

2018-19 Enacted Budget Transportation Overview

On Friday, March 30th the NYS Legislature passed the 2018-19 Budget. It includes a total spending plan of \$168.3B. This review is based upon what we know to date and our prediction for how the programs will roll out.

The budget continues the fourth year of the 2015-16 through 2019-20 DOT five-year capital program. The enacted DOT capital program of \$4.5B is higher than the original five-year plan funding level for SFY 18-19 of \$4.3B. The State/Local Construction program is \$150M more than originally proposed in the five-year plan and there is an additional \$65M in Extreme Winter Recovery that will be distributed through the CHIPS formula.

The **2018-19 DOT Capital Program** includes:

- Core DOT Highway Program \$2.354B
- CHIPS \$438M
- Extreme Winter Recovery Funding \$65M (distributed through the CHIPS formula)
- Marchiselli \$39.7M
- PAVE-NY program continues at \$100M
- BRIDGE-NY program continues at \$100M

Five-Year NYSDOT Capital Program	SFY Enacted 15-16	SFY Enacted 16-17	SFY Enacted 17-18	SFY Proposed 5-Yr Plan 18-19	SFY Enacted 18-19	SFY Proposed 5-Yr Plan 19-20
State/Local Construction	\$1,813	\$2,187.5	\$2,585.5	\$2,204.5	\$2,354	\$2,332.5
Van Wyck – Kew/Hunts Pt - Bruckner	-	-	\$1,162	-	-	
Engineering/Administration	\$617	\$731	\$773	\$704	\$778	\$760
Preventative Maintenance	\$365	\$371	\$373	\$371	\$356	\$371
Right of Way	\$62	\$67	\$67	\$67	\$45	\$67
Facilities/Equipment	\$18	\$18	\$18	\$18	\$32	\$18
Other Federal	\$25	\$25	\$25	\$25	\$25	\$25
Rail	\$64	\$76.5	\$72	\$76.5	\$72	\$76.5
Aviation	\$14	\$21.5	\$17	\$21.5	\$17	\$21.5
Non-MTA Transit	\$57	\$84.5	\$84.5	\$84.5	\$85	\$84.5
CHIPS/Marchiselli/EWRF/Local PAVE NY	\$528	\$578	\$643	\$578	\$643	\$578
Airport Program	-	\$200	\$0	\$0	\$0	\$0
Local Bridge Program	\$100	\$100	\$150	\$100	\$100	\$100
Plan Total	\$3,663	\$4,460	\$5,970	\$4,250	\$4,507	\$4,434

This year's budget was more contentious than normal with Senate Republicans only holding a one seat majority in the upper house. The one-year extension of DERA was not determined until the very final days of the three-way negotiations. Once again, Senate Republicans championed the implementation delay. Another challenging issue was the Governor's proposal to significantly expand the MWBE program. The proposal would have included unachievable goals that would have had detrimental consequences on projects covered by the program. It also expanded the program to state funded entities which would have included localities. The Senate Majority was instrumental in extending the current program and goals for an additional year. The extension provides stakeholders adequate time to consider changes in order to have the best possible program in place for its participants, state agencies and contractors.

Article VII Language of Interest:

Transportation, Environmental and Economic Development Article VII

Part NN – Delays DERA implementation until December 31, 2019. Reporting begins January 1, 2020 and the useful life waiver was extended until December 31, 2020.

Revenue Article VII

Part UU – Redirects DHBTB Revenues to the General Fund. The language transfers certain highway, rail and DMV expenses (bus, truck inspections) from the dedicated fund to the general fund. The proposal should have no fiscal impact and is meant to better align revenues versus expenses.

Part VV – The state and New York City committed \$836M to the NYC Subway Action Plan (split 50:50).

Part MMM – New York Pennsylvania Station Public Safety Improvements Act declares that the station is “antiquated, substandard, and inadequate to meet current transportation and public safety needs and presents an unreasonable safety risk to the public.” The Urban Development Corporation is charged with coordinating with stakeholders to design a redevelopment plan for the facility.

Part NNN – Establishes surcharge on for-hire vehicles below 96th Street to help sustain the Subway Action Plan.

Part OOO – Extends the MWBE program until December 31, 2019. The Executive proposal to drastically expand the program was not included.

Parts KKK, LLL and QQQ – Design-build has been authorized for the Rikers Island Jail Complex, the New York City Housing Authority and a section of the Brooklyn Queens Expressway.

Health Mental Health Article VII

Part KK – Subpart A would require contractors to implement a written policy addressing sexual harassment prevention in the workplace and annual training for all employees. Department of Labor will be developing a model sexual harassment prevention guidance document and sexual harassment prevention policy as well as training.

If you would like to see specific bill language, please let us know.