

CENTER for JUDICIAL ACCOUNTABILITY, INC.

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May 19, 2017

TO: Division of the Budget Director Robert Mujica
ATT: Records Access Officer Alan Lebowitz
Comptroller Thomas DiNapoli
ATT: Records Access Officer Jane Hall
Senate Finance Committee Chair Catharine Young
ATT: Secretary of the Senate Francis Patience
Assembly Ways and Means Chair Herman Farrell
ATT: Records Access Officer Robin Marilla

FROM: Elena Ruth Sassower, Director
Center for Judicial Accountability, Inc. (CJA)

RE: FOIL/RECORDS REQUEST: Certificates of approval issued by the Director of the Budget, filed with the Comptroller, Senate Finance Committee Chair, & Assembly Ways and Means Committee Chair for:

- (1) State Operations Budget Bill #S.2000-D/A.3000-D;
- (2) Aid to Localities Budget Bill #S.2003-D/A.3003-D;
- (3) Capital Projects Budget Bill #S.2004-D/A.3004-D.

Governor Cuomo's original fiscal year 2017-2018 budget bills for State Operations (#S.2000/A.3000); for Aid to Localities (#S.2003/A.3003); and for Capital Projects (#S.2004/A.3004), each contained the identical §1(d):

“No moneys appropriated by this chapter shall be available for payment until a certificate of approval has been issued by the director of the budget, who shall file such certificate with the department of audit and control, the chairperson of the senate finance committee and the chairperson of the assembly ways and committee.”

This §1(d) was retained in all the “amendings” of these bills, culminating in enacted State Operations Budget Bill #S.2000-D/A.3000-D; enacted Aid to Localities Budget Bill #S.2003-D/A.3003-D; and enacted Capital Projects Budget Bill #S.2004-D/A.3004-D.

Pursuant to the Freedom of Information Law (F.O.I.L.) [Public Officers Law, Article VI], request is made for the director of the budget's “certificate of approval”, filed with “the department of audit and control, the chairperson of the senate finance committee and the chairperson of the assembly ways and means committee”, for each of these three bills.

Pursuant to Public Officers Law §89.3, your response/acknowledgment is required “within five business days” of your receipt of this request. I would appreciate if you e-mailed it to me at elena@judgewatch.org.

Thank you.

