



THE CITY OF NEW YORK
OFFICE OF THE COMPTROLLER
BRAD LANDER

**Testimony of New York City Comptroller Brad Lander on NYC's FY 2024 Executive Budget and
FY 2023-27 Financial Plan Before the NYC Council Finance Committee
May 23, 2023**

Good afternoon Speaker Adams, Chair Brannan, members of the Finance Committee and the City Council. Thank you for the opportunity to comment on the FY 2024 Executive Budget. Joining me today are Francesco Brindisi, Executive Deputy Comptroller for Budget and Finance, and Krista Olson, Deputy Comptroller for Budget.

The Executive Budget provides a more candid look at where the City stands financially than the Preliminary Budget, incorporating several large expenses that were previously unaccounted for, including \$16 billion for collective bargaining increases, and the cost of providing shelter to asylum seekers (without adequate reimbursement from the federal government) through Fiscal Year 2025. On the positive side, the budget recognizes some of the increased revenues my office had projected.

The result of these adjustments is that OMB's stated outyear budget gaps increased to \$7 billion by FY 2027. We project these gaps will be significantly higher: over \$10 billion by 2027, when other risks, underbudgeting, and the drop-off of federal stimulus funds are accounted for.

While these fiscal challenges are meaningful and significant, New York City is on solid economic footing. Year-to-date revenues through April are 5.8% above last year. We project that tax revenues will dip slightly in FY 2024 before regaining growth in each successive year of the plan.

We do need a serious, long-term savings program to address outyear budget gaps; but we do not need to cut essential services like supportive housing, CUNY, public libraries, or meals for home-bound seniors.

At the same time, strengthening New York City's economic position in the years ahead will require new investments in childcare, affordable housing, mental health care, workforce development, and climate readiness. These critical investments will require new revenues, which should be raised from the wealthiest New Yorkers, so we can confront challenges of affordability, grow the economy, and share its benefits more widely.

Reviewing the City's Economic Forecast and Financial Plan

The local economy continues to recover. New York City is now at 99.7% of pre-pandemic job levels. The healthcare, technology, and business sectors are above pre-pandemic levels; while hospitality, construction, retail, and entertainment remain lower.

Our projections assume that the economy will slow down but avoid recession. We project modest growth over the Plan period but are mindful of potential risks from federal debt ceiling negotiations, banking sector turmoil, and the Federal Reserve's interest rate hikes to address inflation. Locally, commercial real

estate remains a key concern as hybrid work settles into a “new normal” with much higher vacancy rates.

Although the Executive Budget addresses several major items that were outstanding in the Preliminary Budget, many risks and underfunded expenditures remain, including overtime costs and MTA contributions. Summer Rising, Special Education Pre-K, Universal 3-K, and Community Schools face gaps when federal COVID-19 funds expire. Special education Carter Cases, pupil transportation, and charter schools are chronically underbudgeted. Despite my request to the Mayor and Chancellor, school budgets are not yet available, so it’s too soon to tell enrollment impacts.

The cost of providing shelter to asylum seekers is the largest unknown in the budget planning process. Costs will be high – but impossible to predict with precision with so many unanswered questions and the federal government so far failing utterly to provide necessary support.

If OMB’s current projections of asylum-seeker costs and reimbursements prove accurate, the Comptroller’s Office estimates a FY 2024 gap of \$2.14 billion, roughly in balance with the \$1.69 billion FY 23 surplus we project. Projected outyear gaps grow each year to \$10.38 billion (9.6%) in 2027. If more asylum seekers steadily migrate here, if additional state and federal funding does not materialize, and if daily costs remain high, the gap grows from \$3.29 billion in 2024 to \$14 billion (12.9%) in FY 2027.

Providing Legal Services for Asylum Seekers is Key to Helping Many Move Out of Shelter

As many new arrivals fast approach the one-year deadline to submit asylum applications, the City must do more to assist them to submit their applications for asylum, and then six months later for work authorization.

So far, over 99% of asylum seeker spending has been for emergency shelter, and far less than 1% on legal and support services. This is shortsighted. While keeping pressure on Washington and Albany, we must scale up the services that get people on their feet, enable them to exit shelter, and contribute to our city.

The City Council should add at least \$70 million to the budget and insist that the Administration stand up a comprehensive program for outreach, pro-se clinics, and direct legal representation immediately. This will save hundreds of millions of dollars in shelter costs.

Cutting Essential Services is a Mistake

Despite the uncertainties ahead, the Mayor’s proposals to cut critical services are a strategic misstep.

At a time when 1-in-5 people who need supportive housing can get it, the Executive Budget cuts supportive housing rental assistance by \$5.2 million in FY 2024 and \$8.2 million in FY 2025. Jordan Neely’s killing calls us to improve our existing systems for housing and care for people struggling with mental illness on the streets, not to cut it. Yet additional cuts to DHS (\$29 million) and DSS (\$12 million) will reduce funding for human services nonprofits that provide mental health care, substance abuse treatment, childcare, and job training.

The Department of Correction plans to nix trade skills and financial literacy classes, drug relapse prevention, and reentry services for detained people. These cuts are a risk to public safety.

CUNY faces \$41 million in additional cuts annually, on top of funding reductions totaling \$155 million for this year. CUNY is part of the bedrock of the city's economy and an engine for upward social mobility. Half of the city's new nurses and a third of our teachers graduate from CUNY. The Mayor and City Council should instead follow the Governor and State Legislature's example and invest further in proven programs like ASAP, ACE, and CUNY Reconnect.

While the Administration held public libraries harmless in the recent PEG, the \$21 million cuts from prior PEGs and failure to baseline last year's Council funding means shorter hours and fewer programs for New Yorkers yearning to learn.

The Department for the Aging (DFTA) plans to cut back on meals for home-bound seniors – despite delivering nearly triple the meals in the first four months of FY 2023 than last year.

And the Administration eliminated funding for the highly successful PromiseNYC, created last year by the Council to provide childcare for undocumented children. The program should be continued at the full year cost of \$20 million.

The modest sums saved by these cuts pale in comparison to the damage done.

More Strategic and Longer-Term Savings

The Administration gave agencies just ten days to submit PEGs during the April Plan. This last-minute call for savings made the Program to Eliminate the Gap a blunt, short-term slashing. OMB pulled down vacant staffing lines without regard for whether they were essential positions like cybersecurity specialists or social service claims processors.

This blunt approach has apparent limitations: the Administration already rightly reversed 339 cut positions from the Department of Social Services in the January Plan. But staffing declines continue, despite more hiring halls.

What we need – given the fact that next year's budget is near balance, and the challenge we face is in the out-years – is a more strategic, long-term exercise that encourages wise budgetary planning. Assigning agencies savings targets that build across the years of the financial plan would allow more strategic attrition to identify positions that could be taken down or repositioned.

Another way to achieve strategic savings is to hold agencies accountable for claims settled against them, which totaled \$1.5 billion in FY 2022. Since settlements are currently paid out of the General Fund, agencies have no budgetary incentive to reduce claims. If agencies were held fiscally responsible for projected settlement costs, each agency would be incentivized to root out the causes of claims against them. In February, our office published a report on motor vehicle crash claims, which cost the city more than \$600 million over the past decade and \$130 million in FY 2022 alone. We made recommendations to significantly reduce those claims going forward.

Other savings opportunities include the utilizing technology, leveraging the City's purchasing power, and identifying federal Inflation Reduction Act funds for sustainability investments.

Finally, I continue to urge the City Council to adopt legislation that would require a formula for deposits into the Rainy Day Fund. Last year's deposit was the largest ever, but still well short of what is needed

when the next recession comes.

Investments in a Thriving Future

As the Council and Mayor focus negotiations on the FY 2024 budget in the coming weeks, this is also an important moment to think about the longer-term future. As we emerge from the pandemic to face new uncertainties, we need strategic investments to ensure that New York City is a place where people can afford to grow families, buy homes, launch new businesses, and create the ideas and culture that make our city the best on the planet. That was the recommendation of the “New New York” panel convened by the Governor and Mayor and chaired by former Deputy Mayors Doctoroff and Buery.

Universal 3-K and Affordable Child Care for Families

To fulfill the promise of 3-K for all kids, we must ensure that every child has a seat available in their neighborhood, conduct outreach fill every seat, pay providers on time, and pay childcare workers a living wage.

Ambitious New Models for Affordable Housing and Cooperative Homeownership

New York City’s families face a housing affordability crisis that severely drags our economy. Albany must step up with an ambitious plan to combat exclusionary zoning, increase housing supply across the state, protect tenants from unfair evictions with good cause protections, and create a large-scale Housing Access Voucher Program.

But New York City must act ambitiously as well. We urgently need a new program to create permanently affordable, multifamily cooperative homeownership for low-income, working-class, and middle-income families. That was essential to building New York City’s middle class through the Mitchell-Lama program in the 1960s. It is no less critical today.

The Neighborhood Pillars program – which enables nonprofits and mission-driven organizations to acquire and rehabilitate rental housing for low- to moderate-income households – should also grow dramatically in the year.

Mental Health Services and Supportive Housing

The crises of mental health and homelessness, revealed painfully in the killing of Jordan Neely, require that we invest significantly more in systems of care and support, including drop-in and respite centers, and mental health screening in our schools, as proposed by the Public Advocate, in supportive housing, and in new “housing first” programs that have proven effective elsewhere.

Building New York City’s thriving and inclusive future will also take long-term investments in workforce and economic development, transportation and the public realm, and of course sustainability and climate resilience.

Raising Revenues Progressively and Effectively to Pay for these Investments

How will we afford these much-needed new investments? With looming outyear budget gaps and the need to maintain essential services, a savings program alone, while necessary, will not enable us to make

ambitious and needed new investments. We will require new sources of revenue.

As we outline in a new brief we are releasing today, new revenues can and must be both progressive and effective. They should not put additional burdens on low-income or middle-income New Yorkers already struggling with rising costs, but should instead be borne by the wealthiest households, who have seen their incomes skyrocket in recent years. For example, our recent monthly economic newsletter revealed that the top 0.02% of New Yorkers – fewer than 1,000 households – saw their incomes grow by \$62 billion in the first two years of the pandemic.

Yet currently, single filers in New York City making \$50 million, or \$5 million, or \$500,000 face the same marginal city income tax rate as those who earn just \$50,001. If we set very modestly higher tax rates for households earning over \$500,000 per year, the City could see nearly \$1 billion in revenues.

Another 400 million could come from fairer taxation of high value properties, through a luxury pied-a-terre surcharge, partial repeal of the tax abatement for luxury co-ops and condos, and the elimination of the Madison Square Garden tax exemption.

Yes, permission from Albany would be required, and that is not coming this session. That's okay, because next year's City budget is close to balanced, as I outlined above. The investments we need are for the longer term; but we need to start the conversation now.

With wise investments in our infrastructure, core services, and public goods, the City of New York can ensure that people can afford to raise their families, buy a home, start a business, and build communities here for generations to come.



NEW YORK CITY COMPTROLLER
BRAD LANDER

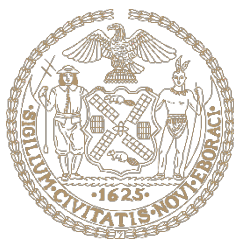
Comments on New York City's Executive Budget

for Fiscal Year 2024 and Financial
Plan for Fiscal Years 2023 - 2027

BUREAU OF BUDGET

May 2023





Brad Lander

Comptroller

Executive Deputy Comptroller for Budget and Finance

Francesco Brindisi

Deputy Comptroller for Budget

Krista Olson

Senior Director, Budget Oversight

Elizabeth Brown

Chief Economist

Jonathan Siegel

Project Coordinator

Manny Kwan

Report Coordinator

Kettly Bastien

Director, Tax Policy & Revenue Analysis

Yaw Owusu-Ansah

Director, Budget Analysis & Research

Krzysztof Haranczyk

Director, Cash Analysis

Irina Livshits

Bureau of Budget Staff

Jovanni Ayala
Rosa Charles
Stephen Corson
Astha Dutta

Peter E. Flynn
Michele Griffin
Michael Hecht

Dahong Huang
Jack Kern
Marcia Murphy

Kieran Persaud
Andrew Rosenthal
Andre Vasilyev

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I. Executive Summary

The FY 2024 Executive Budget and April 2023 Financial Plan incorporates many of the expenses that the Comptroller's Office highlighted as unaccounted for in the Preliminary Budget, thus providing a more candid view of the City's fiscal condition. The City added nearly \$16 billion to fund the cost of settling municipal labor contracts over the five years of the Plan and \$4.3 billion to pay for the cost of providing shelter and services to people seeking asylum. The Comptroller's Office identifies the growing cost of providing these services as the biggest near-term risk to the City budget, particularly as State, and to a greater extent Federal, aid remains inadequate.

In addition to accounting for increased expenditures, the Financial Plan recognizes higher revenues. The City revised its tax forecast upward in each year—bringing its projections closer in line with the Comptroller's Office. The City continues to add jobs and is now at 99.7 percent of its pre-pandemic employment level. And while local economic growth is slowing from its fast-paced pandemic recovery, neither the Comptroller's Office nor the City projects a recession. There are reasons for caution, however, as the economic risk remains elevated. Turmoil in the banking sector, high interest rates, and rising commercial vacancies in the City are also causes for concern.

Overall, the FY 2024 Executive Budget as presented by the Mayor totals \$106.69 billion, an increase of \$4.03 billion over the Preliminary Budget, but \$2.22 billion less than the \$108.91 billion currently planned for FY 2023; with much of the difference stemming from the drop of Federal COVID-19 aid. Higher estimates of tax collections, along with the spending down of budgeted reserves, and savings resulting from a third consecutive Program to Eliminate the Gap (PEG), increased the projected FY 2023 surplus by \$868 million, which is used to close the FY 2024 gap and results in balanced budgets for both years. In the outyears, the City projects gaps of \$4.20 billion in FY 2025, \$5.95 billion in FY 2026, and \$6.98 billion in FY 2027.

Based on its own economic forecast, the Comptroller's Office projects higher tax revenues than the Mayor in each year. Driven by strong collections early in the year, the Comptroller's Office expects FY 2023 tax revenues to total \$72.28 billion in FY 2023, 1.7 percent higher than the Mayor's current projections and an increase of 3.9 percent compared with FY 2022 collections. After FY 2023, the Comptroller's Office projects that tax revenues will dip slightly in FY 2024 (by 1.0 percent) before regaining growth in the outyears (averaging 3.0 percent).

While the Executive Budget addresses several major items left outstanding in the Preliminary Budget, there are still many underfunded expenditures and risks—the greatest of which is the cost of providing services to people seeking asylum. Given the high level of unpredictability, the Comptroller's Office explores several scenarios of the flow of arrivals, State and Federal aid, and costs (details on page 68 of this report). The mid-range scenario suggests \$1.15 billion more in City funds could be required in FY 2024, growing to \$2.94 billion in FY 2025, and \$3.65 billion in FYs 2026 and 2027, the two years when no funds for these services are budgeted.

The Comptroller's Office estimates that spending at the Department of Education (DOE) will exceed budgeted costs by \$210 million in FY 2023 rising to \$2.72 billion in FY 2027. This results from the expiration of Federal COVID aid used to fund ongoing DOE programs, the underbudgeting

of special education Carter Cases, the implementation of the State mandate to reduce class sizes, and the underfunding of charter school tuition costs, including the reauthorization of 14 charter schools as required by the 2023-2024 State budget, as well as other costs.

The Comptroller's Office's expenditure estimates also take into account other costs included in the 2023-2024 State budget but not yet reflected in the City's Financial Plan, such as increased payments to the MTA, growth in payroll taxes paid by the City, and the capture of Federal healthcare funds, as well as several other actions. Together these result in additional City spending of \$409 million in FY 2024, growing to \$511 million in FY 2025. Underbudgeting for overtime and rental assistance costs also pose significant risks in FY 2024 and forward.

Because of the uncertainty around the cost of providing services to people seeking asylum, the Comptroller's Office presents its restated surpluses and gaps with and without its estimates of increased spending. If the City's projection of these costs (and the level of Federal/State reimbursement) proves accurate, the Comptroller's Office projects additional resources of \$1.69 billion in FY 2023, and a FY 2024 gap of \$2.14 billion, roughly in balance with the FY 2023 surplus. Projected outyear gaps are larger at \$6.45 billion in FY 2025, \$9.05 billion in 2026, and \$10.38 billion in FY 2027 (2.0 percent of the budget in FY 2024 growing to 9.6 percent in FY 2027).

If costs to provide services to people seeking asylum grow faster than the City projects, and if Federal and State support comes in less than budgeted, gaps increase to \$3.29 billion in FY 2024 (3.1 percent of the budget) and reach \$14.03 billion in FY 2027 (12.9 percent of the budget).

One risk not quantified here—but critical—is the impact that the City's cost-saving measures could have on essential services. Since November, the City has proposed multiple PEG programs. These have included measures to reduce the high number of vacant City-funded positions by a cumulative 4,496 for FY 2024, as well as cuts to CUNY, public libraries, re-entry services at Rikers, and human service providers. New Yorkers would be better served by a multi-year and strategic approach to savings that maintains critical service levels.

The release of the Executive Budget also included an updated Capital Commitment Plan and Ten-Year Capital Strategy. The Capital Commitment Plan totals \$97.93 billion from FY 2023 – FY 2027, a \$1.39 billion increase over the Preliminary Plan. The greatest increase is for Department of Correction (DOC) projects, largely for the Brooklyn Borough-Based Jail. The Ten-Year Capital Strategy totals \$164.78 billion. Based on past experience, it is unlikely that commitments will be delivered at the pace planned, resulting in lower levels of actual spending and borrowing.

Overall, while the Comptroller's Office projects a surplus in the current year and a manageable gap in FY 2024, there is significant pressure in the outyears. The City must not only look at cost-cutting measures, but long-term strategies to increase efficiency, achieve long-term savings without cutting core services, improve its capital process to invest in infrastructure, and [bolster revenues](#) in ways that are equitable and effective to secure the city's thriving future.¹

¹ <https://comptroller.nyc.gov/reports/raising-revenues>

Table 1. FY 2023 – FY 2027 Financial Plan

						Change FYs 2023 –2027	
(\$ in millions)	FY 2023	FY 2024	FY 2025	FY 2026	FY 2027	Dollar	Percent
Revenues							
Taxes:							
General Property Tax	\$31,570	\$32,405	\$32,366	\$32,633	\$33,238	\$1,668	5.3%
Other Taxes	38,318	38,013	39,747	41,118	42,962	4,644	12.1%
Tax Audit Revenues	1,200	721	721	721	721	(479)	(39.9%)
Subtotal: Taxes	\$71,088	\$71,139	\$72,834	\$74,472	\$76,921	\$5,833	8.2%
Miscellaneous Revenues	8,251	7,793	7,624	7,562	7,518	(733)	(8.9%)
Unrestricted Intergovernmental Aid	297	0	0	0	0	(297)	(100.0%)
Less: Intra-City Revenues	(2,361)	(1,996)	(1,987)	(1,989)	(1,986)	375	(15.9%)
Disallowances Against Categorical Grants	(15)	(15)	(15)	(15)	(15)	0	0.0%
Subtotal: City-Funds	\$77,260	\$76,921	\$78,456	\$80,030	\$82,438	\$5,178	6.7%
Other Categorical Grants	1,109	1,082	1,075	1,070	1,070	(39)	(3.5%)
Inter-Fund Revenues	706	720	725	732	732	26	3.7%
Federal Categorical Grants	11,721	10,411	8,060	7,052	7,026	(4,695)	(40.1%)
State Categorical Grants	18,113	17,555	17,540	17,304	17,367	(746)	(4.1%)
Total Revenues	\$108,909	\$106,689	\$105,856	\$106,188	\$108,633	(\$276)	(0.3%)
Expenditures							
Personal Service							
Salaries and Wages	\$33,461	\$32,661	\$33,793	\$35,090	\$36,297	\$2,836	8.5%
Pensions	9,414	9,634	10,415	10,878	11,060	1,646	17.5%
Fringe Benefits	12,375	13,300	14,155	14,913	15,529	3,154	25.5%
Subtotal-PS	\$55,250	\$55,595	\$58,363	\$60,881	\$62,886	\$7,636	13.8%
Other Than Personal Service							
Medical Assistance	\$6,297	\$6,651	\$6,385	\$6,385	\$6,535	\$238	3.8%
Public Assistance	1,970	1,650	1,650	1,650	2,000	30	1.5%
All Other	43,238	38,559	35,925	34,729	35,000	(8,238)	(19.1%)
Subtotal-OTPS	\$51,505	\$46,860	\$43,960	\$42,764	\$43,535	(\$7,970)	(15.5%)
Debt Service							
Principal	\$4,003	\$4,144	\$4,165	\$4,187	\$4,371	\$368	9.2%
Interest & Offsets	3,541	3,671	4,101	4,847	5,354	\$1,813	51.2%
Subtotal Debt Service	\$7,544	\$7,815	\$8,266	\$9,034	\$9,725	\$2,181	28.9%
FY 2022 BSA and Discretionary Transfers	(\$6,114)	\$0	\$0	\$0	\$0	\$6,114	(100.0%)
FY 2023 BSA	\$3,035	(\$3,035)	\$0	\$0	\$0	(\$3,035)	(100.0%)
Capital Stabilization Reserve	\$0	\$250	\$250	\$250	\$250	\$250	N/A
General Reserve	\$50	\$1,200	\$1,200	\$1,200	\$1,200	\$1,150	2,300.0%
Less: Intra-City Expenses	(2,361)	(1,996)	(1,987)	(1,989)	(1,986)	375	(15.9%)
Total Expenditures	\$108,909	\$106,689	\$110,052	\$112,140	\$115,610	\$6,701	6.2%
Gap to be Closed	\$0	\$0	(\$4,196)	(\$5,952)	(\$6,977)	(\$6,977)	N/A

SOURCE: Mayor's Office of Management and Budget

NOTE: Numbers may not add to totals due to rounding.

Table 2. Plan-to-Plan Changes, April 2023 Plan vs. January 2023 Plan

(\$ in millions)	FY 2023	FY 2024	FY 2025	FY 2026	FY 2027
Revenues					
Taxes:					
General Property Tax	\$149	\$392	\$220	\$477	\$1,082
Other Taxes	1,458	1,859	1,996	1,957	2,734
Tax Audit Revenues	479	0	0	0	0
Subtotal: Taxes	\$2,086	\$2,251	\$2,216	\$2,434	\$3,816
Miscellaneous Revenues	268	277	243	250	229
Unrestricted Intergovernmental Aid	45	0	0	0	0
Less: Intra-City Revenues	(148)	(94)	(87)	(93)	(90)
Disallowances Against Categorical Grants	0	0	0	0	0
Subtotal: City-Funds	\$2,251	\$2,434	\$2,372	\$2,591	\$3,955
Other Categorical Grants	(63)	22	18	15	16
Inter-Fund Revenues	(20)	22	26	33	33
Federal Categorical Grants	(703)	926	(91)	35	27
State Categorical Grants	1,056	630	377	87	86
Total Revenues	\$2,521	\$4,034	\$2,702	\$2,761	\$4,117
Expenditures					
Personal Service					
Salaries and Wages	\$1,964	\$1,169	\$1,856	\$2,465	\$2,974
Pensions	0	71	632	927	1,261
Fringe Benefits	(160)	(201)	(224)	(206)	(197)
Subtotal-PS	\$1,804	\$1,039	\$2,264	\$3,186	\$4,038
Other Than Personal Service					
Medical Assistance	(\$267)	\$266	\$0	\$0	\$0
Public Assistance	320	0	0	0	0
All Other	1,808	3,778	1,645	680	719
Subtotal-OTPS	\$1,861	\$4,044	\$1,645	\$680	\$719
Debt Service					
Principal	\$0	(\$17)	(\$13)	(\$6)	(\$13)
Interest & Offsets	(111)	(69)	(76)	(64)	(29)
Subtotal Debt Service	(\$111)	(\$86)	(\$89)	(\$70)	(\$42)
FY 2022 BSA and Discretionary Transfers	\$0	\$0	\$0	\$0	\$0
FY 2023 BSA	\$869	(\$869)	\$0	\$0	\$0
Capital Stabilization Reserve	(\$250)	\$0	\$0	\$0	\$0
General Reserve	(\$1,505)	\$0	\$0	\$0	\$0
Deposit to Rainy Day Fund	\$0	\$0	\$0	\$0	\$0
Less: Intra-City Expenses	(\$148)	(\$94)	(\$87)	(\$93)	(\$90)
Total Expenditures	\$2,520	\$4,034	\$3,733	\$3,703	\$4,625
Gap to be Closed	\$0	\$0	(\$1,031)	(\$942)	(\$508)

SOURCE: Mayor's Office of Management and Budget

NOTE: Numbers may not add to totals due to rounding.

Table 3. Plan-to-Plan Changes, April 2023 Plan vs. June 2022 Plan

(\$ in millions)	FY 2023	FY 2024	FY 2025	FY 2026
Revenues				
Taxes:				
General Property Tax	\$149	\$392	\$220	\$477
Other Taxes	2,711	2,360	2,541	2,478
Tax Audit Revenues	479	0	0	0
Subtotal: Taxes	\$3,339	\$2,752	\$2,761	\$2,955
Miscellaneous Revenues	940	538	362	279
Unrestricted Intergovernmental Aid	45	0	0	0
Less: Intra-City Revenues	(387)	(57)	(58)	(60)
Disallowances Against Categorical Grants	0	0	0	0
Subtotal: City-Funds	\$3,937	\$3,233	\$3,065	\$3,174
Other Categorical Grants	80	66	60	58
Inter-Fund Revenues	(30)	(12)	(6)	1
Federal Categorical Grants	2,437	1,735	102	78
State Categorical Grants	1,361	665	406	116
Total Revenues	\$7,785	\$5,687	\$3,627	\$3,427
Expenditures				
Personal Service				
Salaries and Wages	\$1,793	\$688	\$1,340	\$2,040
Pensions	0	932	2,601	3,945
Fringe Benefits	(265)	(456)	(565)	(524)
Subtotal-PS	\$1,528	\$1,164	\$3,376	\$5,461
Other Than Personal Service				
Medical Assistance	(\$267)	\$266	\$0	\$0
Public Assistance	320	0	0	0
All Other	\$5,520	\$3,410	\$1,122	\$338
Subtotal-OTPS	\$5,573	\$3,676	\$1,122	\$338
Debt Service				
Principal	\$9	(\$77)	\$74	\$32
Interest & Offsets	(218)	(194)	(405)	(372)
Subtotal Debt Service	(\$209)	(\$271)	(\$331)	(\$340)
FY 2022 BSA and Discretionary Transfers	\$0	\$0	\$0	\$0
FY 2023 BSA	\$3,035	(\$3,035)	\$0	\$0
Capital Stabilization Reserve	(\$250)	\$0	\$0	\$0
General Reserve	(\$1,505)	\$0	\$0	\$0
Deposit to Rainy Day Fund	\$0	\$0	\$0	\$0
Less: Intra-City Expenses	(\$387)	(\$57)	(\$58)	(\$60)
Total Expenditures	\$7,785	\$1,477	\$4,109	\$5,399
Gap to be Closed	\$0	\$4,210	(\$482)	(\$1,972)

NOTE: Numbers may not add to totals due to rounding.

SOURCE: Mayor's Office of Management and Budget

Table 4. Risks and Offsets to the April 2023 Financial Plan

\$ in millions, positive numbers decrease the gap and negative numbers increase the gap

	FY 2023	FY 2024	FY 2025	FY 2026	FY 2027
City Stated Gap	\$0	\$0	(\$4,196)	(\$5,952)	(\$6,977)
Tax Revenues					
Property Tax	\$90	(\$24)	\$513	\$663	\$1,384
Personal Income Tax	590	410	124	99	(245)
Business Taxes	297	(359)	(451)	(188)	(49)
Sales Tax	71	235	151	60	(9)
Real Estate Transaction Taxes	43	(45)	228	188	3
All Other	(1)	(8)	40	67	70
Audit	100	179	179	179	179
Subtotal Tax Revenues	\$1,191	\$388	\$784	\$1,068	\$1,333
Miscellaneous Revenues	(\$89)	\$67	\$65	\$49	\$34
Total Revenues	\$1,102	\$455	\$849	\$1,117	\$1,367
Expenditures					
PS Accrual Savings	\$725	\$362	\$0	\$0	\$0
Temporary and Professional Services	0	(155)	0	0	0
Overtime	(282)	(538)	(440)	(440)	(440)
Education	(210)	(822)	(1,069)	(1,997)	(2,720)
Public Health Corps	0	0	(13)	(49)	(49)
Public Assistance	0	(225)	(225)	(225)	0
Rental Assistance	0	(392)	(392)	(392)	(392)
Payroll Mobility Tax	0	(65)	(69)	(72)	(73)
Contributions to MTA	25	(298)	(442)	(450)	(497)
Prevailing Wage for Shelter Security Guards	0	(55)	(55)	(55)	(55)
Foster Care Reimbursement Rate	0	(118)	(118)	(118)	(118)
Variable Rate Debt Service Savings	40	0	0	0	0
Court Appointed Counsel	0	(42)	(42)	(42)	(42)
Minimum Wage Increase	0	(8)	(21)	(30)	(38)
State Intercept of ACA eFMAP Savings	0	(129)	(214)	(343)	(343)
PHE eFMAP Savings	285	48	0	0	0
City Settlements	0	(157)	0	0	0
Total Expenditures	\$583	(\$2,594)	(\$3,100)	(\$4,214)	(\$4,767)

	FY 2023	FY 2024	FY 2025	FY 2026	FY 2027
Comptroller's (Risks)/Offsets	\$1,685	(\$2,138)	(\$2,251)	(\$3,097)	(\$3,399)
Restated (Gap)/Surplus	\$1,685	(\$2,138)	(\$6,447)	(\$9,049)	(\$10,376)
Asylum-Seeker Re-estimate					
Projected Risk	\$0	(\$1,150)	(\$2,940)	(\$3,650)	(\$3,650)
Restated (Gap)/Surplus w/ Asylum-Seeker Re-estimate	\$1,685	(\$3,288)	(\$9,387)	(\$12,699)	(\$14,026)

NOTE: Numbers may not add to totals due to rounding.

SOURCE: Office of the New York City Comptroller

II. The City's Economic Outlook

Economic Forecast, 2023 – 2027²

More than one year has elapsed since the Federal Reserve started to significantly increase interest rates, and their upward revisions have continued through this month—although at a more moderate pace than when they began. The Federal Funds Rate—which is essentially under the Fed's control—currently fluctuates in the range of 5.00 to 5.25 percent, while it stood at close to zero in February 2022. Throughout this period, many economic prognosticators have predicted an impending recession or at least a deceleration to a very slow rate of economic growth. However, most current economic measures suggest that a recession is likely not imminent.

The Mayor's Office of Management and Budget (OMB) has revised upward its own prediction of real economic growth in calendar year 2023 to 1.0 percent (from 0.3 percent previously). Their forecast growth rises to 1.5 percent in 2024 and goes no higher than 1.7 percent in any year during the Plan window through 2027.

While acknowledging that substantial risks are present and the possibility of recession remains non-negligible, the Comptroller's Office's forecast expects that the U.S. economy will grow in both 2023 and 2024 at 1.7 percent each year. Our projected growth rates in years 2025-27, averaging 2.6 percent per year, are also higher than OMB's and closer to long-run average growth rates outside of recessions.

Table 5 summarizes the economic forecasts of the Office of the Comptroller and OMB.

² The Office of the Comptroller is grateful to Michael Dardia for his work and advice on the economic and tax forecast.

Table 5. Summary of Economic Forecasts

		2023	2024	2025	2026	2027
U.S. Economy						
Real GDP (2012 \$, % Change)	Comptroller	1.7	1.7	2.6	2.8	2.5
	Mayor	1.0	1.5	1.5	1.7	1.7
Payroll Jobs, (% Change)	Comptroller	1.9	0.3	0.6	0.4	0.4
	Mayor	1.6	(0.4)	(0.2)	0.1	0.3
Fed Funds Rate, (Percent)	Comptroller	4.92	4.27	3.16	2.50	2.50
	Mayor	5.05	4.62	3.20	2.63	2.63
10-Year Treasury Notes, (Percent)	Comptroller	3.86	3.88	3.79	3.98	4.01
	Mayor	3.98	3.70	3.39	3.26	3.23
NYC Economy						
Payroll Jobs (Change in Thousands)	Comptroller	86.8	28.9	56.7	54.9	55.7
	Mayor	92.3	76.7	74.9	77.3	70.7
Wage Earnings, (% Change)	Comptroller	3.2	5.0	4.2	4.3	4.1
	Mayor	0.5	5.1	4.9	4.5	4.7
CPI NY Area, (% Change)	Comptroller	3.9	2.6	2.3	2.3	2.3
	Mayor	3.5	1.9	1.7	1.6	1.7

SOURCE: Office of the New York City Comptroller, Mayor's Office of Management and Budget

Current Economic Conditions

Economic Growth

Economic growth in the U.S. has remained solid since the middle of last year, despite a persistent consensus view expecting a recession or significant slowdown. The U.S. economy's real gross domestic product (GDP) grew at a 2.9 percent annual rate in the latter half of 2022, rebounding from a decline in the first half of the year, despite the contractionary monetary policy interventions by the Federal Reserve. While advanced GDP estimates from the Bureau of Economic Analysis for the first quarter of 2023 indicated a slower growth rate of 1.1 percent, this figure includes a \$138 billion drawing down of private inventories that reduced real GDP growth spending, real GDP growth in the first quarter of 2023 was 2.9 percent. This economic growth was primarily fueled by real (i.e., inflation-adjusted) personal consumption spending, which rose by a strong 3.7 percent rate. The GDPNow measure from the Atlanta Fed—a “nowcast” of the current quarter based on available data—estimates the second quarter of 2023 growing at 2.7 percent.

Significant inventory reduction is often a sign that the economy has already entered the downward part of its business cycle and the resulting lowered inventory levels will help to activate the self-correcting recovery stage. The fact that this drawdown has not coincided with a negative

GDP growth rate is a positive sign for the economy's chances to get through this year without entering a recession.

Credit and Interest Rates

On May 3rd, the Federal Reserve increased interest rates to a range between 5.0 percent and 5.25 percent. The statement accompanying the decision signaled the possibility of a pause in the hiking cycle after 10 consecutive increases dating back to March 2022.

Recent liquidity crises in the banking sector have rattled nerves in an uncertain economy. The turmoil began with the failures of Silicon Valley Bank and Signature Bank in March and was sparked again at the start of May by First Republic's disclosure of a drop in deposits exceeding 40 percent in the first quarter. Mid-size regional lenders play a major role in originating commercial real estate loans in the U.S. and in New York City—Signature was prominent in the NYC multifamily market while First Republic specialized in high-end mortgages in the city—and it therefore remains important to monitor impacts on lending.

The evidence so far suggests that federal policymakers have ample tools to largely insulate the economy and the financial system from substantial harm from such flare-ups. The FDIC rapidly arranged First Republic's sale to J.P. Morgan Chase, which seemingly mitigated any further spread of the crisis. These are stories of undercapitalization and mismanaged risks at selective institutions, and the government has been expanding its role as a lender of last resort and as a facilitator of private-sector correctives—both of which provide significant crisis containment.

All of this is not to say there are no real credit effects from these events. Indeed, bank credit downgrades have [raised the costs of funds](#) overall by as much as 100 basis points (1.00 percent), indirectly impacting the rates borrowers pay. This amplification of the Fed's policy of intentionally raising rates is part of the reason the monetary authority appears ready to pause its hikes. The Fed's Senior Loan Officer Opinion Survey on Bank Lending Practices is showing an [elevated number](#) of banks reporting tightening lending standards, although most of those banks answered "tightened somewhat" rather than "tightened considerably." And measures of total bank credit have been turning downward. In sum, the balance sheet crises at a certain number of regional banks are having a tightening effect, but so far it appears modest, and perhaps corrective, and not a credit "crunch" such as was seen last in 2008.

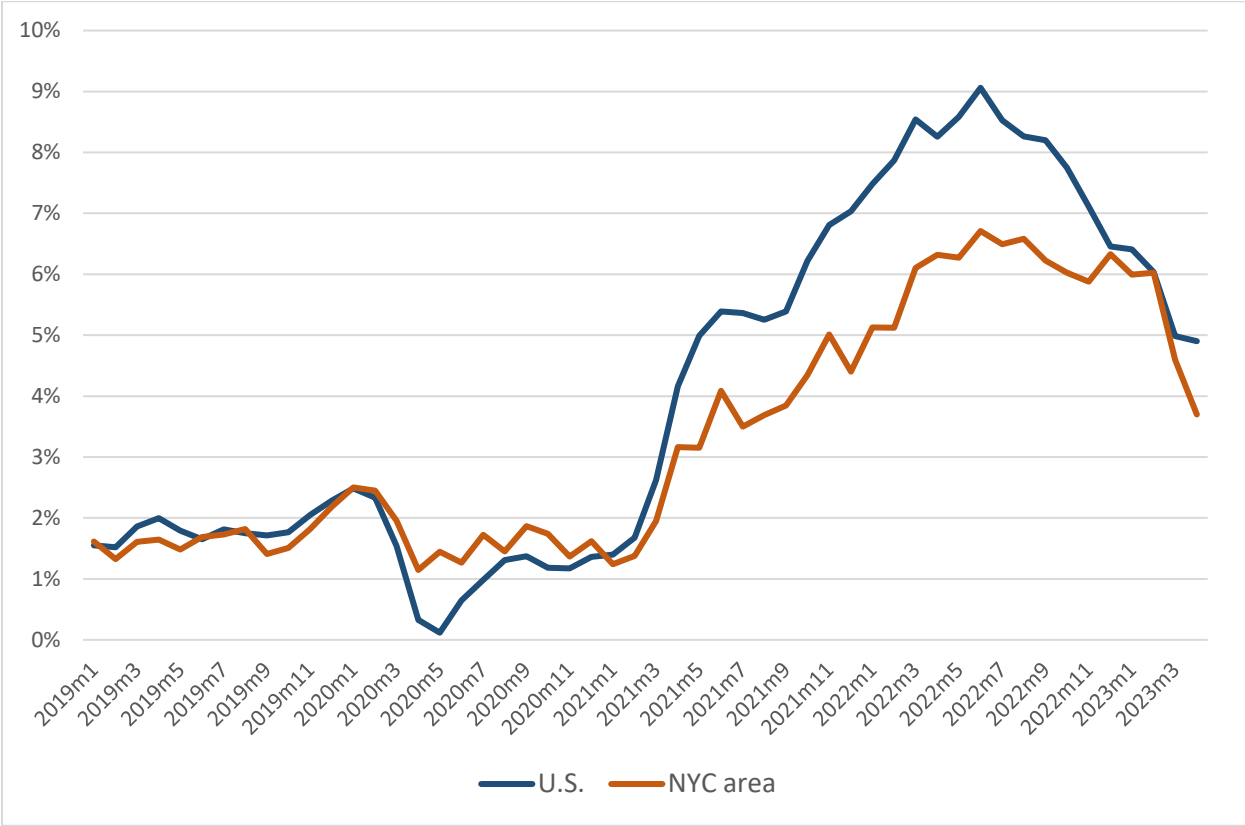
It is most likely that the lasting impact of these crises will come in the next major overhaul of banking regulation—when it will be recognized that the government is now implicitly underwriting commercial banks beyond those considered systemically important.

Inflation

Although inflation is moderating in both the U.S. and the New York City area, as seen in Chart 1, and trending in the right direction in most categories of goods and services, price growth remains far above the Federal Reserve's target of 2 percent. The April headline Consumer Price Index (CPI)

12-month growth rate fell to 4.9 percent in the U.S. and to 3.7 percent in the New York City area. Inflation peaked in June 2022 at 9.1 percent nationally and 6.7 percent in the New York City area. The Federal Reserve’s preferred gauge (the core Personal Consumption Expenditures, or PCE, price index) stood at 4.6 percent year-over-year in March. CPI grew at a slower rate in the NYC area than in the U.S. since January 2021, with the differential widening to 2.5 percentage points in the first quarter of 2022. The rates have more recently converged. In the first quarter of 2023, the differential averaged 0.3 percentage points.

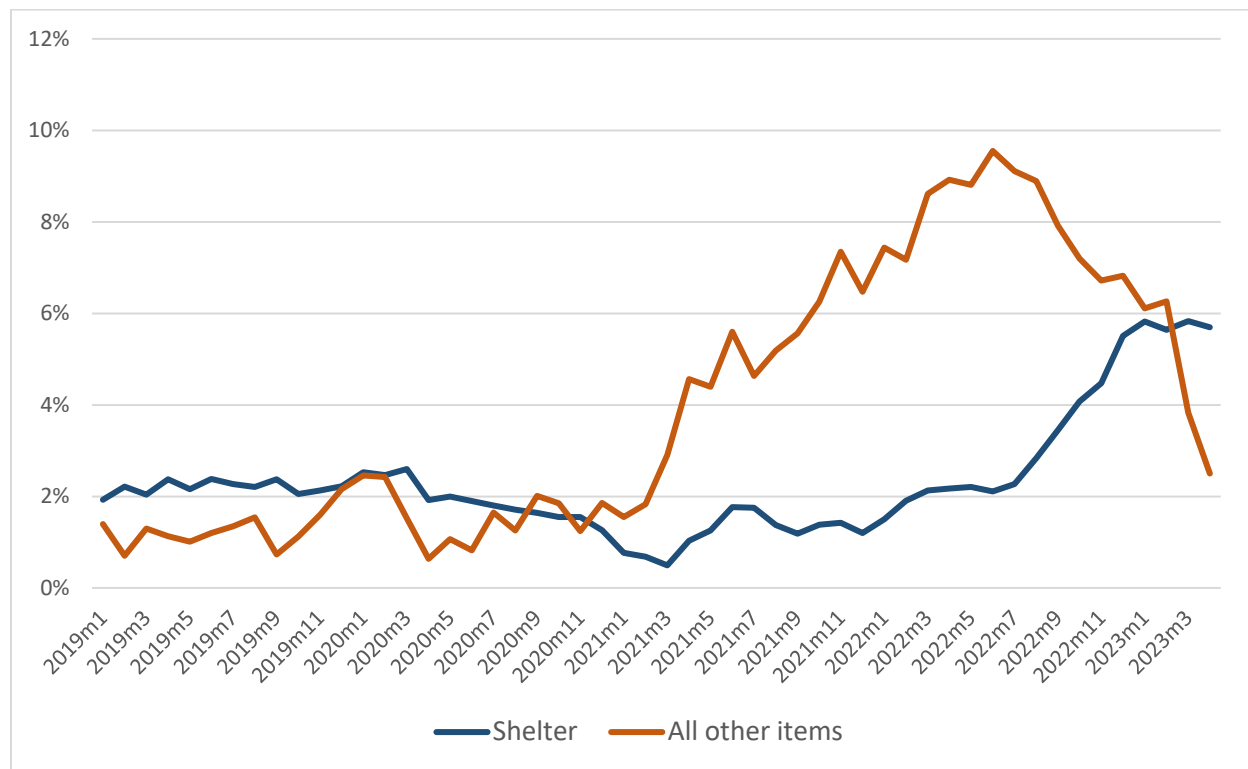
Chart 1. U.S. and NYC Area CPI (12-Month Percent Change)



SOURCE: Bureau of Labor Statistics

Locally, increased housing price inflation over the past year has masked what has been a stronger deceleration in other prices. As shown in Chart 2, shelter inflation in the New York City area—which captures housing costs of all types—remained near 6 percent in the first quarter of 2023. This is in sharp contrast with all other items in the basket, for which CPI inflation dropped to 2.5 percent in March (notably, motor fuel posted a 15.3 percent decline over the year).

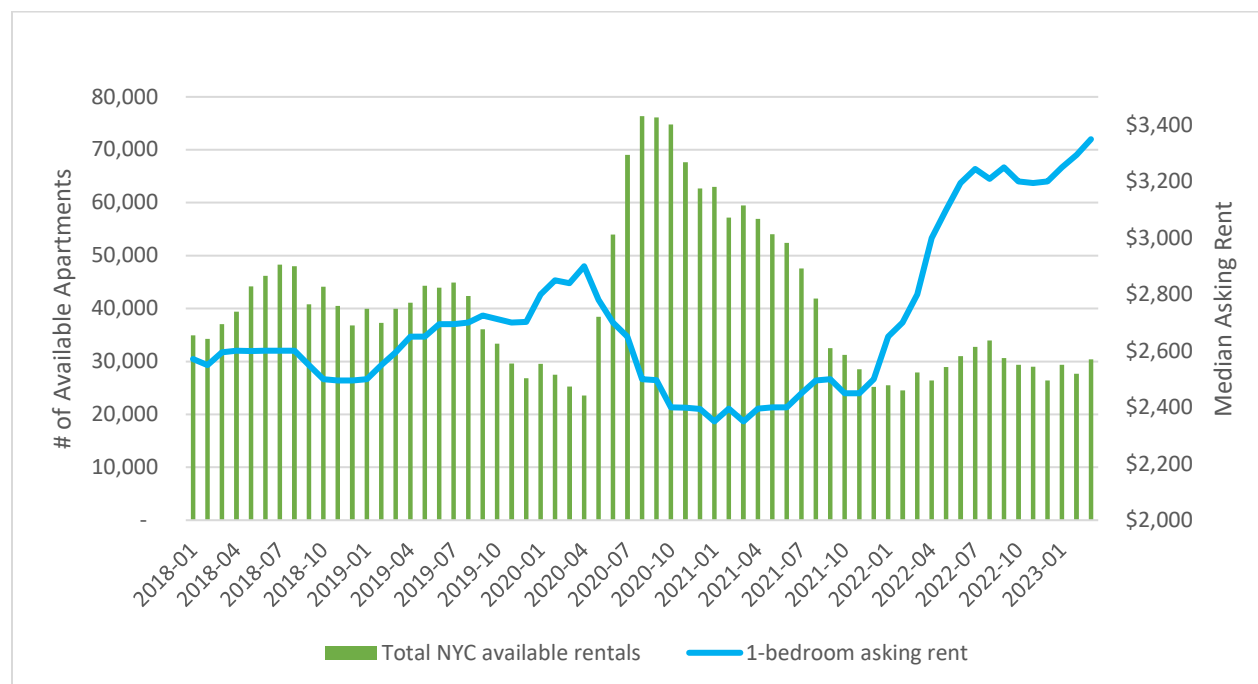
Chart 2. NYC Area CPI Shelter vs. All Other Items (12-Month Percent Change)



SOURCE: Bureau of Labor Statistics

Corroborating this data on housing costs, median asking rental rates for one-bedroom apartments in New York City on StreetEasy.com have increased by 20 percent over the past year, as seen in Chart 3. This rise has been accompanied by a relatively low inventory of available apartments—averaging below 30,000 over the past 12 months compared to a nearly 40,000 average from 2015 through 2019 (a 25 percent decline).

Chart 3. NYC Rental Housing Inventory and Median One-Bedroom Asking Rent



SOURCE: StreetEasy.com

Labor Markets

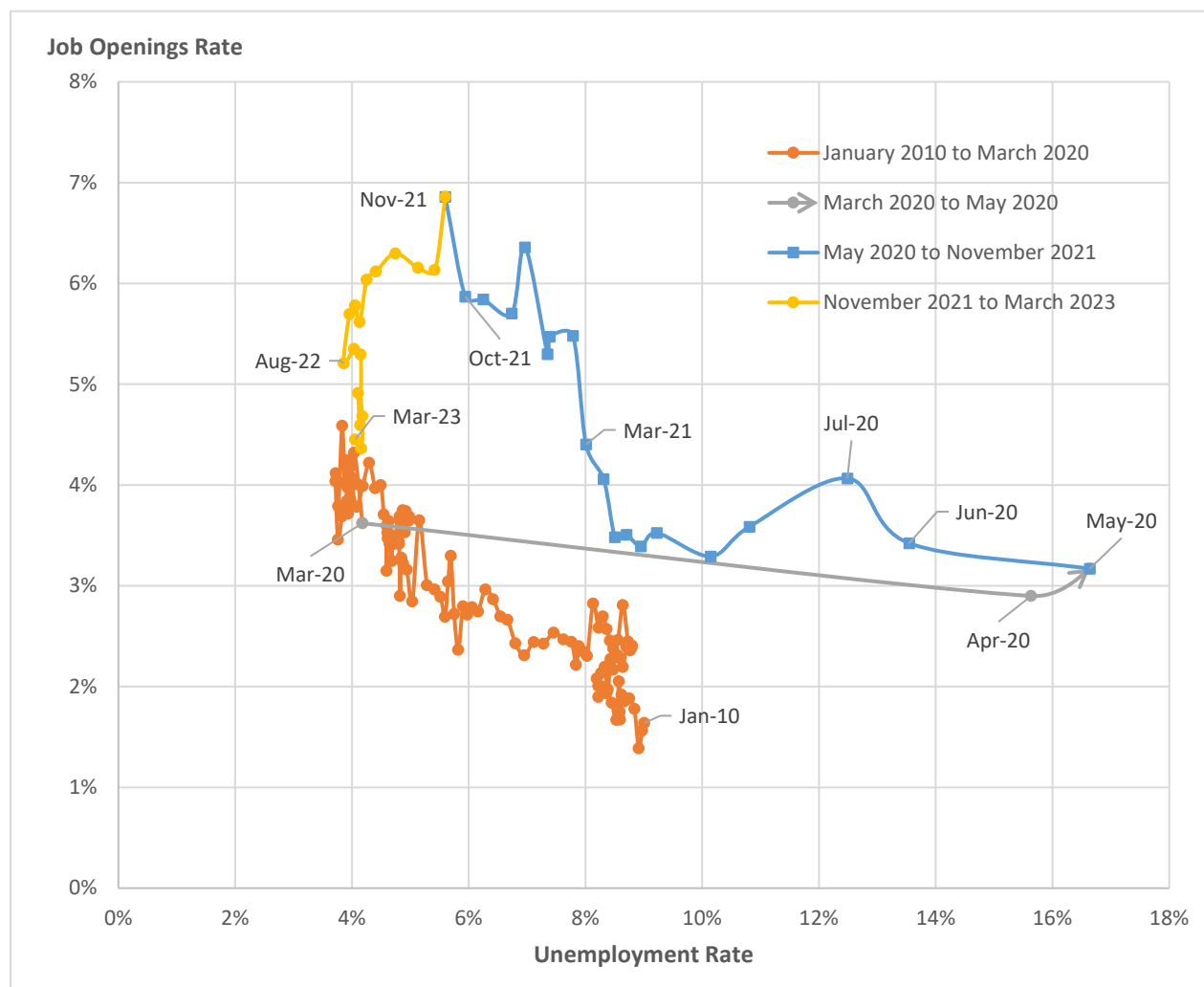
After fully recovering from pandemic-era declines, and a year-plus into a period of contractionary monetary policy intended to curb a spike in inflation, the U.S. job market continues to show resilience, with 253,000 jobs added in April and the unemployment rate dropping to 3.4 percent (its lowest since May 1969). Average hourly earnings in April grew 4.4 percent over the year and the March Wages and Salaries component of the Employment Cost Index came in at 5.0 percent over the year.

But despite the low unemployment rate and continued wage and job growth, there are signs suggesting that labor markets are not tight: [Job openings](#) and [quitting rates](#) have both fallen significantly in recent months without an accompanying rise in the unemployment rate. This loosening of the job market likely portends a future reduction in wage growth and gives credence to the hope that the Fed can engineer a “soft-landing” reduction of inflation without an economic recession.

In New York State, the March job openings rate has already fallen to 4.5 percent of the labor force, a level consistent with earlier non-inflationary times (note that job openings data are not available below the state level, but New York City contains close to half of all employment statewide). Chart 4 shows the relationship between the job openings rate and the unemployment rate in New York State. Historically, downward movement in job openings rates is almost always associated with rising unemployment rates. This inverse correlation can be seen in the orange line which

maps the relationship of the two rates between 2010 and early 2020. At the onset of the pandemic, in April 2020, the unemployment rate suddenly spiked (the grey line) as businesses shuttered temporarily, going far off the line that had previously prevailed. In the following year-and-a-half, unemployment fell steadily and the job openings rate rose commensurately (blue line), pushing job openings rates to unprecedented highs. These high openings rates were of great concern as they were likely to lead to rapid wage growth that, in turn, would fuel inflation. And the only way down appeared to include a rise in the unemployment rate, if this historic relationship still held. But in this unique case, the job openings rate in New York State has been falling for 15 months without any significant rise in the unemployment rate (yellow line).

Chart 4. Job Openings Versus Unemployment in New York State

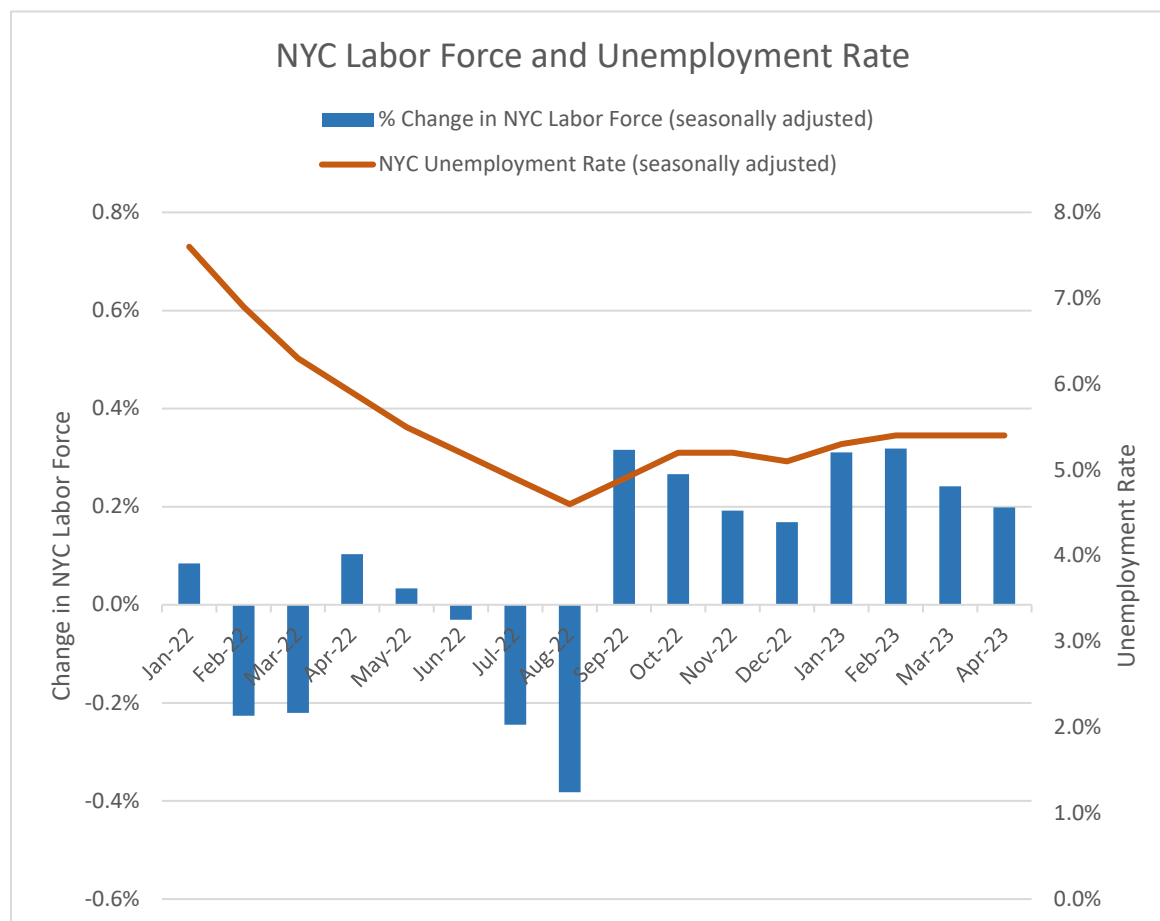


SOURCE: Bureau of Labor Statistics and NYC Office of the Comptroller

One part of the unusual labor market story in New York City has been a rise in the labor force. As seen in Chart 5, the City's labor force has grown by 0.2-0.3 percent per month over the last eight months, for a cumulative total of 2.0 percent (83,000 workers). Such a pattern is usually seen in a

recovery from a recession with high unemployment, with previously discouraged workers re-entering the employment and job-seeking pools as signs of a better labor market. Unlike a labor force contraction during a typical recession, which is largely a consequence of discouraged workers, the labor force reduction following the onset of the pandemic was caused by a temporary combination of home care needs, health concerns, and new forms of financial assistance. Recent labor supply increases appear to be the partial unwinding of those developments.

Chart 5. New York Labor Force and Unemployment Rate



SOURCE: New York State Department of Labor

NYC Employment

New York City private-sector employment rose by 190,000 jobs from March 2022 to March 2023, a 5 percent gain in payrolls that has returned the count to 99.7 percent of its pre-pandemic level from February 2020 (on a seasonally adjusted basis). However, the jobs recovery has been differently experienced across the city's industries. Certain sectors have already significantly surpassed 100 percent of their pre-pandemic level—such as health care and social assistance (110 percent of pre-pandemic), and office-based employers in finance, information, and

professional and business services (all at least 101 percent of pre-pandemic). At the same time, jobs in accommodation and food service (94 percent of pre-pandemic), construction (92 percent), retail (88 percent), and arts and entertainment (86 percent) lag their earlier levels. Table 6 shows New York City employment numbers as of March 2023. April payroll counts just released by the State show a decline of 16,000 jobs in NYC on a seasonally adjusted basis, with the largest declines in transportation and warehousing (8,800) and information technology (4,500).

Table 6. New York City Employment, Pre-Pandemic vs. Current

(in thousands)	Seasonally Adjusted NYC Employment				March 2023 Change From			Mar. '23 as a % of
Industry:	Feb. '20	Apr. '20	Mar. '22	Mar. '23.	Feb. '20	Apr. '20	Mar. '22	Feb. '20
Total Non-Farm	4,702.6	3,746.0	4,476.6	4,672.0	(30.5)	926.0	195.4	99.4%
Total Private	4,108.1	3,161.7	3,907.4	4,097.1	(11.0)	935.4	189.7	99.7%
Financial Activities	487.1	469.1	477.6	495.8	8.7	26.7	18.2	101.8%
Information	229.2	204.2	234.0	235.3	6.1	31.1	1.3	102.7%
Professional and Business Services	781.3	688.1	764.4	792.0	10.7	103.9	27.6	101.4%
Educational Services	256.4	229.4	255.3	258.7	2.3	29.3	3.3	100.9%
Health Care and Social Assistance	823.5	707.5	832.1	907.4	83.9	199.9	75.3	110.2%
Arts, Entertainment, and Recreation	95.7	50.7	74.7	82.6	(13.1)	31.9	7.9	86.3%
Accommodation and Food Services	374.4	105.8	307.8	350.6	(23.8)	244.8	42.8	93.6%
Other Services	196.1	129.2	176.7	185.3	(10.8)	56.1	8.6	94.5%
Retail Trade	346.1	230.3	307.0	305.1	(41.0)	74.8	(1.9)	88.2%
Wholesale Trade	139.8	108.3	129.6	131.4	(8.4)	23.1	1.7	94.0%
Transportation and Warehousing	134.9	98.8	132.6	131.8	(3.1)	33.0	(0.8)	97.7%
Construction	162.6	87.7	143.7	149.8	(12.8)	62.1	6.1	92.1%
Manufacturing	66.0	37.8	57.1	56.9	(9.0)	19.1	(0.2)	86.3%

SOURCE: New York State Department of Labor, Mayor's Office of Management and Budget

The Comptroller's Office's economic forecast projects New York City employment slowing its growth to 1.9 percent in calendar year 2023, 0.7 percent in 2024, and 1.3 percent in 2025-2027. Our forecast contains expected 2023 declines in employment in two high-wage sectors—securities and information technology, as well as indirect job-loss effects on other sectors emanating from the changes in these two industries.

The Comptroller's Office expects that securities firms are currently reducing or planning reductions in their New York City employment, in response to diminished profits. Many of these reductions may not yet be showing up in the most recent employment data because of severance arrangements that formally delay removal from payrolls. The Comptroller's Office projections reduce NYC securities employment by 6,000 (3 percent) over the course of 2023.

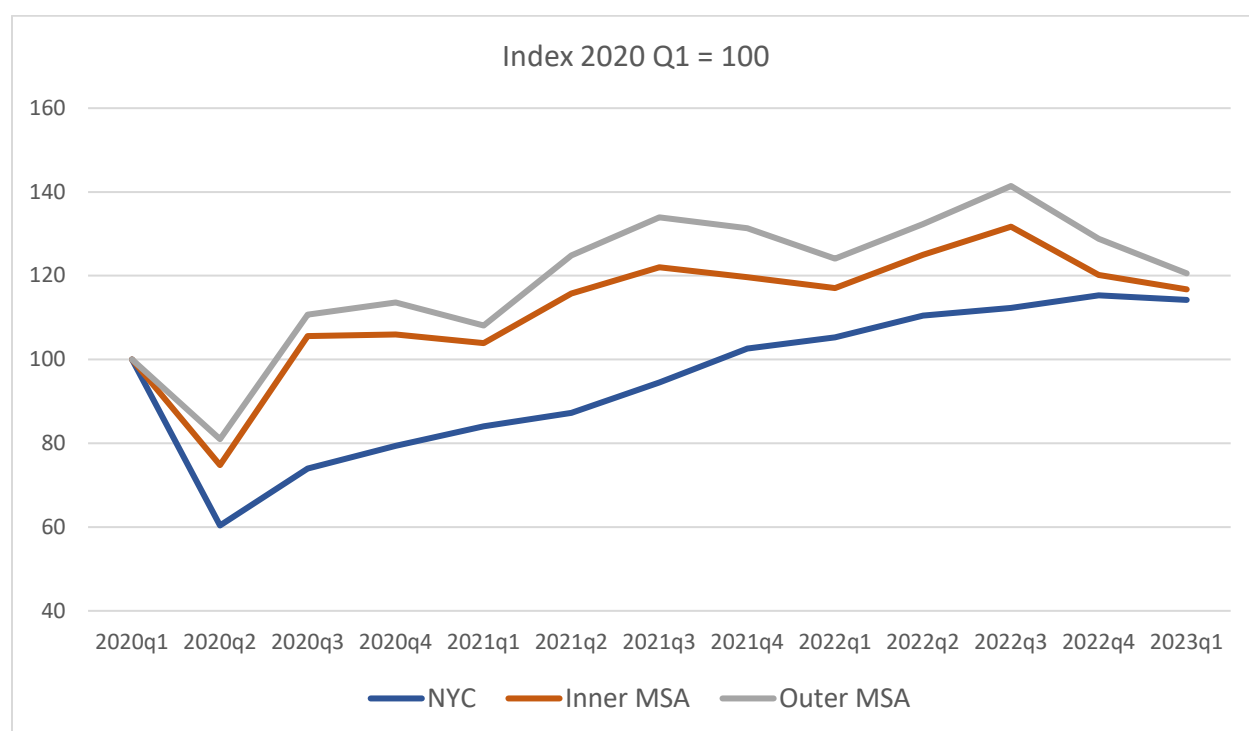
Nationwide, the information technology sector has been announcing payroll reductions. The sector, which employed 15,000 more people in New York City in 2022 than in 2019, already shed a net of 4,000 jobs in the city this year. The Comptroller's Office expects a cumulative decline of 7,500 by the end of 2023. April 2023 payroll counts just released show an additional monthly decline of 4,500 for the information technology industry.

OMB's New York City total employment forecast grows by 1.7 percent annually, on average, through 2027. In contrast, the Comptroller's Office forecasts that relatively little post-pandemic employment recovery remains and assumes that—after a brief slowdown in 2023-24—overall New York City employment resumes growing at a historically typical rate of 1.2 percent.

Consumer Spending and Taxable Sales

[Newly released data](#) on taxable sales through February 2023 allows a preliminary analysis of consumer spending in New York City three years into the COVID-19 pandemic. Chart 6 contains an index of taxable sales to equal 100 in the first quarter of 2020. In the initial quarters of the COVID-19 pandemic, taxable sales surged in the parts of the New York Metropolitan Statistical Area (MSA) outside city limits, while they remained well below pre-pandemic levels in the city itself. This is consistent with an outflow of city residents and far fewer office and other daily commuters into the city. More recently, the gap in spending between New York City and its suburbs appears to be narrowing. NYC taxable sales in the first quarter of 2023 were 14.2 percent higher than three years prior, as compared with 16.7 percent higher in the inner MSA and 20.6 percent higher in the outer MSA.

Chart 6. Taxable Sales in NYC and the MSA



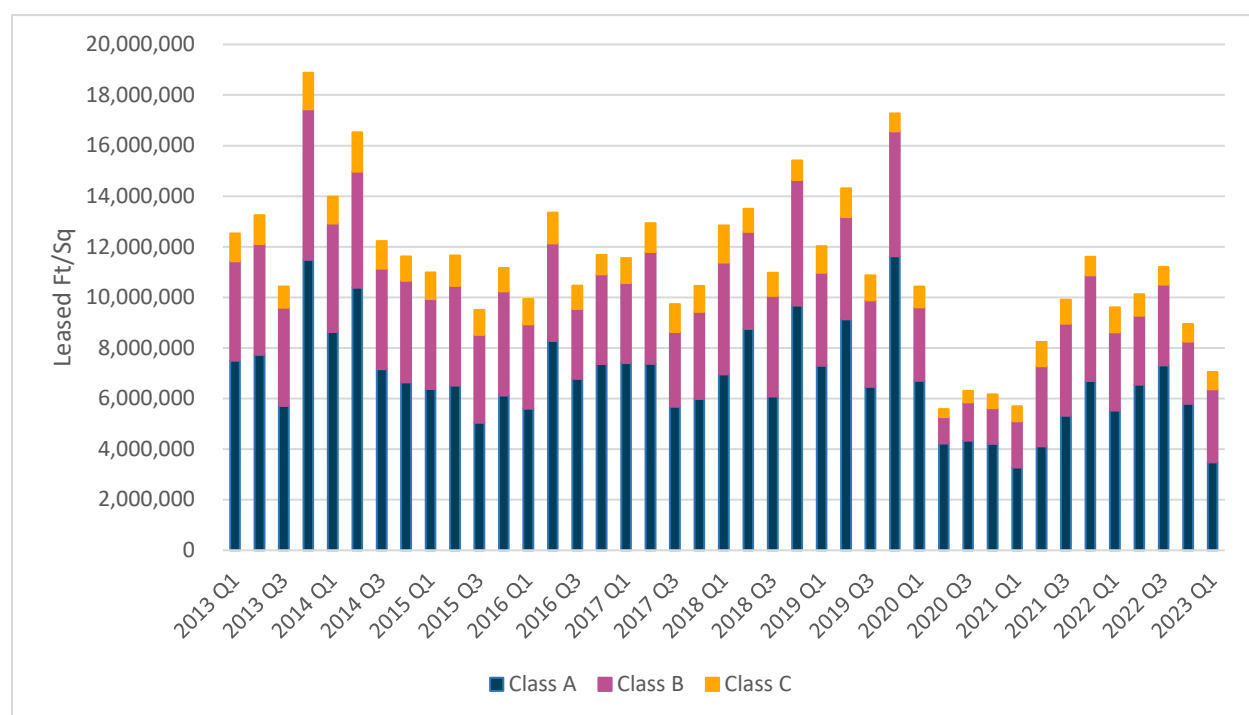
SOURCE: New York State Department of Taxation and Finance, Office of the New York City Comptroller. Inner MSA includes Long Island and the Lower Hudson Valley (Putnam, Rockland, and Westchester counties). Outer MSA includes the Mid-Hudson Valley (Dutchess, Orange, Sullivan, and Ulster counties).

NYC Real Estate Markets

After two years of post-pandemic recovery, office attendance in NYC appears to have reached a tentative steady state, with pandemic-accelerated remote and hybrid work patterns now expected to continue indefinitely. Card-swipe entry [data](#) from Kastle Systems are indicating stability in the rate of utilization of NYC office space in this year to date—a rate that averages 47 percent of its pre-pandemic usage levels. Other cities around the U.S. are also showing stabilizing preferences for physically reporting to the office in the Kastle data, but at different levels—for example, the technology-oriented San Jose area has stabilized at under 40 percent office attendance while Houston, a city with a greater intensity of professional and business services, has stayed near 60 percent. Corroborating this data for NYC is a February [survey](#) of office-based employers by Partnership for New York City which indicates that current office attendance averages 52 percent, not far below the employers’ expected “new normal” of 56 percent.

Diminished utilization of offices may foreshadow lower demand for leased space in the future. Long-term leases prevalent in much of the office market may spread the effects of such reduced demand over many years. But as can be seen in Chart 7, the most recent data on volume of leasing indicate that after having only partially recovered from its pandemic low point, NYC office leasing activity has declined in the past two quarters, especially for Class A office space.

Chart 7. NYC Office Leasing Activity by Class



SOURCE: CoStar

Risks to the Forecast

Despite the Comptroller’s Office’s forecast that a recession is not very likely, it remains a possibility in an uncertain economy. The consensus among economists is that the economy will shrink starting next quarter. Significant risk arises from tightening monetary policy. Inflation remains elevated and the Fed has made its intentions clear that it will raise rates further and risk a recession if inflation is not kept in check. Even though the “soft landing” scenario remains intact thus far, an increase in wage and price growth rates could alter the near-term economic outlook significantly. Due to the strength of payroll jobs, consumer spending, and core services inflation, a “no landing” scenario has started to emerge, where the Fed needs to raise rates more to tighten financial conditions and slow down demand. However, the turmoil in the banking sector and the associated tightening of credit standards have made this scenario less likely.

Negotiations regarding the U.S. debt ceiling could also generate market volatility. The Secretary of the Treasury recently informed Congress that, because of lower tax receipts, the Federal government is projected to hit the debt limit earlier than previously thought, potentially as early as June 1. The Fed’s chair remarked that breaching the debt limit would have “highly uncertain” and “averse” consequences on the U.S. economy, which the Fed may not be able to counter.

At the New York City level, an additional risk derives from the possibility of deeper job losses in the securities and tech sectors, and in overall office-using employment. Higher interest rates

(especially long-term rates) and stagnating or declining leasing activity could exacerbate financial stress for commercial real estate. Widespread monetary tightening and supply shocks at a global level could also slow down the recovery of international travel and tourism spending.

III. The FY 2024 Executive Budget and April 2023 Financial Plan

Overview: Changes to FY 2023 and FY 2024

FY 2023 Budget

The FY 2023 Budget in the April 2023 Financial Plan totals \$108.91 billion, an increase of \$2.52 billion from the January Plan. The increase is the result of \$2.25 billion more in anticipated City-funded revenues and \$1.06 billion in additional State grants, offset by a \$658 million reduction in Federal funding (including unrestricted grants).

The majority of the increase in City-funded revenues comes from upward revisions for nearly all the City's major tax sources, resulting in an increase of \$2.09 billion in forecasted tax revenues compared to the January Plan. Projections for miscellaneous revenue, from things like fines and fees also increased. The largest single source of the increase in State funding (\$438 million of the \$1.06 billion FY 2023 increase) reflects the Enacted State Budget's action to provide the City with funding to help cover the cost of shelter for people seeking asylum in the City. In prior plans, the City had budgeted \$1 billion in Federal funds to pay for these costs. This Federal support was removed in the April Plan for FY 2023, leading to the overall drop in Federal funding. This decline was offset somewhat by smaller increases in other Federal programs.

On the City-funded expenditure side, the largest change for FY 2023 comes from the addition of \$2.29 billion to the City's labor reserve to fund contract settlements for the City's workforce. The City also budgeted \$962 million of its own funds to cover costs of services and shelter for people seeking asylum, given the rising costs and lack of Federal aid expected this year. Another \$815 million was added in agency expenditures. To help cover these increased expenditures the City drew down nearly all its budgeted reserves (\$1.50 billion from the General Reserve and \$250 million from the Capital Stabilization Fund). This leaves a balance of \$50 million in the General Reserve remaining for FY 2023. Savings from the City's PEG program increased by \$417 million.

The City also added \$868 million in surplus FY 2023 resources to the Budget Stabilization Account to pre-pay FY 2024 debt service and close that year's budget gap.

FY 2024 Budget

The FY 2024 Budget in the April Plan totals \$106.69 billion, the largest Executive Budget in the City's history. It reflects a \$4.03 billion increase over the January Plan. More than half of this increase comes from revisions in City-funded revenues, which are \$2.43 billion higher than planned in January. As for FY 2023, the City increased projections for all its major tax sources, except for the mortgage recording tax (no change). Non-City funding sources increased by

\$1.60 billion, including the addition of \$926 million in Federal grants and \$630 million in State grants. The increase in non-City funds is largely due to expected funding to help pay for costs of services to people seeking asylum, with \$600 million budgeted to come from Washington in FY 2024 and \$562 million from Albany.

City-funded expenditures for FY 2024 increased by \$3.30 billion compared to the January Plan. Just over half of this increase (\$1.74 billion) is budgeted to cover costs related to services for people seeking asylum in the City's care. The increase also includes \$1.68 billion for the City's labor reserve for contract settlement costs. Other City-funded agency expenditures increased by \$959 million. These increases are offset by \$863 million in additional PEG savings, as well as \$216 million in debt service savings and other adjustments. As mentioned above, the City has budgeted \$868 million in FY 2023 resources to pre-pay FY 2024 debt service costs, closing the FY 2024 budget gap.

Table 7. Changes to FY 2023 and FY 2024 City-Funds Estimates from the January 2023 Plan

(\$ in millions)	FY 2023	FY 2024
Gap to be Closed – January 2023 Plan	\$0	\$0
Revenues		
Tax Revenues	\$2,086	\$2,238
Non- Tax Revenues	118	98
Unrestricted Governmental Aid	37	0
Revenues From PEGs	9	98
Total Revenue Changes	\$2,250	\$2,434
Expenditures		
Agency Expenditures	\$815	\$959
Asylum Seekers	962	1,738
Federal Funding Adjustment	0	(130)
Labor Reserve	2,288	1,684
Savings from PEGs	(417)	(863)
Debt Service	(111)	(86)
General Reserve	(1,505)	0
Capital Stabilization Fund	(250)	0
Prior Payables	(400)	0
Total Expenditure Changes	\$1,382	\$3,302
Gap To Be Closed Before Prepayments	\$868	(\$868)
FY 2023 Prepayment of FY 2024 Debt Service	(\$868)	\$868
Gap to be Closed – April 2023 Plan	\$0	\$0

Program to Eliminate the Gap (PEG)

The April 2023 Financial Plan PEG totals \$4.81 billion over the five years of the Plan period: \$541.1 million in FY 2023, \$1.05 billion in FY 2024, \$1.11 billion in FY 2025, \$1.09 billion in FY 2026, and \$1.02 billion in FY 2027.

A partial vacancy restoration at the Departments of Social Services, Housing Preservation and Development, and Finance offset the PEG by \$4.4 million in FY 2023 and restored 393 positions.

Combined with PEG initiatives from the November and January Plans, the savings sum to \$13.66 billion over the Plan period. The largest categories of savings over the budget cycle are in expense re-estimates (\$4.17 billion), an area that covers spending needs below anticipated amounts, lower usage rates, efficiencies, funding re-allocations, and expense-to-capital swaps.

Savings associated with personnel – including headcount reductions, fringe funding reductions, personnel savings not requiring headcount reductions, and accruals – make up \$3.75 billion of the savings over the three programs. Over a third of this amount (\$1.29 billion) represents vacancy reductions, with 4,496 city-funded positions slated to be cut as a result of the Administration's PEG actions in FY 2024. Another \$581.7 million of the personnel savings impacts fringe benefits across the Plan period, including reductions tied to headcount decreases (\$465 million) and funding shifts to other sources of revenue (\$116.7 million).

Separately, \$2.12 billion of the PEG items (including some that are associated with personnel costs) are flagged as possible program impact actions – these are items that have the potential to directly impact service delivery.

Table 8. Cumulative PEGs Across the Budget Cycle

Category	FY 2023	FY 2024	FY 2025	FY 2026	FY 2027
April 2023 Financial Plan					
Debt Service	(\$110,700,499)	(\$85,569,936)	(\$89,330,762)	(\$70,150,209)	(\$41,672,966)
Expense Re-Estimate	(\$270,806,608)	(\$448,129,011)	(\$504,493,868)	(\$544,552,662)	(\$543,294,899)
Possible Program Impact	(\$10,000,000)	(\$138,884,391)	(\$131,187,324)	(\$128,218,530)	(\$130,218,524)
PS Savings	(\$17,400,000)	(\$234,788,372)	(\$248,899,132)	(\$212,838,857)	(\$181,266,196)
Revenue	(\$132,156,685)	(\$139,401,032)	(\$133,108,206)	(\$133,164,138)	(\$127,814,138)
April 2023 Financial Plan Total	(\$541,063,792)	(\$1,046,772,742)	(\$1,107,019,292)	(\$1,088,924,396)	(\$1,024,266,723)
January 2023 Financial Plan					
Debt Service	(\$616,957)	(\$53,812,000)	(\$79,819,057)	(\$98,664,469)	(\$111,802,343)
PS Savings	(\$144,597,385)	(\$285,047,311)	(\$291,594,235)	(\$295,592,072)	(\$299,626,167)
Revenue	(\$65,328,000)	(\$1,700,000)	(\$1,700,000)	(\$1,700,000)	(\$1,700,000)
January 2023 Financial Plan Total	(\$210,542,342)	(\$340,559,311)	(\$373,113,292)	(\$395,956,541)	(\$413,128,510)
November 2022 Financial Plan					
Debt Service	(\$83,297,519)	(\$116,163,806)	(\$147,652,118)	(\$158,593,298)	(\$244,103,734)
Expense Re-Estimate	(\$126,426,331)	(\$337,193,520)	(\$433,520,680)	(\$477,893,767)	(\$484,938,396)
Possible Program Impact	(\$61,007,001)	(\$373,974,503)	(\$405,132,687)	(\$372,021,785)	(\$370,825,074)
PS Savings	(\$366,431,053)	(\$349,123,202)	(\$290,620,868)	(\$263,352,741)	(\$254,383,677)
Revenue	(\$278,885,567)	(\$437,631,050)	(\$239,631,723)	(\$226,926,474)	(\$217,585,625)
November 2022 Financial Plan Total	(\$916,047,471)	(\$1,614,086,081)	(\$1,516,558,076)	(\$1,498,788,065)	(\$1,571,836,506)
Total PEG Impact November 2022, January 2023, April 2023					
	(\$1,667,653,605)	(\$3,001,418,134)	(\$2,996,690,660)	(\$2,983,669,002)	(\$3,009,231,739)

SOURCE: Office of the New York City Comptroller, Mayor's Office of Management and Budget

NOTE: Does not include \$4,361,500 in FY 2023 partial vacancy restorations.

The April Program to Eliminate the Gap

OMB's request for agencies to submit PEG proposals came just weeks before the release of the April Plan. The Administration cited cost concerns associated with collective bargaining and

the city's response to the influx of people seeking asylum in the City as reasons necessitating a savings program. Most agencies were required to submit a 4 percent reduction in their FY 2024 and outyear budgets. The DOE and CUNY were required to submit reductions of 3 percent. Agencies were also instructed to avoid layoffs and, where feasible, limit cuts that may impact service delivery.

Possible Program Impact

Many of the proposed initiatives seem to indicate that agencies have begun to pass on savings to contracted providers, likely forcing them to implement reductions. The Department of Homeless Services (DHS) included a "Provider Flexibility Funding" savings of \$29.1 million in FY 2024 and the outyears that calls for contracted providers to reduce their budgets by 2.5 percent, with providers given some additional flexibility on salaries and staffing rules. The Department of Social Services (DSS) also submitted a provider flexibility savings of \$3 million in FY 2024 and out, as well as a larger \$9 million savings associated with the in-housing of various substance use treatment services. The Department of Correction (DOC) provided a savings of \$17 million in FY 2024 and the outyears for the insourcing of contracted services including programmatic contractors.

Other concerning items include stated savings from reduced spending despite evidence of increased need:

- A reduction in home delivered meals (\$5 million in FY 2024 and out) and Older Adult Center meals (\$7 million in FY 2024 and \$5.6 million in FY 2025 and out) due to less usage than expected at the Department for the Aging. This comes despite the Administration's latest *Mayor's Management Report* (MMR) highlighting that over 2.5 times as many meals have been served during the first four months of FY 2023 compared to the same time period in FY 2022.³
- Budgeted declines in spending for youth workforce programs (\$9.1 million in FY 2024, \$8.8 million in FY 2025 and out) at the Department of Youth and Community Development, even though the MMR showed growing programmatic participation.⁴
- Expense re-estimates at the Department of Housing Preservation and Development (HPD) for supportive housing rental assistance programs (\$500,000 in FY 2023, \$5.2 million in FY 2024, \$8.2 million in FY 2025, \$6.4 million in FY 2026, and \$300,000 in FY 2027) despite completing more units of supportive housing.⁵

³ [Preliminary Mayor's Management Report, January 2023](#), page 214 Goal 1b.

⁴ [Ibid](#), page 239 Goal 3a.

⁵ [Ibid](#), page 313, Goal 3c.

- Less spending on “traffic studies, data collection, and materials” at the Department of Transportation (DOT) (\$23.4 million in FY 2024, \$19.6 million in FY 2025, \$18.1 million in FY 2026, and \$20.1 million in FY 2027).

The Young Men’s Initiative, a public-private partnership started in 2011 (and greatly expanded during the de Blasio Administration) to address disparities among Black and Latino men between 16 and 24 continues to be incrementally reduced in the April Plan, losing \$4.2 million in funding (just over \$1 million baselined from FY 2024 onwards) across five agencies. The cumulative reduction over the three PEG plans for this program is \$11.5 million from FY 2023 through FY 2027 across eight agencies.

Vacancy Reductions

In total, there were 122 City-funded vacancy reductions in the April Plan (160 cuts offset by 38 adds). Agencies with the largest reductions in planned positions included the Department of Sanitation (DSNY) with 76 uniformed reductions (33 in solid waste management, 24 in precision cleaning, 19 uniformed positions in administrative roles), the Department of Health and Mental Hygiene (DoHMH) with 33 reductions across divisions, DOT shifted 17 positions to state and Federal funding sources.

Efficiency Savings

Key efficiency savings in the April Plan include planned citywide wireless savings at the Office of Technology and Innovation (OTI, previously the Department of Information Technology and Telecommunications, DoITT) resulting from the discontinued use of devices and consolidation of wireless carriers (\$20.3 million in FY 2024, \$20.9 million in FY 2025, and \$20.8 million in both FY 2026 and FY 2027) and technology-related funding efficiencies at DSS (\$1 million in FY 2024 and out). This an example of the kind of cost-saving efficiency that could be explored and expanded into other areas of the City budget.

Uniformed Agency Offsets

The current PEG continues a pattern started in November of offsetting savings in the City’s uniformed agencies with other adjustments resulting in no actual budget reduction for these items, although they are counted in the PEG totals:

- The New York Police Department’s (NYPD’s) overtime reduction savings are offset by the same amount in adjustments elsewhere in the budget every fiscal year (\$4 million in FY 2024 and out). NYPD school safety division personnel savings are offset by the same amount in every fiscal year (\$59.9 million across the Financial Plan period). Interestingly, vacancy reductions associated with part-time school crossing guards in the amount of \$7.5 million in FY 2024 and out were not offset by any other adds.

- The Fire Department (FDNY) saw similar offsets, with training savings (\$1.6 million in FY 2024 and out), a reduction in help desk spending (\$838,000 in FY 2024), and increased revenue from higher Medicare ambulance rates (\$4.5 million in FY 2024 and out) completely offset by other City funds.
- DOC also saw a large offset in the outyears: \$30 million in uniform overtime based on the closure of Rikers Island proposed but then also reversed with other adjustments in FY 2026 and FY 2027.
- Lastly, DSNY saw its savings of \$6.7 million a year from FY 2024 and out from canceling annual snow removal training offset by the same amount in other adjustments.

S(no)w Future?

DSNY included snow removal savings of \$45 million for the current fiscal year due to the lack of snow this winter. The City Charter sets the snow removal budget for a given fiscal year at the average of the five preceding fiscal years. Hence, a reduction of \$904,000 in FY 2024, and an \$11.8 million savings in the outyears.

Revenue and Other Considerations

The largest revenue item in the April Plan's PEG (excluding rolls of prior year revenue into FY 2023) is NYPD's increase in parking summons revenue based on headcount, deployment, and productivity, resulting in a gain of \$30 million of revenue per year from FY 2024 and onwards. Similarly, DSNY includes \$7.5 million in increased revenue annually beginning in FY 2024 resulting from alternate side parking summonses. DoHMH plans to "maximize several revenue sources agencywide" to bring in \$7.5 million a year beginning in FY 2024—in areas as diverse as school-based nursing, mental health, building assessment, and health administration. Shifts to either State or Federal grant funding from City funds represent \$24.5 million in FY 2024, \$24.8 million in FY 2025, \$22.4 million in FY 2026, and \$20.4 million in FY 2027.

Risks and Offsets

The April 2023 Financial Plan, as required by law, presents a balanced budget in FY 2023 and FY 2024. It projects gaps of \$4.20 billion in FY 2025, \$5.95 billion in FY 2026, and \$6.98 billion in FY 2027.

The Comptroller's Office restates the City's gaps and surpluses based on its own estimates of City revenues and expenditures; projected risks increase City gaps and offsets reduce them. In FY 2023, the Comptroller's Office projects that the City will end the year with a surplus of \$1.69 billion, based on higher than anticipated revenues and somewhat lower expenditures than those forecast by the Administration. Given the uncertainty around the costs of services and shelter to people

seeking asylum, the Comptroller’s Office presents its restated gaps in FY 2024 through FY 2027 with and without its projections of increased costs for this population.

If these costs remain within the levels currently budgeted by the City and all Federal and State reimbursement for these costs comes in as expected, the Comptroller’s Office estimates that FY 2024 will end with a gap of \$2.14 billion and that outyear gaps will be higher than the City’s estimates: with a \$6.45 billion gap projected for FY 2025, a \$9.05 billion gap in FY 2026, and \$10.38 billion gap in FY 2027. These differences result from higher revenue projections by the Comptroller’s Office in each year that are outstripped by even greater expenditure risks.

If the number of people seeking asylum in shelter and average daily cost to provide shelter exceeds levels currently projected by the City—and if not all non-City reimbursement comes in as currently projected—the Comptroller’s Office estimates that the City’s overall budget gaps would grow to \$3.29 billion in FY 2024, \$9.39 billion in FY 2025, \$12.70 billion in 2026, and \$14.03 billion in FY 2027. The City has not budgeted any funds for these costs in FYs 2026 and 2027, leading to the greater than \$3 billion difference between the Comptroller’s Office’s two sets of estimates of gaps in those years. (See page 74 for details on the Comptroller’s Office’s estimates of the possible increased costs of services to people seeking asylum).

Table 9. Risks and Offsets to the April 2023 Financial Plan

\$ in millions, positive numbers decrease the gap and negative numbers increase the gap

	FY 2023	FY 2024	FY 2025	FY 2026	FY 2027
City Stated Gap	\$0	\$0	(\$4,196)	(\$5,952)	(\$6,977)
Tax Revenues					
Property Tax	\$90	(\$24)	\$513	\$663	\$1,384
Personal Income Tax	590	410	124	99	(245)
Business Taxes	297	(359)	(451)	(188)	(49)
Sales Tax	71	235	151	60	(9)
Real Estate Transaction Taxes	43	(45)	228	188	3
All Other	(1)	(8)	40	67	70
Audit	100	179	179	179	179
Subtotal Tax Revenues	\$1,191	\$388	\$784	\$1,068	\$1,333
Miscellaneous Revenues	(\$89)	\$67	\$65	\$49	\$34
Total Revenues	\$1,102	\$455	\$849	\$1,117	\$1,367
Expenditures					
PS Accrual Savings	\$725	\$362	\$0	\$0	\$0
Temporary and Professional Services	0	(155)	0	0	0
Overtime	(282)	(538)	(440)	(440)	(440)
Education	(210)	(822)	(1,069)	(1,997)	(2,720)
Public Health Corps	0	0	(13)	(49)	(49)

	FY 2023	FY 2024	FY 2025	FY 2026	FY 2027
Public Assistance	0	(225)	(225)	(225)	0
Rental Assistance	0	(392)	(392)	(392)	(392)
Payroll Mobility Tax	0	(65)	(69)	(72)	(73)
Contributions to MTA	25	(298)	(442)	(450)	(497)
Prevailing Wage for Shelter Security Guards	0	(55)	(55)	(55)	(55)
Foster Care Reimbursement Rate	0	(118)	(118)	(118)	(118)
Variable Rate Debt Service Savings	40	0	0	0	0
Court Appointed Counsel	0	(42)	(42)	(42)	(42)
Minimum Wage Increase	0	(8)	(21)	(30)	(38)
State Intercept of ACA eFMAP Savings	0	(129)	(214)	(343)	(343)
PHE eFMAP Savings	285	48	0	0	0
City Settlements	0	(157)	0	0	0
Total Expenditures	\$583	(\$2,594)	(\$3,100)	(\$4,214)	(\$4,767)
Comptroller's (Risks)/Offsets	\$1,685	(\$2,138)	(\$2,251)	(\$3,097)	(\$3,399)
Restated (Gap)/Surplus	\$1,685	(\$2,138)	(\$6,447)	(\$9,049)	(\$10,376)
Asylum-Seeker Re-estimate					
Projected Risk	\$0	(\$1,150)	(\$2,940)	(\$3,650)	(\$3,650)
Restated (Gap)/Surplus w/ Asylum-Seeker Re-estimate	\$1,685	(\$3,288)	(\$9,387)	(\$12,699)	(\$14,026)

SOURCE: Office of the New York City Comptroller

NOTE: Numbers may not add to totals due to rounding.

Revenue

The Comptroller's Office anticipates tax and miscellaneous revenues will come in higher than the City's projections in each year of the Plan – by \$1.10 billion in FY 2023, \$455 million in FY 2024, \$849 million in FY 2025, \$1.12 billion in FY 2026, and \$1.37 billion in FY 2027.

Most of this difference come from higher tax revenue forecasts in each year of the Plan. In FY 2023 the Comptroller's Office projects \$1.19 billion in additional taxes compared with the City, nearly half of which comes from higher forecast personal income tax/pass-through entity tax projections. The difference between the Comptroller's Office's and the City's total tax forecast shrinks in FY 2024 to \$388 million before growing to \$784 million in FY 2025, \$1.07 billion in FY 2026, and \$1.33 billion in FY 2027.

Miscellaneous revenues show a slight risk in FY 2023 due to the possible non-payment from the City's vendor for bus shelter advertising. In all other years of the Plan, the Comptroller's Office estimates Miscellaneous revenues will come in higher than in OMB's assumptions, due to higher forecasts of interest rates and fines.

Expenditures

The Comptroller's Office estimates expenditures will be higher than those reflected in the April Plan in each year, except for FY 2023. In FY 2023, expenditures are anticipated to total \$583 million less than projected by the City. In FY 2024, however, the Comptroller's Office projects net expenditure risks of \$2.59 billion, which grow to \$4.77 billion in FY 2027. These risks, however, do not include the Comptroller's estimate of greater-than-budgeted costs to provide services to people seeking asylum.

While the City has increased budgeted expenditures for services to people seeking asylum in the April Plan for FY 2023 through FY 2025, these funds may not be sufficient given both the growth in their population and the costs incurred thus far by the City to provide these services. In addition, the Comptroller's Office anticipates that the City may not receive a substantial portion of the planned reimbursement from the Federal government (\$400 million of \$600 million in Federal funding budgeted in FY 2024) and the State government (all of the \$290 million currently budgeted in FY 2025)—meaning those expenses would have to be paid with City funding. Lastly, the April Plan does not include funds for services to this population in FY 2026 and FY 2027. Together, these factors could lead to additional expenditure risks of \$1.15 billion in FY 2024, \$2.94 billion in FY 2025, and \$3.65 billion in FYs 2026-2027. With these costs included, expenditure risks would total \$3.29 billion in FY 2024 growing to \$8.42 billion in FY 2027. (See *the City Services for People Seeking Asylum* section on page 75 for more details on the calculation of these estimates.)

The Department of Education (DOE) poses the largest set of risks over the plan period. The Comptroller's Office estimates DOE expenditures will be \$210 million above what the City has budgeted for FY 2023, growing to \$2.72 billion in FY 2027. These risks include the exhaustion of Federal COVID stimulus funding for programs that are expected to continue past their expiration (fiscal cliffs associated with Summer Rising, Special Education Pre-K Expansion, Universal 3-K, and Community Schools), as well the chronic underbudgeting for special education Carter Cases, pupil transportation, and charter schools. This includes the impact of the Enacted New York State Budget's reauthorization of 14 "zombie" charter schools to replace those that closed or never opened. In addition, the April Plan does not include funding to address the State's mandate to

reduce class sizes, which will begin to be phased in the next school year. See the *Department of Education* section for a further discussion of these risks.

The City's underbudgeting of ongoing support for the Metropolitan Transportation Authority (MTA) also poses a major risk. As part of the Enacted State Budget, the City's contribution of MTA paratransit expenses increased from 50 percent to 80 percent for the next two years (with a limit of a \$165 million increase in subsidy each year). However, the April Plan did not include enough funding to cover even the 50 percent cost. The City's budgeted amounts for the operating subsidies to the MTA Bus Company and Staten Island Railway are also underestimated. The chronic underbudgeting for these subsidies, plus the increased cost for Paratransit due to the State budget action leads to a risk of \$298 million in FY 2024, growing to \$497 million in FY 2027 for the City's contributions to the MTA. See the *Metropolitan Transportation Authority* section for a further discussion of these items.

Additional risks that result from changes made in the State budget, released after the April Plan, include the State intercepting Enhanced Federal Medical Assistance Percentage (eFMAP) funds historically passed on to localities to pay for services, as well as an increase in the Payroll Mobility Tax that the City must pay for its employees. See the *Enacted State Budget* section for a further discussion of these items.

Other risks include additional funding necessary to cover foster care reimbursement costs as mandated by the State— an \$118 million ongoing cost that is only reflected in FY 2023 in the April Plan. The Comptroller includes this cost as a risk in FY 2024 through FY 2027. Similarly, while funding has been added to cover the growing cost of the City's rental assistance programs in FY 2023, these increases have not been carried through the rest of the Plan period, resulting in risks of \$392 million in FY 2024 forward. The City also continues to underbudget for overtime costs, which presents risks of \$282 million in FY 2024 (of which \$139 million in uniformed overtime), growing to \$538 million in FY 2025 (\$376 million in uniformed overtime) and \$440 million in FY 2026-FY 2027 (\$322 million in uniformed overtime).

In addition, the Comptroller's Office has included estimates of settlement costs for two class action lawsuits against the Department of Correction in its risks. In 2022, the City reached a settlement in the Lynch class action case on behalf of former detainees whose releases had been delayed for hours or days after they made bail. Based on the number of claimants thus far, the Comptroller's Office estimates a \$82 million risk in FY 2024. In addition, the Comptroller's Office includes a \$75 million risk in FY 2024 for the Onaida class action case, which concerns the Department of Correction's extended detention of inmates subject to ICE detainers beyond their scheduled release date.

One area where the Comptroller's Office forecasts lower than City-budgeted expenditures is for non-overtime personnel costs. Due to lower-than-expected headcount, personnel costs are expected to total \$725 million less than budgeted by the City in FY 2023 and \$362 million in FY 2024.

Revenue Analysis

Tax Revenues

The Mayor's April 2023 Plan revises expected local tax revenues upward by \$2.1 billion in the current fiscal year (FY 2023) compared to the January 2023 Plan. This revision reflects FY 2023 collections that have significantly exceeded OMB's prior published forecasts and include upward revisions to personal income tax (up \$657 million, inclusive of PTET), sales tax (\$331 million), business income taxes (\$350 million), and property tax (up \$155 million). Also increasing the total was a \$479 million upward revision to City audits, which surged in January with a likely one-time occurrence yielding nearly \$500 million in banking corporation tax.

Table 10 shows FY 2023 collections through March and compares these to the forecast full year revenues in the Mayor's Executive Plan. Despite the large upward revision, the Mayor's Plan still expects substantially lower revenue for the balance of this year than was collected during the same months in the prior fiscal year, down 40 percent. One significant reason for this decline is the introduction of the pass-through entity tax (PTET) for NYC during FY 2023, which is discussed below. While our estimates agree that net collections will fall during the rest of FY 2023—relative to FY 2022 and relative to the earlier part of this fiscal year—the Comptroller estimates about half as large a decline as the Mayor for remainder of the fiscal year.

Table 10. FY 2023 Projections in the Mayor's April 2023 Plan

	Collected FY to-date through March 2023 (\$ in millions)	FY 2023 to-date growth versus prior year	Forecast Full FY 2023 growth versus prior year		Forecast Remainder FY 2023 growth versus prior year	
			Mayor	Comptroller	Mayor	Comptroller
Total	\$61,209	11%	0%	4%	(40%)	(23%)
Property Tax	30,807	8%	6%	7%	(35%)	(11%)
Non-Property Taxes	30,402	12%	(1%)	2%	(29%)	(21%)
Personal Income Tax*	12,762	21%	(5%)	(1%)	(49%)	(39%)
Business Income Tax	5,728	(0%)	(5%)	(1%)	(15%)	(4%)
Sales Tax	7,075	15%	11%	12%	0%	3%
Real Estate Transaction Taxes	1,722	(29%)	(33%)	(31%)	(44%)	(39%)
All Other	2,045	21%	23%	18%	30%	12%

	Collected FY to-date through March 2023 (\$ in millions)	FY 2023 to-date growth versus prior year	Forecast Full FY 2023 growth versus prior year		Forecast Remainder FY 2023 growth versus prior year	
			Mayor	Comptroller	Mayor	Comptroller
NYC DOF Audits	1,069	111%	41%	53%	(62%)	(32%)

SOURCE: Office of the New York City Comptroller, Mayor's Office of Management and Budget

* Includes Pass-Through Entity Tax (PTET)

Preliminary data are available for April 2023 tax collections, which are shown in Table 11.

Table 11. Tax Revenue Collections FY 2023 To-Date

	FY through March 2023 (\$ in millions)	April 2023 (Preliminary) (\$ in millions)	FY through April 2023 (Preliminary) (\$ in millions)	FY 2022 Through April (\$ in millions)	Difference (\$ in millions)	Growth
Total	\$61,209	\$4,770	\$65,980	\$62,394	\$3,585	6%
Property Tax	30,807	731	31,538	29,560	1,978	7%
Non-Property Taxes	30,402	4,040	34,442	32,834	1,607	5%
Personal Income Tax*	12,762	2,128	14,890	14,569	322	2%
Business Income Tax	5,728	928	6,656	6,601	55	1%
Sales Tax	7,075	704	7,779	6,836	944	14%
Real Estate Transaction Taxes	1,722	138	1,861	2,645	(785)	(30%)
All Other	2,045	70	2,116	1,608	508	32%
NYC DOF Audits	1,069	71	1,140	576	564	98%

SOURCE: New York State Department of Taxation and Finance, Mayor's Office of Management and Budget, Office of the New York City Comptroller

* Includes Pass-Through Entity Tax (PTET)

Table 12 shows the risks (subtractions) and offsets (additions) that relate our revenue forecast to the Mayor's April Executive Plan. Table 13 compares growth rates for the taxes and Table 14 compares the levels of forecast tax revenue.

Table 12. Tax Revenues Risks and Offsets

(\$ in millions)	FY 2023	FY 2024	FY 2025	FY 2026	FY 2027
Property Tax	\$90	(\$24)	\$513	\$663	\$1,384
PIT/PTET	590	410	124	99	(245)
Business Taxes	297	(359)	(451)	(188)	(49)
Sales Tax	71	235	151	60	(9)
Real Estate-Related	43	(45)	228	188	3
Other	(1)	(8)	40	67	70
Audits	100	179	179	179	179
Total	\$1,191	\$388	\$784	\$1,068	\$1,333

SOURCE: Office of the New York City Comptroller

Table 13. Comparison of Tax Revenue Projections: Growth Rates

	FY 2023	FY 2024	FY 2025	FY 2026	FY 2027	FYs 2023 – 2027 Average Annual Growth
Property						
Comptroller	7.0%	2.3%	1.5%	1.3%	4.0%	2.3%
Mayor	6.7%	2.6%	(0.1%)	0.8%	1.9%	1.3%
PIT/PTET						
Comptroller	(1.0%)	(5.3%)	3.8%	3.5%	4.1%	1.5%
Mayor	(4.5%)	(4.4%)	5.8%	3.7%	6.2%	2.7%
Business						
Comptroller	(1.1%)	(9.5%)	(0.9%)	3.3%	3.2%	(1.1%)
Mayor	(4.7%)	(1.5%)	0.3%	(0.2%)	1.3%	0.0%
Sales						
Comptroller	11.6%	5.0%	4.6%	4.7%	3.5%	4.4%
Mayor	10.7%	3.3%	5.6%	5.7%	4.1%	4.7%
Real Estate-Related						
Comptroller	(31.4%)	(3.2%)	21.0%	3.1%	(0.5%)	4.7%
Mayor	(32.7%)	0.7%	8.2%	5.1%	6.9%	5.2%
All Other						
Comptroller	17.8%	6.2%	4.8%	3.5%	2.8%	4.3%
Mayor	17.8%	6.5%	3.2%	2.7%	2.8%	3.8%
Audits						
Comptroller	53.1%	(30.8%)	0.0%	0.0%	0.0%	(8.8%)
Mayor	41.3%	(39.9%)	0.0%	0.0%	0.0%	(12.0%)
Total Tax						
Comptroller	3.9%	(1.0%)	2.9%	2.6%	3.6%	2.0%
Mayor	2.1%	0.1%	2.4%	2.2%	3.3%	2.0%

SOURCE: Office of the New York City Comptroller, Mayor's Office of Management and Budget

Table 14. Comparison of Tax Revenue Projections: Levels

(\$ in millions)		FY 2023	FY 2024	FY 2025	FY 2026	FY 2027
Property Tax	Comptroller	\$31,660	\$32,382	\$32,879	\$33,296	\$34,622
	Mayor	31,570	32,405	32,366	32,633	33,238
PIT/PTET	Comptroller	16,531	15,653	16,249	16,821	17,511
	Mayor	15,941	15,243	16,125	16,722	17,756
Business Taxes	Comptroller	8,137	7,361	7,294	7,538	7,777
	Mayor	7,840	7,720	7,745	7,726	7,826
Sales Taxes	Comptroller	9,533	10,007	10,471	10,965	11,343
	Mayor	9,462	9,772	10,320	10,905	11,352
Real Estate-Related	Comptroller	2,223	2,151	2,603	2,684	2,670
	Mayor	2,180	2,196	2,375	2,496	2,667
Other	Comptroller	2,894	3,074	3,222	3,336	3,431
	Mayor	2,895	3,082	3,182	3,269	3,361
Audits	Comptroller	1,300	900	900	900	900
	Mayor	1,200	721	721	721	721
Total	Comptroller	\$72,278	\$71,528	\$73,618	\$75,540	\$78,255
	Mayor	\$71,088	\$71,139	\$72,834	\$74,472	\$76,921

SOURCE: Office of the New York City Comptroller, Mayor's Office of Management and Budget

Property Tax

The Comptroller projects that property tax revenue for FY 2023 will total \$31.7 billion, an increase of \$67.7 million since our March forecast, primarily due to positive adjustments in the allowance for abatements and restoration of some exempted properties into the tax roll.

The Comptroller projects FY 2024 property tax revenue of \$32.4 billion, an increase of 2.3 percent from the current fiscal year as assessments continue to recover from the reductions in the FY 2022 assessment roll. Revenue growth is projected to slow, growing at an average annual rate of only 2.2 percent through 2027, when property tax collections are expected to reach \$34.6 billion.

The Comptroller's property tax forecast exceeds OMB's by \$90.1 million in 2023, (\$23.5) million in 2024, \$513.1 million in 2025, \$662.5 million in 2026 and \$1.4 billion in 2027. For 2023 and 2024, the difference between the Comptroller's and OMB's revenue forecasts are due to the forecast of the reserve components of the property tax: cancellations, refunds, delinquencies, etc. The differences in 2025 and beyond are primarily the result of the Comptroller's higher levy growth forecast compared to OMB's: 2.2 percent versus 1.0 percent from 2024 to 2027.

Personal Income Tax

The Comptroller forecasts that the combined sum of collections for personal income tax (PIT) and the closely related pass-through entity tax (PTET) will be \$16.5 billion in FY 2023, a decline of about 1.0 percent from FY 2022. This forecast is \$1.1 billion higher than in March, reflecting non-withheld collections in the intervening months that have greatly exceeded expectations. Our new forecast is also \$590 million above OMB's most recent forecast despite OMB's upward revision of \$657 million in the April Plan.

The introduction of a pass-through entity tax (PTET) for NYC tax has disrupted the usual PIT collection patterns in FY 2023 and made it more difficult both for forecasters to anticipate collections and for the State income tax collectors to properly allocate income tax payments to the City. PTET allows partnerships and S-corporations, which ordinarily pass-through all their income pre-tax to partners and shareholders, to first pay NYC (and NYS) PTET as an entity. When subsequently filing, owners claim tax credits for these taxes already paid on their individual income tax returns. Although designed to be revenue neutral, the timing of payments and credits for the PTET's first tax year (2022) are not in sync. Extra revenue arrived earlier in large end-of-year payments in 2022 and additional smaller but substantial payments were made through March 2023. The offsetting credits for these payments show up mostly in April as diminished final return payments, smaller estimated payments made with extensions, and larger refunds.

In January, OMB estimated that total PIT/PTET collections in the month of April would total \$1.0 billion. In their April Plan, they revised this expectation up to \$1.5 billion, with much of the change coming from a lowering of their refund estimate for the month. By the end of April, actual collections for the month were \$2.1 billion. The biggest surprises relative to the OMB January Plan expectations were: (i) April estimated payments—over 90 percent of which were extension payments—coming in nearly \$300 million above anticipated; (ii) return payments, which were up

more than \$165 million over forecast; (iii) refunds, almost \$200 million lower than expected; and (iv) Over \$400 million more in City/State offset payments, which are adjustments based on tax returns that correct for prior misallocation of income tax receipts between the State and the City.

Information on 2022 PIT liability, which will help to explain the sources of this extra revenue, will not be available until next year. Table 15 is an attempt to take a first look at some of the more volatile non-withheld income tax components using currently available information on PIT and PTET. The data show that even with unexpectedly high April collections, there has been a 20.0 percent decline in non-withheld collections in FY 2023 through April. This is likely due to lower income realized from capital gains during the equity market downturn in 2022 versus the bull market of 2021.

Table 15. Selected Personal Income Tax Components in FY 2022 and FY 2023

(\$ in millions)	FY 2022	FY2023	% Change
PTET tax year 2022*	\$0	\$1,877	N/A
PIT estimated and extension payments through April**	4,200	1,895	(54.9%)
PIT returns Jan-April	637	\$389	(39.0%)
PIT State/City offsets Jan-April	750	\$641	(14.5%)
PIT refunds Jan-April***	(739)	(924)	25.0%
Total	\$4,848	\$3,878	(20.0%)

* Collections through March excluding \$288.5 million in March payments attributed to 2023 liability.

** Excludes first quarterly installment payments made in April.

*** Excludes \$250 million EITC increase in FY 2023.

The table excludes returns, refunds, and State/City offsets collected in the first half of each fiscal year to avoid distortions from the outsized payments in October 2022 (which belong to the 2021 tax year). State/City offsets stem from revisions to the allocation of income tax liability between the State and the City.

SOURCE: Mayor's Office of Management and Budget, New York State Department of Taxation and Finance, Office of the New York City Comptroller

In FY 2024, the Comptroller forecasts growth in combined PIT and PTET receipts to fall by a further 5.3 percent from this year's level. Income taxes in New York City are highly sensitive to the volatile fluctuations in aggregate incomes of high earners and investors, as well as the profits of financial and other corporations. The Comptroller's Office's economic outlook forecasts declining employment in the high-wage securities and information technology sectors. Wall Street profits fell by more than 50 percent in 2022, and the Comptroller's Office expects them to fall again this year by 9 percent with the high interest rate environment making it unlikely that the industry will move back towards the extraordinary profits of 2021. OMB forecasts a slightly smaller percentage drop from FY 2023 to FY 2024 (4.4 percent), but the FY 2024 PIT/PTET levels are still \$410 million below the Comptroller's Office forecast because of their lower starting point.

Migration Trends

The IRS recently released [county-to-county migration data](#) for 2020-2021, which contain total incoming and outgoing federal Adjusted Gross Income (AGI). The 2020-2021 data are counts of filers that have been linked longitudinally in tax returns for 2019 income and 2020 income. Filers are allocated to an origin county (where 2019 taxes were filed) and a destination county (where 2020 taxes were filed). The data also report 2020 AGI by origin-destination pair.⁶ It should be noted that changing the address from where tax returns are filed does not necessarily imply the absence of taxable income in the origin county, nor does it necessarily imply that the filer changed domicile.

Table 16 reports IRS data from 2011-2012 to 2020-2021. Before 2020, the highest net outflow was reported for 2017 (77,050 returns), before the cap on State and Local Tax deductions (discussed briefly below) came into effect. Net outflows increased substantially during the COVID-19 pandemic (at the time 2019 and 2020 tax returns were filed), with the AGI difference between incoming and outgoing returns increasing to 5.4 percent and 6.5 percent of total AGI. Average outgoing AGI jumped in 2020 and 2021, consistent with the geographical distribution of [USPS change of address](#) requests and the concentration of [remote work among high earners](#).

⁶ Methodological notes are available [here](#).

Table 16. IRS Estimates of Net Domestic Migration

Year	Net balance		AGI difference		Average AGI (\$000s)	
	Filers	Individuals	\$b	% of total AGI	Incoming	Outgoing
2012	(21,131)	(65,427)	(\$2.7)	(1.0%)	\$67.5	\$76.5
2013	(29,276)	(83,243)	(\$4.2)	(1.5%)	\$80.7	\$93.5
2014	(31,099)	(85,659)	(\$4.0)	(1.3%)	\$77.5	\$89.1
2015	(18,890)	(61,841)	(\$3.7)	(1.2%)	\$73.5	\$94.0
2016	(43,091)	(113,449)	(\$5.1)	(1.5%)	\$93.3	\$100.5
2017	(77,050)	(182,469)	(\$8.5)	(2.4%)	\$88.8	\$96.8
2018	(53,418)	(131,180)	(\$7.1)	(2.1%)	\$92.9	\$105.7
2019	(47,831)	(121,567)	(\$6.7)	(1.8%)	\$91.3	\$105.7
2020	(114,282)	(229,982)	(\$21.3)	(5.4%)	\$86.9	\$138.9
2021	(124,952)	(238,115)	(\$24.4)	(6.5%)	\$99.1	\$151.6

Source: IRS migration and county data, Office of the New York City Comptroller

NOTE: AGI difference is based on federal tax returns filed at the new address (e.g., in the 2021 row, this is 2020 AGI). Total AGI is the AGI from federal returns filed in NYC the previous year (e.g., in the 2021 row, this equals the 2020 AGI difference divided by total 2019 AGI). Average AGI is AGI divided by the number of incoming returns (e.g., tax year 2020 returns filed in NYC in 2021 by those who filed 2019 returns elsewhere in the US) or outgoing returns (e.g., 2021 returns filed outside of NYC by those who filed 2019 returns in NYC). The count of individuals is derived from the number of dependents in the tax return.

More recent [State-level tax data](#) from the NYS Department of Taxation and Finance, also indicates a significant increase in the rate of outmigration among high-income households in tax years 2020 and 2021. Among those with AGI of \$25 million or above, the relocation rate was above 8 percent in 2021, up from around 2.5 percent before the COVID-19 pandemic in 2019. Despite the stronger migration flows, [NYC AGI increased](#) in both tax years 2020 and 2021, with the gains disproportionately concentrated among households with AGI of \$25 million and above.

Business Income Taxes

Business income tax collections have also substantially outpaced prior projections. Corporation tax collections (excluding audits) of \$4.7 billion through April are more than \$400 million above OMB's forecast in January, and unincorporated business taxes collections (excluding audits) are \$100 million above expectations. In its April Plan, OMB has revised its business tax forecast for FY 2023 up by \$350 million. Even with the OMB revision, the Comptroller estimates nearly \$300 million in additional business tax revenue above the OMB estimate—in part because the latest OMB estimate has not caught up with current collections known to this point, and in part because the Comptroller expects stronger economic growth in the near term than does OMB.

Table 17 shows how both business and personal income tax collections in FY 2023 through April account for most of the difference in the FY 2023 revenue forecasts of the Comptroller and OMB.

Table 17. FY 2023 Income Taxes: Collections vs. OMB Forecasts

	Variance Relative to January Forecast			April forecast Revisions	Variance minus Revisions
	Through March	April	Total		
Personal Income Tax (PIT)	\$77	\$1,134	\$1,211	\$65	\$1,146
Pass-Through Entity Tax (PTET)	\$397	(\$44)	\$353	\$592	(\$239)
Total PIT + PTET	\$475	\$1,090	\$1,565	\$657	\$908
Corporation Taxes	\$83	\$334	\$417	\$181	\$236
Unincorporated Business Tax	57	51	103	169	(66)
Total Business Income Taxes	\$140	\$385	\$520	\$350	\$170
Total Income Taxes	\$615	\$1,475	\$2,090	\$1,007	\$1,083

SOURCE: New York City Department of Finance, Office of the New York City Comptroller

NOTE: Numbers may not tie due to rounding.

Sales Tax

Sales tax received by the City in FY 2023 through April totaled \$7.8 billion, an increase of nearly 15 percent above the same point of the prior fiscal year. This rise has come from multiple factors including the nationwide strength in consumer spending and the recovery of NYC business districts that cater to rising numbers of commuters, tourists, and New Yorkers' shopping and leisure activities. As mentioned in the economic summary above, taxable sales data indicate a narrowing of the gap created at the beginning of the pandemic between sales in New York City and those in its suburbs. As an *ad valorem* tax, NYC sales tax receipts were also increased by price inflation in the NYC area that has averaged 5.8 percent year-over-year for the duration of this fiscal year so far.

In its April Plan, OMB increased its FY 2023 forecast by \$331 million, to \$9.46 billion or 10.7 percent above the FY 2022 level. The Comptroller's Office forecast a similar but slightly higher sales tax total of \$9.53 billion for the fiscal year. In FY 2024, the difference between sales tax forecasts widens: the Comptroller's Office expects that receipts will grow by 5.0 percent while OMB anticipates an increase of only 3.3 percent. The difference between the forecasts is explained by the somewhat more optimistic view of economic growth and consumer spending in this year and next, as compared to OMB's. In later years, the gap between forecasts narrows.

Other Taxes

Real estate transaction taxes are collected by the City based on the sales of real property—real property transfer tax (RPTT); and fees imposed on all mortgages of real property recorded with

the NYC Register's Office or with the Richmond County Clerk—mortgage recording tax (MRT). The Comptroller's Office forecasts that total revenue for the two transaction taxes will be \$2.2 billion in FY 2023 (\$74.0 million upward revision from the March forecast), a 31.4 percent decrease from FY 2022 total collections. As of April 2023, calendar year total collections have been \$1.8 billion. Although the pace of collections has slowed down since January 2023, RPTT it is expected to pick up during the last two months of the fiscal year as the spring/summer buying season is underway. The Comptroller's Office's FY 2023 forecast exceeds OMB's forecast by \$43.0 million, (\$45.0) million in FY 2024, \$228.0 million in FY 2025, \$188.0 million in FY 2026 and \$3.0 million in FY 2027. As described in the Comments on the Preliminary Budget, the elevated interest rate environment due to the Federal Reserve tightening will continue to have an impact on the real estate market, especially on commercial real estate.

In all other taxes, the Comptroller's Office's forecast exceeds OMB's by \$40 million in FY 2025, growing to \$70 million in FY 2027.

The Comptroller's Office has long held that the financial plans underestimate the amount of City tax audits. Audits for the City averaged about \$1.0 billion dollars from FY 2018 to FY 2022. The April Plan holds the amount at \$1.2 billion in FY 2023, which was revised up by \$479 million from the January Plan, and \$721.0 million in each following year. Year-to-date through April 2023 the City has collected \$1.1 billion and the Comptroller assumes the total will grow to \$1.3 billion by the fiscal year's end (audit collections in July and August are accrued to the previous fiscal year). The City should be able to collect \$900 million in tax audits in each year of the Plan.

Risks to the Tax Revenues Forecast

Economic uncertainty in the U.S. and worldwide present risks to the tax revenues forecast for New York City. Both OMB and the Comptroller's Office assume that the U.S. economy will continue to grow moderately in 2023 and 2024 even while contractionary monetary policy by the Fed is expected to push price inflation downward towards its long-run target near 2 percent. Many economic forecasters doubt that such a "soft landing" will occur and believe that a recession is likely to begin as early as this year. Several components of City tax revenues are directly related to NYC economic conditions that would be adversely affected by national and, to a lesser extent, international economic downturns. These include the individual and business income tax bases, which depend on NYC employment and wage growth, business profits (especially in the financial sector), and the performance of financial investments. Also affected are the sales tax and hotel tax bases, which are influenced by local consumer and business spending as well as by domestic and international tourism.

Locally, real estate market valuations and sale volumes have an immediate impact on transaction taxes and pose potential longer-run risks to property tax liabilities. There may be significant further adjustment ahead before reaching a post-pandemic steady state for commercial real estate. Long-lasting, elevated vacancy rates and depressed market price valuations would reduce City revenues both directly and indirectly through their impact on the broader local economy.

If the current liquidity crises in select banking institutions lead to broader credit contraction, this could also curtail business expansion—an important source of City revenue through income and employment growth. It could also severely limit real estate transactions and suppress real estate market values, both of which have a direct impact on City revenues and would have spillover effects throughout the revenue bases.

Miscellaneous Revenues

In the April Plan, the City raised its FY 2023 miscellaneous revenue projection by a net \$120 million, to \$5.89 billion, a 15.9 percent increase over the previous year. The bulk of the revision reflects higher projections for interest income and revenue from fines, offset by a downward adjustment to charges for services to reflect reduced student enrollment at the City’s community colleges. Table 18 shows the changes in the FY 2023 miscellaneous revenue projections since the January Plan.⁷

Table 18. Changes in FY 2023 Miscellaneous Revenue Estimates, April 2023 Plan vs. January 2023 Plan

(\$ in millions)	April	January	Change
Licenses, Permits & Franchises	\$753	\$751	\$2
Interest Income	385	325	60
Charges for Services	878	1,004	(126)
Water and Sewer Charges	1,826	1,817	9
Rental Income	255	255	0
Fines and Forfeitures	1,428	1,273	155
Other Miscellaneous	365	345	20
Total	\$5,890	\$5,770	\$120

SOURCE: Office of the New York City Comptroller, Mayor’s Office of Management and Budget

The largest adjustment to the FY 2023 miscellaneous revenue projection was an increase of \$155 million in fines to account for higher than previously estimated collections. Most of the increase (\$100 million) reflects higher collections from parking fines, followed by a \$48.6 million increase in camera fines, including an additional \$25.1 million from speed camera fines, \$16 million from bus lane cameras, and a \$7.5 million increase from red light camera fines.

⁷ Miscellaneous revenue analysis excludes intra-City revenues. Water and sewer revenues are mostly payments from the New York City Water Board for the operation and maintenance of the water delivery and sewer system and are not available for general operating purposes.

Revenues from late penalties related to the filling of Real Property Income and Expense statements (RPIE) increased by \$5 million.

The April Plan reduced estimated charges for services by a net \$126 million. This was mainly due to a downward adjustment in projected revenues from CUNY's tuition and fees, totaling \$141 million to reflect reduced student enrollment. This was partially offset by increases in the 2 percent fire insurance fees (\$8.5 million), Affordable NY Housing Program fees (\$6 million), building inspection (\$5.2 million), and other fees.

Projected interest income, which the City earns by investing funds from diverse sources, increased by \$60 million to \$385 million in FY 2023—the second upward adjustment since the April 2022 Plan. The latest projection reflects increases in short-term interest rates and greater than anticipated cash balances.

Revenue projection for “other miscellaneous,” which comprises mainly non-recurring revenues, increased by \$20 million. This includes \$5.6 million in refunds from City's subcontractors, \$5.4 million in additional in-rem negotiated sales, \$4.3 million in asset sales and other revenues, and \$3.5 million in union contribution.

Total miscellaneous revenue projections for FY 2024 and the outyears of the plan were also increased by \$183 million in FY 2024, \$156 million in FY 2025, \$157 million in FY 2026, and \$139 million in FY 2027. Excluding increased revenue projections from water and sewer charges, which are reimbursements from the New York City Water Board for the operation and maintenance of the water delivery and sewer system, the re-estimates are mainly driven by higher projections for fine revenues, interest income, and license, franchise and permits. The bulk of these revenue increases are included in the City's PEG program for FY 2024 and the outyears. Total revenue PEGs in the miscellaneous budget total \$84 million in FY 2024, \$77 million in FY 2025, \$79 million in FY 2026, and \$76 million in FY 2027.

Table 19 shows the City's April Plan projections for all categories of miscellaneous revenues. After increasing 15.9 percent in FY 2023 to \$5.89 billion, the City expects total miscellaneous revenues to drop slightly to \$5.80 billion in FY 2024 due mainly to a projected decline in fine revenues, and range from \$5.53 billion to \$5.63 billion annually in FYs 2025-2027.

Table 19. Miscellaneous Revenue Forecast, April 2023 Plan

(\$ in millions)	FY 2023	FY 2024	FY 2025	FY 2026	FY 2027
Licenses, Permits & Franchises	\$753	\$694	\$705	\$712	\$693
Interest Income	385	436	318	237	225
Charges for Services	878	1,021	1,025	1,028	1,029
Water and Sewer Charges	1,826	1,842	1,815	1,813	1,806
Rental Income	255	257	260	258	258
Fines and Forfeitures	1,428	1,178	1,174	1,182	1,182
Other Miscellaneous	365	369	340	343	339
Total	\$5,890	\$5,797	\$5,637	\$5,573	\$5,532

SOURCE: Office of the New York City Comptroller

Based on the City's April Plan and current collections, the Comptroller's Office expects total miscellaneous revenue will be below the City's forecast by \$88.5 million in FY 2023 and above the City's forecasts by \$67 million in FY 2024, \$65 million in FY 2025, \$49 million in FY 2026, and \$34 million in FY 2027.

As discussed in the [Annual Report on the State of the City's Economy and Finances](#) published in December 2022, JCDecaux, the franchisee for the City's Coordinate Street Furniture Franchise, interrupted minimum guaranteed payments to the City in FY 2022. On May 11, the City Council [resolved](#) to extend the agreement for 5 years (for a total of 25 years), and increase the number of bus stop shelters (up to 360 additional) and automatic public toilets (up to 40 additional) installed, maintained, and operated by JCDecaux. This preludes the submission of a new contract for approval by the Franchise and Concession Review Committee (FCRC). It is expected that the additional allowed street furniture, if placed in high-revenue corridors, will increase the franchisee's revenues. Because the new contractual terms are unknown, the Comptroller maintains a \$108 million revenue risk to FY 2023 revenues, which represents the cumulative minimum guaranteed payment arrears to the end of the fiscal year.

While the April Plan raised projected fine revenues by \$155 million in FY 2023 and about \$60 million in the outyears, the Comptroller anticipates revenues from fines could be above the City's forecast by \$19.5 million in FY 2023, \$12 million annually in FYs 2024-2026, and \$6 million in FY 2027. These offsets are mainly attributable to higher projections for parking and camera fines. In addition, based on current short-term interest rates and the Comptroller's cash balance forecast, the Office projects interest income will be above the City's current projections by \$55 million in FY 2024, \$53 million in FY 2025, \$37 million in FY 2026 and \$28 million in FY 2027.

Federal and State Aid

The April 2023 Financial Plan projects total Federal and State aid of \$30.13 billion (including unrestricted aid) in FY 2023, supporting nearly 28 percent of the City's expenditure budget. Compared with the January Plan, the City has reflected a net boost of \$398 million in the current year comprised of a \$658 million decline in Federal aid and \$1.06 billion increase in State grants. Beyond FY 2023, the April Plan shows increases of \$1.56 billion in FY 2024, \$286 million in FY 2025, and roughly \$120 million annually in FY 2026 and FY 2027.

The changes in the April Plan mainly stem from the timing and revisions of Federal and State assistance for the reimbursement of costs related to services provided to people seeking asylum in the City. Under Federal grants, the Plan shows a decline of \$1 billion in FY 2023 and an increase of \$600 million in FY 2024, resulting in a net reduction of \$400 million for this area. Meanwhile, the City recognizes new State support of \$438 million in FY 2023 and \$562 million in FY 2024; the Enacted State Budget included 29 percent reimbursement of shelter costs up to \$1 billion. Going forward, the Plan reflects additional State funding of \$290 million in FY 2025, representing the 29 percent State share for expected spending of \$1 billion for costs related to people seeking asylum, although this funding was not included in the Enacted State Budget. No further estimates of State or Federal aid for these costs, or the costs themselves, have been included in the April Plan for FY 2026 and FY 2027.

As shown in Table 20, revisions in the April Plan have raised total Federal COVID assistance anticipated by the City to \$7.62 billion in FY 2023-FY 2027, reflecting a modest increase of \$58 million since the January Plan. The City reapportioned some of the remaining \$2.02 billion in American Rescue Plan-State and Local Fiscal Recovery Funds (ARP SLFRF) in the April Plan. Compared to previous allocations, the April Plan reduced the use of ARP SLFRF funds by \$102 million in FY 2023 and \$131 million in FY 2025, and correspondingly increased assumptions by \$233 million in FY 2024 with zero net impact on expected grants.

Overall, the largest component of Federal COVID relief in the Plan is \$3.99 billion in combined American Rescue Plan-Coronavirus Response and Relief Supplemental Appropriation (ARP-CRRSA) education funding for the DOE budget, followed by the \$2.02 billion in ARP-SLFRF and \$771 million in FEMA grants (including unrestricted aid) currently reflected in the April Plan. These three funding categories constitute nearly 90 percent of the Federal COVID assistance assumed in the Plan. Combined with grants recognized in FY 2020 through FY 2022 that totaled about \$18.91 billion, overall COVID assistance is currently expected to reach \$26.53 billion.

Table 20. Projected Federal COVID Assistance, April 2023 Plan

(\$ in millions)	FY 2023	FY 2024	FY 2025	FY 2026	FY 2027	Total
ARP SLFRF	\$508.7	\$806.7	\$703.1	\$0.0	\$0.0	\$2,018.4
ARP-CRRSA Education	1,991.3	1,747.9	245.8	0.0	0.0	3,985.1
FEMA	515.1	2.0	1.0	1.0	0.0	519.1
Epidemiology and Laboratory Capacity Grants	293.9	11.4	0.1	0.0	0.0	305.4
All Other	375.2	85.0	52.9	19.8	9.9	542.8
Subtotal	\$3,684.2	\$2,653.0	\$1,003.0	\$20.8	\$9.9	\$7,370.8
Unrestricted Aid-FEMA	251.6	0	0	0	0	251.6
Subtotal	\$251.6	\$0	\$0	\$0	\$0	\$251.6
Grand Total	\$3,935.8	\$2,653.0	\$1,003.0	\$20.8	\$9.9	\$7,622.4

SOURCE: Mayor's Office of Management and Budget

Federal and State grants are projected to fall sequentially in the outyears to \$27.97 billion in FY 2024 and \$25.60 billion in FY 2025 before settling at about \$24.4 billion annually in FY 2026 and FY 2027. This trend essentially mirrors the decline in Federal COVID grants in the outyears and the absence of budgeted assistance for costs to provide services to people seeking asylum beyond FY 2025. The only major category expected to show growth over the next four years is State education aid, which is projected to grow modestly from \$12.60 billion in the current year to \$12.89 billion by FY 2025 and remain flat thereafter.

Enacted State Budget

The \$229 billion State budget was passed by the legislature on May 2nd, more than a month overdue and about one week after the City's April Plan was released. Major items impacting the City included the increase and indexation of the minimum wage, bail reform rollbacks that give judges more discretion, additional MTA funding (and costs), aid for services for people seeking asylum, the reauthorization of 14 additional charter schools in New York City, out of state tuition

increases for SUNY and CUNY, and a natural gas ban for new construction starting in 2026.⁸ The Governor’s ambitious plan to create 800,000 units of housing across the State over the next decade was not included in the final budget.

With the exception of the \$1 billion in aid to help cover the cost of stays of people seeking asylum in the City shelters over FY 2023 and FY 2024, State budget impacts in Table 21 below are not reflected in the City’s Financial Plan. The *City Services for People Seeking Asylum* section of this report provides more detail on this aid to the City.

In addition to this shelter aid, positive budget impacts are in formula-based school aid adds of \$337 million in FY 2024 (the *Department of Education* section of this report provides more detail).

Negative impacts include the State’s intercept of the City’s Federal eFMAP Medicaid funding. These funds are provided by the Federal government based on proportionate shares paid into Medicaid and historically passed on to localities to pay for services. Under the Enacted Budget, the State will capture 25 percent of the funding in State FY 2024, 50 percent in State FY 2025, and the entirety of the funds thereafter. OMB estimates this shift will cost New York City \$129 million in FY 2024, \$214 million in FY 2025, and \$343 million in FY 2026 and 2027 once the entirety of the funding passes through to the State.

Table 21. Impact of Enacted FY 2024 State Budget

(\$ in millions)	FY 2023	FY 2024	Total Two-Year Impact
Formula-Based School Aid	\$0	\$337	\$337
Other Positive Spending Impacts	\$438	\$562	\$1,000
State support for asylum-seeker shelter and HERRC costs	438	562	1,000
Negative Spending Impacts	(\$0)	(\$409)	(\$409)
ACA eFMAP to offset growth financed by State	0	(129)	(129)
Increase NYC Share of MTA Paratransit to 80% of net	0	(165)	(165)
Increased PMT/MCTMT taxes associated with City workforce and contract staff	0	(65)	(65)
18-B Rate increase for Indigent Legal Services	0	(42)	(42)
Minimum wage increase	0	(8)	(8)
Total Net Impact	\$438	\$490	\$928

SOURCE: New York State Division of Budget, Mayor’s Office of Management and Budget, Office of the New York City Comptroller

The budget also includes additional City contributions to the MTA of \$230 million in FY 2024 and FY 2025 and \$65 million each year thereafter, down from the Governor’s proposal of over

⁸ <https://www.nytimes.com/2023/05/02/nyregion/budget-hochul-bail-housing.html>

\$500 million per year. The City's share of paratransit costs will rise from 50 percent to 80 percent net expenses in FY 2024 and FY 2025 (capped at 50 percent of the net cost plus \$165 million), costing the City \$165 million in those years. The Metropolitan Commuter Transportation Mobility Tax (MCTMT) rate increase from 0.34 to 0.60 percent will cost the City \$65 million a year starting in FY 2024. (The *Metropolitan Transportation Authority* section has more details on City-related MTA costs.)

State-mandated minimum wage increases from \$15 to \$17, which are being phased in from January 2024 to January 2026, are expected to have a small cost impact on the City's budget (\$8.5 million in FY 2024) for uncovered categories of employees, as the City's collective bargaining pattern includes a raise that surpasses the State's provisions. Increased rates of reimbursement for court-appointed counsel (from \$78 to \$158 per hour) are expected to increase City costs by \$42 million per fiscal year from FY 2024 onward.

Longer-term items include a provision to open 14 charter schools in the city – OMB estimates that this will cost the City \$24 million in FY 2025 and will rise to \$175 million per fiscal year when all 14 charter schools open.

The budget also included landmark climate policies: a ban on natural gas hookups in new construction, a cap-and-invest program to impose a cap that shrinks lower greenhouse gas emissions over time, and the Build Public Renewables Act enabling the New York Power Authority to pursue renewable energy initiatives. The Waste Reduction and Recycling Infrastructure Act that would have mandated that producers of packaging and paper products bear responsibility for disposal was not included in the final budget. The act was estimated to save the City \$50 million by FY 2028 and \$100 million in FY 2029 and out.

Expenditures Analysis

The April Plan as presented by the Mayor reflects \$108.91 billion in spending in FY 2023 and \$106.69 billion in FY 2024. The Plan grows to \$115.61 billion in FY 2027. Both FY 2023 and FY 2024 expenditures reflect prior year pre-payments, which artificially lower expenditures by \$3.08 billion and \$3.04 billion, respectively. Excluding these adjustments and budgeted reserves, FY 2023 planned expenditures total \$111.94 billion, dropping to \$108.27 billion in FY 2024 before increasing to \$108.60 billion in FY 2025, \$110.69 billion in FY 2026, and \$114.16 billion in FY 2027.

The net decrease of \$3.67 billion from FY 2023 to FY 2024 in the Plan is largely attributable to a continued reduction in COVID-related expenses, as well as budgeted declines due to the PEG program, as well as underbudgeting in areas such as rental assistance, cash assistance, and education. These declines are partially offset by growth in personnel expenditures, which increase by 14 percent over the life of the Plan to cover collective bargaining increases, health insurance premium costs, as well as pension and other fringe benefits changes.

Table 22. FY 2023 – FY 2027 Expenditure Growth Adjusted for Prepayments and Reserves

(\$ in millions)	FY 2023	FY 2024	FY 2025	FY 2026	FY 2027	Growth FYs 23-27	Annual Growth
Personal Service							
Salaries and Wages	\$33,068	\$32,301	\$33,424	\$34,717	\$35,924	8.6%	2.1%
Pensions	9,301	9,522	10,303	10,765	10,948	17.7%	4.2%
Health Insurance	7,699	8,531	9,234	9,835	10,289	33.6%	7.5%
Other Fringe Benefits	4,579	4,685	4,835	4,992	5,154	12.5%	3.0%
Subtotal-PS	\$54,649	\$55,039	\$57,797	\$60,310	\$62,315	14.0%	3.3%
Other Than Personal Service							
Medicaid	\$6,297	\$6,651	\$6,385	\$6,385	\$6,535	3.8%	0.9%
Public Assistance	1,970	1,650	1,650	1,650	2,000	1.5%	0.4%
Judgments and Claims	1,199	1,165	877	823	840	(29.9%)	(8.5%)
Contractual Services	24,584	21,531	19,999	19,019	19,005	(22.7%)	(6.2%)
Other OTPS	15,696	14,422	13,628	13,469	13,740	(12.5%)	(3.3%)
Subtotal-OTPS	\$49,746	\$45,419	\$42,539	\$41,347	\$42,120	(15.3%)	(4.1%)
Debt Service	\$7,544	\$7,815	\$8,266	\$9,034	\$9,725	28.9%	6.6%
Expenditures Excluding Reserves Only	\$111,938	\$108,274	\$108,602	\$110,691	\$114,160	2.0%	0.5%
Prior Year Adjustment	(3,079)	(3,035)					
General Reserve	50	1,200	1,200	1,200	1,200		
Capital Stabilization Reserve		250	250	250	250		
Total Expenditures	\$108,909	\$106,689	\$110,052	\$112,141	\$115,610		

SOURCE: Office of the New York City Comptroller, Mayor's Office of Management and Budget

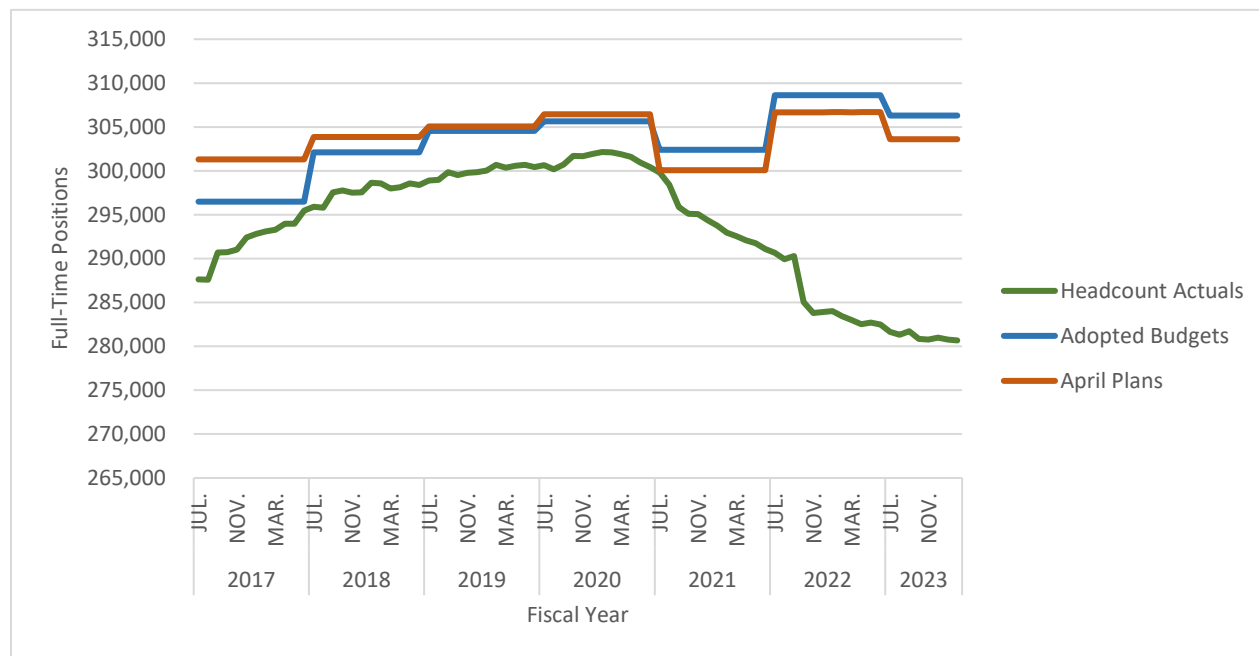
NOTE: Intra-City adjustments are reflected in each of their respective expense categories.

Headcount

As documented in [Title Vacant](#),⁹ the City currently has a high number of vacant positions – the result of a decline in the number of municipal employees since the start of the COVID pandemic. Since taking office, the Adams Administration has begun to reduce these budgeted but vacant positions through its savings programs. Chart 8 shows a historical perspective of budgeted versus actual full-time headcount. It compares April Plan headcounts, Adopted Budget headcounts, and actual headcounts dating back to FY 2017. The April Plan can reflect an adjustment upward or downward from Adoption for the current fiscal year in response to actuals.

⁹ [Title Vacant : Office of the New York City Comptroller Brad Lander \(nyc.gov\)](#)

Chart 8. Historical Full-Time Headcount Plans vs. Actuals, FY 2017 – FY 2023



SOURCE: Office of the New York City Comptroller, Mayor's Office of Management and Budget

The number of actual and budgeted City employees had been growing since the start of the de Blasio Administration until the onset of the COVID pandemic in early 2020. Both actual and budgeted headcount fell in FY 2021. Bolstered by the receipt of Federal COVID aid, the City increased budgeted headcount above pre-pandemic levels for FY 2022, including positions added for the expansion of 3-K and DOE mental health programs. However, actual staffing levels continued to fall, increasing the number of vacant positions.

At present, the April 2023 Plan forecasts citywide full-time headcount for June 30th, the current fiscal year-end, at 303,593 employees. As of February 2023, the most recent data available, there were 280,674 full-time employees, still well-below the budgeted headcount by historical standards. Looking to the outyears, planned full-time headcount, as shown in Table 23, is expected to decline over the Plan period by about 2 percent, from 303,593 in FY 2023 to 298,046 in FY 2027, but at levels still well above the city's current actual full-time headcount. While uniformed headcount is projected to remain flat throughout the Plan, both pedagogical and civilian headcount levels are expected to decline.

Because it is unlikely that FY 2023 headcount levels will reach budgeted amounts by the end of the fiscal year or in early FY 2024, the Comptroller's Offices estimates that personnel costs will be \$725 million less than budgeted by the City in FY 2023 and \$362 million in FY 2024.

**Table 23. Total Funded Full-Time Year-End Headcount, April 2023
Financial Plan**

	FY 2023	FY 2024	FY 2025	FY 2026	FY 2027	% Change FY 2023 – FY 2027
Pedagogical						
Dept. of Education	126,895	126,075	125,186	123,367	123,367	(2.8%)
City University	<u>4,293</u>	<u>4,289</u>	<u>4,289</u>	<u>4,289</u>	<u>4,289</u>	(0.1%)
Subtotal	131,188	130,364	129,475	127,656	127,656	(2.7%)
Uniformed						
Police	35,030	35,001	35,001	35,001	35,001	(0.1%)
Fire	10,954	10,954	10,954	10,954	10,954	0.0%
Correction	7,060	7,060	7,060	7,060	7,060	0.0%
Sanitation	<u>7,639</u>	<u>7,878</u>	<u>7,914</u>	<u>7,916</u>	<u>7,916</u>	3.6%
Subtotal	60,683	60,893	60,929	60,931	60,931	0.4%
Civilian						
Dept. of Education	13,109	13,117	13,110	12,563	12,563	(4.2%)
City University	1,746	1,735	1,735	1,735	1,735	(0.6%)
Police	14,845	14,502	14,502	14,502	14,502	(2.3%)
Fire	6,453	6,375	6,366	6,366	6,366	(1.3%)
Correction	1,731	1,730	1,730	1,726	1,726	(0.3%)
Sanitation	1,907	1,938	1,938	1,938	1,938	1.6%
Admin. for Children's Services	7,079	7,079	7,079	7,079	7,079	0.0%
Social Services	12,486	12,132	12,003	11,990	11,990	(4.0%)
Homeless Services	1,952	1,923	1,908	1,890	1,890	(3.2%)
Health and Mental Hygiene	5,989	5,815	5,594	5,548	5,548	(7.4%)
Finance	1,897	1,878	1,878	1,878	1,878	(1.0%)
Transportation	5,681	5,768	5,838	5,841	5,841	2.8%
Parks and Recreation	4,663	4,698	4,701	4,701	4,701	0.8%
All Other Civilians	<u>32,184</u>	<u>32,039</u>	<u>31,695</u>	<u>31,706</u>	<u>31,702</u>	(1.5%)
Subtotal	111,722	110,729	110,077	109,463	109,459	(2.0%)
TOTAL	303,593	301,986	300,481	298,050	298,046	(1.8%)

SOURCE: Office of the New York City Comptroller, Mayor's Office of Management and Budget

Compared to the January Plan, planned full-time headcount increased somewhat, as shown in Table 24, although it remains below the number reflected in the Adopted Budget. This reflects the partial restoration of vacancy reductions in DSS, HPD, Department of Finance, and additional

Traffic Enforcement Agents in NYPD in FY 2023 only. There are also one-time increases in FY 2024 for the Campaign Finance Board and Federally funded Office of Emergency Management positions. The remaining increases stem primarily from baseline increases at DSNY for the Organics Program, the Parks department, for an Arborist Apprenticeship Program, a Trail Formalization Program, Tree Risk Management, and the NYC SPARX Program. Other headcount increases include FDNY for the B-HEARD Mental Health Response Program, City Council staffing, and DoHMH for various health and mental health initiatives.

**Table 24. Full-Time Headcount Changes,
January 2023 Financial Plan vs. April 2023 Financial Plan**

	FY 2023	FY 2024	FY 2025	FY 2026	FY 2027
Pedagogical					
Dept. of Education	0	0	0	0	0
City University	0	0	0	0	0
Subtotal	0	0	0	0	0
Uniformed					
Police	0	(29)	(29)	(29)	(29)
Fire	0	0	0	0	0
Correction	0	0	0	0	0
Sanitation	40	229	263	263	263
Subtotal	40	200	234	234	234
Civilian					
Dept. of Education	0	8	8	8	8
City University	0	0	0	0	0
Police	165	0	0	0	0
Fire	26	90	90	90	90
Correction	0	0	0	0	0
Sanitation	0	36	36	36	36
Admin. for Children's Services	0	0	0	0	0
Social Services	339	5	0	0	0
Homeless Services	0	3	3	3	3
Health and Mental Hygiene	191	211	80	41	41
Finance	19	0	0	0	0
Transportation	0	0	0	0	0
Parks and Recreation	2	112	112	112	112
All Other Civilians	194	609	281	305	301
Subtotal	936	1074	610	595	591
TOTAL	976	1274	844	829	825

SOURCE: Office of the New York City Comptroller, Mayor's Office of Management and Budget

Labor

The City has settled labor agreements with two major unions, District Council 37 (DC 37) and the Police Benevolent Association (PBA), representing just under one-third of City employees. The Administration began this round of collective bargaining agreements by reaching a settlement with DC 37 in February 2023 that established the pattern of wage increases for civilian employees that are now reflected in the April Plan. The agreement, which was ratified by DC 37 members, includes wage increases of 3 percent for the first four years (retroactive to FY 2021) and a 3.25 percent wage increase in the fifth year. Members will also receive a one-time ratification bonus of \$3,000. The agreement includes provisions to establish an Equity Fund valued at \$70 million annually to address areas with severe recruitment and retention issues and to ensure that all employees currently earning less than \$18 an hour will make at least \$18 an hour by July 1, 2023.

In April 2023, the City reached an agreement with the PBA providing wage increases of 28 percent over an eight-year period, August 1, 2017 to July 31, 2025. In the prior round of collective bargaining, all unions representing uniformed employees *except for the PBA* had settled in line with the established pattern of 7.95 percent raises over the three-year period of 2017 to 2020 (2.25 percent in year one, 2.5 in year two, and 3 percent in year three). Therefore, PBA's recent agreement covers the three years not settled for them in the prior round (for those years, the PBA settled in line with the established pattern), as well as setting a new pattern for the following five years. The latter five years provides wage increases of 3.25 percent in each of the first two years, 3.5 percent in each of year three and four and 4 percent in year five, establishing the pattern of wage increases for uniformed employees that are now reflected in the April Plan for the current round of collective bargaining.

The City maintains a labor reserve within the Financial Plan to cover contractual wage increases for employees; after contracts are ratified, funds are transferred out of the reserve and into individual agency budgets. Previously, funds were held in the reserve to provide annual wage increases of 1.25 percent under the current round of collective bargaining. The April 2023 Plan reflects increases to the labor reserve of \$2.29 billion in FY 2023, \$1.68 billion in FY 2024, \$3.10 billion in FY 2025, \$4.02 billion in FY 2026, and \$4.84 billion in FY 2027 to fund the incremental costs resulting from the pattern for wage increases established by DC 37 and the PBA for all City employees.¹⁰

The April Plan also reflects the transfer of funds out of the labor reserve to agency budgets to cover the costs of the DC 37 labor agreements, as well as some other costs. The fiscal year balances remaining in the labor reserve are approximately \$3 billion in each of FY 2023 and FY 2024, \$4.31 billion in FY 2025, \$5.42 billion in FY 2026 and \$6.54 billion in FY 2027.

¹⁰ This includes all municipal employees as well as certain employees at covered organizations such as NYCHA, H+H, CUNY, etc. and some human services employees providing services under contract with the city.

Overtime

Overtime expenditures are budgeted at \$1.94 billion in FY 2023 and \$1.26 billion for FY 2024 in the April Plan. The Comptroller's Office estimate that FY 2023 overtime spending will be even higher at \$2.23 billion. This results from greater NYPD overtime usage within the City and the subway system, as well as the reliance on overtime by many agencies facing difficulties in hiring and retaining City employees. The City has implemented initiatives to address these challenges, which should result in lower overtime usage for FY 2024, although the Comptroller's Office estimates it will still be above current budgeted amounts. The Comptroller's Office currently projects a decline in FY 2024 overtime usage to \$1.79 billion, which still exceeds the April Plan's projections by \$538 million as shown in Table 25.¹¹

Table 25. Projected Overtime Spending, FY 2023 and FY 2024

(\$ in millions)	FY 2023 Adopted Budget	FY 2023 April Plan	FY 2023 Comptroller's Projection	FY 2023 Risk	FY 2024 Executive Budget	FY 2024 Comptroller's Projection	FY 2024 Risk
Uniformed							
Police*	\$372	\$598	\$725	(\$127)	\$372	\$650	(\$278)
Fire	252	421	421	0	251	275	(24)
Correction	126	238	250	(12)	126	200	(74)
Sanitation	148	149	149	0	108	108	0
Total Uniformed	\$898	\$1,406	\$1,545	(\$139)	\$857	\$1,233	(\$376)
Civilian							
Police- Civilian	\$80	\$83	\$120	(\$37)	\$80	\$100	(\$20)
Social Services	16	60	85	(25)	25	60	(35)
All Other Agencies	306	394	475	(81)	293	400	(107)
Total Civilians	\$402	\$537	\$680	(\$143)	\$398	\$560	(\$162)
TOTAL CITY RISK	\$1,300	\$1,943	\$2,225	(\$282)	\$1,255	\$1,793	(\$538)

SOURCE: Office of the New York City Comptroller, Mayor's Office of Management and Budget

NOTE: *The April 2024 Plan includes \$62 million in reimbursement to the City for costs associated with the Enhanced Subway Safety initiative.

Compared to the January Plan, the FY 2023 and FY 2024 budgeted amounts for overtime spending were revised upward by \$341 million and \$25 million, respectively. The FY 2023 increase resulted

¹¹ [Overtime Overview : Office of the New York City Comptroller Brad Lander \(nyc.gov\)](#)

mainly from additions to the overtime budgets for NYPD and DOC uniformed employees by \$223 million and \$112 million, respectively, to align with year-to-date spending. The increase to the NYPD's uniformed overtime budget included \$62 million of State funding towards costs associated with the Enhanced Subway Safety initiative. Following the introduction of the Enhanced Subway Safety initiative, NYPD uniformed overtime expenses averaged \$65 million monthly. However, that cost declined to an average of \$55 million for March and April, bringing total overtime NYPD uniformed expenses to \$582 million through April 2023. The Comptroller's Office projects this spending to reach \$725 million for FY 2023, resulting in a \$127 million risk to the revised overtime NYPD budget. The Comptroller's Office also includes a \$12 million risk for DOC overtime spending thus far this year.

For FY 2024, uniformed overtime spending is expected to be higher than budgeted for NYPD, FDNY, and DOC employees. The Comptroller's Office projects that NYPD FY 2024 overtime spending will be approximately \$650 million, \$278 million higher than budgeted. The April Plan includes a NYPD efficiency PEG of \$4 million annually beginning in FY 2024 as a savings on overtime spending. This initiative does not impact the budgeted amounts since it is offset with an equal increase in City funds elsewhere in the NYPD budget. For a historic look at NYPD overtime spending see the report [Overtime Overview](#).

Spending for civilian overtime was \$660 million in FY 2022, up from a pre-pandemic cost of \$645 million in FY 2019. As many agencies continue to rely on overtime usage to counter vacancies, the FY 2023 civilian overtime cost is expected to be even higher at \$680 million. This is particularly evident at the Department of Social Services (DSS). The department spent \$85 million for overtime in FY 2022. FY 2023 expenditures through April are \$72 million. This is on pace to be at least the same amount as FY 2022, and double the average annual overtime cost of \$42 million between FY 2017 and FY 2021.

Contracted Temporary Services and Contracted Professional Services

City agencies often contract with outside vendors to staff and perform essential functions. These include temporary services and various professional services, including legal services, accounting services, architectural and engineering services, and other consultant services, and can be used to counter high vacancy rates in particular areas or titles, or to fill a temporary or highly specialized need. The Executive Budget forecasts \$1.31 billion in spending authority in FY 2023, sharply decreasing to \$849.6 million in FY 2024, and then slowly ramping down to \$740.6 million in FY 2027. Historically, the City conservatively budgets these expenses in the Adopted Plan, particularly in Computer Services, Legal Services, Professional Services-Other, and Temporary Services. The City then adjusts spending throughout the fiscal year in each Plan (Table 26). Since FY 2019, agencies have consistently committed and spent upwards of \$1 billion, with \$1.12 billion already committed for FY 2023. It is likely that agencies will still require these services at a similar level to current spending in FY 2024, which could pose a risk of \$155.1 million to the FY 2024 budget (Table 27). The City may reduce its reliance on these services if it hires up to its authorized headcount in the outyears.

Table 26. Historical Actual Commitments vs. Plan

(\$ in millions)	FY 2019	FY 2020	FY 2021	FY 2022	FY 2023
Actual Commitments	\$1,079.4	\$1,118.2	\$1,019.7	\$1,169.3	\$1,120.0
Adopted Plan	\$837.2	\$831.0	\$717.9	\$880.9	\$945.9
November Plan	\$1,011.5	\$1,093.6	\$939.8	\$1,202.2	\$1,167.4
Preliminary Plan	\$1,095.6	\$1,136.7	\$1,036.9	\$1,254.8	\$1,237.7
Executive Plan	\$1,163.8	\$1,210.6	\$1,110.7	\$1,253.3	\$1,306.5

NOTE: FY 2023 Actual Commitments are as of April 30, 2023. Planned expenditures and commitments exclude COVID-related budget codes, but are otherwise All-Funds.

SOURCE: Office of the New York City Comptroller, Mayor's Office of Management and Budget

Table 27. Potential Risk

(\$ in millions)	FY 2024
Executive Plan	\$849.6
Projected Commitment	\$1,134.3
Underbudgeting Risk-All Funds	(\$284.7)
Underbudgeting Risk-City Funds	(\$155.1)

NOTE: FY 2024 Commitment is a projection based on the average of FY 2019 – FY 2023 historical actual commitments, including a 3 percent price increase to account for inflation.

SOURCE: Office of the New York City Comptroller, Mayor's Office of Management and Budget

Health Insurance

Employees and retirees' pay-as-you-go health insurance cost in the April Plan is \$8.53 billion for FY 2024, \$1.62 billion higher than the budgeted amount for FY 2023. The FY 2023 estimate, however, reflects a reduction of \$792 million that was prepaid in FY 2022. After adjusting for this prepayment, the FY 2024 budgeted amount is \$832 million higher than the FY 2023 forecast of \$7.70 billion. As shown in Table 28, health insurance costs are projected to continue to increase at an average annual rate of 6.4 percent to \$9.23 billion in FY 2025, \$9.84 billion in FY 2026, and \$10.29 billion in FY 2027.

Compared to the January 2024 Plan, the budgeted amounts for health insurance decreased by \$263 million in FY 2023, \$291 million in FY 2024, \$330 million in FY 2025, and \$340 million in each of FY 2026 and FY 2027, mainly from a realignment of funding to bring in line with historical health insurance spending for DOE employees.

Table 28. Projected Pay-As-You-Go Health Expenditures

(\$ in millions)	FY 2023	FY 2024	FY 2025	FY 2026	FY 2027
Department of Education	\$2,488	\$2,942	\$3,342	\$3,639	\$3,779
CUNY	139	128	140	140	153
All Other	4,280	5,461	5,752	6,055	6,358
Sub-total	6,907	8,531	9,234	9,835	10,290
FY 2023 Retiree Health Prepayment	792				
PAYGO Health Insurance Costs	\$7,699	\$8,531	\$9,234	\$9,835	\$10,290

SOURCE: Office of the New York City Comptroller, Mayor's Office of Management and Budget

NOTE: All Other includes all active employees as well as retirees.

The current projections of health insurance costs reflect premium rate increases for active employees and pre-Medicare retirees of 6.0 percent in FY 2024, 5.75 percent in FY 2025, 5.5 percent in FY 2026, and 5.25 percent in FY 2027. It also includes rate increases for Senior Care, a supplement to traditional Medicare, of 4.8 percent in FY 2024, 4.7 percent in each of FYs 2025 and 2026, and 4.6 percent in FY 2027. However, with the support and approval of the Municipal Labor Committee (MLC), the City recently signed a contract with Aetna to implement an NYC Medicare Advantage Plan to replace the Senior Care program effective September 1, 2023.

The switch to NYC Medicare Advantage Plan is expected to lower the City's health care costs by approximately \$600 million annually. However, the savings will not be accrued to the General Fund and will instead be deposited into the Health Insurance Stabilization Fund.¹² Based on the projected growth in Senior Care rates, the Comptroller's Office estimates that the City's current projection of \$600 million for Senior Care costs for FY 2023 would increase to \$629 million in FY 2024, \$658 million in FY 2025, \$689 million in FY 2026, and \$722 million in FY 2027. The City could realize potential budgetary savings of \$58 million in FY 2025, \$89 million in FY 2026, and \$122 million in FY 2027. The City has not indicated if the amount to be transferred to the Health Insurance Stabilization Fund will be the entire savings from reduced cost or a constant \$600 million annually. As part of the agreement, the City will pay for a waiver of pre-authorizations for certain

¹² The Health Insurance Fund created in the mid 1980's paid the difference between the GHI and HIP health insurance premiums, essentially protecting employees and retirees from paying more to be covered by GHI. Currently, the City contributes \$35 million to the fund annually. For several fiscal years, the GHI premium was lower than the HIP premium leading to a higher than anticipated balance in the fund. Over time, the City and unions were able to draw from the fund balance to offset wage increases and other benefits for employees. In recent years, however, GHI health insurance premiums have been about equal or higher than HIP premiums. This has led to a reduction in the balance of the fund and the likelihood that the fund will not be able to meet obligations in coming fiscal years.

procedures, estimated to cost the City approximately \$45 million per year and subject to review every two years.¹³

Pensions

The April Plan projects pension expenditures of \$9.52 billion in FY 2024, approximately \$220 million higher than the current FY 2023 estimate of \$9.30 billion. Pension contributions are projected to continue to grow to \$10.30 billion in FY 2025, \$10.77 billion in FY 2026, and \$10.95 billion in FY 2027. When compared to the January Plan, the pension budget projections increased by \$71 million in FY 2024, \$632 million in FY 2025, \$927 million in FY 2026, and \$1.26 billion in FY 2027 as the result of transfers from the labor reserve for wage increases following the City's labor settlements.

The pension investment earnings for FY 2023 will impact pension contributions beginning in FY 2025. Following the end of each fiscal year, the City's Office of the Actuary measures the investment returns earned by the pension funds and compares them to the returns that would have been generated if investment earnings have equaled the Actuarial Interest Rate (AIR) assumption.¹⁴ The Financial Plan projections assume pension investments will earn the AIR of 7 percent per year. Through March 31, 2023, audited figures indicate that pension investments have earned approximately 5 percent this fiscal year. Depending on the final fiscal year-end returns, 1 percent above or below the AIR of 7 percent will decrease or increase respectively the City's contribution to the pension systems by approximately \$50 million in FY 2025 growing to \$175 million by FY 2027.

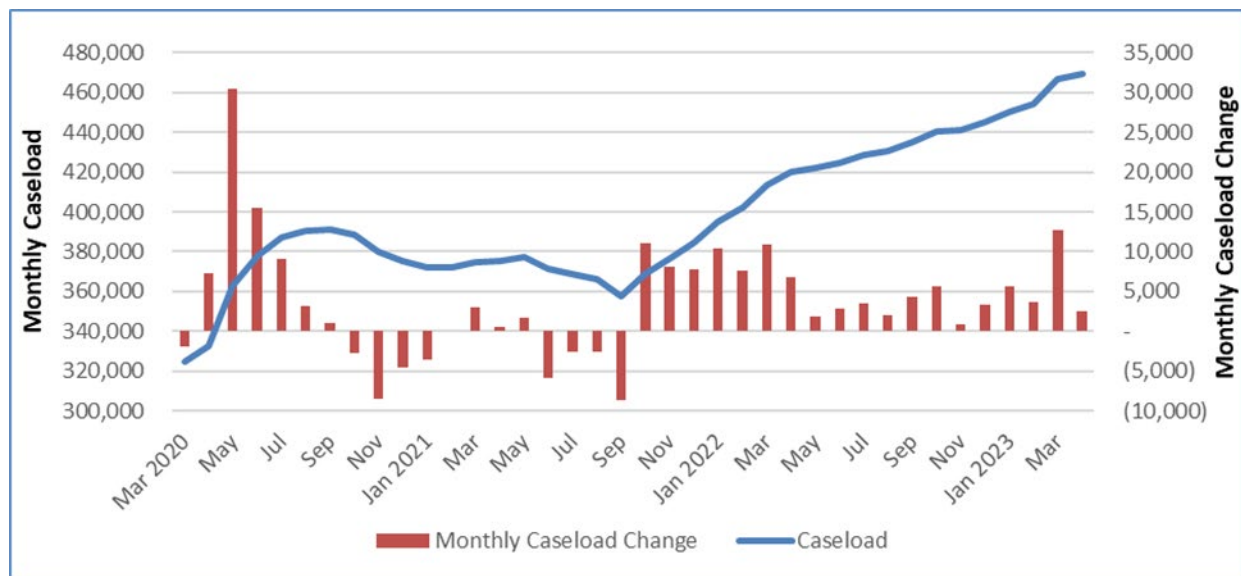
Public Assistance

Through April, the City's public assistance caseload has averaged 446,164 recipients per month in FY 2023. Over the same July – April period in the prior year, caseload averaged only 385,323. The caseload average in the current year represents nearly a 16 percent increase over the same period in FY 2022. As shown in Chart 9, the City's public assistance caseload has risen almost without pause since the end of the Federal Pandemic Unemployment Compensation program in September 2021, which provided supplemental unemployment benefits dating back to the initial phase of the COVID outbreak.

¹³ With a planned implementation date of September 1, 2023, the City will realize lower health care costs for ten months of the fiscal year for FY 2024. Assuming a monthly cost of \$52.4 million, health care costs will be lower by \$524 million for the fiscal year.

¹⁴ Returns above or below the AIR for a given fiscal year are phased into the Actuarial Asset Value over a five-year period in accordance with the Actuary's Actuarial Asset Valuation Methodology (AAVM).

**Chart 9. Public Assistance Caseload and Monthly Changes
March 2020 – April 2023**



SOURCE: New York City Department of Social Services

According to the City, between September 2021 and April 2023, there was a 79 percent increase in the average number of applicants per month compared to the final month in FY 2021. For applications received between September 2021 and August 2022, the most recent month for which complete data is available, the average monthly case acceptance rate increased to 46 percent from 35 percent in June 2021.

Though the City has not provided an update of its caseload projections, the April Plan increases the budget for baseline grants spending by \$320 million to \$1.8 billion in the current year.¹⁵ However, the estimates in FY 2024 – FY 2026 remain unchanged at about \$1.48 billion annually before rising to \$1.83 billion in FY 2027. Given the continued surge in both caseload and grant spending in the latter months of FY 2023, if spending stabilizes at the current higher monthly rate in the \$150 million range, the City will need to provide additional funding of at least \$225 million annually in FY 2024 – FY 2026 to keep pace with its obligations for public assistance spending—another risk to the City’s budget.

Department of Education

The April Plan reflects a net increase of \$251 million in the Department of Education (DOE) budget in the current year. For FY 2023, the DOE budget now totals \$31.46 billion net of intra-City funds,

¹⁵ The City indicates this allocation will likely be reduced by \$40 million through a technical adjustment during budget adoption.

a modest decline of \$18 million from actual FY 2022 spending of \$31.48 billion, as shown in Table 29. Compared to the January Plan, the majority of additional funding for the FY 2023 budget stems from \$109 million in collective bargaining transfers mainly for the DC 37 agreement, \$80 million in State aid adjustments, and \$50 million in School Construction Authority revenue.

Table 29. Department of Education Funding Detail, April 2023 Plan

(\$ in millions)	FY 2023	FY 2024	FY 2025	FY 2026	FY 2027
Total DOE Funding*	\$31,459.8	\$30,549.3	\$30,639.0	\$30,837.8	\$31,038.2
City Funds	\$14,513.8	\$13,862.1	\$15,108.8	\$15,749.6	\$15,950.0
State Funds	12,610.2	12,703.3	12,895.3	12,895.3	12,895.3
Federal Funds	4,117.3	3,820.5	2,471.4	2,029.4	2,029.4
Other Categorical Funds	218.6	163.4	163.4	163.4	163.4
April Plan Changes	\$250.8	(\$177.0)	(\$182.0)	(\$164.5)	(\$166.2)
Year-to-Year Changes	(\$17.8)	(\$910.5)	\$89.7	\$198.8	\$200.4

SOURCE: Office of the New York City Comptroller, Mayor's Office of Management and Budget

NOTE: *Net of intra-City funds.

The April Plan establishes net overall funding of \$30.55 billion for the DOE in FY 2024, a decline of \$911 million from the FY 2023 projection. Compared with the January Plan, the FY 2024 DOE Budget reflects a decline of \$177 million. The Executive Budget recognizes increases of \$78 million in collective bargaining transfers and \$57 million in various adjustments mainly from recognition of higher energy costs. In addition, the budget also accounts for new needs of \$12 million, including culinary training (\$7 million), shelter-based community coordinators (\$3 million), and climate education (\$2 million).

These increases are more than offset by PEG reductions totaling \$325 million. The latest round of DOE savings centers primarily on fringe benefits, constituting more than 90 percent or \$306 million of the total assigned to the department. The City indicates that the cut would lead to a more realistic spending projection in this area based on actual spending from prior years. After these reductions, fringe benefits spending would still maintain average annual growth of nearly 6 percent throughout the Plan compared to actual spending in FY 2022. In total, the FY 2024 DOE budget has sustained \$1.12 billion in PEG reductions since the June 2022 Plan.

In the outyears, the DOE budget is projected to range between \$30.64 billion to \$31.04 billion. Over this period, Federal stimulus funding under ARP-CRRSA education grants will continue to wind down, falling from \$1.75 billion in FY 2024 to \$246 million in FY 2025, before expiring in FY 2026. The reduced Federal support is offset mainly by a higher level of City funds in the Plan, rising more than \$2 billion between FY 2024 and FY 2027, while State support is expected to grow by only about \$200 million between FY 2024 and FY 2025 and then stay flat thereafter.

Moreover, the April Plan has not yet captured education aid increases from the recently enacted State budget that occurred after the release of the City's budget. Compared with April Plan

estimates, the Enacted State Budget would provide about \$337 million more in formula-based aids in FY 2024. The main component of the increase is Foundation Aid, which comes in at \$274 million higher than the City's current projection for FY 2024. Other notable variances include greater-than-expected transportation aid of \$99 million and a net lower-than-anticipated special education excess cost aids of \$33 million. In addition, the State has also approved the re-issuance of 14 charter school slots to replace schools that have either ceased or never started their operations in the City. The City indicates the fully phased-in costs for the 14 re-authorized charter schools could reach \$175 million annually.

Similar to the January Plan assessment, a wide range of risks to the DOE budget remain in place in the current plan, shown in Table 30. The City indicates that unless the State provides dedicated funding for future charter school tuition rate increases, shortfalls could materialize at \$47 million in FY 2024, \$133 million in FY 2025, \$361 million in FY 2026, and \$600 million in FY 2027. These estimates include the phased-in costs, within the April Plan period, of the aforementioned 14 reauthorized charter schools enacted by the State. In addition, the City has underfunded special education Carter Cases spending in each year of the Plan, which nearly tripled over the past six years.¹⁶ In order to maintain baseline funding similar to the FY 2022 spending level of \$918 million, the City will need to increase Carter Cases funding by \$210 million in FY 2023 and \$475 million annually in FY 2024 – FY 2027. Also, the DOE has likely underbudgeted pupil transportation costs in the outyears that could require additional City funding of \$75 million to \$225 million in each of FY 2024 – FY 2027.

¹⁶ Pursuant to *Florence County School District Four v. Carter*, when a parent or guardian disagrees with DOE's recommended individualized educational plan, they may elect to place the student in a non-public school and seek reimbursement for their costs or direct payment to the school by commencing legal proceedings against DOE, known as a Carter Case.

Table 30. Projected Education-Related Risks in the April 2023 Financial Plan

\$ in millions. Negative numbers indicate risks to the Financial Plan and increase the gap.

	FY 2023	FY 2024	FY 2025	FY 2026	FY 2027
Charter School Tuition	\$0	(\$47)	(\$133)	(\$361)	(\$600)
Carter Cases	(210)	(475)	(475)	(475)	(475)
Pupil Transportation	0	(75)	(125)	(175)	(225)
Class Size Reduction Mandate	0	0	0	(433)	(867)
3K Expansion	0	0	0	(93)	(93)
Special Ed Pre-K Expansion	0	0	(47)	(95)	(95)
DOE Mental Health Services	0	0	(37)	(86)	(86)
Community Schools Expansion and Sustainability	0	0	(27)	(54)	(54)
Summer Rising	0	(176)	(176)	(176)	(176)
DOE Contracted Nursing	0	(49)	(49)	(49)	(49)
Total Education-Related Risks	(\$210)	(\$822)	(\$1,069)	(\$1,997)	(\$2,720)

SOURCE: Office of the New York City Comptroller

NOTE: Numbers may not add to totals due to rounding.

The Department could also face risks for various core instructional and support initiatives upon the expiration of Federal COVID grants. Chief among these are the underfunding of 3K programmatic costs by \$93 million annually in FY 2026 and FY 2027, and the respective needs of \$176 million and \$49 million for the continuation of Summer Rising and school nursing each year beginning in FY 2024. The City would also need to provide additional funding of \$111 million in FY 2025 and \$235 million annually in FY 2026 and FY 2027 as ongoing support for special education pre-kindergarten expansion, mental health, and community schools programs unless these initiatives are phased out.

In addition, the April Plan does not include funding to address the State’s mandate to further narrow class size caps. The approved legislation would begin imposing the stricter class size limits, designated for New York City only, in the next school year. Under the plan, the City will need to phase in the reductions over a five-year period and achieve full compliance by September 2028. The DOE estimates that, once fully phased-in, the new mandate could lead to additional costs of \$1.3 billion annually, requiring \$433 million in FY 2026 and \$867 million in FY 2027.

City Services for People Seeking Asylum

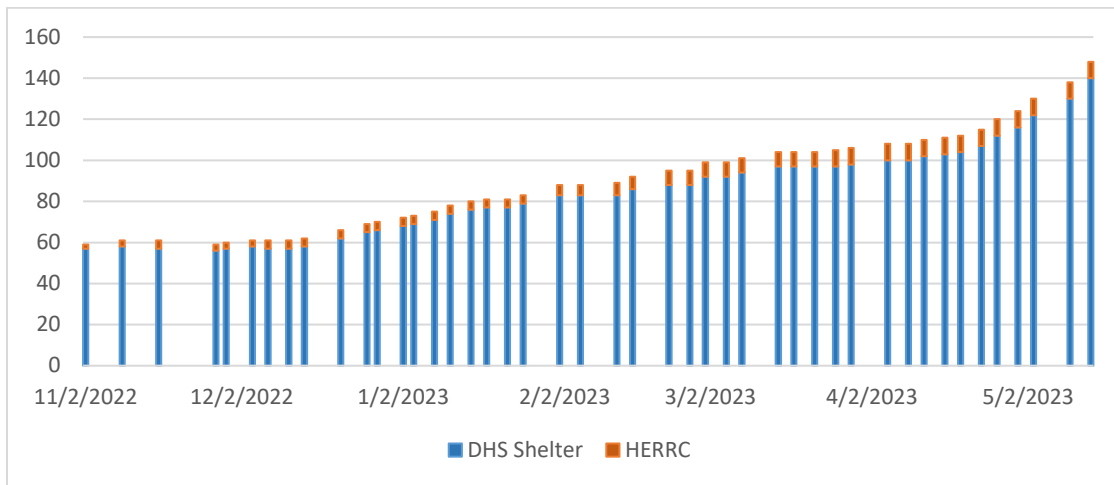
New York City has experienced a sudden and significant rise in the arrivals of people seeking asylum. Since April 2022, the City has reported that more than 67,000 such individuals have gone through the New York City emergency shelter system, with 42,400 in the City’s care as of May 17th. The need to provide shelter, healthcare, education and childcare, and other essential services has been immediate, creating an unforeseen budgeting and programmatic challenge for the City, particularly the provision of shelter. Long-term, individuals and families seeking asylum face

additional needs including immigration services, work authorizations, employment services and sustainable, affordable housing.

The City first responded by expanding shelters through Department of Homeless Services (DHS) emergency contracts. Then, in October 2022, the Mayor issued an emergency authorization designating NYC Health and Hospitals (H+H) to operationalize Humanitarian Emergency Response and Relief Centers (HERRCs). The HERRCs are largely hotels but have sometimes been located in non-traditional spaces, such as the Brooklyn Cruise Terminal, and parking lots on Randall’s Island and Orchard Beach. They were intended to be short-term and serve as the first point of contact as people arrived in the City, offering services and settlement options.

Given the lack of viable affordable housing alternatives, HERRCs are now providing longer-term shelter while DHS continues to open emergency shelters as the population continues to increase. As of May 14th, there were approximately 140 emergency DHS shelters for people seeking asylum, compared with 57 shelters open on November 2, 2022. The chart below shows the total number of emergency DHS shelters and HERRCs that the City has opened since November 2022, when this information first became available.

Chart 10. Number of DHS Shelters and HERRCs



SOURCE: New York City Mayor's Office. NOTE: A new HERRC, the Roosevelt Hotel, opened on May 19th and is not included in this chart.

Budget Impacts Included in the April Plan

The April Plan reflects increased estimates of the cost of services for people seeking asylum compared with prior financial plans as the population continues to increase. These updated estimates total \$1.40 billion in costs in FY 2023, \$2.90 billion in FY 2024, and \$1 billion in FY 2025, with the overwhelming majority of funds in each year budgeted for shelter costs. No funds were included for FY 2026 or beyond. Prior to the release of the April Plan, the City had budgeted \$1 billion, in FY 2023 only, for services related to people seeking asylum—all of which it assumed would be reimbursed by the Federal government. In addition to increasing the total budget, the April Plan also reflects changes in funding of these costs.

As shown in Table 31, the City now expects to pay the lion's share of these costs in each year (\$962 million in FY 2023, \$1.74 billion in FY 2024, and \$710 million in FY 2025). The New York State Enacted Budget provides a maximum of \$1 billion to New York City for aid to reimburse 29 percent of shelter expenditures for this population from April 2022 through April 1, 2024.¹⁷ The City has budgeted \$438 million of this State

Table 31. Funding for Costs of Services to People Seeking Asylum, April 2023 Plan

(\$ in millions)	FY 2023	FY 2024	FY 2025	Total
City	962	1,738	710	3,410
State	438	562	290	1,290
Federal	-	600	-	600
Total	\$1,400	\$2,900	\$1,000	\$5,300

SOURCE: Mayor's Office of Management and Budget

¹⁷ NYS Bill A03003, page 653

funding in FY 2023, and \$562 million in FY 2024. The State Budget does not indicate any funding continuing into FY 2025, but the City has included \$290 million in the Plan as a continuation of the 29 percent shelter cost share.

In terms of Federal funding, the City now only anticipates \$600 million, all of which is budgeted in FY 2024. This support is expected under the Federal omnibus appropriations bill that was passed in late 2022 and included \$800 million in nationwide aid to cities for reimbursement of costs related to providing services to people seeking asylum. On May 5th, the City announced it was awarded only \$30.5 million from its initial \$350 million application for this funding. The Federal government has reported that this award was part of a first tranche focused mostly on border communities, and that interior cities such as New York can expect to see more in the next round of funding. However, this relatively small award suggests that the City's final allocation will not total the \$600 million currently budgeted.

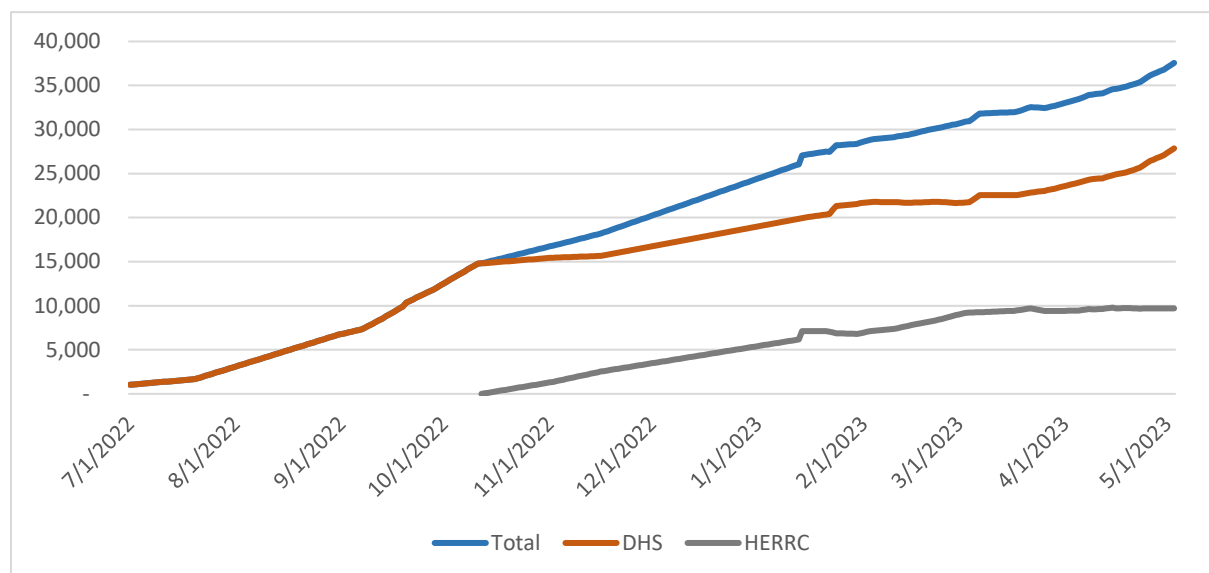
Apart from these funds, the City reported receiving \$8 million in December for costs related to people seeking asylum through the Federal Emergency Management Agency's (FEMA's) Emergency Food and Shelter Grant program, and a further \$2 million was obtained from Senator Schumer.¹⁸

Comptroller's Office Estimates of Alternative Scenarios

The rate of people seeking asylum entering New York City has been unpredictable since the population first began arriving. This uncertainty continues, particularly following the expiration of Title 42 – a Trump-era policy that limited immigration into the U.S. due to the COVID public health emergency— which ended on May 11th, just over a week prior to the release of this report. Based on the rate of arrivals through April 30th, the Comptroller's Office has estimated several possible scenarios for the growth of this population in the City's shelter systems (DHS and HERRCs), as well as the corresponding costs for those scenarios.

The chart below shows the growth of the number of individuals who are seeking asylum that are in emergency shelters since the start of FY 2023 (July 1, 2022) through May 3rd, 2023. DHS shelters have absorbed nearly all recent growth, and the HERRC population has remained relatively flat, although a new HERRC opened on May 19th at the Roosevelt Hotel and is serving as an arrival center offering legal and medical services, placement, and shelter.

Chart 11. Shelter Census, Individuals Seeking Asylum



SOURCE: New York City Mayor's Office

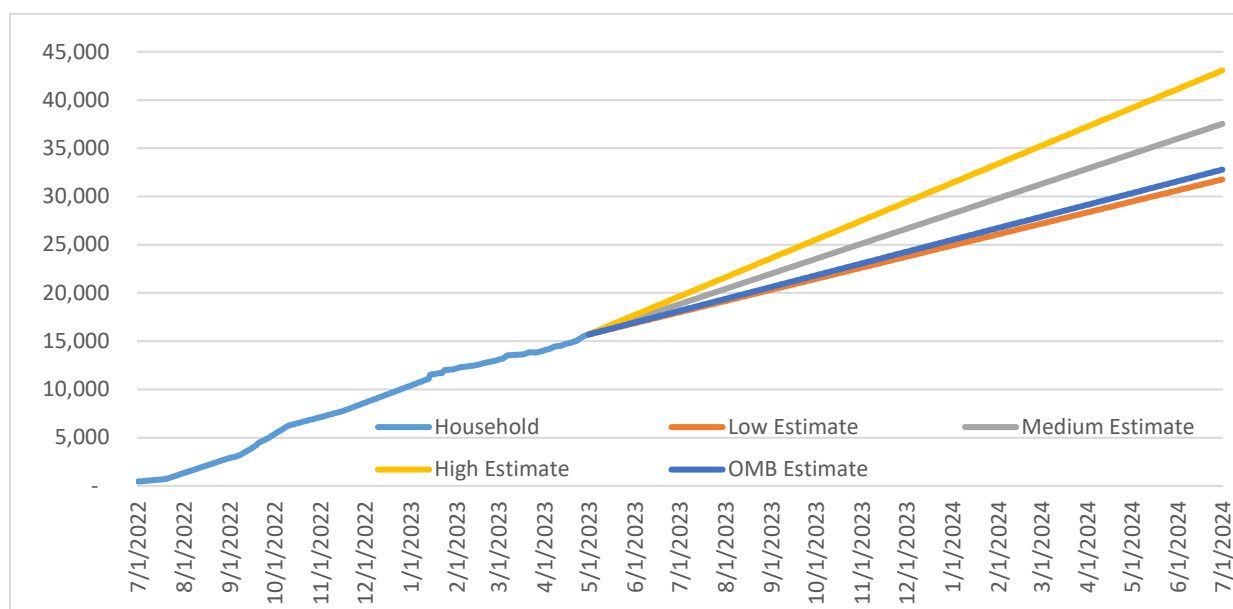
The Comptroller's Office receives regular information on the total number of individuals seeking asylum (adults and children) that are in City shelters (DHS and HERRCs). In order to calculate cost, however, the Office had to estimate the number of *households* in shelter, which is how the cost of shelter is calculated.^{19,20}

Based on the Comptroller's Office estimates of household size, the average daily growth rate over the first 10 months of FY 2023 was 51 households per day. To project low, medium, and high scenarios for growth in the household population for the remainder of FY 2023 and FY 2024 the Comptroller's Office used the 25th percentile (38 households per day), 50th percentile or median (51 households per day), and 75th percentile (64 households per day) of daily household growth in FY 2023, respectively. Chart 12 shows estimates based on these assumptions for population growth, based on household size through April 30, 2023 and compares these values to the Administration's latest growth rate estimate of 40 households per day continuing through FY 2024 on which their budgeted costs are based.

¹⁹ Typically, the Department of Homeless Services pays a per diem rate for each household as they usually share one room or unit. The Comptroller's office only receives regular information on the total number of asylum-seeking individuals (adults and children) and must estimate the number of households in shelter. A household can be a family with children, two adults living together as a family (adult parent with an adult child or two adults living as partners without children) or a single adult living alone.

²⁰ This report uses an estimate of 2.35 individuals per household, based on correspondence with OMB. However, the true size of a household generally differs by makeup. Families with children have an average of approximately 3.5 individuals, adult families approximately 2.1, and single adults have a household size of one.

Chart 12. Shelter Projections, Households Seeking Asylum



SOURCE: New York City Mayor's Office, Mayor's Office of Management and Budget, Office of the New York City Comptroller

COST

In addition to the shelter population, the cost of the provision of shelter depends upon the average per diem (daily) shelter costs for emergency shelter. Shelter per diem costs include expenses for food, shelter security services, laundry, data processing, and other supplies and services offered by the City through contracts with non-profit providers.

According to OMB, the average per diem rate for shelters serving people seeking asylum for FY 2023 (through March 2023) is \$385, based on current expenditures and households served. OMB assumes a slightly lower, \$380 average, per diem for the entire fiscal year, and an even lower per diem rate of \$320 for FY 2024. (The Comptroller's Offices relies on OMB estimates of these costs, as delays in updating financial systems to reflect the latest spending and contracting make it difficult to reconstruct the per diem figures that OMB has reported.)

While the Administration is anticipating it can negotiate new contracts at lower rates, it is possible, even likely, that new contracts will be more expensive as vendors and space become scarcer and emergency sites in untraditional spaces need to be constructed. Furthermore, because the FY 2024 budget is based on an overall average for these shelters, the reduction from \$385 to \$320 implies that all new shelters must be negotiated at significantly lower rates to offset the current more expensive shelters. (A list of known contracts is available for [download](#)).²¹

²¹ A more detailed view of contracts is available for download <https://comptroller.nyc.gov/reports/accounting-for-asylum-seekers/>

Table 32 shows a matrix of possible FY 2024 costs based on the Comptroller's Office's low, medium, and high projections of shelter growth, as well as low, medium, and high estimates of the daily shelter costs. The high per diem shelter estimate is the average daily cost reported thus far for FY 2023. OMB's projected per diem for FY 2024 represents the low per diem rate, and the Comptroller's Office uses a per diem of \$353, the average of the high and low daily cost as a hypothetical middle point.

Based on these variables the Comptroller's Office estimates that FY 2024 shelter costs for this population could range from \$2.92 billion to \$4.43 billion. For its risk calculation, the Office uses the mid-range estimate of \$3.65 billion for FY 2024, and then extends this expectation to the outyears with the acknowledgement that little is known for how these costs and the services required could change in those years.

The Comptroller's Office expense estimate is \$750 million more than is currently budgeted in FY 2024 and \$2.65 billion more than budgeted for FY 2025. As described above, the Comptroller's Office also assumes some of the State and Federal funding currently budgeted is a risk. This includes \$400 million of the \$600 million funds currently expected in FY 2024 from Washington and the total \$270 million in State funds budgeted for

FY 2025 that were not included in the State budget. If these State and Federal funds do not come in as currently budgeted by OMB, the Comptroller's Office estimates that the total City-funded cost for FY 2024 would be \$2.88 billion in FY 2024, and \$3.65 in the outyears. Taking into account the City funds already budgeted for these years brings the City-funded risk to \$1.15 billion and \$2.94 billion for FY 2025. Because the Financial Plan does not include any funds in FY 2026 and FY 2027, the City risk is the total \$3.65 billion in those years.

Table 32. Matrix of Possible Costs for Shelter & Services to People Seeking Asylum, FY 2024

		Comptroller's Office Projected Shelter Per Diems		
		Low	Medium	High
		\$320	\$353	\$385
Comptroller's Office Projected Daily Growth (HH Per Day)	38	\$2.92B	\$3.22B	\$3.52B
	51	\$3.31B	\$3.65B	\$3.98B
	64	\$3.68B	\$4.06B	\$4.43B
	OMB 40	\$2.9B		

SOURCE: Office of the New York City Comptroller
 NOTE: According to OMB, the FY 2024 cost of services for people seeking asylum of \$2.9 billion assumes shelter census growth of 40 households per day at a per diem rate of \$320.

Table 33. Asylum Seeker Risks to the Financial Plan Into the Outyears

(\$ in millions)	FY 2023	FY 2024	FY 2025	FY 2026	FY 2027
Federal Assistance	\$0	(\$400)	\$0	\$0	\$0
State Assistance	\$0	\$0	(\$290)	\$0	\$0
Asylum Seeker Expenses	\$0	(\$750)	(\$2,650)	(\$3,650)	(\$3,650)
Estimated Risk	\$0	(\$1,150)	(\$2,940)	(\$3,650)	(\$3,650)

SOURCE: Office of the New York City Comptroller

Uncertainty Moving Forward

The number of migrants seeking asylum in New York will continue to fluctuate based on situations in origin countries and U.S. Federal policy, including Title 42’s replacement. Currently, OMB has not included in their projection an estimate for how the number of people seeking asylum will change following the expiration of Title 42. How this will play out exactly remains to be seen, although from May 10th to May 17th the City has welcomed 4,900 individuals seeking asylum into the City’s care, or approximately 700 per day. Using the Comptroller’s household-size estimate, this equates to an increase of 2,085 households, or nearly 300 households per day. While the Comptroller’s Office identifies specific funding amounts for the coming years, these risks are far from certain.

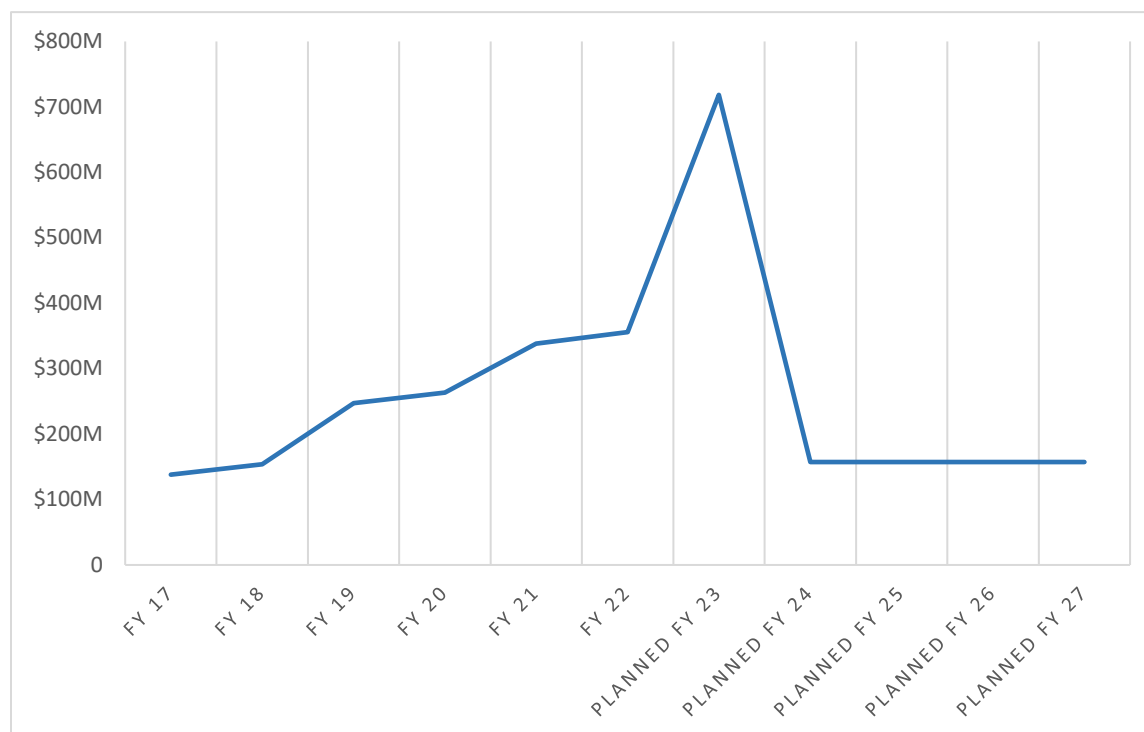
Rental Assistance

Within the Department of Social Services (DSS), the Human Resources Administration (HRA) administers the majority of New York City’s rental assistance spending, with only a relatively small portion of funds allocated to rental assistance programs at DHS. HRA oversees multiple rental assistance programs, including legacy programs such as the Living in Communities program (LINC), the Special Exit and Prevention Supplement (SEPS), and the Family Eviction Prevention Supplement (CITYFEPS), which have mostly been replaced by the Fighting Homelessness and Eviction Prevention Supplement (CityFHEPS). CityFHEPS has emerged as the largest and most crucial tool that the City uses to help individuals and families find and keep housing. It now accounts for the vast majority of HRA rental assistance spending, and all of the growth.

As shown in Chart 13, the City’s budgeted spending on rental assistance grew dramatically in FY 2023. While spending has been rising steadily since FY 2017 through FY 2022—growing from \$138 million to \$356 million over that period—costs this year are budgeted to total nearly twice last year’s spending. The April Plan for FY 2023 includes a total of \$718 million, of which \$583 million is City-funded, an additional \$83 million is funded by Federal COVID assistance, and other State and Federal funds are budgeted to cover the remaining \$51 million. This reflects a \$324 million increase over FY 2023 budget for rental assistance in the January Plan, though OMB has noted that \$166 million is a temporary adjustment and will be removed at Adoption. Despite this increase for FY 2023, the April Plan budgets only \$157 million for rental assistance in FY 2024

and the outyears. In FYs 2024 and 2025, this includes \$97 million in City funds and \$8 million in Federal COVID funds (along with some other State and Federal funding). The Federal COVID funding is zeroed then out and replaced by City funds, for a total of \$106 million of City funds in FYs 2026 and 2027.

Chart 13. Human Resources Administration Rental Assistance Expenditures



SOURCE: Financial Management System

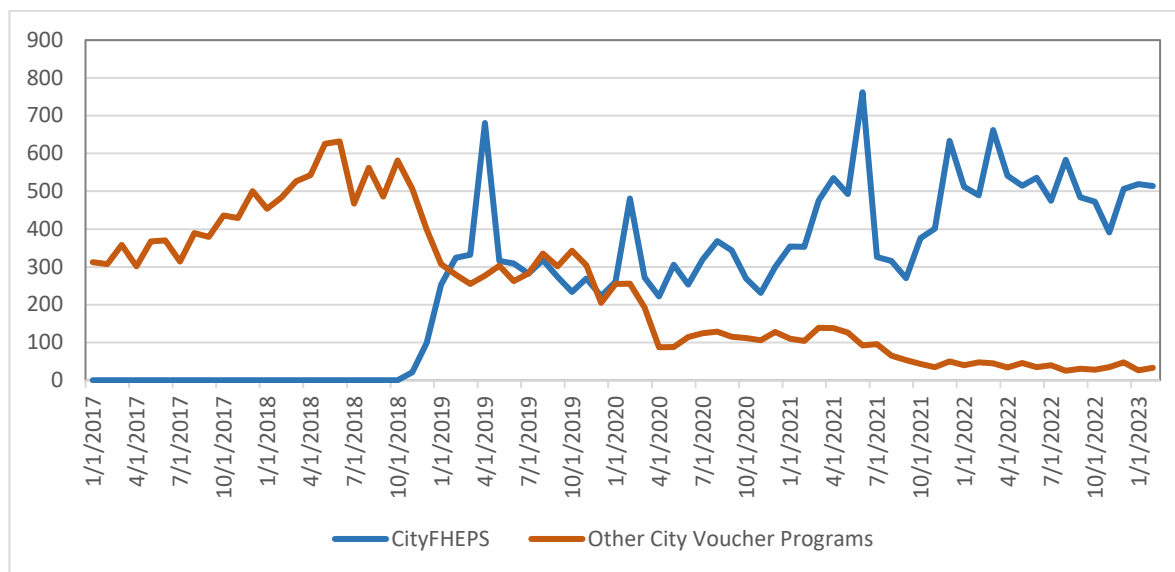
NOTE: The Planned FY 23 Budget (Current Modified) reflects a \$166 million technical adjustment in City funds, which OMB expects to reduce in the Adopted Plan.

The implementation of a series of [recent program](#) reforms is the primary driver of the program's rising costs. Expanded eligibility criteria opened up the program to certain single adult households instead of just families, reduced associated work requirements, and created an administrative path to circumvent maximum room rental rates. Household subsidy amounts for voucher holders, including tenant-friendly adjustments to utility allowances, were pegged to household size. And perhaps most critically, during FY 2022, payment standards were [increased](#) to match the rent amounts used in the Federal Section 8 voucher program. These reforms have substantially broadened the scope and expense of the CityFHEPS program by expanding the households in shelters and at-risk populations that meet eligibility requirements and making it easier for them to find apartments.

Chart 14 provides an overview of the number of households who have been successfully placed in permanent housing through the CityFHEPS program and other rental assistance programs each

month from January 2017 to February 2023, with the data showing the shift to CityFHEPS and a consistent increase in the number of successful placements, particularly over the past two years. Since the start of FY 2022, single adult households have generally been the largest utilizers of new CityFHEPS vouchers.

Chart 14. HRA Voucher Program Placements, January 2017 – February 2023

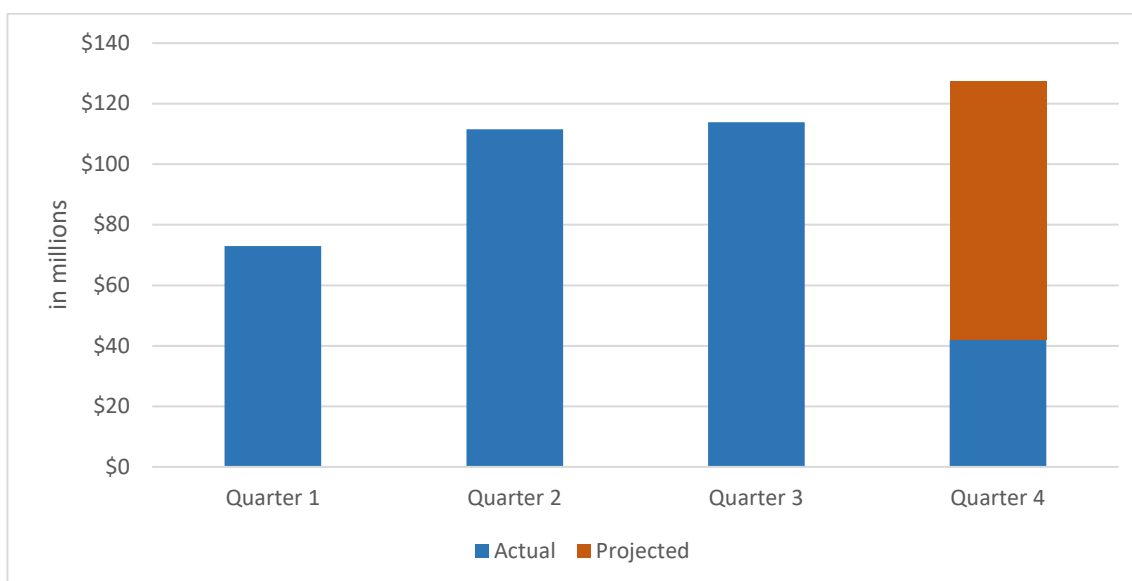


SOURCE: New York City Department of Social Services

NOTE: Other City Voucher Programs include CFEPS, FHEPS A, FHEPS B, LINC and SEPS.

As noted above, overall rental assistance expenditures have grown steadily since FY 2017, rising from \$138 million in FY 2017 to \$356 million in FY 2022. As the program continues to successfully place people into housing, the overall number of City-paid vouchers in any given month rises. At the current pace of placements, and with new leases and renewals occurring at higher rental rates, the budget for this program will need to grow. As Chart 15 illustrates, program expenses have grown over the course of FY 2023, and they are projected to continue to grow in the final quarter as well.

Chart 15. FY 2023 Quarterly HRA Rental Assistance Expenses



SOURCE: Financial Management System

Given the significant decline in the planned budget for rental assistance after FY 2023, the Comptroller's Office analyzed monthly spending levels and program placements to estimate the budget risk in FY 2024 and the outyears. Based on spending thus far, the total cost for FY 2023 is projected to reach \$430 million. The Comptroller's Office assumes that monthly spending will continue to grow in FY 2024, albeit at a slightly slower rate than in FY 2023 as the program adjusts to the recent changes in eligibility and payment standards. In total, the Comptroller's Office estimates FY 2024 costs will reach \$549 million, \$392 million more than the current budgeted, and that all of the additional cost will be City-funded. Because the programmatic changes driving these increases are relatively recent, outyear growth is difficult to project. However, it is unlikely that costs will decline. The Comptroller's Office thus assumes the program will require at least as much funding in FY 2025 through FY 2027, leading to \$392 million risks in each of the outyears. This forecast does not include any additional expansions of the program which may be necessary to manage current shelter demand in New York City.

Metropolitan Transportation Authority

The City has budgeted approximately \$1 billion in annual subsidies to the Metropolitan Transportation Authority (MTA). This includes support for such services as Access-a-Ride paratransit, the MTA Bus Company, and Staten Island Railway. These subsidies are intended to cover either a portion or all the difference between the agency's operating expenses and its revenue from fares.

Prior to the enactment of the New York State 2023-2024 Budget, the City was mandated to cover 50 percent of the MTA's Access-a-Ride paratransit net expenses. The City typically underbudgets

this support. The New York State Enacted Budget, however, included language that now requires the City to increase its contribution to 80 percent of the paratransit costs for the next two years, with the increase in subsidy capped at \$165 million for each year. Because the April Plan did not include sufficient funding for even the City's 50 percent contribution, the Comptroller's Office estimates risks of \$248 million and \$262 million in FY 2024 and FY 2025 for the paratransit subsidy, with the risk reducing to \$112 million in FY 2026 and \$127 million in FY 2027 when the City's contribution is expected to return to 50 percent of net expenses.

In its current Plan, the City has also underestimated the need for operating subsidies to the MTA Bus Company and Staten Island Railway. As such, the Comptroller's Office has included an additional risk of \$49 million in FY 2024, growing to \$370 million in FY 2027. Including the paratransit risk, the City's total risk related to contributions to the MTA are \$298 million in FY 2024, \$442 million in FY 2025, \$450 million in FY 2026, and \$497 million in FY 2027.

The City also funds the MTA through its Fair Fares program. Fair Fares, administered through the Department of Social Services, provides half-priced fares for New York City Transit subways, buses, and Access-A-Ride paratransit trips for low-income New Yorkers. The program is available to 932,000 eligible New Yorkers. To date, only about 30 percent of that population has applied for the program. This City's Financial Plan baselines \$75 million annually for the cost of the program. As of the end of April, \$53 million, or 71 percent of the budget, had been committed. The Comptroller's Office estimates that by fiscal year end, expenses will reach \$68 million—resulting in a potential surplus of about \$7 million.

The Enacted State Budget includes an expected 4 percent fare hike for the MTA, implying full fares will increase from \$2.75 to \$2.86 (\$1.38 to \$1.43 for Fair Fares). This would increase the City's per-ride subsidy for the Fair Fares program. At current levels of enrollment, however, there seems to be sufficient funding in the City's budget to cover this fare increase.

Additional proposals, particularly in combination with a rate increase, could place fiscal pressure on the Fair Fares program. City Council Speaker Adrienne Adams in her State of the City address proposed expanding eligibility to households making less than 200 percent of the Federal poverty limit (the program is now limited to those with incomes below the Federal poverty limit). Expanding eligibility and increasing participation through greater advertising and outreach would present a great public benefit to New Yorkers who rely on transit, but the City's budget for the program would need to increase to support greater participation. According to research from the Community Service Society, if the income limit were raised to 200 percent of the poverty limit, the number of New Yorkers eligible for the program would double, and if half of those of those eligible took part in the program, the City would have to spend an additional \$120 million to \$150 million annually, excluding the impact of the fare increase²². The Comptroller's Office intends to monitor these possible impacts in future plans.

²² Debipriya Chatterjee, "Over a Million New Yorkers Will Benefit from Expanding NYC's Fair Fares Program." *Community Service Society of New York*, 8 Mar. 2023, <https://www.cssny.org/news/entry/fair-fares-expansion-million-new-yorkers-benefit-nyc>.

IV. Capital Budget and Financing Program

Capital Commitment Plan, FY 2023 – FY 2027

All-Funds Commitments

The April 2023 Capital Commitment Plan for Fiscal Years 2023 – 2027 adds up to \$97.93 billion in all-funds authorized commitments, a \$1.39 billion (1.4 percent) increase compared to the January 2023 Capital Plan over the same fiscal years. City-funds authorized commitments make up \$93.56 billion of the total authorized commitments. After adjusting for the reserve for unattained commitments, all-funds planned commitments drop to \$88.86 billion, as shown in Table 34. After adjusting for the reserve for unattained commitments, the City-funds commitments drop to \$84.49 billion. The April Plan in FY 2023 adds up to \$18.72 billion of the all-funds authorized commitments, or 19 percent of the total planned amount. In the next four years of the Plan, authorized commitments increase to \$24.30 billion in FY 2024, then decrease to \$19.87 billion in FY 2025, to \$17.65 billion in FY 2026, and to \$17.39 billion in FY 2027, resulting in an average authorized commitment amount of \$19.59 billion per year over the period, about \$280 million more per year than in the January Plan.

Table 34. FY 2023–FY 2027 Capital Commitments, All-Funds

(\$ in millions) Project Category	FY 2023 – FY 2027 April 2023 Commitment Plan	Percent of Total	Change from January 2023 Plan
Housing and Economic Development	\$17,063	17.4%	\$690
Education and CUNY	16,378	16.7%	601
Environmental Protection	15,295	15.6%	(701)
Dept. of Transportation and Mass Transit	14,383	14.7%	(498)
Administration of Justice	11,461	11.7%	1,490
Resiliency & Energy Efficiency, Technology, and Equipment	6,599	6.7%	60
Parks Department	4,177	4.3%	260
Hospitals	2,641	2.7%	(351)
Other City Operations and Facilities	9,935	10.1%	(166)
Total Authorized Commitments	\$97,931	100.0%	\$1,386
Reserve for Unattained Commitments	(\$9,074)	N/A	(\$267)
Total Net of Reserve for Unattained Commitments	\$88,857	N/A	\$1,119

NOTE: Numbers may not add due to rounding.

SOURCE: Mayor's Office of Management and Budget, FY 2023–FY 2027 April 2023 Capital Commitment Plan

Following a similar pattern as past plans, 64.5 percent of the Plan is in four program areas: Housing and Economic Development, Education and CUNY, Environmental Protection (DEP), and Dept. of Transportation (DOT) and Mass Transit.

The \$1.39 billion net increase over FY 2023 – 2027 relative to the January Plan consists of both increases and decreases over the 39 project types. The top three commitment increases are \$1.48 billion for the Department of Correction (DOC), almost exclusively for the Brooklyn Borough Based Jail project, followed by \$618 million for HPD, and \$314 million for the DOE.²³ The top three decreases are to sewer-related projects in the amount of \$497 million, H + H-related projects in the amount of \$351 million, and DOT highways and street reconstruction projects in the amount of \$246 million. The remaining net increase of about \$65 million is distributed across the 33 other project types.

While the April Plan reflects \$97.93 billion of planned commitments over the next five years, it is very unlikely that actual commitments will come in at that level. As discussed in this Office’s [Annual Report on Capital Obligations](#), actual commitments are often below planned amounts, resulting both in less spending and borrowing by the City.

Ten-Year Capital Strategy

The City is required under the City Charter to issue a biennial Ten-Year Capital Strategy (TYCS) every odd calendar year. The Strategy for FY 2024 – FY 2033 totals \$164.78 billion—\$160.64 billion in City-funds and \$4.14 billion in non-City funds. This is an increase of \$5.45 billion, or 3.4 percent, from the Preliminary Ten-Year Capital Strategy (PTYCS) published in January, as shown in Table 35. The April 2023 Strategy increased by \$5.18 billion in City funds along with an increase of \$261.7 million in non-City funds. The Strategy is supported almost exclusively by City General Obligation (GO), Transitional Finance Authority (TFA), and New York Water Finance Authority financing, with these sources accounting for 97.5 percent of the total.

The April 2023 Strategy is front-loaded with 48 percent of estimated commitments over the first four years and 58 percent over the first five. Consistent with past strategies, most of the commitments are for Education, DEP, Housing (including NYCHA), economic development, and DOT projects, which together constitute 67 percent of the Capital Strategy. The categories with the largest changes from the Preliminary Strategy in January are the Administration of Justice with an increase of \$1.72 billion (\$1.62 billion DOC), DOE/CUNY with an increase of \$1.20 billion, and Housing with an increase of \$816 million as shown in Table 35.

²³ Given the inflationary environment and delays, the four Borough Based Jail projects could exceed current cost estimates as evidenced by the recent contract for the Brooklyn Detention Center. As a result, the anticipated completion date of 2026 will likely be exceeded.

Table 35. Ten-Year Capital Strategy for FY 2024 — FY 2033, April 2023 vs. January 2023 Preliminary Ten-Year Capital Strategy

(\$ in millions)	January 2023 Capital Strategy City-Funds	January 2023 Capital Strategy All-Funds	April 2023 Capital Strategy City-Funds	April 2023 Capital Strategy All-Funds	Change in City-Funds	Change in All-Funds
Education (DOE and CUNY)	\$18,105	\$18,169	\$19,234	\$19,369	\$1,129	\$1,200
Environmental Protection	28,418	29,046	28,367	29,006	(50)	(40)
DOT	29,978	31,280	30,451	31,553	473	274
Housing (HPD and NYCHA)	22,728	23,048	23,464	23,864	736	816
Administration of Justice	13,358	13,391	15,034	15,114	1,676	1,723
Hospitals (H + H)	3,174	3,831	3,434	4,096	261	265
Resiliency, Tech. & Equipment	9,702	9,811	10,043	10,158	341	347
Economic Development	5,963	6,058	5,973	6,239	10	180
Parks Department	8,324	8,747	8,441	8,865	117	117
All Other	15,702	15,951	16,193	16,514	491	564
Total	\$155,451	\$159,332	\$160,636	\$164,778	\$5,185	\$5,446

SOURCE: April 2023 FY 2024 Ten-Year Capital Strategy, Fiscal Years 2024-2033, and the January 2023 Preliminary Ten-Year Capital Strategy, Fiscal Years 2024-2033

NOTE: Numbers may not add due to rounding.

Notably, over the Ten-Year Strategy period, Housing (HPD & NYCHA) averages \$2.39 billion per year, below the often-cited goal of \$4 billion per year. Only in FY 2024 does the City meet its \$4.0 billion per year plan goal.

A Service Category View of the Strategy

Table 36 contains a matrix of 11 service categories and three life cycle classifications. These categorizations place capital projects in broad infrastructure, equipment, vehicle, land, and facility categories along with three “lifecycle” project categories: state of good repair (SOGR), which involves maintaining and repairing facilities and infrastructure, program expansion, which involves adding new or expanding current facilities and infrastructure, and programmatic replacement, which involves replacing facilities or equipment.

The top five service categories comprise just over 71 percent, or \$117.7 billion, as shown on Table 36.

**Table 36. FY 2024 — FY 2033 Ten-Year Capital Strategy
Major Capital Commitments by Service Category and Life-Cycle
Classifications**

(\$ in millions) Service Category	State of Good Repair	Program Expansion	Programmatic Replacement	Total	Percent of Total
Road and Bridge Works	\$29,953	\$0	\$0	\$29,953	18.2%
Public Buildings and Facilities	14,287	576	11,290	26,153	15.9%
Housing	12,543	11,321	0	23,864	14.5%
Educational Facilities	14,453	4,844	3	19,300	11.7%
Stormwater & Wastewater Management	1,352	7,982	9,095	18,428	11.2%
Equipment and Technology	1,183	0	10,202	11,385	6.9%
Water Supply and Treatment	175	6,483	3,183	9,842	6.0%
Parks and Open Spaces	8,019	706	0	8,725	5.3%
Community Facilities	7,951	126	192	8,269	5.0%
Economic Development	0	6,239	0	6,239	3.8%
Mass Transit & Ferries	0	0	2,621	2,621	1.6%
Total	\$89,916	\$38,277	\$36,585	\$164,778	100.0%
Percent of Total	54.6%	23.2%	22.2%	100.0%	

SOURCE: April 2023 FY 2024 Ten-Year Capital Strategy, Fiscal Years 2024-2033.

NOTE: Numbers may not tie due to rounding.

All of the \$29.95 billion for Road and Bridge work falls into the state of good repair category. Highlights of the Road and Bridge works category include:

- \$15.02 billion for the rehabilitation and reconstruction of bridges, including \$10.04 billion for bridge useful life extension projects throughout the City, and \$4.98 billion for the reconstruction of bridges rated “fair.”²⁴

²⁴ Of note within the Bridges category is the Brooklyn Queens Expressway reconstruction and triple cantilever project which is estimated at approximately \$1.7 billion could grow higher due to on-going delays due to a community-driven design process.

The Public Buildings and Facilities category, which sums to \$26.15 billion, includes:

- \$8.40 billion of estimated commitments for new borough-based jail facilities over FY 2024 – FY 2028;²⁵
- \$6.55 billion for miscellaneous energy efficiency, sustainability, and retrofit projects;
- \$2.71 billion for the reconstruction and renovation of court facilities;
- \$1.70 billion for building systems and infrastructure projects for the Department of Correction; and
- \$1.43 billion for Dept. of Sanitation garages and facilities.

The Housing category, which totals \$23.9 billion, includes:

- \$7.30 billion for new housing construction;
- \$5.56 billion for the preservation of existing housing stock;
- \$4.39 billion for low-to-moderate income public housing construction and upgrades associated with NYCHA which include roof replacements, lead abatement, elevator rehabilitation, heating component upgrades, and pest mitigation; and
- \$4.02 billion for special needs housing.

The Educational Facilities category, which totals \$19.30 billion, includes:

- \$7.97 billion for the rehabilitation of schools' components;
- \$4.78 billion for new schools or other forms of system expansion; and
- \$3.40 billion for emergency, inspection, and miscellaneous projects.

In the Stormwater and Wastewater Management category of \$18.4 billion, such highlights include:

- \$6.43 billion water pollution control upgrades and reconstruction;
- \$3.30 billion for citywide sewer extensions to accommodate new development; and

²⁵ \$736 million of planned commitments for borough based jail facilities reside in FY 2023 and actual commitments to date are about \$550 million.

- \$3.04 billion for the replacement and/or augmentation of existing sewers citywide.

The remaining 29 percent of the Strategy is allocated among six service categories, with allocations of \$11.39 billion for Equipment and Technology, \$9.84 billion for Water Supply and Equipment, \$8.27 billion for Community Facilities, \$8.73 billion for Parks and Open Spaces, \$6.24 billion for Economic Development projects, and \$2.62 billion for Mass Transit.

Highlights among these six categories include:

- \$3.70 billion for neighborhood parks and playground related projects;
- \$2.53 billion for large, major, and regional park reconstruction projects;
- \$1.59 billion for major Parks recreational projects; and
- \$1.51 billion for the essential reconstruction of facilities for cultural institutions and \$1.40 billion allocated to the four library systems largely for state-of-good repair work.

The Strategy is also classified by life cycles with state of good repair (SOGR) at \$89.9 billion (54.6 percent), program expansion at \$38.3 billion (23.2 percent), and programmatic replacement at \$36.6 billion (22.2 percent) as also shown in Table 36.

An Eleven-Year View of the Commitment Plan and Strategy – FY 2023 – FY 2033

The inclusion of FY 2023 coupled with the Strategy period of FY 2024 – FY 2033 provides an eleven-year view of the change in capital commitments from the January 2023 to the April 2023 Plan conditions as shown in Table 37. This results in a net increase of \$2.71 billion over FY 2023 – FY 2033 rather than the \$5.45 billion change over the FY 2024-2033 Strategy period as shown in Table 35 earlier in the report.

In FY 2023, eight of the nine categories in the table saw Plan decreases except for DEP, which increased by \$71 million for a net total decrease of \$2.73 billion in FY 2023. Decreases in the first year of a given plan condition are common to meet adjusted timelines. Five of the nine categories saw their FY 2023 decreases restored within the FY 2024 – FY 2027 Commitment Plan period with two additional categories restored by FY 2033. The remaining two categories—the Dept. of Transportation and the Resiliency & Energy Efficiency, Technology, and Computer Equipment category—did not fully make up the decreases from FY 2023, with net decreases over FY 2023 – FY 2033 of \$104 million for DOT and \$103 million in the Resiliency & Energy Efficiency, Technology, and Computer Equipment category. Notably, the budget line for energy efficiency and sustainability (PU-25) was reduced by \$135 million over FYs 2028 – FY 2030 from the Preliminary Strategy.

The main drivers of the net \$2.71 billion increase over the 11-year period are from a \$1.45 billion increase to the Borough Based Jail capital project in Brooklyn and an increase of \$476 million to

CUNY for the redevelopment of the Hunter Brookdale Campus which includes a new Science Park and Research Campus.

Table 37. Change in Capital Commitments from the January 2023 Plan Condition and Preliminary Ten-Year Capital Strategy, All-Funds - FY 2023 – FY 2033

(\$ in millions) Project Category	FY 2023 Change from January Plan	FY 2024 – FY 2027 Change from January Plan	FY 2028 – FY 2033 Change from January Plan	Change for the 11-Year Period
Education and CUNY	(\$360)	\$962	\$238	\$840
Environmental Protection	71	(772)	731	31
Dept. of Transportation and Mass Transit	(378)	(121)	394	(104)
Housing and Economic Development	(809)	1,498	(502)	188
Administration of Justice	(253)	1,743	(20)	1,470
Resiliency & Energy Efficiency, Technology, and Computer Equipment	(450)	510	(163)	(103)
Parks Department	(44)	304	(187)	73
Hospitals	(252)	(99)	364	13
Other City Operations and Facilities	(260)	94	470	304
Total Change in Commitments	(\$2,734)	\$4,119	\$1,327	\$2,712

NOTE: Numbers may not add due to rounding.

Funding the Capital Strategy

As shown in Table 38, the Strategy continues to be primarily financed by City bonds (General Obligation (GO) and Transitional Finance Authority Future Tax Secured (TFA FTS), with an estimated \$132.27 billion in anticipated local tax-supported borrowing, or 80.3 percent of the Strategy. Municipal Water Finance Authority (NYW) debt is expected to fund \$28.37 billion, or 17.2 percent of the Strategy. The remaining 2.5 percent, about \$4.14 billion, is estimated to be funded with Federal (\$3.37 billion), State (\$573.3 million), and other non-City sources (\$196 million).

Table 38. Funding of the FY 2024 – FY 2033 Ten-Year Capital Strategy, April 2023

(\$ in millions) Agency/Project Type	Tax-Supported	Water Authority Funded	Non-City Funded	Total Funded
Department of Education/CUNY	\$19,234	\$0	\$135	\$19,369
Department of Environmental Protection	0	28,367	639	29,006
Dept. of Transportation	30,451	0	1,102	31,553
Housing Preservation and Development	19,072	0	400	19,472
NYCHA	4,392	0	0	4,392
Economic Development (SBS)	5,973	0	265	6,239
Administration of Justice	15,034	0	80	15,114
Resiliency, Technology, and Citywide Equipment	10,043	0	115	10,158
Parks Department	8,441	0	424	8,865
Hospitals (H +H)	3,435	0	661	4,096
Other City Operations and Facilities	16,193	0	322	16,515
Total	\$132,269	\$28,367	\$4,142	\$164,778
Percent of Total Funding	80.3%	17.2%	2.5%	100.0%

NOTE: FYs 2024 – FY 2033 Ten-Year Capital Strategy, April 2023. Numbers may not tie due to rounding.

Financing Program

Total projected borrowing in the April 2023 Financial Plan for FY 2023 through FY 2027 sums to \$62.71 billion as shown in Table 38. This is \$360 million higher than the January 2023 Financial Plan. This is a result of net increases of \$370 million in GO borrowing, \$430 million in Transitional Finance Authority (TFA) Future Tax Secured (FTS) borrowing, offset by a decrease of \$440 million in New York City Municipal Water Finance Authority (NYW) borrowing over the period. The \$800 million combined GO and TFA increase is consistent with the net capital commitment increase of \$2.09 billion in the April 2023 Capital Plan over FY 2023-2027 excluding DEP.²⁶

²⁶ DEP's capital plan decreased by \$701 million over FYs 2023-2027 as this amount was largely rolled out to FYs 2028-2033.

Table 39. April 2023 Financial Plan Financing Program

(\$ in millions)	Estimated Borrowing and Funding Sources FY 2023 – FY 2027	Change from January 2023	Percent of Total
General Obligation Bonds	\$26,965	\$370	43.0%
TFA FTS Bonds	26,850	430	42.8%
NYC Water Finance Authority	8,893	(440)	14.2%
TFA BARBs	0	0	0.0%
Total	\$62,708	\$360	100.0%

SOURCE: NYC Office of Management and Budget, FY 2024 Executive Budget and April 2023 Financial Plan.

Debt Service

As shown in Table 40, debt service, net of prepayments, in the April 2023 Financial Plan and FY 2024 Executive Budget totals \$7.62 billion in FY 2023, \$7.89 billion in FY 2024, \$8.34 billion in FY 2025, \$9.10 billion in FY 2026, and \$9.79 billion in FY 2027²⁷. These amounts represent decreases from the January 2023 Plan of \$110 million in FY 2023, \$86 million in FY 2024, \$89 million in FY 2025, \$70 million in FY 2026, and \$42 million in FY 2027 for a total decrease of \$397 million over the Plan period.²⁸ Over the Financial Plan period TFA debt service comprises \$244 million of the decrease followed by an estimated GO decrease of \$146 million and lease-purchase debt with a \$7 million decrease. The drivers of TFA savings are refunding savings of \$185 million, lower than anticipated borrowing costs of \$70 million over the Financial Plan period and estimated variable rate interest cost savings of \$22 million in FY 2023. This is offset by other miscellaneous baseline increases.²⁹ GO savings are driven by \$54 million of savings from lower interest costs on variable rate bonds and lower letter-of-credit fees in FY 2023. In addition, a March 2023 GO refunding produced savings of \$36 million over the Financial Plan period. In addition, GO experienced approximately \$53 million of savings from lower than projected debt-service costs from year-to-date borrowings.

²⁷ Includes GO, conduit debt, TFA-PIT bonds, and TSASC.

²⁸ These figures represent all-funds and thus may differ from estimates in the City's PEG program.

²⁹ The TFA savings shown are net of costs related to equity contributions as a part of refunding transactions.

Table 40. April 2023 Financial Plan Debt Service Estimates

(\$ in millions)	FY 2023	FY 2024	FY 2025	FY 2026	FY 2027	Change FY 2023 – FY 2027	Average Annual Growth
GO	\$4,157	\$4,400	\$4,573	\$4,826	\$5,031	\$874	4.9%
TFA FTS ^a	3,259	3,294	3,573	4,089	4,576	1,317	8.9
Lease-Purchase	128	121	120	119	118	(10)	(2.0)
TSASC, Inc.	76	76	76	69	69	(7)	(2.4)
Total	\$7,620	\$7,891	\$8,342	\$9,103	\$9,794	\$2,174	6.5%
CHANGE FROM JANUARY	(\$110)	(\$86)	(\$89)	(\$70)	(\$42)	(\$397)	N/A

SOURCE: NYC Office of Management and Budget, FY 2024 April 2023 Financial Plan, April 2023.

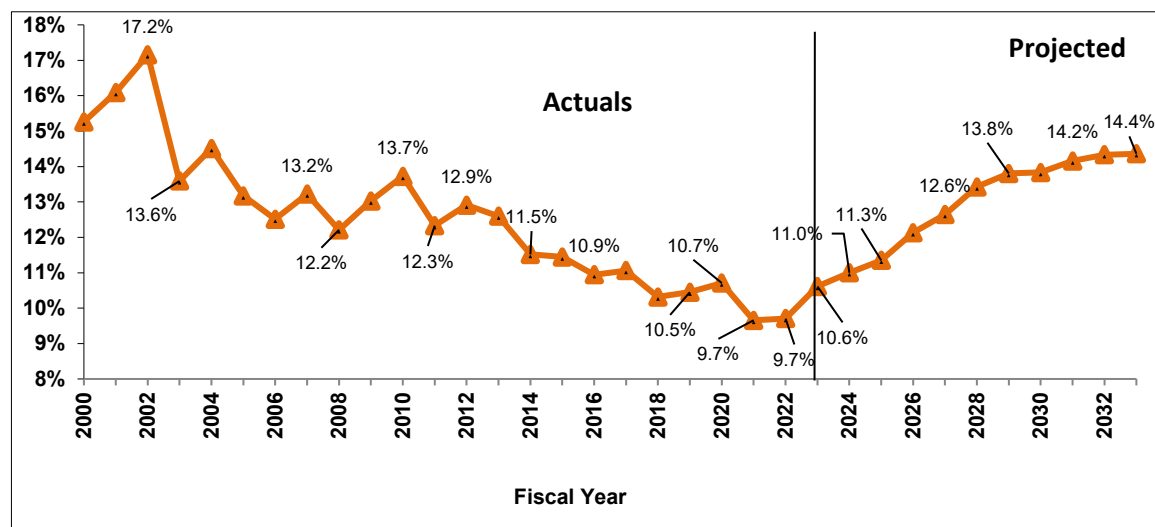
NOTE: Debt service is adjusted for prepayments. Amounts do not include TFA BARBs.

Debt Affordability

Debt service as a percentage of tax revenues is a widely used metric to measure affordability. The debt service to local tax revenue ratio is estimated to be 10.6 percent in FY 2023, 11.0 percent in FY 2024, 11.3 percent in FY 2025, 12.1 percent in FY 2026, and 12.6 percent in FY 2027 as shown in Chart 16. The two-percentage point rise in the ratio is due to disparate growth rates between debt-service and local tax revenues. From FY 2023 to FY 2027, debt-service grows at an annual rate of 6.6 percent compared to local tax revenue growth of 2.0 percent.³⁰ The City projects the debt service to tax revenue ratio will remain below the 15 percent threshold for debt affordability through FY 2033. Annual debt service growth is estimated to be 5.8 percent from FY 2027 to FY 2033, with an estimated annual tax revenue growth of 3.6 percent. If tax revenue growth averaged only 2 percent per year in the outyears, the ratio would exceed 15 percent by FY 2032. The Comptroller’s Office is in the process of selecting a consultant to conduct a comprehensive debt affordability study to examine these issues.

³⁰ These figures exclude TSASC debt service.

Chart 16. NYC Debt Service as a Percent of Tax Revenues



SOURCE: Office of the NYC Comptroller, Comprehensive Annual Financial Reports, FY 1992 – FY 2022 and NYC Office of Management and Budget, FY 2023 April Plan and FY 2024 Executive Budget.

As shown on Table 41, the Comptroller’s Office estimates that the General Debt Limit will grow from \$127.45 billion in FY 2023 to \$156.84 billion by FY 2027, an increase of 23.1 percent. Total indebtedness is estimated to grow from \$95.6 billion in FY 2023 to \$140.5 by FY 2027, an increase of 46.8 percent. As a result, the remaining debt margin is forecast to decrease from about \$31.9 billion to \$16.3 billion by FY 2027. This estimated remaining debt margin is about \$8.3 billion higher than OMB’s estimate of \$8.0 billion, largely attributable to a higher estimate of the General Debt Limit.

Table 41. Forecast of Fiscal Year-End Debt Margin, FY 2023 – FY 2027–April 2023 Financial Plan

End of Fiscal Year - June 30 th (\$ in millions)	FY 2023	FY 2024	FY 2025	FY 2026	FY 2027
General Debt Limit	\$127,448	\$131,324	\$136,836	\$146,334	\$156,841
Debt Applicable to Limit:					
Net GO Bonds Outstanding	40,205	42,515	45,673	49,205	53,267
Estimated TFA Bonds above \$13.5 Billion Limit	32,076	35,262	39,216	43,385	47,579
Adjustments:					
Excluded Funded Debt- (Water Supply Revenue Code 851 and School Exclusion Adjustment)	(12)	(16)	(12)	(9)	(7)
Contract Liability, land, and other liabilities	23,287	30,375	35,889	38,634	39,663
Total Indebtedness	\$95,556	\$108,135	\$120,766	\$131,215	\$140,502
Legal Debt Margin	\$31,892	\$23,189	\$16,070	\$15,119	\$16,339
Percent of Debt Limit Remaining	25.0%	17.7%	11.7%	10.3%	10.4%
Percent of Limit Exhausted	75.0%	82.3%	88.3%	89.7%	89.6%
OMB Debt Affordability Statement - Remaining Margin	N/A	\$22,706	\$14,179	\$10,953	\$8,028
Comptroller Estimate- Remaining Margin	\$31,892	\$23,189	\$16,070	\$15,119	\$16,339
Difference	N/A	\$483	\$1,891	\$4,166	\$8,311

SOURCE: New York City Office of Comptroller and select Capital Plan information from the April 2023 Capital Commitment Plan

V. Appendix

Table A1. April 2023 Financial Plan Revenue Detail

(\$ in millions)	FY 2023	FY 2024	FY 2025	FY 2026	FY 2027	Change FYs 2023– 2027		Annual Percent Change
						Dollars	Percent	
Taxes:								
Real Property	\$31,570	\$32,405	\$32,366	\$32,633	\$33,238	\$1,668	5.3%	1.3%
Personal Income Tax	15,941	15,243	16,125	16,722	17,756	1,815	11.4%	2.7%
General Corporation Tax	5,351	5,189	5,132	5,023	5,028	(323)	(6.0%)	(1.5%)
Unincorporated Business Tax	2,489	2,531	2,613	2,703	2,798	309	12.4%	3.0%
Sales and Use Tax	9,462	9,772	10,320	10,905	11,352	1,890	20.0%	4.7%
Real Property Transfer Tax	1,270	1,343	1,432	1,503	1,607	337	26.5%	6.1%
Mortgage Recording Tax	910	853	943	993	1,060	150	16.5%	3.9%
Commercial Rent	876	890	912	930	945	69	7.9%	1.9%
Utility	440	449	452	461	477	37	8.4%	2.0%
Hotel	637	666	709	734	762	125	19.6%	4.6%
Cigarette	18	17	16	16	16	(2)	(11.1%)	(2.9%)
All Other	923	1,048	1,073	1,098	1,123	200	21.7%	5.0%
Cannabis Tax	0	12	20	30	38	38	8990.9%	208.8%
Tax Audit Revenue	1,200	721	721	721	721	(479)	(39.9%)	(12.0%)
Total Taxes	\$71,087	\$71,139	\$72,834	\$74,472	\$76,921	\$5,834	8.2%	2.0%
Miscellaneous Revenue:								
Licenses, Franchises, etc.	\$753	\$694	\$705	\$712	\$693	(\$60)	(8.0%)	(2.1%)
Interest Income	385	436	318	237	225	(160)	(41.6%)	(12.6%)
Charges for Services	878	1,021	1,025	1,028	1,029	151	17.2%	4.0%
Water and Sewer Charges	1,826	1,842	1,815	1,813	1,806	(20)	(1.1%)	(0.3%)
Rental Income	255	257	260	258	258	3	258.0%	0.3%
Fines and Forfeitures	1,428	1,178	1,174	1,182	1,182	(246)	(17.2%)	(4.6%)
Miscellaneous	365	369	340	343	339	(26)	(7.1%)	(1.8%)
Intra-City Revenue	2,361	1,996	1,987	1,989	1,986	(375)	(15.9%)	(4.2%)
Total Miscellaneous Revenue	\$8,251	\$7,793	\$7,624	\$7,562	\$7,518	(\$733)	(8.9%)	(2.3%)
Unrestricted Intergovernmental Aid:								

(\$ in millions)	FY 2023	FY 2024	FY 2025	FY 2026	FY 2027	Change FYs 2023– 2027		Annual Percent Change
						Dollars	Percent	
Other Federal and State Aid	(\$297)	0	0	0	0	(\$297)	(100.0%)	(100.0%)
Total Unrestricted Intergovernmental Aid	(\$297)	0	0	0	0	(\$297)	(100.0%)	(100.0%)
Reserve for Disallowance of Categorical Grants	(\$15)	(\$15)	(\$15)	(\$15)	(\$15)	\$0	0.0%	0.0%
Less: Intra-City Revenue	(\$2,361)	(\$1,996)	(\$1,987)	(\$1,989)	(\$1,986)	\$375	(15.9%)	(4.2%)
TOTAL CITY-FUNDS	\$77,259	\$76,921	\$78,456	\$80,030	\$82,438	\$5,179	6.7%	1.6%
Other Categorical Grants	\$1,109	\$1,082	\$1,075	\$1,070	\$1,070	(\$39)	(3.5%)	(0.9%)
Inter-Fund Agreements	\$706	\$720	\$725	\$732	\$732	\$26	(3.7%)	0.9%
Federal Categorical Grants:								
Community Development	\$444	\$255	\$239	\$238	\$236	(\$208)	(46.8%)	(14.6%)
Social Services	3,679	3,435	3,445	3,438	3,436	(243)	(6.6%)	(1.7%)
Education	3,955	3,687	2,147	1,901	1,901	(2,054)	(51.9%)	(16.7%)
Other	3,643	3,034	2,229	1,475	1,453	(2,190)	(60.1%)	(20.5%)
Total Federal Grants	\$11,721	\$10,411	\$8,060	\$7,052	\$7,026	(\$4,695)	(40.1%)	(12.0%)
State Categorical Grants:								
Social Services	\$2,759	\$2,465	\$2,204	\$1,907	\$1,907	(\$852)	(30.9%)	(8.8%)
Education	12,602	12,695	12,887	12,888	12,888	286	2.3%	0.6%
Higher Education	276	276	276	276	276	0	0.0%	0.0%
Department of Health and Mental Hygiene	690	624	624	624	624	(66)	(9.6%)	(2.5%)
Other	1,786	1,495	1,549	1,609	1,672	(114)	(6.4%)	(1.6%)
Total State Grants	\$18,113	\$17,555	\$17,540	\$17,304	\$17,367	(\$746)	(4.1%)	(1.0%)
TOTAL REVENUES	\$108,908	\$106,689	\$105,856	\$106,188	\$108,633	(\$275)	(0.3%)	(0.1%)

NOTE: Numbers may not add due to rounding.

Table A2. April 2023 Financial Plan Expenditure Detail

(\$ in millions)	FY 2023	FY 2024	FY 2025	FY 2026	FY 2027	Change FYs 2023 – 2027		Annual Percent Change
						Dollars	Percent	
Mayoralty	\$195	\$173	\$163	\$162	\$160	(\$36)	(18.3%)	(4.9%)
Board of Elections	246	138	138	138	138	(108)	(43.9%)	(13.5%)
Campaign Finance Board	78	73	13	13	13	(65)	(83.6%)	(36.3%)
Office of the Actuary	7	7	7	7	7	(0)	(0.3%)	(0.1%)
President, Borough of Manhattan	6	6	5	5	5	(0)	(8.3%)	(2.1%)
President, Borough of Bronx	7	7	6	6	6	(1)	(14.2%)	(3.8%)
President, Borough of Brooklyn	8	7	7	7	7	(2)	(20.8%)	(5.7%)
President, Borough of Queens	8	6	5	5	5	(2)	(27.5%)	(7.7%)
President, Borough of Staten Island	5	5	5	5	5	(1)	(11.8%)	(3.1%)
Office of the Comptroller	116	117	117	117	117	2	1.5%	0.4%
Dept. of Emergency Management	189	217	89	34	32	(158)	(83.3%)	(36.1%)
Office of Administrative Tax Appeals	6	6	6	6	6	0	2.3%	0.6%
Law Dept.	269	235	215	216	216	(53)	(19.7%)	(5.3%)
Dept. of City Planning	44	49	47	45	46	1	3.0%	0.7%
Dept. of Investigation	48	39	39	39	39	(9)	(18.9%)	(5.1%)
NY Public Library — Research	33	31	31	32	32	(1)	(3.3%)	(0.8%)
New York Public Library	170	158	160	162	162	(8)	(4.4%)	(1.1%)
Brooklyn Public Library	128	119	121	123	123	(5)	(4.1%)	(1.1%)
Queens Borough Public Library	133	123	125	127	127	(6)	(4.4%)	(1.1%)
Dept. of Education	31,460	30,549	30,639	30,838	31,038	(422)	(1.3%)	(0.3%)

(\$ in millions)	FY 2023	FY 2024	FY 2025	FY 2026	FY 2027	Change FYs 2023 – 2027		Annual Percent Change
						Dollars	Percent	
City University	1,246	1,257	1,263	1,264	1,281	34	2.8%	0.7%
Civilian Complaint Review Board	24	23	24	24	24	0	0.3%	0.1%
Police Dept.	5,571	5,071	5,103	5,136	5,182	(390)	(7.0%)	(1.8%)
Fire Dept.	2,597	2,297	2,262	2,264	2,261	(336)	(13.0%)	(3.4%)
Dept. of Veterans’ Services	6	5	5	5	5	(1)	(10.7%)	(2.8%)
Admin. for Children Services	3,143	2,720	2,737	2,722	2,722	(421)	(13.4%)	(3.5%)
Dept. of Social Services	11,676	10,991	10,696	10,649	11,145	(531)	(4.5%)	(1.2%)
Dept. of Homeless Services	3,493	4,087	2,789	2,162	2,159	(1,333)	(38.2%)	(11.3%)
Dept. of Correction	1,362	1,166	1,155	1,186	1,186	(175)	(12.9%)	(3.4%)
Board of Correction	3	3	3	4	4	0	10.5%	2.5%
Citywide Pension Contributions	9,301	9,522	10,303	10,765	10,948	1,646	17.7%	4.2%
Miscellaneous	15,623	15,956	17,519	19,124	20,816	5,193	33.2%	7.4%
Debt Service	4,285	4,521	4,693	4,946	5,149	864	20.2%	4.7%
TFA Debt Service	3,259	3,294	3,573	4,089	4,576	1,317	40.4%	8.9%
FY 2022 BSA and Discretionary Transfers	(6,114)	0	0	0	0	6,114	(100.0%)	(100.0%)
FY 2023 BSA	3,035	(3,035)	0	0	0	(3,035)	(100.0%)	(100.0%)
Public Advocate	5	5	5	5	5	(0)	(8.4%)	(2.2%)
City Council	100	100	85	85	85	(15)	(15.0%)	(4.0%)
City Clerk	6	5	5	5	5	(1)	(10.7%)	(2.8%)
Dept. for the Aging	540	469	473	393	392	(147)	(27.3%)	(7.7%)
Dept. of Cultural Affairs	250	158	159	161	161	(89)	(35.5%)	(10.4%)
Financial Info. Serv. Agency	120	116	117	119	119	(1)	(1.0%)	(0.2%)
Office of Payroll Admin.	16	15	16	16	16	(0)	(2.9%)	(0.7%)

(\$ in millions)	FY 2023	FY 2024	FY 2025	FY 2026	FY 2027	Change FYs 2023 – 2027		Annual Percent Change
						Dollars	Percent	
Independent Budget Office	7	7	7	7	6	(0)	(4.9%)	(1.3%)
Equal Employment Practices	1	1	1	1	1	0	0.5%	0.1%
Civil Service Commission	1	1	1	1	1	(0)	(5.1%)	(1.3%)
Landmarks Preservation Commission	8	8	7	8	8	(1)	(6.4%)	(1.6%)
Districting Commission	1	0	0	0	0	(1)	(100.0%)	(100.0%)
Taxi & Limousine Commission	168	56	55	54	53	(114)	(68.2%)	(24.9%)
Office of Racial Equity	0	3	3	3	3	3	N/A	N/A
Commission on Racial Equity	0	1	2	2	2	2	N/A	N/A
Commission on Human Rights	12	14	14	14	14	3	22.8%	5.3%
Youth & Community Development	1,043	1,010	953	938	938	(104)	(10.0%)	(2.6%)
Conflicts of Interest Board	3	2	3	3	3	(0)	(4.8%)	(1.2%)
Office of Collective Bargaining	2	2	2	2	2	(0)	(1.5%)	(0.4%)
Community Boards (All)	21	21	20	21	21	(0)	(1.4%)	(0.3%)
Dept. of Probation	115	111	106	105	105	(10)	(8.4%)	(2.2%)
Dept. Small Business Services	414	197	185	149	146	(268)	(64.8%)	(23.0%)
Housing Preservation & Development	1,492	1,353	1,263	1,235	1,243	(249)	(16.7%)	(4.5%)
Dept. of Buildings	193	217	191	188	188	(5)	(2.5%)	(0.6%)
Dept. of Health & Mental Hygiene	3,006	2,100	2,044	2,023	2,023	(982)	(32.7%)	(9.4%)
NYC Health + Hospitals	1,697	1,732	1,220	971	981	(716)	(42.2%)	(12.8%)
Office of Administrative	66	65	65	66	66	(0)	(0.6%)	(0.2%)

(\$ in millions)	FY 2023	FY 2024	FY 2025	FY 2026	FY 2027	Change FYs 2023 – 2027		Annual Percent Change
						Dollars	Percent	
Trials & Hearings								
Dept. of Environmental Protection	1,661	1,638	1,584	1,577	1,570	(91)	(5.5%)	(1.4%)
Dept. of Sanitation	1,909	1,848	1,845	1,838	1,850	(59)	(3.1%)	(0.8%)
Business Integrity Commission	9	8	8	9	9	(1)	(6.8%)	(1.7%)
Dept. of Finance	340	335	327	330	330	(11)	(3.1%)	(0.8%)
Dept. of Transportation	1,483	1,404	1,404	1,388	1,377	(106)	(7.2%)	(1.8%)
Dept. of Parks and Recreation	586	552	552	562	562	(24)	(4.1%)	(1.0%)
Dept. of Design & Construction	246	155	154	156	156	(90)	(36.5%)	(10.7%)
Dept. of Citywide Admin. Services	713	615	592	594	591	(122)	(17.1%)	(4.6%)
D.O.I.T.T.	723	610	593	547	547	(176)	(24.3%)	(6.7%)
Dept. of Record & Info. Services	17	16	16	16	16	(1)	(5.3%)	(1.4%)
Dept. of Consumer & Worker Protection	66	63	63	64	64	(2)	(2.7%)	(0.7%)
District Attorney - N.Y.	165	154	153	155	156	(9)	(5.7%)	(1.5%)
District Attorney – Bronx	107	102	103	104	104	(3)	(2.9%)	(0.7%)
District Attorney – Kings	137	134	135	136	136	(1)	(0.4%)	(0.1%)
District Attorney –Queens	92	88	89	89	89	(2)	(2.7%)	(0.7%)
District Attorney - Richmond	24	22	22	22	22	(2)	(6.3%)	(1.6%)
Office of Prosec. & Special Narc.	27	27	27	27	27	0	1.2%	0.3%
Public Administrator - N.Y.	1	1	1	1	1	0	2.6%	0.7%
Public Administrator - Bronx	1	1	1	1	1	0	1.9%	0.5%

(\$ in millions)	FY 2023	FY 2024	FY 2025	FY 2026	FY 2027	Change FYs 2023 – 2027		Annual Percent Change
						Dollars	Percent	
Public Administrator - Brooklyn	1	1	1	1	1	(0)	(7.4%)	(1.9%)
Public Administrator - Queens	1	1	1	1	1	0	6.4%	1.6%
Public Administrator - Richmond	1	1	1	1	1	(0)	(2.9%)	(0.7%)
Prior Payable Adjustment	(400)	0	0	0	0	400	(100.0%)	(100.0%)
General Reserve	50	1,200	1,200	1,200	1,200	1,150	2300.0%	121.3%
Energy Adjustment	0	0	9	114	160	160	N/A	N/A
Lease Adjustment	0	0	47	95	145	145	N/A	N/A
OTPS Inflation Adjustment	0	0	56	111	167	167	N/A	N/A
TOTAL EXPENDITURES	\$108,909	\$106,689	\$110,052	\$112,141	\$115,610	\$6,701	6.2%	1.5%

NOTE: Numbers may not add due to rounding. Agency expenditures shown above are net of intra-City expenditures.

Acknowledgements

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NEW YORK CITY COMPTROLLER
BRAD LANDER

1 Centre Street, New York, NY 10007

www.comptroller.nyc.gov

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(212) 669-3916



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Raising Revenues

Options for the City of New York to secure new sources of funding for services

MAY 2023

Introduction

As New York City moves into the post-pandemic future, it must rise to face new challenges in order to secure a thriving and inclusive future, and remain the greatest city in the world. The City is on solid financial footing to meet current obligations, but fiscal risks and challenges remain on the horizon. New York City's economy has largely recovered from the negative impacts of the Covid-19 pandemic, but wide budget gaps loom in the outyears of the financial plan. Uncertainty regarding the impacts of the shift to hybrid and remote work on commercial real estate and property tax revenues as well as ongoing concerns about the high costs of housing pushing families out of the city remain a threat to both the City's revenues and NYC's long-term thriving. Strengthening the

city's economic position and ensuring success is more widely shared will require new investments in public infrastructure and services.

The City of New York can ensure that New York City remains a place that people want to build families, start businesses, and create new ideas by investing in high quality public education from pre-K to university, universal child care, robust public transit, and affordable housing – investments that are essential to the city's future economic growth.

As federal Covid-19 stimulus funding winds down, the City of New York must look elsewhere for funding to sustain and create new programs that will keep families growing and creating in NYC. A serious, long-term savings plan to address outyear budget gaps must be a part of that plan, but if the City is going to expand services to address concerns about affordability, and make new investments in shared economic thriving to address post-pandemic conditions, new revenues will be needed.

New revenues must be both progressive and effective. New revenues should not burden New Yorkers already struggling with high costs of living, but instead be raised from the wealthiest New Yorkers who have done extremely well in the past few years. For example, income for the top 0.02% of New Yorkers grew by \$62 billion over the first two years of the pandemic. At the same time, any tax changes should avoid inducing people or businesses to leave in large numbers that could offset the value of the increased revenue to the city's bottom line. The proposals here for modest changes to personal income and property tax for the wealthiest New Yorkers are guided by those principles.

All of the revenue options in this report would require statutory changes in Albany. Consideration of these options will not take place during the remaining weeks of this year's State legislative session and is not necessary for the City to adopt a balanced FY 2024 budget that preserves essential services. The proposals outlined here are intended to prompt a longer-term conversation that will be needed in the coming years to fund a more ambitious agenda that secures a thriving future for all city residents.

A more progressive NYC Personal Income Tax

New York City is one of the most unequal cities in the United States, with the highest concentration of millionaires and billionaires in the country and nearly [18% of residents](#) living in poverty as of 2019. A small number of very wealthy New Yorkers who earn the largest share of income saw their incomes rise significantly over the last few years, while other New Yorkers struggled with rising housing costs and the impact of historic inflation on cost of living.

Between 2011 and 2021, New Yorkers with more than \$1 million in Adjusted Gross Income (AGI) averaged 0.7% of all tax filers, 35.6% of the AGI, and 42.4% of NYC Personal Income Tax (PIT) liability. An even smaller group of New Yorkers making \$10 million or more averaged 0.04% of the total returns in 2011-2021, 17.9% of the AGI, and 21.3% of NYC PIT.

NYC's Personal Income Tax (PIT) rate schedule starts at 3.078% and reaches the top rate of 3.876% at relatively low levels of taxable income: \$50,000 for singles, \$60,000 for head of

household (HH), and \$90,000 for married filing jointly (MFJ). This means that single filers with \$1 million in taxable income pay the same NYC marginal tax rate as those with taxable income just above \$50,000.

Proposal 1: Raise the PIT for top 1% of income earners

We modeled three options. The first sets the top tax rate at 4.46% (0.584 percentage points above the current top rate) on taxable incomes above \$500,000 for singles, \$750,000 for head of household, and \$1 million for married couples filing jointly. This rate would not be unprecedented: NYC's top tax rate was 4.45% in 2003-2005 and 4.46% in 1991-1998.

The second option adds a bracket to Option 1 for filers with taxable income above \$5 million, which would be taxed at the marginal rate of 5.0% (+1.124 percentage points above the current rate). The third option adds a bracket to option 2 for filers with taxable income above \$25 million, which would be taxed at the marginal rate of 5.5%. The options are summarized in Table 1.

Table 1. Options for new NYC PIT top income brackets and marginal rates

Income brackets	Marginal tax rates		
	Option 1	Option 2	Option 3
Single: \$500k - \$5m HH: \$750k - \$5m MFJ: \$750k - \$5m	4.46%	4.46%	4.46%
All filers: \$5m - \$25m	4.46%	5.00%	5.00%
All filers: \$25m+	4.46%	5.00%	5.50%

SOURCE: Office of the NYC Comptroller.

Revenue estimates

We estimate that the proposed brackets and rates would affect roughly 40,000 filers (the top 1%). We estimate that the City of New York could see up to \$900 million in tax year 2024, factoring in the estimated impact of outmigration and other behavioral responses on taxable income, as described in detail in the appendix.¹ **Table 2 summarizes the revenue estimates.**

¹ We acknowledge the uncertainty related to the strength of behavioral responses, particularly in the aftermath of the COVID-19 pandemic.

Table 2. Revenue estimates (\$m)

Tax year	Option 1	Option 2	Option 3
2024	\$560	\$805	\$896
2025	\$565	\$809	\$898
2026	\$581	\$830	\$921
2027	\$607	\$867	\$963

SOURCE: Office of the NYC Comptroller.

Table 3 summarizes average tax increases for filers that fall in the affected brackets and the percentage tax increase relative to the baseline projection of taxable income for each option.

Table 3. Average and percentage tax changes (tax year 2024)

Average (\$000s)	Option 1		Option 2		Option 3	
	Average (\$000s)	% of taxable income	Average (\$000s)	% of taxable income	Average (\$000s)	% of taxable income
Singles: \$500k - \$5m HH: \$750k - \$5m MFJ: \$1m - \$5m	\$4.71	0.26%	\$4.60	0.26%	\$4.51	0.25%
\$5m - \$25m	\$47.92	0.47%	\$68.57	0.67%	\$68.02	0.66%
\$25m+	\$377.93	0.51%	\$694.19	0.94%	\$877.39	1.19%
All affected	\$13.67	0.39%	\$19.67	0.56%	\$21.93	0.62%

NOTE: average tax changes are net of behavioral effects. Percentage tax increases are based on baseline projected taxable income, after out-migration but before other behavioral changes.

SOURCE: Office of the NYC Comptroller.

More equitable taxation of real property

The NYC property tax is regressive: the higher the value of the homes and apartments, the lower the effective tax rate paid (the ratio of taxes paid to the market value of the property). The Office of the NYC Comptroller has advocated for structural reform of the property tax system and proposed a [framework which incorporates](#) the [recommendations](#) of the Advisory Commission on Property Tax Reform published at the end of 2021. Structural reform of the property tax system in NYC will provide property tax relief for overburdened homeowners while fairly taxing higher

value properties. Properly implemented, structural tax reform should include protections for low-income homeowners whose properties have appreciated in value.

The following proposals represent additional revenue proposals independent of comprehensive property tax reform recommendations (with the exception of the coop-condo abatement that would be entirely replaced by a homestead exemption and a circuit breaker program under structural reform).

Proposal 2: Luxury pied-à-terre surcharge

A luxury pied-à-terre tax surcharge is a tax on homes and apartments neither occupied by their owners or family member, nor rented out to a NYC resident. The surcharge is intended to offset the lower effective tax on high-value properties embedded in the City's property tax system, and it gives an incentive to renting out the properties. A progressive surcharge rate that starts at \$5 million for 1-3 family homes and \$300,000 in assessed value (more than \$3 million in market value) for coops and condos, first [proposed](#) by the Fiscal Policy Institute and following a [legislative proposal](#) sponsored by Senator Hoylman-Sigal, would apply to less than 15,000 properties. We estimate that the median effective surcharge rate would be 0.20% for coops and condominium apartments and 0.53% for single-family homes.

Table 4. Luxury pied-à-terre surcharge: Affected properties and median surcharge

Property Type	Affected properties	Median surcharge
Condominium apartments	11,072	\$12,000
Coop apartments	1,808	\$10,262
One-family homes	1,911	\$30,910
Total	14,791	\$12,944

Note: Based on FY 2023 data.

SOURCE: NYC Department of Finance, Office of the NYC Comptroller.

Proposal 3: Partial repeal of coop-condo abatement for luxury units

The coop-condo abatement was enacted in 1996 to lower taxes on Class 2 coop apartments and condominiums and bring them closer to taxes on Class 1 properties. Properties that are not the owner's primary residence are not eligible for the abatement. In FY 2023, the abatement delivered a total tax benefit of \$656.1 million to coop and condominium owners. The abatement equals 17.5% of the tax for properties with average assessed value above \$60,000. Proposal 3 would eliminate the coop-condo abatement for properties with assessed value

above \$300,000 (more than \$3 million in market value). In Table 5, we report the number of cooperative buildings and condominium apartments affected, and their median tax increase.

Table 5. Partial coop-condo abatement repeal: Affected properties and median tax increase

Property Type	Affected properties	Median increase
Condominium apartments	4,283	\$8,192
Coop buildings	237	\$141,570

Note: based on FY 2023 data.
SOURCE: NYC Department of Finance, Office of the NYC Comptroller.

Proposal 4: Removal of the Madison Square Garden exemption

Madison Square Garden is fully exempt from taxation if it is continually used as a venue for professional major league hockey and basketball teams. From FY 1984 to FY 2023, the property has received a total tax break of \$923.5 million (in inflation-adjusted dollars). This proposal eliminates the exemption.

Revenue estimates

Eliminating or adjusting property tax abatements and exemptions, and the addition of a pied-a-terre tax would increase the City’s revenue by approximately \$400 million dollars per year.

Table 6. Revenue estimates from proposed taxes on real property

Proposal	Revenues by Fiscal Year (\$m)		
	FY 2025	FY 2026	FY 2027
Luxury pied-à-terre surcharge	\$277	\$257	\$239
Partial repeal of coop-condo abatement	\$98	\$104	\$111
Repeal of MSG exemption	\$44	\$45	\$46
Total	\$419	\$407	\$396

SOURCE: Office of the NYC Comptroller.

Conclusion

As the City of New York looks ahead to the next four years of the financial plan, raising new revenues should go hand-in-hand with efficiency initiatives and a long-term savings plan to ensure we can continue to provide high quality services to New Yorkers. These proposals represent modest changes to taxation for the wealthiest New Yorkers that, taken together, could provide more than \$1 billion dollars a year in additional revenue to invest in programs that help all New Yorkers thrive.

Acknowledgements

The Comptroller thanks Francesco Brindisi, Executive Comptroller for Budget and Finance, Jonathan Siegel, Chief Economist, and Yaw Owusu-Ansah, Director of Tax Policy and Revenue Analysis.

Appendix

Personal Income Tax

Income in NYC is concentrated at the top of the distribution. Table A1 shows that the number of tax returns with Adjusted Gross Income (AGI) of at least \$1 million fluctuates from year-to-year, but is on an increasing trend, reaching a peak of 33,500 in tax year 2021.² Between 2011 and 2021, these returns averaged 0.7% of all filers, 35.6% of total income, and 42.4% of NYC Personal Income Tax (PIT) liability. As income increases, its sources shift from wage earnings toward business income, capital gains, dividends, and interest. These income sources are more volatile and often taxpayers can control the timing of when they become taxable, as is discussed further below. For example, the data show that income spiked in 2012 in anticipation of [the higher federal tax rates](#) starting in the following year, and again in 2017 in response to the cap on the State and Local Tax (SALT) deduction starting in 2018.

Table A1. NYC filers with AGI of \$1m+ and their PIT liability

Tax year	Filers	% of NYC Filers	AGI (\$b)	% of NYC AGI	PIT (\$b)	% of NYC PIT
2011	19,675	0.6%	\$79.1	31.7%	\$2.9	39.9%
2012	22,135	0.6%	\$102.9	36.8%	\$3.8	45.5%
2013	21,764	0.6%	\$95.6	33.9%	\$3.5	42.2%
2014	25,085	0.7%	\$116.9	37.2%	\$4.3	45.5%
2015	25,934	0.7%	\$117.2	36.1%	\$4.3	44.1%
2016	25,230	0.7%	\$100.5	32.1%	\$3.7	39.3%
2017	28,321	0.7%	\$140.0	38.5%	\$5.1	44.5%
2018	30,012	0.8%	\$125.5	34.2%	\$4.6	40.1%
2019	30,460	0.8%	\$126.1	33.1%	\$4.7	37.8%
2020	27,598	0.7%	\$139.9	35.8%	\$5.2	40.5%
2021*	33,502	0.9%	\$186.4	41.9%	\$7.0	46.6%

NOTE: Table includes NYS AGI from non-dependent returns with 12-months of NYC residency for the primary taxpayer on the return. PIT liability not adjusted for elimination of STAR rate cut for filers with income above \$500,000 starting in tax year 2015.

* Data based on the 2021 preliminary file from NYS Department of Taxation and Finance.

SOURCE: [NYC IBO](#), NYS Department of Taxation and Finance, Office of the NYC Comptroller.

² A more detailed look at the 2019-2021 tax returns is available [here](#).

Similar trends are evident in the even smaller group of filers with AGI of \$10 million or more. These filers averaged 0.04% of the total number of returns filed in 2011-2021, 17.9% of total income, and 21.3% of NYC PIT liability. The data are shown in Table A2 below.

Table A2. NYC filers with AGI of \$10m+ and their PIT liability

Year	Filers	% of NYC Filers	AGI (\$b)	% of NYC AGI	PIT (\$b)	% of NYC PIT
2011	1,160	0.03%	\$35.2	14.1%	\$1.3	17.8%
2012	1,493	0.04%	\$52.7	18.8%	\$1.9	23.5%
2013	1,315	0.04%	\$46.4	16.4%	\$1.7	20.6%
2014	1,700	0.05%	\$59.9	19.1%	\$2.2	23.4%
2015	1,679	0.04%	\$58.3	18.0%	\$2.1	21.9%
2016	1,412	0.04%	\$43.5	13.9%	\$1.6	17.0%
2017	1,818	0.05%	\$75.7	20.8%	\$2.8	24.0%
2018	1,786	0.05%	\$57.7	15.7%	\$2.1	18.5%
2019	1,766	0.04%	\$57.2	15.0%	\$2.1	17.2%
2020	1,898	0.05%	\$77.4	19.8%	\$2.9	22.4%
2021*	2,499	0.06%	\$111.3	25.0%	\$4.2	27.8%

NOTE: Table includes NYS AGI from non-dependent returns with 12-months of NYC residency for the primary taxpayer on the return. PIT liability not adjusted for elimination of STAR rate cut for filers with income above \$500,000 starting in tax year 2015.

* Data based on the 2021 preliminary file from NYS Department of Taxation and Finance.

SOURCE: [NYC IBO](#), NYS Department of Taxation and Finance, Office of the NYC Comptroller.

Outmigration from NYC increased significantly during the pandemic and its composition shifted toward higher income households. The IRS recently released [county-to-county migration data](#) for 2020-2021, which contain total incoming and outgoing federal Adjusted Gross Income (AGI). The 2020-2021 data are counts of filers that have been linked longitudinally in tax returns for 2019 income and 2020 income. Filers are allocated to an origin county (where 2019 taxes were filed) and a destination county (where 2020 taxes were filed). The data also report 2020 AGI by origin-destination pair.³ It should be noted that changing the address from where tax returns are filed does not necessarily imply the absence of taxable income in the origin county, nor does it necessarily imply that the filer changed domicile.

³ Methodological notes are available [here](#).

Table A3 reports IRS data from 2011-2012 to 2020-2021. Before 2020, the highest net outflow was reported for 2017 (-77,050 returns), before the cap on State and Local Tax deductions (discussed briefly below) came into effect. Net outflows increased substantially during the COVID-19 pandemic (at the time 2019 and 2020 tax returns were filed), with the AGI difference between incoming and outgoing returns increasing to 5.4 percent and 6.5 percent of total AGI. Average outgoing AGI jumped in 2020 and 2021, consistent with the geographical distribution of [USPS change of address](#) requests and the concentration of [remote work among high earners](#).

Table A3. IRS Estimates of net domestic migration

Year	Net balance	AGI difference			Average AGI (\$000s)	
	Filers	Individuals	\$b	% of total AGI	Incoming	Outgoing
2012	-21,131	-65,427	(\$2.70)	-1.00%	\$67.50	\$76.50
2013	-29,276	-83,243	(\$4.20)	-1.50%	\$80.70	\$93.50
2014	-31,099	-85,659	(\$4.00)	-1.30%	\$77.50	\$89.10
2015	-18,890	-61,841	(\$3.70)	-1.20%	\$73.50	\$94.00
2016	-43,091	-113,449	(\$5.10)	-1.50%	\$93.30	\$100.50
2017	-77,050	-182,469	(\$8.50)	-2.40%	\$88.80	\$96.80
2018	-53,418	-131,180	(\$7.10)	-2.10%	\$92.90	\$105.70
2019	-47,831	-121,567	(\$6.70)	-1.80%	\$91.30	\$105.70
2020	-114,282	-229,982	(\$21.30)	-5.40%	\$86.90	\$138.90
2021	-124,952	-238,115	(\$24.40)	-6.50%	\$99.10	\$151.60

NOTE: AGI difference is based on federal tax returns filed at the new address (e.g., in the 2021 row, this is 2020 AGI). Total AGI is the AGI from federal returns filed in NYC the previous year (e.g., in the 2021 row, this equals the 2020 AGI difference divided by total 2019 AGI). Average AGI is AGI divided by the number of incoming returns (e.g., tax year 2020 returns filed in NYC in 2021 by those who filed 2019 returns elsewhere in the US) or outgoing returns (e.g., 2021 returns filed outside of NYC by those who filed 2019 returns in NYC). The count of individuals is derived from the number of dependents in the tax return.

Source: IRS [migration](#) and [county data](#), Office of the NYC Comptroller.

More recent [State-level tax data](#) from the NYS Department of Taxation and Finance, also indicates a significant increase in the rate of outmigration among high-income households in tax years 2020 and 2021. Among those with AGI of \$25 million or above, the relocation rate was above 8 percent in 2021, up from around 2.5 percent before the COVID-19 pandemic in 2019. Despite the stronger migration flows, [NYC AGI increased](#) significantly among filers with AGI of \$25 million and above in both tax years 2020 and 2021.

In addition to the effects of COVID-19 and remote work, certain recent major tax changes may have also influenced NYC residence decisions. In particular:⁴

1. **[SALT deduction cap](#)**: the State and Local Tax (SALT) deduction from federal taxes was temporarily capped at \$10,000 (tax years 2018 through 2025) by the [Tax Cuts and Jobs Act \(TCJA\)](#) passed in late 2017. TCJA provisions regarding the federal individual income tax lowered the taxes for most filers due to a combination of higher standard deductions, lower rates, and lower Alternative Minimum Tax (AMT). However, high-income taxpayers with relatively higher state and local tax burdens are [more likely to face higher taxes](#) because they itemize deductions and were not already subject to AMT before TCJA. For these taxpayers, lower federal rates do not outweigh the increased liability deriving from the SALT deduction cap.⁵ Regardless of the change in federal effective rates, the cap widens the tax differential between governments with high and low state and local taxes.
2. **Pass-Through Entity Tax (PTET, both NYS and NYC taxes)**: shortly after the passage of TCJA, NYS Department of Taxation and Finance outlined [workarounds](#) to the SALT deduction cap, among them a tax on pass-through income levied at the entity level. State legislation instituted a NYS Pass-Through Entity Tax (PTET) in 2021 (for liability in 2021 and beyond) and a NYC PTET in 2022 (for liability in 2022 and beyond). Essentially, PTET nullifies the effects of the SALT deduction cap for income earned through pass-through businesses that opt into the tax. A brief summary of PTET is available in the Comptroller's [2022 Annual State of the City's Economy and Finances](#).
3. **NYS [temporary top tax rates increase](#)** (NYS FY 2021-2022 Enacted Budget): for tax years 2021 to 2027, the top NYS income tax rate increased from 8.82 percent to:
 - a. 9.65 percent for taxable income over \$1,077,550 for single filers, \$1,616,450 for head of household filers, or \$2,155,350 for joint filers.
 - b. 10.3 percent if New York taxable income is over \$5,000,000.
 - c. 10.9 percent if New York taxable income is over \$25,000,000.

Table A4 reports the tax year 2022 City and State rate schedules and the rate increase options. As a result of the temporary NYS rate increase, the combined state and local top tax rate for NYC residents was 14.776%. The next highest state income tax rates were in California (13.3%), Hawaii (11.0%), Washington D.C. (10.75%), and New Jersey (10.75%).⁶

⁴ The recently enacted NYS budget for 2023-2024 increased the [Metropolitan Commuter Transportation Mobility Tax \(MCTMT\) for employers and self-employed in NYC](#): the NYS 2023-2024 Enacted Budget included the increase of the top tax rate from 0.34% to 0.60%. The increases takes effect on July 1, 2023 for employers and starting in tax year 2023 for the self-employed (rising to 0.47% in tax year 2023 and to 0.60% in tax year 2024). Changes to MCTMT affect a broader tax base, including non-NYC residents.

⁵ TCJA contains cuts to business taxes (both corporations and pass-through entities) and to the estate tax that benefit high-income filers and were estimated to, collectively, [increase their after-tax income](#). Nevertheless, areas with high concentration of SALT deductions were disadvantaged relative to the rest of the nation and the majority of high-income City residents could face an increase in their federal effective tax rate.

⁶ See Federation of Tax Administrators [individual income state tax rates](#) as of January 1, 2023. NYS has "tax benefit recapture" provisions by which high-income taxpayers' top rate is applied to their entire income. The City applied a tax benefit recapture provision to the temporary rate increase in effect in tax years 2003-2005.

Table A4. Combined NYC and NYS income tax schedules and proposed options.

Income above		Rates				Rate increases	
Singles	HH	MFJ	NYS	NYC	Combined	Options	New Combined
\$0	\$0	\$0	4.00%	3.078%	7.078%	0%	7.078%
\$8,500	\$12,800	\$17,150	4.50%	3.078%	7.578%	0%	7.578%
-	\$14,400	\$21,600	4.50%	3.762%	8.262%	0%	8.262%
\$11,700 / \$12,000	\$17,650	\$23,600	5.25%	3.762%	9.012%	0%	9.012%
\$13,900	\$20,900	\$27,900	5.85%	3.762%	9.612%	0%	9.612%
\$25,000	\$30,000	\$45,000	5.85%	3.819%	9.669%	0%	9.669%
\$50,000	\$60,000	\$90,000	5.85%	3.876%	9.726%	0%	9.726%
\$80,650	\$107,650	\$161,550	6.25%	3.876%	10.126%	0%	10.126%
\$215,400	\$269,300	\$323,200	6.85%	3.876%	10.726%	0%	10.726%
\$500,000	\$750,000	\$1,000,000	6.85%	3.876%	10.726%	0.584%	11.310%
\$1,077,550	\$1,616,450	\$2,155,350	9.65%	3.876%	13.526%	0.584%	14.110%
\$5,000,000	\$5,000,000	\$5,000,000	10.3%	3.876%	14.176%	0.584%-1.124%	14.110%-15.300%
\$25,000,000	\$25,000,000	\$25,000,000	10.9%	3.876%	14.776%	0.584%-1.624%	15.360%-16.400%

NOTE: for single taxpayers, the NYS rate is 5.25% above \$11,700 and the NYC rate is 3.762% above \$12,000.

Source: NYS Department of Taxation and Finance [Instructions for Form IT-201](#) for tax year 2022, Office of the NYC Comptroller.

Tax differentials have been shown to affect outmigration of high-income households, although the impact tends to be small and driven by flows to Florida.⁷ Initial estimates on the effect of

⁷ Young C., Varner C., Lurie I.Z., Prisinzano R. (2016) "Millionaire Migration and the Taxation of the Elite: Evidence from Administrative Data," *American Sociological Review*, 81(3), <https://www.asanet.org/wp-content/uploads/attach/journals/jun16asrfeature.pdf>. Initial estimates on the effect of TCJA on migration also point to relatively small effects. Young C., Lurie I. (2022) "Taxing the Rich: How Incentives and Embeddedness Shape Millionaire Tax Flight," *Washington Center for Equitable Growth*, <https://equitablegrowth.org/wp-content/uploads/2022/07/072822-WP-Taxing-the-Rich-How-Incentives-and-Embeddedness-Shape-Millionaire-Tax-Flight-Young-and-Lurie.pdf>

TCJA on migration also point to relatively small effects.⁸ Available studies on specific State tax changes also tend to show a relatively small impact on migration:

- New Jersey's 2004 "millionaires tax": Young and Varner (2011) point to a less than 0.1 percent drop in the number of high-income households for each 1 percentage point increase of tax rates.⁹ Lai *et al.* (2011) estimate that outmigration would offset 1.2 percent of the additional revenues from a 1 percentage point increase in tax rates.¹⁰
- California's 2012 Proposition 30: Varner *et al.* (2018) estimate a decrease of 0.09 percent in the population of millionaires for each 1 percentage point increase in the effective top tax rate.¹¹ Rauh and Shyu (2023) estimate a reduction of 0.27 percent of high-income households for a comparable increase in the top tax rate.¹² The impact on migration appears to be temporary. The revenue estimates for the PIT options incorporate the Rauh and Shyu (2023) parameters.

Households, particularly high-income ones, also react to tax changes by shifting income over time (for instance, deferred compensation¹³ or capital gains realizations¹⁴) or over tax bases (e.g., wages vs. business income), or by avoiding tax through a variety of legal tax shelters (e.g., offshoring income). These responses lower taxable income without affecting migration, and their strength depends on the specifics of the tax changes, the length of period analyzed, and the affected population.

To model this behavioral response, we use parameters on the elasticity of taxable income (ETI): the percentage change in reported taxable income given a percentage change in the net-of-tax

⁸ Young C., Lurie I. (2022) "Taxing the Rich: How Incentives and Embeddedness Shape Millionaire Tax Flight," *Washington Center for Equitable Growth*,

<https://equitablegrowth.org/wp-content/uploads/2022/07/072822-WP-Taxing-the-Rich-How-Incentives-and-Embeddedness-Shape-Millionaire-Tax-Flight-Young-and-Lurie.pdf>

⁹ Young C., Varner C. (2011) "Millionaire Migration and State Taxation of Top Incomes: Evidence from a Natural Experiment," *National Tax Journal*, 64(2.1), June.

<http://cristobalyoung.com/development/wp-content/uploads/2018/11/NTJ-millionaire-migration-state-taxation.pdf>.

¹⁰ Lai A., Cohen R., and Steindel C. (2011) "The Effects of Marginal Tax Rates on Interstate Migration in the U.S.," NJ Department of the Treasury, <https://www.state.nj.us/treasury/news/2011/OCE-Migration%20Study.pdf> and

<https://citeseerx.ist.psu.edu/document?repid=rep1&type=pdf&doi=f317964e2bd96fdeaa1abeb7260381947d928c55>. The authors state that "Based on internal NJ Treasury projections, we estimate that a one percentage point increase would raise roughly \$2.5 billion in additional tax revenue. However, this figure would be partially offset and eroded over time by out- and in-migration effects. Our model suggests that New Jersey would see increased annual net outflows of about 4,200 taxpayers and \$530 million of AGI. Income losses would translate to roughly \$29 million in lost income tax revenue for the state." The ratio of \$29 million to \$2.5 billion is 1.16%.

¹¹ Varner C., Young C., and Prohofsky A. (2018) "Millionaire Migration in California: Administrative Data for Three Waves of Tax Reform," Stanford University Center on Poverty and Inequality,

<https://inequality.stanford.edu/publications/media/details/millionaire-migration-california-impact-top-tax-rates>.

¹² Rauh J., Shyu R. (2023) "Behavioral Responses to State Income Taxation of High Earners: Evidence from California," *American Economic Journal: Economic Policy*, forthcoming, https://papers.ssrn.com/sol3/papers.cfm?abstract_id=3461513

¹³ Gorrry A., Hubbard G., Aparna M. (2021) "The Elasticity of Taxable Income in the Presence of Intertemporal Income Shifting," *National Tax Journal*, 74(1).

¹⁴ Auerbach A.J., and Siegel J.M. (2000) "Capital-Gains Realizations of the Rich and Sophisticated," *American Economic Review*, 90 (2); Dowd T., McClelland R., Muthitacharoen A. (2012) "New Evidence on the Elasticity of Capital Gains," Joint

Committee on Taxation and Congressional Budget Office Joint Working Paper, JCX-56-12/CBO WP 2012-09, <https://www.jct.gov/getattachment/c0efd05d-a7a4-47b6-91cf-a9981301d97d/x-56-12-4472.pdf>. Retroactive tax increases would limit the short-term shifting of capital gain realizations.

rate (one minus the sum of federal, state, and local rates). Saez E., Slemrod J., Giertz S.H. (2012) “The Elasticity of Taxable Income with Respect to Marginal Tax Rates: A Critical Review,” *Journal of Economic Literature*, 50(1), <https://www.aeaweb.org/articles?id=10.1257/jel.50.1.3> suggest and ETI range of 0.5-0.7 for the top 1% of federal returns. Gruber J., Saez E. (2002) “The Elasticity of Taxable Income: Evidence and Implications,” *Journal of Public Economics*, 84, show that ETI is roughly 56% higher for state than for federal taxes, though the difference is not statistically significant. Nonetheless, we apply it to the Saez *et al.* estimates to obtain an ETI of 1.1. This is a high parameter that drives a potential behavioral response that dominates the estimated impact from outmigration.

Despite these downward adjustments, we acknowledge the uncertainty related to behavioral responses, particularly in the aftermath of the COVID-19 pandemic.

A recent study by Rauh and Shyu (2023) reports a very sharp behavioral response of taxable income (ETI 2.6-3.0) to California’s 2012 tax increase, with income reductions in non-investment income. To our knowledge, this is the highest parameter available from the literature. The initial evidence from [2021 NYC income tax data](#) shows increases in wage, business, and capital gains income among the top filers, which appear at odds with strong immediate behavioral responses to the NYS rate increases.

In these estimates, we don’t model the effects of SALT deductibility of PTET payments. We also don’t model the expiration of the SALT deduction cap starting in tax year 2026, which would increase the net-of-tax rate and therefore offset some of the behavioral changes discussed above. Should the SALT deduction cap expire or be raised, some income will also be shifted to 2026 and beyond.

The revenue estimates represent combined PIT and PTET revenues and assume that the tax rate for PTET is changed to conform to the PIT rate schedule.

Taxation of real property

A **luxury pied-à-terre tax surcharge** is a tax on homes and apartments neither occupied by their owners or family member, nor rented out to a NYC resident. The surcharge is intended to offset the lower tax on high-value properties embedded in the City’s property tax system, and it gives an incentive to renting out the properties. We model tax revenues after a [legislative proposal](#) sponsored by Senator Hoylman-Sigal. The surcharge would be levied on 1-3 family homes, coop, and condo properties that are not the primary residence of their owner and are not rented to a NYC primary resident or occupied by the owner’s family. The surcharge has a progressive marginal structure starting at \$5 million for 1-3 family homes and \$300,000 in assessed value (more than \$3 million in market value) for coops and condos. The rates go from 0.5% to 4% for 1-3 family homes and from 10% - 13% for coops and condos.

The proposed surcharge is different from the “absentee landlord” surcharge on Class 1 properties ([section 307-A](#) of the Real Property Tax Law and [section 11-238](#) of the NYC Administrative Code), which would apply to rent-generating Class 1 properties that are not the owners’ primary residences. This surcharge was meant to recapture the tax rate benefit among Class 1 properties

relative to large rental buildings. State law authorized a surcharge up to 50% of a parcel's tax bill. The rate was set at zero since enactment of the tax.¹⁵

The reason for the disparity in tax rates and values is tied to the statutory limits to valuations. The Department of Finance cannot assess coops and condo apartments based on comparable sales like it does for 1-3 family homes. Instead, the law requires to base assessments on "comparable rental" buildings, which leads to an underestimation bias that becomes more severe the higher the value of the property. The revenue estimates assume that some of the properties become occupied over time, therefore reducing the tax base.

In the projection, we assume that assessed values grow at the median FY 2014-FY 2023 rate. The share of occupied homes and apartments was derived from Census Bureau's Housing and Vacancy Survey 2017 data, reducing revenues by 36% for condos, 13% for coops, and 32% for one-family homes. The surcharge could lower the value of affected properties, if they are not sold to primary residents. The decline would be picked up by DOF's assessments of 1-3 family homes, but it is unlikely to lead to large property tax offsets because high-value properties in Class 1 are the main beneficiaries of caps on assessed value growth, which push the assessment ratio well below the 6% target. The capitalization of the surcharge into property values would not affect the valuation of coops and condos because they are based on comparable rental buildings. In the estimates, we exclude 2-3 family homes from the tax base because they would be the most likely to be occupied. We assume a further 15% revenue reduction due to capitalization effects and a higher share of occupied units than is observable in the Housing and Vacancy Survey. We do not exempt from taxation coops and condos that, based on certified appraisals, have market value less than \$5 million. We assume the number of vacant properties declines by 10.6% annually based on the trend in the number of vacant properties 2017-2021 after the imposition of Vancouver's Empty Home Tax data. Annual reports on Vancouver's Empty Home Tax are available [here](#) and [here](#).

Partial repeal of the coop-condo tax abatement. The coop-condo abatement was enacted in 1996 to lower taxes on Class 2 coop apartments and condominiums and bring them closer to taxes on Class 1 properties. Properties that are not the owner's primary residence are not eligible

¹⁵ The [promulgated rules](#) contain the administrative and implementation details. The proposal also differs from a transaction tax because it is levied on a permanent basis, as long as the property remains empty. The 2018-2019 NYS budget enacted a supplemental mansion tax in NYC, with revenues accruing to the MTA. The tax is a transfer tax additional to the pre-existing NYS mansion tax which equals 1% of the sale price, as long as the price is of \$1 million and above. The supplemental mansion tax has the following [rate schedule](#) and it is applied to the entire sale price:

- 0.25% if the sale price is between \$2 and \$3 million.
- 0.50% if the sale price is between \$3 and \$5 million.
- 1.25% if the sale price is between \$5 and \$10 million.
- 2.25% if the sale price is between \$10 and \$15 million.
- 2.50% if the sale price is between \$15 and \$20 million.
- 2.75% if the sale price is between \$20 and \$25 million.
- 2.90% if the sale price is \$25 million or more.

for the abatement.¹⁶ In FY 2023, the abatement delivered a total tax benefit of \$656.1 million to coop and condominium owners. The abatement equals 17.5% of the tax for properties with average assessed value above \$60,000. In the projection, the assessed values of the targeted parcels grow at the median FY 2014 – FY 2023 growth rate.

The data on **the Madison Square Garden exemption** is from the DOF property tax files. We use median historical growth rates to project revenues.

¹⁶ The abatement is 28.1% of taxes if the assessed value is \$50,000 or less, 25.2% if the assessed value is between \$50,000 and \$55,000, 22.5% if the assessed value is between \$55,000 and \$60,000, and 17.5% above \$60,000. See NYC Department of Finance's [Annual Report on Tax Expenditures](#). Parcels in 30+ units buildings with average assessed value above \$60,000 or in building with less than 30 units and average assessed value of more than \$100,000 also need to file a [prevailing wage affidavits](#) as a condition of eligibility.