the basis of hardship.

7 § 3. Subdivisions 6 and 7 of section 349-a of the social services law  
8 are renumbered subdivisions 5 and 6 and a new subdivision 7 is added to  
9 read as follows:

10 7. When used in this section, the term statewide domestic violence  
11 advocacy groups shall mean an organization designated by the federal  
12 department of health and human services to coordinate statewide improve-  
13 ments within local communities, social services systems, and programming  
14 regarding the prevention and intervention of domestic violence in New  
15 York state.

16 § 4. This act shall take effect on the two hundred seventieth day  
17 after it shall have become a law.

18 PART J

19 Section 1. The state finance law is amended by adding a new section  
20 139-m to read as follows:

21 § 139-m. Statement on gender-based violence and the workplace, in  
22 bids. 1. (a) Every bid hereafter made to the state or any public depart-  
23 ment or agency thereof, where competitive bidding is required by stat-  
24 ute, rule or regulation, for work or services performed or to be  
25 performed or goods sold or to be sold, shall contain the following  
26 statement subscribed by the bidder and affirmed by such bidder as true  
27 under the penalty of perjury:

28 "By submission of this bid, each bidder and each person signing on  
29 behalf of any bidder certifies, and in the case of a joint bid each  
30 party thereto certifies as to its own organization, under penalty of  
31 perjury, that the bidder has and has implemented a written policy  
32 addressing gender-based violence and the workplace and has provided such  
33 policy to all of its employees, directors and board members. Such policy  
34 shall, at a minimum, meet the requirements of subdivision 11 of section  
35 five hundred seventy-five of the executive law."

36 (b) Every bid hereafter made to the state or any public department or  
37 agency thereof, where competitive bidding is not required by statute,  
38 rule or regulation, for work or services performed or to be performed or  
39 goods sold or to be sold, may contain, at the discretion of the depart-  
40 ment, agency or official, the certification required pursuant to para-  
41 graph (a) of this subdivision.

42 2. Notwithstanding the foregoing, the statement required by paragraph  
43 (a) of subdivision one of this section may be submitted electronically  
44 in accordance with the provisions of subdivision seven of section one  
45 hundred sixty-three of this chapter.

46 3. A bid shall not be considered for award, nor shall any award be  
47 made to a bidder who has not complied with subdivision one of this  
48 section; provided, however, that if the bidder cannot make the foregoing  
49 certification, such bidder shall so state and shall furnish with the bid  
50 a signed statement which sets forth in detail the reasons therefor.

51 4. Any bid hereafter made to the state or any public department, agen-  
52 cy or official thereof, by a corporate bidder for work or services  
53 performed or to be performed or goods sold or to be sold, where such bid  
54 contains the statement required by subdivision one of this section,

1 shall be deemed to have been authorized by the board of directors of  
2 such bidder, and such authorization shall be deemed to include the sign-  
3 ing and submission of such bid and the inclusion therein of such state-  
4 ment as the act and deed of the corporation.

5 § 2. Subdivisions 7 and 7-a of section 163 of the state finance law,  
6 subdivision 7 as amended and subdivision 7-a as added by section 3 of  
7 part R of chapter 55 of the laws of 2023, are amended to read as  
8 follows:

9 7. Method of procurement. Consistent with the requirements of subdivi-  
10 sions three and four of this section, state agencies shall select among  
11 permissible methods of procurement including, but not limited to, an  
12 invitation for bid, request for proposals or other means of solicitation  
13 pursuant to guidelines issued by the state procurement council. State  
14 agencies may accept bids electronically including submission of the  
15 statement of non-collusion required by section one hundred thirty-nine-d  
16 of this chapter, and the statement of certification required by section  
17 one hundred thirty-nine-l and section one hundred thirty-nine-m of this  
18 chapter. Except where otherwise provided by law, procurements shall be  
19 competitive, and state agencies shall conduct formal competitive  
20 procurements to the maximum extent practicable. State agencies shall  
21 document the determination of the method of procurement and the basis of  
22 award in the procurement record. Where the basis for award is the best  
23 value offer, the state agency shall document, in the procurement record  
24 and in advance of the initial receipt of offers, the determination of  
25 the evaluation criteria, which whenever possible, shall be quantifiable,  
26 and the process to be used in the determination of best value and the  
27 manner in which the evaluation process and selection shall be conducted.

28 7-a. Notwithstanding the electronic bid provisions set forth in subdivi-  
29 sion seven of this section, starting April first, two thousand twen-  
30 ty-three, and ending March thirty-first, two thousand twenty-seven,  
31 state agencies may require electronic submission as the sole method for  
32 the submission of bids for commodity, service and technology contracts,  
33 including submission of the statement of non-collusion required by  
34 section one hundred thirty-nine-d of this chapter, and the statement of  
35 certification required by section one hundred thirty-nine-l and section  
36 one hundred thirty-nine-m of this chapter, and may require electronic  
37 signatures on all documents required for submission of a bid, any  
38 resulting contracts, and required submissions during the term of any  
39 contract. Prior to requiring the electronic submission of bids, the  
40 agency shall make a determination, which shall be documented in the  
41 procurement record, that electronic submission affords a fair and equal  
42 opportunity for offerers to submit responsive offers, and that the elec-  
43 tronic signature complies with the provisions of article three of the  
44 state technology law.

45 § 3. The executive law is amended by adding a new section 170-i to  
46 read as follows:

47 § 170-i. Gender-based violence and the workplace. 1. Each state agen-  
48 cy shall formulate and issue a gender-based violence and the workplace  
49 policy for such agency. In formulating such policy, the state agency  
50 shall refer to the model gender-based violence and the workplace policy  
51 distributed by the office for the prevention of domestic violence pursu-  
52 ant to subdivision eleven of section five hundred seventy-five of this  
53 chapter, and adopt its provisions as appropriate.

54 2. Each state agency shall designate at least one domestic violence  
55 agency liaison who shall ensure agency compliance with the domestic  
56 violence provisions of the gender-based violence and the workplace poli-



1 cy, be trained to assist victimized employees, and serve as the primary  
2 contact for the policy distributed by the agency.

3 3. Each state agency, in formulating or revising its gender-based  
4 violence and the workplace policy, shall give due regard to the impor-  
5 tance of increasing awareness of gender-based violence and informing  
6 employees of available resources for assistance; clearly specifying how  
7 to reach the domestic violence agency liaison; ensuring that personnel  
8 policies and procedures are fair to domestic and gender-based violence  
9 victims and survivors, and responsive to their needs; developing work-  
10 place safety response plans; complying with state and federal law  
11 including restrictions of possession of firearms by a person convicted  
12 of a domestic violence related crime or subject to an order of  
13 protection; encouraging and promoting gender-based violence education  
14 and training for employees; and holding accountable employees who misuse  
15 state resources or authority or violate their job duties in committing  
16 an act of gender-based violence. Each state agency, when it issues its  
17 gender-based violence and the workplace policy, shall provide a copy of  
18 that policy and the information for its designated domestic violence  
19 agency liaison to the office for the prevention of domestic violence,  
20 and shall notify the office of any subsequent modifications of the poli-  
21 cy or the contact information for the domestic violence agency liaison.

22 4. (a) Every covered employee shall participate in a gender-based  
23 violence and the workplace training developed by the office for the  
24 prevention of domestic violence and made available on the statewide  
25 learning management system annually.

26 (b) As used in this subdivision, "covered employee" shall mean all  
27 officers and employees working in the executive chamber in the office of  
28 the governor and New York State agencies who supervise other officers  
29 and employees, who serve as the domestic violence agency liaison, or who  
30 are employed in a human resources position. "Officers and employees"  
31 shall have the meaning given to "state officer or employee" in section  
32 seventy-three of the public officers law.

33 5. Each state agency shall cooperate with the office for the  
34 prevention of domestic violence and furnish such information, reporting,  
35 and assistance as the office determines is reasonably necessary to  
36 accomplish the purposes of this section.

37 § 4. Section 575 of the executive law is amended by adding a new  
38 subdivision 11 to read as follows:

39 11. Gender-based violence and the workplace policies. The office shall  
40 consult with the division of human rights, department of labor, an  
41 organization designated by the federal department of health and human  
42 services to coordinate statewide improvements within local communities,  
43 social services systems, and programming regarding the prevention and  
44 intervention of domestic violence in New York state, and an organization  
45 designated by the federal department of justice to provide direct  
46 support to member rape and crisis centers in New York state through  
47 funding, training and technical assistance, public awareness, and public  
48 policy advocacy to create and publish a model gender-based violence and  
49 the workplace policy that employers may utilize in their adoption of a  
50 gender-based violence and the workplace policy required by section one  
51 hundred thirty-nine-m of the state finance law. The office shall also  
52 publish a model gender-based violence and the workplace policy for exec-  
53 utive agencies that such agencies may utilize in their adoption of a  
54 gender-based violence and the workplace policy required by section one  
55 hundred seventy-i of this chapter. Such model gender-based violence and  
56 the workplace policy shall be publicly available and posted on the

1 websites of the office, the department of labor and the division of  
2 human rights.

3 § 5. This act shall take effect on the one hundred eightieth day after  
4 it shall have become a law; provided, however, that the amendments to  
5 section 163 of the state finance law made by section two of this act  
6 shall not affect the repeal of such section and shall be deemed repealed  
7 therewith.

8

## PART K

9 Section 1. The general municipal law is amended by adding a new arti-  
10 cle 19-C to read as follows:

11

ARTICLE 19-C12 CYBERSECURITY INCIDENT REPORTING REQUIREMENTS FOR MUNICIPAL CORPORATIONS13 Section 995-a. Definitions.14 995-b. Reporting of cybersecurity incidents.15 995-c. Notice and explanation of ransom payment.

16 § 995-a. Definitions. For the purposes of this article: 1. "Cyberse-  
17 curity incident" means an event occurring on or conducted through a  
18 computer network that actually or imminently jeopardizes the integrity,  
19 confidentiality, or availability of computers, information or communi-  
20 cations systems or networks, physical or virtual infrastructure  
21 controlled by computers or information systems, or information resident  
22 thereon.

23 2. "Cyber threat" means any circumstance or event with the potential  
24 to adversely impact organizational operations, organizational assets, or  
25 individuals through an information system via unauthorized access,  
26 destruction, disclosure, modification of information, and/or denial of  
27 service.

28 3. "Cyber threat indicator" means information that is necessary to  
29 describe or identify:

30 (a) malicious reconnaissance, including anomalous patterns of communi-  
31 cations that appear to be transmitted for the purpose of gathering tech-  
32 nical information related to a cybersecurity threat or security vulner-  
33 ability;

34 (b) a method of defeating a security control or exploitation of a  
35 security vulnerability;

36 (c) a security vulnerability, including anomalous activity that  
37 appears to indicate the existence of a security vulnerability;

38 (d) a method of causing a user with legitimate access to an informa-  
39 tion system or information that is stored on, processed by, or transit-  
40 ing an information system to unwittingly enable the defeat of a security  
41 control or exploitation of a security vulnerability;

42 (e) malicious cyber command and control;

43 (f) the actual or potential harm caused by an incident, including a  
44 description of the information exfiltrated as a result of a particular  
45 cybersecurity threat;

46 (g) any other attribute of a cybersecurity threat, if disclosure of  
47 such attribute is not otherwise prohibited by law; or

48 (h) any combination thereof.

49 4. "Defensive measure" means an action, device, procedure, signature,  
50 technique, or other measure applied to an information system or informa-  
51 tion that is stored on, processed by, or transiting an information  
52 system that detects, prevents, or mitigates a known or suspected  
53 cybersecurity threat or security vulnerability. The term "defensive  
54 measure" does not include a measure that destroys, renders unusable,



1 provides unauthorized access to, or substantially harms an information  
2 system or information stored on, processed by, or transiting such infor-  
3 mation system not owned by the municipal corporation operating the meas-  
4 ure, or federal entity that is authorized to provide consent and has  
5 provided consent to that municipal corporation for operation of such  
6 measure.

7 5. "Information system" means a discrete set of information resources  
8 organized for the collection, processing, maintenance, use, sharing,  
9 dissemination, or disposition of information.

10 6. "Municipal corporation" means:

11 (a) A municipal corporation as defined in section one hundred nine-  
12 teen-n of this chapter; or

13 (b) A district as defined in section one hundred nineteen-n of this  
14 chapter.

15 7. "Ransom payment" means the transmission of any money or other prop-  
16 erty or asset, including virtual currency, or any portion thereof, which  
17 has at any time been delivered as ransom in connection with a ransomware  
18 attack.

19 8. "Ransomware attack":

20 (a) means an incident that includes the use or threat of use of unau-  
21 thorized or malicious code on an information system, or the use or  
22 threat of use of another digital mechanism such as a denial of service  
23 attack, to interrupt or disrupt the operations of an information system  
24 or compromise the confidentiality, availability, or integrity of elec-  
25 tronic data stored on, processed by, or transiting an information system  
26 to extort a demand for a ransom payment; and

27 (b) does not include any such event in which the demand for payment  
28 is:

29 (i) not genuine; or

30 (ii) made in good faith by an entity in response to a specific request  
31 by the owner or operator of the information system.

32 § 995-b. Reporting of cybersecurity incidents. 1. Notwithstanding any  
33 other provision of law, all municipal corporations shall report cyberse-  
34 curity incidents and when applicable, the demand of a ransom payment, to  
35 the commissioner of the division of homeland security and emergency  
36 services in the form and method prescribed by such commissioner.

37 2. All municipal corporations shall report cybersecurity incidents no  
38 later than seventy-two hours after the municipality reasonably believes  
39 the cybersecurity incident has occurred.

40 3. Any cybersecurity incident report and any records related to a  
41 ransom payment submitted to the commissioner of the division of homeland  
42 security and emergency services pursuant to the requirements of this  
43 article shall be exempt from disclosure under article six of the public  
44 officers law.

45 § 995-c. Notice and explanation of ransom payment. Notwithstanding any  
46 other provision of law, each municipal corporation shall, in the event  
47 of a ransom payment made in connection with a cybersecurity incident  
48 involving the municipal corporation, provide the commissioner of the  
49 division of homeland security and emergency services through means  
50 prescribed by such commissioner with the following:

51 (a) within twenty-four hours of the ransom payment, notice of the  
52 payment; and

53 (b) within thirty days of the ransom payment, a written description of  
54 the reasons payment was necessary, the amount of the ransom payment, the  
55 means by which the ransom payment was made, a description of alterna-  
56 tives to payment considered, all diligence performed to find alterna-

1 tives to payment and all diligence performed to ensure compliance with  
2 applicable state and federal rules and regulations including those of  
3 the federal office of foreign assets control.

4 § 2. The executive law is amended by adding a new section 711-c to  
5 read as follows:

6 § 711-c. Cybersecurity incident reviews. 1. The commissioner, or their  
7 designee, shall review each cybersecurity incident report and notice and  
8 explanation of ransom payment submitted pursuant to sections nine  
9 hundred ninety-five-b and nine hundred ninety-five-c of the general  
10 municipal law to assess potential impacts of cybersecurity incidents and  
11 ransom payments on the health, safety, welfare or security of the state,  
12 or its residents.

13 2. The commissioner, or their designee, may work with appropriate  
14 state agencies, federal law enforcement, and federal homeland security  
15 agencies to provide municipal corporations with reports of cybersecurity  
16 incidents and trends, including but not limited to, to the maximum  
17 extent practicable, related contextual information, cyber threat indica-  
18 tors, and defensive measures. The commissioner may coordinate and share  
19 such reported information with municipal corporations, state agencies,  
20 and federal law enforcement and homeland security agencies to respond to  
21 and mitigate cybersecurity threats.

22 3. Such reports, assessments, records, reviews, documents, recommenda-  
23 tions, guidance and any information contained or used in its preparation  
24 shall be exempt from disclosure under article six of the public officers  
25 law.

26 § 3. This act shall take effect on the thirtieth day after it shall  
27 have become a law.

28 PART L

29 Section 1. Section 263.10 of the penal law, as amended by chapter 1 of  
30 the laws of 2000, is amended to read as follows:

31 § 263.10 Promoting an obscene sexual performance by a child.

32 A person is guilty of promoting an obscene sexual performance by a  
33 child when, knowing the character and content thereof, [he] such person  
34 produces, directs or promotes any obscene performance which includes  
35 sexual conduct by a child less than seventeen years of age, including a  
36 performance created or altered by digitization as defined in section  
37 245.15 of this part.

38 Promoting an obscene sexual performance by a child is a class D felo-  
39 ny.

40 § 2. Section 263.11 of the penal law, as amended by chapter 456 of the  
41 laws of 2012, is amended to read as follows:

42 § 263.11 Possessing an obscene sexual performance by a child.

43 A person is guilty of possessing an obscene sexual performance by a  
44 child when, knowing the character and content thereof, [he] such person  
45 knowingly has in [his] such person's possession or control, or knowingly  
46 accesses with intent to view, any obscene performance which includes  
47 sexual conduct by a child less than sixteen years of age, including a  
48 performance created or altered by digitization as defined in section  
49 245.15 of this part.

50 Possessing an obscene sexual performance by a child is a class E felo-  
51 ny.

52 § 3. Section 263.15 of the penal law, as amended by chapter 1 of the  
53 laws of 2000, is amended to read as follows:

54 § 263.15 Promoting a sexual performance by a child.

1 A person is guilty of promoting a sexual performance by a child when,  
2 knowing the character and content thereof, [he] such person produces,  
3 directs or promotes any performance which includes sexual conduct by a  
4 child less than seventeen years of age, including a performance created  
5 or altered by digitization as defined in section 245.15 of this part.

6 Promoting a sexual performance by a child is a class D felony.

7 § 4. Section 263.16 of the penal law, as amended by chapter 456 of the  
8 laws of 2012, is amended to read as follows:

9 § 263.16 Possessing a sexual performance by a child.

10 A person is guilty of possessing a sexual performance by a child when,  
11 knowing the character and content thereof, [he] such person knowingly  
12 has in [his] such person's possession or control, or knowingly accesses  
13 with intent to view, any performance which includes sexual conduct by a  
14 child less than sixteen years of age, including a performance created or  
15 altered by digitization as defined in section 245.15 of this part.

16 Possessing a sexual performance by a child is a class E felony.

17 § 5. This act shall take effect on the sixtieth day after it shall  
18 have become a law.

19

#### PART M

20 Section 1. Section 230.34 of the penal law, as added by chapter 74 of  
21 the laws of 2007, is amended to read as follows:

22 § 230.34 Sex trafficking.

23 A person is guilty of sex trafficking if [he or she] such person  
24 intentionally advances or profits from prostitution [by]:

25 1. by unlawfully providing to a person who is patronized, with intent  
26 to impair said person's judgment: (a) a narcotic drug or a narcotic  
27 preparation; (b) concentrated cannabis as defined in [paragraph (a) of]  
28 subdivision [four] seventeen of section [thirty-three hundred two] three  
29 of the [public health] cannabis law; (c) methadone; or (d) gamma-hydrox-  
30 ybutyrate (GHB) or flunitrazepan, also known as Rohypnol;

31 2. by making material false statements, misstatements, or omissions to  
32 induce or maintain the person being patronized to engage in or continue  
33 to engage in prostitution activity;

34 3. by withholding, destroying, or confiscating any actual or purported  
35 passport, immigration document, or any other actual or purported govern-  
36 ment identification document of another person with intent to impair  
37 said person's freedom of movement; provided, however, that this subdivi-  
38 sion shall not apply to an attempt to correct a social security adminis-  
39 tration record or immigration agency record in accordance with any  
40 local, state, or federal agency requirement, where such attempt is not  
41 made for the purpose of any express or implied threat;

42 4. by requiring that prostitution be performed to retire, repay, or  
43 service a real or purported debt;

44 5. by using force or engaging in any scheme, plan or pattern to compel  
45 or induce the person being patronized to engage in or continue to engage  
46 in prostitution activity by means of instilling a fear in the person  
47 being patronized that, if the demand is not complied with, the actor or  
48 another will do one or more of the following:

49 (a) cause physical injury, serious physical injury, or death to a  
50 person; or

51 (b) cause damage to property, other than the property of the actor; or

52 (c) engage in other conduct constituting a felony or unlawful impri-  
53 sonment in the second degree in violation of section 135.05 of this  
54 chapter; or

1 (d) accuse some person of a crime or cause criminal charges or depor-  
2 tation proceedings to be instituted against some person; provided,  
3 however, that it shall be an affirmative defense to this subdivision  
4 that the [defendant] actor reasonably believed the threatened charge to  
5 be true and that [his or her] the actor's sole purpose was to compel or  
6 induce the victim to take reasonable action to make good the wrong which  
7 was the subject of such threatened charge; or

8 (e) expose a secret or publicize an asserted fact, whether true or  
9 false, tending to subject some person to hatred, contempt or ridicule;  
10 or

11 (f) testify or provide information or withhold testimony or informa-  
12 tion with respect to another's legal claim or defense; or

13 (g) use or abuse [his or her] the actor's position as a public servant  
14 by performing some act within or related to [his or her] the actor's  
15 official duties, or by failing or refusing to perform an official duty,  
16 in such manner as to affect some person adversely; or

17 (h) perform any other act which would not in itself materially benefit  
18 the actor but which is calculated to harm the person who is patronized  
19 materially with respect to [his or her] such person's health, safety, or  
20 immigration status; or

21 6. where the person being patronized is mentally disabled as defined  
22 in subdivision five of section 130.00 of this chapter.

23 Sex trafficking is a class B felony.

24 § 2. This act shall take effect on the thirtieth day after it shall  
25 have become a law.

26

## PART N

27 Section 1. Paragraph (k-2) of subdivision 2 of section 65.10 of the  
28 penal law, as added by section 1 of part VV of chapter 56 of the laws of  
29 2020, is amended to read as follows:

30 (k-2) (i) Refrain, upon sentencing for a crime involving unlawful  
31 sexual conduct or assault committed against either a metropolitan trans-  
32 portation authority system passenger[,] or customer, or employee [or a  
33 crime involving assault against a metropolitan transportation authority  
34 employee,] of the metropolitan transportation authority system or any  
35 contractor then performing work for any entity of the system, if the  
36 offense was committed in or [on] adjacent to any facility or conveyance  
37 of the [metropolitan transportation authority or a subsidiary thereof or  
38 the New York city transit authority or a subsidiary thereof] authority's  
39 transportation system, from using or entering any of [such] the authori-  
40 ty's subways, trains, buses, or other conveyances or facilities as spec-  
41 ified by the court for a period of up to three years, or a specified  
42 period of such probation or conditional discharge, whichever is less.  
43 For purposes of this section, a crime involving assault shall mean an  
44 offense described in article one hundred twenty of this chapter which  
45 has as an element the causing of physical injury or serious physical  
46 injury to another as well as the attempt thereof. If the sentence  
47 imposed by the court includes a period of incarceration followed by a  
48 period of probation or conditional discharge, then the court may impose  
49 conditions under this paragraph to be operative only during the period  
50 of probation or conditional discharge. Orders under this paragraph may  
51 extend to any part of the metropolitan transportation authority system  
52 in the court's discretion, including parts of the system outside the  
53 county where the sentencing judge sits.



1 (ii) The court may, in its discretion, suspend, modify or cancel a  
2 condition imposed under this paragraph in the interest of justice at any  
3 time. If the person depends on the authority's subways, trains, buses,  
4 or other conveyances or facilities for trips of necessity, including,  
5 but not limited to, travel to or from medical or legal appointments,  
6 school or training classes or places of employment, obtaining food,  
7 clothing or necessary household items, or rendering care to family  
8 members, the court may modify such condition to allow for a trip or  
9 trips as in its discretion are necessary.

10 (iii) A person at liberty and subject to a condition under this para-  
11 graph who applies, within thirty days after the date such condition  
12 becomes effective, for a refund of any prepaid fare amounts rendered  
13 unusable in whole or in part by such condition including, but not limit-  
14 ed to, a monthly pass, shall be issued a refund of the amounts so  
15 prepaid.

16 (iv) Any order issued pursuant to this paragraph, whether imposing a  
17 ban or modifying one, shall be served on the metropolitan transportation  
18 authority as directed by the court.

19 (v) The metropolitan transportation authority shall not use facial  
20 recognition technology to enforce any order issued pursuant to this  
21 paragraph.

22 § 2. This act shall take effect immediately.

23

## PART O

24 Section 1. Subdivision 2 of section 140.00 of the penal law, as  
25 amended by chapter 698 of the laws of 1979, is amended to read as  
26 follows:

27 2. "Building," in addition to its ordinary meaning, includes any  
28 structure, vehicle or watercraft used for overnight lodging of persons,  
29 or used by persons for carrying on business therein, or used for the  
30 business of transporting persons, or used as an elementary or secondary  
31 school, or an [inclosed] enclosed motor truck, or an [inclosed] enclosed  
32 motor truck trailer. Where a building consists of two or more units  
33 separately secured or occupied, each unit shall be deemed both a sepa-  
34 rate building in itself and a part of the main building.

35 § 2. This act shall take effect immediately.

36

## PART P

37 Section 1. The penal law is amended by adding a new section 240.80 to  
38 read as follows:

39 § 240.80 Aggravated transportation offense.

40 1. A person is guilty of aggravated transportation offense when such  
41 person commits a specified offense, as defined in subdivision two of  
42 this section, and such person has been convicted of a specified offense  
43 within the preceding five years. For the purposes of this subdivision,  
44 in calculating the five year period, any period of time during which the  
45 defendant was incarcerated for any reason between the time of the  
46 commission of any of such previous offenses and the time of commission  
47 of the present crime shall be excluded and such five year period shall  
48 be extended by a period or periods equal to the time served under such  
49 incarceration.

50 2. A "specified offense" is an offense defined in section 120.00  
51 (assault in the third degree); section 120.05 (assault in the second  
52 degree); section 120.10 (assault in the first degree); section 120.13

1 (menacing in the first degree); section 120.14 (menacing in the second  
2 degree); section 120.15 (menacing in the third degree); section 120.20  
3 (reckless endangerment in the second degree); section 120.25 (reckless  
4 endangerment in the first degree); section 120.45 (stalking in the  
5 fourth degree); section 120.50 (stalking in the third degree); section  
6 120.55 (stalking in the second degree); section 120.60 (stalking in the  
7 first degree); section 121.11 (criminal obstruction of breathing or  
8 blood circulation); section 121.12 (strangulation in the second degree);  
9 section 121.13 (strangulation in the first degree); subdivision one of  
10 section 125.15 (manslaughter in the second degree); subdivision one, two  
11 or four of section 125.20 (manslaughter in the first degree); section  
12 125.25 (murder in the second degree); section 130.20 (sexual miscon-  
13 duct); section 130.30 (rape in the second degree); section 130.35 (rape  
14 in the first degree); former section 130.40 (criminal sexual act in the  
15 third degree); former section 130.45 (criminal sexual act in the second  
16 degree); former section 130.50 (criminal sexual act in the first  
17 degree); section 130.52 (forcible touching); section 130.53 (persistent  
18 sexual abuse); section 130.55 (sexual abuse in the third degree);  
19 section 130.60 (sexual abuse in the second degree); section 130.65  
20 (sexual abuse in the first degree); section 130.66 (aggravated sexual  
21 abuse in the third degree); section 130.67 (aggravated sexual abuse in  
22 the second degree); section 130.70 (aggravated sexual abuse in the first  
23 degree); section 130.91 (sexually motivated felony); section 130.95  
24 (predatory sexual assault); section 130.96 (predatory sexual assault  
25 against a child); section 135.05 (unlawful imprisonment in the second  
26 degree); section 135.10 (unlawful imprisonment in the first degree);  
27 section 135.60 (coercion in the third degree); section 135.61 (coercion  
28 in the second degree); section 135.65 (coercion in the first degree);  
29 section 140.20 (burglary in the third degree); section 140.25 (burglary  
30 in the second degree); section 140.30 (burglary in the first degree);  
31 section 145.00 (criminal mischief in the fourth degree); section 145.05  
32 (criminal mischief in the third degree); section 145.10 (criminal  
33 mischief in the second degree); section 145.12 (criminal mischief in the  
34 first degree); section 145.14 (criminal tampering in the third degree);  
35 section 215.50 (criminal contempt in the second degree); section 215.51  
36 (criminal contempt in the first degree); section 215.52 (aggravated  
37 criminal contempt); section 240.25 (harassment in the first degree);  
38 subdivision one, two or four of section 240.30 (aggravated harassment in  
39 the second degree); section 245.00 (public lewdness); section 245.01  
40 (exposure of a person); section 245.02 (promoting exposure of a person);  
41 section 245.03 (public lewdness in the first degree); section 245.05  
42 (offensive exhibition); section 245.11 (public display of offensive  
43 sexual material); section 245.15 (unlawful dissemination or publication  
44 of an intimate image); section 250.45 (unlawful surveillance in the  
45 second degree); section 250.50 (unlawful surveillance in the first  
46 degree); aggravated transportation offense as defined in this section or  
47 any attempt or conspiracy to commit any of the foregoing offenses where  
48 the offense was committed in or adjacent to any facility or conveyance  
49 of the metropolitan transportation authority or a subsidiary thereof or  
50 the New York city transit authority or a subsidiary thereof.

51 3. The person against whom the current specified offense is committed  
52 may be different from the person against whom the previous specified  
53 offense was committed.

54 Aggravated transportation offense is a class C felony.

55 § 2. This act shall take effect on the thirtieth day after it shall  
56 have become a law.



1

## PART Q

2 Section 1. Section 5 of chapter 396 of the laws of 2010 amending the  
3 alcoholic beverage control law relating to liquidator's permits and  
4 temporary retail permits, as amended by section 1 of part K of chapter  
5 55 of the laws of 2024, is amended to read as follows:

6 § 5. This act shall take effect on the sixtieth day after it shall  
7 have become a law, provided that paragraph (b) of subdivision 1 of  
8 section 97-a of the alcoholic beverage control law as added by section  
9 two of this act shall expire and be deemed repealed October 12, [2025]  
10 2026.

11 § 2. This act shall take effect immediately.

12

## PART R

13 Section 1. Subdivision 1 of section 2799-gg of the public authorities  
14 law, as amended by section 1 of part TT of chapter 56 of the laws of  
15 2024, is amended to read as follows:

16 1. The authority shall have the power and is hereby authorized from  
17 time to time to issue bonds, in conformity with applicable provisions of  
18 the uniform commercial code, in such principal amounts as it may deter-  
19 mine to be necessary pursuant to section twenty-seven hundred ninety-  
20 nine-ff of this title to pay the cost of any project and to fund  
21 reserves to secure such bonds, including incidental expenses in  
22 connection therewith.

23 The aggregate principal amount of such bonds, notes or other obli-  
24 gations outstanding shall not exceed, beginning July first, two thousand  
25 twenty-four, twenty-one billion five hundred million dollars  
26 (\$21,500,000,000) and beginning July first, two thousand twenty-five,  
27 [twenty-seven] thirty billion five hundred million dollars  
28 [(\$27,500,000,000)] (\$30,500,000,000), excluding bonds, notes or other  
29 obligations issued pursuant to sections twenty-seven hundred ninety-  
30 nine-ss and twenty-seven hundred ninety-nine-tt of this title; provided,  
31 however, that upon any refunding or repayment of bonds (which term shall  
32 not, for this purpose, include bond anticipation notes), the total  
33 aggregate principal amount of outstanding bonds, notes or other obli-  
34 gations may be greater than, beginning July first, two thousand twenty-  
35 four, twenty-one billion five hundred million dollars (\$21,500,000,000),  
36 and beginning July first, two thousand twenty-five, [twenty-seven] thir-  
37 ty billion five hundred million dollars [(\$27,500,000,000)]  
38 (\$30,500,000,000), only if the refunding or repayment bonds, notes or  
39 other obligations were issued in accordance with the provisions of  
40 subparagraph (a) of subdivision two of paragraph b of section 90.10 of  
41 the local finance law, as amended from time to time. Notwithstanding the  
42 foregoing, bonds, notes or other obligations issued by the authority may  
43 be outstanding in an amount greater than the amount permitted by the  
44 preceding sentence, provided that such additional amount at issuance,  
45 together with the amount of indebtedness contracted by the city of New  
46 York, shall not exceed the limit prescribed by section 104.00 of the  
47 local finance law. The authority shall have the power from time to time  
48 to refund any bonds of the authority by the issuance of new bonds wheth-  
49 er the bonds to be refunded have or have not matured, and may issue  
50 bonds partly to refund bonds of the authority then outstanding and part-  
51 ly to pay the cost of any project pursuant to section twenty-seven  
52 hundred ninety-nine-ff of this title. Bonds issued by the authority  
53 shall be payable solely out of particular revenues or other moneys of

1 the authority as may be designated in the proceedings of the authority  
2 under which the bonds shall be authorized to be issued, subject to any  
3 agreements entered into between the authority and the city, and subject  
4 to any agreements with the holders of outstanding bonds pledging any  
5 particular revenues or moneys.

6 § 2. This act shall take effect immediately and shall be deemed to  
7 have been in full force and effect on and after April 1, 2025.

8 PART S

9 Section 1. Subdivision 3 of section 489-cccccc of the real property  
10 tax law is amended by adding a new paragraph (e) to read as follows:

11 (e) Parking facility. No benefits shall be granted pursuant to this  
12 title for construction work on real property where any portion of such  
13 property is to be used as a parking facility. For the purposes of this  
14 title, "parking facility" means any real property or portion thereof in  
15 a city on which exists a facility operated in a manner that requires a  
16 license for the operation of a garage or parking lot issued by the  
17 consumer and worker protection agency of such city.

18 § 2. Paragraph (a) of subdivision 1 of section 489-ddddddd of the real  
19 property tax law, as amended by chapter 332 of the laws of 2024, is  
20 amended to read as follows:

21 (a) Application for benefits pursuant to this title may be made imme-  
22 diately following the effective date of a local law enacted pursuant to  
23 this title and continuing until March first, two thousand thirty or,  
24 with respect to an application for benefits for property defined as a  
25 peaking unit authorized pursuant to paragraph (b-1) of subdivision three  
26 of section four hundred eighty-nine-bbbbbbb of this title, until March  
27 first, two thousand twenty-nine.

28 § 3. Subdivision 3 of section 489-ddddddd of the real property tax law,  
29 as amended by chapter 332 of the laws of 2024, is amended to read as  
30 follows:

31 3. (a) No benefits authorized pursuant to this title shall be granted  
32 for construction work performed pursuant to a building permit issued  
33 after April first, two thousand thirty, except that for property defined  
34 as a peaking unit, no benefits authorized pursuant to paragraph (b-1) of  
35 subdivision three of section four hundred eighty-nine-bbbbbbb of this  
36 title shall be granted for construction work performed pursuant to a  
37 building permit issued after April first, two thousand twenty-nine.

38 (b) If no building permit was required, then no benefits authorized  
39 pursuant to this title shall be granted for construction work that is  
40 commenced after April first, two thousand thirty, except that for prop-  
41 erty defined as a peaking unit, no benefits authorized pursuant to para-  
42 graph (b-1) of subdivision three of section four hundred eighty-nine-  
43 bbbbbbb of this title shall be granted for construction work that is  
44 commenced after April first, two thousand twenty-nine.

45 § 4. Subdivision 2 of section 489-ggggggg of the real property tax law  
46 is amended by adding a new paragraph (a-1) to read as follows:

47 (a-1) Notwithstanding any provision of law to the contrary, beginning  
48 January first, two thousand twenty-six, Governor's Island shall be  
49 designated a special commercial abatement area for the purposes of this  
50 title, provided that such designation may be modified in whole or in  
51 part in accordance with the procedures set forth in this subdivision.

52 § 5. Paragraph (e) of subdivision 2 of section 489-ggggggg of the real  
53 property tax law, as added by chapter 119 of the laws of 2008, is  
54 amended to read as follows:

1 (e) In the city of New York, the commission may designate any area  
2 other than the area lying south of the center line of 96th Street in the  
3 borough of Manhattan not including Governor's Island, to be a special  
4 commercial abatement area if it determines that market conditions in the  
5 area are such that the availability of a special abatement is required  
6 in order to encourage commercial construction work in such area. In  
7 making such determination, the commission shall consider, among other  
8 factors, the existence in such area of a special need for commercial and  
9 job development, high unemployment, economic distress or unusually large  
10 numbers of vacant, underutilized, unsuitable or substandard structures,  
11 or other substandard, unsanitary, deteriorated or deteriorating condi-  
12 tions, with or without tangible blight; provided that, however, in  
13 making such determination with respect to Governor's Island, the commis-  
14 sion shall consider, among other factors, the density of existing devel-  
15 opments and the nature and purpose of planned developments on Governor's  
16 Island, and the development of emerging industries in the city.

17 § 6. Paragraph (c) of subdivision 3 of section 489-gggggg of the real  
18 property tax law, as added by chapter 119 of the laws of 2008, is  
19 amended to read as follows:

20 (c) the area in the borough of Manhattan south of the center line of  
21 59th street, other than: (i) the areas designated renovation areas by  
22 paragraphs (a) and (b) of this subdivision, or (ii) as of January first,  
23 two thousand twenty-six, Governor's Island.

24 § 7. Subdivision 4 of section 489-gggggg of the real property tax law,  
25 as added by chapter 119 of the laws of 2008, is amended to read as  
26 follows:

27 4. Commercial exclusion area. Except as provided in paragraph (f) of  
28 subdivision three of section four hundred eighty-nine-bbbbbb of this  
29 title, any area in the borough of Manhattan lying south of the center  
30 line of 96th Street, other than: (a) the areas designated renovation  
31 areas by subdivision three of this section and (b) as of January first,  
32 two thousand twenty-six, Governor's Island, shall be a commercial exclu-  
33 sion area. Commercial construction projects in the commercial exclusion  
34 area shall not be eligible to receive tax abatements pursuant to this  
35 title.

36 § 8. Section 11-268 of the administrative code of the city of New York  
37 is amended by adding two new subdivisions k-1 and o-1 to read as  
38 follows:

39 k-1. "Parking facility" means any real property or portion thereof on  
40 which exists a facility operated in a manner that requires a license for  
41 the operation of a garage or parking lot issued by the department of  
42 consumer and worker protection.

43 o-1. "Self-storage facility" shall mean any real property or a portion  
44 thereof that is designed and used for the purpose of occupying storage  
45 space by occupants who are to have access thereto for the purpose of  
46 storing and removing personal property, pursuant to subdivision one of  
47 section one hundred eighty-two of the lien law.

48 § 9. Subdivision c of section 11-270 of the administrative code of the  
49 city of New York is amended by adding two new paragraphs 4 and 5 to read  
50 as follows:

51 (4) Self-storage facilities. No benefits shall be granted pursuant to  
52 this part for construction work on real property where any portion of  
53 such property is to be used as a self-storage facility.

54 (5) Parking facility. No benefits shall be granted pursuant to this  
55 part for construction work on real property where any portion of such  
56 property is to be used as a parking facility.

1 § 10. Paragraph 1 of subdivision a of section 11-271 of the adminis-  
2 trative code of the city of New York, as amended by chapter 332 of the  
3 laws of 2024, is amended to read as follows:

4 (1) Application for benefits pursuant to this part may be made imme-  
5 diately following the effective date of the local law that added this  
6 section and continuing until March first, two thousand thirty or, with  
7 respect to an application for benefits for property defined as a peaking  
8 unit authorized pursuant to paragraph (2-a) of subdivision c of section  
9 11-269 of this part until March first, two thousand twenty-nine.

10 § 11. Subdivision c of section 11-271 of the administrative code of  
11 the city of New York, as amended by chapter 332 of the laws of 2024, is  
12 amended to read as follows:

13 c. (1) No benefits authorized pursuant to this part shall be granted  
14 for construction work performed pursuant to a building permit issued  
15 after April first, two thousand thirty, except that for property defined  
16 as a peaking unit, no benefits authorized pursuant to paragraph (2-a) of  
17 subdivision c of section 11-269 of this part shall be granted for  
18 construction work performed pursuant to a building permit issued after  
19 April first, two thousand twenty-nine.

20 (2) If no building permit was required, then no benefits authorized  
21 pursuant to this part shall be granted for construction work that is  
22 commenced after April first, two thousand thirty, except that for prop-  
23 erty defined as a peaking unit, no benefits authorized pursuant to para-  
24 graph (2-a) of subdivision c of section 11-269 of this part shall be  
25 granted for construction work that is commenced after April first, two  
26 thousand twenty-nine.

27 § 12. Subdivision b of section 11-274 of the administrative code of  
28 the city of New York is amended by adding a new paragraph 1-a to read as  
29 follows:

30 (1-a) Notwithstanding any provision of law to the contrary, beginning  
31 January first, two thousand twenty-six, Governor's Island shall be  
32 designated a special commercial abatement area for the purposes of this  
33 part, provided that such designation may be modified in whole or in part  
34 in accordance with the procedures set forth in this subdivision.

35 § 13. Paragraph 5 of subdivision b of section 11-274 of the adminis-  
36 trative code of the city of New York, as added by local law number 47 of  
37 the city of New York for the year 2008, is amended to read as follows:

38 (5) The commission may designate any area other than the area lying  
39 south of the center line of 96th Street in the borough of Manhattan not  
40 including Governor's Island, to be a special commercial abatement area  
41 if it determines that market conditions in the area are such that the  
42 availability of a special abatement is required in order to encourage  
43 commercial construction work in such area. In making such determination,  
44 the commission shall consider, among other factors, the existence in  
45 such area of a special need for commercial and job development, high  
46 unemployment, economic distress or unusually large numbers of vacant,  
47 underutilized, unsuitable or substandard structures, or other substand-  
48 ard, unsanitary, deteriorated or deteriorating conditions, with or with-  
49 out tangible blight; provided that, however, in making such determi-  
50 nation with respect to Governor's Island, the temporary commercial  
51 incentive area boundary commission shall only be required to consider,  
52 among other factors, whether such designation continues to be necessary  
53 to adequately promote commercial activity on Governor's Island the  
54 density of existing developments and the nature and purpose of planned  
55 developments on Governor's Island, and the development of emerging  
56 industries in the city.

1 § 14. Paragraph 3 of subdivision c of section 11-274 of the adminis-  
2 trative code of the city of New York, as added by local law number 47 of  
3 the city of New York for the year 2008, is amended to read as follows:

4 (3) the area in the borough of Manhattan south of the center line of  
5 59th street, other than the areas: (i) designated renovation areas by  
6 paragraphs (1) and (2) of this subdivision, or (ii) as of January first,  
7 two thousand twenty-six, Governor's Island.

8 § 15. Subdivision d of section 11-274 of the administrative code of  
9 the city of New York, as added by local law number 47 of the city of New  
10 York for the year 2008, is amended to read as follows:

11 d. Commercial exclusion area. Except as provided in paragraph (6) of  
12 subdivision c of section 11-269 of this part, any area in the borough of  
13 Manhattan lying south of the center line of 96th Street, other than: (1)  
14 the areas designated renovation areas by subdivision c of this section  
15 and (2) as of January first, two thousand twenty-six, Governor's Island,  
16 shall be a commercial exclusion area. Commercial construction projects  
17 in the commercial exclusion area shall not be eligible to receive tax  
18 abatements pursuant to this part.

19 § 16. This act shall take effect immediately, provided that: (i) para-  
20 graph 4 of subdivision c of section 11-270 of the administrative code of  
21 the city of New York, as added by section nine of this act shall be  
22 deemed to have been in full force and effect as of July 1, 2020, and  
23 shall apply to projects for which the first building permit is issued  
24 after July 1, 2020 or if no permit is required, for which construction  
25 commences after July 1, 2020; and (ii) paragraph (e) of subdivision 3 of  
26 section 489-cccccc of the real property tax law, as added by section one  
27 of this act, and paragraph 5 of subdivision c of section 11-270 of the  
28 administrative code of the city of New York, as added by section nine of  
29 this act, shall only apply to a project for which the first building  
30 permit is issued on or after 90 days after this act takes effect, or if  
31 no permit is required, for which construction commences on or after such  
32 date.

33

## PART T

34 Section 1. Subdivision (a) of section 5004 of the civil practice law  
35 and rules, as amended by chapter 831 of the laws of 2021, is amended to  
36 read as follows:

37 (a) [Interest shall be at the rate of nine per centum per annum,  
38 except where otherwise provided by statute; provided] Notwithstanding  
39 any other provision of law or regulation to the contrary, including any  
40 law or regulation that limits the annual rate of interest to be paid on  
41 a judgment or accrued claim, the annual rate of interest to be paid on a  
42 judgment or accrued claim shall be calculated at the one-year United  
43 States treasury bill rate. For purposes of this section, the "one-year  
44 United States treasury bill rate" means the weekly average one-year  
45 constant maturity treasury yield, as published by the board of governors  
46 of the federal reserve system, for the calendar week preceding the date  
47 of the entry of the judgment awarding damages; provided however, that  
48 this section shall not apply to any provision of the tax law which  
49 provides for the annual rate of interest to be paid on a judgment or  
50 accrued claim. Provided, however, the annual rate of interest to be paid  
51 in an action arising out of a consumer debt where a natural person is a  
52 defendant shall be two per centum per annum (i) on a judgment or accrued  
53 claim for judgments entered on or after the effective date of [the]  
54 chapter eight hundred thirty-one of the laws of two thousand twenty-one



1 [which amended this section], and (ii) for interest upon a judgment  
2 pursuant to section five thousand three of this article from the date of  
3 the entry of judgment on any part of a judgment entered before the  
4 effective date of [the] chapter eight hundred thirty-one of the laws of  
5 two thousand twenty-one [which amended this section] that is unpaid as  
6 of such effective date.

7 § 2. Section 16 of the state finance law, as amended by chapter 681 of  
8 the laws of 1982, is amended to read as follows:

9 § 16. Rate of interest on judgments and accrued claims against the  
10 state. The rate of interest to be paid by the state upon any judgment  
11 or accrued claim against the state shall [not exceed nine per centum per  
12 annum] be calculated at the one-year United States treasury bill rate.  
13 For the purposes of this section, the "one-year United States treasury  
14 bill rate" means the weekly average one-year constant maturity treasury  
15 yield, as published by the board of governors of the federal reserve  
16 system, for the calendar week preceding the date of the entry of the  
17 judgment awarding damages. Provided however, that this section shall not  
18 apply to any provision of the tax law which provides for the annual rate  
19 of interest to be paid on a judgment or accrued claim.

20 § 3. This act shall take effect immediately, and shall be deemed to  
21 have been in full force and effect on and after April 1, 2025.

22

## PART U

23 Section 1. Section 167-a of the civil service law, as amended by  
24 section 1 of part I of chapter 55 of the laws of 2012, is amended to  
25 read as follows:

26 § 167-a. Reimbursement for medicare premium charges. 1. Upon exclusion  
27 from the coverage of the health benefit plan of supplementary medical  
28 insurance benefits for which an active or retired employee or a depend-  
29 ent covered by the health benefit plan is or would be eligible under the  
30 federal old-age, survivors and disability insurance program, an amount  
31 equal to the standard medicare premium charge for such supplementary  
32 medical insurance benefits for such active or retired employee and [his  
33 or her] such employee's dependents, if any, shall be paid monthly or at  
34 other intervals to such active or retired employee from the health  
35 insurance fund. There shall be no payment for the income related monthly  
36 adjustment amount incurred on or after January first, two thousand twen-  
37 ty-five to any active or retired employee and such employee's depen-  
38 dents, if any. Where appropriate, such standard medicare premium amount  
39 may be deducted from contributions payable by the employee or retired  
40 employee; or where appropriate in the case of a retired employee receiv-  
41 ing a retirement allowance, such standard medicare premium amount may be  
42 included with payments of [his or her] such employee's retirement allow-  
43 ance. All state employer, employee, retired employee and dependent  
44 contributions to the health insurance fund, including contributions from  
45 public authorities, public benefit corporations or other quasi-public  
46 organizations of the state eligible for participation in the health  
47 benefit plan as authorized by subdivision two of section one hundred  
48 sixty-three of this article, shall be adjusted as necessary to cover the  
49 cost of reimbursing federal old-age, survivors and disability insurance  
50 program premium charges under this section. This cost shall be included  
51 in the calculation of premium or subscription charges for health cover-  
52 age provided to employees and retired employees of the state, public  
53 authorities, public benefit corporations or other quasi-public organiza-  
54 tions of the state; provided, however, the state, public authorities,



1 public benefit corporations or other quasi-public organizations of the  
2 state shall remain obligated to pay no less than its share of such  
3 increased cost consistent with its share of premium or subscription  
4 charges provided for by this article. All other employer contributions  
5 to the health insurance fund shall be adjusted as necessary to provide  
6 for such payments.

7 2. (a) On December first, two thousand twenty-six, the department  
8 shall provide a premium refund to eligible state retirees. For the  
9 purposes of this section, "eligible state retirees" shall be defined as  
10 retirees who retired:

11 (i) on or after January first, nineteen hundred eighty-three but prior  
12 to January first, two thousand twelve; and

13 (ii) on or after January first, two thousand twelve from a title allo-  
14 cated or equated to salary grade nine or below. The amount of the annual  
15 premium refund shall be fifty per centum of the amount reimbursed by the  
16 department to enrollees for income related monthly adjustment amounts  
17 for supplementary medical insurance for calendar year two thousand twen-  
18 ty-four divided by the number of eligible state retirees.

19 (b) On December first, two thousand twenty-seven and December first of  
20 each year thereafter, the department shall provide an annual premium  
21 refund to eligible state retirees. The amount of the refund shall be the  
22 premium refund provided in the prior year increased by the rate of  
23 change for the most recent twelve-month period ending in September of  
24 that year in the consumer price index for all urban consumers on a  
25 national and seasonally unadjusted basis (CPI-U), or a successor index  
26 as calculated by the United States department of labor.

27 § 2. This act shall take effect immediately and shall apply on January  
28 1, 2025 for the income related monthly adjustment amount incurred on or  
29 after January 1, 2025.

30

## PART V

31 Section 1. Paragraph (b) of subdivision 5 of section 50 of the civil  
32 service law, as amended by section 1 of part EE of chapter 55 of the  
33 laws of 2023, is amended to read as follows:

34 (b) Notwithstanding the provisions of paragraph (a) of this subdivi-  
35 sion, the state civil service department, subject to the approval of the  
36 director of the budget, a municipal commission, subject to the approval  
37 of the governing board or body of the city or county, as the case may  
38 be, or a regional commission or personnel officer, pursuant to govern-  
39 mental agreement, may elect to waive application fees, or to abolish  
40 fees for specific classes of positions or types of examinations or  
41 candidates, or to establish a uniform schedule of reasonable fees  
42 different from those prescribed in paragraph (a) of this subdivision,  
43 specifying in such schedule the classes of positions or types of exam-  
44 inations or candidates to which such fees shall apply; provided, howev-  
45 er, that fees shall be waived for candidates who certify to the state  
46 civil service department, a municipal commission or a regional commis-  
47 sion that they are unemployed and primarily responsible for the support  
48 of a household, or are receiving public assistance. Provided further,  
49 the state civil service department shall waive the state application fee  
50 for examinations for original appointment for all veterans. Provided  
51 further, the state civil service department shall, and a municipal  
52 commission may, subject to the approval of the governing board or body  
53 of the city or county, as the case may be, or a regional commission or  
54 personnel officer, pursuant to governmental agreement, waive application

1 fees for all examinations held between July first, two thousand twenty-  
2 three and [December thirty-first, two thousand twenty-five] June thirti-  
3 eth, two thousand twenty-six. Notwithstanding any other provision of  
4 law, for purposes of this section, the term "veteran" shall mean a  
5 person who has served in the armed forces of the United States or the  
6 reserves thereof, or in the army national guard, air national guard, New  
7 York guard, or the New York naval militia, and who (1) has been honor-  
8 ably discharged or released from such service under honorable condi-  
9 tions, or (2) has a qualifying condition, as defined in section one of  
10 the veterans' services law, and has received a discharge other than bad  
11 conduct or dishonorable from such service, or (3) is a discharged LGBT  
12 veteran, as defined in section one of the veterans' services law, and  
13 has received a discharge other than bad conduct or dishonorable from  
14 such service. The term "armed forces" shall mean the army, navy, air  
15 force, marine corps, and coast guard.

16 § 2. Section 2 of part EE of chapter 55 of the laws of 2023, amending  
17 the civil service law relating to waiving state civil service examina-  
18 tion fees between July 1, 2023 and December 31, 2025, is amended to read  
19 as follows:

20 § 2. This act shall take effect immediately and shall expire and be  
21 deemed repealed on [December 31, 2025] June 30, 2026; provided that this  
22 act shall be deemed to have been in full force and effect on and after  
23 April 1, 2023.

24 § 3. This act shall take effect immediately; provided, however, that  
25 the amendments to paragraph (b) of subdivision 5 of section 50 of the  
26 civil service law made by section one of this act shall not affect the  
27 expiration of such subdivision and shall expire and be deemed repealed  
28 therewith.

29

## PART W

30 Section 1. Subdivision 2 section 200 of the state finance law, as  
31 amended by section 1 of part Q of chapter 55 of the laws of 2024, is  
32 amended to read as follows:

33 2. Notwithstanding the provisions of subdivision one of this section,  
34 where the state and an employee organization representing state officers  
35 and employees who are in positions which are in collective negotiating  
36 units established pursuant to article fourteen of the civil service law  
37 enter into an agreement providing for an alternative procedure for the  
38 payment of salaries to such employees or where the director of employee  
39 relations shall authorize an alternative procedure for the payment of  
40 salaries to state officers or employees in the executive branch who are  
41 in positions which are not in collective negotiating units, such alter-  
42 native procedure shall be implemented in lieu of the procedure specified  
43 in subdivision one of this section. [Notwithstanding any other provision  
44 of law to the contrary, where the state and an employee organization  
45 representing officers and employees in the executive branch who are in  
46 positions which are in collective negotiating units established pursuant  
47 to article fourteen of the civil service law enter into an agreement, or  
48 where the director of employee relations shall authorize for officers  
49 and employees in the executive branch who are in positions which are not  
50 in collective negotiating units, the alternate procedure specified here-  
51 in shall be terminated for officers and employees hired on or after July  
52 first, two thousand twenty-five. The alternate procedure specified here-  
53 in shall also be terminated for: (i) nonjudicial officers and employees  
54 of the unified court system hired on or after July first, two thousand





1 twenty-five, if the chief administrator of the courts so elects; (ii)  
2 employees of the senate hired on or after July first, two thousand twen-  
3 ty-five, if the temporary president of the senate so elects; (iii)  
4 employees of the assembly hired on or after July first, two thousand  
5 twenty-five, if the speaker of the assembly so elects; and (iv) employ-  
6 ees of joint legislative employers hired on or after July first, two  
7 thousand twenty-five, if the temporary president of the senate and the  
8 speaker of the assembly mutually so elect for all such joint legislative  
9 employers. Any election made pursuant to paragraph (i), (ii), (iii), or  
10 (iv) of this subdivision shall be in writing and filed with the state  
11 comptroller not later than thirty days after the enactment of this  
12 legislation.]

13 § 2. The state finance law is amended by adding a new section 210 to  
14 read as follows:

15 § 210. Optional payment election. Notwithstanding any other provision  
16 of law to the contrary, where the state and an employee organization  
17 representing officers and employees in the executive branch who are in  
18 positions which are in collective negotiating units established pursuant  
19 to article fourteen of the civil service law enter into an agreement, or  
20 where the director of employee relations shall authorize for officers  
21 and employees in the executive branch who are in positions which are not  
22 in collective negotiating units, new employees hired on or after July  
23 first, two thousand twenty-six, may elect to receive an optional  
24 payment, which shall be in an amount determined by such agreement or for  
25 officers and employees in the executive branch who are in positions  
26 which are not in collective negotiating units, at a rate to be deter-  
27 mined by the director of the division of the budget. Such payment shall  
28 not be considered basic annual salary and shall not be included as  
29 compensation for retirement purposes. Such payment shall be recovered to  
30 the state within the first fourteen pay periods after such payment. The  
31 payment specified herein shall also be implemented for: (a)  
32 nonjudicial officers and employees of the unified court system hired on  
33 or after July first, two thousand twenty-six, if the chief adminis-  
34 trator of the courts so elects; (b) employees of the senate hired on or  
35 after July first, two thousand twenty-six, if the temporary presi-  
36 dent of the senate so elects; (c) employees of the assembly hired on  
37 or after July first, two thousand twenty-six, if the speaker of the  
38 assembly so elects; and (d) employees of joint legislative employ-  
39 ers hired on or after July first, two thousand twenty-six, if the  
40 temporary president of the senate and the speaker of the assembly mutu-  
41 ally so elect for all such joint legislative employers. Any election  
42 made pursuant to subdivision (a), (b), (c), or (d) of this section shall  
43 be in writing and filed with the state comptroller no later than Septem-  
44 ber thirtieth, two thousand twenty-five.

45 § 3. This act shall take effect July 1, 2025; provided however, that  
46 section one of this act shall take effect on the same date and in the  
47 same manner as section one of part Q of chapter 55 of the laws of 2024,  
48 takes effect.

49

## PART X

50 Section 1. The state technology law is amended by adding a new section  
51 103-e to read as follows:

52 § 103-e. Cybersecurity awareness training. 1. (a) Employees of the  
53 state who use technology as a part of their official job duties shall  
54 take annual cybersecurity awareness training beginning January first,

1 two thousand twenty-six. Employees of the state shall be required to  
2 complete the training provided by the office.

3 (b) For purposes of this section, "employees of the state" shall  
4 include employees of all state agencies and all public benefit corpo-  
5 rations, the heads of which are appointed by the governor.

6 2. Employees of a county, a city, a town, or a village who use tech-  
7 nology as a part of their official job duties shall take annual cyberse-  
8 curity awareness training beginning January first, two thousand twenty-  
9 six. The office shall make a cybersecurity training available for use by  
10 a county, a city, a town, or a village at no charge, but such training  
11 shall not be the exclusive means for meeting the requirements of this  
12 section.

13 § 2. This act shall take effect immediately.

14 PART Y

15 Section 1. Section 2 of part F of chapter 60 of the laws of 2015,  
16 constituting the infrastructure investment act, subdivision (a) as  
17 amended and subdivision (g) as added by section 1 of part AA of chapter  
18 58 the laws of 2022, is amended to read as follows:

19 § 2. For the purposes of this act: (a) (i) "authorized state entity"  
20 shall mean the New York state thruway authority, the department of  
21 transportation, the office of parks, recreation and historic preserva-  
22 tion, the department of environmental conservation, the New York state  
23 bridge authority, the office of general services, the dormitory authori-  
24 ty, the urban development corporation, the state university construction  
25 fund, the state university of New York as defined in subdivision 3 of  
26 section 352 of the education law, the city university construction fund,  
27 the New York state Olympic regional development authority and the  
28 battery park city authority.

29 (ii) Notwithstanding the provisions of subdivision 26 of section 1678  
30 of the public authorities law, section 8 of the public buildings law,  
31 sections 8 and 9 of section 1 of chapter 359 of the laws of 1968 as  
32 amended, section 103 of the general municipal law, and the provisions of  
33 any other law to the contrary, the term "authorized state entity" shall  
34 also refer to only those agencies or authorities identified below solely  
35 in connection with the following authorized projects, provided that such  
36 an authorized state entity may utilize the alternative delivery [method]  
37 methods referred to as design-build contracts or construction manager as  
38 constructor contracts solely in connection with the following authorized  
39 projects should the total cost of each such project not be less than  
40 five million dollars(\$5,000,000):

41 Authorized Projects	Authorized State Entity
42 1. Frontier Town	Urban Development Corporation
43 2. Life Sciences Laboratory	Dormitory Authority & Urban 44 Development Corporation
45 3. Whiteface Transformative Projects	New York State Olympic Regional 46 Development Authority
47 4. Gore Transformative Projects	New York State Olympic Regional 48 Development Authority
49 5. Belleayre Transformative Projects	New York State Olympic Regional

1		Development Authority
2	6. Mt. Van Hoevenberg Transformative	New York State Olympic Regional
3	Projects	Development Authority
4	7. Olympic Training Center	New York State Olympic Regional
5		Development Authority
6	8. Olympic Arena and Convention	New York State Olympic Regional
7	Center Complex	Development Authority
8	9. State Fair Revitalization	Office of General
9	Projects	Services
10	10. State Police Forensic	Office of General
11	Laboratory	Services

12 Notwithstanding any provision of law to the contrary, all rights or  
 13 benefits, including terms and conditions of employment, and protection  
 14 of civil service and collective bargaining status of all existing  
 15 employees of authorized state entities shall be preserved and protected.  
 16 Nothing in this section shall result in the: (1) displacement of any  
 17 currently employed worker or loss of position (including partial  
 18 displacement such as a reduction in the hours of non-overtime work,  
 19 wages, or employment benefits) or result in the impairment of existing  
 20 collective bargaining agreements; (2) transfer of existing duties and  
 21 functions related to maintenance and operations currently performed by  
 22 existing employees of authorized state entities to a contracting entity;  
 23 or (3) transfer of future duties and functions ordinarily performed by  
 24 employees of authorized state entities to the contracting entity. Noth-  
 25 ing contained herein shall be construed to affect (A) the existing  
 26 rights of employees pursuant to an existing collective bargaining agree-  
 27 ment, and (B) the existing representational relationships among employee  
 28 organizations or the bargaining relationships between the employer and  
 29 an employee organization.

30 If otherwise applicable, authorized projects undertaken by the author-  
 31 ized state entities listed above solely in connection with the  
 32 provisions of this act shall be subject to section 135 of the state  
 33 finance law, section 101 of the general municipal law, and section 222  
 34 of the labor law; provided, however, that an authorized state entity may  
 35 fulfill its obligations under section 135 of the state finance law or  
 36 section 101 of the general municipal law by requiring the contractor to  
 37 prepare separate specifications in accordance with section 135 of the  
 38 state finance law or section 101 of the general municipal law, as the  
 39 case may be. Provided further, that authorized projects with a total  
 40 construction cost of not less than twenty-five million dollars  
 41 (\$25,000,000) undertaken by the authorized state entities listed above  
 42 solely in connection with the provisions of this act shall only be  
 43 undertaken pursuant to a project labor agreement in accordance with  
 44 section 222 of the labor law. If a project labor agreement is not  
 45 performed on the authorized project, the authorized state entity shall  
 46 not utilize a design-build or construction manager as constructor  
 47 contract for such project. Prior to utilizing the alternative delivery  
 48 [method] methods referred to as design-build or construction manager as  
 49 constructor contracts for the authorized projects listed in this subpar-  
 50 agraph with a total construction cost of less than twenty-five million  
 51 dollars (\$25,000,000), the authorized state entities listed above shall  
 52 conduct a feasibility study in accordance with section 222 of the labor  
 53 law.

54 (b) "best value" shall mean the basis for awarding contracts for  
 55 services to the offerer that optimize quality, cost and efficiency,

1 price and performance criteria, which may include, but is not limited  
2 to:

- 3 1. The quality of the contractor's performance on previous projects;
- 4 2. The timeliness of the contractor's performance on previous  
5 projects;
- 6 3. The level of customer satisfaction with the contractor's perform-  
7 ance on previous projects;
- 8 4. The contractor's record of performing previous projects on budget  
9 and ability to minimize cost overruns;
- 10 5. The contractor's ability to limit change orders;
- 11 6. The contractor's ability to prepare appropriate project plans;
- 12 7. The contractor's technical capacities;
- 13 8. The individual qualifications of the contractor's key personnel;
- 14 9. The contractor's ability to assess and manage risk and minimize  
15 risk impact; and
- 16 10. The contractor's past record of compliance with article 15-A of  
17 the executive law.

18 Such basis shall reflect, wherever possible, objective and quantifi-  
19 able analysis.

20 (c) "capital project" shall have the same meaning as such term is  
21 defined by subdivision 2-a of section 2 of the state finance law.

22 (d) "construction manager as constructor contract" means a contract  
23 implementing a project delivery method whereby a construction manager:

24 (i) is retained by the owner at the time of the design phase and is  
25 responsible for working collaboratively as part of a team in conjunction  
26 with the owner and owner's separately retained design firm;

27 (ii) is responsible for developing and providing the owner with a  
28 proposed guaranteed maximum price to construct the project in accordance  
29 with the design and pursuant to subdivision (a) of section thirteen of  
30 this part;

31 (iii) during the construction phase, is responsible for the services  
32 of the construction manager and general contractor for agreed upon  
33 compensation as set forth in the construction manager as constructor  
34 contract; and

35 (iv) assumes the responsibility for construction, the period of time  
36 for performance, and the costs exceeding an amount specified in the  
37 construction manager as constructor contract.

38 (e) "cost plus" shall mean compensating a contractor for the cost to  
39 complete a contract by reimbursing actual costs for labor, equipment and  
40 materials plus an additional amount for overhead and profit.

41 [(e)] (f) "design-build contract" shall mean a contract for the design  
42 and construction of a capital project with a single entity, including  
43 progressive design-build, which may be a team comprised of separate  
44 entities.

45 [(f)] (g) "procurement record" means documentation of the decisions  
46 made and the approach taken in the procurement process.

47 [(g)] (h) "project labor agreement" shall have the meaning set forth  
48 in subdivision 1 of section 222 of the labor law. A project labor agree-  
49 ment shall require participation in apprentice training programs.

50 § 2. Section 3 of part F of chapter 60 of the laws of 2015, constitut-  
51 ing the infrastructure investment act, as amended by section 2 of part  
52 AA of chapter 58 of the laws of 2022, is amended to read as follows:

53 § 3. Notwithstanding the provisions of section 38 of the highway law,  
54 [section] sections 136-a and 163 of the state finance law, sections 359,  
55 1678, 1680 and 1680-a of the public authorities law, sections 376,  
56 407-a, 6281 and 7210 of the education law, sections 8 and 9 of the

1 public buildings law, section 103 of the general municipal law, and the  
2 provisions of any other law to the contrary, and in conformity with the  
3 requirements of this act, an authorized state entity may utilize the  
4 alternative delivery [method] methods referred to as design-build or  
5 construction manager as constructor contracts, in consultation with  
6 relevant local labor organizations and construction industry, unless  
7 otherwise provided below, for capital projects located in the state  
8 related to physical infrastructure, including, but not limited to, high-  
9 ways, bridges, buildings and appurtenant structures, dams, flood control  
10 projects, canals, and parks, including, but not limited to, to repair  
11 damage caused by natural disaster, to correct health and safety defects,  
12 to comply with federal and state laws, standards, and regulations, to  
13 extend the useful life of or replace highways, bridges, buildings and  
14 appurtenant structures, dams, flood control projects, canals, and parks  
15 or to improve or add to highways, bridges, buildings and appurtenant  
16 structures, dams, flood control projects, canals, and parks; provided  
17 that for the contracts executed by the department of transportation, the  
18 office of parks, recreation and historic preservation, or the department  
19 of environmental conservation, the total cost of each such project shall  
20 not be less than ten million dollars (\$10,000,000). Provided further  
21 that authorized state entities may only utilize the alternative delivery  
22 [method] methods referred to as design-build or construction manager as  
23 constructor contracts on projects with a total construction cost of not  
24 less than twenty-five million dollars (\$25,000,000) if undertaken pursu-  
25 ant to a project labor agreement in accordance with section 222 of the  
26 labor law. If a project labor agreement is not performed on [the] such  
27 project, the authorized state entity shall not utilize a design-build or  
28 construction manager as constructor contract for such project. The use  
29 of a project labor agreement on a federal aid project shall not be  
30 required where the federal government prohibits or disapproves of the  
31 use of a project labor agreement on such a federal aided project. Prior  
32 to utilizing the alternative delivery [method] methods referred to as  
33 design-build or construction manager as constructor contracts for  
34 projects with a total construction cost of less than twenty-five million  
35 dollars (\$25,000,000), authorized state entities shall conduct a feasi-  
36 bility study in accordance with section 222 of the labor law.

37 § 3. Section 4 of part F of chapter 60 of the laws of 2015, constitut-  
38 ing the infrastructure investment act, as amended by section 4 of part  
39 RRR of chapter 59 of the laws of 2017, the opening paragraph and subdi-  
40 vision (a) as amended by section 2 of part DD of chapter 58 of the laws  
41 of 2020, is amended to read as follows:

42 § 4. An entity selected by an authorized state entity to enter into a  
43 design-build or construction manager as constructor contract shall be  
44 selected through a one or two-step method, as follows:

45 (a) Step one. Generation of a list of entities that have demonstrated  
46 the general capability to perform the design-build or construction  
47 manager as constructor contract. Such list shall consist of a specified  
48 number of entities, as determined by an authorized state entity, and  
49 shall be generated based upon the authorized state entity's review of  
50 responses to a publicly advertised request for qualifications. The  
51 authorized state entity's request for qualifications shall include a  
52 general description of the project, the maximum number of entities to be  
53 included on the list, the selection criteria to be used and the relative  
54 weight of each criteria in generating the list. Such selection criteria  
55 shall include the qualifications and experience, as applicable, of the  
56 construction management, design [and] and/or construction [team] teams,

1 organization, demonstrated responsibility, ability of the team or of a  
2 member or members of the team to comply with applicable requirements,  
3 including the provisions of articles 145, 147 and 148 of the education  
4 law, past record of compliance with the labor law, and such other quali-  
5 fications the authorized state entity deems appropriate which may  
6 include but are not limited to project understanding, financial capabil-  
7 ity and record of past performance. The authorized state entity shall  
8 evaluate and rate all entities responding to the request for qualifica-  
9 tions. Based upon such ratings, the authorized state entity shall list  
10 the entities that shall receive a request for proposals in accordance  
11 with subdivision (b) of this section. To the extent consistent with  
12 applicable federal law, the authorized state entity shall consider, when  
13 awarding any contract pursuant to this section, the participation of:  
14 (i) firms certified pursuant to article 15-A of the executive law as  
15 minority or women-owned businesses and the ability of other businesses  
16 under consideration to work with minority and women-owned businesses so  
17 as to promote and assist participation by such businesses; [and] (ii)  
18 small business concerns identified pursuant to subdivision (b) of  
19 section 139-g of the state finance law and (iii) firms certified pursu-  
20 ant to article 17-B of the executive law as service-disabled veteran-  
21 owned businesses and the ability of other businesses under consideration  
22 to work with service-disabled veteran-owned businesses so as to promote  
23 and assist participation by such businesses.

24 (b) Step two. Selection of the proposal which is the best value to the  
25 authorized state entity. The authorized state entity shall issue a  
26 request for proposals to the entities listed pursuant to subdivision (a)  
27 of this section. If such an entity consists of a team of separate enti-  
28 ties, the entities that comprise such a team must remain unchanged from  
29 the entity as listed pursuant to subdivision (a) of this section unless  
30 otherwise approved by the authorized state entity. The request for  
31 proposals shall set forth the project's scope of work, and other  
32 requirements, as determined by the authorized state entity. The request  
33 for proposals shall specify the criteria to be used to evaluate the  
34 responses and the relative weight of each such criteria. Such criteria  
35 shall include, as applicable, the proposal's cost, the quality of the  
36 proposal's solution, the qualifications and experience of the design-  
37 build or construction manager as constructor entity, and other factors  
38 deemed pertinent by the authorized state entity, which may include, but  
39 shall not be limited to, the proposal's project implementation, ability  
40 to complete the work in a timely and satisfactory manner, maintenance  
41 costs of the completed project, maintenance of traffic approach, and  
42 community impact. Any contract awarded pursuant to this act shall be  
43 awarded to a responsive and responsible entity that submits the  
44 proposal, which, in consideration of these and other specified criteria  
45 deemed pertinent to the project, offers the best value to the authorized  
46 state entity, as determined by the authorized state entity. The request  
47 for proposals shall include a statement that entities shall designate in  
48 writing those portions of the proposal that contain trade secrets or  
49 other proprietary information that are to remain confidential; that the  
50 material designated as confidential shall be readily separable from the  
51 entity's proposal. Nothing herein shall be construed to prohibit the  
52 authorized entity from negotiating final contract terms and conditions  
53 including cost. All proposals submitted shall be scored according to the  
54 criteria listed in the request for proposals and such final scores shall  
55 be published on the authorized state entity's website.

1 § 4. Section 11 of part F of chapter 60 of the laws of 2015, consti-  
2 tuting the infrastructure investment act, is amended to read as follows:

3 § 11. The submission of a proposal or responses or the execution of a  
4 design-build or construction manager as constructor contract pursuant to  
5 this act shall not be construed to be a violation of section 6512 of the  
6 education law.

7 § 5. Subdivision (a) of section 13 of part F of chapter 60 of the laws  
8 of 2015, constituting the infrastructure investment act, as amended by  
9 section 11 of part RRR of chapter 59 of the laws of 2017 and paragraph 3  
10 as amended by section 4 of part DD of chapter 58 of the laws of 2020, is  
11 amended to read as follows:

12 (a) Notwithstanding the provisions of any other law to the contrary,  
13 the authorized state entity may award a [construction] contract[:

14 1. To] to the design-build contractor or construction manager as  
15 constructor contractor [offering]:

16 1. Offering the best value; or

17 2. Utilizing a cost-plus not to exceed guaranteed maximum price form  
18 of contract in which the authorized state entity shall be entitled to  
19 monitor and audit all project costs. In establishing the schedule and  
20 process for determining a guaranteed maximum price, the contract between  
21 the authorized state entity and the design-build contractor or  
22 construction manager as constructor contractor shall:

23 (i) describe the scope of the work and the cost of performing such  
24 work;

25 (ii) include a detailed line item cost breakdown;

26 (iii) include a list of all drawings, specifications and other infor-  
27 mation on which the guaranteed maximum price is based;

28 (iv) include the dates for substantial and final completion on which  
29 the guaranteed maximum price is based; and

30 (v) include a schedule of unit prices; or

31 3. [(i)] Utilizing a lump sum contract in which the design-build  
32 contractor or construction manager as constructor contractor agrees to  
33 accept a set dollar amount for a contract which comprises a single bid  
34 without providing a cost breakdown for all costs such as for equipment,  
35 labor, materials, as well as such contractor's profit for completing all  
36 items of work comprising the project, which lump sum price may be nego-  
37 tiated and established by the authorized state entity based on a  
38 proposed guaranteed maximum price[.]; or

39 [(ii) The design-build contract may include] 4. utilizing a contract  
40 that includes both lump sum elements and cost-plus not to exceed guaran-  
41 teed maximum price elements [and], which contract may also provide for  
42 professional services on a fee-for-service basis.

43 § 6. Section 14 of part F of chapter 60 of the laws of 2015, consti-  
44 tuting the infrastructure investment act, is amended to read as follows:

45 § 14. Prequalified contractors. (a) Notwithstanding any other  
46 provision of law, the authorized state entity [may maintain a list of  
47 prequalified contractors who are eligible to submit a proposal pursuant  
48 to this act and entry into such list shall be continuously available]  
49 when awarding any contract for public work may establish guidelines  
50 governing the qualifications of contractors seeking to bid, propose or  
51 enter into such contract. Prospective contractors may be prequalified as  
52 contractors to provide particular types of construction, in accordance  
53 with general criteria established by the authorized state entity which  
54 may include, but shall not be limited to, the experience, past perform-  
55 ance, ability to undertake the type and complexity of work, financial  
56 capability, responsibility, compliance with equal employment opportunity

1 requirements and anti-discrimination laws, and reliability. Such  
2 prequalification may be by categories designed by size, value,  
3 geography, and other factors. If the authorized state entity maintains  
4 an appropriate list of qualified contractors, the contract shall be  
5 awarded consistent with guidelines established by the authorized state  
6 entity.

7 (b) The authorized state entity shall, not less than annually, publish  
8 in a newspaper of general circulation or post in the New York State  
9 Contract Reporter an advertisement requesting prospective contractors to  
10 submit qualification statements. Lists of pre-qualified contractors may  
11 be established on a project-specific basis. Pre-qualified lists shall  
12 include all contractors that qualify; provided, however, that any such  
13 list shall have no less than five bidders. A contractor who is denied  
14 prequalification or whose prequalification is revoked or suspended by  
15 the authorized state entity may appeal such decision to the authorized  
16 state entity. If such a suspension extends for more than three months,  
17 it shall be deemed a revocation of the prequalification. The authorized  
18 state entity may proceed with the contract award during any appeal.

19 § 7. Section 15-b of part F of chapter 60 of the laws of 2015, consti-  
20 tuting the infrastructure investment act, as added by section 5 of part  
21 DD of chapter 58 of the laws of 2020, is amended to read as follows:

22 § 15-b. Public employees as defined by paragraph (a) of subdivision 7  
23 of section 201 of the civil service law and who are employed by author-  
24 ized entities as defined in paragraph (i) of subdivision (a) of section  
25 two of this act shall examine and review certifications provided by  
26 contractors for conformance with material source testing, certifications  
27 testing, surveying, monitoring of environmental compliance, independent  
28 quality control testing and inspection and quality assurance audits.  
29 Performance by authorized entities of any review described in this  
30 subdivision shall not be construed to modify or limit contractors' obli-  
31 gations to perform work in strict accordance with the applicable  
32 design-build or construction manager as constructor contracts or the  
33 contractors' or any subcontractors' obligations or liabilities under any  
34 law.

35 § 8. Section 16 of part F of chapter 60 of the laws of 2015, consti-  
36 tuting the infrastructure investment act, as amended by section 6 of  
37 part DD of chapter 58 of the laws of 2020, is amended to read as  
38 follows:

39 § 16. A report shall be submitted on or no later than June 30, 2021  
40 and annually thereafter, to the governor, the temporary president of the  
41 senate and the speaker of the assembly by the New York state office of  
42 general services on behalf of authorized entities defined in paragraph  
43 (i) of subdivision (a) of section two of this act containing information  
44 on each authorized state entity that has entered into a design-build or  
45 construction manager as constructor contract pursuant to this act, which  
46 shall include, but not be limited to, a description of each such  
47 design-build or construction manager as constructor contract, informa-  
48 tion regarding the procurement process for each such design-build or  
49 construction manager as constructor project, including the list of qual-  
50 ified bidders, the total cost of each design-build or construction  
51 manager as constructor project, an explanation of the estimated cost and  
52 schedule savings of each project, an explanation of how the savings were  
53 determined, the participation rate and total dollar value of minority-  
54 and women-owned business enterprises and service-disabled veteran-owned  
55 businesses, and whether a project labor agreement was used, and if  
56 applicable, the justification for using a project labor agreement. Such



1 report shall also be posted on the website of the New York state office  
2 of general services for public review.

3 § 9. This act shall take effect immediately; provided, however, that  
4 the amendments to part F of chapter 60 of the laws of 2015 made by  
5 sections one, two, three, four, five, six, seven and eight of this act  
6 shall not affect the repeal of such part and shall be deemed repealed  
7 therewith.

8

## PART Z

9 Section 1. Section 13-a of chapter 749 of the laws of 2019, constitut-  
10 ing the New York city public works investment act, as added by chapter  
11 534 of the laws of 2024, is amended to read as follows:

12 § 13-a. (a) For purposes of this section:

13 [(1)] "Construction manager build" shall mean a project delivery meth-  
14 od whereby a construction manager:

15 (i) serves as part of a team in conjunction with the owner in the  
16 design phase of the project;

17 (ii) under the oversight of the owner, acts as the single source of  
18 responsibility to bid, select and hold construction contracts on behalf  
19 of the owner during the construction phase; and

20 (iii) manages the construction project on behalf of the owner.

21 [(2)] "Department" shall mean the New York city department of design  
22 and construction.]

23 (b) This section may only be applied to:

24 (1) Design-build contracts solicited by [the department] an authorized  
25 entity that have an estimated cost of not less than ten million  
26 dollars[,] and are undertaken pursuant to a project labor agreement in  
27 accordance with section 222 of the labor law [and in connection with a  
28 project that is primarily related to:

29 (i) water or sewer infrastructure, and primarily consists of the  
30 replacement of existing, or installation of new, water mains or sewers  
31 or the installation of assets to manage stormwater flow, or a combina-  
32 tion of the foregoing; or

33 (ii) coastal resiliency, and primarily consists of flood walls,  
34 deployable gates, the relocation or protection of existing infrastruc-  
35 ture from flooding, or a combination of the foregoing]; or

36 (2) Construction manager build contracts solicited by [the department]  
37 an authorized entity that have an estimated cost of not less than five  
38 million dollars[,] and are undertaken pursuant to a project labor agree-  
39 ment in accordance with section 222 of the labor law [and in connection  
40 with a project for the construction or renovation of a cultural institu-  
41 tion located on publicly owned real property on behalf of the New York  
42 city department of cultural affairs or a public library in the city of  
43 New York].

44 (c) Notwithstanding any general, special, or local law, rule, or regu-  
45 lation to the contrary, a contractor selected by [the department] an  
46 authorized entity to enter into a construction manager build contract  
47 pursuant to this section shall be selected through the two-step method  
48 described in subdivision (a) of section four of this act. The [depart-  
49 ment] authorized entity may use the types of contracts identified in  
50 subdivision (b) of section four of this act for contracts procured using  
51 the construction manager build delivery method.

52 (d) Where [the department] an authorized entity determines in writing  
53 that it is in the best interest of the public to solicit proposals using  
54 the design-build contract delivery method in connection with a project

1 that meets the criteria set forth in paragraph one of subdivision (b) of  
2 this section, without generating a list pursuant to the process set  
3 forth in paragraph one of subdivision (a) of section four of this act,  
4 [the department] such authorized entity shall release, evaluate and  
5 score a request for proposals pursuant to the procedure set forth in  
6 subdivision (e) of this section. To the extent consistent with applica-  
7 ble federal law, [the department] such authorized entity shall consider,  
8 when soliciting proposals and awarding any contract pursuant to this  
9 section, the participation of (i) entities that are certified as minori-  
10 ty- or women-owned business enterprises pursuant to article fifteen-A of  
11 the executive law, or certified pursuant to local law as minority- or  
12 women-owned business enterprises, and (ii) small business concerns iden-  
13 tified pursuant to subdivision (b) of section one hundred thirty-nine-g  
14 of the state finance law. In addition, nothing in this section shall be  
15 deemed to supersede any pre-qualification guidelines or requirements  
16 otherwise authorized by law for [the department] such authorized entity.

17 (e) The request for proposals shall set forth the public work's scope  
18 of work, and other requirements, as determined by the [department]  
19 authorized entity, which may include separate goals for work under the  
20 contract to be performed by businesses certified as minority- or women-  
21 owned business enterprises pursuant to article fifteen-A of the execu-  
22 tive law or certified pursuant to local law as minority- or women-owned  
23 business enterprises. The request for proposals shall also specify the  
24 criteria to be used to evaluate the responses and the relative weight of  
25 each of such criteria. Such criteria shall include the proposal's cost,  
26 the quality of the proposal's solution, the qualifications and experi-  
27 ence of the proposer, and other factors deemed pertinent by the [depart-  
28 ment] authorized entity, which may include, but shall not be limited to,  
29 the proposal's manner and schedule of project implementation, the  
30 proposer's ability to complete the work in a timely and satisfactory  
31 manner, maintenance costs of the completed public work, maintenance of  
32 traffic approach, and community impact. A contract awarded pursuant to  
33 this section shall be awarded to a responsive and responsible proposer,  
34 which, in consideration of these and other specified criteria deemed  
35 pertinent, offers the best value, as determined by the [department]  
36 authorized entity. The [department] authorized entity may engage in  
37 negotiations or other discussions with all qualified proposers that have  
38 expressed interest in response to the request for proposals released  
39 pursuant to subdivision (d) of this section, provided that such [depart-  
40 ment] authorized entity maintains a written record of the conduct of  
41 negotiations or discussions and the basis for every determination to  
42 continue or suspend negotiations, and, provided, further, that if such  
43 [department] authorized entity determines for a particular contract or  
44 for a particular type of contract that it is in the best interest of the  
45 public to negotiate or enter into discussions with fewer proposers, it  
46 shall make such a determination in writing. If such [department] author-  
47 ized entity enters into such negotiations, such [department] authorized  
48 entity shall allow all proposers to revise their proposals upon conclu-  
49 sion of negotiations, and shall evaluate any such revised proposals  
50 using the criteria included in the request for proposals. The request  
51 for proposals shall include a statement that proposers shall designate  
52 in writing those portions of the proposal that contain trade secrets or  
53 other proprietary information that are to remain confidential; that the  
54 material designated as confidential shall be readily separable from the  
55 proposal. Nothing in this section shall be construed to prohibit the  
56 authorized entity from negotiating final contract terms and conditions

1 including cost. All proposals submitted shall be scored according to  
2 the criteria listed in the request for proposals and such final  
3 scores shall be published on the authorized entity's website after  
4 registration of such contract or the date upon which such contract may  
5 be implemented, if registration requirements do not apply.

6 (f) The reporting requirement set forth in section thirteen of this  
7 act shall apply to contracts procured pursuant to this section, provided  
8 that the requirement that such report include a list of responding enti-  
9 ties shall not apply to any contract where no such list was generated.  
10 Such report shall include a description of the scope of work for each  
11 project, whether the project used the design-build or construction  
12 manager build method as described in subdivision (b) of this section,  
13 the percentage of alternative project delivery contracts that used the  
14 methods described in subdivision (b) of this section, the type of  
15 contract described in subdivision (b) of section four of this act that  
16 was used to procure the project, information regarding the total  
17 contract price upon contract award, the total contract price upon final  
18 completion of the project, the [department's] authorized entity's  
19 initial projected estimate of the cost of the project and the partic-  
20 ipation rate of and total dollar value of monies paid to minority- and  
21 women-owned business enterprises and small business concerns under  
22 alternative project delivery contracts.

23 § 2. This act shall take effect immediately; provided however, that  
24 the amendments to chapter 749 of the laws of 2019 made by section one of  
25 this act shall not affect the expiration and repeal of such chapter and  
26 shall be deemed repealed therewith.

27 PART AA

28 Section 1. Subdivision 2 of section 13-b of the workers' compensation  
29 law is amended by adding a new paragraph (b-2) to read as follows:

30 (b-2) Under the supervision of any authorized provider, any resident  
31 or fellow who may practice medicine as an exempt person as provided for  
32 in title eight of the education law, may render medical care under this  
33 chapter so long as the supervisory requirements of the education law are  
34 met and neither the supervising provider nor resident or fellow have  
35 been prohibited from treating workers' compensation claimants pursuant  
36 to section thirteen-d of this article.

37 § 2. This act shall take effect immediately.

38 PART BB

39 Section 1. Section 13-a of the workers' compensation law, as added by  
40 chapter 258 of the laws of 1935, subdivision 1 as amended by chapter 363  
41 of the laws of 1989, subdivision 2 as amended by chapter 113 of the laws  
42 of 1946, subdivision 4 as amended by chapter 473 of the laws of 2000,  
43 subdivisions 5 and 6 as amended by section 8 of part CC of chapter 55 of  
44 the laws of 2019, and subdivision 7 as added by chapter 6 of the laws of  
45 2007, is amended to read as follows:

46 § 13-a. Selection of authorized [physician] provider by employee. (1)  
47 An injured employee may, when care is required, select to treat [him or  
48 her] them any [physician] provider authorized by the chair to render  
49 medical care, as hereafter provided. If for any reason during the period  
50 when medical treatment and care is required, the employee wishes to  
51 transfer [his or her] their treatment and care to another authorized  
52 [physician] provider, [he or she] they may do so, in accordance with

1 rules prescribed by the chair. In such instance the remuneration of the  
2 [physician] provider whose services are being dispensed with shall be  
3 limited to the value of treatment rendered at fees as established in the  
4 schedule for [his or her] their location, unless payment in higher  
5 amounts has been approved as authorized in [section thirteen, paragraph]  
6 subdivision a of section thirteen of this article. If a claimant shall  
7 receive treatment in any hospital or other institution operated in whole  
8 or in part by the state of New York, the employer shall be liable for  
9 food, clothing and maintenance furnished by the hospital or other insti-  
10 tution to such employee. If the employee is unable due to the nature of  
11 the injury to select such authorized [physician] provider and the emer-  
12 gency nature of the injury requires immediate medical treatment and  
13 care, or if [he or she does] they do not desire to select a [physician]  
14 provider, and in writing so advises the employer, the employer shall  
15 promptly provide [him or her] them with the necessary medical care,  
16 provided however, that nothing herein contained shall operate to prevent  
17 such employee, when subsequently able to do so, from selecting for  
18 continuance of any medical treatment or care required, any [physician]  
19 provider authorized by the chair to render medical care as hereinafter  
20 provided.

21 (2) The [chairman] chair shall prescribe the form of a notice inform-  
22 ing employees of their privilege under this chapter, and such notice  
23 shall be posted and maintained by the employer in a conspicuous place or  
24 places in and about [his] their place or places of business.

25 (3) The employer shall have the right to transfer the care of an  
26 injured employee from the attending [physician] provider, whether chosen  
27 originally by the employee or by the employer, to another authorized  
28 [physician] provider (1) if the interest of the injured employee neces-  
29 sitates the transfer or (2) if the [physician] has not been authorized to  
30 treat injured employees under this act or (3) if he has not been author-  
31 ized under this act to treat the particular injury or condition as  
32 provided by section thirteen-b (2) provider is currently placed on the  
33 exclusion list. An authorized [physician] provider from whom the case  
34 has been transferred shall have the right of appeal to an arbitration  
35 committee as provided in subdivision two of section thirteen-g of this  
36 article and if said arbitration committee finds that the transfer was  
37 not authorized by this section, said employer shall pay to the [physi-  
38 cian] provider a sum equal to the total fee earned by the [physician]  
39 provider to whom the care of the injured employee has been transferred,  
40 or such proportion of said fee as the arbitration committee shall deem  
41 adequate.

42 (4) (a) No claim for medical or surgical treatment shall be valid and  
43 enforceable, as against such employer, or employee, unless within  
44 forty-eight hours following the first treatment the [physician] provider  
45 giving such treatment furnishes to the employer and directly to the  
46 chair a preliminary notice of such injury and treatment, within fifteen  
47 days thereafter a more complete report and subsequent thereto progress  
48 reports if requested in writing by the chair, board, employer or insur-  
49 ance carrier at intervals of not less than three weeks apart or at less  
50 frequent intervals if requested on forms prescribed by the chair. The  
51 board may excuse failure to give such notices within the designated  
52 periods when it finds it to be in the interest of justice to do so.

53 (b) Upon receipt of the notice provided for by paragraph (a) of this  
54 subdivision, the employer, the carrier, and the claimant each shall be  
55 entitled to have the claimant examined by a [physician] provider author-  
56 ized by the chair in accordance with sections thirteen-b and one hundred

1 thirty-seven of this chapter, at a medical facility convenient to the  
2 claimant and in the presence of the claimant's [physician] provider, and  
3 refusal by the claimant to submit to such independent medical examina-  
4 tion at such time or times as may reasonably be necessary in the opinion  
5 of the board, shall bar the claimant from recovering compensation for  
6 any period during which [he or she] the claimant has refused to submit  
7 to such examination. No hospital shall be required to produce the  
8 records of any claimant without receiving its customary fees or charges  
9 for reproduction of such records.

10 (c) Where it would place an unreasonable burden upon the employer or  
11 carrier to arrange for, or for the claimant to attend, an independent  
12 medical examination by an authorized [physician] provider, the employer  
13 or carrier shall arrange for such examination to be performed by a qual-  
14 ified [physician] provider in a medical facility convenient to the  
15 claimant.

16 (d) The independent medical examiner shall provide such reports and  
17 shall submit to investigation as required by the chair.

18 (e) In order to qualify as admissible medical evidence, for purposes  
19 of adjudicating any claim under this chapter, any report submitted to  
20 the board by an independent medical examiner licensed by the state of  
21 New York shall include the following:

22 (i) a signed statement certifying that the report is a full and truth-  
23 ful representation of the independent medical examiner's professional  
24 opinion with respect to the claimant's condition:

25 (ii) such examiner's board issued authorization number;

26 (iii) the name of the individual or entity requesting the examination;

27 (iv) if applicable, the registration number as required by section  
28 thirteen-n of this article; and

29 (v) such other information as the chair may require by regulation.

30 Any report by an independent medical examiner who is not authorized,  
31 and who performs an independent medical examination in accordance with  
32 paragraph (c) of this subdivision, which is to be used as medical  
33 evidence under this chapter, shall include in the report such informa-  
34 tion as the chair may require by regulation.

35 (5) No claim for specialist consultations, surgical operations,  
36 physiotherapeutic or occupational therapy procedures, x-ray examinations  
37 or special diagnostic laboratory tests costing more than one thousand  
38 dollars shall be valid and enforceable, as against such employer, unless  
39 such special services shall have been authorized by the employer or by  
40 the board, or unless such authorization has been unreasonably withheld,  
41 or withheld for a period of more than thirty calendar days from receipt  
42 of a request for authorization, or unless such special services are  
43 required in an emergency, provided, however, that the basis for a denial  
44 of such authorization by the employer must be based on a conflicting  
45 second opinion rendered by a [physician] provider authorized by the  
46 board. The board, with the approval of the superintendent of financial  
47 services, shall issue and maintain a list of pre-authorized procedures  
48 under this section. Such list of pre-authorized procedures shall be  
49 issued and maintained for the purpose of expediting authorization of  
50 treatment of injured workers. Such list of pre-authorized procedures  
51 shall not prohibit varied treatment when the treating provider demon-  
52 strates the appropriateness and medical necessity of such treatment.

53 (6) (a) Any interference by any person with the selection by an  
54 injured employee of an authorized [physician] provider to treat [him]  
55 such employee, except when the selection is made pursuant to article  
56 ten-A of this chapter, and the improper influencing or attempt by any

1 person improperly to influence the medical opinion of any [physician]  
2 provider who has treated or examined an injured employee, shall be a  
3 misdemeanor; provided, however, that it shall not constitute interfer-  
4 ence or improper influence if, in the presence of such injured employ-  
5 ee's [physician] provider, an employer, [his] the employer's carrier or  
6 agent should recommend or provide information concerning rehabilitation  
7 services or the availability thereof to an injured employee or [his] the  
8 employee's family.

9 (b) Except as otherwise permitted by law, an employer, carrier, or  
10 third-party administrator shall not interfere or attempt to interfere  
11 with the selection by an injured employee of, or treatment by, an  
12 authorized medical provider, including by directing or attempting to  
13 direct that the injured employee seek treatment from a specific provider  
14 or type of provider selected by the employer, carrier, or third-party  
15 administrator. It shall not constitute improper interference under this  
16 paragraph if the direction or attempt to direct the injured employee to  
17 receive treatment from a specific provider or type of provider origi-  
18 nates from the authorized medical provider while in the course of  
19 providing treatment to the injured employee.

20 (i) Notwithstanding any other provision in this chapter, the chair  
21 shall by regulation establish a performance standard concerning the  
22 subject of any penalty imposed under this paragraph against an employer,  
23 carrier or third-party administrator. The performance standard estab-  
24 lished by the chair shall be used to measure compliance with this para-  
25 graph by employers, carriers and third-party administrators. The chair  
26 shall apply the performance standard based on multiple factors, includ-  
27 ing but not limited to, findings of improper interference submitted as  
28 complaints to the board's monitoring unit, unreasonable objections to  
29 medical care, unwarranted objections to variances, medical billing  
30 disputes, case delays brought about by employers, carriers and third-  
31 party administrators, and the unreasonable denial of medical care.

32 (ii) Upon validating an allegation that the employer, carrier or  
33 third-party administrator has failed to meet the promulgated performance  
34 standard, a penalty shall be assessed by the board upon notice to the  
35 employer, carrier or third-party administrator. The board shall impose  
36 such penalty against the carrier, employer or third-party administrator  
37 in the amount of fifty dollars per violation identified in subparagraph  
38 (i) of this paragraph. The penalties for violations identified in  
39 subparagraph (i) of this paragraph, may be aggregated into a single  
40 penalty upon a finding that an employer, carrier or third-party adminis-  
41 trator has interfered with an injured employee's necessary medical  
42 treatment and care. Such aggregate penalty or assessment shall be based  
43 upon the number of violations as multiplied against the applicable  
44 penalty or assessment, but may be negotiated by the chair's designee in  
45 full satisfaction of the penalty or assessment. Any aggregate penalty or  
46 assessment issued under this paragraph shall be issued administratively,  
47 and the chair shall, by regulation, specify the method of review or  
48 redetermination, and the presentment of evidence and objections shall  
49 occur solely upon the documentation. Any final determination shall be  
50 subject to review under section twenty-three of this article but penal-  
51 ties may not be subject to a stay. A final determination that an employ-  
52 er, carrier or third-party administrator has engaged in a pattern of  
53 interference with an injured worker's access to medically necessary  
54 medical care shall result in the imposition of an aggregate penalty and  
55 publication of notice of such finding on the board's web page.

1 (7) (a) Notwithstanding any other provision of this chapter to the  
2 contrary, any insurance carrier authorized to transact the business of  
3 workers' compensation insurance in this state, self-insurer or the state  
4 insurance fund may contract with a network or networks, legally and  
5 properly organized, to perform diagnostic tests, x-ray examinations,  
6 magnetic resonance imaging, or other radiological examinations or tests  
7 of claimants and may require claimant to obtain or undergo such diagnos-  
8 tic test, x-ray examinations, magnetic resonance imaging or other radio-  
9 logical examinations or tests with a provider or at a facility that is  
10 affiliated with the network or networks with which the carrier  
11 contracts, except if a medical emergency occurs requiring an immediate  
12 diagnostic test, x-ray examination, magnetic resonance imaging or other  
13 radiological examination or test or if the network with which the insur-  
14 ance carrier, self-insurer or the state insurance fund contracts does  
15 not have a provider or facility able to perform the examination or test  
16 within a reasonable distance from the claimant's residence or place of  
17 employment, as defined by regulation of the board.

18 (b) Any insurance carrier, self-insurer or the state insurance fund  
19 which requires claimants to obtain or undergo diagnostic tests, x-ray  
20 examinations, magnetic resonance imaging or other radiological examina-  
21 tions or tests with a provider or at a facility affiliated with a  
22 network or networks with which it contracts, must notify the claimant of  
23 the name and contact information for the network or networks at the same  
24 time the written statement of the claimant's rights as required by  
25 subdivision two of section one hundred ten of this chapter or immediate-  
26 ly after imposing such requirement if the time period within which the  
27 written statement of the claimant's rights as required by subdivision  
28 two of section one hundred ten of this chapter has expired.

29 (c) At the time a request for authorization for special diagnostic  
30 tests, x-ray examinations, magnetic resonance imaging or other radiolog-  
31 ical examinations or tests costing more than one thousand dollars as  
32 required by subdivision five of this section is approved, the insurance  
33 carrier, self-insurer or state insurance fund, or if so delegated the  
34 network with which the insurance carrier, self-insurer or state insur-  
35 ance fund has contracted, shall notify the [physician] provider request-  
36 ing authorization of the requirement that the claimant obtain or undergo  
37 the special diagnostic test, x-ray examination, magnetic resonance imag-  
38 ing or other radiological examination or test with a provider or at a  
39 facility affiliated with the network or networks with which it has  
40 contracted, the contact information for the network and a list of the  
41 providers and facilities within the claimant's geographic location, as  
42 defined by regulation of the board. The claimant, in consultation with  
43 the provider who requested the special diagnostic test, x-ray examina-  
44 tion, magnetic resonance imaging or other radiological test or exam,  
45 will determine the provider or facility from within the network which  
46 will perform such diagnostic test, x-ray examination, magnetic resonance  
47 imaging or other radiological examination or test.

48 (d) The results of the special diagnostic test, x-ray examination,  
49 magnetic resonance imaging or other radiological test or exam must be  
50 sent to the [physician] provider who requested the test or exam imme-  
51 diately upon completion of the report detailing the results.

52 § 2. Section 13-b of the workers' compensation law, as amended by  
53 section 1 of part CC of chapter 55 of the laws of 2019, and paragraphs  
54 (p) and (q) of subdivision 1 and paragraph (b-1) of subdivision 2 as  
55 added by chapter 335 of the laws of 2024, is amended to read as follows:

1 § 13-b. Authorization of providers, medical bureaus and laboratories  
2 by the chair. 1. [No person shall render medical care or conduct inde-  
3 pendent medical examinations under this chapter without such authori-  
4 zation by the chair.] Any provider as defined in this section shall be  
5 authorized to render medical care under this chapter unless they are  
6 currently excluded pursuant to section thirteen-d of this article. Inde-  
7 pendent medical examinations may only be performed by a physician,  
8 podiatrist, chiropractor, or psychologist authorized to perform such  
9 examinations by the chair, or as specified in regulations, when quali-  
10 fied by the board. No provider may conduct independent medical examina-  
11 tions unless performed in accordance with paragraph (b) of subdivision  
12 four of section thirteen-a and section one hundred thirty-seven of this  
13 chapter. As used in this title, the following definitions shall have the  
14 following meanings unless their context requires otherwise:

15 (a) "Acupuncturist" shall mean licensed as having completed a formal  
16 course of study and having passed an examination in accordance with the  
17 education law, the regulations of the commissioner of education, and the  
18 requirements of the board of regents. Acupuncturists are required by the  
19 education law to advise, in writing, each patient of the importance of  
20 consulting with a physician for the condition or conditions necessitat-  
21 ing acupuncture care, as prescribed by the education law.

22 (b) "Chair" of the board shall mean either the chair or the chair's  
23 designee.

24 (c) "Chiropractor" shall mean licensed and having completed two years  
25 of preprofessional college study and a four-year resident program in  
26 chiropractic in accordance with the education law, and consistent with  
27 the licensing requirements of the commissioner of education.

28 (d) "Dentist" shall mean licensed and having completed a four-year  
29 course of study leading to a D.D.S. or D.D.M. degree, or an equivalent  
30 degree, in accordance with the education law and the licensing require-  
31 ments of the commissioner of education.

32 (e) "Employer" shall mean a self-insured employer or, if insured, the  
33 insurance carrier.

34 (f) "Independent medical examination" shall mean an examination  
35 performed by a physician, podiatrist, chiropractor or psychologist,  
36 authorized under this section to perform such examination, for the  
37 purpose of examining or evaluating injury or illness pursuant to para-  
38 graph (b) of subdivision four of section thirteen-a and section one  
39 hundred thirty-seven of this chapter and as more fully set forth in  
40 regulation.

41 (g) "Nurse practitioner" shall mean a licensed registered professional  
42 nurse certified pursuant to section sixty-nine hundred ten of the educa-  
43 tion law acting within their lawful scope of practice.

44 (h) "Occupational therapist" shall mean licensed as having at least a  
45 bachelor's or master's degree in occupational therapy from a registered  
46 program with the education department or receipt of a diploma or degree  
47 resulting from completion of not less than four years of postsecondary  
48 study, which includes the professional study of occupational therapy in  
49 accordance with the education law and the regulations of the commission-  
50 er of education.

51 (i) "Physical therapist" shall mean licensed in accordance with the  
52 education law and the licensing requirements of the commissioner of  
53 education.

54 (j) "Physician" shall mean licensed with a degree of doctor of medi-  
55 cine, M.D., or doctor of osteopathic medicine, D.O., or an equivalent  
56 degree in accordance with the education law and the licensing require-



1 ments of the state board of medicine and the regulations of the commis-  
2 sioner of education.

3 (k) "Physician assistant" shall mean a licensed provider who is  
4 licensed as a physician assistant pursuant to section sixty-five hundred  
5 forty-one of the education law.

6 (l) "Podiatrist" shall mean a doctor of podiatric medicine licensed as  
7 having received a doctoral degree in podiatric medicine in accordance  
8 with the regulations of the commissioner of education and the education  
9 law, and must satisfactorily meet all other requirements of the state  
10 board for podiatric medicine.

11 (m) ["Provider"] "Authorized provider" or "provider" shall mean a duly  
12 licensed acupuncturist, chiropractor, nurse practitioner, occupational  
13 therapist, physical therapist, physician, physician assistant, podia-  
14 trist, psychologist, or social worker [authorized by the chair] as  
15 defined in this section who is not currently excluded pursuant to  
16 section thirteen-d of this article.

17 (n) "Psychologist" shall mean licensed as having received a doctoral  
18 degree in psychology from a program of psychology registered with the  
19 state education department or the substantial equivalent thereof in  
20 accordance with the education law, the requirements of the state board  
21 for psychology, and the regulations of the commissioner of education.

22 (o) "Social worker" shall mean a licensed clinical social worker. A  
23 licensed clinical social worker has completed a master's degree of  
24 social work that includes completion of a core curriculum of at least  
25 twelve credit hours of clinical courses or the equivalent post-graduate  
26 clinical coursework, in accordance with the education law and the regu-  
27 lations of the commissioner of education.

28 (p) "Physical therapist assistant" shall mean licensed in accordance  
29 with the education law and the licensing requirements of the commission-  
30 er of education.

31 (q) "Occupational therapy assistant" shall mean licensed in accordance  
32 with the education law and the licensing requirements of the commission-  
33 er of education.

34 (r) "Exclusion list" means the list published and maintained by the  
35 board in accordance with section thirteen-d of this article listing  
36 providers who are currently disqualified from rendering care or from  
37 performing independent medical examinations under this chapter.

38 2. Any provider [licensed pursuant to the education law to provide  
39 medical care and treatment in the state of New York may render emergency  
40 care and treatment in an emergency hospital or urgent care setting  
41 providing emergency treatment under this chapter without authorization  
42 by the chair under this section;] rendering medical care under this  
43 chapter must comply with all applicable laws, regulations and guidance,  
44 including any applicable New York Medical Treatment Guidelines and the  
45 Official New York Medical Fee Schedule(s).

46 (a) Such licensed provider as identified in this subdivision who is on  
47 staff at any hospital or urgent care center providing emergency treat-  
48 ment may continue such medical care under this chapter while an injured  
49 employee remains a patient in such hospital or urgent care setting; and

50 (b) Under the direct supervision of an authorized provider, medical  
51 care may be rendered by a registered nurse or other person trained in  
52 laboratory or diagnostic techniques within the scope of such person's  
53 specialized training and qualifications. This supervision shall be  
54 evidenced by signed records of instructions for treatment and signed  
55 records of the patient's condition and progress. Reports of such treat-

1 ment and supervision shall be made by such provider to the chair in the  
2 format prescribed by the chair at such times as the chair may require.

3 (b-1) Under the direction and supervision of an authorized occupa-  
4 tional therapist, occupational therapy services may be rendered by an  
5 occupational therapy assistant. Under the direction and supervision of  
6 an authorized physical therapist, physical therapy services may be  
7 rendered by a physical therapist assistant. Where any such care or  
8 treatment is rendered, records of the patient's condition and progress,  
9 together with records of instruction for treatment, if any, shall be  
10 maintained by the physical therapist or occupational therapist and by  
11 the referring physician, physician assistant, podiatrist, or nurse prac-  
12 titioner. Said records shall be submitted to the chair on forms and at  
13 such times as the chair may require.

14 (c) Where it would place an unreasonable burden upon the employer or  
15 carrier to arrange for, or for the claimant to attend, an independent  
16 medical examination by an authorized provider, the employer or carrier  
17 shall arrange for such examination to be performed by a qualified  
18 provider in a medical facility convenient to the claimant.

19 (d) Upon the prescription or referral of an authorized physician,  
20 physician assistant, podiatrist, or nurse practitioner acting within the  
21 scope of [his or her] such person's practice, care or treatment may be  
22 rendered to an injured employee by an authorized physical therapist,  
23 occupational therapist or acupuncturist provided the conditions and the  
24 treatment performed are among the conditions that the physical thera-  
25 pist, occupational therapist or acupuncturist is authorized to treat  
26 pursuant to the education law or the regulations of the commissioner of  
27 education. Where any such care or treatment is rendered, records of the  
28 patient's condition and progress, together with records of instruction  
29 for treatment, if any, shall be maintained by the physical therapist,  
30 occupational therapist or acupuncturist rendering treatment and by the  
31 referring physician, physician assistant, podiatrist, or nurse practi-  
32 tioner. Said records shall be submitted to the chair on forms and at  
33 such times as the chair may require.

34 (e) A record, report or opinion of a physical therapist, occupational  
35 therapist, acupuncturist or physician assistant shall not be considered  
36 as evidence of the causal relationship of any condition to a work  
37 related accident or occupational disease under this chapter. Nor may a  
38 record, report or opinion of a physical therapist, occupational thera-  
39 pist or acupuncturist be considered evidence of disability. Nor may a  
40 record, report or opinion of a physician assistant be considered  
41 evidence of the presence of a permanent or initial disability or the  
42 degree thereof.

43 (f) An independent medical examination performed in accordance with  
44 section one hundred thirty-seven of this chapter, may only be performed  
45 by a physician, podiatrist, chiropractor or psychologist authorized to  
46 perform such examinations by the chair, or as specified in regulation,  
47 when qualified by the board.

48 3. [A provider] In order to perform independent medical examinations  
49 in accordance with paragraph (b) of subdivision four of section thir-  
50 teen-a and section one hundred thirty-seven of this chapter, a physi-  
51 cian, podiatrist, chiropractor, or psychologist properly licensed or  
52 certified pursuant to the regulations of the commissioner of education  
53 and the requirements of the education law [desirous of being authorized  
54 to render medical care under this chapter and/or to conduct independent  
55 medical examinations in accordance with paragraph (b) of subdivision  
56 four of section thirteen-a and section one hundred thirty-seven of this

1 chapter] shall file an application for authorization under this chapter  
2 with the chair or chair's designee as provided for in the applicable  
3 regulations, currently section 300.2 of Title 12 NYCRR. [Prior to  
4 receiving authorization, a physician must, together with submission of  
5 an application to the chair, submit such application to the medical  
6 society of the county in which the physician's office is located or of a  
7 board designated by such county society or of a board representing duly  
8 licensed physicians of any other school of medical practice in such  
9 county, and such medical society shall submit the recommendation to the  
10 board. In the event such county society or board fails to take action  
11 upon a physician's completed and signed application within forty-five  
12 days, the chair may complete review of the application without such  
13 approval. Upon approval of the application by the chair or the chair's  
14 designee, the applicant shall further agree to refrain from subsequently  
15 treating for remuneration, as a private patient, any person seeking  
16 medical treatment, or submitting to an independent medical examination,  
17 in connection with, or as a result of, any injury compensable under this  
18 chapter, if he or she has been removed from the list of providers  
19 authorized to render medical care or to conduct independent medical  
20 examinations under this chapter, or if the person seeking such treat-  
21 ment, or submitting to an independent medical examination, has been  
22 transferred from his or her care in accordance with the provisions of  
23 this chapter. This agreement shall run to the benefit of the injured  
24 person so treated or examined, and shall be available to him or her as a  
25 defense in any action by such provider for payment for treatment  
26 rendered by a provider after he or she has been removed from the list of  
27 providers authorized to render medical care or to conduct independent  
28 medical examinations under this chapter, or after the injured person was  
29 transferred from his or her care in accordance with the provisions of  
30 this chapter.]

31 4. Laboratories and bureaus engaged in x-ray diagnosis or treatment or  
32 in physiotherapy or other therapeutic procedures and which participate  
33 in the diagnosis or treatment of injured workers under this chapter  
34 shall be operated or supervised by providers authorized under this chap-  
35 ter and shall be subject to the provisions of section thirteen-c of this  
36 article. The person in charge of diagnostic clinical laboratories duly  
37 authorized under this chapter shall possess the qualifications estab-  
38 lished by the public health and health planning council for approval by  
39 the state commissioner of health or, in the city of New York, the quali-  
40 fications approved by the board of health of said city and shall main-  
41 tain the standards of work required for such approval.

42 § 3. Section 13-d of the workers' compensation law, as amended by  
43 section 2 of part CC of chapter 55 of the laws of 2019, is amended to  
44 read as follows:

45 § 13-d. [Removal of providers from lists of those authorized to render  
46 medical care or to conduct independent medical examinations] Placement  
47 of providers on the exclusion list. 1. [The medical society of the coun-  
48 ty in which the physician's office is located at the time or a board  
49 designated by such county society or a board representing duly licensed  
50 physicians of any other school of medical practice in such county shall  
51 investigate, hear and make findings with respect to all charges as to  
52 professional or other misconduct of any authorized physician as herein  
53 provided under rules and procedure to be prescribed by the medical  
54 appeals unit, and shall report evidence of such misconduct, with their  
55 findings and recommendation with respect thereto, to the chair. Failure  
56 to commence such investigation within sixty days from the date the

1 charges are referred to the society by the chair or submit findings and  
2 recommendations relating to the charges within one hundred eighty days  
3 from the date the charges are referred shall empower the chair to  
4 appoint, as a hearing officer, a member of the board, employee, or other  
5 qualified hearing officer to hear and report on the charges to the  
6 chair. A qualified hearing officer, who is neither a member of the  
7 board, or employee thereof shall be paid at a reasonable per diem rate  
8 to be fixed by the chair.

9 Such investigation, hearing, findings, recommendation and report may  
10 be made by the society or board of an adjoining county upon the request  
11 of the medical society of the county in which the alleged misconduct or  
12 infraction of this chapter occurred, subject to the time limit and  
13 conditions set forth herein. The medical appeals unit shall review the  
14 findings and recommendation of such medical society or board, or hearing  
15 officer appointed by the chair upon application of the accused physician  
16 and may reopen the matter and receive further evidence. The findings,  
17 decision and recommendation of such society, board or hearing officer  
18 appointed by the chair or medical appeals unit shall be advisory to the  
19 chair only, and shall not be binding or conclusive upon him or her.] In  
20 accordance with this section, the chair shall publish and maintain an  
21 exclusion list of providers currently disqualified from rendering  
22 medical care under this chapter or to conduct independent medical exam-  
23 inations in accordance with paragraph (b) of subdivision four of section  
24 thirteen-a of this article.

25 2. [The chair shall remove from the list of providers authorized to  
26 render medical care under this chapter, or to conduct independent  
27 medical examinations in accordance with paragraph (b) of subdivision  
28 four of section thirteen-a of this article,] The exclusion list shall  
29 publish the name of any provider who [he or she shall find] is found  
30 after reasonable investigation [is] to be disqualified because such  
31 provider:

32 (a) has been guilty of professional or other misconduct or incompeten-  
33 cy in connection with rendering medical services under the law; or

34 (b) has exceeded the limits of [his or her] their professional compe-  
35 tence in rendering medical care or in conducting independent medical  
36 examinations under the law, or has, as applicable, made materially false  
37 statements regarding [his or her] their qualifications in [his or her]  
38 their application [for the recommendation of the medical society or  
39 board as provided in section thirteen-b of this article]; or

40 (c) has failed to transmit copies of medical reports to claimant's  
41 attorney or licensed representative as provided in subdivision (f) of  
42 section thirteen of this article; or has failed to submit full and  
43 truthful medical reports of all [his or her] their findings to the  
44 employer, and directly to the chair or the board within the time limits  
45 provided in subdivision four of section thirteen-a of this article with  
46 the exception of injuries which do not require (1) more than ordinary  
47 first aid or more than two treatments by a provider or person rendering  
48 first aid, or (2) loss of time from regular duties of one day beyond the  
49 working day or shift; or

50 (d) knowingly made a false statement or representation as to a materi-  
51 al fact in any medical report or in any submission to the board, made  
52 pursuant to this chapter or in testifying or otherwise providing infor-  
53 mation for the purposes of this chapter; or

54 (e) has solicited, or has employed another to solicit for [himself or  
55 herself] themselves or for another, professional treatment, examination or

1 care of an injured employee in connection with any claim under this  
2 chapter; or

3 (f) has refused to appear before, to testify, to submit to a deposi-  
4 tion, or to answer upon request of, the chair, board, [medical appeals  
5 unit] or any duly authorized officer of the state, any legal question,  
6 or to produce any relevant book or paper concerning [his or her] their  
7 conduct [under any authorization granted to him or her] in rendering  
8 medical care or in the performance of an independent medical examination  
9 under this chapter, including when a provider has accepted payments from  
10 both the health insurer and employer or carrier and failed to reimburse  
11 the health insurer after they are given notice; or

12 (g) has directly or indirectly requested, received or participated in  
13 the division, transference, assignment, rebating, splitting or refunding  
14 of a fee for, or has directly or indirectly requested, received or prof-  
15 ited by means of a credit or other valuable consideration as a commis-  
16 sion, discount or gratuity in connection with the furnishing of medical  
17 or surgical care, an independent medical examination, diagnosis or  
18 treatment or service, including X-ray examination and treatment, or for  
19 or in connection with the sale, rental, supplying or furnishing of clin-  
20 ical laboratory services or supplies, X-ray laboratory services or  
21 supplies, inhalation therapy service or equipment, ambulance service,  
22 hospital or medical supplies, physiotherapy or other therapeutic service  
23 or equipment, artificial limbs, teeth or eyes, orthopedic or surgical  
24 appliances or supplies, optical appliances, supplies or equipment,  
25 devices for aid of hearing, drugs, medication or medical supplies, or  
26 any other goods, services or supplies prescribed for medical diagnosis,  
27 care or treatment, under this chapter; except that reasonable payment,  
28 not exceeding the technical component fee permitted in the medical fee  
29 schedule, established under this chapter for X-ray examinations, diagno-  
30 sis or treatment, may be made by a provider duly authorized as a roent-  
31 genologist to any hospital furnishing facilities and equipment for such  
32 examination, diagnosis or treatment, provided such hospital does not  
33 also submit a charge for the same services. Nothing contained in this  
34 paragraph shall prohibit such providers who practice as partners, in  
35 groups or as a professional corporation or as a university faculty prac-  
36 tice corporation from pooling fees and moneys received, either by the  
37 partnership, professional corporation, university faculty practice  
38 corporation or group by the individual members thereof, for professional  
39 services furnished by any individual professional member, or employee of  
40 such partnership, corporation or group, nor shall the professionals  
41 constituting the partnerships, corporations, or groups be prohibited  
42 from sharing, dividing or apportioning the fees and moneys received by  
43 them or by the partnership, corporation or group in accordance with a  
44 partnership or other agreement[.]; or

45 (h) has demonstrated a repeated failure to follow the laws of this  
46 chapter and applicable laws, regulations, and guidance, including any  
47 applicable New York medical treatment guidelines and the official New  
48 York medical fee schedule(s); or

49 (i) has misrepresented their credentials.

50 3. Any person who violates or attempts to violate, and any person who  
51 aids another to violate or attempts to induce [him or her] them to  
52 violate the provisions of paragraph (g) of subdivision two of this  
53 section shall be guilty of a misdemeanor.

54 4. Nothing in this section shall be construed as limiting in any  
55 respect the power or duty of the chair to investigate instances of  
56 misconduct, either before or after investigation by a medical society or

1 board as herein provided, or to temporarily [suspend the authorization  
2 of] add any provider to the exclusion list that [he or she] the chair or  
3 the chair's designee may believe to be guilty of such misconduct.

4 5. Whenever the department of health or the department of education  
5 shall conduct an investigation with respect to charges of professional  
6 or other misconduct by a provider which results in a report, determi-  
7 nation or consent order that includes a finding of professional or other  
8 misconduct or incompetency by such provider, the chair shall have full  
9 power and authority to temporarily [suspend, revoke or otherwise limit  
10 the authorization under this chapter of] add any provider to the exclu-  
11 sion list upon such finding by the department of health or the depart-  
12 ment of education that the provider has been guilty of professional or  
13 other misconduct. The recommendations of the department of health or the  
14 department of education shall be advisory to the chair only and shall  
15 not be binding or conclusive upon the chair.

16 § 4. Subdivision 1 of section 13-f of the workers' compensation law,  
17 as amended by chapter 353 of the laws of 1990, is amended to read as  
18 follows:

19 (1) Fees for medical services shall be payable only to a physician or  
20 other qualified person permitted by [sections] section thirteen-b[,  
21 thirteen-k, thirteen-l and thirteen-m] of this [chapter] article or  
22 other authorized provider of health care under the education law or the  
23 public health law permitted to render medical care or treatment under  
24 this chapter, or to the agent, executor or administrator of the estate  
25 of such [physician] provider or such other qualified person. Except as  
26 provided in section thirteen-d of this [chapter] article, no provider of  
27 health care rendering medical care or treatment to a compensation claim-  
28 ant, shall collect or receive a fee from such claimant within this  
29 state, but shall have recourse for payment of services rendered only to  
30 the employer under the provisions of this chapter. Any compensation  
31 claimant who pays a fee to a provider of health care for medical care or  
32 treatment under this chapter shall have a cause of action against such  
33 provider of health care for the recovery of the money paid, which cause  
34 of action may be assigned to the chair in trust for the assigning claim-  
35 ant. All such assignments shall run to the chair. The chair may sue the  
36 physician, or other authorized provider of health care as herein  
37 described on the assigned cause of action with the benefits and subject  
38 to the provisions of existing law applying to such actions by the claim-  
39 ant [himself or herself] themselves. Hospitals shall not be entitled to  
40 receive the remuneration paid to physicians on their staff for medical  
41 and surgical services.

42 § 5. Section 13-g of the workers' compensation law is amended by  
43 adding a new subdivision 5 to read as follows:

44 (5) When a provider or supplier has knowledge that an employer has  
45 controverted or denied a claim, or receives a denial of a medical bill  
46 and the basis of denial is that the claim is controverted, the provider  
47 may submit the bill to the patient's health insurance. The provider may  
48 not require a copayment or coinsurance from the patient, and may not  
49 otherwise bill the patient, while the determination of responsibility  
50 for the claim is pending. If the patient does not have health insurance,  
51 the provider may not bill the patient directly while determination of  
52 responsibility for the claim is pending.

53 § 6. Section 13-k of the workers' compensation law is REPEALED.

54 § 7. Section 13-l of the workers' compensation law is REPEALED.

55 § 8. Section 13-m of the workers' compensation law is REPEALED.

1 § 9. Section 141 of the workers' compensation law, as amended by chap-  
2 ter 6 of the laws of 2007, is amended to read as follows:

3 § 141. General powers and duties of the chair. The chair shall be the  
4 administrative head of the workers' compensation board and shall exer-  
5 cise the powers and perform the duties in relation to the administration  
6 of this chapter heretofore vested in the commissioner of labor by chap-  
7 ter fifty of the laws of nineteen hundred twenty-one, and acts amendato-  
8 ry thereof, and by this chapter excepting article six thereof, and  
9 except in so far as such powers and duties are vested by this chapter in  
10 the workers' compensation board. The chair shall preside at all meetings  
11 of the board and shall appoint all committees and panels of the board;  
12 shall designate the times and places for the hearing of claims under  
13 this chapter and shall perform all administrative functions of the board  
14 as in this chapter set forth. The chair, in the name of the board, shall  
15 enforce all the provisions of this chapter, and may make administrative  
16 regulations and orders providing for the receipt, indexing and examining  
17 of all notices, claims and reports, for the giving of notice of hearings  
18 and of decisions, for certifying of records, for the fixing of the times  
19 and places for the hearing of claims, and for providing for the conduct  
20 of hearings and establishing of calendar practice to the extent not  
21 inconsistent with the rules of the board. The chair shall [issue and may  
22 revoke certificates of authorization of physicians, chiropractors and  
23 podiatrists as provided in sections thirteen-a, thirteen-k and thir-  
24 teen-1 of this chapter] publish and maintain an exclusion list, in  
25 accordance with section thirteen-d of this chapter, for providers as  
26 defined in section thirteen-b of this chapter currently disqualified  
27 from providing medical care or from performing independent medical exam-  
28 inations in accordance with paragraph (b) of subdivision four of section  
29 thirteen-a of this chapter, and licenses for medical bureaus and x-ray  
30 and other laboratories under the provisions of section thirteen-c of  
31 this chapter, issue stop work orders as provided in section one hundred  
32 forty-one-a of this article, and shall have and exercise all powers not  
33 otherwise provided for herein in relation to the administration of this  
34 chapter heretofore expressly conferred upon the commissioner of labor by  
35 any of the provisions of this chapter, or of the labor law. The chair,  
36 on behalf of the workers' compensation board, shall enter into the  
37 agreement provided for in section one hundred seventy-one-h of the tax  
38 law, and shall take such other actions as may be necessary to carry out  
39 the agreement provided for in such section for matching beneficiary  
40 records of workers' compensation with information provided by employers  
41 to the state directory of new hires for the purposes of verifying eligi-  
42 bility for such benefits and for administering workers' compensation.

43 § 10. This act shall take effect January 1, 2027.

44 PART CC

45 Section 1. Subdivisions 1, 2 and 3 of section 21-a of the workers'  
46 compensation law, as amended by chapter 6 of the laws of 2007, are  
47 amended to read as follows:

48 1. Notwithstanding any other provision of this chapter to the contra-  
49 ry, in any instance in which an employer is unsure of the extent of its  
50 liability for a claim for compensation by an injured employee pursuant  
51 to this chapter, such employer may initiate compensation payments and  
52 payments for medical treatment and care, including prescribed medicine  
53 and continue such payments for one year, without prejudice and without

1 admitting liability, in accordance with a notice of temporary payment of  
2 compensation, on a form prescribed by the board.

3 2. The notice of temporary payment of compensation authorized by  
4 subdivision one of this section shall be delivered to the injured  
5 employee and the board. Such notice shall notify the injured employee  
6 that the temporary payment of compensation and medical treatment and  
7 care, including prescribed medicine shall not be deemed to be an admis-  
8 sion of liability by the employer for the injury or injuries to the  
9 employee. The board, upon receipt of a notice of temporary payment of  
10 compensation, shall send a notice to the injured employee stating that:

11 (a) the board has received a notice of temporary payment of compen-  
12 sation relating to such injured employee;

13 (b) the payment of temporary compensation and medical treatment and  
14 care, including prescribed medicine and the injured employee's accept-  
15 ance of such temporary compensation and medical treatment and care,  
16 including prescribed medicine shall not be an admission of liability by  
17 the employer, nor prejudice the claim of the injured employee;

18 (c) the payment of temporary compensation and medical treatment and  
19 care, including prescribed medicine shall terminate on the elapse of:  
20 one year, or the employer's contesting of the injured employee's claim  
21 for compensation and medical treatment and care, including prescribed  
22 medicine, or the board determination of the injured employee's claim,  
23 whichever is first; and

24 (d) the injured employee may be required to enter into an agreement  
25 with the employer to ensure the continuation of payments of temporary  
26 compensation and medical treatment and care, including prescribed medi-  
27 cine.

28 3. An employer may cease making temporary payments of compensation and  
29 medical treatment and care, including prescribed medicine if such  
30 employer delivers within five days after the last payment, to the  
31 injured employee and the board, a notice of termination of temporary  
32 payments of compensation on a form prescribed by the board. Such notice  
33 shall inform the injured employee that the employer is ceasing temporary  
34 payment of compensation and medical treatment and care, including  
35 prescribed medicine. Upon the cessation of temporary payments of compen-  
36 sation and medical treatment and care, including prescribed medicine,  
37 all parties to any action pursuant to this chapter shall retain all  
38 rights, defenses and obligations they would otherwise have pursuant to  
39 this chapter without regard for the temporary payment of compensation  
40 and medical treatment and care, including prescribed medicine.

41 § 2. This act shall take effect January 1, 2027.

42

#### PART DD

43 Section 1. Paragraph 1 of subdivision (d) of section 13 of the work-  
44 ers' compensation law, as amended by chapter 419 of the laws of 2000, is  
45 amended to read as follows:

46 (1) [In] An insurer or health benefits plan shall make payments for  
47 otherwise covered medical and/or hospital services for or on behalf of  
48 an injured employee when the claim is controverted and the insurer or  
49 health benefits plan receives from the provider of the medical and/or  
50 hospital services who is treating the injured employee a written notice  
51 from the carrier or employer that the carrier or employer denied payment  
52 for the medical and/or hospital services. The insurer or health benefits  
53 plan shall be entitled to be reimbursed for such payments by the carrier  
54 or employer within the limits of the medical and hospital fee schedules



1 adopted by the chair if the board determines that the claim is compensa-  
2 ble. Additionally, in the event that an insurer or health benefits plan  
3 makes payments for medical and/or hospital services for or on behalf of  
4 an injured employee when the claim is not controverted, they shall be  
5 entitled to be reimbursed for such payments by the carrier or employer  
6 within the limits of the medical and hospital fee schedules adopted by  
7 the chair if the board determines that the claim is compensable. For the  
8 purposes of this section, an insurer or health benefits plan includes a  
9 medical expense indemnity corporation, a health or hospital service  
10 corporation, a commercial insurance company licensed to write accident  
11 and health insurance in the state of New York, an institution of higher  
12 education certified under section eleven hundred twenty-four of the  
13 insurance law, as added by chapter two hundred forty-six of the laws of  
14 two thousand twelve a municipal cooperative health benefit plan under  
15 article forty-seven of the insurance law, a health maintenance organiza-  
16 tion operating in accordance with article forty-three of the insurance  
17 law or article forty-four of the public health law, or a self-insured or  
18 self-funded health care benefits plan operated by, or on behalf of, any  
19 business, municipality or other entity (including an employee welfare  
20 fund as defined in article forty-four of the insurance law or any other  
21 union trust fund or union health benefits plan). Notwithstanding any  
22 other provision of law, in no event shall the carrier or employer be  
23 required to reimburse the insurer or health benefits plan in an amount  
24 greater than the amount paid for medical and hospital services for or on  
25 behalf of the injured [employer] employee by such [corporation] insurer  
26 or [company] health benefits plan; provided, however, if the carrier or  
27 employer does not reimburse the insurer or health benefits plan within  
28 thirty days after the board determines that the claim is compensable,  
29 the carrier or employer shall reimburse the insurer or health benefits  
30 plan at the amount the carrier or employer would be obligated to reim-  
31 burse the hospital or other provider of medical services if the carrier  
32 or employer made payment directly to the provider of medical and/or  
33 hospital services pursuant to this chapter (or, in the case of inpatient  
34 hospital services, pursuant to paragraphs (b) and (b-1) of subdivision  
35 one of section twenty-eight hundred seven-c of the public health law).  
36 Upon reimbursement to the insurer or health benefits plan pursuant to  
37 this subdivision, the carrier or employer shall be relieved of liability  
38 for the medical and/or hospital services for which payment has been made  
39 by the insurer or health benefits plan.

40 § 2. The insurance law is amended by adding new section 3224-e to read  
41 as follows:

42 § 3224-e. Payment of controverted workers' compensation insurance  
43 claims. (a) Pursuant to paragraph one of subdivision (d) of section  
44 thirteen of the workers' compensation law, an insurer shall make  
45 payments for otherwise covered medical or hospital services when the  
46 workers' compensation insurance claim is controverted and the insurer  
47 receives from the provider of the medical or hospital services who is  
48 treating the injured employee a written notice from the workers' compen-  
49 sation insurer or employer that the workers' compensation insurer or  
50 employer denied payment for the medical or hospital services. The insur-  
51 er shall be entitled to be reimbursed for such payments by the workers'  
52 compensation insurer or employer within the limits of the medical and  
53 hospital fee schedules of the chair of the workers' compensation board  
54 if the workers' compensation board determines that the claim is compens-  
55 able.

1 (b) For the purpose of this section, "insurer" shall mean an insurer  
2 authorized to write accident and health insurance in this state, an  
3 organization or corporation licensed or certified pursuant to article  
4 forty-three or forty-seven of this chapter or article forty-four of the  
5 public health law, or an institution of higher education certified under  
6 section eleven hundred twenty-four of this chapter, as added by chapter  
7 two hundred forty-six of the laws of two thousand twelve.

8 § 3. This act shall take effect January 1, 2026 and shall apply to all  
9 policies and contracts issued or renewed on or after such date.

10

## PART EE

11 Section 1. The state comptroller is hereby authorized and directed to  
12 loan money in accordance with the provisions set forth in subdivision 5  
13 of section 4 of the state finance law to the following funds and/or  
14 accounts:

- 15 1. DOL-Child performer protection account (20401).
- 16 2. Local government records management account (20501).
- 17 3. Child health plus program account (20810).
- 18 4. EPIC premium account (20818).
- 19 5. Education - New (20901).
- 20 6. VLT - Sound basic education fund (20904).
- 21 7. Sewage treatment program management and administration fund  
22 (21000).
- 23 8. Hazardous bulk storage account (21061).
- 24 9. Utility environmental regulatory account (21064).
- 25 10. Federal grants indirect cost recovery account (21065).
- 26 11. Low level radioactive waste account (21066).
- 27 12. Recreation account (21067).
- 28 13. Public safety recovery account (21077).
- 29 14. Environmental regulatory account (21081).
- 30 15. Natural resource account (21082).
- 31 16. Mined land reclamation program account (21084).
- 32 17. Great lakes restoration initiative account (21087).
- 33 18. Environmental protection and oil spill compensation fund (21200).
- 34 19. Public transportation systems account (21401).
- 35 20. Metropolitan mass transportation (21402).
- 36 21. Operating permit program account (21451).
- 37 22. Mobile source account (21452).
- 38 23. Statewide planning and research cooperative system account  
39 (21902).
- 40 24. New York state thruway authority account (21905).
- 41 25. Financial control board account (21911).
- 42 26. Regulation of racing account (21912).
- 43 27. State university dormitory income reimbursable account (21937).
- 44 28. Criminal justice improvement account (21945).
- 45 29. Environmental laboratory reference fee account (21959).
- 46 30. Training, management and evaluation account (21961).
- 47 31. Clinical laboratory reference system assessment account (21962).
- 48 32. Indirect cost recovery account (21978).
- 49 33. Multi-agency training account (21989).
- 50 34. Bell jar collection account (22003).
- 51 35. Industry and utility service account (22004).
- 52 36. Real property disposition account (22006).
- 53 37. Parking account (22007).
- 54 38. Courts special grants (22008).



- 1 39. Asbestos safety training program account (22009).
- 2 40. Batavia school for the blind account (22032).
- 3 41. Investment services account (22034).
- 4 42. Surplus property account (22036).
- 5 43. Financial oversight account (22039).
- 6 44. Regulation of Indian gaming account (22046).
- 7 45. Rome school for the deaf account (22053).
- 8 46. Seized assets account (22054).
- 9 47. Administrative adjudication account (22055).
- 10 48. New York City assessment account (22062).
- 11 49. Cultural education account (22063).
- 12 50. Local services account (22078).
- 13 51. DHCR mortgage servicing account (22085).
- 14 52. Housing indirect cost recovery account (22090).
- 15 53. Voting Machine Examinations account (22099).
- 16 54. DHCR-HCA application fee account (22100).
- 17 55. Low income housing monitoring account (22130).
- 18 56. Restitution account (22134).
- 19 57. Corporation administration account (22135).
- 20 58. New York State Home for Veterans in the Lower-Hudson Valley
- 21 account (22144).
- 22 59. Deferred compensation administration account (22151).
- 23 60. Rent revenue other New York City account (22156).
- 24 61. Rent revenue account (22158).
- 25 62. Transportation aviation account (22165).
- 26 63. Tax revenue arrearage account (22168).
- 27 64. New York State Campaign Finance Fund account (22211).
- 28 65. New York state medical indemnity fund account (22240).
- 29 66. Behavioral health parity compliance fund (22246).
- 30 67. Pharmacy benefit manager regulatory fund (22255).
- 31 68. Virtual currency assessments account (22262).
- 32 69. State university general income offset account (22654).
- 33 70. Lake George park trust fund account (22751).
- 34 71. Highway safety program account (23001).
- 35 72. DOH drinking water program account (23102).
- 36 73. NYCCC operating offset account (23151).
- 37 74. Commercial gaming revenue account (23701).
- 38 75. Commercial gaming regulation account (23702).
- 39 76. Highway use tax administration account (23801).
- 40 77. New York state secure choice administrative account (23806).
- 41 78. New York state cannabis revenue fund (24800).
- 42 79. Cannabis education account (24801).
- 43 80. Fantasy sports administration account (24951).
- 44 81. Mobile sports wagering fund (24955).
- 45 82. Highway and bridge capital account (30051).
- 46 83. State university residence hall rehabilitation fund (30100).
- 47 84. State parks infrastructure account (30351).
- 48 85. Clean water/clean air implementation fund (30500).
- 49 86. Hazardous waste remedial cleanup account (31506).
- 50 87. Youth facilities improvement account (31701).
- 51 88. Housing assistance fund (31800).
- 52 89. Housing program fund (31850).
- 53 90. Highway facility purpose account (31951).
- 54 91. New York racing account (32213).
- 55 92. Capital miscellaneous gifts account (32214).
- 56 93. Information technology capital financing account (32215).

- 1 94. New York environmental protection and spill remediation account
- 2 (32219).
- 3 95. Department of financial services IT modernization capital account
- 4 (32230).
- 5 96. Mental hygiene facilities capital improvement fund (32300).
- 6 97. Correctional facilities capital improvement fund (32350).
- 7 98. New York State Storm Recovery Capital Fund (33000).
- 8 99. OGS convention center account (50318).
- 9 100. Empire Plaza Gift Shop (50327).
- 10 101. Unemployment Insurance Benefit Fund, Interest Assessment Account
- 11 (50651).
- 12 102. Centralized services fund (55000).
- 13 103. Archives records management account (55052).
- 14 104. Federal single audit account (55053).
- 15 105. Civil service administration account (55055).
- 16 106. Civil service EHS occupational health program account (55056).
- 17 107. Banking services account (55057).
- 18 108. Cultural resources survey account (55058).
- 19 109. Neighborhood work project account (55059).
- 20 110. Automation & printing chargeback account (55060).
- 21 111. OFT NYT account (55061).
- 22 112. Data center account (55062).
- 23 113. Intrusion detection account (55066).
- 24 114. Domestic violence grant account (55067).
- 25 115. Centralized technology services account (55069).
- 26 116. Labor contact center account (55071).
- 27 117. Human services contact center account (55072).
- 28 118. Tax contact center account (55073).
- 29 119. Department of law civil recoveries account (55074).
- 30 120. Executive direction internal audit account (55251).
- 31 121. CIO Information technology centralized services account (55252).
- 32 122. Health insurance internal service account (55300).
- 33 123. Civil service employee benefits division administrative account
- 34 (55301).
- 35 124. Correctional industries revolving fund (55350).
- 36 125. Employees health insurance account (60201).
- 37 126. Medicaid management information system escrow fund (60900).
- 38 127. Animal shelter regulation account.
- 39 128. Climate initiative account.
- 40 129. Employers Assessment account.
- 41 § 2. The state comptroller is hereby authorized and directed to loan
- 42 money in accordance with the provisions set forth in subdivision 5 of
- 43 section 4 of the state finance law to any account within the following
- 44 federal funds, provided the comptroller has made a determination that
- 45 sufficient federal grant award authority is available to reimburse such
- 46 loans:
- 47 1. Federal USDA-food and nutrition services fund (25000).
- 48 2. Federal health and human services fund (25100).
- 49 3. Federal education fund (25200).
- 50 4. Federal block grant fund (25250).
- 51 5. Federal miscellaneous operating grants fund (25300).
- 52 6. Federal unemployment insurance administration fund (25900).
- 53 7. Federal unemployment insurance occupational training fund (25950).
- 54 8. Federal emergency employment act fund (26000).
- 55 9. Federal capital projects fund (31350).



1 § 3. Notwithstanding any law to the contrary, and in accordance with  
2 section 4 of the state finance law, the comptroller is hereby authorized  
3 and directed to transfer, upon request of the director of the budget, on  
4 or before March 31, 2026, up to the unencumbered balance or the follow-  
5 ing amounts:

6 Economic Development and Public Authorities:

7 1. An amount up to the unencumbered balance from the miscellaneous  
8 special revenue fund, underground facilities safety training account  
9 (22172), to the general fund.

10 2. An amount up to the unencumbered balance from the miscellaneous  
11 special revenue fund, business and licensing services account (21977),  
12 to the general fund.

13 3. \$19,810,000 from the miscellaneous special revenue fund, code  
14 enforcement account (21904), to the general fund.

15 4. \$3,000,000 from the general fund to the miscellaneous special  
16 revenue fund, tax revenue arrearage account (22168).

17 Education:

18 1. \$2,590,856,000 from the general fund to the state lottery fund,  
19 education account (20901), as reimbursement for disbursements made from  
20 such fund for supplemental aid to education pursuant to section 92-c of  
21 the state finance law that are in excess of the amounts deposited in  
22 such fund for such purposes pursuant to section 1612 of the tax law.

23 2. \$1,135,000,000 from the general fund to the state lottery fund, VLT  
24 education account (20904), as reimbursement for disbursements made from  
25 such fund for supplemental aid to education pursuant to section 92-c of  
26 the state finance law that are in excess of the amounts deposited in  
27 such fund for such purposes pursuant to section 1612 of the tax law.

28 3. \$132,800,000 from the general fund to the New York state commercial  
29 gaming fund, commercial gaming revenue account (23701), as reimbursement  
30 for disbursements made from such fund for supplemental aid to education  
31 pursuant to section 97-nnnn of the state finance law that are in excess  
32 of the amounts deposited in such fund for purposes pursuant to section  
33 1352 of the racing, pari-mutuel wagering and breeding law.

34 4. \$1,418,000,000 from the general fund to the mobile sports wagering  
35 fund, education account (24955), as reimbursement for disbursements made  
36 from such fund for supplemental aid to education pursuant to section  
37 92-c of the state finance law that are in excess of the amounts deposit-  
38 ed in such fund for such purposes pursuant to section 1367 of the  
39 racing, pari-mutuel wagering and breeding law.

40 5. \$5,000,000 from the interactive fantasy sports fund, fantasy sports  
41 education account (24950), to the state lottery fund, education account  
42 (20901), as reimbursement for disbursements made from such fund for  
43 supplemental aid to education pursuant to section 92-c of the state  
44 finance law.

45 6. \$4,856,000 from the cannabis revenue fund cannabis education  
46 account (24801), to the state lottery fund, education account (20901),  
47 as reimbursement for disbursements made from such fund for supplemental  
48 aid to education pursuant to section 99-ii of the state finance law.

49 7. An amount up to the unencumbered balance in the fund on March 31,  
50 2025 from the charitable gifts trust fund, elementary and secondary  
51 education account (24901), to the general fund, for payment of general  
52 support for public schools pursuant to section 3609-a of the education  
53 law.

54 8. Moneys from the state lottery fund (20900) up to an amount deposit-  
55 ed in such fund pursuant to section 1612 of the tax law in excess of the

1 current year appropriation for supplemental aid to education pursuant to  
2 section 92-c of the state finance law.

3 9. \$300,000 from the New York state local government records manage-  
4 ment improvement fund, local government records management account  
5 (20501), to the New York state archives partnership trust fund, archives  
6 partnership trust maintenance account (20351).

7 10. \$900,000 from the general fund to the miscellaneous special reven-  
8 ue fund, Batavia school for the blind account (22032).

9 11. \$900,000 from the general fund to the miscellaneous special reven-  
10 ue fund, Rome school for the deaf account (22053).

11 12. \$343,400,000 from the state university dormitory income fund  
12 (40350) to the miscellaneous special revenue fund, state university  
13 dormitory income reimbursable account (21937).

14 13. \$70,000,000 from the state university income fund, state universi-  
15 ty hospitals income reimbursable account (22656) to the general fund for  
16 hospital debt service.

17 14. \$24,000,000 from any of the state education department's special  
18 revenue and internal service funds to the miscellaneous special revenue  
19 fund, indirect cost recovery account (21978).

20 15. \$4,200,000 from any of the state education department's special  
21 revenue or internal service funds to the capital projects fund (30000).

22 16. \$30,013,000 from the general fund to the miscellaneous special  
23 revenue fund, HESC-insurance premium payments account (21960).

24 17. \$312,000,000 from the State University Income Fund, Long Island  
25 veterans' home account (22652), state university income fund, state  
26 university general income reimbursable account (22653), state university  
27 income fund, state university general revenue offset account (22655),  
28 state university income fund, state university hospitals income reim-  
29 bursable account (22656), state university income fund, SUNY stabiliza-  
30 tion account (22657), state university income fund, state university-  
31 wide hospital reimbursable account (22658), and/or state university  
32 income fund, SUNY tuition reimbursable account (22659) to the General  
33 Fund for the payment of SUNY Hospitals Health Insurance premiums on or  
34 before March 31, 2026.

35 18. \$25,000,000 from the general fund to the miscellaneous capital  
36 projects fund, state university of New York green energy loan fund.

37 Environmental Affairs:

38 1. \$16,000,000 from any of the department of environmental conserva-  
39 tion's special revenue federal funds, and/or federal capital funds, to  
40 the environmental conservation special revenue fund, federal indirect  
41 recovery account (21065).

42 2. \$5,000,000 from any of the department of environmental conserva-  
43 tion's special revenue federal funds, and/or federal capital funds, to  
44 the conservation fund (21150) or Marine Resources Account (21151) as  
45 necessary to avoid diversion of conservation funds.

46 3. \$3,000,000 from any of the office of parks, recreation and historic  
47 preservation capital projects federal funds and special revenue federal  
48 funds to the miscellaneous special revenue fund, federal grant indirect  
49 cost recovery account (22188).

50 4. \$100,000,000 from the general fund to the environmental protection  
51 fund, environmental protection fund transfer account (30451).

52 5. \$10,000,000 from the general fund to the hazardous waste remedial  
53 fund, hazardous waste cleanup account (31506).

54 6. An amount up to or equal to the cash balance within the special  
55 revenue-other waste management & cleanup account (21053) to the capital  
56 projects fund (30000) for services and capital expenses related to the

1 management and cleanup program as put forth in section 27-1915 of the  
2 environmental conservation law.

3 7. \$1,800,000 from the miscellaneous special revenue fund, public  
4 service account (22011) to the miscellaneous special revenue fund, util-  
5 ity environmental regulatory account (21064).

6 8. \$7,000,000 from the general fund to the enterprise fund, state fair  
7 account (50051).

8 9. \$3,000,000 from the waste management & cleanup account (21053) to  
9 the general fund.

10 10. \$3,000,000 from the waste management & cleanup account (21053) to  
11 the environmental protection fund transfer account (30451).

12 11. \$14,000,000 from the general fund to the miscellaneous special  
13 revenue fund, patron services account (22163).

14 12. \$15,000,000 from the enterprise fund, golf account (50332) to the  
15 state park infrastructure fund, state park infrastructure account  
16 (30351).

17 13. \$10,000,000 from the general fund to the environmental protection  
18 and oil spill compensation fund (21203).

19 14. \$5,000,000 from the general fund to the enterprise fund, golf  
20 account (50332).

21 Family Assistance:

22 1. \$7,000,000 from any of the office of children and family services,  
23 office of temporary and disability assistance, or department of health  
24 special revenue federal funds and the general fund, in accordance with  
25 agreements with social services districts, to the miscellaneous special  
26 revenue fund, office of human resources development state match account  
27 (21967).

28 2. \$4,000,000 from any of the office of children and family services  
29 or office of temporary and disability assistance special revenue federal  
30 funds to the miscellaneous special revenue fund, family preservation and  
31 support services and family violence services account (22082).

32 3. \$18,670,000 from any of the office of children and family services,  
33 office of temporary and disability assistance, or department of health  
34 special revenue federal funds and any other miscellaneous revenues  
35 generated from the operation of office of children and family services  
36 programs to the general fund.

37 4. \$205,000,000 from any of the office of temporary and disability  
38 assistance or department of health special revenue funds to the general  
39 fund.

40 5. \$2,500,000 from any of the office of temporary and disability  
41 assistance special revenue funds to the miscellaneous special revenue  
42 fund, office of temporary and disability assistance program account  
43 (21980).

44 6. \$35,000,000 from any of the office of children and family services,  
45 office of temporary and disability assistance, department of labor, and  
46 department of health special revenue federal funds to the office of  
47 children and family services miscellaneous special revenue fund, multi-  
48 agency training contract account (21989).

49 7. \$205,000,000 from the miscellaneous special revenue fund, youth  
50 facility per diem account (22186), to the general fund.

51 8. \$788,000 from the general fund to the combined gifts, grants, and  
52 bequests fund, WB Hoyt Memorial account (20128).

53 9. \$5,000,000 from the miscellaneous special revenue fund, state  
54 central registry (22028), to the general fund.

55 10. \$900,000 from the general fund to the Veterans' Remembrance and  
56 Cemetery Maintenance and Operation account (20201).

1 11. \$5,000,000 from the general fund to the housing program fund  
2 (31850).

3 12. \$15,000,000 from any of the office of children and family services  
4 special revenue federal funds to the office of court administration  
5 special revenue other federal iv-e funds account.

6 13. \$10,000,000 from any of the office of children and family services  
7 special revenue federal funds to the office of indigent legal services  
8 special revenue other federal iv-e funds account.

9 General Government:

10 1. \$9,000,000 from the general fund to the health insurance revolving  
11 fund (55300).

12 2. \$292,400,000 from the health insurance reserve receipts fund  
13 (60550) to the general fund.

14 3. \$150,000 from the general fund to the not-for-profit revolving loan  
15 fund (20650).

16 4. \$150,000 from the not-for-profit revolving loan fund (20650) to the  
17 general fund.

18 5. \$3,000,000 from the miscellaneous special revenue fund, surplus  
19 property account (22036), to the general fund.

20 6. \$19,000,000 from the miscellaneous special revenue fund, revenue  
21 arrearage account (22024), to the general fund.

22 7. \$3,828,000 from the miscellaneous special revenue fund, revenue  
23 arrearage account (22024), to the miscellaneous special revenue fund,  
24 authority budget office account (22138).

25 8. \$1,000,000 from the miscellaneous special revenue fund, parking  
26 account (22007), to the general fund, for the purpose of reimbursing the  
27 costs of debt service related to state parking facilities.

28 9. \$11,460,000 from the general fund to the agencies internal service  
29 fund, central technology services account (55069), for the purpose of  
30 enterprise technology projects.

31 10. \$10,000,000 from the general fund to the agencies internal service  
32 fund, state data center account (55062).

33 11. \$12,000,000 from the miscellaneous special revenue fund, parking  
34 account (22007), to the centralized services, building support services  
35 account (55018).

36 12. \$33,000,000 from the general fund to the internal service fund,  
37 business services center account (55022).

38 13. \$9,500,000 from the general fund to the internal service fund,  
39 building support services account (55018).

40 14. \$1,500,000 from the combined expendable trust fund, plaza special  
41 events account (20120), to the general fund.

42 15. \$50,000,000 from the New York State cannabis revenue fund (24800)  
43 to the general fund.

44 16. A transfer from the general fund to the miscellaneous special  
45 revenue fund, New York State Campaign Finance Fund Account (22211), up  
46 to an amount equal to total reimbursements due to qualified candidates.

47 17. \$6,000,000 from the miscellaneous special revenue fund, standards  
48 and purchasing account (22019), to the general fund.

49 18. \$12,400,000 from the banking department special revenue fund  
50 (21970) funded by the assessment to defray operating expenses authorized  
51 by section 206 of the financial services law to the IT Modernization  
52 Capital Fund.

53 19. \$12,400,000 from the insurance department special revenue fund  
54 (21994) funded by the assessment to defray operating expenses authorized  
55 by section 206 of the financial services law to the IT Modernization  
56 Capital Fund.





- 1 20. \$1,550,000 from the pharmacy benefits bureau special revenue fund  
2 (22255) funded by the assessment to defray operating expenses authorized  
3 by section 206 of the financial services law, to the IT Modernization  
4 Capital Fund.
- 5 21. \$4,650,000 from the virtual currency special revenue fund (22262)  
6 funded by the assessment to defray operating expenses authorized by  
7 section 206 of the financial services law, to the IT Modernization Capi-  
8 tal Fund.
- 9 Health:
- 10 1. A transfer from the general fund to the combined gifts, grants and  
11 bequests fund, breast cancer research and education account (20155), up  
12 to an amount equal to the monies collected and deposited into that  
13 account in the previous fiscal year.
- 14 2. A transfer from the general fund to the combined gifts, grants and  
15 bequests fund, prostate cancer research, detection, and education  
16 account (20183), up to an amount equal to the moneys collected and  
17 deposited into that account in the previous fiscal year.
- 18 3. A transfer from the general fund to the combined gifts, grants and  
19 bequests fund, Alzheimer's disease research and assistance account  
20 (20143), up to an amount equal to the moneys collected and deposited  
21 into that account in the previous fiscal year.
- 22 4. \$3,600,000 from the miscellaneous special revenue fund, certificate  
23 of need account (21920), to the miscellaneous capital projects fund,  
24 healthcare IT capital subfund (32216).
- 25 5. \$4,000,000 from the miscellaneous special revenue fund, vital  
26 health records account (22103), to the miscellaneous capital projects  
27 fund, healthcare IT capital subfund (32216).
- 28 6. \$6,000,000 from the miscellaneous special revenue fund, profes-  
29 sional medical conduct account (22088), to the miscellaneous capital  
30 projects fund, healthcare IT capital subfund (32216).
- 31 7. \$127,000,000 from the HCRA resources fund (20800) to the capital  
32 projects fund (30000).
- 33 8. \$6,550,000 from the general fund to the medical cannabis trust  
34 fund, health operation and oversight account (23755).
- 35 9. An amount up to the unencumbered balance from the charitable gifts  
36 trust fund, health charitable account (24900), to the general fund, for  
37 payment of general support for primary, preventive, and inpatient health  
38 care, dental and vision care, hunger prevention and nutritional assist-  
39 ance, and other services for New York state residents with the overall  
40 goal of ensuring that New York state residents have access to quality  
41 health care and other related services.
- 42 10. \$500,000 from the miscellaneous special revenue fund, New York  
43 State cannabis revenue fund (24800), to the miscellaneous special reven-  
44 ue fund, environmental laboratory fee account (21959).
- 45 11. An amount up to the unencumbered balance from the public health  
46 emergency charitable gifts trust fund (23816), to the general fund, for  
47 payment of goods and services necessary to respond to a public health  
48 disaster emergency or to assist or aid in responding to such a disaster.
- 49 12. \$1,000,000,000 from the general fund to the health care transfor-  
50 mation fund (24850).
- 51 13. \$2,590,000 from the miscellaneous special revenue fund, patient  
52 safety center account (22139), to the general fund.
- 53 14. \$1,000,000 from the miscellaneous special revenue fund, nursing  
54 home receivership account (21925), to the general fund.
- 55 15. \$130,000 from the miscellaneous special revenue fund, quality of  
56 care account (21915), to the general fund.



1 16. \$2,200,000 from the miscellaneous special revenue fund, adult home  
2 quality enhancement account (22091), to the general fund.

3 17. \$17,283,000 from the general fund, to the miscellaneous special  
4 revenue fund, helen hayes hospital account (22140).

5 18. \$3,672,000 from the general fund, to the miscellaneous special  
6 revenue fund, New York city veterans' home account (22141).

7 19. \$2,731,000 from the general fund, to the miscellaneous special  
8 revenue fund, New York state home for veterans' and their dependents at  
9 oxford account (22142).

10 20. \$1,455,000 from the general fund, to the miscellaneous special  
11 revenue fund, western New York veterans' home account (22143).

12 21. \$4,683,000 from the general fund, to the miscellaneous special  
13 revenue fund, New York state for veterans in the lower-hudson valley  
14 account (22144).

15 22. \$350,000,000 from the general fund, to the miscellaneous special  
16 revenue fund, healthcare stability fund account (22267).

17 23. \$5,000,000 from the general fund to the occupational health clin-  
18 ics account (22177).

19 24. \$88,000 from the miscellaneous special revenue fund, veterans home  
20 assistance account (20208), to the miscellaneous special revenue fund,  
21 New York city veterans' home account (22141).

22 25. \$88,000 from the miscellaneous special revenue fund, veterans home  
23 assistance account (20208), to the miscellaneous special revenue fund,  
24 New York state home for veterans' and their dependents at oxford account  
25 (22142).

26 26. \$88,000 from the miscellaneous special revenue fund, veterans  
27 assistance account (20208), to the miscellaneous special revenue fund,  
28 western New York veterans' home account (22143).

29 27. \$88,000 from the miscellaneous special revenue fund, veterans  
30 assistance account (20208), to the miscellaneous special revenue fund,  
31 New York state for veterans in the lower-Hudson valley account (22144).

32 28. \$88,000 from the miscellaneous special revenue fund, veterans  
33 assistance account (20208), to the state university income fund, Long  
34 Island Veterans' Home Account (22652).

35 Labor:

36 1. \$600,000 from the miscellaneous special revenue fund, DOL fee and  
37 penalty account (21923), to the child performer's protection fund, child  
38 performer protection account (20401).

39 2. \$11,700,000 from the unemployment insurance interest and penalty  
40 fund, unemployment insurance special interest and penalty account  
41 (23601), to the general fund.

42 3. \$50,000,000 from the DOL fee and penalty account (21923), unemploy-  
43 ment insurance special interest and penalty account (23601), and public  
44 work enforcement account (21998), to the general fund.

45 4. \$850,000 from the miscellaneous special revenue fund, DOL elevator  
46 safety program fund (22252) to the miscellaneous special revenue fund,  
47 DOL fee and penalty account (21923).

48 5. \$22,000,000 from the miscellaneous special revenue fund, Interest  
49 and Penalty Account (23601), to the Training and Education Program on  
50 Occupation Safety and Health Fund, OSHA Training and Education Account  
51 (21251).

52 6. \$1,000,000 from the miscellaneous special revenue fund, Public Work  
53 Enforcement account (21998), to the Training and Education Program on  
54 Occupation Safety and Health Fund, OSHA Training and Education Account  
55 (21251).



1 7. \$250,000,000 from the general fund to the enterprise fund, unem-  
2 ployment insurance benefit fund, interest assessment account (50651).  
3 8. \$4,000,000 from the miscellaneous special revenue fund, Public Work  
4 Enforcement account (21998), to the Training and Education Program on  
5 Occupational Safety and Health Fund, OSHA Inspection Account (21252).  
6 Mental Hygiene:  
7 1. \$2,000,000 from the general fund, to the mental hygiene facilities  
8 capital improvement fund (32300).  
9 2. \$20,000,000 from the opioid settlement fund (23817) to the miscel-  
10 laneous capital projects fund, opioid settlement capital account  
11 (32200).  
12 3. \$20,000,000 from the miscellaneous capital projects fund, opioid  
13 settlement capital account (32200) to the opioid settlement fund  
14 (23817).  
15 Public Protection:  
16 1. \$2,587,000 from the general fund to the miscellaneous special  
17 revenue fund, recruitment incentive account (22171).  
18 2. \$23,773,000 from the general fund to the correctional industries  
19 revolving fund, correctional industries internal service account  
20 (55350).  
21 3. \$2,000,000,000 from any of the division of homeland security and  
22 emergency services special revenue federal funds to the general fund.  
23 4. \$115,420,000 from the state police motor vehicle law enforcement  
24 and motor vehicle theft and insurance fraud prevention fund, state  
25 police motor vehicle enforcement account (22802), to the general fund  
26 for state operation expenses of the division of state police.  
27 5. \$138,272,000 from the general fund to the correctional facilities  
28 capital improvement fund (32350).  
29 6. \$5,000,000 from the general fund to the dedicated highway and  
30 bridge trust fund (30050) for the purpose of work zone safety activities  
31 provided by the division of state police for the department of transpor-  
32 tation.  
33 7. \$10,000,000 from the miscellaneous special revenue fund, statewide  
34 public safety communications account (22123), to the capital projects  
35 fund (30000).  
36 8. \$9,830,000 from the miscellaneous special revenue fund, legal  
37 services assistance account (22096), to the general fund.  
38 9. \$1,000,000 from the general fund to the agencies internal service  
39 fund, neighborhood work project account (55059).  
40 10. \$7,980,000 from the miscellaneous special revenue fund, finger-  
41 print identification & technology account (21950), to the general fund.  
42 11. \$1,100,000 from the state police motor vehicle law enforcement and  
43 motor vehicle theft and insurance fraud prevention fund, motor vehicle  
44 theft and insurance fraud account (22801), to the general fund.  
45 12. \$38,938,000 from the general fund to the miscellaneous special  
46 revenue fund, criminal justice improvement account (21945).  
47 13. \$6,000,000 from the general fund to the miscellaneous special  
48 revenue fund, hazard mitigation revolving loan account (22266).  
49 14. \$234,000,000 from the indigent legal services fund, indigent legal  
50 services account (23551) to the general fund.  
51 Transportation:  
52 1. \$20,000,000 from the general fund to the mass transportation oper-  
53 ating assistance fund, public transportation systems operating assist-  
54 ance account (21401), of which \$12,000,000 constitutes the base need for  
55 operations.

1 2. \$727,500,000 from the general fund to the dedicated highway and  
2 bridge trust fund (30050).

3 3. \$244,250,000 from the general fund to the MTA financial assistance  
4 fund, mobility tax trust account (23651).

5 4. \$477,000 from the miscellaneous special revenue fund, traffic adju-  
6 dication account (22055), to the general fund.

7 5. \$5,000,000 from the miscellaneous special revenue fund, transporta-  
8 tion regulation account (22067) to the general fund, for disbursements  
9 made from such fund for motor carrier safety that are in excess of the  
10 amounts deposited in the general fund for such purpose pursuant to  
11 section 94 of the transportation law.

12 Miscellaneous:

13 1. \$250,000,000 from the general fund to any funds or accounts for the  
14 purpose of reimbursing certain outstanding accounts receivable balances.

15 2. \$500,000,000 from the general fund to the debt reduction reserve  
16 fund (40000).

17 3. \$450,000,000 from the New York state storm recovery capital fund  
18 (33000) to the revenue bond tax fund (40152).

19 4. \$15,500,000 from the general fund, community projects account GG  
20 (10256), to the general fund, state purposes account (10050).

21 5. \$100,000,000 from any special revenue federal fund to the general  
22 fund, state purposes account (10050).

23 6. An amount up to the unencumbered balance from the special revenue  
24 federal fund, ARPA-Fiscal Recovery Fund (25546) to the general fund.

25 7. \$1,000,000,000 from the general fund to the hazardous waste cleanup  
26 account (31506), State parks infrastructure account (30351), environ-  
27 mental protection fund transfer account (30451), the correctional facil-  
28 ities capital improvement fund (32350), housing program fund (31850), or  
29 the Mental hygiene facilities capital improvement fund (32300), up to an  
30 amount equal to certain outstanding accounts receivable balances.

31 § 4. Notwithstanding any law to the contrary, and in accordance with  
32 section 4 of the state finance law, the comptroller is hereby authorized  
33 and directed to transfer, on or before March 31, 2026:

34 1. Upon request of the commissioner of environmental conservation, up  
35 to \$12,745,400 from revenues credited to any of the department of envi-  
36 ronmental conservation special revenue funds, including \$4,000,000 from  
37 the environmental protection and oil spill compensation fund (21200),  
38 and \$1,834,600 from the conservation fund (21150), to the environmental  
39 conservation special revenue fund, indirect charges account (21060).

40 2. Upon request of the commissioner of agriculture and markets, up to  
41 \$3,000,000 from any special revenue fund or enterprise fund within the  
42 department of agriculture and markets to the general fund, to pay appro-  
43 priate administrative expenses.

44 3. Upon request of the commissioner of the division of housing and  
45 community renewal, up to \$6,221,000 from revenues credited to any divi-  
46 sion of housing and community renewal federal or miscellaneous special  
47 revenue fund to the miscellaneous special revenue fund, housing indirect  
48 cost recovery account (22090).

49 4. Upon request of the commissioner of the division of housing and  
50 community renewal, up to \$5,500,000 may be transferred from any miscel-  
51 laneous special revenue fund account, to any miscellaneous special  
52 revenue fund.

53 5. Upon request of the commissioner of health up to \$13,694,000 from  
54 revenues credited to any of the department of health's special revenue  
55 funds, to the miscellaneous special revenue fund, administration account  
56 (21982).



1 6. Upon the request of the attorney general, up to \$5,000,000 from  
2 revenues credited to the federal health and human services fund, federal  
3 health and human services account (25117) or the miscellaneous special  
4 revenue fund, recoveries and revenue account (22041), to the miscella-  
5 neous special revenue fund, litigation settlement and civil recovery  
6 account (22117).

7 § 5. On or before March 31, 2026, the comptroller is hereby authorized  
8 and directed to deposit earnings that would otherwise accrue to the  
9 general fund that are attributable to the operation of section 98-a of  
10 the state finance law, to the agencies internal service fund, banking  
11 services account (55057), for the purpose of meeting direct payments  
12 from such account.

13 § 6. Notwithstanding any law to the contrary, and in accordance with  
14 section 4 of the state finance law, the comptroller is hereby authorized  
15 and directed to transfer, upon request of the director of the budget and  
16 upon consultation with the state university chancellor or their desig-  
17 nee, on or before March 31, 2026, up to \$16,000,000 from the state  
18 university income fund general revenue account (22653) to the state  
19 general fund for debt service costs related to campus supported capital  
20 project costs for the NY-SUNY 2020 challenge grant program at the  
21 University at Buffalo.

22 § 7. Notwithstanding any law to the contrary, and in accordance with  
23 section 4 of the state finance law, the comptroller is hereby authorized  
24 and directed to transfer, upon request of the director of the budget and  
25 upon consultation with the state university chancellor or their desig-  
26 nee, on or before March 31, 2026, up to \$6,500,000 from the state  
27 university income fund general revenue account (22653) to the state  
28 general fund for debt service costs related to campus supported capital  
29 project costs for the NY-SUNY 2020 challenge grant program at the  
30 University at Albany.

31 § 8. Notwithstanding any law to the contrary, the state university  
32 chancellor or their designee is authorized and directed to transfer  
33 estimated tuition revenue balances from the state university collection  
34 fund (61000) to the state university income fund, state university  
35 general revenue offset account (22655) on or before March 31, 2026.

36 § 8-a. Notwithstanding any law to the contrary, and in accordance with  
37 section 4 of the state finance law, the comptroller is hereby authorized  
38 and directed to transfer, upon request of the director of the budget, a  
39 total of up to \$100,000,000 from the general fund to the state universi-  
40 ty income fund, state university general revenue offset account (22655)  
41 and/or the state university income fund, state university hospitals  
42 income reimbursable account (22656) during the period July 1, 2025  
43 through June 30, 2026 to pay costs attributable to the state university  
44 health science center at Brooklyn and/or the state university of New  
45 York hospital at Brooklyn, respectively, pursuant to a plan approved by  
46 the director of the budget.

47 § 9. Notwithstanding any law to the contrary, and in accordance with  
48 section 4 of the state finance law, the comptroller is hereby authorized  
49 and directed to transfer, upon request of the director of the budget, up  
50 to \$1,513,098,500 from the general fund to the state university income  
51 fund, state university general revenue offset account (22655) during the  
52 period of July 1, 2025 through June 30, 2026 to support operations at  
53 the state university.

54 § 10. Notwithstanding any law to the contrary, and in accordance with  
55 section 4 of the state finance law, the comptroller is hereby authorized  
56 and directed to transfer, upon request of the director of the budget, up

1 to \$55,848,000 from the general fund to the state university income  
2 fund, state university general revenue offset account (22655) during the  
3 period of July 1, 2025 to June 30, 2026 for general fund operating  
4 support pursuant to subparagraph (4-b) of paragraph h of subdivision 2  
5 of section three hundred fifty-five of the education law.

6 § 11. Notwithstanding any law to the contrary, upon the direction of  
7 the director of the budget and the chancellor of the state university of  
8 New York or their designee, and in accordance with section 4 of the  
9 state finance law, the comptroller is hereby authorized and directed to  
10 transfer monies from any special revenue fund of the state university of  
11 New York to the state university of New York green energy loan fund for  
12 the discrete purposes of the state university of New York green energy  
13 loan fund and from the state university of New York green energy loan  
14 fund to any special revenue fund of the state university of New York to  
15 support such activity in an amount not to exceed \$25,000,000 from each  
16 fund for the time period of July 1 to June 30 annually.

17 § 12. Notwithstanding any law to the contrary, and in accordance with  
18 section 4 of the state finance law, the comptroller is hereby authorized  
19 and directed to transfer, upon request of the state university chancel-  
20 lor or their designee, up to \$55,000,000 from the state university  
21 income fund, state university hospitals income reimbursable account  
22 (22656), for services and expenses of hospital operations and capital  
23 expenditures at the state university hospitals; and the state university  
24 income fund, Long Island veterans' home account (22652) to the state  
25 university capital projects fund (32400) on or before June 30, 2026.

26 § 13. Notwithstanding any law to the contrary, and in accordance with  
27 section 4 of the state finance law, the comptroller, after consultation  
28 with the state university chancellor or their designee, is hereby  
29 authorized and directed to transfer moneys, in the first instance, from  
30 the state university collection fund, Stony Brook hospital collection  
31 account (61006), Brooklyn hospital collection account (61007), and Syra-  
32 cuse hospital collection account (61008) to the state university income  
33 fund, state university hospitals income reimbursable account (22656) in  
34 the event insufficient funds are available in the state university  
35 income fund, state university hospitals income reimbursable account  
36 (22656) to permit the full transfer of moneys authorized for transfer,  
37 to the general fund for payment of debt service related to the SUNY  
38 hospitals. Notwithstanding any law to the contrary, the comptroller is  
39 also hereby authorized and directed, after consultation with the state  
40 university chancellor or their designee, to transfer moneys from the  
41 state university income fund to the state university income fund, state  
42 university hospitals income reimbursable account (22656) in the event  
43 insufficient funds are available in the state university income fund,  
44 state university hospitals income reimbursable account (22656) to pay  
45 hospital operating costs or to permit the full transfer of moneys  
46 authorized for transfer, to the general fund for payment of debt service  
47 related to the SUNY hospitals on or before March 31, 2026.

48 § 14. Notwithstanding any law to the contrary, upon the direction of  
49 the director of the budget and the chancellor of the state university of  
50 New York or their designee, and in accordance with section 4 of the  
51 state finance law, the comptroller is hereby authorized and directed to  
52 transfer monies from the state university dormitory income fund (40350)  
53 to the state university residence hall rehabilitation fund (30100), and  
54 from the state university residence hall rehabilitation fund (30100) to  
55 the state university dormitory income fund (40350), in an amount not to  
56 exceed \$125 million from each fund.

1 § 15. Notwithstanding any law to the contrary, and in accordance with  
2 section 4 of the state finance law, the comptroller is hereby authorized  
3 and directed to transfer, at the request of the director of the budget,  
4 up to \$1,000,000,000 from the unencumbered balance of any special reven-  
5 ue fund or account, agency fund or account, internal service fund or  
6 account, enterprise fund or account, or any combination of such funds  
7 and accounts, to the general fund. The amounts transferred pursuant to  
8 this authorization shall be in addition to any other transfers expressly  
9 authorized in the 2025-26 budget. Transfers from federal funds, debt  
10 service funds, capital projects funds, the community projects fund, or  
11 funds that would result in the loss of eligibility for federal benefits  
12 or federal funds pursuant to federal law, rule, or regulation as assent-  
13 ed to in chapter 683 of the laws of 1938 and chapter 700 of the laws of  
14 1951 are not permitted pursuant to this authorization.

15 § 16. Notwithstanding any law to the contrary, and in accordance with  
16 section 4 of the state finance law, the comptroller is hereby authorized  
17 and directed to transfer, at the request of the director of the budget,  
18 up to \$100 million from any non-general fund or account, or combination  
19 of funds and accounts, to the miscellaneous special revenue fund, tech-  
20 nology financing account (22207), the miscellaneous capital projects  
21 fund, the federal capital projects account (31350), information technol-  
22 ogy capital financing account (32215), or the centralized technology  
23 services account (55069), for the purpose of consolidating technology  
24 procurement and services. The amounts transferred to the miscellaneous  
25 special revenue fund, technology financing account (22207) pursuant to  
26 this authorization shall be equal to or less than the amount of such  
27 monies intended to support information technology costs which are  
28 attributable, according to a plan, to such account made in pursuance to  
29 an appropriation by law. Transfers to the technology financing account  
30 shall be completed from amounts collected by non-general funds or  
31 accounts pursuant to a fund deposit schedule or permanent statute, and  
32 shall be transferred to the technology financing account pursuant to a  
33 schedule agreed upon by the affected agency commissioner. Transfers from  
34 funds that would result in the loss of eligibility for federal benefits  
35 or federal funds pursuant to federal law, rule, or regulation as assent-  
36 ed to in chapter 683 of the laws of 1938 and chapter 700 of the laws of  
37 1951 are not permitted pursuant to this authorization.

38 § 17. Notwithstanding any law to the contrary, and in accordance with  
39 section 4 of the state finance law, the comptroller is hereby authorized  
40 and directed to transfer, at the request of the director of the budget,  
41 up to \$400 million from any non-general fund or account, or combination  
42 of funds and accounts, to the general fund for the purpose of consol-  
43 idating technology procurement and services. The amounts transferred  
44 pursuant to this authorization shall be equal to or less than the amount  
45 of such monies intended to support information technology costs which  
46 are attributable, according to a plan, to such account made in pursuance  
47 to an appropriation by law. Transfers to the general fund shall be  
48 completed from amounts collected by non-general funds or accounts pursu-  
49 ant to a fund deposit schedule. Transfers from funds that would result  
50 in the loss of eligibility for federal benefits or federal funds pursu-  
51 ant to federal law, rule, or regulation as assented to in chapter 683 of  
52 the laws of 1938 and chapter 700 of the laws of 1951 are not permitted  
53 pursuant to this authorization.

54 § 18. Notwithstanding any provision of law to the contrary, as deemed  
55 feasible and advisable by its trustees, the power authority of the state  
56 of New York is authorized and directed to transfer to the state treasury

1 to the credit of the general fund up to \$10,000,000 for the state fiscal  
2 year commencing April 1, 2025, the proceeds of which will be utilized to  
3 support energy-related state activities.

4 § 19. Notwithstanding any provision of law to the contrary, as deemed  
5 feasible and advisable by its trustees, the power authority of the state  
6 of New York is authorized to transfer to the state treasury to the cred-  
7 it of the general fund up to \$25,000,000 for the state fiscal year  
8 commencing April 1, 2025, the proceeds of which will be utilized to  
9 support programs established or implemented by or within the department  
10 of labor, including but not limited to the office of just energy transi-  
11 tion and programs for workforce training and retraining, to prepare  
12 workers for employment for work in the renewable energy field.

13 § 20. Notwithstanding any provision of law, rule or regulation to the  
14 contrary, the New York state energy research and development authority  
15 is authorized and directed to contribute \$913,000 to the state treasury  
16 to the credit of the general fund on or before March 31, 2026.

17 § 21. Notwithstanding any provision of law, rule or regulation to the  
18 contrary, the New York state energy research and development authority  
19 is authorized and directed to transfer five million dollars to the cred-  
20 it of the Environmental Protection Fund on or before March 31, 2026 from  
21 proceeds collected by the authority from the auction or sale of carbon  
22 dioxide emission allowances allocated by the department of environmental  
23 conservation.

24 § 22. Section 56 of part XX of chapter 56 of the laws of 2024, amend-  
25 ing the state finance law and other laws relating to providing for the  
26 administration of certain funds and accounts related to the 2023-2024  
27 budget, authorizing certain payments and transfers, is amended to read  
28 as follows:

29 § 56. This act shall take effect immediately and shall be deemed to  
30 have been in full force and effect on and after April 1, 2024; provided,  
31 however, that the provisions of sections one, two, three, four, five,  
32 six, seven, eight, fourteen, fifteen, sixteen, seventeen, eighteen,  
33 nineteen, twenty, twenty-one, twenty-two, [twenty-three,] and twenty-  
34 four of this act shall expire March 31, 2025; and provided, further,  
35 that sections twenty-five and twenty-six of this act shall expire March  
36 31, 2027, when upon such dates the provisions of such sections shall be  
37 deemed repealed.

38 § 23. Subdivision 5 of section 97-rrr of the state finance law, as  
39 amended by section 23 of part XX of chapter 56 of the laws of 2024, is  
40 amended to read as follows:

41 5. Notwithstanding the provisions of section one hundred seventy-one-a  
42 of the tax law, as separately amended by chapters four hundred eighty-  
43 one and four hundred eighty-four of the laws of nineteen hundred eight-  
44 y-one, and notwithstanding the provisions of chapter ninety-four of the  
45 laws of two thousand eleven, or any other provisions of law to the  
46 contrary, during the fiscal year beginning April first, two thousand  
47 [twenty-four] twenty-five, the state comptroller is hereby authorized  
48 and directed to deposit to the fund created pursuant to this section  
49 from amounts collected pursuant to article twenty-two of the tax law and  
50 pursuant to a schedule submitted by the director of the budget, up to  
51 [\$1,575,393,000] \$1,396,911,000 as may be certified in such schedule as  
52 necessary to meet the purposes of such fund for the fiscal year begin-  
53 ning April first, two thousand [twenty-four] twenty-five.

54 § 24. The opening paragraph of subdivision 3 of section 93-b of the  
55 state finance law, as amended by section 23 of part JJJ of chapter 59 of  
56 the laws of 2021, is amended to read as follows:



1 Notwithstanding any other provisions of law to the contrary, [commenc-  
2 ing on April first, two thousand twenty-one, and continuing through  
3 March thirty-first, two thousand twenty-five,] the comptroller is hereby  
4 authorized to transfer monies from the dedicated infrastructure invest-  
5 ment fund to the general fund, and from the general fund to the dedi-  
6 cated infrastructure investment fund, in an amount determined by the  
7 director of the budget to the extent moneys are available in the fund;  
8 provided, however, that the comptroller is only authorized to transfer  
9 monies from the dedicated infrastructure investment fund to the general  
10 fund in the event of an economic downturn as described in paragraph (a)  
11 of this subdivision; and/or to fulfill disallowances and/or settlements  
12 related to over-payments of federal medicare and medicaid revenues in  
13 excess of one hundred million dollars from anticipated levels, as deter-  
14 mined by the director of the budget and described in paragraph (b) of  
15 this subdivision.

16 § 25. Subdivision 2 of section 8-b of the state finance law is  
17 REPEALED.

18 § 26. Notwithstanding any law to the contrary, the comptroller is  
19 hereby authorized and directed to transfer, upon request of the director  
20 of the budget, on or before March 31, 2026, the following amounts from  
21 the following special revenue accounts to the capital projects fund  
22 (30000), for the purposes of reimbursement to such fund for expenses  
23 related to the maintenance and preservation of state assets:

24 1. \$43,000 from the miscellaneous special revenue fund, administrative  
25 program account (21982).

26 2. \$1,583,110 from the miscellaneous special revenue fund, helen hayes  
27 hospital account (22140).

28 3. \$488,220 from the miscellaneous special revenue fund, New York city  
29 veterans' home account (22141).

30 4. \$610,790 from the miscellaneous special revenue fund, New York  
31 state home for veterans' and their dependents at oxford account (22142).

32 5. \$182,310 from the miscellaneous special revenue fund, western New  
33 York veterans' home account (22143).

34 6. \$422,524 from the miscellaneous special revenue fund, New York  
35 state for veterans in the lower-hudson valley account (22144).

36 7. \$2,550,000 from the miscellaneous special revenue fund, patron  
37 services account (22163).

38 8. \$11,909,000 from the miscellaneous special revenue fund, state  
39 university general income reimbursable account (22653).

40 9. \$182,988,000 from the miscellaneous special revenue fund, state  
41 university revenue offset account (22655).

42 10. \$55,103,000 from the state university dormitory income fund, state  
43 university dormitory income fund (40350).

44 11. \$1,000,000 from the miscellaneous special revenue fund, litigation  
45 settlement and civil recovery account (22117).

46 § 27. Section 89-g of the state finance law is REPEALED.

47 § 28. Section 22 of the state finance law, as amended by chapter 762  
48 of the laws of 1992, subdivisions 1-c, 14, 15 and 16 as added and para-  
49 graphs d-2, e, e-2 and i of subdivision 3 and subdivision 4 as amended  
50 by chapter 1 of the laws of 2007, paragraphs a-1, a-2 and a-3 of subdivi-  
51 sion 3 as added by chapter 10 of the laws of 2006, paragraph j of  
52 subdivision 3 as added by chapter 453 of the laws of 2015, subdivision 9  
53 as amended by chapter 260 of the laws of 1993 and subdivisions 5, 6, 7,  
54 8, 9, 10, 11, 12 and 13 as renumbered by section 2 of part F of chapter  
55 389 of the laws of 1997, is amended to read as follows:

1 § 22. The budget; contents. The budget submitted annually by the  
2 governor to the legislature, in accordance with article seven of the  
3 constitution, in addition to the information required by the constitu-  
4 tion to be set forth therein, shall:

5 1. include a summary financial plan showing for each of the govern-  
6 mental fund types: (a) the disbursements estimated to be made before the  
7 close of the current fiscal year and the moneys estimated to be avail-  
8 able from receipts and other sources therefor; and (b) the disbursements  
9 proposed to be made during the ensuing fiscal year, and the moneys esti-  
10 mated to be available from receipts and other sources therefor inclusive  
11 of any receipts which are expected to result from proposed legislation  
12 which [he] the governor deems necessary to provide receipts sufficient  
13 to meet such proposed disbursements. For the purposes of this summary  
14 financial plan, disbursements shall be presented by the following  
15 purposes: state purposes, local assistance, capital projects, debt  
16 service, and general state charges; receipts shall be presented for each  
17 fund type by each revenue source which accounts for at least one per  
18 centum of all such receipts and otherwise by categories of revenue  
19 sources; receipts and disbursements for special revenue funds shall be  
20 presented separately for federal funds and all other special revenue  
21 funds. Whenever receipts or disbursements are proposed to be moved to a  
22 different fund type, each significant amount so moved shall be identi-  
23 fied.

24 1-a. within ten days following the submission of the financial plans  
25 presented in accordance with subdivision one of this section, the direc-  
26 tor of the budget shall submit to the chairs of the senate finance and  
27 the assembly ways and means committees and the comptroller summary  
28 financial plans of receipts and disbursements for the internal service,  
29 enterprise, and fiduciary fund types.

30 1-b. within ten days of the submission of the financial plan for the  
31 special revenue fund type, the director of the budget shall submit to  
32 the chairs of the senate finance and assembly ways and means committees  
33 a schedule of receipts and disbursements by account within each special  
34 revenue fund, excluding those which are financed primarily by federal  
35 grants.

36 1-c. within ten days following the submission of the financial plans  
37 presented in accordance with subdivision one of this section, the direc-  
38 tor of the budget shall submit to the chairs of the senate finance and  
39 the assembly ways and means committees and the comptroller an estimate  
40 of the fiscal impact of the executive budget general fund changes on  
41 local governments and, where practicable, the fiscal impact on local  
42 governments of the executive budget all fund changes concerning the  
43 medicaid program, homeland security program, and workforce investment  
44 programs. Such estimate shall be presented by class of local government  
45 and shall measure all of the impacts of the executive budget, including  
46 aid program changes, reimbursement changes, statutory changes in author-  
47 izations for local taxation, mandates on local governments and other  
48 requirements. Such estimate shall show the impact on local governments  
49 by local fiscal years affected and shall cover the first local fiscal  
50 year affected as well as the ensuing local fiscal year. Where such  
51 estimate depends on any local option or action, the estimate shall  
52 explicitly describe the assumptions used to calculate the estimate. When  
53 under existing law a local tax option or program would end and the exec-  
54 utive budget proposes the continuation thereof, the impact shall be  
55 identified as a "deferral of sunset" and shall be calculated as a sepa-  
56 rate component of such estimate.

1 2. [include a summary financial plan showing for each of the govern-  
2 mental fund types: (a) all of the expenditures estimated to be made, in  
3 accordance with generally accepted accounting principles, before the  
4 close of the current fiscal year and all of the expenditures proposed to  
5 be made, in accordance with generally accepted accounting principles,  
6 during the ensuing fiscal year; and (b) all of the revenues estimated to  
7 accrue, in accordance with generally accepted accounting principles,  
8 before the close of the current fiscal year and during the ensuing  
9 fiscal year inclusive of any revenues which are expected to result from  
10 the proposed legislation which he deems necessary to provide receipts  
11 sufficient to meet proposed disbursements. For the purposes of this  
12 summary financial plan, expenditures shall be presented by the following  
13 purposes: state purposes, local assistance, capital projects, debt  
14 service, and general state charges; and revenues shall be presented by  
15 each revenue source which accounts for at least one per centum of all  
16 such revenues and otherwise by categories of revenue sources.

17 3.] show for each fund type (unless otherwise specified) in a form  
18 suitable for comparison:

19 a. The appropriations, including reappropriations, made for the  
20 current fiscal year, the appropriations and reappropriations recommended  
21 for the ensuing fiscal year, the disbursements estimated to be made  
22 before the close of the current fiscal year and proposed to be made  
23 during the ensuing fiscal year based upon available and recommended  
24 appropriations and reappropriations. Disbursements proposed to be made  
25 shall be shown in separate parts as follows: those disbursements  
26 proposed to be made for state purposes shall be set forth in one part,  
27 those disbursements proposed to be made for local assistance shall be  
28 set forth in another separate and distinct part, those disbursements  
29 proposed to be made for capital projects shall be set forth in a third  
30 separate and distinct part and those disbursements proposed to be made  
31 for debt service shall be set forth in a fourth separate and distinct  
32 part. The effect of any proposed changes in the payment dates of partic-  
33 ular disbursements on the financial plan presented in accordance with  
34 subdivision one of this section shall be set forth separately.

35 a-1. For each state agency, the appropriations, including reappropri-  
36 ations, made for the current fiscal year and recommended for the ensuing  
37 fiscal year for contracts for services made for state purposes.

38 a-2. For each state agency, the disbursements estimated to be made  
39 before the close of the current fiscal year and proposed to be made  
40 during the ensuing fiscal year for contracts for services made for state  
41 purposes.

42 a-3. For each state agency, the estimated number of employees hired  
43 for the current fiscal year and anticipated to be hired during the ensu-  
44 ing fiscal year pursuant to contracts for services made for state  
45 purposes based upon annual employment reports submitted by contractors  
46 pursuant to section one hundred sixty-three of this chapter.

47 b. In separate sections for each fund type, the receipts actually had  
48 and received during the preceding fiscal year, the receipts estimated to  
49 be available and received during the current and ensuing fiscal years  
50 respectively listed by each major source, including statistical and  
51 summary tables and a narrative which includes a discussion of the  
52 assumptions used in estimating such receipts. The effect of any proposed  
53 changes in the rates, bases, payment dates or other aspects of partic-  
54 ular sources of receipts on the financial plan presented in accordance  
55 with subdivision one of this section shall be set forth separately and  
56 the assumptions used in calculating such effect. Whenever a new fee or a

1 new financing mechanism is proposed, a schedule of the new fee or  
2 financing mechanism shall be included for purposes of showing the effect  
3 of the new fee or financing mechanism on the financial plan.

4 c. [The expenditures estimated to be made in accordance with generally  
5 accepted accounting principles before the close of the current fiscal  
6 year and proposed to be made in accordance with generally accepted  
7 accounting principles during the ensuing fiscal year. Expenditures esti-  
8 mated and proposed to be made shall be shown in separate parts as  
9 follows: those expenditures for state purposes shall be set forth in one  
10 part, those expenditures for local assistance shall be set forth in  
11 another separate and distinct part, those expenditures for capital  
12 projects shall be set forth in a third separate and distinct part, and  
13 those expenditures for debt service shall be set forth in a fourth sepa-  
14 rate and distinct part.

15 d. The revenues actually accrued in the preceding fiscal year, the  
16 revenues estimated to accrue during current and ensuing fiscal years  
17 respectively. Revenues from each tax shall be shown both in total and  
18 net of refunds.

19 d-1. A schedule for the general fund showing the differences between  
20 projected operating results on a cash basis and those on the basis of  
21 generally accepted accounting principles.

22 d-2.] Within ten days following the submission of the financial plans  
23 presented in accordance with [subdivisions] subdivision one [and two] of  
24 this section, the director of the budget shall submit to the comptroller  
25 and the chairs of the senate finance committee and the assembly ways and  
26 means committee:

27 (i) a detailed schedule by fund of the receipts and disbursements  
28 comprising such summary financial plan;

29 (ii) [a schedule for each governmental fund type other than the gener-  
30 al fund showing the differences between projected operating results on a  
31 cash basis and those on the basis of generally accepted accounting prin-  
32 ciples;

33 (iii) a detailed schedule by fund of revenues and expenditures within  
34 the general fund;

35 (iv)] a detailed schedule by fund of receipts for the prior, current  
36 and next three fiscal years. Such schedule shall present the major  
37 revenue sources for each fund, including detail for each major tax, and  
38 major components of miscellaneous receipts; and

39 [(v)] (iii) an itemized list of transfers to and from the general  
40 fund.

41 [e.] d. The anticipated general fund quarterly schedule and fiscal  
42 year total for the prior, current and next ensuing fiscal years of:  
43 disbursements; receipts; repayments of advances; total tax refunds; and  
44 refunds for the tax imposed under article twenty-two of the tax law.  
45 Such information shall be presented in the same form as the summary  
46 financial plans presented in accordance with [subdivisions] subdivision  
47 one [and two] of this section. A separate, detailed, report of such  
48 schedule shall be provided with receipts shown by each major revenue  
49 category, including detail for each major tax and major components of  
50 miscellaneous receipts, and with disbursements shown by major function  
51 or program. The director of the division of the budget shall submit  
52 concurrent with the submission of the financial plan to the legislature  
53 pursuant to subdivision [two] one of this section and with each update  
54 thereafter a revised monthly general fund cash flow projection of  
55 receipts and disbursements for the current fiscal year that: (1)  
56 compares actual results to (i) actual results through the same period

1 for the prior year and (ii) the most recent prior update to the finan-  
2 cial plan and to the enacted budget financial plan; (2) summarizes the  
3 reasons for any variances; and (3) describes the revisions to the cash  
4 flow projections. The monthly general fund cash flow projection shall be  
5 stated by major category of local assistance, personal service, nonper-  
6 sonal service, general state charges, and debt service, and by major  
7 category of revenue. Such reports shall utilize a format that shall  
8 facilitate comparison and analysis with those reports submitted to the  
9 legislature by the office of audit and control pursuant to subdivision  
10 nine of section eight of this chapter.

11 [e-1.] d-1. Within ten days following the submission of the financial  
12 plans presented in accordance with [subdivisions] subdivision one [and  
13 two] of this section, the anticipated general fund monthly and govern-  
14 mental fund types quarterly schedule and fiscal year total for the ensu-  
15 ing fiscal year of: disbursements; receipts; repayments of advances;  
16 total tax refunds; and refunds for the tax imposed under article twen-  
17 ty-two of the tax law. Such information shall be presented in the same  
18 form as the summary financial plans presented in accordance with [subdi-  
19 visions] subdivision one [and two] of this section.

20 [e-2.] d-2. A description of employment levels for each state depart-  
21 ment, division or office, for the prior, current and next ensuing fiscal  
22 year containing:

- 23 (1) separate schedules for each fund type; and
- 24 (2) an all funds summary. Such information shall be presented in a  
25 form that facilitates comparisons among agencies and across fiscal  
26 years, and shall include:
  - 27 (i) actual and projected full-time equivalents; and
  - 28 (ii) proposed changes to the work force in the executive budget,  
29 including but not limited to: new positions, layoffs, attrition, and  
30 changes in funding sources. To the extent practicable, the division of  
31 the budget shall facilitate the provision of other relevant information  
32 on employment to the legislature in a timely manner during the state  
33 fiscal year.

34 [f.] e. A statement explaining any differences between the significant  
35 accounting policies used in the preparation of the documents required to  
36 be submitted pursuant to this section and those used by the comptroller  
37 in the preparation of the financial statements contained in the annual  
38 report to the legislature for the preceding fiscal year issued pursuant  
39 to subdivision nine of section eight of this chapter.

40 [g.] f. The estimated borrowings in anticipation of the receipt of  
41 taxes and revenues and the amount of interest estimated to be paid ther-  
42 eon during the current and ensuing fiscal years respectively, and the  
43 amounts actually so borrowed and the interest actually paid thereon  
44 during the preceding fiscal year.

45 [h.] g. In connection with each statement of receipts from taxes  
46 imposed pursuant to state law, the total amounts collected or estimated  
47 to be collected therefrom.

48 [i.] h. A statement setting forth state involvement in the fiscal  
49 operations of those public authorities and public benefit corporations  
50 which may be part of the development of a comprehensive state budget  
51 system and provided therefor in the state financial plan. Such statement  
52 shall include those public authorities and public benefit corporations  
53 with disbursements which are not currently reflected in the state  
54 central accounting system from proceeds of any notes or bonds issued by  
55 any public authority, and which bonds or notes would be considered as  
56 state-supported debt as defined in section sixty-seven-a of this chap-

1 ter. Such statement shall set forth the amount of all of the bonds,  
2 notes and other obligations of each public authority, public benefit  
3 corporation and all other agencies and instrumentalities of the state  
4 for which the full faith and credit of the state has been pledged or on  
5 account of which the state has by law given its pledge or assurance for  
6 the continued operation and solvency of the authority, public corpo-  
7 ration, or other agency or instrumentality of the state, as the case may  
8 be. Such statement shall also set forth all proposed appropriations to  
9 be made to any public authority, public benefit corporation, and any  
10 other agency or instrumentality of the state which has been created or  
11 continued by law and which is separate and distinct from the state  
12 itself.

13 [j.] i. Include a summary financial plan for the funds of the state  
14 receiving tax check-off monies which shall include estimates of all  
15 receipts and all disbursements for the current and succeeding fiscal  
16 years, along with the actual results from the prior fiscal year.

17 [4. a.] 3. Include a three year financial projection showing the  
18 anticipated disbursements and receipts for each of the governmental fund  
19 types of the state. For the purposes of this three year financial  
20 projection, disbursements shall be presented by the following purposes:  
21 state purposes, local assistance, capital projects, debt service, trans-  
22 fers and general state charges with each major function or major program  
23 identified separately within each purpose; and receipts shall be  
24 presented by each major revenue category, including detail for each  
25 major tax, and major components of miscellaneous receipts and with  
26 disbursements shown by major function or program for the prior year,  
27 current year and next three fiscal years, and otherwise by each major  
28 source which is separately estimated and presented pursuant to paragraph  
29 b of subdivision [three] two of this section. Receipts and disbursements  
30 for special revenue funds shall be presented separately for federal  
31 funds and all other special revenue funds. Whenever receipts and  
32 disbursements are proposed to be moved to a different fund type, each  
33 significant amount so moved shall be explained. This three year finan-  
34 cial projection shall include an explanation of any changes to the  
35 financial plans submitted in accordance with subdivision one of this  
36 section and include explanations of the economic, statutory and other  
37 assumptions used to estimate the disbursements and receipts which are  
38 presented. Whenever the projections for receipts and disbursements are  
39 based on assumptions other than the current levels of service, such  
40 assumptions shall be separately identified and explained. The three year  
41 financial projections shall include a description of any projected defi-  
42 cits or surpluses.

43 [5.] 4. Include a summary statement of operations for the proprietary  
44 and fiduciary fund types. Such summary statement of operations shall  
45 include the estimated and projected receipts of and disbursements from  
46 appropriations and reappropriations available or recommended from such  
47 fund types in the budget bills submitted by the governor pursuant to  
48 section twenty-four of this [chapter] article. Such summary statement  
49 of operations shall be revised as soon as is practical after the legis-  
50 lature has completed action on such budget bills.

51 [6.] 5. Include a list of proposed legislation submitted pursuant to  
52 section three of article seven of the constitution.

53 [7.] 6. Notwithstanding any provision of law to the contrary, budgets  
54 submitted pursuant to this section shall not recommend first instance  
55 expenditures. Any anticipated reimbursement of proposed expenditures  
56 shall be shown as receipts or revenues to the appropriate fund.

1 [8.] 7. Within ten days following the submission of the budget by the  
2 governor, the director of the budget shall transmit to the chairs of the  
3 senate finance committee and the assembly ways and means committee a  
4 report, by agency, program, and fund, including but not limited to, the  
5 following information pertaining to financed equipment acquisitions for  
6 state departments, agencies and units of the state university and the  
7 city university of New York including those financed equipment acqui-  
8 sitions financed by the issuance of certificates of participation or simi-  
9 lar instruments for state departments, agencies and units of the state  
10 and city universities of New York:

11 [1.] a. For new financed equipment acquisitions to be financed in the  
12 ensuing fiscal year:

13 [(a)] (1) An identification of the purposes of such financings,  
14 including:

15 [(1)] (i) The nature of the equipment to be financed.

16 [(2)] (ii) Whether the purposes are new financings or refinancings of  
17 outstanding lease purchase and installment purchase agreements.

18 [(3)] (iii) The recommended method of financing.

19 [(b)] (2) The estimated purchase cost of the equipment if purchased  
20 outright.

21 [(c)] (3) The estimated interest rate and term of such financings.

22 [(d)] (4) The estimated expenses for the issuances of such certif-  
23 icates or similar instruments as such expenses are defined in section  
24 sixty-six-b of this chapter.

25 [(e)] (5) A schedule of estimated lease purchase payments by state  
26 fiscal year for such financings, and estimated total financing costs.

27 [2.] b. For outstanding financed equipment acquisitions as of April  
28 first of the ensuing fiscal year the total estimated amount for lease or  
29 installment purchase payments for the ensuing fiscal year.

30 [3.] c. For outstanding financed equipment acquisitions financed by  
31 certificates of participation the financing costs of outstanding certif-  
32 icates of participation and similar instruments issued pursuant to  
33 section sixty-six-b of this chapter with estimated payment schedules of  
34 all such outstanding obligations.

35 [9.] 8. Include a summary of disbursements by function of state  
36 government for the preceding fiscal year and the estimated disbursements  
37 for the current and ensuing fiscal years in a form suitable for compar-  
38 ison. Such summary shall present such disbursements by purpose as set  
39 forth in subdivision one of this section and also including special  
40 revenue funds-federal and special revenue funds-other. Such summary  
41 shall also describe the state entities, as defined by [subdivisions  
42 five, six, seven and eight of] section two-a of this chapter, within  
43 each function. For the fiscal year beginning in nineteen hundred nine-  
44 ty-three, such summary shall be presented within ten days of the budget  
45 submission for the general fund, special revenue funds-other, capital  
46 projects funds and debt service funds. For the fiscal year beginning in  
47 nineteen hundred ninety-four, such summary shall be presented with the  
48 budget for the general fund and within ten days of the budget submission  
49 for special revenue funds-other, capital projects funds and debt service  
50 funds. For fiscal years beginning in nineteen hundred ninety-five and  
51 thereafter, such summary shall be presented with the budget.

52 [10.] 9. Include a statement showing projected disbursement for the  
53 current fiscal year and proposed disbursements for the ensuing fiscal  
54 year by agency and bill and fund type. For the fiscal year beginning in  
55 nineteen hundred ninety-three, such statement shall be presented within  
56 ten days of the budget submission for the general fund, special revenue

1 funds-other, capital projects funds and debt service funds. For the  
2 fiscal year beginning in nineteen hundred ninety-four, such summary  
3 shall be presented with the budget for the general fund and within ten  
4 days of the budget submission for special revenue funds-other, capital  
5 projects funds and debt service funds. For fiscal years beginning in  
6 nineteen hundred ninety-five and thereafter, such summary shall be  
7 presented with the budget.

8 [11.] 10. Within ten days following the submission of the financial  
9 plans presented in accordance with [subdivisions] subdivision one [and  
10 two] of this section, the director of the budget shall submit to the  
11 chairs of the senate finance committee and the assembly ways and means  
12 committee for the prior, the current and next ensuing fiscal years  
13 detailed schedules by agency for the general fund showing proposed  
14 appropriations in the state operations and aid to localities budget  
15 bills with disbursements to be made against such appropriations, as well  
16 as disbursements to be made against any existing appropriations.

17 [12.] 11. a. With respect to any proposed appropriations for the  
18 purpose of remedying state agency violations or past problems of the  
19 environmental conservation law or regulations adopted thereunder within  
20 the proposed budget submitted annually by the governor to the legisla-  
21 ture shall, set forth the amount recommended to remedy each functional  
22 category of violation. A priority criterion to be considered in deter-  
23 mining such recommended appropriations shall be the ranking of such  
24 violations and past problems as determined by the agency pursuant to  
25 paragraph b of subdivision one of section 3-0311 of the environmental  
26 conservation law, with any reordering of rankings as determined by the  
27 department of environmental conservation. Amounts appropriated shall be  
28 disbursed for remediation of the violation or problem only after review  
29 and determination by the department of environmental conservation of the  
30 adequacy of the remedial plan pursuant to paragraph g of subdivision  
31 three of section 3-0311 of the environmental conservation law.

32 b. Within thirty days following the submission of the budget by the  
33 governor for each fiscal year, beginning with the nineteen hundred nine-  
34 ty-three-ninety-four fiscal year, the director of the budget shall  
35 transmit to the chairs of the senate finance committee and the assembly  
36 ways and means committee a report which includes project specific infor-  
37 mation for proposed appropriations for the purposes of remedying state  
38 agency environmental violations or problems, as identified pursuant to  
39 section 3-0311 of the environmental conservation law, contained within  
40 such submitted budget.

41 [13.] 12. Include a summary financial plan for all research institutes  
42 which shall set forth:

43 a. estimates of all revenues and all expenses for the current and  
44 succeeding fiscal years, along with the actual results from the prior  
45 fiscal year; and

46 b. any agreement whereby any state agency will provide financial  
47 support or any other assistance to cover any operating loss for such  
48 research institute.

49 [14.] 13. a. With respect to information technology projects, depend-  
50 ent on funding in the executive budget, involving one or more contracts  
51 projected to total ten million dollars or more, within thirty days  
52 following the submission of the budget by the governor for each fiscal  
53 year, beginning with the two thousand eight-two thousand nine fiscal  
54 year, the director of the budget shall transmit to the chairs of the  
55 senate finance committee and the assembly ways and means committee a  
56 report which shall set forth the following:



1 (1) project summary describing the project purpose, proposed approach,  
2 key milestones, current status and timetable;

3 (2) the proposed method of procurement, including whether the project  
4 will, in whole or in part, utilize a centralized contract or a sole-  
5 source contract; and

6 (3) the proposed funding source, financing method and estimated costs  
7 by fiscal year.

8 b. Information provided pursuant to paragraph a of this subdivision  
9 may not be disclosed to any party other than a governmental entity as  
10 defined in section one hundred thirty-nine-j of this chapter, if such  
11 disclosure would impair the fairness or competitiveness of a pending or  
12 potential procurement process.

13 Estimated costs by fiscal year shall not be disclosed.

14 [15.] 14. The division of the budget shall prepare the reports, sched-  
15 ules, and other information described in this subdivision. To the extent  
16 practicable, such reports, schedules, and information shall be in a  
17 form, and presented at a level of detail, that facilitates comparison on  
18 an annual basis and against actual results, as appropriate, and in a  
19 manner consistent with the other reporting requirements enumerated in  
20 this section. The reports, schedules, and other information required by  
21 this subdivision shall be submitted to the chair of the senate finance  
22 committee, the chair of the assembly ways and means committee, the  
23 minority leaders of both houses, and the comptroller according to the  
24 schedules set forth in this section. In determining the final content  
25 and format of the information required by this section, the division of  
26 the budget shall consult annually with the designees of the temporary  
27 president of the senate, the speaker of the assembly, the minority lead-  
28 ers of both houses, and the comptroller. All information described in  
29 this subdivision shall be made available to the public.

30 a. The executive budget, the enacted budget report and each quarterly  
31 update to the financial plan shall include an updated general fund fore-  
32 cast of receipts and disbursements for the current and two succeeding  
33 fiscal years. Such updated forecast shall clearly identify and explain  
34 the revisions to the receipts and disbursements projections from the  
35 most recent prior update to the financial plan, and any significant  
36 revisions to the underlying factors affecting receipts and disbursements  
37 by major function, and may include, but not be limited to: caseload,  
38 service, and utilization rates; demographic trends; economic variables;  
39 pension fund performance; incarceration rates; prescription drug prices;  
40 health insurance premiums; inflation; contractual obligations; liti-  
41 gation; and state employment trends.

42 b. The capital program and financing plan submitted pursuant to  
43 section twenty-two-c of this article, and the update thereto required  
44 pursuant to section twenty-three of this article, shall include a report  
45 on the management of state-supported debt. Such report may include, but  
46 is not limited to: (1) an assessment of the affordability of state debt,  
47 including debt as a percent of personal income, debt per capita, and  
48 debt service costs as a percent of the budget; (2) a summary and analy-  
49 sis of the interest rate exchange agreements and variable rate exposure;  
50 and (3) an assessment of financing opportunities related to the state's  
51 debt portfolio.

52 [16.] 15. The governor shall make all practicable efforts to amend or  
53 supplement the budget and submit supplemental bills or amendments to any  
54 bills pursuant to article seven of the constitution within twenty-one  
55 days after the budget is submitted to the legislature.

1 16. The amended executive budget required to be submitted within thir-  
2 ty days after the submission of the executive budget to the legislature  
3 in accordance with article seven of the constitution of the state of New  
4 York, in addition to the information required by the constitution of the  
5 state of New York to be set forth therein, shall include:

6 a. a summary financial plan showing for each of the governmental fund  
7 types: (1) all of the expenditures estimated to be made, in accordance  
8 with generally accepted accounting principles, before the close of the  
9 current fiscal year and all of the expenditures proposed to be made, in  
10 accordance with generally accepted accounting principles, during the  
11 ensuing fiscal year; and (2) all of the revenues estimated to accrue, in  
12 accordance with generally accepted accounting principles, before the  
13 close of the current fiscal year and during the ensuing fiscal year  
14 inclusive of any revenues which are expected to result from the proposed  
15 legislation which is deemed necessary to provide receipts sufficient to  
16 meet proposed disbursements. For the purposes of such summary financial  
17 plan, expenditures shall be presented by the following purposes: state  
18 purposes, local assistance, capital projects, debt service, and general  
19 state charges; and revenues shall be presented by each revenue source  
20 which accounts for at least one per centum of all such revenues and  
21 otherwise by categories of revenue sources;

22 b. the expenditures estimated to be made in accordance with generally  
23 accepted accounting principles before the close of the current fiscal  
24 year and proposed to be made in accordance with generally accepted  
25 accounting principles during the ensuing fiscal year. Expenditures esti-  
26 imated and proposed to be made shall be shown in separate parts as  
27 follows: those expenditures for state purposes shall be set forth in one  
28 part, those expenditures for local assistance shall be set forth in  
29 another separate and distinct part, those expenditures for capital  
30 projects shall be set forth in a third separate and distinct part, and  
31 those expenditures for debt service shall be set forth in a fourth sepa-  
32 rate and distinct part;

33 c. the revenues actually accrued in the preceding fiscal year and the  
34 revenues estimated to accrue during current and ensuing fiscal years,  
35 respectively. Revenues from each tax shall be shown both in total and  
36 net of refunds;

37 d. a schedule for the general fund showing the differences between  
38 projected operating results on a cash basis and those on the basis of  
39 generally accepted accounting principles;

40 e. a schedule for each governmental fund type other than the general  
41 fund showing the differences between projected operating results on a  
42 cash basis and those on the basis of generally accepted accounting prin-  
43 ciples; and

44 f. a detailed schedule by fund of revenues and expenditures within the  
45 general fund.

46 § 29. Subparagraph (vi) of paragraph (d) of subdivision 3 of section  
47 22-c of the state finance law, as amended by section 3 of part F of  
48 chapter 389 of the laws of 1997, is amended to read as follows:

49 (vi) the total amount of disbursements for the project estimated to be  
50 made during the current fiscal year and during each of the next ensuing  
51 five fiscal years, provided however, that (A) the information required  
52 by this subparagraph may be provided for groupings of projects in those  
53 cases where the governor determines it cannot be provided on a project  
54 by project basis, and (B) the total of all disbursements estimated in  
55 accordance with the requirements of this subparagraph to be made for all  
56 capital projects during the current fiscal year and during each of the

1 next ensuing five fiscal years, excluding those disbursements which are  
2 estimated in accordance with the requirements of this subparagraph to be  
3 made by public benefit corporations and which are not subject to appro-  
4 priations, shall be equal, respectively, to the total of all disburse-  
5 ments estimated, in the financial projections required by subdivisions  
6 one and [four] three of section twenty-two of this article, to be made  
7 for all capital projects during the then current fiscal year and during  
8 each of the next ensuing five fiscal years,

9 § 30. Subdivisions 3 and 4 of section 23 of the state finance law, as  
10 amended by chapter 1 of the laws of 2007, are amended to read as  
11 follows:

12 3. Financial plans and capital improvement program; revisions. Not  
13 later than thirty days after the legislature has completed action on the  
14 budget bills submitted by the governor and the period for the governor's  
15 review has elapsed, the governor shall cause to be submitted to the  
16 legislature the revisions to the financial plans and the capital plan  
17 required by subdivisions one, two, three, four and [five] paragraph (a)  
18 of subdivision sixteen of section twenty-two of this article as are  
19 necessary to account for all enactments affecting the financial plans  
20 and the capital plan. The financial plan shall also contain a cash flow  
21 analysis of projected receipts and disbursements and other financing  
22 sources or uses for each month of the state's fiscal year. Notwithstand-  
23 ing any other law to the contrary, such revised plans and accompanying  
24 cash flow analysis shall be submitted to the legislature and the comp-  
25 troller in the same form as the plans required by such subdivisions.

26 4. Financial plan updates. Quarterly, throughout the fiscal year, the  
27 governor shall submit to the comptroller, the chairs of the senate  
28 finance and the assembly ways and means committees, within thirty days  
29 of the close of the quarter to which it shall pertain, a report which  
30 summarizes the actual experience to date and projections for the remain-  
31 ing quarters of the current fiscal year and for each of the next two  
32 fiscal years of receipts, disbursements, tax refunds, and repayments of  
33 advances presented in forms suitable for comparison with the financial  
34 plan submitted pursuant to subdivisions one, three and four[, and five,]  
35 of section twenty-two of this article and revised in accordance with the  
36 provisions of subdivision three of this section. The governor shall  
37 submit with the budget a similar report that summarizes revenue and  
38 expenditure experience to date in a form suitable for comparison with  
39 the financial plan submitted pursuant to paragraph a of subdivision  
40 [two] sixteen of section twenty-two of this article and revised in  
41 accordance with the provisions of subdivision three of this section.  
42 Such reports shall provide an explanation of the causes of any major  
43 deviations from the revised financial plans and, shall provide for the  
44 amendment of the plan or plans to reflect those deviations. The governor  
45 may, if [he] the governor determines it advisable, provide more frequent  
46 reports to the legislature regarding actual experience as compared to  
47 the financial plans. The quarterly financial plan update most proximate  
48 to October thirty-first of each year shall include the calculation of  
49 the limitations on the issuance of state-supported debt computed pursu-  
50 ant to the provisions of subdivisions one and two of section sixty-sev-  
51 en-b of this chapter.

52 § 31. Notwithstanding any law to the contrary, the comptroller is  
53 hereby authorized and directed to transfer, upon request of the director  
54 of the budget, on or before March 31, 2026 the following amounts from  
55 the following special revenue accounts or enterprise funds to the gener-  
56 al fund, for the purposes of offsetting principal and interest costs,

1 incurred by the state pursuant to section 52 of part RR of chapter 56 of  
2 the laws of 2023, provided that the annual amount of the transfer shall  
3 be no more than the principal and interest that would have otherwise  
4 been due to the power authority of the state of New York, from any state  
5 agency, in a given state fiscal year. Amounts pertaining to special  
6 revenue accounts assigned to the state university of New York shall be  
7 considered interchangeable between the designated special revenue  
8 accounts as to meet the requirements of this section and section 52 of  
9 part RR of chapter 56 of the laws of 2023:

10 1. \$15,000,000 from the miscellaneous special revenue fund, state  
11 university general income reimbursable account (22653).

12 2. \$5,000,000 from state university dormitory income fund, state  
13 university dormitory income fund (40350).

14 3. \$5,000,000 from the enterprise fund, city university senior college  
15 operating fund (60851).

16 § 32. Notwithstanding any law to the contrary, the comptroller is  
17 hereby authorized to transfer, on or before March 31, 2026, up to  
18 \$25,000,000 from various state bond funds (30600 through 30690) to the  
19 general debt service fund (40150), for the purposes of redeeming or  
20 defeasing outstanding state bonds.

21 § 33. Paragraph (a) of subdivision 2 of section 47-e of the private  
22 housing finance law, as amended by section 29 of part XX of chapter 56  
23 of the laws of 2024, is amended to read as follows:

24 (a) Subject to the provisions of chapter fifty-nine of the laws of two  
25 thousand, in order to enhance and encourage the promotion of housing  
26 programs and thereby achieve the stated purposes and objectives of such  
27 housing programs, the agency shall have the power and is hereby author-  
28 ized from time to time to issue negotiable housing program bonds and  
29 notes in such principal amount as shall be necessary to provide suffi-  
30 cient funds for the repayment of amounts disbursed (and not previously  
31 reimbursed) pursuant to law or any prior year making capital appropri-  
32 ations or reappropriations for the purposes of the housing program;  
33 provided, however, that the agency may issue such bonds and notes in an  
34 aggregate principal amount not exceeding [fourteen billion five hundred  
35 twenty-six million eighty-nine thousand dollars \$14,526,089,000, plus a  
36 principal amount of bonds issued to fund the debt service reserve fund  
37 in accordance with the debt service reserve fund requirement established  
38 by the agency and to fund any other reserves that the agency reasonably  
39 deems necessary for the security or marketability of such bonds and to  
40 provide for the payment of fees and other charges and expenses, includ-  
41 ing underwriters' discount, trustee and rating agency fees, bond insur-  
42 ance, credit enhancement and liquidity enhancement related to the issu-  
43 ance of such bonds and notes] sixteen billion five hundred six million  
44 three hundred sixty-four thousand dollars \$16,506,364,000, excluding  
45 bonds issued after April first, two thousand twenty-five to (i) fund one  
46 or more debt service reserve funds, (ii) pay costs of issuance of such  
47 bonds, and (iii) refund or otherwise repay such bonds or notes previous-  
48 ly issued, provided that nothing herein shall affect the exclusion of  
49 refunding debt issued prior to such date. No reserve fund securing the  
50 housing program bonds shall be entitled or eligible to receive state  
51 funds apportioned or appropriated to maintain or restore such reserve  
52 fund at or to a particular level, except to the extent of any deficiency  
53 resulting directly or indirectly from a failure of the state to appro-  
54 priate or pay the agreed amount under any of the contracts provided for  
55 in subdivision four of this section.

1 § 34. Paragraph (b) of subdivision 1 of section 385 of the public  
2 authorities law, as amended by section 30 of part XX of chapter 56 of  
3 the laws of 2024, is amended to read as follows:

4 (b) The authority is hereby authorized, as additional corporate  
5 purposes thereof solely upon the request of the director of the budget:

6 (i) to issue special emergency highway and bridge trust fund bonds and  
7 notes for a term not to exceed thirty years and to incur obligations  
8 secured by the moneys appropriated from the dedicated highway and bridge  
9 trust fund established in section eighty-nine-b of the state finance  
10 law; (ii) to make available the proceeds in accordance with instructions  
11 provided by the director of the budget from the sale of such special  
12 emergency highway and bridge trust fund bonds, notes or other obli-  
13 gations, net of all costs to the authority in connection therewith, for  
14 the purposes of financing all or a portion of the costs of activities  
15 for which moneys in the dedicated highway and bridge trust fund estab-  
16 lished in section eighty-nine-b of the state finance law are authorized  
17 to be utilized or for the financing of disbursements made by the state  
18 for the activities authorized pursuant to section eighty-nine-b of the  
19 state finance law; and (iii) to enter into agreements with the commis-  
20 sioner of transportation pursuant to section ten-e of the highway law  
21 with respect to financing for any activities authorized pursuant to  
22 section eighty-nine-b of the state finance law, or agreements with the  
23 commissioner of transportation pursuant to sections ten-f and ten-g of  
24 the highway law in connection with activities on state highways pursuant  
25 to these sections, and (iv) to enter into service contracts, contracts,  
26 agreements, deeds and leases with the director of the budget or the  
27 commissioner of transportation and project sponsors and others to  
28 provide for the financing by the authority of activities authorized  
29 pursuant to section eighty-nine-b of the state finance law, and each of  
30 the director of the budget and the commissioner of transportation are  
31 hereby authorized to enter into service contracts, contracts, agree-  
32 ments, deeds and leases with the authority, project sponsors or others  
33 to provide for such financing. The authority shall not issue any bonds  
34 or notes in an amount in excess of [twenty-one billion four hundred  
35 fifty-eight million three hundred nine thousand dollars \$21,458,309,000]  
36 twenty-two billion three hundred nine million two hundred ninety-four  
37 thousand dollars \$22,309,294,000, plus a principal amount of bonds or  
38 notes: (A) to fund capital reserve funds; (B) to provide capitalized  
39 interest; and, (C) to fund other costs of issuance. In computing for the  
40 purposes of this subdivision, the aggregate amount of indebtedness  
41 evidenced by bonds and notes of the authority issued pursuant to this  
42 section, as amended by a chapter of the laws of nineteen hundred nine-  
43 ty-six, there shall be excluded the amount of bonds or notes issued that  
44 would constitute interest under the United States Internal Revenue Code  
45 of 1986, as amended, and the amount of indebtedness issued to refund or  
46 otherwise repay bonds or notes.

47 § 35. Paragraph (c) of subdivision 14 of section 1680 of the public  
48 authorities law, as amended by section 31 of part XX of chapter 56 of  
49 the laws of 2024, is amended to read as follows:

50 (c) Subject to the provisions of chapter fifty-nine of the laws of two  
51 thousand, (i) the dormitory authority shall not deliver a series of  
52 bonds for city university community college facilities, except to refund  
53 or to be substituted for or in lieu of other bonds in relation to city  
54 university community college facilities pursuant to a resolution of the  
55 dormitory authority adopted before July first, nineteen hundred eighty-  
56 five or any resolution supplemental thereto, if the principal amount of

1 bonds so to be issued when added to all principal amounts of bonds  
2 previously issued by the dormitory authority for city university commu-  
3 nity college facilities, except to refund or to be substituted in lieu  
4 of other bonds in relation to city university community college facili-  
5 ties will exceed the sum of four hundred twenty-five million dollars and  
6 (ii) the dormitory authority shall not deliver a series of bonds issued  
7 for city university facilities, including community college facilities,  
8 pursuant to a resolution of the dormitory authority adopted on or after  
9 July first, nineteen hundred eighty-five, except to refund or to be  
10 substituted for or in lieu of other bonds in relation to city university  
11 facilities and except for bonds issued pursuant to a resolution supple-  
12 mental to a resolution of the dormitory authority adopted prior to July  
13 first, nineteen hundred eighty-five, if the principal amount of bonds so  
14 to be issued when added to the principal amount of bonds previously  
15 issued pursuant to any such resolution, except bonds issued to refund or  
16 to be substituted for or in lieu of other bonds in relation to city  
17 university facilities, will exceed [eleven billion seven hundred sixty-  
18 three million twenty-two thousand dollars \$11,763,022,000] twelve  
19 billion two hundred fifteen million three hundred sixty-eight thousand  
20 dollars \$12,215,368,000, excluding bonds issued after April first, two  
21 thousand twenty-five to (i) fund one or more debt service reserve funds,  
22 (ii) pay costs of issuance of such bonds, and (iii) refund or otherwise  
23 repay such bonds or notes previously issued, provided that nothing here-  
24 in shall affect the exclusion of refunding debt issued prior to such  
25 date. The legislature reserves the right to amend or repeal such limit,  
26 and the state of New York, the dormitory authority, the city university,  
27 and the fund are prohibited from covenanting or making any other agree-  
28 ments with or for the benefit of bondholders which might in any way  
29 affect such right.

30 § 36. Subdivision 1 of section 1689-i of the public authorities law,  
31 as amended by section 32 of part XX of chapter 56 of the laws of 2024,  
32 is amended to read as follows:

33 1. The dormitory authority is authorized to issue bonds, at the  
34 request of the commissioner of education, to finance eligible library  
35 construction projects pursuant to section two hundred seventy-three-a of  
36 the education law, in amounts certified by such commissioner not to  
37 exceed a total principal amount of [four hundred eleven million dollars  
38 \$411,000,000] four hundred forty-five million dollars \$445,000,000.

39 § 37. Paragraph (c) of subdivision 19 of section 1680 of the public  
40 authorities law, as amended by section 33 of part XX of chapter 56 of  
41 the laws of 2024, is amended to read as follows:

42 (c) Subject to the provisions of chapter fifty-nine of the laws of two  
43 thousand, the dormitory authority shall not issue any bonds for state  
44 university educational facilities purposes if the principal amount of  
45 bonds to be issued when added to the aggregate principal amount of bonds  
46 issued by the dormitory authority on and after July first, nineteen  
47 hundred eighty-eight for state university educational facilities will  
48 exceed [eighteen billion nine hundred eighty-eight million one hundred  
49 sixty-four thousand dollars \$18,988,164,000; provided, however, that  
50 bonds issued or to be issued shall be excluded from such limitation if:  
51 (1) such bonds are issued to refund state university construction bonds  
52 and state university construction notes previously issued by the housing  
53 finance agency; or (2) such bonds are issued to refund bonds of the  
54 authority or other obligations issued for state university educational  
55 facilities purposes and the present value of the aggregate debt service  
56 on the refunding bonds does not exceed the present value of the aggre-

1 gate debt service on the bonds refunded thereby; provided, further that  
2 upon certification by the director of the budget that the issuance of  
3 refunding bonds or other obligations issued between April first, nine-  
4 teen hundred ninety-two and March thirty-first, nineteen hundred nine-  
5 ty-three will generate long term economic benefits to the state, as  
6 assessed on a present value basis, such issuance will be deemed to have  
7 met the present value test noted above. For purposes of this subdivi-  
8 sion, the present value of the aggregate debt service of the refunding  
9 bonds and the aggregate debt service of the bonds refunded, shall be  
10 calculated by utilizing the true interest cost of the refunding bonds,  
11 which shall be that rate arrived at by doubling the semi-annual interest  
12 rate (compounded semi-annually) necessary to discount the debt service  
13 payments on the refunding bonds from the payment dates thereof to the  
14 date of issue of the refunding bonds to the purchase price of the  
15 refunding bonds, including interest accrued thereon prior to the issu-  
16 ance thereof. The maturity of such bonds, other than bonds issued to  
17 refund outstanding bonds, shall not exceed the weighted average economic  
18 life, as certified by the state university construction fund, of the  
19 facilities in connection with which the bonds are issued, and in any  
20 case not later than the earlier of thirty years or the expiration of the  
21 term of any lease, sublease or other agreement relating thereto;  
22 provided that no note, including renewals thereof, shall mature later  
23 than five years after the date of issuance of such note] twenty billion  
24 five hundred thirty-eight million one hundred sixty-four thousand  
25 dollars \$20,538,164,000, excluding bonds issued after April first, two  
26 thousand twenty-five to (i) fund one or more debt service reserve funds,  
27 (ii) pay costs of issuance of such bonds, and (iii) refund or otherwise  
28 repay such bonds or notes previously issued, provided that nothing here-  
29 in shall affect the exclusion of refunding debt issued prior to such  
30 date. The legislature reserves the right to amend or repeal such limit,  
31 and the state of New York, the dormitory authority, the state university  
32 of New York, and the state university construction fund are prohibited  
33 from covenanting or making any other agreements with or for the benefit  
34 of bondholders which might in any way affect such right.

35 § 38. Subdivision 10-a of section 1680 of the public authorities law,  
36 as amended by section 34 of part XX of chapter 56 of the laws of 2024,  
37 is amended to read as follows:

38 10-a. Subject to the provisions of chapter fifty-nine of the laws of  
39 two thousand, but notwithstanding any other provision of the law to the  
40 contrary, the maximum amount of bonds and notes to be issued after March  
41 thirty-first, two thousand two, on behalf of the state, in relation to  
42 any locally sponsored community college, shall be [one billion three  
43 hundred sixty-five million three hundred eight thousand dollars  
44 \$1,365,308,000] one billion four hundred ninety-five million seven  
45 hundred seventy-four thousand dollars \$1,495,774,000. Such amount shall  
46 be exclusive of bonds and notes issued to fund any reserve fund or  
47 funds, costs of issuance and to refund any outstanding bonds and notes,  
48 issued on behalf of the state, relating to a locally sponsored community  
49 college.

50 § 39. Paragraph b of subdivision 2 of section 9-a of section 1 of  
51 chapter 392 of the laws of 1973, constituting the New York state medical  
52 care facilities finance agency act, as amended by section 35 of part XX  
53 of chapter 56 of the laws of 2024, is amended to read as follows:

54 b. The agency shall have power and is hereby authorized from time to  
55 time to issue negotiable bonds and notes in conformity with applicable  
56 provisions of the uniform commercial code in such principal amount as,

1 in the opinion of the agency, shall be necessary, after taking into  
2 account other moneys which may be available for the purpose, to provide  
3 sufficient funds to the facilities development corporation, or any  
4 successor agency, for the financing or refinancing of or for the design,  
5 construction, acquisition, reconstruction, rehabilitation or improvement  
6 of mental health services facilities pursuant to paragraph a of this  
7 subdivision, the payment of interest on mental health services improve-  
8 ment bonds and mental health services improvement notes issued for such  
9 purposes, the establishment of reserves to secure such bonds and notes,  
10 the cost or premium of bond insurance or the costs of any financial  
11 mechanisms which may be used to reduce the debt service that would be  
12 payable by the agency on its mental health services facilities improve-  
13 ment bonds and notes and all other expenditures of the agency incident  
14 to and necessary or convenient to providing the facilities development  
15 corporation, or any successor agency, with funds for the financing or  
16 refinancing of or for any such design, construction, acquisition, recon-  
17 struction, rehabilitation or improvement and for the refunding of mental  
18 hygiene improvement bonds issued pursuant to section 47-b of the private  
19 housing finance law; provided, however, that the agency shall not issue  
20 mental health services facilities improvement bonds and mental health  
21 services facilities improvement notes in an aggregate principal amount  
22 exceeding [twelve billion nine hundred twenty-one million seven hundred  
23 fifty-six thousand dollars \$12,921,756,000, excluding mental health  
24 services facilities improvement bonds and mental health services facili-  
25 ties improvement notes issued to refund outstanding mental health  
26 services facilities improvement bonds and mental health services facili-  
27 ties improvement notes; provided, however, that upon any such refunding  
28 or repayment of mental health services facilities improvement bonds  
29 and/or mental health services facilities improvement notes the total  
30 aggregate principal amount of outstanding mental health services facili-  
31 ties improvement bonds and mental health facilities improvement notes  
32 may be greater than twelve billion nine hundred twenty-one million seven  
33 hundred fifty-six thousand dollars \$12,921,756,000, only if, except as  
34 hereinafter provided with respect to mental health services facilities  
35 bonds and mental health services facilities notes issued to refund  
36 mental hygiene improvement bonds authorized to be issued pursuant to the  
37 provisions of section 47-b of the private housing finance law, the pres-  
38 ent value of the aggregate debt service of the refunding or repayment  
39 bonds to be issued shall not exceed the present value of the aggregate  
40 debt service of the bonds to be refunded or repaid. For purposes hereof,  
41 the present values of the aggregate debt service of the refunding or  
42 repayment bonds, notes or other obligations and of the aggregate debt  
43 service of the bonds, notes or other obligations so refunded or repaid,  
44 shall be calculated by utilizing the effective interest rate of the  
45 refunding or repayment bonds, notes or other obligations, which shall be  
46 that rate arrived at by doubling the semi-annual interest rate  
47 (compounded semi-annually) necessary to discount the debt service  
48 payments on the refunding or repayment bonds, notes or other obligations  
49 from the payment dates thereof to the date of issue of the refunding or  
50 repayment bonds, notes or other obligations and to the price bid includ-  
51 ing estimated accrued interest or proceeds received by the authority  
52 including estimated accrued interest from the sale thereof. Such bonds,  
53 other than bonds issued to refund outstanding bonds, shall be scheduled  
54 to mature over a term not to exceed the average useful life, as certi-  
55 fied by the facilities development corporation, of the projects for  
56 which the bonds are issued, and in any case shall not exceed thirty





1 years and the maximum maturity of notes or any renewals thereof shall  
2 not exceed five years from the date of the original issue of such notes.  
3 Notwithstanding the provisions of this section, the agency shall have  
4 the power and is hereby authorized to issue mental health services  
5 facilities improvement bonds and/or mental health services facilities  
6 improvement notes to refund outstanding mental hygiene improvement bonds  
7 authorized to be issued pursuant to the provisions of section 47-b of  
8 the private housing finance law and the amount of bonds issued or  
9 outstanding for such purposes shall not be included for purposes of  
10 determining the amount of bonds issued pursuant to this section] thir-  
11 teen billion six hundred thirty-nine million five hundred fifty-four  
12 thousand dollars \$13,639,554,000, excluding bonds issued after April  
13 first, two thousand twenty-five to (i) fund one or more debt service  
14 reserve funds, (ii) pay costs of issuance of such bonds, and (iii)  
15 refund or otherwise repay such bonds or notes previously issued,  
16 provided that nothing herein shall affect the exclusion of refunding  
17 debt issued prior to such date. The director of the budget shall allo-  
18 cate the aggregate principal authorized to be issued by the agency among  
19 the office of mental health, office for people with developmental disa-  
20 bilities, and the office of addiction services and supports, in consul-  
21 tation with their respective commissioners to finance bondable appropri-  
22 ations previously approved by the legislature.

23 § 40. Subdivision (a) of section 48 of part K of chapter 81 of the  
24 laws of 2002, relating to providing for the administration of certain  
25 funds and accounts related to the 2002-2003 budget, as amended by  
26 section 36 of part XX of chapter 56 of the laws of 2024, is amended to  
27 read as follows:

28 (a) Subject to the provisions of chapter 59 of the laws of 2000 but  
29 notwithstanding the provisions of section 18 of the urban development  
30 corporation act, the corporation is hereby authorized to issue bonds or  
31 notes in one or more series in an aggregate principal amount not to  
32 exceed [five hundred twenty-two million five hundred thousand dollars  
33 \$522,500,000] five hundred fifty million five hundred thousand dollars  
34 \$550,500,000, excluding bonds issued to fund one or more debt service  
35 reserve funds, to pay costs of issuance of such bonds, and bonds or  
36 notes issued to refund or otherwise repay such bonds or notes previously  
37 issued, for the purpose of financing capital costs related to homeland  
38 security and training facilities for the division of state police, the  
39 division of military and naval affairs, and any other state agency,  
40 including the reimbursement of any disbursements made from the state  
41 capital projects fund, and is hereby authorized to issue bonds or notes  
42 in one or more series in an aggregate principal amount not to exceed  
43 [one billion eight hundred fifty-five million two hundred eighty-six  
44 thousand dollars \$1,855,286,000] two billion one hundred sixty-eight  
45 million three hundred thirty-one thousand dollars \$2,168,331,000,  
46 excluding bonds issued to fund one or more debt service reserve funds,  
47 to pay costs of issuance of such bonds, and bonds or notes issued to  
48 refund or otherwise repay such bonds or notes previously issued, for the  
49 purpose of financing improvements to State office buildings and other  
50 facilities located statewide, including the reimbursement of any  
51 disbursements made from the state capital projects fund. Such bonds and  
52 notes of the corporation shall not be a debt of the state, and the state  
53 shall not be liable thereon, nor shall they be payable out of any funds  
54 other than those appropriated by the state to the corporation for debt  
55 service and related expenses pursuant to any service contracts executed

1 pursuant to subdivision (b) of this section, and such bonds and notes  
2 shall contain on the face thereof a statement to such effect.

3 § 41. Subdivision 1 of section 47 of section 1 of chapter 174 of the  
4 laws of 1968, constituting the New York state urban development corpo-  
5 ration act, as amended by section 37 of part XX of chapter 56 of the  
6 laws of 2024, is amended to read as follows:

7 1. Notwithstanding the provisions of any other law to the contrary,  
8 the dormitory authority and the corporation are hereby authorized to  
9 issue bonds or notes in one or more series for the purpose of funding  
10 project costs for the office of information technology services, depart-  
11 ment of law, and other state costs associated with such capital  
12 projects. The aggregate principal amount of bonds authorized to be  
13 issued pursuant to this section shall not exceed [one billion seven  
14 hundred forty-two million seven hundred twelve thousand dollars  
15 \$1,742,712,000] one billion eight hundred seventy-three million four  
16 hundred twelve thousand dollars \$1,873,412,000, excluding bonds issued  
17 to fund one or more debt service reserve funds, to pay costs of issuance  
18 of such bonds, and bonds or notes issued to refund or otherwise repay  
19 such bonds or notes previously issued. Such bonds and notes of the  
20 dormitory authority and the corporation shall not be a debt of the  
21 state, and the state shall not be liable thereon, nor shall they be  
22 payable out of any funds other than those appropriated by the state to  
23 the dormitory authority and the corporation for principal, interest, and  
24 related expenses pursuant to a service contract and such bonds and notes  
25 shall contain on the face thereof a statement to such effect. Except for  
26 purposes of complying with the internal revenue code, any interest  
27 income earned on bond proceeds shall only be used to pay debt service on  
28 such bonds.

29 § 42. Subdivision (b) of section 11 of chapter 329 of the laws of  
30 1991, amending the state finance law and other laws relating to the  
31 establishment of the dedicated highway and bridge trust fund, as amended  
32 by section 38 of part XX of chapter 56 of the laws of 2024, is amended  
33 to read as follows:

34 (b) Any service contract or contracts for projects authorized pursuant  
35 to sections 10-c, 10-f, 10-g and 80-b of the highway law and section  
36 14-k of the transportation law, and entered into pursuant to subdivision  
37 (a) of this section, shall provide for state commitments to provide  
38 annually to the thruway authority a sum or sums, upon such terms and  
39 conditions as shall be deemed appropriate by the director of the budget,  
40 to fund, or fund the debt service requirements of any bonds or any obli-  
41 gations of the thruway authority issued to fund or to reimburse the  
42 state for funding such projects having a cost not in excess of [fourteen  
43 billion eight hundred forty-four million five hundred eighty-seven thou-  
44 sand dollars \$14,844,587,000 cumulatively by the end of fiscal year  
45 2024-25] fifteen billion seven hundred twenty-two million three hundred  
46 eighty-four thousand dollars \$15,722,384,000. Such limit shall exclude  
47 bonds issued after April first, two thousand twenty-five to (i) fund one  
48 or more debt service reserve funds, (ii) pay costs of issuance of such  
49 bonds, and (iii) refund or otherwise repay such bonds or notes previous-  
50 ly issued, provided that nothing herein shall affect the exclusion of  
51 refunding debt issued prior to such date. For purposes of this subdivi-  
52 sion, such projects shall be deemed to include capital grants to cities,  
53 towns and villages for the reimbursement of eligible capital costs of  
54 local highway and bridge projects within such municipality, where allo-  
55 cations to cities, towns and villages are based on the total number of  
56 New York or United States or interstate signed touring route miles for

1 which such municipality has capital maintenance responsibility, and  
2 where such eligible capital costs include the costs of construction and  
3 repair of highways, bridges, highway-railroad crossings, and other  
4 transportation facilities for projects with a service life of ten years  
5 or more.

6 § 43. Subdivision 1 of section 53 of section 1 of chapter 174 of the  
7 laws of 1968, constituting the New York state urban development corpo-  
8 ration act, as amended by section 39 of part XX of chapter 56 of the  
9 laws of 2024, is amended to read as follows:

10 1. Notwithstanding the provisions of any other law to the contrary,  
11 the dormitory authority and the urban development corporation are hereby  
12 authorized to issue bonds or notes in one or more series for the purpose  
13 of funding project costs for the acquisition of equipment, including but  
14 not limited to the creation or modernization of information technology  
15 systems and related research and development equipment, health and safe-  
16 ty equipment, heavy equipment and machinery, the creation or improvement  
17 of security systems, and laboratory equipment and other state costs  
18 associated with such capital projects. The aggregate principal amount  
19 of bonds authorized to be issued pursuant to this section shall not  
20 exceed [five hundred ninety-three million dollars \$593,000,000] six  
21 hundred ninety-three million dollars \$693,000,000, excluding bonds  
22 issued to fund one or more debt service reserve funds, to pay costs of  
23 issuance of such bonds, and bonds or notes issued to refund or otherwise  
24 repay such bonds or notes previously issued. Such bonds and notes of the  
25 dormitory authority and the urban development corporation shall not be a  
26 debt of the state, and the state shall not be liable thereon, nor shall  
27 they be payable out of any funds other than those appropriated by the  
28 state to the dormitory authority and the urban development corporation  
29 for principal, interest, and related expenses pursuant to a service  
30 contract and such bonds and notes shall contain on the face thereof a  
31 statement to such effect. Except for purposes of complying with the  
32 internal revenue code, any interest income earned on bond proceeds shall  
33 only be used to pay debt service on such bonds.

34 § 44. Subdivision 3 of section 1285-p of the public authorities law,  
35 as amended by section 40 of part XX of chapter 56 of the laws of 2024,  
36 is amended to read as follows:

37 3. The maximum amount of bonds that may be issued for the purpose of  
38 financing environmental infrastructure projects authorized by this  
39 section shall be [ten billion eight hundred sixty-six million five  
40 hundred sixty thousand dollars \$10,866,560,000] thirteen billion two  
41 hundred nineteen million one hundred sixty thousand dollars  
42 \$13,219,160,000, exclusive of bonds issued to fund any debt service  
43 reserve funds, pay costs of issuance of such bonds, and bonds or notes  
44 issued to refund or otherwise repay bonds or notes previously issued.  
45 Such bonds and notes of the corporation shall not be a debt of the  
46 state, and the state shall not be liable thereon, nor shall they be  
47 payable out of any funds other than those appropriated by the state to  
48 the corporation for debt service and related expenses pursuant to any  
49 service contracts executed pursuant to subdivision one of this section,  
50 and such bonds and notes shall contain on the face thereof a statement  
51 to such effect.

52 § 45. Subdivision 1 and paragraph (a) of subdivision 2 of section 17  
53 of part D of chapter 389 of the laws of 1997, relating to the financing  
54 of the correctional facilities improvement fund and the youth facility  
55 improvement fund, subdivision 1 as amended by section 41 of part XX of  
56 chapter 56 of the laws of 2024, and paragraph (a) of subdivision 2 as

1 amended by section 20 of part P2 of chapter 62 of the laws of 2003, are  
2 amended to read as follows:

3 1. Subject to the provisions of chapter 59 of the laws of 2000, but  
4 notwithstanding the provisions of section 18 of section 1 of chapter 174  
5 of the laws of 1968, the New York state urban development corporation is  
6 hereby authorized to issue bonds, notes and other obligations in an  
7 aggregate principal amount not to exceed [one billion sixty-six million  
8 seven hundred fifty-five thousand dollars \$1,066,755,000, which] one  
9 billion two hundred seventeen million seven hundred fifty-five thousand  
10 dollars \$1,217,755,000, excluding bonds issued after April first, two  
11 thousand twenty-five to (a) fund one or more debt service reserve funds,  
12 (b) to pay costs of issuance of such bonds, and (c) refund or otherwise  
13 repay such bonds or notes previously issued, provided that nothing here-  
14 in shall affect the exclusion of refunding debt issued prior to such  
15 date. Which authorization increases the aggregate principal amount of  
16 bonds, notes and other obligations authorized by section 40 of chapter  
17 309 of the laws of 1996, and shall include all bonds, notes and other  
18 obligations issued pursuant to chapter 211 of the laws of 1990, as  
19 amended or supplemented. The proceeds of such bonds, notes or other  
20 obligations shall be paid to the state, for deposit in the youth facili-  
21 ties improvement fund or the capital projects fund, to pay for all or  
22 any portion of the amount or amounts paid by the state from appropri-  
23 ations or reappropriations made to the office of children and family  
24 services from the youth facilities improvement fund or the capital  
25 projects fund for capital projects. [The aggregate amount of bonds,  
26 notes and other obligations authorized to be issued pursuant to this  
27 section shall exclude bonds, notes or other obligations issued to refund  
28 or otherwise repay bonds, notes or other obligations theretofore issued,  
29 the proceeds of which were paid to the state for all or a portion of the  
30 amounts expended by the state from appropriations or reappropriations  
31 made to the office of children and family services; provided, however,  
32 that upon any such refunding or repayment the total aggregate principal  
33 amount of outstanding bonds, notes or other obligations may be greater  
34 than one billion sixty-six million seven hundred fifty-five thousand  
35 dollars \$1,066,755,000, only if the present value of the aggregate debt  
36 service of the refunding or repayment bonds, notes or other obligations  
37 to be issued shall not exceed the present value of the aggregate debt  
38 service of the bonds, notes or other obligations so to be refunded or  
39 repaid. For the purposes hereof, the present value of the aggregate debt  
40 service of the refunding or repayment bonds, notes or other obligations  
41 and of the aggregate debt service of the bonds, notes or other obli-  
42 gations so refunded or repaid, shall be calculated by utilizing the  
43 effective interest rate of the refunding or repayment bonds, notes or  
44 other obligations, which shall be that rate arrived at by doubling the  
45 semi-annual interest rate (compounded semi-annually) necessary to  
46 discount the debt service payments on the refunding or repayment bonds,  
47 notes or other obligations from the payment dates thereof to the date of  
48 issue of the refunding or repayment bonds, notes or other obligations  
49 and to the price bid including estimated accrued interest or proceeds  
50 received by the corporation including estimated accrued interest from  
51 the sale thereof.]

52 (a) The New York state office of general services shall be responsible  
53 for the undertaking of studies, planning, site acquisition, design,  
54 construction, reconstruction, renovation and development of youth facil-  
55 ities and the Tonawanda Indian Community House, including the making of

1 any purchases therefor, on behalf of the New York state office of chil-  
2 dren and family services.

3 § 46. Subdivision 1 of section 386-b of the public authorities law, as  
4 amended by section 42 of part XX of chapter 56 of the laws of 2024, is  
5 amended to read as follows:

6 1. Notwithstanding any other provision of law to the contrary, the  
7 authority, the dormitory authority and the urban development corporation  
8 are hereby authorized to issue bonds or notes in one or more series for  
9 the purpose of financing peace bridge projects and capital costs of  
10 state and local highways, parkways, bridges, the New York state thruway,  
11 Indian reservation roads, and facilities, and transportation infrastruc-  
12 ture projects including aviation projects, non-MTA mass transit  
13 projects, and rail service preservation projects, including work appur-  
14 tenant and ancillary thereto. The aggregate principal amount of bonds  
15 authorized to be issued pursuant to this section shall not exceed  
16 [fifteen billion two hundred forty million six hundred sixty-nine thou-  
17 sand dollars \$15,240,669,000] seventeen billion four million twenty-sev-  
18 en thousand dollars \$ 17,004,027,000, excluding bonds issued to fund one  
19 or more debt service reserve funds, to pay costs of issuance of such  
20 bonds, and to refund or otherwise repay such bonds or notes previously  
21 issued. Such bonds and notes of the authority, the dormitory authority  
22 and the urban development corporation shall not be a debt of the state,  
23 and the state shall not be liable thereon, nor shall they be payable out  
24 of any funds other than those appropriated by the state to the authori-  
25 ty, the dormitory authority and the urban development corporation for  
26 principal, interest, and related expenses pursuant to a service contract  
27 and such bonds and notes shall contain on the face thereof a statement  
28 to such effect. Except for purposes of complying with the internal  
29 revenue code, any interest income earned on bond proceeds shall only be  
30 used to pay debt service on such bonds.

31 § 47. Subdivision 1 of section 44 of section 1 of chapter 174 of the  
32 laws of 1968, constituting the New York state urban development corpo-  
33 ration act, as amended by section 43 of part XX of chapter 56 of the  
34 laws of 2024, is amended to read as follows:

35 1. Notwithstanding the provisions of any other law to the contrary,  
36 the dormitory authority and the corporation are hereby authorized to  
37 issue bonds or notes in one or more series for the purpose of funding  
38 project costs for the regional economic development council initiative,  
39 the economic transformation program, state university of New York  
40 college for nanoscale and science engineering, projects within the city  
41 of Buffalo or surrounding environs, the New York works economic develop-  
42 ment fund, projects for the retention of professional football in west-  
43 ern New York, the empire state economic development fund, the clarkson-  
44 trudeau partnership, the New York genome center, the cornell university  
45 college of veterinary medicine, the olympic regional development author-  
46 ity, projects at nano Utica, onondaga county revitalization projects,  
47 Binghamton university school of pharmacy, New York power electronics  
48 manufacturing consortium, regional infrastructure projects, high tech  
49 innovation and economic development infrastructure program, high tech-  
50 nology manufacturing projects in Chautauqua and Erie county, an indus-  
51 trial scale research and development facility in Clinton county, upstate  
52 revitalization initiative projects, downstate revitalization initiative,  
53 market New York projects, fairground buildings, equipment or facilities  
54 used to house and promote agriculture, the state fair, the empire state  
55 trail, the moynihan station development project, the Kingsbridge armory  
56 project, strategic economic development projects, the cultural, arts and

1 public spaces fund, water infrastructure in the city of Auburn and town  
2 of Owasco, a life sciences laboratory public health initiative, not-for-  
3 profit pounds, shelters and humane societies, arts and cultural facili-  
4 ties improvement program, restore New York's communities initiative,  
5 heavy equipment, economic development and infrastructure projects,  
6 Roosevelt Island operating corporation capital projects, Lake Ontario  
7 regional projects, Pennsylvania station and other transit projects,  
8 athletic facilities for professional football in Orchard Park, New York,  
9 Rush - NY, New York AI Consortium, New York Creates UEV Tool, and other  
10 state costs associated with such projects. The aggregate principal  
11 amount of bonds authorized to be issued pursuant to this section shall  
12 not exceed [twenty billion eight hundred seventy-eight million one  
13 hundred ninety-four thousand dollars \$20,878,194,000] twenty-two billion  
14 eight hundred forty-nine million nine hundred fifty-three thousand  
15 dollars \$22,849,953,000, excluding bonds issued to fund one or more debt  
16 service reserve funds, to pay costs of issuance of such bonds, and bonds  
17 or notes issued to refund or otherwise repay such bonds or notes previ-  
18 ously issued. Such bonds and notes of the dormitory authority and the  
19 corporation shall not be a debt of the state, and the state shall not be  
20 liable thereon, nor shall they be payable out of any funds other than  
21 those appropriated by the state to the dormitory authority and the  
22 corporation for principal, interest, and related expenses pursuant to a  
23 service contract and such bonds and notes shall contain on the face  
24 thereof a statement to such effect. Except for purposes of complying  
25 with the internal revenue code, any interest income earned on bond  
26 proceeds shall only be used to pay debt service on such bonds.

27 § 48. Subdivision (a) of section 28 of part Y of chapter 61 of the  
28 laws of 2005, relating to providing for the administration of certain  
29 funds and accounts related to the 2005-2006 budget, as amended by  
30 section 44 of part XX of chapter 56 of the laws of 2024, is amended to  
31 read as follows:

32 (a) Subject to the provisions of chapter 59 of the laws of 2000, but  
33 notwithstanding any provisions of law to the contrary, one or more  
34 authorized issuers as defined by section 68-a of the state finance law  
35 are hereby authorized to issue bonds or notes in one or more series in  
36 an aggregate principal amount not to exceed [two hundred ninety-seven  
37 million dollars \$297,000,000] three hundred ninety-seven million dollars  
38 \$397,000,000, excluding bonds issued to finance one or more debt service  
39 reserve funds, to pay costs of issuance of such bonds, and bonds or  
40 notes issued to refund or otherwise repay such bonds or notes previously  
41 issued, for the purpose of financing capital projects for public  
42 protection facilities in the Division of Military and Naval Affairs,  
43 debt service and leases; and to reimburse the state general fund for  
44 disbursements made therefor. Such bonds and notes of such authorized  
45 issuer shall not be a debt of the state, and the state shall not be  
46 liable thereon, nor shall they be payable out of any funds other than  
47 those appropriated by the state to such authorized issuer for debt  
48 service and related expenses pursuant to any service contract executed  
49 pursuant to subdivision (b) of this section and such bonds and notes  
50 shall contain on the face thereof a statement to such effect. Except for  
51 purposes of complying with the internal revenue code, any interest  
52 income earned on bond proceeds shall only be used to pay debt service on  
53 such bonds.

54 § 49. Subdivision 1 of section 50 of section 1 of chapter 174 of the  
55 laws of 1968, constituting the New York state urban development corpo-

1 ration act, as amended by section 45 of part XX of chapter 56 of the  
2 laws of 2024, is amended to read as follows:

3 1. Notwithstanding the provisions of any other law to the contrary,  
4 the dormitory authority and the urban development corporation are hereby  
5 authorized to issue bonds or notes in one or more series for the purpose  
6 of funding project costs undertaken by or on behalf of the state educa-  
7 tion department, special act school districts, state-supported schools  
8 for the blind and deaf, approved private special education schools,  
9 non-public schools, community centers, day care facilities, residential  
10 camps, day camps, Native American Indian Nation schools, and other state  
11 costs associated with such capital projects. The aggregate principal  
12 amount of bonds authorized to be issued pursuant to this section shall  
13 not exceed [three hundred ninety-six million eight hundred ninety-eight  
14 thousand dollars \$396,898,000] four hundred forty million three hundred  
15 ninety-seven thousand dollars \$440,397,000, excluding bonds issued to  
16 fund one or more debt service reserve funds, to pay costs of issuance of  
17 such bonds, and bonds or notes issued to refund or otherwise repay such  
18 bonds or notes previously issued. Such bonds and notes of the dormitory  
19 authority and the urban development corporation shall not be a debt of  
20 the state, and the state shall not be liable thereon, nor shall they be  
21 payable out of any funds other than those appropriated by the state to  
22 the dormitory authority and the urban development corporation for prin-  
23 cipal, interest, and related expenses pursuant to a service contract and  
24 such bonds and notes shall contain on the face thereof a statement to  
25 such effect. Except for purposes of complying with the internal revenue  
26 code, any interest income earned on bond proceeds shall only be used to  
27 pay debt service on such bonds.

28 § 50. Subdivision 1 of section 1680-k of the public authorities law,  
29 as amended by section 46 of part XX of chapter 56 of the laws of 2024,  
30 is amended to read as follows:

31 1. Subject to the provisions of chapter fifty-nine of the laws of two  
32 thousand, but notwithstanding any provisions of law to the contrary, the  
33 dormitory authority is hereby authorized to issue bonds or notes in one  
34 or more series in an aggregate principal amount not to exceed [forty-one  
35 million sixty thousand dollars \$41,060,000] forty-one million one  
36 hundred seventy-five thousand dollars \$41,175,000, excluding bonds  
37 issued to finance one or more debt service reserve funds, to pay costs  
38 of issuance of such bonds, and bonds or notes issued to refund or other-  
39 wise repay such bonds or notes previously issued, for the purpose of  
40 financing the construction of the New York state agriculture and markets  
41 food laboratory. Eligible project costs may include, but not be limited  
42 to the cost of design, financing, site investigations, site acquisition  
43 and preparation, demolition, construction, rehabilitation, acquisition  
44 of machinery and equipment, and infrastructure improvements. Such bonds  
45 and notes of such authorized issuers shall not be a debt of the state,  
46 and the state shall not be liable thereon, nor shall they be payable out  
47 of any funds other than those appropriated by the state to such author-  
48 ized issuers for debt service and related expenses pursuant to any  
49 service contract executed pursuant to subdivision two of this section  
50 and such bonds and notes shall contain on the face thereof a statement  
51 to such effect. Except for purposes of complying with the internal  
52 revenue code, any interest income earned on bond proceeds shall only be  
53 used to pay debt service on such bonds.

54 § 51. Subdivision 1 of section 1680-r of the public authorities law,  
55 as amended by section 46 of part PP of chapter 56 of the laws of 2023,  
56 is amended to read as follows:

1 1. Notwithstanding the provisions of any other law to the contrary,  
2 the dormitory authority and the urban development corporation are hereby  
3 authorized to issue bonds or notes in one or more series for the purpose  
4 of funding project costs for the capital restructuring financing program  
5 for health care and related facilities licensed pursuant to the public  
6 health law or the mental hygiene law and other state costs associated  
7 with such capital projects, the health care facility transformation  
8 programs, the essential health care provider program, and other health  
9 care capital project costs. The aggregate principal amount of bonds  
10 authorized to be issued pursuant to this section shall not exceed [five  
11 billion one hundred fifty-three million dollars \$5,153,000,000] six  
12 billion one hundred sixty-eight million dollars \$6,168,000,000, exclud-  
13 ing bonds issued to fund one or more debt service reserve funds, to pay  
14 costs of issuance of such bonds, and bonds or notes issued to refund or  
15 otherwise repay such bonds or notes previously issued. Such bonds and  
16 notes of the dormitory authority and the urban development corporation  
17 shall not be a debt of the state, and the state shall not be liable  
18 thereon, nor shall they be payable out of any funds other than those  
19 appropriated by the state to the dormitory authority and the urban  
20 development corporation for principal, interest, and related expenses  
21 pursuant to a service contract and such bonds and notes shall contain on  
22 the face thereof a statement to such effect. Except for purposes of  
23 complying with the internal revenue code, any interest income earned on  
24 bond proceeds shall only be used to pay debt service on such bonds.

25 § 52. Subdivision 1 of section 386-a of the public authorities law, as  
26 amended by section 55 of part XX of chapter 56 of the laws of 2024, is  
27 amended to read as follows:

28 1. Notwithstanding any other provision of law to the contrary, the  
29 authority, the dormitory authority and the urban development corporation  
30 are hereby authorized to issue bonds or notes in one or more series for  
31 the purpose of assisting the metropolitan transportation authority in  
32 the financing of transportation facilities as defined in subdivision  
33 seventeen of section twelve hundred sixty-one of this chapter or other  
34 capital projects. The aggregate principal amount of bonds authorized to  
35 be issued pursuant to this section shall not exceed [twelve billion five  
36 hundred fifteen million eight hundred fifty-six thousand dollars  
37 \$12,515,856,000] fifteen billion five hundred fifteen million eight  
38 hundred fifty-six thousand dollars \$15,515,856,000, excluding bonds  
39 issued to fund one or more debt service reserve funds, to pay costs of  
40 issuance of such bonds, and to refund or otherwise repay such bonds or  
41 notes previously issued. Such bonds and notes of the authority, the  
42 dormitory authority and the urban development corporation shall not be a  
43 debt of the state, and the state shall not be liable thereon, nor shall  
44 they be payable out of any funds other than those appropriated by the  
45 state to the authority, the dormitory authority and the urban develop-  
46 ment corporation for principal, interest, and related expenses pursuant  
47 to a service contract and such bonds and notes shall contain on the face  
48 thereof a statement to such effect. Except for purposes of complying  
49 with the internal revenue code, any interest income earned on bond  
50 proceeds shall only be used to pay debt service on such bonds. Notwith-  
51 standing any other provision of law to the contrary, including the limi-  
52 tations contained in subdivision four of section sixty-seven-b of the  
53 state finance law, (A) any bonds and notes issued prior to April first,  
54 two thousand twenty-seven pursuant to this section may be issued with a  
55 maximum maturity of fifty years, and (B) any bonds issued to refund such



1 bonds and notes may be issued with a maximum maturity of fifty years  
2 from the respective date of original issuance of such bonds and notes.

3 § 53. Subdivision (a) of section 27 of part Y of chapter 61 of the  
4 laws of 2005, relating to providing for the administration of certain  
5 funds and accounts related to the 2005-2006 budget, as amended by  
6 section 28 of part PP of chapter 56 of the laws of 2023, is amended to  
7 read as follows:

8 (a) Subject to the provisions of chapter 59 of the laws of 2000, but  
9 notwithstanding any provisions of law to the contrary, the urban devel-  
10 opment corporation is hereby authorized to issue bonds or notes in one  
11 or more series in an aggregate principal amount not to exceed [five  
12 hundred thirty-eight million one hundred thousand dollars \$538,100,000]  
13 five hundred fifty million one hundred thousand dollars \$550,100,000,  
14 excluding bonds issued to finance one or more debt service reserve  
15 funds, to pay costs of issuance of such bonds, and bonds or notes issued  
16 to refund or otherwise repay such bonds or notes previously issued, for  
17 the purpose of financing capital projects including IT initiatives for  
18 the division of state police, debt service and leases; and to reimburse  
19 the state general fund for disbursements made therefor. Such bonds and  
20 notes of such authorized issuer shall not be a debt of the state, and  
21 the state shall not be liable thereon, nor shall they be payable out of  
22 any funds other than those appropriated by the state to such authorized  
23 issuer for debt service and related expenses pursuant to any service  
24 contract executed pursuant to subdivision (b) of this section and such  
25 bonds and notes shall contain on the face thereof a statement to such  
26 effect. Except for purposes of complying with the internal revenue code,  
27 any interest income earned on bond proceeds shall only be used to pay  
28 debt service on such bonds.

29 § 54. Subdivision 3 of section 1285-q of the public authorities law,  
30 as amended by section 43 of part BB of chapter 56 of the laws of 2015,  
31 is amended to read as follows:

32 3. The maximum amount of bonds that may be issued for the purpose of  
33 financing hazardous waste site remediation projects and environmental  
34 restoration projects authorized by this section shall not exceed [two  
35 billion two hundred million dollars] three billion four hundred fifty  
36 million dollars \$3,450,000,000 and shall not exceed one hundred million  
37 dollars for appropriations enacted for any state fiscal year, provided  
38 that the bonds not issued for such appropriations may be issued pursuant  
39 to reappropriation in subsequent fiscal years. [No bonds shall be issued  
40 for the repayment of any new appropriation enacted after March thirty-  
41 first, two thousand twenty-six for hazardous waste site remediation  
42 projects authorized by this section.] Amounts authorized to be issued by  
43 this section shall be exclusive of bonds issued to fund any debt service  
44 reserve funds, pay costs of issuance of such bonds, and bonds or notes  
45 issued to refund or otherwise repay bonds or notes previously issued.  
46 Such bonds and notes of the corporation shall not be a debt of the  
47 state, and the state shall not be liable thereon, nor shall they be  
48 payable out of any funds other than those appropriated by this state to  
49 the corporation for debt service and related expenses pursuant to any  
50 service contracts executed pursuant to subdivision one of this section,  
51 and such bonds and notes shall contain on the face thereof a statement  
52 to such effect.

53 § 55. Subdivision 1 of section 16 of part D of chapter 389 of the laws  
54 of 1997, relating to the financing of the correctional facilities  
55 improvement fund and the youth facility improvement fund, as amended by

1 section 28 of part XX of chapter 56 of the laws of 2024, is amended to  
2 read as follows:

3 1. Subject to the provisions of chapter 59 of the laws of 2000, but  
4 notwithstanding the provisions of section 18 of section 1 of chapter 174  
5 of the laws of 1968, the New York state urban development corporation is  
6 hereby authorized to issue bonds, notes and other obligations in an  
7 aggregate principal amount not to exceed [ten billion two hundred nine-  
8 ty-nine million three hundred fifty-nine thousand dollars  
9 \$10,299,359,000, and shall include all bonds, notes and other obli-  
10 gations issued pursuant to chapter 56 of the laws of 1983, as amended or  
11 supplemented. The proceeds of such bonds, notes or other obligations  
12 shall be paid to the state, for deposit in the correctional facilities  
13 capital improvement fund to pay for all or any portion of the amount or  
14 amounts paid by the state from appropriations or reappropriations made  
15 to the department of corrections and community supervision from the  
16 correctional facilities capital improvement fund for capital projects.  
17 The aggregate amount of bonds, notes or other obligations authorized to  
18 be issued pursuant to this section shall exclude bonds, notes or other  
19 obligations issued to refund or otherwise repay bonds, notes or other  
20 obligations theretofore issued, the proceeds of which were paid to the  
21 state for all or a portion of the amounts expended by the state from  
22 appropriations or reappropriations made to the department of corrections  
23 and community supervision; provided, however, that upon any such refund-  
24 ing or repayment the total aggregate principal amount of outstanding  
25 bonds, notes or other obligations may be greater than ten billion two  
26 hundred ninety-nine million three hundred fifty-nine thousand dollars  
27 \$10,299,359,000, only if the present value of the aggregate debt service  
28 of the refunding or repayment bonds, notes or other obligations to be  
29 issued shall not exceed the present value of the aggregate debt service  
30 of the bonds, notes or other obligations so to be refunded or repaid.  
31 For the purposes hereof, the present value of the aggregate debt service  
32 of the refunding or repayment bonds, notes or other obligations and of  
33 the aggregate debt service of the bonds, notes or other obligations so  
34 refunded or repaid, shall be calculated by utilizing the effective  
35 interest rate of the refunding or repayment bonds, notes or other obli-  
36 gations, which shall be that rate arrived at by doubling the semi-annual  
37 interest rate (compounded semi-annually) necessary to discount the debt  
38 service payments on the refunding or repayment bonds, notes or other  
39 obligations from the payment dates thereof to the date of issue of the  
40 refunding or repayment bonds, notes or other obligations and to the  
41 price bid including estimated accrued interest or proceeds received by  
42 the corporation including estimated accrued interest from the sale ther-  
43 eof] eleven billion one hundred seventeen million three hundred fifty-  
44 nine thousand dollars \$11,117,359,000, excluding bonds issued after  
45 April first, two thousand twenty-five to (i) fund one or more debt  
46 service reserve funds, (ii) pay costs of issuance of such bonds, and  
47 (iii) refund or otherwise repay such bonds or notes previously issued,  
48 provided that nothing herein shall affect the exclusion of refunding  
49 debt issued prior to such date.

50 § 56. The opening paragraph of section 3573 of the public authorities  
51 law, as added by chapter 5 of the laws of 1997, is amended to read as  
52 follows:

53 Notwithstanding any provision of this article or any other provision  
54 of law to the contrary, so long as bonds issued by the dormitory author-  
55 ity [to finance facilities for] on or before March thirty-first, two  
56 thousand twenty-five to make loans to the department of health of the

1 state of New York to finance state hospital facilities listed in section  
2 four hundred three of the public health law remain outstanding as  
3 defined in the bond resolution under which such bonds were issued, the  
4 following provisions shall be applicable:

5 § 57. Paragraph (a) of subdivision 2 of section 409 of the public  
6 health law, as amended by chapter 5 of the laws of 1997, is amended and  
7 a new subdivision 6 is added to read as follows:

8 (a) The commissioner shall, after the first day of July, nineteen  
9 hundred seventy-one, pay over moneys received by the department includ-  
10 ing, subject to subdivision six of this section, moneys received from  
11 the Roswell Park Cancer Institute corporation for the care, maintenance  
12 and treatment of patients at state hospitals in the department as  
13 enumerated in section four hundred three of this chapter, together with  
14 money received from fees, including parking fees, refunds, reimburse-  
15 ments, payments received pursuant to leases, sales of property and  
16 miscellaneous receipts of such hospitals other than gifts, grants,  
17 bequests and moneys received under research contracts, and clinical  
18 practice income received pursuant to a clinical practice plan estab-  
19 lished pursuant to subdivision fourteen of section two hundred six of  
20 this chapter except for the amount of money required by the comptroller  
21 to be maintained on deposit in the department of health income fund  
22 pursuant to paragraph (c) of this subdivision less payments required to  
23 be made into pools created by this chapter and for assessments estab-  
24 lished pursuant to this chapter and less refunds made pursuant to law,  
25 to the comptroller to be deposited by [him] the comptroller in the  
26 department of health income fund. Such moneys shall be kept separate and  
27 shall not be commingled with any other moneys in the hands of the comp-  
28 troller. All deposits of such money shall, if required by the comp-  
29 troller, be secured by obligations of the United States or of the state  
30 of market value equal at all times to the amount of the deposit and all  
31 banks and trust companies are authorized to give such securities for  
32 such deposits. The commissioner shall identify to the comptroller moneys  
33 received from Roswell Park Cancer Institute corporation or its subsid-  
34 iaries.

35 6. Notwithstanding the foregoing provisions of this section, upon the  
36 payment or provision for payment of all outstanding bonds issued on or  
37 before March thirty-first, two thousand twenty-five by the dormitory  
38 authority to make loans to the department to finance or refinance state  
39 hospital facilities in accordance with the terms of the bond resolution  
40 under which such bonds were issued, the provisions of subdivisions two  
41 and five of this section requiring (i) the payment and identification by  
42 the department to the comptroller of moneys received from the Roswell  
43 Park Cancer Institute corporation, (ii) the deposit and maintenance of  
44 such moneys from the Roswell Park Cancer Institute corporation by the  
45 comptroller in the department of health income fund, and (iii) the  
46 release of excess moneys in the department of health income fund attri-  
47 buted to the operation of the Roswell Park Cancer Institute corporation  
48 or its subsidiaries, shall no longer be applicable and, thereafter, all  
49 such moneys from the operation of the Roswell Park Cancer Institute  
50 corporation shall remain in the custody and/or control of the corpo-  
51 ration and/or its subsidiaries.

52 § 58. Paragraph (b) of subdivision 1 of section 54-b of section 1 of  
53 chapter 174 of the laws of 1968 constituting the urban development  
54 corporation act, as amended by section 54 of part XX of chapter 56 of  
55 the laws of 2024, is amended to read as follows:

1 (b) Notwithstanding any other provision of law to the contrary,  
2 including, specifically, the provisions of chapter 59 of the laws of  
3 2000 and section sixty-seven-b of the state finance law, the dormitory  
4 authority of the state of New York and the corporation are hereby  
5 authorized to issue personal income tax revenue anticipation notes with  
6 a maturity no later than March 31[, 2025] of the state fiscal year in  
7 which such notes are issued, in one or more series in an aggregate prin-  
8 cipal amount for each fiscal year not to exceed three billion dollars,  
9 and to pay costs of issuance of such notes, for the purpose of temporar-  
10 ily financing budgetary needs of the state. Such purpose shall consti-  
11 tute an authorized purpose under subdivision two of section  
12 sixty-eight-a of the state finance law for all purposes of article  
13 five-C of the state finance law with respect to the notes authorized by  
14 this paragraph. Such notes shall not be renewed, extended or refunded.  
15 For so long as any notes authorized by this paragraph shall be outstand-  
16 ing, the restrictions, limitations and requirements contained in article  
17 five-B of the state finance law shall not apply.

18 § 59. Subdivision 8 of section 68-b of the state finance law, as  
19 amended by section 60 of part JJJ of chapter 59 of the laws of 2021, is  
20 amended to read as follows:

21 8. Revenue bonds may only be issued for authorized purposes, as  
22 defined in section sixty-eight-a of this article. Notwithstanding the  
23 foregoing, the dormitory authority of the state of New York, the urban  
24 development corporation [and], the New York state thruway authority, the  
25 New York state housing finance agency, and the New York state environ-  
26 mental facilities corporation may issue revenue bonds for any authorized  
27 purpose of any other such authorized issuer [through March thirty-first,  
28 two thousand twenty-five]. Any such revenue bonds issued by the New York  
29 state thruway authority shall be subject to the approval of the New York  
30 state public authorities control board, pursuant to section fifty-one of  
31 the public authorities law. The authorized issuers shall not issue any  
32 revenue bonds in an amount in excess of statutory authorizations for  
33 such authorized purposes. Authorizations for such authorized purposes  
34 shall be reduced in an amount equal to the amount of revenue bonds  
35 issued for such authorized purposes under this article. Such reduction  
36 shall not be made in relation to revenue bonds issued to fund reserve  
37 funds, if any, and costs of issuance, [if these items are not counted  
38 under existing authorizations,] nor shall revenue bonds issued to refund  
39 bonds issued under existing authorizations reduce the amount of such  
40 authorizations.

41 § 60. Subdivision 1 of section 56 of the state finance law, as amended  
42 by chapter 415 of the laws of 1986, is amended to read as follows:

43 1. Whenever in [his] the comptroller's opinion it is to the advantage  
44 of the state the comptroller when issuing and selling any bonds of the  
45 state may reserve to the state on such conditions as [he] the comp-  
46 troller may deem advisable and proper the privilege of refunding or of  
47 redeeming [at not more than three per centum above par value] all or any  
48 part of such bonds prior to the date on which they shall be due and  
49 payable.

50 § 61. This act shall take effect immediately and shall be deemed to  
51 have been in full force and effect on and after April 1, 2025; provided,  
52 however, that the provisions of sections one, two, three, four, five,  
53 six, seven, eight, thirteen, fourteen, fifteen, sixteen, seventeen,  
54 eighteen, nineteen, twenty and twenty-one of this act shall expire March  
55 31, 2026.

1

## PART FF

2 Section 1. Section 13-638.2 of the administrative code of the city of  
3 New York is amended by adding two new subdivisions k-3 and k-4 to read  
4 as follows:

5 k-3. For NYCERS, NYCTRS and BERS, all installments of contribution  
6 resulting from any unfunded accrued liability established for any such  
7 retirement system prior to the establishment of the unfunded accrued  
8 liability as of June thirtieth, two thousand twenty-three for such  
9 retirement systems pursuant to the provisions of paragraph one of subdi-  
10 vision k-4 of this section which are payable to such retirement system  
11 on or after July first, two thousand twenty-four are hereby canceled and  
12 shall not be due and payable on or after such July first.

13 k-4. (1) (i) The actuary for each of such retirement systems, upon the  
14 basis of the latest mortality and other tables applicable at the time  
15 such actuary performs the calculations, and the valuation rate of inter-  
16 est (as defined in paragraph eleven of subdivision a of this section),  
17 shall calculate separately for NYCERS, NYCTRS and BERS, as of June thir-  
18 tieth, two thousand twenty-three and as of each succeeding June thirti-  
19 eth, an unfunded accrued liability for each retirement system in accord-  
20 ance with the succeeding subparagraphs of this paragraph.

21 (ii) The actuary shall calculate, as of the applicable June thirtieth,  
22 an amount equal to the sum of (A) the total actuarial present value of  
23 all benefits payable by NYCERS, NYCTRS and BERS pursuant to applicable  
24 law, as determined by the actuary, and (B) the liability of each retire-  
25 ment system, as determined by the actuary, for amounts which the retire-  
26 ment system may be required by applicable law to pay to any other fund  
27 on account of related benefits financed through the retirement system,  
28 without a corresponding offset in the liabilities of the retirement  
29 system.

30 (iii) The unfunded accrued liability of each of such retirement  
31 systems as of the applicable June thirtieth shall be the amount obtained  
32 by deducting from the amount of such total liability of the retirement  
33 system on account of benefits, as determined by the actuary pursuant to  
34 subparagraph (ii) of this paragraph, the sum of:

35 (A) the actuarial present value of entry age normal contributions  
36 payable to such retirement system, as determined by the actuary as of  
37 the applicable June thirtieth in a manner consistent with the entry age  
38 actuarial cost method, and with the applicable methodologies set forth  
39 for NYCERS in subparagraph (d) of paragraph two of subdivision b of  
40 section 13-127 of this title, for the NYCTRS in paragraph five of subdivi-  
41 vision b of section 13-527 of this title or for BERS in item (v) of  
42 subparagraph four of paragraph (c) of subdivision sixteen of section  
43 twenty-five hundred seventy-five of the education law;

44 (B) the present value of future member contributions of all members of  
45 such retirement system, as determined by the actuary as of the applica-  
46 ble June thirtieth;

47 (C) the total funds on hand of such retirement system for valuation  
48 purposes, as determined by the actuary as of the applicable June thirti-  
49 eth;

50 (D) the present value of future installments of unfunded accrued  
51 liability contributions to be paid to such retirement system as of the  
52 applicable June thirtieth;

53 (E) the present value of the pending normal contribution to such  
54 retirement system as of the applicable June thirtieth as determined by  
55 the actuary and established in the valuation for the prior year; and

1 (F) the present value of pending contributions to such retirement  
 2 system for administrative expenses in accordance with the provisions of  
 3 subdivision f of section 13-103 of this title for NYCERS, subdivision d  
 4 of section 13-518 of this title for the NYCTRS or paragraph (e) of  
 5 subdivision twenty-three of section twenty-five hundred seventy-five of  
 6 the education law for BERS.

7 (iv) The actuary, in determining the unfunded accrued liability pursu-  
 8 ant to this paragraph, may make any adjustments which such actuary deems  
 9 appropriate due to the calculation of the unfunded accrued liability as  
 10 of the second June thirtieth preceding the fiscal year in which the  
 11 first installment of such unfunded accrued liability becomes payable or  
 12 creditable.

13 (2) (i) The unfunded accrued liability calculated by the actuary as of  
 14 June thirtieth, two thousand twenty-three shall be known as the "2023  
 15 UAL" or, with respect to NYCERS as the "NYCERS 2023 UAL", with respect  
 16 to NYCTRS as the "NYCTRS 2023 UAL", and with respect to BERS as the  
 17 "BERS 2023 UAL".

18 (ii) The 2023 UAL for NYCERS, NYCTRS and BERS shall be amortized in  
 19 twenty annual installments, as determined by the actuary, with payments  
 20 commencing with the two thousand twenty-four--two thousand twenty-five  
 21 fiscal year. The actuary for each of such retirement systems shall  
 22 determine the schedule of contribution installments such that each  
 23 installment after the first shall decline, relative to the next preced-  
 24 ing installment, by a constant dollar amount equal to five percent of  
 25 such first installment.

26 (3) (i) Notwithstanding paragraph three of subdivision k-2 of this  
 27 section or any other law to the contrary, the unfunded accrued liability  
 28 calculated pursuant to paragraph one of this subdivision by the actuary  
 29 as of June thirtieth, two thousand twenty-four, and as of each succeed-  
 30 ing June thirtieth, shall be known as a "post-2023 UAL adjustment". With  
 31 respect to NYCERS, NYCTRS and BERS, such unfunded accrued liability  
 32 shall be known by the name consisting of the applicable abbreviation for  
 33 each retirement system, as defined in paragraph three, four or seven of  
 34 subdivision a of this section, followed by the calendar year as of which  
 35 the unfunded accrued liability was established, followed by the term  
 36 "UAL adjustment".

37 (ii) Notwithstanding paragraph three of subdivision k-2 of this  
 38 section or any other law to the contrary, each post-2023 UAL adjustment  
 39 for NYCERS, NYCTRS and BERS, excluding adjustments due to investment  
 40 gains and losses or enacted changes in benefits as described in subpara-  
 41 graphs (iii) and (iv) respectively of this paragraph, shall be amortized  
 42 in twenty equal annual installments, as determined by the actuary, with  
 43 payments or credits commencing with the second fiscal year succeeding  
 44 the June thirtieth as of which the unfunded accrued liability was estab-  
 45 lished.

46 (iii) Post-2023 UAL adjustments due to investment gains and losses  
 47 shall be amortized over twenty installments such that installments one  
 48 through five increase by a constant dollar amount, installments seven-  
 49 teen through twenty decrease by that same amount, and installments six  
 50 through sixteen equal installment five, as determined by the actuary.  
 51 Deferred investment gains and losses established prior to the Post-2023  
 52 UAL adjustments will continue to be recognized based on their existing  
 53 recognition schedule and amortized in twenty equal annual installments,  
 54 as determined by the actuary, with payments or credits commencing with  
 55 the second fiscal year succeeding the June thirtieth as of which they  
 56 are recognized.

1 (iv) Post-2023 UAL adjustments due to enacted changes in benefits  
 2 shall be amortized over a number of installments equal to the rounded  
 3 number of years of the remaining working lifetimes of those covered by  
 4 the benefit changes. Where the length of the amortization period for an  
 5 UAL adjustment is not specified in the law, the actuary, in such  
 6 actuary's discretion, may select an amortization period that is reason-  
 7 ably consistent with past practice for amortizing UAL adjustments  
 8 attributable to the particular type of changes.

9 (v) In the event that the total unfunded accrued liability as of June  
 10 thirtieth for NYCERS, NYCTRS or BERS, as determined by the actuary, is  
 11 less than or equal to zero based on the market value of assets, results  
 12 in the total amortization installment being negative while the total  
 13 unfunded accrued liability is positive, or results in any other math-  
 14 ematical inconsistency as determined by the actuary, the actuary, in  
 15 their discretion, shall void all previously established remaining amor-  
 16 tization installments scheduled for or after the second fiscal year  
 17 succeeding the June thirtieth as of which the determination was made and  
 18 shall establish a new amortization schedule of twenty installments that  
 19 will be applied as charges or credits against the normal contribution of  
 20 any such retirement system's obligors commencing in that second fiscal  
 21 year.

22 § 2. This act shall take effect immediately and shall be deemed to  
 23 have been in full force and effect on and after July 1, 2024.

FISCAL NOTE.--Pursuant to Legislative Law, Section 50:

SUMMARY: This proposed legislation (see Appendix) would modify exist-  
 ing statutory language to amortize the Unfunded Accrued Liabilities  
 (UAL) for the New York City Employees' Retirement System (NYCERS), the  
 New York City Teachers' Retirement System (TRS), and the New York City  
 Board of Education Retirement System (BERS) on an alternate schedule  
 effective upon enactment and deemed to have been in effect on and after  
 July 1, 2024.

EXPECTED INCREASE (DECREASE) IN EMPLOYER CONTRIBUTIONS  
 by Fiscal Year for the first 25 years (\$ in Millions)

Year	NYCERS	TRS	BERS	TOTAL
2025	48.2	(523.8)	(36.2)	(511.8)
2026	(129.2)	(661.4)	(41.0)	(831.6)
2027	(338.3)	(644.0)	(67.5)	(1,049.8)
2028	(526.5)	(693.8)	(64.3)	(1,284.6)
2029	(682.2)	(582.9)	(31.0)	(1,296.1)
2030	(1,020.3)	(611.7)	(26.4)	(1,658.4)
2031	(1,258.7)	(673.4)	(16.7)	(1,948.8)
2032	(1,477.0)	(924.6)	(9.6)	(2,411.2)
2033	1,162.3	1,526.3	128.5	2,817.1
2034	1,010.7	1,382.9	120.1	2,513.7
2035	1,170.1	1,329.6	72.3	2,572.0
2036	1,075.1	1,253.5	84.2	2,412.8
2037	727.7	880.5	42.1	1,650.3
2038	709.9	722.6	32.2	1,464.7
2039	782.4	674.5	18.3	1,475.2
2040	553.0	250.1	(33.2)	769.9
2041	442.4	278.0	2.0	722.4
2042	331.8	209.4	1.5	542.7
2043	221.2	139.6	1.0	361.8
2044	110.6	69.8	0.5	180.9
2045	0.0	0.0	0.0	0.0

2046	0.0	0.0	0.0	0.0
2047	0.0	0.0	0.0	0.0
2048	0.0	0.0	0.0	0.0
2049	0.0	0.0	0.0	0.0

Allocation of the impact above to New York City and other obligors will vary by year.

**IMPACT ON EMPLOYER CONTRIBUTIONS:** For NYCERS, TRS, and BERS, the proposed legislation would amend the UAL amortization schedule; change the smoothing method used for investment gains and losses; and allow a reset of the UAL amortization schedule under certain scenarios. While the proposed changes will impact the timing of employer contributions, there is no change to the benefits paid and therefore no ultimate savings or cost.

**PRESENT VALUE OF BENEFITS:** The Present Value of Benefits is the discounted expected value of benefits paid to current members if all assumptions are met, including future service accrual and pay increases.

**INITIAL INCREASE (DECREASE) IN ACTUARIAL PRESENT VALUES**  
as of June 30, 2023 (\$ in Millions)

Present Value (PV)	NYCERS	TRS	BERS
(1) PV of Employer Contributions:	0.0	0.0	0.0
(2) PV of Employee Contributions:	<u>0.0</u>	<u>0.0</u>	<u>0.0</u>
Total PV of Benefits (1) + (2):	0.0	0.0	0.0

**IMPACT ON UAL AMORTIZATION:** Pursuant to Chapter 3 of the Laws of 2013, an Initial UAL amortization base was established for each of the New York City Retirement Systems and Pension Funds (NYCRS) such that the annual amortization payments would increase by 3% per year consistent with the expected annual increases in total payroll, with the final payment scheduled to occur in Fiscal Year 2032. Subsequent changes in the UAL have their own statutorily defined amortization period, generally amortized using level dollar payments.

The proposed legislation would re-amortize all outstanding UAL balances for NYCERS, TRS, and BERS as of June 30, 2023, adjusted for pending employer contributions, over a 20-year period such that the amortization payments decrease by a constant dollar amount annually. New amortization bases would be added on an annual basis using level dollar amortization. Actuarial gains and losses (currently amortized over 14 payments), assumption and method changes (currently amortized over 19 payments) would be amortized over 20 payments. Future benefit changes would be amortized over the expected future working lifetime of the impacted population.

This legislation also includes provisions that allow the NYCRS Actuary to reset the amortization schedule over a 20-year period when a NYCERS, TRS, or BERS plan becomes overfunded based on the Market Value of Assets (MVA) or if the Actuary observes any anomalies in the amortization schedule, such as a negative net amortization payment being applied to a positive UAL.

**IMPACT ON ASSET SMOOTHING:** This legislation modifies the approach used to smooth investment gains and losses. The current asset smoothing method phases in the recognition of investment gains and losses over a five-year period producing an Actuarial Value of Assets (AVA) used to determine the UAL and related amortization payments that is different from the Market Value of Assets (MVA).



The proposed legislation would recognize the full investment gain or loss immediately with a five-year phase-in and five-year phase-out of the payments over a twenty-year period in total. This alternate method produces a contribution smoothing effect similar to the current method and eliminates the need to calculate an AVA different from the MVA. The smoothing corridor currently used to constrain the AVA within plus or minus twenty percent of the MVA becomes obsolete under this legislation.

Unrecognized investment gains and losses as of June 30, 2023 will be recognized in future valuations based on their recognition schedule established prior to this legislation, though those deferred gains and losses will be amortized over 20 payments instead of the current 14 payments. This Fiscal Note does not reflect the difference in timing of recognizing currently deferred investment gains and losses, though the net impact of this difference is zero on a present value basis.

**COST BASIS:** The estimates presented herein are based on census data collected as of June 30, 2023 and the Preliminary June 30, 2023 Actuarial Valuation. The Final June 30, 2023 Actuarial Valuation may reflect subsequent events, such as data corrections or other legislative changes that impact the timing of employer contributions shown in this Fiscal Note.

**ASSUMPTIONS AND METHODS:** The estimates presented herein, except for those changes described in this Fiscal Note, have been calculated based on the Revised 2021 Actuarial Assumptions and Methods of the impacted NYCERS.

**RISK AND UNCERTAINTY:** The costs presented in this Fiscal Note depend highly on the actuarial assumptions, methods, and models used, demographics of the impacted population, and other factors such as investment, contribution, and other risks. If actual experience deviates from actuarial assumptions, the actual costs could differ from those presented herein. Quantifying these risks is beyond the scope of this Fiscal Note.

This Fiscal Note is intended to measure pension-related impacts and does not include other potential costs (e.g., administrative and Other Postemployment Benefits). This Fiscal Note does not reflect any chapter laws that may have been enacted during the current legislative session.

**STATEMENT OF ACTUARIAL OPINION:** Marek Tyszkiewicz and Gregory Zelikovsky are members of the Society of Actuaries and the American Academy of Actuaries. We are members of NYCERS, but do not believe it impairs our objectivity, and we meet the Qualification Standards of the American Academy of Actuaries to render the actuarial opinion contained herein. To the best of our knowledge, the results contained herein have been prepared in accordance with generally accepted actuarial principles and procedures and with the Actuarial Standards of Practice issued by the Actuarial Standards Board.

**FISCAL NOTE IDENTIFICATION:** This Fiscal Note 2025-16 dated February 19, 2025 was prepared by the Chief Actuary for the New York City Retirement Systems and Pension Funds and is intended for use only during the 2025 Legislative Session.

1

## PART GG

2 Section 1. The correction law is amended by adding a new section 135  
3 to read as follows:

4 § 135. New York state department of corrections and community super-  
5 vision body-worn cameras program. 1. There is hereby created within the  
6 department a body-worn cameras program. The purpose of such program is



1 to increase accountability and evidence for departmental and law  
2 enforcement purposes, department staff, residents of the state, and  
3 those under the department's care by providing body-worn cameras to all  
4 correction officers, security supervisors, and any civilian staff as  
5 identified by the commissioner.

6 2. The department shall provide body-worn cameras that will be powered  
7 on and worn by correction officers and security supervisors at all  
8 times, while on duty. Incidents and activities that require staff to  
9 manually activate their body-worn cameras, regardless of the presence of  
10 fixed cameras, include but are not limited to:

11 (a) during any interaction with an incarcerated individual or visitor,  
12 in any location. This paragraph shall not apply when the office of  
13 special investigations or crisis intervention unit is conducting an  
14 interview with an incarcerated individual providing confidential infor-  
15 mation where a record of interview is completed;

16 (b) when staff observe unauthorized activity by an incarcerated indi-  
17 vidual, a department employee or any other person in the facility;

18 (c) during general movement of incarcerated individuals;

19 (d) when staff is responding to an emergency call for assistance;

20 (e) during all incarcerated individual escorts;

21 (f) during incarcerated individual transports, as directed by the  
22 facility watch commander or higher-ranking supervisor. When an employee  
23 enters a non-department facility, the employee will comply with the  
24 facility local policy on wearing the camera and recording. If a local  
25 policy does not exist, the employee shall default to department policy;

26 (g) when a firearm, oleoresin capsicum spray, or a baton is removed  
27 from its holster or holder;

28 (h) any instance where department staff feels there is an imminent  
29 threat or the need to document their time on duty;

30 (i) during all uses of force, including any physical aggression or use  
31 of a non-lethal or lethal weapon;

32 (j) during a disciplinary hearing when fixed video monitoring systems  
33 are not available where the disciplinary hearing is conducted. Such  
34 recordings will be securely preserved as part of the official hearing  
35 record for all Tier II and Tier III hearings pursuant to section 270.3  
36 of the New York codes, rules and regulations. Audio recordings of all  
37 hearings will continue to be made regardless of whether the video moni-  
38 toring system captures audio;

39 (k) as directed by the deputy commissioner or chief of investigations  
40 for the office of special investigations, or such deputy commissioner's  
41 or chief of investigations' designee, office of special investigations  
42 investigators may utilize body-worn camera systems pursuant to the  
43 office of special investigations policy. The use of such cameras by the  
44 office of special investigations investigators may include but is not  
45 limited to absconder/fugitive operations, facility inspections, monitor-  
46 ing of frisks, canine operations, high-risk in-state transports of  
47 incarcerated individuals or releasees, and investigative activities  
48 which are deemed appropriate to record;

49 (l) in congregate shower areas; provided, however, that staff shall  
50 provide a verbal announcement that a body-worn camera is in use and  
51 avoid intentional recording of an incarcerated individual in a state of  
52 undress unless they are required to do so as part of the performance of  
53 their duties;

54 (m) during all correctional emergency response team activations; and

1 (n) during a strip search or strip frisk; provided, however, that  
2 incarcerated individuals shall be given verbal notice that they are  
3 being recorded, and the following rules apply:

4 (i) The wearer of the body-worn camera shall be of the same gender as  
5 the gender designation of the facility. Video recordings of strip frisks  
6 or strip searches shall not be viewed by anyone, except as expressly  
7 authorized in writing by the facility's deputy superintendent for secu-  
8 rity or higher authority. If the recording is approved for review, the  
9 deputy superintendent for security shall assure this fact is documented  
10 to include date, time, authorization, reviewer name, explanation of why  
11 the review is necessary, and the result of such review.

12 (ii) A body-worn camera recording of any strip search or strip frisk  
13 shall immediately be turned over to an officer assigned to upload,  
14 charge, and issue such cameras to assigned staff for uploading and stor-  
15 age.

16 (iii) The video footage of a strip frisk or other incident depicting  
17 an incarcerated individual in a state of complete undress shall only be  
18 viewed by department staff who are of the same gender as the gender  
19 designation of the facility.

20 3. The commissioner shall have the authority to require civilian staff  
21 assigned to a correctional facility to wear body-worn cameras while on  
22 duty where the civilian employee has direct supervision of an incarcer-  
23 ated individual with only intermittent security supervision. In  
24 instances where the commissioner has required a civilian to wear a body-  
25 worn camera while on duty, such cameras shall be activated and shall  
26 record:

27 (a) while interacting with an incarcerated individual, regardless of  
28 the existence of fixed-video monitoring; and

29 (b) while such employee is in the area of a use of force incident,  
30 including any physical aggression or use of a non-lethal or lethal weap-  
31 on.

32 4. The department shall preserve recordings of such body-worn cameras  
33 for at least ninety days.

34 5. The department shall perform all necessary maintenance on the  
35 equipment used in such body-worn camera program established pursuant to  
36 this section.

37 6. The commissioner of the department shall solely determine the  
38 timing and appropriateness of any review or provision of body-worn  
39 camera footage to an employee prior to that employee being required to  
40 answer questions subject to paragraph (g) of subdivision one of section  
41 two hundred nine-a of the civil service law, or prior to an employment  
42 disciplinary hearing regarding the potential misconduct of such employ-  
43 ee.

44 § 2. This act shall take effect on the sixtieth day after it shall  
45 have become a law. Effective immediately, the addition, amendment and/or  
46 repeal of any rule or regulation necessary for the implementation of  
47 this act on its effective date are authorized to be made and completed  
48 on or before such effective date.

49

## PART HH

50 Section 1. Subdivision 1 of section 41 of the correction law, as added  
51 by chapter 865 of the laws of 1975, is amended to read as follows:

52 1. There shall be within the executive department a state commission  
53 of correction. It shall consist of three persons to be appointed by the  
54 governor, by and with the advice and consent of the senate. The governor

1 shall designate one of the appointed members as [chairman] chair to  
2 serve as such at the pleasure of the governor. The members shall devote  
3 full time to their duties and shall hold no other salaried public posi-  
4 tion.

5 § 2. Paragraph 3 of subdivision (a) of section 42 of the correction  
6 law, as added by chapter 865 of the laws of 1975, is amended to read as  
7 follows:

8 3. Any member chosen to fill in a vacancy created other than by expi-  
9 ration of term shall be appointed for the unexpired term of the  
10 succeeded member [whom he is to succeed]. Vacancies caused by the expi-  
11 ration of term or otherwise shall be filled in the same manner as  
12 original appointments.

13 § 3. Paragraph 4 of subdivision (a) of section 42 of the correction  
14 law, as amended by chapter 55 of the laws of 1992, is amended to read as  
15 follows:

16 4. The members of the council other than the [chairman] chair shall  
17 receive no compensation for their services but each member other than  
18 the [chairman] chair shall be entitled to receive [his or her] actual  
19 and necessary expenses incurred in the performance of [his or her] coun-  
20 cil duties.

21 § 4. Paragraph 5 of subdivision (a) of section 42 of the correction  
22 law, as amended by section 14 of subpart A of part C of chapter 62 of  
23 the laws of 2011, is amended to read as follows:

24 5. No appointed member of the council shall qualify or enter upon the  
25 duties of [his] office, or remain therein, while [he is] an officer or  
26 employee of the department of corrections and community supervision or  
27 any correctional facility or is in a position [where he exercises] to  
28 exercise administrative supervision over any correctional facility. The  
29 council shall have such staff as shall be necessary to assist it in the  
30 performance of its duties within the amount of the appropriation there-  
31 for as determined by the [chairman] chair of the commission.

32 § 5. Paragraph 1 of subdivision (c) of section 42 of the correction  
33 law, as added by chapter 865 of the laws of 1975, is amended to read as  
34 follows:

35 1. Advise and assist the commission in developing policies, plans and  
36 programs for improving the commission's performance of its duties and  
37 for coordinating the efforts of the commission and of correctional offi-  
38 cials to improve conditions of care, treatment, safety, supervision,  
39 rehabilitation, recreation, training and education in correctional  
40 facilities. Such advice and assistance shall minimally consist of an  
41 annual report of the council to the commission;

42 § 6. Paragraph 3 of subdivision (c) of section 42 of the correction  
43 law, as added by chapter 865 of the laws of 1975, is amended to read as  
44 follows:

45 3. Meet at least once per calendar month at a time and place desig-  
46 nated by the [chairman] chair of the council.

47 § 7. Subdivision 1 of section 43 of the correction law, as amended by  
48 chapter 379 of the laws of 1988, is amended to read as follows:

49 1. There shall be within the commission a correction medical review  
50 board. It shall consist of six persons to be appointed by the governor  
51 by and with the advice and consent of the senate. In addition, the  
52 governor shall designate one of the full-time members other than the  
53 [chairman] chair of the commission and the [chairman] chair of the coun-  
54 cil as [chairman] chair of the board to serve as such at the pleasure of  
55 the governor. Of the appointed members of the board one shall be a  
56 physician duly licensed to practice in this state; one shall be a physi-

1 cian duly licensed to practice in this state and a board certified  
2 forensic pathologist; one shall be a physician duly licensed to practice  
3 in this state and shall be a board certified forensic psychiatrist; one  
4 shall be an attorney admitted to practice in this state; two shall be  
5 members appointed at large.

6 § 8. Subdivision 3 of section 43 of the correction law, as added by  
7 chapter 865 of the laws of 1975, is amended to read as follows:

8 3. Any member chosen to fill a vacancy created other than by expira-  
9 tion of term shall be appointed for the unexpired term of the succeeded  
10 member [whom he is to succeed]. Vacancies caused by expiration of term  
11 or otherwise shall be filled in the same manner as original appoint-  
12 ments.

13 § 9. Section 44 of the correction law, as added by chapter 865 of the  
14 laws of 1975, is amended to read as follows:

15 § 44. [Chairman] Chair of commission. 1. The [chairman] chair shall be  
16 the executive officer of the commission, the board and the council, and  
17 may serve as the chair of the board or council at any time necessitated  
18 by a commission member vacancy.

19 2. The [chairman] chair may appoint such assistants, officers and  
20 employees, committees and consultants for the board and the council as  
21 [he may determine] necessary, prescribe their powers and duties, fix  
22 their compensation and provide for reimbursement of their expenses with-  
23 in amounts appropriated therefor.

24 3. The [chairman] chair may, from time to time, create, abolish,  
25 transfer and consolidate bureaus and other units within the commission,  
26 the board and the council not expressly established by law as [he may  
27 determine] necessary for the efficient operation of the commission, the  
28 board and the council, subject to the approval of the director of the  
29 budget.

30 4. The [chairman] chair may request and receive from any department,  
31 division, board, bureau, commission or other agency of the state or any  
32 political subdivision thereof or any public authority such assistance,  
33 information and data as will enable the commission, the board and the  
34 council properly to carry out its functions, powers and duties.

35 § 10. Subdivision 3 of section 45 of the correction law, as amended by  
36 chapter 322 of the laws of 2021, is amended to read as follows:

37 3. [Except in circumstances involving health, safety or alleged  
38 violations of established standards of the commission, visit] Visit,  
39 [and] inspect [correctional facilities consistent with a schedule deter-  
40 mined by the chairman of the commission, taking into consideration  
41 available resources, workload and staffing,] and appraise the management  
42 of [such] correctional facilities with specific attention to matters  
43 such as safety, security, health of incarcerated individuals, sanitary  
44 conditions, rehabilitative programs, disturbance and fire prevention and  
45 control preparedness, and adherence to laws and regulations governing  
46 the rights of incarcerated individuals. Such visits, inspections and  
47 appraisals shall occur, at a minimum, annually for jails, specialized  
48 secure juvenile detention facilities for older youth, facilities oper-  
49 ated by the department, and secure facilities operated by the office of  
50 children and family services.

51 § 11. Subdivision 4 of section 45 of the correction law, as amended by  
52 chapter 322 of the laws of 2021, is amended to read as follows:

53 4. Establish procedures to assure effective investigation of griev-  
54 ances of, and conditions affecting, incarcerated individuals of local  
55 correctional facilities. Such procedures shall include but not be limit-  
56 ed to receipt of written complaints, interviews of persons, and on-site

1 monitoring of conditions. In addition, the commission shall establish  
2 procedures for the speedy and impartial review of grievances referred to  
3 it by the commissioner [of the department of corrections and community  
4 supervision]. The commission shall maintain a website that allows for  
5 the submission of written complaints regarding any correctional facili-  
6 ty, and provides the commission's address for the receipt of complaints  
7 by mail. The commission shall promulgate rules and regulations requiring  
8 correctional facilities to provide incarcerated individuals, in writing,  
9 the commission's website and mailing address.

10 § 12. Subdivision 17 of section 45 of the correction law, as amended  
11 by chapter 322 of the laws of 2021, is amended to read as follows:

12 17. Make an annual report to the governor, the [chairman] chair of the  
13 assembly committee on correction and the [chairman] chair of the senate  
14 committee on crime victims, crime and correction concerning incarcerated  
15 individuals confined in local correctional facilities pursuant to an  
16 agreement authorized by section five hundred-o of this chapter. Such  
17 report shall include but not be limited to the number of counties main-  
18 taining such agreements and the number of incarcerated individuals  
19 confined pursuant to such agreements.

20 § 13. Subdivision 1 of section 46 of the correction law, as amended by  
21 chapter 322 of the laws of 2021, is amended to read as follows:

22 1. The commission, any member or any employee designated by the  
23 commission must be granted access at any and all times to any correc-  
24 tional facility or part thereof and to all books, records, medical and  
25 substance use disorder treatment and transition services records of  
26 incarcerated individuals and data pertaining to any correctional facili-  
27 ty deemed necessary for carrying out the commission's functions, powers  
28 and duties. The commission, any member or any employee designated by the  
29 [chairman] chair may require from the officers or employees of a correc-  
30 tional facility any information deemed necessary for the purpose of  
31 carrying out the commission's functions, powers and duties. Commission  
32 members and employees may conduct private interviews of correctional  
33 facility officers and employees, who may be accompanied by counsel or a  
34 union representative acting on such officer or employee's behalf.  
35 Commission members and employees may also conduct private interviews of  
36 incarcerated individuals, upon such individual's consent.

37 § 14. Paragraph (d) of subdivision 1 of section 47 of the correction  
38 law, as amended by chapter 322 of the laws of 2021, is amended to read  
39 as follows:

40 (d) Upon review of the cause of death and circumstances surrounding  
41 the death of any incarcerated individual, the board shall submit its  
42 report thereon to the commission and to the governor, the [chairman]  
43 chair of the assembly committee on correction and the [chairman] chair  
44 of the senate committee on crime victims, crime and correction and,  
45 where appropriate, make recommendations to prevent the recurrence of  
46 such deaths to the commission and the administrator of the appropriate  
47 correctional facility. The report provided to the governor, the [chair-  
48 man] chair of the assembly committee on correction and the [chairman]  
49 chair of the senate committee on crime victims, crime and correction  
50 shall not be redacted except as otherwise required to protect confiden-  
51 tial medical records and behavioral health records in accordance with  
52 state and federal laws, rules, and regulations.

53 § 15. Subparagraph (i) of paragraph (e) of subdivision 1 of section 47  
54 of the correction law, as amended by chapter 322 of the laws of 2021, is  
55 amended to read as follows:

1 (i) Investigate and report to the commission on the condition of  
2 systems for the delivery of medical care to incarcerated individuals of  
3 correctional facilities and where appropriate recommend such changes as  
4 it shall deem necessary and proper to improve the quality and availabil-  
5 ity of such medical care. Such report and recommendation shall minimally  
6 consist of an annual report of the board to the commission.

7 § 16. This act shall take effect one year after it shall have become a  
8 law; provided, however, that the amendments to subdivision 17 of section  
9 45 of the correction law made by section twelve of this act shall not  
10 affect the repeal of such subdivision and shall expire and be deemed  
11 repealed therewith.

12 PART II

13 Section 1. Notwithstanding the provisions of sections 79-a and 79-b of  
14 the correction law, the governor is authorized to close up to five  
15 correctional facilities of the department of corrections and community  
16 supervision, in the state fiscal year 2025--2026, as the governor deter-  
17 mines to be necessary for the cost-effective and efficient operation of  
18 the correctional system, provided that the governor provides at least 90  
19 days' notice prior to any such closures to the temporary president of  
20 the senate and the speaker of the assembly. Such notice shall include  
21 the list of facilities the governor plans to close, the number of incar-  
22 cerated individuals in said facilities, and the number of staff working  
23 in said facilities. The commissioner of corrections and community super-  
24 vision shall also report in detail to the temporary president of the  
25 senate and the speaker of the assembly on the results of staff relo-  
26 cation efforts within 60 days after such closures.

27 § 2. This act shall take effect immediately and shall be deemed to  
28 have been in full force and effect on and after April 1, 2025; provided,  
29 however that this act shall expire and be deemed repealed March 31,  
30 2026.

31 § 2. Severability clause. If any clause, sentence, paragraph, subdivi-  
32 sion, section or part of this act shall be adjudged by any court of  
33 competent jurisdiction to be invalid, such judgment shall not affect,  
34 impair, or invalidate the remainder thereof, but shall be confined in  
35 its operation to the clause, sentence, paragraph, subdivision, section  
36 or part thereof directly involved in the controversy in which such judg-  
37 ment shall have been rendered. It is hereby declared to be the intent of  
38 the legislature that this act would have been enacted even if such  
39 invalid provisions had not been included herein.

40 § 3. This act shall take effect immediately provided, however, that  
41 the applicable effective date of Parts A through II of this act shall be  
42 as specifically set forth in the last section of such Parts.