

FY 2025 Executive Budget Amendments

**Amendments to Senate S.8305; Assembly A.8805
(PPGG Article VII Bill)**

Part L, relating to permitting the use of contiguous and non-contiguous municipal public space by certain licensees, is amended to:

- Make clarifying changes to apply the provisions of the part to municipal property and other technical changes.

Part N, relating to increasing short-term disability benefits, is amended to:

- Revert the reporting date to March 31, instead of May 31, for the statewide average weekly wage to not cause delays in the development of insurance rate structures based on the calculation and to make other technical changes.

Part X, relating to sweeps and transfers, is amended to:

- Remove the transfer authorization from the miscellaneous special revenue fund, New York interest on lawyer account fund, iola private contribution account, to the general fund.
- Add the transfer authorization from the general fund, to the state university income fund, state university general revenue offset account and/or the state university income fund, state university hospitals income reimbursable account.

New Part Y, relating to authorizing retail licensees for on-premises consumption to sell and/or deliver alcoholic beverages for off-premises consumption, is added to:

- Make the authorization permanent.

Amend Senate S8305, Assembly A8805, AN ACT to amend the penal law, in relation to assault in the second degree....

Page	Line	Amendment
Page 2,	Unnumbered lines 5 through 6,	After "in relation to", strike out "the New York state average weekly wage, and to"
Page 2,	Unnumbered line 6,	After "increasing" insert "short-term"
Page 2,	Unnumbered line 27,	After "(Part W);" strike out "and"
Page 3,	Unnumbered line 41 (AN ACT CLAUSE),	After "(Part X)" insert "; and to amend section 2 of part P of chapter 55 of the laws of 2022, amending the alcoholic beverage control law relating to authorizing retail licensees for on-premises consumption to sell and/or deliver alcoholic beverages for off-premises consumption, in relation to the effectiveness thereof (Part Y)"
Page 3,	Line 4,	After "A through" strike out "X" and insert "Y"
Page 33,	Line 51,	After " <u>municipal</u> " insert " <u>public</u> "
Page 34,	Line 1,	After " <u>non-contiguous</u> " insert " <u>municipal public</u> "
Page 34,	Line 17,	After " <u>municipal</u> " insert " <u>public</u> "
Page 40,	Line 5 through line 12,	Strike out "Section 1. Subdivision 16 of section 2 of the workers' compensation law, as added by chapter 6 of the laws of the 2007 and as further amended by section 104 of part A of chapter 62 of the laws of 2011, is amended to read as follows: 16. "New York state average weekly wage" shall mean the average weekly wage of the state of New York for the previous calendar year as reported by the commissioner of labor to the superintendent of financial services on [March] May thirty-first."
Page 40,	Line 13,	Strike out "\$2" and insert "Section 1"
Page 40,	Line 19,	After "\$" strike out "3" and insert "2"
Page 40,	Line 48,	After "\$" strike out "4" and insert "3"
Page 41,	Line 4,	After "\$" strike out "5" and insert "4"
Page 41,	Line 19,	After "\$" strike out "6" and insert "5"
Page 41,	Line 29,	After "\$" strike out "7" and insert "6"
Page 44,	Line 14,	After "\$" strike out "8" and insert "7"

Page 44,	Line 45,	After "\$" strike out "9" and insert "8"
Page 45,	Line 13,	After "\$" strike out "10" and insert "9"
Page 45,	Line 31,	After "\$" strike out "11" and insert "10"
Page 46,	Line 9,	After "\$" strike out "12" and insert "11"
Page 46,	Line 23,	After "\$" strike out "13" and insert "12"
Page 47,	Line 16,	After "\$" strike out "14" and insert "13"
Page 47,	Line 28,	After "\$" strike out "15" and insert "14"
Page 48,	Line 26,	After "\$" strike out "16" and insert "15"
Page 48	Line 33,	After "\$" strike out "17" and insert "16"
Page 72,	Lines 27 and 28,	Strike out "5. \$100,000,000 from the miscellaneous special revenue fund, iola private contribution account (20301), to the general fund."
Page 80,	Between lines 5 and 6,	Insert "8a. Notwithstanding any law to the contrary, and in accordance with section 4 of the state finance law, the comptroller is hereby authorized and directed to transfer, upon request of the director of the budget, a total of up to \$100,000,000 from the general fund to the state university income fund, state university general revenue offset account (22655) and/or the state university income fund, state university hospitals income reimbursable account (22656) during the period July 1, 2024 through June 30, 2025 to pay costs attributable to the state university health science center at Brooklyn and/or the state university of New York hospital at Brooklyn, respectively, pursuant to a transformation plan approved by the director of the budget."
Page 101,	Between Lines 54 and 55,	Insert New Part Y (LBD #70027-01-4)
Page 102,	Line 9,	After "A through" strike out "X" and insert "Y"

permitting the use of contiguous and non-contiguous municipal public space by certain licensees; and to repeal chapter 238 of the laws of 2021 (Part L); to amend the workers' compensation law, in relation to providing benefits for prenatal care (Part M); to amend the workers' compensation law and the insurance law, in relation to ~~the New York state average weekly wage, and to~~ increasing short-term disability benefits (Part

N); to amend the general business law, in relation to enacting the Stop Addictive Feeds Exploitation (SAFE) for Kids act prohibiting the provision of an addictive feed to a minor (Part O); to amend the general business law, in relation to establishing the New York child data protection act (Part P); to amend the state finance law, in relation to eliminating the alternate procedure for the payment of salaries for certain employees and the withholding of five days of salary for certain employees (Part Q); to amend the civil practice law and rules and the state finance law, in relation to the rate of interest to be paid on judgment and accrued claims (Part R); to amend the civil service law, in relation to reimbursement for medicare premium charges (Part S); to amend the civil service law, in relation to the ability to charge interest on past due balances for the New York state health insurance program, and to authorize the director of the budget to withhold certain state aid to participating employers with past due balances (Part T); to amend the general municipal law, in relation to county-wide shared services panels (Part U); to amend the public authorities law, in relation to bonds issued by the New York city transitional finance authority (Part V); to amend the state finance law, in relation to reforming the local government efficiency grant program (Part W); **and** to provide for the administration of certain funds and accounts related to the 2023-2024 budget, authorizing certain payments and transfers; to amend the state finance law, in relation to the administration of certain funds and accounts, and in relation to the effectiveness thereof; to amend part D of chapter 389 of the laws of 1997 relating to the financing of the correctional facilities improvement fund and the youth facility improvement fund, in relation to the issuance of certain bonds or notes; to amend the private housing finance law, in relation to housing program bonds and notes; to amend the public authorities law, in relation to the issuance of bonds and notes by the dedicated highway and bridge trust fund, to amend the public authorities law, in relation to the issuance of bonds and notes for city university facilities; to amend the public authorities law, in relation to the issuance of bonds for library construction projects; to amend the public authorities law, in relation to the issuance of bonds for state university educational facilities; to amend the public authorities law, in relation to the issuance of bonds and notes for locally sponsored community colleges; to amend chapter 392 of the laws of 1973, constituting the medical care facilities finance agency act, in relation to the issuance of mental health services facilities improvement bonds and notes; to amend part K of chapter 81 of the laws of 2002, relating to providing for the administration of certain funds and accounts related to the 2002-2003 budget, in relation to the issuance of bonds and notes to finance capital costs related to homeland security; to amend chapter 174 of the laws of 1968 constituting the urban development corporation act, in relation to the issuance of bonds and notes for purposes of funding office of information technology services project costs; to amend chapter 329 of the laws of 1991, amending the state finance law and other laws relating to the establishment of the dedicated highway

and bridge trust fund, in relation to the issuance of funds to the thruway authority; to amend chapter 174 of the laws of 1968 constituting the urban development corporation act, in relation to the issuance of bonds and notes to fund costs for statewide equipment; to amend the public authorities law, in relation to the issuance of bonds for purposes of financing environmental infrastructure projects; to amend part D of chapter 389 of the laws of 1997, relating to the financing of the correctional facilities improvement fund and the youth facility improvement fund, in relation to the issuance of bonds and notes for the youth facilities improvement fund; to amend the public authorities law, in relation to the issuance of bonds and notes for the purpose of financing peace bridge projects and capital costs of state and local highways; to amend chapter 174 of the laws of 1968 constituting the urban development corporation act, in relation to the issuance of bonds for economic development initiatives; to amend part Y of chapter 61 of the laws of 2005, relating to providing for the administration of certain funds and accounts related to the 2005-2006 budget, in relation to the issuance of bonds and notes for the purpose of financing capital projects for the division of military and naval affairs; to amend chapter 174 of the laws of 1968 constituting the urban development corporation act, in relation to the issuance of bonds for special education and other educational facilities; to amend the public authorities law, in relation to the issuance of bonds and notes for the purpose of financing the construction of the New York state agriculture and markets food laboratory; to amend chapter 392 of the laws of 1973, constituting the medical care facilities finance agency act, in relation to including comprehensive psychiatric emergency programs and housing for mentally ill persons in the definition of mental health services facility; to amend the state finance law, in relation to the private sale of certain revenue bonds, and in relation to including assets that provide a long-term interest in land in the definition of fixed assets; to amend the public authorities law, in relation to bond issuance charges; to amend the state finance law, in relation to the redemption price of certain revenue bonds; to amend chapter 174 of the laws of 1968 constituting the urban development corporation act, in relation to the issuance of personal income tax revenue anticipation notes; to amend the public authorities law, in relation to the issuance of bonds or notes for the purpose of assisting the metropolitan transportation authority in the financing of transportation facilities; and providing for the repeal of certain provisions upon expiration thereof (Part X)

; and to amend section 2 of part P of chapter 55 of the laws of 2022, amending the alcoholic beverage control law relating to authorizing retail licensees for on-premises consumption to sell and/or deliver alcoholic beverages for off-premises consumption, in relation to the effectiveness thereof (Part Y)

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

1 Section 1. This act enacts into law major components of legislation
 2 necessary to implement the state public protection and general govern-
 3 ment budget for the 2024-2025 state fiscal year. Each component is whol-
 4 ly contained within a Part identified as Parts A through X. The effec-
 5 tive date for each particular provision contained within such Part is
 6 set forth in the last section of such Part. Any provision in any section
 7 contained within a Part, including the effective date of the Part, which
 8 makes a reference to a section "of this act", when used in connection

9 with that particular component, shall be deemed to mean and refer to the

1 temporary retail permits, as amended by section 1 of part 0 of chapter
2 55 of the laws of 2023, is amended to read as follows:

3 § 5. This act shall take effect on the sixtieth day after it shall
4 have become a law, provided that paragraph (b) of subdivision 1 of
5 section 97-a of the alcoholic beverage control law as added by section
6 two of this act shall expire and be deemed repealed October 12, [2024]
7 2025.

8 § 2. This act shall take effect immediately.

9

PART L

10 Section 1. Chapter 238 of the laws of 2021 is REPEALED.

11 § 2. The alcoholic beverage control law is amended by adding a new
12 section 111-a to read as follows:

13 § 111-a. Use of contiguous and non-contiguous municipal public space
14 for on-premises alcoholic beverage sales by certain licensees. 1. The
15 holder of a retail on-premises license issued pursuant to sections
16 fifty-five, sixty-four, sixty-four-a, sixty-four-c, sixty-four-d, eight-
17 y-one, or eighty-one-a of this chapter or a manufacturing license that
18 includes a privilege to sell and/or serve alcoholic beverages at retail
19 for on-premises consumption on the licensed premises issued pursuant to
20 section thirty, thirty-one, fifty-one, fifty-one-a, fifty-eight, fifty-
21 eight-c, subdivision two-c of section sixty-one, section seventy-six,
22 seventy-six-a, seventy-six-c, or seventy-six-d of this chapter may file
23 an alteration application with the authority pursuant to subdivision one
24 of section ninety-nine-d of this chapter for permission to add municipal
25 public space that is either contiguous or non-contiguous to the licensed
26 premises. Upon approval of such alteration application, such a licensee
27 may exercise the privilege to sell and/or serve alcoholic beverages at
28 retail for on-premises consumption on contiguous municipal public space
29 or non-contiguous municipal public space provided:

30 (a) the municipality in which the licensed premises is located issues
31 a permit or the responsible municipal regulatory body or agency issues
32 written authorization to the licensee to sell and/or serve food on such
33 contiguous municipal public space or non-contiguous municipal public
34 space;

35 (b) the licensee submits to the liquor authority a copy of such munic-
36 ipal permit or other written authorization along with the alteration
37 application;

38 (c) the licensee submits to the liquor authority a copy of the permit
39 application submitted to the municipality to obtain the municipal permit
40 or other written authorization from the municipality along with the
41 alteration application;

42 (d) the licensee submits to the liquor authority a diagram depicting
43 both the licensed premises and the contiguous municipal public space or
44 non-contiguous municipal public space to be used by the licensee with
45 the alteration application;

46 (e) the licensee submits to the liquor authority proof that it has
47 provided community notification to the municipality, including munici-
48 pality outside the city of New York, in a manner consistent with or
49 required by subdivision two of section one hundred ten-b of this article
50 as required for the city of New York; and

51 (f) use of any such contiguous or non-contiguous municipal public space
meets

52 all applicable federal, state or local laws, rules, regulations, guid-
53 ance, conditions or requirements.

1

2. For the purposes of this section: (a) "non-contiguous municipal public space" shall

2 mean space that: (i) is located in front of, behind, or to the side of
3 the licensed premises; (ii) is within the property boundaries of the
4 licensed premises as extended out; or within the property boundaries of
5 the nearest adjacent properties on either side; (iii) does not extend
6 further than the midline of any public roadway; (iv) is separated from
7 the licensed premises only by one or more of the following: a pedestrian
8 thoroughfare, a thoroughfare primarily restricted to use by bicycles, or
9 a portion of a thoroughfare with such restrictions; and (v) otherwise
10 complies with all applicable federal, state and local requirements.

11 (b) "Contiguous municipal public space" shall mean space that: (i) is
12 located in front of, behind, or to the side of the licensed premises;
13 (ii) is within the property boundaries of the licensed premises as
14 extended out; or within the property boundaries of the nearest adjacent
15 properties on either side; (iii) otherwise complies with all applicable
16 federal, state and local requirements.

17 3. Licensees choosing to utilize non-contiguous municipal public space
that

18 includes a thoroughfare primarily restricted to use by bicycles, or a
19 portion of a thoroughfare with such restrictions, shall post a sign or
20 poster in said municipal outdoor space with conspicuous lettering in at
21 least seventy-two point bold face font that states: "CAUTION: BICYCLE
22 LANE" prior to and while utilizing any such municipal space for on-prem-
23 ises alcoholic beverage sales to patrons. Such licensees shall be solely
24 responsible for production of and maintenance of such signage. Compli-
25 ance by the licensee with the provisions of any local law requiring
26 posting of warning signs regarding bicycle lanes enacted on or before
27 the effective date of this section shall be deemed to be in compliance
28 with the provisions of this section. Nothing contained herein, however,
29 shall be deemed to exempt any licensee not otherwise subject to the
30 provisions of any such local law from complying with the provisions of
31 this section.

32 4. If at any time the municipality revokes, cancels or suspends or
33 otherwise terminates the licensee's authorization to use such contiguous
34 municipal public space or non-contiguous municipal public space, the
35 licensee shall immediately cease exercising the privilege to sell and/or
36 serve alcoholic beverages at retail for consumption on such municipal
37 public space. The licensee shall then file a new alteration application
38 removing the municipal public space from its licensed premises. The
39 failure to file a new alteration application with the authority within
40 ten business days of the revocation, cancellation, suspension, or other
41 termination by the local municipality of the licensee's authorization to
42 use such contiguous or non-contiguous municipal public space shall be
43 cause for revocation, cancellation, suspension and/or imposition of a
44 civil penalty against the license in accordance with section one hundred
45 eighteen of this article.

46 5. The authority may promulgate guidance, rules and/or regulations
47 necessary to implement the provisions of this section. Notwithstanding
48 existing provisions of this chapter, the authority is authorized to
49 provide simplified applications and notification procedures for licen-
50 sees seeking to utilize municipal space for on-premises alcoholic bever-
51 age sales whenever possible or appropriate. Nothing in this section
52 shall prohibit the authority from requesting additional information from
53 any applicant seeking to use new municipal space or renewal of existing
54 municipal space.

55 § 3. This act shall take effect immediately and shall apply to all
56 applications received by the state liquor authority on and after such

1 a minor so long as such person has no guardian of the person and/or
2 property.

3 § 8. This act shall take effect January 1, 2025.

4 PART N

~~5 Section 1. Subdivision 16 of section 2 of the workers' compensation
6 law, as added by chapter 6 of the laws of the 2007 and as further
7 amended by section 104 of part A of chapter 62 of the laws of 2011, is
8 amended to read as follows:~~

~~9 16. "New York state average weekly wage" shall mean the average weekly
10 wage of the state of New York for the previous calendar year as reported
11 by the commissioner of labor to the superintendent of financial services
12 on [March] May thirty-first.~~

13 § 2 Section 1. Section 200 of the workers' compensation law, as
amended by
14 section 1 of part SS of chapter 54 of the laws of 2016, is amended to
15 read as follows:

16 § 200. Short title. This article shall be known and may be cited as
17 the "disability [benefits law] and [the] paid family leave benefits
18 law."

19 § 32. Subdivisions 14, 15 and 22 of section 201 of the workers' compen-
20 sation law, subdivision 14 as amended and subdivisions 15 and 22 as
21 added by section 2 of part SS of chapter 54 of the laws of 2016, are
22 amended to read as follows:

23 14. "A day of disability" means any day on which the employee was
24 prevented from performing work because of disability[, including any day
25 which the employee uses for family leave,] and for which the employee
26 has not received [his or her] their regular remuneration.

27 15. "Family leave" shall mean any leave taken by an employee from
28 work: (a) to participate in providing care, including physical or
29 psychological care, for a family member of the employee made necessary
30 by a serious health condition of the family member; or (b) to bond with
31 the employee's child during the first twelve months after the child's
32 birth, or the first twelve months after the placement of the child for
33 adoption or foster care with the employee; or (c) because of any quali-
34 fying exigency as interpreted under the family and medical leave act, 29
35 U.S.C.S § 2612(a)(1)(e) and 29 C.F.R. S.825.126[(a)(1)-(8)], arising out
36 of the fact that the spouse, domestic partner, child, or parent of the
37 employee is on active duty (or has been notified of an impending call or
38 order to active duty) in the armed forces of the United States.

39 22. "Health care provider" shall mean for the purpose of [family
40 leave] this article, a person licensed under article one hundred thir-
41 ty-one, one hundred thirty-one-B, one hundred thirty-two, one hundred
42 thirty-three, one hundred thirty-six, one hundred thirty-nine, one
43 hundred forty-one, one hundred forty-three, one hundred forty-four, one
44 hundred fifty-three, one hundred fifty-four, one hundred fifty-six or
45 one hundred fifty-nine of the education law or a person licensed under
46 the public health law, article one hundred forty of the education law or
47 article one hundred sixty-three of the education law.

48 § 43. Section 203-a of the workers' compensation law, as added by
49 section 4 of part SS of chapter 54 of the laws of 2016, is amended to
50 read as follows:

51 § 203-a. Retaliatory action prohibited for [family] leave. 1. The
52 provisions of section one hundred twenty of this chapter and section two
53 hundred forty-one of this article shall be applicable to family and
54 disability leave.

1 2. Nothing in this section shall be deemed to diminish the rights,
2 privileges, or remedies of any employee under any collective bargaining
3 agreement or employment contract.

4 § 54. Section 203-b of the workers' compensation law, as added by
5 section 4 of part SS of chapter 54 of the laws of 2016, is amended to
6 read as follows:

7 § 203-b. Reinstatement following [family] leave. Any eligible employee
8 of a covered employer who takes leave under this article shall be enti-
9 tled, on return from such leave, to be restored by the employer to the
10 position of employment held by the employee when the leave commenced, or
11 to be restored to a comparable position with comparable employment bene-
12 fits, pay and other terms and conditions of employment. The taking of
13 family or disability leave shall not result in the loss of any employ-
14 ment benefit accrued prior to the date on which the leave commenced.
15 Nothing in this section shall be construed to entitle any restored
16 employee to the accrual of any seniority or employment benefits during
17 any period of leave, or any right, benefit or position to which the
18 employee would have been entitled had the employee not taken the leave.

19 § 65. Section 203-c of the workers' compensation law, as added by
20 section 4 of part SS of chapter 54 of the laws of 2016, is amended to
21 read as follows:

22 § 203-c. Health insurance during [family] leave. In accordance with
23 the Family and Medical Leave Act (29 U.S.C. §§ 2601-2654), during any
24 period of family or disability leave the employer shall maintain any
25 existing health benefits of the employee in force for the duration of
26 such leave as if the employee had continued to work from the date [he or
27 she] they commenced family or disability leave until the date [he or she
28 returns] they return to employment.

29 § 76. Section 204 of the workers' compensation law, as amended by
30 section 5 of part SS of chapter 54 of the laws of 2016, is amended to
31 read as follows:

32 § 204. Disability and family leave during employment. 1. Disability
33 benefits shall be payable to an eligible employee for disabilities,
34 beginning with the eighth day of disability and thereafter during the
35 continuance of disability, subject to the limitations as to maximum and
36 minimum amounts and duration and other conditions and limitations in
37 this section and in sections two hundred five and two hundred six of
38 this article. Family leave benefits shall be payable to an eligible
39 employee for the first full day when family leave is required and there-
40 after during the continuance of the need for family leave, subject to
41 the limitations as to maximum and minimum amounts and duration and other
42 conditions and limitations in this section and in sections two hundred
43 five and two hundred six of this article. Successive periods of disabil-
44 ity or family leave caused by the same or related injury or sickness or
45 qualifying event shall be deemed a single period of disability or
46 family leave only if separated by less than three months.

47 2. (a) The weekly benefit for family leave that occurs (i) on or after
48 January first, two thousand eighteen shall not exceed eight weeks during
49 any fifty-two week calendar period and shall be fifty percent of the
50 employee's average weekly wage but shall not exceed fifty percent of the
51 state average weekly wage, (ii) on or after January first, two thousand
52 nineteen shall not exceed ten weeks during any fifty-two week calendar
53 period and shall be fifty-five percent of the employee's average weekly
54 wage but shall not exceed fifty-five percent of the state average weekly
55 wage, (iii) on or after January first, two thousand twenty shall not
56 exceed ten weeks during any fifty-two week calendar period and shall be

1 sixty percent of the employee's average weekly wage but shall not exceed
2 sixty percent of the state average weekly wage, and (iv) on or after
3 January first of each succeeding year, shall not exceed twelve weeks
4 during any fifty-two week calendar period and shall be sixty-seven
5 percent of the employee's average weekly wage but shall not exceed
6 sixty-seven percent of the New York state average weekly wage in effect.
7 The superintendent of financial services shall have discretion to delay
8 the increases in the family leave benefit level provided in subpara-
9 graphs (ii), (iii), and (iv) of this paragraph by one or more calendar
10 years. In determining whether to delay the increase in the family leave
11 benefit for any year, the superintendent of financial services shall
12 consider: (1) the current cost to employees of the family leave benefit
13 and any expected change in the cost after the benefit increase; (2) the
14 current number of insurers issuing insurance policies with a family
15 leave benefit and any expected change in the number of insurers issuing
16 such policies after the benefit increase; (3) the impact of the benefit
17 increase on employers' business and the overall stability of the program
18 to the extent that information is readily available; (4) the impact of
19 the benefit increase on the financial stability of the disability and
20 family leave insurance market and carriers; and (5) any additional
21 factors that the superintendent of financial services deems relevant. If
22 the superintendent of financial services delays the increase in the
23 family leave benefit level for one or more calendar years, the family
24 leave benefit level that shall take effect immediately following the
25 delay shall be the same benefit level that would have taken effect but
26 for the delay. The weekly benefits for family leave that occurs on or
27 after January first, two thousand eighteen shall not be less than one
28 hundred dollars per week except that if the employee's wages at the time
29 of family leave are less than one hundred dollars per week, the employee
30 shall receive [his or her] their full wages. Benefits may be payable to
31 employees for paid family leave taken intermittently or for less than a
32 full work week in increments of one full day or one fifth of the weekly
33 benefit.

34 (b) The weekly benefit which the disabled employee is entitled to
35 receive for the first twelve weeks of disability commencing: (i) on or
36 after January first, two thousand twenty-five shall be fifty percent of
37 the employee's average weekly wage but shall not exceed four hundred
38 dollars; (ii) on or after January first, two thousand twenty-six shall
39 be fifty percent of the employee's average weekly wage but shall not
40 exceed six hundred thirty dollars; (iii) on or after January first, two
41 thousand twenty-seven shall be fifty percent of the employee's average
42 weekly wage but shall not exceed fifty percent of the state average
43 weekly wage; (iv) on or after January first, two thousand twenty-eight
44 shall be sixty percent of the employee's weekly average wage but shall
45 not exceed sixty percent of the state average weekly wage; and (v) on or
46 after January first of each succeeding year, shall be sixty-seven
47 percent of the employee's average weekly wage but shall not exceed
48 sixty-seven percent of the state average weekly wage. The superintendent
49 of financial services shall have discretion to delay the increases in
50 the disability benefit level provided in subparagraphs (ii), (iii), (iv)
51 and (v) of this paragraph by one or more calendar years. In determining
52 whether to delay the increase in the disability benefit for any year,
53 the superintendent of financial services shall consider: (1) the current
54 cost to employees and employers of the benefit and any expected change
55 in the cost after the benefit increase; (2) the current number of insur-
56 ers issuing insurance policies with a disability benefit and any

1 expected change in the number of insurers issuing such policies after
2 the benefit increase; (3) the impact of the benefit increase on employ-
3 ers' business and the overall stability of the program to the extent
4 that information is readily available; (4) the impact of the benefit
5 increase on the financial stability of the disability and family leave
6 insurance market and carriers; and (5) any additional factors that the
7 superintendent of financial services deems relevant. If the superinten-
8 dent of financial services delays the increase in the disability benefit
9 level for one or more calendar years, the disability benefit level that
10 shall take effect immediately following the delay shall be the same
11 benefit level that would have taken effect but for the delay. The weekly
12 benefit which the disabled employee is entitled to receive for the peri-
13 ods of disability after the twelfth week of disability and through the
14 twenty-sixth week of disability (A) on or after January first, two thou-
15 sand twenty-five shall be fifty percent of the employee's average weekly
16 wage but shall not exceed two hundred eighty dollars per week; (B) on or
17 after January first, two thousand twenty-eight shall be sixty percent of
18 the employee's average weekly wage but shall not exceed two hundred
19 eighty per week; and (C) on or after January first, two thousand twen-
20 ty-nine and each succeeding year shall be sixty-seven percent of the
21 employee's average weekly wage but shall not exceed two hundred eighty
22 dollars per week. The weekly benefit which the disabled employee is
23 entitled to receive for disability leave that occurs on or after January
24 first, two thousand twenty-five shall not be less than one hundred
25 dollars per week except that if the employee's wages at the time of
26 family leave are less than one hundred dollars per week, the employee
27 shall receive their full wages. The weekly benefit which the disabled
28 employee is entitled to receive for disability commencing on or after
29 May first, nineteen hundred eighty-nine and prior to January first, two
30 thousand twenty-five shall be one-half of the employee's weekly wage,
31 but in no case shall such benefit exceed one hundred seventy dollars;
32 except that if the employee's average weekly wage is less than twenty
33 dollars, the benefit shall be such average weekly wage. The weekly bene-
34 fit which the disabled employee is entitled to receive for disability
35 commencing on or after July first, nineteen hundred eighty-four shall be
36 one-half of the employee's weekly wage, but in no case shall such bene-
37 fit exceed one hundred forty-five dollars; except that if the employee's
38 average weekly wage is less than twenty dollars, the benefit shall be
39 such average weekly wage. The weekly benefit which the disabled employee
40 is entitled to receive for disability commencing on or after July first,
41 nineteen hundred eighty-three and prior to July first, nineteen hundred
42 eighty-four shall be one-half of the employee's average weekly wage, but
43 in no case shall such benefit exceed one hundred thirty-five dollars nor
44 be less than twenty dollars; except that if the employee's average week-
45 ly wage is less than twenty dollars the benefit shall be such average
46 weekly wage. The weekly benefit which the disabled employee is entitled
47 to receive for disability commencing on or after July first, nineteen
48 hundred seventy-four, and prior to July first, nineteen hundred eighty-
49 three, shall be one-half of the employee's average weekly wage, but in
50 no case shall such benefit exceed ninety-five dollars nor be less than
51 twenty dollars; except that if the employee's average weekly wage is
52 less than twenty dollars, the benefit shall be such average weekly wage.
53 The weekly benefit which the disabled employee is entitled to receive
54 for disability commencing on or after July first, nineteen hundred
55 seventy and prior to July first, nineteen hundred seventy-four shall be
56 one-half of the employee's average weekly wage, but in no case shall

1 such benefit exceed seventy-five dollars nor be less than twenty
2 dollars; except that if the employee's average weekly wage is less than
3 twenty dollars the benefit shall be such average weekly wage. For any
4 period of disability less than a full week, the benefits payable shall
5 be calculated by dividing the weekly benefit by the number of the
6 employee's normal work days per week and multiplying the quotient by the
7 number of normal work days in such period of disability. The weekly
8 benefit for a disabled employee who is concurrently eligible for bene-
9 fits in the employment of more than one covered employer shall, within
10 the maximum and minimum herein provided, be one-half of the total of the
11 employee's average weekly wages received from all such covered employ-
12 ers, and shall be allocated in the proportion of their respective aver-
13 age weekly wage payments.

14 § 87. Subdivision 2 of section 206 of the workers' compensation law, as
15 amended by section 7 of part SS of chapter 54 of the laws of 2016, is
16 amended to read as follows:

17 2. If an employee who is eligible for disability benefits under
18 section two hundred three or two hundred seven of this article is disa-
19 bled and has claimed or subsequently claims workers' compensation bene-
20 fits under this chapter or benefits under the volunteer firefighters'
21 benefit law or the volunteer ambulance workers' benefit law, and such
22 claim is controverted on the ground that the employee's disability was
23 not caused by an accident that arose out of and in the course of [his]
24 their employment or by an occupational disease, or by an injury in line
25 of duty as a volunteer firefighter or volunteer ambulance worker, the
26 employee shall be entitled in the first instance to receive benefits
27 under this article for [his or her] their disability. If benefits have
28 been paid under this article in respect to a disability alleged to have
29 arisen out of and in the course of the employment or by reason of an
30 occupational disease, or in line of duty as a volunteer firefighter or a
31 volunteer ambulance worker, the employer or carrier or the chair making
32 such payment may, at any time before award of workers' compensation
33 benefits, or volunteer firefighters' benefits or volunteer ambulance
34 workers' benefits, is made, file with the board a claim for reimburse-
35 ment out of the proceeds of such award to the employee for the period
36 for which disability benefits were paid to the employee under this arti-
37 cle, and shall have a lien against the full award for reimbursement,
38 notwithstanding the provisions of section thirty-three of this chapter
39 or section twenty-three of the volunteer firefighters' benefit law or
40 section twenty-three of the volunteer ambulance workers' benefit law
41 provided the insurance carrier liable for payment of the award receives,
42 before such award is made, a copy of the claim for reimbursement from
43 the employer, carrier or chair who paid disability benefits, or provided
44 the board's decision and award directs such reimbursement therefrom.

45 § 98. Paragraph (a) of subdivision 3 of section 209 of the workers'
46 compensation law, as amended by section 10 of part SS of chapter 54 of
47 the laws of 2016, is amended to read as follows:

48 (a) Disability benefits. The contribution of each such employee to the
49 cost of disability benefits provided by this article shall be one-half
50 of one per centum of the employee's wages paid to him or her on and
51 after July first, nineteen hundred fifty, but not in excess of sixty
52 cents per week. Beginning January first, two thousand twenty-five, the
53 maximum employee contribution that a covered employer is authorized to
54 collect from each employee for the cost of disability benefits provided
55 by this article shall be one-half of one per centum of the employee's
56 wages but shall not exceed forty percent of the average of the combina-

1 tion of all employee and employer contributions to disability benefits
2 provided pursuant to paragraph (b) of subdivision two of section two
3 hundred four of this article during the prior calendar year, as deter-
4 mined annually by the superintendent of financial services pursuant to
5 subsection (n) of section four thousand two hundred thirty-five of the
6 insurance law. A self-insurer shall submit reports to the superinten-
7 dent of financial services for the purpose of determining forty percent
8 of the average of the combination of all employee and employer contrib-
9 utions to disability benefits provided pursuant to paragraph (b) of
10 subdivision two of section two hundred four of this article during the
11 prior calendar year, pursuant to subsection (n) of section four thousand
12 two hundred thirty-five of the insurance law.

13 § ~~109~~. The opening paragraph and subdivision 1 of section 214 of the
14 workers' compensation law, as amended by section 26 of part GG of chap-
15 ter 57 of the laws of 2013, are amended to read as follows:

16 There is hereby created a fund which shall be known as the special
17 fund for disability benefits to provide for the payment of [disability]
18 benefits under sections two hundred seven, two hundred thirteen and
19 attendance fees under section two hundred thirty-two of this article.

20 1. As promptly as practicable after April first, in each year, the
21 chairman shall ascertain the condition of the fund, and if as of any
22 such date the net assets of the fund shall be one million dollars or
23 more below the sum of twelve million dollars, the chairman shall assess
24 and collect an amount sufficient to restore the fund to an amount equal
25 to twelve million dollars.[.] Such assessment shall be included in the
26 assessment rate established pursuant to subdivision two of section one
27 hundred fifty-one of this chapter. Such assessments shall be deposited
28 with the commissioner of taxation and finance and transferred to the
29 benefit of such fund upon payment of debt service, if any, pursuant to
30 section one hundred fifty-one of this chapter.

31 § ~~1110~~. Subdivision 1 of section 217 of the workers' compensation law,
32 as amended by section 16 of part SS of chapter 54 of the laws of 2016,
33 is amended to read as follows:

34 1. Written notice and proof of disability or proof of need for family
35 leave shall be furnished to the employer by or on behalf of the employee
36 claiming benefits or, in the case of a claimant under section two
37 hundred seven of this article, to the chair, within thirty days after
38 commencement of the period of disability. Additional proof shall be
39 furnished thereafter from time to time as the employer or carrier or
40 chair may require but not more often than once each week. Such proof
41 shall include a statement of disability by the employee's [attending
42 physician or attending podiatrist or attending chiropractor or attending
43 dentist or attending psychologist or attending certified nurse midwife
44 or family leave care recipient's health care provider, or in the case of
45 an employee who adheres to the faith or teachings of any church or
46 denomination, and who in accordance with its creed, tenets or principles
47 depends for healing upon prayer through spiritual means alone in the
48 practice of religion, by an accredited practitioner,] health care
49 provider containing facts and opinions as to such disability in compli-
50 ance with regulations of the chair. Failure to furnish notice or proof
51 within the time and in the manner above provided shall not invalidate
52 the claim but no benefits shall be required to be paid for any period
53 more than two weeks prior to the date on which the required proof is
54 furnished unless it shall be shown to the satisfaction of the chair not
55 to have been reasonably possible to furnish such notice or proof and
56 that such notice or proof was furnished as soon as possible; provided,

1 however, that no benefits shall be paid unless the required proof [of
2 disability] is furnished within the period of actual disability or fami-
3 ly leave that does not exceed the statutory maximum period permitted
4 under section two hundred four of this article. No limitation of time
5 provided in this section shall run as against any disabled employee who
6 is mentally incompetent, or physically incapable of providing such
7 notice as a result of a serious medical condition, or a minor so long as
8 such person has no guardian of the person and/or property.

9 § ~~12~~11. Section 218 of the workers' compensation law, as added by chap-
10 ter 600 of the laws of 1949, subdivision 2 as amended by chapter 809 of
11 the laws of 1985, is amended to read as follows:

12 § 218. [Disability benefit] Benefit rights inalienable. 1. Any agree-
13 ment by an employee to waive [his] their rights under this article shall
14 be void.

15 2. Disability or family leave benefits payable under this article
16 shall not be assigned or released, except as provided in this article,
17 and shall be exempt from all claims of creditors and from levy,
18 execution and attachment or other remedy for recovery or collection of a
19 debt, which exemption may not be waived provided, however, that such
20 benefits shall be subject to an income execution or order for support
21 enforcement pursuant to section fifty-two hundred forty-one or fifty-two
22 hundred forty-two of the civil practice law and rules.

23 § ~~13~~12. Section 221 of the workers' compensation law, as amended by
24 section 19 of part SS of chapter 54 of the laws of 2016, is amended to
25 read as follows:

26 § 221. Determination of contested claims for disability and family
27 leave benefits. In accordance with regulations adopted by the chair,
28 within twenty-six weeks of written notice of rejection of claim, the
29 employee may file with the chair a notice that [his or her] their claim
30 for disability or family leave benefits has not been paid, and the
31 employee shall submit proof of disability or entitlement to family leave
32 and of [his or her] their employment, wages and other facts reasonably
33 necessary for determination of the employee's right to such benefits.
34 Failure to file such notice within the time provided, may be excused if
35 it can be shown not to have been reasonably possible to furnish such
36 notice and that such notice was furnished as soon as possible. On demand
37 the employer or carrier shall forthwith deliver to the board the
38 original or a true copy of the health care provider's report, wage and
39 employment data and all other documentation in the possession of the
40 employer or carrier with respect to such claim.

41 The chair or designee, shall have full power and authority to deter-
42 mine all issues in relation to every such claim for disability benefits
43 required or provided under this article, and shall file its decision in
44 the office of the chairman. Upon such filing, the chairman shall send to
45 the parties a copy of the decision. Either party may present evidence
46 and be represented by counsel at any hearing on such claim. The decision
47 of the board shall be final as to all questions of fact and, except as
48 provided in section twenty-three of this chapter, as to all questions of
49 law. Every decision shall be complied with in accordance with its terms
50 within ten days thereafter except as permitted by law upon the filing of
51 a request for review, and any payments due under such decision shall
52 draw simple interest from thirty days after the making thereof at the
53 rate provided in section five thousand four of the civil practice law
54 and rules. The chair shall adopt rules and regulations to carry out the
55 provisions of this article including but not limited to resolution of
56 contested claims and requests for review thereof, and payment of costs

1 for resolution of disputed claims by carriers. Any designated process
2 shall afford the parties the opportunity to present evidence and to be
3 represented by counsel in any such proceeding. The chair shall have the
4 authority to provide for alternative dispute resolution procedures for
5 claims arising under disability and family leave, including but not
6 limited to referral and submission of disputed claims to a neutral arbi-
7 trator under the auspices of an alternative dispute resolution associ-
8 ation pursuant to article seventy-five of the civil practice law and
9 rules. Neutral arbitrator shall mean an arbitrator who does not have a
10 material interest in the outcome of the arbitration proceeding or an
11 existing and substantial relationship, including but not limited to
12 pecuniary interests, with a party, counsel or representative of a party.
13 Any determination made by alternative dispute resolution shall not be
14 reviewable by the board and the venue for any appeal shall be to a court
15 of competent jurisdiction.

16 § 1413. Section 228 of the workers' compensation law, as added by
17 section 27 of part GG of chapter 57 of the laws of 2013, is amended to
18 read as follows:

19 § 228. Administrative expenses. 1. The estimated annual expenses
20 necessary for the workers' compensation board to administer the
21 provisions of the disability and paid family leave benefits law shall be
22 borne by all affected employers and included as part of the assessment
23 rate generated pursuant to subdivision two of section one hundred
24 fifty-one of this chapter.

25 2. Annually, as soon as practicable after the first day of April, the
26 chair and department of audit and control shall ascertain the total
27 amount of actual expenses.

28 § 1514. Subsection (n) of section 4235 of the insurance law is amended
29 by adding a new paragraph 4 to read as follows:

30 (4)(A) The superintendent shall establish by September first of each
31 year the maximum employee contribution that a covered employer, as
32 defined in section two hundred two of the workers' compensation law, is
33 authorized to collect from each employee for the cost of disability
34 benefits provided pursuant to article nine of the workers' compensation
35 law through a group accident and health insurance policy or through a
36 self-funded employer for its employees. Beginning January first, two
37 thousand twenty-five, the maximum employee contribution amount shall be
38 one-half of one percent of the employee's wages but shall not exceed
39 forty percent of the average of the combination of all employee and
40 employer contributions to disability benefits provided pursuant to para-
41 graph (b) of subdivision two of section two hundred four of the workers'
42 compensation law during the prior calendar year, which the superinten-
43 dent shall determine and publish on the department's website.

44 (B) A self-funded employer shall submit reports to the superintendent
45 for the purpose of determining forty percent of the average of the
46 combination of all employee and employer contributions to disability
47 benefits provided pursuant to paragraph (b) of subdivision two of
48 section two hundred four of the workers' compensation law. A self-fund-
49 ed employer shall submit a report to the superintendent by July first,
50 two thousand twenty-four that sets forth employee and employer contrib-
51 utions to disability benefits provided pursuant to paragraph (b) of
52 subdivision two of section two hundred four of the workers' compensation
53 law for the year-ending two thousand twenty-three, in a format deter-
54 mined by the superintendent. Beginning April first, two thousand twen-
55 ty-five, and annually thereafter, a self-funded employer shall submit a
56 report to the superintendent that sets forth employee and employer

1 contributions to disability benefits provided pursuant to paragraph (b)
2 of subdivision two of section two hundred four of the workers' compen-
3 sation law for the prior calendar year, in a format determined by the
4 superintendent.

5 (C) The superintendent may delay the increases in the disability bene-
6 fit level provided in subparagraphs (ii), (iii), (iv), and (v) of para-
7 graph (b) of subdivision two of section two hundred four of the workers'
8 compensation law by one or more calendar years if the superintendent
9 determines it is in the best interest of the people of this state. In
10 determining whether to delay the increase in the disability benefit for
11 any year, the superintendent shall consider: (i) the current cost to
12 employees and employers of the benefit and any expected change in the
13 cost after the benefit increase; (ii) the current number of insurers
14 issuing insurance policies with a disability benefit and any expected
15 change in the number of insurers issuing such policies after the benefit
16 increase; (iii) the impact of the benefit increase on employers' busi-
17 nesses and the overall stability of the program to the extent that
18 information is readily available; (iv) the impact of the benefit
19 increase on the financial stability of the disability and family leave
20 insurance market and insurers; and (v) any additional factors that the
21 superintendent deems relevant. If the superintendent delays the
22 increase in the disability benefit level for one or more calendar years,
23 the disability benefit level that shall take effect immediately follow-
24 ing the delay shall be the same benefit level that would have taken
25 effect but for the delay.

26 § ~~16~~15. Section 2605 of the insurance law is amended to read as follows:

27 § 2605. Penalty for violating workers' compensation law. The super-
28 intendent may impose a penalty not to exceed twenty-five hundred dollars
29 per violation upon any insurer required to be licensed under the
30 provisions of this chapter, if, after notice to and a hearing of such
31 insurer, [he] the superintendent finds it has unreasonably failed to
32 comply with the workers' compensation law.

33 § ~~17~~16. This act shall take effect immediately and shall apply to all
34 policies issued, renewed, modified, altered, or amended on or after
35 January 1, 2025.

36 PART 0

37 Section 1. This act shall be known and may be cited as the "Stop
38 Addictive Feeds Exploitation (SAFE) for Kids act".

39 § 2. The general business law is amended by adding a new article 45 to
40 read as follows:

41 ARTICLE 45
42 SAFE FOR KIDS ACT

43 Section 1500. Definitions.

- 44 1501. Prohibition of addictive feeds.
- 45 1502. Time controls.
- 46 1503. Age flags.
- 47 1504. Nondiscrimination.
- 48 1505. Rulemaking authority.
- 49 1506. Scope.
- 50 1507. Remedies.

51 § 1500. Definitions. For the purposes of this article, the following
52 terms shall have the following meanings:

- 53 1. "Addictive feed" shall mean a website, online service, online
54 application, or mobile application, or a portion thereof, in which

1 sufficient federal grant award authority is available to reimburse such
2 loans:

- 3 1. Federal USDA-food and nutrition services fund (25000).
- 4 2. Federal health and human services fund (25100).
- 5 3. Federal education fund (25200).
- 6 4. Federal block grant fund (25250).
- 7 5. Federal miscellaneous operating grants fund (25300).
- 8 6. Federal unemployment insurance administration fund (25900).
- 9 7. Federal unemployment insurance occupational training fund (25950).
- 10 8. Federal emergency employment act fund (26000).
- 11 9. Federal capital projects fund (31350).

12 § 3. Notwithstanding any law to the contrary, and in accordance with
13 section 4 of the state finance law, the comptroller is hereby authorized
14 and directed to transfer, upon request of the director of the budget, on
15 or before March 31, 2025, up to the unencumbered balance or the follow-
16 ing amounts:

17 Economic Development and Public Authorities:

- 18 1. \$2,175,000 from the miscellaneous special revenue fund, underground
19 facilities safety training account (22172), to the general fund.
- 20 2. An amount up to the unencumbered balance from the miscellaneous
21 special revenue fund, business and licensing services account (21977),
22 to the general fund.
- 23 3. \$19,810,000 from the miscellaneous special revenue fund, code
24 enforcement account (21904), to the general fund.
- 25 4. \$3,000,000 from the general fund to the miscellaneous special
26 revenue fund, tax revenue arrearage account (22168).

~~27 5. \$100,000,000 from the miscellaneous special revenue fund, iola
28 private contribution account (20301), to the general fund.~~

29 Education:

- 30 1. \$2,792,000,000 from the general fund to the state lottery fund,
31 education account (20901), as reimbursement for disbursements made from
32 such fund for supplemental aid to education pursuant to section 92-c of
33 the state finance law that are in excess of the amounts deposited in
34 such fund for such purposes pursuant to section 1612 of the tax law.
- 35 2. \$1,096,000,000 from the general fund to the state lottery fund, VLT
36 education account (20904), as reimbursement for disbursements made from
37 such fund for supplemental aid to education pursuant to section 92-c of
38 the state finance law that are in excess of the amounts deposited in
39 such fund for such purposes pursuant to section 1612 of the tax law.
- 40 3. \$121,600,000 from the general fund to the New York state commercial
41 gaming fund, commercial gaming revenue account (23701), as reimbursement
42 for disbursements made from such fund for supplemental aid to education
43 pursuant to section 97-nnnn of the state finance law that are in excess
44 of the amounts deposited in such fund for purposes pursuant to section
45 1352 of the racing, pari-mutuel wagering and breeding law.
- 46 4. \$995,000,000 from the general fund to the mobile sports wagering
47 fund, education account (24955), as reimbursement for disbursements made
48 from such fund for supplemental aid to education pursuant to section
49 92-c of the state finance law that are in excess of the amounts deposit-
50 ed in such fund for such purposes pursuant to section 1367 of the
51 racing, pari-mutuel wagering and breeding law.
- 52 5. \$25,000,000 from the interactive fantasy sports fund, fantasy
53 sports education account (24950), to the state lottery fund, education
54 account (20901), as reimbursement for disbursements made from such fund
55 for supplemental aid to education pursuant to section 92-c of the state
56 finance law.

1 § 8. Notwithstanding any law to the contrary, the state university
2 chancellor or his or her designee is authorized and directed to transfer
3 estimated tuition revenue balances from the state university collection
4 fund (61000) to the state university income fund, state university
5 general revenue offset account (22655) on or before March 31, 2025.

§ 8-a. Notwithstanding any law to the contrary, and in accordance with section
4 of the state finance law, the comptroller is hereby authorized and directed
to transfer, upon request of the director of the budget, a total of up to
\$100,000,000 from the general fund to the state university income fund, state
university general revenue offset account (22655) and/or the state university
income fund, state university hospitals income reimbursable account (22656)
during the period July 1, 2024 through June 30, 2025 to pay costs attributable
to the state university health science center at Brooklyn and/or the state
university of New York hospital at Brooklyn, respectively, pursuant to a
transformation plan approved by the director of the budget.

6 § 9. Notwithstanding any law to the contrary, and in accordance with
7 section 4 of the state finance law, the comptroller is hereby authorized
8 and directed to transfer, upon request of the director of the budget, up
9 to \$1,318,326,500 from the general fund to the state university income
10 fund, state university general revenue offset account (22655) during the
11 period of July 1, 2024 through June 30, 2025 to support operations at
12 the state university.

13 § 10. Notwithstanding any law to the contrary, and in accordance with
14 section 4 of the state finance law, the comptroller is hereby authorized
15 and directed to transfer, upon request of the director of the budget, up
16 to \$103,000,000 from the general fund to the state university income
17 fund, state university general revenue offset account (22655) during the
18 period of April 1, 2024 through June 30, 2024 to support operations at
19 the state university.

20 § 11. Notwithstanding any law to the contrary, and in accordance with
21 section 4 of the state finance law, the comptroller is hereby authorized
22 and directed to transfer, upon request of the director of the budget, up
23 to \$49,600,000 from the general fund to the state university income
24 fund, state university general revenue offset account (22655) during the
25 period of July 1, 2024 to June 30, 2025 for general fund operating
26 support pursuant to subparagraph (4-b) of paragraph h of subdivision 2
27 of section three hundred fifty-five of the education law.

28 § 12. Notwithstanding any law to the contrary, and in accordance with
29 section 4 of the state finance law, the comptroller is hereby authorized
30 and directed to transfer, upon request of the director of the budget, up
31 to \$20,000,000 from the general fund to the state university income
32 fund, state university general revenue offset account (22655) during the
33 period of July 1, 2024 to June 30, 2025 to fully fund the tuition credit
34 pursuant to subdivision two of section six hundred sixty-nine-h of the
35 education law.

36 § 13. Notwithstanding any law to the contrary, and in accordance with
37 section 4 of the state finance law, the comptroller is hereby authorized
38 and directed to transfer, upon request of the state university chancel-
39 lor or his or her designee, up to \$55,000,000 from the state university
40 income fund, state university hospitals income reimbursable account
41 (22656), for services and expenses of hospital operations and capital
42 expenditures at the state university hospitals; and the state university
43 income fund, Long Island veterans' home account (22652) to the state
44 university capital projects fund (32400) on or before June 30, 2025.

45 § 14. Notwithstanding any law to the contrary, and in accordance with
46 section 4 of the state finance law, the comptroller, after consultation
47 with the state university chancellor or his or her designee, is hereby
48 authorized and directed to transfer moneys, in the first instance, from
49 the state university collection fund, Stony Brook hospital collection

50 account (61006), Brooklyn hospital collection account (61007), and Syra-
51 cuse hospital collection account (61008) to the state university income
52 fund, state university hospitals income reimbursable account (22656) in
53 the event insufficient funds are available in the state university
54 income fund, state university hospitals income reimbursable account
55 (22656) to permit the full transfer of moneys authorized for transfer,
56 to the general fund for payment of debt service related to the SUNY

1 authorized to issue personal income tax revenue anticipation notes with
2 a maturity no later than March 31[, 2024] of the state fiscal year in
3 which such notes are issued, in one or more series in an aggregate prin-
4 cipal amount for each fiscal year not to exceed [three] four billion
5 dollars, and to pay costs of issuance of such notes, for the purpose of
6 temporarily financing budgetary needs of the state. Such purpose shall
7 constitute an authorized purpose under subdivision two of section
8 sixty-eight-a of the state finance law for all purposes of article
9 five-C of the state finance law with respect to the notes authorized by
10 this paragraph. Such notes shall not be renewed, extended or refunded.
11 For so long as any notes authorized by this paragraph shall be outstand-
12 ing, the restrictions, limitations and requirements contained in article
13 five-B of the state finance law shall not apply.

14 § 56. Subdivision 1 of section 386-a of the public authorities law, as
15 amended by section 54 of part PP of chapter 56 of the laws of 2023, is
16 amended to read as follows:

17 1. Notwithstanding any other provision of law to the contrary, the
18 authority, the dormitory authority and the urban development corporation
19 are hereby authorized to issue bonds or notes in one or more series for
20 the purpose of assisting the metropolitan transportation authority in
21 the financing of transportation facilities as defined in subdivision
22 seventeen of section twelve hundred sixty-one of this chapter or other
23 capital projects. The aggregate principal amount of bonds authorized to
24 be issued pursuant to this section shall not exceed twelve billion five
25 hundred fifteen million eight hundred fifty-six thousand dollars
26 \$12,515,856,000, excluding bonds issued to fund one or more debt service
27 reserve funds, to pay costs of issuance of such bonds, and to refund or
28 otherwise repay such bonds or notes previously issued. Such bonds and
29 notes of the authority, the dormitory authority and the urban develop-
30 ment corporation shall not be a debt of the state, and the state shall
31 not be liable thereon, nor shall they be payable out of any funds other
32 than those appropriated by the state to the authority, the dormitory
33 authority and the urban development corporation for principal, interest,
34 and related expenses pursuant to a service contract and such bonds and
35 notes shall contain on the face thereof a statement to such effect.
36 Except for purposes of complying with the internal revenue code, any
37 interest income earned on bond proceeds shall only be used to pay debt
38 service on such bonds. Notwithstanding any other provision of law to the
39 contrary, including the limitations contained in subdivision four of
40 section sixty-seven-b of the state finance law, (A) any bonds and notes
41 issued prior to April first, two thousand [twenty-four] twenty-five
42 pursuant to this section may be issued with a maximum maturity of fifty
43 years, and (B) any bonds issued to refund such bonds and notes may be
44 issued with a maximum maturity of fifty years from the respective date
45 of original issuance of such bonds and notes.

46 § 57. This act shall take effect immediately and shall be deemed to
47 have been in full force and effect on and after April 1, 2024; provided,
48 however, that the provisions of sections one, two, three, four, five,
49 six, seven, eight, fourteen, fifteen, sixteen, seventeen, eighteen,
50 nineteen, twenty, twenty-one, twenty-two, twenty-three, and twenty-four
51 of this act shall expire March 31, 2025; and provided, further, that
52 sections twenty-five and twenty-six of this act shall expire March 31,
53 2028, when upon such dates the provisions of such sections shall be
54 deemed repealed.

Insert New Part Y (LBD #70027-01-4)

55 § 2. Severability clause. If any clause, sentence, paragraph, subdivi-
56 sion, section or part of this act shall be adjudged by any court of

1 competent jurisdiction to be invalid, such judgment shall not affect,
2 impair, or invalidate the remainder thereof, but shall be confined in
3 its operation to the clause, sentence, paragraph, subdivision, section
4 or part thereof directly involved in the controversy in which such judg-
5 ment shall have been rendered. It is hereby declared to be the intent of
6 the legislature that this act would have been enacted even if such
7 invalid provisions had not been included herein.

8 § 3. This act shall take effect immediately provided, however, that
9 the applicable effective date of Parts A through ~~Y~~ of this act shall be
10 as specifically set forth in the last section of such Parts.

DRAFT LBDC

A BUDGET BILL submitted by the Governor
in accordance with Article VII of the Constitution

AN ACT to amend section 2 of part P of chapter 55 of the laws of 2022, amending the alcoholic beverage control law relating to authorizing retail licensees for on-premises consumption to sell and/or deliver alcoholic beverages for off-premises consumption, in relation to the effectiveness thereof (Part __);

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

1 PART __

2 Section 1. Section 2 of part P of chapter 55 of the laws of 2022,
3 amending the alcoholic beverage control law relating to authorizing
4 retail licensees for on-premises consumption to sell and/or deliver
5 alcoholic beverages for off-premises consumption, is amended to read as
6 follows:

7 § 2. This act shall take effect immediately [and shall expire and be
8 deemed repealed three years after such date].

9 § 2. This act shall take effect immediately.