

Draft Language - Sustainable Transportation Surcharge (STS)

An act to amend the State Finance Law to relation to enacting the "New York State Sustainable Transportation Surcharge Fund."

§ 90-b. New York State Sustainable Transportation Surcharge (STS). 1. Definition. A ten-dollar surcharge on an enplaned passengers out of John F. Kennedy (JFK), LaGuardia (LGA) and Stewart (SWF) Airports, with the proceeds ring-fenced towards sustainable transportation.

2. The New York State Sustainable Transportation Surcharge Fund shall consist of STS proceeds collected by the Port Authority of NY&NJ on behalf of the State of New York to fund expansion of sustainable modes of travel.

3. There is hereby established in the joint custody of the Commissioner of Taxation and Finance and the Comptroller an interest-bearing fund to be known as the New York State Sustainable Transportation Surcharge Fund (STS Fund).

4. Moneys in the STS Fund shall be kept separate and shall not be commingled with any other moneys in the custody of the State Comptroller. Moneys in the fund may be invested by the Comptroller and any income received by the Comptroller from such investments shall be added to, and become part of, and shall be used for the purposes of such Fund. All deposits of such money shall, if required by the Comptroller, be secured by obligations of the United States or of the state of market value equal at all times to the amount of the deposit and all banks and trust companies are authorized to give such securities for such deposits.

(a) Eighty percent of the revenues collected and received will be allocated to the MTA Triborough Bridge and Tunnel Authority pursuant to its role in implementing the NYC Congestion Pricing Collection System. Such projects shall include upgrade of rail and station capacity; purchase of hybrid buses; and creation and expansion of bicycle-pedestrian capacity across arterial bridges, including the George Washington, Newburgh-Beacon, JFK/Triboro, Cross Bay and Henry Hudson.

(b) Twenty percent of revenues collected and received will allocated to communities impacted by Port Authority operations.