

# **JUDICIARY**

## **2008-09 BUDGET REQUEST**

### **INTRODUCTION**

#### **THE UNIFIED COURT SYSTEM**

The Judiciary is one of the three branches of New York State Government. Article VI of the State Constitution establishes a Unified Court System, defines the organization and jurisdiction of the courts and provides for the administrative supervision of the courts by a Chief Administrator on behalf of the Chief Judge of the State of New York.

The objectives of the Judiciary are to: (1) provide a forum for the peaceful, fair and prompt resolution of civil claims and family disputes, criminal charges and charges of juvenile delinquency, disputes between citizens and their government, and challenges to government actions; (2) supervise the administration of estates of decedents, consider adoption petitions, and preside over matters involving the dissolution of marriages; (3) provide legal protection for children, mentally ill persons and others entitled by law to the special protection of the courts; and, (4) regulate the admission of lawyers to the Bar and their conduct and discipline.

The New York State court system is one of the largest and busiest in the Western World. It consists of nearly 1,300 state-paid judges, 2,300 town and village justices and approximately 17,000 nonjudicial employees. Pursuant to the Unified Court Budget Act, the cost of operating the Unified Court System, excluding town and village courts, is borne by the State.

#### **STRUCTURE AND JURISDICTION OF THE COURTS**

The Unified Court System is structured as follows:

##### **APPELLATE COURTS**

Court of Appeals  
Appellate Divisions  
of the Supreme Court  
Appellate Terms of the  
Supreme Court  
County Courts (acting as  
appellate courts)

##### **TRIAL COURTS OF SUPERIOR JURISDICTION**

Statewide:  
Supreme Court  
Court of Claims  
Family Court  
Surrogate's Court  
Outside New York City:  
County Court

##### **TRIAL COURTS OF LIMITED JURISDICTION**

New York City:  
Criminal Court  
Civil Court  
Outside New York City:  
City Courts  
District Courts  
Town Courts\*  
Village Courts\*

\*Locally funded courts

The jurisdiction of each court is established by Article VI of the Constitution or by statute. The Courts of Original Jurisdiction, or trial courts, hear cases in the first instance, and the appellate courts hear and determine appeals from the decisions of the trial courts.

## **JUDICIARY**

---

The Court of Appeals, the State's highest court, hears cases on appeal from the other appellate courts and, in some instances, from the Courts of Original Jurisdiction. The jurisdiction of the Court is established in section 3 of Article VI of the Constitution. In most cases, its review is limited to questions of law. The Court also reviews determinations of the Commission on Judicial Conduct.

There are four Appellate Divisions of the Supreme Court, one in each of the State's four judicial departments. The Appellate Divisions hear appeals from judgements or orders in civil and criminal cases. In the First and Second Departments, Appellate Terms have been established to hear appeals in criminal and civil cases determined in the Criminal and Civil Courts of the City of New York and civil and criminal cases determined in district, city, town, and village courts outside the City. In the Third and Fourth Departments, appeals from city, town and village courts are heard initially in the appropriate County Court.

The Supreme Court, which functions in each of the State's twelve judicial districts, is a trial court of unlimited, original jurisdiction, but it generally hears cases outside the jurisdiction of other courts. It exercises its civil jurisdiction statewide; in the City of New York and some other parts of the State, it also exercises jurisdiction over felony charges.

The Court of Claims is a statewide court having jurisdiction over claims for money damages against the state. Certain judges of the Court of Claims; i.e., judges appointed pursuant to paragraphs (b), (d), and (e) of subdivision 2 of section 2 of the Court of Claims Act, are assigned temporarily to the Supreme Court, primarily as trial justices in the criminal terms.

There are three county-level superior courts. The County Court is established in each county outside the City of New York. It is authorized to handle the prosecution of crimes committed within the county. In practice, however, arraignments and other preliminary proceedings on felonies, misdemeanors and minor offenses are handled by courts of limited jurisdiction, while the County Court presides over felony trials and supervises the Grand Jury. The County Court also has limited jurisdiction in civil cases with authority to entertain those involving contested amounts of up to \$25,000.

The Family Court is established in each county and in the City of New York. It has jurisdiction over matters involving children and families. Its caseload consists largely of proceedings involving support of dependent relatives, juvenile delinquency, child protection, persons in need of supervision, review and approval of foster-care placements, paternity determinations, and family offenses.

The Surrogate's Court is established in every county and hears cases involving the affairs of decedents, including the probate of wills and the administration of estates. Family Court and Surrogate's Court have concurrent jurisdiction in adoption proceedings.

The Civil Court of the City of New York tries civil cases involving amounts up to \$25,000 and other civil matters referred to it by the Supreme Court (pursuant to section 325 of the CPLR). It includes a Housing Part for landlord-tenant matters and housing code violations. It also includes a Small Claims Part and a Commercial Small Claims Part for matters not exceeding \$5,000.

The Criminal Court of the City of New York has jurisdiction over all violations, infractions and misdemeanor offenses committed within the City of New York, as well as pre-indictment processing in felony matters. Judges of the Criminal Court also act as arraigning magistrates and conduct preliminary hearings in felony cases.

There are four kinds of courts of limited jurisdiction outside the City of New York: District (established in Nassau County and in the five western towns of Suffolk County), City, Town and Village Courts. All have jurisdiction over minor criminal matters. They

also have jurisdiction over minor civil matters, including small claims and summary proceedings, although their monetary ceilings vary: \$15,000 in District and City Courts, and \$3,000 in Town and Village Courts.

The civil courts of limited jurisdiction in 31 counties are making use of compulsory arbitration with lawyer arbitrators to resolve minor civil disputes, that is, civil actions where the amount sought is \$6,000 or less in courts outside the City of New York and \$10,000 or less in courts in the City.

To address significant delays in the processing and resolution of criminal cases, the Unified Court System has undertaken an experimental reorganization of the courts of criminal jurisdiction within Bronx County. This initiative, commenced during 2004, consolidated the judicial and nonjudicial personnel resources of both the Criminal Court and the Supreme Court, Criminal Term to address both felony and misdemeanor caseloads. This reorganization has significantly reduced the backlog of misdemeanor matters in the Bronx and has shortened the time required to resolve cases. This consolidation of court parts has also resulted in various operating efficiencies with corresponding financial savings.

Over the past decade, the court system has been incorporating a variety of problem-solving strategies into mainstream court operations in the areas of Drug Treatment Courts, Integrated Domestic Violence Courts, Community Courts, Mental Health Courts and Sex Offense Courts. These problem-solving courts feature the active involvement of judges in collaboration with criminal justice, treatment and social services agencies. By addressing and seeking to resolve the underlying problems that bring people into the justice system, the courts have demonstrated that they can provide significant savings to state and local governments with regard to incarceration, public assistance and other societal costs.

## **ADMINISTRATIVE STRUCTURE OF THE UNIFIED COURT SYSTEM**

Section 28 of Article VI of the State Constitution provides that the Chief Judge of the Court of Appeals is the Chief Judge of the State and its chief judicial officer. The Chief Judge appoints a Chief Administrator of the Courts (who is called the Chief Administrative Judge of the Courts if the appointee is a judge) with the advice and consent of the Administrative Board of the Courts. The Administrative Board consists of the Chief Judge, as chair, and the Presiding Justices of the four Appellate Divisions of the Supreme Court.

The Chief Judge establishes statewide standards and administrative policies after consultation with the Administrative Board of the Courts and promulgates them after approval by the Court of Appeals.

The Chief Administrative Judge, on behalf of the Chief Judge, is responsible for supervising the administration and operation of the trial courts and for establishing and directing an administrative office for the courts, called the Office of Court Administration (OCA). In this task, the Chief Administrative Judge is assisted by an Administrative Director and Chief of Operations; a Deputy Chief Administrative Judge for Matrimonial Matters; two Deputy Chief Administrative Judges, who supervise the day-to-day operations of the trial courts in New York City and in the rest of the State, respectively; a Deputy Chief Administrative Judge for Justice Initiatives; a Deputy Chief Administrative Judge for Court Operations and Planning; and a Counsel, who directs the legal and legislative work of the Counsel's Office.

## **JUDICIARY**

---

The Office of Court Administration consists of operational divisions, with overall policy guidance and management directed by the Chief Administrative Judge, assisted by the Chief of Operations and the Administrative Director of the Courts. The Division of Human Resources is responsible for the administration of the Unified Court System's workforce diversity programs; labor management relations; career development services; employee benefits administration; and a broad range of personnel services dealing with job classification, compensation and examination issues. The Division of Financial Management coordinates the preparation and implementation of the Judiciary Budget and is responsible for payroll processing, as well as for promulgation of fiscal policies and procedures; revenue and expenditure monitoring, control and reporting; and the coordination of the fiscal aspects of the Court Facilities Aid Program. The Division of Technology is responsible for the development, implementation and oversight of all central and local automation and telecommunication services which support court operations and administrative functions. The Division of Court Operations provides centralized support for day-to-day court operations through its oversight of streamlining initiatives, procedural manual development and training programs, alternative dispute resolution programs and oversight of legal and records management services. The Division of Administrative Services provides a broad range of general support services to the courts including, but not limited to, central accounting and revenue management; attorney registration administration, centralized procurement, supply and printing, and professional development. The Division of Grants and Program Development supports the Unified Court System in the design, development, funding and evaluation of innovative, collaborative justice initiatives.

The services provided by these operational divisions are further supplemented by a Public Affairs Office which coordinates communications with other governmental entities, the press, public and bar. The Office of Court Research compiles UCS workload statistics for the courts, management and the public and conducts operational improvement studies. The Office of Justice Courts Support provides oversight of local Town and Village Courts. The Education and Training Office administers educational programs and oversees the operation of the Judicial Training Institute at Pace University. The Office of Public Safety administers the Judiciary's court security and disaster preparedness activities. The Inspector General's Office is responsible for the investigation and elimination of infractions of discipline standards, conflicts of interest, and criminal activities on the part of nonjudicial employees and persons or corporations doing business with the court system. Finally, an Office of Internal Affairs, reporting directly to the Chief Administrative Judge, conducts internal audits and investigations to support the attainment of management's long term goals and priorities.

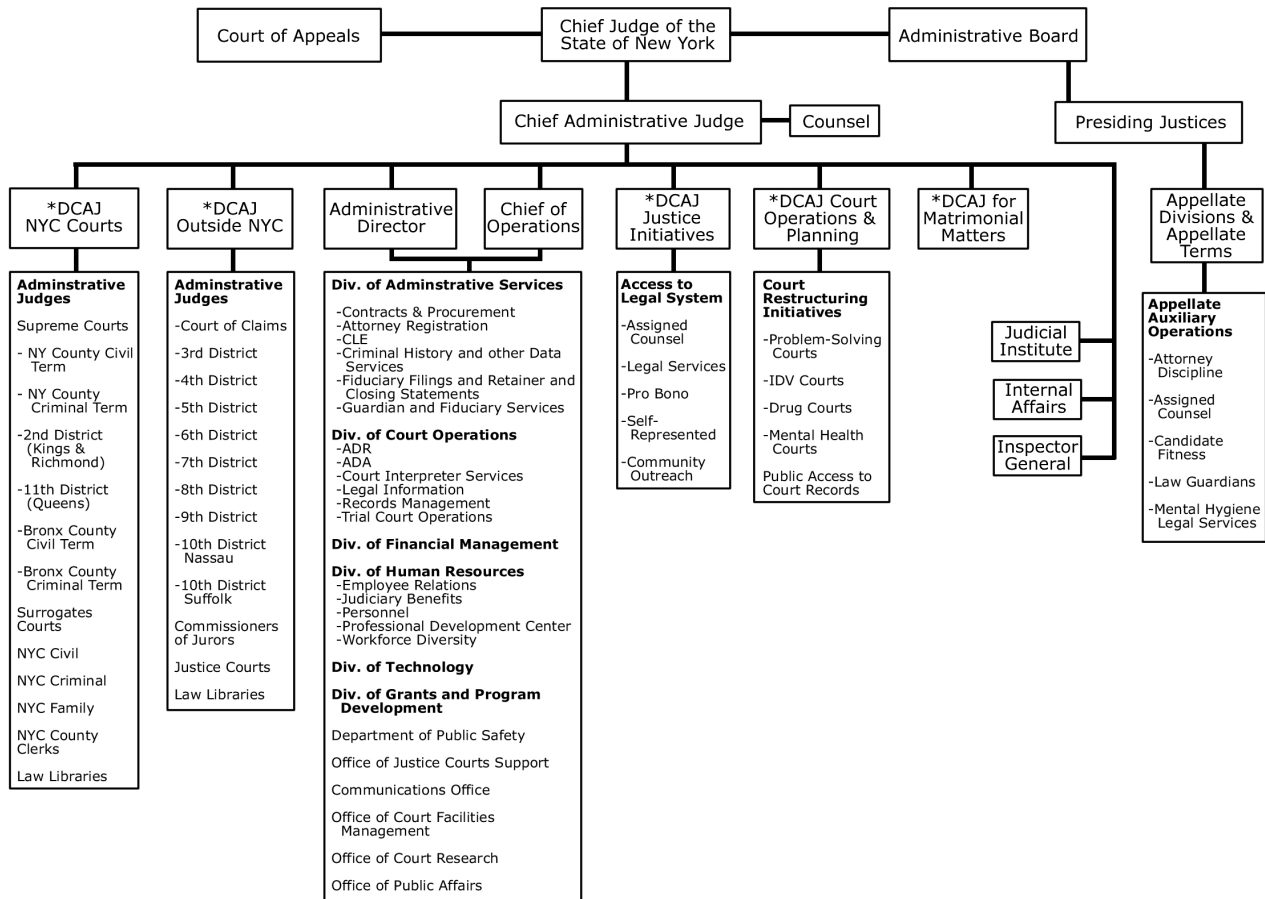
Counsel's Office prepares and analyzes legislation, represents the Unified Court System in litigation, and provides various other forms of legal assistance to the Chief Administrative Judge.

Responsibility for on-site management of the trial courts and agencies is vested with the Administrative Judges. Upstate, in each of the eight judicial districts established outside the City of New York, there is a District Administrative Judge who is responsible for all the courts and agencies operating within their respective districts except in the Tenth Judicial District, where a separate Administrative Judge is appointed for Nassau and Suffolk Counties. In the City of New York, Administrative Judges supervise each of the major trial courts, and the Deputy Chief Administrative Judge provides for management of the

complex of courts and court agencies within the City. The Administrative Judges manage not only court caseload, but are responsible as well for general administrative functions including personnel and budget administration.

The Appellate Divisions are responsible for the administration and management of their respective courts, and of the several Appellate Auxiliary Operations: Candidate Fitness, Attorney Discipline, Assigned Counsel, Law Guardians, and Mental Hygiene Legal Service.

**Unified Court System Administrative Structure**



\*DCAJ - Deputy Chief Administrative Judge

### **EXECUTIVE SUMMARY**

This budget requests the resources necessary for the New York State Judiciary to fulfill its constitutional duty to resolve all disputes brought before the courts in a fair and timely manner. The ongoing challenge is to fulfill this mission in the face of an ever-increasing caseload. In 2006, the total caseload of the New York courts again set a new record, with nearly 4.6 million new cases filed. Despite this workload, requests for new resources have been held to a minimum, as the courts continue to creatively and efficiently manage existing resources.

The Judiciary's General Fund State Operations and Aid to Localities request for fiscal year 2008-09 totals \$2.27 billion, an increase of approximately \$196.8 million, or 9.5% over the current year appropriation. The All Funds budget request totals \$2.52 billion, an increase of \$115.9 million, or 4.8%.

Nearly seven percent of the requested General Fund increase is attributable solely to funding for an increase in judicial compensation retroactive to April 1, 2005, the first increase in judicial salaries in nine years. Excluding funding for increased judicial compensation, the total General Fund increase is \$53.8 million, an increase of just 2.6% over the current year.

### **JUDICIAL SALARY REFORM**

As of January 2008, it will be a full nine years since the Judges of this State last received a salary increase. During that time, the compensation of New York's judges, measured by actual buying power, has plummeted to the bottom of the rankings of judicial compensation in the nation. New York's judges have gone longer than any other judges in the country without even a cost-of-living adjustment.

Since 1999, when judicial salaries were last adjusted, the cost of living has increased over 30%, and the salaries of many State employees have risen by over 33%.

This situation is palpably unfair, imposing real hardships on Judges and their families. New York's pattern of long periods without any adjustment in compensation, followed by large and politically difficult catch-up adjustments, is just poor public policy. After nine years of stagnant salaries, the very institution of the Judiciary is in danger.

The 2008-09 Judiciary budget includes \$143 million for increased judicial compensation retroactive to April 1, 2005. Equally important, a permanent mechanism for the regular adjustment of judicial salaries should be enacted promptly.

### **COURT WORKLOAD AND STAFFING RESOURCES**

Resources are also included in the Judiciary's budget request to address the court system's operational needs. The 4,546,080 new cases filed in the New York State courts in 2006 represent an increase of 6% over the previous year, and an increase of over 25% since 1996. In 2006, case dispositions also reached an all-time high of 4,157,643, a 9% increase over 2005.

The work of the Family Courts continues its steady growth. At the same time that the number of new cases is increasing, the Family Courts must also comply with additional statutory mandates imposed by the State's Permanency Planning Legislation and the Federal Adoption and Safe Families Act.

Felony criminal cases in the Supreme and County Courts have also increased, with a growth of 7% over 2005. Within the Criminal Courts, caseload growth in the Integrated Domestic Violence (IDV) parts has been particularly significant. New cases increased 31% (from 11,679 to 15,265) in 2006, and the number of families involved in those cases increased 24% (from 2,324 to 2,875) as the number of IDV parts has continued to increase.

Growth in new cases was most dramatic in the City and District Courts which have experienced, over the past few years, a sharp increase in no-fault auto insurance and consumer credit debt cases. While each individual case is not major or complex, in the aggregate these cases impose a significant and growing burden on the courts.

In response to this ever-mounting workload, the Judiciary will continue to make the most effective and efficient use of its existing resources. It has, however, become apparent that limited staffing increases are necessary. Accordingly, this budget request includes funding to fill 100 existing vacancies and to establish 139 new court operations positions. This funding will be used for additional staff in the most burdened courts, primarily the Family Courts and the City and District Courts, as well as for additional court security staff and staff to implement the Judiciary's expanded support of the Local Justice Courts.

## **LOCAL JUSTICE COURTS**

New York State's Justice Courts—comprising nearly 1,300 town and village courts, presided over by nearly 2,000 judges—is a critical part of the State's justice system. Collectively, these courts handle approximately two million proceedings annually, and collect well over \$2 million in fines and fees each year.

While the town and village courts are locally funded, staffed and administered, they are constitutionally part of the Unified Court System (UCS) and are an essential element of the State's justice system. Over the years, the State Judiciary has provided increasing assistance and support to these important local courts.

A milestone in the relationship between the State Judiciary and the local Justice Courts occurred in November 2006, with the issuing of the Office of Court Administration's Action Plan for the Justice Courts. The Action Plan, developed in consultation with an advisory committee that included town and village court judges and leaders of the New York State Magistrates Association, set forth a comprehensive series of steps that the State Judiciary would take, within the existing legal structure of the Justice Courts, to ensure that these courts and their Justices have the training, resources, and other assistance necessary to fulfill the pivotal role the Justice Courts play in New York's justice system.

Using fiscal year 2007-08 resources provided by the Legislature, the Judiciary has been implementing key provisions of the Action Plan. Among the steps already taken or currently underway are:

- Supervising judges have been appointed in all judicial districts to oversee the Justice Courts;
- Recording equipment is being installed, at State expense, to ensure for the first time the electronic recording of all Justice Court proceedings;
- The training curriculum for local Justices has been revised and expanded;
- Teams of specially trained court officers are conducting on-site security and physical assessments, providing written reports and recommendations to the local courts;
- UCS has undertaken direct responsibility for providing automation services to the Justice Courts, is integrating these courts into the UCS email system, and has expanded the on-line legal research capabilities available to these courts;

## **JUDICIARY**

---

- The Town and Village website has been significantly expanded and enhanced;
- With the assistance of the Executive Branch, a Justice Court credit card system for the payment of fees and fines is being implemented at no cost to local governments or litigants;
- The local assistance program for Town and Village Courts has been expanded to provide increased financial aid for facility-related projects, particularly those which enhance the security of these local courts;
- On a pilot basis, a remote court interpreting pilot is being initiated in selected Justice Courts, with UCS staff interpreters providing interpreting services by telephone; and
- The Office of Court Administration has expanded its auditing staff to enhance its capacity to audit the Justice Courts.

The 2008-09 Judiciary budget includes a total of \$17 million to address the needs of these local courts, an increase of \$7 million over the current year. This sum includes \$12 million in General Fund State Operations appropriations and \$5 million in Local Assistance funding. The additional funds requested are necessary to annualize the staffing and ongoing operating costs initiated in the current year and to provide additional staffing and equipment that will be needed to continue the efforts now underway.

### ***FAMILY JUSTICE REFORM***

Some of the most sensitive and complex cases in the court system are those heard by the Family Court. The difficulty of adjudicating these cases is compounded by the fact that many Family Court litigants are self-represented.

Finding ways of better serving families in crisis has been an ongoing priority of the New York Judiciary, and a number of successful Family Court reforms have been implemented over the years. This budget request seeks funds to further assist these families through the use of case management techniques that have proven successful for other case types. Family services coordinators would be assigned to ensure that cases progress in accordance with judicial orders and family service plans. These social work/mental health professionals would utilize screening tools to assess families and to provide the Court with information critical in tailoring orders that appropriately address the specific and unique needs of each family. The family services coordinators would maintain contact with the families between court appearances, tracking progress and compliance with Court orders, appraising the Court of progress or problems and helping to prepare the parties for their next court date. The goal is to make each court appearance as effective and meaningful as possible, to eliminate unnecessary, unproductive court appearances, and to free judges to concentrate on the resolution of legal issues.

In addition to these case management services, family law resource centers would be established to provide self-represented litigants with free, limited-scope legal representation and procedural assistance.

The 2008-09 budget includes a total \$1.8 million to address these new Family Justice initiatives. The initiatives would be introduced in the Kings Family Court, the busiest Family Court in New York State, with approximately 16,000 custody and visitation and 4,000 child protective cases annually.



**PUBLIC SAFETY**

Security and emergency preparedness for the courts, as for all government institutions, have become an integral part of our daily operations and planning.

In 2005, a Task Force on Court Security was convened to make recommendations for enhancing the security of New York’s courts. Its recommendations were intended to ensure that security personnel are effectively trained, equipped and deployed, that appropriate and standardized public safety procedures are implemented, that courthouses and other justice system facilities are designed and maintained in a manner which facilitates safety against any foreseeable risk and to improve the court system’s capabilities to quickly and adequately respond to emergencies of any type. Implementation of the Task Force’s recommendations is ongoing.

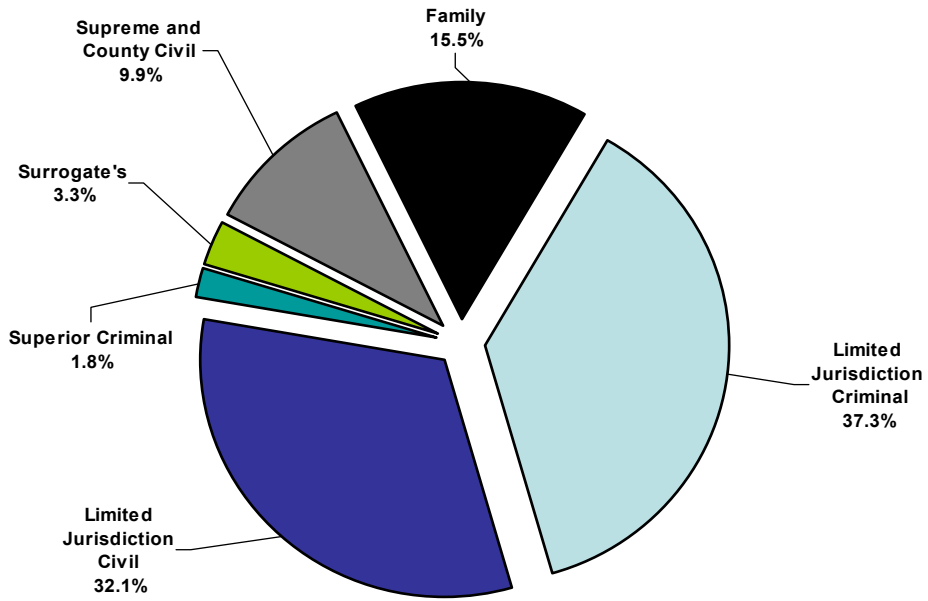
The Judiciary is also continuing its assessment of the security arrangements in each court facility of the State, and where appropriate, locally-furnished court security personnel provided pursuant to contract with the county sheriff or city police is being replaced with UCS trained and paid court security staff. During fiscal 2008-09, it is anticipated that additional conversions will be undertaken in various locales.

In recognition of the importance played by security services in overall court operations, and for purposes of budgeting transparency, the UCS resources that are committed to public safety have now been consolidated into their own budget component. This budget includes a total of \$321 million for personal service costs, for local government security contracts and other nonpersonal services related to the Judiciary’s public safety programs. The requested amount represents an increase of \$.5 million over current year resources. The total includes \$2 million to continue implementation of the recommendations of the Task Force on Court Security. Funding for additional security staffing resources is also included in the trial court maintenance undistributed portion of the budget request.

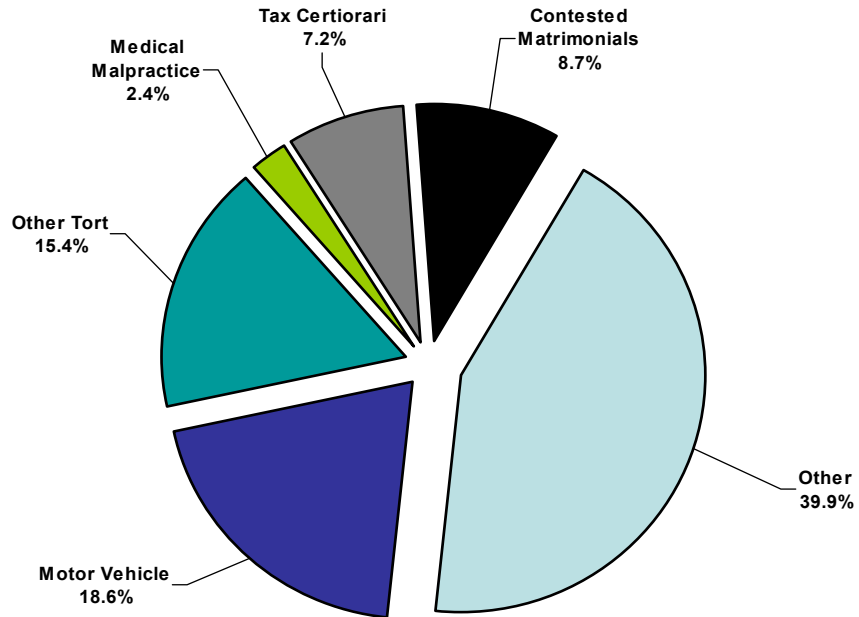
**COURT SYSTEM WORKLOAD**

Trial Court Proceeding Type	2005 Filings	2006 Filings	Change	% Change
Supreme and County Criminal	74,412	80,210	5,798	8%
Criminal Court of the City of New York	872,927	854,918	(18,009)	-2%
City and District Courts Outside New York City	769,870	784,518	14,648	2%
Parking Tickets	147,870	154,139	6,269	4%
Criminal Total	1,865,079	1,873,785	8,706	0%
Supreme Court Civil	402,318	408,756	6,438	2%
Civil Court of the City of New York	820,355	969,654	149,299	18%
City and District Courts Outside New York City	325,149	361,475	36,326	11%
County Courts Civil	30,812	27,532	(3,280)	-11%
Court of Claims	1,591	1,482	(109)	-7%
Small Claims Assessment Review	51,527	78,057	26,530	51%
Civil Total	1,631,752	1,846,956	215,204	13%
Family Courts	665,970	680,791	14,821	2%
Surrogate Courts	145,492	144,548	(944)	-1%
Grand Total	<u>4,308,293</u>	<u>4,546,080</u>	<u>237,787</u>	<u>6%</u>

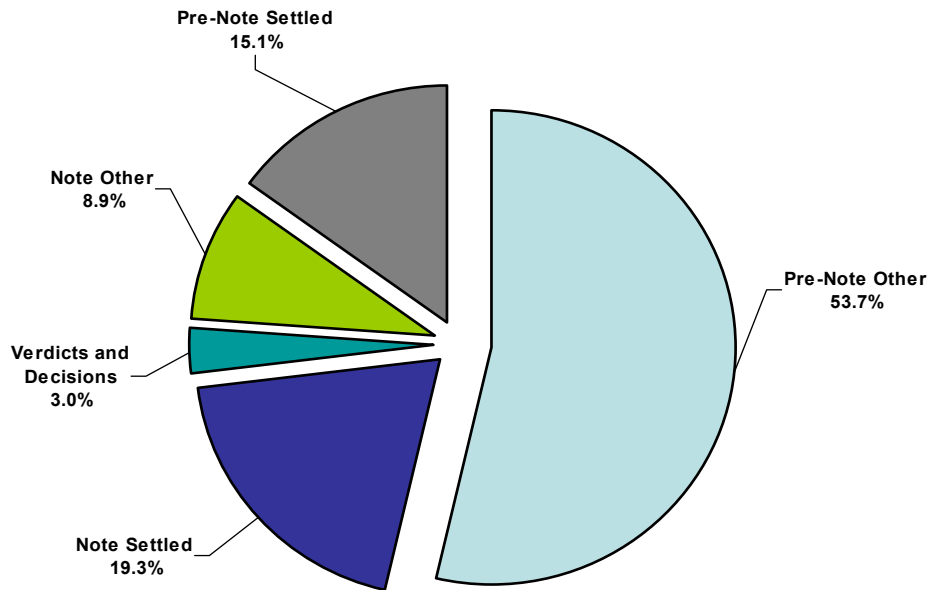
**Trial Court Filings by Case Type - 2006**



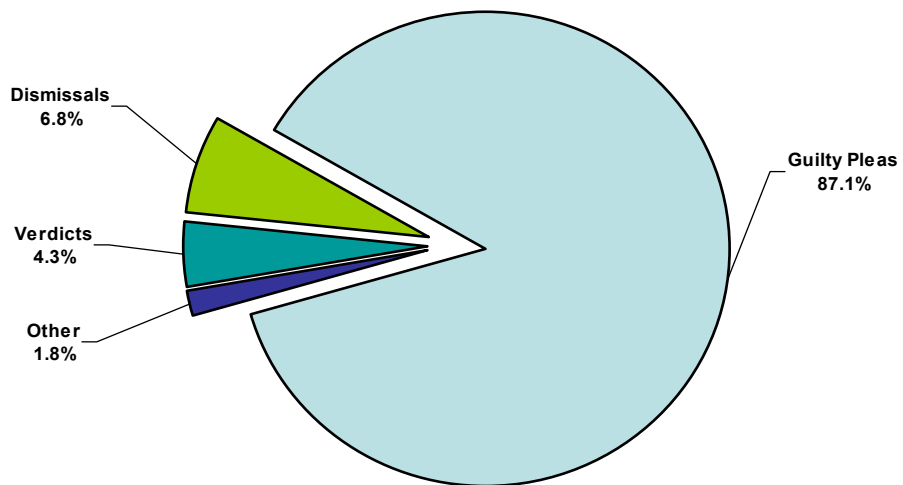
**Supreme Civil Filings by Case Type - 2006**



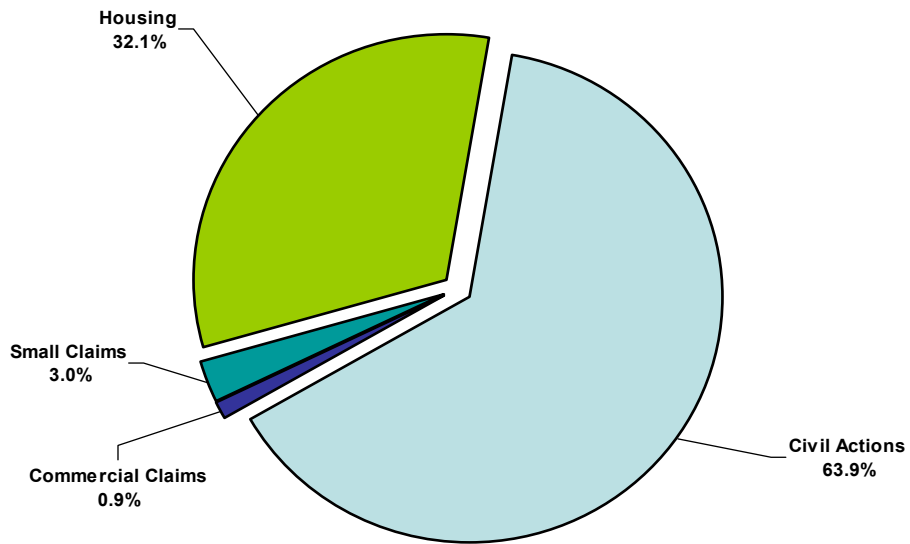
Supreme Civil Dispositions by Type - 2006



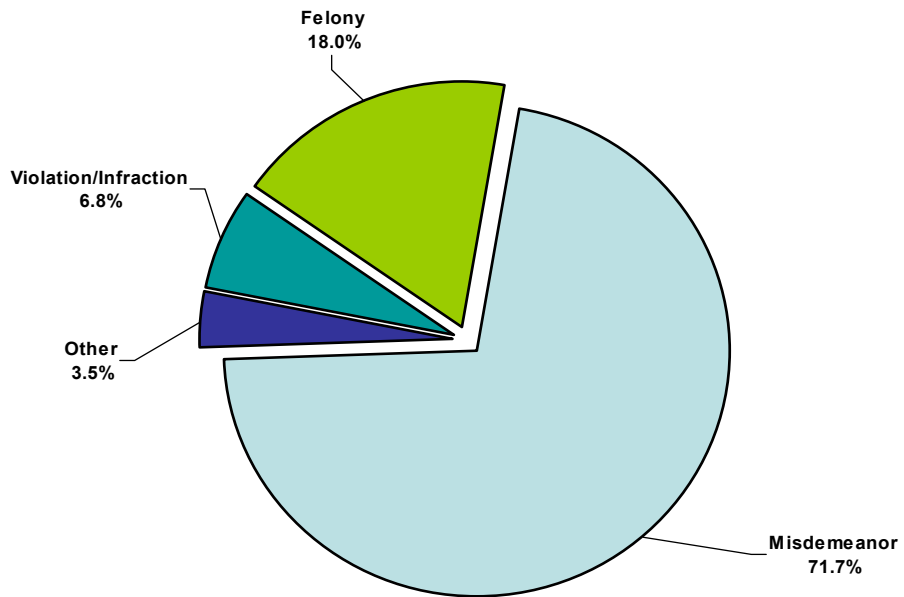
Supreme Criminal Felony Dispositions - 2006



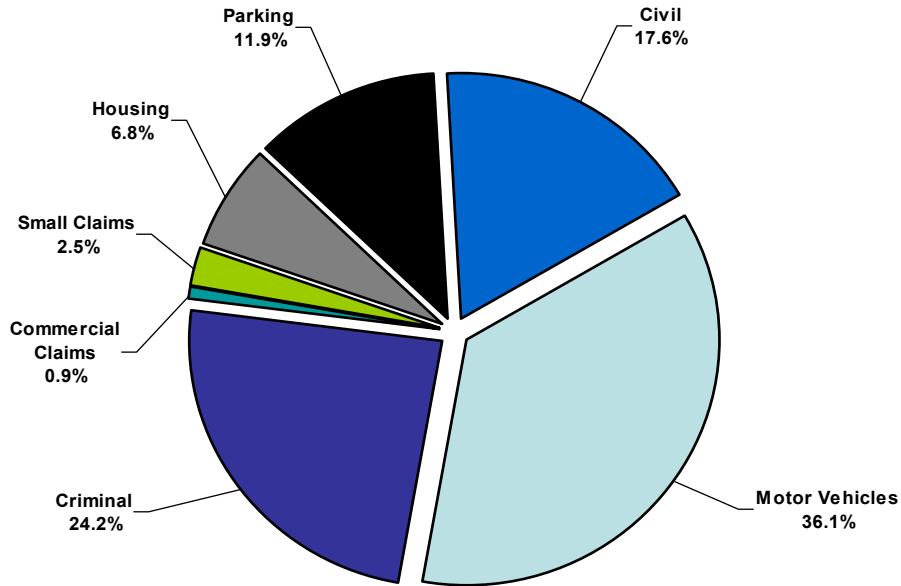
**NYC Civil Court Filings by Case Type - 2006**



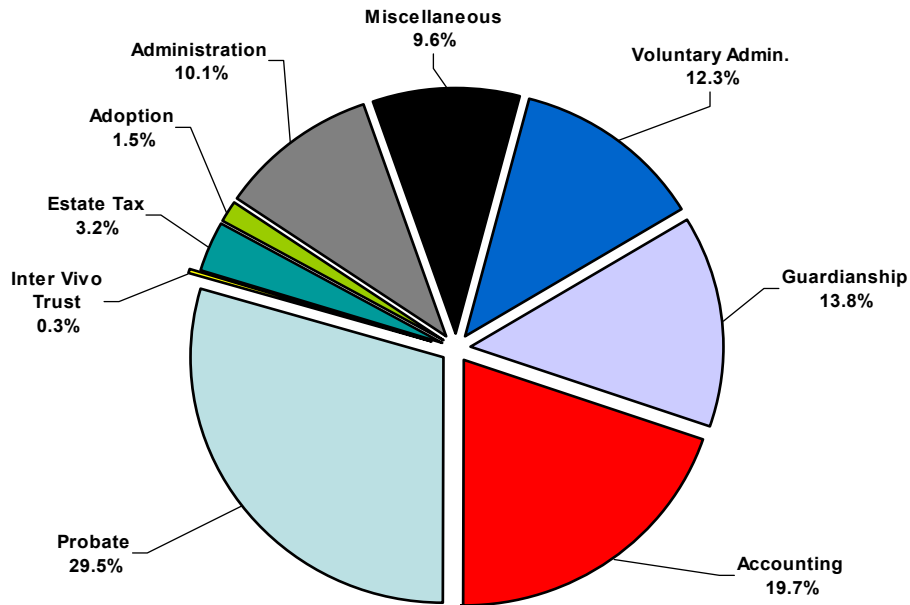
**NYC Criminal Court Filings by Case Type - 2006**



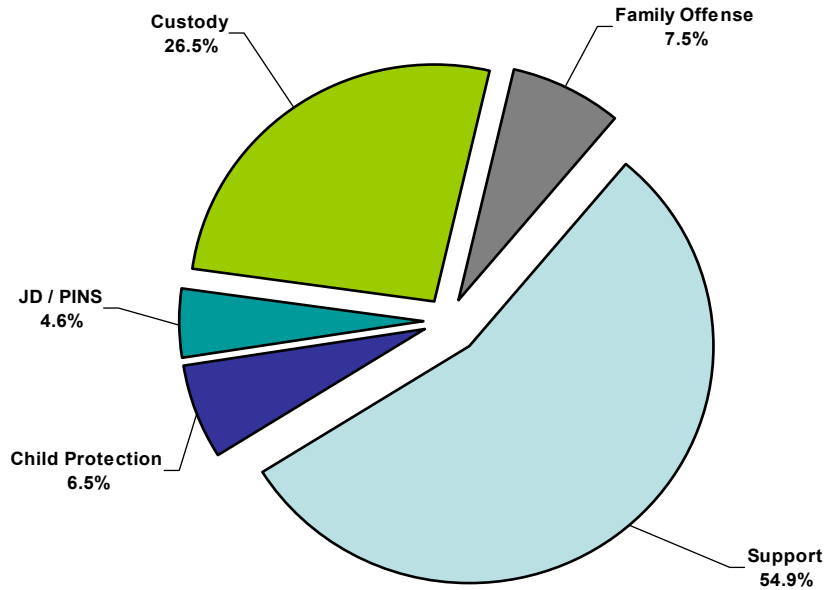
City and District Court Filings by Case Type - 2006



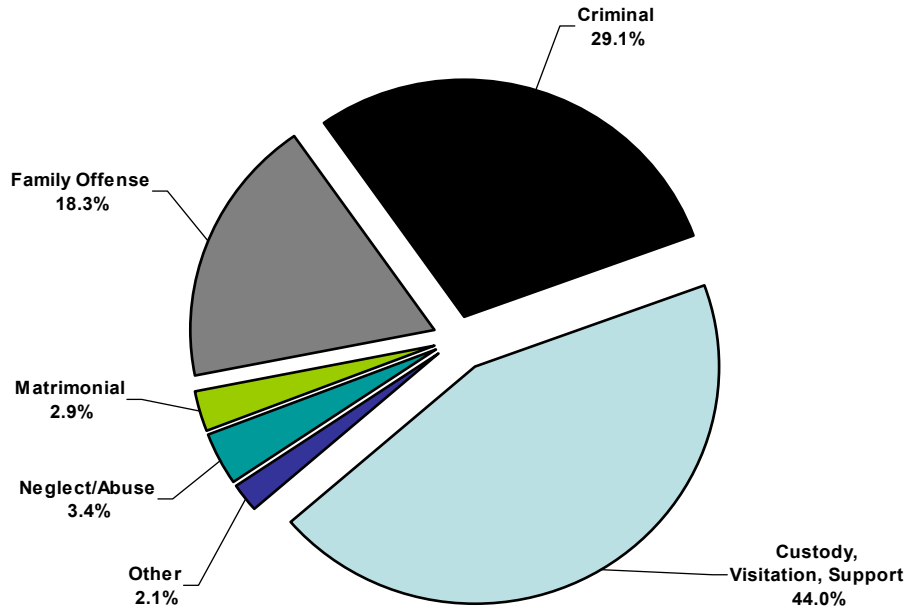
Surrogate's Court Filings by Case Type - 2006



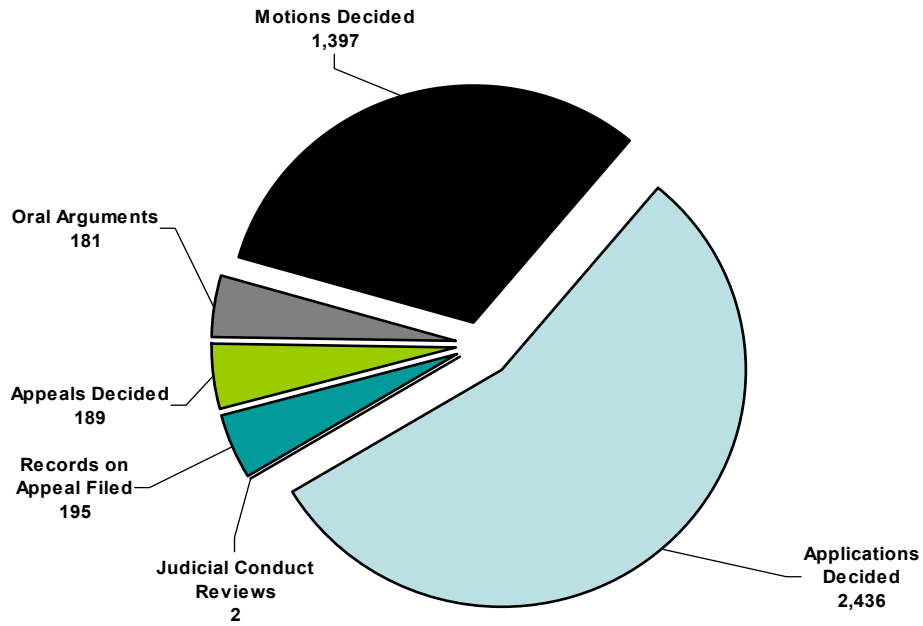
**Family Court Filings by Case Type - 2006**



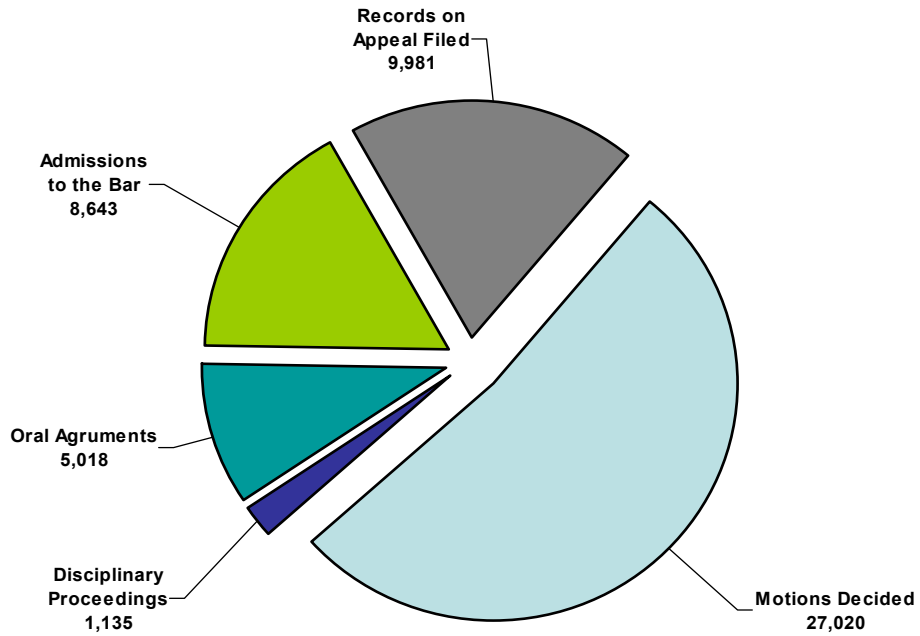
**Integrated Domestic Violence Filings by Case Type - 2006**



**Caseload Activity in the Court of Appeals - 2006**



**Caseload Activity in the Appellate Divisions - 2006**



### **2008-09 BUDGET REQUEST**

The budget request for the Judiciary General Fund State Operations and Aid to Localities for fiscal year 2008-09 totals \$2.27 billion, an increase of \$196.8 million, or 9.5% over the current year appropriation. The All Funds Court and Agency portion of the request, including General Fund resources, is \$2.52 billion, an increase of \$115.9 million, or 4.8%.

#### **ANALYSIS OF CHANGE**

The components of the Judiciary's 2008-09 General Fund State Operations and Aid to Localities budget increase of \$196.8 million are as follows:

- \$143 million for increased judicial compensation retroactive to April 1, 2005, including \$32.7 million for 2005-06, \$36.3 million for 2006-07 and \$37 million each for fiscal years 2007-08 and 2008-09.
- \$6.7 million in net increases for increments, longevity bonuses, and other mandated collective bargaining costs.
- \$3.1 million for partial year funding for a total of 139 essential new positions, primarily public safety and other court operations positions in the Family, City and District Courts.
- \$9.8 million to annualize the costs of essential current year employment increases, including approved conversions from local to state-paid security.
- \$2.5 million for partial year funding for essential employment target increases in fiscal year 2008-09.
- \$.8 million in overtime increases, primarily attributable to public safety-related positions.
- \$2.0 million reflective of the annualized cost of temporary service positions created in the current year, positions created in response to the mandates of chapter 7 of the Laws of 2007 (civil confinement of sexual predators).
- \$2.4 million in legal research increases reflecting the terms of the recently negotiated contract with West Publishing.
- \$1.9 million in travel and training increases, due in significant part to expansion of judicial training seminars.
- \$5.5 million in real estate rental costs, the largest component of which reflects the transfer of the lease for 25 Beaver Street in New York City from the budget of the Office of General Services to the Judiciary budget.
- \$1.1 million attributable to data processing telecommunication cost increases reflective of the ongoing expansion of CourtNet, the Judiciary's statewide computer network.
- \$7.9 million in Law Guardian representation costs, including \$5 million attributable to the anticipated impact of the attorney caseload caps as provided by chapter 626 of the Laws of 2007.
- \$6.4 million in State Operations funds to allow for continued implementation of the Action Plan for Town and Village Courts.
- \$1.8 million for Family Justice initiatives, including funding for the establishment of up to thirty-five Family Court caseload coordinator positions at various pilot sites around the State.



- (\$1.0) million reflecting a year-to-year reduction in equipment purchases.
- (\$1.2) million offset for non-recurring contractual services costs.
- \$1.0 million increase in employee fringe benefit costs, attributable primarily to increased employer social security contributions.
- \$2.3 million in other nonpersonal service increases attributable to general inflation and mandatory contractual increases.

***THE JUDICIARY BUDGET - 2008-09***

The following is a summary of the 2008-09 fiscal requirements of the Judiciary including the legislative appropriation bill and financial plan in support of the budget proposals.

# JUDICIARY

**Unified Court System  
2008-2009 Budget Request  
All Funds Appropriation Requirements  
Major Purpose/Fund Summary**

Category / Fund / Major Purpose	2007-2008	2008-2009	Change
<b><u>Court &amp; Agency Operations:</u></b>			
<i>Courts of Original Jurisdiction</i>	1,401,218,437	1,441,354,667	40,136,230
<i>Court of Appeals</i>	14,925,900	15,364,793	438,893
<i>Appellate Court Operations</i>	67,593,485	69,695,336	2,101,851
<i>Appellate Auxiliary Operations</i>	102,117,345	110,982,991	8,865,646
<i>Administration &amp; General Support</i>	22,528,962	23,518,525	989,563
<i>Judiciary Wide Maintenance Undistributed</i>	4,919,541	148,110,717	143,191,176
<b><i>Court &amp; Agency Operations - General Fund Total</i></b>	<b>1,613,303,670</b>	<b>1,809,027,029</b>	<b>195,723,359</b>
<hr/>			
<b><u>Special Revenue Fund – Federal</u></b>	8,800,000	9,100,000	300,000
<b><u>Special Revenue Fund – Other</u></b>			
<i>NYC County Clerks Operations Offset Fund</i>	23,215,213	22,415,168	(800,045)
<i>Judiciary Data Processing Offset Fund</i>	16,186,209	16,511,267	325,058
<i>Miscellaneous Special Revenue</i>	6,500,000	1,500,000	(5,000,000)
<i>Attorney Licensing Fund</i>	23,263,533	23,636,470	372,937
<i>Indigent Legal Services Fund</i>	25,000,000	25,000,000	0
<i>Court Facilities Incentive Aid Fund</i>	2,118,623	2,058,336	(60,287)
<b><i>Court &amp; Agency Operations - All Funds Total</i></b>	<b>1,718,387,248</b>	<b>1,909,248,270</b>	<b>190,861,022</b>
<hr/>			
<b><u>General State Charges</u></b>			
<i>General Fund</i>	455,197,681	456,225,492	1,027,811
<i>Lawyers' Fund for Client Protection</i>	98,000	98,000	0
<i>Attorney Licensing Fund</i>	4,306,931	4,306,931	0
<i>Court Facilities Incentive Aid Fund</i>	442,772	442,772	0
<i>New York City County Clerks' Offset Fund</i>	5,272,969	5,272,969	0
<i>Judiciary Data Processing Offset Fund</i>	3,703,156	3,703,156	0
<b><i>General State Charges - All Funds Total</i></b>	<b>469,021,509</b>	<b>470,049,320</b>	<b>1,027,811</b>
<hr/>			
<b><u>Lawyers' Fund for Client Protection</u></b>			
<i>Lawyers' Fund for Client Protection</i>	10,897,039	12,858,084	1,961,045
<b><i>Lawyers' Fund for Client Protection – Total</i></b>	<b>10,897,039</b>	<b>12,858,084</b>	<b>1,961,045</b>
<hr/>			
<b><u>Aid to Localities</u></b>			
<i>General Fund - Courts of Original Jurisdiction</i>	5,000,000	5,000,000	0
<i>Court Facilities Incentive Aid</i>	123,553,284	123,553,284	0
<b><i>Aid to Localities - All Funds Total</i></b>	<b>128,553,284</b>	<b>128,553,284</b>	<b>0</b>
<hr/>			
<b><u>Capital Projects</u></b>			
<i>General Fund</i>	77,900,000	0	(77,900,000)
<i>Special Revenue Funds</i>	0	0	0
<b><i>Capital Construction - All Funds Total</i></b>	<b>77,900,000</b>	<b>0</b>	<b>(77,900,000)</b>
<hr/>			
<b><i>Grand Total All Funds</i></b>	<b>2,404,759,080</b>	<b>2,520,708,958</b>	<b>115,949,878</b>

# JUDICIARY

**Unified Court System  
2008-2009 Budget Request  
All Funds Appropriation Requirements  
Major Purpose/Fund Summary  
(Fund Detail)**

<u>Category/Fund/Major Purpose</u>	<u>2007-2008 Available</u>	<u>2008-2009 Requested</u>	<u>Change</u>
<b><u>Court &amp; Agency Operations:</u></b>			
Courts of Original Jurisdiction			
General Fund	1,401,218,437	1,441,354,667	40,136,230
Special Revenue Funds	50,366,379	50,154,400	(211,979)
<b>Total - All Funds</b>	<b>1,451,584,816</b>	<b>1,491,509,067</b>	<b>39,924,251</b>
Court of Appeals			
General Fund	14,925,900	15,364,793	438,893
Special Revenue Funds	0	0	
<b>Total - All Funds</b>	<b>14,925,900</b>	<b>15,364,793</b>	<b>438,893</b>
Appellate Court Operations			
General Fund	67,593,485	69,695,336	2,101,851
Special Revenue Funds	0	0	
<b>Total - All Funds</b>	<b>67,593,485</b>	<b>69,695,336</b>	<b>2,101,851</b>
Appellate Auxiliary Operations			
General Fund	102,117,345	110,982,991	8,865,646
Special Revenue Funds	45,019,208	45,445,855	426,647
<b>Total - All Funds</b>	<b>147,136,553</b>	<b>156,428,846</b>	<b>9,292,293</b>
Administration & General Support			
General Fund	22,528,962	23,518,525	989,563
Special Revenue Funds	2,770,662	2,776,793	6,131
<b>Total - All Funds</b>	<b>25,299,624</b>	<b>26,295,318</b>	<b>995,694</b>
Judiciary Wide Maintenance Undistributed			
General Fund	4,919,541	148,110,717	143,191,176
Special Revenue Funds	6,927,329	1,844,193	(5,083,136)
<b>Total - All Funds</b>	<b>11,846,870</b>	<b>149,954,910</b>	<b>138,108,040</b>
<b><u>Court &amp; Agency Operations – Total</u></b>			
General Fund	1,613,303,670	1,809,027,029	195,723,359
Special Revenue	105,083,578	100,221,241	(4,862,337)
<b>Total - All Funds</b>	<b>1,718,387,248</b>	<b>1,909,248,270</b>	<b>190,861,022</b>
<b><u>General State Charges</u></b>			
General Fund	455,197,681	456,225,492	1,027,811
Special Revenue	13,823,828	13,823,828	0
<b>Total - All Funds</b>	<b>469,021,509</b>	<b>470,049,320</b>	<b>1,027,811</b>
<b><u>Lawyers' Fund for Client Protection</u></b>			
General Fund	0	0	
Special Revenue Funds	10,897,039	12,858,084	1,961,045
<b>Total - All Funds</b>	<b>10,897,039</b>	<b>12,858,084</b>	<b>1,961,045</b>
<b><u>Aid to Localities</u></b>			
General Fund	5,000,000	5,000,000	0
Special Revenue Funds	123,553,284	123,553,284	0
<b>Total - All Funds</b>	<b>128,553,284</b>	<b>128,553,284</b>	<b>0</b>
<b><u>Capital Projects</u></b>			
General Fund	77,900,000	0	(77,900,000)
Special Revenue Fund	0	0	0
<b>Total - All Funds</b>	<b>77,900,000</b>	<b>0</b>	<b>(77,900,000)</b>
<b>Grand Total - All Funds</b>	<b>2,404,759,080</b>	<b>2,520,708,958</b>	<b>115,949,878</b>

**Unified Court System  
2008-2009 Budget Request  
All Funds Disbursement Requirements  
(Millions \$)**

<b>Category / Fund</b>	<b>2007- 2008 Projected</b>	<b>2008- 2009 Projected</b>	<b>Change</b>
<b><u>Court &amp; Agency Operations:</u></b>			
<b>General Fund</b>	1,604.3	1,784.8	180.5
<b>Special Revenue Federal</b>	6.3	6.4	0.1
<b>Special Revenue Funds – Other</b>			
NYC County Clerks Operations Offset Fund	22.6	23.1	0.5
Judiciary Data Processing Offset Fund	15.9	16.4	0.5
Miscellaneous Special Revenue	24.2	25.1	0.9
Indigent Legal Services Fund	25.0	25.0	0.0
Court Facilities Incentive Aid Fund	1.6	1.7	0.1
Legal Services Assistance Fund	5.0	0.0	(5.0)
<b><i>Court &amp; Agency Operations - All Funds Total</i></b>	<b>1,704.9</b>	<b>1,882.5</b>	<b>177.6</b>
<b><u>General State Charges</u></b>			
General Fund	446.3	449.0	2.7
NYC County Clerks Operations Offset Fund	5.0	5.0	0.0
Judiciary Data Processing Offset Fund	3.5	3.5	0.0
Miscellaneous Special Revenue	4.1	4.1	0.0
Court Facilities Incentive Aid Fund	0.4	0.4	0.0
Lawyers' Fund for Client Protection	0.1	0.1	0.0
<b><i>General State Charges - All Funds Total</i></b>	<b>459.4</b>	<b>462.1</b>	<b>2.7</b>
<b><u>Lawyers' Fund for Client Protection</u></b>			
Lawyers' Fund for Client Protection	9.4	10.4	1.0
<b><i>Lawyers' Fund for Client Protection - Total</i></b>	<b>9.4</b>	<b>10.4</b>	<b>1.0</b>
<b><u>Aid to Localities</u></b>			
General Fund - Courts of Original Jurisdiction	2.5	7.0	4.5
Court Facilities Incentive Aid	110.0	115.0	5.0
<b><i>Aid to Localities - All Funds Total</i></b>	<b>112.5</b>	<b>122.0</b>	<b>9.5</b>
<b><u>Capital Projects</u></b>			
Courthouse Improvements	1.1	15.4	14.3
<b><i>Capital Construction - All Funds Total</i></b>	<b>1.1</b>	<b>15.4</b>	<b>14.3</b>
<b><i>All Funds Total</i></b>	<b>2,287.3</b>	<b>2,492.4</b>	<b>205.1</b>

