

*State of New York  
Unified Court System*



*Ann Pfau  
Chief Administrative Judge*

*25 Beaver Street  
New York, N.Y. 10004  
(212) 428-2100*

December 1, 2010

To:           Honorable David A. Paterson           Honorable John L. Sampson  
                  Honorable Pedro Espada, Jr.       Honorable Sheldon Silver  
                  Honorable Dean G. Skelos           Honorable Brian M. Kolb  
                  Honorable Carl Kruger             Honorable Herman D. Farrell, Jr.  
                  Honorable Helene E. Weinstein

From:       Ann Pfau *AP*

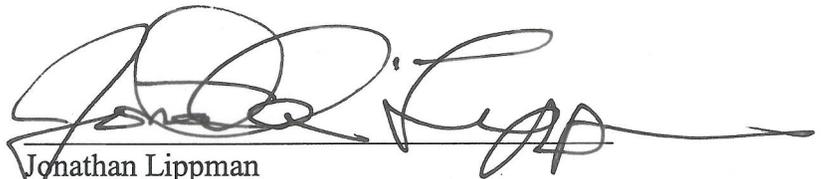
I respectfully submit the itemized estimates of the annual financial needs of the Judiciary for General State Charges for the Fiscal Year beginning April 1, 2011. Article VII, Section 1 of the Constitution requires the submission of these estimates to the Governor and legislative leaders on or before December 1, 2010.

For the 2011- 2012 Fiscal Year, the Judiciary will submit itemized estimates of funding for General State Charges necessary to pay the fringe benefits of judges, justices and nonjudicial employees separately from itemized estimates of the annual operating needs of the Judiciary. This presentation follows the long-standing practice of the Executive and Legislative Branches of separately presenting requests for funding of fringe benefit costs and requests for operating funds. The Judiciary will submit a single budget bill, which includes requests for funding for operating expenses and fringe benefit costs for the 2011-2012 Fiscal Year.

CHIEF JUDGE'S CERTIFICATION

ITEMIZED ESTIMATES OF THE  
FINANCIAL NEEDS OF THE JUDICIARY  
FOR GENERAL STATE CHARGES

Pursuant to Article VII, Section 1 of the Constitution of the State of New York, I certify that the attached schedules are the itemized estimates of the financial needs of the Judiciary for General State Charges for the fiscal year beginning April 1, 2011 and that they have been approved by the Court of Appeals.



Jonathan Lippman  
Chief Judge of the Court of Appeals

Attest: Stuart M. Cohen  
Clerk of the Court of Appeals

Date: November 16, 2010

COURT OF APPEALS APPROVAL

ITEMIZED ESTIMATES OF THE  
FINANCIAL NEEDS OF THE JUDICIARY  
FOR GENERAL STATE CHARGES

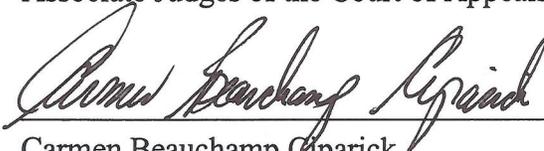
Pursuant to Article VII, Section 1 of the Constitution of the State of New York, the Court of Appeals approves the attached itemized estimates of the financial needs of the Judiciary for General State Charges for the fiscal year beginning April 1, 2011.



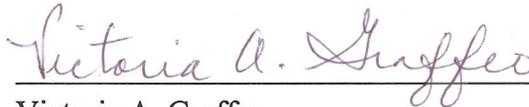
Jonathan Lippman  
Chief Judge of the Court of Appeals



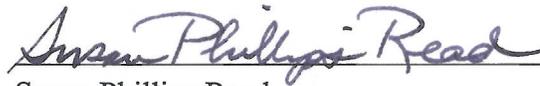
Associate Judges of the Court of Appeals:



Carmen Beauchamp Ciparick



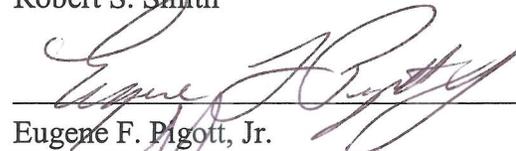
Victoria A. Graffeo



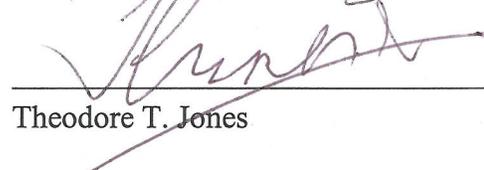
Susan Phillips Read



Robert S. Smith



Eugene F. Pigott, Jr.



Theodore T. Jones

Attest: Stuart M. Cohen  
Clerk of the Court of Appeals

Date: November 16, 2010

**JUDICIARY**  
**2011-12 BUDGET REQUEST**  
**GENERAL STATE CHARGES**

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**THE 2011-12 JUDICIARY BUDGET REQUEST FOR GENERAL STATE CHARGES**

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**Unified Court System  
2011-12 Budget Request  
All Funds Appropriation Requirements - General State Charges**

<b>General State Charges</b>	<b><u>2010-11 Available</u></b>	<b><u>2011-12 Requested</u></b>	<b><u>Change</u></b>
General Fund	\$541,226,701	\$592,524,090	\$51,297,389
Lawyers' Fund for Client Protection	\$87,731	\$98,000	\$10,269
Miscellaneous Special Revenue	\$6,900,508	\$7,489,664	\$589,156
Court Facilities Incentive Fund	\$713,845	\$779,886	\$66,041
New York City County Clerks' Offset Fund	\$10,915,889	\$8,586,149	(\$2,329,740)
Judiciary Data Processing Offset Fund	\$6,870,763	\$7,908,265	\$1,037,502
<b>General State Charges - All Funds</b>	<b>\$566,715,437</b>	<b>\$617,386,054</b>	<b>\$50,670,617</b>

**Unified Court System**  
**2011-12 Budget Request**  
**All Funds Disbursement Requirements**  
**General State Charges**  
**(Millions \$)**

<u>General State Charges</u>	<u>2010-11 Projected</u>	<u>2011-12 Projected</u>	<u>Change</u>
General Fund	540.1	592.5	52.4
Lawyers' Fund for Client Protection	0.2	0.1	-0.1
Miscellaneous Special Revenue	11.4	7.5	-3.9
Court Facilities Incentive Fund	1.1	0.8	-0.3
New York City County Clerks' Offset Fund	0.0	10.9	10.9
Judiciary Data Processing Offset Fund	10.7	7.9	-2.8
<b>General State Charges - All Funds</b>	<b>563.5</b>	<b>619.7</b>	<b>56.2</b>

STATE OF NEW YORK

FY 2011-12

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# General State Charges

**Major Purpose Summary**  
**GENERAL STATE CHARGES**

**2011-12 Budget Request: \$617,386,054**

*General Fund: 592,524,090*

*Special Revenue Funds: 24,861,964*

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The amount herein requested to provide fringe benefits for State-paid judges, justices and nonjudicial employees of the Unified Court System will be included in the budget bill to be submitted separately by the Judiciary as part of its budget request for the 2011-12 fiscal year. The total request of \$617,386,054 is an increase of \$50,670,617 (8.9%) over the 2010-11 adjusted appropriation. Requested amounts for health and dental insurance, social security and employee benefit funds include funding for the continuation of all collectively bargained benefit provisions.

**Health Insurance**

\$265,516,186

The amount requested reflects an increase of \$28,380,522 or 12% over the 2010-11 adjusted appropriation. This request reflects significant increases in health insurance costs which have been experienced in calendar year 2010; additional increases are expected in both 2011 and 2012 based upon information provided by the Department of Civil Service. Also included is funding for retired employees' health insurance, administrative costs payable to the Department of Civil Service, and funds necessary to reimburse localities for certain current and retired employees who remained in local health plans. The request is reduced by an anticipated credit provided by the Federal Government for employers who provide retiree prescription health coverage, and is also reduced by the reallocation of a portion of the Medicare Part B premium obligation to employees and retirees pursuant to Chapter 56, Laws of 2010.

**Retirement**

\$205,862,582

The amount requested reflects an amortized estimate of \$205,862,582, which includes amortization obligations for prior years that are due to the New York State Retirement System for those employees in the Judiciary who are enrolled in the State Retirement System. The request represents an increase of \$25,248,582 over the prior year's amortized estimate. The funding requested also includes \$62,582 due to the New York City Retirement System for those court employees in New York City who elected to remain in the City Retirement System in April of 1977.

**Social Security**

\$114,895,111

The amount requested reflects a deduction rate of 7.65% applied to earnings up to \$106,800 and 1.45% on salary exceeding \$106,800. This is a \$1,747,296 decrease (-1.5%) from the prior year resulting from targeted vacancy savings and early retirement incentive savings.

**Employee Benefit Funds**

\$24,995,919

The amount requested includes annual contributions to employee benefit funds for eligible union and managerial employees, including retirees. Employees participating in these funds are generally excluded from state-paid dental plans and in some instances, the prescription drug reimbursement plan, thus reducing the requested amounts for health and dental insurance.

**Dental Insurance**

\$5,111,148

The request reflects a decrease from current-year costs based on a new agreement with the dental insurance carrier which will provide for dental insurance coverage for judges and unrepresented and managerial/confidential employees.

**Vision and Life**

\$1,005,108

The amount reflects vision and life insurance programs offered to judges and managerial/confidential nonjudicial employees of the Unified Court System; an increase is expected under a new agreement for life insurance coverage.

FRINGE BENEFIT SUMMARY

**2011-12 Budget Request - All Funds Summary**

<u>Employee Fringe Benefit</u>	2010-11 <u>Adjusted Appropriation</u>	2011-12 <u>Request</u>	<u>Change</u>
Health Insurance	237,135,664	265,516,186	28,380,522
Retirement	180,614,000	205,862,582	25,248,582
Social Security	116,642,407	114,895,111	(1,747,296)
Employee Benefit Funds	25,946,401	24,995,919	(950,482)
Dental Insurance	5,510,779	5,111,148	(399,631)
Vision and Life	<u>866,186</u>	<u>1,005,108</u>	<u>138,922</u>
TOTAL	\$566,715,437	\$617,386,054	\$50,670,617

State of New York - Judiciary  
Budget Summary for Fiscal Year 2011-2012

GENERAL STATE CHARGES

	<u>Current Appropriation as Adjusted</u>	<u>UCS Recommended</u>	<u>Changes to Current Appropriation</u>
<u>Nonpersonal Service</u>			
Staff Benefits	566,715,437	617,386,054	50,670,617
Total Nonpersonal Service	566,715,437	617,386,054	50,670,617
<b>Grand Total</b>	<b>566,715,437</b>	<b>617,386,054</b>	<b>50,670,617</b>

State of New York - Judiciary  
Budget Summary for Fiscal Year 2011-2012

GENERAL STATE CHARGES  
STATE OPERATIONS - GENERAL FUND

	<u>Current Appropriation as Adjusted</u>	<u>UCS Recommended</u>	<u>Changes to Current Appropriation</u>
<u>Nonpersonal Service</u>			
Staff Benefits	541,226,701	592,524,090	51,297,389
Total Nonpersonal Service	541,226,701	592,524,090	51,297,389
<b>Grand Total</b>	<b>541,226,701</b>	<b>592,524,090</b>	<b>51,297,389</b>

State of New York - Judiciary  
Budget Summary for Fiscal Year 2011-2012

GENERAL STATE CHARGES  
LAWYERS' FUND FOR CLIENT  
PROTECTION

	<u>Current Appropriation as Adjusted</u>	<u>UCS Recommended</u>	<u>Changes to Current Appropriation</u>
<u>Nonpersonal Service</u>			
Staff Benefits	87,731	98,000	10,269
Total Nonpersonal Service	<u>87,731</u>	<u>98,000</u>	<u>10,269</u>
<b>Grand Total</b>	<b>87,731</b>	<b>98,000</b>	<b>10,269</b>

State of New York - Judiciary  
Budget Summary for Fiscal Year 2011-2012

GENERAL STATE CHARGES  
STATE SPECIAL REVENUE

	<u>Current Appropriation as Adjusted</u>	<u>UCS Recommended</u>	<u>Changes to Current Appropriation</u>
<u>Nonpersonal Service</u>			
Staff Benefits	6,900,508	7,489,664	589,156
Total Nonpersonal Service	6,900,508	7,489,664	589,156
<b>Grand Total</b>	<b>6,900,508</b>	<b>7,489,664</b>	<b>589,156</b>

State of New York - Judiciary  
Budget Summary for Fiscal Year 2011-2012

GENERAL STATE CHARGES  
COURT FACILITIES INCENTIVE AID  
FUND

	<u>Current Appropriation as Adjusted</u>	<u>UCS Recommended</u>	<u>Changes to Current Appropriation</u>
<u>Nonpersonal Service</u>			
Staff Benefits	713,845	779,886	66,041
Total Nonpersonal Service	713,845	779,886	66,041
<b>Grand Total</b>	<b>713,845</b>	<b>779,886</b>	<b>66,041</b>

State of New York - Judiciary  
Budget Summary for Fiscal Year 2011-2012

GENERAL STATE CHARGES  
NYC CO CLERKS' OPERATIONS OFFSET  
FUND

	<u>Current Appropriation as Adjusted</u>	<u>UCS Recommended</u>	<u>Changes to Current Appropriation</u>
<u>Nonpersonal Service</u>			
Staff Benefits	10,915,889	8,586,149	(2,329,740)
Total Nonpersonal Service	10,915,889	8,586,149	(2,329,740)
<b>Grand Total</b>	<b>10,915,889</b>	<b>8,586,149</b>	<b>(2,329,740)</b>

State of New York - Judiciary  
Budget Summary for Fiscal Year 2011-2012

GENERAL STATE CHARGES  
JUDICIARY DATA PROCESSING OFFSET  
FUND

	<u>Current Appropriation as Adjusted</u>	<u>UCS Recommended</u>	<u>Changes to Current Appropriation</u>
<u>Nonpersonal Service</u>			
Staff Benefits	6,870,763	7,908,265	1,037,502
Total Nonpersonal Service	6,870,763	7,908,265	1,037,502
<b>Grand Total</b>	<b>6,870,763</b>	<b>7,908,265</b>	<b>1,037,502</b>