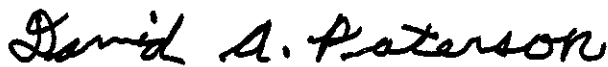


CERTIFICATION UNDER SECTION 1201
OF THE AMERICAN RECOVERY AND REINVESTMENT ACT:

Pursuant to Title XII, section 1201 of the American Recovery and Reinvestment Act (Pub. L. 111-5(Feb. 17, 2009)) ("ARRA"), I David A. Paterson, the Governor of the State of New York, hereby certify to the Secretary of Transportation that the State of New York will maintain its effort with regard to State funding for the types of projects in DOT "covered programs" funded under ARRA. The enclosure list of DOT "covered programs" identifies the amount of funds the State plans to expend from State sources from February 17, 2009 to September 30, 2010, for the types of projects under the DOT "covered programs" funded under ARRA.

I understand that if the State of New York is unable to maintain the level of funding identified in this list of the types of projects under the DOT "covered programs" funded under ARRA, the State of New York will thereafter be prohibited by the Secretary of Transportation from receiving additional limitation on obligations for Federal-aid highway and highway safety construction programs that occurs after August 1 for fiscal year 2011.



Governor, State of New York

Signed this 19th day of March, 2009

Attachment

Attachment to State of New York Certification Under Section 1201 of the ARRA

LIST OF DOT "COVERED PROGRAMS" UNDER ARRA AND THE SPECIFIC STATE OF NEW YORK FUNDING AMOUNTS FOR THE TYPES OF PROJECTS UNDER THE DOT "COVERED PROGRAMS."

"Supplemental Discretionary Grants for a National Surface Transportation System" – Office of the Secretary of Transportation – \$ 0

"Supplemental Funding for Facilities and Equipment" – Federal Aviation Administration \$ 0

"Grants-in-Aid for Airports" – Federal Aviation Administration – \$ 30,396,962

"Highway Infrastructure Investment" – Federal Highway Administration – \$ 2,237,306,817

"Capital Assistance for High Speed Rail Corridors and Intercity Passenger Rail Service" – Federal Railroad Administration – \$ 97,176,192

"Capital Grants to the National Railroad Passenger Corporation" – Federal Railroad Administration – \$ 0

"Transit Capital Assistance" – Federal Transit Administration – \$ 99,771,654

"Fixed Guideway Infrastructure Investment" – Federal Transit Administration – To the extent that the State provides funding in this federal category, it is included in the "Transit Capital Assistance" category.

"Capital Investment Grants" – Federal Transit Administration – \$ 355,340,385

"Supplemental Grants for Assistance to Small Shipyards" – Maritime Administration – \$ 0
