

FISCAL 2016 TERMS AND CONDITIONS

**Administration for Children's Services (068)
Unit of Appropriation [006] – OTPS**

As a condition of the funds in units of appropriation 006, the Commissioner of the Administration for Children's Services shall submit to the Council quarterly reports detailing the number of youth aging out of foster care.

Such reports shall also include, if known, the number of youth aging out of foster care who also enter publically funded shelters in the Department of Homeless Services.

The quarterly reports shall be submitted as follows: the first report shall be submitted on or before January 15, 2016 and shall cover the period beginning July 1, 2015 and ending September 30, 2015. The second report shall be submitted on or before March 15, 2016 and shall cover the period beginning October 1, 2015 and ending December 31, 2015. The third report shall be submitted on or before July 15, 2016 and shall cover the period beginning January 1, 2016 and ending March 31, 2016. The fourth report shall be submitted on or before October 15, 2016 and shall cover the period beginning April 1, 2016 and ending June 30, 2016.

Administration for Children's Services (068)
Unit of Appropriation [006] – Child Welfare – OTPS
Unit of Appropriation [008] – Juvenile Justices – OTPS

In relation to the funding in units of appropriation 006 and 008 for transitional residential facilities, or any other housing facility that provides temporary or emergency housing pursuant to a contract with a community-based or other non-City organization, the Administration for Children's Services shall provide a report to the City Council no later than October 1, 2015, listing the name and location of each transitional residential facility or other similar facility, except that if the disclosure of the location of the facility is prohibited by federal, state or local law, then the location of such facility shall not be disclosed. Such list shall be disaggregated by Council District. In addition, the Commissioner shall provide reasonable notice of the location of each such facility to the Council Member in whose district such facility will be operated before the facility begins to provide the services as outlined in the contract.

Capital Budget
Budget Line HA-0001 – All Projects

In relation to the funding in budget line HA-0001 for the Mayor’s Action Plan (“MAP”) for Neighborhood Safety at the New York City Housing Authority (“NYCHA”), NYCHA shall provide to the City Council no later than December 31, 2015 a report detailing the categories of physical improvements made with the MAP funding, the number of each type of improvement that has been completed or for which construction has begun, and the location of each improvement completed or for which construction has begun.

Capital Budget
Budget Line HA-0001 – All Projects

No later than December 31, 2015, in relation to the funding in budget line HA-0001 for the Roof Repair Program at the New York City Housing Authority (“NYCHA”), NYCHA shall provide a report to the City Council detailing the categories of physical improvements made with the Roof Repair Program funding. Such report shall include the number of physical improvements that have been completed or for which construction has begun, disaggregated by physical improvement type (i.e. simple repairs, where the roof can be replaced without work on perimeter walls; moderate repairs, where the roof will be replaced and repairs are needed to perimeter parapet walls; or complex repairs, where the roof and perimeter parapet walls both need to be replaced) and the location of each improvement completed or for which construction has begun. Such report shall also include the current construction phase and the anticipated timeline of each subsequent construction phase for each project (i.e. design, construction, water shut down, closeout).

Capital Budget
All Project Lines – All Projects

Where the Commissioner of the appropriate agency determines to change the project location for projects in the capital budget funded by Council Member discretionary funding, such Commissioner shall notify the affected Council Member prior to implementing such determination.

Capital Budget
All Project Lines – All Projects

The appropriations for all projects in the capital budget shall be administered under, and in accordance with, the appropriate provisions of the New York City Charter and the Administrative Code.

Each agency shall be required to ensure with regard to each project under its jurisdiction that the City's Financial Management System is adequately updated with project milestones and explanations for any delays in the schedules of each project.

Miscellaneous Budget (098)
Units of Appropriation [002] - Preliminary Studies – OTPS

In relation to the funding in unit of appropriation 002 within the Miscellaneous Budget for capital scoping, the Office of Management and Budget shall provide to the Council, no later than October 31, 2016, a report detailing: 1) what projects, as identified by capital project ID, underwent design and scoping; 2) the amount of funds expended for each project; 3) how much of the expenditure was reimbursed through an interfund agreement (IFA); 4) projects that were not included in the capital budget after completion of the design and scope work; and 5) the budget request and winning bid amount of capital projects included in the adopted capital budget.

Department of Correction (072)
Unit of Appropriation [002] – PS
Unit of Appropriation [003] – OTPS

As a condition to the expenditure of funds appropriated to the unit of appropriation numbers 002 and 003, the Department shall provide quarterly headcount reports to the Council detailing the number of uniform officers that perform duties that do not require uniformed expertise or other duties traditionally and primarily performed by civilian employees. Such report shall be disaggregated by rank, and shall include the salary range, the average salary, and title of the civilian positions in which the uniformed officers are working.

The quarterly updates shall be submitted as follows: the first report shall be submitted on or before October 15, 2015 and shall cover the period beginning July 1, 2015 and ending September 30, 2015. The second update shall be submitted on or before January 15, 2016 and shall cover the period beginning October 1, 2015 and ending December 31, 2015. The third update shall be submitted on or before April 15, 2016 and shall cover the period beginning January 1, 2016 and ending March 31, 2016. The fourth update shall be submitted on or before July 15, 2016 and shall cover the period beginning April 1, 2016 and ending June 30, 2016.

Department of Correction (072)
Units of Appropriation [001] and [002] – PS
Units of Appropriation [003] and 004] – OTPS

As a condition to the expenditure of funds appropriated to the unit of appropriation numbers 001, 002, 003, and 004, the Department shall provide quarterly reports to the Council detailing the actual numbers of occurrences of jail violence in total and by listing adults, young adults, and adolescent inmates separately. Such reports shall include the number of: 1) violent inmate-on-inmate incidents; 2) serious injury to inmate(s) as a result of violent inmate-on-inmate incidents; 3) inmate assault on staff; 4) serious injury to staff as a result of inmate assault on staff; 5) Department use of force incidents with serious injury; 6) Department use of force incidents with minor injury; and 7) Department use of force incidents with no injury.

The quarterly updates shall be submitted as follows: the first report shall be submitted on or before October 15, 2015 and shall cover the period beginning July 1, 2015 and ending September 30, 2015. The second update shall be submitted on or before January 15, 2016 and shall cover the period beginning October 1, 2015 and ending December 31, 2015. The third update shall be submitted on or before April 15, 2016 and shall cover the period beginning January 1, 2016 and ending March 31, 2016. The fourth update shall be submitted on or before July 15, 2016 and shall cover the period beginning April 1, 2016 and ending June 30, 2016.

Department of Correction (072)
Units of Appropriation [001] and [002] – PS
Units of Appropriation [003] and [004] – OTPS

As a condition to the expenditure of funds appropriated to the unit of appropriation numbers 001, 002, 003, and 004, the Department shall provide quarterly reports to the Council detailing: 1) the number of inmates who have requested a copy of their certified birth certificate within two weeks prior to release from custody; 2) the number of certified birth certificates that were provided pursuant to such request; and 3) the number of requests made to the Department of Health and Mental Hygiene in accordance with such request.

Such information shall include: 1) the number of inmates who were denied a certified copy of their birth certificate; 2) the reason for such denial; and 3) the number of inmates who received a copy of their certified birth certificate prior to release.

The data provided shall be applicable to any person born in New York City and sentenced to ninety days or more in a New York City correctional facility who will serve, after sentencing, thirty days or more in a New York City correctional facility.

The quarterly reports shall be submitted as follows: the first report shall be submitted on or before October 15, 2015 and shall cover the period beginning July 1, 2015 and ending September 30, 2015. The second report shall be submitted on or before January 15, 2016 and shall cover the period beginning October 1, 2015 and ending December 31, 2015. The third report shall be submitted on or before April 15, 2016 and shall cover the period beginning January 1, 2016 and ending March 31, 2016. The fourth report shall be submitted on or before July 15, 2016 and shall cover the period beginning April 1, 2016 and ending June 30, 2016.

Department of Education (040)
Unit of Appropriation [406]

As a condition to the expenditure of funds appropriated to unit of appropriation 406, the Department shall provide a semi-annual list to the City Council detailing the total number of charter schools, listed by name and address, funded in such unit of appropriation. Such list shall also contain the total number of enrolled students in each charter school, disaggregated by grade. The semi-annual list shall also contain the following information for all charter schools funded in such unit of appropriation, in the aggregate: 1) the total number of enrolled students, disaggregated by grade; 2) the total number of enrolled Special Education students, disaggregated by grade; 3) the total number of enrolled General Education students, disaggregated by grade; 4) the total number of enrolled English Language Learner students, disaggregated by grade; 5) the total number of students provided free or reduced price school lunches, disaggregated by grade; and 6) the total sum of year-end projected payments, disaggregated by payments for general education students and payments for special education students with the payments for special education students further disaggregated by tuition payment category.

Such list shall be provided to the Council on December 1, 2015 and June 1, 2016.

Department of Education (040)
Units of Appropriation [All]

As a condition of this appropriation, the Department of Education shall issue the Financial Status Report for the following dates:

Financial Status Report	Report Content	Anticipating Meeting Date	Issue Date
September 2015	FY16 FSR - Opening Condition	20-Oct	3-Oct
October 2015	FY15 Year-End Close	21-Nov	3-Nov
December 2015	FY16 FSR update; FY17 November Plan Summary	22-Dec	9-Dec
February 2016	FY16 FSR update, including Fiscal Analysis; FY17 Preliminary Budget Summary	6-Mar	16-Feb
March 2016	FY16 FSR update	28-April	10-Apr
May 2016	FY16 FSR update; FY17 Executive Budget Summary	29-May	13-May

Department of Education (040)
Units of Appropriation [401], [403] and [481]

As a condition to the expenditure of funds appropriated to the unit of appropriation numbers 401 and 403, the Department shall provide quarterly headcount reports to the City Council that lists school-based staff by title, network-based staff by title, and cluster-based staff by title.

The quarterly updates shall be submitted as follows: the first report shall be submitted on or before October 31, 2015 and shall cover the period beginning July 1, 2015 and ending September 30, 2015. The second update shall be submitted on or before January 31, 2016 and shall cover the period beginning October 1, 2015 and ending December 31, 2015. The third update shall be submitted on or before April 30, 2016 and shall cover the period beginning January 1, 2016 and ending March 31, 2016. The fourth update shall be submitted on or before July 31, 2016 and shall cover the period beginning April 1, 2016 and ending June 30, 2016.

Department of Education (040)
Units of Appropriation [401], [403] and [453]

In relation to the funding in units of appropriation 401, 403, and 453 for the Public School Athletic League (“PSAL”), the Department of Education (“DOE”) shall provide a report to the City Council, no later than April 1, 2016, listing each sports team which received funding for the 2015-2016 school year. Such list shall be disaggregated by 1) sport; 2) gender; 3) school name; 4) school DBN; 5) sport season; 6) league (i.e. PSAL, Small Schools Athletic League (“SSAL”), or transfer); and 7) amount of funding provided by PSAL for each team. Such report shall also include a list of all teams that were rejected by PSAL for formation in the 2015-2016 school year, disaggregated by 1) sport; 2) gender; 3) school name; 4) school DBN; 5) league; and 6) reason for denial. The report shall also include a breakdown of PSAL’s total funding (not including funding provided for teams) by PS and OTPS.

Department of Education (040)
Units of Appropriation [439] and [440]

As a condition to the expenditure of funds appropriated to units of appropriation 439 and 440, the Department shall provide the City Council a report detailing the total amount of collected and uncollected lunch fees; and the number of school lunches served daily following the same methodology used in the Mayor's Management Report, disaggregated by free lunch, reduced-priced lunch, and paid lunch. For each lunch category, the DOE shall identify the number of lunches served in schools participating in the Universal School Meals program under federal Provision II; the number of lunches served in schools participating in the Community Eligibility Provision (CEP); the number of lunches served in schools participating in the City Council's Free Lunch in Middle Schools Initiative; and the number of lunches served in schools that do not participate in one of these programs. The report shall include the number of schools participating in each of these lunch programs.

The report, which shall include data as of December 31, 2015, shall also include, disaggregated by the number of students attending schools that participate in the Universal School Meals program (Provision II), CEP, the Free Lunch in Middle Schools Initiative, and none of these programs: 1) the number of students eligible for free lunch, disaggregated by the number who are directly certified and not directly certified; and 2) the number and percentage of students who completed and submitted lunch forms and/or an alternative income form. Where data is available through the collection of a form verifying student income levels, the report shall also include: 1) the number of students eligible for reduced-price lunch; and 2) the number of students eligible for full-priced lunch.

Such list shall be provided to the Council no later than April 1, 2016.

Department of Finance (836)
Unit of Appropriation [001]–PS
Unit of Appropriation [011] –OTPS

No later than May 1, 2016, as a condition of the funds in units of appropriation 001 and 011, the Commissioner of the Department of Finance shall submit to the Council an annual report detailing the number and nature of inquiries received by the Taxpayer Advocate regarding property tax exemptions or business tax exemptions, whichever is applicable for Fiscal 2016. Such report shall also include the number, nature, and resolution of complaints received by the Taxpayer Advocate; any recommendations made by the Taxpayer Advocate to the commissioner; the acceptance and denial rates of such recommendations by the commissioner; and the number and nature of inquiries referred to the Taxpayer Advocate by the ombudspersons at the Department; and the number and nature of inquiries referred to the Taxpayer Advocate by 311.

The reporting requirements pursuant to this term and condition shall commence immediately following the employment of the Taxpayer Advocate within the Department of Finance.

Department of Health and Mental Hygiene (816)
Unit of Appropriation [102] – Disease Control and Epidemiology -PS
Unit of Appropriation [112] – Disease Control and Epidemiology - OTPS

As a condition of the funds in unit of appropriation numbers 102 and 112, no later than April 1, 2016, the Commissioner of the Department of Health and Mental Hygiene (“DOHMH”) shall provide to the City Council all communicable disease procedures relating to illnesses of potential public health concern that currently exist for schools to which a DOHMH nurse or other school health professional is assigned.

Department of Health and Mental Hygiene (816)

Unit of Appropriation [107] – PS

Unit of Appropriation [117] – OTPS

As a condition of the funds in unit of appropriation numbers 107 and 117, the Commissioner of the Department of Health and Mental Health (DOHMH) shall provide to the City Council and make available on the DOHMH's website, no later than December 31, 2015, a list of providers, categorized by location, that offer oral health services. The Department shall also use best efforts to expand outreach about oral health care programs that are available to New York City residents.

Department of Health and Mental Hygiene (816)

Unit of Appropriation [102] – PS

Unit of Appropriation [112] – OTPS

No later than April 1, 2016, as a condition of the funds in units of appropriation 102 and 112, the Commissioner of the Department of Health and Mental Hygiene (DOHMH) shall submit to the Council a report detailing the wait times for services sought in DOHMH's clinics. The report shall provide the average wait times of services sought, disaggregated by service type, for each DOHMH clinic.

Such report shall cover the period of April 1, 2015 through March 1, 2016.

Department of Homeless Services (071)

Unit of Appropriation [100]

As a condition of the funds in unit of appropriation 100 to be expended for the Department's Annual Homeless Outreach Population Estimate (HOPE), or any similar annual survey of the City's homeless population during Fiscal 2016, the Department shall use best efforts to determine the number of homeless youths included in the City's homeless population at the time of such survey. Such best efforts shall include a question regarding the age of the respondent. The results of such best efforts shall be published in the Department's annual Hope Survey results publication.

Human Resources Administration/Department of Social Services (069)

Unit of Appropriation [103] – Public Assistance – OTPS

Unit of Appropriation [105] – Adult Services – OTPS

In relation to the funding in units of appropriation 103 and 105 for transitional residential facilities, or any other housing facility that provides temporary or emergency housing pursuant to a contract with a community-based or other non-City organization, the Human Resources Administration/Department of Social Services shall provide a report to the City Council no later than October 1, 2015, listing the name and location of each transitional residential facility or other similar facility, except that if the disclosure of the location of the facility is prohibited by federal, state or local law, then the location of such facility shall not be disclosed. Such list shall be disaggregated by Council District. In addition, the Commissioner shall provide reasonable notice of the location of each such facility to the Council Member in whose district such facility will be operated before the facility begins to provide the services as outlined in the contract.

New York Police Department (056)
Unit of Appropriation [001] – Operations – PS
Unit of Appropriation [002] – Executive Management – PS
Unit of Appropriation [003] – School Safety – PS
Unit of Appropriation [004] – Administration Personnel – PS
Unit of Appropriation [006] – Criminal Justice – PS
Unit of Appropriation [007] – Traffic Enforcement – PS
Unit of Appropriation [008] – Transit Police – PS
Unit of Appropriation [009] – Housing Police – PS

As a condition of funds in units of appropriation 001, 002, 003, 004,006, 007, 008, and 009, the Commissioner of the New York Police Department shall submit quarterly reports detailing the demographics of newly hired police officers. For each officer hired in Fiscal 2016, such report shall include demographic information for such officers, including gender, race, and national origin.

The quarterly reports shall be submitted as follows: the first report shall be submitted on or before October 15, 2015 and shall cover the period beginning July 1, 2015 and ending September 30, 2015. The second report shall be submitted on or before January 15, 2016 and shall cover the period beginning October 1, 2015 and ending December 31, 2015. The third report shall be submitted on or before April 15, 2016 and shall cover the period beginning January 1, 2016 and ending March 31, 2016. The fourth report shall be submitted on or before July 15, 2016 and shall cover the period beginning April 1, 2016 and ending June 30, 2016.

New York Police Department (056)
Unit of Appropriation [007] – Traffic Enforcement - PS

No later than April 1, 2016, as a condition of funds in units of appropriation 007, the Commissioner of the New York Police Department shall submit a report to the City Council detailing the number of arrests resulting from Local Law 29 of 2014, which makes it a misdemeanor for a motorist to interfere with the right of way of a pedestrian by causing contact with a pedestrian or bicyclist on the sidewalk or while the pedestrian or bicyclist was in the crosswalk or otherwise lawfully crossing the street, and as a result of the contact, physical injury to the pedestrian or bicyclist occurs. The arrests reported pursuant to this term and condition shall be disaggregated by police precinct.

Such report shall indicate whether the infraction occurred during the motorist's official business duties, if known.

New York Police Department (056)
Unit of Appropriation [007] – Traffic Enforcement - PS

No later than April 1, 2016, as a condition of funds in units of appropriation 007, the Commissioner of the New York Police Department shall submit a report to the City Council detailing the number of incidents that result from a motorist's interference with the right of way of a bicyclist by causing contact with a bicyclist while the bicyclist has the right of way, and as a result of the contact, death of the bicyclist occurs. The incidents reported pursuant to this term and condition shall be disaggregated by police precinct.

New York Police Department (056)
Units of Appropriation [001] - PS
Units of Appropriation [100] - OTPS

As a condition of funds in units of appropriation 001 and 100, the Commissioner of the New York Police Department shall submit quarterly reports detailing the budgeted headcount, actual headcount, and vacancies for school crossing guards. Such report shall be disaggregated by patrol bureau and precinct.

The quarterly reports shall be submitted as follows: the first report shall be submitted on or before October 15, 2015 and shall cover the period beginning July 1, 2015 and ending September 30, 2015. The second report shall be submitted on or before January 15, 2016 and shall cover the period beginning October 1, 2015 and ending December 31, 2015. The third report shall be submitted on or before April 15, 2016 and shall cover the period beginning January 1, 2016 and ending March 31, 2016. The fourth report shall be submitted on or before July 15, 2016 and shall cover the period beginning April 1, 2016 and ending June 30, 2016.

New York Police Department (056)
Units of Appropriation [001] and [100]-PS

No later than September 30, 2015, as a condition of funds in units of appropriation 001 and 100, the Commissioner of the New York Police Department (“NYPD”) shall submit an annual report regarding the school crossing guard locations. Following consultation with the Department of Education and Department of Transportation, the NYPD’s report should include how intersections and crossing guard allocations were identified. In addition, the NYPD’s report shall detail any changes to the school crossing guard training manual and patrol guide sections related to crossing guard deployment.

Department of Small Business Services (801)

Unit of Appropriation [010] - PS

Unit of Appropriation [011] - OTPS

No later than April 1, 2016, in relation to the funding in the units of appropriation 010 and 011 for Workforce One programs, the Department of Small Business Services shall provide to the Council an annual report detailing the: 1) number of registrants placed at jobs; 2) Council districts in which registrants placed at jobs reside 3) job category/job classification of job placements (direct-managed hires or self-placement); 4) industry of job placement; 5) average hourly wage at placement; and 6) Council districts in which the jobs are located.

Such information shall be disaggregated by each specific job placement program within Workforce One program and by each specific Workforce One career center.

Department of Small Business Services (801)

Unit of Appropriation [010] - PS

Unit of Appropriation [011] - OTPS

No later than April 1, 2016, in relation to the funding in the units of appropriation 010 and 011 for Workforce One programs, the Department of Small Business Services shall provide an annual report to the Council detailing the zip codes and census tracts or council districts in which each Workforce One registrant resides.

Department of Youth and Community Development (260)
Unit of Appropriation [312] – Youth Services – OTPS

In relation to the funding in unit of appropriation 312 for transitional residential facilities, or any other housing facility that provides temporary or emergency housing pursuant to a contract with a community-based or other non-City organization, the Department of Youth and Community Development shall provide a report to the City Council no later than October 1, 2015, listing the name and location of each transitional residential facility or other similar facility, except that if the disclosure of the location of the facility is prohibited by federal, state or local law, then the location of such facility shall not be disclosed. Such list shall be disaggregated by Council District. In addition, the Commissioner shall provide reasonable notice of the location of each such facility to the Council Member in whose district such facility will be operated before the facility begins to provide the services as outlined in the contract.

Department of Youth and Community Development (260)
Unit of Appropriation [312] – Youth Programs – OTPS

In relation to the funding in unit of appropriation 312 for the Department's Summer Youth Employment Program, the Department shall provide, via mail or by electronic means, to all its contract recipients literature advertising the availability of free and reduced cost breakfast and lunch under the "Got Breakfast" Program and the Department of Education's Summer Breakfast and Lunch Programs, and shall request the contractors to provide to participants the addresses of the closest locations at which these youth may avail themselves of these meals.