



NYS 2021-2022 BUDGET COMPARISON CHART

Governor's Budget	Senate One-House	Assembly One-House	Final Budget
TOTAL BUDGET			
Proposed All Funds Spending of \$196 billion Proposed all funds receipts of \$192.8 billion	The Senate has not, at this time, proposed a Senate Fiscal Plan outlining All Fund Spending changes or All Funds Revenue Estimates.	Proposes All Funds receipts of \$206.2 billion, an increase of \$13.4 billion over the Executive Plan including: \$3.3 billion in Federal childcare and Medicaid; \$3 billion in additional unrestricted Federal aid; \$2.7 billion personal income tax increase; \$1.7 billion in additional business and other taxes; and \$1.4 billion in consensus revenues.	All Funds spending of \$212 billion an increase of \$16 billion over the Executive's proposal. All Funds estimates of receipts of \$208.5 billion, an increase of \$15.7 billion over the Executive plan. This includes \$13.9 billion in additional Federal Aid; a \$1.2 billion increase in personal income tax; \$750 million in additional business and other taxes and \$1.4 billion in consensus revenues.
OPWDD			
1% COLA – Defers the COLA Again	Restores the 1% COLA - \$26.9 million	Restores the 1% COLA - \$26.9 million and makes COLA permanent	Restores 1% COLA for OPWDD (\$26.9 million), OMH & OASAS
1% MEDICAID RATE CUT -Targeted	Rejects \$10.5 million cut	Rejects \$10.5 million cut	Rejects the \$10.5 million cut
5% NON-MEDICAID CUT	Rejects \$12 million cut	Rejects \$12 million cut	Rejects \$12 million cut
OPWDD Residential Program Management -\$22.7 million	Accepts	Restores \$26.6 million	Accepts the \$22.7 savings
RESIDENTIAL RESERVE FOR REPLACEMENT (RRR) – replaces RRR with Prior Property Approval (PPA) - \$6.9 million savings	Accepts	Rejects \$6.9 million cut	Accepts \$6.9 million savings associated with this proposal however, OPWDD is not expected to implement this proposal
Residential FLOW proposal	Silent	Silent	Accepts \$8million in savings
MINIMUM WAGE FUNDING – includes funding to bring DSP	Accepts	Accepts	Accepts \$31.6 million in new minimum wage funding

salaries up to the minimum wage - \$31.6 million			
Affordable Housing - \$15 million	Accepts	Accepts	Accepts \$15 million in new Affordable Housing funding
CCO Cut -\$20.8million	Rejects \$20.8 cut	Rejects \$20.8 cut	Rejects \$20.8 million CCO cut
IBR – Moves the NYS Institute for Basic Research in Developmental Disabilities from OPWDD to the OMH NYS Psychiatric Institute	Rejects	Rejects	Rejects IBR move to NYS Psychiatric Institute
Temporary Operators – Extends OPWDD & OMH ability to appoint temporary operators through 3/31/25	Extends OPWDD & OMH ability to appoint temporary operators through 3/31/26	Rejects	Extends OPWDD & OMH ability to appoint temporary operators through 6/30/2024
Rep Payee - Extends OPWDD (\$63 million) & OMH (\$7 million) facility directors to serve as representative payee through 6/30/24	Accepts	Accepts	Accepts \$63 million savings for rep payee
		Establishes a new group home pilot program - \$10M	N/A
		\$25 million in funding to reimburse OMH, OASAS and OPWDD providers for PPE costs	N/A
		Provides \$200,000 for the Center for Autism Research	Provides \$200,000 for the Center for Autism Research
	Provides \$1 million and requires residential facilities to provide high-speed internet	Provides \$900,000 for state operated residential high-speed internet	N/A
	Restores \$440,000 in Legislative additions		Restores legislative additions and provides additional funds
			10% HCBS FMAP increase - The final budget includes appropriation authority of \$740 million for OPWDD with approximately 85% expected for the voluntary providers. OPWDD is waiting on CMS guidance and will be gathering stakeholder input.
DOH			

<p>EARLY INTERVENTION -\$11.9M administrative services limits/cuts</p>	<p>Rejects the cuts and includes language to prohibit blanket service limits.</p>	<p>Rejects the cuts and includes language to prohibit blanket service limits.</p> <p>Establishes an Early Intervention services pool for payment of EI services thereby eliminating 3rd party billing</p> <p>Requires the Commissioner to review EI rates for adequacy</p>	<p>Rejects the \$11.9 million cuts but no language to prohibit blanket service limits</p> <p>Although this was not included in the budget, we are strongly supporting Senate/Assembly legislation to establish a covered lives pool.</p> <p>N/A</p>
<p>TELEHEALTH - Continues flexibilities for originating site and interstate licensure program</p>	<p>Accepts and adds continued flexibilities on distant site and creates reimbursement parity for telehealth services</p>	<p>Accepts the Originating site flexibilities but rejects interstate licensure</p>	<p>Accepts continued flexibility on originating site and adds continued flexibility on distant site.</p> <p>Although the reimbursement payment parity was not included in the budget, we are strongly supporting Senate/Assembly legislation to provide payment parity.</p> <p>Rejects interstate licensure</p>
	<p>CDPAP FI - Require DOH Re-offer CDPAP FI contracts to ensure FIs are physically located in counties they serve and ensure FIs have experience serving individuals with I/DD & serving racial/ethnic minorities</p>		<p>CDPAP FI - Require DOH Re-offer CDPAP FI contracts to ensure FIs are physically located in counties they serve and ensure a minimum of 2 FIs have experience serving individuals with I/DD & serving racial/ethnic minorities</p>
<p>340B PROVIDERS - Transition from Medicaid Managed Care to Fee for Service & provides \$102 million to create reinvestment payment pool for community health centers</p>	<p>Rejects the transition of 340B providers to Fee for Service</p>	<p>Rejects reinvestment funds; delays transition of the pharmacy benefit from managed care to fee-for-service (enacted 2020) for 3 years for providers that rely on 340B savings</p>	<p>Delays the transition of 340B to fee for service for 2 years</p>

MEDICAID GLOBAL CAP – Extends Cap for two years	Rejects the extension of the Medicaid Global Cap & proposes an alternative	Rejects & repeals the Medicaid Global Cap	Accepts the extension of the Medicaid Global Cap for 2 years
PRESCRIBER PREVAILS –Eliminates “prescriber prevails”; eliminates coverage for certain over-the-counters	Rejects the elimination of Prescriber Prevails & elimination of certain over the counter drugs	Rejects the elimination of Prescriber Prevails & elimination of certain over the counter drugs	Rejects the elimination of Prescriber Prevails & OTC coverage
	Prohibit TBI & NHTD Waiver services from transitioning to managed care	Prohibit TBI & NHTD Waiver services from transitioning to managed care	TBI & NHTD Waiver services shall not transition to managed care until at least January 1, 2026
	Allow pediatric nursing homes to continue serving medically fragile young adults after the age of 21		Allows pediatric nursing home to continue serving medically fragile young adults after the age of 21 if they remain eligible for nursing care and the and the eligible pediatric residential health care facility has prepared, applied for, and submitted to the commissioner, a proposal for a new residential health care facility for the provision of extensive nursing, medical, psychological and counseling support services to young adults with medical fragility
	Authorizes DOH to create new facilities specifically for medically fragile young adults		Establishes a Residential Health Care for Children with Medical Fragility and Transition to Young Adults and Young Adults with Medical Fragility demonstration program. Establish a demonstration program for two eligible pediatric residential health care facilities to construct a new facility or repurpose part of an existing facility to operate as a young adult residential health care facility for the purpose of improving the quality of care for young adults with medical fragility.

	\$624 million to increase the minimum wage for home health care workers		N/A
	Codifies the independent consumer assistance program to assist consumers to file complaints/appeals with health insurers		N/A
SED			
State funded school aid of \$26 billion	State-funded school aid increase of \$3.5 billion to a total of \$29.5 billion	State-funded school Aid increase of \$3 billion for a total of \$29 billion.	School aid funding of \$29. billion – a \$3 billion/11% increase
	ENROLLMENT REDUCTION 4410 and 853 schools hold harmless for enrollment reductions during the 20-21 school year & ensure no tuition rate reduction from federal stimulus aid	Language to protect schools that suffer a 5% or greater enrollment decrease during the 2020-21 and 2021-22 school years by applying an enrollment adjustment factor as part of the tuition rate reconciliation process	Language to protect schools that suffer a 5% or greater enrollment decrease during the 2020-21 school year by applying an enrollment adjustment factor as part of the tuition rate reconciliation process
	Requires tuition increases for 4410 & 853 schools to be commensurate with total school aid increase		N/A
	Protects 4410 and 853 schools from financial consequences of enrollment reductions by allowing per diem and or tuition rate to be administratively adjusted by SED without DOB approval		N/A
	Authorizes establishment of a per year reserve fund, not to exceed 4% total , for 853 & Special Act schools		Authorizes establishment of a per year reserve fund, not to exceed 4% total, for 853 & Special Act schools
	Provides \$1.25M for SED to redesign the rate setting methodology for 4410 and 853 schools		N/A
	Provides \$500 million to fully fund 4 year-old full day pre-K statewide		Provides an additional \$105 million for UPK funding
OTHER			

<p>Authorizes integrated licensure for comprehensive outpatient services of integrated physical and behavioral health</p>	<p>Accepts</p>	<p>Rejects</p>	<p>N/A</p>
<p>State Worker Pay - The Executive Budget proposal deferred state workforce salary increases for SFY 2020-21 and SFY 2021-22</p>			<p>The Enacted budget provides \$600 million for deferred state workforce salary increases for SFY 2020-21 and SFY 2021-22.</p>
<p>Federal Aid</p> <p>\$6 billion in additional Federal Aid was assumed in the Executive Budget Financial Plan, \$3 billion in both SFY 2021-22 and SFY 2022-23.</p>	<p>Rejects lump sum Special Federal Emergency Appropriation.</p>	<p>Increases the Special Federal Emergency funding for organizations to \$13 billion and modifies the language to make spending from the appropriation subject to Section 53 of State Finance Law. Funding is included to provide:</p> <p>COLA -\$51.8 million to restore the human services COLA starting on April 1, 2021 including OPWDD - \$26.9 million, OMH -\$15 million, OASAS-\$4.3 million, OCFS - \$2.54 million, SOFA -\$2.02 and OTADA -- \$1 million;</p> <p>PPE - \$25 million in funding to reimburse OMH, OASAS and OPWDD community-based providers for Personal Protective Equipment (PPE) costs as a result of the COVID- 19 pandemic;</p> <p>Nonprofits -\$100 million to support operating costs for nonprofit agencies statewide;</p>	<p>The Enacted Financial Plan assumes the receipt of an additional \$12.5 billion in new unrestricted federal pandemic relief through the American Rescue Plan Act. An additional \$3 billion is assumed in SFY 2021-22 with the remaining assumed to be received in SFY 2022-23. The Enacted Budget appropriates \$25 billion to account for revenues from the federal government in order to meet unanticipated or emergency. The spending is scheduled as follow:</p> <ul style="list-style-type: none"> • \$14 billion for State and local aid from the American Rescue Plan Act; • \$3 billion for higher education; • \$2 billion for public health and medical assistance; • \$50 million for Nourish NY program; • \$15 million for public education; • \$10 million for social service crisis intervention programs and providers disproportionately impacted by the COVID-19 pandemic; and • \$5.9 billion for other programs including FEMA public assistance.
<p>COVID-19 Vaccine Paid Leave</p>	<p>Chapter 77 of the Laws of 2021 enacted to provide 4 hours leave</p>	<p>Chapter 77 of the Laws of 2021 enacted to provide 4 hours leave</p>	<p>Chapter 77 of the Laws of 2021 enacted to provide 4 hours leave</p>

<p>Combines OMH & OASAS to create the Office of Addiction and Mental Health Services (OAMHS) under one Commissioner appointed by the Governor; Provides for an annual report regarding expenditures for mental health and addiction services, and subsequent recommendations to be made to the Governor and Legislature</p>	<p>Accepts with modifications creating an Office of Mental Health, Addiction and Wellness</p>	<p>Rejects</p>	<p>Rejects the combination of OMH & OASAS however, many advocates support the creation of the Office of Addiction and Mental Health Services (OAMHS) and it can be accomplished with legislation outside of the budget.</p>
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