

FY 2027 NEW YORK STATE EXECUTIVE BUDGET
EDUCATION, LABOR AND FAMILY ASSISTANCE
ARTICLE VII LEGISLATION

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Legislative Bill Drafting Commission
12672-01-6

S. -----
Senate

IN SENATE--Introduced by Sen

--read twice and ordered printed,
and when printed to be committed
to the Committee on

----- A.
Assembly

IN ASSEMBLY--Introduced by M. of A.

with M. of A. as co-sponsors

--read once and referred to the
Committee on

BUDGBI

(Enacts into law major components of
legislation necessary to implement
the state education, labor, housing
and family assistance budget for the
2026-2027 state fiscal year)

BUDGBI. ELFA Governor

AN ACT

to amend the education law, in
relation to contracts for excel-
lence, foundation aid, and to appor-
tioning aid for universal prekinder-
garten; to amend chapter 91 of the
laws of 2002 amending the education
law and other laws relating to reor-
ganization of the New York city
school construction authority, board
of education and community boards,
in relation to the effectiveness

IN SENATE

Senate introducer's signature

The senators whose names are circled below wish to join me in the sponsorship
of this proposal:

s15 Addabbo	s46 Fahy	s16 Liu	s13 Ramos	s35 Stewart-
s43 Ashby	s34 Fernandez	s04 Martinez	s05 Rhoads	Cousins
s36 Bailey	s60 Gallivan	s07 Martins	s33 Rivera	s22 Sutton
s63 Baskin	s12 Gianaris	s02 Mattera	s39 Rolison	s44 Tedisco
s57 Borrello	s59 Gonzalez	s48 May	s50 Ryan, C.	s49 Walczyk
s25 Brisport	s26 Gouardes	s37 Mayer	s18 Salazar	s52 Webb
s55 Brouk	s53 Griffo	s03 Murray	s10 Sanders	s38 Weber
s06 Bynoe	s40 Harckham	s20 Myrie	s23 Scarcella-	s08 Weik
s09 Canzoneri-	s54 Helming	s51 Oberacker	Spanton	s47
Fitzpatrick	s41 Hinchey	s58 O'Mara	s32 Sepulveda	s61
s17 Chan	s31 Jackson	s62 Ortt	s29 Serrano	
s30 Cleare	s27 Kavanagh	s01 Palumbo	s42 Skoufis	
s14 Comrie	s28 Krueger	s21 Parker	s11 Stavisky	
s56 Cooney	s24 Lanza	s19 Persaud	s45 Stec	

IN ASSEMBLY

Assembly introducer's signature

The Members of the Assembly whose names are circled below wish to join me in the
multi-sponsorship of this proposal:

a078 Alvarez	a143 Chludzinski	a083 Heastie	a016 Norber	a114 Simpson
a031 Anderson	a136 Clark	a028 Hevesi	a045 Novakhov	a094 Slater
a121 Angelino	a047 Colton	a035 Hooks	a011 O'Pharrow	a005 Smith
a133 Bailey	a140 Conrad	a128 Hunter	a091 Otis	a118 Smullen
a120 Barclay	a032 Cook	a029 Hyndman	a132 Palmesano	a022 Solages
a106 Barrett	a039 Cruz	a079 Jackson	a088 Paulin	a110 Steck
a105 Beephan	a043 Cunningham	a104 Jacobson	a141 Peoples-	a010 Stern
a107 Bendett	a077 Dais	a134 Jensen	Stokes	a127 Stirpe
a082 Benedetto	a053 Davila	a004 Kassay	a023 Pheffer	a102 Tague
a027 Berger	a072 De Los Santos	a100 Kay	Amato	a064 Tannousis
a042 Bichotte	a003 DeStefano	a125 Kelles	a063 Pirozolo	a086 Tapia
Hermelyn	a054 Dilan	a040 Kim	a089 Pretlow	a071 Taylor
a117 Blankenbush	a081 Dinowitz	a069 Lasher	a019 Ra	a085 Torres
a015 Blumencranz	a147 DiPietro	a013 Lavine	a030 Raga	a037 Valdez
a144 Bologna	a009 Durso	a065 Lee	a038 Rajkumar	a033 Vanel
a073 Bores	a099 Eachus	a126 Lemondes	a006 Ramos	a055 Walker
a098 Brabenc	a048 Eichenstein	a095 Levenberg	a062 Reilly	a112 Walsh
a026 Braunstein	a061 Fall	a060 Lucas	a087 Reyes	a024 Weprin
a138 Bronson	a008 Fitzpatrick	a135 Lunsford	a149 Rivera	a097 Wieder
a046 Brook-Krasny	a057 Forrest	a123 Lupardo	a109 Romero	a059 Williams
a020 Brown, E.	a124 Friend	a129 Magnarelli	a067 Rosenthal	a113 Woerner
a012 Brown, K.	a050 Gallagher	a101 Maher	a025 Rozic	a070 Wright
a093 Burdick	a131 Gallahan	a130 Manktelow	a111 Santabarbara	a041 Yeger
a142 Burke	a007 Gandolfo	a108 McDonald	a090 Sayegh	a080 Zaccaro
a018 Burroughs	a068 Gibbs	a014 McDonough	a001 Schiavoni	a056 Zinerman
a119 Buttenschon	a002 Giglio	a146 McMahan	a076 Seawright	a036
a096 Carroll, P.	a066 Glick	a137 Meeks	a148 Sempolinski	a074
a044 Carroll, R.	a034 Gonzalez-	a017 Mikulin	a084 Septimo	
a115 Cashman	Rojas	a122 Miller	a092 Shimsky	
a058 Chandler-	a116 Gray	a051 Mitaynes	a103 Shrestha	
Waterman	a021 Griffin	a150 Molitor	a052 Simon	
a049 Chang	a139 Hawley	a145 Morinello	a075 Simone	

1) Single House Bill (introduced and printed separately in either or
both houses). Uni-Bill (introduced simultaneously in both houses and printed
as one bill). Senate and Assembly introducer sign the same copy of the bill).

2) Circle names of co-sponsors and return to introduction clerk with 1
signed copy of bill and 1 copy of memorandum in support (single house);
or 2 signed copies of bill and 2 copies of memorandum in support (uni-bill).

thereof; to amend chapter 345 of the laws of 2009 amending the education law and other laws relating to the New York city board of education, chancellor, community councils, and community superintendents, in relation to the effectiveness thereof; to amend the education law, in relation to state aid adjustments to conditions under which districts are entitled to apportionment; to amend the education law, in relation to the apportionment of moneys for school aid; to amend chapter 756 of the laws of 1992 relating to funding a program for work force education conducted by the consortium for worker education in New York city, in relation to reimbursement for the 2026-2027 school year and the maximum contract hours, withholding a portion of employment preparation education aid, and the effectiveness thereof; to amend the education law, in relation to the use of apportionments for the EXCEL program; to amend chapter 61 of the laws of 2006 amending the education law and the public authorities law relating to expanding our children's education and learning, in relation to the effectiveness thereof; to amend the education law, in relation to maximum class sizes for special classes for certain students with disabilities; to amend chapter 82 of the laws of 1995 amending the education law and other laws relating to state aid to school districts and the appropriation of funds for the support of government, in relation to the effectiveness thereof; providing for special apportionment for salary expenses; providing for special apportionment for public pension accruals; providing for set-asides from the state funds which certain districts are receiving from the total foundation aid; providing for support of public libraries; and to repeal certain provisions of the education law relating to the statewide universal full-day prekindergarten program (Part A); to amend the education law, in relation to evidence-based

mathematics instruction (Part B); to amend the education law, in relation to eligibility for the New York opportunity promise scholarship (Part C); to amend the education law, in relation to certificate of residence policies for community colleges (Part D); to amend the education law, in relation to tuition rates of non-resident undergraduate and graduate students at the state university of New York and city university of New York (Part E); to amend the education law, in relation to early childhood educator eligibility for the masters-in-education teacher incentive scholarship program (Part F); to amend the state finance law, in relation to the New York state music grant fund (Part G); to amend the social services law, in relation to child care provider registration and training (Part H); to amend the social services law, in relation to the payment of certain expenses by adoptive parents (Part I); to amend the public health law, in relation to authorizing body scanner utilization in detention and youth justice facilities (Part J); to amend part N of chapter 56 of the laws of 2020 amending the social services law relating to restructuring financing for residential school placements, in relation to the effectiveness thereof (Part K); to amend the social services law, in relation to increasing the standards of monthly need for aged, blind and disabled persons living in the community (Part L); to utilize reserves in the mortgage insurance fund for various housing purposes (Part M); to amend the not-for-profit corporation law, in relation to the maximum number of land banks that can simultaneously exist in New York state (Part N); to amend the real property tax law, in relation to authorizing a tax abatement for alterations and improvements to multiple dwellings for purposes of preserving habitability in affordable housing (Part O); and to amend the penal law, in relation

to the aggravated harassment of a
rent regulated tenant (Part P)

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 education, labor, housing and family
3 assistance budget for the 2026-2027 state fiscal year. Each component is
4 wholly contained within a Part identified as Parts A through P. The
5 effective date for each particular provision contained within such Part
6 is set forth in the last section of such Part. Any provision in any
7 section contained within a Part, including the effective date of the
8 Part, which makes a reference to a section "of this act", when used in
9 connection with that particular component, shall be deemed to mean and
10 refer to the corresponding section of the Part in which it is found.
11 Section three of this act sets forth the general effective date of this
12 act.

13 PART A

14 Section 1. Paragraph e of subdivision 1 of section 211-d of the educa-
15 tion law, as amended by section 1 of part A of chapter 56 of the laws of
16 2025, is amended to read as follows:

17 e. Notwithstanding paragraphs a and b of this subdivision, a school
18 district that submitted a contract for excellence for the two thousand
19 eight--two thousand nine school year shall submit a contract for excel-
20 lence for the two thousand nine--two thousand ten school year in
21 conformity with the requirements of subparagraph (vi) of paragraph a of
22 subdivision two of this section unless all schools in the district are
23 identified as in good standing and provided further that, a school
24 district that submitted a contract for excellence for the two thousand
25 nine--two thousand ten school year, unless all schools in the district
26 are identified as in good standing, shall submit a contract for excel-

1 lence for the two thousand eleven--two thousand twelve school year which
2 shall, notwithstanding the requirements of subparagraph (vi) of para-
3 graph a of subdivision two of this section, provide for the expenditure
4 of an amount which shall be not less than the product of the amount
5 approved by the commissioner in the contract for excellence for the two
6 thousand nine--two thousand ten school year, multiplied by the
7 district's gap elimination adjustment percentage and provided further
8 that, a school district that submitted a contract for excellence for the
9 two thousand eleven--two thousand twelve school year, unless all schools
10 in the district are identified as in good standing, shall submit a
11 contract for excellence for the two thousand twelve--two thousand thir-
12 teen school year which shall, notwithstanding the requirements of
13 subparagraph (vi) of paragraph a of subdivision two of this section,
14 provide for the expenditure of an amount which shall be not less than
15 the amount approved by the commissioner in the contract for excellence
16 for the two thousand eleven--two thousand twelve school year and
17 provided further that, a school district that submitted a contract for
18 excellence for the two thousand twelve--two thousand thirteen school
19 year, unless all schools in the district are identified as in good
20 standing, shall submit a contract for excellence for the two thousand
21 thirteen--two thousand fourteen school year which shall, notwithstanding
22 the requirements of subparagraph (vi) of paragraph a of subdivision two
23 of this section, provide for the expenditure of an amount which shall be
24 not less than the amount approved by the commissioner in the contract
25 for excellence for the two thousand twelve--two thousand thirteen school
26 year and provided further that, a school district that submitted a
27 contract for excellence for the two thousand thirteen--two thousand
28 fourteen school year, unless all schools in the district are identified

1 as in good standing, shall submit a contract for excellence for the two
2 thousand fourteen--two thousand fifteen school year which shall,
3 notwithstanding the requirements of subparagraph (vi) of paragraph a of
4 subdivision two of this section, provide for the expenditure of an
5 amount which shall be not less than the amount approved by the commis-
6 sioner in the contract for excellence for the two thousand thirteen--two
7 thousand fourteen school year; and provided further that, a school
8 district that submitted a contract for excellence for the two thousand
9 fourteen--two thousand fifteen school year, unless all schools in the
10 district are identified as in good standing, shall submit a contract for
11 excellence for the two thousand fifteen--two thousand sixteen school
12 year which shall, notwithstanding the requirements of subparagraph (vi)
13 of paragraph a of subdivision two of this section, provide for the
14 expenditure of an amount which shall be not less than the amount
15 approved by the commissioner in the contract for excellence for the two
16 thousand fourteen--two thousand fifteen school year; and provided
17 further that a school district that submitted a contract for excellence
18 for the two thousand fifteen--two thousand sixteen school year, unless
19 all schools in the district are identified as in good standing, shall
20 submit a contract for excellence for the two thousand sixteen--two thou-
21 sand seventeen school year which shall, notwithstanding the requirements
22 of subparagraph (vi) of paragraph a of subdivision two of this section,
23 provide for the expenditure of an amount which shall be not less than
24 the amount approved by the commissioner in the contract for excellence
25 for the two thousand fifteen--two thousand sixteen school year; and
26 provided further that, a school district that submitted a contract for
27 excellence for the two thousand sixteen--two thousand seventeen school
28 year, unless all schools in the district are identified as in good

1 standing, shall submit a contract for excellence for the two thousand
2 seventeen--two thousand eighteen school year which shall, notwithstand-
3 ing the requirements of subparagraph (vi) of paragraph a of subdivision
4 two of this section, provide for the expenditure of an amount which
5 shall be not less than the amount approved by the commissioner in the
6 contract for excellence for the two thousand sixteen--two thousand
7 seventeen school year; and provided further that a school district that
8 submitted a contract for excellence for the two thousand seventeen--two
9 thousand eighteen school year, unless all schools in the district are
10 identified as in good standing, shall submit a contract for excellence
11 for the two thousand eighteen--two thousand nineteen school year which
12 shall, notwithstanding the requirements of subparagraph (vi) of para-
13 graph a of subdivision two of this section, provide for the expenditure
14 of an amount which shall be not less than the amount approved by the
15 commissioner in the contract for excellence for the two thousand seven-
16 teen--two thousand eighteen school year; and provided further that, a
17 school district that submitted a contract for excellence for the two
18 thousand eighteen--two thousand nineteen school year, unless all schools
19 in the district are identified as in good standing, shall submit a
20 contract for excellence for the two thousand nineteen--two thousand
21 twenty school year which shall, notwithstanding the requirements of
22 subparagraph (vi) of paragraph a of subdivision two of this section,
23 provide for the expenditure of an amount which shall be not less than
24 the amount approved by the commissioner in the contract for excellence
25 for the two thousand eighteen--two thousand nineteen school year; and
26 provided further that, a school district that submitted a contract for
27 excellence for the two thousand nineteen--two thousand twenty school
28 year, unless all schools in the district are identified as in good

1 standing, shall submit a contract for excellence for the two thousand
2 twenty--two thousand twenty-one school year which shall, notwithstanding
3 the requirements of subparagraph (vi) of paragraph a of subdivision two
4 of this section, provide for the expenditure of an amount which shall be
5 not less than the amount approved by the commissioner in the contract
6 for excellence for the two thousand nineteen--two thousand twenty school
7 year; and provided further that, a school district that submitted a
8 contract for excellence for the two thousand twenty--two thousand twen-
9 ty-one school year, unless all schools in the district are identified as
10 in good standing, shall submit a contract for excellence for the two
11 thousand twenty-one--two thousand twenty-two school year which shall,
12 notwithstanding the requirements of subparagraph (vi) of paragraph a of
13 subdivision two of this section, provide for the expenditure of an
14 amount which shall be not less than the amount approved by the commis-
15 sioner in the contract for excellence for the two thousand twenty--two
16 thousand twenty-one school year; and provided further that, a school
17 district that submitted a contract for excellence for the two thousand
18 twenty-one--two thousand twenty-two school year, unless all schools in
19 the district are identified as in good standing, shall submit a contract
20 for excellence for the two thousand twenty-two--two thousand twenty-
21 three school year which shall, notwithstanding the requirements of
22 subparagraph (vi) of paragraph a of subdivision two of this section,
23 provide for the expenditure of an amount which shall be not less than
24 the amount approved by the commissioner in the contract for excellence
25 for the two thousand twenty-one--two thousand twenty-two school year;
26 and provided further that, a school district that submitted a contract
27 for excellence for the two thousand twenty-two--two thousand twenty-
28 three school year, unless all schools in the district are identified as

1 in good standing, shall submit a contract for excellence for the two
2 thousand twenty-three--two thousand twenty-four school year which shall,
3 notwithstanding the requirements of subparagraph (vi) of paragraph a of
4 subdivision two of this section, provide for the expenditure of an
5 amount which shall be not less than the amount approved by the commis-
6 sioner in the contract for excellence for the two thousand twenty-two--
7 two thousand twenty-three school year; and provided further that, a
8 school district that submitted a contract for excellence for the two
9 thousand twenty-three--two thousand twenty-four school year, unless all
10 schools in the district are identified as in good standing, shall submit
11 a contract for excellence for the two thousand twenty-four--two thousand
12 twenty-five school year which shall, notwithstanding the requirements of
13 subparagraph (vi) of paragraph a of subdivision two of this section,
14 provide for the expenditure of an amount which shall be not less than
15 the amount approved by the commissioner in the contract for excellence
16 for the two thousand twenty-three--two thousand twenty-four school year;
17 and provided further that a school district that submitted a contract
18 for excellence for the two thousand twenty-four--two thousand twenty-
19 five school year, unless all schools in the district are identified as
20 in good standing, shall submit a contract for excellence for the two
21 thousand twenty-five--two thousand twenty-six school year which shall,
22 notwithstanding the requirements of subparagraph (vi) of paragraph a of
23 subdivision two of this section, provide for the expenditure of an
24 amount which shall be not less than the amount approved by the commis-
25 sioner in the contract for excellence for the two thousand twenty-four-
26 -two thousand twenty-five school year; and provided further that a
27 school district that submitted a contract for excellence for the two
28 thousand twenty-five--two thousand twenty-six school year, unless all

1 schools in the district are identified as in good standing, shall submit
2 a contract for excellence for the two thousand twenty-six--two thousand
3 twenty-seven school year which shall, notwithstanding the requirements
4 of subparagraph (vi) of paragraph a of subdivision two of this section,
5 provide for the expenditure of an amount which shall be not less than
6 the amount approved by the commissioner in the contract for excellence
7 for the two thousand twenty-five--two thousand twenty-six school year;
8 provided, however, that, in a city school district in a city having a
9 population of one million or more, notwithstanding the requirements of
10 subparagraph (vi) of paragraph a of subdivision two of this section, the
11 contract for excellence shall provide for the expenditure as set forth
12 in subparagraph (v) of paragraph a of subdivision two of this section.
13 For purposes of this paragraph, the "gap elimination adjustment percent-
14 age" shall be calculated as the sum of one minus the quotient of the sum
15 of the school district's net gap elimination adjustment for two thousand
16 ten--two thousand eleven computed pursuant to chapter fifty-three of the
17 laws of two thousand ten, making appropriations for the support of
18 government, plus the school district's gap elimination adjustment for
19 two thousand eleven--two thousand twelve as computed pursuant to chapter
20 fifty-three of the laws of two thousand eleven, making appropriations
21 for the support of the local assistance budget, including support for
22 general support for public schools, divided by the total aid for adjust-
23 ment computed pursuant to chapter fifty-three of the laws of two thou-
24 sand eleven, making appropriations for the local assistance budget,
25 including support for general support for public schools. Provided,
26 further, that such amount shall be expended to support and maintain
27 allowable programs and activities approved in the two thousand nine--two

1 thousand ten school year or to support new or expanded allowable
2 programs and activities in the current year.

3 § 2. Subdivision 4 of section 3602 of the education law is amended by
4 adding a new paragraph g to read as follows:

5 g. Foundation aid payable in the two thousand twenty-six--two thousand
6 twenty-seven school year. Notwithstanding any provision of law to the
7 contrary, foundation aid payable in the two thousand twenty-six--two
8 thousand twenty-seven school year shall equal the greater of total foun-
9 ation aid or the product of one and one hundredth (1.01) multiplied by
10 the foundation aid base.

11 § 3. Paragraph a of subdivision 6 of section 3602 of the education law
12 is amended by adding a new subparagraph 13 to read as follows:

13 (13) (a) Renewable energy projects shall be considered part of the
14 cost allowance calculated by the commissioner pursuant to this subpara-
15 graph.

16 (b) Renewable energy projects include: (i) solar photovoltaic or ther-
17 mal systems, whether ground-mounted or roof-mounted; (ii) geothermal
18 systems; and (iii) other commercially proven and cost-effective renewa-
19 ble energy technologies pursuant to regulations of the commissioner.
20 Renewable energy projects may not include capital expenses allowable
21 under subdivision seven of this section.

22 (c) Ground-mounted renewable energy projects shall be sited to mini-
23 mize impacts on athletic fields, outdoor educational spaces, and natural
24 areas serving the school.

25 (d) The portion of project costs attributable to system capacity that,
26 when combined with other renewable energy projects, if any, exceeds one
27 hundred ten percent of the building's baseline energy consumption shall
28 not constitute an aidable expense. Baseline energy consumption shall be

1 calculated using the historic annual energy consumption as determined by
2 the commissioner.

3 § 4. Paragraph c of subdivision 1 of section 3602-e of the education
4 law, as amended by section 19 of part B of chapter 57 of the laws of
5 2007, is amended and four new paragraphs c-1, f, g, and h are added to
6 read as follows:

7 c. "Eligible four-year-old children" shall mean resident children who
8 are four years of age on or before December first of the year in which
9 they are enrolled or who will otherwise be first eligible to enter
10 public school kindergarten commencing with the following school year.

11 c-1. "Eligible three-year-old children" shall mean resident children
12 who are three years of age on or before December first of the year in
13 which they are enrolled or who will otherwise be first eligible to enter
14 public school kindergarten commencing two years from the time of enroll-
15 ment.

16 f. "Universal access proxy" shall mean the product of eighty-five
17 percent multiplied by the positive difference, if any, between the sum
18 of the public school enrollment and the nonpublic school enrollment of
19 children attending full-day and half-day kindergarten programs in the
20 district in the year prior to the base year less the number of resident
21 children who attain the age of four before December first of the base
22 year, who were served during such school year by a prekindergarten
23 program approved pursuant to section forty-four hundred ten of this
24 chapter, where such services are provided for more than four hours per
25 day.

26 g. "Half-day program" shall mean a program which serves students for
27 at least two and five-tenths hours but less than five hours per day.

1 h. "Full-day program" shall mean a program which serves students for
2 at least five hours per day.

3 § 5. Subdivisions 9, 10, 11, 18, 19, and 20 of section 3602-e of the
4 education law are REPEALED and two new subdivisions 10 and 11 are added
5 to read as follows:

6 10. Universal prekindergarten apportionment. School districts shall
7 receive a universal prekindergarten apportionment, in the two thousand
8 twenty-six--two thousand twenty-seven school year and thereafter, equal
9 to the sum of the four-year-old apportionment and the three-year-old
10 apportionment.

11 a. The four-year-old apportionment shall equal the lesser of (i) the
12 product of aid per four-year-old prekindergarten pupil multiplied by
13 four-year-old prekindergarten pupils served, or (ii) total actual grant
14 expenditures incurred by the school district as approved by the commis-
15 sioner.

16 (1) "Aid per four-year-old prekindergarten pupil" shall equal the
17 greater of (A) the school district's selected foundation aid for the
18 current year projection published as of May fifteenth of the prior
19 school year, calculated pursuant to paragraph four of section thirty-six
20 hundred two of this part, (B) ten thousand dollars, or (C) the amount
21 set forth for such school district as "2025-26 4YO MAX UPK AID" on the
22 school aid computer listing produced by the commissioner in support of
23 the executive budget for the two thousand twenty-six--two thousand twen-
24 ty-seven fiscal year and entitled "BT262-7" divided by the amount set
25 forth as "2025-26 4YO MAX FTE" on such listing.

26 (2) "Four-year-old prekindergarten pupils served" shall mean the sum
27 of (i) the unduplicated count of all eligible four-year-old children
28 registered to receive educational services in a full-day program, as

1 registered on the date prior to November first that is specified by the
2 commissioner as the enrollment reporting date for the school district,
3 as reported to the commissioner plus (ii) for the two thousand twenty-
4 six--two thousand twenty-seven school year through the two thousand
5 twenty-seven--two thousand twenty-eight school year, the product of five
6 tenths multiplied by the unduplicated count of eligible four-year-old
7 children registered to receive educational services in a half-day
8 program, as registered on such date and reported to the commissioner.

9 b. The three-year-old apportionment shall equal the lesser of (i) the
10 product of the three-year-old maximum apportionment and the three-year-
11 old maintenance of effort percentage or (ii) total actual grant expendi-
12 tures incurred by the school district as approved by the commissioner.

13 (1) "Three-year-old maximum apportionment" shall equal the greater of
14 the three-year-old maximum apportionment from the base year or the
15 amount set forth for such school district as "2025-26 3YO MAX UPK AID"
16 on the school aid computer listing produced by the commissioner in
17 support of the executive budget for the two thousand twenty-six--two
18 thousand twenty-seven fiscal year and entitled "BT262-7."

19 (2) "Three-year-old maintenance of effort percentage" shall equal the
20 quotient of three-year-old students served divided by the maximum eligi-
21 ble three-year-old students, but shall not exceed one hundred percent.

22 (A) "Three-year-old students served" shall equal the sum of (i) the
23 unduplicated count of eligible three-year-old children registered to
24 receive educational services in a full-day program as registered on the
25 date prior to November first that is specified by the commissioner as
26 the enrollment reporting date for the school district, as reported to
27 the commissioner, plus (ii) the product of five-tenths multiplied by the
28 unduplicated count of eligible three-year-old children registered to

1 receive educational services in a half-day program, as registered on
2 such date and reported to the commissioner, (iii) less the three-year-
3 old overage penalty.

4 (I) "Three-year-old overage penalty" shall equal, for districts with
5 thirty percent fewer three-year-old students served in full-day programs
6 in the current year than the maximum eligible three-year-old full-day
7 students, due to the conversion of the maximum eligible three-year-old
8 full-day students to three-year-old students served in half-day programs
9 in the current year, the difference of the product of seven-tenths
10 multiplied by the maximum eligible three-year-old full-day students,
11 rounded down to the nearest whole number, less the number of three-year-
12 old students served in full-day programs in the current year.

13 (II) School districts may apply to the commissioner for a hardship
14 waiver that would allow a district to convert more than thirty percent
15 of three-year-old students served in full-day programs in the current
16 year to three-year-old students served in half-day programs in the
17 current year. Such waiver shall be granted upon a demonstration by the
18 school district that due to a significant change in the resources avail-
19 able to the school district and absent such hardship waiver, the school
20 district would be unable to serve such pupils in prekindergarten
21 programs, without causing significant disruption to other district
22 programming. If a hardship waiver is granted, the three-year-old overage
23 penalty shall be zero for the current school year. No school district
24 shall be eligible for a waiver in three or more consecutive school
25 years.

26 (B) "Maximum eligible three-year-old students" shall equal the greater
27 of the amount set forth for such school district as "2025-26 3YO MAX UPK
28 FTE" on the school aid computer listing produced by the commissioner in

1 support of the executive budget for the two thousand twenty-six--two
2 thousand twenty-seven fiscal year and entitled "BT262-7" or the sum of
3 (i) the maximum eligible three-year-old students in full-day programs in
4 the base year plus (ii) the product of five-tenths multiplied by the
5 maximum eligible three-year-old students in half-day programs in the
6 base year.

7 c. School districts shall receive up to fifty percent of the universal
8 prekindergarten apportionment defined in this subdivision upon approval
9 of the application submitted pursuant to subdivision five of this
10 section, but not earlier than September first. School districts may be
11 eligible for an additional twenty percent of such apportionment after
12 April first of each school year upon completion of a request for funds
13 on a form designated by the commissioner. The remainder of such appor-
14 tionment shall be paid to each school district upon acceptance of a
15 final expenditure report submitted on a form designated by the commis-
16 sioner in the following school year.

17 11. No later than the two thousand twenty-eight--two thousand twenty-
18 nine school year, all school districts shall serve in a full-day prekin-
19 dergarten program all eligible four-year-old children whose parent or
20 guardian applies to enroll such child in the district's universal prek-
21 indergarten program, whether such services are provided directly through
22 the school district, a board of cooperative educational services, or
23 collaborative efforts between the school district and an eligible agency
24 or agencies.

25 § 6. For the 2026-2027 school year, notwithstanding any inconsistent
26 provision of law, for purposes of section 3602-e of the education law,
27 for a city school district in a city having a population of one million
28 or more the maximum eligible three-year-old students shall equal 31,561

1 and the three-year-old maximum apportionment shall equal the product of
2 the maximum eligible three-year-old students multiplied by the quotient
3 of the amount set forth for such school district as "2025-26 3YO MAX UPK
4 AID" on the school aid computer listing produced by the commissioner in
5 support of the executive budget for the 2026-27 fiscal year and entitled
6 "BT262-7" divided by the amount set forth as "2025-26 3YO MAX FTE" on
7 such listing.

8 § 7. Section 3602-ee of the education law is REPEALED.

9 § 8. Paragraph i of subdivision 12 of section 3602 of the education
10 law, as amended by section 13 of part A of chapter 56 of the laws of
11 2025, is amended to read as follows:

12 i. For the two thousand twenty-one--two thousand twenty-two school
13 year through the two thousand [twenty-five] twenty-six--two thousand
14 [twenty-six] twenty-seven school year, each school district shall be
15 entitled to an apportionment equal to the amount set forth for such
16 school district as "ACADEMIC ENHANCEMENT" under the heading "2020-21
17 ESTIMATED AIDS" in the school aid computer listing produced by the
18 commissioner in support of the budget for the two thousand twenty--two
19 thousand twenty-one school year and entitled "SA202-1", and such appor-
20 tionment shall be deemed to satisfy the state obligation to provide an
21 apportionment pursuant to subdivision eight of section thirty-six
22 hundred forty-one of this article.

23 § 9. The opening paragraph of subdivision 16 of section 3602 of the
24 education law, as amended by section 14 of part A of chapter 56 of the
25 laws of 2025, is amended to read as follows:

26 Each school district shall be eligible to receive a high tax aid
27 apportionment in the two thousand eight--two thousand nine school year,
28 which shall equal the greater of (i) the sum of the tier 1 high tax aid

1 apportionment, the tier 2 high tax aid apportionment and the tier 3 high
2 tax aid apportionment or (ii) the product of the apportionment received
3 by the school district pursuant to this subdivision in the two thousand
4 seven--two thousand eight school year, multiplied by the due-minimum
5 factor, which shall equal, for districts with an alternate pupil wealth
6 ratio computed pursuant to paragraph b of subdivision three of this
7 section that is less than two, seventy percent (0.70), and for all other
8 districts, fifty percent (0.50). Each school district shall be eligible
9 to receive a high tax aid apportionment in the two thousand nine--two
10 thousand ten through two thousand twelve--two thousand thirteen school
11 years in the amount set forth for such school district as "HIGH TAX AID"
12 under the heading "2008-09 BASE YEAR AIDS" in the school aid computer
13 listing produced by the commissioner in support of the budget for the
14 two thousand nine--two thousand ten school year and entitled "SA0910".
15 Each school district shall be eligible to receive a high tax aid appor-
16 tionment in the two thousand thirteen--two thousand fourteen through two
17 thousand [twenty-five] twenty-six--two thousand [twenty-six] twenty-sev-
18 en school year equal to the greater of (1) the amount set forth for such
19 school district as "HIGH TAX AID" under the heading "2008-09 BASE YEAR
20 AIDS" in the school aid computer listing produced by the commissioner in
21 support of the budget for the two thousand nine--two thousand ten school
22 year and entitled "SA0910" or (2) the amount set forth for such school
23 district as "HIGH TAX AID" under the heading "2013-14 ESTIMATED AIDS" in
24 the school aid computer listing produced by the commissioner in support
25 of the executive budget for the 2013-14 fiscal year and entitled
26 "BT131-4".

27 § 10. Section 34 of chapter 91 of the laws of 2002 amending the educa-
28 tion law and other laws relating to reorganization of the New York city

1 school construction authority, board of education and community boards,
2 as amended by section 6 of part ZZ of chapter 56 of the laws of 2024, is
3 amended to read as follows:

4 § 34. This act shall take effect July 1, 2002; provided, that sections
5 one through twenty, twenty-four, and twenty-six through thirty of this
6 act shall expire and be deemed repealed June 30, [2026] 2030 provided,
7 further that subdivision 5-a of section 2576 of the education law, as
8 added by section five of this act, shall not expire therewith, and
9 provided, further, that notwithstanding any provision of article 5 of
10 the general construction law, on June 30, [2026] 2030 the provisions of
11 subdivisions 3, 5, and 8, paragraph b of subdivision 13, subdivision 14,
12 paragraphs b, d, and e of subdivision 15, and subdivisions 17 and 21 of
13 section 2554 of the education law as repealed by section three of this
14 act, subdivision 1 of section 2590-b of the education law as repealed by
15 section six of this act, paragraph (a) of subdivision 2 of section
16 2590-b of the education law as repealed by section seven of this act,
17 section 2590-c of the education law as repealed by section eight of this
18 act, paragraph c of subdivision 2 of section 2590-d of the education law
19 as repealed by section twenty-six of this act, subdivision 1 of section
20 2590-e of the education law as repealed by section twenty-seven of this
21 act, subdivision 28 of section 2590-h of the education law as repealed
22 by section twenty-eight of this act, subdivision 30 of section 2590-h of
23 the education law as repealed by section twenty-nine of this act, subdi-
24 vision 30-a of section 2590-h of the education law as repealed by
25 section thirty of this act shall be revived and be read as such
26 provisions existed in law on the date immediately preceding the effec-
27 tive date of this act; provided, however, that sections seven and eight
28 of this act shall take effect on November 30, 2003; provided further

1 that the amendments to subdivision 25 of section 2554 of the education
2 law made by section two of this act shall be subject to the expiration
3 and reversion of such subdivision pursuant to section 12 of chapter 147
4 of the laws of 2001, as amended, when upon such date the provisions of
5 section four of this act shall take effect.

6 § 11. Subdivision 12 of section 17 of chapter 345 of the laws of 2009
7 amending the education law and other laws relating to the New York city
8 board of education, chancellor, community councils, and community super-
9 intendants, as amended by section 7 of part ZZ of chapter 56 of the laws
10 of 2024, is amended to read as follows:

11 12. any provision in sections one, two, three, four, five, six, seven,
12 eight, nine, ten and eleven of this act not otherwise set to expire
13 pursuant to section 34 of chapter 91 of the laws of 2002, as amended, or
14 section 17 of chapter 123 of the laws of 2003, as amended, shall expire
15 and be deemed repealed June 30, [2026] 2030.

16 § 12. Paragraph a of subdivision 5 of section 3604 of the education
17 law, as amended by chapter 161 of the laws of 2005, is amended to read
18 as follows:

19 a. State aid adjustments. All errors or omissions in the apportionment
20 shall be corrected by the commissioner. Whenever a school district has
21 been apportioned less money than that to which it is entitled, the
22 commissioner may allot to such district the balance to which it is enti-
23 tled. Whenever a school district has been apportioned more money than
24 that to which it is entitled, the commissioner may, by an order, direct
25 such moneys to be paid back to the state to be credited to the general
26 fund local assistance account for state aid to the schools, or may
27 deduct such amount from the next apportionment to be made to said
28 district, provided, however, that, upon notification of excess payments

1 of aid for which a recovery must be made by the state through deduction
2 of future aid payments, a school district may request that such excess
3 payments be recovered by deducting such excess payments from the
4 payments due to such school district and payable in the month of June in
5 (i) the school year in which such notification was received and (ii) the
6 two succeeding school years, provided further that there shall be no
7 interest penalty assessed against such district or collected by the
8 state. Such request shall be made to the commissioner in such form as
9 the commissioner shall prescribe, and shall be based on documentation
10 that the total amount to be recovered is in excess of one percent of the
11 district's total general fund expenditures for the preceding school
12 year. The amount to be deducted in the first year shall be the greater
13 of (i) the sum of the amount of such excess payments that is recognized
14 as a liability due to other governments by the district for the preced-
15 ing school year and the positive remainder of the district's unreserved
16 fund balance at the close of the preceding school year less the product
17 of the district's total general fund expenditures for the preceding
18 school year multiplied by five percent, or (ii) one-third of such excess
19 payments. The amount to be recovered in the second year shall equal the
20 lesser of the remaining amount of such excess payments to be recovered
21 or one-third of such excess payments, and the remaining amount of such
22 excess payments shall be recovered in the third year. Provided further
23 that, notwithstanding any other provisions of this subdivision, any
24 pending payment of moneys due to such district as a prior year adjust-
25 ment payable pursuant to paragraph c of this subdivision for aid claims
26 that had been previously paid as current year aid payments in excess of
27 the amount to which the district is entitled and for which recovery of
28 excess payments is to be made pursuant to this paragraph, shall be

1 reduced at the time of actual payment by any remaining unrecovered
2 balance of such excess payments, and the remaining scheduled deductions
3 of such excess payments pursuant to this paragraph shall be reduced by
4 the commissioner to reflect the amount so recovered. [The commissioner
5 shall certify no payment to a school district based on a claim submitted
6 later than three years after the close of the school year in which such
7 payment was first to be made. For claims for which payment is first to
8 be made in the nineteen hundred ninety-six--ninety-seven school year,
9 the commissioner shall certify no payment to a school district based on
10 a claim submitted later than two years after the close of such school
11 year.] For claims for which payment is first to be made [in the nineteen
12 hundred ninety-seven--ninety-eight school year and thereafter] prior to
13 the two thousand twenty-five--two thousand twenty-six school year, the
14 commissioner shall certify no payment to a school district based on a
15 claim submitted later than one year after the close of such school year.
16 For claims for which payment is first to be made in the two thousand
17 twenty-five--two thousand twenty-six school year and thereafter, the
18 commissioner shall certify no payment to a school district based on a
19 claim submitted later than the first of November of such school year.
20 Provided, however, no payments shall be barred or reduced where such
21 payment is required as a result of a final audit of the state. It is
22 further provided that[, until June thirtieth, nineteen hundred ninety-
23 six, the commissioner may grant a waiver from the provisions of this
24 section for any school district if it is in the best educational inter-
25 ests of the district pursuant to guidelines developed by the commission-
26 er and approved by the director of the budget] for any apportionments
27 provided pursuant to sections seven hundred one, seven hundred eleven,
28 seven hundred fifty-one, seven hundred fifty-three, nineteen hundred

1 fifty, thirty-six hundred two, thirty-six hundred two-b, thirty-six
2 hundred two-c and forty-four hundred five of this chapter for the two
3 thousand twenty-five--two thousand twenty-six and two thousand twenty-
4 six--two thousand twenty-seven school years, the commissioner shall
5 certify no payment to a school district, other than payments pursuant to
6 subdivisions six-a, eleven, thirteen and fifteen of section thirty-six
7 hundred two of this part, in excess of the payment computed based on an
8 electronic data file used to produce the school aid computer listing
9 produced by the commissioner in support of the executive budget request
10 submitted for the two thousand twenty-six--two thousand twenty-seven
11 state fiscal year and entitled "BT262-7", and further provided that for
12 any apportionments provided pursuant to sections seven hundred one,
13 seven hundred eleven, seven hundred fifty-one, seven hundred fifty-
14 three, nineteen hundred fifty, thirty-six hundred two, thirty-six
15 hundred two-b, thirty-six hundred two-c and forty-four hundred five of
16 this chapter for the two thousand twenty-seven--two thousand twenty-
17 eight school year and thereafter, the commissioner shall certify no
18 payment to a school district, other than payments pursuant to subdivi-
19 sions six-a, eleven, thirteen and fifteen of section thirty-six hundred
20 two of this part, in excess of the payment computed based on an elec-
21 tronic data file used to produce the school aid computer listing
22 produced by the commissioner in support of the executive budget request
23 submitted for the state fiscal year in which the school year commences.

24 § 13. The opening paragraph of section 3609-a of the education law, as
25 amended by section 17 of part A of chapter 56 of the laws of 2025, is
26 amended to read as follows:

27 For aid payable in the two thousand seven--two thousand eight school
28 year through the two thousand twenty-five--two thousand twenty-six

1 school year, "moneys apportioned" shall mean the lesser of (i) the sum
2 of one hundred percent of the respective amount set forth for each
3 school district as payable pursuant to this section in the school aid
4 computer listing for the current year produced by the commissioner in
5 support of the budget which includes the appropriation for the general
6 support for public schools for the prescribed payments and individual-
7 ized payments due prior to April first for the current year plus the
8 apportionment payable during the current school year pursuant to subdi-
9 vision six-a and subdivision fifteen of section thirty-six hundred two
10 of this part minus any reductions to current year aids pursuant to
11 subdivision seven of section thirty-six hundred four of this part or any
12 deduction from apportionment payable pursuant to this chapter for
13 collection of a school district basic contribution as defined in subdi-
14 vision eight of section forty-four hundred one of this chapter, less any
15 grants provided pursuant to subparagraph two-a of paragraph b of subdi-
16 vision four of section ninety-two-c of the state finance law, less any
17 grants provided pursuant to subdivision five of section ninety-seven-
18 nnnn of the state finance law, less any grants provided pursuant to
19 subdivision twelve of section thirty-six hundred forty-one of this arti-
20 cle, or (ii) the apportionment calculated by the commissioner based on
21 data on file at the time the payment is processed; provided however,
22 that for the purposes of any payments made pursuant to this section
23 prior to the first business day of June of the current year, moneys
24 apportioned shall not include any aids payable pursuant to subdivisions
25 six and fourteen, if applicable, of section thirty-six hundred two of
26 this part as current year aid for debt service on bond anticipation
27 notes and/or bonds first issued in the current year or any aids payable
28 for full-day kindergarten for the current year pursuant to subdivision

1 nine of section thirty-six hundred two of this part. The definitions of
2 "base year" and "current year" as set forth in subdivision one of
3 section thirty-six hundred two of this part shall apply to this section.
4 [For aid payable in the two thousand twenty-five--two thousand twenty-
5 six school year, reference to such "school aid computer listing for the
6 current year" shall mean the printouts entitled "SA252-6".] For aid
7 payable in the two thousand twenty-six--two thousand twenty-seven school
8 year and thereafter, "moneys apportioned" shall mean the lesser of: (i)
9 the sum of one hundred percent of the respective amount set forth for
10 each school district as payable pursuant to this section in the school
11 aid computer listing for the current year produced by the commissioner
12 in support of the executive budget request which includes the appropri-
13 ation for the general support for public schools for the prescribed
14 payments and individualized payments due prior to April first for the
15 current year plus the apportionment payable during the current school
16 year pursuant to subdivisions six-a and fifteen of section thirty-six
17 hundred two of this part minus any reductions to current year aids
18 pursuant to subdivision seven of section thirty-six hundred four of this
19 part or any deduction from apportionment payable pursuant to this chap-
20 ter for collection of a school district basic contribution as defined in
21 subdivision eight of section forty-four hundred one of this chapter,
22 less any grants provided pursuant to subparagraph two-a of paragraph b
23 of subdivision four of section ninety-two-c of the state finance law,
24 less any grants provided pursuant to subdivision five of section nine-
25 ty-seven-nnnn of the state finance law, less any grants provided pursu-
26 ant to subdivision twelve of section thirty-six hundred forty-one of
27 this article, or (ii) the apportionment calculated by the commissioner
28 based on data on file at the time the payment is processed; provided

1 however, that for the purposes of any payments made pursuant to this
2 section prior to the first business day of June of the current year,
3 moneys apportioned shall not include any aids payable pursuant to subdi-
4 visions six and fourteen, if applicable, of section thirty-six hundred
5 two of this part as current year aid for debt service on bond antic-
6 ipation notes and/or bonds first issued in the current year or any aids
7 payable for full-day kindergarten for the current year pursuant to
8 subdivision nine of section thirty-six hundred two of this part. For aid
9 payable in the two thousand twenty-six--two thousand twenty-seven school
10 year, reference to such "school aid computer listing for the current
11 year" shall mean the printouts entitled "BT262-7".

12 § 14. Subdivision b of section 2 of chapter 756 of the laws of 1992
13 relating to funding a program for work force education conducted by the
14 consortium for worker education in New York city, as amended by section
15 18 of part A of chapter 56 of the laws of 2025, is amended to read as
16 follows:

17 b. Reimbursement for programs approved in accordance with subdivision
18 a of this section for the reimbursement for the 2018--2019 school year
19 shall not exceed 59.4 percent of the lesser of such approvable costs per
20 contact hour or fourteen dollars and ninety-five cents per contact hour,
21 reimbursement for the 2019--2020 school year shall not exceed 57.7
22 percent of the lesser of such approvable costs per contact hour or
23 fifteen dollars sixty cents per contact hour, reimbursement for the
24 2020--2021 school year shall not exceed 56.9 percent of the lesser of
25 such approvable costs per contact hour or sixteen dollars and twenty-
26 five cents per contact hour, reimbursement for the 2021--2022 school
27 year shall not exceed 56.0 percent of the lesser of such approvable
28 costs per contact hour or sixteen dollars and forty cents per contact

1 hour, reimbursement for the 2022--2023 school year shall not exceed 55.7
2 percent of the lesser of such approvable costs per contact hour or
3 sixteen dollars and sixty cents per contact hour, reimbursement for the
4 2023--2024 school year shall not exceed 54.7 percent of the lesser of
5 such approvable costs per contact hour or seventeen dollars and seventy
6 cents per contact hour, reimbursement for the 2024--2025 school year
7 shall not exceed 56.6 percent of the lesser of such approvable costs per
8 contact hour or eighteen dollars and seventy cents per contact hour,
9 [and] reimbursement for the 2025--2026 school year shall not exceed 58.2
10 percent of the lesser of such approvable costs per contact hour or nine-
11 teen dollars and fifty-five cents per contact hour, and reimbursement
12 for the 2026--2027 school year shall not exceed 59.3 percent of the
13 lesser of such approvable costs per contact hour or twenty-one dollars
14 and thirty cents per contact hour, and where a contact hour represents
15 sixty minutes of instruction services provided to an eligible adult.
16 Notwithstanding any other provision of law to the contrary, for the
17 2018--2019 school year such contact hours shall not exceed one million
18 four hundred sixty-three thousand nine hundred sixty-three (1,463,963);
19 for the 2019--2020 school year such contact hours shall not exceed one
20 million four hundred forty-four thousand four hundred forty-four
21 (1,444,444); for the 2020--2021 school year such contact hours shall not
22 exceed one million four hundred six thousand nine hundred twenty-six
23 (1,406,926); for the 2021--2022 school year such contact hours shall not
24 exceed one million four hundred sixteen thousand one hundred twenty-two
25 (1,416,122); for the 2022--2023 school year such contact hours shall not
26 exceed one million four hundred six thousand nine hundred twenty-six
27 (1,406,926); for the 2023--2024 school year such contact hours shall not
28 exceed one million three hundred forty-two thousand nine hundred seven-

1 ty-five (1,342,975); for the 2024--2025 school year such contact hours
2 shall not exceed one million two hundred twenty-eight thousand seven
3 hundred thirty-three (1,228,733); [and] for the 2025--2026 school year
4 such contact hours shall not exceed one million one hundred forty-three
5 thousand three hundred fifty-nine (1,143,359); and for the 2026--2027
6 school year such contact hours shall not exceed nine hundred ten thou-
7 sand five hundred thirty (910,530). Notwithstanding any other provision
8 of law to the contrary, the apportionment calculated for the city school
9 district of the city of New York pursuant to subdivision 11 of section
10 3602 of the education law shall be computed as if such contact hours
11 provided by the consortium for worker education, not to exceed the
12 contact hours set forth herein, were eligible for aid in accordance with
13 the provisions of such subdivision 11 of section 3602 of the education
14 law.

15 § 15. Section 4 of chapter 756 of the laws of 1992 relating to funding
16 a program for work force education conducted by the consortium for work-
17 er education in New York city is amended by adding a new subdivision ee
18 to read as follows:

19 ee. The provisions of this subdivision shall not apply after the
20 completion of payments for the 2026--2027 school year. Notwithstanding
21 any inconsistent provisions of law, the commissioner of education shall
22 withhold a portion of employment preparation education aid due to the
23 city school district of the city of New York to support a portion of the
24 costs of the work force education program. Such moneys shall be credited
25 to the elementary and secondary education fund-local assistance account
26 and shall not exceed eleven million five hundred thousand dollars
27 (\$11,500,000).

1 § 16. Section 6 of chapter 756 of the laws of 1992 relating to funding
2 a program for work force education conducted by the consortium for work-
3 er education in New York city, as amended by section 20 of part A of
4 chapter 56 of the laws of 2025, is amended to read as follows:

5 § 6. This act shall take effect July 1, 1992, and shall be deemed
6 repealed June 30, [2026] 2027.

7 § 17. Paragraph a of subdivision 14 of section 3641 of the education
8 law, as added by section 2 of part I of chapter 61 of the laws of 2006,
9 is amended to read as follows:

10 a. Establishment of the EXCEL program. There is hereby established the
11 expanding our children's education and learning (EXCEL) program to
12 provide project financing or assistance in the form of grants to eligi-
13 ble school districts, in addition to, or in lieu of, the apportionments
14 made pursuant to subdivisions six, six-a, six-b, six-c, six-d, six-e,
15 six-f and paragraph c of subdivision fourteen of section thirty-six
16 hundred two of this article, and subdivisions ten and twelve of this
17 section, for the costs of EXCEL school facility projects. An apportion-
18 ment for any such project shall initially be available in the state
19 fiscal year commencing April first, two thousand six. Such apportion-
20 ment shall be used to fund projects certified by the commissioner in
21 accordance with subdivision six of section sixteen hundred eighty-nine-i
22 of the public authorities law prior to December thirty-first, two thou-
23 sand twenty-eight. Notwithstanding any provision of law to the contrary,
24 the dormitory authority of the state of New York shall be authorized to
25 issue bonds or notes in an aggregate amount not to exceed two billion
26 six hundred million dollars for purposes of the EXCEL program.

1 § 18. Subparagraph 1 of paragraph b of subdivision 14 of section 3641
2 of the education law, as added by section 2 of part I of chapter 61 of
3 the laws of 2006, is amended to read as follows:

4 (1) "EXCEL project". An EXCEL project shall be certified by the
5 commissioner prior to December thirty-first, two thousand twenty-eight
6 and shall include, but not be limited to, the acquisition, design, plan-
7 ning, construction, reconstruction, rehabilitation, preservation, devel-
8 opment, improvement or modernization of an EXCEL school facility, where
9 such project:

10 § 19. Section 5 of part I of chapter 61 of the laws of 2006 amending
11 the education law and the public authorities law relating to expanding
12 our children's education and learning is amended to read as follows:

13 § 5. This act shall take effect on the same date as a chapter of the
14 laws of 2006 enacting into law major components of legislation which are
15 necessary to implement the education, labor, and budget for the
16 2006-2007 state fiscal year, family assistance budget for the 2006-2007
17 state fiscal year, as proposed in legislative bill numbers S.6458-C and
18 A.9558-B, takes effect; provided, however, that sections two, three, and
19 four of this act shall expire and be deemed repealed on December 31,
20 2029.

21 § 20. Subdivision 6 of section 4402 of the education law, as amended
22 by section 21 of part A of chapter 56 of the laws of 2025, is amended to
23 read as follows:

24 6. Notwithstanding any other law, rule or regulation to the contrary,
25 the board of education of a city school district with a population of
26 one hundred twenty-five thousand or more inhabitants shall be permitted
27 to establish maximum class sizes for special classes for certain
28 students with disabilities in accordance with the provisions of this

1 subdivision. For the purpose of obtaining relief from any adverse fiscal
2 impact from under-utilization of special education resources due to low
3 student attendance in special education classes at the middle and
4 secondary level as determined by the commissioner, such boards of educa-
5 tion shall, during the school years nineteen hundred ninety-five--nine-
6 ty-six through June thirtieth, two thousand [twenty-six] twenty-seven,
7 be authorized to increase class sizes in special classes containing
8 students with disabilities whose age ranges are equivalent to those of
9 students in middle and secondary schools as defined by the commissioner
10 for purposes of this section by up to but not to exceed one and two
11 tenths times the applicable maximum class size specified in regulations
12 of the commissioner rounded up to the nearest whole number, provided
13 that in a city school district having a population of one million or
14 more, classes that have a maximum class size of fifteen may be increased
15 by no more than one student and provided that the projected average
16 class size shall not exceed the maximum specified in the applicable
17 regulation, provided that such authorization shall terminate on June
18 thirtieth, two thousand. Such authorization shall be granted upon filing
19 of a notice by such a board of education with the commissioner stating
20 the board's intention to increase such class sizes and a certification
21 that the board will conduct a study of attendance problems at the
22 secondary level and will implement a corrective action plan to increase
23 the rate of attendance of students in such classes to at least the rate
24 for students attending regular education classes in secondary schools of
25 the district. Such corrective action plan shall be submitted for
26 approval by the commissioner by a date during the school year in which
27 such board increases class sizes as provided pursuant to this subdivi-
28 sion to be prescribed by the commissioner. Upon at least thirty days

1 notice to the board of education, after conclusion of the school year in
2 which such board increases class sizes as provided pursuant to this
3 subdivision, the commissioner shall be authorized to terminate such
4 authorization upon a finding that the board has failed to develop or
5 implement an approved corrective action plan.

6 § 21. Subdivisions 22 and 24 of section 140 of chapter 82 of the laws
7 of 1995 amending the education law and other laws relating to state aid
8 to school districts and the appropriation of funds for the support of
9 government, as amended by section 22 of part A of chapter 56 of the laws
10 of 2025, are amended to read as follows:

11 (22) sections one hundred twelve, one hundred thirteen, one hundred
12 fourteen, one hundred fifteen and one hundred sixteen of this act shall
13 take effect on July 1, 1995; provided, however, that section one hundred
14 thirteen of this act shall remain in full force and effect until July 1,
15 [2026] 2027 at which time it shall be deemed repealed;

16 (24) sections one hundred eighteen through one hundred thirty of this
17 act shall be deemed to have been in full force and effect on and after
18 July 1, 1995; provided further, however, that the amendments made pursu-
19 ant to section one hundred twenty-four of this act shall be deemed to be
20 repealed on and after July 1, [2026] 2027;

21 § 22. Special apportionment for salary expenses. 1. Notwithstanding
22 any other provision of law, upon application to the commissioner of
23 education, not sooner than the first day of the second full business
24 week of June 2027 and not later than the last day of the third full
25 business week of June 2027, a school district eligible for an apportion-
26 ment pursuant to section 3602 of the education law shall be eligible to
27 receive an apportionment pursuant to this section, for the school year
28 ending June 30, 2027, for salary expenses incurred between April 1 and

1 June 30, 2026 and such apportionment shall not exceed the sum of (a) the
2 deficit reduction assessment of 1990--1991 as determined by the commis-
3 sioner of education, pursuant to paragraph f of subdivision 1 of section
4 3602 of the education law, as in effect through June 30, 1993, plus (b)
5 186 percent of such amount for a city school district in a city with a
6 population in excess of 1,000,000 inhabitants, plus (c) 209 percent of
7 such amount for a city school district in a city with a population of
8 more than 195,000 inhabitants and less than 219,000 inhabitants accord-
9 ing to the latest federal census, plus (d) the net gap elimination
10 adjustment for 2010--2011, as determined by the commissioner of educa-
11 tion pursuant to chapter 53 of the laws of 2010, plus (e) the gap elimi-
12 nation adjustment for 2011--2012 as determined by the commissioner of
13 education pursuant to subdivision 17 of section 3602 of the education
14 law, and provided further that such apportionment shall not exceed such
15 salary expenses. Such application shall be made by a school district,
16 after the board of education or trustees have adopted a resolution to do
17 so and in the case of a city school district in a city with a population
18 in excess of 125,000 inhabitants, with the approval of the mayor of such
19 city.

20 2. The claim for an apportionment to be paid to a school district
21 pursuant to subdivision 1 of this section shall be submitted to the
22 commissioner of education on a form prescribed for such purpose, and
23 shall be payable upon determination by such commissioner that the form
24 has been submitted as prescribed. Such approved amounts shall be payable
25 on the same day in September of the school year following the year in
26 which application was made as funds provided pursuant to subparagraph 4
27 of paragraph b of subdivision 4 of section 92-c of the state finance
28 law, on the audit and warrant of the state comptroller on vouchers

1 certified or approved by the commissioner of education in the manner
2 prescribed by law from moneys in the state lottery fund and from the
3 general fund to the extent that the amount paid to a school district
4 pursuant to this section exceeds the amount, if any, due such school
5 district pursuant to subparagraph 2 of paragraph a of subdivision 1 of
6 section 3609-a of the education law in the school year following the
7 year in which application was made.

8 3. Notwithstanding the provisions of section 3609-a of the education
9 law, an amount equal to the amount paid to a school district pursuant to
10 subdivisions 1 and 2 of this section shall first be deducted from the
11 following payments due the school district during the school year
12 following the year in which application was made pursuant to subpara-
13 graphs 1, 2, 3, 4 and 5 of paragraph a of subdivision 1 of section
14 3609-a of the education law in the following order: the lottery appor-
15 tionment payable pursuant to subparagraph 2 of such paragraph followed
16 by the fixed fall payments payable pursuant to subparagraph 4 of such
17 paragraph and then followed by the district's payments to the teachers'
18 retirement system pursuant to subparagraph 1 of such paragraph, and any
19 remainder to be deducted from the individualized payments due the
20 district pursuant to paragraph b of such subdivision shall be deducted
21 on a chronological basis starting with the earliest payment due the
22 district.

23 § 23. Special apportionment for public pension accruals. 1. Notwith-
24 standing any other provision of law, upon application to the commission-
25 er of education, not later than June 30, 2027, a school district eligi-
26 ble for an apportionment pursuant to section 3602 of the education law
27 shall be eligible to receive an apportionment pursuant to this section,
28 for the school year ending June 30, 2027 and such apportionment shall

1 not exceed the additional accruals required to be made by school
2 districts in the 2004--2005 and 2005--2006 school years associated with
3 changes for such public pension liabilities. The amount of such addi-
4 tional accrual shall be certified to the commissioner of education by
5 the president of the board of education or the trustees or, in the case
6 of a city school district in a city with a population in excess of
7 125,000 inhabitants, the mayor of such city. Such application shall be
8 made by a school district, after the board of education or trustees have
9 adopted a resolution to do so and in the case of a city school district
10 in a city with a population in excess of 125,000 inhabitants, with the
11 approval of the mayor of such city.

12 2. The claim for an apportionment to be paid to a school district
13 pursuant to subdivision one of this section shall be submitted to the
14 commissioner of education on a form prescribed for such purpose, and
15 shall be payable upon determination by such commissioner that the form
16 has been submitted as prescribed. Such approved amounts shall be payable
17 on the same day in September of the school year following the year in
18 which application was made as funds provided pursuant to subparagraph 4
19 of paragraph b of subdivision 4 of section 92-c of the state finance
20 law, on the audit and warrant of the state comptroller on vouchers
21 certified or approved by the commissioner of education in the manner
22 prescribed by law from moneys in the state lottery fund and from the
23 general fund to the extent that the amount paid to a school district
24 pursuant to this section exceeds the amount, if any, due such school
25 district pursuant to subparagraph 2 of paragraph a of subdivision 1 of
26 section 3609-a of the education law in the school year following the
27 year in which application was made.

1 3. Notwithstanding the provisions of section 3609-a of the education
2 law, an amount equal to the amount paid to a school district pursuant to
3 subdivisions 1 and 2 of this section shall first be deducted from the
4 following payments due the school district during the school year
5 following the year in which application was made pursuant to subpara-
6 graphs 1, 2, 3, 4 and 5 of paragraph a of subdivision 1 of section
7 3609-a of the education law in the following order: the lottery appor-
8 tionment payable pursuant to subparagraph 2 of such paragraph followed
9 by the fixed fall payments payable pursuant to subparagraph 4 of such
10 paragraph and then followed by the district's payments to the teachers'
11 retirement system pursuant to subparagraph 1 of such paragraph, and any
12 remainder to be deducted from the individualized payments due the
13 district pursuant to paragraph b of such subdivision shall be deducted
14 on a chronological basis starting with the earliest payment due the
15 district.

16 § 24. The amounts specified in this section shall be a set-aside from
17 the state funds which each such district is receiving from the total
18 foundation aid:

19 1. for the development, maintenance or expansion of magnet schools or
20 magnet school programs for the 2026--2027 school year. For the city
21 school district of the city of New York there shall be a set-aside of
22 foundation aid equal to forty-eight million one hundred seventy-five
23 thousand dollars (\$48,175,000) including five hundred thousand dollars
24 (\$500,000) for the Andrew Jackson High School; for the Buffalo city
25 school district, twenty-one million twenty-five thousand dollars
26 (\$21,025,000); for the Rochester city school district, fifteen million
27 dollars (\$15,000,000); for the Syracuse city school district, thirteen
28 million dollars (\$13,000,000); for the Yonkers city school district,

1 forty-nine million five hundred thousand dollars (\$49,500,000); for the
2 Newburgh city school district, four million six hundred forty-five thou-
3 sand dollars (\$4,645,000); for the Poughkeepsie city school district,
4 two million four hundred seventy-five thousand dollars (\$2,475,000); for
5 the Mount Vernon city school district, two million dollars (\$2,000,000);
6 for the New Rochelle city school district, one million four hundred ten
7 thousand dollars (\$1,410,000); for the Schenectady city school district,
8 one million eight hundred thousand dollars (\$1,800,000); for the Port
9 Chester city school district, one million one hundred fifty thousand
10 dollars (\$1,150,000); for the White Plains city school district, nine
11 hundred thousand dollars (\$900,000); for the Niagara Falls city school
12 district, six hundred thousand dollars (\$600,000); for the Albany city
13 school district, three million five hundred fifty thousand dollars
14 (\$3,550,000); for the Utica city school district, two million dollars
15 (\$2,000,000); for the Beacon city school district, five hundred sixty-
16 six thousand dollars (\$566,000); for the Middletown city school
17 district, four hundred thousand dollars (\$400,000); for the Freeport
18 union free school district, four hundred thousand dollars (\$400,000);
19 for the Greenburgh central school district, three hundred thousand
20 dollars (\$300,000); for the Amsterdam city school district, eight
21 hundred thousand dollars (\$800,000); for the Peekskill city school
22 district, two hundred thousand dollars (\$200,000); and for the Hudson
23 city school district, four hundred thousand dollars (\$400,000).

24 2. Notwithstanding any inconsistent provision of law to the contrary,
25 a school district setting aside such foundation aid pursuant to this
26 section may use such set-aside funds for: (a) any instructional or
27 instructional support costs associated with the operation of a magnet
28 school; or (b) any instructional or instructional support costs associ-

1 ated with implementation of an alternative approach to promote diversity
2 and/or enhancement of the instructional program and raising of standards
3 in elementary and secondary schools of school districts having substan-
4 tial concentrations of minority students.

5 3. The commissioner of education shall not be authorized to withhold
6 foundation aid from a school district that used such funds in accordance
7 with this paragraph, notwithstanding any inconsistency with a request
8 for proposals issued by such commissioner for the purpose of attendance
9 improvement and dropout prevention for the 2026--2027 school year, and
10 for any city school district in a city having a population of more than
11 one million, the set-aside for attendance improvement and dropout
12 prevention shall equal the amount set aside in the base year. For the
13 2026--2027 school year, it is further provided that any city school
14 district in a city having a population of more than one million shall
15 allocate at least one-third of any increase from base year levels in
16 funds set aside pursuant to the requirements of this section to communi-
17 ty-based organizations. Any increase required pursuant to this section
18 to community-based organizations must be in addition to allocations
19 provided to community-based organizations in the base year.

20 4. For the purpose of teacher support for the 2026--2027 school year:
21 for the city school district of the city of New York, sixty-two million
22 seven hundred seven thousand dollars (\$62,707,000); for the Buffalo city
23 school district, one million seven hundred forty-one thousand dollars
24 (\$1,741,000); for the Rochester city school district, one million seven-
25 ty-six thousand dollars (\$1,076,000); for the Yonkers city school
26 district, one million one hundred forty-seven thousand dollars
27 (\$1,147,000); and for the Syracuse city school district, eight hundred
28 nine thousand dollars (\$809,000). All funds made available to a school

1 district pursuant to this section shall be distributed among teachers
2 including prekindergarten teachers and teachers of adult vocational and
3 academic subjects in accordance with this section and shall be in addi-
4 tion to salaries heretofore or hereafter negotiated or made available;
5 provided, however, that all funds distributed pursuant to this section
6 for the current year shall be deemed to incorporate all funds distrib-
7 uted pursuant to former subdivision 27 of section 3602 of the education
8 law for prior years. In school districts where the teachers are repres-
9 ented by certified or recognized employee organizations, all salary
10 increases funded pursuant to this section shall be determined by sepa-
11 rate collective negotiations conducted pursuant to the provisions and
12 procedures of article 14 of the civil service law, notwithstanding the
13 existence of a negotiated agreement between a school district and a
14 certified or recognized employee organization.

15 § 25. Support of public libraries. The moneys appropriated for the
16 support of public libraries by a chapter of the laws of 2026 enacting
17 the aid to localities budget shall be apportioned for the 2026--2027
18 state fiscal year in accordance with the provisions of sections 271,
19 272, 273, 282, 284, and 285 of the education law as amended by the
20 provisions of such chapter and the provisions of this section, provided
21 that library construction aid pursuant to section 273-a of the education
22 law shall not be payable from the appropriations for the support of
23 public libraries and provided further that no library, library system or
24 program, as defined by the commissioner of education, shall receive less
25 total system or program aid than it received for the year 2001--2002
26 except as a result of a reduction adjustment necessary to conform to the
27 appropriations for support of public libraries.

1 Notwithstanding any other provision of law to the contrary, the moneys
2 appropriated for the support of public libraries for the year 2026--2027
3 by a chapter of the laws of 2026 enacting the aid to localities budget
4 shall fulfill the state's obligation to provide such aid and, pursuant
5 to a plan developed by the commissioner of education and approved by the
6 director of the budget, the aid payable to libraries and library systems
7 pursuant to such appropriations shall be reduced proportionately to
8 assure that the total amount of aid payable does not exceed the total
9 appropriations for such purpose.

10 § 26. Severability. The provisions of this act shall be severable, and
11 if the application of any clause, sentence, paragraph, subdivision,
12 section or part of this act to any person or circumstance shall be
13 adjudged by any court of competent jurisdiction to be invalid, such
14 judgment shall not necessarily affect, impair or invalidate the applica-
15 tion of any such clause, sentence, paragraph, subdivision, section, or
16 part of this act or remainder thereof, as the case may be, to any other
17 person or circumstance, but shall be confined in its operation to the
18 clause, sentence, paragraph, subdivision, section or part thereof
19 directly involved in the controversy in which such judgment shall have
20 been rendered.

21 § 27. This act shall take effect immediately and shall be deemed to
22 have been in full force and effect on and after April 1, 2026; provided,
23 however, that:

24 1. Sections one, two, four, five, six, seven, eight, nine, thirteen,
25 twenty and twenty-four of this act shall take effect July 1, 2026;

26 2. The amendments to chapter 756 of the laws of 1992 made by sections
27 fourteen and fifteen of this act shall not affect the repeal of such
28 chapter and shall be deemed repealed therewith;

1 3. The amendments to subdivision 14 of section 3641 of the education
2 law made by sections seventeen and eighteen of this act shall not affect
3 the expiration of such subdivision and shall be deemed to expire there-
4 with.

5 PART B

6 Section 1. The education law is amended by adding a new section 819 to
7 read as follows:

8 § 819. Evidence-based mathematics instruction. 1. (a) On or before
9 January first, two thousand twenty-seven, the commissioner shall provide
10 school districts with instructional best practices for numeracy, as
11 defined by the commissioner, and the teaching of mathematics to students
12 in kindergarten through grade five. Instructional best practices for
13 numeracy and the teaching of mathematics shall be evidence-based. Such
14 instructional best practices shall be periodically updated by the
15 commissioner.

16 (b) Every school district shall annually review their curriculum and
17 instructional practices in the subject of mathematics for students in
18 kindergarten through grade five to ensure that they align with the math-
19 ematics instructional best practices provided by the commissioner, and
20 that all early mathematics instructional practices and interventions are
21 part of an aligned plan designed to improve student mathematics outcomes
22 in kindergarten through grade five.

23 2. On or before September first, two thousand twenty-seven, each
24 school district shall verify to the commissioner that its curriculum and
25 instructional practices in the subject of mathematics in kindergarten

1 through grade five align with all of the elements of the instructional
2 best practices provided by the commissioner pursuant to this section.

3 § 2. This act shall take effect immediately.

4 PART C

5 Section 1. Paragraph (e) of subdivision 1 of section 6311 of the
6 education law, as added by section 1 of part F of chapter 56 of the laws
7 of 2025, is amended to read as follows:

8 (e) has not already obtained any postsecondary degree, provided that
9 nothing in this paragraph shall be construed to prohibit the eligibility
10 of a student who is already enrolled in an eligible associate degree
11 program on the effective date of this section and who meets all the
12 other eligibility requirements of this subdivision, and provided further
13 that nothing in this paragraph shall be construed to prohibit the eligi-
14 bility of a student who, though having previously obtained a postsecon-
15 dary degree, is enrolled in an approved program leading to an associ-
16 ate's degree in nursing.

17 § 2. This act shall take effect immediately.

18 PART D

19 Section 1. Subdivisions 3 and 4 of section 6305 of the education law,
20 subdivision 3 as amended by chapter 542 of the laws of 2022 and subdivi-
21 sion 4 as amended by section 2 of part V of chapter 57 of the laws of
22 2013, are amended and a new subdivision 4-a is added to read as follows:

23 3. The chief fiscal officer of each county, as defined in section 2.00
24 of the local finance law, shall, upon application and submission to such

1 chief fiscal officer of satisfactory evidence in-person or electron-
2 ically, issue to any person desiring to enroll in a community college as
3 a non-resident student, a certificate of residence form showing that
4 said person is a resident of said county. No such chief fiscal officer
5 shall require a person desiring to enroll in a community college as a
6 non-resident student to disclose or furnish his or her social security
7 number. If the chief fiscal officer of a county refuses to issue such a
8 certificate on the ground that the person applying therefor is not a
9 resident of such county, or that such person is not subject to rules or
10 regulations promulgated under subdivision four-a of this section, the
11 person applying may appeal, in writing, electronically or by mail, to
12 the chancellor of the state university. The chancellor of the state
13 university, or such officers or employees thereof as shall be designated
14 by the chancellor in a manner authorized by the state university trus-
15 tees, shall make a determination after a hearing, upon ten days' notice
16 to such chief fiscal officer of the county, and such determination shall
17 be final and binding on the county. Such person shall, upon registration
18 for each college year, file with the college such a certificate of resi-
19 dence form issued not earlier than two months prior thereto, and such
20 certificate of residence form shall be valid for a period of one year
21 from the date of issuance. The state university trustees shall be
22 authorized to promulgate regulations to effectuate the provisions of
23 this subdivision.

24 4. If, pursuant to subdivision two of this section, a community
25 college elects to charge to and collect an allocable portion of the
26 operating costs and a further sum on account of capital costs of such
27 college from each county which has issued a certificate form or certif-
28 icates of residence forms pursuant to subdivision three of this section,

1 on the basis of which non-resident students are attending such community
2 college, the president of such community college shall, within forty-
3 five days after the commencement of each college term or program, or as
4 otherwise provided by rules or regulations promulgated pursuant to
5 subdivision four-a of this section, submit to the chief fiscal officer
6 of each county a list of non-resident students attending such college on
7 the basis of such certificates of residence form and a voucher for the
8 amount payable by each county for these students. Such list and voucher
9 shall be determined on the basis of non-resident students enrolled in
10 the program as of the end (or last day) of the third week of the
11 commencement for a program scheduled for one semester, the end of the
12 second for a program scheduled for an academic quarter and the end of
13 the first week for any program scheduled to be completed in thirty days
14 or less. The chancellor of the state university, or such officers or
15 employees thereof as shall be designated by the chancellor in the manner
16 authorized by the state university trustees, shall notify the chief
17 fiscal officers of each county of the approved annual operating and
18 capital charge-back rate for each community college. The amount billed
19 to the chief fiscal officer of each county by the president of such
20 community college as a charge for the allocable portion of the operating
21 costs and a further sum on account of capital costs of such college for
22 non-resident students shall be paid to the chief fiscal officer of such
23 college by the billed county no later than sixty days after the county
24 receives said billing.

25 4-a. Notwithstanding any provision of law, rule, or regulation to the
26 contrary, the state university trustees are authorized and directed to
27 promulgate rules or regulations setting forth: (a) a schedule of late
28 fees and exceptions thereof for a student submitting a certificate of

1 residence form after the deadline otherwise prescribed by subdivision
2 four of this section for such submission, but within the relevant semes-
3 ter or term; and (b) a reconciliation process for valid forms received
4 after the list of non-resident students was sent to a county pursuant to
5 subdivision four of this section.

6 § 2. This act shall take effect immediately.

7 PART E

8 Section 1. Subparagraph 4-a-1 of paragraph h of subdivision 2 of
9 section 355 of the education law, as added by section 1 of part B of
10 chapter 56 of the laws of 2023, is amended to read as follows:

11 (4-a-1) Notwithstanding any law, rule, regulation or practice to the
12 contrary and following the review and approval of the chancellor of the
13 state university or [his or her] such chancellor's designee, the board
14 of trustees may annually impose differential tuition rates on non-resi-
15 dent undergraduate and graduate rates of tuition for state-operated
16 institutions [for a three year period] commencing with the two thousand
17 twenty-three--two thousand twenty-four academic year and ending in the
18 two thousand [twenty-five] twenty-eight--two thousand [twenty-six] twen-
19 ty-nine academic year, provided that such rates are competitive with the
20 rates of tuition charged by peer institutions and that the board of
21 trustees annually provide the reason and methodology behind any rate
22 increase to the governor, the temporary president of the senate, and the
23 speaker of the assembly prior to the approval of such increases.

24 § 2. Subparagraph (vi) of paragraph (a) of subdivision 7 of section
25 6206 of the education law, as added by section 2 of part B of chapter 56
26 of the laws of 2023, is amended to read as follows:

1 (vi) Notwithstanding any law, rule, regulation or practice to the
2 contrary, commencing with the two thousand twenty-three--two thousand
3 twenty-four academic year and ending in the two thousand [twenty-five]
4 twenty-eight--two thousand [twenty-six] twenty-nine academic year,
5 following the review and approval of the chancellor of the city univer-
6 sity or [his or her] such chancellor's designee, the city university of
7 New York board of trustees shall be empowered to annually impose differ-
8 ential tuition rates on non-resident undergraduate and graduate rates of
9 tuition for senior colleges, provided that such rates are competitive
10 with the rates of tuition charged by peer institutions and that the
11 board of trustees annually provide the reason and methodology behind any
12 rate increase to the governor, the temporary president of the senate,
13 and the speaker of the assembly prior to the approval of such increases.

14 § 3. Subparagraph (ii) of paragraph (a) of subdivision 7 of section
15 6206 of the education law, as amended by section 3 of part B of chapter
16 56 of the laws of 2023, is amended to read as follows:

17 (ii) Notwithstanding any law, rule, regulation or practice to the
18 contrary, commencing with the two thousand twenty-three--two thousand
19 twenty-four academic year and ending in the two thousand [twenty-five]
20 twenty-eight--two thousand [twenty-six] twenty-nine academic year,
21 following the review and approval of the chancellor of the city univer-
22 sity or [his or her] such chancellor's designee, the city university of
23 New York board of trustees shall be empowered to annually impose differ-
24 ential tuition rates on non-resident undergraduate and graduate rates of
25 tuition for senior colleges, provided that such rates are competitive
26 with the rates of tuition charged by peer institutions and that the
27 board of trustees annually provide the reason and methodology behind any

1 rate increase to the governor, the temporary president of the senate,
2 and the speaker of the assembly prior to the approval of such increases.

3 § 4. This act shall take effect immediately; provided, however, that
4 the amendments to paragraph (a) of subdivision 7 of section 6206 of the
5 education law made by section two of this act shall be subject to the
6 expiration and reversion of such paragraph pursuant to section 16 of
7 chapter 260 of the laws of 2011, as amended, when upon such date the
8 provisions of section three of this act shall take effect.

9 PART F

10 Section 1. Subdivisions 1, 3 and 5 of section 669-f of the education
11 law, subdivision 1 as amended by chapter 516 of the laws of 2025, and
12 subdivisions 3 and 5 as added by section 1 of subpart A of part EE of
13 chapter 56 of the laws of 2015, are amended to read as follows:

14 1. Eligibility. Students who are matriculated in an approved master's
15 degree in education program at a New York state college, as defined in
16 subdivision two of section six hundred one of this title, leading to a
17 career as a teacher in public elementary [or], secondary, or early
18 childhood education shall be eligible for an award under this section,
19 provided the applicant: (a) earned an undergraduate degree from a
20 college located in New York state; (b) was a New York state resident
21 while earning such undergraduate degree; (c) achieved academic excel-
22 lence as an undergraduate student, as defined by the corporation in
23 regulation; (d) enrolls in full-time study in an approved master's
24 degree in education program at a New York state college, as defined in
25 subdivision two of section six hundred one of this title, leading to a
26 career as a teacher in public elementary [or], secondary or early child-

1 hood education; (e) signs a contract with the corporation agreeing to
2 teach in a classroom setting on a full-time basis for five years in a
3 school located within New York state providing public elementary [or],
4 secondary or early childhood education recognized by the board of
5 regents or the university of the state of New York, including charter
6 schools authorized pursuant to article fifty-six of this chapter; and
7 (f) complies with the applicable provisions of this article and all
8 requirements promulgated by the corporation for the administration of
9 the program.

10 3. An award shall entitle the recipient to annual payments for not
11 more than two academic years of full-time graduate study leading to
12 certification as an elementary [or], secondary [classroom] or early
13 childhood teacher.

14 5. The corporation shall convert to a student loan the full amount of
15 the award granted pursuant to this section, plus interest, according to
16 a schedule to be determined by the corporation if: (a) two years after
17 the completion of the degree program and receipt of initial certif-
18 ication it is found that a recipient is [not] neither teaching in a
19 public school located within New York state providing elementary or
20 secondary education recognized by the board of regents or the university
21 of the state of New York, including charter schools authorized pursuant
22 to article fifty-six of this chapter, nor employed by an eligible agency
23 as defined by paragraph b of subdivision one of section thirty-six
24 hundred two-e of this chapter; (b) a recipient has [not] neither taught
25 in a public school located within New York state providing elementary or
26 secondary education recognized by the board of regents or the university
27 of the state of New York, including charter schools authorized pursuant
28 to article fifty-six of this chapter, nor been employed by an eligible

1 agency as defined by paragraph b of subdivision one of section thirty-
2 six hundred two-e of this chapter, for five of the seven years after the
3 completion of the graduate degree program and receipt of initial certif-
4 ication; (c) a recipient fails to complete [his or her] their graduate
5 degree program in education; (d) a recipient fails to receive or main-
6 tain [his or her] their teaching certificate or license in New York
7 state for the required period; or (e) a recipient fails to respond to
8 requests by the corporation for the status of [his or her] their academ-
9 ic or professional progress. The terms and conditions of this subdivi-
10 sion shall be deferred for any interruption in graduate study or employ-
11 ment as established by the rules and regulations of the corporation. Any
12 obligation to comply with such provisions as outlined in this section
13 shall be cancelled upon the death of the recipient. Notwithstanding any
14 provisions of this subdivision to the contrary, the corporation is
15 authorized to promulgate rules and regulations to provide for the waiver
16 or suspension of any financial obligation which would involve extreme
17 hardship.

18 § 2. This act shall take effect July 1, 2026.

19 PART G

20 Section 1. Section 97-v of the state finance law, as added by chapter
21 851 of the laws of 1983 and subdivision 3 as amended by chapter 83 of
22 the laws of 1995, is amended to read as follows:

23 § 97-v. New York state [musical instrument revolving] music grant
24 fund. 1. There is hereby established in the custody of the state comp-
25 troller, a special fund to be known as the "New York state [musical
26 instrument revolving] music grant fund".

1 2. The fund shall consist of all monies appropriated for its purpose,
2 all monies transferred to such fund pursuant to law and all monies
3 required by the provisions of this section or any other law to be paid
4 into or credited to this fund, including all monies received by the fund
5 or donated to it. The total of monies deposited as a result of appropri-
6 ations from state funds into this fund shall not exceed the sum of five
7 hundred thousand dollars. Monies in the fund shall be kept separate and
8 shall not be commingled with any other monies otherwise appropriated or
9 received except as hereby provided.

10 3. Monies of the fund, when allocated, shall be available to the New
11 York state council on the arts for the purpose of providing assistance,
12 excluding administrative costs, for [the loan, lease and purchase of
13 musical instruments and other related property and equipment, as herein
14 provided, by] grants to not-for-profit symphony orchestras and/or other
15 not-for-profit musical entities incorporated in the state and organized
16 for the purpose of the presentation of performing arts for the benefit
17 of the public and which have been approved pursuant to guidelines estab-
18 lished by the council. Such monies shall also be available for adminis-
19 trative costs of the council pursuant to approval by the director of the
20 budget. [Notwithstanding any other inconsistent provisions of this chap-
21 ter, should the council determine that there is a compelling need for
22 the loan, lease or purchase of property or equipment other than musical
23 instruments by not-for-profit symphony orchestras and/or other not-for-
24 profit musical entities incorporated in the state and organized for the
25 purpose of the presentation of performing arts for the benefit of the
26 public, and upon approval of the director of the budget, the council may
27 assist such organization in acquiring such equipment in accordance with
28 guidelines established by the council. The council shall contract with

1 one or more not-for-profit entities which shall distribute such monies,
2 however, in no case shall monies of the fund be distributed nor shall a
3 contract to distribute such monies be approved unless the fund shall
4 have sufficient monies to effectuate all such approved distributions and
5 contracts.

6 Purchases, leases and loans of musical instruments and other equipment
7 shall not be approved or effected if such purchases, leases or loans are
8 eligible for financing from any other state assistance program.]

9 4. [The state council on the arts shall establish guidelines necessary
10 to administer the fund. Guidelines shall include, but not be limited to:
11 qualifications and conditions for assistance, which may require public
12 service performances, terms of lease or installment sale payments and
13 finance charges on installment sales at rates of interest which,
14 notwithstanding any other provision of law, shall not be less than three
15 per cent per annum nor more than ten per cent per annum, provisions for
16 insurance of the instrument or other equipment, provisions for necessary
17 security agreement arrangements, and any other terms and conditions the
18 council may require as necessary to properly effectuate the provisions
19 of this section.

20 5. The not-for-profit entity of entities with whom the state council
21 on the arts has contracted pursuant to subdivision three of this section
22 shall enter into contractual arrangements with applicants approved by
23 the council. All contracts must be approved by the state council on the
24 arts and the comptroller prior to the distribution of any monies there-
25 under. Such contracts shall assure that the not-for-profit entity or
26 entities retain title to the instrument or equipment until the
27 provisions and intent of this section are satisfied.

1 6. Notwithstanding any other provisions of law, should a default in
2 payment of monies for the purchase or lease of an instrument or other
3 equipment occur, the council shall so notify the comptroller and the
4 attorney general who shall take such steps as may be necessary. The
5 not-for-profit entity or entities, after such notification is made,
6 shall take steps to effect repossession regardless of whether any note,
7 memorandum, instrument or other writing has been recorded or regardless
8 of whether any other person has notice of such possessory rights to the
9 instrument or equipment. Any contract between the not-for-profit agency
10 or agencies and a not-for-profit symphony orchestra or other musical
11 entity authorized by this article, shall assure the right and provide
12 guarantees for such repossession. Subsequent to the taking of possession
13 of the instrument or equipment, the comptroller or not-for-profit agency
14 or agencies may offer the same for sale at public auction to the highest
15 bidder pursuant to guidelines established by the comptroller.

16 7. The comptroller is authorized to deduct the difference between the
17 purchaser's or lessee's outstanding obligation at the time of the
18 auction provided for in subdivision five of this section, and the amount
19 realized from that auction, after deductions for all necessary and prop-
20 er costs of the auction are made, from any other grant or other assist-
21 ance approved by the council on the arts for that purchaser. The differ-
22 ence deducted by the comptroller and the net amount realized from the
23 auction shall be deposited in the New York state musical instrument
24 revolving fund.

25 8.] Nothing contained herein shall prevent the council from receiving
26 grants, gifts or bequests for the purposes of the fund as defined in
27 this section and depositing them into the fund according to law.

1 [9. The state council on the arts shall provide by September first of
2 each year, to the governor, the temporary president of the senate, the
3 speaker of the assembly, the chairman of the senate finance committee
4 and the chairman of the assembly ways and means committee, a report
5 containing guidelines and amendments established by the state council on
6 the arts and a complete financial statement including, but not limited
7 to, monies allocated, collected, transferred or otherwise paid or cred-
8 ited to the fund. A projected schedule of disbursements, receipts and
9 needs of the fund for the next fiscal year shall be included in each
10 report. In addition, any amendments to the guidelines shall be provided
11 to the above listed individuals within thirty days of their establish-
12 ment by the state council on the arts.

13 10.] 5. No monies shall be payable from this fund, except on the audit
14 and warrant of the comptroller on vouchers certified and submitted by
15 the [chairman of the] state council on the arts.

16 § 2. This act shall take effect immediately.

17 PART H

18 Section 1. Paragraph (a) of subdivision 2 of section 390 of the social
19 services law, as amended by section 3 of part H of chapter 56 of the
20 laws of 2019, is amended to read as follows:

21 (a) Child day care centers caring for seven or more children and group
22 family day care programs, as defined in subdivision one of this section,
23 shall obtain a license from the office of children and family services
24 and shall operate in accordance with the terms of such license and the
25 regulations of such office. Initial licenses and subsequent licenses
26 shall be valid for a period of up to [four] six years so long as the

1 provider remains substantially in compliance with applicable law and
2 regulations during such period.

3 § 2. Clause (A) of subparagraph (ii) of paragraph (d) of subdivision 2
4 of section 390 of the social services law, as amended by section 4 of
5 part H of chapter 56 of the laws of 2019, is amended to read as follows:

6 (A) Initial registrations and subsequent registrations shall be valid
7 for a period of up to [four] six years so long as the provider remains
8 substantially in compliance with applicable law and regulations during
9 such period.

10 § 3. Paragraphs (a) and (c) of subdivision 3 of section 390-a of the
11 social services law, as amended by section 7 of part H of chapter 56 of
12 the laws of 2019, are amended to read as follows:

13 (a) The office of children and family services shall promulgate regu-
14 lations requiring operators, program directors, employees [and], assist-
15 ants, and volunteers who have the potential for regular and substantial
16 contact with children, of family day care homes, group family day care
17 homes, school-age child care programs and child day care centers to
18 receive pre-service and annual training, as applicable. [Provided howev-
19 er that such providers shall be required to receive thirty hours of
20 training every two years; provided, however, any individual or provider
21 who is already in compliance with this subdivision, prior to the effec-
22 tive date of the chapter of the laws of two thousand nineteen that
23 amended this subdivision, shall only be required to complete any addi-
24 tional federal training requirements which they have not already
25 completed in order to be deemed in compliance with this subdivision.
26 Fifteen hours of such training must be received within the first six
27 months of the initial licensure, registration or employment. Such train-
28 ing requirements shall also apply to any volunteer in such day care

1 homes, programs or centers who has the potential for regular and
2 substantial contact with children. The thirty hours of training
3 required during the first biennial cycle after initial licensure or
4 registration shall include training received while an application for
5 licensure or registration pursuant to section three hundred ninety of
6 this title is pending.] The office of children and family services may
7 provide this training through purchase of services.

8 (c) For the [thirty hours of biennial] training required after the
9 initial period of licensure or registration, each provider who can
10 demonstrate basic competency shall determine in which of the specified
11 topics [he or she] such provider needs further study, based on the
12 provider's experience and the needs of the children in the provider's
13 care, subject to approval by the office of children and family services.

14 § 4. This act shall take effect one year after it shall have become a
15 law.

16 PART I

17 Section 1. Subdivision 6 of section 374 of the social services law, as
18 amended by chapter 305 of the laws of 2008, is amended to read as
19 follows:

20 6. (a) An authorized agency, as defined in paragraphs (a) and (c) of
21 subdivision ten of section three hundred seventy-one of this title, may
22 charge or accept a fee or other compensation to or from a person or
23 persons with whom it has placed out a child, for the reasonable and
24 necessary expenses of such placement; and no agency, association, corpo-
25 ration, institution, society or organization, except such an authorized
26 agency, and no person may or shall request, accept or receive any

1 compensation or thing of value, directly or indirectly, in connection
2 with the placing out or adoption of a child or for assisting a birth
3 parent, relative or guardian of a child in arranging for the placement
4 of the child for the purpose of adoption; and no person may or shall pay
5 or give to any person or to any agency, association, corporation, insti-
6 tution, society or organization, except such an authorized agency, any
7 compensation or thing of value in connection with the placing out or
8 adoption of a child or for assisting a birth parent, relative or guardi-
9 an of a child in arranging for the placement of the child for the
10 purpose of adoption. The prohibition set forth in this section applies
11 to any adoptive placement activity involving a child born in New York
12 state or brought into this state or involving a New York resident seek-
13 ing to bring a child into New York state for the purpose of adoption.

14 (b) This subdivision shall not be construed to prevent the payment of
15 salaries or other compensation by an authorized agency to the officers
16 or employees thereof; nor shall it be construed to prevent the payment
17 by a person with whom a child has been placed out of reasonable and
18 actual medical fees or hospital charges for services rendered in
19 connection with the birth of such child or of other necessary expenses
20 incurred by the birth mother in connection with or as a result of her
21 pregnancy or the birth of the child, or of reasonable and actual nurs-
22 ing, medical or hospital fees for the care of such child, if such
23 payment is made to the physician, nurse or hospital who or which
24 rendered the services or to the birth mother of the child, or to prevent
25 the receipt of such payment by such physician, nurse, hospital or birth
26 mother. This subdivision shall not be construed to prevent the payment
27 by an adoptive parent, as defined in section one hundred nine of the
28 domestic relations law, of the birth mother's reasonable and actual

1 expenses for housing, maternity clothing, clothing for the child and
2 transportation for a reasonable period not to exceed [sixty] one hundred
3 eighty days prior to the birth and the later of [thirty] forty-five days
4 after the birth or [thirty] forty-five days after the parental consent
5 to the adoption, unless a court determines, in writing, that [excep-
6 tional] circumstances exist which require the payment of the birth moth-
7 er's expenses beyond the time periods stated in this sentence. This
8 subdivision shall not be construed to prevent the payment by an adoptive
9 parent, as defined in section one hundred nine of the domestic relations
10 law, of reasonable and actual legal fees charged for consultation and
11 legal advice, preparation of papers and representation and other legal
12 services rendered in connection with an adoption proceeding or of neces-
13 sary disbursements incurred for or in an adoption proceeding. No attor-
14 ney or law firm shall serve as the attorney for, or provide any legal
15 services to both the birth parent and adoptive parent in regard to the
16 placing out of a child for adoption or in an adoption proceeding. No
17 attorney or law firm shall serve as the attorney for, or provide any
18 legal services to, both an authorized agency and adoptive parent or both
19 an authorized agency and birth parent where the authorized agency
20 provides adoption services to such birth parent or adoptive parent,
21 where the authorized agency provides foster care for the child, or where
22 the authorized agency is directly or indirectly involved in the placing
23 out of such child for adoption.

24 § 2. This act shall take effect on the thirtieth day after it shall
25 have become a law. Effective immediately, the addition, amendment and/or
26 repeal of any rule or regulation necessary for the implementation of
27 this act on its effective date are authorized to be made and completed
28 on or before such effective date.

1

PART J

2 Section 1. Subdivision 6 of section 3502 of the public health law, as
3 added by chapter 313 of the laws of 2018, subparagraph (i) of paragraph
4 (a) as amended by chapter 486 of the laws of 2022, and subparagraphs
5 (ii) and (iii) of paragraph (a), paragraph (b), subparagraphs (i), (ii),
6 (iii) and (v) of paragraph (c), paragraph (e), and the opening paragraph
7 and subparagraphs (i) and (ii) of paragraph (f) as amended by section 1
8 of part LL of chapter 56 of the laws of 2023, is amended to read as
9 follows:

10 6. (a) (i) Notwithstanding the provisions of this section or any other
11 provision of law, rule or regulation to the contrary, licensed practi-
12 tioners, persons licensed under this article and unlicensed personnel
13 employed at a local correctional facility or secure or specialized
14 secure detention facility may, in a manner permitted by the regulations
15 promulgated pursuant to this subdivision, utilize body imaging scanning
16 equipment that applies ionizing radiation to humans for purposes of
17 screening incarcerated individuals committed to such local correctional
18 facility, or individuals detained in or committed to, visiting or
19 employed in a secure or specialized secure detention facility, in
20 connection with the implementation of such facility's security program.

21 (ii) Notwithstanding the provisions of this section or any other
22 provision of law, rule or regulation to the contrary, licensed practi-
23 tioners, persons licensed under this article and unlicensed personnel
24 employed at a state correctional facility or facility for youth placed
25 with or committed to the office of children and family services may, in
26 a manner permitted by the regulations promulgated pursuant to this
27 subdivision, utilize body imaging scanning equipment that applies ioniz-

1 ing radiation to humans for purposes of screening individuals detained
2 in, committed to, visiting, or employed in such facility, in connection
3 with the implementation of such facility's security program.

4 (iii) The utilization of such body imaging scanning equipment shall be
5 in accordance with regulations promulgated by the department, or for
6 local correctional facilities in cities having a population of two
7 million or more, such utilization shall be in accordance with regu-
8 lations promulgated by the New York city department of health and mental
9 hygiene. The state commission of correction, in consultation with the
10 department of corrections and community supervision and the office of
11 children and family services, shall promulgate regulations establishing
12 when body imaging scanning equipment will be used to screen visitors and
13 [incarcerated] individuals detained in or committed to state correction-
14 al facilities, secure or specialized secure detention facilities, or
15 facilities for youth placed with or committed to the office of children
16 and family services. Such regulations shall include provisions estab-
17 lishing that alternative methods of screening may be used to accommodate
18 individuals who decline or are unable to be screened by body imaging
19 scanning equipment for medical reasons and that alternative methods of
20 screening may be used to accommodate individuals who decline to be
21 screened for other reasons, unless security considerations warrant
22 otherwise. Such regulations shall also ensure that no person shall be
23 subjected to any form of harassment, intimidation, or disciplinary
24 action for choosing to be searched by an alternative method of screening
25 in lieu of body imaging scanning.

26 The department of corrections and community supervision and the office
27 of children and family services shall promulgate regulations establish-
28 ing when body imaging scanning equipment will be used to screen employ-

1 ees of the department of corrections and community supervision and the
2 office of children and family services, provided, however that such
3 regulations shall be consistent with the policies and procedures of the
4 department of corrections and community supervision and the office of
5 children and family services governing the search of employees. Such
6 regulations shall include provisions establishing that alternative meth-
7 ods of screening may be used to accommodate individuals who decline or
8 are unable to be screened by body imaging scanning equipment for medical
9 or other reasons. Such regulations shall also ensure that no person
10 shall be subjected to any form of harassment, intimidation, or discipli-
11 nary action for choosing to be searched by an alternative method of
12 screening in lieu of body imaging scanning. An employee's request to be
13 searched by an alternative method of screening in lieu of body imaging
14 scanning shall not, in itself, be grounds for disciplinary action
15 against such employee.

16 (b) Prior to establishing, maintaining or operating any body imaging
17 scanning equipment in a state or local correctional facility, [any body
18 imaging scanning equipment] secure or specialized secure detention
19 facility, or facility for youth placed with or committed to the office
20 of children and family services, the chief administrative officer of the
21 facility shall ensure that such facility is in compliance with the regu-
22 lations promulgated pursuant to this subdivision and otherwise applica-
23 ble requirements for the installation, registration, maintenance, opera-
24 tion and inspection of body imaging scanning equipment.

25 (c) The regulations promulgated pursuant to subparagraph (ii) of para-
26 graph (a) of this subdivision shall include, but not be limited to:

27 (i) A requirement that prior to operating body imaging scanning equip-
28 ment, unlicensed personnel employed at state or local correctional

1 facilities, secure or specialized secure detention facilities, or facil-
2 ities for youth placed with or committed to the office of children and
3 family services shall have successfully completed a training course
4 approved by the department, or for local correctional facilities in
5 cities of two million or more, approved by the New York city department
6 of health and mental hygiene, and that such personnel receive additional
7 training on an annual basis;

8 (ii) Limitations on exposure which shall be no more than fifty percent
9 of the annual exposure limits for non-radiation workers as specified by
10 applicable regulations, except that individuals under the age of eigh-
11 teen shall not be subject to more than five percent of such annual expo-
12 sure limits, and pregnant [women] persons shall not be subject to such
13 scanning at any time. Procedures for identifying pregnant [women]
14 persons shall be set forth in the regulations;

15 (iii) Registration with the department of each body imaging scanning
16 machine purchased or installed at a state or local correctional
17 facility, secure or specialized secure detention facility, or facility
18 for youth placed with or committed to the office of children and family
19 services;

20 (iv) Inspection and regular reviews of the use of body imaging scan-
21 ning equipment by the department or the New York city department of
22 health and mental hygiene, as applicable; and

23 (v) A requirement that records be kept regarding each use of body
24 imaging scanning equipment by the state or local correctional facility,
25 secure or specialized secure detention facility, or facility for youth
26 placed with or committed to the office of children and family services.

27 (d) For the purpose of this subdivision, "body imaging scanning equip-
28 ment" or "equipment" means equipment that utilizes a low dose of ioniz-

1 ing radiation to produce an anatomical image capable of detecting
2 objects placed on, attached to or secreted within a person's body.

3 (e) For the purposes of this subdivision:

4 (i) "Local correctional facility" shall have the same meaning as found
5 in subdivision sixteen of section two of the correction law.

6 (ii) "State correctional facility" shall mean a "correctional facili-
7 ty" as defined in subdivision four of section two of the correction law.

8 (iii) "Secure detention facility" shall mean a secure detention facil-
9 ity certified by the office of children and family services pursuant to
10 section five hundred three of the executive law.

11 (iv) "Specialized secure detention facility" shall mean a facility for
12 adolescent offenders certified by the office of children and family
13 services in consultation with the state commission of correction pursu-
14 ant to subdivision nine of section five hundred three of the executive
15 law.

16 (v) "Facility for youth placed with or committed to the office of
17 children and family services" shall mean a facility operated pursuant to
18 section five hundred four of the executive law.

19 (f) Any local government agency that utilizes body imaging scanning
20 equipment in a local correctional, or secure or specialized secure
21 detention facility under its jurisdiction shall submit an annual report
22 to the department, the speaker of the assembly, and the temporary presi-
23 dent of the senate. If body imaging scanning equipment is utilized in
24 one or more state correctional facilities or facilities for youth placed
25 with or committed to the office of children and family services, the
26 department of corrections and community supervision or the office of
27 children and family services, as applicable, shall submit an annual
28 report to the department, the speaker of the assembly, and the temporary

1 president of the senate. Such report by [either] the local government
2 agency [or], the department of corrections and community supervision or
3 the office of children and family services shall be submitted within
4 eighteen months after the initial date of registration of such equipment
5 with the department, and annually thereafter, and shall contain the
6 following information as to each such facility:

7 (i) [For] for local correctional facilities, the number of times the
8 equipment was used on incarcerated individuals, or for secure or
9 specialized secure detention facilities, the number of times the equip-
10 ment was used on individuals placed with, committed to, visiting or
11 employed in such facility, upon intake, after visits, and upon the
12 suspicion of contraband, as well as any other event that triggers the
13 use of such equipment, and the average, median, and highest number of
14 times the equipment was used on any [incarcerated] such individual, with
15 corresponding exposure levels; [and]

16 (ii) [For] for state correctional facilities or facilities for youth
17 placed with or committed to the office of children and family services,
18 the number of times the equipment was used on individuals detained in,
19 committed to, working in, or visiting the facility upon intake, before
20 work shift, after work shift, before visits, after visits, and upon the
21 suspicion of contraband, as well as any other event that triggers the
22 use of such equipment, and the average, median, and highest number of
23 times the equipment was used on any individual detained in, committed
24 to, working in, or visiting the facility, with corresponding exposure
25 levels[.];

26 (iii) the number of times the use of the equipment detected the pres-
27 ence of drug contraband, weapon contraband, and any other illegal or
28 impermissible object or substance;

1 (iv) incidents or any injuries or illness resulting from the use of
2 such equipment or reported by persons scanned by such equipment; and

3 (v) any other information the department may reasonably require.

4 § 2. This act shall take effect on the one hundred twentieth day after
5 it shall have become a law; provided, however, that the amendments to
6 subdivision 6 of section 3502 of the public health law made by section
7 one of this act shall not affect the repeal of such subdivision and
8 shall be deemed repealed therewith. Effective immediately, the addition,
9 amendment and/or repeal of any rule or regulation necessary for the
10 implementation of this act on its effective date are authorized to be
11 made and completed on or before such effective date.

12 PART K

13 Section 1. Section 3 of part N of chapter 56 of the laws of 2020,
14 amending the social services law relating to restructuring financing for
15 residential school placements, as amended by section 1 of part O of
16 chapter 56 of the laws of 2025, is amended to read as follows:

17 § 3. This act shall take effect immediately [and shall expire and be
18 deemed repealed April 1, 2026]; provided however that the amendments to
19 subdivision 10 of section 153 of the social services law made by section
20 one of this act, shall not affect the expiration of such subdivision and
21 shall be deemed to expire therewith.

22 § 2. This act shall take effect immediately and shall be deemed to
23 have been in full force and effect on and after April 1, 2026.

24 PART L

1 Section 1. Paragraphs (a), (b), (c) and (d) of subdivision 1 of
2 section 131-o of the social services law, as amended by section 1 of
3 part R of chapter 56 of the laws of 2025, are amended to read as
4 follows:

5 (a) in the case of each individual receiving family care, an amount
6 equal to at least [\\$186.00] \\$191.00 for each month beginning on or after
7 January first, two thousand [twenty-five] twenty-six.

8 (b) in the case of each individual receiving residential care, an
9 amount equal to at least [\\$213.00] \\$219.00 for each month beginning on
10 or after January first, two thousand [twenty-five] twenty-six.

11 (c) in the case of each individual receiving enhanced residential
12 care, an amount equal to at least [\\$255.00] \\$262.00 for each month
13 beginning on or after January first, two thousand [twenty-five] twenty-
14 six.

15 (d) for the period commencing January first, two thousand [twenty-six]
16 twenty-seven, the monthly personal needs allowance shall be an amount
17 equal to the sum of the amounts set forth in subparagraphs one and two
18 of this paragraph:

19 (1) the amounts specified in paragraphs (a), (b) and (c) of this
20 subdivision; and

21 (2) the amount in subparagraph one of this paragraph, multiplied by
22 the percentage of any federal supplemental security income cost of
23 living adjustment which becomes effective on or after January first, two
24 thousand [twenty-six] twenty-seven, but prior to June thirtieth, two
25 thousand [twenty-six] twenty-seven, rounded to the nearest whole dollar.

26 § 2. Paragraphs (a), (b), (c), (d), (e) and (f) of subdivision 2 of
27 section 209 of the social services law, as amended by section 2 of part
28 R of chapter 56 of the laws of 2025, are amended to read as follows:

1 (a) On and after January first, two thousand [twenty-five] twenty-six,
2 for an eligible individual living alone, [\$1,054.00] \$1,081.00; and for
3 an eligible couple living alone, [\$1,554.00] \$1,595.00.

4 (b) On and after January first, two thousand [twenty-five] twenty-six,
5 for an eligible individual living with others with or without in-kind
6 income, [\$990.00] \$1,017.00; and for an eligible couple living with
7 others with or without in-kind income, [\$1,496.00] \$1,537.00.

8 (c) On and after January first, two thousand [twenty-five] twenty-six,
9 (i) for an eligible individual receiving family care, [\$1,233.48]
10 \$1,260.48 if such individual is receiving such care in the city of New
11 York or the county of Nassau, Suffolk, Westchester or Rockland; and (ii)
12 for an eligible couple receiving family care in the city of New York or
13 the county of Nassau, Suffolk, Westchester or Rockland, two times the
14 amount set forth in subparagraph (i) of this paragraph; or (iii) for an
15 eligible individual receiving such care in any other county in the
16 state, [\$1,195.48] \$1,222.48; and (iv) for an eligible couple receiving
17 such care in any other county in the state, two times the amount set
18 forth in subparagraph (iii) of this paragraph.

19 (d) On and after January first, two thousand [twenty-five] twenty-six,
20 (i) for an eligible individual receiving residential care, [\$1,402.00]
21 \$1,429.00 if such individual is receiving such care in the city of New
22 York or the county of Nassau, Suffolk, Westchester or Rockland; and (ii)
23 for an eligible couple receiving residential care in the city of New
24 York or the county of Nassau, Suffolk, Westchester or Rockland, two
25 times the amount set forth in subparagraph (i) of this paragraph; or
26 (iii) for an eligible individual receiving such care in any other county
27 in the state, [\$1,372.00] \$1,399.00; and (iv) for an eligible couple

1 receiving such care in any other county in the state, two times the
2 amount set forth in subparagraph (iii) of this paragraph.

3 (e) On and after January first, two thousand [twenty-five] twenty-six,
4 (i) for an eligible individual receiving enhanced residential care,
5 [\$1,661.00] \$1,688.00; and (ii) for an eligible couple receiving
6 enhanced residential care, two times the amount set forth in subpara-
7 graph (i) of this paragraph.

8 (f) The amounts set forth in paragraphs (a) through (e) of this subdi-
9 vision shall be increased to reflect any increases in federal supple-
10 mental security income benefits for individuals or couples which become
11 effective on or after January first, two thousand [twenty-six] twenty-
12 seven but prior to June thirtieth, two thousand [twenty-six] twenty-sev-
13 en.

14 § 3. This act shall take effect December 31, 2026.

15 PART M

16 Section 1. Notwithstanding any other provision of law, the housing
17 trust fund corporation may provide, for purposes of the neighborhood
18 preservation program, a sum not to exceed \$12,830,000 for the fiscal
19 year ending March 31, 2027. Notwithstanding any other provision of law,
20 and subject to the approval of the New York state director of the budg-
21 et, the board of directors of the state of New York mortgage agency
22 shall authorize the transfer to the housing trust fund corporation, for
23 the purposes of reimbursing any costs associated with neighborhood pres-
24 ervation program contracts authorized by this section, a total sum not
25 to exceed \$12,830,000, such transfer to be made from (i) the special
26 account of the mortgage insurance fund created pursuant to section
27 2429-b of the public authorities law, in an amount not to exceed the

1 actual excess balance in the special account of the mortgage insurance
2 fund, as determined and certified by the state of New York mortgage
3 agency for the fiscal year 2025-2026 in accordance with section 2429-b
4 of the public authorities law, if any, and/or (ii) provided that the
5 reserves in the project pool insurance account of the mortgage insurance
6 fund created pursuant to section 2429-b of the public authorities law
7 are sufficient to attain and maintain the credit rating (as determined
8 by the state of New York mortgage agency) required to accomplish the
9 purposes of such account, the project pool insurance account of the
10 mortgage insurance fund, such transfer to be made as soon as practicable
11 but no later than June 30, 2026.

12 § 2. Notwithstanding any other provision of law, the housing trust
13 fund corporation may provide, for purposes of the rural preservation
14 program, a sum not to exceed \$5,360,000 for the fiscal year ending March
15 31, 2027. Notwithstanding any other provision of law, and subject to
16 the approval of the New York state director of the budget, the board of
17 directors of the state of New York mortgage agency shall authorize the
18 transfer to the housing trust fund corporation, for the purposes of
19 reimbursing any costs associated with rural preservation program
20 contracts authorized by this section, a total sum not to exceed
21 \$5,360,000, such transfer to be made from (i) the special account of the
22 mortgage insurance fund created pursuant to section 2429-b of the public
23 authorities law, in an amount not to exceed the actual excess balance in
24 the special account of the mortgage insurance fund, as determined and
25 certified by the state of New York mortgage agency for the fiscal year
26 2025-2026 in accordance with section 2429-b of the public authorities
27 law, if any, and/or (ii) provided that the reserves in the project pool
28 insurance account of the mortgage insurance fund created pursuant to

1 section 2429-b of the public authorities law are sufficient to attain
2 and maintain the credit rating (as determined by the state of New York
3 mortgage agency) required to accomplish the purposes of such account,
4 the project pool insurance account of the mortgage insurance fund, such
5 transfer to be made as soon as practicable but no later than June 30,
6 2026.

7 § 3. Notwithstanding any other provision of law, the housing trust
8 fund corporation may provide, for purposes of the rural rental assist-
9 ance program pursuant to article 17-A of the private housing finance
10 law, a sum not to exceed \$25,382,000 for the fiscal year ending March
11 31, 2027. Notwithstanding any other provision of law, and subject to
12 the approval of the New York state director of the budget, the board of
13 directors of the state of New York mortgage agency shall authorize the
14 transfer to the housing trust fund corporation, for the purposes of
15 reimbursing any costs associated with rural rental assistance program
16 contracts authorized by this section, a total sum not to exceed
17 \$25,382,000, such transfer to be made from (i) the special account of
18 the mortgage insurance fund created pursuant to section 2429-b of the
19 public authorities law, in an amount not to exceed the actual excess
20 balance in the special account of the mortgage insurance fund, as deter-
21 mined and certified by the state of New York mortgage agency for the
22 fiscal year 2025-2026 in accordance with section 2429-b of the public
23 authorities law, if any, and/or (ii) provided that the reserves in the
24 project pool insurance account of the mortgage insurance fund created
25 pursuant to section 2429-b of the public authorities law are sufficient
26 to attain and maintain the credit rating, as determined by the state of
27 New York mortgage agency, required to accomplish the purposes of such
28 account, the project pool insurance account of the mortgage insurance

1 fund, such transfer shall be made as soon as practicable but no later
2 than June 30, 2026.

3 § 4. Notwithstanding any other provision of law, the homeless housing
4 and assistance corporation may provide, for purposes of the New York
5 state supportive housing program, the solutions to end homelessness
6 program or the operational support for AIDS housing program, or to qual-
7 ified grantees under such programs, in accordance with the requirements
8 of such programs, a sum not to exceed \$74,181,000 for the fiscal year
9 ending March 31, 2027. The homeless housing and assistance corporation
10 may enter into an agreement with the office of temporary and disability
11 assistance to administer such sum in accordance with the requirements of
12 such programs. Notwithstanding any other provision of law, and subject
13 to the approval of the New York state director of the budget, the board
14 of directors of the state of New York mortgage agency shall authorize
15 the transfer to the homeless housing and assistance corporation, a total
16 sum not to exceed \$74,181,000, such transfer to be made from (i) the
17 special account of the mortgage insurance fund created pursuant to
18 section 2429-b of the public authorities law, in an amount not to exceed
19 the actual excess balance in the special account of the mortgage insur-
20 ance fund, as determined and certified by the state of New York mortgage
21 agency for the fiscal year 2025-2026 in accordance with section 2429-b
22 of the public authorities law, if any, and/or (ii) provided that the
23 reserves in the project pool insurance account of the mortgage insurance
24 fund created pursuant to section 2429-b of the public authorities law
25 are sufficient to attain and maintain the credit rating as determined by
26 the state of New York mortgage agency, required to accomplish the
27 purposes of such account, the project pool insurance account of the

1 mortgage insurance fund, such transfer shall be made as soon as practi-
2 cable but no later than March 31, 2027.

3 § 5. This act shall take effect immediately.

4 PART N

5 Section 1. Paragraph (g) of section 1603 of the not-for-profit corpo-
6 ration law, as amended by chapter 508 of the laws of 2018, is amended to
7 read as follows:

8 (g) Nothing in this article shall be construed to authorize the exist-
9 ence of more than [thirty-five] forty-five land banks located in the
10 state at one time, provided further that each foreclosing governmental
11 unit or units proposing to create a land bank shall submit such local
12 law, ordinance or resolution as required by paragraph (a) of this
13 section, to the urban development corporation, for its review and
14 approval. The creation of a land bank shall be conditioned upon approval
15 of the urban development corporation.

16 § 2. This act shall take effect immediately.

17 PART O

18 Section 1. Section 489 of the real property tax law is amended by
19 adding a new subdivision 22 to read as follows:

20 22. (a) Definitions. For the purposes of this subdivision:

21 (1) "Affordable rent" shall mean the maximum rent within the marketing
22 band that is allowed for an affordable rental unit as such rent is
23 established by the local housing agency.

1 (2) "Affordable rental unit" shall mean a dwelling unit in an eligible
2 rental building that, as of the filing of an application for a certif-
3 icate of eligibility and reasonable cost, has a rent at or below the
4 affordable rent.

5 (3) "Area median income" shall mean the income limits as defined annu-
6 ally by the United States department of housing and urban development
7 for the New York city area.

8 (4) "Certificate of eligibility and reasonable cost" shall mean a
9 document issued by the local housing agency that establishes that a
10 property is eligible for rehabilitation program benefits and sets forth
11 the certified reasonable cost of the eligible construction for which
12 such benefits shall be received.

13 (5) "Certified reasonable cost schedule" shall mean a table providing
14 maximum dollar limits for specified alterations and improvements, estab-
15 lished, and updated at least every three years, by the local housing
16 agency.

17 (6) "Checklist" shall mean a document that the local housing agency
18 issues requesting additional information or documentation that is neces-
19 sary for further assessment of an application for a certificate of
20 eligibility and reasonable cost where such application contained all
21 information and documentation required at the initial filing.

22 (7) "Commencement date" shall mean, with respect to eligible
23 construction, the date on which any physical operation undertaken for
24 the purpose of performing such eligible construction lawfully begins.

25 (8) "Completion date" shall mean, with respect to eligible
26 construction, the date on which:

27 (A) every physical operation undertaken for the purpose of all eligi-
28 ble construction has concluded; and

1 (B) all such eligible construction has been completed to a reasonable
2 and customary standard that renders such eligible construction capable
3 of use for the purpose for which such eligible construction was
4 intended.

5 (9) "Dwelling unit" shall mean any residential accommodation in a
6 class A multiple dwelling that:

7 (A) is arranged, designed, used or intended for use by one or more
8 persons living together and maintaining a common household;

9 (B) contains at least one room; and

10 (C) contains within such accommodation lawful sanitary and kitchen
11 facilities reserved for its occupants.

12 (10) "Eligible building" shall mean an eligible rental building, an
13 eligible homeownership building, or an eligible regulated homeownership
14 building, provided that such building contains three or more dwelling
15 units.

16 (11) "Eligible construction" shall mean alterations or improvements to
17 an eligible building that:

18 (A) are specifically identified on the certified reasonable cost sche-
19 dule;

20 (B) meet the minimum scope of work threshold;

21 (C) have a completion date that is after June thirtieth, two thousand
22 twenty-six and prior to June thirtieth, two thousand thirty-six that is
23 not more than thirty months after their commencement date; and

24 (D) are not attributable to any increased cubic content in such eligi-
25 ble building.

26 (12) "Eligible homeownership building" shall mean an existing building
27 that:

1 (A) is a class A multiple dwelling operated as condominium or cooper-
2 ative housing;

3 (B) is not operating in whole or in part as a hotel; and

4 (C) has an average assessed valuation, including the valuation of the
5 land, that as of the commencement date does not exceed the homeownership
6 average assessed valuation limitation.

7 (13) "Eligible regulated homeownership building" shall mean an exist-
8 ing building that is a class A multiple dwelling owned and operated by
9 either:

10 (A) a mutual company that continues to be organized and operated as a
11 mutual company and that has entered into and recorded a mutual company
12 regulatory agreement; or

13 (B) a mutual redevelopment company that continues to be organized and
14 operated as a mutual redevelopment company and that has entered into and
15 recorded a mutual redevelopment company regulatory agreement.

16 (14) "Eligible rental building" shall mean an existing building that:

17 (A) is a class A multiple dwelling in which all of the dwelling units
18 are operated as rental housing;

19 (B) is not operating in whole or in part as a hotel; and

20 (C) satisfies one of the following conditions:

21 (i) not less than fifty percent of the dwelling units in such building
22 are affordable rental units;

23 (ii) such building is owned and operated by a limited-profit housing
24 company; or

25 (iii) such building is the recipient of substantial governmental
26 assistance.

27 (15) "Existing building" shall mean an enclosed structure which:

28 (A) is permanently affixed to the land;

1 (B) has one or more floors and a roof;

2 (C) is bounded by walls;

3 (D) has at least one principal entrance utilized for day-to-day pedes-
4 trian ingress and egress;

5 (E) has a certificate of occupancy or equivalent document that is in
6 effect prior to the commencement date; and

7 (F) exclusive of the land, has an assessed valuation of more than one
8 thousand dollars for the fiscal year immediately preceding the commence-
9 ment date.

10 (16) "Homeownership average assessed valuation limitation" shall mean
11 an average assessed valuation of sixty thousand dollars per dwelling
12 unit.

13 (17) "Limited-profit housing company" shall have the same meaning as
14 "company" as defined in section twelve of the private housing finance
15 law.

16 (18) "Market rental unit" shall mean a dwelling unit in an eligible
17 rental building other than an affordable rental unit.

18 (19) "Marketing band" shall mean maximum rent amounts ranging from
19 twenty percent of eighty percent of the area median income, adjusted for
20 family size, to thirty percent of eighty percent of the area median
21 income, adjusted for family size.

22 (20) "Minimum scope of work threshold" shall mean a total amount of
23 certified reasonable cost established by rules, regulations, and guid-
24 ance documents of the local housing agency, provided that such amount
25 shall be no less than one thousand five hundred dollars for each dwell-
26 ing unit in existence on the completion date.

27 (21) "Multiple dwelling" shall have the meaning as such term is
28 defined in section four of the multiple dwelling law.

1 (22) "Mutual company" shall have the meaning as such term is defined
2 in section twelve of the private housing finance law.

3 (23) "Mutual company regulatory agreement" shall mean a binding and
4 irrevocable agreement between a mutual company and the commissioner of
5 housing, the mutual company supervising agency, the New York city hous-
6 ing development corporation, or the New York state housing finance agen-
7 cy prohibiting the dissolution or reconstitution of such mutual company
8 pursuant to section thirty-five of the private housing finance law for
9 not less than fifteen years from the commencement of rehabilitation
10 program benefits for the existing building owned and operated by such
11 mutual company.

12 (24) "Mutual company supervising agency" shall have the same meaning,
13 with respect to any mutual company, as "supervising agency" as defined
14 in section two of the private housing finance law.

15 (25) "Mutual redevelopment company" shall have the same meaning as
16 "mutual company" when applied to a redevelopment company as defined in
17 section one hundred two of the private housing finance law.

18 (26) "Mutual redevelopment company regulatory agreement" shall mean a
19 binding and irrevocable agreement between a mutual redevelopment company
20 and the commissioner of housing, the redevelopment company supervising
21 agency, the New York city housing development corporation, or the New
22 York state housing finance agency prohibiting the dissolution or recon-
23 stitution of such mutual redevelopment company pursuant to section one
24 hundred twenty-three of the private housing finance law until the earli-
25 er of:

26 (A) fifteen years from the commencement of rehabilitation program
27 benefits for the existing building owned and operated by such mutual
28 redevelopment company; or

1 (B) the expiration of any tax exemption granted to such mutual rede-
2 velopment company pursuant to section one hundred twenty-five of the
3 private housing finance law.

4 (27) "Redevelopment company" shall have the same meaning as such term
5 is defined in section one hundred two of the private housing finance
6 law.

7 (28) "Redevelopment company supervising agency" shall have the same
8 meaning, with respect to any redevelopment company, as "supervising
9 agency" as defined in section one hundred two of the private housing
10 finance law.

11 (29) "Rehabilitation program benefits" shall mean abatement of real
12 property taxes pursuant to this subdivision.

13 (30) "Rent regulation" shall mean, collectively, the emergency housing
14 rent control law, any local law enacted pursuant to the local emergency
15 housing rent control act, the rent stabilization law of nineteen hundred
16 sixty-nine, the rent stabilization code, and the emergency tenant
17 protection act of nineteen seventy-four, all as in effect as of the
18 effective date of this subdivision, or as any such statute is amended
19 thereafter, together with any successor statutes or regulations address-
20 ing substantially the same subject matter.

21 (31) "Restriction period" shall mean, notwithstanding any termination
22 or revocation of rehabilitation program benefits prior to such period,
23 fifteen years from the initial receipt of rehabilitation benefits, or
24 such additional period of time as may be imposed pursuant to clause (A)
25 of subparagraph five of paragraph (e) of this subdivision.

26 (32) "Substantial governmental assistance" shall mean grants, loans,
27 or subsidies from any federal, state, or local government agency or
28 instrumentality in furtherance of a program for the development of

1 affordable housing approved by the local housing agency, provided that
2 such grants, loans, or subsidies are provided in accordance with a regu-
3 latory agreement entered into with such agency or instrumentality that
4 is in effect as of the filing date of the application for a certificate
5 of eligibility and reasonable cost.

6 (33) "Substantial interest" shall mean an ownership interest of ten
7 percent or more.

8 (b) Abatement. Notwithstanding the provisions of any other subdivision
9 of this section or of any general, special, or local law to the contra-
10 ry, in a city with a population of one million persons or more, real
11 property taxes on an eligible building in which eligible construction
12 has been completed may be abated by an aggregate amount that shall not
13 exceed one hundred percent of the total certified reasonable cost of
14 such construction, as determined under rules, regulations, and guidance
15 documents of the local housing agency, provided that:

16 (1) Such abatement shall not be effective for more than twenty years;

17 (2) The annual abatement of real property taxes on such eligible
18 building shall not exceed eight and one-third percent of the total
19 certified reasonable cost of such eligible construction;

20 (3) The annual abatement of real property taxes on such eligible
21 building in any consecutive twelve-month period shall in no event exceed
22 the amount of real property taxes payable in such twelve-month period
23 for such building, provided, however, that such abatement shall not
24 exceed fifty percent of the amount of real property taxes payable in
25 such twelve-month period for any of the following:

26 (A) an eligible rental building owned by a limited-profit housing
27 company or a redevelopment company;

28 (B) an eligible homeownership building; and

1 (C) an eligible regulated homeownership building; and

2 (4) Such abatement shall become effective beginning with the first
3 quarterly tax bill immediately following the date of issuance of the
4 certificate of eligibility and reasonable cost.

5 (c) Guidance and rulemaking. Each agency or department to which func-
6 tions are assigned by this subdivision may adopt and promulgate rules,
7 regulations, and guidance documents for the effectuation of the purpose
8 of this subdivision.

9 (d) Application. (1) An application for a certificate of eligibility
10 and reasonable cost pursuant to this subdivision shall be made after the
11 completion date and on or before the later of (A) four months from the
12 effective date of this subdivision; or (B) four months from such
13 completion date.

14 (2) Such application shall include evidence of eligibility for reha-
15 bilitation program benefits and evidence of reasonable cost as shall be
16 satisfactory to the local housing agency including, but not limited to,
17 evidence showing the cost of eligible construction.

18 (3) The local housing agency shall require a non-refundable filing fee
19 that shall be paid by a certified check or cashier's check upon the
20 filing of an application for a certificate of eligibility and reasonable
21 cost. Such fee shall be (A) one thousand dollars, plus (B) seventy-five
22 dollars for each dwelling unit in excess of six dwelling units in the
23 eligible building that is the subject of such application.

24 (4) Any application that is filed pursuant to this paragraph that is
25 missing any of the information and documentation required at initial
26 filing by any rules, regulations, and guidance documents of the local
27 housing agency shall be denied, provided that a new application for the
28 same eligible construction, together with a new non-refundable filing

1 fee, may be filed within fifteen days of the date of issuance of such
2 denial. If such second application is also missing any such required
3 information and documentation, it shall be denied and no further appli-
4 cations for the same eligible construction shall be permitted.

5 (5) The failure of an applicant to respond to any checklist within
6 thirty days of the date of its issuance by the local housing agency
7 shall result in denial of such application, and no further applications
8 for the same eligible construction shall be permitted. The local housing
9 agency shall issue not more than three checklists per application. An
10 application for a certificate of eligibility and reasonable cost shall
11 be denied when the local housing agency does not have a sufficient basis
12 to issue a certificate of eligibility and reasonable cost after the
13 timely response of an applicant to the third checklist concerning such
14 application. After the local housing agency has denied an application
15 for the reason described in the preceding sentence, such agency shall
16 permit no further applications for the same eligible construction.

17 (6) An application for a certificate of eligibility and reasonable
18 cost shall also include an affidavit of no harassment.

19 (A) Such affidavit shall set forth the following information:

20 (i) the name of every owner of record and owner of a substantial
21 interest in the eligible building or entity owning the eligible building
22 or sponsoring the eligible construction; and

23 (ii) a statement that none of such persons had, within the five years
24 prior to the completion date, been found to have harassed or unlawfully
25 evicted tenants by judgment or determination of a court or agency,
26 including a non-governmental agency having appropriate legal jurisdic-
27 tion under the penal law, any state or local law regulating rents, or

1 any state or local law relating to harassment of tenants or unlawful
2 eviction.

3 (B) No eligible building shall be eligible for an abatement pursuant
4 to paragraph (b) of this subdivision where:

5 (i) any affidavit required under this subparagraph has not been filed;
6 or

7 (ii) any such affidavit contains a willful misrepresentation or omis-
8 sion of any material fact; or

9 (iii) any owner of record or owner of a substantial interest in the
10 eligible building or entity owning the eligible building or sponsoring
11 the eligible construction has been found, by judgment or determination
12 of a court or agency, including a non-governmental agency having appro-
13 priate legal jurisdiction under the penal law, any state or local law
14 regulating rents, or any state or local law relating to harassment of
15 tenants or unlawful eviction, to have, within the five years prior to
16 the completion date, harassed or unlawfully evicted tenants, until and
17 unless the finding is reversed on appeal.

18 (C) Notwithstanding the provisions of any general, special, or local
19 law to the contrary, the corporation counsel or other legal represen-
20 tative of a city having a population of one million or more or the
21 district attorney of any county located in a city with a population of
22 one million or more, may institute an action or proceeding in any court
23 of competent jurisdiction that may be appropriate or necessary to deter-
24 mine whether any owner of record or owner of a substantial interest in
25 the eligible building or entity owning the eligible building or sponsor-
26 ing the eligible construction has harassed or unlawfully evicted tenants
27 as described in this subparagraph.

1 (7) Notwithstanding the provisions of any general, special, or local
2 law to the contrary, the local housing agency may require by rules,
3 regulations, and guidance documents that an application for a certif-
4 icate of eligibility and reasonable cost be filed electronically.

5 (8) The local housing agency may require an applicant to demonstrate
6 compliance with the housing maintenance code. If hazardous or immediate-
7 ly hazardous violations exist, the local housing agency may require the
8 applicant to remediate such violations and may impose a penalty in an
9 amount set forth in rules, regulations, and guidance documents if the
10 applicant fails to clear the violation.

11 (e) Additional requirements for an eligible rental building other than
12 one owned and operated by a limited-profit housing company. In addition
13 to all other conditions of eligibility for rehabilitation program bene-
14 fits set forth in this subdivision, an eligible rental building, other
15 than one owned and operated by a limited-profit housing company, shall
16 also comply with all provisions of this paragraph. Notwithstanding the
17 foregoing, an eligible rental building that is the recipient of substan-
18 tial governmental assistance shall not be required to comply with the
19 provisions of subparagraph two of this paragraph.

20 (1) Notwithstanding any provision of rent regulation to the contrary,
21 any market rental unit within such eligible rental building subject to
22 rent regulation as of the filing date of the application for a certif-
23 icate of eligibility and reasonable cost and any affordable rental unit
24 within such eligible rental building shall be subject to rent regulation
25 until such unit first becomes vacant after the expiration of the
26 restriction period at which time such unit, unless it would be subject
27 to rent regulation for reasons other than the provisions of this subdivi-
28 vision, shall be deregulated, provided, however, that during the

1 restriction period, no exemption or exclusion from any requirement of
2 rent regulation shall apply to such dwelling units.

3 (2) Additional requirements for an eligible rental building that is
4 not a recipient of substantial governmental assistance.

5 (A) Not less than fifty percent of the dwelling units in such eligible
6 rental building shall be designated as affordable rental units.

7 (B) The owner of such eligible rental building shall ensure that no
8 affordable rental unit is held off the market for a period that is long-
9 er than reasonably necessary.

10 (C) The owner of such eligible rental building shall waive the
11 collection of any major capital improvement rent increase granted by the
12 New York state division of housing and community renewal pursuant to
13 rent regulation that is attributable to eligible construction for which
14 such eligible rental building receives rehabilitation program benefits,
15 and shall file a declaration with the New York state division of housing
16 and community renewal providing such waiver. The local housing agency
17 shall not require an owner to file such waiver until the application for
18 rehabilitation program benefits has been approved.

19 (D) An affordable rental unit shall not be rented on a temporary,
20 transient or short-term basis. Every lease and renewal thereof for an
21 affordable rental unit shall be for a term of one or two years, at the
22 option of the tenant, and shall include a notice in at least twelve-
23 point type informing such tenant of their rights pursuant to this subdi-
24 vision, including an explanation of the restrictions on rent increases
25 that may be imposed on such affordable rental unit.

26 (E) The local housing agency may establish by rules, regulations, and
27 guidance documents such requirements as the local housing agency deems
28 necessary or appropriate for designating affordable rental units,

1 including, but not limited to, designating the unit mix and distribution
2 requirements of such affordable rental units in an eligible building.

3 (3) The owner of such eligible rental building shall not engage in or
4 cause any harassment of the tenants of such eligible rental building or
5 unlawfully evict any such tenants during the restriction period.

6 (4) No dwelling units within such eligible rental building shall be
7 converted to cooperative or condominium ownership during the restriction
8 period.

9 (5) Any non-compliance of an eligible rental building with the
10 provisions of this paragraph shall permit the local housing agency to
11 take the following action:

12 (A) extend the restriction period;

13 (B) increase the number of affordable rental units in such eligible
14 rental building;

15 (C) impose a penalty of not more than the product of one thousand
16 dollars per instance of non-compliance and the number of dwelling units
17 contained in such eligible rental building; and

18 (D) terminate or revoke any rehabilitation program benefits in accord-
19 ance with paragraph (m) of this subdivision.

20 (f) Compliance with applicable law. Rehabilitation program benefits
21 shall not be allowed for any eligible building unless and until such
22 eligible building complies with all applicable provisions of law. Reha-
23 bilitation program benefits shall not be allowed if the local housing
24 agency determines that eligible construction was not carried out in
25 conformity with all applicable provisions of law.

26 (g) Tenant notification. Notwithstanding any provision of this section
27 to the contrary, no rehabilitation program benefits shall be granted for
28 any eligible construction with a commencement date on or after the

1 effective date of this subdivision unless the applicant provides to
2 tenants, if any, of such eligible building not more than one hundred
3 eighty days nor less than thirty days prior to the commencement date,
4 notice of the following information:

5 (1) The proposed work;

6 (2) The identity and contact information of the eligible building's
7 representative; and

8 (3) The tenants' rights under applicable law with respect to such
9 work; provided that, in the case of a loan program supervised by the
10 local housing agency, such agency may provide the required notice to the
11 tenants.

12 (h) Notice of intent. An applicant for rehabilitation program benefits
13 for any eligible construction with a commencement date on or after the
14 effective date of this subdivision shall file with the local housing
15 agency a form supplied by such agency which:

16 (1) States an intention to file for rehabilitation program benefits;

17 (2) Describes the work for which rehabilitation program benefits will
18 be claimed;

19 (3) Estimates the cost of such work which will be eligible for reha-
20 bilitation program benefits; and

21 (4) Provides proof of the notice required under paragraph (g) of this
22 subdivision. Such form shall be filed prior to the commencement date. If
23 the scope of such work or the estimated cost thereof changes materially,
24 such applicant shall file a revised notice of intent. An applicant who
25 fails to comply with the requirements of this subdivision shall be
26 subject to a penalty not to exceed one hundred percent of the filing fee
27 otherwise payable pursuant to subparagraph three of paragraph (d) of
28 this subdivision.

1 (i) Implementation of rehabilitation program benefits. Upon issuance
2 of a certificate of eligibility and reasonable cost and payment of
3 outstanding fees, the local housing agency shall be authorized to trans-
4 mit such certificate of eligibility and reasonable cost to the local
5 agency responsible for real property tax assessment. Upon receipt of a
6 certificate of eligibility and reasonable cost, the local agency respon-
7 sible for real property tax assessment shall certify the amount of taxes
8 to be abated pursuant to paragraph (b) of this subdivision and pursuant
9 to such certificate of eligibility and reasonable cost provided by the
10 local housing agency.

11 (j) Outstanding taxes and charges. Rehabilitation program benefits
12 shall not be allowed for an eligible building in either of the following
13 cases:

14 (1) there are outstanding real estate taxes or water and sewer charges
15 or payments in lieu of taxes that are due and owing as of the last day
16 of the tax period preceding the date of the receipt of the certificate
17 of eligibility and reasonable cost by the local agency responsible for
18 real property tax assessment; or

19 (2) real estate taxes or water and sewer charges due at any time
20 during the authorized term of such benefits remain unpaid for one year
21 after the same are due and payable.

22 (k) Additional limitations on eligibility. (1) Rehabilitation program
23 benefits shall not be allowed for any eligible building receiving tax
24 exemption or abatement concurrently for rehabilitation or new
25 construction under any other provision of state or local law or ordi-
26 nance, including any other subdivision of this section, with the excep-
27 tion of any eligible construction to an eligible building receiving a

1 tax exemption or abatement under the provisions of the private housing
2 finance law;

3 (2) Rehabilitation program benefits shall not be allowed for any item
4 of eligible construction in an eligible building if such eligible build-
5 ing is receiving tax exemption or abatement for the same or a similar
6 item of eligible construction as of the December thirty-first preceding
7 the date of application for a certificate of eligibility and reasonable
8 cost for such rehabilitation program benefits;

9 (3) Where the eligible construction includes or benefits a portion of
10 an eligible building that is not occupied for dwelling purposes, the
11 assessed valuation of such eligible building and the cost of the eligi-
12 ble construction shall be apportioned so that rehabilitation program
13 benefits shall not be provided for eligible construction made for other
14 than dwelling purposes; and

15 (4) Rehabilitation program benefits shall not be applied to abate the
16 taxes upon the land portion of real property, which shall continue to be
17 taxed based upon the assessed valuation of the land and the applicable
18 tax rate at the time such taxes are levied.

19 (1) Re-inspection penalty. If the local housing agency cannot verify
20 the eligible construction claimed by an applicant upon the first
21 inspection by the local housing agency of the eligible building, such
22 applicant shall be required to pay ten times the actual cost of any
23 additional inspection needed to verify such eligible construction.

24 (m) Strict liability for inaccurate applications. If the local housing
25 agency determines that an application for a certificate of eligibility
26 and reasonable cost contains a material misstatement of fact or omission
27 of fact, the local housing agency may reject such application and bar
28 the submission of any other application pursuant to this subdivision

1 with respect to such eligible building for a period not to exceed three
2 years. An applicant shall not be relieved from liability under this
3 paragraph because it submitted its application under a mistaken belief
4 of fact. Furthermore, any person or entity that files more than six
5 applications containing such a material misstatement of fact or omission
6 of fact within any twelve-month period shall be barred from submitting
7 any new application for rehabilitation program benefits on behalf of any
8 eligible building for a period not to exceed five years.

9 (n) False statements. Any person who shall knowingly and willfully
10 make any false statement or omission as to any material matter in any
11 application for a certificate of eligibility and reasonable cost shall
12 be guilty of an offense punishable by a fine of not more than five
13 hundred dollars, or imprisonment for not more than ninety days, or both.

14 (o) Investigatory authority. The local housing agency may require such
15 certifications and consents necessary to access records, including other
16 tax records, as may be deemed appropriate to enforce the eligibility
17 requirements of this subdivision. For purposes of determining and certi-
18 fying eligibility for rehabilitation program benefits and the reasonable
19 cost of any eligible construction, the local housing agency shall be
20 authorized to:

21 (1) administer oaths to and take the testimony of any person, includ-
22 ing, but not limited to, the owner of such eligible building;

23 (2) issue subpoenas requiring the attendance of such persons and the
24 production of any bills, books, papers or other documents as it may deem
25 necessary;

26 (3) make preliminary estimates of the maximum reasonable cost of such
27 eligible construction;

1 (4) establish maximum allowable costs of specified units, fixtures or
2 work in such eligible construction;

3 (5) require the submission of plans and specifications of such eligi-
4 ble construction before the commencement thereof;

5 (6) require physical access to inspect the eligible building; and

6 (7) on an annual basis, require the submission of leases for any
7 dwelling unit in a building granted a certificate of eligibility and
8 reasonable cost.

9 (p) Termination or revocation. Failure to comply with the provisions
10 of this subdivision, any rules, regulations, and guidance documents
11 promulgated thereunder, or any mutual company regulatory agreement or
12 mutual redevelopment company regulatory agreement entered into there-
13 under, may result in termination or revocation of any rehabilitation
14 program benefits retroactive to the commencement thereof. Such termi-
15 nation or revocation shall not exempt such eligible building from
16 continued compliance with the requirements of this subdivision, such
17 rules, regulations, and guidance documents, and such mutual company
18 regulatory agreement or mutual redevelopment company regulatory agree-
19 ment.

20 (q) Criminal liability for unauthorized uses. In the event that any
21 recipient of rehabilitation program benefits uses any dwelling unit in
22 such eligible building in violation of the requirements of any rules and
23 regulations promulgated pursuant to this subdivision, such recipient
24 shall be guilty of an unclassified misdemeanor punishable by a fine in
25 an amount equivalent to double the value of the gain of such recipient
26 from such unlawful use or imprisonment for not more than ninety days, or
27 both.

1 (r) Private right of action. Any prospective, present, or former
2 tenant of an eligible rental building may sue to enforce the require-
3 ments and prohibitions of this subdivision, or any rules and regulations
4 promulgated thereunder, in the supreme court of New York. Any such indi-
5 vidual harmed by reason of a violation of such requirements and prohibi-
6 tions may sue therefor in the supreme court of New York on behalf of
7 themselves, and shall recover threefold the damages sustained and the
8 cost of the suit, including a reasonable attorney's fee. The local hous-
9 ing agency may use any court decision under this paragraph that is
10 adverse to the owner of an eligible building as the basis for further
11 enforcement action. Notwithstanding any other provision of law, an
12 action by a tenant of an eligible rental building under this paragraph
13 shall be commenced within six years from the date of the latest
14 violation.

15 (s) Appointment of receiver. In addition to the remedies for non-com-
16 pliance provided for in subparagraph five of paragraph (e) of this
17 subdivision, the local housing agency may make application for the
18 appointment of a receiver in accordance with the procedures contained in
19 applicable rules, regulations, and guidance documents of the local hous-
20 ing agency. Any receiver appointed pursuant to this paragraph shall be
21 authorized, in addition to any other powers conferred by law, to effect
22 compliance with the provisions of this subdivision and rules, regu-
23 lations, and guidance documents of the local housing agency. Any expend-
24 itures incurred by the receiver to effect such compliance shall consti-
25 tute a debt of the owner and a lien upon the property, and upon the
26 rents and income thereof, in accordance with the procedures contained in
27 such rules, regulations, and guidance documents. The local housing agen-
28 cy in its discretion may provide funds to be expended by the receiver,

1 and such funds shall constitute a debt recoverable from the owner in
2 accordance with applicable local laws or ordinances.

3 (t) Reporting. No later than two years after the effective date of
4 this subdivision, and annually thereafter, the local housing agency, in
5 consultation with the department of finance, shall submit to the mayor
6 and the speaker of the council and post on its website a report on the
7 actions by the local housing agency in the preceding fiscal year related
8 to rehabilitation program benefits. Such report shall include, but not
9 be limited to:

10 (1) The total amount of the rehabilitation program benefits approved
11 for each eligible building, the number of eligible buildings in each
12 community district, neighborhood tabulation area, council district, New
13 York state assembly district, and New York state senate district, the
14 building classification, in accordance with section three hundred two of
15 the New York city building code, of each such eligible building, the
16 number of dwelling units in each such eligible building, and the number
17 of qualifying rental units in each such eligible building; and

18 (2) The number of eligible buildings whose rehabilitation program
19 benefits were terminated or revoked and the number of eligible buildings
20 against which actions were taken, pursuant to clauses (A), (B) and (C)
21 of subparagraph five of paragraph (e) of this subdivision, to address
22 noncompliance with the provisions of such subdivision, and the street
23 address of each such eligible building.

24 (u) Updates to the certified reasonable cost schedule. When updating
25 the certified reasonable cost schedule, the local housing agency shall
26 consider the factors such agency deems relevant, such as the require-
27 ments imposed on eligible buildings by local law, including, but not
28 limited to, articles three hundred two, three hundred twenty and three

1 hundred twenty-one of chapter three of title twenty-eight of the admin-
2 istrative code of the city of New York, and the effects of inflation on
3 such costs since the prior date the certified reasonable cost schedule
4 was updated. The local housing agency shall publish the certified
5 reasonable cost schedule on its website.

6 § 2. This act shall take effect immediately.

7 PART P

8 Section 1. The penal law is amended by adding a new section 241.07 to
9 read as follows:

10 § 241.07 Aggravated harassment of a rent regulated tenant.

11 An owner is guilty of aggravated harassment of a rent regulated tenant
12 when:

13 1. With intent to induce two or more rent regulated tenants occupying
14 different housing accommodations in two or more residential buildings to
15 vacate such housing accommodations, such owner intentionally engages in
16 a systematic ongoing course of conduct that:

17 (a) impairs the habitability of such housing accommodations; or

18 (b) creates or maintains a condition which endangers the safety or
19 health of one or more of the dwellings' rent regulated tenants; or

20 (c) is reasonably likely to interfere with or disturb, and does inter-
21 fere with or disturb, the comfort, repose, peace or quiet of one or more
22 of such rent regulated tenants in their use and occupancy of such hous-
23 ing accommodation including, but not limited to, the interruption or
24 discontinuance of essential services.

25 2. Such owner commits the crime of harassment of a rent regulated
26 tenant in the first degree as defined in section 241.05 of this article

1 and has previously been convicted within the preceding five years of
2 such crime.

3 The good faith commencement and pursuit of a lawful eviction action by
4 an owner against a rent regulated tenant in a court of competent juris-
5 diction shall not, by itself, constitute a "systematic ongoing course of
6 conduct" in violation of paragraph (c) of subdivision one of this
7 section.

8 Aggravated harassment of a rent regulated tenant is a class D felony.

9 § 2. This act shall take effect on the ninetieth day after it shall
10 have become a law.

11 § 2. Severability clause. If any clause, sentence, paragraph, subdivi-
12 sion, section or part of this act shall be adjudged by any court of
13 competent jurisdiction to be invalid, such judgment shall not affect,
14 impair, or invalidate the remainder thereof, but shall be confined in
15 its operation to the clause, sentence, paragraph, subdivision, section
16 or part thereof directly involved in the controversy in which such judg-
17 ment shall have been rendered. It is hereby declared to be the intent of
18 the legislature that this act would have been enacted even if such
19 invalid provisions had not been included herein.

20 § 3. This act shall take effect immediately provided, however, that
21 the applicable effective date of Parts A through P of this act shall be
22 as specifically set forth in the last section of such Parts.