

**SFY 2006-2007 Sub-Committee on Transportation
Report to the General Conference Committee**

To: Senate Majority Leader Joseph L. Bruno, Co-Chair
Assembly Speaker Sheldon Silver, Co-Chair
Joint General Conference Committee

From: Senator Thomas Libous, Co-Chair
Assemblyman David Gantt, Co-Chair
Joint Conference Sub-Committee on Transportation

Subject: Detailed Report of the Sub-Committee on Transportation

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| Senator Thomas Libous, Co-Chair | Assemblyman David Gantt, Co-Chair |
| Senator Charles Fuschillo | Assemblyman Richard Brodsky |
| Senator Michael Nozzolio | Assemblyman Sam Hoyt |
| Senator Caesar Trunzo | Assemblyman N. Nick Perry |
| Senator John Bonacic (alternate) | Assemblyman Ruben Diaz, Jr. (alternate) |
| Senator John Sabini | Assemblyman Patrick Manning |
| Senator Martin Dilan (alternate) | Assemblyman Willis Stephens, Jr. (alternate) |

On March 22, 2006 the Transportation Conference Sub-Committee completed its work and presented a general report to the General Conference Committee. We are pleased to present this report which provides details on budget matters agreed to by the Sub-Committee.

With respect to the allocation of the Sub-Committee's table target, the Sub-Committee confers to the following:

- 1. Franchise Tax on Transportation and Transmission Corporations and Associations and Transit Aid**

The Sub-Committee agrees to reject the proposal to redistribute a percentage of the Franchise Tax to upstate transit systems. However, the Sub-Committee agrees to provide \$23 million to upstate transit agencies out of the General Fund.
- 2. Non-Driver Identification Card Photo Fee**

The Sub-Committee agrees to reject the proposal to increase the fee for non-driver identification card photographs. (*\$2 million*)
- 3. CHIPs Funding**

In addition to providing \$289.5 million in CHIPs funding, the Sub-Committee is requesting an additional \$2 million in CHIPs funding to support local road and bridge projects supporting an additional \$20 million in CHIPs capital.

The Sub-Committee agrees to the following proposals:

- **Highway and Bridge Construction**

Setting the letting level for highway and bridge construction and maintenance at \$1.85 billion.

- **Regional Aviation Fund**

Providing a \$5.3 million appropriation for airport and aviation facility projects.

The Sub-Committee agrees to reject the following proposals:

- **Department of Motor Vehicles (DMV)**

The provision of funding for customer service kiosks (\$500,000).

The Sub-Committee proposes rejecting the following proposals unless a 3-way memorandum of understanding can be reached on the following:

- **Airport/Aviation Bondable**

Providing a \$493,000 Airport/Aviation Bondable appropriation.

- **Multi-Modal Program Funding**

Providing a \$50 million appropriation for the Multi-Modal program.

- **Industrial Access Program**

Providing a \$9 million appropriation for the Industrial Access Program.

The Sub-Committee agrees on the following actions in relation to Article VII Proposals:

- Accept the proposal to add Oneida County to the schedule of local matching payments for the Central New York Regional Transportation Authority (CNYRTA).
- Provide \$39.7 million in Marchiselli funding.
- Accept increasing the Metropolitan Transportation Authority bond cap to \$28.9 billion, with the understanding that further discussions will be necessary regarding a commensurate increase in the bond authorization for the highway and bridge program.
- Include the proposal to prohibit the imposition of certain administrative fees on electronic toll payment accounts.
- Include the proposal requiring the Governor to submit a comprehensive financial plan for the DHBTF.
- Modify the proposal regarding the transfer of the driver responsibility assessment revenues from exceeding \$40.7 million the General Fund to the DHBTF each fiscal year beginning 2007-08.
- Extend the sunset for the State DOT Single Audit program for one year.

- Reject the proposal regarding design-build contracts.
- Reject the proposal regarding transportation development partnerships.
- Reject the proposal regarding DMV bulk mailing provisions.
- With respect to the proposal conforming New York State law to federal commercial driver's license requirements, we have agreed to:
 - accept certain provisions, including requiring New York State to revoke the New York commercial driver's license of a commercial driver convicted in another state of operating a motor vehicle under the influence of alcohol or drugs;
 - modify provisions relating to license endorsements and license possession;
 - reject the provision which would have removed a requirement for drivers of small passenger buses and vehicles to hold a commercial driver's license; and
 - reject the provision relating to a review of other states' records on commercial drivers, which we will jointly address when federal guidance on this issue becomes available.

Lastly, the Sub-Committee was unable to come to a conclusion regarding two issues:

1. The transfer of \$20 million in Department of Motor Vehicle (DMV) costs from the Dedicated Highway and Bridge Trust Fund (DHBTF) to the General Fund and the Article VII language transferring these costs in future fiscal years.
2. The provision of funding for the Internet Point Insurance Reduction Program (\$596,000).

We refer these matters to the General Conference Committee for your resolution.

Senator Thomas W. Libous, Co-Chair

Assemblyman David F. Gantt, Co-Chair