

STATE OF NEW YORK

S. 1500

A. 2000

SENATE - ASSEMBLY

January 15, 2019

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

STATE OPERATIONS 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, or so much thereof as shall be sufficient to accomplish the
3 purposes designated by the appropriations, are hereby appropriated and
4 authorized to be paid as hereinafter provided, to the respective public
5 officers and for the several purposes specified.

6 b) Where applicable, appropriations made by this chapter for expendi-
7 tures from federal grants for state operations may be allocated for
8 spending from federal grants for any grant period beginning, during, or
9 prior to, the state fiscal year beginning on April 1, 2019.

10 c) The several amounts named herein, or so much thereof as shall be
11 sufficient to accomplish the purpose designated, being the undisbursed
12 and/or unexpended balances of the prior year's appropriations, are here-
13 by reappropriated from the same funds and made available for the same
14 purposes as the prior year's appropriations, unless herein amended, for
15 the fiscal year beginning April 1, 2019. Certain reappropriations in
16 this chapter are shown using abbreviated text, with three leader dots
17 (an ellipsis) followed by three spaces (...) used to indicate where
18 existing law that is being continued is not shown. However, unless a
19 change is clearly indicated by the use of brackets [] for deletions and
20 underscores for additions, the purposes, amounts, funding source and all
21 other aspects pertinent to each item of appropriation shall be as last
22 appropriated.

23 For the purpose of complying with the state finance law, the year,
24 chapter and section of the last act reappropriating a former original
25 appropriation or any part thereof is, unless otherwise indicated, chap-
26 ter 50, section 1, of the laws of 2018.

27 d) No moneys appropriated by this chapter shall be available for
28 payment until a certificate of approval has been issued by the director
29 of the budget, who shall file such certificate with the department of
30 audit and control, the chairperson of the senate finance committee and
31 the chairperson of the assembly ways and means committee.

32 e) Notwithstanding any law to the contrary, because the funds for
33 certain appropriations specified in this chapter are to be used by the
34 state education department, department of health, office of children and
35 family services, office of temporary and disability assistance, office
36 of alcoholism and substance abuse services, office of mental health,

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

1 office for people with developmental disabilities, department of
2 environmental conservation, and the office of parks, recreation and
3 historic preservation for the administration, oversight or alternative
4 delivery of those programs within those agencies' budgets set forth in
5 the aid to localities budget bill submitted by the governor on January
6 15, 2019 pursuant to article VII of the New York constitution, no funds
7 under those specified appropriations in this chapter shall be available
8 for certification or payment until (i) the legislature has finally acted
9 upon the appropriations for the aforementioned agencies contained in the
10 aforementioned aid to localities budget bill, and (ii) the director of
11 the budget has determined that those aid to localities appropriations as
12 finally acted on by the legislature are sufficient for the ensuing
13 fiscal year.

14 f) The appropriations contained in this chapter shall be available for
15 the fiscal year beginning on April 1, 2019.

16

STATE BOARD OF ELECTIONS

STATE OPERATIONS 2019-20

1 For payment according to the following schedule:

	APPROPRIATIONS	REAPPROPRIATIONS
5 General Fund	8,559,000	5,159,000
6 Special Revenue Funds - Federal	0	30,549,000
7 Special Revenue Funds - Other	3,000,000	1,714,000
	-----	-----
9 All Funds	11,559,000	37,422,000
	=====	=====

12 SCHEDULE

14 ELECTION ENFORCEMENT PROGRAM 3,960,000

17 General Fund
18 State Purposes Account - 10050

20 For services and expenses related to compli-
21 ance, including but not limited to over-
22 sight of campaign receipts and expendi-
23 tures, and educational efforts to increase
24 compliance.

25 Notwithstanding any other provision of law,
26 funds from this appropriation shall not be
27 used or spent unless the legislature has
28 enacted the chapter or chapters of law
29 identical to the legislation amending the
30 election law, in relation to establishing
31 contribution limits and a public campaign
32 financing system; to amend the state
33 finance law, in relation to establishing
34 the New York state campaign finance fund;
35 and to amend the tax law, in relation to
36 establishing a New York state campaign
37 finance fund checkoff submitted by the
38 governor pursuant to article VII of the
39 New York constitution.

40 Notwithstanding any other provision of law
41 to the contrary, the OGS Interchange and
42 Transfer Authority and the IT Interchange
43 and Transfer Authority as defined in the
44 2019-20 state fiscal year state operations
45 appropriation for the budget division
46 program of the division of the budget, are
47 deemed fully incorporated herein and a
48 part of this appropriation as if fully
49 stated (23514).

51 Personal service--regular (50100)	1,089,000
52 Contractual services (51000)	421,000

54 Total amount available	1,510,000

57 For services and expenses related to
58 enforcement of the election law, including
59 but not limited to the investigation of
60 violations and referral for prosecution.

61 Notwithstanding any other provision of law
62 to the contrary, the OGS Interchange and

STATE BOARD OF ELECTIONS

STATE OPERATIONS 2019-20

1 Transfer Authority and the IT Interchange
 2 and Transfer Authority as defined in the
 3 2019-20 state fiscal year state operations
 4 appropriation for the budget division
 5 program of the division of the budget, are
 6 deemed fully incorporated herein and a
 7 part of this appropriation as if fully
 8 stated (23515).
 9

10	Personal service--regular (50100)	1,046,000	
11	Contractual services (51000)	404,000	
12			-----
13	Total amount available	1,450,000	
14			-----
15			
16	For the purchase of software and/or the 17 development of technology related to 18 compliance and enforcement (23516). 19		
20	Contractual services (51000)	1,000,000	
21			-----
22			
23	REGULATION OF ELECTIONS PROGRAM		7,599,000
24			-----
25			
26	General Fund		
27	State Purposes Account - 10050		
28			
29	For services and expenses related to the 30 regulation of elections program. 31 Notwithstanding any other provision of law, 32 funds from this appropriation shall not be 33 used or spent unless the legislature has 34 enacted the chapter or chapters of law 35 identical to the legislation amending the 36 election law, in relation to establishing 37 contribution limits and a public campaign 38 financing system; to amend the state 39 finance law, in relation to establishing 40 the New York state campaign finance fund; 41 and to amend the tax law, in relation to 42 establishing a New York state campaign 43 finance fund checkoff submitted by the 44 governor pursuant to article VII of the 45 New York constitution. 46 Notwithstanding any other provision of law 47 to the contrary, any of the amounts 48 appropriated herein may be increased or 49 decreased by interchange or transfer, 50 without limit, with any appropriation of 51 any other department, agency or public 52 authority or by transfer or suballocation 53 to any department, agency or public 54 authority with the approval of the 55 director of the budget. 56 Notwithstanding any other provision of law 57 to the contrary, the OGS Interchange and 58 Transfer Authority and the IT Interchange 59 and Transfer Authority as defined in the 60 2019-20 state fiscal year state operations 61 appropriation for the budget division 62 program of the division of the budget, are		

STATE BOARD OF ELECTIONS

STATE OPERATIONS 2019-20

1 deemed fully incorporated herein and a
2 part of this appropriation as if fully
3 stated (23504).
4

5	Personal service--regular (50100)	2,976,000
6	Temporary service (50200)	45,000
7	Holiday/overtime compensation (50300)	4,000
8	Supplies and materials (57000)	128,000
9	Travel (54000)	26,000
10	Contractual services (51000)	1,343,000
11	Equipment (56000)	77,000
12		-----
13	Program account subtotal	4,599,000
14		-----
15		
16	Special Revenue Funds - Other	
17	Miscellaneous Special Revenue Fund	
18	Voting Machine Examinations Account - 22099	
19		
20	For services and expenses related to the	
21	regulation of elections program (23504).	
22		
23	Contractual services (51000)	3,000,000
24		-----
25	Program account subtotal	3,000,000
26		-----
27		

STATE BOARD OF ELECTIONS

STATE OPERATIONS - REAPPROPRIATIONS 2019-20

1 ELECTION ENFORCEMENT PROGRAM

2

3 General Fund

4 State Purposes Account - 10050

5

6 By chapter 50, section 1, of the laws of 2017:

7 For the purchase of software and/or the development of technology
8 related to compliance and enforcement (23516).

9 Contractual services (51000) ... 1,000,000 (re. \$73,000)

10

11 By chapter 50, section 1, of the laws of 2016:

12 For the purchase of software and/or the development of technology
13 related to compliance and enforcement (23516).

14 Contractual services (51000) ... 1,300,000 (re. \$107,000)

15

16 REGULATION OF ELECTIONS PROGRAM

17

18 General Fund

19 State Purposes Account - 10050

20

21 By chapter 50, section 1, of the laws of 2018:

22 For services and expenses related to securing election infrastructure
23 from cyber-related threats including, but not limited to the
24 creation of an election support center, development of an elections
25 cyber security support toolkit, and providing cyber risk
26 vulnerability assessments and support for local boards of elections.
27 Funds appropriated herein shall be distributed pursuant to a plan
28 developed by the state board of elections based on consultation with
29 appropriate state, local and federal stakeholders to ensure that the
30 development and implementation of election cyber security measures
31 utilize and leverage, to the greatest extent practicable, existing
32 security resources and expertise. The plan shall also address the
33 use of such spending as a match for associated federal grants.
34 Expenditures shall be made from this appropriation only pursuant to
35 a contract, or modified contract, approved by a vote of the state
36 board of elections pursuant to subdivision 4 of section 3-100 of the
37 election law, or, absent a contract, pursuant to a vote of the state
38 board of elections for expenditure pursuant to subdivision 4 of
39 section 3-100 of the election law (23520).

40 Contractual Services (51000) ... 5,000,000 (re. \$4,979,000)

41

42 Special Revenue Funds - Federal

43 Federal Miscellaneous Operating Grants Fund

44 [Help America Vote Act Implementation Account - 25497]

45 HAVA Election Security Grant Account - 25541

46

47 By chapter 50, section 1, of the laws of 2018:

48 Funds appropriated shall be used to disburse federal grants in support
49 of improvements to the administration of elections, including
50 enhanced election technology and election security improvements.
51 Expenditures shall be made from this appropriation only pursuant to
52 a contract, or modified contract, approved by a vote of the state
53 board of elections pursuant to subdivision 4 of section 3-100 of the
54 election law, or, absent a contract, pursuant to a vote of the state
55 board of elections for expenditure pursuant to subdivision 4 of
56 section 3-100 of the election law (23504)
57 23,000,000 (re. \$22,749,000)

58

59 Special Revenue Funds - Federal

60 Federal Miscellaneous Operating Grants Fund

61 Help America Vote Act Implementation Account - 25497

62

STATE BOARD OF ELECTIONS

STATE OPERATIONS - REAPPROPRIATIONS 2019-20

1 By chapter 50, section 1, of the laws of 2011:
 2 For services and expenses related to the implementation of federal
 3 election requirements including the help America vote act of 2002
 4 and the military and overseas voter empowerment act of 2009 (23508).
 5 Nonpersonal service (57050) ... 6,500,000 (re. \$4,062,000)
 6

7 By chapter 50, section 1, of the laws of 2010:
 8 For services and expenses related to the implementation of the mili-
 9 tary and overseas voter empowerment act of 2009 (23508)
 10 6,500,000 (re. \$996,000)
 11

12 By chapter 50, section 1, of the laws of 2009, as amended by chapter 50,
 13 section 1, of the laws of 2011:
 14 For HAVA related expenditures (23511)
 15 6,000,000 (re. \$1,144,000)
 16

17 Special Revenue Funds - Federal
 18 Federal Miscellaneous Operating Grants Fund
 19 Help America Vote Act Implementation Account - 25496
 20

21 By chapter 50, section 1, of the laws of 2005, as added by chapter 62,
 22 section 1, of the laws of 2005:

23 For services and expenses related to the help America vote act of
 24 2002; provided however, expenditures shall be made from this appro-
 25 priation only pursuant to a contract, or modified contract, approved
 26 by a vote of the state board of elections pursuant to subdivision 4
 27 of section 3-100 of the election law, or, absent a contract, pursu-
 28 ant to a vote of the state board of elections for expenditure pursu-
 29 ant to subdivision 4 of section 3-100 of the election law. The
 30 amounts hereby appropriated may be increased or decreased through
 31 interchange with any other special revenue funds - federal, federal
 32 operating grants fund - 290 appropriation in the board or trans-
 33 ferred to any other eligible state agency for the purpose of imple-
 34 menting the help America vote act of 2002, provided that any such
 35 interchange or transfer shall be approved by the state board of
 36 elections pursuant to subdivision 4 of section 3-100 of the election
 37 law and, in addition, any such interchange or transfer shall be
 38 approved by the director of the budget who shall file copies thereof
 39 with the state comptroller and the chairman of the senate finance
 40 and assembly ways and means committees.

41 For services and expenses incurred prior to April 1, 2005 (23508)
 42 5,000,000 (re. \$799,000)
 43 For services and expenses incurred on or after April 1, 2005 (23508)..
 44 15,000,000 (re. \$799,000)
 45

46 Special Revenue Funds - Other
 47 Miscellaneous Special Revenue Fund
 48 Help America Vote Act Matching Funds Account - 22174
 49

50 By chapter 50, section 1, of the laws of 2018:
 51 For expenses including prior year liabilities related to satisfying
 52 the matching fund requirements of section 253(b) (5) of the help
 53 America vote act of 2002; provided however, expenditures shall be
 54 made from this appropriation only pursuant to a contract, or
 55 modified contract, approved by a vote of the state board of
 56 elections pursuant to subdivision 4 of section 3-100 of the election
 57 law, or, absent a contract, pursuant to a vote of the state board of
 58 elections for expenditure pursuant to subdivision 4 of section 3-100
 59 of the election law (23504).
 60 Contractual services (51000) ... 1,000,000 (re. \$845,000)
 61
 62

STATE BOARD OF ELECTIONS

STATE OPERATIONS - REAPPROPRIATIONS 2019-20

1 By chapter 50, section 1, of the laws of 2009:

2 For expenses including prior year liabilities related to satisfying
3 the matching fund requirements of section 253(b) (5) of the help
4 America vote act of 2002; provided however, expenditures shall be
5 made from this appropriation only pursuant to a contract, or modi-
6 fied contract, approved by a vote of the state board of elections
7 pursuant to subdivision 4 of section 3-100 of the election law, or,
8 absent a contract, pursuant to a vote of the state board of
9 elections for expenditure pursuant to subdivision 4 of section 3-100
10 of the election law (23504).

11 Contractual services (51000) ... 1,000,000 (re. \$869,000)

12