

# STATE OF NEW YORK

S. 6804

A. 9804

## SENATE - ASSEMBLY

January 22, 2008

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

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

AN ACT making appropriations for the support of government

### HEALTH AND MENTAL HYGIENE BUDGET

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

- 1 Section 1. a) The several amounts specified in this chapter for state  
2 operations and for aid to localities, or so much thereof as shall be  
3 sufficient to accomplish the purposes designated by the appropriations,  
4 are hereby appropriated and authorized to be paid as hereinafter  
5 provided, to the respective public officers and for the several purposes  
6 specified.
- 7 b) Where applicable, appropriations made by this chapter for expendi-  
8 tures from federal grants for state operations and for aid to localities  
9 may be allocated for spending from federal grants for any grant period  
10 beginning, during, or prior to, the state fiscal year beginning on April  
11 1, 2008.
- 12 c) The several amounts specified in this chapter for capital projects,  
13 or so much thereof as shall be necessary to accomplish the purpose of  
14 the appropriations, are appropriated by comprehensive construction  
15 programs (hereinafter referred to by the abbreviation CCP), purposes,  
16 and projects designated by the appropriations, and authorized to be made  
17 available as hereinafter provided to the respective public officers;  
18 such appropriations shall be deemed to provide all costs necessary and  
19 pertinent to accomplish the intent of the appropriations and are appro-  
20 priated in accordance with the provisions of section 93 of the state  
21 finance law and the provisions of section 16 of part T of chapter 57 of  
22 the laws of 2007.
- 23 d) Any amounts specified in this chapter for advances for capital  
24 projects, or so much thereof as shall be necessary to accomplish the  
25 purpose of the appropriations, are appropriated by comprehensive  
26 construction programs (hereinafter referred to by the abbreviation CCP),  
27 purposes and projects designated by the appropriations as advances from  
28 the capital projects fund in accordance with the provisions of sections  
29 40-a and 93 of the state finance law, and are authorized to be paid as  
30 hereinafter provided as an advance for a share, part or whole of the  
31 cost for such programs, purposes and projects hereinafter specified.
- 32 e) The several amounts specified in this chapter as capital projects -  
33 reappropriations, or so much thereof as shall be sufficient to accom-  
34 plish the purpose of the appropriations, as appropriated by comprehen-  
35 sive construction programs (hereinafter referred to by the abbreviation

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

1 CCP), purposes, and projects, being the undisbursed balances of the  
2 prior year's appropriations, are reappropriated and unless otherwise  
3 amended or repealed in part or total in this chapter shall continue to  
4 be available for the same purposes as the prior appropriations or as  
5 otherwise amended for the fiscal year beginning April 1, 2008.

6 The capital projects reappropriations contained in this chapter may be  
7 amended by repealing the items set forth in brackets and by adding ther-  
8 eto the underscored material. Certain reappropriations in this chapter  
9 are shown using abbreviated text, with three leader dots (an ellipsis)  
10 followed by three spaces (... ) used to indicate where existing law  
11 that is being continued is not shown. However, unless a change is clear-  
12 ly indicated by the use of brackets [-] for deletions and underscores  
13 for additions, the purpose, amounts, funding source and all other  
14 aspects pertinent to each item of appropriation shall be as last appro-  
15 priated.

16 For the purpose of complying with section 25 of the state finance law,  
17 the year, chapter and section of the last act reappropriating a former  
18 original appropriation or any part thereof are, unless otherwise indi-  
19 cated, chapter 54, section 1 or 2, of the laws of 2007.

20 f) The several amounts named herein, or so much thereof as shall be  
21 sufficient to accomplish the purpose designated, being the unexpended  
22 balances of the prior year's appropriations, are hereby reappropriated  
23 from the same funds and made available for the same purposes as the  
24 prior year's appropriations, unless herein amended, for the fiscal year  
25 beginning April 1, 2008. Certain reappropriations in this chapter are  
26 shown using abbreviated text, with three leader dots (an ellipsis)  
27 followed by three spaces (... ) used to indicate where existing law  
28 that is being continued is not shown. However, unless a change is clear-  
29 ly indicated by the use of brackets [-] for deletions and underscores  
30 for additions, the purposes, amounts, funding source and all other  
31 aspects pertinent to each item of appropriation shall be as last appro-  
32 priated.

33 For the purpose of complying with the state finance law, the year,  
34 chapter and section of the last act reappropriating a former original  
35 appropriation or any part thereof is, unless otherwise indicated, chap-  
36 ter 54, section 1 or 2, of the laws of 2007.

37 g) No moneys appropriated by this chapter shall be available for  
38 payment until a certificate of approval has been issued by the director  
39 of the budget, who shall file such certificate with the department of  
40 audit and control, the chairperson of the senate finance committee and  
41 the chairperson of the assembly ways and means committee.

42 h) The appropriations contained in this chapter shall be available for  
43 the fiscal year beginning on April 1, 2008.

44

## OFFICE FOR THE AGING

STATE OPERATIONS AND AID TO LOCALITIES 2008-09

1 For payment according to the following schedule:

	APPROPRIATIONS	REAPPROPRIATIONS
2		
3		
4		
5	General Fund - State and Local .....	127,763,000 10,651,000
6	Special Revenue Funds - Federal ....	117,850,000 116,190,000
7	Special Revenue Funds - Other .....	4,300,000 0
8	Enterprise Funds .....	100,000 0
9		
10	All Funds .....	250,013,000 126,841,000
11		
12		

## 13 AGENCY BUDGET SUMMARY OF NEW APPROPRIATIONS

Fund Type	State Operations	Aid to Localities	Capital Projects	Total	
17					
18	GF-St/Local	3,221,000	124,542,000	0	127,763,000
19	SR-Federal	10,250,000	107,600,000	0	117,850,000
20	SR-Other	300,000	4,000,000	0	4,300,000
21	Enterprise	100,000	0	0	100,000
22					
23	All Funds	13,871,000	236,142,000	0	250,013,000
24					

## 25 SCHEDULE

26		
27		
28	ADMINISTRATION AND GRANTS MANAGEMENT PROGRAM .....	13,871,000
29		

30  
31 General Fund / State Operations  
32 State Purposes Account - 003

## 33 PERSONAL SERVICE

34		
35		
36	Personal service--regular .....	2,632,000
37	Temporary service .....	8,000
38		
39	Amount available for personal service ....	2,640,000
40		

## 41 NONPERSONAL SERVICE

42		
43		
44	Supplies and materials .....	33,000
45	Travel .....	56,000
46	Contractual services .....	210,000
47	Equipment .....	7,000
48		
49	Amount available for nonpersonal service .	306,000
50		

## 51 MAINTENANCE UNDISTRIBUTED

52  
53  
54 For services and expenses of establishing a  
55 family caregiver council.

56		
57	Supplies and materials .....	15,000
58	Travel .....	40,000
59	Contractual services .....	55,000

## OFFICE FOR THE AGING

## STATE OPERATIONS AND AID TO LOCALITIES 2008-09

1	Equipment .....	15,000
2		-----
3	Amount available .....	125,000
4		-----
5		
6	For services and expenses of establishing a	
7	community empowerment initiative.	
8		
9	Personal service--regular .....	75,000
10	Supplies and materials .....	5,000
11	Travel .....	5,000
12	Contractual services .....	10,000
13	Equipment .....	5,000
14		-----
15	Amount available .....	100,000
16		-----
17		
18	For services and expenses related to the	
19	development of a web-based reporting sys-	
20	tem.	
21		
22	Personal service--regular .....	25,000
23	Contractual services .....	25,000
24		-----
25	Amount available .....	50,000
26		-----
27	Amount available for maintenance undis-	
28	tributed .....	275,000
29		-----
30	Program account subtotal .....	3,221,000
31		-----
32		
33	Special Revenue Funds - Federal / State Operations	
34	Federal Health and Human Services Fund - 265	
35		
36	For programs provided under the titles of	
37	the federal older Americans act and other	
38	health and human services programs .....	8,700,000
39		-----
40	Program fund subtotal .....	8,700,000
41		-----
42		
43	Special Revenue Funds - Federal / State Operations	
44	Federal Operating Grants Fund - 290	
45	Office for the Aging Federal Grants Account	
46		
47	For services and expenses related to the	
48	provision of aging services programs .....	1,200,000
49		-----
50	Program account subtotal .....	1,200,000
51		-----
52		
53	Special Revenue Funds - Federal / State Operations	
54	Federal Operating Grants Fund - 290	
55	Senior Community Service Employment Account	
56		
57	For the senior community service employment	
58	program provided under title V of the	
59	federal older Americans act .....	350,000
60		-----
61	Program account subtotal .....	350,000
62		-----

## OFFICE FOR THE AGING

STATE OPERATIONS AND AID TO LOCALITIES 2008-09

1	Special Revenue Funds - Other / State Operations	
2	Combined Gifts, Grants and Bequests Fund - 020	
3	Aging Grants and Bequest Account	
4		
5	For service and expenses of the state office	
6	for the aging.	
7		
8	NONPERSONAL SERVICE	
9		
10	Supplies and materials .....	50,000
11	Travel .....	50,000
12	Contractual services .....	150,000
13		-----
14	Program account subtotal .....	250,000
15		-----
16		
17	Special Revenue Funds - Other / State Operations	
18	HCRA Resources Fund - 061	
19	Long Term Care Insurance Resource Center Account	
20		
21	For service and expenses of the state office	
22	for the aging associated with coordinating	
23	the long term care insurance education and	
24	outreach program in accordance with	
25	section 217-a of the elder law.	
26		
27	PERSONAL SERVICE	
28		
29	Personal service--regular .....	45,000
30		-----
31		
32	NONPERSONAL SERVICE	
33		
34	Equipment .....	3,000
35	Contractual services .....	2,000
36		-----
37	Amount available for nonpersonal service .	5,000
38		-----
39	Program account subtotal .....	50,000
40		-----
41		
42	Enterprise Funds / State Operations	
43	Miscellaneous Enterprise Fund - 331	
44	Aging Enterprises Account	
45		
46	For service and expenses related to video	
47	and other media.	
48		
49	NONPERSONAL SERVICE	
50		
51	Contractual services .....	100,000
52		-----
53	Program account subtotal .....	100,000
54		-----
55		
56	COMMUNITY SERVICES PROGRAM .....	236,142,000
57		-----
58		
59	General Fund / Aid to Localities	
60	Local Assistance Account - 001	
61		

OFFICE FOR THE AGING

STATE OPERATIONS AND AID TO LOCALITIES 2008-09

1 For services and expenses, including the  
2 payment of liabilities incurred prior to  
3 April 1, 2008, related to the community  
4 services elderly grant program. No expend-  
5 itures shall be made from this appropri-  
6 ation until the director of the budget has  
7 approved a plan submitted by the office  
8 outlining the amounts and purposes of such  
9 expenditures and the allocation of funds  
10 among the counties. Notwithstanding any  
11 provision of law, rule or regulation to  
12 the contrary, subject to the approval of  
13 the director of the budget, funds appro-  
14 priated herein for the community services  
15 for the elderly program (CSE) and the  
16 expanded in-home services for the elderly  
17 program (EISEP) may be used in accordance  
18 with a waiver or reduction in county main-  
19 tenance of effort requirements established  
20 pursuant to section 214 of the elder law,  
21 except for base year expenditures. To the  
22 extent that funds hereby appropriated are  
23 sufficient to exceed the per capita limit  
24 established in section 214 of the elder  
25 law, the excess funds shall be available  
26 to supplement the existing per capita  
27 level in a uniform manner consistent with  
28 statutory allocations ..... 16,621,000

29 For planning and implementation, including  
30 the payment of liabilities incurred prior  
31 to April 1, 2008, of a program of expanded  
32 in-home, case management and ancillary  
33 community services for the elderly  
34 (EISEP). No expenditures shall be made  
35 from this appropriation until the director  
36 of the budget has approved a plan submit-  
37 ted by the office outlining the amounts  
38 and purposes of such expenditures and the  
39 allocation of funds among the counties,  
40 including the city of New York ..... 49,972,000

41 For services and expenses related to the  
42 congregate services initiative. No expend-  
43 itures shall be made from this appropri-  
44 ation until the director of the budget has  
45 approved a plan submitted by the office  
46 outlining the amounts and purposes of such  
47 expenditures and the allocation of funds  
48 among the counties ..... 866,000

49 For services and expenses of grants to area  
50 agencies on aging for the establishment  
51 and operation of caregiver resource  
52 centers ..... 360,000

53 For services and expenses, including the  
54 payment of liabilities incurred prior to  
55 April 1, 2008, associated with the supple-  
56 mental nutrition assistance program  
57 (SNAP), including a suballocation to the  
58 department of agriculture and markets to  
59 be transferred to state operations for  
60 administrative costs of the farmers market  
61 nutrition program. No expenditure shall be  
62 made from this appropriation until the

## OFFICE FOR THE AGING

## STATE OPERATIONS AND AID TO LOCALITIES 2008-09

1	director of the budget has approved a plan	
2	submitted by the office outlining the	
3	amounts and purpose of such expenditures	
4	and the allocation of funds among the	
5	counties .....	23,209,000
6	Local grants for services and expenses of	
7	the long-term care ombudsman program .....	746,000
8	For services and expenses of the retired and	
9	senior volunteer program (RSVP) .....	442,000
10	For services and expenses of the EAC/Nassau	
11	senior respite program .....	242,000
12	For services and expenses of the home aides	
13	of central New York, Inc. senior respite	
14	program .....	145,000
15	For services and expenses of the New York	
16	foundation for senior citizens home shar-	
17	ing and respite care program .....	175,000
18	For state aid grants to providers of respite	
19	services to the elderly. Funding priority	
20	shall be given to the renewal of existing	
21	contracts with the state office for the	
22	aging. No expenditures shall be made from	
23	this appropriation until the director of	
24	the budget has approved a plan submitted	
25	by the office outlining the amounts to be	
26	distributed by provider .....	712,000
27	For state aid grants to providers of social	
28	model adult day services. Funding priority	
29	shall be given to the renewal of existing	
30	contracts with the state office for the	
31	aging. No expenditures shall be made from	
32	this appropriation until the director of	
33	the budget has approved a plan submitted	
34	by the office outlining the amounts to be	
35	distributed by provider .....	947,000
36	For state aid grants to naturally occurring	
37	retirement communities (NORC). Funding	
38	priority shall be given to the renewal of	
39	existing contracts with the state office	
40	for the aging. No expenditures shall be	
41	made from this appropriation until the	
42	director of the budget has approved a plan	
43	submitted by the office outlining the	
44	amounts to be distributed by provider ....	2,200,000
45	For state aid grants to neighborhood	
46	naturally occurring retirement communities	
47	(NNORC). Funding priority shall be given	
48	to the renewal of existing contracts with	
49	the state office for the aging. No expen-	
50	ditures shall be made from this appropri-	
51	ation until the director of the budget has	
52	approved a plan submitted by the office	
53	outlining the amounts to be distributed by	
54	provider .....	2,200,000
55	For grants in aid to the 59 designated area	
56	agencies on aging for transportation oper-	
57	ating expenses related to serving the	
58	elderly. Funds shall be allocated from	
59	this appropriation pursuant to a plan	
60	pre-pared by the director of the state	
61	office for the aging and approved by the	
62	director of the budget .....	1,000,000

## OFFICE FOR THE AGING

## STATE OPERATIONS AND AID TO LOCALITIES 2008-09

1	For services and expenses of the foster	
2	grandparents program .....	200,000
3	For services and expenses related to an	
4	elderly abuse education and outreach	
5	program in accordance with section 219 of	
6	the elder law funding priority shall be	
7	given to the renewal of existing contracts	
8	with the state office for the aging .....	500,000
9	Notwithstanding any inconsistent provision	
10	of law, effective October 1, 2006, expend-	
11	itures made from this appropriation shall	
12	effectively provide a cost of living	
13	adjustment for providers of the following	
14	services, as determined by the director of	
15	the state office for the aging, expanded	
16	in-home services for the elderly program	
17	(EISEP), community services for the elder-	
18	ly program (CSE) and the supplemental	
19	nutrition assistance program (SNAP). The	
20	director of the state office for the aging	
21	shall determine the standards and require-	
22	ments necessary for reimbursement of such	
23	increases. Further, all such increases	
24	shall be made pursuant to a provider	
25	attestation regarding the use of such	
26	funds to be provided in the format	
27	prescribed by the state office for the	
28	aging. Funds shall be allocated from this	
29	appropriation pursuant to a plan prepared	
30	by the director of the state office for	
31	the aging and approved by the director of	
32	the budget .....	15,600,000
33	For services and expenses related to the	
34	economically sustainable transportation	
35	demonstration program .....	250,000
36	For services and expenses of New York	
37	Statewide Senior Action Council, Inc. for	
38	the patients' rights hotline and advocacy	
39	project .....	64,000
40	For grants to the area agencies on aging for	
41	the health insurance information,	
42	counseling and assistance program .....	1,000,000
43	For state matching funds for services and	
44	expenses to match federally funded model	
45	projects and/or demonstration grant pro-	
46	grams, a portion of which may be trans-	
47	ferred to state operations or to other	
48	entities as necessary to meet federal	
49	grant objectives .....	241,000
50	For grants in aid to up to seven designated	
51	area agencies on aging for the creation of	
52	regional caregiver centers for excellence	
53	for the purpose of providing education and	
54	training to caregivers, the development	
55	and implementation of innovative ap-	
56	proaches to assisting caregivers and	
57	reducing caregiver stress, provision of	
58	technical assistance and training to	
59	caregiver program coordinators and other	
60	programs and other activities to directly	
61	support community caregivers. At least	

## OFFICE FOR THE AGING

## STATE OPERATIONS AND AID TO LOCALITIES 2008-09

1	\$200,000 of the amount appropriated shall	
2	be used to provide respite services to	
3	informal caregivers .....	950,000
4	For up to eight community empowerment	
5	initiative start up grants to enable	
6	communities, neighborhoods, elders and	
7	families to develop their own supportive	
8	services that enable older persons to "age	
9	in place" and stay in their own neigh-	
10	borhoods .....	400,000
11	For services and expenses related to the	
12	targeted expanded in-home services for the	
13	elderly demonstration program. No more	
14	than 8 percent of the funds may be used by	
15	the center for excellence in aging ser-	
16	vices at the research foundation of state	
17	university of New York, university at Al-	
18	bany for technical assistance to eligible	
19	area agencies on aging and for the evalua-	
20	tion of the targeted expanded in-home	
21	services for the elderly demonstration	
22	program. An amount not to exceed 10 per-	
23	cent of the allocation may be used for	
24	administration for the office .....	2,500,000
25	For services and expenses related to the	
26	enriched social adult day services demon-	
27	stration project to help older new yorkers	
28	age in place in the community while avoid-	
29	ing spend-down to medicaid. No more than 8	
30	and one half percent of the amount appro-	
31	priated for such purpose may be expended	
32	by the office for the aging for services	
33	and expenses in connection with the evalua-	
34	tion of the demonstration project which	
35	shall be conducted by the center for func-	
36	tional assessment research (CFAR) at the	
37	university of Buffalo. An amount not to	
38	exceed 10 percent of the allocation may be	
39	used for administration for the office ...	1,000,000
40	For the managed care consumer assistance	
41	program for the purpose of providing	
42	education, outreach, one-on-one counsel-	
43	ing, monitoring of the implementation of	
44	medicare part D, and assistance with drug	
45	appeals and fair hearings related to	
46	medicare part D coverage for persons who	
47	are eligible for medical assistance and	
48	who are also beneficiaries under part D of	
49	title XVIII of the federal social security	
50	act and for participants of the elderly	
51	pharmaceutical insurance coverage program	
52	(EPIC) in accordance with the following:	
53	Medicare Rights Center .....	900,000
54	Statewide Senior Action Network .....	400,000
55	New York Legal Assistance Group .....	125,000
56	Legal Aid Society of New York .....	125,000
57	Selfhelp Community Services, Inc. ....	125,000
58	Empire Justice Center .....	175,000
59	Community Service Society .....	150,000
60		-----
61	Program account subtotal .....	124,542,000
62		-----

OFFICE FOR THE AGING

STATE OPERATIONS AND AID TO LOCALITIES 2008-09

1	Special Revenue Funds - Federal / Aid to Localities	
2	Federal Health and Human Services Fund - 265	
3		
4	For programs provided under the titles of	
5	the federal older Americans act and other	
6	health and human services programs.	
7		
8	Title III-b social services .....	26,000,000
9	Title III-c nutrition programs, including a	
10	suballocation to the department of health	
11	for nutrition program activities .....	41,000,000
12	Title III-e caregivers .....	12,000,000
13	Health and human services programs .....	5,000,000
14	Nutrition services incentive program .....	16,000,000
15		-----
16	Program fund subtotal .....	100,000,000
17		-----
18		
19	Special Revenue Funds - Federal / Aid to Localities	
20	Federal Operating Grants Fund - 290	
21	Office for the Aging Federal Grants Account	
22		
23	For services and expenses related to the	
24	provision of aging services programs .....	600,000
25		-----
26	Program account subtotal .....	600,000
27		-----
28		
29	Special Revenue Funds - Federal / Aid to Localities	
30	Federal Operating Grants Fund - 290	
31	Senior Community Service Employment Account	
32		
33	For the senior community service employment	
34	program provided under title V of the	
35	federal older Americans act .....	7,000,000
36		-----
37	Program account subtotal .....	7,000,000
38		-----
39		
40	Special Revenue Fund - Other / Aid to Localities	
41	Combined Gifts, Grants and Bequests Fund - 020	
42	Aging Grants and Bequest Account	
43		
44	For services and expenses of the state	
45	office for the aging .....	1,000,000
46		-----
47	Program account subtotal .....	1,000,000
48		-----
49		
50	Special Revenue Funds - Other / Aid to Localities	
51	HCRA Resources Fund - 061	
52	Long Term Care Insurance Resource Center Account	
53		
54	For services and expenses of the long term	
55	care insurance education and outreach	
56	program in accordance with section 217-a	
57	of the elder law .....	3,000,000
58		-----
59	Program account subtotal .....	3,000,000
60		-----
61		

OFFICE FOR THE AGING

STATE OPERATIONS AND AID TO LOCALITIES 2008-09

1	Total new appropriations for state operations and aid to	
2	localities .....	250,013,000
3		=====
4		

OFFICE FOR THE AGING

STATE OPERATIONS AND AID TO LOCALITIES - REAPPROPRIATIONS 2008-09

1 ADMINISTRATION AND GRANTS MANAGEMENT PROGRAM  
2  
3 General Fund / State Operations  
4 State Purposes Account - 003  
5  
6 By chapter 54, section 1 of the laws of 2007:  
7 For the planning, development and feasibility study of the senior  
8 benefits program.  
9 Contractual services ... 25,000 ..... (re. \$25,000)  
10 For services and expenses of establishing a family caregiver council.  
11 Personal service—regular ... 75,000 ..... (re. \$75,000)  
12 Supplies and materials ... 15,000 ..... (re. \$15,000)  
13 Travel ... 40,000 ..... (re. \$40,000)  
14 Contractual services ... 55,000 ..... (re. \$55,000)  
15 Equipment ... 15,000 ..... (re. \$15,000)  
16 For services and support of the Alzheimer's Advisory Coordinating  
17 Council, established pursuant to a chapter of the laws of 2007. The  
18 funds appropriated hereby shall be suballocated to the department of  
19 health ... 75,000 ..... (re. \$75,000)  
20 For additional services and support of the Alzheimer's Advisory  
21 Coordinating Council, established pursuant to a chapter of the laws  
22 of 2007. The funds appropriated hereby shall be suballocated to the  
23 department of health ... 150,000 ..... (re. \$150,000)  
24 For services and expenses of the mature worker taskforce .....  
25 100,000 ..... (re. \$100,000)  
26 For services and expenses of developing model zoning and planning  
27 guidelines that foster age-integrated communities .....  
28 100,000 ..... (re. \$100,000)  
29  
30 By chapter 54, section 1 of the laws of 2006:  
31 For the planning, development and feasibility study of the senior  
32 benefits program ... 25,000 ..... (re. \$18,000)  
33 For the planning, development and evaluation of a community green  
34 house project ... 150,000 ..... (re. \$150,000)  
35  
36 By chapter 54, section 1 of the laws of 2005:  
37 For the planning, development and evaluation of senior's single intake  
38 point technology solutions ... 250,000 ..... (re. \$250,000)  
39  
40 Special Revenue Funds - Federal / State Operations  
41 Federal Health and Human Services Fund - 265  
42  
43 By chapter 54, section 1, of the laws of 2007:  
44 For programs provided under the titles of the federal older Americans  
45 act and other health and human services programs.  
46 For the grant period October 1, 2007 to September 30, 2008 .....  
47 4,200,000 ..... (re. \$4,200,000)  
48  
49 By chapter 54, section 1, of the laws of 2006:  
50 For programs provided under the titles of the federal older Americans  
51 act and other health and human services programs:  
52 For the grant period October 1, 2006 to September 30, 2007 .....  
53 4,200,000 ..... (re. \$2,200,000)  
54  
55 Special Revenue Funds - Federal / State Operations  
56 Federal Operating Grants Fund - 290  
57 Senior Community Service Employment Account  
58  
59 By chapter 54, section 1, of the laws of 2007:  
60 For the senior community service employment program provided under  
61 title V of the federal older Americans act.

OFFICE FOR THE AGING

STATE OPERATIONS AND AID TO LOCALITIES - REAPPROPRIATIONS 2008-09

1 Federal funds authorized October 1, 2006 for the grant period begin-  
2 ning July 1, 2007 ... 290,000 ..... (re. \$290,000)  
3  
4 COMMUNITY SERVICES PROGRAM  
5  
6 General Fund / Aid to Localities  
7 Local Assistance Account - 001  
8  
9 By chapter 54, section 1, of the laws of 2007:  
10 For services and expenses, including the payment of liabilities  
11 incurred prior to April 1, 2007, associated with the supplemental  
12 nutrition assistance program (SNAP), including a suballocation to  
13 the department of agriculture and markets to be transferred to state  
14 operations for administrative costs of the farmers market nutrition  
15 program. No expenditure shall be made from this appropriation until  
16 the director of the budget has approved a plan submitted by the  
17 office outlining the amounts and purpose of such expenditures and  
18 the allocation of funds among the counties .....  
19 19,209,000 ..... (re. \$300,000)  
20 For state aid grants to providers of respite services to the elderly.  
21 Funding priority shall be given to the renewal of existing contracts  
22 with the state office for the aging. No expenditures shall be made  
23 from this appropriation until the director of the budget has  
24 approved a plan submitted by the office outlining the amounts to be  
25 distributed by provider ... 712,000 ..... (re. \$712,000)  
26 For state aid grants to providers of social model adult day services.  
27 Funding priority shall be given to the renewal of existing contracts  
28 with the state office for the aging. No expenditures shall be made  
29 from this appropriation until the director of the budget has  
30 approved a plan submitted by the office outlining the amounts to be  
31 distributed by provider ... 947,000 ..... (re. \$947,000)  
32 For additional state aid grants to new providers of social model adult  
33 day services ... 500,000 ..... (re. \$500,000)  
34 For state aid grants to naturally occurring retirement communities  
35 (NORC). Funding priority shall be given to the renewal of existing  
36 contracts with the state office for the aging. No expenditures shall  
37 be made from this appropriation until the director of the budget has  
38 approved a plan submitted by the office outlining the amounts to be  
39 distributed by provider ... 2,200,000 ..... (re. \$1,300,000)  
40 For state aid grants to neighborhood naturally occurring retirement  
41 communities (NNORC). Funding priority shall be given to the renewal  
42 of existing contracts with the state office for the aging. No expen-  
43 ditures shall be made from this appropriation until the director of  
44 the budget has approved a plan submitted by the office outlining the  
45 amounts to be distributed by provider .....  
46 2,200,000 ..... (re. \$1,300,000)  
47 For services and expenses related to the economically sustainable  
48 transportation demonstration program ... 250,000 .... (re. \$250,000)  
49 For services and expenses of a patients' rights hotline and advocacy  
50 project ... 64,000 ..... (re. \$64,000)  
51 For pilot programs in geriatric in-home medical care initiatives,  
52 including in-home visits and consultations by physicians .....  
53 1,000,000 ..... (re. \$1,000,000)  
54 For aid in providing social workers providing gerontological care  
55 coordination services in conjunction with the geriatric home medical  
56 care initiative. Placement shall be done in consultation with the  
57 Medical Society of the State of New York, New York Academy of  
58 Medicine and the State Office for the Aging .....  
59 600,000 ..... (re. \$600,000)  
60 For a study to be conducted by the School of Social Welfare at Stoney  
61 Brook University to evaluate the pilot programs in geriatric home  
62 medical care initiatives and the related pilot project studying the

OFFICE FOR THE AGING

STATE OPERATIONS AND AID TO LOCALITIES - REAPPROPRIATIONS 2008-09

1 role of social workers providing gerontological care coordination  
2 services serving the patients of the pilot programs in geriatric  
3 home medical initiatives. This study shall be developed in  
4 consultation with the Medical Society of the State of New York, New  
5 York Academy of Medicine and the State Office for the Aging .....  
6 150,000 ..... (re. \$150,000)  
7 For end of life care initiatives in at least four counties pursuant to  
8 and RFP ... 200,000 ..... (re. \$200,000)  
9 For a pilot project in Kings County and in a portion of Suffolk County  
10 for development of affordable independent living senior housing by  
11 not-for-profit corporations, as a conversion of existing owned  
12 structures or on existing owned property. In awarding grants,  
13 preference shall be given to noninstitutional or combined  
14 institutional and bungalow-type development proposals. Funds may be  
15 used for development or predevelopment activities, including plans  
16 and studies, preliminary design, feasibility, and environmental and  
17 traffic studies and may include an amount not to exceed 10 percent  
18 of the allocation for administration for the office. No individual  
19 not-for-profit shall receive an amount under this program that is  
20 greater than twenty-five percent of the appropriation provided  
21 hereunder. In determining the not-for-profit entities to which it  
22 shall award funds, the office shall convene one or more advisory  
23 groups of individuals and organizations involved in housing .....  
24 2,030,000 ..... (re. \$2,030,000)  
25  
26 By chapter 54, section 1, of the laws of 2006:  
27 For services and expenses related to the economically sustainable  
28 transportation demonstration program ... 250,000 .... (re. \$230,000)  
29  
30 Special Revenue Funds - Federal / Aid to Localities  
31 Federal Health and Human Services Fund - 265  
32  
33 By chapter 54, section 1, of the laws of 2007:  
34 For programs provided under the titles of the federal older Americans  
35 act and other health and human services programs.  
36 For the grant period October 1, 2006 to September 30, 2007:  
37 Title III-b social services ... 17,000,000 ..... (re. \$17,000,000)  
38 Title III-c nutrition programs ... 23,000,000 ..... (re. \$23,000,000)  
39 Title III-e caregivers ... 7,000,000 ..... (re. \$7,000,000)  
40 Health and human services programs ... 2,500,000 .... (re. \$2,500,000)  
41 Nutrition services incentive program ... 8,000,000 .. (re. \$8,000,000)  
42 For the grant period October 1, 2007 to September 30, 2008:  
43 Title III-b social services ... 9,000,000 ..... (re. \$9,000,000)  
44 Title III-c nutrition programs, including a suballocation to the  
45 department of health for nutrition program activities .....  
46 18,000,000 ..... (re. \$18,000,000)  
47 Title III-e caregivers ... 5,000,000 ..... (re. \$5,000,000)  
48 Health and human services programs ... 2,500,000 .... (re. \$2,500,000)  
49 Nutrition services incentive program ... 8,000,000 .. (re. \$8,000,000)  
50  
51 By chapter 54, section 1, of the laws of 2006:  
52 For programs provided under the titles of the federal older Americans  
53 act and other health and human services programs:  
54 For the grant period October 1, 2005 to September 30, 2006: ... ..  
55 57,500,000 ..... (re. \$4,000,000)  
56  
57 Special Revenue Funds - Federal / Aid to Localities  
58 Federal Operating Grants Fund - 290  
59 Senior Community Service Employment Account  
60

OFFICE FOR THE AGING

STATE OPERATIONS AND AID TO LOCALITIES - REAPPROPRIATIONS 2008-09

1 By chapter 54, section 1, of the laws of 2007:  
2 For the senior community service employment program provided under  
3 title V of the federal older Americans act.  
4 Federal funds authorized October 1, 2006 for the grant period begin-  
5 ning July 1, 2007 ... 5,500,000 ..... (re. \$5,500,000)  
6  
7 Total reappropriations for state operations and aid to  
8 localities ..... 126,841,000  
9 =====  
10  
11

DEVELOPMENTAL DISABILITIES PLANNING COUNCIL

STATE OPERATIONS AND AID TO LOCALITIES 2008-09

1 For payment according to the following schedule:

2			
3		APPROPRIATIONS	REAPPROPRIATIONS
4			
5	Special Revenue Funds - Federal ....	4,550,000	3,830,000
6	Enterprise Funds .....	10,000	0
7		-----	-----
8	All Funds .....	4,560,000	3,830,000
9		=====	=====

10

11 AGENCY BUDGET SUMMARY OF NEW APPROPRIATIONS

12

13		State	Aid to	Capital	
14	Fund Type	Operations	Localities	Projects	Total
15	-----	-----	-----	-----	-----
16	SR-Federal	4,550,000	0	0	4,550,000
17	Enterprise	10,000	0	0	10,000
18		-----	-----	-----	-----
19	All Funds	4,560,000	0	0	4,560,000
20		=====	=====	=====	=====

21

22 SCHEDULE

23

24 DEVELOPMENTAL DISABILITIES PLANNING PROGRAM ..... 4,560,000

25

26

27 Special Revenue Funds - Federal / State Operations

28

29

30 For services and expenses related to the  
 31 provision of services to the develop-  
 32 mentally disabled under the provisions of  
 33 the federal developmental disabilities  
 34 bill of rights act of nineteen hundred  
 35 seventy-five.

36

37 Personal service ..... 1,098,000

38 Nonpersonal service ..... 455,000

39 Fringe benefits ..... 450,000

40 Indirect costs ..... 16,000

41 Maintenance undistributed ..... 2,531,000

42

43 Program fund subtotal ..... 4,550,000

44 -----

45

46 Enterprise Funds / State Operations

47 Miscellaneous Enterprise Fund - 331

48 Developmental Disabilities Planning Council Publications

49

50

51 For services and expenses incurred by the  
 52 developmental disabilities planning coun-  
 53 cil related to producing, reproducing,  
 54 distributing, and mailing printed,  
 55 recorded and electronic media.

56

57

NONPERSONAL SERVICE

58

59 Supplies and materials ..... 10,000

60 -----

61 Program account subtotal ..... 10,000

62 -----

DEVELOPMENTAL DISABILITIES PLANNING COUNCIL

STATE OPERATIONS AND AID TO LOCALITIES 2008-09

1	Total new appropriations for state operations and aid to	
2	localities .....	4,560,000
3		=====
4		
5		

DEVELOPMENTAL DISABILITIES PLANNING COUNCIL

STATE OPERATIONS AND AID TO LOCALITIES - REAPPROPRIATIONS 2008-09

1 DEVELOPMENTAL DISABILITIES PLANNING PROGRAM  
2  
3 Special Revenue Funds - Federal / State Operations  
4 Federal Health and Human Services Fund - 265  
5  
6 By chapter 54, section 1, of the laws of 2007:  
7 For services and expenses related to the provision of services to the  
8 developmentally disabled under the provisions of the federal  
9 developmental disabilities bill of rights act of nineteen hundred  
10 seventy-five.  
11 For the grant period October 1, 2006 to September 30, 2007:  
12 Maintenance undistributed ... 1,169,000 ..... (re. \$500,000)  
13 For the grant period October 1, 2007 to September 30, 2008:  
14 Personal service ... 492,500 ..... (re. \$492,500)  
15 Nonpersonal service ... 216,000 ..... (re. \$216,000)  
16 Fringe benefits ... 212,000 ..... (re. \$212,000)  
17 Indirect costs ... 10,500 ..... (re. \$10,500)  
18 Maintenance undistributed ... 1,519,000 ..... (re. \$1,519,000)  
19  
20 By chapter 54, section 1, of the laws of 2006:  
21 For services and expenses related to the provision of services to the  
22 developmentally disabled under the provisions of the federal devel-  
23 opmental disabilities bill of rights act of nineteen hundred seven-  
24 ty-five:  
25 For the grant period October 1, 2005 to September 30, 2006: ... ..  
26 2,100,000 ..... (re. \$200,000)  
27 For the grant period October 1, 2006 to September 30, 2007: ... ..  
28 2,450,000 ..... (re. \$500,000)  
29  
30 By chapter 54, section 1, of the laws of 2005:  
31 For services and expenses related to the provision of services to the  
32 developmentally disabled under the provisions of the federal devel-  
33 opmental disabilities bill of rights act of nineteen hundred seven-  
34 ty-five:  
35 For the grant period October 1, 2005 to September 30, 2006: ... ..  
36 2,450,000 ..... (re. \$180,000)  
37  
38 Total reappropriations for state operations and aid to  
39 localities ..... 3,830,000  
40 =====  
41  
42

DEPARTMENT OF HEALTH

STATE OPERATIONS AND AID TO LOCALITIES 2008-09

1 For payment according to the following schedule:

2			
3		APPROPRIATIONS	REAPPROPRIATIONS
4			
5	General Fund - State and Local .....	13,824,004,100	163,442,400
6	Special Revenue Funds - Federal ....	28,569,353,000	40,474,544,300
7	Special Revenue Funds - Other .....	6,576,478,200	1,345,408,000
8	Capital Projects Funds .....	277,580,000	860,514,000
9	Enterprise Funds .....	10,000	0
10		-----	-----
11	All Funds .....	49,247,425,300	42,843,908,700
12		=====	=====

13  
14 AGENCY BUDGET SUMMARY OF NEW APPROPRIATIONS

15					
16		State	Aid to	Capital	
17	Fund Type	Operations	Localities	Projects	Total
18		-----	-----	-----	-----
19	GF-St/Local	260,672,800	13,563,331,300	0	13,824,004,100
20	SR-Federal	1,191,493,000	27,377,860,000	0	28,569,353,000
21	SR-Other	553,733,200	6,022,745,000	0	6,576,478,200
22	Cap Proj	0	0	277,580,000	277,580,000
23	Enterprise	10,000	0	0	10,000
24		-----	-----	-----	-----
25	All Funds	2,005,909,000	46,963,936,300	277,580,000	49,247,425,300
26		=====	=====	=====	=====

27  
28 SCHEDULE

29  
30 ADMINISTRATION AND EXECUTIVE DIRECTION PROGRAM ..... 79,358,300  
31 -----

32  
33 General Fund / State Operations  
34 State Purposes Account - 003

35  
36 PERSONAL SERVICE

37  
38 Personal service--regular ..... 8,112,300  
39 Temporary service ..... 10,000  
40 Holiday/overtime compensation ..... 50,000  
41 -----  
42 Amount available for personal service .... 8,172,300  
43 -----

44  
45 NONPERSONAL SERVICE

46  
47 Supplies and materials ..... 1,077,400  
48 Travel ..... 406,500  
49 Contractual services ..... 19,352,000  
50 Equipment ..... 628,300  
51 -----  
52 Amount available for nonpersonal service . 21,464,200  
53 -----

54  
55 MAINTENANCE UNDISTRIBUTED

56  
57 For services and expenses related to the  
58 improvement of data protection and inter-  
59 operability.  
60  
61 Contractual services ..... 1,000,000  
62 -----

## DEPARTMENT OF HEALTH

## STATE OPERATIONS AND AID TO LOCALITIES 2008-09

1	For services and expenses related to the	
2	improvement of electronic content and the	
3	production and presentation of electron-	
4	ically stored information (e-Discovery).	
5		
6	Contractual services .....	1,000,000
7		-----
8	Amount available for maintenance undis-	
9	tributed .....	2,000,000
10		-----
11	Program account subtotal .....	31,636,500
12		-----
13		
14	General Fund / Aid to Localities	
15	Local Assistance Account - 001	
16		
17	Notwithstanding any inconsistent provision	
18	of law, effective October 1, 2006, expend-	
19	itures made from this appropriation shall	
20	effectively provide a cost of living	
21	adjustment to the office of minority	
22	health, as determined by the commissioner	
23	of the department of health. The commis-	
24	sioner of the department of health shall	
25	determine the standards and requirements	
26	necessary to qualify for such increases.	
27	Further, each local government unit or	
28	direct contract provider receiving such	
29	funding shall submit a written certifi-	
30	cation regarding the use of such funds to	
31	be provided in the format proscribed by	
32	the department. Funds shall be allocated	
33	from this appropriation pursuant to a plan	
34	prepared by the commissioner and approved	
35	by the director of the budget .....	30,000
36	For services and expenses of the office of	
37	minority health including competitive	
38	grants to promote community strategic	
39	planning or new or improved health care	
40	delivery systems and networks in minority	
41	areas. Up to \$102,000 of this appropri-	
42	ation may be transferred to state oper-	
43	ations for administration .....	578,000
44		-----
45	Program account subtotal .....	608,000
46		-----
47		
48	Special Revenue Funds - Federal / State Operations	
49	Federal USDA-Food and Nutrition Services Fund - 261	
50	Child and Adult Care Food Account	
51		
52	For various food and nutritional services ..	976,000
53		-----
54	Program account subtotal .....	976,000
55		-----
56		
57	Special Revenue Funds - Federal / State Operations	
58	Federal USDA-Food and Nutrition Services Fund - 261	
59	Federal Food and Nutrition Services Account	
60		

DEPARTMENT OF HEALTH

STATE OPERATIONS AND AID TO LOCALITIES 2008-09

1	For various food and nutritional services ..	1,952,000
2		-----
3	Program account subtotal .....	1,952,000
4		-----
5		
6	Special Revenue Funds - Federal / State Operations	
7	Federal Health and Human Services Fund - 265	
8		
9	For administration of the national health	
10	services corps. Notwithstanding any incon-	
11	sistent provision of law, and subject to	
12	the approval of the director of the budg-	
13	et, moneys hereby appropriated may be	
14	suballocated to the higher education	
15	services corporation .....	419,000
16		-----
17	Program fund subtotal .....	419,000
18		-----
19		
20	Special Revenue Funds - Federal / State Operations	
21	Federal Health and Human Services Fund - 265	
22	Federal Block Grant Fund Account	
23		
24	For various health prevention, diagnostic,	
25	detection and treatment services .....	6,656,000
26		-----
27	Program account subtotal .....	6,656,000
28		-----
29		
30	Special Revenue Funds - Other / State Operations	
31	Combined Gifts, Grants and Bequests Fund - 020	
32	Technology Transfer Account	
33		
34	For services and expenses related to the	
35	department of health's patent and technol-	
36	ogy transfer program. The department of	
37	health may receive and deposit revenue	
38	from the sale and licensing of inventions	
39	pursuant to a technology and patent trans-	
40	fer policy established in accordance with	
41	section 64-a of the public officers law.	
42	Notwithstanding any other provision of	
43	law, these funds may be used for payments	
44	to Health Research, Inc. as reimbursement	
45	for expenses incurred in its patent and	
46	technology transfer operations, to support	
47	research, training, and infrastructure	
48	development in the department's research	
49	facilities, and for payments to inventors.	
50	The moneys hereby appropriated shall be	
51	available for liabilities heretofore and	
52	hereafter to accrue.	
53		
54		
55		
56	Contractual services .....	500,000
57		-----
58	Program account subtotal .....	500,000
59		-----
60		

## DEPARTMENT OF HEALTH

STATE OPERATIONS AND AID TO LOCALITIES 2008-09

1 Special Revenue Funds - Other / State Operations  
 2 HCRA Resources Fund - 061  
 3 Health Occupation Development and Workplace Demo Account  
 4  
 5 For services and expenses related to admin-  
 6 istration of the health occupation devel-  
 7 opment and workplace demonstration program  
 8 established pursuant to sections 2807-g  
 9 and 2807-h of the public health law. Up to  
 10 50 percent of this appropriation may be  
 11 suballocated to the department of labor.  
 12  
 13 PERSONAL SERVICE  
 14  
 15 Personal service--regular ..... 520,000  
 16 Temporary service ..... 40,000  
 17 -----  
 18 Amount available for personal service .... 560,000  
 19 -----  
 20  
 21 NONPERSONAL SERVICE  
 22  
 23 Supplies and materials ..... 5,000  
 24 Travel ..... 10,300  
 25 Contractual services ..... 1,184,800  
 26 Equipment ..... 10,000  
 27 Fringe benefits ..... 255,100  
 28 Indirect costs ..... 254,300  
 29 -----  
 30 Amount available for nonpersonal service . 1,719,500  
 31 -----  
 32 Program account subtotal ..... 2,279,500  
 33 -----  
 34  
 35 Special Revenue Funds - Other / State Operations  
 36 HCRA Resources Fund - 061  
 37 Pilot Health Insurance Account  
 38  
 39 For services and expenses related to the  
 40 administration of the program authorized  
 41 by section 2807-1 of the public health  
 42 law.  
 43  
 44 PERSONAL SERVICE  
 45  
 46 Personal service--regular ..... 1,017,000  
 47 Holiday/overtime compensation..... 3,000  
 48 -----  
 49 Amount available for personal service..... 1,020,000  
 50 -----  
 51  
 52 NONPERSONAL SERVICE  
 53  
 54 Supplies and materials ..... 15,000  
 55 Travel ..... 20,000  
 56 Contractual services ..... 73,000  
 57 Equipment ..... 100,000  
 58 Fringe benefits ..... 464,400

## DEPARTMENT OF HEALTH

## STATE OPERATIONS AND AID TO LOCALITIES 2008-09

1	Indirect costs .....	463,200
2		-----
3	Amount available for nonpersonal service .	1,135,600
4		-----
5	Program account subtotal .....	2,155,600
6		-----
7		
8	Special Revenue Funds - Other / State Operations	
9	HCRA Resources Fund - 061	
10	Primary Care Initiatives Account	
11		
12	For services and expenses related to the	
13	administration of the program authorized	
14	by section 2807-1 of the public health	
15	law.	
16		
17	PERSONAL SERVICE	
18		
19	Personal service--regular .....	507,000
20	Temporary services.....	5,000
21	Holiday/overtime compensation .....	5,000
22		-----
23	Amount available for personal service ....	517,000
24		-----
25		
26	NONPERSONAL SERVICE	
27		
28	Supplies and materials .....	5,400
29	Travel .....	7,600
30	Contractual services .....	15,000
31	Equipment .....	15,000
32	Fringe benefits .....	235,500
33	Indirect costs .....	233,200
34		-----
35	Amount available for nonpersonal service .	511,700
36		-----
37	Program account subtotal .....	1,028,700
38		-----
39		
40	Special Revenue Funds - Other / State Operations	
41	HCRA Resources Fund - 061	
42	Health Care Delivery Administration Account	
43		
44	For services and expenses related to admin-	
45	istration of the health care and cancer	
46	initiative programs pursuant to section	
47	2807-1 of the public health law.	
48		
49	PERSONAL SERVICE	
50		
51	Personal service--regular .....	240,000
52	Temporary Service .....	5,000
53		-----
54	Amount available for personal service ....	245,000
55		-----
56		
57	NONPERSONAL SERVICE	
58		
59	Supplies and materials .....	20,000
60	Travel .....	62,500
61	Contractual services .....	182,600

## DEPARTMENT OF HEALTH

## STATE OPERATIONS AND AID TO LOCALITIES 2008-09

1	Equipment .....	34,500
2	Fringe benefits .....	111,600
3	Indirect costs .....	111,300
4		-----
5	Amount available for nonpersonal service .	522,500
6		-----
7	Program account subtotal .....	767,500
8		-----
9		
10	Special Revenue Funds - Other / State Operations	
11	Miscellaneous Special Revenue Fund - 339	
12	Administration Program Account	
13		
14	For services and expenses, including indi-	
15	irect costs, related to the administration	
16	program.	
17		
18		
19		
20	Personal service--regular .....	5,915,000
21	Holiday/overtime compensation .....	170,000
22		-----
23	Amount available for personal service ....	6,085,000
24		-----
25		
26		
27		
28	Supplies and materials .....	1,000
29	Travel .....	50,000
30	Contractual services .....	2,816,000
31	Fringe benefits .....	2,771,700
32		-----
33	Amount available for nonpersonal service .	5,638,700
34		-----
35	Program account subtotal .....	11,723,700
36		-----
37		
38	Special Revenue Funds - Other / State Operations	
39	Miscellaneous Special Revenue Fund - 339	
40	Health-SPARCS Account	
41		
42	For all services and expenses, including	
43	indirect costs, related to the statewide	
44	planning and research cooperative system.	
45		
46		
47		
48	Personal service--regular .....	2,850,000
49	Holiday/overtime compensation .....	55,000
50		-----
51	Amount available for personal service ....	2,905,000
52		-----
53		
54		
55		
56	Supplies and materials .....	52,000
57	Travel .....	18,000
58	Contractual services .....	1,658,000
59	Equipment .....	800,000

## DEPARTMENT OF HEALTH

## STATE OPERATIONS AND AID TO LOCALITIES 2008-09

1	Fringe benefits .....	1,323,200
2	Indirect costs .....	1,002,100
3		-----
4	Amount available for nonpersonal service .	4,853,300
5		-----
6	Program account subtotal .....	7,758,300
7		-----
8		
9	Special Revenue Funds - Other / State Operations	
10	Miscellaneous Special Revenue Fund - 339	
11	Professional Medical Conduct Account	
12		
13	For services and expenses, including indi-	
14	rect costs, related to the professional	
15	medical conduct program.	
16		
17	PERSONAL SERVICE	
18		
19	Personal service--regular .....	4,357,000
20	Holiday/overtime compensation .....	10,000
21		-----
22	Amount available for personal service ....	4,367,000
23		-----
24		
25	NONPERSONAL SERVICE	
26		
27	Supplies and materials .....	65,000
28	Travel .....	118,000
29	Contractual services .....	1,622,000
30	Equipment .....	52,000
31	Fringe benefits .....	1,989,200
32		-----
33	Amount available for nonpersonal service .	3,846,200
34		-----
35	Program account subtotal .....	8,213,200
36		-----
37		
38	Special Revenue Funds - Other / State Operations	
39	Miscellaneous Special Revenue Fund - 339	
40	Vital Records Management Account	
41		
42	For services and expenses including the	
43	collection of increased fees related to	
44	the vital records program.	
45		
46	PERSONAL SERVICE	
47		
48	Personal service--regular .....	1,061,000
49	Holiday/overtime compensation .....	125,000
50		-----
51	Amount available for personal service ....	1,186,000
52		-----
53		
54	NONPERSONAL SERVICE	
55		
56	Supplies and materials .....	30,000
57	Travel .....	2,000
58	Contractual services .....	500,000
59	Equipment .....	17,000

## DEPARTMENT OF HEALTH

## STATE OPERATIONS AND AID TO LOCALITIES 2008-09

1	Fringe benefits .....	540,200
2	Indirect costs .....	409,100
3		-----
4	Amount available for nonpersonal service .	1,498,300
5		-----
6	Program account subtotal .....	2,684,300
7		-----
8		
9	AIDS INSTITUTE PROGRAM .....	133,418,700
10		-----
11		
12	General Fund / State Operations	
13	State Purposes Account - 003	
14		
15	PERSONAL SERVICE	
16		
17	Personal service--regular .....	11,027,000
18	Holiday/overtime compensation .....	20,000
19		-----
20	Amount available for personal service ....	11,047,000
21		-----
22		
23	NONPERSONAL SERVICE	
24		
25	Supplies and materials .....	1,333,881
26	Travel .....	311,700
27	Contractual services .....	3,636,900
28	Equipment .....	228,519
29		-----
30	Amount available for nonpersonal service .	5,511,000
31		-----
32		
33	MAINTENANCE UNDISTRIBUTED	
34		
35	For suballocation to the office of children	
36	and family services through a memorandum	
37	of understanding with the AIDS institute,	
38	for services and expenses related to HIV	
39	policy development and training.	
40		
41	Personal service--regular .....	150,000
42		-----
43		
44	For suballocation to the state education	
45	department through a memorandum of under-	
46	standing with the AIDS institute, for	
47	services and expenses of the provision of	
48	AIDS education by AIDS regional training	
49	coordinators for staff in elementary and	
50	secondary schools.	
51		
52	Contractual services .....	200,000
53		-----
54		
55	For suballocation to the division of human	
56	rights through a memorandum of understand-	
57	ing with the AIDS institute, for services	
58	and expenses of the office of AIDS	
59	discrimination investigation.	
60		
61	Personal service--regular .....	97,000
62	Supplies and materials .....	2,600

DEPARTMENT OF HEALTH

STATE OPERATIONS AND AID TO LOCALITIES 2008-09

1	Travel .....	400
2		-----
3	Amount available .....	100,000
4		-----
5	Amount available for maintenance undis-	
6	tributed .....	450,000
7		-----
8	Program account subtotal .....	17,008,000
9		-----

10  
 11 General Fund / Aid to Localities  
 12 Local Assistance Account - 001

13  
 14 For services and expenses related to a joint  
 15 project between the state and the city of  
 16 New York, known as the New York/New York  
 17 III Supportive Housing Agreement. No  
 18 expenditures shall be made for such  
 19 program prior to the approval of a method-  
 20 ology for allocation in accordance with a  
 21 plan approved by the commissioner and the  
 22 director of the budget. Furthermore, no  
 23 expenditure shall be made until a certifi-  
 24 cate of allocation has been approved by  
 25 the director of the budget with copies to  
 26 be filed with the chairpersons of the  
 27 senate finance committee and the assembly  
 28 ways and means committee.

29 The amounts appropriated pursuant to such  
 30 appropriation may be suballocated to other  
 31 state agencies, authorities, or accounts  
 32 for expenditures incurred in the operation  
 33 of programs funded by such appropriation.. 4,856,000

34 Notwithstanding any inconsistent provision  
 35 of law, effective October 1, 2006, expend-  
 36 itures made from this appropriation shall  
 37 effectively provide a cost of living  
 38 adjustment for providers of the following  
 39 services, as determined by the commission-  
 40 er of the department of health, adolescent  
 41 services - act for youth; adolescent  
 42 services - general; adolescent services  
 43 schools; clinical education; clinical  
 44 guidelines development, clinical scholars;  
 45 clinical trials experimental treatment;  
 46 community development initiative; communi-  
 47 ty HIV prevention and primary care; commu-  
 48 nity services programs; criminal justice;  
 49 education and training; evaluation and  
 50 research; expanded syringe access program;  
 51 families in transition; family centered  
 52 care; harm reduction; general; harm  
 53 reduction - syringe exchange; HIV health  
 54 care and support services for women and  
 55 kids; HIV prevention, primary care support  
 56 services for substance abusers; homeless  
 57 shelters; legal services and advocacy;  
 58 lesbian, gay, bisexual, transgender -  
 59 adolescent; lesbian, gay, bisexual, trans-  
 60 gender - general; lesbian, gay, bisexual,  
 61 transgender - substance use; multiple  
 62 service agency; nutritional services;

## DEPARTMENT OF HEALTH

## STATE OPERATIONS AND AID TO LOCALITIES 2008-09

1	pediatric centers of excellence; permanen-	
2	cy planning; racial and ethnic minority;	
3	social day care; specialized care centers	
4	for youth; specialty; supportive housing;	
5	treatment adherence; women's services -	
6	general; women's services - peer; women's	
7	services - supportive services and youth	
8	access program. The commissioner of the	
9	department of health shall determine the	
10	standards and requirements necessary to	
11	qualify for such increases. Further, each	
12	local government unit or direct contract	
13	provider receiving such funding shall	
14	submit a written certification regarding	
15	the use of such funds to be provided in	
16	the format proscribed by the department.	
17	Funds shall be allocated from this appro-	
18	priation pursuant to a plan prepared by	
19	the commissioner and approved by the	
20	director of the budget .....	7,685,000
21	For grants to community based organizations	
22	to support permanency planning and support	
23	services for families affected by HIV ....	563,000
24	For additional demonstration project grants	
25	to designated AIDS centers, and not-for-	
26	profit organizations, including but not	
27	limited to community service programs and	
28	community-based organizations, providing	
29	specialized AIDS-related services for	
30	purposes of patient education and case	
31	management services related to promoting	
32	compliance with HIV-related treatment	
33	therapies and regimes .....	562,700
34	For grants to New York state community	
35	service programs to provide HIV/AIDS	
36	related education, prevention, outreach,	
37	legal and supportive services .....	1,768,000
38	For services and expenses related to the	
39	operation of the communities of color	
40	initiative .....	3,887,500
41	For services and expenses related to the	
42	communities of color initiative, notwith-	
43	standing any inconsistent provision of law	
44	to the contrary, funds shall be available	
45	for the statewide communities of color	
46	initiative to provide advocacy, education,	
47	preventive services and treatment on	
48	behalf of and for individuals with	
49	HIV/AIDS from communities of color,	
50	including but not limited to Latino and	
51	African-American communities pursuant to	
52	the following:	
53	Action for a Better Community, Inc. ....	45,000
54	AIDS Center of Lower Manhattan .....	80,000
55	Alianza Dominicana, Inc. ....	45,000
56	American Indian Community House, Inc. ....	45,000
57	Anthony Jordan Health Center .....	22,500
58	Asian and Pacific Islander Coalition on	
59	HIV/AIDS, Inc. ....	45,000
60	Audre Lorde Project, Inc. ....	45,000
61	Bedford Stuyvesant Family Health Center,	
62	Inc. ....	45,000

## DEPARTMENT OF HEALTH

## STATE OPERATIONS AND AID TO LOCALITIES 2008-09

1	Betances Health Center .....	22,500
2	Black Men and Latino Men Health Crisis, Inc.	10,000
3	Black Veterans for Social Justice, Inc. ....	22,500
4	East Harlem Council for Human Services, Inc.	
5	.....	22,500
6	Breaking Ground .....	10,000
7	Brooklyn Plaza Medical-Rising Heights .....	10,000
8	Capital District African-American Coalition	
9	on AIDS .....	22,500
10	Caribbean Women's Health Association, Inc. .	45,000
11	Center for Rapid Recovery .....	10,000
12	Centro Civico of Amsterdam, Inc. ....	45,000
13	Chinese-American Planning Council, Inc. ....	45,000
14	Circulo de la Hispanidad, Inc. ....	45,000
15	Citizen's Advice Bureau .....	45,000
16	Coalition for Hispanic Family Service .....	22,500
17	Committee for Hispanic Children and Families	
18	.....	22,500
19	Dale House Resource Center .....	22,500
20	Discipleship Outreach Ministries, Inc. ....	45,000
21	Economic Opportunity Council of Suffolk,	
22	Inc. ....	45,000
23	El Puente de Williamsburg .....	10,000
24	Family Services Network of New York, Inc. ..	45,000
25	Federation of Protestant Welfare Agencies,	
26	Inc. ....	45,000
27	Five Towns Community Center, Inc. ....	45,000
28	Gay Men of African Descent .....	22,500
29	Greater Hudson Valley Family Health Center,	
30	Inc. ....	45,000
31	Group Ministries, Inc. ....	45,000
32	Haitian Center's Council .....	45,000
33	Diaspora Community Services, Inc. ....	50,000
34	Harlem Congregations for Community Improve-	
35	ment .....	22,500
36	Harlem Dowling-Westside Center for Children	
37	and Families .....	45,000
38	Harlem United Community AIDS Center .....	45,000
39	Hispanic AIDS Forum, Inc. ....	45,000
40	Hispanic Federation, Inc. ....	45,000
41	Hispanic United of Buffalo .....	10,000
42	Housing Works, Inc. ....	45,000
43	Hunts Point Multi-Service Center .....	22,500
44	Institute for Puerto Rican Hispanic Elderly.	10,000
45	Iris House .....	22,500
46	J-CAP Foundation, Inc. ....	45,000
47	Latino Commission on AIDS, Inc. ....	45,000
48	Life Force: Women Fighting AIDS, Inc. ....	22,500
49	Long Island Minority AIDS Coalition .....	45,000
50	Men of Color Health Awareness Project .....	22,500
51	El Regresso Foundation, Inc. ....	45,000
52	National Black Leadership Commission on	
53	AIDS, Inc. ....	45,000
54	New York Council on Adoptable Children .....	22,500
55	New York State Gay Men's Network .....	10,000
56	NYC HHC/Kings County Hospital .....	22,000
57	People of Color in Crisis, Inc. ....	100,000
58	Promesa, Inc. ....	45,000
59	Puerto Rican Family Institute .....	22,500
60	Puerto Rican Youth Development .....	10,000
61	Safe Space NYC, Inc. ....	45,000
62	Saint Ann's Corner of Harm Reduction .....	22,500

## DEPARTMENT OF HEALTH

## STATE OPERATIONS AND AID TO LOCALITIES 2008-09

1	Settlement Health & Medical Services .....	45,000
2	Sharing Community, Inc. ....	45,000
3	Southeast Queens Clergy for Community Empow-	
4	erment, Inc. ....	45,000
5	Steinway Child & Family Services, Inc. ....	45,000
6	Syracuse Model Neighborhood Facility, Inc. .	45,000
7	Ten Points Ministerial Alliance .....	10,000
8	United Bronx Parents, Inc. ....	45,000
9	Urban Health Plan, Inc. ....	22,500
10	Urban League of Westchester County, Inc. ...	45,000
11	VIDA Family Services .....	10,000
12	Vocational Instruction Project Community	
13	Services .....	45,000
14	Whitney M. Young, Jr. Health Center .....	45,000
15	William F. Ryan Community Health Center ....	45,000
16	For additional grants to existing community	
17	based organizations and to article 28 of	
18	the public health law diagnostic and	
19	treatment centers that must operate in a	
20	neighborhood or geographic area with high	
21	concentrations of at risk populations and	
22	provide services and programs that are	
23	culturally sensitive to the special social	
24	and cultural needs of the at risk popu-	
25	lations. Such grants shall be used to meet	
26	increased demands for HIV education,	
27	prevention, outreach, and legal programs.	
28	Such grants shall be equitably distributed	
29	.....	1,768,000
30	For grants to organizations with specialty	
31	contracts administered by the AIDS insti-	
32	tute to be allocated to organizations	
33	based on the proportionate share of the	
34	value of an organization's specialty	
35	contract to the value of all specialty	
36	contracts administered by the AIDS insti-	
37	tute .....	625,000
38	For suballocation to the office of temporary	
39	and disability assistance for operational	
40	support to projects which have received	
41	capital grant awards through the homeless	
42	housing assistance program .....	179,000
43	For services and expenses related to the	
44	national black leadership commission on	
45	AIDS .....	179,000
46	For services and expenses of the New York	
47	AIDS coalition .....	89,000
48	For services and expenses of AIDS and HIV	
49	testing and rapid testing program .....	500,000
50	For services and expenses for supplemental	
51	reviews and information management systems	
52	activities for AIDS related utilization	
53	review .....	400,000
54	For services and expenses of the comprehen-	
55	sive hepatitis c program. A portion of	
56	these funds may be transferred to state	
57	operations appropriations .....	1,600,000
58	For services and expenses of an HIV-related	
59	risk reduction program .....	883,000
60	-----	
61	Program account subtotal .....	28,157,700
62	-----	

DEPARTMENT OF HEALTH

STATE OPERATIONS AND AID TO LOCALITIES 2008-09

1 Special Revenue Funds - Other / Aid to Localities  
2 HCRA Resources Fund - 061  
3 Health Care Services Account  
4  
5 For grants to existing community service  
6 programs, as deemed appropriate by the  
7 department of health, including but not  
8 limited to community based organizations  
9 and other organizations providing special-  
10 ized AIDS-related services targeted to  
11 minority and other high-risk populations.  
12 To ensure organizational viability, agency  
13 administration may be supported subject to  
14 review and approval of the commissioner of  
15 health. Up to \$125,000 may be transferred  
16 to the general fund - state purposes  
17 account for the administration of this  
18 program. Notwithstanding any provision of  
19 law to the contrary, the commissioner of  
20 health shall be authorized to continue  
21 contracts with community service programs,  
22 multi-service agencies and community  
23 development initiatives for all such  
24 contracts which were executed on or before  
25 March 31, 2008, without any additional  
26 requirements that such contracts be  
27 subject to competitive bidding or a  
28 request for proposals process ..... 20,603,000  
29 For grants to existing community service  
30 programs to meet the increased demands for  
31 HIV education, prevention, outreach, legal  
32 and supportive services to high-risk  
33 groups and to address increased operating  
34 costs of these programs. To ensure organ-  
35 izational viability, agency administration  
36 may be supported subject to review and  
37 approval of the commissioner of health.  
38 Notwithstanding any provision of law to  
39 the contrary, the commissioner of health  
40 shall be authorized to continue contracts  
41 with community service programs, multiser-  
42 vice agencies and community development  
43 initiatives for all such contracts which  
44 were executed on or before March 31, 2008,  
45 without any additional requirements that  
46 such contracts be subject to competitive  
47 bidding or a request for proposals process  
48 ..... 4,800,000  
49 For additional grants to existing community  
50 service programs to meet the increased  
51 demands for HIV education, prevention,  
52 outreach, legal and supportive services to  
53 high-risk groups and to address increased  
54 operating costs of these programs. To  
55 ensure organizational viability, agency  
56 administration may be supported subject to  
57 review and approval of the commissioner of  
58 health. Notwithstanding any provision of  
59 law to the contrary, the commissioner of  
60 health shall be authorized to continue  
61 contracts with community service programs,  
62 multi-service agencies and community

## DEPARTMENT OF HEALTH

## STATE OPERATIONS AND AID TO LOCALITIES 2008-09

1	development initiatives for all such	
2	contracts which were executed on or before	
3	March 31, 2008, without any additional	
4	requirements that such contracts be	
5	subject to competitive bidding or a	
6	request for proposals process .....	850,000
7	For services and expenses related to the	
8	operation of the Cornell university parent	
9	HIV/AIDS education project to provide	
10	educational workshops for parents in	
11	Nassau county, and to enhance the project	
12	in Suffolk county .....	75,000
13	For services and expenses of the Long Island	
14	association for AIDS care to conduct a	
15	study to (1) identify the medical and	
16	social services gaps for children orphaned	
17	by AIDS on Long Island, as well as strate-	
18	gies to link families with AIDS with	
19	community services in order to plan for	
20	future care needs of their children, and	
21	(2) develop innovative comprehensive model	
22	service programs for such children .....	50,000
23	For grants to county health departments for	
24	HIV-related public health activities in	
25	rural underserved counties and counties	
26	with the most rapid increases in HIV inci-	
27	dence .....	300,000
28	For services and expenses of the AIDS insti-	
29	tute related to training and education	
30	activities and continuum of care initi-	
31	atives .....	2,331,000
32	For services and expenses of a pilot	
33	surveillance project for investigation of	
34	reported AIDS cases by county health	
35	departments as authorized by the commis-	
36	sioner of health .....	90,000
37	For grants to community based organizations	
38	for the provision of services to parolees	
39	and their families. Up to \$730,000 of this	
40	appropriation may be transferred to the	
41	general fund - state purposes account for	
42	administration of this program .....	1,130,000
43	For HIV counseling and testing services in	
44	facilities operated by the New York state	
45	department of correctional services. All	
46	or part of this appropriation may be	
47	transferred to the general fund - state	
48	purposes account for administration of	
49	this program .....	925,000
50	For grants for the provision of outreach and	
51	case management services to high-risk	
52	women and children .....	1,375,000
53	For services and expenses related to the	
54	provision of outreach and education to	
55	low-income and minority communities	
56	concerning the availability of and access	
57	to clinical drug trials .....	100,000
58	For services and expenses related to the	
59	care and service needs of children,	
60	adolescents and families with the HIV	
61	disease .....	1,838,000

## DEPARTMENT OF HEALTH

## STATE OPERATIONS AND AID TO LOCALITIES 2008-09

1	For grants for the provision of comprehensive HIV prevention and health care services to high-risk adolescents and young adults. Up to 5 percent of this appropriation may be transferred to the general fund - state purposes account for the administration of this program .....	2,321,000
8	For grants for housing, supported housing and referral services for homeless persons with HIV/AIDS and their families, including those with tuberculosis or if warranted those with tuberculosis only, in areas as determined by data collected by the department of health .....	2,500,000
15	For suballocation to the office of temporary and disability assistance for operational support to projects which have received capital grant awards through the homeless housing assistance program .....	1,000,000
20	For grants for the provision of HIV prevention and primary care services to high-risk populations in community health centers and substance abuse programs .....	718,000
24	For grants to community based organizations for HIV prevention and outreach efforts targeted to substance abusers .....	470,000
27	For services and expenses related to education and prevention services and for nutritional services including individuals homebound with AIDS or in an adult day care or home care setting .....	4,900,000
32	For grants to community based organizations to support permanency planning and support services for families affected by HIV. Up to 5 percent of this appropriation may be transferred to the general fund - state purposes account for the administration of this program .....	1,000,000
39	For grants to community based organizations and for services and expenses of the AIDS institute related to the provision of HIV education and prevention services. Up to 10 percent of this appropriation may be transferred to the general fund - state purposes account for administration of this program .....	750,000
47	For services and expenses of surveillance projects for investigation of reported AIDS cases, including seroprevalence studies, as authorized by the commissioner of health .....	330,000
52	For provision of comprehensive HIV outreach and prevention services to adolescents and women .....	1,000,000
55	For state aid to municipalities pursuant to article 6 of the public health law or for grants to counties and local health departments for an HIV surveillance and partner notification program .....	4,100,000

DEPARTMENT OF HEALTH

STATE OPERATIONS AND AID TO LOCALITIES 2008-09

1 For services and expenses of the medical  
2 society of the state of New York for a  
3 peer educational program for physicians  
4 regarding the testing and reporting of  
5 individuals who are infected with HIV .... 100,000  
6 For grants for AIDS prevention and education  
7 and AIDS related services to existing  
8 community based organizations, as deemed  
9 appropriate by the department of health  
10 and to article 28 of the public health law  
11 diagnostic and treatment centers. For the  
12 purposes of this program, eligible organ-  
13 izations must (1) operate in a neighbor-  
14 hood or geographic area with high concen-  
15 trations of at risk populations; and (2)  
16 provide services and programs that are  
17 culturally sensitive to the special social  
18 and cultural needs of the at risk popu-  
19 lations. To ensure organizational viabil-  
20 ity, agency administration may be  
21 supported subject to review and approval  
22 of the commissioner of health. Notwith-  
23 standing any provision of law to the  
24 contrary, the commissioner of health shall  
25 be authorized to continue contracts with  
26 community service programs, multi-service  
27 agencies and community development initi-  
28 atives for all such contracts which were  
29 executed on or before March 31, 2008,  
30 without any additional requirements that  
31 such contracts be subject to competitive  
32 bidding or a request for proposals process  
33 ..... 12,300,000  
34 For additional grants to existing community  
35 based organizations and to article 28 of  
36 the public health law diagnostic and  
37 treatment centers that must operate in a  
38 neighborhood or geographic area with high  
39 concentrations of at risk populations and  
40 provide services and programs that are  
41 culturally sensitive to the special social  
42 and cultural needs of the at risk popu-  
43 lations. Such grants shall be used to meet  
44 the increased demands for HIV education,  
45 prevention, outreach, and legal programs.  
46 To ensure organizational viability, agency  
47 administration may be supported subject to  
48 review and approval of the commissioner of  
49 health. Notwithstanding any provision of  
50 law to the contrary, the commissioner of  
51 health shall be authorized to continue  
52 contracts with community service programs,  
53 multi-service agencies and community  
54 development initiatives for all such  
55 contracts which were executed on or before  
56 March 31, 2008, without any additional  
57 requirements that such contracts be  
58 subject to competitive bidding or a  
59 request for proposals process ..... 850,000  
60 For grants for the provision of primary  
61 health care services in drug treatment  
62 programs. Up to \$800,000 of this appropri-

DEPARTMENT OF HEALTH

STATE OPERATIONS AND AID TO LOCALITIES 2008-09

1	ation can be used for services targeted to	
2	substance abusers at risk of becoming	
3	intravenous drug users. Up to 5 percent of	
4	this appropriation may be transferred to	
5	the general fund - state purposes account	
6	for the administration of this program ...	2,666,000
7	For services and expenses relating to the	
8	provision of HIV counseling and testing by	
9	family planning clinics and prenatal care	
10	assistance programs to the extent that	
11	reimbursement through medical assistance	
12	is not available. These funds shall not be	
13	used by the department for any costs	
14	directly related to the processing of	
15	tests .....	3,452,000
16	For grants for the development of women's	
17	HIV clinics to provide comprehensive	
18	obstetrical/gynecological services and for	
19	grants to health care facilities and	
20	community organizations for the provisions	
21	of primary care, subspecialty care and	
22	supportive services to HIV-infected women	
23	and children in underserved, high seropre-	
24	valence areas. Up to 5 percent of this	
25	appropriation may be transferred to the	
26	general fund - state purposes account for	
27	the administration of this program .....	1,294,000
28	For services and expenses related to the	
29	special program for HIV services for	
30	infants and pregnant women established	
31	pursuant to section 71 of chapter 731 of	
32	the laws of 1993. Such programs may	
33	provide continuing services to high-risk	
34	and HIV-positive women and children .....	1,500,000
35	For services and expenses associated with	
36	the HIV clinical education initiative	
37	program .....	1,600,000
38		-----
39	Program account subtotal .....	77,318,000
40		-----

41  
 42 Special Revenue Funds - Other / Aid to Localities  
 43 HCRA Resources Fund - 061  
 44 Hospital Based Grants Program Account  
 45

46	For grants to community service programs	
47	including but not limited to community	
48	based organizations and other organiza-	
49	tions providing specialized AIDS-related	
50	services targeted to minority and other	
51	high-risk populations .....	1,038,000
52	For services and expenses of an HIV and	
53	substance abuse fellowship program to	
54	encourage physicians and nurses to work in	
55	clinical settings providing care and	
56	treatment to persons with HIV infection,	
57	including but not limited to designated	
58	care centers, community health centers,	
59	hospital outpatient clinics, substance	
60	abuse treatment programs, mental health	
61	clinics, family planning and prenatal	
62	clinics, for training in diagnosis and	

## DEPARTMENT OF HEALTH

## STATE OPERATIONS AND AID TO LOCALITIES 2008-09

1	management of HIV illness and substance	
2	abuse treatment. Up to 5 percent of the	
3	amount appropriated may be transferred to	
4	the general fund - state purposes account	
5	for administration of the program .....	1,489,000
6	For services and expenses related to the	
7	provision of HIV counseling and testing by	
8	family planning clinics and prenatal care	
9	assistance programs .....	548,000
10	For services and expenses of the AIDS insti-	
11	tute related to training and education	
12	activities and continuum of care initi-	
13	atives .....	324,000
14	For grants for the provision of primary	
15	health care services in drug treatment	
16	programs. Up to 5 percent of this amount	
17	may be transferred to the general fund -	
18	state purposes account .....	368,000
19	For grants for the provision of comprehen-	
20	sive HIV prevention and health care	
21	service to high-risk adolescents and young	
22	adults .....	850,000
23	For grants for the development of women's	
24	HIV clinics to provide comprehensive	
25	obstetrical/gynecological services and for	
26	grants to health care facilities and	
27	community organizations for the provision	
28	of primary care, subspecialty care and	
29	supportive services to HIV infected women	
30	and children in underserved, high seropre-	
31	valence areas .....	806,000
32	For grants for the provision of HIV	
33	prevention and primary care services to	
34	high-risk populations in community health	
35	centers and substance abuse programs .....	482,000
36	For grants to community based organizations	
37	for HIV prevention and outreach efforts	
38	targeted to substance abusers .....	30,000
39		-----
40	Program account subtotal .....	5,935,000
41		-----
42		
43	Special Revenue Funds - Other / Aid to Localities	
44	HCRA Resources Fund - 061	
45	Maternal and Child HIV Services Account	
46		
47	For services and expenses related to special	
48	programs for HIV services for infants and	
49	pregnant women established pursuant to	
50	section 71 of chapter 731 of the laws of	
51	1993. Such programs may provide continuing	
52	services to high-risk and HIV-positive	
53	women and children. Up to 5 percent of	
54	this appropriation may be transferred to	
55	the general fund-state purposes account	
56	for administration of this program .....	5,000,000
57		-----
58	Program account subtotal .....	5,000,000
59		-----
60		

## DEPARTMENT OF HEALTH

## STATE OPERATIONS AND AID TO LOCALITIES 2008-09

1	CENTER FOR COMMUNITY HEALTH PROGRAM .....	1,674,267,400
2		-----
3		
4	General Fund / State Operations	
5	State Purposes Account - 003	
6		
7	PERSONAL SERVICE	
8		
9	Personal service--regular .....	2,640,700
10	Holiday/overtime compensation.....	20,100
11		-----
12	Amount available for personal service.....	2,660,800
13		-----
14	NONPERSONAL SERVICE	
15		
16	Supplies and materials .....	200,900
17	Travel .....	116,800
18	Contractual services .....	9,487,000
19	Equipment .....	309,300
20		-----
21	Amount available for nonpersonal service .	10,114,000
22		-----
23	Program account subtotal .....	12,774,800
24		-----
25		
26	General Fund / Aid to Localities	
27	Local Assistance Account - 001	
28		
29	State aid to municipalities for the opera-	
30	tion of local health departments and labo-	
31	ratories and for the provision of general	
32	public health services pursuant to article	
33	6 of the public health law for activities	
34	under the jurisdiction of the commissioner	
35	of health.	
36	Notwithstanding any other provision of arti-	
37	cle 6 of the public health law, a county	
38	may obtain reimbursement pursuant to this	
39	act, only after the county chief financial	
40	officer certifies, in the municipal health	
41	services plan, that county tax levies used	
42	to fund services carried out by the county	
43	health department have not been added to	
44	or supplanted directly or indirectly by	
45	any funds obtained by the county pursuant	
46	to the Master Settlement Agreement entered	
47	into on November 23, 1998 by the state and	
48	leading United States tobacco product	
49	manufacturers, except in the case of a	
50	public health emergency, as determined by	
51	the commissioner of health. Notwithstand-	
52	ing annual aggregate limits for bad debt	
53	and charity care allowances and any other	
54	provision of law, up to \$1,700,000 shall	
55	be transferred to the medical assistance	
56	program general fund - local assistance	
57	account for eligible publicly sponsored	
58	certified home health agencies that demon-	
59	strate losses from a disproportionate	
60	share of bad debt and charity care, pursu-	
61	ant to chapter 884 of the laws of 1990.	
62	Within the maximum limits specified here-	

DEPARTMENT OF HEALTH

STATE OPERATIONS AND AID TO LOCALITIES 2008-09

1 in, the department shall transfer only  
 2 those funds which are necessary to meet  
 3 the state share requirements for  
 4 disproportionate share adjustments  
 5 expected to be paid for the period January  
 6 1, 2007 through December 31, 2007. The  
 7 moneys hereby appropriated shall be avail-  
 8 able for payment of financial assistance  
 9 heretofore accrued ..... 240,000,000  
 10 For services and expenses related to public  
 11 health emergencies as declared by the  
 12 counties or the commissioner of the  
 13 department of health, and approved by the  
 14 director of the budget in accordance with  
 15 article 6 of public health law. Notwith-  
 16 standing any provision of the law to the  
 17 contrary, a portion of these funds may be  
 18 transferred to any program, fund, or  
 19 account within the department to respond  
 20 to any identified emergency, pursuant to  
 21 approval by the director of the budget.  
 22 Any such funds transferred to the general  
 23 fund - state purposes account shall be  
 24 available for personal service and nonper-  
 25 sonal service expenditures ..... 40,000,000  
 26 For services and expenses of a premarital  
 27 genetic screening program conducted by Dor  
 28 Yeshorim, Inc. .... 500,000  
 29 For services and expenses related to the  
 30 childhood obesity prevention program. A  
 31 portion of this appropriation may be  
 32 transferred to state operations appropri-  
 33 ations for administration of this program. 265,000  
 34 For services and expenses, including grants,  
 35 related to the reporting of body mass  
 36 index on school physical forms. A portion  
 37 of this appropriation may be transferred  
 38 to state operations appropriations for  
 39 administration of this program ..... 2,000,000  
 40 For services and expenses of an obesity  
 41 prevention program in support of healthy  
 42 eating collaboratives. A portion of this  
 43 appropriation may be transferred to state  
 44 operations appropriations for administra-  
 45 tion of this program ..... 1,800,000  
 46 For costs associated with enhancement and  
 47 expansion of a lead poisoning prevention  
 48 program ..... 720,000  
 49 For grants to community based organizations,  
 50 in accordance with chapter 820 of the laws  
 51 of 1987, for nutrition outreach in areas  
 52 where a significant percentage or number  
 53 of those potentially eligible for food  
 54 assistance programs are not participating  
 55 in such programs. A portion of this appro-  
 56 priation, not to exceed 600,000 shall be  
 57 suballocated to the office of temporary  
 58 and disability assistance. Up to 15  
 59 percent of the funds appropriated may be  
 60 allocated to fund a program of nutrition  
 61 outreach as established pursuant to

## DEPARTMENT OF HEALTH

## STATE OPERATIONS AND AID TO LOCALITIES 2008-09

1	section 2597 of the public health law if	
2	such a program is administered through a	
3	contract arrangement .....	1,000,000
4	For services and expenses related to provid-	
5	ing nutritional services and to provide	
6	nutritional education to pregnant women,	
7	infants, and children, including suballo-	
8	cations to the department of agriculture	
9	and markets for the farmer's market nutri-	
10	tion program and migrant worker services	
11	and the office of temporary and disability	
12	assistance for prenatal care assistance	
13	program activities. A portion of this	
14	appropriation may be transferred to state	
15	operations appropriations for administra-	
16	tion of this program .....	22,004,000
17	For services and expenses, including operat-	
18	ing expenses related to providing nutri-	
19	tional services and nutrition education	
20	for hunger prevention and nutrition	
21	assistance. A portion of this appropri-	
22	ation may be transferred to state	
23	operations appropriations for administra-	
24	tion of this program .....	28,340,000
25	For grants-in-aid to contract for hyperten-	
26	sion prevention, screening, and treatment	
27	programs .....	254,000
28	For services and expenses of a rabies	
29	program, including but not limited to	
30	reimbursement to counties for rabies	
31	expenses such as human post-exposure	
32	vaccination, and research studies in the	
33	control of wildlife rabies, pursuant to	
34	United States department of agriculture	
35	approval if necessary, to control the	
36	spread of rabies. A portion of this appro-	
37	priation may be transferred to state op-	
38	erations appropriations for administration	
39	of this program .....	1,655,000
40	For grants to rape crisis centers for	
41	services to rape victims and programs to	
42	prevent rape .....	2,019,000
43	State grants for a program of family plan-	
44	ning services pursuant to article 2 of the	
45	public health law .....	30,918,000
46	For grants to sudden infant death syndrome	
47	centers .....	41,100
48	For services and expenses of the tick-borne	
49	disease institute, including grants for	
50	research and prevention, detection, and	
51	treatment of Lyme disease and other tick-	
52	borne illnesses .....	150,000
53	For services and expenses to implement the	
54	lead poisoning prevention act of 1992,	
55	including funding to local health depart-	
56	ments to meet increased needs for educa-	
57	tion, screening and follow-up .....	4,000,000
58	For services and expenses of existing	
59	Alzheimer's disease assistance centers as	
60	established pursuant to chapter 586 of the	
61	laws of 1987 .....	540,000

DEPARTMENT OF HEALTH

STATE OPERATIONS AND AID TO LOCALITIES 2008-09

1 For services and expenses including payment  
2 of health insurance premiums and  
3 reimbursement of health care providers for  
4 services rendered to individuals enrolled  
5 in the cystic fibrosis program pursuant to  
6 chapter 851 of the laws of 1987 ..... 621,000

7 For services and expenses to implement the  
8 early intervention program act of 1992.  
9 The moneys hereby appropriated shall be  
10 available for payment of financial assist-  
11 ance heretofore accrued or hereafter to  
12 accrue ..... 186,000,000

13 The moneys hereby appropriated shall be  
14 available for respite services for fami-  
15 lies of eligible children. Such moneys  
16 shall be allocated to each municipality by  
17 the department of health as determined by  
18 the department, to reimburse such munici-  
19 palities in the amount of 50 percent of  
20 the costs of respite services provided to  
21 eligible children and their families with  
22 the approval of the early intervention  
23 official, in accordance with section 2547  
24 of the public health law, section 69-4.18  
25 of title 10 of the New York codes rules  
26 and regulation and standards established  
27 by the department for the provision of  
28 respite services. The moneys allocated to  
29 each municipality by the department shall  
30 be the total amount of respite funds  
31 available for such purpose ..... 2,000,000

32 For services and expenses of an early diag-  
33 nosis and control program for diabetes. A  
34 portion of this appropriation may be  
35 transferred to state operations appropri-  
36 ations for administration of this program. 799,900

37 For services and expenses including an  
38 education program related to a children's  
39 asthma program. The department shall make  
40 grants within the amounts appropriated  
41 therefor to local health agencies, health  
42 care providers, school, school-based  
43 health centers and community-based organ-  
44 izations and other organizations with  
45 demonstrated interest and expertise in  
46 serving persons with asthma to develop and  
47 implement regional or community plans  
48 which may include the following activ-  
49 ities: self-management programs in elemen-  
50 tary schools, conducting public and  
51 provider education programs and implement-  
52 ing protocols for collection of data on  
53 asthma-related school absenteeism and  
54 emergency room visits. In making grants  
55 the commissioner may give priority consid-  
56 eration to entities serving areas of the  
57 state with high incidence and prevalence  
58 of asthma. A portion of this appropriation  
59 may be transferred to state operations  
60 appropriations for administration of this  
61 program ..... 233,000

## DEPARTMENT OF HEALTH

## STATE OPERATIONS AND AID TO LOCALITIES 2008-09

1	For services and expenses of a comprehensive	
2	adolescent pregnancy prevention program. A	
3	portion of this appropriation may be	
4	transferred to state operations appropri-	
5	ations for administration of this program.	
6	Notwithstanding any inconsistent provision	
7	of law, a portion of these funds may be	
8	suballocated to the office of children and	
9	family services to continue contracting	
10	with existing providers for the adolescent	
11	pregnancy prevention and services program	
12	until the program is transferred to the	
13	department of health .....	12,920,000
14	For services and expenses of the cancer	
15	registry. A portion of this appropriation	
16	may be transferred to state operations	
17	appropriations for administration of this	
18	program .....	50,000
19	For state grants for breast cancer detection	
20	and education program pursuant to chapter	
21	328 of the laws of 1989 as amended. A	
22	portion of this appropriation may be	
23	transferred to state operations appropri-	
24	ations for administration of this program.	4,900,000
25	For services and expenses of cancer perman-	
26	ency planning, legal and family counseling	
27	services .....	500,000
28	For services and expenses of the health and	
29	social services sexuality-related programs	
30	.....	6,000,000
31	For services and expenses of the osteoporo-	
32	sis prevention and education program. The	
33	commissioner of health, pursuant to a plan	
34	subject to the approval of the director of	
35	the budget, may transfer funds to the	
36	state operations budget of Helen Hayes	
37	hospital for this program .....	66,000
38	For services and expenses of a childhood	
39	cancer awareness program .....	36,000
40	For state grants to improve access to infer-	
41	tility services, treatments, and proce-	
42	dures. Funds shall be allocated from this	
43	appropriation pursuant to a plan prepared	
44	by the commissioner of health and approved	
45	by the director of the budget .....	4,000,000
46	For services and expenses associated with	
47	red cross emergency response preparedness,	
48	including support for capital projects and	
49	ensuring an adequate blood supply. Funds	
50	shall be allocated from this appropriation	
51	pursuant to a plan prepared by the commis-	
52	sioner of health and approved by the	
53	director of the budget .....	5,000,000
54	For a grant to the Coalition of New York	
55	State Alzheimer's Chapter, Inc. in support	
56	of and for distribution to a statewide	
57	network of not-for-profit corporations	
58	established and dedicated to responding at	
59	the local level to the needs of the New	
60	York State Alzheimer's community pursuant	
61	to section 2005 (2) of the public health	
62	law .....	250,000

DEPARTMENT OF HEALTH

STATE OPERATIONS AND AID TO LOCALITIES 2008-09

1	For services and expenses of the arthritis	
2	foundation .....	250,000
3	For grants to community based programs	
4	providing support, including educational	
5	and outreach services to persons diagnosed	
6	with breast and other cancers .....	400,000
7	For services and expenses related to the	
8	statewide breast cancer support, education	
9	and outreach program, notwithstanding any	
10	inconsistent provision of law to the	
11	contrary, funds shall be available for the	
12	statewide breast cancer support, education	
13	and outreach program to provide support	
14	and education services to community-based	
15	providers .....	223,000
16	Notwithstanding any inconsistent provision	
17	of law, effective October 1, 2006, expend-	
18	itures made from this appropriation shall	
19	effectively provide a cost of living	
20	adjustment for providers of the following	
21	services, as determined by the commis-	
22	sioner of the department of health, red cross	
23	emergency preparedness, nutrition educa-	
24	tion and outreach, obesity prevention,	
25	nutritional services to pregnant women,	
26	infants and children, hunger prevention	
27	and nutrition assistance program, Indian	
28	health, asthma, prenatal care assistance	
29	program, rape crisis, health and human	
30	services sexuality related programs,	
31	maternity and early childhood foundation,	
32	abstinence education, family planning,	
33	school health, sudden infant death syn-	
34	drome education and outreach, childhood	
35	lead poisoning prevention, enhanced ser-	
36	vices for kids, act for youth, children	
37	with special health care needs, regional	
38	perinatal data centers, migrant health,	
39	dental services, osteoporosis prevention,	
40	eating disorders, cancer services, cancer	
41	registry, healthy heart, Alzheimer's	
42	disease assistance centers, Alzheimer's	
43	research and education, diabetes screen-	
44	ing, education, and prevention, tobacco	
45	control, rabies, tick-borne disease, im-	
46	munization, public health campaign,	
47	sexually transmitted diseases, and tuber-	
48	culosis control. The commissioner of the	
49	department of health shall determine the	
50	standards and requirements necessary to	
51	qualify for such increases. Further, each	
52	local government unit or direct contract	
53	provider receiving such funding shall sub-	
54	mit written certification regarding the	
55	use of such funds to be provided in the	
56	format prescribed by the department. Funds	
57	shall be allocated from this appropriation	
58	pursuant to a plan prepared by the com-	
59	missioner and approved by the director of	
60	the budget .....	33,700,000

## DEPARTMENT OF HEALTH

## STATE OPERATIONS AND AID TO LOCALITIES 2008-09

1	For services and expenses associated with	
2	new and existing school based health	
3	centers .....	5,593,000
4	For services and expenses to support grants	
5	to community health centers and comprehen-	
6	sive diagnostic and treatment centers for	
7	the purpose of furnishing primary health	
8	care services, including outreach, health	
9	education and dental care, to migrant and	
10	seasonal farmworkers and their families,	
11	of which no less than 70 percent shall be	
12	dedicated to community health centers	
13	receiving federal funding for such purpose	
14	pursuant to section 330(g) of the federal	
15	Public Health Service Act .....	442,000
16	For services and expenses for the	
17	Alzheimer's community assistance program	
18	as established pursuant to chapter 657 of	
19	the laws of 1997 .....	51,000
20	For services and expenses of comprehensive	
21	care centers for eating disorders .....	600,000
22	For services and expenses of a safe mother-	
23	hood initiative to prevent maternal deaths	
24	in New York state. A portion of this	
25	appropriation may be transferred to state	
26	operations appropriations for administra-	
27	tion of this program .....	150,000
28	For services and expenses of the New York	
29	state diabetes prevention and control	
30	program. A portion of this appropriation	
31	may be transferred to state operations	
32	appropriations for administration of this	
33	program .....	600,000
34	For services and expenses of the public	
35	health management leaders of tomorrow	
36	program. Notwithstanding any law to the	
37	contrary, within allocations established	
38	by the commissioner of health, grants may	
39	be awarded to New York state public and	
40	private universities with preference given	
41	to fully accredited public schools of	
42	public health. Funds allocated to public	
43	entities may be suballocated .....	1,900,000
44	For services and expenses of a study of ra-	
45	cial disparities .....	300,000
46	For services and expenses, including grants,	
47	for statewide emergency contraception out-	
48	reach and education, training and assis-	
49	tance as approved by the commissioner. A	
50	portion of this appropriation may be	
51	transferred to state operations appropria-	
52	tions for administration of this program..	2,600,000
53	For services and expenses of a minority male	
54	wellness and screening program .....	55,000
55	For services and expenses of a Latino health	
56	outreach initiative .....	75,000
57	For services and expenses of health promo-	
58	tion initiatives. A portion of this appro-	
59	priation may be transferred to state	
60	operations appropriations for administra-	
61	tion of this program .....	5,000,000

## DEPARTMENT OF HEALTH

## STATE OPERATIONS AND AID TO LOCALITIES 2008-09

1	For services and expenses of a universal	
2	pre-natal and postpartum home visitation	
3	program .....	2,100,000
4	For services and expenses to promote and	
5	expand access to cervical cancer vaccine.	
6	A portion of this appropriation may be	
7	transferred to state operations appropriati-	
8	ons for administration of this program..	5,000,000
9	For services and expenses related to emer-	
10	gency preparedness and to stockpile medi-	
11	cations and supplies in the event of a	
12	pandemic, including the avian flu. A	
13	portion of this appropriation may be	
14	transferred to state operations appropriati-	
15	ons for administration of this program..	28,000,000
16	For services and expenses for statewide	
17	maternal mortality reviews and the devel-	
18	opment of protocols to reduce incidents of	
19	death during childbirth. A portion of this	
20	appropriation may be transferred to state	
21	operations appropriations for administra-	
22	tion of this program .....	135,200
23	For services and expenses related to state-	
24	wide health broadcasts involving local,	
25	state and federal agencies. A portion of	
26	this appropriation may be transferred to	
27	state operations appropriations for admin-	
28	istration of this program .....	170,000
29	For services and expenses related to the	
30	screening and prevention of cervical	
31	cancer. A portion of this appropriation	
32	may be transferred to state operations	
33	appropriations for administration of this	
34	program .....	321,400
35	For services and expenses to support	
36	diabetes coalitions .....	421,000
37	For services and expenses to support the STD	
38	center of excellence .....	490,000
39	For services and expenses for Alzheimer's	
40	community service programs .....	300,000
41	For services and expenses to support breast	
42	cancer mobile mammography initiatives ....	450,000
43	For services and expenses, including subal-	
44	location to the state office for aging,	
45	for coordinating patient care Alzheimer's	
46	disease program. A portion of this appro-	
47	priation may be transferred to state	
48	operations appropriations for administra-	
49	tion of this program .....	370,000
50	For services and expenses for childhood	
51	asthma coalitions. A portion of this	
52	appropriation may be transferred to state	
53	operations appropriations for administra-	
54	tion of this program .....	1,326,000
55	For services and expenses of a shaken baby	
56	syndrome public educational campaign, pur-	
57	suant to chapter 110 of the laws of 2006.	
58	A portion of this appropriation may be	

DEPARTMENT OF HEALTH

STATE OPERATIONS AND AID TO LOCALITIES 2008-09

1 transferred to state operations appropri-  
 2 ations for administration of this program  
 3 by the department of health ..... 468,000  
 4 -----  
 5 Program account subtotal ..... 691,072,600  
 6 -----  
 7  
 8 Special Revenue Funds - Federal / State Operations  
 9 Federal USDA-Food and Nutrition Services Fund - 261  
 10 Child and Adult Care Food Account  
 11  
 12 For various food and nutritional services .. 9,195,000  
 13 -----  
 14 Program account subtotal ..... 9,195,000  
 15 -----  
 16  
 17 Special Revenue Funds - Federal / Aid to Localities  
 18 Federal USDA-Food and Nutrition Services Fund - 261  
 19 Child and Adult Care Food Account  
 20  
 21 For various federal food and nutritional  
 22 services. The moneys hereby appropriated  
 23 shall be available for payment of finan-  
 24 cial assistance heretofore accrued ..... 202,300,000  
 25 -----  
 26 Program account subtotal ..... 202,300,000  
 27 -----  
 28  
 29 Special Revenue Funds - Federal / State Operations  
 30 Federal USDA-Food and Nutrition Services Fund - 261  
 31 Federal Food and Nutrition Services Account  
 32  
 33 For various food and nutritional services .. 56,970,000  
 34 -----  
 35 Program account subtotal ..... 56,970,000  
 36 -----  
 37  
 38 Special Revenue Funds - Federal / Aid to Localities  
 39 Federal USDA-Food and Nutrition Services Fund - 261  
 40 Federal Food and Nutrition Services Account  
 41  
 42 For various federal food and nutritional  
 43 services. The moneys hereby appropriated  
 44 shall be available for payment of finan-  
 45 cial assistance heretofore accrued ..... 392,200,000  
 46 -----  
 47 Program account subtotal ..... 392,200,000  
 48 -----  
 49  
 50 Special Revenue Funds - Federal / State Operations  
 51 Federal USDA - Food and Nutrituion Services Fund - 261  
 52 Women, Infants, and Children (WIC) Civil Monetary  
 53 Account  
 54  
 55 For services and expenses of the department  
 56 of health related to the special supple-  
 57 mental nutrition program for women,  
 58 infants and children.  
 59

## DEPARTMENT OF HEALTH

STATE OPERATIONS AND AID TO LOCALITIES 2008-09

1	NONPERSONAL SERVICE	
2		
3	Contractual services .....	5,000,000
4		-----
5	Program account subtotal .....	5,000,000
6		-----
7		
8	Special Revenue Funds - Federal / State Operations	
9	Federal Health and Human Services Fund - 265	
10		
11	For various health prevention, diagnostic,	
12	detection and treatment services .....	29,819,000
13		-----
14	Program fund subtotal .....	29,819,000
15		-----
16		
17	Special Revenue Funds - Federal / Aid to Localities	
18	Federal Health and Human Services Fund - 265	
19		
20	For various health prevention, diagnostic,	
21	detection and treatment services .....	41,938,000
22		-----
23	Program fund subtotal .....	41,938,000
24		-----
25		
26	Special Revenue Funds - Federal / State Operations	
27	Federal Health and Human Services Fund - 265	
28	Federal Block Grant Fund Account	
29		
30	For various health prevention, diagnostic,	
31	detection and treatment services .....	22,299,000
32		-----
33	Program fund subtotal .....	22,299,000
34		-----
35		
36	Special Revenue Funds - Federal / Aid to Localities	
37	Federal Health and Human Services Fund - 265	
38	Federal Block Grant Fund Account	
39		
40	For various health prevention, diagnostic,	
41	detection and treatment services.	
42	The commissioner of health is hereby author-	
43	ized to waive any provisions of the public	
44	health law and regulations, to issue	
45	appropriate operating certificates, and to	
46	enter into contracts with article 28	
47	facilities, to provide funds, to estab-	
48	lish, support and conduct projects to	
49	provide improved and expanded school	
50	health services for preschool and school-	
51	age children. No more than 10 per centum	
52	of the amount appropriated for such	
53	purpose shall be expended for services and	
54	expenses in connection with the adminis-	
55	tration and evaluation of such grants.	
56	Grants awarded under this appropriation	
57	shall be distributed and administered in	
58	accordance with regulations established by	
59	the commissioner of health .....	57,475,000
60		-----
61	Program fund subtotal .....	57,475,000
62		-----

DEPARTMENT OF HEALTH

STATE OPERATIONS AND AID TO LOCALITIES 2008-09

1	Special Revenue Funds - Federal / State Operations	
2	Federal Department of Education Fund - 267	
3	Individuals with Disabilities-Part C Account	
4		
5	For activities related to a handicapped	
6	infants and toddlers program .....	20,620,000
7		-----
8	Program account subtotal .....	20,620,000
9		-----
10		
11	Special Revenue Funds - Federal / Aid to Localities	
12	Federal Department of Education Fund - 267	
13	Individuals with Disabilities-Part C Account	
14		
15	For activities related to a handicapped	
16	infants and toddlers program .....	51,578,000
17		-----
18	Program account subtotal .....	51,578,000
19		-----
20		
21	Special Revenue Funds - Other / State Operations	
22	Combined Gifts, Grants and Bequests Fund - 020	
23	Alzheimer's Research Account	
24		
25	For Alzheimer's disease research and assist-	
26	ance pursuant to chapter 590 of the laws	
27	of 1999.	
28		
29		
30		
31	Contractual services .....	1,000,000
32		-----
33	Program account subtotal .....	1,000,000
34		-----
35		
36	Special Revenue Funds - Other / State Operations	
37	Combined Gifts, Grants and Bequests Fund - 020	
38	Autism Awareness and Research Account	
39		
40	For services and expenses related to autism	
41	awareness and research pursuant to section	
42	404-v of the vehicle and traffic law and	
43	section 95-e of the state finance law, as	
44	added by chapter 301 of the laws of 2004.	
45		
46		
47		
48	Contractual services .....	20,000
49		-----
50	Program account subtotal .....	20,000
51		-----
52		
53	Special Revenue Funds - Other / Aid to Localities	
54	Combined Gifts, Grants and Bequests Fund - 020	
55	NYS Prostate Cancer Research, Detection and Education	
56	Account	
57		
58	For prostate cancer research, detection and	
59	education pursuant to chapter 273 of the	
60	laws of 2004 .....	1,000,000
61		-----

DEPARTMENT OF HEALTH

STATE OPERATIONS AND AID TO LOCALITIES 2008-09

1	Program account subtotal .....	1,000,000
2		-----
3		
4	Special Revenue Funds - Other / State Operations	
5	Combined Gifts, Grants and Bequests Fund - 020	
6	Prostate and Testicular Cancer Research and Education	
7	Account	
8		
9	For prostate and testicular cancer research	
10	and education pursuant to section 97-ccc	
11	of the state finance law.	
12		
13		
14	NONPERSONAL SERVICE	
15	Contractual services .....	150,000
16		-----
17	Program account subtotal .....	150,000
18		-----
19		
20	Special Revenue Funds - Other / Aid to Localities	
21	HCRA Resources Fund - 061	
22	Health Care Services Account	
23		
24	For services and expenses of a statewide	
25	public health campaign for tuberculosis	
26	control and prevention and for screening	
27	and education activities regarding sexual-	
28	ly transmitted diseases, provided that any	
29	funds allocated under this section shall	
30	not supplant existing local funds or state	
31	funds allocated to county health depart-	
32	ments under article 6 of the public health	
33	law. Up to \$300,000 of this appropriation	
34	may be transferred to state operations for	
35	the administration of this program by the	
36	department of health .....	6,725,000
37	For services and expenses related to the	
38	Indian health program. The moneys hereby	
39	appropriated shall be for payment of	
40	financial assistance heretofore accrued or	
41	hereafter to accrue. Up to 2.5 percent of	
42	this appropriation may be transferred to	
43	the general fund-state purposes account	
44	for the nonpersonal service administration	
45	of this program .....	17,500,000
46	State aid to municipalities for medical	
47	services for the rehabilitation of phys-	
48	ically handicapped children, pursuant to	
49	article 6 of the public health law .....	4,000,000
50	For services and expenses for a school	
51	health program .....	4,321,000
52	For services and expenses of the prenatal	
53	care assistance program. Up to 100 percent	
54	of this appropriation may be suballocated	
55	to the medical assistance program general	
56	fund - local assistance account to be	
57	matched by federal funds .....	2,640,000
58	For state grants for the breast cancer	
59	detection and education program pursuant	
60	to chapter 328 of the laws of 1989 as	
61	amended, which may include coverage of	
62	geographic areas not presently covered by	

DEPARTMENT OF HEALTH

STATE OPERATIONS AND AID TO LOCALITIES 2008-09

1	the program where the need for such	
2	services is demonstrated. Up to \$110,000	
3	may be transferred to state operations for	
4	administration of this program .....	2,470,000
5	For breast cancer awareness programs for	
6	school students conducted by organizations	
7	approved pursuant to chapter 328 of the	
8	laws of 1989 as amended .....	150,000
9	For the statewide breast cancer hotline to	
10	provide breast cancer information, educa-	
11	tion and support services .....	175,000
12	For grants to community based programs	
13	providing support, educational and	
14	outreach services to persons diagnosed	
15	with breast cancer .....	250,000
16	For services and expenses related to tobacco	
17	enforcement, education and related activ-	
18	ities, pursuant to chapter 433 of the laws	
19	of 1997. Of amounts appropriated herein,	
20	up to \$500,000 may be used for educational	
21	programs. A portion of this appropriation	
22	may be transferred to state operations ...	2,500,000
23	For services and expenses of the maternity	
24	and early childhood foundation .....	1,300,000
25	For services and expenses of the Adelphi	
26	university breast cancer support program .	125,000
27	For transfer to the comprehensive care	
28	center for eating disorders development	
29	fund .....	500,000
30	For state aid to municipalities for a	
31	program of immunization against German	
32	measles and other communicable diseases,	
33	pursuant to article 6 of the public health	
34	law. A portion of this appropriation may	
35	be transferred to state operations appro-	
36	priations for administration of this pro-	
37	gram .....	8,000,000
38	For services and expenses related to the	
39	childhood obesity prevention program. A	
40	portion of this appropriation may be	
41	transferred to state operations appropria-	
42	tions for administration of this program..	1,500,000
43		-----
44	Program account subtotal .....	52,156,000
45		-----
46		
47	Special Revenue Funds - Other / Aid to Localities	
48	HCRA Resources Fund - 061	
49	Hospital Based Grants Program Account	
50		
51	For services and expenses related to provid-	
52	ing nutritional services to pregnant	
53	women, infants, and children. Notwith-	
54	standing any other provision of law to the	
55	contrary, up to 5 percent of the amount	
56	appropriated may be transferred to the	
57	general fund - state purposes account for	
58	the administration of this program by the	
59	department of health .....	9,303,000
60	For grants in aid to contract for hyperten-	
61	sion prevention, screening and treatment	
62	programs .....	727,000

## DEPARTMENT OF HEALTH

## STATE OPERATIONS AND AID TO LOCALITIES 2008-09

1	State grants for a program of family plan-	
2	ning services pursuant to article 2 of the	
3	public health law .....	2,497,000
4	For grants to rape crisis centers for	
5	services to rape victims and programs to	
6	prevent rape .....	131,000
7	For services and expenses for a school	
8	health program .....	2,179,000
9	For services and expenses of breast cancer	
10	detection and education .....	275,000
11	For services and expenses of tuberculosis	
12	treatment, detection and prevention .....	650,000
13	For services and expenses of a lead poison-	
14	ing prevention program .....	400,000
15		-----
16	Program account subtotal .....	16,162,000
17		-----
18		
19	Special Revenue Funds - Other / State Operations	
20	HCRA Resources Fund - 061	
21	Tobacco Control and Cancer Services Account	
22		
23	For services and expenses related to the	
24	tobacco control and cancer services	
25	programs authorized pursuant to sections	
26	2807-r and 1399-ii of the public health	
27	law.	
28		
29		
30	PERSONAL SERVICE	
31	Personal service--regular .....	2,276,757
32	Holiday/overtime compensation.....	4,243
33		-----
34	Amount available for personal service.....	2,281,000
35		-----
36		
37	NONPERSONAL SERVICE	
38		
39	Supplies and materials .....	10,000
40	Travel .....	45,000
41	Contractual services .....	50,000
42	Equipment .....	30,000
43	Fringe benefits .....	1,071,158
44	Indirect costs .....	750,842
45		-----
46	Amount available for nonpersonal service .	1,957,000
47		-----
48	Program account subtotal .....	4,238,000
49		-----
50		
51	Special Revenue Funds - Other / State Operations	
52	Miscellaneous Special Revenue Fund - 339	
53	Cable Television Account	
54		
55	For services and expenses related to public	
56	service education, with specific emphasis	
57	on public health issues.	
58		

## DEPARTMENT OF HEALTH

STATE OPERATIONS AND AID TO LOCALITIES 2008-09

1	NONPERSONAL SERVICE	
2		
3	Contractual services .....	454,000
4		-----
5	Program account subtotal .....	454,000
6		-----
7		
8	Special Revenue Funds - Other / Aid to Localities	
9	Miscellaneous Special Revenue Fund - 339	
10	Comprehensive Care Center for Eating Disorders Develop-	
11	ment Grant Account	
12		
13	For services and expenses of providing	
14	development grants to comprehensive care	
15	centers for eating disorders provided	
16	pursuant to chapter 114 of the laws of	
17	2004 .....	1,000,000
18		-----
19	Program account subtotal .....	1,000,000
20		-----
21		
22	Special Revenue Funds - Other / State Operations	
23	Miscellaneous Special Revenue Fund - 339	
24	CSFP Salvage Account	
25		
26	For services and expenses of the department	
27	of health related to the commodity supple-	
28	mental food program.	
29		
30	NONPERSONAL SERVICE	
31		
32	Contractual services .....	25,000
33		-----
34	Program account subtotal .....	25,000
35		-----
36		
37	Special Revenue Funds - Other / State Operations	
38	Miscellaneous Special Revenue Fund - 339	
39	Diabetes Research and Education Account	
40		
41	For diabetes research and education pursuant	
42	to chapter 339 of the laws of 2001.	
43		
44	NONPERSONAL SERVICE	
45		
46	Contractual services .....	100,000
47		-----
48	Program account subtotal .....	100,000
49		-----
50		
51	Special Revenue Funds - Other / Aid to Localities	
52	Miscellaneous Special Revenue Fund - 339	
53	Local Public Health Services Account	
54		
55	For services and expenses of the local	
56	public health services program. Notwith-	
57	standing section 607 of the public health	
58	law these funds shall be allocated for	
59	state aid to municipalities for a program	
60	of immunization against German measles,	
61	and other communicable diseases, pursuant	
62	to article 6 of the public health law ....	1,100,000

## DEPARTMENT OF HEALTH

## STATE OPERATIONS AND AID TO LOCALITIES 2008-09

1	For state aid to municipalities, notwith-	
2	standing section 607 of the public health	
3	law, for the operation of local health	
4	departments and for the provision of	
5	general public health services pursuant to	
6	article 6 of the public health law for	
7	activities under the jurisdiction of the	
8	commissioner of health .....	3,050,000
9	Notwithstanding any other provision of law	
10	to the contrary, this appropriation is	
11	available for transfer to the state oper-	
12	ations miscellaneous special revenue fund	
13	- local public health services program	
14	account, in the administration and execu-	
15	tive direction program fiscal management	
16	group .....	286,000
17	Notwithstanding any other provision of law	
18	to the contrary, this appropriation is	
19	available for contractual audits of local-	
20	ities to supplement the audits performed	
21	by the department of health .....	210,000
22		-----
23	Program account subtotal .....	4,646,000
24		-----
25		
26	Special Revenue Funds - Other / State Operations	
27	Miscellaneous Special Revenue Fund - 339	
28	Tobacco Enforcement and Education Account	
29		
30	For services and expenses related to tobacco	
31	enforcement, education and related activ-	
32	ities, pursuant to chapter 162 of the laws	
33	of 2002.	
34		
35	NONPERSONAL SERVICE	
36		
37	Contractual services .....	75,000
38		-----
39	Program account subtotal .....	75,000
40		-----
41		
42	CENTER FOR ENVIRONMENTAL HEALTH PROGRAM .....	66,364,400
43		-----
44		
45	General Fund / State Operations	
46	State Purposes Account - 003	
47		
48	PERSONAL SERVICE	
49		
50	Personal service--regular .....	6,857,300
51	Temporary service .....	243,700
52	Holiday/overtime compensation .....	24,000
53		-----
54	Amount available for personal service ....	7,125,000
55		-----
56		
57	NONPERSONAL SERVICE	
58		
59	Supplies and materials .....	101,000
60	Travel .....	374,400

## DEPARTMENT OF HEALTH

## STATE OPERATIONS AND AID TO LOCALITIES 2008-09

1	Contractual services .....	1,661,000
2	Equipment .....	100,600
3		-----
4	Amount available for nonpersonal service .	2,237,000
5		-----
6		
7	MAINTENANCE UNDISTRIBUTED	
8		
9	For services and expenses of a food service	
10	establishment manager certification pro-	
11	gram, as established by chapter 635 of the	
12	laws of 2007.	
13		
14	Personal service--regular .....	98,000
15	Holiday/overtime compensation .....	10,000
16	Supplies and materials .....	10,000
17	Travel .....	10,000
18	Contractual services .....	20,000
19	Equipment .....	5,000
20		-----
21	Amount available for maintenance undis-	
22	tributed .....	153,000
23		-----
24	Program account subtotal .....	9,515,000
25		-----
26		
27	General Fund / Aid to Localities	
28	Local Assistance Account - 001	
29		
30	For services and expenses related to the	
31	water supply protection program .....	6,000,000
32	For services and expenses for primary pre-	
33	vention of childhood lead poisoning .....	5,500,000
34	For services and expenses of the healthy	
35	neighborhood program.....	2,150,000
36		-----
37	Program account subtotal .....	13,650,000
38		-----
39		
40	Special Revenue Funds - Federal / State Operations	
41	Federal Health and Human Services Fund - 265	
42		
43	For various health prevention, diagnostic,	
44	detection and treatment services .....	1,673,000
45		-----
46	Program account subtotal .....	1,673,000
47		-----
48		
49	Special Revenue Funds - Federal / State Operations	
50	Federal Health and Human Services Fund - 265	
51	Federal Block Grant Fund Account	
52		
53	For services and expenses of various health	
54	prevention, diagnostic, detection and	
55	treatment services .....	6,808,000
56		-----
57	Program account subtotal .....	6,808,000
58		-----
59		

## DEPARTMENT OF HEALTH

## STATE OPERATIONS AND AID TO LOCALITIES 2008-09

1	Special Revenue Funds - Federal / Aid to Localities	
2	Federal Health and Human Services Fund - 265	
3	Federal Block Grant Fund Account	
4		
5	For services and expenses of various health	
6	prevention, diagnostic, detection and	
7	treatment services .....	3,687,000
8		-----
9	Program account subtotal .....	3,687,000
10		-----
11		
12	Special Revenue Funds - Federal / State Operations	
13	Federal Operating Grants Fund - 290	
14	Federal Environmental Protection Agency Grants Account	
15		
16	For various environmental projects including	
17	suballocation for the department of envi-	
18	ronmental conservation .....	9,624,000
19		-----
20	Program account subtotal .....	9,624,000
21		-----
22		
23	Special Revenue Funds - Other / State Operations	
24	Environmental Conservation Special Revenue Fund - 301	
25	Low Level Radioactive Waste Account	
26		
27	For services and expenses of the low-level	
28	radioactive waste siting program.	
29		
30		
31	PERSONAL SERVICE	
32	Personal service--regular .....	568,600
33	Holiday/overtime compensation .....	5,500
34		-----
35	Amount available for personal service ....	574,100
36		-----
37		
38	NONPERSONAL SERVICE	
39		
40	Supplies and materials .....	20,000
41	Travel .....	41,000
42	Contractual services .....	184,800
43	Equipment .....	15,500
44	Fringe benefits .....	261,500
45	Indirect costs .....	168,800
46		-----
47	Amount available for nonpersonal service .	691,600
48		-----
49		
50	MAINTENANCE UNDISTRIBUTED	
51		
52	For suballocation to the energy research and	
53	development authority, pursuant to chapter	
54	673 of the laws of 1986, as amended by	
55	chapters 368 and 913 of the laws of 1990 .	150,000
56		-----
57	Program account subtotal .....	1,415,700
58		-----
59		

DEPARTMENT OF HEALTH

STATE OPERATIONS AND AID TO LOCALITIES 2008-09

1	Special Revenue Funds - Other / State Operations	
2	Environmental Protection and Oil Spill Compensation Fund	
3	- 303	
4		
5	For services and expenses related to the oil	
6	spill relocation network program.	
7		
8	PERSONAL SERVICE	
9		
10	Personal service--regular .....	157,300
11	Holiday/overtime compensation .....	2,000
12		-----
13	Amount available for personal service ....	159,300
14		-----
15		
16		
17	NONPERSONAL SERVICE	
18		
19	Supplies and materials .....	6,900
20	Travel .....	2,000
21	Contractual services .....	22,900
22	Equipment .....	4,000
23	Fringe benefits .....	72,600
24	Indirect costs .....	46,800
25		-----
26	Amount available for nonpersonal service .	155,200
27		-----
28	Program fund subtotal .....	314,500
29		-----
30		
31	Special Revenue Funds - Other / Aid to Localities	
32	Training and Education Program on Occupational Safety	
33	and Health Fund - 305	
34	OSH Training and Education Account	
35		
36	These funds shall be available to the	
37	department of health occupational safety	
38	and health training education account to	
39	conduct occupational and environmental	
40	lead study .....	200,000
41		-----
42	Program account subtotal .....	200,000
43		-----
44		
45	Special Revenue Funds - Other / State Operations	
46	Clean Air Fund - 314	
47	Operating Permit Program Account	
48		
49	For services and expenses of the department	
50	of health in developing, implementing and	
51	operating the operating permit program.	
52		
53	PERSONAL SERVICE	
54		
55	Personal service--regular .....	367,200
56	Holiday/overtime compensation .....	5,500
57		-----
58	Amount available for personal service ....	372,700
59		-----
60		

## DEPARTMENT OF HEALTH

STATE OPERATIONS AND AID TO LOCALITIES 2008-09

1		NONPERSONAL SERVICE	
2			
3	Supplies and materials .....		3,500
4	Travel .....		5,000
5	Contractual services .....		25,000
6	Equipment .....		8,000
7	Fringe benefits .....		169,800
8	Indirect costs .....		109,600
9			-----
10	Amount available for nonpersonal service .		320,900
11			-----
12	Program account subtotal .....		693,600
13			-----
14			
15	Special Revenue Funds - Other / State Operations		
16	Miscellaneous Special Revenue Fund - 339		
17	Asbestos Safety Training Account		
18			
19	For services and expenses of the asbestos		
20	safety training program.		
21			
22		PERSONAL SERVICE	
23			
24	Personal service--regular .....		329,300
25	Holiday/overtime compensation .....		5,500
26			-----
27	Amount available for personal service ....		334,800
28			-----
29			
30		NONPERSONAL SERVICE	
31			
32	Supplies and materials .....		3,200
33	Travel .....		30,000
34	Contractual services .....		63,000
35	Equipment .....		11,600
36	Fringe benefits .....		152,500
37	Indirect costs .....		98,400
38			-----
39	Amount available for nonpersonal service .		358,700
40			-----
41	Program account subtotal .....		693,500
42			-----
43			
44	Special Revenue Funds - Other / State Operations		
45	Miscellaneous Special Revenue Fund - 339		
46	Occupational Health Clinics Account		
47			
48	For services and expenses of implementing		
49	and operating a statewide network of occu-		
50	pational health clinics for diagnostic,		
51	screening, treatment, referral, and educa-		
52	tion services.		
53			
54		PERSONAL SERVICE	
55			
56	Personal service--regular .....		326,100
57	Holiday/overtime compensation .....		5,500
58			-----
59	Amount available for personal service ....		331,600
60			-----
61			

## DEPARTMENT OF HEALTH

STATE OPERATIONS AND AID TO LOCALITIES 2008-09

1	NONPERSONAL SERVICE	
2		
3	Supplies and materials .....	4,000
4	Travel .....	3,700
5	Contractual services .....	5,550,000
6	Equipment .....	3,400
7	Fringe benefits .....	151,000
8	Indirect costs .....	97,500
9		-----
10	Amount available for nonpersonal service .	5,809,600
11		-----
12	Program account subtotal .....	6,141,200
13		-----
14		
15	Special Revenue Funds - Other / State Operations	
16	Miscellaneous Special Revenue Fund - 339	
17	Radiological Health Protection Program Account	
18		
19	For services and expenses related to the	
20	radiological health protection account.	
21		
22	PERSONAL SERVICE	
23		
24	Personal service--regular .....	2,170,100
25	Temporary service .....	12,000
26	Holiday/overtime compensation .....	7,500
27		-----
28	Amount available for personal service ....	2,189,600
29		-----
30		
31	NONPERSONAL SERVICE	
32		
33	Supplies and materials .....	31,100
34	Travel .....	156,000
35	Contractual services .....	56,000
36	Equipment .....	39,400
37	Fringe benefits .....	997,400
38	Indirect costs .....	643,800
39		-----
40	Amount available for nonpersonal service .	1,923,700
41		-----
42	Program account subtotal .....	4,113,300
43		-----
44		
45	Special Revenue Funds - Other / State Operations	
46	Miscellaneous Special Revenue Fund - 339	
47	Radon Detection Device Account	
48		
49	For services and expenses of the radon	
50	detection device distribution program.	
51		
52	NONPERSONAL SERVICE	
53		
54	Contractual services .....	200,000
55		-----
56	Program account subtotal .....	200,000
57		-----
58		
59	Special Revenue Funds - Other / State Operations	
60	Drinking Water Program Management and Administration	
61	Fund - 366	
62		



DEPARTMENT OF HEALTH

STATE OPERATIONS AND AID TO LOCALITIES 2008-09

1 services districts shall be reimbursed for  
 2 additional administrative costs incurred  
 3 for recipient and applicant eligibility  
 4 and other administrative costs related to  
 5 the expansion of, or changes to, the  
 6 medical assistance program for children  
 7 under the age of 19 pursuant to P.L.  
 8 105-33 or chapter 2 of the laws of 1998.  
 9 Such reimbursement shall be made without any  
 10 local share of costs. Such reimbursement  
 11 shall not be subject to any aggregate  
 12 statewide reimbursement limit which may  
 13 otherwise limit reimbursement for the  
 14 administrative costs of the local social  
 15 services districts, provided, however,  
 16 such reimbursement shall be subject to the  
 17 limitation on certain payments for certain  
 18 expenditures set forth in subsection (c)  
 19 of section 2105 of the federal social  
 20 security act ..... 64,130,000  
 21 -----  
 22 Program account subtotal ..... 64,130,000  
 23 -----  
 24

25 Special Revenue Funds - Federal / Aid to Localities  
 26 Federal Health and Human Services Fund - 265  
 27 Children's Health Insurance Account  
 28

29 The money hereby appropriated is available  
 30 for payment of aid heretofore accrued or  
 31 hereafter accrued.

32 For services and expenses related to the  
 33 children's health insurance program,  
 34 pursuant to title XXI of the federal  
 35 social security act. Notwithstanding any  
 36 inconsistent provision of law and subject  
 37 to the approval of the director of the  
 38 budget, moneys hereby appropriated may be  
 39 transferred to the medical assistance  
 40 program, medicaid direct account, for  
 41 expansions of or changes to the medical  
 42 assistance program related to children  
 43 under the age of 19 pursuant to P.L.  
 44 105-33.

45 The money hereby appropriated is available  
 46 for payment of aid heretofore accrued or  
 47 hereafter accrued to municipalities.

48 Notwithstanding any inconsistent provision  
 49 of law and subject to the approval of the  
 50 director of the budget, moneys hereby  
 51 appropriated may be suballocated to the  
 52 office of temporary and disability assist-  
 53 ance for payment of local administrative  
 54 costs related to the expansion of, or  
 55 changes to, the medical assistance program  
 56 related to children under the age of 19  
 57 pursuant to P.L. 105-33 or chapter 2 of  
 58 the laws of 1998.

59 Notwithstanding any inconsistent provision  
 60 of law and subject to a plan developed by  
 61 the commissioner of health and approved by  
 62 the director of the budget, local social

DEPARTMENT OF HEALTH

STATE OPERATIONS AND AID TO LOCALITIES 2008-09

1 services districts shall be reimbursed for  
2 additional administrative costs incurred  
3 for recipient and applicant eligibility  
4 and other administrative costs related to  
5 the expansion of, or changes to, the  
6 medical assistance program for children  
7 under the age of 19 pursuant to P.L.  
8 105-33 or chapter 2 of the laws of 1998.  
9 Such reimbursement shall be made without any  
10 local share of costs. Such reimbursement  
11 shall not be subject to any aggregate  
12 statewide reimbursement limit which may  
13 otherwise limit reimbursement for the  
14 administrative costs of the local social  
15 services districts, provided, however,  
16 such reimbursement shall be subject to the  
17 limitation on certain payments for certain  
18 expenditures set forth in subsection (c)  
19 of section 2105 of the federal social  
20 security act.  
21 Notwithstanding any inconsistent provision  
22 of law, rule or regulation, for purposes  
23 of premium payments required pursuant to  
24 subdivision 9 of section 2510 of the  
25 public health law, the following effective  
26 dates and amounts shall apply as follows:  
27 (a) for the period September 1, 2008 through  
28 March 31, 2009:  
29 (i) no payments are required for eligible  
30 children whose family gross household  
31 income is less than 160 percent of the  
32 non-farm federal poverty level and no pay-  
33 ments are required for eligible children  
34 who are American Indians or Alaskan  
35 Natives, as defined by the U.S. Department  
36 of Health and Human Services; and  
37 (ii) \$15 per month for each eligible child  
38 whose family gross household income is be-  
39 tween 160 percent and 222 percent of the  
40 non-farm federal poverty level, but no  
41 more than \$45 per month per family; and  
42 (iii) \$25 per month for each eligible child  
43 whose family gross household income is  
44 between 223 percent and 250 percent of the  
45 non-farm federal poverty level, but no  
46 more than \$75 per month per family.  
47 Provided, however, if this chapter appropri-  
48 ates sufficient additional funds to con-  
49 tinue premium payments required by subdi-  
50 vision 9 of section 2510 of the public  
51 health law then this language shall not  
52 take effect ..... 487,800,000  
53 -----  
54 Program account subtotal ..... 487,800,000  
55 -----  
56  
57 Special Revenue Funds - Other / State Operations  
58 HCRA Resources Fund - 061  
59 Children's Health Insurance Account  
60

## DEPARTMENT OF HEALTH

STATE OPERATIONS AND AID TO LOCALITIES 2008-09

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

4 For services and expenses related to the  
 5 children's health insurance program  
 6 authorized pursuant to title 1-A of arti-  
 7 cle 25 of the public health law.

8 The money hereby appropriated is available  
 9 for payment of aid heretofore accrued or  
 10 hereafter accrued to municipalities.

11 Notwithstanding any inconsistent provision  
 12 of law and subject to a plan developed by  
 13 the commissioner of health and approved by  
 14 the director of the budget, local social  
 15 services districts shall be reimbursed for  
 16 additional administrative costs incurred  
 17 for recipient and applicant eligibility  
 18 and other administrative costs related to  
 19 the expansion of, or changes to, the  
 20 medical assistance program for children  
 21 under the age of 19 pursuant to P.L.  
 22 105-33 or chapter 2 of the laws of 1998.

23 Such reimbursement shall be made without any  
 24 local share of costs. Such reimbursement  
 25 shall not be subject to any aggregate  
 26 statewide reimbursement limit which may  
 27 otherwise limit reimbursement for the  
 28 administrative costs of the local social  
 29 services districts, provided, however,  
 30 such reimbursement shall be subject to the  
 31 limitation on certain payments for certain  
 32 expenditures set forth in subsection (c)  
 33 of section 2105 of the federal social  
 34 security act.

35

36

## PERSONAL SERVICE

37

38 Personal service--regular .....	2,727,000
39 Temporary service .....	5,000
40 Holiday/overtime compensation .....	45,000

41

42 Amount available for personal service ....	2,777,000
---	-----------

43

44

45

## NONPERSONAL SERVICE

46

47 Supplies and materials .....	171,000
48 Travel .....	123,000
49 Contractual services .....	10,047,000
50 Equipment .....	400,000
51 Fringe benefits .....	1,265,000
52 Indirect costs .....	1,262,000

53

54 Amount available for nonpersonal service .	13,268,000
---	------------

55

56 Program account subtotal .....	16,045,000
-----------------------------------	------------

57

58

59 Special Revenue Funds - Other / Aid to Localities

60 HCRA Resources Fund - 061

61 Children's Health Insurance Account

62

## DEPARTMENT OF HEALTH

STATE OPERATIONS AND AID TO LOCALITIES 2008-09

1 The money hereby appropriated is available  
2 for payment of aid heretofore accrued or  
3 hereafter accrued.  
4 For services and expenses related to the  
5 children's health insurance program  
6 authorized pursuant to title 1-A of arti-  
7 cle 25 of the public health law.  
8 The money hereby appropriated is available  
9 for payment of aid heretofore accrued or  
10 hereafter accrued to municipalities.  
11 Notwithstanding any inconsistent provision  
12 of law and subject to the approval of the  
13 director of the budget, moneys hereby  
14 appropriated may be suballocated to the  
15 office of temporary and disability assist-  
16 ance for payment of local administrative  
17 costs related to the expansion of, or  
18 changes to, the medical assistance program  
19 related to children under the age of 19  
20 pursuant to P.L. 105-33 or chapter 2 of  
21 the laws of 1998.  
22 Notwithstanding any inconsistent provision  
23 of law and subject to a plan developed by  
24 the commissioner of health and approved by  
25 the director of the budget, local social  
26 services districts shall be reimbursed for  
27 additional administrative costs incurred  
28 for recipient and applicant eligibility  
29 and other administrative costs related to  
30 the expansion of, or changes to, the  
31 medical assistance program for children  
32 under the age of 19 pursuant to P.L.  
33 105-33 or chapter 2 of the laws of 1998.  
34 Such reimbursement shall be made without  
35 any local share of costs. Such reimburse-  
36 ment shall not be subject to any aggregate  
37 statewide reimbursement limit which may  
38 otherwise limit reimbursement for the  
39 administrative costs of the local social  
40 services districts, provided, however,  
41 such reimbursement shall be subject to the  
42 limitation on certain payments for certain  
43 expenditures set forth in subsection (c)  
44 of section 2105 of the federal social  
45 security act.  
46 Notwithstanding any inconsistent provision  
47 of law, rule or regulation, for purposes  
48 of premium payments required pursuant to  
49 subdivision 9 of section 2510 of the  
50 public health law, the following effective  
51 dates and amounts shall apply as follows:  
52 (a) for the period September 1, 2008 through  
53 March 31, 2009:  
54 (i) no payments are required for eligible  
55 children whose family gross household  
56 income is less than 160 percent of the  
57 non-farm federal poverty level and no pay-  
58 ments are required for eligible children  
59 who are American Indians or Alaskan  
60 Natives, as defined by the U.S. Department  
61 of Health and Human Services; and

## DEPARTMENT OF HEALTH

## STATE OPERATIONS AND AID TO LOCALITIES 2008-09

1 (ii) \$15 per month for each eligible child  
 2 whose family gross household income is be-  
 3 tween 160 percent and 222 percent of the  
 4 non-farm federal poverty level, but no  
 5 more than \$45 per month per family; and  
 6 (iii) \$25 per month for each eligible child  
 7 whose family gross household income is be-  
 8 tween 223 percent and 250 percent of the  
 9 non-farm federal poverty level, but no  
 10 more than \$75 per month per family.  
 11 Provided, however, if this chapter appropri-  
 12 ates sufficient additional funds to con-  
 13 tinue premium payments required by subdivi-  
 14 sion 9 of section 2510 of the public  
 15 health law then this language shall not  
 16 take effect ..... 442,500,000  
 17 -----  
 18 Program account subtotal ..... 442,500,000  
 19 -----  
 20  
 21 DIVISION OF MANAGED CARE AND PROGRAM EVALUATION ..... 17,827,000  
 22 -----  
 23  
 24 General Fund / State Operations  
 25 State Purposes Account - 003  
 26  
 27 PERSONAL SERVICE  
 28  
 29 Personal service--regular ..... 11,381,000  
 30 -----  
 31  
 32 NONPERSONAL SERVICE  
 33  
 34 Supplies and materials ..... 156,000  
 35 Travel ..... 130,000  
 36 Contractual services ..... 6,000,000  
 37 Equipment ..... 160,000  
 38 -----  
 39 Amount available for nonpersonal service . 6,446,000  
 40 -----  
 41 Program account subtotal ..... 17,827,000  
 42 -----  
 43  
 44 ELDERLY PHARMACEUTICAL INSURANCE COVERAGE PROGRAM ..... 699,211,000  
 45 -----  
 46  
 47 Special Revenue Funds - Other / Aid to Localities  
 48 HCRA Resources Fund - 061  
 49 EPIC Premium Account  
 50  
 51 For services and expenses of the program for  
 52 elderly pharmaceutical insurance coverage,  
 53 including reimbursement to pharmacies  
 54 participating in such program.  
 55 Notwithstanding any inconsistent provision  
 56 of law, rule or regulation to the con-  
 57 trary, for the period July 1, 2008 through  
 58 March 31, 2009, payment under the elderly  
 59 pharmaceutical insurance coverage program  
 60 for brand name drugs required by the pre-  
 61 scriber to be dispensed as written and for  
 62 covered drugs other than multiple source

## DEPARTMENT OF HEALTH

## STATE OPERATIONS AND AID TO LOCALITIES 2008-09

1 drugs shall be determined by applying the  
2 lower of: (A) average wholesale price dis-  
3 counted by seventeen percent, plus a  
4 dispensing fee as defined in paragraph (c)  
5 of subdivision 1 of section 250 of the  
6 elder law, or (B) the pharmacy's usual and  
7 customary charge to the general public,  
8 taking into consideration any quantity and  
9 promotional discounts to the general pub-  
10 lic at the time of purchase; payment for  
11 such period under such program for a  
12 multiple source covered drug, except for  
13 brand name drugs that are required by the  
14 prescriber to be dispensed as written,  
15 shall equal the lower of: (1) the phar-  
16 macy's usual and customary charge to the  
17 general public, taking into consideration  
18 any quantity and promotional discounts to  
19 the general public at the time of pur-  
20 chase; (2) the upper limit, if any, set by  
21 the centers for medicare and medicaid  
22 services for such multiple source drug;  
23 (3) average wholesale price discounted by  
24 25 percent; or (4) the maximum allowable  
25 cost, if any, established by the commis-  
26 sioner of health pursuant to paragraph (e)  
27 of subdivision 9 of section 367-a of the  
28 social services law, plus a dispensing fee  
29 for drugs reimbursed pursuant to subpara-  
30 graphs 2, 3, and 4 of this paragraph, as  
31 defined in paragraph (c) of subdivision 1  
32 of section 250 of the elder law.

33 The moneys hereby appropriated shall be  
34 available for payment of financial assis-  
35 tance heretofore accrued ..... 377,500,000  
36 -----  
37 Program account subtotal ..... 377,500,000  
38 -----

39  
40 Special Revenue Funds - Other / State Operations  
41 Miscellaneous Special Revenue Fund - 339  
42 EPIC Premium Account  
43

44 PERSONAL SERVICE

45  
46 Personal service--regular ..... 1,998,000  
47 Holiday/overtime compensation ..... 4,000  
48 -----  
49 Amount available for personal service .... 2,002,000  
50 -----

51  
52 NONPERSONAL SERVICE

53  
54 Supplies and materials ..... 30,000  
55 Travel ..... 35,000  
56 Contractual services ..... 17,515,000  
57 Equipment ..... 25,000  
58 Fringe benefits ..... 1,007,000  
59 Indirect costs ..... 72,000  
60 -----  
61 Amount available for nonpersonal service . 18,684,000  
62 -----

## DEPARTMENT OF HEALTH

STATE OPERATIONS AND AID TO LOCALITIES 2008-09

1 MAINTENANCE UNDISTRIBUTED  
2  
3 For suballocation to the state office for  
4 the aging for the administration of the  
5 elderly pharmaceutical insurance coverage  
6 program.  
7  
8 Personal service--regular ..... 212,000  
9 Supplies and materials ..... 3,000  
10 Travel ..... 3,000  
11 Contractual services ..... 7,000  
12 -----  
13 Amount available for maintenance undis-  
14 tributed ..... 225,000  
15 -----  
16 Program account subtotal ..... 20,911,000  
17 -----  
18  
19 Special Revenue Funds - Other / Aid to Localities  
20 Miscellaneous Special Revenue Fund - 339  
21 EPIC Premium Account  
22  
23 For services and expenses of the program for  
24 elderly pharmaceutical insurance coverage,  
25 including reimbursement to pharmacies  
26 participating in such program.  
27 Notwithstanding any inconsistent provision  
28 of law, rule or regulation to the con-  
29 trary, for the period July 1, 2008 through  
30 March 31, 2009, payment under the elderly  
31 pharmaceutical insurance coverage program  
32 for brand name drugs required by the  
33 prescriber to be dispensed as written and  
34 for covered drugs other than multiple  
35 source drugs shall be determined by apply-  
36 ing the lower of: (A) average wholesale  
37 price discounted by 17 percent, plus a  
38 dispensing fee as defined in paragraph (c)  
39 of subdivision 1 of section 250 of the  
40 elder law, or (B) the pharmacy's usual and  
41 customary charge to the general public,  
42 taking into consideration any quantity and  
43 promotional discounts to the general pub-  
44 lic at the time of purchase; payment for  
45 such period under such program for a  
46 multiple source covered drug, except for  
47 brand name drugs that are required by the  
48 prescriber to be dispensed as written,  
49 shall equal the lower of: (1) the phar-  
50 macy's usual and customary charge to the  
51 general public, taking into consideration  
52 any quantity and promotional discounts to  
53 the general public at the time of pur-  
54 chase; (2) the upper limit, if any, set by  
55 the centers for medicare and medicaid  
56 services for such multiple source drug;  
57 (3) average wholesale price discounted by  
58 25 percent; or (4) the maximum allowable  
59 cost, if any, established by the commis-  
60 sioner of health pursuant to paragraph (e)  
61 of subdivision 9 of section 367-a of the  
62 social services law, plus a dispensing fee

## DEPARTMENT OF HEALTH

## STATE OPERATIONS AND AID TO LOCALITIES 2008-09

1	for drugs reimbursed pursuant to subpara-		
2	graphs 2, 3, and 4 of this paragraph, as		
3	defined in paragraph (c) of subdivision 1		
4	of section 250 of the elder law.		
5	The moneys hereby appropriated shall be		
6	available for payment of financial assist-		
7	ance heretofore accrued .....	300,800,000	
8		-----	
9	Program account subtotal .....	300,800,000	
10		-----	
11			
12	HEALTH CARE FINANCING PROGRAM .....		19,754,000
13			-----
14			
15	General Fund / State Operations		
16	State Purposes Account - 003		
17			
18			
19			
20	PERSONAL SERVICE		
21	Personal service--regular .....	5,020,000	
22	Temporary service .....	10,000	
23	Holiday/overtime compensation .....	40,000	
24		-----	
25	Amount available for personal service ....	5,070,000	
26		-----	
27			
28			
29	NONPERSONAL SERVICE		
30	Supplies and materials .....	99,000	
31	Travel .....	40,000	
32	Contractual services .....	2,318,000	
33	Equipment .....	50,000	
34		-----	
35	Amount available for nonpersonal service .	2,507,000	
36		-----	
37	Program account subtotal .....	7,577,000	
38		-----	
39			
40	General Fund / Aid to Localities		
41	Local Assistance Account - 001		
42			
43	For services and expenses related to the		
44	annual hospital institutional cost report.		
45	A portion of this appropriation may be		
46	transferred to state operations appropri-		
47	ations .....	150,000	
48	For services and expenses for the center for		
49	workforce studies at the school of public		
50	health through the research foundation of		
51	the state university of New York. A por-		
52	tion of this appropriation may be trans-		
53	ferred to state operations appropriations.	400,000	
54	For services and expenses of upstate medical		
55	university through the research foundation		
56	of the state university of New York to		
57	promote minority participation in medical		
58	education. A portion of this appropriation		
59	may be transferred to state operations		
	appropriations .....	40,000	

## DEPARTMENT OF HEALTH

STATE OPERATIONS AND AID TO LOCALITIES 2008-09

1	For services and expenses of the gateway	
2	institute through the research foundation	
3	of the city university of New York to	
4	promote minority participation in medical	
5	education. A portion of this appropriation	
6	may be transferred to state operations	
7	appropriations .....	224,000
8		-----
9	Program account subtotal .....	814,000
10		-----
11		
12	Special Revenue Funds - Other / State Operations	
13	HCRA Resources Fund - 061	
14	Provider Collection Monitoring Account	
15		
16	For services and expenses related to admin-	
17	istration of statutory duties for the	
18	collections authorized by sections 2807-j,	
19	2807-s, 2807-t and 2807-v of the public	
20	health law and the assessments authorized	
21	by sections 2807-d, 3614-a and 3614-b of	
22	the public health law and section 367-i of	
23	the social services law pursuant to chap-	
24	ter 41 of the laws of 1992.	
25		
26	PERSONAL SERVICE	
27		
28	Personal service--regular .....	2,490,000
29	Holiday/overtime compensation .....	10,000
30		-----
31	Amount available for personal service ....	2,500,000
32		-----
33		
34	NONPERSONAL SERVICE	
35		
36	Supplies and materials .....	62,000
37	Travel .....	13,000
38	Contractual services .....	73,000
39	Equipment .....	341,000
40	Fringe benefits .....	1,139,000
41	Indirect costs .....	1,136,000
42		-----
43	Amount available for nonpersonal service .	2,764,000
44		-----
45	Program account subtotal .....	5,264,000
46		-----
47		
48	Special Revenue Funds - Other / State Operations	
49	Miscellaneous Special Revenue Fund - 339	
50	1200-Hospital and Nursing Home Management Account	
51		
52	For services and expenses of inspecting,	
53	regulating, supervising and auditing	
54	hospital and nursing home companies incor-	
55	porated and authorized under articles 28-A	
56	and 28-B of the public health law, from	
57	funds received pursuant to these activ-	
58	ities.	
59		

## DEPARTMENT OF HEALTH

STATE OPERATIONS AND AID TO LOCALITIES 2008-09

1	PERSONAL SERVICE	
2		
3	Personal service--regular .....	2,880,000
4	Holiday/overtime compensation .....	40,000
5		-----
6	Amount available for personal service ....	2,920,000
7		-----
8		
9	NONPERSONAL SERVICE	
10		
11	Supplies and materials .....	82,000
12	Travel .....	20,000
13	Contractual services .....	239,000
14	Equipment .....	182,000
15	Fringe benefits .....	1,330,000
16	Indirect costs .....	1,326,000
17		-----
18	Amount available for nonpersonal service .	3,179,000
19		-----
20	Program account subtotal .....	6,099,000
21		-----
22		
23	HEALTH CARE REFORM ACT PROGRAM .....	1,266,900,00
24		-----
25		
26	Special Revenue Funds - Other / Aid to Localities	
27	HCRA Resources Fund - 061	
28	HCRA Program Account	
29		
30	For services, expenses, grants and transfers	
31	necessary to implement the health care	
32	reform act program in accordance with	
33	section 2807-j, 2807-k, 2807-l, 2807-m,	
34	2807-p, 2807-s and 2807-v of the public	
35	health law. The moneys hereby appropriated	
36	shall be available for payments heretofore	
37	accrued or hereafter to accrue. Notwith-	
38	standing any inconsistent provision of	
39	law, the moneys hereby appropriated may be	
40	increased or decreased by interchange or	
41	transfer with any appropriation of the	
42	department of health or by transfer or	
43	suballocation to any appropriation of the	
44	department of insurance, the office of	
45	mental health and the state office for the	
46	aging subject to the approval of the	
47	director of the budget, who shall file	
48	such approval with the department of audit	
49	and control and copies thereof with the	
50	chairman of the senate finance committee	
51	and the chairman of the assembly ways and	
52	means committee. With the approval of the	
53	director of the budget, up to 5 percent of	
54	this appropriation may be used for state	
55	operations purposes. At the direction of	
56	the director of the budget, funds may also	
57	be transferred directly to the general	
58	fund for the purpose of repaying a draw on	
59	the tobacco revenue guarantee fund.	
60	For transfer to the pool administrator for	
61	the purpose of making graduate medical	
62	education payments .....	421,800,000

## DEPARTMENT OF HEALTH

## STATE OPERATIONS AND AID TO LOCALITIES 2008-09

1	For transfer to the pool administrator for	
2	the purpose of making supplemental GME	
3	payments .....	31,000,000
4	For services and expenses of the ambulatory	
5	care training program pursuant to subdivi-	
6	sion 5-a of section 2807-m of the public	
7	health law .....	5,000,000
8	For services and expenses of the physician	
9	loan repayment program pursuant to subdivi-	
10	sion 5-a of section 2807-m of the public	
11	health law. All or part of this appropri-	
12	ation may be suballocated to the NYS	
13	higher education services corporation ....	2,000,000
14	For services and expenses of the physician	
15	practice support program pursuant to subdivi-	
16	sion 5-a of section 2807-m of the public	
17	health law .....	5,000,000
18	For services and expenses related to physic	
19	the workforce studies pursuant to subdivi-	
20	sion 5-a of section 2807-m of the public	
21	health law .....	600,000
22	For services and expenses of the diversity	
23	in post-baccalaureate program pursuant to	
24	subdivision 5-a of section 2807-m of the	
25	public health law .....	2,000,000
26	For transfer to Roswell park cancer insti-	
27	tute corporation .....	78,000,000
28	For suballocation to the state insurance	
29	department related to the healthy NY	
30	program. A portion of this appropriation	
31	may be transferred to state operations	
32	appropriations .....	153,000,000
33	For suballocation to the state insurance	
34	department related to the pilot program	
35	for entertainment industry employees .....	2,000,000
36	For suballocation to the state insurance	
37	department related to the physicians	
38	excess medical malpractice program .....	130,000,000
39	For transfer to health research incorporated	
40	(HRI) for the AIDS drug assistance program	
41	.....	60,000,000
42	For state grants for the health workforce	
43	retraining program. Notwithstanding	
44	section 2807-g of the public health law,	
45	or any other provision of law to the	
46	contrary, funds hereby appropriated may be	
47	made available to other state agencies and	
48	facilities operated by the department of	
49	health for services and expenses related	
50	to the worker retraining program as	
51	disbursed pursuant to section 2807-g of	
52	the public health law. Provided, however,	
53	that the director of the budget must	
54	approve the release of any request for	
55	proposal or request for application or any	
56	other procurement initiatives issued on or	
57	after April 1, 2007. Further provided that	
58	any contract executed on or after April 1,	
59	2007 must receive the prior approval of	
60	the director of the budget. A portion of	
61	this appropriation may be transferred to	
62	state operations appropriations .....	35,400,000

## DEPARTMENT OF HEALTH

## STATE OPERATIONS AND AID TO LOCALITIES 2008-09

1	For transfer to the pool administrator for	
2	the purposes of making state grants to	
3	public hospitals for recruitment and	
4	retention of health care workers .....	37,000,000
5	For suballocation to the state insurance	
6	department for the health maintenance	
7	organization direct pay market program ...	40,000,000
8	For services and expenses related to the	
9	tobacco use prevention and control program	
10	including grants to support cancer	
11	research. A portion of this appropriation	
12	may be transferred to state operations	
13	appropriations .....	79,150,000
14	For transfer to the Roswell park cancer	
15	institute to support operating costs asso-	
16	ciated with cancer research .....	15,000,000
17	For services and expenses of the New York	
18	state area health education center program	
19	.....	2,600,000
20	For state grants for rural health care	
21	access development .....	11,088,000
22	For state grants for rural health network	
23	development .....	7,062,000
24	For transfer to the pool administrator for	
25	state grants to public residential health	
26	care facilities for recruitment and	
27	retention of health care workers .....	5,400,000
28	For services and expenses, including grants,	
29	related to emergency assistance distrib-	
30	utions as designated by the commissioner	
31	of health. Notwithstanding section 112 or	
32	163 of the state finance law or any other	
33	contrary provision of law, such distrib-	
34	utions shall be limited to providers or	
35	programs where, as determined by the	
36	commissioner of health, emergency assist-	
37	ance is vital to protect the life or safe-	
38	ty of patients, to ensure the retention of	
39	facility caregivers or other staff, or in	
40	instances where health facility operations	
41	are jeopardized, or where the public	
42	health is jeopardized or other emergency	
43	situations exist .....	3,000,000
44	For state grants for cancer related services	
45	.....	19,000,000
46	For transfer to the pool administrator for	
47	distributions related to school based	
48	health clinics .....	7,000,000
49	For services and expenses related to the	
50	disease management demonstration program .	7,500,000
51	For transfer to the pool administrator for	
52	state grants to non-public general hospi-	
53	tals pursuant to paragraph (c) of subdivi-	
54	sion 30 of section 2807-c of the public	
55	health law .....	2,600,000
56	For services and expenses related to audit-	
57	ing or payment of audit contracts to	
58	determine payor and provider compliance	
59	requirements. All or a portion of this	
60	appropriation may be transferred to state	
61	operations appropriations .....	8,000,000

## DEPARTMENT OF HEALTH

## STATE OPERATIONS AND AID TO LOCALITIES 2008-09

1	For services and expenses related to audit-	
2	ing or payment of audit contracts to	
3	determine hospital compliance with para-	
4	graph 6 of subdivision (a) of section	
5	405.4 of title 10, NYCRR. All or a portion	
6	of this appropriation may be transferred	
7	to state operations appropriations .....	2,800,000
8	For transfer to the pool administrator for	
9	state grants for poison control centers ..	5,100,000
10	For transfer to the pool administrator for	
11	state grants to non-public general hospi-	
12	tals pursuant to paragraph (e) of subdivi-	
13	sion 25 of section 2807-c of the public	
14	health law .....	5,000,000
15	For services and expenses related to the	
16	telemedicine demonstration program .....	2,000,000
17	For services and expenses, including	
18	personal services, related to the long	
19	term care insurance education and outreach	
20	program. All or a portion of this	
21	appropriation may be transferred to state	
22	operations appropriations .....	1,950,000
23	For services and expenses related to study-	
24	ing pay for performance initiatives .....	10,000,000
25	For services and expenses related to the	
26	pool administration. All or a portion of	
27	this appropriation may be transferred to	
28	state operations appropriations .....	4,550,000
29	For additional state grants to improve	
30	access to infertility services, treat-	
31	ments, and procedures .....	5,000,000
32	For services and expenses related to the	
33	operation of the individual subsidy	
34	program .....	1,300,000
35	For services and expenses related to school	
36	based health centers. The total amount of	
37	funds provided herein shall be distributed	
38	to school-based health center providers	
39	based on the ratio of each provider's	
40	total enrollment for all sites to the	
41	total enrollment of all providers. This	
42	formula shall be applied to the total	
43	amount made available herein, provided,	
44	however, that notwithstanding any contrary	
45	provision of law, for the period from	
46	April 1, 2007 through March 31, 2008, the	
47	commissioner of health may establish mini-	
48	um and maximum awards for providers .....	3,500,000
49	For payments for uncompensated care to	
50	eligible voluntary non-profit diagnostic	
51	and treatment centers .....	55,500,000
52		-----
53	Program account subtotal .....	1,266,900,000
54		-----
55		
56	INSTITUTIONAL MANAGEMENT PROGRAM .....	155,157,000
57		-----
58		
59	Special Revenue Funds - Other / State Operations	
60	Combined Gifts, Grants and Bequests Fund - 020	
61	Batavia Home Donation Account	
62		

## DEPARTMENT OF HEALTH

STATE OPERATIONS AND AID TO LOCALITIES 2008-09

1 For services and expenses of patient bene-  
2 fits and other activities and other  
3 services as funded by gifts and donations.  
4  
5 NONPERSONAL SERVICE  
6  
7 Supplies and materials ..... 50,000  
8 -----  
9 Program account subtotal ..... 50,000  
10 -----  
11  
12 Special Revenue Funds - Other / State Operations  
13 Combined Gifts, Grants and Bequests Fund - 020  
14 Helen Hayes Hospital Account  
15  
16 For services and expenses of patient bene-  
17 fits and other activities and services as  
18 funded by gifts and donations.  
19  
20 NONPERSONAL SERVICE  
21  
22 Supplies and materials ..... 35,000  
23 -----  
24 Program account subtotal ..... 35,000  
25 -----  
26  
27 Special Revenue Funds - Other / State Operations  
28 Combined Gifts, Grants and Bequests Fund - 020  
29 New York City Veterans' Home Donation Account  
30  
31 For services and expenses of patient bene-  
32 fits and other activities and other  
33 services as funded by gifts and donations.  
34  
35 NONPERSONAL SERVICE  
36  
37 Supplies and materials ..... 50,000  
38 -----  
39 Program account subtotal ..... 50,000  
40 -----  
41  
42 Special Revenue Funds - Other / State Operations  
43 Combined Gifts, Grants and Bequests Fund - 020  
44 Montrose Donation Account  
45  
46 For services and expenses of patient bene-  
47 fits and other activities and other  
48 services as funded by gifts and donations.  
49  
50 NONPERSONAL SERVICE  
51  
52 Supplies and materials ..... 50,000  
53 -----  
54 Program account subtotal ..... 50,000  
55 -----  
56  
57 Special Revenue Funds - Other / State Operations  
58 Combined Gifts, Grants and Bequests Fund - 020  
59 Oxford Gifts and Donations Account  
60

## DEPARTMENT OF HEALTH

STATE OPERATIONS AND AID TO LOCALITIES 2008-09

1 For services and expenses of patient bene-  
 2 fits and other activities and services as  
 3 funded by gifts and donations.  
 4  
 5 NONPERSONAL SERVICE  
 6  
 7 Supplies and materials ..... 200,000  
 8 -----  
 9 Program account subtotal ..... 200,000  
 10 -----  
 11  
 12 Special Revenue Funds - Other / State Operations  
 13 Miscellaneous Special Revenue Fund - 339  
 14 Helen Hayes Hospital Account  
 15  
 16 For services and expenses of the Helen Hayes  
 17 hospital including an affiliation agree-  
 18 ment contract. Up to \$304,273 of this  
 19 amount may be suballocated to the depart-  
 20 ment of law for services and expenses of a  
 21 collection unit at Helen Hayes hospital.  
 22  
 23 PERSONAL SERVICE  
 24  
 25 Personal service--regular ..... 31,736,000  
 26 Temporary service ..... 3,150,000  
 27 Holiday/overtime compensation ..... 956,000  
 28 -----  
 29 Amount available for personal service .... 35,842,000  
 30 -----  
 31  
 32 NONPERSONAL SERVICE  
 33  
 34 Supplies and materials ..... 3,945,000  
 35 Travel ..... 32,000  
 36 Contractual services ..... 19,247,000  
 37 Equipment ..... 823,000  
 38 Fringe benefits ..... 3,000,000  
 39 Indirect costs ..... 200,000  
 40 -----  
 41 Amount available for nonpersonal service . 27,247,000  
 42 -----  
 43 Program account subtotal ..... 63,089,000  
 44 -----  
 45  
 46 Special Revenue Funds - Other / State Operations  
 47 Miscellaneous Special Revenue Fund - 339  
 48 New York City Veterans' Home Account  
 49  
 50 For services and expenses of the New York  
 51 city veterans' home. Up to \$400,000 of  
 52 this amount may be suballocated to the  
 53 department of law for services and  
 54 expenses of a collection unit at the New  
 55 York city veterans' home for the New York  
 56 state home for veterans and their depen-  
 57 dents at Oxford, the New York city veter-  
 58 ans' home, the Western New York veterans'  
 59 home and New York state veterans' home at  
 60 Montrose.  
 61

## DEPARTMENT OF HEALTH

STATE OPERATIONS AND AID TO LOCALITIES 2008-09

1		PERSONAL SERVICE	
2			
3	Personal service--regular .....	12,152,000	
4	Holiday/overtime compensation .....	1,425,000	
5		-----	
6	Amount available for personal service ....	13,577,000	
7		-----	
8			
9		NONPERSONAL SERVICE	
10			
11	Supplies and materials .....	1,043,000	
12	Travel .....	52,000	
13	Contractual services .....	11,196,000	
14	Equipment .....	466,000	
15	Fringe benefits .....	6,700,000	
16	Indirect costs .....	75,000	
17		-----	
18	Amount available for nonpersonal service .	19,532,000	
19		-----	
20	Program account subtotal .....	33,109,000	
21		-----	
22			
23	Special Revenue Funds - Other / State Operations		
24	Miscellaneous Special Revenue Fund - 339		
25	New York State Home for Veterans and Their Dependents at		
26	Oxford Account		
27			
28	For services and expenses of the New York		
29	state home for veterans and their depen-		
30	dents at Oxford.		
31			
32		PERSONAL SERVICE	
33			
34	Personal service--regular .....	12,758,000	
35	Temporary service .....	795,000	
36	Holiday/overtime compensation .....	1,012,000	
37		-----	
38	Amount available for personal service ....	14,565,000	
39		-----	
40			
41		NONPERSONAL SERVICE	
42			
43	Supplies and materials .....	4,373,000	
44	Travel .....	65,000	
45	Contractual services .....	2,612,000	
46	Equipment .....	513,000	
47	Fringe benefits .....	1,200,000	
48	Indirect costs .....	60,000	
49		-----	
50	Amount available for nonpersonal service .	8,823,000	
51		-----	
52	Program account subtotal .....	23,388,000	
53		-----	
54			
55	Special Revenue Funds - Other / State Operations		
56	Miscellaneous Special Revenue Fund - 339		
57	New York State Home for Veterans in the Lower-Hudson		
58	Valley Account		
59			
60	For services and expenses of the New York		
61	state home for veterans in the lower-Hud-		
62	son Valley account.		

## DEPARTMENT OF HEALTH

STATE OPERATIONS AND AID TO LOCALITIES 2008-09

1		PERSONAL SERVICE	
2			
3	Personal service--regular .....	12,056,000	
4	Temporary service .....	2,159,000	
5	Holiday/overtime compensation .....	1,875,000	
6		-----	
7	Amount available for personal service ....	16,090,000	
8		-----	
9			
10		NONPERSONAL SERVICE	
11			
12	Supplies and materials .....	2,389,000	
13	Travel .....	15,000	
14	Contractual services .....	4,784,000	
15	Equipment .....	290,000	
16	Indirect costs .....	60,000	
17		-----	
18	Amount available for nonpersonal service .	7,538,000	
19		-----	
20	Program account subtotal .....	23,628,000	
21		-----	
22			
23	Special Revenue Funds - Other / State Operations		
24	Miscellaneous Special Revenue Fund - 339		
25	Western New York Veterans' Home Account		
26			
27	For services and expenses of the Western New		
28	York veterans' home.		
29			
30		PERSONAL SERVICE	
31			
32	Personal service--regular .....	7,093,000	
33	Temporary service .....	280,000	
34	Holiday/overtime compensation .....	490,000	
35		-----	
36	Amount available for personal service ....	7,863,000	
37		-----	
38			
39		NONPERSONAL SERVICE	
40			
41	Supplies and materials .....	828,000	
42	Travel .....	25,000	
43	Contractual services .....	1,997,000	
44	Equipment .....	800,000	
45	Indirect costs .....	45,000	
46		-----	
47	Amount available for nonpersonal service .	3,695,000	
48		-----	
49	Program account subtotal .....	11,558,000	
50		-----	
51			
52	Enterprise Funds / State Operations		
53	Miscellaneous Enterprise Fund - 331		
54	Oxford Arts and Crafts Fund Account		
55			
56	For services and expenses of patient bene-		
57	fits and other activities and services as		
58	funded by receipts from the sale of arts		
59	and crafts.		
60			

DEPARTMENT OF HEALTH

STATE OPERATIONS AND AID TO LOCALITIES 2008-09

1		NONPERSONAL SERVICE	
2			
3	Supplies and materials .....	10,000	
4		-----	
5	Program account subtotal .....	10,000	
6		-----	
7			
8	MEDICAID MANAGEMENT INFORMATION SYSTEM PROGRAM .....	190,228,000	
9		-----	
10			
11	General Fund / State Operations		
12	State Purposes Account - 003		
13			
14	For services and expenses for payment of		
15	liabilities accrued heretofore and here-		
16	after to accrue.		
17			
18		NONPERSONAL SERVICE	
19			
20	Contractual services .....	94,505,000	
21		-----	
22	Program account subtotal .....	94,505,000	
23		-----	
24			
25	Special Revenue Funds - Federal / State Operations		
26	Federal Health and Human Services Fund - 265		
27			
28	For services and expenses related to the		
29	operation of an electronic medicaid eligi-		
30	bility verification system and operation		
31	of a medicaid override application system,		
32	and operation of a medicaid management		
33	information system, and development and		
34	operation of a replacement medicaid		
35	system. The moneys hereby appropriated		
36	shall be available for payment of liabil-		
37	ities heretofore accrued and hereafter to		
38	accrue.		
39	Notwithstanding any inconsistent provision		
40	of law and subject to the approval of the		
41	director of the budget, the amount appro-		
42	priated herein may be increased or		
43	decreased by interchange with any other		
44	appropriation or with any other item or		
45	items within the amounts appropriated		
46	within the department of health special		
47	revenue funds - federal with the approval		
48	of the director of the budget who shall		
49	file such approval with the department of		
50	audit and control and copies thereof with		
51	the chairman of the senate finance commit-		
52	tee and the chairman of the assembly ways		
53	and means committee .....	95,723,000	
54		-----	
55	Program fund subtotal .....	95,723,000	
56		-----	
57			
58	MAINTENANCE UNDISTRIBUTED .....		0
59			-----
60			
61	General Fund / State Operations		
62	State Purposes Account - 003		

DEPARTMENT OF HEALTH

STATE OPERATIONS AND AID TO LOCALITIES 2008-09

1 Less amounts appropriated as offsets from  
 2 the special revenue funds - other, miscel-  
 3 laneous special revenue fund - 339, quali-  
 4 ty of care account, hospital and nursing  
 5 home management account, nurses aide  
 6 registry account, third-party health  
 7 insurance recoveries account and medicaid  
 8 inquiry account. Notwithstanding any  
 9 contrary provision of law, these offsets  
 10 shall reduce general fund appropriations  
 11 within the various programs of the depart-  
 12 ment of health funded from the state  
 13 purposes account ..... (113,322,000)  
 14 -----  
 15 Program account subtotal ..... (113,322,000)  
 16 -----

17  
 18 Special Revenue Funds - Other / State Operations  
 19 Miscellaneous Special Revenue Fund - 339  
 20 Hospital and Nursing Home Management Account  
 21  
 22 Amount appropriated as an offset to the  
 23 general fund - state purposes account with  
 24 various department of health programs. The  
 25 director of the budget is hereby author-  
 26 ized to apportion funds to the various  
 27 programs of this agency from this appro-  
 28 priation by certificate of approval ..... 11,800,000  
 29 -----  
 30 Program account subtotal ..... 11,800,000  
 31 -----

32  
 33 Special Revenue Funds - Other / State Operations  
 34 Miscellaneous Special Revenue Fund - 339  
 35 Medicaid Inquiry Account  
 36  
 37 Amount appropriated as an offset to the  
 38 general fund - state purposes account with  
 39 various department of health programs. The  
 40 director of the budget is hereby author-  
 41 ized to apportion funds to the various  
 42 programs of this agency from this appro-  
 43 priation by certificate of approval ..... 500,000  
 44 -----  
 45 Program account subtotal ..... 500,000  
 46 -----

47  
 48 Special Revenue Funds - Other / State Operations  
 49 Miscellaneous Special Revenue Fund - 339  
 50 Nurses Aide Registry Account  
 51  
 52 Amount appropriated as an offset to the  
 53 general fund - state purposes account with  
 54 various department of health programs. The  
 55 director of the budget is hereby author-  
 56 ized to apportion funds to the various  
 57 programs of this agency from this appro-  
 58 priation by certificate of approval ..... 300,000  
 59 -----  
 60 Program account subtotal ..... 300,000  
 61 -----  
 62

## DEPARTMENT OF HEALTH

STATE OPERATIONS AND AID TO LOCALITIES 2008-09

1	Special Revenue Funds - Other / State Operations	
2	Miscellaneous Special Revenue Fund - 339	
3	Quality of Care Account	
4		
5	Amount appropriated as an offset to the	
6	general fund - state purposes account with	
7	various department of health programs. The	
8	director of the budget is hereby author-	
9	ized to apportion funds to the various	
10	programs of this agency from this appro-	
11	priation by certificate of approval .....	99,472,000
12		-----
13	Program account subtotal .....	99,472,000
14		-----
15		
16	Special Revenue Funds - Other / State Operations	
17	Miscellaneous Special Revenue Fund - 339	
18	Third-Party Health Insurance Recoveries Account	
19		
20	Amount appropriated as an offset to the	
21	general fund - state purposes account with	
22	various department of health programs. The	
23	director of the budget is hereby author-	
24	ized to apportion funds to the various	
25	programs of this agency from this appro-	
26	priation by certificate of approval .....	1,250,000
27		-----
28	Program account subtotal .....	1,250,000
29		-----
30		
31	General Fund / Aid to Localities	
32	Local Assistance Account - 001	
33		
34	Less amounts appropriated as an offset from	
35	the special revenue funds - other, miscel-	
36	laneous special revenue fund - 339, quali-	
37	ty of care account. Notwithstanding any	
38	contrary provision of law, this offset	
39	shall reduce general fund appropriations	
40	within the various programs of the depart-	
41	ment of health funded from the local	
42	assistance account .....	(7,288,000)
43		-----
44	Program account subtotal .....	(7,288,000)
45		-----
46		
47	Special Revenue Funds - Other / Aid to Localities	
48	Miscellaneous Special Revenue Fund - 339	
49	Quality of Care Account	
50		
51	Amount appropriated as an offset to the	
52	general fund - local assistance account	
53	with various department of health	
54	programs. The director of the budget is	
55	hereby authorized to apportion funds to	
56	the various programs of this agency from	
57	this appropriation by certificate of	
58	approval .....	7,288,000
59		-----
60	Program account subtotal .....	7,288,000
61		-----
62		

DEPARTMENT OF HEALTH

STATE OPERATIONS AND AID TO LOCALITIES 2008-09

1 MEDICAL ASSISTANCE ADMINISTRATION PROGRAM ..... 1,122,750,000  
2 -----  
3  
4 General Fund / Aid to Localities  
5 Local Assistance Account - 001  
6  
7 For state reimbursement of local administra-  
8 tive expenses for medical assistance  
9 programs notwithstanding section 153 of  
10 the social services law.  
11 The money hereby appropriated is available  
12 for payment of aid heretofore accrued or  
13 hereafter to accrue to municipalities, and  
14 to providers of medical services pursuant  
15 to section 367-b of the social services  
16 law, and shall be available to the depart-  
17 ment net of disallowances, refunds,  
18 reimbursements, and credits.  
19 Notwithstanding any other provision of law,  
20 the money hereby appropriated may be  
21 increased or decreased by interchange,  
22 with any appropriation of the department  
23 of health, and may be increased or  
24 decreased by transfer or suballocation  
25 between these appropriated amounts and  
26 appropriations of the department of family  
27 assistance office of temporary and disa-  
28 bility assistance and office of children  
29 and family services with the approval of  
30 the director of the budget, who shall file  
31 such approval with the department of audit  
32 and control and copies thereof with the  
33 chairman of the senate finance committee  
34 and the chairman of the assembly ways and  
35 means committee.  
36 Notwithstanding any inconsistent provision  
37 of law, in lieu of payments authorized by  
38 the social services law, or payments of  
39 federal funds otherwise due to the local  
40 social services districts for programs  
41 provided under the federal social security  
42 act or the federal food stamp act, funds  
43 herein appropriated, in amounts certified  
44 by the state commissioner of temporary and  
45 disability assistance or the state commis-  
46 sioner of health as due from local social  
47 services districts each month as their  
48 share of payments made pursuant to section  
49 367-b of the social services law may be  
50 set aside by the state comptroller in an  
51 interest-bearing account in order to  
52 ensure the orderly and prompt payment of  
53 providers under section 367-b of the  
54 social services law pursuant to an esti-  
55 mate provided by the commissioner of  
56 health of each local social services  
57 district's share of payments made pursuant  
58 to section 367-b of the social services  
59 law ..... 415,250,000  
60 For contractual services related to medical  
61 necessity and quality of care reviews  
62 related to medicaid patients. Subject to

DEPARTMENT OF HEALTH

STATE OPERATIONS AND AID TO LOCALITIES 2008-09

1 the approval of the director of the budg-  
2 et, all or part of this appropriation may  
3 be transferred to the health care stand-  
4 ards and surveillance program, general  
5 fund - local assistance account ..... 3,700,000  
6 The amount appropriated herein, together  
7 with any federal matching funds obtained,  
8 may be available to the department,  
9 subject to the approval of the director of  
10 the budget, for contractual services  
11 related to a third party entity responsi-  
12 ble for education of persons eligible for  
13 medical assistance regarding their options  
14 for enrollment in managed care plans.  
15 Subject to the approval of the director of  
16 the budget, all or a part of this appro-  
17 priation may be transferred to the office  
18 of managed care, general fund - state  
19 purposes account. Notwithstanding any  
20 other provision of law, the money hereby  
21 appropriated may be increased or decreased  
22 by interchange, with any appropriation of  
23 the department of health, and may be  
24 increased or decreased by transfer or  
25 suballocation between these appropriated  
26 amounts ..... 22,000,000  
27 For state reimbursement of administrative  
28 expenses for the medical assistance pro-  
29 gram provided by the office of mental  
30 health, office of mental retardation and  
31 developmental disabilities and office of  
32 alcoholism and substance abuse services.  
33 The money hereby appropriated is available  
34 for payment of aid heretofore accrued and  
35 hereafter to accrue. Notwithstanding any  
36 other provision of law, the money hereby  
37 appropriated may be increased or decreased  
38 by interchange with any other appropri-  
39 ation of the department of health with the  
40 approval of the director of the budget ... 100,000,000  
41 -----  
42 Program account subtotal ..... 540,950,000  
43 -----  
44  
45 Special Revenue Funds - Federal / Aid to Localities  
46 Federal Health and Human Services Fund - 265  
47 Medicaid Administration Transfer Account  
48  
49 For reimbursement of local administrative  
50 expenses of medical assistance programs  
51 provided pursuant to title XIX of the  
52 federal social security act or its succes-  
53 sor program.  
54 The moneys hereby appropriated are to be  
55 available for payment of aid heretofore  
56 accrued or hereafter to accrue to munici-  
57 palities, and to providers of medical  
58 services pursuant to section 367-b of the  
59 social services law, shall be available to  
60 the department net of disallowances,  
61 refunds, reimbursements, and credits. The  
62 amounts appropriated herein may be avail-

DEPARTMENT OF HEALTH

STATE OPERATIONS AND AID TO LOCALITIES 2008-09

1 able for costs associated with a common  
2 benefit identification card, and subject  
3 to the approval of the director of the  
4 budget, these funds may be transferred to  
5 the credit of the state operations account  
6 medicaid management information systems  
7 program.

8 Notwithstanding any other provision of law,  
9 the money hereby appropriated may be  
10 increased or decreased by interchange,  
11 with any appropriation of the department  
12 of health, and may be increased or  
13 decreased by transfer or suballocation  
14 between these appropriated amounts and  
15 appropriations of the department of family  
16 assistance office of temporary and disa-  
17 bility assistance and office of children  
18 and family services with the approval of  
19 the director of the budget, who shall file  
20 such approval with the department of audit  
21 and control and copies thereof with the  
22 chairman of the senate finance committee  
23 and the chairman of the assembly ways and  
24 means committee.

25 Notwithstanding any inconsistent provision  
26 of law, in lieu of payments authorized by  
27 the social services law, or payments of  
28 federal funds otherwise due to the local  
29 social services districts for programs  
30 provided under the federal social security  
31 act or the federal food stamp act, funds  
32 herein appropriated, in amounts certified  
33 by the state commissioner of temporary and  
34 disability assistance or the state commis-  
35 sioner of health as due from local social  
36 services districts each month as their  
37 share of payments made pursuant to section  
38 367-b of the social services law may be  
39 set aside by the state comptroller in an  
40 interest-bearing account in order to  
41 ensure the orderly and prompt payment of  
42 providers under section 367-b of the  
43 social services law pursuant to an esti-  
44 mate provided by the commissioner of  
45 health of each local social services  
46 district's share of payments made pursuant  
47 to section 367-b of the social services  
48 law .....

481,800,000

49 For reimbursement of administrative expenses  
50 of the medical assistance program provided  
51 by the office of mental health, office of  
52 mental retardation and developmental dis-  
53 abilities, and office of alcoholism and  
54 substance abuse services provided pursuant  
55 to title XIX of the federal social secur-  
56 ity act. The money hereby appropriated is  
57 available for payment of aid heretofore  
58 accrued and hereafter to accrue. Notwith-  
59 standing any other provision of law, the  
60 money hereby appropriated may be increased

DEPARTMENT OF HEALTH

STATE OPERATIONS AND AID TO LOCALITIES 2008-09

1	or decreased by interchange with any other	
2	appropriation of the department of health	
3	with the approval of the director of bud-	
4	get .....	100,000,000
5		-----
6	Program account subtotal .....	581,800,000
7		-----
8		
9	MEDICAL ASSISTANCE PROGRAM .....	40,670,064,000
10		-----

11  
12 General Fund / Aid to Localities  
13 Local Assistance Account - 001  
14

15 For the medical assistance program, includ-  
16 ing administrative expenses, for local  
17 social services districts, and for medical  
18 care rates for authorized child care agen-  
19 cies.

20 The money hereby appropriated is to be  
21 available for payment of aid heretofore  
22 accrued or hereafter to accrue to munici-  
23 palities, and to providers of medical  
24 services pursuant to section 367-b of the  
25 social services law, and for payment of  
26 state aid to municipalities and to provid-  
27 ers of family care where payment systems  
28 through the fiscal intermediaries are not  
29 operational, and shall be available to the  
30 department net of disallowances, refunds,  
31 reimbursements, and credits.

32 Notwithstanding any inconsistent provision  
33 of law to the contrary, funds may be used  
34 by the department for outside legal  
35 assistance on issues involving the federal  
36 government, the conduct of preadmission  
37 screening and annual resident reviews  
38 required by the state's medicaid program,  
39 computer matching with insurance carriers  
40 to insure that medicaid is the payer of  
41 last resort and activities related to the  
42 management of the pharmacy benefit avail-  
43 able under the medicaid program.

44 Notwithstanding any inconsistent provision  
45 of law, in lieu of payments authorized by  
46 the social services law, or payments of  
47 federal funds otherwise due to the local  
48 social services districts for programs  
49 provided under the federal social security  
50 act or the federal food stamp act, funds  
51 herein appropriated, in amounts certified  
52 by the state commissioner of temporary and  
53 disability assistance or the state commis-  
54 sioner of health as due from local social  
55 services districts each month as their  
56 share of payments made pursuant to section  
57 367-b of the social services law may be  
58 set aside by the state comptroller in an  
59 interest-bearing account in order to  
60 ensure the orderly and prompt payment of  
61 providers under section 367-b of the  
62 social services law pursuant to an esti-

## DEPARTMENT OF HEALTH

STATE OPERATIONS AND AID TO LOCALITIES 2008-09

1 mate provided by the commissioner of  
2 health of each local social services  
3 district's share of payments made pursuant  
4 to section 367-b of the social services  
5 law.

6 Notwithstanding any inconsistent provision  
7 of law, the amount hereby appropriated  
8 shall be available for the designated  
9 purposes, less the amount, as certified by  
10 the director of the budget, of any trans-  
11 fers from the general fund to the HCRA  
12 resources fund, to reflect the state  
13 savings attributable to this program  
14 resulting from an increase in the federal  
15 medical assistance percentage or other  
16 increased federal medicaid funding avail-  
17 able to the state pursuant to the applica-  
18 ble provisions of the federal social secu-  
19 rity act.

20 Notwithstanding any other provision of law,  
21 the money hereby appropriated may be  
22 increased or decreased by interchange,  
23 with any appropriation of the department  
24 of health and the office of medicaid  
25 inspector general and may be increased or  
26 decreased by transfer or suballocation  
27 between these appropriated amounts and  
28 appropriations of the office of mental  
29 health, office of mental retardation and  
30 developmental disabilities, the office of  
31 alcoholism and substance abuse services,  
32 the department of family assistance office  
33 of temporary and disability assistance and  
34 office of children and family services,  
35 and state office for the aging with the  
36 approval of the director of the budget,  
37 who shall file such approval with the  
38 department of audit and control and copies  
39 thereof with the chairman of the senate  
40 finance committee and the chairman of the  
41 assembly ways and means committee.

42 Notwithstanding any inconsistent provision  
43 of law to the contrary, the moneys hereby  
44 appropriated may be used for payments to  
45 the centers for medicaid and medicare  
46 services for obligations incurred related  
47 to the pharmaceutical costs of dually  
48 eligible medicare/medicaid beneficiaries  
49 participating in the medicare drug benefit  
50 authorized by P.L. 108-173.

51 Notwithstanding any inconsistent provision  
52 of law, the moneys hereby appropriated  
53 shall not be used for any existing rates,  
54 fees, fee schedule, or procedures which  
55 may affect the cost of care and services  
56 provided by personal care providers, case  
57 managers, health maintenance organiza-  
58 tions, out of state medical facilities  
59 which provide care and services to resi-  
60 dents of the state, providers of transpor-  
61 tation services, that are altered,

## DEPARTMENT OF HEALTH

STATE OPERATIONS AND AID TO LOCALITIES 2008-09

1 amended, adjusted or otherwise changed by  
2 a local social services district unless  
3 previously approved by the department of  
4 health and the director of the budget.  
5 Notwithstanding any inconsistent provision  
6 of law, rule or regulation to the con-  
7 trary, for the period April 1, 2008  
8 through March 31, 2009, payment under the  
9 family health plus program established  
10 under title 11-D of the social services  
11 law for drugs which may not be dispensed  
12 without a prescription as required by  
13 section 6810 of the education law shall be  
14 made pursuant to the provisions of subdi-  
15 vision 9 of section 367-a of the social  
16 services law; provided, however, that  
17 payment for such drugs provided by medical  
18 practitioners shall be included in the  
19 capitation payment for services or sup-  
20 plies provided to persons eligible for  
21 health care services under the family  
22 health plus program, and payment for such  
23 drugs that are provided by an employer  
24 partnership for family health plus plan  
25 authorized by section 369-ff of the social  
26 services law, shall be included in the  
27 capitation payment for services or sup-  
28 plies provided to persons eligible for  
29 health care services under such plan; and  
30 provided further that, for such period,  
31 the provisions of paragraph (d) of subdi-  
32 vision 7 of section 367-a of the social  
33 services law shall apply to reimbursement  
34 of covered drugs dispensed to persons  
35 eligible for services as a result of their  
36 eligibility having been established under  
37 subdivision 2 of section 369-ee of the  
38 social services law.  
39 Notwithstanding any inconsistent provision  
40 of law, rule or regulation to the con-  
41 trary, including the provisions of sec-  
42 tions 112 and 163 of the state finance  
43 law, for the period October 1, 2008  
44 through March 31, 2009, and subject to  
45 federal financial participation, the de-  
46 partment of health is authorized to imple-  
47 ment a specialty pharmacy program for the  
48 purpose of procuring certain specialty  
49 drugs at reduced cost. For this purpose,  
50 the department is authorized to enter into  
51 contracts with one or more contractors in  
52 order to obtain certain specialty drugs  
53 from a limited number of sources at re-  
54 duced prices. For this purpose, specialty  
55 drugs include, but are not limited to,  
56 chemotherapy agents, hydration therapy  
57 agents, pain therapy agents, intravenous  
58 administration of antibiotics or other  
59 drugs, and total parenteral nutrition;  
60 provided, however, if this chapter appro-  
61 priates sufficient additional funds to  
62 reimburse specialty pharmacy drugs as in

## DEPARTMENT OF HEALTH

STATE OPERATIONS AND AID TO LOCALITIES 2008-09

1 effect for the period April 1, 2007  
2 through March 31, 2008, then the provi-  
3 sions of this paragraph shall not apply  
4 and shall be considered null and void as  
5 of March 31, 2008.

6 Notwithstanding any inconsistent provision  
7 of law, rule or regulation to the con-  
8 trary, for the period July 1, 2008 through  
9 March 31, 2009, the commissioner of health  
10 may, upon recommendation by the pharmacy  
11 and therapeutics committee, consider for  
12 inclusion in the preferred drug program  
13 established pursuant to section 272 of the  
14 public health law the therapeutic class of  
15 anti-depressants; provided, however, if  
16 this chapter appropriates sufficient addi-  
17 tional funds to exclude anti-depressants  
18 from the preferred drug program then the  
19 provisions of this paragraph shall not  
20 apply and shall be considered null and  
21 void as of March 31, 2008.

22 Notwithstanding any inconsistent provision  
23 of law, rule or regulation to the con-  
24 trary, for the period July 1, 2008 through  
25 March 31, 2009, no prior authorization  
26 under the preferred drug program shall be  
27 required when a prescriber prescribes a  
28 drug on the preferred drug list; provided,  
29 however, that the commissioner of health  
30 may identify such a drug for which prior  
31 authorization is required pursuant to the  
32 provisions of the clinical drug review  
33 program established under section 274 of  
34 the public health law; provided, however,  
35 if this chapter appropriates sufficient  
36 additional funds to exclude prior author-  
37 ization pursuant to the provisions of the  
38 clinical drug review program for drugs  
39 included on the preferred drug list then  
40 the provisions of this paragraph shall not  
41 apply and shall be considered null and  
42 void as of March 31, 2008.

43 Notwithstanding any inconsistent provision  
44 of law, rule or regulation to the con-  
45 trary, for the period April 1, 2008  
46 through March 31, 2009, and subject to  
47 federal financial participation, the com-  
48 missioner of health is authorized to  
49 establish a medication therapy management  
50 pilot program in one or more counties or  
51 regions of the state for the purpose of  
52 improving compliance with drug therapies  
53 and improving clinical outcomes. Payments  
54 under such program may be made to retail  
55 pharmacies for the provision of one-on-one  
56 medication regimen counseling services for  
57 persons determined by the commissioner to  
58 be eligible to receive such services; pro-  
59 vided, however, if this chapter appro-  
60 priates sufficient additional funds to  
61 eliminate the medication therapy manage-  
62 ment pilot program then the provisions of

## DEPARTMENT OF HEALTH

STATE OPERATIONS AND AID TO LOCALITIES 2008-09

1 this paragraph shall not apply and shall  
2 be considered null and void as of March  
3 31, 2008.

4 Notwithstanding any inconsistent provision  
5 of law, rule or regulation to the con-  
6 trary, for the period July 1, 2008 through  
7 March 31, 2009, medical assistance payment  
8 for drugs which may not be dispensed  
9 without a prescription shall be made at  
10 the following amounts: if the drug dis-  
11 pensed is a multiple source prescription  
12 drug or a brand-name prescription drug for  
13 which no specific upper limit has been set  
14 by the federal centers for medicare and  
15 medicaid services, the lower of the es-  
16 timated acquisition cost of such drug to  
17 pharmacies, or the dispensing pharmacy's  
18 usual and customary price charged to the  
19 general public; for sole and multiple  
20 source brand name drugs, estimated acqui-  
21 sition cost means the average wholesale  
22 price of a prescription drug based upon  
23 the package size dispensed from, as re-  
24 ported by the prescription drug pricing  
25 service used by the department of health,  
26 less 17 percent thereof, and updated  
27 monthly by the department; if the drug  
28 dispensed is a multiple source prescrip-  
29 tion drug for which an upper limit has  
30 been set by the federal centers for medi-  
31 care and medicaid services, the lower of:  
32 (A) an amount equal to the specific upper  
33 limit set by such federal agency for the  
34 multiple source prescription drug; (B) the  
35 estimated acquisition cost of such drug to  
36 pharmacies which, for this purpose, shall  
37 mean the average wholesale price of a pre-  
38 scription drug based on the package size  
39 dispensed from, as reported by the pre-  
40 scription drug pricing service used by the  
41 department, less 25 percent thereof; (C)  
42 the maximum acquisition cost, if any,  
43 established pursuant to paragraph (e) of  
44 subdivision 9 of section 367-a of the so-  
45 cial services law; or (D) the dispensing  
46 pharmacy's usual and customary price  
47 charged to the general public.

48 Notwithstanding any inconsistent provision  
49 of law, rule or regulation to the con-  
50 trary, for the period July 1, 2008 through  
51 March 31, 2009, medical assistance payment  
52 to a specialized HIV pharmacy, as defined  
53 in paragraph (f) of subdivision 9 of sec-  
54 tion 367-a of the social services law, for  
55 drugs which may not be dispensed without a  
56 prescription shall be made at the follow-  
57 ing amounts: if the drug dispensed is a  
58 multiple source prescription drug or a  
59 brand-name prescription drug for which no  
60 specific upper limit has been set by the  
61 centers for medicare and medicaid ser-  
62 vices, the lower of the estimated acquisi-

## DEPARTMENT OF HEALTH

STATE OPERATIONS AND AID TO LOCALITIES 2008-09

1 tion cost of such drug to pharmacies, or  
2 the dispensing pharmacy's usual and custo-  
3 mary price charged to the general public;  
4 for sole and multiple source brand name  
5 drugs, estimated acquisition cost means  
6 the average wholesale price of a pre-  
7 scription drug based upon the package size  
8 dispensed from, as reported by the pre-  
9 scription drug pricing service used by the  
10 department of health, less 17 percent  
11 thereof, and updated monthly by the de-  
12 partment; for multiple source generic  
13 drugs, estimated acquisition cost means  
14 the lower of the average wholesale price  
15 of a prescription drug based on the pack-  
16 age size dispensed from, as reported by  
17 the prescription drug pricing service used  
18 by the department, less 25 percent there-  
19 of, or the maximum acquisition cost, if  
20 any, established pursuant to paragraph (e)  
21 of subdivision 9 of section 367-a of the  
22 social services law.

23 Notwithstanding any inconsistent provision  
24 of law, rule or regulation to the con-  
25 trary, for the period October 1, 2008  
26 through March 31, 2009, the following  
27 services shall not be exempt from the  
28 system of utilization controls authorized  
29 by section 365-g of the social services  
30 law for the medical assistance program:  
31 mental health continuing treatment, day  
32 treatment, partial hospitalization, and  
33 intensive psychiatric rehabilitative  
34 treatment services provided pursuant to  
35 paragraph (c) of subdivision 2 of section  
36 365-a of the social services law; alcohol-  
37 ism services and substance abuse services  
38 provided in clinics certified under arti-  
39 cle 28 of the public health law or article  
40 22 or article 31 of the mental hygiene  
41 law; services performed by an article 28  
42 hospital or diagnostic and treatment cen-  
43 ter on an ambulatory basis upon the order  
44 of a qualified practitioner to test, diag-  
45 nose or treat the recipient; and psychi-  
46 atric services and anesthesiology services  
47 provided by a physician; provided, how-  
48 ever, if this chapter appropriates suffi-  
49 cient additional funds to support the ex-  
50 emptions from the system of utilization  
51 controls authorized by section 365-g of  
52 the social services law in existence prior  
53 to March 31, 2008 then the provisions of  
54 this paragraph shall not apply and shall  
55 be considered null and void as of March  
56 31, 2008.

57 Notwithstanding any contrary provision of  
58 law, and contingent upon the availability  
59 of federal financial participation, for  
60 the period July 1, 2008 through March 31,  
61 2009, for the purpose of establishing the  
62 operating cost component of case based

## DEPARTMENT OF HEALTH

STATE OPERATIONS AND AID TO LOCALITIES 2008-09

1 rates of payments by governmental agencies  
2 for general hospital inpatient services,  
3 with 75 percent of such rates reflecting  
4 the operating cost component of rates of  
5 payment effective for December 31, 2007,  
6 as adjusted for inflation by application  
7 of 75 percent of the inflation adjustment  
8 attributed to the period January 1, 2008  
9 through December 31, 2008 computed pursu-  
10 ant to paragraph (c) of subdivision 10 of  
11 section 2807-c of the public health law  
12 and with 25 percent of such rates reflect-  
13 ing the use of 2005 operating costs as  
14 reported by each general hospital to the  
15 department of health prior to 2008 and as  
16 computed in accordance with the following:

17 (a) 100 percent of such rates shall be based  
18 on each general hospital's group category  
19 average inpatient reimbursable operating  
20 cost per discharge (price) determined in  
21 accordance with subdivision 7 of section  
22 2807-c of the public health law; and

23 (b) only those 2005 base year costs which  
24 relate to the cost of services provided to  
25 Medicaid inpatients, as determined by the  
26 applicable ratio of costs to charges  
27 methodology, shall be utilized for rate-  
28 setting process, provided, however, that  
29 the costs of providing services to  
30 inpatients enrolled in medicaid managed  
31 care plans or in the family health plus  
32 program shall be excluded from such rate-  
33 setting computations; and

34 (c) for the purposes of adjusting such rates  
35 to account for inflation from the 2005  
36 base period, the adjustment factor method-  
37 ology set forth in paragraph (c) of subdivi-  
38 sion 10 of section 2807-c of the public  
39 health law, as reduced by 25 percent, with  
40 regard to trend projections attributable  
41 to the period January 1, 2008 through  
42 December 31, 2008, shall be utilized,  
43 provided, however, that for inflation  
44 attributable to the period January 1, 2006  
45 through December 31, 2007, the adjustment  
46 methodology utilized shall be the hospital  
47 inpatient medicare market basket  
48 methodology as described in applicable  
49 federal regulations and effective for  
50 periods from October 1, 2005 through  
51 September 30, 2007; and

52 (d) such rates shall be deemed as excluding  
53 reimbursement for physician services for  
54 inpatient services and claims for medicaid  
55 fee payments for such physician services  
56 for such inpatient care may be submitted  
57 separately from such rates in accordance  
58 with otherwise applicable law; provided,  
59 however, if this chapter appropriates suf-  
60 ficient additional funds to support pay-  
61 ments for general hospital inpatient ser-  
62 vices using the methodology in existence

## DEPARTMENT OF HEALTH

STATE OPERATIONS AND AID TO LOCALITIES 2008-09

1 on June 30, 2008 as set forth in section  
2 2807-c of the public health law the provi-  
3 sions of this paragraph shall not apply  
4 and shall be considered null and void as  
5 of March 31, 2008.

6 Notwithstanding any contrary provision of  
7 law, and contingent upon the availability  
8 of federal financial participation, for  
9 the period April 1, 2008 through March 31,  
10 2009, the operating cost component of  
11 rates of payment by governmental agencies  
12 to general hospitals which are certified  
13 by the office of alcoholism and substance  
14 abuse services to provide inpatient detox-  
15 ification and withdrawal services and,  
16 with regard to inpatient services provided  
17 to patients discharges during such period  
18 who are determined to be in diagnosis-  
19 related groups numbered 743, 744, 745,  
20 746, 747, 748, 749, 750, or 751, as  
21 determined in accordance with applicable  
22 regulations, shall be made on a per diem  
23 basis in accordance with the following:

24 (a) for each of the regions within the state  
25 as described in subdivision (e) of this  
26 section the commissioner of health shall  
27 determine the average per diem cost in-  
28 curred by general hospitals in that region  
29 subject to the provisions of this section  
30 with regard to inpatients requiring medi-  
31 cally managed detoxification services, as  
32 defined by applicable regulations promul-  
33 gated by the office of alcoholism and  
34 substance abuse services. In determining  
35 such costs the commissioner of health  
36 shall utilize 2006 costs and statistics as  
37 reported by such hospitals to the depart-  
38 ment prior to 2008; and

39 (b) per diem payments for inpatients requir-  
40 ing medically managed inpatient detoxifi-  
41 cation services shall reflect 100 percent  
42 of the per diem amounts computed pursuant  
43 to subdivision (a) of this section for the  
44 applicable region in which the facility is  
45 located and as trended forward to adjust  
46 for inflation, provided however, that such  
47 payments shall be reduced by 50 percent  
48 for any such services provided on or after  
49 the sixth day of services through the  
50 tenth day of services, and further pro-  
51 vided that no payments shall be made for  
52 any services provided on or after the  
53 eleventh day; and

54 (c) per diem payments for inpatients requir-  
55 ing medically supervised inpatient with-  
56 drawal services, as defined by applicable  
57 regulations promulgated by the office of  
58 alcoholism and substance abuse services,  
59 shall reflect 100 percent of the per diem  
60 amounts computed pursuant to subdivision  
61 (a) of this section for the applicable re-  
62 gion in which the facility is located and

## DEPARTMENT OF HEALTH

STATE OPERATIONS AND AID TO LOCALITIES 2008-09

- 1 as trended forward to adjust for infla-  
2 tion, provided, however, that such pay-  
3 ments shall be reduced by 50 percent for  
4 any services provided on or after the  
5 sixth day of services through the tenth  
6 day of services, and further provided that  
7 no payments shall be made for any services  
8 provided on and after the eleventh day;  
9 and
- 10 (d) per diem payments for inpatients placed  
11 in observation beds, as defined by appli-  
12 cable regulations promulgated by the of-  
13 fice of alcoholism and substance abuse  
14 services, shall be at the same level as  
15 would be paid pursuant to subdivision (a)  
16 of this section, provided, however, that  
17 such payments shall not apply for more  
18 than two days of care, after which  
19 payments for such inpatients shall reflect  
20 their designation as requiring either  
21 medically managed detoxification services  
22 or medically supervised withdrawal ser-  
23 vices, and further provided that days of  
24 care provided in such observation beds  
25 shall, for reimbursement purposes, be  
26 fully reflected in the computation of the  
27 initial five days of care as set forth in  
28 subdivisions (b) and (c) of this section;  
29 and
- 30 (e) for the purposes of this section, the  
31 regions of the state shall be as follows:
- 32 (A) New York City, consisting of the coun-  
33 ties of Bronx, New York, Kings, Queens and  
34 Richmond;
- 35 (B) Long Island, consisting of the counties  
36 of Nassau and Suffolk;
- 37 (C) Northern metropolitan, consisting of the  
38 counties of Columbia, Delaware, Dutchess,  
39 Orange, Putnam, Rockland, Sullivan, Ulster  
40 and Westchester;
- 41 (D) Northeast, consisting of the counties of  
42 Albany, Clinton, Essex, Fulton, Greene,  
43 Hamilton, Montgomery, Rensselaer, Sara-  
44 toga, Schenectady, Schoharie, Warren and  
45 Washington;
- 46 (E) Utica/Watertown, consisting of the  
47 counties of Franklin, Herkimer, Lewis,  
48 Oswego, Otsego, St. Lawrence, Jefferson,  
49 Chenango, Madison and Oneida;
- 50 (F) Central, consisting of the counties of  
51 Broome, Cayuga, Chemung, Cortland, Onon-  
52 daga, Schuyler, Seneca, Steuben, Tioga and  
53 Tompkins;
- 54 (G) Rochester, consisting of Monroe, On-  
55 tario, Livingston, Wayne and Yates;
- 56 (H) Western, consisting of the counties of  
57 Allegany, Cattaraugus, Chautauqua, Erie,  
58 Genesee, Niagara, Orleans and Wyoming;  
59 provided, however, if this chapter appro-  
60 priates sufficient additional funds to  
61 support reimbursement of general hospitals  
62 which are certified by the office of alco-

## DEPARTMENT OF HEALTH

STATE OPERATIONS AND AID TO LOCALITIES 2008-09

1 holism and substance abuse services to  
2 provide inpatient detoxification services  
3 and withdrawal services using the method-  
4 ology in existence on March 31, 2008 in  
5 accordance with applicable regulations  
6 then the provisions of this paragraph  
7 shall not apply and shall be considered  
8 null and void as of March 31, 2008.

9 Notwithstanding any inconsistent provision  
10 of law, rule or regulation to the contrary  
11 and contingent on the availability of  
12 federal financial participation, for the  
13 period commencing July 1, 2008 through  
14 March 31, 2009, up to \$60,000,000 of this  
15 appropriation, subject to the approval of  
16 the director of the budget, will be  
17 available for the purpose of increasing  
18 outpatient medical assistance rates of  
19 payment for general hospital outpatient  
20 services, general hospital emergency ser-  
21 vices, and ambulatory surgery services  
22 provided by a hospital as defined by  
23 subdivision 1 of section 2801 of the pub-  
24 lic health law.

25 Notwithstanding any inconsistent provision  
26 of law, rule or regulation to the contrary  
27 and contingent on the availability of  
28 federal financial participation, for the  
29 period commencing July 1, 2008 through  
30 March 31, 2009, up to \$24,000,000 of this  
31 appropriation, subject to the approval of  
32 the director of the budget, will be  
33 available for the purpose of increasing  
34 medical assistance reimbursement for phy-  
35 sician services, diagnostic and treatment  
36 centers, and funding for primary care  
37 enhancements.

38 Notwithstanding any inconsistent provision  
39 of law, rule or regulation, in determining  
40 rates of payment made by state governmen-  
41 tal agencies effective for services pro-  
42 vided on and after April 1, 2008 through  
43 March 31, 2009, for inpatient and out-  
44 patient services provided by general  
45 hospitals and for inpatient services and  
46 adult day health care outpatient services  
47 provided by residential health care facil-  
48 ities pursuant to article 28 of the public  
49 health law, except for residential health  
50 care facilities that provide extensive  
51 nursing, medical, psychological and coun-  
52 seling support services to children, for  
53 home health care services provided pursu-  
54 ant to article 36 of the public health law  
55 by certified home health agencies and long  
56 term home health care programs, other than  
57 for services provided to home care pa-  
58 tients diagnosed with AIDS as determined  
59 by applicable regulations, and personal  
60 care services provided pursuant to section  
61 365-a (2)(e) of the social services law,  
62 the commissioner of health shall apply a

## DEPARTMENT OF HEALTH

STATE OPERATIONS AND AID TO LOCALITIES 2008-09

1 trend factor projection equal to 75  
2 percent of the otherwise applicable trend  
3 factor projection attributable to the  
4 period January 1, 2008 through December  
5 31, 2008 in accordance with paragraph (c)  
6 of subdivision 10 of section 2807-c of the  
7 public health law; provided, however, the  
8 trend factor methodology set forth in this  
9 section shall not be applicable to rates  
10 of payment made by state governmental  
11 agencies for general hospital inpatient  
12 services for discharges occurring on and  
13 after July 1, 2008 through March 31, 2009,  
14 insofar as such rates of payment are based  
15 on reported 2005 base year costs and  
16 insofar as such trend projections pertain  
17 to inflation attributable to the period  
18 January 1, 2006 through December 31, 2007.  
19 Notwithstanding any contrary provision of  
20 law, for the period April 1, 2008 through  
21 March 31, 2009, the operating cost com-  
22 ponent of rates of payment by governmental  
23 agencies for inpatient services provided  
24 by residential health care facilities  
25 shall reflect the operating cost component  
26 of rates effective for October 1, 2006 for  
27 each facility, as adjusted for inflation  
28 by application of 75 percent of the infla-  
29 tion factor attributable to the period  
30 January 1, 2008 through December 31, 2008  
31 computed in accordance with paragraph (c)  
32 of subdivision 10 of section 2807-c of the  
33 public health law, provided, however, that  
34 such rates shall be further adjusted by a  
35 per diem add-on amount, as determined by  
36 the commissioner of health, reflecting the  
37 proportional amount of each facility's  
38 projected medicaid benefit to the total  
39 projected medicaid benefit for all facil-  
40 ities of the imputed use of the rate-  
41 setting methodology set forth in paragraph  
42 (b) of subdivision 2-b of section 2808 of  
43 the public health law, provided, however,  
44 that the rates for those facilities that  
45 do not qualify for such a per diem add-on  
46 adjustment shall be further adjusted to  
47 include the proportionate benefit, as  
48 determined by the commissioner of health,  
49 of the expiration of the opening paragraph  
50 and paragraph (a) of subdivision 16 of  
51 section 2808 of the public health law and  
52 of paragraph (a) of subdivision 14 of  
53 section 2808 of the public health law, and  
54 provided further, however, that the aggre-  
55 gate total of such per diem rate adjust-  
56 ments shall not exceed \$144,000,000, and  
57 provided further, however, that revisions  
58 to 2006 rates occurring on and after Jan-  
59 uary 1, 2007, shall be incorporated into  
60 rates in effect for the period April 1,  
61 2008 through March 31, 2009, and provided  
62 further, however, that the capital cost

## DEPARTMENT OF HEALTH

STATE OPERATIONS AND AID TO LOCALITIES 2008-09

1 component of such rates shall fully  
2 reflect the cost of local property taxes  
3 and payments made in lieu of local pro-  
4 perty taxes, as reported in each facil-  
5 ity's applicable 2006 cost report, and  
6 provided further, however, that for the  
7 period April 1, 2008 through March 31,  
8 2009, voluntary facilities shall not be  
9 required to deposit reimbursement received  
10 for depreciation expenses into a segre-  
11 gated depreciation fund account, and  
12 provided further, however, that to ensure  
13 that the quality of resident care is main-  
14 tained and improved no less than 65 per-  
15 cent of such diem add-on amount, as  
16 received by each eligible facility, shall  
17 be allocated for the purpose of recruit-  
18 ment and retention of non-supervisory  
19 workers or any worker with direct resident  
20 care responsibility or for purposes  
21 authorized under the nursing home quality  
22 improvement demonstration program as es-  
23 tablished by section 2808-d of the public  
24 health law, provided, however, that in no  
25 circumstance shall facilities be required  
26 to spend more than 75 percent of such  
27 funds for these purposes, and provided  
28 further, the commissioner of health is  
29 authorized to audit each such facility for  
30 the purpose of ensuring compliance with  
31 such allocation requirements and shall  
32 recoup any amount determined to have been  
33 in contravention of the requirements of  
34 this paragraph, provided, however, that,  
35 upon application of a facility, the  
36 commissioner of health may, after deter-  
37 mining that other funds are not available,  
38 waive the application of this allocation  
39 requirement insofar as it is determined by  
40 the commissioner of health that additional  
41 funds must be expended by such facility to  
42 correct deficiencies that constitute a  
43 threat to resident safety, provided how-  
44 ever, if this chapter appropriates suffi-  
45 cient additional funds to support reim-  
46 bursement of nursing home rebasing for the  
47 period April 1, 2008 through March 31,  
48 2009, using the methodology set forth in  
49 subdivision 2-b of section 2808 of the  
50 public health law as in effect on March  
51 31, 2008, such methodology shall continue  
52 in effect for the period April 1, 2008  
53 through March 31, 2009 and the provisions  
54 of this section shall not apply and shall  
55 be considered null and void as of March  
56 31, 2008.

57 Notwithstanding any inconsistent provision  
58 of law, rule or regulation to the con-  
59 trary, for the period October 1, 2008  
60 through March 31, 2009, the department of  
61 health is authorized to conduct a personal  
62 care services demonstration project in the

## DEPARTMENT OF HEALTH

STATE OPERATIONS AND AID TO LOCALITIES 2008-09

1 city of New York and is authorized to  
2 contract with an entity to manage neces-  
3 sary assessments and to authorize plans of  
4 care that meet the medical needs of con-  
5 sumers of personal care services in the  
6 city of New York under paragraph (e) of  
7 subdivision 2 of section 365-a of the so-  
8 cial services law; provided that such  
9 project shall apply to those consumers who  
10 apply for such services on and after the  
11 date specified in such contract and shall  
12 not apply to those consumers who are in  
13 receipt of such services on such date and  
14 whose authorization for services is unin-  
15 terrupted after such date provided, how-  
16 ever, if this chapter appropriates suffi-  
17 cient additional funds to support the  
18 continued management of personal care  
19 services assessments and plans of care by  
20 the city of New York on and after October  
21 1, 2008 through March 31, 2009, then the  
22 provisions of this section shall not apply  
23 and shall be considered null and void as  
24 of March 31, 2008.

25 Notwithstanding any inconsistent provision  
26 of law, rule or regulation, for purposes  
27 of establishing rates of payment for cer-  
28 tified home health agency services for the  
29 period April 1, 2008 through March 31,  
30 2009, other than for services provided to  
31 patients diagnosed with AIDS, as deter-  
32 mined pursuant to applicable regulations,  
33 no amount shall be included in the rate  
34 for any community-based agency that is in  
35 excess of 100 percent of the weighted  
36 average cost of all community-based agen-  
37 cies in each such agency's group, or that,  
38 in the case of hospital-based agencies, is  
39 in excess of 100 percent of the weighted  
40 average cost of community based agencies  
41 in the area in which such hospital-based  
42 agencies are located and, further, the  
43 computation of such rates and associated  
44 group average cost ceilings shall utilize  
45 cost and statistical data in the cost  
46 reports submitted by such agencies to the  
47 department of health for the 2005 calendar  
48 year; provided however, if this chapter  
49 appropriates sufficient additional funds  
50 to support reimbursement of certified home  
51 health agency for the period April 1, 2008  
52 through March 31, 2009, using the method-  
53 ology set forth in subdivision 2-a of sec-  
54 tion 3614 of the public health law as in  
55 effect on March 31, 2008, such methodology  
56 shall continue in effect for the period  
57 April 1, 2008 through March 31, 2009 and  
58 the provisions of this section shall not  
59 apply and shall be considered null and  
60 void as of March 31, 2008.

61 Notwithstanding any inconsistent provision  
62 of law or regulation, for purposes of

## DEPARTMENT OF HEALTH

STATE OPERATIONS AND AID TO LOCALITIES 2008-09

1 establishing rates of payment by govern-  
2 mental agencies for certified home health  
3 agencies for the period April 1, 2008  
4 through March 31, 2009, the reimbursable  
5 base year administrative and general costs  
6 for those certified home health agencies  
7 with annual expenses in excess of  
8 \$10,000,000, as determined using the re-  
9 ported base year cost data used to  
10 establish the statewide average adminis-  
11 trative and general cost ceiling for the  
12 applicable rate year, shall not exceed the  
13 lower of such statewide average or 20  
14 percent of each such agency's total reim-  
15 bursable base year costs; provided how-  
16 ever, if this chapter appropriates suffi-  
17 cient additional funds to support reim-  
18 bursement of certified home health agency  
19 for the period April 1, 2008 through March  
20 31, 2009, using the methodology set forth  
21 in subdivision 2-a of section 3614 of the  
22 public health law as in effect on March  
23 31, 2008, such methodology shall continue  
24 in effect for the period April 1, 2008  
25 through March 31, 2009 and the provisions  
26 of this section shall not apply and shall  
27 be considered null and void as of March  
28 31, 2008.

29 Notwithstanding any inconsistent provision  
30 of law, rule or regulation, for purposes  
31 of establishing rates of payment by gov-  
32 ernmental agencies for long term home  
33 health care programs for the period April  
34 1, 2008 through March 31, 2009, the reim-  
35 bursable base year administrative and gen-  
36 eral costs for those providers with annual  
37 expenses in excess of \$10,000,000, as  
38 determined using the reported base year  
39 cost data used to establish the statewide  
40 average administrative and general ceiling  
41 for the applicable rate year, shall not  
42 exceed the lower of such statewide average  
43 or 20 percent of each such provider's  
44 total reimbursable base year costs; pro-  
45 vided however, if this chapter appro-  
46 priates sufficient additional funds to  
47 support reimbursement of certified home  
48 health agency administrative and general  
49 costs for the period April 1, 2008 through  
50 March 31, 2009, using the methodology set  
51 forth in subdivision 7-a of section 3614  
52 of the public health law as in effect on  
53 March 31, 2008, such methodology shall  
54 continue in effect for the period April 1,  
55 2008 through March 31, 2009 and the  
56 provisions of this section shall not apply  
57 and shall be considered null and void as  
58 of March 31, 2008.

59 Notwithstanding any inconsistent provision  
60 of law, rule or regulation to the con-  
61 trary, for the period October 1, 2008  
62 through March 31, 2009, the commissioner

## DEPARTMENT OF HEALTH

## STATE OPERATIONS AND AID TO LOCALITIES 2008-09

1 of health is authorized to assume some or  
2 all of the activities from a local social  
3 services official for the provision and  
4 reimbursement of transportation costs set  
5 forth in section 365-h of the social  
6 services law. If the commissioner elects  
7 to assume such responsibility, the commis-  
8 sioner shall notify the local social ser-  
9 vices official in writing as to the elec-  
10 tion, the date upon which the election  
11 shall be effective and such information as  
12 to transition of responsibilities as the  
13 commissioner deems prudent. The commis-  
14 sioner is authorized to contract with a  
15 transportation manager to implement such  
16 election; provided, however, if this chap-  
17 ter appropriates sufficient additional  
18 funds to support transportation costs set  
19 forth in section 365-h of the social ser-  
20 vices law then the provisions of this  
21 paragraph shall not apply and shall be  
22 deemed null and void as of March 31, 2008.

23 For services and expenses of the medical	
24 assistance program including hospital	
25 inpatient services .....	1,154,732,000
26 For services and expenses of the medical	
27 assistance program including hospital	
28 outpatient and emergency room services ...	309,194,000
29 For services and expenses of the medical	
30 assistance program including clinic	
31 services .....	191,909,000
32 For services and expenses of the medical	
33 assistance program including nursing home	
34 services .....	2,349,630,000
35 For services and expenses of the medical	
36 assistance program including other long	
37 term care services .....	2,086,720,000
38 For services and expenses of the medical	
39 assistance program including managed care	
40 services .....	1,659,666,000
41 For services and expenses of the medical	
42 assistance program including pharmacy	
43 services .....	1,015,029,000
44 For services and expenses of the medical	
45 assistance program including transporta-	
46 tion services .....	83,747,000
47 For services and expenses of the medical	
48 assistance program including dental	
49 services .....	85,729,000
50 For services and expenses of the medical	
51 assistance program including non-institu-	
52 tional and other spending .....	565,553,000
53 Notwithstanding any inconsistent provision	
54 of law, subject to the approval of the	
55 director of the budget, up to the amount	
56 appropriated herein, together with any	
57 available federal matching funds, may be	
58 transferred to the general fund - state	
59 purposes account for services and expenses	
60 related to pharmacy best practices initi-	
61 atives including prior authorizations and	
62 prior approvals .....	6,800,000

DEPARTMENT OF HEALTH

STATE OPERATIONS AND AID TO LOCALITIES 2008-09

<p>1 Notwithstanding any inconsistent provision                  2 of law, subject to the approval of the                  3 director of the budget, up to the amount                  4 appropriated herein, together with any                  5 available federal matching funds, may be                  6 transferred to the general fund - state                  7 purposes account for services and expenses                  8 related to utilization review activities                  9 including but not limited to personal care                  10 demonstration projects and transportation                  11 management services .....</p>	<p>5,500,000</p>
<p>12 Notwithstanding any inconsistent provision                  13 of law, subject to the approval of the                  14 director of the budget, up to the amount                  15 appropriated herein, together with any                  16 available federal matching funds, may be                  17 transferred to the general fund - state                  18 purposes account for services and expenses                  19 related to education of medicaid eligibles                  20 and recipients regarding the medicare part                  21 D program and recipient and provider                  22 notification and other program information                  23 as determined necessary by the commis-                  24 sioner of health. Subject to the approval                  25 of the director of the budget, a portion                  26 of this appropriation may be suballocated                  27 to other state agencies .....</p>	<p>2,500,000</p>
<p>28 Notwithstanding any inconsistent provision                  29 of law, subject to the approval of a plan                  30 by the director of the budget, up to the                  31 amount appropriated herein, together with                  32 any available federal matching funds, may                  33 be transferred to the general fund - state                  34 purposes account or suballocated to the                  35 state office for the aging for services                  36 and expenses related to making improve-                  37 ments in the long-term care system includ-                  38 ing long-term care restructuring, the                  39 nursing home transition and diversion                  40 waiver, and point-of-entry initiatives for                  41 the purpose of expanding and promoting a                  42 more coordinated level of care for the                  43 delivery of quality services in the commu-                  44 nity .....</p>	<p>16,000,000</p>
<p>45 Notwithstanding any inconsistent provision                  46 of law, subject to the approval of the                  47 director of the budget, up to the amount                  48 appropriated herein, together with any                  49 available federal matching funds, may be                  50 transferred to the general fund - state                  51 purposes account for services and expenses                  52 related to required criminal background                  53 checks for non-licensed long-term care                  54 employees including employees of nursing                  55 homes, certified home health agencies,                  56 long term home health care providers, AIDS                  57 home care providers, and licensed home                  58 care service agencies .....</p>	<p>11,705,000</p>
<p>59 Notwithstanding any inconsistent provision                  60 of law, subject to a plan developed by the                  61 commissioner of health and approved by the                  62 director of the budget, up to the amount</p>	

DEPARTMENT OF HEALTH

STATE OPERATIONS AND AID TO LOCALITIES 2008-09

1 appropriated herein, together with any  
2 available federal matching funds, will be  
3 available for demonstrations that develop  
4 and evaluate interventions targeted at  
5 medicaid beneficiaries who are otherwise  
6 exempt or excluded from mandatory Medicaid  
7 managed care and who have multiple comor-  
8 bidities.

9 Notwithstanding section 112 and section 163  
10 of the state finance law, for chronic  
11 illness demonstration projects authorized  
12 by section 364-1 of the social services  
13 law, the commissioner of health may allo-  
14 cate up to \$2,500,000 of the amount appro-  
15 priated for contracts without a request  
16 for proposal process or any other  
17 competitive process ..... 6,000,000

18 Notwithstanding any inconsistent provision  
19 of law, rule or regulation, subject to the  
20 approval of the director of budget, moneys  
21 appropriated herein, together with any  
22 available federal matching funds, will be  
23 available for home health telehealth and  
24 IT demonstration programs ..... 5,000,000

25 For services and expenses of the medical  
26 assistance program including medical ser-  
27 vices provided at state facilities oper-  
28 ated by the office of mental health, the  
29 office of mental retardation and develop-  
30 mental disabilities and the office of  
31 alcoholism and substance abuse services .. 2,700,000,000

32 -----  
33 Program account subtotal .....12,255,414,000  
34 -----

35  
36 Special Revenue Funds - Federal / Aid to Localities  
37 Federal Health and Human Services Fund - 265  
38 Medicaid Direct Account  
39

40 For services and expenses for the medical  
41 assistance program, including administra-  
42 tive expenses for local social services  
43 districts, pursuant to title XIX of the  
44 federal social security act or its succes-  
45 sor program.

46 The moneys hereby appropriated are to be  
47 available for payment of aid heretofore  
48 accrued or hereafter to accrue to munic-  
49 ipalities, and to providers of medical  
50 services pursuant to section 367-b of the  
51 social services law, and for payment of  
52 state aid to municipalities and to provid-  
53 ers of family care where payment systems  
54 through the fiscal intermediaries are not  
55 operational, shall be available to the  
56 department net of disallowances, refunds,  
57 reimbursements, and credits.

58 Notwithstanding any other provision of law,  
59 the money hereby appropriated may be  
60 increased or decreased by interchange,  
61 with any appropriation of the department  
62 of health and the office of medicaid

## DEPARTMENT OF HEALTH

STATE OPERATIONS AND AID TO LOCALITIES 2008-09

1 inspector general and may be increased or  
2 decreased by transfer or suballocation  
3 between these appropriated amounts and  
4 appropriations of the office of mental  
5 health, office of mental retardation and  
6 developmental disabilities, the office of  
7 alcoholism and substance abuse services,  
8 the department of family assistance office  
9 of temporary and disability assistance,  
10 office of children and family services,  
11 and state office for the aging with the  
12 approval of the director of the budget,  
13 who shall file such approval with the  
14 department of audit and control and copies  
15 thereof with the chairman of the senate  
16 finance committee and the chairman of the  
17 assembly ways and means committee.

18 Notwithstanding any inconsistent provision  
19 of law, in lieu of payments authorized by  
20 the social services law, or payments of  
21 federal funds otherwise due to the local  
22 social services districts for programs  
23 provided under the federal social security  
24 act or the federal food stamp act, funds  
25 herein appropriated, in amounts certified  
26 by the state commissioner of temporary and  
27 disability assistance or the state commis-  
28 sioner of health as due from local social  
29 services districts each month as their  
30 share of payments made pursuant to section  
31 367-b of the social services law may be  
32 set aside by the state comptroller in an  
33 interest-bearing account in order to  
34 ensure the orderly and prompt payment of  
35 providers under section 367-b of the  
36 social services law pursuant to an esti-  
37 mate provided by the commissioner of  
38 health of each local social services  
39 district's share of payments made pursuant  
40 to section 367-b of the social services  
41 law.

42 Notwithstanding any inconsistent provision  
43 of law, rule or regulation to the con-  
44 trary, for the period April 1, 2008  
45 through March 31, 2009, payment under the  
46 family health plus program established  
47 under title 11-D of the social services  
48 law for drugs which may not be dispensed  
49 without a prescription as required by  
50 section 6810 of the education law shall be  
51 made pursuant to the provisions of subdivi-  
52 sion 9 of section 367-a of the social  
53 services law; provided, however, that pay-  
54 ment for such drugs provided by medical  
55 practitioners shall be included in the  
56 capitation payment for services or sup-  
57 plies provided to persons eligible for  
58 health care services under the family  
59 health plus program, and payment for such  
60 drugs that are provided by an employer  
61 partnership for family health plus plan  
62 authorized by section 369-ff of the social

## DEPARTMENT OF HEALTH

STATE OPERATIONS AND AID TO LOCALITIES 2008-09

1 services law, shall be included in the  
2 capitation payment for services or sup-  
3 plies provided to persons eligible for  
4 health care services under such plan; and  
5 provided further that, for such period,  
6 the provisions of paragraph (d) of subdivi-  
7 sion 7 of section 367-a of the social  
8 services law shall apply to reimbursement  
9 of covered drugs dispensed to persons  
10 eligible for services as a result of their  
11 eligibility having been established under  
12 subdivision 2 of section 369-ee of the  
13 social services law.

14 Notwithstanding any inconsistent provision  
15 of law, rule or regulation to the con-  
16 trary, including the provisions of sec-  
17 tions 112 and 163 of the state finance  
18 law, for the period October 1, 2008  
19 through March 31, 2009, and subject to  
20 federal financial participation, the  
21 department of health is authorized to  
22 implement a specialty pharmacy program for  
23 the purpose of procuring certain specialty  
24 drugs at reduced cost. For this purpose,  
25 the department is authorized to enter into  
26 contracts with one or more contractors in  
27 order to obtain certain specialty drugs  
28 from a limited number of sources at re-  
29 duced prices. For this purpose, specialty  
30 drugs include, but are not limited to,  
31 chemotherapy agents, hydration therapy  
32 agents, pain therapy agents, intravenous  
33 administration of antibiotics or other  
34 drugs, and total parenteral nutrition;  
35 provided, however, if this chapter appro-  
36 priates sufficient additional funds to  
37 reimburse specialty pharmacy drugs as in  
38 effect for the period April 1, 2007  
39 through March 31, 2008, then the provi-  
40 sions of this paragraph shall not apply  
41 and shall be considered null and void as  
42 of March 31, 2008.

43 Notwithstanding any inconsistent provision  
44 of law, rule or regulation to the con-  
45 trary, for the period July 1, 2008 through  
46 March 31, 2009, the commissioner of health  
47 may, upon recommendation by the pharmacy  
48 and therapeutics committee, consider for  
49 inclusion in the preferred drug program  
50 established pursuant to section 272 of the  
51 public health law the therapeutic class of  
52 anti-depressants; provided, however, if  
53 this chapter appropriates sufficient addi-  
54 tional funds to exclude anti-depressants  
55 from the preferred drug program then the  
56 provisions of this paragraph shall not  
57 apply and shall be considered null and  
58 void as of March 31, 2008.

59 Notwithstanding any inconsistent provision  
60 of law, rule or regulation to the con-  
61 trary, for the period July 1, 2008 through  
62 March 31, 2009, no prior authorization

## DEPARTMENT OF HEALTH

STATE OPERATIONS AND AID TO LOCALITIES 2008-09

1 under the preferred drug program shall be  
2 required when a prescriber prescribes a  
3 drug on the preferred drug list; provided,  
4 however, that the commissioner of health  
5 may identify such a drug for which prior  
6 authorization is required pursuant to the  
7 provisions of the clinical drug review  
8 program established under section 274 of  
9 the public health law; provided, however,  
10 if this chapter appropriates sufficient  
11 additional funds to exclude prior author-  
12 ization pursuant to the provisions of the  
13 clinical drug review program for drugs  
14 included on the preferred drug list then  
15 the provisions of this paragraph shall not  
16 apply and shall be considered null and  
17 void as of March 31, 2008.

18 Notwithstanding any inconsistent provision  
19 of law, rule or regulation to the con-  
20 trary, for the period April 1, 2008  
21 through March 31, 2009, and subject to  
22 federal financial participation, the com-  
23 missioner of health is authorized to es-  
24 tablish a medication therapy management  
25 pilot program in one or more counties or  
26 regions of the state for the purpose of  
27 improving compliance with drug therapies  
28 and improving clinical outcomes. Payments  
29 under such program may be made to retail  
30 pharmacies for the provision of one-on-one  
31 medication regimen counseling services for  
32 persons determined by the commissioner to  
33 be eligible to receive such services. The  
34 commissioner is authorized to establish  
35 fees for such counseling services, subject  
36 to the approval of the director of the  
37 division of the budget; provided, however,  
38 if this chapter appropriates sufficient  
39 additional funds to eliminate the medica-  
40 tion therapy management pilot program then  
41 the provisions of this paragraph shall not  
42 apply and shall be considered null and  
43 void as of March 31, 2008.

44 Notwithstanding any inconsistent provision  
45 of law, rule or regulation to the con-  
46 trary, for the period July 1, 2008 through  
47 March 31, 2009, medical assistance payment  
48 for drugs which may not be dispensed  
49 without a prescription shall be made at  
50 the following amounts: if the drug dis-  
51 pensed is a multiple source prescription  
52 drug or a brand-name prescription drug for  
53 which no specific upper limit has been set  
54 by the federal centers for medicare and  
55 medicaid services, the lower of the es-  
56 timated acquisition cost of such drug to  
57 pharmacies, or the dispensing pharmacy's  
58 usual and customary price charged to the  
59 general public; for sole and multiple  
60 source brand name drugs, estimated acqui-  
61 sition cost means the average wholesale  
62 price of a prescription drug based upon

## DEPARTMENT OF HEALTH

STATE OPERATIONS AND AID TO LOCALITIES 2008-09

1 the package size dispensed from, as re-  
2 ported by the prescription drug pricing  
3 service used by the department of health,  
4 less 17 percent thereof, and updated  
5 monthly by the department; if the drug  
6 dispensed is a multiple source prescrip-  
7 tion drug for which an upper limit has  
8 been set by the federal centers for medi-  
9 care and medicaid services, the lower of:  
10 (A) an amount equal to the specific upper  
11 limit set by such federal agency for the  
12 multiple source prescription drug; (B) the  
13 estimated acquisition cost of such drug to  
14 pharmacies which, for this purpose, shall  
15 mean the average wholesale price of a  
16 prescription drug based on the package  
17 size dispensed from, as reported by the  
18 prescription drug pricing service used by  
19 the department, less 25 percent thereof;  
20 (C) the maximum acquisition cost, if any,  
21 established pursuant to paragraph (e) of  
22 subdivision 9 of section 367-a of the so-  
23 cial services law; or (D) the dispensing  
24 pharmacy's usual and customary price  
25 charged to the general public.

26 Notwithstanding any inconsistent provision  
27 of law, rule or regulation to the con-  
28 trary, for the period July 1, 2008 through  
29 March 31, 2009, medical assistance payment  
30 to a specialized HIV pharmacy, as defined  
31 in paragraph (f) of subdivision 9 of sec-  
32 tion 367-a of the social services law, for  
33 drugs which may not be dispensed without a  
34 prescription shall be made at the follow-  
35 ing amounts: if the drug dispensed is a  
36 multiple source prescription drug or a  
37 brand-name prescription drug for which no  
38 specific upper limit has been set by the  
39 centers for medicare and medicaid ser-  
40 vices, the lower of the estimated ac-  
41 quisition cost of such drug to pharmacies,  
42 or the dispensing pharmacy's usual and  
43 customary price charged to the general  
44 public; for sole and multiple source brand  
45 name drugs, estimated acquisition cost  
46 means the average wholesale price of a  
47 prescription drug based upon the package  
48 size dispensed from, as reported by the  
49 prescription drug pricing service used by  
50 the department of health, less 17 percent  
51 thereof, and updated monthly by the de-  
52 partment; for multiple source generic  
53 drugs, estimated acquisition cost means  
54 the lower of the average wholesale price  
55 of a prescription drug based on the pack-  
56 age size dispensed from, as reported by  
57 the prescription drug pricing service used  
58 by the department, less 25 percent there-  
59 of, or the maximum acquisition cost, if  
60 any, established pursuant to paragraph (e)  
61 of subdivision 9 of section 367-a of the  
62 social services law.

## DEPARTMENT OF HEALTH

STATE OPERATIONS AND AID TO LOCALITIES 2008-09

1 Notwithstanding any inconsistent provision  
2 of law, rule or regulation to the con-  
3 trary, for the period October 1, 2008  
4 through March 31, 2009, the following ser-  
5 vices shall not be exempt from the system  
6 of utilization controls authorized by  
7 section 365-g of the social services law  
8 for the medical assistance program: mental  
9 health continuing treatment, day treat-  
10 ment, partial hospitalization, and inten-  
11 sive psychiatric rehabilitative treatment  
12 services provided pursuant to paragraph  
13 (c) of subdivision 2 of section 365-a of  
14 the social services law; alcoholism ser-  
15 vices and substance abuse services pro-  
16 vided in clinics certified under article  
17 28 of the public health law or article 22  
18 or article 31 of the mental hygiene law;  
19 services performed by an article 28 hos-  
20 pital or diagnostic and treatment center  
21 on an ambulatory basis upon the order of a  
22 qualified practitioner to test, diagnose  
23 or treat the recipient; and psychiatric  
24 services and anesthesiology services pro-  
25 vided by a physician; provided, however,  
26 if this chapter appropriates sufficient  
27 additional funds to support the exemptions  
28 from the system of utilization controls  
29 authorized by section 365-g of the social  
30 services law in existence prior to March  
31 31, 2008 then the provisions of this  
32 paragraph shall not apply and shall be  
33 considered null and void as of March 31,  
34 2008.

35 Notwithstanding any contrary provision of  
36 law, and contingent upon the availability  
37 of federal financial participation, for  
38 the period July 1, 2008 through March 31,  
39 2009, for the purpose of establishing the  
40 operating cost component of case based  
41 rates of payments by governmental agencies  
42 for general hospital inpatient services,  
43 with 75 percent of such rates reflecting  
44 the operating cost component of rates of  
45 payment effective for December 31, 2007,  
46 as adjusted for inflation by application  
47 of 75 percent of the inflation adjustment  
48 attributed to the period January 1, 2008  
49 through December 31, 2008 computed pursu-  
50 ant to paragraph (c) of subdivision 10 of  
51 section 2807-c of the public health law  
52 and with 25 percent of such rates reflect-  
53 ing the use of 2005 operating costs as  
54 reported by each general hospital to the  
55 department of health prior to 2008 and as  
56 computed in accordance with the following:  
57 (a) 100 percent of such rates shall be based  
58 on each general hospital's group category  
59 average inpatient reimbursable operating  
60 cost per discharge (price) determined in  
61 accordance with subdivision 7 of section  
62 2807-c of the public health law; and

## DEPARTMENT OF HEALTH

STATE OPERATIONS AND AID TO LOCALITIES 2008-09

1 (b) only those 2005 base year costs which  
2 relate to the cost of services provided to  
3 Medicaid inpatients, as determined by the  
4 applicable ratio of costs to charges  
5 methodology, shall be utilized for rate-  
6 setting process, provided, however, that  
7 the costs of providing services to  
8 inpatients enrolled in medicaid managed  
9 care plans or in the family health plus  
10 program shall be excluded from such rate-  
11 setting computations; and

12 (c) for the purposes of adjusting such rates  
13 to account for inflation from the 2005  
14 base period, the adjustment factor method-  
15 ology set forth in paragraph (c) of subdivi-  
16 sion 10 of section 2807-c of the public  
17 health law, as reduced by 25 percent, with  
18 regard to trend projections attributable  
19 to the period January 1, 2008 through  
20 December 31, 2008 shall be utilized, pro-  
21 vided, however, that for inflation attri-  
22 butable to the period January 1, 2006  
23 through December 31, 2007, the adjustment  
24 methodology utilized shall be the hospital  
25 inpatient medicare market basket method-  
26 ology as described in applicable federal  
27 regulations and effective for periods from  
28 October 1, 2005 through September 30,  
29 2007; and

30 (d) such rates shall be deemed as excluding  
31 reimbursement for physician services for  
32 inpatient services and claims for medicaid  
33 fee payments for such physician services  
34 for such inpatient care may be submitted  
35 separately from such rates in accordance  
36 with otherwise applicable law; provided,  
37 however, if this chapter appropriates suf-  
38 ficient additional funds to support pay-  
39 ments for general hospital inpatient ser-  
40 vices using the methodology in existence  
41 on June 30, 2008 as set forth in section  
42 2807-c of the public health law the provi-  
43 sions of this paragraph shall not apply  
44 and shall be considered null and void as  
45 of March 31, 2008.

46 Notwithstanding any contrary provision of  
47 law, and contingent upon the availability  
48 of federal financial participation, for  
49 the period April 1, 2008 through March 31,  
50 2009, the operating cost component of  
51 rates of payment by governmental agencies  
52 to general hospitals which are certified  
53 by the office of alcoholism and substance  
54 abuse services to provide inpatient detox-  
55 ification and withdrawal services and,  
56 with regard to inpatient services provided  
57 to patients discharges during such period  
58 who are determined to be in diagnosis-  
59 related groups numbered 743, 744, 745,  
60 746, 747, 748, 749, 750, or 751, as

## DEPARTMENT OF HEALTH

STATE OPERATIONS AND AID TO LOCALITIES 2008-09

- 1 determined in accordance with applicable  
2 regulations, shall be made on a per diem  
3 basis in accordance with the following:
- 4 (a) for each of the regions within the state  
5 as described in subdivision (e) of this  
6 section the commissioner of health shall  
7 determine the average per diem cost in-  
8 curred by general hospitals in that region  
9 subject to the provisions of this section  
10 with regard to inpatients requiring medi-  
11 cally managed detoxification services, as  
12 defined by applicable regulations promul-  
13 gated by the office of alcoholism and  
14 substance abuse services. In determining  
15 such costs the commissioner of health  
16 shall utilize 2006 costs and statistics as  
17 reported by such hospitals to the depart-  
18 ment prior to 2008; and
- 19 (b) per diem payments for inpatients requir-  
20 ing medically managed inpatient detoxifi-  
21 cation services shall reflect 100 percent  
22 of the per diem amounts computed pursuant  
23 to subdivision (a) of this section for the  
24 applicable region in which the facility is  
25 located and as trended forward to adjust  
26 for inflation, provided however, that such  
27 payments shall be reduced by 50 percent  
28 for any such services provided on or after  
29 the sixth day of services through the  
30 tenth day of services, and further pro-  
31 vided that no payments shall be made for  
32 any services provided on or after the  
33 eleventh day; and
- 34 (c) per diem payments for inpatients requir-  
35 ing medically supervised inpatient with-  
36 drawal services, as defined by applicable  
37 regulations promulgated by the office of  
38 alcoholism and substance abuse services,  
39 shall reflect 100 percent of the per diem  
40 amounts computed pursuant to subdivision  
41 (a) of this section for the applicable  
42 region in which the facility is located  
43 and as trended forward to adjust for  
44 inflation, provided, however, that such  
45 payments shall be reduced by 50 percent  
46 for any services provided on or after the  
47 sixth day of services through the tenth  
48 day of services, and further provided that  
49 no payments shall be made for any services  
50 provided on and after the eleventh day;  
51 and
- 52 (d) per diem payments for inpatients placed  
53 in observation beds, as defined by appli-  
54 cable regulations promulgated by the of-  
55 fice of alcoholism and substance abuse  
56 services, shall be at the same level as  
57 would be paid pursuant to subdivision (a)  
58 of this section, provided, however, that  
59 such payments shall not apply for more  
60 than two days of care, after which  
61 payments for such inpatients shall reflect  
62 their designation as requiring either

## DEPARTMENT OF HEALTH

STATE OPERATIONS AND AID TO LOCALITIES 2008-09

1 medically managed detoxification services  
2 or medically supervised withdrawal ser-  
3 vices, and further provided that days of  
4 care provided in such observation beds  
5 shall, for reimbursement purposes, be  
6 fully reflected in the computation of the  
7 initial five days of care as set forth in  
8 subdivisions (b) and (c) of this section;  
9 and  
10 (e) for the purposes of this section, the  
11 regions of the state shall be as follows:  
12 (A) New York City, consisting of the coun-  
13 ties of Bronx, New York, Kings, Queens and  
14 Richmond;  
15 (B) Long Island, consisting of the counties  
16 of Nassau and Suffolk;  
17 (C) Northern metropolitan, consisting of the  
18 counties of Columbia, Delaware, Dutchess,  
19 Orange, Putnam, Rockland, Sullivan, Ulster  
20 and Westchester;  
21 (D) Northeast, consisting of the counties of  
22 Albany, Clinton, Essex, Fulton, Greene,  
23 Hamilton, Montgomery, Rensselaer, Sara-  
24 toga, Schenectady, Schoharie, Warren and  
25 Washington;  
26 (E) Utica/Watertown, consisting of the  
27 counties of Franklin, Herkimer, Lewis,  
28 Oswego, Otsego, St. Lawrence, Jefferson,  
29 Chenango, Madison and Oneida;  
30 (F) Central, consisting of the counties of  
31 Broome, Cayuga, Chemung, Cortland, Onon-  
32 daga, Schuyler, Seneca, Steuben, Tioga and  
33 Tompkins;  
34 (G) Rochester, consisting of Monroe, On-  
35 tario, Livingston, Wayne and Yates;  
36 (H) Western, consisting of the counties of  
37 Allegany, Cattaraugus, Chautauqua, Erie,  
38 Genesee, Niagara, Orleans and Wyoming;  
39 provided, however, if this chapter appro-  
40 priates sufficient additional funds to  
41 support payments for general hospitals  
42 which are certified by the office of alco-  
43 holism and substance abuse services to  
44 provide inpatient detoxification services  
45 and withdrawal services using the method-  
46 ology in existence on March 31, 2008 as  
47 set forth in section 2807-c of the public  
48 health law the provisions of this para-  
49 graph shall not apply and shall be con-  
50 sidered null and void as of March 31,  
51 2008.  
52 Notwithstanding any inconsistent provision  
53 of law, rule or regulation to the contrary  
54 and contingent on the availability of  
55 federal financial participation, for the  
56 period commencing July 1, 2008 through  
57 March 31, 2009, up to \$60,000,000 of this  
58 appropriation, subject to the approval of  
59 the director of the budget, will be  
60 available for the purpose of increasing  
61 outpatient medical assistance rates of  
62 payment for general hospital outpatient

## DEPARTMENT OF HEALTH

## STATE OPERATIONS AND AID TO LOCALITIES 2008-09

1 services, general hospital emergency ser-  
2 vices, and ambulatory surgery services  
3 provided by a hospital as defined by sub-  
4 division 1 of section 2801 of the public  
5 health law.

6 Notwithstanding any inconsistent provision  
7 of law, rule or regulation to the contrary  
8 and contingent on the availability of  
9 federal financial participation, for the  
10 period commencing July 1, 2008 through  
11 March 31, 2009, up to \$24,000,000 of this  
12 appropriation, subject to the approval of  
13 the director of the budget, will be avail-  
14 able for the purpose of increasing medical  
15 assistance reimbursement for physician  
16 services, diagnostic and treatment cen-  
17 ters, and funding for primary care en-  
18 hancements.

19 Notwithstanding any inconsistent provision  
20 of law, rule or regulation, in determining  
21 rates of payment made by state governmen-  
22 tal agencies effective for services pro-  
23 vided on and after April 1, 2008 through  
24 March 31, 2009, for inpatient and out-  
25 patient services provided by general  
26 hospitals and for inpatient services and  
27 adult day health care outpatient services  
28 provided by residential health care facil-  
29 ities pursuant to article 28 of the public  
30 health law, except for residential health  
31 care facilities that provide extensive  
32 nursing, medical, psychological and coun-  
33 seling support services to children, for  
34 home health care services provided pursu-  
35 ant to article 36 of the public health law  
36 by certified home health agencies and long  
37 term home health care programs, other than  
38 for services provided to home care pa-  
39 tients diagnosed with AIDS as determined  
40 by applicable regulations, and personal  
41 care services provided pursuant to section  
42 365-a (2)(e) of the social services law,  
43 the commissioner of health shall apply a  
44 trend factor projection equal to 75 per-  
45 cent of the otherwise applicable trend  
46 factor projection attributable to the  
47 period January 1, 2008 through December  
48 31, 2008 in accordance with paragraph (c)  
49 of subdivision 10 of section 2807-c of the  
50 public health law; provided, however, the  
51 trend factor methodology set forth in this  
52 section shall not be applicable to rates  
53 of payment made by state governmental  
54 agencies for general hospital inpatient  
55 services for discharges occurring on and  
56 after July 1, 2008 through March 31, 2009,  
57 insofar as such rates of payment are based  
58 on reported 2005 base year costs and  
59 insofar as such trend projections pertain  
60 to inflation attributable to the period  
61 January 1, 2006 through December 31, 2007.

## DEPARTMENT OF HEALTH

STATE OPERATIONS AND AID TO LOCALITIES 2008-09

1 Notwithstanding any contrary provision of  
2 law, for the period April 1, 2008 through  
3 March 31, 2009, the operating cost com-  
4 ponent of rates of payment by governmental  
5 agencies for inpatient services provided  
6 by residential health care facilities  
7 shall reflect the operating cost component  
8 of rates effective for October 1, 2006 for  
9 each facility, as adjusted for inflation  
10 by application of 75 percent of the in-  
11 flation factor attributed to the period  
12 January 1, 2008 through December 31, 2008  
13 computed in accordance with paragraph (c)  
14 of subdivision 10 of section 2807-c of the  
15 public health law, provided, however, that  
16 such rates shall be further adjusted by a  
17 per diem add-on amount, as determined by  
18 the commissioner of health, reflecting the  
19 proportional amount of each facility's  
20 projected medicaid benefit to the total  
21 projected medicaid benefit for all facil-  
22 ities of the imputed use of the rate-  
23 setting methodology set forth in paragraph  
24 (b) of subdivision 2-b of section 2808 of  
25 the public health law, provided, however,  
26 that the rates for those facilities that  
27 do not qualify for such a per diem add-on  
28 adjustment shall be further adjusted to  
29 include the proportionate benefit, as  
30 determined by the commissioner of health,  
31 of the expiration of the opening paragraph  
32 and paragraph (a) of subdivision 16 of  
33 section 2808 of the public health law and  
34 of paragraph (a) of subdivision 14 of  
35 section 2808 of the public health law, and  
36 provided further, however, that the aggre-  
37 gate total of such per diem rate adjust-  
38 ments shall not exceed \$144,000,000, and  
39 provided further, however, that revisions  
40 to 2006 rates occurring on and after Janu-  
41 ary 1, 2007, shall be incorporated into  
42 rates in effect for the period April 1,  
43 2008 through March 31, 2009, and provided  
44 further, however, that the capital cost  
45 component of such rates shall fully re-  
46 flect the cost of local property taxes and  
47 payments made in lieu of local property  
48 taxes, as reported in each facility's ap-  
49 plicable 2006 cost report, and provided  
50 further, however, that for the period  
51 April 1, 2008 through March 31, 2009,  
52 voluntary facilities shall not be required  
53 to deposit reimbursement received for de-  
54 preciation expenses into a segregated  
55 depreciation fund account, and provided  
56 further, however, that to ensure that the  
57 quality of resident care is maintained and  
58 improved no less than 65 percent of such  
59 diem add-on amount, as received by each  
60 eligible facility, shall be allocated for  
61 the purpose of recruitment and retention  
62 of non-supervisory workers or any worker

## DEPARTMENT OF HEALTH

STATE OPERATIONS AND AID TO LOCALITIES 2008-09

1 with direct resident care responsibility  
2 or for purposes authorized under the  
3 nursing home quality improvement demon-  
4 stration program as established by section  
5 2808-d of the public health law, provided,  
6 however, that in no circumstance shall  
7 facilities be required to spend more than  
8 75 percent of such funds for these pur-  
9 poses, and provided further, the commis-  
10 sioner of health is authorized to audit  
11 each such facility for the purpose of  
12 ensuring compliance with such allocation  
13 requirements and shall recoup any amount  
14 determined to have been in contravention  
15 of the requirements of this paragraph,  
16 provided, however, that, upon application  
17 of a facility, the commissioner of health  
18 may, after determining that other funds  
19 are not available, waive the application  
20 of this allocation requirement insofar as  
21 it is determined by the commissioner of  
22 health that additional funds must be  
23 expended by such facility to correct de-  
24 ficiencies that constitute a threat to  
25 resident safety; provided however, if this  
26 chapter appropriates sufficient additional  
27 funds to support reimbursement of nursing  
28 home rebasing for the period April 1, 2008  
29 through March 31, 2009, using the method-  
30 ology set forth in subdivision 2-b of  
31 section 2808 of the public health law as  
32 in effect on March 31, 2008, such method-  
33 ology shall continue in effect for the  
34 period April 1, 2008 through March 31,  
35 2009 and the provisions of this section  
36 shall not apply and shall be considered  
37 null and void as of March 31, 2008.

38 Notwithstanding any inconsistent provision  
39 of law, rule or regulation to the con-  
40 trary, for the period October 1, 2008  
41 through March 31, 2009, the department of  
42 health is authorized to conduct a personal  
43 care services demonstration project in the  
44 city of New York and is authorized to  
45 contract with an entity to manage neces-  
46 sary assessments and to authorize plans of  
47 care that meet the medical needs of con-  
48 sumers of personal care services in the  
49 city of New York under paragraph (e) of  
50 subdivision 2 of section 365-a of the so-  
51 cial services law; provided that such  
52 project shall apply to those consumers who  
53 apply for such services on and after the  
54 date specified in such contract and shall  
55 not apply to those consumers who are in  
56 receipt of such services on such date and  
57 whose authorization for services is unin-  
58 terrupted after such date; provided,  
59 however, if this chapter appropriates suf-  
60 ficient additional funds to support the  
61 continued management of personal care ser-  
62 vices assessments and plans of care by the

## DEPARTMENT OF HEALTH

## STATE OPERATIONS AND AID TO LOCALITIES 2008-09

1 city of New York on and after October 1,  
2 2008 through March 31, 2009, then the  
3 provisions of this section shall not apply  
4 and shall be considered null and void as  
5 of March 31, 2008.

6 Notwithstanding any inconsistent provision  
7 of law, rule or regulation, for purposes  
8 of establishing rates of payment for cer-  
9 tified home health agency services for the  
10 period April 1, 2008 through March 31,  
11 2009, other than for services provided to  
12 patients diagnosed with AIDS, as deter-  
13 mined pursuant to applicable regulations,  
14 no amount shall be included in the rate  
15 for any community-based agency that is in  
16 excess of 100 percent of the weighted  
17 average cost of all community-based agen-  
18 cies in each such agency's group, or that,  
19 in the case of hospital-based agencies, is  
20 in excess of 100 percent of the weighted  
21 average cost of community based agencies  
22 in the area in which such hospital-based  
23 agencies are located and, further, the  
24 computation of such rates and associated  
25 group average cost ceilings shall utilize  
26 cost and statistical data in the cost  
27 reports submitted by such agencies to the  
28 department of health for the 2005 calendar  
29 year; provided however, if this chapter  
30 appropriates sufficient additional funds  
31 to support reimbursement of certified home  
32 health agency for the period April 1, 2008  
33 through March 31, 2009, using the method-  
34 ology set forth in subdivision 2-a of sec-  
35 tion 3614 of the public health law as in  
36 effect on March 31, 2008, such methodology  
37 shall continue in effect for the period  
38 April 1, 2008 through March 31, 2009 and  
39 the provisions of this section shall not  
40 apply and shall be considered null and  
41 void as of March 31, 2008.

42 Notwithstanding any inconsistent provision  
43 of law or regulation, for purposes of  
44 establishing rates of payment by govern-  
45 mental agencies for certified home health  
46 agencies for the period April 1, 2008  
47 through March 31, 2009, the reimbursable  
48 base year administrative and general costs  
49 for those certified home health agencies  
50 with annual expenses in excess of  
51 \$10,000,000, as determined using the  
52 reported base year cost data used to  
53 establish the statewide average admin-  
54 istrative and general cost ceiling for the  
55 applicable rate year, shall not exceed the  
56 lower of such statewide average or 20  
57 percent of each such agency's total reim-  
58 bursable base year costs; provided how-  
59 ever, if this chapter appropriates suffi-  
60 cient additional funds to support reim-  
61 bursement of certified home health agency  
62 for the period April 1, 2008 through March

## DEPARTMENT OF HEALTH

## STATE OPERATIONS AND AID TO LOCALITIES 2008-09

1 31, 2009, using the methodology set forth  
2 in subdivision 2-a of section 3614 of the  
3 public health law as in effect on March  
4 31, 2008, such methodology shall continue  
5 in effect for the period April 1, 2008  
6 through March 31, 2009 and the provisions  
7 of this section shall not apply and shall  
8 be considered null and void as of March  
9 31, 2008.

10 Notwithstanding any inconsistent provision  
11 of law, rule or regulation, for purposes  
12 of establishing rates of payment by gov-  
13 ernmental agencies for long term home  
14 health care programs for the period April  
15 1, 2008 through March 31, 2009, the reim-  
16 burstable base year administrative and gen-  
17 eral costs for those providers with annual  
18 expenses in excess of \$10,000,000, as  
19 determined using the reported base year  
20 cost data used to establish the statewide  
21 average administrative and general ceiling  
22 for the applicable rate year, shall not  
23 exceed the lower of such statewide average  
24 or 20 percent of each such provider's  
25 total reimbursable base year costs; pro-  
26 vided however, if this chapter appropri-  
27 ates sufficient additional funds to sup-  
28 port reimbursement of certified home  
29 health agency administrative and general  
30 costs for the period April 1, 2008 through  
31 March 31, 2009, using the methodology set  
32 forth in subdivision 7-a of section 3614  
33 of the public health law as in effect on  
34 March 31, 2008, such methodology shall  
35 continue in effect for the period April 1,  
36 2008 through March 31, 2009 and the  
37 provisions of this section shall not apply  
38 and shall be considered null and void as  
39 of March 31, 2008.

40 Notwithstanding any inconsistent provision  
41 of law, rule or regulation to the con-  
42 trary, for the period October 1, 2008  
43 through March 31, 2009, the commissioner  
44 of health is authorized to assume some or  
45 all of the activities from a local social  
46 services official for the provision and  
47 reimbursement of transportation costs set  
48 forth in section 365-h of the social  
49 services law. If the commissioner elects  
50 to assume such responsibility, the commis-  
51 sioner shall notify the local social ser-  
52 vices official in writing as to the elec-  
53 tion, the date upon which the election  
54 shall be effective and such information as  
55 to transition of responsibilities as the  
56 commissioner deems prudent. The commis-  
57 sioner is authorized to contract with a  
58 transportation manager to implement such  
59 election; provided, however, if this chap-  
60 ter appropriates sufficient additional  
61 funds to support transportation costs set

## DEPARTMENT OF HEALTH

## STATE OPERATIONS AND AID TO LOCALITIES 2008-09

1 forth in section 365-h of the social  
2 services law then the provisions of this  
3 paragraph shall not apply and shall be  
4 deemed null and void as of March 31, 2008.  
5 For services and expenses of the medical  
6 assistance program including hospital  
7 inpatient services ..... 4,816,106,000  
8 For services and expenses of the medical  
9 assistance program including hospital  
10 outpatient and emergency room services ... 671,764,000  
11 For services and expenses of the medical  
12 assistance program including clinic  
13 services ..... 792,156,000  
14 For services and expenses of the medical  
15 assistance program including nursing home  
16 services ..... 3,637,247,000  
17 For services and expenses of the medical  
18 assistance program including other long  
19 term care services ..... 2,871,453,000  
20 For services and expenses of the medical  
21 assistance program including managed care  
22 services ..... 3,511,795,000  
23 For services and expenses of the medical  
24 assistance program including pharmacy  
25 services ..... 1,620,653,000  
26 For services and expenses of the medical  
27 assistance program including transporta-  
28 tion services ..... 213,019,000  
29 For services and expenses of the medical  
30 assistance program including dental  
31 services ..... 150,776,000  
32 For services and expenses of the medical  
33 assistance program including noninstitu-  
34 tional and other spending ..... 4,259,031,000  
35 For services and expenses of the medical  
36 assistance program including a series of  
37 targeted chronic illness demonstration  
38 projects.  
39 Notwithstanding section 112 and section 163  
40 of the state finance law, for chronic  
41 illness demonstration projects authorized  
42 by section 364-1 of the social services  
43 law, the commissioner of health may allo-  
44 cate up to \$2,500,000 of the amount appro-  
45 priated for contracts without a request  
46 for proposal process or any other  
47 competitive process ..... 6,000,000  
48 For services and expenses of the medical  
49 assistance program including home health  
50 telehealth and IT demonstration programs.. 5,000,000  
51 For services and expenses of the medical  
52 assistance program including medical ser-  
53 vices provided at state facilities oper-  
54 ated by the office of mental health, the  
55 office of mental retardation and develop-  
56 mental disabilities and the office of  
57 alcoholism and substance abuse services .. 2,700,000,000  
58 -----  
59 Program account subtotal ..... 25,255,000,000  
60 -----  
61

## DEPARTMENT OF HEALTH

## STATE OPERATIONS AND AID TO LOCALITIES 2008-09

1	Special Revenue Funds - Other / Aid to Localities	
2	HCRA Resources Fund - 061	
3	Medical Assistance Account	
4		
5	For the purpose of making payments, the	
6	money hereby appropriated is available for	
7	payment of aid heretofore accrued or here-	
8	after accrued, to providers of medical	
9	care pursuant to section 367-b of the	
10	social services law, and for payment of	
11	state aid to municipalities and the feder-	
12	al government where payment systems	
13	through fiscal intermediaries are not	
14	operational, to reimburse such providers	
15	for costs attributable to the provision of	
16	care to patients eligible for medical	
17	assistance.	
18	For services and expenses related to the	
19	medical assistance program .....	93,600,000
20	For services and expenses of the medical	
21	assistance program related to the treat-	
22	ment of breast and cervical cancer .....	2,100,000
23	For services and expenses of the medical	
24	assistance program related to disabled	
25	persons .....	23,500,000
26	For services and expenses of the medical	
27	assistance program related to physician	
28	services .....	85,200,000
29	For services and expenses of the medical	
30	assistance program related to pharmacy	
31	services .....	434,000,000
32	For services and expenses of the medical	
33	assistance program related to the city of	
34	New York .....	124,700,000
35	For services and expenses of the medical	
36	assistance program related to providing	
37	distributions for supplemental medical	
38	insurance for medicare part B premiums,	
39	physician services, outpatient services,	
40	medical equipment, supplies and other	
41	health services .....	68,000,000
42	For services and expenses of the medical	
43	assistance program related to the family	
44	health plus program .....	588,600,000
45	For services and expenses of the medical	
46	assistance program related to the priority	
47	restoration program .....	24,000,000
48	For services and expenses of the medical	
49	assistance program related to providing	
50	financial assistance to residential health	
51	care facilities .....	15,000,000
52	For services and expenses of the medical	
53	assistance program related to non-public	
54	general hospital rate increases for	
55	recruitment and retention of health care	
56	workers .....	41,300,000
57	For services and expenses of the medical	
58	assistance program related to free-stand-	
59	ing diagnostic and treatment center rate	
60	increases for recruitment and retention of	
61	health care workers .....	3,050,000

## DEPARTMENT OF HEALTH

## STATE OPERATIONS AND AID TO LOCALITIES 2008-09

1	For services and expenses of the medical	
2	assistance program related to non-public	
3	residential health care facility rate	
4	increases for recruitment and retention of	
5	health care workers .....	21,600,000
6	For services and expenses of the medical	
7	assistance program related to supporting	
8	workforce recruitment and retention of	
9	personal care services or any worker with	
10	direct patient care responsibility for	
11	local social service districts which	
12	include a city with a population of over	
13	one million persons .....	136,000,000
14	For services and expenses of the medical	
15	assistance program related to supporting	
16	workforce recruitment and retention of	
17	personal care services for local social	
18	service districts that do not include a	
19	city with a population of over one million	
20	persons .....	11,200,000
21	For services and expenses of the medical	
22	assistance program related to supporting	
23	rate increases for certified home health	
24	agencies, long term home health care	
25	programs, AIDS home care programs, hospice	
26	programs, managed long term care plans and	
27	approved managed long term care operating	
28	demonstrations for recruitment and	
29	retention of health care workers .....	50,000,000
30	For services and expenses of the medical	
31	assistance program related to rate adjust-	
32	ments made to public hospitals in accord-	
33	ance with paragraph (i) of subdivision 1	
34	of section 2807-c of the public health law	
35	pursuant to a chapter of the laws of 2007	24,000,000
36	For additional services and expenses of the	
37	medical assistance program. The moneys	
38	hereby appropriated shall be available for	
39	non-public general hospitals located in a	
40	city with a population of more than one	
41	million persons to ensure meaningful	
42	access to the hospital's services and	
43	reasonable accommodation for all Medicaid	
44	patients that need language assistance ...	19,000,000
45	For additional services and expenses of the	
46	medical assistance program. The moneys	
47	hereby appropriated shall be available for	
48	general hospitals located in the counties	
49	of Nassau and Suffolk for distributions	
50	pursuant to paragraph (k) of subdivision 1	
51	of section 2807-c of the public health	
52	law, as added by a chapter of the laws of	
53	2007 .....	2,500,000
54	For services and expenses of the medical	
55	assistance program related to supplemental	
56	rate adjustments to rural hospitals in	
57	accordance with subdivision 32 of section	
58	2807-c of the public health law .....	3,500,000
59		-----
60	Program account subtotal .....	1,770,850,000
61		-----
62		

DEPARTMENT OF HEALTH

STATE OPERATIONS AND AID TO LOCALITIES 2008-09

1	Special Revenue Funds - Other / Aid to Localities	
2	HCRA Resources Fund - 061	
3	Indigent Care Account	
4		
5	For the purpose of making payments to	
6	providers of medical care pursuant to	
7	section 367-b of the social services law,	
8	and for payment of state aid to munici-	
9	palities where payment systems through	
10	fiscal intermediaries are not operational,	
11	to reimburse such providers for costs	
12	attributable to the provision of care to	
13	patients eligible for medical assistance.	
14	Payments from this appropriation to gener-	
15	al hospitals related to bad debt and char-	
16	ity care pursuant to article 28 of the	
17	public health law respectively, when	
18	combined with federal funds for services	
19	and expenses for the medical assistance	
20	program pursuant to title XIX of the	
21	federal social security act or its succes-	
22	sor program, shall equal the amount of the	
23	funds received related to bad debt and	
24	charity care allowances and surcharges	
25	pursuant to article 28 of the public	
26	health law and deposited to this account	
27	less any such amounts withheld pursuant to	
28	subdivision 21 of section 2807-c of the	
29	public health law .....	840,800,000
30		-----
31	Program account subtotal .....	840,800,000
32		-----
33		
34	Special Revenue Funds - Other / Aid to Localities	
35	Miscellaneous Special Revenue Fund - 339	
36	Medical Assistance Account	
37		
38	For the purpose of making payments to	
39	providers of medical care pursuant to	
40	section 367-b of the social services law,	
41	and for payment of state aid to munici-	
42	palities and the federal government where	
43	payment systems through fiscal interme-	
44	diaries are not operational, to reimburse	
45	such providers for costs attributable to	
46	the provision of care to patients eligible	
47	for medical assistance.	
48	For services and expenses of the medical	
49	assistance program including nursing home	
50	services .....	548,000,000
51		-----
52	Program account subtotal .....	548,000,000
53		-----
54		
55	OFFICE OF HEALTH INSURANCE PROGRAMS .....	1,526,306,000
56		-----
57		
58	General Fund / State Operations	
59	State Purposes Account - 003	
60		

DEPARTMENT OF HEALTH

STATE OPERATIONS AND AID TO LOCALITIES 2008-09

1 Notwithstanding any other provision of law,  
 2 the money hereby appropriated may be  
 3 increased or decreased by interchange,  
 4 with any appropriation of the department  
 5 of health, and may be increased or  
 6 decreased by transfer or suballocation  
 7 between these appropriated amounts and  
 8 appropriations of the medicaid inspector  
 9 general, office of mental health, office  
 10 of mental retardation and developmental  
 11 disabilities and office of alcoholism and  
 12 substance abuse services with the approval  
 13 of the director of the budget, who shall  
 14 file such approval with the department of  
 15 audit and control and copies thereof with  
 16 the chairman of the senate finance commit-  
 17 tee and the chairman of the assembly ways  
 18 and means committee.

19  
 20 PERSONAL SERVICE

21  
 22 Personal service--regular ..... 27,216,000  
 23 Temporary service ..... 1,000  
 24 Holiday/overtime compensation ..... 350,000  
 25 -----  
 26 Amount available for personal service .... 27,567,000  
 27 -----

28  
 29 NONPERSONAL SERVICE

30  
 31 Supplies and materials ..... 536,000  
 32 Travel ..... 823,000  
 33 Contractual services ..... 29,902,000  
 34 Equipment ..... 831,000  
 35 -----  
 36 Amount available for nonpersonal service . 32,092,000  
 37 -----

38  
 39 MAINTENANCE UNDISTRIBUTED

40  
 41 For services and expenses related to crea-  
 42 tion of a state enrollment portal.  
 43  
 44 Contractual services ..... 4,250,000  
 45 -----  
 46 Program account subtotal ..... 63,909,000  
 47 -----

48  
 49 General Fund / Aid to Localities  
 50 Local Assistance Account - 001

51  
 52 For grants to a New York state based not-  
 53 for-profit organization with expertise in  
 54 the New York state medicaid program for  
 55 collaborative studies, reviews and analy-  
 56 sis, to be performed in conjunction with  
 57 the department of health, on medicaid  
 58 policy, operational and other issues as  
 59 defined by the department ..... 1,500,000  
 60 -----  
 61 Program account subtotal ..... 1,500,000  
 62 -----

DEPARTMENT OF HEALTH

STATE OPERATIONS AND AID TO LOCALITIES 2008-09

1 Special Revenue Funds - Federal / State Operations  
2 Federal Health and Human Services Fund - 265  
3  
4 For services and expenses for the medical  
5 assistance program and administration of  
6 the medical assistance program and survey  
7 and certification program, provided pursu-  
8 ant to title XIX of the federal social  
9 security act.  
10 Notwithstanding any inconsistent provision  
11 of law and subject to the approval of the  
12 director of the budget, moneys hereby  
13 appropriated may be increased or decreased  
14 by transfer or suballocation between these  
15 appropriated amounts and appropriations of  
16 other state agencies and appropriations of  
17 the department of health. Notwithstanding  
18 any inconsistent provision of law and  
19 subject to approval of the director of the  
20 budget, moneys hereby appropriated may be  
21 transferred or suballocated to other state  
22 agencies for reimbursement to local  
23 government entities for services and  
24 expenses related to administration of the  
25 medical assistance program ..... 846,697,000  
26 -----  
27 Program fund subtotal ..... 846,697,000  
28 -----  
29  
30 Special Revenue Funds - Federal / Aid to Localities  
31 Federal Health and Human Services Fund - 265  
32  
33 Notwithstanding any inconsistent provision  
34 of law, the money appropriated herein  
35 shall be available for services and  
36 expenses including grants related to the  
37 federal-state health reform partnership  
38 program and/or its successor program and  
39 be transferred to other state agencies,  
40 provided, however, that the section 1115  
41 waiver demonstration which is entitled the  
42 federal-state health reform partnership,  
43 is in effect in accordance with the terms  
44 and conditions approved by the secretary  
45 of the federal department of health and  
46 human services and further provided that  
47 funds appropriated for the federal-state  
48 health reform partnership program are  
49 disbursed only in accordance with those  
50 terms and conditions ..... 300,000,000  
51 -----  
52 Program fund subtotal ..... 300,000,000  
53 -----  
54  
55 Special Revenue Funds - Other / State Operations  
56 HCRA Resources Fund - 061  
57 Medicaid Fraud Hotline and Medicaid Administration  
58 Account  
59  
60 For services and expenses related to the  
61 medicaid fraud hotline established pursu-  
62 ant to chapter 1 of the laws of 1999 and

## DEPARTMENT OF HEALTH

STATE OPERATIONS AND AID TO LOCALITIES 2008-09

1	administrative expenses related to the	
2	family health plus program pursuant to	
3	section 369-ee of the social services law.	
4		
5	PERSONAL SERVICE	
6		
7	Personal service--regular .....	200,000
8		-----
9		
10	NONPERSONAL SERVICE	
11		
12	Supplies and materials .....	25,000
13	Contractual services .....	500,000
14	Fringe benefits .....	91,000
15	Indirect costs .....	84,000
16		-----
17	Amount available for nonpersonal service .	700,000
18		-----
19	Program account subtotal .....	900,000
20		-----
21		
22	Special Revenue Funds - Other / State Operations	
23	HCRA Resources Fund - 061	
24	Medical Assistance Account	
25		
26	For services and expenses related to the	
27	administration and marketing of the family	
28	health plus program established pursuant	
29	to chapter 1 of the laws of 1999.	
30		
31	PERSONAL SERVICE	
32		
33	Personal service--regular .....	809,000
34		-----
35		
36	NONPERSONAL SERVICE	
37		
38	Supplies and materials .....	35,000
39	Travel .....	34,000
40	Contractual services .....	5,581,000
41	Equipment .....	34,000
42	Fringe benefits .....	369,000
43	Indirect costs .....	338,000
44		-----
45	Amount available for nonpersonal service .	6,391,000
46		-----
47	Program account subtotal .....	7,200,000
48		-----
49		
50	Special Revenue Funds - Other / State Operations	
51	Miscellaneous Special Revenue Fund - 339	
52	Disease Management Account	
53		
54	For services and expenses related to disease	
55	management.	
56		
57	NONPERSONAL SERVICE	
58		
59	Contractual services .....	5,000,000
60		-----
61	Program account subtotal .....	5,000,000
62		-----

DEPARTMENT OF HEALTH

STATE OPERATIONS AND AID TO LOCALITIES 2008-09

1	Special Revenue Funds - Other / Aid to Localities	
2	Miscellaneous Special Revenue Fund - 339	
3	Federal State Health Reform Partnership Account	
4		
5	Notwithstanding any inconsistent provision	
6	of law, the money appropriated herein	
7	shall be available for services and	
8	expenses including grants related to the	
9	federal-state health reform partnership	
10	program and/or its successor program,	
11	provided, however, that the section 1115	
12	waiver demonstration which is entitled the	
13	federal-state health reform partnership,	
14	is in effect in accordance with the terms	
15	and conditions approved by the secretary	
16	of the federal department of health and	
17	human services, and further provided that	
18	funds appropriated for the federal-state	
19	health reform partnership program are	
20	disbursed only in accordance with those	
21	terms and conditions. Subject to the	
22	approval of the director of the budget,	
23	moneys appropriated herein may be trans-	
24	ferred or suballocated to the state office	
25	for the aging and other state agencies ...	300,000,000
26		-----
27	Program account subtotal .....	300,000,000
28		-----
29		
30	Special Revenue Funds - Other / State Operations	
31	Miscellaneous Special Revenue Fund - 339	
32	Medicaid Inquiry Account	
33		
34	For services and expenses related to the	
35	cost of medicaid inquiry services.	
36		
37	PERSONAL SERVICE	
38		
39	Personal service--regular .....	500,000
40		-----
41	Program account subtotal .....	500,000
42		-----
43		
44	Special Revenue Funds - Other / State Operations	
45	Miscellaneous Special Revenue Fund - 339	
46	Medicaid Research Projects Account	
47		
48	For services and expenses related to improv-	
49	ing services to medical assistance recipi-	
50	ents and other medical assistance research	
51	activities.	
52		
53	NONPERSONAL SERVICE	
54		
55	Contractual services .....	600,000
56		-----
57	Program account subtotal .....	600,000
58		-----
59		
60	OFFICE OF HEALTH SYSTEMS MANAGEMENT .....	94,166,000
61		-----
62		

DEPARTMENT OF HEALTH

STATE OPERATIONS AND AID TO LOCALITIES 2008-09

1	General Fund / State Operations	
2	State Purposes Account - 003	
3		
4	PERSONAL SERVICE	
5		
6	Personal service--regular .....	16,328,000
7	Temporary service .....	53,000
8	Holiday/overtime compensation .....	546,000
9		-----
10	Amount available for personal service ....	16,927,000
11		-----
12		
13	NONPERSONAL SERVICE	
14		
15	Supplies and materials .....	186,000
16	Travel .....	237,000
17	Contractual services .....	6,499,000
18	Equipment .....	201,000
19		-----
20	Amount available for nonpersonal service .	7,123,000
21		-----
22		
23	MAINTENANCE UNDISTRIBUTED	
24		
25	For suballocation to the office of mental	
26	health for services and expenses for	
27	surveys of psychiatric residential treat-	
28	ment facilities.	
29		
30	Personal service--regular .....	131,000
31	Supplies and materials .....	18,000
32	Travel .....	50,000
33	Equipment .....	74,000
34		-----
35	Amount available .....	273,000
36		-----
37		
38	For services and expenses of the health	
39	e-link.	
40		
41	Contractual services .....	750,000
42		-----
43	Amount available for maintenance undis-	
44	tributed .....	1,023,000
45		-----
46	Program account subtotal .....	25,073,000
47		-----
48		
49	General Fund / Aid to Localities	
50	Local Assistance Account - 001	
51		
52	For contractual services related to medical	
53	necessity and quality of care reviews	
54	related to medicaid patients and to moni-	
55	tor health care services provided to	
56	persons with AIDS. A portion of this	
57	appropriation may be transferred to state	
58	operations appropriations .....	11,685,000

## DEPARTMENT OF HEALTH

## STATE OPERATIONS AND AID TO LOCALITIES 2008-09

1	For services and expenses for patient health	
2	information and quality improvement initi-	
3	atives. A portion of this appropriation	
4	may be transferred to state operations	
5	appropriations .....	375,000
6	For services and expenses for cardiac	
7	services access and cardiac data	
8	quality/outcomes initiatives .....	1,500,000
9	For services and expenses related to the	
10	operation of the incident reporting system	
11	(NYPORTS). A portion of this appropriation	
12	may be transferred to state operations	
13	appropriations .....	679,000
14	For services and expenses for consulting	
15	services related to health information	
16	technology. A portion of this appropri-	
17	ation may be transferred to state opera-	
18	tions appropriations .....	180,000
19	For services and expenses to support the	
20	center for liver transplant and the alli-	
21	ance for donation.....	380,000
22	For grants for patient safety awards .....	1,200,000
23	For services and expenses of the brain	
24	trauma foundation .....	500,000
25	For services and expenses for a statewide	
26	campaign to promote awareness of the New	
27	York state donor registry to increase	
28	organ and tissue donation. A portion of	
29	this appropriation may be transferred to	
30	state operations appropriations .....	250,000
31		-----
32	Program account subtotal .....	16,749,000
33		-----
34		
35	Special Revenue Funds - Federal / Aid to Localities	
36	Federal Operating Grants Fund - 290	
37	United States Department of Justice Account	
38		
39	For expenses incurred in the administration	
40	of the prescription drug monitoring	
41	program relating to the prescribing and	
42	dispensing of controlled substances .....	400,000
43		-----
44	Program account subtotal .....	400,000
45		-----
46		
47	Special Revenue Funds - Other / State Operations	
48	HCRA Resources Fund - 061	
49	Emergency Medical Services Account	
50		
51	For services and expenses related to emer-	
52	gency medical services (EMS) adminis-	
53	tration including but not limited to,	
54	expenses related to training courses and	
55	instructor development, expenses of the	
56	state EMS council, expenses of the EMS	
57	regional councils and program agencies,	
58	and expenses of the general public health	
59	work - EMS reimbursement.	
60		

## DEPARTMENT OF HEALTH

STATE OPERATIONS AND AID TO LOCALITIES 2008-09

1		PERSONAL SERVICE	
2			
3	Personal service--regular .....	2,240,000	
4	Temporary service .....	5,000	
5	Holiday/overtime compensation .....	75,000	
6		-----	
7	Amount available for personal service ....	2,320,000	
8		-----	
9			
10		NONPERSONAL SERVICE	
11			
12	Supplies and materials .....	130,000	
13	Travel .....	180,000	
14	Contractual services .....	15,693,000	
15	Equipment .....	300,000	
16	Fringe benefits .....	1,057,000	
17	Indirect costs .....	804,000	
18		-----	
19	Amount available for nonpersonal service .	18,164,000	
20		-----	
21	Program account subtotal .....	20,484,000	
22		-----	
23			
24	Special Revenue Funds - Other / State Operations		
25	Miscellaneous Special Revenue Fund - 339		
26	1200-Hospital and Nursing Home Management Account		
27			
28	For services and expenses of inspecting,		
29	regulating, supervising and auditing		
30	hospital and nursing home companies incor-		
31	porated and authorized under articles 28-A		
32	and 28-B of the public health law, from		
33	funds received pursuant to these activ-		
34	ities.		
35			
36		PERSONAL SERVICE	
37			
38	Personal service--regular .....	478,000	
39	Temporary service .....	2,000	
40	Holiday/overtime compensation .....	7,000	
41		-----	
42	Amount available for personal service ....	487,000	
43		-----	
44			
45		NONPERSONAL SERVICE	
46			
47	Supplies and materials .....	2,000	
48	Travel .....	8,000	
49	Contractual services .....	24,000	
50	Equipment .....	20,000	
51	Fringe benefits .....	222,000	
52	Indirect costs .....	169,000	
53		-----	
54	Amount available for nonpersonal service .	445,000	
55		-----	
56	Program account subtotal .....	932,000	
57		-----	
58			
59	Special Revenue Funds - Other / State Operations		
60	Miscellaneous Special Revenue Fund - 339		
61	Certificate of Need Account		
62			

## DEPARTMENT OF HEALTH

STATE OPERATIONS AND AID TO LOCALITIES 2008-09

1 For services and expenses, including indi-  
 2 rect costs, related to the certificate of  
 3 need program.  
 4  
 5 PERSONAL SERVICE  
 6  
 7 Personal service--regular ..... 2,039,000  
 8 Holiday/overtime compensation ..... 10,000  
 9 -----  
 10 Amount available for personal service .... 2,049,000  
 11 -----  
 12  
 13 NONPERSONAL SERVICE  
 14  
 15 Supplies and materials ..... 26,000  
 16 Travel ..... 38,000  
 17 Contractual services ..... 1,150,000  
 18 Equipment ..... 25,000  
 19 Fringe benefits ..... 933,000  
 20 Indirect costs ..... 710,000  
 21 -----  
 22 Amount available for nonpersonal service . 2,882,000  
 23 -----  
 24 Program account subtotal ..... 4,931,000  
 25 -----  
 26  
 27 Special Revenue Funds - Other / State Operations  
 28 Miscellaneous Special Revenue Fund - 339  
 29 Funeral Directing Account  
 30  
 31 For services and expenses of a statewide  
 32 program, including indirect costs, related  
 33 to the funeral direction administration  
 34 program.  
 35  
 36 PERSONAL SERVICE  
 37  
 38 Personal service--regular ..... 198,000  
 39 Holiday/overtime compensation ..... 10,000  
 40 -----  
 41 Amount available for personal service .... 208,000  
 42 -----  
 43  
 44 NONPERSONAL SERVICE  
 45  
 46 Supplies and materials ..... 14,000  
 47 Travel ..... 24,000  
 48 Contractual services ..... 45,000  
 49 Equipment ..... 25,000  
 50 Fringe benefits ..... 95,000  
 51 Indirect costs ..... 73,000  
 52 -----  
 53 Amount available for nonpersonal service . 276,000  
 54 -----  
 55 Program account subtotal ..... 484,000  
 56 -----  
 57  
 58 Special Revenue Funds - Other / State Operations  
 59 Miscellaneous Special Revenue Fund - 339  
 60 Patient Safety Center Account  
 61

## DEPARTMENT OF HEALTH

## STATE OPERATIONS AND AID TO LOCALITIES 2008-09

1	For services and expenses of the patient	
2	safety center created by title 2 of arti-	
3	cle 19-D of the public health law.	
4		
5		
6		
7	Contractual services .....	1,000,000
8		-----
9	Program account subtotal .....	1,000,000
10		-----
11		
12	Special Revenue Funds - Other / State Operations	
13	Miscellaneous Special Revenue Fund - 339	
14	Professional Medical Conduct Account	
15		
16	For services and expenses, including indi-	
17	rect costs, related to the professional	
18	medical conduct program.	
19		
20		
21		
22	Personal service--regular .....	9,007,000
23	Temporary service .....	340,000
24	Holiday/overtime compensation .....	49,000
25		-----
26	Amount available for personal service ....	9,396,000
27		-----
28		
29		
30		
31	Supplies and materials .....	154,000
32	Travel .....	276,000
33	Contractual services .....	5,512,000
34	Equipment .....	250,000
35	Fringe benefits .....	4,280,000
36	Indirect costs .....	3,255,000
37		-----
38	Amount available for nonpersonal service .	13,727,000
39		-----
40		
41		
42		
43	For services and expenses of the medical	
44	society contract authorized pursuant to	
45	chapter 582 of the laws of 1984 .....	990,000
46		-----
47	Program account subtotal .....	24,113,000
48		-----
49		
50	OFFICE OF LONG TERM CARE.....	96,004,000
51		-----
52		
53	General Fund / State Operations	
54	State Purposes Account - 003	
55		
56		
57		
58	Personal service--regular .....	25,818,000
59	Temporary service .....	82,000

DEPARTMENT OF HEALTH

STATE OPERATIONS AND AID TO LOCALITIES 2008-09

1	Holiday/overtime compensation .....	854,000
2		-----
3	Amount available for personal service ....	26,754,000
4		-----
5	NONPERSONAL SERVICE	
6		
7	Supplies and materials .....	350,000
8	Travel .....	1,065,000
9	Contractual services .....	14,674,000
10	Equipment .....	415,000
11		-----
12	Amount available for nonpersonal service .	16,504,000
13		-----
14		
15	MAINTENANCE UNDISTRIBUTED	
16		
17	For services and expenses related to the	
18	implementation of formal quality assess-	
19	ment and performance improvement programs	
20	for hospices.	
21		
22	Personal service--regular .....	250,000
23	Contractual services .....	750,000
24		-----
25	Amount available .....	1,000,000
26		-----
27		
28	For services and expenses related to en-	
29	hanced oversight and improved coordination	
30	of the long term care and hospital sur-	
31	veillance programs.	
32		
33	Personal service--regular .....	2,000,000
34		-----
35		
36	For services and expenses related to the	
37	enhancement of long term care and hospital	
38	surveillance activities.	
39		
40	Personal service--regular .....	1,500,000
41		-----
42		
43	For services and expenses related to long	
44	term care reform improvements, including,	
45	but not limited to, developing and analyz-	
46	ing health care data to evaluate ap-	
47	proaches to financing long term care pro-	
48	grams including development of a uniform	
49	data set for community based settings,	
50	additional tools to expedite the pro-	
51	cessing of nursing home appeals, to con-	
52	duct review of restructuring plans for	
53	financially disadvantaged nursing homes,	
54	including providing assistance to finan-	
55	cially disadvantaged nursing homes to pay	
56	for costs associated with hiring chief	
57	restructuring officers, to conduct reviews	
58	and make recommendations on state and	
59	federal policy, regulatory and statutory	
60	changes related to decreased length of	
61	stay and increased acuity in nursing homes	
62	and innovative models of care.	

## DEPARTMENT OF HEALTH

## STATE OPERATIONS AND AID TO LOCALITIES 2008-09

1	Contractual services .....	2,150,000
2		-----
3		
4	For services and expenses of an HIV care	
5	retention in communities of color.	
6		
7	Contractual services .....	200,000
8		-----
9		
10	For services and expenses of a translation	
11	neurological research program in collab-	
12	oration with Helen Hayes hospital.	
13		
14	Contractual services .....	100,000
15		-----
16		
17	For services and expenses of a public health	
18	genomics.	
19		
20	Contractual services .....	50,000
21		-----
22	Amount available for maintenance undis-	
23	tributed .....	7,000,000
24		-----
25	Program account subtotal.....	50,258,000
26		-----
27		
28	General Fund / Aid to Localities	
29	Local Assistance Account - 001	
30		
31	For services and expenses related to trau-	
32	matic brain injury including but not	
33	limited to services rendered to individ-	
34	uals enrolled in the federally approved	
35	home and community based services (HCBS)	
36	waiver and including personal and nonper-	
37	sonal services spending originally autho-	
38	rized by appropriations and reappropri-	
39	ations enacted prior to 1996. All or part	
40	of this appropriation may be transferred	
41	to state operations appropriations .....	14,907,000
42	For services and expenses of the quality	
43	incentive payment program .....	2,750,000
44	For an operating assistance subprogram for	
45	enriched housing. To the extent that funds	
46	are appropriated for such purposes, the	
47	department is authorized to pay an oper-	
48	ating subsidy for SSI recipients who are	
49	residents in certified not-for-profit or	
50	public enriched housing programs. Such	
51	subsidy shall not exceed \$115 per month	
52	per each SSI recipient and will be paid	
53	directly to the certified operator. If	
54	appropriations are not sufficient to meet	
55	such maximum monthly payments, such	
56	subsidy shall be reduced proportionately..	546,000
57	For services and expenses, including grants,	
58	for an advocacy program on behalf of	
59	seniors with long term care needs .....	70,000
60	The monies hereby appropriated shall be	
61	available for the cost of housing subsi-	
62	dies to certain participants in the nurs-	

DEPARTMENT OF HEALTH

STATE OPERATIONS AND AID TO LOCALITIES 2008-09

1 ing home transition and diversion waiver  
 2 program as authorized by chapters 615 and  
 3 627 of the laws of 2004. A portion of  
 4 such funds may be used for administration  
 5 of the housing subsidies, either by state  
 6 staff or a not-for-profit agency. A por-  
 7 tion of this appropriation may be trans-  
 8 ferred to state operations appropriations.  
 9 Up to 100 percent of this appropriation  
 10 may be suballocated to the division of  
 11 housing and community renewal ..... 2,500,000

12 -----  
 13 Program account subtotal ..... 20,773,000  
 14 -----

15  
 16 Special Revenue Fund - Other / Aid to Localities  
 17 HCRA Resources Fund - 061  
 18 Health Services Account  
 19

20 For services and expenses related to adult  
 21 home initiatives including but not limited  
 22 to, social and recreational services;  
 23 programs to support wellness including  
 24 smoking cessation; falls prevention; main-  
 25 taining or improving physical mobility,  
 26 cognitive functioning or overall health;  
 27 and advocacy and legal support.

28 Notwithstanding any inconsistent provision  
 29 of law and subject to the approval of the  
 30 director of the budget, moneys hereby  
 31 appropriated may be transferred to the  
 32 office of mental health, the office for  
 33 the aging, and the commission on quality  
 34 of care and advocacy for persons with  
 35 disabilities. Moneys herein appropriated  
 36 may be used for the purpose of awarding  
 37 grants to operators of adult homes,  
 38 enriched housing programs and residences  
 39 through the enhancing abilities and life  
 40 experience (EnAbLE) program to improve the  
 41 quality of life and independence for resi-  
 42 dents. Use of program funds may include,  
 43 but shall not be limited to, independent  
 44 living skills training, vocational or  
 45 educational programs; peer specialists;  
 46 employment specialist; or services and  
 47 supports to allow residents to maintain  
 48 independence in their activities of daily  
 49 living. Such grants shall be made pursuant  
 50 to criteria established by the department  
 51 of health. A preference in funding shall  
 52 be granted to applicants for use of  
 53 program funds which would serve residents  
 54 receiving supplemental security income  
 55 and/or safety net. No grants shall be  
 56 made unless the department of health  
 57 receives satisfactory documentation that  
 58 the resident council of any facility for  
 59 which funds are requested has endorsed the  
 60 proposed use of funds as set forth in the  
 61 grant application ..... 2,690,000

2,690,000

DEPARTMENT OF HEALTH

STATE OPERATIONS AND AID TO LOCALITIES 2008-09

1 For additional services and expenses for the  
 2 enhancing abilities and life experience  
 3 (EnAbLE) program to improve the quality of  
 4 life of residents. Use of program funds  
 5 may include, but shall not be limited to,  
 6 providing air conditioning in resident  
 7 rooms, providing generators to facilities,  
 8 improving the quality of food services and  
 9 other quality of life activities. In dis-  
 10 tributing such funds, the department shall  
 11 give priority to those applicants whose  
 12 residents demonstrate the highest level of  
 13 need, including but not limited to, those  
 14 with psychiatric disabilities and the  
 15 elderly, and consideration to applicants  
 16 in the greatest financial need of such  
 17 assistance ..... 2,000,000  
 18 -----  
 19 Program account subtotal ..... 4,690,000  
 20 -----  
 21  
 22 Special Revenue Funds - Other / State Operations  
 23 Miscellaneous Special Revenue Fund - 339  
 24 Adult Home Quality Enhancement Account  
 25  
 26 For services and expenses to promote  
 27 programs to improve the quality of care  
 28 for residents in adult homes.  
 29  
 30 NONPERSONAL SERVICE  
 31  
 32 Contractual services ..... 500,000  
 33 -----  
 34 Program account subtotal ..... 500,000  
 35 -----  
 36  
 37 Special Revenue Funds - Other / State Operations  
 38 Miscellaneous Special Revenue Fund - 339  
 39 Assisted Living Residence Quality Oversight Account  
 40  
 41 For services and expenses related to the  
 42 oversight and licensing activities for  
 43 assisted living facilities. Subject to the  
 44 approval of the director of the budget,  
 45 moneys appropriated herein may be  
 46 transferred to the state office for the  
 47 aging.  
 48  
 49 PERSONAL SERVICE  
 50  
 51 Personal service--regular ..... 975,000  
 52 Holiday/overtime compensation ..... 35,000  
 53 -----  
 54 Amount available for personal service .... 1,010,000  
 55 -----  
 56  
 57 NONPERSONAL SERVICE  
 58  
 59 Supplies and materials ..... 9,000  
 60 Travel ..... 40,000  
 61 Contractual services ..... 134,000  
 62 Equipment ..... 16,000

DEPARTMENT OF HEALTH

STATE OPERATIONS AND AID TO LOCALITIES 2008-09

1	Fringe benefits .....	445,000
2	Indirect costs .....	346,000
3		-----
4	Amount available for nonpersonal service .	990,000
5		-----
6	Program account subtotal .....	2,000,000
7		-----
8		
9	Special Revenue Funds - Other / State Operations	
10	Miscellaneous Special Revenue Fund - 339	
11	Continuing Care Retirement Community Account	
12		
13	For services and expenses related to the	
14	establishment of continuing care retire-	
15	ment communities including expenses of the	
16	life care community council.	
17		
18	PERSONAL SERVICE	
19		
20	Personal service--regular .....	30,000
21		-----
22		
23	NONPERSONAL SERVICE	
24		
25	Supplies and materials .....	3,000
26	Travel .....	5,000
27	Contractual services.....	160,000
28	Fringe benefits .....	14,000
29	Indirect costs .....	34,000
30		-----
31	Amount available for nonpersonal service .	216,000
32		-----
33	Program account subtotal .....	246,000
34		-----
35		
36	Special Revenue Funds - Other / State Operations	
37	Miscellaneous Special Revenue Fund - 339	
38	Criminal Background Check Account	
39		
40	For services and expenses related to	
41	required criminal background checks of	
42	non-licensed long term care employees	
43	including employees of nursing homes,	
44	certified home health agencies, long term	
45	home health care providers, AIDS home care	
46	providers, and licensed home care service	
47	agencies.	
48		
49	NONPERSONAL SERVICE	
50		
51	Contractual services .....	11,000,000
52		-----
53	Program account subtotal .....	11,000,000
54		-----
55		
56	Special Revenue Funds - Other / State Operations	
57	Miscellaneous Special Revenue Fund - 339	
58	Durable Medical Equipment Account	
59		
60	For services and expenses, including indi-	
61	rect costs, related to the durable medical	
62	equipment program.	

## DEPARTMENT OF HEALTH

STATE OPERATIONS AND AID TO LOCALITIES 2008-09

1		PERSONAL SERVICE	
2			
3	Personal service--regular .....		312,000
4			-----
5			
6		NONPERSONAL SERVICE	
7			
8	Supplies and materials .....		23,000
9	Travel .....		24,000
10	Equipment .....		14,000
11	Fringe benefits .....		143,000
12	Indirect costs .....		109,000
13			-----
14	Amount available for nonpersonal service .		313,000
15			-----
16	Program account subtotal .....		625,000
17			-----
18			
19	Special Revenue Funds - Other / State Operations		
20	Miscellaneous Special Revenue Fund - 339		
21	Nurses Aide Registry Account		
22			
23	For services and expenses of administrative		
24	costs related to the nurses aide registry		
25	program.		
26			
27		PERSONAL SERVICE	
28			
29	Personal service--regular .....		156,000
30	Holiday/overtime compensation .....		1,000
31			-----
32	Amount available for personal service ....		157,000
33			-----
34			
35		NONPERSONAL SERVICE	
36			
37	Supplies and materials .....		10,000
38	Travel .....		5,000
39	Contractual services .....		3,605,000
40	Equipment .....		8,000
41	Fringe benefits .....		72,000
42	Indirect costs .....		55,000
43			-----
44	Amount available for nonpersonal service .		3,755,000
45			-----
46	Program account subtotal .....		3,912,000
47			-----
48			
49	Special Revenue Funds - Other / State Operations		
50	Miscellaneous Special Revenue Fund - 339		
51	Quality of Care Improvement Account		
52			
53	For services and expenses related to the		
54	protection of the health or property of		
55	residents of residential health care		
56	facilities that are found to be deficient		
57	including, but not limited to, payment for		
58	the cost of relocation of residents to		
59	other facilities and the maintenance and		
60	operation of a facility pending correction		
61	of deficiencies or closure.		
62			

DEPARTMENT OF HEALTH

STATE OPERATIONS AND AID TO LOCALITIES 2008-09

1	PERSONAL SERVICE	
2		
3	Personal service--regular .....	130,000
4	Holiday/overtime compensation .....	20,000
5		-----
6	Amount available for personal service ....	150,000
7		-----
8		
9	NONPERSONAL SERVICE	
10		
11	Supplies and materials .....	33,000
12	Travel .....	50,000
13	Contractual services .....	1,528,000
14	Equipment .....	117,000
15	Fringe benefits .....	70,000
16	Indirect costs .....	52,000
17		-----
18	Amount available for nonpersonal service .	1,850,000
19		-----
20	Program account subtotal .....	2,000,000
21		-----
22		
23	WADSWORTH CENTER FOR LABORATORIES AND RESEARCH PROGRAM ...	147,554,500
24		-----
25		
26	General Fund / State Operations	
27	State Purposes Account - 003	
28		
29	PERSONAL SERVICE	
30		
31	Personal service--regular .....	26,800,000
32	Temporary service .....	70,000
33	Holiday/overtime compensation .....	800,500
34		-----
35	Amount available for personal service ....	27,670,500
36		-----
37		
38	NONPERSONAL SERVICE	
39		
40	Supplies and materials .....	3,352,000
41	Travel .....	76,000
42	Contractual services .....	7,085,000
43	Equipment .....	5,305,000
44		-----
45	Amount available for nonpersonal service .	15,818,000
46		-----
47		
48	MAINTENANCE UNDISTRIBUTED	
49		
50	For services and expenses of the clinical	
51	laboratory sciences educational training	
52	program.	
53		
54	Personal service--regular .....	100,000
55	Contractual services .....	100,000
56		-----
57	Amount available.....	200,000
58		-----
59		

## DEPARTMENT OF HEALTH

## STATE OPERATIONS AND AID TO LOCALITIES 2008-09

1	For services and expenses of the umbilical	
2	cord blood banking program.	
3		
4	Personal service--regular .....	193,000
5		-----
6	Amount available for maintenance undis-	
7	tributed .....	393,000
8		-----
9	Program account subtotal .....	43,881,500
10		-----
11		
12	General Fund / Aid to Localities	
13	Local Assistance Account - 001	
14		
15	For services and expenses of a genetic	
16	disease screening program .....	700,000
17	For services and expenses of a sickle cell	
18	screening program .....	231,000
19		-----
20	Program account subtotal .....	931,000
21		-----
22		
23	Special Revenue Funds - Federal / State Operations	
24	Federal Health and Human Services Fund - 265	
25		
26	For health prevention, diagnostic, detection	
27	and treatment services .....	1,556,000
28		-----
29	Program fund subtotal .....	1,556,000
30		-----
31		
32	Special Revenue Funds - Federal / State Operations	
33	Federal Health and Human Services Fund - 265	
34	Federal Block Grant Fund Account	
35		
36	For health prevention, diagnostic, detection	
37	and treatment services .....	11,376,000
38		-----
39	Program fund subtotal .....	11,376,000
40		-----
41		
42	Special Revenue Funds - Federal / Aid to Localities	
43	Federal Health and Human Services Fund - 265	
44	Federal Block Grant Fund Account	
45		
46	For services and expenses of the various	
47	health prevention, diagnostic, detection	
48	and treatment services .....	3,682,000
49		-----
50	Program fund subtotal .....	3,682,000
51		-----
52		
53	Special Revenue Funds - Other / State Operations	
54	Combined Gifts, Grants and Bequests Fund - 020	
55	Breast Cancer Research and Education Account	
56		
57	For breast cancer research and education	
58	pursuant to section 97-yy of the state	
59	finance law as amended by chapter 550 of	
60	the laws of 2000.	
61		

## DEPARTMENT OF HEALTH

STATE OPERATIONS AND AID TO LOCALITIES 2008-09

1		NONPERSONAL SERVICE	
2			
3	Contractual services .....	2,600,000	
4		-----	
5	Program account subtotal .....	2,600,000	
6		-----	
7			
8	Special Revenue Funds - Other / State Operations		
9	Combined Gifts, Grants and Bequests Fund - 020		
10	Multiple Sclerosis Research Account		
11			
12	For multiple sclerosis research pursuant to		
13	section 95-d of the state finance law as		
14	amended by chapter 384 of the laws of		
15	2003.		
16			
17		NONPERSONAL SERVICE	
18			
19	Contractual services .....	20,000	
20		-----	
21	Program account subtotal .....	20,000	
22		-----	
23			
24	Special Revenue Funds - Other / State Operations		
25	Miscellaneous Special Revenue Fund - 339		
26	Clinical Laboratory Reference System Assessment Account		
27			
28	For research into the causes and treatment		
29	of pediatric multiple sclerosis pursuant		
30	to section 95-d of the state finance law.		
31			
32		PERSONAL SERVICE	
33			
34	Personal service--regular .....	7,095,000	
35	Holiday/overtime compensation .....	100,000	
36		-----	
37	Amount available for personal service ....	7,195,000	
38		-----	
39			
40		NONPERSONAL SERVICE	
41			
42	Supplies and materials .....	846,000	
43	Travel .....	300,000	
44	Contractual services .....	1,871,000	
45	Equipment .....	1,441,000	
46	Fringe benefits .....	3,560,000	
47	Indirect costs .....	4,407,000	
48		-----	
49	Amount available for nonpersonal service .	12,425,000	
50			
51		MAINTENANCE UNDISTRIBUTED	
52			
53	For services and expenses of the waived		
54	testing registration program.		
55			
56	Personal service--regular .....	400,000	
57		-----	
58			

## DEPARTMENT OF HEALTH

STATE OPERATIONS AND AID TO LOCALITIES 2008-09

1	For services and expenses of the laboratory	
2	specialist certification program.	
3		
4	Personal service--regular .....	420,000
5		-----
6	Amount available for maintenance undis-	
7	tributed .....	820,000
8		-----
9	Program account subtotal .....	20,440,000
10		-----
11		
12	Special Revenue Funds - Other / State Operations	
13	Miscellaneous Special Revenue Fund - 339	
14	Environmental Laboratory Fee Account	
15		
16	For services and expenses hereafter to	
17	accrue for the environmental laboratory	
18	reference and accreditation program.	
19		
20	PERSONAL SERVICE	
21		
22	Personal service--regular .....	1,765,000
23	Holiday/overtime compensation .....	20,000
24		-----
25	Amount available for personal service ....	1,785,000
26		-----
27		
28	NONPERSONAL SERVICE	
29		
30	Supplies and materials .....	295,000
31	Travel .....	170,000
32	Contractual services .....	210,000
33	Equipment .....	103,000
34	Fringe benefits .....	837,300
35	Indirect costs .....	1,167,700
36		-----
37	Amount available for nonpersonal service .	2,783,000
38		-----
39	Program account subtotal .....	4,568,000
40		-----
41		
42	Special Revenue Funds - Other / State Operations	
43	Miscellaneous Special Revenue Fund - 339	
44	Spinal Cord Injury Research Fund Account	
45		
46	For services and expenses related to spinal	
47	cord injury research pursuant to chapter	
48	338 of the laws of 1998, in accordance	
49	with the following.	
50		
51	PERSONAL SERVICE	
52		
53	Personal service--regular .....	245,000
54		-----
55		
56	NONPERSONAL SERVICE	
57		
58	Supplies and materials .....	50,000
59	Travel .....	45,000
60	Contractual services .....	7,860,800

DEPARTMENT OF HEALTH

STATE OPERATIONS AND AID TO LOCALITIES 2008-09

1	Equipment .....	15,000	
2	Fringe benefits .....	114,900	
3	Indirect costs .....	169,300	
4		-----	
5	Amount available for nonpersonal service .	8,255,000	
6		-----	
7	Program account subtotal .....	8,500,000	
8		-----	
9			
10	Special Revenue Fund - Other / State Operations		
11	Miscellaneous Special Revenue Fund - 339		
12	Empire State Stem Cell Research Account		
13			
14	For services and expenses, including grants,		
15	related to stem cell research pursuant to		
16	a chapter of the laws of 2007:		
17			
18			
19			
20	Contractual services .....	50,000,000	
21		-----	
22	Program account subtotal .....	50,000,000	
23		-----	
24			
25	Total new appropriations for state operations and aid to		
26	localities .....	48,969,845,300	
27		=====	
28			
29			

## DEPARTMENT OF HEALTH

## STATE OPERATIONS AND AID TO LOCALITIES - REAPPROPRIATIONS 2008-09

1 ADMINISTRATION AND EXECUTIVE DIRECTION PROGRAM  
2  
3 General Fund / State Operations  
4 State Purposes Account - 003  
5  
6 By chapter 54, section 1 of the laws of 2007:  
7 Contractual services ... 18,517,000 ..... (re. \$6,000,000)  
8 For services and expenses of collecting and posting retail prescrip-  
9 tion drug prices on the department of health website as a resource  
10 to consumers.  
11 Contractual services ... 835,000 ..... (re. \$300,000)  
12 Equipment ... 554,000 ..... (re. \$514,000)  
13  
14 By chapter 54, section 1, of the laws of 2002:  
15 Maintenance undistributed  
16 For services and expenses related to a time and activity system .....  
17 3,000,000 ..... (re. \$2,000,000)  
18  
19 Special Revenue Funds - Federal / State Operations  
20 Federal USDA-Food and Nutrition Services Fund - 261  
21 Child and Adult Care Food Account  
22  
23 By chapter 54, section 1, of the laws of 2007:  
24 For the grant period October 1, 2006 to September 30, 2007 .....  
25 391,000 ..... (re. \$156,000)  
26 For the grant period October 1, 2007 to September 30, 2008 .....  
27 476,000 ..... (re. \$190,400)  
28  
29 By chapter 54, section 1, of the laws of 2006:  
30 For the grant period October 1, 2005 to September 30, 2006 .....  
31 452,000 ..... (re. \$90,000)  
32 For the grant period October 1, 2006 to September 30, 2007 .....  
33 577,000 ..... (re. \$115,400)  
34  
35 Special Revenue Funds - Federal / State Operations  
36 Federal USDA-Food and Nutrition Services Fund - 261  
37 Federal Food and Nutrition Services Account  
38  
39 By chapter 54, section 1, of the laws of 2007:  
40 For various food and nutritional services.  
41 For the grant period October 1, 2006 to September 30, 2007 .....  
42 935,000 ..... (re. \$374,000)  
43 For the grant period October 1, 2007 to September 30, 2008 .....  
44 1,139,000 ..... (re. \$456,000)  
45  
46 By chapter 54, section 1, of the laws of 2006:  
47 For various food and nutritional services:  
48 For the grant period October 1, 2005 to September 30, 2006 .....  
49 935,000 ..... (re. \$187,000)  
50 For the grant period October 1, 2006 to September 30, 2007 .....  
51 1,193,000 ..... (re. \$239,000)  
52  
53 Special Revenue Funds - Federal / State Operations  
54 Federal Health and Human Services Fund - 265  
55  
56 By chapter 54, section 1, of the laws of 2004:  
57 For administration of the national health services corps. Notwith-  
58 standing any inconsistent provision of law, and subject to the  
59 approval of the director of the budget, moneys hereby appropriated  
60 may be suballocated to the higher education services corporation:

## DEPARTMENT OF HEALTH

## STATE OPERATIONS AND AID TO LOCALITIES - REAPPROPRIATIONS 2008-09

1 For grants beginning prior to April 1, 2004 .....  
 2 750,000 ..... (re. \$750,000)  
 3 For grants beginning on or after April 1, 2004 .....  
 4 1,095,000 ..... (re. \$1,095,000)  
 5  
 6 Special Revenue Funds - Federal / State Operations  
 7 Federal Block Grant Fund - 269  
 8  
 9 By chapter 54, section 1, of the laws of 2007:  
 10 For various health prevention, diagnostic, detection and treatment  
 11 services.  
 12 For the grant period October 1, 2006 to September 30, 2007 .....  
 13 2,893,000 ..... (re. \$2,893,000)  
 14 For the grant period October 1, 2007 to September 30, 2008 .....  
 15 2,893,000 ..... (re. \$2,893,000)  
 16  
 17 By chapter 54, section 1, of the laws of 2006:  
 18 For various health prevention, diagnostic, detection and treatment  
 19 services:  
 20 For the grant period October 1, 2005 to September 30, 2006 .....  
 21 2,515,000 ..... (re. \$2,515,000)  
 22 For the grant period October 1, 2006 to September 30, 2007 .....  
 23 2,893,000 ..... (re. \$2,893,000)  
 24  
 25 By chapter 54, section 1, of the laws of 2005:  
 26 For various health prevention, diagnostic, detection and treatment  
 27 services:  
 28 For the grant period October 1, 2005 to September 30, 2006 .....  
 29 2,630,000 ..... (re. \$2,630,000)  
 30  
 31 AIDS INSTITUTE PROGRAM  
 32  
 33 General Fund / Aid to Localities  
 34 Local Assistance Account - 001  
 35  
 36 By chapter 54, section 1, of the laws of 2007:  
 37 For services and expenses related to a joint project between the state  
 38 and the city of New York, known as the New York/New York III  
 39 Supportive Housing Agreement. No expenditures shall be made for such  
 40 program prior to the approval of a methodology for allocation in  
 41 accordance with a plan approved by the commissioner and the director  
 42 of the budget. Furthermore, no expenditure shall be made until a  
 43 certificate of allocation has been approved by the director of the  
 44 budget with copies to be filed with the chairpersons of the senate  
 45 finance committee and the assembly ways and means committee.  
 46 The amounts appropriated pursuant to such appropriation may be  
 47 transferred to other state agencies, authorities, or accounts for  
 48 expenditures incurred in the operation of programs funded by such  
 49 appropriation ... 2,450,000 ..... (re. \$2,000,000)  
 50 For services and expenses related to the operation of the communities  
 51 of color initiative ... 3,887,500 ..... (re. \$2,500,000)  
 52  
 53 Special Revenue Funds - Other / Aid to Localities  
 54 HCRA Resources Fund - 061  
 55 Health Care Services Account  
 56  
 57 By chapter 54, section 1, of the laws of 2007:  
 58 For grants to existing community service programs, as deemed appro-  
 59 priate by the department of health, including but not limited to  
 60 community based organizations and other organizations providing  
 61 specialized AIDS-related services targeted to minority and other  
 62 high-risk populations. To ensure organizational viability, agency

DEPARTMENT OF HEALTH

STATE OPERATIONS AND AID TO LOCALITIES - REAPPROPRIATIONS 2008-09

1 administration may be supported subject to review and approval of  
 2 the commissioner of health. Up to \$125,000 may be transferred to the  
 3 general fund - state purposes account for the administration of this  
 4 program. Notwithstanding any provision of law to the contrary, the  
 5 commissioner of health shall be authorized to continue contracts  
 6 with community service programs, multi-service agencies and  
 7 community development initiatives for all such contracts which were  
 8 executed on or before March 31, 2007, without any additional  
 9 requirements that such contracts be subject to competitive bidding  
 10 or a request for proposals process ... 20,603,000...(re. \$3,500,000)  
 11 For transfer to the office of temporary and disability assistance for  
 12 operational support to projects which have received capital grant  
 13 awards through the homeless housing assistance program .....  
 14 1,000,000 ..... (re. \$500,000)  
 15 For provision of comprehensive HIV outreach and prevention services to  
 16 adolescents and women ... 1,000,000 ..... (re. \$200,000)  
 17 For services and expenses related to the special program for HIV  
 18 services for infants and pregnant women established pursuant to  
 19 section 71 of chapter 731 of the laws of 1993. Such programs may  
 20 provide continuing services to high-risk and HIV-positive women and  
 21 children ... 1,500,000 ..... (re. \$500,000)  
 22

23 CENTER FOR COMMUNITY HEALTH PROGRAM

24  
 25 General Fund / Aid to Localities  
 26 Local Assistance Account - 001  
 27

28 By chapter 54, section 1, of the laws of 2007:

29 For services and expenses related to the childhood obesity prevention  
 30 program ... 265,000 ..... (re. \$100,000)  
 31 For services and expenses, including grants, related to the reporting  
 32 of body mass index on school physical forms .....  
 33 2,000,000 ..... (re. \$2,000,000)  
 34 For services and expenses related to providing nutritional services  
 35 and to provide nutritional education to pregnant women, infants, and  
 36 children, including suballocations to the department of agriculture  
 37 and markets for the farmer's market nutrition program and migrant  
 38 worker services and the office of temporary and disability  
 39 assistance for prenatal care assistance program activities .....  
 40 17,004,000 ..... (re. \$10,000,000)  
 41 For services and expenses, including operating expenses related to  
 42 providing nutritional services and nutrition education for hunger  
 43 prevention and nutrition assistance ... 15,840,000..(re. \$1,500,000)  
 44 For services and expenses of an early diagnosis and control program  
 45 for diabetes ... 799,900 ..... (re. \$747,000)  
 46 For services and expenses including an education program related to a  
 47 children's asthma program. The department shall make grants within  
 48 the amounts appropriated therefor to local health agencies, health  
 49 care providers, school, school-based health centers and community-  
 50 based organizations and other organizations with demonstrated  
 51 interest and expertise in serving persons with asthma to develop and  
 52 implement regional or community plans which may include the  
 53 following activities: self-management programs in elementary  
 54 schools, conducting public and provider education programs and  
 55 implementing protocols for collection of data on asthma-related  
 56 school absenteeism and emergency room visits. In making grants the  
 57 commissioner may give priority consideration to entities serving  
 58 areas of the state with high incidence and prevalence of asthma ....  
 59 233,000 ..... (re. \$224,000)  
 60 For services and expenses of an abstinence education program .....  
 61 2,600,000 ..... (re. \$2,600,000)

## DEPARTMENT OF HEALTH

## STATE OPERATIONS AND AID TO LOCALITIES - REAPPROPRIATIONS 2008-09

1 For services and expenses of the health and social services sexuality-  
 2 related programs ... 6,000,000 ..... (re. \$6,000,000)  
 3 For state grants to improve access to infertility services, treat-  
 4 ments, and procedures. Funds shall be allocated from this appropri-  
 5 ation pursuant to a plan prepared by the commissioner of health and  
 6 approved by the director of the budget .....  
 7 4,000,000 ..... (re. \$4,000,000)  
 8 For additional state grants to improve access to infertility services,  
 9 treatments, and procedures ... 1,000,000 ..... (re. \$1,000,000)  
 10 For services and expenses of education, support services and early  
 11 diagnosis related to Alzheimer's disease ... 250,000..(re. \$250,000)  
 12 For services and expenses of the brain trauma foundation .....  
 13 500,000 ..... (re. \$357,000)  
 14 For services and expenses related to the statewide breast cancer  
 15 support, education and outreach program, notwithstanding any  
 16 inconsistent provision of law to the contrary, funds shall be  
 17 available for the statewide breast cancer support, education and  
 18 outreach program to provide support and education services to  
 19 community-based providers pursuant to the following sub-schedule ...  
 20 223,000 ..... (re. \$223,000)

## sub-schedule

21  
 22  
 23  
 24 Breast Cancer Coalition of  
 25 Rochester, Inc. .... 20,758  
 26 Breast Cancer Network of WNY,  
 27 Inc. .... 20,758  
 28 Brentwood/Bayshore Breast  
 29 Cancer Coalition ..... 6,555  
 30 Capital Region Action Against  
 31 Breast Cancer (CRAAB!) ..... 20,758  
 32 Health Care Choices, Inc. .... 4,500  
 33 Huntington Breast Cancer  
 34 Action Coalition ..... 20,758  
 35 Ithaca Breast Cancer Alliance ..... 20,758  
 36 Mid Hudson Options Project,  
 37 Inc. (dba Breast Cancer  
 38 Options) ..... 20,758  
 39 New York State Breast Cancer  
 40 Support & Education Network,  
 41 Inc. .... 28,405  
 42 Share Self-Help for Women with  
 43 Breast or Ovarian Cancer,  
 44 Inc. .... 38,234  
 45 Young Survivor Coalition ..... 20,758

46  
 47 For services and expenses related to the school based health clinics  
 48 program, notwithstanding any inconsistent provision of law to the  
 49 contrary, funds shall be available for the statewide school based  
 50 health clinics program to provide grants to certain school based  
 51 health centers pursuant to the following sub-schedule .....  
 52 893,000 ..... (re. \$893,000)

## sub-schedule

53  
 54  
 55  
 56 Anthony Jordon Health Center ..... 28,577  
 57 Bronx Lebanon Hospital ..... 121,452  
 58 Chenango Memorial Hospital ..... 15,181  
 59 East Harlem Council for Human  
 60 Services ..... 12,502  
 61 Family Health Network ..... 8,903  
 62 Kaleida Health ..... 182,178

DEPARTMENT OF HEALTH

STATE OPERATIONS AND AID TO LOCALITIES - REAPPROPRIATIONS 2008-09

1 Lutheran Medical Center ..... 59,833  
2 Nassau Health Care Corporation ..... 11,609  
3 NY Presbyterian Hospital ..... 213,433  
4 Renaissance-Harlem Hospital ..... 86,624  
5 Sisters of Charity ..... 35,721  
6 Suffolk County DOH ..... 9,823  
7 Threshold Center for Alterna-  
8 tive Youth Services ..... 22,326  
9 University of Rochester ..... 50,010  
10 Via Health-Rochester General  
11 Hospital ..... 16,967  
12 William F. Ryan Community  
13 Health Center ..... 17,861  
14  
15 For services and expenses for the Alzheimer's Community Assistance  
16 Program as established pursuant to chapter 657 of the laws of 1997..  
17 51,000 ..... (re. \$51,000)  
18 For additional services and expenses for the Alzheimer's Community  
19 Assistance Program as established pursuant to chapter 657 of the  
20 laws of 1997 ... 300,000 ..... (re. \$300,000)  
21 For services and expenses of comprehensive care centers for eating  
22 disorders ... 600,000 ..... (re. \$600,000)  
23 For services and expenses of a study of racial disparities .....  
24 300,000 ..... (re. \$300,000)  
25 For suballocation to the state university at Albany school of public  
26 health through a memorandum of understanding with the department of  
27 health, for services and expenses of the public management leaders  
28 of tomorrow program ... 600,000 ..... (re. \$600,000)  
29 For services and expenses, including grants, for statewide emergency  
30 contraception outreach and education, training and assistance as  
31 approved by the commissioner ... 2,600,000 ..... (re. \$2,600,000)  
32 For services and expenses of health promotion initiatives .....  
33 5,000,000 ..... (re. \$5,000,000)  
34 For services and expenses of a universal pre-natal and postpartum home  
35 visitation program ... 2,100,000 ..... (re. \$2,100,000)  
36 For services and expenses for primary prevention of childhood lead  
37 poisoning ... 3,000,000 ..... (re. \$2,871,000)  
38 For services and expenses to promote and expand access to cervical  
39 cancer vaccine ... 5,000,000 ..... (re. \$5,000,000)  
40 For services and expenses related to the screening and prevention of  
41 cervical cancer ... 321,400 ..... (re. \$321,400)  
42 For services and expenses to support breast cancer mobile mammography  
43 initiatives ... 450,000 ..... (re. \$207,000)  
44 For services and expenses, including transfer to the state office for  
45 aging, for coordinating patient care Alzheimer's disease program ...  
46 370,000 ..... (re. \$212,000)  
47 For services and expenses for childhood asthma coalitions .....  
48 1,326,000 ..... (re. \$325,000)  
49 For services and expenses of Health Information Technology, pursuant  
50 to chapter 58 of the laws of 2004 ... 3,000,000 ... (re. \$3,000,000)  
51  
52 The appropriation made by chapter 54, section 1, of the laws of 2007, is  
53 hereby amended and reappropriated to read:  
54 For services and expenses related to the palliative care education and  
55 training program pursuant to section 2807-n of the public health law  
56 as added by [a] chapter 58 of the laws of 2007. Up to \$370,000 of  
57 this appropriation may be transferred to the general fund - state  
58 purposes account for administration of this program .....  
59 4,600,000 ..... (re. \$4,600,000)

DEPARTMENT OF HEALTH

STATE OPERATIONS AND AID TO LOCALITIES - REAPPROPRIATIONS 2008-09

1 For services and expenses of the New York Wellness Works Program,  
2 pursuant to [a] chapter 58 of the laws of 2007. Up to \$100,000 of  
3 this appropriation may be transferred to the general fund - state  
4 purposes account for the administration of this program .....  
5 2,000,000 ..... (re. \$2,000,000)  
6

7 By chapter 54, section 1, of the laws of 2006:  
8 For services and expenses related to providing nutritional services  
9 and to provide nutritional education to pregnant women, infants, and  
10 children, including suballocations to the department of agriculture  
11 and markets for the farmer's market nutrition program and migrant  
12 worker services and the office of temporary and disability assist-  
13 ance for prenatal care assistance program activities .....  
14 17,004,000 ..... (re. \$5,000,000)  
15 For state grants to improve access to infertility services, treat-  
16 ments, and procedures. Funds shall be allocated from this appropri-  
17 ation pursuant to a plan prepared by the commissioner of health and  
18 approved by the director of the budget .....  
19 4,000,000 ..... (re. \$203,000)  
20 For services and expenses of education, support services and early  
21 diagnosis related to Alzheimer's disease .....  
22 250,000 ..... (re. \$250,000)  
23 For services and expenses of health e-link program .....  
24 750,000 ..... (re. \$750,000)  
25 For services and expenses of health information technology .....  
26 3,000,000 ..... (re. \$3,000,000)  
27 For services and expenses of racial disparity study .....  
28 300,000 ..... (re. \$300,000)  
29 For services and expenses of the safe patient handling demonstration  
30 program ... 500,000 ..... (re. \$500,000)  
31

32 By chapter 54, section 1 of the laws of 2005:  
33 For additional state grants to improve access to infertility services,  
34 treatments, and procedures ... 5,000,000 ..... (re. \$98,000)  
35

36 Special Revenue Funds - Federal / State Operations  
37 Federal USDA-Food and Nutrition Services Fund - 261  
38 Child and Adult Care Food Account  
39

40 By chapter 54, section 1, of the laws of 2007:  
41 For the grant period October 1, 2006 to September 30, 2007 .....  
42 3,251,000 ..... (re. \$650,000)  
43 For the grant period October 1, 2007 to September 30, 2008 .....  
44 4,207,000 ..... (re. \$1,052,000)  
45

46 By chapter 54, section 1, of the laws of 2006:  
47 For the grant period October 1, 2005 to September 30, 2006 .....  
48 3,251,000 ..... (re. \$325,000)  
49 For the grant period October 1, 2006 to September 30, 2007 .....  
50 4,207,000 ..... (re. \$421,000)  
51

52 Special Revenue Funds - Federal / Aid to Localities  
53 Federal USDA-Food and Nutrition Services Fund - 261  
54 Child and Adult Care Food Account  
55

56 By chapter 54, section 1, of the laws of 2007:  
57 For various federal food and nutritional services. The moneys hereby  
58 appropriated shall be available for payment of financial assistance  
59 heretofore accrued.  
60 For the grant period October 1, 2006 to September 30, 2007 .....  
61 82,300,000 ..... (re. \$4,938,000)

## DEPARTMENT OF HEALTH

## STATE OPERATIONS AND AID TO LOCALITIES - REAPPROPRIATIONS 2008-09

1 For the grant period October 1, 2007 to September 30, 2008 .....

2 100,200,000 ..... (re. \$8,016,000)

3

4 By chapter 54, section 1, of the laws of 2006:

5 For various federal food and nutritional services. The moneys hereby

6 appropriated shall be available for payment of financial assistance

7 heretofore accrued:

8 For the grant period October 1, 2005 to September 30, 2006 .....

9 82,300,000 ..... (re. \$3,292,000)

10 For the grant period October 1, 2006 to September 30, 2007 .....

11 100,200,000 ..... (re. \$4,008,000)

12

13 Special Revenue Funds - Federal / State Operations

14 Federal USDA-Food and Nutrition Services Fund - 261

15 Federal Food and Nutrition Services Account

16

17 By chapter 54, section 1, of the laws of 2007:

18 For various food and nutritional services.

19 For the grant period October 1, 2006 to September 30, 2007 .....

20 21,013,000 ..... (re. \$4,203,000)

21 For the grant period October 1, 2007 to September 30, 2008 .....

22 26,288,000 ..... (re. \$6,572,000)

23

24 By chapter 54, section 1, of the laws of 2006:

25 For various food and nutritional services:

26 For the grant period October 1, 2005 to September 30, 2006 .....

27 21,013,000 ..... (re. \$2,101,000)

28 For the grant period October 1, 2006 to September 30, 2007 .....

29 26,288,000 ..... (re. \$2,629,000)

30

31 Special Revenue Funds - Federal / Aid to Localities

32 Federal USDA-Food and Nutrition Services Fund - 261

33 Federal Food and Nutrition Services Account

34

35 By chapter 54, section 1, of the laws of 2007:

36 For various federal food and nutritional services. The moneys hereby

37 appropriated shall be available for payment of financial assistance

38 heretofore accrued.

39 For the grant period October 1, 2006 to September 30, 2007 .....

40 172,500,000 ..... (re. \$13,800,000)

41 For the grant period October 1, 2007 to September 30, 2008 .....

42 207,600,000 ..... (re. \$16,608,000)

43

44 By chapter 54, section 1, of the laws of 2006:

45 For various federal food and nutritional services. The moneys hereby

46 appropriated shall be available for payment of financial assistance

47 heretofore accrued:

48 For the grant period October 1, 2005 to September 30, 2006 .....

49 176,700,000 ..... (re. \$8,835,000)

50 For the grant period October 1, 2006 to September 30, 2007 .....

51 215,200,000 ..... (re. \$10,760,000)

52

53 Special Revenue Funds - Federal / State Operations

54 Federal Health and Human Services Fund - 265

55

56 By chapter 54, section 1, of the laws of 2007:

57 For various health prevention, diagnostic, detection and treatment

58 Services.

59 For grants beginning prior to April 1, 2007 .....

60 16,959,000 ..... (re. \$16,959,000)

61 For grants beginning on or after April 1, 2007 .....

62 8,080,000 ..... (re. \$8,080,000)

## DEPARTMENT OF HEALTH

## STATE OPERATIONS AND AID TO LOCALITIES - REAPPROPRIATIONS 2008-09

1 By chapter 54, section 1, of the laws of 2006:  
2 For various health prevention, diagnostic, detection and treatment  
3 services:  
4 For grants beginning prior to April 1, 2006 .....  
5 16,478,000 ..... (re. \$16,478,000)  
6 For grants beginning on or after April 1, 2006 .....  
7 7,671,000 ..... (re. \$7,671,000)  
8  
9 By chapter 54, section 1, of the laws of 2005:  
10 For various health prevention, diagnostic, detection and treatment  
11 services:  
12 For grants beginning prior to April 1, 2005 .....  
13 16,478,000 ..... (re. \$16,478,000)  
14 For grants beginning on or after April 1, 2005 .....  
15 7,671,000 ..... (re. \$7,671,000)  
16  
17 Special Revenue Funds - Federal / Aid to Localities  
18 Federal Health and Human Services Fund - 265  
19  
20 By chapter 54, section 1, of the laws of 2007:  
21 For various health prevention, diagnostic, detection and treatment  
22 Services.  
23 For grants beginning prior to April 1, 2007 .....  
24 75,000 ..... (re. \$75,000)  
25 For grants beginning on or after April 1, 2007 .....  
26 35,381,000 ..... (re. \$35,381,000)  
27  
28 By chapter 54, section 1, of the laws of 2006:  
29 For various health prevention, diagnostic, detection and treatment  
30 services:  
31 For grants beginning prior to April 1, 2006 .....  
32 75,000 ..... (re. \$75,000)  
33 For grants beginning on or after April 1, 2006 .....  
34 35,381,000 ..... (re. \$35,381,000)  
35  
36 By chapter 54, section 1, of the laws of 2005:  
37 For grants beginning prior to April 1, 2005 .....  
38 75,000 ..... (re. \$75,000)  
39 For grants beginning on or after April 1, 2005 .....  
40 35,381,000 ..... (re. \$35,381,000)  
41  
42 Special Revenue Funds - Federal / State Operations  
43 Federal Health and Human Services Fund - 265  
44 Abstinence Education Account  
45  
46 By chapter 54, section 1, of the laws of 2007:  
47 For the grant period October 1, 2006 to September 30, 2007 .....  
48 451,000 ..... (re. \$451,000)  
49 For the grant period October 1, 2007 to September 30, 2008 .....  
50 451,000 ..... (re. \$451,000)  
51  
52 By chapter 54, section 1, of the laws of 2006:  
53 For the grant period October 1, 2005 to September 30, 2006 .....  
54 451,000 ..... (re. \$451,000)  
55 For the grant period October 1, 2006 to September 30, 2007 .....  
56 451,000 ..... (re. \$451,000)  
57  
58 By chapter 54, section 1, of the laws of 2005:  
59 For the grant period October 1, 2004 to September 30, 2005 .....  
60 451,000 ..... (re. \$451,000)  
61 For the grant period October 1, 2005 to September 30, 2006 .....  
62 451,000 ..... (re. \$451,000)

## DEPARTMENT OF HEALTH

## STATE OPERATIONS AND AID TO LOCALITIES - REAPPROPRIATIONS 2008-09

1 Special Revenue Funds - Federal / Aid to Localities  
 2 Federal Health and Human Services Fund - 265  
 3 Abstinence Education Account  
 4  
 5 By chapter 54, section 1, of the laws of 2007:  
 6 For the grant period October 1, 2007 to September 30, 2008 .....  
 7 4,982,000 ..... (re. \$4,982,000)  
 8  
 9 By chapter 54, section 1, of the laws of 2006:  
 10 For the grant period October 1, 2006 to September 30, 2007 .....  
 11 4,982,000 ..... (re. \$4,982,000)  
 12  
 13 By chapter 54, section 1, of the laws of 2005:  
 14 For the grant period October 1, 2005 to September 30, 2006 .....  
 15 4,982,000 ..... (re. \$4,982,000)  
 16  
 17 Special Revenue Funds - Federal / State Operations  
 18 Federal Department of Education Fund - 267  
 19 Individuals with Disabilities-Part C Account  
 20  
 21 By chapter 54, section 1, of the laws of 2007:  
 22 For activities related to a handicapped infants and toddlers program.  
 23 For the grant period beginning on or after July 1, 2006 .....  
 24 8,150,000 ..... (re. \$8,150,000)  
 25 For the grant period beginning on or after July 1, 2007 .....  
 26 9,780,000 ..... (re. \$9,780,000)  
 27  
 28 By chapter 54, section 1, of the laws of 2006:  
 29 For activities related to a handicapped infants and toddlers program:  
 30 For the grant period beginning on or after July 1, 2005 .....  
 31 8,150,000 ..... (re. \$8,150,000)  
 32 For the grant period beginning on or after July 1, 2006 .....  
 33 9,780,000 ..... (re. \$9,780,000)  
 34  
 35 By chapter 54, section 1, of the laws of 2005:  
 36 For activities related to a handicapped infants and toddlers program:  
 37 For the grant period October 1, 2004 to September 30, 2005 .....  
 38 8,150,000 ..... (re. \$8,150,000)  
 39 For the grant period October 1, 2005 to September 30, 2006 .....  
 40 9,780,000 ..... (re. \$9,780,000)  
 41  
 42 By chapter 54, section 1, of the laws of 2004:  
 43 For activities related to a handicapped infants and toddlers program:  
 44 For the grant period October 1, 2003 to September 30, 2004 .....  
 45 8,150,000 ..... (re. \$8,150,000)  
 46 For the grant period October 1, 2004 to September 30, 2005 .....  
 47 9,780,000 ..... (re. \$9,780,000)  
 48  
 49 Special Revenue Funds - Federal / Aid to Localities  
 50 Federal Department of Education Fund - 267  
 51 Individuals with Disabilities-Part C Account  
 52  
 53 By chapter 54, section 1, of the laws of 2007:  
 54 For activities related to a handicapped infants and toddlers program.  
 55 For the grant period beginning on or after July 1, 2007 .....  
 56 29,900,000 ..... (re. \$29,900,000)  
 57  
 58 By chapter 54, section 1, of the laws of 2006:  
 59 For activities related to a handicapped infants and toddlers program:  
 60 For the grant period beginning on or after July 1, 2006 .....  
 61 29,220,000 ..... (re. \$29,220,000)  
 62

DEPARTMENT OF HEALTH

STATE OPERATIONS AND AID TO LOCALITIES - REAPPROPRIATIONS 2008-09

1 By chapter 54, section 1, of the laws of 2005:  
2 For activities related to a handicapped infants and toddlers program:  
3 For the grant period October 1, 2005 to September 30, 2006 .....  
4 29,220,000 ..... (re. \$29,220,000)  
5  
6 By chapter 54, section 1, of the laws of 2004:  
7 For activities related to a handicapped infants and toddlers program:  
8 For the grant period October 1, 2004 to September 30, 2005 .....  
9 29,220,000 ..... (re. \$29,220,000)  
10  
11 Special Revenue Funds - Federal / State Operations  
12 Federal Block Grant Fund - 269  
13  
14 By chapter 54, section 1, of the laws of 2007:  
15 For various health prevention, diagnostic, detection and treatment  
16 services.  
17 For the grant period October 1, 2006 to September 30, 2007 .....  
18 9,018,000 ..... (re. \$9,018,000)  
19 For the grant period October 1, 2007 to September 30, 2008 .....  
20 10,370,000 ..... (re. \$10,370,000)  
21  
22 By chapter 54, section 1, of the laws of 2006:  
23 For various health prevention, diagnostic, detection and treatment  
24 services:  
25 For the grant period October 1, 2005 to September 30, 2006 .....  
26 9,018,000 ..... (re. \$9,018,000)  
27 For the grant period October 1, 2006 to September 30, 2007 .....  
28 10,370,000 ..... (re. \$10,370,000)  
29  
30 By chapter 54, section 1, of the laws of 2005:  
31 For various health prevention, diagnostic, detection and treatment  
32 services:  
33 For the grant period October 1, 2005 to September 30, 2006 .....  
34 10,370,000 ..... (re. \$10,370,000)  
35  
36 Special Revenue Funds - Federal / Aid to Localities  
37 Federal Block Grant Fund - 269  
38  
39 By chapter 54, section 1, of the laws of 2007:  
40 For various health prevention, diagnostic, detection and treatment  
41 services.  
42 The commissioner of health is hereby authorized to waive any  
43 provisions of the public health law and regulations, to issue  
44 appropriate operating certificates, and to enter into contracts with  
45 article 28 facilities, to provide funds, to establish, support and  
46 conduct projects to provide improved and expanded school health  
47 services for preschool and school-age children. No more than 10 per  
48 centum of the amount appropriated for such purpose shall be expended  
49 for services and expenses in connection with the administration and  
50 evaluation of such grants. Grants awarded under this appropriation  
51 shall be distributed and administered in accordance with regulations  
52 established by the commissioner of health.  
53 For the grant period October 1, 2006 to September 30, 2007 .....  
54 23,245,000 ..... (re. \$23,245,000)  
55 For the grant period October 1, 2007 to September 30, 2008 .....  
56 26,732,000 ..... (re. \$26,732,000)  
57  
58 By chapter 54, section 1, of the laws of 2006:  
59 For various health prevention, diagnostic, detection and treatment  
60 services.  
61 The commissioner of health is hereby authorized to waive any provi-  
62 sions of the public health law and regulations, to issue appropriate

DEPARTMENT OF HEALTH

STATE OPERATIONS AND AID TO LOCALITIES - REAPPROPRIATIONS 2008-09

1 operating certificates, and to enter into contracts with article 28  
2 facilities, to provide funds, to establish, support and conduct  
3 projects to provide improved and expanded school health services for  
4 preschool and school-age children. No more than 10 per centum of the  
5 amount appropriated for such purpose shall be expended for services  
6 and expenses in connection with the administration and evaluation of  
7 such grants. Grants awarded under this appropriation shall be dis-  
8 tributed and administered in accordance with regulations established  
9 by the commissioner of health.

10 For the grant period October 1, 2005 to September 30, 2006 .....  
11 23,245,000 ..... (re. \$23,245,000)  
12 For the grant period October 1, 2006 to September 30, 2007 .....  
13 26,732,000 ..... (re. \$26,732,000)  
14

15 By chapter 54, section 1, of the laws of 2005:  
16 For various health prevention, diagnostic, detection and treatment  
17 services:  
18 For the grant period October 1, 2005 to September 30, 2006 .....  
19 26,732,000 ..... (re. \$26,732,000)  
20

21 Special Revenue Funds - Other / State Operations  
22 Combined Gifts, Grants and Bequests Fund - 020  
23 Alzheimer's Research Account  
24

25 By chapter 54, section 1, of the laws of 2007:  
26 For Alzheimer's disease research and assistance pursuant to chapter  
27 590 of the laws of 1999.  
28 Contractual services ... 1,000,000 ..... (re. \$583,000)  
29

30 Special Revenue Funds - Other / State Operations  
31 Combined Gifts, Grants and Bequests Fund - 020  
32 Autism Awareness and Research Account  
33

34 By chapter 54, section 1, of the laws of 2007:  
35 For services and expenses related to autism awareness and research  
36 pursuant to section 404-v of the vehicle and traffic law and section  
37 95-e of the state finance law, as added by chapter 301 of the laws  
38 of 2004.  
39 Contractual services ... 20,000 ..... (re. \$20,000)  
40

41 Special Revenue Funds - Other / Aid to Localities  
42 Combined Gifts, Grants and Bequests Fund - 020  
43 NYS Prostate Cancer Research, Detection and Education Account  
44

45 By chapter 54, section 1, of the laws of 2006:  
46 For prostate cancer research, detection and education pursuant to  
47 chapter 273 of the laws of 2004 ... 1,000,000 ..... (re. \$1,000,000)  
48

49 Special Revenue Funds - Other / State Operations  
50 Combined Gifts, Grants and Bequests Fund - 020  
51 Prostate and Testicular Cancer Research and Education Account  
52

53 By chapter 54, section 1, of the laws of 2007:  
54 For prostate and testicular cancer research and education pursuant to  
55 section 97-ccc of the state finance law.  
56 Contractual services ... 150,000 ..... (re. \$150,000)  
57

58 Special Revenue Funds - Other / Aid to Localities  
59 HCRA Resources Fund - 061  
60 Health Care Services Account  
61

DEPARTMENT OF HEALTH

STATE OPERATIONS AND AID TO LOCALITIES - REAPPROPRIATIONS 2008-09

1 By chapter 54, section 1, of the laws of 2007:  
2 For services and expenses related to the childhood obesity prevention  
3 program ... 1,500,000 ..... (re. \$1,000,000)  
4  
5 Special Revenue Funds - Other / Aid to Localities  
6 Miscellaneous Special Revenue Fund - 339  
7 Comprehensive Care Center for Eating Disorders Development Grant  
8 Account  
9  
10 By chapter 54, section 1, of the laws of 2007:  
11 For services and expenses of providing development grants to compre-  
12 hensive care centers for eating disorders provided pursuant to chap-  
13 ter 114 of the laws of 2004 ... 1,000,000 ..... (re. \$1,000,000)  
14  
15 CENTER FOR ENVIRONMENTAL HEALTH PROGRAM  
16  
17 Special Revenue Funds - Federal / State Operations  
18 Federal Health and Human Services Fund - 265  
19  
20 By chapter 54, section 1, of the laws of 2007:  
21 For various health prevention, diagnostic, detection and treatment  
22 services.  
23 For grants beginning prior to April 1, 2007 .....  
24 503,000 ..... (re. \$503,000)  
25 For grants beginning on or after April 1, 2007 .....  
26 1,218,000 ..... (re. \$1,218,000)  
27  
28 By chapter 54, section 1, of the laws of 2006:  
29 For various health prevention, diagnostic, detection and treatment  
30 services:  
31 For grants beginning prior to April 1, 2006 .....  
32 503,000 ..... (re. \$503,000)  
33 For grants beginning on or after April 1, 2006 .....  
34 1,218,000 ..... (re. \$1,218,000)  
35  
36 Special Revenue Funds - Federal / State Operations  
37 Federal Block Grant Fund - 269  
38  
39 By chapter 54, section 1, of the laws of 2007:  
40 For various health prevention, diagnostic, detection and treatment  
41 services.  
42 For the grant period October 1, 2006 to September 30, 2007 .....  
43 2,754,000 ..... (re. \$2,754,000)  
44 For the grant period October 1, 2007 to September 30, 2008 .....  
45 3,166,000 ..... (re. \$3,166,000)  
46  
47 By chapter 54, section 1, of the laws of 2006:  
48 For services and expenses of various health prevention, diagnostic,  
49 detection and treatment services:  
50 For the grant period October 1, 2005 to September 30, 2006 .....  
51 2,754,000 ..... (re. \$2,754,000)  
52 For the grant period October 1, 2006 to September 30, 2007 .....  
53 3,166,000 ..... (re. \$3,166,000)  
54  
55 By chapter 54, section 1, of the laws of 2005:  
56 For services and expenses of various health prevention, diagnostic,  
57 detection and treatment services:  
58 For the grant period October 1, 2005 to September 30, 2006 .....  
59 3,166,000 ..... (re. \$3,166,000)  
60

DEPARTMENT OF HEALTH

STATE OPERATIONS AND AID TO LOCALITIES - REAPPROPRIATIONS 2008-09

1 Special Revenue Funds - Federal / Aid to Localities  
2 Federal Block Grant Fund - 269  
3  
4 By chapter 54, section 1, of the laws of 2007:  
5 For services and expenses of various health prevention, diagnostic,  
6 detection and treatment services.  
7 For the grant period October 1, 2006 to September 30, 2007 .....  
8 1,491,000 ..... (re. \$1,491,000)  
9 For the grant period October 1, 2007 to September 30, 2008 .....  
10 1,715,000 ..... (re. \$1,715,000)  
11  
12 By chapter 54, section 1, of the laws of 2006:  
13 For services and expenses of various health prevention, diagnostic,  
14 detection and treatment services:  
15 For the grant period October 1, 2005 to September 30, 2006 .....  
16 1,491,000 ..... (re. \$1,491,000)  
17 For the grant period October 1, 2006 to September 30, 2007 .....  
18 1,715,000 ..... (re. \$1,715,000)  
19  
20 By chapter 54, section 1, of the laws of 2005:  
21 For services and expenses of various health prevention, diagnostic,  
22 detection and treatment services:  
23 For the grant period October 1, 2005 to September 30, 2006 .....  
24 1,715,000 ..... (re. \$1,715,000)  
25  
26 Special Revenue Funds - Federal / State Operations  
27 Federal Operating Grants Fund - 290  
28 Federal Environmental Protection Agency Grants Account  
29  
30 By chapter 54, section 1, of the laws of 2007:  
31 For various environmental projects including suballocation for the  
32 department of environmental conservation.  
33 For the grant period October 1, 2006 to September 30, 2007 .....  
34 3,703,000 ..... (re. \$3,703,000)  
35 For the grant period October 1, 2007 to September 30, 2008 .....  
36 4,334,000 ..... (re. \$4,334,000)  
37  
38 By chapter 54, section 1, of the laws of 2006:  
39 For various environmental projects including suballocation for the  
40 department of environmental conservation:  
41 For the grant period October 1, 2005 to September 30, 2006 .....  
42 3,703,000 ..... (re. \$3,703,000)  
43 For the grant period October 1, 2006 to September 30, 2007 .....  
44 4,334,000 ..... (re. \$4,334,000)  
45  
46 By chapter 54, section 1, of the laws of 2005:  
47 For various environmental projects including suballocation for the  
48 department of environmental conservation:  
49 For the grant period October 1, 2004 to September 30, 2005 .....  
50 3,873,000 ..... (re. \$3,873,000)  
51 For the grant period October 1, 2005 to September 30, 2006 .....  
52 4,164,000 ..... (re. \$4,164,000)  
53  
54 By chapter 54, section 1, of the laws of 2004:  
55 For various environmental projects including suballocation for the  
56 department of environmental conservation:  
57 For the grant period October 1, 2003 to September 30, 2004 .....  
58 11,408,000 ..... (re. \$11,408,000)  
59 For the grant period October 1, 2004 to September 30, 2005 .....  
60 8,494,000 ..... (re. \$8,494,000)  
61

DEPARTMENT OF HEALTH

STATE OPERATIONS AND AID TO LOCALITIES - REAPPROPRIATIONS 2008-09

1 By chapter 54, section 1, of the laws of 2003:  
 2 For various environmental projects including suballocation for the  
 3 department of environmental conservation:  
 4 For the grant period October 1, 2003 to September 30, 2004 .....  
 5 8,217,000 ..... (re. \$8,217,000)  
 6

7 CHILD HEALTH INSURANCE PROGRAM

8  
 9 Special Revenue Funds - Federal / State Operations  
 10 Federal Health and Human Services Fund - 265  
 11 Children's Health Insurance Account  
 12

13 By chapter 54, section 1, of the laws of 2007:  
 14 The money hereby appropriated is available for payment of aid  
 15 heretofore accrued or hereafter accrued.  
 16 For services and expenses related to the children's health insurance  
 17 program provided pursuant to title XXI of the federal social  
 18 security act.

19 The money hereby appropriated is available for payment of aid hereto-  
 20 fore accrued or hereafter accrued to municipalities.

21 Notwithstanding any inconsistent provision of law and subject to a  
 22 plan developed by the commissioner of health and approved by the  
 23 director of the budget, local social services districts shall be  
 24 reimbursed for additional administrative costs incurred for re-  
 25 cipient and applicant eligibility and other administrative costs  
 26 related to the expansion of, or changes to, the medical assistance  
 27 program for children under the age of 19 pursuant to P.L. 105-33 or  
 28 chapter 2 of the laws of 1998.

29 Such reimbursement shall be made without any local share of costs.  
 30 Such reimbursement shall not be subject to any aggregate statewide  
 31 reimbursement limit which may otherwise limit reimbursement for the  
 32 administrative costs of the local social services districts,  
 33 provided, however, such reimbursement shall be subject to the  
 34 limitation on certain payments for certain expenditures set forth in  
 35 subsection (c) of section 2105 of the federal social security act.

36 For grants beginning on or after April 1, 2007 .....  
 37 35,271,500 ..... (re. \$35,271,500)  
 38

39 By chapter 54, section 1, of the laws of 2006:  
 40 The money hereby appropriated is available for payment of aid hereto-  
 41 fore accrued or hereafter accrued.

42 For services and expenses related to the children's health insurance  
 43 program provided pursuant to title XXI of the federal social securi-  
 44 ty act.

45 The money hereby appropriated is available for payment of aid hereto-  
 46 fore accrued or hereafter accrued to municipalities.

47 Notwithstanding any inconsistent provision of law and subject to a  
 48 plan developed by the commissioner of health and approved by the  
 49 director of the budget, local social services districts shall be  
 50 reimbursed for additional administrative costs incurred for recipi-  
 51 ent and applicant eligibility and other administrative costs related  
 52 to the expansion of, or changes to, the medical assistance program  
 53 for children under the age of 19 pursuant to P.L. 105-33 or chapter  
 54 2 of the laws of 1998.

55 Such reimbursement shall be made without any local share of costs.  
 56 Such reimbursement shall not be subject to any aggregate statewide  
 57 reimbursement limit which may otherwise limit reimbursement for the  
 58 administrative costs of the local social services districts,  
 59 provided, however, such reimbursement shall be subject to the limi-  
 60 tation on certain payments for certain expenditures set forth in  
 61 subsection (c) of section 2105 of the federal social security act.

DEPARTMENT OF HEALTH

STATE OPERATIONS AND AID TO LOCALITIES - REAPPROPRIATIONS 2008-09

1 For grants beginning on or after April 1, 2006 .....

2 35,272,000 ..... (re. \$35,272,000)

3

4 Special Revenue Funds - Federal / Aid to Localities

5 Federal Health and Human Services Fund - 265

6 Children's Health Insurance Account

7

8 By chapter 54, section 1, of the laws of 2007:

9 The money hereby appropriated is available for payment of aid

10 heretofore accrued or hereafter accrued.

11 For services and expenses related to the children's health insurance

12 program, pursuant to title XXI of the federal social security act.

13 Notwithstanding any inconsistent provision of law and subject to the

14 approval of the director of the budget, moneys hereby appropriated

15 may be transferred to the medical assistance program, medicaid

16 direct account, for expansions of or changes to the medical

17 assistance program related to children under the age of 19 pursuant

18 to P.L. 105-33.

19 The money hereby appropriated is available for payment of aid

20 heretofore accrued or hereafter accrued to municipalities.

21 Notwithstanding any inconsistent provision of law and subject to the

22 approval of the director of the budget, moneys hereby appropriated

23 may be transferred to the office of temporary and disability

24 assistance for payment of local administrative costs related to the

25 expansion of, or changes to, the medical assistance program related

26 to children under the age of 19 pursuant to P.L. 105-33 or chapter 2

27 of the laws of 1998.

28 Notwithstanding any inconsistent provision of law and subject to a

29 plan developed by the commissioner of health and approved by the

30 director of the budget, local social services districts shall be

31 reimbursed for additional administrative costs incurred for

32 recipient and applicant eligibility and other administrative costs

33 related to the expansion of, or changes to, the medical assistance

34 program for children under the age of 19 pursuant to P.L. 105-33 or

35 chapter 2 of the laws of 1998.

36 Such reimbursement shall be made without any local share of costs.

37 Such reimbursement shall not be subject to any aggregate statewide

38 reimbursement limit which may otherwise limit reimbursement for the

39 administrative costs of the local social services districts,

40 provided, however, such reimbursement shall be subject to the

41 limitation on certain payments for certain expenditures set forth in

42 subsection (c) of section 2105 of the federal social security act.

43 Notwithstanding any inconsistent provision of law, rule or regulation,

44 subsidy payments, as defined in subdivision 8 of section 2511 of the

45 public health law, made to approved organizations, as defined in

46 subdivision 2 of section 2510 of the public health law, in

47 accordance with subdivision 8 of section 2511 of the public health

48 law on and after April 1, 2007 through March 31, 2008, shall be at

49 amounts approved prior to April 1, 2007. Applications for increases

50 to subsidy payments submitted by approved organizations to the

51 superintendent of insurance or the commissioner of health, whoever

52 is applicable, on or after January 1, 2007, shall not be considered

53 for approval until after March 31, 2008. Provided, however, if this

54 chapter appropriates sufficient additional funds to support subsidy

55 payments made to approved organizations for the period April 1, 2007

56 through March 31, 2008, at amounts approved for such period under

57 the processes for establishing such amounts in effect on March 31,

58 2007, such subsidy payments shall continue in effect for the period

59 April 1, 2007 through March 31, 2008 and the provisions of this

60 paragraph shall not apply and shall be considered null and void as

61 of March 31, 2007.

DEPARTMENT OF HEALTH

STATE OPERATIONS AND AID TO LOCALITIES - REAPPROPRIATIONS 2008-09

1 Notwithstanding paragraph (g) of subdivision 2 of section 2511 of the  
 2 public health law and any other inconsistent provision of law, rule  
 3 or regulation, effective September 1, 2007 through March 31, 2008,  
 4 subject to the availability of federal financial participation, only  
 5 children whose net household income does not exceed the income level  
 6 specified in title 11 of article 5 of the social services law for  
 7 children eligible for medical assistance based on such child's age  
 8 may be temporarily enrolled for coverage under title 1-A of article  
 9 25 of the public health law if such child applies for  
 10 recertification of coverage under title 1-A of article 25 of the  
 11 public health law and appears to be eligible for medical assistance  
 12 under title 11 of article 5 of the social services law. No other  
 13 child may be temporarily enrolled for coverage under title 1-A of  
 14 article 25 of the public health law; provided, however, this section  
 15 has no effect on presumptive eligibility and enrollment provided  
 16 pursuant to paragraph (a) of subdivision 6 of section 2511 of the  
 17 public health law and contractual provisions established thereunder  
 18 to children who appear eligible for child health insurance under  
 19 title 1-A of article 25 of the public health law. Provided, however,  
 20 if this chapter appropriates sufficient additional funds to continue  
 21 temporary enrollment pursuant to section 2511 of the public health  
 22 law as in effect on August 31, 2007, such temporary enrollment shall  
 23 continue in effect for the period September 1, 2007 through August  
 24 31, 2008 and the provisions of this paragraph shall not apply and  
 25 shall be considered null and void as of March 31, 2007.

26 For grants beginning on or after April 1, 2007 .....  
 27 268,290,000 ..... (re. \$268,290,000)  
 28

29 By chapter 54, section 1, of the laws of 2006:  
 30 The money hereby appropriated is available for payment of aid hereto-  
 31 fore accrued or hereafter accrued.  
 32 For services and expenses related to the children's health insurance  
 33 program, pursuant to title XXI of the federal social security act.  
 34 Notwithstanding any inconsistent provision of law and subject to the  
 35 approval of the director of the budget, moneys hereby appropriated  
 36 may be transferred to the medical assistance program, medicaid  
 37 direct account, for expansions of or changes to the medical assist-  
 38 ance program related to children under the age of 19 pursuant to  
 39 P.L. 105-33.  
 40 The money hereby appropriated is available for payment of aid hereto-  
 41 fore accrued or hereafter accrued to municipalities.  
 42 Notwithstanding any inconsistent provision of law and subject to the  
 43 approval of the director of the budget, moneys hereby appropriated  
 44 may be transferred to the office of temporary and disability assist-  
 45 tance for payment of local administrative costs related to the  
 46 expansion of, or changes to, the medical assistance program related  
 47 to children under the age of 19 pursuant to P.L. 105-33 or chapter 2  
 48 of the laws of 1998.  
 49 Notwithstanding any inconsistent provision of law and subject to a  
 50 plan developed by the commissioner of health and approved by the  
 51 director of the budget, local social services districts shall be  
 52 reimbursed for additional administrative costs incurred for recipi-  
 53 ent and applicant eligibility and other administrative costs related  
 54 to the expansion of, or changes to, the medical assistance program  
 55 for children under the age of 19 pursuant to P.L. 105-33 or chapter  
 56 2 of the laws of 1998.  
 57 Such reimbursement shall be made without any local share of costs.  
 58 Such reimbursement shall not be subject to any aggregate statewide  
 59 reimbursement limit which may otherwise limit reimbursement for the  
 60 administrative costs of the local social services districts,

DEPARTMENT OF HEALTH

STATE OPERATIONS AND AID TO LOCALITIES - REAPPROPRIATIONS 2008-09

1 provided, however, such reimbursement shall be subject to the limi-  
2 tation on certain payments for certain expenditures set forth in  
3 subsection (c) of section 2105 of the federal social security act.  
4 For grants beginning on or after April 1, 2006 .....  
5 263,175,000 ..... (re. \$263,175,000)  
6

7 HEALTH CARE FINANCING PROGRAM  
8

9 General Fund / State Operations  
10 State Purposes Account - 003  
11

12 By chapter 54, section 1, of the laws of 2007:  
13 Contractual services ... 2,318,000 ..... (re. \$700,000)  
14

15 General Fund / Aid to Localities  
16 Local Assistance Account - 001  
17

18 By chapter 54, section 1, of the laws of 2007:  
19 For services and expenses related to the annual hospital institutional  
20 cost report .... 150,000 ..... (re. \$125,000)  
21

22 Special Revenue Funds - Other / State Operations  
23 Miscellaneous Special Revenue Fund - 339  
24 1200 - Nursing Home Receivership Account  
25

26 By chapter 50, section 1, of the laws of 1986:  
27 For purposes of making payments pursuant to subdivision 3 of section  
28 2810 of the public health law ... 2,000,000 ..... (re. \$2,000,000)  
29

30 HEALTH CARE REFORM ACT PROGRAM  
31

32 Special Revenue Funds - Other / Aid to Localities  
33 HCRA Resources Fund - 061  
34 HCRA Program Account  
35

36 By chapter 54, section 1, of the laws of 2007:  
37 For state grants for the health workforce retraining program.  
38 Notwithstanding section 2807-g of the public health law, or any  
39 other provision of law to the contrary, funds hereby appropriated  
40 may be made available to other state agencies and facilities  
41 operated by the department of health for services and expenses  
42 related to the worker retraining program as disbursed pursuant to  
43 section 2807-g of the public health law. Provided, however, that the  
44 director of the budget must approve the release of any request for  
45 proposal or request for application or any other procurement  
46 initiatives issued on or after April 1, 2007. Further provided that  
47 any contract executed on or after April 1, 2007 must receive the  
48 prior approval of the director of the budget .....  
49 35,400,000 ..... (re. \$35,400,000)  
50 For services and expenses related to the telemedicine demonstration  
51 program ... 2,000,000 ..... (re. \$2,000,000)  
52 For state grants for the long term care delivery demonstration  
53 projects ... 1,000,000 ..... (re. \$1,000,000)  
54 For additional state grants to improve access to infertility services,  
55 treatments, and procedures ... 5,000,000 ..... (re. \$5,000,000)  
56

57 By chapter 54, section 1, of the laws of 2006:  
58 For services and expenses related to priority pool distributions as  
59 designated by the commissioner of health .....  
60 24,500,000 ..... (re. \$1,000,000)

DEPARTMENT OF HEALTH

STATE OPERATIONS AND AID TO LOCALITIES - REAPPROPRIATIONS 2008-09

1 For services and expenses of the capital Adirondack network for cancer  
 2 education and research in rural communities .....  
 3 5,000,000 ..... (re. \$5,000,000)  
 4 For services and expenses related to the telemedicine demonstration  
 5 program ... 2,000,000 ..... (re. \$2,000,000)  
 6 For services and expenses related to studying pay for performance  
 7 initiatives ... 10,000,000 ..... (re. \$10,000,000)  
 8 For additional state grants to improve access to infertility services,  
 9 treatments, and procedures ... 5,000,000 ..... (re. \$4,500,000)

10  
 11 By chapter 54, section 1, of the laws of 2005, as amended by chapter 54,  
 12 section 1 of the laws of 2006:

13 For services and expenses related to priority pool distributions as  
 14 designated by the commissioner of health .....  
 15 21,000,000 ..... (re. \$1,000,000)

16  
 17 Special Revenue Funds - Other / Aid to Localities  
 18 HCRA Resources Fund - 061  
 19 HCRA Transition Account

20  
 21 By chapter 54, section 1, of the laws of 2005, as amended by chapter 54,  
 22 section 1, of the laws of 2006:

23 For services, expenses, grants and transfers necessary to continue  
 24 existing or planned contracts or other financing arrangements for  
 25 the purposes of implementing the health care reform act program in  
 26 accordance with section 2807-j, 2807-k, 2807-l, 2807-m, 2807-s, and  
 27 2807-v of the public health law and utilizing allocations authorized  
 28 prior to July 1, 2005. The moneys hereby appropriated shall be  
 29 available for payments heretofore accrued or hereafter to accrue.  
 30 Notwithstanding any inconsistent provision of law, the moneys hereby  
 31 appropriated may be increased or decreased by interchange or transfer  
 32 with any appropriation of the department of health or by transfer  
 33 or suballocation to any appropriation of the department of  
 34 insurance, the office of mental health or the state office for the  
 35 aging subject to the approval of the director of the budget, who  
 36 shall file such approval with the department of audit and control  
 37 and copies thereof with the chairman of the senate finance committee  
 38 and the chairman of the assembly ways and means committee .....  
 39 600,000,000 ..... (re. \$200,000,000)

40  
 41 HEALTH CARE STANDARDS AND SURVEILLANCE PROGRAM

42  
 43 General Fund / State Operations  
 44 State Purposes Account - 003

45  
 46 By chapter 54, section 1, of the laws of 2007:

47 For services and expenses of the health e-link.  
 48 Contractual services ... 750,000 ..... (re. \$750,000)  
 49 For services and expenses of an adult home supplemental security  
 50 income adequacy study ... 200,000 ..... (re. \$200,000)

51  
 52 General Fund / Aid to Localities  
 53 Local Assistance Account - 001

54  
 55 By chapter 54, section 1, of the laws of 2007:

56 For services and expenses of the quality incentive payment program ...  
 57 2,750,000 ..... (re. \$2,750,000)  
 58 For additional services and expenses of the quality incentive payment  
 59 program ... 2,750,000 ..... (re. \$2,750,000)  
 60 For services and expenses related to the operation of the incident  
 61 reporting system (NYPORTS) ... 678,700 ..... (re. \$674,000)  
 62 For grants for patient safety awards ... 1,200,000 .. (re. \$1,200,000)

## DEPARTMENT OF HEALTH

## STATE OPERATIONS AND AID TO LOCALITIES - REAPPROPRIATIONS 2008-09

1 The monies hereby appropriated shall be available for the cost of  
2 housing subsidies to certain participants in the nursing home  
3 transition and diversion waiver program as authorized by chapters  
4 615 and 627 of the laws of 2004. A portion of such funds may be used  
5 for administration of the housing subsidies, either by state staff  
6 or a not-for-profit agency ... 2,500,000 ..... (re. \$2,500,000)  
7

8 By chapter 54, section 1, of the laws of 2005:  
9 For services and expenses of the health information technology program  
10 ... 3,000,000 ..... (re. \$2,247,000)  
11

12 Special Revenue Funds - Federal / Aid to Localities  
13 Federal Operating Grants Fund - 290  
14 United States Department of Justice Account  
15

16 By chapter 54, section 1, of the laws of 2007:  
17 For expenses incurred in the administration of the prescription drug  
18 monitoring program relating to the prescribing and dispensing of  
19 controlled substances.  
20 For grants beginning on or after November 1, 2007 .....  
21 400,000 ..... (re. \$400,000)  
22

23 By chapter 54, section 1, of the laws of 2006:  
24 For expenses incurred in the administration of Harold Rogers  
25 prescription drug monitoring program relating to the prescribing and  
26 dispensing of controlled substances:  
27 For the grant period June 1, 2006 to May 31, 2007 .....  
28 400,000 ..... (re. \$400,000)  
29

30 By chapter 54, section 1, of the laws of 2005:  
31 For expenses incurred in the administration of Harold Rogers  
32 prescription drug monitoring program relating to the prescribing and  
33 dispensing of controlled substances:  
34 For the grant period June 1, 2005 to May 31, 2006 .....  
35 350,000 ..... (re. \$350,000)  
36

37 By chapter 54, section 1, of the laws of 2004:  
38 For expenses incurred in the administration of Harold Rogers  
39 prescription drug monitoring program relating to the prescribing and  
40 dispensing of controlled substances:  
41 For the grant period October 1, 2003 to September 30, 2004 .....  
42 300,000 ..... (re. \$250,000)  
43

44 Special Revenue Funds - Other / State Operations  
45 HCRA Resources Fund - 061  
46 Emergency Medical Services Account  
47

48 By chapter 54, section 1, of the laws of 2007:  
49 For services and expenses related to emergency medical services (EMS)  
50 administration including but not limited to, expenses related to  
51 training courses and instructor development, expenses of the state  
52 EMS council, expenses of the EMS regional councils and program  
53 agencies, and expenses of the general public health work - EMS  
54 reimbursement.  
55 Contractual services ... 15,693,000 ..... (re. \$2,000,000)  
56

57 Special Revenue Funds - Other / Aid to Localities  
58 HCRA Resources Fund - 061  
59 Health Services Account  
60

DEPARTMENT OF HEALTH

STATE OPERATIONS AND AID TO LOCALITIES - REAPPROPRIATIONS 2008-09

1 By chapter 54, section 1, of the laws of 2007:  
 2 For services and expenses related to adult home initiatives including  
 3 but not limited to, social and recreational services; programs to  
 4 support wellness including smoking cessation; falls prevention;  
 5 maintaining or improving physical mobility, cognitive functioning or  
 6 overall health; and advocacy and legal support.

7 Notwithstanding any inconsistent provision of law and subject to the  
 8 approval of the director of the budget, moneys hereby appropriated  
 9 may be transferred to the office of mental health, the office for  
 10 the aging, and the commission on quality of care and advocacy for  
 11 persons with disabilities. Moneys herein appropriated may be used  
 12 for the purpose of awarding grants to operators of adult homes,  
 13 enriched housing programs and residences through the enhancing  
 14 abilities and life experience (EnAbLE) program to improve the  
 15 quality of life and independence for residents. Use of program funds  
 16 may include, but shall not be limited to, independent living skills  
 17 training, vocational or educational programs; peer specialists;  
 18 employment specialist; or services and supports to allow residents  
 19 to maintain independence in their activities of daily living. Such  
 20 grants shall be made pursuant to criteria established by the  
 21 department of health. A preference in funding shall be granted to  
 22 applicants for use of program funds which would serve residents  
 23 receiving supplemental security income and/or safety net. No grants  
 24 shall be made unless the department of health receives satisfactory  
 25 documentation that the resident council of any facility for which  
 26 funds are requested has endorsed the proposed use of funds as set  
 27 forth in the grant application ... 2,750,000 ..... (re. \$2,750,000)

28 For additional services and expenses for the enhancing abilities and  
 29 life experience (EnAbLE) program for the purpose of providing air  
 30 conditioning in resident rooms. In distributing such funds, the  
 31 department shall give priority to those applicants whose residents  
 32 demonstrate the highest level of need, including but not limited to,  
 33 those with psychiatric disabilities and the elderly, and  
 34 consideration to applicants in the greatest financial need of such  
 35 assistance ... 2,000,000 ..... (re. \$2,000,000)

36  
 37 By chapter 54, section 1, of the laws of 2006:  
 38 For services and expenses related to adult home initiatives including  
 39 but not limited to, social and recreational services; programs to  
 40 support wellness including smoking cessation; falls prevention;  
 41 maintaining or improving physical mobility, cognitive functioning or  
 42 overall health; and advocacy and legal support.

43 Notwithstanding any inconsistent provision of law and subject to the  
 44 approval of the director of the budget, moneys hereby appropriated  
 45 may be transferred to the office of mental health, the office for  
 46 the aging, and the commission, on quality of care and advocacy for  
 47 persons with disabilities. Moneys herein appropriated may be used  
 48 for the purpose of awarding grants to operators of adult home,  
 49 enriched housing programs and residences through the enhancing abil-  
 50 ities and life experience (EnAbLE) program to improve the quality of  
 51 life and independence for residents. Use of program funds may  
 52 include, but shall not be limited to, independent living skills  
 53 training, vocational or educational programs; peer specialists;  
 54 employment specialist; or services and supports to allow residents  
 55 to maintain independence in their activities of daily living. Such  
 56 grants shall be made pursuant to criteria established by the depart-  
 57 ment of health.

58 A preference in funding shall be granted to applicants for use of  
 59 program funds which would service residents receiving supplemental  
 60 security income and/or safety net. No grants shall be made unless  
 61 the department of health receives satisfactory documentation that

DEPARTMENT OF HEALTH

STATE OPERATIONS AND AID TO LOCALITIES - REAPPROPRIATIONS 2008-09

1 the resident council of any facility for which funds are requested  
2 has endorsed the proposed use of funds as set forth in the grant  
3 application ... 2,750,000 ..... (re. \$1,610,000)

4  
5 INSTITUTIONAL MANAGEMENT PROGRAM

6  
7 Special Revenue Funds - Other / State Operations  
8 Miscellaneous Special Revenue Fund - 339  
9 Helen Hayes Hospital Account

10  
11 By chapter 54, section 1, of the laws of 2005:  
12 For services and expenses of the Helen Hayes hospital account.  
13 Notwithstanding any other law, rule or regulation to the contrary,  
14 funds shall be available for distribution pursuant to a plan  
15 approved by the director of the budget .....  
16 8,000,000 ..... (re. \$8,000,000)

17  
18 By chapter 54, section 1, of the laws of 2004:  
19 For services and expenses of the Helen Hayes hospital account.  
20 Notwithstanding any other law, rule or regulation to the contrary,  
21 funds shall be available for distribution pursuant to a plan approved  
22 by the director of the budget ... 9,558,000 ..... (re. \$2,500,000)

23  
24 MEDICAID MANAGEMENT INFORMATION SYSTEM PROGRAM

25  
26 General Fund / State Operations  
27 State Purposes Account - 003

28  
29 By chapter 54, section 1, of the laws of 2007:  
30 For services and expenses for payment of liabilities accrued hereto-  
31 fore and hereafter to accrue:  
32 Contractual services ... 80,849,000 ..... (re. \$20,000,000)

33  
34 Special Revenue Funds - Federal / State Operations  
35 Federal Health and Human Services Fund - 265

36  
37 By chapter 54, section 1, of the laws of 2007:  
38 For services and expenses related to the operation of an electronic  
39 medicaid eligibility verification system and operation of a medicaid  
40 override application system, and operation of a medicaid management  
41 information system, and development and operation of a replacement  
42 medicaid system. The moneys hereby appropriated shall be available  
43 for payment of liabilities heretofore accrued and hereafter to  
44 accrue.  
45 Notwithstanding any inconsistent provision of law and subject to the  
46 approval of the director of the budget, the amount appropriated  
47 herein may be increased or decreased by interchange with any other  
48 appropriation or with any other item or items within the amounts  
49 appropriated within the department of health special revenue funds -  
50 federal with the approval of the director of the budget who shall  
51 file such approval with the department of audit and control and  
52 copies thereof with the chairman of the senate finance committee and  
53 the chairman of the assembly ways and means committee.  
54 For the grant period October 1, 2007 to September 30, 2008 .....  
55 40,500,000 ..... (re. \$40,500,000)

56  
57 OFFICE OF MEDICAID MANAGEMENT PROGRAM

58  
59 General Fund / State Operations  
60 State Purposes Account - 003

DEPARTMENT OF HEALTH

STATE OPERATIONS AND AID TO LOCALITIES - REAPPROPRIATIONS 2008-09

1 By chapter 54, section 1, of the laws of 2007:  
 2 For services and expenses related to an analysis of proposals for  
 3 achieving universal health coverage in New York. The commissioner of  
 4 health shall contract with an independent entity, in accordance with  
 5 applicable law, to conduct the analysis and report on its results.  
 6 All records of the entity and the department relating to the method-  
 7 ology, findings and recommendations of the analysis shall be subject  
 8 to article six of the public officers law. Proposals to be analyzed  
 9 shall include, but not be limited to: proposals for providing or  
 10 promoting universal health coverage through variations on existing  
 11 private and public health coverage mechanisms; proposals for pro-  
 12 viding universal health coverage through publicly-sponsored health  
 13 coverage financed entirely or predominantly through broad-based  
 14 public financing; and combinations of such mechanisms. When  
 15 evaluating different proposals, the entity shall consider, among  
 16 other factors, how each proposal advances the goal of universal  
 17 health coverage; controls the cost of health coverage and health  
 18 care; affects the scope of benefits, the quality of care, and choice  
 19 of providers for consumers; overcomes the obstacles to universal  
 20 health coverage; fairly and equitably distributes the cost of health  
 21 coverage and health care; deals with the level and distribution of  
 22 costs as a barrier to health coverage or health care; affects  
 23 employers and employment, particularly small business, the self-em-  
 24 ployed, sole-proprietors, collective bargaining arrangements, people  
 25 with multiple, seasonal or sporadic employment and people who are  
 26 under-employed or unable to work; and promotes the economic viabil-  
 27 ity of hospitals, community health centers, health care profes-  
 28 sionals, and other health care providers. The entity may, with the  
 29 approval of the commissioner, accept grants or other assistance from  
 30 any government agency or not-for-profit entity to support or assist  
 31 it in carrying out the analysis ... 200,000 ..... (re. \$200,000)  
 32 For suballocation to the state office for the aging for the health  
 33 insurance information, counseling and assistance program .....  
 34 1,000,000 ..... (re. \$1,000,000)

35  
 36 General Fund / Aid to Localities  
 37 Local Assistance Account - 001  
 38

39 By chapter 54, section 1, of the laws of 2007:  
 40 For transfer to the state office for the aging for the managed care  
 41 consumer assistance program for the purpose of providing education,  
 42 outreach, one-on-one counseling, monitoring of the implementation of  
 43 medicare part D, and assistance with drug appeals and fair hearings  
 44 related to medicare part D coverage for persons who are eligible for  
 45 medical assistance and who are also beneficiaries under part D of  
 46 title XVIII of the federal social security act and for participants  
 47 of the elderly pharmaceutical insurance coverage program in  
 48 accordance with the following sub-schedule .....  
 49 2,000,000 ..... (re. \$2,000,000)

50 sub-schedule

51  
 52

53 Medicare Rights Center .....	900,000
54 Statewide Senior Action Network ....	400,000
55 New York Legal Assistance Group ....	125,000
56 Legal Aid Society of New York .....	125,000
57 Selfhelp Community Services, Inc. ..	125,000
58 Empire Justice Center .....	175,000
59 Community Service Society .....	150,000

DEPARTMENT OF HEALTH

STATE OPERATIONS AND AID TO LOCALITIES - REAPPROPRIATIONS 2008-09

1 For services and expenses, including transfer to the state office for  
 2 the aging, for evidence based prevention programs .....  
 3 100,000 ..... (re. \$100,000)  
 4 For grants to a New York state based not-for-profit organization with  
 5 expertise in the New York state medicaid program for collaborative  
 6 studies, reviews and analysis, to be performed in conjunction with  
 7 the department of health, on medicaid policy, operational and other  
 8 issues as defined by the department ... 1,500,000...(re. \$1,500,000)  
 9

10 By chapter 54, section 1, of the laws of 2006, as amended by chapter 54,  
 11 section 1, of the laws of 2007:

12 For transfer to the office for the aging for the purpose of providing  
 13 education, outreach, one-on-one counseling, monitoring of the  
 14 implementation of Medicare Part D, and assistance with drug appeals  
 15 and fair hearings related to Medicare Part D coverage for persons  
 16 who are eligible for medical assistance and who are also  
 17 beneficiaries under Part D of title XVIII of the federal social  
 18 security act and for participants of the elderly pharmaceutical  
 19 insurance coverage program in accordance with the following sub-  
 20 schedule ... 2,000,000 ..... (re. \$1,100,000)  
 21

sub-schedule

- 22
- 23
- 24 Medicare Rights Center ..... 900,000
- 25 Statewide Senior Action Network .... 400,000
- 26 New York Legal Assistance Group .... 125,000
- 27 Legal Aid Society of New York ..... 125,000
- 28 Selfhelp Community Services, Inc. .. 125,000
- 29 Empire Justice Center ..... 175,000
- 30 Community Service Society ..... 150,000
- 31

32 Special Revenue Funds - Federal / State Operations  
 33 Federal Health and Human Services Fund - 265  
 34

35 By chapter 54, section 1, of the laws of 2007:  
 36 For services and expenses for the medical assistance program and  
 37 administration of the medical assistance program and survey and  
 38 certification program, provided pursuant to title XIX of the federal  
 39 social security act.

40 Notwithstanding any inconsistent provision of law and subject to the  
 41 approval of the director of the budget, moneys hereby appropriated  
 42 may be increased or decreased by transfer or suballocation between  
 43 these appropriated amounts and appropriations of other state  
 44 agencies and appropriations of the department of health.  
 45 Notwithstanding any inconsistent provision of law and subject to  
 46 approval of the director of the budget, moneys hereby appropriated  
 47 may be transferred or suballocated to other state agencies for  
 48 reimbursement to local government entities for services and expenses  
 49 related to administration of the medical assistance program.

50 For the grant period October 1, 2007 to September 30, 2008 .....  
 51 1,859,816,000 ..... (re. \$1,859,816,000)  
 52

53 By chapter 54, section 1, of the laws of 2006:  
 54 For services and expenses for the medical assistance program and  
 55 administration of the medical assistance program and survey and  
 56 certification program, provided pursuant to title XIX of the federal  
 57 social security act.

58 Notwithstanding any inconsistent provision of law and subject to the  
 59 approval of the director of the budget, moneys hereby appropriated  
 60 may be increased or decreased by transfer or suballocation between  
 61 these appropriated amounts and appropriations of other state agen-  
 62 cies and appropriations of the department of health. Notwithstanding

DEPARTMENT OF HEALTH

STATE OPERATIONS AND AID TO LOCALITIES - REAPPROPRIATIONS 2008-09

1 any inconsistent provision of law and subject to approval of the  
2 director of the budget, moneys hereby appropriated may be trans-  
3 ferred or suballocated to other state agencies for reimbursement to  
4 local government entities for services and expenses related to  
5 administration of the medical assistance program.

6 For the grant period October 1, 2006 to September 30, 2007 .....  
7 1,867,679,500 ..... (re. \$1,590,000,000)

8  
9 By chapter 54, section 1, of the laws of 2005:

10 For services and expenses for the medical assistance program and  
11 administration of the medical assistance program and survey and  
12 certification program, provided pursuant to title XIX of the federal  
13 social security act.

14 Notwithstanding any inconsistent provision of law and subject to the  
15 approval of the director of the budget, moneys hereby appropriated  
16 may be increased or decreased by transfer or suballocation between  
17 these appropriated amounts and appropriations of other state agen-  
18 cies and appropriations of the department of health. Notwithstanding  
19 any inconsistent provision of law and subject to approval of the  
20 director of the budget, moneys hereby appropriated may be trans-  
21 ferred or suballocated to other state agencies for reimbursement to  
22 local government entities for services and expenses related to  
23 administration of the medical assistance program.

24 For the grant period October 1, 2005 to September 30, 2006 .....  
25 1,836,697,000 ..... (re. \$1,320,000,000)

26  
27 By chapter 54, section 1, of the laws of 2004:

28 For services and expenses for the medical assistance program and  
29 administration of the medical assistance program and survey and  
30 certification program, provided pursuant to title XIX of the federal  
31 social security act.

32 Notwithstanding any inconsistent provision of law and subject to the  
33 approval of the director of the budget, moneys hereby appropriated  
34 may be increased or decreased by transfer or suballocation between  
35 these appropriated amounts and appropriations of other state agen-  
36 cies and appropriations of the department of health.

37 Notwithstanding any inconsistent provision of law and subject to  
38 approval of the director of the budget, moneys hereby appropriated  
39 may be transferred or suballocated to other state agencies for  
40 reimbursement to local government entities for services and expenses  
41 related to administration of the medical assistance program.

42 For the grant period October 1, 2004 to September 30, 2005 .....  
43 1,863,395,000 ..... (re. \$1,430,000,000)

44  
45 By chapter 54, section 1, of the laws of 2003, as amended by chapter 54,  
46 section 1, of the laws of 2004:

47 For services and expenses for the medical assistance program and  
48 administration of the medical assistance program and survey and  
49 certification program, provided pursuant to title XIX of the federal  
50 social security act.

51 Notwithstanding any inconsistent provision of law and subject to the  
52 approval of the director of the budget, moneys hereby appropriated  
53 may be increased or decreased by transfer or suballocation between  
54 these appropriated amounts and appropriations of other state agen-  
55 cies and appropriations of the department of health. Notwithstand-  
56 ing any inconsistent provision of law and subject to approval of the  
57 director of the budget, moneys hereby appropriated may be trans-  
58 ferred or suballocated to other state agencies for reimbursement to  
59 local government entities for services and expenses related to  
60 administration of the medical assistance program.

61 For the grant period October 1, 2003 to September 30, 2004 .....  
62 1,810,000,000 ..... (re. \$1,120,000,000)

DEPARTMENT OF HEALTH

STATE OPERATIONS AND AID TO LOCALITIES - REAPPROPRIATIONS 2008-09

1 Special Revenue Funds - Federal / Aid to Localities  
2 Federal Health and Human Services Fund - 265

3

4 By chapter 54, section 1, of the laws of 2007:

5 Notwithstanding any inconsistent provision of law, the money  
6 appropriated herein shall be available for services and expenses  
7 including grants related to the federal-state health reform  
8 partnership program and/or its successor program and be transferred  
9 to other state agencies, provided, however, that the section 1115  
10 waiver demonstration which is entitled the federal-state health  
11 reform partnership, is in effect in accordance with the terms and  
12 conditions approved by the secretary of the federal department of  
13 health and human services and further provided that funds  
14 appropriated for the federal-state health reform partnership program  
15 are disbursed only in accordance with those terms and conditions ...  
16 300,000,000 ..... (re. \$300,000,000)

17

18 Special Revenue Funds - Other / Aid to Localities  
19 Miscellaneous Special Revenue Fund - 339  
20 Federal State Health Reform Partnership Account

21

22 By chapter 54, section 1, of the laws of 2007:

23 Notwithstanding any inconsistent provision of the law, the money  
24 appropriated herein shall be available for services and expenses  
25 including grants related to the federal-state health reform  
26 partnership program and/or its successor program, provided, however,  
27 that the section 1115 waiver demonstration which is entitled the  
28 federal-state health reform partnership, is in effect in accordance  
29 with the terms and conditions approved by the secretary of the  
30 federal department of health and human services, and further  
31 provided that funds appropriated for the federal-state health reform  
32 partnership program are disbursed only in accordance with those  
33 terms and conditions. Subject to the approval of the director of the  
34 budget, moneys appropriated herein may be transferred or  
35 suballocated to the state office for the aging and other state  
36 agencies ... 300,000,000 ..... (re. \$300,000,000)

37

38 MEDICAL ASSISTANCE ADMINISTRATION PROGRAM

39

40 General Fund / Aid to Localities  
41 Local Assistance Account - 001

42

43 By chapter 54, section 1, of the laws of 1998, as amended by chapter 54,  
44 section 1, of the laws of 2006:

45 The amount appropriated herein may be used in all or in part for  
46 grants to those entities seeking certification to operate comprehen-  
47 sive HIV special needs plans to aid in the development of the  
48 systems, organizational structures and networks necessary to operate  
49 a managed care program and for entities contracted to participate in  
50 support of SNP development and for contractual services related to  
51 medical necessity and quality of care reviews for medicaid recipi-  
52 ents with HIV or who have AIDS enrolled in special needs plans.  
53 Subject to the approval of the director of budget, all or part of  
54 this appropriation may be transferred to the office of managed care,  
55 general fund - state purposes account .....  
56 30,000,000 ..... (re. \$16,650,000)

57

58 Special Revenue Funds - Federal / Aid to Localities  
59 Federal Health and Human Services Fund - 265  
60 Medicaid Administration Transfer Account

61

DEPARTMENT OF HEALTH

STATE OPERATIONS AND AID TO LOCALITIES - REAPPROPRIATIONS 2008-09

1 By chapter 54, section 1, of the laws of 2007:

2 For reimbursement of local administrative expenses of medical  
3 assistance programs provided pursuant to title XIX of the federal  
4 social security act or its successor program.

5 The moneys hereby appropriated are to be available for payment of aid  
6 heretofore accrued or hereafter to accrue to municipalities, and to  
7 providers of medical services pursuant to section 367-b of the  
8 social services law, shall be available to the department net of  
9 disallowances, refunds, reimbursements, and credits. The amounts  
10 appropriated herein may be available for costs associated with a  
11 common benefit identification card, and subject to the approval of  
12 the director of the budget, these funds may be transferred to the  
13 credit of the state operations account medicaid management  
14 information systems program.

15 Notwithstanding any other provision of law, the money hereby  
16 appropriated may be increased or decreased by interchange, with any  
17 appropriation of the department of health, and may be increased or  
18 decreased by transfer or suballocation between these appropriated  
19 amounts and appropriations of the department of family assistance  
20 office of temporary and disability assistance and office of children  
21 and family services with the approval of the director of the budget,  
22 who shall file such approval with the department of audit and  
23 control and copies thereof with the chairman of the senate finance  
24 committee and the chairman of the assembly ways and means committee.

25 Notwithstanding any inconsistent provision of law, in lieu of payments  
26 authorized by the social services law, or payments of federal funds  
27 otherwise due to the local social services districts for programs  
28 provided under the federal social security act or the federal food  
29 stamp act, funds herein appropriated, in amounts certified by the  
30 state commissioner of temporary and disability assistance or the  
31 state commissioner of health as due from local social services  
32 districts each month as their share of payments made pursuant to  
33 section 367-b of the social services law may be set aside by the  
34 state comptroller in an interest-bearing account in order to ensure  
35 the orderly and prompt payment of providers under section 367-b of  
36 the social services law pursuant to an estimate provided by the  
37 commissioner of health of each local social services district's  
38 share of payments made pursuant to section 367-b of the social  
39 services law.

40 For the grant period October 1, 2007 to September 30, 2008 .....  
41 240,900,000 ..... (re. \$240,900,000)  
42

43 By chapter 54, section 1, of the laws of 2006:

44 For reimbursement of local administrative expenses of medical assist-  
45 ance programs provided pursuant to title XIX of the federal social  
46 security act or its successor program.

47 The moneys hereby appropriated are to be available for payment of aid  
48 heretofore accrued or hereafter to accrue to municipalities, and to  
49 providers of medical services pursuant to section 367-b of the  
50 social services law, shall be available to the department net of  
51 disallowances, refunds, reimbursements, and credits. The amounts  
52 appropriated herein may be available for costs associated with a  
53 common benefit identification card, and subject to the approval of  
54 the director of the budget, these funds may be transferred to the  
55 credit of the state operations account medicaid management informa-  
56 tion systems program.

57 Notwithstanding any other provision of law, the money hereby appropri-  
58 ated may be increased or decreased by interchange, with any appro-  
59 priation of the department of health, and may be increased or  
60 decreased by transfer or suballocation between these appropriated  
61 amounts and appropriations of the department of family assistance  
62 office of temporary and disability assistance and office of children

DEPARTMENT OF HEALTH

STATE OPERATIONS AND AID TO LOCALITIES - REAPPROPRIATIONS 2008-09

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

20 For the grant period October 1, 2006 to September 30, 2007 .....  
 21 240,900,000 ..... (re. \$170,000,000)  
 22

23 By chapter 54, section 1, of the laws of 2005:  
 24 For reimbursement of local administrative expenses of medical assist-  
 25 ance programs provided pursuant to title XIX of the federal social  
 26 security act or its successor program.

27 The moneys hereby appropriated are to be available for payment of aid  
 28 heretofore accrued or hereafter to accrue to municipalities, and to  
 29 providers of medical services pursuant to section 367-b of the  
 30 social services law, shall be available to the department net of  
 31 disallowances, refunds, reimbursements, and credits. The amounts  
 32 appropriated herein may be available for costs associated with a  
 33 common benefit identification card, and subject to the approval of  
 34 the director of the budget, these funds may be transferred to the  
 35 credit of the state operations account medicaid management informa-  
 36 tion systems program.

37 Notwithstanding any other provision of law, the money hereby appropri-  
 38 ated may be increased or decreased by interchange, with any appro-  
 39 priation of the department of health medical assistance adminis-  
 40 tration program and/or medical assistance program, and may be  
 41 increased or decreased by transfer or suballocation between these  
 42 appropriated amounts and appropriations of the department of family  
 43 assistance office of temporary and disability assistance and office  
 44 of children and family services with the approval of the director of  
 45 the budget, who shall file such approval with the department of  
 46 audit and control and copies thereof with the chairman of the senate  
 47 finance committee and the chairman of the assembly ways and means  
 48 committee.

49 Notwithstanding any inconsistent provision of law, in lieu of payments  
 50 authorized by the social services law, or payments of federal funds  
 51 otherwise due to the local social services districts for programs  
 52 provided under the federal social security act or the federal food  
 53 stamp act, funds herein appropriated, in amounts certified by the  
 54 state commissioner of temporary and disability assistance or the  
 55 state commissioner of health as due from local social services  
 56 districts each month as their share of payments made pursuant to  
 57 section 367-b of the social services law may be set aside by the  
 58 state comptroller in an interest-bearing account with such interest  
 59 accruing to the credit of the locality in order to ensure the order-  
 60 ly and prompt payment of providers under section 367-b of the social

DEPARTMENT OF HEALTH

STATE OPERATIONS AND AID TO LOCALITIES - REAPPROPRIATIONS 2008-09

1 services law pursuant to an estimate provided by the commissioner of  
 2 health of each local social services district's share of payments  
 3 made pursuant to section 367-b of the social services law.  
 4 For the grant period October 1, 2005 to September 30, 2006 .....  
 5 240,900,000 ..... (re. \$95,000,000)  
 6

7 MEDICAL ASSISTANCE PROGRAM

8  
 9 General Fund / Aid to Localities  
 10 Local Assistance Account - 001  
 11

12 By chapter 54, section 1, of the laws of 2007:  
 13 Notwithstanding any inconsistent provision of law, subject to the  
 14 approval of a plan by the director of the budget, up to the amount  
 15 appropriated herein, together with any available federal matching  
 16 funds, may be transferred to the general fund - state purposes  
 17 account or suballocated to the state office for the aging for  
 18 services and expenses related to making improvements in the long-  
 19 term care system including long-term care restructuring, the nursing  
 20 home transition and diversion waiver, and point-of-entry initiatives  
 21 for the purpose of expanding and promoting a more coordinated level  
 22 of care for the delivery of quality services in the community .....  
 23 14,800,000 ..... (re. \$13,600,000)  
 24

25 By chapter 54, section 1, of the laws of 2006, as added by chapter 108,  
 26 section 4, of the laws of 2006:  
 27 Notwithstanding any inconsistent provision of law, subject to the  
 28 approval of a plan by the director of the budget, up to the amount  
 29 appropriated herein, together with any available federal matching  
 30 funds, may be transferred to the general fund - state purposes  
 31 account for services and expenses related to making improvements in  
 32 the long-term care system for the purpose of expanding and promoting  
 33 a more coordinated level of care for the delivery of quality  
 34 services in the community ... 10,000,000 ..... (re. \$6,100,000)  
 35

36 Special Revenue Funds - Federal / Aid to Localities  
 37 Federal Health and Human Services Fund - 265  
 38 Medicaid Direct Account  
 39

40 By chapter 54, section 1, of the laws of 2007:  
 41 For services and expenses for the medical assistance program,  
 42 including administrative expenses for local social services  
 43 districts, pursuant to title XIX of the federal social security act  
 44 or its successor program.  
 45 The moneys hereby appropriated are to be available for payment of aid  
 46 heretofore accrued or hereafter to accrue to municipalities, and to  
 47 providers of medical services pursuant to section 367-b of the  
 48 social services law, and for payment of state aid to municipalities  
 49 and to providers of family care where payment systems through the  
 50 fiscal intermediaries are not operational, shall be available to the  
 51 department net of disallowances, refunds, reimbursements, and  
 52 credits.  
 53 Notwithstanding any other provision of law, the money hereby  
 54 appropriated may be increased or decreased by interchange, with any  
 55 appropriation of the department of health and the office of medicaid  
 56 inspector general and may be increased or decreased by transfer or  
 57 suballocation between these appropriated amounts and appropriations  
 58 of the office of mental health, office of mental retardation and  
 59 developmental disabilities, the office of alcoholism and substance  
 60 abuse services, the department of family assistance office of  
 61 temporary and disability assistance, office of children and family  
 62 services, and state office for the aging with the approval of the

## DEPARTMENT OF HEALTH

## STATE OPERATIONS AND AID TO LOCALITIES - REAPPROPRIATIONS 2008-09

1 director of the budget, who shall file such approval with the  
2 department of audit and control and copies thereof with the chairman  
3 of the senate finance committee and the chairman of the assembly  
4 ways and means committee.

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

20 Notwithstanding any inconsistent provision of law, rule or regulation,  
21 and contingent on the availability of federal financial partici-  
22 pation, for the period commencing April 1, 2007 through March 31,  
23 2008, in order to reimburse public and non-public general hospitals  
24 for graduate medical education costs, the commissioner of health  
25 shall adjust such hospitals' inpatient medical assistance rates of  
26 payment established pursuant to section 2807-c of the public health  
27 law, including discrete rates of payment calculated pursuant to  
28 paragraph (a-3) of subdivision 1 of section 2807-c of the public  
29 health law, in accordance with the methodology set forth in sub-  
30 paragraph (ii) of paragraph (d) of subdivision 25 of section 2807-c  
31 of the public health law used to calculate rate adjustments for non-  
32 public general hospitals for periods prior to April 1, 2007;  
33 provided, however, the 75 percent limit set forth in clause (C) of  
34 subparagraph (ii) of paragraph (d) of subdivision 25 of section  
35 2807-c of the public health law shall not apply to rate decreases  
36 calculated pursuant to this paragraph and no public general hospital  
37 shall receive a rate increase calculated pursuant to this paragraph.  
38 Provided however, if this chapter appropriates sufficient additional  
39 funds to support reimbursement of graduate medical education for the  
40 period April 1, 2007 through March 31, 2008, using the methodology  
41 set forth in paragraph (d) of subdivision 25 of section 2807-c of  
42 the public health law as in effect on March 31, 2007, such  
43 methodology shall continue in effect for the period April 1, 2007  
44 through March 31, 2008 and the provisions of this paragraph shall  
45 not apply and shall be considered null and void as of March 31,  
46 2007.

47 Notwithstanding any inconsistent provision of law or regulation to the  
48 contrary, residential health care facility rates of payment  
49 determined pursuant to article 28 of the public health law for  
50 services provided on and after April 1, 2007 through March 31, 2008,  
51 except for the establishment of any statewide or any peer group  
52 base, mean, or ceiling prices per day, shall be calculated utilizing  
53 only the number of residents properly assessed and reported in each  
54 patient classification group and eligible for medical assistance  
55 pursuant to title 11 of article 5 of the social services law.  
56 Provided, however, if this chapter appropriates sufficient  
57 additional funds to support fully for the period of April 1, 2007,  
58 through March 31, 2008, using the methodology for computing the  
59 operating component of such rates of payment as in effect on March

## DEPARTMENT OF HEALTH

## STATE OPERATIONS AND AID TO LOCALITIES - REAPPROPRIATIONS 2008-09

1 31, 2007, such methodology for computing the operating component  
2 shall continue in effect for the period April 1, 2007, through March  
3 31, 2008, and the provisions of this appropriation as set forth in  
4 this paragraph shall not be utilized.

5 Notwithstanding paragraph (c) of subdivision 10 of section 2807-c of  
6 the public health law, subdivision 2-b of section 2808 of the public  
7 health law, and section 21 of chapter 1 of the laws of 1999 and any  
8 other inconsistent provision of law or regulation to the contrary,  
9 in determining rates of payment by state governmental agencies  
10 effective for services provided on and after April 1, 2007 through  
11 March 31, 2008 and thereafter for inpatient and outpatient services  
12 provided by general hospitals and for inpatient services and  
13 outpatient adult day health care services provided by residential  
14 health care facilities pursuant to article 28 of the public health  
15 law, the commissioner of health shall apply no trend factor  
16 projections attributable to the period January 1, 2007 through  
17 December 31, 2007. The commissioner of health shall adjust rates of  
18 payment to reflect the exclusion of such specified trend factor  
19 projections or adjustments.

20 Notwithstanding any inconsistent provision of law, rule or regulation  
21 to the contrary, for the period April 1, 2007 through March 31,  
22 2008, no prior authorization shall be required under the preferred  
23 drug program for: atypical anti-psychotics; anti-retrovirals used in  
24 the treatment of HIV/AIDS; anti-rejection drugs used for the  
25 treatment of organ and tissue transplants; or any other therapeutic  
26 class for the treatment of mental illness or HIV/AIDS, recommended  
27 by the committee and approved by the commissioner under section 272  
28 of the public health law. The committee may consider and recommend  
29 the inclusion of the therapeutic class of anti-depressants in the  
30 preferred drug program. Such recommendation may be adopted by the  
31 commissioner only after consultation with, and consideration of the  
32 recommendation of, the commissioner of the office of mental health.  
33 Provided, however, if this chapter appropriates sufficient  
34 additional funds to support a preferred drug program as defined  
35 pursuant to the exemptions set forth in subdivision 12 of section  
36 272 of the public health law as in effect on March 31, 2007, such  
37 exemptions for the preferred drug program shall continue in effect  
38 for the period April 1, 2007 through March 31, 2008 and the  
39 provisions of this paragraph shall not apply and shall be considered  
40 null and void as of March 31, 2007.

41 Notwithstanding any inconsistent provision of law, rule or regulation  
42 to the contrary, for the period April 1, 2007 through March 31,  
43 2008, the commissioner of health shall provide 10 days public notice  
44 on the department of health's website prior to any meeting of the  
45 pharmacy and therapeutics committee to develop recommendations  
46 concerning the preferred drug program; the commissioner shall  
47 provide notice of any recommendations developed by such committee  
48 regarding the preferred drug program, at least 10 days before any  
49 final determination by the commissioner, by making such information  
50 available on the department's website; within a reasonable time  
51 after a final determination regarding the preferred drug program,  
52 the commissioner shall provide public notice on the department's  
53 website of such determinations, including: the nature of the  
54 determination; an analysis of the impact of the commissioner's  
55 determination on state public health plan populations and providers;  
56 and the projected fiscal impact to the state public health plan  
57 programs of the commissioner's determination. Provided, however, if  
58 this chapter appropriates sufficient additional funds to support a  
59 preferred drug program as defined pursuant to the public notice  
60 requirements set forth in subdivisions 7, 8 and 9 of section 272 of  
61 the public health law as in effect on March 31, 2007, such public

## DEPARTMENT OF HEALTH

## STATE OPERATIONS AND AID TO LOCALITIES - REAPPROPRIATIONS 2008-09

1 notice requirements for the preferred drug program shall continue in  
2 effect for the period April 1, 2007 through March 31, 2008 and the  
3 provisions of this paragraph shall not apply and shall be considered  
4 null and void as of March 31, 2007.

5 Notwithstanding any inconsistent provision of law, rule or regulation  
6 to the contrary, for the period April 1, 2007 through March 31,  
7 2008, in establishing a prior authorization requirement for a drug  
8 under the clinical drug review program, the commissioner shall, in  
9 addition to any other factor required by law to be considered,  
10 consider the cost of the drug compared to other drug therapies for  
11 the same disease. Provided, however, if this chapter appropriates  
12 sufficient additional funds to support a clinical drug program as  
13 defined pursuant to criteria for determining prior authorization set  
14 forth in subdivision 3 of section 274 of the public health law as in  
15 effect on March 31, 2007, such criteria for the clinical drug review  
16 program shall continue in effect for the period April 1, 2007  
17 through March 31, 2008 and the provisions of this paragraph shall  
18 not apply and shall be considered null and void as of March 31,  
19 2007.

20 Notwithstanding any inconsistent provision of law, rule or regulation  
21 to the contrary, for the period July 1, 2007 through March 31, 2008,  
22 medical assistance payment for drugs which may not be dispensed  
23 without a prescription shall be made at the following amounts: if  
24 the drug dispensed is a multiple source prescription drug or a  
25 brand-name prescription drug for which no specific upper limit has  
26 been set by the federal centers for medicare and medicaid services,  
27 the lower of the estimated acquisition cost of such drug to  
28 pharmacies, or the dispensing pharmacy's usual and customary price  
29 charged to the general public; (i) for sole and multiple source  
30 brand name drugs, estimated acquisition cost means the average  
31 wholesale price of a prescription drug based upon the package size  
32 dispensed from, as reported by the prescription drug pricing service  
33 used by the department of health, less 15 percent thereof, and  
34 updated monthly by the department; for a specialized HIV pharmacy,  
35 as defined in paragraph (f) of subdivision 9 of section 367-a of the  
36 social services law, acquisition cost means the average wholesale  
37 price of a prescription drug based upon the package size dispensed  
38 from, as reported by the prescription drug pricing service used by  
39 the department, less 14 percent thereof, and updated monthly by the  
40 department; (ii) for multiple source generic drugs, estimated  
41 acquisition cost means the lower of the average wholesale price of a  
42 prescription drug based on the package size dispensed from, as  
43 reported by the prescription drug pricing service used by the  
44 department, less 30 percent thereof, or the maximum acquisition  
45 cost, if any, established pursuant to paragraph (e) of such  
46 subdivision; or, for a specialized HIV pharmacy, acquisition cost  
47 means the lower of the average wholesale price of a prescription  
48 drug based on the package size dispensed from, as reported by the  
49 prescription drug pricing service used by the department, less 22  
50 percent thereof, or the maximum acquisition cost, if any,  
51 established pursuant to such paragraph (e).

52 Notwithstanding any inconsistent provision of law, rule or regulation  
53 to the contrary, for the period April 1, 2007 through March 31,  
54 2008, no supplemental medical assistance payments shall be made to  
55 providers of emergency medical transportation services that relate  
56 to such services provided during calendar year 2007.

57 Notwithstanding paragraph (c) of subdivision 3 of section 2807-c of  
58 the public health law and any inconsistent provision of law, rule or  
59 regulation to the contrary, for the period January 1, 2008 through  
60 March 31, 2008, adjustments to medical assistance rates of payment  
61 for rate periods on and after January 1, 2008, made pursuant to  
62 paragraph (c) of subdivision 3 of section 2807-c of the public

## DEPARTMENT OF HEALTH

## STATE OPERATIONS AND AID TO LOCALITIES - REAPPROPRIATIONS 2008-09

1 health law shall, upon a determination by the commissioner of health  
2 and the director of the budget that such adjustments shall result in  
3 an aggregate increase in total medicaid payments to general  
4 hospitals for inpatient services, make such proportional adjustments  
5 to such rates of payments as are necessary to reduce such total  
6 aggregate payments to an aggregate total that reflects no such  
7 increase, provided, however, if this chapter appropriates sufficient  
8 additional funds to fully fund such increase, the provisions of this  
9 paragraph shall not apply and shall be considered null and void as  
10 of January 1, 2008.

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

13 For the grant period October 1, 2006 to September 30, 2007 .....  
14 2,057,382,000 ..... (re. \$539,900,000)

15 For the grant period October 1, 2007 to September 30, 2008 .....  
16 3,102,074,000 ..... (re. \$3,102,074,000)

17 For services and expenses of the medical assistance program including  
18 hospital outpatient and emergency room services.

19 For the grant period October 1, 2006 to September 30, 2007 .....  
20 259,801,000 ..... (re. \$259,801,000)

21 For the grant period October 1, 2007 to September 30, 2008 .....  
22 389,702,000 ..... (re. \$389,702,000)

23 For services and expenses of the medical assistance program including  
24 clinic services.

25 For the grant period October 1, 2006 to September 30, 2007 .....  
26 344,352,000 ..... (re. \$344,352,000)

27 For the grant period October 1, 2007 to September 30, 2008 .....  
28 516,529,000 ..... (re. \$516,529,000)

29 For services and expenses of the medical assistance program including  
30 nursing home services.

31 For the grant period October 1, 2006 to September 30, 2007 .....  
32 1,447,430,000 ..... (re. \$821,430,000)

33 For the grant period October 1, 2007 to September 30, 2008 .....  
34 2,171,145,000 ..... (re. \$2,171,145,000)

35 For services and expenses of the medical assistance program including  
36 other long term care services.

37 For the grant period October 1, 2006 to September 30, 2007 .....  
38 1,041,109,000 ..... (re. \$740,373,000)

39 For the grant period October 1, 2007 to September 30, 2008 .....  
40 1,561,664,000 ..... (re. \$1,561,664,000)

41 For services and expenses of the medical assistance program including  
42 managed care services.

43 For the grant period October 1, 2006 to September 30, 2007 .....  
44 1,354,444,000 ..... (re. \$551,533,000)

45 For the grant period October 1, 2007 to September 30, 2008 .....  
46 2,031,666,000 ..... (re. \$2,031,666,000)

47 For services and expenses of the medical assistance program including  
48 pharmacy services.

49 For the grant period October 1, 2006 to September 30, 2007 .....  
50 754,766,000 ..... (re. \$142,473,000)

51 For the grant period October 1, 2007 to September 30, 2008 .....  
52 1,125,248,000 ..... (re. \$1,125,248,000)

53 For services and expenses of the medical assistance program including  
54 transportation services.

55 For the grant period October 1, 2006 to September 30, 2007 .....  
56 78,361,000 ..... (re. \$78,361,000)

57 For the grant period October 1, 2007 to September 30, 2008 .....  
58 117,541,000 ..... (re. \$117,541,000)

59 For services and expenses of the medical assistance program including  
60 dental services.

61 For the grant period October 1, 2006 to September 30, 2007 .....  
62 60,361,000 ..... (re. \$60,361,000)

## DEPARTMENT OF HEALTH

## STATE OPERATIONS AND AID TO LOCALITIES - REAPPROPRIATIONS 2008-09

1 For the grant period October 1, 2007 to September 30, 2008 .....

2 90,542,000 ..... (re. \$90,542,000)

3 For services and expenses of the medical assistance program including

4 noninstitutional and other spending.

5 For the grant period October 1, 2006 to September 30, 2007 .....

6 1,749,193,000 ..... (re. \$938,898,000)

7 For the grant period October 1, 2007 to September 30, 2008 .....

8 2,623,790,000 ..... (re. \$2,623,790,000)

9 For services and expenses of the medical assistance program including

10 a series of targeted chronic illness demonstration projects.

11 For the grant period October 1, 2006 to September 30, 2007 .....

12 1,600,000 ..... (re. \$1,600,000)

13 For the grant period October 1, 2007 to September 30, 2008 .....

14 2,400,000 ..... (re. \$2,400,000)

15 For services and expenses of the medical assistance program including

16 rate increases for traumatic brain injury community based waiver

17 services.

18 For the grant period October 1, 2006 to September 30, 2007 .....

19 2,000,000 ..... (re. \$2,000,000)

20 For the grant period October 1, 2007 to September 30, 2008 .....

21 3,000,000 ..... (re. \$3,000,000)

22 For services and expenses of the medical assistance program including

23 home health telehealth and IT demonstration programs.

24 For the grant period October 1, 2006 to September 30, 2007 .....

25 1,000,000 ..... (re. \$1,000,000)

26 For the grant period October 1, 2007 to September 30, 2008 .....

27 1,500,000 ..... (re. \$1,500,000)

28

29 By chapter 54, section 1, of the laws of 2006, as amended by chapter 54,

30 section 1, of the laws of 2007:

31 For services and expenses for the medical assistance program, includ-

32 ing administrative expenses for local social services districts,

33 pursuant to title XIX of the federal social security act or its

34 successor program.

35 The moneys hereby appropriated are to be available for payment of aid

36 heretofore accrued or hereafter to accrue to municipalities, and to

37 providers of medical services pursuant to section 367-b of the

38 social services law, and for payment of state aid to municipalities

39 and to providers of family care where payment systems through the

40 fiscal intermediaries are not operational, shall be available to the

41 department net of disallowances, refunds, reimbursements, and cred-

42 its.

43 Notwithstanding any other provision of law, the money hereby appropri-

44 ated may be increased or decreased by interchange, with any appro-

45 priation of the department of health, and may be increased or

46 decreased by transfer or suballocation between these appropriated

47 amounts and appropriations of the department of family assistance

48 office of temporary and disability assistance, office of children

49 and family services, and state office for the aging with the

50 approval of the director of the budget, who shall file such approval

51 with the department of audit and control and copies thereof with the

52 chairman of the senate finance committee and the chairman of the

53 assembly ways and means committee.

54 Notwithstanding any inconsistent provision of law, in lieu of payments

55 authorized by the social services law, or payments of federal funds

56 otherwise due to the local social services districts for programs

57 provided under the federal social security act or the federal food

58 stamp act, funds herein appropriated, in amounts certified by the

59 state commissioner of temporary and disability assistance or the

60 state commissioner of health as due from local social services

61 districts each month as their share of payments made pursuant to

62 section 367-b of the social services law may be set aside by the

## DEPARTMENT OF HEALTH

## STATE OPERATIONS AND AID TO LOCALITIES - REAPPROPRIATIONS 2008-09

1 state comptroller in an interest-bearing account in order to ensure  
2 the orderly and prompt payment of providers under section 367-b of  
3 the social services law pursuant to an estimate provided by the  
4 commissioner of health of each local social services district's  
5 share of payments made pursuant to section 367-b of the social  
6 services law.

7 Notwithstanding any inconsistent provision of law, up to \$500,000,000  
8 of the moneys hereby appropriated may be used for services and  
9 expenses including grants related to the federal-state health reform  
10 partnership program and/or its successor program and may be trans-  
11 ferred to the miscellaneous special revenue fund federal-state  
12 health reform partnership program account and/or other state  
13 agencies, provided, however, that the section 1115 waiver demonstra-  
14 tion which is entitled the federal-state health reform partnership,  
15 is in effect in accordance with the terms and conditions approved by  
16 the secretary of the federal department of health and human services  
17 and accepted by the state, and further provided that funds  
18 appropriated for the federal-state health reform partnership program  
19 are disbursed only in accordance with those terms and conditions.

20 Notwithstanding any inconsistent provision of law, rule or regulation  
21 to the contrary, for the period January 1, 2007 through March 31,  
22 2007, persons who are eligible for medical assistance and who are  
23 also beneficiaries under part D of title XVIII of the federal social  
24 security act, shall not be eligible for medical assistance coverage  
25 of drugs which are denominated as "covered part D drugs" under  
26 section 1860D-2(e) of such act; provided however that, for purposes  
27 of this paragraph, "covered part D drugs" shall not mean atypical  
28 anti-psychotics, anti-depressants, anti-retrovirals used in the  
29 treatment of HIV/AIDS, or anti-rejection drugs used for the treat-  
30 ment of organ and tissue transplants.

31 Notwithstanding any inconsistent provision of law, rule or regulation  
32 to the contrary, up to \$20,000,000 may be used for the purpose of  
33 rebasing residential health care facilities effective January 1,  
34 2007 through March 31, 2007 in accordance with this paragraph, and  
35 as provided pursuant to a chapter of the laws of 2006. Notwith-  
36 standing any inconsistent provision of this section, or any other  
37 contrary provision of law and subject to the availability of federal  
38 financial participation, the operating cost component of rates of  
39 payment by governmental agencies for inpatient services provided for  
40 the period of January 1, 2007 through March 31, 2007, by residential  
41 health care facilities shall be in accordance with a chapter of the  
42 laws of 2006 which shall provide that for this period: (a) the oper-  
43 ating cost component of rates of payment shall reflect the operating  
44 cost component of rates effective for October 1, 2006, as adjusted  
45 for inflation in accordance with the chapter amendment pursuant to  
46 the laws of 2006; (b) the rate shall be further adjusted by a per  
47 diem add-on amount, as determined by the commissioner, reflecting  
48 the proportional amount of each facility's projected Medicaid bene-  
49 fit to the total projected Medicaid benefit for all facilities of  
50 the imputed use of the rate-setting methodology set forth in this  
51 subdivision, provided, however, that for those facilities that do  
52 not receive a per diem adjustment shall have their rates further  
53 adjusted to include the proportionate benefit, as determined by the  
54 commissioner of health, of the expiration of the opening paragraph  
55 and paragraph (a) of subdivision 16 and paragraph (a) of subdivision  
56 14 of section 2808 of the public health law, provided, however, that  
57 the aggregate total of such adjustments shall not exceed  
58 \$137,500,000 for this rate period; (c) rates for the period of Janu-  
59 ary 1 through March 31, 2007 shall fully reflect the cost of local  
60 property taxes and payments made in lieu of local property taxes, as  
61 reported in each facility's cost report submitted for the year two  
62 years prior to the rate year; (d) rates for the period of January 1

## DEPARTMENT OF HEALTH

## STATE OPERATIONS AND AID TO LOCALITIES - REAPPROPRIATIONS 2008-09

1 through March 31, 2007, as computed pursuant to this paragraph,  
2 shall not be subject to case mix adjustment, provided, however, that  
3 a facility may, in accordance with its existing full house schedule  
4 of submission of patient review instruments, submit data in support  
5 of a request for a rate adjustment to reflect an increased facility  
6 case mix equal to or greater than .05, provided further, however,  
7 that such a facility will be required to continue to make such full  
8 house submissions in accordance with its existing submission sched-  
9 ular and in accordance with a chapter of the laws of 2006; (e) For  
10 the period January 1 through March 31, 2007, notwithstanding any  
11 contrary provision of law or regulation, voluntary facilities shall  
12 not be required to deposit reimbursement received for depreciation  
13 expenses into a segregated depreciation fund account.

14 Notwithstanding any inconsistent provision of law, rule or regulation  
15 to the contrary, for the period April 1, 2006 through March 31,  
16 2007, persons who are eligible for medical assistance shall not be  
17 eligible for medical assistance coverage of drugs for the treatment  
18 of sexual or erectile dysfunction, unless such drugs are used to  
19 treat a condition, other than sexual or erectile dysfunction, for  
20 which the drugs have been approved by the federal food and drug  
21 administration.

22 Notwithstanding any inconsistent provision of law, rule or regulation  
23 to the contrary, for the period April 1, 2006 through March 31,  
24 2007, "health care services" under the family health plus program  
25 shall not include drugs for the treatment of sexual or erectile  
26 dysfunction, unless such drugs are used to treat a condition, other  
27 than sexual or erectile dysfunction, for which the drugs have been  
28 approved by the federal food and drug administration.

29 Notwithstanding any inconsistent provision of law, rule or regulation  
30 to the contrary, for the period April 1, 2006 through March 31,  
31 2007, medical assistance payment for drugs which may not be  
32 dispensed without a prescription shall be made at the following  
33 amounts: if the drug dispensed is a multiple source prescription  
34 drug or a brand-name prescription drug for which no specific upper  
35 limit has been set by the federal centers for medicare and medicaid  
36 services, the lower of the estimated acquisition cost of such drug  
37 to pharmacies, or the dispensing pharmacy's usual and customary  
38 price charged to the general public; (i) for sole and multiple  
39 source brand name drugs, estimated acquisition cost means the aver-  
40 age wholesale price of a prescription drug based upon the package  
41 size dispensed from, as reported by the prescription drug pricing  
42 service used by the department of health, less 13.25 percent there-  
43 of, and updated monthly by the department; (ii) for multiple source  
44 generic drugs, estimated acquisition cost means the lower of the  
45 average wholesale price of a prescription drug based on the package  
46 size dispensed from, as reported by the prescription drug pricing  
47 service used by the department, less 20 percent thereof, or the  
48 maximum acquisition cost, if any, established pursuant to paragraph  
49 (e) of subdivision 9 of section 367-a of the social services law.

50 Notwithstanding any inconsistent provision of law, rule or regulation  
51 to the contrary, rates of payment by state governmental agencies  
52 effective for services provided on and after April 1, 2006 through  
53 March 31, 2007 and thereafter for inpatient and outpatient services  
54 provided by general hospitals and for inpatient services and outpa-  
55 tient adult day health care services provided by residential health  
56 care facilities pursuant to article 28 of the public health law, the  
57 commissioner of health shall apply a trend factor of 2.25 percent  
58 attributable to the period January 1, 2006 through December 31,  
59 2006, provided, however, that on reconciliation of the trend factor  
60 for the period January 1, 2006 through December 31, 2006 pursuant to  
61 paragraph (c) of subdivision 10 of section 2807-c of the public  
62 health law, such trend factor shall be the final U.S. consumer

## DEPARTMENT OF HEALTH

## STATE OPERATIONS AND AID TO LOCALITIES - REAPPROPRIATIONS 2008-09

1 price index (CPI) for all urban consumers, as published by the U.S.  
2 Department of Labor, Bureau of Labor Statistics less twenty-five  
3 hundredths of a percentage point. The commissioner of health shall  
4 adjust rates of payment to reflect the exclusion of such specified  
5 trend factor projections or adjustments.

6 Notwithstanding any inconsistent provision of law, rule or regulation  
7 to the contrary, for the period April 1, 2006 through March 31,  
8 2007, for purposes of establishing rates of payment by governmental  
9 agencies for residential health care facilities licensed pursuant to  
10 the public health law, the operating component of the rate for any  
11 residential health care facility that has not achieved 90 percent or  
12 greater occupancy for any year within 5 calendar years from the date  
13 of commencing operation, shall be re-calculated utilizing the facil-  
14 ity's most recently available reported allowable costs divided by  
15 patient days imputed at 90 percent occupancy; provided further that  
16 such rates paid for this period shall not contain a payment factor  
17 for interest on current indebtedness if the residential health care  
18 facility cost report utilized to determine such payment factor also  
19 shows a withdrawal of equity, a transfer of assets, or a positive  
20 net income. The annual cost report filed by each residential health  
21 care facility for the 2005 calendar year shall be examined and in  
22 the event the operating costs reported by each such facility in such  
23 cost report is less than 90 percent of the operating costs reported  
24 in the cost report which is being utilized to set such facility's  
25 rates of payment for the period April 1, 2006 through March 31,  
26 2007, then such rates of payment shall be recalculated utilizing the  
27 operating cost data for 2005.

28 Notwithstanding any inconsistent provision of law, rule or regulation  
29 to the contrary for the period April 1, 2006 through March 31, 2007,  
30 for transfers made on or after February 8, 2006; "assets" means all  
31 income and resources of an individual and of the individual's  
32 spouse, including income and resources to which the individual or  
33 the individual's spouse is entitled but which are not received  
34 because of action by: the individual or the individual's spouse; a  
35 person with legal authority to act in place of or on behalf of the  
36 individual or the individual's spouse; a person acting at the direc-  
37 tion or upon the request of the individual or the individual's  
38 spouse; or by a court or administrative body with legal authority to  
39 act in place of or on behalf of the individual or the individual's  
40 spouse or at the direction or upon the request of the individual or  
41 the individual's spouse; "blind" has the same meaning given to such  
42 term in section 1614(a)(2) of the federal social security act;  
43 "disabled" has the same meaning given to such term in section  
44 1614(a)(3) of the federal social security act; "income" has the same  
45 meaning given to such term in section 1612 of the federal social  
46 security act; "resources" has the same meaning given to such term in  
47 section 1613 of the federal social security act, without regard to  
48 the exclusion provided for in subsection (a)(1) of such section;  
49 "look-back period" means the sixty-month period immediately preced-  
50 ing the date that an institutionalized individual is both institu-  
51 tionalized and has applied for medical assistance; "institutional-  
52 ized individual" means any individual who is an inpatient in a  
53 nursing facility, including an intermediate care facility for the  
54 mentally retarded, or who is an in-patient in a medical facility and  
55 is receiving a level of care provided in a nursing facility, or who  
56 is receiving care, services or supplies pursuant to a waiver granted  
57 pursuant to subsection (c) of section 1915 of the federal social  
58 security act; "intermediate care facility for the mentally retarded"  
59 means a facility certified under article sixteen of the mental  
60 hygiene law and which has a valid agreement with the department for  
61 providing intermediate care facility services and receiving payment  
62 therefor under title XIX of the federal social security act; "nurs-

## DEPARTMENT OF HEALTH

## STATE OPERATIONS AND AID TO LOCALITIES - REAPPROPRIATIONS 2008-09

1 ing facility" means a nursing home as defined by section twenty-  
2 eight hundred one of the public health law and an intermediate care  
3 facility for the mentally retarded; "nursing facility services"  
4 means nursing care and health related services provided in a nursing  
5 facility; a level of care provided in a hospital which is equivalent  
6 to the care which is provided in a nursing facility; and care,  
7 services or supplies provided pursuant to a waiver granted pursuant  
8 to subsection (c) of section 1915 of the federal social security  
9 act.

10 Notwithstanding any inconsistent provision of law, rule or regulation  
11 to the contrary for the period April 1, 2006 through March 31, 2007,  
12 the uncompensated value of an asset is the fair market value of such  
13 asset at the time of transfer less any outstanding loans, mortgages,  
14 or other encumbrances on the asset, minus the amount of the compen-  
15 sation received in exchange for the asset.

16 Notwithstanding any inconsistent provision of law, rule or regulation  
17 to the contrary, in determining the medical assistance eligibility  
18 of an institutionalized individual for the period April 1, 2006  
19 through March 31, 2007, any transfer of an asset by the individual  
20 or the individual's spouse for less than fair market value made  
21 within or after the look-back period shall render the individual  
22 ineligible for nursing facility services for the period of time  
23 specified in law. The purchase of an annuity shall be treated as the  
24 disposal of an asset for less than fair market value unless: the  
25 state is named as the beneficiary in the first position for at least  
26 the total amount of medical assistance paid on behalf of the annui-  
27 tant, or the state is named in the second position after a community  
28 spouse or minor or disabled child and is named in the first position  
29 if such spouse or a representative of such child disposes of any  
30 such remainder for less than fair market value; and the annuity  
31 meets the requirements of section 1917(c)(1)(G) of the federal  
32 social security act. The purchase of a life estate interest in  
33 another person's home shall be treated as the disposal of an asset  
34 for less than fair market value unless the purchaser resided in such  
35 home for a period of at least one year after the date of purchase.  
36 The purchase of a promissory note, loan, or mortgage shall be treat-  
37 ed as the disposal of an asset for less than fair market value  
38 unless such note, loan, or mortgage meets the requirements of  
39 section 1917(c)(1)(I) of the federal social security act.

40 Notwithstanding any inconsistent provision of law, rule or regulation  
41 to the contrary for the period April 1, 2006 through March 31, 2007,  
42 an individual shall not be ineligible for services solely by reason  
43 of any such transfer to the extent that the asset transferred was a  
44 home and title to the home was transferred to: (A) the spouse of the  
45 individual; or (B) a child of the individual who is under the age of  
46 twenty-one years or blind or disabled; or (C) a sibling of the indi-  
47 vidual who has an equity interest in such home and who resided in  
48 such home for a period of at least one year immediately before the  
49 date the individual became an institutionalized individual; or (D) a  
50 child of the individual who was residing in such home for a period  
51 of at least two years immediately before the date the individual  
52 became an institutionalized individual, and who provided care to the  
53 individual which permitted the individual to reside at home rather  
54 than in an institution or facility; or the assets (A) were trans-  
55 ferred to the individual's spouse, or to another for the sole bene-  
56 fit of the individual's spouse; or (B) were transferred from the  
57 individual's spouse to another for the sole benefit of the individ-  
58 ual's spouse; or (C) were transferred to the individual's child who  
59 is blind or disabled, or to a trust established solely for the bene-  
60 fit of such child; or (D) were transferred to a trust established  
61 solely for the benefit of an individual under sixty-five years of  
62 age who is disabled; or a satisfactory showing is made that: (A) the

## DEPARTMENT OF HEALTH

## STATE OPERATIONS AND AID TO LOCALITIES - REAPPROPRIATIONS 2008-09

1 individual or the individual's spouse intended to dispose of the  
2 assets either at fair market value, or for other valuable consider-  
3 ation; or (B) the assets were transferred exclusively for a purpose  
4 other than to qualify for medical assistance; or (C) all assets  
5 transferred for less than fair market value have been returned to  
6 the individual; or denial of eligibility would cause an undue hard-  
7 ship, such that application of the transfer of assets provision  
8 would deprive the individual of medical care such that the individ-  
9 ual's health or life would be endangered, or would deprive the indi-  
10 vidual of food, clothing, shelter, or other necessities of life.

11 The commissioner of health shall develop a hardship waiver process  
12 which shall include a timely process for determining whether an  
13 undue hardship waiver will be granted and a timely process under  
14 which an adverse determination can be appealed. The commissioner of  
15 health shall provide notice of the hardship waiver process in writ-  
16 ing to those individuals who are required to comply with the trans-  
17 fer of assets provision under this section. If such an individual is  
18 an institutionalized individual, the facility in which he or she is  
19 residing shall be permitted to file an undue hardship waiver appli-  
20 cation on behalf of such individual with the consent of the individ-  
21 ual or the personal representative of the individual.

22 Notwithstanding any inconsistent provision of law, rule or regulation  
23 to the contrary for the period April 1, 2006 through March 31, 2007,  
24 any transfer made by an individual or the individual's spouse for  
25 less than fair market value shall cause the person to be ineligible  
26 for services for a period equal to the total, cumulative uncompen-  
27 sated value of all assets transferred during or after the look-back  
28 period, divided by the average monthly costs of nursing facility  
29 services provided to a private patient for a given period of time at  
30 the time of application, as determined pursuant to the regulations  
31 of the department. The average monthly costs of nursing facility  
32 services to a private patient for a given period of time at the time  
33 of application shall be presumed to be one hundred twenty percent of  
34 the average medical assistance rate of payment as of the first day  
35 of January of each year for nursing facilities within the region  
36 where the applicant resides, as established pursuant to paragraph  
37 (b) of subdivision sixteen of section twenty-eight hundred seven-c  
38 of the public health law. The period of ineligibility shall begin  
39 the first day of a month during or after which assets have been  
40 transferred for less than fair market value, or the first day the  
41 otherwise eligible individual is receiving services for which  
42 medical assistance coverage would be available based on an approved  
43 application for such care but for the transfer of assets for less  
44 than fair market value, whichever is later, and which does not occur  
45 in any other periods of ineligibility under this paragraph.

46 Notwithstanding any inconsistent provision of law, rule or regulation  
47 to the contrary for the period April 1, 2006 through March 31, 2007,  
48 in the case of an asset held by an individual in common with another  
49 person or persons in a joint tenancy, tenancy in common, or similar  
50 arrangement, the asset, or the affected portion of the asset, shall  
51 be considered transferred by such individual when any action is  
52 taken, either by such individual or by any other person, that  
53 reduces or eliminates such individual's ownership or control of such  
54 asset.

55 Notwithstanding any inconsistent provision of law, rule or regulation  
56 to the contrary for the period April 1, 2006 through March 31, 2007,  
57 in the case of a trust established by the individual, as determined  
58 pursuant to the regulations of the department, any payment, other  
59 than a payment to or for the benefit of the individual, from a revo-  
60 cable trust is considered to be a transfer of assets by the individ-  
61 ual and any payment, other than to or for the benefit of the indi-  
62 vidual, from the portion of an irrevocable trust which, under any

## DEPARTMENT OF HEALTH

## STATE OPERATIONS AND AID TO LOCALITIES - REAPPROPRIATIONS 2008-09

1       circumstance, could be made available to the individual is consid-  
 2       ered to be a transfer of assets by the individual and, further, the  
 3       value of any portion of an irrevocable trust from which no payment  
 4       could be made to the individual under any circumstances is consid-  
 5       ered to be a transfer of assets by the individual as of the date of  
 6       establishment of the trust, or, if later, the date on which the  
 7       payment is foreclosed.

8       For the grant period October 1, 2006 to September 30, 2007 .....  
 9       12,985,613,000 ..... (re. \$170,902,000)

10

11       By chapter 54, section 1, of the laws of 2005:  
 12       For the grant period October 1, 2005 to September 30, 2006 .....  
 13       12,119,290,000 ..... (re. \$4,349,700,000)

14

15       By chapter 54, section 1, of the laws of 2004:  
 16       For services and expenses for the medical assistance program, exclud-  
 17       ing administrative expenses, pursuant to title XIX of the federal  
 18       social security act or its successor program.  
 19       The moneys hereby appropriated are to be available for payment of aid  
 20       heretofore accrued or hereafter to accrue to municipalities, and to  
 21       providers of medical services pursuant to section 367-b of the  
 22       social services law, and for payment of state aid to municipalities  
 23       and to providers of family care where payment systems through the  
 24       fiscal intermediaries are not operational, shall be available to the  
 25       department net of disallowances, refunds, reimbursements, and cred-  
 26       its.

27       Notwithstanding any other provision of law, the money hereby appropri-  
 28       ated may be increased or decreased by interchange, with any appro-  
 29       priation of the department of health medical assistance adminis-  
 30       tration program and/or medical assistance program, and may be  
 31       increased or decreased by transfer or suballocation between these  
 32       appropriated amounts and appropriations of the department of family  
 33       assistance office of temporary and disability assistance and office  
 34       of children and family services with the approval of the director of  
 35       the budget, who shall file such approval with the department of  
 36       audit and control and copies thereof with the chairman of the senate  
 37       finance committee and the chairman of the assembly ways and means  
 38       committee.

39       Notwithstanding any inconsistent provision of law, in lieu of payments  
 40       authorized by the social services law, or payments of federal funds  
 41       otherwise due to the local social services districts for programs  
 42       provided under the federal social security act or the federal food  
 43       stamp act, funds herein appropriated, in amounts certified by the  
 44       state commissioner or the state commissioner of health as due from  
 45       local social services districts each month as their share of  
 46       payments made pursuant to section 367-b of the social services law  
 47       may be set aside by the state comptroller in an interest-bearing  
 48       account with such interest accruing to the credit of the locality in  
 49       order to ensure the orderly and prompt payment of providers under  
 50       section 367-b of the social services law pursuant to an estimate  
 51       provided by the commissioner of health of each local social services  
 52       district's share of payments made pursuant to section 367-b of the  
 53       social services law.

54       For the grant period October 1, 2004 to September 30, 2005 .....  
 55       10,435,451,000 ..... (re. \$3,107,900,000)

56

57       By chapter 54, section 1, of the laws of 2003:  
 58       For services and expenses for the medical assistance program, exclud-  
 59       ing administrative expenses, pursuant to title XIX of the federal  
 60       social security act or its successor program.

DEPARTMENT OF HEALTH

STATE OPERATIONS AND AID TO LOCALITIES - REAPPROPRIATIONS 2008-09

1 The moneys hereby appropriated are to be available for payment of aid  
 2 heretofore accrued or hereafter to accrue to municipalities, and to  
 3 providers of medical services pursuant to section 367-b of the  
 4 social services law, and for payment of state aid to municipalities  
 5 and to providers of family care where payment systems through the  
 6 fiscal intermediaries are not operational, shall be available to the  
 7 department net of disallowances, refunds, reimbursements, and cred-  
 8 its.

9 Notwithstanding any other provision of law, the money hereby appropri-  
 10 ated may be increased or decreased by interchange, with any appro-  
 11 priation of the department of health medical assistance adminis-  
 12 tration program and/or medical assistance program, and may be  
 13 increased or decreased by transfer or suballocation between these  
 14 appropriated amounts and appropriations of the department of family  
 15 assistance office of temporary and disability assistance and office  
 16 of children and family services with the approval of the director of  
 17 the budget, who shall file such approval with the department of  
 18 audit and control and copies thereof with the chairman of the senate  
 19 finance committee and the chairman of the assembly ways and means  
 20 committee.

21 Notwithstanding any inconsistent provision of law, in lieu of payments  
 22 authorized by the social services law, or payments of federal funds  
 23 otherwise due to the local social services districts for programs  
 24 provided under the federal social security act or the federal food  
 25 stamp act, funds herein appropriated, in amounts certified by the  
 26 state commissioner or the state commissioner of health as due from  
 27 local social services districts each month as their share of  
 28 payments made pursuant to section 367-b of the social services law  
 29 may be set aside by the state comptroller in an interest-bearing  
 30 account with such interest accruing to the credit of the locality in  
 31 order to ensure the orderly and prompt payment of providers under  
 32 section 367-b of the social services law pursuant to an estimate  
 33 provided by the commissioner of health of each local social services  
 34 district's share of payments made pursuant to section 367-b of the  
 35 social services law.

36 For the grant period October 1, 2003 to September 30, 2004 .....  
 37 10,845,488,000 ..... (re. \$3,600,900,000)  
 38

39 By chapter 54, section 1, of the laws of 2002:  
 40 For services and expenses for the medical assistance program, exclud-  
 41 ing administrative expenses, pursuant to title XIX of the federal  
 42 social security act or its successor program.

43 The moneys hereby appropriated are to be available for payment of aid  
 44 heretofore accrued or hereafter to accrue to municipalities, and to  
 45 providers of medical services pursuant to section 367-b of the  
 46 social services law, and for payment of state aid to municipalities  
 47 and to providers of family care where payment systems through the  
 48 fiscal intermediaries are not operational, shall be available to the  
 49 department net of disallowances, refunds, reimbursements, and cred-  
 50 its.

51 Notwithstanding any other provision of law, the money hereby appropri-  
 52 ated may be increased or decreased by interchange, with any appro-  
 53 priation of the department of health medical assistance adminis-  
 54 tration program and/or medical assistance program, and may be  
 55 increased or decreased by transfer or suballocation between these  
 56 appropriated amounts and appropriations of the department of family  
 57 assistance office of temporary and disability assistance and office  
 58 of children and family services with the approval of the director of  
 59 the budget, who shall file such approval with the department of  
 60 audit and control and copies thereof with the chairman of the senate  
 61 finance committee and the chairman of the assembly ways and means  
 62 committee.

DEPARTMENT OF HEALTH

STATE OPERATIONS AND AID TO LOCALITIES - REAPPROPRIATIONS 2008-09

1 Notwithstanding any inconsistent provision of law, in lieu of payments  
 2 authorized by the social services law, or payments of federal funds  
 3 otherwise due to the local social services districts for programs  
 4 provided under the federal social security act or the federal food  
 5 stamp act, funds herein appropriated, in amounts certified by the  
 6 state commissioner or the state commissioner of health as due from  
 7 local social services districts each month as their share of  
 8 payments made pursuant to section 367-b of the social services law  
 9 may be set aside by the state comptroller in an interest-bearing  
 10 account with such interest accruing to the credit of the locality in  
 11 order to ensure the orderly and prompt payment of providers under  
 12 section 367-b of the social services law pursuant to an estimate  
 13 provided by the commissioner of health of each local social services  
 14 district's share of payments made pursuant to section 367-b of the  
 15 social services law.

16 For the grant period October 1, 2002 to September 30, 2003 .....  
 17 8,868,128,000 ..... (re. \$1,471,817,000)  
 18

19 Special Revenue Funds - Other / Aid to Localities  
 20 HCRA Resources Fund - 061  
 21 Medical Assistance Account  
 22

23 By chapter 54, section 1, of the laws of 2007:  
 24 For additional services and expenses of the medical assistance  
 25 program. The moneys hereby appropriated shall be available for non-  
 26 public general hospitals located in a city with a population of more  
 27 than one million persons to ensure meaningful access to the  
 28 hospital's services and reasonable accommodation for all Medicaid  
 29 patients that need language assistance .....  
 30 19,000,000 ..... (re. \$19,000,000)  
 31

32 The appropriation made by chapter 54, section 1, of the laws of 2007, is  
 33 hereby amended and reappropriated to read:

34 For services and expenses of the medical assistance program related to  
 35 rate adjustments made to public hospitals in accordance with  
 36 paragraph (i) of subdivision 1 of section 2807-c of the public  
 37 health law pursuant to [a] chapter 58 of the laws of 2007 .....  
 38 24,000,000 ..... (re. \$24,000,000)

39 For additional services and expenses of the medical assistance  
 40 program. The moneys hereby appropriated shall be available for  
 41 general hospitals located in the counties of Nassau and Suffolk for  
 42 distributions pursuant to paragraph (k) of subdivision 1 of section  
 43 2807-c of the public health law, as added by [a] chapter 58 of the  
 44 laws of 2007 ... 2,500,000 ..... (re. \$2,500,000)  
 45

46 Special Revenue Funds - Other / Aid to Localities  
 47 Miscellaneous Special Revenue Fund - 339  
 48 Federal-State Health Reform Partnership Program Account  
 49

50 By chapter 54, section 1, of the laws of 2006, as amended by chapter 54,  
 51 section 1, of the laws of 2007:

52 Notwithstanding any inconsistent provision of law, the money appropri-  
 53 ated herein shall be available for services and expenses including  
 54 grants related to the federal-state health reform partnership  
 55 program and/or its successor program, provided, however, that the  
 56 section 1115 waiver demonstration which is entitled federal-state  
 57 health reform partnership, is in effect in accordance with the terms  
 58 and conditions approved by the secretary of the federal department  
 59 of health and human services and accepted by the state, and further  
 60 provided that funds appropriated for the federal-state health reform  
 61 partnership program are disbursed only in accordance with those

DEPARTMENT OF HEALTH

STATE OPERATIONS AND AID TO LOCALITIES - REAPPROPRIATIONS 2008-09

1 terms and conditions. Subject to the approval of the director of the  
2 budget, moneys appropriated herein may be transferred or  
3 suballocated to the state office for the aging and other state  
4 agencies ... 500,000,000 ..... (re. \$500,000,000)

5  
6 Special Revenue Funds - Other / Aid to Localities  
7 Miscellaneous Special Revenue Fund - 339  
8 CHCCDP Transfer Account

9  
10 By chapter 54, section 1, of the laws of 2005:  
11 Notwithstanding any other provision of law, the money appropriated  
12 herein shall be made available for grants related to the community  
13 care conversion demonstration project .....  
14 518,000,000 ..... (re. \$70,000,000)

15  
16 WADSWORTH CENTER FOR LABORATORIES AND RESEARCH PROGRAM

17  
18 General Fund / Aid to Localities  
19 Local Assistance Account - 001

20  
21 By chapter 54, section 1, of the laws of 2007:  
22 For services and expenses related to the planning and implementation  
23 of the electronic laboratory and state health information technology  
24 project for the reporting of communicable diseases. Funds shall be  
25 allocated from this appropriation pursuant to a plan prepared by the  
26 director of the department of health and approved by the director of  
27 the budget ... 2,500,000 ..... (re. \$2,500,000)  
28 For services and expenses for electronic laboratory clinical reporting  
29 and surveillance ... 1,512,000 ..... (re. \$1,400,000)

30  
31 Special Revenue Funds - Federal / State Operations  
32 Federal Health and Human Services Fund - 265

33  
34 By chapter 54, section 1, of the laws of 2007:  
35 For health prevention, diagnostic, detection and treatment services.  
36 For the grant period October 1, 2006 to September 30, 2007 .....  
37 778,000 ..... (re. \$778,000)  
38 For the grant period October 1, 2007 to September 30, 2008 .....  
39 778,000 ..... (re. \$778,000)

40  
41 By chapter 54, section 1, of the laws of 2006:  
42 For health prevention, diagnostic, detection and treatment services:  
43 For the grant period October 1, 2005 to September 30, 2006 .....  
44 778,000 ..... (re. \$778,000)  
45 For the grant period October 1, 2006 to September 30, 2007 .....  
46 778,000 ..... (re. \$778,000)

47  
48 By chapter 54, section 1, of the laws of 2005:  
49 For health prevention, diagnostic, detection and treatment services:  
50 For the grant period October 1, 2004 to September 30, 2005 .....  
51 778,000 ..... (re. \$778,000)  
52 For the grant period October 1, 2005 to September 30, 2006 .....  
53 778,000 ..... (re. \$778,000)

54  
55 Special Revenue Funds - Federal / State Operations  
56 Federal Block Grant Fund - 269

57  
58 By chapter 54, section 1, of the laws of 2007:  
59 For health prevention, diagnostic, detection and treatment services.  
60 For the grant period October 1, 2006 to September 30, 2007 .....  
61 4,601,000 ..... (re. \$4,601,000)

DEPARTMENT OF HEALTH

STATE OPERATIONS AND AID TO LOCALITIES - REAPPROPRIATIONS 2008-09

1 For the grant period October 1, 2007 to September 30, 2008 .....

2 5,291,000 ..... (re. \$5,291,000)

3

4 By chapter 54, section 1, of the laws of 2006:

5 For health prevention, diagnostic, detection and treatment services:

6 For the grant period October 1, 2005 to September 30, 2006 .....

7 4,601,000 ..... (re. \$4,601,000)

8 For the grant period October 1, 2006 to September 30, 2007 .....

9 5,291,000 ..... (re. \$5,291,000)

10

11 By chapter 54, section 1, of the laws of 2005:

12 For health prevention, diagnostic, detection and treatment services:

13 For the grant period October 1, 2005 to September 30, 2006 .....

14 5,291,000 ..... (re. \$5,291,000)

15

16 Special Revenue Funds - Federal / Aid to Localities

17 Federal Block Grant Fund - 269

18

19 By chapter 54, section 1, of the laws of 2007:

20 For services and expenses of the various health prevention,

21 diagnostic, detection and treatment services.

22 For the grant period October 1, 2006 to September 30, 2007 .....

23 1,489,000 ..... (re. \$1,489,000)

24 For the grant period October 1, 2007 to September 30, 2008 .....

25 1,712,000 ..... (re. \$1,712,000)

26

27 By chapter 54, section 1, of the laws of 2006:

28 For services and expenses of the various health prevention, diagnos-

29 tic, detection and treatment services:

30 For the grant period October 1, 2005 to September 30, 2006 .....

31 1,489,000 ..... (re. \$1,489,000)

32 For the grant period October 1, 2006 to September 30, 2007 .....

33 1,712,000 ..... (re. \$1,712,000)

34

35 By chapter 54, section 1, of the laws of 2005:

36 For services and expenses of the various health prevention, diagnos-

37 tic, detection and treatment services:

38 For the grant period October 1, 2005 to September 30, 2006 .....

39 1,712,000 ..... (re. \$1,712,000)

40

41 Special Revenue Funds - Other / State Operations

42 Combined Gifts, Grants and Bequests Fund - 020

43 Breast Cancer Research and Education Account

44

45 By chapter 54, section 1, of the laws of 2005:

46 For breast cancer research and education pursuant to section 97-yy of

47 the state finance law as amended by chapter 550 of the laws of 2000

48 ... 2,600,000 ..... (re. \$2,445,000)

49

50 Special Revenue Funds - Other / State Operations

51 Miscellaneous Special Revenue Fund - 339

52 Spinal Cord Injury Research Fund Account

53

54 By chapter 54, section 1, of the laws of 2007:

55 For services and expenses related to spinal cord injury research

56 pursuant to chapter 338 of the laws of 1998, in accordance with the

57 following.

58 Contractual services ... 8,004,794 ..... (re. \$8,000,000)

59

60 By chapter 54, section 1, of the laws of 2006:

61 For expenses related to spinal cord injury research pursuant to chap-

62 ter 338 of the laws of 1998 ... 8,500,000 ..... (re. \$6,500,000)

DEPARTMENT OF HEALTH

STATE OPERATIONS AND AID TO LOCALITIES - REAPPROPRIATIONS 2008-09

1 By chapter 54, section 1, of the laws of 2005:  
2 For expenses related to spinal cord injury research pursuant to chap-  
3 ter 338 of the laws of 1998 ... 8,500,000 ..... (re. \$3,750,000)  
4  
5 By chapter 54, section 1, of the laws of 2004:  
6 For expenses related to spinal cord injury research pursuant to chap-  
7 ter 338 of the laws of 1998 ... 8,500,000 ..... (re. \$4,000,000)  
8  
9 By chapter 54, section 1, of the laws of 2003:  
10 For expenses related to spinal cord injury research pursuant to chap-  
11 ter 338 of the laws of 1998 ... 8,500,000 ..... (re. \$4,400,000)  
12  
13 By chapter 54, section 1, of the laws of 2002:  
14 For expenses related to spinal cord injury research pursuant to chap-  
15 ter 338 of the laws of 1998 ... 8,500,000 ..... (re. \$2,500,000)  
16  
17 By chapter 54, section 1, of the laws of 2001:  
18 For expenses related to spinal cord injury research pursuant to chap-  
19 ter 338 of the laws of 1998 ... 8,500,000 ..... (re. \$1,200,000)  
20  
21 By chapter 54, section 1, of the laws of 2000:  
22 For expenses related to spinal cord injury research pursuant to chap-  
23 ter 338 of the laws of 1998 ... 8,500,000 ..... (re. \$900,000)  
24  
25 Special Revenue Fund - Other / State Operations  
26 Miscellaneous Special Revenue Fund - 339  
27 Empire State Stem Cell Research Account  
28  
29 The appropriation made by chapter 54, section 1, of the laws of 2007, is  
30 hereby amended and reappropriated to read:  
31 For services and expenses, including grants, related to stem cell  
32 research pursuant to [a] chapter 58 of the laws of 2007:  
33 Contractual services ... 100,000,000 ..... (re. \$100,000,000)  
34  
35 Total reappropriations for state operations and aid to  
36 localities ..... 41,983,394,700  
37 =====  
38  
39 General Fund  
40 Community Projects Fund - 007  
41 Account GG  
42  
43 By chapter 54, section 1, of the laws of 2000, as added by chapter 53,  
44 section 6, of the laws of 2000:  
45 For services and expenses of cancer permanency planning - legal and  
46 family counseling services ... 500,000 ..... (re. \$30,000)  
47  
48

DEPARTMENT OF HEALTH

CAPITAL PROJECTS 2008-09

1 For the comprehensive construction programs, purposes and  
 2 projects as herein specified in accordance with the  
 3 following:  
 4  
 5 Capital Projects Fund ..... 182,600,000  
 6 Federal Capital Projects Fund ..... 9,980,000  
 7 -----  
 8 All Funds ..... 192,580,000  
 9 =====  
 10  
 11 HEALTH CARE EFFICIENCY AND AFFORDABILITY LAW FOR NEW YORK-  
 12 ERS (HEAL NY) CAPITAL GRANT PROGRAM (CCP) ..... 165,000,000  
 13 -----  
 14  
 15 Capital Projects Fund  
 16  
 17 Health Care System Improvement Purpose  
 18  
 19 For payments and grants in accordance with  
 20 section 2818 of the public health law  
 21 establishing the health care system  
 22 improvement capital grant program, in-  
 23 cluding necessary support to facilitate  
 24 closures, conversions and consolidations  
 25 within the health care delivery system  
 26 including the retirement of health care  
 27 facility indebtedness, provided, how-  
 28 ever, that no expenditures may be made  
 29 from this appropriation until a  
 30 comprehensive plan of projects has been  
 31 approved by the director of the budget.  
 32 The moneys hereby appropriated shall be  
 33 for payment of financial assistance  
 34 heretofore accrued or hereafter to ac-  
 35 crue (12HE08HE)..... 133,000,000  
 36  
 37 For services and expenses related to local  
 38 health care planning including but not  
 39 limited to: examining racial and ethnic  
 40 disparities in the provision of health  
 41 care; developing a process to measure  
 42 and integrate consumer needs for health  
 43 care services as the basis for health  
 44 care provider planning; assessing future  
 45 long term care needs taking into account  
 46 consumer preferences for care; and  
 47 reviewing the impact of the migration of  
 48 services from hospitals to ambulatory  
 49 care providers on the cost, quality and  
 50 availability of services. For the  
 51 purposes of HEAL NY, such activities are  
 52 deemed to constitute a capital expen-  
 53 diture (12HE08HE)..... 7,000,000  
 54  
 55 For transfer to the Roswell park cancer  
 56 institute corporation to support capital  
 57 projects in accordance with section 2818  
 58 of the public health law establishing  
 59 the health care system improvement capi-  
 60 tal grant program (12RP08HE) ..... 25,000,000  
 61  
 62

DEPARTMENT OF HEALTH

CAPITAL PROJECTS 2008-09

1	LABORATORIES AND RESEARCH (CCP) .....	10,000,000
2		-----
3		
4	Capital Projects Fund	
5		
6	Preservation of Facilities Purpose	
7		
8	To maintain and improve existing facili-	
9	ties including preparation of plans and	
10	for payment to the design and	
11	construction management account of the	
12	centralized services fund of the New	
13	York state office of general services.	
14	Upon the request of the commissioner of	
15	the department of health and approval of	
16	the director of the division of the	
17	budget, funds of this appropriation may	
18	be transferred to the dormitory authori-	
19	ty of the state of New York for capital	
20	projects (12590803) .....	10,000,000
21		
22	MAINTENANCE AND IMPROVEMENTS OF EXISTING FACILITIES (CCP).	7,600,000
23		-----
24		
25	Capital Projects Fund	
26		
27	Preservation of Facilities Purpose	
28		
29	For minor alterations, improvements and	
30	preventive maintenance of St. Albans	
31	Nursing Home, Helen Hayes Hospital,	
32	Oxford Nursing Home, Batavia Nursing	
33	Home, and Montrose Nursing Home includ-	
34	ing preparation of plans and for payment	
35	to the design and construction manage-	
36	ment account of the centralized services	
37	fund of the New York state office of	
38	general services. Upon the request of	
39	the commissioner of the department of	
40	health and approval of the director of	
41	the division of the budget, funds of	
42	this appropriation may be transferred to	
43	the dormitory authority of the state of	
44	New York for capital projects(12600803).	7,600,000
45		
46	WATER RESOURCES (CCP) .....	9,980,000
47		-----
48		
49	Federal Capital Projects Fund	
50		
51	Water Resources Purpose	
52		
53	For federal grants for the safe drinking	
54	water revolving fund (12020857) .....	9,980,000
55		
56		

DEPARTMENT OF HEALTH

CAPITAL PROJECTS 2008-09

1 For the comprehensive construction programs, purposes and  
 2 projects as herein specified in accordance with the  
 3 following:

4	Capital Projects Fund - Advances .....	85,000,000
5		-----
6	All Funds .....	85,000,000
7		=====

8  
 9  
 10 Capital Projects Fund

11	HEALTH CARE EFFICIENCY AND AFFORDABILITY LAW FOR NEW YORK-	
12	13 ERS (HEAL NY) CAPITAL GRANT PROGRAM (CCP) .....	85,000,000
13		-----

14  
 15  
 16 Health Care System Improvement Purpose

17  
 18 An advance for payments and grants in  
 19 accordance with section 2818 of the public  
 20 health law establishing the health care  
 21 system improvement capital grant program,  
 22 provided, however, that no expenditures  
 23 may be made from this appropriation until  
 24 a comprehensive plan of projects has been  
 25 approved by the director of the budget.  
 26 The moneys hereby appropriated shall be  
 27 for payment of financial assistance  
 28 heretofore accrued or hereafter to accrue  
 29 (12BD08HE) ..... 85,000,000

30  
 31

DEPARTMENT OF HEALTH

CAPITAL PROJECTS - REAPPROPRIATIONS 2008-09

1 All or a portion of the disbursements made pursuant to the reappropriations made hereinafter from the capital projects fund may be eligible for reimbursement from proceeds of bonds issued by the dormitory authority. The dormitory authority and the department of health shall report quarterly to the director of the budget the amounts expended from appropriations which are eligible for reimbursement from the proceeds of the bonds. The director of the budget shall review these reports and then certify to the comptroller amounts expended from these appropriations which are reimbursable from bond proceeds. Until such time as the dormitory authority determines that amounts expended from these appropriations are not reimbursable from bond proceeds, all such expenditures shall be considered to be reimbursable from bond proceeds.

15 HEALTH CARE EFFICIENCY AND AFFORDABILITY LAW FOR NEW YORKERS (HEAL NY)  
 16 CAPITAL GRANT PROGRAM (CCP)

18 Capital Projects Fund

20 Health Care System Improvement Purpose

22 The appropriation made by chapter 54, section 1, of the laws of 2007 is hereby amended and reappropriated to read:

24 For payments and grants in accordance with section 2818 of the public health law establishing the health care system improvement capital grant program, including necessary support to facilitate closures, conversions and consolidations within the health care delivery system including the retirement of health care facility indebtedness, provided, however, that no expenditures may be made from this appropriation until a comprehensive plan of projects has been approved by the director of the budget. The moneys hereby appropriated shall be for payment of financial assistance heretofore accrued or hereafter to accrue (12HE07HE) .....  
 34 140,000,000 ..... (re. \$140,000,000)

35 For transfer to the Roswell park cancer institute corporation to support capital projects in accordance with section 2818 of the public health law establishing the health care system improvement capital grant program (12RP07HE) .....  
 39 25,000,000 ..... (re. \$6,250,000)

41 The appropriation made by chapter 54, section 1, of the laws of 2006 is hereby amended and reappropriated to read:

43 For payments and grants in accordance with section 2818 of the public health law establishing the health care system improvement capital grant program, including necessary support to facilitate closures, conversions and consolidations within the health care delivery system including the retirement of health care facility indebtedness, provided, however, that no expenditures may be made from this appropriation until a comprehensive plan of projects has been approved by the director of the budget. The moneys hereby appropriated shall be for payment of financial assistance heretofore accrued or hereafter to accrue (12HE06HE) .....  
 53 140,000,000 ..... (re. \$140,000,000)

55 The appropriation made by chapter 54, section 1, of the laws of 2005 is hereby amended and reappropriated to read:

57 For payments and grants in accordance with section 2818 of the public health law establishing the health care system improvement capital grant program, including necessary support to facilitate closures, conversions and consolidations within the health care delivery system including the retirement of health care facility indebtedness, provided, however, that no expenditures may be made

DEPARTMENT OF HEALTH

CAPITAL PROJECTS - REAPPROPRIATIONS 2008-09

1 from this appropriation until a comprehensive plan of projects has  
 2 been approved by the director of the budget. The moneys hereby  
 3 appropriated shall be for payment of financial assistance heretofore  
 4 accrued or hereafter to accrue (12HE05HE) .....  
 5 65,000,000 ..... (re. \$47,048,000)  
 6

7 LABORATORIES AND RESEARCH (CCP)

8  
 9 Capital Projects Fund

10 Preservation of Facilities Purpose

11 By chapter 54, section 1, of the laws of 2007:

12  
 13 To maintain and improve existing facilities including preparation of  
 14 plans and for payment to the design and construction management  
 15 account of the centralized services fund of the New York state  
 16 office of general services. Upon the request of the commissioner of  
 17 the department of health and approval of the director of the  
 18 division of the budget, funds of this appropriation may be  
 19 transferred to the dormitory authority of the state of New York for  
 20 capital projects (12590703) ... 10,000,000 ..... (re. \$8,446,000)  
 21  
 22

23 By chapter 54, section 1, of the laws of 2006:

24 To maintain and improve existing facilities including preparation of  
 25 plans and for payment to the design and construction management  
 26 account of the centralized services fund of the New York state  
 27 office of general services. Upon the request of the commissioner of  
 28 the department of health and approval of the director of the divi-  
 29 sion of the budget, funds of this appropriation may be transferred  
 30 to the dormitory authority of the state of New York for capital  
 31 projects (12590603) ... 10,000,000 ..... (re. \$7,359,000)  
 32

33 By chapter 54, section 1, of the laws of 2005:

34 To maintain and improve existing facilities including preparation of  
 35 plans and for payment to the design and construction management  
 36 account of the centralized services fund of the New York state  
 37 office of general services (12590503) .....  
 38 4,000,000 ..... (re. \$2,397,000)  
 39

40 By chapter 54, section 1, of the laws of 2004:

41 To maintain and improve existing facilities including preparation of  
 42 plans and for payment to the design and construction management  
 43 account of the centralized services fund of the New York state  
 44 office of general services (12590403) .....  
 45 4,000,000 ..... (re. \$2,190,000)  
 46

47 By chapter 54, section 1, of the laws of 2003:

48 To maintain and improve existing facilities including preparation of  
 49 plans and for payment to the design and construction management  
 50 account of the centralized services fund of the New York state  
 51 office of general services (12590303) .....  
 52 4,000,000 ..... (re. \$1,988,000)  
 53

54 Umbilical Cord Blood Bank Purpose

55  
 56 By chapter 54, section 1, of the laws of 2006, as amended by chapter 54,  
 57 section 1, of the laws of 2007:

58 For payments and grants for the design and construction of an umbili-  
 59 cal cord blood bank facility in Syracuse, New York. Upon the request  
 60 of the Commissioner of the department of health and approval of the  
 61 Director of the division of the budget, these funds may be available  
 62 and are authorized for transfer to the state university of New York

DEPARTMENT OF HEALTH

CAPITAL PROJECTS - REAPPROPRIATIONS 2008-09

1 construction fund (125906BB) .....  
2 5,000,000 ..... (re. \$5,000,000)

3  
4 MAINTENANCE AND IMPROVEMENTS OF EXISTING FACILITIES (CCP)

5  
6 Capital Projects Fund

7  
8 Preservation of Facilities Purpose

9  
10 The appropriation made by chapter 54, section 1, of the laws of 2007 is  
11 hereby amended and reappropriated to read:

12 For minor alterations, improvements and preventive maintenance of the  
13 St. Albans Nursing Home, Helen Hayes Hospital, Oxford Nursing Home,  
14 Batavia Nursing Home, and Montrose Nursing Home including  
15 preparation of plans and for payment to the design and construction  
16 management account of the centralized services fund of the New York  
17 state office of general services. Upon the request of the  
18 commissioner of the department of health and approval of the  
19 director of the division of the budget, funds of this appropriation  
20 may be transferred to the dormitory authority of the state of New  
21 York for capital projects [12IM0703] (12600703) .....  
22 7,600,000 ..... (re. \$7,058,000)

23  
24 By chapter 54, section 1, of the laws of 2006:

25 For minor alterations, improvements and preventive maintenance of the  
26 St. Albans Nursing Home, Helen Hayes Hospital, Oxford Nursing  
27 Home, Batavia Nursing Home and Montrose Nursing Home including  
28 preparation of plans and for payment to the design and  
29 construction management account of the centralized services fund  
30 of the New York state office of general services. Upon the  
31 request of the commissioner of the department of health and approval  
32 of the director of the division of the budget, funds of this  
33 appropriation may be transferred to the dormitory authority of the  
34 state of New York for capital projects (12600603) .....  
35 7,600,000..... (re. \$3,684,000)

36  
37 By chapter 54, section 1, of the laws of 2005:

38 For minor alterations, improvements and preventive maintenance of the  
39 St. Albans Nursing Home, Helen Hayes Hospital, Oxford Nursing  
40 Home, Batavia Nursing Home, and Montrose Nursing Home including  
41 preparation of plans and for payment to the design and construction  
42 management account of the centralized services fund of the New York  
43 state office of general services. (12600503).....  
44 7,600,000 ..... (re. \$4,119,000)

45  
46 By chapter 54, section 1, of the laws of 2004:

47 For minor alterations, improvements and preventive maintenance of the  
48 St. Albans Nursing Home, Helen Hayes Hospital, Oxford Nursing Home  
49 and Batavia Nursing Home including preparation of plans and for  
50 payment to the design and construction management account of the  
51 centralized services fund of the New York state office of  
52 general services (12600403) ... 7,600,000 ..... (re. \$4,983,000)

53  
54 By chapter 54, section 1, of the laws of 2003:

55 For minor alterations, improvements and preventive maintenance of St.  
56 Albans Nursing Home, Helen Hayes Hospital, Oxford Nursing Home and  
57 Batavia Nursing Home including preparation of plans and for payment  
58 to the design and construction management account of the centralized  
59 services fund of the New York state office of general services  
60 (12600303) ... 7,600,000 ..... (re. \$5,090,000)

DEPARTMENT OF HEALTH

CAPITAL PROJECTS - REAPPROPRIATIONS 2008-09

1 WATER RESOURCES (CCP)  
2  
3 Federal Capital Projects Fund  
4  
5 Water Resources Purpose  
6  
7 By chapter 54, section 1, of the laws of 2007:  
8 For federal grants for the safe drinking water revolving fund  
9 (12020757) ... 36,812,000 ..... (re. \$36,812,000)  
10  
11 By chapter 54, section 1, of the laws of 2006:  
12 For federal grants for the safe drinking water revolving fund  
13 (12020657) ... 32,937,000 ..... (re. \$32,937,000)  
14  
15 By chapter 54, section 1, of the laws of 2005:  
16 For federal grants for the safe drinking water revolving fund  
17 (12010557) ... 65,000,000 ..... (re. \$33,374,000)  
18  
19 By chapter 54, section 1, of the laws of 2004:  
20 For federal grants for the safe drinking water revolving fund  
21 (12020457) ... 65,000,000 ..... (re. \$626,000)  
22  
23 By chapter 54, section 1, of the laws of 2003:  
24 For federal grants for the safe drinking water revolving fund  
25 (12020357) ... 65,000,000 ..... (re. \$3,224,000)  
26  
27 HEALTH CARE EFFICIENCY AND AFFORDABILITY LAW FOR NEW YORKERS (HEAL NY)  
28 CAPITAL GRANT PROGRAM (CCP)  
29  
30 Capital Projects Fund  
31  
32 Health Care System Improvement Purpose  
33  
34 The appropriation made by chapter 54, section 1, of the laws of 2007 is  
35 hereby amended and reappropriated to read:  
36 An advance for payments and grants in accordance with section 2818 of  
37 the public health law establishing the health care system  
38 improvement capital grant program, provided, however, that no  
39 expenditures may be made from this appropriation until a  
40 comprehensive plan of projects has been approved by the director of  
41 the budget. The moneys hereby appropriated shall be for payment of  
42 financial assistance heretofore accrued or hereafter to accrue  
43 (12BD07HE) ... 85,000,000 ..... (re. \$85,000,000)  
44  
45 The appropriation made by chapter 54, section 1, of the laws of 2006 is  
46 hereby amended and reappropriated to read:  
47 An advance for payments and grants in accordance with section 2818 of  
48 the public health law establishing the health care system  
49 improvement capital grant program, provided, however, that no  
50 expenditures may be made from this appropriation until a  
51 comprehensive plan of projects has been approved by the director of  
52 the budget. The moneys hereby appropriated shall be for payment of  
53 financial assistance heretofore accrued or hereafter to accrue  
54 (12BD06HE) ... 85,000,000 ..... (re. \$80,928,000)  
55  
56 The appropriation made by chapter 54, section 1, of the laws of 2005 is  
57 hereby amended and reappropriated to read:  
58 An advance for payments in accordance with section 2817 of the public  
59 health law establishing the community health care centers capital  
60 program, provided, however, that no expenditures may be made from  
61 this appropriation until a comprehensive plan of projects has been  
62 approved by the director of the budget. The moneys hereby

DEPARTMENT OF HEALTH

CAPITAL PROJECTS - REAPPROPRIATIONS 2008-09

1 appropriated shall be for payment of financial assistance heretofore  
 2 accrued or hereafter to accrue (12BD05CH).....  
 3 10,000,000 ..... (re. \$10,000,000)  
 4 An advance for payments and grants in accordance with section 2818 of  
 5 the public health law establishing the health care system improve-  
 6 ment capital grant program, provided, however, that no expen-  
 7 ditures may be made from this appropriation until a comprehensive  
 8 plan of projects has been approved by the director of the budget.  
 9 The moneys hereby appropriated shall be for payment of financial  
 10 assistance heretofore accrued or hereafter to accrue (12BD05HE).....  
 11 175,000,000 ..... (re. \$171,001,000)  
 12

13 NEW INSTITUTION CONSTRUCTION (CCP)

14 Capital Projects Fund

15 New Facilities Purpose

16  
17  
18  
19 By chapter 54, section 1, of the laws of 2004:

20 The sum of twenty-one million dollars (\$21,000,000), or so much there-  
 21 of as may be necessary, is hereby appropriated as an advance to the  
 22 dormitory authority out of any moneys in the state treasury in the  
 23 general fund to the credit of the capital projects fund, not other-  
 24 wise appropriated, for the state's share to match the Federal grant  
 25 anticipated from the Federal Veterans Administration for the project  
 26 costs for the construction of the new New York state home for veter-  
 27 ans and their dependents at Oxford. The department of health is  
 28 hereby authorized to develop plans and to choose a site, and through  
 29 the dormitory authority of the state of New York, to finance,  
 30 acquire, design, and construct the New York state home for veterans  
 31 and their dependents at Oxford. The dormitory authority of the state  
 32 of New York is hereby authorized to issue its obligation for the  
 33 purpose of financing the acquisition, design, construction, recon-  
 34 struction, rehabilitation and improvement of the New York state home  
 35 for veterans and their dependents at Oxford as continued by section  
 36 403 of the public health law, in accordance with the terms of any  
 37 lease, sublease or other agreements between the dormitory authority  
 38 of the state of New York and the department of health. Moneys from  
 39 this appropriation shall be available only upon certification to the  
 40 director of the division of the budget by the grant recipient that  
 41 federal funds for the New York state home for veterans and their  
 42 dependents at Oxford are receivable and available from the Federal  
 43 Veterans' Administration to support the federal share of the total  
 44 project costs (12VH0407) ... 21,000,000 ..... (re. \$21,000,000)  
 45

DEPARTMENT OF HEALTH  
OFFICE OF MEDICAID INSPECTOR GENERAL

STATE OPERATIONS AND AID TO LOCALITIES 2008-09

1 For payment according to the following schedule:

2			
3		APPROPRIATIONS	REAPPROPRIATIONS
4			
5	General Fund - State and Local .....	36,044,000	900,000
6	Special Revenue Funds - Federal ....	50,610,000	30,343,000
7	Special Revenue Funds - Other .....	5,185,000	0
8		-----	-----
9	All Funds .....	91,839,000	31,243,000
10		=====	=====

11  
12 AGENCY BUDGET SUMMARY OF NEW APPROPRIATIONS

13					
14		State	Aid to	Capital	
15	Fund Type	Operations	Localities	Projects	Total
16	-----	-----	-----	-----	-----
17	GF-St/Local	36,044,000	0	0	36,044,000
18	SR-Federal	50,610,000	0	0	50,610,000
19	SR-Other	5,185,000	0	0	5,185,000
20		-----	-----	-----	-----
21	All Funds	91,839,000	0	0	91,839,000
22		=====	=====	=====	=====

23  
24 SCHEDULE

25  
26 MEDICAID AUDIT AND FRAUD PREVENTION PROGRAM ..... 91,839,000

27 -----  
28  
29 General Fund / State Operations  
30 State Purposes Account - 003

31  
32 Notwithstanding any other provision of law,  
33 the money hereby appropriated may be  
34 increased or decreased by interchange,  
35 with any appropriation of the office of  
36 medicaid inspector general, and may be  
37 increased or decreased by transfer or  
38 suballocation between these appropriated  
39 amounts and appropriations of the depart-  
40 ment of health, office of mental health,  
41 office of mental retardation and develop-  
42 mental disabilities and office of alcohol-  
43 ism and substance abuse services with the  
44 approval of the director of the budget,  
45 who shall file such approval with the  
46 department of audit and control and copies  
47 thereof with the chairman of the senate  
48 finance committee and the chairman of the  
49 assembly ways and means committee.

50  
51 PERSONAL SERVICE

52		
53	Personal service--regular .....	20,900,000
54	Holiday/overtime compensation .....	100,000
55		-----
56	Amount available for personal service ....	21,000,000
57		-----

58

DEPARTMENT OF HEALTH  
OFFICE OF MEDICAID INSPECTOR GENERAL

STATE OPERATIONS AND AID TO LOCALITIES 2008-09

1	NONPERSONAL SERVICE	
2		
3	Supplies and materials .....	973,250
4	Travel .....	288,500
5	Contractual services .....	6,516,000
6	Equipment .....	2,767,250
7		-----
8	Amount available for nonpersonal service .	10,545,000
9		-----

10  
11 MAINTENANCE UNDISTRIBUTED

12  
13 Notwithstanding any other provision of law,  
14 the money hereby appropriated may be  
15 increased or decreased by interchange,  
16 with any appropriation of the office of  
17 medicaid inspector general, and may be  
18 increased or decreased by transfer or  
19 suballocation between these appropriated  
20 amounts and appropriations of the depart-  
21 ment of health, office of mental health,  
22 office of mental retardation and develop-  
23 mental disabilities and office of alcohol-  
24 ism and substance abuse services with the  
25 approval of the director of the budget,  
26 who shall file such approval with the  
27 department of audit and control and copies  
28 thereof with the chairman of the senate  
29 finance committee and the chairman of the  
30 assembly ways and means committee.  
31 For services and expenses up to the amount  
32 appropriated herein, together with any  
33 available federal matching funds for  
34 contracts or other expenditures supporting  
35 medicaid audit and fraud activities.

36		
37	Supplies and materials .....	10,000
38	Travel .....	10,000
39	Contractual services .....	4,747,500
40	Equipment .....	732,500
41		-----
42	Amount available .....	5,500,000
43		-----

44  
45 For transfer to the state university of New  
46 York and its subsidiaries, with any avail-  
47 able federal matching funds, or to  
48 contract without competition for services  
49 with the state university of New York  
50 research foundation, to provide support  
51 for the medical assistance program;  
52 including but not limited to, providing  
53 clinical and medical expertise, maximizing  
54 the recovery of unclaimed federal medicaid  
55 reimbursement funds, performing audits of  
56 facility ordered services and physicians,  
57 reviewing requests for medical prior  
58 approvals, resolving medical and/or surgi-  
59 cal claims pending, and conducting clinical  
60 eligibility reviews for disabled individ-  
61 uals or for services and expenses, togeth-

DEPARTMENT OF HEALTH  
OFFICE OF MEDICAID INSPECTOR GENERAL

STATE OPERATIONS AND AID TO LOCALITIES 2008-09

1 er with any available federal matching  
2 funds, for contracts or other expenditures  
3 supporting medicaid audit and fraud activ-  
4 ities.

5 Contractual services ..... 1,000,000  
6 -----  
7

8  
9 Notwithstanding any inconsistent provision  
10 of law, pursuant to a memorandum of under-  
11 standing between the office of medicaid  
12 inspector general and the department of  
13 law, of the amounts appropriated herein,  
14 up to \$1,700,000 including federal  
15 reimbursements properly received or to be  
16 received on account of such expenditures,  
17 may be suballocated to the department of  
18 law for services and expenses, including  
19 outside experts and other expenditures,  
20 incurred in litigation representing the  
21 office of medicaid inspector general.  
22 Reimbursements to the department of law  
23 shall be made by the office of medicaid  
24 inspector general upon receipt of vouchers  
25 showing the amount and purpose of such  
26 expenditures, provided, however, that the  
27 office of medicaid inspector general may  
28 make advances to the department of law to  
29 meet reasonable cash flow requirements.

30  
31 Personal service--regular ..... 1,270,000  
32 Holiday/overtime compensation ..... 35,000  
33 Supplies and materials ..... 6,000  
34 Travel ..... 30,000  
35 Contractual services ..... 288,000  
36 Equipment ..... 70,000

37 -----  
38 Amount available ..... 1,699,000  
39 -----

40 Amount available for maintenance undis-  
41 tributed ..... 8,199,000  
42 -----

43 Program account subtotal ..... 39,744,000  
44 -----

45  
46 Special Revenue Funds - Federal / State Operations  
47 Federal Health and Human Services Fund - 265  
48

49 Notwithstanding any other provision of law,  
50 the money hereby appropriated may be  
51 increased or decreased by interchange,  
52 with any appropriation of the office of  
53 medicaid inspector general, and may be  
54 increased or decreased by transfer or  
55 suballocation between these appropriated  
56 amounts and appropriations of the depart-  
57 ment of health, office of mental health,  
58 office of mental retardation and develop-  
59 mental disabilities and office of alcohol-  
60 ism and substance abuse services with the  
61 approval of the director of the budget,

DEPARTMENT OF HEALTH  
OFFICE OF MEDICAID INSPECTOR GENERAL

STATE OPERATIONS AND AID TO LOCALITIES 2008-09

1 who shall file such approval with the  
 2 department of audit and control and copies  
 3 thereof with the chairman of the senate  
 4 finance committee and the chairman of the  
 5 assembly ways and means committee.  
 6 For services and expenses related to the  
 7 medicaid fraud and abuse program ..... 50,610,000  
 8 -----  
 9 Program fund subtotal ..... 50,610,000  
 10 -----

11  
 12 Special Revenue Funds - Other / State Operations  
 13 Miscellaneous Special Revenue Fund - 339  
 14 Quality Assurance and Audit Revenue Activities Account  
 15

16 Notwithstanding any other provision of law,  
 17 the money hereby appropriated may be  
 18 increased or decreased by interchange,  
 19 with any appropriation of the office of  
 20 medicaid inspector general, and may be  
 21 increased or decreased by transfer or  
 22 suballocation between these appropriated  
 23 amounts and appropriations of the depart-  
 24 ment of health, office of mental health,  
 25 office of mental retardation and develop-  
 26 mental disabilities and office of alcohol-  
 27 ism and substance abuse services with the  
 28 approval of the director of the budget,  
 29 who shall file such approval with the  
 30 department of audit and control and copies  
 31 thereof with the chairman of the senate  
 32 finance committee and the chairman of the  
 33 assembly ways and means committee.  
 34 For additional administrative expenses of  
 35 medicaid audit and fraud prevention.

36  
 37 PERSONAL SERVICE  
 38  
 39 Personal service--regular ..... 993,000  
 40 -----

41  
 42 NONPERSONAL SERVICE  
 43  
 44 Fringe benefits ..... 453,000  
 45 Indirect costs ..... 39,000  
 46 -----  
 47 Amount available for nonpersonal service . 492,000  
 48 -----  
 49 Program account subtotal ..... 1,485,000  
 50 -----

51  
 52 MAINTENANCE UNDISTRIBUTED ..... 0  
 53 -----

54  
 55 General Fund / State Operations  
 56 State Purposes Account - 003  
 57  
 58 Less the amount appropriated as an offset  
 59 from the special revenue funds - other,  
 60 miscellaneous special revenue fund - 339,  
 61 recoveries and revenue account. Notwith-

DEPARTMENT OF HEALTH  
OFFICE OF MEDICAID INSPECTOR GENERAL

STATE OPERATIONS AND AID TO LOCALITIES 2008-09

1 standing any contrary provision of law,  
 2 this offset shall reduce general fund  
 3 appropriations within the medicaid audit  
 4 and fraud prevention program of the office  
 5 of medicaid inspector general funded from  
 6 the state purposes account ..... (3,700,000)  
 7 -----  
 8 Program account subtotal ..... (3,700,000)  
 9 -----  
 10  
 11 Special Revenue Funds - Other / State Operations  
 12 Miscellaneous Special Revenue Fund - 339  
 13 Recoveries and Revenue Account  
 14  
 15 Amount appropriated as an offset to the  
 16 general fund - state purposes account of  
 17 the office of medicaid inspector general.  
 18 The director of the budget is hereby  
 19 authorized to apportion funds to the medi-  
 20 caid audit and fraud prevention program of  
 21 this agency from this appropriation by  
 22 certificate of approval ..... 3,700,000  
 23 -----  
 24 Program account subtotal ..... 3,700,000  
 25 -----  
 26  
 27 Total new appropriations for state operations and aid to  
 28 localities ..... 91,839,000  
 29 =====  
 30  
 31

DEPARTMENT OF HEALTH  
OFFICE OF MEDICAID INSPECTOR GENERAL

STATE OPERATIONS AND AID TO LOCALITIES - REAPPROPRIATIONS 2008-09

1 MEDICAID AUDIT AND FRAUD PREVENTION PROGRAM  
2  
3 General Fund / State Operations  
4 State Purposes Account - 003  
5  
6 By chapter 54, section 1, of the laws of 2006:  
7 For services and expenses, together with any available federal match-  
8 ing funds, of the office of medicaid inspector general, including,  
9 but not limited to, establishment of offices and payment of rent.  
10 Notwithstanding any other provision of law, funds shall be allocated  
11 from this appropriation pursuant to a plan prepared by the medicaid  
12 inspector general and approved by the director of the budget ...  
13 1,000,000 ..... (re. \$900,000)  
14  
15 Special Revenue Funds - Federal / State Operations  
16 Federal Health and Human Services Fund - 265  
17  
18 By chapter 54, section 1, of the laws of 2007:  
19 Notwithstanding any other provision of law, the money hereby  
20 appropriated may be increased or decreased by interchange, with any  
21 appropriation of the office of medicaid inspector general, and may  
22 be increased or decreased by transfer or suballocation between these  
23 appropriated amounts and appropriations of the department of health,  
24 office of mental health, office of mental retardation and  
25 developmental disabilities and office of alcoholism and substance  
26 abuse services with the approval of the director of the budget, who  
27 shall file such approval with the department of audit and control  
28 and copies thereof with the chairman of the senate finance committee  
29 and the chairman of the assembly ways and means committee.  
30 For services and expenses related to the medicaid fraud and abuse  
31 program.  
32 For the grant period October 1, 2007 to September 30, 2008 .....  
33 30,343,000 ..... (re. \$30,343,000)  
34  
35 Total reappropriations for state operations and aid to  
36 localities ..... 31,243,000  
37 =====  
38  
39

DEPARTMENT OF MENTAL HYGIENE

STATE OPERATIONS AND AID TO LOCALITIES 2008-09

1 For payment according to the following schedule:

2			
3		APPROPRIATIONS	REAPPROPRIATIONS
4			
5	Special Revenue Funds - Other .....	671,179,000	0
6		-----	-----
7	All Funds .....	671,179,000	0
8		=====	=====

9

AGENCY BUDGET SUMMARY OF NEW APPROPRIATIONS

10

11		State	Aid to	Capital	
12		Operations	Localities	Projects	Total
13	Fund Type				
14		-----	-----	-----	-----
15	SR-Other	671,179,000	0	0	671,179,000
16		-----	-----	-----	-----
17	All Funds	671,179,000	0	0	671,179,000
18		=====	=====	=====	=====

19

SCHEDULE

20

21  
 22 Special Revenue Funds - Other / State Operations  
 23 Miscellaneous Special Revenue Fund - 339  
 24 Mental Hygiene Patient Income Account

25

26 Amount appropriated as an offset to the  
 27 general fund - state purposes account or  
 28 general fund - local assistance account,  
 29 or both, within the various offices of the  
 30 department of mental hygiene. The director  
 31 of the budget is hereby authorized to  
 32 apportion funds to the office of mental  
 33 health, office of mental retardation and  
 34 developmental disabilities, and office of  
 35 alcoholism and substance abuse services of  
 36 the department from this appropriation by  
 37 certificate of approval ..... 150,000,000  
 38 -----  
 39 Program account subtotal ..... 150,000,000  
 40 -----

41

42 Special Revenue Funds - Other / State Operations  
 43 Miscellaneous Special Revenue Fund - 339  
 44 Mental Hygiene Program Fund Account

45

46 Amount appropriated as an offset to the  
 47 general fund - state purposes account for  
 48 mental hygiene expenditures and employee  
 49 fringe benefits of any other State agency.  
 50 The director of the budget is hereby auth-  
 51 orized to allocate funds to the office of  
 52 mental health, office of mental retarda-  
 53 tion and developmental disabilities and  
 54 office of alcoholism and substance abuse  
 55 services from this appropriation by  
 56 certificate of approval ..... 521,179,000  
 57 -----  
 58 Program account subtotal ..... 521,179,000  
 59 -----

60

DEPARTMENT OF MENTAL HYGIENE

STATE OPERATIONS AND AID TO LOCALITIES 2008-09

1	Total new appropriations for state operations and aid to	
2	localities .....	671,179,000
3		=====
4		
5		

DEPARTMENT OF MENTAL HYGIENE  
 OFFICE OF ALCOHOLISM AND SUBSTANCE ABUSE SERVICES  
 STATE OPERATIONS AND AID TO LOCALITIES 2008-09

1 For payment according to the following schedule:

	APPROPRIATIONS	REAPPROPRIATIONS
2		
3		
4		
5	General Fund - State and Local .....	0
6	Special Revenue Funds - Federal ....	207,575,000
7	Special Revenue Funds - Other .....	0
8	Capital Projects Funds .....	269,059,000
9		
10	All Funds .....	476,634,000
11		

12  
13 AGENCY BUDGET SUMMARY OF NEW APPROPRIATIONS

Fund Type	State Operations	Aid to Localities	Capital Projects	Total
17				
18	GF-St/Local	151,478,000	0	151,478,000
19	SR-Federal	135,473,000	0	141,918,000
20	SR-Other	208,030,000	0	333,664,000
21	Cap Proj	0	121,336,000	121,336,000
22				
23	All Funds	494,981,000	121,336,000	748,396,000
24				

25  
26 SCHEDULE

27  
28 COMMUNITY TREATMENT SERVICES PROGRAM ..... 389,594,000  
29 -----

30  
31 General Fund / Aid to Localities  
32 Local Assistance Account - 001  
33

34 For payment, net of disallowances, of state  
35 financial assistance in accordance with  
36 the mental hygiene law related to treat-  
37 ment services.

38 Notwithstanding any other provisions of law,  
39 no payment shall be made from this appro-  
40 priation until the recipient agency has  
41 demonstrated that it has applied for and  
42 received, or received formal notification  
43 of refusal of, all forms of third-party  
44 reimbursement, including federal aid and  
45 patient fees. The moneys hereby appropri-  
46 ated are available to reimburse or advance  
47 to localities and voluntary nonprofit  
48 agencies for expenditures heretofore  
49 accrued or hereafter to accrue during  
50 local fiscal periods commencing January 1,  
51 2008 or July 1, 2008 and for advances for  
52 the period beginning January 1, 2009.

53 Notwithstanding the mental hygiene law or  
54 any other provision of law, rule or regu-  
55 lation to the contrary, the commissioner,  
56 with the approval of the director of the  
57 budget, may contract directly with volun-  
58 tary agencies that are receiving, or are  
59 eligible to receive, state aid from this  
60 appropriation, and/or provide state aid

DEPARTMENT OF MENTAL HYGIENE  
OFFICE OF ALCOHOLISM AND SUBSTANCE ABUSE SERVICES  
STATE OPERATIONS AND AID TO LOCALITIES 2008-09

1 from this appropriation to such voluntary  
2 agencies through a state aid funding  
3 authorization letter with local govern-  
4 mental units. The commissioner, pursuant  
5 to such contract and/or funding authori-  
6 zation letter, may pay from this appropri-  
7 ation all or a portion of the expenses  
8 incurred by such voluntary agencies aris-  
9 ing out of loans obtained from the  
10 proceeds of bonds and notes issued by the  
11 dormitory authority of the state of New  
12 York or another authorized entity approved  
13 by the division of the budget. Such  
14 expenses may include, but shall not be  
15 limited to, amounts relating to principal  
16 and interest and any other fees and charg-  
17 es arising from such loans.

18 Notwithstanding any other provision of law,  
19 subject to the approval of the director of  
20 the budget, a portion of the money appro-  
21 priated herein may be made available for  
22 obligations and payments heretofore or  
23 hereafter accrued by the department of  
24 health for community alcoholism, chemical  
25 dependence, and substance abuse treatment  
26 services, including the state share of  
27 medical assistance payments.

28 Notwithstanding any inconsistent provision  
29 of law, a portion of the money appropri-  
30 ated herein may be made available for  
31 transfer to the department of health for  
32 the state share of disproportionate share  
33 payments to voluntary nonprofit general  
34 hospitals pursuant to chapter 119 of the  
35 laws of 1997, as amended.

36 Notwithstanding any inconsistent provision  
37 of law, the amount hereby appropriated  
38 shall be available for the designated  
39 purposes, less the amount, as certified by  
40 the director of the budget, of any trans-  
41 fers from the general fund to the tobacco  
42 control and insurance initiatives pool  
43 established pursuant to section 2807-v of  
44 the public health law, to reflect the  
45 state savings attributable to this program  
46 resulting from an increase in the federal  
47 medical assistance percentage available to  
48 the state pursuant to the applicable  
49 provisions of the federal social security  
50 act.

51 Notwithstanding any inconsistent provisions  
52 of law, moneys from this appropriation may  
53 be used for expenses of localities,  
54 nonprofit and for-profit agencies that may  
55 arise from the assumption of operational  
56 responsibilities for programs when operat-  
57 ing certificates for such programs cease  
58 to be in effect and/or programs are placed  
59 into receivership pursuant to section  
60 19.41 of the mental hygiene law.

DEPARTMENT OF MENTAL HYGIENE  
OFFICE OF ALCOHOLISM AND SUBSTANCE ABUSE SERVICES  
STATE OPERATIONS AND AID TO LOCALITIES 2008-09

1 Notwithstanding any contrary provision of  
2 law, a portion of the amounts appropriated  
3 herein shall be available for expenditure  
4 in accordance with the provisions of part  
5 C of chapter 57 of the laws of 2006, for  
6 those programs eligible under paragraph  
7 (iii) of subdivision 4 of section 1 of  
8 such part.

9 Notwithstanding any contrary provision of  
10 law, a portion of the amounts appropriated  
11 herein shall be available for services and  
12 expenses to assist parolees in obtaining  
13 substance abuse treatment, housing and  
14 employment pursuant to a plan prepared by  
15 the executive director of the division of  
16 parole and the commissioner of the office  
17 of alcoholism and substance abuse services  
18 and approved by the director of the budg-  
19 et, and may be transferred to any other  
20 state agency for implementing such plan.

21 No expenditure shall be made for such  
22 program until a certificate of allocation  
23 has been approved by the director of the  
24 budget and copies thereof filed with the  
25 state comptroller and chairs of the senate  
26 finance committee and the assembly ways  
27 and means committee.

28 Notwithstanding any provision of law to the  
29 contrary, the commissioner of the office  
30 of alcoholism and substance abuse services  
31 shall be authorized to continue contracts  
32 which were executed on or before March 31,  
33 2008 with entities providing services for  
34 compulsive gambling and chemical dependen-  
35 cy prevention and treatment services,  
36 without any additional requirements that  
37 such contracts be subject to competitive  
38 bidding, a request for proposal process or  
39 other administrative procedures.

40 Notwithstanding any other provision of law,  
41 the money hereby appropriated may be  
42 transferred to any appropriation of the  
43 office of alcoholism and substance abuse  
44 services, with the approval of the direc-  
45 tor of the budget who shall file such  
46 approval with the department of audit and  
47 control and copies thereof with the chair-  
48 man of the senate finance committee and  
49 the chairman of the assembly ways and  
50 means committee.

51 The state comptroller is hereby authorized  
52 to receive funds from the office of alco-  
53 holism and substance abuse services that  
54 were returned from providers in the  
55 current fiscal year in respect of a  
56 settlement of local assistance funds from  
57 prior fiscal years and is authorized to  
58 refund such moneys to the credit of the

DEPARTMENT OF MENTAL HYGIENE

OFFICE OF ALCOHOLISM AND SUBSTANCE ABUSE SERVICES

STATE OPERATIONS AND AID TO LOCALITIES 2008-09

1	local assistance account of the general	
2	fund for the purpose of reimbursing the	
3	2008-09 appropriation.	
4	Funds appropriated herein shall be available	
5	in accordance with the following:	
6	For services and expenses related to outpa-	
7	tient and chemotherapy services .....	118,698,000
8	For the state share of medical assistance	
9	payments for outpatient services and the	
10	state share of disproportionate share	
11	payments .....	32,780,000
12		-----
13	Program account subtotal .....	151,478,000
14		-----

15

16 Special Revenue Funds - Federal / Aid to Localities

17 Federal Health and Human Services Fund - 265

18

19 For services and expenses of prevention,

20 intervention, and treatment programs

21 provided by the SAPT block grants.

22 Notwithstanding any inconsistent provision

23 of law, up to \$2,800,000 of this appropri-

24 ation may be transferred and/or suballo-

25 cated, pursuant to memoranda of under-

26 standing between the office of alcoholism

27 and substance abuse services and the

28 department of health and the department of

29 correctional services, respectively, which

30 addresses how such funds contribute to

31 required set-asides of the block grant, to

32 the following agencies: up to \$1,400,000

33 to the AIDS institute of the department of

34 health for the provision of primary health

35 care services for persons enrolled in drug

36 treatment programs; and up to \$1,400,000

37 to the department of correctional services

38 for treatment and counseling costs.

39 Notwithstanding any inconsistent provision

40 of law, a portion of the funds hereby

41 appropriated may, subject to the approval

42 of the director of the budget, be trans-

43 ferred to any appropriation of the office

44 of alcoholism and substance abuse services

45 consistent with the terms and conditions

46 of the SAPT block grant award.

47 Notwithstanding any provision of law to the

48 contrary, the commissioner of the office

49 of alcoholism and substance abuse services

50 shall be authorized to continue contracts

51 which were executed on or before March 31,

52 2008 with entities providing services for

53 compulsive gambling and chemical dependen-

54 cy prevention and treatment services,

55 without any additional requirements that

56 such contracts be subject to competitive

57 bidding, a request for proposal process or

58 other administrative procedures ..... 81,058,000

DEPARTMENT OF MENTAL HYGIENE

OFFICE OF ALCOHOLISM AND SUBSTANCE ABUSE SERVICES

STATE OPERATIONS AND AID TO LOCALITIES 2008-09

1 For services and expenses associated with  
2 federal grant awards yet to be allocated  
3 by the federal department of health and  
4 human services. Notwithstanding any incon-  
5 sistent provision of law, the director of  
6 the budget is hereby authorized to trans-  
7 fer appropriation authority contained  
8 herein to any appropriation of the office  
9 of alcoholism and substance abuse services 5,000,000  
10 -----  
11 Program fund subtotal ..... 86,058,000  
12 -----  
13  
14 Special Revenue Funds - Federal / Aid to Localities  
15 Federal Operating Grants Fund - 290  
16  
17 For services and expenses related to home-  
18 less grants. Subject to a plan approved by  
19 the director of the budget, the amount  
20 appropriated herein may be made available  
21 to other state agencies for services and  
22 expenses related to federal homeless  
23 grants. The director of the budget is  
24 hereby authorized to transfer appropri-  
25 ation authority contained herein to any  
26 other federal fund in which federal home-  
27 less grants are actually received ..... 11,000,000  
28 For services and expenses associated with  
29 federal grant awards yet to be allocated.  
30 Notwithstanding any inconsistent provision  
31 of law, the director of the budget is  
32 hereby authorized to transfer appropri-  
33 ation authority contained herein to any  
34 appropriation of the office of alcoholism  
35 and substance abuse services ..... 5,000,000  
36 For services and expenses related to enforc-  
37 ing the underage drinking laws program  
38 grant.  
39 Notwithstanding any inconsistent provision  
40 of law, a portion of the funds hereby  
41 appropriated may, subject to the approval  
42 of the director of the budget, be trans-  
43 ferred to any appropriation of the office  
44 of alcoholism and substance abuse services  
45 consistent with the terms of the federal  
46 award ..... 360,000  
47 -----  
48 Program fund subtotal ..... 16,360,000  
49 -----  
50  
51 Special Revenue Funds - Other / Aid to Localities  
52 Miscellaneous Special Revenue Fund - 339  
53 Mental Hygiene Program Fund Account  
54  
55 For payment, net of disallowances, of state  
56 financial assistance in accordance with  
57 the mental hygiene law related to treat-  
58 ment services.

DEPARTMENT OF MENTAL HYGIENE  
OFFICE OF ALCOHOLISM AND SUBSTANCE ABUSE SERVICES  
STATE OPERATIONS AND AID TO LOCALITIES 2008-09

1 Notwithstanding any other provisions of law,  
2 no payment shall be made from this appro-  
3 priation until the recipient agency has  
4 demonstrated that it has applied for and  
5 received, or received formal notification  
6 of refusal of, all forms of third-party  
7 reimbursement, including federal aid and  
8 patient fees. The moneys hereby appropri-  
9 ated are available to reimburse or advance  
10 to localities and voluntary nonprofit  
11 agencies for expenditures heretofore  
12 accrued or hereafter to accrue during  
13 local fiscal periods commencing January 1,  
14 2008 or July 1, 2008 and for advances for  
15 the period beginning January 1, 2009.  
16 Notwithstanding the mental hygiene law or  
17 any other provision of law, rule or regu-  
18 lation to the contrary, the commissioner,  
19 with the approval of the director of the  
20 budget, may contract directly with volun-  
21 tary agencies that are receiving, or are  
22 eligible to receive, state aid from this  
23 appropriation, and/or provide state aid  
24 from this appropriation to such voluntary  
25 agencies through a state aid funding  
26 authorization letter with local govern-  
27 mental units. The commissioner, pursuant  
28 to such contract and/or funding authori-  
29 zation letter, may pay from this appropri-  
30 ation all or a portion of the expenses  
31 incurred by such voluntary agencies aris-  
32 ing out of loans obtained from the  
33 proceeds of bonds and notes issued by the  
34 dormitory authority of the state of New  
35 York or another authorized entity approved  
36 by the division of the budget. Such  
37 expenses may include, but shall not be  
38 limited to, amounts relating to principal  
39 and interest and any other fees and charg-  
40 es arising from such loans.  
41 Notwithstanding any inconsistent provision  
42 of law, the amount hereby appropriated  
43 shall be available for the designated  
44 purposes, less the amount, as certified by  
45 the director of the budget, of any trans-  
46 fers from the general fund to the tobacco  
47 control and insurance initiatives pool  
48 established pursuant to section 2807-v of  
49 the public health law, to reflect the  
50 state savings attributable to this program  
51 resulting from an increase in the federal  
52 medical assistance percentage available to  
53 the state pursuant to the applicable  
54 provisions of the federal social security  
55 act.  
56 Notwithstanding any inconsistent provisions  
57 of law, moneys from this appropriation may  
58 be used for expenses of localities,  
59 nonprofit and for-profit agencies that  
60 may arise from the assumption of opera-

DEPARTMENT OF MENTAL HYGIENE  
OFFICE OF ALCOHOLISM AND SUBSTANCE ABUSE SERVICES  
STATE OPERATIONS AND AID TO LOCALITIES 2008-09

1 tional responsibilities for programs when  
2 operating certificates for such programs  
3 cease to be in effect and/or programs are  
4 placed into receivership pursuant to sec-  
5 tion 19.41 of the mental hygiene law.  
6 Notwithstanding any contrary provision of  
7 law, a portion of the amounts appropriated  
8 herein shall be available for expenditure  
9 in accordance with the provisions of part  
10 C of chapter 57 of the laws of 2006, for  
11 those programs eligible under paragraph  
12 (iii) of subdivision 4 of section 1 of  
13 such part.  
14 Notwithstanding any contrary provision of  
15 law, a portion of the amounts appropriated  
16 herein shall be available for services and  
17 expenses to assist parolees in obtaining  
18 substance abuse treatment, housing and  
19 employment pursuant to a plan prepared by  
20 the executive director of the division of  
21 parole and the commissioner of the office  
22 of alcoholism and substance abuse services  
23 and approved by the director of the budg-  
24 et, and may be transferred to any other  
25 state agency for implementing such plan.  
26 No expenditure shall be made for such  
27 program until a certificate of allocation  
28 has been approved by the director of the  
29 budget and copies thereof filed with the  
30 state comptroller and chairs of the senate  
31 finance committee and the assembly ways  
32 and means committee.  
33 Notwithstanding any provision of law to the  
34 contrary, the commissioner of the office  
35 of alcoholism and substance abuse services  
36 shall be authorized to continue contracts  
37 which were executed on or before March 31,  
38 2008 with entities providing services for  
39 compulsive gambling and chemical dependen-  
40 cy prevention and treatment services,  
41 without any additional requirements that  
42 such contracts be subject to competitive  
43 bidding, a request for proposal process or  
44 other administrative procedures.  
45 Notwithstanding any other provision of law,  
46 the money hereby appropriated may be  
47 transferred to any appropriation of the  
48 office of alcoholism and substance  
49 abuse services, with the approval of the  
50 director of the budget who shall file such  
51 approval with the department of audit and  
52 control and copies thereof with the chair-  
53 man of the senate finance committee and  
54 the chairman of the assembly ways and  
55 means committee.  
56 The state comptroller is hereby authorized  
57 and directed to loan money in accordance  
58 with the provisions set forth in sub-

DEPARTMENT OF MENTAL HYGIENE

OFFICE OF ALCOHOLISM AND SUBSTANCE ABUSE SERVICES

STATE OPERATIONS AND AID TO LOCALITIES 2008-09

1 division 5 of section 4 of the state  
2 finance law to the mental hygiene program  
3 fund account.  
4 The state comptroller is hereby authorized  
5 to receive funds from the office of alco-  
6 holism and substance abuse services that  
7 were returned from providers in the  
8 current fiscal year in respect of a  
9 settlement of local assistance funds from  
10 prior fiscal years and is authorized to  
11 refund such moneys to the credit of this  
12 fund for the purpose of reimbursing the  
13 2008-09 appropriation.  
14 Funds appropriated herein shall be available  
15 in accordance with the following:  
16 For services and expenses related to inpa-  
17 tient rehabilitation services ..... 1,887,000  
18 For services and expenses related to resi-  
19 dential services ..... 90,887,000  
20 For services and expenses related to crisis  
21 services ..... 16,663,000  
22 For expenses related to debt service  
23 payments for capital projects funded by  
24 the proceeds of bonds and notes issued by  
25 the dormitory authority of the state of  
26 New York ..... 26,061,000  
27 For services and expenses associated with a  
28 study to review the current system of  
29 financing and reimbursement of chemical  
30 dependence and compulsive gambling ser-  
31 vices provided by programs financed under  
32 articles 25, 26 and 41 of the mental  
33 hygiene law, and to make recommendations  
34 for changes designed to ensure that the  
35 financing and reimbursement system  
36 provides for the equitable reimbursement  
37 of providers of chemical dependence and  
38 compulsive gambling services and is  
39 conducive to the provision of effective  
40 and high quality services. Funding will be  
41 provided through research foundation for  
42 mental hygiene, inc. resources, including,  
43 but not limited to, consultant services,  
44 nonpersonal services and indirect costs .. 200,000  
45 -----  
46 Program account subtotal ..... 135,698,000  
47 -----  
48  
49 EXECUTIVE DIRECTION PROGRAM ..... 67,543,000  
50 -----  
51  
52 Special Revenue Funds - Federal / State Operations  
53 Federal Health and Human Services Fund - 265  
54  
55 For services and expenses associated with  
56 administering the substance abuse  
57 prevention and treatment (SAPT) block  
58 grant.  
59

DEPARTMENT OF MENTAL HYGIENE

OFFICE OF ALCOHOLISM AND SUBSTANCE ABUSE SERVICES

STATE OPERATIONS AND AID TO LOCALITIES 2008-09

1	Personal service .....	3,578,000
2	Nonpersonal service .....	977,000
3		-----
4	Program fund subtotal .....	4,555,000
5		-----
6		
7	Special Revenue Funds - Federal / State Operations	
8	Federal Department of Education Fund - 267	
9		
10	For services and expenses associated with	
11	the administration of the federal safe and	
12	drug free schools and communities act	
13	consistent with the terms and conditions	
14	of the federal award .....	147,000
15		-----
16	Program fund subtotal .....	147,000
17		-----
18		
19	Special Revenue Funds - Federal / State Operations	
20	Federal Operating Grants Fund - 290	
21	Statewide Data Collection Account	
22		
23	For services and expenses related to the	
24	statewide data collection program as	
25	mandated in the 1988 federal anti-drug	
26	abuse act .....	543,000
27		-----
28	Program account subtotal .....	543,000
29		-----
30		
31	Special Revenue Funds - Other / State Operations	
32	Miscellaneous Special Revenue Fund - 339	
33	Federal Salary Sharing Account	
34		
35	Notwithstanding any other provision of law,	
36	the money hereby appropriated may be	
37	transferred to any appropriation of the	
38	office of alcoholism and substance abuse	
39	services, and may be increased or de-	
40	creased by transfer or suballocation be-	
41	tween these appropriated amounts and ap-	
42	propriations of the department of health,	
43	the office of medicaid inspector general,	
44	the office of mental health, and the	
45	office of mental retardation and develop-	
46	mental disabilities with the approval of	
47	the director of the budget who shall file	
48	such approval with the department of audit	
49	and control and copies thereof with the	
50	chairman of the senate finance committee	
51	and the chairman of the assembly ways and	
52	means committee.	
53		
54		
55		
56	Personal service--regular .....	7,900,000
57		-----
58		

DEPARTMENT OF MENTAL HYGIENE  
 OFFICE OF ALCOHOLISM AND SUBSTANCE ABUSE SERVICES  
 STATE OPERATIONS AND AID TO LOCALITIES 2008-09

1 NONPERSONAL SERVICE

2

3 Fringe benefits ..... 3,600,000

4 -----

5 Program account subtotal ..... 11,500,000

6 -----

7

8 Special Revenue Funds - Other / State Operations

9 Miscellaneous Special Revenue Fund - 339

10 Credentialing Services Account

11

12 For services and expenses related to the

13 credentialing of prevention, alcohol and

14 substance abuse, and compulsive gambling

15 counselors.

16

17 PERSONAL SERVICE

18

19 Personal service--regular ..... 626,000

20 Holiday/overtime compensation ..... 5,000

21 -----

22 Amount available for personal service .... 631,000

23 -----

24

25 NONPERSONAL SERVICE

26

27 Fringe benefits ..... 298,700

28 Indirect costs ..... 21,600

29 Contractual services ..... 10,700

30 -----

31 Amount available for nonpersonal service . 331,000

32 -----

33 Program account subtotal ..... 962,000

34 -----

35

36 Special Revenue Funds - Other / State Operations

37 Miscellaneous Special Revenue Fund - 339

38 Mental Hygiene Program Fund Account

39

40 Notwithstanding any other provision of law,

41 the money hereby appropriated may be

42 transferred to any appropriation of the

43 office of alcoholism and substance abuse

44 services, and may be increased or de-

45 creased by transfer or suballocation be-

46 tween these appropriated amounts and ap-

47 propriations of the department of health,

48 the office of medicaid inspector general,

49 the office of mental health, and the

50 office of mental retardation and develop-

51 mental disabilities with the approval of

52 the director of the budget who shall file

53 such approval with the department of audit

54 and control and copies thereof with the

55 chairman of the senate finance committee

56 and the chairman of the assembly ways and

57 means committee.

DEPARTMENT OF MENTAL HYGIENE  
OFFICE OF ALCOHOLISM AND SUBSTANCE ABUSE SERVICES  
STATE OPERATIONS AND AID TO LOCALITIES 2008-09

1 The state comptroller is hereby authorized  
2 and directed to loan money in accordance  
3 with the provisions set forth in sub-  
4 division 5 of section 4 of the state  
5 finance law to the mental hygiene program  
6 fund account.

7  
8  
9

PERSONAL SERVICE

10 Personal service--regular .....	24,387,000
11 Temporary service .....	120,000
12 Holiday/overtime compensation .....	70,000
13	-----
14 Amount available for personal service ....	24,577,000
15	-----

16  
17

NONPERSONAL SERVICE

19 Supplies and materials .....	749,500
20 Travel .....	883,800
21 Contractual services .....	9,243,900
22 Equipment .....	811,800
23 Fringe Benefits .....	11,200,000
24	-----
25 Amount available for nonpersonal service .	22,889,000
26	-----
27 Program account subtotal .....	47,466,000
28	-----

29  
30  
31  
32  
33

Special Revenue Funds - Other / State Operations  
Miscellaneous Special Revenue Fund - 339  
Methadone Registry Services Account

34  
35  
36  
37  
38  
39

For services and expenses related to the  
operation of methadone services and a  
patient registry for the prevention of  
simultaneous enrollment in multiple metha-  
done treatment programs.

40  
41

NONPERSONAL SERVICE

42 Contractual services .....	300,000
43	-----
44 Program account subtotal .....	300,000
45	-----

46  
47  
48  
49  
50

Special Revenue Funds - Other / State Operations  
Miscellaneous Special Revenue Fund - 339  
Special Projects Account

51  
52  
53  
54  
55  
56  
57  
58  
59  
60

For services and expenses related to special  
projects.  
Notwithstanding any other provision of law,  
up to \$2,000,000 of this appropriation  
shall be made available for services and  
expenses to support amounts for admin-  
istration, research associates, equipment,  
travel, conference expenses, contractual  
services, grant writers to increase income  
from non-state sources, and other research

DEPARTMENT OF MENTAL HYGIENE  
 OFFICE OF ALCOHOLISM AND SUBSTANCE ABUSE SERVICES  
 STATE OPERATIONS AND AID TO LOCALITIES 2008-09

1 initiatives. Funding will be provided  
 2 through research foundation for mental  
 3 hygiene, inc. resources, including, but  
 4 not limited to, indirect costs recoveries,  
 5 direct grant reimbursement, interest earn-  
 6 ings and operating balances.

7  
 8 NONPERSONAL SERVICE

9

10	Supplies and materials .....	15,000
11	Travel .....	5,000
12	Contractual services .....	2,050,000
13		-----
14	Program account subtotal .....	2,070,000
15		-----

16  
 17 INSTITUTIONAL SERVICES ..... 64,536,000  
 18 -----

19  
 20 Special Revenue Funds - Federal / State Operations  
 21 Federal Health and Human Services Fund - 265

22  
 23 For services and expenses associated with  
 24 administering the substance abuse  
 25 prevention and treatment (SAPT) block  
 26 grant.

27

28	Personal service .....	865,000
29	Nonpersonal service .....	335,000
30		-----
31	Program fund subtotal .....	1,200,000
32		-----

33  
 34 Special Revenue Funds - Other / State Operations  
 35 Miscellaneous Special Revenue Fund - 339  
 36 Mental Hygiene Program Fund Account

37  
 38 The state comptroller is hereby authorized  
 39 and directed to loan money in accordance  
 40 with the provisions set forth in sub-  
 41 division 5 of section 4 of the state  
 42 finance law to the mental hygiene program  
 43 fund account.

44  
 45 PERSONAL SERVICE

46

47	Personal service--regular .....	18,720,000
48	Temporary service .....	500,000
49	Holiday/overtime compensation .....	436,000
50		-----
51	Amount available for personal service ....	19,656,000
52		-----

53  
 54 NONPERSONAL SERVICE

55

56	Supplies and materials .....	4,690,000
57	Travel .....	294,200
58	Contractual services .....	9,430,100
59	Equipment .....	510,700

DEPARTMENT OF MENTAL HYGIENE

OFFICE OF ALCOHOLISM AND SUBSTANCE ABUSE SERVICES

STATE OPERATIONS AND AID TO LOCALITIES 2008-09

1	Fringe benefits .....	8,960,000	
2		-----	
3	Amount available for nonpersonal service .	23,885,000	
4		-----	
5	Program account subtotal .....	43,541,000	
6		-----	
7			
8	Special Revenue Funds - Other / State Operations		
9	Miscellaneous Special Revenue Fund - 339		
10	Mental Hygiene Patient Income Account		
11			
12	The state comptroller is hereby authorized		
13	and directed to loan money in accordance		
14	with the provisions set forth in sub-		
15	division 5 of section 4 of the state		
16	finance law to the mental hygiene patient		
17	income account.		
18			
19			
20	Personal service--regular .....	13,600,000	
21		-----	
22			
23			
24			
25	Fringe benefits .....	6,195,000	
26		-----	
27	Program account subtotal .....	19,795,000	
28		-----	
29			
30	PREVENTION AND PROGRAM SUPPORT .....		105,387,000
31			-----
32			
33	Special Revenue Funds - Federal / Aid to Localities		
34	Federal Health and Human Services Fund - 265		
35			
36	For services and expenses related to		
37	prevention, intervention and treatment		
38	programs provided by the substance abuse		
39	prevention and treatment (SAPT) block		
40	grant. Notwithstanding any inconsistent		
41	provision of law, moneys hereby appropri-		
42	ated may, subject to the approval of the		
43	director of the budget, be transferred to		
44	any appropriation of the office of		
45	alcoholism and substance abuse services.		
46	Notwithstanding any provision of law to the		
47	contrary, the commissioner of the office		
48	of alcoholism and substance abuse services		
49	shall be authorized to continue contracts		
50	which were executed on or before March 31,		
51	2008 with entities providing services for		
52	compulsive gambling and chemical dependen-		
53	cy prevention and treatment services,		
54	without any additional requirements that		
55	such contracts be subject to competitive		
56	bidding, a request for proposal process or		
57	other administrative procedures .....	28,300,000	
58		-----	
59	Program fund subtotal .....	28,300,000	
60		-----	

DEPARTMENT OF MENTAL HYGIENE

OFFICE OF ALCOHOLISM AND SUBSTANCE ABUSE SERVICES

STATE OPERATIONS AND AID TO LOCALITIES 2008-09

1 Special Revenue Funds - Federal / Aid to Localities  
 2 Federal Department of Education Fund - 267  
 3  
 4 For services and expenses related to  
 5 prevention from the federal safe and drug-  
 6 free schools and communities act consist-  
 7 ent with the terms and conditions of the  
 8 federal award.  
 9 Notwithstanding any provision of law to the  
 10 contrary, the commissioner of the office  
 11 of alcoholism and substance abuse services  
 12 shall be authorized to continue contracts  
 13 which were executed on or before March 31,  
 14 2008 with entities providing services for  
 15 compulsive gambling and chemical dependen-  
 16 cy prevention and treatment services,  
 17 without any additional requirements that  
 18 such contracts be subject to competitive  
 19 bidding, a request for proposal process or  
 20 other administrative procedures ..... 4,755,000  
 21 -----  
 22 Program fund subtotal ..... 4,755,000  
 23 -----

24  
 25 Special Revenue Funds - Other / Aid to Localities  
 26 Miscellaneous Special Revenue Fund - 339  
 27 Mental Hygiene Program Fund Account  
 28

29 For payment, net of disallowances, of state  
 30 financial assistance in accordance with  
 31 the mental hygiene law related to school  
 32 and community-based prevention and educa-  
 33 tion programs, and program support.  
 34 Notwithstanding any other provisions of law,  
 35 no payment shall be made from this appro-  
 36 priation until the recipient agency has  
 37 demonstrated it has applied for and  
 38 received, or received formal notification  
 39 of refusal of, all forms of third-party  
 40 reimbursement, including federal aid and  
 41 patient fees. The moneys hereby appropri-  
 42 ated are available to reimburse or advance  
 43 to localities and voluntary nonprofit  
 44 agencies for expenditures heretofore  
 45 accrued or hereafter to accrue during  
 46 local fiscal periods commencing January 1,  
 47 2008 or July 1, 2008 and for advances for  
 48 the period beginning January 1, 2009.  
 49 Notwithstanding the mental hygiene law or  
 50 any other provision of law, rule or regu-  
 51 lation to the contrary, the commissioner,  
 52 with the approval of the director of the  
 53 budget, may contract directly with volun-  
 54 tary agencies that are receiving, or are  
 55 eligible to receive state aid from this  
 56 appropriation, and/or provide state aid  
 57 from this appropriation to such voluntary  
 58 agencies through a state aid funding  
 59 authorization letter with local govern-  
 60 mental units.

DEPARTMENT OF MENTAL HYGIENE

OFFICE OF ALCOHOLISM AND SUBSTANCE ABUSE SERVICES

STATE OPERATIONS AND AID TO LOCALITIES 2008-09

1 No expenditure shall be made for such  
2 program until a certificate of allocation  
3 has been approved by the director of the  
4 budget and copies thereof filed with the  
5 state comptroller and chairs of the senate  
6 finance committee and the assembly ways  
7 and means committee.  
8 The state comptroller is hereby authorized  
9 and directed to loan money in accordance  
10 with the provisions set forth in sub-  
11 division 5 of section 4 of the state  
12 finance law to the mental hygiene program  
13 fund account.  
14 The state comptroller is hereby authorized  
15 to receive funds from the office of alco-  
16 holism and substance abuse services that  
17 were returned from providers in the  
18 current fiscal year in respect of a  
19 settlement of local assistance funds from  
20 prior fiscal years and is authorized to  
21 refund such moneys to the credit of this  
22 fund for the purpose of reimbursing the  
23 2008-09 appropriation.  
24 Notwithstanding any contrary provision of  
25 law, a portion of the amounts appropriated  
26 herein shall be available for expenditure  
27 in accordance with the provisions of part  
28 C of chapter 57 of the laws of 2006, for  
29 those programs eligible under paragraph  
30 (iii) of subdivision 4 of section 1 of  
31 such part.  
32 Notwithstanding any provision of law to the  
33 contrary, the commissioner of the office  
34 of alcoholism and substance abuse services  
35 shall be authorized to continue contracts  
36 which were executed on or before March 31,  
37 2008 with entities providing services for  
38 compulsive gambling and chemical dependen-  
39 cy prevention and treatment services,  
40 without any additional requirements that  
41 such contracts be subject to competitive  
42 bidding, a request for proposal process or  
43 other administrative procedures ..... 59,316,000  
44 For services and expenses related to the  
45 compulsive gambling treatment and  
46 prevention program. Notwithstanding any  
47 inconsistent provision of law, the direc-  
48 tor of the budget is hereby authorized to  
49 transfer funds appropriated herein to any  
50 appropriation within the office of alco-  
51 holism and substance abuse services to  
52 accomplish the intent of this appropri-  
53 ation ..... 4,976,000  
54 -----  
55 Program account subtotal ..... 64,292,000  
56 -----  
57

DEPARTMENT OF MENTAL HYGIENE

OFFICE OF ALCOHOLISM AND SUBSTANCE ABUSE SERVICES

STATE OPERATIONS AND AID TO LOCALITIES 2008-09

1 Special Revenue Fund - Other / Aid to Localities  
2 Miscellaneous Special Revenue Fund - 339  
3 License Plate Account  
4  
5 For services and expenses related to  
6 prevention efforts targeted at youth ..... 40,000  
7 -----  
8 Program account subtotal ..... 40,000  
9 -----  
10  
11 Special Revenue Funds - Other / Aid to Localities  
12 Chemical Dependence Service Fund - 346  
13  
14 For services and expenses of community chem-  
15 ical dependence treatment and prevention  
16 services programs including services and  
17 expenses related to staff training, eval-  
18 uation, and workforce development activi-  
19 ties.  
20 Notwithstanding any provision of law, rule  
21 or regulation to the contrary, a portion  
22 of this appropriation related to enforce-  
23 ment action fine and/or levy moneys may be  
24 made available to localities and nonprofit  
25 and for-profit agencies for payment of  
26 expenses for facilities operating under a  
27 receivership pursuant to section 19.41 of  
28 the mental hygiene law. Such funds may  
29 also be transferred to any appropriation  
30 of the office of alcoholism and substance  
31 abuse services and appropriations of the  
32 department of health, the office of  
33 medicaid inspector general, the office of  
34 mental health, and the office of mental  
35 retardation and developmental disabilities  
36 with the approval of the director of the  
37 budget who shall file such approval with  
38 the department of audit and control and  
39 copies thereof with the chairman of the  
40 senate finance committee and the chairman  
41 of the assembly ways and means committee.. 8,000,000  
42 -----  
43 Program fund subtotal ..... 8,000,000  
44 -----  
45  
46 Total new appropriations for state operations and aid to  
47 localities ..... 627,060,000  
48 =====  
49  
50

DEPARTMENT OF MENTAL HYGIENE

OFFICE OF ALCOHOLISM AND SUBSTANCE ABUSE SERVICES

STATE OPERATIONS AND AID TO LOCALITIES - REAPPROPRIATIONS 2008-09

1 COMMUNITY TREATMENT SERVICES PROGRAM

2

3 Special Revenue Funds - Federal / Aid to Localities

4 Federal Block Grant Fund - 269

5

6 By chapter 54, section 1, of the laws of 2007:

7 For services and expenses of prevention, intervention, and treatment  
8 programs provided by the SAPT block grants.

9 Notwithstanding any inconsistent provision of law, up to \$2,800,000 of  
10 this appropriation may be transferred, pursuant to memoranda of  
11 understanding between the office of alcoholism and substance abuse  
12 services and the department of health and the department of  
13 correctional services, respectively, which addresses how such funds  
14 contribute to required set-asides of the block grant, to the  
15 following agencies: up to \$1,400,000 to the AIDS institute of the  
16 department of health for the provision of primary health care  
17 services for persons enrolled in drug treatment programs; and up to  
18 \$1,400,000 to the department of correctional services for treatment  
19 and counseling costs.

20 Notwithstanding any inconsistent provision of law, a portion of the  
21 funds hereby appropriated may, subject to the approval of the  
22 director of the budget, be transferred to state operations in the  
23 office of alcoholism and substance abuse services consistent with  
24 the terms and conditions of the SAPT block grant award for  
25 administrative and support services, including fringe benefits,  
26 associated with the federal block grant.

27 Notwithstanding any provision of law to the contrary, the commissioner  
28 of the office of alcoholism and substance abuse services shall be  
29 authorized to continue contracts which were executed on or before  
30 March 31, 2007 with entities providing services for compulsive  
31 gambling and chemical dependency prevention and treatment services,  
32 without any additional requirements that such contracts be subject  
33 to competitive bidding, a request for proposal process or other  
34 administrative procedures.

35 Notwithstanding any inconsistent provision of law, moneys hereby  
36 appropriated may be transferred to prevention and program support of  
37 the office of alcoholism and substance abuse services.

38 For grants beginning prior to April 1, 2007 .....  
39 57,553,000 ..... (re. \$57,553,000)

40 For grants beginning on or after April 1, 2007 .....  
41 23,500,000 ..... (re. \$23,500,000)

42 For services and expenses associated with federal block grant awards  
43 yet to be allocated by the federal department of health and human  
44 services. Notwithstanding any inconsistent provision of law, the  
45 director of the budget is hereby authorized to transfer appropri-  
46 ation authority contained herein to any other federal fund or  
47 program within the office of alcoholism and substance abuse services  
48 for aid to localities, administrative and support services, in-  
49 cluding fringe benefits, associated with the federal block grant.

50 For grants beginning prior to April 1, 2007 .....  
51 5,000,000 ..... (re. \$5,000,000)

52

53 By chapter 54, section 1, of the laws of 2006:

54 For services and expenses of prevention, intervention, and treatment  
55 programs provided by the SAPT block grants.

56 Notwithstanding any inconsistent provision of law, up to \$2,300,000 of  
57 this appropriation may be transferred, pursuant to memoranda of  
58 understanding between the office of alcoholism and substance abuse  
59 services and the department of health and the department of correc-  
60 tional services, respectively, which addresses how such funds

DEPARTMENT OF MENTAL HYGIENE

OFFICE OF ALCOHOLISM AND SUBSTANCE ABUSE SERVICES

STATE OPERATIONS AND AID TO LOCALITIES - REAPPROPRIATIONS 2008-09

1 contribute to required set-asides of the block grant, to the follow-  
2 ing agencies: up to \$1,400,000 to the AIDS institute of the depart-  
3 ment of health for the provision of primary health care services for  
4 persons enrolled in drug treatment programs; and up to \$900,000 to  
5 the department of correctional services for treatment and counseling  
6 costs.

7 Notwithstanding any inconsistent provision of law, a portion of the  
8 funds hereby appropriated may, subject to the approval of the direc-  
9 tor of the budget, be transferred to state operations in the office  
10 of alcoholism and substance abuse services consistent with the terms  
11 and conditions of the SAPT block grant award for administrative and  
12 support services, including fringe benefits, associated with the  
13 federal block grant.

14 Notwithstanding any inconsistent provision of law, moneys hereby  
15 appropriated may be transferred to prevention and program support of  
16 the office of alcoholism and substance abuse services.

17 For the grant period October 1, 2006 to September 30, 2008 .....  
18 23,500,000 ..... (re. \$23,500,000)

19  
20 Special Revenue Funds - Federal / Aid to Localities  
21 Federal Operating Grants Fund - 290  
22

23 By chapter 54, section 1, of the laws of 2007:  
24 For services and expenses related to homeless grants. Subject to a  
25 plan approved by the director of the budget, the amount appropriated  
26 herein may be made available to other state agencies for services  
27 and expenses related to federal homeless grants. The director of the  
28 budget is hereby authorized to transfer appropriation authority  
29 contained herein to any other federal fund in which federal homeless  
30 grants are actually received.

31 For grants beginning prior to April 1, 2007 .....  
32 11,000,000 ..... (re. \$11,000,000)

33 For services and expenses related to enforcing the underage drinking  
34 laws program grant.

35 Notwithstanding any inconsistent provision of law, a portion of the  
36 funds hereby appropriated may, subject to the approval of the  
37 director of the budget, be transferred to state operations in the  
38 office of alcoholism and substance abuse services consistent with  
39 the terms of the federal award for administrative and support  
40 services, including fringe benefits, associated with this grant.

41 For grants beginning on or after April 1, 2007 .....  
42 360,000 ..... (re. \$350,000)

43  
44 By chapter 54, section 1, of the laws of 2006:  
45 For services and expenses related to homeless grants. Subject to a  
46 plan approved by the director of the budget, the amount appropriated  
47 herein may be made available to other state agencies for services  
48 and expenses related to federal homeless grants. The director of the  
49 budget is hereby authorized to transfer appropriation authority  
50 contained herein to any other federal fund in which federal homeless  
51 grants are actually received.

52 For the grant period October 1, 2005 to September 30, 2010 .....  
53 11,000,000 ..... (re. \$8,800,000)

54 For services and expenses related to enforcing the underage drinking  
55 laws program grant.

56 Notwithstanding any inconsistent provision of law, a portion of the  
57 funds hereby appropriated may, subject to the approval of the direc-  
58 tor of the budget, be transferred to state operations in the office

DEPARTMENT OF MENTAL HYGIENE

OFFICE OF ALCOHOLISM AND SUBSTANCE ABUSE SERVICES

STATE OPERATIONS AND AID TO LOCALITIES - REAPPROPRIATIONS 2008-09

1 of alcoholism and substance abuse services consistent with the terms  
 2 of the federal award for administrative and support services,  
 3 including fringe benefits, associated with this grant.  
 4 For the grant period June 1, 2006 to May 31, 2008 .....  
 5 360,000 ..... (re. \$331,000)

6  
 7 By chapter 54, section 1, of the laws of 2005:  
 8 For services and expenses related to homeless grants. Subject to a  
 9 plan approved by the director of the budget, the amount appropriated  
 10 herein may be made available to other state agencies for services  
 11 and expenses related to federal homeless grants. The director of the  
 12 budget is hereby authorized to transfer appropriation authority  
 13 contained herein to any other federal fund in which federal homeless  
 14 grants are actually received.

15 For the grant period October 1, 2004 to September 30, 2009 .....  
 16 11,000,000 ..... (re. \$6,800,000)

17 For services and expenses related to enforcing the underage drinking  
 18 laws program grant.

19 Notwithstanding any inconsistent provision of law, a portion of the  
 20 funds hereby appropriated may, subject to the approval of the direc-  
 21 tor of the budget, be transferred to state operations in the office  
 22 of alcoholism and substance abuse services consistent with the terms  
 23 of the federal award for administrative and support services,  
 24 including fringe benefits, associated with this grant.

25 For the grant period June 1, 2005 to May 31, 2007 .....  
 26 360,000 ..... (re. \$161,000)

27  
 28 By chapter 54, section 1, of the laws of 2004:  
 29 For services and expenses related to homeless grants. Subject to a  
 30 plan approved by the director of the budget, the amount appropriated  
 31 herein may be made available to other state agencies for services  
 32 and expenses related to federal homeless grants. The director of the  
 33 budget is hereby authorized to transfer appropriation authority  
 34 contained herein to any other federal fund in which federal homeless  
 35 grants are actually received.

36 For the grant period October 1, 2003 to September 30, 2008 .....  
 37 11,000,000 ..... (re. \$6,200,000)

38  
 39 By chapter 54, section 1, of the laws of 2003:  
 40 For services and expenses related to homeless grants ... ..  
 41 For the grant period October 1, 1998 to September 30, 2007 .....  
 42 11,000,000 ..... (re. \$7,500,000)

43  
 44 By chapter 54, section 1, of the laws of 2002:  
 45 For services and expenses related to homeless grants ... ..  
 46 For the grant period October 1, 1992 to September 30, 2004 .....  
 47 2,000,000 ..... (re. \$950,000)  
 48 For the grant period October 1, 2000 to September 30, 2006 .....  
 49 9,000,000 ..... (re. \$3,650,00)

50  
51 EXECUTIVE DIRECTION PROGRAM

52  
 53 Special Revenue Funds - Federal / State Operations  
 54 Federal Department of Education Fund - 267

55  
 56 By chapter 54, section 1, of the laws of 2007:  
 57 For services and expenses associated with the administration of the  
 58 federal safe and drug free schools and communities act, including  
 59 fringe benefits, consistent with the terms and conditions of the  
 60 federal award ... 147,000 ..... (re. \$147,000)

DEPARTMENT OF MENTAL HYGIENE

OFFICE OF ALCOHOLISM AND SUBSTANCE ABUSE SERVICES

STATE OPERATIONS AND AID TO LOCALITIES - REAPPROPRIATIONS 2008-09

1 Special Revenue Funds - Federal / State Operations  
 2 Federal Block Grant Fund - 269  
 3  
 4 By chapter 54, section 1, of the laws of 2007:  
 5 For services and expenses associated with administering the substance  
 6 abuse prevention and treatment (SAPT) block grant.  
 7 For grants beginning prior to April 1, 2007:  
 8 Personal service ... 3,578,000 ..... (re. \$3,578,000)  
 9 Nonpersonal service ... 977,000 ..... (re. \$977,000)

10  
 11 Special Revenue Funds - Federal / State Operations  
 12 Federal Operating Grants Fund - 290  
 13 Statewide Data Collection Account  
 14  
 15 By chapter 54, section 1, of the laws of 2007:  
 16 For services and expenses related to the statewide data collection  
 17 program as mandated in the 1988 federal anti-drug abuse act.  
 18 For grants beginning prior to April 1, 2007 .....  
 19 543,000 ..... (re. \$543,000)

20  
 21 INSTITUTIONAL SERVICES PROGRAM  
 22  
 23 Special Revenue Funds - Federal / State Operations  
 24 Federal Block Grant Fund - 269  
 25  
 26 By chapter 54, section 1, of the laws of 2007:  
 27 For services and expenses associated with administering the substance  
 28 abuse prevention and treatment (SAPT) block grant.  
 29 For grants beginning prior to April 1, 2007:  
 30 Personal service ... 865,000 ..... (re. \$865,000)  
 31 Nonpersonal service ... 335,000 ..... (re. \$335,000)  
 32

33 PREVENTION AND PROGRAM SUPPORT  
 34  
 35 Special Revenue Funds - Federal / Aid to Localities  
 36 Federal Health and Human Services Fund - 265  
 37  
 38 By chapter 54, section 1, of the laws of 2007:  
 39 For services and expenses associated with federal grant awards yet to  
 40 be allocated by the U.S. department of education and/or the federal  
 41 department of health and human services. Notwithstanding any  
 42 inconsistent provision of law, the director of the budget is hereby  
 43 authorized to transfer appropriation authority contained herein to  
 44 any other federal fund or program within the office of alcoholism  
 45 and substance abuse services for aid to localities, administrative  
 46 and support services, including fringe benefits, associated with the  
 47 awarded grant.  
 48 For grants beginning prior to April 1, 2007 .....  
 49 5,000,000 ..... (re. \$5,000,000)  
 50

51 By chapter 54, section 1, of the laws of 2006:  
 52 For services and expenses associated with federal grant awards yet to  
 53 be allocated by the U.S. department of education and/or the federal  
 54 department of health and human services. Notwithstanding any incon-  
 55 sistent provision of law, the director of the budget is hereby  
 56 authorized to transfer appropriation authority contained herein to  
 57 any other federal fund or program within the office of alcoholism  
 58 and substance abuse services for aid to localities, administrative  
 59 and support services, including fringe benefits, associated with the  
 60 awarded grant:

DEPARTMENT OF MENTAL HYGIENE

OFFICE OF ALCOHOLISM AND SUBSTANCE ABUSE SERVICES

STATE OPERATIONS AND AID TO LOCALITIES - REAPPROPRIATIONS 2008-09

1 For the grant period July 1, 2005 to September 30, 2007 .....  
2 5,000,000 ..... (re. \$200,000)

3  
4 By chapter 54, section 1, of the laws of 2005:  
5 For services and expenses related to the state incentive program for  
6 New York state grant.  
7 Notwithstanding any inconsistent provision of law, a portion of the  
8 funds hereby appropriated may, subject to approval of the director  
9 of the budget, be transferred to state operations in the office of  
10 alcoholism and substance abuse services consistent with the terms of  
11 the federal award for administrative and support services, including  
12 fringe benefits, associated with this grant:  
13 For the grant period July 15, 2004 to September 30, 2006 .....  
14 750,000 ..... (re. \$492,000)

15  
16 Special Revenue Funds - Federal / Aid to Localities  
17 Federal Department of Education Fund - 267

18  
19 By chapter 54, section 1, of the laws of 2007:  
20 For services and expenses related to prevention from the federal safe  
21 and drug-free schools and communities act consistent with the terms  
22 and conditions of the federal award.  
23 Notwithstanding any provision of law to the contrary, the commissioner  
24 of the office of alcoholism and substance abuse services shall be  
25 authorized to continue contracts which were executed on or before  
26 March 31, 2007 with entities providing services for compulsive  
27 gambling and chemical dependency prevention and treatment services,  
28 without any additional requirements that such contracts be subject  
29 to competitive bidding, a request for proposal process or other  
30 administrative procedures.  
31 For grants beginning on or after April 1, 2007 .....  
32 4,755,000 ..... (re. \$4,755,000)

33  
34 By chapter 54, section 1, of the laws of 2006:  
35 For services and expenses related to prevention from the federal safe  
36 and drug-free schools and communities act consistent with the terms  
37 and conditions of the federal award:  
38 For the grant period from July 1, 2006 to September 30, 2008 .....  
39 5,691,000 ..... (re. \$4,728,000)

40  
41 By chapter 54, section 1, of the laws of 2005:  
42 For services and expenses related to prevention from the federal safe  
43 and drug-free schools and communities act consistent with the terms  
44 and conditions of the federal award:  
45 For the grant period from July 1, 2005 to September 30, 2007 .....  
46 6,515,000 ..... (re. \$160,000)

47  
48 Special Revenue Funds - Federal / Aid to Localities  
49 Federal Block Grant Fund - 269

50  
51 By chapter 54, section 1, of the laws of 2007:  
52 For services and expenses related to prevention, intervention and  
53 treatment programs provided by the substance abuse prevention and  
54 treatment (SAPT) block grant. Notwithstanding any inconsistent  
55 provision of law, moneys hereby appropriated may, subject to the  
56 approval of the director of the budget, be transferred to the  
57 community treatment services program of the office of alcoholism and  
58 substance abuse services.

DEPARTMENT OF MENTAL HYGIENE

OFFICE OF ALCOHOLISM AND SUBSTANCE ABUSE SERVICES

STATE OPERATIONS AND AID TO LOCALITIES - REAPPROPRIATIONS 2008-09

1 Notwithstanding any provision of law to the contrary, the commissioner  
2 of the office of alcoholism and substance abuse services shall be  
3 authorized to continue contracts which were executed on or before  
4 March 31, 2007 with entities providing services for compulsive  
5 gambling and chemical dependency prevention and treatment services,  
6 without any additional requirements that such contracts be subject  
7 to competitive bidding, a request for proposal process or other  
8 administrative procedures.  
9 For grants beginning prior to April 1, 2007 .....  
10 26,100,000 ..... (re. \$26,100,000)  
11 For grants beginning on or after April 1, 2007 .....  
12 2,200,000 ..... (re. \$2,200,000)  
13  
14 By chapter 54, section 1, of the laws of 2006:  
15 For services and expenses related to prevention, intervention and  
16 treatment programs provided by the substance abuse prevention and  
17 treatment (SAPT) block grant. Notwithstanding any inconsistent  
18 provision of law, moneys hereby appropriated may, subject to the  
19 approval of the director of the budget, be transferred to the commu-  
20 nity treatment services program of the office of alcoholism and  
21 substance abuse services:  
22 For the grant period October 1, 2006 to September 30, 2008 .....  
23 2,200,000 ..... (re. \$2,200,000)  
24  
25 Total reappropriations for state operations and aid to  
26 localities ..... 207,575,000  
27 =====  
28  
29

DEPARTMENT OF MENTAL HYGIENE  
 OFFICE OF ALCOHOLISM AND SUBSTANCE ABUSE SERVICES  
 CAPITAL PROJECTS 2008-09

1 For the comprehensive construction programs, purposes and  
 2 projects as herein specified in accordance with the  
 3 following:  
 4

5 Capital Projects Fund .....	9,290,000
6 Mental Hygiene Capital Improvement Fund - 389 .....	112,046,000
7	-----
8 All Funds .....	121,336,000
9	=====
10	
11 ADMINISTRATION PROGRAM (CCP) .....	1,230,000
12	-----
13	
14 Capital Projects Fund	
15 Administration Purpose	
16	
17	
18 For payment of personal service and	
19 nonpersonal service including fringe	
20 benefits related to the administration	
21 of capital projects provided by the	
22 office of alcoholism and substance abuse	
23 services from new and reappropriated	
24 funds (53A10850) .....	1,230,000
25	
26 COMMUNITY ALCOHOLISM AND SUBSTANCE ABUSE FACILITIES (CCP) .	113,356,000
27	-----
28	
29 Capital Projects Fund	
30	
31 Minor Rehabilitation Purpose	
32	
33 For minor alterations and improvements to	
34 various facilities, including the	
35 payment of liabilities incurred prior to	
36 April 1, 2008, provided, however, that	
37 no expenditures may be made from this	
38 appropriation until a comprehensive plan	
39 of projects has been approved by the	
40 director of the budget (53030889) .....	4,810,000
41	
42 Mental Hygiene Capital Improvement Fund - 389	
43	
44 Preservation of Facilities Purpose	
45	
46 For alterations and improvements for pres-	
47 ervation of various facilities including	
48 rehabilitation projects and the acquisi-	
49 tion of property, provided, however,	
50 that no expenditures may be made from	
51 this appropriation until a comprehensive	
52 plan of projects has been approved by	
53 the director of the budget (53030803) ..	42,273,000
54	
55 New Facilities Purpose	
56	
57 For the acquisition of property, design,	
58 construction and extensive rehabili-	
59 tation of facilities for the purpose of	
60 delivering chemical dependence services,	

DEPARTMENT OF MENTAL HYGIENE

OFFICE OF ALCOHOLISM AND SUBSTANCE ABUSE SERVICES

CAPITAL PROJECTS 2008-09

1 pursuant to the mental hygiene law. No  
2 expenditure shall be made from this  
3 appropriation until a spending plan for  
4 proposed projects has been submitted by  
5 the commissioner of the office of alco-  
6 holism and substance abuse services and  
7 approved by the director of the budget  
8 (53AA0807) ..... 66,273,000  
9  
10 DESIGN AND CONSTRUCTION SUPERVISION (CCP) ..... 2,500,000  
11 -----  
12  
13 Capital Projects Fund  
14  
15 Preparation of Plans Purpose  
16  
17 For payment to the design and construction  
18 management account of the centralized  
19 services fund of the New York state  
20 office of general services or to the  
21 dormitory authority of the state of New  
22 York for the purpose of preparation and  
23 review of plans, specifications, esti-  
24 mates, services, construction management  
25 and supervision, inspection, studies,  
26 appraisals, surveys, testing and envi-  
27 ronmental impact statements for new  
28 projects (53A60830) ..... 2,000,000  
29  
30 Mental Hygiene Capital Improvement Fund - 389  
31  
32 Preparation of Plans Purpose  
33  
34 For payment to the design and construction  
35 management account of the centralized  
36 services fund of the New York state  
37 office of general services or to the  
38 dormitory authority of the state of New  
39 York for the purpose of preparation and  
40 review of plans, specifications, esti-  
41 mates, services, construction management  
42 and supervision, inspection, studies,  
43 appraisals, surveys, testing and envi-  
44 ronmental impact statements for new  
45 projects (53060830) ..... 500,000  
46  
47 INSTITUTIONAL SERVICES PROGRAM (CCP) ..... 3,500,000  
48 -----  
49  
50 Capital Projects Fund  
51  
52 Minor Rehabilitation Purpose  
53  
54 For minor alterations and improvements to  
55 various facilities, including the  
56 payment of liabilities incurred prior to  
57 April 1, 2008, provided, however, that  
58 no expenditures may be made from this  
59 appropriation until a comprehensive plan

DEPARTMENT OF MENTAL HYGIENE

OFFICE OF ALCOHOLISM AND SUBSTANCE ABUSE SERVICES

CAPITAL PROJECTS 2008-09

1 of projects has been approved by the  
2 director of the budget (53HD0889) ..... 500,000  
3  
4 Mental Hygiene Capital Improvement Fund - 389  
5  
6 Preservation of Facilities Purpose  
7  
8 For alterations and improvements for pres-  
9 ervation of various facilities including  
10 rehabilitation projects, provided,  
11 however, that no expenditures may be  
12 made from this appropriation until a  
13 comprehensive plan of projects has been  
14 approved by the director of the budget.  
15 This appropriation may be used for the  
16 cost of potential claims against  
17 contracts awarded by the dormitory  
18 authority of the state of New York. Upon  
19 request of the commissioner of the  
20 office of alcoholism and substance abuse  
21 services and approval by the director of  
22 the budget, this appropriation may be  
23 transferred to the dormitory authority  
24 of the state of New York (53A20803) .... 3,000,000  
25  
26 NON-BONDABLE PROJECTS (CCP) ..... 750,000  
27 -----  
28  
29 Capital Projects Fund  
30  
31 Non-Bondable Purpose  
32  
33 For transfer to the Mental Hygiene Capital  
34 Improvement Fund for reimbursement of  
35 the non-bondable cost of community  
36 facilities authorized by appropriations  
37 or reappropriations funded from the  
38 Mental Hygiene Capital Improvement Fund  
39 including liabilities incurred prior to  
40 April 1, 2008 or for payment to the  
41 dormitory authority of the state of New  
42 York for defeasance of bonds. Upon  
43 request of the commissioner of the  
44 office of alcoholism and substance abuse  
45 services and approval by the director of  
46 the budget, this appropriation may be  
47 transferred to the dormitory authority  
48 of the state of New York (53NB08NB) .... 750,000  
49  
50

DEPARTMENT OF MENTAL HYGIENE

OFFICE OF ALCOHOLISM AND SUBSTANCE ABUSE SERVICES

CAPITAL PROJECTS - REAPPROPRIATIONS 2008-09

1 COMMUNITY ALCOHOLISM AND SUBSTANCE ABUSE FACILITIES (CCP)  
2  
3 Capital Projects Fund  
4  
5 Minor Rehabilitation Purpose  
6  
7 By chapter 54, section 1, of the laws of 2007:  
8 For minor alterations and improvements to various facilities,  
9 including the payment of liabilities incurred prior to April 1,  
10 2007, provided, however, that no expenditures may be made from this  
11 appropriation until a comprehensive plan of projects has been  
12 approved by the director of the budget (53030789) .....  
13 4,810,000 ..... (re. \$4,810,000)  
14  
15 By chapter 54, section 1, of the laws of 2006:  
16 For minor alterations and improvements to various facilities, includ-  
17 ing the payment of liabilities incurred prior to April 1, 2006,  
18 provided, however, that no expenditures may be made from this appro-  
19 priation until a comprehensive plan of projects has been approved by  
20 the director of the budget (53030689) .....  
21 4,810,000 ..... (re. \$4,810,000)  
22  
23 By chapter 54, section 1, of the laws of 2005:  
24 For minor alterations and improvements to various facilities, includ-  
25 ing the payment of liabilities incurred prior to April 1, 2005,  
26 provided, however, that no expenditures may be made from this appro-  
27 priation until a comprehensive plan of projects has been approved by  
28 the director of the budget (53030589) .....  
29 5,310,000 ..... (re. \$5,310,000)  
30  
31 By chapter 54, section 1, of the laws of 2004:  
32 For minor alterations and improvements to various facilities, includ-  
33 ing the payment of liabilities incurred prior to April 1, 2004,  
34 provided, however, that no expenditures may be made from this appro-  
35 priation until a comprehensive plan of projects has been approved by  
36 the director of the budget (53030489) .....  
37 5,310,000 ..... (re. \$5,310,000)  
38  
39 By chapter 54, section 1, of the laws of 2003:  
40 For minor alterations and improvements to various facilities, includ-  
41 ing the payment of liabilities incurred prior to April 1, 2003,  
42 provided, however, that no expenditures may be made from this appro-  
43 priation until a comprehensive plan of projects has been approved by  
44 the director of the budget (53030389) .....  
45 5,310,000 ..... (re. \$2,965,000)  
46  
47 By chapter 54, section 1, of the laws of 2001:  
48 For minor alterations and improvements to various facilities, includ-  
49 ing the payment of liabilities incurred prior to April 1, 2001,  
50 provided, however, that no expenditures may be made from this appro-  
51 priation until a comprehensive plan of projects has been approved by  
52 the director of the budget (53030189) .....  
53 3,288,000 ..... (re. \$211,000)  
54

DEPARTMENT OF MENTAL HYGIENE

OFFICE OF ALCOHOLISM AND SUBSTANCE ABUSE SERVICES

CAPITAL PROJECTS - REAPPROPRIATIONS 2008-09

1 Mental Hygiene Capital Improvement Fund - 389  
2  
3 Preservation of Facilities Purpose  
4  
5 By chapter 54, section 1, of the laws of 2007:  
6 For alterations and improvements for preservation of various  
7 facilities including rehabilitation projects and the acquisition of  
8 property, provided, however, that no expenditures may be made from  
9 this appropriation until a comprehensive plan of projects has been  
10 approved by the director of the budget (53030703) .....  
11 27,423,000 ..... (re. \$27,423,000)  
12  
13 By chapter 54, section 1, of the laws of 2006:  
14 For alterations and improvements for preservation of various facili-  
15 ties including rehabilitation projects and the acquisition of prop-  
16 erty, provided, however, that no expenditures may be made from this  
17 appropriation until a comprehensive plan of projects has been  
18 approved by the director of the budget (53030603) .....  
19 17,243,000 ..... (re. \$16,339,000)  
20  
21 By chapter 54, section 1, of the laws of 2005:  
22 For alterations and improvements for preservation of various facili-  
23 ties including rehabilitation projects and the acquisition of prop-  
24 erty, provided, however, that no expenditures may be made from this  
25 appropriation until a comprehensive plan of projects has been  
26 approved by the director of the budget (53030503) .....  
27 13,125,000 ..... (re. \$9,243,000)  
28  
29 By chapter 54, section 1, of the laws of 2004:  
30 For alterations and improvements for preservation of various facili-  
31 ties including rehabilitation projects and the acquisition of prop-  
32 erty, provided, however, that no expenditures may be made from this  
33 appropriation until a comprehensive plan of projects has been  
34 approved by the director of the budget (53030403) .....  
35 13,280,000 ..... (re. \$4,901,000)  
36  
37 By chapter 54, section 1, of the laws of 2003:  
38 For alterations and improvements for preservation of various facili-  
39 ties including rehabilitation projects and the acquisition of prop-  
40 erty, provided, however, that no expenditures may be made from this  
41 appropriation until a comprehensive plan of projects has been  
42 approved by the director of the budget (53030303) .....  
43 13,280,000 ..... (re. \$3,696,000)  
44  
45 By chapter 54, section 1, of the laws of 2001:  
46 For alterations and improvements for preservation of various facili-  
47 ties including rehabilitation projects and the acquisition of prop-  
48 erty, provided, however, that no expenditures may be made from this  
49 appropriation until a comprehensive plan of projects has been  
50 approved by the director of the budget (53030103) .....  
51 10,000,000 ..... (re. \$4,698,000)  
52  
53 By chapter 54, section 1, of the laws of 2000:  
54 For alterations and improvements for preservation of various facili-  
55 ties including rehabilitation projects and the acquisition of prop-  
56 erty, provided, however, that no expenditures may be made from this  
57 appropriation until a comprehensive plan of projects has been  
58 approved by the director of the budget. Upon request of the commis-  
59 sioner of the office of alcoholism and substance abuse services and

DEPARTMENT OF MENTAL HYGIENE

OFFICE OF ALCOHOLISM AND SUBSTANCE ABUSE SERVICES

CAPITAL PROJECTS - REAPPROPRIATIONS 2008-09

1 approval by the director of the budget, this appropriation may be  
2 transferred to the dormitory authority of the state of New York  
3 (53030003) ... 19,100,000 ..... (re. \$6,111,000)  
4

5 New Facilities Purpose  
6

7 By chapter 54, section 1, of the laws of 2007:

8 For the acquisition of property, design, construction and extensive  
9 rehabilitation of facilities for the purpose of delivering chemical  
10 dependence services, pursuant to the mental hygiene law. No  
11 expenditure shall be made from this appropriation until a spending  
12 plan for proposed projects has been submitted by the commissioner of  
13 the office of alcoholism and substance abuse services and approved  
14 by the director of the budget (53AA0707) .....  
15 27,423,000 ..... (re. \$24,073,000)

16 For the acquisition of property, design, construction and  
17 rehabilitation of 100 community residential treatment beds in  
18 Suffolk and Nassau counties, to be developed for operation by  
19 voluntary-operated or local government operated chemical dependency  
20 treatment providers. Notwithstanding any other inconsistent  
21 provision of law, the moneys hereby appropriated may support up to  
22 100 percent of approved capital costs of such chemical dependency  
23 facilities. Notwithstanding any other inconsistent provision of law,  
24 and subject to approval of the director of the budget, funds from  
25 this appropriation may be paid to the dormitory authority of the  
26 state of New York or the office of general services to the design  
27 and construction management account pursuant to one or more  
28 certificates approved by the director of the budget for purposes of  
29 carrying out the projects provided for herein. No expenditure shall  
30 be made from this appropriation until a spending plan for the  
31 proposed projects has been submitted by the commissioner of the  
32 office of alcoholism and substance abuse services and approved by  
33 the director of the budget (53010707) .....  
34 26,600,000 ..... (re. \$26,600,000)

35 For the acquisition of property, design, construction and  
36 rehabilitation of 100 intensive residential and/or community  
37 residential beds for veterans, to be developed for operation by  
38 voluntary-operated or local government operated chemical dependency  
39 treatment providers. Notwithstanding any other inconsistent  
40 provision of law, the moneys hereby appropriated may support up to  
41 100 percent of approved capital costs of such chemical dependency  
42 facilities. Notwithstanding any other inconsistent provision of law,  
43 and subject to approval of the director of the budget, funds from  
44 this appropriation may be paid to the dormitory authority of the  
45 state of New York or the office of general services to the design  
46 and construction management account pursuant to one or more  
47 certificates approved by the director of the budget for purposes of  
48 carrying out the projects provided for herein. No expenditure shall  
49 be made from this appropriation until a spending plan for the  
50 proposed projects has been submitted by the commissioner of the  
51 office of alcoholism and substance abuse services and approved by  
52 the director of the budget (53020707) .....  
53 25,400,000 ..... (re. \$25,400,000)  
54

55 By chapter 54, section 1, of the laws of 2006:

56 For the acquisition of property, design, construction and extensive  
57 rehabilitation of facilities for the purpose of delivering chemical  
58 dependence services, pursuant to the mental hygiene law. No expendi-  
59 ture shall be made from this appropriation until a spending plan for  
60 proposed projects has been submitted by the commissioner of the

DEPARTMENT OF MENTAL HYGIENE

OFFICE OF ALCOHOLISM AND SUBSTANCE ABUSE SERVICES

CAPITAL PROJECTS - REAPPROPRIATIONS 2008-09

1 office of alcoholism and substance abuse services and approved by  
 2 the director of the budget (53AA0607) .....  
 3 17,243,000 ..... (re. \$16,836,000)  
 4 For the acquisition of property design, construction and rehabili-  
 5 tation of 108 beds for adolescents and/or women and their children,  
 6 to be developed for operation by voluntary-operated or local govern-  
 7 ment operated chemical dependency treatment providers. Notwith-  
 8 standing any other inconsistent provision of the law, the moneys  
 9 hereby appropriated may support up to 100 percent of approved capi-  
 10 tal costs of such chemical dependency facilities. Notwithstanding  
 11 any other inconsistent provision of the law, and subject to approval  
 12 of the director of the budget, funds from this appropriation may be  
 13 paid to the dormitory authority of the state of New York or the  
 14 office of general services to the design and construction management  
 15 account pursuant to one or more certificates approved by the direc-  
 16 tor of the budget for purposes of carrying out the projects provided  
 17 for herein. No expenditure shall be made from this appropriation  
 18 until a spending plan for the proposed projects has been submitted  
 19 by the commissioner of the office of alcoholism and substance abuse  
 20 services and approved by the director of the budget (53010607) ...  
 21 24,900,000 ..... (re. \$24,900,000)  
 22

23 By chapter 54, section 1, of the laws of 2005:  
 24 For the acquisition of property, design, construction and extensive  
 25 rehabilitation of facilities for the purpose of delivering chemical  
 26 dependence services, pursuant to the mental hygiene law. No expendi-  
 27 ture shall be made from this appropriation until a spending plan for  
 28 proposed projects has been submitted by the commissioner of the  
 29 office of alcoholism and substance abuse services and approved by  
 30 the director of the budget (53AA0507) .....  
 31 13,125,000 ..... (re. \$12,986,000)  
 32

33 By chapter 54, section 1, of the laws of 2004:  
 34 For the acquisition of property, design, construction and extensive  
 35 rehabilitation of facilities for the purpose of delivering chemical  
 36 dependence services, pursuant to the mental hygiene law. No expendi-  
 37 ture shall be made from this appropriation until a spending plan for  
 38 proposed projects has been submitted by the commissioner of the  
 39 office of alcoholism and substance abuse services and approved by  
 40 the director of the budget (53AA0407) .....  
 41 12,970,000 ..... (re. \$10,983,000)  
 42

43 By chapter 54, section 1, of the laws of 2003:  
 44 For the acquisition of property, design, construction and extensive  
 45 rehabilitation of facilities for the purpose of delivering chemical  
 46 dependence services, pursuant to the mental hygiene law. No expendi-  
 47 ture shall be made from this appropriation until a spending plan for  
 48 proposed projects has been submitted by the commissioner of the  
 49 office of alcoholism and substance abuse services and approved by  
 50 the director of the budget (53AA0307) .....  
 51 12,970,000 ..... (re. \$5,039,000)  
 52

DEPARTMENT OF MENTAL HYGIENE

OFFICE OF ALCOHOLISM AND SUBSTANCE ABUSE SERVICES

CAPITAL PROJECTS - REAPPROPRIATIONS 2008-09

1 DESIGN AND CONSTRUCTION SUPERVISION (CCP)

2

3 Capital Projects Fund

4

5 Preparation of Plans Purpose

6

7 By chapter 54, section 1, of the laws of 2007:

8 For payment to the design and construction management account of the  
9 centralized services fund of the New York state office of general  
10 services or to the dormitory authority of the state of New York for  
11 the purpose of preparation and review of plans, specifications,  
12 estimates, services, construction management and supervision,  
13 inspection, studies, appraisals, surveys, testing and environmental  
14 impact statements for new projects (53A60730) .....  
15 2,000,000 ..... (re. \$2,000,000)

16 For: (1) the payment of all claims for personal injury, death or  
17 property damage for which the New York State Medical Care Facilities  
18 Finance Agency, the facilities development corporation, or the  
19 dormitory authority of the state of New York might be liable  
20 occurring upon, in or about any projects covered by the Agreement of  
21 Lease entered into by the facilities development corporation, the  
22 department of mental hygiene and the New York State Medical Care  
23 Facilities Finance Agency under date of October 1, 1987 as from time  
24 to time amended and supplemented and any and all penalties, costs,  
25 including attorneys' fees, claims, demands and causes of action due  
26 directly or indirectly to the use, disuse, misuse or interest in  
27 such projects; (2) in the case of damage, loss or destruction of any  
28 such project, or any part of any such project, the payment of the  
29 costs of repairing, restoring, rebuilding or replacing the same in  
30 accordance with the obligations of the facilities development  
31 corporation so to do from the proceeds of insurance under the  
32 provisions of paragraph (b) of section 3.04 of the Agreement of  
33 Lease; and (3) payments to the New York State Medical Care  
34 Facilities Finance Agency of moneys at the times and in the amounts  
35 that annual rentals would be due with respect to each project during  
36 such time or times as each such project may be damaged or destroyed  
37 and not available for use by the department of mental hygiene in  
38 accordance with the terms of the Agreement of Lease.

39 Notwithstanding the provisions of any general or special law, the  
40 facilities development corporation may assign to the New York State  
41 Medical Care Facilities Finance Agency all or any portion of the  
42 moneys hereby appropriated for the purposes hereinabove set forth.  
43 Notwithstanding the foregoing, in the event the appropriation is  
44 insufficient to cover the losses, upon notification from the  
45 facilities development corporation, the director of the budget shall  
46 submit a request for additional appropriations to cover the  
47 additional losses. Upon approval by the director of the budget,  
48 funds from this appropriation may be transferred to the office of  
49 mental health and the office of mental retardation and developmental  
50 disabilities for payment to the dormitory authority of the state of  
51 New York for the preparation of plans purpose (53WC0730) .....  
52 2,000,000 ..... (re. \$2,000,000)

53

54 By chapter 54, section 1, of the laws of 2006:

55 For payment to the design and construction management account of the  
56 centralized services fund of the New York state office of general  
57 services or to the dormitory authority of the state of New York for  
58 the purpose of preparation and review of plans, specifications,  
59 estimates, services, construction management and supervision,

DEPARTMENT OF MENTAL HYGIENE

OFFICE OF ALCOHOLISM AND SUBSTANCE ABUSE SERVICES

CAPITAL PROJECTS - REAPPROPRIATIONS 2008-09

1 inspection, studies, appraisals, surveys, testing and environmental  
 2 impact statements for new projects (53A60630) .....  
 3 2,000,000 ..... (re. \$403,000)  
 4

5 Mental Hygiene Capital Improvement Fund - 389

6  
7 Preparation of Plans Purpose

8  
9 By chapter 54, section 1, of the laws of 2007:

10 For payment to the design and construction management account of the  
 11 centralized services fund of the New York state office of general  
 12 services or to the dormitory authority of the state of New York for  
 13 the purpose of preparation and review of plans, specifications,  
 14 estimates, services, construction management and supervision,  
 15 inspection, studies, appraisals, surveys, testing and environmental  
 16 impact statements for new projects (53060730) .....  
 17 500,000 ..... (re. \$500,000)  
 18

19 INSTITUTIONAL SERVICES PROGRAM (CCP)

20  
21 Capital Projects Fund

22  
23 Minor Rehabilitation Purpose

24  
25 By chapter 54, section 1, of the laws of 2007:

26 For minor alterations and improvements to various facilities,  
 27 including the payment of liabilities incurred prior to April 1,  
 28 2007, provided, however, that no expenditures may be made from this  
 29 appropriation until a comprehensive plan of projects has been  
 30 approved by the director of the budget (53HD0789) .....  
 31 500,000 ..... (re. \$500,000)  
 32

33 By chapter 54, section 1, of the laws of 2006:

34 For minor alterations and improvements to various facilities, includ-  
 35 ing the payment of liabilities incurred prior to April 1, 2006,  
 36 provided, however, that no expenditures may be made from this appro-  
 37 priation until a comprehensive plan of projects has been approved by  
 38 the director of the budget (53HD0689) .....  
 39 500,000 ..... (re. \$500,000)  
 40

41 By chapter 54, section 1, of the laws of 2005:

42 For minor alterations and improvements to various facilities, includ-  
 43 ing the payment of liabilities incurred prior to April 1, 2005,  
 44 provided, however, that no expenditures may be made from this appro-  
 45 priation until a comprehensive plan of projects has been approved by  
 46 the director of the budget (53HD0589) .....  
 47 500,000 ..... (re. \$324,000)  
 48

49 By chapter 54, section 1, of the laws of 2004:

50 For minor alterations and improvements to various facilities, includ-  
 51 ing the payment of liabilities incurred prior to April 1, 2004,  
 52 provided, however, that no expenditures may be made from this appro-  
 53 priation until a comprehensive plan of projects has been approved by  
 54 the director of the budget (53HD0489) .....  
 55 500,000 ..... (re. \$421,000)  
 56

57 By chapter 54, section 1, of the laws of 2003:

58 For minor alterations and improvements to various facilities, includ-  
 59 ing the payment of liabilities incurred prior to April 1, 2003,  
 60 provided, however, that no expenditures may be made from this appro-

DEPARTMENT OF MENTAL HYGIENE

OFFICE OF ALCOHOLISM AND SUBSTANCE ABUSE SERVICES

CAPITAL PROJECTS - REAPPROPRIATIONS 2008-09

1        priation until a comprehensive plan of projects has been approved by  
2        the director of the budget (53HD0389) .....  
3        500,000 ..... (re. \$126,000)  
4

5 By chapter 54, section 1, of the laws of 2002:  
6        For minor alterations and improvements to various facilities, includ-  
7        ing the payment of liabilities incurred prior to April 1, 2002,  
8        provided, however, that no expenditures may be made from this appro-  
9        priation until a comprehensive plan of projects has been approved by  
10       the director of the budget (53HD0289) .....  
11       500,000 ..... (re. \$154,000)  
12

13 By chapter 54, section 1, of the laws of 2001:  
14       For minor alterations and improvements to various facilities, includ-  
15       ing the payment of liabilities incurred prior to April 1, 2001,  
16       provided, however, that no expenditures may be made from this appro-  
17       priation until a comprehensive plan of projects has been approved by  
18       the director of the budget (53HD0189) .....  
19       500,000 ..... (re. \$38,000)  
20

21 By chapter 54, section 1, of the laws of 1999:  
22       For minor alterations and improvements to various facilities, includ-  
23       ing the payment of liabilities incurred prior to April 1, 1999,  
24       provided, however, that no expenditures may be made from this appro-  
25       priation until a comprehensive plan of projects has been approved by  
26       the director of the budget (53HD9989) .....  
27       1,000,000 ..... (re. \$409,000)  
28

29 Mental Hygiene Capital Improvement Fund - 389  
30  
31 Preservation of Facilities Purpose  
32

33 By chapter 54, section 1, of the laws of 2007:  
34       For alterations and improvements for preservation of various  
35       facilities including rehabilitation projects, provided, however,  
36       that no expenditures may be made from this appropriation until a  
37       comprehensive plan of projects has been approved by the director of  
38       the budget. This appropriation may be used for the cost of potential  
39       claims against contracts awarded by the dormitory authority of the  
40       state of New York. Upon request of the commissioner of the office of  
41       alcoholism and substance abuse services and approval by the director  
42       of the budget, this appropriation may be transferred to the  
43       dormitory authority of the state of New York (53A20703) .....  
44       1,000,000 ..... (re. \$1,000,000)  
45

46 By chapter 54, section 1, of the laws of 2006:  
47       For alterations and improvements for preservation of various facili-  
48       ties including rehabilitation projects, provided, however, that no  
49       expenditures may be made from this appropriation until a comprehen-  
50       sive plan of projects has been approved by the director of the budg-  
51       et. This appropriation may be used for the cost of potential claims  
52       against contracts awarded by the dormitory authority of the state of  
53       New York. Upon request of the commissioner of the office of alcohol-  
54       ism and substance abuse services and approval by the director of the  
55       budget, this appropriation may be transferred to the dormitory  
56       authority of the state of New York (53A20603) .....  
57       7,800,000 ..... (re. \$7,800,000)  
58

DEPARTMENT OF MENTAL HYGIENE

OFFICE OF ALCOHOLISM AND SUBSTANCE ABUSE SERVICES

CAPITAL PROJECTS - REAPPROPRIATIONS 2008-09

1 By chapter 54, section 1, of the laws of 2005:  
 2 For alterations and improvements for preservation of various facili-  
 3 ties including rehabilitation projects, provided, however, that no  
 4 expenditures may be made from this appropriation until a comprehen-  
 5 sive plan of projects has been approved by the director of the budg-  
 6 et. This appropriation may be used for the cost of potential claims  
 7 against contracts awarded by the dormitory authority of the state of  
 8 New York. Upon request of the commissioner of the office of alcohol-  
 9 ism and substance abuse services and approval by the director of the  
 10 budget, this appropriation may be transferred to the dormitory  
 11 authority of the state of New York (53A20503) .....  
 12 2,700,000 ..... (re. \$2,607,000)  
 13

14 By chapter 54, section 1, of the laws of 2004:  
 15 For alterations and improvements for preservation of various facili-  
 16 ties including rehabilitation projects, provided, however, that no  
 17 expenditures may be made from this appropriation until a comprehen-  
 18 sive plan of projects has been approved by the director of the budg-  
 19 et. This appropriation may be used for the cost of potential claims  
 20 against contracts awarded by the dormitory authority of the state of  
 21 New York or the facilities development corporation. Upon request of  
 22 the commissioner of the office of alcoholism and substance abuse  
 23 services and approval by the director of the budget, this appropri-  
 24 ation may be transferred to the dormitory authority of the state of  
 25 New York (53A20403) ... 1,000,000 ..... (re. \$899,000)  
 26

27 By chapter 54, section 1, of the laws of 2003:  
 28 For alterations and improvements for preservation of various facili-  
 29 ties including rehabilitation projects, provided, however, that no  
 30 expenditures may be made from this appropriation until a comprehen-  
 31 sive plan of projects has been approved by the director of the budg-  
 32 et. This appropriation may be used for the cost of potential claims  
 33 against contracts awarded by the dormitory authority of the state of  
 34 New York or the facilities development corporation. Upon request of  
 35 the commissioner of the office of alcoholism and substance abuse  
 36 services and approval by the director of the budget, this appropri-  
 37 ation may be transferred to the dormitory authority of the state of  
 38 New York (53PR0303) ... 1,000,000 ..... (re. \$1,000,000)  
 39

40 By chapter 54, section 1, of the laws of 2002:  
 41 For alterations and improvements for preservation of various facili-  
 42 ties including rehabilitation projects, provided, however, that no  
 43 expenditures may be made from this appropriation until a comprehen-  
 44 sive plan of projects has been approved by the director of the budg-  
 45 et. This appropriation may be used for the cost of potential claims  
 46 against contracts awarded by the dormitory authority of the state of  
 47 New York or the facilities development corporation. Upon request of  
 48 the commissioner of the office of alcoholism and substance abuse  
 49 services and approval by the director of the budget, this appropri-  
 50 ation may be transferred to the dormitory authority of the state of  
 51 New York (53PR0203) ... 2,000,000 ..... (re. \$1,971,000)  
 52

53 By chapter 54, section 1, of the laws of 2001:  
 54 For alterations and improvements for preservation of various facili-  
 55 ties including rehabilitation projects, provided, however, that no  
 56 expenditures may be made from this appropriation until a comprehen-  
 57 sive plan of projects has been approved by the director of the budg-  
 58 et. This appropriation may be used for the cost of potential claims  
 59 against contracts awarded by the dormitory authority of the state of  
 60 New York or the facilities development corporation. Upon request of

DEPARTMENT OF MENTAL HYGIENE

OFFICE OF ALCOHOLISM AND SUBSTANCE ABUSE SERVICES

CAPITAL PROJECTS - REAPPROPRIATIONS 2008-09

1 the commissioner of the office of alcoholism and substance abuse  
 2 services and approval by the director of the budget, this appropri-  
 3 ation may be transferred to the dormitory authority of the state of  
 4 New York (53PR0103) ... 2,000,000 ..... (re. \$1,339,000)  
 5

6 By chapter 54, section 1, of the laws of 2000:

7 For alterations and improvements for preservation of various facili-  
 8 ties including rehabilitation projects, provided, however, that no  
 9 expenditures may be made from this appropriation until a comprehen-  
 10 sive plan of projects has been approved by the director of the budg-  
 11 et. This appropriation may be used for the cost of potential claims  
 12 against contracts awarded by the dormitory authority of the state of  
 13 New York or the facilities development corporation. Upon request of  
 14 the commissioner of the office of alcoholism and substance abuse  
 15 services and approval by the director of the budget, this appropri-  
 16 ation may be transferred to the dormitory authority of the state of  
 17 New York (53PR0003) ... 1,937,000 ..... (re. \$786,000)  
 18

19 New Facilities Purpose

20  
 21 By chapter 54, section 1, of the laws of 1998:

22 For costs related to the major rehabilitation and/or relocation of  
 23 various state-owned facilities including state-owned facilities  
 24 operated by non-state entities under the jurisdiction of the office  
 25 of alcoholism and substance abuse services including liabilities  
 26 incurred prior to April 1, 1998. Upon request of the commissioner of  
 27 alcoholism and substance abuse services and approval by the director  
 28 of the budget, this appropriation may be transferred to the dormito-  
 29 ry authority of the state of New York (53019807) .....  
 30 3,051,000 ..... (re. \$1,638,000)  
 31  
 32

DEPARTMENT OF MENTAL HYGIENE

OFFICE OF MENTAL HEALTH

STATE OPERATIONS AND AID TO LOCALITIES 2008-09

1 For payment according to the following schedule:

	APPROPRIATIONS	REAPPROPRIATIONS
2		
3		
4		
5	General Fund - State and Local .....	11,145,000
6	Special Revenue Funds - Federal ....	54,593,000
7	Special Revenue Funds - Other .....	0
8	Capital Projects Funds .....	1,349,608,000
9	Enterprise Funds .....	0
10	Internal Service Funds .....	0
11		
12	All Funds .....	1,415,346,000
13		

14

15 AGENCY BUDGET SUMMARY OF NEW APPROPRIATIONS

16	17	18	19	20	21
Fund Type	State Operations	Aid to Localities	Capital Projects	Total	
20	GF-St/Local	0	563,815,000	0	563,815,000
21	SR-Federal	1,358,000	44,626,000	0	45,984,000
22	SR-Other	1,923,385,000	693,006,000	0	2,616,391,000
23	Cap Proj	0	0	446,822,000	446,822,000
24	Enterprise	8,514,000	0	0	8,514,000
25	Internal Srv	2,620,000	0	0	2,620,000
26					
27	All Funds	1,935,877,000	1,301,447,000	446,822,000	3,684,146,000
28					

29

30 SCHEDULE

32	ADMINISTRATION AND FINANCE PROGRAM .....	113,145,000
33		
34		
35	Special Revenue Funds - Federal / State Operations	
36	Federal Health and Human Services Fund - 265	
37		
38	Personal service .....	814,000
39	Nonpersonal service .....	178,000
40	Fringe benefits .....	366,000
41		
42	Program fund subtotal .....	1,358,000
43		
44		
45	Special Revenue Funds - Other / State Operations	
46	Mental Hygiene Gifts and Donations Fund - 019	
47	Office of Mental Health Gifts and Donations Account	
48		
49	For nonpersonal service expenditures to	
50	benefit patients or for other purposes	
51	from investment income, private donations	
52	and other contributions.	
53		
54	NONPERSONAL SERVICE	
55		
56	Supplies and materials .....	200,000
57	Travel .....	35,000
58	Contractual services .....	125,000

DEPARTMENT OF MENTAL HYGIENE

OFFICE OF MENTAL HEALTH

STATE OPERATIONS AND AID TO LOCALITIES 2008-09

1 Equipment ..... 140,000  
 2 -----  
 3 Program account subtotal ..... 500,000  
 4 -----

5  
 6 Special Revenue Funds - Other / State Operations  
 7 Combined Gifts, Grants and Bequests Fund - 020  
 8 Office of Mental Health Grants and Bequests Account  
 9

10 For nonpersonal service expenditures to  
 11 benefit patients from bequests from  
 12 patients' families.

13  
 14 NONPERSONAL SERVICE

15  
 16 Supplies and materials ..... 70,000  
 17 -----  
 18 Program account subtotal ..... 70,000  
 19 -----

20  
 21 Special Revenue Fund - Other / State Operations  
 22 Miscellaneous Special Revenue Fund - 339  
 23 Cook/Chill Account  
 24

25 For services and expenses related to the  
 26 operation of the cook/chill production  
 27 center at the Rockland psychiatric center.  
 28

29 NONPERSONAL SERVICE

30  
 31 Supplies and materials ..... 1,650,000  
 32 Contractual services ..... 1,650,000  
 33 -----  
 34 Program account subtotal ..... 3,300,000  
 35 -----

36  
 37 Special Revenue Funds - Other / State Operations  
 38 Miscellaneous Special Revenue Fund - 339  
 39 Mental Hygiene Program Fund Account  
 40

41 Notwithstanding any other provision of law,  
 42 the money hereby appropriated may be  
 43 increased or decreased by interchange,  
 44 with any appropriation of the office of  
 45 mental health, and may be increased or  
 46 decreased by transfer or suballocation  
 47 between these appropriated amounts and  
 48 appropriations of the department of  
 49 health, the office of medicaid inspector  
 50 general, the office of mental retardation  
 51 and developmental disabilities, and the  
 52 office of alcoholism and substance abuse  
 53 services with the approval of the director  
 54 of the budget who shall file such approval  
 55 with the department of audit and control  
 56 and copies thereof with the chairman of  
 57 the senate finance committee and the  
 58 chairman of the assembly ways and means  
 59 committee. Of this appropriation, up to  
 60 \$6,000,000 is made available for liabil-

## DEPARTMENT OF MENTAL HYGIENE

## OFFICE OF MENTAL HEALTH

STATE OPERATIONS AND AID TO LOCALITIES 2008-09

1 ities incurred prior to April 1, 2008.  
 2 The state comptroller is hereby authorized  
 3 and directed to loan money in accordance  
 4 with the provisions set forth in subdivi-  
 5 sion 5 of section 4 of the state finance  
 6 law to the mental hygiene program fund  
 7 account.

8

9

## PERSONAL SERVICE

10

11 Personal service--regular .....	45,777,000
12 Temporary service .....	1,111,000
13 Holiday/overtime compensation .....	375,000

14

15 Amount available for personal service ....	47,263,000
---	------------

16

17

18

## NONPERSONAL SERVICE

19

20 Supplies and materials .....	1,631,000
21 Travel .....	1,634,000
22 Contractual services .....	21,673,000
23 Equipment .....	3,191,000
24 Fringe benefits .....	21,391,000

25

26 Amount available for nonpersonal service .	49,520,000
---	------------

27

28 Program account subtotal .....	96,783,000
-----------------------------------	------------

29

30

31 Enterprise Funds / State Operations  
 32 Mental Health Sheltered Workshop Account - 351

33

34

## PERSONAL SERVICE

35

36 Temporary service .....	2,045,000
----------------------------	-----------

37

38

39

## NONPERSONAL SERVICE

40

41 Supplies and materials .....	757,000
42 Travel .....	123,000
43 Contractual services .....	2,657,000
44 Equipment .....	257,000

45

46 Amount available for nonpersonal service .	3,794,000
---	-----------

47

48 Program account subtotal .....	5,839,000
-----------------------------------	-----------

49

50

51 Enterprise Funds / State Operations  
 52 Mental Hygiene Community Stores Account - 353

53

54

## PERSONAL SERVICE

55

56 Personal service--regular .....	561,000
------------------------------------	---------

57

58

DEPARTMENT OF MENTAL HYGIENE

OFFICE OF MENTAL HEALTH

STATE OPERATIONS AND AID TO LOCALITIES 2008-09

1	NONPERSONAL SERVICE	
2		
3	Supplies and materials .....	1,679,000
4	Equipment .....	154,000
5	Fringe benefits .....	281,000
6		-----
7	Amount available for nonpersonal service .	2,114,000
8		-----
9	Program account subtotal .....	2,675,000
10		-----
11		
12	Internal Service Funds / State Operations	
13	Mental Hygiene Revolving Account - 343	
14		
15	PERSONAL SERVICE	
16		
17	Personal service--regular .....	1,012,000
18		-----
19		
20	NONPERSONAL SERVICE	
21		
22	Supplies and materials .....	461,000
23	Travel .....	7,000
24	Contractual services .....	388,000
25	Equipment .....	236,000
26	Fringe benefits .....	516,000
27		-----
28	Amount available for nonpersonal service .	1,608,000
29		-----
30	Program account subtotal .....	2,620,000
31		-----
32		
33	ADULT SERVICES PROGRAM .....	2,353,829,000
34		-----
35		
36	General Fund / Aid to Localities	
37	Local Assistance Account - 001	
38		
39	For services and expenses of various adult	
40	community mental health services, includ-	
41	ing transfer to the department of health	
42	to reimburse the department for the state	
43	share of medical assistance for various	
44	community mental health services.	
45	Notwithstanding any inconsistent provision	
46	of law, the amount hereby appropriated may	
47	be available for the designated purpose,	
48	less the amount, as certified by the	
49	director of the budget, of any transfers	
50	from the general fund to the tobacco	
51	control and insurance initiatives pool	
52	established pursuant to section 2807-v of	
53	the public health law, to reflect the	
54	state savings attributable to this program	
55	resulting from an increase in the federal	
56	medical assistance percentage available to	
57	the state pursuant to the applicable	
58	provisions of the federal social security	
59	act.	

## DEPARTMENT OF MENTAL HYGIENE

## OFFICE OF MENTAL HEALTH

STATE OPERATIONS AND AID TO LOCALITIES 2008-09

1 For payment of state financial assistance,  
2 net of disallowances, for community mental  
3 health programs pursuant to article 41 and  
4 other provisions of the mental hygiene  
5 law. The moneys hereby appropriated for  
6 allocation to local governments and volun-  
7 tary agencies for services are available  
8 to reimburse or advance funds to local  
9 governments and voluntary agencies for  
10 expenditures made or to be made during  
11 local program years commencing January 1,  
12 2008 or July 1, 2008 and for advances for  
13 the period beginning January 1, 2009 for  
14 local governments and voluntary agencies  
15 with program years beginning January 1.

16 Notwithstanding any other provision of law,  
17 and except for transfers to the department  
18 of health to reimburse the department for  
19 the state share of medical assistance  
20 payments and as modified below, this  
21 appropriation shall be available for obli-  
22 gations for the period commencing July 1,  
23 2008 and ending June 30, 2009 and shall be  
24 available for expenditure from July 1,  
25 2008 through September 15, 2009.

26 An amount of this appropriation shall be  
27 available for the development of a demon-  
28 stration program pursuant to section 41.35  
29 of the mental hygiene law, and notwith-  
30 standing the provisions of any other law  
31 to the contrary, for the purpose of test-  
32 ing and evaluating new methods or arrange-  
33 ments for organizing, financing, staffing  
34 and providing services for persons with  
35 serious mental illness, in one or more of  
36 Chautauqua, Erie, Genesee, Monroe, Onon-  
37 daga and Wyoming counties.

38 Notwithstanding any provision of law to the  
39 contrary, an amount of this appropriation  
40 shall be available for expenditure,  
41 including transfer to the department of  
42 health to reimburse the department for the  
43 state share of medical assistance payments  
44 for various community mental health  
45 services, in accordance with the  
46 provisions of part C of chapter 57 of the  
47 laws of 2006, for those programs eligible  
48 under paragraph (i) of subdivision 4 of  
49 section 1 of such part.

50 The office shall establish minimum regional  
51 comprehensive outpatient provider supple-  
52 mental payment rates for services provided  
53 by clinics licensed solely under article  
54 31 of the mental hygiene law. The office  
55 shall adjust comprehensive outpatient pro-  
56 vider rates paid to all clinics licensed  
57 under article 31 of the mental hygiene law  
58 which may be based upon volume of services

DEPARTMENT OF MENTAL HYGIENE

OFFICE OF MENTAL HEALTH

STATE OPERATIONS AND AID TO LOCALITIES 2008-09

1 provided in the latest prior year. Such  
2 rates shall be based on regulations to be  
3 promulgated by the agency.

4 Notwithstanding any provision of law to the  
5 contrary, the commissioner of the office  
6 of mental health shall be authorized to  
7 continue contracts which were executed on  
8 or before March 31, 2008 with entities  
9 providing services to persons with mental  
10 illness, without any additional require-  
11 ments that such contracts be subject to  
12 competitive bidding, a request for  
13 proposals process or other administrative  
14 procedures.

15 No expenditures shall be made for such  
16 program prior to the approval of a method-  
17 ology for allocation in accordance with a  
18 plan approved by the commissioner and the  
19 director of the budget with copies to be  
20 filed with the chairpersons of the senate  
21 finance committee and assembly ways and  
22 means committee. Furthermore, no expendi-  
23 ture shall be made until a certificate of  
24 allocation has been approved by the direc-  
25 tor of the budget with copies to be filed  
26 with the chairpersons of the senate  
27 finance committee and the assembly ways  
28 and means committee. The state comptroller  
29 is hereby authorized to receive funds from  
30 the office of mental health that were  
31 returned from providers in the current  
32 fiscal year in respect of a settlement of  
33 local assistance funds from prior fiscal  
34 years, and is authorized to refund such  
35 moneys to the credit of the local assist-  
36 ance account of the general fund for the  
37 purpose of reimbursing the 2008-09 appro-  
38 priation.

39 Funds appropriated herein shall be available  
40 in accordance with the following, and, may  
41 be transferred within the office, to other  
42 state agencies, authorities, funds, or  
43 accounts for expenditures incurred in the  
44 operation of such programs:

45 For services and expenses of various commu-  
46 nity mental health non-residential  
47 programs, pursuant to article 41 of the  
48 mental hygiene law, including but not  
49 limited to sections 41.13, 41.18, 41.23,  
50 and 41.47 ..... 69,224,000

51 For services and expenses of various commu-  
52 nity mental health emergency programs,  
53 including comprehensive psychiatric emer-  
54 gency programs pursuant to section 41.51  
55 of the mental hygiene law ..... 6,817,000

56 For transfer to the department of health to  
57 reimburse the department for the state  
58 share of medical assistance payments for  
59 various mental health services. Notwith-  
60 standing any inconsistent provision of

DEPARTMENT OF MENTAL HYGIENE

OFFICE OF MENTAL HEALTH

STATE OPERATIONS AND AID TO LOCALITIES 2008-09

1 law, a portion of the money herein appro-  
 2 priated may be made available for transfer  
 3 to the department of health for the state  
 4 share of disproportionate share payments  
 5 to voluntary nonprofit general hospitals  
 6 pursuant to chapter 119 of the laws of  
 7 1997 as amended. Notwithstanding any  
 8 inconsistent provision of law, an amount  
 9 up to \$600,000 of this appropriation may  
 10 be available for transfer to the depart-  
 11 ment of health to reimburse the department  
 12 for the state share of medical assistance  
 13 payments related to certain hospitals with  
 14 an increase in psychiatric inpatient  
 15 volume of 5 percent or more during their  
 16 participation in the alternate rate meth-  
 17 odology (ARMS) through 1993 ..... 314,967,000  
 18 -----  
 19 Program account subtotal ..... 391,008,000  
 20 -----

21  
 22 Special Revenue Funds - Federal / Aid to Localities  
 23 Federal Health and Human Services Fund - 265  
 24

25 For programs to assist and transition from  
 26 homelessness (PATH) grants. Notwithstand-  
 27 ing any inconsistent provision of law, a  
 28 portion of this appropriation, consistent  
 29 with the terms and conditions of the PATH  
 30 grant, may be transferred to other  
 31 programs within the office of mental  
 32 health for aid to localities, administra-  
 33 tive and support services, including  
 34 fringe benefits, associated with the  
 35 grant ..... 4,287,000

36 For services and expenses related to adult  
 37 mental health services funded by the  
 38 community mental health services block  
 39 grant. Notwithstanding any inconsistent  
 40 provision of law, a portion of this appro-  
 41 priation, consistent with the terms and  
 42 conditions of the block grant, may be  
 43 transferred to other programs within the  
 44 office of mental health for aid to locali-  
 45 ties, administrative and support services,  
 46 including fringe benefits, associated with  
 47 the federal block grant ..... 24,077,000

48 For services and expenses associated with  
 49 federal grant awards yet to be allocated  
 50 by the federal department of health and  
 51 human services. Notwithstanding any incon-  
 52 sistent provision of law, the director of  
 53 the budget is hereby authorized to trans-  
 54 fer appropriation authority contained  
 55 herein to any other federal fund or  
 56 program within the office of mental health  
 57 services for aid to localities, adminis-  
 58 trative and support services, including  
 59 fringe benefits, associated with the  
 60 awarded grant ..... 1,200,000

DEPARTMENT OF MENTAL HYGIENE

OFFICE OF MENTAL HEALTH

STATE OPERATIONS AND AID TO LOCALITIES 2008-09

1 For services and expenses related to home-  
 2 less and shelter plus care grants. Subject  
 3 to a plan approved by the director of the  
 4 budget, the amount appropriated herein may  
 5 be made available to other state agencies  
 6 for services and expenses related to  
 7 federal homeless and shelter plus care  
 8 grants ..... 8,000,000  
 9 -----  
 10 Program fund subtotal ..... 37,564,000  
 11 -----

12  
 13 Special Revenue Fund - Other / State Operations  
 14 Miscellaneous Special Revenue Fund - 339  
 15 Mental Hygiene Patient Income Account  
 16

17 Notwithstanding any inconsistent provision  
 18 of law, the amount hereby appropriated may  
 19 be available for the designated purpose,  
 20 including for the implementation of the  
 21 sex offender management and treatment act,  
 22 chapter 7 of the laws of 2007, making as  
 23 much funds as are necessary available for  
 24 transfer to the office of mental retarda-  
 25 tion and developmental disabilities to  
 26 implement chapter 7 of the laws of 2007.  
 27 The state comptroller is hereby authorized  
 28 and directed to loan money in accordance  
 29 with the provisions set forth in sub-  
 30 division 5 of section 4 of the state  
 31 finance law to the mental hygiene patient  
 32 income account.  
 33  
 34

PERSONAL SERVICE

35  
 36  
 37 Personal service--regular ..... 524,260,000  
 38 Temporary service ..... 4,000,000  
 39 Holiday/overtime compensation ..... 26,000,000  
 40 -----  
 41 Amount available for personal service .... 554,260,000  
 42 -----

NONPERSONAL SERVICE

43  
 44  
 45  
 46 Fringe benefits ..... 252,468,000  
 47 -----  
 48 Program account subtotal ..... 806,728,000  
 49 -----

50  
 51 Special Revenue Funds - Other / State Operations  
 52 Miscellaneous Special Revenue Fund - 339  
 53 Mental Hygiene Program Fund Account  
 54

55 Notwithstanding any inconsistent provision  
 56 of law, the amount hereby appropriated may  
 57 be available for the designated purpose,  
 58 including for the implementation of the  
 59 sex offender management and treatment act,  
 60 chapter 7 of the laws of 2007, making as

## DEPARTMENT OF MENTAL HYGIENE

## OFFICE OF MENTAL HEALTH

## STATE OPERATIONS AND AID TO LOCALITIES 2008-09

1 much funds as are necessary available for  
 2 transfer to the office of mental retarda-  
 3 tion and developmental disabilities to  
 4 implement chapter 7 of the laws of 2007.  
 5 Of this appropriation, up to \$37,000,000  
 6 is made available for liabilities incurred  
 7 prior to April 1, 2008. The state comp-  
 8 troller is hereby authorized and directed  
 9 to loan money in accordance with the  
 10 provisions set forth in subdivision 5 of  
 11 section 4 of the state finance law to the  
 12 mental hygiene program fund account.

## PERSONAL SERVICE

13  
 14  
 15  
 16 Personal service--regular ..... 171,375,000  
 17 Temporary service ..... 957,000  
 18 Holiday/overtime compensation ..... 12,928,000  
 19 -----  
 20 Amount available for personal service .... 185,260,000  
 21 -----

## NONPERSONAL SERVICE

22  
 23  
 24  
 25 Supplies and materials ..... 113,835,000  
 26 Travel ..... 4,288,000  
 27 Contractual services ..... 111,592,000  
 28 Equipment ..... 4,656,000  
 29 Fringe benefits ..... 82,108,000  
 30 -----  
 31 Amount available for nonpersonal service . 316,479,000  
 32 -----

## MAINTENANCE UNDISTRIBUTED

33  
 34  
 35  
 36 For transfer to the department of health  
 37 medical assistance local assistance pro-  
 38 gram for payments for outside hospital  
 39 care ..... 3,165,000  
 40 -----  
 41 Program account subtotal ..... 504,904,000  
 42 -----

43  
 44 Special Revenue Funds - Other / Aid to Localities  
 45 Miscellaneous Special Revenue Fund - 339  
 46 Mental Hygiene Program Fund Account  
 47

48 The state comptroller is hereby authorized  
 49 and directed to loan money in accordance  
 50 with the provisions set forth in  
 51 subdivision 5 of section 4 of the state  
 52 finance law to the mental hygiene program  
 53 fund account.

54 Notwithstanding any inconsistent provision  
 55 of law, the amount hereby appropriated may  
 56 be available for the designated purpose,  
 57 less the amount, as certified by the  
 58 director of the budget, of any transfers  
 59 from the mental hygiene program fund ac-  
 60 count to the tobacco control and insurance

## DEPARTMENT OF MENTAL HYGIENE

## OFFICE OF MENTAL HEALTH

## STATE OPERATIONS AND AID TO LOCALITIES 2008-09

1 initiatives pool established pursuant to  
2 section 2807-v of the public health law,  
3 to reflect the state savings attributable  
4 to this program resulting from an increase  
5 in the federal medical assistance percent-  
6 tage available to the state pursuant to  
7 the applicable provisions of the federal  
8 social security act.  
9 For payment of state financial assistance,  
10 net of disallowances, for community mental  
11 health programs pursuant to article 41 and  
12 other provisions of the mental hygiene  
13 law. The moneys hereby appropriated for  
14 allocation to local governments and volun-  
15 tary agencies for services are available  
16 to reimburse or advance funds to local  
17 governments and voluntary agencies for  
18 expenditures made or to be made during  
19 local program years commencing January 1,  
20 2008 or July 1, 2008 and for advances for  
21 the period beginning January 1, 2009 for  
22 local governments and voluntary agencies  
23 with program years beginning January 1.  
24 Notwithstanding any other provision of law,  
25 and except for transfers to the department  
26 of health to reimburse the department for  
27 the state share of medical assistance  
28 payments and as modified below, this  
29 appropriation shall be available for obli-  
30 gations for the period commencing July 1,  
31 2008 and ending June 30, 2009 and shall be  
32 available for expenditure from July 1,  
33 2008 through September 15, 2009.  
34 An amount of this appropriation shall be  
35 available for the development of a demon-  
36 stration program pursuant to section 41.35  
37 of the mental hygiene law, and notwith-  
38 standing the provisions of any other law  
39 to the contrary, for the purpose of test-  
40 ing and evaluating new methods or arrange-  
41 ments for organizing, financing, staffing  
42 and providing services for persons with  
43 serious mental illness, in one or more of  
44 Chautauqua, Erie, Genesee, Monroe, Onon-  
45 daga and Wyoming counties.  
46 Notwithstanding any provision of law to the  
47 contrary, an amount of this appropriation  
48 shall be available for expenditure,  
49 for various community mental health  
50 services, in accordance with the  
51 provisions of part C of chapter 57 of the  
52 laws of 2006, for those programs eligible  
53 under paragraph (i) of subdivision 4 of  
54 section 1 of such part.  
55 Notwithstanding any provision of law to the  
56 contrary, the commissioner of the office  
57 of mental health shall be authorized to  
58 continue contracts which were executed on  
59 or before March 31, 2008 with entities  
60 providing services to persons with mental

DEPARTMENT OF MENTAL HYGIENE

OFFICE OF MENTAL HEALTH

STATE OPERATIONS AND AID TO LOCALITIES 2008-09

1 illness, without any additional require-  
2 ments that such contracts be subject to  
3 competitive bidding, a request for  
4 proposals process or other administrative  
5 procedures.  
6 No expenditures shall be made for such  
7 program prior to the approval of a method-  
8 ology for allocation in accordance with a  
9 plan approved by the commissioner and the  
10 director of the budget with copies to be  
11 filed with the chairpersons of the senate  
12 finance committee and assembly ways and  
13 means committee. Furthermore, no expendi-  
14 ture shall be made until a certificate of  
15 allocation has been approved by the direc-  
16 tor of the budget with copies to be filed  
17 with the chairpersons of the senate  
18 finance committee and the assembly ways  
19 and means committee. The state comptroller  
20 is hereby authorized to receive funds from  
21 the office of mental health that were  
22 returned from providers in the current  
23 fiscal year in respect of a settlement of  
24 local assistance funds from prior fiscal  
25 years, and is authorized to refund such  
26 moneys to the credit of the mental hygiene  
27 program fund account for the purpose of  
28 reimbursing the 2008-09 appropriation.  
29 Funds appropriated herein shall be available  
30 in accordance with the following, and, may  
31 be transferred within the office, to other  
32 state agencies, authorities, funds or  
33 accounts for expenditures incurred in the  
34 operation of such programs:  
35 During fiscal year 2008-09, the state comp-  
36 troller, with the approval of the director  
37 of the budget, shall assign any obliga-  
38 tions otherwise payable in the April to  
39 June 2008 period for general or hcra re-  
40 sources fund obligations to the mental  
41 hygiene program fund account, as deter-  
42 mined by the director of the budget  
43 pursuant to the mental hygiene appropria-  
44 tion restructuring initiative, in order to  
45 maintain the continuity of obligations for  
46 the period commencing July 1, 2007 and  
47 ending June 30, 2008 and shall be avail-  
48 able for expenditure from July 1, 2007  
49 through September 15, 2008 ..... 130,000,000  
50 For services and expenses of various commu-  
51 nity mental health non-residential  
52 programs, pursuant to article 41 of the  
53 mental hygiene law, including but not  
54 limited to sections 41.13, 41.18, 41.23,  
55 and 41.47. An amount from this appropria-  
56 tion when combined with the appropriation  
57 for the miscellaneous special revenue fund  
58 - 339 medication reimbursement account  
59 shall provide up to \$15,000,000 for grants  
60 to the counties and city of New York to

## DEPARTMENT OF MENTAL HYGIENE

## OFFICE OF MENTAL HEALTH

## STATE OPERATIONS AND AID TO LOCALITIES 2008-09

1	provide medication, and other services	
2	necessary to prescribe and administer	
3	medication pursuant to a plan approved by	
4	the commissioner of mental health, as	
5	authorized under chapter 408 of the laws	
6	of 1999 as amended .....	165,973,000
7	For services and expenses of various commu-	
8	nity mental health residential programs,	
9	including but not limited to community	
10	residences pursuant to sections 41.44 and	
11	41.38 of the mental hygiene law. Notwith-	
12	standing the provisions of section 31.03	
13	of the mental hygiene law and any other	
14	inconsistent provision of law, moneys	
15	appropriated for family care shall be	
16	available for, but not limited to, the	
17	purchase of substitute caretakers up to a	
18	maximum of 14 days and payments limited to	
19	\$686 per year based upon financial need	
20	for the personal needs of each client	
21	residing in the family care home .....	309,917,000
22		-----
23	Program account subtotal .....	605,890,000
24		-----
25		
26	Special Revenue Funds - Other / Aid to Localities	
27	Miscellaneous Special Revenue Fund - 339	
28	Medication Reimbursement Account	
29		
30	For services and expenses related to adult	
31	mental health services, including assisted	
32	outpatient treatment pursuant to article 9	
33	and other provisions of the mental hygiene	
34	law. Notwithstanding any other provision	
35	of law, this appropriation may be made	
36	available upon the approval of the direc-	
37	tor of the budget .....	7,735,000
38		-----
39	Program account subtotal .....	7,735,000
40		-----
41		
42	CHILDREN AND YOUTH SERVICES PROGRAM .....	457,406,000
43		-----
44		
45	General Fund / Aid to Localities	
46	Local Assistance Account - 001	
47		
48	For services and expenses of various chil-	
49	dren and families community mental health	
50	services, including transfer to the	
51	department of health to reimburse the	
52	department for the state share of medical	
53	assistance for various community mental	
54	health services. Notwithstanding any	
55	inconsistent provision of law, the amount	
56	hereby appropriated may be available for	
57	the designated purpose, less the amount,	
58	as certified by the director of the budg-	
59	et, of any transfers from the general fund	
60	to the tobacco control and insurance	

## DEPARTMENT OF MENTAL HYGIENE

## OFFICE OF MENTAL HEALTH

## STATE OPERATIONS AND AID TO LOCALITIES 2008-09

1 initiatives pool established pursuant to  
2 section 2807-v of the public health law,  
3 to reflect the state savings attributable  
4 to this program resulting from an increase  
5 in the federal medical assistance percent-  
6 age available to the state pursuant to the  
7 applicable provisions of the federal  
8 social security act. This appropriation  
9 anticipates the transfer of funds from the  
10 state education department to the office  
11 of mental health of tuition funds advanced  
12 in previous years and reimbursed by the  
13 child's school district of origin to the  
14 state of New York pursuant to chapter 810  
15 of the laws of 1986 and applicable  
16 provisions of the education law.

17 For payment of state financial assistance,  
18 net of disallowances, for community mental  
19 health programs pursuant to article 41 and  
20 other provisions of the mental hygiene  
21 law. The moneys hereby appropriated for  
22 allocation to local governments and volun-  
23 tary agencies for services are available  
24 to reimburse or advance funds to local  
25 governments and voluntary agencies for  
26 expenditures made or to be made during  
27 local program years commencing January 1,  
28 2008 or July 1, 2008 and for advances for  
29 the period beginning January 1, 2009 for  
30 local governments and voluntary agencies  
31 with program years beginning January 1.

32 Notwithstanding any other provision of law,  
33 and except for transfers to the department  
34 of health to reimburse the department for  
35 the state share of medical assistance  
36 payments and as modified below, this  
37 appropriation shall be available for obli-  
38 gations for the period commencing July 1,  
39 2008 and ending June 30, 2009 and shall be  
40 available for expenditure from July 1,  
41 2008 through September 15, 2009.

42 Notwithstanding any provision of law to the  
43 contrary, an amount of this appropriation  
44 shall be available for expenditure,  
45 including transfer to the department of  
46 health to reimburse the department for the  
47 state share of medical assistance payments  
48 for various community mental health  
49 services, in accordance with the  
50 provisions of part C of chapter 57 of the  
51 laws of 2006, for those programs eligible  
52 under paragraph (i) of subdivision 4 of  
53 section 1 of such part.

54 The office shall establish minimum regional  
55 comprehensive outpatient provider supple-  
56 mental payment rates for services provided  
57 by clinics licensed solely under article  
58 31 of the mental hygiene law. The office  
59 shall adjust comprehensive outpatient pro-  
60 vider rates paid to all clinics licensed

DEPARTMENT OF MENTAL HYGIENE

OFFICE OF MENTAL HEALTH

STATE OPERATIONS AND AID TO LOCALITIES 2008-09

1 under article 31 of the mental hygiene  
2 law which may be based upon volume of  
3 services provided in the latest prior  
4 year. Such rates shall be based on regula-  
5 tions to be promulgated by the agency.

6 Notwithstanding any provision of law to the  
7 contrary, the commissioner of the office  
8 of mental health shall be authorized to  
9 continue contracts which were executed on  
10 or before March 31, 2008 with entities  
11 providing services to persons with mental  
12 illness, without any additional require-  
13 ments that such contracts be subject to  
14 competitive bidding, a request for  
15 proposals process or other administrative  
16 procedures.

17 No expenditures shall be made for such  
18 program prior to the approval of a method-  
19 ology for allocation in accordance with a  
20 plan approved by the commissioner and the  
21 director of the budget with copies to be  
22 filed with the chairpersons of the senate  
23 finance committee and assembly ways and  
24 means committee. Furthermore, no expendi-  
25 ture shall be made until a certificate of  
26 allocation has been approved by the direc-  
27 tor of the budget with copies to be filed  
28 with the chairpersons of the senate  
29 finance committee and the assembly ways  
30 and means committee. The state comptroller  
31 is hereby authorized to receive funds from  
32 the office of mental health that were  
33 returned from providers in the current  
34 fiscal year in respect of a settlement of  
35 local assistance funds from prior fiscal  
36 years, and is authorized to refund such  
37 moneys to the credit of the local assist-  
38 ance account of the general fund for the  
39 purpose of reimbursing the 2008-09 appro-  
40 priation.

41 Funds appropriated herein shall be available  
42 in accordance with the following, and, may  
43 be transferred within the office, to other  
44 state agencies, authorities, funds or  
45 accounts for expenditures incurred in the  
46 operation of such programs:

47 For services and expenses of various commu-  
48 nity mental health non-residential  
49 programs, pursuant to article 41 of the  
50 mental hygiene law, including but not  
51 limited to sections 41.13, 41.18, and  
52 41.23 ..... 33,525,000

53 For services and expenses of various commu-  
54 nity mental health emergency programs .... 2,029,000

55 For transfer to the department of health to  
56 reimburse the department for the state  
57 share of medical assistance payments for  
58 various mental health services. Notwith-  
59 standing any inconsistent provision of  
60 law, a portion of the money herein appro-

DEPARTMENT OF MENTAL HYGIENE

OFFICE OF MENTAL HEALTH

STATE OPERATIONS AND AID TO LOCALITIES 2008-09

1 priated may be made available for transfer  
 2 to the department of health for the state  
 3 share of disproportionate share payments  
 4 to voluntary nonprofit general hospitals  
 5 pursuant to chapter 119 of the laws of  
 6 1997 as amended ..... 137,253,000  
 7 -----  
 8 Program account subtotal ..... 172,807,000  
 9 -----

10  
 11 Special Revenue Funds - Federal / Aid to Localities  
 12 Federal Health and Human Services Fund - 265  
 13

14 For services and expenses related to chil-  
 15 dren's mental health services funded by  
 16 the community mental health services block  
 17 grant. Notwithstanding any inconsistent  
 18 provision of law, a portion of this appro-  
 19 priation, consistent with the terms and  
 20 conditions of the block grant, may be  
 21 transferred to other programs within the  
 22 office of mental health for aid to locali-  
 23 ties, administrative and support services,  
 24 including fringe benefits, associated with  
 25 the federal block grant ..... 7,062,000  
 26 -----  
 27 Program fund subtotal ..... 7,062,000  
 28 -----  
 29

30 Special Revenue Funds - Other / State Operations  
 31 Miscellaneous Special Revenue Fund - 339  
 32 Mental Hygiene Program Fund Account  
 33

34 Of this appropriation, up to \$7,000,000 is  
 35 made available for liabilities incurred  
 36 prior to April 1, 2008. The state comp-  
 37 troller is hereby authorized and directed  
 38 to loan money in accordance with the  
 39 provisions set forth in subdivision 5 of  
 40 section 4 of the state finance law to the  
 41 mental hygiene program fund account.  
 42

43 PERSONAL SERVICE

44  
 45 Personal service--regular ..... 120,388,000  
 46 Temporary service ..... 2,486,000  
 47 Holiday/overtime compensation ..... 4,902,000  
 48 -----  
 49 Amount available for personal service .... 127,776,000  
 50 -----  
 51

52 NONPERSONAL SERVICE

53  
 54 Supplies and materials ..... 9,918,000  
 55 Travel ..... 642,000  
 56 Contractual services ..... 9,429,000

DEPARTMENT OF MENTAL HYGIENE

OFFICE OF MENTAL HEALTH

STATE OPERATIONS AND AID TO LOCALITIES 2008-09

1	Equipment .....	803,000
2	Fringe benefits .....	57,823,000
3		-----
4	Amount available for nonpersonal service .	78,615,000
5		-----
6	Program account subtotal .....	206,391,000
7		-----

8  
 9 Special Revenue Funds- Other / Aid to Localities  
 10 Miscellaneous Special Revenue Fund - 339  
 11 Mental Hygiene Program Fund Account  
 12

13 The state comptroller is hereby authorized  
 14 and directed to loan money in accordance  
 15 with the provisions set forth in  
 16 subdivision 5 of section 4 of the state  
 17 finance law to the mental hygiene program  
 18 fund account.

19 For services and expenses of various chil-  
 20 dren and families community mental health  
 21 services, including transfer to the de-  
 22 partment of health to reimburse the de-  
 23 partment for the state share of medical  
 24 assistance for various community mental  
 25 health services. Notwithstanding any  
 26 inconsistent provision of law, the amount  
 27 hereby appropriated may be available for  
 28 the designated purpose, less the amount,  
 29 as certified by the director of the budg-  
 30 et, of any transfers from the mental hy-  
 31 giene program fund account to the tobacco  
 32 control and insurance initiatives pool  
 33 established pursuant to section 2807-v of  
 34 the public health law, to reflect the  
 35 state savings attributable to this program  
 36 resulting from an increase in the federal  
 37 medical assistance percentage available to  
 38 the state pursuant to the applicable pro-  
 39 visions of the federal social security  
 40 act. This appropriation anticipates the  
 41 transfer of funds from the state education  
 42 department to the office of mental health  
 43 of tuition funds advanced in previous  
 44 years and reimbursed by the child's school  
 45 district of origin to the state of New  
 46 York pursuant to chapter 810 of the laws  
 47 of 1986 and applicable provisions of the  
 48 education law.

49 For payment of state financial assistance,  
 50 net of disallowances, for community mental  
 51 health programs pursuant to article 41 and  
 52 other provisions of the mental hygiene  
 53 law. The moneys hereby appropriated for  
 54 allocation to local governments and volun-  
 55 tary agencies for services are available  
 56 to reimburse or advance funds to local  
 57 governments and voluntary agencies for  
 58 expenditures made or to be made during  
 59 local program years commencing January 1,

## DEPARTMENT OF MENTAL HYGIENE

## OFFICE OF MENTAL HEALTH

## STATE OPERATIONS AND AID TO LOCALITIES 2008-09

1 2008 or July 1, 2008 and for advances for  
2 the period beginning January 1, 2009 for  
3 local governments and voluntary agencies  
4 with program years beginning January 1.  
5 Notwithstanding any other provision of law,  
6 and except for transfers to the department  
7 of health to reimburse the department for  
8 the state share of medical assistance  
9 payments and as modified below, this  
10 appropriation shall be available for obli-  
11 gations for the period commencing July 1,  
12 2008 and ending June 30, 2009 and shall be  
13 available for expenditure from July 1,  
14 2008 through September 15, 2009.  
15 Notwithstanding any provision of law to the  
16 contrary, an amount of this appropriation  
17 shall be available for expenditure,  
18 including transfer to the department of  
19 health to reimburse the department for the  
20 state share of medical assistance payments  
21 for various community mental health  
22 services, in accordance with the  
23 provisions of part C of chapter 57 of the  
24 laws of 2006, for those programs eligible  
25 under paragraph (i) of subdivision 4 of  
26 section 1 of such part.  
27 Notwithstanding any provision of law to the  
28 contrary, the commissioner of the office  
29 of mental health shall be authorized to  
30 continue contracts which were executed on  
31 or before March 31, 2008 with entities  
32 providing services to persons with mental  
33 illness, without any additional require-  
34 ments that such contracts be subject to  
35 competitive bidding, a request for  
36 proposals process or other administrative  
37 procedures.  
38 No expenditures shall be made for such  
39 program prior to the approval of a method-  
40 ology for allocation in accordance with a  
41 plan approved by the commissioner and the  
42 director of the budget with copies to be  
43 filed with the chairpersons of the senate  
44 finance committee and assembly ways and  
45 means committee. Furthermore, no expendi-  
46 ture shall be made until a certificate of  
47 allocation has been approved by the direc-  
48 tor of the budget with copies to be filed  
49 with the chairpersons of the senate  
50 finance committee and the assembly ways  
51 and means committee. The state comptroller  
52 is hereby authorized to receive funds from  
53 the office of mental health that were  
54 returned from providers in the current  
55 fiscal year in respect of a settlement of  
56 local assistance funds from prior fiscal  
57 years, and is authorized to refund such  
58 moneys to the credit of the mental hygiene  
59 program fund account for the purpose of  
60 reimbursing the 2008-09 appropriation.

DEPARTMENT OF MENTAL HYGIENE

OFFICE OF MENTAL HEALTH

STATE OPERATIONS AND AID TO LOCALITIES 2008-09

1	Funds appropriated herein shall be available	
2	in accordance with the following, and, may	
3	be transferred within the office to other	
4	state agencies, authorities, funds or	
5	accounts for expenditures incurred in the	
6	operation of such programs:	
7	For services and expenses of various commu-	
8	nity mental health non-residential	
9	programs, pursuant to article 41 of the	
10	mental hygiene law, including but not	
11	limited to sections 41.13, 41.18, and	
12	41.23 .....	54,150,000
13	For services and expenses of various commu-	
14	nity mental health emergency programs ....	13,211,000
15	For services and expenses of various commu-	
16	nity mental health residential programs,	
17	including but not limited to community	
18	residences pursuant to sections 41.44 and	
19	41.38 of the mental hygiene law .....	3,785,000
20		-----
21	Program account subtotal .....	71,146,000
22		-----
23		
24	COMMUNITY MENTAL HEALTH SUPPORT AND WORKFORCE REINVESTMENT	
25	PROGRAM .....	7,735,000
26		-----

27  
 28 Special Revenue Funds - Other / Aid to Localities  
 29 Miscellaneous Special Revenue Fund - 339  
 30 Mental Hygiene Program Fund Account  
 31

32 The state comptroller is hereby authorized  
 33 and directed to loan money in accordance  
 34 with the provisions set forth in sub-  
 35 division 5 of section 4 of the state  
 36 finance law to the mental hygiene program  
 37 fund account.

38 For services and expenses of community  
 39 mental health support and workforce rein-  
 40 vestment services pursuant to chapter 62  
 41 of the laws of 2003, including transfer to  
 42 the department of health to reimburse the  
 43 department for the state share of medical  
 44 assistance for various community mental  
 45 health services. Notwithstanding any  
 46 inconsistent provision of law, the amount  
 47 hereby appropriated may be available for  
 48 the designated purpose, less the amount,  
 49 as certified by the director of the budg-  
 50 et, of any transfers from the mental hy-  
 51 giene program fund account to the tobacco  
 52 control and insurance initiatives pool  
 53 established pursuant to section 2807-v of  
 54 the public health law, to reflect the  
 55 state savings attributable to this program  
 56 resulting from an increase in the federal  
 57 medical assistance percentage available to  
 58 the state pursuant to the applicable  
 59 provisions of the federal social security  
 60 act.

## DEPARTMENT OF MENTAL HYGIENE

## OFFICE OF MENTAL HEALTH

## STATE OPERATIONS AND AID TO LOCALITIES 2008-09

1 Notwithstanding chapter 62 of the laws of  
2 2003 or any provision of law to the  
3 contrary, this special revenue appropria-  
4 tion shall represent the full and complete  
5 obligation of the state and the office of  
6 mental health community mental health  
7 support workforce reinvestment program in  
8 fiscal year 2008-09.

9 For payment of state financial assistance,  
10 net of disallowances, for community mental  
11 health programs pursuant to article 41 and  
12 other provisions of the mental hygiene  
13 law. The moneys hereby appropriated for  
14 allocation to local governments and volun-  
15 tary agencies for services are available  
16 to reimburse or advance funds to local  
17 governments and voluntary agencies for  
18 expenditures made or to be made during  
19 local program years commencing January 1,  
20 2008 or July 1, 2008 and for advances for  
21 the period beginning January 1, 2009 for  
22 local governments and voluntary agencies  
23 with program years beginning January 1.

24 Notwithstanding any other provision of law,  
25 and except for transfers to the department  
26 of health to reimburse the department for  
27 the state share of medical assistance  
28 payments and as modified below, this  
29 appropriation shall be available for obli-  
30 gations for the period commencing July 1,  
31 2008 and ending June 30, 2009 and shall be  
32 available for expenditure from July 1,  
33 2008 through September 15, 2009.

34 Notwithstanding any provision of law to the  
35 contrary, an amount of this appropriation  
36 shall be available for expenditure,  
37 including transfer to the department of  
38 health to reimburse the department for the  
39 state share of medical assistance payments  
40 for various community mental health  
41 services, in accordance with the  
42 provisions of part C of chapter 57 of the  
43 laws of 2006, for those programs eligible  
44 under paragraph (i) of subdivision 4 of  
45 section 1 of such part.

46 Notwithstanding any provision of law to the  
47 contrary, the commissioner of the office  
48 of mental health shall be authorized to  
49 continue contracts which were executed on  
50 or before March 31, 2008 with entities  
51 providing services to persons with mental  
52 illness, without any additional require-  
53 ments that such contracts be subject to  
54 competitive bidding, a request for  
55 proposals process or other administrative  
56 procedures.

57 No expenditures shall be made for such  
58 program prior to the approval of a method-  
59 ology for allocation in accordance with a  
60 plan approved by the commissioner and the

DEPARTMENT OF MENTAL HYGIENE

OFFICE OF MENTAL HEALTH

STATE OPERATIONS AND AID TO LOCALITIES 2008-09

1 director of the budget with copies to be  
2 filed with the chairpersons of the senate  
3 finance committee and assembly ways and  
4 means committee. Furthermore, no expendi-  
5 ture shall be made until a certificate of  
6 allocation has been approved by the direc-  
7 tor of the budget with copies to be filed  
8 with the chairpersons of the senate fi-  
9 nance committee and the assembly ways and  
10 means committee. The state comptroller is  
11 hereby authorized to receive funds from  
12 the office of mental health that were  
13 returned from providers in the current  
14 fiscal year in respect of a settlement of  
15 local assistance funds from prior fiscal  
16 years, and is authorized to refund such  
17 moneys to the credit of the mental hygiene  
18 program fund account for the purpose of  
19 reimbursing the 2008-09 appropriation.  
20 Funds appropriated herein shall be available  
21 in accordance with the following, and, may  
22 be transferred within the office to other  
23 state agencies, authorities, funds or  
24 accounts for expenditures incurred in the  
25 operation of such programs:  
26 For services and expenses of various adult  
27 community mental health residential  
28 programs ..... 7,735,000  
29 -----  
30 Program account subtotal ..... 7,735,000  
31 -----  
32  
33 ENHANCED COMMUNITY SERVICES PROGRAM ..... 500,000  
34 -----  
35  
36 Special Revenue Funds - Other / Aid to Localities  
37 HCRA Resources Fund - 061  
38 Enhanced Community Services Account  
39  
40 For transfer to the department of health  
41 comprehensive care center for eating  
42 disorders development fund ..... 500,000  
43 -----  
44 Program account subtotal ..... 500,000  
45 -----  
46  
47 FORENSIC SERVICES PROGRAM ..... 224,812,000  
48 -----  
49  
50 Special Revenue Funds - Other / State Operations  
51 Miscellaneous Special Revenue Fund - 339  
52 Mental Hygiene Program Fund Account  
53  
54 Of this appropriation, up to \$5,000,000 is  
55 made available for liabilities incurred  
56 prior to April 1, 2008. The state comp-  
57 troller is hereby authorized and directed

## DEPARTMENT OF MENTAL HYGIENE

## OFFICE OF MENTAL HEALTH

## STATE OPERATIONS AND AID TO LOCALITIES 2008-09

1 to loan money in accordance with the  
2 provisions set forth in subdivision 5 of  
3 section 4 of the state finance law to the  
4 mental hygiene program fund account.  
5  
6 PERSONAL SERVICE  
7  
8 Personal service--regular ..... 132,006,000  
9 Temporary service ..... 2,497,000  
10 Holiday/overtime compensation ..... 8,059,000  
11 -----  
12 Amount available for personal service .... 142,562,000  
13 -----  
14  
15 NONPERSONAL SERVICE  
16  
17 Supplies and materials ..... 11,416,000  
18 Travel ..... 861,000  
19 Contractual services ..... 4,996,000  
20 Equipment ..... 425,000  
21 Fringe benefits ..... 64,552,000  
22 -----  
23 Amount available for nonpersonal service . 82,250,000  
24 -----  
25 Program account subtotal ..... 224,812,000  
26 -----  
27  
28 RESEARCH IN MENTAL ILLNESS PROGRAM ..... 79,897,000  
29 -----  
30  
31 Special Revenue Funds - Other / State Operations  
32 Miscellaneous Special Revenue Fund - 339  
33 OMH-Research Recovery Account  
34  
35 For services and expenses to support central  
36 administration, research associates,  
37 equipment provided through external  
38 grants, travel, conference expenses,  
39 including the annual research conference,  
40 contractual services, grant writers to  
41 increase income from non-state sources, 27  
42 research scientists formerly supported by  
43 the general fund, and other research  
44 initiatives. Funding will be provided  
45 through research foundation for mental  
46 hygiene, inc. resources, including, but  
47 not limited to, indirect costs recoveries,  
48 direct grant reimbursement, interest earn-  
49 ings and operating balances.  
50  
51 PERSONAL SERVICE  
52  
53 Personal service--regular ..... 1,915,000  
54 -----  
55  
56 NONPERSONAL SERVICE  
57  
58 Contractual services ..... 4,665,000

## DEPARTMENT OF MENTAL HYGIENE

## OFFICE OF MENTAL HEALTH

## STATE OPERATIONS AND AID TO LOCALITIES 2008-09

1	Fringe benefits .....	650,000	
2		-----	
3	Amount available for nonpersonal service .	5,315,000	
4		-----	
5	Program account subtotal .....	7,230,000	
6		-----	
7			
8	Special Revenue Funds - Other / State Operations		
9	Miscellaneous Special Revenue Fund - 339		
10	Mental Hygiene Program Fund Account		
11			
12	Of this appropriation, up to \$3,000,000 is		
13	made available for liabilities incurred		
14	prior to April 1, 2008. The state comp-		
15	troller is hereby authorized and directed		
16	to loan money in accordance with the		
17	provisions set forth in subdivision 5 of		
18	section 4 of the state finance law to the		
19	mental hygiene program fund account.		
20			
21			
22			
23	PERSONAL SERVICE		
24	Personal service--regular .....	43,850,000	
25	Temporary service .....	58,000	
26	Holiday/overtime compensation .....	573,000	
27		-----	
28	Amount available for personal service ....	44,481,000	
29		-----	
30			
31	NONPERSONAL SERVICE		
32	Supplies and materials .....	3,414,000	
33	Travel .....	116,000	
34	Contractual services .....	4,415,000	
35	Equipment .....	105,000	
36	Fringe benefits .....	20,136,000	
37		-----	
38	Amount available for nonpersonal service .	28,186,000	
39		-----	
40	Program account subtotal .....	72,667,000	
41		-----	
42			
43	Total new appropriations for state operations and aid to		
44	localities .....	3,237,324,000	
45		=====	
46			
47			

DEPARTMENT OF MENTAL HYGIENE

OFFICE OF MENTAL HEALTH

STATE OPERATIONS AND AID TO LOCALITIES - REAPPROPRIATIONS 2008-09

1 ADMINISTRATION AND FINANCE PROGRAM

2

3 Special Revenue Funds - Federal / State Operations

4 Federal Block Grant Fund - 269

5

6 By chapter 54, section 1, of the laws of 2007:

7 For the grant period October 1, 2006 to September 30, 2007:

8 Personal service ... 407,000 ..... (re. \$407,000)

9 Nonpersonal service ... 89,000 ..... (re. \$89,000)

10 Fringe benefits ... 183,000 ..... (re. \$183,000)

11 For the grant period October 1, 2007 to September 30, 2008:

12 Personal service ... 407,000 ..... (re. \$407,000)

13 Nonpersonal service ... 89,000 ..... (re. \$89,000)

14 Fringe benefits ... 183,000 ..... (re. \$183,000)

15

16 ADULT SERVICES PROGRAM

17

18 General Fund / Aid to Localities

19 Local Assistance Account - 001

20

21 By chapter 54, section 1, of the laws of 2007:

22 For services and expenses to support a public awareness and education  
23 campaign specifically focused on suicide prevention among young  
24 Latina and elderly Asian women. The office of mental health shall  
25 contract through a request for proposal process with organizations  
26 with demonstrated experience in outreach to non-English speaking  
27 communities. The selected organizations shall partner with  
28 community-based organizations with experience providing mental  
29 health services to Latina, East Asian, South Asian, Southeast Asian,  
30 and Pacific Islander communities ... 1,000,000 .... (re. \$1,000,000)

31 For grants to community-based organizations providing support to  
32 parents with psychiatric disabilities. The office of mental health  
33 shall contract through a request for proposal process with  
34 community-based organizations for services and expenses of the  
35 following programs: (a) programs offering counseling services and  
36 parenting skills that enable individuals to be more effective  
37 parents and (b) programs providing training for legal professionals  
38 to recognize psychiatric disabilities in parents and connect such  
39 parents to services that enhance their parenting skills in an effort  
40 to prevent their children from entering the child welfare system. Of  
41 the amount appropriated herein no less than \$200,000 and up to  
42 \$350,000 shall be made available for transfer to the Commission on  
43 Quality of Care and Advocacy for Persons with Disabilities to  
44 increase legal services for parents with psychiatric disabilities  
45 through a request for proposal process ... 850,000 .. (re. \$850,000)

46 For additional services and expenses associated with non-personal  
47 service costs of supported housing program providers in certain  
48 geographic regions ... 600,000 ..... (re. \$600,000)

49 For services and expenses associated with a needs based request for  
50 proposals initiative assist community recovery providers efforts in  
51 critical physical plant improvements, transportation amelioration  
52 and/or renovation and rehabilitation enhancements .....  
53 500,000 ..... (re. \$500,000)

54 For services and expenses of the Mental Health Association in Rockland  
55 County ... 150,000 ..... (re. \$150,000)

56 For services and expenses of the Mental Health Association in Orange  
57 County ... 80,000 ..... (re. \$80,000)

58 For services and expenses related to NYU Child Study .....  
59 500,000 ..... (re. \$500,000)

60 Relief Resources ... 300,000 ..... (re. \$300,000)

DEPARTMENT OF MENTAL HYGIENE

OFFICE OF MENTAL HEALTH

STATE OPERATIONS AND AID TO LOCALITIES - REAPPROPRIATIONS 2008-09

- 1 Hospital Audiences ... 200,000 ..... (re. \$200,000)
- 2 Farm Net ... 200,000 ..... (re. \$200,000)
- 3 Occupations Inc. ... 100,000 ..... (re. \$100,000)

4  
5 By chapter 54, section 1, of the laws of 2006:

6 For services and expenses of various adult community mental health  
7 services, including transfer to the department of health to reim-  
8 burse the department for the state share of medical assistance for  
9 various community mental health services.

10 Notwithstanding any inconsistent provision of law, the amount hereby  
11 appropriated may be available for the designated purpose, less the  
12 amount, as certified by the director of the budget, of any transfers  
13 from the general fund to the tobacco control and insurance initi-  
14 atives pool established pursuant to section 2807-v of the public  
15 health law, to reflect the state savings attributable to this  
16 program resulting from an increase in the federal medical assistance  
17 percentage available to the state pursuant to the applicable  
18 provisions of the federal social security act. Notwithstanding any  
19 inconsistent provision of law, a portion of the money herein appro-  
20 priated may be made available for transfer to the department of  
21 health for the state share of disproportionate share payments to  
22 voluntary nonprofit general hospitals pursuant to chapter 119 of the  
23 laws of 1997 as amended.

24 For payment of state financial assistance, net of disallowances, for  
25 community mental health programs pursuant to article 41 and other  
26 provisions of the mental hygiene law. The moneys hereby appropriated  
27 for allocation to local governments and voluntary agencies for  
28 services are available to reimburse or advance funds to local  
29 governments and voluntary agencies for expenditures made or to be  
30 made during local program years commencing January 1, 2006 or July  
31 1, 2006 and for advances for the period beginning January 1, 2007  
32 for local governments and voluntary agencies with program years  
33 beginning January 1.

34 Notwithstanding the provisions of section 31.03 of the mental hygiene  
35 law and any other inconsistent provision of law, moneys appropriated  
36 for family care shall be available for, but not limited to, the  
37 purchase of substitute caretakers up to a maximum of 14 days and  
38 payments limited to \$648 per year based upon financial need for the  
39 personal needs of each client residing in the family care home.

40 Notwithstanding any other provision of law, and except for transfers  
41 to the department of health to reimburse the department for the  
42 state share of medical assistance payments and as modified below,  
43 this appropriation shall be available for obligations for the period  
44 commencing July 1, 2006 and ending June 30, 2007 and shall be avail-  
45 able for expenditure from July 1, 2006 through September 15, 2007.

46 An amount from this appropriation when combined with the appropriation  
47 for the miscellaneous special revenue fund - 339 medication  
48 reimbursement account shall provide up to \$15,000,000 for grants to  
49 the counties and city of New York to provide medication, and other  
50 services necessary to prescribe and administer medication pursuant  
51 to a plan approved by the commissioner of mental health, as author-  
52 ized under chapter 408 of the laws of 1999 as amended.

53 Notwithstanding any provision of law to the contrary, the commissioner  
54 of the office of mental health shall be authorized to continue  
55 contracts which were executed on or before March 31, 2006 with enti-  
56 ties providing services to persons with mental illness, without any  
57 additional requirements that such contracts be subject to compet-  
58 itive bidding, a request for proposals process or other administra-  
59 tive procedures.

## DEPARTMENT OF MENTAL HYGIENE

## OFFICE OF MENTAL HEALTH

## STATE OPERATIONS AND AID TO LOCALITIES - REAPPROPRIATIONS 2008-09

1 For services and expenses related to a joint project between the state  
 2 and the city of New York, known as the New York/New York III  
 3 Supportive Housing Agreement. An amount up to \$7,700,000 of this  
 4 appropriation may be transferred to other state agencies, authori-  
 5 ties, programs, funds or accounts for expenditures incurred in the  
 6 operation of this agreement. No expenditures shall be made for such  
 7 program prior to the approval of a methodology for allocation in  
 8 accordance with a plan approved by the commissioner and the director  
 9 of the budget with copies to be filed with the chairpersons of the  
 10 senate finance committee and assembly ways and means committee.  
 11 Furthermore, no expenditure shall be made until a certificate of  
 12 allocation has been approved by the director of the budget with  
 13 copies to be filed with the chairpersons of the senate finance  
 14 committee and the assembly ways and means committee. The state comp-  
 15 troller is hereby authorized to receive funds from the office of  
 16 mental health that were returned from providers in the current  
 17 fiscal year in respect of a settlement of local assistance funds  
 18 from prior fiscal years, and is authorized to refund such moneys to  
 19 the credit of the local assistance account of the general fund for  
 20 the purpose of reimbursing the 2006-07 appropriation.

21 The amounts appropriated pursuant to such appropriation may be trans-  
 22 ferred to other state agencies, authorities, or accounts for expend-  
 23 itures incurred in the operation of programs funded by such appro-  
 24 priation ... 642,832,000 ..... (re. \$3,665,000)  
 25 For services and expenses related to the addition of a minimum of 55  
 26 scattered site supported apartments and attendant services to  
 27 provide independent housing for persons with serious mental illness  
 28 currently residing in impacted adult homes .....  
 29 810,000 ..... (re. \$810,000)  
 30 For services and expenses of contracts with municipalities, educa-  
 31 tional institutions and/or not-for-profit agencies:  
 32 Mental Health Projects ... 150,000 ..... (re. \$25,000)  
 33 Farm Net ... 200,000 ..... (re. \$200,000)  
 34 Eating Disorders program initiatives ... 300,000 ..... (re. \$100,000)  
 35

36 By chapter 54, section 1, of the laws of 2005:  
 37 For services and expenses of contracts with municipalities and/or  
 38 not-for-profit agencies:  
 39 Hospital audiences ... 175,000 ..... (re. \$10,000)  
 40 Mental Health Projects ... 350,000 ..... (re. \$5,000)  
 41

42 Special Revenue Funds - Federal / Aid to Localities  
 43 Federal Health and Human Services Fund - 265  
 44

45 By chapter 54, section 1, of the laws of 2007:  
 46 For programs to assist and transition from homelessness (PATH) grants.  
 47 Notwithstanding any inconsistent provision of law, a portion of this  
 48 appropriation, consistent with the terms and conditions of the PATH  
 49 grant, may be transferred to other programs within the office of  
 50 mental health for aid to localities, administrative and support  
 51 services, including fringe benefits, associated with the grant:  
 52 For the grant period September 1, 2007 to August 31, 2008 .....  
 53 4,287,000 ..... (re. \$4,287,000)  
 54

55 By chapter 54, section 1, of the laws of 2006:  
 56 For programs to assist and transition from homelessness (PATH) grants.  
 57 Notwithstanding any inconsistent provision of law, a portion of this  
 58 appropriation, consistent with the terms and conditions of the PATH

DEPARTMENT OF MENTAL HYGIENE

OFFICE OF MENTAL HEALTH

STATE OPERATIONS AND AID TO LOCALITIES - REAPPROPRIATIONS 2008-09

1 grant, may be transferred to other programs within the office of  
 2 mental health for aid to localities, administrative and support  
 3 services, including fringe benefits, associated with the grant:  
 4 For the grant period September 1, 2006 to August 31, 2007 .....  
 5 3,887,000 ..... (re. \$2,130,000)  
 6

7 By chapter 54, section 1, of the laws of 2005:  
 8 For programs to assist and transition from homelessness (PATH) grants.  
 9 Notwithstanding any inconsistent provision of law, a portion of this  
 10 appropriation, consistent with the terms and conditions of the PATH  
 11 grant, may be transferred to other programs within the office of  
 12 mental health for aid to localities, administrative and support  
 13 services, including fringe benefits, associated with the grant:  
 14 For the grant period September 1, 2005 to August 31, 2006 .....  
 15 3,489,000 ..... (re. \$262,000)  
 16

17 Special Revenue Funds - Federal / Aid to Localities  
 18 Federal Block Grant Fund - 269  
 19

20 By chapter 54, section 1, of the laws of 2007:  
 21 For services and expenses related to adult mental health services  
 22 funded by the community mental health services block grant.  
 23 Notwithstanding any inconsistent provision of law, a portion of this  
 24 appropriation, consistent with the terms and conditions of the block  
 25 grant, may be transferred to other programs within the office of  
 26 mental health for aid to localities, administrative and support  
 27 services, including fringe benefits, associated with the federal  
 28 block grant.  
 29 For the grant period October 1, 2006 to September 30, 2007 .....  
 30 9,878,000 ..... (re. \$9,878,000)  
 31 For the grant period October 1, 2007 to September 30, 2008 .....  
 32 7,407,000 ..... (re. \$7,407,000)  
 33 For services and expenses associated with federal grant awards yet to  
 34 be allocated by the federal department of health and human services.  
 35 Notwithstanding any inconsistent provision of law, the director of  
 36 the budget is hereby authorized to transfer appropriation authority  
 37 contained herein to any other federal fund or program within the  
 38 office of mental health services for aid to localities,  
 39 administrative and support services, including fringe benefits,  
 40 associated with the awarded grant.  
 41 For the grant period October 1, 2006 to September 30, 2007 .....  
 42 600,000 ..... (re. \$600,000)  
 43 For the grant period October 1, 2007 to September 30, 2008 .....  
 44 600,000 ..... (re. \$600,000)  
 45

46 By chapter 54, section 1, of the laws of 2006:  
 47 For services and expenses related to adult mental health services  
 48 funded by the community mental health services block grant.  
 49 Notwithstanding any inconsistent provision of law, a portion of this  
 50 appropriation, consistent with the terms and conditions of the block  
 51 grant, may be transferred to other programs within the office of  
 52 mental health for aid to localities, administrative and support  
 53 services, including fringe benefits, associated with the federal  
 54 block grant:  
 55 For the grant period October 1, 2006 to September 30, 2007 .....  
 56 7,407,000 ..... (re. \$7,221,000)

DEPARTMENT OF MENTAL HYGIENE

OFFICE OF MENTAL HEALTH

STATE OPERATIONS AND AID TO LOCALITIES - REAPPROPRIATIONS 2008-09

1 Special Revenue Funds - Federal / Aid to Localities  
2 Federal Operating Grants Fund - 290

3  
4 By chapter 54, section 1, of the laws of 2007:  
5 For services and expenses related to homeless and shelter plus care  
6 grants. Subject to a plan approved by the director of the budget,  
7 the amount appropriated herein may be made available to other state  
8 agencies for services and expenses related to federal homeless and  
9 shelter plus care grants.

10 For grant periods occurring between October 1, 2003 and September 30,  
11 2008 ... 8,000,000 ..... (re. \$8,000,000)  
12

13 By chapter 54, section 1, of the laws of 2006:  
14 For services and expenses related to homeless and shelter plus care  
15 grants. Subject to a plan approved by the director of the budget,  
16 the amount appropriated herein may be made available to other state  
17 agencies for services and expenses related to federal homeless and  
18 shelter plus care grants:

19 For grant periods occurring between October 1, 1999 and September 30,  
20 2007 ... 8,000,000 ..... (re. \$6,627,000)  
21

22 By chapter 54, section 1, of the laws of 2005:  
23 For services and expenses related to homeless and shelter plus care  
24 grants. Subject to a plan approved by the director of the budget,  
25 the amount appropriated herein may be made available to other state  
26 agencies for services and expenses related to federal homeless and  
27 shelter plus care grants:

28 For grant periods occurring between October 1, 1999 and September 30,  
29 2006 ... 8,000,000 ..... (re. \$1,620,000)  
30

31 CHILDREN AND YOUTH SERVICES PROGRAM

32  
33 General Fund / Aid to Localities  
34 Local Assistance Account - 001  
35

36 By chapter 54, section 1, of the laws of 2007:  
37 For services and expenses related to an increase of the medical  
38 assistance reimbursement rate for article 31 of the mental hygiene  
39 law, free standing children's day treatment services .....  
40 350,000 ..... (re. \$350,000)  
41

42 By chapter 54, section 1, of the laws of 2006:  
43 For new and existing family support providers to work with and  
44 strengthen families of children being admitted to and/or currently  
45 receiving treatment from or soon to be discharged from mental health  
46 services, including but not limited to residential treatment facili-  
47 ties, community residences, hospitals, day treatment programs and  
48 home and community-based waiver programs .....  
49 1,000,000 ..... (re. \$1,000,000)

50 For services and expenses related to two pilot projects and joint  
51 pilot project known as the New York state/New York local transi-  
52 tional housing task force for children. An amount up to \$350,000 of  
53 this appropriation will be used to establish two transitional living  
54 housing pilot projects. An amount up to \$75,000 of this appropri-  
55 ation will be used to establish and fund the taskforce and a report.  
56 An amount up to \$75,000 of this appropriation will be used to fund  
57 outreach and education presentations to municipal and county offi-  
58 cials about the feasibility of joint cooperative agreements on tran-  
59 sitional living housing projects .....  
60 500,000 ..... (re. \$500,000)

DEPARTMENT OF MENTAL HYGIENE

OFFICE OF MENTAL HEALTH

STATE OPERATIONS AND AID TO LOCALITIES - REAPPROPRIATIONS 2008-09

1 Special Revenue Funds - Federal / Aid to Localities  
2 Federal Block Grant Fund - 269

3

4 By chapter 54, section 1, of the laws of 2007:

5 For services and expenses related to children's mental health services  
6 funded by the community mental health services block grant.  
7 Notwithstanding any inconsistent provision of law, a portion of this  
8 appropriation, consistent with the terms and conditions of the block  
9 grant, may be transferred to other programs within the office of  
10 mental health for aid to localities, administrative and support  
11 services, including fringe benefits, associated with the federal  
12 block grant:

13 For the grant period October 1, 2006 to September 30, 2007 ....  
14 7,062,000 ..... (re. \$4,603,000)

15

16 Total reappropriations for state operations and aid to  
17 localities ..... 65,738,000  
18 =====

19

20

DEPARTMENT OF MENTAL HYGIENE

OFFICE OF MENTAL HEALTH

CAPITAL PROJECTS 2008-09

1 For the comprehensive construction programs, purposes and  
2 projects as herein specified in accordance with the  
3 following:

4	Capital Projects Fund .....	43,010,000
5	Mental Hygiene Capital Improvement Fund .....	403,812,000
6		-----
7	All Funds .....	446,822,000
8		=====
9		
10		
11	COMMUNITY MENTAL HEALTH FACILITIES (CCP) .....	179,555,000
12		-----

13  
14 Capital Projects Fund

15  
16 Minor Rehabilitation Purpose

17  
18 State aid to municipalities and other  
19 public and not-for-profit agencies for  
20 acquisition, rehabilitation, and/or  
21 improvements to existing community  
22 mental health facilities as required to  
23 address code violations, health and  
24 safety issues, and/or structural/  
25 mechanical deficiencies. Notwithstanding  
26 any inconsistent provision of law, with-  
27 in the amounts hereby appropriated, the  
28 commissioner of the office of mental  
29 health may provide state aid grants of  
30 up to 100 per centum of reasonable capi-  
31 tal costs associated with the acquisi-  
32 tion, rehabilitation, and/or improve-  
33 ments (50100889) ..... 6,000,000

34  
35 Mental Hygiene Capital Improvement Fund - 389

36  
37 Administration Purpose

38  
39 For payment of personal service and  
40 nonpersonal service, including fringe  
41 benefits related to the administration  
42 of the community capital program pro-  
43 vided by the office of mental health for  
44 new and reappropriated community capital  
45 projects. Upon request of the commis-  
46 sioner of mental health and approval by  
47 the director of the budget, this appro-  
48 priation may be transferred to the dor-  
49 mitory authority of the state of New  
50 York (50120850)..... 555,000

51  
52 New Facilities Purpose

53  
54 For payment to municipalities and not-for-  
55 profit community providers for the  
56 acquisition of property, design,  
57 construction and rehabilitation of hous-  
58 ing for mentally ill persons. To the  
59 extent that any portion of such appro-  
60 priation is utilized to develop housing

DEPARTMENT OF MENTAL HYGIENE

OFFICE OF MENTAL HEALTH

CAPITAL PROJECTS 2008-09

1 in any city having a population of one  
 2 million or more, that portion of the  
 3 appropriation shall be matched on a  
 4 50/50 basis (50VY0807) ..... 145,000,000  
 5

6 Preservation of Facilities Purpose

7  
 8 For the acquisition of property, constru-  
 9 ction and rehabilitation of new facili-  
 10 ties and/or relocation of existing com-  
 11 munity mental health facilities under  
 12 the auspice of municipalities and other  
 13 public and not-for-profit agencies, ap-  
 14 proved by the commissioner of the office  
 15 of mental health, pursuant to article 41  
 16 of the mental hygiene law (50230803).... 28,000,000  
 17

18 DESIGN AND CONSTRUCTION SUPERVISION (CCP) ..... 14,000,000  
 19 -----

21 Capital Projects Fund

23 Preparation of Plans Purpose

24  
 25 For payment to the design and construction  
 26 management account of the centralized  
 27 services fund of the New York state  
 28 office of general services or to the  
 29 dormitory authority of the state of New  
 30 York for the purpose of preparation and  
 31 review of plans, specifications, esti-  
 32 mates, services, construction management  
 33 and supervision, inspection, studies,  
 34 appraisals, surveys, testing and envi-  
 35 ronmental impact statements for new and  
 36 existing projects. Upon approval of the  
 37 director of the budget, funds from this  
 38 appropriation may be transferred to the  
 39 office of mental retardation and devel-  
 40 opmental disabilities and the office of  
 41 alcoholism and substance abuse services  
 42 for payment to the dormitory authority  
 43 of the state of New York for preparation  
 44 of plans purpose (50DC0830) ..... 2,000,000  
 45

46 Mental Hygiene Capital Improvement Fund - 389

48 Preparation of Plans Purpose

49  
 50 For payment to the design and construction  
 51 management account of the centralized  
 52 services fund of the New York state  
 53 office of general services or to the  
 54 dormitory authority of the state of New  
 55 York for the purpose of preparation and  
 56 review of plans, specifications, esti-  
 57 mates, services, construction management  
 58 and supervision, inspection, studies,  
 59 appraisals, surveys, testing and envi-  
 60 ronmental impact statements for new and

DEPARTMENT OF MENTAL HYGIENE

OFFICE OF MENTAL HEALTH

CAPITAL PROJECTS 2008-09

1 existing projects. Upon request of the  
 2 commissioner of mental health and  
 3 approval by the director of the budget,  
 4 this appropriation may be transferred to  
 5 the dormitory authority of the state of  
 6 New York. Upon approval of the director  
 7 of the budget, funds from this appropri-  
 8 ation may be transferred to the office  
 9 of mental retardation and developmental  
 10 disabilities and the office of alcohol-  
 11 ism and substance abuse services for  
 12 payment to the dormitory authority of  
 13 the state of New York for preparation of  
 14 plans purpose (50310830) ..... 12,000,000  
 15  
 16 EXECUTIVE DIRECTION (CCP) ..... 3,717,000  
 17 -----  
 18  
 19 Mental Hygiene Capital Improvement Fund - 389  
 20  
 21 Administration Purpose  
 22  
 23 For payment of personal service and  
 24 nonpersonal service, including fringe  
 25 benefits, related to the administration  
 26 of the capital programs provided by the  
 27 office of mental health for new and  
 28 reappropriated state operated institu-  
 29 tional capital projects. Upon request of  
 30 the commissioner of mental health and  
 31 approval by the director of the budget,  
 32 this appropriation may be transferred to  
 33 the dormitory authority of the state of  
 34 New York (50990850) ..... 3,717,000  
 35  
 36 MAINTENANCE AND IMPROVEMENT OF EXISTING FACILITIES (CCP) . 248,550,000  
 37 -----  
 38  
 39 Capital Projects Fund  
 40  
 41 Energy Conservation Purpose  
 42  
 43 For payment of the cost of construction,  
 44 reconstruction and improvements, includ-  
 45 ing the preparation of designs, plans,  
 46 specifications and estimates for energy  
 47 conservation improvements to existing  
 48 facilities and programs. Upon request of  
 49 the commissioner of mental health and  
 50 approval by the director of the budget,  
 51 this appropriation may be transferred to  
 52 the dormitory authority of the state of  
 53 New York (50050805) ..... 4,500,000  
 54  
 55 Environmental Protection or Improvements Purpose  
 56  
 57 For payment of the cost of construction,  
 58 reconstruction and improvements, includ-  
 59 ing the preparation of designs, plans,

DEPARTMENT OF MENTAL HYGIENE

OFFICE OF MENTAL HEALTH

CAPITAL PROJECTS 2008-09

1	specifications and estimates for envi-	
2	ronmental protection (50EP0806) .....	4,100,000
3		
4	Health and Safety Purpose	
5		
6	For payment of the cost of construction,	
7	reconstruction and improvements, includ-	
8	ing the preparation of designs, plans,	
9	specifications and estimates, for health	
10	and safety improvements to existing	
11	facilities and programs, provided,	
12	however, that no expenditures may be	
13	made from this appropriation until a	
14	comprehensive plan of projects has been	
15	approved by the director of the budget.	
16	Upon request of the commissioner of	
17	mental health and approval by the direc-	
18	tor of the budget, this appropriation	
19	may be transferred to the dormitory	
20	authority of the state of New York	
21	(50HS0801) .....	7,010,000
22		
23	Preservation of Facilities Purpose	
24		
25	For payment of the cost of construction,	
26	reconstruction and improvements, includ-	
27	ing the preparation of designs, plans,	
28	specifications and estimates to existing	
29	facilities and programs, provided,	
30	however, that no expenditures may be	
31	made from this appropriation until a	
32	comprehensive plan of projects has been	
33	approved by the director of the budget	
34	(50PF0803) .....	18,400,000
35		
36	Mental Hygiene Capital Improvement Fund - 389	
37		
38	Accreditation Purpose	
39		
40	For payment of the cost of land	
41	acquisition, construction, reconstruc-	
42	tion and improvements, including the	
43	preparation of designs, plans, specifi-	
44	cations and estimates related to accred-	
45	itation improvements to existing facil-	
46	ities and programs. This appropriation	
47	may be used for payment of personal	
48	service, indirect cost recovery, and	
49	fringe benefit costs associated with New	
50	York State employees assigned to such	
51	capital projects. Upon request of the	
52	commissioner of mental health and	
53	approval by the director of the budget,	
54	this appropriation may be transferred to	
55	the dormitory authority of the state of	
56	New York (50060802).....	95,624,000
57		

DEPARTMENT OF MENTAL HYGIENE

OFFICE OF MENTAL HEALTH

CAPITAL PROJECTS 2008-09

1 Environmental Protection or Improvements Purpose  
2  
3 For payment of the cost of construction,  
4 reconstruction and improvements, includ-  
5 ing the preparations of designs, plans,  
6 specifications and estimates for envi-  
7 ronmental protection. Upon request of  
8 the commissioner of mental health and  
9 approval by the director of the budget,  
10 this appropriation may be transferred to  
11 the dormitory authority of the state of  
12 New York (50060806) ..... 1,000,000  
13

14 Health and Safety Purpose  
15  
16 For payment of the cost of construction,  
17 reconstruction and improvements, includ-  
18 ing the preparation of designs, plans,  
19 specifications and estimates, for health  
20 and safety improvements to existing  
21 facilities and programs, provided, how-  
22 ever, that no expenditures may be made  
23 from this appropriation until a compre-  
24 hensive plan of projects has been ap-  
25 proved by the director of the budget.  
26 This appropriation may be used for  
27 payment of personal service, indirect  
28 cost recovery, and fringe benefit costs  
29 associated with New York State employees  
30 assigned to such capital projects. Upon  
31 request of the commissioner of mental  
32 health and approval by the director of  
33 the budget, this appropriation may be  
34 transferred to the dormitory authority  
35 of the state of New York (50010801)..... 60,276,000  
36

37 Preservation of Facilities Purpose  
38  
39 For payment of the cost of construction,  
40 reconstruction and improvements, includ-  
41 ing the preparation of designs, plans,  
42 specifications and estimates, and minor  
43 rehabilitation and improvements for the  
44 preservation of existing facilities and  
45 programs, provided, however, that no  
46 expenditures may be made from this  
47 appropriation until a comprehensive plan  
48 of projects has been approved by the  
49 director of the budget. This appropri-  
50 ation may be used for payment of per-  
51 sonal service, indirect cost recovery,  
52 and fringe benefit costs associated with  
53 New York State employees assigned to such  
54 capital projects. Upon request of the  
55 commissioner of mental health and  
56 approval by the director of the budget,  
57 this appropriation may be transferred to  
58 the dormitory authority of the state of  
59 New York (50030803) ..... 24,688,000  
60

DEPARTMENT OF MENTAL HYGIENE

OFFICE OF MENTAL HEALTH

CAPITAL PROJECTS 2008-09

1 Program Improvement or Program Change Purpose  
2  
3 For payment of the cost of construction,  
4 reconstruction and improvements, includ-  
5 ing the preparation of designs, plans,  
6 specifications and estimates related to  
7 improvements or changes to existing  
8 facilities and programs. Upon request of  
9 the commissioner of mental health and  
10 approval by the director of the budget,  
11 this appropriation may be transferred to  
12 the dormitory authority of the state of  
13 New York (50080808) ..... 32,952,000  
14  
15 NON-BONDABLE PROJECTS (CCP) ..... 1,000,000  
16 -----  
17  
18 Capital Projects Fund  
19  
20 Non-Bondable Purpose  
21  
22 For transfer to the Mental Hygiene Capital  
23 Improvement Fund for reimbursement of  
24 the non-bondable cost of projects for  
25 community facilities authorized by  
26 appropriations or reappropriations fund-  
27 ed from the Mental Hygiene Capital  
28 Improvement Fund including liabilities  
29 incurred prior to April 1, 2008 or for  
30 payment to the dormitory authority of  
31 the state of New York for defeasance of  
32 bonds. Upon request of the commissioner  
33 of mental health and approval by the  
34 director of the budget, this appropri-  
35 ation may be transferred to the dormito-  
36 ry authority of the state of New York  
37 (502908NB) ..... 1,000,000  
38  
39

DEPARTMENT OF MENTAL HYGIENE

OFFICE OF MENTAL HEALTH

CAPITAL PROJECTS - REAPPROPRIATIONS 2008-09

1 COMMUNITY MENTAL HEALTH FACILITIES (CCP)

2

3 Capital Projects Fund

4

5 Minor Rehabilitation Purpose

6

7 By chapter 54, section 1, of the laws of 2007:

8 State aid to municipalities and other public and not-for-profit  
9 agencies for acquisition, rehabilitation, and/or improvements to  
10 existing community mental health facilities as required to address  
11 code violations, health and safety issues, and/or  
12 structural/mechanical deficiencies. Notwithstanding any inconsistent  
13 provision of law, within the amounts hereby appropriated, the  
14 commissioner of the office of mental health may provide state aid  
15 grants of up to 100 per centum of reasonable capital costs  
16 associated with the acquisition, rehabilitation, and/or improvements  
17 (50100789) ... 6,000,000 ..... (re. \$6,000,000)

18

19 By chapter 54, section 1, of the laws of 2006:

20 State aid to municipalities and other public and not-for-profit agen-  
21 cies for acquisition, rehabilitation, and/or improvements to exist-  
22 ing community mental health facilities as required to address code  
23 violations, health and safety issues, and/or structural/ mechanical  
24 deficiencies. Notwithstanding any inconsistent provision of law,  
25 within the amounts hereby appropriated, the commissioner of the  
26 office of mental health may provide state aid grants of up to 100  
27 per centum of reasonable capital costs associated with the acqui-  
28 sition, rehabilitation, and/or improvements (50100689) .....  
29 6,000,000 ..... (re. \$6,000,000)

30

31 By chapter 54, section 1, of the laws of 2005:

32 State aid to municipalities and other public and not-for-profit agen-  
33 cies for acquisition, rehabilitation, and/or improvements to exist-  
34 ing community mental health facilities as required to address code  
35 violations, health and safety issues, and/or structural/mechanical  
36 deficiencies. Notwithstanding any inconsistent provision of law,  
37 within the amounts hereby appropriated, the commissioner of the  
38 office of mental health may provide state aid grants of up to 100  
39 per centum of reasonable capital costs associated with the acqui-  
40 sition, rehabilitation, and/or improvements (50100589) .....  
41 6,000,000 ..... (re. \$4,525,000)

42

43 By chapter 54, section 1, of the laws of 2004:

44 State aid to municipalities and other public and not-for-profit agen-  
45 cies for acquisition, rehabilitation, and/or improvements to exist-  
46 ing community mental health facilities as required to address code  
47 violations, health and safety issues, and/or structural/mechanical  
48 deficiencies. Notwithstanding any inconsistent provision of law,  
49 within the amounts hereby appropriated, the commissioner of the  
50 office of mental health may provide state aid grants of up to 100  
51 per centum of reasonable capital costs associated with the acqui-  
52 sition, rehabilitation, and/or improvements (50100489) .....  
53 6,000,000 ..... (re. \$3,551,000)

54

55 By chapter 54, section 1, of the laws of 2003:

56 State aid to municipalities and other public and not-for-profit agen-  
57 cies for acquisition, rehabilitation, and/or improvements to exist-  
58 ing community mental health facilities as required to address code  
59 violations, health and safety issues, and/or structural/mechanical  
60 deficiencies. Notwithstanding any inconsistent provision of law,

DEPARTMENT OF MENTAL HYGIENE

OFFICE OF MENTAL HEALTH

CAPITAL PROJECTS - REAPPROPRIATIONS 2008-09

1 within the amounts hereby appropriated, the commissioner of the  
 2 office of mental health may provide state aid grants of up to 100  
 3 per centum of reasonable capital costs associated with the acquisi-  
 4 tion, rehabilitation, and/or improvements (50100389) .....  
 5 7,000,000 ..... (re. \$4,007,000)

6  
 7 By chapter 54, section 1, of the laws of 2002:  
 8 State aid to municipalities and other public and not-for-profit agen-  
 9 cies for acquisition, rehabilitation, and/or improvements to exist-  
 10 ing community mental health facilities as required to address code  
 11 violations, health and safety issues, and/or structural/mechanical  
 12 deficiencies. Notwithstanding any inconsistent provision of law,  
 13 within the amounts hereby appropriated, the commissioner of the  
 14 office of mental health may provide state aid grants of up to 100  
 15 per centum of reasonable capital costs associated with the acquisi-  
 16 tion, rehabilitation, and/or improvements (50100289) .....  
 17 6,000,000 ..... (re. \$1,199,000)

18  
19 New Facilities Purpose

20  
 21 By chapter 54, section 1, of the laws of 1998:  
 22 State aid to not-for-profit agencies for acquisition of property,  
 23 construction and rehabilitation of 200 supported/SRO beds, approved  
 24 by the commissioner of the office of mental health, pursuant to  
 25 Article 41 of the mental hygiene law. The moneys hereby appropriated  
 26 shall be available for payment of state aid grants for up to 50 per  
 27 centum of the reasonable capital costs of those premises acquired,  
 28 constructed or rehabilitated for the purpose of housing mentally ill  
 29 persons (3/99) (50139807) ... 8,000,000 ..... (re. \$3,062,000)

30  
 31 By chapter 54, section 1, of the laws of 1994, for:  
 32 State aid to municipalities and other public and not-for-profit  
 33 private agencies for acquisition of property, design, construction  
 34 and rehabilitation of community mental health facilities and associ-  
 35 ated programs including, but not limited to, article 28 or article  
 36 31 community mental health facilities or supported housing beds, and  
 37 for state aid grants for facilities intended to serve mentally ill  
 38 persons (50239407) ... 16,070,000 ..... (re. \$960,000)

39  
40 Mental Hygiene Capital Improvement Fund - 389

41  
42 New Facilities Purpose

43  
 44 By chapter 54, section 1, of the laws of 2007:  
 45 For payment to municipalities and not-for-profit community providers  
 46 for the acquisition of property, design, construction and  
 47 rehabilitation of housing for mentally ill persons. To the extent  
 48 that any portion of such appropriation is utilized to develop  
 49 housing in any city having a population of one million or more, that  
 50 portion of the appropriation shall be matched on a 50/50 basis  
 51 (50VY0707) ... 200,000,000 ..... (re. \$200,000,000)

52  
 53 By chapter 54, section 1, of the laws of 2006:  
 54 For payment to municipalities and other public and not-for-profit  
 55 community providers approved by the commissioner of the office of  
 56 mental health, pursuant to mental hygiene law, for the acquisition  
 57 of property, construction and rehabilitation of supportive housing  
 58 for mentally ill homeless persons (50VY0607) .....  
 59 211,000,000 ..... (re. \$211,000,000)

DEPARTMENT OF MENTAL HYGIENE

OFFICE OF MENTAL HEALTH

CAPITAL PROJECTS - REAPPROPRIATIONS 2008-09

1 By chapter 54, section 1, of the laws of 2005:  
 2 For payment to municipalities and not-for-profit community providers  
 3 for the acquisition of property, design, construction and rehabili-  
 4 tation of housing for mentally ill persons. Of such appropriation up  
 5 to eighty percent shall be matched on a 50/50 basis (50VY0507) .....  
 6 75,000,000 ..... (re. \$65,956,000)  
 7

8 By chapter 54, section 1, of the laws of 2003:  
 9 For payment to municipalities and not-for-profit community providers  
 10 for the acquisition of property, design, construction and rehabili-  
 11 tation of housing for mentally ill persons. Of such appropriation up  
 12 to eighty percent shall be matched on a 50/50 basis (50VY0307) .....  
 13 65,000,000 ..... (re. \$42,033,000)  
 14

15 By chapter 54, section 1, of the laws of 1999:  
 16 For payment to municipalities and not-for-profit community providers  
 17 for the acquisition of property, design, construction and rehabili-  
 18 tation of housing for mentally ill persons. Of such appropriation  
 19 eighty percent shall be matched on a 50/50 basis and twenty percent  
 20 shall not require a match (50VY9907) .....  
 21 50,000,000 ..... (re. \$25,520,000)  
 22

23 By chapter 54, section 1, of the laws of 1998:  
 24 For payment to municipalities and not-for-profit community providers  
 25 for the acquisition of property, design, construction and rehabili-  
 26 tation of SRO/supportive housing for mentally ill homeless persons,  
 27 to be matched on a 50/50 basis (50279807) .....  
 28 40,000,000 ..... (re. \$3,747,000)  
 29

30 By chapter 54, section 1, of the laws of 1993, as amended by chapter 54,  
 31 section 1, of the laws of 1996:  
 32 For the acquisition of property, construction and rehabilitation of  
 33 article 31 community mental health facilities and associated  
 34 programs and facilities under the auspice of municipalities and  
 35 other public and not-for-profit private agencies, approved by the  
 36 commissioner of the office of mental health, pursuant to article 41  
 37 of the mental hygiene law. The funds hereby appropriated shall be  
 38 used for the acquisition of property, construction and rehabili-  
 39 tation of community facilities (50149307) .....  
 40 42,000,000 ..... (re. \$1,701,000)

41 For acquisition of property, design, construction and rehabilitation  
 42 of community facilities under the auspice of municipalities and  
 43 other public and not-for-profit private agencies approved by the  
 44 commissioner of the office of mental health, pursuant to article 41  
 45 of the mental hygiene law. The funds hereby appropriated shall be  
 46 available for the costs of those portions of acquired, constructed  
 47 or rehabilitated facilities intended to house mentally ill persons.  
 48 All disbursements from funds apportioned from this appropriation  
 49 shall, for bonding purposes, be considered disbursements of the  
 50 Mental Hygiene Capital Improvement Fund (50139307) .....  
 51 13,000,000 ..... (re. \$1,978,000)  
 52

53 By chapter 54, section 1, of the laws of 1990:  
 54 For the acquisition of property, construction and rehabilitation of  
 55 article 31 community mental health facilities under the auspice of  
 56 municipalities and other public and not-for-profit private agencies  
 57 approved by the commissioner of the office of mental health, pursu-  
 58 ant to article 41 of the Mental Hygiene Law. Notwithstanding any  
 59 inconsistent provision of law to the contrary, these funds may be  
 60 expended for personal service and non-personal service, including

DEPARTMENT OF MENTAL HYGIENE

OFFICE OF MENTAL HEALTH

CAPITAL PROJECTS - REAPPROPRIATIONS 2008-09

1 fringe benefits, related to the administration of projects financed  
 2 through the issuance of medical care facilities finance agency  
 3 mental health services facilities improvement bonds authorized by  
 4 this appropriation or any prior appropriation in force. The funds  
 5 hereby appropriated shall be made available in accordance with a  
 6 comprehensive plan for proposed projects approved by the director of  
 7 the budget, and pursuant to a certificate of approval of availability  
 8 issued by the director of the budget with copies of the certificate  
 9 filed with the state comptroller, the chairperson of the  
 10 senate finance committee and the chairperson of the assembly ways  
 11 and means committee (50109007) ... 30,000,000 ..... (re. \$2,338,000)  
 12

13 Preservation of Facilities Purpose

14  
 15 By chapter 54, section 1, of the laws of 2007:  
 16 For the acquisition of property, construction and rehabilitation of  
 17 new facilities and/or relocation of existing community mental health  
 18 facilities under the auspice of municipalities and other public and  
 19 not-for-profit agencies, approved by the commissioner of the office  
 20 of mental health, pursuant to article 41 of the mental hygiene law  
 21 (50230703) ... 112,000,000 ..... (re. \$112,000,000)  
 22

23 By chapter 54, section 1, of the laws of 2006:  
 24 For the acquisition of property, construction and rehabilitation of  
 25 new facilities and/or relocation of existing community mental health  
 26 facilities under the auspice of municipalities and other public and  
 27 not-for-profit agencies, approved by the commissioner of the office  
 28 of mental health, pursuant to article 41 of the mental hygiene law  
 29 (50230603) ... 15,000,000 ..... (re. \$13,513,000)  
 30

31 By chapter 54, section 1, of the laws of 2003:  
 32 For the acquisition of property, construction and rehabilitation of  
 33 new facilities and/or relocation of existing community mental health  
 34 facilities under the auspice of municipalities and other public and  
 35 not-for-profit agencies, approved by the commissioner of the office  
 36 of mental health, pursuant to article 41 of the mental hygiene law  
 37 (50230303) ... 5,000,000 ..... (re. \$651,000)  
 38

39 By chapter 54, section 1, of the laws of 2001:  
 40 For the acquisition of property, construction, rehabilitation and/or  
 41 relocation of existing community mental health facilities under the  
 42 auspice of municipalities and other public and not-for-profit agencies,  
 43 approved by the commissioner of the office of mental health,  
 44 pursuant to article 41 of the mental hygiene law (50230103) .....  
 45 5,000,000 ..... (re. \$666,000)  
 46

47 DESIGN AND CONSTRUCTION SUPERVISION (CCP)

48  
49 Capital Projects Fund

50  
51 Preparation of Plans Purpose

52  
 53 By chapter 54, section 1, of the laws of 2007:  
 54 For payment to the design and construction management account of the  
 55 centralized services fund of the New York state office of general  
 56 services or to the dormitory authority of the state of New York for  
 57 the purpose of preparation and review of plans, specifications,  
 58 estimates, services, construction management and supervision,  
 59 inspection, studies, appraisals, surveys, testing and environmental  
 60 impact statements for new and existing projects. Upon approval of

DEPARTMENT OF MENTAL HYGIENE

OFFICE OF MENTAL HEALTH

CAPITAL PROJECTS - REAPPROPRIATIONS 2008-09

1 the director of the budget, funds from this appropriation may be  
 2 transferred to the office of mental retardation and developmental  
 3 disabilities and the office of alcoholism and substance abuse  
 4 services for payment to the dormitory authority of the state of New  
 5 York for preparation of plans purpose (50DC0730) .....  
 6 2,000,000 ..... (re. \$2,000,000)  
 7

8 By chapter 54, section 1, of the laws of 2006:  
 9 For payment to the design and construction management account of the  
 10 centralized services fund of the New York state office of general  
 11 services or to the dormitory authority of the state of New York for  
 12 the purpose of preparation and review of plans, specifications,  
 13 estimates, services, construction management and supervision,  
 14 inspection, studies, appraisals, surveys, testing and environmental  
 15 impact statements for new and existing projects. Upon approval of  
 16 the director of the budget, funds from this appropriation may be  
 17 transferred to the office of mental retardation and developmental  
 18 disabilities and the office of alcoholism and substance abuse  
 19 services for payment to the dormitory authority of the state of New  
 20 York for preparation of plans purpose (50DC0630) .....  
 21 2,000,000 ..... (re. \$117,000)  
 22

23 Mental Hygiene Capital Improvement Fund - 389

24  
25 Preparation of Plans Purpose  
26

27 By chapter 54, section 1, of the laws of 2007:  
 28 For payment to the design and construction management account of the  
 29 centralized services fund of the New York state office of general  
 30 services or to the dormitory authority of the state of New York for  
 31 the purpose of preparation and review of plans, specifications,  
 32 estimates, services, construction management and supervision,  
 33 inspection, studies, appraisals, surveys, testing and environmental  
 34 impact statements for new and existing projects. Upon request of the  
 35 commissioner of mental health and approval by the director of the  
 36 budget, this appropriation may be transferred to the dormitory  
 37 authority of the state of New York. Upon approval of the director of  
 38 the budget, funds from this appropriation may be transferred to the  
 39 office of mental retardation and developmental disabilities and the  
 40 office of alcoholism and substance abuse services for payment to the  
 41 dormitory authority of the state of New York for preparation of  
 42 plans purpose (50310730) ... 12,000,000 ..... (re. \$12,000,000)  
 43

44 By chapter 54, section 1, of the laws of 2006:  
 45 For payment to the design and construction management account of the  
 46 centralized services fund of the New York state office of general  
 47 services or to the dormitory authority of the state of New York for  
 48 the purpose of preparation and review of plans, specifications,  
 49 estimates, services, construction management and supervision,  
 50 inspection, studies, appraisals, surveys, testing and environmental  
 51 impact statements for new and existing projects. Upon request of the  
 52 commissioner of mental health and approval by the director of the  
 53 budget, this appropriation may be transferred to the dormitory  
 54 authority of the state of New York. Upon approval of the director of  
 55 the budget, funds from this appropriation may be transferred to the  
 56 office of mental retardation and developmental disabilities and the  
 57 office of alcoholism and substance abuse services for payment to the  
 58 dormitory authority of the state of New York for preparation of  
 59 plans purpose (50310630) ... 8,000,000 ..... (re. \$2,000,000)  
 60

DEPARTMENT OF MENTAL HYGIENE

OFFICE OF MENTAL HEALTH

CAPITAL PROJECTS - REAPPROPRIATIONS 2008-09

1 By chapter 54, section 1, of the laws of 2005:

2 For payment to the design and construction management account of the  
3 centralized services fund of the New York state office of general  
4 services or to the dormitory authority of the state of New York for  
5 the purpose of preparation and review of plans, specifications,  
6 estimates, services, construction management and supervision,  
7 inspection, studies, appraisals, surveys, testing and environmental  
8 impact statements for new and existing projects. Upon request of the  
9 commissioner of mental health and approval by the director of the  
10 budget, this appropriation may be transferred to the dormitory  
11 authority of the state of New York. Upon approval of the director of  
12 the budget, funds from this appropriation may be transferred to the  
13 office of mental retardation and developmental disabilities and the  
14 office of alcoholism and substance abuse services for payment to the  
15 dormitory authority of the state of New York for preparation of  
16 plans purpose (50310530) ... 8,000,000 ..... (re. \$2,000,000)  
17

18 By chapter 54, section 1, of the laws of 2004:

19 For payment to the design and construction management account of the  
20 centralized services fund of the New York state office of general  
21 services or to the dormitory authority of the state of New York for  
22 the purpose of preparation and review of plans, specifications,  
23 estimates, services, construction management and supervision,  
24 inspection, studies, appraisals, surveys, testing and environmental  
25 impact statements for new and existing projects. Upon request of the  
26 commissioner of mental health and approval by the director of the  
27 budget, this appropriation may be transferred to the dormitory  
28 authority of the state of New York. Upon approval of the director of  
29 the budget, funds from this appropriation may be transferred to the  
30 office of mental retardation and developmental disabilities and the  
31 office of alcoholism and substance abuse services for payment to the  
32 dormitory authority of the state of New York for preparation of  
33 plans purpose (50310430) ... 8,000,000 ..... (re. \$2,635,000)  
34

35 By chapter 54, section 1, of the laws of 2003:

36 For payment to the design and construction management account of the  
37 centralized services fund of the New York state office of general  
38 services or to the dormitory authority of the state of New York for  
39 the purpose of preparation and review of plans, specifications,  
40 estimates, services, construction management and supervision,  
41 inspection, studies, appraisals, surveys, testing and environmental  
42 impact statements for new and existing projects. Upon request of the  
43 commissioner of mental health and approval by the director of the  
44 budget, this appropriation may be transferred to the dormitory  
45 authority of the state of New York. Upon approval of the director of  
46 the budget, funds from this appropriation may be transferred to the  
47 office of mental retardation and developmental disabilities and the  
48 office of alcoholism and substance abuse services for payment to the  
49 dormitory authority of the state of New York for preparation of  
50 plans purpose (50310330) ... 8,000,000 ..... (re. \$300,000)  
51

52 EXECUTIVE DIRECTION (CCP)

53  
54 Mental Hygiene Capital Improvement Fund - 389

55  
56 Administration Purpose

57  
58 By chapter 54, section 1, of the laws of 2007:

59 For payment of personal service and nonpersonal service, including  
60 fringe benefits, related to the administration of the capital

DEPARTMENT OF MENTAL HYGIENE

OFFICE OF MENTAL HEALTH

CAPITAL PROJECTS - REAPPROPRIATIONS 2008-09

1 programs provided by the office of mental health for new and  
 2 reappropriated state operated institutional capital projects. Upon  
 3 request of the commissioner of mental health and approval by the  
 4 director of the budget, this appropriation may be transferred to the  
 5 dormitory authority of the state of New York (50990750) ...  
 6 3,717,000 ..... (re. \$3,547,000)  
 7

8 By chapter 54, section 1, of the laws of 2006:  
 9 For payment of personal service and nonpersonal service, including  
 10 fringe benefits, related to the administration of the capital  
 11 programs provided by the office of mental health for new and reap-  
 12 propriated state operated institutional capital projects. Upon  
 13 request of the commissioner of mental health and approval by the  
 14 director of the budget, this appropriation may be transferred to the  
 15 dormitory authority of the state of New York (50990650) .....  
 16 3,591,000 ..... (re. \$2,169,000)  
 17

18 By chapter 54, section 1, of the laws of 2004, as amended by chapter 54,  
 19 section 1, of the laws of 2005 as supplemented by a certificate of  
 20 transfer:  
 21 For payment of personal service and nonpersonal service, including  
 22 fringe benefits, related to the administration of the capital  
 23 programs provided by the office of mental health for new and reap-  
 24 propriated state operated institutional capital projects. Upon  
 25 request of the commissioner of mental health and approval by the  
 26 director of the budget, this appropriation may be transferred to the  
 27 dormitory authority of the state of New York (50990450) .....  
 28 3,591,000 ..... (re. \$428,000)  
 29

30 MAINTENANCE AND IMPROVEMENT OF EXISTING FACILITIES (CCP)

31  
 32 Capital Projects Fund  
 33  
 34 Energy Conservation Purpose  
 35

36 By chapter 54, section 1, of the laws of 2007:  
 37 For payment of the cost of construction, reconstruction and  
 38 improvements, including the preparation of designs, plans,  
 39 specifications and estimates for energy conservation improvements to  
 40 existing facilities and programs. Upon request of the commissioner  
 41 of mental health and approval by the director of the budget, this  
 42 appropriation may be transferred to the dormitory authority of the  
 43 state of New York (50050705) ... 4,200,000 ..... (re. \$4,200,000)  
 44

45 By chapter 54, section 1, of the laws of 2006:  
 46 For payment of the cost of construction, reconstruction and improve-  
 47 ments, including the preparation of designs, plans, specifications  
 48 and estimates for energy conservation improvements to existing  
 49 facilities and programs. Upon request of the commissioner of mental  
 50 health and approval by the director of the budget, this appropri-  
 51 ation may be transferred to the dormitory authority of the state of  
 52 New York (50050605) ... 4,200,000 ..... (re. \$1,383,000)  
 53

54 Environmental Protection or Improvements Purpose

55  
 56 By chapter 54, section 1, of the laws of 2007:  
 57 For payment of the cost of construction, reconstruction and  
 58 improvements, including the preparation of designs, plans,  
 59 specifications and estimates for environmental protection (50EP0706)  
 60 ... 8,010,000 ..... (re. \$8,010,000)

## DEPARTMENT OF MENTAL HYGIENE

## OFFICE OF MENTAL HEALTH

## CAPITAL PROJECTS - REAPPROPRIATIONS 2008-09

1 By chapter 54, section 1, of the laws of 2006:  
2 For payment of the cost of construction, reconstruction and improve-  
3 ments, including the preparation of designs, plans, specifications  
4 and estimates for environmental protection (50EP0606) .....  
5 6,550,000 ..... (re. \$4,330,000)  
6

7 By chapter 54, section 1, of the laws of 2005:  
8 For payment of the cost of construction, reconstruction and improve-  
9 ments, including the preparation of designs, plans, specifications  
10 and estimates for environmental protection (50EP0506) .....  
11 7,450,000 ..... (re. \$3,538,000)  
12

13 By chapter 54, section 1, of the laws of 2004:  
14 For payment of the cost of construction, reconstruction and improve-  
15 ments, including the preparation of designs, plans, specifications  
16 and estimates for environmental protection (50EP0406) .....  
17 6,550,000 ..... (re. \$341,000)  
18

19 By chapter 54, section 1, of the laws of 2003:  
20 For payment of the cost of construction, reconstruction and improve-  
21 ments, including the preparation of designs, plans, specifications  
22 and estimates for environmental protection (50EP0306) .....  
23 6,550,000 ..... (re. \$113,000)  
24

25 By chapter 54, section 1, of the laws of 2002:  
26 For payment of the cost of construction, reconstruction and improve-  
27 ments, including the preparation of designs, plans, specifications  
28 and estimates for environmental protection (50EP0206) .....  
29 5,000,000 ..... (re. \$222,000)  
30

31 By chapter 54, section 1, of the laws of 2001:  
32 For payment of the cost of construction, reconstruction and improve-  
33 ments, including the preparation of designs, plans, specifications  
34 and estimates for environmental protection (50EP0106) .....  
35 5,657,000 ..... (re. \$369,000)  
36

37 By chapter 54, section 1, of the laws of 2000:  
38 For payment of the cost of construction, reconstruction and improve-  
39 ments, including the preparation of designs, plans, specifications  
40 and estimates for environmental protection (50EP0006) .....  
41 3,638,000 ..... (re. \$360,000)  
42

43 Health and Safety Purpose  
44

45 By chapter 54, section 1, of the laws of 2007:  
46 For payment of the cost of construction, reconstruction and  
47 improvements, including the preparation of designs, plans,  
48 specifications and estimates, for health and safety improvements to  
49 existing facilities and programs, provided, however, that no  
50 expenditures may be made from this appropriation until a  
51 comprehensive plan of projects has been approved by the director of  
52 the budget. Upon request of the commissioner of mental health and  
53 approval by the director of the budget, this appropriation may be  
54 transferred to the dormitory authority of the state of New York  
55 (50HS0701) ... 4,000,000 ..... (re. \$3,577,000)  
56

57 By chapter 54, section 1, of the laws of 2006:  
58 For payment of the cost of construction, reconstruction and improve-  
59 ments, including the preparation of designs, plans, specifications

DEPARTMENT OF MENTAL HYGIENE

OFFICE OF MENTAL HEALTH

CAPITAL PROJECTS - REAPPROPRIATIONS 2008-09

1 and estimates, for health and safety improvements to existing facil-  
 2 ities and programs, provided, however, that no expenditures may be  
 3 made from this appropriation until a comprehensive plan of projects  
 4 has been approved by the director of the budget. Upon request of the  
 5 commissioner of mental health and approval by the director of the  
 6 budget, this appropriation may be transferred to the dormitory  
 7 authority of the state of New York (50HS0601) .....  
 8 4,000,000 ..... (re. \$1,430,000)  
 9

10 Minor Rehabilitation Purpose

11  
 12 By chapter 54, section 1, of the laws of 2007:  
 13 For minor alterations and improvements to various facilities,  
 14 including the payment of liabilities incurred prior to April 1,  
 15 2007, provided, however, that no expenditures may be made from this  
 16 appropriation until a comprehensive plan of projects has been  
 17 approved by the director of the budget (50380789) .....  
 18 4,000,000 ..... (re. \$4,000,000)  
 19

20 Preservation of Facilities Purpose

21  
 22 By chapter 54, section 1, of the laws of 2007:  
 23 For payment of the cost of construction, reconstruction and  
 24 improvements, including the preparation of designs, plans,  
 25 specifications and estimates to existing facilities and programs,  
 26 provided, however, that no expenditures may be made from this  
 27 appropriation until a comprehensive plan of projects has been  
 28 approved by the director of the budget (50PF0703) .....  
 29 13,800,000 ..... (re. \$13,765,000)  
 30

31 By chapter 54, section 1, of the laws of 2006:  
 32 For payment of the cost of construction, reconstruction and improve-  
 33 ments, including the preparation of designs, plans, specifications  
 34 and estimates to existing facilities and programs, provided, howev-  
 35 er, that no expenditures may be made from this appropriation until a  
 36 comprehensive plan of projects has been approved by the director of  
 37 the budget (50PF0603) ... 15,260,000 ..... (re. \$5,514,000)  
 38 For payment for the renovation, improvements, space management and/or  
 39 utilization activities at the St. Lawrence Psychiatric Center  
 40 (50SL0603) ... 5,000,000 ..... (re. \$5,000,000)  
 41

42 Mental Hygiene Capital Improvement Fund - 389

43  
44 Accreditation Purpose

45  
 46 By chapter 54, section 1, of the laws of 2007:  
 47 For payment of the cost of land acquisition, construction,  
 48 reconstruction and improvements, including the preparation of  
 49 designs, plans, specifications and estimates related to  
 50 accreditation improvements to existing facilities and programs. Upon  
 51 request of the commissioner of mental health and approval by the  
 52 director of the budget, this appropriation may be transferred to the  
 53 dormitory authority of the state of New York (50060702) ...  
 54 164,153,000 ..... (re. \$163,659,000)  
 55

56 The appropriation made by chapter 54, section 1, of the laws of 2006, is  
 57 hereby amended and reappropriated to read:

58 For payment of the cost of land acquisition, construction, recon-  
 59 struction and improvements, including the preparation of designs,  
 60 plans, specifications and estimates related to accreditation

DEPARTMENT OF MENTAL HYGIENE

OFFICE OF MENTAL HEALTH

CAPITAL PROJECTS - REAPPROPRIATIONS 2008-09

1 improvements to existing facilities and programs. Upon request of  
 2 the commissioner of mental health and approval by the director of  
 3 the budget, this appropriation may be transferred to the dormitory  
 4 authority of the state of New York (50060602) .....  
 5 [72,252,000] 70,352,000 ..... (re. \$61,474,000)  
 6

7 By chapter 54, section 1, of the laws of 2005:  
 8 For payment of the cost of land acquisition, construction, recon-  
 9 struction and improvements, including the preparation of designs,  
 10 plans, specifications and estimates related to accreditation  
 11 improvements to existing facilities and programs. Upon request of  
 12 the commissioner of mental health and approval by the director of  
 13 the budget, this appropriation may be transferred to the dormitory  
 14 authority of the state of New York (50060502) .....  
 15 45,212,000 ..... (re. \$32,699,000)  
 16

17 By chapter 54, section 1, of the laws of 2004:  
 18 For payment of the cost of land acquisition, construction, recon-  
 19 struction and improvements, including the preparation of designs,  
 20 plans, specifications and estimates related to accreditation  
 21 improvements to existing facilities and programs. Upon request of  
 22 the commissioner of mental health and approval by the director of  
 23 the budget, this appropriation may be transferred to the dormitory  
 24 authority of the state of New York (50060402) .....  
 25 8,500,000 ..... (re. \$4,189,000)  
 26

27 The appropriation made by chapter 54, section 1, of the laws of 2003, as  
 28 supplemented by certificate of transfer pursuant to the provisions  
 29 of section 93 of the state finance law, as amended, is hereby  
 30 amended and reappropriated to read:  
 31 For payment of the cost of land acquisition, construction, recon-  
 32 struction and improvements, including the preparation of designs,  
 33 plans, specifications and estimates related to accreditation  
 34 improvements to existing facilities and programs. Upon request of  
 35 the commissioner of mental health and approval by the director of  
 36 the budget, this appropriation may be transferred to the dormitory  
 37 authority of the state of New York (50060302) .....  
 38 [5,000,000] 6,900,000 ..... (re. \$1,672,000)  
 39

40 Environmental Protection or Improvements Purpose

41  
 42 By chapter 54, section 1, of the laws of 2007:  
 43 For payment of the cost of construction, reconstruction and  
 44 improvements, including the preparations of designs, plans,  
 45 specifications and estimates for environmental protection. Upon  
 46 request of the commissioner of mental health and approval by the  
 47 director of the budget, this appropriation may be transferred to the  
 48 dormitory authority of the state of New York (50060706) .....  
 49 500,000 ..... (re. \$500,000)  
 50

51 By chapter 54, section 1, of the laws of 2006:  
 52 For payment of the cost of construction, reconstruction and improve-  
 53 ments, including the preparations of designs, plans, specifications  
 54 and estimates for environmental protection. Upon request of the  
 55 commissioner of mental health and approval by the director of the  
 56 budget, this appropriation may be transferred to the dormitory  
 57 authority of the state of New York (50060606) .....  
 58 500,000 ..... (re. \$500,000)  
 59

DEPARTMENT OF MENTAL HYGIENE

OFFICE OF MENTAL HEALTH

CAPITAL PROJECTS - REAPPROPRIATIONS 2008-09

1 By chapter 54, section 1, of the laws of 2005:  
 2 For payment of the cost of construction, reconstruction and improve-  
 3 ments, including the preparations of designs, plans, specifications  
 4 and estimates for environmental protection. Upon request of the  
 5 commissioner of mental health and approval by the director of the  
 6 budget, this appropriation may be transferred to the dormitory  
 7 authority of the state of New York (50060506) .....  
 8 500,000 ..... (re. \$288,000)  
 9

10 By chapter 54, section 1, of the laws of 2003:  
 11 For payment of the cost of construction, reconstruction and improve-  
 12 ments, including the preparations of designs, plans, specifications  
 13 and estimates for environmental protection. Upon request of the  
 14 commissioner of mental health and approval by the director of the  
 15 budget, this appropriation may be transferred to the dormitory  
 16 authority of the state of New York (50160306) .....  
 17 2,000,000 ..... (re. \$688,000)  
 18

19 Health and Safety Purpose

20  
 21 By chapter 54, section 1, of the laws of 2007:  
 22 For payment of the cost of construction, reconstruction and  
 23 improvements, including the preparation of designs, plans,  
 24 specifications and estimates, for health and safety improvements to  
 25 existing facilities and programs, provided, however, that no  
 26 expenditures may be made from this appropriation until a  
 27 comprehensive plan of projects has been approved by the director of  
 28 the budget. Upon request of the commissioner of mental health and  
 29 approval by the director of the budget, this appropriation may be  
 30 transferred to the dormitory authority of the state of New York  
 31 (50010701) ... 28,963,000 ..... (re. \$28,757,000)  
 32

33 By chapter 54, section 1, of the laws of 2006:  
 34 For payment of the cost of construction, reconstruction and improve-  
 35 ments, including the preparation of designs, plans, specifications  
 36 and estimates, for health and safety improvements to existing facil-  
 37 ities and programs, provided, however, that no expenditures may be  
 38 made from this appropriation until a comprehensive plan of projects  
 39 has been approved by the director of the budget. Upon request of the  
 40 commissioner of mental health and approval by the director of the  
 41 budget, this appropriation may be transferred to the dormitory  
 42 authority of the state of New York (50010601) .....  
 43 19,130,000 ..... (re. \$6,423,000)  
 44

45 By chapter 54, section 1, of the laws of 2005:  
 46 For payment of the cost of construction, reconstruction and improve-  
 47 ments, including the preparation of designs, plans, specifications  
 48 and estimates, for health and safety improvements to existing facil-  
 49 ities and programs, provided, however, that no expenditures may be  
 50 made from this appropriation until a comprehensive plan of projects  
 51 has been approved by the director of the budget. Upon request of the  
 52 commissioner of mental health and approval by the director of the  
 53 budget, this appropriation may be transferred to the dormitory  
 54 authority of the state of New York (50010501) .....  
 55 43,797,000 ..... (re. \$11,820,000)  
 56

57 By chapter 54, section 1, of the laws of 2004:  
 58 For payment of the cost of construction, reconstruction and improve-  
 59 ments, including the preparation of designs, plans, specifications  
 60 and estimates, for health and safety improvements to existing facil-

DEPARTMENT OF MENTAL HYGIENE

OFFICE OF MENTAL HEALTH

CAPITAL PROJECTS - REAPPROPRIATIONS 2008-09

1 ities and programs, provided, however, that no expenditures may be  
 2 made from this appropriation until a comprehensive plan of projects  
 3 has been approved by the director of the budget. Upon request of the  
 4 commissioner of mental health and approval by the director of the  
 5 budget, this appropriation may be transferred to the dormitory  
 6 authority of the state of New York (50010401) .....  
 7 29,350,000 ..... (re. \$3,519,000)  
 8

9 By chapter 54, section 1, of the laws of 2003:

10 For payment of the cost of construction, reconstruction and improve-  
 11 ments, including the preparation of designs, plans, specifications  
 12 and estimates, for health and safety improvements to existing facil-  
 13 ities and programs, provided, however, that no expenditures may be  
 14 made from this appropriation until a comprehensive plan of projects  
 15 has been approved by the director of the budget. Upon request of the  
 16 commissioner of mental health and approval by the director of the  
 17 budget, this appropriation may be transferred to the dormitory  
 18 authority of the state of New York (50010301) .....  
 19 45,000,000 ..... (re. \$2,193,000)  
 20

21 By chapter 54, section 1, of the laws of 2002:

22 For payment of the cost of construction, reconstruction and improve-  
 23 ments, including the preparation of designs, plans, specifications  
 24 and estimates, for health and safety improvements to existing facil-  
 25 ities and programs, provided, however, that no expenditures may be  
 26 made from this appropriation until a comprehensive plan of projects  
 27 has been approved by the director of the budget. Upon request of the  
 28 commissioner of mental health and approval by the director of the  
 29 budget, this appropriation may be transferred to the dormitory  
 30 authority of the state of New York (50010201) .....  
 31 46,705,000 ..... (re. \$6,027,000)  
 32

33 By chapter 54, section 1, of the laws of 2001:

34 For payment of the cost of construction, reconstruction and improve-  
 35 ments, including the preparation of designs, plans, specifications  
 36 and estimates, for health and safety improvements to existing facil-  
 37 ities and programs, provided, however, that no expenditures may be  
 38 made from this appropriation until a comprehensive plan of projects  
 39 has been approved by the director of the budget. Upon request of the  
 40 commissioner of mental health and approval by the director of the  
 41 budget, this appropriation may be transferred to the dormitory  
 42 authority of the state of New York (50010101) .....  
 43 9,474,000 ..... (re. \$509,000)  
 44

45 Preservation of Facilities Purpose

46  
47 By chapter 54, section 1, of the laws of 2007:

48 For payment of the cost of construction, reconstruction and  
 49 improvements, including the preparation of designs, plans,  
 50 specifications and estimates, and minor rehabilitation and  
 51 improvements for the preservation of existing facilities and  
 52 programs, provided, however, that no expenditures may be made from  
 53 this appropriation until a comprehensive plan of projects has been  
 54 approved by the director of the budget. Upon request of the  
 55 commissioner of mental health and approval by the director of the  
 56 budget, this appropriation may be transferred to the dormitory  
 57 authority of the state of New York (50030703) .....  
 58 34,946,000 ..... (re. \$34,946,000)  
 59

DEPARTMENT OF MENTAL HYGIENE

OFFICE OF MENTAL HEALTH

CAPITAL PROJECTS - REAPPROPRIATIONS 2008-09

1 By chapter 54, section 1, of the laws of 2006:  
 2 For payment of the cost of construction, reconstruction and improve-  
 3 ments, including the preparation of designs, plans, specifications  
 4 and estimates, and minor rehabilitation and improvements for the  
 5 preservation of existing facilities and programs, provided, however,  
 6 that no expenditures may be made from this appropriation until a  
 7 comprehensive plan of projects has been approved by the director of  
 8 the budget. Upon request of the commissioner of mental health and  
 9 approval by the director of the budget, this appropriation may be  
 10 transferred to the dormitory authority of the state of New York  
 11 (50030603) ... 21,804,000 ..... (re. \$16,434,000)  
 12

13 By chapter 54, section 1, of the laws of 2005:  
 14 For payment of the cost of construction, reconstruction and improve-  
 15 ments, including the preparation of designs, plans, specifications  
 16 and estimates, and minor rehabilitation and improvements for the  
 17 preservation of existing facilities and programs, provided, however,  
 18 that no expenditures may be made from this appropriation until a  
 19 comprehensive plan of projects has been approved by the director of  
 20 the budget. Upon request of the commissioner of mental health and  
 21 approval by the director of the budget, this appropriation may be  
 22 transferred to the dormitory authority of the state of New York  
 23 (50030503) ... 25,045,000 ..... (re. \$9,954,000)  
 24

25 By chapter 54, section 1, of the laws of 2004:  
 26 For payment of the cost of construction, reconstruction and improve-  
 27 ments, including the preparation of designs, plans, specifications  
 28 and estimates, and minor rehabilitation and improvements for the  
 29 preservation of existing facilities and programs, provided, however,  
 30 that no expenditures may be made from this appropriation until a  
 31 comprehensive plan of projects has been approved by the director of  
 32 the budget. Upon request of the commissioner of mental health and  
 33 approval by the director of the budget, this appropriation may be  
 34 transferred to the dormitory authority of the state of New York  
 35 (50030403) ... 29,350,000 ..... (re. \$10,136,000)  
 36

37 By chapter 54, section 1, of the laws of 2003:  
 38 For payment of the cost of construction, reconstruction and improve-  
 39 ments, including the preparation of designs, plans, specifications  
 40 and estimates, and minor rehabilitation and improvements for the  
 41 preservation of existing facilities and programs, provided, however,  
 42 that no expenditures may be made from this appropriation until a  
 43 comprehensive plan of projects has been approved by the director of  
 44 the budget. Upon request of the commissioner of mental health and  
 45 approval by the director of the budget, this appropriation may be  
 46 transferred to the dormitory authority of the state of New York  
 47 (50030303) ... 21,700,000 ..... (re. \$2,749,000)  
 48

49 By chapter 54, section 1, of the laws of 2002:  
 50 For payment of the cost of construction, reconstruction and improve-  
 51 ments, including the preparation of designs, plans, specifications  
 52 and estimates, and minor rehabilitation and improvements for the  
 53 preservation of existing facilities and programs, provided, however,  
 54 that no expenditures may be made from this appropriation until a  
 55 comprehensive plan of projects has been approved by the director of  
 56 the budget. Upon request of the commissioner of mental health and  
 57 approval by the director of the budget, this appropriation may be  
 58 transferred to the dormitory authority of the state of New York  
 59 (50030203) ... 35,677,000 ..... (re. \$2,100,000)  
 60

DEPARTMENT OF MENTAL HYGIENE

OFFICE OF MENTAL HEALTH

CAPITAL PROJECTS - REAPPROPRIATIONS 2008-09

1 By chapter 54, section 1, of the laws of 2001:  
2 For payment of the cost of construction, reconstruction and improve-  
3 ments, including the preparation of designs, plans, specifications  
4 and estimates, and minor rehabilitation and improvements for the  
5 preservation of existing facilities and programs, provided, however,  
6 that no expenditures may be made from this appropriation until a  
7 comprehensive plan of projects has been approved by the director of  
8 the budget. Upon request of the commissioner of mental health and  
9 approval by the director of the budget, this appropriation may be  
10 transferred to the dormitory authority of the state of New York  
11 (50030103) ... 37,933,000 ..... (re. \$9,859,000)  
12  
13 Program Improvement or Program Change Purpose  
14  
15 By chapter 54, section 1, of the laws of 2007:  
16 For payment of the cost of construction, reconstruction and  
17 improvements, including the preparation of designs, plans,  
18 specifications and estimates related to improvements or changes to  
19 existing facilities and programs. Upon request of the commissioner  
20 of mental health and approval by the director of the budget, this  
21 appropriation may be transferred to the dormitory authority of the  
22 state of New York (50080708) ... 46,208,000 ..... (re. \$46,208,000)  
23  
24 By chapter 54, section 1, of the laws of 2006:  
25 For payment of the cost of construction, reconstruction and improve-  
26 ments, including the preparation of designs, plans, specifications  
27 and estimates related to improvements or changes to existing facili-  
28 ties and programs, including for costs associated with the civil  
29 commitment of persons convicted of sexually violent offenses in  
30 accordance with the mental hygiene law directly upon their release  
31 or conditional release from a correctional facility. Upon request  
32 of the commissioner of mental health and approval by the director of  
33 the budget, this appropriation may be transferred to the dormitory  
34 authority of the state of New York (50080608) .....  
35 85,473,000 ..... (re. \$69,675,000)  
36  
37 By chapter 54, section 1, of the laws of 2005:  
38 For payment of the cost of construction, reconstruction and improve-  
39 ments, including the preparation of designs, plans, specifications  
40 and estimates related to improvements or changes to existing facili-  
41 ties and programs, provided, however, that no expenditures may be  
42 made from this appropriation until a comprehensive plan of projects  
43 has been approved by the director of the budget. Upon request of the  
44 commissioner of mental health and approval by the director of the  
45 budget, this appropriation may be transferred to the dormitory  
46 authority of the state of New York (50080508) .....  
47 14,146,000 ..... (re. \$5,145,000)  
48  
49 By chapter 54, section 1, of the laws of 2004:  
50 For payment of the cost of construction, reconstruction and improve-  
51 ments, including the preparation of designs, plans, specifications  
52 and estimates related to improvements or changes to existing facili-  
53 ties and programs, provided, however, that no expenditures may be  
54 made from this appropriation until a comprehensive plan of projects  
55 has been approved by the director of the budget. Upon request of the  
56 commissioner of mental health and approval by the director of the  
57 budget, this appropriation may be transferred to the dormitory  
58 authority of the state of New York (50080408) .....  
59 11,000,000 ..... (re. \$1,647,000)  
60

DEPARTMENT OF MENTAL HYGIENE

OFFICE OF MENTAL HEALTH

CAPITAL PROJECTS - REAPPROPRIATIONS 2008-09

1 By chapter 54, section 1, of the laws of 2003:  
 2 For payment of the cost of construction, reconstruction and improve-  
 3 ments, including the preparation of designs, plans, specifications  
 4 and estimates related to improvements or changes to existing facili-  
 5 ties and programs, provided, however, that no expenditures may be  
 6 made from this appropriation until a comprehensive plan of projects  
 7 has been approved by the director of the budget. Upon request of the  
 8 commissioner of mental health and approval by the director of the  
 9 budget, this appropriation may be transferred to the dormitory  
 10 authority of the state of New York (50080308) .....  
 11 18,000,000 ..... (re. \$2,862,000)  
 12

13 By chapter 54, section 1, of the laws of 2002:  
 14 For payment of the cost of construction, reconstruction and improve-  
 15 ments, including the preparation of designs, plans, specifications  
 16 and estimates related to improvements or changes to existing facili-  
 17 ties and programs, provided, however, that no expenditures may be  
 18 made from this appropriation until a comprehensive plan of projects  
 19 has been approved by the director of the budget. Upon request of the  
 20 commissioner of mental health and approval by the director of the  
 21 budget, this appropriation may be transferred to the dormitory  
 22 authority of the state of New York (50080208) .....  
 23 24,290,000 ..... (re. \$2,000,000)  
 24

25 By chapter 54, section 1, of the laws of 2001:  
 26 For payment of the cost of construction, reconstruction and improve-  
 27 ments, including the preparation of designs, plans, specifications  
 28 and estimates related to improvements or changes to existing facili-  
 29 ties and programs, provided, however, that no expenditures may be  
 30 made from this appropriation until a comprehensive plan of projects  
 31 has been approved by the director of the budget. Upon request of the  
 32 commissioner of mental health and approval by the director of the  
 33 budget, this appropriation may be transferred to the dormitory  
 34 authority of the state of New York (50080108) .....  
 35 25,001,000 ..... (re. \$6,776,000)  
 36

37 NON-BONDABLE PROJECTS (CCP)

38  
39 Capital Projects Fund

40  
41 Non-Bondable Purpose

42  
43 By chapter 54, section 1, of the laws of 2000:  
 44 For transfer to the Mental Hygiene Capital Improvement Fund for  
 45 reimbursement of the non-bondable cost of institutional projects  
 46 authorized by appropriations or reappropriations funded from the  
 47 Mental Hygiene Capital Improvement Fund including liabilities  
 48 incurred prior to April 1, 2000 or for payment to the dormitory  
 49 authority of the state of New York for defeasance of bonds. Upon  
 50 request of the commissioner of mental health and approval by the  
 51 director of the budget, this appropriation may be transferred to the  
 52 dormitory authority of the state of New York (50FO00NB) .....  
 53 8,000,000 ..... (re. \$8,000,000)  
 54

DEPARTMENT OF MENTAL HYGIENE

OFFICE OF MENTAL HEALTH

CAPITAL PROJECTS - REAPPROPRIATIONS 2008-09

(APPROPRIATED TO THE FACILITIES DEVELOPMENT CORPORATION)

EXECUTIVE DIRECTION (CCP)

Capital Projects Fund

Preservation of Facilities Purpose

By chapter 1, section 8, of the laws of 1965, as amended by chapter 54, section 1, of the laws of 2006:

(1) The payment of all claims for personal injury, death or property damage for which the New York State Medical Care Facilities Finance Agency or the facilities development corporation or the dormitory authority might be liable occurring upon, in or about any projects covered by the Agreement of Lease entered into by the facilities development corporation, the department of mental hygiene and the New York State Medical Care Facilities Finance Agency under date of October 1, 1987 as from time to time amended and supplemented and any and all penalties, costs, including attorneys' fees, claims, demands and causes of action due directly or indirectly to the use, disuse, misuse or interest in such projects; (2) in the case of damage, loss or destruction of any such project, or any part of any such project, the payment of the costs of repairing, restoring, rebuilding or replacing the same in accordance with the obligations of the facilities development corporation so to do from the proceeds of insurance under the provisions of paragraph (b) of section 3.04 of the Agreement of Lease; and (3) payments to the New York State Medical Care Facilities Finance Agency of moneys at the times and in the amounts that annual rentals would be due with respect to each project during such time or times as each such project may be damaged or destroyed and not available for use by the department of mental hygiene in accordance with the terms of the Agreement of Lease.

Notwithstanding the provisions of any general or special law, the facilities development corporation may assign to the New York State Medical Care Facilities Finance Agency all or any portion of the moneys hereby appropriated for the purposes hereinabove set forth.

Notwithstanding the foregoing, in the event the appropriation is insufficient to cover the losses, upon notification from the Facilities Development Corporation, the director of the division of the budget shall submit a request for additional appropriations to cover the additional losses. Upon approval by the director of the budget, funds from this appropriation may be transferred to the office of mental retardation and developmental disabilities and the office of alcoholism and substance abuse services for payment to the dormitory authority of the state of New York (00638103) ..... 4,000,000 ..... (re. \$2,445,000)

1  
2  
3  
4  
5  
6  
7  
8  
9  
10  
11  
12  
13  
14  
15  
16  
17  
18  
19  
20  
21  
22  
23  
24  
25  
26  
27  
28  
29  
30  
31  
32  
33  
34  
35  
36  
37  
38  
39  
40  
41  
42  
43  
44  
45  
46  
47  
48  
49

DEPARTMENT OF MENTAL HYGIENE

OFFICE OF MENTAL RETARDATION AND DEVELOPMENTAL DISABILITIES

STATE OPERATIONS AND AID TO LOCALITIES 2008-09

1 For payment according to the following schedule:

	APPROPRIATIONS	REAPPROPRIATIONS
5 General Fund - State and Local .....	1,425,927,000	3,192,000
6 Special Revenue Funds - Federal .....	630,000	3,266,000
7 Special Revenue Funds - Other .....	2,808,550,000	0
8 Capital Projects Funds .....	192,420,000	296,245,000
9 Enterprise Funds.....	2,456,000	0
10 Internal Service Funds.....	350,000	0
11	-----	-----
12 All Funds .....	4,430,333,000	302,703,000
13	=====	=====

14  
15 AGENCY BUDGET SUMMARY OF NEW APPROPRIATIONS

17 Fund Type	State Operations	Aid to Localities	Capital Projects	Total
19 -----				
20 GF-St/Local	0	1,425,927,000	0	1,425,927,000
21 SR-Federal	630,000	0	0	630,000
22 SR-Other	1,973,209,000	835,341,000	0	2,808,550,000
23 Cap Proj	0	0	192,420,000	192,420,000
24 Enterprise	2,456,000	0	0	2,456,000
25 Internal Srv	350,000	0	0	350,000
26 -----				
27 All Funds	1,976,645,000	2,261,268,000	192,420,000	4,430,333,000
28	=====	=====	=====	=====

29  
30 SCHEDULE

31  
32 CENTRAL COORDINATION AND SUPPORT PROGRAM ..... 107,549,000

33 -----  
34  
35 Special Revenue Funds - Federal / State Operations  
36 Federal Operating Grants Fund - 290

37  
38 For services and expenses related to the  
39 administration of the federal senior  
40 companions program ..... 280,000  
41 For services and expenses associated with  
42 housing counseling assistance and training  
43 programs ..... 350,000  
44 -----  
45 Program fund subtotal ..... 630,000  
46 -----

47  
48 Special Revenue Funds - Other / State Operations  
49 Miscellaneous Special Revenue Fund - 339  
50 Mental Hygiene Patient Income Account

51  
52 Notwithstanding any other provision of law,  
53 the money hereby appropriated may be  
54 increased or decreased by interchange,  
55 with any appropriation of the office of  
56 mental retardation and developmental disa-  
57 bilities, and may be increased or  
58 decreased by transfer or suballocation  
59 between these appropriated amounts and  
60 appropriations of the department of

DEPARTMENT OF MENTAL HYGIENE

OFFICE OF MENTAL RETARDATION AND DEVELOPMENTAL DISABILITIES

STATE OPERATIONS AND AID TO LOCALITIES 2008-09

1 health, the office of medicaid inspector  
 2 general, the office of mental health, and  
 3 the office of alcoholism and substance  
 4 abuse services with the approval of the  
 5 director of the budget who shall file such  
 6 approval with the department of audit and  
 7 control and copies thereof with the chair-  
 8 man of the senate finance committee and  
 9 the chairman of the assembly ways and  
 10 means committee. The state comptroller is  
 11 hereby authorized and directed to loan  
 12 money in accordance with the provisions  
 13 set forth in subdivision 5 of section 4 of  
 14 the state finance law to the mental  
 15 hygiene patient income account.

16  
 17 PERSONAL SERVICE

18

19 Personal service--regular .....	52,992,000
20 Temporary service .....	2,378,000
21 Holiday/overtime compensation .....	318,000
22	-----
23 Amount available for personal service ....	55,688,000
24	-----

25  
 26 NONPERSONAL SERVICE

27

28 Supplies and materials .....	1,688,000
29 Travel .....	1,265,000
30 Contractual services .....	20,888,000
31 Equipment .....	1,674,000
32 Fringe Benefits .....	25,366,000
33	-----
34 Amount available for nonpersonal service .	50,881,000
35	-----
36 Program account subtotal .....	106,569,000
37	-----

38  
 39 Internal Service Fund / State Operations  
 40 Miscellaneous Internal Service Fund - 334  
 41 OMRDD Copy Center Account

42  
 43 For services and expenses associated with  
 44 the office of mental retardation and  
 45 developmental disabilities copy center.

46  
 47 NONPERSONAL SERVICE

48

49 Contractual services .....	350,000
50	-----
51 Program account subtotal .....	350,000
52	-----

53  
 54 COMMUNITY SERVICES PROGRAM ..... 3,474,871,000  
 55 -----

56  
 57 General Fund / Aid to Localities  
 58 Local Assistance Account - 001

## DEPARTMENT OF MENTAL HYGIENE

## OFFICE OF MENTAL RETARDATION AND DEVELOPMENTAL DISABILITIES

## STATE OPERATIONS AND AID TO LOCALITIES 2008-09

1 For services and expenses of the community  
2 services program, net of disallowances,  
3 for community mental retardation and  
4 developmental disabilities programs pursu-  
5 ant to article 41 of the mental hygiene  
6 law, and/or chapter 620 of the laws of  
7 1974, chapter 660 of the laws of 1977,  
8 chapter 412 of the laws of 1981, chapter  
9 27 of the laws of 1987, chapter 729 of the  
10 laws of 1989, chapter 329 of the laws of  
11 1993 and other provisions of the mental  
12 hygiene law.

13 Notwithstanding any other provision of law,  
14 advances and reimbursement made pursuant  
15 to subdivision (d) of section 41.15 and  
16 section 41.18 of the mental hygiene law  
17 shall be apportioned pursuant to a plan  
18 and in a manner prescribed by the agency  
19 head and approved by the director of the  
20 budget. No expenditure shall be made until  
21 a certificate of allocation has been  
22 approved by the director of the budget and  
23 copies thereof filed with the state comp-  
24 troller, and the chairs of the senate  
25 finance and assembly ways and means  
26 committees. The moneys hereby appropriated  
27 are available to reimburse or advance  
28 localities and voluntary non-profit agen-  
29 cies for expenditures made during local  
30 fiscal periods commencing January 1, 2008,  
31 April 1, 2008 or July 1, 2008, and for  
32 advances for the 3 month period beginning  
33 January 1, 2009.

34 Notwithstanding the provisions of article 41  
35 of the mental hygiene law or any other  
36 inconsistent provision of law, rule or  
37 regulation, the commissioner, with the  
38 approval of the director of the budget,  
39 may contract with voluntary agencies that  
40 are receiving, or are eligible to receive,  
41 state aid directly or through written  
42 agreements with local governments pursuant  
43 to article 41 of the mental hygiene law.  
44 The commissioner, pursuant to such  
45 contract and in the manner provided there-  
46 in, may pay all or a portion of the  
47 expenses incurred by such voluntary agen-  
48 cies arising out of loans which are funded  
49 from the proceeds of bonds and notes  
50 issued by the dormitory authority of the  
51 state of New York. Such expenses may  
52 include, but shall not be limited to,  
53 amounts relating to principal and interest  
54 and any other fees and charges arising  
55 from such loans.

56 Notwithstanding any inconsistent provision  
57 of law, reimbursement from this appropri-  
58 ation for services delivered under the  
59 medical assistance program shall be pursu-

## DEPARTMENT OF MENTAL HYGIENE

## OFFICE OF MENTAL RETARDATION AND DEVELOPMENTAL DISABILITIES

## STATE OPERATIONS AND AID TO LOCALITIES 2008-09

1 ant to economic and efficient rates of  
2 payments, which recognize consumer choice,  
3 established by the commissioner, and  
4 approved by the director of the budget.  
5 Notwithstanding any inconsistent provision  
6 of law, the director of the budget is  
7 authorized to make suballocations from  
8 this appropriation to the department of  
9 health medical assistance program.

10 Notwithstanding any inconsistent provision  
11 of law, the amount hereby appropriated  
12 shall be available for the designated  
13 purposes, less the amount, as certified by  
14 the director of the budget, of any trans-  
15 fers from the general fund to the tobacco  
16 control and insurance initiatives pool  
17 established pursuant to section 2807-v of  
18 the public health law, to reflect the  
19 state savings attributable to this program  
20 resulting from an increase in the federal  
21 medical assistance percentage available to  
22 the state pursuant to the applicable  
23 provisions of the federal social security  
24 act.

25 Notwithstanding any other provision of law,  
26 the money hereby appropriated may be  
27 increased or decreased by interchange,  
28 with any appropriation of the office of  
29 mental retardation and developmental dis-  
30 abilities with the approval of the di-  
31 rector of the budget who shall file such  
32 approval with the department of audit and  
33 control and copies thereof with the  
34 chairman of the senate finance committee  
35 and the chairman of the assembly ways and  
36 means committee.

37 Notwithstanding any inconsistent provision  
38 of law, moneys from this appropriation may  
39 be used for state aid of up to 100 percent  
40 of the net deficit costs of day training  
41 programs.

42 Notwithstanding any inconsistent provision  
43 of law, moneys from this appropriation may  
44 be used for expenses incurred by the  
45 office of mental retardation and develop-  
46 mental disabilities that may arise from  
47 the assumption of operational responsibil-  
48 ity for programs when operating certif-  
49 icates for such programs cease to be in  
50 effect.

51 Notwithstanding any inconsistent provision  
52 of law, and pursuant to criteria estab-  
53 lished by the commissioner of the office  
54 of mental retardation and developmental  
55 disabilities and approved by the director  
56 of the budget, expenditures may be made  
57 from this appropriation for residential  
58 facilities which are pending recertif-  
59 ication as intermediate care facilities  
60 for the developmentally disabled.

## DEPARTMENT OF MENTAL HYGIENE

## OFFICE OF MENTAL RETARDATION AND DEVELOPMENTAL DISABILITIES

## STATE OPERATIONS AND AID TO LOCALITIES 2008-09

1 Notwithstanding any inconsistent provision  
2 of law, moneys from this appropriation may  
3 be used for state aid of up to 100 percent  
4 of the net operating costs related to the  
5 provision of family support services,  
6 including up to \$425,000 for services to  
7 persons with epilepsy. Notwithstanding any  
8 inconsistent provision of law, up to  
9 \$448,000 shall be made available to the  
10 epilepsy coalition of New York state.

11 Notwithstanding the provisions of section  
12 41.36 of the mental hygiene law and any  
13 other inconsistent provision of law,  
14 moneys from this appropriation may be used  
15 for payment up to \$250 per year per  
16 client, at such times and in such manner  
17 as determined by the commissioner on the  
18 basis of financial need for the personal  
19 needs of each client residing in volun-  
20 tary-operated community residences and  
21 voluntary-operated community residential  
22 alternatives, including individualized  
23 residential alternatives under the home  
24 and community based services waiver. The  
25 commissioner shall, subject to the  
26 approval of the director of the budget,  
27 alter existing advance payment schedules  
28 for voluntary-operated community resi-  
29 dences established pursuant to subdivision  
30 (h) of section 41.36 of the mental hygiene  
31 law.

32 Notwithstanding the provisions of section  
33 16.23 of the mental hygiene law and any  
34 other inconsistent provision of law, with  
35 relation to the operation of certified  
36 family care homes, including family care  
37 homes sponsored by voluntary not-for-pro-  
38 fit agencies, moneys from this appropri-  
39 ation may be used for payments to purchase  
40 general services including but not limited  
41 to respite providers, up to a maximum of  
42 14 days, at rates to be established by the  
43 commissioner and approved by the director  
44 of the budget in consideration of factors  
45 including, but not limited to, geographic  
46 area and number of clients cared for in  
47 the home and for payment at the rate of  
48 \$600 per year on the basis of financial  
49 need for the personal needs of each client  
50 residing in the family care home.

51 Notwithstanding the provisions of subdivi-  
52 sion 12 of section 8 of the state finance  
53 law and any other inconsistent provision  
54 of law, moneys from this appropriation may  
55 be used for expenses of family care homes  
56 including payments to operators of certi-  
57 fied family care homes for damages caused  
58 by clients to personal and real property

DEPARTMENT OF MENTAL HYGIENE

OFFICE OF MENTAL RETARDATION AND DEVELOPMENTAL DISABILITIES

STATE OPERATIONS AND AID TO LOCALITIES 2008-09

1 in accordance with standards established  
2 by the commissioner and approved by the  
3 director of the budget.

4 Notwithstanding any inconsistent provision  
5 of law, moneys from this appropriation may  
6 be used for appropriate day program  
7 services and residential services includ-  
8 ing, but not limited to, direct housing  
9 subsidies to individuals, start-up  
10 expenses for family care providers, envi-  
11 ronmental modifications, adaptive technol-  
12 ogies, appraisals, property options,  
13 feasibility studies and preoperational  
14 expenses.

15 Notwithstanding any inconsistent provision  
16 of law, moneys from this appropriation may  
17 be used for the operation of clinics  
18 licensed pursuant to article 16 of the  
19 mental hygiene law and operated by volun-  
20 tary non-profit providers, for appropriate  
21 clinical services including, but not  
22 limited to, supportive and habilitative  
23 services consistent with the home and  
24 community based services waiver.

25 Notwithstanding any inconsistent provision  
26 of law, moneys from this appropriation may  
27 be used for expenditure in accordance with  
28 the provisions of part C of chapter 57 of  
29 the laws of 2006, for those programs  
30 eligible under paragraph (ii) of subdivi-  
31 sion 4 of section 1 of such part.

32 Notwithstanding any inconsistent provision  
33 of law, moneys from this appropriation may  
34 be used for services and expenses associ-  
35 ated with the NYS-CARES initiative related  
36 to the operation of certified and noncer-  
37 tified voluntary operated community resi-  
38 dential program alternatives including  
39 family care and community day program  
40 alternatives consistent with economic and  
41 efficient rates of payment and amounts,  
42 which recognize consumer choice, estab-  
43 lished by the commissioner, and approved  
44 by the director of the budget.

45 Notwithstanding any inconsistent provision  
46 of law, the following appropriation  
47 amounts shall be net of refunds, rebates,  
48 reimbursements, and credits.

49 Funds appropriated herein shall be available  
50 in accordance with the following:

51 For the state share of medical assistance  
52 services expense incurred by the depart-  
53 ment of health for the provision of  
54 medical assistance services to the devel-  
55 opmentally disabled ..... 1,250,449,000

56 For services and expenses related to the  
57 provision of residential services to the  
58 developmentally disabled ..... 31,955,000

DEPARTMENT OF MENTAL HYGIENE

OFFICE OF MENTAL RETARDATION AND DEVELOPMENTAL DISABILITIES

STATE OPERATIONS AND AID TO LOCALITIES 2008-09

1 For services and expenses related to the  
 2 provision of day program services to the  
 3 developmentally disabled ..... 2,963,000  
 4 For services and expenses related to the  
 5 provision of family support services to  
 6 the developmentally disabled ..... 56,341,000  
 7 For services and expenses related to the  
 8 provision of workshop, day training and  
 9 employment services to the developmentally  
 10 disabled ..... 82,641,000  
 11 For other services and expenses provided to  
 12 the developmentally disabled including but  
 13 not limited to hepatitis B, care at home  
 14 waiver, epilepsy services, special olymp-  
 15 pics and voluntary fingerprinting ..... 1,578,000

16 -----  
 17 Program account subtotal ..... 1,425,927,000  
 18 -----

19  
 20 Special Revenue Funds - Other / Aid to Localities  
 21 Combined Nonexpendable Trust Fund - 332  
 22 VOICF/HCBS Advance Account

23  
 24 For the provision of temporary loans to  
 25 voluntary providers to address short term  
 26 delays in medical assistance reimbursement  
 27 within the first 12 months of operation,  
 28 provided, however, no payments shall be  
 29 made from this appropriation until a writ-  
 30 ten repayment agreement is entered into  
 31 between the office of mental retardation  
 32 and developmental disabilities and the  
 33 appropriate provider agency, subject to  
 34 the approval of the director of the budg-  
 35 et. Each and every such repayment agree-  
 36 ment shall include a repayment schedule  
 37 which states the date or dates on which  
 38 the amount of each part or all of the  
 39 expenditures from this appropriation shall  
 40 be repaid to the state and shall contain  
 41 such other terms and conditions as deter-  
 42 mined by the director of the budget ..... 3,000,000

43 -----  
 44 Program account subtotal ..... 3,000,000  
 45 -----

46  
 47 Special Revenue Funds - Other / State Operations  
 48 Miscellaneous Special Revenue Fund - 339  
 49 Mental Hygiene Patient Income Account

50  
 51 Notwithstanding any inconsistent provision  
 52 of law, the amounts appropriated herein  
 53 shall be available for the designated  
 54 purposes, less the amount, as certified by  
 55 the director of the budget, of any trans-  
 56 fers from the general fund to the tobacco  
 57 control and insurance initiatives pool  
 58 established pursuant to section 2807-v of  
 59 the public health law, to reflect the  
 60 state savings attributable to this program

DEPARTMENT OF MENTAL HYGIENE

OFFICE OF MENTAL RETARDATION AND DEVELOPMENTAL DISABILITIES

STATE OPERATIONS AND AID TO LOCALITIES 2008-09

1 resulting from an increase in the federal  
 2 medical assistance percentage available to  
 3 the state pursuant to the applicable  
 4 provisions of the federal social security  
 5 act. The state comptroller is hereby  
 6 authorized and directed to loan money in  
 7 accordance with the provisions set forth  
 8 in subdivision 5 of section 4 of the state  
 9 finance law to the mental hygiene patient  
 10 income account.

PERSONAL SERVICE

13	Personal service--regular .....	565,626,000
14	Temporary service .....	5,685,000
15	Holiday/overtime compensation .....	12,918,000
16		-----
17	Amount available for personal service ....	584,229,000
18		-----

NONPERSONAL SERVICE

21

22

23 Nonpersonal service, including moneys for  
 24 the community services program, net of  
 25 refunds, rebates, reimbursements and cred-  
 26 its.

27	Fringe Benefits .....	266,116,000
28		-----

MAINTENANCE UNDISTRIBUTED

32

33 For expenses related to the payment of a  
 34 provider of services assessment for the  
 35 period April 1, 2008 through March 31,  
 36 2009 pursuant to section 43.04 of the  
 37 mental hygiene law .....

38		8,258,000
39	Program account subtotal .....	858,603,000
40		-----

41

42 Special Revenue Funds - Other / Aid to Localities  
 43 Miscellaneous Special Revenue Fund - 339  
 44 Mental Hygiene Patient Income Account

45

46 Notwithstanding any inconsistent provision  
 47 of law, moneys for this appropriation may  
 48 be used for any purpose enumerated in any  
 49 existing office of mental retardation and  
 50 developmental disabilities active aid to  
 51 localities appropriation provided, how-  
 52 ever, that these moneys may not be used  
 53 for payment of the state share of medical  
 54 assistance programs for which federal  
 55 reimbursement will be claimed.

56 Notwithstanding any inconsistent provision  
 57 of law, the following appropriation  
 58 amounts shall be net of refunds, rebates,  
 59 reimbursements, and credits. The state  
 60 comptroller is hereby authorized and

DEPARTMENT OF MENTAL HYGIENE

OFFICE OF MENTAL RETARDATION AND DEVELOPMENTAL DISABILITIES

STATE OPERATIONS AND AID TO LOCALITIES 2008-09

1 directed to loan money in accordance with  
2 the provisions set forth in subdivision 5  
3 of section 4 of the state finance law to  
4 the mental hygiene patient income account.  
5 Funds appropriated herein shall be available  
6 in accordance with the following:  
7 For services and expenses related to the  
8 provision of residential services to the  
9 developmentally disabled ..... 275,198,000  
10 For services and expenses related to the  
11 provision of day program services to the  
12 developmentally disabled ..... 128,546,000  
13 For services and expenses related to the  
14 provision of family support services to  
15 the developmentally disabled ..... 21,553,000  
16 For services and expenses related to the  
17 provision of workshop, day training and  
18 employment services to the developmentally  
19 disabled ..... 4,061,000  
20 For other services and expenses provided to  
21 the developmentally disabled including but  
22 not limited to hepatitis B, care at home  
23 waiver, epilepsy services, special olym-  
24 pics and voluntary fingerprinting ..... 6,201,000  
25 -----  
26 Program account subtotal ..... 435,559,000  
27 -----

28  
29 Special Revenue Funds - Other / State Operations  
30 Miscellaneous Special Revenue Fund - 339  
31 Mental Hygiene Program Fund Account  
32

33 Notwithstanding any inconsistent provision  
34 of law, the amounts appropriated herein  
35 shall be available for the designated  
36 purposes, less the amount, as certified by  
37 the director of the budget, of any trans-  
38 fers from the general fund to the tobacco  
39 control and insurance initiatives pool  
40 established pursuant to section 2807-v of  
41 the public health law, to reflect the  
42 state savings attributable to this program  
43 resulting from an increase in the federal  
44 medical assistance percentage available to  
45 the state pursuant to the applicable  
46 provisions of the federal social security  
47 act. The state comptroller is hereby  
48 authorized and directed to loan money in  
49 accordance with the provisions set forth  
50 in subdivision 5 of section 4 of the state  
51 finance law to the mental hygiene program  
52 fund account.  
53

PERSONAL SERVICE

54  
55  
56 Personal service--regular ..... 151,482,000  
57 -----  
58

DEPARTMENT OF MENTAL HYGIENE

OFFICE OF MENTAL RETARDATION AND DEVELOPMENTAL DISABILITIES

STATE OPERATIONS AND AID TO LOCALITIES 2008-09

1	NONPERSONAL SERVICE	
2		
3	Nonpersonal service, including moneys for	
4	the community services program, net of	
5	refunds, rebates, reimbursements and cred-	
6	its.	
7		
8	Supplies and materials .....	63,892,000
9	Travel .....	11,893,000
10	Contractual services .....	55,742,000
11	Equipment .....	2,991,000
12	Fringe Benefits .....	69,000,000
13		-----
14	Amount available for nonpersonal service .	203,518,000
15		-----
16	Program account subtotal .....	355,000,000
17		-----
18		
19	Special Revenue Funds - Other / Aid to Localities	
20	Miscellaneous Special Revenue Fund - 339	
21	OMRDD Joint Clinic Operating Account	
22		
23	For services and expenses of operating clin-	
24	ic treatment facilities serving persons	
25	with developmental disabilities .....	12,131,000
26		-----
27	Program account subtotal .....	12,131,000
28		-----
29		
30	Special Revenue Funds - Other / Aid to Localities	
31	Miscellaneous Special Revenue Fund - 339	
32	OMRDD - Provider of Service Account	
33		
34	For services and expenses related to mental	
35	retardation and developmental disabilities	
36	services associated with the New York	
37	state options for people through services	
38	(NYS-OPTS) initiative, in accordance with	
39	a programmatic and fiscal plan to be	
40	approved by the director of the budget.	
41	Notwithstanding any provision of law to the	
42	contrary, the director of the budget is	
43	authorized to make suballocations from	
44	this appropriation to the department of	
45	health medical assistance program.	
46	Notwithstanding any provision of law to the	
47	contrary, the moneys hereby appropriated,	
48	or so much thereof as may be necessary,	
49	are to be available for the purposes here-	
50	in specified for obligations heretofore	
51	accrued or hereafter to accrue .....	284,651,000
52		-----
53	Program account subtotal .....	284,651,000
54		-----
55		
56	Special Revenue Funds - Other / Aid to Localities	
57	Miscellaneous Special Revenue Fund - 339	
58	OMRDD - Day Services Account	
59		

DEPARTMENT OF MENTAL HYGIENE

OFFICE OF MENTAL RETARDATION AND DEVELOPMENTAL DISABILITIES

STATE OPERATIONS AND AID TO LOCALITIES 2008-09

1 For services and expenses related to the  
 2 provision of HCBS waiver day services to  
 3 developmentally disabled individuals  
 4 residing in intermediate care facilities . 100,000,000  
 5 -----  
 6 Program account subtotal ..... 100,000,000  
 7 -----  
 8  
 9 INSTITUTIONAL SERVICES PROGRAM ..... 631,074,000  
 10 -----  
 11  
 12 Special Revenue Funds - Other / State Operations  
 13 Mental Hygiene Gifts and Donations Fund - 019  
 14 Office of Mental Retardation and Developmental Disabili-  
 15 ties Gifts and Donations Account  
 16  
 17 For expenditures on behalf of residents from  
 18 donated funds.  
 19  
 20 NONPERSONAL SERVICE  
 21  
 22 Supplies and materials ..... 500,000  
 23 -----  
 24 Program account subtotal ..... 500,000  
 25 -----  
 26  
 27 Special Revenue Funds - Other / State Operations  
 28 Combined Nonexpendable Trust Fund - 332  
 29 OMRDD Nonexpendable Trust Account  
 30  
 31 For expenditures on behalf of residents from  
 32 donated funds.  
 33  
 34 NONPERSONAL SERVICE  
 35  
 36 Supplies and materials ..... 4,000  
 37 -----  
 38 Program account subtotal ..... 4,000  
 39 -----  
 40  
 41 Special Revenue Funds - Other / State Operations  
 42 Miscellaneous Special Revenue Fund - 339  
 43 Mental Hygiene Patient Income Account  
 44  
 45 Notwithstanding any other provision of law,  
 46 the money hereby appropriated may be  
 47 increased or decreased by interchange,  
 48 with any appropriation of the office of  
 49 mental retardation and developmental disa-  
 50 bilities, and may be increased or  
 51 decreased by transfer or suballocation  
 52 between these appropriated amounts and  
 53 appropriations of the department of  
 54 health, the office of medicaid inspector  
 55 general, the office of mental health, and  
 56 the office of alcoholism and substance  
 57 abuse services with the approval of the  
 58 director of the budget who shall file such  
 59 approval with the department of audit and  
 60 control and copies thereof with the chair-

## DEPARTMENT OF MENTAL HYGIENE

## OFFICE OF MENTAL RETARDATION AND DEVELOPMENTAL DISABILITIES

## STATE OPERATIONS AND AID TO LOCALITIES 2008-09

1 man of the senate finance committee and  
 2 the chairman of the assembly ways and  
 3 means committee. The state comptroller is  
 4 hereby authorized and directed to loan  
 5 money in accordance with the provisions  
 6 set forth in subdivision 5 of section 4 of  
 7 the state finance law to the mental  
 8 hygiene patient income account.

9

10

## PERSONAL SERVICE

11

12 Personal service--regular ..... 287,941,000

13 Temporary service ..... 2,234,000

14 Holiday/overtime compensation ..... 8,211,000

15

16 Amount available for personal service .... 298,386,000

17

18

19

## NONPERSONAL SERVICE

20

21 Supplies and materials ..... 8,318,000

22 Travel ..... 5,330,000

23 Contractual services ..... 57,947,000

24 Equipment ..... 7,035,000

25 Fringe Benefits ..... 135,915,000

26

27 Amount available for nonpersonal service . 214,545,000

28

29

30

## MAINTENANCE UNDISTRIBUTED

31

32 For expenses related to the payment of a  
 33 provider of services assessment for the  
 34 period April 1, 2008 through March 31,  
 35 2009 pursuant to section 43.04 of the  
 36 mental hygiene law ..... 115,183,000

37

38 Program account subtotal ..... 628,114,000

39

40

41 Enterprise Funds / State Operations

42 Mental Retardation Sheltered Workshop Account - 352

43 Sheltered Workshop Fund OMRDD Account

44

45 For services and expenses including resi-  
 46 dents' salaries, supplies and materials of  
 47 sheltered workshops and vocational reha-  
 48 bilitation work activities.

49

50

## NONPERSONAL SERVICE

51

52 Supplies and materials ..... 700,000

53 Travel ..... 10,000

54 Contractual services ..... 700,000

55 Equipment ..... 40,000

56

57 Program account subtotal ..... 1,450,000

58

59

DEPARTMENT OF MENTAL HYGIENE

OFFICE OF MENTAL RETARDATION AND DEVELOPMENTAL DISABILITIES

STATE OPERATIONS AND AID TO LOCALITIES 2008-09

1 Enterprise Funds / State Operations  
 2 Mental Hygiene Community Stores Account - 353  
 3 MR Community Stores Fund Account  
 4  
 5 For services and expenses including super-  
 6 vision and administration of community  
 7 stores located at various developmental  
 8 centers.  
 9  
 10 PERSONAL SERVICE  
 11  
 12 Personal service--regular ..... 282,000  
 13 -----  
 14  
 15 NONPERSONAL SERVICE  
 16  
 17 Supplies and materials ..... 622,000  
 18 Fringe benefits ..... 90,000  
 19 Indirect costs ..... 12,000  
 20 -----  
 21 Amount available for nonpersonal service . 724,000  
 22 -----  
 23 Program account subtotal ..... 1,006,000  
 24 -----  
 25  
 26 RESEARCH IN MENTAL RETARDATION PROGRAM ..... 24,419,000  
 27 -----  
 28  
 29 Special Revenue Funds - Other / State Operations  
 30 Combined Gifts, Grants and Bequests Fund - 020  
 31 Research in Mental Retardation Account  
 32  
 33 Amount available on behalf of clients for  
 34 genetic counseling and research from  
 35 external grants and contributions.  
 36  
 37 NONPERSONAL SERVICE  
 38  
 39 Contractual services ..... 150,000  
 40 -----  
 41 Program account subtotal ..... 150,000  
 42 -----  
 43  
 44 Special Revenue Funds - Other / State Operations  
 45 Miscellaneous Special Revenue Fund - 339  
 46 Mental Hygiene Patient Income Account  
 47  
 48 Notwithstanding any other provision of law,  
 49 the money hereby appropriated may be  
 50 increased or decreased by interchange,  
 51 with any appropriation of the office of  
 52 mental retardation and developmental disa-  
 53 bilities, and may be increased or  
 54 decreased by transfer or suballocation  
 55 between these appropriated amounts and  
 56 appropriations of the department of  
 57 health, the office of medicaid inspector  
 58 general, the office of mental health, and  
 59 the office of alcoholism and substance  
 60 abuse services with the approval of the

DEPARTMENT OF MENTAL HYGIENE

OFFICE OF MENTAL RETARDATION AND DEVELOPMENTAL DISABILITIES

STATE OPERATIONS AND AID TO LOCALITIES 2008-09

1 director of the budget who shall file such  
 2 approval with the department of audit and  
 3 control and copies thereof with the chair-  
 4 man of the senate finance committee and  
 5 the chairman of the assembly ways and  
 6 means committee. The state comptroller is  
 7 hereby authorized and directed to loan  
 8 money in accordance with the provisions  
 9 set forth in subdivision 5 of section 4 of  
 10 the state finance law to the mental  
 11 hygiene patient income account.

12  
 13 PERSONAL SERVICE

14  
 15 Personal service--regular ..... 14,961,000  
 16 Holiday/overtime compensation ..... 183,000  
 17 -----  
 18 Amount available for personal service .... 15,144,000  
 19 -----

20  
 21 NONPERSONAL SERVICE

22  
 23 Supplies and materials ..... 1,329,000  
 24 Travel ..... 112,000  
 25 Contractual services ..... 580,000  
 26 Equipment ..... 206,000  
 27 Fringe Benefits ..... 6,898,000  
 28 -----  
 29 Amount available for nonpersonal service . 9,125,000  
 30 -----  
 31 Program account subtotal ..... 24,269,000  
 32 -----

33  
 34 Total new appropriations for state operations and aid to  
 35 localities ..... 4,237,913,000  
 36 =====  
 37  
 38

## DEPARTMENT OF MENTAL HYGIENE

## OFFICE OF MENTAL RETARDATION AND DEVELOPMENTAL DISABILITIES

## STATE OPERATIONS AND AID TO LOCALITIES - REAPPROPRIATIONS 2008-09

1 CENTRAL COORDINATION AND SUPPORT PROGRAM  
2  
3 Special Revenue Funds - Federal / State Operations  
4 Federal Health and Human Services Fund - 265  
5 Real Choice Grant Account  
6  
7 By chapter 54, section 1, of the laws of 2007:  
8 For services and expenses related to the real choice through options  
9 for people through services grant.  
10 For grants beginning prior to April 1, 2007 .....  
11 2,865,000 ..... (re. \$2,636,000)  
12  
13 Special Revenue Funds - Federal / State Operations  
14 Federal Operating Grants Fund - 290  
15  
16 By chapter 54, section 1, of the laws of 2007:  
17 For services and expenses related to the administration of the federal  
18 senior companions program ... 280,000 ..... (re. \$280,000)  
19 For services and expenses associated with housing counseling assis-  
20 tance and training programs.  
21 For grants beginning on or after April 1, 2007 .....  
22 350,000 ..... (re. \$350,000)  
23  
24 COMMUNITY SERVICES PROGRAM  
25  
26 General Fund / Aid to Localities  
27 Local Assistance Account - 001  
28  
29 By chapter 54, section 1, of the laws of 2006:  
30 For services and expenses of contracts with municipalities, educa-  
31 tional institutions and/or not-for-profit agencies:  
32 Local Respite ... 200,000 ..... (re. \$165,000)  
33 Epilepsy Foundation of Southern New York ... 200,000 ... (re. \$20,000)  
34 Westchester Institute for Human Development .....  
35 300,000 ..... (re. \$300,000)  
36 NYS Cerebral Palsy - Camp Jened ... 400,000 ..... (re. \$40,000)  
37 Cody Center for Autism and Developmental Disabilities .....  
38 500,000 ..... (re. \$25,000)  
39 For services and expenses associated with a direct care worker  
40 recruitment and retention pilot project program .....  
41 2,500,000 ..... (re. \$2,500,000)  
42  
43 By chapter 54, section 1, of the laws of 2006, as amended by chapter 54,  
44 section 1, of the laws of 2007:  
45 For services and expenses to support initiatives designed to develop  
46 credentialing or degree programs for persons providing direct care  
47 to individuals with mental disabilities. Of the amount appropriated  
48 herein, \$350,000 shall be allocated to the City University of New  
49 York and \$180,000 shall be allocated to the State University of New  
50 York at Stony Brook ... 530,000 ..... (re. \$53,000)  
51  
52 By chapter 54, section 1, of the laws of 2005:  
53 Epilepsy Coalition ... 195,000 ..... (re. \$20,000)  
54 Westchester Institute for Human Development .....  
55 240,000 ..... (re. \$24,000)  
56

DEPARTMENT OF MENTAL HYGIENE

OFFICE OF MENTAL RETARDATION AND DEVELOPMENTAL DISABILITIES

STATE OPERATIONS AND AID TO LOCALITIES - REAPPROPRIATIONS 2008-09

1 By chapter 54, section 1, of the laws of 1997, as amended by chapter 55,  
2 section 1, of the laws of 1998:  
3 For services and expenses related to start-up and operation for a  
4 group home to serve medically frail children .....  
5 500,000 ..... (re. \$45,000)  
6  
7 Total reappropriations for state operations and aid to  
8 localities ..... 6,458,000  
9 .....  
10  
11

DEPARTMENT OF MENTAL HYGIENE

OFFICE OF MENTAL RETARDATION AND DEVELOPMENTAL DISABILITIES

CAPITAL PROJECTS 2008-09

1 For the comprehensive construction programs, purposes and  
 2 projects as herein specified in accordance with the  
 3 following:

4		
5	Capital Projects Fund .....	69,965,000
6	Mental Hygiene Capital Improvement Fund - 389 .....	122,455,000
7		-----
8	All Funds .....	192,420,000
9		=====
10		
11	DESIGN AND CONSTRUCTION SUPERVISION (CCP) .....	14,460,000
12		-----

13 Capital Projects Fund

14 Preparation of Plans Purpose

15

16 For payment to the design and construction  
 17 management account of the centralized  
 18 services fund of the New York state  
 19 office of general services or to the  
 20 dormitory authority for the purpose of  
 21 preparation and review of plans, spec-  
 22 ifications, estimates, services,  
 23 construction management and supervision,  
 24 inspection, studies, appraisals,  
 25 surveys, testing and environmental  
 26 impact statements for new and existing  
 27 projects associated with the community  
 28 services and institutional services  
 29 programs. Upon the request of the  
 30 commissioner of the office of mental  
 31 retardation and developmental disabili-  
 32 ties and the approval of the director of  
 33 the budget, this appropriation may be  
 34 transferred to the dormitory authority  
 35 of the state of New York. Upon approval  
 36 by the director of the budget, funds  
 37 from this appropriation may be trans-  
 38 ferred to the office of mental health  
 39 and the office of alcoholism and  
 40 substance abuse services for payment to  
 41 the dormitory authority of the state of  
 42 New York for the preparation of plans  
 43 purpose (51F20830) ..... 5,180,000

44

45 For: (1) the payment of all claims for  
 46 personal injury, death or property  
 47 damage for which the New York State  
 48 Medical Care Facilities Finance Agency,  
 49 the facilities development corporation,  
 50 or the dormitory authority of the state  
 51 of New York might be liable occurring  
 52 upon, in or about any projects covered  
 53 by the Agreement of Lease entered into  
 54 by the facilities development corpo-  
 55 ration, the department of mental hygiene  
 56 and the New York State Medical Care  
 57 Facilities Finance Agency under date of  
 58 October 1, 1987 as from time to time

DEPARTMENT OF MENTAL HYGIENE

OFFICE OF MENTAL RETARDATION AND DEVELOPMENTAL DISABILITIES

CAPITAL PROJECTS 2008-09

1 amended and supplemented and any and all  
2 penalties, costs, including attorneys'  
3 fees, claims, demands and causes of  
4 action due directly or indirectly to the  
5 use, disuse, misuse or interest in such  
6 projects; (2) in the case of damage,  
7 loss or destruction of any such project,  
8 or any part of any such project, the  
9 payment of the costs of repairing,  
10 restoring, rebuilding or replacing the  
11 same in accordance with the obligations  
12 of the facilities development corpo-  
13 ration so to do from the proceeds of  
14 insurance under the provisions of para-  
15 graph (b) of section 3.04 of the Agree-  
16 ment of Lease; and (3) payments to the  
17 New York State Medical Care Facilities  
18 Finance Agency of moneys at the times  
19 and in the amounts that annual rentals  
20 would be due with respect to each  
21 project during such time or times as  
22 each such project may be damaged or  
23 destroyed and not available for use by  
24 the department of mental hygiene in  
25 accordance with the terms of the Agree-  
26 ment of Lease.

27 Notwithstanding the provisions of any  
28 general or special law, the facilities  
29 development corporation may assign to  
30 the New York State Medical Care Facili-  
31 ties Finance Agency all or any portion  
32 of the moneys hereby appropriated for  
33 the purposes hereinabove set forth.  
34 Notwithstanding the foregoing, in the  
35 event the appropriation is insufficient  
36 to cover the losses, upon notification  
37 from the facilities development corpo-  
38 ration, the director of the budget shall  
39 submit a request for additional appro-  
40 priations to cover the additional loss-  
41 es. Upon approval by the director of the  
42 budget, funds from this appropriation  
43 may be transferred to the office of  
44 mental health and the office of alcohol-  
45 ism and substance abuse services for  
46 payment to the dormitory authority of  
47 the state of New York for the prepara-  
48 tion of plans purpose (51WC0830) ..... 2,000,000  
49

50 Mental Hygiene Capital Improvement Fund - 389  
51  
52 Preparation of Plans Purpose  
53  
54 For payment to the design and construction  
55 management account of the centralized  
56 services fund of the New York state  
57 office of general services or to the  
58 dormitory authority for the purpose of  
59 preparation and review of plans, spec-  
60 ifications, estimates, services,

DEPARTMENT OF MENTAL HYGIENE

OFFICE OF MENTAL RETARDATION AND DEVELOPMENTAL DISABILITIES

CAPITAL PROJECTS 2008-09

1	construction management and supervision,	
2	inspection, studies, appraisals,	
3	surveys, testing and environmental	
4	impact statements for new and existing	
5	projects associated with the institu-	
6	tional services program and the communi-	
7	ty services program. Upon the request of	
8	the commissioner of the office of mental	
9	retardation and developmental disabili-	
10	ties and the approval of the director of	
11	the budget, this appropriation may be	
12	transferred to the dormitory authority	
13	of the state of New York. Upon approval	
14	by the director of the budget, funds	
15	from this appropriation may be trans-	
16	ferred to the office of mental health	
17	and the office of alcoholism and	
18	substance abuse services for payment to	
19	the dormitory authority of the state of	
20	New York for the preparation of plans	
21	purpose (51F10830) .....	7,280,000
22		
23	INSTITUTIONAL SERVICES PROGRAM (CCP) .....	98,600,000
24		-----
25		
26	Capital Projects Fund	
27		
28	Health and Safety Purpose	
29		
30	For alterations and improvements for	
31	health and safety projects at various	
32	facilities. Upon request of the commis-	
33	sioner of the office of mental retarda-	
34	tion and developmental disabilities and	
35	approval by the director of the budget,	
36	this appropriation may be transferred to	
37	the dormitory authority of the state of	
38	New York (51H10801) .....	6,400,000
39		
40	Preservation of Facilities Purpose	
41		
42	For alterations and improvements for pres-	
43	ervation of various facilities including	
44	rehabilitation projects. This appropri-	
45	ation may be used for the cost of poten-	
46	tial claims against contracts awarded by	
47	the dormitory authority of the state of	
48	New York. Upon request of the commis-	
49	sioner of the office of mental retarda-	
50	tion and developmental disabilities and	
51	approval by the director of the budget,	
52	this appropriation may be transferred to	
53	the dormitory authority of the state of	
54	New York (51P10803) .....	7,600,000
55		
56	For minor maintenance, preservation and	
57	alterations of facilities on the grounds	
58	of former developmental centers. Upon	
59	request of the commissioner of the	
60	office of mental retardation and devel-	



DEPARTMENT OF MENTAL HYGIENE

OFFICE OF MENTAL RETARDATION AND DEVELOPMENTAL DISABILITIES

CAPITAL PROJECTS 2008-09

1	budget, this appropriation may be trans-	
2	ferred to the dormitory authority of the	
3	state of New York (51FL08NB) .....	1,000,000
4		
5	STATE-OPERATED COMMUNITY SERVICES PROGRAM (CCP) .....	48,560,000
6		-----
7		
8	Capital Projects Fund	
9		
10	Administration Purpose	
11		
12	For payment of personal service and	
13	nonpersonal service costs related to the	
14	administration of capital projects for	
15	new and reappropriated appropriations.	
16	Upon request of the commissioner of the	
17	office of mental retardation and devel-	
18	opmental disabilities and approval by	
19	the director of the budget, this appro-	
20	priation may be transferred to the	
21	dormitory authority of the state of New	
22	York (51A108C1) .....	2,515,000
23		
24	Preservation of Facilities Purpose	
25		
26	For renovation and minor rehabilitation	
27	and improvements of state-owned communi-	
28	ty residential and day program facili-	
29	ties for the developmentally disabled.	
30	Upon request of the commissioner of the	
31	office of mental retardation and devel-	
32	opmental disabilities and approval by	
33	the director of the budget, this appro-	
34	priation may be transferred to the	
35	dormitory authority of the state of New	
36	York (51M10803) .....	18,470,000
37		
38	New Facilities Purpose	
39		
40	For alterations and improvements of sites	
41	leased for state-operated programs, and	
42	for the purchase of furniture and equip-	
43	ment for state-operated programs. Upon	
44	request of the commissioner of the	
45	office of mental retardation and devel-	
46	opmental disabilities and approval by	
47	the director of the budget, this appro-	
48	priation may be transferred to the	
49	dormitory authority of the state of New	
50	York (51L10807) .....	2,000,000
51		
52	Mental Hygiene Capital Improvement Fund - 389	
53		
54	Preservation of Facilities Purpose	
55		
56	For renovation and minor rehabilitation	
57	and improvements of state-owned communi-	
58	ty residential and day program facili-	
59	ties for the developmentally disabled.	
60	Upon request of the commissioner of the	

DEPARTMENT OF MENTAL HYGIENE

OFFICE OF MENTAL RETARDATION AND DEVELOPMENTAL DISABILITIES

CAPITAL PROJECTS 2008-09

1	office of mental retardation and devel-	
2	opmental disabilities and approval by	
3	the director of the budget, this appro-	
4	priation may be transferred to the	
5	dormitory authority of the state of New	
6	York (51PR0803) .....	1,000,000
7		
8	New Facilities Purpose	
9		
10	For the acquisition and alterations and	
11	improvements of property to be used as	
12	state-operated community residential	
13	facilities. Upon request of the commis-	
14	sioner of the office of mental retarda-	
15	tion and developmental disabilities and	
16	approval by the director of the budget,	
17	this appropriation may be transferred to	
18	the dormitory authority of the state of	
19	New York. Upon request of the commis-	
20	sioner of the office of mental retarda-	
21	tion and developmental disabilities, and	
22	approval by the director of the budget,	
23	this appropriation may be used for the	
24	acquisition and alterations and improve-	
25	ments of property to be used as not-for-	
26	profit facilities licensed pursuant to	
27	articles 16 and 41 of the mental hygiene	
28	law (51R10807) .....	24,575,000
29		
30	VOLUNTARY-OPERATED COMMUNITY FACILITIES (CCP) .....	29,800,000
31		-----
32		
33	Capital Projects Fund	
34		
35	Preservation of Facilities Purpose	
36		
37	For state aid, to municipalities and other	
38	public and not-for-profit agencies,	
39	including the payment of liabilities	
40	incurred prior to April 1, 2008, for up	
41	to 100 per centum of the net cost of	
42	services and expenses related to the	
43	maintenance and improvement of voluntary	
44	not-for-profit provider operated commu-	
45	nity residential and day service	
46	programs (51200803) .....	19,400,000
47		
48	New Facilities Purpose	
49		
50	For state aid, to municipalities and other	
51	public and not-for-profit agencies,	
52	including the payment of liabilities	
53	incurred prior to April 1, 2008 for up	
54	to 100 per centum of the net cost of	
55	feasibility studies, property options,	
56	capital renovations, acquisition of	
57	property, construction, rehabilitation	
58	and capital costs incidental and appur-	
59	tenant to facilities required to be	
60	licensed pursuant to article 16, as	

DEPARTMENT OF MENTAL HYGIENE

OFFICE OF MENTAL RETARDATION AND DEVELOPMENTAL DISABILITIES

CAPITAL PROJECTS 2008-09

1 defined in the mental hygiene law, and  
 2 for services and expenses related to  
 3 environmental modifications and adaptive  
 4 technology services at voluntary not-  
 5 for-profit provider operated community  
 6 residential facilities, certified family  
 7 care homes and private residences, as a  
 8 loan and/or grant to family care provid-  
 9 ers, for payment to other state and  
 10 federal housing agencies, private corpo-  
 11 rations and for capital development of  
 12 residential housing or day program  
 13 alternatives not currently defined in  
 14 the mental hygiene law (51B10807) ..... 4,000,000

16 Mental Hygiene Capital Improvement Fund - 389

18 Community Facilities Purpose

19  
 20 For the comprehensive construction  
 21 programs, purposes and projects as here-  
 22 in specified, and for departmental  
 23 administrative costs related thereto,  
 24 consistent with section 41.34 of the  
 25 mental hygiene law, and for the acquisi-  
 26 tion of property, construction and reha-  
 27 bilitation, including the payment of  
 28 preoperational costs incurred prior to  
 29 occupancy, of article 16 community  
 30 mental retardation facilities and asso-  
 31 ciated programs and facilities and under  
 32 the auspice of municipalities and other  
 33 public and not-for-profit private agen-  
 34 cies approved by the commissioner of the  
 35 office of mental retardation and devel-  
 36 opmental disabilities, pursuant to arti-  
 37 cle 41 of the mental hygiene law and for  
 38 management fees associated with volun-  
 39 tary not-for-profit operated projects to  
 40 be financed through dormitory authority  
 41 of the state of New York bonds  
 42 (513208H2) ..... 6,400,000

43  
44

DEPARTMENT OF MENTAL HYGIENE

OFFICE OF MENTAL RETARDATION AND DEVELOPMENTAL DISABILITIES

CAPITAL PROJECTS - REAPPROPRIATIONS 2008-09

1 DESIGN AND CONSTRUCTION SUPERVISION (CCP)

2

3 Mental Hygiene Capital Improvement Fund - 389

4

5 Preparation of Plans Purpose

6

7 By chapter 54, section 1, of the laws of 2007:

8 For payment to the design and construction management account of the  
9 centralized services fund of the New York state office of general  
10 services or to the dormitory authority for the purpose of  
11 preparation and review of plans, specifications, estimates,  
12 services, construction management and supervision, inspection,  
13 studies, appraisals, surveys, testing and environmental impact  
14 statements for new and existing projects associated with the  
15 institutional services program and the community services program.  
16 Upon the request of the commissioner of the office of mental  
17 retardation and developmental disabilities and the approval of the  
18 director of the budget, this appropriation may be transferred to the  
19 dormitory authority of the state of New York. Upon approval by the  
20 director of the budget, funds from this appropriation may be  
21 transferred to the office of mental health and the office of  
22 alcoholism and substance abuse services for payment to the dormitory  
23 authority of the state of New York for the preparation of plans  
24 purpose (51F10730) ... 4,000,000 ..... (re. \$1,000,000)

25

26 INSTITUTIONAL SERVICES PROGRAM (CCP)

27

28 Capital Projects Fund

29

30 Health and Safety Purpose

31

32 By chapter 54, section 1, of the laws of 2007:

33 For alterations and improvements for health and safety projects at  
34 various facilities. Upon request of the commissioner of the office  
35 of mental retardation and developmental disabilities and approval by  
36 the director of the budget, this appropriation may be transferred to  
37 the dormitory authority of the state of New York (51H10701) ...  
38 7,325,000 ..... (re. \$7,325,000)

39

40 By chapter 54, section 1, of the laws of 2006:

41 For alterations and improvements for health and safety projects at  
42 various facilities. Upon request of the commissioner of the office  
43 of mental retardation and developmental disabilities and approval by  
44 the director of the budget, this appropriation may be transferred to  
45 the dormitory authority of the state of New York (51H10601) .....  
46 4,000,000 ..... (re. \$3,320,000)

47

48 By chapter 54, section 1, of the laws of 2005:

49 For alterations and improvements for health and safety projects at  
50 various facilities. Upon request of the commissioner of the office  
51 of mental retardation and developmental disabilities and approval by  
52 the director of the budget, this appropriation may be transferred to  
53 the dormitory authority of the state of New York (51H10501) .....  
54 7,350,000 ..... (re. \$6,050,000)

55

56 By chapter 54, section 1, of the laws of 2004:

57 For alterations and improvements for health and safety projects at  
58 various facilities. Upon request of the commissioner of the office  
59 of mental retardation and developmental disabilities and approval by

DEPARTMENT OF MENTAL HYGIENE

OFFICE OF MENTAL RETARDATION AND DEVELOPMENTAL DISABILITIES

CAPITAL PROJECTS - REAPPROPRIATIONS 2008-09

1 the director of the budget, this appropriation may be transferred to  
2 the dormitory authority of the state of New York (51H10401) .....  
3 7,028,000 ..... (re. \$1,170,000)

4  
5 Preservation of Facilities Purpose

6  
7 By chapter 54, section 1, of the laws of 2007:

8 For alterations and improvements for preservation of various  
9 facilities including rehabilitation projects. This appropriation may  
10 be used for the cost of potential claims against contracts awarded  
11 by the dormitory authority of the state of New York. Upon request of  
12 the commissioner of the office of mental retardation and  
13 developmental disabilities and approval by the director of the  
14 budget, this appropriation may be transferred to the dormitory  
15 authority of the state of New York (51P10703) .....  
16 4,180,000 ..... (re. \$3,490,000)

17 For minor maintenance, preservation and alterations of facilities on  
18 the grounds of former developmental centers. Upon request of the  
19 commissioner of the office of mental retardation and developmental  
20 disabilities and approval by the director of the budget, this  
21 appropriation may be transferred to the dormitory authority of the  
22 state of New York (51M20703) ... 3,300,000 ..... (re. \$2,750,000)

23  
24 By chapter 54, section 1, of the laws of 2006:

25 For alterations and improvements for preservation of various facili-  
26 ties including rehabilitation projects. This appropriation may be  
27 used for the cost of potential claims against contracts awarded by  
28 the dormitory authority of the state of New York. Upon request of  
29 the commissioner of the office of mental retardation and develop-  
30 mental disabilities and approval by the director of the budget, this  
31 appropriation may be transferred to the dormitory authority of the  
32 state of New York (51P10603) ... 8,415,000 ..... (re. \$7,590,000)

33 For minor maintenance, preservation and alterations of facilities on  
34 the grounds of former developmental centers. Upon request of the  
35 commissioner of the office of mental retardation and developmental  
36 disabilities and approval by the director of the budget, this appro-  
37 priation may be transferred to the dormitory authority of the state  
38 of New York (51M20603) ... 1,700,000 ..... (re. \$1,470,000)

39  
40 By chapter 54, section 1, of the laws of 2005:

41 For alterations and improvements for preservation of various facili-  
42 ties including rehabilitation projects. This appropriation may be  
43 used for the cost of potential claims against contracts awarded by  
44 the dormitory authority of the state of New York. Upon request of  
45 the commissioner of the office of mental retardation and develop-  
46 mental disabilities and approval by the director of the budget, this  
47 appropriation may be transferred to the dormitory authority of the  
48 state of New York (51P10503) ... 6,200,000 ..... (re. \$2,070,000)

49 For minor maintenance, preservation and alterations of facilities on  
50 the grounds of former developmental centers. Upon request of the  
51 commissioner of the office of mental retardation and developmental  
52 disabilities and approval by the director of the budget, this appro-  
53 priation may be transferred to the dormitory authority of the state  
54 of New York (51M20503) ... 2,469,000 ..... (re. \$1,130,000)

55  
56 By chapter 54, section 1, of the laws of 2004:

57 For alterations and improvements for preservation of various facili-  
58 ties including rehabilitation projects. This appropriation may be  
59 used for the cost of potential claims against contracts awarded by  
60 the dormitory authority of the state of New York or the facilities

DEPARTMENT OF MENTAL HYGIENE

OFFICE OF MENTAL RETARDATION AND DEVELOPMENTAL DISABILITIES

CAPITAL PROJECTS - REAPPROPRIATIONS 2008-09

1 development corporation. Upon request of the commissioner of the  
 2 office of mental retardation and developmental disabilities and  
 3 approval by the director of the budget, this appropriation may be  
 4 transferred to the dormitory authority of the state of New York  
 5 (51P10403) ... 8,180,000 ..... (re. \$1,740,000)  
 6 For minor maintenance, preservation and alterations of facilities on  
 7 the grounds of former developmental centers. Upon request of the  
 8 commissioner of the office of mental retardation and developmental  
 9 disabilities and approval by the director of the budget, this appro-  
 10 priation may be transferred to the dormitory authority of the state  
 11 of New York (51M20403) ... 2,600,000 ..... (re. \$1,350,000)  
 12

13 By chapter 54, section 1, of the laws of 2003:  
 14 For alterations and improvements for preservation of various facili-  
 15 ties including rehabilitation projects. This appropriation may be  
 16 used for the cost of potential claims against contracts awarded by  
 17 the dormitory authority of the state of New York or the facilities  
 18 development corporation. Upon request of the commissioner of the  
 19 office of mental retardation and developmental disabilities and  
 20 approval by the director of the budget, this appropriation may be  
 21 transferred to the dormitory authority of the state of New York  
 22 (51P10303) ... 8,000,000 ..... (re. \$1,110,000)  
 23 For minor maintenance, preservation and alterations of facilities on  
 24 the grounds of former developmental centers. Upon request of the  
 25 commissioner of the office of mental retardation and developmental  
 26 disabilities and approval by the director of the budget, this appro-  
 27 priation may be transferred to the dormitory authority of the state  
 28 of New York (51M20303) ... 2,600,000 ..... (re. \$1,340,000)  
 29

30 Mental Hygiene Capital Improvement Fund - 389  
 31  
 32 Health and Safety Purpose  
 33

34 By chapter 54, section 1, of the laws of 2007:  
 35 For alterations and improvements for health and safety projects at  
 36 various facilities. This appropriation may be used for the cost of  
 37 potential claims against contracts awarded by the dormitory  
 38 authority of the state of New York. Upon request of the commissioner  
 39 of the office of mental retardation and developmental disabilities  
 40 and approval by the director of the budget, this appropriation may  
 41 be transferred to the dormitory authority of the state of New York  
 42 (51H30701) ... 32,290,000 ..... (re. \$32,290,000)  
 43 For alterations and improvements for health and safety projects at  
 44 bernard fineson facilities on the creedmoor psychiatric center  
 45 campus and at Howard park. This appropriation may be used for the  
 46 cost of potential claims against contracts awarded by the dormitory  
 47 authority of the state of New York. Upon request of the commissioner  
 48 of the office of mental retardation and developmental disabilities  
 49 and approval by the director of the budget, this appropriation may  
 50 be transferred to the dormitory authority of the state of New York  
 51 (51BF0701) ... 11,000,000 ..... (re. \$11,000,000)  
 52

53 By chapter 54, section 1, of the laws of 2006:  
 54 For alterations and improvements for health and safety projects at  
 55 various facilities. This appropriation may be used for the cost of  
 56 potential claims against contracts awarded by the dormitory authori-  
 57 ty of the state of New York. Upon request of the commissioner of the  
 58 office of mental retardation and developmental disabilities and

DEPARTMENT OF MENTAL HYGIENE

OFFICE OF MENTAL RETARDATION AND DEVELOPMENTAL DISABILITIES

CAPITAL PROJECTS - REAPPROPRIATIONS 2008-09

1 approval by the director of the budget, this appropriation may be  
 2 transferred to the dormitory authority of the state of New York  
 3 (51H30601) ... 32,143,000 ..... (re. \$30,950,000)  
 4 For alterations and improvements for health and safety projects at  
 5 bernard fineson facilities on the creedmoor psychiatric center  
 6 campus and at Howard park. This appropriation may be used for the  
 7 cost of potential claims against contracts awarded by the dormitory  
 8 authority of the state of New York. Upon request of the commissioner  
 9 of the office of mental retardation and developmental disabilities  
 10 and approval by the director of the budget, this appropriation may  
 11 be transferred to the dormitory authority of the state of New York  
 12 (51BF0601) ... 27,000,000 ..... (re. \$12,500,000)  
 13

14 By chapter 54, section 1, of the laws of 2005:

15 For alterations and improvements for health and safety projects at  
 16 bernard fineson facilities on the creedmoor psychiatric center  
 17 campus and at Howard park. This appropriation may be used for the  
 18 cost of potential claims against contracts awarded by the dormitory  
 19 authority of the state of New York. Upon request of the commissioner  
 20 of the office of mental retardation and developmental disabilities  
 21 and approval by the director of the budget, this appropriation may  
 22 be transferred to the dormitory authority of the state of New York  
 23 (51BF0501) ... 40,000,000 ..... (re. \$26,840,000)  
 24

25 By chapter 54, section 1, of the laws of 2004:

26 For alterations and improvements for health and safety projects at  
 27 various facilities. This appropriation may be used for the cost of  
 28 potential claims against contracts awarded by the dormitory authori-  
 29 ty of the state of New York or the facilities development corpo-  
 30 ration. Upon request of the commissioner of the office of mental  
 31 retardation and developmental disabilities and approval by the  
 32 director of the budget, this appropriation may be transferred to the  
 33 dormitory authority of the state of New York (51H30401) .....  
 34 26,270,000 ..... (re. \$11,210,000)  
 35

36 By chapter 54, section 1, of the laws of 2003:

37 For alterations and improvements for health and safety projects at  
 38 various facilities. This appropriation may be used for the cost of  
 39 potential claims against contracts awarded by the dormitory authori-  
 40 ty of the state of New York or the facilities development corpo-  
 41 ration. Upon request of the commissioner of the office of mental  
 42 retardation and developmental disabilities and approval by the  
 43 director of the budget, this appropriation may be transferred to the  
 44 dormitory authority of the state of New York (51H30301) .....  
 45 26,004,000 ..... (re. \$19,000,000)  
 46

47 By chapter 54, section 1, of the laws of 2002:

48 For alterations and improvements for health and safety projects at  
 49 various facilities. This appropriation may be used for the cost of  
 50 potential claims against contracts awarded by the dormitory authori-  
 51 ty of the state of New York or the facilities development corpo-  
 52 ration. Upon request of the commissioner of the office of mental  
 53 retardation and developmental disabilities and approval by the  
 54 director of the budget, this appropriation may be transferred to the  
 55 dormitory authority of the state of New York (51H30201) .....  
 56 48,612,000 ..... (re. \$5,000,000)  
 57

58 By chapter 54, section 1, of the laws of 2001:

59 For alterations and improvements for health and safety projects at  
 60 various facilities. This appropriation may be used for the cost of

DEPARTMENT OF MENTAL HYGIENE

OFFICE OF MENTAL RETARDATION AND DEVELOPMENTAL DISABILITIES

CAPITAL PROJECTS - REAPPROPRIATIONS 2008-09

1 potential claims against contracts awarded by the dormitory authori-  
 2 ty of the state of New York or the facilities development corpo-  
 3 ration. Upon request of the commissioner of the office of mental  
 4 retardation and developmental disabilities and approval by the  
 5 director of the budget, this appropriation may be transferred to the  
 6 dormitory authority of the state of New York (51H30101) .....  
 7 8,100,000 ..... (re. \$2,180,000)  
 8 For alterations and improvements for health and safety projects at the  
 9 institute for basic research in developmental disabilities. Upon  
 10 request of the commissioner of the office of mental retardation and  
 11 developmental disabilities and approval by the director of the budg-  
 12 et, this appropriation may be transferred to the dormitory authority  
 13 of the state of New York (51IB0101) .....  
 14 7,000,000 ..... (re. \$6,010,000)  
 15

16 By chapter 54, section 1, of the laws of 2000:  
 17 For alterations and improvements for health and safety projects at  
 18 various facilities. This appropriation may be used for the cost of  
 19 potential claims against contracts awarded by the dormitory authori-  
 20 ty of the state of New York or the facilities development corpo-  
 21 ration. Upon request of the commissioner of the office of mental  
 22 retardation and developmental disabilities and approval by the  
 23 director of the budget, this appropriation may be transferred to the  
 24 dormitory authority of the state of New York (51H30001) .....  
 25 9,450,000 ..... (re. \$830,000)  
 26

27 By chapter 54, section 1, of the laws of 1999:  
 28 For alterations and improvements for health and safety projects at  
 29 various facilities. This appropriation may be used for the cost of  
 30 potential claims against contracts awarded by the dormitory authori-  
 31 ty of the state of New York or the facilities development corpo-  
 32 ration. Upon request of the commissioner of the office of mental  
 33 retardation and developmental disabilities and approval by the  
 34 director of the budget, this appropriation may be transferred to the  
 35 dormitory authority of the state of New York (51H39901) .....  
 36 16,700,000 ..... (re. \$3,610,000)  
 37

38 STATE-OPERATED COMMUNITY SERVICES PROGRAM (CCP)

39  
40 Capital Projects Fund

41  
42 Preservation of Facilities Purpose

43  
44 By chapter 54, section 1, of the laws of 2007:  
 45 For renovation and minor rehabilitation and improvements of state-  
 46 owned community residential and day program facilities for the  
 47 developmentally disabled. Upon request of the commissioner of the  
 48 office of mental retardation and developmental disabilities and  
 49 approval by the director of the budget, this appropriation may be  
 50 transferred to the dormitory authority of the state of New York  
 51 (51M10703) ... 15,675,000 ..... (re. \$12,680,000)  
 52

53 New Facilities Purpose

54  
55 By chapter 54, section 1, of the laws of 2007:  
 56 For alterations and improvements of sites leased for state-operated  
 57 programs, and for the purchase of furniture and equipment for state-  
 58 operated programs. Upon request of the commissioner of the office of  
 59 mental retardation and developmental disabilities and approval by

DEPARTMENT OF MENTAL HYGIENE

OFFICE OF MENTAL RETARDATION AND DEVELOPMENTAL DISABILITIES

CAPITAL PROJECTS - REAPPROPRIATIONS 2008-09

1 the director of the budget, this appropriation may be transferred to  
2 the dormitory authority of the state of New York (51L10707) ...  
3 1,275,000 ..... (re. \$780,000)  
4

5 By chapter 54, section 1, of the laws of 2006:

6 For alterations and improvements of sites leased for state-operated  
7 programs, and for the purchase of furniture and equipment for state-  
8 operated programs. Upon request of the commissioner of the office of  
9 mental retardation and developmental disabilities and approval by  
10 the director of the budget, this appropriation may be transferred to  
11 the dormitory authority of the state of New York (51L10607) .....  
12 1,500,000 ..... (re. \$830,000)  
13

14 By chapter 54, section 1, of the laws of 2005:

15 For alterations and improvements of sites leased for state-operated  
16 programs, and for the purchase of furniture and equipment for state-  
17 operated programs. Upon request of the commissioner of the office  
18 of mental retardation and developmental disabilities and approval by  
19 the director of the budget, this appropriation may be transferred to  
20 the dormitory authority of the state of New York (51L10507) .....  
21 3,500,000 ..... (re. \$1,400,000)  
22

23 Mental Hygiene Capital Improvement Fund - 389

24  
25 Preservation of Facilities Purpose  
26

27 By chapter 54, section 1, of the laws of 2007:

28 For renovation and minor rehabilitation and improvements of state-  
29 owned community residential and day program facilities for the  
30 developmentally disabled. Upon request of the commissioner of the  
31 office of mental retardation and developmental disabilities and  
32 approval by the director of the budget, this appropriation may be  
33 transferred to the dormitory authority of the state of New York  
34 (51PR0703) ... 1,000,000 ..... (re. \$1,000,000)  
35

36 By chapter 54, section 1, of the laws of 2006:

37 For renovation and minor rehabilitation and improvements of state-  
38 owned community residential and day program facilities for the  
39 developmentally disabled. Upon request of the commissioner of the  
40 office of mental retardation and developmental disabilities and  
41 approval by the director of the budget, this appropriation may be  
42 transferred to the dormitory authority of the state of New York  
43 (51PR0603) ... 1,000,000 ..... (re. \$1,000,000)  
44

45 By chapter 54, section 1, of the laws of 2005:

46 For renovation and minor rehabilitation and improvements of state-  
47 owned community residential and day program facilities for the  
48 developmentally disabled. Upon request of the commissioner of the  
49 office of mental retardation and developmental disabilities and  
50 approval by the director of the budget, this appropriation may be  
51 transferred to the dormitory authority of the state of New York  
52 (51PR0503) ... 1,000,000 ..... (re. \$310,000)  
53

54 New Facilities Purpose  
55

56 By chapter 54, section 1, of the laws of 2007:

57 For the acquisition and alterations and improvements of property to be  
58 used as state-operated community residential facilities. Upon  
59 request of the commissioner of the office of mental retardation and  
60 developmental disabilities and approval by the director of the

DEPARTMENT OF MENTAL HYGIENE

OFFICE OF MENTAL RETARDATION AND DEVELOPMENTAL DISABILITIES

CAPITAL PROJECTS - REAPPROPRIATIONS 2008-09

1 budget, this appropriation may be transferred to the dormitory  
 2 authority of the state of New York. Upon request of the commissioner  
 3 of the office of mental retardation and developmental disabilities,  
 4 and approval by the director of the budget, this appropriation may  
 5 be used for the acquisition and alterations and improvements of  
 6 property to be used as not-for-profit facilities licensed pursuant  
 7 to articles 16 and 41 of the mental hygiene law (51R10707).....  
 8 22,200,000 ..... (re. \$22,200,000)  
 9

10 By chapter 54, section 1, of the laws of 2006:  
 11 For the acquisition and alterations and improvements of property to be  
 12 used as state-operated community residential facilities. Upon  
 13 request of the commissioner of the office of mental retardation and  
 14 developmental disabilities and approval by the director of the bud-  
 15 get, this appropriation may be transferred to the dormitory authority  
 16 of the state of New York. Upon request of the commissioner of the  
 17 office of mental retardation and developmental disabilities, and  
 18 approval by the director of the budget, this appropriation may be  
 19 used for the acquisition and alterations and improvements of proper-  
 20 ty to be used as not-for-profit facilities licensed pursuant to  
 21 articles 16 and 41 of the mental hygiene law (51R10607) .....  
 22 19,300,000 ..... (re. \$18,880,000)  
 23

24 By chapter 54, section 1, of the laws of 2005:  
 25 For the acquisition and alterations and improvements of property to be  
 26 used as state-operated community residential facilities. Upon  
 27 request of the commissioner of the office of mental retardation and  
 28 developmental disabilities and approval by the director of the budg-  
 29 et, this appropriation may be transferred to the dormitory authority  
 30 of the state of New York. Upon request of the commissioner of the  
 31 office of mental retardation and developmental disabilities, and  
 32 approval by the director of the budget, this appropriation may be  
 33 used for the acquisition and alterations and improvements of proper-  
 34 ty to be used as not-for-profit facilities licensed pursuant to  
 35 articles 16 and 41 of the mental hygiene law (51R10507) .....  
 36 4,000,000 ..... (re. \$1,250,000)  
 37

38 By chapter 54, section 1, of the laws of 2004:  
 39 For the acquisition and alterations and improvements of property to be  
 40 used as state-operated community residential facilities. Upon  
 41 request of the commissioner of the office of mental retardation and  
 42 developmental disabilities and approval by the director of the budg-  
 43 et, this appropriation may be transferred to the dormitory authority  
 44 of the state of New York. Upon request of the commissioner of the  
 45 office of mental retardation and developmental disabilities, and  
 46 approval by the director of the budget, this appropriation may be  
 47 used for the acquisition and alterations and improvements of proper-  
 48 ty to be used as not-for-profit facilities licensed pursuant to  
 49 articles 16 and 41 of the mental hygiene law (51R10407) .....  
 50 4,000,000 ..... (re. \$1,000,000)  
 51

52 By chapter 54, section 1, of the laws of 1999:  
 53 For the acquisition, design and construction of 100 state-operated New  
 54 York State Cares beds. Upon request of the commissioner of the  
 55 office of mental retardation and developmental disabilities and  
 56 approval by the director of the budget, this appropriation may be  
 57 transferred to the dormitory authority of the state of New York  
 58 (51R29907) ... 5,000,000 ..... (re. \$700,000)  
 59

DEPARTMENT OF MENTAL HYGIENE

OFFICE OF MENTAL RETARDATION AND DEVELOPMENTAL DISABILITIES

CAPITAL PROJECTS - REAPPROPRIATIONS 2008-09

1 VOLUNTARY-OPERATED COMMUNITY FACILITIES (CCP)

2

3 Capital Projects Fund

4

5 Preservation of Facilities Purpose

6

7 By chapter 54, section 1, of the laws of 2007:

8 For state aid, to municipalities and other public and not-for-profit  
9 agencies, including the payment of liabilities incurred prior to  
10 April 1, 2007, for up to 100 per centum of the net cost of services  
11 and expenses related to the maintenance and improvement of voluntary  
12 not-for-profit provider operated community residential and day  
13 service programs (51200703) ... 17,500,000 ..... (re. \$16,000,000)

14

15 New Facilities Purpose

16

17 By chapter 54, section 1, of the laws of 2007:

18 For state aid, to municipalities and other public and not-for-profit  
19 agencies, including the payment of liabilities incurred prior to  
20 April 1, 2007 for up to 100 per centum of the net cost of  
21 feasibility studies, property options, capital renovations,  
22 acquisition of property, construction, rehabilitation and capital  
23 costs incidental and appurtenant to facilities required to be  
24 licensed pursuant to article 16, as defined in the mental hygiene  
25 law, and for services and expenses related to environmental  
26 modifications and adaptive technology services at voluntary not-for-  
27 profit provider operated community residential facilities, certified  
28 family care homes and private residences, as a loan and/or grant to  
29 family care providers, for payment to other state and federal  
30 housing agencies, private corporations and for capital development  
31 of residential housing or day program alternatives not currently  
32 defined in the mental hygiene law (51B10707) .....  
33 3,745,000 ..... (re. \$1,620,000)

34

35 Mental Hygiene Capital Improvement Fund - 389

36

37 Community Facilities Purpose

38

39 The appropriation made by chapter 54, section 1, of the laws of 2007, is  
40 hereby amended and reappropriated to read:

41 For the comprehensive construction programs, purposes and projects as  
42 herein specified, and for departmental administrative costs related  
43 thereto, consistent with section 41.34 of the mental hygiene law,  
44 and for the [acquisition] acquisition of property, construction and  
45 rehabilitation, including the payment of preoperational costs  
46 incurred prior to occupancy, of article 16 community mental  
47 retardation facilities and associated programs and facilities and  
48 under the auspice of municipalities and other public and not-for-  
49 profit private agencies approved by the commissioner of the office  
50 of mental retardation and developmental disabilities, pursuant to  
51 article 41 of the mental hygiene law and for management fees  
52 associated with voluntary not-for-profit operated projects to be  
53 financed through dormitory authority of the state of New York bonds  
54 (513207H2) ... 6,350,000 ..... (re. \$6,350,000)

55

56 By chapter 54, section 1, of the laws of 2006:

57 For the comprehensive construction programs, purposes and projects as  
58 herein specified, and for departmental administrative costs related  
59 thereto, consistent with section 41.34 of the mental hygiene law,  
60 and for the acquisition of property, construction and rehabili-

DEPARTMENT OF MENTAL HYGIENE

OFFICE OF MENTAL RETARDATION AND DEVELOPMENTAL DISABILITIES

CAPITAL PROJECTS - REAPPROPRIATIONS 2008-09

1 tation, including the payment of preoperational costs incurred prior  
2 to occupancy, of article 16 community mental retardation facilities  
3 and associated programs and facilities and under the auspice of  
4 municipalities and other public and not-for-profit private agencies  
5 approved by the commissioner of the office of mental retardation and  
6 developmental disabilities, pursuant to article 41 of the mental  
7 hygiene law and for management fees associated with voluntary not-  
8 for-profit operated projects to be financed through dormitory  
9 authority of the state of New York bonds (513206H2) .....  
10 5,922,000 ..... (re. \$5,920,000)  
11  
12

COMMISSION ON QUALITY OF CARE AND  
ADVOCACY FOR PERSONS WITH DISABILITIES

STATE OPERATIONS AND AID TO LOCALITIES 2008-09

1 For payment according to the following schedule:

	APPROPRIATIONS	REAPPROPRIATIONS
2		
3		
4		
5	General Fund - State and Local .....	0
6	Special Revenue Funds - Federal ....	12,196,000
7	Special Revenue Funds - Other .....	0
8	Enterprise Funds .....	0
9		
10	All Funds .....	12,196,000
11		
12		

13 AGENCY BUDGET SUMMARY OF NEW APPROPRIATIONS

14 Fund Type	15 State Operations	16 Aid to Localities	17 Capital Projects	18 Total
18 GF-St/Local	5,188,000	293,000	0	5,481,000
19 SR-Federal	7,260,000	0	0	7,260,000
20 SR-Other	3,656,000	478,000	0	4,134,000
21 Enterprise	45,000	0	0	45,000
22				
23 All Funds	16,149,000	771,000	0	16,920,000
24				

26 SCHEDULE

27

28 ADMINISTRATION PROGRAM ..... 9,189,000

29

30

31 General Fund / State Operations

32 State Purposes Account - 003

33

34 For services and expenses of the commission

35 pursuant to chapter 58 of the laws of

36 2005.

37

38 PERSONAL SERVICE

39

40 Personal service--regular ..... 3,964,000

41 Holiday/overtime compensation ..... 18,000

42

43 Amount available for personal service .... 3,982,000

44

46 NONPERSONAL SERVICE

47

48

49 Supplies and materials ..... 63,000

50 Travel ..... 213,000

51 Contractual services ..... 856,000

52 Equipment ..... 74,000

53

54 Amount available for nonpersonal service . 1,206,000

55

56 Program account subtotal ..... 5,188,000

57

58

59 Special Revenue Funds - Federal / State Operations

60 Federal Health and Human Services Fund - 265

61

COMMISSION ON QUALITY OF CARE AND  
ADVOCACY FOR PERSONS WITH DISABILITIES

STATE OPERATIONS AND AID TO LOCALITIES    2008-09

1	For services and expenses associated with	
2	federal grant awards yet to be allocated.	
3	Notwithstanding any inconsistent provision	
4	of law, the director of the budget is	
5	hereby authorized to transfer appropri-	
6	ation authority contained herein to any	
7	other federal fund or program within the	
8	commission on quality of care and advocacy	
9	for persons with disabilities .....	300,000
10		-----
11	Program fund subtotal .....	300,000
12		-----
13		
14	Special Revenue Funds - Other / State Operations	
15	Combined Gifts, Grants and Bequests Fund - 020	
16	Disability and Technical Assistance Account	
17		
18	For services and expenses related to disa-	
19	bility consultant services pursuant to	
20	chapter 58 of the laws of 2005.	
21		
22	PERSONAL SERVICE	
23		
24	Personal service--regular .....	51,000
25	Holiday/overtime compensation .....	2,000
26		-----
27	Amount available for personal service ....	53,000
28		-----
29		
30	NONPERSONAL SERVICE	
31		
32	Supplies and materials .....	3,000
33	Travel .....	9,000
34	Contractual services .....	57,000
35	Equipment .....	1,000
36	Fringe benefits .....	25,000
37	Indirect costs .....	2,000
38		-----
39	Amount available for nonpersonal service .	97,000
40		-----
41	Program account subtotal .....	150,000
42		-----
43		
44	Special Revenue Funds - Other / State Operations	
45	Miscellaneous Special Revenue Fund - 339	
46	Conference Fee Account	
47		
48	For services and expenses of the commission	
49	pursuant to chapter 58 of the laws of	
50	2005.	
51		
52	NONPERSONAL SERVICE	
53		
54	Supplies and materials .....	35,000
55	Travel .....	35,000
56	Contractual services .....	55,000
57		-----
58	Program account subtotal .....	125,000
59		-----
60		

COMMISSION ON QUALITY OF CARE AND  
ADVOCACY FOR PERSONS WITH DISABILITIES

STATE OPERATIONS AND AID TO LOCALITIES    2008-09

1	Special Revenue Funds - Other / State Operations		
2	Miscellaneous Special Revenue Fund - 339		
3	Federal Salary Sharing Account		
4			
5			
6			
7	Personal service--regular .....	2,020,000	
8	Holiday/overtime compensation .....	13,000	
9			-----
10	Amount available for personal service ....	2,033,000	
11			-----
12			
13			
14			
15	Supplies and materials .....	2,000	
16	Travel .....	142,000	
17	Contractual services .....	159,000	
18	Equipment .....	5,000	
19	Fringe benefits .....	952,000	
20	Indirect costs .....	88,000	
21			-----
22	Amount available for nonpersonal service .	1,348,000	
23			-----
24	Program account subtotal .....	3,381,000	
25			-----
26			
27	Enterprise Funds / State Operations		
28	Miscellaneous Enterprise Fund - 331		
29	Publications Account		
30			
31			
32			
33	Supplies and materials .....	5,000	
34	Contractual services .....	15,000	
35			-----
36	Program account subtotal .....	20,000	
37			-----
38			
39	Enterprise Funds / State Operations		
40	Miscellaneous Enterprise Fund - 331		
41	TRAID Services Account		
42			
43	For services and expenses related to TRAID		
44	project activities including the provision		
45	of educational, outreach, training and		
46	support services pursuant to chapter 58 of		
47	the laws of 2005.		
48			
49			
50			
51	Supplies and materials .....	5,000	
52	Travel .....	10,000	
53	Contractual services .....	10,000	
54			-----
55	Program account subtotal .....	25,000	
56			-----
57			
58	ADULT HOMES PROGRAM .....		230,000
59			-----
60			

COMMISSION ON QUALITY OF CARE AND  
ADVOCACY FOR PERSONS WITH DISABILITIES

STATE OPERATIONS AND AID TO LOCALITIES    2008-09

1	General Fund / Aid to Localities	
2	Local Assistance Account - 001	
3		
4	For services and expenses related to the	
5	adult homes advocacy program .....	170,000
6		-----
7	Program account subtotal .....	170,000
8		-----
9		
10	Special Revenue Funds - Other / Aid to Localities	
11	HCRA Resources Fund - 061	
12	Adult Home Resident Council Support Project Account	
13		
14	For services and expenses related to the	
15	adult homes resident council support	
16	project .....	60,000
17		-----
18	Program account subtotal .....	60,000
19		-----
20		
21	CLIENT ASSISTANCE PROGRAM .....	677,000
22		-----
23		
24	Special Revenue Funds - Federal / State Operations	
25	Federal Department of Education Fund - 267	
26		
27	Personal service .....	67,000
28	Nonpersonal service .....	571,000
29	Fringe benefits .....	31,000
30	Indirect costs .....	8,000
31		-----
32		
33	PROTECTION AND ADVOCACY FOR ASSISTIVE TECHNOLOGY PROGRAM .	229,000
34		-----
35		
36	Special Revenue Funds - Federal / State Operations	
37	Federal Department of Education Fund - 267	
38		
39	For services and expenses related to assist-	
40	ing individuals with obtaining assistive	
41	technology services and devices consistent	
42	with federal grant requirements .....	229,000
43		-----
44		
45	PROTECTION AND ADVOCACY FOR BENEFICIARIES OF SOCIAL SECUR-	
46	ITY PROGRAM .....	333,000
47		-----
48		
49	Special Revenue Funds - Federal / State Operations	
50	Federal Operating Grants Fund - 290	
51		
52	Personal service .....	63,000
53	Nonpersonal service .....	235,000
54	Fringe benefits .....	29,000
55	Indirect costs .....	6,000
56		-----
57		
58	PROTECTION AND ADVOCACY FOR DEVELOPMENTALLY DISABLED	
59	PROGRAM .....	2,062,000
60		-----
61		

COMMISSION ON QUALITY OF CARE AND  
ADVOCACY FOR PERSONS WITH DISABILITIES

STATE OPERATIONS AND AID TO LOCALITIES    2008-09

1	Special Revenue Funds - Federal / State Operations		
2	Federal Health and Human Services Fund - 265		
3			
4	Personal service .....	466,000	
5	Nonpersonal service .....	1,354,000	
6	Fringe benefits .....	208,000	
7	Indirect costs .....	34,000	
8		-----	
9			
10	PROTECTION AND ADVOCACY FOR INDIVIDUALS WITH MENTAL		
11	ILLNESS PROGRAM .....		1,630,000
12			-----
13			
14	Special Revenue Funds - Federal / State Operations		
15	Federal Health and Human Services Fund - 265		
16			
17	Personal service .....	488,000	
18	Nonpersonal service .....	887,000	
19	Fringe benefits .....	218,000	
20	Indirect costs .....	37,000	
21		-----	
22			
23	PROTECTION AND ADVOCACY FOR PERSONS WITH TRAUMATIC BRAIN		
24	INJURY PROGRAM .....		89,000
25			-----
26			
27	Special Revenue Funds - Federal / State Operations		
28	Federal Health and Human Services Fund - 265		
29			
30	Nonpersonal service .....	89,000	
31		-----	
32			
33	PROTECTION AND ADVOCACY HELP AMERICA VOTE ACT PROGRAM ....		181,000
34			-----
35			
36	Special Revenue Funds - Federal / State Operations		
37	Federal Health and Human Services Fund - 265		
38			
39	Nonpersonal service .....	181,000	
40		-----	
41			
42	PROTECTION AND ADVOCACY OF INDIVIDUAL RIGHTS PROGRAM .....		914,000
43			-----
44			
45	Special Revenue Funds - Federal / State Operations		
46	Federal Department of Education Fund - 267		
47			
48	Personal service .....	137,000	
49	Nonpersonal service .....	704,000	
50	Fringe benefits .....	62,000	
51	Indirect costs .....	11,000	
52		-----	
53			
54	SURROGATE DECISION-MAKING COMMITTEE PROGRAM .....		541,000
55			-----
56			
57	General Fund / Aid to Localities		
58	Local Assistance Account - 001		
59			

COMMISSION ON QUALITY OF CARE AND  
ADVOCACY FOR PERSONS WITH DISABILITIES

STATE OPERATIONS AND AID TO LOCALITIES    2008-09

1	For surrogate decision-making committee		
2	program contracts with local service		
3	providers .....	123,000	
4		-----	
5	Program account subtotal .....	123,000	
6		-----	
7			
8	Special Revenue Funds - Other / Aid to Localities		
9	Miscellaneous Special Revenue Fund - 339		
10	Federal Salary Sharing Account		
11			
12	For surrogate decision-making committee		
13	program contracts with local service		
14	providers .....	418,000	
15		-----	
16	Program account subtotal .....	418,000	
17		-----	
18			
19	TECHNOLOGY RELATED ASSISTANCE FOR INDIVIDUALS WITH DISA-		
20	BILITIES .....	845,000	
21		-----	
22			
23	Special Revenue Funds - Federal / State Operations		
24	Federal Department of Education Fund - 267		
25	1031-OT-Education Account		
26			
27	For services and expenses related to TR Aid		
28	including for contract for the delivery of		
29	direct services to persons utilizing		
30	regional technology centers or other enti-		
31	ties funded through the TR Aid project		
32	pursuant to chapter 58 of the laws of		
33	2005 .....	845,000	
34		-----	
35			
36	Total new appropriations for state operations and aid to		
37	localities .....	16,920,000	
38		=====	
39			
40			

COMMISSION ON QUALITY OF CARE AND  
ADVOCACY FOR PERSONS WITH DISABILITIES

STATE OPERATIONS AND AID TO LOCALITIES - REAPPROPRIATIONS 2008-09

1 ADMINISTRATION PROGRAM

2

3 Special Revenue Funds - Federal / State Operations

4 Federal Health and Human Services Fund - 265

5

6 By chapter 54, section 1, of the laws of 2007:

7 For services and expenses associated with federal grant awards yet to  
8 be allocated. Notwithstanding any inconsistent provision of law, the  
9 director of the budget is hereby authorized to transfer appropri-  
10 ation authority contained herein to any other federal fund or  
11 program within the commission on quality of care and advocacy for  
12 persons with disabilities.

13 For the grant period October 1, 2007 to September 30, 2008 .....  
14 300,000 ..... (re. \$300,000)

15

16 By chapter 54, section 1, of the laws of 2006:

17 For services and expenses associated with federal grant awards yet to  
18 be allocated. Notwithstanding any inconsistent provision of law, the  
19 director of the budget is hereby authorized to transfer appropri-  
20 ation authority contained herein to any other federal fund or  
21 program within the commission on quality of care and advocacy for  
22 persons with disabilities:

23 For the grant period October 1, 2005 to September 30, 2007 .....  
24 300,000 ..... (re. \$300,000)

25

26 CLIENT ASSISTANCE PROGRAM

27

28 Special Revenue Funds - Federal / State Operations

29 Federal Department of Education Fund - 267

30

31 By chapter 54, section 1, of the laws of 2007:

32 For the grant period October 1, 2006 to September 30, 2007:  
33 Personal service ... 3,000 ..... (re. \$3,000)  
34 Nonpersonal service ... 57,000 ..... (re. \$57,000)  
35 Fringe benefits ... 1,000 ..... (re. \$1,000)

36 For the grant period October 1, 2007 to September 30, 2008:  
37 Personal service ... 35,000 ..... (re. \$35,000)  
38 Nonpersonal service ... 536,000 ..... (re. \$536,000)  
39 Fringe benefits ... 16,000 ..... (re. \$16,000)  
40 Indirect costs ... 3,000 ..... (re. \$3,000)

41

42 By chapter 54, section 1, of the laws of 2006:

43 For the grant period October 1, 2006 to September 30, 2007: ... ..  
44 609,000 ..... (re. \$530,000)

45

46 PROTECTION AND ADVOCACY FOR ASSISTIVE TECHNOLOGY PROGRAM

47

48 Special Revenue Funds - Federal / State Operations

49 Federal Department of Education Fund - 267

50

51 By chapter 54, section 1, of the laws of 2007:

52 For services and expenses related to assisting individuals with  
53 obtaining assistive technology services and devices consistent with  
54 federal grant requirements:

55 For the grant period October 1, 2006 to September 30, 2007 .....  
56 62,000 ..... (re. \$54,000)

57 For the grant period October 1, 2007 to September 30, 2008 .....  
58 168,000 ..... (re. \$168,000)

59

COMMISSION ON QUALITY OF CARE AND  
ADVOCACY FOR PERSONS WITH DISABILITIES

STATE OPERATIONS AND AID TO LOCALITIES - REAPPROPRIATIONS 2008-09

1 By chapter 54, section 1, of the laws of 2006:  
 2 For services and expenses related to assisting individuals with  
 3 obtaining assistive technology services and devices consistent with  
 4 federal grant requirements:  
 5 For the grant period October 1, 2006 to September 30, 2007 .....  
 6 167,000 ..... (re. \$109,000)  
 7  
 8 PROTECTION AND ADVOCACY FOR BENEFICIARIES OF SOCIAL SECURITY PROGRAM  
 9  
 10 Special Revenue Funds - Federal / State Operations  
 11 Federal Operating Grants Fund - 290  
 12  
 13 By chapter 54, section 1, of the laws of 2007:  
 14 For the grant period December 1, 2006 to November 30, 2007:  
 15 Personal service ... 33,000 ..... (re. \$33,000)  
 16 Nonpersonal service ... 13,000 ..... (re. \$13,000)  
 17 Fringe benefits ... 15,000 ..... (re. \$15,000)  
 18 Indirect costs ... 2,000 ..... (re. \$2,000)  
 19 For the grant period December 1, 2007 to November 30, 2008:  
 20 Personal service ... 33,000 ..... (re. \$33,000)  
 21 Nonpersonal service ... 230,000 ..... (re. \$230,000)  
 22 Fringe benefits ... 15,000 ..... (re. \$15,000)  
 23 Indirect costs ... 3,000 ..... (re. \$3,000)  
 24  
 25 By chapter 54, section 1, of the laws of 2006:  
 26 For the grant period December 1, 2006 to November 30, 2007: ... ..  
 27 266,000 ..... (re. \$140,000)  
 28  
 29 PROTECTION AND ADVOCACY FOR DEVELOPMENTALLY DISABLED PROGRAM  
 30  
 31 Special Revenue Funds - Federal / State Operations  
 32 Federal Health and Human Services Fund - 265  
 33  
 34 By chapter 54, section 1, of the laws of 2007:  
 35 For the grant period October 1, 2006 to September 30, 2007:  
 36 Personal service ... 213,000 ..... (re. \$213,000)  
 37 Nonpersonal service ... 76,000 ..... (re. \$76,000)  
 38 Fringe benefits ... 97,000 ..... (re. \$97,000)  
 39 Indirect costs ... 15,000 ..... (re. \$15,000)  
 40 For the grant period October 1, 2007 to September 30, 2008:  
 41 Personal service ... 226,000 ..... (re. \$226,000)  
 42 Nonpersonal service ... 1,264,000 ..... (re. \$1,264,000)  
 43 Fringe benefits ... 103,000 ..... (re. \$103,000)  
 44 Indirect costs ... 16,000 ..... (re. \$16,000)  
 45  
 46 By chapter 54, section 1, of the laws of 2006:  
 47 For the grant period October 1, 2005 to September 30, 2006: .....  
 48 410,000 ..... (re. \$390,000)  
 49 For the grant period October 1, 2006 to September 30, 2007: ... ..  
 50 1,629,000 ..... (re. \$1,031,000)  
 51  
 52 By chapter 54, section 1, of the laws of 2005:  
 53 For the grant period October 1, 2005 to September 30, 2006: ... ..  
 54 1,581,000 ..... (re. \$576,000)  
 55  
 56 PROTECTION AND ADVOCACY FOR INDIVIDUALS WITH MENTAL ILLNESS  
 57  
 58 Special Revenue Funds - Federal / State Operations  
 59 Federal Health and Human Services Fund - 265  
 60

COMMISSION ON QUALITY OF CARE AND  
ADVOCACY FOR PERSONS WITH DISABILITIES

STATE OPERATIONS AND AID TO LOCALITIES - REAPPROPRIATIONS 2008-09

1 By chapter 54, section 1, of the laws of 2007:  
 2 For the grant period October 1, 2006 to September 30, 2007:  
 3 Personal service ... 239,000 ..... (re. \$239,000)  
 4 Nonpersonal service ... 133,000 ..... (re. \$133,000)  
 5 Fringe benefits ... 109,000 ..... (re. \$109,000)  
 6 Indirect costs ... 18,000 ..... (re. \$18,000)  
 7 For the grant period October 1, 2007 to September 30, 2008:  
 8 Personal service ... 264,000 ..... (re. \$264,000)  
 9 Nonpersonal service ... 706,000 ..... (re. \$706,000)  
 10 Fringe benefits ... 121,000 ..... (re. \$121,000)  
 11 Indirect costs ... 20,000 ..... (re. \$20,000)  
 12  
 13 By chapter 54, section 1, of the laws of 2006:  
 14 For the grant period October 1, 2005 to September 30, 2006: ... ..  
 15 507,000 ..... (re. \$435,000)  
 16 For the grant period October 1, 2006 to September 30, 2007: ... ..  
 17 1,108,000 ..... (re. \$471,000)  
 18  
 19 By chapter 54, section 1, of the laws of 2005:  
 20 For the grant period October 1, 2005 to September 30, 2006: ... ..  
 21 1,126,000 ..... (re. \$151,000)  
 22  
 23 PROTECTION AND ADVOCACY FOR PERSONS WITH TRAUMATIC BRAIN INJURY PROGRAM  
 24  
 25 Special Revenue Funds - Federal / State Operations  
 26 Federal Health and Human Services Fund - 265  
 27  
 28 By chapter 54, section 1, of the laws of 2007:  
 29 For the grant period June 1, 2007 to May 31, 2008:  
 30 Nonpersonal service ... 85,000 ..... (re. \$85,000)  
 31  
 32 By chapter 54, section 1, of the laws of 2006:  
 33 For the grant period June 1, 2006 to May 31, 2007: ... ..  
 34 86,000 ..... (re. \$50,000)  
 35  
 36 PROTECTION AND ADVOCACY HELP AMERICA VOTE ACT PROGRAM  
 37  
 38 Special Revenue Funds - Federal / State Operations  
 39 Federal Health and Human Services Fund - 265  
 40  
 41 By chapter 54, section 1, of the laws of 2007:  
 42 For the grant period October 1, 2006 to September 30, 2007:  
 43 Nonpersonal service ... 179,000 ..... (re. \$179,000)  
 44  
 45 By chapter 54, section 1, of the laws of 2006:  
 46 For the grant period October 1, 2005 to September 30, 2006: ... ..  
 47 195,000 ..... (re. \$105,000)  
 48  
 49 PROTECTION AND ADVOCACY OF INDIVIDUAL RIGHTS PROGRAM  
 50  
 51 Special Revenue Funds - Federal / State Operations  
 52 Federal Department of Education Fund - 267  
 53  
 54 By chapter 54, section 1, of the laws of 2007:  
 55 For the grant period October 1, 2006 to September 30, 2007:  
 56 Personal service ... 61,000 ..... (re. \$61,000)  
 57 Nonpersonal service ... 56,000 ..... (re. \$56,000)  
 58 Fringe benefits ... 28,000 ..... (re. \$28,000)  
 59 Indirect costs ... 4,000 ..... (re. \$4,000)



## CONTINGENT AND OTHER APPROPRIATIONS

1 § 2. The several amounts specified in this section, or so much thereof  
2 as may be sufficient to accomplish the purposes designated by the appro-  
3 priations, are hereby appropriated and authorized to be paid as herein-  
4 after provided, for the several purposes specified.  
5

CONTINGENT AND OTHER APPROPRIATIONS

DEPARTMENT OF HEALTH

STATE OPERATIONS AND AID TO LOCALITIES 2008-09

1 Fiduciary Funds / Aid to Localities  
2 Miscellaneous New York State Agency Fund - 169  
3 Medical Assistance Restitution Account  
4  
5 For direct payment or transfer to other funds as restitu-  
6 tion to the federal, state and local governments, and  
7 when appropriate, payments to contractors, of funds  
8 collected from providers participating in the medical  
9 assistance program through recovery of overpayments and  
10 third party activities including \$1,250,000 to be trans-  
11 ferred to the department of health third-party health  
12 insurance recoveries account, miscellaneous special  
13 revenue fund - 339, for activities related to the medi-  
14 caid management information system and third-party  
15 health insurance recoveries and \$3,700,000 to be trans-  
16 ferred to the office of medicaid inspector general  
17 recoveries and revenue account, miscellaneous special  
18 revenue fund - 339, for activities related to provider  
19 fraud recoveries and revenue maximization. Notwithstand-  
20 ing any inconsistent provision of law, contractor fees  
21 may be shared between the state and local social  
22 services districts, after first deducting therefrom any  
23 federal funds properly received or to be received on  
24 account thereof. Notwithstanding section 40 of the state  
25 finance law, this appropriation shall remain in effect  
26 until March 31, 2010. Notwithstanding any other  
27 provision of law to the contrary, upon the advice of the  
28 commissioner of health, the director of the budget may  
29 transfer or suballocate any of the amounts appropriated  
30 herein to the department of health ..... 1,771,200,000  
31 -----  
32  
33

## CONTINGENT AND OTHER APPROPRIATIONS

## DEPARTMENT OF HEALTH

## STATE OPERATIONS AND AID TO LOCALITIES - REAPPROPRIATIONS 2008-09

1 General Fund / State Operations  
 2 State Purposes Account - 003  
 3  
 4 By chapter 54, section 2, of the laws of 2002:  
 5 For expenses related to spinal cord injury research pursuant to chap-  
 6 ter 338 of the laws of 1998 ... 13,500,000 ..... (re. \$13,500,000)  
 7  
 8 Special Revenue Funds - Other / State Operations  
 9 Miscellaneous Special Revenue Fund - 339  
 10 Health Services Account  
 11  
 12 By chapter 54, section 1, of the laws of 1997, as amended by chapter 54,  
 13 section 2, of the laws of 2002:  
 14 For advances to Roswell Park cancer institute account, the Helen Hayes  
 15 hospital account, the New York city veterans' home account, the New  
 16 York state home for veterans and their dependents at Oxford account,  
 17 New York state home for veterans in the lower-Hudson Valley account,  
 18 and the Western New York veterans' home account. Notwithstanding any  
 19 existing provision of law, amounts from this appropriation may be  
 20 made available only upon request of the commissioner of the depart-  
 21 ment of health and issuance of a certificate of approval by the  
 22 director of the budget. No moneys may be allocated from this appro-  
 23 priation until a repayment agreement has been signed between the  
 24 commissioner of the department of health and the director of the  
 25 budget regarding the outstanding balance in the miscellaneous  
 26 special revenue fund - health services account. Each allocation must  
 27 be repaid within 90 days of the date of the respective certificate  
 28 provided, however, an outstanding balance amount up to \$500,000 for  
 29 each institutional account may be carried over into the ensuing  
 30 fiscal year ... 20,000,000 ..... (re. \$20,000,000)  
 31  
 32

## TABLE OF CONTENTS

	Page
SECTION 1 - STATE AGENCIES .....	1
AGING, OFFICE FOR THE .....	3
DEVELOPMENTAL DISABILITIES PLANNING COUNCIL .....	16
HEALTH, DEPARTMENT OF .....	19
MEDICAID INSPECTOR GENERAL, OFFICE OF .....	188
MENTAL HYGIENE, DEPARTMENT OF .....	194
ALCOHOLISM AND SUBSTANCE ABUSE SERVICES, OFFICE OF .....	196
MENTAL HEALTH, OFFICE OF .....	230
MENTAL RETARDATION AND DEVELOPMENTAL DISABILITIES, OFFICE OF .....	280
QUALITY OF CARE AND ADVOCACY FOR PERSONS WITH DISABILITIES, COMMISSION ON .....	312
SECTION 2 - CONTINGENT AND OTHER APPROPRIATIONS .....	322
HEALTH, DEPARTMENT OF .....	323