



***PUBLIC PROTECTION AND  
GENERAL GOVERNMENT***



# ***DIVISION OF ALCOHOLIC BEVERAGE CONTROL***

## ***MISSION***

The Division of Alcoholic Beverage Control operates under the direction of the State Liquor Authority, a three member board appointed by the Governor with the advice and consent of the Senate. The Division regulates and controls the manufacture, sale and distribution of alcoholic beverages within the State; issues licenses and permits to manufacturers, distributors, wholesalers and retailers; works with local law enforcement agencies and localities across the State to ensure compliance with the Alcoholic Beverage Control Law; and regulates trade and credit practices for the sale and distribution of alcoholic beverages.

## ***ORGANIZATION AND STAFFING***

The Division's organization includes three functional areas: Administration, Licensing and Compliance. Administration includes the Offices of the Chairman of the Authority, the Chief Operating Officer, Government Affairs, Communications and other traditional administrative functions. Licensing includes the Licensing Bureau which is responsible for processing new and renewal license applications, in addition to the Wholesale Bureau which administers price schedules and trade practices. Compliance includes the Office of Counsel, as well as the Enforcement and Hearing Bureaus.

## ***BUDGET HIGHLIGHTS***

The Executive Budget recommends **\$21.5 million** in funding for the Division. This is an increase of **\$3 million** in funds from the 2008-09 Budget, reflecting increased resources to support licensing services. These resources will support implementation of legislation authorizing the sale of wine in grocery stores, and will also be used to alleviate the current license application backlog. The Division is entirely self-funded by revenue generated from fees and fines it imposes.

The Executive Budget recommends a staffing level of **215 FTEs**, which is an increase of 50 from the 2008-09 Enacted Budget.

Resources from the 2008-09 Budget suballocated to the State Law Revision Commission will continue to be available to support the Commission's statutorily mandated study of the Alcoholic Beverage Control law. A final report of recommended changes to the law is due in June of 2009.

## ***PROGRAM HIGHLIGHTS***

Staff assigned to the Licensing Program will continue efforts to process permits and licenses in a timely manner and will work to reduce the current license application backlog. These steps, in addition to a more user-friendly information technology infrastructure, and sustained public outreach efforts, will ensure that the Division is viewed as responsive and transparent.

The Division will also continue to enhance its compliance activities during 2009-10. The Agency's Rapid Enforcement Unit was created in 2007 in an effort to quickly respond to problem bars. Working in partnership with local law enforcement agencies, including those in the Division of Criminal Justice Services' Operation IMPACT program, these efforts will continue to have a positive impact on the public's health and

## **ALCOHOLIC BEVERAGE CONTROL**

safety. The Division will also continue to investigate complaints and the Authority will conduct hearings to ensure that permit and license holders who violate the State liquor law receive appropriate penalties.

### **ALL FUNDS APPROPRIATIONS (dollars)**

<b>Category</b>	<b>Available 2008-09</b>	<b>Appropriations Recommended 2009-10</b>	<b>Change</b>	<b>Reappropriations Recommended 2009-10</b>
State Operations	18,480,000	21,480,000	3,000,000	0
Aid To Localities	0	0	0	0
Capital Projects	0	0	0	0
<b>Total</b>	<b>18,480,000</b>	<b>21,480,000</b>	<b>3,000,000</b>	<b>0</b>

### **ALL FUND TYPES PROJECTED LEVELS OF EMPLOYMENT BY PROGRAM FILLED ANNUAL SALARIED POSITIONS**

#### **Full-Time Equivalent Positions (FTE)**

<b>Program</b>	<b>2008-09 Estimated FTEs 03/31/09</b>	<b>2009-10 Estimated FTEs 03/31/10</b>	<b>FTE Change</b>
Administration			
Special Revenue Funds - Other	17	28	11
Compliance			
Special Revenue Funds - Other	80	99	19
Licensing and Wholesaler Services			
Special Revenue Funds - Other	68	88	20
<b>Total</b>	<b>165</b>	<b>215</b>	<b>50</b>

### **STATE OPERATIONS ALL FUNDS FINANCIAL REQUIREMENTS BY FUND TYPE APPROPRIATIONS (dollars)**

<b>Fund Type</b>	<b>Available 2008-09</b>	<b>Recommended 2009-10</b>	<b>Change</b>
Special Revenue Funds - Other	18,480,000	21,480,000	3,000,000
<b>Total</b>	<b>18,480,000</b>	<b>21,480,000</b>	<b>3,000,000</b>

Adjustments:	
Transfer(s) From	
Special Pay Bill	
Special Revenue Funds - Other	(924,000)
Appropriated 2008-09	17,556,000

### **STATE OPERATIONS ALL FUNDS FINANCIAL REQUIREMENTS BY PROGRAM APPROPRIATIONS (dollars)**

<b>Program</b>	<b>Available 2008-09</b>	<b>Recommended 2009-10</b>	<b>Change</b>
Administration			
Special Revenue Funds - Other	4,939,000	4,939,000	0
Compliance			
Special Revenue Funds - Other	8,048,000	8,048,000	0
Licensing and Wholesaler Services			
Special Revenue Funds - Other	5,493,000	8,493,000	3,000,000
<b>Total</b>	<b>18,480,000</b>	<b>21,480,000</b>	<b>3,000,000</b>

# ALCOHOLIC BEVERAGE CONTROL

**STATE OPERATIONS - OTHER THAN GENERAL FUND  
SUMMARY OF APPROPRIATIONS AND CHANGES  
2009-10 RECOMMENDED  
(dollars)**

<b>Program</b>	<b>Total</b>		<b>Personal Service</b>	
	<b>Amount</b>	<b>Change</b>	<b>Amount</b>	<b>Change</b>
Administration	4,939,000	0	1,389,000	0
Compliance	8,048,000	0	4,799,000	0
Licensing and Wholesaler Services	8,493,000	3,000,000	3,291,000	0
Total	<u>21,480,000</u>	<u>3,000,000</u>	<u>9,479,000</u>	<u>0</u>

  

<b>Program</b>	<b>Nonpersonal Service</b>		<b>Maintenance Undistributed</b>	
	<b>Amount</b>	<b>Change</b>	<b>Amount</b>	<b>Change</b>
Administration	3,550,000	0	0	0
Compliance	3,249,000	0	0	0
Licensing and Wholesaler Services	2,202,000	0	3,000,000	3,000,000
Total	<u>9,001,000</u>	<u>0</u>	<u>3,000,000</u>	<u>3,000,000</u>



# **DEPARTMENT OF AUDIT AND CONTROL**

## **MISSION**

The Department of Audit and Control was created in 1926 and is headed by the State Comptroller, who is elected by the people. The Department is responsible for paying the State's bills and payrolls; verifying all financial transactions of the State; reviewing the financial and management practices of State agencies; supervising the fiscal affairs of local governments; investing State funds and issuing bonds and notes; and administering the retirement program for State and most local government employees.

## **ORGANIZATION AND STAFFING**

The operations of the Department of Audit and Control are organized into ten programs, with its main office in Albany and regional offices in New York City, Buffalo, Rochester, Syracuse, Binghamton, Glens Falls, Newburgh and Hauppauge. These regional offices function primarily as decentralized audit centers, providing financial review of the accounting of revenues collected and expenses incurred by counties, cities, towns and villages, school and fire districts and quasi-governmental entities.

## **BUDGET HIGHLIGHTS**

The Executive Budget recommends **\$368.1 million All Funds** (\$173.5 million General Fund; \$101.4 million Fiduciary Fund; \$4.2 million Internal Service Fund; \$89 million All Other Funds). This is a decrease of **\$12.5 All Funds** ( a decrease in the General Fund of \$14.7 million; a \$2.3 million increase in the Fiduciary Fund; a \$ 0.1 million increase in the Internal Service Fund; and a \$0.2 million decrease in All Other Funds). The Department of Audit and Control will have a workforce of **2,643 FTEs**.

## **PROGRAM HIGHLIGHTS**

- The Executive Direction, Legal Services, Administration and the Chief Information Office programs are responsible for the public information, internal audit, fiscal research, IT operations, financial administration, legal, office services, management analysis and human resource functions of the Department.
- The Office of Operations provides accounting and financial reporting services, audits State contracts, expenditures and payrolls prior to payment, carries out the mandates of the Abandoned Property Law by safeguarding lost assets belonging to residents, maintains the State's current Central Accounting System, and is leading an initiative to replace the 20 year old system which is the backbone of the State's financial structure. The Office is also responsible for the VendRep system, which was established to promote State agency and Office of the State Comptroller due diligence in assessing the responsibility of vendors with whom the State contracts.
- The State and Local Government Accountability program provides oversight through audits of all State and local government agencies, authorities and special purpose entities. It collects and reviews local government financial data, provides training programs and support services for local financial officials, and publishes

## **AUDIT AND CONTROL**

- research and analysis on a variety of local government policy issues. The Office is comprised of the Divisions of State Government Accountability and Local Government and School Accountability.
- The Office of the State Deputy Comptroller for the City of New York assists the New York State Financial Control Board in carrying out and exercising the responsibilities assigned, and powers granted, to the Board by the Financial Emergency Act for the City of New York.
  - The Retirement Services program administers the State Retirement Systems, consisting of the Employees' Retirement System, the Police and Fire Retirement System and the Public Employees' Group Life Insurance Plan. Currently, there are about 3,021 participating government employers, 677,321 active and vested members and approximately 358,109 pensioners and their beneficiaries.
  - The Pension Investment and Public Finance program, in addition to overseeing the assets of the Retirement Systems, issues general obligation debt, invests short-term moneys for the State and local governments and selects financial institutions to provide banking services to the State.
  - Under Chapter 845 of the Laws of 1977, the Comptroller administers the New York State Environmental Protection and Oil Spill Compensation Fund. Costs associated with cleaning up oil spills are paid from the fund upon certification of the Commissioner of Environmental Conservation. Moneys in this fund consist of receipts from a fee levied on each barrel of petroleum shipped into the State.

**ALL FUNDS  
APPROPRIATIONS  
(dollars)**

<b>Category</b>	<b>Available 2008-09</b>	<b>Appropriations Recommended 2009-10</b>	<b>Change</b>	<b>Reappropriations Recommended 2009-10</b>
State Operations	264,155,000	258,113,000	(6,042,000)	0
Aid To Localities	116,507,100	110,025,000	(6,482,100)	0
Capital Projects	0	0	0	0
Total	<u>380,662,100</u>	<u>368,138,000</u>	<u>(12,524,100)</u>	<u>0</u>

**ALL FUND TYPES  
PROJECTED LEVELS OF EMPLOYMENT BY PROGRAM  
FILLED ANNUAL SALARIED POSITIONS**

<b>Program</b>	<b>Full-Time Equivalent Positions (FTE)</b>		
	<b>2008-09 Estimated FTEs 03/31/09</b>	<b>2009-10 Estimated FTEs 03/31/10</b>	<b>FTE Change</b>
Administration Program			
General Fund	124	124	0
Chief Information Office			
General Fund	181	181	0
Environmental Protection and Spill Compensation			
Special Revenue Funds - Other	6	6	0
Executive Direction			
General Fund	106	106	0
Internal Service Funds	13	13	0
Pension Investment and Public Finance Program			
General Fund	5	5	0
Fiduciary Funds	54	54	0
Legal Services			
General Fund	63	63	0
State Services Program			
Special Revenue Funds - Federal	8	8	0
Internal Service Funds	11	11	0
Retirement Services Program			
Fiduciary Funds	815	815	0
Office of the Special Deputy Comptroller for New York City			
Special Revenue Funds - Other	28	28	0
State and Local Accountability			
General Fund	581	581	0
State Operations			
General Fund	648	648	0
Total	2,643	2,643	0

# AUDIT AND CONTROL

## STATE OPERATIONS ALL FUNDS FINANCIAL REQUIREMENTS BY FUND TYPE APPROPRIATIONS (dollars)

<u>Fund Type</u>	<u>Available 2008-09</u>	<u>Recommended 2009-10</u>	<u>Change</u>
General Fund	149,657,000	141,457,000	(8,200,000)
Special Revenue Funds - Other	11,246,000	11,008,000	(238,000)
Internal Service Funds	4,210,000	4,258,000	48,000
Fiduciary Funds	99,042,000	101,390,000	2,348,000
Total	264,155,000	258,113,000	(6,042,000)
Adjustments:			
Transfer(s) From			
Audit and Control, Department of			
General Fund	(1,677,500)		
Special Revenue Funds - Other	(1,602,500)		
Internal Service Funds	(66,000)		
Pension Trust Funds	(9,000)		
Higher Education Services Corporation,			
New York State			
Special Revenue Funds - Other	(335,000)		
Special Pay Bill			
General Fund	(8,136,000)		
Special Revenue Funds - Other	(268,000)		
Internal Service Funds	(109,000)		
Pension Trust Funds	(5,338,000)		
Transfer(s) To			
Audit and Control, Department of			
General Fund	1,677,500		
Special Revenue Funds - Other	1,602,500		
Internal Service Funds	66,000		
Pension Trust Funds	9,000		
Appropriated 2008-09	249,969,000		

# AUDIT AND CONTROL

## STATE OPERATIONS ALL FUNDS FINANCIAL REQUIREMENTS BY PROGRAM APPROPRIATIONS (dollars)

Program	Available 2008-09	Recommended 2009-10	Change
Administration Program			
General Fund	12,983,000	12,572,000	(411,000)
Chief Information Office			
General Fund	21,517,300	19,453,000	(2,064,300)
Environmental Protection and Spill			
Compensation			
Special Revenue Funds - Other	1,073,000	1,018,000	(55,000)
Executive Direction			
General Fund	9,758,500	9,379,000	(379,500)
Internal Service Funds	1,820,000	1,868,000	48,000
Pension Investment and Public Finance			
Program			
General Fund	837,200	756,000	(81,200)
Internal Service Funds	2,240,000	2,240,000	0
Fiduciary Funds	11,007,400	11,288,000	280,600
Legal Services			
General Fund	6,346,000	6,308,000	(38,000)
Retirement Services Program			
Fiduciary Funds	88,034,600	90,102,000	2,067,400
Office of the Special Deputy Comptroller for			
New York City			
Special Revenue Funds - Other	4,529,000	4,397,000	(132,000)
State and Local Accountability			
General Fund	44,316,300	43,373,000	(943,300)
Special Revenue Funds - Other	545,000	491,000	(54,000)
State Operations			
General Fund	53,898,700	49,616,000	(4,282,700)
Special Revenue Funds - Other	5,099,000	5,102,000	3,000
Internal Service Funds	150,000	150,000	0
Total	<u>264,155,000</u>	<u>258,113,000</u>	<u>(6,042,000)</u>

## STATE OPERATIONS - GENERAL FUND SUMMARY OF PERSONAL SERVICE APPROPRIATIONS AND CHANGES 2009-10 RECOMMENDED (dollars)

Program	Total		Personal Service Regular (Annual Salaried)	
	Amount	Change	Amount	Change
Administration Program	7,274,000	(108,000)	7,124,000	(108,000)
Chief Information Office	14,323,000	(157,300)	13,823,000	(157,300)
Executive Direction	8,502,000	253,500	8,412,000	253,500
Pension Investment and Public Finance				
Program	561,000	3,800	558,000	3,800
Legal Services	5,932,000	86,000	5,862,000	86,000
State and Local Accountability	38,456,000	269,700	37,981,000	269,700
State Operations	38,726,000	(298,700)	37,309,000	(298,700)
Total	<u>113,774,000</u>	<u>49,000</u>	<u>111,069,000</u>	<u>49,000</u>

Program	Temporary Service (Nonannual Salaried)		Holiday/Overtime Pay	
	Amount	Change	Amount	Change
Administration Program	50,000	0	100,000	0
Chief Information Office	300,000	0	200,000	0
Executive Direction	75,000	0	15,000	0
Pension Investment and Public Finance				
Program	3,000	0	0	0
Legal Services	50,000	0	20,000	0
State and Local Accountability	275,000	0	200,000	0
State Operations	475,000	0	942,000	0
Total	<u>1,228,000</u>	<u>0</u>	<u>1,477,000</u>	<u>0</u>

# AUDIT AND CONTROL

**STATE OPERATIONS - GENERAL FUND  
SUMMARY OF NONPERSONAL SERVICE AND MAINTENANCE UNDISTRIBUTED  
APPROPRIATIONS AND CHANGES  
2009-10 RECOMMENDED  
(dollars)**

Program	Total		Supplies and Materials	
	Amount	Change	Amount	Change
Administration Program	5,298,000	(303,000)	346,000	0
Chief Information Office	5,130,000	(1,907,000)	550,000	0
Executive Direction	877,000	(633,000)	74,000	0
Pension Investment and Public Finance Program	195,000	(85,000)	12,000	0
Legal Services	376,000	(124,000)	67,000	0
State and Local Accountability	4,917,000	(1,213,000)	206,000	(2,000)
State Operations	10,890,000	(3,984,000)	458,000	0
Total	27,683,000	(8,249,000)	1,713,000	(2,000)

Program	Travel		Contractual Services	
	Amount	Change	Amount	Change
Administration Program	201,000	0	4,603,000	(303,000)
Chief Information Office	125,000	0	3,065,000	(1,907,000)
Executive Direction	91,000	0	682,000	(633,000)
Pension Investment and Public Finance Program	21,000	0	129,000	(85,000)
Legal Services	73,000	0	216,000	(124,000)
State and Local Accountability	2,961,000	(10,000)	1,441,000	(1,196,000)
State Operations	400,000	0	6,661,000	(3,984,000)
Total	3,872,000	(10,000)	16,797,000	(8,232,000)

Program	Equipment	
	Amount	Change
Administration Program	148,000	0
Chief Information Office	1,390,000	0
Executive Direction	30,000	0
Pension Investment and Public Finance Program	33,000	0
Legal Services	20,000	0
State and Local Accountability	309,000	(5,000)
State Operations	3,371,000	0
Total	5,301,000	(5,000)

# AUDIT AND CONTROL

## STATE OPERATIONS - OTHER THAN GENERAL FUND SUMMARY OF APPROPRIATIONS AND CHANGES 2009-10 RECOMMENDED (dollars)

Program	Total		Personal Service	
	Amount	Change	Amount	Change
Environmental Protection and Spill				
Compensation	1,018,000	(55,000)	523,000	(31,000)
Executive Direction	1,868,000	48,000	1,201,000	26,000
Pension Investment and Public Finance				
Program	13,528,000	280,600	6,696,000	281,000
Retirement Services Program	90,102,000	2,067,400	44,449,000	2,058,000
Office of the Special Deputy Comptroller for				
New York City	4,397,000	(132,000)	2,759,000	(105,000)
State and Local Accountability	491,000	(54,000)	270,000	(30,000)
State Operations	5,252,000	3,000	68,000	3,000
Total	<u>116,656,000</u>	<u>2,158,000</u>	<u>55,966,000</u>	<u>2,202,000</u>

Program	Nonpersonal Service	
	Amount	Change
Environmental Protection and Spill		
Compensation	495,000	(24,000)
Executive Direction	667,000	22,000
Pension Investment and Public Finance		
Program	6,832,000	(400)
Retirement Services Program	45,653,000	9,400
Office of the Special Deputy Comptroller for		
New York City	1,638,000	(27,000)
State and Local Accountability	221,000	(24,000)
State Operations	5,184,000	0
Total	<u>60,690,000</u>	<u>(44,000)</u>

## AID TO LOCALITIES ALL FUNDS FINANCIAL REQUIREMENTS BY FUND TYPE APPROPRIATIONS (dollars)

Fund Type	Available 2008-09	Recommended 2009-10	Change
General Fund	38,507,100	32,025,000	(6,482,100)
Special Revenue Funds - Other	78,000,000	78,000,000	0
Total	<u>116,507,100</u>	<u>110,025,000</u>	<u>(6,482,100)</u>

## AID TO LOCALITIES ALL FUNDS FINANCIAL REQUIREMENTS BY PROGRAM APPROPRIATIONS (dollars)

Program	Available 2008-09	Recommended 2009-10	Change
Executive Direction			
Special Revenue Funds - Other	78,000,000	78,000,000	0
State Operations			
General Fund	38,507,100	32,025,000	(6,482,100)
Total	<u>116,507,100</u>	<u>110,025,000</u>	<u>(6,482,100)</u>



# ***DIVISION OF THE BUDGET***

## ***MISSION***

The Division of the Budget is responsible for assisting the Governor in the development of the Executive Budget and executes the budget as adopted by the Legislature. The Division also serves as the Governor's primary advisor on such fiscal matters as local government and public authority finances.

## ***ORGANIZATION AND STAFFING***

Located in Albany, the Division of the Budget operates under the direction of the Budget Director.

## ***BUDGET HIGHLIGHTS***

The Executive Budget recommends **\$60.8 million All Funds** (\$34.4 million General Fund and \$26.4 million Other Funds) for the Division of the Budget. This is an overall decrease of **\$40.5 million**, due to a \$40 million reduction in the Statewide Financial System Program and a \$510,000 decrease in other Nonpersonal services.

The Executive Budget recommends a staffing level of **365 FTEs** for the Division of the Budget, unchanged from the 2008-09 budget.

Major budget actions include:

- **Statewide Financial System:** Reappropriations totaling \$129.2 million are included to continue the development of a financial system for the State, to be used by the Office of the State Comptroller, the Division of the Budget and State agencies. This new system will integrate the State's financial transactions, improving the efficiency of government operations and providing detailed information on State finances from a single consolidated source. The system is in development, with project teams and agency stakeholders designing a statewide Chart of Accounts, accounting ledgers, and procurement services – including the creation of a statewide vendor file. The project teams will focus on travel expense processing, grants processing, and budget development in the coming months. The joint governance structure established a year ago continues to manage the project teams and ensure successful implementation.

## ***PROGRAM HIGHLIGHTS***

The Division's activities include:

- Establishing budget policy and agency direction;
- Providing fiscal policy advice in revenue and expenditure forecasting, budget process management and intergovernmental relations; and
- Coordinating the development and execution of State agency programs and budgets.

# BUDGET

## ALL FUNDS APPROPRIATIONS (dollars)

Category	Available 2008-09	Appropriations Recommended 2009-10	Change	Reappropriations Recommended 2009-10
State Operations	101,345,000	60,835,000	(40,510,000)	129,200,000
Aid To Localities	0	0	0	0
Capital Projects	0	0	0	0
Total	101,345,000	60,835,000	(40,510,000)	129,200,000

## ALL FUND TYPES PROJECTED LEVELS OF EMPLOYMENT BY PROGRAM FILLED ANNUAL SALARIED POSITIONS

### Full-Time Equivalent Positions (FTE)

Program	2008-09 Estimated FTEs 03/31/09	2009-10 Estimated FTEs 03/31/10	FTE Change
Budget Division			
General Fund	297	297	0
Special Revenue Funds - Other	28	28	0
Statewide Financial System Program			
Special Revenue Funds - Other	40	40	0
Total	365	365	0

## STATE OPERATIONS ALL FUNDS FINANCIAL REQUIREMENTS BY FUND TYPE APPROPRIATIONS (dollars)

Fund Type	Available 2008-09	Recommended 2009-10	Change
General Fund	34,932,000	34,422,000	(510,000)
Special Revenue Funds - Other	64,763,000	24,763,000	(40,000,000)
Internal Service Funds	1,650,000	1,650,000	0
Total	101,345,000	60,835,000	(40,510,000)

### Adjustments:

Transfer(s) From	
Special Pay Bill	
General Fund	(1,525,000)
Special Revenue Funds - Other	(559,000)
Appropriated 2008-09	99,261,000

## STATE OPERATIONS ALL FUNDS FINANCIAL REQUIREMENTS BY PROGRAM APPROPRIATIONS (dollars)

Program	Available 2008-09	Recommended 2009-10	Change
Budget Division			
General Fund	30,932,000	30,422,000	(510,000)
Special Revenue Funds - Other	22,763,000	22,763,000	0
Internal Service Funds	1,650,000	1,650,000	0
Cash Management Improvement Act			
General Fund	4,000,000	4,000,000	0
Special Revenue Funds - Other	2,000,000	2,000,000	0
Statewide Financial System Program			
Special Revenue Funds - Other	40,000,000	0	(40,000,000)
Total	101,345,000	60,835,000	(40,510,000)

**STATE OPERATIONS - GENERAL FUND  
SUMMARY OF PERSONAL SERVICE APPROPRIATIONS AND CHANGES  
2009-10 RECOMMENDED  
(dollars)**

<b>Program</b>	<b>Total</b>		<b>Personal Service Regular (Annual Salaried)</b>	
	<b>Amount</b>	<b>Change</b>	<b>Amount</b>	<b>Change</b>
Budget Division	25,115,000	0	24,415,000	0
<b>Total</b>	<b>25,115,000</b>	<b>0</b>	<b>24,415,000</b>	<b>0</b>

  

<b>Program</b>	<b>Temporary Service (Nonannual Salaried)</b>		<b>Holiday/Overtime Pay</b>	
	<b>Amount</b>	<b>Change</b>	<b>Amount</b>	<b>Change</b>
Budget Division	500,000	0	200,000	0
<b>Total</b>	<b>500,000</b>	<b>0</b>	<b>200,000</b>	<b>0</b>

**STATE OPERATIONS - GENERAL FUND  
SUMMARY OF NONPERSONAL SERVICE AND MAINTENANCE UNDISTRIBUTED  
APPROPRIATIONS AND CHANGES  
2009-10 RECOMMENDED  
(dollars)**

<b>Program</b>	<b>Total</b>		<b>Supplies and Materials</b>	
	<b>Amount</b>	<b>Change</b>	<b>Amount</b>	<b>Change</b>
Budget Division	5,307,000	(510,000)	200,000	0
Cash Management Improvement Act	4,000,000	0	0	0
<b>Total</b>	<b>9,307,000</b>	<b>(510,000)</b>	<b>200,000</b>	<b>0</b>

  

<b>Program</b>	<b>Travel</b>		<b>Contractual Services</b>	
	<b>Amount</b>	<b>Change</b>	<b>Amount</b>	<b>Change</b>
Budget Division	200,000	0	4,251,000	0
Cash Management Improvement Act	0	0	4,000,000	0
<b>Total</b>	<b>200,000</b>	<b>0</b>	<b>8,251,000</b>	<b>0</b>

  

<b>Program</b>	<b>Equipment</b>		<b>Maintenance Undistributed</b>	
	<b>Amount</b>	<b>Change</b>	<b>Amount</b>	<b>Change</b>
Budget Division	300,000	0	356,000	(510,000)
Cash Management Improvement Act	0	0	0	0
<b>Total</b>	<b>300,000</b>	<b>0</b>	<b>356,000</b>	<b>(510,000)</b>

**STATE OPERATIONS - OTHER THAN GENERAL FUND  
SUMMARY OF APPROPRIATIONS AND CHANGES  
2009-10 RECOMMENDED  
(dollars)**

<b>Program</b>	<b>Total</b>		<b>Personal Service</b>	
	<b>Amount</b>	<b>Change</b>	<b>Amount</b>	<b>Change</b>
Budget Division	24,413,000	0	6,794,000	0
Cash Management Improvement Act	2,000,000	0	0	0
Statewide Financial System Program	0	(40,000,000)	0	(4,500,000)
<b>Total</b>	<b>26,413,000</b>	<b>(40,000,000)</b>	<b>6,794,000</b>	<b>(4,500,000)</b>

  

<b>Program</b>	<b>Nonpersonal Service</b>		<b>Maintenance Undistributed</b>	
	<b>Amount</b>	<b>Change</b>	<b>Amount</b>	<b>Change</b>
Budget Division	17,469,000	0	150,000	0
Cash Management Improvement Act	0	0	2,000,000	0
Statewide Financial System Program	0	(35,500,000)	0	0
<b>Total</b>	<b>17,469,000</b>	<b>(35,500,000)</b>	<b>2,150,000</b>	<b>0</b>



# CAPITAL DEFENDER OFFICE

The Capital Defender Office was closed and ceased operations on Friday, June 13, 2008.

## ALL FUNDS APPROPRIATIONS (dollars)

Category	Available 2008-09	Appropriations Recommended 2009-10	Change	Reappropriations Recommended 2009-10
State Operations	387,000	0	(387,000)	0
Aid To Localities	0	0	0	0
Capital Projects	0	0	0	0
Total	<u>387,000</u>	<u>0</u>	<u>(387,000)</u>	<u>0</u>

## STATE OPERATIONS ALL FUNDS FINANCIAL REQUIREMENTS BY FUND TYPE APPROPRIATIONS (dollars)

Fund Type	Available 2008-09	Recommended 2009-10	Change
General Fund	387,000	0	(387,000)
Total	<u>387,000</u>	<u>0</u>	<u>(387,000)</u>
Adjustments:			
Transfer(s) From			
Special Pay Bill			
General Fund	(19,000)		
Appropriated 2008-09	<u>368,000</u>		

## STATE OPERATIONS ALL FUNDS FINANCIAL REQUIREMENTS BY PROGRAM APPROPRIATIONS (dollars)

Program	Available 2008-09	Recommended 2009-10	Change
Capital Defense			
General Fund	387,000	0	(387,000)
Total	<u>387,000</u>	<u>0</u>	<u>(387,000)</u>

## STATE OPERATIONS - GENERAL FUND SUMMARY OF PERSONAL SERVICE APPROPRIATIONS AND CHANGES 2009-10 RECOMMENDED (dollars)

Program	Total		Personal Service Regular (Annual Salaried)	
	Amount	Change	Amount	Change
Capital Defense	0	(229,000)	0	(229,000)
Total	<u>0</u>	<u>(229,000)</u>	<u>0</u>	<u>(229,000)</u>

# ***CAPITAL DEFENDER***

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**STATE OPERATIONS - GENERAL FUND  
SUMMARY OF NONPERSONAL SERVICE AND MAINTENANCE UNDISTRIBUTED  
APPROPRIATIONS AND CHANGES  
2009-10 RECOMMENDED  
(dollars)**

<b>Program</b>	<b>Total</b>		<b>Supplies and Materials</b>	
	<b>Amount</b>	<b>Change</b>	<b>Amount</b>	<b>Change</b>
Capital Defense	0	(158,000)	0	(3,000)
Total	<u>0</u>	<u>(158,000)</u>	<u>0</u>	<u>(3,000)</u>

  

<b>Program</b>	<b>Travel</b>		<b>Contractual Services</b>	
	<b>Amount</b>	<b>Change</b>	<b>Amount</b>	<b>Change</b>
Capital Defense	0	(3,000)	0	(152,000)
Total	<u>0</u>	<u>(3,000)</u>	<u>0</u>	<u>(152,000)</u>

# **DEPARTMENT OF CIVIL SERVICE**

## **MISSION**

In accordance with the Civil Service Law, the Department of Civil Service is charged with providing human resource management services to State and local governments.

## **ORGANIZATION AND STAFFING**

Based in Albany, the Department of Civil Service operates under the direction of a Commissioner who is appointed by the Governor. The Civil Service Commission consists of the Commissioner, who serves as its President, and two Commissioners who are also appointed by the Governor. The Commission acts as an appellate body responsible for reviewing determinations of the Department and the Director of Classification and Compensation.

The responsibilities of the Department are carried out through eight divisions:

- The Division of Information Resource Management provides the Department's basic data, information and systems and has primary responsibility for implementation of the Department's technology projects;
- The Staffing Services Division provides State agencies with personnel recruitment and placement services. The Division coordinates the Department's response to agency personnel operations and develops and administers a variety of tests for State positions, including oral, training and experience and performance assessment;
- The Testing Services Division develops, administers and validates State and local written tests;
- The Division of Classification and Compensation determines appropriate job titles for agency functions and salary levels for existing and new positions;
- The Division of Personnel Services encompasses the Employee Benefits Division and the Employee Health Service. The Employee Benefits Division administers health, dental, life, vision, disability and accident benefit programs for State employees and participating local governments. Responsibilities include contracting with insurance companies and other vendors to deliver services, financial management of these programs, communicating plan provisions to subscribers, assisting enrollees in resolving disputed claims, maintaining enrollment information for over 1.2 million covered individuals and financial accounting for approximately \$6.3 billion in annual premiums through the New York Benefits Eligibility and Accounting System. The Employee Health Service is responsible for conducting and administering medical examinations and evaluations, work place nursing activities, and occupational health screenings and immunizations for NYS employees located in nursing stations throughout the State;
- The Municipal Service Division assists 100 local civil service agencies in classifying positions, interpreting laws and rules and, together with the Testing Division, providing selection devices and examinations;
- The Diversity Planning and Management Division approves and monitors affirmative action plans for State agencies, provides technical assistance and training in the achievement of cultural diversity in the workforce and is also responsible for administering the Workers With Disabilities Program; and

## **CIVIL SERVICE**

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- The Division of Administration provides leadership, management direction and support for the operating divisions of the Department, and is composed of units responsible for personnel, finance, legal, internal audit, planning and training functions.

### **BUDGET HIGHLIGHTS**

The Executive Budget recommends **\$64.3 million All Funds** (\$22.2 million General Fund; \$39.9 million Internal Service Fund; \$2.2 million Other Funds) for the Department of Civil Service. This is a decrease of **\$6.6 million** (\$2.2 million General Fund; \$4.3 million Internal Service Fund; \$106,000 Other Funds) from the 2008-09 budget. This decrease primarily reflects elimination of funded vacant positions, attrition, reducing the number of exam review sites, using paperless exam announcements and other administrative savings initiatives. It further reflects adjustments for fringe benefits and indirect costs.

The Executive Budget recommends a staffing level of **544 FTEs** for the Department of Civil Service, a **decrease of 16** from the 2008-09 Budget.

### **PROGRAM HIGHLIGHTS**

In 2009-10, the Department will continue targeted investments in technology to improve services to State agencies, employees and retirees.

- **Integrated Testing System (ITS):** The Department has awarded a contract to develop an ITS that will enhance the quality and timeliness of test development, administration and scoring.
- **Eligible List Management System (ELMS):** The Department is completing implementation of the new ELMS, which will automate what is now largely a paper-driven process and result in faster, more up-to-date eligible list information to agencies for their use in filling positions.
- **MyNYSHIP:** Allows employees to view information on their benefits, submit address change requests, order Empire Plan ID cards via the Internet, submit option transfer requests and process new enrollment requests. In addition, the Department continues to develop the “Manage Dependant Information” component, which will allow such activities as adding, deleting or editing dependant information.

As part of the health insurance premium setting process each year, the Department reviews carrier premium demands and negotiates reductions in premium to more accurately reflect expected claim costs and allowable administrative expenses in the coming plan year. The Department has achieved significant plan savings through this process in the past and will diligently continue to identify future plan savings and operational improvements. Through implementation of a new strategy for premium development, the Department negotiated an aggregate 2009 Empire Plan premium increase of only 1.16 percent, significantly lower than previous years.

The Department also recognized the risk that additional costs were being incurred for ineligible dependents enrolled in the program. As a result, the Department recently awarded a contract to conduct an eligibility audit of NYSHIP’s dependent eligibility

population. The contract, which includes a provision guaranteeing a return on investment of 3-to-1, will generate significant savings to the Health Insurance Plan and the State.

The current Empire Plan Prescription Drug Contract has resulted in deeper discounts on prescription drugs, higher rebates and reduced administrative costs. Additionally, the Department was successful in negotiating the recovery of one-time overcharges totaling \$30.4 million by CIGNA and Express Scripts Inc., the Empire Plan's prior prescription drug insurer.

**ALL FUNDS  
APPROPRIATIONS  
(dollars)**

<b>Category</b>	<b>Available 2008-09</b>	<b>Appropriations Recommended 2009-10</b>	<b>Change</b>	<b>Reappropriations Recommended 2009-10</b>
State Operations	70,911,000	64,312,000	(6,599,000)	0
Aid To Localities	0	0	0	0
Capital Projects	0	0	0	0
<b>Total</b>	<b>70,911,000</b>	<b>64,312,000</b>	<b>(6,599,000)</b>	<b>0</b>

**ALL FUND TYPES  
PROJECTED LEVELS OF EMPLOYMENT BY PROGRAM  
FILLED ANNUAL SALARIED POSITIONS**

**Full-Time Equivalent Positions (FTE)**

<b>Program</b>	<b>2008-09 Estimated FTEs 03/31/09</b>	<b>2009-10 Estimated FTEs 03/31/10</b>	<b>FTE Change</b>
Administration and Information Management			
General Fund	77	71	(6)
Internal Service Funds	23	23	0
Local Civil Service			
General Fund	11	9	(2)
Labor Management Programs			
General Fund	17	17	0
Personnel Benefit Services			
General Fund	29	27	(2)
Internal Service Funds	171	171	0
Personnel Management Services			
General Fund	176	170	(6)
Special Revenue Funds - Other	5	5	0
Internal Service Funds	51	51	0
<b>Total</b>	<b>560</b>	<b>544</b>	<b>(16)</b>

**STATE OPERATIONS  
ALL FUNDS FINANCIAL REQUIREMENTS BY FUND TYPE  
APPROPRIATIONS  
(dollars)**

<b>Fund Type</b>	<b>Available 2008-09</b>	<b>Recommended 2009-10</b>	<b>Change</b>
General Fund	24,389,000	22,211,000	(2,178,000)
Special Revenue Funds - Other	2,352,000	2,246,000	(106,000)
Internal Service Funds	44,170,000	39,855,000	(4,315,000)
<b>Total</b>	<b>70,911,000</b>	<b>64,312,000</b>	<b>(6,599,000)</b>

Adjustments:

Transfer(s) From	
Special Pay Bill	
General Fund	(1,364,000)
Special Revenue Funds - Other	(30,000)
Internal Service Funds	(1,515,000)
Appropriated 2008-09	<u>68,002,000</u>

# CIVIL SERVICE

## STATE OPERATIONS ALL FUNDS FINANCIAL REQUIREMENTS BY PROGRAM APPROPRIATIONS (dollars)

<u>Program</u>	<u>Available 2008-09</u>	<u>Recommended 2009-10</u>	<u>Change</u>
Administration and Information			
Management			
General Fund	7,617,000	5,921,000	(1,696,000)
Internal Service Funds	4,121,000	3,556,000	(565,000)
Local Civil Service			
General Fund	965,000	711,000	(254,000)
Personnel Benefit Services			
General Fund	2,046,000	2,087,000	41,000
Special Revenue Funds - Other	300,000	300,000	0
Internal Service Funds	31,853,000	28,894,000	(2,959,000)
Personnel Management Services			
General Fund	13,761,000	13,492,000	(269,000)
Special Revenue Funds - Other	2,052,000	1,946,000	(106,000)
Internal Service Funds	8,196,000	7,405,000	(791,000)
Total	<u>70,911,000</u>	<u>64,312,000</u>	<u>(6,599,000)</u>

## STATE OPERATIONS - GENERAL FUND SUMMARY OF PERSONAL SERVICE APPROPRIATIONS AND CHANGES 2009-10 RECOMMENDED (dollars)

<u>Program</u>	<u>Total</u>		<u>Personal Service Regular (Annual Salaried)</u>	
	<u>Amount</u>	<u>Change</u>	<u>Amount</u>	<u>Change</u>
Administration and Information				
Management	5,387,000	(1,460,000)	5,386,000	(1,459,000)
Local Civil Service	695,000	(238,000)	694,000	(238,000)
Personnel Benefit Services	1,910,000	94,000	1,871,000	100,000
Personnel Management Services	12,504,000	1,043,000	11,653,000	988,000
Total	<u>20,496,000</u>	<u>(561,000)</u>	<u>19,604,000</u>	<u>(609,000)</u>
<u>Program</u>	<u>Temporary Service (Nonannual Salaried)</u>		<u>Holiday/Overtime Pay</u>	
	<u>Amount</u>	<u>Change</u>	<u>Amount</u>	<u>Change</u>
Administration and Information				
Management	0	0	1,000	(1,000)
Local Civil Service	0	0	1,000	0
Personnel Benefit Services	28,000	0	11,000	(6,000)
Personnel Management Services	750,000	(27,000)	101,000	82,000
Total	<u>778,000</u>	<u>(27,000)</u>	<u>114,000</u>	<u>75,000</u>

# CIVIL SERVICE

**STATE OPERATIONS - GENERAL FUND  
SUMMARY OF NONPERSONAL SERVICE AND MAINTENANCE UNDISTRIBUTED  
APPROPRIATIONS AND CHANGES  
2009-10 RECOMMENDED  
(dollars)**

<b>Program</b>	<b>Total</b>		<b>Supplies and Materials</b>	
	<b>Amount</b>	<b>Change</b>	<b>Amount</b>	<b>Change</b>
Administration and Information				
Management	534,000	(236,000)	14,000	(34,000)
Local Civil Service	16,000	(16,000)	0	(6,000)
Personnel Benefit Services	177,000	(53,000)	42,000	5,000
Personnel Management Services	988,000	(1,312,000)	118,000	(50,000)
<b>Total</b>	<b>1,715,000</b>	<b>(1,617,000)</b>	<b>174,000</b>	<b>(85,000)</b>

<b>Program</b>	<b>Travel</b>		<b>Contractual Services</b>	
	<b>Amount</b>	<b>Change</b>	<b>Amount</b>	<b>Change</b>
Administration and Information				
Management	38,000	(38,000)	450,000	(114,000)
Local Civil Service	16,000	5,000	0	(15,000)
Personnel Benefit Services	1,000	(19,000)	104,000	(39,000)
Personnel Management Services	50,000	(121,000)	811,000	(1,127,000)
<b>Total</b>	<b>105,000</b>	<b>(173,000)</b>	<b>1,365,000</b>	<b>(1,295,000)</b>

<b>Program</b>	<b>Equipment</b>	
	<b>Amount</b>	<b>Change</b>
Administration and Information		
Management	32,000	(50,000)
Local Civil Service	0	0
Personnel Benefit Services	30,000	0
Personnel Management Services	9,000	(14,000)
<b>Total</b>	<b>71,000</b>	<b>(64,000)</b>

**STATE OPERATIONS - OTHER THAN GENERAL FUND  
SUMMARY OF APPROPRIATIONS AND CHANGES  
2009-10 RECOMMENDED  
(dollars)**

<b>Program</b>	<b>Total</b>		<b>Personal Service</b>	
	<b>Amount</b>	<b>Change</b>	<b>Amount</b>	<b>Change</b>
Administration and Information				
Management	3,556,000	(565,000)	1,921,000	(161,000)
Personnel Benefit Services	29,194,000	(2,959,000)	11,685,000	(70,000)
Personnel Management Services	9,351,000	(897,000)	4,053,000	(1,406,000)
<b>Total</b>	<b>42,101,000</b>	<b>(4,421,000)</b>	<b>17,659,000</b>	<b>(1,637,000)</b>

<b>Program</b>	<b>Nonpersonal Service</b>		<b>Maintenance Undistributed</b>	
	<b>Amount</b>	<b>Change</b>	<b>Amount</b>	<b>Change</b>
Administration and Information				
Management	1,635,000	(404,000)	0	0
Personnel Benefit Services	10,013,000	(2,886,000)	7,496,000	(3,000)
Personnel Management Services	5,298,000	509,000	0	0
<b>Total</b>	<b>16,946,000</b>	<b>(2,781,000)</b>	<b>7,496,000</b>	<b>(3,000)</b>



# **CONSUMER PROTECTION BOARD**

## **MISSION**

The Consumer Protection Board was created to protect and advance the rights of New York State's consumers. The Board handles consumer complaints and mediates consumer disputes, promotes consumer education and fraud prevention, and represents consumers in utility rate cases and before various regulatory agencies. The Board also advises the Governor on consumer issues and recommends legislative initiatives on consumer-related matters.

## **ORGANIZATION AND STAFFING**

The Consumer Protection Board consists of three main bureaus: Outreach and Program Development, Utility Intervention and New Technologies, and Counsel, Policy Research and Investigations. The agency is located in Albany and New York City.

## **BUDGET HIGHLIGHTS**

The 2009-10 Executive Budget recommends **\$3.5 million All Funds** (\$3.1 million General Fund, which is now the primary source for funding this agency; \$0.4 million Other Funds). This is a decrease of **\$1.8 million** (\$0.4 General Fund; \$1.4 million Other Funds) from the 2008-09 Budget. The decrease primarily reflects the shifting of fringe benefit and indirect costs to General State Charges (\$1.2 million) and nonpersonal service savings. The Consumer Protection Board will have a workforce of **33 FTEs** in 2009-10, unchanged from the prior year.

Major budget actions include:

- **Identity Theft Mitigation:** To respond to the new law creating the Identity Theft Mitigation Program, the Board will provide information, assistance and intervention to victims to remediate the harm from identity theft.
- **Enhancement of Product Recall:** To respond to increased consumer concerns regarding recalls of unsafe consumer products, especially lead-based toys and unsafe juvenile durable products, the Board will ensure that New Yorkers are better informed of potentially dangerous products.
- **Leveraging Partnerships:** The Consumer Protection Board will make efficient use of its available resources by leveraging its partnerships with local, State, federal and private entities to transmit its consumer messages and deliver programs to maximize existing resources and reduce costs.

## **PROGRAM HIGHLIGHTS**

In 2008, the Consumer Protection Board focused on its public and private partnerships to facilitate the delivery of important consumer information, warnings and resources, including those relating to financial prudence, identity theft and product safety. The Bureau of Utility Intervention and New Technologies advocates on behalf of New York consumers on utility related issues and provides utility and energy market information. Within the Outreach and Development Bureau, the Consumer Assistance Unit mediates disputes between consumers and businesses. The Counsel, Policy

## CONSUMER PROTECTION

Research and Investigations Bureau is responsible for the Board's legal functions including potential violations of New York State's Motor Fuel Marketing Practices Act and an enforcement of the "Do Not Call" Law.

### ALL FUNDS APPROPRIATIONS (dollars)

Category	Available 2008-09	Appropriations Recommended 2009-10	Change	Reappropriations Recommended 2009-10
State Operations	5,310,000	3,494,000	(1,816,000)	0
Aid To Localities	0	0	0	0
Capital Projects	0	0	0	0
Total	5,310,000	3,494,000	(1,816,000)	0

### ALL FUND TYPES PROJECTED LEVELS OF EMPLOYMENT BY PROGRAM FILLED ANNUAL SALARIED POSITIONS

#### Full-Time Equivalent Positions (FTE)

Program	2008-09 Estimated FTEs 03/31/09	2009-10 Estimated FTEs 03/31/10	FTE Change
Consumer Protection			
General Fund	0	32	32
Special Revenue Funds - Other	33	1	(32)
Total	33	33	0

### STATE OPERATIONS ALL FUNDS FINANCIAL REQUIREMENTS BY FUND TYPE APPROPRIATIONS (dollars)

Fund Type	Available 2008-09	Recommended 2009-10	Change
General Fund	3,514,000	3,094,000	(420,000)
Special Revenue Funds - Other	1,796,000	400,000	(1,396,000)
Total	5,310,000	3,494,000	(1,816,000)

#### Adjustments:

#### Transfer(s) From

Consumer Protection Board, State  
Special Revenue Funds - Other

(3,194,000)

#### Special Pay Bill

Special Revenue Funds - Other

(212,000)

#### Transfer(s) To

Consumer Protection Board, State

General Fund

3,194,000

Appropriated 2008-09

5,098,000

### STATE OPERATIONS ALL FUNDS FINANCIAL REQUIREMENTS BY PROGRAM APPROPRIATIONS (dollars)

Program	Available 2008-09	Recommended 2009-10	Change
Consumer Protection			
General Fund	3,514,000	3,094,000	(420,000)
Special Revenue Funds - Other	1,796,000	400,000	(1,396,000)
Total	5,310,000	3,494,000	(1,816,000)

# CONSUMER PROTECTION

**STATE OPERATIONS - GENERAL FUND  
SUMMARY OF PERSONAL SERVICE APPROPRIATIONS AND CHANGES  
2009-10 RECOMMENDED  
(dollars)**

Program	Total		Personal Service Regular (Annual Salaried)	
	Amount	Change	Amount	Change
Consumer Protection	2,503,000	(213,000)	2,503,000	(208,000)
Total	2,503,000	(213,000)	2,503,000	(208,000)

Program	Holiday/Overtime Pay (Annual Salaried)	
	Amount	Change
Consumer Protection	0	(5,000)
Total	0	(5,000)

**STATE OPERATIONS - GENERAL FUND  
SUMMARY OF NONPERSONAL SERVICE AND MAINTENANCE UNDISTRIBUTED  
APPROPRIATIONS AND CHANGES  
2009-10 RECOMMENDED  
(dollars)**

Program	Total		Supplies and Materials	
	Amount	Change	Amount	Change
Consumer Protection	591,000	(207,000)	103,000	(7,000)
Total	591,000	(207,000)	103,000	(7,000)

Program	Travel		Contractual Services	
	Amount	Change	Amount	Change
Consumer Protection	54,000	(40,000)	358,000	(152,000)
Total	54,000	(40,000)	358,000	(152,000)

Program	Equipment	
	Amount	Change
Consumer Protection	76,000	(8,000)
Total	76,000	(8,000)

**STATE OPERATIONS - OTHER THAN GENERAL FUND  
SUMMARY OF APPROPRIATIONS AND CHANGES  
2009-10 RECOMMENDED  
(dollars)**

Program	Total		Personal Service	
	Amount	Change	Amount	Change
Consumer Protection	400,000	(1,396,000)	107,000	2,000
Total	400,000	(1,396,000)	107,000	2,000

Program	Nonpersonal Service	
	Amount	Change
Consumer Protection	293,000	(1,398,000)
Total	293,000	(1,398,000)



# **STATE COMMISSION OF CORRECTION**

## **MISSION**

The State Commission of Correction (SCOC) regulates and oversees the operation and management of State and local correctional facilities. The Agency's role is to promote a safe, secure and stable correctional system and to provide for the accountability of corrections officials. As a result of legislation enacted in 1996, the Commission's role includes the oversight of secure youth facilities operated by the Office of Children and Family Services.

## **ORGANIZATION AND STAFFING**

The Commission is made up of three members appointed by the Governor, one of whom is designated Chair. The other Commissioners respectively chair the Citizens Policy and Complaint Review Council, which reviews grievances and complaints against correctional facilities, and the Medical Review Board, which investigates inmate deaths and oversees inmate health care services.

Regional teams of review specialists are responsible for visiting and inspecting local and State correctional facilities as well as juvenile detention facilities. They investigate unusual events at facilities, provide technical assistance to improve facility management and monitor facilities for compliance with standards and regulations. Legislation will be advanced that will permit SCOC to reduce their mandate when a facility is accredited by the American Correctional Association.

## **BUDGET HIGHLIGHTS**

The Executive Budget recommends **\$3 million General Fund** for the Commission of Correction, an increase of **\$13,000** from the 2008-09 Budget. The recommended staffing level is **34 FTEs**, unchanged from 2008-09.

## **PROGRAM HIGHLIGHTS**

The Commission monitors 70 State correctional facilities, 60 county jails, 16 New York City correctional facilities, 428 locally-operated police department detention facilities throughout the State and 5 juvenile detention facilities operated by the Office of Children and Family Services. The Agency also participates in the multi-agency Criminal Justice Systems Analysis Team (CJSAT) – operated in conjunction with the Division of Criminal Justice Services and the Division of Probation and Correctional Alternatives – to assist localities in analyzing operational issues in local correctional facilities.

# CORRECTION

## ALL FUNDS APPROPRIATIONS (dollars)

Category	Available 2008-09	Appropriations Recommended 2009-10	Change	Reappropriations Recommended 2009-10
State Operations	2,998,000	3,011,000	13,000	0
Aid To Localities	0	0	0	0
Capital Projects	0	0	0	0
Total	2,998,000	3,011,000	13,000	0

## ALL FUND TYPES PROJECTED LEVELS OF EMPLOYMENT BY PROGRAM FILLED ANNUAL SALARIED POSITIONS

### Full-Time Equivalent Positions (FTE)

Program	2008-09 Estimated FTEs 03/31/09	2009-10 Estimated FTEs 03/31/10	FTE Change
Improvement of Correctional Facilities			
General Fund	34	34	0
Total	34	34	0

## STATE OPERATIONS ALL FUNDS FINANCIAL REQUIREMENTS BY FUND TYPE APPROPRIATIONS (dollars)

Fund Type	Available 2008-09	Recommended 2009-10	Change
General Fund	2,998,000	3,011,000	13,000
Total	2,998,000	3,011,000	13,000

Adjustments:  
Transfer(s) From  
    Special Pay Bill  
    General Fund  
Appropriated 2008-09

(191,000)  
2,807,000

## STATE OPERATIONS ALL FUNDS FINANCIAL REQUIREMENTS BY PROGRAM APPROPRIATIONS (dollars)

Program	Available 2008-09	Recommended 2009-10	Change
Improvement of Correctional Facilities			
General Fund	2,998,000	3,011,000	13,000
Total	2,998,000	3,011,000	13,000

**STATE OPERATIONS - GENERAL FUND  
SUMMARY OF PERSONAL SERVICE APPROPRIATIONS AND CHANGES  
2009-10 RECOMMENDED  
(dollars)**

<b>Program</b>	<b>Total</b>		<b>Personal Service Regular (Annual Salaried)</b>	
	<b>Amount</b>	<b>Change</b>	<b>Amount</b>	<b>Change</b>
Improvement of Correctional Facilities	2,447,000	(11,000)	2,427,000	(11,000)
<b>Total</b>	<b>2,447,000</b>	<b>(11,000)</b>	<b>2,427,000</b>	<b>(11,000)</b>

<b>Program</b>	<b>Holiday/Overtime Pay (Annual Salaried)</b>	
	<b>Amount</b>	<b>Change</b>
Improvement of Correctional Facilities	20,000	0
<b>Total</b>	<b>20,000</b>	<b>0</b>

**STATE OPERATIONS - GENERAL FUND  
SUMMARY OF NONPERSONAL SERVICE AND MAINTENANCE UNDISTRIBUTED  
APPROPRIATIONS AND CHANGES  
2009-10 RECOMMENDED  
(dollars)**

<b>Program</b>	<b>Total</b>		<b>Supplies and Materials</b>	
	<b>Amount</b>	<b>Change</b>	<b>Amount</b>	<b>Change</b>
Improvement of Correctional Facilities	564,000	24,000	16,000	0
<b>Total</b>	<b>564,000</b>	<b>24,000</b>	<b>16,000</b>	<b>0</b>

<b>Program</b>	<b>Travel</b>		<b>Contractual Services</b>	
	<b>Amount</b>	<b>Change</b>	<b>Amount</b>	<b>Change</b>
Improvement of Correctional Facilities	195,000	24,000	345,000	0
<b>Total</b>	<b>195,000</b>	<b>24,000</b>	<b>345,000</b>	<b>0</b>

<b>Program</b>	<b>Equipment</b>	
	<b>Amount</b>	<b>Change</b>
Improvement of Correctional Facilities	8,000	0
<b>Total</b>	<b>8,000</b>	<b>0</b>



# **DEPARTMENT OF CORRECTIONAL SERVICES**

## **MISSION**

The Department of Correctional Services is responsible for the safe and secure confinement of convicted felons, and the preparation of these individuals for successful reintegration into the community upon release.

## **ORGANIZATION AND STAFFING**

The Department oversees the nation's fourth largest state prison system, currently operating 70 institutions, grouped within nine regional hubs. Each of the 69 correctional facilities is managed by a Superintendent, who reports to the Commissioner. More than 20,200 – or 67 percent – of the Department's staff are security personnel, with remaining staff primarily dedicated to the delivery of inmate programs, health services or facility operations. The Department also operates the Willard Drug Treatment Campus in Seneca County, in cooperation with the Division of Parole and the Office of Alcoholism and Substance Abuse Services.

## **BUDGET HIGHLIGHTS**

The Executive Budget recommends **\$3.0 billion All Funds** (\$2.5 billion General Fund; \$37 million Federal Funds; \$36 million Other Funds; \$78 million Internal Service Funds; \$43 million Enterprise Funds; \$320 million in Capital Projects Funds) for the Department of Correctional Services. A decrease of **\$100 million General Fund** primarily reflects the closure of four camps and several annexes and other measures in response to the decrease in the inmate population. An increase of **\$15 million Other Funds** primarily reflects the introduction of an option to house inmates from other jurisdictions.

The Executive Budget recommends a staffing level of **30,331 FTEs** for the Department of Correctional Services, a **decrease of 1,342** from the 2008-09 budget, reflecting the planned consolidation of the system.

Major budget actions include:

- **Elimination of Excess Capacity:** Since 1999, the Department's under-custody population has fallen by over 10,500 inmates, particularly in minimum security facilities, and has resulted in significant areas of unused prison capacity. Under current New York State law, the Commissioner is required to issue notification one year prior to closing a prison and to explore the potential for reuse. The Budget includes new legislation that would permit the Commissioner to eliminate excess prison capacity with only a 90-day notice in times of financial crisis. It is estimated that the closure announcement will be made in March 2009 with closure of the camps and annexes in June 2009. Staff at these facilities will be offered positions at other correctional facilities or can accept openings in other State agencies if they prefer.
- **Implementing Commission on Sentencing Reform Proposals:** The Commission on Sentencing Reform, established by Executive Order to review New York's complicated sentencing structure, is in the process of finalizing recommendations to simplify existing statute and to ensure that punishment is aligned with the nature of the offense. Even though the final report of the Commission is scheduled to be released after the Executive Budget, the

## ***CORRECTIONAL SERVICES***

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Commission Members identified certain proposals upon which they had agreed that would immediately begin to produce savings if enacted expeditiously. These proposals are advanced in Article VII legislation accompanying the Budget.

The Commission recommends the creation of a limited credit time allowance to provide for a six-month merit time allowance to certain violent felony offenders if the inmate displays good behavior during their term of incarceration and completes enhanced program requirements. The Commission also supports expanding eligibility to the Shock Incarceration program by increasing the age limit from 40 to 50 years of age and allowing for the selection of general confinement inmates once they are within three years of the earliest release date. Additionally, the Commission supports the implementation of graduated sanctions, utilizing a risk and needs assessment tool by parole officers for violations and the Board of Parole for releases, and removing re-entry barriers that could reduce the number of violations without negatively impacting public safety. Altogether, the proposals would reduce the prison population by approximately 1,600 inmates, allowing the Department to close an equivalent number of beds by January 2010.

- **Evaluation of Mental Health Programs:** In 2008, the Legislature enacted the Special Housing Unit (SHU) Exclusion bill, imposing requirements for the housing of inmates with mental illness. While nearly all of the provisions of this bill are proposed to be delayed until July 1, 2014, the Department will remain in compliance with a Private Settlement Agreement that DOCS and the Office of Mental Health reached with Disability Advocates, Inc. in April 2007. Delaying the effective date of the bill will allow for an evaluation of the effectiveness of the new Residential Mental Health Unit, located on the grounds of the Marcy Correctional Facility, as well the magnitude of any additional capacity needs to fully implement this new program. It is also recommended that the provisions be limited to facilities that house inmates with the greatest mental health needs and the training requirements for the Department's staff be amended.
- **Elimination of Board of Prisoner Payments:** The Board of Prisoner payments made by DOCS were originally established at a time when DOCS correctional facilities were significantly overcrowded. Over the last ten years the prison population has fallen and the number of "State-ready" inmates incarcerated in county jails fell as well – from a high of 4,425 in 1999 to the current level of only 300 inmates. In recognition of this decline, payments to local jails for housing "State-ready" inmates are eliminated. The Department will be required to provide a bed in a reception center for all "State ready" inmates within ten business days, except in instances where there are circumstances outside of the Department's control. In cases where the ten-day requirement is not met, the Department will reimburse the county for housing that "State ready" inmate in their jail.

## ***PROGRAM HIGHLIGHTS***

The under-custody prison population has declined by over 10,500 inmates since peaking at nearly 71,600 in 1999. This decline can be attributed to the increased number of scheduled releases of offenders who received longer determinate sentences under the Truth-In-Sentencing Law of 1995 and Jenna's Law of 1998, as well as the release of low level drug offenders, who are completing determinate sentences under the Felony Drug

## **CORRECTIONAL SERVICES**

Reform Act of 2004. Additionally, offenders who had been denied release by the Parole Board will reach two-thirds of their maximum sentence during 2009-10 and will be eligible to be conditionally released back to the community.

As soon as an inmate enters prison, an assessment is conducted to determine their need for rehabilitative programs. The Department offers educational programming, where the minimum goal is to assist inmates who do not have a high school diploma to receive a General Equivalency Diploma. An inmate can receive vocational training where a certificate is awarded upon learning the basic skills of one of the several trades that is offered. In some trades, they can continue on to a four-year apprenticeship program where the inmate receives certification from the Department of Labor. The inmate can also be placed in one of the Department's substance abuse treatment programs or an Aggression Replacement Training Program which focuses on anger management therapy. The Department's Program Services component also operates the sex offender treatment program which was expanded under the Sex Offender Management and Treatment Act of 2007.

Meeting the critical need of providing appropriate levels of medical services is important to the safety of the prison system and to the general public when an inmate is released. Often, inmates enter prison with significant health care needs which can include tuberculosis, hepatitis, or many other infectious conditions. The Department acts quickly to diagnose and begin treatment, if necessary, when an inmate enters prison and provides the greatest degree of services possible to seek a cure. The Health Services Program ensures that inmates receive a community level of care during their term of incarceration.

The safety and security of the Department's correctional institutions and the surrounding communities is maintained by the Supervision of Inmates Program while the Support Services Program provides all resources necessary for the operation of a correctional institution. This includes inmate food and transportation services, maintenance of the physical plant of the prisons and operating the business offices that provide administrative support for the facilities.

### **ALL FUNDS APPROPRIATIONS (dollars)**

<b>Category</b>	<b>Available 2008-09</b>	<b>Appropriations Recommended 2009-10</b>	<b>Change</b>	<b>Reappropriations Recommended 2009-10</b>
State Operations	2,738,943,000	2,660,066,000	(78,877,000)	65,437,000
Aid To Localities	6,276,000	200,000	(6,076,000)	6,091,000
Capital Projects	320,000,000	320,000,000	0	568,129,000
Total	<u>3,065,219,000</u>	<u>2,980,266,000</u>	<u>(84,953,000)</u>	<u>639,657,000</u>

# CORRECTIONAL SERVICES

**ALL FUND TYPES  
PROJECTED LEVELS OF EMPLOYMENT BY PROGRAM  
FILLED ANNUAL SALARIED POSITIONS**

Full-Time Equivalent Positions (FTE)			
<b>Program</b>	<b>2008-09 Estimated FTEs 03/31/09</b>	<b>2009-10 Estimated FTEs 03/31/10</b>	<b>FTE Change</b>
Administration			
General Fund	243	243	0
Special Revenue Funds - Federal	671	653	(18)
Enterprise Funds	11	11	0
Correctional Industries			
Internal Service Funds	357	367	10
Facilities Planning and Development			
Capital Projects Funds - Other	32	32	0
Health Services			
General Fund	1,971	1,976	5
Program Services			
General Fund	3,480	3,340	(140)
Supervision of Inmates			
General Fund	21,296	20,208	(1,088)
Support Services			
General Fund	3,572	3,461	(111)
Special Revenue Funds - Other	40	40	0
Total	31,673	30,331	(1,342)

**STATE OPERATIONS  
ALL FUNDS FINANCIAL REQUIREMENTS BY FUND TYPE  
APPROPRIATIONS  
(dollars)**

<b>Fund Type</b>	<b>Available 2008-09</b>	<b>Recommended 2009-10</b>	<b>Change</b>
General Fund	2,559,722,000	2,465,697,000	(94,025,000)
Special Revenue Funds - Federal	38,520,000	37,300,000	(1,220,000)
Special Revenue Funds - Other	19,950,000	35,750,000	15,800,000
Enterprise Funds	44,366,000	43,343,000	(1,023,000)
Internal Service Funds	76,385,000	77,976,000	1,591,000
Total	2,738,943,000	2,660,066,000	(78,877,000)
Adjustments:			
Transfer(s) From			
Special Pay Bill			
General Fund	(41,085,000)		
Special Revenue Funds - Federal	(220,000)		
Enterprise Funds	(19,000)		
Internal Service Funds	(2,177,000)		
Appropriated 2008-09	2,695,442,000		

# CORRECTIONAL SERVICES

## STATE OPERATIONS ALL FUNDS FINANCIAL REQUIREMENTS BY PROGRAM APPROPRIATIONS (dollars)

Program	Available 2008-09	Recommended 2009-10	Change
Administration			
General Fund	27,106,000	27,106,000	0
Special Revenue Funds - Federal	38,520,000	37,300,000	(1,220,000)
Special Revenue Funds - Other	250,000	25,250,000	25,000,000
Enterprise Funds	2,701,000	2,701,000	0
Correctional Industries			
Internal Service Funds	76,385,000	77,976,000	1,591,000
Health Services			
General Fund	363,910,000	366,472,000	2,562,000
Program Services			
General Fund	259,153,000	245,097,000	(14,056,000)
Special Revenue Funds - Other	100,000	100,000	0
Enterprise Funds	39,900,000	39,900,000	0
Supervision of Inmates			
General Fund	1,408,397,000	1,340,601,000	(67,796,000)
Support Services			
General Fund	501,156,000	486,421,000	(14,735,000)
Special Revenue Funds - Other	19,600,000	10,400,000	(9,200,000)
Enterprise Funds	1,765,000	742,000	(1,023,000)
Total	<u>2,738,943,000</u>	<u>2,660,066,000</u>	<u>(78,877,000)</u>

## STATE OPERATIONS - GENERAL FUND SUMMARY OF PERSONAL SERVICE APPROPRIATIONS AND CHANGES 2009-10 RECOMMENDED (dollars)

Program	Total		Personal Service Regular (Annual Salaried)	
	Amount	Change	Amount	Change
Administration	17,455,000	0	17,336,000	0
Health Services	134,080,000	(1,092,000)	120,981,000	(818,000)
Program Services	198,812,000	(8,716,000)	182,933,000	(6,731,000)
Supervision of Inmates	1,316,256,000	(62,841,000)	1,218,157,000	(62,672,000)
Support Services	180,821,000	(4,406,000)	170,069,000	(4,406,000)
Total	<u>1,847,424,000</u>	<u>(77,055,000)</u>	<u>1,709,476,000</u>	<u>(74,627,000)</u>

Program	Temporary Service (Nonannual Salaried)		Holiday/Overtime Pay	
	Amount	Change	Amount	Change
Administration	0	0	119,000	0
Health Services	4,910,000	(274,000)	8,189,000	0
Program Services	11,405,000	(1,985,000)	4,474,000	0
Supervision of Inmates	15,126,000	(169,000)	82,973,000	0
Support Services	459,000	0	10,293,000	0
Total	<u>31,900,000</u>	<u>(2,428,000)</u>	<u>106,048,000</u>	<u>0</u>

# CORRECTIONAL SERVICES

**STATE OPERATIONS - GENERAL FUND  
SUMMARY OF NONPERSONAL SERVICE AND MAINTENANCE UNDISTRIBUTED  
APPROPRIATIONS AND CHANGES  
2009-10 RECOMMENDED  
(dollars)**

Program	Total		Supplies and Materials	
	Amount	Change	Amount	Change
Administration	9,651,000	0	399,000	0
Health Services	232,392,000	3,654,000	89,581,000	3,100,000
Program Services	46,285,000	(5,340,000)	12,446,000	552,000
Supervision of Inmates	24,345,000	(4,955,000)	11,902,000	(2,075,000)
Support Services	305,600,000	(10,329,000)	145,206,000	1,232,000
Total	618,273,000	(16,970,000)	259,534,000	2,809,000

Program	Travel		Contractual Services	
	Amount	Change	Amount	Change
Administration	354,000	0	6,218,000	0
Health Services	699,000	15,000	139,792,000	1,613,000
Program Services	1,048,000	14,000	29,313,000	(5,754,000)
Supervision of Inmates	3,966,000	(85,000)	6,679,000	(1,866,000)
Support Services	760,000	22,000	140,071,000	(5,162,000)
Total	6,827,000	(34,000)	322,073,000	(11,169,000)

Program	Equipment		Maintenance Undistributed	
	Amount	Change	Amount	Change
Administration	680,000	0	2,000,000	0
Health Services	2,320,000	(874,000)	0	(200,000)
Program Services	3,478,000	(152,000)	0	0
Supervision of Inmates	1,798,000	(929,000)	0	0
Support Services	19,563,000	(6,421,000)	0	0
Total	27,839,000	(8,376,000)	2,000,000	(200,000)

**STATE OPERATIONS - OTHER THAN GENERAL FUND  
SUMMARY OF APPROPRIATIONS AND CHANGES  
2009-10 RECOMMENDED  
(dollars)**

Program	Total		Personal Service	
	Amount	Change	Amount	Change
Administration	65,251,000	23,780,000	34,840,000	(220,000)
Correctional Industries	77,976,000	1,591,000	21,336,000	(1,313,000)
Program Services	40,000,000	0	0	0
Support Services	11,142,000	(10,223,000)	1,700,000	0
Total	194,369,000	15,148,000	57,876,000	(1,533,000)

Program	Nonpersonal Service		Maintenance Undistributed	
	Amount	Change	Amount	Change
Administration	2,111,000	0	28,300,000	24,000,000
Correctional Industries	56,640,000	2,904,000	0	0
Program Services	40,000,000	0	0	0
Support Services	9,442,000	(10,223,000)	0	0
Total	108,193,000	(7,319,000)	28,300,000	24,000,000

**AID TO LOCALITIES  
ALL FUNDS FINANCIAL REQUIREMENTS BY FUND TYPE  
APPROPRIATIONS  
(dollars)**

Fund Type	Available 2008-09	Recommended 2009-10	Change
General Fund	6,276,000	200,000	(6,076,000)
Total	6,276,000	200,000	(6,076,000)

# CORRECTIONAL SERVICES

## AID TO LOCALITIES ALL FUNDS FINANCIAL REQUIREMENTS BY PROGRAM APPROPRIATIONS (dollars)

<u>Program</u>	<u>Available 2008-09</u>	<u>Recommended 2009-10</u>	<u>Change</u>
Program Services			
General Fund	396,000	0	(396,000)
Support Services			
General Fund	5,880,000	200,000	(5,680,000)
Total	<u>6,276,000</u>	<u>200,000</u>	<u>(6,076,000)</u>

## CAPITAL PROJECTS ALL FUNDS FINANCIAL REQUIREMENTS BY PROGRAM APPROPRIATIONS (dollars)

<u>Comprehensive Construction Program</u>	<u>Available 2008-09</u>	<u>Recommended 2009-10</u>	<u>Change</u>	<u>Reappropriations 2009-10</u>
Maintenance and Improvement of Existing Facilities				
Special Conservation Activities Account	0	0	0	3,000,000
Correctional Facilities Capital Improvement Fund	320,000,000	320,000,000	0	565,129,000
Total	<u>320,000,000</u>	<u>320,000,000</u>	<u>0</u>	<u>568,129,000</u>



# **CRIME VICTIMS BOARD**

## **MISSION**

Since its establishment in 1966, the Crime Victims Board (CVB) has been the lead State agency in assisting persons who have been the victims of crime, particularly crimes of a violent nature.

The Agency's principal mission is to provide financial assistance to victims for losses they suffer as a result of crime. The Board provides grants to local agencies, which assist witnesses and victims, and serves as the State's advocate for crime victims' rights, needs and interests.

## **ORGANIZATION AND STAFFING**

The Board consists of five members, appointed by the Governor to seven-year terms, who work full-time to administer the Agency and to make final decisions on victim compensation awards. The Governor designates one member of the Board to be the Chair. The Agency has primary offices in Albany and New York City and has a satellite office in Buffalo. Each office processes victim claims and provides grant program aid and advocacy services on a regional basis in support of the Board's mission. Including the five Board members, the agency will have 98 staff in 2009-10.

## **BUDGET HIGHLIGHTS**

The Executive Budget recommends **\$76.8 million All Funds** (\$38.2 million Other Funds and \$38.6 million Federal Funds) for the Board, which is a net increase of **\$897,000** from the 2008-09 budget. The increase is largely a result of shifting operating expenses from the General Fund to the Criminal Justice Improvement Account, and the inclusion of associated fringe benefit costs that were not previously reflected in CVB's appropriations. The Executive Budget recommends a staffing level of **98 FTEs** which is unchanged from the 2008-09 budget.

Additionally, Article VII legislation is being advanced that improves the manner in which claims are processed by establishing a one-year time limit for individuals to submit claims for reimbursement of medical and counseling expenses and to better align reimbursement with actual costs of conducting a forensic rape examination. The proposal also provides for payment of restitution by credit card.

## **PROGRAM HIGHLIGHTS**

The Crime Victims Board operates with three programs. The Payment to Victims Program compensates individual crime victims for crime-related losses. The Victim and Witness Assistance Program administers grants to local agencies. The Administration Program provides executive direction and administrative support to the agency, as well as advocacy services for crime victims.

Effective 2008, all claims types are now processed on CVB's new automated claims processing system. Claims processing time has been reduced as a result. Legislation enacted this year expanded CVB benefits to include earnings lost by a parent or a guardian as a result of the hospitalization of a child victim under age eighteen for injuries sustained as a direct result of a crime. In addition, CVB's new public website was

## ***CRIME VICTIMS***

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recognized for its user-friendly design by the Center for Digital Government, a national research and advisory institute on information technology policies and best practices in state and local government.

### ***PAYMENTS TO VICTIMS***

In 2007-08, CVB issued over 14,500 original decisions. Also, there were over 13,500 positive award decisions. These claims are from persons who may have suffered financial loss as the result of violent crime or, in the case of the elderly and disabled, any crime. Assistance is given for losses when no other source of compensation is available. Categories in which payments are made include medical expenses, lost wages due to work missed because of an injury, stolen or damaged essential personal property and the costs of counseling to relieve the traumatic effects of victimization. Surviving family members of a victim also may be eligible for these services, as well as reimbursement for funeral expenses for a crime victim.

### ***VICTIM AND WITNESS ASSISTANCE***

The Crime Victims Board currently administers approximately 200 contracts with other State agencies, local governments, and not-for-profit agencies to provide direct services to crime victims and witnesses. A contract with the New York State Police supports victim advocates who help crime victims contact other law enforcement officials and various assistance programs. Similarly, the Agency cooperates with the Department of Correctional Services to fund advocate positions and an automated victim information and notification system which keeps victims informed about the legal status of the offenders responsible for the crimes committed against them. Services provided by local not-for-profit agencies include crisis intervention, counseling and assistance in filing victim compensation applications.

### ***ADVOCACY***

The Agency is responsible by law to “coordinate State programs and activities relating to crime victims” and “to advise and assist the Governor in developing policies designed to recognize the legitimate rights, needs and interests of crime victims.” To that end, the agency provides legal and technical assistance to other State agencies and to local organizations involved with crime victims. In addition, the Crime Victims Board sponsors a bi-annual statewide conference on crime victim issues.

The State’s “Son of Sam Law” prevents convicted persons from profiting from their crimes, including the sale of publishing or film rights to their stories. Any such profits can, by law, be payable to the persons who were victims of the crimes. The Agency is charged with notifying victims of a convicted person that a “Son of Sam” situation exists, and may also act on the victims’ behalf to prevent the profits from being spent or otherwise put beyond the reach of the victims while a recovery suit is pending.

**ALL FUNDS  
APPROPRIATIONS  
(dollars)**

<b>Category</b>	<b>Available 2008-09</b>	<b>Appropriations Recommended 2009-10</b>	<b>Change</b>	<b>Reappropriations Recommended 2009-10</b>
State Operations	9,778,000	10,675,000	897,000	0
Aid To Localities	66,120,000	66,120,000	0	44,052,000
Capital Projects	0	0	0	0
<b>Total</b>	<b>75,898,000</b>	<b>76,795,000</b>	<b>897,000</b>	<b>44,052,000</b>

**ALL FUND TYPES  
PROJECTED LEVELS OF EMPLOYMENT BY PROGRAM  
FILLED ANNUAL SALARIED POSITIONS**

**Full-Time Equivalent Positions (FTE)**

<b>Program</b>	<b>2008-09 Estimated FTEs 03/31/09</b>	<b>2009-10 Estimated FTEs 03/31/10</b>	<b>FTE Change</b>
Administration			
Special Revenue Funds - Federal	28	28	0
Special Revenue Funds - Other	70	70	0
<b>Total</b>	<b>98</b>	<b>98</b>	<b>0</b>

**STATE OPERATIONS  
ALL FUNDS FINANCIAL REQUIREMENTS BY FUND TYPE  
APPROPRIATIONS  
(dollars)**

<b>Fund Type</b>	<b>Available 2008-09</b>	<b>Recommended 2009-10</b>	<b>Change</b>
Special Revenue Funds - Federal	3,113,000	3,061,000	(52,000)
Special Revenue Funds - Other	6,665,000	7,614,000	949,000
<b>Total</b>	<b>9,778,000</b>	<b>10,675,000</b>	<b>897,000</b>

Adjustments:

Transfer(s) From	
Crime Victims Board	
General Fund	(4,979,000)
Special Pay Bill	
General Fund	(97,000)
Special Revenue Funds - Federal	(158,000)
Special Revenue Funds - Other	(499,000)
Transfer(s) To	
Crime Victims Board	
Special Revenue Funds - Other	4,979,000
Appropriated 2008-09	<u>9,024,000</u>

**STATE OPERATIONS  
ALL FUNDS FINANCIAL REQUIREMENTS BY PROGRAM  
APPROPRIATIONS  
(dollars)**

<b>Program</b>	<b>Available 2008-09</b>	<b>Recommended 2009-10</b>	<b>Change</b>
Administration			
Special Revenue Funds - Federal	2,083,000	2,031,000	(52,000)
Special Revenue Funds - Other	6,405,000	7,354,000	949,000
Victim and Witness Assistance			
Special Revenue Funds - Federal	1,030,000	1,030,000	0
Special Revenue Funds - Other	260,000	260,000	0
<b>Total</b>	<b>9,778,000</b>	<b>10,675,000</b>	<b>897,000</b>

# CRIME VICTIMS

**STATE OPERATIONS - OTHER THAN GENERAL FUND  
SUMMARY OF APPROPRIATIONS AND CHANGES  
2009-10 RECOMMENDED  
(dollars)**

<b>Program</b>	<b>Total</b>		<b>Personal Service</b>	
	<b>Amount</b>	<b>Change</b>	<b>Amount</b>	<b>Change</b>
Administration	9,385,000	897,000	5,615,000	(604,000)
Victim and Witness Assistance	1,290,000	0	783,000	0
Total	10,675,000	897,000	6,398,000	(604,000)

<b>Program</b>	<b>Nonpersonal Service</b>	
	<b>Amount</b>	<b>Change</b>
Administration	3,770,000	1,501,000
Victim and Witness Assistance	507,000	0
Total	4,277,000	1,501,000

**AID TO LOCALITIES  
ALL FUNDS FINANCIAL REQUIREMENTS BY FUND TYPE  
APPROPRIATIONS  
(dollars)**

<b>Fund Type</b>	<b>Available 2008-09</b>	<b>Recommended 2009-10</b>	<b>Change</b>
Special Revenue Funds - Federal	35,493,000	35,493,000	0
Special Revenue Funds - Other	30,627,000	30,627,000	0
Total	66,120,000	66,120,000	0

**AID TO LOCALITIES  
ALL FUNDS FINANCIAL REQUIREMENTS BY PROGRAM  
APPROPRIATIONS  
(dollars)**

<b>Program</b>	<b>Available 2008-09</b>	<b>Recommended 2009-10</b>	<b>Change</b>
Payment to Victims			
Special Revenue Funds - Federal	11,523,000	11,523,000	0
Special Revenue Funds - Other	23,520,000	23,520,000	0
Victim and Witness Assistance			
Special Revenue Funds - Federal	23,970,000	23,970,000	0
Special Revenue Funds - Other	7,107,000	7,107,000	0
Total	66,120,000	66,120,000	0

# **DIVISION OF CRIMINAL JUSTICE SERVICES**

## **MISSION**

The mission of the Division of Criminal Justice Services (DCJS) is to enhance public safety and improve criminal justice. The Division measures progress toward the overall goal of reducing crime, and tracks the effectiveness of both agency and system-wide criminal justice strategies designed to increase public safety.

## **ORGANIZATION AND STAFFING**

The Division of Criminal Justice Services is located in Albany and is headed by a Commissioner who also serves as the Governor's Assistant Secretary of Criminal Justice, overseeing policy development and operations for all criminal justice agencies and programs.

## **BUDGET HIGHLIGHTS**

The Executive Budget recommends **\$208 million All Funds** (\$109 million General Fund; \$99 million Other Funds) for the Division of Criminal Justice Services. This is a decrease of **\$46 million All Funds** (\$45 million General Fund; \$1 million Other Funds) from the 2008-09 budget. The Executive Budget recommends a staffing level of **717 FTEs** for the Division of Criminal Justice Services, a decrease of **10** from the 2008-09 Budget.

This decrease primarily reflects the continuation of cost-savings measures that was implemented in the 2008-09 fiscal year, as well as additional spending reduction measures being proposed in the Executive Budget which will ensure that the limited resources available during the course of the upcoming fiscal year are being used effectively and efficiently, without compromising the Division's mission to enhance public safety and improve criminal justice.

Major budget actions include:

- **Criminal Justice Technology:** The Division coordinates and provides information technology services for the criminal justice community. A statewide criminal justice information system, eJusticeNY, is utilized by nearly 1,700 organizations, and includes: the ability to obtain rapsheets; perform name searches; access NYS criminal history data; wanted/missing person data; and the complete NYS Sex Offender Registry. A consolidated criminal justice data center is located at DCJS and run by the Office for Technology.
- **Operation IMPACT:** The Division will provide over \$17 million of funding for the continued support of Operation IMPACT (Integrated Municipal Police Anti-Crime Teams). This multi-agency program supports crime-fighting strategies in 17 upstate counties and certain high-crime areas.
- **Fingerprint Identification:** Funding is provided for the continued operation of the Statewide Automated Fingerprint Identification System (SAFIS) which expedites access to fingerprinting information for local police departments. Capital funding is provided elsewhere in the budget for the acquisition and development of a modern replacement system.

## ***CRIMINAL JUSTICE SERVICES***

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- **Witness Protection Program:** Funding is provided for the continued operation of a witness protection program. Working cooperatively with local law enforcement officials, the Division will make funding available to protect witnesses and their families whose safety and security has been compromised as a result of their cooperation with an investigation or trial.
- **Offender Re-Entry:** In addition to coordinating New York State's multi-agency re-entry effort, the Division will provide \$3.7 million to promote the successful re-entry of offenders into their communities through Local Re-Entry Task Forces that work with local governments, not-for-profit organizations and the criminal justice community.
- **Sex Offender Management:** \$1 million is provided for the continued operation of the Office of Sex Offender Management. Additionally, funding is provided for the continued maintenance and operation of the Sex Offender Registry.
- **Statewide Support of Law Enforcement:** Funding is provided to the Division's Office of Public Safety, which provides technical support through training and crime analysis to law enforcement agencies to help reduce crime throughout New York State.
- **Efforts to Protect Children:** Funding is provided for the continued operation of the Missing and Exploited Children Clearinghouse.

### ***PROGRAM HIGHLIGHTS***

The Division of Criminal Justice Services' vision is to make New York the safest state in the nation. Through strategic planning, the Division is meeting the challenge to continue lowering the crime rate in New York by: improving coordination among Federal, State, and local law enforcement agencies; making vital information more readily available to help fight crime; expanding the use of technology to combat crime; fostering inter-agency initiatives concerning sex offender management and, implementing human trafficking legislation.

Through the Statewide Automated Fingerprint Identification System (SAFIS), the Division identifies individuals through fingerprint comparison and provides criminal history records to authorized representatives of Federal, State and local criminal justice agencies. Modern technology provides speed and accuracy in fingerprint identification and allows police to solve crimes more quickly. The processing of criminal cases is tracked by computer, beginning with the arrest, and ending with the decision by a judge and/or jury. The Division also processes civil fingerprints for certain employment, license and permit applications.

In 2009-10, the Division will directly support inter-agency law enforcement operations such as Operation IMPACT. This program targets 17 counties that account for 80 percent of crime outside New York City. The focus of IMPACT is to bring together the resources and strategies of Federal, State and local law enforcement in order to fight crime more effectively. Additionally, the Division provides local assistance funding to support an array of criminal justice functions such as: law enforcement operations, prosecution, defense, and crime laboratories. The Division also supports the Missing and Exploited Children Clearinghouse, maintains a DNA Identification Index and conducts extensive criminal justice statistical research and policy analysis, and supports New York's Uniform Crime Reporting program.

## CRIMINAL JUSTICE SERVICES

In addition, the Division acts as the State planning agency for the receipt and processing of Federal Juvenile Justice and Delinquency Prevention funding. These funds support programs addressing youth who are at risk of criminal and/or delinquent behavior. The Division also administers other Federal programs, including funds which support a statewide anti-drug strategy of prosecution and preventive enforcement efforts, and which focus on prosecution, law enforcement and victim services related to domestic violence.

### ALL FUNDS APPROPRIATIONS (dollars)

Category	Available 2008-09	Appropriations Recommended 2009-10	Change	Reappropriations Recommended 2009-10
State Operations	119,232,000	113,979,000	(5,253,000)	74,563,000
Aid To Localities	135,426,253	104,405,000	(31,021,253)	188,046,224
Capital Projects	0	0	0	0
Total	<u>254,658,253</u>	<u>218,384,000</u>	<u>(36,274,253)</u>	<u>262,609,224</u>

### ALL FUND TYPES PROJECTED LEVELS OF EMPLOYMENT BY PROGRAM FILLED ANNUAL SALARIED POSITIONS

#### Full-Time Equivalent Positions (FTE)

Program	2008-09 Estimated FTEs 03/31/09	2009-10 Estimated FTEs 03/31/10	FTE Change
Administration			
General Fund	115	112	(3)
Funding and Program Assistance			
General Fund	53	52	(1)
Special Revenue Funds - Federal	79	79	0
Special Revenue Funds - Other	4	4	0
Operation and Systems			
General Fund	399	394	(5)
Special Revenue Funds - Federal	23	23	0
Public Safety			
General Fund	51	50	(1)
Special Revenue Funds - Other	3	3	0
Total	<u>727</u>	<u>717</u>	<u>(10)</u>

### STATE OPERATIONS ALL FUNDS FINANCIAL REQUIREMENTS BY FUND TYPE APPROPRIATIONS (dollars)

Fund Type	Available 2008-09	Recommended 2009-10	Change
General Fund	66,478,000	60,300,000	(6,178,000)
Special Revenue Funds - Federal	26,616,000	27,800,000	1,184,000
Special Revenue Funds - Other	26,138,000	25,879,000	(259,000)
Total	<u>119,232,000</u>	<u>113,979,000</u>	<u>(5,253,000)</u>

Adjustments:			
Transfer(s) From			
Special Pay Bill			
General Fund	(2,463,000)		
Special Revenue Funds - Federal	(866,000)		
Special Revenue Funds - Other	(59,000)		
Appropriated 2008-09	<u>115,844,000</u>		

# CRIMINAL JUSTICE SERVICES

## STATE OPERATIONS ALL FUNDS FINANCIAL REQUIREMENTS BY PROGRAM APPROPRIATIONS (dollars)

<u>Program</u>	<u>Available 2008-09</u>	<u>Recommended 2009-10</u>	<u>Change</u>
Administration			
General Fund	16,799,967	15,429,000	(1,370,967)
Special Revenue Funds - Federal	866,000	0	(866,000)
Special Revenue Funds - Other	59,000	0	(59,000)
Funding and Program Assistance			
General Fund	4,576,350	4,015,000	(561,350)
Special Revenue Funds - Federal	20,750,000	22,300,000	1,550,000
Special Revenue Funds - Other	829,000	629,000	(200,000)
Operation and Systems			
General Fund	41,152,220	37,294,000	(3,858,220)
Special Revenue Funds - Federal	5,000,000	5,500,000	500,000
Special Revenue Funds - Other	24,000,000	24,000,000	0
Public Safety			
General Fund	3,949,463	3,562,000	(387,463)
Special Revenue Funds - Other	1,250,000	1,250,000	0
Total	<u>119,232,000</u>	<u>113,979,000</u>	<u>(5,253,000)</u>

## STATE OPERATIONS - GENERAL FUND SUMMARY OF PERSONAL SERVICE APPROPRIATIONS AND CHANGES 2009-10 RECOMMENDED (dollars)

<u>Program</u>	<u>Total</u>		<u>Personal Service Regular (Annual Salaried)</u>	
	<u>Amount</u>	<u>Change</u>	<u>Amount</u>	<u>Change</u>
Administration	6,761,000	(310,967)	6,756,000	(276,967)
Funding and Program Assistance	3,731,000	(288,350)	3,731,000	(283,350)
Operation and Systems	21,552,000	373,780	21,477,000	443,780
Public Safety	3,111,000	(249,463)	3,111,000	(229,463)
Total	<u>35,155,000</u>	<u>(475,000)</u>	<u>35,075,000</u>	<u>(346,000)</u>

<u>Program</u>	<u>Temporary Service (Nonannual Salaried)</u>		<u>Holiday/Overtime Pay</u>	
	<u>Amount</u>	<u>Change</u>	<u>Amount</u>	<u>Change</u>
Administration	0	(5,000)	5,000	(29,000)
Funding and Program Assistance	0	0	0	(5,000)
Operation and Systems	0	0	75,000	(70,000)
Public Safety	0	0	0	(20,000)
Total	<u>0</u>	<u>(5,000)</u>	<u>80,000</u>	<u>(124,000)</u>

# CRIMINAL JUSTICE SERVICES

## STATE OPERATIONS - GENERAL FUND SUMMARY OF NONPERSONAL SERVICE AND MAINTENANCE UNDISTRIBUTED APPROPRIATIONS AND CHANGES 2009-10 RECOMMENDED (dollars)

Program	Total		Supplies and Materials	
	Amount	Change	Amount	Change
Administration	8,668,000	(1,060,000)	1,038,000	(287,000)
Funding and Program Assistance	284,000	(273,000)	110,000	0
Operation and Systems	15,742,000	(4,232,000)	416,000	8,000
Public Safety	451,000	(138,000)	145,000	0
Total	25,145,000	(5,703,000)	1,709,000	(279,000)

Program	Travel		Contractual Services	
	Amount	Change	Amount	Change
Administration	36,000	(144,000)	5,850,000	(648,000)
Funding and Program Assistance	93,000	(57,000)	45,000	(216,000)
Operation and Systems	146,000	(92,000)	12,988,000	(4,015,000)
Public Safety	235,000	(23,000)	41,000	(115,000)
Total	510,000	(316,000)	18,924,000	(4,994,000)

Program	Equipment		Maintenance Undistributed	
	Amount	Change	Amount	Change
Administration	744,000	19,000	1,000,000	0
Funding and Program Assistance	36,000	0	0	0
Operation and Systems	2,192,000	(133,000)	0	0
Public Safety	30,000	0	0	0
Total	3,002,000	(114,000)	1,000,000	0

## STATE OPERATIONS - OTHER THAN GENERAL FUND SUMMARY OF APPROPRIATIONS AND CHANGES 2009-10 RECOMMENDED (dollars)

Program	Total		Personal Service	
	Amount	Change	Amount	Change
Administration	0	(925,000)	0	(619,000)
Funding and Program Assistance	22,929,000	1,350,000	2,600,000	0
Operation and Systems	29,500,000	500,000	0	0
Public Safety	1,250,000	0	0	0
Total	53,679,000	925,000	2,600,000	(619,000)

Program	Nonpersonal Service		Maintenance Undistributed	
	Amount	Change	Amount	Change
Administration	0	(306,000)	0	0
Funding and Program Assistance	429,000	(200,000)	19,900,000	1,550,000
Operation and Systems	0	0	29,500,000	500,000
Public Safety	0	0	1,250,000	0
Total	429,000	(506,000)	50,650,000	2,050,000

## AID TO LOCALITIES ALL FUNDS FINANCIAL REQUIREMENTS BY FUND TYPE APPROPRIATIONS (dollars)

Fund Type	Available 2008-09	Recommended 2009-10	Change
General Fund	87,655,053	58,775,000	(28,880,053)
Special Revenue Funds - Federal	23,550,000	18,300,000	(5,250,000)
Special Revenue Funds - Other	24,221,200	27,330,000	3,108,800
Total	135,426,253	104,405,000	(31,021,253)

# **CRIMINAL JUSTICE SERVICES**

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**AID TO LOCALITIES  
ALL FUNDS FINANCIAL REQUIREMENTS BY PROGRAM  
APPROPRIATIONS  
(dollars)**

<b>Program</b>	<b>Available 2008-09</b>	<b>Recommended 2009-10</b>	<b>Change</b>
Funding and Program Assistance			
General Fund	81,158,443	58,775,000	(22,383,443)
Special Revenue Funds - Federal	23,550,000	18,300,000	(5,250,000)
Special Revenue Funds - Other	24,221,200	27,330,000	3,108,800
Community Projects			
General Fund	6,496,610	0	(6,496,610)
Total	<u>135,426,253</u>	<u>104,405,000</u>	<u>(31,021,253)</u>

# **STATE BOARD OF ELECTIONS**

## **MISSION**

The New York State Board of Elections executes and enforces all laws relating to the elective franchise and oversees the disclosure of campaign financing and practices.

## **ORGANIZATION AND STAFFING**

The State Board of Elections is comprised of four commissioners, two chosen by each major political party. The Board administers provisions of the Election Law regarding campaign financial disclosure, including civil judgments levied for failure to file disclosure documents; oversees the petitioning process and certification of ballots; investigates allegations of criminal violations of the Election Law and recommends prosecution where warranted; and certifies electronic voting machines purchased by local Boards of Elections. The Board also assists County Boards of Elections by completing administrative reviews, assisting in resolving complaints and producing reports and recommendations.

## **BUDGET HIGHLIGHTS**

The 2009-10 Executive Budget recommends **\$19.9 million All Funds** (\$7.4 million General Fund; \$12.5 million Other Funds) for the State Board of Elections. This is a decrease of **\$2.7 million All Funds** (\$2.2 million General Fund decrease; \$3.0 million Other Funds increase; and a \$3.5 million Federal Funds decrease). The Board will have a workforce of **63 FTEs**, a decrease of **20 FTEs** from 2008-09. The General Fund decrease reflects the elimination of vacant positions, the in-sourcing of support and maintenance of the statewide voter registration database and administrative savings initiatives.

Major budget actions include:

- **Help America Vote Act.** The Budget continues funding for the certification and purchase of Help America Vote Act (HAVA) compliant voting machines and continues \$7.5 million in funding for poll site accessibility projects. The Budget recommends reappropriations of over \$197 million in unspent funds for the HAVA.

## **PROGRAM HIGHLIGHTS**

Over the past 30 years, the scope of the Board's services has grown to include providing legal counsel to 62 County Boards of Election, administering registration efforts, providing technical assistance to administrators of elections, investigating violations of the Election Law and coordinating the State's responses to new Federal election requirements.

New York continues to work toward full compliance with HAVA and achieved a major milestone with the successful deployment in 2007 of the Statewide Voter Registration Database. In response to a Federal Court order, New York is moving towards full compliance with HAVA's voting machine requirements, to that end, the State Board approved for use, ballot marking devices which provide private and

## ELECTIONS

independent access to the voting process for voters with disabilities. In 2008, the State Board tested and accepted, and counties deployed, over 7,000 ballot marking devices in the Fall 2008 primary and general elections.

### ALL FUNDS APPROPRIATIONS (dollars)

Category	Available 2008-09	Appropriations Recommended 2009-10	Change	Reappropriations Recommended 2009-10
State Operations	11,581,000	12,395,000	814,000	17,000,000
Aid To Localities	11,000,000	7,500,000	(3,500,000)	185,214,000
Capital Projects	0	0	0	0
Total	22,581,000	19,895,000	(2,686,000)	202,214,000

### ALL FUND TYPES PROJECTED LEVELS OF EMPLOYMENT BY PROGRAM FILLED ANNUAL SALARIED POSITIONS

#### Full-Time Equivalent Positions (FTE)

Program	2008-09 Estimated FTEs 03/31/09	2009-10 Estimated FTEs 03/31/10	FTE Change
Investigations of Campaign Financing			
General Fund	21	0	(21)
Regulation of Elections			
General Fund	62	63	1
Total	83	63	(20)

### STATE OPERATIONS ALL FUNDS FINANCIAL REQUIREMENTS BY FUND TYPE APPROPRIATIONS (dollars)

Fund Type	Available 2008-09	Recommended 2009-10	Change
General Fund	9,581,000	7,395,000	(2,186,000)
Special Revenue Funds - Other	2,000,000	5,000,000	3,000,000
Total	11,581,000	12,395,000	814,000
Adjustments:			
Transfer(s) From			
Special Pay Bill			
General Fund	(255,000)		
Appropriated 2008-09	11,326,000		

### STATE OPERATIONS ALL FUNDS FINANCIAL REQUIREMENTS BY PROGRAM APPROPRIATIONS (dollars)

Program	Available 2008-09	Recommended 2009-10	Change
Regulation of Elections			
General Fund	9,581,000	7,395,000	(2,186,000)
Special Revenue Funds - Other	2,000,000	5,000,000	3,000,000
Total	11,581,000	12,395,000	814,000

**STATE OPERATIONS - GENERAL FUND  
SUMMARY OF PERSONAL SERVICE APPROPRIATIONS AND CHANGES  
2009-10 RECOMMENDED  
(dollars)**

<b>Program</b>	<b>Total</b>		<b>Personal Service Regular (Annual Salaried)</b>	
	<b>Amount</b>	<b>Change</b>	<b>Amount</b>	<b>Change</b>
Regulation of Elections	3,921,000	(1,330,000)	3,897,000	(1,285,000)
Total	3,921,000	(1,330,000)	3,897,000	(1,285,000)

  

<b>Program</b>	<b>Temporary Service (Nonannual Salaried)</b>		<b>Holiday/Overtime Pay</b>	
	<b>Amount</b>	<b>Change</b>	<b>Amount</b>	<b>Change</b>
Regulation of Elections	16,000	(45,000)	8,000	0
Total	16,000	(45,000)	8,000	0

**STATE OPERATIONS - GENERAL FUND  
SUMMARY OF NONPERSONAL SERVICE AND MAINTENANCE UNDISTRIBUTED  
APPROPRIATIONS AND CHANGES  
2009-10 RECOMMENDED  
(dollars)**

<b>Program</b>	<b>Total</b>		<b>Supplies and Materials</b>	
	<b>Amount</b>	<b>Change</b>	<b>Amount</b>	<b>Change</b>
Regulation of Elections	3,474,000	(856,000)	176,000	(74,000)
Total	3,474,000	(856,000)	176,000	(74,000)

  

<b>Program</b>	<b>Travel</b>		<b>Contractual Services</b>	
	<b>Amount</b>	<b>Change</b>	<b>Amount</b>	<b>Change</b>
Regulation of Elections	128,000	3,000	2,924,000	(791,000)
Total	128,000	3,000	2,924,000	(791,000)

  

<b>Program</b>	<b>Equipment</b>	
	<b>Amount</b>	<b>Change</b>
Regulation of Elections	246,000	6,000
Total	246,000	6,000

**STATE OPERATIONS - OTHER THAN GENERAL FUND  
SUMMARY OF APPROPRIATIONS AND CHANGES  
2009-10 RECOMMENDED  
(dollars)**

<b>Program</b>	<b>Total</b>		<b>Nonpersonal Service</b>	
	<b>Amount</b>	<b>Change</b>	<b>Amount</b>	<b>Change</b>
Regulation of Elections	5,000,000	3,000,000	5,000,000	3,000,000
Total	5,000,000	3,000,000	5,000,000	3,000,000

**AID TO LOCALITIES  
ALL FUNDS FINANCIAL REQUIREMENTS BY FUND TYPE  
APPROPRIATIONS  
(dollars)**

<b>Fund Type</b>	<b>Available 2008-09</b>	<b>Recommended 2009-10</b>	<b>Change</b>
Special Revenue Funds - Federal	11,000,000	7,500,000	(3,500,000)
Total	11,000,000	7,500,000	(3,500,000)

# **ELECTIONS**

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**AID TO LOCALITIES  
ALL FUNDS FINANCIAL REQUIREMENTS BY PROGRAM  
APPROPRIATIONS  
(dollars)**

<b>Program</b>	<b>Available 2008-09</b>	<b>Recommended 2009-10</b>	<b>Change</b>
Regulation of Elections			
Special Revenue Funds - Federal	11,000,000	7,500,000	(3,500,000)
Total	<u>11,000,000</u>	<u>7,500,000</u>	<u>(3,500,000)</u>

# **OFFICE OF EMPLOYEE RELATIONS**

## **MISSION**

In accordance with the Public Employees' Fair Employment Act (the Taylor Law), the Office of Employee Relations (OER) represents the Governor in collective bargaining with public employee unions and directs the State's employee relations policies, in order to advance the performance of State government through collaborative labor relations, workforce training, education and benefits.

## **ORGANIZATION AND STAFFING**

OER is located in Albany, and administered by a Director appointed by the Governor.

## **BUDGET HIGHLIGHTS**

The Executive Budget recommends **\$5.6 million All Funds** (\$3.7 million General Fund; \$121,000 Other Funds; \$1.8 million Internal Service Funds) for the Office of Employee Relations. This is a decrease of **\$2.0 million** (\$0.8 million General Fund; \$1.2 million Internal Service Funds) from the 2008-09 budget. This change reflects savings initiatives to address the current fiscal situation and yet retain the integrity of the Agency's programs.

The Executive Budget recommends a staffing level of **51 FTEs** for the Office of Employee Relations, a decrease of **5** from the 2008-09 Budget. This change reflects the consolidation of functions to achieve savings in a difficult fiscal environment.

## **PROGRAM HIGHLIGHTS**

The Office of Employee Relations represents the Governor in Executive Branch collective bargaining negotiations with nine public employee unions, assists State agencies in interpreting and administering the negotiated agreements, and represents the State in arbitration and in hearings before the Public Employment Relations Board. The agency's major focus during 2009-10 will be to continue collective bargaining negotiations, if needed, with several of the State employee unions, and to implement the agreements reached during 2008-09 with most of the State employee unions.

The Office of Employee Relations is also charged with advancing sound labor management practices, improving productivity, and promoting innovation in the State's workforce. The Office works with State agencies and the public employee unions on efficiently implementing changes in working conditions. The Office also offers statewide training programs to assist employees in improving and maintaining their skills. Other activities include training managers, organizational consulting, and assisting State agencies in succession planning to meet the challenges of a changing workforce.

# EMPLOYEE RELATIONS

## ALL FUNDS APPROPRIATIONS (dollars)

Category	Available 2008-09	Appropriations Recommended 2009-10	Change	Reappropriations Recommended 2009-10
State Operations	7,592,000	5,625,000	(1,967,000)	0
Aid To Localities	0	0	0	0
Capital Projects	0	0	0	0
Total	7,592,000	5,625,000	(1,967,000)	0

## ALL FUND TYPES PROJECTED LEVELS OF EMPLOYMENT BY PROGRAM FILLED ANNUAL SALARIED POSITIONS

### Full-Time Equivalent Positions (FTE)

Program	2008-09 Estimated FTEs 03/31/09	2009-10 Estimated FTEs 03/31/10	FTE Change
Contract Negotiation and Administration			
General Fund	38	33	(5)
Internal Service Funds	14	14	0
Management Confidential Affairs			
General Fund	4	4	0
Total	56	51	(5)

## STATE OPERATIONS ALL FUNDS FINANCIAL REQUIREMENTS BY FUND TYPE APPROPRIATIONS (dollars)

Fund Type	Available 2008-09	Recommended 2009-10	Change
General Fund	4,518,000	3,715,000	(803,000)
Special Revenue Funds - Other	125,000	121,000	(4,000)
Internal Service Funds	2,949,000	1,789,000	(1,160,000)
Total	7,592,000	5,625,000	(1,967,000)

Adjustments:	
Transfer(s) From	
Special Pay Bill	
General Fund	(220,000)
Internal Service Funds	(181,000)
Appropriated 2008-09	7,191,000

## STATE OPERATIONS ALL FUNDS FINANCIAL REQUIREMENTS BY PROGRAM APPROPRIATIONS (dollars)

Program	Available 2008-09	Recommended 2009-10	Change
Contract Negotiation and Administration			
General Fund	4,027,000	3,360,000	(667,000)
Special Revenue Funds - Other	125,000	121,000	(4,000)
Internal Service Funds	2,949,000	1,789,000	(1,160,000)
Management Confidential Affairs			
General Fund	491,000	355,000	(136,000)
Total	7,592,000	5,625,000	(1,967,000)

## EMPLOYEE RELATIONS

**STATE OPERATIONS - GENERAL FUND  
SUMMARY OF PERSONAL SERVICE APPROPRIATIONS AND CHANGES  
2009-10 RECOMMENDED  
(dollars)**

Program	Total		Personal Service Regular (Annual Salaried)	
	Amount	Change	Amount	Change
Contract Negotiation and Administration	3,110,000	(580,000)	3,100,000	(580,000)
Management Confidential Affairs	287,000	(126,000)	286,000	(126,000)
Total	<u>3,397,000</u>	<u>(706,000)</u>	<u>3,386,000</u>	<u>(706,000)</u>

  

Program	Temporary Service (Nonannual Salaried)		Holiday/Overtime Pay	
	Amount	Change	Amount	Change
Contract Negotiation and Administration	10,000	0	0	0
Management Confidential Affairs	0	0	1,000	0
Total	<u>10,000</u>	<u>0</u>	<u>1,000</u>	<u>0</u>

**STATE OPERATIONS - GENERAL FUND  
SUMMARY OF NONPERSONAL SERVICE AND MAINTENANCE UNDISTRIBUTED  
APPROPRIATIONS AND CHANGES  
2009-10 RECOMMENDED  
(dollars)**

Program	Total		Supplies and Materials	
	Amount	Change	Amount	Change
Contract Negotiation and Administration	250,000	(87,000)	43,000	(20,000)
Management Confidential Affairs	68,000	(10,000)	2,000	(1,000)
Total	<u>318,000</u>	<u>(97,000)</u>	<u>45,000</u>	<u>(21,000)</u>

  

Program	Travel		Contractual Services	
	Amount	Change	Amount	Change
Contract Negotiation and Administration	25,000	(7,000)	182,000	(60,000)
Management Confidential Affairs	3,000	(1,000)	63,000	(8,000)
Total	<u>28,000</u>	<u>(8,000)</u>	<u>245,000</u>	<u>(68,000)</u>

**STATE OPERATIONS - OTHER THAN GENERAL FUND  
SUMMARY OF APPROPRIATIONS AND CHANGES  
2009-10 RECOMMENDED  
(dollars)**

Program	Total		Personal Service	
	Amount	Change	Amount	Change
Contract Negotiation and Administration	1,910,000	(1,164,000)	971,000	(755,000)
Total	<u>1,910,000</u>	<u>(1,164,000)</u>	<u>971,000</u>	<u>(755,000)</u>

  

Program	Nonpersonal Service	
	Amount	Change
Contract Negotiation and Administration	939,000	(409,000)
Total	<u>939,000</u>	<u>(409,000)</u>



# EXECUTIVE CHAMBER

## MISSION

The Executive Chamber is the Office of the Governor and includes the immediate staff that assists in managing State government.

## ORGANIZATION AND STAFFING

The Office of the Governor is located in the State Capitol in Albany and also has offices in New York City and Washington, D.C. This budget represents programs directly related to the Governor's Office and is supported by General Fund revenues.

## BUDGET HIGHLIGHTS

The Executive Budget recommends **\$20.5 million All Funds** (\$20.4 million General Fund, \$100,000 Other Funds) for the Executive Chamber. Appropriations have decreased by approximately **\$1.1 million** from available 2008-09 levels with reductions in both personal and nonpersonal service. The Executive Budget also recommends a staffing level of **169 FTEs**, a decrease of 5 from the 2008-09 level.

ALL FUNDS APPROPRIATIONS (dollars)				
Category	Available 2008-09	Appropriations Recommended 2009-10	Change	Reappropriations Recommended 2009-10
State Operations	21,576,000	20,497,000	(1,079,000)	0
Aid To Localities	0	0	0	0
Capital Projects	0	0	0	0
Total	21,576,000	20,497,000	(1,079,000)	0

ALL FUND TYPES PROJECTED LEVELS OF EMPLOYMENT BY PROGRAM FILLED ANNUAL SALARIED POSITIONS			
Program	Full-Time Equivalent Positions (FTE)		
	2008-09 Estimated FTEs 03/31/09	2009-10 Estimated FTEs 03/31/10	FTE Change
Executive Chamber			
General Fund	174	169	(5)
Total	174	169	(5)

# EXECUTIVE CHAMBER

## STATE OPERATIONS ALL FUNDS FINANCIAL REQUIREMENTS BY FUND TYPE APPROPRIATIONS (dollars)

<u>Fund Type</u>	<u>Available 2008-09</u>	<u>Recommended 2009-10</u>	<u>Change</u>
General Fund	21,476,000	20,397,000	(1,079,000)
Special Revenue Funds - Other	100,000	100,000	0
Total	21,576,000	20,497,000	(1,079,000)
Adjustments:			
Transfer(s) From			
Special Pay Bill			
General Fund	(876,000)		
Appropriated 2008-09	20,700,000		

## STATE OPERATIONS ALL FUNDS FINANCIAL REQUIREMENTS BY PROGRAM APPROPRIATIONS (dollars)

<u>Program</u>	<u>Available 2008-09</u>	<u>Recommended 2009-10</u>	<u>Change</u>
Executive Chamber			
General Fund	21,476,000	20,397,000	(1,079,000)
Special Revenue Funds - Other	100,000	100,000	0
Total	21,576,000	20,497,000	(1,079,000)

## STATE OPERATIONS - GENERAL FUND SUMMARY OF PERSONAL SERVICE APPROPRIATIONS AND CHANGES 2009-10 RECOMMENDED (dollars)

<u>Program</u>	<u>Total</u>		<u>Personal Service Regular (Annual Salaried)</u>	
	<u>Amount</u>	<u>Change</u>	<u>Amount</u>	<u>Change</u>
Executive Chamber	15,104,000	(422,000)	14,704,000	(422,000)
Total	15,104,000	(422,000)	14,704,000	(422,000)

<u>Program</u>	<u>Temporary Service (Nonannual Salaried)</u>		<u>Holiday/Overtime Pay</u>	
	<u>Amount</u>	<u>Change</u>	<u>Amount</u>	<u>Change</u>
Executive Chamber	200,000	0	200,000	0
Total	200,000	0	200,000	0

## STATE OPERATIONS - GENERAL FUND SUMMARY OF NONPERSONAL SERVICE AND MAINTENANCE UNDISTRIBUTED APPROPRIATIONS AND CHANGES 2009-10 RECOMMENDED (dollars)

<u>Program</u>	<u>Total</u>		<u>Supplies and Materials</u>	
	<u>Amount</u>	<u>Change</u>	<u>Amount</u>	<u>Change</u>
Executive Chamber	5,293,000	(657,000)	300,000	0
Total	5,293,000	(657,000)	300,000	0

<u>Program</u>	<u>Travel</u>		<u>Contractual Services</u>	
	<u>Amount</u>	<u>Change</u>	<u>Amount</u>	<u>Change</u>
Executive Chamber	500,000	0	3,843,000	(657,000)
Total	500,000	0	3,843,000	(657,000)

<u>Program</u>	<u>Equipment</u>		<u>Maintenance Undistributed</u>	
	<u>Amount</u>	<u>Change</u>	<u>Amount</u>	<u>Change</u>
Executive Chamber	350,000	0	300,000	0
Total	350,000	0	300,000	0

# EXECUTIVE CHAMBER

STATE OPERATIONS - OTHER THAN GENERAL FUND  
SUMMARY OF APPROPRIATIONS AND CHANGES  
2009-10 RECOMMENDED  
(dollars)

<u>Program</u>	<u>Total</u>		<u>Maintenance Undistributed</u>	
	<u>Amount</u>	<u>Change</u>	<u>Amount</u>	<u>Change</u>
Executive Chamber	100,000	0	100,000	0
Total	100,000	0	100,000	0

**OFFICE OF THE LIEUTENANT GOVERNOR**

The Office of the Lieutenant Governor is responsible for assisting the Governor as well as leading the State's efforts on a number of special projects.

Due to the current vacancy in the position of the Lieutenant Governor, the 2009-10 Executive Budget eliminates all appropriations for this agency, a decrease of nearly **\$1.4 million**. The Executive Budget also recommends elimination of all FTEs for the Office of the Lieutenant Governor, a decrease of **15 FTEs** from the 2008-09 budget.

**ALL FUNDS  
APPROPRIATIONS  
(dollars)**

<b>Category</b>	<b>Available 2008-09</b>	<b>Appropriations Recommended 2009-10</b>	<b>Change</b>	<b>Reappropriations Recommended 2009-10</b>
State Operations	1,378,000	0	(1,378,000)	0
Aid To Localities	0	0	0	0
Capital Projects	0	0	0	0
<b>Total</b>	<b>1,378,000</b>	<b>0</b>	<b>(1,378,000)</b>	<b>0</b>

**STATE OPERATIONS  
ALL FUNDS FINANCIAL REQUIREMENTS BY FUND TYPE  
APPROPRIATIONS  
(dollars)**

<b>Fund Type</b>	<b>Available 2008-09</b>	<b>Recommended 2009-10</b>	<b>Change</b>
General Fund	1,378,000	0	(1,378,000)
<b>Total</b>	<b>1,378,000</b>	<b>0</b>	<b>(1,378,000)</b>

**STATE OPERATIONS  
ALL FUNDS FINANCIAL REQUIREMENTS BY PROGRAM  
APPROPRIATIONS  
(dollars)**

<b>Program</b>	<b>Available 2008-09</b>	<b>Recommended 2009-10</b>	<b>Change</b>
Administration			
General Fund	1,378,000	0	(1,378,000)
<b>Total</b>	<b>1,378,000</b>	<b>0</b>	<b>(1,378,000)</b>

**STATE OPERATIONS - GENERAL FUND  
SUMMARY OF PERSONAL SERVICE APPROPRIATIONS AND CHANGES  
2009-10 RECOMMENDED  
(dollars)**

<b>Program</b>	<b>Total</b>		<b>Personal Service Regular (Annual Salaried)</b>	
	<b>Amount</b>	<b>Change</b>	<b>Amount</b>	<b>Change</b>
Administration	0	(1,191,000)	0	(1,174,000)
<b>Total</b>	<b>0</b>	<b>(1,191,000)</b>	<b>0</b>	<b>(1,174,000)</b>

<b>Program</b>	<b>Temporary Service (Nonannual Salaried)</b>		<b>Holiday/Overtime Pay</b>	
	<b>Amount</b>	<b>Change</b>	<b>Amount</b>	<b>Change</b>
Administration	0	(10,000)	0	(7,000)
<b>Total</b>	<b>0</b>	<b>(10,000)</b>	<b>0</b>	<b>(7,000)</b>

**EXECUTIVE CHAMBER**

**STATE OPERATIONS - GENERAL FUND  
SUMMARY OF NONPERSONAL SERVICE AND MAINTENANCE UNDISTRIBUTED  
APPROPRIATIONS AND CHANGES  
2009-10 RECOMMENDED  
(dollars)**

<b>Program</b>	<b>Total</b>		<b>Supplies and Materials</b>	
	<b>Amount</b>	<b>Change</b>	<b>Amount</b>	<b>Change</b>
Administration	0	(187,000)	0	(10,000)
Total	0	(187,000)	0	(10,000)

<b>Program</b>	<b>Travel</b>		<b>Contractual Services</b>	
	<b>Amount</b>	<b>Change</b>	<b>Amount</b>	<b>Change</b>
Administration	0	(105,000)	0	(66,000)
Total	0	(105,000)	0	(66,000)

<b>Program</b>	<b>Equipment</b>	
	<b>Amount</b>	<b>Change</b>
Administration	0	(6,000)
Total	0	(6,000)



# **OFFICE OF GENERAL SERVICES**

## **MISSION**

The Office of General Services (OGS) mission is to manage and lease real property, design, build and operate facilities, and deliver a wide array of support services, enabling the State of New York to function optimally. The unifying goal throughout all of the Office's varied operations is to assure the efficient use of State resources for all of their customers, whether they are other State agencies, local governments, non-governmental organizations, or the public. As OGS influences the spending of approximately \$7 billion in public funds, it is essential that they continually strive to increase efficiencies and overall effectiveness.

## **ORGANIZATION AND STAFFING**

OGS is headed by a Commissioner, appointed by the Governor, with a central executive staff and is structured around customer-focused business enterprises: Real Property Management and Development; Technology and Asset Management; and Design and Construction.

## **BUDGET HIGHLIGHTS**

The 2009-10 Executive Budget recommends **\$889.6 million All Funds** (\$148.5 million General Fund; \$610 million Internal Service Funds; \$131.1 million Other Funds) to support ongoing agency activities. This is an increase of **\$378.6 million All Funds** (a decrease of \$15.1 million General Fund; an increase of \$380.3 million Internal Service Funds and an increase of \$13.4 million Other Funds) from the 2008-09 Budget. The decrease in the General Fund reflects continued efforts to achieve savings through reductions in energy consumption as well as reductions in lower priority services. In addition, this decrease reflects the transfer of \$7.6 million to a newly established Office of Procurement Services.

The largest increase reflects the addition of a new \$400 million appropriation to permit the consolidation of lease payments under OGS. From this central vantage point, OGS expects to recapture \$15 million in savings for the State, resulting from audits of leases, relocations from leased to State space, and negotiations of improved rental rates and terms.

The Budget also reflects a \$13.3 million investment in the design and development of sustainability projects (e.g., green roofs, energy saving lighting, and climate control devices). OGS plans to make the generation of renewable energy and the application of sustainability concepts to both new construction and rehabilitation projects a centerpiece of their capital program.

The Executive Budget recommends **staff of 1,498** for the Office of General Services in 2009-10, a decrease of 103 from the prior year, which is entirely attributable to the transfer of functions to the new Office for Procurement Services.

## **GENERAL SERVICES**

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### **PROGRAM HIGHLIGHTS**

#### **EXECUTIVE DIRECTION**

This program provides the day-to-day management of the Agency, helps State agencies to acquire vehicle insurance, administers financing for the State equipment purchasing program and coordinates the centralized purchase of electricity from the Power Authority of the State of New York.

#### **REAL PROPERTY MANAGEMENT AND DEVELOPMENT**

This program is responsible for providing for the safe and efficient operation of approximately 54 major and 76 ancillary State-owned and operated buildings. Services provided by this program include building management, operation, maintenance, cleaning and security for facilities encompassing 17.1 million interior gross square feet with a replacement value estimated at \$6.2 billion. Employees assigned to this program also manage building renovation projects, administer service contracts for the maintenance and operation of certain heating, ventilation and air conditioning systems, and negotiate agreements as needed for leased space.

#### **TECHNOLOGY AND ASSET MANAGEMENT**

With the transfer of the Procurement Services Group to the new Office for Procurement Services, the "Procurement Services" program has been renamed as the "Technology and Asset Management" program. This program will be responsible for managing Information Technology, the Central Printing and Copy Center, seized assets, the interagency mail service, visitor parking, Federal and State surplus property.

#### **DESIGN AND CONSTRUCTION**

This group provides architectural, engineering, planning, and design and construction management services to State agencies (including OGS) that operate State-owned facilities, and has projects valued at approximately \$1.3 billion in design and \$900 million under construction. The program will be focusing on enhancing energy efficiency, the use of renewable energy sources wherever feasible, and the utilization of environmentally friendly material in all the new construction and rehabilitation projects it undertakes for its State agency clients.

#### **ALL FUNDS APPROPRIATIONS (dollars)**

<b>Category</b>	<b>Available 2008-09</b>	<b>Appropriations Recommended 2009-10</b>	<b>Change</b>	<b>Reappropriations Recommended 2009-10</b>
State Operations	427,879,000	791,634,000	363,755,000	7,230,000
Aid To Localities	0	0	0	0
Capital Projects	83,140,000	98,000,000	14,860,000	281,610,000
Total	511,019,000	889,634,000	378,615,000	288,840,000

# GENERAL SERVICES

## ALL FUND TYPES PROJECTED LEVELS OF EMPLOYMENT BY PROGRAM FILLED ANNUAL SALARIED POSITIONS

Full-Time Equivalent Positions (FTE)			
Program	2008-09 Estimated FTEs 03/31/09	2009-10 Estimated FTEs 03/31/10	FTE Change
Design and Construction			
Internal Service Funds	417	417	0
Executive Direction			
General Fund	95	84	(11)
Internal Service Funds	26	26	0
Technology and Asset Management Program			
General Fund	143	51	(92)
Special Revenue Funds - Other	17	17	0
Internal Service Funds	78	78	0
Real Property Management and Development			
General Fund	715	715	0
Special Revenue Funds - Other	50	50	0
Enterprise Funds	11	11	0
Internal Service Funds	49	49	0
Total	<u>1,601</u>	<u>1,498</u>	<u>(103)</u>

## STATE OPERATIONS ALL FUNDS FINANCIAL REQUIREMENTS BY FUND TYPE APPROPRIATIONS (dollars)

Fund Type	Available 2008-09	Recommended 2009-10	Change
General Fund	163,577,000	148,457,000	(15,120,000)
Special Revenue Funds - Federal	8,230,000	8,230,000	0
Special Revenue Funds - Other	23,532,000	22,127,000	(1,405,000)
Enterprise Funds	2,081,000	2,014,000	(67,000)
Internal Service Funds	229,709,000	610,056,000	380,347,000
Fiduciary Funds	750,000	750,000	0
Total	<u>427,879,000</u>	<u>791,634,000</u>	<u>363,755,000</u>

Adjustments:

Transfer(s) From	
Special Pay Bill	
General Fund	(4,311,000)
Special Revenue Funds - Other	(429,000)
Enterprise Funds	(75,000)
Internal Service Funds	(4,595,000)
Appropriated 2008-09	<u>418,469,000</u>

# GENERAL SERVICES

## STATE OPERATIONS ALL FUNDS FINANCIAL REQUIREMENTS BY PROGRAM APPROPRIATIONS (dollars)

<u>Program</u>	<u>Available 2008-09</u>	<u>Recommended 2009-10</u>	<u>Change</u>
Curatorial Services Program			
Fiduciary Funds	750,000	750,000	0
Design and Construction			
Internal Service Funds	64,155,000	64,158,000	3,000
Executive Direction			
General Fund	14,531,000	12,443,000	(2,088,000)
Special Revenue Funds - Other	1,240,000	849,000	(391,000)
Enterprise Funds	89,000	89,000	0
Internal Service Funds	98,274,000	98,382,000	108,000
Technology and Asset Management Program			
General Fund	12,681,000	4,935,000	(7,746,000)
Special Revenue Funds - Federal	8,230,000	8,230,000	0
Special Revenue Funds - Other	5,336,000	4,903,000	(433,000)
Internal Service Funds	44,493,000	24,555,000	(19,938,000)
Real Property Management and Development			
General Fund	136,365,000	131,079,000	(5,286,000)
Special Revenue Funds - Other	16,956,000	16,375,000	(581,000)
Enterprise Funds	1,992,000	1,925,000	(67,000)
Internal Service Funds	22,787,000	422,961,000	400,174,000
Total	<u>427,879,000</u>	<u>791,634,000</u>	<u>363,755,000</u>

## STATE OPERATIONS - GENERAL FUND SUMMARY OF PERSONAL SERVICE APPROPRIATIONS AND CHANGES 2009-10 RECOMMENDED (dollars)

<u>Program</u>	<u>Total</u>		<u>Personal Service Regular (Annual Salaried)</u>	
	<u>Amount</u>	<u>Change</u>	<u>Amount</u>	<u>Change</u>
Executive Direction	4,998,000	(3,017,000)	4,967,000	(3,017,000)
Technology and Asset Management Program	4,086,000	(6,778,000)	4,056,000	(6,778,000)
Real Property Management and Development	38,766,000	(3,555,000)	34,832,000	(3,555,000)
Total	<u>47,850,000</u>	<u>(13,350,000)</u>	<u>43,855,000</u>	<u>(13,350,000)</u>
<u>Program</u>	<u>Temporary Service (Nonannual Salaried)</u>		<u>Holiday/Overtime Pay</u>	
	<u>Amount</u>	<u>Change</u>	<u>Amount</u>	<u>Change</u>
Executive Direction	0	0	31,000	0
Technology and Asset Management Program	0	0	30,000	0
Real Property Management and Development	2,468,000	0	1,466,000	0
Total	<u>2,468,000</u>	<u>0</u>	<u>1,527,000</u>	<u>0</u>

# GENERAL SERVICES

**STATE OPERATIONS - GENERAL FUND  
SUMMARY OF NONPERSONAL SERVICE AND MAINTENANCE UNDISTRIBUTED  
APPROPRIATIONS AND CHANGES  
2009-10 RECOMMENDED  
(dollars)**

<b>Program</b>	<b>Total</b>		<b>Supplies and Materials</b>	
	<b>Amount</b>	<b>Change</b>	<b>Amount</b>	<b>Change</b>
Executive Direction	7,445,000	929,000	83,000	(20,000)
Technology and Asset Management Program	849,000	(968,000)	14,000	(21,000)
Real Property Management and Development	92,313,000	(1,731,000)	7,966,000	0
<b>Total</b>	<b>100,607,000</b>	<b>(1,770,000)</b>	<b>8,063,000</b>	<b>(41,000)</b>

<b>Program</b>	<b>Travel</b>		<b>Contractual Services</b>	
	<b>Amount</b>	<b>Change</b>	<b>Amount</b>	<b>Change</b>
Executive Direction	65,000	(7,000)	6,052,000	963,000
Technology and Asset Management Program	29,000	(43,000)	775,000	(858,000)
Real Property Management and Development	204,000	0	83,505,000	(1,731,000)
<b>Total</b>	<b>298,000</b>	<b>(50,000)</b>	<b>90,332,000</b>	<b>(1,626,000)</b>

<b>Program</b>	<b>Equipment</b>		<b>Maintenance Undistributed</b>	
	<b>Amount</b>	<b>Change</b>	<b>Amount</b>	<b>Change</b>
Executive Direction	70,000	(7,000)	1,175,000	0
Technology and Asset Management Program	31,000	(46,000)	0	0
Real Property Management and Development	638,000	0	0	0
<b>Total</b>	<b>739,000</b>	<b>(53,000)</b>	<b>1,175,000</b>	<b>0</b>

**STATE OPERATIONS - OTHER THAN GENERAL FUND  
SUMMARY OF APPROPRIATIONS AND CHANGES  
2009-10 RECOMMENDED  
(dollars)**

<b>Program</b>	<b>Total</b>		<b>Personal Service</b>	
	<b>Amount</b>	<b>Change</b>	<b>Amount</b>	<b>Change</b>
Curatorial Services Program	750,000	0	0	0
Design and Construction	64,158,000	3,000	29,420,000	255,869
Executive Direction	99,320,000	(283,000)	2,221,000	73,925
Technology and Asset Management Program	37,688,000	(20,371,000)	4,526,000	(234,730)
Real Property Management and Development	441,261,000	399,526,000	6,582,000	(236,064)
<b>Total</b>	<b>643,177,000</b>	<b>378,875,000</b>	<b>42,749,000</b>	<b>(141,000)</b>

<b>Program</b>	<b>Nonpersonal Service</b>		<b>Maintenance Undistributed</b>	
	<b>Amount</b>	<b>Change</b>	<b>Amount</b>	<b>Change</b>
Curatorial Services Program	750,000	0	0	0
Design and Construction	34,738,000	(252,869)	0	0
Executive Direction	97,099,000	(356,925)	0	0
Technology and Asset Management Program	33,162,000	(20,136,270)	0	0
Real Property Management and Development	34,679,000	(237,936)	400,000,000	400,000,000
<b>Total</b>	<b>200,428,000</b>	<b>(20,984,000)</b>	<b>400,000,000</b>	<b>400,000,000</b>

# **GENERAL SERVICES**

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**CAPITAL PROJECTS  
ALL FUNDS FINANCIAL REQUIREMENTS BY PROGRAM  
APPROPRIATIONS  
(dollars)**

<b>Comprehensive Construction Program</b>	<b>Available 2008-09</b>	<b>Recommended 2009-10</b>	<b>Change</b>	<b>Reappropriations 2009-10</b>
Design and Construction Supervision				
Capital Projects Fund	12,600,000	13,000,000	400,000	24,862,000
Maintenance and Improvement of Real Property				
Facilities				
Capital Projects Fund	57,400,000	61,700,000	4,300,000	215,875,000
Capital Projects Fund - Advances	0	0	0	5,347,000
Capital Projects Fund - Authority Bonds	13,140,000	10,000,000	(3,140,000)	35,526,000
Sustainability				
Capital Projects Fund - Authority Bonds	0	13,300,000	13,300,000	0
Total	<u>83,140,000</u>	<u>98,000,000</u>	<u>14,860,000</u>	<u>281,610,000</u>

# **OFFICE OF HOMELAND SECURITY**

## **MISSION**

The Office of Homeland Security is responsible for the development and coordination of a comprehensive strategy for counter-terrorism and hazard prevention, preparedness and response, to protect the citizens of the State of New York. Established as a permanent office by anti-terror legislation enacted in July 2004, the Office maintains strong partnerships with relevant State and local agencies, as well as Federal security-related agencies including the Department of Homeland Security. Among its responsibilities are assessments of vulnerability of critical assets, systems and material; policy development; the allocation of Federal homeland security and related funds; cyber readiness and the prevention and detection of cyber events. Additionally, the Office is required to coordinate the collection and dissemination of counter-terrorism information, as well as the development and implementation of a statewide strategy for disaster preparedness training.

## **ORGANIZATION AND STAFFING**

The Office of Homeland Security has its central office in Albany with a satellite office in New York City, and a State Preparedness Training Center in Oriskany, New York. The Director, appointed by the Governor, provides counsel on counter-terrorism affairs and coordinates a myriad of activities with Federal, State, and local organizations to better prepare the State to respond to threats and terrorist-related incidents. The Office has two programs, Administration and Cyber Security.

## **BUDGET HIGHLIGHTS**

The Executive Budget recommends **\$ 524 million All Funds** (\$18 million General Fund; \$506 million Other Funds) for the Office of Homeland Security. This is a net increase of **\$150 million** which primarily reflects an anticipated increase in Federal Homeland Security Grant funding. The General Fund increase of \$6.6 million is due to a change in funding sources supporting the Oneida Training Center and the Office of Cyber Security. The Office will continue to take a leadership role in maximizing Federal funding and ensuring distribution of that funding in an effective manner which supports the State's comprehensive security strategy. Federal funds anticipated from the State Homeland Security Grant and Urban Area Security Initiative programs will continue to be appropriated under the auspices of the Office.

The Executive Budget recommends a staffing level of **186 FTEs** for the Office of Homeland Security, a **decrease of 6** from the 2008-09 Budget.

Major budget actions include:

- **New Federal Grant Programs:** Beginning in 2009-10, the Office of Homeland Security will award over \$10.5 million in new Federal Homeland Security Grant Programs including \$6.9 million under the Interoperable Communications Grant Program (IECGP) and \$3.6 million under the Regional Catastrophic Planning Grant Program (RCPGP). In addition, New York State will compete for grant awards under the Emergency Operations Grant Program (EOCGP) and Operation Stonegarden Grant Program (OPSG).
- **Increase in Federal Award:** The 2009-10 Executive Budget recommends an increase in appropriation authority for the Homeland Security Program. Through

## ***HOMELAND SECURITY***

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this program, New York State will receive approximately \$500 million during the next fiscal year; an increase of about \$150 million.

- **Cyber Security Partnerships:** The Budget supports the creation of a not-for-profit (NFP) corporation to provide improved and expanded cyber security and critical infrastructure coordination services. The NFP structure will facilitate the development of essential partnerships with and among Federal, State, and local governments and private industry. Such partnerships will increase opportunities to promote innovative and improved approaches that will enhance the State's capacity to prepare for and respond to rapidly evolving cyber security threats and to coordinate critical infrastructure information.

### ***PROGRAM HIGHLIGHTS***

Since its creation, the Office has pursued a comprehensive, coordinated strategy for domestic counter-terrorism preparedness in the State. Agencies and organizations from each jurisdictional level, and representing various disciplines, have been brought together to formulate and implement a comprehensive approach to public security for New York. Highlights of these efforts include:

- **Federal Homeland Security Grant Programs:** Since 2001, OHS has allocated over \$2 billion in Federal homeland security grants including over \$507 million in 2008. This includes the development and execution of over 1,000 contracts with State, local and other entities that comply with State and Federal contracting, reporting and oversight requirements. In addition, OHS works with State agencies and the Urban Area Work Groups to submit a comprehensive application for Federal homeland security funds not later than 90 days after the release of federal guidance.
- **Intelligence Collection, Analysis and Dissemination:** OHS will sustain the analysis and dissemination of relevant terrorism information to law enforcement agencies at the New York State Intelligence Center's (NYSIC) Counter-Terrorism Center (CTC). The CTC provides "one-stop shopping" for law enforcement in counter-terrorism matters. In addition OHS will continue to work closely with numerous Federal, State, local, tribal and Canadian authorities to facilitate a secure border. Federal agencies that OHS works closely with include the FBI, Immigration and Customs Enforcement (ICE), Customs and Border Protection (CBP), the Transportation Security Administration (TSA) and the U.S. Coast Guard. Finally, OHS will sustain information sharing efforts with the Canadian Provinces of Quebec and Ontario.
- **Critical Infrastructure/Key Resources:** The Office's Critical Infrastructure Assessment Teams continue to conduct security assessments of critical infrastructure in New York State to determine gaps and develop potential solutions. OHS will continue its effort, begun in 2008, to integrate threat analysis and critical infrastructure intelligence into the planning for critical infrastructure protection in conjunction with the OHS Critical Infrastructure Program, OHS Intelligence Division, the NYSIC and the DHS Homeland Infrastructure Threat and Risk Analysis Center (HITRAC).

- **Enhancing First Responder Capabilities Through Training and Exercises:** In 2009, OHS will sustain first responder capabilities by training or directly supporting the training of more than 1,200 students at the State Preparedness Training Center (SPTC) in Oriskany. In 2008, the SPTC received accreditation from the Commission on Accreditation for Law Enforcement Agencies (CALEA), only the second training center in New York State to receive this prestigious recognition. In addition, OHS will deliver or facilitate more than 200 courses to train over 6,000 first responders at locations other than the SPTC. OHS expects to coordinate over 25 separate exercises in 15 Counties in New York in 2009. Expansion plans for the SPTC include an Emergency Vehicle Operators Course and a Weapons Training Complex.
- **Threat Based Asset Management System:** The Office continues development of the Threat Based Asset Management System (TBAMS) and the Critical Infrastructure Suspicious Activity Reporting (CI-SAR) system. CI-SAR is a tool for Intelligence Analysts and the resulting Suspicious Activity Reporting data is being integrated with several other states' data under the Federal Office of the Director for National Intelligence. OHS will sustain broader information sharing applications using the Homeland Security Information Network – New York (HSIN-NY).

**ALL FUNDS  
APPROPRIATIONS  
(dollars)**

<b>Category</b>	<b>Available 2008-09</b>	<b>Appropriations Recommended 2009-10</b>	<b>Change</b>	<b>Reappropriations Recommended 2009-10</b>
State Operations	24,101,000	24,303,000	202,000	114,405,000
Aid To Localities	350,000,000	500,000,000	150,000,000	1,343,880,000
Capital Projects	0	0	0	0
Total	<u>374,101,000</u>	<u>524,303,000</u>	<u>150,202,000</u>	<u>1,458,285,000</u>

**ALL FUND TYPES  
PROJECTED LEVELS OF EMPLOYMENT BY PROGRAM  
FILLED ANNUAL SALARIED POSITIONS**

<b>Program</b>	<b>Full-Time Equivalent Positions (FTE)</b>		
	<b>2008-09 Estimated FTEs 03/31/09</b>	<b>2009-10 Estimated FTEs 03/31/10</b>	<b>FTE Change</b>
	Administration		
General Fund	110	99	(11)
Cyber Security and Critical Infrastructure Coordination Program			
Special Revenue Funds - Federal	4	4	0
Special Revenue Funds - Other	42	42	0
Homeland Security Program			
Special Revenue Funds - Federal	36	41	5
Total	<u>192</u>	<u>186</u>	<u>(6)</u>

# HOMELAND SECURITY

## STATE OPERATIONS ALL FUNDS FINANCIAL REQUIREMENTS BY FUND TYPE APPROPRIATIONS (dollars)

<u>Fund Type</u>	<u>Available 2008-09</u>	<u>Recommended 2009-10</u>	<u>Change</u>
General Fund	11,441,000	18,102,000	6,661,000
Special Revenue Funds - Federal	216,000	0	(216,000)
Special Revenue Funds - Other	10,944,000	4,701,000	(6,243,000)
Internal Service Funds	1,500,000	1,500,000	0
Total	24,101,000	24,303,000	202,000

Adjustments:	
Transfer(s) From	
Special Pay Bill	
General Fund	(400,000)
Special Revenue Funds - Federal	(216,000)
Special Revenue Funds - Other	(401,000)
Appropriated 2008-09	23,084,000

## STATE OPERATIONS ALL FUNDS FINANCIAL REQUIREMENTS BY PROGRAM APPROPRIATIONS (dollars)

<u>Program</u>	<u>Available 2008-09</u>	<u>Recommended 2009-10</u>	<u>Change</u>
Administration			
General Fund	11,441,000	12,981,000	1,540,000
Special Revenue Funds - Federal	216,000	0	(216,000)
Cyber Security and Critical Infrastructure Coordination Program			
General Fund	0	5,121,000	5,121,000
Special Revenue Funds - Other	10,944,000	4,701,000	(6,243,000)
Internal Service Funds	1,500,000	1,500,000	0
Total	24,101,000	24,303,000	202,000

## STATE OPERATIONS - GENERAL FUND SUMMARY OF PERSONAL SERVICE APPROPRIATIONS AND CHANGES 2009-10 RECOMMENDED (dollars)

<u>Program</u>	<u>Total</u>		<u>Personal Service Regular (Annual Salaried)</u>	
	<u>Amount</u>	<u>Change</u>	<u>Amount</u>	<u>Change</u>
Administration	7,927,000	3,014,000	7,648,000	3,014,000
Cyber Security and Critical Infrastructure Coordination Program	2,243,000	2,243,000	2,234,000	2,234,000
Total	10,170,000	5,257,000	9,882,000	5,248,000

  

<u>Program</u>	<u>Temporary Service (Nonannual Salaried)</u>		<u>Holiday/Overtime Pay</u>	
	<u>Amount</u>	<u>Change</u>	<u>Amount</u>	<u>Change</u>
Administration	262,000	0	17,000	0
Cyber Security and Critical Infrastructure Coordination Program	0	0	9,000	9,000
Total	262,000	0	26,000	9,000

# HOMELAND SECURITY

**STATE OPERATIONS - GENERAL FUND  
SUMMARY OF NONPERSONAL SERVICE AND MAINTENANCE UNDISTRIBUTED  
APPROPRIATIONS AND CHANGES  
2009-10 RECOMMENDED  
(dollars)**

Program	Total		Supplies and Materials	
	Amount	Change	Amount	Change
Administration	5,054,000	(1,474,000)	931,000	(200,000)
Cyber Security and Critical Infrastructure Coordination Program	2,878,000	2,878,000	30,000	30,000
<b>Total</b>	<b>7,932,000</b>	<b>1,404,000</b>	<b>961,000</b>	<b>(170,000)</b>

Program	Travel		Contractual Services	
	Amount	Change	Amount	Change
Administration	0	0	3,275,000	(1,074,000)
Cyber Security and Critical Infrastructure Coordination Program	15,000	15,000	2,728,000	2,728,000
<b>Total</b>	<b>15,000</b>	<b>15,000</b>	<b>6,003,000</b>	<b>1,654,000</b>

Program	Equipment	
	Amount	Change
Administration	848,000	(200,000)
Cyber Security and Critical Infrastructure Coordination Program	105,000	105,000
<b>Total</b>	<b>953,000</b>	<b>(95,000)</b>

**STATE OPERATIONS - OTHER THAN GENERAL FUND  
SUMMARY OF APPROPRIATIONS AND CHANGES  
2009-10 RECOMMENDED  
(dollars)**

Program	Total		Personal Service	
	Amount	Change	Amount	Change
Administration	0	(216,000)	0	(145,000)
Cyber Security and Critical Infrastructure Coordination Program	6,201,000	(6,243,000)	568,000	(2,243,000)
<b>Total</b>	<b>6,201,000</b>	<b>(6,459,000)</b>	<b>568,000</b>	<b>(2,388,000)</b>

Program	Nonpersonal Service	
	Amount	Change
Administration	0	(71,000)
Cyber Security and Critical Infrastructure Coordination Program	5,633,000	(4,000,000)
<b>Total</b>	<b>5,633,000</b>	<b>(4,071,000)</b>

**AID TO LOCALITIES  
ALL FUNDS FINANCIAL REQUIREMENTS BY FUND TYPE  
APPROPRIATIONS  
(dollars)**

Fund Type	Available	Recommended	Change
	2008-09	2009-10	
Special Revenue Funds - Federal	350,000,000	500,000,000	150,000,000
<b>Total</b>	<b>350,000,000</b>	<b>500,000,000</b>	<b>150,000,000</b>

**AID TO LOCALITIES  
ALL FUNDS FINANCIAL REQUIREMENTS BY PROGRAM  
APPROPRIATIONS  
(dollars)**

Program	Available	Recommended	Change
	2008-09	2009-10	
Homeland Security Program			
Special Revenue Funds - Federal	350,000,000	500,000,000	150,000,000
<b>Total</b>	<b>350,000,000</b>	<b>500,000,000</b>	<b>150,000,000</b>



# **OFFICE OF THE STATE INSPECTOR GENERAL**

## **MISSION**

The Office of the State Inspector General is responsible for detecting, investigating, deterring and eliminating corruption, fraud, criminal activity, conflicts of interest, abuses of office, and waste in the State entities under its jurisdiction. The Office's jurisdiction includes Executive branch agencies, departments, divisions, offices, boards, commissions, public authorities and public benefit corporations and any entity of State government headed by an appointee of the Governor that does not have its own statutory Inspector General. Its mission is designed to ensure that State government maintains the highest standards of integrity and accountability.

## **ORGANIZATION AND STAFFING**

The Office of the State Inspector General consolidates most of the State's inspector general activities in a single office that replaced what were formerly separate, semi-independent deputy inspectors general located within the agencies they served. Led by the Inspector General who is appointed by the Governor, the Office is headquartered in Albany and has offices in New York City and Buffalo.

## **BUDGET HIGHLIGHTS**

The 2009-10 Executive Budget recommendations provide over **\$6.9 million All Funds** (\$6.8 million General Fund; \$0.1 million All Other Funds). This is a **\$0.5 million General Fund** decrease from the 2008-09 budget and reflects the elimination of vacant positions and administrative savings initiatives. The Office will have a workforce of **63 FTEs** in 2009-10, which is a reduction of 3 positions from 2008-09.

## **PROGRAM HIGHLIGHTS**

The Office of the State Inspector General has handled more than 12,000 complaints of fraud, criminal activity, waste and abuse involving State employees and resources. The Office focuses its investigative efforts on major cases involving theft, bribery, contract fraud, abuse of authority, and other serious allegations of corruption. The Office works jointly with local, State and Federal law enforcement personnel and prosecutors on significant matters of public concern. The Office's investigations have uncovered instances of theft, bid rigging, bribery, creation of fraudulent documents, misuse of computers, construction industry fraud, and systemic abuse and waste in various agencies that have resulted in the arrest of more than over 550 individuals, and referrals for discipline in numerous other cases. In addition, many cases have resulted in recommendations for administrative or policy changes. Equally important, the Office's investigations have, in many instances, cleared agencies and individuals of allegations that were unfounded or unsubstantiated.

# INSPECTOR GENERAL

## ALL FUNDS APPROPRIATIONS (dollars)

Category	Available 2008-09	Appropriations Recommended 2009-10	Change	Reappropriations Recommended 2009-10
State Operations	7,448,000	6,925,000	(523,000)	0
Aid To Localities	0	0	0	0
Capital Projects	0	0	0	0
Total	<u>7,448,000</u>	<u>6,925,000</u>	<u>(523,000)</u>	<u>0</u>

## ALL FUND TYPES PROJECTED LEVELS OF EMPLOYMENT BY PROGRAM FILLED ANNUAL SALARIED POSITIONS

### Full-Time Equivalent Positions (FTE)

Program	2008-09 Estimated FTEs 03/31/09	2009-10 Estimated FTEs 03/31/10	FTE Change
Inspector General			
General Fund	66	63	(3)
Total	<u>66</u>	<u>63</u>	<u>(3)</u>

## STATE OPERATIONS ALL FUNDS FINANCIAL REQUIREMENTS BY FUND TYPE APPROPRIATIONS (dollars)

Fund Type	Available 2008-09	Recommended 2009-10	Change
General Fund	7,348,000	6,825,000	(523,000)
Special Revenue Funds - Other	100,000	100,000	0
Total	<u>7,448,000</u>	<u>6,925,000</u>	<u>(523,000)</u>

Adjustments:	
Transfer(s) From	
Special Pay Bill	
General Fund	(223,000)
Appropriated 2008-09	<u>7,225,000</u>

## STATE OPERATIONS ALL FUNDS FINANCIAL REQUIREMENTS BY PROGRAM APPROPRIATIONS (dollars)

Program	Available 2008-09	Recommended 2009-10	Change
Inspector General			
General Fund	7,348,000	6,825,000	(523,000)
Special Revenue Funds - Other	100,000	100,000	0
Total	<u>7,448,000</u>	<u>6,925,000</u>	<u>(523,000)</u>

# INSPECTOR GENERAL

**STATE OPERATIONS - GENERAL FUND  
SUMMARY OF PERSONAL SERVICE APPROPRIATIONS AND CHANGES  
2009-10 RECOMMENDED  
(dollars)**

Program	Total		Personal Service Regular (Annual Salaried)	
	Amount	Change	Amount	Change
Inspector General	5,932,000	(540,000)	5,921,000	(540,000)
Total	5,932,000	(540,000)	5,921,000	(540,000)

  

Program	Temporary Service (Nonannual Salaried)		Holiday/Overtime Pay	
	Amount	Change	Amount	Change
Inspector General	8,000	0	3,000	0
Total	8,000	0	3,000	0

**STATE OPERATIONS - GENERAL FUND  
SUMMARY OF NONPERSONAL SERVICE AND MAINTENANCE UNDISTRIBUTED  
APPROPRIATIONS AND CHANGES  
2009-10 RECOMMENDED  
(dollars)**

Program	Total		Supplies and Materials	
	Amount	Change	Amount	Change
Inspector General	893,000	17,000	103,000	3,000
Total	893,000	17,000	103,000	3,000

  

Program	Travel		Contractual Services	
	Amount	Change	Amount	Change
Inspector General	126,000	(24,000)	561,000	35,000
Total	126,000	(24,000)	561,000	35,000

  

Program	Equipment	
	Amount	Change
Inspector General	103,000	3,000
Total	103,000	3,000

**STATE OPERATIONS - OTHER THAN GENERAL FUND  
SUMMARY OF APPROPRIATIONS AND CHANGES  
2009-10 RECOMMENDED  
(dollars)**

Program	Total		Nonpersonal Service	
	Amount	Change	Amount	Change
Inspector General	100,000	0	100,000	0
Total	100,000	0	100,000	0



# INTEREST ON LAWYER ACCOUNT

## MISSION

The Interest on Lawyer Account (IOLA) Fund was established in 1983 to finance civil legal services for the indigent. Revenues are derived from the interest earned on small trust accounts in which attorneys hold certain funds for their clients. Banks transfer the interest earned on these IOLA escrow accounts to the IOLA Fund to finance grants to not-for-profit, tax-exempt entities providing civil legal services to the indigent, elderly, disabled and others. Legislation enacted in 1988 made participation in IOLA mandatory for attorneys in private practice who hold nominal short term escrow accounts for clients and new regulations initiated in 2007 ensure that banking institutions pay a fair interest rate on IOLA escrow accounts – one that is not less than that paid on similar types of bank accounts.

## ORGANIZATION AND STAFFING

A 15 member board of trustees appointed by the Governor administers the Interest on Lawyer Account. Board members serve without compensation. Day-to-day operations are located in New York City. IOLA is completely supported by revenue generated by the interest earned on IOLA escrow accounts.

## BUDGET HIGHLIGHTS

The 2009-10 Executive Budget recommends **\$47.1 million All Funds, a decrease of \$25.1 million reflecting the decline in interest rates.** IOLA will have a workforce of **9 FTEs**, which is unchanged from 2008-09.

## PROGRAM HIGHLIGHTS

For the 2009 calendar year, the board administering the Interest on Lawyer Account is expected to award \$35 million in grants to over 65 organizations statewide, a \$10 million increase from 2008.

Category	ALL FUNDS APPROPRIATIONS (dollars)			
	Available 2008-09	Appropriations Recommended 2009-10	Change	Reappropriations Recommended 2009-10
State Operations	2,190,000	2,050,000	(140,000)	0
Aid To Localities	70,000,000	45,000,000	(25,000,000)	0
Capital Projects	0	0	0	0
Total	72,190,000	47,050,000	(25,140,000)	0

# INTEREST ON LAWYER

## ALL FUND TYPES PROJECTED LEVELS OF EMPLOYMENT BY PROGRAM FILLED ANNUAL SALARIED POSITIONS

### Full-Time Equivalent Positions (FTE)

<u>Program</u>	<u>2008-09 Estimated FTEs 03/31/09</u>	<u>2009-10 Estimated FTEs 03/31/10</u>	<u>FTE Change</u>
New York Interest on Lawyer Account			
Special Revenue Funds - Other	9	9	0
Total	9	9	0

## STATE OPERATIONS ALL FUNDS FINANCIAL REQUIREMENTS BY FUND TYPE APPROPRIATIONS (dollars)

<u>Fund Type</u>	<u>Available 2008-09</u>	<u>Recommended 2009-10</u>	<u>Change</u>
Special Revenue Funds - Other	2,190,000	2,050,000	(140,000)
Total	2,190,000	2,050,000	(140,000)

Adjustments:

Transfer(s) From	
Special Pay Bill	
Special Revenue Funds - Other	(56,000)
Appropriated 2008-09	2,134,000

## STATE OPERATIONS ALL FUNDS FINANCIAL REQUIREMENTS BY PROGRAM APPROPRIATIONS (dollars)

<u>Program</u>	<u>Available 2008-09</u>	<u>Recommended 2009-10</u>	<u>Change</u>
New York Interest on Lawyer Account			
Special Revenue Funds - Other	2,190,000	2,050,000	(140,000)
Total	2,190,000	2,050,000	(140,000)

## STATE OPERATIONS - OTHER THAN GENERAL FUND SUMMARY OF APPROPRIATIONS AND CHANGES 2009-10 RECOMMENDED (dollars)

<u>Program</u>	<u>Total</u>		<u>Personal Service</u>	
	<u>Amount</u>	<u>Change</u>	<u>Amount</u>	<u>Change</u>
New York Interest on Lawyer Account	2,050,000	(140,000)	789,000	(67,000)
Total	2,050,000	(140,000)	789,000	(67,000)

<u>Program</u>	<u>Nonpersonal Service</u>	
	<u>Amount</u>	<u>Change</u>
New York Interest on Lawyer Account	1,261,000	(73,000)
Total	1,261,000	(73,000)

## AID TO LOCALITIES ALL FUNDS FINANCIAL REQUIREMENTS BY FUND TYPE APPROPRIATIONS (dollars)

<u>Fund Type</u>	<u>Available 2008-09</u>	<u>Recommended 2009-10</u>	<u>Change</u>
Special Revenue Funds - Other	70,000,000	45,000,000	(25,000,000)
Total	70,000,000	45,000,000	(25,000,000)

# **INTEREST ON LAWYER**

**AID TO LOCALITIES  
ALL FUNDS FINANCIAL REQUIREMENTS BY PROGRAM  
APPROPRIATIONS  
(dollars)**

<b>Program</b>	<b>Available 2008-09</b>	<b>Recommended 2009-10</b>	<b>Change</b>
New York Interest on Lawyer Account			
Special Revenue Funds - Other	70,000,000	45,000,000	(25,000,000)
Total	70,000,000	45,000,000	(25,000,000)



# TEMPORARY STATE COMMISSION OF INVESTIGATION

## MISSION

Established in 1958, the Temporary State Commission of Investigation was created as a bipartisan fact-finding agency, investigating and reporting on organized crime and racketeering, the conduct of public officers and other matters affecting public peace, safety and justice. The 2009-10 Executive Budget reflects the planned sunset of the Commission on March 31, 2009.

### ALL FUNDS APPROPRIATIONS (dollars)

Category	Available 2008-09	Appropriations Recommended 2009-10	Change	Reappropriations Recommended 2009-10
State Operations	4,153,000	0	(4,153,000)	0
Aid To Localities	0	0	0	0
Capital Projects	0	0	0	0
Total	<u>4,153,000</u>	<u>0</u>	<u>(4,153,000)</u>	<u>0</u>

### STATE OPERATIONS ALL FUNDS FINANCIAL REQUIREMENTS BY FUND TYPE APPROPRIATIONS (dollars)

Fund Type	Available 2008-09	Recommended 2009-10	Change
General Fund	3,866,000	0	(3,866,000)
Special Revenue Funds - Other	287,000	0	(287,000)
Total	<u>4,153,000</u>	<u>0</u>	<u>(4,153,000)</u>

Adjustments:	
Transfer(s) From	
Special Pay Bill	
General Fund	(177,000)
Appropriated 2008-09	<u>3,976,000</u>

### STATE OPERATIONS ALL FUNDS FINANCIAL REQUIREMENTS BY PROGRAM APPROPRIATIONS (dollars)

Program	Available 2008-09	Recommended 2009-10	Change
Investigation			
General Fund	3,866,000	0	(3,866,000)
Special Revenue Funds - Other	287,000	0	(287,000)
Total	<u>4,153,000</u>	<u>0</u>	<u>(4,153,000)</u>

### STATE OPERATIONS - GENERAL FUND SUMMARY OF PERSONAL SERVICE APPROPRIATIONS AND CHANGES 2009-10 RECOMMENDED (dollars)

Program	Total		Personal Service Regular (Annual Salaried)	
	Amount	Change	Amount	Change
Investigation	0	(2,937,000)	0	(2,937,000)
Total	<u>0</u>	<u>(2,937,000)</u>	<u>0</u>	<u>(2,937,000)</u>

# INVESTIGATION

**STATE OPERATIONS - GENERAL FUND  
SUMMARY OF NONPERSONAL SERVICE AND MAINTENANCE UNDISTRIBUTED  
APPROPRIATIONS AND CHANGES  
2009-10 RECOMMENDED  
(dollars)**

<b>Program</b>	<b>Total</b>		<b>Supplies and Materials</b>	
	<b>Amount</b>	<b>Change</b>	<b>Amount</b>	<b>Change</b>
Investigation	0	(929,000)	0	(42,000)
Total	<u>0</u>	<u>(929,000)</u>	<u>0</u>	<u>(42,000)</u>

<b>Program</b>	<b>Travel</b>		<b>Contractual Services</b>	
	<b>Amount</b>	<b>Change</b>	<b>Amount</b>	<b>Change</b>
Investigation	0	(84,000)	0	(766,000)
Total	<u>0</u>	<u>(84,000)</u>	<u>0</u>	<u>(766,000)</u>

<b>Program</b>	<b>Equipment</b>	
	<b>Amount</b>	<b>Change</b>
Investigation	0	(37,000)
Total	<u>0</u>	<u>(37,000)</u>

**STATE OPERATIONS - OTHER THAN GENERAL FUND  
SUMMARY OF APPROPRIATIONS AND CHANGES  
2009-10 RECOMMENDED  
(dollars)**

<b>Program</b>	<b>Total</b>		<b>Nonpersonal Service</b>	
	<b>Amount</b>	<b>Change</b>	<b>Amount</b>	<b>Change</b>
Investigation	0	(287,000)	0	(287,000)
Total	<u>0</u>	<u>(287,000)</u>	<u>0</u>	<u>(287,000)</u>

# **JUDICIAL COMMISSIONS**

## **MISSION**

New York State's three Judicial Commissions play important roles in maintaining the integrity of the court system. The Commission on Judicial Nomination and the Judicial Screening Committees screen potential nominees for high-level judicial appointments by the Governor. The Commission on Judicial Conduct investigates and acts upon allegations of judicial misconduct.

## **COMMISSION ON JUDICIAL CONDUCT**

The State Constitution established the Commission on Judicial Conduct, which is responsible for investigating complaints of misconduct against State judges and local justices. The Commission has disciplinary powers, which include the authority to remove judges and justices from office for serious misconduct, subject to review by the Court of Appeals.

The Commission on Judicial Conduct has 11 members, 4 of whom are appointed by the Governor, 3 by the Chief Judge of the Court of Appeals and the remaining 4 by the Legislature. Commission members serve without pay and meet periodically to consider complaints, hear testimony and determine the disposition of cases. The Commission will have a staff of **51 FTEs** in fiscal year 2009-10, which is unchanged from 2008-09. Its main office is in New York City, with branches in Albany and Rochester. The recommended 2009-10 Budget of **\$5.3 million General Fund** is a **decrease of \$0.1 million**, reflecting the achievement of administrative savings.

## **COMMISSION ON JUDICIAL NOMINATION**

The State Constitution established the Commission on Judicial Nomination to evaluate candidates and make recommendations to the Governor for appointment to the Court of Appeals, the State's highest court.

The Commission on Judicial Nomination has 12 members appointed by the Governor, the Chief Judge of the Court of Appeals and the Legislature. These members serve without pay and conduct the search for qualified candidates upon formal notification of a vacancy on the Court of Appeals.

## **GOVERNOR'S JUDICIAL SCREENING COMMITTEES**

The Governor's Judicial Screening Committees are established by Executive Order to evaluate the qualifications of candidates and make recommendations to the Governor for appointment to judgeships other than those on the Court of Appeals. The Committees are located throughout the State.

# JUDICIAL COMMISSIONS

## ALL FUNDS APPROPRIATIONS (dollars)

Category	Available 2008-09	Appropriations Recommended 2009-10	Change	Reappropriations Recommended 2009-10
State Operations	5,372,000	5,268,000	(104,000)	0
Aid To Localities	0	0	0	0
Capital Projects	0	0	0	0
Total	5,372,000	5,268,000	(104,000)	0

## ALL FUND TYPES PROJECTED LEVELS OF EMPLOYMENT BY PROGRAM FILLED ANNUAL SALARIED POSITIONS

### Full-Time Equivalent Positions (FTE)

Program	2008-09 Estimated FTEs 03/31/09	2009-10 Estimated FTEs 03/31/10	FTE Change
Judicial Conduct			
General Fund	51	51	0
Total	51	51	0

## STATE OPERATIONS ALL FUNDS FINANCIAL REQUIREMENTS BY FUND TYPE APPROPRIATIONS (dollars)

Fund Type	Available 2008-09	Recommended 2009-10	Change
General Fund	5,372,000	5,268,000	(104,000)
Total	5,372,000	5,268,000	(104,000)

### Adjustments:

Transfer(s) From Special Pay Bill General Fund	(131,000)
Appropriated 2008-09	5,241,000

## STATE OPERATIONS ALL FUNDS FINANCIAL REQUIREMENTS BY PROGRAM APPROPRIATIONS (dollars)

Program	Available 2008-09	Recommended 2009-10	Change
Judicial Conduct			
General Fund	5,304,000	5,200,000	(104,000)
Judicial Nomination, Commission on General Fund	30,000	30,000	0
Judicial Screening Committees General Fund	38,000	38,000	0
Total	5,372,000	5,268,000	(104,000)

## STATE OPERATIONS - GENERAL FUND SUMMARY OF PERSONAL SERVICE APPROPRIATIONS AND CHANGES 2009-10 RECOMMENDED (dollars)

Program	Total		Personal Service Regular (Annual Salaried)	
	Amount	Change	Amount	Change
Judicial Conduct	3,887,000	(91,000)	3,887,000	(91,000)
Judicial Screening Committees	13,000	0	13,000	0
Total	3,900,000	(91,000)	3,900,000	(91,000)

# JUDICIAL COMMISSIONS

**STATE OPERATIONS - GENERAL FUND  
SUMMARY OF NONPERSONAL SERVICE AND MAINTENANCE UNDISTRIBUTED  
APPROPRIATIONS AND CHANGES  
2009-10 RECOMMENDED  
(dollars)**

<b>Program</b>	<b>Total</b>		<b>Supplies and Materials</b>	
	<b>Amount</b>	<b>Change</b>	<b>Amount</b>	<b>Change</b>
Judicial Conduct	1,313,000	(13,000)	55,000	1,000
Judicial Nomination, Commission on	30,000	0	0	0
Judicial Screening Committees	25,000	0	0	0
Total	<u>1,368,000</u>	<u>(13,000)</u>	<u>55,000</u>	<u>1,000</u>

<b>Program</b>	<b>Travel</b>		<b>Contractual Services</b>	
	<b>Amount</b>	<b>Change</b>	<b>Amount</b>	<b>Change</b>
Judicial Conduct	103,000	3,000	1,058,000	(19,000)
Judicial Nomination, Commission on	30,000	0	0	0
Judicial Screening Committees	10,000	0	15,000	0
Total	<u>143,000</u>	<u>3,000</u>	<u>1,073,000</u>	<u>(19,000)</u>

<b>Program</b>	<b>Equipment</b>	
	<b>Amount</b>	<b>Change</b>
Judicial Conduct	97,000	2,000
Judicial Nomination, Commission on	0	0
Judicial Screening Committees	0	0
Total	<u>97,000</u>	<u>2,000</u>



# **DEPARTMENT OF LAW**

## **MISSION**

The Department of Law was created in 1926 and is headed by the State Attorney General, who is elected by the people. The Department is responsible for protecting the legal rights of New York State and its citizens by representing the State in litigation and in other legal affairs.

In implementing its constitutional responsibilities, the Department performs a wide range of functions. Major activities of the Department include prosecuting or defending actions and proceedings for or against the State and its departments; prosecuting certain criminal violations of the Labor, Workers' Compensation and Unemployment Insurance laws; investigating and prosecuting other criminal cases at the request of the Governor or the commissioners of State departments; investigating the activities of organized crime; bringing civil and/or criminal actions against polluters, violators of antitrust laws and those who defraud consumers or investors; mediating consumer complaints; and investigating and prosecuting cases of Medicaid fraud.

## **ORGANIZATION AND STAFFING**

The legal functions and administrative functions of the Department of Law are divided into eight major divisions: Administration, Appeals and Opinions, Counsel for the State, Criminal Justice, Economic Justice, Investigations, Social Justice and Regional Offices. Each division consists of smaller bureaus or specialized units dealing with specific issues.

The Department's main offices are located in Albany and New York City, with regional offices in Binghamton, Poughkeepsie, Syracuse, Buffalo, Plattsburgh, Rochester, Watertown, Mineola, Hauppauge, Harlem, Utica, Brooklyn, Pearl River and White Plains.

## **BUDGET HIGHLIGHTS**

The Executive Budget recommends **\$249.4 million All Funds** (\$133.4 million General Fund; \$41.1 million Federal funds; \$74.9 million Other Funds) for the Department of Law. This is a **decrease of \$10.2 million** (\$7 million General Fund; \$3.2 million Other Funds). The Department of Law will have a work force of **2,032 FTEs**.

## **PROGRAM HIGHLIGHTS**

Agency divisions perform the following functions:

- The Administration Division provides budget, personnel, operations and technology services for the agency.
- The Division of Appeals and Opinions handles appellate litigation in both State and Federal courts. The Division also prepares opinions, both formal and informal, interpreting State laws for State agencies and municipalities.
- The Criminal Division investigates and prosecutes criminal cases, including those involving Medicaid fraud, auto insurance fraud, white collar and organized crime cases involving multi-county, multi-state and even multi-national criminal activities occurring within New York State.

## LAW

- The Investigations Division provides investigative support for legal divisions throughout the Department, and works cooperatively with State, local and Federal law enforcement agencies on cases that cross jurisdictional lines.
- The Division of State Counsel provides State agencies, the Governor, other State officials and the Legislature with counsel and representation in legal proceedings. It recoups non tax revenue on behalf of State taxpayers and provides legal assistance to State agencies in connection with the acquisition and disposition of public land.
- The Division of Economic Justice defends and protects the public interest in the courts. It enforces laws to prevent restraint of trade, protects consumers from fraudulent and/or deceptive business practices, regulates the sale of securities, and addresses people's concerns about criminal online activities.
- The Division of Social Justice also defends and protects the public interest in the courts. It ensures compliance with the State's health care and environmental laws, enforces State Labor and Workers' Compensation Laws, protects charitable donors and beneficiaries, and enforces laws prohibiting discrimination.
- The Regional Offices' Division provides satellite offices across the State to ensure that all New York agencies have cost-effective representation in all local and Federal courts, and that citizens have full access to the programs and services of the Department.

**ALL FUNDS  
APPROPRIATIONS  
(dollars)**

<b>Category</b>	<b>Available 2008-09</b>	<b>Appropriations Recommended 2009-10</b>	<b>Change</b>	<b>Reappropriations Recommended 2009-10</b>
State Operations	259,576,000	249,380,000	(10,196,000)	66,950,000
Aid To Localities	0	0	0	0
Capital Projects	0	0	0	0
Total	<u>259,576,000</u>	<u>249,380,000</u>	<u>(10,196,000)</u>	<u>66,950,000</u>

**ALL FUND TYPES  
PROJECTED LEVELS OF EMPLOYMENT BY PROGRAM  
FILLED ANNUAL SALARIED POSITIONS**

Full-Time Equivalent Positions (FTE)			
<b>Program</b>	<b>2008-09 Estimated FTEs 03/31/09</b>	<b>2009-10 Estimated FTEs 03/31/10</b>	<b>FTE Change</b>
Administration			
General Fund	181	181	0
Appeals and Opinions			
General Fund	63	63	0
Counsel for the State			
General Fund	403	403	0
Special Revenue Funds - Other	274	274	0
Criminal Investigations			
General Fund	100	100	0
Economic Justice			
General Fund	134	134	0
Special Revenue Funds - Other	16	16	0
Social Justice			
General Fund	156	156	0
Capital Projects Funds - Other	7	7	0
Criminal Prosecutions			
General Fund	99	99	0
Special Revenue Funds - Other	68	68	0
Medicaid Fraud Control			
Special Revenue Funds - Federal	285	285	0
Special Revenue Funds - Other	95	95	0
Regional Offices			
General Fund	151	151	0
Total	<u>2,032</u>	<u>2,032</u>	<u>0</u>

**STATE OPERATIONS  
ALL FUNDS FINANCIAL REQUIREMENTS BY FUND TYPE  
APPROPRIATIONS  
(dollars)**

<b>Fund Type</b>	<b>Available 2008-09</b>	<b>Recommended 2009-10</b>	<b>Change</b>
General Fund	140,453,000	133,431,000	(7,022,000)
Special Revenue Funds - Federal	41,083,000	41,083,000	0
Special Revenue Funds - Other	78,040,000	74,866,000	(3,174,000)
Total	<u>259,576,000</u>	<u>249,380,000</u>	<u>(10,196,000)</u>
Adjustments:			
Transfer(s) From			
Special Pay Bill			
General Fund	(6,093,000)		
Special Revenue Funds - Federal	(1,649,000)		
Special Revenue Funds - Other	(2,239,000)		
Appropriated 2008-09	<u>249,595,000</u>		

**STATE OPERATIONS  
ALL FUNDS FINANCIAL REQUIREMENTS BY PROGRAM  
APPROPRIATIONS  
(dollars)**

<b>Program</b>	<b>Available 2008-09</b>	<b>Recommended 2009-10</b>	<b>Change</b>
Administration			
General Fund	32,958,000	29,675,000	(3,283,000)
Appeals and Opinions			
General Fund	6,133,000	6,048,000	(85,000)
Counsel for the State			
General Fund	44,300,000	43,242,000	(1,058,000)
Special Revenue Funds - Other	57,376,000	57,066,000	(310,000)
Criminal Investigations			
General Fund	9,518,000	8,963,000	(555,000)
Economic Justice			
General Fund	12,697,000	12,136,000	(561,000)
Special Revenue Funds - Other	1,200,000	1,140,000	(60,000)
Social Justice			
General Fund	12,697,000	12,136,000	(561,000)
Criminal Prosecutions			
General Fund	8,468,000	7,962,000	(506,000)
Special Revenue Funds - Other	4,904,000	2,100,000	(2,804,000)
Medicaid Fraud Control			
Special Revenue Funds - Federal	41,083,000	41,083,000	0
Special Revenue Funds - Other	14,560,000	14,560,000	0
Regional Offices			
General Fund	13,682,000	13,269,000	(413,000)
Total	<u>259,576,000</u>	<u>249,380,000</u>	<u>(10,196,000)</u>

**STATE OPERATIONS - GENERAL FUND  
SUMMARY OF PERSONAL SERVICE APPROPRIATIONS AND CHANGES  
2009-10 RECOMMENDED  
(dollars)**

<b>Program</b>	<b>Total</b>		<b>Personal Service Regular (Annual Salaried)</b>	
	<b>Amount</b>	<b>Change</b>	<b>Amount</b>	<b>Change</b>
Administration	12,017,000	223,000	10,944,000	187,000
Appeals and Opinions	5,262,000	(44,000)	5,260,000	(44,000)
Counsel for the State	32,358,000	(485,000)	32,106,000	(472,000)
Criminal Investigations	8,746,000	(232,000)	8,639,000	(226,000)
Economic Justice	12,136,000	(561,000)	12,049,000	(556,000)
Social Justice	12,136,000	(561,000)	12,050,000	(556,000)
Criminal Prosecutions	7,775,000	(226,000)	7,644,000	(219,000)
Regional Offices	12,056,000	(349,000)	12,021,000	(348,000)
Total	<u>102,486,000</u>	<u>(2,235,000)</u>	<u>100,713,000</u>	<u>(2,234,000)</u>

<b>Program</b>	<b>Temporary Service (Nonannual Salaried)</b>		<b>Holiday/Overtime Pay</b>	
	<b>Amount</b>	<b>Change</b>	<b>Amount</b>	<b>Change</b>
Administration	1,019,000	39,000	54,000	(3,000)
Appeals and Opinions	0	0	2,000	0
Counsel for the State	209,000	(11,000)	43,000	(2,000)
Criminal Investigations	0	0	107,000	(6,000)
Economic Justice	0	0	87,000	(5,000)
Social Justice	0	0	86,000	(5,000)
Criminal Prosecutions	101,000	(5,000)	30,000	(2,000)
Regional Offices	12,000	0	23,000	(1,000)
Total	<u>1,341,000</u>	<u>23,000</u>	<u>432,000</u>	<u>(24,000)</u>

**STATE OPERATIONS - GENERAL FUND**  
**SUMMARY OF NONPERSONAL SERVICE AND MAINTENANCE UNDISTRIBUTED**  
**APPROPRIATIONS AND CHANGES**  
**2009-10 RECOMMENDED**  
**(dollars)**

<b>Program</b>	<b>Total</b>		<b>Supplies and Materials</b>	
	<b>Amount</b>	<b>Change</b>	<b>Amount</b>	<b>Change</b>
Administration	17,658,000	(3,506,000)	3,044,000	(2,056,000)
Appeals and Opinions	786,000	(41,000)	0	0
Counsel for the State	10,884,000	(573,000)	0	0
Criminal Investigations	217,000	(323,000)	0	0
Criminal Prosecutions	187,000	(280,000)	5,000	0
Regional Offices	1,213,000	(64,000)	0	0
Total	<u>30,945,000</u>	<u>(4,787,000)</u>	<u>3,049,000</u>	<u>(2,056,000)</u>

<b>Program</b>	<b>Travel</b>		<b>Contractual Services</b>	
	<b>Amount</b>	<b>Change</b>	<b>Amount</b>	<b>Change</b>
Administration	244,000	(13,000)	13,019,000	(1,366,000)
Appeals and Opinions	0	0	786,000	(41,000)
Counsel for the State	379,000	(20,000)	10,505,000	(553,000)
Criminal Investigations	217,000	(11,000)	0	(312,000)
Criminal Prosecutions	182,000	(10,000)	0	(270,000)
Regional Offices	332,000	(18,000)	881,000	(46,000)
Total	<u>1,354,000</u>	<u>(72,000)</u>	<u>25,191,000</u>	<u>(2,588,000)</u>

<b>Program</b>	<b>Equipment</b>	
	<b>Amount</b>	<b>Change</b>
Administration	1,351,000	(71,000)
Appeals and Opinions	0	0
Counsel for the State	0	0
Criminal Investigations	0	0
Criminal Prosecutions	0	0
Regional Offices	0	0
Total	<u>1,351,000</u>	<u>(71,000)</u>

**STATE OPERATIONS - OTHER THAN GENERAL FUND**  
**SUMMARY OF APPROPRIATIONS AND CHANGES**  
**2009-10 RECOMMENDED**  
**(dollars)**

<b>Program</b>	<b>Total</b>		<b>Personal Service</b>	
	<b>Amount</b>	<b>Change</b>	<b>Amount</b>	<b>Change</b>
Counsel for the State	57,066,000	(310,000)	19,676,000	0
Economic Justice	1,140,000	(60,000)	773,000	(30,000)
Criminal Prosecutions	2,100,000	(2,804,000)	0	0
Medicaid Fraud Control	55,643,000	0	30,521,000	150,000
Total	<u>115,949,000</u>	<u>(3,174,000)</u>	<u>50,970,000</u>	<u>120,000</u>

<b>Program</b>	<b>Nonpersonal Service</b>	
	<b>Amount</b>	<b>Change</b>
Counsel for the State	37,390,000	(310,000)
Economic Justice	367,000	(30,000)
Criminal Prosecutions	2,100,000	(2,804,000)
Medicaid Fraud Control	25,122,000	(150,000)
Total	<u>64,979,000</u>	<u>(3,294,000)</u>



# ***DIVISION OF MILITARY AND NAVAL AFFAIRS***

## ***MISSION***

The Division of Military and Naval Affairs' (DMNA) primary mission is to maintain a well-trained military force ready to respond to civil emergencies, natural disasters, and threats to the nation's security. The State Emergency Management Office (SEMO) prepares the State and local governments to deal effectively with potential disasters and coordinates the State's response to disasters.

## ***ORGANIZATION AND STAFFING***

The Division of Military and Naval Affairs operates under the direction of the Adjutant General, who is appointed by the Governor. The Division consists of the New York Army National Guard, the New York Air National Guard, the Naval Militia, the New York Guard and SEMO. Coordinated through the State headquarters in Latham, the Division operates 55 armories as well as 21 Field and Combined Support Maintenance facilities, 3 training sites, 6 Air National Guard facilities, and 3 Aviation Support facilities.

SEMO serves as the operational component of the Disaster Preparedness Commission, which is responsible for State disaster preparedness plans and the coordination of State disaster operations. In addition to the Albany headquarters, SEMO operates 5 regional emergency management facilities. In 2009-10, DMNA and SEMO will have a combined workforce of 643.

## ***BUDGET HIGHLIGHTS***

The Executive Budget recommends **\$582 million All Funds** (\$25 million General Fund; \$557 million Other Funds) for DMNA and SEMO. This is a net increase of **\$455 million** from the 2008-09 Budget, which primarily reflects an increase in Federal Grant Funds, the addition of a NY Alert enterprise fund, and an increase in Disaster Assistance appropriation authority.

Major budget actions include:

- **Support for Empire Shield:** The 2009-10 Executive Budget includes approximately \$16 million to support the National Guard for the Empire Shield mission in the New York City metro area. Since 2008-09, Empire Shield has been headquartered at Fort Hamilton. These are random missions with flexible threat-based, rapid response units. Support for this initiative is appropriated within the All State Agencies/All Funds Homeland Security Miscellaneous appropriation.
- **Funding for NY Alert emergency notification system:** The 2009-10 Executive Budget recommends that \$4.6 million be made available to the State Emergency Management Office to continue development of the New York Alert emergency notification system. In addition, a new \$50 million Enterprise Fund will be established to permit this system to be offered for use by other entities across the Northeast. Rapid emergency alert capabilities are currently offered to all State University of New York campuses. Public schools and citizens throughout the State also have access to utilize this state-of-the-art emergency notification system.

## ***MILITARY AND NAVAL AFFAIRS***

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The Division's Aid to Localities budget of \$412 million in new State and Federal disaster assistance appropriations is available to provide support in the event of future disasters. Appropriations are also provided for annual Federal grants and to expend fees collected from nuclear power plant operators for local radiological emergency preparedness planning.

### ***PROGRAM HIGHLIGHTS***

#### ***MILITARY READINESS***

The Military Readiness program is the core of the Division's operations. It includes the New York Army National Guard, the New York Air National Guard, the New York Naval Militia and the New York Guard. With a combined force of nearly 20,000 members, the Readiness program has mounted a sustained activation since the terrorist attacks of September, 2001 to safeguard the State's citizenry from emerging security threats, while simultaneously meeting its obligations to support the Federal government. Other critical responses to civilian emergencies in recent years have included the abatement and mitigation of the effects of floods, blizzards, tornados, and forest fires. In 2008-09, the Division fully modernized and re-designed the Joint Task Force Empire Shield mission, headquartered at Fort Hamilton in New York City. This mission will continue to make efficient use of State resources in regards to National Guard security deployments in the metropolitan area.

#### ***EMERGENCY MANAGEMENT AND DISASTER ASSISTANCE***

The State Emergency Management Office is the operational component of the Disaster Preparedness Commission, and coordinates the State's preparation for and response to natural and man-made disasters and emergencies. In times of emergency or disaster, SEMO activates the Emergency Operations Center to quickly match State, Federal and private resources with the needs of the affected localities. SEMO also provides training to emergency and response personnel to be better able to mitigate against, prepare for, respond to, and recover from disastrous incidents while protecting lives, property, and the environment.

Beginning in 2007-08, SEMO initiated a statewide solution to emergency notifications, benefiting schools, State University of New York campuses, and citizens across the State known as NY-ALERT. The 2009-10 Executive Budget makes \$4.6 million available to SEMO to further improve and expand this rapid emergency notification system. Version 2.0 of NY-ALERT will contain hundreds of new features and will be rolled out in six phases. Major enhancements will include new procedures for collecting information, acceptance of more enrollments, GIS integration and new notification types with detail reporting, an easier registration process, additional communication mediums and new tools for administering all of NY-ALERT.

The Office administers the Disaster Assistance Program, which provides State and federally supported financial relief to localities and individuals affected by disasters. Recent disasters have included the April Nor'easter of 2007 which affected multiple counties from Albany to Westchester and the June 2007 Severe Storms and Flooding in southern New York. SEMO is also responsible for the development, testing and revision of radiological emergency plans at the State and county levels to deal with possible

## MILITARY AND NAVAL AFFAIRS

radiological accidents at nuclear powered electric generating facilities. Additionally, through participation in the national Emergency Management Assistance Compact, SEMO coordinates disaster assistance missions to other states.

### SPECIAL SERVICES

Established in 1996, the Recruitment Incentive and Retention Program provides qualified individuals and active National Guard members with a tuition benefit for undergraduate study. The program has proven successful in helping to stabilize the Guard's troop strength and significantly improved member morale in recent years.

Another important element of DMNA's special services is "GuardHELP," an innovative program to link Federal Guard resources with current community volunteer, youth activity, and environmental needs. Additionally, the Special Services program includes the activities associated with armory rentals.

#### ALL FUNDS APPROPRIATIONS (dollars)

Category	Available 2008-09	Appropriations Recommended 2009-10	Change	Reappropriations Recommended 2009-10
State Operations	89,803,000	139,379,000	49,576,000	29,246,000
Aid To Localities	9,665,500	411,897,000	402,231,500	742,377,000
Capital Projects	30,700,000	30,700,000	0	91,223,000
Total	<u>130,168,500</u>	<u>581,976,000</u>	<u>451,807,500</u>	<u>862,846,000</u>

#### ALL FUND TYPES PROJECTED LEVELS OF EMPLOYMENT BY PROGRAM FILLED ANNUAL SALARIED POSITIONS

Program	Full-Time Equivalent Positions (FTE)		
	2008-09 Estimated FTEs 03/31/09	2009-10 Estimated FTEs 03/31/10	FTE Change
	Administration		
General Fund	57	57	0
Emergency Management			
General Fund	30	30	0
Special Revenue Funds - Federal	75	75	0
Special Revenue Funds - Other	14	14	0
Military Readiness			
General Fund	164	164	0
Special Revenue Funds - Federal	292	292	0
Special Service			
Special Revenue Funds - Other	11	11	0
Total	<u>643</u>	<u>643</u>	<u>0</u>

# MILITARY AND NAVAL AFFAIRS

## STATE OPERATIONS ALL FUNDS FINANCIAL REQUIREMENTS BY FUND TYPE APPROPRIATIONS (dollars)

<u>Fund Type</u>	<u>Available 2008-09</u>	<u>Recommended 2009-10</u>	<u>Change</u>
General Fund	25,524,000	25,293,000	(231,000)
Special Revenue Funds - Federal	47,776,000	48,512,000	736,000
Special Revenue Funds - Other	16,503,000	15,574,000	(929,000)
Enterprise Funds	0	50,000,000	50,000,000
Total	89,803,000	139,379,000	49,576,000

Adjustments:	
Transfer(s) From	
Special Pay Bill	
General Fund	(853,000)
Special Revenue Funds - Federal	(1,735,000)
Special Revenue Funds - Other	(238,000)
Appropriated 2008-09	86,977,000

## STATE OPERATIONS ALL FUNDS FINANCIAL REQUIREMENTS BY PROGRAM APPROPRIATIONS (dollars)

<u>Program</u>	<u>Available 2008-09</u>	<u>Recommended 2009-10</u>	<u>Change</u>
Administration			
General Fund	4,315,000	4,263,000	(52,000)
Disaster Assistance			
Special Revenue Funds - Federal	5,097,000	4,786,000	(311,000)
Emergency Management			
General Fund	4,815,000	4,321,000	(494,000)
Special Revenue Funds - Federal	575,000	575,000	0
Special Revenue Funds - Other	7,580,000	6,803,000	(777,000)
Enterprise Funds	0	50,000,000	50,000,000
Military Readiness			
General Fund	16,004,000	16,419,000	415,000
Special Revenue Funds - Federal	42,104,000	43,151,000	1,047,000
Special Service			
General Fund	390,000	290,000	(100,000)
Special Revenue Funds - Other	8,923,000	8,771,000	(152,000)
Total	89,803,000	139,379,000	49,576,000

## STATE OPERATIONS - GENERAL FUND SUMMARY OF PERSONAL SERVICE APPROPRIATIONS AND CHANGES 2009-10 RECOMMENDED (dollars)

<u>Program</u>	<u>Total</u>		<u>Personal Service Regular (Annual Salaried)</u>	
	<u>Amount</u>	<u>Change</u>	<u>Amount</u>	<u>Change</u>
Administration	3,805,000	(52,000)	3,790,000	(52,000)
Emergency Management	2,279,000	(52,000)	2,242,000	(52,000)
Military Readiness	8,276,000	(31,000)	7,552,000	69,000
Special Service	0	(137,000)	0	(137,000)
Total	14,360,000	(272,000)	13,584,000	(172,000)

<u>Program</u>	<u>Temporary Service (Nonannual Salaried)</u>		<u>Holiday/Overtime Pay</u>	
	<u>Amount</u>	<u>Change</u>	<u>Amount</u>	<u>Change</u>
Administration	0	0	15,000	0
Emergency Management	0	0	37,000	0
Military Readiness	633,000	(100,000)	91,000	0
Special Service	0	0	0	0
Total	633,000	(100,000)	143,000	0

# MILITARY AND NAVAL AFFAIRS

## STATE OPERATIONS - GENERAL FUND SUMMARY OF NONPERSONAL SERVICE AND MAINTENANCE UNDISTRIBUTED APPROPRIATIONS AND CHANGES 2009-10 RECOMMENDED (dollars)

Program	Total		Supplies and Materials	
	Amount	Change	Amount	Change
Administration	458,000	0	91,000	0
Emergency Management	2,042,000	(442,000)	137,000	0
Military Readiness	8,143,000	446,000	1,050,000	5,000
Special Service	290,000	37,000	66,000	0
Total	10,933,000	41,000	1,344,000	5,000

Program	Travel		Contractual Services	
	Amount	Change	Amount	Change
Administration	19,000	0	230,000	0
Emergency Management	94,000	(7,000)	1,367,000	(435,000)
Military Readiness	140,000	0	6,595,000	506,000
Special Service	12,000	0	120,000	19,000
Total	265,000	(7,000)	8,312,000	90,000

Program	Equipment		Maintenance Undistributed	
	Amount	Change	Amount	Change
Administration	118,000	0	0	0
Emergency Management	404,000	0	40,000	0
Military Readiness	258,000	40,000	100,000	(105,000)
Special Service	92,000	18,000	0	0
Total	872,000	58,000	140,000	(105,000)

## STATE OPERATIONS - OTHER THAN GENERAL FUND SUMMARY OF APPROPRIATIONS AND CHANGES 2009-10 RECOMMENDED (dollars)

Program	Total		Personal Service	
	Amount	Change	Amount	Change
Disaster Assistance	4,786,000	(311,000)	2,365,000	(443,000)
Emergency Management	57,378,000	49,223,000	1,528,000	(8,000)
Military Readiness	43,151,000	1,047,000	14,240,000	778,000
Special Service	8,771,000	(152,000)	1,095,000	375,000
Total	114,086,000	49,807,000	19,228,000	702,000

Program	Nonpersonal Service		Maintenance Undistributed	
	Amount	Change	Amount	Change
Disaster Assistance	2,421,000	132,000	0	0
Emergency Management	55,850,000	49,231,000	0	0
Military Readiness	28,911,000	269,000	0	0
Special Service	7,676,000	(89,000)	0	(438,000)
Total	94,858,000	49,543,000	0	(438,000)

## AID TO LOCALITIES ALL FUNDS FINANCIAL REQUIREMENTS BY FUND TYPE APPROPRIATIONS (dollars)

Fund Type	Available 2008-09	Recommended 2009-10	Change
General Fund	48,500	90,000,000	89,951,500
Special Revenue Funds - Federal	8,000,000	318,930,000	310,930,000
Special Revenue Funds - Other	1,617,000	2,967,000	1,350,000
Total	9,665,500	411,897,000	402,231,500

# MILITARY AND NAVAL AFFAIRS

## AID TO LOCALITIES ALL FUNDS FINANCIAL REQUIREMENTS BY PROGRAM APPROPRIATIONS (dollars)

<u>Program</u>	<u>Available 2008-09</u>	<u>Recommended 2009-10</u>	<u>Change</u>
Disaster Assistance			
General Fund	0	90,000,000	90,000,000
Special Revenue Funds - Federal	0	300,000,000	300,000,000
Emergency Management			
Special Revenue Funds - Federal	8,000,000	18,930,000	10,930,000
Special Revenue Funds - Other	1,617,000	2,967,000	1,350,000
Community Projects			
General Fund	48,500	0	(48,500)
Total	<u>9,665,500</u>	<u>411,897,000</u>	<u>402,231,500</u>

## CAPITAL PROJECTS ALL FUNDS FINANCIAL REQUIREMENTS BY PROGRAM APPROPRIATIONS (dollars)

<u>Comprehensive Construction Program</u>	<u>Available 2008-09</u>	<u>Recommended 2009-10</u>	<u>Change</u>	<u>Reappropriations 2009-10</u>
Design and Construction Supervision				
Capital Projects Fund	4,500,000	5,100,000	600,000	10,069,000
Federal Capital Projects Fund	3,600,000	3,000,000	(600,000)	10,832,000
Maintenance and Improvements				
Capital Projects Fund	8,600,000	8,000,000	(600,000)	19,532,000
Federal Capital Projects Fund	14,000,000	14,600,000	600,000	50,790,000
Total	<u>30,700,000</u>	<u>30,700,000</u>	<u>0</u>	<u>91,223,000</u>

# ***DIVISION OF PAROLE***

## ***MISSION***

The Division of Parole, which consists of the Board of Parole and Division staff, is responsible for preparing eligible offenders to be released from prison, allowing for their release and setting the conditions of release, supervising those offenders in the community, and providing parolees with assistance to help them successfully reintegrate into society.

## ***ORGANIZATION AND STAFFING***

The 19 members of the Board of Parole are appointed by the Governor, and confirmed by the Senate, for six-year terms. One member is designated by the Governor to serve as the Board's Chair and Chief Executive Officer of the Division. Board members review the cases of offenders eligible for parole release and determine if and under what conditions the offender should be released to parole supervision.

Parole Operations staff are located across the State in 38 community-based field supervision offices and 70 correctional institutions. The Division's administrative staff and executive team are located at its central office in Albany.

## ***BUDGET HIGHLIGHTS***

The Executive Budget recommends **\$194.2 million All Funds** (\$183.6 million General Funds; \$9.3 million Internal Services Funds; \$1.3 million Other Funds) for the Division of Parole. This is a **\$40 million** decrease over the prior year which primarily reflects the elimination of the subsidy to local governments for costs in detaining parole violators in local jails. Also, the Division will no longer fund treatment contracts in order to focus its resources on its core mission. It is expected that parolees who were receiving services through these contracted slots will continue treatment in the Office of Alcoholism and Substance Abuse Services' provider network.

The Executive Budget recommends a staffing level of **2,111 FTEs** for the Division of Parole, a **decrease of 24** from the 2008-09 Budget. This primarily reflects the decrease in court-mandated strict and intensive supervision of sex offender cases and decreased workload resulting from post release supervision litigation. Major budget actions include:

- **Parolee Population Decrease.** Approximately 3,000 parolees pending post release supervision litigation will have the supervision term removed from their sentences. Also, the court-mandated sex offender population projection has been updated to reflect the actual population of approximately 100 parolees. Savings are estimated at \$2.9 million.
- **Community Supervision Restructuring.** A risk assessment tool will be used to identify low risk parolees who can be placed under a less intensive supervision program. The Division of Parole will also restructure the level of supervision of certain parolees who have attended the Willard Drug Treatment Campus or participated in Shock Incarceration. Savings are estimated at \$3.6 million.
- **Operational Efficiencies.** Conserving resources and materials, making better use of video conferencing equipment, and purchasing equipment only for critical health and safety needs will lower spending by \$2.2 million.

## **PAROLE**

### **PROGRAM HIGHLIGHTS**

The State's parole system involves three major activities: preparing inmates for re-entry into the community; assisting the Board in making release determinations and setting conditions; and supervising parolees released from prison while supporting their successful reintegration into the community.

Institutional Parole staff, assigned to correctional facilities, assist the Board by preparing an assessment of an inmate's readiness for release based on his or her case history. Facility Parole Officers assess an inmate's rehabilitation progress, family background and community connections, as well as housing and employment prospects for the Board's consideration. Working in cooperation with Field Parole Officers, Facility Parole Officers attempt to obtain housing, employment and other services for inmates that are to be released into the community.

Immediately upon being released from prison, parolees are assigned to a Field Parole Officer. Field Parole Officers supervise parolees by monitoring behavior, reviewing employment, evaluating treatment progress and administering drug tests. In addition to closely monitoring offenders in the community, the Division helps parolees avoid reverting to a life of crime by contracting for various services to support their return to society, such as supportive housing and employment training.

Intensive supervision is provided for sex offenders, certain violent felony offenders, offenders with severe mental health conditions, and for certain parolees who graduate from Shock Incarceration or Willard Drug Treatment Campus. The Division continues its efforts to ensure that sex offenders under parole supervision are strictly monitored and kept away from the most vulnerable members of the community. In addition to an intensive level of parole officer supervision, electronic monitoring and polygraphs are used to track these offenders and deter their predatory behavior.

As part of the effort to reduce recidivism through a focus on community re-entry, the Division of Parole will continue its cooperative efforts with the Department of Correctional Services to expand re-entry programs. The goal is to create a more seamless system for assessing the needs of offenders, ensuring access to services, maintaining accurate records of offender information, and addressing other factors essential to successful community re-entry.

**ALL FUNDS  
APPROPRIATIONS  
(dollars)**

<b>Category</b>	<b>Available 2008-09</b>	<b>Appropriations Recommended 2009-10</b>	<b>Change</b>	<b>Reappropriations Recommended 2009-10</b>
State Operations	185,569,000	178,392,000	(7,177,000)	0
Aid To Localities	49,243,218	15,830,000	(33,413,218)	3,208,000
Capital Projects	0	0	0	0
Total	<u>234,812,218</u>	<u>194,222,000</u>	<u>(40,590,218)</u>	<u>3,208,000</u>

**ALL FUND TYPES  
PROJECTED LEVELS OF EMPLOYMENT BY PROGRAM  
FILLED ANNUAL SALARIED POSITIONS**

**Full-Time Equivalent Positions (FTE)**

<b>Program</b>	<b>2008-09 Estimated FTEs 03/31/09</b>	<b>2009-10 Estimated FTEs 03/31/10</b>	<b>FTE Change</b>
Administration			
General Fund	112	102	(10)
Parole Operations			
General Fund	2,023	2,009	(14)
Total	<u>2,135</u>	<u>2,111</u>	<u>(24)</u>

**STATE OPERATIONS  
ALL FUNDS FINANCIAL REQUIREMENTS BY FUND TYPE  
APPROPRIATIONS  
(dollars)**

<b>Fund Type</b>	<b>Available 2008-09</b>	<b>Recommended 2009-10</b>	<b>Change</b>
General Fund	184,244,000	177,067,000	(7,177,000)
Special Revenue Funds - Federal	500,000	500,000	0
Special Revenue Funds - Other	825,000	825,000	0
Total	<u>185,569,000</u>	<u>178,392,000</u>	<u>(7,177,000)</u>

Adjustments:

Transfer(s) From	
Special Pay Bill	
General Fund	<u>(10,328,000)</u>
Appropriated 2008-09	<u>175,241,000</u>

**STATE OPERATIONS  
ALL FUNDS FINANCIAL REQUIREMENTS BY PROGRAM  
APPROPRIATIONS  
(dollars)**

<b>Program</b>	<b>Available 2008-09</b>	<b>Recommended 2009-10</b>	<b>Change</b>
Administration			
General Fund	9,392,000	8,222,000	(1,170,000)
Parole Operations			
General Fund	174,852,000	168,845,000	(6,007,000)
Special Revenue Funds - Federal	500,000	500,000	0
Special Revenue Funds - Other	825,000	825,000	0
Total	<u>185,569,000</u>	<u>178,392,000</u>	<u>(7,177,000)</u>

**STATE OPERATIONS - GENERAL FUND  
SUMMARY OF PERSONAL SERVICE APPROPRIATIONS AND CHANGES  
2009-10 RECOMMENDED  
(dollars)**

<b>Program</b>	<b>Total</b>		<b>Personal Service Regular (Annual Salaried)</b>	
	<b>Amount</b>	<b>Change</b>	<b>Amount</b>	<b>Change</b>
Administration	7,012,000	(625,000)	6,980,000	(633,000)
Parole Operations	131,617,000	(1,921,000)	125,975,000	(2,469,000)
Total	<u>138,629,000</u>	<u>(2,546,000)</u>	<u>132,955,000</u>	<u>(3,102,000)</u>

  

<b>Program</b>	<b>Temporary Service (Nonannual Salaried)</b>		<b>Holiday/Overtime Pay</b>	
	<b>Amount</b>	<b>Change</b>	<b>Amount</b>	<b>Change</b>
Administration	4,000	0	28,000	8,000
Parole Operations	98,000	0	5,544,000	548,000
Total	<u>102,000</u>	<u>0</u>	<u>5,572,000</u>	<u>556,000</u>

# PAROLE

**STATE OPERATIONS - GENERAL FUND  
SUMMARY OF NONPERSONAL SERVICE AND MAINTENANCE UNDISTRIBUTED  
APPROPRIATIONS AND CHANGES  
2009-10 RECOMMENDED  
(dollars)**

Program	Total		Supplies and Materials	
	Amount	Change	Amount	Change
Administration	1,210,000	(545,000)	8,000	(40,000)
Parole Operations	37,228,000	(4,086,000)	1,166,000	(153,000)
Total	38,438,000	(4,631,000)	1,174,000	(193,000)

Program	Travel		Contractual Services	
	Amount	Change	Amount	Change
Administration	325,000	(38,000)	838,000	(467,000)
Parole Operations	3,518,000	(1,024,000)	30,322,000	(1,739,000)
Total	3,843,000	(1,062,000)	31,160,000	(2,206,000)

Program	Equipment	
	Amount	Change
Administration	39,000	0
Parole Operations	2,222,000	(1,170,000)
Total	2,261,000	(1,170,000)

**STATE OPERATIONS - OTHER THAN GENERAL FUND  
SUMMARY OF APPROPRIATIONS AND CHANGES  
2009-10 RECOMMENDED  
(dollars)**

Program	Total		Nonpersonal Service	
	Amount	Change	Amount	Change
Parole Operations	1,325,000	0	825,000	0
Total	1,325,000	0	825,000	0

Program	Maintenance Undistributed	
	Amount	Change
Parole Operations	500,000	0
Total	500,000	0

**AID TO LOCALITIES  
ALL FUNDS FINANCIAL REQUIREMENTS BY FUND TYPE  
APPROPRIATIONS  
(dollars)**

Fund Type	Available 2008-09	Recommended 2009-10	Change
General Fund	39,993,218	6,580,000	(33,413,218)
Internal Service Funds	9,250,000	9,250,000	0
Total	49,243,218	15,830,000	(33,413,218)

**AID TO LOCALITIES  
ALL FUNDS FINANCIAL REQUIREMENTS BY PROGRAM  
APPROPRIATIONS  
(dollars)**

Program	Available 2008-09	Recommended 2009-10	Change
Parole Operations			
General Fund	39,993,218	6,580,000	(33,413,218)
Internal Service Funds	9,250,000	9,250,000	0
Total	49,243,218	15,830,000	(33,413,218)

# **OFFICE FOR THE PREVENTION OF DOMESTIC VIOLENCE**

## **MISSION**

The Office for the Prevention of Domestic Violence (OPDV) leads New York State's efforts to respond to and prevent domestic violence, advising the Governor and Legislature, developing statewide policies, conducting domestic violence training for judges, prosecutors, police, attorneys, probation and parole personnel, social services and health care providers, and serving as a clearinghouse of information and guidance on domestic violence for the entire State.

## **ORGANIZATION AND STAFFING**

The Office, headed by an Executive Director appointed by the Governor, has its central office in the Capital District and one field office in New York City.

## **BUDGET HIGHLIGHTS**

The Executive Budget recommends **\$3.4 million All Funds** (\$2.3 million General Fund; \$890,000 Internal Service Fund; \$170,000 Other Funds) for the Office. This represents a decrease of **\$344,180 All Funds** from the 2008-09 Budget. The Executive Budget recommends a staffing level of **33 FTEs**, which is unchanged from the 2008-09 Budget.

## **PROGRAM HIGHLIGHTS**

The Office was created in 1992 to advise the Governor and Legislature on the most effective ways for State government to respond to the problem of domestic violence and to improve the response of various State and local public agencies to families affected by domestic violence. In cooperation with other agencies, the Office develops domestic violence policies and provides training and information about domestic violence. These programs clarify professional and legal responsibility to promote the safety of victims of domestic violence and to hold offenders accountable for their actions. Each training program provides an in-depth examination of the nature and dynamics of domestic violence.

The Office also serves as a clearinghouse for information about domestic violence, distributing over 145,000 pieces of material to more than 600 organizations annually, and managing an annual average of 55,000 individual constituent contacts through telephone calls and website hits. OPDV is contacted by social service and health care agencies, police departments, domestic violence shelters, local violence prevention programs and domestic violence victims.

During 2008-09, the Office:

- Implemented Executive Order 19, making New York State one of only 9 states that require all agencies and authorities to adopt a domestic violence workplace policy, began collecting data regarding the number of incidents identified, and referrals made, and will issue a report regarding the results of this effort in 2009.

## **PREVENTION OF DOMESTIC VIOLENCE**

- Collaborated with the Division of Criminal Justice Services and Operation IMPACT to strengthen the criminal justice response to domestic violence in high-prevalence jurisdictions and monitor outcomes.
- Republished its essential victim guide, *Finding Safety and Support*, with updated content, and in 5 languages for the first time. The brochure was published in hard copy and on CD-ROM.
- Launched an innovative series of conferences for child welfare and child protective staff that address working with abusive fathers. This unique series will be repeated in 2009-10.

In addition, the Domestic Violence Advisory Council expanded its membership through legislation to include the Division of Parole and the Department of Correctional Services. The Council issued the State's first Domestic Violence Dashboard which will annually track a cross section of agency indicators to measure trends in domestic violence prevalence and response.

### **ALL FUNDS APPROPRIATIONS (dollars)**

<b>Category</b>	<b>Available 2008-09</b>	<b>Appropriations Recommended 2009-10</b>	<b>Change</b>	<b>Reappropriations Recommended 2009-10</b>
State Operations	2,853,000	2,718,000	(135,000)	0
Aid To Localities	894,180	685,000	(209,180)	112,000
Capital Projects	0	0	0	0
<b>Total</b>	<b>3,747,180</b>	<b>3,403,000</b>	<b>(344,180)</b>	<b>112,000</b>

### **ALL FUND TYPES PROJECTED LEVELS OF EMPLOYMENT BY PROGRAM FILLED ANNUAL SALARIED POSITIONS**

#### **Full-Time Equivalent Positions (FTE)**

<b>Program</b>	<b>2008-09 Estimated FTEs 03/31/09</b>	<b>2009-10 Estimated FTEs 03/31/10</b>	<b>FTE Change</b>
Administration			
General Fund	15	15	0
Internal Service Funds	18	18	0
<b>Total</b>	<b>33</b>	<b>33</b>	<b>0</b>

### **STATE OPERATIONS ALL FUNDS FINANCIAL REQUIREMENTS BY FUND TYPE APPROPRIATIONS (dollars)**

<b>Fund Type</b>	<b>Available 2008-09</b>	<b>Recommended 2009-10</b>	<b>Change</b>
General Fund	1,775,000	1,658,000	(117,000)
Special Revenue Funds - Federal	118,000	100,000	(18,000)
Special Revenue Funds - Other	70,000	70,000	0
Internal Service Funds	890,000	890,000	0
<b>Total</b>	<b>2,853,000</b>	<b>2,718,000</b>	<b>(135,000)</b>

#### **Adjustments:**

Transfer(s) From	
Special Pay Bill	
General Fund	(153,000)
Special Revenue Funds - Federal	(18,000)
Appropriated 2008-09	<b>2,682,000</b>

# PREVENTION OF DOMESTIC VIOLENCE

## STATE OPERATIONS ALL FUNDS FINANCIAL REQUIREMENTS BY PROGRAM APPROPRIATIONS (dollars)

Program	Available 2008-09	Recommended 2009-10	Change
Administration			
General Fund	1,775,000	1,658,000	(117,000)
Special Revenue Funds - Federal	118,000	100,000	(18,000)
Special Revenue Funds - Other	70,000	70,000	0
Internal Service Funds	890,000	890,000	0
Total	<u>2,853,000</u>	<u>2,718,000</u>	<u>(135,000)</u>

## STATE OPERATIONS - GENERAL FUND SUMMARY OF PERSONAL SERVICE APPROPRIATIONS AND CHANGES 2009-10 RECOMMENDED (dollars)

Program	Total		Personal Service Regular (Annual Salaried)	
	Amount	Change	Amount	Change
Administration	1,267,000	(36,000)	1,267,000	(36,000)
Total	<u>1,267,000</u>	<u>(36,000)</u>	<u>1,267,000</u>	<u>(36,000)</u>

## STATE OPERATIONS - GENERAL FUND SUMMARY OF NONPERSONAL SERVICE AND MAINTENANCE UNDISTRIBUTED APPROPRIATIONS AND CHANGES 2009-10 RECOMMENDED (dollars)

Program	Total		Supplies and Materials	
	Amount	Change	Amount	Change
Administration	391,000	(81,000)	50,000	0
Total	<u>391,000</u>	<u>(81,000)</u>	<u>50,000</u>	<u>0</u>

Program	Travel		Contractual Services	
	Amount	Change	Amount	Change
Administration	42,000	0	281,000	(81,000)
Total	<u>42,000</u>	<u>0</u>	<u>281,000</u>	<u>(81,000)</u>

Program	Equipment	
	Amount	Change
Administration	18,000	0
Total	<u>18,000</u>	<u>0</u>

## STATE OPERATIONS - OTHER THAN GENERAL FUND SUMMARY OF APPROPRIATIONS AND CHANGES 2009-10 RECOMMENDED (dollars)

Program	Total		Personal Service	
	Amount	Change	Amount	Change
Administration	1,060,000	(18,000)	770,000	(12,000)
Total	<u>1,060,000</u>	<u>(18,000)</u>	<u>770,000</u>	<u>(12,000)</u>

Program	Nonpersonal Service		Maintenance Undistributed	
	Amount	Change	Amount	Change
Administration	190,000	(6,000)	100,000	0
Total	<u>190,000</u>	<u>(6,000)</u>	<u>100,000</u>	<u>0</u>

# ***PREVENTION OF DOMESTIC VIOLENCE***

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**AID TO LOCALITIES  
ALL FUNDS FINANCIAL REQUIREMENTS BY FUND TYPE  
APPROPRIATIONS  
(dollars)**

<b>Fund Type</b>	<b>Available 2008-09</b>	<b>Recommended 2009-10</b>	<b>Change</b>
General Fund	894,180	685,000	(209,180)
Total	894,180	685,000	(209,180)

**AID TO LOCALITIES  
ALL FUNDS FINANCIAL REQUIREMENTS BY PROGRAM  
APPROPRIATIONS  
(dollars)**

<b>Program</b>	<b>Available 2008-09</b>	<b>Recommended 2009-10</b>	<b>Change</b>
Administration			
General Fund	894,180	685,000	(209,180)
Total	894,180	685,000	(209,180)

# **DIVISION OF PROBATION AND CORRECTIONAL ALTERNATIVES**

## **MISSION**

The Division of Probation and Correctional Alternatives oversees county probation departments and community correction programs. It establishes standards, provides training and technical assistance, and monitors outcomes related to the supervision and treatment of offenders.

## **ORGANIZATION AND STAFFING**

Headed by a State Director appointed by the Governor, the Division of Probation and Correctional Alternatives is located in Albany. The Division will operate in 2009-10 with a **staff of 35**, unchanged from 2008-09.

## **BUDGET HIGHLIGHTS**

The Executive Budget recommends **\$71.4 million General Fund** for the Division of Probation and Correctional Alternatives. This is a decrease of **\$9.9 million** from the 2008-09 Budget, primarily reflecting a decrease in support for local probation departments and community correction agencies. However, legislation is being advanced to reduce probation caseloads by allowing probation sentences to be reduced by time served under interim supervision. In addition, a one-time \$25 probation registration fee would generate revenue that could be retained by the local probation departments.

## **PROGRAM HIGHLIGHTS**

The Division of Probation and Correctional Alternatives will continue to focus on evidence-based practices, performance measurement, enhanced training and education for local providers, and improved technology. The Division currently maintains two automated offender risk and need assessment instruments that it offers local probation departments for their use.

### **ALL FUNDS APPROPRIATIONS (dollars)**

<b>Category</b>	<b>Available 2008-09</b>	<b>Appropriations Recommended 2009-10</b>	<b>Change</b>	<b>Reappropriations Recommended 2009-10</b>
State Operations	3,107,000	3,006,000	(101,000)	0
Aid To Localities	78,221,251	68,376,000	(9,845,251)	34,579,000
Capital Projects	0	0	0	0
Total	<u>81,328,251</u>	<u>71,382,000</u>	<u>(9,946,251)</u>	<u>34,579,000</u>

# PROBATION AND CORRECTIONAL ALTERNATIVES

## ALL FUND TYPES PROJECTED LEVELS OF EMPLOYMENT BY PROGRAM FILLED ANNUAL SALARIED POSITIONS

Full-Time Equivalent Positions (FTE)			
Program	2008-09 Estimated FTEs 03/31/09	2009-10 Estimated FTEs 03/31/10	FTE Change
Community Corrections			
General Fund	35	35	0
Total	35	35	0

## STATE OPERATIONS ALL FUNDS FINANCIAL REQUIREMENTS BY FUND TYPE APPROPRIATIONS (dollars)

Fund Type	Available 2008-09	Recommended 2009-10	Change
General Fund	3,107,000	3,006,000	(101,000)
Total	3,107,000	3,006,000	(101,000)

Adjustments:

Transfer(s) From	
Probation and Correctional Alternatives,	
Division of	
General Fund (Aid To Localities)	(300,000)
Special Pay Bill	
General Fund	(136,000)
Appropriated 2008-09	2,671,000

## STATE OPERATIONS ALL FUNDS FINANCIAL REQUIREMENTS BY PROGRAM APPROPRIATIONS (dollars)

Program	Available 2008-09	Recommended 2009-10	Change
Community Corrections			
General Fund	3,107,000	3,006,000	(101,000)
Total	3,107,000	3,006,000	(101,000)

## STATE OPERATIONS - GENERAL FUND SUMMARY OF PERSONAL SERVICE APPROPRIATIONS AND CHANGES 2009-10 RECOMMENDED (dollars)

Program	Total		Personal Service Regular (Annual Salaried)	
	Amount	Change	Amount	Change
Community Corrections	2,502,000	35,000	2,502,000	35,000
Total	2,502,000	35,000	2,502,000	35,000





# **OFFICE FOR PROCUREMENT SERVICES**

## **MISSION**

The 2009-10 Executive Budget recommends the establishment of a new Office for Procurement Services (OPS). The Office is charged with ensuring that the State is adhering to procurement best practices, taking full advantage of new procurement methods, and leveraging the State's purchasing power to achieve best value and price.

## **ORGANIZATION AND STAFFING**

This new Office will be the official procurement office for the State of New York, serving all State agencies and other governmental entities as well. It will be located in Albany and will be overseen by the Chief Procurement Officer, a new Executive position established in statute. The Office will consist of 103 employees transferred from the Office of General Services' Procurement Services Group.

The Chief Procurement Officer's statutory responsibilities will include:

- Chairing the State Procurement Council;
- Ensuring that the State is undertaking purchasing consistent with best practices;
- Leveraging the purchasing volume of the State, localities, other municipal organizations and eligible non-profits to obtain the best value and price for goods and services;
- Standardizing the State's purchasing process to make certain it is both efficient and effective;
- Maximizing the use of information technology to reduce procurement processing time;
- Implementing new approaches to procurement, such as reverse auctions and rate contracts;
- Setting policies regarding the diversity of the vendor pool and state preferred sourcing goals; and
- Coordinating and/or conducting evaluations of State agency procurement activities and recommending any needed changes or improvements.

## **BUDGET HIGHLIGHTS**

The 2009-10 Executive Budget recommends **\$7.6 million General Fund** for this new agency.

## **PROGRAM HIGHLIGHTS**

New York annually spends billions of dollars to procure goods and services, requiring a strategic approach to procurement decision-making – one that ensures the State gets the greatest value for the best price. By consolidating and standardizing purchases to obtain lower prices, savings are achieved over time, and the cost of government permanently reduced. This approach has been used successfully by other states, the Federal government and the private sector. It emphasizes a strategic sourcing procurement model, rather than a transaction based approach, focusing on continuous improvement using measurable results.

# OFFICE FOR PROCUREMENT SERVICES

## ALL FUNDS APPROPRIATIONS (dollars)

Category	Available 2008-09	Appropriations Recommended 2009-10	Change	Reappropriations Recommended 2009-10
State Operations	0	7,564,000	7,564,000	0
Aid To Localities	0	0	0	0
Capital Projects	0	0	0	0
Total	0	7,564,000	7,564,000	0

## ALL FUND TYPES PROJECTED LEVELS OF EMPLOYMENT BY PROGRAM FILLED ANNUAL SALARIED POSITIONS

### Full-Time Equivalent Positions (FTE)

Program	2008-09 Estimated FTEs 03/31/09	2009-10 Estimated FTEs 03/31/10	FTE Change
Administration			
General Fund	0	6	6
Procurement Services			
General Fund	0	97	97
Total	0	103	103

## STATE OPERATIONS ALL FUNDS FINANCIAL REQUIREMENTS BY FUND TYPE APPROPRIATIONS (dollars)

Fund Type	Available 2008-09	Recommended 2009-10	Change
General Fund	0	7,564,000	7,564,000
Total	0	7,564,000	7,564,000

## STATE OPERATIONS ALL FUNDS FINANCIAL REQUIREMENTS BY PROGRAM APPROPRIATIONS (dollars)

Program	Available 2008-09	Recommended 2009-10	Change
Administration			
General Fund	0	725,000	725,000
Procurement Services			
General Fund	0	6,839,000	6,839,000
Total	0	7,564,000	7,564,000

## STATE OPERATIONS - GENERAL FUND SUMMARY OF PERSONAL SERVICE APPROPRIATIONS AND CHANGES 2009-10 RECOMMENDED (dollars)

Program	Total		Personal Service Regular (Annual Salaried)	
	Amount	Change	Amount	Change
Administration	700,000	700,000	700,000	700,000
Procurement Services	5,937,000	5,937,000	5,937,000	5,937,000
Total	6,637,000	6,637,000	6,637,000	6,637,000

# OFFICE FOR PROCUREMENT SERVICES

STATE OPERATIONS - GENERAL FUND  
 SUMMARY OF NONPERSONAL SERVICE AND MAINTENANCE UNDISTRIBUTED  
 APPROPRIATIONS AND CHANGES  
 2009-10 RECOMMENDED  
 (dollars)

<b>Program</b>	<b>Total</b>		<b>Supplies and Materials</b>	
	<b>Amount</b>	<b>Change</b>	<b>Amount</b>	<b>Change</b>
Administration	25,000	25,000	15,000	15,000
Procurement Services	902,000	902,000	26,000	26,000
Total	<u>927,000</u>	<u>927,000</u>	<u>41,000</u>	<u>41,000</u>

<b>Program</b>	<b>Travel</b>		<b>Contractual Services</b>	
	<b>Amount</b>	<b>Change</b>	<b>Amount</b>	<b>Change</b>
Administration	5,000	5,000	0	0
Procurement Services	45,000	45,000	783,000	783,000
Total	<u>50,000</u>	<u>50,000</u>	<u>783,000</u>	<u>783,000</u>

<b>Program</b>	<b>Equipment</b>	
	<b>Amount</b>	<b>Change</b>
Administration	5,000	5,000
Procurement Services	48,000	48,000
Total	<u>53,000</u>	<u>53,000</u>



# ***PUBLIC EMPLOYMENT RELATIONS BOARD***

## ***MISSION***

The Public Employment Relations Board was created by the Public Employees' Fair Employment Act of 1967 and resolves labor disputes between public employers and employees. The Board provides mediation, fact-finding and arbitration in contract disputes for approximately 4,760 negotiating units in New York State. In addition, the Board settles questions of union representation, conducts hearings on charges of improper practices, designates Management/Confidential positions, makes determinations regarding applications for injunctive relief and acts as a clearinghouse for information on wages, benefits and employment practices.

## ***ORGANIZATION AND STAFFING***

The Board consists of a full-time Chair and two part-time members nominated by the Governor for six-year terms. The Board's jurisdiction includes State, county and local governments, certain special service districts, school districts and public authorities. Central offices are in Albany, with additional staff in Buffalo and Brooklyn.

## ***BUDGET HIGHLIGHTS***

The Executive Budget recommends **\$4.7 million All Funds** (\$4.1 million General Fund; \$0.6 million Other Funds) for the Public Employment Relations Board. This is an increase of **\$215,000** (decrease of \$96,000 General Fund; increase of \$311,000 Other Funds) from the 2008-09 Budget. Within these amounts, the Public Employment Relations Board is expected to fully absorb the responsibilities of the State Employment Relations Board, at a savings of \$1.7 million to the State.

The Executive Budget recommends a staffing level of **38 FTEs** for the Public Employment Relations Board, an increase of **1** from 2008-09. This change reflects the impact of assuming the responsibilities of the State Employment Relations Board.

## ***PROGRAM HIGHLIGHTS***

The Board provides three principal services: conciliation, settlement of petitions involving representation and rulings on charges of improper employment practices.

## ***CONCILIATION***

The Board provided assistance in approximately 320 of the 2,450 State and local contracts negotiated in 2007-08. The Board has followed many of these cases through the full range of impasse resolution steps: mediation, followed by either fact-finding or arbitration and conciliation. Beginning in 2009-10, the Board will now perform these functions for private employers and their unions.

## ***REPRESENTATION***

Through its Office of Public Employment Practices and Representation, the Board reviews all petitions from public employee unions and employers requesting the creation of new negotiating units or the transfer of members between units. It also reviews

## **PUBLIC EMPLOYMENT RELATIONS**

requests to remove positions from negotiating units and may designate them management or confidential. In 2009-2010, the Board expects to receive approximately 90 petitions raising questions about representation and to conduct 12 elections for representation.

The Board also addresses matters of bargaining unit changes through unit clarification/placement and management/confidential applications. In 2007-08, 81 such applications were received by the Board and 102 cases were resolved: 61 by settlement after a conference was conducted and 41 by issuing a decision. Approximately 90 applications of this type are expected in 2009-10.

## **EMPLOYMENT PRACTICES**

The Board conducts hearings and renders decisions on improper practice charges, and received 782 charges of improper employment and negotiating practices in 2007-08 and expects 860 such charges in the coming year. In 2007-08, the agency wrote 148 decisions and closed, either by decision or settlement, over 775 improper practice cases. In advance of a hearing, each case must be addressed in a pre-hearing conference attended by the affected parties. If a case cannot be resolved, a Board administrative law judge must rule on the charge after conducting a formal hearing. Beginning in 2009-10, the Board will now resolve improper labor practices within the private sector which do not fall within the jurisdiction of the National Labor Relations Board.

### **ALL FUNDS APPROPRIATIONS (dollars)**

<b>Category</b>	<b>Available 2008-09</b>	<b>Appropriations Recommended 2009-10</b>	<b>Change</b>	<b>Reappropriations Recommended 2009-10</b>
State Operations	4,469,000	4,684,000	215,000	0
Aid To Localities	0	0	0	0
Capital Projects	0	0	0	0
<b>Total</b>	<b>4,469,000</b>	<b>4,684,000</b>	<b>215,000</b>	<b>0</b>

### **ALL FUND TYPES PROJECTED LEVELS OF EMPLOYMENT BY PROGRAM FILLED ANNUAL SALARIED POSITIONS**

<b>Program</b>	<b>Full-Time Equivalent Positions (FTE)</b>		
	<b>2008-09 Estimated FTEs 03/31/09</b>	<b>2009-10 Estimated FTEs 03/31/10</b>	<b>FTE Change</b>
Administration			
General Fund	37	38	1
<b>Total</b>	<b>37</b>	<b>38</b>	<b>1</b>

# PUBLIC EMPLOYMENT RELATIONS

## STATE OPERATIONS ALL FUNDS FINANCIAL REQUIREMENTS BY FUND TYPE APPROPRIATIONS (dollars)

Fund Type	Available 2008-09	Recommended 2009-10	Change
General Fund	4,212,000	4,116,000	(96,000)
Special Revenue Funds - Other	257,000	568,000	311,000
Total	<u>4,469,000</u>	<u>4,684,000</u>	<u>215,000</u>
Adjustments:			
Transfer(s) From			
Special Pay Bill			
General Fund	<u>(171,000)</u>		
Appropriated 2008-09	<u>4,298,000</u>		

## STATE OPERATIONS ALL FUNDS FINANCIAL REQUIREMENTS BY PROGRAM APPROPRIATIONS (dollars)

Program	Available 2008-09	Recommended 2009-10	Change
Administration			
General Fund	4,212,000	4,116,000	(96,000)
Special Revenue Funds - Other	257,000	568,000	311,000
Total	<u>4,469,000</u>	<u>4,684,000</u>	<u>215,000</u>

## STATE OPERATIONS - GENERAL FUND SUMMARY OF PERSONAL SERVICE APPROPRIATIONS AND CHANGES 2009-10 RECOMMENDED (dollars)

Program	Total		Personal Service Regular (Annual Salaried)	
	Amount	Change	Amount	Change
Administration	3,648,000	6,000	3,373,000	89,000
Total	<u>3,648,000</u>	<u>6,000</u>	<u>3,373,000</u>	<u>89,000</u>

Program	Temporary Service (Nonannual Salaried)	
	Amount	Change
Administration	275,000	(83,000)
Total	<u>275,000</u>	<u>(83,000)</u>

## STATE OPERATIONS - GENERAL FUND SUMMARY OF NONPERSONAL SERVICE AND MAINTENANCE UNDISTRIBUTED APPROPRIATIONS AND CHANGES 2009-10 RECOMMENDED (dollars)

Program	Total		Supplies and Materials	
	Amount	Change	Amount	Change
Administration	468,000	(102,000)	63,000	(20,000)
Total	<u>468,000</u>	<u>(102,000)</u>	<u>63,000</u>	<u>(20,000)</u>

Program	Travel		Contractual Services	
	Amount	Change	Amount	Change
Administration	62,000	(10,000)	301,000	(62,000)
Total	<u>62,000</u>	<u>(10,000)</u>	<u>301,000</u>	<u>(62,000)</u>

Program	Equipment	
	Amount	Change
Administration	42,000	(10,000)
Total	<u>42,000</u>	<u>(10,000)</u>

# **PUBLIC EMPLOYMENT RELATIONS**

**STATE OPERATIONS - OTHER THAN GENERAL FUND  
SUMMARY OF APPROPRIATIONS AND CHANGES  
2009-10 RECOMMENDED  
(dollars)**

<b>Program</b>	<b>Total</b>		<b>Personal Service</b>	
	<b>Amount</b>	<b>Change</b>	<b>Amount</b>	<b>Change</b>
Administration	568,000	311,000	140,000	0
Total	568,000	311,000	140,000	0

  

<b>Program</b>	<b>Nonpersonal Service</b>	
	<b>Amount</b>	<b>Change</b>
Administration	428,000	311,000
Total	428,000	311,000

# COMMISSION ON PUBLIC INTEGRITY

## MISSION

Established in 2007 by the merger of the State Ethics Commission and the Temporary State Commission on Lobbying, the Commission on Public Integrity is charged with the responsibility of administering and enforcing the State's ethics and lobbying statutes along with anti-nepotism laws and the New York State "little Hatch Act." Building upon the strong foundations established by the Temporary State Commission on Lobbying and the State Ethics Commission, the new Commission combines all powers, duties, functions, and staff of both Commissions into a single independent agency to ensure compliance with the ethical standards that public officials and lobbyists must observe in order to foster public trust and confidence in government.

## ORGANIZATION AND STAFFING

The Public Employee Ethics Reform Act sets forth the administrative and enforcement responsibilities of the 13-member Commission. The Commission's office is in Albany. The Commission operates through 8 units: Executive, Public Information, Administration, Technology, Legal, Investigations, Programs, and Training and Educational Services.

## BUDGET HIGHLIGHTS

The Executive Budget recommends over **\$5.1 million General Fund** for the Commission on Public Integrity. This is a decrease of **\$0.7 million** from the 2008-09 budget, reflecting administrative efficiencies, and savings achieved through the use of technology. For 2009-10, the Commission will have a workforce of **55 FTEs**.

## PROGRAM HIGHLIGHTS

The Commission has jurisdiction over 250,000 Executive Branch employees and officials filing over 26,000 financial disclosure statements annually, as well as approximately 6,300 lobbyists representing 4,000 clients that reported spending \$172 million in lobbying efforts. The Commission is responsible for issuing formal and informal advisory opinions to those under its jurisdiction, providing comprehensive outreach and education programs, administering a website that offers online filing for all lobbyists, State employees and officials, managing the disclosure of all information that is required to be made available to the public, and conducting investigations and holding hearings to enforce the laws under the Commission's mandate.

### ALL FUNDS APPROPRIATIONS (dollars)

Category	Available 2008-09	Appropriations Recommended 2009-10	Change	Reappropriations Recommended 2009-10
State Operations	5,902,000	5,162,000	(740,000)	0
Aid To Localities	0	0	0	0
Capital Projects	0	0	0	0
Total	5,902,000	5,162,000	(740,000)	0

# PUBLIC INTEGRITY

## ALL FUND TYPES PROJECTED LEVELS OF EMPLOYMENT BY PROGRAM FILLED ANNUAL SALARIED POSITIONS

Program	Full-Time Equivalent Positions (FTE)		
	2008-09	2009-10	FTE Change
	Estimated FTEs 03/31/09	Estimated FTEs 03/31/10	
Public Integrity, Commission on			
General Fund	55	55	0
Total	55	55	0

## STATE OPERATIONS ALL FUNDS FINANCIAL REQUIREMENTS BY FUND TYPE APPROPRIATIONS (dollars)

Fund Type	Available 2008-09	Recommended 2009-10	Change
General Fund	5,902,000	5,162,000	(740,000)
Total	5,902,000	5,162,000	(740,000)
Adjustments:			
Transfer(s) From			
Special Pay Bill			
General Fund	(123,000)		
Appropriated 2008-09	5,779,000		

## STATE OPERATIONS ALL FUNDS FINANCIAL REQUIREMENTS BY PROGRAM APPROPRIATIONS (dollars)

Program	Available 2008-09	Recommended 2009-10	Change
Public Integrity, Commission on			
General Fund	5,902,000	5,162,000	(740,000)
Total	5,902,000	5,162,000	(740,000)

## STATE OPERATIONS - GENERAL FUND SUMMARY OF PERSONAL SERVICE APPROPRIATIONS AND CHANGES 2009-10 RECOMMENDED (dollars)

Program	Total		Personal Service Regular (Annual Salaried)	
	Amount	Change	Amount	Change
Public Integrity, Commission on	3,890,000	(483,000)	3,840,000	(483,000)
Total	3,890,000	(483,000)	3,840,000	(483,000)

Program	Holiday/Overtime Pay (Annual Salaried)	
	Amount	Change
Public Integrity, Commission on	50,000	0
Total	50,000	0

**STATE OPERATIONS - GENERAL FUND  
SUMMARY OF NONPERSONAL SERVICE AND MAINTENANCE UNDISTRIBUTED  
APPROPRIATIONS AND CHANGES  
2009-10 RECOMMENDED  
(dollars)**

<b>Program</b>	<b>Total</b>		<b>Supplies and Materials</b>	
	<b>Amount</b>	<b>Change</b>	<b>Amount</b>	<b>Change</b>
Public Integrity, Commission on	1,272,000	(257,000)	51,000	1,000
Total	1,272,000	(257,000)	51,000	1,000

  

<b>Program</b>	<b>Travel</b>		<b>Contractual Services</b>	
	<b>Amount</b>	<b>Change</b>	<b>Amount</b>	<b>Change</b>
Public Integrity, Commission on	27,000	1,000	1,088,000	(262,000)
Total	27,000	1,000	1,088,000	(262,000)

  

<b>Program</b>	<b>Equipment</b>	
	<b>Amount</b>	<b>Change</b>
Public Integrity, Commission on	106,000	3,000
Total	106,000	3,000



# OFFICE OF REAL PROPERTY SERVICES

## MISSION

The Office of Real Property Services is statutorily charged with the general supervision of local property tax administration in New York. The Office plays a major role in developing the State's property tax policy and helps local governments with property tax administration including the necessary review and equalization of local assessments for purposes of taxation. Through targeted local assistance programs and incentives, the Office is committed to improving and transforming the local property tax system in New York State into a more efficient, equitable and cost-effective operation, statewide.

## ORGANIZATION AND STAFFING

The Office of Real Property Services is headed by the State Board of Real Property Services, a five-member Board appointed by the Governor, and its day-to-day administration is the responsibility of an Executive Director appointed by the Board. The agency presently has its central office in Albany and five regional offices in Batavia, Syracuse, Newburgh, Melville and Ray Brook.

## BUDGET HIGHLIGHTS

The 2009-10 Executive Budget recommends **\$46.5 million in All Funds appropriations** (\$41.1 million General Fund; \$5.4 million Other Funds) for the Office of Real Property Services. This is a decrease of **\$23.2 million** from the 2008-09 budget, consisting of a \$19.7 million increase in the General Fund offset by a \$42.9 million decrease in Other Funds. This net change reflects savings from ongoing efforts to achieve administrative efficiencies and reductions in discretionary local assistance funding. In addition, the majority of funding for agency operations is shifted to the General Fund with a fee increase necessary to address an accumulated shortfall in dedicated revenues.

The Executive Budget recommends a staffing level of **328 FTEs** for the Office of Real Property Services, a **decrease of 30** from the 2008-09 budget that is attributable to continued application of the hiring freeze and reduced staffing needs from a restructuring of agency administrative support functions.

Major budget actions include:

- **Administrative Efficiencies:** The Executive Budget seeks greater operational efficiencies for the Office through a host agency arrangement with the Department of Taxation and Finance that will reduce overall costs for administrative support by approximately \$700,000 on a full annual basis. The agency also plans to reduce its central office lease expense to achieve approximately \$1.0 million in full-annual savings beginning in 2010-11.
- **Targeted Reductions in Local Assistance:** The Executive Budget proposes to limit the Agency's local assistance funding to its core, statutory aid programs by completing a multiyear phase-out of aid for administration of the STAR program for \$3.3 million in savings and by eliminating \$4.1 million in discretionary grant funding to promote changes in local property tax administration.
- **Restructured Funding of Agency Operations:** The Executive Budget proposes to fund most of the Office's operations directly from the General Fund,

## ***REAL PROPERTY SERVICES***

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discontinuing the use of a Special Revenue account that has experienced a deficit in recent years. This accumulated deficit, caused by declining revenues from a real property transfer fee that supports agency operations, is addressed by increasing the fee from \$50 to \$100 for housing cooperatives, from \$75 to \$125 for residential property, and from \$165 to \$250 for commercial property.

### ***PROGRAM HIGHLIGHTS***

#### ***EQUALIZATION OF MUNICIPAL FULL VALUE***

State laws permit New York's local governments to select the percentage of full value they use in assessing properties. At present, State law does not require assessing at full market value (100 percent), so long as the percentage is uniform throughout the local assessing unit. Every assessing unit is required, however, to indicate its assessment ratio – i.e., the ratio of the assessed value to the full value of properties – on the assessment roll and tax bills. Due to the numerous differences in percentage of full value between local assessing units, the Office must establish equalization rates for every applicable unit.

By adhering to statewide standards, the Office ensures that equalization rates can be used to estimate full values of properties in a consistent manner. Full value estimates are necessary to distribute taxes for counties and school districts when tax levies are based upon assessments by more than one assessing unit. They are also used as indicators of local fiscal capacity for several purposes, including allocation of State aid.

Increased coordination between the Office and local assessing units, as well as improvements in local assessment and reporting practices, has resulted in several notable enhancements in the equalization program. Recent accomplishments include the following:

- In 2008, the assessment ratios supplied by 92 percent of local assessors were adopted without change as State equalization rates.
- The preparation of equalization rates has been accelerated so that all school districts across the State can now use current equalization rates for their school tax levies, instead of using modified rates from prior years.
- As a result of the acceleration of the preparation of equalization rates, localities and the State can now analyze market data on the same cycle, creating opportunities for efficiencies in intergovernmental collaboration.
- The number of complaints on preliminary equalization rates by local officials has dropped dramatically over the years, resulting in reduced costs for rate complaint hearings and improved State-local relations. In 2008, only 6 complaints were filed as compared to 360 in the early 1990s.
- Since 1994-95, the continuing base cost of the Office's equalization program has been reduced from \$17 million to \$14 million.

#### ***OTHER STATE VALUATION RESPONSIBILITIES***

The Office of Real Property Services maintains inventory and valuation data on approximately 4 million acres of State-owned land and conservation easements that are subject to local taxation. Local assessments on taxable State-owned properties are scrutinized by the agency and either certified for payment or brought to administrative and judicial review, as appropriate.

The Office is statutorily authorized to assess property of utility companies in the public right of way. The Office also establishes values of agricultural land, ceilings on assessments of railroad properties and values of oil- and gas-producing facilities.

### **LOCAL SUPPORT**

Support is provided to local governments seeking to reassess property and ensure equity for their taxpayers. Over time the Office has moved to a support model which seeks to build local internal capacity to manage the many complex tasks involved in reassessment. This has resulted in a three-fold increase in cities and towns reassessing in any one year.

The Office of Real Property Services provides a range of services to encourage and support local governments in their assessment responsibilities.

- 95% of assessing units use computer software developed and supported by the Office for effective and efficient assessment administration.
- The Office performs advisory appraisals for certain complex properties – such as utilities and large manufacturing plants – which require highly specialized resources that are not available to most local assessors.
- The Office collects and audits school tax apportionment data and certifies more than \$2.6 billion of STAR reimbursement payments to school districts.
- The Office provides timely property ownership information to the Department of Taxation and Finance to ensure that 3 million taxpayers promptly receive STAR rebate checks.
- A grant program was developed to encourage local governments to examine the effectiveness of their assessment and property tax collection practices and to explore options which would provide a greater role for county government. Fifty-one counties encompassing 975 assessing units have undertaken a study of options to improve the assessment function and 45 counties are studying options for better coordinated tax collection.

The Office will continue to administer additional State aid programs in support of local assessment administration and property tax relief, including:

- Local assistance of up to \$5 per parcel for assessing units that meet State standards, including annual or triennial revisions of assessments and comprehensive re-inventory and revaluation at least once every six years;
- Financial incentives for consolidation or coordination of local assessment functions;
- Targeted state assistance to affected municipalities pursuant to the 2002 Railroad Infrastructure Act; and,
- Assessor training aid to reimburse county, city and town assessment officials for their cost of attending State mandated training and continuing-education courses.

# REAL PROPERTY SERVICES

## ALL FUNDS APPROPRIATIONS (dollars)

Category	Available 2008-09	Appropriations Recommended 2009-10	Change	Reappropriations Recommended 2009-10
State Operations	48,373,000	32,557,000	(15,816,000)	0
Aid To Localities	21,397,000	13,965,000	(7,432,000)	0
Capital Projects	0	0	0	0
Total	69,770,000	46,522,000	(23,248,000)	0

## ALL FUND TYPES PROJECTED LEVELS OF EMPLOYMENT BY PROGRAM FILLED ANNUAL SALARIED POSITIONS

### Full-Time Equivalent Positions (FTE)

Program	2008-09 Estimated FTEs 03/31/09	2009-10 Estimated FTEs 03/31/10	FTE Change
Policy and Organizational Support Services			
General Fund	0	293	293
Special Revenue Funds - Other	358	35	(323)
Total	358	328	(30)

## STATE OPERATIONS ALL FUNDS FINANCIAL REQUIREMENTS BY FUND TYPE APPROPRIATIONS (dollars)

Fund Type	Available 2008-09	Recommended 2009-10	Change
General Fund	0	27,100,000	27,100,000
Special Revenue Funds - Other	48,373,000	5,457,000	(42,916,000)
Total	48,373,000	32,557,000	(15,816,000)

Adjustments:

Transfer(s) From Special Pay Bill Special Revenue Funds - Other	(3,330,000)
Appropriated 2008-09	45,043,000

## STATE OPERATIONS ALL FUNDS FINANCIAL REQUIREMENTS BY PROGRAM APPROPRIATIONS (dollars)

Program	Available 2008-09	Recommended 2009-10	Change
Policy and Organizational Support Services			
General Fund	0	27,100,000	27,100,000
Special Revenue Funds - Other	48,373,000	5,457,000	(42,916,000)
Total	48,373,000	32,557,000	(15,816,000)

## STATE OPERATIONS - GENERAL FUND SUMMARY OF PERSONAL SERVICE APPROPRIATIONS AND CHANGES 2009-10 RECOMMENDED (dollars)

Program	Total		Personal Service Regular (Annual Salaried)	
	Amount	Change	Amount	Change
Policy and Organizational Support Services	20,800,000	20,800,000	20,800,000	20,800,000
Total	20,800,000	20,800,000	20,800,000	20,800,000

# REAL PROPERTY SERVICES

**STATE OPERATIONS - GENERAL FUND  
SUMMARY OF NONPERSONAL SERVICE AND MAINTENANCE UNDISTRIBUTED  
APPROPRIATIONS AND CHANGES  
2009-10 RECOMMENDED  
(dollars)**

<b>Program</b>	<b>Total</b>		<b>Supplies and Materials</b>	
	<b>Amount</b>	<b>Change</b>	<b>Amount</b>	<b>Change</b>
Policy and Organizational Support Services	6,300,000	6,300,000	250,000	250,000
Total	<u>6,300,000</u>	<u>6,300,000</u>	<u>250,000</u>	<u>250,000</u>

<b>Program</b>	<b>Travel</b>		<b>Contractual Services</b>	
	<b>Amount</b>	<b>Change</b>	<b>Amount</b>	<b>Change</b>
Policy and Organizational Support Services	350,000	350,000	5,000,000	5,000,000
Total	<u>350,000</u>	<u>350,000</u>	<u>5,000,000</u>	<u>5,000,000</u>

<b>Program</b>	<b>Equipment</b>	
	<b>Amount</b>	<b>Change</b>
Policy and Organizational Support Services	700,000	700,000
Total	<u>700,000</u>	<u>700,000</u>

**STATE OPERATIONS - OTHER THAN GENERAL FUND  
SUMMARY OF APPROPRIATIONS AND CHANGES  
2009-10 RECOMMENDED  
(dollars)**

<b>Program</b>	<b>Total</b>		<b>Personal Service</b>	
	<b>Amount</b>	<b>Change</b>	<b>Amount</b>	<b>Change</b>
Policy and Organizational Support Services	5,457,000	(42,916,000)	3,300,000	(23,634,000)
Total	<u>5,457,000</u>	<u>(42,916,000)</u>	<u>3,300,000</u>	<u>(23,634,000)</u>

<b>Program</b>	<b>Nonpersonal Service</b>	
	<b>Amount</b>	<b>Change</b>
Policy and Organizational Support Services	2,157,000	(19,282,000)
Total	<u>2,157,000</u>	<u>(19,282,000)</u>

**AID TO LOCALITIES  
ALL FUNDS FINANCIAL REQUIREMENTS BY FUND TYPE  
APPROPRIATIONS  
(dollars)**

<b>Fund Type</b>	<b>Available 2008-09</b>	<b>Recommended 2009-10</b>	<b>Change</b>
General Fund	21,397,000	13,965,000	(7,432,000)
Total	<u>21,397,000</u>	<u>13,965,000</u>	<u>(7,432,000)</u>

**AID TO LOCALITIES  
ALL FUNDS FINANCIAL REQUIREMENTS BY PROGRAM  
APPROPRIATIONS  
(dollars)**

<b>Program</b>	<b>Available 2008-09</b>	<b>Recommended 2009-10</b>	<b>Change</b>
Policy and Organizational Support Services			
General Fund	21,397,000	13,965,000	(7,432,000)
Total	<u>21,397,000</u>	<u>13,965,000</u>	<u>(7,432,000)</u>



# ***DIVISION OF STATE POLICE***

## ***MISSION***

The mission of the Division of State Police is to promote highway safety and protect against crime. The Division is responsible for patrolling roads and highways outside major urban centers, and providing specialty and investigative police services throughout the State. Their responsibilities range from traditional patrol duties to sophisticated investigations of drug traffickers, internet predators and other criminals.

## ***ORGANIZATION AND STAFFING***

The Division, headed by a Superintendent who is appointed by the Governor, is organized into 11 Troops, which are overseen and supported by a Division Headquarters located in Albany. Each Troop encompasses a geographic area of the State, with the exception of Troop T which is dedicated to providing police services on the New York State Thruway. Troop NYC provides specialized investigative and support services in the five boroughs of New York City, while the remaining nine Troops provide patrol coverage and criminal investigation services appropriate to local conditions. Factors which affect the extent of State Police services include the area's population, highway mileage and availability of county and local law enforcement agencies.

## ***BUDGET HIGHLIGHTS***

The Executive Budget recommends approximately **\$677 million All Funds** (\$434 million General Fund; \$232 million Other Operating Funds; \$11.5 million Capital Funds) for the Division. This is a net increase of approximately **\$6 million All Funds** (\$44 million General Fund decrease; \$50 million Other Operating Funds increase;) from the 2008-09 Budget. The changes in operating funds primarily reflect offsetting General Fund support of Patrol operations with additional Motor Vehicle Law Enforcement fee revenue and other various Division efficiencies.

The Executive Budget recommends a staffing level of **5,989 FTEs** for the Division, including 4,939 sworn police officers. These levels are unchanged from 2008-09.

Major budget actions include:

- **Redeployment:** In order to further enhance safety on the State's highways, the Executive Budget recommends the redeployment of 30 Troopers from general patrol duties to the Thruway.
- **Speed Enforcement Cameras:** To improve highway safety, and in further support of the 2005 Work Zone Safety Act, the Executive Budget includes funding to deploy speed enforcement photo-monitoring equipment to combat speeding in workzones and on certain stretches of highway. The cost of the equipment and administration of the program will be covered by revenue generated from civil fines incurred by the registered owners of vehicles identified by the speed enforcement cameras.
- **Increase surcharge on vehicle insurance:** The Executive Budget includes legislation to raise the annual fee from \$5 to \$10 on insurance policies for all registered motor vehicles to support State Police public and highway safety operations. This action will result in an estimated \$64.5 million in new annual recurring revenue dedicated to the State Police and local anti-auto-theft programs.

## **STATE POLICE**

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- **Operating Efficiencies:** The Budget recommends the delay of equipment purchases and the procurement of more efficient fleet vehicles, for a savings of \$6 million.

### **PROGRAM HIGHLIGHTS**

The Division is divided into two principal branches, the Uniform Force and the Bureau of Criminal Investigation. Each of these branches fulfills specific law enforcement assignments and cooperates with local and county law enforcement agencies. The Division also plays a significant role in Homeland Security initiatives.

#### **UNIFORM FORCE**

The Uniform Force has two primary responsibilities: protecting life and property and promoting highway safety. In many areas of the State, Uniform Troopers are the primary law enforcement agency, and respond to all types of calls including burglaries, missing children, assaults, robberies and homicides. State Troopers also provide essential support to local police departments.

#### **BUREAU OF CRIMINAL INVESTIGATION**

The Bureau of Criminal Investigation (BCI) is the plain clothes investigative branch of the Division. BCI Investigators concentrate on cases related to narcotics, child abuse, auto theft, consumer product tampering, organized crime, violent crimes and terrorism. In addition to conducting their own investigations, investigators regularly assist local and county law enforcement agencies that lack the resources or expertise needed for major crime investigations.

**ALL FUNDS  
APPROPRIATIONS  
(dollars)**

<b>Category</b>	<b>Available 2008-09</b>	<b>Appropriations Recommended 2009-10</b>	<b>Change</b>	<b>Reappropriations Recommended 2009-10</b>
State Operations	660,501,000	665,901,000	5,400,000	24,902,000
Aid To Localities	0	0	0	0
Capital Projects	11,500,000	11,500,000	0	93,709,000
Total	672,001,000	677,401,000	5,400,000	118,611,000

**ALL FUND TYPES  
PROJECTED LEVELS OF EMPLOYMENT BY PROGRAM  
FILLED ANNUAL SALARIED POSITIONS**

<b>Program</b>	<b>Full-Time Equivalent Positions (FTE)</b>		
	<b>2008-09</b>	<b>2009-10</b>	<b>FTE Change</b>
	<b>Estimated FTEs 03/31/09</b>	<b>Estimated FTEs 03/31/10</b>	
Administration			
General Fund	147	147	0
Criminal Investigation Activities			
General Fund	1,373	1,373	0
Special Revenue Funds - Other	107	107	0
Patrol Activities			
General Fund	3,200	3,200	0
Special Revenue Funds - Federal	41	41	0
Special Revenue Funds - Other	28	28	0
Governor's Traffic Safety Committee			
Special Revenue Funds - Other	4	4	0
Policing the Thruway			
Special Revenue Funds - Other	310	310	0
Technical Police Services			
General Fund	779	779	0
Total	<u>5,989</u>	<u>5,989</u>	<u>0</u>

**STATE OPERATIONS  
ALL FUNDS FINANCIAL REQUIREMENTS BY FUND TYPE  
APPROPRIATIONS  
(dollars)**

<b>Fund Type</b>	<b>Available 2008-09</b>	<b>Recommended 2009-10</b>	<b>Change</b>
General Fund	478,217,000	434,076,000	(44,141,000)
Special Revenue Funds - Federal	7,235,000	7,235,000	0
Special Revenue Funds - Other	175,049,000	224,590,000	49,541,000
Total	<u>660,501,000</u>	<u>665,901,000</u>	<u>5,400,000</u>

Adjustments:

Transfer(s) From	
Special Pay Bill	
General Fund	(3,672,000)
Special Revenue Funds - Other	(121,000)
Appropriated 2008-09	<u>656,708,000</u>

**STATE OPERATIONS  
ALL FUNDS FINANCIAL REQUIREMENTS BY PROGRAM  
APPROPRIATIONS  
(dollars)**

<b>Program</b>	<b>Available 2008-09</b>	<b>Recommended 2009-10</b>	<b>Change</b>
Administration			
General Fund	19,908,000	19,583,000	(325,000)
Special Revenue Funds - Other	429,000	308,000	(121,000)
Criminal Investigation Activities			
General Fund	152,348,000	149,420,000	(2,928,000)
Special Revenue Funds - Other	16,719,000	17,387,000	668,000
Patrol Activities			
General Fund	226,901,000	187,879,000	(39,022,000)
Special Revenue Funds - Federal	5,500,000	5,500,000	0
Special Revenue Funds - Other	68,618,000	116,858,000	48,240,000
Policing the Thruway			
Special Revenue Funds - Other	49,185,000	49,939,000	754,000
Technical Police Services			
General Fund	79,060,000	77,194,000	(1,866,000)
Special Revenue Funds - Federal	1,735,000	1,735,000	0
Special Revenue Funds - Other	40,098,000	40,098,000	0
Total	<u>660,501,000</u>	<u>665,901,000</u>	<u>5,400,000</u>

# STATE POLICE

**STATE OPERATIONS - GENERAL FUND  
SUMMARY OF PERSONAL SERVICE APPROPRIATIONS AND CHANGES  
2009-10 RECOMMENDED  
(dollars)**

Program	Total		Personal Service Regular (Annual Salaried)	
	Amount	Change	Amount	Change
Administration	19,273,000	(14,000)	17,601,000	(14,000)
Criminal Investigation Activities	139,208,000	(128,000)	133,983,000	(128,000)
Patrol Activities	175,951,000	(45,162,000)	162,884,000	(45,162,000)
Technical Police Services	41,673,000	(37,000)	36,647,000	(37,000)
Total	376,105,000	(45,341,000)	351,115,000	(45,341,000)

Program	Temporary Service (Nonannual Salaried)		Holiday/Overtime Pay	
	Amount	Change	Amount	Change
Administration	682,000	0	990,000	0
Criminal Investigation Activities	0	0	5,225,000	0
Patrol Activities	295,000	0	12,772,000	0
Technical Police Services	2,363,000	0	2,663,000	0
Total	3,340,000	0	21,650,000	0

**STATE OPERATIONS - GENERAL FUND  
SUMMARY OF NONPERSONAL SERVICE AND MAINTENANCE UNDISTRIBUTED  
APPROPRIATIONS AND CHANGES  
2009-10 RECOMMENDED  
(dollars)**

Program	Total		Supplies and Materials	
	Amount	Change	Amount	Change
Administration	310,000	(311,000)	95,000	0
Criminal Investigation Activities	10,212,000	(2,800,000)	1,380,000	0
Patrol Activities	11,928,000	6,140,000	479,000	(900,000)
Technical Police Services	35,521,000	(1,829,000)	4,473,000	0
Total	57,971,000	1,200,000	6,427,000	(900,000)

Program	Travel		Contractual Services	
	Amount	Change	Amount	Change
Administration	80,000	0	60,000	(311,000)
Criminal Investigation Activities	112,000	0	2,576,000	(700,000)
Patrol Activities	25,000	(1,200,000)	10,836,000	9,140,000
Technical Police Services	0	0	16,091,000	(1,222,000)
Total	217,000	(1,200,000)	29,563,000	6,907,000

Program	Equipment	
	Amount	Change
Administration	75,000	0
Criminal Investigation Activities	6,144,000	(2,100,000)
Patrol Activities	588,000	(900,000)
Technical Police Services	14,957,000	(607,000)
Total	21,764,000	(3,607,000)

# STATE POLICE

## STATE OPERATIONS - OTHER THAN GENERAL FUND SUMMARY OF APPROPRIATIONS AND CHANGES 2009-10 RECOMMENDED (dollars)

Program	Total		Personal Service	
	Amount	Change	Amount	Change
Administration	308,000	(121,000)	0	(81,000)
Criminal Investigation Activities	17,387,000	668,000	10,470,000	235,000
Patrol Activities	122,358,000	48,240,000	102,421,000	48,240,000
Policing the Thruway	49,939,000	754,000	33,549,000	754,000
Technical Police Services	41,833,000	0	4,000,000	0
Total	<u>231,825,000</u>	<u>49,541,000</u>	<u>150,440,000</u>	<u>49,148,000</u>

Program	Nonpersonal Service		Maintenance Undistributed	
	Amount	Change	Amount	Change
Administration	308,000	(40,000)	0	0
Criminal Investigation Activities	6,917,000	433,000	0	0
Patrol Activities	14,437,000	0	5,500,000	0
Policing the Thruway	16,390,000	0	0	0
Technical Police Services	36,098,000	0	1,735,000	0
Total	<u>74,150,000</u>	<u>393,000</u>	<u>7,235,000</u>	<u>0</u>

## CAPITAL PROJECTS ALL FUNDS FINANCIAL REQUIREMENTS BY PROGRAM APPROPRIATIONS (dollars)

Comprehensive Construction Program	Available 2008-09	Recommended 2009-10	Change	Reappropriations 2009-10
Maintenance and Improvement of Existing Facilities				
Capital Projects Fund	5,500,000	5,500,000	0	16,134,000
Capital Projects Fund - Authority Bonds	6,000,000	6,000,000	0	6,000,000
New Facilities				
Capital Projects Fund - Authority Bonds	0	0	0	71,575,000
Total	<u>11,500,000</u>	<u>11,500,000</u>	<u>0</u>	<u>93,709,000</u>



# **CHIEF INFORMATION OFFICER/OFFICE FOR TECHNOLOGY**

## **MISSION**

Since its inception in 1997, the Chief Information Officer/Office for Technology (CIO/OFT) has evolved from an organization that plans and coordinates the State's investments regarding information technology into an organization with significant operational responsibilities. The Office's mission today is to provide centralized technology services, shape technology policy, and coordinate statewide technology related initiatives to improve the efficiency of New York State government.

## **ORGANIZATION AND STAFFING**

CIO/OFT is located in Albany and is overseen by the Chief Information Officer. The Agency is supported with State tax dollars from the General Fund, payments from other State agencies, and Special Revenue Funds.

## **BUDGET HIGHLIGHTS**

The 2009-10 Executive Budget recommends **\$535.5 million All Funds** (\$28.9 million General Fund; \$405.7 million Internal Service Funds; \$100.9 million Other Funds) to support ongoing agency activities. This is an increase of **\$104 million All Funds** (\$2.6 million General Fund; \$82.2 million Internal Service Funds; \$19 million Other Funds) from the 2008-09 Budget. This change primarily reflects continuing the Statewide Wireless Network (SWN) project, leasing interim disaster recovery space, and increasing Enterprise solutions, including sourcing strategies for selected information technology services. The Executive Budget recommends a staffing level of 749 FTEs, unchanged from the 2008-09 Budget.

Major budget actions include:

- **Leasing Disaster Recovery Space:** An increase of \$6.4 million is recommended for the State Data Center Internal Service Fund to support annual lease and utility costs associated with retro-fitting a facility outside of the Capital Region to serve the State's disaster recovery needs. In addition, CIO/OFT is cultivating other interested customers, including New York City.
- **New Consolidated State Data Center:** A \$99.1 million Capital Projects reappropriation is recommended for the construction of a new Consolidated Data Center that will permit the safe and secure operation of the State's mainframe computers and servers at a single, efficient primary site. The State continues to consider options for the facility and, in light of the fiscal climate, is seeking to identify the most cost-effective approach in order to yield the greatest long-term benefits.
- **Interim Data Center Space:** An \$11 million Capital Projects reappropriation is recommended to renovate existing State-owned office space. This additional space is necessary to accommodate current and future demand until the multi-year construction of the new data center is completed.
- **Additional Centralization of Technology Services:** An increase of \$75 million is recommended for the Centralized Services Internal Service Fund appropriation to expand Enterprise contracting and service opportunities.

# TECHNOLOGY

## PROGRAM HIGHLIGHTS

The Office for Technology identified the following priorities to improve the State's technology infrastructure: leasing existing space outside of the Capital Region power grid to meet State agency disaster recovery needs and to provide disaster recovery capacity to other public sector entities in need of such services; beginning construction of a new, consolidated data center to meet the growing needs for secure space with adequate power and cooling; rehabilitation and repair of existing data center space and renovation of available State-owned office space to provide additional data center capacity, as current projected needs for power and cooling will exceed what is available before construction of the new facility can be completed.

### ALL FUNDS APPROPRIATIONS (dollars)

Category	Available 2008-09	Appropriations Recommended 2009-10	Change	Reappropriations Recommended 2009-10
State Operations	370,651,000	455,515,000	84,864,000	0
Aid To Localities	0	0	0	2,500,000
Capital Projects	61,000,000	80,000,000	19,000,000	160,060,000
Total	431,651,000	535,515,000	103,864,000	162,560,000

### ALL FUND TYPES PROJECTED LEVELS OF EMPLOYMENT BY PROGRAM FILLED ANNUAL SALARIED POSITIONS

#### Full-Time Equivalent Positions (FTE)

Program	2008-09 Estimated FTEs 03/31/09	2009-10 Estimated FTEs 03/31/10	FTE Change
Statewide Technology Program			
Special Revenue Funds - Other	47	47	0
Technology			
General Fund	158	158	0
Internal Service Funds	544	544	0
Total	749	749	0

### STATE OPERATIONS ALL FUNDS FINANCIAL REQUIREMENTS BY FUND TYPE APPROPRIATIONS (dollars)

Fund Type	Available 2008-09	Recommended 2009-10	Change
General Fund	26,228,000	28,858,000	2,630,000
Special Revenue Funds - Other	20,868,000	20,905,000	37,000
Internal Service Funds	323,555,000	405,752,000	82,197,000
Total	370,651,000	455,515,000	84,864,000

#### Adjustments:

Transfer(s) From	
Special Pay Bill	
General Fund	(677,000)
Special Revenue Funds - Other	(295,000)
Internal Service Funds	(4,295,000)
Appropriated 2008-09	365,384,000

**STATE OPERATIONS  
ALL FUNDS FINANCIAL REQUIREMENTS BY PROGRAM  
APPROPRIATIONS  
(dollars)**

<b>Program</b>	<b>Available 2008-09</b>	<b>Recommended 2009-10</b>	<b>Change</b>
Statewide Technology Program			
Special Revenue Funds - Other	20,868,000	20,905,000	37,000
Technology			
General Fund	26,228,000	28,858,000	2,630,000
Internal Service Funds	323,555,000	405,752,000	82,197,000
Total	<u>370,651,000</u>	<u>455,515,000</u>	<u>84,864,000</u>

**STATE OPERATIONS - GENERAL FUND  
SUMMARY OF PERSONAL SERVICE APPROPRIATIONS AND CHANGES  
2009-10 RECOMMENDED  
(dollars)**

<b>Program</b>	<b>Total</b>		<b>Personal Service Regular (Annual Salaried)</b>	
	<b>Amount</b>	<b>Change</b>	<b>Amount</b>	<b>Change</b>
Technology	11,405,000	180,000	11,195,000	180,000
Total	<u>11,405,000</u>	<u>180,000</u>	<u>11,195,000</u>	<u>180,000</u>

<b>Program</b>	<b>Temporary Service (Nonannual Salaried)</b>		<b>Holiday/Overtime Pay</b>	
	<b>Amount</b>	<b>Change</b>	<b>Amount</b>	<b>Change</b>
Technology	180,000	0	30,000	0
Total	<u>180,000</u>	<u>0</u>	<u>30,000</u>	<u>0</u>

**STATE OPERATIONS - GENERAL FUND  
SUMMARY OF NONPERSONAL SERVICE AND MAINTENANCE UNDISTRIBUTED  
APPROPRIATIONS AND CHANGES  
2009-10 RECOMMENDED  
(dollars)**

<b>Program</b>	<b>Total</b>		<b>Supplies and Materials</b>	
	<b>Amount</b>	<b>Change</b>	<b>Amount</b>	<b>Change</b>
Technology	17,453,000	2,450,000	290,000	0
Total	<u>17,453,000</u>	<u>2,450,000</u>	<u>290,000</u>	<u>0</u>

<b>Program</b>	<b>Travel</b>		<b>Contractual Services</b>	
	<b>Amount</b>	<b>Change</b>	<b>Amount</b>	<b>Change</b>
Technology	50,000	0	12,208,000	2,688,000
Total	<u>50,000</u>	<u>0</u>	<u>12,208,000</u>	<u>2,688,000</u>

<b>Program</b>	<b>Equipment</b>	
	<b>Amount</b>	<b>Change</b>
Technology	4,905,000	(238,000)
Total	<u>4,905,000</u>	<u>(238,000)</u>

# TECHNOLOGY

**STATE OPERATIONS - OTHER THAN GENERAL FUND  
SUMMARY OF APPROPRIATIONS AND CHANGES  
2009-10 RECOMMENDED  
(dollars)**

<b>Program</b>	<b>Total</b>		<b>Personal Service</b>	
	<b>Amount</b>	<b>Change</b>	<b>Amount</b>	<b>Change</b>
Statewide Technology Program	20,905,000	37,000	3,822,000	25,000
Technology	405,752,000	82,197,000	38,077,000	2,215,000
Total	<u>426,657,000</u>	<u>82,234,000</u>	<u>41,899,000</u>	<u>2,240,000</u>

<b>Program</b>	<b>Nonpersonal Service</b>	
	<b>Amount</b>	<b>Change</b>
Statewide Technology Program	17,083,000	12,000
Technology	367,675,000	79,982,000
Total	<u>384,758,000</u>	<u>79,994,000</u>

**CAPITAL PROJECTS  
ALL FUNDS FINANCIAL REQUIREMENTS BY PROGRAM  
APPROPRIATIONS  
(dollars)**

<b>Comprehensive Construction Program</b>	<b>Available 2008-09</b>	<b>Recommended 2009-10</b>	<b>Change</b>	<b>Reappropriations 2009-10</b>
New Facilities				
Capital Projects Fund - Authority Bonds	0	0	0	99,060,000
Maintenance and Improvement of Facilities				
Capital Projects Fund	40,000,000	80,000,000	40,000,000	40,000,000
Capital Projects Fund - Authority Bonds	11,000,000	0	(11,000,000)	11,000,000
Economic Development				
Capital Projects Fund - Authority Bonds	10,000,000	0	(10,000,000)	10,000,000
Total	<u>61,000,000</u>	<u>80,000,000</u>	<u>19,000,000</u>	<u>160,060,000</u>

# ***DIVISION OF VETERANS' AFFAIRS***

## ***MISSION***

The core mission of the Division of Veterans' Affairs is to link veterans, members of the armed forces and their families and dependents to various economic, medical and social benefits and services available as the result of active duty military service. The Division's professional counseling staff prepares, presents and prosecutes claims including applications for monthly compensation and pension awards, education benefits, burial benefits, vocational rehabilitation training, health care, nursing home care, tax exemption and other services.

The Division is committed to fulfilling its statutory responsibility within the fiscal resources of its budget, and will continue to offer, through a network of community-based veterans counseling offices, accessible professional assistance to 1.1 million veterans and their dependents, as well as to thousands of New Yorkers currently on active military duty.

## ***ORGANIZATION AND STAFFING***

The Division is headed by the Director who is appointed by the Governor. The Division's central office is in Albany, with regional and claims processing offices in New York City and Buffalo. The Division maintains a network of 69 local points of access, both full-time and itinerant, where the veteran's community can obtain information and assistance from the Division's veterans counseling staff.

The Division maximizes its presence in the veterans community by establishing office locations that are readily accessible to veterans, such as United States Department of Veterans Affairs (VA) medical centers and community outpatient clinics, providing veterans seeking medical care an opportunity to also secure counseling assistance at a single location. These locations provide a collateral benefit for the agency, which is provided free office space, thereby reducing costs associated with securing rented office space.

To further expand its outreach and accessibility, more than half of the Division's State veterans counselors are assigned to multiple offices, providing direct, local services in a greater number of communities throughout the State. In 2009-10, mobile counseling services will be provided, further expanding services to veterans and their families.

## ***BUDGET HIGHLIGHTS***

The Executive Budget recommends **\$17.7 million in All Funds** (\$15.2 million General Fund; \$2.5 million Other Funds) in new appropriations for the Division of Veterans' Affairs. This is a net decrease of **\$3.0 million** from the 2008-09 Budget. This net change reflects the expiration of the Merchant Marines Program, offset by \$1.0 million for expanded counseling services and the restoration of the temporary reductions to the Blind Veterans Annuity.

The Executive Budget recommends a **staffing level of 112** for the Division of Veterans Affairs, an increase of four full time positions from 2008-09.

## **VETERANS' AFFAIRS**

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### **PROGRAM HIGHLIGHTS**

The largest of the Division of Veterans' Affairs three principal programs is the Veterans' Counseling Program. In State fiscal year 2009-10, new claims for Federal benefits that provide direct, economic (and generally recurring) assistance to veterans and their families, are expected to exceed the \$79 million in VA payments for compensation and pension for disabled and low-income veterans and dependents paid during 2007-08.

Similarly, claims filed and awards issued during the current 2009 calendar year are on a pace to match or exceed those of recent years. The Division of Veterans' Affairs' VA accredited counseling staff is responsible for securing and maintaining a substantial portion of the \$1.25 billion in Federal VA benefits paid annually to veterans and dependents in New York State. The Division, in collaboration with other State, Federal, local and not-for-profit agencies, continued its efforts to assist returning active duty military personnel in 2008. In July 2008, the Division of Veterans' Affairs together with the Division of Military and Naval Affairs and the Office of Mental Health added behavioral health screening for Post Traumatic Stress Disorder (PTSD) and Traumatic Brain Injury to the informational outreach programs throughout the State for returning Guard units and their families. This provides the Division an opportunity to disseminate information about benefits and familiarize veterans and their families with services offered by the Agency's counseling staff.

The Division is involved in the National Policy Academy for returning veterans; a public-private collaborative aimed at developing strategies to improve services provided to returning veterans needing assistance with human, social and economic challenges. Through the National Policy Academy, the New York State team has explored new approaches for helping returning veterans and their families address problems and concerns in such areas as finances and insurance, family relationships, health and mental health care, substance abuse issues, employment and complex medical injuries. The team's recommendation has led to a consolidated plan to better serve veterans and their families. The development of a comprehensive strategy to help returning veterans and their families has been one of the Division's highest priorities.

The Division also partners with the New York State Department of Health and the State University of New York at Stony Brook to assist veterans and eligible dependents in gaining admission to the State Veterans Home Program that operates five long-term healthcare facilities around the State.

State Veterans Counselors – each a veteran – also assist veterans in accessing the VA's network of health care, State veterans' homes and nursing homes, as well as local public assistance and private venues that offer programs or services.

The Division is now being fully hosted by the Office of General Services, which provides various administrative and information technology functions for the Division.

### **VETERANS' EDUCATION PROGRAM**

The Veterans' Education Program staff – located in Albany and New York City – investigates and certifies post-secondary educational and vocational institutions as providing legitimate and quality education for veterans seeking to utilize their Federal education benefits to attend such facilities. The Veterans Education Bureau also is responsible for approving on-the-job training and apprenticeship programs. The Office of General Services provides administrative support for this program.

**BLIND ANNUITY PROGRAM**

The Blind Annuity Program provides visually impaired veterans and eligible un-remarried surviving spouses an annual annuity paid in monthly installments. The statute creating the annual adjustment provides for an increase of one to four percent each year. The Division of Veterans' Affairs processes applications and authorizes awards with administrative support provided by the Office of General Services. Currently there are more than 4,500 annuitants receiving benefits.

**SUPPLEMENTAL BURIAL BENEFIT PROGRAM**

Families of members of the armed forces killed in combat or who die while serving in a hostile theater of operation are eligible for a Supplemental Burial Benefit, established in 2003 under the Governor's Patriot Plan II, that provides a maximum reimbursement of \$6,000 to defray funeral and burial expenses. The Division processes applications and authorizes payment of the benefit to qualified individuals responsible for burial costs.

**GOLD STAR PARENT ANNUITY**

Awards annual annuities to parents of veterans who are identified as "Gold Star Parents" in the amount of \$500 per parent, not to exceed \$1000 per veteran. Any Gold Star Parent, who is the parent of a deceased veteran, and a resident of New York State with an income at or below 200 percent of the Federal poverty level, shall be eligible for the annuity.

**ALL FUNDS  
APPROPRIATIONS  
(dollars)**

<b>Category</b>	<b>Available 2008-09</b>	<b>Appropriations Recommended 2009-10</b>	<b>Change</b>	<b>Reappropriations Recommended 2009-10</b>
State Operations	8,868,000	9,261,000	393,000	5,121,000
Aid To Localities	11,845,550	8,446,000	(3,399,550)	614,000
Capital Projects	0	0	0	0
<b>Total</b>	<b>20,713,550</b>	<b>17,707,000</b>	<b>(3,006,550)</b>	<b>5,735,000</b>

**ALL FUND TYPES  
PROJECTED LEVELS OF EMPLOYMENT BY PROGRAM  
FILLED ANNUAL SALARIED POSITIONS**

**Full-Time Equivalent Positions (FTE)**

<b>Program</b>	<b>2008-09 Estimated FTEs 03/31/09</b>	<b>2009-10 Estimated FTEs 03/31/10</b>	<b>FTE Change</b>
Administration			
General Fund	7	7	0
Higher Education			
Special Revenue Funds - Federal	12	12	0
Veteran Counseling Services Program			
General Fund	89	93	4
<b>Total</b>	<b>108</b>	<b>112</b>	<b>4</b>

# VETERANS' AFFAIRS

## STATE OPERATIONS ALL FUNDS FINANCIAL REQUIREMENTS BY FUND TYPE APPROPRIATIONS (dollars)

<u>Fund Type</u>	<u>Available 2008-09</u>	<u>Recommended 2009-10</u>	<u>Change</u>
General Fund	6,902,000	7,295,000	393,000
Special Revenue Funds - Federal	1,966,000	1,966,000	0
Total	8,868,000	9,261,000	393,000

Adjustments:

Transfer(s) From			
Special Pay Bill			
General Fund	(424,000)		
Special Revenue Funds - Federal	(112,000)		
Appropriated 2008-09	8,332,000		

## STATE OPERATIONS ALL FUNDS FINANCIAL REQUIREMENTS BY PROGRAM APPROPRIATIONS (dollars)

<u>Program</u>	<u>Available 2008-09</u>	<u>Recommended 2009-10</u>	<u>Change</u>
Administration			
General Fund	922,000	941,000	19,000
Special Revenue Funds - Federal	85,000	0	(85,000)
Higher Education			
General Fund	136,000	0	(136,000)
Special Revenue Funds - Federal	1,881,000	1,966,000	85,000
Veteran Counseling Services Program			
General Fund	5,844,000	6,354,000	510,000
Total	8,868,000	9,261,000	393,000

## STATE OPERATIONS - GENERAL FUND SUMMARY OF PERSONAL SERVICE APPROPRIATIONS AND CHANGES 2009-10 RECOMMENDED (dollars)

<u>Program</u>	<u>Total</u>		<u>Personal Service Regular (Annual Salaried)</u>	
	<u>Amount</u>	<u>Change</u>	<u>Amount</u>	<u>Change</u>
Administration	786,000	19,000	786,000	19,000
Higher Education	0	(136,000)	0	(136,000)
Veteran Counseling Services Program	5,579,000	230,000	5,554,000	205,000
Total	6,365,000	113,000	6,340,000	88,000

<u>Program</u>	<u>Holiday/Overtime Pay (Annual Salaried)</u>	
	<u>Amount</u>	<u>Change</u>
Administration	0	0
Higher Education	0	0
Veteran Counseling Services Program	25,000	25,000
Total	25,000	25,000

# VETERANS' AFFAIRS

**STATE OPERATIONS - GENERAL FUND  
SUMMARY OF NONPERSONAL SERVICE AND MAINTENANCE UNDISTRIBUTED  
APPROPRIATIONS AND CHANGES  
2009-10 RECOMMENDED  
(dollars)**

Program	Total		Supplies and Materials	
	Amount	Change	Amount	Change
Administration	155,000	0	11,000	0
Veteran Counseling Services Program	775,000	280,000	120,000	70,000
Total	<u>930,000</u>	<u>280,000</u>	<u>131,000</u>	<u>70,000</u>

Program	Travel		Contractual Services	
	Amount	Change	Amount	Change
Administration	16,000	0	97,000	0
Veteran Counseling Services Program	139,000	20,000	266,000	0
Total	<u>155,000</u>	<u>20,000</u>	<u>363,000</u>	<u>0</u>

Program	Equipment	
	Amount	Change
Administration	31,000	0
Veteran Counseling Services Program	250,000	190,000
Total	<u>281,000</u>	<u>190,000</u>

**STATE OPERATIONS - OTHER THAN GENERAL FUND  
SUMMARY OF APPROPRIATIONS AND CHANGES  
2009-10 RECOMMENDED  
(dollars)**

Program	Total		Personal Service	
	Amount	Change	Amount	Change
Administration	0	(85,000)	0	(57,000)
Higher Education	1,966,000	85,000	1,161,000	57,000
Total	<u>1,966,000</u>	<u>0</u>	<u>1,161,000</u>	<u>0</u>

Program	Nonpersonal Service	
	Amount	Change
Administration	0	(28,000)
Higher Education	805,000	28,000
Total	<u>805,000</u>	<u>0</u>

**AID TO LOCALITIES  
ALL FUNDS FINANCIAL REQUIREMENTS BY FUND TYPE  
APPROPRIATIONS  
(dollars)**

Fund Type	Available 2008-09	Recommended 2009-10	Change
General Fund	11,345,550	7,946,000	(3,399,550)
Special Revenue Funds - Federal	500,000	500,000	0
Total	<u>11,845,550</u>	<u>8,446,000</u>	<u>(3,399,550)</u>

# VETERANS' AFFAIRS

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**AID TO LOCALITIES  
ALL FUNDS FINANCIAL REQUIREMENTS BY PROGRAM  
APPROPRIATIONS  
(dollars)**

<u>Program</u>	<u>Available 2008-09</u>	<u>Recommended 2009-10</u>	<u>Change</u>
Administration			
General Fund	2,373,820	799,000	(1,574,820)
Blind Veteran Annuity Assistance			
General Fund	5,622,014	5,720,000	97,986
Veteran Counseling Services Program			
General Fund	906,516	1,427,000	520,484
Special Revenue Funds - Federal	500,000	500,000	0
Community Projects			
General Fund	2,443,200	0	(2,443,200)
Total	<u>11,845,550</u>	<u>8,446,000</u>	<u>(3,399,550)</u>

# **WORKERS' COMPENSATION BOARD**

## **MISSION**

To protect the well-being of New York's labor force, most private and public sector employers in New York are required to carry workers' compensation and disability benefits insurance for their employees or demonstrate their ability to self-insure. The Workers' Compensation Board reviews claims for workers' compensation payments and assists in resolving disputed claims. In performing these responsibilities, the Board administers provisions of the following laws: the Workers' Compensation Law; the Disability Benefits Law; the Civil Defense Volunteers' Law; the Volunteer Firefighters' Benefit Law; and the Volunteer Ambulance Workers' Benefit Law.

## **ORGANIZATION AND STAFFING**

The Board is headed by a Chairperson selected by the Governor and includes 12 additional full-time members nominated by the Governor and confirmed by the Senate for seven-year terms. District offices are located in Albany, Binghamton, Brooklyn, Buffalo, Hauppauge, Hempstead, Manhattan, Peekskill, Queens, Rochester and Syracuse, with administrative offices in Albany. The Board has additional customer service centers located throughout the State.

## **BUDGET HIGHLIGHTS**

The Executive Budget recommends **\$217 million All Funds** for the Workers Compensation Board, all of which is funded from assessments on businesses. This is a decrease of **\$54 million** from the 2008-09 Budget. This net change primarily reflects elimination of a \$59.5 million contingency appropriation for the group self-insurance program. The Board will continue to have a **workforce of 1,533** positions in 2009-10, which is unchanged from 2008-09.

## **PROGRAM HIGHLIGHTS**

Over the past several years, New York has seen sweeping statutory reform in the workers' compensation system. Since then, benefits have increased while costs have decreased; injured workers are getting benefits faster; and fraud is being rooted out. Most recently, the Board's efforts have been dedicated to implementing these reforms, and an agenda of positive transformation within the Board. Both have dramatically sped up the resolution of disputed cases and significantly reduced the number of cases awaiting hearing. In the past, it took an average of over 200 days to resolve disputed claims. The goal set forth by the reform measure is to resolve these cases in 90 days, which the Board expects to meet.

In addition, the Board successfully resolved recent difficulties within the group self-insurance program. Legislation was enacted that ensures injured workers will continue to receive benefits, while maintaining self-insurance as an option for businesses across the State. The new law strengthens regulation of group self-insured trusts through regular review of trust finances by independent actuaries, heightened penalties for misconduct and new procedures to ensure that under-funded trusts become fully funded.

# WORKERS' COMPENSATION

## ALL FUNDS APPROPRIATIONS (dollars)

Category	Available 2008-09	Appropriations Recommended 2009-10	Change	Reappropriations Recommended 2009-10
State Operations	271,538,000	217,405,000	(54,133,000)	0
Aid To Localities	0	0	0	0
Capital Projects	0	0	0	0
Total	<u>271,538,000</u>	<u>217,405,000</u>	<u>(54,133,000)</u>	<u>0</u>

## ALL FUND TYPES PROJECTED LEVELS OF EMPLOYMENT BY PROGRAM FILLED ANNUAL SALARIED POSITIONS

### Full-Time Equivalent Positions (FTE)

Program	2008-09 Estimated FTEs 03/31/09	2009-10 Estimated FTEs 03/31/10	FTE Change
Disability Benefits			
Special Revenue Funds - Other	51	51	0
Systems Modernization			
Special Revenue Funds - Other	81	81	0
Workers Compensation			
Special Revenue Funds - Other	1,401	1,401	0
Total	<u>1,533</u>	<u>1,533</u>	<u>0</u>

## STATE OPERATIONS ALL FUNDS FINANCIAL REQUIREMENTS BY FUND TYPE APPROPRIATIONS (dollars)

Fund Type	Available 2008-09	Recommended 2009-10	Change
Special Revenue Funds - Other	271,538,000	217,405,000	(54,133,000)
Total	<u>271,538,000</u>	<u>217,405,000</u>	<u>(54,133,000)</u>

### Adjustments:

Transfer(s) From	
Special Pay Bill	
Special Revenue Funds - Other	(10,277,000)
Appropriated 2008-09	<u>261,261,000</u>

## STATE OPERATIONS ALL FUNDS FINANCIAL REQUIREMENTS BY PROGRAM APPROPRIATIONS (dollars)

Program	Available 2008-09	Recommended 2009-10	Change
Disability Benefits			
Special Revenue Funds - Other	8,217,000	7,339,000	(878,000)
Systems Modernization			
Special Revenue Funds - Other	40,978,000	34,116,000	(6,862,000)
Workers Compensation			
Special Revenue Funds - Other	222,343,000	175,950,000	(46,393,000)
Total	<u>271,538,000</u>	<u>217,405,000</u>	<u>(54,133,000)</u>

# WORKERS' COMPENSATION

**STATE OPERATIONS - OTHER THAN GENERAL FUND  
SUMMARY OF APPROPRIATIONS AND CHANGES  
2009-10 RECOMMENDED  
(dollars)**

<b>Program</b>	<b>Total</b>		<b>Personal Service</b>	
	<b>Amount</b>	<b>Change</b>	<b>Amount</b>	<b>Change</b>
Disability Benefits	7,339,000	(878,000)	3,924,000	(171,000)
Systems Modernization	34,116,000	(6,862,000)	5,298,000	(127,000)
Workers Compensation	175,950,000	(46,393,000)	82,358,000	1,142,000
Total	<u>217,405,000</u>	<u>(54,133,000)</u>	<u>91,580,000</u>	<u>844,000</u>

  

<b>Program</b>	<b>Nonpersonal Service</b>		<b>Maintenance Undistributed</b>	
	<b>Amount</b>	<b>Change</b>	<b>Amount</b>	<b>Change</b>
Disability Benefits	3,415,000	(707,000)	0	0
Systems Modernization	28,818,000	(6,735,000)	0	0
Workers Compensation	73,235,000	(7,650,000)	20,357,000	(39,885,000)
Total	<u>105,468,000</u>	<u>(15,092,000)</u>	<u>20,357,000</u>	<u>(39,885,000)</u>