

STATE OF NEW YORK

S. 1500--A

A. 2000--A

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 -- committee discharged, bill amended, ordered reprinted as amended and recommitted to said committee

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

AN ACT 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
8 for spending from federal grants for any grant period beginning, during,
9 or 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

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

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1 underscores for additions, the purposes, amounts, funding source and all
2 other aspects pertinent to each item of appropriation shall be as last
3 appropriated.

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

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

13 e) Notwithstanding any law to the contrary, because the funds for
14 certain appropriations specified in this chapter are to be used by the
15 state education department, department of health, office of children and
16 family services, office of temporary and disability assistance, office
17 of alcoholism and substance abuse services, office of mental health,
18 office for people with developmental disabilities, department of envi-
19 ronmental conservation, and the office of parks, recreation and historic
20 preservation for the administration, oversight or alternative delivery
21 of those programs within those agencies' budgets set forth in the aid to
22 localities budget bill submitted by the governor on January 15, 2019
23 pursuant to article VII of the New York constitution, no funds under
24 those specified appropriations in this chapter shall be available for
25 certification or payment until (i) the legislature has finally acted
26 upon the appropriations for the aforementioned agencies contained in the
27 aforementioned aid to localities budget bill, and (ii) the director of
28 the budget has determined that those aid to localities appropriations as
29 finally acted on by the legislature are sufficient for the ensuing
30 fiscal year.

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



STATE BOARD OF ELECTIONS

STATE OPERATIONS 2019-20

1 For payment according to the following schedule:

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

9 SCHEDULE

10 ELECTION ENFORCEMENT PROGRAM 3,960,000
 11

12 General Fund
 13 State Purposes Account - 10050

14 For services and expenses related to compli-
 15 ance, including but not limited to over-
 16 sight of campaign receipts and expendi-
 17 tures, and educational efforts to increase
 18 compliance.

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

34 Notwithstanding any other provision of law
 35 to the contrary, the OGS Interchange and
 36 Transfer Authority and the IT Interchange
 37 and Transfer Authority as defined in the
 38 2019-20 state fiscal year state operations
 39 appropriation for the budget division
 40 program of the division of the budget, are
 41 deemed fully incorporated herein and a
 42 part of this appropriation as if fully
 43 stated (23514).

STATE BOARD OF ELECTIONS

STATE OPERATIONS 2019-20

1 Personal service--regular (50100) 1,089,000
 2 Contractual services (51000) 421,000
 3 -----
 4 Total amount available 1,510,000
 5 -----

6 For services and expenses related to
 7 enforcement of the election law, including
 8 but not limited to the investigation of
 9 violations and referral for prosecution.
 10 Notwithstanding any other provision of law
 11 to the contrary, the OGS Interchange and
 12 Transfer Authority and the IT Interchange
 13 and Transfer Authority as defined in the
 14 2019-20 state fiscal year state operations
 15 appropriation for the budget division
 16 program of the division of the budget, are
 17 deemed fully incorporated herein and a
 18 part of this appropriation as if fully
 19 stated (23515).

20 Personal service--regular (50100) 1,046,000
 21 Contractual services (51000) 404,000
 22 -----
 23 Total amount available 1,450,000
 24 -----

25 For the purchase of software and/or the
 26 development of technology related to
 27 compliance and enforcement (23516).

28 Contractual services (51000) 1,000,000
 29 -----

30 REGULATION OF ELECTIONS PROGRAM 7,599,000
 31 -----

32 General Fund
 33 State Purposes Account - 10050

34 For services and expenses related to the
 35 regulation of elections program.
 36 Notwithstanding any other provision of law,
 37 funds from this appropriation shall not be
 38 used or spent unless the legislature has
 39 enacted the chapter or chapters of law
 40 identical to the legislation amending the
 41 election law, in relation to establishing
 42 contribution limits and a public campaign
 43 financing system; to amend the state
 44 finance law, in relation to establishing
 45 the New York state campaign finance fund;

STATE BOARD OF ELECTIONS

STATE OPERATIONS 2019-20

1 and to amend the tax law, in relation to
 2 establishing a New York state campaign
 3 finance fund checkoff submitted by the
 4 governor pursuant to article VII of the
 5 New York constitution.

6 Notwithstanding any other provision of law
 7 to the contrary, any of the amounts appro-
 8 priated herein may be increased or
 9 decreased by interchange or transfer,
 10 without limit, with any appropriation of
 11 any other department, agency or public
 12 authority or by transfer or suballocation
 13 to any department, agency or public
 14 authority with the approval of the direc-
 15 tor of the budget.

16 Notwithstanding any other provision of law
 17 to the contrary, the OGS Interchange and
 18 Transfer Authority and the IT Interchange
 19 and Transfer Authority as defined in the
 20 2019-20 state fiscal year state operations
 21 appropriation for the budget division
 22 program of the division of the budget, are
 23 deemed fully incorporated herein and a
 24 part of this appropriation as if fully
 25 stated (23504).

26	Personal service--regular (50100)	2,976,000
27	Temporary service (50200)	45,000
28	Holiday/overtime compensation (50300)	4,000
29	Supplies and materials (57000)	128,000
30	Travel (54000)	26,000
31	Contractual services (51000)	1,343,000
32	Equipment (56000)	77,000
33		-----
34	Program account subtotal	4,599,000
35		-----

36 Special Revenue Funds - Other
 37 Miscellaneous Special Revenue Fund
 38 Voting Machine Examinations Account - 22099

39 For services and expenses related to the
 40 regulation of elections program (23504).

41	Contractual services (51000)	3,000,000
42		-----
43	Program account subtotal	3,000,000
44		-----

STATE BOARD OF ELECTIONS

STATE OPERATIONS - REAPPROPRIATIONS 2019-20

1 ELECTION ENFORCEMENT PROGRAM

2 General Fund
3 State Purposes Account - 10050

4 By chapter 50, section 1, of the laws of 2017:
5 For the purchase of software and/or the development of technology
6 related to compliance and enforcement (23516).
7 Contractual services (51000) ... 1,000,000 (re. \$73,000)

8 By chapter 50, section 1, of the laws of 2016:
9 For the purchase of software and/or the development of technology
10 related to compliance and enforcement (23516).
11 Contractual services (51000) ... 1,300,000 (re. \$107,000)

12 REGULATION OF ELECTIONS PROGRAM

13 General Fund
14 State Purposes Account - 10050

15 By chapter 50, section 1, of the laws of 2018:
16 For services and expenses related to securing election infrastructure
17 from cyber-related threats including, but not limited to the
18 creation of an election support center, development of an elections
19 cyber security support toolkit, and providing cyber risk vulnerabil-
20 ity assessments and support for local boards of elections. Funds
21 appropriated herein shall be distributed pursuant to a plan devel-
22 oped by the state board of elections based on consultation with
23 appropriate state, local and federal stakeholders to ensure that the
24 development and implementation of election cyber security measures
25 utilize and leverage, to the greatest extent practicable, existing
26 security resources and expertise. The plan shall also address the
27 use of such spending as a match for associated federal grants.
28 Expenditures shall be made from this appropriation only pursuant to
29 a contract, or modified contract, approved by a vote of the state
30 board of elections pursuant to subdivision 4 of section 3-100 of the
31 election law, or, absent a contract, pursuant to a vote of the state
32 board of elections for expenditure pursuant to subdivision 4 of
33 section 3-100 of the election law (23520).
34 Contractual Services (51000) ... 5,000,000 (re. \$4,979,000)

35 Special Revenue Funds - Federal
36 Federal Miscellaneous Operating Grants Fund
37 [Help America Vote Act Implementation Account - 25497]
38 HAVA Election Security Grant Account - 25541

39 By chapter 50, section 1, of the laws of 2018:
40 Funds appropriated shall be used to disburse federal grants in support
41 of improvements to the administration of elections, including
42 enhanced election technology and election security improvements.
43 Expenditures shall be made from this appropriation only pursuant to
44 a contract, or modified contract, approved by a vote of the state

STATE BOARD OF ELECTIONS

STATE OPERATIONS - REAPPROPRIATIONS 2019-20

1 board of elections pursuant to subdivision 4 of section 3-100 of the
 2 election law, or, absent a contract, pursuant to a vote of the state
 3 board of elections for expenditure pursuant to subdivision 4 of
 4 section 3-100 of the election law (23504)
 5 23,000,000 (re. \$22,749,000)

6 Special Revenue Funds - Federal
 7 Federal Miscellaneous Operating Grants Fund
 8 Help America Vote Act Implementation Account - 25497

9 By chapter 50, section 1, of the laws of 2011:
 10 For services and expenses related to the implementation of federal
 11 election requirements including the help America vote act of 2002
 12 and the military and overseas voter empowerment act of 2009
 13 (235080).
 14 Nonpersonal service (57050) ... 6,500,000 (re. \$4,062,000)

15 By chapter 50, section 1, of the laws of 2010:
 16 For services and expenses related to the implementation of the mili-
 17 tary and overseas voter empowerment act of 2009 (23508)
 18 6,500,000 (re. \$996,000)

19 By chapter 50, section 1, of the laws of 2009, as amended by chapter 50,
 20 section 1, of the laws of 2011:
 21 For HAVA related expenditures (23511)
 22 6,000,000 (re. \$1,144,000)

23 Special Revenue Funds - Federal
 24 Federal Miscellaneous Operating Grants Fund
 25 Help America Vote Act Implementation Account - 25496

26 By chapter 50, section 1, of the laws of 2005, as added by chapter 62,
 27 section 1, of the laws of 2005:
 28 For services and expenses related to the help America vote act of
 29 2002; provided however, expenditures shall be made from this appro-
 30 priation only pursuant to a contract, or modified contract, approved
 31 by a vote of the state board of elections pursuant to subdivision 4
 32 of section 3-100 of the election law, or, absent a contract, pursu-
 33 ant to a vote of the state board of elections for expenditure pursu-
 34 ant to subdivision 4 of section 3-100 of the election law. The
 35 amounts hereby appropriated may be increased or decreased through
 36 interchange with any other special revenue funds - federal, federal
 37 operating grants fund - 290 appropriation in the board or trans-
 38 ferred to any other eligible state agency for the purpose of imple-
 39 menting the help America vote act of 2002, provided that any such
 40 interchange or transfer shall be approved by the state board of
 41 elections pursuant to subdivision 4 of section 3-100 of the election
 42 law and, in addition, any such interchange or transfer shall be
 43 approved by the director of the budget who shall file copies thereof
 44 with the state comptroller and the chairman of the senate finance
 45 and assembly ways and means committees.

STATE BOARD OF ELECTIONS

STATE OPERATIONS - REAPPROPRIATIONS 2019-20

1 For services and expenses incurred prior to April 1, 2005 (23508)
 2 5,000,000 (re. \$799,000)
 3 For services and expenses incurred on or after April 1, 2005 (23508)
 4 ... 15,000,000 (re. \$799,000)

5 Special Revenue Funds - Other
 6 Miscellaneous Special Revenue Fund
 7 Help America Vote Act Matching Funds Account - 22174

8 By chapter 50, section 1, of the laws of 2018:
 9 For expenses including prior year liabilities related to satisfying
 10 the matching fund requirements of section 253(b) (5) of the help
 11 America vote act of 2002; provided however, expenditures shall be
 12 made from this appropriation only pursuant to a contract, or modi-
 13 fied contract, approved by a vote of the state board of elections
 14 pursuant to subdivision 4 of section 3-100 of the election law, or,
 15 absent a contract, pursuant to a vote of the state board of
 16 elections for expenditure pursuant to subdivision 4 of section 3-100
 17 of the election law (23504).
 18 Contractual services (51000) ... 1,000,000 (re. \$845,000)

19 By chapter 50, section 1, of the laws of 2009:
 20 For expenses including prior year liabilities related to satisfying
 21 the matching fund requirements of section 253(b) (5) of the help
 22 America vote act of 2002; provided however, expenditures shall be
 23 made from this appropriation only pursuant to a contract, or modi-
 24 fied contract, approved by a vote of the state board of elections
 25 pursuant to subdivision 4 of section 3-100 of the election law, or,
 26 absent a contract, pursuant to a vote of the state board of
 27 elections for expenditure pursuant to subdivision 4 of section 3-100
 28 of the election law (23504).
 29 Contractual services (51000) ... 1,000,000 (re. \$869,000)