



**Statistical and  
Narrative Summary  
of the**

**Executive  
Budget**

**January 2012**

**Fiscal Year April 1, 2012 to March 31, 2013  
State of New York**

**Sheldon Silver  
Speaker**

**Herman D. Farrell, Jr.  
Chairman**

**New York State Assembly  
Ways and Means Committee**

**2012 Yellow Book**

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EXC



THE ASSEMBLY  
STATE OF NEW YORK  
ALBANY

HERMAN D. FARRELL, JR.  
Assemblyman 71<sup>st</sup> District  
  
Room 923  
Legislative Office Building  
Albany, New York 12248  
518-455-5491  
FAX: 518-455-5776

CHAIRMAN  
Ways and Means Committee  
  
COMMITTEE  
Rules  
  
Black, Puerto Rican, Hispanic and  
Asian Legislative Caucus

January 28, 2013

Dear Colleagues:

I am pleased to provide you with the Statistical and Narrative Summary of the Executive Budget for the upcoming State Fiscal Year, April 1, 2013 to March 31, 2014. The "Yellow Book" is intended to provide the Members of the Committee, the Members of the Assembly, and the public with an overview of the fiscal and policy proposals made by the Governor in the bills submitted as his Executive Budget on January 22, 2013. This publication may also be accessed using the Assembly Website at [www.assembly.state.ny.us/Reports/WAM/2013Yellow/](http://www.assembly.state.ny.us/Reports/WAM/2013Yellow/).

The "Yellow Book" marks the beginning of the Legislature's public review of the Governor's proposed budget. It is the Assembly's preliminary response to the budget, as required by Section 53 of the Legislative Law. Joint legislative fiscal committee hearings on the budget proposal will be the next step in our efforts to ensure public accessibility and accountability.

Section One, Overview of Executive Budget, provides an executive summary of the Governor's proposal for State Fiscal Year 2013-14 including analysis intended to place the proposed financial plan and spending in major programmatic areas in perspective. The section also includes an analysis of the national economy and the Executive's revenue forecast. The overview also lists the appropriation budget bills and detail on the non-appropriation budget bills.

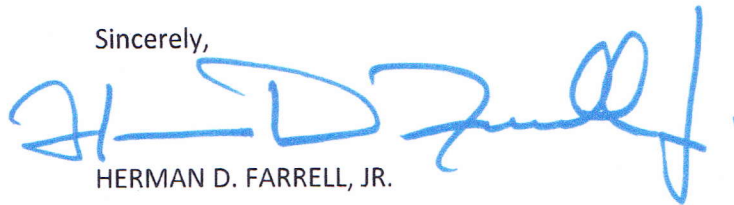
Section Two, Summary of Recommended Appropriations by Agency, provides an overview of current appropriations and recommendations for the 2013-14 State Fiscal Year for each agency, a presentation of the proposed changes in each agency's budgeted personnel level, and a description of the programmatic and statutory modifications proposed in Article VII legislation included with the Executive Budget submission.

Speaker Silver and I know that you share our goal of meeting the challenges facing this State as we confront continuing economic uncertainty. Together, we will continue to strive toward producing an on-time budget that meets the needs of working families across the State. Live coverage of Assembly Sessions and Joint Budget Hearings, as well as a cable television schedule and local system list can be found at <http://www.assembly.state.ny.us/av/>.

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As the Legislature begins its work on the State Fiscal Year 2013-14 Budget, I would like to express appreciation to my Assembly colleagues for the time and commitment you will dedicate to the budget process. I would also like to thank the public for their participation as we adopt a State Budget. Finally, I would also like to convey to the Ways and Means Committee staff my gratitude for their outstanding efforts to produce this document, which is a tremendous resource for the Members of the Assembly.

Sincerely,

A handwritten signature in blue ink, appearing to read "H. D. Farrell, Jr.", written in a cursive style.

HERMAN D. FARRELL, JR.

# **OVERVIEW OF THE EXECUTIVE BUDGET**

**FISCAL YEAR APRIL 1, 2013 TO MARCH 31, 2014**

**January 2013**

**Herman D. Farrell, Jr.  
Chairman  
Assembly Ways and Means Committee**

Prepared by the  
Assembly Ways and Means Committee Staff

Matthew A. Howard  
Secretary to the Committee

Steven A. Pleydle  
Deputy Secretary to the Committee

Audra A. Nowosielski  
Director of Economic Studies

Blake G. Washington  
Director of Budget Studies

Michael L. Johnson  
Counsel to the Committee

## JUDICIARY

	Adjusted Appropriation 2012-13	Executive Request 2013-14	Change	Percent Change
<b>AGENCY SUMMARY</b>				
STATE OPERATIONS	1,870,349,975	1,870,858,374	508,399	0.03%
AID TO LOCALITIES	101,644,040	102,377,495	733,455	0.7%
<b>Total for AGENCY SUMMARY:</b>	<b>1,971,994,015</b>	<b>1,973,235,869</b>	<b>1,241,854</b>	<b>0.1%</b>

### Agency Mission

The New York State courts are established and administered as an independent branch of government pursuant to Article VI of the State Constitution. The cost of operating the courts (excluding town and village courts) is borne by the state pursuant to the Unified Court Budget Act. The mission of the Unified Court System is to promote the rule of law and to serve the public by providing just and timely resolutions of all matters before the courts. The New York State Judiciary (Judiciary) carries out its mission through 11 different trial courts (courts of original jurisdiction), its intermediate appellate courts and its highest court, the Court of Appeals.

### Budget Summary

The Executive proposes All Funds appropriations of \$1.97 billion, an increase of \$1.24 million or 0.1 percent, over the State Fiscal Year (SFY) 2012-13 level.

The Judiciary's budget includes a \$40 million appropriation to support the recommendations of the Chief Judge's task force to expand civil legal services, which is a \$15 million increase from the SFY 2012-13 funding level. In addition, the request continues a \$15 million sub-allocation to the Interest on Lawyers Account (IOLA) fund in support of civil legal service programs.



**District Attorney Salary Reimbursement**

The Executive proposes a total of \$3.9 million, an increase of \$1.05 million from SFY 2012-13 levels, to support the full cost of local district attorney salary increases that are tied to scheduled increases in judicial compensation.

**General Fund Program Eliminations**

The Executive proposes the elimination of \$4.3 million in General Fund support for various programs, as noted below:

Program	SFY 2012-13	SFY 2013-14
New York State Defenders Association	\$1,000,000	-
Family Court Domestic Violence Services	\$600,000	-
Prisoners' Legal Services	\$500,000	-
DV Training for Local Law Enforcement and Judges	\$500,000	-
Law Enforcement, Anti-Violence, Anti-Drug, Crime Control Prevention	\$450,000	-
Immigration Legal Services	\$450,000	-
Stab Resistant Gloves for New York City Correction Officers	\$250,000	-
Common Justice at the Vera Institute	\$200,000	-
Greenpoint Outreach Domestic and Family Intervention Program	\$150,000	-
John Jay College Prison to College Pipeline	\$100,000	-
Consortium of the Niagara Frontier	\$100,000	-
<b>Grand Total</b>	<b>\$4,300,000</b>	<b>-</b>

**Federal Edward Byrne Memorial/Justice Assistance Grant (JAG) Support**

The Executive proposes a \$1.60 million increase to Byrne/JAG appropriations to match projected levels of federal support.

**Legal Services Assistance Fund Allocations**

The Executive proposes the elimination of \$2.65 million in civil legal services grants, \$650,000 in support for the Indigent Parolee Program and \$650,000 in domestic violence legal services.

Instead, the Executive proposes a new \$3.7 million appropriation for a new combined legal services funding source that will offer grants for civil/criminal legal services and domestic violence related legal services, awarded on a competitive basis.

**Criminal Justice Improvement Account Allocations**

The Executive proposal would eliminate \$1.22 million in funding for various civil and criminal domestic violence legal services providers.

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**JUDICIARY**

	Adjusted Appropriation 2011-12	Executive Request 2012-13	Change	Percent Change
<b>AGENCY SUMMARY</b>				
General Fund	2,297,777,572	2,316,469,123	18,691,551	0.8%
Special Revenue-Other	242,745,598	227,664,214	(15,081,384)	-6.2%
Special Revenue-Federal	10,500,000	10,500,000	0	0.0%
<b>Total for AGENCY SUMMARY:</b>	<b>2,551,023,170</b>	<b>2,554,633,337</b>	<b>3,610,167</b>	<b>0.1%</b>

Agency Mission

The New York State courts are established and administered as an independent branch of government pursuant to Article VI of the State Constitution. The cost of operating the courts (excluding town and village courts) is borne by the state pursuant to the Unified Court Budget Act. The mission of the Unified Court System is to promote the rule of law and to serve the public by providing just and timely resolutions of all matters before the courts. The New York State Judiciary (Judiciary) carries out its mission through 11 different trial courts (courts of original jurisdiction), its intermediate appellate courts and its highest court, the Court of Appeals.

Budget Detail

The Judiciary's budget request, as submitted to the Governor, recommends an All Funds appropriation of \$2,554,633,377, an increase of \$3,610,167, or 0.1 percent, over State Fiscal Year (SFY) 2011-12 funding levels.

The Judiciary's budget includes a \$25,000,000 appropriation to support the recommendations of the Chief Judge's task force to expand civil legal services, representing an increase of \$12,500,000, or 50 percent, over SFY 2011-12 funding levels. In addition, the request continues a \$15,000,000 sub-allocation to the Interest on Lawyers Account (IOLA) fund in support of civil legal service programs.

The Judiciary's budget request also provides for a judicial salary increase as determined by the Special Commission on Judicial Compensation.

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- a reduction of \$1,100,000 related to savings associated with moving from rental property to state owned facilities; and
- a reduction of \$300,000 associated with sharing information technology services.

## Aid to Localities

The Executive proposes an All Funds Aid to Localities appropriation of \$161,565,000, a decrease of \$15,399,000, or 8.7 percent, from SFY 2011-12 funding levels.

### Proposed Increases

The Executive proposes:

- an increase of \$750,000 in Crime Identification and Technology Account funding to improve record retention and IT upgrades; and
- an increase of \$530,000 in General Fund support to provide payments to counties for costs associated with district attorney salary increases, which would be tied to judicial compensation that is scheduled to take effect on April 1, 2012. ✓

### Proposed Decreases

The Executive proposes:

- a reduction of \$5,375,000 in Edward Byrne/JAG Aid to Localities appropriations to reflect an anticipated reduction in the federal award;
- a reduction of \$3,600,000 related to the elimination of legislatively-directed Legal Services Assistance Account allocations;
- a reduction of \$2,700,000 in miscellaneous federal appropriations;
- a reduction of \$1,218,000 related to the elimination of legislatively-directed Criminal Justice Improvement Account appropriations;
- an elimination of \$1,000,000 in appropriations for the Center for Employment Opportunities;
- a reduction of \$600,000 in appropriations supporting Oneida County's Public Safety Answering Point; and
- a reduction of \$186,000 in appropriations supporting the New York State Defenders Association.