

**TRANSPORTATION,  
ECONOMIC  
DEVELOPMENT &  
ENVIRONMENTAL  
CONSERVATION**

**Summary of Recommended Appropriations  
By Agency**

## ADIRONDACK PARK AGENCY

	Adjusted Appropriation 2011-12	Executive Request 2012-13	Change	Percent Change
<b>AGENCY SUMMARY</b>				
General Fund	4,607,000	4,502,000	(105,000)	-2.3%
Special Revenue-Federal	700,000	700,000	0	0.0%
Miscellaneous Special Revenue Other Fund	500,000	500,000	0	0.0%
<b>Total for AGENCY SUMMARY:</b>	<b>5,807,000</b>	<b>5,702,000</b>	<b>(105,000)</b>	<b>-1.8%</b>

### ALL FUNDS PERSONNEL BUDGETED FILL LEVELS

Fund	Current 2011-12	Requested 2012-13	Change
General Fund:	56	56	0
<b>TOTAL:</b>	<b>56</b>	<b>56</b>	<b>0</b>

### Agency Mission

The Adirondack Park Agency (APA) is charged with insuring the overall protection, development, and use of the unique scenic, aesthetic, wildlife, recreational, open space, ecological, and natural resources of the Adirondack Park. The APA is responsible for the administration of the Adirondack Park State Land Master Plan and the Adirondack Park Land Use and Development Plan. The APA also administers the State's Wild Scenic and Recreational River System, operates two visitor interpretive centers, and helps local governments develop land use plans consistent with the State Land Master Plan.

### Budget Detail

The Executive proposes an All Funds appropriation of \$5,702,000, a decrease of \$105,000 or 1.8 percent, from the State Fiscal Year (SFY) 2011-12 level. The Executive recommends funding

support for 56 full-time equivalent positions, reflecting no change from the SFY 2011-12 staffing levels.

### **State Operations**

The Executive proposes an All Funds State Operations appropriation of \$5,202,000, a decrease of \$105,000 or 1.98 percent from the SFY 2011-12 level.

#### **Proposed Decreases**

The Executive proposal includes a General Fund reduction of \$105,000 due to savings achieved from collective bargaining agreements reached in 2011 and other administrative cost reductions.

### **Capital Projects**

The Executive proposes an overall capital appropriation of \$500,000, reflecting no change from the SFY 2011-12 level. This is a dry appropriation that would allow the APA to utilize gift or grant money.

## DEPARTMENT OF AGRICULTURE AND MARKETS

	Adjusted Appropriation 2011-12	Executive Request 2012-13	Change	Percent Change
<b>AGENCY SUMMARY</b>				
General Fund	44,097,000	48,843,000	4,746,000	10.8%
Special Revenue-Other	46,600,000	34,591,000	(12,009,000)	-25.8%
Special Revenue-Federal	49,644,000	49,644,000	0	0.0%
Enterprise	21,361,000	21,361,000	0	0.0%
Misc. Capital Projects	2,000,000	2,000,000	0	0.0%
Fiduciary	1,836,000	1,836,000	0	0.0%
Capital Projects Fund	1,000,000	1,000,000	0	0.0%
<b>Total for AGENCY SUMMARY:</b>	<b>166,538,000</b>	<b>159,275,000</b>	<b>(7,263,000)</b>	<b>-4.4%</b>

### ALL FUNDS PERSONNEL BUDGETED FILL LEVELS

Fund	Current 2011-12	Requested 2012-13	Change
General Fund:	262	355	93
All Other Funds:	233	133	(100)
<b>TOTAL:</b>	<b>495</b>	<b>488</b>	<b>(7)</b>

### Agency Mission

The Department of Agriculture and Markets (Department) is charged with fostering a competitive and safe New York food and agriculture industry. Its major responsibilities include: encouraging the growth and prosperity of the state's agriculture and food industry; conducting various inspection and testing programs to enforce laws on food safety, and animal and plant health; and accuracy in labeling. The Department also acts to preserve the use of agriculture resources, to improve soil and water quality, and to operate the annual State Fair.

## Budget Detail

The Executive proposes an All Funds appropriation of \$159,275,000 a decrease of \$7,263,000, or 4.36 percent, from the State Fiscal Year SFY 2011-12 level. The Executive recommends funding support of 488 full-time equivalent positions, a decrease of seven positions.

### State Operations

The Executive proposes an All Funds State Operations appropriation of \$119,645,000, a decrease of \$6,564,000, or 5.2 percent, from the SFY 2011-12 level.

#### Proposed Increases

The Executive proposal includes:

- a General Fund increase of \$5,767,000 resulting from the shift of the Consumer Food Program funding to the General Fund; and
- a General Fund increase of \$1,110,000 from consolidating administrative costs.

#### Proposed Decreases

The Executive proposal includes:

- a decrease in Special Revenue Fund appropriations of \$5,767,000 resulting from the shift of the Consumer Food Program funding to the General Fund;
- a Special Revenue Fund decrease of \$5,117,000 through an adjustment to appropriations to more accurately depict spending levels;
- a Special Revenue Fund-Other decrease of \$1,110,000 resulting from a shift of administrative costs to the General Fund;
- a General Fund reduction of \$610,000 due to a 2.5 percent State Operations reduction; and
- a Special Revenue Fund decrease of \$15,000 is achieved from eliminating the Commercial Feed Licensing Account and instead, funding the program from the General Fund.

### Aid to Localities

The Executive proposes an All Funds Aid to Localities appropriation of \$16,630,000, a net decrease of \$699,000, or 4.03 percent, from the SFY 2011-12 level.

The Executive proposes shifting funding for the Pro-Dairy Program to the General Fund at a level of \$822,000, reflecting no change in the level of funding from the SFY 2011-12 level.

### Proposed Decreases

The Executive proposes:

- a General Fund decrease of \$821,000 to the Farm Viability Institute;
- a General Fund decrease of \$600,000 from the elimination of funding for the Maple Producers, Tractor Rollover Program, Northern New York Agriculture Development Program and the Long Island Rabies Program; and
- a General Fund decrease of \$100,000 to the Rabies Cornell Diagnostic Lab.

### Capital Projects

The Executive proposes an overall capital appropriation of \$3,000,000, reflecting no change from the SFY 2011-12 level. These appropriations will be used to maintain and repair the State Fair's 19 major buildings and other structures as well as continue support for the development of private partnerships at the Fair.

### Article VII

The Executive recommends Article VII legislation that would:

- eliminate the requirement that the New York State Agriculture Experiment Station be the exclusive seed testing entity in the state;
- vest the Department of Agriculture and Markets with the authority to create a comprehensive fee-for-service program to recover normal costs related to services provided;
- redirect food safety expenses and licensing revenues currently deposited into a special revenue account into the General Fund in order to maintain existing levels of food safety inspection and oversight;
- enable the Commissioner of Agriculture and Markets to issue a dairy research and education order to fund research to improve dairy industry production and increase the efficiency and profitability of the state's dairy industry;
- expand access to the Linked Deposit Program by providing agricultural businesses a three percent reduction in interest rates on loans for qualifying projects; and

- eliminate the following boards and commissions: Agricultural Transportation Review Panel, the Hudson Valley Agricultural Advisory Council, the Organic Food Advisory Committee, and the Animal Health Issues Committee.

## DEPARTMENT OF ECONOMIC DEVELOPMENT

	Adjusted Appropriation 2011-12	Executive Request 2012-13	Change	Percent Change
<b>AGENCY SUMMARY</b>				
General Fund	60,664,998	58,654,000	(2,010,998)	-3.3%
Special Revenue-Other	3,765,000	3,458,000	(307,000)	-8.2%
Special Revenue-Federal	11,100,000	8,000,000	(3,100,000)	-27.9%
<b>Total for AGENCY SUMMARY:</b>	<b>75,529,998</b>	<b>70,112,000</b>	<b>(5,417,998)</b>	<b>-7.2%</b>

### ALL FUNDS PERSONNEL BUDGETED FILL LEVELS

Fund	Current 2011-12	Requested 2012-13	Change
General Fund:	105	120	15
All Other Funds:	2	2	0
<b>TOTAL:</b>	<b>107</b>	<b>122</b>	<b>15</b>

### Agency Mission

The mission of the Department of Economic Development is to provide a network of technical and financial assistance for businesses and to coordinate with other state agencies, authorities, organizations, and local governments to develop successful state economic strategies.

### Programmatic Highlights

The State Fiscal Year (SFY) 2012-13 Executive Budget includes the following:

- a \$380,000 reduction in support for programs and activities to promote international trade; and

- a continued \$196,000 for each of the two Gateway Information Centers at Beekmantown and Binghamton.

### **Budget Detail**

The Executive recommends an All Funds appropriation of \$70,112,000, a \$5,417,998, or 7.2 percent, decrease over SFY 2011-12 funding levels. The Executive proposes support for a workforce of 158 full-time equivalent (FTE) positions, an increase of 15 FTE's over 2011-12 staffing levels. The additional staff positions will be supported by the General Funds, and will enhance the state's effort to improve Minority and Women-Owned Business Enterprise participation.

### **State Operations**

The Executive proposes an All Funds appropriation of \$27,498,000, a net increase of \$1,136,000, or 4.3 percent, above SFY 2011-12 levels.

#### **Proposed Increases**

The Executive proposes an increase of \$2,172,000 in the Economic Development Program consisting of an increase of \$1,350,000 for personal service and an increase of \$822,000 for non-personal service.

#### **Proposed Decreases**

The Executive proposes \$700,000 for the promotion of international trade, a decrease of \$380,000 from current funding levels.

### **Aid to Localities**

The Executive proposes an All Funds Aid to Localities appropriation of \$42,614,000, a net decrease of \$6,554,000, or 13.3 percent, below SFY 2011-12 levels.

#### **Proposed Decreases**

The Executive proposes:

- a decrease of \$3,100,000 for the Manufacturing Extension Partnership Program;
- the elimination of \$750,000 for the University at Albany's INDEX;
- the elimination of \$690,000 for the SUNY Albany CAIST;
- the elimination of \$490,000 for the Cornell University/NSF Nanoscale Science and Engineering Center;

- the elimination of \$490,000 for the Columbia University/NSF Nanoscale Science and Engineering Center;
- the elimination of \$490,000 for the RPI/NSF Nanoscale Science and Engineering Center;
- the elimination of \$294,000 for the Cornell University NSF Nanobiotechnology Center; and
- the elimination of \$250,000 for the Stony Brook University Semiconductor High-energy Radiation project.

### **Article VII**

The Executive recommends Article VII legislation that would provide a three percent linked loan savings option for agricultural businesses.

# NYS ENERGY RESEARCH AND DEVELOPMENT AUTHORITY

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	Adjusted Appropriation 2011-12	Executive Request 2012-13	Change	Percent Change
<b>AGENCY SUMMARY</b>				
Special Revenue-Other	16,230,000	16,230,000	0	0.0%
Capital Projects Fund	15,310,000	14,000,000	(1,310,000)	-8.6%
<b>Total for AGENCY SUMMARY:</b>	<b>31,540,000</b>	<b>30,230,000</b>	<b>(1,310,000)</b>	<b>-4.2%</b>

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## Agency Mission

The New York State Energy Research and Development Authority (NYSERDA) is a public benefit corporation that is responsible for the management of energy research, development and demonstration programs funded by assessments on gas and electric utilities. NYSERDA also administers federal grant programs related to energy efficiency, issues tax-exempt bonds on behalf of private energy supply companies for environmental improvements, and carries out the programmatic and regulatory functions of the former State Energy Office. In addition, NYSERDA administers the System Benefit Charge and manages the former nuclear fuel reprocessing plant at West Valley in Cattaraugus County and the Saratoga Technology and Energy Park in Saratoga County.

## Budget Detail

The Executive proposes an All Funds appropriation of \$30,230,000, a decrease of \$1,310,000 or 4.15 percent, from the SFY 2011-12 level.

### State Operations

The Executive proposes an All Funds State Operations appropriation of \$8,090,000, reflecting no change from the SFY 2011-12 level.

### Aid to Localities

The Executive proposes an All Funds Aid to Localities appropriation of \$8,140,000, reflecting no change from the SFY 2011-12 level.

## **Capital Projects**

The Executive proposes an overall capital appropriation of \$14,000,000, a decrease \$1,310,000 or 8.56 percent from the SFY 2011-12 level, attributable to a decrease in federal funds for ongoing work at West Valley.

## **Article VII**

The Executive recommends Article VII legislation that would:

- authorize NYSERDA to make \$913,000 available to the General Fund to offset New York State's debt service requirements at the West Valley Nuclear Fuel Reprocessing Facility; and
- authorize NYSERDA to finance its Research, Development and Demonstration Program and its Policy and Planning Program, as well as the Department of Environmental Conservation's climate change program with revenues from utility assessments collected pursuant to section 18-a of the Public Service Law.

## DEPARTMENT OF ENVIRONMENTAL CONSERVATION

	Adjusted Appropriation 2011-12	Executive Request 2012-13	Change	Percent Change
<b>AGENCY SUMMARY</b>				
General Fund	105,739,000	105,364,000	(375,000)	-0.4%
Special Revenue-Other	254,077,000	252,685,000	(1,392,000)	-0.5%
Special Revenue-Federal	76,012,000	77,198,000	1,186,000	1.6%
Capital Projects Fund	16,834,000	20,900,000	4,066,000	24.2%
Capital Projects Fund - Advances	0	500,000	500,000	--
Federal Capital Projects Fund	184,000,000	175,000,000	(9,000,000)	-4.9%
Environmental Protection Fund	134,000,000	134,000,000	0	0.0%
Internal Service Fund	60,000	95,000	35,000	58.3%
Cap Proj Fund - DEC Regular Auth Bonds	12,000,000	113,743,000	101,743,000	847.9%
Cap Proj Fund - State Revolving Fund Auth Bonds	35,000,000	35,000,000	0	0.0%
Hazardous Waste Remedial Fund - Oversight and Assesment	10,000,000	10,000,000	0	0.0%
Hazardous Waste Remedial Fund - Cleanup	120,000,000	120,000,000	0	0.0%
<b>Total for AGENCY SUMMARY:</b>	<b>947,722,000</b>	<b>1,044,485,000</b>	<b>96,763,000</b>	<b>10.2%</b>

### ALL FUNDS PERSONNEL BUDGETED FILL LEVELS

Fund	Current 2011-12	Requested 2012-13	Change
General Fund:	1,127	1,099	(28)
All Other Funds:	1,856	1,884	28
<b>TOTAL:</b>	<b>2,983</b>	<b>2,983</b>	<b>0</b>

## **Agency Mission**

The Department of Environmental Conservation (DEC) is responsible for conserving and improving the state's natural resources and environment, as well as controlling water, land, and air pollution to enhance the health, safety and general welfare of New York State residents. DEC responsibilities also include the administration of a portion of the State's Environmental Protection Fund (EPF) and the Clean Water/Clean Air Bond Act of 1996.

## **Programmatic Highlights**

The State Fiscal Year (SFY) 2012-13 Executive Budget includes the following:

- a new commitment of \$101,743,000 in New York Works capital funding to pay for the capital rehabilitation and improvement needs in parks, historic sites and the ski facilities operated by the Olympic Regional Development Authority (ORDA); and
- the transfer of 37 Environmental Conservation Officers from the General Fund to the Conservation Fund.

## **Budget Detail**

The Executive proposes an All Funds appropriation of \$1,044,485,000, an increase of \$96,763,000 or 10.2 percent, over the SFY 2011-12 level. The Executive recommends funding support of 2,983 full-time equivalent positions, reflecting no change from the SFY 2011-12 staffing levels.

## **State Operations**

The Executive proposes an All Funds State Operations appropriation of \$433,666,000, a decrease of \$7,010,000 or 1.62 percent, from the SFY 2011-12 level.

### **Proposed Increases**

The Executive proposes an increase of \$5,418,000 is provided for personal service and inflationary costs.

### **Proposed Decreases**

- a decrease of \$6,663,000 is proposed to reflect a transfer of Central Office operations to the Office of General Services budget; and
- a decrease of \$7,000,000 due to lowering of Waste Tire Cleanup Contracts appropriations.

## **Aid to Localities**

The Executive proposes an All Funds appropriation of \$1,676,000, a decrease of \$199,000 or 10.61 percent, from the SFY 2011-12 level, attributable to a reduction to the Cornell Integrated Pest Management Program.

## **Capital Projects**

The Executive proposes an overall capital appropriation of \$609,143,000, an increase of \$97,309,000 or 19.01 percent, over the SFY 2011-12 level.

### **Proposed Increases**

The Executive proposes an increase of \$101,743,000 in infrastructure funding under the New York Works Program to support projects at parks, historic sites and ski facilities operated by ORDA.

### **Proposed Decreases**

The Executive proposes a decrease of \$9,000,000 in Federal Miscellaneous Marine Projects and Forest Legacy Land Acquisition funds due to an anticipated elimination of Federal Aid.

## **Environmental Protection Fund (EPF)**

The Executive proposes \$134,000,000 in appropriations for the EPF, maintaining SFY 2011-12 appropriation levels. These appropriations provide funding for high priority environmental projects including farmland preservation, recycling programs, non-point source pollution control and municipal park and waterfront revitalization projects.

The individual SFY 2011-12 appropriations are outlined in the following table (see Table 1).

## **Article VII**

The Executive recommends Article VII legislation that would:

- remove certain tagging requirements; eliminate and/or extend existing licensing requirements; and authorize fees for the taking of ocean quahogs;
- expand the eligibility for the exemption of recycled hazardous waste from certain fees;
- eliminate certain funding requirements for the Sewage Treatment Program Management and Administration Fund and the Drinking Water Program Management and Administration Fund; and

- eliminate the following boards and commissions: the Solid Waste Management Board, the Conservation Corporation Advisory Committee, the Long Island Sound Coastal Advisory Commission, the Freshwater Wetlands Appeals Board, the State Environmental Board, and the Surf Clam/Ocean Quahog Management Advisory Board.

Table 1

<b>2012-13 ENVIRONMENTAL PROTECTION FUND</b>				
<b>(\$ in Millions)</b>				
	<b>2011-12 Enacted</b>	<b>2012-13 Executive</b>	<b>Change 11-12 v. Executive</b>	<b>Percent Change 11-12 v. Executive</b>
<b>SOLID WASTE</b>				
Landfill Closure/Gas Management	\$600	\$270	(\$330)	
Municipal Recycling	6,435	6,245	(190)	(3.0%)
Pollution Prevention Institute	2,000	2,100	100	5.0%
Secondary Marketing	1,000	1,000	0	0.0%
Natural Resource Damages	200	175	(25)	(12.5%)
Pesticide Database	575	1,150	575	100.0%
<b>Solid Waste</b>	<b>\$10,810</b>	<b>\$10,940</b>	<b>\$130</b>	<b>1.2%</b>
<b>PARKS &amp; REC</b>				
Waterfront Revitalization	\$11,500	\$11,500	0	0.0%
<i>Inner City/Underserved</i>	5,750	5,750	0	0.0%
<i>Hoyt Lake</i>	100	0		
<i>Buffalo Waterfront</i>	300	0	(\$300)	(100.0%)
<i>Niagra River Greenway</i>	225	0	(225)	(100.0%)
Municipal Parks	13,000	13,000	0	0.0%
<i>Innecity/Underserved</i>	6,500	6,500	0	0.0%
<i>Olmsted Park</i>	2,500	0	(2,500)	(100.0%)
<i>Darwin Martin House</i>	250	0	(250)	(100.0%)
<i>Graycliff Manor</i>	50	0	(50)	(100.0%)
Hudson River Park (HRP)	3,000	3,000	0	0.0%
Public Access & Stewardship	16,228	16,000	(228)	(1.4%)
<i>OPRHP</i>	8,114	7,886	(228)	(2.8%)
<i>DEC</i>	8,114	8,114	0	
<i>Bellearyre</i>	500	500	0	
ZBGA	9,000	9,000	0	0.0%
<b>Parks &amp; Rec</b>	<b>\$52,728</b>	<b>\$52,500</b>	<b>(\$228)</b>	<b>(0.4%)</b>
<b>OPEN SPACE</b>				
Land Acquisition	\$17,500	\$17,500	0	0.0%
<i>Land Trust Alliance</i>	1,575	1,575	0	0.0%
<i>Urban Forestry</i>	500	500	0	0.0%
Smart Growth	300	300	0	0.0%
Farmland Protection	12,000	12,000	0	0.0%
Agricultural Waste Management	430	700	\$270	62.8%
Biodiversity Stewardship	500	500	0	0.0%
Albany Pine Bush Commission	2,000	2,000	0	0.0%
Invasive Species	3,800	3,400	(400)	(10.5%)
<i>Lake George</i>	95	100	5	5.3%
LI Pine Barrens Commission	1,100	1,100	0	0.0%
Oceans & Great Lakes Initiative	5,000	4,728	(272)	(5.4%)
Water Quality Improvement Prog	2,932	2,932	0	0.0%
LI South Shore Estuary Reserve	900	900	0	0.0%
Non-Point Source Poll Cont	17,000	17,000	0	0.0%
<i>Agricultural</i>	13,000	13,000	0	0.0%
<i>Non-Agricultural</i>	4,000	4,000	0	0.0%
Soil & Water Conserv. Dist	3,000	3,500	500	16.7%
Finger Lk-Lk Ontario Watershed	1,000	1,000	0	0.0%
Hudson River Estuary Plan	3,000	3,000	0	0.0%
<b>Open Space</b>	<b>\$70,462</b>	<b>\$70,560</b>	<b>\$98</b>	<b>0.1%</b>
<b>TOTAL EPF</b>	<b>\$134,000</b>	<b>\$134,000</b>	<b>\$0</b>	<b>0.0%</b>

# ENVIRONMENTAL FACILITIES CORPORATION

	Adjusted Appropriation 2011-12	Executive Request 2012-13	Change	Percent Change
<b>AGENCY SUMMARY</b>				
Special Revenue-Other	12,310,000	0	(12,310,000)	-100.0%
Clean Water-Clean Air Implementation Fund	343,000	0	(343,000)	-100.0%
<b>Total for AGENCY SUMMARY:</b>	<b>12,653,000</b>	<b>0</b>	<b>(12,653,000)</b>	<b>-100.0%</b>

## ALL FUNDS PERSONNEL BUDGETED FILL LEVELS

Fund	Current 2011-12	Requested 2012-13	Change
All Other Funds:	88	0	(88)
<b>TOTAL:</b>	<b>88</b>	<b>0</b>	<b>(88)</b>

### Agency Mission

The Environmental Facilities Corporation (Corporation) is a public benefit corporation responsible for assisting local governments, state agencies and private business in their compliance with state and federal environmental laws and regulations. The Corporation assists in the design, construction, operation, and financing of air pollution control, drinking water and wastewater treatment, and solid and hazardous waste disposal facilities. The Corporation administers the Clean Water State Revolving Loan Fund which provides interest-free, short-term and low-interest rate, long-term financing to assist in the planning, design and construction of water quality protection projects. The Corporation also jointly administers the Safe Drinking Water State Revolving Loan Fund with the New York State Department of Health.

## **Budget Detail**

The Executive eliminates all appropriations for State Fiscal Year (SFY) 2012-13, a decrease of \$12,653,000 from the SFY 2011-12 level, as the Executive recommends funding this agency with federal funds off-budget.

### **Article VII**

The Executive Budget proposes discontinuing State Operating Fund support of the Corporation with respect to the Clean Water and Drinking Water State Revolving Fund.

# HUDSON RIVER PARK TRUST

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	Adjusted Appropriation 2011-12	Executive Request 2012-13	Change	Percent Change
AGENCY SUMMARY				
Total for AGENCY SUMMARY:	0	0	0	0%

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## Agency Mission

The Hudson River Park Trust (the Trust) is a public benefit corporation established to design, develop, and maintain the 550-acre Hudson River Park along five miles of Manhattan's West Side from Battery Park to 59<sup>th</sup> Street.

## Budget Detail

The appropriations for the Trust traditionally represented advance payments for New York City's (NYC) share of costs associated with the Park. These advance payments typically serve as a match for previous and/or current year state contributions, which often come from the Environmental Protection Fund. The Executive does not include a NYC advance, maintaining level funding as in State Fiscal Year (SFY) 2011-12. The Trust is, however, funded in the Environmental Protection Fund at \$3,000,000, maintaining the SFY 2012-13 appropriation.

## Capital Projects

As was the case in SFY 2011-12, the Executive proposal does not include a capital appropriation for the Hudson River Park Trust.

## DIVISION OF THE LOTTERY

	Adjusted Appropriation 2011-12	Executive Request 2012-13	Change	Percent Change
<b>AGENCY SUMMARY</b>				
Special Revenue-Other	89,704,000	102,673,000	12,969,000	14.5%
<b>Total for AGENCY SUMMARY:</b>	<b>89,704,000</b>	<b>102,673,000</b>	<b>12,969,000</b>	<b>14.5%</b>

### ALL FUNDS PERSONNEL BUDGETED FILL LEVELS

Fund	Current 2011-12	Requested 2012-13	Change
All Other Funds:	362	362	0
<b>TOTAL:</b>	<b>362</b>	<b>362</b>	<b>0</b>

### Agency Mission

The Division of Lottery (DOL) is an independent unit of the Department of Taxation and Finance. DOL is responsible for the administration and operational logistics of New York State Lottery games and video lottery terminals (VLT) which operate to raise revenue for the support of education.

### Programmatic Highlights

The State Fiscal Year (SFY) 2012-13 Executive Budget includes:

- an appropriation of \$15,600,000 for expenses incurred by the video lottery gaming agent at Aqueduct racetrack for the remediation of pre-existing environmental conditions associated with the construction of the video lottery gaming facility.

## **Budget Detail**

The Executive recommends an All Funds appropriation of \$102,673,000, an increase of \$12,969,000, or 14.5 percent, over SFY 2011-12. The Executive recommends funding support for 362 full-time equivalent positions.

### **State Operations**

#### **Proposed Increases**

The Executive proposes an appropriation of \$24,227,000 for the administration of the VLT program, a net increase of \$14,575,000 from SFY 2011-12. The appropriation represents a non-personal service appropriation addition of \$15,600,000 for expenses incurred by the video lottery gaming agent for the remediation of pre-existing environmental conditions associated with the construction of the gaming facility at Aqueduct pursuant to a memorandum of understanding; and a decrease of \$1,025,000 (16.2 percent) in non-personal services.

#### **Proposed Decreases**

The Executive proposes an appropriation of \$78,446,000 for the administration of the Lottery Program. The appropriation represents a decrease of \$1,606,000, or 2.0 percent, from SFY 2011-12. The decrease is attributed to a reduction in non-personal contractual services of \$1,640,000 (3.4 percent); and an increase of \$34,000 (6.7 percent) for supplies.

### **Article VII**

The Executive recommends Article VII legislation that would merge the Racing and Wagering Board with the DOL to create a New York State Gaming Commission. Currently, the Racing and Wagering Board regulates all gambling activities that are not regulated by DOL. DOL has full authority over the administration of New York State's traditional lottery games (e.g. lotto, quick-draw, scratch offs, etc.) and video lottery gaming.

## DEPARTMENT OF MOTOR VEHICLES

	Adjusted Appropriation 2011-12	Executive Request 2012-13	Change	Percent Change
<b>AGENCY SUMMARY</b>				
Special Revenue-Other	90,431,000	86,827,000	(3,604,000)	-4.0%
Special Revenue-Federal	38,001,000	38,487,000	486,000	1.3%
Dedicated Highway and Bridge Trust Fund	201,137,000	194,171,000	(6,966,000)	-3.5%
Internal Service Fund	13,500,000	15,000,000	1,500,000	11.1%
<b>Total for AGENCY SUMMARY:</b>	<b>343,069,000</b>	<b>334,485,000</b>	<b>(8,584,000)</b>	<b>-2.5%</b>

### ALL FUNDS PERSONNEL BUDGETED FILL LEVELS

Fund	Current 2011-12	Requested 2012-13	Change
All Other Funds:	2,393	2,414	21
<b>TOTAL:</b>	<b>2,393</b>	<b>2,414</b>	<b>21</b>

### Agency Mission

The Department of Motor Vehicles (DMV) is responsible for registering vehicles to identify and authorize use, providing vehicle titles to establish vehicle ownership, licensing and regulating the motor vehicle industry, and licensing drivers to protect consumers and promote traffic safety. The DMV Traffic Violations Bureau also helps to adjudicate traffic infractions. The DMV collects fees and generates non-tax revenues to support these objectives.

## **Programmatic Highlights**

The State Fiscal Year (SFY) 2012-13 Executive Budget includes the establishment of an additional retention percentage from internet transactions for county clerks acting as agents of the DMV.

## **Budget Detail**

The Governor recommends an All Funds appropriation of \$334,485,000, which represents a decrease of \$8,584,000, or 2.5 percent, from funding levels in the current fiscal year. The Executive recommends funding to support 2,414 full-time equivalent (FTE) positions, reflecting an increase of 21 FTEs over SFY 2011-12 staffing levels.

## **State Operations**

The Executive recommends a total State Operations appropriation of \$119,514,000, a decrease of \$1,798,000, or 1.48 percent, from funding levels in the current fiscal year.

### **Proposed Increases**

The Executive proposal includes:

- an Internal Service Fund increase of \$1,500,000, or 11.11 percent, over current fiscal year to the Banking Services Account in the DMV Administration Program;
- a Special Revenue Fund increase of \$588,000 for the Compulsory Insurance Account;
- an increase of \$306,000 in federal funds for the Governor's Traffic Safety Committee, due to a projected increase in grants; and
- a Special Revenue Fund increase of \$300,000 to the Transportation Safety Program, including a \$219,000 increase to the Motorcycle Safety Account and an \$81,000 increase to the Internet Point Insurance Reduction Program Account.

### Proposed Decreases

The Executive proposes:

- a decrease of \$2,205,000 in Special Revenue Fund appropriations from the Administration Adjudication Account; and
- a decrease of \$2,287,000 in Special Revenue Fund appropriations to the Clean Air Program.

### **Aid to Localities**

The Executive recommends a total Aid to Localities appropriation of \$20,800,000, an increase of \$180,000 from SFY 2011-12 Budget.

### Proposed Increases

The Executive proposes an increase of \$180,000 in federal appropriations for the Governor's Traffic Safety Committee to reflect a projected increase in grants.

### **Capital Projects**

The Executive recommends an appropriation of \$194,171,000 from the Dedicated Highway and Bridge Trust Fund for Capital Projects, representing a decrease of \$6,966,000, or 3.46 percent, from the SFY 2011-12 level.

### **Article VII**

The Executive recommends Article VII legislation that would:

- establish an additional retention rate for county clerks acting as agents of DMV, of between 2.5 and 6 percent of increases in internet transaction revenue over the revenue level from the 2011 calendar year; and
- modify the Vehicle and Traffic Law relating to commercial drivers' licenses to conform to federal law.

# OLYMPIC REGIONAL DEVELOPMENT AUTHORITY

	Adjusted Appropriation 2011-12	Executive Request 2012-13	Change	Percent Change
<b>AGENCY SUMMARY</b>				
General Fund	4,700,000	4,583,000	(117,000)	-2.5%
Special Revenue-Other	354,000	150,000	(204,000)	-57.6%
<b>Total for AGENCY SUMMARY:</b>	<b>5,054,000</b>	<b>4,733,000</b>	<b>(321,000)</b>	<b>-6.4%</b>

## Agency Mission

The Olympic Regional Development Authority (ORDA) administers the post-1980 Winter Olympic program for the facilities in Lake Placid and the surrounding areas. These facilities include: the Olympic Ice Center; the Olympic Speed-Skating Oval; the Whiteface Mountain Ski Area; Veterans' Memorial Highway; the Mt. Van Hoevenberg Complex; the Olympic Ski Jumping Complex; and the U.S. Olympic Training Center. ORDA also manages the Gore Mountain Ski Center in Warren County. ORDA's activities are supported by revenue generated by venue marketing, fees, and ticket sales to athletic and other events, as well as through appropriations in the State Budget.

## Budget Detail

The Executive proposes an All Funds appropriation of \$4,733,000, a decrease of \$321,000, or 6.35 percent, from the State Fiscal Year (SFY) 2011-12 level.

## State Operations

The Executive proposes an All Funds State Operations appropriation of \$4,733,000, a decrease \$321,000, or 6.35 percent, from the SFY 2011-12 level.

## Proposed Decreases

The Executive proposes a \$321,000 reduction to General Fund and Special Revenue Funds due to anticipated savings in utility costs.

## **Article VII**

The Executive recommends Article VII legislation that would transfer the Belleayre Mountain Ski Center operations from the Department of Environmental Conservation to ORDA at the close of the 2011-12 ski season.

## OFFICE OF PARKS, RECREATION AND HISTORIC PRESERVATION

	Adjusted Appropriation 2011-12	Executive Request 2012-13	Change	Percent Change
<b>AGENCY SUMMARY</b>				
General Fund	122,481,200	119,413,700	(3,067,500)	-2.5%
Special Revenue-Other	93,788,900	93,788,900	0	0.0%
Special Revenue-Federal	9,820,900	9,820,900	0	0.0%
Misc. Capital Projects	3,800,000	3,800,000	0	0.0%
State Parks Infrastructure Fund	29,001,000	123,271,000	94,270,000	325.1%
Federal Capital Projects Fund	4,000,000	4,000,000	0	0.0%
Fiduciary Funds - Misc Combined Expendable Trust Fund	10,000,000	25,000,000	15,000,000	150.0%
<b>Total for AGENCY SUMMARY:</b>	<b>272,892,000</b>	<b>379,094,500</b>	<b>106,202,500</b>	<b>38.9%</b>

### ALL FUNDS PERSONNEL BUDGETED FILL LEVELS

Fund	Current 2011-12	Requested 2012-13	Change
General Fund:	1,381	1,369	(12)
All Other Funds:	367	367	0
<b>TOTAL:</b>	<b>1,748</b>	<b>1,736</b>	<b>(12)</b>

### Agency Mission

The Office of Parks, Recreation and Historic Preservation (OPRHP) provides recreational and interpretive opportunities for New York State residents and visitors at 178 parks and 35 historic sites across the state. OPRHP also hosts cultural and educational programs and provide a variety of recreational programs. The state parks and historic sites serve over 60 million visitors annually.

## **Programmatic Highlights**

The State Fiscal Year (SFY) 2012-13 Executive Budget includes \$94,000,000 in New York Works capital funding to pay for the rehabilitation and improvement needs of parks, historic sites and the ski facilities operated by the Olympic Regional Development Authority (ORDA).

## **Budget Detail**

The Executive proposes an All Funds appropriation of \$379,094,500, an increase of \$106,202,500, or 38.9 percent, over the SFY 2011-12 level. The Executive recommends funding support of 1,736 full-time equivalent positions, a decrease of 12 positions.

### **State Operations**

The Executive proposes an All Funds State Operations appropriation of \$211,298,500, a decrease of \$2,967,500, or 1.38 percent, from the SFY 2011-12 level.

#### **Proposed Decreases**

The Executive proposes a net reduction of \$2,967,500 due to a proposed shift of General Fund operating expenses to existing revenue streams in the Parks Patron Services Account.

### **Aid to Localities**

The Executive proposes an All Funds appropriation of \$11,725,000, a decrease of \$100,000 from the SFY 2011-12 level, attributable to a \$100,000 reduction to the Natural Heritage Trust.

### **Capital Projects**

The Executive proposes an overall capital appropriation of \$156,071,000, an increase of \$109,071,000, or 233.5 percent, over the SFY 2011-12 level.

### Proposed Increases

The Executive proposes:

- an increase of \$94,270,000 in infrastructure funding at parks, historic sites and ORDA facilities under the New York Works Program;
- an increase of \$15,000,000 in the Miscellaneous Combined Expendable Trust Fund to reflect an agreement between ORPHP and the New York Power Authority to allow ORPHP to receive an increase in gifts; and
- an increase of \$58,000 to the Health and Safety program to reflect ORPHP spending requests.

### Proposed Decreases

The Executive proposes:

- a decrease of \$52,000 to Energy Conservation appropriation to reflect ORPHP spending requests; and
- a decrease of \$7,000 to the Facilities from the Physically Disabled fund to reflect ORPHP spending requests.

### **Article VII**

The Executive recommends Article VII legislation that would eliminate the following boards and commissions: the Upstate and Downstate Tourism Board and the State and Regional Forest Practice Boards.

## DEPARTMENT OF PUBLIC SERVICE

	Adjusted Appropriation 2011-12	Executive Request 2012-13	Change	Percent Change
<b>AGENCY SUMMARY</b>				
Special Revenue-Other	76,892,000	78,892,000	2,000,000	2.6%
Special Revenue-Federal	3,500,000	3,500,000	0	0.0%
<b>Total for AGENCY SUMMARY:</b>	<b>80,392,000</b>	<b>82,392,000</b>	<b>2,000,000</b>	<b>2.5%</b>

### ALL FUNDS PERSONNEL BUDGETED FILL LEVELS

Fund	Current 2011-12	Requested 2012-13	Change
All Other Funds:	508	524	16
<b>TOTAL:</b>	<b>508</b>	<b>524</b>	<b>16</b>

### Agency Mission

The Department of Public Service (Department) is the staff arm of the Public Service Commission (PSC) and has the mandate of ensuring New Yorkers' access to reliable and low cost utility services. The PSC is responsible for regulating the rates and services of the state's public utilities, overseeing the siting of major electric and gas transmission lines and facilities, and ensuring the safety of natural gas and liquid petroleum pipelines. The Department is also responsible for the oversight and regulation of the cable television industry.

### Budget Detail

The Executive proposes an All Funds appropriation of \$82,392,000, an increase of \$2,000,000 or 2.49 percent, over the SFY 2011-12 level. The Executive recommends funding support of 524 full-time equivalent positions, an increase of 16 positions.

## **State Operations**

The Executive proposes an All Funds State Operations appropriation of \$78,892,000, reflecting no change from the SFY 2011-12 level.

## **Aid to Localities**

The Executive proposes an All Funds Aid to Localities appropriation of \$3,500,000, an increase of \$2,000,000 or 133 percent, over the SFY 2011-12 level, related entirely to an increase in Intervener Account appropriations in anticipation of fees attributable to companies seeking to site electric generation and transmission facilities.

## **Article VII**

The Executive recommends Article VII legislation that would:

- require all expenses of the Department of Public Service Education Program incurred from the Cable Television Account be deemed expenses of the Department of Public Service; and
- clarify that the state does not regulate Voice over Internet Protocol (VoIP) service.

## STATE RACING AND WAGERING BOARD

	Adjusted Appropriation 2011-12	Executive Request 2012-13	Change	Percent Change
<b>AGENCY SUMMARY</b>				
Special Revenue-Other	22,250,000	21,684,700	(565,300)	-2.5%
<b>Total for AGENCY SUMMARY:</b>	<b>22,250,000</b>	<b>21,684,700</b>	<b>(565,300)</b>	<b>-2.5%</b>

### ALL FUNDS PERSONNEL BUDGETED FILL LEVELS

Fund	Current 2011-12	Requested 2012-13	Change
All Other Funds:	105	105	0
<b>TOTAL:</b>	<b>105</b>	<b>105</b>	<b>0</b>

### Agency Mission

The State Racing and Wagering Board (Board) regulates all legalized gambling activities in New York State with the exception of the State Lottery. The Board also has shared responsibility for the oversight of bingo and other permitted games of chance conducted by not-for-profit and religious organizations.

### Programmatic Highlights

The State Fiscal Year (SFY) 2012-13 Executive Budget includes a proposal to merge the State Racing and Wagering Board with the Division of Lottery into a New York State Gaming Commission.

## **Budget Detail**

The Executive proposes an All Funds appropriation of \$21,684,700, a decrease of \$565,300, or 2.5 percent, below the SFY 2011-12 level. The Executive recommends funding support of 105 full-time equivalent positions, with no change from SFY 2011-12.

### **State Operations**

#### **Proposed Decreases**

The Executive proposes a \$565,300 decrease in State Operations related to Article VII language which would require harness racing associations to appoint and employ the starter and one of the officiating judges at pari-mutuel harness race meetings. Currently, such employees are paid by the state.

### **Article VII**

The Executive recommends Article VII legislation that would:

- merge the State Racing and Wagering Board with the Division of Lottery under the newly formed State Gaming Commission;
- require all cash vouchers to be presented for payment before April 1st of the year following the year of purchase. If the cash vouchers are not redeemed within this time frame, the money from the vouchers would be deposited into the Racing Regulation fund; and
- require licensed harness racing associations and corporations to appoint and employ the starter and one of the officiating judges at pari-mutuel harness race meetings. This action would align harness racing with thoroughbred racing.

## DEPARTMENT OF STATE

	Adjusted Appropriation 2011-12	Executive Request 2012-13	Change	Percent Change
<b>AGENCY SUMMARY</b>				
General Fund	24,933,700	24,408,233	(525,467)	-2.1%
Special Revenue-Other	40,094,839	41,174,189	1,079,350	2.7%
Special Revenue-Federal	74,656,000	69,395,406	(5,260,594)	-7.0%
<b>Total for AGENCY SUMMARY:</b>	<b>139,684,539</b>	<b>134,977,828</b>	<b>(4,706,711)</b>	<b>-3.4%</b>

### ALL FUNDS PERSONNEL BUDGETED FILL LEVELS

Fund	Current 2011-12	Requested 2012-13	Change
General Fund:	155	166	11
All Other Funds:	443	454	11
<b>TOTAL:</b>	<b>598</b>	<b>620</b>	<b>22</b>

### Agency Mission

The Department of State (DOS) is the state's oldest agency and is responsible for programs relating to services to local governments and community based organizations. In addition, DOS administers programs for community development and local government service activities and supports businesses through various licensing and registration activities.

## **Programmatic Highlights**

The State Fiscal Year (SFY) 2012-13 Executive Budget includes the transfer of six staff positions and \$3,340,000 in funding for refugee resettlement and a citizenship initiative from the Office of Temporary and Disability Assistance (OTDA) to DOS, related to the establishment of a new Office of New Americans.

## **Budget Detail**

The Executive proposes an All Funds appropriation of \$134,977,828, a decrease of \$4,706,711, or 3.4 percent, from the SFY 2011-12 funding level. The Executive recommends funding support for 620 full-time equivalent (FTE) positions, an increase of 22 FTEs from the SFY 2011-12 level. The increased FTEs are attributable to an e-licensing enterprise initiative (10 FTEs), the Office for New Americas (6 FTEs), responsibilities related to processing mail for domestic violence victims pursuant to Chapter 502 of the Laws of 2011 (5 FTEs), and compliance review and policy analysis within the Authorities Budget Office (1 FTE).

## **State Operations**

The Executive proposes an All Funds State Operations appropriation of \$69,700,828, a net increase of \$599,289 from the SFY 2011-12 funding level.

### **Proposed Increases**

The Executive proposes:

- an increase of \$1,745,000 in the Business and Licensing Services appropriations related to the shift of expenses from the General Fund to a Special Revenue Fund; and
- an increase of \$45,406 under the Appalachian Technical Assistance program due to increased federal aid.

### **Proposed Decreases**

The Executive proposes:

- reductions of \$543,823 related to general reductions in agency operating budgets; and
- the elimination of \$620,000 in special revenue support for the manufactured housing unit. Employees would continue to be paid from other resources.

### **Aid to Localities**

The Executive proposes an All Funds Aid to Localities appropriation of \$65,277,000, a decrease of \$5,306,000, or 7.5 percent, from the SFY 2011-12 level, related entirely to the elimination of appropriation authority for the Great Lakes Initiative. The appropriation is eliminated because federal funding never materialized.

### **Article VII**

The Executive recommends Article VII legislation that would extend the renewal period for security guards and real estate salespersons and brokers from two to four years and double the fee for such renewals.

## DEPARTMENT OF TAXATION AND FINANCE

	Adjusted Appropriation 2011-12	Executive Request 2012-13	Change	Percent Change
<b>AGENCY SUMMARY</b>				
General Fund	311,608,000	331,462,000	19,854,000	6.4%
Special Revenue-Other	108,042,000	108,671,000	629,000	0.6%
Special Revenue-Federal	2,500,000	2,500,000	0	0.0%
Internal Service Fund	31,131,000	25,380,000	(5,751,000)	-18.5%
<b>Total for AGENCY SUMMARY:</b>	<b>453,281,000</b>	<b>468,013,000</b>	<b>14,732,000</b>	<b>3.3%</b>

### ALL FUNDS PERSONNEL BUDGETED FILL LEVELS

Fund	Current 2011-12	Requested 2012-13	Change
General Fund:	4,103	4,006	(97)
All Other Funds:	794	794	0
<b>TOTAL:</b>	<b>4,897</b>	<b>4,800</b>	<b>(97)</b>

### Agency Mission

The Department of Taxation and Finance (Department) is responsible for the administration and collection of various state taxes, as well as numerous local taxes. In addition, the Department also manages the State Treasury and provides investment and cash management services to various state agencies.

### Budget Detail

Current staffing levels in the Department of Taxation and Finance are 4,897 full-time equivalent positions (FTEs). The Executive recommends a decrease of 97 employees (2.0 percent), for a total of 4,800 FTEs in SFY 2012-13.

## **State Operations**

### **Proposed Increases**

The Executive recommends an All Funds increase of \$14,732,000 or 3.3 percent over SFY 2011-12 to support the following:

- \$5,988,000 for Centralized Operations Support;
- \$41,000 for Conciliation and Mediation;
- \$11,675,000 for Audit, Collection and Enforcement;
- \$705,000 for Management, Administration and Counsel;
- \$332,000 for Tax Policy, Revenue Accounting and Taxpayer Guidance;
- \$557,000 for the Office of Real Property Tax Services; and
- \$316,000 for Treasury.

### **Proposed Decreases**

The Executive proposal would decrease appropriations by \$4,882,000, accordingly:

- \$4,502,000 from Revenue Processing and Reconciliation; and
- \$380,000 from Technology and Information Services.

## **Aid to Localities**

The Executive proposes to maintain the Aid to Localities appropriation at \$926,000, representing no change over SFY 2011-12.

## **Article VII**

The Executive recommends Article VII legislation that would:

- authorize the Department of Taxation and Finance to repeal a taxpayer's STAR exemption if they have any past-due state or local tax liabilities. This proposal would also apply to the New York City Personal Income Tax STAR benefits;
- authorize the Department of Taxation and Finance to refuse to issue a Certificate of Authority for sales and use tax purposes if the person required to collect the tax for the applying entity has any outstanding tax liabilities, not just sales tax liabilities. It would also authorize the Department to disclose to the applying entity the names and outstanding liabilities that caused the application to be denied; and
- make permanent certain electronic filing requirements and segregated sales tax account provisions which are currently set to expire on December 31, 2012.

## DIVISION OF TAX APPEALS

	Adjusted Appropriation 2011-12	Executive Request 2012-13	Change	Percent Change
<b>AGENCY SUMMARY</b>				
General Fund	3,021,000	3,121,000	100,000	3.3%
<b>Total for AGENCY SUMMARY:</b>	<b>3,021,000</b>	<b>3,121,000</b>	<b>100,000</b>	<b>3.3%</b>

### ALL FUNDS PERSONNEL BUDGETED FILL LEVELS

Fund	Current 2011-12	Requested 2012-13	Change
General Fund:	26	26	0
<b>TOTAL:</b>	<b>26</b>	<b>26</b>	<b>0</b>

### Agency Mission

The Division of Tax Appeals provides taxpayers with a system of due process for resolving disputes with the Department of Taxation and Finance. The separation of tax administration from tax adjudication promotes impartial and timely hearing of taxpayer disputes.

### Budget Detail

The Executive proposes an All Funds appropriation of \$3,121,000, a net increase of \$100,000, or 3.3 percent, over SFY 2011-12. The Executive recommends the support of 26 full-time equivalent positions; staffing remains at 2011-12 levels.

## **State Operations**

The Executive proposes a net increase of \$256,000 attributable to increased costs in personal services.

# NEW YORK STATE THRUWAY AUTHORITY

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	Adjusted Appropriation 2011-12	Executive Request 2012-13	Change	Percent Change
<b>AGENCY SUMMARY</b>				
NYS Canal System Development Fund	2,000,000	2,000,000	0	0.0%
<b>Total for AGENCY SUMMARY:</b>	<b>2,000,000</b>	<b>2,000,000</b>	<b>0</b>	<b>0.0%</b>

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## Agency Mission

The New York State Thruway Authority (TA) is responsible for operating a 570-mile toll highway system, along with the New York State Canal System. Through its subsidiary, the New York State Canal Corporation, TA maintains, operates, develops, and makes capital improvements to the 524-mile canal system which includes 57 locks, 16 lift bridges, and numerous dams, reservoirs, and water control structures.

The Canal Development Program is the only TA program reflected in the Executive Budget. All other Thruway and Canal System programs are supported by TA revenues and are not included in the Executive Budget.

## Budget Detail

The Executive recommends an appropriation of \$2,000,000 for the Canal Development Program, unchanged from the State Fiscal Year (SFY) 2011-12 funding level. The revenues deposited into the Canal System Development Fund (CSDF) are generated by canal tolls and other user fees. Revenues from the CSDF are available strictly for the development, promotion, maintenance, and construction of the canals.

## DEPARTMENT OF TRANSPORTATION

	Adjusted Appropriation 2011-12	Executive Request 2012-13	Change	Percent Change
<b>AGENCY SUMMARY</b>				
General Fund	97,550,900	97,550,900	0	0.0%
Special Revenue-Other	4,113,073,000	4,350,791,800	237,718,800	5.8%
Special Revenue-Federal	69,377,000	69,851,000	474,000	0.7%
Federal Capital Projects Fund	2,006,000,000	2,922,751,000	916,751,000	45.7%
Dedicated Mass Transportation Trust Fund	66,471,000	37,000,000	(29,471,000)	-44.3%
Dedicated Highway and Bridge Trust Fund	1,845,958,000	2,052,458,000	206,500,000	11.2%
NY Metro Transportation Account	18,148,000	17,896,000	(252,000)	-1.4%
Capital Projects Fund - Authority Bonds	0	15,000,000	15,000,000	--
Miscellaneous New York State Agency Fund	50,000,000	50,000,000	0	0.0%
Regional Aviation Fund	0	3,000,000	3,000,000	--
<b>Total for AGENCY SUMMARY:</b>	<b>8,266,577,900</b>	<b>9,616,298,700</b>	<b>1,349,720,800</b>	<b>16.3%</b>

### ALL FUNDS PERSONNEL BUDGETED FILL LEVELS

Fund	Current 2011-12	Requested 2012-13	Change
All Other Funds:	8,583	8,492	(91)
<b>TOTAL:</b>	<b>8,583</b>	<b>8,492</b>	<b>(91)</b>

### Agency Mission

The Department of Transportation (DOT) maintains and improves the state's more than 40,000 highway lane miles and 7,500 bridges. In addition, DOT partially funds locally operated transit systems, local government highway and bridge construction, as well as rail and aviation programs. DOT closely coordinates with other state transportation agencies and authorities with the goal of creating an interconnected statewide transportation system that addresses

environmental and community concerns and efficiently moves people and goods throughout the state.

### **Programmatic Highlights**

The State Fiscal Year (SFY) 2012-13 Executive Budget includes the following:

- a proposed \$1,163,800,000 in new DOT capital appropriations (New York Works), bringing the total Road and Bridge Capital Plan appropriation for SFY 2012-13 to \$5,098,105,000 including a proposed \$2,753,000,000 in contract lettings; and
- a proposed \$101,000,000 increase in DOT Capital Plan obligations for private sector engineering consultants.

### **Budget Detail**

The Executive recommends a total All Funds appropriation of \$9,616,298,700, which represents an increase of \$1,349,720,800, or 16.33 percent, from funding levels in the current fiscal year. The Executive also recommends funding to support 8,492 full-time equivalent (FTE) positions, reflecting a decrease of 91 FTEs from SFY 2010-11 staffing levels.

### **State Operations**

The Executive recommends total State Operations appropriations of \$35,774,000, a decrease of \$11,630,000, or 24.53 percent, from funding levels in the current fiscal year.

#### **Proposed Increases**

The Executive proposal includes:

- an increase of \$219,000 in Rail Safety Inspection Account appropriations due to anticipated increases in dedicated revenues; and
- an increase of \$1,151,000 in Transportation Regulation Account appropriations due to anticipated increases in dedicated revenues.

### Proposed Decreases

The Executive proposes a Special Revenue Fund decrease of \$13,000,000 to the Accident Damage Recovery Account due to its proposed merger with the Dedicated Highway and Bridge Trust Fund (DHBTF).

### Aid to Localities

The Executive recommends an Aid to Localities appropriations of \$4,482,419,700, an increase of \$249,822,800, or 5.9 percent, from SFY 2011-12 funding levels. The Executive proposal maintains capital support to local governments for highway and bridge projects at SFY 2011-12 levels, with \$363,097,000 provided for the Consolidated Highway Improvement Program (CHIPS) and \$39,700,000 for the Marchiselli program.

### Proposed Increases

The Executive proposal includes:

- a projected increase of \$37,849,000 in dedicated taxes and fees to the Dedicated Mass Transportation Trust Fund (DMTTF);
- an increase of \$474,000 in federal appropriations for the Local Transportation Planning Studies Program;
- an appropriation increase of \$129,499,800 to reflect deposits in dedicated taxes to the Metropolitan Mass Transportation Operating Assistance Account;
- a \$6,000,000 increase to the Public Transportation Systems Operating Assistance Account appropriations; and
- a \$76,000,000 increase to the Metropolitan Transportation Authority Support Program appropriations, including \$63,000,000 to the Mobility Tax Trust Account and \$13,000,000 to the Metropolitan Transportation Authority Aid Trust Account.

### Capital Projects

The Executive recommends capital appropriations of \$5,098,105,000, an increase of \$1,111,528,000, or 27.88 percent, from the SFY 2011-12 level. The increase includes \$1,163,800,000 in new capital spending within the New York Works program which is offset by \$52,272,000 in reductions. However, \$19,781,000 of this reduction is due to a shift of funding to Aid to Localities appropriations. This results in an effective reduction of \$37,556,000 which includes the \$27,600,000 in gap-closing actions.

The majority of the Executive's proposed \$27,600,000 capital reductions are administrative actions, and include shared services savings (\$3,700,000); reduced salt cost and usage (\$3,600,000); reduced snow and ice contract costs (\$500,000); and pay-as-you-go for maintenance/repair activities (\$7,500,000). Additional actions such as implementing performance-based bus inspections (\$700,000); enhancing Accident Damage Recovery Account revenue collections, the merger of funds into the DHBTF (\$10,100,000); and the funding of a state match for Aviation Capital from the Regional Aviation Fund (\$1,500,000) would require legislative action.

The new \$1,163,800,000 New York Works program would be funded by \$917 million in federal aid, \$232,000,000 from the State's Dedicated Highway and Bridge Trust Fund (DHBTF) and \$15,000,000 from the state's Capital Projects Fund. Components of this new capital include \$212,000,000 for bridge repairs, \$250,000,000 for pavement preservation on 2,000 miles of state roads, and \$700,000,000 to accelerate other transportation projects.

## **Article VII**

The Executive recommends Article VII legislation that would:

- provide the annual authorization for the CHIPS and Marchiselli programs;
- consolidate the Accident Damage Account with the Dedicated Highway and Bridge Trust Fund;
- modify the current semi-annual inspection process to allow the Commissioner of Transportation to implement a performance-based bus inspection program;
- adjust State Transportation Law to comply with Federal Motor Carrier Safety Administration rules;
- distribute 26 percent of the revenue collected from the transmission tax, previously deposited in the Metropolitan Mass Transportation Operating Assistance account, to the Public Transportation Operating Assistance account;
- eliminate the Tow Truck Advisory Board; and
- eliminate the Armored Car Carrier Advisory Board.

# URBAN DEVELOPMENT CORPORATION

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	<b>Adjusted Appropriation 2011-12</b>	<b>Executive Request 2012-13</b>	<b>Change</b>	<b>Percent Change</b>
<b>AGENCY SUMMARY</b>				
General Fund	79,098,000	76,838,000	(2,260,000)	-2.9%
Misc. Capital Projects	0	25,000,000	25,000,000	–
Capital Projects Fund - Authority Bonds	180,550,000	640,000,000	459,450,000	254.5%
<b>Total for AGENCY SUMMARY:</b>	<b>259,648,000</b>	<b>741,838,000</b>	<b>482,190,000</b>	<b>185.7%</b>

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## Agency Mission

The Empire State Development Corporation (ESDC) – formerly the Urban Development Corporation (UDC) – is a New York State public benefit corporation. The mission of ESDC is to promote economic and real estate development by providing financial assistance to local governments, businesses and not-for-profit corporations engaged in economic development activities. In addition, ESDC is engaged in housing portfolio maintenance as well as other special projects.

## Programmatic Highlights

The State Fiscal Year (SFY) 2012-13 Executive Budget includes new capital appropriations for the following:

- \$250,000,000 is provided to support the SUNY College for Nanoscale and Science Engineering;
- \$130,000,000 is provided for a second round of Regional Economic Development Council capital awards;
- \$110,000,000 is provided for the new NY-SUNY Challenge Grant Program; and
- \$100,000,000 is provided for the Buffalo Regional Innovation Cluster.

## Budget Detail

The Executive recommends an All Funds appropriation of \$741,838,000, a \$482,190,000 increase over SFY 2011-12 funding levels.

### Aid to Localities

The Executive proposes an All Funds Aid to Localities appropriation of \$76,838,000, a net decrease of \$2,260,000, or 2.9 percent, below the SFY 2011-12 funding level.

The Executive proposal maintains funding for the following programs at the same level as SFY 2011-12:

- \$3,404,000 for the Urban and Community Development program in economically distressed areas;
- \$2,940,000 for the retention of football in Western New York;
- \$1,764,000 for the Entrepreneurial Assistance Program;
- \$1,495,000 for the Federal Community Development Financial Institutions program; and
- \$635,000 for the Minority and Women-owned Business Development and lending program.

### Proposed Increases

The Executive proposes:

- a new appropriation of \$50,400,000 for the Empire State Economic Development Fund to support economic development initiatives in New York State; and
- a new appropriation of \$16,200,000 for the Jobs Now program which promotes business expansion and attraction.

### Proposed Decreases

The Executive proposal would eliminate several appropriations in SFY 2012-13, including:

- removal of the \$62,360,000 two-year appropriation for economic development purposes;
- elimination of the \$2,000,000 appropriation for Center State CEO;

- elimination of the \$2,000,000 appropriation for the Western New York STAMP project;
- elimination of the \$980,000 appropriation for the University at Buffalo's Krabbe Disease Research Institute;
- elimination of the \$980,000 appropriation for the University at Albany's Institute for Nanoelectronics Discovery and Exploration (INDEX);
- elimination of the \$290,000 appropriation for the Monroe County Department of Planning and Development/economic development and workforce training initiatives;
- elimination of \$125,000 appropriation for Griffiss Airforce Base redevelopment; and
- elimination of the \$125,000 appropriation for the Seneca army depot.

### **Capital Projects**

The Executive recommends \$665,000,000 in total appropriations for new capital projects reflecting an increase of \$484,450,000 from the SFY 2011-12 Budget.

#### **Proposed Increases**

The Executive proposal includes:

- capital funding of \$250,000,000 to support the SUNY College for Nanoscale and Science Engineering;
- a new capital appropriation of \$130,000,000 for a second round of Regional Economic Development Council capital grants, which would be supplemented by \$70,000,000 in Excelsior tax credits allocations;
- new capital appropriations totaling \$110,000,000 for the new NY SUNY Challenge Grant Program, which includes \$80,000,000 for the state universities at Albany, Binghamton, Buffalo, and Stony Brook, as well as \$30,000,000 for a competitive grant process for all other SUNY institutions;
- a new capital appropriation of \$75,000,000 for the Buffalo Regional Innovation Cluster, which would be supplemented by \$25,000,000 in Excelsior tax credits;
- a new capital appropriation of \$75,000,000 for the New York Works Economic Development Fund; and
- capital funding of \$25,000,000 for the Aqueduct racetrack.

## **Article VII**

The Executive recommends Article VII legislation that would:

- enable ESDC to sell portions real and personal property at the Jacob K. Javits Convention Center site and allow those proceeds to benefit the General Fund;
- make permanent the loan powers of ESDC;
- make permanent the Empire State Development Fund; and
- provide ESDC with general grant making powers.

**MISCELLANEOUS: TRANSPORTATION, ECONOMIC DEVELOPMENT &  
ENVIRONMENTAL CONSERVATION**

	Adjusted Appropriation 2011-12	Executive Request 2012-13	Change	Percent Change
<b>AGENCY SUMMARY</b>				
General Fund	3,318,000	3,318,000	0	0.0%
Special Revenue-Other	2,195,300,000	2,240,000,000	44,700,000	2.0%
Capital Projects Fund - Authority Bonds	0	770,000,000	770,000,000	-
<b>Total for AGENCY SUMMARY:</b>	<b>2,198,618,000</b>	<b>3,013,318,000</b>	<b>814,700,000</b>	<b>37.1%</b>

**Budget Detail**

**State Operations**

**Green Thumb**

The Executive proposes an appropriation of \$2,831,000 for the Green Thumb Program, which provides income-eligible seniors with part-time employment in state agencies. In State Fiscal Year (SFY) 2012-13, the Department of Environmental Conservation's participation in the program will remain consistent with that of SFY 2011-12.

**Greenway Heritage Conservancy of the Hudson River Valley**

The Executive Budget includes an appropriation of \$166,000 in State Operations funding for the Greenway Heritage Conservancy, reflecting no change from the SFY 2011-12 level.

**Hudson River Valley Greenway Communities Council (Greenway Council)**

The Executive proposes an appropriation of \$185,000 in State Operations funding for the Greenway Council, reflecting no change from the SFY 2011-12 level.

## **Aid to Localities**

### **Hudson River Valley Greenway Communities Council**

The Executive proposes an appropriation of \$136,000 in Aid to Localities funding for the Greenway Council, reflecting no change from the SFY 2011-12 levels.

### **Metropolitan Transportation Authority**

The Executive proposes a contingency appropriation for the Metropolitan Transportation Authority (MTA) in the amount of \$2,186,000,000, an increase of \$35,000,000, or 1.63 percent, from the SFY 2011-12 budget. This includes appropriation of \$634,000,000, an increase of \$4,000,000 from the Dedicated Mass Transportation Trust Fund and an appropriation of \$1,552,000,000, an increase of \$31,000,000 from the Metropolitan Transportation Authority Support Program (Mobility Tax Trust Account). This contingency appropriation can be used to support operating costs as well as debt service payments for the MTA in SFY 2013-14 in the event that the state budget for that fiscal year is not enacted by April 1, 2013.

### **Tribal State Compact**

The Executive proposes a Special Revenue appropriation of \$54,000,000 for the Tribal State Compact identified in Section 99-h of the State Finance Law. This appropriation represents an increase of \$9,700,000 or 21.9 percent from SFY 2011-12 appropriations to reflect additional revenue estimates from electronic gaming devices to be provided to certain municipalities.

## **Capital Projects**

### **Metropolitan Transportation Authority**

The Executive recommends \$770,000,000 in new state assistance from the Capital Projects Fund to assist in financing the final three years of the MTA 2010-2014 Capital Plan. The Executive proposal includes \$150,000,000 for this purpose in SFY 2012-13.

## **Article VII**

The Executive recommends Article VII legislation that would:

- provide funding to the MTA for a program to reimburse residents of Broad Channel and the Rockaway Peninsula for E-Z Pass tolls paid for crossing the Cross Bay Veterans Memorial Bridge; and
- increase the cost recovery assessment by \$2,000,000 from public authorities to support auditing and oversight work done by the Office of the State Comptroller.