

**TRANSPORTATION,
ECONOMIC DEVELOPMENT &
ENVIRONMENTAL CONSERVATION**

**Summary of Enacted Appropriations
By Agency**

ADIRONDACK PARK AGENCY

	Adjusted Appropriation 2003-04	Executive Request 2004-05	Legislative Appropriation 2004-05	Change
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STATE OPERATIONS				
General Fund	4,177,000	4,177,000	4,177,000	0
Special Revenue-Federal	900,000	0	0	0
Total for STATE OPERATIONS	5,077,000	4,177,000	4,177,000	0
AID TO LOCALITIES				
General Fund	50,000	50,000	50,000	0
Total for AID TO LOCALITIES	50,000	50,000	50,000	0

LEGISLATIVE ACTION

The Legislature concurs with the Executive recommendation.

DEPARTMENT OF AGRICULTURE AND MARKETS

	Adjusted Appropriation 2003-04	Executive Request 2004-05	Legislative Appropriation 2004-05	Change
STATE OPERATIONS				
General Fund	26,993,000	25,410,000	26,810,000	1,400,000
Special Revenue-Other	36,735,000	37,070,000	37,070,000	0
Special Revenue-Federal	22,432,000	24,932,000	24,932,000	0
Fiduciary	1,677,000	1,697,000	1,697,000	0
Enterprise	19,793,000	20,105,000	20,105,000	0
Total for STATE OPERATIONS	107,630,000	109,214,000	110,614,000	1,400,000
AID TO LOCALITIES				
General Fund	12,802,000	12,162,000	17,180,000	5,018,000
Special Revenue-Federal	20,000,000	20,000,000	20,000,000	0
Total for AID TO LOCALITIES	32,802,000	32,162,000	37,180,000	5,018,000
CAPITAL PROJECTS				
Capital	2,600,000	3,000,000	3,000,000	0
Total for CAPITAL PROJECTS	2,600,000	3,000,000	3,000,000	0

LEGISLATIVE ACTION

Legislative Changes

The Legislature rejects the Executive's proposal to move from an annual food inspection program to a "risk-based" program with its frequency determined by the Commissioner, and restores \$1,100,000 in funding to the General Fund for the employees associated with food inspections.

The Legislature also rejects the Executive's proposed elimination of the annual inspection requirement for pet dealers, and restores \$300,000 in funding to the General Fund for the employees associated with this program.

Article VII

The Legislature rejects the Executive's proposals to:

- expand an existing \$100 fee to certain unregistered and unlicensed food establishments, as well as eliminate the annual food inspection requirement for retail food stores; and
- eliminate the annual inspection requirement for pet dealers and establish a risk-based pet dealer and breeder inspection program.

Legislative Additions

The Legislature provides funding for the following:

PROGRAM	APPROPRIATION	VETO#
ADDITIONAL SERVICES AND EXPENSES RELATED TO FOOD INSPECTORS	\$1,100,000	
NEW YORK AGRICULTURAL TOURISM	\$1,000,000	152
DAIRY WASTE-TO-ENERGY PROGRAM - CLARKSON UNIVERSITY	\$1,000,000	158
NEW YORK STATE APPLE GROWERS ASSOCIATION	\$500,000	153
UPSTATE NEW YORK AGRICULTURAL DEVELOPMENT	\$400,000	155
MIGRANT CHILD CARE	\$396,000	136
ADDITIONAL FUNDS RELATED TO THE PET DEALER INSPECTION PROGRAM	\$300,000	
CORNELL UNIVERSITY INTEGRATED PEST MANAGEMENT	\$289,000	141
WINE AND GRAPE FOUNDATION PROGRAM	\$276,000	135
CORNELL GENEVA EXPERIMENT STATION	\$267,000	145
CORNELL WILDLIFE RABIES VACCINATION PROGRAM	\$125,000	157
CORNELL- CATTLE HEALTH ASSURANCE PROGRAM	\$117,000	142
APIARY INSPECTION	\$105,000	148
MARINE RESOURCES COUNCIL	\$100,000	156
CORNELL DIAGNOSTIC LAB	\$97,000	138
CORNELL APIARY PROGRAM	\$85,000	151
AGRICULTURE IN THE CLASSROOM	\$63,000	139
CORNELL QUALITY MILK PROMOTION	\$54,000	137
AGRICULTURAL TEACHERS EDUCATION PROGRAM	\$40,000	154
FUTURE FARMERS OF AMERICA	\$40,000	143
CORNELL AVIAN DISEASE PROGRAM	\$16,000	144
CORNELL FAMILY FARM ASSISTANCE (FARM NET)	\$15,000	140
JOHNES DISEASE PROGRAM	\$15,000	150
CORNELL UNIVERSITY - GENEVA EXPERIMENT STATION (SEED INSPECTION PROGRAM)	\$10,000	146
NEW YORK STATE ONION INDUSTRY	\$5,000	149
CORNELL UNIVERSITY - GOLDEN NEMATODE	\$3,000	147

DEPARTMENT OF ECONOMIC DEVELOPMENT

	Adjusted Appropriation 2003-04	Executive Request 2004-05	Legislative Appropriation 2004-05	Change
STATE OPERATIONS				
General Fund	23,795,000	28,690,000	28,690,000	0
Special Revenue-Other	5,409,900	5,409,900	5,409,900	0
Special Revenue-Federal	1,000,000	1,000,000	1,000,000	0
Total for STATE OPERATIONS	30,204,900	35,099,900	35,099,900	0
AID TO LOCALITIES				
General Fund	9,077,000	8,077,000	11,277,000	3,200,000
Total for AID TO LOCALITIES	9,077,000	8,077,000	11,277,000	3,200,000

LEGISLATIVE ACTION

The Legislature provides a total of \$3,200,000 in additional funding to the Department of Economic Development. This funding provides additional State support for the local tourism matching grant program and other economic development activities.

Article VII

The Legislature rejected the Executive proposals for altering the administration of the Empire Zones Program, as well as the Executive proposal for altering the methodology used to determine Empire Zones Program benefits. In addition, the Legislature provides for a one-year extension of the Empire Zones Program to July 31, 2005.

Legislative Additions

The Legislature provides funding for the following:

PROGRAM	APPROPRIATION	VETO#
LOCAL TOURISM MATCHING GRANTS	\$1,000,000	160
NEW YORK STATE AND REGIONAL HIGH-TECH ACTIVITIES PROMOTION MATCHING GRANTS PROGRAM	\$1,000,000	163
ROCHESTER FAST FERRY-MARKETING	\$750,000	162
WESTERN NEW YORK REGIONAL BUSINESS MARKETING	\$300,000	161
GRIFFISS LOCAL DEVELOPMENT CORP. (GLDC)	\$150,000	159

NYS ENERGY RESEARCH AND DEVELOPMENT AUTHORITY

	Adjusted Appropriation 2003-04	Executive Request 2004-05	Legislative Appropriation 2004-05	Change
STATE OPERATIONS				
Special Revenue-Other	14,656,000	14,656,000	14,656,000	0
Total for STATE OPERATIONS	14,656,000	14,656,000	14,656,000	0
CAPITAL PROJECTS				
Capital	13,367,000	11,467,000	11,467,000	0
Total for CAPITAL PROJECTS	13,367,000	11,467,000	11,467,000	0

LEGISLATIVE ACTION

The Legislature concurs with the Executive's recommended appropriations.

Article VII

The Legislature accepts the Executive proposal to provide continued authorization for the New York State Research and Development Authority (NYSERDA) to finance certain activities through assessments on utilities.

The Legislature also accepts the Executive proposal and increases the transfer of NYSERDA funds providing \$1,013,000 to the General Fund and \$330,000 to Low Level Radioactive Waste Account within the Department of Environmental Conservation (DEC).

DEPARTMENT OF ENVIRONMENTAL CONSERVATION

	Adjusted Appropriation 2003-04	Executive Request 2004-05	Legislative Appropriation 2004-05	Change
STATE OPERATIONS				
General Fund	102,128,000	99,653,900	99,653,900	0
Special Revenue-Other	216,956,800	237,283,000	237,348,000	65,000
Special Revenue-Federal	86,928,000	83,018,000	83,018,000	0
Internal Service Fund	45,000	45,000	45,000	0
Total for STATE OPERATIONS	406,057,800	419,999,900	420,064,900	65,000
AID TO LOCALITIES				
General Fund	1,618,000	5,770,800	2,075,800	(3,695,000)
Total for AID TO LOCALITIES	1,618,000	5,770,800	2,075,800	(3,695,000)
CAPITAL PROJECTS				
Capital Projects Fund	30,524,000	30,595,000	34,195,000	3,600,000
Capital Projects Fund - Advances	0	30,000,000	30,000,000	0
Federal Capital Projects Fund	156,770,000	160,114,000	160,114,000	0
Clean Water-Clean Air Implementation Fund	2,527,000	2,527,000	2,527,000	0
Environmental Protection Fund	125,000,000	125,000,000	125,000,000	0
Hazardous Waste Remedial Fund	135,000,000	135,000,000	135,000,000	0
Capital Projects Fund - EQBA (Bondable)	991,000	327,000	0	(327,000)
Capital Projects Fund - PWBA (Bondable)	8,168,000	14,467,000	0	(14,467,000)
Capital Projects Fund - Authority Bonds	51,174,000	49,622,000	49,622,000	0
Total for CAPITAL PROJECTS	510,154,000	547,652,000	536,458,000	(11,194,000)

LEGISLATIVE ACTION

Legislative Changes

The Legislature denies the Executive proposal to fund \$10,000,000 in State Parks Infrastructure Fund Projects (SPIF), \$4,952,000 for Zoos, Botanical Gardens and Aquaria, \$500,000 for Urban Environmental Initiatives and, \$10,000,000 for Department of Environmental Conservation (DEC) capital projects from within the Environmental Protection Fund (EPF). Rather, the Legislature provides funding for SPIF and Zoos, Botanical Gardens and Aquaria within the Office of Parks, Recreation and Historic Preservation. DEC capital is funded within DEC but outside the EPF.

The Legislature denies the Executive's proposal to reprogram \$327,000 of 1972 Environmental Quality Bond Act and \$14,467,000 of 1965 Pure Waters Bond Act reappropriations for various water quality improvement projects.

The Legislature denies the Executive's \$3,300,000 appropriation for the Forest Property Tax Reimbursement Program and the \$850,000 appropriation for the All Terrain Vehicle (ATV) Development and Maintenance Program.

Environmental Protection Fund (EPF)

The Legislature appropriates \$125 million for the EPF and allocates it as follows:

Solid Waste Account

\$6,500,000 for municipal waste reduction and recycling projects;
\$6,500,000 for secondary materials marketing assistance projects;
\$1,300,000 for assessment and recovery of natural resource damages to the Hudson River; and,
\$2,475,000 for the pesticide program, including \$450,000 for breast cancer research at Cornell University.

Parks, Recreation and Historic Preservation Account

\$12,500,000 for local waterfront revitalization projects including \$1,000,000 for Rensselaer County waterfront revitalization, \$600,000 for Oyster Bay waterfront revitalization and \$400,000 for the Town of Huntington. In addition, 25 percent of the funds allocated will be for projects in urban underserved communities;
\$12,565,000 for municipal parks projects. In addition, 25 percent of these projects will be for projects in urban underserved communities;
\$10,000,000 for the Hudson River Park Trust;
\$5,750,000 for stewardship projects, with \$750,000 made available for Belleayre Mountain Ski center projects; and,
\$750,000 for the Historic Barn Preservation Program.

Open Space Account

\$32,000,000 for land acquisition, including \$500,000 for the Land Trust Alliance;
\$5,000,000 for the Hudson River Estuary Management Plan;
\$700,000 for biodiversity stewardship and research;
\$12,600,000 for farmland protection activities;
\$10,850,000 for non-point source pollution control;
\$1,860,000 for Soil and Water Conservation Districts;
\$1,500,000 for the Finger Lakes – Lake Ontario Watershed Protection Alliance;
\$600,000 for the Albany Pine Bush Commission;
\$950,000 for the Long Island Central Pine Barrens Commission; and,
\$600,000 for the Long Island South Shore Estuary Reserve.

Article VII

The Legislature accepts the Executive proposal to expand the Waste Tire Management and Recycling Act of 2003 to include new tires sold for motorcycles and ATV's.

The Legislature accepts the Executive proposal to establish an acreage-based fee for State Pollutant Discharge Elimination System (SPDES) stormwater permits associated with construction activities. The Legislature, however, denies a provision that would allow the DEC discretion in determining future impervious acres at construction sites.

The Legislature accepts the Executive proposal to extend from one to three years commercial pesticide applicator certifications, except for two subcategory certifications (3A-ornamentals, shade trees and turf and 3B- turf only), which will remain valid for one year.

The Legislature denies the Executive proposal to increase and restructure existing air regulatory fees for emitters of minor and major sources of air pollution.

The Legislature denies the Executive proposal to create a State assistance program for ATV trail development, maintenance, education and enforcement including an increase in registration fees for ATV owners.

The Legislature denies the Executive proposal to establish a Forest Property Tax Reimbursement Program.

The Legislature denies creating additional permanent categories within the EPF.

The Legislature authorizes Allegany County to utilize funds appropriated from the Low-Level Radioactive Waste Siting Account for a certain water infrastructure project, provided they transfer a portion of these funds to Cortland County.

The Legislature provides an additional \$1,000,000 from the 1996 Clean Water/Clean Air Bond Act funds to help dry cleaners in New York City install environmentally friendly equipment.

The Executive vetoed the following portions of non-appropriation budget bills passed by both houses of the Legislature. The Legislature does not believe such Executive veto actions to be consistent with the New York State Constitution.

- Language that provides for the allocation of \$1,600,000 for waterfront access improvement projects at Jamaica Bay, and \$2,000,000 for an environmental restoration project at Whitney Point (Veto #213).

Legislative Additions

The Legislature provides funding for the following:

PROGRAM	APPROPRIATION	VETO#
ENVIRONMENTAL RESTORATION PROJECTS- WHITNEY POINT AND JAMAICA BAY	\$3,600,000	168
CORNELL COMMUNITY INTEGRATED PEST MANAGEMENT	\$200,000	165
TOWN OF NORTH ELBA/ORDA PROMOTION	\$155,000	164
TOWN OF DUANESBURG SEWER PROJECT	\$100,000	166
SURF CLAM/OCEAN QUAHOG	\$65,000	167

ENVIRONMENTAL FACILITIES CORPORATION

	Adjusted Appropriation 2003-04	Executive Request 2004-05	Legislative Appropriation 2004-05	Change
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STATE OPERATIONS				
Special Revenue-Other	9,732,000	9,942,000	9,942,000	0
Total for STATE OPERATIONS	9,732,000	9,942,000	9,942,000	0
CAPITAL PROJECTS				
Capital	292,000	292,000	292,000	0
Total for CAPITAL PROJECTS	292,000	292,000	292,000	0

LEGISLATIVE ACTION

The Legislature concurs with the Executive recommendation.

DIVISION OF HOUSING AND COMMUNITY RENEWAL

	Adjusted Appropriation 2003-04	Executive Request 2004-05	Legislative Appropriation 2004-05	Change
STATE OPERATIONS				
General Fund	27,777,000	27,977,000	27,977,000	0
Special Revenue-Other	49,001,000	51,343,000	51,343,000	0
Special Revenue-Federal	8,700,000	8,700,000	8,700,000	0
Total for STATE OPERATIONS	85,478,000	88,020,000	88,020,000	0
AID TO LOCALITIES				
General Fund	54,615,500	45,204,000	53,355,500	8,151,500
Special Revenue-Other	10,000,000	10,000,000	10,000,000	0
Special Revenue-Federal	92,450,000	92,450,000	92,450,000	0
Total for AID TO LOCALITIES	157,065,500	147,654,000	155,805,500	8,151,500
CAPITAL PROJECTS				
Capital Projects Fund	0	0	57,000,000	57,000,000
Housing Program Fund	74,200,000	74,200,000	74,200,000	0
Total for CAPITAL PROJECTS	74,200,000	74,200,000	131,200,000	57,000,000

LEGISLATIVE ACTION

The Legislature appropriates \$375,025,500 on an All Funds basis, an increase of \$65,151,500 over the Executive budget submission. The increase reflects restoration of funding for the following: \$2,345,000 for the Rural Preservation Program; \$4,966,500 for the Neighborhood Preservation Program; \$440,000 for the Urban Homeownership Assistance Program; and, \$400,000 for the Rural Community Revitalization Program.

The Legislature also provides \$57,000,000 in additional funding for the following capital programs:

- \$20,000,000 for the Affordable Housing Corporation;
- \$7,500,000 for Homes for Working Families;
- \$2,000,000 for Housing Opportunities for the Elderly;
- \$20,000,000 for Low Income Housing Trust Fund;
- \$4,500,000 for Rural Area Revitalization;
- \$1,000,000 for Rural Homeownership Assistance; and
- \$2,000,000 for Urban Initiatives.

Article VII

The Legislature accepts the Executive's Article VII proposal to increase the Service Contract Obligation Revenue (SCOR) bond cap by \$100,000,000 in order to provide the bonding authority necessary to reimburse housing programs.

The Legislature provides \$75,000 in funding to the Neighborhood Preservation Coalition to provide technical assistance and services to Neighborhood Preservation Companies. This is a set aside of Neighborhood Preservation funding provided within the amounts appropriated.

The Legislature provides \$135,000 in funding to the Rural Housing Coalition to provide technical assistance and services to Rural Preservation Companies. This is a set aside of Rural Preservation funding provided within the amounts appropriated.

The Legislature amends the Private Housing Finance Law to raise the existing aggregate lifetime cap limit for Neighborhood Preservation Companies to \$1,840,000.

The Legislature amends the Private Housing Finance Law to raise the existing aggregate lifetime cap limit for Rural Preservation Companies to \$1,840,000.

The Legislature extends the existing law addressing multiple interim dwellings until (Loft Law) May 31, 2005.

Legislative Additions

The Legislature provides funding for the following:

PROGRAM	APPROPRIATION	VETO#
AFFORDABLE HOUSING CORPORATION	\$20,000,000	173
LOW INCOME HOUSING TRUST FUND PROGRAM	\$20,000,000	173
HOMES FOR WORKING FAMILIES	\$7,500,000	173
NEIGHBORHOOD PRESERVATION PROGRAM	\$4,966,500	169
RURAL AREA REVITALIZATION PROGRAM	\$4,500,000	173
RURAL PRESERVATION PROGRAM	\$2,345,000	171
HOPE PROGRAM FOR THE ELDERLY	\$2,000,000	173
URBAN INITIATIVES PROGRAM	\$2,000,000	173
RURAL HOMEOWNERSHIP ASSISTANCE PROGRAM	\$1,000,000	173
URBAN HOMEOWNERSHIP ASSISTANCE PROGRAM	\$440,000	172
RURAL COMMUNITY REVITALIZATION	\$400,000	170

HUDSON RIVER PARK TRUST

	Adjusted Appropriation 2003-04	Executive Request 2004-05	Legislative Appropriation 2004-05	Change
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CAPITAL PROJECTS				
Capital Projects Fund - Advances	16,000,000	0	0	0
Total for CAPITAL PROJECTS	16,000,000	0	0	0

LEGISLATIVE ACTION

The Legislature concurs with the Executive recommendation.

DIVISION OF THE LOTTERY

	Adjusted Appropriation 2003-04	Executive Request 2004-05	Legislative Appropriation 2004-05	Change
STATE OPERATIONS				
Special Revenue-Other	118,296,000	123,305,000	123,305,000	0
Total for STATE OPERATIONS	118,296,000	123,305,000	123,305,000	0

LEGISLATIVE ACTION

The Legislature concurs with the Executive recommendation.

Article VII

The Legislature denies the Executive's Article VII proposal to remove the restrictions on the Quick Draw games.

The Legislature denies the Executive's Article VII proposal to authorize the Division to license up to eight new facilities to operate video lottery terminals.

The Legislature denies the Executive's Article VII proposal to make the Quick Draw game permanent. The existing statute was extended to May 31, 2005.

STATE OF NEW YORK MORTGAGE AGENCY

	Adjusted Appropriation 2003-04	Executive Request 2004-05	Legislative Appropriation 2004-05	Change
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STATE OPERATIONS				
General Fund	76,800,000	76,800,000	76,800,000	0
Total for STATE OPERATIONS	76,800,000	76,800,000	76,800,000	0
AID TO LOCALITIES				
General Fund	172,009,000	212,694,000	212,694,000	0
Total for AID TO LOCALITIES	172,009,000	212,694,000	212,694,000	0

LEGISLATIVE ACTION

The Legislature concurs with the Executive recommendation.

DEPARTMENT OF MOTOR VEHICLES

	Adjusted Appropriation 2003-04	Executive Request 2004-05	Legislative Appropriation 2004-05	Change
STATE OPERATIONS				
General Fund	0	4,700,300	1,100,300	(3,600,000)
Special Revenue-Other	85,838,000	69,632,500	69,632,500	0
Special Revenue-Federal	12,800,000	13,000,000	13,000,000	0
Internal Service Fund	4,000,000	5,000,000	5,000,000	0
Total for STATE OPERATIONS	102,638,000	92,332,800	88,732,800	(3,600,000)
AID TO LOCALITIES				
Special Revenue-Federal	13,020,000	13,400,000	13,400,000	0
Total for AID TO LOCALITIES	13,020,000	13,400,000	13,400,000	0
CAPITAL PROJECTS				
Dedicated Highway and Bridge Trust Fund	122,968,000	138,184,000	138,184,000	0
Total for CAPITAL PROJECTS	122,968,000	138,184,000	138,184,000	0

LEGISLATIVE ACTION

Legislative Reductions

The Legislature denies the Executive's proposal to provide \$3,600,000 to create the License Integrity Program.

Article VII

The Legislature accepts the Executive proposal to establish a driver responsibility assessment. However, the Legislature reduces the assessment from \$1,000 per year for three years to \$250 per year for three years. The Legislature adds language to require the Department of Motor Vehicles to notify affected drivers that failure to pay the driver responsibility assessment shall result in the suspension of their driver's license or privilege to obtain a driver's license.

The Legislature denies the Executive proposal for a statewide expansion of the \$15 parking ticket surcharge.

The Legislature also denies the Executive proposal to delay implementation of the HAZMAT fingerprinting program.

OLYMPIC REGIONAL DEVELOPMENT AUTHORITY

	Adjusted Appropriation 2003-04	Executive Request 2004-05	Legislative Appropriation 2004-05	Change
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STATE OPERATIONS				
General Fund	7,400,000	7,350,000	7,350,000	0
Special Revenue-Other	350,000	400,000	400,000	0
Total for STATE OPERATIONS	7,750,000	7,750,000	7,750,000	0

LEGISLATIVE ACTION

The Legislature concurs with the Executive recommendation.

OFFICE OF PARKS, RECREATION AND HISTORIC PRESERVATION

	Adjusted Appropriation 2003-04	Executive Request 2004-05	Legislative Appropriation 2004-05	Change
STATE OPERATIONS				
General Fund	93,603,100	94,043,100	94,043,100	0
Special Revenue-Other	63,925,200	64,635,900	64,635,900	0
Special Revenue-Federal	3,717,000	3,717,000	3,717,000	0
Enterprise	2,500,000	2,500,000	2,500,000	0
Total for STATE OPERATIONS	163,745,300	164,896,000	164,896,000	0
AID TO LOCALITIES				
General Fund	7,152,000	2,800,000	8,252,000	5,452,000
Special Revenue-Other	2,400,000	5,750,000	5,750,000	0
Special Revenue-Federal	9,640,000	6,640,000	6,640,000	0
Total for AID TO LOCALITIES	19,192,000	15,190,000	20,642,000	5,452,000
CAPITAL PROJECTS				
Misc. Capital Projects	1,200,000	1,250,000	1,250,000	0
State Parks Infrastructure Fund	29,605,000	28,700,000	28,700,000	0
Federal Capital Projects Fund	7,500,000	4,000,000	4,000,000	0
Fiduciary	5,000,000	5,000,000	5,000,000	0
Total for CAPITAL PROJECTS	43,305,000	38,950,000	38,950,000	0

LEGISLATIVE ACTION

Legislative Changes

The Legislature denies the Executive proposal to fund the Zoos, Botanical Gardens and Aquaria Program from the Environmental Protection Fund (EPF) and provides \$4,952,000 in General Fund support to the Office of Parks, Recreation and Historic Preservation for this purpose.

The Legislature also denies the Executive proposal to fund \$10,000,000 in State Parks Infrastructure Fund (SPIF) projects within the EPF, and authorizes the issuance of bonds for these projects instead.

Article VII

The Legislature accepts the Executive proposal to increase snowmobile registration fees to \$45 for both residents and nonresidents.

Legislative Additions

The Legislature provides funding for the following:

PROGRAM	APPROPRIATION	VETO#
ZOOS, BOTANICAL GARDENS, AND AQUARIA	\$4,952,000	
INDEPENDENCE TRAIL	\$500,000	174

DEPARTMENT OF PUBLIC SERVICE

	Adjusted Appropriation 2003-04	Executive Request 2004-05	Legislative Appropriation 2004-05	Change
STATE OPERATIONS				
Special Revenue-Other	64,112,000	67,707,000	67,707,000	0
Special Revenue-Federal	1,700,000	1,611,000	1,611,000	0
Total for STATE OPERATIONS	65,812,000	69,318,000	69,318,000	0
AID TO LOCALITIES				
Special Revenue-Other	400,000	400,000	400,000	0
Total for AID TO LOCALITIES	400,000	400,000	400,000	0

LEGISLATIVE ACTION

The Legislature concurs with the Executive's recommended appropriations.

ARTICLE VII

The Legislature accepts the Executive's proposed transfer of \$387,000 from the Customer Owned Currency Operated Telephone (COCOTs) Account and \$100,000 from the Underground Facilities Safety Training Account to the General Fund. The Legislature denies the Executive proposal to eliminate these Funds from statute but retains the existing sunset date.

The Legislature also accepts the continued authorization for the Department of Public Service and other State agencies to finance certain activities through assessments on public utilities and cable companies.

STATE RACING AND WAGERING BOARD

	Adjusted Appropriation 2003-04	Executive Request 2004-05	Legislative Appropriation 2004-05	Change
STATE OPERATIONS				
Special Revenue-Other	19,512,000	21,717,000	21,717,000	0
Total for STATE OPERATIONS	19,512,000	21,717,000	21,717,000	0

LEGISLATIVE ACTION

The Legislature concurs with the Executive recommendation.

OFFICE OF SCIENCE, TECHNOLOGY AND ACADEMIC RESEARCH

	Adjusted Appropriation 2003-04	Executive Request 2004-05	Legislative Appropriation 2004-05	Change
STATE OPERATIONS				
General Fund	2,825,000	2,825,000	2,825,000	0
Special Revenue-Other	500,000	500,000	500,000	0
Total for STATE OPERATIONS	3,325,000	3,325,000	3,325,000	0
AID TO LOCALITIES				
General Fund	58,020,000	59,265,000	60,515,000	1,250,000
Special Revenue-Federal	6,500,000	6,500,000	6,500,000	0
Total for AID TO LOCALITIES	64,520,000	65,765,000	67,015,000	1,250,000

LEGISLATIVE ACTION

The Legislature provides an additional \$1,250,000 above the Executive Proposal for State Fiscal Year (SFY) 2004-05 for the Office of Science, Technology and Academic Research.

The Executive vetoed the following portions of non-appropriation budget bills passed by both houses of the Legislature. The Legislature does not believe such Executive veto actions to be consistent with the New York State Constitution.

- Statutory authorization to establish a Regional Innovation and Economic Development Strategies Assessment Program (Veto #214).

Legislative Additions

The Legislature provides funding for the following:

PROGRAM	APPROPRIATION	VETO#
REGIONAL INNOVATION AND ECONOMIC DEVELOPMENT STRATEGIES	\$850,000	176
CENTERS FOR REMANUFACTURING AND EDUCATION	\$400,000	175

DEPARTMENT OF TAXATION AND FINANCE

	Adjusted Appropriation 2003-04	Executive Request 2004-05	Legislative Appropriation 2004-05	Change
STATE OPERATIONS				
General Fund	318,327,000	301,683,000	300,933,000	(750,000)
Special Revenue-Other	38,024,000	43,084,000	43,084,000	0
Special Revenue-Federal	582,000	582,000	582,000	0
Internal Service Fund	76,905,000	62,143,000	62,143,000	0
Total for STATE OPERATIONS	433,838,000	407,492,000	406,742,000	(750,000)

LEGISLATIVE ACTION

The Legislature reduces the Executive's proposed appropriations to this Department by \$750,000 to \$406,742,000. This action is taken to produce savings in the General Fund relating to services and expenses of various Department programs including the Tax Policy and Analysis Program.

Legislative Reductions

- The Legislature reduces the General Fund appropriations by \$750,000 as a discretionary reduction. The Commissioner will allocate the reduction across programs within this Department (Veto #177).

DIVISION OF TAX APPEALS

	Adjusted Appropriation 2003-04	Executive Request 2004-05	Legislative Appropriation 2004-05	Change
STATE OPERATIONS				
General Fund	3,085,000	3,085,000	3,085,000	0
Total for STATE OPERATIONS	3,085,000	3,085,000	3,085,000	0

LEGISLATIVE ACTION

The Legislature concurs with the Executive recommendation.

OFFICE FOR TECHNOLOGY

	Adjusted Appropriation 2003-04	Executive Request 2004-05	Legislative Appropriation 2004-05	Change
STATE OPERATIONS				
General Fund	32,968,000	22,700,000	22,700,000	0
Internal Service Fund	246,400,000	232,000,000	232,000,000	0
Total for STATE OPERATIONS	279,368,000	254,700,000	254,700,000	0

LEGISLATIVE ACTION

The Legislature concurs with the Executive recommendation.

NEW YORK STATE THRUWAY AUTHORITY

	Adjusted Appropriation 2003-04	Executive Request 2004-05	Legislative Appropriation 2004-05	Change
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CAPITAL PROJECTS				
NYS Canal System Development Fund	2,000,000	4,000,000	4,000,000	0
Total for CAPITAL PROJECTS	2,000,000	4,000,000	4,000,000	0

LEGISLATIVE ACTION

The Legislature concurs with the Executive recommendation.

DEPARTMENT OF TRANSPORTATION

	Adjusted Appropriation 2003-04	Executive Request 2004-05	Legislative Appropriation 2004-05	Change
STATE OPERATIONS				
Special Revenue-Other	28,357,000	26,057,000	26,057,000	0
Special Revenue-Federal	9,609,000	9,831,000	9,831,000	0
Internal Service Fund	4,504,000	4,040,000	4,040,000	0
Total for STATE OPERATIONS	42,470,000	39,928,000	39,928,000	0
AID TO LOCALITIES				
General Fund	161,616,000	111,616,000	111,616,000	0
Special Revenue-Other	1,552,441,000	1,648,641,000	1,648,641,000	0
Special Revenue-Federal	33,931,000	35,414,000	35,414,000	0
Total for AID TO LOCALITIES	1,747,988,000	1,795,671,000	1,795,671,000	0
CAPITAL PROJECTS				
Federal Capital Projects Fund	1,697,000,000	1,706,000,000	1,706,000,000	0
Dedicated Mass Transportation Trust Fund	59,427,000	61,295,000	61,295,000	0
Dedicated Highway and Bridge Trust Fund	1,702,809,000	1,563,255,000	1,563,255,000	0
Fiduciary	50,000,000	50,000,000	50,000,000	0
Total for CAPITAL PROJECTS	3,509,236,000	3,380,550,000	3,380,550,000	0

LEGISLATIVE ACTION

Legislative Changes

The Legislature accepts the Executive proposal to fund the Industrial Access Program at \$9,000,000 but maintains the historical 60/40 division between the Executive and the Legislature.

Article VII

The Legislature restores \$34,909,000 in Consolidated Highway Improvement Program (CHIPs) funding to counties and New York City for local highway and bridge capital projects.

The Legislature accepts the Executive proposal to increase the number of divisible load (heavyweight truck) permits issued by the Department of Transportation and to revise the schedule of fees and fines associated with the permit system. However, the Legislature amends the Executive proposal to preserve the provisions of current law related to the permit system as it applies to cities not wholly contained within one county.

The Executive vetoed the following portions of non-appropriation budget bills passed by both houses of the Legislature. The Legislature does not believe such Executive veto actions to be consistent with the New York State Constitution.

- \$100,000,000 in funding for local transportation capital projects in accordance with the provisions of the Multi-Modal Program. (Veto #210).

URBAN DEVELOPMENT CORPORATION

	Adjusted Appropriation 2003-04	Executive Request 2004-05	Legislative Appropriation 2004-05	Change
AID TO LOCALITIES				
General Fund	75,362,100	78,362,100	87,822,100	9,460,000
Special Revenue-Other	0	10,000,000	0	(10,000,000)
Total for AID TO LOCALITIES	75,362,100	88,362,100	87,822,100	(540,000)
CAPITAL PROJECTS				
Capital Projects Fund - Authority Bonds	0	250,000,000	0	(250,000,000)
Total for CAPITAL PROJECTS	0	250,000,000	0	(250,000,000)

LEGISLATIVE ACTION

The Legislature provides appropriations totaling \$87,822,100, reflecting a net decrease of \$250,540,000 from the Executive proposal for State Fiscal Year (SFY) 2004-05.

Legislative Reductions

The Legislature rejects the Executive's proposal to authorize \$250,000,000 to create the Regional Economic Growth Program and provides a \$250,000,000 miscellaneous Capital Projects appropriation to continue support for the Empire Opportunity Fund, the Rebuilding the Empire State Through Opportunities in Regional Economies (RESTORE) New York Program and the Community Capital Assistance Program (CCAP).

The Legislature rejects the Executive's proposal to provide an appropriation of \$10,000,000 supporting the creation of the Electricity Savings Rebate Program to be funded through the New York Power Authority (NYPA) and administered by UDC.

Legislative Changes

The Legislature concurs with the Executive request to provide \$3,000,000 for infrastructure and improvements at military base in New York State and provides for the following sub-allocations:

Griffiss Air Force Base Redevelopment	\$1,400,000
Niagara Falls Air Force Base	\$100,000
Plattsburgh Air Force Base Improvements	\$1,400,000
Seneca Army Depot Local Development Authority	\$100,000

In addition, the Legislature concurs with the Executive request to provide \$3,473,000 for the Minority and Women-Owned Business Development and Lending Program and provides for the following sub-allocations: \$1,300,000 for the Entrepreneurial Assistance Program; and up to \$525,000 for linked deposits in federal and state-chartered credit unions for loans to minority and women-owned businesses.

Article VII

The Legislature accepts the Executive's proposal to authorize the New York State Dormitory Authority to provide \$1,200,000 in support of the operations of the Cornell Theory Center supercomputer.

The Legislature denies the Executive's proposal to make the Urban Development Corporation (UDC) loan powers permanent, however, the Legislature authorizes an extension of these loan powers for one year until July, 1 2005.

The Legislature provides for the continuation of statutory authority governing the administration of the Empire State Economic Development Fund (EDF).

Legislative Additions

The Legislature provides funding for the following:

PROGRAM	APPROPRIATION	VETO#
ROCHESTER DELPHI ENERGY AND CHASSIS SYSTEMS	\$2,500,000	189
MDA - ESSENTIAL NEW YORK INITIATIVE	\$2,000,000	187
BUFFALO-NIAGARA MEDICAL CAMPUS	\$2,000,000	184
AMERICAN AXLE AND MANUFACTURINGM - TONOWANDA FORGE	\$1,000,000	186
MILITARY BASE RETENTION - SENECA ARMY DEPOT	\$900,000	181
CHIEF EXECUTIVES NETWORK FOR MANUFACTURING	\$500,000	188
MDA - NEW YORK INDOOR ENVIRONMENTAL QUALITY CENTER	\$250,000	185
WATERVLIET ARSENAL - REVITALIZATION	\$210,000	183
MILITARY BASE RETENTION - NIAGARA FALLS	\$100,000	182

MISCELLANEOUS: TRANSPORTATION, ECONOMIC DEVELOPMENT & ENVIRONMENTAL CONSERVATION

	Adjusted Appropriation 2003-04	Executive Request 2004-05	Legislative Appropriation 2004-05	Change
STATE OPERATIONS				
General Fund	3,107,000	2,955,000	2,955,000	0
Total for STATE OPERATIONS	3,107,000	2,955,000	2,955,000	0
Greenway Heritage Conservancy For The Hudson River Valley				
General Fund	250,000	190,000	190,000	0
Total for Program	250,000	190,000	190,000	0
Hudson River Valley Greenway Communities Council				
General Fund	371,000	371,000	371,000	0
Total for Program	371,000	371,000	371,000	0
Green Thumb				
General Fund	2,394,000	2,394,000	2,394,000	0
Total for Program	2,394,000	2,394,000	2,394,000	0
Northeastern Queens Nature and Historic Preservation Comm.				
General Fund	92,000	0	0	0
Total for Program	92,000	0	0	0
AID TO LOCALITIES				
General Fund	204,000	204,000	200,204,000	200,000,000
Special Revenue-Other	13,750,000	8,417,000	750,000	(7,667,000)
Total for AID TO LOCALITIES	13,954,000	8,621,000	200,954,000	192,333,000
Hudson River Valley Greenway Communities Council				
General Fund	204,000	204,000	204,000	0
Total for Program	204,000	204,000	204,000	0
Tribal State Compact Revenue Program				
Special Revenue-Other	13,750,000	8,417,000	750,000	(7,667,000)
Total for Program	13,750,000	8,417,000	750,000	(7,667,000)
Community Projects Fund				
General Fund	0	0	200,000,000	200,000,000
Total for Program	0	0	200,000,000	200,000,000
CAPITAL PROJECTS				
Capital	0	0	250,000,000	250,000,000
Total for CAPITAL PROJECTS	0	0	250,000,000	250,000,000
Statewide Capital Priority Initiatives				
Capital	0	0	250,000,000	250,000,000
Total for Program	0	0	250,000,000	250,000,000

	Adjusted Appropriation 2003-04	Executive Request 2004-05	Legislative Appropriation 2004-05	Change
CONTINGENCY				
Special Revenue-Other	536,100,000	540,100,000	540,100,000	0
Total for CONTINGENCY	536,100,000	540,100,000	540,100,000	0
Metropolitan Transportation Authority				
Special Revenue-Other	536,100,000	540,100,000	540,100,000	0
Total for Program	536,100,000	540,100,000	540,100,000	0

LEGISLATIVE ACTION

Legislative Reductions

The Legislature reduces the Executive's proposed appropriations for the Tribal State Compact Revenue Program by \$7,667,000 to \$750,000.

Legislative Changes

Statewide Capital Priority Initiatives

The Legislature provides appropriations totaling \$250,000,000 to support various capital programs including the Empire Opportunity Fund, the Community Capital Assistance Program, and the Rebuilding the Empire State Through Opportunities in Regional Economies (RESTORE) New York Program.

Legislative Additions

The Legislature provides funding for the following:

PROGRAM	APPROPRIATION
STATEWIDE CAPITAL PRIORITY INITIATIVES	\$250,000,000
COMMUNITY PROJECTS FUND	\$200,000,000