

**2009-10 JUDICIARY
BUDGET REQUEST**

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Judiciary
2009-10 Budget Request

Introduction

The Unified Court System

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

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

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

Structure and Jurisdiction of the Courts

The Unified Court System is structured as follows:

APPELLATE COURTS

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

***TRIAL COURTS
OF SUPERIOR
JURISDICTION***

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

***TRIAL COURTS
OF LIMITED
JURISDICTION***

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

*Locally funded courts

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

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

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

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

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

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

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

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

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

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

There are four kinds of courts of limited jurisdiction outside the City of New York: District (established in Nassau County and in the five western towns of Suffolk County), City, Town and Village Courts. All have jurisdiction over minor criminal matters. They also have jurisdiction over minor civil matters, including small claims and summary proceedings, although their monetary ceilings vary: \$15,000 in District and City Courts, and \$3,000 in Town and Village Courts.

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

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

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

Administrative Structure of the Unified Court System

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

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

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

Judge for Justice Initiatives; a Deputy Chief Administrative Judge for Court Operations and Planning; and a Counsel, who directs the legal and legislative work of the Counsel's Office.

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

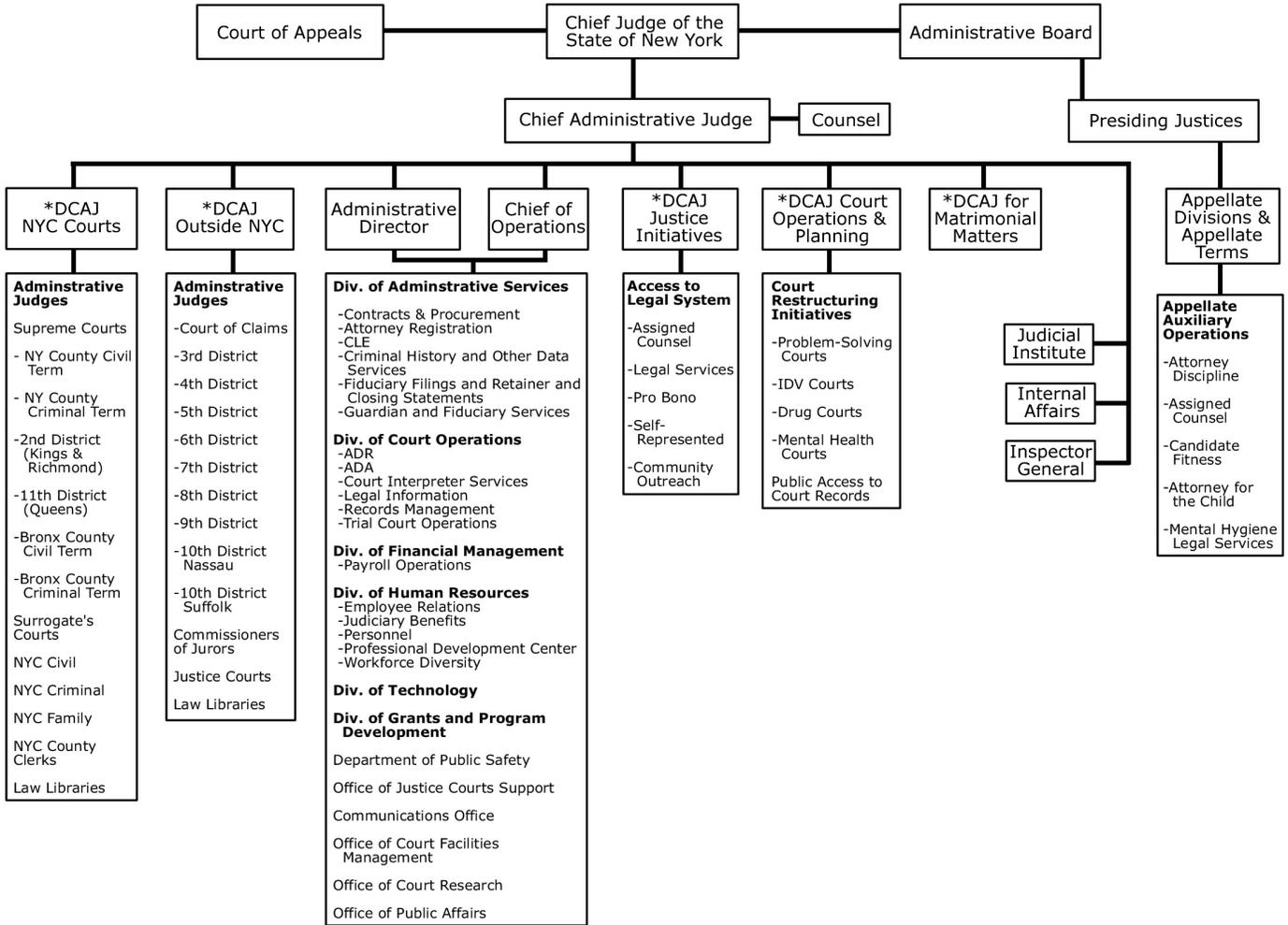
The services provided by these operational divisions are further supplemented by a Public Affairs Office which coordinates communications with other governmental entities, the press, public and bar. The Office of Court Research compiles UCS workload statistics for the courts, management and the public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

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

Responsibility for on-site management of the trial courts and agencies is vested with the Administrative Judges. Upstate, in each of the eight judicial districts established outside the City of New York, there is a District Administrative Judge who is responsible for all the courts and agencies operating within their respective districts except in the Tenth Judicial District, where a separate Administrative Judge is appointed for Nassau and Suffolk Counties. In the City of New York, Administrative Judges supervise each of the major trial courts, and the Deputy Chief Administrative Judge provides for management of the complex of courts and court agencies within the City. The Administrative Judges manage not only court caseload, but are responsible as well for general administrative functions including personnel and budget administration.

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

Unified Court System Administrative Structure



*DCAJ - Deputy Chief Administrative Judge

**STATE OF NEW YORK - JUDICIARY
BUDGET SUMMARY FOR FISCAL YEAR 2009-10**

COURT & AGENCY OPERATIONS & AID TO LOCALITIES - ALL FUNDS

SUMMARY

	<u>CURR APPROP. AS ADJUSTED</u>	<u>UCS RECOMMENDED</u>	<u>CHANGES TO CURR APPROP.</u>
<u>PERSONAL SERVICE</u>			
PERSONAL SERVICE REGULAR	1,463,524,121	1,451,412,486	(12,111,635)
PERSONAL SERVICE TEMPORARY	34,039,353	29,325,350	(4,714,003)
PERSONAL SERVICE OVERTIME	34,588,263	40,896,635	<u>6,308,372</u>
***TOTAL PERSONAL SERVICE	1,532,151,737	1,521,634,471	(10,517,266)
<u>NONPERSONAL SERVICE</u>			
LEGAL REFERENCE/CALR	28,670,215	28,540,098	(130,117)
TRAVEL	8,340,128	8,760,011	419,883
LEGAL SERVICES	118,108,616	124,323,518	6,214,902
IN-PART SERVICES	6,795,911	7,436,987	641,076
JUDICIAL HEARING OFFICERS	5,565,400	5,838,500	273,100
PROFESSIONAL SERVICES - OTHER	60,685,275	61,241,303	556,028
JURY FEES	24,026,238	23,615,421	(410,817)
SECURITY SERVICES	30,162,099	28,726,110	(1,435,989)
TRANSCRIPT COSTS	6,448,817	6,448,817	0
EQUIPMENT	11,433,427	9,402,954	(2,030,473)
OTHER NONPERSONAL SERVICE	70,580,540	71,884,936	1,304,396
FRINGE BENEFITS	481,049,320	493,851,051	12,801,731
***TOTAL NONPERSONAL SERVICE	851,865,986	870,069,706	18,203,720
<u>MAINTENANCE UNDISTRIBUTED</u>			
COURT FACILITIES INCENTIVE AID	123,553,284	123,553,284	0
TOWN & VILLAGE COURTS	11,718,700	10,500,000	(1,218,700)
SECURITY ENHANCEMENTS	4,137,952	0	(4,137,952)
***TOTAL MAINTENANCE UNDISTRIBUTED	139,409,936	134,053,284	(5,356,652)
GRAND TOTAL	<u>2,523,427,659</u>	<u>2,525,757,461</u>	<u>2,329,802</u>
POSITIONS JUDICIAL	1,261	1,257	(4)
POSITIONS NONJUDICIAL	17,464	17,456	(8)
***TOTAL NUMBER OF POSITIONS	18,725	18,713	(12)

**STATE OF NEW YORK - JUDICIARY
BUDGET SUMMARY FOR FISCAL YEAR 2009-10**

COURT & AGENCY OPERATIONS & AID TO LOCALITIES - GENERAL FUND

SUMMARY

	<u>CURR APPROP. AS ADJUSTED</u>	<u>UCS RECOMMENDED</u>	<u>CHANGES TO CURR APPROP.</u>
<u>PERSONAL SERVICE</u>			
PERSONAL SERVICE REGULAR	1,411,057,732	1,396,533,379	(14,524,353)
PERSONAL SERVICE TEMPORARY	29,109,208	24,649,608	(4,459,600)
PERSONAL SERVICE OVERTIME	34,414,188	40,711,531	<u>6,297,343</u>
***TOTAL PERSONAL SERVICE	1,474,581,128	1,461,894,518	(12,686,610)
<u>NONPERSONAL SERVICE</u>			
LEGAL REFERENCE/CALR	28,546,856	28,417,573	(129,283)
TRAVEL	8,062,516	8,507,227	444,711
LEGAL SERVICES	93,042,976	99,260,878	6,217,902
IN-PART SERVICES	6,791,111	7,432,187	641,076
JUDICIAL HEARING OFFICERS	5,549,400	5,820,500	271,100
PROFESSIONAL SERVICES - OTHER	31,961,694	32,426,063	464,369
JURY FEES	24,026,238	23,615,421	(410,817)
SECURITY SERVICES	30,162,099	28,726,110	(1,435,989)
TRANSCRIPT COSTS	6,300,067	6,289,067	(11,000)
EQUIPMENT	11,110,817	9,397,954	(1,712,863)
OTHER NONPERSONAL SERVICE	66,161,934	67,437,688	1,275,754
FRINGE BENEFITS	466,904,283	479,332,585	12,428,302
***TOTAL NONPERSONAL SERVICE	778,619,991	796,663,253	18,043,262
<u>MAINTENANCE UNDISTRIBUTED</u>			
COURT FACILITIES INCENTIVE AID	0	0	0
TOWN & VILLAGE COURTS	11,718,700	10,500,000	(1,218,700)
SECURITY ENHANCEMENTS	<u>4,137,952</u>	<u>0</u>	<u>(4,137,952)</u>
***TOTAL MAINTENANCE UNDISTRIBUTED	15,856,652	10,500,000	(5,356,652)
GRAND TOTAL	<u>2,269,057,771</u>	<u>2,269,057,771</u>	<u>0</u>
POSITIONS JUDICIAL	1,261	1,257	(4)
POSITIONS NONJUDICIAL	16,705	16,697	(8)
***TOTAL NUMBER OF POSITIONS	17,966	17,954	(12)

**STATE OF NEW YORK - JUDICIARY
BUDGET SUMMARY FOR FISCAL YEAR 2009-10**

COURT & AGENCY OPERATIONS & AID TO LOCALITIES - SPECIAL REVENUE FUNDS

SUMMARY

	<u>CURR APPROP. AS ADJUSTED</u>	<u>UCS RECOMMENDED</u>	<u>CHANGES TO CURR APPROP.</u>
<u>PERSONAL SERVICE</u>			
PERSONAL SERVICE REGULAR	52,466,389	54,879,107	2,412,718
PERSONAL SERVICE TEMPORARY	4,930,145	4,675,742	(254,403)
PERSONAL SERVICE OVERTIME	174,075	185,104	<u>11,029</u>
***TOTAL PERSONAL SERVICE	57,570,609	59,739,953	2,169,344
<u>NONPERSONAL SERVICE</u>			
LEGAL REFERENCE/CALR	123,359	122,525	(834)
TRAVEL	277,612	252,784	(24,828)
LEGAL SERVICES	25,065,640	25,062,640	(3,000)
IN-PART SERVICES	4,800	4,800	0
JUDICIAL HEARING OFFICERS	16,000	18,000	2,000
PROFESSIONAL SERVICES - OTHER	28,723,581	28,815,240	91,659
JURY FEES	0	0	0
SECURITY SERVICES	0	0	0
TRANSCRIPT COSTS	148,750	159,750	11,000
EQUIPMENT	322,610	5,000	(317,610)
OTHER NONPERSONAL SERVICE	4,418,606	4,447,248	28,642
FRINGE BENEFITS	14,145,037	14,518,466	373,429
***TOTAL NONPERSONAL SERVICE	73,245,995	73,406,453	160,458
<u>MAINTENANCE UNDISTRIBUTED</u>			
COURT FACILITIES INCENTIVE AID	123,553,284	123,553,284	0
TOWN & VILLAGE COURTS	0	0	0
SECURITY ENHANCEMENTS	0	0	0
***TOTAL MAINTENANCE UNDISTRIBUTED	123,553,284	123,553,284	0
GRAND TOTAL	<u>254,369,888</u>	<u>256,699,690</u>	<u>2,329,802</u>
POSITIONS JUDICIAL	0	0	0
POSITIONS NONJUDICIAL	759	759	0
***TOTAL NUMBER OF POSITIONS	759	759	0

STATE OF NEW YORK
JUDICIARY BUDGET
FY 2009-2010

Part I.

State Operations
Court and Court-Related Agency Operations

SECTION

2

Major Purpose Summary

COURTS OF ORIGINAL JURISDICTION

2009-10 All Funds Budget Request: \$1,594,151,980

<i>General Fund:</i>	<i>1,540,679,957</i>
<i>Special State Revenue Funds:</i>	<i>44,372,023</i>
<i>Special Revenue Federal Funds:</i>	<i>9,100,000</i>

Funding for this major purpose provides for operation of the trial courts of general and limited jurisdiction (with the exception of Town and Village Courts) and for certain programs administered centrally in support of their operation. For 2009-10, an All-Funds budget request of \$1.59 billion, an increase of \$24.0 million, is proposed for trial court operations, including \$1.5 billion from the State Operations General Fund, \$44.4 million from State Operations Special Revenue Funds and \$9.1 million from Special Revenue Federal Funds.

Trial Court Workload

Over 4.5 million cases were filed and more than 4.0 million were disposed in the year 2007 in the trial courts.

Caseload Activity by Type of Court: 2007 Statewide

<u>Court</u>	<u>Filings</u>	<u>Dispositions</u>
<u>CRIMINAL:</u>		
Supreme and County Courts	81,956	89,108
NYC Criminal Court		
Arrest Cases	357,025	360,368
Summons Cases ^a	505,665	367,227
City and District Courts Outside NYC		
Arrest Cases	311,731	300,941
Uniform Traffic Tickets ^a	469,771	436,555
Parking Tickets ^a	144,230	118,503
<u>CIVIL:</u>		
Supreme Courts:		
New Cases	171,752	186,227
Ex Parte Applications	195,534	195,534
Uncontested Matrimonials	46,846	46,521
NYC Civil Court		
Civil Actions	597,133	386,330 ^b
Housing Cases	306,360	257,250
Small Claims	28,591	32,221
Commercial Claims	8,250	9,648

<u>Court</u>	<u>Filings</u>	<u>Dispositions</u>
City and District Courts Outside NYC		
Civil Actions	240,518	221,107 ^b
Housing Cases	77,209	80,356
Civil Small Claims	29,670	30,275
Commercial Small Claims	11,144	11,150
County Courts ^c	26,491	26,606
Court of Claims	1,589	1,415
Arbitration Program	19,521 ^d	21,763
Small Claims Assessment Review Program	73,103	73,119
Family Courts	709,293 ^e	700,035 ^e
Surrogate's Courts	141,671	110,176 ^f
<u>2007 TOTAL</u>	<u>4,535,532</u>	<u>4,062,435</u>

^a Includes both answered and unanswered cases.

^b Does not include dispositions in the Arbitration Program.

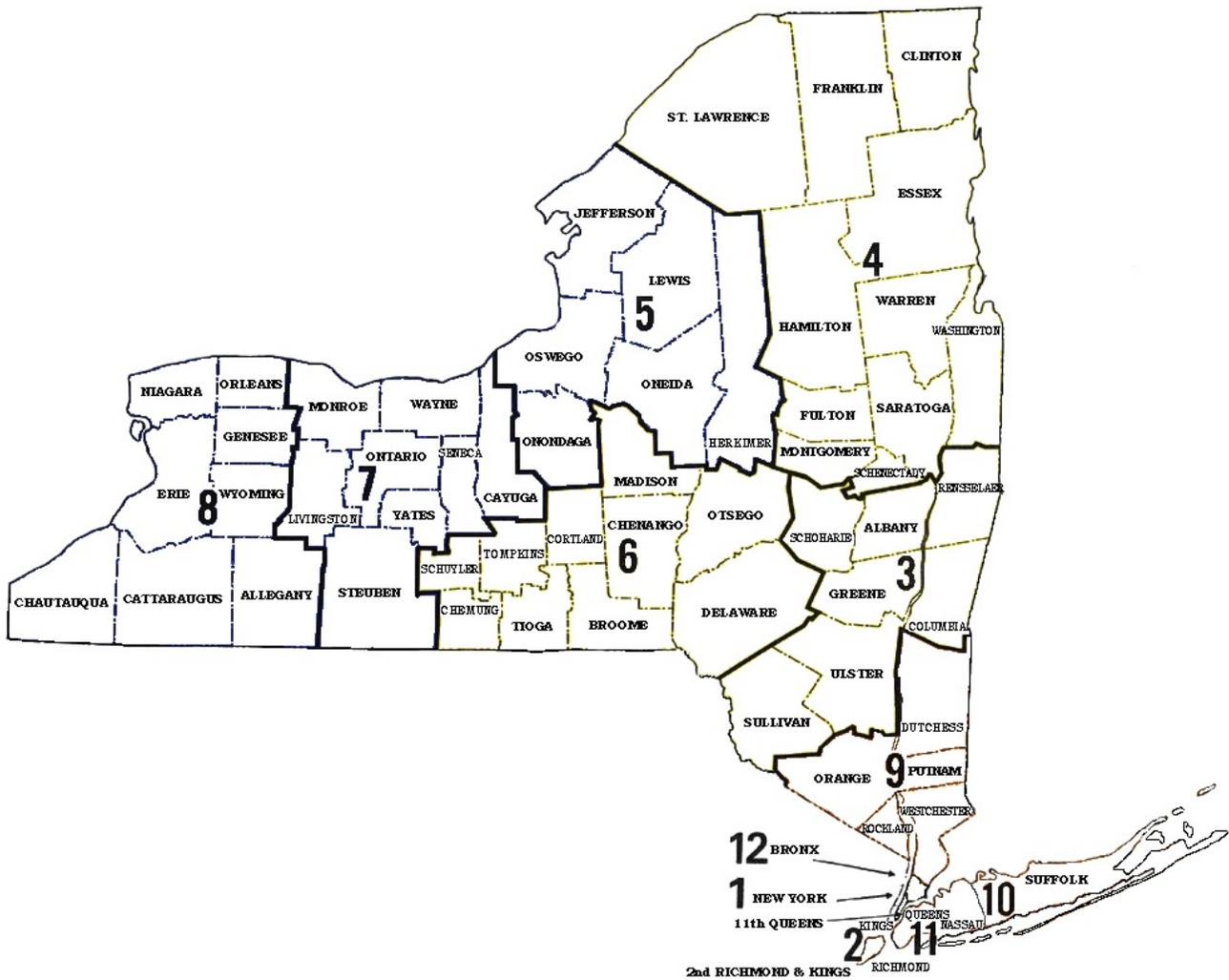
^c Filings include new cases and ex-parte applications.

^d Shown here for reference only and not included in totals. Included as intake in the civil courts listed above.

^e Includes Permanency Hearings held.

^f Surrogate's Court dispositions include orders and decrees signed.

New York State
Trial Courts
Judicial Districts



COJ Major Purpose Budget Programs

The Courts of Original Jurisdiction (COJ) Major Purpose is comprised of the following program components: Supreme and County Courts, Family Courts, Surrogate's Courts, Multi-Bench Courts, City and District Courts, New York City Housing Court, Community Courts, Drug Treatment Courts, Court of Claims, Jury Operations, New York City County Clerks, Law Libraries, the Office of Alternative Dispute Resolution and Court Improvement Programs, Court Support Services, Town and Village Courts, Public Safety, COJ Maintenance Undistributed and Administration.

Supreme and County Courts

The Supreme Court is the trial court of unlimited, original jurisdiction, but generally hears cases outside the jurisdiction of other courts. It exercises its civil jurisdiction statewide; in New York City and some other parts of the state, it also exercises jurisdiction over felony charges.

The County Court is established in each county outside New York City. It is authorized to handle the prosecution of crimes committed within the county, although in practice arraignments and other preliminary proceedings on felonies, misdemeanors and minor offenses are handled by courts of limited jurisdiction. The County Court also has limited jurisdiction in civil cases, generally involving amounts up to \$25,000.

The Supreme and County Courts Program funding also provides for the Judicial Hearing Officer Program, certificated justices and the Small Claims Assessment Review (SCAR) Program.

The recent downturn in the economy has had a significant impact on the workload of the Supreme Courts. Specifically, the number of home foreclosure cases is rising precipitously due to the current deflation of housing prices and partial collapse of the home mortgage industry. The Supreme Courts saw a 48% statewide increase in foreclosure filings between 2005 and 2007. Downstate areas were the hardest hit, with increases of 87% in New York City, 132% in Suffolk County, 119% in Westchester County and 117% in Nassau County. The sharp upward trend in filings has not abated in 2008—the statewide total through late October, 34,486 new cases, was already 4% above the entire 2007 total. At that rate, the current year will show a year-end increase of more than 25%.

The Unified Court System's response is a Residential Foreclosure Program for cases involving owner-occupied one to four-unit buildings. The program will emphasize early court involvement in cases through the establishment of conference parts in which judicial hearing officers and referees will attempt to work out voluntary settlements between lenders and homeowners, as well as case management plans to avoid excessive delays if a settlement is not possible. The program is being piloted in the Queens Supreme Court, which has had the most foreclosure (more than 4,000) filings in both 2007 and 2008 and will be expanded to other larger courts.

Family Courts

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

Within the Family Courts Program is funding for the Family Court Support Magistrate Program. Established in 1985, this program provides an expedited process, as required by federal law, for the handling of paternity and child support matters to ensure timely and continuing financial support by absent parents. Certain eligible State costs of the Family Court Support Magistrate Program are reimbursed by the federal government under Title IV-D of the Social Security Act.

A significant piece of legislation was passed during the 2008 legislative session expanding Family Court and Criminal Court jurisdiction over family offenses for which orders of protection may be issued (L. 2008, c. 326). The measure expands the definition of “member of the same family or household” to include individuals involved in intimate relationships. In essence, the statute opens the door for domestic violence victims who are not married or related to their abusers, such as dating partners and unmarried couples, to seek a civil order of protection in Family Court. The statute also amends Judiciary Law permitting the Chief Administrative Judge to authorize court attorney referees and judicial hearing officers to determine ex parte requests for orders of protection during court hours and after 5 P.M. and to issue final orders of protection on default (L. 2008, c. 216).

In the short time since its enactment, this legislation has resulted in a statewide increase of 12% in family offense matters including a 16% increase in New York City. In the first 12 weeks since its enactment, 1,659 petitions were filed by this new class of petitioners, and 1,149 temporary orders of protection were issued.

In addition, to ensure that judges have relevant information on individuals seeking custody or visitation orders, chapter 595 of the Laws of 2008 requires the court to conduct a check of three sources when issuing permanent, temporary or successive custody or visitation orders. The databases include the sex offender registry, the child abuse database and the orders of protection registry. Checks must be performed anew where successive orders have been issued in excess of 30 days. In emergency situations where the information is not available, the court may issue an emergency order pending review of the information within 24 hours. This new legislation will have a considerable impact on court resources. The court processes over 180,000 custody and visitation cases a year. The three source check rule will require existing nonjudicial staff to conduct more frequent and comprehensive records review of these cases.

Surrogate's Courts

The Surrogate's Court is established in every county and exercises jurisdiction over the probate of wills and granting of letters testamentary; exercises control over executors, administrators, trustees and guardians; serves to pass upon and settle accounts of fiduciaries; maintains concurrent jurisdiction with the Family Court in administration and guardianship of infants and approval of adoptions; and, maintains concurrent jurisdiction with the Supreme Court in matters pertaining to conservatorship.

Multi-Bench Courts

In the State's less populated counties, a judge may sit in more than one of the county-level courts (County, Family, Surrogate's). The COJ budget contains a separate program for these "multi-bench" courts.

City and District Courts

City and District Courts process misdemeanors, violations, traffic infractions and minor civil matters, including small claims. These courts are also responsible for arraignments and other preliminary proceedings in felony cases.

The Civil Court of the City of New York tries civil cases involving amounts up to \$25,000 and other civil matters referred to it by the Supreme Court. The Housing Parts of Civil Court handle landlord-tenant matters and housing code violations.

The Criminal Court of the City of New York has jurisdiction over misdemeanors and violations. Judges of the Criminal Court also act as arraigning magistrates and conduct preliminary hearings in felony cases. Outside New York City, City Courts handle minor civil and criminal matters. In Nassau and Suffolk Counties, District Courts have been established in place of town courts.

The City and District Courts Program also includes the Alternative Dispute Resolution by Arbitration Program. The Arbitration Program was established to reduce case backlogs in civil parts. All civil actions that are filed in a county where the Arbitration Program is operational and in which the monetary damages sought are \$6,000 or less, or \$10,000 or less in the New York City Civil Court, are to be heard and decided by an arbitrator. The Arbitration Program has been established in 31 counties of the state.

New York City Housing Court

The Housing Court, a division within the New York City Civil Court, operates in the five boroughs of New York City and hears and determines matters relating to nonpayment of rent, housing code violations and other proceedings related to real property located within the City of New York. The Housing Court handles only residential landlord and tenant cases.

Community Courts

Community Courts combine conventional punishments with alternative sanctions and on-site treatment and training in an effort to break the revolving door cycle of crime. They are a collaboration between traditionally separate entities, including citizens, criminal justice agencies, businesses, local civic organizations, government entities, and social service providers which results in neighborhood-focused problem solving.

Many Community Courts house an array of nontraditional programs, such as community mediation, job training and placement, drug treatment and homeless outreach, all of which are rigorously monitored by the court in order to address problems that often underlie individuals criminal behavior. Services specifically targeted for youth include job readiness, substance abuse and HIV prevention and tutoring and mentor programs.

As of December 31, 2007 there were eight Community Courts operating in New York and one in the planning process.

Drug Treatment Courts

The Drug Treatment Courts Program is targeted to provide court-mandated substance abuse treatment to nonviolent offenders. The basic concept behind drug courts involves a dramatic intervention by the court in cooperation with an entire team including the defense, prosecution, treatment, education, and law

enforcement. In return for a promise of a reduced sentence, appropriate nonviolent addicted offenders are given the option of entering voluntarily into court-supervised treatment. The rules and conditions of participation are clearly stated in a contract entered into by the defendant, the defense attorney, the district attorney, and the court. The results have been overwhelmingly positive, and drug courts have gone into operation all over the country.

The budget for this program supports the operations of drug court parts in criminal and family courts that are funded from a combination of General Fund and Federal and State Special Revenue Funds.

Court of Claims

The Court of Claims is a statewide court having jurisdiction over claims for money damages against the State. In addition, judges appointed pursuant to section 2(2)(b)(c)(d) and (e) of the Court of Claims Act are assigned temporarily to the Supreme Court, primarily as trial justices in the criminal division. Chapter 240 of the Laws of 2005 significantly changed the composition of this Court by adding 14 Court of Claims judges. Nine of these are "Part D" Court of Claims Judges who sit in the Supreme Courts.

Jury Operations

The primary mission of Jury System Operations is to supply the trial courts with sufficient numbers of prospective jurors, drawn from a representative cross-section of the citizenry, from which trial and grand jurors can be chosen to render civil and criminal verdicts and to return criminal indictments. The Unified Court System (UCS) administers the jury system in coordination with the commissioners of jurors in each of the 57 counties outside New York City and the Jury Divisions of the 5 New York City County Clerks' offices.

County Clerks

The County Clerk Program provides funding for the New York City County Clerks' offices in New York, Bronx, Kings, Queens and Richmond Counties. Each county clerk acts as the Commissioner of Jurors and Clerk of the Supreme Court. In their capacity as Clerks of the Supreme Court, the county clerks must receive, index, and file all Supreme Court documents and miscellaneous papers, and collect all associated filing fees, fines and revenues. The County Clerks' offices also enter all judgements and liens, maintain and preserve all county clerk records, certify filed documents, qualify notary publics and Commissioners of Deeds, issue hunting and fishing licenses and process applications for passports. The Richmond County Clerk's Office also functions as the Register of Deeds.

Law Libraries

Funding is provided within this major purpose to support the operation of 39 Supreme Court law libraries and 13 county-level law libraries. These law libraries provide legal reference services and materials in support of case resolution to judges and court personnel. In many cases, services and materials are also provided to attorneys and the general public.

Alternative Dispute Resolution and Court Improvement Programs

The Courts of Original Jurisdiction major purpose provides funding for the functions of the Office of Alternative Dispute Resolution and Court Improvement Programs which have greatly expanded in recent years. This office now operates four main units that administer a wide array of programs and services in

furtherance of the mission of the Unified Court System. The Court-connected ADR programs provide training and program development for court sponsored ADR programs. The longstanding Community Dispute Resolution Centers Program supports mediation, arbitration and other dispute resolution programs. The Children's Centers Program provides a safe haven for children when in court. The Court Improvement Project is a federal grant program that supports permanency planning. The Court Improvement Project unit also operates the Court Appointed Special Advocates Assistance Program.

Court Support Services

Centralized court support services are provided to support the court system in the areas of technology, human resources, administrative services, court operations, payroll, training, legal information and records management services.

- Division of Technology

The Division of Technology (DOT) provides automation and telecommunications services to all courts and agencies in the Unified Court System. These services primarily include software applications support, electronic recording support, security web camera installation and support, network support, technology procurement, and the provision of statewide telecommunications, e-mail and internet services. These services allow the court system to more efficiently perform a wide range of case management and administrative functions and also provide information and communication capabilities both within the court system and to other state departments, agencies, local government units and the public. In addition, DOT operates the Statewide Domestic Violence Registry and a Technical Support Center.

- Division of Court Operations

The Division of Court Operations is responsible for providing statewide direction, coordination and support to the trial courts in order to assist them in meeting their goals and objectives. The office accomplishes this by making site visits to ascertain how courts are meeting their responsibilities. This process allows them to identify strong or successful practices and then act as a network by sharing these practices with similar courts to help improve their operations. The office also acts as a liaison between the courts and the Office of Court Administration regarding operational issues.

- Office of Legal Information

The Office of Legal Information provides professional support and assistance to courts, law libraries and the public in the areas of legal research, library operations, and information management. The Office develops and coordinates new programs to insure that court law libraries implement procedures which keep law libraries current with trends in technology in order to efficiently manage information in new formats and disseminate information to court legal researchers and the public.

- Office of Records Management

The Office of Records Management assists the courts and agencies of the Unified Court System in managing the volumes of records produced each day by providing guidance, technical assistance and training. The office maintains guidelines for the preservation and use of records in paper or micrographics formats, as well as records maintained in electronic mediums. In addition, this office has established a records storage facility at the Brooklyn Army Terminal in New York City.

- Central Payroll Offices

The Central Payroll Offices are responsible for biweekly payroll processing and related functions for judges, justices and nonjudicial employees in the Unified Court System.

- Regional Central Services

The Regional Central Services unit provides centralized purchasing, printing and high-volume photocopying services to courts, district offices, and OCA units. The unit is also responsible for the oversight and operation of a storage center in Albany.

- Division of Human Resources: Court Support Units

The Division of Human Resources court support units contain funding for the staff and operation of the Human Resources Administrative Office, the Judicial Benefits Unit, the Career Services Unit and the Workforce Diversity Office.

The Human Resources Administrative Office is responsible for managing and providing support services for all units within the Division. The Judicial Benefits Unit provides comprehensive benefits assistance to judges, justices, and court employees. The Career Services Unit is responsible for career development, training and educational programs for nonjudicial employees. The Workforce Diversity Office oversees implementation of the Unified Court System's Workforce Diversity Program.

- Education and Training

Education and Training provides continuing legal education and program offerings for state-paid judges, town and village justices, Family Court Support Magistrates, and employees in the legal series. The Judicial Institute at Pace University operates in conjunction with the Education and Training Office.

- Matrimonial Case Administration

The Office of the Administrative Judge for Matrimonial Matters is responsible for effectively delivering information and services relating to matrimonial matters to judges, nonjudicial employees and matrimonial counsel statewide.

- Administrative Services

The Division of Administrative Services provides support to Unified Court System administrative divisions and offices and trial courts across a broad range of activities in order to allow them to perform their day-to-day operations. This unit's activities also include: information management functions involving a variety of registrations, certifications, and applications processes such as attorney registration, continuing legal education, fiduciaries, retainer and closing statements, judicial certifications, and judicial hearing officers. The Division of Administrative Services is also charged with the management of a criminal history search operation which serves the public, private businesses and government agencies.

- Office of Inspector General

The Office of the Inspector General investigates allegations of misconduct within the Unified Court System and allegations of work-related bias involving court system employees. The Office also investigates compliance with court rules governing judicial appointment of guardians, guardians ad litem, receivers, referees and others who assist the courts in resolving cases.

- DCAJ Justice Initiatives

The Office of the Deputy Chief Administrative Judge for Justice Initiatives seeks to eliminate barriers to the courts for low-income New Yorkers. The Office is responsible for recommending and implementing measures that will establish permanent funding for civil legal services; increase the provision of pro bono services; and address the needs and challenges of self-represented litigants.

- DCAJ for Court Operations and Planning

The Office of the Deputy Chief Administrative Judge for Court Operations and Planning is responsible for planning and implementing innovative problem-solving initiatives statewide. Currently, the Office is supervising the planning and operation of Integrated Domestic Violence Courts across New York State. The Office also oversees the Domestic Violence Courts across the State and the pilot Mental Health and Sex Offender Courts. The Deputy Chief Administrative Judge for Court Operations and Planning is also the Director of the Drug Treatment Court Program in New York State.

Town and Village Courts

New York State has more than 1,300 town and village courts, presided over by more than 2,000 judges. These courts operate in all areas of the State except New York City and hear civil and criminal cases, adjudicate misdemeanors, minor offenses and traffic violations, and arraign all criminal matters. These courts process an estimated two million cases annually.

In recent years, these courts have received a great deal of attention from the press, the public and the legal community. In the fall of 2006, a series of articles in The New York Times reported alleged failings and abuses by a number of judges in the Justice Courts. Additionally, a report issued by the State Comptroller identified areas of financial mismanagement in a significant number of the town and village courts audited. Shortly after these inadequacies were discovered, the Unified Court System issued an “Action Plan for the Justice Courts” which announced first-time, statewide initiatives for increased training and supervision of town and village justices and other new support to improve the efficiency and quality of the Justice Courts.

Public Safety

The New York State Unified Court System is dedicated to meeting the safety and security needs of the judges and nonjudicial personnel who work in the courts and the public who rely on the courts to meet their judicial needs. This Program contains funding for all of the administrative and operational functions associated with meeting these security needs.

The Department of Public Safety advises the Deputy Chief Administrative Judge on security operations and public safety policies including emergency management plans and safety education for the Unified Court System. The Department of Public Safety develops safety protocols and emergency action plans for local

courts and agencies and is responsible for the monitoring of uniform standards, policies, regulations and practices, and training.

The Court Officer Training Academy provides a 14-week training program to all New York State court officer candidates. The training curriculum includes civil and criminal procedural law, basic firearm training, defensive tactics, first aid and CPR training and gang intelligence. There are currently two UCS training academies, one located in Cohoes and the other in New York City.

Operational security needs are met through a combination of state-paid security personnel and, in several upstate districts, through contracts with local municipalities.

COJ Maintenance Undistributed

This program includes funding for the Permanent Commission on Justice for Children, the Center for Court Innovation, the Criminal Disposition Reconciliation Project and non-Drug Treatment Court grants from federal and other sources. Funding is also included for 139 new positions for trial court operations that were approved in the current year and which have not been filled, as well as for target employment adjustments authorized in the current year which have not been implemented, in both cases due to the State's fiscal crisis. Also included is necessary equipment funding associated with new or renovated court facilities and emergency funding for nondiscretionary nonpersonal service costs.

Trial Court Administration

The trial courts are divided for administrative purposes into 12 judicial districts with a total of 14 administrative judges who are charged with responsibility for managing operations within the policy guidelines of the Chief Judge and Chief Administrative Judge. Also, the Court of Claims and the New York City Family, Civil and Criminal Courts each operate under the auspices of an administrative judge.

Summary of 2009-10 Funding and Position Request: Courts of Original Jurisdiction

The Courts of Original Jurisdiction (COJ) major purpose State Operations All Funds budget request of \$1.59 billion is an increase of \$24.0 million over the current year adjusted appropriation. This request consists of \$1.36 billion for personal service, \$225 million for nonpersonal service and \$6 million for other resources.

Personal Service

The personal service request of \$1.36 billion, an increase of \$30.3 million, provides funding for all authorized judicial positions. The funding requested for nonjudicial positions reflects the projected impact of a stringent vacancy control program, along with funding for increments, general salary increases and longevity bonuses for eligible nonjudicial employees.

Approved conversions from contractual to state-paid security personnel in the cities of Rensselaer, Lockport, Ithaca, Elmira, Cortland, Oneida and Oneonta, and the counties of Greene, Lewis, Delaware and Niagara are reflected as increases in the personal service budget. These conversions, which involved almost 70 Court Officer lines, result in a decrease in the nonpersonal service contractual security object of expense in these localities.

Adjustments are also reflected in personal service for the conversion of 96 temporary service lines to permanent lines as authorized in the current year budget.

The personal service funding recommendation reflects adjustments within the Supreme and County Courts Program for the addition and/or deletion of certificated justices and staff that are expected to take place on January 1, 2009 and January 1, 2010. A net decrease of 7 certificated justices and 14 support staff is reflected by these changes.

The Unified Court System will continue to control personal service costs in 2009-10 through a stringent vacancy control program.

Temporary Service and Overtime

The request for temporary service is \$19.6 million for the trial courts. It provides full funding to continue current levels of operation.

The 2009-10 budget proposes that 82 temporary positions be converted to permanent lines. Incumbents in these positions are performing permanent, ongoing functions in drug treatment and other specialty courts (29), in the Family Courts (35), assisting local Town and Village Courts (9), and in various other trial courts (9).

The 2009-10 budget request includes overtime funding totaling \$40.2 million for the trial courts. This request continues the funding of overtime at current levels.

Nonpersonal Service

The 2009-10 nonpersonal service request is \$224.84 million, a decrease of \$0.93 million from the current year adjusted appropriation. This request supports usual and necessary expenses associated with trial court operations, support and administration.

Expenses in these categories include: legal reference materials and on-line services; rentals of equipment; maintenance agreements for hardware, software and office equipment; payments for jury per diems, lodging and meals; per diem interpreter and court reporter costs; judicial hearing officers; Alternative Dispute Resolution contracts; transcript payments; and, contractual security services provided in upstate communities by local law enforcement units. Costs associated with technology administration and education and training programs are also reflected.

Increasing costs in nonpersonal service for this major purpose are reflected in real estate rentals, information technology services, other general services, per diem interpreters, transcripts and computer assisted legal research.

The increase in real estate rentals is attributable to new office space for Payroll Operations in New York City and for local Justice Court support staff in Buffalo and Syracuse. Additional office space rentals for Court of Claims Judges is also reflected.

The increases in information technology services relate to the need for much of the equipment used to support automation efforts in the Unified Court System to be placed on maintenance agreements. Additionally, the equipment provided to the local Justice Courts is also now required to be covered by

maintenance agreements. Another factor contributing to the increase in this object of expense, is the FCC Licensing Study that is required for frequency coordination of a statewide security channel for use by the Unified Court System.

The increase in other general services reflects the significant costs that will be required to administer the Court Officer Exam in the 2009-10 fiscal year. This is the largest exam administered by the Unified Court System.

Finally, increases for per diem interpreters and transcripts are expenditure based, and the increase in computer assisted legal research is contractual.

Decreases in nonpersonal service are reflected in legal reference materials, conferences and training, telephones and assigned counsel.

The decrease for legal reference materials reflects savings associated with the new Library Maintenance Agreement negotiated with West Publishing, and the decrease in conferences and training has been taken as a cost saving measure.

The decrease in telephones is expenditure based and reflects savings associated with the installation of IP telephones. The decrease in Assigned Counsel is also expenditure based.

The nonpersonal service request for the trial courts includes \$28.1 million for contractual security services in the 3rd, 4th, 5th, 6th, 7th and 8th Judicial Districts. This request reflects a decrease from the current adjusted appropriation which is attributable to the current-year conversion of contractual security services to state-paid Court Officers. The following locations converted in the current year: the counties of Greene, Lewis, Delaware and Niagara as well as the cities of Rensselaer, Cortland, Elmira, Ithaca, Oneida, Oneonta and Lockport.

To meet the equipment needs of the courts, \$5.0 million is included for replacement equipment and \$4.0 million for new equipment. The replacement equipment request includes \$1.0 million in the Administration Program for emergency replacement items and \$4.0 million in the Division of Technology for the replacement of computers, printers, digital senders, laptops, network servers and UPS batteries. The new equipment request includes \$2.0 million for furnishings and equipment needed for the opening of new or renovated facilities and \$2.0 million for essential security equipment.

Other Resources

For fiscal 2009-10, State Operations undistributed funding in the amount of \$5.8 million is requested to continue the Judiciary's efforts to take the steps necessary to ensure that local town and village courts meet appropriate standards. These funds will be used to continue current year efforts to provide digital recording devices, personal computers and printers, and to continue development of a case management system for the town and village courts. In addition, \$4.7 million is requested separately as Local Assistance funding.

STATE OF NEW YORK - JUDICIARY
 BUDGET SUMMARY FOR FISCAL YEAR 2009-2010

COURTS OF ORIGINAL JURISDICTION

S U M M A R Y	CURR APPROP AS ADJUSTED	UCS RECOMMENDED	CHANGES TO CUR APPROP
P E R S O N A L S E R V I C E			
PERSONAL SERVICE REGULAR	1275,912,735	1303,732,839	27,820,104
PERSONAL SERVICE TEMPORARY	23,295,288	19,620,437	-3,674,851
PERSONAL SERVICE OVERTIME	34,044,698	40,181,000	6,136,302
*** TOTAL PERSONAL SERVICE	1333,252,721	1363,534,276	30,281,555
N O N - P E R S O N A L S E R V I C E			
LEGAL REFERENCE/CALR	25,672,681	25,434,263	-238,418
TRAVEL	5,994,431	6,359,424	364,993
LEGAL SERVICES	12,210,002	11,690,495	-519,507
IN-PART SERVICES	4,592,300	5,202,545	610,245
JUDICIAL HEARING OFFICERS	5,257,400	5,523,500	266,100
PROFESSIONAL SVCS - OTHER	41,467,056	42,147,424	680,368
JURY FEES	24,026,238	23,615,421	-410,817
SECURITY SERVICES	29,562,099	28,131,110	-1,430,989
TRANSCRIPT COSTS	5,457,817	6,017,787	559,970
EQUIPMENT	10,930,953	8,997,954	-1,932,999
OTHER NPS	60,594,146	61,716,481	1,122,335
*** TOTAL NON-PERSONAL SERV.	225,765,123	224,836,404	-928,719
M A I N T . U N D I S T R I B U T E D			
SECURITY ENHANCEMENTS	4,137,952	0	-4,137,952
TOWN & VILLAGE COURTS	11,718,700	5,781,300	-5,937,400
*** TOTAL MAINT. UNDISTRB	15,856,652	5,781,300	-10,075,352
G R A N D T O T A L	1574,874,496	1594,151,980	19,277,484

STATE OF NEW YORK - JUDICIARY
BUDGET SUMMARY FOR FISCAL YEAR 2009-2010

COURTS OF ORIGINAL JURISDICTION			
STATE OPERATIONS-GEN. FUND GRAND TOTAL			
S U M M A R Y	CURR APPROP AS ADJUSTED	UCS RECOMMENDED	CHANGES TO CUR APPROP
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P E R S O N A L S E R V I C E			

PERSONAL SERVICE REGULAR	1240,753,402	1267,117,501	26,364,099
PERSONAL SERVICE TEMPORARY	20,387,577	17,039,929	-3,347,648
PERSONAL SERVICE OVERTIME	33,901,423	40,025,196	6,123,773
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*** TOTAL PERSONAL SERVICE	1295,042,402	1324,182,626	29,140,224
N O N - P E R S O N A L S E R V I C E			

LEGAL REFERENCE/CALR	25,670,881	25,432,463	-238,418
TRAVEL	5,986,031	6,351,924	365,893
LEGAL SERVICES	12,210,002	11,690,495	-519,507
IN-PART SERVICES	4,592,300	5,202,545	610,245
JUDICIAL HEARING OFFICERS	5,257,400	5,523,500	266,100
PROFESSIONAL SVCS - OTHER	28,106,556	28,761,679	655,123
JURY FEES	24,026,238	23,615,421	-410,817
SECURITY SERVICES	29,562,099	28,131,110	-1,430,989
TRANSCRIPT COSTS	5,457,817	6,017,787	559,970
EQUIPMENT	10,680,953	8,997,954	-1,682,999
OTHER NPS	59,856,596	60,991,153	1,134,557
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*** TOTAL NON-PERSONAL SERV.	211,406,873	210,716,031	-690,842
M A I N T . U N D I S T R I B U T E D			

SECURITY ENHANCEMENTS	4,137,952	0	-4,137,952
TOWN & VILLAGE COURTS	7,000,000	5,781,300	-1,218,700
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*** TOTAL MAINT. UNDISTRB	11,137,952	5,781,300	-5,356,652
G R A N D T O T A L	1517,587,227	1540,679,957	23,092,730

STATE OF NEW YORK - JUDICIARY
BUDGET SUMMARY FOR FISCAL YEAR 2009-2010

COURTS OF ORIGINAL JURISDICTION FED SPEC REVENUE OPERATING S U M M A R Y	CURR APPROP AS ADJUSTED	UCS RECOMMENDED	CHANGES TO CUR APPROP
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N O N - P E R S O N A L S E R V I C E			

PROFESSIONAL SVCS - OTHER	8,000,000	6,500,000	-1,500,000
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*** TOTAL NON-PERSONAL SERV.	8,000,000	6,500,000	-1,500,000
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G R A N D T O T A L	8,000,000	6,500,000	-1,500,000

STATE OF NEW YORK - JUDICIARY
BUDGET SUMMARY FOR FISCAL YEAR 2009-2010

COURTS OF ORIGINAL JURISDICTION STATE SPECIAL REVENUE S U M M A R Y	CURR APPROP AS ADJUSTED	UCS RECOMMENDED	CHANGES TO CUR APPROP
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N O N - P E R S O N A L S E R V I C E			

PROFESSIONAL SVCS - OTHER	1,500,000	1,500,000	0
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*** TOTAL NON-PERSONAL SERV.	1,500,000	1,500,000	0
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G R A N D T O T A L	1,500,000	1,500,000	0

STATE OF NEW YORK - JUDICIARY
BUDGET SUMMARY FOR FISCAL YEAR 2009-2010

COURTS OF ORIGINAL JURISDICTION COURT FACILITIES INCENTIVE AID FUND S U M M A R Y	CURR APPROP AS ADJUSTED	UCS RECOMMENDED	CHANGES TO CUR APPROP
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P E R S O N A L S E R V I C E			

PERSONAL SERVICE REGULAR	666,507	709,732	43,225
PERSONAL SERVICE OVERTIME	1,485	2,939	1,454
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*** TOTAL PERSONAL SERVICE	667,992	712,671	44,679
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G R A N D T O T A L	667,992	712,671	44,679

STATE OF NEW YORK - JUDICIARY
BUDGET SUMMARY FOR FISCAL YEAR 2009-2010

COURTS OF ORIGINAL JURISDICTION NYC CO CLERKS' OPERATIONS OFFSET FUND S U M M A R Y	CURR APPROP AS ADJUSTED	UCS RECOMMENDED	CHANGES TO CUR APPROP
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P E R S O N A L S E R V I C E			

PERSONAL SERVICE REGULAR	18,470,691	18,982,725	512,034
PERSONAL SERVICE TEMPORARY	1,510,062	1,553,959	43,897
PERSONAL SERVICE OVERTIME	24,200	37,300	13,100

*** TOTAL PERSONAL SERVICE	20,004,953	20,573,984	569,031
N O N - P E R S O N A L S E R V I C E			

LEGAL REFERENCE/CALR	1,800	1,800	0
TRAVEL	8,400	7,500	-900
PROFESSIONAL SVCS - OTHER	2,760,500	2,785,745	25,245
EQUIPMENT	250,000	0	-250,000
OTHER NPS	737,550	725,328	-12,222

*** TOTAL NON-PERSONAL SERV.	3,758,250	3,520,373	-237,877

G R A N D T O T A L	23,763,203	24,094,357	331,154

STATE OF NEW YORK - JUDICIARY
BUDGET SUMMARY FOR FISCAL YEAR 2009-2010

COURTS OF ORIGINAL JURISDICTION JUDICIARY DATA PROCESSING OFFSET FUND SUMMARY	CURR APPROP AS ADJUSTED	UCS RECOMMENDED	CHANGES TO CUR APPROP
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PERSONAL SERVICE			

PERSONAL SERVICE REGULAR	16,022,135	16,922,881	900,746
PERSONAL SERVICE TEMPORARY	1,397,649	1,026,549	-371,100
PERSONAL SERVICE OVERTIME	117,590	115,565	-2,025

*** TOTAL PERSONAL SERVICE	17,537,374	18,064,995	527,621

GRAND TOTAL	17,537,374	18,064,995	527,621

STATE OF NEW YORK - JUDICIARY
BUDGET SUMMARY FOR FISCAL YEAR 2009-2010

COURTS OF ORIGINAL JURISDICTION FEDERAL DHHS GRANT S U M M A R Y	CURR APPROP AS ADJUSTED	UCS RECOMMENDED	CHANGES TO CUR APPROP
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N O N - P E R S O N A L S E R V I C E			

PROFESSIONAL SVCS - OTHER	1,100,000	2,600,000	1,500,000
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*** TOTAL NON-PERSONAL SERV.	1,100,000	2,600,000	1,500,000
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G R A N D T O T A L	1,100,000	2,600,000	1,500,000

Courts of Original Jurisdiction

2009-10

Financial and Position Summary

By Program

Supreme and County Courts

NYC Courts	2009-10 Request	Scheduled Judicial Positions	Scheduled Nonjudicial Positions	Total Positions
1 st Supreme Civil	\$43,900,356	25	421	446
1 st Supreme Criminal	26,348,958	18	276	294
Supreme Kings	63,235,831	63	583	646
Supreme Richmond	9,958,707	3	95	98
Supreme Queens	48,069,716	50	440	490
Supreme Bronx	53,741,857	34	523	557
NYC Subtotal	\$245,255,425	193	2,338	2,531

Upstate Courts	2009-10 Request	Scheduled Judicial Positions	Scheduled Nonjudicial Positions	Total Positions
Third	\$11,717,257	17	103	120
Fourth	9,299,786	15	78	93
Fifth	16,211,974	26	151	177
Sixth	6,249,157	13	48	61
Seventh	14,789,974	24	134	158
Eighth	24,728,530	36	212	248
Ninth	35,860,409	47	309	356
Nassau	41,661,986	49	362	411
Suffolk	32,245,726	36	304	340
Undistributed	(261,649)	0	3	3
Upstate Subtotal	\$192,503,150	263	1,704	1,967

	2009-10 Request	Scheduled Judicial Positions	Scheduled Nonjudicial Positions	Total Positions
Program Total	\$437,758,575	456	4,042	4,498

Courts of Original Jurisdiction

2009-10

Financial and Position Summary

By Program

Family Courts

	2009-10 Request	Scheduled Judicial Positions	Scheduled Nonjudicial Positions	Total Positions
New York City	\$72,152,994	47	757	804
Third	8,167,898	8	97	105
Fourth	8,578,676	9	100	109
Fifth	11,848,866	11	150	161
Sixth	4,836,744	4	61	65
Seventh	8,366,597	6	99	105
Eighth	12,833,734	10	166	176
Ninth	15,892,226	15	184	199
Nassau	8,944,696	8	104	112
Suffolk	11,606,320	10	134	144
Undistributed	814,516	0	0	0
Total	\$164,043,267	128	1,852	1,980

Surrogate's Courts

	2009-10 Request	Scheduled Judicial Position	Scheduled Nonjudicial Positions	Total Positions
New York City	\$21,062,296	7	241	248
Third	1,940,978	3	19	22
Fourth	2,745,774	5	27	32
Fifth	2,477,422	4	27	31
Sixth	708,192	1	7	8
Seventh	3,029,641	4	30	34
Eighth	4,913,236	3	53	56
Ninth	4,574,490	4	54	58
Nassau	4,034,591	1	46	47
Suffolk	2,956,767	1	35	36
Total	\$48,443,387	33	539	572

Courts of Original Jurisdiction

2009-10

Financial and Position Summary

By Program

Multi-Bench Courts

	2009-10 Request	Scheduled Judicial Positions	Scheduled Nonjudicial Positions	Total Positions
Third	\$5,555,726	7	58	65
Fourth	6,752,088	9	78	87
Fifth	1,545,265	2	18	20
Sixth	11,140,823	14	127	141
Seventh	11,228,110	12	123	135
Eighth	6,395,423	8	74	82
Ninth	1,657,459	2	18	20
Total	\$44,274,894	54	496	550

City and District Courts

	2009-10 Request	Scheduled Judicial Positions	Scheduled Nonjudicial Positions	Total Positions
NYC Civil	\$58,136,452	120	505	625
NYC Criminal	70,428,926	107	690	797
Third	5,108,526	17	70	87
Fourth	4,762,138	19	57	76
Fifth	8,113,373	22	111	133
Sixth	4,362,701	15	58	73
Seventh	7,969,231	20	96	116
Eighth	13,245,865	35	160	195
Ninth	14,717,962	31	183	214
Nassau	19,981,001	30	234	264
Suffolk	19,694,377	24	229	253
Undistributed	(78,000)	0	3	3
Total	\$226,442,552	440	2,396	2,836

Courts of Original Jurisdiction

2009-10

Financial and Position Summary

By Program

NYC Housing Court

	2009-10 Request	Scheduled Judicial Positions	Scheduled Nonjudicial Positions	Total Positions
Housing Court	\$32,979,792	50	334	384

Community Courts

	2009-10 Request	Scheduled Nonjudicial Positions
Community Courts	\$5,542,991	28

Drug Treatment Courts

	2009-10 Request	Scheduled Nonjudicial Positions
New York City	\$7,053,914	101
Third	953,641	18
Fourth	1,048,132	17
Fifth	958,602	16
Sixth	823,262	13
Seventh	1,438,593	23
Eighth	1,915,014	30
Ninth	1,485,981	22
Nassau	303,536	3
Suffolk	940,353	14
Administration	4,025,428	5
Total	\$20,946,456	262

Courts of Original Jurisdiction

2009-10

Financial and Position Summary

By Program

Court of Claims

	2009-10 Request	Scheduled Judicial Positions	Scheduled Nonjudicial Positions	Total Positions
Court of Claims	\$18,582,281	27	143	170

Jury Systems Operations

	2009-10 Request	Scheduled Nonjudicial Positions
New York City	\$23,969,687	147
Third	2,084,964	21
Fourth	2,019,487	20
Fifth	1,915,483	19
Sixth	924,572	7
Seventh	2,510,234	21
Eighth	2,591,148	22
Ninth	3,806,993	31
Nassau	2,958,268	23
Suffolk	2,397,580	20
Undistributed	4,423,500	0
Total	\$49,601,916	331

Courts of Original Jurisdiction

2009-10

Financial and Position Summary

By Program

NYC County Clerks (Non-Jury Operations)

	2009-10 Request	Scheduled Nonjudicial Positions
New York City County Clerks (Non-Jury Operations)	\$23,695,325	320

Law Libraries

	2009-10 Request	Scheduled Nonjudicial Positions
New York City	\$2,803,179	27
Third	517,967	10
Fourth	364,104	6
Fifth	1,304,435	17
Sixth	713,207	9
Seventh	365,583	5
Eighth	694,467	8
Ninth	746,518	9
Nassau	553,872	9
Suffolk	1,104,222	14
Total	\$9,167,554	114

Courts of Original Jurisdiction

2009-10

Financial and Position Summary

By Program

Alternative Dispute Resolution and Court Improvement Programs

	2009-10 Request	Scheduled Nonjudicial Positions
Alternative Dispute and Court Improvement Programs	\$9,773,154	13

Court Support Services

	2009-10 Request	Scheduled Nonjudicial Positions
Court Support	\$108,334,932	501

Town and Village - State Operations

	2009-10 Request	Scheduled Nonjudicial Positions
Town and Village - State Operations	\$12,405,622	56

Courts of Original Jurisdiction

2009-10

Financial and Position Summary

By Program

Public Safety

NYC Courts	2009-10 Request	Scheduled Nonjudicial Positions
1 st Supreme Civil	\$8,851,496	115
1 st Supreme Criminal	17,334,104	250
Supreme Kings	23,565,640	314
Supreme Richmond	3,724,062	45
Supreme Queens	17,849,302	250
Supreme Bronx	27,660,571	390
NYC Family	27,453,295	360
NYC Surrogate	600,144	9
NYC Civil	22,686,971	279
NYC Criminal	40,425,065	548
NYC Jury	666,870	11
NYC County Clerks	399,032	6
NYC Subtotal	\$191,216,552	2,577

Upstate Courts	2009-10 Request	Scheduled Nonjudicial Positions
Third	\$9,573,056	79
Fourth	8,608,338	114
Fifth	8,788,748	92
Sixth	6,663,089	101
Seventh	13,398,469	1
Eighth	15,613,093	173
Ninth	23,105,646	322
Nassau	21,782,632	300
Suffolk	24,701,860	339
Court Support	12,854,170	55
Undistributed	2,337,419	0
Upstate Subtotal	\$147,426,520	1,576

	2009-10 Request	Scheduled Nonjudicial Positions
Program Total	\$338,643,072	4,153

Courts of Original Jurisdiction

2009-10

Financial and Position Summary
By Program

COJ Maintenance Undistributed

	2009-10 Request	Scheduled Nonjudicial Positions
COJ Maintenance Undistributed	\$22,233,760	143

Trial Court Administration

	2009-10 Request	Scheduled Nonjudicial Positions
New York City	\$1,921,644	15
Third	1,993,240	23
Fourth	2,074,250	22
Fifth	1,903,989	21
Sixth	1,769,759	18
Seventh	1,970,538	23
Eighth	2,416,896	28
Ninth	2,447,637	31
Nassau	2,119,117	25
Suffolk	2,665,380	30
Total	\$21,282,450	236

COJ Major Purpose Total

2009-10 Request	Scheduled Judicial Positions	Scheduled Nonjudicial Positions	Total Positions
\$1,594,151,980	1,188	15,959	17,147

**DISPOSITION OF CIVIL AND
CRIMINAL ACTIONS IN
SUPREME AND COUNTY COURTS**

2009-10 Budget Request: \$437,758,575

The Supreme Court is the Unified Court System's trial court of general jurisdiction. The Supreme Court has unlimited civil jurisdiction, as well as jurisdiction in a variety of other types of civil cases including matrimonial and tax certiorari actions. The Supreme Court also has unlimited criminal jurisdiction, although that is generally not exercised outside of the City of New York due to the existence of the County Courts.

A County Court is established in each county outside New York City to hear felony cases and, with a few exceptions, civil matters involving claims not exceeding \$25,000. Funding for certain county courts is not reflected in this program, since their operations are included in the Multi-Bench Courts program, where judges serve two or more courts. Within New York City, the Supreme Court exercises felony case jurisdiction.

Caseload Activity

There were 81,956 criminal filings in the Supreme and County Courts in 2007 (53,985 felonies and 27,971 misdemeanors) and 440,623 new civil case filings. There were 89,108 criminal case dispositions (55,543 felonies and 33,565 misdemeanors) and 454,888 civil dispositions. A total of 2,966 criminal trials and 10,601 civil trials were commenced. These statistics include filings, dispositions and trials in the county-level courts included in the Multi-Bench Court Program.

Civil Justice

A broad array of innovative court initiatives piloted in various Supreme Courts in the 21st century has been brought together statewide to enhance the court system's commitment to active judicial management of civil cases. This has resulted in a streamlining of pre-trial and discovery processes and the utilization of advances in technology and automation as an aid to efficient case processing and judicial decision making.

The court system effectively focused on high numbers of pending cases beginning in 2000 by making **Differentiated Case Management (DCM)** the case management standard in the major Supreme Courts. With DCM, a case is assessed using such criteria as legal complexity and case age to determine and then monitor an appropriate time frame for disposition. Cases are screened early and assigned to appropriate "tracks" with different time frames for completion of the various steps in the case process.

The full DCM Program was initiated in the Supreme Courts in New York City, and Nassau, Suffolk and Westchester counties in February 2000 for case types making up approximately 80% of the filings in those courts. Backlog reductions began to take place almost immediately, and have been maintained in the interim. From the first weeks of 2000 through the end of 2007, the pending backlog of targeted cases in these courts has decreased 28%, while pending civil cases of all kinds across the State have declined by 25%. This overall decline has enabled the Supreme Courts to focus on the disposition of trial-ready cases, where Notes of Issue have been approved. The number of Notes pending at the end of 2008's Term 9 (early September) was 53,211, and the number pending beyond Standards and Goals benchmarks was 14,304, the lowest totals in this decade.

This relief has also allowed the court system to use some of its resources to develop innovative methods of dealing with particular types of cases that improve the disposition process in those categories.

The most recent is an effort to improve the handling of **home foreclosure** cases. The number of foreclosure filings due to mortgage defaults is rising precipitously during the current deflation of housing prices and partial collapse of the home mortgage industry. The Supreme Courts saw a 48% statewide increase in foreclosure filings between 2005 and 2007. Downstate areas were the hardest hit, with increases of 87% in New York City, 132% in Suffolk County, 119% in Westchester County and 117% in Nassau County. The sharp upward trend in filings has not abated in 2008. The statewide total through late October, 34,486 new cases, is already 4% above the entire 2007 total. At this rate, the current year will show a year end increase of more than 25%.

Analysis of these proceedings has shown that, without early intervention, foreclosure cases can take from 8 to 18 months to complete, resulting in deferred returns to the holders of mortgages, and missed opportunities for homeowners to work out payment plans that could avoid default and loss of their residences.

The Unified Court System's response is a Residential Foreclosure Program for cases involving owner-occupied one to four-unit buildings. The program will emphasize early court involvement in cases through the establishment of conference parts in which judicial hearing officers and referees will attempt to work out voluntary settlements between lenders and homeowners, or develop case management plans to avoid excessive delays if a settlement is not possible. The program is being piloted in the Queens Supreme Court, which has had the most (more than 4,000) filings in both 2007 and 2008, and will be expanded to other larger courts.

The courts also continue to emphasize improvements in the administration of **guardianship cases** after it became apparent a few years ago that some cases involving the estates of elderly or impaired persons were not being sufficiently supervised. A widespread reform effort is aimed at assuring that accounting and other oversight activities have been strengthened.

The Supreme Courts utilize a number of alternative dispute resolution programs to help resolve cases in advance of trial. One that is being expanded is the **Summary Jury Trial**. In a summary trial, evidence and attorneys' statements are compressed into a one-day proceeding by relaxing the usual procedural rules. Participation is voluntary, but once all parties have agreed to participate, the summary trial jury verdict is binding. The procedure provides an efficient way to dispose of a relatively uncomplicated case, while still providing the parties with their day in court. Summary trials were piloted in the Eighth Judicial District and the Bronx Supreme Court, and a Deputy Chief Administrative Judge from the Bronx has been appointed to help expand the program to other interested courts and districts.

A significant automation innovation, the **E-Filing Program**, enables litigants to file cases initially, or respond to filings, by computer. At the present time, Supreme Court civil cases can be electronically filed in all 5 boroughs of New York City and 12 other counties, including the largest jurisdictions outside the City. In addition, cases may be electronically filed in the Court of Claims, several Surrogate's Courts, and the New York City Civil Court for the multitude of no-fault insurance claims lodged there.

Effective innovations which will be continued include the **Commercial Divisions**, the largest of which has been established in the New York County Supreme Court's Civil Term. In addition to the benefits of targeting complex commercial cases, the Commercial Division is serving as a laboratory for development of case management and automation innovations for civil case processing. Commercial Divisions have also been instituted in the Supreme Courts in Albany, Erie, Kings, Monroe, Onondaga, Nassau, Queens, Suffolk and Westchester counties.

Criminal Justice

Although total felony filings in the Supreme and County Courts (53,985) dropped slightly from 2006, a general increasing trend was still apparent – with the exception of the 55,201 filings in 2006, the 2007 total was the largest since 1999. The 55,543 felony dispositions were the most since 2002.

While handling the statewide increase, the felony trial courts have also been able to expand their participation in specialized courts which focus on certain types of offenders. The primary initiative is the **Integrated Domestic Violence (IDV)** part, in which victims of domestic violence who typically have proceedings in multiple courts can litigate all their matters before one judge. This allows all related family, criminal and matrimonial matters to be heard by a single Supreme Court justice or acting justice, who has the statutory authority to dispose of all types of cases.

Caseload growth in the Integrated Domestic Violence parts has been very significant. New cases increased 40% (from 11,679 to 16,322) in the two years from the end of 2005 to the end of 2007. The number of families involved in those cases increased 27% (from 2,324 to 2,939) during that same period.

There are IDV parts in every judicial district outside New York City, as well as in every borough of the City itself. At the present time 37 counties are served by operating IDV parts. The startup of new parts continues, aided by an annual round of federal grants from the Federal Department of Justice which to date has totaled more than \$10 million.

In addition, the County Courts host **Sex-Offender Parts**, which target persons accused of those crimes, in the Kings Supreme Court in New York City, and in the Erie, Nassau, Orange, Oswego, Suffolk and Westchester County Courts. Also, **Mental Health Parts**, which deal with underlying psychological issues of persons charged with crimes who can be treated without jeopardizing public safety, exist in the Bronx and Kings Supreme Courts and the Clinton, Queens, Suffolk and Westchester County Courts.

A major innovation, the creation of the **Bronx Criminal Term**—reorganization of the courts of criminal jurisdiction in Bronx County—to address persistent case backlogs and a continued lengthening of time for case resolution, continues its fourth full year of service in 2008. The two criminal tribunals in Bronx County—Criminal Court and Supreme Court, Criminal Term—had operated separately until late 2004, creating a rigid divide between the processing of felonies and misdemeanors which did not allow for the best and most flexible allocation of resources. The creation of the Bronx Criminal Term streamlined administration of these courts, empowering judges in the combined term to adjudicate both felony and misdemeanor cases and allowing nonjudicial staff to be more efficiently and effectively deployed.

Other Programs

County level judges and New York City Civil, Criminal and Family Court judges may be temporarily assigned as acting justices of the Supreme Court. Judges assigned to a court where the annual judicial compensation is higher than the regular salary of the assigned judge receive additional compensation equal to the salary differential.

A justice of the Supreme Court may be certificated by the Administrative Board for service beyond the mandatory retirement age of 70, up to age 76. His or her statutory judgeship will be filled by election or gubernatorial appointment, depending upon whether or not the certificated justice's term is expiring.

There is a projected net loss of 7 certificated justices and 14 support staff in 2009-10. On January 1, 2009, there will be a net loss of three justices and six chambers staff (each Supreme Court justice is assisted by two personal staff members). On January 1, 2010, there will be a net loss of four judges and eight staff.

The Judicial Hearing Officer (JHO) Program provides for the utilization of qualified former judges and justices to function as hearing officers in civil and criminal matters pursuant to a designation by the Chief Administrator. JHOs perform a multitude of functions in the Supreme and County Courts, including overseeing civil jury voir dires and conducting pre-trial and settlement conferences.

Title 1A of the Real Property Tax Law established a Small Claims Assessment Review Program (SCAR) in the Supreme Court statewide which allows the owner of residential property objecting to an assessment to petition for review of his or her case. This program operates in every county by providing hearing officers to hear and dispose of these tax assessment matters. In 2007, a total of 73,103 cases were filed and 73,119 were disposed of, with 52,198 cases pending at the end of the year. Nearly 80% of SCAR filings, dispositions and pending cases are in the Nassau Supreme Court due to an extraordinarily high number of disputed property assessments there.

Summary of 2009-10 Funding Request:

Supreme and County Courts

2009-10 Budget Request: \$437,758,575

<i>Personal Service:</i>	419,244,555
<i>Nonpersonal Service:</i>	18,514,020
<i>Maintenance Undistributed:</i>	0

The Supreme and County Courts Program is the largest component of the Courts of Original Jurisdiction Major Purpose. The 2009-10 requested amount of \$437,758,575 represents an increase of \$10,280,891 (2.4%), from the 2008-09 adjusted appropriation of \$427,477,684.

The personal service request of \$419,244,555 is an increase of \$9,992,036 (2.4%) from the current year adjusted appropriation. It provides funding for all authorized judicial positions. The funding requested for nonjudicial positions reflects the projected impact of a stringent vacancy control program, along with funding for increments, general salary increases and longevity bonuses for eligible nonjudicial employees.

A temporary service request of \$1,798,412 will fund a variety of needs. They include Integrated Domestic Violence, Sex-Offender and Mental Health parts (where several federal grants are expiring and positions will then be paid from the General Fund), the rapid expansion of services for specific case types such as matrimonial and guardianship matters and routine purposes such as leave replacements and part-time employees for duties such as sorting of files for microfilming.

Overtime funding of \$3,099,943 is primarily targeted at the New York City Supreme Courts. The most common reason for overtime in these courts is for weekend arraignment sessions in the Bronx Criminal Term and protracted sessions when juries deliberate into the evening.

The nonpersonal service request of \$18,514,020 is an increase of \$288,855 (1.5%) over current year adjusted appropriations.

Judicial Hearing Officers continue to be a major source of judicial support. Their use allows authorized judges to devote their time to managing caseloads and trying cases. The JHO request of \$3,099,600 will provide hearing officers for duties such as supervising jury selection in civil cases, conducting a variety of pre-trial conferences to expedite civil case dispositions, including matrimonial cases, and handling some criminal matters.

The 2009-10 budget request includes \$1,119,468 for expedited residential tax assessment appeals heard by Small Claims Assessment Review hearing officers. Slightly more than 75% of this amount is projected to be spent in the Nassau Supreme Court to keep pace with its high level of filings.

The increase in daily rates for per diem interpreters that went into effect in May 2006 elevated costs for this service above \$1 million per year for the Supreme Courts. For 2009-10, a total of \$1,292,125 is requested. This is a 9.8% increase from the current allocation.

The other major Supreme and County Courts nonpersonal service cost, transcripts for indigent defendants who may appeal their convictions, is projected to be \$4,536,082, a 7.1% increase from the current year.

STATE OF NEW YORK - JUDICIARY
BUDGET SUMMARY FOR FISCAL YEAR 2009-2010

SUPREME & COUNTY COURTS

S U M M A R Y	CURR APPROP AS ADJUSTED	UCS RECOMMENDED	CHANGES TO CUR APPROP

P E R S O N A L S E R V I C E			

PERSONAL SERVICE REGULAR	405,813,768	414,346,200	8,532,432
PERSONAL SERVICE TEMPORARY	1,332,118	1,798,412	466,294
PERSONAL SERVICE OVERTIME	2,106,633	3,099,943	993,310

*** TOTAL PERSONAL SERVICE	409,252,519	419,244,555	9,992,036
N O N - P E R S O N A L S E R V I C E			

LEGAL REFERENCE/CALR	291,776	301,555	9,779
TRAVEL	914,949	937,439	22,490
LEGAL SERVICES	1,374,663	1,847,248	472,585
IN-PART SERVICES	1,291,438	1,374,135	82,697
JUDICIAL HEARING OFFICERS	3,067,400	3,099,600	32,200
PROFESSIONAL SVCS - OTHER	536,953	564,879	27,926
TRANSCRIPT COSTS	4,233,999	4,536,082	302,083
EQUIPMENT	341,037	0	-341,037
OTHER NPS	6,172,950	5,853,082	-319,868

*** TOTAL NON-PERSONAL SERV.	18,225,165	18,514,020	288,855
G R A N D T O T A L	427,477,684	437,758,575	10,280,891

STATE OF NEW YORK - JUDICIARY
BUDGET SUMMARY FOR FISCAL YEAR 2009-2010

SUPREME & COUNTY COURTS STATE OPERATIONS-GEN. FUND GRAND TOTAL SUMMARY	CURR APPROP AS ADJUSTED	UCS RECOMMENDED	CHANGES TO CUR APPROP
PERSONAL SERVICE			
PERSONAL SERVICE REGULAR	405,813,768	414,346,200	8,532,432
PERSONAL SERVICE TEMPORARY	1,332,118	1,798,412	466,294
PERSONAL SERVICE OVERTIME	2,106,633	3,099,943	993,310
*** TOTAL PERSONAL SERVICE	409,252,519	419,244,555	9,992,036
NON-PERSONAL SERVICE			
LEGAL REFERENCE/CALR	291,776	301,555	9,779
TRAVEL	914,949	937,439	22,490
LEGAL SERVICES	1,374,663	1,847,248	472,585
IN-PART SERVICES	1,291,438	1,374,135	82,697
JUDICIAL HEARING OFFICERS	3,067,400	3,099,600	32,200
PROFESSIONAL SVCS - OTHER	536,953	564,879	27,926
TRANSCRIPT COSTS	4,233,999	4,536,082	302,083
EQUIPMENT	341,037	0	-341,037
OTHER NPS	6,172,950	5,853,082	-319,868
*** TOTAL NON-PERSONAL SERV.	18,225,165	18,514,020	288,855
GRAND TOTAL	427,477,684	437,758,575	10,280,891

STATE OF NEW YORK - JUDICIARY
BUDGET SUMMARY FOR FISCAL YEAR 2009-2010

NEW YORK CITY SUPREME & COUNTY COURTS SUMMARY	CURR APPROP AS ADJUSTED	UCS RECOMMENDED	CHANGES TO CUR APPROP
PERSONAL SERVICE			
PERSONAL SERVICE REGULAR	228,995,887	232,317,677	3,321,790
PERSONAL SERVICE TEMPORARY	337,763	860,106	522,343
PERSONAL SERVICE OVERTIME	1,638,890	2,726,300	1,087,410
*** TOTAL PERSONAL SERVICE	230,972,540	235,904,083	4,931,543
NON-PERSONAL SERVICE			
LEGAL REFERENCE/CALR	102,400	116,700	14,300
TRAVEL	98,400	122,954	24,554
LEGAL SERVICES	4,000	64,000	60,000
IN-PART SERVICES	800,000	887,500	87,500
JUDICIAL HEARING OFFICERS	1,752,800	1,865,400	112,600
PROFESSIONAL SVCS - OTHER	387,700	415,367	27,667
TRANSCRIPT COSTS	2,632,000	2,897,000	265,000
EQUIPMENT	236,000	0	-236,000
OTHER NPS	3,191,300	2,982,421	-208,879
*** TOTAL NON-PERSONAL SERV.	9,204,600	9,351,342	146,742
GRAND TOTAL	240,177,140	245,255,425	5,078,285

STATE OF NEW YORK - JUDICIARY
BUDGET SUMMARY FOR FISCAL YEAR 2009-2010

NEW YORK CITY
SUPREME & COUNTY COURTS
SUPREME NEW YORK CIVIL

	CURR APPROP AS ADJUSTED	UCS RECOMMENDED	CHANGES TO CUR APPROP

P E R S O N A L S E R V I C E			

PERSONAL SERVICE REGULAR	41,928,405	42,603,934	675,529
PERSONAL SERVICE TEMPORARY	85,547	60,665	-24,882
PERSONAL SERVICE OVERTIME	165,000	140,000	-25,000

*** TOTAL PERSONAL SERVICE	42,178,952	42,804,599	625,647
N O N - P E R S O N A L S E R V I C E			

LEGAL REFERENCE/CALR	16,000	17,600	1,600
TRAVEL	49,000	40,000	-9,000
LEGAL SERVICES	500	40,500	40,000
IN-PART SERVICES	105,000	100,000	-5,000
JUDICIAL HEARING OFFICERS	350,000	400,000	50,000
PROFESSIONAL SVCS - OTHER	36,000	37,567	1,567
TRANSCRIPT COSTS	2,000	2,000	0
EQUIPMENT	40,000	0	-40,000
OTHER NPS	513,000	458,090	-54,910

*** TOTAL NON-PERSONAL SERV.	1,111,500	1,095,757	-15,743
G R A N D T O T A L	43,290,452	43,900,356	609,904

STATE OF NEW YORK - JUDICIARY
BUDGET SUMMARY FOR FISCAL YEAR 2009-2010

NEW YORK CITY SUPREME & COUNTY COURTS SUPREME NEW YORK CRIMINAL	CURR APPROP AS ADJUSTED	UCS RECOMMENDED	CHANGES TO CUR APPROP
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PERSONAL SERVICE			
PERSONAL SERVICE REGULAR	25,814,025	24,436,602	-1,377,423
PERSONAL SERVICE OVERTIME	112,750	149,000	36,250
*** TOTAL PERSONAL SERVICE	25,926,775	24,585,602	-1,341,173
NON-PERSONAL SERVICE			
LEGAL REFERENCE/CALR	2,800	4,500	1,700
TRAVEL	4,400	3,000	-1,400
IN-PART SERVICES	40,000	40,000	0
JUDICIAL HEARING OFFICERS	82,000	105,600	23,600
PROFESSIONAL SVCS - OTHER	45,000	67,000	22,000
TRANSCRIPT COSTS	950,000	1,200,000	250,000
EQUIPMENT	40,000	0	-40,000
OTHER NPS	351,400	343,256	-8,144
*** TOTAL NON-PERSONAL SERV.	1,515,600	1,763,356	247,756
GRAND TOTAL	27,442,375	26,348,958	-1,093,417

STATE OF NEW YORK - JUDICIARY
BUDGET SUMMARY FOR FISCAL YEAR 2009-2010

NEW YORK CITY SUPREME & COUNTY COURTS KINGS SUPREME	CURR APPROP AS ADJUSTED	UCS RECOMMENDED	CHANGES TO CUR APPROP
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P E R S O N A L S E R V I C E			

PERSONAL SERVICE REGULAR	59,003,512	59,696,865	693,353
PERSONAL SERVICE TEMPORARY	230,609	518,596	287,987
PERSONAL SERVICE OVERTIME	660,000	475,000	-185,000
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*** TOTAL PERSONAL SERVICE	59,894,121	60,690,461	796,340
N O N - P E R S O N A L S E R V I C E			

LEGAL REFERENCE/CALR	35,000	46,000	11,000
TRAVEL	21,600	22,900	1,300
LEGAL SERVICES	1,000	21,000	20,000
IN-PART SERVICES	270,000	290,000	20,000
JUDICIAL HEARING OFFICERS	490,000	515,000	25,000
PROFESSIONAL SVCS - OTHER	251,000	252,500	1,500
TRANSCRIPT COSTS	650,000	650,000	0
EQUIPMENT	60,000	0	-60,000
OTHER NPS	784,500	747,970	-36,530
	-----	-----	-----
*** TOTAL NON-PERSONAL SERV.	2,563,100	2,545,370	-17,730
G R A N D T O T A L	-----	-----	-----
	62,457,221	63,235,831	778,610

STATE OF NEW YORK - JUDICIARY
BUDGET SUMMARY FOR FISCAL YEAR 2009-2010

NEW YORK CITY SUPREME & COUNTY COURTS RICHMOND SUPREME	CURR APPROP AS ADJUSTED	UCS RECOMMENDED	CHANGES TO CUR APPROP
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P E R S O N A L S E R V I C E			

PERSONAL SERVICE REGULAR	8,867,906	9,161,525	293,619
PERSONAL SERVICE TEMPORARY	0	241,129	241,129
PERSONAL SERVICE OVERTIME	130,350	135,000	4,650
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*** TOTAL PERSONAL SERVICE	8,998,256	9,537,654	539,398
N O N - P E R S O N A L S E R V I C E			

LEGAL REFERENCE/CALR	7,800	7,800	0
TRAVEL	3,500	3,710	210
LEGAL SERVICES	1,000	1,000	0
IN-PART SERVICES	22,000	29,500	7,500
JUDICIAL HEARING OFFICERS	104,000	118,000	14,000
PROFESSIONAL SVCS - OTHER	7,600	7,200	-400
TRANSCRIPT COSTS	65,000	80,000	15,000
EQUIPMENT	16,000	0	-16,000
OTHER NPS	166,600	173,843	7,243
	-----	-----	-----
*** TOTAL NON-PERSONAL SERV.	393,500	421,053	27,553
G R A N D T O T A L	-----	-----	-----
	9,391,756	9,958,707	566,951

STATE OF NEW YORK - JUDICIARY
BUDGET SUMMARY FOR FISCAL YEAR 2009-2010

NEW YORK CITY SUPREME & COUNTY COURTS QUEENS SUPREME	CURR APPROP AS ADJUSTED	UCS RECOMMENDED	CHANGES TO CUR APPROP
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P E R S O N A L S E R V I C E			

PERSONAL SERVICE REGULAR	44,280,398	46,341,445	2,061,047
PERSONAL SERVICE OVERTIME	85,470	93,300	7,830

*** TOTAL PERSONAL SERVICE	44,365,868	46,434,745	2,068,877
N O N - P E R S O N A L S E R V I C E			

LEGAL REFERENCE/CALR	11,700	11,700	0
TRAVEL	12,400	13,144	744
LEGAL SERVICES	1,500	1,500	0
IN-PART SERVICES	228,000	228,000	0
JUDICIAL HEARING OFFICERS	301,000	301,000	0
PROFESSIONAL SVCS - OTHER	27,000	30,000	3,000
TRANSCRIPT COSTS	443,000	443,000	0
EQUIPMENT	40,000	0	-40,000
OTHER NPS	665,700	606,627	-59,073

*** TOTAL NON-PERSONAL SERV.	1,730,300	1,634,971	-95,329

G R A N D T O T A L	46,096,168	48,069,716	1,973,548

STATE OF NEW YORK - JUDICIARY
BUDGET SUMMARY FOR FISCAL YEAR 2009-2010

NEW YORK CITY SUPREME & COUNTY COURTS BRONX SUPREME	CURR APPROP AS ADJUSTED	UCS RECOMMENDED	CHANGES TO CUR APPROP
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PERSONAL SERVICE			
PERSONAL SERVICE REGULAR	49,101,641	50,077,306	975,665
PERSONAL SERVICE TEMPORARY	21,607	39,716	18,109
PERSONAL SERVICE OVERTIME	485,320	1,734,000	1,248,680
*** TOTAL PERSONAL SERVICE	49,608,568	51,851,022	2,242,454
NON-PERSONAL SERVICE			
LEGAL REFERENCE/CALR	29,100	29,100	0
TRAVEL	7,500	40,200	32,700
IN-PART SERVICES	135,000	200,000	65,000
JUDICIAL HEARING OFFICERS	425,800	425,800	0
PROFESSIONAL SVCS - OTHER	21,100	21,100	0
TRANSCRIPT COSTS	522,000	522,000	0
EQUIPMENT	40,000	0	-40,000
OTHER NPS	710,100	652,635	-57,465
*** TOTAL NON-PERSONAL SERV.	1,890,600	1,890,835	235
GRAND TOTAL	51,499,168	53,741,857	2,242,689

STATE OF NEW YORK - JUDICIARY
BUDGET SUMMARY FOR FISCAL YEAR 2009-2010

THIRD DISTRICT
SUPREME & COUNTY COURTS
SUMMARY

	CURR APPROP AS ADJUSTED	UCS RECOMMENDED	CHANGES TO CUR APPROP
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PERSONAL SERVICE			
PERSONAL SERVICE REGULAR	11,102,041	11,072,072	-29,969
PERSONAL SERVICE TEMPORARY	4,452	0	-4,452
PERSONAL SERVICE OVERTIME	59,400	52,093	-7,307
*** TOTAL PERSONAL SERVICE	11,165,893	11,124,165	-41,728
NON-PERSONAL SERVICE			
LEGAL REFERENCE/CALR	21,234	21,234	0
TRAVEL	69,770	68,603	-1,167
LEGAL SERVICES	27,625	44,000	16,375
IN-PART SERVICES	18,640	18,640	0
JUDICIAL HEARING OFFICERS	130,000	33,600	-96,400
PROFESSIONAL SVCS - OTHER	27,437	29,729	2,292
TRANSCRIPT COSTS	98,562	98,562	0
EQUIPMENT	25,037	0	-25,037
OTHER NPS	277,989	278,724	735
*** TOTAL NON-PERSONAL SERV.	696,294	593,092	-103,202
GRAND TOTAL	11,862,187	11,717,257	-144,930

STATE OF NEW YORK - JUDICIARY
BUDGET SUMMARY FOR FISCAL YEAR 2009-2010

FOURTH DISTRICT
SUPREME & COUNTY COURTS
SUMMARY

	CURR APPROP AS ADJUSTED	UCS RECOMMENDED	CHANGES TO CUR APPROP

PERSONAL SERVICE			

PERSONAL SERVICE REGULAR	8,473,011	8,787,596	314,585
PERSONAL SERVICE TEMPORARY	51,014	10,300	-40,714
PERSONAL SERVICE OVERTIME	36,333	34,940	-1,393

*** TOTAL PERSONAL SERVICE	8,560,358	8,832,836	272,478
NON-PERSONAL SERVICE			

LEGAL REFERENCE/CALR	9,229	5,620	-3,609
TRAVEL	118,813	130,150	11,337
LEGAL SERVICES	34,725	44,200	9,475
IN-PART SERVICES	17,048	15,670	-1,378
JUDICIAL HEARING OFFICERS	19,000	34,000	15,000
PROFESSIONAL SVCS - OTHER	5,810	3,600	-2,210
TRANSCRIPT COSTS	108,999	82,900	-26,099
OTHER NPS	152,229	150,810	-1,419

*** TOTAL NON-PERSONAL SERV.	465,853	466,950	1,097
GRAND TOTAL	9,026,211	9,299,786	273,575

STATE OF NEW YORK - JUDICIARY
BUDGET SUMMARY FOR FISCAL YEAR 2009-2010

FIFTH DISTRICT
SUPREME & COUNTY COURTS
SUMMARY

	CURR APPROP AS ADJUSTED	UCS RECOMMENDED	CHANGES TO CUR APPROP
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PERSONAL SERVICE			

PERSONAL SERVICE REGULAR	15,006,882	15,354,197	347,315
PERSONAL SERVICE TEMPORARY	191,126	89,542	-101,584
PERSONAL SERVICE OVERTIME	8,140	4,700	-3,440

*** TOTAL PERSONAL SERVICE	15,206,148	15,448,439	242,291
NON-PERSONAL SERVICE			

LEGAL REFERENCE/CALR	11,260	10,600	-660
TRAVEL	64,000	65,850	1,850
LEGAL SERVICES	50,700	94,750	44,050
IN-PART SERVICES	54,000	59,480	5,480
JUDICIAL HEARING OFFICERS	45,000	51,000	6,000
PROFESSIONAL SVCS - OTHER	16,600	15,680	-920
TRANSCRIPT COSTS	163,000	170,000	7,000
EQUIPMENT	10,000	0	-10,000
OTHER NPS	365,742	296,175	-69,567

*** TOTAL NON-PERSONAL SERV.	780,302	763,535	-16,767

GRAND TOTAL	15,986,450	16,211,974	225,524

STATE OF NEW YORK - JUDICIARY
BUDGET SUMMARY FOR FISCAL YEAR 2009-2010

SIXTH DISTRICT
SUPREME & COUNTY COURTS
SUMMARY

	CURR APPROP AS ADJUSTED	UCS RECOMMENDED	CHANGES TO CUR APPROP

PERSONAL SERVICE			

PERSONAL SERVICE REGULAR	5,482,779	5,963,816	481,037
PERSONAL SERVICE TEMPORARY	31,270	50,532	19,262
PERSONAL SERVICE OVERTIME	6,600	10,311	3,711

*** TOTAL PERSONAL SERVICE	5,520,649	6,024,659	504,010
NON-PERSONAL SERVICE			

LEGAL REFERENCE/CALR	1,200	1,200	0
TRAVEL	80,000	84,800	4,800
LEGAL SERVICES	13,800	13,800	0
IN-PART SERVICES	3,500	3,500	0
PROFESSIONAL SVCS - OTHER	6,350	4,350	-2,000
TRANSCRIPT COSTS	32,000	32,000	0
OTHER NPS	68,725	84,848	16,123

*** TOTAL NON-PERSONAL SERV.	205,575	224,498	18,923
GRAND TOTAL	5,726,224	6,249,157	522,933

STATE OF NEW YORK - JUDICIARY
BUDGET SUMMARY FOR FISCAL YEAR 2009-2010

SEVENTH DISTRICT
SUPREME & COUNTY COURTS
SUMMARY

	CURR APPROP AS ADJUSTED	UCS RECOMMENDED	CHANGES TO CUR APPROP

PERSONAL SERVICE			

PERSONAL SERVICE REGULAR	13,393,184	13,929,941	536,757
PERSONAL SERVICE TEMPORARY	41,509	43,788	2,279
PERSONAL SERVICE OVERTIME	80,300	34,200	-46,100

*** TOTAL PERSONAL SERVICE	13,514,993	14,007,929	492,936
NON-PERSONAL SERVICE			

LEGAL REFERENCE/CALR	14,925	13,386	-1,539
TRAVEL	92,176	97,706	5,530
LEGAL SERVICES	90,323	109,953	19,630
IN-PART SERVICES	30,000	30,000	0
JUDICIAL HEARING OFFICERS	6,500	6,500	0
PROFESSIONAL SVCS - OTHER	62,163	63,220	1,057
TRANSCRIPT COSTS	220,000	220,000	0
OTHER NPS	242,222	241,280	-942

*** TOTAL NON-PERSONAL SERV.	758,309	782,045	23,736
GRAND TOTAL	14,273,302	14,789,974	516,672

STATE OF NEW YORK - JUDICIARY
BUDGET SUMMARY FOR FISCAL YEAR 2009-2010

EIGHTH DISTRICT
SUPREME & COUNTY COURTS
SUMMARY

	CURR APPROP AS ADJUSTED	UCS RECOMMENDED	CHANGES TO CUR APPROP

PERSONAL SERVICE			

PERSONAL SERVICE REGULAR	22,041,811	22,935,002	893,191
PERSONAL SERVICE TEMPORARY	186,750	137,858	-48,892
PERSONAL SERVICE OVERTIME	52,250	59,960	7,710

*** TOTAL PERSONAL SERVICE	22,280,811	23,132,820	852,009
NON-PERSONAL SERVICE			

LEGAL REFERENCE/CALR	8,000	9,500	1,500
TRAVEL	257,853	229,000	-28,853
LEGAL SERVICES	56,000	372,000	316,000
IN-PART SERVICES	19,100	26,900	7,800
JUDICIAL HEARING OFFICERS	365,000	340,000	-25,000
PROFESSIONAL SVCS - OTHER	6,860	8,900	2,040
TRANSCRIPT COSTS	250,000	237,000	-13,000
EQUIPMENT	10,000	0	-10,000
OTHER NPS	396,474	372,410	-24,064

*** TOTAL NON-PERSONAL SERV.	1,369,287	1,595,710	226,423
GRAND TOTAL	23,650,098	24,728,530	1,078,432

STATE OF NEW YORK - JUDICIARY
BUDGET SUMMARY FOR FISCAL YEAR 2009-2010

NINTH DISTRICT
SUPREME & COUNTY COURTS
S U M M A R Y

	CURR APPROP AS ADJUSTED	UCS RECOMMENDED	CHANGES TO CUR APPROP
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P E R S O N A L S E R V I C E			

PERSONAL SERVICE REGULAR	32,723,153	34,016,597	1,293,444
PERSONAL SERVICE TEMPORARY	155,466	257,879	102,413
PERSONAL SERVICE OVERTIME	115,786	7,600	-108,186
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*** TOTAL PERSONAL SERVICE	32,994,405	34,282,076	1,287,671
N O N - P E R S O N A L S E R V I C E			

LEGAL REFERENCE/CALR	48,600	48,600	0
TRAVEL	73,989	78,428	4,439
LEGAL SERVICES	186,090	185,440	-650
IN-PART SERVICES	179,830	149,830	-30,000
JUDICIAL HEARING OFFICERS	393,600	413,600	20,000
TRANSCRIPT COSTS	302,105	302,105	0
EQUIPMENT	20,000	0	-20,000
OTHER NPS	413,461	400,330	-13,131
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*** TOTAL NON-PERSONAL SERV.	1,617,675	1,578,333	-39,342
G R A N D T O T A L	34,612,080	35,860,409	1,248,329

STATE OF NEW YORK - JUDICIARY
BUDGET SUMMARY FOR FISCAL YEAR 2009-2010

NASSAU COUNTY
SUPREME & COUNTY COURTS
SUMMARY

	CURR APPROP AS ADJUSTED	UCS RECOMMENDED	CHANGES TO CUR APPROP

PERSONAL SERVICE			

PERSONAL SERVICE REGULAR	38,188,748	39,366,321	1,177,573
PERSONAL SERVICE TEMPORARY	124,989	104,781	-20,208
PERSONAL SERVICE OVERTIME	22,003	5,604	-16,399

*** TOTAL PERSONAL SERVICE	38,335,740	39,476,706	1,140,966
NON-PERSONAL SERVICE			

LEGAL REFERENCE/CALR	17,818	14,750	-3,068
TRAVEL	31,361	31,361	0
LEGAL SERVICES	856,400	864,105	7,705
IN-PART SERVICES	77,320	90,615	13,295
JUDICIAL HEARING OFFICERS	222,500	222,500	0
PROFESSIONAL SVCS - OTHER	8,293	8,293	0
TRANSCRIPT COSTS	200,000	269,182	69,182
EQUIPMENT	20,000	0	-20,000
OTHER NPS	699,963	684,474	-15,489

*** TOTAL NON-PERSONAL SERV.	2,133,655	2,185,280	51,625
GRAND TOTAL	40,469,395	41,661,986	1,192,591

STATE OF NEW YORK - JUDICIARY
BUDGET SUMMARY FOR FISCAL YEAR 2009-2010

SUFFOLK COUNTY
SUPREME & COUNTY COURTS
SUMMARY

	CURR APPROP AS ADJUSTED	UCS RECOMMENDED	CHANGES TO CUR APPROP

PERSONAL SERVICE			

PERSONAL SERVICE REGULAR	30,056,981	30,864,630	807,649
PERSONAL SERVICE TEMPORARY	207,779	243,626	35,847
PERSONAL SERVICE OVERTIME	86,931	164,235	77,304

*** TOTAL PERSONAL SERVICE	30,351,691	31,272,491	920,800
NON-PERSONAL SERVICE			

LEGAL REFERENCE/CALR	57,110	59,965	2,855
TRAVEL	28,587	28,587	0
LEGAL SERVICES	55,000	55,000	0
IN-PART SERVICES	92,000	92,000	0
JUDICIAL HEARING OFFICERS	133,000	133,000	0
PROFESSIONAL SVCS - OTHER	15,740	15,740	0
TRANSCRIPT COSTS	227,333	227,333	0
EQUIPMENT	20,000	0	-20,000
OTHER NPS	364,845	361,610	-3,235

*** TOTAL NON-PERSONAL SERV.	993,615	973,235	-20,380
GRAND TOTAL	31,345,306	32,245,726	900,420

STATE OF NEW YORK - JUDICIARY
BUDGET SUMMARY FOR FISCAL YEAR 2009-2010

COURT OF CLAIMS
SUPREME & COUNTY COURTS
S U M M A R Y

	CURR APPROP AS ADJUSTED	UCS RECOMMENDED	CHANGES TO CUR APPROP
	-----	-----	-----
P E R S O N A L S E R V I C E			

PERSONAL SERVICE REGULAR	200,773	0	-200,773
	-----	-----	-----
*** TOTAL PERSONAL SERVICE	200,773	0	-200,773
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G R A N D T O T A L	200,773	0	-200,773

STATE OF NEW YORK - JUDICIARY
BUDGET SUMMARY FOR FISCAL YEAR 2009-2010

MAINTENANCE UNDISTRIBUTED
SUPREME & COUNTY COURTS
SUMMARY

	CURR APPROP AS ADJUSTED	UCS RECOMMENDED	CHANGES TO CUR APPROP
	-----	-----	-----
PERSONAL SERVICE			

PERSONAL SERVICE REGULAR	148,518	-261,649	-410,167
	-----	-----	-----
*** TOTAL PERSONAL SERVICE	148,518	-261,649	-410,167
	-----	-----	-----
GRAND TOTAL	148,518	-261,649	-410,167

**First Judicial District
Supreme Civil Court - New York
Workload & Staffing**

3-Year Workload (Filings)*

2005	2006	2007	% Change 2007 vs 2006
56,284	55,652	54,025	-2.9%

*New Filings - includes ex parte Applications & Uncontested Matrimonials.

March 31, 2010 Schedule of Positions by Staffing Category

<u>Locality</u>	Judicial	Nonjudicial	Total
First Supreme Civil	25	421	446

First Judicial District
Supreme Criminal Court - New York
Workload & Staffing

3-Year Workload (Filings)

2005	2006	2007	% Change 2007 vs 2006
7,899	8,318	7,507	-9.8%

March 31, 2010 Schedule of Positions by Staffing Category*

<u>Locality</u>	Judicial	Nonjudicial	Total
First Supreme Criminal	18	276	294

*Schedule reflects the following adjustment:
- A reduction of 3 Certificated Justices and 6 support staff.

Second Judicial District Supreme Court - Kings Workload & Staffing

3-Year Workload (Filings)

	2005	2006	2007	% Change 2007 vs 2006
Supreme Criminal	5,812	7,170	7,154	-0.2%
Supreme Civil*	44,201	42,474	39,756	-6.4%
Total	50,013	49,644	46,910	-5.5%

*New Filings - includes ex parte Applications & Uncontested Matrimonials.

March 31, 2010 Schedule of Positions by Staffing Category*

<u>Locality</u>	Judicial	Nonjudicial	Total
Supreme Kings	63	583	646

-Schedule reflects the following adjustment:
- A reduction of 1 Certificated Justice and 2 support staff.

**Second Judicial District
Supreme Court - Richmond**
Workload & Staffing

3-Year Workload (Filings)

	2005	2006	2007	% Change 2007 vs 2006
Supreme Criminal	796	865	831	-3.9%
Supreme Civil*	5,173	6,298	7,540	19.7%
Total	5,969	7,163	8,371	16.9%

*New Filings - includes ex parte Applications & Uncontested Matrimonials.

March 31, 2010 Schedule of Positions by Staffing Category

<u>Locality</u>	Judicial	Nonjudicial	Total
Supreme Richmond	3	95	98

**Eleventh Judicial District
Supreme Court - Queens
Workload & Staffing**

3-Year Workload (Filings)

	2005	2006	2007	% Change 2007 vs 2006
Supreme Criminal	4,683	4,607	4,308	-6.5%
Supreme Civil*	43,488	44,391	44,918	1.2%
Total	48,171	48,998	49,226	0.5%

*New Filings - includes ex parte Applications & Uncontested Matrimonials.

March 31, 2010 Schedule of Positions by Staffing Category*

Locality	Judicial	Nonjudicial	Total
Supreme Queens	50	440	490

*Schedule reflects the following adjustment:
- The addition of 2 Certificated Justices and 4 support staff.

Twelfth Judicial District Supreme Court - Bronx Workload & Staffing

3-Year Workload (Filings)

	2005	2006	2007	% Change 2007 vs 2006
Supreme Criminal	26,056	28,301	30,786	8.8%
Supreme Civil*	36,422	38,730	39,168	1.1%
Total	62,478	67,031	69,954	4.4%

*New Filings - includes ex parte Applications & Uncontested Matrimonials.

March 31, 2010 Schedule of Positions by Staffing Category

<u>Locality</u>	Judicial	Nonjudicial	Total
Supreme Bronx	34	523	557

*Schedule reflects the following adjustments:

- A reduction of 4 Certificated Justices and 8 support staff.
- Transfers in of New York City Criminal Court employees with long-term assignments to the Bronx Criminal Term.

**Third Judicial District
Supreme and County Courts
Workload & Staffing**

3-Year Workload (Filings)

	2005	2006	2007	% Change 2007 vs 2006
Supreme & County Criminal	2,621	2,839	2,467	-13.1%
Supreme Civil*	23,884	24,568	23,072	-6.1%
Total	26,505	27,407	25,539	-6.8%

*New Filings - includes ex parte Applications & Uncontested Matrimonials.

March 31, 2010 Schedule of Positions by Staffing Category

<u>Locality</u>	Judicial	Nonjudicial	Total
Albany	2	25	27
Rensselaer	2	16	18
Ulster	1	12	13
Supreme 3rd	12	50	62
Total	17	103	120

Fourth Judicial District Supreme and County Courts Workload & Staffing

3-Year Workload (Filings)

	2005	2006	2007	% Change 2007 vs 2006
Supreme & County Criminal	2,201	2,576	2,514	-2.4%
Supreme Civil*	21,006	21,830	21,217	-2.8%
Total	23,207	24,406	23,731	-2.8%

*New Filings - includes ex parte Applications & Uncontested Matrimonials.

March 31, 2010 Schedule of Positions by Staffing Category

<u>Locality</u>	Judicial	Nonjudicial	Total
Montgomery	1	7	8
St. Lawrence	1	10	11
Saratoga	1	9	10
Schenectady	1	15	16
Supreme 4th	11	37	48
Total	15	78	93

Fifth Judicial District Supreme and County Courts Workload & Staffing

3-Year Workload (Filings)

	2005	2006	2007	% Change 2007 vs 2006
Supreme & County Criminal	3,730	3,818	3,912	2.5%
Supreme Civil*	19,827	20,387	20,264	-0.6%
Total	23,557	24,205	24,176	-0.1%

*New Filings - includes ex parte Applications & Uncontested Matrimonials.

March 31, 2010 Schedule of Positions by Staffing Category

<u>Locality</u>	Judicial	Nonjudicial	Total
Jefferson	1	10	11
Oneida	2	25	27
Onondaga	3	45	48
Oswego	2	13	15
Supreme 5th	18	58	76
Total	26	151	177

**Sixth Judicial District
Supreme and County Courts
Workload & Staffing**

3-Year Workload (Filings)

	2005	2006	2007	% Change 2007 vs 2006
Supreme & County Criminal	2,160	2,271	2,207	-2.8%
Supreme Civil*	17,618	17,201	17,811	3.5%
Total	19,778	19,472	20,018	2.8%

*New Filings - includes ex parte Applications & Uncontested Matrimonials.

March 31, 2010 Schedule of Positions by Staffing Category

<u>Locality</u>	Judicial	Nonjudicial	Total
Broome	2	14	16
Supreme 6th	11	34	45
Total	13	48	61

Seventh Judicial District Supreme and County Courts Workload & Staffing

3-Year Workload (Filings)

	2005	2006	2007	% Change 2007 vs 2006
Supreme & County Criminal	4,347	4,365	4,799	9.9%
Supreme Civil*	22,914	25,898	26,337	1.7%
Total	27,261	30,263	31,136	2.9%

*New Filings - includes ex parte Applications & Uncontested Matrimonials.

March 31, 2010 Schedule of Positions by Staffing Category*

<u>Locality</u>	Judicial	Nonjudicial	Total
Monroe	6	79	85
Supreme 7th	18	55	73
Total	24	134	158

*Schedule reflects the following adjustment:
- The addition of 2 Certificated Justices and 4 support staff.

**Eighth Judicial District
Supreme and County Courts
Workload & Staffing**

3-Year Workload (Filings)

	2005	2006	2007	% Change 2007 vs 2006
Supreme & County Criminal	3,873	4,279	4,343	1.5%
Supreme Civil*	22,698	22,792	21,250	-6.8%
Total	26,571	27,071	25,593	-5.5%

*New Filings - includes ex parte Applications & Uncontested Matrimonials.

March 31, 2010 Schedule of Positions by Staffing Category*

Locality	Judicial	Nonjudicial	Total
Chautauqua	1	12	13
Erie	5	91	96
Niagara	1	19	20
Supreme 8th	29	90	119
Total	36	212	248

*Schedule reflects the following adjustment:
- A reduction of 2 Certificated Justices and 4 support staff.

Ninth Judicial District Supreme and County Courts Workload & Staffing

3-Year Workload (Filings)

	2005	2006	2007	% Change 2007 vs 2006
Supreme & County Criminal	4,044	4,036	3,960	-1.9%
Supreme Civil*	45,428	43,950	47,452	8.0%
Total	49,472	47,986	51,412	7.1%

*New Filings - includes ex parte Applications & Uncontested Matrimonials.

March 31, 2010 Schedule of Positions by Staffing Category*

<u>Locality</u>	Judicial	Nonjudicial	Total
Dutchess	2	24	26
Orange	3	28	31
Rockland	3	33	36
Westchester	8	119	127
Westchester Domestic Violence	0	1	1
Supreme 9th	31	104	135
Total	47	309	356

*Schedule reflects the following adjustment:
- A reduction of 3 Certificated Justices and 6 support staff.

Tenth Judicial District
Nassau County Supreme and County Courts
Workload & Staffing

3-Year Workload (Filings)

	2005	2006	2007	% Change 2007 vs 2006
Supreme & County Criminal	3,243	2,972	3,166	6.5%
Supreme Civil*	46,658	42,470	45,280	6.6%
Total	49,901	45,442	48,446	6.6%

*New Filings - includes ex parte Applications & Uncontested Matrimonials.

March 31, 2010 Schedule of Positions by Staffing Category*

<u>Locality</u>	Judicial	Nonjudicial	Total
Supreme Court	35	257	292
County Court	14	105	119
Total	49	362	411

*Schedule reflects the following adjustment:
- A reduction of 1 Certificated Justice and 2 support staff.

Tenth Judicial District
Suffolk County Supreme & County Courts
Workload & Staffing

3-Year Workload (Filings)

	2005	2006	2007	% Change 2007 vs 2006
Supreme & County Criminal	2,947	3,793	4,002	5.5%
Supreme Civil*	27,531	29,651	32,537	9.7%
Total	30,478	33,444	36,539	9.3%

*New Filings - includes ex parte Applications & Uncontested Matrimonials.

March 31, 2010 Schedule of Positions by Staffing Category*

<u>Locality</u>	Judicial	Nonjudicial	Total
Supreme Court	25	222	247
County Court	11	82	93
Total	36	304	340

*Schedule reflects the following adjustment:
- The addition of 3 Certificated Justices and 6 support staff.

**Maintenance Undistributed
Supreme Court
Position Staffing**

March 31, 2010 Schedule of Positions by Staffing Category*

	Nonjudicial
Undistributed	3

*Schedule reflects the following:

- These approved positions, established for the Offices of the Self Represented, will be assigned to various locations once the offices are ready to open.

**DISPOSITION OF PROCEEDINGS
IN THE FAMILY COURTS**

2009-10 Budget Request: \$164,043,267

The Family Court, established through the Family Court Act of 1962 to be a "special agency for the care and protection of the young and the preservation of the family", is governed by the Family Court Act, Social Service Law, Education Law, Domestic Relations Law, Penal Law, Civil Practice Law and Rules, Criminal Practice Law and the Indian Child Welfare Act.

Since its inception, the Family Court has served as a forum to provide fair and prompt resolution of approximately 20 different types of matters including abuse, neglect, support, paternity, family offense, persons in need of supervision (PINS), juvenile delinquency (JD), guardianship, adoptions, custody/visitation and educational aid to the handicapped. The workload of the court also includes legislative requirements for a broad variety of annual statistical reports dealing with neglect and abuse, juvenile delinquency, persons in need of supervision and support matters.

During 2007, statewide Family Court petition intake was 709,293 and dispositions totaled 700,035. Of the total filings, 42,397 were child protective cases, 28,901 dealt with JD and PINS and 180,935 were custody matters. Family offense petitions totaled 49,984 and 341,150 support related matters were brought before the Court, as well as 17,010 other matters including termination of parental rights, surrender of child, adoption, foster care and guardianship cases. In addition to this workload, the Family Court handled 48,916 permanency hearings. This caseload information includes 90,500 petitions and 89,742 dispositions for those courts funded in the Multi-Bench Program.

As noted above, the Family Court workload numbers include permanency hearings. Due to changes in the permanency planning laws, supplemental petitions previously reflected in the workload numbers are no longer filed in child protective cases. These cases are now continuously calendered until permanency is achieved. As a result of this legislation, the cases require more frequent judicial review and monitoring. Including permanency hearings in the workload numbers provides an opportunity to show the impact of the new permanency laws on the Family Court.

Legislative Changes

The Family Court in New York State is faced with significant legislative scrutiny and changes because it is involved in so many different types of cases that have such a dramatic impact on the lives of children and families.

Domestic Violence

Domestic violence legislation has had a particularly significant effect on the operation of the Family Court beginning with the Family Protection and Domestic Violence Intervention Act of 1994. This landmark legislation offered protection to domestic violence victims, and sought to prevent further violence against them, in part, by requiring the Judiciary to collaborate with state agencies in the establishment of a statewide computerized registry of orders of protection. Subsequent legislation was incorporated into New York State law to comply with federal requirements that all courts within the United States honor and enforce orders of protection issued by all other courts (L. 1998, c. 597). In addition, legislation has been enacted to expand the range of orders of protection to be entered into the Statewide Registry of Orders of Protection (L. 2001, c. 462), to increase the duration of final orders of protection issued in Family Court

offense cases (L. 2003, c. 579) and to establish a pilot program in which orders of protection are filed electronically and transmitted to law enforcement for service (L. 2007, c. 330). The problem of repeated violations of orders of protection in domestic violence cases is addressed in chapter 349 of the Laws of 2006 by increasing penalties for perpetrators who ignore court orders and repeatedly harass, threaten or abuse their victims.

Expansion of Civil Orders of Protection to Nonfamily Members

A significant piece of legislation was passed during the 2008 legislative session expanding Family Court and Criminal Court jurisdiction over family offenses for which orders of protection may be issued (L. 2008, c. 326). The measure expands the definition of “member of the same family or household” to include individuals involved in intimate relationships. In essence, the statute opens the door for domestic violence victims who are not married or related to their abusers, such as dating partners and unmarried couples, to seek a civil order of protection in Family Court. Another statute amends Judiciary Law permitting the Chief Administrative Judge to authorize court attorney referees and judicial hearing officers to determine ex parte requests for orders of protection during court hours in addition to after hours and to issue final orders of protection on default (L. 2008, c. 216). In compliance with statutory requirements, the Judicial Institute is working with the NYS Office for the Prevention of Domestic Violence to provide training to judges, attorneys and nonjudicial staff.

In the short time since its enactment, this legislation has resulted in a statewide increase of 12 percent in family offense matters including a 16 percent increase in New York City. In the twelve weeks since its effective date, 1,659 petitions had been filed by this new class of petitioners and 1,149 temporary orders of protection had been issued.

	2008 Family Offense Filings Family Members Through October	2008 Family Offense Filings NonFamily July to October	2008 Total Filings Through October
NYC	5,637	908	6,545
Outside NYC	<u>7,957</u>	<u>751</u>	<u>8,708</u>
Total	13,594	1,659	15,253

It is expected that this caseload will continue to grow as more individuals become aware of this legislation. In response to the additional workload, Family Courts across the State are shifting existing resources and implementing new procedures to handle the influx of petitioners and cases. Dedicated parts have been created for family offense cases to ensure that litigants have quick access to Family Court. All of these actions are being implemented through the use of existing resources. Despite the impact on court resources, the Judiciary will defer requests for additional resources in light of the current fiscal crisis.

Adoption and Safe Families Act

A landmark piece of legislation designed to bring New York State into compliance with the Federal Adoption and Safe Families Act of 1997 (ASFA) was enacted in 1999. All cases involving children in foster care, voluntary placement, child abuse and neglect, juvenile delinquency and PINS proceedings, as well as

children who are the subjects of termination of parental rights proceedings, have been profoundly affected by the requirements for more frequent judicial reviews, broadened criminal records screening, more extensive judicial monitoring and documentation of children's progress toward permanence, and expanded, expedited filings of proceedings to terminate parental rights (L. 1999, c. 07).

Permanency Planning

The most consequential legislation for the Family Court in recent years is the comprehensive child welfare permanency law enacted in 2005 (L. 2005, c. 3 and L. 2006, c. 437). This statute significantly alters the Family Court process for all children in out-of-home care (both foster care and direct placements). The goal is to move children more quickly through foster care, whether to reunite them with their birth families or to place them for adoption. By facilitating permanency planning for these children, this law enhances the State's compliance with ASFA requirements.

The statute replaced the permanency hearing petition process with continuous calendaring from the inception of the case. Following removal of a child from his or her home, an initial permanency hearing must take place within eight months, and subsequent hearings must occur at least every six months until permanent placement is achieved. Appointment of an attorney for the child and an attorney for a parent who cannot afford one continues for the duration of the case. One of the key provisions of the law expands the categories of aggravating circumstances that can justify a judicial order to cease efforts to reunify a family.

Since 2005, there have been several other legislative initiatives enacted to further enhance the goal of achieving permanency for children. Chapter 327 of the Laws of 2007 was enacted in response to 2006 federal legislation requiring states to take reasonable efforts to identify appropriate in-state and out-of-state placement for children. This law permits New York State to release information from the child abuse registry to an entity in another state with appropriate legal authority to approve foster and adoptive parents. It also requires consideration of interstate placements in permanency planning decisions when appropriate.

Chapter 404 of the Laws of 2008 was enacted in an effort to codify the rights and responsibilities for custody and guardianship of a minor. The legislation includes provisions for a "permanent guardian" to be appointed in limited situations where the child is freed for adoption or both parents are deceased. The legislation also provides that nonparents who have lawful orders of guardianship or custody of children have the ability and obligation to enroll a child in school, consent to medical care and sign voluntary placement agreements.

Several other laws have been passed to provide support to foster parents, pre-adoptive parents and relative caregivers. These persons have been given the right to be heard in permanency hearings (L. 2007, c. 327) and to file petitions seeking custody of the child during permanency proceedings (L. 2008, c. 519). Also, family members have been given the tools needed to obtain notification and consideration as a foster parent or custodian for children in their family who have been placed in foster care (L. 2005, c. 671; L. 2006, c. 12).

Recognizing that the court process should not present an impediment to timely achievement of permanency for children, a law passed in 2006 streamlines the permanency planning process through implementation of the one family/one judge model (L. 2006, c. 185).

Child Abuse and Neglect

Recent legislation has focused on the ASFA precept that the safety of the child is paramount by addressing statewide concerns regarding the abuse and maltreatment of children. Chapter 740 of the Laws of 2006 authorizes child protective services, prior to the filing of an abuse or neglect petition, to seek an ex parte court order requiring a parent or guardian to produce the child for interview or to permit child protective services to access the child's home or observe the child's condition. The Judiciary has established a system wherein a Family Court judge is available 24 hours a day to hear such requests and issue orders.

Other legislative initiatives sought to ensure the safety of children include providing child protective service units with access to criminal history reports for any person residing with children alleged or suspected of being abused or neglected (L. 2008, c. 602) and expanding the definition of "severe abuse" to include a conviction of homicide or attempted homicide of the child's other parent or sibling in the home. Any conviction would constitute grounds for termination of parental rights (L. 2006, c. 460). New York State also enacted legislation to comply with the federal Adam Walsh Child Protection and Safety Act of 2006 requiring a criminal history check of prospective foster and adoptive parents (L. 2008, c. 623).

Notification of suspected child abuse and convictions of crimes against children has also been addressed. Chapter 494 of the Laws of 2006 helps to ensure that serious reports of child abuse and maltreatment that are referred to local child protective services by the state central registry are also referred to local law enforcement and a multidisciplinary team to handle the investigation. Chapter 513 of the Laws of 2007 corrects ambiguities in social services law and requires social service workers to report information received from secondary sources to the child abuse hotline. Also, district attorneys are now required to notify child protection agencies of criminal convictions involving crimes against children (L. 2006, c. 647).

Juvenile Delinquents/Persons in Need of Supervision

A juvenile delinquent is a child between the ages of 7 and 16 who commits an act which would be a crime if committed as an adult and who is found to be in need of supervision, treatment or confinement. The majority of these cases are heard in Family Court. In an effort to reduce the historically high rate of recidivism experienced by juvenile delinquents, legislation was enacted in 2008 prohibiting detention of alleged juvenile delinquents unless available alternatives to detention, including conditional release, would not be appropriate and requires that the court must state facts and reasons for ordering detention. Electronic monitoring is included as an authorized form of conditional release. The measure also requires that the NYS Office of Children and Family Services conduct a study of the effectiveness of juvenile services (L. 2008, c. 57).

A child under the age of 18 who does not attend school or behaves in a way that is dangerous or out of control may be found to be a Person In Need of Supervision. All PINS proceedings are heard in Family Court. In an effort to divert offenders from further penetrating the juvenile justice system, legislation was enacted in 2005 requiring each county to provide diversion services to youth at risk for PINS petitions (L. 2005, c. 57). The Safe Harbor For Exploited Youth Act of 2008 was enacted to provide a safe harbor for children who are sexually exploited. The law provides support and services to youth who are charged with prostitution offenses and requires that these cases proceed with a PINS petition rather than a JD petition. (L. 2008, c. 569).

Support/Paternity/Custody

In an effort to simplify and add greater certainty to adjudication and enforcement of child support obligations, chapter 533 of the Laws of 1999 provided that modifications of child support orders may only be made in accordance with the Uniform Interstate Family Court Support Act (UIFSA). UIFSA circumscribes the authority of the Family Court to modify orders of child support and paternity that have been issued by courts in other states. Similarly, with the passage of the Uniform Child Custody Jurisdiction and Enforcement Act (L. 2001, c. 386), New York joined other states in a national effort to regulate the adjudication of interstate and international child custody disputes. The Uniform Child Custody Jurisdiction and Enforcement Act (UCCJEA) provides for exclusive and continuing jurisdiction of child custody disputes by the forum in the home state of the child.

To ensure that judges have relevant information on individuals seeking custody or visitation orders, chapter 595 of the Laws of 2008 requires the court to conduct a check of three sources when issuing permanent, temporary or successive custody or visitation orders. The databases include the sex offender registry, the child abuse database and the orders of protection registry. Checks must be performed anew where successive orders have been issued in excess of 30 days. In emergency situations where the information is not available, the court may issue an emergency order pending review of the information within 24 hours.

This new legislation will have a considerable impact on court resources. The court processes over 180,000 custody and visitation cases a year. The three source check rule will require existing nonjudicial staff to conduct more frequent and comprehensive records review of these cases. Despite this impact on existing court resources, the Judiciary will defer requests for additional resources in light of the current fiscal crisis.

Two recent laws have expanded the jurisdictional authority of support magistrates who handle many of the support and paternity cases. These laws have expedited the processing of this significant portion of the Family Court workload (L. 2004, c. 336 and L. 2006, c.576).

Programmatic Initiatives

The Judiciary has sought to improve and enhance the quality of justice for families by taking steps that will affect the different components of the family justice system. Many new initiatives have been developed by the Judiciary to deal with the significant legislative changes impacting Family Court and to address the growing workload. Two particular initiatives have proven effective in addressing the needs of children and parents involved in Family Court matters. The Children Come First project addresses custody and visitation matters and the Model Court project deals with child abuse cases.

The Children Come First pilot program promotes a child-centered approach to custody matters in Family Court through early screening, triage and appropriate provision of front-loaded services to address the specific needs of parties in custody cases. The program uses a Family Service Coordinator to provide assessment and monitoring and to track case progress. The program is currently operating in Erie, Tompkins, Nassau and New York City Family Courts.

The new legislative requirements of permanency planning are addressed in the Model Court Best Practices project in New York City, Erie and Onondaga Family Courts. The model uses a team approach with the judge as its centerpiece. Operating under written protocols, these pilot parts use a combination of court appearances, conferencing and mediation to manage a case from inception to permanency.

Other programs and initiatives operating in the Family Court relate to the Family Justice Program introduced in 1997 to make Family Court more accessible to the public. The program has fundamentally changed the way Family Court conducts business in order to meet the judicial needs of children and families. Some of these initiatives include:

Family Drug Treatment Courts: Court-supervised treatment of substance-abusing parents involved in child abuse and neglect matters are now either operational or in the planning stages in every county.

Domestic Violence Parts: Family Court Domestic Violence Parts have been established in all five New York City boroughs and in Monroe County to provide parties with expedited and concentrated assistance in family offense matters.

Family Court Case Management System: The Universal Case Management System (UCMS) is a statewide case management system used in each of the 62 Family Courts as well as 40 Integrated Domestic Violence (IDV) Courts. Currently UCMS provides Family Court with the ability to create a case, assign a judicial hearing officer and track the case activity through disposition. In addition, UCMS tracks each child who is under the jurisdiction of the court who has been removed from their home until permanency is achieved.

Expanded Access to the Family Court: Public access to the Family Court is the rule with closure authorized only when the evidence in a particular case specifically warrants it.

Night Court is operational in all New York City boroughs.

Integrated Domestic Violence Courts focus on domestic violence cases and handle all related family court and matrimonial matters involving families in which physical abuse is alleged. The IDV courts build on the successful model of the specialized domestic violence courts, enlarging it to encompass all possible related issues in a domestic violence case. IDV programs are now active in 35 counties and every borough of New York City.

An Adoption Fast Track Program was initiated to streamline adoption procedures in order to speed the permanency process for children in foster care and requires the cooperation of outside agencies. The most recent effort, "Adoption Now", is a cooperative effort among the courts, the Executive Branch Office of Children and Family Services, and the New York City Administration for Children's Services.

WebFamily is an internet based system that provides information on active Family Court cases in all 62 counties of New York State and Integrated Domestic Violence Court cases in those counties with IDV courts. Individuals may search for cases by file or docket number, generate a list of all pending cases for an attorney or law firm or produce calendars by county and judge.

Collaborative Family Law Center

In an effort to reduce the delay, expense and trauma of a divorce, the first-ever court based Collaborative Family Law Center was established in 2008. The center is located in New York City and will train professionals

in collaborative family law and connect families to collaboratively-trained lawyers, child development specialists, financial and mental health professionals and link families to other needed services.

Family Court Mediation Programs

The Family Court mediation program facilitates case resolution in the custody and visitation, PINS and juvenile delinquency areas, and provides petition writing assistance in some areas. The Judiciary contracts with dispute resolution centers in 52 counties for the purpose of providing family court mediation services. This contractual funding allows centers to hire staff who screen cases, educate parties about the mediation process, schedule cases with trained mediators, and work with the dispute resolution center to provide advanced training for mediators. In 2007-08, dispute resolution centers assisted families with 7,335 child custody cases, 3,070 visitation or support matters and 1,463 PINS cases.

Development of child permanency mediation programs is a joint effort of the Permanent Commission on Justice for Children, the Office of Alternative Dispute Resolution and Court Improvement Programs, the Family Court and the NYS Office of Children and Family Services. The goal is to improve permanency planning for children who are the subject of foster care proceedings in the Family Court. Since the program's inception, a total of 1,561 cases have been referred statewide. During 2007-08, 399 child permanency cases were screened for mediation, a 6% increase over the 2006-07 total of 378 cases and a 34% increase over the 2005-06 total of 297 cases. Of these 399 cases screened, dispute resolution services were provided in 334 cases (84%), and a resolution was reached in 252 cases (63%) where services were provided. The programs are currently offered in Albany, Chemung, Erie, Oneida, Orange, Niagara, Rockland and Westchester Counties and also in the five boroughs of New York City.

Electronic Filing Programs

The E-Petition Pilot Program is an electronic filing program designed to make it easier for litigants to file petitions in Family Court. The program is operating in nine counties: Bronx, Erie, Kings, Monroe, New York, Onondaga, Rockland, Schuylar and Queens. Currently, visitation is the only case type available.

Additionally, the office of the DCAJ for Justice Initiatives is heading up a program in collaboration with multiple legal services providers to develop interactive legal information interviews for pro se litigants. This project will assist self-represented users to prepare basic pleadings or court forms and obtain customized legal information by utilizing A2J (Access to Justice) interviews with associated HotDocs templates. These electronic interviews will be accessible via a link to a server from the Unified Court System website. A modification of the child support petition will be available in 2008. Other case types, petitions and a domestic violence informational module will be developed over the course of the next year.

Kings Family Court has piloted an E-filing program for support cases. This is an interagency petition filing project between the NYC Support Enforcement/Support Collection Unit and the NYC Family Court using an interface to link the support process between the two agencies. The project has now been implemented in the other four boroughs and will expand to family courts outside New York City in 2008 and 2009.

New York City Family Court

In 2007, New York City Family Court intake totaled 239,592 representing 33.8 % of the Family Court petitions filed statewide. Of these filings, 13,803 were child protective cases, 9,134 dealt with JD and PINS cases and 46,500 were custody matters. Family offense petitions totaled 21,015, and 111,798 support related matters were brought before the court as well as 7,279 other matters including termination of parental rights,

surrender of child, adoption, foster care and guardianship cases. In addition to this workload, the New York City Family Court handled 30,063 permanency hearings. During this same period, dispositions totaled 232,963. As previously noted, the 2007 workload includes permanency hearings that have essentially taken the place of supplemental petitions that were previously reflected in the workload numbers. The permanency planning laws have had a significant impact on New York City Family Court.

New York City Family Court has been in the forefront of many statewide initiatives designed to improve and enhance the quality of justice for families. These initiatives include:

Reorganization of the New York City Family Court into four function-based divisions: Child Protective/Permanency Planning, Juvenile Delinquency/PINS, Domestic Violence/Custody and Support/Paternity.

Model Courts - permanency planning parts in Kings, Queens, Richmond and the Bronx have incorporated the best features of the Model Court Program in New York County. These parts are characterized by case conferencing at every stage of the court proceeding, early identification of needed services for the child and the family, close monitoring to ensure compliance with court orders and a comprehensive data system, UCMS, which includes an enhanced permanency module.

Dedicated Intake Parts for family offense matters have been established in Queens, Kings, New York and Bronx to address the influx of new cases associated with the expansion of civil orders of protection to nonfamily members (L. 2008, c. 326). These parts are staffed by a Court Attorney Referee, JHO or Acting Family Court Judge depending on resources available.

An Adoption Fast Track program, established with the cooperation of outside agencies, was initiated to streamline adoption procedures and expedite the permanency process for children in foster care.

A Family Court satellite office is operating in Queens County allowing residents to initiate family offense, paternity, support, custody and visitation cases without having to leave their community.

Night Court is now operational in all five boroughs of NYC including three nights a week in Bronx, Queens and Kings, two nights a week in New York and one night a week in Richmond.

Mediation programs have facilitated case resolution in custody and visitation and PINS cases and are now operating in all five boroughs through a citywide contract with dispute resolution centers. In addition, a permanency mediation program designed to improve permanency planning for children who are the subject of foster care proceedings is now offered in all five boroughs of NYC.

Family Treatment Courts are operating in the four largest counties. Funding for Family Treatment Courts is not reflected in the New York City Family Court budget, but the court administers this program.

E-petition - the four largest boroughs participate in the e-petition program designed to streamline the process for filing petitions in visitation cases.

E-filing - Kings Family Court has piloted an E-filing program for support cases. This is an interagency petition filing project between the NYC Support Enforcement/Support Collection Unit and the NYC Family Court using an interface to link the support process between the two agencies. The project has now been implemented in the other four boroughs.

Family Court Representatives are stationed in each county to assist litigants as they enter the building.

Access to court files - an electronic archival record system has been developed to allow for timely access to court files and to provide a more secure medium for archive file storage.

Summary of 2009-10 Funding Request:

Family Courts

2009-10 Budget Request: \$164,043,267

<i>Personal Service:</i>	153,369,785
<i>Nonpersonal Service:</i>	10,673,482
<i>Maintenance Undistributed:</i>	0

The \$164,043,267 request for the Family Court Program for fiscal year 2009-10 represents an increase of \$3,358,132 (2%) over the current year adjusted allocation. This change consists of an increase in personal service of \$2,989,518 (1.9%) and in nonpersonal service of \$368,614 (3.5%).

The New York City Family Court budget of \$101,901,855 constitutes 62% of the total budget request for the Family Court Program. This includes \$97,616,265 for personal service and \$4,285,590 for nonpersonal service and represents an overall increase of 1.7%.

The personal service request provides funding for all authorized judicial positions. The funding requested for nonjudicial positions reflects the projected impact of a stringent vacancy control program, along with funding for increments, general salary increases and longevity bonuses for eligible nonjudicial employees.

The temporary service request of \$3,101,614 includes \$1,587,548 to support two critical initiatives in Family Court—Children Come First and Model Court Best Practice—as authorized in the 2008-09 enacted budget. Thirteen lines have been established in New York City to date. The funding supports an additional 21 lines not yet established. The temporary service request also supports a digital scanning project in the New York City Family Court (769,332) and permanency planning mediation and other family justice initiatives in New York City and Albany, Nassau, Oneida and Onondaga Counties (371,226). Also included is \$319,383 for attorney lines to support judges from other courts hearing family court matters and \$54,125 for staffing shortages.

The requested nonpersonal service budget includes an increase for Judicial Hearing Officers (154,900) to support workload growth in New York City and for a budget adjustment in the Third Judicial District. An increase in transcript costs (26,300) is included for the 4th, 5th, 8th, 9th and 10th Judicial Districts. Funding to support expansion of existing microfilming projects (27,900) in Albany, Ulster, Oneida, Jefferson, Herkimer, Monroe, Erie and Genesee Counties and expenditure-based travel increases (60,416) are included as well.

The Family Court's Professional Services ADR program budget request of \$2,158,212 includes an inflationary increase for existing mediation contracts statewide.

Additional funding is sought to support the per diem interpreters program (190,122) due to an increase in the per diem interpreter rates effective May 2006. The impact of the rate increase is most significant in New York City, the 5th and 7th Judicial Districts, and Nassau County.

These increases are offset by expenditure-based reductions in equipment (-117,500), telephones (-77,781) and printing (-13,623).

STATE OF NEW YORK - JUDICIARY
BUDGET SUMMARY FOR FISCAL YEAR 2009-2010

FAMILY COURTS

S U M M A R Y	CURR APPROP AS ADJUSTED	UCS RECOMMENDED	CHANGES TO CUR APPROP
P E R S O N A L S E R V I C E			
PERSONAL SERVICE REGULAR	146,320,183	149,211,970	2,891,787
PERSONAL SERVICE TEMPORARY	3,061,642	3,101,614	39,972
PERSONAL SERVICE OVERTIME	998,442	1,056,201	57,759
*** TOTAL PERSONAL SERVICE	150,380,267	153,369,785	2,989,518
N O N - P E R S O N A L S E R V I C E			
LEGAL REFERENCE/CALR	62,948	62,038	-910
TRAVEL	389,997	450,413	60,416
LEGAL SERVICES	2,125,041	2,159,082	34,041
IN-PART SERVICES	1,106,398	1,292,548	186,150
JUDICIAL HEARING OFFICERS	747,700	902,600	154,900
PROFESSIONAL SVCS - OTHER	1,230,579	1,281,276	50,697
TRANSCRIPT COSTS	656,728	683,028	26,300
EQUIPMENT	117,500	0	-117,500
OTHER NPS	3,867,977	3,842,497	-25,480
*** TOTAL NON-PERSONAL SERV.	10,304,868	10,673,482	368,614
GRAND TOTAL	160,685,135	164,043,267	3,358,132

STATE OF NEW YORK - JUDICIARY
BUDGET SUMMARY FOR FISCAL YEAR 2009-2010

FAMILY COURTS STATE OPERATIONS-GEN. FUND GRAND TOTAL SUMMARY	CURR APPROP AS ADJUSTED	UCS RECOMMENDED	CHANGES TO CUR APPROP
	-----	-----	-----
PERSONAL SERVICE			

PERSONAL SERVICE REGULAR	146,320,183	149,211,970	2,891,787
PERSONAL SERVICE TEMPORARY	3,061,642	3,101,614	39,972
PERSONAL SERVICE OVERTIME	998,442	1,056,201	57,759
	-----	-----	-----
*** TOTAL PERSONAL SERVICE	150,380,267	153,369,785	2,989,518
NON-PERSONAL SERVICE			

LEGAL REFERENCE/CALR	62,948	62,038	-910
TRAVEL	389,997	450,413	60,416
LEGAL SERVICES	2,125,041	2,159,082	34,041
IN-PART SERVICES	1,106,398	1,292,548	186,150
JUDICIAL HEARING OFFICERS	747,700	902,600	154,900
PROFESSIONAL SVCS - OTHER	1,230,579	1,281,276	50,697
TRANSCRIPT COSTS	656,728	683,028	26,300
EQUIPMENT	117,500	0	-117,500
OTHER NPS	3,867,977	3,842,497	-25,480
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*** TOTAL NON-PERSONAL SERV.	10,304,868	10,673,482	368,614
GRAND TOTAL			
	-----	-----	-----
	160,685,135	164,043,267	3,358,132

STATE OF NEW YORK - JUDICIARY
BUDGET SUMMARY FOR FISCAL YEAR 2009-2010

NEW YORK CITY
FAMILY COURTS
S U M M A R Y

	CURR APPROP AS ADJUSTED	UCS RECOMMENDED	CHANGES TO CUR APPROP
P E R S O N A L S E R V I C E			
PERSONAL SERVICE REGULAR	63,731,962	65,026,917	1,294,955
PERSONAL SERVICE TEMPORARY	2,109,821	2,052,710	-57,111
PERSONAL SERVICE OVERTIME	792,000	909,000	117,000
*** TOTAL PERSONAL SERVICE	66,633,783	67,988,627	1,354,844
N O N - P E R S O N A L S E R V I C E			
LEGAL REFERENCE/CALR	10,400	10,400	0
TRAVEL	36,000	38,160	2,160
LEGAL SERVICES	661,614	681,460	19,846
IN-PART SERVICES	610,000	735,000	125,000
JUDICIAL HEARING OFFICERS	245,000	298,800	53,800
PROFESSIONAL SVCS - OTHER	640,400	676,425	36,025
TRANSCRIPT COSTS	600,000	600,000	0
EQUIPMENT	60,000	0	-60,000
OTHER NPS	1,155,400	1,124,122	-31,278
*** TOTAL NON-PERSONAL SERV.	4,018,814	4,164,367	145,553
G R A N D T O T A L	70,652,597	72,152,994	1,500,397

STATE OF NEW YORK - JUDICIARY
BUDGET SUMMARY FOR FISCAL YEAR 2009-2010

THIRD DISTRICT
FAMILY COURTS
SUMMARY

	CURR APPROP AS ADJUSTED	UCS RECOMMENDED	CHANGES TO CUR APPROP

PERSONAL SERVICE			

PERSONAL SERVICE REGULAR	7,320,302	7,366,619	46,317
PERSONAL SERVICE TEMPORARY	43,651	21,395	-22,256
PERSONAL SERVICE OVERTIME	19,635	13,596	-6,039

*** TOTAL PERSONAL SERVICE	7,383,588	7,401,610	18,022
NON-PERSONAL SERVICE			

LEGAL REFERENCE/CALR	4,720	4,720	0
TRAVEL	27,333	36,538	9,205
LEGAL SERVICES	183,647	189,156	5,509
IN-PART SERVICES	34,966	34,966	0
JUDICIAL HEARING OFFICERS	0	87,000	87,000
PROFESSIONAL SVCS - OTHER	67,628	77,628	10,000
TRANSCRIPT COSTS	12,754	12,754	0
OTHER NPS	325,894	323,526	-2,368

*** TOTAL NON-PERSONAL SERV.	656,942	766,288	109,346
GRAND TOTAL	8,040,530	8,167,898	127,368

STATE OF NEW YORK - JUDICIARY
BUDGET SUMMARY FOR FISCAL YEAR 2009-2010

FOURTH DISTRICT FAMILY COURTS SUMMARY	CURR APPROP AS ADJUSTED	UCS RECOMMENDED	CHANGES TO CUR APPROP
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PERSONAL SERVICE			
PERSONAL SERVICE REGULAR	7,607,970	7,826,011	218,041
PERSONAL SERVICE OVERTIME	22,408	12,030	-10,378
*** TOTAL PERSONAL SERVICE	7,630,378	7,838,041	207,663
NON-PERSONAL SERVICE			
LEGAL REFERENCE/CALR	4,336	3,167	-1,169
TRAVEL	79,140	94,670	15,530
LEGAL SERVICES	165,213	171,040	5,827
IN-PART SERVICES	43,023	51,045	8,022
JUDICIAL HEARING OFFICERS	48,000	48,600	600
PROFESSIONAL SVCS - OTHER	48,190	31,595	-16,595
TRANSCRIPT COSTS	24,170	33,550	9,380
OTHER NPS	310,915	306,968	-3,947
*** TOTAL NON-PERSONAL SERV.	722,987	740,635	17,648
GRAND TOTAL	8,353,365	8,578,676	225,311

STATE OF NEW YORK - JUDICIARY
 BUDGET SUMMARY FOR FISCAL YEAR 2009-2010

FIFTH DISTRICT
 FAMILY COURTS
 S U M M A R Y

	CURR APPROP AS ADJUSTED	UCS RECOMMENDED	CHANGES TO CUR APPROP
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P E R S O N A L S E R V I C E			

PERSONAL SERVICE REGULAR	10,976,520	10,687,429	-289,091
PERSONAL SERVICE TEMPORARY	60,526	96,627	36,101
PERSONAL SERVICE OVERTIME	1,100	35,700	34,600
	-----	-----	-----
*** TOTAL PERSONAL SERVICE	11,038,146	10,819,756	-218,390
N O N - P E R S O N A L S E R V I C E			

LEGAL REFERENCE/CALR	1,125	1,025	-100
TRAVEL	61,750	81,695	19,945
LEGAL SERVICES	266,350	274,400	8,050
IN-PART SERVICES	87,150	114,030	26,880
JUDICIAL HEARING OFFICERS	153,500	171,000	17,500
PROFESSIONAL SVCS - OTHER	47,000	53,160	6,160
TRANSCRIPT COSTS	2,875	4,950	2,075
EQUIPMENT	10,000	0	-10,000
OTHER NPS	298,200	328,850	30,650
	-----	-----	-----
*** TOTAL NON-PERSONAL SERV.	927,950	1,029,110	101,160
G R A N D T O T A L	-----	-----	-----
	11,966,096	11,848,866	-117,230

STATE OF NEW YORK - JUDICIARY
BUDGET SUMMARY FOR FISCAL YEAR 2009-2010

SIXTH DISTRICT
FAMILY COURTS
S U M M A R Y

	CURR APPROP AS ADJUSTED	UCS RECOMMENDED	CHANGES TO CUR APPROP
	-----	-----	-----
P E R S O N A L S E R V I C E			

PERSONAL SERVICE REGULAR	4,236,606	4,367,306	130,700
PERSONAL SERVICE OVERTIME	5,170	2,245	-2,925
	-----	-----	-----
*** TOTAL PERSONAL SERVICE	4,241,776	4,369,551	127,775
N O N - P E R S O N A L S E R V I C E			

LEGAL REFERENCE/CALR	1,300	1,300	0
TRAVEL	38,000	40,280	2,280
LEGAL SERVICES	133,099	137,092	3,993
IN-PART SERVICES	16,400	16,400	0
PROFESSIONAL SVCS - OTHER	88,898	91,515	2,617
TRANSCRIPT COSTS	650	650	0
OTHER NPS	177,668	179,956	2,288
	-----	-----	-----
*** TOTAL NON-PERSONAL SERV.	456,015	467,193	11,178
G R A N D T O T A L	4,697,791	4,836,744	138,953

STATE OF NEW YORK - JUDICIARY
BUDGET SUMMARY FOR FISCAL YEAR 2009-2010

SEVENTH DISTRICT
FAMILY COURTS
SUMMARY

	CURR APPROP AS ADJUSTED	UCS RECOMMENDED	CHANGES TO CUR APPROP
	-----	-----	-----
PERSONAL SERVICE			
PERSONAL SERVICE REGULAR	7,418,668	7,668,720	250,052
PERSONAL SERVICE OVERTIME	27,500	28,500	1,000
*** TOTAL PERSONAL SERVICE	7,446,168	7,697,220	251,052
NON-PERSONAL SERVICE			
LEGAL REFERENCE/CALR	2,254	2,236	-18
TRAVEL	26,539	28,827	2,288
LEGAL SERVICES	194,709	200,551	5,842
IN-PART SERVICES	66,080	80,000	13,920
JUDICIAL HEARING OFFICERS	118,000	120,000	2,000
PROFESSIONAL SVCS - OTHER	21,100	22,590	1,490
TRANSCRIPT COSTS	6,000	6,000	0
OTHER NPS	214,847	209,173	-5,674
*** TOTAL NON-PERSONAL SERV.	649,529	669,377	19,848
GRAND TOTAL	8,095,697	8,366,597	270,900

STATE OF NEW YORK - JUDICIARY
BUDGET SUMMARY FOR FISCAL YEAR 2009-2010

EIGHTH DISTRICT
FAMILY COURTS
SUMMARY

	CURR APPROP AS ADJUSTED	UCS RECOMMENDED	CHANGES TO CUR APPROP

PERSONAL SERVICE			

PERSONAL SERVICE REGULAR	11,605,460	11,936,028	330,568
PERSONAL SERVICE TEMPORARY	57,062	24,865	-32,197
PERSONAL SERVICE OVERTIME	22,000	11,725	-10,275

*** TOTAL PERSONAL SERVICE	11,684,522	11,972,618	288,096
NON-PERSONAL SERVICE			

LEGAL REFERENCE/CALR	3,551	3,380	-171
TRAVEL	67,134	76,920	9,786
LEGAL SERVICES	199,602	205,591	5,989
IN-PART SERVICES	40,473	40,660	187
JUDICIAL HEARING OFFICERS	36,000	30,000	-6,000
PROFESSIONAL SVCS - OTHER	57,300	68,300	11,000
TRANSCRIPT COSTS	2,100	9,800	7,700
EQUIPMENT	10,000	0	-10,000
OTHER NPS	430,457	426,465	-3,992

*** TOTAL NON-PERSONAL SERV.	846,617	861,116	14,499
GRAND TOTAL	12,531,139	12,833,734	302,595

STATE OF NEW YORK - JUDICIARY
BUDGET SUMMARY FOR FISCAL YEAR 2009-2010

NINTH DISTRICT
FAMILY COURTS
SUMMARY

	CURR APPROP AS ADJUSTED	UCS RECOMMENDED	CHANGES TO CUR APPROP

PERSONAL SERVICE			

PERSONAL SERVICE REGULAR	14,346,536	14,875,804	529,268
PERSONAL SERVICE TEMPORARY	30,851	0	-30,851
PERSONAL SERVICE OVERTIME	80,465	21,800	-58,665

*** TOTAL PERSONAL SERVICE	14,457,852	14,897,604	439,752
NON-PERSONAL SERVICE			

LEGAL REFERENCE/CALR	20,000	20,000	0
TRAVEL	37,013	36,235	-778
LEGAL SERVICES	232,807	239,792	6,985
IN-PART SERVICES	125,544	125,544	0
JUDICIAL HEARING OFFICERS	57,300	57,300	0
PROFESSIONAL SVCS - OTHER	75,186	75,186	0
TRANSCRIPT COSTS	1,000	2,425	1,425
EQUIPMENT	20,000	0	-20,000
OTHER NPS	442,743	438,140	-4,603

*** TOTAL NON-PERSONAL SERV.	1,011,593	994,622	-16,971
GRAND TOTAL	15,469,445	15,892,226	422,781

STATE OF NEW YORK - JUDICIARY
BUDGET SUMMARY FOR FISCAL YEAR 2009-2010

NASSAU COUNTY
FAMILY COURTS
SUMMARY

	CURR APPROP AS ADJUSTED	UCS RECOMMENDED	CHANGES TO CUR APPROP

PERSONAL SERVICE			

PERSONAL SERVICE REGULAR	8,360,875	8,417,544	56,669
PERSONAL SERVICE TEMPORARY	139,952	91,501	-48,451
PERSONAL SERVICE OVERTIME	3,327	4,154	827

*** TOTAL PERSONAL SERVICE	8,504,154	8,513,199	9,045
NON-PERSONAL SERVICE			

LEGAL REFERENCE/CALR	4,303	4,303	0
TRAVEL	7,989	7,989	0
LEGAL SERVICES	88,000	60,000	-28,000
IN-PART SERVICES	35,900	48,041	12,141
JUDICIAL HEARING OFFICERS	14,900	14,900	0
PROFESSIONAL SVCS - OTHER	10,900	10,900	0
TRANSCRIPT COSTS	4,679	10,399	5,720
EQUIPMENT	10,000	0	-10,000
OTHER NPS	282,417	274,965	-7,452

*** TOTAL NON-PERSONAL SERV.	459,088	431,497	-27,591
GRAND TOTAL	8,963,242	8,944,696	-18,546

STATE OF NEW YORK - JUDICIARY
BUDGET SUMMARY FOR FISCAL YEAR 2009-2010

SUFFOLK COUNTY FAMILY COURTS SUMMARY	CURR APPROP AS ADJUSTED	UCS RECOMMENDED	CHANGES TO CUR APPROP
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PERSONAL SERVICE			

PERSONAL SERVICE REGULAR	10,715,284	11,039,592	324,308
PERSONAL SERVICE OVERTIME	24,837	17,451	-7,386
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*** TOTAL PERSONAL SERVICE	10,740,121	11,057,043	316,922
NON-PERSONAL SERVICE			

LEGAL REFERENCE/CALR	10,959	11,507	548
TRAVEL	9,099	9,099	0
IN-PART SERVICES	46,862	46,862	0
JUDICIAL HEARING OFFICERS	75,000	75,000	0
PROFESSIONAL SVCS - OTHER	173,977	173,977	0
TRANSCRIPT COSTS	2,500	2,500	0
EQUIPMENT	7,500	0	-7,500
OTHER NPS	229,436	230,332	896
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*** TOTAL NON-PERSONAL SERV.	555,333	549,277	-6,056
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GRAND TOTAL	11,295,454	11,606,320	310,866

STATE OF NEW YORK - JUDICIARY
BUDGET SUMMARY FOR FISCAL YEAR 2009-2010

MAINTENANCE UNDISTRIBUTED FAMILY COURTS SUMMARY	CURR APPROP AS ADJUSTED	UCS RECOMMENDED	CHANGES TO CUR APPROP
	-----	-----	-----
PERSONAL SERVICE			

PERSONAL SERVICE TEMPORARY	619,779	814,516	194,737
	-----	-----	-----
*** TOTAL PERSONAL SERVICE	619,779	814,516	194,737
	-----	-----	-----
GRAND TOTAL	619,779	814,516	194,737

**New York City
Family Court
Workload & Staffing**

3-Year Workload (Filings)

2005	2006*	2007*	% Change 2007 vs 2006
210,927	242,283	239,592	-1.1%

*Pursuant to a change in reporting methodology, 2006 and 2007 filings now include Permanency Hearings Held.

March 31, 2010 Schedule of Positions by Staffing Category

<u>Locality</u>	Judicial	Nonjudicial	Total
NYC Family	47	638	685
NYC FCSM	0	119	119
Total	47	757	804

Third Judicial District Family Courts Workload & Staffing

3-Year Workload (Filings)

2005	2006*	2007*	% Change 2007 vs 2006
48,585	50,983	49,308	-3.3%

*Pursuant to a change in reporting methodology, 2006 and 2007 filings now include Permanency Hearings Held.

March 31, 2010 Schedule of Positions by Staffing Category

<u>Locality</u>	Judicial	Nonjudicial	Total
Albany	3	29	32
Albany FCSM	0	4	4
Rensselaer	2	22	24
Rensselaer FCSM	0	2	2
Sullivan	1	12	13
Sullivan FCSM	0	2	2
Ulster	2	18	20
Ulster FCSM	0	2	2
District-Wide FCSM	0	6	6
Total	8	97	105

Fourth Judicial District Family Courts Workload & Staffing

3-Year Workload (Filings)

2005	2006*	2007*	% Change 2007 vs 2006
49,169	53,110	52,443	-1.3%

*Pursuant to a change in reporting methodology, 2006 and 2007 filings now include Permanency Hearings Held.

March 31, 2010 Schedule of Positions by Staffing Category

<u>Locality</u>	Judicial	Nonjudicial	Total
Clinton	1	8	9
Fulton	1	10	11
Montgomery	1	8	9
St. Lawrence	1	10	11
Saratoga	2	18	20
Saratoga FCSM	0	2	2
Schenectady	2	19	21
Schenectady FCSM	0	2	2
Warren	1	9	10
District-Wide FCSM	0	14	14
Total	9	100	109

**Fifth Judicial District
Family Courts
Workload & Staffing**

3-Year Workload (Filings)

2005	2006*	2007*	% Change 2007 vs 2006
53,315	58,025	55,651	-4.1%

*Pursuant to a change in reporting methodology, 2006 and 2007 filings now include Permanency Hearings Held.

March 31, 2010 Schedule of Positions by Staffing Category

<u>Locality</u>	Judicial	Nonjudicial	Total
Herkimer	1	11	12
Herkimer FCSM	0	2	2
Jefferson	1	13	14
Jefferson FCSM	0	2	2
Oneida	3	34	37
Oneida FCSM	0	6	6
Onondaga	5	57	62
Onondaga FCSM	0	6	6
Oswego	1	13	14
Oswego FCSM	0	2	2
District-Wide FCSM	0	4	4
Total	11	150	161

**Sixth Judicial District
Family Courts
Workload & Staffing**

3-Year Workload (Filings)

2005	2006*	2007*	% Change 2007 vs 2006
45,548	47,663	47,689	0.1%

*Pursuant to a change in reporting methodology, 2006 and 2007 filings now include Permanency Hearings Held.

March 31, 2010 Schedule of Positions by Staffing Category

Locality	Judicial	Nonjudicial	Total
Broome	3	28	31
Broome FCSM	0	5	5
Chemung	1	13	14
District-Wide FCSM	0	15	15
Total	4	61	65

**Seventh Judicial District
Family Courts
Workload & Staffing**

3-Year Workload (Filings)

2005	2006*	2007*	% Change 2007 vs 2006
54,655	60,611	56,424	-6.9%

*Pursuant to a change in reporting methodology, 2006 and 2007 filings now include Permanency Hearings Held.

March 31, 2010 Schedule of Positions by Staffing Category

Locality	Judicial	Nonjudicial	Total
Monroe	6	79	85
Monroe FCSM	0	10	10
District-Wide FCSM	0	10	10
Total	6	99	105

Eighth Judicial District Family Courts Workload & Staffing

3-Year Workload (Filings)

2005	2006*	2007*	% Change 2007 vs 2006
72,259	76,044	70,707	-7.0%

*Pursuant to a change in reporting methodology, 2006 and 2007 filings now include Permanency Hearings Held.

March 31, 2010 Schedule of Positions by Staffing Category

<u>Locality</u>	Judicial	Nonjudicial	Total
Chautauqua	1	14	15
Erie	6	88	94
Erie FCSM	0	11	11
Genesee	1	9	10
Niagara	2	26	28
Niagara FCSM	0	6	6
District-Wide FCSM	0	12	12
Total	10	166	176

Ninth Judicial District Family Courts Workload & Staffing

3-Year Workload (Filings)

2005	2006*	2007*	% Change 2007 vs 2006
64,101	67,402	67,854	0.7%

*Pursuant to a change in reporting methodology, 2006 and 2007 filings now include Permanency Hearings Held.

March 31, 2010 Schedule of Positions by Staffing Category

<u>Locality</u>	Judicial	Nonjudicial	Total
Dutchess	3	28	31
Dutchess FCSM	0	2	2
Orange	4	35	39
Orange FCSM	0	3	3
Rockland	2	21	23
Rockland FCSM	0	2	2
Westchester	6	75	81
Westchester FCSM	0	12	12
District-Wide FCSM	0	6	6
Total	15	184	199

**Nassau County
Family Court
Workload & Staffing**

3-Year Workload (Filings)

2005	2006*	2007*	% Change 2007 vs 2006
25,019	25,865	24,677	-4.6%

*Pursuant to a change in reporting methodology, 2006 and 2007 filings now include Permanency Hearings Held.

March 31, 2010 Schedule of Positions by Staffing Category

Locality	Judicial	Nonjudicial	Total
Nassau	8	92	100
Nassau FCSM	0	12	12
Total	8	104	112

**Suffolk County
Family Court
Workload & Staffing**

3-Year Workload (Filings)

2005	2006*	2007*	% Change 2007 vs 2006
42,392	45,144	44,948	-0.4%

*Pursuant to a change in reporting methodology, 2006 and 2007 filings now include Permanency Hearings Held.

March 31, 2010 Schedule of Positions by Staffing Category

<u>Locality</u>	Judicial	Nonjudicial	Total
Suffolk	10	116	126
Suffolk FCSM	0	18	18
Total	10	134	144

**DISPOSITION OF PROCEEDINGS IN THE
SURROGATE'S COURTS**

2009-10 Budget Request: \$48,443,387

The Surrogate's Court was established pursuant to Article 6, section 12 of the New York State Constitution. Basic powers and procedures are provided by the Surrogate's Court Procedure Act (SCPA); Estate, Powers and Trust Law; Judiciary Law; and the Civil Practice Law and Rules. Other powers and procedures are provided by the Banking Law, Real Property Actions and Proceedings Law, Domestic Relations Law, Social Service Law and numerous other statutes.

The Surrogate's Court exercises jurisdiction over the probate of wills and the granting of letters testamentary; exercises control over executors, administrators, trustees and guardians; serves to pass upon and settle accounts of fiduciaries; maintains concurrent jurisdiction with the Family Court in administration and guardianship of infants and approval of adoptions; and maintains concurrent jurisdiction with the Supreme Court in matters pertaining to conservatorship. During the 2007-08 fiscal year, the Surrogate's Courts statewide processed over \$28.7 million in general fund revenues relating to these matters.

The work of the Surrogate's Courts involves the preparation and maintenance of a high volume of complex legal records. Unlike other courts, Surrogate's Courts must retain records indefinitely and in many locations the records date back hundreds of years. Title searchers, genealogists and the general public seek access to these documents on a regular basis. Thus, there is a significant records management challenge: converting paper records to microfilm or digital formats to preserve them, reduce storage issues, and make the records accessible to the public. Microfilming and digitizing projects are ongoing throughout the state to address these needs.

The unique rules and procedures that apply to Surrogate's Courts proceedings prove especially challenging to the increasing number of self-represented litigants coming before the courts. Many Surrogate's Courts have created informative materials to aid the public, but a great deal of nonjudicial staff time is spent assisting self-represented litigants as they navigate the process.

Legislative and programmatic changes have had an impact on the staffing and operation of the Surrogate's Courts. Under chapter 504 of the Laws of 2005, Erie County Surrogate's Court became the first Surrogate's Court to participate in the Unified Court System (UCS) electronic filing program. Based on input from the Bar and court users, minor changes are being made to the program in Erie. Chapter 369 of the Laws of 2007 authorized Chautauqua, Monroe, Queens and Suffolk County Surrogate's Courts to use electronic filing as well. They have not begun participating pending the implementation of changes based on Erie's experience, but it is expected that all four new counties will offer electronic filing before the end of 2009-10.

Effective January 1, 2009, chapter 300 of the Laws of 2008 increased the maximum value of a small estate from \$20,000 to \$30,000. This will simplify the probate process for additional court users.

Chapter 457 of the Laws of 2005 expanded the types of payments for which courts may accept credit cards. Previously, credit card payments could only be used for certain fees, fines and surcharges, primarily related to criminal cases. This law allows the Unified Court System to accept credit cards for the payment of civil, administrative and surrogate fees and for fines of all types. These changes provide convenience to court users and increase court efficiency.

Surrogate's Courts throughout the State have nearly completed implementation of the Universal Case Management System (UCMS). The UCMS is a centralized automated case-processing system that facilitates the retrieval of information while preserving the integrity of court records. It provides on-line records and

allows for electronic transfer of case information between court jurisdictions and other agencies. This system is in full operation in the 3rd, 4th, 6th, 7th, 8th and 9th Judicial Districts. The UCMS should be operational in all Surrogate's Courts in the 5th Judicial District by the end of the current fiscal year, and it is expected that implementation in all the remaining courts in the State will be complete by the end of 2009-10.

The Surrogate's Court program provides funding for courts operating in 31 counties, which handle approximately 90% of Surrogate's Court activity statewide. The remaining 31 Surrogate's Courts are included in the Multi-Bench Program.

During 2007, proceedings filed in the Surrogate's Courts statewide totaled 141,671, and 110,176 orders and decrees (including voluntary administration and estate tax proceedings) were issued. The Surrogates commenced 4,249 trials and hearings; referees and court staff commenced 111,738 hearings, examinations and conferences. This caseload information includes 16,557 Surrogate filings from courts funded in the Multi-Bench Program.

Summary 2009-10 Funding Request:

Surrogate's Courts

2009-10 Budget Request: \$48,443,387	
<i>Personal Service:</i>	45,562,947
<i>Nonpersonal Service:</i>	2,880,440
<i>Maintenance Undistributed:</i>	0

The 2009-10 request of \$48,443,387 is an increase of \$878,890 (1.8%) over the current adjusted appropriation. This change is comprised of an increase in personal service of \$1,016,265 (2.2%) and a decrease in nonpersonal service of \$137,375 (-4.5%).

The personal service request provides funding for all authorized judicial positions. The funding requested for nonjudicial positions reflects the projected impact of a stringent vacancy control program, along with funding for increments, general salary increases and longevity bonuses for eligible nonjudicial employees.

The temporary service request of \$187,069 supports records management, UCMS and other ongoing workload obligations.

The nonpersonal service request will support ongoing court operations, including \$1,512,580 for records management services. Records management funding will provide for microfilming of pre-UCMS case files and preservation of records with CD technology. This request reflects an increase of \$15,766 (1.0%) over the current adjusted appropriation. The most significant decrease is \$52,656 in telephone services based on expenditure history.

STATE OF NEW YORK - JUDICIARY
 BUDGET SUMMARY FOR FISCAL YEAR 2009-2010

SURROGATE COURTS

S U M M A R Y	CURR APPROP AS ADJUSTED	UCS RECOMMENDED	CHANGES TO CUR APPROP
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P E R S O N A L S E R V I C E			

PERSONAL SERVICE REGULAR	44,308,073	45,364,478	1,056,405
PERSONAL SERVICE TEMPORARY	179,109	187,069	7,960
PERSONAL SERVICE OVERTIME	59,500	11,400	-48,100
	-----	-----	-----
*** TOTAL PERSONAL SERVICE	44,546,682	45,562,947	1,016,265
N O N - P E R S O N A L S E R V I C E			

LEGAL REFERENCE/CALR	42,411	44,032	1,621
TRAVEL	57,192	68,324	11,132
LEGAL SERVICES	70,767	70,727	-40
IN-PART SERVICES	8,979	9,150	171
JUDICIAL HEARING OFFICERS	2,400	8,200	5,800
PROFESSIONAL SVCS - OTHER	1,649,053	1,616,603	-32,450
TRANSCRIPT COSTS	10,387	10,700	313
EQUIPMENT	51,000	0	-51,000
OTHER NPS	1,125,626	1,052,704	-72,922
	-----	-----	-----
*** TOTAL NON-PERSONAL SERV.	3,017,815	2,880,440	-137,375
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G R A N D T O T A L	47,564,497	48,443,387	878,890

STATE OF NEW YORK - JUDICIARY
BUDGET SUMMARY FOR FISCAL YEAR 2009-2010

SURROGATE COURTS			
STATE OPERATIONS-GEN. FUND GRAND TOTAL			
S U M M A R Y	CURR APPROP AS ADJUSTED	UCS RECOMMENDED	CHANGES TO CUR APPROP
	-----	-----	-----
P E R S O N A L S E R V I C E			

PERSONAL SERVICE REGULAR	44,308,073	45,364,478	1,056,405
PERSONAL SERVICE TEMPORARY	179,109	187,069	7,960
PERSONAL SERVICE OVERTIME	59,500	11,400	-48,100
	-----	-----	-----
*** TOTAL PERSONAL SERVICE	44,546,682	45,562,947	1,016,265
N O N - P E R S O N A L S E R V I C E			

LEGAL REFERENCE/CALR	42,411	44,032	1,621
TRAVEL	57,192	68,324	11,132
LEGAL SERVICES	70,767	70,727	-40
IN-PART SERVICES	8,979	9,150	171
JUDICIAL HEARING OFFICERS	2,400	8,200	5,800
PROFESSIONAL SVCS - OTHER	1,649,053	1,616,603	-32,450
TRANSCRIPT COSTS	10,387	10,700	313
EQUIPMENT	51,000	0	-51,000
OTHER NPS	1,125,626	1,052,704	-72,922
	-----	-----	-----
*** TOTAL NON-PERSONAL SERV.	3,017,815	2,880,440	-137,375
G R A N D T O T A L	47,564,497	48,443,387	878,890

STATE OF NEW YORK - JUDICIARY
BUDGET SUMMARY FOR FISCAL YEAR 2009-2010

NEW YORK CITY SURROGATE COURTS SUMMARY	CURR APPROP AS ADJUSTED	UCS RECOMMENDED	CHANGES TO CUR APPROP
PERSONAL SERVICE			
PERSONAL SERVICE REGULAR	19,567,755	20,263,176	695,421
PERSONAL SERVICE TEMPORARY	127,518	131,795	4,277
PERSONAL SERVICE OVERTIME	0	4,300	4,300
*** TOTAL PERSONAL SERVICE	19,695,273	20,399,271	703,998
NON-PERSONAL SERVICE			
LEGAL REFERENCE/CALR	12,600	15,100	2,500
TRAVEL	10,300	11,700	1,400
IN-PART SERVICES	1,250	2,500	1,250
JUDICIAL HEARING OFFICERS	2,400	8,200	5,800
PROFESSIONAL SVCS - OTHER	202,834	221,800	18,966
TRANSCRIPT COSTS	3,500	1,500	-2,000
EQUIPMENT	40,000	0	-40,000
OTHER NPS	455,800	402,225	-53,575
*** TOTAL NON-PERSONAL SERV.	728,684	663,025	-65,659
GRAND TOTAL	20,423,957	21,062,296	638,339

STATE OF NEW YORK - JUDICIARY
BUDGET SUMMARY FOR FISCAL YEAR 2009-2010

THIRD DISTRICT SURROGATE COURTS SUMMARY	CURR APPROP AS ADJUSTED	UCS RECOMMENDED	CHANGES TO CUR APPROP
	-----	-----	-----
PERSONAL SERVICE			

PERSONAL SERVICE REGULAR	1,684,135	1,742,934	58,799

*** TOTAL PERSONAL SERVICE	1,684,135	1,742,934	58,799
NON-PERSONAL SERVICE			

LEGAL REFERENCE/CALR	3,460	3,460	0
TRAVEL	0	6,254	6,254
IN-PART SERVICES	500	500	0
PROFESSIONAL SVCS - OTHER	133,604	133,604	0
TRANSCRIPT COSTS	350	350	0
OTHER NPS	53,917	53,876	-41

*** TOTAL NON-PERSONAL SERV.	191,831	198,044	6,213

GRAND TOTAL	1,875,966	1,940,978	65,012

STATE OF NEW YORK - JUDICIARY
BUDGET SUMMARY FOR FISCAL YEAR 2009-2010

FOURTH DISTRICT
SURROGATE COURTS
SUMMARY

	CURR APPROP AS ADJUSTED	UCS RECOMMENDED	CHANGES TO CUR APPROP
	-----	-----	-----
PERSONAL SERVICE			
PERSONAL SERVICE REGULAR	2,600,309	2,626,569	26,260
PERSONAL SERVICE OVERTIME	1,375	100	-1,275
	-----	-----	-----
*** TOTAL PERSONAL SERVICE	2,601,684	2,626,669	24,985
NON-PERSONAL SERVICE			
LEGAL REFERENCE/CALR	4,026	3,025	-1,001
TRAVEL	5,210	4,310	-900
LEGAL SERVICES	150	50	-100
IN-PART SERVICES	129	0	-129
PROFESSIONAL SVCS - OTHER	89,450	51,000	-38,450
TRANSCRIPT COSTS	387	0	-387
OTHER NPS	63,866	60,720	-3,146
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*** TOTAL NON-PERSONAL SERV.	163,218	119,105	-44,113
	-----	-----	-----
GRAND TOTAL	2,764,902	2,745,774	-19,128

STATE OF NEW YORK - JUDICIARY
BUDGET SUMMARY FOR FISCAL YEAR 2009-2010

FIFTH DISTRICT
SURROGATE COURTS
SUMMARY

	CURR APPROP AS ADJUSTED	UCS RECOMMENDED	CHANGES TO CUR APPROP
	-----	-----	-----
PERSONAL SERVICE			

PERSONAL SERVICE REGULAR	2,295,324	2,352,467	57,143

*** TOTAL PERSONAL SERVICE	2,295,324	2,352,467	57,143
NON-PERSONAL SERVICE			

LEGAL REFERENCE/CALR	725	775	50
TRAVEL	4,160	6,660	2,500
LEGAL SERVICES	950	0	-950
IN-PART SERVICES	1,350	1,200	-150
PROFESSIONAL SVCS - OTHER	25,084	26,920	1,836
TRANSCRIPT COSTS	1,900	2,600	700
OTHER NPS	72,246	86,800	14,554

*** TOTAL NON-PERSONAL SERV.	106,415	124,955	18,540

GRAND TOTAL	2,401,739	2,477,422	75,683

STATE OF NEW YORK - JUDICIARY
BUDGET SUMMARY FOR FISCAL YEAR 2009-2010

SIXTH DISTRICT SURROGATE COURTS SUMMARY	CURR APPROP AS ADJUSTED	UCS RECOMMENDED	CHANGES TO CUR APPROP
-----	-----	-----	-----
PERSONAL SERVICE			

PERSONAL SERVICE REGULAR	575,473	530,595	-44,878
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*** TOTAL PERSONAL SERVICE	575,473	530,595	-44,878
NON-PERSONAL SERVICE			

LEGAL REFERENCE/CALR	150	150	0
IN-PART SERVICES	500	500	0
PROFESSIONAL SVCS - OTHER	150,900	150,900	0
OTHER NPS	25,599	26,047	448
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*** TOTAL NON-PERSONAL SERV.	177,149	177,597	448
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GRAND TOTAL	752,622	708,192	-44,430

STATE OF NEW YORK - JUDICIARY
BUDGET SUMMARY FOR FISCAL YEAR 2009-2010

SEVENTH DISTRICT
SURROGATE COURTS
SUMMARY

	CURR APPROP AS ADJUSTED	UCS RECOMMENDED	CHANGES TO CUR APPROP

PERSONAL SERVICE			

PERSONAL SERVICE REGULAR	2,531,169	2,626,013	94,844
PERSONAL SERVICE OVERTIME	38,500	4,400	-34,100

*** TOTAL PERSONAL SERVICE	2,569,669	2,630,413	60,744
NON-PERSONAL SERVICE			

LEGAL REFERENCE/CALR	4,148	4,063	-85
TRAVEL	6,792	7,199	407
LEGAL SERVICES	33,667	34,677	1,010
IN-PART SERVICES	2,000	2,000	0
PROFESSIONAL SVCS - OTHER	282,124	278,570	-3,554
TRANSCRIPT COSTS	750	750	0
OTHER NPS	67,088	71,969	4,881

*** TOTAL NON-PERSONAL SERV.	396,569	399,228	2,659

GRAND TOTAL	2,966,238	3,029,641	63,403

STATE OF NEW YORK - JUDICIARY
BUDGET SUMMARY FOR FISCAL YEAR 2009-2010

EIGHTH DISTRICT
SURROGATE COURTS
SUMMARY

	CURR APPROP AS ADJUSTED	UCS RECOMMENDED	CHANGES TO CUR APPROP

PERSONAL SERVICE			

PERSONAL SERVICE REGULAR	4,066,850	4,237,468	170,618
PERSONAL SERVICE TEMPORARY	18,550	18,608	58
PERSONAL SERVICE OVERTIME	17,425	0	-17,425

*** TOTAL PERSONAL SERVICE	4,102,825	4,256,076	153,251
NON-PERSONAL SERVICE			

LEGAL REFERENCE/CALR	2,627	2,600	-27
TRAVEL	17,124	18,300	1,176
LEGAL SERVICES	35,000	35,000	0
IN-PART SERVICES	1,500	700	-800
PROFESSIONAL SVCS - OTHER	473,708	473,710	2
TRANSCRIPT COSTS	3,000	5,000	2,000
EQUIPMENT	5,000	0	-5,000
OTHER NPS	144,751	121,850	-22,901

*** TOTAL NON-PERSONAL SERV.	682,710	657,160	-25,550
GRAND TOTAL	4,785,535	4,913,236	127,701

STATE OF NEW YORK - JUDICIARY
BUDGET SUMMARY FOR FISCAL YEAR 2009-2010

NINTH DISTRICT SURROGATE COURTS SUMMARY	CURR APPROP AS ADJUSTED	UCS RECOMMENDED	CHANGES TO CUR APPROP
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PERSONAL SERVICE			

PERSONAL SERVICE REGULAR	4,475,674	4,350,494	-125,180
PERSONAL SERVICE OVERTIME	2,200	2,600	400
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*** TOTAL PERSONAL SERVICE	4,477,874	4,353,094	-124,780
NON-PERSONAL SERVICE			

LEGAL REFERENCE/CALR	6,000	6,000	0
TRAVEL	4,924	5,219	295
PROFESSIONAL SVCS - OTHER	120,324	110,324	-10,000
EQUIPMENT	6,000	0	-6,000
OTHER NPS	98,663	99,853	1,190
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*** TOTAL NON-PERSONAL SERV.	235,911	221,396	-14,515
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GRAND TOTAL	4,713,785	4,574,490	-139,295

STATE OF NEW YORK - JUDICIARY
BUDGET SUMMARY FOR FISCAL YEAR 2009-2010

NASSAU COUNTY SURROGATE COURTS SUMMARY	CURR APPROP AS ADJUSTED	UCS RECOMMENDED	CHANGES TO CUR APPROP

PERSONAL SERVICE			

PERSONAL SERVICE REGULAR	3,733,887	3,817,760	83,873
PERSONAL SERVICE TEMPORARY	33,041	36,666	3,625
*** TOTAL PERSONAL SERVICE	3,766,928	3,854,426	87,498

NON-PERSONAL SERVICE			

LEGAL REFERENCE/CALR	5,000	5,000	0
TRAVEL	2,833	2,833	0
IN-PART SERVICES	1,500	1,500	0
PROFESSIONAL SVCS - OTHER	109,975	109,975	0
OTHER NPS	75,714	60,857	-14,857
*** TOTAL NON-PERSONAL SERV.	195,022	180,165	-14,857

GRAND TOTAL	3,961,950	4,034,591	72,641

STATE OF NEW YORK - JUDICIARY
BUDGET SUMMARY FOR FISCAL YEAR 2009-2010

SUFFOLK COUNTY
SURROGATE COURTS
SUMMARY

	CURR APPROP AS ADJUSTED	UCS RECOMMENDED	CHANGES TO CUR APPROP
	-----	-----	-----
PERSONAL SERVICE			

PERSONAL SERVICE REGULAR	2,777,497	2,817,002	39,505

*** TOTAL PERSONAL SERVICE	2,777,497	2,817,002	39,505
NON-PERSONAL SERVICE			

LEGAL REFERENCE/CALR	3,675	3,859	184
TRAVEL	5,849	5,849	0
LEGAL SERVICES	1,000	1,000	0
IN-PART SERVICES	250	250	0
PROFESSIONAL SVCS - OTHER	61,050	59,800	-1,250
TRANSCRIPT COSTS	500	500	0
OTHER NPS	67,982	68,507	525

*** TOTAL NON-PERSONAL SERV.	140,306	139,765	-541

GRAND TOTAL	2,917,803	2,956,767	38,964

**New York City
Surrogate's Courts
Workload & Staffing**

3-Year Workload (Filings)

2005	2006	2007	% Change 2007 vs 2006
37,525	37,644	36,477	-3.1%

March 31, 2010 Schedule of Positions by Staffing Category

Locality	Judicial	Nonjudicial	Total
New York	2	70	72
Bronx	1	39	40
Kings	2	63	65
Queens	1	46	47
Richmond	1	23	24
Total	7	241	248

**Third Judicial District
Surrogate's Courts
Workload & Staffing**

3-Year Workload (Filings)

2005	2006	2007	% Change 2007 vs 2006
8,758	8,495	8,312	-2.2%

March 31, 2010 Schedule of Positions by Staffing Category

<u>Locality</u>	Judicial	Nonjudicial	Total
Albany	1	8	9
Rensselaer	1	6	7
Ulster	1	5	6
Total	3	19	22

**Fourth Judicial District
Surrogate's Courts
Workload & Staffing**

3-Year Workload (Filings)

2005	2006	2007	% Change 2007 vs 2006
7,791	8,451	8,268	-2.2%

March 31, 2010 Schedule of Positions by Staffing Category

<u>Locality</u>	Judicial	Nonjudicial	Total
Clinton	1	4	5
Montgomery	1	4	5
St. Lawrence	1	5	6
Saratoga	1	6	7
Schenectady	1	8	9
Total	5	27	32

**Fifth Judicial District
Surrogate's Courts
Workload & Staffing**

3-Year Workload (Filings)

2005	2006	2007	% Change 2007 vs 2006
9,701	9,066	8,783	-3.1%

March 31, 2010 Schedule of Positions by Staffing Category

<u>Locality</u>	Judicial	Nonjudicial	Total
Jefferson	1	4	5
Oneida	1	8	9
Onondaga	1	11	12
Oswego	1	4	5
Total	4	27	31

**Sixth Judicial District
Surrogate's Courts
Workload & Staffing**

3-Year Workload (Filings)

2005	2006	2007	% Change 2007 vs 2006
7,834	7,507	7,872	4.9%

March 31, 2010 Schedule of Positions by Staffing Category

<u>Locality</u>	Judicial	Nonjudicial	Total
Broome	1	7	8

**Seventh Judicial District
Surrogate's Courts
Workload & Staffing**

3-Year Workload (Filings)

2005	2006	2007	% Change 2007 vs 2006
13,766	13,429	13,831	3.0%

March 31, 2010 Schedule of Positions by Staffing Category

<u>Locality</u>	Judicial	Nonjudicial	Total
Cayuga	1	4	5
Monroe	1	18	19
Ontario	1	4	5
Steuben	1	4	5
Total	4	30	34

**Eighth Judicial District
Surrogate's Courts
Workload & Staffing**

3-Year Workload (Filings)

2005	2006	2007	% Change 2007 vs 2006
20,247	18,360	19,912	8.5%

March 31, 2010 Schedule of Positions by Staffing Category

<u>Locality</u>	Judicial	Nonjudicial	Total
Chautauqua	1	7	8
Erie	1	37	38
Niagara	1	9	10
Total	3	53	56

**Ninth Judicial District
Surrogate's Courts
Workload & Staffing**

3-Year Workload (Filings)

2005	2006	2007	% Change 2007 vs 2006
21,273	19,661	19,472	-1.0%

March 31, 2010 Schedule of Positions by Staffing Category

<u>Locality</u>	Judicial	Nonjudicial	Total
Dutchess	1	7	8
Orange	1	10	11
Rockland	1	7	8
Westchester	1	30	31
Total	4	54	58

**Nassau County
Surrogate's Court
Workload & Staffing**

3-Year Workload (Filings)

2005	2006	2007	% Change 2007 vs 2006
8,790	12,946	9,280	-28.3%

March 31, 2010 Schedule of Positions by Staffing Category

Locality	Judicial	Nonjudicial	Total
Nassau	1	46	47

Suffolk County
Surrogate's Court
Workload & Staffing

3-Year Workload (Filings)

2005	2006	2007	% Change 2007 vs 2006
9,807	8,989	9,464	5.3%

March 31, 2009 Schedule of Positions by Staffing Category

<u>Locality</u>	Judicial	Nonjudicial	Total
Suffolk	1	35	36

**DISPOSITION OF CIVIL AND CRIMINAL
ACTIONS IN COUNTIES WHERE JUDGES
SERVE TWO OR MORE COURTS (MULTI-BENCH)**

2009-10 Budget Request: \$44,274,894

This program provides funding for courts in 35 counties where the same judge sits in either two or three county-level courts (County Court, Family Court, Surrogate's Court). Approximately 12% of the statewide caseload activity in the Supreme and County, Family and Surrogate's Courts occurs within these counties. Supreme and County Civil and Criminal workload in this program in 2007 was as follows: 6,208 criminal filings and 50,988 new civil filings, 6,337 criminal dispositions and 51,078 civil dispositions. Multi-Bench Courts also handled 90,500 Family Court filings and 16,557 Surrogate's Court filings in 2007.

Although Multi-Bench Courts are typically located in smaller, rural counties, the staff of these courts face the same demands for services as do their counterparts in larger counties. Changes in the workload of these courts are attributable to legislative initiatives, societal changes and increased statistical reporting requirements. Detailed discussions regarding matters impacting the Supreme and County, Family and Surrogate's Courts can be found in the respective program narratives.

Summary of 2009-10 Funding Request:

Multi-Bench Program

2009-10 Budget Request: \$44,274,894

<i>Personal Service:</i>	40,406,601
<i>Nonpersonal Service:</i>	3,868,293
<i>Maintenance Undistributed:</i>	0

The 2009-10 request of \$44,274,894 is an increase of \$1,507,736 (3.5%) over the current adjusted appropriation. This change consists of increases in personal service of \$1,442,276 (3.7%) and nonpersonal service of \$65,460 (1.7%).

The personal service request provides funding for all authorized judicial positions. The funding requested for nonjudicial positions reflects the projected impact of a stringent vacancy control program, along with funding for increments, general salary increases and longevity bonuses for eligible nonjudicial employees.

The nonpersonal service request includes \$717,225 for family court mediation programs, an increase of \$20,894 (3.0%) over current allocations. Also included is \$307,279 in records management funding for the continuance of existing projects.

The \$30,500 (33.3%) increase to Assigned Counsel services can be attributed to an increase in the use of assigned counsel, a direct result of chapter 538 of the Laws of 2006, which went into effect in August 2006.

STATE OF NEW YORK - JUDICIARY
BUDGET SUMMARY FOR FISCAL YEAR 2009-2010

MULTI-BENCH COURTS

SUMMARY	CURR APPROP AS ADJUSTED	UCS RECOMMENDED	CHANGES TO CUR APPROP
PERSONAL SERVICE			
PERSONAL SERVICE REGULAR	38,495,140	39,952,689	1,457,549
PERSONAL SERVICE TEMPORARY	366,728	309,383	-57,345
PERSONAL SERVICE OVERTIME	102,457	144,529	42,072
*** TOTAL PERSONAL SERVICE	38,964,325	40,406,601	1,442,276
NON-PERSONAL SERVICE			
LEGAL REFERENCE/CALR	39,588	37,435	-2,153
TRAVEL	164,294	192,068	27,774
LEGAL SERVICES	725,647	776,225	50,578
IN-PART SERVICES	156,604	146,470	-10,134
JUDICIAL HEARING OFFICERS	100,500	117,600	17,100
PROFESSIONAL SVCS - OTHER	678,957	690,373	11,416
TRANSCRIPT COSTS	345,536	348,844	3,308
EQUIPMENT	46,000	0	-46,000
OTHER NPS	1,545,707	1,559,278	13,571
*** TOTAL NON-PERSONAL SERV.	3,802,833	3,868,293	65,460
GRAND TOTAL	42,767,158	44,274,894	1,507,736

STATE OF NEW YORK - JUDICIARY
 BUDGET SUMMARY FOR FISCAL YEAR 2009-2010

MULTI-BENCH COURTS STATE OPERATIONS-GEN. FUND GRAND TOTAL SUMMARY	CURR APPROP AS ADJUSTED	UCS RECOMMENDED	CHANGES TO CUR APPROP
	-----	-----	-----
P E R S O N A L S E R V I C E			

PERSONAL SERVICE REGULAR	38,495,140	39,952,689	1,457,549
PERSONAL SERVICE TEMPORARY	366,728	309,383	-57,345
PERSONAL SERVICE OVERTIME	102,457	144,529	42,072
-----	-----	-----	-----
*** TOTAL PERSONAL SERVICE	38,964,325	40,406,601	1,442,276
N O N - P E R S O N A L S E R V I C E			

LEGAL REFERENCE/CALR	39,588	37,435	-2,153
TRAVEL	164,294	192,068	27,774
LEGAL SERVICES	725,647	776,225	50,578
IN-PART SERVICES	156,604	146,470	-10,134
JUDICIAL HEARING OFFICERS	100,500	117,600	17,100
PROFESSIONAL SVCS - OTHER	678,957	690,373	11,416
TRANSCRIPT COSTS	345,536	348,844	3,308
EQUIPMENT	46,000	0	-46,000
OTHER NPS	1,545,707	1,559,278	13,571
-----	-----	-----	-----
*** TOTAL NON-PERSONAL SERV.	3,802,833	3,868,293	65,460
-----	-----	-----	-----
G R A N D T O T A L	42,767,158	44,274,894	1,507,736

STATE OF NEW YORK - JUDICIARY
BUDGET SUMMARY FOR FISCAL YEAR 2009-2010

THIRD DISTRICT
MULTI-BENCH COURTS
SUMMARY

	CURR APPROP AS ADJUSTED	UCS RECOMMENDED	CHANGES TO CUR APPROP

PERSONAL SERVICE			

PERSONAL SERVICE REGULAR	4,786,795	4,998,058	211,263
PERSONAL SERVICE TEMPORARY	14,360	15,444	1,084
PERSONAL SERVICE OVERTIME	9,655	8,778	-877

*** TOTAL PERSONAL SERVICE	4,810,810	5,022,280	211,470
NON-PERSONAL SERVICE			

LEGAL REFERENCE/CALR	5,713	5,713	0
TRAVEL	0	16,006	16,006
LEGAL SERVICES	40,842	42,069	1,227
IN-PART SERVICES	22,340	22,340	0
JUDICIAL HEARING OFFICERS	0	23,900	23,900
PROFESSIONAL SVCS - OTHER	133,217	140,754	7,537
TRANSCRIPT COSTS	56,044	56,044	0
OTHER NPS	227,229	226,620	-609

*** TOTAL NON-PERSONAL SERV.	485,385	533,446	48,061

GRAND TOTAL	5,296,195	5,555,726	259,531

STATE OF NEW YORK - JUDICIARY
BUDGET SUMMARY FOR FISCAL YEAR 2009-2010

FOURTH DISTRICT
MULTI-BENCH COURTS
SUMMARY

	CURR APPROP AS ADJUSTED	UCS RECOMMENDED	CHANGES TO CUR APPROP

PERSONAL SERVICE			

PERSONAL SERVICE REGULAR	6,058,759	6,203,301	144,542
PERSONAL SERVICE TEMPORARY	48,787	0	-48,787
PERSONAL SERVICE OVERTIME	18,917	22,555	3,638

*** TOTAL PERSONAL SERVICE	6,126,463	6,225,856	99,393
NON-PERSONAL SERVICE			

LEGAL REFERENCE/CALR	10,610	8,620	-1,990
TRAVEL	47,550	48,300	750
LEGAL SERVICES	65,195	84,912	19,717
IN-PART SERVICES	11,114	10,940	-174
JUDICIAL HEARING OFFICERS	8,000	1,200	-6,800
PROFESSIONAL SVCS - OTHER	28,125	43,290	15,165
TRANSCRIPT COSTS	70,086	66,250	-3,836
OTHER NPS	259,008	262,720	3,712

*** TOTAL NON-PERSONAL SERV.	499,688	526,232	26,544
GRAND TOTAL	6,626,151	6,752,088	125,937

STATE OF NEW YORK - JUDICIARY
BUDGET SUMMARY FOR FISCAL YEAR 2009-2010

FIFTH DISTRICT MULTI-BENCH COURTS SUMMARY	CURR APPROP AS ADJUSTED	UCS RECOMMENDED	CHANGES TO CUR APPROP
PERSONAL SERVICE			
PERSONAL SERVICE REGULAR	1,389,183	1,429,635	40,452
PERSONAL SERVICE OVERTIME	550	2,700	2,150
*** TOTAL PERSONAL SERVICE	1,389,733	1,432,335	42,602
NON-PERSONAL SERVICE			
LEGAL REFERENCE/CALR	850	850	0
TRAVEL	7,900	10,500	2,600
LEGAL SERVICES	0	13,000	13,000
IN-PART SERVICES	1,500	1,000	-500
PROFESSIONAL SVCS - OTHER	18,818	21,180	2,362
TRANSCRIPT COSTS	7,000	9,500	2,500
OTHER NPS	57,415	56,900	-515
*** TOTAL NON-PERSONAL SERV.	93,483	112,930	19,447
GRAND TOTAL	1,483,216	1,545,265	62,049

STATE OF NEW YORK - JUDICIARY
BUDGET SUMMARY FOR FISCAL YEAR 2009-2010

SIXTH DISTRICT MULTI-BENCH COURTS SUMMARY	CURR APPROP AS ADJUSTED	UCS RECOMMENDED	CHANGES TO CUR APPROP
PERSONAL SERVICE			
PERSONAL SERVICE REGULAR	9,438,435	9,762,582	324,147
PERSONAL SERVICE TEMPORARY	109,203	48,939	-60,264
PERSONAL SERVICE OVERTIME	27,500	28,796	1,296
*** TOTAL PERSONAL SERVICE	9,575,138	9,840,317	265,179
NON-PERSONAL SERVICE			
LEGAL REFERENCE/CALR	6,300	6,300	0
TRAVEL	27,000	28,620	1,620
LEGAL SERVICES	355,504	365,860	10,356
IN-PART SERVICES	22,600	22,600	0
JUDICIAL HEARING OFFICERS	9,600	9,600	0
PROFESSIONAL SVCS - OTHER	288,163	280,961	-7,202
TRANSCRIPT COSTS	74,800	74,800	0
EQUIPMENT	40,000	0	-40,000
OTHER NPS	503,829	511,765	7,936
*** TOTAL NON-PERSONAL SERV.	1,327,796	1,300,506	-27,290
GRAND TOTAL	10,902,934	11,140,823	237,889

STATE OF NEW YORK - JUDICIARY
BUDGET SUMMARY FOR FISCAL YEAR 2009-2010

SEVENTH DISTRICT
MULTI-BENCH COURTS
SUMMARY

	CURR APPROP AS ADJUSTED	UCS RECOMMENDED	CHANGES TO CUR APPROP

PERSONAL SERVICE			

PERSONAL SERVICE REGULAR	9,529,846	10,119,241	589,395
PERSONAL SERVICE TEMPORARY	22,639	61,411	38,772
PERSONAL SERVICE OVERTIME	40,150	80,700	40,550

*** TOTAL PERSONAL SERVICE	9,592,635	10,261,352	668,717
NON-PERSONAL SERVICE			

LEGAL REFERENCE/CALR	9,177	9,302	125
TRAVEL	44,842	47,220	2,378
LEGAL SERVICES	216,950	226,471	9,521
IN-PART SERVICES	41,340	41,500	160
JUDICIAL HEARING OFFICERS	77,800	77,800	0
PROFESSIONAL SVCS - OTHER	182,661	182,661	0
TRANSCRIPT COSTS	94,450	94,450	0
OTHER NPS	282,363	287,354	4,991

*** TOTAL NON-PERSONAL SERV.	949,583	966,758	17,175
GRAND TOTAL	10,542,218	11,228,110	685,892

STATE OF NEW YORK - JUDICIARY
BUDGET SUMMARY FOR FISCAL YEAR 2009-2010

EIGHTH DISTRICT
MULTI-BENCH COURTS
SUMMARY

	CURR APPROP AS ADJUSTED	UCS RECOMMENDED	CHANGES TO CUR APPROP

PERSONAL SERVICE			

PERSONAL SERVICE REGULAR	5,815,625	5,918,629	103,004
PERSONAL SERVICE TEMPORARY	169,619	183,589	13,970
PERSONAL SERVICE OVERTIME	1,705	0	-1,705

*** TOTAL PERSONAL SERVICE	5,986,949	6,102,218	115,269
NON-PERSONAL SERVICE			

LEGAL REFERENCE/CALR	3,668	3,650	-18
TRAVEL	35,000	39,300	4,300
LEGAL SERVICES	5,600	2,700	-2,900
IN-PART SERVICES	35,600	28,560	-7,040
PROFESSIONAL SVCS - OTHER	15,161	14,715	-446
TRANSCRIPT COSTS	38,056	43,800	5,744
EQUIPMENT	5,000	0	-5,000
OTHER NPS	163,471	160,480	-2,991

*** TOTAL NON-PERSONAL SERV.	301,556	293,205	-8,351

GRAND TOTAL	6,288,505	6,395,423	106,918

STATE OF NEW YORK - JUDICIARY
BUDGET SUMMARY FOR FISCAL YEAR 2009-2010

NINTH DISTRICT
MULTI-BENCH COURTS
SUMMARY

	CURR APPROP AS ADJUSTED	UCS RECOMMENDED	CHANGES TO CUR APPROP
	-----	-----	-----
PERSONAL SERVICE			
PERSONAL SERVICE REGULAR	1,476,497	1,521,243	44,746
PERSONAL SERVICE TEMPORARY	2,120	0	-2,120
PERSONAL SERVICE OVERTIME	3,980	1,000	-2,980
	-----	-----	-----
*** TOTAL PERSONAL SERVICE	1,482,597	1,522,243	39,646
NON-PERSONAL SERVICE			
LEGAL REFERENCE/CALR	3,270	3,000	-270
TRAVEL	2,002	2,122	120
LEGAL SERVICES	41,556	41,213	-343
IN-PART SERVICES	22,110	19,530	-2,580
JUDICIAL HEARING OFFICERS	5,100	5,100	0
PROFESSIONAL SVCS - OTHER	12,812	6,812	-6,000
TRANSCRIPT COSTS	5,100	4,000	-1,100
EQUIPMENT	1,000	0	-1,000
OTHER NPS	52,392	53,439	1,047
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*** TOTAL NON-PERSONAL SERV.	145,342	135,216	-10,126
	-----	-----	-----
GRAND TOTAL	1,627,939	1,657,459	29,520

Third Judicial District Multi-Bench Courts Workload & Staffing

3-Year Workload (Filings)

<u>Locality</u>	2005	2006	2007	% Change 2007 vs 2006
Supreme Civil*	6,882	7,572	8,242	8.8%
Supreme Criminal	642	640	577	-9.8%
Family**	9,304	9,877	9,608	-2.7%
Surrogate	2,088	2,234	2,435	9.0%
Total	18,916	20,323	20,862	2.7%

*New Filings - includes ex parte Applications & Uncontested Matrimonials.

**Pursuant to a change in reporting methodology, 2006 and 2007 filings now include Permanency Hearings Held.

March 31, 2010 Schedule of Positions by Staffing Category

<u>Locality</u>	Judicial	Nonjudicial	Total
Columbia	2	17	19
Greene	2	16	18
Schoharie	1	10	11
Sullivan	2	15	17
Total	7	58	65

Fourth Judicial District Multi-Bench Courts Workload & Staffing

3-Year Workload (Filings)

<u>Locality</u>	2005	2006	2007	% Change 2007 vs 2006
Supreme Civil*	6,519	7,547	7,624	1.0%
Supreme Criminal	1,002	1,260	1,239	-1.7%
Family**	8,099	9,048	9,211	1.8%
Surrogate	2,215	2,319	2,363	1.9%
Total	17,835	20,174	20,437	1.3%

*New Filings - includes ex parte Applications & Uncontested Matrimonials.

**Pursuant to a change in reporting methodology, 2006 and 2007 filings now include Permanency Hearings Held.

March 31, 2010 Schedule of Positions by Staffing Category

<u>Locality</u>	Judicial	Nonjudicial	Total
Clinton	1	9	10
Essex	1	14	15
Franklin	1	12	13
Fulton	2	12	14
Hamilton	1	5	6
Warren	1	9	10
Washington	2	17	19
Total	9	78	87

Fifth Judicial District Multi-Bench Courts Workload & Staffing

3-Year Workload (Filings)

<u>Locality</u>	2005	2006	2007	% Change 2007 vs 2006
Supreme Civil*	2,300	2,481	2,400	-3.3%
Supreme Criminal	400	468	452	-3.4%
Family**	1,558	2,077	2,243	8.0%
Surrogate	1,120	952	836	-12.2%
Total	5,378	5,978	5,931	-0.8%

*New Filings - includes ex parte Applications & Uncontested Matrimonials.

**Pursuant to a change in reporting methodology, 2006 and 2007 filings now include Permanency Hearings Held.

March 31, 2010 Schedule of Positions by Staffing Category

<u>Locality</u>	Judicial	Nonjudicial	Total
Herkimer	1	9	10
Lewis	1	9	10
Total	2	18	20

Sixth Judicial District Multi-Bench Courts

Workload & Staffing

3-Year Workload (Filings)

<u>Locality</u>	2005	2006	2007	% Change 2007 vs 2006
Supreme Civil*	14,919	14,114	14,749	4.5%
Supreme Criminal	1,338	1,381	1,391	0.7%
Family**	25,425	26,364	25,931	-1.6%
Surrogate	5,108	5,103	4,989	-2.2%
Total	46,790	46,962	47,060	0.2%

*New Filings - includes ex parte Applications & Uncontested Matrimonials.

**Pursuant to a change in reporting methodology, 2006 and 2007 filings now include Permanency Hearings Held.

March 31, 2010 Schedule of Positions by Staffing Category

<u>Locality</u>	Judicial	Nonjudicial	Total
Chemung	2	14	16
Chenango	1	13	14
Cortland	2	17	19
Delaware	1	10	11
Madison	2	19	21
Otsego	2	16	18
Schuyler	1	6	7
Tioga	1	13	14
Tompkins	2	19	21
Total	14	127	141

**Seventh Judicial District
Multi-Bench Courts
Workload & Staffing**

3-Year Workload (Filings)

<u>Locality</u>	2005	2006	2007	% Change 2007 vs 2006
Supreme Civil*	10,935	13,220	13,159	-0.5%
Supreme Criminal	1,604	1,665	1,664	-0.1%
Family**	28,723	30,676	29,475	-3.9%
Surrogate	1,917	2,064	2,022	-2.0%
Total	43,179	47,625	46,320	-2.7%

*New Filings - includes ex parte Applications & Uncontested Matrimonials.

**Pursuant to a change in reporting methodology, 2006 and 2007 filings now include Permanency Hearings Held.

March 31, 2010 Schedule of Positions by Staffing Category

<u>Locality</u>	Judicial	Nonjudicial	Total
Cayuga	1	16	17
Livingston	2	18	20
Ontario	2	22	24
Seneca	1	13	14
Steuben	2	22	24
Wayne	3	23	26
Yates	1	9	10
Total	12	123	135

Eighth Judicial District Multi-Bench Courts Workload & Staffing

3-Year Workload (Filings)

<u>Locality</u>	2005	2006	2007	% Change 2007 vs 2006
Supreme Civil*	3,116	3,214	2,751	-14.4%
Supreme Criminal	767	888	798	-10.1%
Family**	12,043	13,058	11,971	-8.3%
Surrogate	3,148	2,847	3,086	8.4%
Total	19,074	20,007	18,606	-7.0%

*New Filings - includes ex parte Applications & Uncontested Matrimonials.

**Pursuant to a change in reporting methodology, 2006 and 2007 filings now include Permanency Hearings Held.

March 31, 2010 Schedule of Positions by Staffing Category

<u>Locality</u>	Judicial	Nonjudicial	Total
Allegany	2	16	18
Cattaraugus	2	22	24
Genesee	1	9	10
Orleans	1	11	12
Wyoming	2	16	18
Total	8	74	82

Ninth Judicial District Multi-Bench Courts Workload & Staffing

3-Year Workload (Filings)

<u>Locality</u>	2005	2006	2007	% Change 2007 vs 2006
Supreme Civil*	1,586	1,899	2,063	8.6%
Supreme Criminal	87	107	87	-18.7%
Family**	1,996	2,096	2,061	-1.7%
Surrogate	1,416	1,367	826	-39.6%
Total	5,085	5,469	5,037	-7.9%

*New Filings - includes ex parte Applications & Uncontested Matrimonials.

**Pursuant to a change in reporting methodology, 2006 and 2007 filings now include Permanency Hearings Held.

March 31, 2010 Schedule of Positions by Staffing Category

<u>Locality</u>	Judicial	Nonjudicial	Total
Putnam	2	18	20

**DISPOSITION OF CIVIL AND CRIMINAL
ACTIONS IN CITY AND DISTRICT
COURTS, INCLUDING ARBITRATION**

2009-10 Budget Request: \$226,442,552

The City and District Courts Program consists of the 61 city courts outside of the City of New York, the Nassau and Suffolk County District Courts, the New York City Civil Court and the New York City Criminal Court.

These courts became part of the Unified Court System under the New York State Constitution in 1962. Specific aspects of the jurisdiction, practice and procedure for these courts have been fixed by the Legislature in the Uniform City Court Act, the Uniform District Court Act, the New York City Civil Court Act and the New York City Criminal Court Act. In addition, all of these courts are generally governed by provisions of the Civil Practice Law and Rules and the Criminal Procedure Law, as well as by relevant provisions of the Chief Administrator's Uniform Rules for the Trial Courts.

The city courts outside of New York City and the District Courts have jurisdiction over motor vehicle and misdemeanor cases, as well as over civil actions and proceedings where the amount sought to be recovered or the value of the property does not exceed \$15,000. The New York City Civil Court has civil jurisdiction over actions and proceedings where the amount sought to be recovered or the value of the property does not exceed \$25,000. The New York City Criminal Court has jurisdiction over all misdemeanor offenses committed within the City of New York.

Pursuant to Article 18 of the New York City Civil Court Act, the Uniform District Court Act and the Uniform City Court Act, these courts have established specialized parts for the determination of small claims. A small claims action is statutorily defined as a civil cause of action in which the damages sought do not exceed \$5,000.

These courts also have specialized parts for the hearing of commercial small claims. These commercial small claims parts, which have the same monetary jurisdiction as the traditional small claims parts, have jurisdiction over actions brought by corporations, partnerships or associations. They became operational in city courts outside of the City of New York and in the district courts on January 1, 1989, and in the New York City Civil Court on January 1, 1991.

The City and District Courts Program also includes the Alternative Dispute Resolution by Arbitration Program. The Arbitration Program, which is governed by Rule 3405 of the Civil Practice Law and Rules and Part 28 of the Rules of the Chief Judge, was established to reduce case backlogs in civil parts. Pursuant to Rule 3405, all civil actions filed in a county where the Arbitration Program is operational and in which the monetary damages sought are \$6,000 or less, or \$10,000 or less in the New York City Civil Court, are to be heard and decided by an arbitrator. The Rules of the Chief Judge authorize the use of Judicial Hearing Officers as arbitrators. Parties may contest an arbitrator's decision by paying the costs of arbitration and applying for a trial de novo in the court in which the underlying action was filed. The Arbitration Program has been established in 31 counties.

City and district courts participate in the Judiciary's Integrated Domestic Violence (IDV) initiative, in which victims of domestic violence, who typically have proceedings in multiple court types, can litigate all matters before one judge. IDV programs are currently active in every district outside of New York City and in each borough of New York City.

The total workload for the City and District Courts Program consists of criminal filings (arrest and summons cases for the New York City Criminal Court), motor vehicle filings and landlord and tenant filings (for courts outside of the City of New York), civil filings, small claims filings and commercial claims filings. In 2007, these filings totaled 2,636,707. Dispositions in these courts totaled 2,236,178. A total of 992,515 cases were filed in the civil parts of the city and district courts; 1,174,421 were filed in the criminal parts, and 469,771 uniform traffic tickets were filed. Dispositions totaled 771,087 for the civil parts and 1,028,536 for the criminal parts while there were 436,555 uniform traffic ticket dispositions. Arbitration Program intake for 2007 was 19,521. Arbitration dispositions totaled 21,763.

In the New York City Criminal Court, which accounts for more than half of all the calendared criminal case intake in this program (excluding summonses and motor vehicle tickets for infractions), arrest case filings in 2007 totaled 357,025; the number of summons cases filed totaled 505,665. Dispositions in the New York City Criminal Court in 2007 totaled 360,368 for arrest cases and 367,227 for summons cases.

The New York City Civil Court handles two-thirds of the total civil filings in this program (excluding housing matters) with an intake of 633,974 civil matters in 2007. Dispositions in the New York City Civil court in 2007 totaled 428,199.

The workload of criminal and civil cases in the city courts outside of the City of New York totaled 1,140,043 filings and 1,080,384 dispositions in 2007. These totals include the 469,771 motor vehicle filings and 436,555 ticket dispositions.

Two important laws affecting the City and District Courts Program enacted in 2005 benefit both the courts and the public. Chapter 457 of the Laws of 2005 significantly expanded the matters for which the city and district courts may accept credit card payments. Previously, credit card payments could only be used for certain fees, fines and surcharges, primarily related to criminal cases. This law allows the Unified Court System to expand credit card acceptance for the payment of civil, administrative and surrogate fees and for fines of all types. These changes provide convenience to court users and increased court efficiency.

A second statutory change, enacted in chapter 337 of the Laws of 2005, allows city and district courts outside New York City the same jurisdiction that New York City Civil Court has in enforcing compliance with community housing codes. This change allows parties in landlord-tenant disputes to resolve issues without going to several courts and has helped the courts in preserving and protecting housing stock.

Chapter 452 of the Laws of 2005 has greatly increased the workload of the City and District Courts Program. A civil case now must commence with a filing in the court rather than the service of a summons or notice of petition by one party to the other. Prior to the passage of this legislation, many cases were initiated with the service of a summons without a formal filing in the court. This law also requires that proof of service of a summons or notice of petition be filed after the initial filing. In the past, proof of service often occurred simultaneously with the initial filing. As a result, many more cases are being filed in the civil courts statewide.

Civil caseload has increased dramatically in recent years; in the past two years alone, civil filings increased by 24% statewide and by 25% in New York City Civil Court. No-fault insurance claims are a major contributor to this growth. These cases have been generated as a result of changes in the State Insurance Law requiring insurance carriers to pay or deny a claim submitted by a medical provider on services rendered to patients within 30 days. Each visit and service rendered, not paid or denied within 30 days, can result in an additional claim by a medical provider against the insurance company. The growth of no-fault cases is most evident in the New York City Civil Court, which receives over 225,000 no-fault filings a year.

Legislative changes and increased filings have put a burden on the city and district courts. In response to the need for more resources for these courts, chapter 493 of the Laws of 2006 provided for various additional city court judicial resources, including a new judgeship in Niagara Falls City Court. To support the judgeship changes, this legislation also provided for the establishment of 48 nonjudicial positions in 29 of the city courts outside New York City. While these additional resources have helped the most stressed city courts, these courts continue to see record growth in workload.

New York City Civil Court

The New York City Civil Court operates in the five boroughs of New York City. Its jurisdiction extends to civil actions and proceedings not in excess of \$25,000. Pursuant to CPLR 325 (d), cases may be transferred from the Supreme Court to the Civil Court for adjudication by Civil Court judges. To accommodate the varied nature of the disputes which come before it, Civil Court is organized into the following subdivisions:

Small Claims Parts - for processing claims for money up to \$5,000. Commercial Small Claims Parts are reserved for claims brought by corporations, partnerships or associations.

Alternate Dispute Resolution by Arbitration - for claims up to \$10,000. The Arbitration Program is operational in New York County for all qualified cases, and in Kings County for Commercial Claim and Housing cases only.

General Civil Claims - for money and/or property disputes up to \$25,000, with unlimited jurisdiction over counterclaims. It is here that the transfer of cases from Supreme Court occurs. The majority of these cases relate to consumer credit debt. These matters are presided over by Civil Court judges.

The 2007 workload statistics for the Civil Court are as follows: new summonses filed, 597,133; small claims filings, 28,591; and commercial claims filings, 8,250. Civil dispositions were 386,330; small claims dispositions were 32,221; and commercial claims dispositions totaled 9,648. Arbitration intake for 2007 was 792 and dispositions totaled 962.

The most dramatic workload increase in city and district courts has occurred in the Civil Court due to the growth in no-fault cases and the file-and-serve legislation enacted in 2005. The civil workload has more than doubled since 2001. To assist in managing this voluminous caseload, additional staffing was provided in 2006 through relaxation of hiring controls. Also, the 2009-10 request continues the use of judicial hearing officers and back-office overtime.

The court continually creates new initiatives designed to streamline case management and processing. In an effort to deal with the influx of no-fault cases, the New York City Civil Court has taken steps to improve the processing, including:

No-fault Motion Parts have been created in the boroughs of New York, Bronx, Queens and Richmond to deal with the great number of motions filed in no-fault cases.

Preliminary Conferences All no-fault cases filed in New York County must be noticed for a preliminary conference within 45 days of joinder of issue.

The Civil Court has made a special effort to enhance public access in small claims court. Court users citywide now have the option of filing small claims cases electronically through a private vendor. The vendor's program screens for improper filings, thus increasing processing efficiency once the documents are delivered to the Court. Also, the vast majority of small claims cases are resolved through volunteer arbitrators trained by the Court. During the past decade, the volunteer arbitrator pool has increased from 1,200 to 2,300.

The Civil Court also operates a mediation program to assist litigants in settling cases and the Senior Citizen Assigned Counsel Project to assist both senior citizens at risk of eviction and senior citizen owners at risk from dangerous tenants or occupants.

New York City Criminal Court

The New York City Criminal Court has general jurisdiction over all violations, infractions and misdemeanor offenses committed within the five counties of the City of New York. In addition, the court handles pre-indictment processing in felony matters, making the Criminal Court the starting point for the prosecution of nearly all crimes committed in the city. Caseload activity in this court exceeds that of any other court in the State. During 2007, 357,025 arrest cases and 505,665 summonses were filed in this court.

Summonses constitute almost 60% of the caseload in Criminal Court. The Summons Automation System allows the court to track all summonses until final disposition. This citywide system enables the court to calendar every summons issued and order warrants for all defendants who fail to appear. In 2002, the court began sending notices of dismissal for summonses which are legally insufficient, making the calendar more efficient. Pleas and payments of fines by mail are now allowed for the charge of Public Consumption of Alcohol, but many defendants are not aware of this option because the instructions are not included on the summons form itself. In an effort to produce a significant increase in pleas-by-mail, the court has designed a new summons form which incorporates both the plea-by-mail instructions and plea form on the defendant's copy of the summons. The new form, which adds another eligible charge, will be pilot tested in Queens County once the New York Police Department has trained its officers in the use of the form. The pilot is expected to begin by early 2009. Expanded use of the plea-by-mail option is expected to ease court congestion and enhance the efficiency of the entire summons operation.

Faced with an increase in quality of life offenses, judges are looking to sanctions such as community service, treatment readiness programs, drug treatment, social services, and counseling as viable sentencing options. In order to monitor whether defendants have complied with these alternative sentences, the Criminal Court has compliance parts in New York and Queens Counties equipped with reliable monitoring systems to properly track and ensure compliance with court sentences.

Arraignment marks the first time that a criminal defendant appears in court. New York City Criminal Court operates 24-hour arraignment parts seven days a week in all five boroughs. The number of arraignments increased 7% in 2007 with 5,048 arraignment sessions (the number of judge days devoted to arraignments) conducted citywide.

The Criminal Court plays a critical role in responding to domestic violence in New York City. Increased public awareness, strict law enforcement and increased communication among courts have resulted in improvements in the processing of cases. The Criminal Court has established specialized domestic violence parts in each county along with compliance parts in every county but Richmond which monitor offenders' compliance with court orders.

In an effort to reduce the complexity of New York's courts for domestic violence victims, Integrated Domestic Violence (IDV) courts are operating in all five boroughs. The IDV courts have jurisdiction over all issues related to a criminal domestic violence case, as well as custody and visitation, child support, divorce and other family matters. Staff are available to make referrals for services, as well as to ensure the courts have comprehensive information regarding these matters.

In addition, the court system has undertaken a reorganization of the courts of criminal jurisdiction in Bronx County to address persistent case backlogs and a continued lengthening of time for case resolution. The two criminal tribunals in Bronx County—Criminal Court and Supreme Court, Criminal Term—had operated separately until late 2004, creating a rigid divide between the processing of felonies and misdemeanors, which did not allow for the best and most flexible allocations of resources. The creation of the Bronx Criminal Term streamlined the administration of these courts, empowering judges in the combined term to adjudicate both felony and misdemeanor cases and allowing nonjudicial staff to be more efficiently and effectively deployed.

Various initiatives have been implemented to increase the quality and efficiency of the delivery of justice in New York City Criminal Courts. These initiatives include:

Video Hospital Arraignment This pilot project allows hospitalized defendants awaiting arraignment to appear before a judge by video conference. The program is operating in Manhattan and Queens and is expected to expand to Kings in the current year.

Comprehensive Screening In 2006, Queens County began comprehensive screening of all defendants for eligibility for court-monitored drug treatment. The program has expanded to Manhattan in the current year.

Summary of 2009-10 Funding Request:

City and District Courts

2009-10 Budget Request:	\$226,442,552
<i>Personal Service:</i>	215,616,006
<i>Nonpersonal Service:</i>	10,826,546
<i>Maintenance Undistributed:</i>	0

The 2009-10 request of \$226,442,552 reflects an increase of \$3,873,086 over the current adjusted appropriation. This change is comprised of increases of \$3,611,289 (1.7%) in personal service and of \$261,797 (2.4%) in nonpersonal service.

The New York City Civil Court budget constitutes 26% of the City and District Courts Program budget. This includes \$55,819,952 for personal service and \$2,316,500 for nonpersonal service and represents an overall increase of 3.2% over the current adjusted appropriation.

The New York City Criminal Court budget constitutes 31% of the City and District Program budget. This includes \$67,507,526 for personal service and \$2,921,400 for nonpersonal service and represents an increase of \$1,051,436 over the current adjusted appropriation.

The personal service request provides funding for all authorized judicial positions. The funding requested for nonjudicial positions reflects the projected impact of a stringent vacancy control program, along with funding for increments, general salary increases and longevity bonuses for eligible nonjudicial employees.

A temporary service request of \$634,118 is included to provide funding for: staff support for a Housing Reform project in Buffalo City Court (83,893), temporary judicial help (156,500) and back-office staffing (393,725) to assist with case processing and address temporary staffing shortfalls. The overtime recommendation is \$6,253,181.

The City and District Courts Program budget includes \$1,912,787 for per diem interpreters. The request reflects an increase (311,737) over the current year appropriation based on usage, with the largest increases in New York City Criminal Court, New York City Civil Court and Nassau District Court. The budget also includes \$1,382,900 for the Judicial Hearing Officer (JHO) Program and reflects increased use of JHOs in New York City Criminal Court for summons parts and domestic violence compliance parts.

The requested nonpersonal service budget includes a decrease (-28,921) in records management services. This includes an increase (47,000) in New York City Criminal Court to continue a project to image docket books, offset by decreases in the 7th Judicial District (-43,500) and in the 9th Judicial District (-33,371) due to a slower pace of operations in their projects.

The nonpersonal service budget also includes an increase in travel (261,655) due to the annualization of meal reimbursements for judges working in weekend arraignment and evening small claims parts. The largest increases are in New York City Criminal Court, New York City Civil Court and the Ninth Judicial District. An overall increase in printing (39,938) reflects a workload-driven need for more case file jackets in New York City Civil Court and Nassau District Court, as well as funding to print a new Order of Protection form in New York City Criminal Court. These increases are offset by an expenditure-based reduction in telephones (-153,523) primarily in New York City, and a decrease in accounting and auditing services (-68,259). The latter stems from the fact that New York City Civil Court has not begun accepting credit cards and thus is not incurring rental fees for the standalone credit card machines.

STATE OF NEW YORK - JUDICIARY
BUDGET SUMMARY FOR FISCAL YEAR 2009-2010

CITY & DIST INC ARBITRATION

S U M M A R Y	CURR APPROP AS ADJUSTED	UCS RECOMMENDED	CHANGES TO CUR APPROP

P E R S O N A L S E R V I C E			

PERSONAL SERVICE REGULAR	206,030,074	208,728,707	2,698,633
PERSONAL SERVICE TEMPORARY	634,887	634,118	-769
PERSONAL SERVICE OVERTIME	5,339,756	6,253,181	913,425

*** TOTAL PERSONAL SERVICE	212,004,717	215,616,006	3,611,289
N O N - P E R S O N A L S E R V I C E			

LEGAL REFERENCE/CALR	132,689	125,103	-7,586
TRAVEL	303,778	565,433	261,655
LEGAL SERVICES	543,556	551,555	7,999
IN-PART SERVICES	1,847,476	2,161,037	313,561
JUDICIAL HEARING OFFICERS	1,325,000	1,382,900	57,900
PROFESSIONAL SVCS - OTHER	1,183,668	1,099,161	-84,507
TRANSCRIPT COSTS	176,167	202,959	26,792
EQUIPMENT	200,000	0	-200,000
OTHER NPS	4,852,415	4,738,398	-114,017

*** TOTAL NON-PERSONAL SERV.	10,564,749	10,826,546	261,797
G R A N D T O T A L	222,569,466	226,442,552	3,873,086

STATE OF NEW YORK - JUDICIARY
BUDGET SUMMARY FOR FISCAL YEAR 2009-2010

CITY & DIST INC ARBITRATION STATE OPERATIONS-GEN. FUND GRAND TOTAL S U M M A R Y	CURR APPROP AS ADJUSTED	UCS RECOMMENDED	CHANGES TO CUR APPROP
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P E R S O N A L S E R V I C E			

PERSONAL SERVICE REGULAR	206,030,074	208,728,707	2,698,633
PERSONAL SERVICE TEMPORARY	634,887	634,118	-769
PERSONAL SERVICE OVERTIME	5,339,756	6,253,181	913,425
*** TOTAL PERSONAL SERVICE	212,004,717	215,616,006	3,611,289
N O N - P E R S O N A L S E R V I C E			

LEGAL REFERENCE/CALR	132,689	125,103	-7,586
TRAVEL	303,778	565,433	261,655
LEGAL SERVICES	543,556	551,555	7,999
IN-PART SERVICES	1,847,476	2,161,037	313,561
JUDICIAL HEARING OFFICERS	1,325,000	1,382,900	57,900
PROFESSIONAL SVCS - OTHER	1,183,668	1,099,161	-84,507
TRANSCRIPT COSTS	176,167	202,959	26,792
EQUIPMENT	200,000	0	-200,000
OTHER NPS	4,852,415	4,738,398	-114,017
*** TOTAL NON-PERSONAL SERV.	10,564,749	10,826,546	261,797
G R A N D T O T A L	222,569,466	226,442,552	3,873,086

STATE OF NEW YORK - JUDICIARY
BUDGET SUMMARY FOR FISCAL YEAR 2009-2010

NEW YORK CITY CITY & DIST INC ARBITRATION NYC CIVIL COURT	CURR APPROP AS ADJUSTED	UCS RECOMMENDED	CHANGES TO CUR APPROP
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P E R S O N A L S E R V I C E			
PERSONAL SERVICE REGULAR	53,401,937	54,841,988	1,440,051
PERSONAL SERVICE TEMPORARY	0	150,618	150,618
PERSONAL SERVICE OVERTIME	588,500	827,346	238,846
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*** TOTAL PERSONAL SERVICE	53,990,437	55,819,952	1,829,515
N O N - P E R S O N A L S E R V I C E			
LEGAL REFERENCE/CALR	27,000	27,000	0
TRAVEL	27,700	80,000	52,300
IN-PART SERVICES	367,000	475,000	108,000
JUDICIAL HEARING OFFICERS	560,000	560,000	0
PROFESSIONAL SVCS - OTHER	115,500	32,500	-83,000
TRANSCRIPT COSTS	20,000	25,000	5,000
EQUIPMENT	60,000	0	-60,000
OTHER NPS	1,158,100	1,117,000	-41,100
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*** TOTAL NON-PERSONAL SERV.	2,335,300	2,316,500	-18,800
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G R A N D T O T A L	56,325,737	58,136,452	1,810,715

STATE OF NEW YORK - JUDICIARY
BUDGET SUMMARY FOR FISCAL YEAR 2009-2010

NEW YORK CITY CITY & DIST INC ARBITRATION NYC CRIMINAL COURT	CURR APPROP AS ADJUSTED	UCS RECOMMENDED	CHANGES TO CUR APPROP

P E R S O N A L S E R V I C E			

PERSONAL SERVICE REGULAR	63,013,840	63,006,676	-7,164
PERSONAL SERVICE OVERTIME	3,699,850	4,500,850	801,000

*** TOTAL PERSONAL SERVICE	66,713,690	67,507,526	793,836
N O N - P E R S O N A L S E R V I C E			

LEGAL REFERENCE/CALR	35,200	30,200	-5,000
TRAVEL	77,300	242,500	165,200
IN-PART SERVICES	553,000	700,000	147,000
JUDICIAL HEARING OFFICERS	595,000	650,000	55,000
PROFESSIONAL SVCS - OTHER	166,100	217,500	51,400
TRANSCRIPT COSTS	73,000	75,000	2,000
EQUIPMENT	60,000	0	-60,000
OTHER NPS	1,104,200	1,006,200	-98,000

*** TOTAL NON-PERSONAL SERV.	2,663,800	2,921,400	257,600

G R A N D T O T A L	69,377,490	70,428,926	1,051,436

STATE OF NEW YORK - JUDICIARY
BUDGET SUMMARY FOR FISCAL YEAR 2009-2010

THIRD DISTRICT
CITY & DIST INC ARBITRATION
SUMMARY

	CURR APPROP AS ADJUSTED	UCS RECOMMENDED	CHANGES TO CUR APPROP
PERSONAL SERVICE			
PERSONAL SERVICE REGULAR	4,795,534	4,634,642	-160,892
PERSONAL SERVICE TEMPORARY	59,254	96,479	37,225
PERSONAL SERVICE OVERTIME	8,961	7,547	-1,414
*** TOTAL PERSONAL SERVICE	4,863,749	4,738,668	-125,081
NON-PERSONAL SERVICE			
LEGAL REFERENCE/CALR	3,295	3,295	0
TRAVEL	0	16,748	16,748
LEGAL SERVICES	46,931	51,781	4,850
IN-PART SERVICES	34,000	34,000	0
PROFESSIONAL SVCS - OTHER	45,781	43,281	-2,500
TRANSCRIPT COSTS	9,946	9,946	0
OTHER NPS	209,766	210,807	1,041
*** TOTAL NON-PERSONAL SERV.	349,719	369,858	20,139
GRAND TOTAL	5,213,468	5,108,526	-104,942

STATE OF NEW YORK - JUDICIARY
BUDGET SUMMARY FOR FISCAL YEAR 2009-2010

FOURTH DISTRICT
CITY & DIST INC ARBITRATION
SUMMARY

	CURR APPROP AS ADJUSTED	UCS RECOMMENDED	CHANGES TO CUR APPROP

PERSONAL SERVICE			

PERSONAL SERVICE REGULAR	4,177,581	4,305,125	127,544
PERSONAL SERVICE TEMPORARY	2,120	54,069	51,949
PERSONAL SERVICE OVERTIME	12,894	12,380	-514

*** TOTAL PERSONAL SERVICE	4,192,595	4,371,574	178,979
NON-PERSONAL SERVICE			

LEGAL REFERENCE/CALR	1,287	800	-487
TRAVEL	29,110	16,760	-12,350
LEGAL SERVICES	89,425	92,074	2,649
IN-PART SERVICES	38,569	53,850	15,281
JUDICIAL HEARING OFFICERS	600	0	-600
PROFESSIONAL SVCS - OTHER	38,666	59,870	21,204
TRANSCRIPT COSTS	3,000	4,460	1,460
OTHER NPS	160,845	162,750	1,905

*** TOTAL NON-PERSONAL SERV.	361,502	390,564	29,062
GRAND TOTAL	4,554,097	4,762,138	208,041

STATE OF NEW YORK - JUDICIARY
BUDGET SUMMARY FOR FISCAL YEAR 2009-2010

FIFTH DISTRICT
CITY & DIST INC ARBITRATION
SUMMARY

	CURR APPROP AS ADJUSTED	UCS RECOMMENDED	CHANGES TO CUR APPROP
PERSONAL SERVICE			
PERSONAL SERVICE REGULAR	7,524,336	7,693,158	168,822
PERSONAL SERVICE TEMPORARY	155,456	7,500	-147,956
PERSONAL SERVICE OVERTIME	21,054	25,800	4,746
*** TOTAL PERSONAL SERVICE	7,700,846	7,726,458	25,612
NON-PERSONAL SERVICE			
LEGAL REFERENCE/CALR	2,205	2,205	0
TRAVEL	16,560	23,750	7,190
LEGAL SERVICES	4,500	5,000	500
IN-PART SERVICES	73,665	82,885	9,220
PROFESSIONAL SVCS - OTHER	40,300	49,170	8,870
TRANSCRIPT COSTS	11,000	15,700	4,700
EQUIPMENT	10,000	0	-10,000
OTHER NPS	196,230	208,205	11,975
*** TOTAL NON-PERSONAL SERV.	354,460	386,915	32,455
GRAND TOTAL	8,055,306	8,113,373	58,067

STATE OF NEW YORK - JUDICIARY
BUDGET SUMMARY FOR FISCAL YEAR 2009-2010

SIXTH DISTRICT
CITY & DIST INC ARBITRATION
S U M M A R Y

	CURR APPROP AS ADJUSTED	UCS RECOMMENDED	CHANGES TO CUR APPROP
P E R S O N A L S E R V I C E			
PERSONAL SERVICE REGULAR	4,017,013	4,086,388	69,375
PERSONAL SERVICE TEMPORARY	67,310	30,333	-36,977
PERSONAL SERVICE OVERTIME	6,600	2,099	-4,501
*** TOTAL PERSONAL SERVICE	4,090,923	4,118,820	27,897
N O N - P E R S O N A L S E R V I C E			
LEGAL REFERENCE/CALR	1,350	1,350	0
TRAVEL	16,000	16,960	960
LEGAL SERVICES	1,700	1,700	0
IN-PART SERVICES	6,900	6,900	0
JUDICIAL HEARING OFFICERS	6,600	6,600	0
PROFESSIONAL SVCS - OTHER	65,100	41,100	-24,000
TRANSCRIPT COSTS	1,000	850	-150
EQUIPMENT	15,000	0	-15,000
OTHER NPS	165,898	168,421	2,523
*** TOTAL NON-PERSONAL SERV.	279,548	243,881	-35,667
G R A N D T O T A L	4,370,471	4,362,701	-7,770

STATE OF NEW YORK - JUDICIARY
BUDGET SUMMARY FOR FISCAL YEAR 2009-2010

SEVENTH DISTRICT
CITY & DIST INC ARBITRATION
SUMMARY

	CURR APPROP AS ADJUSTED	UCS RECOMMENDED	CHANGES TO CUR APPROP

PERSONAL SERVICE			

PERSONAL SERVICE REGULAR	7,090,326	7,329,550	239,224
PERSONAL SERVICE TEMPORARY	26,500	25,000	-1,500
PERSONAL SERVICE OVERTIME	118,250	105,500	-12,750

*** TOTAL PERSONAL SERVICE	7,235,076	7,460,050	224,974
NON-PERSONAL SERVICE			

LEGAL REFERENCE/CALR	5,112	4,633	-479
TRAVEL	32,573	32,325	-248
LEGAL SERVICES	25,000	25,000	0
IN-PART SERVICES	94,940	98,000	3,060
JUDICIAL HEARING OFFICERS	30,000	30,000	0
PROFESSIONAL SVCS - OTHER	130,002	86,990	-43,012
TRANSCRIPT COSTS	1,150	5,150	4,000
EQUIPMENT	15,000	0	-15,000
OTHER NPS	221,312	227,083	5,771

*** TOTAL NON-PERSONAL SERV.	555,089	509,181	-45,908
GRAND TOTAL	7,790,165	7,969,231	179,066

STATE OF NEW YORK - JUDICIARY
BUDGET SUMMARY FOR FISCAL YEAR 2009-2010

EIGHTH DISTRICT
CITY & DIST INC ARBITRATION
S U M M A R Y

	CURR APPROP AS ADJUSTED	UCS RECOMMENDED	CHANGES TO CUR APPROP
	-----	-----	-----
P E R S O N A L S E R V I C E			

PERSONAL SERVICE REGULAR	12,051,521	12,307,811	256,290
PERSONAL SERVICE TEMPORARY	85,327	152,929	67,602
PERSONAL SERVICE OVERTIME	60,500	44,305	-16,195
	-----	-----	-----
*** TOTAL PERSONAL SERVICE	12,197,348	12,505,045	307,697
N O N - P E R S O N A L S E R V I C E			

LEGAL REFERENCE/CALR	10,154	9,845	-309
TRAVEL	57,649	60,050	2,401
LEGAL SERVICES	43,500	43,500	0
IN-PART SERVICES	141,610	141,540	-70
JUDICIAL HEARING OFFICERS	7,500	11,000	3,500
PROFESSIONAL SVCS - OTHER	71,996	93,380	21,384
TRANSCRIPT COSTS	8,740	7,960	-780
EQUIPMENT	5,000	0	-5,000
OTHER NPS	372,312	373,545	1,233
	-----	-----	-----
*** TOTAL NON-PERSONAL SERV.	718,461	740,820	22,359
G R A N D T O T A L	-----	-----	-----
	12,915,809	13,245,865	330,056

STATE OF NEW YORK - JUDICIARY
BUDGET SUMMARY FOR FISCAL YEAR 2009-2010

NINTH DISTRICT
CITY & DIST INC ARBITRATION
S U M M A R Y

	CURR APPROP AS ADJUSTED	UCS RECOMMENDED	CHANGES TO CUR APPROP

P E R S O N A L S E R V I C E			

PERSONAL SERVICE REGULAR	13,225,242	13,799,465	574,223
PERSONAL SERVICE TEMPORARY	63,227	54,934	-8,293
PERSONAL SERVICE OVERTIME	65,769	25,200	-40,569

*** TOTAL PERSONAL SERVICE	13,354,238	13,879,599	525,361
N O N - P E R S O N A L S E R V I C E			

LEGAL REFERENCE/CALR	18,389	16,000	-2,389
TRAVEL	11,134	40,588	29,454
LEGAL SERVICES	5,000	5,000	0
IN-PART SERVICES	211,000	194,640	-16,360
PROFESSIONAL SVCS - OTHER	193,991	164,888	-29,103
TRANSCRIPT COSTS	4,000	5,541	1,541
EQUIPMENT	10,000	0	-10,000
OTHER NPS	414,823	411,706	-3,117

*** TOTAL NON-PERSONAL SERV.	868,337	838,363	-29,974
G R A N D T O T A L	14,222,575	14,717,962	495,387

STATE OF NEW YORK - JUDICIARY
BUDGET SUMMARY FOR FISCAL YEAR 2009-2010

NASSAU COUNTY
CITY & DIST INC ARBITRATION
S U M M A R Y

	CURR APPROP AS ADJUSTED	UCS RECOMMENDED	CHANGES TO CUR APPROP
	-----	-----	-----
P E R S O N A L S E R V I C E			

PERSONAL SERVICE REGULAR	18,463,783	18,541,707	77,924
PERSONAL SERVICE TEMPORARY	51,087	13,728	-37,359
PERSONAL SERVICE OVERTIME	248,208	271,004	22,796
	-----	-----	-----
*** TOTAL PERSONAL SERVICE	18,763,078	18,826,439	63,361
N O N - P E R S O N A L S E R V I C E			

LEGAL REFERENCE/CALR	7,130	7,130	0
TRAVEL	19,453	19,453	0
LEGAL SERVICES	202,500	202,500	0
IN-PART SERVICES	187,592	235,022	47,430
JUDICIAL HEARING OFFICERS	1,500	1,500	0
PROFESSIONAL SVCS - OTHER	179,067	179,067	0
TRANSCRIPT COSTS	34,331	43,352	9,021
EQUIPMENT	10,000	0	-10,000
OTHER NPS	466,041	466,538	497
	-----	-----	-----
*** TOTAL NON-PERSONAL SERV.	1,107,614	1,154,562	46,948
G R A N D T O T A L	-----	-----	-----
	19,870,692	19,981,001	110,309

STATE OF NEW YORK - JUDICIARY
BUDGET SUMMARY FOR FISCAL YEAR 2009-2010

SUFFOLK COUNTY
CITY & DIST INC ARBITRATION
S U M M A R Y

	CURR APPROP AS ADJUSTED	UCS RECOMMENDED	CHANGES TO CUR APPROP

P E R S O N A L S E R V I C E			

PERSONAL SERVICE REGULAR	18,036,966	18,260,197	223,231
PERSONAL SERVICE TEMPORARY	124,606	48,528	-76,078
PERSONAL SERVICE OVERTIME	509,170	431,150	-78,020

*** TOTAL PERSONAL SERVICE	18,670,742	18,739,875	69,133
N O N - P E R S O N A L S E R V I C E			

LEGAL REFERENCE/CALR	21,567	22,645	1,078
TRAVEL	16,299	16,299	0
LEGAL SERVICES	125,000	125,000	0
IN-PART SERVICES	139,200	139,200	0
JUDICIAL HEARING OFFICERS	123,800	123,800	0
PROFESSIONAL SVCS - OTHER	137,165	131,415	-5,750
TRANSCRIPT COSTS	10,000	10,000	0
EQUIPMENT	15,000	0	-15,000
OTHER NPS	382,888	386,143	3,255

*** TOTAL NON-PERSONAL SERV.	970,919	954,502	-16,417

G R A N D T O T A L	19,641,661	19,694,377	52,716

STATE OF NEW YORK - JUDICIARY
BUDGET SUMMARY FOR FISCAL YEAR 2009-2010

MAINTENANCE UNDISTRIBUTED CITY & DIST INC ARBITRATION SUMMARY	CURR APPROP AS ADJUSTED	UCS RECOMMENDED	CHANGES TO CUR APPROP
	-----	-----	-----
PERSONAL SERVICE			

PERSONAL SERVICE REGULAR	231,995	-78,000	-309,995
	-----	-----	-----
*** TOTAL PERSONAL SERVICE	231,995	-78,000	-309,995
	-----	-----	-----
GRAND TOTAL	231,995	-78,000	-309,995

New York City Civil Court Workload & Staffing

3-Year Workload (Filings)

	2005	2006	2007	% Change 2007 vs 2006
Civil Cases*	477,925	619,934	597,133	-3.7%
Small Claims**	37,891	38,140	36,841	-3.4%
Total	515,816	658,074	633,974	-3.7%
Arbitration***	3,006	3,320	792	-76.1%

*Civil Cases Excludes L & T Filings

**Includes Commercial Small Claims

***Shown here for reference only and not included in totals. Included as intake in the civil cases listed above.

March 31, 2010 Schedule of Positions by Staffing Category

<u>Locality</u>	Judicial	Nonjudicial	Total
NYC Civil Court	120	505	625

New York City Criminal Court Workload & Staffing

3-Year Workload (Filings)

	2005	2006	2007	% Change 2007 vs 2006
Arrest Cases	316,334	331,339	357,025	7.8%
Summons Cases	556,593	523,579	505,665	-3.4%
Total	872,927	854,918	862,690	0.9%

March 31, 2010 Schedule of Positions by Staffing Category

<u>Locality</u>	Judicial	Nonjudicial	Total
NYC Criminal Court	107	690	797

*Schedule reflects the following adjustment:

- The transfer of employees with long-term assignments in the Bronx Criminal Term to Supreme Court Bronx.

Third Judicial District City & District Courts Workload & Staffing

3-Year Workload (Filings)

	2005	2006	2007	% Change 2007 vs 2006
Civil incl. L&T	20,192	21,964	20,720	-5.7%
Small Claims*	2,815	2,547	2,341	-8.1%
Criminal	19,732	19,410	18,572	-4.3%
DMV	44,854	49,381	54,131	9.6%
Total	87,593	93,302	95,764	2.6%
Arbitration**	16	21	82	290.5%

*Includes Commercial Small Claims.

**Shown here for reference only and not included in totals. Included as intake in the civil cases listed above.

March 31, 2010 Schedule of Positions by Staffing Category

<u>Locality</u>	Judicial	Nonjudicial	Total
Albany	5	34	39
Cohoes	2	4	6
Hudson	2	3	5
Kingston	2	8	10
Rensselaer	2	3	5
Troy	2	14	16
Watervliet	2	3	5
District-Wide City Courts	0	1	1
Total	17	70	87

Fourth Judicial District City & District Courts Workload & Staffing

3-Year Workload (Filings)

	2005	2006	2007	% Change 2007 vs 2006
Civil incl. L&T	13,087	15,676	16,932	8.0%
Small Claims*	2,956	2,749	2,609	-5.1%
Criminal	14,089	14,575	14,250	-2.2%
DMV	30,174	30,325	28,118	-7.3%
Total	60,306	63,325	61,909	-2.2%
Arbitration**	8	5	8	60.0%

*Includes Commercial Small Claims.

**Shown here for reference only and not included in totals. Included as intake in the civil cases listed above.

March 31, 2010 Schedule of Positions by Staffing Category

<u>Locality</u>	Judicial	Nonjudicial	Total
Amsterdam	2	4	6
Glens Falls	2	5	7
Gloversville	2	5	7
Johnstown	2	3	5
Mechanicville	2	2	4
Ogdensburg	2	4	6
Plattsburgh	2	8	10
Saratoga	2	8	10
Schenectady	3	18	21
Total	19	57	76

Fifth Judicial District City & District Courts Workload & Staffing

3-Year Workload (Filings)

	2005	2006	2007	% Change 2007 vs 2006
Civil incl. L&T	27,510	29,528	32,643	10.5%
Small Claims*	3,435	3,445	3,080	-10.6%
Criminal	30,568	32,541	32,775	0.7%
DMV	65,106	63,029	65,584	4.1%
Total	126,619	128,543	134,082	4.3%
Arbitration**	48	53	50	-5.7%

*Includes Commercial Small Claims.

**Shown here for reference only and not included in totals. Included as intake in the civil cases listed above.

March 31, 2010 Schedule of Positions by Staffing Category

<u>Locality</u>	Judicial	Nonjudicial	Total
Fulton	2	5	7
Little Falls	2	2	4
Oswego	2	5	7
Rome	2	9	11
Sherrill	1	1	2
Syracuse	8	61	69
Utica	3	22	25
Watertown	2	6	8
Total	22	111	133

Sixth Judicial District City & District Courts Workload & Staffing

3-Year Workload (Filings)

	2005	2006	2007	% Change 2007 vs 2006
Civil incl. L&T	17,740	19,598	14,215	-27.5%
Small Claims*	2,589	2,431	2,256	-7.2%
Criminal	13,810	14,845	16,658	12.2%
DMV	22,532	23,033	21,281	-7.6%
Total	56,671	59,907	54,410	-9.2%
Arbitration**	37	23	17	-26.1%

*Includes Commercial Small Claims.

**Shown here for reference only and not included in totals. Included as intake in the civil cases listed above.

March 31, 2010 Schedule of Positions by Staffing Category

<u>Locality</u>	Judicial	Nonjudicial	Total
Binghamton	3	18	21
Cortland	2	7	9
Elmira	2	12	14
Ithaca	2	10	12
Norwich	2	3	5
Oneida	2	4	6
Oneonta	2	4	6
Total	15	58	73

Seventh Judicial District City & District Courts Workload & Staffing

3-Year Workload (Filings)

	2005	2006	2007	% Change 2007 vs 2006
Civil incl. L&T	24,893	29,237	30,536	4.4%
Small Claims*	4,285	4,226	3,758	-11.1%
Criminal	21,704	22,998	22,126	-3.8%
DMV	18,381	20,328	20,867	2.7%
Total	69,263	76,789	77,287	0.6%
Arbitration**	2,899	2,710	2,719	0.3%

*Includes Commercial Small Claims.

**Shown here for reference only and not included in totals. Included as intake in the civil cases listed above.

March 31, 2010 Schedule of Positions by Staffing Category

<u>Locality</u>	Judicial	Nonjudicial	Total
Auburn	2	7	9
Canandaigua	2	6	8
Corning	2	4	6
Geneva	3	4	7
Hornell	2	3	5
Rochester	9	71	80
7 th Dist. Arb.	0	1	1
Total	20	96	116

Eighth Judicial District City & District Courts Workload & Staffing

3-Year Workload (Filings)

	2005	2006	2007	% Change 2007 vs 2006
Civil incl. L&T	38,498	45,718	47,001	2.8%
Small Claims*	7,305	7,828	6,871	-12.2%
Criminal	40,953	42,865	39,912	-6.9%
DMV	45,512	47,641	45,662	-4.2%
Total	132,268	144,052	139,446	-3.2%
Arbitration**	112	115	130	13.0%

*Includes Commercial Small Claims.

**Shown here for reference only and not included in totals. Included as intake in the civil cases listed above.

March 31, 2010 Schedule of Positions by Staffing Category

<u>Locality</u>	Judicial	Nonjudicial	Total
Batavia	2	5	7
Buffalo	13	84	97
Dunkirk	2	4	6
Jamestown	2	9	11
Lackawanna	2	8	10
Niagara Falls	4	24	28
N. Tonawanda	2	6	8
Olean	2	4	6
Lockport	2	8	10
Salamanca	2	3	5
Tonawanda	2	5	7
Total	35	160	195

Ninth Judicial District City & District Courts Workload & Staffing

3-Year Workload (Filings)

	2005	2006	2007	% Change 2007 vs 2006
Civil incl. L&T	33,343	38,359	38,964	1.6%
Small Claims*	4,980	4,802	4,557	-5.1%
Criminal	44,971	47,809	46,050	-3.7%
DMV	125,314	128,246	127,034	-0.9%
Total	208,608	219,216	216,605	-1.2%
Arbitration**	53	36	65	80.6%

*Includes Commercial Small Claims.

**Shown here for reference only and not included in totals. Included as intake in the civil cases listed above.

March 31, 2010 Schedule of Positions by Staffing Category

<u>Locality</u>	Judicial	Nonjudicial	Total
Beacon	2	8	10
Middletown	2	10	12
Mt. Vernon	4	20	24
Newburgh	2	17	19
New Rochelle	3	20	23
Peekskill	2	9	11
Port Jervis	2	4	6
Poughkeepsie	2	15	17
Rye	2	4	6
White Plains	4	24	28
Yonkers	6	52	58
Total	31	183	214

Nassau County City & District Courts Workload & Staffing

3-Year Workload (Filings)

	2005	2006	2007	% Change 2007 vs 2006
Civil incl. L&T	49,921	57,148	55,731	-2.5%
Small Claims*	7,551	7,296	7,025	-3.7%
Criminal	35,965	40,037	40,898	2.2%
DMV	66,640	44,862	42,797	-4.6%
Total	160,077	149,343	146,451	-1.9%
Arbitration**	4,205	4,024	1,963	-51.2%

*Includes Commercial Small Claims.

**Shown here for reference only and not included in totals. Included as intake in the civil cases listed above.

March 31, 2010 Schedule of Positions by Staffing Category

<u>Locality</u>	Judicial	Nonjudicial	Total
Nassau	26	211	237
Nassau Arb.	0	3	3
Glen Cove	2	6	8
Long Beach	2	14	16
Total	30	234	264

Suffolk County City & District Courts Workload & Staffing

3-Year Workload (Filings)

	2005	2006	2007	% Change 2007 vs 2006
Civil incl. L&T	55,236	60,113	60,985	1.5%
Small Claims*	8,813	8,810	8,317	-5.6%
Criminal	73,346	79,564	80,490	1.2%
DMV	56,219	63,029	64,297	2.0%
Total	193,614	211,516	214,089	1.2%
Arbitration**	13,683	15,478	13,695	-11.5%

*Includes Commercial Small Claims.

**Shown here for reference only and not included in totals. Included as intake in the civil cases listed above.

March 31, 2010 Schedule of Positions by Staffing Category

<u>Locality</u>	Judicial	Nonjudicial	Total
Suffolk	24	227	251
Suffolk Arb.	0	2	2
TOTAL	24	229	253

**Maintenance Undistributed
City and District Courts
Position Staffing**

March 31, 2010 Schedule of Positions by Staffing Category*

	Nonjudicial
Undistributed	3

*Schedule reflects the following:

-Three remaining legal support positions which were authorized in the 2006-07 Judiciary Budget will be distributed to Acting Supreme Court Justices as these assignments are made.

NEW YORK CITY HOUSING COURT

2009-10 Budget Request: \$32,979,792

The Housing Court, a division within the New York City Civil Court, operates in the five boroughs of New York City and hears and determines matters relating to nonpayment of rent, housing code violations and other proceedings related to real property located within the City of New York. The Housing Court handles only residential landlord and tenant cases; commercial landlord and tenant cases and actions of ejectment (for the recovery of real property) are handled on the civil side of the NYC Civil Court.

Prior to 1972, jurisdiction to enforce the various laws concerning compliance with housing standards and to entertain summary proceedings to recover possession of real property was split between the Civil and Criminal Courts of the City of New York. Pursuant to the provisions of chapter 982 of the Laws of 1972, the Legislature created the Housing Part of the Civil Court, consolidating the power to resolve all of the legal and factual questions relating to Housing Code enforcement and possession of leased premises into that court so as to establish a single forum capable of providing comprehensive relief efficiently and expeditiously. Fifty Housing Court judges are hearing cases.

The New York City Housing Court has developed into one of the busiest courts in the State. In 2007, a total of 306,360 actions were filed in the Housing Court. There were 257,250 dispositions, which included, among other things, thousands of evictions of individuals and families. Through its power to enforce corrections of housing code violations, the Housing Court is also responsible for the preservation of New York City's diminishing stock of affordable housing.

In the Housing Court Mediation Program, cases involving unrepresented parties are referred to the Mediation Coordinator for screening and, if appropriate, assigned to a mediator. A majority of referred cases are settled, thereby freeing up the court calendar. This program is currently operating in Queens, Staten Island, Brooklyn and Manhattan.

The New York City Housing Court has instituted a number of initiatives to assist litigants, many of whom are self-represented and unfamiliar with the legal process. These initiatives include Night Housing Court and educational video displays. Each county has extended office hours, and Brooklyn maintains evening courtroom hours. In all five boroughs, video monitors announce the sequence of cases to be presented and provide information essential to pro se litigants. In addition, there are six resource centers located within the courthouses to assist litigants. Resources available include legal and procedural information about Housing Court, legal reference materials and information about relevant community resources.

Recently, Housing Court has begun participating in a Homelessness Prevention Project in conjunction with the United Way. At the answering stage of a proceeding, legal and social services are made available, without charge, to individuals at risk of becoming homeless. Currently, this program is limited to a portion of Bronx County.

Other services which benefit special needs populations include:

The Senior Citizen Assigned Counsel Program - Currently available in New York, Kings and Queens Counties, this program is a joint effort with the New York City Department for the Aging. Attorneys from legal service provider programs funded by the City of New York, and social workers from the court and the Department for the Aging assist otherwise self-represented owners and tenants over the age of 60 with housing court cases.

Guardian Ad Litem Program - This program recruits, trains and supervises a pool of Guardians Ad Litem who are appointed by Housing Judges to advocate on behalf of mentally or physically impaired litigants facing eviction in landlord-tenant cases. Guardians representing litigants who are eligible for funding from Adult Protective Services receive a fee but otherwise serve as volunteers.

Summary of 2009-10 Funding Request:

New York City Housing Court

2009-10 Budget Request:	\$32,979,792
<i>Personal Service:</i>	31,697,442
<i>Nonpersonal Service:</i>	1,282,350
<i>Maintenance Undistributed:</i>	0

The 2009-10 request of \$32,979,792 is an increase of \$838,235 (2.6%) over the current adjusted appropriation. This change is comprised of increases in personal service funds of \$810,485 (2.6%) and in nonpersonal service funds of \$27,750 (2.2%).

The personal service request provides funding for all authorized judicial positions. The funding requested for nonjudicial positions reflects the projected impact of a stringent vacancy control program, along with funding for increments, general salary increases and longevity bonuses for eligible nonjudicial employees.

The nonpersonal service request includes contractual funding of \$425,000 to provide information tables and Housing Part Assistants. Housing Part Assistants do not participate in the negotiations themselves, but accompany self-represented tenants and owners during hallway negotiations and settlement conferences to encourage them to present their claims and defenses.

STATE OF NEW YORK - JUDICIARY
BUDGET SUMMARY FOR FISCAL YEAR 2009-2010

NYC HOUSING CT

S U M M A R Y	CURR APPROP AS ADJUSTED	UCS RECOMMENDED	CHANGES TO CUR APPROP
	-----	-----	-----
P E R S O N A L S E R V I C E			

PERSONAL SERVICE REGULAR	30,522,087	31,187,171	665,084
PERSONAL SERVICE TEMPORARY	0	24,266	24,266
PERSONAL SERVICE OVERTIME	364,870	486,005	121,135
	-----	-----	-----
*** TOTAL PERSONAL SERVICE	30,886,957	31,697,442	810,485
N O N - P E R S O N A L S E R V I C E			

LEGAL REFERENCE/CALR	60,000	60,000	0
TRAVEL	5,200	5,500	300
IN-PART SERVICES	43,000	76,000	33,000
PROFESSIONAL SVCS - OTHER	444,500	442,000	-2,500
TRANSCRIPT COSTS	25,000	20,000	-5,000
OTHER NPS	676,900	678,850	1,950
	-----	-----	-----
*** TOTAL NON-PERSONAL SERV.	1,254,600	1,282,350	27,750
G R A N D T O T A L	-----	-----	-----
	32,141,557	32,979,792	838,235

STATE OF NEW YORK - JUDICIARY
BUDGET SUMMARY FOR FISCAL YEAR 2009-2010

NYC HOUSING CT STATE OPERATIONS-GEN. FUND GRAND TOTAL S U M M A R Y	CURR APPROP AS ADJUSTED	UCS RECOMMENDED	CHANGES TO CUR APPROP
	-----	-----	-----
P E R S O N A L S E R V I C E			

PERSONAL SERVICE REGULAR	30,522,087	31,187,171	665,084
PERSONAL SERVICE TEMPORARY	0	24,266	24,266
PERSONAL SERVICE OVERTIME	364,870	486,005	121,135
	-----	-----	-----
*** TOTAL PERSONAL SERVICE	30,886,957	31,697,442	810,485
N O N - P E R S O N A L S E R V I C E			

LEGAL REFERENCE/CALR	60,000	60,000	0
TRAVEL	5,200	5,500	300
IN-PART SERVICES	43,000	76,000	33,000
PROFESSIONAL SVCS - OTHER	444,500	442,000	-2,500
TRANSCRIPT COSTS	25,000	20,000	-5,000
OTHER NPS	676,900	678,850	1,950
	-----	-----	-----
*** TOTAL NON-PERSONAL SERV.	1,254,600	1,282,350	27,750
G R A N D T O T A L	32,141,557	32,979,792	838,235

**New York City
Housing Court
Workload & Staffing**

3-Year Workload (Filings)

	2005	2006	2007	% Change 2007 vs 2006
Housing Court	304,539	311,580	306,360	-1.7%

March 31, 2010 Schedule of Positions by Staffing Category

<u>Locality</u>	Judicial	Nonjudicial	Total
Housing Court	50	334	384

COMMUNITY COURTS PROGRAM

2009-10 Budget Request: \$5,542,991

Community Courts are aimed at breaking the cycle of persistent nonviolent crime through creative partnerships and problem-solving. Pervasive quality of life offenses can erode a neighborhood and create an atmosphere where law-abiding citizens feel unsafe. Community Courts make the connection between persistent low-level crimes and the safety and well-being of the community by taking quality of life offenses seriously and imposing sentences designed to restore the community and change future behavior.

The Midtown Community Court, the first of its kind in the country, opened in the fall of 1993 with a new approach toward combating and adjudicating quality of life crimes such as prostitution, shoplifting, illegal vending, graffiti, turnstile jumping and vandalism that occur in the neighborhoods surrounding the court. The court sentences low-level offenders to pay back the neighborhood through community service while at the same time offering them help with problems that often underlie the criminal behavior. Residents, businesses and social service agencies work with the court by supervising community service projects and providing on-site social services, including drug treatment, mental health services and job training. In 1999, the court began to hear small claims cases as well. Alternative dispute resolution services are also available. This court has handled more than 290,000 cases since inception.

Building on the success of the community court concept, the Unified Court System opened the nation's first multi-jurisdictional community-based court at the Red Hook Community Justice Center in Brooklyn in June 2000. The Justice Center seeks to address neighborhood problems such as drug abuse, domestic violence and landlord-tenant disputes by integrating the functions of a court with treatment and preventive services typically found in a community center.

At Red Hook, a single judge hears neighborhood cases that would ordinarily go to three different courts—civil, family and criminal—in order to offer a coordinated approach to dealing with people's problems. The Red Hook judge has an array of sanctions and services at his disposal, including community restitution projects, on-site job training, drug treatment and mental health counseling—all of which are rigorously monitored to ensure accountability. The Justice Center houses a variety of these services on-site and makes them available to the entire Red Hook community. The Red Hook Justice Center also offers mediation services, a Youth Court where teenagers resolve actual cases involving their peers, and the Red Hook Public Safety Corps which provides 50 local residents with full-time community service jobs each year.

The Harlem Community Justice Center, a neighborhood-based court offering a coordinated response to youth crime, housing disputes and drug problems, opened in May 2001. The Justice Center features a Youth Court, Housing Court, Juvenile Intervention Court, Parole Re-entry Court and a Juvenile Re-entry Network.

The Youth Court addresses youth crime where it starts—in minor violations such as skipping school, stealing from neighborhood stores or vandalizing local property. Youth programs available at the Justice Center include parent-teen mediation, family counseling, mentoring, leadership development and career training. The goal of Youth Court is to encourage young people to take responsibility for their actions and to acknowledge how their behavior undermines the local quality of life.

Housing Court matters include nonpayment, nuisance complaints and the failure to make necessary building repairs. The court seeks increased compliance with court orders by making services such as mediation, entitlement assistance, building maintenance classes and loan assistance programs available at the courthouse. A unique computer system provides the judge with information about building code violations, inspections

and compliance with court orders. In addition, an on-site Housing Resource Center assists unrepresented litigants and educates the community about the obligations of both tenants and landlords.

The Juvenile Intervention Court, a youth-focused Family Court, concentrates on youth who have been arrested for nonviolent drug-related offenses or who are at risk of substance abuse in order to intervene before there is entrenched abusing behavior.

The Parole Re-entry Court and Juvenile Re-entry Network are designed to help adult parolees and juveniles returning from state placement to make the transition back to the community. Parolees are linked to drug treatment and job opportunities and must appear before a judge on a regular basis regarding compliance with treatment and parole conditions. On a bi-monthly basis, juveniles appear before a hearing officer to check on their progress in meeting behavioral and program goals.

A different type of community court, Bronx Community Solutions, began operations in January 2005. Rather than focusing on a limited geographic coverage area, this initiative applies the community court approach to all nonviolent misdemeanor cases in a very stressed, large urban court—Bronx Criminal Court. After being open only nine months, the US Department of Justice named Bronx Community Solutions one of ten winners in a national competition for innovative criminal justice projects.

As in other community courts, this new initiative shares the goal of using judicial authority to address neighborhood problems, change the behavior of offenders, and reduce crime. When an eligible case is called in Bronx Criminal Court, the defendant has a choice between pleading guilty and entering Bronx Community Solutions or rejecting the plea offer and proceeding through the traditional course of case processing. The judge clearly spells out the community service and social service components to those who select the community court option.

Bronx Community Solutions has handled nearly 31,000 cases since inception. The program is on track to handle over 12,000 cases in 2008.

Queens Community Cleanup is a community restoration program designed to improve local quality of life by repairing conditions of disorder and promoting economic renewal. Offenders sentenced in criminal court for quality of life crimes perform community service by removing graffiti, picking up trash and maintaining public parks. Through this process, the area becomes a better place to live and work, with an added benefit of attracting new commercial and residential interest in the neighborhood.

Summary of 2009-10 Funding Request:
Community Courts

2009-10 Budget Request:	\$5,542,991
<i>Personal Service:</i>	2,573,942
<i>Nonpersonal Service:</i>	2,969,049
<i>Maintenance Undistributed:</i>	0

The 2009-10 request of \$5,542,991 is an increase of \$64,910 (1.1%) over the current adjusted appropriation. This change is comprised of a decrease in personal service funds of \$4,984 (-0.1%) and an increase in nonpersonal service funds of \$69,894 (2.4%).

The personal service request which provides for nonjudicial positions reflects the projected impact of a stringent vacancy control program, along with funding for increments, general salary increases and longevity bonuses for eligible nonjudicial employees.

The nonpersonal service request will support ongoing operations at the Midtown Community Court, the Red Hook Community Justice Center and the Harlem Community Justice Center. Funding for Bronx Community Solutions and Queens Community Cleanup is also included.

The majority of nonpersonal service funding is reflected in the \$2,769,549 other services request which will pay for contractual services provided by the Fund for the City of New York, including project coordination and administration. Contractual services for the Midtown Community Court (\$431,019) include community sentencing, compliance monitoring, and research and analysis. Contractual services for the Red Hook Community Justice Center (\$781,975) include community sentencing, social service evaluations and treatment referrals, mediation services, technological support, and a child care drop off center. Other general services for the Harlem Community Justice Center (\$502,070) include mediation services, social service evaluations and referrals, Resource Center services, and technological support. Other services funding of \$795,864 will support management of community sentencing and resource coordination for Bronx Community Solutions. Contractual services for Queens Community Cleanup (\$258,621) will support crew supervisors and program oversight.

STATE OF NEW YORK - JUDICIARY
BUDGET SUMMARY FOR FISCAL YEAR 2009-2010

NYC COMMUNITY COURTS

S U M M A R Y	CURR APPROP AS ADJUSTED	UCS RECOMMENDED	CHANGES TO CUR APPROP
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P E R S O N A L S E R V I C E			

PERSONAL SERVICE REGULAR	2,295,454	2,295,024	-430
PERSONAL SERVICE TEMPORARY	78,872	82,718	3,846
PERSONAL SERVICE OVERTIME	204,600	196,200	-8,400
	-----	-----	-----
*** TOTAL PERSONAL SERVICE	2,578,926	2,573,942	-4,984
N O N - P E R S O N A L S E R V I C E			

LEGAL REFERENCE/CALR	800	828	28
TRAVEL	600	500	-100
IN-PART SERVICES	54,600	69,100	14,500
PROFESSIONAL SVCS - OTHER	2,713,955	2,769,549	55,594
OTHER NPS	129,200	129,072	-128
	-----	-----	-----
*** TOTAL NON-PERSONAL SERV.	2,899,155	2,969,049	69,894
	-----	-----	-----
G R A N D T O T A L	5,478,081	5,542,991	64,910

STATE OF NEW YORK - JUDICIARY
BUDGET SUMMARY FOR FISCAL YEAR 2009-2010

NYC COMMUNITY COURTS STATE OPERATIONS-GEN. FUND GRAND TOTAL SUMMARY	CURR APPROP AS ADJUSTED	UCS RECOMMENDED	CHANGES TO CUR APPROP
	-----	-----	-----
PERSONAL SERVICE			

PERSONAL SERVICE REGULAR	2,295,454	2,295,024	-430
PERSONAL SERVICE TEMPORARY	78,872	82,718	3,846
PERSONAL SERVICE OVERTIME	204,600	196,200	-8,400
	-----	-----	-----
*** TOTAL PERSONAL SERVICE	2,578,926	2,573,942	-4,984
NON-PERSONAL SERVICE			

LEGAL REFERENCE/CALR	800	828	28
TRAVEL	600	500	-100
IN-PART SERVICES	54,600	69,100	14,500
PROFESSIONAL SVCS - OTHER	2,713,955	2,769,549	55,594
OTHER NPS	129,200	129,072	-128
	-----	-----	-----
*** TOTAL NON-PERSONAL SERV.	2,899,155	2,969,049	69,894
	-----	-----	-----
GRAND TOTAL	5,478,081	5,542,991	64,910

Community Courts Position Staffing

March 31, 2010 Schedule of Positions by Staffing Category

<u>Locality</u>	Nonjudicial
Midtown	7
Red Hook	11
Harlem Community Justice Center	10
Total	28

DRUG TREATMENT COURTS

2009-10 Budget Request: \$20,946,456

This program provides funding for the operation of Drug Treatment Courts throughout the State. Each drug court is locally based and reflects the culture of the community. Drug courts provide nonviolent drug offenders the opportunity to participate in rehabilitation programs as an alternative to incarceration in order to break the unproductive cycle of repeated drug abuse and arrest.

Drug courts are located in both criminal and family courts; in family treatment courts, adults involved in child abuse and neglect proceedings can benefit from treatment with a goal of successful reunion with their children. In addition, juvenile treatment courts are being established in the family courts to offer treatment services to young offenders.

Currently, there are 8,450 open cases in drug treatment courts statewide and 1,334 open cases in the Family Treatment and Juvenile Courts. Approximately 19,700 persons have successfully completed their mandatory courses of treatment and have "graduated" from the Drug Court Program since its inception. Approximately 3,250 graduated in the past year alone.

**Summary of 2009-10 Funding Request:
Drug Treatment Courts**

2009-10 Budget Request:	\$20,946,456
<i>Personal Service:</i>	15,677,048
<i>Nonpersonal Service:</i>	5,269,408
<i>Maintenance Undistributed:</i>	0

The 2009-10 request of \$20,946,456 will support 171 criminal, family and juvenile treatment courts currently in operation. In addition, it will provide for the opening of up to 25 other treatment courts, now in various stages of planning, by the end of the next fiscal year.

The budget request includes \$15,677,048 in personal service which will support a total of 271 positions, several of them temporary service lines for new or recently opened courts. The budget request recommends that 12 temporary positions, in courts that have been in successful operation since 2006, be converted to permanent status in 2009-10.

The personal service request for nonjudicial positions reflects the projected impact of a stringent vacancy control program, along with funding for increments, general salary increases and longevity bonuses for eligible nonjudicial employees.

The nonpersonal service request will support ongoing operations by providing \$1,052,150 for drug testing and miscellaneous supplies, \$346,976 for travel and \$225,910 for conferences and training.

In addition, \$2.5 million is requested for new rounds of federal grants expected in 2009-10. The Federal Departments of Justice and Health and Human Services have provided approximately \$23.5 million in grants since 1995, and the success of the New York State program to date has resulted in an annual stream of federal awards. Grants from local government and nongovernmental sources have also supported drug courts in several jurisdictions.

A total of \$750,000 in State Special Revenue is included to support possible funding from sources other than the state or federal governments. Also, reappropriations of existing federal funds, nearly \$7.2 million, are being requested to continue support for drug court grants which have already been awarded to the Unified Court System.

STATE OF NEW YORK - JUDICIARY
BUDGET SUMMARY FOR FISCAL YEAR 2009-2010

DRUG TREATMENT COURTS

S U M M A R Y	CURR APPROP AS ADJUSTED	UCS RECOMMENDED	CHANGES TO CUR APPROP
	-----	-----	-----
P E R S O N A L S E R V I C E			

PERSONAL SERVICE REGULAR	13,403,970	14,819,998	1,416,028
PERSONAL SERVICE TEMPORARY	1,551,661	734,399	-817,262
PERSONAL SERVICE OVERTIME	37,489	122,651	85,162
	-----	-----	-----
*** TOTAL PERSONAL SERVICE	14,993,120	15,677,048	683,928
N O N - P E R S O N A L S E R V I C E			

LEGAL REFERENCE/CALR	1,430	1,000	-430
TRAVEL	351,772	346,976	-4,796
LEGAL SERVICES	7,802	10,550	2,748
IN-PART SERVICES	2,960	4,510	1,550
PROFESSIONAL SVCS - OTHER	3,443,889	3,478,859	34,970
EQUIPMENT	1,000	0	-1,000
OTHER NPS	1,512,762	1,427,513	-85,249
	-----	-----	-----
*** TOTAL NON-PERSONAL SERV.	5,321,615	5,269,408	-52,207
G R A N D T O T A L	-----	-----	-----
	20,314,735	20,946,456	631,721

STATE OF NEW YORK - JUDICIARY
BUDGET SUMMARY FOR FISCAL YEAR 2009-2010

DRUG TREATMENT COURTS STATE OPERATIONS-GEN. FUND GRAND TOTAL S U M M A R Y	CURR APPROP AS ADJUSTED	UCS RECOMMENDED	CHANGES TO CUR APPROP
	-----	-----	-----
P E R S O N A L S E R V I C E			

PERSONAL SERVICE REGULAR	13,403,970	14,819,998	1,416,028
PERSONAL SERVICE TEMPORARY	1,551,661	734,399	-817,262
PERSONAL SERVICE OVERTIME	37,489	122,651	85,162
	-----	-----	-----
*** TOTAL PERSONAL SERVICE	14,993,120	15,677,048	683,928
N O N - P E R S O N A L S E R V I C E			

LEGAL REFERENCE/CALR	1,430	1,000	-430
TRAVEL	351,772	346,976	-4,796
LEGAL SERVICES	7,802	10,550	2,748
IN-PART SERVICES	2,960	4,510	1,550
PROFESSIONAL SVCS - OTHER	193,889	228,859	34,970
EQUIPMENT	1,000	0	-1,000
OTHER NPS	1,512,762	1,427,513	-85,249
	-----	-----	-----
*** TOTAL NON-PERSONAL SERV.	2,071,615	2,019,408	-52,207
G R A N D T O T A L	-----	-----	-----
	17,064,735	17,696,456	631,721

STATE OF NEW YORK - JUDICIARY
BUDGET SUMMARY FOR FISCAL YEAR 2009-2010

DRUG TREATMENT COURTS FED SPEC REVENUE OPERATING S U M M A R Y	CURR APPROP AS ADJUSTED	UCS RECOMMENDED	CHANGES TO CUR APPROP
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N O N - P E R S O N A L S E R V I C E			

PROFESSIONAL SVCS - OTHER	2,000,000	2,000,000	0
	-----	-----	-----
*** TOTAL NON-PERSONAL SERV.	2,000,000	2,000,000	0
	-----	-----	-----
G R A N D T O T A L	2,000,000	2,000,000	0

STATE OF NEW YORK - JUDICIARY
BUDGET SUMMARY FOR FISCAL YEAR 2009-2010

DRUG TREATMENT COURTS STATE SPECIAL REVENUE S U M M A R Y	CURR APPROP AS ADJUSTED	UCS RECOMMENDED	CHANGES TO CUR APPROP
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N O N - P E R S O N A L S E R V I C E			

PROFESSIONAL SVCS - OTHER	750,000	750,000	0
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*** TOTAL NON-PERSONAL SERV.	750,000	750,000	0
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G R A N D T O T A L	750,000	750,000	0

STATE OF NEW YORK - JUDICIARY
BUDGET SUMMARY FOR FISCAL YEAR 2009-2010

DRUG TREATMENT COURTS FEDERAL DHHS GRANT S U M M A R Y	CURR APPROP AS ADJUSTED	UCS RECOMMENDED	CHANGES TO CUR APPROP
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N O N - P E R S O N A L S E R V I C E			

PROFESSIONAL SVCS - OTHER	500,000	500,000	0
	-----	-----	-----
*** TOTAL NON-PERSONAL SERV.	500,000	500,000	0
	-----	-----	-----
G R A N D T O T A L	500,000	500,000	0

STATE OF NEW YORK - JUDICIARY
BUDGET SUMMARY FOR FISCAL YEAR 2009-2010

NEW YORK CITY DRUG TREATMENT COURTS SUMMARY	CURR APPROP AS ADJUSTED	UCS RECOMMENDED	CHANGES TO CUR APPROP
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PERSONAL SERVICE			

PERSONAL SERVICE REGULAR	5,324,383	6,094,139	769,756
PERSONAL SERVICE TEMPORARY	790,707	262,688	-528,019
PERSONAL SERVICE OVERTIME	1,540	84,400	82,860

*** TOTAL PERSONAL SERVICE	6,116,630	6,441,227	324,597
NON-PERSONAL SERVICE			

TRAVEL	39,900	44,206	4,306
PROFESSIONAL SVCS - OTHER	132,700	170,150	37,450
OTHER NPS	391,950	398,331	6,381

*** TOTAL NON-PERSONAL SERV.	564,550	612,687	48,137

GRAND TOTAL	6,681,180	7,053,914	372,734

STATE OF NEW YORK - JUDICIARY
BUDGET SUMMARY FOR FISCAL YEAR 2009-2010

THIRD DISTRICT DRUG TREATMENT COURTS S U M M A R Y	CURR APPROP AS ADJUSTED	UCS RECOMMENDED	CHANGES TO CUR APPROP
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P E R S O N A L S E R V I C E			

PERSONAL SERVICE REGULAR	725,551	855,978	130,427
PERSONAL SERVICE TEMPORARY	93,730	0	-93,730
PERSONAL SERVICE OVERTIME	2,069	1,862	-207
	-----	-----	-----
*** TOTAL PERSONAL SERVICE	821,350	857,840	36,490
N O N - P E R S O N A L S E R V I C E			

TRAVEL	26,863	28,000	1,137
OTHER NPS	57,262	67,801	10,539
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*** TOTAL NON-PERSONAL SERV.	84,125	95,801	11,676
G R A N D T O T A L	905,475	953,641	48,166

STATE OF NEW YORK - JUDICIARY
BUDGET SUMMARY FOR FISCAL YEAR 2009-2010

FOURTH DISTRICT DRUG TREATMENT COURTS SUMMARY	CURR APPROP AS ADJUSTED	UCS RECOMMENDED	CHANGES TO CUR APPROP
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PERSONAL SERVICE			

PERSONAL SERVICE REGULAR	829,078	915,997	86,919
PERSONAL SERVICE TEMPORARY	28,181	0	-28,181
PERSONAL SERVICE OVERTIME	0	8,025	8,025

*** TOTAL PERSONAL SERVICE	857,259	924,022	66,763
NON-PERSONAL SERVICE			

TRAVEL	29,687	28,965	-722
LEGAL SERVICES	7,802	10,550	2,748
IN-PART SERVICES	60	560	500
OTHER NPS	91,682	84,035	-7,647

*** TOTAL NON-PERSONAL SERV.	129,231	124,110	-5,121

GRAND TOTAL	986,490	1,048,132	61,642

STATE OF NEW YORK - JUDICIARY
BUDGET SUMMARY FOR FISCAL YEAR 2009-2010

FIFTH DISTRICT DRUG TREATMENT COURTS S U M M A R Y	CURR APPROP AS ADJUSTED	UCS RECOMMENDED	CHANGES TO CUR APPROP
-----	-----	-----	-----
P E R S O N A L S E R V I C E			

PERSONAL SERVICE REGULAR	857,504	888,477	30,973
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*** TOTAL PERSONAL SERVICE	857,504	888,477	30,973
N O N - P E R S O N A L S E R V I C E			

TRAVEL	14,100	14,000	-100
IN-PART SERVICES	2,900	3,700	800
PROFESSIONAL SVCS - OTHER	1,250	1,300	50
OTHER NPS	53,055	51,125	-1,930
-----	-----	-----	-----
*** TOTAL NON-PERSONAL SERV.	71,305	70,125	-1,180
G R A N D T O T A L	928,809	958,602	29,793

STATE OF NEW YORK - JUDICIARY
BUDGET SUMMARY FOR FISCAL YEAR 2009-2010

SIXTH DISTRICT
DRUG TREATMENT COURTS
SUMMARY

	CURR APPROP AS ADJUSTED	UCS RECOMMENDED	CHANGES TO CUR APPROP
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PERSONAL SERVICE			

PERSONAL SERVICE REGULAR	645,835	636,286	-9,549
PERSONAL SERVICE TEMPORARY	41,870	41,639	-231
PERSONAL SERVICE OVERTIME	2,750	1,727	-1,023
	-----	-----	-----
*** TOTAL PERSONAL SERVICE	690,455	679,652	-10,803
NON-PERSONAL SERVICE			

TRAVEL	18,300	19,398	1,098
PROFESSIONAL SVCS - OTHER	4,650	1,850	-2,800
OTHER NPS	122,225	122,362	137
	-----	-----	-----
*** TOTAL NON-PERSONAL SERV.	145,175	143,610	-1,565
	-----	-----	-----
GRAND TOTAL	835,630	823,262	-12,368

STATE OF NEW YORK - JUDICIARY
BUDGET SUMMARY FOR FISCAL YEAR 2009-2010

SEVENTH DISTRICT DRUG TREATMENT COURTS SUMMARY	CURR APPROP AS ADJUSTED	UCS RECOMMENDED	CHANGES TO CUR APPROP
	-----	-----	-----
PERSONAL SERVICE			

PERSONAL SERVICE REGULAR	1,055,407	1,108,995	53,588
PERSONAL SERVICE TEMPORARY	103,772	63,034	-40,738
PERSONAL SERVICE OVERTIME	26,290	20,500	-5,790
	-----	-----	-----
*** TOTAL PERSONAL SERVICE	1,185,469	1,192,529	7,060
NON-PERSONAL SERVICE			

LEGAL REFERENCE/CALR	1,430	1,000	-430
TRAVEL	48,790	51,718	2,928
IN-PART SERVICES	0	250	250
PROFESSIONAL SVCS - OTHER	54,173	54,173	0
OTHER NPS	136,846	138,923	2,077
	-----	-----	-----
*** TOTAL NON-PERSONAL SERV.	241,239	246,064	4,825
	-----	-----	-----
GRAND TOTAL	1,426,708	1,438,593	11,885

STATE OF NEW YORK - JUDICIARY
BUDGET SUMMARY FOR FISCAL YEAR 2009-2010

EIGHTH DISTRICT
DRUG TREATMENT COURTS
S U M M A R Y

	CURR APPROP AS ADJUSTED	UCS RECOMMENDED	CHANGES TO CUR APPROP
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P E R S O N A L S E R V I C E			

PERSONAL SERVICE REGULAR	1,441,958	1,617,206	175,248
PERSONAL SERVICE TEMPORARY	253,510	147,678	-105,832
PERSONAL SERVICE OVERTIME	2,860	3,465	605
	-----	-----	-----
*** TOTAL PERSONAL SERVICE	1,698,328	1,768,349	70,021
N O N - P E R S O N A L S E R V I C E			

TRAVEL	22,906	15,790	-7,116
OTHER NPS	131,475	130,875	-600
	-----	-----	-----
*** TOTAL NON-PERSONAL SERV.	154,381	146,665	-7,716
G R A N D T O T A L	1,852,709	1,915,014	62,305

STATE OF NEW YORK - JUDICIARY
BUDGET SUMMARY FOR FISCAL YEAR 2009-2010

NINTH DISTRICT DRUG TREATMENT COURTS SUMMARY	CURR APPROP AS ADJUSTED	UCS RECOMMENDED	CHANGES TO CUR APPROP
PERSONAL SERVICE	-----	-----	-----
PERSONAL SERVICE REGULAR	1,014,388	1,154,520	140,132
PERSONAL SERVICE TEMPORARY	239,891	177,721	-62,170
PERSONAL SERVICE OVERTIME	1,980	1,500	-480
*** TOTAL PERSONAL SERVICE	1,256,259	1,333,741	77,482
NON-PERSONAL SERVICE	-----	-----	-----
TRAVEL	27,048	20,721	-6,327
EQUIPMENT	1,000	0	-1,000
OTHER NPS	121,788	131,519	9,731
*** TOTAL NON-PERSONAL SERV.	149,836	152,240	2,404
GRAND TOTAL	1,406,095	1,485,981	79,886

STATE OF NEW YORK - JUDICIARY
BUDGET SUMMARY FOR FISCAL YEAR 2009-2010

NASSAU COUNTY DRUG TREATMENT COURTS S U M M A R Y	CURR APPROP AS ADJUSTED	UCS RECOMMENDED	CHANGES TO CUR APPROP
-----	-----	-----	-----
P E R S O N A L S E R V I C E			

PERSONAL SERVICE REGULAR	224,519	240,945	16,426
PERSONAL SERVICE TEMPORARY	0	41,639	41,639
-----	-----	-----	-----
*** TOTAL PERSONAL SERVICE	224,519	282,584	58,065
N O N - P E R S O N A L S E R V I C E			

TRAVEL	3,049	3,049	0
PROFESSIONAL SVCS - OTHER	1,000	1,000	0
OTHER NPS	19,724	16,903	-2,821
-----	-----	-----	-----
*** TOTAL NON-PERSONAL SERV.	23,773	20,952	-2,821
G R A N D T O T A L	248,292	303,536	55,244

STATE OF NEW YORK - JUDICIARY
BUDGET SUMMARY FOR FISCAL YEAR 2009-2010

SUFFOLK COUNTY
DRUG TREATMENT COURTS
S U M M A R Y

	CURR APPROP AS ADJUSTED	UCS RECOMMENDED	CHANGES TO CUR APPROP
	-----	-----	-----
P E R S O N A L S E R V I C E			

PERSONAL SERVICE REGULAR	832,038	829,587	-2,451
PERSONAL SERVICE OVERTIME	0	1,172	1,172

*** TOTAL PERSONAL SERVICE	832,038	830,759	-1,279
N O N - P E R S O N A L S E R V I C E			

TRAVEL	17,129	17,129	0
PROFESSIONAL SVCS - OTHER	116	386	270
OTHER NPS	91,745	92,079	334

*** TOTAL NON-PERSONAL SERV.	108,990	109,594	604
G R A N D T O T A L	941,028	940,353	-675

STATE OF NEW YORK - JUDICIARY
BUDGET SUMMARY FOR FISCAL YEAR 2009-2010

MAINTENANCE UNDISTRIBUTED DRUG TREATMENT COURTS SUMMARY	CURR APPROP AS ADJUSTED	UCS RECOMMENDED	CHANGES TO CUR APPROP
	-----	-----	-----
PERSONAL SERVICE			

PERSONAL SERVICE REGULAR	453,309	477,868	24,559

*** TOTAL PERSONAL SERVICE	453,309	477,868	24,559
NON-PERSONAL SERVICE			

TRAVEL	104,000	104,000	0
PROFESSIONAL SVCS - OTHER	3,250,000	3,250,000	0
OTHER NPS	295,010	193,560	-101,450

*** TOTAL NON-PERSONAL SERV.	3,649,010	3,547,560	-101,450

GRAND TOTAL	4,102,319	4,025,428	-76,891

Drug Treatment Courts

March 31, 2010 Schedule of Positions by Staffing Category

New York City

<u>Locality</u>	<u>Nonjudicial</u>
Bronx Drug Court	11
Bronx Family Treatment Court	8
Brooklyn Family Treatment Court	6
Brooklyn Treatment Court	15
Manhattan Felony Drug Court	8
Manhattan Family Treatment Court	14
Manhattan Misdemeanor Treatment Court	3
Kings Felony Screening	11
Kings Persistent Misdemeanor	6
Queens Drug Court	4
Queens Enhanced Screening	3
Queens Family Treatment Court	7
Queens Misdemeanor Treatment Court	3
Richmond Drug Court	2
Total	101

Drug Treatment Courts

March 31, 2010 Schedule of Positions by Staffing Category

Third District

<u>Locality</u>	<u>Nonjudicial</u>
Albany Co. Drug Court	5
Albany Co. Family Treatment Court	2
Columbia Co. Drug Court	1
Greene Co. Drug Court	1
Hudson City Drug Court	1
Rensselaer Co. Drug Court	1
Rensselaer Co. Family Treatment Court	1
Rensselaer City Regional Drug Court	1
Schoharie Co. Drug Court	1
Sullivan Co. Family Treatment Court	1
Ulster Co. Drug Court	2
Ulster Co. Family Treatment Court	1
Total	18

Drug Treatment Courts

March 31, 2010 Schedule of Positions by Staffing Category

Fourth District

<u>Locality</u>	Nonjudicial
Clinton Co. Drug Court	1
Essex Co. Drug Court	1
Franklin Co. Drug Court	1
Fulton Co. Drug Court	1
Montgomery Co. Drug Court	2
Ogdensburg City Drug Court	1
Saratoga Co. Drug Court	1
Schenectady City Drug Court	1
Schenectady Co. Drug Court	2
Schenectady Co. Family Treatment Court	1
Warren Co. Drug Court	1
Warren Co. Family Treatment Court	1
Washington Co. Drug Court	3
Total	17

Drug Treatment Courts

March 31, 2010 Schedule of Positions by Staffing Category

Fifth District

<u>Locality</u>	Nonjudicial
Herkimer Co. Drug Court	1
Jefferson Co. Drug Court	2
Oneida Co. Family Treatment Court	1
Onondaga Co. Family Treatment Court	1
Oswego Co. Drug Court	1
Oswego Co. Family Treatment Court	1
Syracuse City Drug Court	6
Utica City Drug Court	3
Total	16

Drug Treatment Courts

March 31, 2010 Schedule of Positions by Staffing Category

Sixth District

<u>Locality</u>	Nonjudicial
Broome Co. Drug Court	2
Chemung Co. Drug Court	2
Chenango Co. Drug Court	1
Cortland Co. Drug Court	1
Delaware Co.. Drug Court	1
Madison Co. Drug Court	1
Otsego Co. Drug Court	2
Schuyler Co. Drug Court	1
Tompkins Co. Drug Court	2
Total	13

Drug Treatment Courts

March 31, 2010 Schedule of Positions by Staffing Category

Seventh District

<u>Locality</u>	Nonjudicial
Auburn City Drug Court	1
Canandaigua City Drug Court	2
Cayuga Co. Drug Court	1
Hornell City Drug Court	2
Livingston Co. Drug Court	1
Monroe Co. Family Treatment Court	5
Monroe Co. Felony Drug Court	1
Ontario Co. Drug Court	1
Rochester City Drug Court	4
Seneca Co. Drug Court	1
Steuben Co. Drug Court	2
Wayne Co. Drug Court	1
Yates Co. Drug Court	1
Total	23

Drug Treatment Courts

March 31, 2010 Schedule of Positions by Staffing Category

Eighth District

<u>Locality</u>	Nonjudicial
Allegany Co. Drug Court	1
Batavia City Drug Court	1
Buffalo City Drug Court	6
Dunkirk City Drug Court	1
Erie Co. Family Treatment Court	5
Jamestown City Drug Court	2
Lackawanna City Drug Court	2
Lockport City Drug Court	2
Niagara Falls City Drug Court	4
Niagara Co. Family Treatment	1
No. Tonawanda City Drug Court	1
Olean City Drug Court	1
Orleans Co. Drug Court	1
Tonawanda City Drug Court	1
Wyoming Co. Drug Court	1
Total	30

Drug Treatment Courts

March 31, 2010 Schedule of Positions by Staffing Category

Ninth District

<u>Locality</u>	<u>Nonjudicial</u>
Beacon City Drug Court	1
Dutchess Co. Family Treatment Court	1
Mt. Vernon City Drug	2
Middletown City Drug Court	1
Newburgh City Drug Court	1
New Rochelle City Drug Court	1
Orange Co. Drug Court	1
Orange Co. Family Treatment Court	1
Peekskill City Drug Court	1
Poughkeepsie City Drug Court	1
Putnam Co. Drug Court	2
Rockland Co. Drug Court	1
Rockland Co. Family Treatment Court	2
Westchester Co. Drug Court	1
Westchester Co. Family Treatment Court	1
White Plains City Drug Court	2
Yonkers City Drug Court	2
Total	22

Drug Treatment Courts

March 31, 2010 Schedule of Positions by Staffing Category

Tenth District Nassau County

<u>Locality</u>	Nonjudicial
Nassau Co. Drug Court	2
Nassau Co. Family Treatment Court	1
Total	3

Tenth District Suffolk County

<u>Locality</u>	Nonjudicial
Suffolk Co. Drug Court	3
Suffolk Co. Family Treatment Court	11
Total	14

Administration

<u>Locality</u>	Nonjudicial
Central Treatment Court Administration	5

**DISPOSITION OF PROCEEDINGS
IN THE COURT OF CLAIMS**

2009-10 Budget Request: \$18,582,281

The Court of Claims has statewide jurisdiction over actions brought against the State of New York and State-related entities such as the New York State Thruway Authority and the City University of New York.

Three types of cases make up the Court's caseload: torts of all types including negligence, medical malpractice, death actions and prisoner claims; appropriation claims which involve disputes over the compensation to which a property owner may be entitled as a result of the taking of property for public purposes; and public improvement contract claims. In addition to being filed in person or by mail at the Chief Clerk's Office in Albany, cases can also be filed electronically.

No juries are used in the Court of Claims. A judge hears and determines the case and submits a written decision. If successful, the claimant obtains a judgment for a specific sum of money which is paid from Executive Branch funds administered by the State Comptroller's Office. All appeals from judgments of the Court are taken to the appropriate Appellate Division.

The Court of Claims has offices and/or courtrooms in various locations throughout the State, including Albany, Binghamton, Buffalo, Hauppauge, New York City, Rochester, Saratoga Springs, Syracuse, Utica and White Plains.

The Court's judges are appointed by the Governor for nine-year terms. There are currently 27 Court of Claims Judges. The most recent five judgeships were created by chapter 240 of the Laws of 2005.

A total of 1,589 new cases were filed in the Court in 2007, and there were 1,415 dispositions.

Summary of 2009-10 Funding Request:

Court of Claims

2009-10 Budget Request: \$18,582,281

<i>Personal Service:</i>	12,570,529
<i>Nonpersonal Service:</i>	6,011,752
<i>Maintenance Undistributed:</i>	0

The 2009-10 request of \$18,582,281 is an increase of \$121,741 (0.6%) over the current adjusted appropriation of \$18,460,540. This change is comprised of a decrease in personal service funds of \$563,231 (-4.2%) and an increase in nonpersonal service funds of \$684,972 (12.8%).

The personal service request provides funding for all authorized judicial positions. The funding requested for nonjudicial positions reflects the projected impact of a stringent vacancy control program, along with funding for increments, general salary increases and longevity bonuses for eligible nonjudicial employees.

The nonpersonal service request includes real estate rentals of \$4,803,100, constituting 80% of the Court's nonpersonal service budget. These funds pay for the Court's offices and judges' chambers in Albany, Buffalo, New York City, Rochester, Saratoga Springs, Syracuse, and White Plains, where court operations are entirely or partially housed in commercial space.

STATE OF NEW YORK - JUDICIARY
BUDGET SUMMARY FOR FISCAL YEAR 2009-2010

COURT OF CLAIMS

S U M M A R Y

	CURR APPROP AS ADJUSTED	UCS RECOMMENDED	CHANGES TO CUR APPROP

P E R S O N A L S E R V I C E			

PERSONAL SERVICE REGULAR	12,925,287	12,553,092	-372,195
PERSONAL SERVICE TEMPORARY	0	10,437	10,437
PERSONAL SERVICE OVERTIME	7,700	7,000	-700

*** TOTAL PERSONAL SERVICE	12,932,987	12,570,529	-362,458
N O N - P E R S O N A L S E R V I C E			

LEGAL REFERENCE/CALR	33,105	33,105	0
TRAVEL	185,400	150,000	-35,400
IN-PART SERVICES	4,500	4,500	0
PROFESSIONAL SVCS - OTHER	390,620	327,830	-62,790
TRANSCRIPT COSTS	10,000	10,000	0
EQUIPMENT	110,000	10,000	-100,000
OTHER NPS	4,593,155	5,476,317	883,162

*** TOTAL NON-PERSONAL SERV.	5,326,780	6,011,752	684,972
G R A N D T O T A L	18,259,767	18,582,281	322,514

STATE OF NEW YORK - JUDICIARY
BUDGET SUMMARY FOR FISCAL YEAR 2009-2010

COURT OF CLAIMS STATE OPERATIONS-GEN. FUND GRAND TOTAL SUMMARY	CURR APPROP AS ADJUSTED	UCS RECOMMENDED	CHANGES TO CUR APPROP
	-----	-----	-----
PERSONAL SERVICE			

PERSONAL SERVICE REGULAR	12,925,287	12,553,092	-372,195
PERSONAL SERVICE TEMPORARY	0	10,437	10,437
PERSONAL SERVICE OVERTIME	7,700	7,000	-700

*** TOTAL PERSONAL SERVICE	12,932,987	12,570,529	-362,458
NON-PERSONAL SERVICE			

LEGAL REFERENCE/CALR	33,105	33,105	0
TRAVEL	185,400	150,000	-35,400
IN-PART SERVICES	4,500	4,500	0
PROFESSIONAL SVCS - OTHER	390,620	327,830	-62,790
TRANSCRIPT COSTS	10,000	10,000	0
EQUIPMENT	110,000	10,000	-100,000
OTHER NPS	4,593,155	5,476,317	883,162

*** TOTAL NON-PERSONAL SERV.	5,326,780	6,011,752	684,972

GRAND TOTAL	18,259,767	18,582,281	322,514

Court of Claims

Workload & Staffing

3-Year Workload (Filings)

2005	2006	2007	% Change 2007 vs 2006
1,591	1,482	1,589	7.2%

March 31, 2010 Schedule of Positions by Staffing Category

<u>Locality</u>	Judicial	Nonjudicial	Total
Court of Claims	27	143	170

JURY SYSTEM OPERATIONS

2009-10 Budget Request: \$49,601,916

The primary mission of Jury System Operations is to supply the trial courts with sufficient numbers of prospective jurors, drawn from a representative cross-section of the citizenry, from which trial and grand juries can be chosen to render civil and criminal verdicts and to return criminal indictments. The Unified Court System (UCS) administers the jury system in coordination with the commissioners of jurors in each county.

This program provides funding for the operation of the commissioner of jurors' offices in the 57 counties outside New York City and the Jury Divisions of the 5 New York City County Clerks' offices. The commissioners of jurors are responsible for supplying the trial courts with prospective jurors and carrying out a variety of functions related to this responsibility. These functions include the qualification and summoning of citizens for jury service, the maintenance of juror service records, the processing of juror payment vouchers, the operation of jury assembly rooms and the provision of jurors to courtrooms for the jury selection portion of a trial.

More than 7,800 juries were sworn in for trials during 2007. All levels of the State court system, including the Town and Village Justice Courts, draw their jurors from Jury System Operations. The commissioner of jurors' offices mailed nearly 5.6 million questionnaires to potential jurors last year. Almost 1.8 million summonses to prospective jurors resulted: 1.6 million of them for trial court cases, nearly 120,000 for grand juries (which hear evidence from prosecutors and vote on whether to return felony indictments) and nearly 44,000 for Town and Village Justice Court cases.

A total of 570,923 jurors served in 2007, including 540,109 as potential "petit jurors" for criminal and civil trials and 30,814 as grand jurors. The average term of service for summoned petit jurors (including both those selected for juries and those not picked) was 1.86 days. Persons summoned for grand jury duty served an average of 8.9 days.

Making jury service in New York as equitable and rewarding as possible for potential jurors has been a goal of Chief Judge Kaye since her appointment in 1993. That year she ordered the formation of a special task force known as the Jury Project to review jury service in New York State. The Jury Project focused on three principal objectives: ensuring that jury pools are representative of the community, creating a system that operates efficiently and effectively and making jury service a positive experience for those citizens who are summoned.

Recommendations in the Project's final report resulted in improvements to jury system operations, including the elimination of all exemptions from jury service and the elimination of mandatory sequestration in all criminal cases. The latter change permits judges to decide whether a deliberating jury should be sequestered (kept together overnight once deliberations have begun) or be permitted to go home if deliberations take more than the first day.

In June of 2003, Chief Judge Kaye launched the second phase of jury reform by creating another task force, known as The Commission on the Jury, to focus on improving the juror experience and lessening juror downtime. Based on the Commission's recommendations, chapter 240 of the Laws of 2004 was enacted to increase the time off between successive calls to jury service from four years to six years and up to eight years for those who had served on trials longer than 10 days.

Also in 2003, Judge Kaye established the Jury Trial Project, allowing New York judges to explore ways of more actively engaging jurors. The Project released a final report in 2005 on the various experiments. Among its recommendations were:

- allow counsel (with consent of both parties) to give a short statement of the case at the outset of selection,
- provide jurors with a written copy of the judge's final instructions,
- allow jurors to take notes, if they wish to do so, in accordance with existing trial court rules,
- permit judicial discretion to allow jurors to submit written questions, and
- encourage the use of summary jury trials to effectively dispose of civil cases early.

Along with legislative reforms and responses to recommendations made by the task forces, the Unified Court System has continued to implement administrative improvements to the jury program, including:

- improving the quality of juror source lists to improve the rate of delivery of qualification questionnaires through more accurate addresses,
- introduction of a web-based qualification system for potential jurors,
- improved rate of timely jury fee payments through use of the Quick Pay voucher system, where checks are produced within 24 hours of electronic certification, and
- improved citizen awareness about the importance of jury service. A public awareness campaign has included the distribution of posters and informational brochures, and establishment of a toll-free telephone line to assist with questions and complaints.

Another jury reform undertaken by the Unified Court System has been the adoption of new rules establishing judicial control over jury selection in civil cases, bringing the selection of civil juries under judicial management and supervision for the first time.

Another initiative has been the Grand Jury Project, in which a 33-member blue ribbon panel was charged with strengthening and enhancing the existing grand jury system and improving the experience of the individual grand juror.

The combined efforts on behalf of improving jury service resulted in the Unified Court System becoming the recipient of the 2008 Public Service Innovation award from the Citizens Budget Commission, a civic organization that works to bring about constructive change in the State and New York City governments.

Summary of 2009-10 Funding Request:

Jury System Operations

2009-10 Budget Request:	\$49,601,916
<i>Personal Service:</i>	20,175,829
<i>Nonpersonal Service:</i>	29,426,087
<i>Maintenance Undistributed:</i>	0

The 2009-10 request of \$49,601,916 is a decrease of \$1,785,392 (-3.4%) from the current adjusted appropriation. This change consists of increases in personal service funds of \$55,517 (0.2%) and a decrease in nonpersonal service funds of \$1,840,909 (-5.8%).

The personal service request for nonjudicial positions reflects the projected impact of a stringent vacancy control program, along with funding for increments, general salary increases and longevity bonuses for eligible nonjudicial employees.

The temporary service request of \$679,627 will provide staff support to meet workload demands associated with recent jury reforms, including the use of nonpermanent qualified source lists, reductions in terms of jury service, effective follow-up procedures for nonrespondents and the granting of first deferrals by telephone.

The nonpersonal service request includes \$21,459,255 for jury per diems at the rate of \$40 per day, including fees for jurors who serve in Town and Village Courts. In 2007, there were 502,076 paid jury days. This per diem request reflects a decrease of \$1,628,297 (-7.0%) from the current year appropriation to more accurately reflect juror usage.

A total of \$73,794 is requested for jury lodging. This is a decrease of \$15,201 (-17.0%) from the current year appropriation and reflects the diminishing need for lodging due to the elimination of mandatory jury sequestration and a reduction in the number of jury trials being held. Also included is \$844,374 for payment of meals for deliberating jurors. This is an increase of \$1,183 (0.1%).

Nonpersonal service requests directly related to the provision of jurors include \$514,341 for printing and \$3,673,076 for postage and shipping charges for the mailing of questionnaires and summonses. In addition, the other general services request of \$1,515,400 (a decrease of \$132,596 or -8.0%), will provide for services including centralization of the preparation of jury summonses for all of the State's counties through outsourcing to a vendor, centralization of the statewide juror deferment and call-in toll free telephone service, and a jury ombudsman program in New York City provided by the Fund for Modern Courts.

The following charts display workload and positions by staffing category. The workload summary chart utilizes three statewide workload measures for the Commissioner of Jurors' offices. The workload measures chosen are number of summonses and questionnaires, number of jurors, and number of juror days. The number of jurors and juror days provides an indication of the volume or size of an individual locality's program, while the number of summonses and questionnaires indicates the actual work required to obtain jurors for the trial courts.

STATE OF NEW YORK - JUDICIARY
BUDGET SUMMARY FOR FISCAL YEAR 2009-2010

JURY SYSTEMS OPERATIONS			
S U M M A R Y	CURR APPROP AS ADJUSTED	UCS RECOMMENDED	CHANGES TO CUR APPROP
-----	-----	-----	-----
P E R S O N A L S E R V I C E			

PERSONAL SERVICE REGULAR	19,361,206	19,422,812	61,606
PERSONAL SERVICE TEMPORARY	705,762	679,627	-26,135
PERSONAL SERVICE OVERTIME	53,344	73,390	20,046
-----	-----	-----	-----
*** TOTAL PERSONAL SERVICE	20,120,312	20,175,829	55,517
N O N - P E R S O N A L S E R V I C E			

LEGAL REFERENCE/CALR	2,487	2,487	0
TRAVEL	43,913	50,091	6,178
IN-PART SERVICES	76,225	64,295	-11,930
JUDICIAL HEARING OFFICERS	10,800	10,800	0
PROFESSIONAL SVCS - OTHER	1,659,136	1,526,930	-132,206
JURY FEES	24,026,238	22,381,423	-1,644,815
EQUIPMENT	402,250	0	-402,250
OTHER NPS	5,045,947	5,390,061	344,114
-----	-----	-----	-----
*** TOTAL NON-PERSONAL SERV.	31,266,996	29,426,087	-1,840,909
-----	-----	-----	-----
G R A N D T O T A L	51,387,308	49,601,916	-1,785,392

STATE OF NEW YORK - JUDICIARY
BUDGET SUMMARY FOR FISCAL YEAR 2009-2010

JURY SYSTEMS OPERATIONS STATE OPERATIONS-GEN. FUND GRAND TOTAL S U M M A R Y	CURR APPROP AS ADJUSTED	UCS RECOMMENDED	CHANGES TO CUR APPROP
	-----	-----	-----
P E R S O N A L S E R V I C E			

PERSONAL SERVICE REGULAR	19,361,206	19,422,812	61,606
PERSONAL SERVICE TEMPORARY	705,762	679,627	-26,135
PERSONAL SERVICE OVERTIME	53,344	73,390	20,046
	-----	-----	-----
*** TOTAL PERSONAL SERVICE	20,120,312	20,175,829	55,517
N O N - P E R S O N A L S E R V I C E			

LEGAL REFERENCE/CALR	2,487	2,487	0
TRAVEL	43,913	50,091	6,178
IN-PART SERVICES	76,225	64,295	-11,930
JUDICIAL HEARING OFFICERS	10,800	10,800	0
PROFESSIONAL SVCS - OTHER	1,659,136	1,526,930	-132,206
JURY FEES	24,026,238	22,381,423	-1,644,815
EQUIPMENT	402,250	0	-402,250
OTHER NPS	5,045,947	5,390,061	344,114
	-----	-----	-----
*** TOTAL NON-PERSONAL SERV.	31,266,996	29,426,087	-1,840,909
	-----	-----	-----
G R A N D T O T A L	51,387,308	49,601,916	-1,785,392

STATE OF NEW YORK - JUDICIARY
BUDGET SUMMARY FOR FISCAL YEAR 2009-2010

NEW YORK CITY
JURY SYSTEMS OPERATIONS
SUMMARY

	CURR APPROP AS ADJUSTED	UCS RECOMMENDED	CHANGES TO CUR APPROP

PERSONAL SERVICE			

PERSONAL SERVICE REGULAR	8,843,460	9,030,283	186,823
PERSONAL SERVICE TEMPORARY	633,292	625,994	-7,298
PERSONAL SERVICE OVERTIME	44,000	55,600	11,600

*** TOTAL PERSONAL SERVICE	9,520,752	9,711,877	191,125
NON-PERSONAL SERVICE			

TRAVEL	10,600	13,385	2,785
IN-PART SERVICES	16,500	11,500	-5,000
PROFESSIONAL SVCS - OTHER	398,800	402,000	3,200
JURY FEES	13,853,250	12,853,750	-999,500
EQUIPMENT	61,250	0	-61,250
OTHER NPS	1,094,600	977,175	-117,425

*** TOTAL NON-PERSONAL SERV.	15,435,000	14,257,810	-1,177,190
GRAND TOTAL	24,955,752	23,969,687	-986,065

STATE OF NEW YORK - JUDICIARY
BUDGET SUMMARY FOR FISCAL YEAR 2009-2010

THIRD DISTRICT JURY SYSTEMS OPERATIONS SUMMARY	CURR APPROP AS ADJUSTED	UCS RECOMMENDED	CHANGES TO CUR APPROP
	-----	-----	-----
PERSONAL SERVICE			

PERSONAL SERVICE REGULAR	1,109,996	1,113,645	3,649
PERSONAL SERVICE TEMPORARY	7,165	6,786	-379
PERSONAL SERVICE OVERTIME	1,276	1,310	34
	-----	-----	-----
*** TOTAL PERSONAL SERVICE	1,118,437	1,121,741	3,304
NON-PERSONAL SERVICE			

TRAVEL	0	1,696	1,696
IN-PART SERVICES	3,500	3,500	0
PROFESSIONAL SVCS - OTHER	4,700	4,700	0
JURY FEES	821,288	821,288	0
OTHER NPS	133,395	132,039	-1,356
	-----	-----	-----
*** TOTAL NON-PERSONAL SERV.	962,883	963,223	340
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GRAND TOTAL	2,081,320	2,084,964	3,644

STATE OF NEW YORK - JUDICIARY
BUDGET SUMMARY FOR FISCAL YEAR 2009-2010

FOURTH DISTRICT JURY SYSTEMS OPERATIONS SUMMARY	CURR APPROP AS ADJUSTED	UCS RECOMMENDED	CHANGES TO CUR APPROP
	-----	-----	-----
PERSONAL SERVICE			

PERSONAL SERVICE REGULAR	1,133,654	1,093,677	-39,977
PERSONAL SERVICE OVERTIME	970	2,260	1,290
	-----	-----	-----
*** TOTAL PERSONAL SERVICE	1,134,624	1,095,937	-38,687
NON-PERSONAL SERVICE			

TRAVEL	6,570	6,420	-150
IN-PART SERVICES	260	0	-260
PROFESSIONAL SVCS - OTHER	800	800	0
JURY FEES	820,968	815,550	-5,418
OTHER NPS	111,611	100,780	-10,831
	-----	-----	-----
*** TOTAL NON-PERSONAL SERV.	940,209	923,550	-16,659
	-----	-----	-----
GRAND TOTAL	2,074,833	2,019,487	-55,346

STATE OF NEW YORK - JUDICIARY
BUDGET SUMMARY FOR FISCAL YEAR 2009-2010

FIFTH DISTRICT JURY SYSTEMS OPERATIONS SUMMARY	CURR APPROP AS ADJUSTED	UCS RECOMMENDED	CHANGES TO CUR APPROP
	-----	-----	-----
PERSONAL SERVICE			

PERSONAL SERVICE REGULAR	1,122,636	1,153,158	30,522
PERSONAL SERVICE OVERTIME	605	500	-105

*** TOTAL PERSONAL SERVICE	1,123,241	1,153,658	30,417
NON-PERSONAL SERVICE			

LEGAL REFERENCE/CALR	25	25	0
TRAVEL	8,725	10,000	1,275
IN-PART SERVICES	1,190	900	-290
PROFESSIONAL SVCS - OTHER	1,165	1,165	0
JURY FEES	780,000	651,100	-128,900
OTHER NPS	86,815	98,635	11,820

*** TOTAL NON-PERSONAL SERV.	877,920	761,825	-116,095

GRAND TOTAL	2,001,161	1,915,483	-85,678

STATE OF NEW YORK - JUDICIARY
BUDGET SUMMARY FOR FISCAL YEAR 2009-2010

SIXTH DISTRICT
JURY SYSTEMS OPERATIONS
SUMMARY

	CURR APPROP AS ADJUSTED	UCS RECOMMENDED	CHANGES TO CUR APPROP
	-----	-----	-----
PERSONAL SERVICE			
PERSONAL SERVICE REGULAR	350,174	352,686	2,512
PERSONAL SERVICE OVERTIME	0	109	109
*** TOTAL PERSONAL SERVICE	350,174	352,795	2,621
NON-PERSONAL SERVICE			
TRAVEL	3,000	3,180	180
IN-PART SERVICES	3,500	3,500	0
PROFESSIONAL SVCS - OTHER	900	400	-500
JURY FEES	492,450	492,450	0
OTHER NPS	71,300	72,247	947
*** TOTAL NON-PERSONAL SERV.	571,150	571,777	627
GRAND TOTAL	921,324	924,572	3,248

STATE OF NEW YORK - JUDICIARY
BUDGET SUMMARY FOR FISCAL YEAR 2009-2010

SEVENTH DISTRICT
JURY SYSTEMS OPERATIONS
SUMMARY

	CURR APPROP AS ADJUSTED	UCS RECOMMENDED	CHANGES TO CUR APPROP
	-----	-----	-----
PERSONAL SERVICE			
PERSONAL SERVICE REGULAR	1,107,052	1,178,738	71,686
PERSONAL SERVICE TEMPORARY	48,521	28,907	-19,614
PERSONAL SERVICE OVERTIME	4,125	9,000	4,875
*** TOTAL PERSONAL SERVICE	1,159,698	1,216,645	56,947
NON-PERSONAL SERVICE			
TRAVEL	6,678	6,678	0
IN-PART SERVICES	46,000	40,000	-6,000
PROFESSIONAL SVCS - OTHER	12,196	10,290	-1,906
JURY FEES	1,074,529	1,114,244	39,715
OTHER NPS	125,804	122,377	-3,427
*** TOTAL NON-PERSONAL SERV.	1,265,207	1,293,589	28,382
GRAND TOTAL	2,424,905	2,510,234	85,329

STATE OF NEW YORK - JUDICIARY
BUDGET SUMMARY FOR FISCAL YEAR 2009-2010

EIGHTH DISTRICT JURY SYSTEMS OPERATIONS SUMMARY	CURR APPROP AS ADJUSTED	UCS RECOMMENDED	CHANGES TO CUR APPROP
	-----	-----	-----
PERSONAL SERVICE			
PERSONAL SERVICE REGULAR	1,346,467	1,282,208	-64,259
PERSONAL SERVICE TEMPORARY	16,784	17,940	1,156
*** TOTAL PERSONAL SERVICE	1,363,251	1,300,148	-63,103
NON-PERSONAL SERVICE			
TRAVEL	6,448	6,800	352
IN-PART SERVICES	1,800	1,420	-380
PROFESSIONAL SVCS - OTHER	2,000	2,000	0
JURY FEES	1,348,641	1,184,800	-163,841
OTHER NPS	104,090	95,980	-8,110
*** TOTAL NON-PERSONAL SERV.	1,462,979	1,291,000	-171,979
GRAND TOTAL	2,826,230	2,591,148	-235,082

STATE OF NEW YORK - JUDICIARY
BUDGET SUMMARY FOR FISCAL YEAR 2009-2010

NINTH DISTRICT
JURY SYSTEMS OPERATIONS
S U M M A R Y

	CURR APPROP AS ADJUSTED	UCS RECOMMENDED	CHANGES TO CUR APPROP
	-----	-----	-----
P E R S O N A L S E R V I C E			

PERSONAL SERVICE REGULAR	1,898,652	1,920,646	21,994
PERSONAL SERVICE OVERTIME	0	4,300	4,300
	-----	-----	-----
*** TOTAL PERSONAL SERVICE	1,898,652	1,924,946	26,294
N O N - P E R S O N A L S E R V I C E			

TRAVEL	678	718	40
IN-PART SERVICES	1,250	1,250	0
PROFESSIONAL SVCS - OTHER	2,600	1,600	-1,000
JURY FEES	1,810,676	1,713,805	-96,871
EQUIPMENT	1,000	0	-1,000
OTHER NPS	162,300	164,674	2,374
	-----	-----	-----
*** TOTAL NON-PERSONAL SERV.	1,978,504	1,882,047	-96,457
G R A N D T O T A L	-----	-----	-----
	3,877,156	3,806,993	-70,163

STATE OF NEW YORK - JUDICIARY
BUDGET SUMMARY FOR FISCAL YEAR 2009-2010

NASSAU COUNTY
JURY SYSTEMS OPERATIONS
SUMMARY

	CURR APPROP AS ADJUSTED	UCS RECOMMENDED	CHANGES TO CUR APPROP
	-----	-----	-----
PERSONAL SERVICE			
PERSONAL SERVICE REGULAR	1,306,682	1,275,864	-30,818
PERSONAL SERVICE OVERTIME	2,368	0	-2,368
*** TOTAL PERSONAL SERVICE	1,309,050	1,275,864	-33,186
NON-PERSONAL SERVICE			
LEGAL REFERENCE/CALR	1,462	1,462	0
TRAVEL	103	103	0
IN-PART SERVICES	1,625	1,625	0
PROFESSIONAL SVCS - OTHER	2,100	2,100	0
JURY FEES	1,711,188	1,521,188	-190,000
OTHER NPS	158,258	155,926	-2,332
*** TOTAL NON-PERSONAL SERV.	1,874,736	1,682,404	-192,332
GRAND TOTAL	3,183,786	2,958,268	-225,518

STATE OF NEW YORK - JUDICIARY
BUDGET SUMMARY FOR FISCAL YEAR 2009-2010

SUFFOLK COUNTY
JURY SYSTEMS OPERATIONS
S U M M A R Y

	CURR APPROP AS ADJUSTED	UCS RECOMMENDED	CHANGES TO CUR APPROP
	-----	-----	-----
P E R S O N A L S E R V I C E			

PERSONAL SERVICE REGULAR	1,142,433	1,021,907	-120,526
PERSONAL SERVICE OVERTIME	0	311	311
	-----	-----	-----
*** TOTAL PERSONAL SERVICE	1,142,433	1,022,218	-120,215
N O N - P E R S O N A L S E R V I C E			

TRAVEL	1,111	1,111	0
IN-PART SERVICES	600	600	0
JUDICIAL HEARING OFFICERS	10,800	10,800	0
PROFESSIONAL SVCS - OTHER	1,375	1,375	0
JURY FEES	1,313,248	1,213,248	-100,000
OTHER NPS	147,774	148,228	454
	-----	-----	-----
*** TOTAL NON-PERSONAL SERV.	1,474,908	1,375,362	-99,546
G R A N D T O T A L	2,617,341	2,397,580	-219,761

STATE OF NEW YORK - JUDICIARY
BUDGET SUMMARY FOR FISCAL YEAR 2009-2010

MAINTENANCE UNDISTRIBUTED JURY SYSTEMS OPERATIONS SUMMARY	CURR APPROP AS ADJUSTED	UCS RECOMMENDED	CHANGES TO CUR APPROP
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NON-PERSONAL SERVICE			

LEGAL REFERENCE/CALR	1,000	1,000	0
PROFESSIONAL SVCS - OTHER	1,232,500	1,100,500	-132,000
EQUIPMENT	340,000	0	-340,000
OTHER NPS	2,850,000	3,322,000	472,000
	-----	-----	-----
*** TOTAL NON-PERSONAL SERV.	4,423,500	4,423,500	0
	-----	-----	-----
GRAND TOTAL	4,423,500	4,423,500	0

Jury Systems Operations Position Staffing

March 31, 2010 Schedule of Positions by Staffing Category

New York City

<u>Locality</u>	<u>Nonjudicial</u>
New York	55
Bronx	18
Kings	40
Queens	26
Richmond	8
Total	147

Third District

<u>Locality</u>	<u>Nonjudicial</u>
Albany	5
Columbia	2
Greene	3
Rensselaer	3
Schoharie	1
Sullivan	3
Ulster	4
Total	21

Jury Systems Operations Position Staffing

March 31, 2010 Schedule of Positions by Staffing Category

Fourth District

<u>Locality</u>	Nonjudicial
Clinton	2
Essex	2
Franklin	1
Fulton	2
Hamilton	1
Montgomery	2
St. Lawrence	2
Saratoga	2
Schenectady	2
Warren	2
Washington	2
Total	20

Fifth District

<u>Locality</u>	Nonjudicial
Herkimer	2
Jefferson	2
Lewis	2
Oneida	4
Onondaga	6
Oswego	3
Total	19

Jury Systems Operations Position Staffing

March 31, 2010 Schedule of Positions by Staffing Category

Sixth District

<u>Locality</u>	Nonjudicial
Broome	3
Chemung	2
Chenango	1
Schuyler	1
Total	7

Seventh District

<u>Locality</u>	Nonjudicial
Cayuga	1
Livingston	1
Monroe	13
Ontario	2
Seneca	1
Steuben	1
Wayne	2
Total	21

Jury Systems Operations Position Staffing

March 31, 2010 Schedule of Positions by Staffing Category

Eighth District

<u>Locality</u>	Nonjudicial
Allegany	1
Chautauqua	2
Erie	11
Genesee	2
Niagara	4
Orleans	1
Wyoming	1
Total	22

Ninth District

<u>Locality</u>	Nonjudicial
Dutchess	5
Orange	7
Putnam	3
Rockland	5
Westchester	11
Total	31

Jury Systems Operations Position Staffing

March 31, 2010 Schedule of Positions by Staffing Category

Tenth District

<u>Locality</u>	Nonjudicial
Nassau	23
Suffolk	20
Total	43

Jury Systems Operations 2007 Workload Summary

New York City

<u>Locality</u>	<u># of Summonses & Questionnaires</u>	<u># of Jurors</u>	<u># of Juror Days</u>
New York	691,329	89,915	252,636
Kings	1,263,592	114,077	218,995
Richmond	131,540	17,397	34,796
Queens	1,476,942	53,755	138,131
Bronx	885,653	40,551	138,260
Total	4,449,056	315,695	782,818

Third District

<u>Locality</u>	<u># of Summonses & Questionnaires</u>	<u># of Jurors</u>	<u># of Juror Days</u>
Albany	68,085	7,049	13,235
Columbia	29,753	1,279	2,553
Greene	12,821	1,470	2,535
Rensselaer	59,852	3,514	6,227
Schoharie	6,752	529	856
Sullivan	48,949	2,060	3,448
Ulster	51,380	6,365	10,719
Total	277,592	22,266	39,573

Jury Systems Operations 2007 Workload Summary

Fourth District

<u>Locality</u>	<u># of Summonses & Questionnaires</u>	<u># of Jurors</u>	<u># of Juror Days</u>
Clinton	34,890	2,471	4,819
Essex	5,154	791	1,618
Franklin	13,468	845	1,452
Fulton	20,795	1,454	2,507
Hamilton	3,108	146	197
Montgomery	18,304	1,153	2,309
St. Lawrence	36,447	1,780	4,087
Saratoga	26,510	1,229	3,167
Schenectady	78,940	4,462	11,367
Warren	14,832	1,639	3,916
Washington	24,366	1,847	3,407
Total	276,814	17,817	38,846

Fifth District

<u>Locality</u>	<u># of Summonses & Questionnaires</u>	<u># of Jurors</u>	<u># of Juror Days</u>
Herkimer	10,881	1,104	1,828
Jefferson	11,246	621	2,240
Lewis	5,012	515	935
Oneida	52,982	4,550	9,338
Onondaga	65,029	8,200	17,797
Oswego	23,336	1,995	3,899
Total	168,486	16,985	36,037

Jury Systems Operations 2007 Workload Summary

Sixth District

<u>Locality</u>	<u># of Summonses & Questionnaires</u>	<u># of Jurors</u>	<u># of Juror Days</u>
Broome	37,538	4,735	8,692
Chemung	21,374	2,546	3,700
Chenango	5,040	578	896
Cortland	17,295	1,443	2,575
Delaware	11,380	834	1,487
Madison	9,995	1,104	1,551
Otsego	10,889	749	1,272
Schuyler	3,897	359	649
Tioga	4,915	705	1,249
Tompkins	12,629	698	1,852
Total	134,952	13,751	23,923

Seventh District

<u>Locality</u>	<u># of Summonses & Questionnaires</u>	<u># of Jurors</u>	<u># of Juror Days</u>
Cayuga	12,381	963	2,019
Livingston	13,308	1,176	2,147
Monroe	188,626	23,275	42,535
Ontario	21,115	2,974	5,009
Seneca	6,241	662	1,613
Steuben	16,395	1,635	2,461
Wayne	9,431	1,376	2,713
Yates	5,377	544	789
Total	272,874	32,605	59,286

Jury Systems Operations 2007 Workload Summary

Eighth District

<u>Locality</u>	<u># of Summonses & Questionnaires</u>	<u># of Jurors</u>	<u># of Juror Days</u>
Allegany	5,696	445	813
Cattaraugus	9,914	1,381	2,674
Chautauqua	24,356	1,390	1,927
Erie	113,168	23,071	40,572
Genesee	12,503	1,186	2,236
Niagara	41,647	4,616	9,836
Orleans	12,158	863	1,789
Wyoming	5,389	1,001	1,756
Total	224,831	33,953	61,603

Ninth District

<u>Locality</u>	<u># of Summonses & Questionnaires</u>	<u># of Jurors</u>	<u># of Juror Days</u>
Dutchess	117,901	5,759	13,300
Orange	155,708	12,719	21,917
Putnam	47,038	1,181	2,341
Rockland	70,120	4,885	11,005
Westchester	116,810	16,528	40,526
Total	507,577	41,072	89,089

Jury Systems Operations 2007 Workload Summary

Tenth District

<u>Locality</u>	# of Summonses & Questionnaires	# of Jurors	# of Juror Days
Nassau	445,705	47,853	83,548
Suffolk	587,832	28,926	65,682
Total	1,033,537	76,779	149,230

Program Total

# of Summonses & Questionnaires	# of Jurors	# of Juror Days
7,345,719	570,923	1,280,405

NEW YORK CITY COUNTY CLERKS

2009-10 Budget Request: \$23,695,325

This program provides funding for the New York City County Clerks' offices in New York, Bronx, Kings, Queens and Richmond Counties. Each County Clerk acts as the Commissioner of Jurors and Clerk of the Supreme Court. In 1995, the Judiciary Law and the State Finance Law were amended to require New York City to reimburse the State for the costs associated with County Clerk operations in the City, except for those related to operation and management of the jury system. Funding for jury administration is included in the Jury Systems Operations budget.

Reimbursement for County Clerk operations is made from certain recording fees that would otherwise be payable to the City of New York, along with deductions from local assistance funds to which the City is entitled.

In their capacity as Clerks of the Supreme Court, the County Clerks must receive, index, and file all Supreme Court documents and miscellaneous papers, and collect all associated filing fees, fines and revenues. The County Clerks' offices also enter all judgements and liens, maintain and preserve all County Clerk records and make them available for public inspection. They also certify filed documents, qualify notary publics and Commissioners of Deeds, issue hunting and fishing licenses and process applications for passports. The Richmond County Clerk also functions as the Registrar of Deeds for that county.

Summary of 2009-10 Funding Request:

New York City County Clerks

2009-10 Budget Request: \$23,695,325

<i>Personal Service:</i>	20,174,952
<i>Nonpersonal Service:</i>	3,520,373
<i>Maintenance Undistributed:</i>	0

The 2009-10 request of \$23,695,325 is an increase of \$344,160 (1.4%) from the current adjusted appropriation. This change consists of an increase in personal service funds of \$582,037 (2.9%) and a decrease in nonpersonal service funds of \$237,877 (-6.3%).

The personal service request for nonjudicial positions reflects the projected impact of a stringent vacancy control program, along with funding for increments, general salary increases and longevity bonuses for eligible nonjudicial employees.

The \$1,553,959 temporary service request will provide staff support to meet additional workload demands in all of the New York City County Clerk offices.

The nonpersonal service request includes \$2,551,000 in ongoing funding for records management services, primarily for microfilming of records to preserve them and make them available to the public, as well as for the costs of retrieval of records which are stored away from the courthouses.

In addition, the County Clerks' budgets include \$177,481 for administrative fees associated with the expansion of credit card payments pursuant to chapter 457 of the Laws of 2005. Previously, credit card payments could only be used for certain fees, fines and surcharges, primarily related to criminal cases. This law eliminated any constraints on the use of credit card payments and allows the Unified Court System to expand credit card acceptance for the payment of civil, administrative and surrogate fees and for fines of all types. These changes provide convenience to court users and increased court efficiency.

STATE OF NEW YORK - JUDICIARY
BUDGET SUMMARY FOR FISCAL YEAR 2009-2010

NYC COUNTY CLERKS

S U M M A R Y	CURR APPROP AS ADJUSTED	UCS RECOMMENDED	CHANGES TO CUR APPROP
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P E R S O N A L S E R V I C E			

PERSONAL SERVICE REGULAR	18,063,383	18,587,993	524,610
PERSONAL SERVICE TEMPORARY	1,510,062	1,553,959	43,897
PERSONAL SERVICE OVERTIME	19,470	33,000	13,530
	-----	-----	-----
*** TOTAL PERSONAL SERVICE	19,592,915	20,174,952	582,037
N O N - P E R S O N A L S E R V I C E			

LEGAL REFERENCE/CALR	1,800	1,800	0
TRAVEL	8,400	7,500	-900
PROFESSIONAL SVCS - OTHER	2,760,500	2,785,745	25,245
EQUIPMENT	250,000	0	-250,000
OTHER NPS	737,550	725,328	-12,222
	-----	-----	-----
*** TOTAL NON-PERSONAL SERV.	3,758,250	3,520,373	-237,877
	-----	-----	-----
G R A N D T O T A L	23,351,165	23,695,325	344,160

STATE OF NEW YORK - JUDICIARY
BUDGET SUMMARY FOR FISCAL YEAR 2009-2010

NYC COUNTY CLERKS NYC CO CLERKS' OPERATIONS OFFSET FUND S U M M A R Y	CURR APPROP AS ADJUSTED	UCS RECOMMENDED	CHANGES TO CUR APPROP
	-----	-----	-----
P E R S O N A L S E R V I C E			
PERSONAL SERVICE REGULAR	18,063,383	18,587,993	524,610
PERSONAL SERVICE TEMPORARY	1,510,062	1,553,959	43,897
PERSONAL SERVICE OVERTIME	19,470	33,000	13,530
	-----	-----	-----
*** TOTAL PERSONAL SERVICE	19,592,915	20,174,952	582,037
N O N - P E R S O N A L S E R V I C E			
LEGAL REFERENCE/CALR	1,800	1,800	0
TRAVEL	8,400	7,500	-900
PROFESSIONAL SVCS - OTHER	2,760,500	2,785,745	25,245
EQUIPMENT	250,000	0	-250,000
OTHER NPS	737,550	725,328	-12,222
	-----	-----	-----
*** TOTAL NON-PERSONAL SERV.	3,758,250	3,520,373	-237,877
	-----	-----	-----
G R A N D T O T A L	23,351,165	23,695,325	344,160

New York City County Clerks Workload & Staffing

2007 Filings

<u>Locality</u>	Notary	Supreme Ct. Records & Judgements	Certifications	Searches & Passports	Licenses Issued	Cashier Transactions	Register Division	Total
NY County	134,753	2,046,502	50,011	4,816	0	424,318	N/A	2,660,400
Bronx	2,420	318,231	31,690	12,320	0	110,000	N/A	474,661
Kings	28,314	1,234,915	38,209	720	0	197,156	N/A	1,499,314
Queens	23,520	1,112,775	45,336	10,486	0	259,580	N/A	1,451,697
Richmond	3,831	487,271	9,071	1,213	718	112,513	166,366	780,983
Total	192,838	5,199,694	174,317	29,555	718	1,103,567	166,366	6,867,055

March 31, 2010 Schedule of Positions by Staffing Category

<u>Locality</u>	Nonjudicial
NY County	101
Bronx	50
Kings	74
Queens	53
Richmond	42
Total	320

**SUPREME AND COUNTY COURT
LAW LIBRARIES**

2009-10 Budget Request: \$9,167,554

The Unified Court System's law libraries provide legal reference services and materials in support of case resolution for use by judges, court personnel and the public.

The Court Libraries Act, chapter 662 of the Laws of 1993, provides that each county have a court law library with access to the general public. The majority of these libraries have case law, statutes and secondary source materials with regard to New York State law. Materials are provided in print as well as online formats.

The use and operation of each library is established in guidelines set by the Chief Administrative Judge. In addition, each library has a four-member board of trustees to provide assistance to the Chief Administrative Judge with issues relating to the operation of the libraries.

The Court of Appeals and Appellate Division libraries are under the supervision of the judges of those courts, and are not included in this budget category.

The Unified Court System's Office of Legal Information in the Division of Court Operations assists in the administration of law libraries. This office establishes acquisition policies and procedures, negotiates discounts, and designs and implements systems to maintain and enhance an efficient statewide library network. The office provides e-mail reference services and remote access online training to court researchers. In addition, an internet-based library document delivery system has been launched to complement current access to justice initiatives.

In addition, this office has reached special purchase agreements with major legal reference publishers, including West, LexisNexis, Hein and Aspen Publishers to obtain flat rate and discount rates for both print materials and computer assisted legal research services. Funding for these agreements is requested in the Court Support Services Division of Court Operations portion of the budget.

The Law Library program provides library services at the local level and works with the Office of Legal Information on statewide programs intended to further the goal of providing professional legal reference and research assistance to both the courts and the public. These services include:

- Reference and research assistance, and access to current decisions on a federal and state level; access to statutes, codes, rules and regulations, and secondary source materials in both print and computerized formats; and access to New York Court of Appeals and Appellate Division Records and Briefs.
- Utilization of the statewide library automation system, the Library and Information Network (LION), an automated inventory control and cataloging system that maintains a computerized inventory of library holdings.
- Participation in local library consortiums and the On-line Computer Library Center (OCLC), which is an international library service and research membership organization providing participants online access to listings of collections of the other libraries in the system through interlibrary loans.
- Maintenance of traditional library collections, office collections and judicial chamber collections.

Summary of 2009-10 Funding Request:

Supreme & County Law Libraries

2009-10 Budget Request:	\$9,167,554
<i>Personal Service:</i>	7,204,061
<i>Nonpersonal Service:</i>	1,963,493
<i>Maintenance Undistributed:</i>	0

The 2009-10 request of \$9,167,554 is an increase of \$14,705 (0.1%) from the current adjusted appropriation. This change consists of an increase in personal service of \$27,812 (0.3%) and a decrease in nonpersonal service of \$13,107 (-0.6%).

The personal service request for nonjudicial positions reflects the projected impact of a stringent vacancy control program, along with funding for increments, general salary increases and longevity bonuses for eligible nonjudicial employees.

The nonpersonal service request includes funding for miscellaneous legal reference materials (\$1,475,833) that are not provided to the libraries through the statewide Office of Legal Information, where contracts with major legal publishers are budgeted and administered on behalf of the entire court system. This budget also includes miscellaneous costs for computer-assisted legal research (\$109,867) that are not covered by statewide contracts.

STATE OF NEW YORK - JUDICIARY
BUDGET SUMMARY FOR FISCAL YEAR 2009-2010

LAW LIBRARIES

S U M M A R Y

	CURR APPROP AS ADJUSTED	UCS RECOMMENDED	CHANGES TO CUR APPROP

P E R S O N A L S E R V I C E			

PERSONAL SERVICE REGULAR	7,043,957	7,068,918	24,961
PERSONAL SERVICE TEMPORARY	127,721	133,320	5,599
PERSONAL SERVICE OVERTIME	4,571	1,823	-2,748

*** TOTAL PERSONAL SERVICE	7,176,249	7,204,061	27,812
N O N - P E R S O N A L S E R V I C E			

LEGAL REFERENCE/CALR	1,584,304	1,585,700	1,396
TRAVEL	43,955	52,791	8,836
PROFESSIONAL SVCS - OTHER	43,475	43,877	402
EQUIPMENT	12,000	0	-12,000
OTHER NPS	292,866	281,125	-11,741

*** TOTAL NON-PERSONAL SERV.	1,976,600	1,963,493	-13,107
G R A N D T O T A L	9,152,849	9,167,554	14,705

STATE OF NEW YORK - JUDICIARY
BUDGET SUMMARY FOR FISCAL YEAR 2009-2010

LAW LIBRARIES STATE OPERATIONS-GEN. FUND GRAND TOTAL SUMMARY	CURR APPROP AS ADJUSTED	UCS RECOMMENDED	CHANGES TO CUR APPROP
	-----	-----	-----
PERSONAL SERVICE			

PERSONAL SERVICE REGULAR	7,043,957	7,068,918	24,961
PERSONAL SERVICE TEMPORARY	127,721	133,320	5,599
PERSONAL SERVICE OVERTIME	4,571	1,823	-2,748
	-----	-----	-----
*** TOTAL PERSONAL SERVICE	7,176,249	7,204,061	27,812
NON-PERSONAL SERVICE			

LEGAL REFERENCE/CALR	1,584,304	1,585,700	1,396
TRAVEL	43,955	52,791	8,836
PROFESSIONAL SVCS - OTHER	43,475	43,877	402
EQUIPMENT	12,000	0	-12,000
OTHER NPS	292,866	281,125	-11,741
	-----	-----	-----
*** TOTAL NON-PERSONAL SERV.	1,976,600	1,963,493	-13,107
	-----	-----	-----
GRAND TOTAL	9,152,849	9,167,554	14,705

STATE OF NEW YORK - JUDICIARY
BUDGET SUMMARY FOR FISCAL YEAR 2009-2010

NEW YORK CITY LAW LIBRARIES SUMMARY	CURR APPROP AS ADJUSTED	UCS RECOMMENDED	CHANGES TO CUR APPROP
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PERSONAL SERVICE			

PERSONAL SERVICE REGULAR	1,959,784	2,110,283	150,499
PERSONAL SERVICE TEMPORARY	105,334	113,000	7,666
-----	-----	-----	-----
*** TOTAL PERSONAL SERVICE	2,065,118	2,223,283	158,165
NON-PERSONAL SERVICE			

LEGAL REFERENCE/CALR	487,000	481,800	-5,200
TRAVEL	6,000	6,000	0
PROFESSIONAL SVCS - OTHER	12,800	16,465	3,665
EQUIPMENT	11,000	0	-11,000
OTHER NPS	79,200	75,631	-3,569
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*** TOTAL NON-PERSONAL SERV.	596,000	579,896	-16,104
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GRAND TOTAL	2,661,118	2,803,179	142,061

STATE OF NEW YORK - JUDICIARY
BUDGET SUMMARY FOR FISCAL YEAR 2009-2010

THIRD DISTRICT
LAW LIBRARIES
SUMMARY

	CURR APPROP AS ADJUSTED	UCS RECOMMENDED	CHANGES TO CUR APPROP
	-----	-----	-----
PERSONAL SERVICE			
PERSONAL SERVICE REGULAR	465,956	386,861	-79,095
PERSONAL SERVICE OVERTIME	1,858	403	-1,455
*** TOTAL PERSONAL SERVICE	467,814	387,264	-80,550
NON-PERSONAL SERVICE			
LEGAL REFERENCE/CALR	82,992	88,815	5,823
TRAVEL	0	2,756	2,756
PROFESSIONAL SVCS - OTHER	8,480	8,480	0
OTHER NPS	28,669	30,652	1,983
*** TOTAL NON-PERSONAL SERV.	120,141	130,703	10,562
GRAND TOTAL	587,955	517,967	-69,988

STATE OF NEW YORK - JUDICIARY
BUDGET SUMMARY FOR FISCAL YEAR 2009-2010

FOURTH DISTRICT LAW LIBRARIES SUMMARY	CURR APPROP AS ADJUSTED	UCS RECOMMENDED	CHANGES TO CUR APPROP
PERSONAL SERVICE			
PERSONAL SERVICE REGULAR	301,958	310,532	8,574
PERSONAL SERVICE OVERTIME	623	585	-38
*** TOTAL PERSONAL SERVICE	302,581	311,117	8,536
NON-PERSONAL SERVICE			
LEGAL REFERENCE/CALR	28,150	21,737	-6,413
TRAVEL	4,928	10,900	5,972
PROFESSIONAL SVCS - OTHER	4,610	6,110	1,500
OTHER NPS	20,303	14,240	-6,063
*** TOTAL NON-PERSONAL SERV.	57,991	52,987	-5,004
GRAND TOTAL	360,572	364,104	3,532

STATE OF NEW YORK - JUDICIARY
BUDGET SUMMARY FOR FISCAL YEAR 2009-2010

FIFTH DISTRICT LAW LIBRARIES SUMMARY	CURR APPROP AS ADJUSTED	UCS RECOMMENDED	CHANGES TO CUR APPROP
PERSONAL SERVICE			
PERSONAL SERVICE REGULAR	1,004,407	1,051,510	47,103
PERSONAL SERVICE OVERTIME	110	250	140
*** TOTAL PERSONAL SERVICE	1,004,517	1,051,760	47,243
NON-PERSONAL SERVICE			
LEGAL REFERENCE/CALR	202,625	199,275	-3,350
TRAVEL	6,615	4,700	-1,915
PROFESSIONAL SVCS - OTHER	3,300	3,200	-100
OTHER NPS	45,820	45,500	-320
*** TOTAL NON-PERSONAL SERV.	258,360	252,675	-5,685
GRAND TOTAL	1,262,877	1,304,435	41,558

STATE OF NEW YORK - JUDICIARY
BUDGET SUMMARY FOR FISCAL YEAR 2009-2010

SIXTH DISTRICT
LAW LIBRARIES
SUMMARY

	CURR APPROP AS ADJUSTED	UCS RECOMMENDED	CHANGES TO CUR APPROP
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PERSONAL SERVICE			

PERSONAL SERVICE REGULAR	494,656	507,247	12,591
PERSONAL SERVICE OVERTIME	1,980	310	-1,670
	-----	-----	-----
*** TOTAL PERSONAL SERVICE	496,636	507,557	10,921
NON-PERSONAL SERVICE			

LEGAL REFERENCE/CALR	149,450	149,450	0
TRAVEL	15,000	15,900	900
PROFESSIONAL SVCS - OTHER	2,180	2,180	0
OTHER NPS	37,528	38,120	592
	-----	-----	-----
*** TOTAL NON-PERSONAL SERV.	204,158	205,650	1,492
	-----	-----	-----
GRAND TOTAL	700,794	713,207	12,413

STATE OF NEW YORK - JUDICIARY
BUDGET SUMMARY FOR FISCAL YEAR 2009-2010

SEVENTH DISTRICT LAW LIBRARIES SUMMARY	CURR APPROP AS ADJUSTED	UCS RECOMMENDED	CHANGES TO CUR APPROP
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PERSONAL SERVICE			

PERSONAL SERVICE REGULAR	299,380	309,898	10,518
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*** TOTAL PERSONAL SERVICE	299,380	309,898	10,518
NON-PERSONAL SERVICE			

LEGAL REFERENCE/CALR	38,466	38,510	44
TRAVEL	3,695	3,900	205
PROFESSIONAL SVCS - OTHER	245	252	7
OTHER NPS	13,679	13,023	-656
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*** TOTAL NON-PERSONAL SERV.	56,085	55,685	-400
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GRAND TOTAL	355,465	365,583	10,118

STATE OF NEW YORK - JUDICIARY
BUDGET SUMMARY FOR FISCAL YEAR 2009-2010

EIGHTH DISTRICT
LAW LIBRARIES
S U M M A R Y

	CURR APPROP AS ADJUSTED	UCS RECOMMENDED	CHANGES TO CUR APPROP
	-----	-----	-----
P E R S O N A L S E R V I C E			

PERSONAL SERVICE REGULAR	511,737	499,407	-12,330
PERSONAL SERVICE TEMPORARY	6,063	5,720	-343
PERSONAL SERVICE OVERTIME	0	275	275
	-----	-----	-----
*** TOTAL PERSONAL SERVICE	517,800	505,402	-12,398
N O N - P E R S O N A L S E R V I C E			

LEGAL REFERENCE/CALR	170,036	169,975	-61
TRAVEL	2,575	3,900	1,325
PROFESSIONAL SVCS - OTHER	6,170	1,500	-4,670
OTHER NPS	14,656	13,690	-966
	-----	-----	-----
*** TOTAL NON-PERSONAL SERV.	193,437	189,065	-4,372
G R A N D T O T A L	711,237	694,467	-16,770

STATE OF NEW YORK - JUDICIARY
BUDGET SUMMARY FOR FISCAL YEAR 2009-2010

NINTH DISTRICT
LAW LIBRARIES
S U M M A R Y

	CURR APPROP AS ADJUSTED	UCS RECOMMENDED	CHANGES TO CUR APPROP
	-----	-----	-----
P E R S O N A L S E R V I C E			

PERSONAL SERVICE REGULAR	564,417	572,311	7,894
PERSONAL SERVICE TEMPORARY	16,324	14,600	-1,724
	-----	-----	-----
*** TOTAL PERSONAL SERVICE	580,741	586,911	6,170
N O N - P E R S O N A L S E R V I C E			

LEGAL REFERENCE/CALR	143,025	143,257	232
TRAVEL	1,552	1,145	-407
EQUIPMENT	1,000	0	-1,000
OTHER NPS	13,892	15,205	1,313
	-----	-----	-----
*** TOTAL NON-PERSONAL SERV.	159,469	159,607	138
G R A N D T O T A L	740,210	746,518	6,308

STATE OF NEW YORK - JUDICIARY
BUDGET SUMMARY FOR FISCAL YEAR 2009-2010

NASSAU COUNTY LAW LIBRARIES SUMMARY	CURR APPROP AS ADJUSTED	UCS RECOMMENDED	CHANGES TO CUR APPROP
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PERSONAL SERVICE			

PERSONAL SERVICE REGULAR	500,233	405,367	-94,866
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*** TOTAL PERSONAL SERVICE	500,233	405,367	-94,866
NON-PERSONAL SERVICE			

LEGAL REFERENCE/CALR	128,000	131,118	3,118
TRAVEL	500	500	0
PROFESSIONAL SVCS - OTHER	2,750	2,750	0
OTHER NPS	14,811	14,137	-674
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*** TOTAL NON-PERSONAL SERV.	146,061	148,505	2,444
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GRAND TOTAL	646,294	553,872	-92,422

STATE OF NEW YORK - JUDICIARY
BUDGET SUMMARY FOR FISCAL YEAR 2009-2010

SUFFOLK COUNTY LAW LIBRARIES SUMMARY	CURR APPROP AS ADJUSTED	UCS RECOMMENDED	CHANGES TO CUR APPROP
PERSONAL SERVICE			
PERSONAL SERVICE REGULAR	941,429	915,502	-25,927
*** TOTAL PERSONAL SERVICE	941,429	915,502	-25,927
NON-PERSONAL SERVICE			
LEGAL REFERENCE/CALR	154,560	161,763	7,203
TRAVEL	3,090	3,090	0
PROFESSIONAL SVCS - OTHER	2,940	2,940	0
OTHER NPS	24,308	20,927	-3,381
*** TOTAL NON-PERSONAL SERV.	184,898	188,720	3,822
GRAND TOTAL	1,126,327	1,104,222	-22,105

Supreme and County Law Libraries Position Staffing

March 31, 2010 Schedule of Positions by Staffing Category

New York City

<u>Locality</u>	<u>Number of Positions</u>
Supreme Civil	4
Supreme Criminal	4
Supreme Bronx	4
Supreme Kings	6
Supreme Queens	7
Supreme Richmond	2
Total	27

Third District

<u>Locality</u>	<u>Number of Positions</u>
Supreme Albany	1
Supreme Catskill	1
Supreme Hudson	1
Supreme Kingston	2
Supreme Monticello	1
Supreme Schoharie	1
Supreme Troy	3
Total	10

Supreme and County Law Libraries Position Staffing

Fourth District

<u>Locality</u>	Number of Positions
Supreme Canton	2
Supreme Plattsburgh	1
Supreme Saratoga Springs	1
Supreme Schenectady	2
Total	6

Fifth District

<u>Locality</u>	Number of Positions
Supreme Herkimer	1
Supreme Oswego	2
Supreme Syracuse	8
Supreme Utica	4
Supreme Watertown	2
Total	17

Supreme and County Law Libraries Position Staffing

Sixth District

<u>Locality</u>	Number of Positions
Supreme Cortland	1
Supreme Norwich	1
Supreme Binghamton	3
Supreme Delhi	1
Supreme Elmira	2
Supreme Tompkins	1
Total	9

Seventh District

<u>Locality</u>	Number of Positions
Supreme Cayuga	1
Supreme Rochester	3
Supreme Steuben	1
Total	5

Eighth District

<u>Locality</u>	Number of Positions
Supreme Buffalo	8
Total	8

Supreme and County Law Libraries Position Staffing

Ninth District

<u>Locality</u>	Number of Positions
Supreme Putnam	1
Supreme Newburgh	1
Supreme New City	1
Supreme Poughkeepsie	1
Supreme White Plains	5
Total	9

Tenth District

<u>Locality</u>	Number of Positions
Nassau Supreme Mineola	9
Suffolk Supreme Riverhead	14
Total	23

**ALTERNATIVE DISPUTE RESOLUTION
AND COURT IMPROVEMENT PROGRAMS**

2009-10 Budget Request: \$9,773,154

The Office of Alternative Dispute Resolution and Court Improvement Programs (ADR/CIP), originally founded to administer community-based resolution of minor criminal, civil and family cases, now operates four main units that administer a wide array of programs and services.

The original Community Dispute Resolution Centers Program (CDRCP) supports a network of community-based, not-for-profit dispute resolution centers that serve as places where individuals can discuss and resolve their disputes after being referred by a state or local court.

This responsibility has been enhanced in recent years. The Office now provides training and program development for several Alternative Dispute Resolution (ADR) programs sponsored directly by courts.

Also, the Judiciary's Children's Centers Program, which provides day care centers that offer a safe haven for children when they must accompany an adult to a courthouse, has been transferred to this office, along with the Court Improvement Project, a federal grant program that supports permanency planning.

Community Dispute Resolution Centers

The Community Dispute Resolution Centers Program was established in 1981 and is available as an alternative to formal court proceedings to every citizen in the 62 counties of New York State. Center staff screen each prospective case and refer the participants to neutral third-party mediators who seek to assist them in the development of mutually agreeable outcomes without formally taking their cases through the judicial process. These Centers are staffed by paid, professional personnel, along with more than 1,300 trained volunteers.

In fiscal year 2007-08, the Centers served 96,791 people involved in 37,949 cases which were screened as appropriate for direct services. Those cases resulted in 20,612 conciliations, mediations, and arbitrations. Parties concluded voluntary agreements in 76% of the cases that reached the mediation or conciliation stage. A total of \$7.25 million dollars in payments to the aggrieved parties resulted from the mediation and arbitration agreements that were reached.

Referrals to the Centers come primarily from the courts but also from private and public agencies. In 2007-08, the courts provided 54% of referrals, with cases from Family Courts constituting nearly half of that amount. Thirteen percent of the referrals came from public agencies and nine percent from law enforcement agencies.

Disputes involving family and/or parenting relationships among divorced, separated or married persons, immediate or extended family or domestic partners, accounted for 27% of the cases. Common relationships among disputants who were not members of the same family were consumer-merchant (15%), ex-boy and girlfriends (10%) and landlord-tenant (10%).

The Centers also offer dispute-resolution seminars, conferences and training sessions. In addition to their work supported by the Judiciary Budget, the Centers also:

- teach conflict management skills to young people in schools,
- serve parents, children and schools in special education and other developmental disability cases through the New York State Departments of Education and Health,
- administer the Lemon Law arbitration program for consumers through the Attorney General's Office, and
- help resolve disputes over agricultural issues such as farm loans, wetland determinations and various types of conservation compliance with funding provided through the ADR Office by the U.S. Department of Agriculture.

Court-Connected ADR

From the original CDRC Program, court-sponsored mediation has moved to become a part of cases that go through the complete adjudication process in order to assist the parties in the implementation of agreed-upon settlements.

The chief focus of these court-connected ADR programs is the Family Courts, where most of the same not-for-profit agencies provide Family Court mediation services for custody and visitation and Person in Need of Supervision (PINS) cases. The Family Court mediation services program reached residents in 61 counties during 2007-08, where 11,166 cases were referred by the courts.

Other court programs are:

- Supreme Court civil and matrimonial ADR,
- mediation in permanency planning cases involving foster children in the Family Courts,
- estate mediation in the Monroe County Surrogate's Court, and
- programs in the City and District Courts that include housing and small claims mediation.

Other court-connected ADR programs include the Attorney-Client Fee Dispute Resolution Program to resolve disagreements over attorney fees in matrimonial cases, and a Mediator Ethics Advisory Committee.

The ADR program brings judges, attorneys and others together to design programs and draft rules and procedures for the operation of ADR programs consistent with local court rules and culture. The ADR office also provides extensive training for mediators and arbitrators.

Court Improvement Project

The Court Improvement Project (CIP) is a federal grant program administered by the Children's Bureau of the US Department of Health and Human Services. The CIP was established in 1994 as a response to the

dramatic increase in child abuse and neglect cases and the expanded role of the court in achieving stable and permanent homes for children in foster care.

In New York State, CIP funds amounting to approximately \$1.5 million per year have been used to provide liaison staff to key family courts. CIP funding also supports central office staff who coordinate the efforts of the liaisons and work with the courts and other agencies to improve the outcomes for children in foster care.

The CIP unit also operates the Court Appointed Special Advocates (CASA) Assistance Program, which provides grants to local CASA agencies that are funded from another part of the Judiciary Budget. Court Appointed Special Advocates are trained volunteers who are appointed by Family Court judges to advocate for the best interest of children in abuse and neglect cases. The CASA Program provides training and technical assistance to a network of providers throughout the State. In addition, the unit helps administer a new program of grants to local agencies who provide parent education courses to adults involved in Supreme or Family Court cases such as a divorce or custody dispute.

Children's Centers Program

The Unified Court System provides a statewide system of Children's Centers that offer day care services for young children accompanying adult family members to crowded courthouses. This pioneering initiative began with the observation that hundreds of young children are brought to courthouses because their caregivers have nowhere else to leave them. If they went along to the courtrooms, children could be exposed to disturbing proceedings and their presence invariably presents a distraction to the conduct of judicial business. In addition to providing a safe haven, the Children's Centers provide a vehicle for connecting children and families with vital services such as early childhood health, education and nutrition.

Summary of 2009-10 Funding Request:
**Office of Alternative Dispute Resolution and
Court Improvement Programs**

2009-10 Budget Request:	\$9,773,154
<i>Personal Service:</i>	1,430,500
<i>Nonpersonal Service:</i>	8,342,654
<i>Maintenance Undistributed:</i>	0

The 2009-10 request for the Office of Alternative Dispute Resolution and Court Improvement Programs of \$9,773,154 is an increase of \$283,496 (2.9%) over the current adjusted appropriation of \$9,489,658. This change is composed of a decrease in personal service of \$8,421 (-0.5%) and an increase in nonpersonal service of \$291,917 (3.6%).

The personal service request for nonjudicial positions reflects the projected impact of a stringent vacancy control program, along with funding for increments, general salary increases and longevity bonuses for eligible nonjudicial employees.

The requested amount of \$5,795,175 in Professional Services-ADR, provides for CDRCP contractual services and Family Court permanency planning programs. A total of \$100,000 is requested for ADR training to provide improved resources for trainers, staff and volunteer mediators in the areas of train-the-trainers,

staff training, family court custody and visitation training, and New York State Training Institutes which provide advanced mediation training workshops.

The Children's Centers Program has \$2,031,849, an 8.3% increase over the current year, for contracts with child care providers to operate day care centers in Family and City Courts in 19 counties and all 5 boroughs of New York City. A portion of this total is expected to be offset by approximately \$100,000 in federal funds provided by the Executive Branch's Office of Children and Family Services. The precise amount of Executive Branch support is unknown at this time.

A total of \$155,500 in Professional Services Arbitration is intended to fund fee arbitration contracts. A total of \$150,000 will provide grants to not-for-profit agencies conducting parent education programs in the Family Courts.

The following chart displays the General Fund amounts allocated to Professional Services - Alternative Dispute Resolution during the current fiscal year, in the ADR Office budget and elsewhere, and the requested amounts for 2009-10.

**Unified Court System
Alternative Dispute Resolution Programs**

<u>Program</u>	<u>2008-09</u>	<u>2009-10</u>	<u>Change</u>
ADR Office	\$5,612,526	\$5,795,175	\$182,649
Family Courts	2,821,372	2,875,437	54,065
City Courts	133,171	137,170	3,999
Supreme Courts	99,345	102,325	2,980
Surrogate's Courts	<u>33,667</u>	<u>34,677</u>	<u>1,010</u>
TOTAL	\$8,700,081	\$8,944,784	\$244,703

STATE OF NEW YORK - JUDICIARY
BUDGET SUMMARY FOR FISCAL YEAR 2009-2010

ADR & COURT IMPROVEMENT

S U M M A R Y	CURR APPROP AS ADJUSTED	UCS RECOMMENDED	CHANGES TO CUR APPROP
P E R S O N A L S E R V I C E			
PERSONAL SERVICE REGULAR	692,448	1,129,549	437,101
PERSONAL SERVICE TEMPORARY	746,473	300,951	-445,522
*** TOTAL PERSONAL SERVICE	1,438,921	1,430,500	-8,421
N O N - P E R S O N A L S E R V I C E			
LEGAL REFERENCE/CALR	500	500	0
TRAVEL	75,000	80,000	5,000
LEGAL SERVICES	5,862,526	5,950,675	88,149
PROFESSIONAL SVCS - OTHER	1,975,581	2,181,849	206,268
OTHER NPS	137,130	129,630	-7,500
*** TOTAL NON-PERSONAL SERV.	8,050,737	8,342,654	291,917
G R A N D T O T A L	9,489,658	9,773,154	283,496

STATE OF NEW YORK - JUDICIARY
BUDGET SUMMARY FOR FISCAL YEAR 2009-2010

ADR & COURT IMPROVEMENT STATE OPERATIONS-GEN. FUND GRAND TOTAL S U M M A R Y	CURR APPROP AS ADJUSTED	UCS RECOMMENDED	CHANGES TO CUR APPROP
P E R S O N A L S E R V I C E			
PERSONAL SERVICE REGULAR	692,448	1,129,549	437,101
PERSONAL SERVICE TEMPORARY	746,473	300,951	-445,522
*** TOTAL PERSONAL SERVICE	1,438,921	1,430,500	-8,421
N O N - P E R S O N A L S E R V I C E			
LEGAL REFERENCE/CALR	500	500	0
TRAVEL	75,000	80,000	5,000
LEGAL SERVICES	5,862,526	5,950,675	88,149
PROFESSIONAL SVCS - OTHER	1,975,581	2,181,849	206,268
OTHER NPS	137,130	129,630	-7,500
*** TOTAL NON-PERSONAL SERV.	8,050,737	8,342,654	291,917
G R A N D T O T A L	9,489,658	9,773,154	283,496

**Alternative Dispute Resolution and
Court Improvement Programs**
Position Staffing

March 31, 2010 Schedule of Positions by Staffing Category

<u>Unit</u>	Nonjudicial
Alternative Dispute Resolution and Court Improvement Programs	13

COURT SUPPORT SERVICES

2009-10 All Funds Budget Request: \$108,334,932

Centralized support services are provided to courts and court-related agencies of the Unified Court System (UCS) in the areas of technology, payroll processing, education and training, court interpreter operations, employee benefits, general administrative services, trial and local court operations, legal reference, computer assisted legal research (CALR), records management, procurement and printing services. The Offices of the Inspector General, the Administrative Judge for Matrimonial Matters and the Deputy Chief Administrative Judges for Justice Initiatives and Court Operations and Planning also provide support services to the courts and court-related agencies of the Unified Court System. The Court Support Services units that perform these functions are described below.

Division of Technology

The Division of Technology (DOT) provides automation and telecommunications services to all courts and agencies in the Unified Court System. These services primarily include software applications support, electronic recording support, security web camera installation and support, network support, technology procurement, and the provision of statewide telecommunications, e-mail and internet services. These services allow the court system to perform a wide range of case management and administrative functions and also provide information and communications capabilities both within the court system and to other state departments, agencies, local government units and the public. In addition, DOT operates the Statewide Domestic Violence Registry and a Technical Support Center.

DOT software applications support case management, administrative and management reporting systems. Currently, a major initiative is underway to create a centralized automated case processing system, known as the Universal Case Management System (UCMS), to be used by all courts in the Unified Court System. The family component of the system was completed in 2003. The surrogate component will be fully operational by the end of 2009-10, and the local civil components will be implemented in stages with completion expected in 2010. Implementation of the criminal and supreme civil components of this system is ongoing.

New software applications currently being developed by DOT include a new case processing system for the Court of Appeals, a scheduling program for court interpreters, a law guardian voucher processing system, and a trial court cashiering system. In addition, significant improvements are being made to the jury management, sex offender, Integrated Domestic Violence, and drug court applications.

The backbone of the Unified Court System's automation system is Courtnet, a high-speed network that extends to over 250 locations and supports the work of over 16,000 employees statewide. These employees are all part of the statewide e-mail system that is the major form of communication within the Unified Court System, handling approximately 70,000 messages daily. The court system's intranet is also the primary source of administrative forms and information, court manuals and documents and other publications and press releases. Systems are now being installed that will provide internet services to members of the justice community, jurors and the public.

In order to ensure the reliability and functionality of Courtnet, DOT is now implementing redundant wiring in several major locations across the state. In addition, an Internet Protocol (IP) phone system is also being implemented in all of the state's major courthouses. This is intended to provide the courts with a more adaptable phone system that merges computer and telephone.

Courtnet also provides the Unified Court System with extensive video conferencing capabilities. Video conferencing is available to all of the administrative offices in the court system, 14 courtrooms within the Supreme Court in New York City and all counties outside New York City. Video conferencing is primarily used for inmate video appearances, court system meetings and training throughout the state. Most recently, video conferencing has been used to provide court interpreting services to remote locations where interpreting services are not readily available.

In addition to these ongoing responsibilities, DOT has assumed a lead role in the implementation of many of the recommendations in the Action Plan for the Town and Village Courts which was issued in November 2006. Each local Justice Court now has digital recording technology, personal computers, and an established e-mail account. Support for these courts will continue to be provided by DOT, with a primary focus in the upcoming fiscal year being the development of a Town and Village Case Management System, currently in the planning stages. While the funding for these initiatives is reflected in the budget for the Town and Village Courts Program, it is worth noting that DOT is responsible for carrying out many of these recommendations.

Division of Court Operations

The Division of Court Operations is responsible for providing statewide direction, coordination and support to the trial courts in order to assist them in meeting their goals and objectives. The office accomplishes this by making site visits to ascertain how courts are meeting their responsibilities. This process allows them to identify strong or successful practices and then act as a network by sharing these practices with similar courts to help improve their operations. The office also acts as a liaison between the courts and the Office of Court Administration (OCA) regarding operational issues.

Office of Legal Information

The Office of Legal Information provides professional support and assistance to courts, law libraries and the public in the areas of legal research, library operations, and information management. The office develops and coordinates new programs to insure that court law libraries implement procedures, keeping law libraries up-to-date with current trends in technology. In order to accomplish these goals, the office manages the Library and Information Network (LION), which is a statewide automation system that manages online library catalogs, provides inventories of collections, and tracks purchase orders, invoices and the circulation of materials.

Most recently, the office negotiated a "Library Maintenance Agreement" with West Publishing Company. The goal of this agreement was for the UCS to maintain most of its current library and chambers collections yet have stable, monthly pricing and predictable inflation rates. The agreement covers the period from July 1, 2007 through March 31, 2012.

Office of Records Management

The Office of Records Management assists the courts and agencies of the Unified Court System in managing the volumes of records produced each day by providing records management guidance, technical assistance and training. The office promulgates guidelines for the preservation and use of records in paper or micrographic formats, as well as records maintained in electronic mediums. They consult with courts and agencies to determine the most effective method of maintaining and retrieving information and, where appropriate, assist with the active scanning of records and production of CD's for storage of information. For those courts or agencies selecting a micrographics format, the unit provides microfilm and reproduction

services. Central to all of these functions is the effort to streamline operations and lower costs while maintaining file integrity.

The Office of Records Management has also established a records storage facility at the Brooklyn Army Terminal in New York City to provide storage services to the courts in a modern and secure environment.

Central Payroll Offices

The Central Payroll Offices are responsible for biweekly payroll processing and related functions for judges, justices and nonjudicial employees in the Unified Court System.

Regional Central Services

The Regional Central Services unit provides centralized purchasing, printing and high volume photocopying services to courts, district offices and OCA units. This unit is also responsible for the oversight and operation of a storage center in Albany for inactive OCA records.

Division of Human Resources - Court Support Units

The Division of Human Resources court support units are funded for the staff and operation of the Human Resources Administrative Office, the Judicial Benefits unit, the Career Services unit and the Workforce Diversity office.

Human Resources Administrative Office

This office is responsible for managing and providing support services for all units within the Division of Human Resources. The office oversees Kronos system functionality and provides support services to the courts regarding time and leave administration.

In addition, this office is responsible for the administration and implementation of the PeopleSoft Human Resources Management System, which is an ongoing project to modernize existing paper-based, labor intensive human resource functions. In particular, this system will aid timekeeping, position management and personnel functions.

The office is also responsible for administering the court system's canvas process for Court Officer Trainees, overseeing the administration of the Commercial Division Fellowship Program and processing all employment transactions for OCA employees.

Judicial Benefits

This unit provides comprehensive benefits assistance to judges, justices and court employees. This unit also serves as a resource for information on the Retirement System and nonunion benefits such as life insurance and dental and vision plans. Judicial Benefits sponsors special benefits seminars on retirement, financial planning and deferred compensation and administers the Work/Life Assistance Program.

Career Services

This unit is responsible for providing and coordinating education and training programs for the court system's nonjudicial workforce. Programs are designed to provide employees with the tools and resources to enhance workplace skills. Programs range from those directed to specific job series including Court Reporters, Court Clerks and Court Interpreters to other programs specifically designed for supervisors and managers. The office sponsors a program for newly appointed supervisors and annual programs for court managers. Computer software workshops are available as well as programs concentrating on personal professional development.

Workforce Diversity

This office oversees implementation of the Unified Court System's Workforce Diversity program. The mission of the office is to provide resources to judicial and nonjudicial personnel on diversity-related matters and to initiate and develop programs to ensure that the Unified Court System has a diverse workforce.

Education and Training

The Education and Training unit provides continuing legal education and program offerings for state-paid judges, town and village justices, family court support magistrates and employees in the legal series. The Judicial Institute at Pace University also operates in conjunction with the Education and Training Office.

Matrimonial Case Administration

The Office of the Administrative Judge for Matrimonial Matters is responsible for effectively delivering information and services relating to matrimonial matters to the judiciary, nonjudicial employees and matrimonial counsel statewide. The office provides mandatory one and one-half day legal training to judges newly assigned to the matrimonial bench. This is intended to ensure that the judiciary assigned to matrimonial parts possesses the specialized education and training necessary to understand the general dynamics of family relationships; the impact of divorce on litigants and children; and, a degree of sophistication about economic issues in the increasingly complex law of equitable distribution.

DCAJ for Justice Initiatives

The Office of the Deputy Chief Administrative Judge for Justice Initiatives seeks to eliminate barriers to the courts for low-income New Yorkers. The office is responsible for recommending and implementing measures that will establish permanent funding for civil legal services, increasing the provision of pro bono services and addressing the needs and challenges of self-represented litigants.

During 2006, "ProBonoNY", the court-sponsored pro bono initiative undertaken under the guidance of the Deputy Chief Administrative Judge for Justice Initiatives, was launched. Implementation of this initiative is taking place through a series of local action committees established in each judicial district. The goal of the committees will be to broaden the volunteer base of attorneys available to handle pro bono matters.

DCAJ for Court Operations and Planning

The Office of the Deputy Chief Administrative Judge for Court Operations and Planning is responsible for planning and implementing innovative problem solving initiatives statewide. Currently, the office is

supervising the planning and operation of Integrated Domestic Violence Courts across New York State. This initiative has grown from 6 pilot courts that opened in 2003 to 38 courts that are currently operational.

Building on their work with Integrated Domestic Violence Courts, the office was asked to begin overseeing Domestic Violence Courts across the state as well. There are 28 Domestic Violence Courts throughout the state and 3 more in the planning stage.

In 2005, the Office was appointed to oversee the Mental Health Courts, which seek to find a new array of responses for mentally ill defendants who participate on a voluntary basis. Mentally ill defendants charged with a misdemeanor, or defendants who would otherwise be incarcerated, may choose to participate instead in treatment programs offered by the Mental Health Courts. There are currently 12 Mental Health Courts throughout the state with 4 more in the planning stage.

Also during 2005, the Office of the Deputy Chief Administrative Judge for Court Operations and Planning began overseeing the policy development and planning for Sex Offender Courts. There are currently five Sex Offender Courts in operation with two more in the planning stage. These courts incorporate new approaches to dispositions and monitoring in sex offender cases and coordinate more effectively with outside agencies, including departments of probation and parole and victim services.

The Deputy Chief Administrative Judge for Court Operations and Planning is also the director of the Drug Treatment Court Program in New York State.

Summary of 2009-10 Funding Request:

Court Support Services

2009-10 Budget Request: \$108,334,932	
<i>Personal Service:</i>	41,798,941
<i>Nonpersonal Service:</i>	66,535,991
<i>Maintenance Undistributed:</i>	0

The all funds budget request for the Court Support Services program totals \$108,334,932. This represents an increase of \$1,444,167 (1.3%) over the current year adjusted allocation of \$106,890,765. This change consists of an increase in personal service of \$238,466 (0.5%) and an increase in nonpersonal service of \$1,205,701 (1.8%).

The personal service request for nonjudicial positions reflects the projected impact of a stringent vacancy control program, along with funding for increments, general salary increases and longevity bonuses for eligible nonjudicial employees.

The temporary service request of \$3,137,083 supports ongoing court support operations, including funding 5 payroll clerks assisting with PeopleSoft implementation (241,260), 7 support staff at the Judicial Institute (560,587) and 13 programmers, systems analysts and network technologists supporting technology development projects (1,026,549). Half-year funding is also reflected for 15 Legal Fellows (535,135) and 6 Commercial Division Law Clerks (179,433); however, in order to control costs in the current fiscal environment, these programs will be suspended when the current students complete their fellowships in September 2009.

The nonpersonal service request will fund ongoing centralized court support services, including \$17 million for legal reference materials, \$9.7 million for rental of office and training space, \$2.3 million for education and training programs, \$6.7 million for Courtnet support, \$8.5 million in information technology and other services for hardware and software maintenance, \$6.1 million for computer assisted legal research, and \$4 million for the cyclical replacement of computer equipment.

Nonpersonal service categories with significant increases include real estate rentals (1,017,404), other general services (585,200), and computer assisted legal research (587,200).

The increase in real estate rentals is attributable to new office space for Payroll Operations in New York City and for local Justice Court support staff in Buffalo and Syracuse. Additional office space rentals for Court of Claims judges is also reflected.

The increase in Other General Services reflects the significant costs that will be required to administer the Court Officer exam in the 2009-10 fiscal year. This is the largest exam administered by the Unified Court System.

Decreases in nonpersonal service are reflected in legal reference (-827,504) and conferences and training (-1,081,000). The decrease for legal reference materials reflects savings associated with the new Library Maintenance Agreement negotiated with West Publishing. The decrease in conferences and training has been taken as a cost saving measure.

Program Summary

Division of Technology - All Funds Request: \$41,859,954

The budget request for DOT reflects funding for ongoing projects in support of court operations. This funding includes \$23,794,959 from the State Operations General Fund and \$18,064,995 from the Judiciary Data Processing Special Revenue Offset Account Fund.

The personal service request of \$18,064,995 supports 205 nonjudicial staff. Also reflected is a temporary service request of \$1,026,549 which supports current operational levels.

The nonpersonal service request of \$23,794,959 provides funds necessary to support DOT's ongoing operations, including software support for case processing and administrative functions, telecommunications, network communications (Courtnet), equipment rentals, maintenance and supplies, technology training, travel and office space rental. The ongoing portion of the nonpersonal service budget also supports projects to upgrade and modernize case management and administrative applications, telecommunications and Courtnet. Funding for the Family Protection Registry Center at Rensselaer Technology Park is also reflected.

DOT will also continue the replacement of computers, printers, digital senders, laptops, network servers and UPS batteries; the provision of equipment to upgrade centralized computer operations; support of video-

conferencing, video surveillance and digital audio-recording technology; disaster recovery and emergency preparedness, and the increase of network storage capacity.

Division of Court Operations - \$2,096,339

The 2009-10 budget request for the Division of Court Operations includes \$1,955,789 in personal service and \$140,550 in nonpersonal service. The personal service request supports 22 staff whose functions are to provide statewide centralized support for day-to-day court operations and assist in improving their processes and procedures. The nonpersonal service request includes \$86,000 for travel, reflecting the unit's mission to provide significant on-site services.

Office of Legal Information - \$24,510,598

The 2009-10 budget request for the Office of Legal Information includes \$1,187,056 in personal service and \$23,323,542 in nonpersonal service.

The personal service request supports 13 nonjudicial staff. The nonpersonal service request includes \$17,006,496 for legal reference materials and \$6,123,040 for computer assisted legal research. The request for legal reference materials is based on the new Library Maintenance Agreement negotiated with West Publishing.

Office of Records Management - \$1,717,181

The 2009-10 budget request for the Office of Records Management includes \$1,206,959 in personal service and \$510,222 in nonpersonal service. The personal service request supports 20 nonjudicial staff.

Central Payroll Units - \$2,692,075

The 2009-10 budget request for the Central Payroll Units includes \$2,565,901 in personal service and \$126,174 in nonpersonal service. The personal service request supports 32 nonjudicial staff.

Regional Central Services - \$710,479

The 2009-10 budget request for Regional Central Services includes \$365,417 in personal service and \$345,062 in nonpersonal service. The personal service request supports six staff who provide centralized purchasing, printing, photocopying and delivery services to courts and OCA units located throughout the state.

Division of Human Resources: Court Support Units - \$8,452,632

The Division of Human Resources Court Support units are funded for the staff and operation of the Human Resources Administrative Office, the Judicial Benefits unit, the Career Services unit and the Workforce Diversity office.

The 2009-10 budget request for the Court Support units of the Division of Human Resources includes \$5,435,393 in personal service and \$3,017,239 in nonpersonal service. The personal service request supports 51 nonjudicial staff.

Education and Training - \$5,056,276

The 2009-10 budget request for Education and Training, including operating costs for the Judicial Institute, includes \$1,397,339 in personal service and \$2,853,000 in nonpersonal service.

The personal service request supports nine nonjudicial staff. The nonpersonal service request provides \$1,525,000 for ongoing education and training programs for state-paid judges, town and village justices, family court support magistrates and employees in the legal series.

Matrimonial Case Administration - \$783,544

The 2009-10 budget request for Matrimonial Case Administration includes \$413,944 in personal service and \$369,600 in nonpersonal service. The personal service request supports four staff under the direction of the Administrative Judge for Matrimonial Matters. The nonpersonal service request includes \$315,000 for Uncontested Divorce form packets which are being provided to assist self-represented litigants.

Administrative Services - \$13,252,995

The 2009-10 budget request for Administrative Services includes \$2,455,552 in personal service and \$10,797,443 in nonpersonal service. The personal service request supports 34 staff. The nonpersonal service request includes \$8,650,000 in real estate rentals for offices in New York City, White Plains, Albany, Syracuse, Buffalo and Cohoes.

Office of Inspector General - \$1,445,143

The 2009-10 budget request for the Office of Inspector General includes \$1,395,643 in personal service and \$49,500 in nonpersonal service. The personal service request supports 14 staff.

DCAJ for Justice Initiatives - \$1,724,476

The 2009-10 budget request for the DCAJ for Justice Initiatives includes \$929,476 in personal service and \$795,000 in nonpersonal service. The personal service request supports eight nonjudicial staff. The nonpersonal service request includes \$600,000 for the "ProBonoNY" initiative.

DCAJ for Court Operations and Planning - \$1,397,857

The 2009-10 budget request for the DCAJ for Court Operations and Planning includes \$1,055,457 in personal service and \$342,400 in nonpersonal service. The personal service request supports eight nonjudicial staff.

Court Interpreting Services - \$3,984,720

The 2009-10 budget request for the centralized court interpreter pools totals \$3,984,720. The request supports 70 court interpreters who provide interpreting services throughout the state. These lines are established in compliance with the settlement agreement with the Public Employment Relations Board and District Council 37, the provisions of which require that voucher-paid per diem interpreters working the equivalent of 30% or more of a full-time position for at least 9 out of the 12 previous months be offered a salaried position with the UCS.

Pursuant to this settlement, it is requested that the Unified Court System be allowed to establish up to ten new Court Interpreter lines in January of 2010.

STATE OF NEW YORK - JUDICIARY
BUDGET SUMMARY FOR FISCAL YEAR 2009-2010

COURT SUPPORT SERVICES

S U M M A R Y	CURR APPROP AS ADJUSTED	UCS RECOMMENDED	CHANGES TO CUR APPROP
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P E R S O N A L S E R V I C E			

PERSONAL SERVICE REGULAR	36,582,055	38,118,018	1,535,963
PERSONAL SERVICE TEMPORARY	4,405,550	3,137,083	-1,268,467
PERSONAL SERVICE OVERTIME	572,870	543,840	-29,030
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*** TOTAL PERSONAL SERVICE	41,560,475	41,798,941	238,466
N O N - P E R S O N A L S E R V I C E			

LEGAL REFERENCE/CALR	23,412,330	23,172,026	-240,304
TRAVEL	1,536,530	1,704,130	167,600
IN-PART SERVICES	0	800	800
PROFESSIONAL SVCS - OTHER	11,711,854	12,530,269	818,415
SECURITY SERVICES	0	528	528
EQUIPMENT	4,000,000	4,000,000	0
OTHER NPS	24,669,576	25,128,238	458,662
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*** TOTAL NON-PERSONAL SERV.	65,330,290	66,535,991	1,205,701
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G R A N D T O T A L	106,890,765	108,334,932	1,444,167

STATE OF NEW YORK - JUDICIARY
BUDGET SUMMARY FOR FISCAL YEAR 2009-2010

COURT SUPPORT SERVICES STATE OPERATIONS-GEN. FUND GRAND TOTAL SUMMARY	CURR APPROP AS ADJUSTED	UCS RECOMMENDED	CHANGES TO CUR APPROP
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PERSONAL SERVICE			

PERSONAL SERVICE REGULAR	20,426,747	21,046,252	619,505
PERSONAL SERVICE TEMPORARY	3,007,901	2,110,534	-897,367
PERSONAL SERVICE OVERTIME	455,280	428,275	-27,005

*** TOTAL PERSONAL SERVICE	23,889,928	23,585,061	-304,867
NON-PERSONAL SERVICE			

LEGAL REFERENCE/CALR	23,412,330	23,172,026	-240,304
TRAVEL	1,536,530	1,704,130	167,600
IN-PART SERVICES	0	800	800
PROFESSIONAL SVCS - OTHER	11,711,854	12,530,269	818,415
SECURITY SERVICES	0	528	528
EQUIPMENT	4,000,000	4,000,000	0
OTHER NPS	24,669,576	25,128,238	458,662

*** TOTAL NON-PERSONAL SERV.	65,330,290	66,535,991	1,205,701

GRAND TOTAL	89,220,218	90,121,052	900,834

STATE OF NEW YORK - JUDICIARY
BUDGET SUMMARY FOR FISCAL YEAR 2009-2010

COURT SUPPORT SERVICES COURT FACILITIES INCENTIVE AID FUND S U M M A R Y	CURR APPROP AS ADJUSTED	UCS RECOMMENDED	CHANGES TO CUR APPROP
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P E R S O N A L S E R V I C E			

PERSONAL SERVICE REGULAR	133,173	148,885	15,712
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*** TOTAL PERSONAL SERVICE	133,173	148,885	15,712
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G R A N D T O T A L	133,173	148,885	15,712

STATE OF NEW YORK - JUDICIARY
BUDGET SUMMARY FOR FISCAL YEAR 2009-2010

COURT SUPPORT SERVICES JUDICIARY DATA PROCESSING OFFSET FUND SUMMARY	CURR APPROP AS ADJUSTED	UCS RECOMMENDED	CHANGES TO CUR APPROP
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PERSONAL SERVICE			

PERSONAL SERVICE REGULAR	16,022,135	16,922,881	900,746
PERSONAL SERVICE TEMPORARY	1,397,649	1,026,549	-371,100
PERSONAL SERVICE OVERTIME	117,590	115,565	-2,025
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*** TOTAL PERSONAL SERVICE	17,537,374	18,064,995	527,621
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GRAND TOTAL	17,537,374	18,064,995	527,621

Court Support Services Position Staffing

March 31, 2010 Schedule of Positions by Staffing Category

<u>Unit</u>	No. of Positions
District Offices - JDPOA	22
Division of Technology - JDPOA	183
Internal Affairs - JDPOA	3
Legal Resources	13
Records Management	20
Central Payroll Units	32
Regional Central Services	6
Education & Training	6
Judicial Benefits	9
Career Services	5
Division of Court Operations	22
Matrimonial Case Administration	4
Administrative Services	34
Office of Inspector General	14
Internal Affairs - CFIA	2
Workforce Diversity	7
DCAJ for Justice Initiatives	8
Judicial Institute	3
Human Resource Administration	30
DCAJ Court Operations & Planning	8
Court Interpreter Program	70
Total	501

**TOWN AND VILLAGE -
STATE OPERATIONS**

2009-10 Budget Request: \$12,405,622

New York State has more than 1,300 town and village courts that operate in 57 counties—in all areas of the State with the exception of New York City. These courts, also referred to as Justice Courts, are funded and operated by their own municipalities. The town and village justices who sit in these courts process an estimated two million cases a year. These justices are typically elected by the voters within the individual towns or villages in which they sit and often work on a part-time basis only. In addition to routine traffic infractions and parking violations, town and village justices preside over all types of misdemeanor criminal matters, from drunken driving cases to sexual offenses, domestic violence assaults, drug offenses, and other charges. In such cases, local justices conduct suppression hearings, authorize search warrants, preside over jury trials, and impose jail sentences of up to one year. On the felony side, town and village justices conduct arraignments (including on weekends, holidays and in the middle of the night) in all categories of cases, from armed robberies to homicides. Their civil jurisdiction includes small claims matters, residential and commercial landlord-tenant cases, summary eviction proceedings and other civil disputes.

In recent years, these courts have received a great deal of attention from the press, the public and the legal community. In the fall of 2006, a series of articles in The New York Times reported alleged failings and abuses by a number of judges in the Justice Courts. Additionally, a report issued by the State Comptroller identified areas of financial mismanagement in a significant number of the town and village courts audited. Shortly after these inadequacies were discovered, the Unified Court System issued an “Action Plan for the Justice Courts” which announced first-time statewide initiatives for increased training and supervision of town and village justices and other new support to improve the efficiency and quality of the Justice Courts. The 2008-09 Judiciary Budget requested an increased appropriation of \$10 million—\$5 million in State Operations funding and \$5 million in Local Assistance funding—for Justice Courts in order to begin implementation of the recommended initiatives. The funds were approved by the Legislature and have been used to support the Justice Court’s Local Assistance Program (JCAP), as well as to install equipment to provide for the electronic recording of Justice Court proceedings; to provide enhanced information technology support, including e-mail and on-line legal research capabilities; to expand the existing credit card system for the payment of fees and fines; to develop a comprehensive new training program for town and village justices and nonjudicial staff; to perform facility security assessments and provide magnetometers; and to enhance audit oversight of financial activities.

In addition to fiscal, administrative and operational support, the Unified Court System has also sought legislative changes to improve the efficiency and quality of the Justice Courts. The Legislature, at OCA’s request, raised the annual cap on grants awarded through the JCAP Program from \$20,000 to \$30,000. The Legislature also simplified and clarified various State law provisions governing the temporary assignment of Justices from one locality to another, by authorizing the Chief Administrative Judge, in the event of illness, death or other unavailability of a Justice, to temporarily assign another Justice or a City Court Judge from the county or an adjoining county, with related expenses to be paid by the Unified Court System.

In 2006, Chief Judge Judith S. Kaye appointed the Special Commission on the Future of the New York State Courts to assess the effectiveness of the State’s current court structure and propose reforms to better meet the needs and expectations of New Yorkers. The Commission was comprised of respected lawyers, civic leaders, government and private sector representatives, academicians, and sitting and former trial and appellate court judges. The chairman of the Commission was Carey R. Dunne, a partner at the law firm of Davis Polk & Wardwell in New York City.

The Commission released its report in September of 2008. The report is based on the most extensive review of the Justice Court System in New York's history, including visits to town and village courts in every judicial district in the State. The Commission also held public hearings in Albany, Ithaca, Rochester and White Plains, where it heard testimony and received submissions from 85 witnesses. Among the Commission's findings and recommendations are:

Legislative Enactment of a Process for the Consolidation of Justice Courts

The current array of more than 1,250 Justice Courts has grown on an ad hoc basis over hundreds of years, with no rational assessment of state or local needs. This large number of local courts imposes enormous burdens on taxpayer-funded resources, such as state and county law enforcement, legal and probation services. The Commission proposed that the Legislature establish a locally-based process that will result in a reduction in the number of Justice Courts. In addition to increasing efficiency and reducing redundancy, fewer town and village courts would allow more targeted and meaningful support to upgrade facilities and security of the courts that remain, and would also make it more feasible to provide higher judicial salaries, which could in turn encourage more qualified candidates to seek office.

Promulgation of Minimum Standards

The Commission found a wide range of conditions under which the Justice Courts function. The Commission therefore proposed the promulgation of minimum standards—for court facilities, resources, security and other areas—to ensure that all Justice Courts are safe and fit for judicial proceedings.

Protecting Litigants' Rights and Improving the Bench

The Commission found that the majority of town and village justices are hardworking, experienced and are adequately performing their important duties, and that the rights of those who appear in our Justice Courts can be protected without abolishing non-attorney justices. The Commission proposed to further improve the quality of the Justice Court bench and safeguard the rights of litigants through the legislative enactment of a minimum age requirement of 25 for incoming justices, and a minimum education requirement of a two-year degree from an accredited college. The Commission also recommended further training for town and village justices as well as legislation granting defendants who appear before a non-attorney justice in a misdemeanor criminal case with an automatic "op-out" right to have his or her case heard by an attorney judge.

Reform of Justice Court Funding

The Commission found that achieving Justice Court reforms would require a rethinking of how Justice Courts are funded. The Commission proposed that the Legislature and OCA undertake a study of the Justice Court fine and fee system and propose reforms that, in part, would ensure that revenues generated are used to provide courts with the basic resources needed to operate properly.

**Summary of 2009-10 Funding Request:
Town and Village - State Operations**

2009-10 Budget Request: \$12,405,622	
<i>Personal Service:</i>	4,879,447
<i>Nonpersonal Service:</i>	1,744,875
<i>Maintenance Undistributed:</i>	5,781,300

The 2009-10 request of \$12,405,622 is an increase of \$238,164 (1.9%) over the current adjusted appropriation. This change consists of an increase in personal service of \$1,318,883 (37.0%) and an increase in nonpersonal service of \$137,981 (8.5%). These increases are partially offset by a decrease in maintenance undistributed funds of \$1,218,700 (-17.4%).

The personal service funding requested for nonjudicial positions reflects the projected impact of a stringent vacancy control program, along with funding for increments, general salary increases and longevity bonuses for eligible nonjudicial employees.

The increase in personal service is attributable to the establishment of 56 positions which have been authorized to assist in implementation of the initiatives recommended in the "Action Plan for the Justice Courts", including providing legal assistance, information technology support, training and auditing services.

The nonpersonal service request of \$1,744,875 will fund the significant travel, training and software costs incurred by the Unified Court System as it provides support to these geographically-dispersed courts.

In addition to these ongoing costs, a maintenance undistributed request of \$5,781,300 is reflected. These funds are requested to continue current year efforts to provide digital recording devices, personal computers and printers, and to continue development of a case management system for the Town and Village Courts.

STATE OF NEW YORK - JUDICIARY
BUDGET SUMMARY FOR FISCAL YEAR 2009-2010

TOWN AND VILLAGE			
SUMMARY	CURR APPROP AS ADJUSTED	UCS RECOMMENDED	CHANGES TO CUR APPROP
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PERSONAL SERVICE			

PERSONAL SERVICE REGULAR	1,145,122	4,176,660	3,031,538
PERSONAL SERVICE TEMPORARY	2,403,892	681,947	-1,721,945
PERSONAL SERVICE OVERTIME	11,550	20,840	9,290

*** TOTAL PERSONAL SERVICE	3,560,564	4,879,447	1,318,883
NON-PERSONAL SERVICE			

LEGAL REFERENCE/CALR	3,500	3,500	0
TRAVEL	631,415	523,621	-107,794
PROFESSIONAL SVCS - OTHER	14,000	132,000	118,000
OTHER NPS	957,979	1,085,754	127,775

*** TOTAL NON-PERSONAL SERV.	1,606,894	1,744,875	137,981
MAINT. UNDISTRIBUTED			

TOWN & VILLAGE COURTS	11,718,700	5,781,300	-5,937,400

*** TOTAL MAINT. UNDISTRB	11,718,700	5,781,300	-5,937,400

GRAND TOTAL	16,886,158	12,405,622	-4,480,536

STATE OF NEW YORK - JUDICIARY
BUDGET SUMMARY FOR FISCAL YEAR 2009-2010

TOWN AND VILLAGE STATE OPERATIONS-GEN. FUND GRAND TOTAL SUMMARY	CURR APPROP AS ADJUSTED	UCS RECOMMENDED	CHANGES TO CUR APPROP

PERSONAL SERVICE			

PERSONAL SERVICE REGULAR	1,145,122	4,176,660	3,031,538
PERSONAL SERVICE TEMPORARY	2,403,892	681,947	-1,721,945
PERSONAL SERVICE OVERTIME	11,550	20,840	9,290

*** TOTAL PERSONAL SERVICE	3,560,564	4,879,447	1,318,883
NON-PERSONAL SERVICE			

LEGAL REFERENCE/CALR	3,500	3,500	0
TRAVEL	631,415	523,621	-107,794
PROFESSIONAL SVCS - OTHER	14,000	132,000	118,000
OTHER NPS	957,979	1,085,754	127,775

*** TOTAL NON-PERSONAL SERV.	1,606,894	1,744,875	137,981
MAINT. UNDISTRIBUTED			

TOWN & VILLAGE COURTS	7,000,000	5,781,300	-1,218,700

*** TOTAL MAINT. UNDISTRB	7,000,000	5,781,300	-1,218,700
GRAND TOTAL	12,167,458	12,405,622	238,164

STATE OF NEW YORK - JUDICIARY
BUDGET SUMMARY FOR FISCAL YEAR 2009-2010

THIRD DISTRICT TOWN AND VILLAGE SUMMARY	CURR APPROP AS ADJUSTED	UCS RECOMMENDED	CHANGES TO CUR APPROP
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PERSONAL SERVICE			

PERSONAL SERVICE REGULAR	0	116,427	116,427
PERSONAL SERVICE TEMPORARY	95,885	10,000	-85,885
PERSONAL SERVICE OVERTIME	3,300	3,000	-300
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*** TOTAL PERSONAL SERVICE	99,185	129,427	30,242
NON-PERSONAL SERVICE			

TRAVEL	6,000	8,315	2,315
OTHER NPS	4,000	4,000	0
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*** TOTAL NON-PERSONAL SERV.	10,000	12,315	2,315
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GRAND TOTAL	109,185	141,742	32,557

STATE OF NEW YORK - JUDICIARY
BUDGET SUMMARY FOR FISCAL YEAR 2009-2010

FOURTH DISTRICT
TOWN AND VILLAGE
SUMMARY

	CURR APPROP AS ADJUSTED	UCS RECOMMENDED	CHANGES TO CUR APPROP
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PERSONAL SERVICE			
PERSONAL SERVICE REGULAR	0	95,287	95,287
PERSONAL SERVICE TEMPORARY	95,885	2,000	-93,885
*** TOTAL PERSONAL SERVICE	95,885	97,287	1,402
NON-PERSONAL SERVICE			
TRAVEL	15,000	10,000	-5,000
OTHER NPS	0	12,515	12,515
*** TOTAL NON-PERSONAL SERV.	15,000	22,515	7,515
GRAND TOTAL	110,885	119,802	8,917

STATE OF NEW YORK - JUDICIARY
BUDGET SUMMARY FOR FISCAL YEAR 2009-2010

FIFTH DISTRICT TOWN AND VILLAGE SUMMARY	CURR APPROP AS ADJUSTED	UCS RECOMMENDED	CHANGES TO CUR APPROP
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PERSONAL SERVICE			

PERSONAL SERVICE REGULAR	96,706	207,669	110,963
PERSONAL SERVICE TEMPORARY	95,885	25,000	-70,885
PERSONAL SERVICE OVERTIME	2,750	2,900	150
-----	-----	-----	-----
*** TOTAL PERSONAL SERVICE	195,341	235,569	40,228
NON-PERSONAL SERVICE			

TRAVEL	13,500	10,000	-3,500
OTHER NPS	1,000	6,850	5,850
-----	-----	-----	-----
*** TOTAL NON-PERSONAL SERV.	14,500	16,850	2,350
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GRAND TOTAL	209,841	252,419	42,578

STATE OF NEW YORK - JUDICIARY
BUDGET SUMMARY FOR FISCAL YEAR 2009-2010

SIXTH DISTRICT
TOWN AND VILLAGE
SUMMARY

	CURR APPROP AS ADJUSTED	UCS RECOMMENDED	CHANGES TO CUR APPROP

PERSONAL SERVICE			

PERSONAL SERVICE REGULAR	0	106,666	106,666
PERSONAL SERVICE TEMPORARY	65,190	9,600	-55,590
PERSONAL SERVICE OVERTIME	1,650	2,642	992

*** TOTAL PERSONAL SERVICE	66,840	118,908	52,068
NON-PERSONAL SERVICE			

TRAVEL	10,000	10,600	600
OTHER NPS	10,000	10,035	35

*** TOTAL NON-PERSONAL SERV.	20,000	20,635	635
GRAND TOTAL	86,840	139,543	52,703

STATE OF NEW YORK - JUDICIARY
BUDGET SUMMARY FOR FISCAL YEAR 2009-2010

SEVENTH DISTRICT TOWN AND VILLAGE SUMMARY	CURR APPROP AS ADJUSTED	UCS RECOMMENDED	CHANGES TO CUR APPROP
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PERSONAL SERVICE			

PERSONAL SERVICE REGULAR	93,000	162,671	69,671
PERSONAL SERVICE TEMPORARY	95,885	15,000	-80,885
PERSONAL SERVICE OVERTIME	550	500	-50
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*** TOTAL PERSONAL SERVICE	189,435	178,171	-11,264
NON-PERSONAL SERVICE			

TRAVEL	5,000	5,300	300
OTHER NPS	10,520	14,995	4,475
-----	-----	-----	-----
*** TOTAL NON-PERSONAL SERV.	15,520	20,295	4,775
-----	-----	-----	-----
GRAND TOTAL	204,955	198,466	-6,489

STATE OF NEW YORK - JUDICIARY
BUDGET SUMMARY FOR FISCAL YEAR 2009-2010

EIGHTH DISTRICT
TOWN AND VILLAGE
SUMMARY

	CURR APPROP AS ADJUSTED	UCS RECOMMENDED	CHANGES TO CUR APPROP
	-----	-----	-----
PERSONAL SERVICE			
PERSONAL SERVICE REGULAR	0	103,817	103,817
PERSONAL SERVICE TEMPORARY	95,885	26,000	-69,885
PERSONAL SERVICE OVERTIME	3,300	2,770	-530
*** TOTAL PERSONAL SERVICE	99,185	132,587	33,402
NON-PERSONAL SERVICE			
TRAVEL	8,000	30,300	22,300
OTHER NPS	3,000	3,800	800
*** TOTAL NON-PERSONAL SERV.	11,000	34,100	23,100
GRAND TOTAL	110,185	166,687	56,502

STATE OF NEW YORK - JUDICIARY
BUDGET SUMMARY FOR FISCAL YEAR 2009-2010

NINTH DISTRICT
TOWN AND VILLAGE
S U M M A R Y

	CURR APPROP AS ADJUSTED	UCS RECOMMENDED	CHANGES TO CUR APPROP
	-----	-----	-----
P E R S O N A L S E R V I C E			

PERSONAL SERVICE REGULAR	0	126,959	126,959
PERSONAL SERVICE TEMPORARY	95,885	10,000	-85,885
PERSONAL SERVICE OVERTIME	0	500	500
	-----	-----	-----
*** TOTAL PERSONAL SERVICE	95,885	137,459	41,574
N O N - P E R S O N A L S E R V I C E			

TRAVEL	6,180	15,371	9,191
	-----	-----	-----
*** TOTAL NON-PERSONAL SERV.	6,180	15,371	9,191
	-----	-----	-----
G R A N D T O T A L	102,065	152,830	50,765

STATE OF NEW YORK - JUDICIARY
BUDGET SUMMARY FOR FISCAL YEAR 2009-2010

NASSAU COUNTY TOWN AND VILLAGE SUMMARY	CURR APPROP AS ADJUSTED	UCS RECOMMENDED	CHANGES TO CUR APPROP
	-----	-----	-----
PERSONAL SERVICE			

PERSONAL SERVICE REGULAR	122,433	248,616	126,183
PERSONAL SERVICE TEMPORARY	95,885	2,000	-93,885
PERSONAL SERVICE OVERTIME	0	28	28
-----	-----	-----	-----
*** TOTAL PERSONAL SERVICE	218,318	250,644	32,326
NON-PERSONAL SERVICE			

TRAVEL	6,000	6,000	0
PROFESSIONAL SVCS - OTHER	2,000	2,000	0
OTHER NPS	2,000	2,000	0
-----	-----	-----	-----
*** TOTAL NON-PERSONAL SERV.	10,000	10,000	0
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GRAND TOTAL	228,318	260,644	32,326

STATE OF NEW YORK - JUDICIARY
BUDGET SUMMARY FOR FISCAL YEAR 2009-2010

SUFFOLK COUNTY TOWN AND VILLAGE SUMMARY	CURR APPROP AS ADJUSTED	UCS RECOMMENDED	CHANGES TO CUR APPROP
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PERSONAL SERVICE			

PERSONAL SERVICE REGULAR	0	96,637	96,637
PERSONAL SERVICE TEMPORARY	67,128	4,004	-63,124
	-----	-----	-----
*** TOTAL PERSONAL SERVICE	67,128	100,641	33,513
NON-PERSONAL SERVICE			

TRAVEL	15,000	15,000	0
	-----	-----	-----
*** TOTAL NON-PERSONAL SERV.	15,000	15,000	0
	-----	-----	-----
GRAND TOTAL	82,128	115,641	33,513

STATE OF NEW YORK - JUDICIARY
BUDGET SUMMARY FOR FISCAL YEAR 2009-2010

MAINTENANCE UNDISTRIBUTED TOWN AND VILLAGE SUMMARY	CURR APPROP AS ADJUSTED	UCS RECOMMENDED	CHANGES TO CUR APPROP
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MAINT. UNDISTRIBUTED			

TOWN & VILLAGE COURTS	7,000,000	5,781,300	-1,218,700
-----	-----	-----	-----
*** TOTAL MAINT. UNISTRB	7,000,000	5,781,300	-1,218,700
-----	-----	-----	-----
GRAND TOTAL	7,000,000	5,781,300	-1,218,700

Town and Village - State Operations Position Staffing

March 31, 2010 Schedule of Positions by Staffing Category

<u>District</u>	No. of Positions
Third District Justice Courts	2
Fourth District Justice Courts	2
Fifth District Justice Courts	3
Sixth District Justice Courts	2
Seventh District Justice Courts	3
Eighth District Justice Courts	2
Ninth District Justice Courts	2
Nassau County Justice Courts	3
Suffolk County Justice Courts	2
Total	21

Court Support Services

<u>Unit</u>	No. of Positions
Justice Courts State Ops - Town & Village	16
Justice Courts State Ops - DOT	13
Justice Courts State Ops - Internal Affairs	6
Total	35

Town and Village State Operations - Summary

District/Unit	No. of Positions
Total	56

PUBLIC SAFETY

2009-10 Budget Request: \$338,643,072

The New York State Unified Court System (UCS) is dedicated to meeting the safety and security needs of the judges and nonjudicial personnel who work in the courts and the public who rely on the courts to meet their judicial needs. In addition to providing resources to support the security needs of the courts, the Public Safety Program includes funding for the Department of Public Safety and the Court Officers Training Academy.

Court Support Services

Department of Public Safety

The Department of Public Safety advises the Deputy Chief Administrative Judge on security operations and public safety policies including emergency management plans and safety education for the Unified Court System. The Department of Public Safety also develops safety protocols and emergency action plans for local courts and agencies; and is responsible for the monitoring of uniform standards, policies, regulations and practices, and training.

One of the objectives of the Department of Public Safety is to implement recommendations set forth by the Task Force on Court Security which was established in 2005. These recommendations are intended to ensure that security personnel are effectively and efficiently trained, equipped and deployed throughout the State. The Task Force also requests that appropriate safety measures are implemented to improve the court system's capability to quickly respond to emergencies.

Court Officer Training Academy

The Court Officer Training Academy provides a 14-week training program to all New York State Court Officer candidates. The training curriculum includes civil and criminal procedural law, basic firearm training, defensive tactics, first aid, CPR training and gang intelligence. There are currently two UCS training academies, one located in Cohoes and the other in New York City.

Courts of Original Jurisdiction

Security Personnel

The Public Safety Program currently includes 4,203 positions which constitute all security personnel throughout the courts and districts as well as administrative staff assigned to assist security personnel by providing clerical support. Travel, supplies and other expenses associated with daily support of the Public Safety staff are included in this request.

Contractual Security

In many upstate districts, the UCS contracts with local municipalities in order to provide security to the court users, judges and court staff. The 2009-10 request includes funding for the continuation of existing contracts.

Summary of 2009-10 Funding Request:

Public Safety

2009-10 Budget Request: \$338,643,072
--

<i>Personal Service:</i> 304,107,777
<i>Nonpersonal Service:</i> 34,535,295
<i>Maintenance Undistributed:</i> 0

The 2009-10 request of \$338,643,072 is an increase of \$1,595,068 (0.4%) over the current adjusted appropriation. This request is comprised of personal service in the amount of \$304,107,777 and nonpersonal service of \$34,535,295.

The personal service request indicates an overall increase of \$6,523,693 (2.1%) over the current adjusted appropriation. This request provides funding for nonjudicial positions, which reflects the projected impact of a stringent vacancy control program, along with funding for increments, general salary increases and longevity bonuses for eligible nonjudicial employees.

The nonpersonal service request includes \$28,130,582 in security services to fund contractual security in the 3rd, 4th, 5th, 6th, 7th and 8th Judicial Districts. This request reflects a decrease of \$1,431,517 (-4.8%) from the current adjusted appropriation which is attributable to the conversion of contractual security services to NYS Court Officers. The following locations converted in the current year: the Counties of Greene, Lewis, Delaware and Niagara as well as the Cities of Rensselaer, Cortland, Elmira, Ithaca, Oneida, Oneonta and Lockport. Funding is included for real estate rentals in the amount of \$1,102,165, an increase of \$359,592 (48.4%) over current adjusted appropriations. This increase is attributable to rising rates in the building lease for the Court Officer Training Academy.

In addition, the nonpersonal service request includes \$98,511 for office supplies and \$431,703 for miscellaneous supplies. The increases reflected in these objects are strictly expenditure based.

In order to meet the safety and security needs of the Unified Court System, \$2 million is included for essential security equipment.

STATE OF NEW YORK - JUDICIARY
BUDGET SUMMARY FOR FISCAL YEAR 2009-2010

COURTS OF ORIGINAL JURISDICTION
PUBLIC SAFETY
S U M M A R Y

	CURR APPROP AS ADJUSTED	UCS RECOMMENDED	CHANGES TO CUR APPROP
	-----	-----	-----
P E R S O N A L S E R V I C E			

PERSONAL SERVICE REGULAR	268,564,204	270,860,873	2,296,669
PERSONAL SERVICE TEMPORARY	5,025,167	5,164,546	139,379
PERSONAL SERVICE OVERTIME	23,994,713	28,082,358	4,087,645
	-----	-----	-----
*** TOTAL PERSONAL SERVICE	297,584,084	304,107,777	6,523,693
N O N - P E R S O N A L S E R V I C E			

LEGAL REFERENCE/CALR	1,500	1,500	0
TRAVEL	691,344	706,259	14,915
PROFESSIONAL SVCS - OTHER	1,316,712	1,574,312	257,600
SECURITY SERVICES	29,562,099	28,130,582	-1,431,517
EQUIPMENT	2,080,000	2,000,000	-80,000
OTHER NPS	1,674,313	2,122,642	448,329
	-----	-----	-----
*** TOTAL NON-PERSONAL SERV.	35,325,968	34,535,295	-790,673
M A I N T . U N D I S T R I B U T E D			

SECURITY ENHANCEMENTS	4,137,952	0	-4,137,952
	-----	-----	-----
*** TOTAL MAINT. UNDISTRB	4,137,952	0	-4,137,952
G R A N D T O T A L	337,048,004	338,643,072	1,595,068

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 STATE OF NEW YORK - JUDICIARY
 BUDGET SUMMARY FOR FISCAL YEAR 2009-2010

NEW YORK CITY
 PUBLIC SAFETY
 S U M M A R Y

	CURR APPROP AS ADJUSTED	UCS RECOMMENDED	CHANGES TO CUR APPROP
P E R S O N A L S E R V I C E	-----	-----	-----
PERSONAL SERVICE REGULAR	171,534,003	168,677,194	-2,856,809
PERSONAL SERVICE OVERTIME	18,903,720	22,420,931	3,517,211
*** TOTAL PERSONAL SERVICE	190,437,723	191,098,125	660,402
N O N - P E R S O N A L S E R V I C E	-----	-----	-----
TRAVEL	12,000	11,719	-281
PROFESSIONAL SVCS - OTHER	0	7,000	7,000
OTHER NPS	84,000	99,708	15,708
*** TOTAL NON-PERSONAL SERV.	96,000	118,427	22,427
G R A N D T O T A L	190,533,723	191,216,552	682,829

STATE OF NEW YORK - JUDICIARY
BUDGET SUMMARY FOR FISCAL YEAR 2009-2010

NEW YORK CITY PUBLIC SAFETY NY SUPREME CIVIL PUBLIC SAFETY	CURR APPROP AS ADJUSTED	UCS RECOMMENDED	CHANGES TO CUR APPROP
	-----	-----	-----
P E R S O N A L S E R V I C E			

PERSONAL SERVICE REGULAR	7,930,636	7,753,496	-177,140
PERSONAL SERVICE OVERTIME	1,100,000	1,090,000	-10,000
	-----	-----	-----
*** TOTAL PERSONAL SERVICE	9,030,636	8,843,496	-187,140
N O N - P E R S O N A L S E R V I C E			

TRAVEL	1,000	1,000	0
OTHER NPS	7,000	7,000	0
	-----	-----	-----
*** TOTAL NON-PERSONAL SERV.	8,000	8,000	0
G R A N D T O T A L	-----	-----	-----
	9,038,636	8,851,496	-187,140

STATE OF NEW YORK - JUDICIARY
BUDGET SUMMARY FOR FISCAL YEAR 2009-2010

NEW YORK CITY PUBLIC SAFETY NY SUPREME CRIM PUBLIC SAFETY	CURR APPROP AS ADJUSTED	UCS RECOMMENDED	CHANGES TO CUR APPROP
	-----	-----	-----
PERSONAL SERVICE			

PERSONAL SERVICE REGULAR	17,315,398	16,028,829	-1,286,569
PERSONAL SERVICE OVERTIME	1,317,250	1,305,275	-11,975
*** TOTAL PERSONAL SERVICE	18,632,648	17,334,104	-1,298,544
NON-PERSONAL SERVICE			

TRAVEL	1,000	0	-1,000
OTHER NPS	7,000	0	-7,000
*** TOTAL NON-PERSONAL SERV.	8,000	0	-8,000

GRAND TOTAL	18,640,648	17,334,104	-1,306,544

STATE OF NEW YORK - JUDICIARY
BUDGET SUMMARY FOR FISCAL YEAR 2009-2010

NEW YORK CITY PUBLIC SAFETY KINGS SUPREME PUBLIC SAFETY	CURR APPROP AS ADJUSTED	UCS RECOMMENDED	CHANGES TO CUR APPROP
	-----	-----	-----
P E R S O N A L S E R V I C E			

PERSONAL SERVICE REGULAR	21,609,108	20,879,020	-730,088
PERSONAL SERVICE OVERTIME	2,695,000	2,670,500	-24,500

*** TOTAL PERSONAL SERVICE	24,304,108	23,549,520	-754,588
N O N - P E R S O N A L S E R V I C E			

TRAVEL	1,000	1,060	60
OTHER NPS	7,000	15,060	8,060

*** TOTAL NON-PERSONAL SERV.	8,000	16,120	8,120
G R A N D T O T A L	24,312,108	23,565,640	-746,468

STATE OF NEW YORK - JUDICIARY
BUDGET SUMMARY FOR FISCAL YEAR 2009-2010

NEW YORK CITY PUBLIC SAFETY RICHMOND SUPREME PUBLIC SAFETY	CURR APPROP AS ADJUSTED	UCS RECOMMENDED	CHANGES TO CUR APPROP
	-----	-----	-----
P E R S O N A L S E R V I C E			
	-----	-----	-----
PERSONAL SERVICE REGULAR	3,235,281	3,262,922	27,641
PERSONAL SERVICE OVERTIME	457,050	452,900	-4,150
	-----	-----	-----
*** TOTAL PERSONAL SERVICE	3,692,331	3,715,822	23,491
N O N - P E R S O N A L S E R V I C E			
	-----	-----	-----
TRAVEL	1,000	1,060	60
OTHER NPS	7,000	7,180	180
	-----	-----	-----
*** TOTAL NON-PERSONAL SERV.	8,000	8,240	240
	-----	-----	-----
G R A N D T O T A L	3,700,331	3,724,062	23,731

STATE OF NEW YORK - JUDICIARY
BUDGET SUMMARY FOR FISCAL YEAR 2009-2010

NEW YORK CITY PUBLIC SAFETY QUEENS SUPREME PUBLIC SAFETY	CURR APPROP AS ADJUSTED	UCS RECOMMENDED	CHANGES TO CUR APPROP
	-----	-----	-----
P E R S O N A L S E R V I C E			
PERSONAL SERVICE REGULAR	17,052,534	16,680,433	-372,101
PERSONAL SERVICE OVERTIME	1,171,280	1,160,632	-10,648
*** TOTAL PERSONAL SERVICE	18,223,814	17,841,065	-382,749
N O N - P E R S O N A L S E R V I C E			
TRAVEL	1,000	1,060	60
OTHER NPS	7,000	7,177	177
*** TOTAL NON-PERSONAL SERV.	8,000	8,237	237
G R A N D T O T A L	18,231,814	17,849,302	-382,512

STATE OF NEW YORK - JUDICIARY
BUDGET SUMMARY FOR FISCAL YEAR 2009-2010

NEW YORK CITY PUBLIC SAFETY BRONX SUPREME PUBLIC SAFETY	CURR APPROP AS ADJUSTED	UCS RECOMMENDED	CHANGES TO CUR APPROP
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P E R S O N A L S E R V I C E			
PERSONAL SERVICE REGULAR	24,400,262	24,491,375	91,113
PERSONAL SERVICE OVERTIME	1,556,610	3,161,000	1,604,390
*** TOTAL PERSONAL SERVICE	25,956,872	27,652,375	1,695,503
N O N - P E R S O N A L S E R V I C E			
TRAVEL	1,000	1,019	19
OTHER NPS	7,000	7,177	177
*** TOTAL NON-PERSONAL SERV.	8,000	8,196	196
GRAND TOTAL	25,964,872	27,660,571	1,695,699

STATE OF NEW YORK - JUDICIARY
BUDGET SUMMARY FOR FISCAL YEAR 2009-2010

NEW YORK CITY PUBLIC SAFETY NY CITYWIDE FAM PUBLIC SAFETY	CURR APPROP AS ADJUSTED	UCS RECOMMENDED	CHANGES TO CUR APPROP

P E R S O N A L S E R V I C E			

PERSONAL SERVICE REGULAR	23,674,534	23,945,061	270,527
PERSONAL SERVICE OVERTIME	3,520,000	3,488,000	-32,000

*** TOTAL PERSONAL SERVICE	27,194,534	27,433,061	238,527
N O N - P E R S O N A L S E R V I C E			

TRAVEL	2,000	2,120	120
OTHER NPS	14,000	18,114	4,114

*** TOTAL NON-PERSONAL SERV.	16,000	20,234	4,234
G R A N D T O T A L	27,210,534	27,453,295	242,761

STATE OF NEW YORK - JUDICIARY
BUDGET SUMMARY FOR FISCAL YEAR 2009-2010

NYC SURROGATE PUBLIC SAFETY	CURR APPROP AS ADJUSTED	UCS RECOMMENDED	CHANGES TO CUR APPROP
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P E R S O N A L S E R V I C E			

PERSONAL SERVICE REGULAR	551,741	565,448	13,707
PERSONAL SERVICE OVERTIME	22,550	34,696	12,146
-----	-----	-----	-----
*** TOTAL PERSONAL SERVICE	574,291	600,144	25,853
-----	-----	-----	-----
G R A N D T O T A L	574,291	600,144	25,853

STATE OF NEW YORK - JUDICIARY
BUDGET SUMMARY FOR FISCAL YEAR 2009-2010

NEW YORK CITY PUBLIC SAFETY NY CITYWIDE CIV PUBLIC SAFETY	CURR APPROP AS ADJUSTED	UCS RECOMMENDED	CHANGES TO CUR APPROP
	-----	-----	-----
P E R S O N A L S E R V I C E			
PERSONAL SERVICE REGULAR	19,177,909	19,312,843	134,934
PERSONAL SERVICE OVERTIME	2,181,300	3,346,128	1,164,828
*** TOTAL PERSONAL SERVICE	21,359,209	22,658,971	1,299,762
N O N - P E R S O N A L S E R V I C E			
TRAVEL	2,000	2,000	0
PROFESSIONAL SVCS - OTHER	0	7,000	7,000
OTHER NPS	14,000	19,000	5,000
*** TOTAL NON-PERSONAL SERV.	16,000	28,000	12,000
GRAND TOTAL	21,375,209	22,686,971	1,311,762

STATE OF NEW YORK - JUDICIARY
BUDGET SUMMARY FOR FISCAL YEAR 2009-2010

NEW YORK CITY PUBLIC SAFETY NY CITYWIDE CRIM PUBLIC SAFETY	CURR APPROP AS ADJUSTED	UCS RECOMMENDED	CHANGES TO CUR APPROP
	-----	-----	-----
P E R S O N A L S E R V I C E			

PERSONAL SERVICE REGULAR	35,516,370	34,696,165	-820,205
PERSONAL SERVICE OVERTIME	4,877,950	5,707,500	829,550
	-----	-----	-----
*** TOTAL PERSONAL SERVICE	40,394,320	40,403,665	9,345
N O N - P E R S O N A L S E R V I C E			

TRAVEL	2,000	2,400	400
OTHER NPS	14,000	19,000	5,000
	-----	-----	-----
*** TOTAL NON-PERSONAL SERV.	16,000	21,400	5,400
G R A N D T O T A L	-----	-----	-----
	40,410,320	40,425,065	14,745

STATE OF NEW YORK - JUDICIARY
BUDGET SUMMARY FOR FISCAL YEAR 2009-2010

NYC JURY PUBLIC SAFETY

	CURR APPROP AS ADJUSTED -----	UCS RECOMMENDED -----	CHANGES TO CUR APPROP -----
P E R S O N A L S E R V I C E -----			
PERSONAL SERVICE REGULAR	662,922	666,870	3,948
*** TOTAL PERSONAL SERVICE	662,922	666,870	3,948
G R A N D T O T A L	662,922	666,870	3,948

STATE OF NEW YORK - JUDICIARY
BUDGET SUMMARY FOR FISCAL YEAR 2009-2010

NYC CO CLERKS PUBLIC SAFETY

	CURR APPROP AS ADJUSTED	UCS RECOMMENDED	CHANGES TO CUR APPROP
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P E R S O N A L S E R V I C E			

PERSONAL SERVICE REGULAR	407,308	394,732	-12,576
PERSONAL SERVICE OVERTIME	4,730	4,300	-430
	-----	-----	-----
*** TOTAL PERSONAL SERVICE	412,038	399,032	-13,006
	-----	-----	-----
G R A N D T O T A L	412,038	399,032	-13,006

STATE OF NEW YORK - JUDICIARY
BUDGET SUMMARY FOR FISCAL YEAR 2009-2010

THIRD DISTRICT
PUBLIC SAFETY
SUMMARY

	CURR APPROP AS ADJUSTED	UCS RECOMMENDED	CHANGES TO CUR APPROP
	-----	-----	-----
PERSONAL SERVICE			
PERSONAL SERVICE REGULAR	4,071,485	4,716,304	644,819
PERSONAL SERVICE OVERTIME	280,822	295,373	14,551
*** TOTAL PERSONAL SERVICE	4,352,307	5,011,677	659,370
NON-PERSONAL SERVICE			
TRAVEL	20,600	27,000	6,400
SECURITY SERVICES	4,651,106	4,520,134	-130,972
EQUIPMENT	30,000	0	-30,000
OTHER NPS	14,165	14,245	80
*** TOTAL NON-PERSONAL SERV.	4,715,871	4,561,379	-154,492
GRAND TOTAL	9,068,178	9,573,056	504,878

STATE OF NEW YORK - JUDICIARY
BUDGET SUMMARY FOR FISCAL YEAR 2009-2010

FOURTH DISTRICT
PUBLIC SAFETY
SUMMARY

	CURR APPROP AS ADJUSTED	UCS RECOMMENDED	CHANGES TO CUR APPROP
	-----	-----	-----
PERSONAL SERVICE			

PERSONAL SERVICE REGULAR	6,907,906	6,926,773	18,867
PERSONAL SERVICE TEMPORARY	181,545	180,873	-672
PERSONAL SERVICE OVERTIME	367,616	328,745	-38,871

*** TOTAL PERSONAL SERVICE	7,457,067	7,436,391	-20,676
NON-PERSONAL SERVICE			

TRAVEL	77,675	79,130	1,455
PROFESSIONAL SVCS - OTHER	105,000	112,000	7,000
SECURITY SERVICES	805,305	947,402	142,097
OTHER NPS	10,760	33,415	22,655

*** TOTAL NON-PERSONAL SERV.	998,740	1,171,947	173,207

GRAND TOTAL	8,455,807	8,608,338	152,531

STATE OF NEW YORK - JUDICIARY
BUDGET SUMMARY FOR FISCAL YEAR 2009-2010

FIFTH DISTRICT
PUBLIC SAFETY
SUMMARY

	CURR APPROP AS ADJUSTED	UCS RECOMMENDED	CHANGES TO CUR APPROP
	-----	-----	-----
PERSONAL SERVICE			

PERSONAL SERVICE REGULAR	3,936,478	4,606,711	670,233
PERSONAL SERVICE OVERTIME	171,600	190,415	18,815
*** TOTAL PERSONAL SERVICE	4,108,078	4,797,126	689,048
NON-PERSONAL SERVICE			

TRAVEL	13,500	29,800	16,300
PROFESSIONAL SVCS - OTHER	0	6,600	6,600
SECURITY SERVICES	3,513,004	3,924,972	411,968
OTHER NPS	20,550	30,250	9,700
*** TOTAL NON-PERSONAL SERV.	3,547,054	3,991,622	444,568

GRAND TOTAL	7,655,132	8,788,748	1,133,616

STATE OF NEW YORK - JUDICIARY
BUDGET SUMMARY FOR FISCAL YEAR 2009-2010

SIXTH DISTRICT PUBLIC SAFETY SUMMARY	CURR APPROP AS ADJUSTED	UCS RECOMMENDED	CHANGES TO CUR APPROP
	-----	-----	-----
PERSONAL SERVICE			

PERSONAL SERVICE REGULAR	3,546,456	5,890,326	2,343,870
PERSONAL SERVICE OVERTIME	231,000	223,042	-7,958
*** TOTAL PERSONAL SERVICE	3,777,456	6,113,368	2,335,912
NON-PERSONAL SERVICE			

TRAVEL	60,000	63,600	3,600
PROFESSIONAL SVCS - OTHER	10,000	10,000	0
SECURITY SERVICES	1,541,000	472,564	-1,068,436
EQUIPMENT	20,000	0	-20,000
OTHER NPS	3,500	3,557	57
*** TOTAL NON-PERSONAL SERV.	1,634,500	549,721	-1,084,779
GRAND TOTAL	5,411,956	6,663,089	1,251,133

STATE OF NEW YORK - JUDICIARY
BUDGET SUMMARY FOR FISCAL YEAR 2009-2010

SEVENTH DISTRICT PUBLIC SAFETY SUMMARY	CURR APPROP AS ADJUSTED	UCS RECOMMENDED	CHANGES TO CUR APPROP
	-----	-----	-----
PERSONAL SERVICE			

PERSONAL SERVICE REGULAR	0	58,535	58,535
*** TOTAL PERSONAL SERVICE	0	58,535	58,535
NON-PERSONAL SERVICE			

TRAVEL	1,700	1,802	102
SECURITY SERVICES	13,150,711	13,288,859	138,148
EQUIPMENT	10,000	0	-10,000
OTHER NPS	48,425	49,273	848
*** TOTAL NON-PERSONAL SERV.	13,210,836	13,339,934	129,098
GRAND TOTAL	13,210,836	13,398,469	187,633

STATE OF NEW YORK - JUDICIARY
BUDGET SUMMARY FOR FISCAL YEAR 2009-2010

EIGHTH DISTRICT
PUBLIC SAFETY
SUMMARY

	CURR APPROP AS ADJUSTED	UCS RECOMMENDED	CHANGES TO CUR APPROP
	-----	-----	-----
PERSONAL SERVICE			

PERSONAL SERVICE REGULAR	8,325,440	10,210,847	1,885,407
PERSONAL SERVICE OVERTIME	479,600	696,340	216,740

*** TOTAL PERSONAL SERVICE	8,805,040	10,907,187	2,102,147
NON-PERSONAL SERVICE			

TRAVEL	47,900	63,274	15,374
SECURITY SERVICES	5,900,973	4,639,232	-1,261,741
EQUIPMENT	10,000	0	-10,000
OTHER NPS	1,000	3,400	2,400

*** TOTAL NON-PERSONAL SERV.	5,959,873	4,705,906	-1,253,967

GRAND TOTAL	14,764,913	15,613,093	848,180

STATE OF NEW YORK - JUDICIARY
BUDGET SUMMARY FOR FISCAL YEAR 2009-2010

NINTH DISTRICT
PUBLIC SAFETY
SUMMARY

	CURR APPROP AS ADJUSTED	UCS RECOMMENDED	CHANGES TO CUR APPROP
	-----	-----	-----
PERSONAL SERVICE			

PERSONAL SERVICE REGULAR	21,478,996	21,673,024	194,028
PERSONAL SERVICE OVERTIME	1,518,000	1,341,186	-176,814

*** TOTAL PERSONAL SERVICE	22,996,996	23,014,210	17,214
NON-PERSONAL SERVICE			

TRAVEL	51,091	54,656	3,565
PROFESSIONAL SVCS - OTHER	5,000	5,000	0
EQUIPMENT	5,000	0	-5,000
OTHER NPS	31,187	31,780	593

*** TOTAL NON-PERSONAL SERV.	92,278	91,436	-842

GRAND TOTAL	23,089,274	23,105,646	16,372

STATE OF NEW YORK - JUDICIARY
BUDGET SUMMARY FOR FISCAL YEAR 2009-2010

NASSAU COUNTY PUBLIC SAFETY SUMMARY	CURR APPROP AS ADJUSTED	UCS RECOMMENDED	CHANGES TO CUR APPROP
	-----	-----	-----
PERSONAL SERVICE			

PERSONAL SERVICE REGULAR	20,960,424	20,894,951	-65,473
PERSONAL SERVICE OVERTIME	629,750	761,163	131,413
-----		-----	-----
*** TOTAL PERSONAL SERVICE	21,590,174	21,656,114	65,940
NON-PERSONAL SERVICE			

TRAVEL	12,360	12,360	0
PROFESSIONAL SVCS - OTHER	33,000	33,000	0
EQUIPMENT	5,000	0	-5,000
OTHER NPS	18,013	81,158	63,145
-----		-----	-----
*** TOTAL NON-PERSONAL SERV.	68,373	126,518	58,145
-----		-----	-----
GRAND TOTAL	21,658,547	21,782,632	124,085

STATE OF NEW YORK - JUDICIARY
BUDGET SUMMARY FOR FISCAL YEAR 2009-2010

SUFFOLK COUNTY PUBLIC SAFETY SUMMARY	CURR APPROP AS ADJUSTED	UCS RECOMMENDED	CHANGES TO CUR APPROP
	-----	-----	-----
PERSONAL SERVICE			

PERSONAL SERVICE REGULAR	23,296,810	23,032,996	-263,814
PERSONAL SERVICE OVERTIME	1,214,605	1,540,163	325,558
-----		-----	-----
*** TOTAL PERSONAL SERVICE	24,511,415	24,573,159	61,744
NON-PERSONAL SERVICE			

TRAVEL	24,918	24,918	0
PROFESSIONAL SVCS - OTHER	19,520	19,520	0
OTHER NPS	83,170	84,263	1,093
-----		-----	-----
*** TOTAL NON-PERSONAL SERV.	127,608	128,701	1,093
-----		-----	-----
GRAND TOTAL	24,639,023	24,701,860	62,837

STATE OF NEW YORK - JUDICIARY
BUDGET SUMMARY FOR FISCAL YEAR 2009-2010

COURT SUPPORT SERVICES PUBLIC SAFETY SUMMARY	CURR APPROP AS ADJUSTED	UCS RECOMMENDED	CHANGES TO CUR APPROP
	-----	-----	-----
PERSONAL SERVICE			
PERSONAL SERVICE REGULAR	4,506,206	4,173,212	-332,994
PERSONAL SERVICE TEMPORARY	4,843,622	4,983,673	140,051
PERSONAL SERVICE OVERTIME	198,000	285,000	87,000
*** TOTAL PERSONAL SERVICE	9,547,828	9,441,885	-105,943
NON-PERSONAL SERVICE			
LEGAL REFERENCE/CALR	1,500	1,500	0
TRAVEL	369,600	338,000	-31,600
PROFESSIONAL SVCS - OTHER	1,144,192	1,381,192	237,000
OTHER NPS	1,359,543	1,691,593	332,050
*** TOTAL NON-PERSONAL SERV.	2,874,835	3,412,285	537,450
GRAND TOTAL	12,422,663	12,854,170	431,507

STATE OF NEW YORK - JUDICIARY
BUDGET SUMMARY FOR FISCAL YEAR 2009-2010

MAINTENANCE UNDISTRIBUTED
PUBLIC SAFETY
SUMMARY

	CURR APPROP AS ADJUSTED	UCS RECOMMENDED	CHANGES TO CUR APPROP
	-----	-----	-----
NON-PERSONAL SERVICE			

SECURITY SERVICES	0	337,419	337,419
EQUIPMENT	2,000,000	2,000,000	0
*** TOTAL NON-PERSONAL SERV.	2,000,000	2,337,419	337,419
MAINT. UNDISTRIBUTED			

SECURITY ENHANCEMENTS	4,137,952	0	-4,137,952
*** TOTAL MAINT. UNDIRB	4,137,952	0	-4,137,952

GRAND TOTAL	6,137,952	2,337,419	-3,800,533

Public Safety Position Staffing

March 31, 2010 Schedule of Positions by Staffing Category

New York City Supreme & County

<u>Locality</u>	Number of Positions
Supreme Civil	115
Supreme Criminal	250
Supreme Kings	314
Supreme Richmond	45
Supreme Queens	250
Supreme Bronx	390
Total	1,364

New York City Family

<u>Locality</u>	Number of Positions
NYC Family	360
Total	360

New York City Surrogate's

<u>Locality</u>	Number of Positions
NYC Surrogate's	9

NYC Citywide City & District

<u>Locality</u>	Number of Positions
NYC Citywide Civil	279
NYC Citywide Criminal	548
Total	827

Public Safety Position Staffing

March 31, 2010 Schedule of Positions by Staffing Category

New York City Jury

<u>Locality</u>	Number of Positions
NYC Jury	11

New York City County Clerks

<u>Locality</u>	Number of Positions
NYC County Clerks	6

Third District

<u>Locality</u>	Number of Positions
Greene County	6
Rensselaer County	19
Sullivan County	14
Ulster County	18
Albany City	1
Cohoes City	2
Kingston City	5
Rensselaer City	4
Troy City	7
3 rd District	3
Total	79

Public Safety Position Staffing

March 31, 2010 Schedule of Positions by Staffing Category

Fourth District

<u>Locality</u>	Number of Positions
Clinton County	9
Essex County	5
Franklin County	6
Fulton County	6
Montgomery County	7
St. Lawrence County	9
Saratoga County	13
Schenectady County	18
Warren County	7
Washington County	7
Glens Falls City	3
Gloversville City	3
Ogdensburg City	3
Plattsburgh City	3
Saratoga Springs	4
Schenectady City	10
4 th District	1
Total	114

Public Safety Position Staffing

March 31, 2010 Schedule of Positions by Staffing Category

Fifth District

<u>Locality</u>	Number of Positions
Herkimer County	6
Jefferson County	15
Lewis County	11
Onondaga County	44
Syracuse City	13
Watertown City	3
Total	92

Sixth District

<u>Locality</u>	Number of Positions
Broome County	19
Chemung County	11
Chenango County	5
Cortland County	6
Delaware County	5
Madison County	6
Otsego County	7
Schuyler County	4
Tioga County	7
Tompkins County	5
Binghamton City	7
Cortland City	3
Elmira City	5
Ithaca City	3
Norwich City	2
Oneida City	2
Oneonta City	2
6 th District	2
Total	101

Public Safety Position Staffing

March 31, 2010 Schedule of Positions by Staffing Category

Seventh District

<u>Locality</u>	Number of Positions
7 th District	1

Eighth District

<u>Locality</u>	Number of Positions
Erie County	141
Niagara County	26
Lockport City	3
8 th District	3
Total	173

Public Safety Position Staffing

March 31, 2010 Schedule of Positions by Staffing Category

Ninth District

<u>Locality</u>	<u>Number of Positions</u>
Dutchess County	30
Orange County	37
Putnam County	11
Rockland County	30
Westchester County	134
Beacon City	3
Middletown City	3
Mt. Vernon City	12
Newburgh City	9
New Rochelle City	8
Peekskill City	5
Port Jervis City	3
Poughkeepsie City	6
Rye City	2
White Plains City	7
Yonkers City	19
9 th District	3
Total	322

Public Safety Position Staffing

March 31, 2010 Schedule of Positions by Staffing Category

Nassau County

<u>Locality</u>	Number of Positions
Nassau County	294
Glen Cove	3
Long Beach	3
Total	300

Suffolk County

<u>Locality</u>	Number of Positions
Suffolk County	339
Total	339

Court Support Services

<u>Unit</u>	Number of Positions
Dept. of Public Safety	27
Court Officer Training	26
Personnel Sec. Verification	2
Total	55

**COURTS OF ORIGINAL JURISDICTION
MAINTENANCE UNDISTRIBUTED**

2009-10 Budget Request: \$22,233,760

This program includes funding for the Permanent Commission on Justice for Children, the Center for Court Innovation, the Criminal Disposition Reconciliation Project and non-Drug Treatment Court grants from federal and other sources. Funding is also included for 139 new positions for trial court operations that were approved in the current year and which have not been filled, as well as for target employment adjustments authorized in the current year which have not been implemented, in both cases due to the State's fiscal crisis. Also included is necessary equipment funding associated with new or renovated court facilities and emergency funding for nondiscretionary nonpersonal service costs.

Summary of 2009-10 Funding Request: Maintenance Undistributed

<u>2009-10 Budget Request</u>	<u>\$22,233,760</u>
Permanent Commission on Justice for Children	407,359
Center for Court Innovation	2,000,303
Criminal Disposition Reconciliation	770,415
Special Rev-Federal Funds	6,600,000
Special Rev-Other Funds	750,000
New Equipment and Furnishings	1,997,954
Target Relaxation	4,829,802
Unfilled New Positions	3,113,722
Emergency Nonpersonal Service	1,764,205

The COJ Maintenance Undistributed Program request of \$22,233,760 consists of \$9,446,523 in personal service funding and \$12,787,237 in nonpersonal service funding.

The personal service request supports four permanent positions in the Center for Court Innovation. Temporary service positions in the Commission on Justice for Children, the Center for Court Innovation and the Criminal Disposition Reconciliation Program are funded in support of ongoing operations.

The nonpersonal service request of \$12,787,237 funds the Center for Court Innovation contracts (\$1.3 million), furnishings and equipment needed for the opening of new or renovated facilities (\$2.0 million), and emergency funds for nondiscretionary, nonpersonal service items (\$1.8 million).

The nonpersonal service request also includes funding for Special Revenue-Federal grants which support the operations of problem-solving courts projects aimed at children in the court process, alternative dispute resolution, Integrated Domestic Violence Courts and other initiatives (\$6.6 million); and Special Revenue-Other grants for problem-solving courts, pilot court improvement projects and other initiatives (\$0.8 million).

Program Summary

Permanent Commission on Justice for Children

The staff of the Permanent Judicial Commission on Justice for Children support the Chief Judge's efforts to address the unique problems of children who come into contact with the Unified Court System, particularly in the Family Courts.

Center for Court Innovation

Founded as a public/private partnership between the New York State Unified Court System and the Fund for the City of New York, the Center for Court Innovation is a nonprofit think tank that helps courts and criminal justice agencies aid victims, reduce crime and improve public trust in justice. The Center combines action and reflection to spark problem-solving innovation both locally and nationally.

Criminal Disposition Reconciliation

The court system will continue to work with the Division of Criminal Justice Services (DCJS), the Department of Motor Vehicles (DMV), the Office of the State Comptroller (OSC), district attorney offices and law enforcement agencies throughout the State to resolve missing dispositions and to improve criminal disposition reporting practices. In addition, the court system will work cooperatively with DCJS in the development of an improved electronic interface to better identify disposition errors that can be corrected in a more timely manner. As of July 31, 2008, approximately 701,000 missing dispositions have been updated and approximately 294,000 remain open.

The court system is also working with town and village courts to assist them with electronic reporting of criminal dispositions. This process allows for the disposition information to be transmitted to the "rapsheet" within 24 hours of the upload and also gives the court the ability to check for errors. As of October 2008, there are approximately 1,050 town and village courts that are now transmitting their criminal dispositions electronically.

Special Revenue Funds

Special Revenue-Federal funds and Special Revenue-Other funds are requested to support anticipated grants for a number of special initiatives, including Integrated Domestic Violence and Mental Health Courts, Alternative Dispute Resolution projects, Court Improvement Project funds and a range of problem-solving court initiatives undertaken in cooperation with the Center for Court Innovation.

New Equipment and Furnishings

The 2009-10 budget includes essential funding for furnishings and equipment for new or renovated court facilities in the counties of Albany, Greene, Cayuga, Monroe, Allegany and Brooklyn, and in the City of Hudson.

Personal Service Costs

The Unified Court System will continue to control personal service costs in 2009-10 through a stringent vacancy control program. It is expected that an employment reduction of approximately 600 positions will be necessary during fiscal 2009-10 as a result of the State's fiscal crisis.

Emergency Nonpersonal Service

In recognition of the State's economic situation, nonpersonal service budget requests have been reduced across all courts and agencies in an effort to control spending and limit budget growth. However, in order to cover anticipated increases in certain nondiscretionary categories, emergency funds are being centralized for use in those courts and agencies most severely affected by the increases.

STATE OF NEW YORK - JUDICIARY
BUDGET SUMMARY FOR FISCAL YEAR 2009-2010

C.O.J. MAINTENANCE UNDISTRIBUTED

S U M M A R Y	CURR APPROP AS ADJUSTED	UCS RECOMMENDED	CHANGES TO CUR APPROP
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P E R S O N A L S E R V I C E			

PERSONAL SERVICE REGULAR	7,493,132	8,447,177	954,045
PERSONAL SERVICE TEMPORARY	1,076,090	996,754	-79,336
PERSONAL SERVICE OVERTIME	0	2,592	2,592
-----	-----	-----	-----
*** TOTAL PERSONAL SERVICE	8,569,222	9,446,523	877,301
N O N - P E R S O N A L S E R V I C E			

TRAVEL	212,004	212,004	0
LEGAL SERVICES	1,500,000	324,033	-1,175,967
PROFESSIONAL SVCS - OTHER	9,220,239	8,717,638	-502,601
JURY FEES	0	1,233,998	1,233,998
TRANSCRIPT COSTS	0	206,174	206,174
EQUIPMENT	3,107,666	1,997,954	-1,109,712
OTHER NPS	94,366	95,436	1,070
-----	-----	-----	-----
*** TOTAL NON-PERSONAL SERV.	14,134,275	12,787,237	-1,347,038
-----	-----	-----	-----
G R A N D T O T A L	22,703,497	22,233,760	-469,737

STATE OF NEW YORK - JUDICIARY
BUDGET SUMMARY FOR FISCAL YEAR 2009-2010

C.O.J. MAINTENANCE UNDISTRIBUTED STATE OPERATIONS-GEN. FUND GRAND TOTAL SUMMARY	CURR APPROP AS ADJUSTED	UCS RECOMMENDED	CHANGES TO CUR APPROP
	-----	-----	-----
P E R S O N A L S E R V I C E			

PERSONAL SERVICE REGULAR	7,493,132	8,447,177	954,045
PERSONAL SERVICE TEMPORARY	1,076,090	996,754	-79,336
PERSONAL SERVICE OVERTIME	0	2,592	2,592
-----		-----	-----
*** TOTAL PERSONAL SERVICE	8,569,222	9,446,523	877,301
N O N - P E R S O N A L S E R V I C E			

TRAVEL	212,004	212,004	0
LEGAL SERVICES	1,500,000	324,033	-1,175,967
PROFESSIONAL SVCS - OTHER	1,870,239	1,367,638	-502,601
JURY FEES	0	1,233,998	1,233,998
TRANSCRIPT COSTS	0	206,174	206,174
EQUIPMENT	3,107,666	1,997,954	-1,109,712
OTHER NPS	94,366	95,436	1,070
-----		-----	-----
*** TOTAL NON-PERSONAL SERV.	6,784,275	5,437,237	-1,347,038
-----		-----	-----
G R A N D T O T A L	15,353,497	14,883,760	-469,737

STATE OF NEW YORK - JUDICIARY
BUDGET SUMMARY FOR FISCAL YEAR 2009-2010

C.O.J. MAINTENANCE UNDISTRIBUTED
FED SPEC REVENUE OPERATING
S U M M A R Y

	CURR APPROP AS ADJUSTED	UCS RECOMMENDED	CHANGES TO CUR APPROP
	-----	-----	-----
N O N - P E R S O N A L S E R V I C E			

PROFESSIONAL SVCS - OTHER	6,000,000	4,500,000	-1,500,000
	-----	-----	-----
*** TOTAL NON-PERSONAL SERV.	6,000,000	4,500,000	-1,500,000
	-----	-----	-----
G R A N D T O T A L	6,000,000	4,500,000	-1,500,000

STATE OF NEW YORK - JUDICIARY
BUDGET SUMMARY FOR FISCAL YEAR 2009-2010

C.O.J. MAINTENANCE UNDISTRIBUTED
FEDERAL DHHS GRANT
S U M M A R Y

	CURR APPROP AS ADJUSTED	UCS RECOMMENDED	CHANGES TO CUR APPROP
	-----	-----	-----
N O N - P E R S O N A L S E R V I C E			

PROFESSIONAL SVCS - OTHER	600,000	2,100,000	1,500,000
	-----	-----	-----
*** TOTAL NON-PERSONAL SERV.	600,000	2,100,000	1,500,000
	-----	-----	-----
G R A N D T O T A L	600,000	2,100,000	1,500,000

STATE OF NEW YORK - JUDICIARY
BUDGET SUMMARY FOR FISCAL YEAR 2009-2010

C.O.J. MAINTENANCE UNDISTRIBUTED STATE SPECIAL REVENUE SUMMARY	CURR APPROP AS ADJUSTED	UCS RECOMMENDED	CHANGES TO CUR APPROP
	-----	-----	-----
NON-PERSONAL SERVICE			

PROFESSIONAL SVCS - OTHER	750,000	750,000	0
	-----	-----	-----
*** TOTAL NON-PERSONAL SERV.	750,000	750,000	0
	-----	-----	-----
GRAND TOTAL	750,000	750,000	0

**Maintenance Undistributed
Courts of Original Jurisdiction
Position Staffing**

March 31, 2010 Schedule of Positions by Staffing Category*

	Nonjudicial
Center for Court Innovation	4
Courts of Original Jurisdiction MU	139
Total	143

*Schedule reflects the following adjustment:

-There were 139 new positions authorized in the 2008-09 Budget. As a cost-saving measure, these positions have not yet been established.

ADMINISTRATION

2009-10 Budget Request: \$21,282,450

Trial court administration in the New York State Unified Court System is the responsibility of Administrative Judges who are charged with managing court operations within the policy guidelines of the Chief Judge and Chief Administrative Judge. These Administrative Judges are under the general supervision of the Deputy Chief Administrative Judge for the NYC Courts and the Deputy Chief Administrative Judge for the Courts Outside NYC. The functions of the Administrative Judges' offices include, but are not limited to, the following areas:

Trial Court Case Management

- Judicial Assignments
- Nonjudicial Assignments
- Court Reporter Management
- Court Interpreter Management
- Judicial Hearing Officer Assignments
- Small Claims Assessment Review
- Family Court Support Magistrate Program
- Compulsory Arbitration Program
- Alternative Dispute Resolution Program
- Court Security
- Case Management Reports
- Trial Court Support Activity
- Case Management Tracking Systems
- Caseload Activity Reporting
- Criminal Disposition Reporting
- Microfilm and Records Management

Budgeting and Financial Management

- Budget Preparation and Implementation
- Expenditure Monitoring and Controls
- Auditing and Internal Controls
- Procurement and Encumbrance Processing
- Payment Processing and Control
- Revenue Collection and Processing
- Internal Control Documentation
- Budget Management Plan Preparation

Human Resource Administration

- Classification and Compensation
- List Administration and Canvassing
- Selection and Hiring
- Equal Employment Opportunity
- Benefits
- Education and Training
- Employment Level Monitoring
- Time and Leave
- Recruitment
- Personnel Management
- Workers Compensation
- Employee Relations
- Temporary Service Management
- Employee Award Programs and Community Service Activities

Administration and Operational Management

- Office Management
- Central Services
- Mail
- Equipment and Inventory Control
- Driver/Messenger Services
- Legal Reference Services
- Newsletters
- Web Sites

Automation and Personal Computer Planning, Technical Assistance and Training

Liaison with the Press and Public

Facilities Planning and Management

Federal Funds and Grant Management

The following is a listing of the administrative offices in the Courts of Original Jurisdiction:

Deputy Chief Administrative Judge for Justice Initiatives

Deputy Chief Administrative Judge for Court Operations and Planning

Deputy Chief Administrative Judge for Matrimonial Matters

Deputy Chief Administrative Judge - NYC Courts

First Judicial District, Supreme Court, Criminal Term
New York County

First Judicial District, Supreme Court, Civil Term
New York County

Second Judicial District, Supreme Court
Kings County and Richmond County

Eleventh Judicial District, Supreme Court
Queens County

Twelfth Judicial District, Supreme Court
Bronx County

New York City Civil Court

New York City Criminal Court

New York City Family Court

Surrogate's Courts in New York City

County Clerks in New York City

Deputy Chief Administrative Judge - Courts Outside New York City

Third Judicial District

Albany County Rensselaer County
Columbia County Schoharie County
Greene County Sullivan County
 Ulster County

Fourth Judicial District

Clinton County Montgomery County
Essex County St. Lawrence County
Franklin County Saratoga County
Fulton County Schenectady County
Hamilton County Warren County
 Washington County

Fifth Judicial District

Herkimer County Oneida County
Jefferson County Onondaga County
Lewis County Oswego County

Sixth Judicial District

Broome County Madison County
Chemung County Otsego County
Chenango County Schuyler County
Cortland County Tioga County
Delaware County Tompkins County

Seventh Judicial District

Cayuga County Seneca County
Livingston County Steuben County
Monroe County Wayne County
Ontario County Yates County

Eighth Judicial District

Allegany County Genesee County
Cattaraugus County Niagara County
Chautauqua County Orleans County
Erie County Wyoming County

Ninth Judicial District

Dutchess County Putnam County
Orange County Rockland County
 Westchester County

Tenth Judicial District

Nassau County

Tenth Judicial District

Suffolk County

Court of Claims

This program provides funding for the Offices of the District Administrative Judges for Judicial Districts 3 through 9, Nassau and Suffolk Counties and the Office of the Deputy Chief Administrative Judge for the NYC Courts. Administration for the Court of Claims is funded through the Trial Court budget.

Summary of 2009-10 Funding Request:

Trial Court Administration

2009-10 Budget Request:	\$21,282,450
<i>Personal Service:</i>	17,597,391
<i>Nonpersonal Service:</i>	3,685,059
<i>Maintenance Undistributed:</i>	0

The 2009-10 request of \$21,282,450 is an increase of \$575,438 (2.7%) over the current adjusted appropriation. This change is comprised of an increase in personal service of \$487,912 (2.8%) and an increase in nonpersonal service of \$87,526 (2.4%).

The personal service request which provides funding for nonjudicial positions reflects the projected impact of a stringent vacancy control program, along with funding for increments, general salary increases and longevity bonuses for eligible nonjudicial employees.

Overtime funding of \$46,047, a reduction of \$120,686 (-72.3%) from current year allocations, is reflective of the rigorous controls placed on this object. This funding is included to support additional hours worked by automation staff to perform installations and upgrades after business hours when court operations will not be disrupted, as well as to support additional hours worked by administrative staff in order to meet deadlines during peak demand times. Continued funding for temporary service in the amount of \$89,834 will provide necessary operational support.

The nonpersonal service request will provide ongoing support of current operations, including \$306,375 in travel, a reduction of \$72,313 (-19.0%) from the current adjusted appropriation. Travel is necessary for administrative office staff in supporting trial court operations. Also included is \$764,104 for rental of office space for the 3rd, 4th, 5th, 6th and 8th Judicial District Administrative Offices. This amount reflects a decrease of \$573,181 (-42.8%) from existing allocations.

The nonpersonal service request also includes \$360,274 for professional services, a decrease of \$109,111 (-23.2%) from the current adjusted appropriation. This reduction is due to one-time charges for moving expenses which were necessary to facilitate the relocation of the 6th Judicial District Administrative Office. Also included in nonpersonal service is a request for equipment in the amount of \$990,000 for emergency replacement items in the trial courts. This amount will be distributed among the courts as needs arise.

STATE OF NEW YORK - JUDICIARY
BUDGET SUMMARY FOR FISCAL YEAR 2009-2010

C.O.J. ADMINISTRATION

S U M M A R Y	CURR APPROP AS ADJUSTED	UCS RECOMMENDED	CHANGES TO CUR APPROP
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P E R S O N A L S E R V I C E			

PERSONAL SERVICE REGULAR	16,853,192	17,461,510	608,318
PERSONAL SERVICE TEMPORARY	89,554	89,834	280
PERSONAL SERVICE OVERTIME	166,733	46,047	-120,686
-----	-----	-----	-----
*** TOTAL PERSONAL SERVICE	17,109,479	17,597,391	487,912
N O N - P E R S O N A L S E R V I C E			

LEGAL REFERENCE/CALR	1,513	1,654	141
TRAVEL	378,688	306,375	-72,313
LEGAL SERVICES	0	400	400
IN-PART SERVICES	120	0	-120
JUDICIAL HEARING OFFICERS	3,600	1,800	-1,800
PROFESSIONAL SVCS - OTHER	493,385	384,274	-109,111
EQUIPMENT	212,500	990,000	777,500
OTHER NPS	2,507,727	2,000,556	-507,171
-----	-----	-----	-----
*** TOTAL NON-PERSONAL SERV.	3,597,533	3,685,059	87,526
G R A N D T O T A L	20,707,012	21,282,450	575,438

STATE OF NEW YORK - JUDICIARY
BUDGET SUMMARY FOR FISCAL YEAR 2009-2010

C.O.J. ADMINISTRATION STATE OPERATIONS-GEN. FUND GRAND TOTAL SUMMARY	CURR APPROP AS ADJUSTED	UCS RECOMMENDED	CHANGES TO CUR APPROP
	-----	-----	-----
PERSONAL SERVICE			

PERSONAL SERVICE REGULAR	16,319,858	16,900,663	580,805
PERSONAL SERVICE TEMPORARY	89,554	89,834	280
PERSONAL SERVICE OVERTIME	165,248	43,108	-122,140
-----		-----	-----
*** TOTAL PERSONAL SERVICE	16,574,660	17,033,605	458,945
NON-PERSONAL SERVICE			

LEGAL REFERENCE/CALR	1,513	1,654	141
TRAVEL	378,688	306,375	-72,313
LEGAL SERVICES	0	400	400
IN-PART SERVICES	120	0	-120
JUDICIAL HEARING OFFICERS	3,600	1,800	-1,800
PROFESSIONAL SVCS - OTHER	493,385	384,274	-109,111
EQUIPMENT	212,500	990,000	777,500
OTHER NPS	2,507,727	2,000,556	-507,171
-----		-----	-----
*** TOTAL NON-PERSONAL SERV.	3,597,533	3,685,059	87,526
-----		-----	-----
GRAND TOTAL	20,172,193	20,718,664	546,471

STATE OF NEW YORK - JUDICIARY
BUDGET SUMMARY FOR FISCAL YEAR 2009-2010

C.O.J. ADMINISTRATION
COURT FACILITIES INCENTIVE AID FUND
S U M M A R Y

	CURR APPROP AS ADJUSTED	UCS RECOMMENDED	CHANGES TO CUR APPROP
	-----	-----	-----
P E R S O N A L S E R V I C E			

PERSONAL SERVICE REGULAR	533,334	560,847	27,513
PERSONAL SERVICE OVERTIME	1,485	2,939	1,454
	-----	-----	-----
*** TOTAL PERSONAL SERVICE	534,819	563,786	28,967
	-----	-----	-----
G R A N D T O T A L	534,819	563,786	28,967

STATE OF NEW YORK - JUDICIARY
BUDGET SUMMARY FOR FISCAL YEAR 2009-2010

NEW YORK CITY
C.O.J. ADMINISTRATION
SUMMARY

	CURR APPROP AS ADJUSTED	UCS RECOMMENDED	CHANGES TO CUR APPROP
	-----	-----	-----
P E R S O N A L S E R V I C E			

PERSONAL SERVICE REGULAR	1,137,190	1,092,058	-45,132
PERSONAL SERVICE TEMPORARY	33,049	33,153	104
	-----	-----	-----
*** TOTAL PERSONAL SERVICE	1,170,239	1,125,211	-45,028
N O N - P E R S O N A L S E R V I C E			

LEGAL REFERENCE/CALR	200	200	0
TRAVEL	2,000	2,120	120
JUDICIAL HEARING OFFICERS	3,600	1,800	-1,800
PROFESSIONAL SVCS - OTHER	239,000	239,000	0
EQUIPMENT	0	535,000	535,000
OTHER NPS	17,500	18,313	813
	-----	-----	-----
*** TOTAL NON-PERSONAL SERV.	262,300	796,433	534,133
G R A N D T O T A L	1,432,539	1,921,644	489,105

STATE OF NEW YORK - JUDICIARY
BUDGET SUMMARY FOR FISCAL YEAR 2009-2010

THIRD DISTRICT
C.O.J. ADMINISTRATION
SUMMARY

	CURR APPROP AS ADJUSTED	UCS RECOMMENDED	CHANGES TO CUR APPROP
	-----	-----	-----
PERSONAL SERVICE			
PERSONAL SERVICE REGULAR	1,493,198	1,493,409	211
PERSONAL SERVICE TEMPORARY	56,505	56,681	176
PERSONAL SERVICE OVERTIME	4,554	3,117	-1,437
	-----	-----	-----
*** TOTAL PERSONAL SERVICE	1,554,257	1,553,207	-1,050
NON-PERSONAL SERVICE			
LEGAL REFERENCE/CALR	323	323	0
TRAVEL	44,720	15,000	-29,720
PROFESSIONAL SVCS - OTHER	12,500	12,500	0
EQUIPMENT	20,000	34,000	14,000
OTHER NPS	352,685	378,210	25,525
	-----	-----	-----
*** TOTAL NON-PERSONAL SERV.	430,228	440,033	9,805
	-----	-----	-----
GRAND TOTAL	1,984,485	1,993,240	8,755

STATE OF NEW YORK - JUDICIARY
BUDGET SUMMARY FOR FISCAL YEAR 2009-2010

FOURTH DISTRICT
C.O.J. ADMINISTRATION
SUMMARY

	CURR APPROP AS ADJUSTED	UCS RECOMMENDED	CHANGES TO CUR APPROP
	-----	-----	-----
PERSONAL SERVICE			
PERSONAL SERVICE REGULAR	1,505,483	1,599,795	94,312
PERSONAL SERVICE OVERTIME	27,470	8,450	-19,020
*** TOTAL PERSONAL SERVICE	1,532,953	1,608,245	75,292
NON-PERSONAL SERVICE			
LEGAL REFERENCE/CALR	340	330	-10
TRAVEL	92,340	50,000	-42,340
LEGAL SERVICES	0	400	400
IN-PART SERVICES	120	0	-120
PROFESSIONAL SVCS - OTHER	23,200	10,000	-13,200
EQUIPMENT	35,000	35,000	0
OTHER NPS	387,796	370,275	-17,521
*** TOTAL NON-PERSONAL SERV.	538,796	466,005	-72,791
GRAND TOTAL	2,071,749	2,074,250	2,501

STATE OF NEW YORK - JUDICIARY
BUDGET SUMMARY FOR FISCAL YEAR 2009-2010

FIFTH DISTRICT
C.O.J. ADMINISTRATION
SUMMARY

	CURR APPROP AS ADJUSTED	UCS RECOMMENDED	CHANGES TO CUR APPROP
	-----	-----	-----
PERSONAL SERVICE			

PERSONAL SERVICE REGULAR	1,470,369	1,526,539	56,170
PERSONAL SERVICE OVERTIME	1,155	4,650	3,495
	-----	-----	-----
*** TOTAL PERSONAL SERVICE	1,471,524	1,531,189	59,665
NON-PERSONAL SERVICE			

LEGAL REFERENCE/CALR	350	300	-50
TRAVEL	40,000	30,000	-10,000
PROFESSIONAL SVCS - OTHER	7,750	7,600	-150
EQUIPMENT	10,000	40,000	30,000
OTHER NPS	296,300	294,900	-1,400
	-----	-----	-----
*** TOTAL NON-PERSONAL SERV.	354,400	372,800	18,400

GRAND TOTAL	1,825,924	1,903,989	78,065

STATE OF NEW YORK - JUDICIARY
BUDGET SUMMARY FOR FISCAL YEAR 2009-2010

SIXTH DISTRICT
C.O.J. ADMINISTRATION
SUMMARY

	CURR APPROP AS ADJUSTED	UCS RECOMMENDED	CHANGES TO CUR APPROP
	-----	-----	-----
PERSONAL SERVICE			
PERSONAL SERVICE REGULAR	1,257,789	1,380,361	122,572
PERSONAL SERVICE OVERTIME	3,300	2,677	-623
*** TOTAL PERSONAL SERVICE	1,261,089	1,383,038	121,949
NON-PERSONAL SERVICE			
LEGAL REFERENCE/CALR	300	300	0
TRAVEL	28,000	29,680	1,680
PROFESSIONAL SVCS - OTHER	119,800	58,800	-61,000
EQUIPMENT	50,000	26,000	-24,000
OTHER NPS	905,771	271,941	-633,830
*** TOTAL NON-PERSONAL SERV.	1,103,871	386,721	-717,150
GRAND TOTAL	2,364,960	1,769,759	-595,201

STATE OF NEW YORK - JUDICIARY
BUDGET SUMMARY FOR FISCAL YEAR 2009-2010

SEVENTH DISTRICT
C.O.J. ADMINISTRATION
SUMMARY

	CURR APPROP AS ADJUSTED	UCS RECOMMENDED	CHANGES TO CUR APPROP
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PERSONAL SERVICE			
PERSONAL SERVICE REGULAR	1,578,024	1,745,942	167,918
PERSONAL SERVICE OVERTIME	13,200	5,000	-8,200
*** TOTAL PERSONAL SERVICE	1,591,224	1,750,942	159,718
NON-PERSONAL SERVICE			
LEGAL REFERENCE/CALR	0	201	201
TRAVEL	47,878	53,000	5,122
PROFESSIONAL SVCS - OTHER	13,400	13,400	0
EQUIPMENT	13,000	38,000	25,000
OTHER NPS	117,444	114,995	-2,449
*** TOTAL NON-PERSONAL SERV.	191,722	219,596	27,874
GRAND TOTAL	1,782,946	1,970,538	187,592

STATE OF NEW YORK - JUDICIARY
BUDGET SUMMARY FOR FISCAL YEAR 2009-2010

EIGHTH DISTRICT
C.O.J. ADMINISTRATION
SUMMARY

	CURR APPROP AS ADJUSTED	UCS RECOMMENDED	CHANGES TO CUR APPROP
	-----	-----	-----
PERSONAL SERVICE			
PERSONAL SERVICE REGULAR	2,078,939	2,075,911	-3,028
PERSONAL SERVICE OVERTIME	11,000	17,585	6,585
*** TOTAL PERSONAL SERVICE	2,089,939	2,093,496	3,557
NON-PERSONAL SERVICE			
TRAVEL	59,595	63,170	3,575
PROFESSIONAL SVCS - OTHER	42,686	10,000	-32,686
EQUIPMENT	6,000	51,000	45,000
OTHER NPS	123,516	199,230	75,714
*** TOTAL NON-PERSONAL SERV.	231,797	323,400	91,603
GRAND TOTAL	2,321,736	2,416,896	95,160

STATE OF NEW YORK - JUDICIARY
BUDGET SUMMARY FOR FISCAL YEAR 2009-2010

NINTH DISTRICT
C.O.J. ADMINISTRATION
SUMMARY

	CURR APPROP AS ADJUSTED	UCS RECOMMENDED	CHANGES TO CUR APPROP
	-----	-----	-----
PERSONAL SERVICE			
PERSONAL SERVICE REGULAR	2,268,602	2,188,441	-80,161
PERSONAL SERVICE OVERTIME	3,300	3,500	200
*** TOTAL PERSONAL SERVICE	2,271,902	2,191,941	-79,961
NON-PERSONAL SERVICE			
TRAVEL	27,750	27,000	-750
PROFESSIONAL SVCS - OTHER	18,575	16,500	-2,075
EQUIPMENT	14,000	79,000	65,000
OTHER NPS	137,009	133,196	-3,813
*** TOTAL NON-PERSONAL SERV.	197,334	255,696	58,362
GRAND TOTAL	2,469,236	2,447,637	-21,599

STATE OF NEW YORK - JUDICIARY
BUDGET SUMMARY FOR FISCAL YEAR 2009-2010

NASSAU COUNTY
C.O.J. ADMINISTRATION
SUMMARY

	CURR APPROP AS ADJUSTED	UCS RECOMMENDED	CHANGES TO CUR APPROP
	-----	-----	-----
PERSONAL SERVICE			
PERSONAL SERVICE REGULAR	1,886,150	1,957,093	70,943
PERSONAL SERVICE OVERTIME	0	569	569
*** TOTAL PERSONAL SERVICE	1,886,150	1,957,662	71,512
NON-PERSONAL SERVICE			
TRAVEL	6,405	6,405	0
PROFESSIONAL SVCS - OTHER	7,900	7,900	0
EQUIPMENT	31,000	76,000	45,000
OTHER NPS	56,500	71,150	14,650
*** TOTAL NON-PERSONAL SERV.	101,805	161,455	59,650
GRAND TOTAL	1,987,955	2,119,117	131,162

STATE OF NEW YORK - JUDICIARY
BUDGET SUMMARY FOR FISCAL YEAR 2009-2010

SUFFOLK COUNTY
C.O.J. ADMINISTRATION
SUMMARY

	CURR APPROP AS ADJUSTED	UCS RECOMMENDED	CHANGES TO CUR APPROP

PERSONAL SERVICE			

PERSONAL SERVICE REGULAR	2,177,448	2,401,961	224,513
PERSONAL SERVICE OVERTIME	102,754	499	-102,255

*** TOTAL PERSONAL SERVICE	2,280,202	2,402,460	122,258
NON-PERSONAL SERVICE			

TRAVEL	30,000	30,000	0
PROFESSIONAL SVCS - OTHER	8,574	8,574	0
EQUIPMENT	33,500	76,000	42,500
OTHER NPS	113,206	148,346	35,140

*** TOTAL NON-PERSONAL SERV.	185,280	262,920	77,640
GRAND TOTAL	2,465,482	2,665,380	199,898

Administration

Position Staffing

March 31, 2010 Schedule of Positions by Staffing Category

<u>Locality</u>	Nonjudicial
New York City	15
Third District	23
Fourth District	22
Fifth District	21
Sixth District	18
Seventh District	23
Eighth District	28
Ninth District	31
Nassau	25
Suffolk	30
Total	236

Major Purpose Summary

2009-10 Budget Request: \$16,308,446

**COURT OF APPEALS AND LAW
REPORTING BUREAU**

The Court of Appeals, New York State's highest court, is composed of a Chief Judge and six Associate Judges, each appointed to a 14-year term. New York's highest appellate court was established to articulate statewide principles of law in the context of deciding particular lawsuits. The Court thus generally focuses on broad issues of law as distinguished from individual factual disputes.

The Court's jurisdiction is outlined in section 3, Article VI of the New York State Constitution. There is no jurisdictional limitation based upon the amount of money at stake in a case or the status or rank of the parties. However, the Court is limited to the review of questions of law, except in its review of determinations of the Commission on Judicial Conduct, and in criminal cases where the appellate division reverses or modifies a final or interlocutory judgment or order based on a finding of new facts, and a final judgment or order is entered pursuant to that finding.

An appeal may be taken directly from the court of original jurisdiction to the Court of Appeals from a final judgment or order in an action or proceeding where the only question is the constitutionality of a statute. The Constitution provides that certain types of civil cases can be taken to the Court of Appeals as a matter of right after an appeal has been taken in an intermediate appellate court. In other types of civil cases, an appeal may be taken to the Court of Appeals only with the leave or certification of the appellate division or the Court of Appeals. In most criminal appeals, permission of an Appellate Division Justice or a Court of Appeals judge is required for further review by the Court of Appeals.

The judges of the Court of Appeals are each provided with legal research and secretarial assistance. A central legal research staff, supervised by the Clerk of the Court, conducts necessary research and prepares confidential memoranda relative to motions and certain appeals pending before the Court.

The day-to-day operations of the Court of Appeals, under the direction of the Chief Clerk, include the following primary responsibilities:

- Reviewing all incoming records and briefs for completeness and appropriateness of form;
- Maintenance of the Court's calendar;
- Reviewing and reproducing decisions and opinions of the Court;
- Providing building and courtroom security;
- Providing all administrative services to the Court, including personnel, budget and finance and public information;
- Processing petitions for waiver of the Court's Rules for Admission of Attorneys and Counselors at Law and licensing of Foreign Legal Consultants; and,
- Advising the Court and its individual judges on legal or procedural questions upon request.

Summary of 2009-10 Funding Request:
Court of Appeals and Law Reporting Bureau

2009-10 Budget Request: \$16,308,446	
<i>Personal Service:</i>	13,277,008
<i>Nonpersonal Service:</i>	3,031,438
<i>Maintenance Undistributed:</i>	0

The 2009-10 budget request of \$16,308,446 represents an increase of \$264,847 (1.6%) over the current year adjusted allocation. This change consists of an increase in personal service of \$271,575 (2%) and a decrease in nonpersonal service of \$6,728 (-0.2%).

The personal service request of \$13.3 million provides funding for all authorized judicial positions. The funding requested for nonjudicial positions reflects the projected impact of a stringent vacancy control program, along with funding for increments, general salary increases and longevity bonuses for eligible nonjudicial employees.

The nonpersonal service request includes inflationary and expenditure-based increases in travel (24,372), utilities (9,474), conferences and training (7,400) and other general services (5,192). These increases are offset by a reduction in equipment funding (-59,700).

STATE OF NEW YORK - JUDICIARY
BUDGET SUMMARY FOR FISCAL YEAR 2009-2010

COURT OF APPEALS

S U M M A R Y	CURR APPROP AS ADJUSTED	UCS RECOMMENDED	CHANGES TO CUR APPROP
P E R S O N A L S E R V I C E			
PERSONAL SERVICE REGULAR	12,793,913	13,040,666	246,753
PERSONAL SERVICE TEMPORARY	179,070	155,382	-23,688
PERSONAL SERVICE OVERTIME	32,450	80,960	48,510
*** TOTAL PERSONAL SERVICE	13,005,433	13,277,008	271,575
N O N - P E R S O N A L S E R V I C E			
LEGAL REFERENCE/CALR	856,602	856,602	0
TRAVEL	413,657	438,029	24,372
PROFESSIONAL SVCS - OTHER	175,028	180,220	5,192
EQUIPMENT	109,700	50,000	-59,700
OTHER NPS	1,483,179	1,506,587	23,408
*** TOTAL NON-PERSONAL SERV.	3,038,166	3,031,438	-6,728
G R A N D T O T A L	16,043,599	16,308,446	264,847

STATE OF NEW YORK - JUDICIARY
BUDGET SUMMARY FOR FISCAL YEAR 2009-2010

COURT OF APPEALS STATE OPERATIONS-GEN. FUND GRAND TOTAL S U M M A R Y	CURR APPROP AS ADJUSTED	UCS RECOMMENDED	CHANGES TO CUR APPROP
	-----	-----	-----
P E R S O N A L S E R V I C E			

PERSONAL SERVICE REGULAR	12,793,913	13,040,666	246,753
PERSONAL SERVICE TEMPORARY	179,070	155,382	-23,688
PERSONAL SERVICE OVERTIME	32,450	80,960	48,510

*** TOTAL PERSONAL SERVICE	13,005,433	13,277,008	271,575
N O N - P E R S O N A L S E R V I C E			

LEGAL REFERENCE/CALR	856,602	856,602	0
TRAVEL	413,657	438,029	24,372
PROFESSIONAL SVCS - OTHER	175,028	180,220	5,192
EQUIPMENT	109,700	50,000	-59,700
OTHER NPS	1,483,179	1,506,587	23,408

*** TOTAL NON-PERSONAL SERV.	3,038,166	3,031,438	-6,728

G R A N D T O T A L	16,043,599	16,308,446	264,847

Court of Appeals Workload & Staffing

3-Year Workload

<u>Reporting Category</u>	2005	2006	2007	% Change 2007 vs 2006
Applications Decided	2,383	2,436	2,371	-2.7%
Records on Appeal Filed	173	195	221	13.3%
Oral Arguments (includes Submissions)	196	181	179	-1.1%
Appeals Decided	196	189	185	-2.1%
Motions Decided	1,289	1,397	1,440	3.1%
Judicial Conduct Determinations Reviewed	1	2	2	0.0%

March 31, 2010 Schedule of Positions by Staffing Category

<u>Court</u>	Judicial	Nonjudicial	Total
Court of Appeals	7	146	153

Major Purpose Summary

2009-10 Budget Request: \$76,936,614

APPELLATE COURT OPERATIONS

The Appellate Divisions of the Supreme Court, established under the New York State Constitution in 1894, serve as the State's courts of intermediate appeal in both civil and criminal proceedings. There are four Appellate Divisions of the Supreme Court; one in each of the State's four judicial departments. Pursuant to the New York State Constitution and Judiciary Law, the Governor has the authority to appoint the Presiding Justice of each Appellate Division from among those who have been elected as Justices of the Supreme Court.

Article VI, section 8 of the New York State Constitution permits the Appellate Division in each department to establish Appellate Terms composed of not less than three, nor more than five justices. The Appellate Terms are empowered to hear appeals from designated lower courts. Appellate Terms have been established in the First and Second Departments, and handle appeals in criminal and civil cases determined in the New York City Criminal and Civil Courts, as well as civil and criminal cases determined in district, city, town and village courts within the jurisdiction of each department, respectively.

The principal objective of this major purpose is the resolution of appeals from the judgements or orders of the courts of original jurisdiction in civil and criminal cases. The First and Second Appellate Divisions also hear appeals taken from the Appellate Terms. In addition to appellate jurisdiction, the Appellate Divisions have responsibility for the admission of attorneys to the State Bar, for the discipline of attorneys for unprofessional conduct, and for the administrative supervision of the Attorney for the Child, Assigned Counsel and the Mental Hygiene Legal Service programs.

In an effort to reform the judicial election process and to promote informed voter participation in judicial elections, Chief Judge Judith Kaye established a statewide network of screening panels in February 2007 to review the qualifications of judicial election candidates. Judicial Election Qualifications Commissions have been established in every judicial district, and each Appellate Division coordinates the activities of these commissions through a Director of Judicial Elections Qualifications and support staff.

Justices of the Appellate Divisions are designated by the Governor from among the State's Supreme Court Justices. The Presiding Justice is designated to serve until the end of his or her term, while associate justices are designated to serve for five years or until the end of their respective terms. Justices reaching 70 years of age may be certificated for two year intervals until they reach age 76.

First Judicial Department

The jurisdiction of the Appellate Division of the Supreme Court in the First Judicial Department includes the counties of New York and the Bronx within New York City. There are currently 18 justices sitting in the First Judicial Department.

Second Judicial Department

The jurisdiction of the Appellate Division of the Supreme Court in the Second Judicial Department includes the counties of Kings, Queens, Richmond, Nassau, Suffolk, Westchester, Dutchess, Putnam, Orange and Rockland. There are currently 22 justices sitting in the Second Judicial Department.

Third Judicial Department

The jurisdiction of the Appellate Division of the Supreme Court in the Third Judicial Department includes the 28 counties located in the 3rd, 4th and 6th Judicial Districts. There are currently 11 justices sitting in the Third Judicial Department. It is expected that a twelfth judge will be appointed shortly.

Fourth Judicial Department

The jurisdiction of the Appellate Division of the Supreme Court in the Fourth Judicial Department includes the 22 counties located in the 5th, 7th, and 8th Judicial Districts. The Fourth Judicial Department also is responsible for the Appellate Division Law Library. This law library is unique in that it is the only public appellate court library in the State. There are currently 11 justices sitting in the Fourth Judicial Department.

Appellate Term - First Judicial Department

The Appellate Term, First Judicial Department, consists of five Supreme Court justices serving pursuant to the appointment of the Chief Administrative Judge, with the approval of the Presiding Justice. The Appellate Term in the First Judicial Department hears appeals from the Civil and Criminal Courts in New York and Bronx Counties.

Appellate Term - Second Judicial Department

In the Appellate Term, Second Judicial Department, five justices serve the 9th and 10th Judicial Districts and five others hear matters originating from the 2nd and 11th Districts. These Supreme Court justices serve pursuant to the appointment of the Chief Administrative Judge, with the approval of the Presiding Justice. This Appellate Term hears appeals from the Civil and Criminal Courts in Kings, Queens and Richmond Counties; from the city, town and village courts in the 9th and 10th Judicial Districts; and from the district courts in Nassau and Suffolk Counties.

Public Safety

The Public Safety program in the Appellate Operations major purpose includes 50 Unified Court System positions to provide security and to ensure public safety throughout the courts and offices of the First, Second and Third Appellate Divisions. Security is provided in the Fourth Appellate Division through a contract with the Monroe County Sheriff's Department for seven full time court deputies. Travel, supplies and other expenses associated with daily support of the Public Safety staff are included in this request.

Summary of 2009-10 Funding Request:

Appellate Court Operations

2009-10 Budget Request:	\$76,936,614
<i>Personal Service:</i>	70,893,826
<i>Nonpersonal Service:</i>	6,042,788
<i>Maintenance Undistributed:</i>	0

The \$76,936,614 request for the Appellate Court Operations for fiscal year 2009-10 represents an increase of \$3,666,296 (5%) over the current year adjusted allocation. This change consists of an increase in personal service of \$3,415,813 (5%) and in nonpersonal service of \$250,483 (4.3%).

The personal service request of \$70.9 million provides funding for all authorized judicial positions. The funding requested for nonjudicial positions reflects the projected impact of a stringent vacancy control program, along with funding for increments, general salary increases and longevity bonuses for eligible nonjudicial employees.

The temporary service request of \$1,208,464 includes \$537,388 for Judicial Elections Qualifications staff, \$200,109 for legal staff, \$157,885 for legal interns and seasonal aides, \$35,256 for security staff, \$22,040 to support the Fourth Judicial Department Law Library and \$255,786 to provide back-office support and for staffing shortages.

The requested nonpersonal service budget includes an inflationary and expenditure-based increase (103,615) for legal reference primarily in the Fourth Judicial Department Law Library for its large collection of reference material, and also for the First and Third Judicial Departments due to an increase in the number of justices authorized in 2007. An expenditure-based increase in travel (21,729) is included, as well as emergency equipment funding (350,000) for all of the Appellate Divisions and their respective agencies.

These increases are partially offset by expenditure-based reductions in transcript costs (-2,000), contractual security services (-5,000), other general services (-3,050), and building and property services (-6,000).

STATE OF NEW YORK - JUDICIARY
BUDGET SUMMARY FOR FISCAL YEAR 2009-2010

APPELLATE COURT OPERATIONS

S U M M A R Y	CURR APPROP AS ADJUSTED	UCS RECOMMENDED	CHANGES TO CUR APPROP
P E R S O N A L S E R V I C E			
PERSONAL SERVICE REGULAR	66,248,316	69,437,837	3,189,521
PERSONAL SERVICE TEMPORARY	1,039,947	1,208,464	168,517
PERSONAL SERVICE OVERTIME	189,750	247,525	57,775
*** TOTAL PERSONAL SERVICE	67,478,013	70,893,826	3,415,813
N O N - P E R S O N A L S E R V I C E			
LEGAL REFERENCE/CALR	1,864,385	1,968,000	103,615
TRAVEL	616,946	638,675	21,729
LEGAL SERVICES	6,000	6,000	0
IN-PART SERVICES	500	500	0
JUDICIAL HEARING OFFICERS	292,000	297,000	5,000
PROFESSIONAL SVCS - OTHER	655,592	652,742	-2,850
SECURITY SERVICES	600,000	595,000	-5,000
TRANSCRIPT COSTS	2,500	500	-2,000
EQUIPMENT	243,445	350,000	106,555
OTHER NPS	1,510,937	1,534,371	23,434
*** TOTAL NON-PERSONAL SERV.	5,792,305	6,042,788	250,483
G R A N D T O T A L	73,270,318	76,936,614	3,666,296

STATE OF NEW YORK - JUDICIARY
BUDGET SUMMARY FOR FISCAL YEAR 2009-2010

APPELLATE COURT OPERATIONS
STATE OPERATIONS-GEN. FUND GRAND TOTAL
S U M M A R Y

	CURR APPROP AS ADJUSTED	UCS RECOMMENDED	CHANGES TO CUR APPROP
P E R S O N A L S E R V I C E			
PERSONAL SERVICE REGULAR	66,248,316	69,437,837	3,189,521
PERSONAL SERVICE TEMPORARY	1,039,947	1,208,464	168,517
PERSONAL SERVICE OVERTIME	189,750	247,525	57,775
*** TOTAL PERSONAL SERVICE	67,478,013	70,893,826	3,415,813
N O N - P E R S O N A L S E R V I C E			
LEGAL REFERENCE/CALR	1,864,385	1,968,000	103,615
TRAVEL	616,946	638,675	21,729
LEGAL SERVICES	6,000	6,000	0
IN-PART SERVICES	500	500	0
JUDICIAL HEARING OFFICERS	292,000	297,000	5,000
PROFESSIONAL SVCS - OTHER	655,592	652,742	-2,850
SECURITY SERVICES	600,000	595,000	-5,000
TRANSCRIPT COSTS	2,500	500	-2,000
EQUIPMENT	243,445	350,000	106,555
OTHER NPS	1,510,937	1,534,371	23,434
*** TOTAL NON-PERSONAL SERV.	5,792,305	6,042,788	250,483
G R A N D T O T A L	73,270,318	76,936,614	3,666,296

STATE OF NEW YORK - JUDICIARY
BUDGET SUMMARY FOR FISCAL YEAR 2009-2010

APPELLATE DIVISION OPERATION 1ST DEPT.

S U M M A R Y	CURR APPROP AS ADJUSTED	UCS RECOMMENDED	CHANGES TO CUR APPROP
P E R S O N A L S E R V I C E			
PERSONAL SERVICE REGULAR	17,498,258	18,983,983	1,485,725
PERSONAL SERVICE TEMPORARY	202,290	265,386	63,096
PERSONAL SERVICE OVERTIME	0	10,800	10,800
*** TOTAL PERSONAL SERVICE	17,700,548	19,260,169	1,559,621
N O N - P E R S O N A L S E R V I C E			
LEGAL REFERENCE/CALR	430,000	469,900	39,900
TRAVEL	130,000	137,800	7,800
LEGAL SERVICES	6,000	6,000	0
PROFESSIONAL SVCS - OTHER	84,251	84,251	0
TRANSCRIPT COSTS	500	500	0
EQUIPMENT	60,000	92,000	32,000
OTHER NPS	262,907	265,380	2,473
*** TOTAL NON-PERSONAL SERV.	973,658	1,055,831	82,173
G R A N D T O T A L	18,674,206	20,316,000	1,641,794

STATE OF NEW YORK - JUDICIARY
BUDGET SUMMARY FOR FISCAL YEAR 2009-2010

APPELLATE DIVISION OPERATION 2ND DEPT.

S U M M A R Y	CURR APPROP AS ADJUSTED	UCS RECOMMENDED	CHANGES TO CUR APPROP
P E R S O N A L S E R V I C E			
PERSONAL SERVICE REGULAR	22,808,625	23,733,217	924,592
PERSONAL SERVICE TEMPORARY	329,757	364,461	34,704
PERSONAL SERVICE OVERTIME	110,000	100,871	-9,129
*** TOTAL PERSONAL SERVICE	23,248,382	24,198,549	950,167
N O N - P E R S O N A L S E R V I C E			
LEGAL REFERENCE/CALR	362,000	362,000	0
TRAVEL	236,043	235,143	-900
JUDICIAL HEARING OFFICERS	165,000	165,000	0
PROFESSIONAL SVCS - OTHER	324,926	323,826	-1,100
EQUIPMENT	33,000	144,000	111,000
OTHER NPS	512,373	515,523	3,150
*** TOTAL NON-PERSONAL SERV.	1,633,342	1,745,492	112,150
G R A N D T O T A L	24,881,724	25,944,041	1,062,317

STATE OF NEW YORK - JUDICIARY
BUDGET SUMMARY FOR FISCAL YEAR 2009-2010

APPELLATE DIVISION OPERATION 3RD DEPT.

S U M M A R Y	CURR APPROP AS ADJUSTED	UCS RECOMMENDED	CHANGES TO CUR APPROP

P E R S O N A L S E R V I C E			

PERSONAL SERVICE REGULAR	10,027,888	10,529,582	501,694
PERSONAL SERVICE TEMPORARY	235,009	286,215	51,206
PERSONAL SERVICE OVERTIME	74,250	130,000	55,750

*** TOTAL PERSONAL SERVICE	10,337,147	10,945,797	608,650
N O N - P E R S O N A L S E R V I C E			

LEGAL REFERENCE/CALR	146,500	165,000	18,500
TRAVEL	106,821	117,500	10,679
JUDICIAL HEARING OFFICERS	75,000	80,000	5,000
PROFESSIONAL SVCS - OTHER	145,250	137,000	-8,250
EQUIPMENT	29,000	54,000	25,000
OTHER NPS	276,568	294,041	17,473

*** TOTAL NON-PERSONAL SERV.	779,139	847,541	68,402
G R A N D T O T A L	11,116,286	11,793,338	677,052

STATE OF NEW YORK - JUDICIARY
BUDGET SUMMARY FOR FISCAL YEAR 2009-2010

APPELLATE DIVISION OPERATION 4TH DEPT.

S U M M A R Y	CURR APPROP AS ADJUSTED	UCS RECOMMENDED	CHANGES TO CUR APPROP
-----	-----	-----	-----
P E R S O N A L S E R V I C E			

PERSONAL SERVICE REGULAR	9,831,648	10,143,953	312,305
PERSONAL SERVICE TEMPORARY	232,823	237,802	4,979
PERSONAL SERVICE OVERTIME	5,500	5,354	-146
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*** TOTAL PERSONAL SERVICE	10,069,971	10,387,109	317,138
N O N - P E R S O N A L S E R V I C E			

LEGAL REFERENCE/CALR	891,385	933,300	41,915
TRAVEL	136,150	140,300	4,150
JUDICIAL HEARING OFFICERS	19,000	19,000	0
PROFESSIONAL SVCS - OTHER	59,242	66,942	7,700
SECURITY SERVICES	600,000	595,000	-5,000
EQUIPMENT	82,945	60,000	-22,945
OTHER NPS	349,399	348,713	-686
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*** TOTAL NON-PERSONAL SERV.	2,138,121	2,163,255	25,134
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G R A N D T O T A L	12,208,092	12,550,364	342,272

STATE OF NEW YORK - JUDICIARY
BUDGET SUMMARY FOR FISCAL YEAR 2009-2010

APPELLATE TERM 1ST. DEPT

S U M M A R Y	CURR APPROP AS ADJUSTED	UCS RECOMMENDED	CHANGES TO CUR APPROP
	-----	-----	-----
P E R S O N A L S E R V I C E			
PERSONAL SERVICE REGULAR	2,491,169	2,541,042	49,873
PERSONAL SERVICE TEMPORARY	11,130	0	-11,130
PERSONAL SERVICE OVERTIME	0	500	500
*** TOTAL PERSONAL SERVICE	2,502,299	2,541,542	39,243
N O N - P E R S O N A L S E R V I C E			
LEGAL REFERENCE/CALR	1,500	1,500	0
TRAVEL	1,400	1,400	0
IN-PART SERVICES	500	500	0
TRANSCRIPT COSTS	2,000	0	-2,000
EQUIPMENT	10,500	0	-10,500
OTHER NPS	23,374	24,574	1,200
*** TOTAL NON-PERSONAL SERV.	39,274	27,974	-11,300
GRAND TOTAL	2,541,573	2,569,516	27,943

STATE OF NEW YORK - JUDICIARY
BUDGET SUMMARY FOR FISCAL YEAR 2009-2010

APPELLATE TERM 2ND. DEPT

S U M M A R Y	CURR APPROP AS ADJUSTED	UCS RECOMMENDED	CHANGES TO CUR APPROP
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P E R S O N A L S E R V I C E			

PERSONAL SERVICE REGULAR	3,459,274	3,506,060	46,786
PERSONAL SERVICE TEMPORARY	28,938	54,600	25,662
	-----	-----	-----
*** TOTAL PERSONAL SERVICE	3,488,212	3,560,660	72,448
N O N - P E R S O N A L S E R V I C E			

LEGAL REFERENCE/CALR	33,000	36,300	3,300
TRAVEL	6,532	6,532	0
JUDICIAL HEARING OFFICERS	33,000	33,000	0
PROFESSIONAL SVCS - OTHER	41,923	40,723	-1,200
EQUIPMENT	28,000	0	-28,000
OTHER NPS	86,316	86,140	-176
	-----	-----	-----
*** TOTAL NON-PERSONAL SERV.	228,771	202,695	-26,076
G R A N D T O T A L	3,716,983	3,763,355	46,372

Appellate Division - 1st Department Workload & Staffing

3-Year Workload

<u>Category</u>	2005	2006	2007	% Change 2007 vs 2006
Records on Appeal Filed	2,382	2,622	2,462	-6.1%
Total Dispositions	2,981	2,878	3,217	11.8%
Oral Arguments	1,154	1,175	1,231	4.8%
Motions Decided	5,087	5,698	4,987	-12.5%
Admissions to the Bar	3,018	3,061	3,173	3.7%
Attorney Disciplinary Proceedings Decided	64	886	90	-89.8%

March 31, 2010 Schedule of Positions by Staffing Category

<u>Department</u>	Judicial	Nonjudicial	Total
Appellate Division - 1 st Department	18	162	180

Appellate Division - 2nd Department

Workload & Staffing

3-Year Workload

<u>Category</u>	2005	2006	2007	% Change 2007 vs 2006
Records on Appeal Filed	4,177	4,017	4,174	3.9%
Total Dispositions	10,746	11,301	11,637	3.0%
Oral Arguments	2,377	2,212	2,401	8.5%
Motions Decided	9,972	10,722	10,810	0.8%
Admissions to the Bar	2,342	2,271	2,528	11.3%
Attorney Disciplinary Proceedings Decided	228	186	221	18.8%

March 31, 2010 Schedule of Positions by Staffing Category

<u>Department</u>	Judicial	Nonjudicial	Total
Appellate Division - 2 nd Department	22	215	237

Appellate Division - 3rd Department Workload & Staffing

3-Year Workload

<u>Category</u>	2005	2006	2007	% Change 2007 vs 2006
Records on Appeal Filed	2,022	1,837	1,863	1.4%
Total Dispositions	1,939	1,764	1,714	-2.8%
Oral Arguments	799	727	678	-6.7%
Motions Decided	5,957	6,117	5,562	-9.1%
Admissions to the Bar	2,670	2,956	2,898	-2.0%
Attorney Disciplinary Proceedings Decided	44	31	43	38.7%

March 31, 2010 Schedule of Positions by Staffing Category

<u>Department</u>	Judicial	Nonjudicial	Total
Appellate Division - 3 rd Department	11	107	118

Appellate Division - 4th Department Workload & Staffing

3-Year Workload

<u>Category</u>	2005	2006	2007	% Change 2007 vs 2006
Records on Appeal Filed	1,548	1,505	1,705	13.3%
Total Dispositions	2,166	2,049	2,249	9.8%
Oral Arguments	1,091	904	881	-2.5%
Motions Decided	3,721	4,483	4,326	-3.5%
Admissions to the Bar	357	355	302	-14.9%
Attorney Disciplinary Proceedings Decided	15	32	49	53.1%

March 31, 2010 Schedule of Positions by Staffing Category

<u>Department</u>	Judicial	Nonjudicial	Total
Appellate Division - 4 th Department	11	102	113

Appellate Term - 1st Department Workload & Staffing

3-Year Workload

<u>Category</u>	2005	2006	2007	% Change 2007 vs 2006
Records on Appeal Filed	454	466	463	-0.6%
Total Dispositions	443	547	370	-32.4%
Oral Arguments	409	350	329	-6.0%
Motions Decided	1,532	1,352	1,469	8.7%

March 31, 2010 Schedule of Positions by Staffing Category

<u>Department</u>	<u>Nonjudicial</u>
Appellate Term - 1 st Department	23

Appellate Term - 2nd Department Workload & Staffing

3-Year Workload

<u>Category</u>	2005	2006	2007	% Change 2007 vs 2006
Records on Appeal Filed	1,846	1,895	1,795	-5.3%
Total Dispositions	1,616	1,472	1,504	2.2%
Oral Arguments	268	345	372	7.8%
Motions Decided	3,206	3,294	3,228	-2.0%

March 31, 2010 Schedule of Positions by Staffing Category

<u>Department</u>	<u>Nonjudicial</u>
Appellate Term - 2 nd Department	35

Major Purpose Summary

APPELLATE AUXILIARY OPERATIONS

2009-10 Budget Request:	\$167,021,028
<i>General Fund:</i>	119,593,807
<i>Special Revenue Funds:</i>	47,427,221

The Appellate Auxiliary Operations major purpose budget includes funding for the Candidate Examination, Candidate Fitness, Assigned Counsel, Attorney for the Child and the Mental Hygiene Legal Service (MHLS) programs. With the exception of the Candidate Examination program, which operates under the direction of the Court of Appeals, all of the programs within the major purpose are under the administrative supervision of the Presiding Justices of the Appellate Divisions.

The Assigned Counsel and MHLS programs are solely supported by the General Fund. The Attorney for the Child program is supported by both the General Fund and the Indigent Legal Services Fund. The Indigent Legal Services Fund was established in 2003 to support costs associated with an increase in the statutory fees charged by law guardians and assigned counsel (L. 2003, c. 62). The Attorney Licensing Fund, established in 1990, provides operating support for the Candidate Fitness, Candidate Examination and Attorney Discipline programs.

Both the Indigent Legal Services Fund and the Attorney Licensing Fund are supported by a biennial attorney registration fee paid by attorneys who are licensed to practice law in New York State. The annual fee was increased to \$350 in 2003 and also supports the Lawyers Fund for Client Protection. For each fee collected, \$50 supports the Indigent Legal Services Fund, \$60 supports the Lawyers Fund for Client Protection and the balance of \$240 supports the Attorney Licensing Fund. The Indigent Legal Services Fund is also supported by surcharges on various Vehicle and Traffic offenses (L. 2003, c. 62).

Summary of 2009-10 Funding Request:

Appellate Auxiliary Operations

2009-10 Budget Request:	\$167,021,028
<i>Personal Service:</i>	43,398,976
<i>Nonpersonal Service:</i>	123,622,052

The 2009-10 Appellate Auxiliary Major Purpose all funds budget request of \$167 million reflects an increase of \$8 million (5%) over the current year adjusted appropriation. This change consists of an increase in personal service of \$1.6 million (3.9%) and an increase in nonpersonal service of \$6.4 million (5.4%). Most of the increase supports contractual increases for legal aid offices and voucher payments for individual attorneys in the Attorney for the Child program (\$6.6 million). The increases are due to a growth in workload associated with family court legislative changes and the institution of a case cap pursuant to chapter 626 of the Laws of 2007. A summary of the budget request by fund follows:

<u>Fund</u>	<u>2008-09 Adjusted Allocation</u>	<u>2009-10 Request</u>	<u>Change</u>
General Fund	\$112,549,703	\$119,593,807	\$7,044,104
Indigent Legal Services Fund	25,000,000	25,000,000	0
Attorney Licensing Fund	<u>21,406,048</u>	<u>22,427,221</u>	<u>1,021,173</u>
All Funds	\$158,955,751	\$167,021,028	\$8,065,277

The nonpersonal service funding request of \$43.4 million for nonjudicial positions reflects the projected impact of a stringent vacancy control program, along with funding for increments, general salary increases and longevity bonuses for eligible nonjudicial employees.

Adjustments are also reflected in personal service for the conversion of 12 temporary service to permanent lines as authorized in the current year budget.

The temporary service request of \$2,476,491 includes \$1,137,677 for attorney and investigatory staff in the MHLS offices to address new workload associated with the Sexual Offender Management and Treatment Act (SOMTA) for the civil confinement of sexual predators. Funding is also included to support attorneys and staff in the Second Department MHLS offices who handle guardianship cases (302,895). The revenue generated from these guardianship cases offsets these costs. The remaining funding (1,035,919) includes legal staff in the Attorney Discipline program, and clerical support staff and legal interns for the Candidate Fitness, Attorney Discipline, MHLS, Attorney for the Child and Candidate Examination programs.

The 2009-10 budget proposes that 17 temporary positions be converted to permanent lines. Incumbents in these positions are performing permanent, ongoing functions, and include legal staff working on SOMTA cases in the MHLS program (15) and support staff in the Candidate Examination program (2).

The requested nonpersonal service budget of \$123.6 million supports usual and necessary expenses associated with the operations, support and administration of the Appellate Auxiliary Operations programs.

Expenses in these categories include: contractual services for legal aid providers and payments to attorneys and expert witnesses in family court matters, contractual services for candidate examination testing sites, real estate agreements for various offices and satellite locations, legal reference materials and on-line services; rentals of equipment and maintenance agreements for hardware, software and office equipment.

The nonpersonal service budget includes \$111.7 million for the representation of children in family court matters through the Attorney for the Child Program. The request reflects an increase of \$6.6 million over the current year adjusted allocation to support contractual increases, including annualization of new legal staff added pursuant to the 2007 case cap legislation, and an expenditure-based increase in voucher payments for the individual attorneys for the child.

Other nonpersonal service increases include real estate rentals (189,277), building and property services (19,000) and utilities (9,960) due to rental increases for testing sites in the Candidate Examination program and for expanded lease space in the MHLS program for offices in Binghamton, Buffalo, Ogdensburg, Syracuse and Utica due to the SOMTA caseload and new staff. An increase in expert witness costs (66,871) is also due to SOMTA caseload. These costs are partially offset by a reduction in transcript costs (-577,970) due to an adjustment associated with SOMTA cost projections for this object.

STATE OF NEW YORK - JUDICIARY
BUDGET SUMMARY FOR FISCAL YEAR 2009-2010

APPELLATE AUXILIARY OPERATIONS

S U M M A R Y	CURR APPROP AS ADJUSTED	UCS RECOMMENDED	CHANGES TO CUR APPROP

P E R S O N A L S E R V I C E			

PERSONAL SERVICE REGULAR	37,963,373	40,920,185	2,956,812
PERSONAL SERVICE TEMPORARY	3,793,628	2,476,491	-1,317,137
PERSONAL SERVICE OVERTIME	0	2,300	2,300

*** TOTAL PERSONAL SERVICE	41,757,001	43,398,976	1,641,975
N O N - P E R S O N A L S E R V I C E			

LEGAL REFERENCE/CALR	249,047	254,833	5,786
TRAVEL	653,972	664,498	10,526
LEGAL SERVICES	105,882,614	112,617,023	6,734,409
IN-PART SERVICES	2,187,111	2,248,942	61,831
JUDICIAL HEARING OFFICERS	16,000	18,000	2,000
PROFESSIONAL SVCS - OTHER	2,113,479	2,202,738	89,259
TRANSCRIPT COSTS	965,500	387,530	-577,970
EQUIPMENT	144,329	0	-144,329
OTHER NPS	4,986,698	5,228,488	241,790

*** TOTAL NON-PERSONAL SERV.	117,198,750	123,622,052	6,423,302

G R A N D T O T A L	158,955,751	167,021,028	8,065,277

STATE OF NEW YORK - JUDICIARY
BUDGET SUMMARY FOR FISCAL YEAR 2009-2010

APPELLATE AUXILIARY OPERATIONS STATE OPERATIONS-GEN. FUND GRAND TOTAL SUMMARY	CURR APPROP AS ADJUSTED	UCS RECOMMENDED	CHANGES TO CUR APPROP
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PERSONAL SERVICE			

PERSONAL SERVICE REGULAR	22,877,942	24,972,786	2,094,844
PERSONAL SERVICE TEMPORARY	3,164,440	1,879,743	-1,284,697
PERSONAL SERVICE OVERTIME	0	1,000	1,000

*** TOTAL PERSONAL SERVICE	26,042,382	26,853,529	811,147
NON-PERSONAL SERVICE			

LEGAL REFERENCE/CALR	138,188	144,808	6,620
TRAVEL	485,113	506,704	21,591
LEGAL SERVICES	80,816,974	87,554,383	6,737,409
IN-PART SERVICES	2,182,311	2,244,142	61,831
PROFESSIONAL SVCS - OTHER	280,965	180,910	-100,055
TRANSCRIPT COSTS	816,750	227,780	-588,970
EQUIPMENT	76,719	0	-76,719
OTHER NPS	1,710,301	1,881,551	171,250

*** TOTAL NON-PERSONAL SERV.	86,507,321	92,740,278	6,232,957

GRAND TOTAL	112,549,703	119,593,807	7,044,104

STATE OF NEW YORK - JUDICIARY
BUDGET SUMMARY FOR FISCAL YEAR 2009-2010

APPELLATE AUXILIARY OPERATIONS
STATE SPECIAL REVENUE
SUMMARY

	CURR APPROP AS ADJUSTED	UCS RECOMMENDED	CHANGES TO CUR APPROP
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P E R S O N A L S E R V I C E			

PERSONAL SERVICE REGULAR	15,085,431	15,947,399	861,968
PERSONAL SERVICE TEMPORARY	629,188	596,748	-32,440
PERSONAL SERVICE OVERTIME	0	1,300	1,300
	-----	-----	-----
*** TOTAL PERSONAL SERVICE	15,714,619	16,545,447	830,828
N O N - P E R S O N A L S E R V I C E			

LEGAL REFERENCE/CALR	110,859	110,025	-834
TRAVEL	168,859	157,794	-11,065
LEGAL SERVICES	65,640	62,640	-3,000
IN-PART SERVICES	4,800	4,800	0
JUDICIAL HEARING OFFICERS	16,000	18,000	2,000
PROFESSIONAL SVCS - OTHER	1,832,514	2,021,828	189,314
TRANSCRIPT COSTS	148,750	159,750	11,000
EQUIPMENT	67,610	0	-67,610
OTHER NPS	3,276,397	3,346,937	70,540
	-----	-----	-----
*** TOTAL NON-PERSONAL SERV.	5,691,429	5,881,774	190,345
G R A N D T O T A L	-----	-----	-----
	21,406,048	22,427,221	1,021,173

STATE OF NEW YORK - JUDICIARY
BUDGET SUMMARY FOR FISCAL YEAR 2009-2010

APPELLATE AUXILIARY OPERATIONS
INDIGENT LEGAL SERVICES
SUMMARY

	CURR APPROP AS ADJUSTED	UCS RECOMMENDED	CHANGES TO CUR APPROP
	-----	-----	-----
NON-PERSONAL SERVICE			

LEGAL SERVICES	25,000,000	25,000,000	0
	-----	-----	-----
*** TOTAL NON-PERSONAL SERV.	25,000,000	25,000,000	0
	-----	-----	-----
GRAND TOTAL	25,000,000	25,000,000	0

Appellate Auxiliary Operations

Summary of Position Staffing

March 31, 2010 Schedule of Positions by Staffing Category

<u>Program</u>	<u>Nonjudicial</u>
Candidate Examination	33
Candidate Fitness	14
Attorney Discipline	140
Attorney for the Child*	19
MHLS	272
Total	478

*Attorney for the Child positions include State-paid administrative staff and exclude legal aid staff who work pursuant to the law guardian contracts.

ASSIGNED COUNSEL PROGRAM

2009-10 Budget Request: \$1,008,642

Pursuant to section 35 of the Judiciary Law, the Courts are empowered to appoint State-reimbursed counsel to indigent persons in (1) habeas corpus proceedings involving prisoners in State institutions; (2) commitment proceedings involving individuals who are mentally ill, mentally defective or narcotic addicts; (3) hearings in proceedings for the commitment of the guardianship or custody of a child to an authorized agency by reason of mental illness or retardation of a parent; (4) hearings to determine best interests of the child when the parent revokes adoption consent; (5) any adoption or custody hearing where assignment of counsel is constitutionally mandated ; (6) matters heard in Supreme Court in which Family Court could have exercised jurisdiction, and that are eligible for assigned counsel under section 262 of the Family Court Act; and (7) appeals from court orders when it has been determined that the assignment of county-paid counsel is not appropriate. Via this statute, the Assigned Counsel Program provides legal services to wards of the State; provides medical and psychiatric examinations to the indigent before the courts; and provides necessary legal services in certain types of proceedings to indigent persons for whom such representation would otherwise be unavailable.

In each Judicial Department, the Appellate Division appoints panels of attorneys to serve as counsel in the aforementioned proceedings. Upon the request of the court, attorneys are appointed from the established list. Similarly, the court may order a medical or psychiatric examination if deemed necessary, the costs of which are paid from funds appropriated for this program. The funding requested for this program represents funds for the reimbursement of assigned counsel, psychiatrists and physicians appointed pursuant to section 35 of the Judiciary Law.

The request also includes funding to continue the contract between the Unified Court System and the Wyoming County - Attica Legal Aid Bureau for representation of inmates in various proceedings emanating from the Attica Correctional Facility in the Fourth Department.

**Wyoming Co. - Attica Legal Aid Bureau
Workload Analysis**

Wyoming County - Attica Legal Aid Bureau	2005	2006	2007	% Change 2007 vs 2006
Habeas Corpus Proceedings and Article 78 Proceedings	99	80	80	0.0%
Appeals Assigned	23	24	27	12.5%

**Summary of 2009-10 Funding Request:
Assigned Counsel Program**

2009-10 Budget Request:	\$1,008,642
<i>Personal Service:</i>	0
<i>Nonpersonal Service:</i>	1,008,642
<i>Maintenance Undistributed:</i>	0

The 2009-10 Assigned Counsel budget request of \$1,008,642 reflects a slight increase of \$1,439 (0.1%) over the current year adjusted appropriation. The funding supports forensic evaluations and legal services in a variety of judicial proceedings, primarily emanating from section 35 of the Judiciary Law.

STATE OF NEW YORK - JUDICIARY
BUDGET SUMMARY FOR FISCAL YEAR 2009-2010

ASSIGNED COUNSEL			
S U M M A R Y	CURR APPROP AS ADJUSTED	UCS RECOMMENDED	CHANGES TO CUR APPROP
	-----	-----	-----
N O N - P E R S O N A L S E R V I C E			

LEGAL SERVICES	840,392	951,142	110,750
IN-PART SERVICES	166,811	57,500	-109,311
	-----	-----	-----
*** TOTAL NON-PERSONAL SERV.	1,007,203	1,008,642	1,439
	-----	-----	-----
G R A N D T O T A L	1,007,203	1,008,642	1,439

STATE OF NEW YORK - JUDICIARY
BUDGET SUMMARY FOR FISCAL YEAR 2009-2010

ASSIGNED COUNSEL STATE OPERATIONS-GEN. FUND GRAND TOTAL SUMMARY	CURR APPROP AS ADJUSTED	UCS RECOMMENDED	CHANGES TO CUR APPROP
	-----	-----	-----
NON-PERSONAL SERVICE			

LEGAL SERVICES	840,392	951,142	110,750
IN-PART SERVICES	166,811	57,500	-109,311
	-----	-----	-----
*** TOTAL NON-PERSONAL SERV.	1,007,203	1,008,642	1,439
	-----	-----	-----
GRAND TOTAL	1,007,203	1,008,642	1,439

STATE OF NEW YORK - JUDICIARY
BUDGET SUMMARY FOR FISCAL YEAR 2009-2010

ASSIGNED COUNSEL

CT OF APPEALS ASSIGNED COUNSEL	CURR APPROP AS ADJUSTED	UCS RECOMMENDED	CHANGES TO CUR APPROP
	-----	-----	-----
NON-PERSONAL SERVICE			

LEGAL SERVICES	40,000	40,000	0
	-----	-----	-----
*** TOTAL NON-PERSONAL SERV.	40,000	40,000	0
	-----	-----	-----
GRAND TOTAL	40,000	40,000	0

STATE OF NEW YORK - JUDICIARY
BUDGET SUMMARY FOR FISCAL YEAR 2009-2010

ASSIGNED COUNSEL

ASSIGNED COUNSEL, FIRST DEPT	CURR APPROP AS ADJUSTED	UCS RECOMMENDED	CHANGES TO CUR APPROP
	-----	-----	-----
N O N - P E R S O N A L S E R V I C E			

LEGAL SERVICES	0	22,500	22,500
IN-PART SERVICES	10,000	27,500	17,500
	-----	-----	-----
*** TOTAL NON-PERSONAL SERV.	10,000	50,000	40,000
	-----	-----	-----
G R A N D T O T A L	10,000	50,000	40,000

STATE OF NEW YORK - JUDICIARY
BUDGET SUMMARY FOR FISCAL YEAR 2009-2010

ASSIGNED COUNSEL			
APP 2ND AUX ASSIGNED COUNSEL	CURR APPROP AS ADJUSTED	UCS RECOMMENDED	CHANGES TO CUR APPROP
	-----	-----	-----
NON-PERSONAL SERVICE			

LEGAL SERVICES	280,000	430,500	150,500
IN-PART SERVICES	156,811	0	-156,811
	-----	-----	-----
*** TOTAL NON-PERSONAL SERV.	436,811	430,500	-6,311
	-----	-----	-----
GRAND TOTAL	436,811	430,500	-6,311

STATE OF NEW YORK - JUDICIARY
BUDGET SUMMARY FOR FISCAL YEAR 2009-2010

ASSIGNED COUNSEL

APP 3RD AUX ASSIGNED COUNSEL	CURR APPROP AS ADJUSTED	UCS RECOMMENDED	CHANGES TO CUR APPROP
	-----	-----	-----
NON-PERSONAL SERVICE			

LEGAL SERVICES	110,000	126,250	16,250
	-----	-----	-----
*** TOTAL NON-PERSONAL SERV.	110,000	126,250	16,250
	-----	-----	-----
GRAND TOTAL	110,000	126,250	16,250

STATE OF NEW YORK - JUDICIARY
BUDGET SUMMARY FOR FISCAL YEAR 2009-2010

ASSIGNED COUNSEL

APP 4TH AUX ASSIGNED COUNSEL	CURR APPROP AS ADJUSTED	UCS RECOMMENDED	CHANGES TO CUR APPROP
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NON-PERSONAL SERVICE			

LEGAL SERVICES	410,392	331,892	-78,500
IN-PART SERVICES	0	30,000	30,000
-----	-----	-----	-----
*** TOTAL NON-PERSONAL SERV.	410,392	361,892	-48,500
-----	-----	-----	-----
GRAND TOTAL	410,392	361,892	-48,500

ATTORNEY FOR THE CHILD PROGRAM

2009-10 Budget Request:	\$114,524,839
<i>General Fund:</i>	89,524,839
<i>Special Revenue Funds:</i>	25,000,000

The purpose of the Attorney for the Child program is to provide high quality legal services for children. Such representation is provided by the State through the mechanism established in Article 2, Part 4 of the Family Court Act. Attorneys for the child are appointed in all delinquency and supervision proceedings under Articles 3 and 7, all child protective proceedings under Article 10, all termination of parental rights proceedings under Article 6 and Social Services Law §384-b (1981), all proceedings to place a child in protective custody under Family Court Act §158 (1982) and in certain foster care review proceedings under section 392 of the Social Services Law. In addition, the court has the discretion to appoint an attorney for the child in any proceeding when such representation is deemed appropriate under the Family Court Act.

The Attorney for the Child program operates under the administrative supervision of the Appellate Divisions where Attorney for the Child Directors are appointed in each Department and are responsible for overseeing operations. To accomplish its objective, the program provides legal representation through both legal aid contracts and through individual attorneys assigned from county panels. The program compensates attorneys for their work and reimburses them for reasonable expenses associated with the representation of their clients including fees for mental health and child welfare experts, investigators and process services. In addition, the Attorney for the Child program provides a variety of support services for attorneys including continuing legal education, litigation support and reference materials. A quarterly newsletter is also produced containing helpful articles and digests of recent case law and legislative developments.

Representation is provided via legal aid contracts through three Office of Court Administration (OCA) agreements in New York City, as well as separate contracts in Erie, Monroe, Suffolk, Orange, Rockland, Tompkins, Genesee and Chemung Counties. The Third and Fourth Appellate Divisions also contract with legal aid providers in Schuyler, Franklin, Otsego, Clinton and Fulton Counties in the Third Department; and in Erie County in the Fourth Department. Throughout the remainder of the State, individual attorneys for the child are assigned from county panels.

Over the past decade, statewide Attorney for the Child workload has escalated at a rapid pace. Attorneys have been appointed more frequently by the State's family court judges, reflecting the benefits provided to the courts through their involvement on behalf of children in these cases. In addition to the increase in attorney for the child assignments, there have been statutory changes affecting the scope and role of the attorney for the child.

The most consequential legislation affecting the Attorney for the Child Program is the comprehensive child welfare permanency law enacted in 2005 (L. 2005, c. 3 and L. 2006, c. 437). This statute significantly alters the Family Court process for all children in out-of-home care (both foster care and direct placements). The goal is to move children more quickly through foster care, whether to reunite them with their birth families or to place them for adoption. By facilitating permanency planning for these children, this law enhances the State's compliance with the Adoption and Safe Families Act of 1997 (ASFA) enacted to improve the safety of children, to promote adoption and other permanent homes for children who need them and to support families. Both laws impose significant responsibilities upon both the court and the attorneys for the child requiring more frequent judicial review and monitoring of cases. Cases are continuously calendared with hearings scheduled at least every six months until permanency is achieved. As a result, attorneys for the child are spending more time meeting with their clients, attending court hearings and conferencing with court staff.

Similarly, appellate decisions in the State have strongly encouraged the appointment of attorneys for the child in custody cases, leading to a rapid growth in such assignments in that area as well. As a result of that growth, new contracts for custody representation were implemented in Bronx, Kings and Erie Counties. The use of full-time attorneys for the child in these areas has improved the quality of representation in a cost-effective way.

In response to the growing and complex workload of the Attorney for the Child Program, the Legislature enacted chapter 626 of the Laws of 2007 requiring the Unified Court System to promulgate court rules prescribing workload standards for attorneys for the child. As a result, an administrative order signed by the Chief Administrative Judge was issued in 2008 establishing a caseload limit of 150 cases per attorney. The limit may be adjusted after consideration of factors such as the complexity of cases, where the cases are in the adjudication process, the availability of support staff and whether a guardian is being asked to represent siblings. To implement this order, the 2008-09 enacted budget included \$5 million for an increase in legal aid contracts for 67 additional legal staff. The 2009-10 budget includes funding to annualize the cost of the additional staff.

Programmatic changes have been implemented in the Attorney for the Child Program to enhance the delivery of services for children subject to court proceedings. In an effort to improve the juvenile justice system, a weekend arraignment part in New York City was opened in May 2008. The Attorneys for the Child Directors in the First and Second Departments have collaborated to assign individual panel attorneys to this court on a rotating basis.

The Appellate Divisions of the First and Second Departments, through the efforts of the Mental Health Professional Certification Committee, adopted joint rules in 2008 for the establishment of standards for mental health professionals. These important new rules formalize a certification and recertification process for mental health professionals and help to ensure that mental health professionals used in the Attorney for the Child Program have met certain criteria. The Committee will distribute a resource directory containing the contact information for those mental health professionals who have been screened.

A web-based voucher system has been developed by the Office of Court Administration for processing of vouchers for individual panel attorneys. The system allows attorneys and experts to submit compensation claims via the Internet in a more prompt, efficient and reliable manner. The system has been operational for one year.

Workload Summary

The tables below summarize the proceedings handled within the jurisdictions where OCA presently contracts with legal aid societies for child representation. It should be noted that the workload does not include the workload of the individual attorneys for the child assigned from the county panels.

**Juvenile Rights Practice - City of New York
Workload Analysis**

FAMILY COURT PETITIONS: <u>Reporting Category</u>	<u>2005</u>	<u>2006</u>	<u>2007</u>	<u>% Change 2007 vs 2006</u>
JD's	3,654	3,524	3,381	-4.1%
PINS	900	862	1,018	18.1%
Custody	818	600	602	0.3%
Child Protective	4,078	9,792	9,280	-5.2%
Foster Care Review	482	12	145	1108.3%
Approval of Foster Care	230	50	0	-100.0%
Termination of Parental Rights	1,340	1,060	1,173	10.7%
Designated Felonies	110	100	73	-27.0%
Supplemental Petitions	17,956	18,336	8,767	-52.2%
Other	<u>326</u>	<u>230</u>	<u>433</u>	<u>88.3%</u>
TOTAL	29,894	34,566	24,872	-28.0%
<u>Appellate Activity:</u>				
Appellant Briefs Perfected	232	189	n/a	n/a
Motions/Stays/Writs	225	220	n/a	n/a

**Lawyers for Children
City of New York
Workload Analysis**

FAMILY COURT PETITIONS: <u>Reporting Category</u>	<u>2005</u>	<u>2006</u>	<u>2007</u>	<u>% Change 2007 vs 2006</u>
Custody	827	973	819	-15.8%
Child Protective	503	996	1,177	18.2%
Foster Care Review	1,116	1,845	3,058	65.7%
Approved Foster Care	501	1,323	0	-100.0%
Termination of Parental Rights	541	627	641	2.2%
Other	<u>375</u>	<u>406</u>	<u>452</u>	<u>11.3%</u>
TOTAL	3,863	6,170	6,147	-0.4%
<u>Appellate Activity:</u>				
Appellate Briefs Perfected	35	36	37	2.8%
Motions/Stays/Writs	41	41	43	4.9%

**Children's Law Center
City of New York
Workload Analysis**

FAMILY COURT PETITIONS: <u>Reporting Category</u>	<u>2005</u>	<u>2006</u>	<u>2007</u>	<u>% Change 2007 vs 2006</u>
Custody	4,234	5,329	5,033	-5.6%
Guardianship	345	507	633	24.9%
Family Offense	742	822	1,220	48.4%
Child Protective	33	102	138	35.3%
Paternity	103	139	108	-22.3%
Support	5	11	11	0.0%
Matrimonial	32	54	62	14.8%
Other	<u>10</u>	<u>0</u>	<u>7</u>	<u>n/a</u>
TOTAL	5,504	6,964	7,212	3.6%
<u>Appellate Activity:</u>				
Appellate Briefs Perfected	n/a	19	26	36.8%
Motions/Stays/Writs	n/a	148	150	1.4%

**Suffolk County Legal Aid
Workload Analysis**

FAMILY COURT PETITIONS:				% Change
<u>Reporting Category</u>	<u>2005</u>	<u>2006</u>	<u>2007</u>	<u>2007 vs 2006</u>
JD's	503	438	563	28.5%
PINS	395	115	99	-13.9%
Custody	610	581	584	0.5%
Child Protective	2,268	2,679	1,657	-38.1%
Approval of Foster Care	6	8	16	100.0%
Termination of Parental Rights	68	79	45	-43.0%
Designated Felonies	8	13	6	-53.8%
Permanency Hearings	0	524	932	77.9%
Supplemental Petitions	5,437	3,144	3,093	-1.6%
Other	<u>653</u>	<u>768</u>	<u>592</u>	<u>-22.9%</u>
TOTAL	9,948	8,349	7,587	-9.1%
<u>Appellate Activity:</u>				
Appellant Briefs Perfected	13	11	11	0.0%
Motions/Stays/Writs	12	16	11	-31.3%

**Orange County Legal Aid - Children's Rights Society, Inc.
Workload Analysis**

FAMILY COURT PETITIONS:				% Change
<u>Reporting Category</u>	<u>2005</u>	<u>2006</u>	<u>2007</u>	<u>2007 vs 2006</u>
JD's	201	191	260	36.1%
PINS	127	125	124	-0.8%
Custody	1,502	1,610	1,613	0.2%
Child Protective	459	473	1,134	139.7%
Foster Care Review	260	384	18	-95.3%
Approval of Foster Care	55	40	38	-5.0%
IDV	n/a	n/a	193	n/a
Permanency Hearings	n/a	378	693	83.3%
Designated Felonies	10	9	5	-44.4%
Supplemental Petitions	734	533	518	-2.8%
Other	<u>720</u>	<u>625</u>	<u>598</u>	<u>-4.3%</u>
TOTAL	4,068	4,368	5,194	18.9%

**Rochester Legal Aid
Workload Analysis**

<u>FAMILY COURT PETITIONS</u> <u>Reporting Category</u>	<u>2005</u>	<u>2006</u>	<u>2007</u>	<u>% Change</u> <u>2007 vs 2006</u>
JD's	376	357	393	10.1%
PINS	673	661	276	-58.2%
Custody	1,579	1,874	2,150	14.7%
Child Protective	335	260	170	-34.6%
Foster Care Review	325	84	11	-86.9%
Approval of Foster Care	51	44	40	-9.1%
Termination of Parental Rights	48	90	127	41.1%
Permanency Hearings	n/a	n/a	913	n/a
Designated Felonies	20	19	15	-21.1%
Supplemental Petitions	1,022	1,802	420	-76.7%
Other	<u>78</u>	<u>220</u>	<u>144</u>	<u>-34.5%</u>
TOTAL	4,507	5,411	4,659	-13.90%
<u>Appellate Activity:</u>				
Appellant Briefs Perfected	15	12	7	-41.7%
Motions/Stays/Writs	18	26	7	-73.1%

**Buffalo Legal Aid
Workload Analysis**

<u>FAMILY COURT PETITIONS:</u> <u>Reporting Category</u>	<u>2005</u>	<u>2006</u>	<u>2007</u>	<u>% Change</u> <u>2007 vs 2006</u>
JD's	664	687	530	-22.9%
PINS	609	415	260	-37.3%
Custody	915	900	919	2.1%
Child Protective	1,154	1,132	888	-21.6%
Foster Care Review	747	33	5	-84.8%
Approval of Foster Care	103	86	0	-100.0%
Termination of Parental Rights	328	315	390	23.8%
Designated Felonies	0	0	0	n/a
Supplemental Petitions	1,732	983	1,260	28.2%
Other	<u>284</u>	<u>685</u>	<u>497</u>	<u>-27.4%</u>
TOTAL	6,536	5,236	4,749	-9.3%
<u>Appellate Activity:</u>				
Appellant Briefs Perfected	16	32	25	-21.9%
Motions/Stays/Writs	47	39	40	2.6%

**Tompkins County - Citizens Concerned for Children
Workload Analysis**

FAMILY COURT PETITIONS				% Change
<u>Reporting Category</u>	<u>2005</u>	<u>2006</u>	<u>2007</u>	<u>2007 vs 2006</u>
JD's	50	28	61	117.9%
PINS	36	34	40	17.6%
Custody & Visitation	316	280	245	-12.5%
Child Protective	67	80	80	n/a
Family Treatment Court	34	62	47	-24.2%
Foster Care Review	26	95	149	56.8%
Approval of Foster Care	6	7	5	-28.6%
Termination of Parental Rights	18	15	32	113.3%
Designated Felonies	0	0	0	n/a
Supplemental Petitions	312	223	240	7.6%
Other	<u>75</u>	<u>129</u>	<u>110</u>	<u>-14.7%</u>
TOTAL	940	953	1,009	5.9%

**Rockland County Legal Aid
Workload Analysis**

FAMILY COURT PETITIONS				% Change
<u>Reporting Category</u>	<u>2005</u>	<u>2006</u>	<u>2007</u>	<u>2007 vs 2006</u>
JD's	74	83	94	13.3%
PINS	33	26	22	-15.4%
Custody	335	381	303	-20.5%
Child Protective	160	88	101	14.8%
Foster Care Review	0	0	26	n/a
Approval of Foster Care	7	6	0	-100.0%
Termination of Parental Rights	17	10	29	190.0%
Designated Felonies	0	0	0	n/a
Supplemental Petitions	1,284	1,031	1,140	10.6%
Other	<u>157</u>	<u>206</u>	<u>190</u>	<u>-7.8%</u>
TOTAL	2,067	1,831	1,905	4.0%
<u>Appellate Activity:</u>				
Appellate Briefs Perfected	5	5	n/a	-100.0%
Motions/Stays/Writs	1	0	n/a	n/a

Sullivan Trail Legal Aid Society
Workload Analysis

FAMILY COURT PETITIONS <u>Reporting Category</u>	<u>2005</u>	<u>2006</u>	<u>2007</u>	<u>% Change 2007 vs 2006</u>
JD's	78	70	52	-25.7%
PINS	60	18	12	-33.3%
Custody	726	698	772	10.6%
Child Protective	190	155	213	37.4%
Foster Care Review	68	12	2	-83.3%
Termination of Parental Rights	20	26	13	-50.0%
Designated Felonies	0	5	2	-60.0%
Supplemental Petitions	586	693	597	-13.9%
Permanency Hearings	n/a	n/a	248	n/a
Other	<u>n/a</u>	<u>n/a</u>	<u>36</u>	<u>n/a</u>
TOTAL	1,728	1,677	1,947	16.1%

Genesee County Public Defender's Office
Workload Analysis

FAMILY COURT PETITIONS <u>Reporting Category</u>	<u>2005</u>	<u>2006</u>	<u>2007</u>	<u>% Change 2007 vs 2006</u>
JD's	63	49	49	0.0%
PINS	<u>87</u>	<u>37</u>	<u>27</u>	<u>-27.0%</u>
TOTAL	150	86	76	-11.6%

Summary of 2009-10 Funding Request:

Attorney for the Child Program

2009-10 Budget Request: \$114,524,839

<i>Personal Service:</i>	1,684,830
<i>Nonpersonal Service:</i>	112,840,009
<i>Maintenance Undistributed:</i>	0

The 2009-10 Attorney for the Child program budget request of \$114.5 million reflects an increase of \$6.4 million (5.9%) over the current year adjusted appropriation. This change consists of an increase in personal service of \$121,260 (7.7%) and an increase in nonpersonal service of \$6.3 million (5.9%). A summary of the budget request by fund follows:

<u>Fund</u>	<u>2008-09 Adjusted Allocation</u>	<u>2009-10 Request</u>	<u>Change</u>
General Fund	\$83,094,632	\$89,524,839	\$6,430,207
Indigent Legal Services Fund	<u>25,000,000</u>	<u>25,000,000</u>	<u>\$0</u>
All Funds	\$108,094,632	\$114,524,839	\$6,430,207

The personal service funding request of \$1,684,430 for nonjudicial positions reflects the projected impact of a stringent vacancy control program, along with funding for increments, general salary increases and longevity bonuses for eligible nonjudicial employees.

The temporary service request of \$117,522 includes funding for clerical and support staff primarily to assist with the processing of voucher payments.

The main components of the nonpersonal service budget of \$112.8 million include the legal aid contracts, voucher payments to individual law guardians, forensic evaluations and operational costs as follows:

	<u>2008-09 Appropriation</u>	<u>2009-10 Request</u>	<u>Requested Change</u>
Attorney for the Child Contracts	\$57,126,808	\$59,944,241	\$2,817,433
Voucher Payments	47,849,774	51,659,000	3,809,226
Forensics Evaluations	967,000	767,000	(200,000)
Attorney for the Child Offices	<u>587,480</u>	<u>469,768</u>	<u>(117,712)</u>
Total NPS	\$106,531,062	\$112,840,009	\$6,308,947

The nonpersonal service request reflects an increase of \$6.3 million over the current year adjusted allocation including \$2.8 million to support contractual increases including annualization of new legal staff added pursuant to the 2007 case cap legislation. The funding also supports an increase of \$3.8 million in voucher payments for the individual attorneys for the child due to an increase in workload and an expenditure based budget adjustment.

Included within the requested voucher total is \$25,000,000 from the Indigent Legal Service Fund and \$26,659,000 from the General Fund.

STATE OF NEW YORK - JUDICIARY
BUDGET SUMMARY FOR FISCAL YEAR 2009-2010

ATTORNEY FOR THE CHILD

S U M M A R Y	CURR APPROP AS ADJUSTED	UCS RECOMMENDED	CHANGES TO CUR APPROP
P E R S O N A L S E R V I C E			
PERSONAL SERVICE REGULAR	1,440,585	1,566,808	126,223
PERSONAL SERVICE TEMPORARY	122,985	117,522	-5,463
PERSONAL SERVICE OVERTIME	0	500	500
*** TOTAL PERSONAL SERVICE	1,563,570	1,684,830	121,260
N O N - P E R S O N A L S E R V I C E			
LEGAL REFERENCE/CALR	3,100	4,100	1,000
TRAVEL	42,462	42,850	388
LEGAL SERVICES	104,976,582	111,603,241	6,626,659
IN-PART SERVICES	967,500	767,500	-200,000
PROFESSIONAL SVCS - OTHER	150,500	12,500	-138,000
TRANSCRIPT COSTS	81,000	81,000	0
EQUIPMENT	5,581	0	-5,581
OTHER NPS	304,337	328,818	24,481
*** TOTAL NON-PERSONAL SERV.	106,531,062	112,840,009	6,308,947
G R A N D T O T A L	108,094,632	114,524,839	6,430,207

STATE OF NEW YORK - JUDICIARY
BUDGET SUMMARY FOR FISCAL YEAR 2009-2010

ATTORNEY FOR THE CHILD
STATE OPERATIONS-GEN. FUND GRAND TOTAL
SUMMARY

	CURR APPROP AS ADJUSTED	UCS RECOMMENDED	CHANGES TO CUR APPROP

PERSONAL SERVICE			

PERSONAL SERVICE REGULAR	1,440,585	1,566,808	126,223
PERSONAL SERVICE TEMPORARY	122,985	117,522	-5,463
PERSONAL SERVICE OVERTIME	0	500	500

*** TOTAL PERSONAL SERVICE	1,563,570	1,684,830	121,260
NON-PERSONAL SERVICE			

LEGAL REFERENCE/CALR	3,100	4,100	1,000
TRAVEL	42,462	42,850	388
LEGAL SERVICES	79,976,582	86,603,241	6,626,659
IN-PART SERVICES	967,500	767,500	-200,000
PROFESSIONAL SVCS - OTHER	150,500	12,500	-138,000
TRANSCRIPT COSTS	81,000	81,000	0
EQUIPMENT	5,581	0	-5,581
OTHER NPS	304,337	328,818	24,481

*** TOTAL NON-PERSONAL SERV.	81,531,062	87,840,009	6,308,947
GRAND TOTAL	83,094,632	89,524,839	6,430,207

STATE OF NEW YORK - JUDICIARY
BUDGET SUMMARY FOR FISCAL YEAR 2009-2010

ATTORNEY FOR THE CHILD
INDIGENT LEGAL SERVICES
S U M M A R Y

	CURR APPROP AS ADJUSTED	UCS RECOMMENDED	CHANGES TO CUR APPROP

N O N - P E R S O N A L S E R V I C E			

LEGAL SERVICES	25,000,000	25,000,000	0
*** TOTAL NON-PERSONAL SERV.	25,000,000	25,000,000	0

G R A N D T O T A L	25,000,000	25,000,000	0

STATE OF NEW YORK - JUDICIARY
BUDGET SUMMARY FOR FISCAL YEAR 2009-2010

APPELLATE AUX OPERATIONS 1ST DEPT.
ATTORNEY FOR THE CHILD
S U M M A R Y

	CURR APPROP AS ADJUSTED	UCS RECOMMENDED	CHANGES TO CUR APPROP

P E R S O N A L S E R V I C E			

PERSONAL SERVICE REGULAR	222,495	255,057	32,562
PERSONAL SERVICE TEMPORARY	9,646	4,550	-5,096
PERSONAL SERVICE OVERTIME	0	500	500

*** TOTAL PERSONAL SERVICE	232,141	260,107	27,966
N O N - P E R S O N A L S E R V I C E			

LEGAL REFERENCE/CALR	600	600	0
TRAVEL	800	800	0
LEGAL SERVICES	42,350,000	43,839,388	1,489,388
IN-PART SERVICES	340,000	90,000	-250,000
PROFESSIONAL SVCS - OTHER	500	500	0
OTHER NPS	16,316	16,333	17

*** TOTAL NON-PERSONAL SERV.	42,708,216	43,947,621	1,239,405
G R A N D T O T A L	42,940,357	44,207,728	1,267,371

STATE OF NEW YORK - JUDICIARY
BUDGET SUMMARY FOR FISCAL YEAR 2009-2010

ATTORNEY FOR THE CHILD

ATTORNEY FOR THE CHILD 1ST DEPT	CURR APPROP AS ADJUSTED	UCS RECOMMENDED	CHANGES TO CUR APPROP
P E R S O N A L S E R V I C E			
PERSONAL SERVICE REGULAR	222,495	255,057	32,562
PERSONAL SERVICE TEMPORARY	9,646	4,550	-5,096
PERSONAL SERVICE OVERTIME	0	500	500
*** TOTAL PERSONAL SERVICE	232,141	260,107	27,966
N O N - P E R S O N A L S E R V I C E			
LEGAL REFERENCE/CALR	600	600	0
TRAVEL	800	800	0
LEGAL SERVICES	2,075,000	2,241,000	166,000
IN-PART SERVICES	340,000	90,000	-250,000
PROFESSIONAL SVCS - OTHER	500	500	0
OTHER NPS	16,316	16,333	17
*** TOTAL NON-PERSONAL SERV.	2,433,216	2,349,233	-83,983
GRAND TOTAL	2,665,357	2,609,340	-56,017

STATE OF NEW YORK - JUDICIARY
BUDGET SUMMARY FOR FISCAL YEAR 2009-2010

ATTORNEY FOR THE CHILD

APP 1ST AUX LEGAL AID

CURR APPROP
AS ADJUSTED

UCS
RECOMMENDED

CHANGES TO
CUR APPROP

NON-PERSONAL SERVICE

LEGAL SERVICES

38,000,000

39,323,388

1,323,388

*** TOTAL NON-PERSONAL SERV.

38,000,000

39,323,388

1,323,388

GRAND TOTAL

38,000,000

39,323,388

1,323,388

STATE OF NEW YORK - JUDICIARY
BUDGET SUMMARY FOR FISCAL YEAR 2009-2010

ATTORNEY FOR THE CHILD

ATTORNEY FOR THE CHILD 1ST ILS	CURR APPROP AS ADJUSTED	UCS RECOMMENDED	CHANGES TO CUR APPROP
	-----	-----	-----
NON-PERSONAL SERVICE			

LEGAL SERVICES	2,275,000	2,275,000	0
	-----	-----	-----
*** TOTAL NON-PERSONAL SERV.	2,275,000	2,275,000	0
	-----	-----	-----
GRAND TOTAL	2,275,000	2,275,000	0

STATE OF NEW YORK - JUDICIARY
BUDGET SUMMARY FOR FISCAL YEAR 2009-2010

APPELLATE AUX OPERATIONS 2ND DEPT.
ATTORNEY FOR THE CHILD
S U M M A R Y

	CURR APPROP AS ADJUSTED	UCS RECOMMENDED	CHANGES TO CUR APPROP

P E R S O N A L S E R V I C E			

PERSONAL SERVICE REGULAR	423,027	445,502	22,475
PERSONAL SERVICE TEMPORARY	43,651	41,181	-2,470

*** TOTAL PERSONAL SERVICE	466,678	486,683	20,005
N O N - P E R S O N A L S E R V I C E			

LEGAL REFERENCE/CALR	2,000	2,000	0
TRAVEL	5,000	5,000	0
LEGAL SERVICES	28,080,000	29,416,575	1,336,575
IN-PART SERVICES	370,000	400,000	30,000
PROFESSIONAL SVCS - OTHER	2,000	2,000	0
TRANSCRIPT COSTS	18,000	18,000	0
OTHER NPS	80,700	80,700	0

*** TOTAL NON-PERSONAL SERV.	28,557,700	29,924,275	1,366,575
G R A N D T O T A L	29,024,378	30,410,958	1,386,580

STATE OF NEW YORK - JUDICIARY
BUDGET SUMMARY FOR FISCAL YEAR 2009-2010

ATTORNEY FOR THE CHILD

ATTORNEY FOR THE CHILD 2ND DEPT	CURR APPROP AS ADJUSTED	UCS RECOMMENDED	CHANGES TO CUR APPROP

PERSONAL SERVICE			

PERSONAL SERVICE REGULAR	423,027	445,502	22,475
PERSONAL SERVICE TEMPORARY	43,651	41,181	-2,470

*** TOTAL PERSONAL SERVICE	466,678	486,683	20,005
NON-PERSONAL SERVICE			

LEGAL REFERENCE/CALR	2,000	2,000	0
TRAVEL	5,000	5,000	0
LEGAL SERVICES	7,450,000	7,983,000	533,000
IN-PART SERVICES	370,000	400,000	30,000
PROFESSIONAL SVCS - OTHER	2,000	2,000	0
TRANSCRIPT COSTS	18,000	18,000	0
OTHER NPS	80,700	80,700	0

*** TOTAL NON-PERSONAL SERV.	7,927,700	8,490,700	563,000
GRAND TOTAL	8,394,378	8,977,383	583,005

STATE OF NEW YORK - JUDICIARY
BUDGET SUMMARY FOR FISCAL YEAR 2009-2010

ATTORNEY FOR THE CHILD

APP 2ND AUX LEGAL AID

	CURR APPROP AS ADJUSTED	UCS RECOMMENDED	CHANGES TO CUR APPROP
	-----	-----	-----
NON-PERSONAL SERVICE			

LEGAL SERVICES	13,080,000	13,883,575	803,575
	-----	-----	-----
*** TOTAL NON-PERSONAL SERV.	13,080,000	13,883,575	803,575
	-----	-----	-----
GRAND TOTAL	13,080,000	13,883,575	803,575

STATE OF NEW YORK - JUDICIARY
BUDGET SUMMARY FOR FISCAL YEAR 2009-2010

ATTORNEY FOR THE CHILD

ATTORNEY FOR THE CHILD 2ND ILS	CURR APPROP AS ADJUSTED	UCS RECOMMENDED	CHANGES TO CUR APPROP
	-----	-----	-----
NON-PERSONAL SERVICE			

LEGAL SERVICES	7,550,000	7,550,000	0
	-----	-----	-----
*** TOTAL NON-PERSONAL SERV.	7,550,000	7,550,000	0
	-----	-----	-----
GRAND TOTAL	7,550,000	7,550,000	0

STATE OF NEW YORK - JUDICIARY
BUDGET SUMMARY FOR FISCAL YEAR 2009-2010

APPELLATE AUX OPERATIONS 3RD DEPT.
ATTORNEY FOR THE CHILD
SUMMARY

	CURR APPROP AS ADJUSTED	UCS RECOMMENDED	CHANGES TO CUR APPROP
PERSONAL SERVICE			
PERSONAL SERVICE REGULAR	344,020	378,725	34,705
PERSONAL SERVICE TEMPORARY	34,844	38,638	3,794
*** TOTAL PERSONAL SERVICE	378,864	417,363	38,499
NON-PERSONAL SERVICE			
LEGAL REFERENCE/CALR	0	1,000	1,000
TRAVEL	21,462	21,500	38
LEGAL SERVICES	15,689,286	17,330,000	1,640,714
IN-PART SERVICES	132,000	152,000	20,000
TRANSCRIPT COSTS	37,000	37,000	0
OTHER NPS	82,489	84,814	2,325
*** TOTAL NON-PERSONAL SERV.	15,962,237	17,626,314	1,664,077
GRAND TOTAL	16,341,101	18,043,677	1,702,576

STATE OF NEW YORK - JUDICIARY
BUDGET SUMMARY FOR FISCAL YEAR 2009-2010

ATTORNEY FOR THE CHILD

ATTORNEY FOR THE CHILD 3RD DEPT	CURR APPROP AS ADJUSTED	UCS RECOMMENDED	CHANGES TO CUR APPROP
P E R S O N A L S E R V I C E			
PERSONAL SERVICE REGULAR	344,020	378,725	34,705
PERSONAL SERVICE TEMPORARY	34,844	38,638	3,794
*** TOTAL PERSONAL SERVICE	378,864	417,363	38,499
N O N - P E R S O N A L S E R V I C E			
LEGAL REFERENCE/CALR	0	1,000	1,000
TRAVEL	21,462	21,500	38
LEGAL SERVICES	7,595,000	9,150,000	1,555,000
IN-PART SERVICES	132,000	152,000	20,000
TRANSCRIPT COSTS	37,000	37,000	0
OTHER NPS	82,489	84,814	2,325
*** TOTAL NON-PERSONAL SERV.	7,867,951	9,446,314	1,578,363
G R A N D T O T A L	8,246,815	9,863,677	1,616,862

STATE OF NEW YORK - JUDICIARY
BUDGET SUMMARY FOR FISCAL YEAR 2009-2010

ATTORNEY FOR THE CHILD

APP 3RD AUX LEGAL AID

CURR APPROP
AS ADJUSTED

UCS
RECOMMENDED

CHANGES TO
CUR APPROP

NON-PERSONAL SERVICE

LEGAL SERVICES

669,286

755,000

85,714

*** TOTAL NON-PERSONAL SERV.

669,286

755,000

85,714

GRAND TOTAL

669,286

755,000

85,714

STATE OF NEW YORK - JUDICIARY
BUDGET SUMMARY FOR FISCAL YEAR 2009-2010

ATTORNEY FOR THE CHILD

ATTORNEY FOR THE CHILD 3RD ILS

CURR APPROP
AS ADJUSTED

UCS
RECOMMENDED

CHANGES TO
CUR APPROP

NON-PERSONAL SERVICE

LEGAL SERVICES

7,425,000

7,425,000

0

*** TOTAL NON-PERSONAL SERV.

7,425,000

7,425,000

0

GRAND TOTAL

7,425,000

7,425,000

0

STATE OF NEW YORK - JUDICIARY
BUDGET SUMMARY FOR FISCAL YEAR 2009-2010

APPELLATE AUX OPERATIONS 4TH DEPT.
ATTORNEY FOR THE CHILD
SUMMARY

	CURR APPROP AS ADJUSTED	UCS RECOMMENDED	CHANGES TO CUR APPROP
PERSONAL SERVICE			
PERSONAL SERVICE REGULAR	451,043	487,524	36,481
PERSONAL SERVICE TEMPORARY	34,844	33,153	-1,691
*** TOTAL PERSONAL SERVICE	485,887	520,677	34,790
NON-PERSONAL SERVICE			
LEGAL REFERENCE/CALR	500	500	0
TRAVEL	15,200	15,550	350
LEGAL SERVICES	18,857,296	21,017,278	2,159,982
IN-PART SERVICES	125,500	125,500	0
PROFESSIONAL SVCS - OTHER	10,000	10,000	0
TRANSCRIPT COSTS	26,000	26,000	0
EQUIPMENT	5,581	0	-5,581
OTHER NPS	123,332	127,471	4,139
*** TOTAL NON-PERSONAL SERV.	19,163,409	21,322,299	2,158,890
GRAND TOTAL	19,649,296	21,842,976	2,193,680

STATE OF NEW YORK - JUDICIARY
BUDGET SUMMARY FOR FISCAL YEAR 2009-2010

ATTORNEY FOR THE CHILD

ATTORNEY FOR THE CHILD 4TH DEPT	CURR APPROP AS ADJUSTED	UCS RECOMMENDED	CHANGES TO CUR APPROP

PERSONAL SERVICE			

PERSONAL SERVICE REGULAR	451,043	487,524	36,481
PERSONAL SERVICE TEMPORARY	34,844	33,153	-1,691

*** TOTAL PERSONAL SERVICE	485,887	520,677	34,790
NON-PERSONAL SERVICE			

LEGAL REFERENCE/CALR	500	500	0
TRAVEL	15,200	15,550	350
LEGAL SERVICES	6,599,774	8,190,000	1,590,226
IN-PART SERVICES	125,500	125,500	0
PROFESSIONAL SVCS - OTHER	10,000	10,000	0
TRANSCRIPT COSTS	26,000	26,000	0
EQUIPMENT	5,581	0	-5,581
OTHER NPS	69,551	72,130	2,579

*** TOTAL NON-PERSONAL SERV.	6,852,106	8,439,680	1,587,574
GRAND TOTAL	7,337,993	8,960,357	1,622,364

STATE OF NEW YORK - JUDICIARY
BUDGET SUMMARY FOR FISCAL YEAR 2009-2010

ATTORNEY FOR THE CHILD

APP 4TH AUX LEGAL AID

CURR APPROP
AS ADJUSTED

UCS
RECOMMENDED

CHANGES TO
CUR APPROP

NON-PERSONAL SERVICE

LEGAL SERVICES

4,507,522

5,077,278

569,756

OTHER NPS

53,781

55,341

1,560

*** TOTAL NON-PERSONAL SERV.

4,561,303

5,132,619

571,316

GRAND TOTAL

4,561,303

5,132,619

571,316

STATE OF NEW YORK - JUDICIARY
BUDGET SUMMARY FOR FISCAL YEAR 2009-2010

ATTORNEY FOR THE CHILD

ATTORNEY FOR THE CHILD 4TH ILS

CURR APPROP
AS ADJUSTED

UCS
RECOMMENDED

CHANGES TO
CUR APPROP

NON-PERSONAL SERVICE

LEGAL SERVICES

7,750,000

7,750,000

0

*** TOTAL NON-PERSONAL SERV.

7,750,000

7,750,000

0

GRAND TOTAL

7,750,000

7,750,000

0

STATE OF NEW YORK - JUDICIARY
BUDGET SUMMARY FOR FISCAL YEAR 2009-2010

ATTORNEY FOR THE CHILD

ATTY FOR THE CHILD CONFERENCE FUND	CURR APPROP AS ADJUSTED	UCS RECOMMENDED	CHANGES TO CUR APPROP

NON-PERSONAL SERVICE			

PROFESSIONAL SVCS - OTHER	138,000	0	-138,000
OTHER NPS	1,500	19,500	18,000

*** TOTAL NON-PERSONAL SERV.	139,500	19,500	-120,000

GRAND TOTAL	139,500	19,500	-120,000

Attorney for the Child Program Position Staffing

March 31, 2010 Schedule of Positions by Staffing Category

<u>Program</u>	<u>Nonjudicial</u>
Attorney for the Child - 1 st Department	3
Attorney for the Child - 2 nd Department	5
Attorney for the Child - 3 rd Department	5
Attorney for the Child - 4 th Department	6
Total	19

**MENTAL HYGIENE LEGAL
SERVICE PROGRAM**

2009-10 Budget Request: \$29,060,326

The Mental Hygiene Legal Service (MHLS) are agencies of the New York State Supreme Court, Appellate Divisions, operating pursuant to Article 47 of the Mental Hygiene Law. The mission of the MHLS agencies is to ensure that persons with mental and/or developmental disabilities are afforded the treatment services to which they are entitled; to provide legal counsel for patients of mental hygiene facilities in judicial and administrative proceedings concerning admission, retention, transfer, care and treatment; to provide legal assistance to persons subject to the Sex Offender Management and Treatment Act; to act as court evaluator or counsel in guardianship proceedings; to investigate and take legal action relative to cases of abuse and mistreatment; to make appropriate referrals for other needed legal services; and to provide general day-to-day advocacy services meeting the myriad needs of the hundreds of thousands of individuals who reside in or pass through the mental health system annually.

The mandated core function of the MHLS program is statutorily prescribed by Article 47 of the Mental Hygiene Law, and supplemented and defined by other provisions of law and the uniform regulations of the Presiding Justices of the Appellate Divisions. Pursuant to these mandates, service is provided to patients/clients under Articles 9, 10, 15, 29, 33, 79, 80 and 81 of the Mental Hygiene Law; to prisoners under sections 402, 439 and 508 of the Correction Law; to persons committed and/or released under Article 730 and section 330.20 of the Criminal Procedure Law; to persons who are the subject of guardianship proceedings under Article 81 of the Mental Hygiene Law and Article 17A of the Surrogate's Court Procedure Act; and to patients who are confined under sections 251, 322.2 and 353.4 of the Family Court Act.

The MHLS agencies were originally established to act as the guardian of due process rights for the mentally disabled institutionalized by operation of the Mental Hygiene Law. However, legislative changes over the years have increased the duties and role of the MHLS agencies especially in the areas of guardianship, involuntary outpatient treatment and sex offender management.

Guardianship Proceedings

The MHLS agencies act as counsel, court evaluator or guardian ad litem pursuant to Mental Hygiene Law article 81(Article 81) or Surrogate's Court Procedure Act article 17-a (SCPA Art 17-a). Due to major problems in existing delivery systems in recent years, efforts have been made throughout the State to greater utilize the MHLS legal staff in Article 81 proceedings where they serve as court evaluator or counsel. This has been a positive development, resulting in more professional services for these incapacitated persons; however, it has been a strain on the existing resources.

The MHLS agencies' responsibilities have also grown with regard to end of life decision making and surrogate decision making. The Health Care Decision Act for Persons with Mental Retardation allows a guardian acting under SCPA Art 17-a to exercise the authority to withhold or withdraw life sustaining treatment for mentally retarded individuals (L. 2002, c. 500). Recent legislation was enacted expanding the use of existing end of life decision making procedures under SCPA Art 17-a. Under the new law, if no guardian has been appointed, designated individuals and organizations are allowed to exercise such powers. This is an additional area of cases where MHLS agencies must now carry out the specific duties under SCPA Art 17-a (L 2008, c. 176 and 262).

Kendra's Law

The Outpatient Treatment Act of 1999 (MHL §9.60-“Kendra's Law”) authorizes a court to order an eligible mentally ill patient to comply with prescribed community-based outpatient treatments and services for renewable periods of commitment. The law also requires that MHLS agencies provide legal representation for these individuals. Each case requires a staff attorney to attend a pre-hearing psychiatric examination, interview the client and clinicians, review clinical records and represent the client at a hearing in Supreme Court (L. 1999, c. 409). In the ten years since its enactment, the related workload has increased greatly.

Civil Confinement of Sex Offenders

In 2007, the Sex Offender Management and Treatment Act (SOMTA) was enacted to establish standards and procedures governing the civil management of sex offenders upon expiration of their criminal sentences (L. 2007, c. 07). This legislation created a new section of the Mental Hygiene Law (Article 10) setting forth procedures for management of sex offenders upon completion of their criminal sentence and requiring the MHLS agencies to provide legal representation to these individuals. These individuals represent a completely new class of persons for whom the MHLS agencies have responsibility. The cases are unique and challenging.

Upon completion of his/her sentence, a sex offender may be subject to civil confinement through various procedures established in the law and conducted by the NYS Office of Mental Health (OMH). If OMH determines that the individual is found to have a mental abnormality, the case can proceed to court. In most cases, the respondent is represented by a MHLS agency pursuant to statute. If a mental abnormality is found, the individual is either placed in a secure treatment facility or released into the community and placed on Strict and Intensive Supervision and Treatment (SIST). There are currently two secure treatment facilities in the State—Central New York Psychiatric Center in Marcy and St. Lawrence Psychiatric Center near Ogdensburg. Respondents who are placed in a secure treatment facility are entitled to an annual review of their case while those placed on SIST are subject to a biennial review. The MHLS legal staff represent the respondent through the entire process.

Throughout the first year and a half of this new law, the MHLS agencies have handled 409 cases. The agencies have completed 18 trials with many of the cases still in the early stages of litigation. There are currently 190 active cases, including 94 cases at the trial stage, 13 cases on appeal and 21 cases at the placement stage.

The SOMTA has had a tremendous impact on the workload of the MHLS agencies. The cases are extremely time consuming and complex. The MHLS Directors have had to adjust resources and redefine agency objectives in order to balance this new type of caseload with existing mandates.

Workload Summary

The workload of the MHLS program is presented by Department in the following charts:

Mental Hygiene Legal Service - First Department

Workload Analysis

<u>Reporting Category</u>	<u>2005</u>	<u>2006</u>	<u>2007</u>	<u>% Change 2007 vs 2006</u>
I. Client Population:				
1. Population - Total	35,140	35,550	32,839	-7.6%
A. Inpatient Admissions	29,670	29,943	27,240	-9.0%
B. Community Beds	5,470	5,607	5,599	-0.1%
II. Service Categories:				
Total Client Services (all service categories)	38,707	33,004	36,054	9.2%
A. Judicial Proceedings				
1. Cases - Total	5,012	5,190	5,323	2.6%
a. commitment	2,729	2,859	2,973	4.0%
b. treatment	1,970	1,914	1,978	3.3%
c. guardianship				
i. served/reviewed	314	263	242	-8.0%
ii. participated	293	401	345	-14.0%
d. other	20	18	27	50.0%
2. Hearings	3,159	3,101	3,222	3.9%
3. Court Appearances	8,967	8,965	9,084	1.3%
B. Administrative Proceedings				
(treatment, transfer, disciplinary)	872	1,071	1,123	4.9%
C. Care & Treatment Complaints - Total	2,696	3,020	2,952	-2.3%
1. Abuse	77	74	6	-91.9%
2. Other	2,619	2,946	2,946	0.0%
D. Status/Placement Plan Services	1,392	1,525	2,017	32.3%
(initial interview, annual review, release status review, placement plan review)				
E. Other Advocacy Services	16,609	10,132	12,333	21.7%
(admission paper review, incident report review, review of Art. 81 accounting, general information service)				

Mental Hygiene Legal Service - Second Department
Workload Analysis

<u>Reporting Category</u>	<u>2005</u>	<u>2006</u>	<u>2007</u>	<u>% Change 2007 vs 2006</u>
I. Client Population:				
1. Population - Total	85,731	95,212	84,118	-11.7%
A. Inpatient Admissions	66,658	68,054	62,433	-8.3%
B. Community Beds	19,073	27,158	21,685	-20.2%
II. Service Categories:				
Total Client Services (all service categories)	278,874	279,254	279,061	-0.1%
A. Judicial Proceedings				
1. Cases - Total	9,682	9,968	10,137	1.7%
a. commitment	4,215	4,573	4,767	4.2%
b. treatment	2,930	2,385	2,584	8.3%
c. guardianship				
i. served/reviewed	1,460	1,750	1,570	-10.3%
ii. participated	959	1,161	1,112	-4.2%
d. other	118	99	104	5.1%
2. Hearings	4,379	4,027	4,607	14.4%
3. Court Appearances	12,760	12,633	14,302	13.2%
B. Administrative Proceedings (treatment, transfer, disciplinary)				
	2,667	2,402	2,570	7.0%
C. Care & Treatment Complaints - Total				
1. Abuse	2,564	2,461	3,538	43.8%
2. Other	69,105	62,925	65,734	4.5%
D. Status/Placement Plan Services (initial interview, annual review, release status review, placement plan review)				
	54,457	50,581	45,984	-9.1%
E. Other Advocacy Services (admission paper review, incident report review, review of Art. 81 accounting, general information service)				
	123,260	134,257	132,189	-1.5%

Mental Hygiene Legal Service -Third Department
Workload Analysis

<u>Reporting Category</u>	<u>2005</u>	<u>2006</u>	<u>2007</u>	<u>% Change</u> <u>2007 vs 2006</u>
I. Client Population:				
1. Population - Total	29,155	29,303	28,769	-1.8%
A. Inpatient Admissions	18,459	18,660	18,122	-2.9%
B. Community Beds	10,696	10,643	10,647	0.0%
II. Service Categories:				
Total Client Services (all service categories)	44,167	45,451	45,809	0.8%
A. Judicial Proceedings				
1. Cases - Total	2,639	2,411	2,480	2.9%
a. commitment	1,166	1,236	1,291	4.5%
b. treatment	1,086	795	798	0.4%
c. guardianship				
i. served/reviewed	84	62	56	-9.7%
ii. participated	254	281	298	6.1%
d. other	49	37	37	0.0%
2. Hearings	1,335	1,106	1,117	1.0%
3. Court Appearances	2,344	2,067	2,273	10.0%
B. Administrative Proceedings (treatment, transfer, disciplinary)				
	537	446	473	6.1%
C. Care & Treatment Complaints - Total				
1. Abuse	3,243	2,833	3,396	19.9%
2. Other	3,317	4,201	4,578	9.0%
D. Status/Placement Plan Services (initial interview, annual review, release status review, placement plan review)				
	7,153	8,301	8,038	-3.2%
E. Other Advocacy Services (admission paper review, incident report review, review of Art. 81 accounting, general information service)				
	23,599	24,148	23,454	-2.9%

Mental Hygiene Legal Service - Fourth Department

Workload Analysis

<u>Reporting Category</u>	<u>2005</u>	<u>2006</u>	<u>2007</u>	<u>% Change 2007 vs 2006</u>
I. Client Population:				
1. Population - Total	45,328	46,039	46,439	0.9%
A. Inpatient Admissions	31,056	31,494	31,866	1.2%
B. Community Beds	14,272	14,545	14,573	0.2%
II. Service Categories:				
Total Client Services (all service categories)	71,272	73,626	77,127	4.8%
A. Judicial Proceedings				
1. Cases - Total	3,891	3,940	4,120	4.6%
a. commitment	2,511	2,757	2,876	4.3%
b. treatment	894	730	792	8.5%
c. guardianship				
i. served/reviewed	582	539	518	-3.9%
ii. participated	472	444	445	0.2%
d. other	14	9	7	-22.2%
2. Hearings	1,138	951	1,027	8.0%
3. Court Appearances	n/a	n/a	n/a	n/a
B. Administrative Proceedings (treatment, transfer, disciplinary)	1,551	1,838	1,805	-1.8%
C. Care & Treatment Complaints - Total	7,263	8,545	8,122	-5.0%
1. Abuse	5,038	6,254	5,680	-9.2%
2. Other	2,225	2,291	2,442	6.6%
D. Status/Placement Plan Services (initial interview, annual review, release status review, placement plan review)	19,415	20,312	20,694	1.9%
E. Other Advocacy Services (admission paper review, incident report review, review of Art. 81 accounting, general information service)	39,152	38,991	42,386	8.7%

**Summary of 2009-10 Funding Request:
Mental Hygiene Legal Service Program**

2009-10 Budget Request: \$29,060,326	
<i>Personal Service:</i>	25,168,699
<i>Nonpersonal Service:</i>	3,891,627
<i>Maintenance Undistributed:</i>	0

The 2009-10 Mental Hygiene Legal Service (MHLS) program budget request of \$29 million reflects an increase of \$612,458 (2.1%) over the current year adjusted appropriation. This change consists of an increase in personal service of \$689,887 (2.8%) and a decrease in nonpersonal service of \$77,429 (-1.9%).

The personal service funding request of \$25.2 million for nonjudicial positions reflects the projected impact of a stringent vacancy control program, along with funding for increments, general salary increases and longevity bonuses for eligible nonjudicial employees.

The temporary service request of \$1,762,221 includes \$1,137,677 for attorney and investigatory staff in the MHLS offices to address new workload associated with the Sex Offender Management and Treatment Act (SOMTA) for the civil confinement of sexual predators. Funding is also included to support attorneys and staff in the Second Department MHLS offices who handle guardianship cases (302,895). The revenue generated from these guardianship cases offsets these costs. The remaining funding (321,649) includes clerical support staff and legal interns.

A total of 27 new lines have been established over the past two fiscal years to address the SOMTA workload. The lines are funded in both temporary service and regular personal service.

The nonpersonal service request includes increases in expert witnesses (376,182), travel (21,203), real estate rentals (76,226) and building & property services (22,000) to accommodate the costs associated with workload growth mostly due to the SOMTA caseload. The budget request includes funding for new leases for expanded office space in Binghamton, Buffalo, Dutchess, Ogdensburg, Rochester, Syracuse and Utica due to an increase in staff. These increases are offset by a decrease in transcript costs (-588,970) due to an adjustment associated with SOMTA cost projections for this object.

STATE OF NEW YORK - JUDICIARY
BUDGET SUMMARY FOR FISCAL YEAR 2009-2010

MENTAL HYGIENE LEGAL SERVICES

S U M M A R Y	CURR APPROP AS ADJUSTED	UCS RECOMMENDED	CHANGES TO CUR APPROP
	-----	-----	-----
P E R S O N A L S E R V I C E			

PERSONAL SERVICE REGULAR	21,437,357	23,405,978	1,968,621
PERSONAL SERVICE TEMPORARY	3,041,455	1,762,221	-1,279,234
PERSONAL SERVICE OVERTIME	0	500	500
-----		-----	-----
*** TOTAL PERSONAL SERVICE	24,478,812	25,168,699	689,887
N O N - P E R S O N A L S E R V I C E			

LEGAL REFERENCE/CALR	135,088	140,708	5,620
TRAVEL	442,651	463,854	21,203
IN-PART SERVICES	1,048,000	1,419,142	371,142
PROFESSIONAL SVCS - OTHER	130,465	168,410	37,945
TRANSCRIPT COSTS	735,750	146,780	-588,970
EQUIPMENT	71,138	0	-71,138
OTHER NPS	1,405,964	1,552,733	146,769
-----		-----	-----
*** TOTAL NON-PERSONAL SERV.	3,969,056	3,891,627	-77,429
-----		-----	-----
G R A N D T O T A L	28,447,868	29,060,326	612,458

STATE OF NEW YORK - JUDICIARY
BUDGET SUMMARY FOR FISCAL YEAR 2009-2010

MENTAL HYGIENE LEGAL SERVICES STATE OPERATIONS-GEN. FUND GRAND TOTAL SUMMARY	CURR APPROP AS ADJUSTED	UCS RECOMMENDED	CHANGES TO CUR APPROP
PERSONAL SERVICE			
PERSONAL SERVICE REGULAR	21,437,357	23,405,978	1,968,621
PERSONAL SERVICE TEMPORARY	3,041,455	1,762,221	-1,279,234
PERSONAL SERVICE OVERTIME	0	500	500
*** TOTAL PERSONAL SERVICE	24,478,812	25,168,699	689,887
NON-PERSONAL SERVICE			
LEGAL REFERENCE/CALR	135,088	140,708	5,620
TRAVEL	442,651	463,854	21,203
IN-PART SERVICES	1,048,000	1,419,142	371,142
PROFESSIONAL SVCS - OTHER	130,465	168,410	37,945
TRANSCRIPT COSTS	735,750	146,780	-588,970
EQUIPMENT	71,138	0	-71,138
OTHER NPS	1,405,964	1,552,733	146,769
*** TOTAL NON-PERSONAL SERV.	3,969,056	3,891,627	-77,429
GRAND TOTAL	28,447,868	29,060,326	612,458

STATE OF NEW YORK - JUDICIARY
 BUDGET SUMMARY FOR FISCAL YEAR 2009-2010

MENTAL HYGIENE LEGAL SERVICES APP 1ST AUX MHLS	CURR APPROP AS ADJUSTED	UCS RECOMMENDED	CHANGES TO CUR APPROP
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P E R S O N A L S E R V I C E			

PERSONAL SERVICE REGULAR	4,653,991	5,088,851	434,860
PERSONAL SERVICE TEMPORARY	473,389	247,030	-226,359
PERSONAL SERVICE OVERTIME	0	500	500
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*** TOTAL PERSONAL SERVICE	5,127,380	5,336,381	209,001
N O N - P E R S O N A L S E R V I C E			

LEGAL REFERENCE/CALR	52,500	55,500	3,000
TRAVEL	49,500	30,870	-18,630
IN-PART SERVICES	200,500	200,500	0
PROFESSIONAL SVCS - OTHER	16,100	16,100	0
TRANSCRIPT COSTS	153,500	53,500	-100,000
EQUIPMENT	12,000	0	-12,000
OTHER NPS	90,265	97,941	7,676
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*** TOTAL NON-PERSONAL SERV.	574,365	454,411	-119,954
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G R A N D T O T A L	5,701,745	5,790,792	89,047

STATE OF NEW YORK - JUDICIARY
BUDGET SUMMARY FOR FISCAL YEAR 2009-2010

MENTAL HYGIENE LEGAL SERVICES APP 2ND AUX MHLS	CURR APPROP AS ADJUSTED	UCS RECOMMENDED	CHANGES TO CUR APPROP

PERSONAL SERVICE			

PERSONAL SERVICE REGULAR	9,908,608	10,547,769	639,161
PERSONAL SERVICE TEMPORARY	1,023,604	688,874	-334,730

*** TOTAL PERSONAL SERVICE	10,932,212	11,236,643	304,431
NON-PERSONAL SERVICE			

LEGAL REFERENCE/CALR	31,625	32,625	1,000
TRAVEL	168,876	162,209	-6,667
IN-PART SERVICES	269,500	274,460	4,960
PROFESSIONAL SVCS - OTHER	84,156	86,375	2,219
TRANSCRIPT COSTS	192,500	80,000	-112,500
EQUIPMENT	29,720	0	-29,720
OTHER NPS	882,710	913,152	30,442

*** TOTAL NON-PERSONAL SERV.	1,659,087	1,548,821	-110,266
GRAND TOTAL	12,591,299	12,785,464	194,165

STATE OF NEW YORK - JUDICIARY
BUDGET SUMMARY FOR FISCAL YEAR 2009-2010

MENTAL HYGIENE LEGAL SERVICES APP 3RD AUX MHLS	CURR APPROP AS ADJUSTED	UCS RECOMMENDED	CHANGES TO CUR APPROP
	-----	-----	-----
PERSONAL SERVICE			

PERSONAL SERVICE REGULAR	2,771,937	3,239,414	467,477
PERSONAL SERVICE TEMPORARY	643,531	368,243	-275,288
	-----	-----	-----
*** TOTAL PERSONAL SERVICE	3,415,468	3,607,657	192,189
NON-PERSONAL SERVICE			

LEGAL REFERENCE/CALR	25,783	25,783	0
TRAVEL	88,500	120,000	31,500
IN-PART SERVICES	247,000	277,000	30,000
PROFESSIONAL SVCS - OTHER	16,709	52,435	35,726
TRANSCRIPT COSTS	158,000	7,280	-150,720
EQUIPMENT	19,375	0	-19,375
OTHER NPS	143,067	169,190	26,123
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*** TOTAL NON-PERSONAL SERV.	698,434	651,688	-46,746
	-----	-----	-----
GRAND TOTAL	4,113,902	4,259,345	145,443

STATE OF NEW YORK - JUDICIARY
BUDGET SUMMARY FOR FISCAL YEAR 2009-2010

MENTAL HYGIENE LEGAL SERVICES APP 4TH AUX MHLS	CURR APPROP AS ADJUSTED	UCS RECOMMENDED	CHANGES TO CUR APPROP
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PERSONAL SERVICE			
PERSONAL SERVICE REGULAR	4,085,321	4,529,944	444,623
PERSONAL SERVICE TEMPORARY	900,931	458,074	-442,857
*** TOTAL PERSONAL SERVICE	4,986,252	4,988,018	1,766
NON-PERSONAL SERVICE			
LEGAL REFERENCE/CALR	25,180	26,800	1,620
TRAVEL	135,775	150,775	15,000
IN-PART SERVICES	331,000	301,000	-30,000
PROFESSIONAL SVCS - OTHER	13,500	13,500	0
TRANSCRIPT COSTS	231,750	6,000	-225,750
EQUIPMENT	10,043	0	-10,043
OTHER NPS	289,922	372,450	82,528
*** TOTAL NON-PERSONAL SERV.	1,037,170	870,525	-166,645
GRAND TOTAL	6,023,422	5,858,543	-164,879

STATE OF NEW YORK - JUDICIARY
BUDGET SUMMARY FOR FISCAL YEAR 2009-2010

MENTAL HYGIENE LEGAL SERVICES MHLS - MU	CURR APPROP AS ADJUSTED	UCS RECOMMENDED	CHANGES TO CUR APPROP
	-----	-----	-----
P E R S O N A L S E R V I C E			

PERSONAL SERVICE REGULAR	17,500	0	-17,500
	-----	-----	-----
*** TOTAL PERSONAL SERVICE	17,500	0	-17,500
N O N - P E R S O N A L S E R V I C E			

IN-PART SERVICES	0	366,182	366,182
	-----	-----	-----
*** TOTAL NON-PERSONAL SERV.	0	366,182	366,182
G R A N D T O T A L	17,500	366,182	348,682

Mental Hygiene Legal Service Position Staffing

March 31, 2010 Schedule of Positions by Staffing Category

<u>Program</u>	<u>Nonjudicial</u>
MHLS - 1 st Department	55
MHLS - 2 nd Department	128
MHLS - 3 rd Department	35
MHLS - 4 th Department	54
Total	272

CANDIDATE EXAMINATION PROGRAM

2009-10 Budget Request: \$5,802,716

The State Board of Law Examiners functions to ensure that only competent individuals, sufficiently learned in the law, are permitted to practice law within the State of New York. Pursuant to sections 53 and 56 of the Judiciary Law, the Court of Appeals is empowered to prescribe rules governing the admission of attorneys to practice within the State and to appoint, for three-year terms, the five members of the State Board of Law Examiners.

Under the Rules of the Court of Appeals, the Board administers the New York State Bar Examination twice each year, and also evaluates and makes determinations regarding the educational equivalence of those persons seeking admission to practice within the State of New York.

The examination, administered in February and July, consists of the New York State originated portion and the Multi-state Bar Examination (MBE). The MBE consists of 200 multiple-choice questions prepared by the National Conference of Bar Examiners, with considerable input from the New York State Board. The MBE, which is utilized by 50 jurisdictions throughout the country, is also thoroughly reviewed by the Board members and their assistants prior to its administration twice a year. The purpose of the review is to make certain that there are no conflicts with New York State law, as well as to determine the overall appropriateness of the examination for candidates for the New York State Bar.

The logistics of administering the bar exam to approximately 17,300 candidates throughout the State present enormous difficulties. Examination sites must be procured, elaborate security precautions must be taken, over 800 proctors are retained and trained, and special testing conditions must be made available to individuals with disabilities. The latter has become a more troublesome and potentially litigious problem due to the enactment of the Americans with Disabilities Act (ADA). Under the provisions of the ADA, the provider, in this case the Board, must absorb the cost of any accommodation provided. In addition to administering the Bar Examination, the Board must evaluate the academic credentials of applicants from out-of-state or from foreign countries pursuant to sections 520.6 and 520.10 of the Rules of the Court of Appeals.

Considerable revenue is raised for the General Fund from the fees charged for the Bar Examination. Pursuant to legislation, a fee of \$250 is charged for each candidate taking the examination. In addition, there is a \$400 fee for all candidates presenting their academic credentials to the Board for review and certification as a first step toward admission without examination. As a result of the fee structure, revenues of approximately \$4.6 million are projected.

Summary of 2009-10 Funding Request:

Candidate Examination Program

2009-10 Budget Request:	\$5,802,716
<i>Personal Service:</i>	2,042,116
<i>Nonpersonal Service:</i>	3,760,600
<i>Maintenance Undistributed:</i>	0

The 2009-10 Candidate Examination Program budget request of \$5,802,716 reflects an increase of \$247,415 (4.4%) over the current year adjusted appropriation. This change consists of an increase in personal service of \$9,565 (0.4%) and in nonpersonal service of \$237,850 (6.7%).

The personal service funding request of \$2 million for nonjudicial positions reflects the projected impact of a stringent vacancy control program, along with funding for increments, general salary increases and longevity bonuses for eligible nonjudicial employees.

The temporary service request of \$109,587 supports existing temporary service lines primarily to provide clerical/secretarial support.

The nonpersonal service request includes increases in other general services (189,000) and real estate rentals (100,000) to support inflationary costs and higher rental fees at test sites. The increases are partially offset by expenditure-based reductions in travel (-14,650), printing (-15,000), postage (-15,000) and repairs of equipment (-7,000).

STATE OF NEW YORK - JUDICIARY
BUDGET SUMMARY FOR FISCAL YEAR 2009-2010

BOARD OF LAW EXAMINERS

S U M M A R Y	CURR APPROP AS ADJUSTED	UCS RECOMMENDED	CHANGES TO CUR APPROP
	-----	-----	-----
P E R S O N A L S E R V I C E			

PERSONAL SERVICE REGULAR	1,910,617	1,932,529	21,912
PERSONAL SERVICE TEMPORARY	121,934	109,587	-12,347

*** TOTAL PERSONAL SERVICE	2,032,551	2,042,116	9,565
N O N - P E R S O N A L S E R V I C E			

LEGAL REFERENCE/CALR	1,500	0	-1,500
TRAVEL	77,250	62,600	-14,650
PROFESSIONAL SVCS - OTHER	1,619,000	1,808,000	189,000
OTHER NPS	1,825,000	1,890,000	65,000

*** TOTAL NON-PERSONAL SERV.	3,522,750	3,760,600	237,850

G R A N D T O T A L	5,555,301	5,802,716	247,415

STATE OF NEW YORK - JUDICIARY
BUDGET SUMMARY FOR FISCAL YEAR 2009-2010

BOARD OF LAW EXAMINERS
STATE SPECIAL REVENUE
SUMMARY

	CURR APPROP AS ADJUSTED	UCS RECOMMENDED	CHANGES TO CUR APPROP
	-----	-----	-----
PERSONAL SERVICE			
PERSONAL SERVICE REGULAR	1,910,617	1,932,529	21,912
PERSONAL SERVICE TEMPORARY	121,934	109,587	-12,347
*** TOTAL PERSONAL SERVICE	2,032,551	2,042,116	9,565
NON-PERSONAL SERVICE			
LEGAL REFERENCE/CALR	1,500	0	-1,500
TRAVEL	77,250	62,600	-14,650
PROFESSIONAL SVCS - OTHER	1,619,000	1,808,000	189,000
OTHER NPS	1,825,000	1,890,000	65,000
*** TOTAL NON-PERSONAL SERV.	3,522,750	3,760,600	237,850
GRAND TOTAL	5,555,301	5,802,716	247,415

Candidate Examination Workload & Staffing

3-Year Workload

<u>Reporting Category</u>	2005	2006	2007	% Change 2007 vs 2006
Candidates for Examination	16,200	16,615	17,337	4.3%
Individuals with Disabilities applying for Examination:	375	273	270	-1.1%
Applicants for Certification	732	741	785	5.9%
Request for MBE Transfers: Out	25	25	25	0.0%
In	1,050	1,020	1,210	18.6%
MPRE Scores Transferred In	13,000	12,010	12,210	1.7%
Foreign Evaluations	2,500	2,750	3,000	9.1%

March 31, 2010 Schedule of Positions by Staffing Category

<u>Program</u>	Nonjudicial
Candidate Examination	33

CANDIDATE FITNESS PROGRAM

2009-10 Budget Request: \$1,448,378
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The Candidate Fitness Program serves to ensure that only individuals who are of the appropriate ethical character will be licensed to practice law within the State of New York.

In each Department, committees are established pursuant to sections 9401 through 9407 of the Civil Practice Law and Rules to review applications for admission to the Bar. Each departmental committee shall consist of not less than three practicing attorneys from each judicial district. Committee members are reimbursed only for actual and necessary expenses incurred in the performance of their duties.

The committees in the First and Second Departments are supported by full-time back-office staffs, while in the Third and Fourth Departments, staff assistance is provided by Appellate Division personnel.

Summary of 2009-10 Funding Request:

Candidate Fitness Program

2009-10 Budget Request: \$1,448,378
<i>Personal Service:</i> 1,146,528
<i>Nonpersonal Service:</i> 301,850
<i>Maintenance Undistributed:</i> 0

The 2009-10 Candidate Fitness Program budget request of \$1,448,378 reflects an increase of \$59,687 (4.2%) over the current year adjusted appropriation. This change consists of an increase in personal service of \$88,818 (8.3%) and a decrease in nonpersonal service of \$29,131 (-8.8%).

The personal service funding request of \$1,146,528 for nonjudicial positions reflects the projected impact of a stringent vacancy control program, along with funding for increments, general salary increases and longevity bonuses for eligible nonjudicial employees.

The temporary service request of \$18,200 supports existing temporary service lines primarily to provide clerical/secretarial support.

The 2009-10 requested appropriation for nonpersonal service reflects a decrease from the current year budget including an expenditure-based reduction in other general services (-2,386) in the Third Department and a net reduction in printing (-3,175). Also included is the elimination of equipment funds (-29,131) in the program as a whole. Expenditure-based increases in records management (5,900) in the Second and Third Departments and transcript costs (1,500) in the Third Department are also included.

STATE OF NEW YORK - JUDICIARY
BUDGET SUMMARY FOR FISCAL YEAR 2009-2010

CANDIDATE FITNESS

S U M M A R Y	CURR APPROP AS ADJUSTED	UCS RECOMMENDED	CHANGES TO CUR APPROP

P E R S O N A L S E R V I C E			

PERSONAL SERVICE REGULAR	1,034,560	1,127,828	93,268
PERSONAL SERVICE TEMPORARY	23,150	18,200	-4,950
PERSONAL SERVICE OVERTIME	0	500	500
	-----	-----	-----
*** TOTAL PERSONAL SERVICE	1,057,710	1,146,528	88,818
N O N - P E R S O N A L S E R V I C E			

LEGAL REFERENCE/CALR	450	450	0
TRAVEL	5,800	5,300	-500
LEGAL SERVICES	500	500	0
PROFESSIONAL SVCS - OTHER	89,364	92,678	3,314
TRANSCRIPT COSTS	20,250	21,750	1,500
EQUIPMENT	30,160	0	-30,160
OTHER NPS	184,457	181,172	-3,285
	-----	-----	-----
*** TOTAL NON-PERSONAL SERV.	330,981	301,850	-29,131
G R A N D T O T A L	1,388,691	1,448,378	59,687

STATE OF NEW YORK - JUDICIARY
BUDGET SUMMARY FOR FISCAL YEAR 2009-2010

CANDIDATE FITNESS STATE SPECIAL REVENUE SUMMARY	CURR APPROP AS ADJUSTED	UCS RECOMMENDED	CHANGES TO CUR APPROP

PERSONAL SERVICE			

PERSONAL SERVICE REGULAR	1,034,560	1,127,828	93,268
PERSONAL SERVICE TEMPORARY	23,150	18,200	-4,950
PERSONAL SERVICE OVERTIME	0	500	500

*** TOTAL PERSONAL SERVICE	1,057,710	1,146,528	88,818
NON-PERSONAL SERVICE			

LEGAL REFERENCE/CALR	450	450	0
TRAVEL	5,800	5,300	-500
LEGAL SERVICES	500	500	0
PROFESSIONAL SVCS - OTHER	89,364	92,678	3,314
TRANSCRIPT COSTS	20,250	21,750	1,500
EQUIPMENT	30,160	0	-30,160
OTHER NPS	184,457	181,172	-3,285

*** TOTAL NON-PERSONAL SERV.	330,981	301,850	-29,131
GRAND TOTAL	1,388,691	1,448,378	59,687

STATE OF NEW YORK - JUDICIARY
BUDGET SUMMARY FOR FISCAL YEAR 2009-2010

CANDIDATE FITNESS APP 1ST AUX CANDIDATE FITNESS	CURR APPROP AS ADJUSTED	UCS RECOMMENDED	CHANGES TO CUR APPROP
	-----	-----	-----
PERSONAL SERVICE			

PERSONAL SERVICE REGULAR	544,073	606,460	62,387
PERSONAL SERVICE TEMPORARY	23,150	18,200	-4,950
PERSONAL SERVICE OVERTIME	0	500	500
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*** TOTAL PERSONAL SERVICE	567,223	625,160	57,937
NON-PERSONAL SERVICE			

TRAVEL	550	550	0
PROFESSIONAL SVCS - OTHER	19,500	19,500	0
TRANSCRIPT COSTS	3,500	3,500	0
EQUIPMENT	7,000	0	-7,000
OTHER NPS	68,712	68,902	190
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*** TOTAL NON-PERSONAL SERV.	99,262	92,452	-6,810
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GRAND TOTAL	666,485	717,612	51,127

STATE OF NEW YORK - JUDICIARY
BUDGET SUMMARY FOR FISCAL YEAR 2009-2010

CANDIDATE FITNESS APP 2ND AUX CANDIDATE FITNESS	CURR APPROP AS ADJUSTED	UCS RECOMMENDED	CHANGES TO CUR APPROP
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PERSONAL SERVICE			

PERSONAL SERVICE REGULAR	490,487	521,368	30,881
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*** TOTAL PERSONAL SERVICE	490,487	521,368	30,881
NON-PERSONAL SERVICE			

LEGAL REFERENCE/CALR	450	450	0
TRAVEL	1,000	1,000	0
LEGAL SERVICES	500	500	0
PROFESSIONAL SVCS - OTHER	14,400	18,900	4,500
TRANSCRIPT COSTS	15,000	15,000	0
OTHER NPS	50,850	46,350	-4,500
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*** TOTAL NON-PERSONAL SERV.	82,200	82,200	0
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GRAND TOTAL	572,687	603,568	30,881

STATE OF NEW YORK - JUDICIARY
BUDGET SUMMARY FOR FISCAL YEAR 2009-2010

CANDIDATE FITNESS APP 3RD AUX CANDIDATE FITNESS	CURR APPROP AS ADJUSTED	UCS RECOMMENDED	CHANGES TO CUR APPROP
	-----	-----	-----
NON-PERSONAL SERVICE			

TRAVEL	2,750	2,750	0
PROFESSIONAL SVCS - OTHER	54,014	53,028	-986
TRANSCRIPT COSTS	1,000	2,500	1,500
EQUIPMENT	23,160	0	-23,160
OTHER NPS	55,095	56,420	1,325
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*** TOTAL NON-PERSONAL SERV.	136,019	114,698	-21,321
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GRAND TOTAL	136,019	114,698	-21,321

STATE OF NEW YORK - JUDICIARY
BUDGET SUMMARY FOR FISCAL YEAR 2009-2010

CANDIDATE FITNESS APP 4TH AUX CANDIDATE FITNESS	CURR APPROP AS ADJUSTED	UCS RECOMMENDED	CHANGES TO CUR APPROP
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NON-PERSONAL SERVICE			

TRAVEL	1,500	1,000	-500
PROFESSIONAL SVCS - OTHER	1,450	1,250	-200
TRANSCRIPT COSTS	750	750	0
OTHER NPS	9,800	9,500	-300
	-----	-----	-----
*** TOTAL NON-PERSONAL SERV.	13,500	12,500	-1,000
	-----	-----	-----
GRAND TOTAL	13,500	12,500	-1,000

Candidate Fitness Workload & Staffing

3-Year Workload

<u>Applications for Admission</u>	2005	2006	2007	% Change 2007 vs 2006
First Department	3,165	3,121	3,200	2.5%
Second Department	2,342	2,271	2,528	11.3%
Third Department	2,671	2,955	2,899	-1.9%
Fourth Department	363	310	310	0.0%
TOTAL	8,541	8,657	8,937	3.2%

March 31, 2010 Schedule of Positions by Staffing Category

<u>Program</u>	Nonjudicial
Candidate Fitness - 1 st Department	7
Candidate Fitness - 2 nd Department	7
Total	14

ATTORNEY DISCIPLINE PROGRAM

2009-10 Budget Request: \$15,176,127

Lawyers who violate the Disciplinary Rules of the Lawyer’s Code of Professional Responsibility are subject to professional discipline for their actions. Attorney Grievance Committees are appointed by each Appellate Division within their respective departments to enforce the disciplinary provisions of the Code and to preserve the integrity of the legal profession. The Attorney Discipline Committees are empowered to conduct investigations of misconduct, privately discipline attorneys in minor matters, and, in serious cases of misconduct, prosecute actions before the Appellate Divisions which may then lead to censure, suspension or disbarment pursuant to section 90 of the Judiciary Law.

The Attorney Grievance Committees handle a variety of cases, and the workload of this program continues to evolve. The committees are responsible for enforcing the attorney escrow account dishonored check rule; monitoring multi-disciplinary practice in New York and enforcement of diversion rules; insuring compliance with the attorney registration requirements; and pursuing action against those attorneys who are delinquent in payment of their biennial registration fees. They are also involved in compliance with continuing legal education requirements.

The workload of the Attorney Grievance Committees has remained relatively stable. However, it is expected that the downturn in the economy may lead to an increased number of grievance matters particularly on debtor-creditor collection matters. In addition, new rules on attorney advertising will impact the committees’ caseloads. Under joint rules promulgated in February 2007, personal injury lawyers are prohibited from soliciting clients within 30 days of accidents, and new guidelines are provided on lawyers’ use of web domain names.

In an effort to expedite fee disputes between attorneys and clients, the Attorney Grievance Committees have implemented a Fee Dispute Resolution Program to resolve matters through arbitration and mediation.

**Summary of 2009-10 Funding Request:
Attorney Discipline Program**

2009-10 Budget Request: \$15,176,127	
<i>Personal Service:</i>	13,356,803
<i>Nonpersonal Service:</i>	1,819,324
<i>Maintenance Undistributed:</i>	0

The 2009-10 Attorney Discipline program budget request of \$15.2 million reflects an increase of \$714,071 (4.9%) over the current year adjusted appropriation. This change consists of an increase in personal service of \$732,445 (5.8%) and a decrease in nonpersonal service of \$18,374 (-0.9%). This program is solely funded by the Attorney Licensing Fund which is supported by a biennial attorney registration fee paid by attorneys who are licensed to practice law in New York State.

The personal service funding request of \$13.4 million for nonjudicial positions reflects the projected impact of a stringent vacancy control program, along with funding for increments, general salary increases and longevity bonuses for eligible nonjudicial employees.

The temporary service request of \$468,961 supports existing temporary service lines primarily to provide clerical/secretarial support and for two attorney positions.

The nonpersonal service request of \$1,819,324 includes a net decrease of \$18,374 attributable to expenditure-based reductions in other court appointed services (-3,000) and printing (-4,000) in the Second Department, building and property services (-3,000) in the First Department and EDP supplies (-5,478) in the Third Department. Also included is an elimination of equipment funds (-37,450) among all four Departments. Increases in transcript costs (9,500) and Judicial Hearing Officers (2,000) are included due to more serious misconduct cases proceeding to trial. Other expenditure-based increases include real estate rentals (11,491) in the Second and Fourth Departments, conferences and training (3,900) in the Third Department and travel costs (4,085) among all four Departments.

STATE OF NEW YORK - JUDICIARY
BUDGET SUMMARY FOR FISCAL YEAR 2009-2010

ATTORNEY DISCIPLINE

S U M M A R Y	CURR APPROP AS ADJUSTED	UCS RECOMMENDED	CHANGES TO CUR APPROP

P E R S O N A L S E R V I C E			

PERSONAL SERVICE REGULAR	12,140,254	12,887,042	746,788
PERSONAL SERVICE TEMPORARY	484,104	468,961	-15,143
PERSONAL SERVICE OVERTIME	0	800	800

*** TOTAL PERSONAL SERVICE	12,624,358	13,356,803	732,445
N O N - P E R S O N A L S E R V I C E			

LEGAL REFERENCE/CALR	108,909	109,575	666
TRAVEL	85,809	89,894	4,085
LEGAL SERVICES	65,140	62,140	-3,000
IN-PART SERVICES	4,800	4,800	0
JUDICIAL HEARING OFFICERS	16,000	18,000	2,000
PROFESSIONAL SVCS - OTHER	124,150	121,150	-3,000
TRANSCRIPT COSTS	128,500	138,000	9,500
EQUIPMENT	37,450	0	-37,450
OTHER NPS	1,266,940	1,275,765	8,825

*** TOTAL NON-PERSONAL SERV.	1,837,698	1,819,324	-18,374

G R A N D T O T A L	14,462,056	15,176,127	714,071

STATE OF NEW YORK - JUDICIARY
BUDGET SUMMARY FOR FISCAL YEAR 2009-2010

ATTORNEY DISCIPLINE
STATE SPECIAL REVENUE
SUMMARY

	CURR APPROP AS ADJUSTED	UCS RECOMMENDED	CHANGES TO CUR APPROP
	-----	-----	-----
P E R S O N A L S E R V I C E			

PERSONAL SERVICE REGULAR	12,140,254	12,887,042	746,788
PERSONAL SERVICE TEMPORARY	484,104	468,961	-15,143
PERSONAL SERVICE OVERTIME	0	800	800
	-----	-----	-----
*** TOTAL PERSONAL SERVICE	12,624,358	13,356,803	732,445
N O N - P E R S O N A L S E R V I C E			

LEGAL REFERENCE/CALR	108,909	109,575	666
TRAVEL	85,809	89,894	4,085
LEGAL SERVICES	65,140	62,140	-3,000
IN-PART SERVICES	4,800	4,800	0
JUDICIAL HEARING OFFICERS	16,000	18,000	2,000
PROFESSIONAL SVCS - OTHER	124,150	121,150	-3,000
TRANSCRIPT COSTS	128,500	138,000	9,500
EQUIPMENT	37,450	0	-37,450
OTHER NPS	1,266,940	1,275,765	8,825
	-----	-----	-----
*** TOTAL NON-PERSONAL SERV.	1,837,698	1,819,324	-18,374
G R A N D T O T A L	-----	-----	-----
	14,462,056	15,176,127	714,071

STATE OF NEW YORK - JUDICIARY
BUDGET SUMMARY FOR FISCAL YEAR 2009-2010

APPELLATE AUX OPERATIONS 1ST DEPT.
ATTORNEY DISCIPLINE

	CURR APPROP AS ADJUSTED	UCS RECOMMENDED	CHANGES TO CUR APPROP

P E R S O N A L S E R V I C E			

PERSONAL SERVICE REGULAR	4,023,369	4,247,425	224,056
PERSONAL SERVICE TEMPORARY	35,616	21,000	-14,616
PERSONAL SERVICE OVERTIME	0	800	800

*** TOTAL PERSONAL SERVICE	4,058,985	4,269,225	210,240
N O N - P E R S O N A L S E R V I C E			

LEGAL REFERENCE/CALR	25,600	25,600	0
TRAVEL	9,250	9,805	555
LEGAL SERVICES	11,000	11,000	0
IN-PART SERVICES	3,300	3,300	0
PROFESSIONAL SVCS - OTHER	43,800	40,800	-3,000
TRANSCRIPT COSTS	40,000	42,000	2,000
EQUIPMENT	17,500	0	-17,500
OTHER NPS	174,059	175,434	1,375

*** TOTAL NON-PERSONAL SERV.	324,509	307,939	-16,570

G R A N D T O T A L	4,383,494	4,577,164	193,670

STATE OF NEW YORK - JUDICIARY
BUDGET SUMMARY FOR FISCAL YEAR 2009-2010

APPELLATE AUX OPERATIONS 2ND DEPT.
ATTORNEY DISCIPLINE

	CURR APPROP AS ADJUSTED	UCS RECOMMENDED	CHANGES TO CUR APPROP
	-----	-----	-----
P E R S O N A L S E R V I C E			

PERSONAL SERVICE REGULAR	5,234,744	5,630,248	395,504
PERSONAL SERVICE TEMPORARY	366,189	367,446	1,257
	-----	-----	-----
*** TOTAL PERSONAL SERVICE	5,600,933	5,997,694	396,761
N O N - P E R S O N A L S E R V I C E			

LEGAL REFERENCE/CALR	60,625	60,625	0
TRAVEL	30,289	32,289	2,000
LEGAL SERVICES	49,000	46,000	-3,000
PROFESSIONAL SVCS - OTHER	28,200	28,200	0
TRANSCRIPT COSTS	61,500	67,500	6,000
OTHER NPS	711,327	714,938	3,611
	-----	-----	-----
*** TOTAL NON-PERSONAL SERV.	940,941	949,552	8,611
G R A N D T O T A L	6,541,874	6,947,246	405,372

STATE OF NEW YORK - JUDICIARY
BUDGET SUMMARY FOR FISCAL YEAR 2009-2010

APPELLATE AUX OPERATIONS 3RD DEPT.
ATTORNEY DISCIPLINE

	CURR APPROP AS ADJUSTED	UCS RECOMMENDED	CHANGES TO CUR APPROP
	-----	-----	-----
P E R S O N A L S E R V I C E			

PERSONAL SERVICE REGULAR	1,146,992	1,217,273	70,281
PERSONAL SERVICE TEMPORARY	50,577	47,673	-2,904
	-----	-----	-----
*** TOTAL PERSONAL SERVICE	1,197,569	1,264,946	67,377
N O N - P E R S O N A L S E R V I C E			

LEGAL REFERENCE/CALR	2,800	3,250	450
TRAVEL	22,145	23,400	1,255
LEGAL SERVICES	5,140	5,140	0
PROFESSIONAL SVCS - OTHER	43,400	43,400	0
TRANSCRIPT COSTS	8,500	8,500	0
EQUIPMENT	10,000	0	-10,000
OTHER NPS	120,165	121,469	1,304
	-----	-----	-----
*** TOTAL NON-PERSONAL SERV.	212,150	205,159	-6,991
G R A N D T O T A L	1,409,719	1,470,105	60,386

STATE OF NEW YORK - JUDICIARY
BUDGET SUMMARY FOR FISCAL YEAR 2009-2010

APPELLATE AUX OPERATIONS 4TH DEPT.
ATTORNEY DISCIPLINE

	CURR APPROP AS ADJUSTED	UCS RECOMMENDED	CHANGES TO CUR APPROP

PERSONAL SERVICE			

PERSONAL SERVICE REGULAR	1,735,149	1,792,096	56,947
PERSONAL SERVICE TEMPORARY	31,722	32,842	1,120

*** TOTAL PERSONAL SERVICE	1,766,871	1,824,938	58,067
NON-PERSONAL SERVICE			

LEGAL REFERENCE/CALR	19,884	20,100	216
TRAVEL	24,125	24,400	275
IN-PART SERVICES	1,500	1,500	0
JUDICIAL HEARING OFFICERS	16,000	18,000	2,000
PROFESSIONAL SVCS - OTHER	8,750	8,750	0
TRANSCRIPT COSTS	18,500	20,000	1,500
EQUIPMENT	9,950	0	-9,950
OTHER NPS	261,389	263,924	2,535

*** TOTAL NON-PERSONAL SERV.	360,098	356,674	-3,424

GRAND TOTAL	2,126,969	2,181,612	54,643

Attorney Discipline - 1st Department Workload & Staffing

3-Year Workload

<u>Reporting Category</u>	2005	2006	2007	% Change 2007 vs 2006
Matters Pending at Start of Period	1,238	1,230	1,111	-9.7%
Matters Received or Reactivated	3,414	3,537	3,584	1.3%
Matters Disposed	3,422	3,656	3,656	0.0%
Matters Pending at End of Period	1,230	1,111	1,039	-6.5%
Matters Disposed Before Appellate Division	177	143	184	28.7%

March 31, 2010 Schedule of Positions by Staffing Category

<u>Department</u>	Nonjudicial
Attorney Discipline - 1 st Department	47

Attorney Discipline - 2nd Department Workload & Staffing

3-Year Workload

<u>Reporting Category</u>	2005	2006	2007	% Change 2007 vs 2006
Matters Pending at Start of Period	2,435	2,988	3,097	3.6%
Matters Received or Reactivated	8,115	6,820	5,747	-15.7%
Matters Disposed	7,562	6,711	6,322	-5.8%
Matters Pending at End of Period	2,988	3,097	2,522	-18.6%
Matters Disposed Before Appellate Division	367	291	528	81.4%

March 31, 2010 Schedule of Positions by Staffing Category

<u>Department</u>	Nonjudicial
Attorney Discipline - 2 nd Department	57

Attorney Discipline - 3rd Department

Workload & Staffing

3-Year Workload

<u>Reporting Category</u>	2005	2006	2007	% Change 2007 vs 2006
Matters Pending at Start of Period	1,623	1,519	617	-59.4%
Matters Received or Reactivated	1,688	1,692	1,709	1.0%
Matters Disposed	1,792	2,594	1,615	-37.7%
Matters Pending at End of Period	1,519	617	711	15.2%
Matters Disposed Before Appellate Division	184	155	239	54.2%

March 31, 2010 Schedule of Positions by Staffing Category

<u>Department</u>	Nonjudicial
Attorney Discipline - 3 rd Department	14

Attorney Discipline - 4th Department Workload & Staffing

3-Year Workload

<u>Reporting Category</u>	2005	2006	2007	% Change 2007 vs 2006
Matters Pending at Start of Period	665	860	847	-1.5%
Matters Received or Reactivated	2,754	2,524	2,224	-11.9%
Matters Disposed	2,559	2,537	2,324	-8.4%
Matters Pending at End of Period	860	847	747	-11.8%
Matters Disposed Before Appellate Division	66	94	65	-30.9%

March 31, 2010 Schedule of Positions by Staffing Category

<u>Department</u>	Nonjudicial
Attorney Discipline - 4 th Department	22

Major Purpose Summary

ADMINISTRATION AND GENERAL SUPPORT

2009-10 Budget Request: \$27,637,037

<i>General Fund: 24,670,698</i>

<i>Special Revenue Funds: 2,966,339</i>

The Office of Court Administration provides management and operational support services for the Unified Court System. Executive and policy direction is provided by the Chief Administrative Judge of the Courts, the respective Deputy Chief Administrative Judges for the courts and court-related agencies within and outside New York City, and the Chief of Operations and Administrative Director of the Courts. Legal support and analysis is provided by Counsel's Office.

Chief Administrative Judge

Office of Internal Affairs

This office conducts internal fiscal and operational audits for all courts and court-related agencies in the Unified Court System.

Counsel's Office

Counsel's Office provides legal analysis in policy formation, negotiates and prepares contracts to which the Unified Court System is a party, provides legislative services, and represents the Unified Court System in litigation.

Deputy Chief Administrative Judges Within NYC and Outside NYC

On behalf of the Chief Judge and Chief Administrative Judge of the Courts, the Deputy Chief Administrative Judges supervise the operation of the trial courts and court-related agencies within their respective jurisdictions. In meeting this responsibility, staff prepare court calendars and administrative orders, formulate judicial assignments, monitor individual assignment caseload, and provide general management assistance for automation, budget and personnel matters.

Office of Court Administration

Executive Direction

The Chief Administrative Judge of the Courts, assisted by the Chief of Operations and Administrative Director of the Courts, provides management and policy direction for the Unified Court System under the general direction of the Chief Judge of the State of New York.

Division of Technology

The director and administrative staff of the Division of Technology develop and oversee all automation and telecommunications systems that support the Unified Court System. In this capacity, they oversee software applications support and development and are responsible for CourtNet and related technical and communications services.

Division of Human Resources

The director of Human Resources supervises the operations of the Employee Relations Office and Personnel Office which provide the following functions:

-Employee Relations negotiates and administers collective bargaining agreements with designated bargaining units. The office is also responsible for processing workers' compensation claims, administering sick leave banks, and processing alternative work schedule requests. Staff of the Employee Relations Office review and analyze contract grievances and represent the Unified Court System before the Public Employment Relations Board (PERB).

-Personnel provides central personnel services to the court system in civil service administration, classification and compensation evaluation, payroll certification and employee selection and placement. They are also responsible for a full range of examination services, certification of eligible lists and the processing of new appointments.

Division of Financial Management

The director of Financial Management supervises the Budget Office and the Payroll Office which serve the following functions:

-The Budget Office is responsible for coordination, preparation and execution of the Judiciary Budget; promulgation of fiscal policies and procedures; liaison to the legislative fiscal committees; and expenditure monitoring, control and reporting. The office also performs oversight of general accounting operations and coordination of the fiscal aspects of the Court Facilities Program.

-UCS Payroll provides a comprehensive range of payroll services to all judges and nonjudicial personnel of the UCS.

Administrative Services

This division provides support to the Unified Court System across a broad spectrum of activities. These activities include office management functions such as mail services, printing services, transportation, supply and equipment procurement and delivery, and records storage. This division also performs information management functions involving a variety of registrations, certifications, and applications processes, such as attorney registration; continuing legal education; fiduciaries; retainer and closing statements; judicial certifications; and judicial hearing officers. Central purchasing, contract procurement, accounts management, and high-volume data entry services are also performed.

The Division of Administrative Services is also charged with the management of a criminal history search operation which serves the public, private businesses and government agencies. The resulting revenues provide funding for the Indigent Legal Services Fund, the Legal Services Assistance Fund and the Judiciary Data Processing Offset Fund.

Office of Public Affairs

The Office of Public Affairs strives to keep the court community and the public informed about the work of the Judiciary. This goal is pursued through intergovernmental relations, a court tours program, speakers bureau, school programs as well as through the publication of various newsletters distributed internally and externally.

Communications Office

The Communications Office handles all media related functions for the court system. This includes organizing press events, creating and disseminating press releases, responding to media inquiries, monitoring press coverage, publicizing court initiatives and promoting good relations between the Judiciary and media representatives.

Office of Court Research

This office provides caseload activity statistics, jury system support and operations research services to all courts within the Unified Court System.

**ADMINISTRATION AND
GENERAL SUPPORT**

2009-10 Budget Request: \$24,670,698 General Fund
--

	<u>2008-09 Adjusted Appropriation</u>	<u>2009-10 Request</u>	<u>Change</u>
Personal Service	\$21,422,660	\$21,315,011	(\$107,649)
Nonpersonal Service	<u>3,414,606</u>	<u>3,355,687</u>	<u>(58,919)</u>
TOTAL	\$24,837,266	\$24,670,698	(\$166,568)

The personal service request for nonjudicial positions reflects the projected impact of a stringent vacancy control program, along with funding for increments, general salary increases and longevity bonuses for eligible nonjudicial employees.

The nonpersonal service request provides \$547,412 for supplies and materials, \$556,895 for travel and \$2,251,380 for contractual services. The nonpersonal service decrease of \$58,919 reflects an increase for supplies and materials (15,416) and an increase for travel (21,126), offset by a decrease in contractual services (-95,461).

**ATTORNEY REGISTRATION
ADMINISTRATION**

2009-10 Budget Request:	\$ 1,327,034
Attorney Licensing Fund	

	<u>2008-09 Adjusted Appropriation</u>	<u>2009-10 Request</u>	<u>Change</u>
Personal Service	\$812,087	\$742,903	(\$69,184)
Nonpersonal Service	<u>586,484</u>	<u>584,131</u>	<u>(2,353)</u>
TOTAL	\$1,398,571	\$1,327,034	(\$71,537)

The Attorney Registration unit, funded through the Attorney Licensing Fund, manages the Attorney Registration database which contains over 229,000 attorney records on file.

The personal service request for nonjudicial positions reflects the projected impact of a stringent vacancy control program, along with funding for increments, general salary increases and longevity bonuses for eligible nonjudicial employees.

The nonpersonal service request provides \$24,087 for supplies, \$3,240 for travel, and \$556,804 for contractual services. The nonpersonal service decrease of \$2,353 reflects a decrease for contractual services (-2,353). Requests for supplies and materials and travel remain unchanged from the current year appropriation.

**COURT FACILITIES
MANAGEMENT**

2009-10 Budget Request:	\$1,639,305
Court Facilities Management	

	<u>2008-09 Adjusted Appropriation</u>	<u>2009-10 Request</u>	<u>Change</u>
Personal Service	\$861,280	\$1,026,555	\$165,275
Nonpersonal Service	<u>622,750</u>	<u>612,750</u>	<u>(10,000)</u>
TOTAL	\$1,484,030	\$1,639,305	\$155,275

The Court Facilities Incentive Aid Fund was established by chapter 825 of the Laws of 1987. Chapter 825 created a comprehensive program of planning requirements, technical and financing assistance and financial aid to local governments, all designed to address the need to maintain, renovate and build court facilities. Chapter 686 of the Laws of 1996, which transferred fiscal responsibility for court cleaning and minor repairs from local governments to New York State, provides full reimbursement to localities performing these vitally needed functions.

The personal service request for nonjudicial positions reflects the projected impact of a stringent vacancy control program, along with funding for increments, general salary increases and longevity bonuses for eligible nonjudicial employees.

The nonpersonal service request provides \$1,500 for supplies, \$10,000 for travel, and \$601,250 for contractual services. Funds are provided to continue the contract with the Dormitory Authority for the statewide survey of court facilities and other automated databases, including an automated work order system for courts in New York City and ongoing maintenance of the information base.

STATE OF NEW YORK - JUDICIARY
BUDGET SUMMARY FOR FISCAL YEAR 2009-2010

ADMINISTRATION & GENERAL SUPPORT

S U M M A R Y	CURR APPROP AS ADJUSTED	UCS RECOMMENDED	CHANGES TO CUR APPROP
P E R S O N A L S E R V I C E			
PERSONAL SERVICE REGULAR	18,508,452	18,142,126	-366,326
PERSONAL SERVICE TEMPORARY	4,266,210	4,557,493	291,283
PERSONAL SERVICE OVERTIME	321,365	384,850	63,485
*** TOTAL PERSONAL SERVICE	23,096,027	23,084,469	-11,558
N O N - P E R S O N A L S E R V I C E			
LEGAL REFERENCE/CALR	17,300	16,200	-1,100
TRAVEL	559,009	570,135	11,126
LEGAL SERVICES	10,000	10,000	0
IN-PART SERVICES	16,000	35,000	19,000
PROFESSIONAL SVCS - OTHER	2,270,866	2,276,866	6,000
TRANSCRIPT COSTS	23,000	43,000	20,000
OTHER NPS	1,727,665	1,601,367	-126,298
*** TOTAL NON-PERSONAL SERV.	4,623,840	4,552,568	-71,272
G R A N D T O T A L	27,719,867	27,637,037	-82,830

STATE OF NEW YORK - JUDICIARY
BUDGET SUMMARY FOR FISCAL YEAR 2009-2010

ADMINISTRATION & GENERAL SUPPORT
STATE OPERATIONS-GEN. FUND GRAND TOTAL
S U M M A R Y

	CURR APPROP AS ADJUSTED	UCS RECOMMENDED	CHANGES TO CUR APPROP

P E R S O N A L S E R V I C E			

PERSONAL SERVICE REGULAR	17,374,292	17,063,117	-311,175
PERSONAL SERVICE TEMPORARY	3,757,803	3,895,044	137,241
PERSONAL SERVICE OVERTIME	290,565	356,850	66,285

*** TOTAL PERSONAL SERVICE	21,422,660	21,315,011	-107,649
N O N - P E R S O N A L S E R V I C E			

LEGAL REFERENCE/CALR	16,800	15,700	-1,100
TRAVEL	535,769	556,895	21,126
LEGAL SERVICES	10,000	10,000	0
IN-PART SERVICES	16,000	35,000	19,000
PROFESSIONAL SVCS - OTHER	1,240,616	1,246,616	6,000
TRANSCRIPT COSTS	23,000	43,000	20,000
OTHER NPS	1,572,421	1,448,476	-123,945

*** TOTAL NON-PERSONAL SERV.	3,414,606	3,355,687	-58,919

G R A N D T O T A L	24,837,266	24,670,698	-166,568

STATE OF NEW YORK - JUDICIARY
BUDGET SUMMARY FOR FISCAL YEAR 2009-2010

ADMINISTRATION & GENERAL SUPPORT
STATE SPECIAL REVENUE
SUMMARY

	CURR APPROP AS ADJUSTED	UCS RECOMMENDED	CHANGES TO CUR APPROP

PERSONAL SERVICE			

PERSONAL SERVICE REGULAR	508,590	507,978	-612
PERSONAL SERVICE TEMPORARY	272,697	206,925	-65,772
PERSONAL SERVICE OVERTIME	30,800	28,000	-2,800

*** TOTAL PERSONAL SERVICE	812,087	742,903	-69,184
NON-PERSONAL SERVICE			

TRAVEL	3,240	3,240	0
PROFESSIONAL SVCS - OTHER	429,500	429,500	0
OTHER NPS	153,744	151,391	-2,353

*** TOTAL NON-PERSONAL SERV.	586,484	584,131	-2,353
GRAND TOTAL	1,398,571	1,327,034	-71,537

STATE OF NEW YORK - JUDICIARY
BUDGET SUMMARY FOR FISCAL YEAR 2009-2010

ADMINISTRATION & GENERAL SUPPORT
COURT FACILITIES INCENTIVE AID FUND
S U M M A R Y

	CURR APPROP AS ADJUSTED	UCS RECOMMENDED	CHANGES TO CUR APPROP
P E R S O N A L S E R V I C E			
PERSONAL SERVICE REGULAR	625,570	571,031	-54,539
PERSONAL SERVICE TEMPORARY	235,710	455,524	219,814
*** TOTAL PERSONAL SERVICE	861,280	1,026,555	165,275
N O N - P E R S O N A L S E R V I C E			
LEGAL REFERENCE/CALR	500	500	0
TRAVEL	20,000	10,000	-10,000
PROFESSIONAL SVCS - OTHER	600,750	600,750	0
OTHER NPS	1,500	1,500	0
*** TOTAL NON-PERSONAL SERV.	622,750	612,750	-10,000
G R A N D T O T A L	1,484,030	1,639,305	155,275

Major Purpose Summary

**JUDICIARY-WIDE MAINTENANCE
UNDISTRIBUTED**

2009-10 Budget Request:	\$8,677,744
<i>General Fund:</i>	<i>6,816,964</i>
<i>Special Revenue Fund:</i>	<i>1,860,780</i>

Court Appointed Special Advocates (CASA)

\$946,196

A total of \$946,196 is being included to provide grant funding for the approximately 30 CASA programs throughout the State. Grants are being made based upon factors such as the size of the county and number of children being served. This program, largely utilizing unpaid volunteers, has proven to be enormously successful in assisting the family court judges by investigating children's conditions, monitoring implementation of court orders, and making recommendations as appropriate to the court in foster care review proceedings.

Ethics Commission

\$352,089

The sum of \$352,089 is requested to fund the Judiciary's Ethics Commission. This Commission, established in fiscal 1990-91, consists of an executive director and several full or part-time staff and is primarily responsible for the determination of requested exemptions to the Financial Disclosure provision of the Ethics Legislation (chapter 813 of the Laws of 1987). The first of such disclosure statements was filed in 1991 for the calendar year 1990.

National Center for State Courts

\$325,000

A total of \$325,000 is requested to fund the annual dues requirement for the Unified Court System's participation in the National Center for State Courts. Membership in this organization provides the court system access to the National Center's broad range of administrative and operational services and expertise. This sum also provides funding for dues associated with membership in the Council of Chief Judges of State Courts of Appeals and the Consortium for State Court Interpreter Certifications.

Commission on Minorities

\$178,132

This amount is requested to fund the Commission on Minorities within the Unified Court System. Funding for staff and miscellaneous nonpersonal service expenses will allow the Commission to continue its work with respect to minority representation within the Judiciary.

Health Maintenance Program

\$100,000

This request will allow a continuation of the mandated Hepatitis and Tuberculosis Control Plans for certain employees of the Unified Court System. These programs encompass testing, evaluation and vaccination where indicated.

Access to Justice Board

\$55,284

The Board serves as a vehicle for enhancing the availability of civil legal services and promoting new revenue sources. It will raise funds for civil legal services programs, serve as a clearinghouse for information relating to civil legal services issues, promulgate standards and goals to ensure that civil legal services for all citizens are more widely available, and recommend to the Legislature, Governor and Court of Appeals laws, regulations and programs to improve the funding and delivery of civil legal services.

Continuing Legal Education

\$1,279,431

A major recommendation of the Committee on Profession and the Courts, also known as the Craco Commission, was a new requirement for continuing legal education for the State's attorneys. After careful consideration of the input received from the bar and the public, the Administrative Board approved a mandatory program for continuing legal education for attorneys admitted to the bar.

These funds are used to provide information and coordination regarding program requirements, course schedules, CLE training to attorneys employed by the Unified Court System, certification of attendees and other operational policies of the Board. Funding for this program is provided from a share of the biennial attorney registration fees which are credited to the Attorney Licensing Fund.

Lawyer Assistance Trust

\$581,349

In 2001, the New York State Lawyer Assistance Trust was formed as a permanent entity within the Unified Court System to bring statewide leadership and financial assistance to existing programs for the prevention and treatment of alcohol and substance abuse among lawyers, judges and law students and to encourage the development of new lawyer assistance programs to accomplish such goals. In addition, the Trust's mission includes developing and seeking the adoption of necessary court rules, providing education and outreach to the bar and the legal profession about substance abuse and its effects, and sponsoring and promoting research in the field. Creation of the Trust was a key recommendation of the Commission on Alcohol and Substance Abuse in the Legal Profession, which was formed by Chief Judge Judith S. Kaye and chaired by former Court of Appeals Judge Joseph Bellacosa.

Lump Sum Payments

\$4,860,263

This amount is recommended to fund lump sum payments for leave accruals and for reclassifications. Employees leaving the Unified Court System generally receive a lump sum payment equal to four to eight weeks of the then current salary attributable to accrued leave credits. The amount requested is based upon the current average of such costs, as well as a projection of employee attrition.

STATE OF NEW YORK - JUDICIARY
BUDGET SUMMARY FOR FISCAL YEAR 2009-2010

JUDICIARY WIDE MAINTENANCE UNDISTRIBUTED

S U M M A R Y	CURR APPROP AS ADJUSTED	UCS RECOMMENDED	CHANGES TO CUR APPROP
	-----	-----	-----
P E R S O N A L S E R V I C E			
	-----	-----	-----
PERSONAL SERVICE REGULAR	51,462,177	5,447,056	-46,015,121
PERSONAL SERVICE TEMPORARY	1,454,610	1,297,083	-157,527
	-----	-----	-----
*** TOTAL PERSONAL SERVICE	52,916,787	6,744,139	-46,172,648
N O N - P E R S O N A L S E R V I C E			
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LEGAL REFERENCE/CALR	200	200	0
TRAVEL	77,113	64,250	-12,863
PROFESSIONAL SVCS - OTHER	1,885,554	1,710,313	-175,241
OTHER NPS	192,815	158,842	-33,973
	-----	-----	-----
*** TOTAL NON-PERSONAL SERV.	2,155,682	1,933,605	-222,077
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G R A N D T O T A L	55,072,469	8,677,744	-46,394,725

STATE OF NEW YORK - JUDICIARY
BUDGET SUMMARY FOR FISCAL YEAR 2009-2010

JUDICIARY WIDE MAINTENANCE UNDISTRIBUTED
STATE OPERATIONS-GEN. FUND GRAND TOTAL

S U M M A R Y	CURR APPROP AS ADJUSTED	UCS RECOMMENDED	CHANGES TO CUR APPROP

P E R S O N A L S E R V I C E			

PERSONAL SERVICE REGULAR	51,009,867	4,901,472	-46,108,395
PERSONAL SERVICE TEMPORARY	580,371	471,046	-109,325

*** TOTAL PERSONAL SERVICE	51,590,238	5,372,518	-46,217,720
N O N - P E R S O N A L S E R V I C E			

TRAVEL	25,000	15,000	-10,000
PROFESSIONAL SVCS - OTHER	1,502,937	1,403,896	-99,041
OTHER NPS	28,500	25,550	-2,950

*** TOTAL NON-PERSONAL SERV.	1,556,437	1,444,446	-111,991
G R A N D T O T A L	53,146,675	6,816,964	-46,329,711

STATE OF NEW YORK - JUDICIARY
BUDGET SUMMARY FOR FISCAL YEAR 2009-2010

JUDICIARY WIDE MAINTENANCE UNDISTRIBUTED STATE SPECIAL REVENUE SUMMARY	CURR APPROP AS ADJUSTED	UCS RECOMMENDED	CHANGES TO CUR APPROP
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PERSONAL SERVICE			

PERSONAL SERVICE REGULAR	452,310	545,584	93,274
PERSONAL SERVICE TEMPORARY	874,239	826,037	-48,202

*** TOTAL PERSONAL SERVICE	1,326,549	1,371,621	45,072
NON-PERSONAL SERVICE			

LEGAL REFERENCE/CALR	200	200	0
TRAVEL	52,113	49,250	-2,863
PROFESSIONAL SVCS - OTHER	382,617	306,417	-76,200
OTHER NPS	164,315	133,292	-31,023

*** TOTAL NON-PERSONAL SERV.	599,245	489,159	-110,086

GRAND TOTAL	1,925,794	1,860,780	-65,014

STATE OF NEW YORK
JUDICIARY BUDGET
FY 2009-2010

Part II.

General State Charges

Major Purpose Summary

GENERAL STATE CHARGES

2009-10 Budget Request: \$493,851,051

General Fund: 479,332,585

Special Revenue Funds: 14,518,466

A total of \$493,851,051 is requested to provide fringe benefits for all judges, justices and nonjudicial employees of the state-funded Unified Court System for fiscal 2009-10. This request represents an increase of \$12,801,731 over the 2008-09 adjusted appropriation. Requested amounts for health and dental insurance, social security and employee benefit funds include funding for the continuation of all collectively negotiated employee benefit provisions.

Social Security

\$113,132,345

The amount requested reflects a deduction rate of 7.65% applied to earnings up to \$106,800 per annum and 1.45% on salary exceeding \$106,800.

Health Insurance

\$230,302,095

Based upon information provided by the Department of Civil Service, increases are expected for both calendar years 2009 and 2010. In addition, the request reflects a reduced credit anticipated from the federal government for employers who provide retiree prescription health coverage. Also included in the request, based upon current experience, data and information from the Department of Civil Service, are funds for retired employees, 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.

Dental Insurance

\$5,348,611

The amount requested reflects an increase over current year costs based on estimates provided by the Department of Civil Service and insurance carriers.

Employee Benefit Funds

\$31,032,243

The amount requested includes annual employer 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. Also included is funding for the Judicial Supplemental Support Fund which reimburses each judge for services and goods to support them in the performance of their judicial responsibilities.

Retirement

\$113,175,000

The amount requested includes an estimate of \$113.1 million payable to the New York State Retirement System for those employees in the Judiciary who are enrolled in the New York State Retirement System and \$75,000 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.

Vision and Life

\$860,757

The amount reflects vision and life insurance programs offered to judges and managerial/confidential nonjudicial employees of the Unified Court System.

FRINGE BENEFIT SUMMARY

2009-10 Budget Request - All Funds Summary

<u>Employee Fringe Benefits</u>	2008-09 Adjusted <u>Appropriation</u>	2009-10 <u>Request</u>	<u>Change</u>
Social Security	110,455,632	113,132,345	\$2,676,713
Health Insurance	210,205,937	230,302,095	20,096,158
Dental Insurance	4,906,890	5,348,611	441,721
Employee Benefit Funds	25,055,104	31,032,243	5,977,139
Retirement	129,565,000	113,175,000	(16,390,000)
Vision and Life	<u>860,757</u>	<u>860,757</u>	<u>0</u>
TOTAL	\$481,049,320	\$493,851,051	\$12,801,731

STATE OF NEW YORK - JUDICIARY
BUDGET SUMMARY FOR FISCAL YEAR 2009-2010

GENERAL STATE CHARGES

S U M M A R Y	CURR APPROP AS ADJUSTED	UCS RECOMMENDED	CHANGES TO CUR APPROP
	-----	-----	-----
N O N - P E R S O N A L S E R V I C E			

STAFF BENEFITS	481,049,320	493,851,051	12,801,731
	-----	-----	-----
*** TOTAL NON-PERSONAL SERV.	481,049,320	493,851,051	12,801,731
	-----	-----	-----
G R A N D T O T A L	481,049,320	493,851,051	12,801,731

STATE OF NEW YORK - JUDICIARY
BUDGET SUMMARY FOR FISCAL YEAR 2009-2010

GENERAL STATE CHARGES STATE OPERATIONS-GEN. FUND GRAND TOTAL S U M M A R Y	CURR APPROP AS ADJUSTED	UCS RECOMMENDED	CHANGES TO CUR APPROP
	-----	-----	-----
N O N - P E R S O N A L S E R V I C E			

STAFF BENEFITS	466,904,283	479,332,585	12,428,302
	-----	-----	-----
*** TOTAL NON-PERSONAL SERV.	466,904,283	479,332,585	12,428,302
	-----	-----	-----
G R A N D T O T A L	466,904,283	479,332,585	12,428,302

STATE OF NEW YORK - JUDICIARY
BUDGET SUMMARY FOR FISCAL YEAR 2009-2010

GENERAL STATE CHARGES
LAWYERS' FUND FOR CLIENT PROTECTION
S U M M A R Y

	CURR APPROP AS ADJUSTED	UCS RECOMMENDED	CHANGES TO CUR APPROP
	-----	-----	-----
N O N - P E R S O N A L S E R V I C E			

STAFF BENEFITS	98,000	98,000	0
	-----	-----	-----
*** TOTAL NON-PERSONAL SERV.	98,000	98,000	0
	-----	-----	-----
G R A N D T O T A L	98,000	98,000	0

STATE OF NEW YORK - JUDICIARY
BUDGET SUMMARY FOR FISCAL YEAR 2009-2010

GENERAL STATE CHARGES STATE SPECIAL REVENUE SUMMARY	CURR APPROP AS ADJUSTED	UCS RECOMMENDED	CHANGES TO CUR APPROP
	-----	-----	-----
NON-PERSONAL SERVICE			

STAFF BENEFITS	4,407,721	4,525,020	117,299

*** TOTAL NON-PERSONAL SERV.	4,407,721	4,525,020	117,299

GRAND TOTAL	4,407,721	4,525,020	117,299

STATE OF NEW YORK - JUDICIARY
BUDGET SUMMARY FOR FISCAL YEAR 2009-2010

GENERAL STATE CHARGES COURT FACILITIES INCENTIVE AID FUND S U M M A R Y	CURR APPROP AS ADJUSTED	UCS RECOMMENDED	CHANGES TO CUR APPROP
	-----	-----	-----
N O N - P E R S O N A L S E R V I C E			

STAFF BENEFITS	453,134	465,192	12,058
	-----	-----	-----
*** TOTAL NON-PERSONAL SERV.	453,134	465,192	12,058
	-----	-----	-----
G R A N D T O T A L	453,134	465,192	12,058

STATE OF NEW YORK - JUDICIARY
BUDGET SUMMARY FOR FISCAL YEAR 2009-2010

GENERAL STATE CHARGES NYC CO CLERKS' OPERATIONS OFFSET FUND SUMMARY	CURR APPROP AS ADJUSTED	UCS RECOMMENDED	CHANGES TO CUR APPROP
	-----	-----	-----
NON-PERSONAL SERVICE			

STAFF BENEFITS	5,396,366	5,539,579	143,213
	-----	-----	-----
*** TOTAL NON-PERSONAL SERV.	5,396,366	5,539,579	143,213
	-----	-----	-----
GRAND TOTAL	5,396,366	5,539,579	143,213

STATE OF NEW YORK - JUDICIARY
BUDGET SUMMARY FOR FISCAL YEAR 2009-2010

GENERAL STATE CHARGES JUDICIARY DATA PROCESSING OFFSET FUND SUMMARY	CURR APPROP AS ADJUSTED	UCS RECOMMENDED	CHANGES TO CUR APPROP
	-----	-----	-----
NON-PERSONAL SERVICE			

STAFF BENEFITS	3,789,816	3,890,675	100,859
	-----	-----	-----
*** TOTAL NON-PERSONAL SERV.	3,789,816	3,890,675	100,859
	-----	-----	-----
GRAND TOTAL	3,789,816	3,890,675	100,859

STATE OF NEW YORK
JUDICIARY BUDGET
FY 2009-2010

Part III.

Lawyers' Fund for Client Protection

Major Purpose Summary

2009-10 Budget Request:	\$12,901,577
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LAWYERS' FUND FOR CLIENT PROTECTION

This budget request is submitted by the Board of Trustees of the Lawyers' Fund for Client Protection.

The Lawyers' Fund, originally known as the Clients' Security Fund, was created by the State Legislature in 1981. Chapter 714 of the Laws of 1981 established a central registry of lawyers admitted to practice in New York State, a law client reimbursement program, and imposed a biennial registration fee on all active practitioners. That fee is currently \$350, from which the Lawyers' Fund receives a statutory share of \$60.

The statutes assign to the Lawyers' Fund the responsibility of protecting law clients from the misappropriation or willful misapplication of money and property in the practice of law. The governing statutes are sections 468-a and 468-b of the Judiciary Law, and 97-t of the State Finance Law.

The Fund's responsibilities have been increased by court rules which require the Fund to administer the Appellate Divisions' Dishonored Check Reporting Rule for attorney special, trust and escrow accounts; assist in the implementation of judicial sanctions on counsel for frivolous conduct in litigation; and serve as the depository of funds belonging to missing clients and deceased attorneys and return funds to those clients located by the Fund.

Other programs of the Fund include the production of consumer education materials for law clients and the general public and practical help for members of the bar as regards their fiduciary and recordkeeping responsibilities when entrusted with trust and escrow property. The Fund also participates in the court system's Continuing Legal Education program for lawyers.

The Lawyers' Fund is administered by a Board of Trustees appointed by the Court of Appeals. The Board consists of five members of the bar and two business and community leaders who are not lawyers.

The Trustees serve three-year renewable terms without compensation. The Board has a five-person staff with offices in Albany. The Trustees meet four times each year to evaluate claims for reimbursement and attend to policy and administrative issues affecting the Fund.

Losses reimbursed by the Fund include the theft of estate and trust assets, proceeds from the purchase and sale of real property, settlements in personal injury litigation, money embezzled in investment transactions with clients and unearned legal fees where an attorney falsely promised to provide legal services in exchange for an advance fee. The Trustees' Regulations provide for a \$300,000 maximum limit on individual awards from the Fund. There is no limit on awards per lawyer.

Client protection funds exist in 50 states and the District of Columbia. New York's Fund is among the leaders in reimbursement provided to victims of lawyer theft: over \$134 million since 1982. In 2007, 97% of eligible claimants received full reimbursement for their losses. New York's Fund is also among the leaders in the nation in claims processed to disposition each year.

The Lawyers' Fund is self-supporting financially, with no General Fund appropriations. The Fund's principal source of revenue is a \$60 share of the biennial registration fee imposed on members of the bar by section 468-a of the Judiciary Law, augmented by appropriations from the Attorney Licensing Fund.

Supplemental revenues are derived from interest earned on the Fund's special account in the State Treasury, restitution and subrogation receipts, and judicial sanctions imposed on counsel for frivolous conduct in the course of litigation.

The Fund was established in 1981. Since that time, claims activity has steadily increased. It is fully expected that this heavy claims activity will continue. The Fund anticipates that in 2008 the numbers for claims filed, claims approved, awards allowed pending claims and liability on pending claims will meet or exceed the statistics for these categories in prior years.

The Fund continues to face catastrophic law client losses as a result of the recent conviction in Federal Court of former New York Attorney Andrew F. Capoccia and his law associates on fraud charges. Federal prosecutors advise that Capoccia and his attorney associates have been convicted of defrauding thousands of clients in their debt reduction law practice. Federal forfeiture and restitution proceedings against Capoccia and his associates remain pending but are expected to conclude in 2009. Once these proceedings are resolved, the Fund anticipates a heavy influx of claims and potential awards of reimbursement.

(\$ in millions)

	<u>2003</u>	<u>2004</u>	<u>2005</u>	<u>2006</u>	<u>2007</u>	2008 <u>Jan-July</u>
Claims filed	506	627	729	520	454	246
Losses alleged	\$17	\$27	\$28	\$19	\$31.8	\$23.9
Claims approved	165	196	227	147	185	68
Awards allowed	\$5.8	\$5.1	\$8.1	\$7.1	\$7.0	\$3.3
All dispositions	503	519	554	431	492	277
Pending claims	232	340	515	604	566	534
Liability Pending Claims	\$10.3	\$15.1	\$13.9	\$14.8	\$14.1	\$17.5

For fiscal year 2009-10, for nonpersonal service, the Board of Trustees requests appropriations from registration fee revenues totaling \$12,297,800. This includes \$12.0 million for reimbursement awards, a separate \$98,000 charge for employee fringe benefits, and \$199,800 for all other nonpersonal items.

For personal service, the Trustees' budget requests a total appropriation of \$633,484. This amount includes a requested appropriation of \$125,000 in "Other Personal Service", which is earmarked for the financing of an Assistant Attorney General position within the Department of Law assigned exclusively to the Fund's restitution litigation. This payment is in lieu of the Department's former charge to the Fund of 22% of each monetary recovery. The Attorney General financing provides for the Fund to pay the actual salary for the Assistant Attorney General assigned to the Fund.

The Fund's subrogation litigation seeks to recoup awards of reimbursement for the Fund from dishonest attorneys and other liable sources. The successful prosecution of these actions requires the full-time attention of an Assistant Attorney General. The financing arrangement with the Department of Law provides the Lawyers' Fund with all necessary legal litigation support. The Department of Law provides legal counsel with all necessary support staff and resources. This arrangement with the Department of Law continues to be economical and beneficial to the Lawyers' Fund.

2009-10 Requests

The Board of Trustees requests the following items of appropriation:

1) A total of \$12,000,000 from the Special Revenue Fund established by section 97-t of the State Finance Law, and the Attorney Licensing Fund established by section 468-a of the Judiciary Law, for the payment of awards of reimbursement; and,

2) \$999,577 from the section 97-t Special Revenue Fund for costs and expenses necessary to administer the Fund, which includes \$98,000 as General State Charges for employee fringe benefits.

STATE OF NEW YORK - JUDICIARY
BUDGET SUMMARY FOR FISCAL YEAR 2009-2010

LAWYERS' CLIENT PROTECTION

S U M M A R Y	CURR APPROP AS ADJUSTED	UCS RECOMMENDED	CHANGES TO CUR APPROP
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P E R S O N A L S E R V I C E			

PERSONAL SERVICE REGULAR	635,155	691,777	56,622
PERSONAL SERVICE TEMPORARY	10,600	10,000	-600
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*** TOTAL PERSONAL SERVICE	645,755	701,777	56,022
N O N - P E R S O N A L S E R V I C E			

LEGAL REFERENCE/CALR	10,000	10,000	0
TRAVEL	25,000	25,000	0
PROFESSIONAL SVCS - OTHER	12,118,000	12,071,000	-47,000
EQUIPMENT	5,000	5,000	0
OTHER NPS	84,800	88,800	4,000
-----	-----	-----	-----
*** TOTAL NON-PERSONAL SERV.	12,242,800	12,199,800	-43,000
G R A N D T O T A L	12,888,555	12,901,577	13,022

STATE OF NEW YORK - JUDICIARY
BUDGET SUMMARY FOR FISCAL YEAR 2009-2010

LAWYERS' CLIENT PROTECTION LAWYERS' FUND FOR CLIENT PROTECTION S U M M A R Y	CURR APPROP AS ADJUSTED	UCS RECOMMENDED	CHANGES TO CUR APPROP
	-----	-----	-----
P E R S O N A L S E R V I C E			

PERSONAL SERVICE REGULAR	635,155	691,777	56,622
PERSONAL SERVICE TEMPORARY	10,600	10,000	-600

*** TOTAL PERSONAL SERVICE	645,755	701,777	56,022
N O N - P E R S O N A L S E R V I C E			

LEGAL REFERENCE/CALR	10,000	10,000	0
TRAVEL	25,000	25,000	0
PROFESSIONAL SVCS - OTHER	12,118,000	12,071,000	-47,000
EQUIPMENT	5,000	5,000	0
OTHER NPS	84,800	88,800	4,000

*** TOTAL NON-PERSONAL SERV.	12,242,800	12,199,800	-43,000
G R A N D T O T A L	12,888,555	12,901,577	13,022

STATE OF NEW YORK
JUDICIARY BUDGET
FY 2009-2010

Part IV.

Aid to Localities
Court Facilities Incentive Aid Fund
Justice Courts

AID TO LOCALITIES
COURT FACILITIES INCENTIVE AID FUND

2009-10 Budget Request: \$123,553,284

Aid to Localities: 123,553,284

Since 1988, the Court Facilities Incentive Aid Fund (CFIAF) has given financial assistance to cities and counties to help them provide and maintain adequate court facilities. This aid is an integral part of the Court Facilities Program originally enacted into law in 1987. In the mid-1990s, the statutes governing the program were amended to provide further fiscal assistance to hard-pressed local governments, to target state aid more precisely and to provide full support for facilities' costs associated with the Appellate Divisions and the New York State Judicial Institute.

There are four different programs within the Fund that provide various forms of financial assistance for court facilities. An interest aid subsidy, which ranges from 25 to 33%, is paid to local governments to reduce the effective cost of borrowing money to finance improvements to court facilities. Localities also receive 100% reimbursement for current costs associated with the cleaning and minor repairs of court facilities. Those localities that provide local chambers for Court of Appeals Judges and facilities for the Appellate Divisions receive 100% reimbursement for the costs associated with providing, cleaning and maintaining those facilities. The CFIAF also supports debt service and operating expenses of the New York State Judicial Institute, which opened in 2003 as a permanent facility to meet statewide judicial training needs.

To provide adequate support for the \$4 billion in local government commitments for court facilities improvements, \$123,553,284 in new appropriation authority for Court Facilities Incentive Aid is recommended for fiscal year 2009-10. Unexpended balances of up to \$20 million from the current year appropriation are recommended for reappropriation; these funds will be needed to pay obligations that are incurred in the current year but for a variety of technical reasons, are not paid until the following year.

The recommended appropriations will fund \$34.4 million for the interest subsidy, \$75.3 million for reimbursement of court cleaning and minor repair expenses, \$11.2 million for reimbursement for Appellate Division facilities' expenses, \$.9 million for local chamber space for Court of Appeals Judges and \$1.7 million to support debt service and facility operating expenses of the New York State Judicial Institute.

Across the State, \$4 billion in local commitments have resulted in many new or substantially renovated court facilities, with more to be designed and built over the next few years. Over 50 cities and over 40 counties have completed, or substantially completed, their legislatively-mandated capital plans. The court system continues to work closely with numerous municipalities to ensure that those counties and cities that have yet to complete a satisfactory plan do so swiftly, and that those with capital plans that are no longer adequate update theirs as soon as possible.

A number of court facility projects have been advanced in the past year. Recently completed projects include: a major renovation of the Westchester County courthouse tower for the Supreme and Surrogate's Courts; Putnam County's new court facility for its Supreme and Family Courts; and Lewis County's new courthouse annex which now houses most of the county's various court operations. Projects which are well underway include: Albany County's renovation of the historic county courthouse which, once completed, will complement the new County Judicial Center and the Family Court building; and Chautauqua County's

renovation of its County Court complex, which is nearing completion and follows on the heels of the county's new Family Court facility. Finally, the City of Newburgh began work on renovating the Broadway School building into what will be a new city court facility, while Niagara Falls began construction on its much anticipated City Court facility which is scheduled for completion in the spring of 2009.

New York City continues to work with the Unified Court System as it implements its court facilities plan. The beginning of the year saw the opening of the 47-courtroom Bronx County Hall of Justice. This new facility provides the Bronx with a state-of-the-art complex for the recently created Criminal Division of the Bronx Supreme Court. The opening of this courthouse, along with the 2005 opening of the 320/330 Jay Street courthouse in Kings County, has allowed New York City to pursue much needed renovation projects in four existing court facilities in Bronx and Kings Counties. In the Bronx, the courthouse at 851 Grand Concourse is being redesigned to allow the expansion of the Civil Court and the Supreme Court-Civil Term into space previously occupied by the Criminal Division. The redesign of the courthouse at 215 East 161st Street is continuing and will provide much needed expansion of family court operations into the space made available as a result of criminal operations being relocated to the Bronx Hall of Justice. Similarly, in Kings County, redesign is underway which will return the supreme court facility at 360 Adams Street to its original mission as the Supreme Court-Civil Term/Surrogate's Court. Similarly, the criminal court facility at 120 Schermerhorn Street is being redesigned to accommodate the expansion of that court into space formerly occupied by the Supreme Court's Criminal Term. The Manhattan Family Court, with its recently replaced facade and main lobby, continues its rejuvenation with a major multi-phased renovation of its interior court space. Finally, while the planning for new court facilities in Manhattan continues, construction has begun on the first phase of the new Staten Island courthouse project which will serve the Richmond County Supreme and local Criminal Court, and will include a multi-level parking facility.

As part of a separate building systems renovation program managed and financed by the City, over \$300 million has been committed since 1989 to improve building systems and exteriors in existing court facilities. This program, which is aimed at stabilizing the condition of today's facilities, is ongoing.

The CFIAF is one of the State's many "special revenue" or "dedicated" funds; each year the proceeds from court filing fees and fee increases are credited to the Fund. The Court Facilities Act contemplated that annual Fund surpluses in the early years of the program would remain in the Fund to be used in later years. However, annual Fund surpluses were applied to overall statewide General Fund spending needs; in place of the funds, the State substituted a General Fund Guarantee which grew to \$229.9 million in 2001 and which was to be invoked when needed. The Guarantee was first invoked in 2002 and is expected to be fully exhausted in 2008. For 2009-10, total disbursements, including those for prior year's obligations, are estimated at \$120 million; new revenues are projected to be approximately \$75 million. If civil revenues remain stable and the cash projections underlying this request remain true, this Fund will require General Fund support to meet its ongoing statutory obligations to the localities.

AID TO LOCALITIES

2009-10 Budget Request:	\$4,718,700
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JUSTICE COURTS - GENERAL FUND

The Justice Court Assistance Program (JCAP) was enacted by the Legislature to provide municipal governments with limited State funding to improve the operations of the locally-funded Justice Courts. Financial assistance is available for any purpose that enhances the Justice Court's ability to provide suitable and sufficient services to their communities. In general, the funding has been used to acquire various types of equipment, to provide training for judges and court staff, to obtain legal reference materials and to make essential improvements to court facilities. Magistrates associations may also apply for grants to be used for judicial training programs. In 2008, the Legislature, at OCA's request, raised the annual cap on grants awarded through the JCAP Program from \$20,000 to \$30,000 per annum per court.

In recent years, the Justice Courts have received a great deal of attention from the press, the public and the legal community. In the fall of 2006, a series of articles in The New York Times reported alleged failings and abuses by a number of Justice Courts magistrates. Additionally, a report issued by the State Comptroller identified areas of financial mismanagement in a significant number of the town and village courts audited. Shortly after these inadequacies were discovered, the Unified Court System issued an "Action Plan for the Justice Courts" which announced first-time statewide initiatives for increased training and supervision of town and village justices and other new support to improve the efficiency and quality of the Justice Courts. The 2008-09 Judiciary Budget requested an increased appropriation of \$10 million—\$5 million in State Operations funding and \$5 million in Local Assistance funding—for Justice Courts in order to begin implementation of the recommended initiatives. The funds were approved—with a slight reduction in the Local Assistance appropriation pursuant to chapter 496, Laws of 2008—and the funding is being used to support expansion of the JCAP Program.

The 2009-10 request for Local Assistance funding for the Town and Village Program totals \$4.7 million. This request reflects no change from the current year appropriation.

STATE OF NEW YORK - JUDICIARY
BUDGET SUMMARY FOR FISCAL YEAR 2009-2010

AID TO LOCALITIES

S U M M A R Y	CURR APPROP AS ADJUSTED	UCS RECOMMENDED	CHANGES TO CUR APPROP
	-----	-----	-----
M A I N T. U N D I S T R I B U T E D			

CFIA	34,413,131	34,413,131	0
CLEANING AND MINOR REPAIRS	75,346,044	75,346,044	0
STATE SUPPORTED FACILITIES	13,794,109	13,794,109	0
TOWN & VILLAGE COURTS	4,718,700	4,718,700	0
	-----	-----	-----
*** TOTAL MAINT. UNDIRTB	128,271,984	128,271,984	0
	-----	-----	-----
G R A N D T O T A L	128,271,984	128,271,984	0

STATE OF NEW YORK - JUDICIARY
BUDGET SUMMARY FOR FISCAL YEAR 2009-2010

AID TO LOCALITIES-CT FAC. INCENTIVE AID
COURT FACILITIES INCENTIVE AID FUND

	CURR APPROP AS ADJUSTED	UCS RECOMMENDED	CHANGES TO CUR APPROP
	-----	-----	-----
MAINT. UNDISTRICTED			

CFIA	34,413,131	34,413,131	0
CLEANING AND MINOR REPAIRS	75,346,044	75,346,044	0
STATE SUPPORTED FACILITIES	13,794,109	13,794,109	0
	-----	-----	-----
*** TOTAL MAINT. UNDISTRB	123,553,284	123,553,284	0
	-----	-----	-----
GRAND TOTAL	123,553,284	123,553,284	0

STATE OF NEW YORK - JUDICIARY
BUDGET SUMMARY FOR FISCAL YEAR 2009-2010

AID TO LOCALITIES JUSTICE COURTS

GENERAL FUND	CURR APPROP AS ADJUSTED	UCS RECOMMENDED	CHANGES TO CUR APPROP
	-----	-----	-----
MAINT. UNDISTRICTED			

TOWN & VILLAGE COURTS	4,718,700	4,718,700	0

*** TOTAL MAINT. UNDISTRB	4,718,700	4,718,700	0

GRAND TOTAL	4,718,700	4,718,700	0

STATE OF NEW YORK
JUDICIARY BUDGET
FY 2009-2010

Part V.

Capital Projects

CAPITAL PROJECTS

2009-10 Budget Request:

\$0

The 2009-10 Judiciary budget request does not seek any new appropriations for capital projects. It does seek to reappropriate and reallocate a total of \$67.9 million in capital funds originally appropriated in fiscal 2007-08 among the following three projects: the development of a Court Officer Training Academy in Kings County (\$44 million); the renovation of Centennial Hall in Albany (\$23 million); and renovations to the Justice Building quarters of the Appellate Division, Third Judicial Department in Albany (\$.9 million).

The 2007-08 enacted budget included a total of \$77.9 million in capital construction funds for two of the above projects, including \$33.7 million for the Kings County training academy and \$20 million for the Centennial Hall renovations. Another \$24.2 million was also authorized for the establishment of a multi-use training facility to be located in Saratoga County. Following a review of the court system's operational needs, it has been determined that the Kings County training academy and the Centennial Hall renovation projects should be advanced and that additional judicial chambers space is necessary in the Justice Building in Albany. Further, it has been concluded that the Saratoga training academy project should be suspended indefinitely. Instead, it is recommended that a total of \$14.2 million of the \$24.2 million originally authorized for Saratoga will be reallocated to cover costs associated with the remaining projects, leaving an unused balance of \$10 million. The Kings County and Centennial Hall projects would be increased by \$10.3 million and \$3 million respectively and \$.9 million would be made available for the Justice Building renovations.

Court Officer Academy in Kings County

One of the primary recommendations of the Task Force on Court Security—convened by the Chief Judge and Chief Administrative Judge in the aftermath of September 11, 2001—was the need to expand training for court security officers by establishing appropriate residential facilities similar to those in use by the Department of Corrections and the State Police. Such facilities are necessary because of the unique security environments in which court officers operate and because of certain inadequacies in the Judiciary's existing nonresidential program. Residential facilities would resolve many operational difficulties and would also facilitate court officer recruitment.

Chapter 548 of the Laws of 2006 provided for the construction or acquisition of a court officer training academy to be located on specified property within Kings County. The Judiciary, with the assistance of the Dormitory Authority of the State of New York, has entered into a 49-year lease with a nonprofit entity for the purpose of renovating a former school complex into a state-of-the-art court officer training academy in Kings County. The project is in the design phase and construction is expected to start in December 2009. Funds needed for this project total \$44 million.

Centennial Hall in the City of Albany

This project seeks to restore this historic building for use as offices for the auxiliary agencies of the Court of Appeals, as well as for secure residential space for Court of Appeals Judges while in session in Albany. The Office of General Services has provided the design for the project and is managing all components of construction and finishing work. The demolition phase is expected to be completed in the current year and renovations are expected to be substantially complete by 2010-11. Total project cost is estimated at \$26 million. As this project is fully underway, the remaining funds needed for completion are estimated at \$23 million.

Appellate Division Judicial Chambers

At the present time, the Appellate Division, Third Department facility in the Empire State Plaza in Albany contains ten Justice's Chambers located on the 6th Floor of the Justice Building. During 2008, the Governor increased the number of Justices on the Court to 12, an addition of 2. After consulting with the Office of General Services, it was determined that two additional offices could be created by utilizing space within the Justice Building. The proposal entails extending the floor of a platform level across open space, thus creating sufficient floor space to build two judicial chambers. The Office of General Services has provided a preliminary design and will manage the project to full completion. Funds needed for this project total \$.9 million.