

**SFY 2012-13 Subcommittee on Transportation
Report to the General Conference Committee**

To: Senate Majority Leader Dean Skelos, Co-Chair
Assembly Speaker Sheldon Silver, Co-Chair
Joint General Conference Committee

From: Senator Charles J. Fuschillo, Jr., Co-Chair
Assemblyman David F. Gantt, Co-Chair
Joint Conference Subcommittee on Transportation

Subject: Detailed Report of the Subcommittee on Transportation

Date: March 26, 2012

Senator Charles J. Fuschillo, Jr., Co-Chair	Assemblyman David F. Gantt, Co-Chair
Senator Michael Nozzolio	Assemblyman James Brennan
Senator Andrew Lanza	Assemblywoman Margaret Markey
Senator Thomas O'Mara	Assemblywoman Barbara Lifton
Senator Catharine Young (Alternate)	Assemblyman Andrew Hevesi (Alternate)
Senator Martin Malave Dilan	Assemblyman Bill Reilich
Senator Malcolm Smith (Alternate)	Assemblyman James Tedisco (Alternate)

On Monday, March 26, 2012, the Transportation Conference Subcommittee completed its work. We are pleased to present this report which provides details on budget matters agreed to by the Subcommittee.

Except as otherwise noted, the Subcommittee agrees to the Executive's proposed State Operations, Aid to Localities and Capital Projects appropriations for the Department of Transportation, the Executive's proposed State Operations, Aid to Localities and Capital Projects appropriations for the Department of Motor Vehicles, the Executive's proposed Aid to Localities and Capital Projects appropriations for the Metropolitan Transportation Authority, and the Executive's proposed Capital Projects appropriations for the Thruway Authority.

The Subcommittee agrees to the following actions in relation to appropriations:

- Accept \$1.16 billion for the New York Works initiative to address statewide transportation needs over the next three years.
- Accept the funding proposal for the final three years of the MTA Capital Program including \$770 million in State assistance and a \$7 billion bond cap increase spread evenly over three years.
- Deny authorization for the Department of Transportation to incur costs of the Thruway Authority and its subsidiaries for activities undertaken pursuant to shared services agreements.

The Subcommittee agrees with a Memorandum of Understanding (MOU) for the Department of Transportation State Fiscal Year (SFY) 2012-13 State Highway and Bridge Program, including core and New York Works highway and bridge programs, reporting requirements thereon, that the State capital program and financing plan will reflect increases to the Department of Transportation's capital program of \$100 million in 2013-14 and \$100 million in 2014-15 above the level proposed for those years in the 2012-13 executive budget, that an agreement will be entered into in conjunction with the SFY 2013-14 budget, to present information to the people of the State on an SFY 2013-14/2014-15 transportation plan for the State highway and bridge program and all other transportation modes.

The Subcommittee is the recipient of a Department of Transportation written assurance that the Department's existing eleven regional offices shall not be closed in State Fiscal Year 2012-13 and that they will be maintained and operated in a substantially similar manner.

With respect to the allocation of the Subcommittee's table target, the Subcommittee agrees to the following:

1. Maintaining Biannual Department of Transportation Bus Inspections

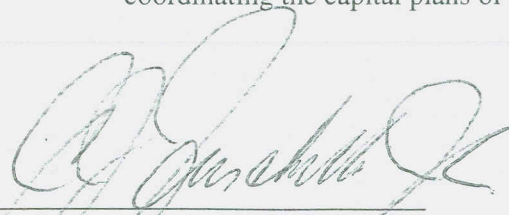
The Subcommittee agrees to allocate \$665,000 for an appropriation to continue mandatory biannual Department of Transportation bus inspections.

2. Enhanced Bus Inspections

The Subcommittee agrees to allocate \$335,000 for a risk-based inspection program by the Department of Transportation to ensure the safety of our State's buses.

The Subcommittee agrees on the following actions in relation to Article VII proposals:

- Provide \$39.7 million in Marchiselli funding, and \$363.1 million for the CHIPs program and to make permanent the language authorizing the use of CHIPs funds on specified pavement resurfacing work types.
- Accept the proposal to consolidate the Accident Damage Recovery Account into the Dedicated Highway and Bridge Trust Fund.
- Modify the proposal relating to Department of Transportation bus inspections by requiring inspections every six months and by authorizing the Department to establish an additional risk-based inspection program.
- Modify the proposal amending provisions of law relating to commercial vehicle operators to ensure the continued receipt of \$36 million in federal highway aid this year.
- Modify the proposal of a \$7 billion increase to the MTA's bond limit ceiling by spreading the increase evenly over three years, bringing the bond limit to \$41.88 billion in 2014.
- Authorize for one year the proposal relating to transmission tax revenue distribution.
- Accept the proposal relating to county clerk retention fees for DMV internet transactions.
- Modify the proposal amending provisions of law relating to safety, hours of service and hazardous material transportation requirements for commercial motor vehicles and carriers, including preserving state exemptions for farm vehicles, utility service vehicles and tow trucks, to ensure the continued receipt of \$4 million in federal grants.
- Accept the proposal directing the State to reimburse the MTA for costs associated with an E-ZPass toll rebate program relating to the Cross Bay Veterans Memorial Bridge.
- Authorize the establishment of the New York Works Task Force for the purpose of coordinating the capital plans of New York State agencies and authorities.



Senator Charles J. Fuschillo, Jr., Co-Chair



Assemblyman David F. Gantt, Co-Chair