

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

December 16, 2009

RECEIVED  
EXECUTIVE CORRESPONDENCE

DEC 18 2009

OFFICE OF THE STATE COMPTROLLER  
THOMAS P. DINAPOLI  
COMPTROLLER

Honorable Thomas P. DiNapoli  
New York State Comptroller  
Office of the Comptroller  
110 State Street  
Albany, New York 12236

Re: 2008-S-47 Final Audit Report

Dear Dear Mr. DiNapoli:

This letter is in reference to the New York State Comptroller's audit report number 2008-S-47, Vehicle Emissions Testing Program. As required by section 170 of the Executive Law, we are reporting the steps that we have taken to implement the recommendations contained in the audit report.

**Recommendation 1** – Remind supervisors to carefully review all applications to ensure they meet qualifications.

**DMV Response** – As we indicated in our response to the draft report, this was implemented during the audit and supervisors continue to stress accuracy.

**Recommendation 2** – Re-examine the potential for improved control over the integrity of future exams.

**DMV Response** – We believe the exam structure is sound. However, we will look at this when we perform the risk assessment identified in recommendation 3.

**Recommendation 3** – Perform a risk assessment to determine whether periodic required training for certified inspectors is cost-effective.

**DMV Response** – We will be performing a risk assessment within one year of the release of the audit.

**Recommendation 4** – Determine why audits of inspection stations are not being completed on schedule and establish a schedule for all required audits to be completed.

**DMV Response** – Staff numbers have continued to decline as a result of the continuing hiring freeze. As we indicated in our response to the draft report, we have improved our audit process in order to use existing staff more efficiently and implement more risk based auditing practices. We believe we have accomplished increased efficiencies, however, as the number of staff continues to drop, we may not reach the desired numbers.

**Recommendation 5** – Require all violations to be documented in audit reports and take follow-up action, as appropriate.

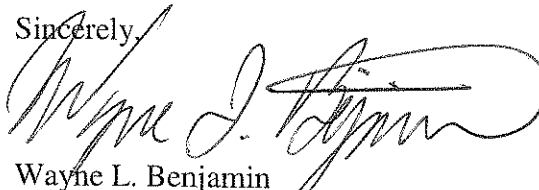
**DMV Response** – As we indicated in our response to the draft report, we reminded Automotive Facility Inspectors of the need to document violations as required by procedure.

**Recommendation 6** – Monitor State agencies and public authorities that receive free emission stickers to ensure they return the unused stickers at the end of the year.

**DMV Response** – Early in 2009 we sent out notifications to these agencies to remember to return unused stickers and the response was positive. This will be done again in April 2010.

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

Sincerely,



Wayne L. Benjamin  
Executive Deputy Commissioner