

***PUBLIC PROTECTION AND
GENERAL GOVERNMENT***

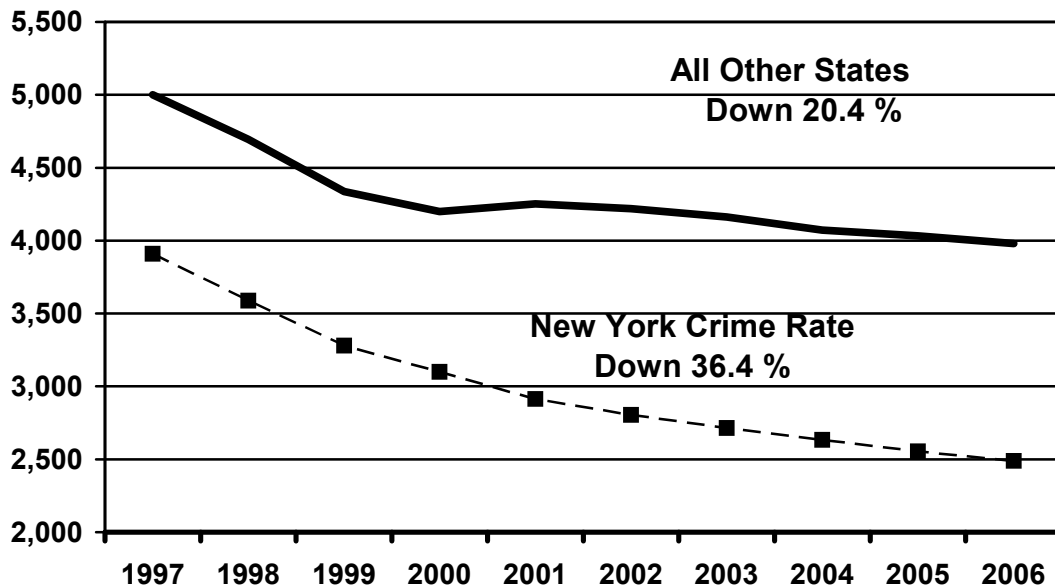
EXCELSIOR

OVERVIEW AND PERFORMANCE MEASURES

CRIMINAL JUSTICE

Crime in New York continues to decline steadily, and at a rate that continues to outpace the nation. New York is the fifth safest state in the nation, and the safest of all the large states.

Crime Rate per 100,000 Persons

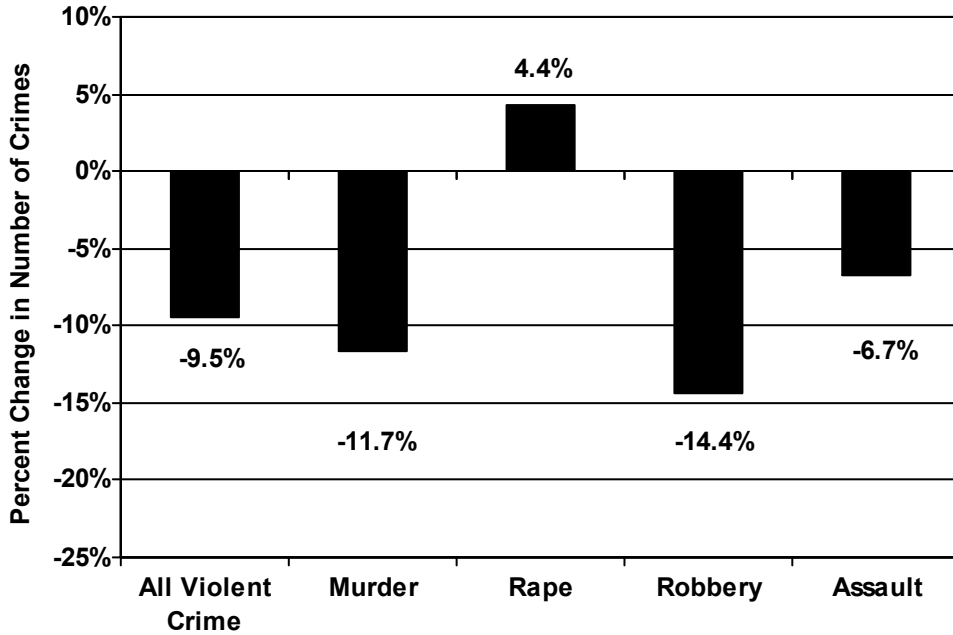


FIGHTING CRIME IN UPSTATE COMMUNITIES

In 2006, violent crimes in upstate New York were on the rise; yet, through the efforts of Operation IMPACT, during 2007 that trend has reversed. In the first 11 months of 2007, IMPACT resulted in nearly a 10 percent reduction in violent crime and an 18 percent reduction in violent crimes involving a firearm in the 17 IMPACT sites.

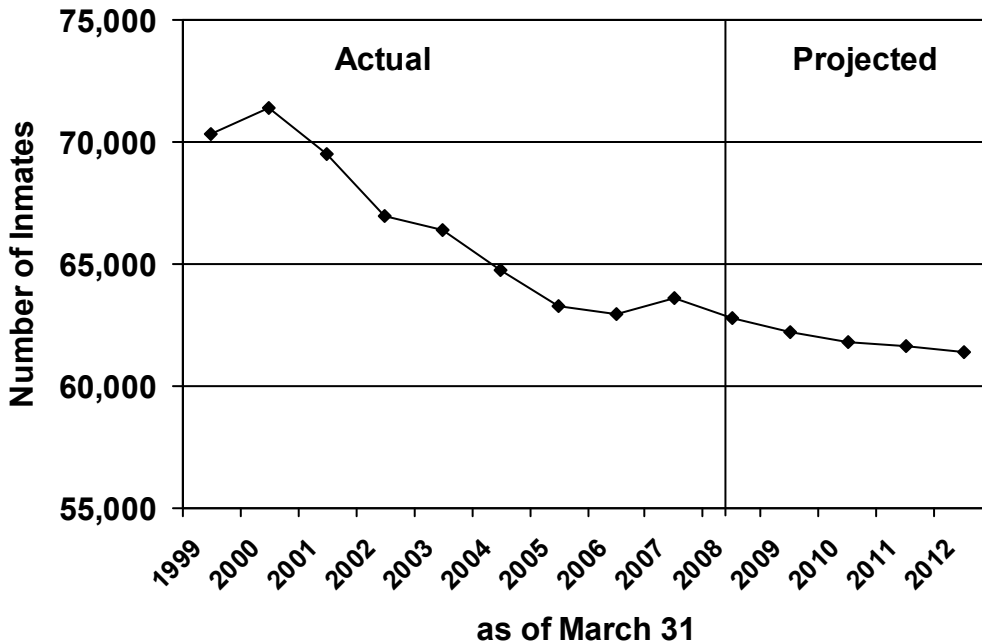
- **Local Crime-Fighting.** To continue this drop in crime, the Division of State Police will redeploy 200 Troopers and Investigators to work with local law enforcement officials in Operation IMPACT counties.
- **Sharing Crime Data.** Funds for Operation IMPACT will also be available to ensure the collection, analysis and sharing of crime data and assist the major law enforcement agencies to craft joint strategies that combat crime. In the 17 counties in upstate New York and on Long Island, reported crimes have fallen by nearly 6,000 in 2007.

Violent Crime in IMPACT Counties Falls During 2007



With the decline in the crime rate, New York’s prison population will also continue to fall. Since peaking in 1999, the prison population has dropped by more than 9,000 inmates. It is projected that by the end of 2008-09 the number of inmates incarcerated in State prison will be 62,200. Trends in the number of individuals entering the prison system compared to those projected to be released to the community support a continuing reduction in the prison population. By March 31, 2012 it is estimated that the under-custody population will decline to 61,400 inmates.

Under-custody Prison Population



RE-ENTRY STRATEGIES

A major focus for New York's criminal justice agencies is re-entry strategies that reduce crime by promoting offender success in the community. To ensure our communities remain safe and offenders have the greatest chance of success upon re-entering their communities, the Executive Budget advances:

Assessment of risks and needs

The individuals in the crime justice system have differing needs and present different levels of risk to the community. As such, the State will assist local probation departments in converting to a single, statewide risk assessment instrument to assess the needs of probationers, make appropriate referrals to services, and evaluate the resulting outcomes.

Close Supervision and Strong Support in the Community

Parole officers are the key to the success of offenders once they return to their communities. Accordingly, the Executive Budget supports 19 additional officers focused exclusively on linking paroles to housing, employment, and addiction services within their community.

Strong Linkages Between Prison and the Community

The number of local re-entry task forces will grow from nine to twelve participating counties. These task forces prepare and manage the most high risk offenders in these counties. They receive resources that enable them to help those released from prison find the services they need in their communities, including connections to employment, treatment, and housing.

Ensuring program performance

Together, the criminal justice agencies will develop a single technology platform to allow the sharing and analysis of performance data to monitor the outcomes of re-entry programs.

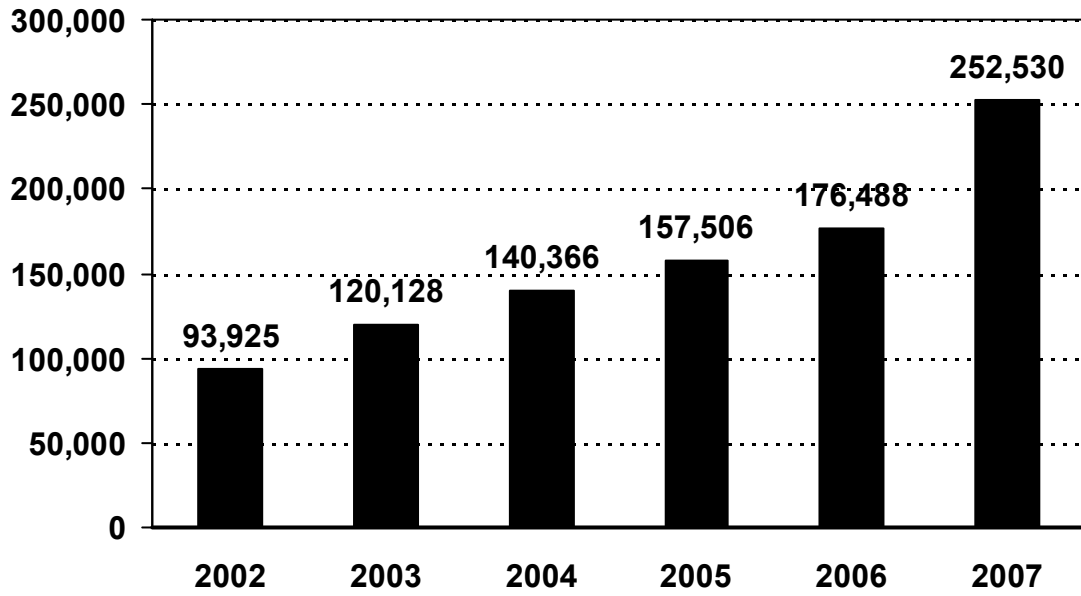
DNA DATABANK

The State's DNA program enables law enforcement to solve and prevent crimes and is used to exonerate the innocent. State and local law enforcement agencies work together to ensure that DNA profiles are on file for all offenders convicted of eligible offenses, and that DNA samples are taken from crime scenes whenever possible.

Expanding the state's DNA databank to include every person convicted of a penal law crime will result in the earlier detection of criminals, the prevention of future crimes and the exoneration of the innocent. The Governor is expected to seek legislation to expand the DNA databank and to form a commission to review wrongful convictions.

Currently there are more than 250,000 samples in the Databank, nearly 75,000 more than last year.

DNA Databank Samples on File



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 **\$17.6 million in funding** for the Division. This is an increase of **\$.5 million other funds** from the 2007-08 Enacted Budget, and primarily reflects personal service, fringe benefit and indirect costs adjustments, as well as a one time increase to fund a review of the Alcoholic Beverage Control law. The Division is funded with revenue generated from fees and fines.

The Executive Budget recommends a staffing level of **165 FTE**, which is unchanged from the 2007-08 Enacted Budget.

Budget Initiative:

- **Review of Alcoholic Beverage Control law:** The budget recommends \$200,000 to be suballocated to the State Law Revision Commission. These resources will 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 September of 2008.

PROGRAM HIGHLIGHTS

Staff assigned to the Licensing Program will continue efforts to process permits and licenses in a timely manner. 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 2008-09. The expansion of the Rapid Enforcement Unit in 2007-08 and growing partnerships with local law enforcement agencies, including those in the Division of Criminal Justice

ALCOHOLIC BEVERAGE CONTROL

Services' Operation IMPACT program, will continue to have a positive impact on the public's health and 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)

Category	Available 2007-08	Appropriations Recommended 2008-09	Change	Reappropriations Recommended 2008-09
State Operations	17,038,000	17,556,000	518,000	0
Aid To Localities	0	0	0	0
Capital Projects	0	0	0	0
Total	17,038,000	17,556,000	518,000	0

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

Full-Time Equivalent Positions (FTE)

Program	2007-08 Estimated FTEs 03/31/08	2008-09 Estimated FTEs 03/31/09	FTE Change
Administration			
Special Revenue Funds - Other	17	17	0
Compliance			
Special Revenue Funds - Other	80	80	0
Licensing and Wholesaler Services			
Special Revenue Funds - Other	68	68	0
Total	165	165	0

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

Fund Type	Available 2007-08	Recommended 2008-09	Change
Special Revenue Funds - Other	17,038,000	17,556,000	518,000
Total	17,038,000	17,556,000	518,000

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

Program	Available 2007-08	Recommended 2008-09	Change
Administration			
Special Revenue Funds - Other	4,527,000	4,766,000	239,000
Compliance			
Special Revenue Funds - Other	7,406,000	7,606,000	200,000
Licensing and Wholesaler Services			
Special Revenue Funds - Other	5,105,000	5,184,000	79,000
Total	17,038,000	17,556,000	518,000

ALCOHOLIC BEVERAGE CONTROL

STATE OPERATIONS - OTHER THAN GENERAL FUND
SUMMARY OF APPROPRIATIONS AND CHANGES
2008-09 RECOMMENDED
(dollars)

Program	Total		Personal Service	
	Amount	Change	Amount	Change
Administration	4,766,000	239,000	1,299,000	109,000
Compliance	7,606,000	200,000	4,489,000	143,000
Licensing and Wholesaler Services	5,184,000	79,000	3,073,000	98,000
Total	<u>17,556,000</u>	<u>518,000</u>	<u>8,861,000</u>	<u>350,000</u>

Program	Nonpersonal Service	
	Amount	Change
Administration	3,467,000	130,000
Compliance	3,117,000	57,000
Licensing and Wholesaler Services	2,111,000	(19,000)
Total	<u>8,695,000</u>	<u>168,000</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 **\$358.8 million All Funds (\$183.0 million General Fund, \$93.7 million Fiduciary Fund, \$4.1 million Internal Service Fund, \$78 million All Other Funds)**. This is an increase of **\$5.2 All Funds (\$7.2 million General Fund, \$5.2 million Fiduciary Fund, \$0.6 million Internal Service Fund and -\$7.8 million All Other Funds)**. This net change primarily reflects \$6.3 million for increased operating costs and additional staff; \$1.8 million increase for special accidental death benefits for the survivors of police and paid firefighters; and, \$5.1 million for the retirement system to convert to electronic records, and attract high quality investment staff. These increases are offset by an \$8.0 million decrease in appropriations for the Indigent Legal Service Fund reflecting legislation accompanying the Executive Budget, which reserves a portion of the resources in this fund for future grants by a new Office of Indigent Defense Services. The Department of Audit and Control will have a workforce of **2,643 FTEs**, which is an increase of **114 FTEs** from 2007-08. The workforce increases reflect the Department's various priorities and are allocated as follows: 40 FTEs State and Local Government Accountability Program; 39 FTEs Operations Program; 23 FTEs Retirement System for business process redesign; and 12 FTEs for other programs.

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

AUDIT AND CONTROL

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. Collects and reviews local government financial data, provides training programs and support services for local financial officials, and publishes 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 3,010 participating government employers, 662,633 active and vested members and approximately 350,066 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)**

Category	Available 2007-08	Appropriations Recommended 2008-09	Change	Reappropriations Recommended 2008-09
State Operations	233,577,000	244,969,000	11,392,000	0
Aid To Localities	120,000,000	113,801,000	(6,199,000)	0
Capital Projects	0	0	0	0
Total	<u>353,577,000</u>	<u>358,770,000</u>	<u>5,193,000</u>	<u>0</u>

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

Full-Time Equivalent Positions (FTE)			
Program	2007-08 Estimated FTEs 03/31/08	2008-09 Estimated FTEs 03/31/09	FTE Change
Administration Program			
General Fund	117	124	7
Chief Information Office			
General Fund	177	181	4
Environmental Protection and Spill Compensation			
Special Revenue Funds - Other	6	6	0
Executive Direction			
General Fund	105	106	1
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	792	815	23
Office of the Special Deputy Comptroller for New York City			
Special Revenue Funds - Other	28	28	0
State and Local Accountability			
General Fund	541	581	40
State Operations			
General Fund	609	648	39
Total	2,529	2,643	114

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

Fund Type	Available 2007-08	Recommended 2008-09	Change
General Fund	135,752,000	141,186,000	5,434,000
Special Revenue Funds - Other	5,838,000	5,978,000	140,000
Internal Service Funds	3,487,000	4,101,000	614,000
Fiduciary Funds	88,500,000	93,704,000	5,204,000
Total	233,577,000	244,969,000	11,392,000

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

<u>Program</u>	<u>Available 2007-08</u>	<u>Recommended 2008-09</u>	<u>Change</u>
Administration Program			
General Fund	11,085,200	12,189,000	1,103,800
Chief Information Office			
General Fund	18,343,000	18,943,000	600,000
Environmental Protection and Spill			
Compensation			
Special Revenue Funds - Other	1,006,000	1,047,000	41,000
Executive Direction			
General Fund	7,821,000	8,022,000	201,000
Internal Service Funds	1,647,000	1,711,000	64,000
Pension Investment and Public Finance			
Program			
General Fund	611,000	611,000	0
Internal Service Funds	1,840,000	2,240,000	400,000
Fiduciary Funds	8,162,000	10,152,000	1,990,000
Legal Services			
General Fund	5,967,000	5,967,000	0
Retirement Services Program			
Fiduciary Funds	80,338,000	83,552,000	3,214,000
Office of the Special Deputy Comptroller for			
New York City			
Special Revenue Funds - Other	4,287,000	4,287,000	0
State and Local Accountability			
General Fund	40,649,000	42,641,000	1,992,000
Special Revenue Funds - Other	545,000	545,000	0
State Operations			
General Fund	51,275,800	52,813,000	1,537,200
Special Revenue Funds - Other	0	99,000	99,000
Internal Service Funds	0	150,000	150,000
Total	<u>233,577,000</u>	<u>244,969,000</u>	<u>11,392,000</u>

STATE OPERATIONS - GENERAL FUND SUMMARY OF PERSONAL SERVICE APPROPRIATIONS AND CHANGES 2008-09 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 Program	6,588,000	3,800	6,438,000	3,800
Chief Information Office	11,906,000	0	11,406,000	0
Executive Direction	6,512,000	0	6,422,000	0
Pension Investment and Public Finance				
Program	331,000	0	328,000	0
Legal Services	5,467,000	0	5,397,000	0
State and Local Accountability	36,511,000	1,529,000	36,036,000	1,529,000
State Operations	37,939,000	1,537,000	36,522,000	1,537,000
Total	<u>105,254,000</u>	<u>3,069,800</u>	<u>102,549,000</u>	<u>3,069,800</u>

<u>Program</u>	<u>Temporary Service (Nonannual Salaried)</u>		<u>Holiday/Overtime Pay (Annual Salaried)</u>	
	<u>Amount</u>	<u>Change</u>	<u>Amount</u>	<u>Change</u>
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
2008-09 RECOMMENDED
(dollars)**

Program	Total		Supplies and Materials	
	Amount	Change	Amount	Change
Administration Program	5,601,000	1,100,000	346,000	0
Chief Information Office	7,037,000	600,000	550,000	0
Executive Direction	1,510,000	201,000	74,000	0
Pension Investment and Public Finance Program	280,000	0	12,000	0
Legal Services	500,000	0	67,000	0
State and Local Accountability	6,130,000	463,000	208,000	0
State Operations	14,874,000	200	458,000	200
Total	35,932,000	2,364,200	1,715,000	200

Program	Travel		Contractual Services	
	Amount	Change	Amount	Change
Administration Program	201,000	0	4,906,000	1,100,000
Chief Information Office	125,000	0	4,972,000	600,000
Executive Direction	91,000	0	1,315,000	201,000
Pension Investment and Public Finance Program	21,000	0	214,000	0
Legal Services	73,000	0	340,000	0
State and Local Accountability	2,971,000	463,000	2,637,000	0
State Operations	400,000	0	10,645,000	0
Total	3,882,000	463,000	25,029,000	1,901,000

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	314,000	0
State Operations	3,371,000	0
Total	5,306,000	0

AUDIT AND CONTROL

STATE OPERATIONS - OTHER THAN GENERAL FUND SUMMARY OF APPROPRIATIONS AND CHANGES 2008-09 RECOMMENDED (dollars)

Program	Total		Personal Service	
	Amount	Change	Amount	Change
Environmental Protection and Spill				
Compensation	1,047,000	41,000	537,000	25,000
Executive Direction	1,711,000	64,000	1,080,000	42,000
Pension Investment and Public Finance				
Program	12,392,000	2,390,000	5,842,000	1,300,000
Retirement Services Program	83,552,000	3,214,000	39,382,000	1,075,000
Office of the Special Deputy Comptroller for				
New York City	4,287,000	0	2,702,000	0
State and Local Accountability	545,000	0	300,000	0
State Operations	249,000	249,000	65,000	65,000
Total	<u>103,783,000</u>	<u>5,958,000</u>	<u>49,908,000</u>	<u>2,507,000</u>

Program	Nonpersonal Service	
	Amount	Change
Environmental Protection and Spill		
Compensation	510,000	16,000
Executive Direction	631,000	22,000
Pension Investment and Public Finance		
Program	6,550,000	1,090,000
Retirement Services Program	44,170,000	2,139,000
Office of the Special Deputy Comptroller for		
New York City	1,585,000	0
State and Local Accountability	245,000	0
State Operations	184,000	184,000
Total	<u>53,875,000</u>	<u>3,451,000</u>

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

Fund Type	Available 2007-08	Recommended 2008-09	Change
General Fund	40,000,000	41,801,000	1,801,000
Special Revenue Funds - Other	80,000,000	72,000,000	(8,000,000)
Total	<u>120,000,000</u>	<u>113,801,000</u>	<u>(6,199,000)</u>

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

Program	Available 2007-08	Recommended 2008-09	Change
Executive Direction			
Special Revenue Funds - Other	80,000,000	72,000,000	(8,000,000)
State Operations			
General Fund	40,000,000	41,801,000	1,801,000
Total	<u>120,000,000</u>	<u>113,801,000</u>	<u>(6,199,000)</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 **\$99.3 million in All Funds (\$33.4 million General Fund and \$65.9 million Other Funds)** for the Division of the Budget. This is an overall decrease of **\$10.0 million in Other Funds** due to a reduction in the Statewide Financial System Program.

The Executive Budget recommends a staffing level of **385 FTEs** for the Division of the Budget, an **increase of 20** from the 2007-08 budget. This increase reflects additional positions for the Statewide Financial System Program. It also provides for new information technology positions, thereby reducing reliance on consultants.

Major budget actions include:

- **Statewide Financial System:** Appropriations and 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 expected to be phased in over several years. A preliminary plan to implement this statewide system has been developed and a joint governance structure is in place to 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 2007-08	Appropriations Recommended 2008-09	Change	Reappropriations Recommended 2008-09
State Operations	109,261,000	99,261,000	(10,000,000)	89,200,000
Aid To Localities	0	0	0	0
Capital Projects	0	0	0	0
Total	109,261,000	99,261,000	(10,000,000)	89,200,000

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

Full-Time Equivalent Positions (FTE)

Program	2007-08 Estimated FTEs 03/31/08	2008-09 Estimated FTEs 03/31/09	FTE Change
Budget Division			
General Fund	297	297	0
Special Revenue Funds - Other	43	48	5
Statewide Financial System Program			
Special Revenue Funds - Other	25	40	15
Total	365	385	20

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

Fund Type	Available 2007-08	Recommended 2008-09	Change
General Fund	33,407,000	33,407,000	0
Special Revenue Funds - Other	74,204,000	64,204,000	(10,000,000)
Internal Service Funds	1,650,000	1,650,000	0
Total	109,261,000	99,261,000	(10,000,000)

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

Program	Available 2007-08	Recommended 2008-09	Change
Budget Division			
General Fund	29,407,000	29,407,000	0
Special Revenue Funds - Other	22,204,000	22,204,000	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	50,000,000	40,000,000	(10,000,000)
Total	109,261,000	99,261,000	(10,000,000)

**STATE OPERATIONS - GENERAL FUND
SUMMARY OF PERSONAL SERVICE APPROPRIATIONS AND CHANGES
2008-09 RECOMMENDED
(dollars)**

Program	Total		Personal Service Regular (Annual Salaried)	
	Amount	Change	Amount	Change
Budget Division	23,590,000	134,000	22,890,000	134,000
Total	23,590,000	134,000	22,890,000	134,000

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

**STATE OPERATIONS - GENERAL FUND
SUMMARY OF NONPERSONAL SERVICE AND MAINTENANCE UNDISTRIBUTED
APPROPRIATIONS AND CHANGES
2008-09 RECOMMENDED
(dollars)**

Program	Total		Supplies and Materials	
	Amount	Change	Amount	Change
Budget Division	5,817,000	(134,000)	200,000	0
Cash Management Improvement Act	4,000,000	0	0	0
Total	9,817,000	(134,000)	200,000	0

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

Program	Equipment		Maintenance Undistributed	
	Amount	Change	Amount	Change
Budget Division	300,000	0	866,000	(134,000)
Cash Management Improvement Act	0	0	0	0
Total	300,000	0	866,000	(134,000)

**STATE OPERATIONS - OTHER THAN GENERAL FUND
SUMMARY OF APPROPRIATIONS AND CHANGES
2008-09 RECOMMENDED
(dollars)**

Program	Total		Personal Service	
	Amount	Change	Amount	Change
Budget Division	23,854,000	0	6,420,000	400,000
Cash Management Improvement Act	2,000,000	0	0	0
Statewide Financial System Program	40,000,000	(10,000,000)	4,500,000	2,500,000
Total	65,854,000	(10,000,000)	10,920,000	2,900,000

Program	Nonpersonal Service		Maintenance Undistributed	
	Amount	Change	Amount	Change
Budget Division	17,284,000	(400,000)	150,000	0
Cash Management Improvement Act	0	0	2,000,000	0
Statewide Financial System Program	35,500,000	(12,500,000)	0	0
Total	52,784,000	(12,900,000)	2,150,000	0

CAPITAL DEFENDER OFFICE

MISSION

Established simultaneously with the 1995 restoration of the death penalty, the Capital Defender Office is authorized to defend any indigent person charged with a capital crime. Under the 1995 death penalty legislation, persons convicted of first-degree murder could be sentenced to death by lethal injection, life imprisonment without parole, or 20 to 25 years in prison.

On June 24, 2004 the New York Court of Appeals determined that certain provisions of the death penalty statute were unconstitutional. The Court also directed that first degree murder charges could not proceed as capital cases absent a repair of the statute by the Legislature. As of the beginning of the 2008 session, the Legislature has not yet enacted a statute addressing the issues raised by the Court. Moreover, on October 23, 2007, in *People v. Taylor*, the Court of Appeals declined to overturn or modify its June 2004 decision. As a result of the *People v. Taylor* decision, the last man was moved off New York's death row.

Therefore, there remains no need for the continued operation of the Capital Defender Office. It is expected that the Office will close by July 2008.

ORGANIZATION AND STAFFING

A three-member Board oversees the work of the Office. The Board members are appointed, one each by the Temporary President of the Senate, the Speaker of the Assembly and the Chief Judge of the Court of Appeals. The Office currently has a staff of 7 located in offices in New York City and Albany.

BUDGET HIGHLIGHTS

The Executive Budget recommends **\$368,000 General Fund** for the Capital Defender Office to maintain a minimal staff presence for a portion of the year and for costs associated with preparing to close the office during 2008-09. This is a decrease of **\$932,000** from the 2007-08 budget.

PROGRAM HIGHLIGHTS

Since 1995, there have been a total of 877 capital-eligible cases and 58 notices of intent to seek the death penalty filed by the State's district attorneys. No notices were filed during 2005, 2006 and 2007. There are no remaining death penalty cases pending review by the Court of Appeals.

ALL FUNDS APPROPRIATIONS (dollars)

Category	Available 2007-08	Appropriations Recommended 2008-09	Change	Reappropriations Recommended 2008-09
State Operations	1,300,000	368,000	(932,000)	0
Aid To Localities	0	0	0	0
Capital Projects	0	0	0	0
Total	1,300,000	368,000	(932,000)	0

CAPITAL DEFENDER

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

Full-Time Equivalent Positions (FTE)

Program	2007-08 Estimated FTEs 03/31/08	2008-09 Estimated FTEs 03/31/09	FTE Change
Capital Defense			
General Fund	7	0	(7)
Total	<u>7</u>	<u>0</u>	<u>(7)</u>

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

Fund Type	Available 2007-08	Recommended 2008-09	Change
General Fund	1,300,000	368,000	(932,000)
Total	<u>1,300,000</u>	<u>368,000</u>	<u>(932,000)</u>

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

Program	Available 2007-08	Recommended 2008-09	Change
Capital Defense			
General Fund	1,300,000	368,000	(932,000)
Total	<u>1,300,000</u>	<u>368,000</u>	<u>(932,000)</u>

**STATE OPERATIONS - GENERAL FUND
SUMMARY OF PERSONAL SERVICE APPROPRIATIONS AND CHANGES
2008-09 RECOMMENDED
(dollars)**

Program	Total		Personal Service Regular (Annual Salaried)	
	Amount	Change	Amount	Change
Capital Defense	210,000	(590,000)	210,000	(590,000)
Total	<u>210,000</u>	<u>(590,000)</u>	<u>210,000</u>	<u>(590,000)</u>

**STATE OPERATIONS - GENERAL FUND
SUMMARY OF NONPERSONAL SERVICE AND MAINTENANCE UNDISTRIBUTED
APPROPRIATIONS AND CHANGES
2008-09 RECOMMENDED
(dollars)**

Program	Total		Supplies and Materials	
	Amount	Change	Amount	Change
Capital Defense	158,000	(342,000)	3,000	(10,000)
Total	<u>158,000</u>	<u>(342,000)</u>	<u>3,000</u>	<u>(10,000)</u>

Program	Travel		Contractual Services	
	Amount	Change	Amount	Change
Capital Defense	3,000	(5,000)	152,000	(322,000)
Total	<u>3,000</u>	<u>(5,000)</u>	<u>152,000</u>	<u>(322,000)</u>

Program	Equipment	
	Amount	Change
Capital Defense	0	(5,000)
Total	<u>0</u>	<u>(5,000)</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 appointed by the Governor. The Civil Service Commission, consisting of the Commissioner, who serves as its President, and two Commissioners appointed by the Governor. The Commission also 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 tests;
- 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 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 work force and is also responsible for administering the Workers With Disabilities Program; and

CIVIL SERVICE

- 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 **\$68 million All Funds (\$23 million General Fund, \$42.7 million Internal Service Fund, \$2.3 million Other Funds)** for the Department of Civil Service. This is an increase of **\$3.5 million (\$0.2 million General Fund, \$3.2 million Internal Service Fund)** from the 2007-08 budget. This increase primarily reflects growth to implement savings initiatives within the health insurance and employee benefits programs.

The Executive Budget recommends a staffing level of **584 FTEs** for the Department of Civil Service, an **increase of 11** from the 2007-08 budget.

Major budget actions include:

- **Health Insurance Audit Staff:** The Executive Budget adds 5 new staff to increase audit recoveries, generating an estimated \$5 million in savings for the State and participating municipalities.
- **Employee Benefits Eligibility Audit:** Responses to the Department's recent Request for Information indicated that the State could expect significant savings to result from an audit of benefits eligibility. The audit would ensure that State and participating municipal employees and their dependants receive only the benefits for which they are eligible.
- **Technology Solutions:** The Department will move forward in 2008-09 with key technology initiatives aimed at bringing testing and recruiting into an on-line setting, while continuing to build on current successes with the MyNYSHIP health benefits system. In addition, the Department will begin to define the scope and requirements for a new statewide human resources system that would link with the statewide financial system.

PROGRAM HIGHLIGHTS

In 2008-09, the Department will continue targeted investments in technology to improve their services to employees and retirees. MyNYSHIP allows employees to view information on their benefits, submit address change requests, and order Empire Plan ID cards via the Internet. More recent enhancements that occurred in 2007 include the option transfer component and the new enrollment transaction. In addition, the Department will develop an Integrated Testing System (ITS) to enhance the quality and timeliness of test scoring, list certifications and employee placements.

Last year, the Department's Employee Benefits Division (EBD) achieved a reduction of \$58.2 million for Empire Plan subscribers through negotiated changes to the insurance companies requested initial 2008 premium, resulting in an aggregate 2008 Empire Plan premium increase of only 5.5 percent.

As a result of new Medicare Part D provisions effective January 1, 2006, EBD implemented procedures to continue prescription drug coverage under both the Empire Plan and HMOs for Medicare eligible retirees, while seeking the Federal subsidy to partially offset the cost of that coverage. After completion of the 2006 plan year reconciliation, the State estimates total Medicare Part D subsidy revenues will be

approximately \$110 million for the 2006 plan year. The State received approximately 50 percent of these subsidies, with the remaining half going to local participating agency and participating employers. Local agencies receive their subsidy share through a credit applied to their health insurance bill, while the State's share is deposited to a Special Revenue account. In January 2009, the current coverage for retirees will be converted to a contracted Medicare Part D plan to recoup greater Federal reimbursement and decrease the GASB 45 liability by about \$3 billion. Both the State and local employers will benefit by an estimated \$60 million in savings when fully implemented.

The Department recently awarded a replacement contract for the current Empire Plan Prescription Drug Contract to United Health Care. The new contract will generate in excess of \$110 million in cost reductions over the four year term of the new contract. These savings will result from deeper discounts on prescription drugs, higher rebates and reduced administrative costs.

On December 17, 2007, the Department opened a new outreach office on the campus of Medgar Evers College in Brooklyn. The office will provide qualified job-seekers with information about the various career opportunities in State government and New York State civil service exams. The office is strategically located to assist in achieving a diverse workforce and addressing the unprecedented wave of "Baby Boomer" retirements by recruiting younger workers.

**ALL FUNDS
APPROPRIATIONS
(dollars)**

Category	Available 2007-08	Appropriations Recommended 2008-09	Change	Reappropriations Recommended 2008-09
State Operations	64,551,000	68,002,000	3,451,000	0
Aid To Localities	0	0	0	0
Capital Projects	0	0	0	0
Total	64,551,000	68,002,000	3,451,000	0

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

Full-Time Equivalent Positions (FTE)

Program	2007-08 Estimated FTEs 03/31/08	2008-09 Estimated FTEs 03/31/09	FTE Change
Administration and Information Management			
General Fund	85	88	3
Internal Service Funds	23	23	0
Local Civil Service			
General Fund	14	14	0
Labor Management Programs			
General Fund	17	17	0
Personnel Benefit Services			
General Fund	32	32	0
Internal Service Funds	159	167	8
Personnel Management Services			
General Fund	188	188	0
Special Revenue Funds - Other	5	5	0
Internal Service Funds	50	50	0
Total	573	584	11

CIVIL SERVICE

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

<u>Fund Type</u>	<u>Available 2007-08</u>	<u>Recommended 2008-09</u>	<u>Change</u>
General Fund	22,791,000	23,025,000	234,000
Special Revenue Funds - Other	2,300,000	2,322,000	22,000
Internal Service Funds	39,460,000	42,655,000	3,195,000
Total	64,551,000	68,002,000	3,451,000

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

<u>Program</u>	<u>Available 2007-08</u>	<u>Recommended 2008-09</u>	<u>Change</u>
Administration and Information Management			
General Fund	6,401,000	6,411,000	10,000
Internal Service Funds	3,269,000	3,951,000	682,000
Local Civil Service			
General Fund	1,046,000	965,000	(81,000)
Personnel Benefit Services			
General Fund	2,132,000	2,046,000	(86,000)
Special Revenue Funds - Other	300,000	300,000	0
Internal Service Funds	28,422,000	30,820,000	2,398,000
Personnel Management Services			
General Fund	13,212,000	13,603,000	391,000
Special Revenue Funds - Other	2,000,000	2,022,000	22,000
Internal Service Funds	7,769,000	7,884,000	115,000
Total	64,551,000	68,002,000	3,451,000

STATE OPERATIONS - GENERAL FUND SUMMARY OF PERSONAL SERVICE APPROPRIATIONS AND CHANGES 2008-09 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	5,641,000	(64,000)	5,639,000	(63,000)
Local Civil Service	933,000	(81,000)	932,000	(81,000)
Personnel Benefit Services	1,816,000	(86,000)	1,771,000	(101,000)
Personnel Management Services	11,303,000	391,000	10,507,000	498,000
Total	19,693,000	160,000	18,849,000	253,000

<u>Program</u>	<u>Temporary Service (Nonannual Salaried)</u>		<u>Holiday/Overtime Pay (Annual Salaried)</u>	
	<u>Amount</u>	<u>Change</u>	<u>Amount</u>	<u>Change</u>
Administration and Information Management	0	0	2,000	(1,000)
Local Civil Service	0	0	1,000	0
Personnel Benefit Services	28,000	0	17,000	15,000
Personnel Management Services	777,000	(110,000)	19,000	3,000
Total	805,000	(110,000)	39,000	17,000

CIVIL SERVICE

**STATE OPERATIONS - GENERAL FUND
SUMMARY OF NONPERSONAL SERVICE AND MAINTENANCE UNDISTRIBUTED
APPROPRIATIONS AND CHANGES
2008-09 RECOMMENDED
(dollars)**

Program	Total		Supplies and Materials	
	Amount	Change	Amount	Change
Administration and Information				
Management	770,000	74,000	48,000	3,000
Local Civil Service	32,000	0	6,000	0
Personnel Benefit Services	230,000	0	37,000	0
Personnel Management Services	2,300,000	0	168,000	0
Total	3,332,000	74,000	259,000	3,000

Program	Travel		Contractual Services	
	Amount	Change	Amount	Change
Administration and Information				
Management	76,000	44,000	564,000	25,000
Local Civil Service	11,000	0	15,000	0
Personnel Benefit Services	20,000	0	143,000	0
Personnel Management Services	171,000	0	1,938,000	0
Total	278,000	44,000	2,660,000	25,000

Program	Equipment	
	Amount	Change
Administration and Information		
Management	82,000	2,000
Local Civil Service	0	0
Personnel Benefit Services	30,000	0
Personnel Management Services	23,000	0
Total	135,000	2,000

**STATE OPERATIONS - OTHER THAN GENERAL FUND
SUMMARY OF APPROPRIATIONS AND CHANGES
2008-09 RECOMMENDED
(dollars)**

Program	Total		Personal Service	
	Amount	Change	Amount	Change
Administration and Information				
Management	3,951,000	682,000	1,968,000	401,000
Personnel Benefit Services	31,120,000	2,398,000	11,074,000	1,257,000
Personnel Management Services	9,906,000	137,000	5,230,000	33,000
Total	44,977,000	3,217,000	18,272,000	1,691,000

Program	Nonpersonal Service		Maintenance Undistributed	
	Amount	Change	Amount	Change
Administration and Information				
Management	1,983,000	281,000	0	0
Personnel Benefit Services	12,560,000	1,133,000	7,486,000	8,000
Personnel Management Services	4,676,000	104,000	0	0
Total	19,219,000	1,518,000	7,486,000	8,000

CONSUMER PROTECTION BOARD

MISSION

The Consumer Protection Board was created to protect and advance the rights of New York State's consumers. The Agency 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 Agency 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 2008-09 Executive Budget recommends **\$5.1 million All Funds (\$0.3 million General Fund, \$4.8 million Other Funds)**. This is an increase of **\$0.6 million (\$0.3 million General Fund, \$0.3 million Other Funds)** from the 2007-08 budget. The increase primarily reflects initiatives of the Consumer Protection Board aimed at two high priority consumer issues -- Airline Passenger Rights and Product Safety. The Consumer Protection Board will have a workforce of **39 FTEs** in 2008-09, which is a **7 FTE** increase from 2007-08.

Major budget actions include:

- **Creation of the Office of Airline Consumer Advocates:** The budget provides five new FTEs and \$320,000 to carry out the Office's mandate to ensure the health and safety of New York's traveling public.
- **Enhancement of Product Recall Program:** To respond to increase consumer concerns regarding recalls of unsafe consumer products, especially lead-based toys, two new FTEs and \$205,000 are recommended to ensure that New Yorkers are better informed of potentially dangerous products.

PROGRAM HIGHLIGHTS

In 2007 the Consumer Protection Board reorganized to maximize its efficiency and increase the delivery of services. 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 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 the enforcement of the "Do Not Call" Law.

CONSUMER PROTECTION

ALL FUNDS APPROPRIATIONS (dollars)

Category	Available 2007-08	Appropriations Recommended 2008-09	Change	Reappropriations Recommended 2008-09
State Operations	4,438,000	5,098,000	660,000	0
Aid To Localities	0	0	0	0
Capital Projects	0	0	0	0
Total	4,438,000	5,098,000	660,000	0

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

Full-Time Equivalent Positions (FTE)

Program	2007-08 Estimated FTEs 03/31/08	2008-09 Estimated FTEs 03/31/09	FTE Change
Consumer Protection			
General Fund	0	5	5
Special Revenue Funds - Other	32	34	2
Total	32	39	7

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

Fund Type	Available 2007-08	Recommended 2008-09	Change
General Fund	0	320,000	320,000
Special Revenue Funds - Other	4,438,000	4,778,000	340,000
Total	4,438,000	5,098,000	660,000

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

Program	Available 2007-08	Recommended 2008-09	Change
Consumer Protection			
General Fund	0	320,000	320,000
Special Revenue Funds - Other	4,438,000	4,778,000	340,000
Total	4,438,000	5,098,000	660,000

STATE OPERATIONS - GENERAL FUND SUMMARY OF PERSONAL SERVICE APPROPRIATIONS AND CHANGES 2008-09 RECOMMENDED (dollars)

Program	Total		Personal Service Regular (Annual Salaried)	
	Amount	Change	Amount	Change
Consumer Protection	300,000	300,000	300,000	300,000
Total	300,000	300,000	300,000	300,000

CONSUMER PROTECTION

**STATE OPERATIONS - GENERAL FUND
SUMMARY OF NONPERSONAL SERVICE AND MAINTENANCE UNDISTRIBUTED
APPROPRIATIONS AND CHANGES
2008-09 RECOMMENDED
(dollars)**

Program	Total		Supplies and Materials	
	Amount	Change	Amount	Change
Consumer Protection	20,000	20,000	10,000	10,000
Total	20,000	20,000	10,000	10,000

Program	Equipment	
	Amount	Change
Consumer Protection	10,000	10,000
Total	10,000	10,000

**STATE OPERATIONS - OTHER THAN GENERAL FUND
SUMMARY OF APPROPRIATIONS AND CHANGES
2008-09 RECOMMENDED
(dollars)**

Program	Total		Personal Service	
	Amount	Change	Amount	Change
Consumer Protection	4,778,000	340,000	2,379,000	195,000
Total	4,778,000	340,000	2,379,000	195,000

Program	Nonpersonal Service		Maintenance Undistributed	
	Amount	Change	Amount	Change
Consumer Protection	2,388,000	145,000	11,000	0
Total	2,388,000	145,000	11,000	0

STATE COMMISSION OF CORRECTION

MISSION

The State Commission of Correction 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. They investigate unusual events at facilities, provide technical assistance to improve facility management and monitor facilities for compliance with standards and regulations. The agency will operate in 2008-09 with a staff of 35.

BUDGET HIGHLIGHTS

The Executive Budget recommends **\$2.8 million General Fund** for the Commission of Correction, which is an increase of **\$162,000** from the 2007-08 budget. The recommended staffing level is **35 FTEs**, which is unchanged from 2007-08.

PROGRAM HIGHLIGHTS

The Commission monitors 70 State correctional facilities, 60 county jails, 16 New York City correctional facilities, 316 locally operated police department detention facilities throughout the State and 4 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.

ALL FUNDS APPROPRIATIONS (dollars)

Category	Available 2007-08	Appropriations Recommended 2008-09	Change	Reappropriations Recommended 2008-09
State Operations	2,645,000	2,807,000	162,000	0
Aid To Localities	0	0	0	0
Capital Projects	0	0	0	0
Total	2,645,000	2,807,000	162,000	0

CORRECTION

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

Full-Time Equivalent Positions (FTE)

Program	2007-08 Estimated FTEs 03/31/08	2008-09 Estimated FTEs 03/31/09	FTE Change
Improvement of Correctional Facilities			
General Fund	35	35	0
Total	<u>35</u>	<u>35</u>	<u>0</u>

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

Fund Type	Available 2007-08	Recommended 2008-09	Change
General Fund	2,645,000	2,807,000	162,000
Total	<u>2,645,000</u>	<u>2,807,000</u>	<u>162,000</u>

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

Program	Available 2007-08	Recommended 2008-09	Change
Improvement of Correctional Facilities			
General Fund	2,645,000	2,807,000	162,000
Total	<u>2,645,000</u>	<u>2,807,000</u>	<u>162,000</u>

**STATE OPERATIONS - GENERAL FUND
SUMMARY OF PERSONAL SERVICE APPROPRIATIONS AND CHANGES
2008-09 RECOMMENDED
(dollars)**

Program	Total		Personal Service Regular (Annual Salaried)	
	Amount	Change	Amount	Change
Improvement of Correctional Facilities	2,267,000	103,000	2,247,000	103,000
Total	<u>2,267,000</u>	<u>103,000</u>	<u>2,247,000</u>	<u>103,000</u>

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

CORRECTION

STATE OPERATIONS - GENERAL FUND
SUMMARY OF NONPERSONAL SERVICE AND MAINTENANCE UNDISTRIBUTED
APPROPRIATIONS AND CHANGES
2008-09 RECOMMENDED
(dollars)

Program	Total		Supplies and Materials	
	Amount	Change	Amount	Change
Improvement of Correctional Facilities	540,000	59,000	16,000	0
Total	540,000	59,000	16,000	0

Program	Travel		Contractual Services	
	Amount	Change	Amount	Change
Improvement of Correctional Facilities	171,000	5,000	345,000	54,000
Total	171,000	5,000	345,000	54,000

Program	Equipment	
	Amount	Change
Improvement of Correctional Facilities	8,000	0
Total	8,000	0

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 are managed by a Superintendent, who reports to the Commissioner. More than 21,300 — 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; \$38 million Federal Funds; \$20 million Other Funds; \$74 million Internal Service Funds; \$44 million Enterprise Funds; and \$320 million in Capital Projects Funds)** for the Department of Correctional Services. This is an increase of **\$67 million (\$33 million General Fund, \$14 million Other Funds, \$20 million Capital Projects Funds)** from the 2007-08 budget. This net change primarily reflects continued growth in re-entry and mental health programs for inmates, higher health care costs including pharmaceuticals and billings from outside medical providers, as well as investments in the Department's technological infrastructure. Offsetting savings are achieved by closing three Camps and one Correctional Facility, and implementing operational efficiencies, including: initiatives to reduce energy usage, improving the delivery of inmate health care, and constraining overtime.

The Executive Budget recommends a staffing level of **31,603 FTEs** for the Department of Correctional Services, a **decrease of 153** from the 2007-08 budget. This primarily reflects the anticipated facility closures offset by an expansion of mental health and re-entry programs.

Major budget actions include:

- **Reflecting Savings from Prison Closures:** Since 1999 the Department's under-custody population has fallen by over 9,000 inmates, particularly in minimum security facilities, and has resulted in significant areas of unused prison capacity. Under 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 Department will follow the provisions of the law, and anticipates a January 2009 closure date for Camp Pharsalia, Camp Gabriels, the Camp at the Mt. McGregor Correctional Facility and the Hudson Correctional Facility. Staff at these facilities will be offered positions at other correctional facilities or can accept openings in other State agencies if they prefer.

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- **Expanding Re-entry Programs:** The Department recently opened its first Re-entry Unit at the Orleans Correctional Facility which connects inmates nearing release with community support programs. This 60-bed Unit houses inmates who will be released to nearby Erie County and allows parole officers, social workers, employment counselors, community organization volunteers and others to meet with inmates prior to their release. The Department will replicate this unit at three additional facilities during 2008-09. The Department will also expand its Family Reunion Program which provides select inmates the opportunity to meet in private with their families for an extended period of time. Investments in the Department's technological infrastructure will also permit the development of applications to enhance the effectiveness of existing rehabilitative programs and improve on the sharing of data with other criminal justice agencies.
- **Establishing a Parole Violator Facility:** The Edgecombe Correctional Facility will be used to hold technical parole violators for up to 30 days. The facility will have the capacity to hold 100 parolees and resources will be provided to expand this program by up to 130 additional parolees. The Department will contract with an Office of Alcoholism and Substance Abuse Services licensed provider to deliver the treatment program at this facility. Parolees entering the facility will receive an assessment for placement in a drug intervention, cognitive behavior, or drug prevention program. Upon their release they will receive case management community follow-up.
- **Additional Mental Health Treatment Programs:** The Department, in cooperation with the Office of Mental Health, will continue to expand its mental health treatment programs. During the 2008-09 fiscal year, additional residential treatment units, which provide intensive treatment and programs to inmates with serious mental illness, will be opened at the Albion, Bedford Hills, Green Haven, Fishkill and Great Meadow Correctional Facilities. A new 100 bed Residential Mental Health Unit will open at the Marcy Correctional Facility to provide inmate-patients, who were identified with a serious mental illness while in disciplinary confinement, with specialized treatment. Other mental health initiatives starting in 2008-09 include opening 215 beds for inmates to transition out of mental health units and back into general confinement, and expansion of mental health assessments at Reception Centers. More than \$36 million in capital investments will be committed to implement these initiatives.
- **Implementing Operational Efficiencies:** Savings will be achieved by focusing on capital improvement projects that reduce energy utilization, exploring new ways to deliver health services in a more cost-effective manner (including the expanded utilization of telemedicine), and from tightening overtime controls. Health services costs will also be reduced by expediting the parole medical release procedures for terminally ill inmates and inmates with severe incapacitating conditions.
- **Offering Cook/Chill Products to Local Jails:** The Food Production Center at the Oneida Correctional Facility provides low cost and nutritious meals to inmates at all of the Department's 70 correctional institutions. At a cost reflecting only the production and transportation of the food product, local jails will have the option to purchase bulk quantities of chilled food that are easily reheated, or cook/chill products, resulting in savings for the participating jails while providing their inmates with the same nutritious meals that are served in State prisons.

PROGRAM HIGHLIGHTS

The under-custody prison population is projected to decline to an estimated 62,200 inmates by the end of 2008-09 — a drop of 9,000 inmates since peaking at nearly 71,600 in 1999, and a drop of 600 inmates from the start of the 2008-09 fiscal year. The decline during 2008-09 can be attributed to the release of offenders, that received longer determinate sentences under the Truth-In-Sentencing Law of 1995 and Jenna's Law of 1998; and the release of low level drug offenders, who are completing determinant sentences under the Felony Drug Reform Act of 2004. Additionally, offenders who had been denied release by the Parole Board will reach two-thirds of their maximum sentence during 2008-09 and will be required to be conditionally released back to the community.

The continued decline in inmates has created growing levels of unneeded bed capacity. To ensure that taxpayer monies are used in the most effective manner, and are dedicated to the State's most critical needs, notification has been issued to close three of the Department's Camps and the Hudson Medium Security Correctional Facility. At the same time, the Department will invest 238 new staff in expanded treatment for inmates with mental illness and will add new transitional programs to prepare inmates for release.

A critical responsibility of the Department is the preparation of inmates for successful reintegration back into the community upon their release. Inmates released during 2008-09 will range from felony offenders who served long determinate sentences to low level drug offenders who received short sentences but continue to have a significant need for services. More than 24,500 persons are expected to be released to parole supervision next year, and to benefit from expanded services to assist inmates in returning 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. Eligible inmates can also enroll in college programs and earn a degree. 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 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 community is maintained by the Supervision of Inmates Program while the Support Services Program provides all resources necessary for the operation of a

CORRECTIONAL SERVICES

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)

Category	Available 2007-08	Appropriations Recommended 2008-09	Change	Reappropriations Recommended 2008-09
State Operations	2,635,236,000	2,682,756,000	47,520,000	37,500,000
Aid To Localities	6,409,000	6,000,000	(409,000)	6,409,000
Capital Projects	300,000,000	320,000,000	20,000,000	526,895,000
Total	<u>2,941,645,000</u>	<u>3,008,756,000</u>	<u>67,111,000</u>	<u>570,804,000</u>

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

Full-Time Equivalent Positions (FTE)

Program	2007-08 Estimated FTEs 03/31/08	2008-09 Estimated FTEs 03/31/09	FTE Change
Administration			
General Fund	243	248	5
Special Revenue Funds - Federal	671	671	0
Enterprise Funds	11	11	0
Correctional Industries			
Internal Service Funds	474	357	(117)
Facilities Planning and Development			
Capital Projects Funds - Other	32	32	0
Health Services			
General Fund	1,972	1,967	(5)
Program Services			
General Fund	3,488	3,455	(33)
Supervision of Inmates			
General Fund	21,344	21,316	(28)
Support Services			
General Fund	3,521	3,506	(15)
Special Revenue Funds - Other	0	40	40
Total	<u>31,756</u>	<u>31,603</u>	<u>(153)</u>

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

Fund Type	Available 2007-08	Recommended 2008-09	Change
General Fund	2,472,928,000	2,505,951,000	33,023,000
Special Revenue Funds - Federal	36,800,000	38,300,000	1,500,000
Special Revenue Funds - Other	1,450,000	19,950,000	18,500,000
Enterprise Funds	44,347,000	44,347,000	0
Internal Service Funds	79,711,000	74,208,000	(5,503,000)
Total	<u>2,635,236,000</u>	<u>2,682,756,000</u>	<u>47,520,000</u>

Adjustments:

Transfer(s) From	
Special Pay Bill	
General Fund	(16,024,000)
Appropriated 2007-08	<u>2,619,212,000</u>

CORRECTIONAL SERVICES

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

Program	Available 2007-08	Recommended 2008-09	Change
Administration			
General Fund	25,314,000	26,038,000	724,000
Special Revenue Funds - Federal	36,800,000	38,300,000	1,500,000
Special Revenue Funds - Other	250,000	250,000	0
Enterprise Funds	2,682,000	2,682,000	0
Correctional Industries			
Internal Service Funds	79,711,000	74,208,000	(5,503,000)
Health Services			
General Fund	349,078,000	355,717,000	6,639,000
Program Services			
General Fund	229,841,000	237,433,000	7,592,000
Special Revenue Funds - Other	100,000	100,000	0
Enterprise Funds	39,900,000	39,900,000	0
Supervision of Inmates			
General Fund	1,406,503,000	1,398,572,000	(7,931,000)
Support Services			
General Fund	462,192,000	488,191,000	25,999,000
Special Revenue Funds - Other	1,100,000	19,600,000	18,500,000
Enterprise Funds	1,765,000	1,765,000	0
Total	<u>2,635,236,000</u>	<u>2,682,756,000</u>	<u>47,520,000</u>

STATE OPERATIONS - GENERAL FUND SUMMARY OF PERSONAL SERVICE APPROPRIATIONS AND CHANGES 2008-09 RECOMMENDED (dollars)

Program	Total		Personal Service Regular (Annual Salaried)	
	Amount	Change	Amount	Change
Administration	16,387,000	724,000	16,268,000	719,000
Health Services	127,769,000	984,000	114,996,000	974,000
Program Services	185,938,000	3,127,000	168,178,000	1,870,000
Supervision of Inmates	1,372,585,000	(7,891,000)	1,274,317,000	1,895,000
Support Services	173,072,000	7,352,000	162,320,000	6,968,000
Total	<u>1,875,751,000</u>	<u>4,296,000</u>	<u>1,736,079,000</u>	<u>12,426,000</u>

Program	Temporary Service (Nonannual Salaried)		Holiday/Overtime Pay (Annual Salaried)	
	Amount	Change	Amount	Change
Administration	0	0	119,000	5,000
Health Services	5,184,000	760,000	7,589,000	(750,000)
Program Services	13,390,000	853,000	4,370,000	404,000
Supervision of Inmates	15,295,000	214,000	82,973,000	(10,000,000)
Support Services	459,000	17,000	10,293,000	367,000
Total	<u>34,328,000</u>	<u>1,844,000</u>	<u>105,344,000</u>	<u>(9,974,000)</u>

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**STATE OPERATIONS - GENERAL FUND
SUMMARY OF NONPERSONAL SERVICE AND MAINTENANCE UNDISTRIBUTED
APPROPRIATIONS AND CHANGES
2008-09 RECOMMENDED
(dollars)**

Program	Total		Supplies and Materials	
	Amount	Change	Amount	Change
Administration	9,651,000	0	399,000	0
Health Services	227,948,000	5,655,000	86,481,000	1,380,000
Program Services	51,495,000	4,465,000	11,894,000	596,000
Supervision of Inmates	25,987,000	(40,000)	12,191,000	(19,000)
Support Services	315,119,000	18,647,000	142,032,000	8,405,000
Total	630,200,000	28,727,000	252,997,000	10,362,000

Program	Travel		Contractual Services	
	Amount	Change	Amount	Change
Administration	354,000	0	6,218,000	0
Health Services	684,000	132,000	137,589,000	3,870,000
Program Services	1,034,000	331,000	34,937,000	3,306,000
Supervision of Inmates	4,051,000	(6,000)	7,990,000	(12,000)
Support Services	651,000	38,000	152,702,000	9,036,000
Total	6,774,000	495,000	339,436,000	16,200,000

Program	Equipment		Maintenance Undistributed	
	Amount	Change	Amount	Change
Administration	680,000	0	2,000,000	0
Health Services	3,194,000	273,000	0	0
Program Services	3,630,000	232,000	0	0
Supervision of Inmates	1,755,000	(3,000)	0	0
Support Services	19,734,000	1,168,000	0	0
Total	28,993,000	1,670,000	2,000,000	0

**STATE OPERATIONS - OTHER THAN GENERAL FUND
SUMMARY OF APPROPRIATIONS AND CHANGES
2008-09 RECOMMENDED
(dollars)**

Program	Total		Personal Service	
	Amount	Change	Amount	Change
Administration	41,232,000	1,500,000	34,827,000	1,500,000
Correctional Industries	74,208,000	(5,503,000)	21,192,000	(4,916,000)
Program Services	40,000,000	0	0	0
Support Services	21,365,000	18,500,000	1,700,000	1,700,000
Total	176,805,000	14,497,000	57,719,000	(1,716,000)

Program	Nonpersonal Service		Maintenance Undistributed	
	Amount	Change	Amount	Change
Administration	2,105,000	0	4,300,000	0
Correctional Industries	53,016,000	(587,000)	0	0
Program Services	40,000,000	0	0	0
Support Services	19,665,000	16,800,000	0	0
Total	114,786,000	16,213,000	4,300,000	0

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

Fund Type	Available 2007-08	Recommended 2008-09	Change
General Fund	6,409,000	6,000,000	(409,000)
Total	6,409,000	6,000,000	(409,000)

CORRECTIONAL SERVICES

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

<u>Program</u>	<u>Available 2007-08</u>	<u>Recommended 2008-09</u>	<u>Change</u>
Program Services			
General Fund	409,000	0	(409,000)
Support Services			
General Fund	6,000,000	6,000,000	0
Total	<u>6,409,000</u>	<u>6,000,000</u>	<u>(409,000)</u>

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

<u>Comprehensive Construction Program</u>	<u>Available 2007-08</u>	<u>Recommended 2008-09</u>	<u>Change</u>	<u>Reappropriations 2008-09</u>
Maintenance and Improvement of Existing Facilities				
Special Conservation Activities Account	0	0	0	3,000,000
Correctional Facilities Capital Improvement Fund	300,000,000	320,000,000	20,000,000	523,895,000
Total	<u>300,000,000</u>	<u>320,000,000</u>	<u>20,000,000</u>	<u>526,895,000</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 103 staff in 2008-09.

BUDGET HIGHLIGHTS

The Executive Budget recommends **\$77.6 million All Funds (\$39.2 million Other Funds and \$38.4 million Federal Funds)** for the Board, which is a net increase of **\$1.7 million** from the 2007-08 budget. The increase is largely a result of shifting operating expenses from the General Fund to the Criminal Justice Improvement Account, Special Revenue Fund-Other, 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 **103 FTEs** which is unchanged from the 2007-08 budget.

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.

The Crime Victims Board strives to be a leader in serving needs of crime victims and educating victims about their rights and the services available to them. Most notably, the Chair of the Board serves on an Interagency Task Force on Human Trafficking and the agency implemented a regulation allowing victims of crimes of labor and sex trafficking to avail themselves of the full array of CVB benefits.

PAYMENTS TO VICTIMS

Over the past five years, the agency has processed, on average, more than 16,000 new claims annually 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

CRIME VICTIMS

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)

Category	Available 2007-08	Appropriations Recommended 2008-09	Change	Reappropriations Recommended 2008-09
State Operations	7,448,000	10,891,000	3,443,000	0
Aid To Localities	68,534,000	66,744,000	(1,790,000)	44,150,000
Capital Projects	0	0	0	0
Total	75,982,000	77,635,000	1,653,000	44,150,000

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

Full-Time Equivalent Positions (FTE)

Program	2007-08 Estimated FTEs 03/31/08	2008-09 Estimated FTEs 03/31/09	FTE Change
Administration			
General Fund	70	0	(70)
Special Revenue Funds - Federal	28	28	0
Special Revenue Funds - Other	5	75	70
Total	<u>103</u>	<u>103</u>	<u>0</u>

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

Fund Type	Available 2007-08	Recommended 2008-09	Change
Special Revenue Funds - Federal	1,925,000	2,955,000	1,030,000
Special Revenue Funds - Other	5,523,000	7,936,000	2,413,000
Total	<u>7,448,000</u>	<u>10,891,000</u>	<u>3,443,000</u>

Adjustments:

Transfer(s) From	
Crime Victims Board	
General Fund	(4,596,000)
Transfer(s) To	
Crime Victims Board	
Special Revenue Funds - Other	4,596,000
Appropriated 2007-08	<u>7,448,000</u>

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

Program	Available 2007-08	Recommended 2008-09	Change
Administration			
Special Revenue Funds - Federal	1,925,000	1,925,000	0
Special Revenue Funds - Other	5,523,000	7,676,000	2,153,000
Victim and Witness Assistance			
Special Revenue Funds - Federal	0	1,030,000	1,030,000
Special Revenue Funds - Other	0	260,000	260,000
Total	<u>7,448,000</u>	<u>10,891,000</u>	<u>3,443,000</u>

**STATE OPERATIONS - OTHER THAN GENERAL FUND
SUMMARY OF APPROPRIATIONS AND CHANGES
2008-09 RECOMMENDED
(dollars)**

Program	Total		Personal Service	
	Amount	Change	Amount	Change
Administration	9,601,000	2,153,000	5,517,000	155,000
Victim and Witness Assistance	1,290,000	1,290,000	783,000	783,000
Total	<u>10,891,000</u>	<u>3,443,000</u>	<u>6,300,000</u>	<u>938,000</u>

Program	Nonpersonal Service	
	Amount	Change
Administration	4,084,000	1,998,000
Victim and Witness Assistance	507,000	507,000
Total	<u>4,591,000</u>	<u>2,505,000</u>

CRIME VICTIMS

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

<u>Fund Type</u>	<u>Available 2007-08</u>	<u>Recommended 2008-09</u>	<u>Change</u>
Special Revenue Funds - Federal	36,523,000	35,493,000	(1,030,000)
Special Revenue Funds - Other	32,011,000	31,251,000	(760,000)
Total	<u>68,534,000</u>	<u>66,744,000</u>	<u>(1,790,000)</u>

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

<u>Program</u>	<u>Available 2007-08</u>	<u>Recommended 2008-09</u>	<u>Change</u>
Payment to Victims			
Special Revenue Funds - Federal	11,523,000	11,523,000	0
Special Revenue Funds - Other	24,000,000	24,000,000	0
Victim and Witness Assistance			
Special Revenue Funds - Federal	25,000,000	23,970,000	(1,030,000)
Special Revenue Funds - Other	8,011,000	7,251,000	(760,000)
Total	<u>68,534,000</u>	<u>66,744,000</u>	<u>(1,790,000)</u>

DIVISION OF CRIMINAL JUSTICE SERVICES

MISSION

The mission of the Division of Criminal Justice Services 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 systemwide 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 **\$231 million All Funds (\$126 million General Fund and \$105 million Other Funds)** for the Division of Criminal Justice Services. This is a decrease of **\$ 23 million All Funds (\$32 million General Fund decrease and \$9 million Other Funds increase)** from the 2007-08 budget. The changes primarily reflect several funding shifts that reduce the need for General Fund support.

The Executive Budget recommends a staffing level of **738 FTEs** for the Division of Criminal Justice Services, an **increase of 6** from the 2007-08 budget. This increase reflects the establishment of positions at local crime analysis centers throughout the State.

Major budget actions include:

- **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.
- **Operation IMPACT:** The Division will provide \$17.5 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.
- **Witness Protection Program:** Funding is provided for the operation of a witness protection program. Working cooperatively with local law enforcement officials, the Division will make available \$500,000 in funding 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 \$4.3 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.

CRIMINAL JUSTICE SERVICES

- **eJusticeNY**: Funding is provided for the continued support of a secure communications network which provides law enforcement with essential operational support, such as criminal history information and offender photos, as well as the Integrated Justice Management System.
- **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, and the Operation SAFE CHILD program.

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 pursuant to 2007 law; and implementing new 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. The Division processes approximately 1.2 million fingerprints each year.

In 2008-09, 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, substance abuse treatment of offenders, 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.

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.

CRIMINAL JUSTICE SERVICES

ALL FUNDS APPROPRIATIONS (dollars)

Category	Available 2007-08	Appropriations Recommended 2008-09	Change	Reappropriations Recommended 2008-09
State Operations	112,491,000	115,844,000	3,353,000	98,250,000
Aid To Localities	141,548,127	115,263,000	(26,285,127)	223,622,500
Capital Projects	0	0	0	0
Total	<u>254,039,127</u>	<u>231,107,000</u>	<u>(22,932,127)</u>	<u>321,872,500</u>

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

Full-Time Equivalent Positions (FTE)

Program	2007-08 Estimated FTEs 03/31/08	2008-09 Estimated FTEs 03/31/09	FTE Change
Administration			
General Fund	117	117	0
Funding and Program Assistance			
General Fund	53	53	0
Special Revenue Funds - Federal	79	79	0
Special Revenue Funds - Other	4	4	0
Operation and Systems			
General Fund	398	404	6
Special Revenue Funds - Federal	23	23	0
Public Safety			
General Fund	55	55	0
Special Revenue Funds - Other	3	3	0
Total	<u>732</u>	<u>738</u>	<u>6</u>

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

Fund Type	Available 2007-08	Recommended 2008-09	Change
General Fund	63,342,000	64,015,000	673,000
Special Revenue Funds - Federal	23,000,000	25,750,000	2,750,000
Special Revenue Funds - Other	26,149,000	26,079,000	(70,000)
Total	<u>112,491,000</u>	<u>115,844,000</u>	<u>3,353,000</u>

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

Program	Available 2007-08	Recommended 2008-09	Change
Administration			
General Fund	15,855,000	16,270,000	415,000
Funding and Program Assistance			
General Fund	4,303,000	4,303,000	0
Special Revenue Funds - Federal	20,500,000	20,750,000	250,000
Special Revenue Funds - Other	899,000	829,000	(70,000)
Operation and Systems			
General Fund	39,473,000	39,720,000	247,000
Special Revenue Funds - Federal	2,500,000	5,000,000	2,500,000
Special Revenue Funds - Other	24,000,000	24,000,000	0
Public Safety			
General Fund	3,711,000	3,722,000	11,000
Special Revenue Funds - Other	1,250,000	1,250,000	0
Total	<u>112,491,000</u>	<u>115,844,000</u>	<u>3,353,000</u>

CRIMINAL JUSTICE SERVICES

**STATE OPERATIONS - GENERAL FUND
SUMMARY OF PERSONAL SERVICE APPROPRIATIONS AND CHANGES
2008-09 RECOMMENDED
(dollars)**

Program	Total		Personal Service Regular (Annual Salaried)	
	Amount	Change	Amount	Change
Administration	6,542,000	59,000	6,503,000	59,000
Funding and Program Assistance	3,746,000	0	3,741,000	0
Operation and Systems	19,746,000	827,000	19,601,000	792,000
Public Safety	3,133,000	0	3,113,000	0
Total	33,167,000	886,000	32,958,000	851,000

Program	Temporary Service (Nonannual Salaried)		Holiday/Overtime Pay (Annual Salaried)	
	Amount	Change	Amount	Change
Administration	5,000	0	34,000	0
Funding and Program Assistance	0	0	5,000	0
Operation and Systems	0	0	145,000	35,000
Public Safety	0	0	20,000	0
Total	5,000	0	204,000	35,000

**STATE OPERATIONS - GENERAL FUND
SUMMARY OF NONPERSONAL SERVICE AND MAINTENANCE UNDISTRIBUTED
APPROPRIATIONS AND CHANGES
2008-09 RECOMMENDED
(dollars)**

Program	Total		Supplies and Materials	
	Amount	Change	Amount	Change
Administration	9,728,000	356,000	1,325,000	85,000
Funding and Program Assistance	557,000	0	110,000	0
Operation and Systems	19,974,000	(580,000)	408,000	0
Public Safety	589,000	11,000	145,000	0
Total	30,848,000	(213,000)	1,988,000	85,000

Program	Travel		Contractual Services	
	Amount	Change	Amount	Change
Administration	180,000	12,000	6,498,000	259,000
Funding and Program Assistance	150,000	0	261,000	0
Operation and Systems	238,000	10,000	17,003,000	(1,690,000)
Public Safety	258,000	11,000	156,000	0
Total	826,000	33,000	23,918,000	(1,431,000)

Program	Equipment		Maintenance Undistributed	
	Amount	Change	Amount	Change
Administration	725,000	0	1,000,000	0
Funding and Program Assistance	36,000	0	0	0
Operation and Systems	2,325,000	1,100,000	0	0
Public Safety	30,000	0	0	0
Total	3,116,000	1,100,000	1,000,000	0

CRIMINAL JUSTICE SERVICES

STATE OPERATIONS - OTHER THAN GENERAL FUND SUMMARY OF APPROPRIATIONS AND CHANGES 2008-09 RECOMMENDED (dollars)

Program	Total		Personal Service	
	Amount	Change	Amount	Change
Funding and Program Assistance	21,579,000	180,000	2,600,000	(2,850,000)
Operation and Systems	29,000,000	2,500,000	0	0
Public Safety	1,250,000	0	0	0
Total	<u>51,829,000</u>	<u>2,680,000</u>	<u>2,600,000</u>	<u>(2,850,000)</u>

Program	Nonpersonal Service		Maintenance Undistributed	
	Amount	Change	Amount	Change
Funding and Program Assistance	629,000	(20,000)	18,350,000	3,050,000
Operation and Systems	0	0	29,000,000	2,500,000
Public Safety	0	0	1,250,000	0
Total	<u>629,000</u>	<u>(20,000)</u>	<u>48,600,000</u>	<u>5,550,000</u>

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

Fund Type	Available 2007-08	Recommended 2008-09	Change
General Fund	95,247,127	62,391,000	(32,856,127)
Special Revenue Funds - Federal	22,350,000	23,550,000	1,200,000
Special Revenue Funds - Other	23,951,000	29,322,000	5,371,000
Total	<u>141,548,127</u>	<u>115,263,000</u>	<u>(26,285,127)</u>

Adjustments:

Transfer(s) From Parole, Division of General Fund	(2,000,000)
Appropriated 2007-08	<u>139,548,127</u>

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

Program	Available 2007-08	Recommended 2008-09	Change
Funding and Program Assistance			
General Fund	85,316,500	62,391,000	(22,925,500)
Special Revenue Funds - Federal	22,350,000	23,550,000	1,200,000
Special Revenue Funds - Other	23,951,000	29,322,000	5,371,000
Community Projects			
General Fund	9,930,627	0	(9,930,627)
Total	<u>141,548,127</u>	<u>115,263,000</u>	<u>(26,285,127)</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 Executive Budget recommends over **\$22.3 million in All Funds (\$9.3 million General Fund, \$13 million Other Funds)** for the State Board of Elections. This is a **\$17 million All Funds** reduction and reflects net changes including a **\$2 million General Fund** increase to maintain the Statewide Voter Registration Database and accommodate inflationary adjustments; and a **\$19 million decrease in Other and Federal Funds**. The Board will have a workforce of **83 FTEs**, unchanged from 2007-08. The budget recommends reappropriating over **\$258 million** in unspent funds for the implementation of the Help America Vote Act (HAVA).

Major initiative:

- **Funding of Disability Accessible Voting Machines:** The budget provides \$10 million in funding for the purchase of HAVA compliant voting machines which could be used by disabled voters. This brings the total of supplemental funding to local governments for the implementation of HAVA to \$37 million.

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, beginning with the acquisition of disability accessible ballot marking devices for the September 2008 election. While New York has delayed HAVA implementation, the State has done so in a concerted effort to assure that any replacement voting machine conforms to State law, meet the needs of the State's disabled population and ensures that every vote in New York counts.

ELECTIONS

A priority of the Board remains the continued use of technology to provide services and information to local election boards and the public. Financial disclosure reports and election information on the Board's web site are accessed by an estimated 10 million requestors annually.

ALL FUNDS APPROPRIATIONS (dollars)

Category	Available 2007-08	Appropriations Recommended 2008-09	Change	Reappropriations Recommended 2008-09
State Operations	20,830,000	11,326,000	(9,504,000)	23,000,000
Aid To Localities	18,500,000	11,000,000	(7,500,000)	235,500,000
Capital Projects	0	0	0	0
Total	39,330,000	22,326,000	(17,004,000)	258,500,000

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

Full-Time Equivalent Positions (FTE)

Program	2007-08 Estimated FTEs 03/31/08	2008-09 Estimated FTEs 03/31/09	FTE Change
Investigations of Campaign Financing			
General Fund	21	21	0
Regulation of Elections			
General Fund	53	62	9
Special Revenue Funds - Federal	9	0	(9)
Total	83	83	0

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

Fund Type	Available 2007-08	Recommended 2008-09	Change
General Fund	7,230,000	9,326,000	2,096,000
Special Revenue Funds - Federal	5,000,000	0	(5,000,000)
Special Revenue Funds - Other	8,600,000	2,000,000	(6,600,000)
Total	20,830,000	11,326,000	(9,504,000)

Adjustments:	
Prior Year Deficiency	
Elections, State Board of	
Special Revenue Funds - Other	3,800,000
Appropriated 2007-08	24,630,000

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

Program	Available 2007-08	Recommended 2008-09	Change
Investigations of Campaign Financing			
General Fund	1,500,000	1,500,000	0
Regulation of Elections			
General Fund	5,730,000	7,826,000	2,096,000
Special Revenue Funds - Federal	5,000,000	0	(5,000,000)
Special Revenue Funds - Other	8,600,000	2,000,000	(6,600,000)
Total	20,830,000	11,326,000	(9,504,000)

**STATE OPERATIONS - GENERAL FUND
SUMMARY OF PERSONAL SERVICE APPROPRIATIONS AND CHANGES
2008-09 RECOMMENDED
(dollars)**

Program	Total		Personal Service Regular (Annual Salaried)	
	Amount	Change	Amount	Change
Investigations of Campaign Financing	1,250,000	0	1,250,000	0
Regulation of Elections	3,746,000	292,000	3,677,000	248,000
Total	4,996,000	292,000	4,927,000	248,000

Program	Temporary Service (Nonannual Salaried)		Holiday/Overtime Pay (Annual Salaried)	
	Amount	Change	Amount	Change
Investigations of Campaign Financing	0	0	0	0
Regulation of Elections	61,000	44,000	8,000	0
Total	61,000	44,000	8,000	0

**STATE OPERATIONS - GENERAL FUND
SUMMARY OF NONPERSONAL SERVICE AND MAINTENANCE UNDISTRIBUTED
APPROPRIATIONS AND CHANGES
2008-09 RECOMMENDED
(dollars)**

Program	Total		Supplies and Materials	
	Amount	Change	Amount	Change
Investigations of Campaign Financing	250,000	0	0	0
Regulation of Elections	4,080,000	1,804,000	250,000	100,000
Total	4,330,000	1,804,000	250,000	100,000

Program	Travel		Contractual Services	
	Amount	Change	Amount	Change
Investigations of Campaign Financing	0	0	250,000	0
Regulation of Elections	125,000	19,000	3,465,000	1,679,000
Total	125,000	19,000	3,715,000	1,679,000

Program	Equipment	
	Amount	Change
Investigations of Campaign Financing	0	0
Regulation of Elections	240,000	6,000
Total	240,000	6,000

**STATE OPERATIONS - OTHER THAN GENERAL FUND
SUMMARY OF APPROPRIATIONS AND CHANGES
2008-09 RECOMMENDED
(dollars)**

Program	Total		Nonpersonal Service	
	Amount	Change	Amount	Change
Regulation of Elections	2,000,000	(11,600,000)	2,000,000	(6,600,000)
Total	2,000,000	(11,600,000)	2,000,000	(6,600,000)

Program	Maintenance Undistributed	
	Amount	Change
Regulation of Elections	0	(5,000,000)
Total	0	(5,000,000)

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

Fund Type	Available 2007-08	Recommended 2008-09	Change
Special Revenue Funds - Federal	18,500,000	11,000,000	(7,500,000)
Total	18,500,000	11,000,000	(7,500,000)

ELECTIONS

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

<u>Program</u>	<u>Available 2007-08</u>	<u>Recommended 2008-09</u>	<u>Change</u>
Regulation of Elections			
Special Revenue Funds - Federal	18,500,000	11,000,000	(7,500,000)
Total	<u>18,500,000</u>	<u>11,000,000</u>	<u>(7,500,000)</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 so that agencies and employees provide high quality, uninterrupted State government services.

ORGANIZATION AND STAFFING

Located in Albany, OER is administered by a Director appointed by the Governor. OER will have a workforce of 70 positions for 2008-09, which is unchanged from 2007-08. This staffing level will enable the agency to carry out its responsibilities for negotiating and implementing collective bargaining agreements.

BUDGET HIGHLIGHTS

The Executive Budget recommends **\$7.2 million All Funds (\$4.3 million General Fund, \$0.1 million Other Funds, \$2.8 million Internal Service Funds)** for the Office of Employee Relations. This is an increase of **\$0.3 million (\$0.2 million General Fund)** from the 2007-08 budget. This net change primarily reflects growth for inflation and normal personal service increases, offset by a reduction for management efficiencies.

The Executive Budget recommends a staffing level of **70 FTEs** for the Office of Employee Relations, which is unchanged from 2007-08.

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 hearings and arbitrations before the Public Employment Relations Board. The major focus of the agency during 2008-09 will be continuing collective bargaining negotiations with many of the State employee unions.

The Office of Employee Relations is also charged with advancing sound labor management practices and improving productivity and innovation in the State's government's workforce. The Office works closely with State agencies and public employee unions to implement workforce changes smoothly. The Office is also responsible for offering statewide training programs to assist employees in improving and maintaining their skills.

ALL FUNDS APPROPRIATIONS (dollars)

Category	Available 2007-08	Appropriations Recommended 2008-09	Change	Reappropriations Recommended 2008-09
State Operations	6,866,000	7,191,000	325,000	0
Aid To Localities	0	0	0	0
Capital Projects	0	0	0	0
Total	6,866,000	7,191,000	325,000	0

EMPLOYEE RELATIONS

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

Full-Time Equivalent Positions (FTE)

Program	2007-08	2008-09	FTE Change
	Estimated FTEs 03/31/08	Estimated FTEs 03/31/09	
Contract Negotiation and Administration			
General Fund	39	39	0
Internal Service Funds	27	27	0
Management Confidential Affairs			
General Fund	4	4	0
Total	<u>70</u>	<u>70</u>	<u>0</u>

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

Fund Type	Available	Recommended	Change
	2007-08	2008-09	
General Fund	4,129,000	4,298,000	169,000
Special Revenue Funds - Other	150,000	125,000	(25,000)
Internal Service Funds	2,587,000	2,768,000	181,000
Total	<u>6,866,000</u>	<u>7,191,000</u>	<u>325,000</u>

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

Program	Available	Recommended	Change
	2007-08	2008-09	
Contract Negotiation and Administration			
General Fund	3,660,000	3,812,000	152,000
Special Revenue Funds - Other	150,000	125,000	(25,000)
Internal Service Funds	2,587,000	2,768,000	181,000
Management Confidential Affairs			
General Fund	469,000	486,000	17,000
Total	<u>6,866,000</u>	<u>7,191,000</u>	<u>325,000</u>

STATE OPERATIONS - GENERAL FUND SUMMARY OF PERSONAL SERVICE APPROPRIATIONS AND CHANGES 2008-09 RECOMMENDED (dollars)

Program	Total		Personal Service Regular (Annual Salaried)	
	Amount	Change	Amount	Change
Contract Negotiation and Administration	3,525,000	139,000	3,515,000	139,000
Management Confidential Affairs	408,000	14,000	407,000	14,000
Total	<u>3,933,000</u>	<u>153,000</u>	<u>3,922,000</u>	<u>153,000</u>

Program	Temporary Service (Nonannual Salaried)		Holiday/Overtime Pay (Annual Salaried)	
	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>

EMPLOYEE RELATIONS

**STATE OPERATIONS - GENERAL FUND
SUMMARY OF NONPERSONAL SERVICE AND MAINTENANCE UNDISTRIBUTED
APPROPRIATIONS AND CHANGES
2008-09 RECOMMENDED
(dollars)**

Program	Total		Supplies and Materials	
	Amount	Change	Amount	Change
Contract Negotiation and Administration	287,000	13,000	63,000	28,000
Management Confidential Affairs	78,000	3,000	3,000	0
Total	365,000	16,000	66,000	28,000

Program	Travel		Contractual Services	
	Amount	Change	Amount	Change
Contract Negotiation and Administration	32,000	1,000	192,000	(16,000)
Management Confidential Affairs	4,000	0	71,000	3,000
Total	36,000	1,000	263,000	(13,000)

**STATE OPERATIONS - OTHER THAN GENERAL FUND
SUMMARY OF APPROPRIATIONS AND CHANGES
2008-09 RECOMMENDED
(dollars)**

Program	Total		Personal Service	
	Amount	Change	Amount	Change
Contract Negotiation and Administration	2,893,000	156,000	1,605,000	109,000
Total	2,893,000	156,000	1,605,000	109,000

Program	Nonpersonal Service	
	Amount	Change
Contract Negotiation and Administration	1,288,000	47,000
Total	1,288,000	47,000

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 **\$20.7 million All Funds (\$20.6 million General Fund, \$100,000 Other Funds)** and a staffing level of **189 FTEs** for the Executive Chamber. Both appropriation and staffing levels remain unchanged from 2007-08.

ALL FUNDS APPROPRIATIONS (dollars)

Category	Available	Appropriations	Change	Reappropriations
	2007-08	Recommended 2008-09		Recommended 2008-09
State Operations	20,700,000	20,700,000	0	0
Aid To Localities	0	0	0	0
Capital Projects	0	0	0	0
Total	20,700,000	20,700,000	0	0

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

Full-Time Equivalent Positions (FTE)

Program	2007-08	2008-09	FTE Change
	Estimated FTEs 03/31/08	Estimated FTEs 03/31/09	
Executive Chamber			
General Fund	189	189	0
Total	189	189	0

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

Fund Type	Available	Recommended	Change
	2007-08	2008-09	
General Fund	20,600,000	20,600,000	0
Special Revenue Funds - Other	100,000	100,000	0
Total	20,700,000	20,700,000	0

EXECUTIVE CHAMBER

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

<u>Program</u>	<u>Available 2007-08</u>	<u>Recommended 2008-09</u>	<u>Change</u>
Executive Chamber			
General Fund	20,600,000	20,600,000	0
Special Revenue Funds - Other	100,000	100,000	0
Total	<u>20,700,000</u>	<u>20,700,000</u>	<u>0</u>

STATE OPERATIONS - GENERAL FUND SUMMARY OF PERSONAL SERVICE APPROPRIATIONS AND CHANGES 2008-09 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	14,650,000	0	14,250,000	0
Total	<u>14,650,000</u>	<u>0</u>	<u>14,250,000</u>	<u>0</u>

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

STATE OPERATIONS - GENERAL FUND SUMMARY OF NONPERSONAL SERVICE AND MAINTENANCE UNDISTRIBUTED APPROPRIATIONS AND CHANGES 2008-09 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	5,950,000	0	300,000	100,000
Total	<u>5,950,000</u>	<u>0</u>	<u>300,000</u>	<u>100,000</u>

<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	100,000	4,500,000	(300,000)
Total	<u>500,000</u>	<u>100,000</u>	<u>4,500,000</u>	<u>(300,000)</u>

<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	100,000	300,000	0
Total	<u>350,000</u>	<u>100,000</u>	<u>300,000</u>	<u>0</u>

STATE OPERATIONS - OTHER THAN GENERAL FUND SUMMARY OF APPROPRIATIONS AND CHANGES 2008-09 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	<u>100,000</u>	<u>0</u>	<u>100,000</u>	<u>0</u>

OFFICE OF THE LIEUTENANT GOVERNOR

In addition to assisting the Governor with other issues in 2008-09, the Lieutenant Governor is responsible for leading the State's efforts in advancing and funding stem cell research, developing renewable energy, combating domestic violence, and ensuring full participation of minority- and women-owned businesses in our economy.

The Executive Budget recommends **\$1.4 million in General Fund** appropriations and a staffing level of **15 FTEs** for the Office of the Lieutenant Governor. Both appropriation and staffing levels remain unchanged from 2007-08.

**ALL FUNDS
APPROPRIATIONS
(dollars)**

Category	Available 2007-08	Appropriations Recommended 2008-09	Change	Reappropriations Recommended 2008-09
State Operations	1,378,000	1,378,000	0	0
Aid To Localities	0	0	0	0
Capital Projects	0	0	0	0
Total	1,378,000	1,378,000	0	0

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

Full-Time Equivalent Positions (FTE)

Program	2007-08 Estimated FTEs 03/31/08	2008-09 Estimated FTEs 03/31/09	FTE Change
Administration			
General Fund	15	15	0
Total	15	15	0

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

Fund Type	Available 2007-08	Recommended 2008-09	Change
General Fund	1,378,000	1,378,000	0
Total	1,378,000	1,378,000	0

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

Program	Available 2007-08	Recommended 2008-09	Change
Administration			
General Fund	1,378,000	1,378,000	0
Total	1,378,000	1,378,000	0

EXECUTIVE CHAMBER

**STATE OPERATIONS - GENERAL FUND
SUMMARY OF PERSONAL SERVICE APPROPRIATIONS AND CHANGES
2008-09 RECOMMENDED
(dollars)**

Program	Total		Personal Service Regular (Annual Salaried)	
	Amount	Change	Amount	Change
Administration	1,191,000	(47,000)	1,174,000	(44,000)
Total	<u>1,191,000</u>	<u>(47,000)</u>	<u>1,174,000</u>	<u>(44,000)</u>

Program	Temporary Service (Nonannual Salaried)		Holiday/Overtime Pay (Annual Salaried)	
	Amount	Change	Amount	Change
Administration	10,000	0	7,000	(3,000)
Total	<u>10,000</u>	<u>0</u>	<u>7,000</u>	<u>(3,000)</u>

**STATE OPERATIONS - GENERAL FUND
SUMMARY OF NONPERSONAL SERVICE AND MAINTENANCE UNDISTRIBUTED
APPROPRIATIONS AND CHANGES
2008-09 RECOMMENDED
(dollars)**

Program	Total		Supplies and Materials	
	Amount	Change	Amount	Change
Administration	187,000	47,000	10,000	0
Total	<u>187,000</u>	<u>47,000</u>	<u>10,000</u>	<u>0</u>

Program	Travel		Contractual Services	
	Amount	Change	Amount	Change
Administration	105,000	40,000	66,000	16,000
Total	<u>105,000</u>	<u>40,000</u>	<u>66,000</u>	<u>16,000</u>

Program	Equipment	
	Amount	Change
Administration	6,000	(9,000)
Total	<u>6,000</u>	<u>(9,000)</u>

OFFICE OF GENERAL SERVICES

MISSION

The Office of General Services (OGS) mission is to manage and lease real property, design build and operate facilities, contract for goods, services and technology, 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; Procurement Services; Design and Construction; and Support Services.

BUDGET HIGHLIGHTS

The 2008-09 Executive Budget recommends **\$498.5 million All Funds (including \$159.3 million General Fund \$225.1 million Internal Service Funds, and \$114.1 million Other Funds)** to support ongoing agency activities. This is an increase of **\$10.6 million All Funds (an increase of \$2.1 million in the General Fund, \$9.8 million in Internal Service Funds, and a decrease of \$1.3 million Other Funds)** from the 2007-08 budget. This change primarily reflects expansion of efforts to reduce State costs by managing the use of overtime and insourcing building repair and maintenance whenever feasible. The Executive Budget recommends staff of 1,776 for the Office of General Services in 2008-09, an increase of 25 FTEs. A total of 19 FTE's reflect the insourcing of tradespeople to achieve savings, and 6 staff are added to assist localities in identifying contracts that localities can share, thereby reducing their costs.

Major budget action:

- **Procurement Modernization:** Legislation accompanies the Executive budget that makes permanent the Procurement Stewardship Act. It will also to expand the role of the State Procurement Council to focus more on the establishment of policies governing how State agencies procure commodities, services and technology. OGS will also undertake a study of the State's current procurement practices to ensure that its clients will get the best value at the lowest possible price. The agency will also expand its use of "aggregate buy" under which the State leverages its broad buying power by contracting for large quantities at once, on behalf of all state agencies and local governments. Similar efforts have already saved State agencies \$60 million and local governments \$140 million for technology procurements alone.

GENERAL SERVICES

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.

PROCUREMENT SERVICES

The Procurement Services Group manages the statewide procurement of commodities and services, which have an annual value exceeding \$5 billion. This group establishes standards for each purchase item by developing detailed specifications, evaluating bids, and monitoring vendor performance and quality control. Eligible local governments, schools and not-for-profit organizations may use these centralized contracts, which generally offer the best prices because of the State's purchasing power, to reduce their own operating costs. Recent utilization of the "aggregate buy" method of procurement, where a specified amount of product or service is bid for, has generated significant savings for both State agencies and local governments. OGS will continue to explore how to make even wider use of this procurement tool.

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.

SUPPORT SERVICES

Employees in this group provide and manage the delivery of interagency mail, employee and visitor parking and the transfer of Federal and State surplus property. These employees also warehouse federally donated food and distribute it to school districts and food pantries.

GENERAL SERVICES

ALL FUNDS APPROPRIATIONS (dollars)

Category	Available 2007-08	Appropriations Recommended 2008-09	Change	Reappropriations Recommended 2008-09
State Operations	405,384,000	418,469,000	13,085,000	6,315,000
Aid To Localities	168,800	0	(168,800)	0
Capital Projects	82,350,000	80,000,000	(2,350,000)	251,314,000
Total	<u>487,902,800</u>	<u>498,469,000</u>	<u>10,566,200</u>	<u>257,629,000</u>

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

Full-Time Equivalent Positions (FTE)

Program	2007-08 Estimated FTEs 03/31/08	2008-09 Estimated FTEs 03/31/09	FTE Change
Design and Construction			
Internal Service Funds	420	420	0
Executive Direction			
General Fund	113	113	0
Internal Service Funds	26	26	0
Procurement Services			
General Fund	161	167	6
Special Revenue Funds - Other	18	18	0
Internal Service Funds	78	78	0
Real Property Management and Development			
General Fund	819	838	19
Special Revenue Funds - Other	55	55	0
Enterprise Funds	12	12	0
Internal Service Funds	49	49	0
Total	<u>1,751</u>	<u>1,776</u>	<u>25</u>

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

Fund Type	Available 2007-08	Recommended 2008-09	Change
General Fund	157,208,000	159,266,000	2,058,000
Special Revenue Funds - Federal	8,230,000	8,230,000	0
Special Revenue Funds - Other	22,446,000	23,103,000	657,000
Enterprise Funds	1,976,000	2,006,000	30,000
Internal Service Funds	215,274,000	225,114,000	9,840,000
Fiduciary Funds	250,000	750,000	500,000
Total	<u>405,384,000</u>	<u>418,469,000</u>	<u>13,085,000</u>

Adjustments:	
Transfer(s) From	
Special Pay Bill	
General Fund	(130,000)
Appropriated 2007-08	<u>405,254,000</u>

GENERAL SERVICES

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

<u>Program</u>	<u>Available 2007-08</u>	<u>Recommended 2008-09</u>	<u>Change</u>
Curatorial Services Program			
Fiduciary Funds	250,000	750,000	500,000
Design and Construction			
General Fund	130,000	0	(130,000)
Internal Service Funds	59,027,000	60,260,000	1,233,000
Executive Direction			
General Fund	13,166,000	13,321,000	155,000
Special Revenue Funds - Other	1,217,000	1,240,000	23,000
Enterprise Funds	89,000	89,000	0
Internal Service Funds	95,293,000	98,074,000	2,781,000
Procurement Services			
General Fund	11,693,000	11,746,000	53,000
Special Revenue Funds - Federal	8,230,000	8,230,000	0
Special Revenue Funds - Other	5,034,000	5,108,000	74,000
Internal Service Funds	42,945,000	44,138,000	1,193,000
Real Property Management and Development			
General Fund	132,219,000	134,199,000	1,980,000
Special Revenue Funds - Other	16,195,000	16,755,000	560,000
Enterprise Funds	1,887,000	1,917,000	30,000
Internal Service Funds	18,009,000	22,642,000	4,633,000
Total	<u>405,384,000</u>	<u>418,469,000</u>	<u>13,085,000</u>

STATE OPERATIONS - GENERAL FUND SUMMARY OF PERSONAL SERVICE APPROPRIATIONS AND CHANGES 2008-09 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>
Design and Construction	0	(130,000)	0	(93,000)
Executive Direction	6,805,000	0	6,774,000	0
Procurement Services	9,929,000	0	9,899,000	0
Real Property Management and Development	40,155,000	759,000	36,221,000	2,504,000
Total	<u>56,889,000</u>	<u>629,000</u>	<u>52,894,000</u>	<u>2,411,000</u>
<u>Program</u>	<u>Temporary Service (Nonannual Salaried)</u>		<u>Holiday/Overtime Pay (Annual Salaried)</u>	
	<u>Amount</u>	<u>Change</u>	<u>Amount</u>	<u>Change</u>
Design and Construction	0	(2,000)	0	(35,000)
Executive Direction	0	0	31,000	0
Procurement Services	0	0	30,000	0
Real Property Management and Development	2,468,000	(50,000)	1,466,000	(1,695,000)
Total	<u>2,468,000</u>	<u>(52,000)</u>	<u>1,527,000</u>	<u>(1,730,000)</u>

GENERAL SERVICES

**STATE OPERATIONS - GENERAL FUND
SUMMARY OF NONPERSONAL SERVICE AND MAINTENANCE UNDISTRIBUTED
APPROPRIATIONS AND CHANGES
2008-09 RECOMMENDED
(dollars)**

Program	Total		Supplies and Materials	
	Amount	Change	Amount	Change
Executive Direction	6,516,000	155,000	103,000	(69,000)
Procurement Services	1,817,000	53,000	35,000	0
Real Property Management and Development	94,044,000	1,221,000	7,966,000	865,000
Total	<u>102,377,000</u>	<u>1,429,000</u>	<u>8,104,000</u>	<u>796,000</u>

Program	Travel		Contractual Services	
	Amount	Change	Amount	Change
Executive Direction	72,000	22,000	6,264,000	367,000
Procurement Services	72,000	28,000	1,633,000	54,000
Real Property Management and Development	204,000	6,000	85,236,000	2,303,000
Total	<u>348,000</u>	<u>56,000</u>	<u>93,133,000</u>	<u>2,724,000</u>

Program	Equipment	
	Amount	Change
Executive Direction	77,000	(165,000)
Procurement Services	77,000	(29,000)
Real Property Management and Development	638,000	(1,953,000)
Total	<u>792,000</u>	<u>(2,147,000)</u>

**STATE OPERATIONS - OTHER THAN GENERAL FUND
SUMMARY OF APPROPRIATIONS AND CHANGES
2008-09 RECOMMENDED
(dollars)**

Program	Total		Personal Service	
	Amount	Change	Amount	Change
Curatorial Services Program	750,000	500,000	0	0
Design and Construction	60,260,000	1,233,000	26,557,000	57,000
Executive Direction	99,403,000	2,804,000	2,013,000	0
Procurement Services	57,476,000	1,267,000	4,371,000	59,000
Real Property Management and Development	41,314,000	5,223,000	6,537,000	782,000
Total	<u>259,203,000</u>	<u>11,027,000</u>	<u>39,478,000</u>	<u>898,000</u>

Program	Nonpersonal Service	
	Amount	Change
Curatorial Services Program	750,000	500,000
Design and Construction	33,703,000	1,176,000
Executive Direction	97,390,000	2,804,000
Procurement Services	53,105,000	1,208,000
Real Property Management and Development	34,777,000	4,441,000
Total	<u>219,725,000</u>	<u>10,129,000</u>

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

Fund Type	Available 2007-08	Recommended 2008-09	Change
General Fund	168,800	0	(168,800)
Total	<u>168,800</u>	<u>0</u>	<u>(168,800)</u>

GENERAL SERVICES

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

<u>Program</u>	<u>Available 2007-08</u>	<u>Recommended 2008-09</u>	<u>Change</u>
Community Projects			
General Fund	168,800	0	(168,800)
Total	<u>168,800</u>	<u>0</u>	<u>(168,800)</u>

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

<u>Comprehensive Construction Program</u>	<u>Available 2007-08</u>	<u>Recommended 2008-09</u>	<u>Change</u>	<u>Reappropriations 2008-09</u>
Design and Construction Supervision				
Capital Projects Fund	12,600,000	12,600,000	0	17,640,000
Maintenance and Improvement of Real Property Facilities				
Capital Projects Fund	58,450,000	57,400,000	(1,050,000)	197,597,000
Capital Projects Fund - Advances	0	0	0	5,409,000
Capital Projects Fund - Authority Bonds	11,300,000	10,000,000	(1,300,000)	30,668,000
Total	<u>82,350,000</u>	<u>80,000,000</u>	<u>(2,350,000)</u>	<u>251,314,000</u>

OFFICE OF HOMELAND SECURITY

MISSION

The Office of Homeland Security is responsible for the development and implementation of a comprehensive statewide strategy to detect, protect against and respond to terrorist threats and events. 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 permanent 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 **\$373 million All Funds (\$11 General Fund, \$362 million Other Funds)** for the Office of Homeland Security. This is a net decrease of **\$9.3 million (a \$0.3 million General Fund decrease; a \$1 million increase in Other Funds and a \$10 million decrease in Federal Local Assistance funds)** from the 2007-2008 budget. This net change primarily reflects operating efficiencies, and the elimination of unneeded Federal appropriations. 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 **192 FTEs** for the Office of Homeland Security, an increase of 6 from the 2007-2008 budget. This reflects the creation of a local audit unit to better monitor and assist municipalities that receive Federal Homeland Security grants.

Major budget actions include:

- **Public Safety Interoperability Coordination (PSIC) Grant:** Beginning in 2008-09, the Office of Homeland Security will award \$60.7 million in Federal PSIC grant funds to locals as part of the Federal Homeland Security Grant Program. This program will enhance Statewide interoperable communications capabilities among State and local public safety agencies.
- **Local Grant Audit Unit:** The 2008-09 Executive Budget recommends the addition of six new positions within the Office of Homeland Security that will function as a local grant audit unit to oversee Federal grant expenditures in an effort

HOMELAND SECURITY

to streamline the distribution and allocation process. The addition of this unit was mandated by the Federal Department of Homeland Security and will be entirely supported by Federal grants.

- **Support for Aviation Fuel Pipeline Security:** By Chapter 630 of the Laws of 2007, the responsibilities of the Office of Homeland Security were broadened to include aviation fuel pipeline security. The Executive Budget includes \$0.3 million for this purpose.
- **Operating efficiencies:** The Office will achieve an estimated \$1 million in NPS savings associated with technology consolidations and administrative streamlining.

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.

The Office continues to take steps toward consolidating its Counter-Terrorism Network, the first of its kind in the nation, with the Integrated Justice Portal. The network is used to notify local law enforcement and other government agencies of terrorism and security-related alerts. The Office's Critical Infrastructure Assessment Teams are also conducting security assessments of critical infrastructure in New York State, including large scale reviews of security measures at energy generation and transmission plants, chemical, general aviation facilities, and pipe-line sites. The State Preparedness Training Center is undergoing extensive renovations to accommodate additional training space for first responders, with various training courses already scheduled for 2008-09.

The Office of Cyber Security and Critical Infrastructure Coordination (CSCIC) has developed a comprehensive cyber security strategy that includes the private sector along with local and Federal jurisdictions. The Office chairs the Public/Private Sector Cyber Security Workgroup and continues to play a leadership role in the Multi-State Information Sharing and Analysis Center (MS-ISAC), founded in 2003. The MS-ISAC coordinates cyber readiness and response efforts among all fifty states and is the primary point of contact between the states and Federal government on cyber security issues. These efforts have been lauded by the Federal Department of Homeland Security as exemplary.

CSCIC continues to update the statewide imagery program for state agencies and local government. Similarly, CSCIC provides State agencies with 7x24 cyber-intrusion detection monitoring services and has recently expanded this operational center to become the first nationwide cyber security operations center for state and local governments.

ALL FUNDS APPROPRIATIONS (dollars)

Category	Available 2007-08	Appropriations Recommended 2008-09	Change	Reappropriations Recommended 2008-09
State Operations	22,425,000	23,084,000	659,000	154,580,000
Aid To Localities	360,000,000	350,000,000	(10,000,000)	1,050,000,000
Capital Projects	0	0	0	0
Total	382,425,000	373,084,000	(9,341,000)	1,204,580,000

HOMELAND SECURITY

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

Full-Time Equivalent Positions (FTE)			
Program	2007-08 Estimated FTEs 03/31/08	2008-09 Estimated FTEs 03/31/09	FTE Change
Administration			
General Fund	110	110	0
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	30	36	6
Total	186	192	6

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

Fund Type	Available 2007-08	Recommended 2008-09	Change
General Fund	11,382,000	11,041,000	(341,000)
Special Revenue Funds - Other	9,543,000	10,543,000	1,000,000
Internal Service Funds	1,500,000	1,500,000	0
Total	22,425,000	23,084,000	659,000

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

Program	Available 2007-08	Recommended 2008-09	Change
Administration			
General Fund	11,382,000	11,041,000	(341,000)
Cyber Security and Critical Infrastructure			
Coordination Program			
Special Revenue Funds - Other	9,543,000	10,543,000	1,000,000
Internal Service Funds	1,500,000	1,500,000	0
Total	22,425,000	23,084,000	659,000

**STATE OPERATIONS - GENERAL FUND
SUMMARY OF PERSONAL SERVICE APPROPRIATIONS AND CHANGES
2008-09 RECOMMENDED
(dollars)**

Program	Total		Personal Service Regular (Annual Salaried)	
	Amount	Change	Amount	Change
Administration	4,513,000	290,000	4,234,000	357,000
Total	4,513,000	290,000	4,234,000	357,000

Program	Temporary Service (Nonannual Salaried)		Holiday/Overtime Pay (Annual Salaried)	
	Amount	Change	Amount	Change
Administration	262,000	(18,000)	17,000	(49,000)
Total	262,000	(18,000)	17,000	(49,000)

HOMELAND SECURITY

**STATE OPERATIONS - GENERAL FUND
SUMMARY OF NONPERSONAL SERVICE AND MAINTENANCE UNDISTRIBUTED
APPROPRIATIONS AND CHANGES
2008-09 RECOMMENDED
(dollars)**

Program	Total		Supplies and Materials	
	Amount	Change	Amount	Change
Administration	6,528,000	(631,000)	1,131,000	(66,000)
Total	6,528,000	(631,000)	1,131,000	(66,000)

Program	Contractual Services		Equipment	
	Amount	Change	Amount	Change
Administration	4,349,000	(565,000)	1,048,000	0
Total	4,349,000	(565,000)	1,048,000	0

**STATE OPERATIONS - OTHER THAN GENERAL FUND
SUMMARY OF APPROPRIATIONS AND CHANGES
2008-09 RECOMMENDED
(dollars)**

Program	Total		Personal Service	
	Amount	Change	Amount	Change
Cyber Security and Critical Infrastructure Coordination Program	12,043,000	1,000,000	2,543,000	(296,000)
Total	12,043,000	1,000,000	2,543,000	(296,000)

Program	Nonpersonal Service	
	Amount	Change
Cyber Security and Critical Infrastructure Coordination Program	9,500,000	1,296,000
Total	9,500,000	1,296,000

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

Fund Type	Available	Recommended	Change
	2007-08	2008-09	
Special Revenue Funds - Federal	360,000,000	350,000,000	(10,000,000)
Total	360,000,000	350,000,000	(10,000,000)

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

Program	Available	Recommended	Change
	2007-08	2008-09	
Homeland Security Program Special Revenue Funds - Federal	360,000,000	350,000,000	(10,000,000)
Total	360,000,000	350,000,000	(10,000,000)

OFFICE OF THE STATE INSPECTOR GENERAL

MISSION

The Office of the State Inspector General is responsible for detecting, investigating, eliminating and deterring fraud, corruption, criminal activity, conflicts of interest and abuse in State government. 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 in 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 2008-09 Executive Budget recommendations provide over **\$7.2 million in (\$7.1 million General Fund, \$0.1 million All Other Funds)**. This is a **\$0.2 million General Fund increase** from the 2007-08 budget and reflects ongoing costs to meet the demands of increasingly sophisticated investigations of alleged fraudulent activity within State government. The Office will have a workforce of **70 FTEs** in 2008-09, which is unchanged from 2007-08.

PROGRAM HIGHLIGHTS

The Office of the State Inspector General has handled more than 10,804 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's investigators work 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 520 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 2007-08	Appropriations Recommended 2008-09	Change	Reappropriations Recommended 2008-09
State Operations	7,015,000	7,225,000	210,000	0
Aid To Localities	0	0	0	0
Capital Projects	0	0	0	0
Total	7,015,000	7,225,000	210,000	0

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

Full-Time Equivalent Positions (FTE)

Program	2007-08 Estimated FTEs 03/31/08	2008-09 Estimated FTEs 03/31/09	FTE Change
Inspector General			
General Fund	70	70	0
Total	70	70	0

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

Fund Type	Available 2007-08	Recommended 2008-09	Change
General Fund	6,915,000	7,125,000	210,000
Special Revenue Funds - Other	100,000	100,000	0
Total	7,015,000	7,225,000	210,000

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

Program	Available 2007-08	Recommended 2008-09	Change
Inspector General			
General Fund	6,915,000	7,125,000	210,000
Special Revenue Funds - Other	100,000	100,000	0
Total	7,015,000	7,225,000	210,000

STATE OPERATIONS - GENERAL FUND SUMMARY OF PERSONAL SERVICE APPROPRIATIONS AND CHANGES 2008-09 RECOMMENDED (dollars)

Program	Total		Personal Service Regular (Annual Salaried)	
	Amount	Change	Amount	Change
Inspector General	6,249,000	38,000	6,238,000	38,000
Total	6,249,000	38,000	6,238,000	38,000

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

INSPECTOR GENERAL

STATE OPERATIONS - GENERAL FUND
SUMMARY OF NONPERSONAL SERVICE AND MAINTENANCE UNDISTRIBUTED
APPROPRIATIONS AND CHANGES
2008-09 RECOMMENDED
(dollars)

Program	Total		Supplies and Materials	
	Amount	Change	Amount	Change
Inspector General	876,000	172,000	100,000	(92,000)
Total	876,000	172,000	100,000	(92,000)

Program	Travel		Contractual Services	
	Amount	Change	Amount	Change
Inspector General	150,000	(47,000)	526,000	341,000
Total	150,000	(47,000)	526,000	341,000

Program	Equipment	
	Amount	Change
Inspector General	100,000	(30,000)
Total	100,000	(30,000)

STATE OPERATIONS - OTHER THAN GENERAL FUND
SUMMARY OF APPROPRIATIONS AND CHANGES
2008-09 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 Interest on Lawyer Account to fund 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.

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.

BUDGET HIGHLIGHTS

The 2008-09 Executive Budget recommends **\$72.1 million All Funds**, an increase of \$50.3 million. IOLA will have a workforce of **13 FTEs**, an increase of **4 FTEs** from 2007-08. IOLA is completely supported by revenue generated by the interest earned on IOLA escrow accounts. In August 2007, new regulations initiated by the Governor were issued to 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. The result has been a significant increase in funds that will be available for civil legal services and improvement of administration justice grants.

Major budget initiative:

- **Expanding grants to civil legal service providers:** Legislation accompanying the Executive Budget creates a more transparent process to award grants and encourages the maintenance of a statewide service system. Four new positions are added to assist in the distribution of these significantly increased grant resources.

PROGRAM HIGHLIGHTS

Under legislation submitted with the Executive Budget, at least 80 percent of the grants from the Interest on Lawyer Account special revenue fund must be used for the delivery of civil legal services to the indigent. The balance must be allocated to purposes related to the improvement of the administration of justice, including the provision of civil legal services to underserved groups such as the elderly and disabled and administrative overhead. For the 2008 calendar year, the board administering the Interest on Lawyer Account has awarded \$25 million in grants to date to over 60 organizations statewide providing civil legal services to the indigent and underserved populations of New York.

INTEREST ON LAWYER

ALL FUNDS APPROPRIATIONS (dollars)

Category	Available 2007-08	Appropriations Recommended 2008-09	Change	Reappropriations Recommended 2008-09
State Operations	1,822,000	2,134,000	312,000	0
Aid To Localities	20,000,000	70,000,000	50,000,000	3,000,000
Capital Projects	0	0	0	0
Total	21,822,000	72,134,000	50,312,000	3,000,000

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

Full-Time Equivalent Positions (FTE)

Program	2007-08 Estimated FTEs 03/31/08	2008-09 Estimated FTEs 03/31/09	FTE Change
New York Interest on Lawyer Account			
Special Revenue Funds - Other	9	13	4
Total	9	13	4

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

Fund Type	Available 2007-08	Recommended 2008-09	Change
Special Revenue Funds - Other	1,822,000	2,134,000	312,000
Total	1,822,000	2,134,000	312,000

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

Program	Available 2007-08	Recommended 2008-09	Change
New York Interest on Lawyer Account			
Special Revenue Funds - Other	1,822,000	2,134,000	312,000
Total	1,822,000	2,134,000	312,000

STATE OPERATIONS - OTHER THAN GENERAL FUND SUMMARY OF APPROPRIATIONS AND CHANGES 2008-09 RECOMMENDED (dollars)

Program	Total		Personal Service	
	Amount	Change	Amount	Change
New York Interest on Lawyer Account	2,134,000	312,000	818,000	184,000
Total	2,134,000	312,000	818,000	184,000

Program	Nonpersonal Service	
	Amount	Change
New York Interest on Lawyer Account	1,316,000	128,000
Total	1,316,000	128,000

INTEREST ON LAWYER

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

<u>Fund Type</u>	<u>Available 2007-08</u>	<u>Recommended 2008-09</u>	<u>Change</u>
General Fund	3,000,000	0	(3,000,000)
Special Revenue Funds - Other	17,000,000	70,000,000	53,000,000
Total	<u>20,000,000</u>	<u>70,000,000</u>	<u>50,000,000</u>

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

<u>Program</u>	<u>Available 2007-08</u>	<u>Recommended 2008-09</u>	<u>Change</u>
New York Interest on Lawyer Account			
General Fund	3,000,000	0	(3,000,000)
Special Revenue Funds - Other	17,000,000	70,000,000	53,000,000
Total	<u>20,000,000</u>	<u>70,000,000</u>	<u>50,000,000</u>

TEMPORARY STATE COMMISSION OF INVESTIGATION

MISSION

Established in 1958, the Temporary State Commission of Investigation has served 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.

ORGANIZATION AND STAFFING

The Commission has six salaried members, two each appointed by the Governor, the Temporary President of the Senate and the Speaker of the Assembly. The Commission's main office is in New York City.

BUDGET HIGHLIGHTS

The 2008-09 Executive Budget recommends **\$3.9 million All Fund (\$3.7 million General Fund, \$0.3 million Other Funds)**. This is an increase of **\$47,000 General Fund** over the 2007-08 budget, reflecting inflationary adjustments. In addition to the 6 commissioners, there is a staff of **26 FTEs** at the Commission, which is unchanged from 2007-08. The 2007-08 budget extended the life of the Temporary State Commission of Investigation for an additional year, sunsetting the Commission on September 1, 2008. Legislation submitted with the Executive Budget extends the Commission an additional seven months to coincide its sunset with the close of the fiscal year, and to allow the Commission adequate time to complete ongoing investigations.

ALL FUNDS APPROPRIATIONS (dollars)

Category	Available 2007-08	Appropriations Recommended 2008-09	Change	Reappropriations Recommended 2008-09
State Operations	3,929,000	3,976,000	47,000	0
Aid To Localities	0	0	0	0
Capital Projects	0	0	0	0
Total	<u>3,929,000</u>	<u>3,976,000</u>	<u>47,000</u>	<u>0</u>

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

Program	Full-Time Equivalent Positions (FTE)		
	2007-08 Estimated FTEs 03/31/08	2008-09 Estimated FTEs 03/31/09	FTE Change
	Investigation		
General Fund	32	32	0
Total	<u>32</u>	<u>32</u>	<u>0</u>

INVESTIGATION

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

<u>Fund Type</u>	<u>Available 2007-08</u>	<u>Recommended 2008-09</u>	<u>Change</u>
General Fund	3,642,000	3,689,000	47,000
Special Revenue Funds - Other	287,000	287,000	0
Total	<u>3,929,000</u>	<u>3,976,000</u>	<u>47,000</u>

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

<u>Program</u>	<u>Available 2007-08</u>	<u>Recommended 2008-09</u>	<u>Change</u>
Investigation			
General Fund	3,642,000	3,689,000	47,000
Special Revenue Funds - Other	287,000	287,000	0
Total	<u>3,929,000</u>	<u>3,976,000</u>	<u>47,000</u>

**STATE OPERATIONS - GENERAL FUND
SUMMARY OF PERSONAL SERVICE APPROPRIATIONS AND CHANGES
2008-09 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>
Investigation	2,760,000	0	2,760,000	0
Total	<u>2,760,000</u>	<u>0</u>	<u>2,760,000</u>	<u>0</u>

**STATE OPERATIONS - GENERAL FUND
SUMMARY OF NONPERSONAL SERVICE AND MAINTENANCE UNDISTRIBUTED
APPROPRIATIONS AND CHANGES
2008-09 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>
Investigation	929,000	47,000	42,000	2,000
Total	<u>929,000</u>	<u>47,000</u>	<u>42,000</u>	<u>2,000</u>

<u>Program</u>	<u>Travel</u>		<u>Contractual Services</u>	
	<u>Amount</u>	<u>Change</u>	<u>Amount</u>	<u>Change</u>
Investigation	84,000	4,000	766,000	39,000
Total	<u>84,000</u>	<u>4,000</u>	<u>766,000</u>	<u>39,000</u>

<u>Program</u>	<u>Equipment</u>	
	<u>Amount</u>	<u>Change</u>
Investigation	37,000	2,000
Total	<u>37,000</u>	<u>2,000</u>

**STATE OPERATIONS - OTHER THAN GENERAL FUND
SUMMARY OF APPROPRIATIONS AND CHANGES
2008-09 RECOMMENDED
(dollars)**

<u>Program</u>	<u>Total</u>		<u>Nonpersonal Service</u>	
	<u>Amount</u>	<u>Change</u>	<u>Amount</u>	<u>Change</u>
Investigation	287,000	0	287,000	0
Total	<u>287,000</u>	<u>0</u>	<u>287,000</u>	<u>0</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 **55 FTES** in fiscal year 2008-09, which is unchanged from 2007-08. Its main office is in New York City, with branches in Albany and Rochester. The recommended 2008-09 budget of approximately **\$5.2 million General Fund** grows **\$0.4 million**, reflecting inflationary increases. .

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 2007-08	Appropriations Recommended 2008-09	Change	Reappropriations Recommended 2008-09
State Operations	4,843,000	5,241,000	398,000	0
Aid To Localities	0	0	0	0
Capital Projects	0	0	0	0
Total	4,843,000	5,241,000	398,000	0

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

Full-Time Equivalent Positions (FTE)

Program	2007-08 Estimated FTEs 03/31/08	2008-09 Estimated FTEs 03/31/09	FTE Change
Judicial Conduct General Fund	55	55	0
Total	55	55	0

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

Fund Type	Available 2007-08	Recommended 2008-09	Change
General Fund	4,843,000	5,241,000	398,000
Total	4,843,000	5,241,000	398,000

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

Program	Available 2007-08	Recommended 2008-09	Change
Judicial Conduct General Fund	4,795,000	5,173,000	378,000
Judicial Nomination, Commission on General Fund	10,000	30,000	20,000
Judicial Screening Committees General Fund	38,000	38,000	0
Total	4,843,000	5,241,000	398,000

STATE OPERATIONS - GENERAL FUND SUMMARY OF PERSONAL SERVICE APPROPRIATIONS AND CHANGES 2008-09 RECOMMENDED (dollars)

Program	Total		Personal Service Regular (Annual Salaried)	
	Amount	Change	Amount	Change
Judicial Conduct	3,847,000	(92,000)	3,847,000	(92,000)
Judicial Screening Committees	13,000	0	13,000	0
Total	3,860,000	(92,000)	3,860,000	(92,000)

JUDICIAL COMMISSIONS

**STATE OPERATIONS - GENERAL FUND
SUMMARY OF NONPERSONAL SERVICE AND MAINTENANCE UNDISTRIBUTED
APPROPRIATIONS AND CHANGES
2008-09 RECOMMENDED
(dollars)**

Program	Total		Supplies and Materials	
	Amount	Change	Amount	Change
Judicial Conduct	1,326,000	470,000	54,000	(4,000)
Judicial Nomination, Commission on	30,000	20,000	0	0
Judicial Screening Committees	25,000	0	0	0
Total	<u>1,381,000</u>	<u>490,000</u>	<u>54,000</u>	<u>(4,000)</u>

Program	Travel		Contractual Services	
	Amount	Change	Amount	Change
Judicial Conduct	100,000	46,000	1,077,000	402,000
Judicial Nomination, Commission on	30,000	20,000	0	0
Judicial Screening Committees	10,000	0	15,000	0
Total	<u>140,000</u>	<u>66,000</u>	<u>1,092,000</u>	<u>402,000</u>

Program	Equipment	
	Amount	Change
Judicial Conduct	95,000	26,000
Judicial Nomination, Commission on	0	0
Judicial Screening Committees	0	0
Total	<u>95,000</u>	<u>26,000</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 **\$249.6 million All Funds (including \$134.4 million General Fund; \$75.8 million Federal funds and \$39.4 million Other Funds)** for the Department of Law. This is an increase of **\$9.6 million (\$7.6 million Other Funds, \$1.9 million Federal funds)**. This increase reflects inflationary adjustments for operating costs, increased Federal funding for investigating and prosecuting Medicaid provider fraud, funding to expand Project Sunlight, an initiative to prevent illegal use of rental property (Nowhere to Hide), and an expansion of the Real Estate Finance Bureau. The Department of Law will have a work force of **2,032 FTEs**, which is a **61 FTE** increase from 2007-08. The increase reflects 35 FTEs for Medicaid Fraud Prevention; 12 FTEs for Project Sunlight; 10 FTEs for the Real Estate Finance Bureau; and 4 FTEs for Nowhere to Hide.

Major budget actions include:

- **Project Sunlight — Version 2.0:** Last year, Project Sunlight created a single database that combines information maintained on disparate databases by multiple State agencies, into a single reference point for easy access by the public, thereby improving the transparency of government in New York State. Next year, the next generation — Version 2.0 — will double the number of databases in the search, provide a more comprehensive database, improve searches, and will include a Spanish language version.

- **Nowhere to Hide:** This initiative, to hold landlords accountable when they allow their property to be used by tenants for drug dealing and other criminal activity, will: (1) strengthen relationships with local law enforcement, local prosecutors, and local community groups to identify target properties; (2) establish criteria for application of resources; (3) dedicate four new full-time investigative resources to collect the evidence necessary to support a case; and (4) assign OAG attorneys to advance the lawsuits.
- **Expanded Support for the Real Estate Finance Bureau:** The Attorney General has proposed legislation, S.6540/A.9546, that will increase the fees paid by the real estate development community under Article 23A of the General Business Law for the Office of the Attorney General's review of plans to build or convert existing buildings to, co-ops or condominiums. The Department of Law is to review such plans within 30 days. However, the number of such filings have increased 265 percent since 2002, (from 239 per year in 2002 to 873 in 2006). The increased fee revenues will support the additional staff needed to complete the reviews on time.
- **Enhance investigation and prosecution of Medicaid provider fraud:** The Executive Budget expands the Medicaid Fraud Control Unit by adding 35 new investigators and auditors, who are expected to increase prosecutions.

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;
- 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)**

Category	Available 2007-08	Appropriations Recommended 2008-09	Change	Reappropriations Recommended 2008-09
State Operations	239,992,000	249,595,000	9,603,000	79,096,000
Aid To Localities	0	0	0	0
Capital Projects	0	0	0	0
Total	239,992,000	249,595,000	9,603,000	79,096,000

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

Full-Time Equivalent Positions (FTE)

Program	2007-08 Estimated FTEs 03/31/08	2008-09 Estimated FTEs 03/31/09	FTE Change
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	258	274	16
Criminal Investigations			
General Fund	100	100	0
Economic Justice			
General Fund	134	134	0
Special Revenue Funds - Other	6	16	10
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	259	285	26
Special Revenue Funds - Other	86	95	9
Regional Offices			
General Fund	151	151	0
Total	1,971	2,032	61

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

Fund Type	Available 2007-08	Recommended 2008-09	Change
General Fund	134,360,000	134,360,000	0
Special Revenue Funds - Federal	37,480,000	39,434,000	1,954,000
Special Revenue Funds - Other	68,152,000	75,801,000	7,649,000
Total	239,992,000	249,595,000	9,603,000

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

<u>Program</u>	<u>Available 2007-08</u>	<u>Recommended 2008-09</u>	<u>Change</u>
Administration			
General Fund	32,202,000	32,202,000	0
Appeals and Opinions			
General Fund	5,815,000	5,815,000	0
Counsel for the State			
General Fund	42,564,000	42,564,000	0
Special Revenue Funds - Other	49,223,000	55,687,000	6,464,000
Criminal Investigations			
General Fund	8,982,000	8,982,000	0
Economic Justice			
General Fund	11,933,000	11,933,000	0
Special Revenue Funds - Other	0	1,200,000	1,200,000
Social Justice			
General Fund	11,933,000	11,933,000	0
Criminal Prosecutions			
General Fund	7,992,000	7,992,000	0
Special Revenue Funds - Other	4,904,000	4,904,000	0
Medicaid Fraud Control			
Special Revenue Funds - Federal	37,480,000	39,434,000	1,954,000
Special Revenue Funds - Other	14,025,000	14,010,000	(15,000)
Regional Offices			
General Fund	12,939,000	12,939,000	0
Total	<u>239,992,000</u>	<u>249,595,000</u>	<u>9,603,000</u>

**STATE OPERATIONS - GENERAL FUND
SUMMARY OF PERSONAL SERVICE APPROPRIATIONS AND CHANGES
2008-09 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	11,038,000	0	10,001,000	0
Appeals and Opinions	4,988,000	0	4,986,000	0
Counsel for the State	31,107,000	0	30,842,000	0
Criminal Investigations	8,442,000	0	8,329,000	0
Economic Justice	11,933,000	0	11,841,000	0
Social Justice	11,933,000	0	11,842,000	0
Criminal Prosecutions	7,525,000	0	7,387,000	0
Regional Offices	11,662,000	0	11,626,000	0
Total	<u>98,628,000</u>	<u>0</u>	<u>96,854,000</u>	<u>0</u>

<u>Program</u>	<u>Temporary Service (Nonannual Salaried)</u>		<u>Holiday/Overtime Pay (Annual Salaried)</u>	
	<u>Amount</u>	<u>Change</u>	<u>Amount</u>	<u>Change</u>
Administration	980,000	0	57,000	0
Appeals and Opinions	0	0	2,000	0
Counsel for the State	220,000	0	45,000	0
Criminal Investigations	113,000	0	0	0
Economic Justice	0	0	92,000	0
Social Justice	0	0	91,000	0
Criminal Prosecutions	106,000	0	32,000	0
Regional Offices	12,000	0	24,000	0
Total	<u>1,431,000</u>	<u>0</u>	<u>343,000</u>	<u>0</u>

**STATE OPERATIONS - GENERAL FUND
SUMMARY OF NONPERSONAL SERVICE AND MAINTENANCE UNDISTRIBUTED
APPROPRIATIONS AND CHANGES
2008-09 RECOMMENDED
(dollars)**

Program	Total		Supplies and Materials	
	Amount	Change	Amount	Change
Administration	21,164,000	0	5,100,000	0
Appeals and Opinions	827,000	0	0	0
Counsel for the State	11,457,000	0	0	0
Criminal Investigations	540,000	0	0	0
Criminal Prosecutions	467,000	0	5,000	0
Regional Offices	1,277,000	0	0	0
Total	35,732,000	0	5,105,000	0

Program	Travel		Contractual Services	
	Amount	Change	Amount	Change
Administration	257,000	0	14,385,000	0
Appeals and Opinions	0	0	827,000	0
Counsel for the State	399,000	0	11,058,000	0
Criminal Investigations	228,000	0	312,000	0
Criminal Prosecutions	192,000	0	270,000	0
Regional Offices	350,000	0	927,000	0
Total	1,426,000	0	27,779,000	0

Program	Equipment	
	Amount	Change
Administration	1,422,000	0
Appeals and Opinions	0	0
Counsel for the State	0	0
Criminal Investigations	0	0
Criminal Prosecutions	0	0
Regional Offices	0	0
Total	1,422,000	0

**STATE OPERATIONS - OTHER THAN GENERAL FUND
SUMMARY OF APPROPRIATIONS AND CHANGES
2008-09 RECOMMENDED
(dollars)**

Program	Total		Personal Service	
	Amount	Change	Amount	Change
Counsel for the State	55,687,000	6,464,000	18,545,000	2,040,000
Economic Justice	1,200,000	1,200,000	803,000	803,000
Criminal Prosecutions	4,904,000	0	0	0
Medicaid Fraud Control	53,444,000	1,939,000	28,899,000	2,568,000
Total	115,235,000	9,603,000	48,247,000	5,411,000

Program	Nonpersonal Service	
	Amount	Change
Counsel for the State	37,142,000	4,424,000
Economic Justice	397,000	397,000
Criminal Prosecutions	4,904,000	0
Medicaid Fraud Control	24,545,000	(629,000)
Total	66,988,000	4,192,000

DIVISION OF MILITARY AND NAVAL AFFAIRS

MISSION

The Division of Military and Naval Affairs (DMNA) has two primary missions. Through the State's militia, DMNA maintains a well-trained military force ready to respond to civil emergencies, natural disasters, and threats to the nation's security. Through the State Emergency Management Office (SEMO), the Division 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 the State Emergency Management Office (SEMO). Coordinated through the State headquarters in Albany, the Division operates 57 armories as well as 21 Field and Combined Support Maintenance facilities, 6 Air National Guard bases, 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 2008-09, DMNA and SEMO will have a combined workforce of 654.

BUDGET HIGHLIGHTS

The Executive Budget recommends **\$127 million All Funds (\$25 million General Fund, \$102 million Other Funds)** for the Division of Military and Naval Affairs including the State Emergency Management Office. This is a net decrease of **\$394 million** from the 2007-08 budget, which primarily reflects the completion of disaster aid. These amounts reflect a \$6.2 million increase in support for the Division, primarily to support growth in the military readiness and special services programs.

The Executive Budget recommends a staffing level of **654 FTEs** for the Division of Military and Naval Affairs, an **increase of two** from 2007-08, to establish permanent state coordinators for FEMA Assistance.

Major budget actions include:

- **Support for Empire Shield:** The 2008-09 Executive Budget includes approximately \$16 million to support a force of 268 National Guard for the Empire Shield mission in the New York City metro area. Beginning in 2008-09, Empire Shield will be headquartered at Fort Hamilton, and the mission of existing units will change from standing patrols at specific locations, to 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 2008-09 Executive Budget recommends that \$5.4 million in Federal emergency preparedness funds, an increase of \$4.3 million from 2007-08, be made available to the State Emergency

MILITARY AND NAVAL AFFAIRS

Management Office to continue development of the New York Alert emergency notification system. Next, NY Alert will offer rapid emergency alert capabilities to all SUNY campuses. Public schools and citizens throughout the State will also have the ability to access and utilize this state-of-the-art emergency notification system.

- **Permanent Disaster Assistance Coordinators:** Support for 2 permanent disaster coordinators is recommended in an effort to provide additional on-site direction to communities and State agency representatives during disaster recovery operations around the State.
- **Additional support for New York Guard:** The Division of Military and Naval Affairs is provided an additional \$205,000 for costs associated with the New York Guard as directed by the Adjutant General.
- **Proposed Article VII to recoup State costs associated with security missions at nuclear generating facilities:** An Article VII bill to establish an assessment on power plant operators for costs associated with National Guard and Naval Militia missions at nuclear facilities accompanies the 2008-09 Executive Budget. This proposal will reimburse up to \$11.7 million in recurring General Fund costs annually.

The Division's Aid to Localities budget of \$9.7 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. Beginning in 2008-09, the Division will fully implement the Empire Shield mission, headquartered at Fort Hamilton in New York City. This mission will more effectively make use of State resources by transforming the nature of National Guard deployments in the metro area from maintaining a routine presence to making resources available for immediate response to threats.

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

MILITARY AND NAVAL AFFAIRS

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, SUNY campuses, and citizens across the State known as New York Alert. The 2008-09 Executive Budget makes \$5.4 million in Federal funds available to SEMO to further improve and expand this rapid emergency notification system. Upon completion of the project's next phase in 2008-09, New York Alert will be capable of accepting more enrollments, dispersing emergency notifications faster, and providing alert information through additional communication mediums.

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 June 2006 flooding across the south-central portion of the State and the October 2006 snowstorm in western 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 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 2007-08	Appropriations Recommended 2008-09	Change	Reappropriations Recommended 2008-09
State Operations	82,050,000	86,977,000	4,927,000	24,486,000
Aid To Localities	403,074,150	9,650,000	(393,424,150)	849,811,000
Capital Projects	36,100,000	30,700,000	(5,400,000)	111,358,000
Total	<u>521,224,150</u>	<u>127,327,000</u>	<u>(393,897,150)</u>	<u>985,655,000</u>

MILITARY AND NAVAL AFFAIRS

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

Program	Full-Time Equivalent Positions (FTE)		
	2007-08 Estimated FTEs 03/31/08	2008-09 Estimated FTEs 03/31/09	FTE Change
Administration			
General Fund	62	62	0
Emergency Management			
General Fund	30	32	2
Special Revenue Funds - Federal	75	75	0
Special Revenue Funds - Other	18	18	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>652</u>	<u>654</u>	<u>2</u>

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

Fund Type	Available 2007-08	Recommended 2008-09	Change
General Fund	24,766,000	24,671,000	(95,000)
Special Revenue Funds - Federal	46,419,000	46,041,000	(378,000)
Special Revenue Funds - Other	10,865,000	16,265,000	5,400,000
Total	<u>82,050,000</u>	<u>86,977,000</u>	<u>4,927,000</u>

Adjustments:	
Transfer(s) From	
Parks, Recreation and Historic Preservation, Office of General Fund	(390,000)
Appropriated 2007-08	<u>81,660,000</u>

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

Program	Available 2007-08	Recommended 2008-09	Change
Administration			
General Fund	4,004,000	4,004,000	0
Disaster Assistance			
Special Revenue Funds - Federal	4,843,000	4,861,000	18,000
Emergency Management			
General Fund	4,384,000	4,584,000	200,000
Special Revenue Funds - Federal	966,000	575,000	(391,000)
Special Revenue Funds - Other	2,000,000	7,400,000	5,400,000
Military Readiness			
General Fund	15,488,000	15,693,000	205,000
Special Revenue Funds - Federal	40,610,000	40,605,000	(5,000)
Special Service			
General Fund	890,000	390,000	(500,000)
Special Revenue Funds - Other	8,865,000	8,865,000	0
Total	<u>82,050,000</u>	<u>86,977,000</u>	<u>4,927,000</u>

MILITARY AND NAVAL AFFAIRS

STATE OPERATIONS - GENERAL FUND SUMMARY OF PERSONAL SERVICE APPROPRIATIONS AND CHANGES 2008-09 RECOMMENDED (dollars)

Program	Total		Personal Service Regular (Annual Salaried)	
	Amount	Change	Amount	Change
Administration	3,546,000	(5,000)	3,531,000	(6,000)
Emergency Management	2,100,000	217,000	2,063,000	215,000
Military Readiness	7,996,000	6,000	7,172,000	(45,000)
Special Service	137,000	0	137,000	0
Total	13,779,000	218,000	12,903,000	164,000

Program	Temporary Service (Nonannual Salaried)		Holiday/Overtime Pay (Annual Salaried)	
	Amount	Change	Amount	Change
Administration	0	0	15,000	1,000
Emergency Management	0	0	37,000	2,000
Military Readiness	733,000	13,000	91,000	38,000
Special Service	0	0	0	0
Total	733,000	13,000	143,000	41,000

STATE OPERATIONS - GENERAL FUND SUMMARY OF NONPERSONAL SERVICE AND MAINTENANCE UNDISTRIBUTED APPROPRIATIONS AND CHANGES 2008-09 RECOMMENDED (dollars)

Program	Total		Supplies and Materials	
	Amount	Change	Amount	Change
Administration	458,000	5,000	91,000	9,000
Emergency Management	2,484,000	(17,000)	137,000	(40,000)
Military Readiness	7,697,000	199,000	1,045,000	66,000
Special Service	253,000	(500,000)	66,000	0
Total	10,892,000	(313,000)	1,339,000	35,000

Program	Travel		Contractual Services	
	Amount	Change	Amount	Change
Administration	19,000	(9,000)	230,000	(47,000)
Emergency Management	101,000	(5,000)	1,802,000	(15,000)
Military Readiness	140,000	47,000	6,089,000	50,000
Special Service	12,000	0	101,000	0
Total	272,000	33,000	8,222,000	(12,000)

Program	Equipment		Maintenance Undistributed	
	Amount	Change	Amount	Change
Administration	118,000	52,000	0	0
Emergency Management	404,000	3,000	40,000	40,000
Military Readiness	218,000	(169,000)	205,000	205,000
Special Service	74,000	0	0	(500,000)
Total	814,000	(114,000)	245,000	(255,000)

MILITARY AND NAVAL AFFAIRS

STATE OPERATIONS - OTHER THAN GENERAL FUND SUMMARY OF APPROPRIATIONS AND CHANGES 2008-09 RECOMMENDED (dollars)

Program	Total		Personal Service	
	Amount	Change	Amount	Change
Disaster Assistance	4,861,000	18,000	2,650,000	(13,000)
Emergency Management	7,975,000	5,009,000	1,416,000	0
Military Readiness	40,605,000	(5,000)	12,459,000	(31,000)
Special Service	8,865,000	0	681,000	(3,000)
Total	62,306,000	5,022,000	17,206,000	(47,000)

Program	Nonpersonal Service		Maintenance Undistributed	
	Amount	Change	Amount	Change
Disaster Assistance	2,211,000	31,000	0	0
Emergency Management	6,559,000	5,009,000	0	0
Military Readiness	28,146,000	26,000	0	0
Special Service	7,746,000	(435,000)	438,000	438,000
Total	44,662,000	4,631,000	438,000	438,000

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

Fund Type	Available 2007-08	Recommended 2008-09	Change
General Fund	90,013,150	0	(90,013,150)
Special Revenue Funds - Federal	311,411,000	8,000,000	(303,411,000)
Special Revenue Funds - Other	1,650,000	1,650,000	0
Total	403,074,150	9,650,000	(393,424,150)

Adjustments:	
Prior Year Deficiency	
Military and Naval Affairs, Division of	
General Fund	85,000,000
Special Revenue Funds - Federal	255,000,000
Appropriated 2007-08	743,074,150

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

Program	Available 2007-08	Recommended 2008-09	Change
Disaster Assistance			
General Fund	90,000,000	0	(90,000,000)
Special Revenue Funds - Federal	300,000,000	0	(300,000,000)
Emergency Management			
Special Revenue Funds - Federal	11,411,000	8,000,000	(3,411,000)
Special Revenue Funds - Other	1,650,000	1,650,000	0
Community Projects			
General Fund	13,150	0	(13,150)
Total	403,074,150	9,650,000	(393,424,150)

MILITARY AND NAVAL AFFAIRS

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

Comprehensive Construction Program	Available 2007-08	Recommended 2008-09	Change	Reappropriations 2008-09
Design and Construction Supervision				
Capital Projects Fund	4,500,000	4,500,000	0	10,252,000
Federal Capital Projects Fund	7,500,000	3,600,000	(3,900,000)	11,344,000
Maintenance and Improvements				
Capital Projects Fund	5,600,000	8,600,000	3,000,000	22,063,000
Federal Capital Projects Fund	18,500,000	14,000,000	(4,500,000)	67,699,000
Total	<u>36,100,000</u>	<u>30,700,000</u>	<u>(5,400,000)</u>	<u>111,358,000</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 **\$226.3 million All Funds (\$215.7 million General Fund, \$9.3 million Internal Services Funds, \$1.3 M Other Funds)** for the Division of Parole. This is a \$2 million increase over the prior year which primarily reflects increases for implementation of the Sex Offender Management and Treatment Act of 2007 and an expansion of re-entry services, offset in part by lower payments to local governments to board parole violators in local jails due to reform initiatives begun last year.

The Executive Budget recommends a staffing level of **2,273 FTEs** for the Division of Parole, an increase of 119 from the 2007-08 budget. This primarily reflects new staff for supervising parolees in the community, with a particular emphasis on sex offenders, and the expansion of re-entry services.

Major budget actions include:

- **Creating a More Effective Process for Parole Violators:** Through a cooperative effort with the Department of Correctional Services, the Edgecombe Correctional Facility, located in Manhattan, will be used as a dedicated facility for parole violators. Next year, Edgecombe will hold — for up to 30 days — an estimated 1,100 parolees who have committed low level technical violations. This approach will give Parole Officers an additional tool to deal with parolees who are exhibiting negative behaviors that would have otherwise resulted in a violation of their conditions of parole, and a return to prison for an additional sentence. This new approach builds on changes to the parole violator process instituted last year, at a savings of more than \$9 million. The Division will continue to work with counties to make the process more efficient and reduce the average number of days parole violators are housed in local jails.
- **Safer Communities Through Effective Supervision of Sex Offenders:** Parole's budget contains additional support of \$7 million to implement the Sex Offender Management and Treatment Act. Significant resources are provided for field Parole Officers to utilize strict and intensive supervision of the most at-risk sex

PAROLE

offenders, as determined by the Courts and the Division. Furthermore, Parole's budget includes nearly \$6 million in funding to provide temporary housing for sex offenders released from prison. As increasing numbers of local ordinances restrict housing options for sex offenders, it has become a growing challenge for Parole to find residences which have not been deemed off limits by local ordinances.

- **Increased Focus on Re-entry Services:** In the coming year, the Division of Parole will concentrate on the successful reintegration of parolees back into the community. This will be accomplished through the investment of 19 new staff who will focus exclusively on linking parolees to appropriate services. Additional staff are also provided for the Re-entry Unit at the Orleans Correctional Facility and three additional Units that will be opened during 2008-09.

PROGRAM HIGHLIGHTS

The state 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 substance abuse counseling and treatment, supportive housing and employment training.

Intensive supervision is provided for sex offenders, violent felony offenders, offenders with severe mental health conditions, and for those parolees who graduate from the Shock Incarceration program or complete the drug treatment program at the 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 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)**

Category	Available 2007-08	Appropriations Recommended 2008-09	Change	Reappropriations Recommended 2008-09
State Operations	168,696,000	175,241,000	6,545,000	0
Aid To Localities	55,596,000	51,100,000	(4,496,000)	8,375,000
Capital Projects	0	0	0	0
Total	224,292,000	226,341,000	2,049,000	8,375,000

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

Full-Time Equivalent Positions (FTE)

Program	2007-08 Estimated FTEs 03/31/08	2008-09 Estimated FTEs 03/31/09	FTE Change
Administration			
General Fund	112	112	0
Parole Operations			
General Fund	2,042	2,161	119
Total	2,154	2,273	119

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

Fund Type	Available 2007-08	Recommended 2008-09	Change
General Fund	167,371,000	173,916,000	6,545,000
Special Revenue Funds - Federal	500,000	500,000	0
Special Revenue Funds - Other	825,000	825,000	0
Total	168,696,000	175,241,000	6,545,000

Adjustments:

Transfer(s) From	
Special Pay Bill	
General Fund	(340,000)
Appropriated 2007-08	<u>168,356,000</u>

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

Program	Available 2007-08	Recommended 2008-09	Change
Administration			
General Fund	8,954,000	9,033,000	79,000
Parole Operations			
General Fund	158,417,000	164,883,000	6,466,000
Special Revenue Funds - Federal	500,000	500,000	0
Special Revenue Funds - Other	825,000	825,000	0
Total	168,696,000	175,241,000	6,545,000

PAROLE

**STATE OPERATIONS - GENERAL FUND
SUMMARY OF PERSONAL SERVICE APPROPRIATIONS AND CHANGES
2008-09 RECOMMENDED
(dollars)**

Program	Total		Personal Service Regular (Annual Salaried)	
	Amount	Change	Amount	Change
Administration	7,278,000	48,000	7,254,000	51,000
Parole Operations	123,569,000	3,831,000	118,975,000	3,750,000
Total	<u>130,847,000</u>	<u>3,879,000</u>	<u>126,229,000</u>	<u>3,801,000</u>

Program	Temporary Service (Nonannual Salaried)		Holiday/Overtime Pay (Annual Salaried)	
	Amount	Change	Amount	Change
Administration	4,000	4,000	20,000	(7,000)
Parole Operations	98,000	6,000	4,496,000	75,000
Total	<u>102,000</u>	<u>10,000</u>	<u>4,516,000</u>	<u>68,000</u>

**STATE OPERATIONS - GENERAL FUND
SUMMARY OF NONPERSONAL SERVICE AND MAINTENANCE UNDISTRIBUTED
APPROPRIATIONS AND CHANGES
2008-09 RECOMMENDED
(dollars)**

Program	Total		Supplies and Materials	
	Amount	Change	Amount	Change
Administration	1,755,000	31,000	48,000	0
Parole Operations	41,314,000	2,635,000	1,319,000	66,000
Total	<u>43,069,000</u>	<u>2,666,000</u>	<u>1,367,000</u>	<u>66,000</u>

Program	Travel		Contractual Services	
	Amount	Change	Amount	Change
Administration	363,000	13,000	1,305,000	17,000
Parole Operations	4,542,000	168,000	32,061,000	1,963,000
Total	<u>4,905,000</u>	<u>181,000</u>	<u>33,366,000</u>	<u>1,980,000</u>

Program	Equipment	
	Amount	Change
Administration	39,000	1,000
Parole Operations	3,392,000	438,000
Total	<u>3,431,000</u>	<u>439,000</u>

**STATE OPERATIONS - OTHER THAN GENERAL FUND
SUMMARY OF APPROPRIATIONS AND CHANGES
2008-09 RECOMMENDED
(dollars)**

Program	Total		Nonpersonal Service	
	Amount	Change	Amount	Change
Parole Operations	1,325,000	0	825,000	0
Total	<u>1,325,000</u>	<u>0</u>	<u>825,000</u>	<u>0</u>

Program	Maintenance Undistributed	
	Amount	Change
Parole Operations	500,000	0
Total	<u>500,000</u>	<u>0</u>

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

<u>Fund Type</u>	<u>Available 2007-08</u>	<u>Recommended 2008-09</u>	<u>Change</u>
General Fund	46,346,000	41,850,000	(4,496,000)
Internal Service Funds	9,250,000	9,250,000	0
Total	55,596,000	51,100,000	(4,496,000)

Adjustments:

Transfer(s) To

 Criminal Justice Services, Division of

 General Fund

Appropriated 2007-08

2,000,000

57,596,000

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

<u>Program</u>	<u>Available 2007-08</u>	<u>Recommended 2008-09</u>	<u>Change</u>
Parole Operations			
General Fund	46,346,000	41,850,000	(4,496,000)
Internal Service Funds	9,250,000	9,250,000	0
Total	55,596,000	51,100,000	(4,496,000)

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 and provides training and technical assistance related to the supervision and treatment of offenders.

ORGANIZATION AND STAFFING

Headed by a State Director appointed by the Governor, the Division is located in Albany. The Division will operate in 2008-09 with a staff of 37.

BUDGET HIGHLIGHTS

The Executive Budget recommends **\$80.4 million General Fund** for the Division of Probation and Correctional Alternatives. This is an increase of **\$4.4 million** from the 2007-08 budget. This net change primarily reflects: an increase of \$3 million in State Aid for local probation departments; the transfer of \$4 million in funds that were previously provided through the Temporary Assistance for Needy Families (TANF) program in the Office of Temporary and Disability Assistance to the Division; \$200,000 for a risk needs assessment instrument for local probation departments; and other adjustments.

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 assessment-screening instruments, the Youth Assessment and Screening Instrument (YASI) and the Correctional Offender Management Profiling for Alternative Sanctions Instrument (COMPAS), along with Prober and Caseload Explorer, two automated case management tools for counties. The Division will continue to enhance and expand these systems.

ALL FUNDS APPROPRIATIONS (dollars)

Category	Available 2007-08	Appropriations Recommended 2008-09	Change	Reappropriations Recommended 2008-09
State Operations	2,158,000	2,671,000	513,000	0
Aid To Localities	73,862,631	77,716,000	3,853,369	30,879,000
Capital Projects	0	0	0	0
Total	<u>76,020,631</u>	<u>80,387,000</u>	<u>4,366,369</u>	<u>30,879,000</u>

PROBATION AND CORRECTIONAL ALTERNATIVES

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

Full-Time Equivalent Positions (FTE)

Program	2007-08 Estimated FTEs 03/31/08	2008-09 Estimated FTEs 03/31/09	FTE Change
Community Corrections			
General Fund	33	37	4
Special Revenue Funds - Federal	4	0	(4)
Total	<u>37</u>	<u>37</u>	<u>0</u>

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

Fund Type	Available 2007-08	Recommended 2008-09	Change
General Fund	2,158,000	2,671,000	513,000
Total	<u>2,158,000</u>	<u>2,671,000</u>	<u>513,000</u>

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

Program	Available 2007-08	Recommended 2008-09	Change
Community Corrections			
General Fund	2,158,000	2,671,000	513,000
Total	<u>2,158,000</u>	<u>2,671,000</u>	<u>513,000</u>

STATE OPERATIONS - GENERAL FUND SUMMARY OF PERSONAL SERVICE APPROPRIATIONS AND CHANGES 2008-09 RECOMMENDED (dollars)

Program	Total		Personal Service Regular (Annual Salaried)	
	Amount	Change	Amount	Change
Community Corrections	2,031,000	285,000	2,031,000	285,000
Total	<u>2,031,000</u>	<u>285,000</u>	<u>2,031,000</u>	<u>285,000</u>

STATE OPERATIONS - GENERAL FUND SUMMARY OF NONPERSONAL SERVICE AND MAINTENANCE UNDISTRIBUTED APPROPRIATIONS AND CHANGES 2008-09 RECOMMENDED (dollars)

Program	Total		Supplies and Materials	
	Amount	Change	Amount	Change
Community Corrections	640,000	228,000	31,000	1,000
Total	<u>640,000</u>	<u>228,000</u>	<u>31,000</u>	<u>1,000</u>

Program	Travel		Contractual Services	
	Amount	Change	Amount	Change
Community Corrections	63,000	2,000	536,000	225,000
Total	<u>63,000</u>	<u>2,000</u>	<u>536,000</u>	<u>225,000</u>

Program	Equipment	
	Amount	Change
Community Corrections	10,000	0
Total	<u>10,000</u>	<u>0</u>

PROBATION AND CORRECTIONAL ALTERNATIVES

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

Fund Type	Available 2007-08	Recommended 2008-09	Change
General Fund	73,862,631	77,716,000	3,853,369
Total	73,862,631	77,716,000	3,853,369

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

Program	Available 2007-08	Recommended 2008-09	Change
Community Corrections			
General Fund	71,716,000	77,716,000	6,000,000
Community Projects			
General Fund	2,146,631	0	(2,146,631)
Total	73,862,631	77,716,000	3,853,369

OFFICE FOR THE PREVENTION OF DOMESTIC VIOLENCE

MISSION

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

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 **\$3.6 million All Funds (\$2.5 million General Fund, \$890,000 Internal Service Fund, and \$170,000 Other Funds)** for the Office. This represents an increase of **\$23,000 General Fund** from the 2007-08 budget. The Executive Budget recommends a staffing level of **33 FTEs** which is unchanged from the 2007-08 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, receiving more than 4,000 calls a year from social service and health care agencies, police departments, domestic violence shelters, local violence prevention programs and domestic violence victims.

During 2007-08, the office:

- Re-convened the Domestic Violence Advisory Council which had been dormant since 2000. The Council consists of 13 State agencies and 9 appointed members that will develop a domestic "dashboard" to measure prevalence and response so that New York State can begin to track its success in reducing domestic violence.
- Implemented Executive Order 19, which requires all New York State agencies and authorities to adopt domestic violence workplace policies. OPDV is working with New York State employee assistance professionals to ensure that all agency policies and staff trained to implement them will be in place by August, 2008.

PREVENTION OF DOMESTIC VIOLENCE

- Launched a statewide, multi-media campaign that invites men to help prevent domestic violence. The campaign includes information about how men can teach their sons to respect women; and
- Distributed over 70,000 posters to middle and high schools to spread awareness on the issue of teen dating violence and provide information about a statewide information hotline.

ALL FUNDS APPROPRIATIONS (dollars)

Category	Available 2007-08	Appropriations Recommended 2008-09	Change	Reappropriations Recommended 2008-09
State Operations	2,659,000	2,682,000	23,000	0
Aid To Localities	927,000	927,000	0	112,000
Capital Projects	0	0	0	0
Total	3,586,000	3,609,000	23,000	112,000

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

Full-Time Equivalent Positions (FTE)

Program	2007-08 Estimated FTEs 03/31/08	2008-09 Estimated FTEs 03/31/09	FTE Change
Administration			
General Fund	15	15	0
Internal Service Funds	18	18	0
Total	33	33	0

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

Fund Type	Available 2007-08	Recommended 2008-09	Change
General Fund	1,599,000	1,622,000	23,000
Special Revenue Funds - Federal	100,000	100,000	0
Special Revenue Funds - Other	70,000	70,000	0
Internal Service Funds	890,000	890,000	0
Total	2,659,000	2,682,000	23,000

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

Program	Available 2007-08	Recommended 2008-09	Change
Administration			
General Fund	1,599,000	1,622,000	23,000
Special Revenue Funds - Federal	100,000	100,000	0
Special Revenue Funds - Other	70,000	70,000	0
Internal Service Funds	890,000	890,000	0
Total	2,659,000	2,682,000	23,000

PREVENTION OF DOMESTIC VIOLENCE

STATE OPERATIONS - GENERAL FUND SUMMARY OF PERSONAL SERVICE APPROPRIATIONS AND CHANGES 2008-09 RECOMMENDED (dollars)

Program	Total		Personal Service Regular (Annual Salaried)	
	Amount	Change	Amount	Change
Administration	1,150,000	11,000	1,150,000	11,000
Total	1,150,000	11,000	1,150,000	11,000

STATE OPERATIONS - GENERAL FUND SUMMARY OF NONPERSONAL SERVICE AND MAINTENANCE UNDISTRIBUTED APPROPRIATIONS AND CHANGES 2008-09 RECOMMENDED (dollars)

Program	Total		Supplies and Materials	
	Amount	Change	Amount	Change
Administration	472,000	12,000	50,000	2,000
Total	472,000	12,000	50,000	2,000

Program	Travel		Contractual Services	
	Amount	Change	Amount	Change
Administration	42,000	1,000	362,000	9,000
Total	42,000	1,000	362,000	9,000

Program	Equipment	
	Amount	Change
Administration	18,000	0
Total	18,000	0

STATE OPERATIONS - OTHER THAN GENERAL FUND SUMMARY OF APPROPRIATIONS AND CHANGES 2008-09 RECOMMENDED (dollars)

Program	Total		Personal Service	
	Amount	Change	Amount	Change
Administration	1,060,000	0	770,000	0
Total	1,060,000	0	770,000	0

Program	Nonpersonal Service		Maintenance Undistributed	
	Amount	Change	Amount	Change
Administration	190,000	0	100,000	0
Total	190,000	0	100,000	0

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

Fund Type	Available	Recommended	Change
	2007-08	2008-09	
General Fund	927,000	927,000	0
Total	927,000	927,000	0

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

Program	Available	Recommended	Change
	2007-08	2008-09	
Administration			
General Fund	927,000	927,000	0
Total	927,000	927,000	0

PUBLIC EMPLOYMENT RELATIONS BOARD

MISSION

The Public Employment Relations Board 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, 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 **\$4.3 million All Funds (\$4 million General Fund, \$0.3 million Other Funds)** for the Public Employment Relations Board. This is an increase of **\$0.2 million General Fund** from the 2007-08 budget. This net change primarily reflects growth for inflation and normal personal service increases, offset by a reduction for management efficiencies.

The Executive Budget recommends a staffing level of **37 FTEs** for the Public Employment Relations Board, which is unchanged from 2007-08.

PROGRAM HIGHLIGHTS

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

CONCILIATION

The Board provided assistance in approximately 333 of the 2,327 State and local contracts negotiated in 2006-2007. 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.

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 requests to remove positions from negotiating units and may designate them management or confidential. In 2006-2007, the Board received 117 petitions raising questions about representation and conducted eleven elections for representation.

PUBLIC EMPLOYMENT RELATIONS

EMPLOYMENT PRACTICES

The Board conducts hearings and renders decisions on improper practice charges, and received 807 charges of improper employment and negotiating practices in the previous year. In 2006-2007, the agency wrote 134 decisions and closed, either by decision or settlement, over 628 improper practice cases. 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. The Board also addresses matters of bargaining unit changes through unit clarification/placement and management/confidential applications. In 2006-2007, 83 such applications were received by the Board. During that year a total of 71 such cases were resolved; 44 after a conference was conducted and 27 by issuing a decision.

ALL FUNDS APPROPRIATIONS (dollars)

Category	Available 2007-08	Appropriations Recommended 2008-09	Change	Reappropriations Recommended 2008-09
State Operations	4,143,000	4,298,000	155,000	0
Aid To Localities	0	0	0	0
Capital Projects	0	0	0	0
Total	4,143,000	4,298,000	155,000	0

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

Full-Time Equivalent Positions (FTE)

Program	2007-08 Estimated FTEs 03/31/08	2008-09 Estimated FTEs 03/31/09	FTE Change
Administration			
General Fund	37	37	0
Total	37	37	0

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

Fund Type	Available 2007-08	Recommended 2008-09	Change
General Fund	3,886,000	4,041,000	155,000
Special Revenue Funds - Other	257,000	257,000	0
Total	4,143,000	4,298,000	155,000

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

Program	Available 2007-08	Recommended 2008-09	Change
Administration			
General Fund	3,886,000	4,041,000	155,000
Special Revenue Funds - Other	257,000	257,000	0
Total	4,143,000	4,298,000	155,000

PUBLIC EMPLOYMENT RELATIONS

STATE OPERATIONS - GENERAL FUND SUMMARY OF PERSONAL SERVICE APPROPRIATIONS AND CHANGES 2008-09 RECOMMENDED (dollars)

Program	Total		Personal Service Regular (Annual Salaried)	
	Amount	Change	Amount	Change
Administration	3,471,000	117,000	3,113,000	112,000
Total	3,471,000	117,000	3,113,000	112,000

Program	Temporary Service (Nonannual Salaried)	
	Amount	Change
Administration	358,000	5,000
Total	358,000	5,000

STATE OPERATIONS - GENERAL FUND SUMMARY OF NONPERSONAL SERVICE AND MAINTENANCE UNDISTRIBUTED APPROPRIATIONS AND CHANGES 2008-09 RECOMMENDED (dollars)

Program	Total		Supplies and Materials	
	Amount	Change	Amount	Change
Administration	570,000	38,000	83,000	0
Total	570,000	38,000	83,000	0

Program	Travel		Contractual Services	
	Amount	Change	Amount	Change
Administration	72,000	0	363,000	(5,000)
Total	72,000	0	363,000	(5,000)

Program	Equipment	
	Amount	Change
Administration	52,000	43,000
Total	52,000	43,000

STATE OPERATIONS - OTHER THAN GENERAL FUND SUMMARY OF APPROPRIATIONS AND CHANGES 2008-09 RECOMMENDED (dollars)

Program	Total		Personal Service	
	Amount	Change	Amount	Change
Administration	257,000	0	140,000	0
Total	257,000	0	140,000	0

Program	Nonpersonal Service	
	Amount	Change
Administration	117,000	0
Total	117,000	0

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 the new anti-nepotism law 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.

BUDGET HIGHLIGHTS

The Executive Budget recommends **\$5.8 million All Funds (\$5.8 million General Fund)** for the Commission on Public Integrity. This is an increase of **\$0.8 million** from the combined 2007-08 budgets of the two formerly separate agencies. This change reflects an increase of five additional staff, rent at the new office location, and inflationary adjustments. For 2008-09, the Commission will have a workforce of **62 FTEs**, an increase of **5 positions** from the combined 2007-08 staff of the prior agencies.

Major budget initiative:

- **Mandated Expansion of Jurisdiction:** The budget provides 5 FTEs and \$150,000 to enable the Commission to conduct ongoing investigations in a more timely manner and address an increase in anticipated cases as a result of its expanded jurisdiction.

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 5,000 lobbyists representing 3,000 clients that reported spending \$151 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.

PUBLIC INTEGRITY

ALL FUNDS APPROPRIATIONS (dollars)

<u>Category</u>	<u>Available 2007-08</u>	<u>Appropriations Recommended 2008-09</u>	<u>Change</u>	<u>Reappropriations Recommended 2008-09</u>
State Operations	4,946,000	5,779,000	833,000	0
Aid To Localities	0	0	0	0
Capital Projects	0	0	0	0
Total	4,946,000	5,779,000	833,000	0

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

Full-Time Equivalent Positions (FTE)

<u>Program</u>	<u>2007-08 Estimated FTEs 03/31/08</u>	<u>2008-09 Estimated FTEs 03/31/09</u>	<u>FTE Change</u>
Commission on Public Integrity			
General Fund	57	62	5
Total	57	62	5

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

<u>Fund Type</u>	<u>Available 2007-08</u>	<u>Recommended 2008-09</u>	<u>Change</u>
General Fund	4,946,000	5,779,000	833,000
Total	4,946,000	5,779,000	833,000

Adjustments:

Transfer(s) From	
Lobbying, Temporary State Commission	
on	
General Fund	(2,701,000)
State, Department of	
General Fund	(2,245,000)
Appropriated 2007-08	0

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

<u>Program</u>	<u>Available 2007-08</u>	<u>Recommended 2008-09</u>	<u>Change</u>
Commission on Public Integrity			
General Fund	4,946,000	5,779,000	833,000
Total	4,946,000	5,779,000	833,000

PUBLIC INTEGRITY

**STATE OPERATIONS - GENERAL FUND
SUMMARY OF PERSONAL SERVICE APPROPRIATIONS AND CHANGES
2008-09 RECOMMENDED
(dollars)**

Program	Total		Personal Service Regular (Annual Salaried)	
	Amount	Change	Amount	Change
Commission on Public Integrity	4,250,000	170,000	4,200,000	170,000
Total	4,250,000	170,000	4,200,000	170,000

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

**STATE OPERATIONS - GENERAL FUND
SUMMARY OF NONPERSONAL SERVICE AND MAINTENANCE UNDISTRIBUTED
APPROPRIATIONS AND CHANGES
2008-09 RECOMMENDED
(dollars)**

Program	Total		Supplies and Materials	
	Amount	Change	Amount	Change
Commission on Public Integrity	1,529,000	663,000	50,000	1,400
Total	1,529,000	663,000	50,000	1,400

Program	Travel		Contractual Services	
	Amount	Change	Amount	Change
Commission on Public Integrity	26,000	700	1,350,000	658,500
Total	26,000	700	1,350,000	658,500

Program	Equipment	
	Amount	Change
Commission on Public Integrity	103,000	2,400
Total	103,000	2,400

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 highly 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 has a central office in Albany and five regional offices in Batavia, Syracuse, Newburgh, Melville and Saranac Lake.

BUDGET HIGHLIGHTS

The 2008-09 Executive Budget recommends **\$66.9 million in All Funds appropriations (\$3.8 million General Fund, \$63.1 million Other Funds)** for the Office of Real Property Services. This is an increase of **\$1.3 million** from the 2007-08 budget consisting of a \$17.0 million reduction in the General Fund offset by an \$18.3 million increase in Other Funds. This net change primarily reflects a restructuring of local assistance funding as part of an overall effort to reform local property tax administration.

The Executive Budget recommends a staffing level of **384 FTEs** for the Office of Real Property Services, a decrease of eight FTEs from the 2007-08 budget that is largely attributable to reduced staffing needs resulting from restructuring agency administrative support functions.

Major budget actions include:

- **Investments to Reform Local Property Tax Administration:** The Executive Budget includes new financial incentives and technology investments to improve local property tax administration based on recommendations of the Commission on Local Government Efficiency and Competitiveness. This initiative will encourage the consolidation of property assessment and tax collection functions at the county level to bring greater efficiency, equity and transparency to property tax administration.
- **Targeted Fee Increases:** The Executive Budget recommends increases in the real property transfer fee to: support new local assessment incentives and technology investments; consolidate funding for most agency Local Assistance programs within the Agency's Special Revenue account; and ensure adequate support for agency operating expenses. The fee will be modified from a flat charge of \$75 for residential property purchases and \$165 for commercial property purchases to a priced-based assessment, with the increases targeted to higher priced real estate

REAL PROPERTY SERVICES

sales and ranging up to \$400 for residential property sales over \$1 million and \$575 for commercial property sales over \$1 million. Under this new targeted fee structure, more than half of all purchasers will not incur added costs over the present fee structure.

- **Administrative Efficiencies:** The Executive Budget will seek greater operational efficiencies for the Office through a host agency arrangement intended to reduce overall costs for administrative support functions.

PROGRAM HIGHLIGHTS

IMPROVING LOCAL PROPERTY TAX ADMINISTRATION

The Office of Real Property Services is charged with managing a property tax system that is one of the most complex and confusing in the nation. Consistent with the recommendations of the Commission on Local Government Efficiency and Competitiveness, the Executive Budget supports statewide reform of the local property tax assessing and collection function. This reform will be accomplished through expanded agency programs designed to encourage and engage cities, towns and counties in cooperative efforts to bring greater efficiency, equity and transparency to the administration of this keystone element of local government and school finance.

The core components of the Executive Budget's reform and reinvestment include:

- Expansion of local aid incentives to encourage coordinated and consolidated assessing and tax collecting programs, emphasizing county leadership with available funding totaling \$6 million;
- Proposed legislation to phase out elected assessors, make all tax collecting officers appointive, and remove villages as assessing units;
- Expansion of technology systems to standardize and centralize assessment data and property tax collection; and
- Measurement of the cost, quality and transparency of property tax administration to demonstrate progress in this reform effort.

In furthering the State-local partnership in property tax administration, the Office will continue to administer additional State aid programs in support of local assessment administration and property tax relief, including:

- Annual aid of up to \$5 per parcel for assessing units that meet State standards, including annual revisions of assessments and comprehensive re-inventory and revaluation at least once every six years;
- Targeted state assistance to affected municipalities pursuant to the 2002 Railroad Infrastructure Act;
- Assessor training aid to reimburse county, city and town assessment officials for their cost of attending State-mandated training and continuing-education courses;
- Software support which includes the development, maintenance, training and consulting relating to a state-of-the-art software program to facilitate cost-efficient administration of local property taxes;
- 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; and
- STAR administration aid that will provide \$3.3 million to local governments in 2008-09. This aid will be fully phased out by 2010-11 given the reduced local need to incur STAR-related administrative costs.

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 2007, the assessment ratios supplied by 87 percent of local assessors were adopted without change as State equalization rates and that rate of adoption is expected to increase again in 2008;
- 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, resulting in reduced costs for rate complaint hearings and improved State-local relations. The percentage of cities and towns that filed complaints was approximately 1.5 percent in 2007, as compared to 36 percent in the early 1990's;
- The Office has integrated nationally accepted standards and techniques, such as computer assisted appraisal studies and residential sales studies within its equalization rate process, thereby reducing its reliance on costly appraisals. The percentage of localities where residential appraisals are needed has been reduced from 100 percent in 1994 to 10 percent in 2007; and
- Since 1994-95, the continuing base cost of the Office's equalization program has been reduced from \$17 million to \$14 million.

OTHER SERVICES AND 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.

REAL PROPERTY SERVICES

Special assessments are statutorily authorized for agricultural properties, transportation properties owned by railroad companies and oil and gas wells. The Office establishes values of agricultural land, ceilings on assessments of railroad properties and values of oil- and gas-producing facilities.

In conjunction with the State Education Department and the Department of Taxation and Finance, the Office is responsible for administering the School District Income Verification program. This program verifies and corrects the school district codes reported on personal income tax returns to accurately assign personal income to school districts. These data are then used as a measure of local fiscal capacity in school aid formulas. The Office also plays a vital role with the administration of the State's Middle Class STAR Rebate program.

ALL FUNDS APPROPRIATIONS (dollars)

Category	Available 2007-08	Appropriations Recommended 2008-09	Change	Reappropriations Recommended 2008-09
State Operations	44,808,000	45,043,000	235,000	0
Aid To Localities	20,800,000	21,834,000	1,034,000	0
Capital Projects	0	0	0	0
Total	65,608,000	66,877,000	1,269,000	0

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

Full-Time Equivalent Positions (FTE)

Program	2007-08 Estimated FTEs 03/31/08	2008-09 Estimated FTEs 03/31/09	FTE Change
Policy and Organizational Support Services			
Special Revenue Funds - Other	392	384	(8)
Total	392	384	(8)

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

Fund Type	Available 2007-08	Recommended 2008-09	Change
Special Revenue Funds - Other	44,808,000	45,043,000	235,000
Total	44,808,000	45,043,000	235,000

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

Program	Available 2007-08	Recommended 2008-09	Change
Policy and Organizational Support Services			
Special Revenue Funds - Other	44,808,000	45,043,000	235,000
Total	44,808,000	45,043,000	235,000

REAL PROPERTY SERVICES

STATE OPERATIONS - OTHER THAN GENERAL FUND SUMMARY OF APPROPRIATIONS AND CHANGES 2008-09 RECOMMENDED (dollars)

Program	Total		Personal Service	
	Amount	Change	Amount	Change
Policy and Organizational Support Services	45,043,000	235,000	24,705,000	0
Total	<u>45,043,000</u>	<u>235,000</u>	<u>24,705,000</u>	<u>0</u>

Program	Nonpersonal Service	
	Amount	Change
Policy and Organizational Support Services	20,338,000	235,000
Total	<u>20,338,000</u>	<u>235,000</u>

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

Fund Type	Available 2007-08	Recommended 2008-09	Change
General Fund	20,800,000	3,825,000	(16,975,000)
Special Revenue Funds - Other	0	18,009,000	18,009,000
Total	<u>20,800,000</u>	<u>21,834,000</u>	<u>1,034,000</u>

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

Program	Available 2007-08	Recommended 2008-09	Change
Policy and Organizational Support Services			
General Fund	20,800,000	3,825,000	(16,975,000)
Special Revenue Funds - Other	0	18,009,000	18,009,000
Total	<u>20,800,000</u>	<u>21,834,000</u>	<u>1,034,000</u>

DIVISION OF STATE POLICE

MISSION

The mission of the Division of State Police is to promote highway safety and protect our citizens from 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 **\$668 million All Funds (\$426 million General Fund, \$231 million Other Operating Funds, and \$11 million Capital Funds)** for the Division. This is a net decrease of **\$67 million All Funds (\$52 million General Fund decrease, \$36 million Other Operating Funds increase and \$51 million Capital funds decrease)** from the 2007-08 budget. The changes in operating funds primarily reflect offsetting General Fund support of Patrol operations with additional Motor Vehicle Law Enforcement fee revenue, eliminating support for one-time spending and discontinued contracts, and savings from operational efficiencies.

The Executive Budget recommends a staffing level of **5,989 FTE** for the Division, including 4,939 sworn police officers. These levels are unchanged from 2007-08.

Major Budget Actions Include:

- **Redeployment:** The Executive Budget recommends the redeployment of Troopers from School Resource Officer assignments and Investigators from Video Lottery Units to other duties. These and other actions will permit the use of 200 Troopers to enhance crime reduction efforts as part of Operation IMPACT.
- **Increase Surcharge on Vehicle Insurance:** The Executive Budget includes legislation to raise the annual fee on insurance policies for all registered motor vehicles to support State Police public and highway safety operations. The current fee of \$5 is raised to \$20, with one-half of all revenue dedicated to the State Police and local anti-auto-theft programs.
- **Eliminate Funding for Contract with the Northeast Regional Forensic Institute at SUNY Albany:** For the past two years, the Division has had an annual \$2 million contract with SUNY to support training forensic lab technicians related to the rapid expansion of DNA testing throughout the State, particularly for those

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being hired to work at the State Police forensics center. However, staff recruitment is no longer an issue, and given the State's fiscal constraints, State Police cannot afford to continue support for this program.

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)

Category	Available 2007-08	Appropriations Recommended 2008-09	Change	Reappropriations Recommended 2008-09
State Operations	672,900,000	656,708,000	(16,192,000)	34,252,000
Aid To Localities	0	0	0	0
Capital Projects	62,200,000	11,500,000	(50,700,000)	86,829,000
Total	735,100,000	668,208,000	(66,892,000)	121,081,000

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

Full-Time Equivalent Positions (FTE)			
Program	2007-08 Estimated FTEs 03/31/08	2008-09 Estimated FTEs 03/31/09	FTE Change
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
State Highway Safety Program			
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	5,989	5,989	0

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

Fund Type	Available 2007-08	Recommended 2008-09	Change
General Fund	478,678,000	426,145,000	(52,533,000)
Special Revenue Funds - Federal	12,700,000	7,235,000	(5,465,000)
Special Revenue Funds - Other	181,522,000	223,328,000	41,806,000
Total	672,900,000	656,708,000	(16,192,000)
Adjustments:			
Transfer(s) From			
Special Pay Bill			
General Fund	(1,329,000)		
State Police, Division of			
Special Revenue Funds - Other	(3,990,000)		
Transfer(s) To			
State Police, Division of			
General Fund	3,990,000		
Appropriated 2007-08	671,571,000		

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

<u>Program</u>	<u>Available 2007-08</u>	<u>Recommended 2008-09</u>	<u>Change</u>
Administration			
General Fund	16,389,000	16,389,000	0
Special Revenue Funds - Other	508,000	308,000	(200,000)
Criminal Investigation Activities			
General Fund	155,557,000	155,557,000	0
Special Revenue Funds - Other	16,391,000	16,719,000	328,000
Patrol Activities			
General Fund	215,495,000	165,928,000	(49,567,000)
Special Revenue Funds - Federal	10,000,000	5,500,000	(4,500,000)
Special Revenue Funds - Other	68,793,000	117,018,000	48,225,000
Policing the Thruway			
Special Revenue Funds - Other	50,520,000	49,185,000	(1,335,000)
Technical Police Services			
General Fund	91,237,000	88,271,000	(2,966,000)
Special Revenue Funds - Federal	2,700,000	1,735,000	(965,000)
Special Revenue Funds - Other	45,310,000	40,098,000	(5,212,000)
Total	<u>672,900,000</u>	<u>656,708,000</u>	<u>(16,192,000)</u>

STATE OPERATIONS - GENERAL FUND SUMMARY OF PERSONAL SERVICE APPROPRIATIONS AND CHANGES 2008-09 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	15,615,000	0	13,943,000	0
Criminal Investigation Activities	139,336,000	0	134,111,000	0
Patrol Activities	158,713,000	(47,467,000)	145,646,000	(47,467,000)
Technical Police Services	41,710,000	0	36,684,000	0
Total	<u>355,374,000</u>	<u>(47,467,000)</u>	<u>330,384,000</u>	<u>(47,467,000)</u>

<u>Program</u>	<u>Temporary Service (Nonannual Salaried)</u>		<u>Holiday/Overtime Pay (Annual Salaried)</u>	
	<u>Amount</u>	<u>Change</u>	<u>Amount</u>	<u>Change</u>
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	<u>3,340,000</u>	<u>0</u>	<u>21,650,000</u>	<u>0</u>

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STATE OPERATIONS - GENERAL FUND SUMMARY OF NONPERSONAL SERVICE AND MAINTENANCE UNDISTRIBUTED APPROPRIATIONS AND CHANGES 2008-09 RECOMMENDED (dollars)

Program	Total		Supplies and Materials	
	Amount	Change	Amount	Change
Administration	774,000	0	95,000	0
Criminal Investigation Activities	16,221,000	0	1,380,000	0
Patrol Activities	7,215,000	(2,100,000)	2,806,000	220,000
Technical Police Services	46,561,000	(2,966,000)	4,473,000	1,034,000
Total	70,771,000	(5,066,000)	8,754,000	1,254,000

Program	Travel		Contractual Services	
	Amount	Change	Amount	Change
Administration	80,000	0	524,000	0
Criminal Investigation Activities	112,000	0	3,276,000	0
Patrol Activities	1,225,000	0	1,696,000	(604,000)
Technical Police Services	0	0	26,524,000	(4,000,000)
Total	1,417,000	0	32,020,000	(4,604,000)

Program	Equipment	
	Amount	Change
Administration	75,000	0
Criminal Investigation Activities	11,453,000	0
Patrol Activities	1,488,000	(1,716,000)
Technical Police Services	15,564,000	0
Total	28,580,000	(1,716,000)

STATE OPERATIONS - OTHER THAN GENERAL FUND SUMMARY OF APPROPRIATIONS AND CHANGES 2008-09 RECOMMENDED (dollars)

Program	Total		Personal Service	
	Amount	Change	Amount	Change
Administration	308,000	(200,000)	0	0
Criminal Investigation Activities	16,719,000	328,000	10,235,000	300,000
Patrol Activities	122,518,000	43,725,000	102,581,000	48,225,000
Policing the Thruway	49,185,000	(1,335,000)	32,795,000	0
Technical Police Services	41,833,000	(6,177,000)	4,000,000	0
Total	230,563,000	36,341,000	149,611,000	48,525,000

Program	Nonpersonal Service		Maintenance Undistributed	
	Amount	Change	Amount	Change
Administration	308,000	(200,000)	0	0
Criminal Investigation Activities	6,484,000	28,000	0	0
Patrol Activities	14,437,000	0	5,500,000	(4,500,000)
Policing the Thruway	16,390,000	(1,335,000)	0	0
Technical Police Services	36,098,000	(5,212,000)	1,735,000	(965,000)
Total	73,717,000	(6,719,000)	7,235,000	(5,465,000)

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

	Available 2007-08	Recommended 2008-09	Change	Reappropriations 2008-09
Comprehensive Construction Program				
Maintenance and Improvement of Existing Facilities				
Capital Projects Fund	6,200,000	5,500,000	(700,000)	13,414,000
Capital Projects Fund - Authority Bonds	0	6,000,000	6,000,000	0
New Facilities				
Capital Projects Fund - Authority Bonds	56,000,000	0	(56,000,000)	73,415,000
Total	62,200,000	11,500,000	(50,700,000)	86,829,000

OFFICE FOR TECHNOLOGY

MISSION

Since its inception in 1997, the Office for Technology (“OFT” or “the Office”) 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

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

BUDGET HIGHLIGHTS

The 2008-09 Executive Budget recommends **\$431.3 million All Funds (including \$30.5 million General Fund, \$319.2 million Internal Service Funds, and \$81.6 million Other Funds)** to support ongoing agency activities. This is an increase of **\$108 million All Funds (an increase of \$4.9 million in the General Fund, \$53 million in Internal Service Funds, and \$50.1 million Other Funds)** from the 2007-08 budget. This change primarily reflects expansion of efforts to implement Universal Broadband, progression of the Statewide Wireless Network (SWN) project, the maintenance of adequate State data center facilities, and centralization of procurement for strategically selected information technology services. The Executive Budget recommends a staffing level of **749 FTEs** for the Office for Technology, an **increase of 20** from the 2007-08 budget. This reflects staff augmentation to better serve customer agencies and implement statewide technology policies.

Major budget actions include:

- **Universal Broadband Access Initiative:** This ongoing effort seeks to ensure that every New Yorker has access to affordable, high-speed broadband service. The agency continues to lead this effort and the Executive Budget recommends \$15 million (\$5 million General Fund, \$10 million Capital Projects Fund) in new funding to support this project.
- **Implementation of SWN:** Development of the Statewide Wireless Network is projected to continue in 2008-09. In addition to a new \$40 million capital appropriation to support system development costs and acquire user equipment, operating funds of \$21 million are also recommended to support the project. The recommended appropriations reflect an \$11 million decrease from the appropriations enacted for 2007-08. In April, the State is scheduled to determine whether Phase 1 of the system meets the benchmarks required under the contract for the project. This budget assumes the project continues on schedule.
- **Interim Data Center Space:** The Executive Budget incorporates \$11 million in capital funding to renovate existing state-owned office space. This additional space is necessary to accommodate projected agency demand for additional data center space, while construction on the new consolidated data center is ongoing.

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- **Existing Data Center Facilities Improvements:** A \$4.1 million General Fund appropriation is recommended for repairs at the current four State data center facilities. These repairs are needed in order to continue to provide reliable services to agency customers.
- **New Consolidated State Data Center:** A \$99.1 million Capital Projects re-appropriation 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.
- **Additional Centralization of Technology Services:** A new \$50 million Internal Service Fund appropriation is recommended for the centralized procurement and delivery of selected technology services for customers.

PROGRAM HIGHLIGHTS

The Office for Technology's primary objectives for fiscal year 2008-09 include four significant priorities for improving the State's technology infrastructure: completing the design and 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; continuing with the design and primary regional build-out of the Statewide Wireless Network; and moving forward with the Universal Broadband Access initiative. The Office will also continue to work with OGS to coordinate acquisitions of information technology and services to ensure that State agencies receive the best value at the lowest possible price.

ALL FUNDS APPROPRIATIONS (dollars)

Category	Available 2007-08	Appropriations Recommended 2008-09	Change	Reappropriations Recommended 2008-09
State Operations	318,363,000	365,384,000	47,021,000	0
Aid To Localities	5,000,000	5,000,000	0	5,000,000
Capital Projects	0	61,000,000	61,000,000	99,100,000
Total	323,363,000	431,384,000	108,021,000	104,100,000

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

Program	Full-Time Equivalent Positions (FTE)		
	2007-08 Estimated FTEs 03/31/08	2008-09 Estimated FTEs 03/31/09	FTE Change
Statewide Technology Program			
Special Revenue Funds - Other	47	47	0
Technology			
General Fund	138	158	20
Internal Service Funds	544	544	0
Total	729	749	20

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

<u>Fund Type</u>	<u>Available 2007-08</u>	<u>Recommended 2008-09</u>	<u>Change</u>
General Fund	20,614,000	25,551,000	4,937,000
Special Revenue Funds - Other	31,549,000	20,573,000	(10,976,000)
Internal Service Funds	266,200,000	319,260,000	53,060,000
Total	<u>318,363,000</u>	<u>365,384,000</u>	<u>47,021,000</u>

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

<u>Program</u>	<u>Available 2007-08</u>	<u>Recommended 2008-09</u>	<u>Change</u>
Statewide Technology Program			
Special Revenue Funds - Other	31,549,000	20,573,000	(10,976,000)
Technology			
General Fund	20,614,000	25,551,000	4,937,000
Internal Service Funds	266,200,000	319,260,000	53,060,000
Total	<u>318,363,000</u>	<u>365,384,000</u>	<u>47,021,000</u>

**STATE OPERATIONS - GENERAL FUND
SUMMARY OF PERSONAL SERVICE APPROPRIATIONS AND CHANGES
2008-09 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>
Technology	10,548,000	1,059,000	10,338,000	1,109,000
Total	<u>10,548,000</u>	<u>1,059,000</u>	<u>10,338,000</u>	<u>1,109,000</u>

<u>Program</u>	<u>Temporary Service (Nonannual Salaried)</u>		<u>Holiday/Overtime Pay (Annual Salaried)</u>	
	<u>Amount</u>	<u>Change</u>	<u>Amount</u>	<u>Change</u>
Technology	180,000	(20,000)	30,000	(30,000)
Total	<u>180,000</u>	<u>(20,000)</u>	<u>30,000</u>	<u>(30,000)</u>

**STATE OPERATIONS - GENERAL FUND
SUMMARY OF NONPERSONAL SERVICE AND MAINTENANCE UNDISTRIBUTED
APPROPRIATIONS AND CHANGES
2008-09 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>
Technology	15,003,000	3,878,000	290,000	30,000
Total	<u>15,003,000</u>	<u>3,878,000</u>	<u>290,000</u>	<u>30,000</u>

<u>Program</u>	<u>Travel</u>		<u>Contractual Services</u>	
	<u>Amount</u>	<u>Change</u>	<u>Amount</u>	<u>Change</u>
Technology	50,000	5,000	9,520,000	600,000
Total	<u>50,000</u>	<u>5,000</u>	<u>9,520,000</u>	<u>600,000</u>

<u>Program</u>	<u>Equipment</u>	
	<u>Amount</u>	<u>Change</u>
Technology	5,143,000	3,243,000
Total	<u>5,143,000</u>	<u>3,243,000</u>

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**STATE OPERATIONS - OTHER THAN GENERAL FUND
SUMMARY OF APPROPRIATIONS AND CHANGES
2008-09 RECOMMENDED
(dollars)**

Program	Total		Personal Service	
	Amount	Change	Amount	Change
Statewide Technology Program	20,573,000	(10,976,000)	3,600,000	330,000
Technology	319,260,000	53,060,000	32,987,000	231,000
Total	<u>339,833,000</u>	<u>42,084,000</u>	<u>36,587,000</u>	<u>561,000</u>

Program	Nonpersonal Service	
	Amount	Change
Statewide Technology Program	16,973,000	(11,306,000)
Technology	286,273,000	52,829,000
Total	<u>303,246,000</u>	<u>41,523,000</u>

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

Fund Type	Available 2007-08	Recommended 2008-09	Change
General Fund	5,000,000	5,000,000	0
Total	<u>5,000,000</u>	<u>5,000,000</u>	<u>0</u>

Adjustments:

Transfer(s) From Universal Broadband General Fund	(5,000,000)
Appropriated 2007-08	<u>0</u>

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

Program	Available 2007-08	Recommended 2008-09	Change
Statewide Technology Program			
General Fund	5,000,000	5,000,000	0
Total	<u>5,000,000</u>	<u>5,000,000</u>	<u>0</u>

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

Comprehensive Construction Program	Available 2007-08	Recommended 2008-09	Change	Reappropriations 2008-09
New Facilities				
Capital Projects Fund - Authority Bonds	0	0	0	99,100,000
Maintenance and Improvement of Facilities				
Capital Projects Fund	0	40,000,000	40,000,000	0
Capital Projects Fund - Authority Bonds	0	11,000,000	11,000,000	0
Economic Development				
Capital Projects Fund - Authority Bonds	0	10,000,000	10,000,000	0
Total	<u>0</u>	<u>61,000,000</u>	<u>61,000,000</u>	<u>99,100,000</u>

DIVISION OF VETERANS' AFFAIRS

MISSION

The Division of Veterans' Affairs assists veterans, members of the armed forces and their families and dependents in securing benefits earned through military service. The Division coordinates veterans' programs and services offered by other State agencies, works closely with the Federal Department of Veterans' Affairs and advocates State and Federal actions to meet veterans' needs. The Division serves 1.1 million New Yorkers who are veterans, as well as their dependents and those on active duty.

ORGANIZATION AND STAFFING

The Division is headed by a Director who is appointed by the Governor. The Division's central office is in Albany, with regional offices in New York City and Buffalo. The Division staffs a network of approximately 70 community based access points in nearly all of the State's counties and New York City. The Office of General Services will continue to provide administrative support, permitting the Division to focus on its main mission.

BUDGET HIGHLIGHTS

The Executive Budget recommends **\$18 million in All Funds (\$15.7 million General Fund, \$2.3 million Other Funds)** in new appropriations for the Division of Veterans' Affairs. This is an increase of **\$900,000 (increase of \$2.6 million General Fund and \$1.7 million decrease in the Community Projects Fund)** from the 2007-08 budget. This net change primarily reflects additional payments to veterans and families of deceased veterans.

The Executive Budget recommends a staffing level of 113 for the Division of Veterans Affairs, an increase from the 2007-08 budget of one position to manage two new veterans' benefits programs.

Major budget actions include:

- **Blind Veteran Annuity**: The 2008-09 Executive Budget includes a \$220,000 General Fund increase for the Blind Veteran Annuity Assistance Program to accommodate the annual cost-of-living increase to benefits.
- **Gold Star Parent Annuity**: Chapter 399 of the Laws of 2007 established the Gold Star Annuity to provide assistance to eligible families of deceased veterans. The 2008-09 Executive Budget includes \$650,000 for payments associated with this new benefit.
- **Merchant Marine Bonus**: Chapter 325 of the Laws of 2007 extended benefits for veterans of World War II, originally established by the laws of 1947, to merchant marines. The Division of Veterans Affairs will begin making these award payments in 2008-09.

PROGRAM HIGHLIGHTS

The Veterans' Counseling Program, the largest of the Division of Veterans' Affairs' four programs, provides benefits counseling and claims services through a statewide network of State veterans' benefits counselors. The counselors — who are all veterans— help veterans complete and file applications for Federal, State, local and private veterans'

VETERANS' AFFAIRS

benefits. Veterans' counselors also help veterans access the services provided by Veterans' Affairs Medical Centers, senior centers, State Veterans' Homes, local nursing homes and public assistance offices.

The Division of Veterans' Affairs is responsible for securing a substantial portion of the more than \$1.25 billion annually in recurring Federal VA compensation and pension payments made directly to New York State veterans and their dependents. State veterans' counselors file more than 8,600 benefit claims annually that result in approximately \$65 million in new and recurring Federal benefits. The average compensation award for each veteran represented by State veterans' counselors exceeds \$11,500 annually. State veterans' counselors also assist constituents in obtaining additional veterans benefits, including VA medical care, various other Federal, State and local economic assistance, tax exemptions and a variety of other benefits offered in recognition of military service. Additionally, with the enactment of New York Patriot Plans in 2003, 2004, and 2005, State veterans' counselors help to ensure that active duty military personnel and their families receive the supplemental benefits to which they are now entitled.

The Veterans' Counseling Program also oversees State assistance to county and city veterans' service agencies. Fifty-seven counties and seven cities receive reimbursement for a substantial portion of their costs associated with programs serving veterans.

The Blind Veteran Annuity Program provides visually impaired veterans and eligible surviving spouses with monthly assistance. In 2008-09, this program will assist more than 4,500 recipients. Legislation approved in 2004 provided for an annual cost of living increase to maintain the value of the benefit paid to each recipient.

The Veterans' Education Program certifies post-secondary educational and vocational programs as providing quality education and training to veterans eligible for Federal G. I. education benefits. The program staff reviews and approves thousands of programs for use by veterans, ensuring a wide variety of career training and educational opportunities for veterans and eligible dependents and survivors.

The Division has been tasked with administration of two new programs beginning in 2008-09: the Merchant Marine Bonus and the Gold Star Parent Annuity. Until 1988, veteran status was not conferred to merchant marines by the Federal government. In recognition of this change, Chapter 325 of the Laws of 2007 extends payment of a one time war bonus established in 1947 to merchant marines. Beginning in 2008-09, a \$250 bonus will be provided to members of the Merchant Marines who served satisfactorily on ocean going voyages during World War II but were not eligible for the original bonus. The Gold Star Parent Annuity awards payment to parents of deceased veterans who meet Federal "Gold Star" requirements.

The Division of Veterans' Affairs continues to maintain its community outreach activities through senior citizens' seminars and similar forums for women veterans. In addition, it is the driving force behind the Interagency Veterans' Council, a consortium of Federal, State and local agencies and non-profit organizations that meets periodically to address and resolve problems and concerns within the veteran community. The Division also collaborates with other State agencies to better identify veterans and their dependents on public assistance, to assist them in securing Federal veterans' benefits to which they are entitled, and to advise senior citizens of veterans' benefits and services that could improve the quality of their lives.

VETERANS' AFFAIRS

ALL FUNDS APPROPRIATIONS (dollars)

Category	Available 2007-08	Appropriations Recommended 2008-09	Change	Reappropriations Recommended 2008-09
State Operations	8,737,000	8,332,000	(405,000)	3,319,000
Aid To Localities	8,359,300	9,700,000	1,340,700	1,255,000
Capital Projects	0	0	0	0
Total	<u>17,096,300</u>	<u>18,032,000</u>	<u>935,700</u>	<u>4,574,000</u>

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

Full-Time Equivalent Positions (FTE)

Program	2007-08 Estimated FTEs 03/31/08	2008-09 Estimated FTEs 03/31/09	FTE Change
Administration			
General Fund	9	10	1
Higher Education			
Special Revenue Funds - Federal	12	12	0
Veteran Counseling Services Program			
General Fund	91	91	0
Total	<u>112</u>	<u>113</u>	<u>1</u>

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

Fund Type	Available 2007-08	Recommended 2008-09	Change
General Fund	6,383,000	6,478,000	95,000
Special Revenue Funds - Federal	2,354,000	1,854,000	(500,000)
Total	<u>8,737,000</u>	<u>8,332,000</u>	<u>(405,000)</u>

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

Program	Available 2007-08	Recommended 2008-09	Change
Administration			
General Fund	827,000	922,000	95,000
Higher Education			
Special Revenue Funds - Federal	1,854,000	1,854,000	0
Veteran Counseling Services Program			
General Fund	5,556,000	5,556,000	0
Special Revenue Funds - Federal	500,000	0	(500,000)
Total	<u>8,737,000</u>	<u>8,332,000</u>	<u>(405,000)</u>

STATE OPERATIONS - GENERAL FUND SUMMARY OF PERSONAL SERVICE APPROPRIATIONS AND CHANGES 2008-09 RECOMMENDED (dollars)

Program	Total		Personal Service Regular (Annual Salaried)	
	Amount	Change	Amount	Change
Administration	767,000	55,000	767,000	55,000
Veteran Counseling Services Program	5,061,000	0	5,061,000	0
Total	<u>5,828,000</u>	<u>55,000</u>	<u>5,828,000</u>	<u>55,000</u>

VETERANS' AFFAIRS

**STATE OPERATIONS - GENERAL FUND
SUMMARY OF NONPERSONAL SERVICE AND MAINTENANCE UNDISTRIBUTED
APPROPRIATIONS AND CHANGES
2008-09 RECOMMENDED
(dollars)**

Program	Total		Supplies and Materials	
	Amount	Change	Amount	Change
Administration	155,000	40,000	11,000	0
Veteran Counseling Services Program	495,000	0	50,000	0
Total	<u>650,000</u>	<u>40,000</u>	<u>61,000</u>	<u>0</u>

Program	Travel		Contractual Services	
	Amount	Change	Amount	Change
Administration	16,000	0	97,000	40,000
Veteran Counseling Services Program	119,000	0	266,000	0
Total	<u>135,000</u>	<u>0</u>	<u>363,000</u>	<u>40,000</u>

Program	Equipment	
	Amount	Change
Administration	31,000	0
Veteran Counseling Services Program	60,000	0
Total	<u>91,000</u>	<u>0</u>

**STATE OPERATIONS - OTHER THAN GENERAL FUND
SUMMARY OF APPROPRIATIONS AND CHANGES
2008-09 RECOMMENDED
(dollars)**

Program	Total		Personal Service	
	Amount	Change	Amount	Change
Higher Education	1,854,000	0	1,086,000	0
Veteran Counseling Services Program	0	(500,000)	0	0
Total	<u>1,854,000</u>	<u>(500,000)</u>	<u>1,086,000</u>	<u>0</u>

Program	Nonpersonal Service	
	Amount	Change
Higher Education	768,000	0
Veteran Counseling Services Program	0	(500,000)
Total	<u>768,000</u>	<u>(500,000)</u>

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

Fund Type	Available 2007-08	Recommended 2008-09	Change
General Fund	8,359,300	9,200,000	840,700
Special Revenue Funds - Federal	0	500,000	500,000
Total	<u>8,359,300</u>	<u>9,700,000</u>	<u>1,340,700</u>

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

Program	Available 2007-08	Recommended 2008-09	Change
Administration			
General Fund	200,000	2,550,000	2,350,000
Blind Veteran Annuity Assistance			
General Fund	5,500,000	5,720,000	220,000
Veteran Counseling Services Program			
General Fund	930,000	930,000	0
Special Revenue Funds - Federal	0	500,000	500,000
Community Projects			
General Fund	1,729,300	0	(1,729,300)
Total	<u>8,359,300</u>	<u>9,700,000</u>	<u>1,340,700</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. To make the hearing process as convenient as possible, the Board has 30 additional customer service centers located throughout the State

BUDGET HIGHLIGHTS

The Executive Budget recommends **\$202 million All Funds** for the Workers Compensation Board, all of which is funded from assessments on businesses. This is a decrease of **\$11 million** from the 2007-08 budget. This net change primarily reflects a change in the anticipated response by the Board to defaults in group self-insured trusts. While previously, the State expected to assess self-insured employers for amounts sufficient to cover unpaid claims by defaulted groups, the 2008-09 Executive Budget relies on new legislation to be proposed by the Governor which is expected to offer the Board a variety of approaches to respond to the defaults in a manner which minimizes disruptive impacts on businesses. The budget, therefore, does not include appropriation authority to assess and pay costs associated with maintaining self insured benefits for injured workers of entities that have ceased operation. The Board will continue to have a **workforce of 1,539 positions** in 2008-09, which is unchanged from 2007-08.

PROGRAM HIGHLIGHTS

The Governor's comprehensive Workers' Compensation Reform legislation has led to a more than 20 percent decrease in workers compensation costs to New Yorkers, saving businesses across the state over \$1 billion.

In response to the mandated changes within the legislation, agency staff in every program have been deeply involved in ensuring that the benefits for all parties of the workers' compensation system are fully met. To that end, the Board is increasing benefit payments for injured workers; ensuring a more coordinated approach to the oversight of the insurance compliance requirements of State law, through increased investigatory efforts and the ability to issue stop work orders and other new penalties against non-compliant employers; and establishing pharmacy and durable medical equipment fee schedules. In addition, the Board is in the process of implementing an expedited hearing process for

WORKERS' COMPENSATION

controverted cases; streamlining business rules for assembling a case; revising the core claimant, employer and medical forms; cooperating with other affected State agencies and interested parties relative to the closure of the Special Disability Fund; piloting a process for claimants to complete a report of injury over the phone; establishing a dental fee schedule; and adopting medical guidelines.

The Governor's Workers' Compensation Reform legislation mandated that the Board conduct a study to provide alternate methodologies for securing claims under the individual self insurance program. As a result, the Board's report to the Governor and the Legislature in December, 2007, recommended that the State migrate from the current process of individual deposits to a pooled approach. This new approach would allow employers to pay fees into a pool to collectively secure claims in the event of a default. This will avoid self insurers having to utilize more than \$2 billion in borrowing capacity for the remote chance that one of them may default. This new pool will continue to ensure claim payments on behalf of defaulted self insurers while allowing for a more flexible, responsive and comprehensive system of oversight and regulation by the Board. In addition, the Board is expanding the solutions identified as part of the individual self insurance study to encompass the issues faced in the group self insurance program. These programmatic changes will allow for a stronger more efficient self insurance program while mitigating the financial impact that self insured employers would otherwise have experienced.

ALL FUNDS APPROPRIATIONS (dollars)

Category	Available 2007-08	Appropriations Recommended 2008-09	Change	Reappropriations Recommended 2008-09
State Operations	212,803,000	201,793,000	(11,010,000)	0
Aid To Localities	0	0	0	0
Capital Projects	0	0	0	0
Total	212,803,000	201,793,000	(11,010,000)	0

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

Full-Time Equivalent Positions (FTE)

Program	2007-08 Estimated FTEs 03/31/08	2008-09 Estimated FTEs 03/31/09	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	1,407	1,407	0
Total	1,539	1,539	0

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

Fund Type	Available 2007-08	Recommended 2008-09	Change
Special Revenue Funds - Other	212,803,000	201,793,000	(11,010,000)
Total	212,803,000	201,793,000	(11,010,000)

WORKERS' COMPENSATION

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

<u>Program</u>	<u>Available 2007-08</u>	<u>Recommended 2008-09</u>	<u>Change</u>
Disability Benefits			
Special Revenue Funds - Other	7,670,000	7,761,000	91,000
Systems Modernization			
Special Revenue Funds - Other	39,417,000	40,374,000	957,000
Workers Compensation			
Special Revenue Funds - Other	165,716,000	153,658,000	(12,058,000)
Total	<u>212,803,000</u>	<u>201,793,000</u>	<u>(11,010,000)</u>

STATE OPERATIONS - OTHER THAN GENERAL FUND SUMMARY OF APPROPRIATIONS AND CHANGES 2008-09 RECOMMENDED (dollars)

<u>Program</u>	<u>Total</u>		<u>Personal Service</u>	
	<u>Amount</u>	<u>Change</u>	<u>Amount</u>	<u>Change</u>
Disability Benefits	7,761,000	91,000	3,786,000	(33,000)
Systems Modernization	40,374,000	957,000	5,015,000	45,000
Workers Compensation	153,658,000	(12,058,000)	75,397,000	(156,000)
Total	<u>201,793,000</u>	<u>(11,010,000)</u>	<u>84,198,000</u>	<u>(144,000)</u>

<u>Program</u>	<u>Nonpersonal Service</u>		<u>Maintenance Undistributed</u>	
	<u>Amount</u>	<u>Change</u>	<u>Amount</u>	<u>Change</u>
Disability Benefits	3,975,000	124,000	0	0
Systems Modernization	35,359,000	912,000	0	0
Workers Compensation	77,487,000	(11,935,000)	774,000	33,000
Total	<u>116,821,000</u>	<u>(10,899,000)</u>	<u>774,000</u>	<u>33,000</u>

