



STATE OF NEW YORK
DEPARTMENT OF MOTOR VEHICLES
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WAYNE L. BENJAMIN
EXECUTIVE DEPUTY COMMISSIONER

September 29, 2010

Ms. Carmen Maldonado
Audit Director
Office of the State Comptroller
123 William Street, 21st Floor
New York, NY 10038

Re: 2008-F-51 Final Audit Report

Dear Ms. Maldonado:

This letter is in reference to the New York State Comptroller's audit report number 2008-F-51, follow up review of Bus Driver Licensing and Oversight (Report 2005-S-53). We were pleased to see that you noted we fully implemented four of the five recommendations in the original audit report. We are reporting the steps that we have taken to implement the one partially implemented recommendation contained in the audit report.

Recommendation – Require examiners on three-year reviews to compare the Department's driver roster with the carrier's driver roster and daily driver log to determine whether any unregistered drivers have been employed by the carrier.

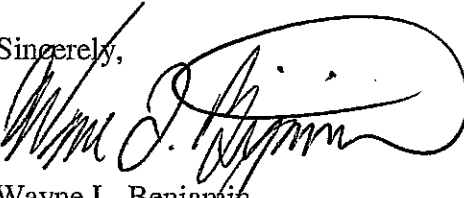
DMV Response – Testing & Investigation Examiners have been instructed to request a roster of drivers from the carriers they are reviewing for purposes of comparing it with the Department's driver roster for that carrier. We have in the past and will continue to work jointly with DOT in certain carrier reviews where it can assist us in using the DOT required driver daily log records. However, as we stated in responding to the original audit, these log records are only required to be maintained for six months, may not be consistent from carrier to carrier, can be cryptic and are filed in a vehicle file in chronological order, and not by driver. Accordingly, they are of limited value in routine 19-A record reviews.

In addition, the Department has moved to electronic fingerprinting of drivers resulting in a dramatic reduction in the time required to identify and disqualify drivers with problems.

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We appreciate the improvement opportunities provided in the audit recommendations. If you have any questions concerning our response to this audit, please contact Jannette Potera, Director of Audit Services.

Sincerely,

A handwritten signature in black ink, appearing to read "Wayne L. Benjamin", with a large, stylized loop at the end.

Wayne L. Benjamin
Executive Deputy Commissioner