

PUBLIC PROTECTION & GENERAL GOVERNMENT

**Summary of Recommended Appropriations
By Agency**

DIVISION OF ALCOHOLIC BEVERAGE CONTROL

	Adjusted Appropriation 2010-11	Executive Request 2011-12	Change	Percent Change
AGENCY SUMMARY				
Special Revenue-Other	22,335,000	16,860,000	(5,475,000)	-24.5%
Total for AGENCY SUMMARY:	22,335,000	16,860,000	(5,475,000)	-24.5%

ALL FUNDS PERSONNEL BUDGETED FILL LEVELS

Fund	Current 2010-11	Requested 2011-12	Change
All Other Funds:	140	140	0
TOTAL:	140	140	0

Agency Mission

(Executive Budget: pp. 18-20)

The Division of Alcoholic Beverage Control (ABC) regulates and controls the manufacture, sale and distribution of alcoholic beverages within the state. The Division also issues and renews licenses and permits to manufacturers, distributors, wholesalers and retailers and works with local law enforcement agencies to ensure compliance with the ABC law.

Budget Detail

The Executive proposes an All Funds appropriation of \$16,860,000 reflecting a net decrease of \$5,475,000 or 24.51 percent in State Operations funding from the State Fiscal Year (SFY) 2010-11 funding level.

The Executive recommends a workforce of 140 full-time equivalent (FTE) funded positions reflecting no change from 2010-11 enacted budget.

State Operations

The \$5,475,000 proposed decrease in State Operations funding recommended reflects the following changes:

Proposed Decreases

- a \$491,000 decrease in Special Revenue Funds for the Administration program reflecting a 10 percent reduction from the current funding level;
- a \$4,168,000 decrease in Special Revenue Funds in the Licensing and Wholesaler Services Program reflecting a 44.95 percent reduction from the current funding level. This amount includes a \$3,600,000 decrease associated with a one time special appropriation in the 2010-11 budget for investments to improve the Division's licensing functions; and
- a \$816,000 decrease in Special Revenue Funds for the Compliance program reflecting a 10.01 percent reduction from the current funding level.

Article VII

The Executive proposes to modify the compensation structure for the Commissioners of the New York State Liquor Authority. The proposal would eliminate the annual salary of the Commissioners of the State Liquor Authority and replace it with per diem reimbursement. The Chairman of the State Liquor Authority would be exempt from this provision.

DEPARTMENT OF AUDIT AND CONTROL

	Adjusted Appropriation 2010-11	Executive Request 2011-12	Change	Percent Change
AGENCY SUMMARY				
General Fund	171,798,000	157,826,000	(13,972,000)	-8.1%
Special Revenue-Other	11,008,000	18,508,000	7,500,000	68.1%
Total for Agency:	182,806,000	176,334,000	(6,472,000)	-3.5%
Total Contingency:	105,648,000	107,999,000	2,351,000	2.2%
Total for AGENCY SUMMARY:	288,454,000	284,333,000	(4,121,000)	-1.4%

ALL FUNDS PERSONNEL BUDGETED FILL LEVELS

Fund	Current 2010-11	Requested 2011-12	Change
General Fund:	1,582	1,559	(23)
All Other Funds:	970	970	0
TOTAL:	2,552	2,529	(23)

Agency Mission

(Executive Budget: pp. 26-30)

The Department of Audit and Control (Department) is responsible for paying the state's bills and payrolls, verifying all financial transactions of the state, reviewing the financial and management practices of state agencies, supervising the fiscal affairs of local governments, investing state funds, issuing bonds and notes, and administering the retirement program for the state and most local government employees. The Department has its main office in Albany and regional offices in New York City, Buffalo, Rochester, Syracuse, Binghamton, Glens Falls, Newburgh, and Hauppauge.

Programmatic Highlights

The State Fiscal Year (SFY) 2011-12 Executive Budget includes the following:

- The Executive provides broad authority for interchange among appropriations within the Department regardless of program or fund, with the approval of the Director of the Budget.

Budget Detail

The Executive proposes an All Funds appropriation of \$284,333,000, representing a decrease of \$4,121,000 or 1.4 percent from the State Fiscal Year (SFY) 2010-11 funding level.

The Executive proposal reflects a workforce of 2,529 full-time equivalent (FTE) positions reflecting the transfer of 23 FTE positions to the Statewide Financial Systems project.

State Operations

The Executive recommends an overall State Operations appropriation of \$252,308,000.

General Fund State Operations appropriations total \$125,801,000 and reflect an overall decrease of \$13,972,000 in funding from current year levels and reflect the following actions:

- funding of \$11,315,000 for the Administration Program, reflecting a decrease of \$1,257,000 in funding from current year levels;
- funding of \$17,500,000 for the Chief Information Office Program, which reflects a decrease of \$1,944,000 in funding from current year levels;
- funding of \$39,594,000 for the State and Local Accountability Program, which reflects a decrease of \$4,399,000 in funding from current year levels;
- funding of \$43,140,000 for the State Operations Program, reflecting a decrease of \$4,792,000 in funding from current year levels;
- funding of \$7,885,000 for the Executive Direction Program, reflecting a decrease of \$874,000 in funding from current year levels;
- funding of \$5,677,000 for the Legal Services Program, which reflects a decrease of \$631,000 in funding from current year levels; and
- funding of \$681,000 is recommended to fund the Pension Investment and Public Finance Program, which reflects a decrease of \$75,000 in funding from current year levels.

Special Revenue Fund-Other appropriations in the amount of \$18,508,000 which reflect an increase of \$7,500,000 and reflect the following actions:

- funding of \$12,602,000 for support of the State Operations Program, which reflects an increase of \$7,500,000 in funding in the Abandoned Property Account over the SFY 2010-11 funding level. This additional funding is needed to accommodate additional audits in the Abandoned Property Account;
- funding of \$1,018,000 for Environmental Protection and Spill Compensation, which maintains the SFY 2010-11 funding level;
- funding of \$491,000 for support of State and Local Accountability Program, which maintains the SFY 2010-11 funding level; and
- funding of \$4,397,000 for support of Office of the Special Deputy Comptroller for New York City, which maintains the SFY 2010-11 funding level.

An Internal Service Fund appropriation of \$6,609,000 is proposed and reflects the following actions:

- funding of \$2,351,000 is proposed for a new account called Chief Information Office Information Technology Centralized Services Account for shared Technology services;
- funding of \$2,240,000 for expenses of the Pension Investment and Public Finance Program which maintains the SFY 2010-11 funding level;
- funding of \$150,000 for expenses of State Operations Program which maintains the SFY 2010-11 funding level; and
- funding of \$1,868,000 for the Executive Direction Program, an increase of \$48,000 from the SFY 2010-11 funding level.

The Executive recommends \$101,390,000 to fund the fiduciary activities of the Office of the Comptroller as follows:

- a \$90,102,000 appropriation for the Retirement Services Program, which maintains the SFY 2010-11 funding level; and
- an \$11,288,000 appropriation for the Pension Investment and Public Finance program, which maintains the SFY 2010-11 funding level.

Aid to Localities

The Executive recommends \$32,025,000 in General Fund Aid to Localities funding for state reimbursements to cities, towns, or villages for special accidental benefits and for reimbursement to New York City for payments made for special accidental death benefits to beneficiaries of first responders to the World Trade Center attack.

DIVISION OF THE BUDGET

	Adjusted Appropriation 2010-11	Executive Request 2011-12	Change	Percent Change
AGENCY SUMMARY				
General Fund	34,477,000	29,029,000	(5,448,000)	-15.8%
Special Revenue-Other	23,431,000	22,931,000	(500,000)	-2.1%
Internal Service Fund	1,650,000	1,650,000	0	0.0%
Total for AGENCY SUMMARY:	59,558,000	53,610,000	(5,948,000)	-10.0%

ALL FUNDS PERSONNEL BUDGETED FILL LEVELS

Fund	Current 2010-11	Requested 2011-12	Change
General Fund:	255	258	3
All Other Funds:	49	49	0
TOTAL:	304	307	3

Agency Mission

(Executive Budget: pp. 32-34)

The Division of the Budget (DOB) prepares the Governor's proposed budget and executes the budget as enacted by the Legislature. The Division also serves as the Governor's primary advisor on such fiscal matters as local government and public authority finances.

Budget Detail

The Executive recommends All Funds appropriations totaling \$53,610,000 reflecting a net reduction in funding of \$5,948,000 or 9.99 percent from State Fiscal Year (SFY) 2010 -11 funding levels.

The Executive recommends 307 full-time equivalent (FTE) funded positions reflecting an increase of three FTE positions transferred from the Governors Office of Regulatory Reform.

State Operations

The Executive continues funding for programs at the following levels:

- an Internal Service Fund/Federal Single Audit Account appropriation of \$1,650,000, for an annual independent audit of federal programs performed by KPMG as required by the Federal Single Audit Act of 1984;
- an appropriation of \$150,000 in Special Revenue Funds-Other for the purpose of making loans to eligible not-for-profit organizations;
- a General Fund appropriation totaling \$754,000 is recommended for services and expenses related to membership dues in various organizations reflecting a decrease of \$84,000 from the current funding level. Membership dues include the Conference of Northeast Governors (\$81,000); the Federal Funds Information for States (\$11,000), the National Governors Association (\$193,000), and the Council of State Governments (\$469,000);
- an appropriation of \$14,150,000 in the Special Revenue Funds-Other Revenue Arrearage Account; and
- an appropriation of \$7,131,000 in the Special Revenue Funds-Other appropriation for the Systems and Technology Account, which funds expenses for the modification of statewide personnel, accounting, financial management, budgeting and related information systems to accommodate the management and information needs of the DOB.

Proposed Decreases

The Executive proposal includes:

- a General Fund appropriation of \$26,775,000 for Personal Service (\$22,332,000) and Non Personal Service (\$4,443,000) costs, reflecting an overall decrease of \$2,864,000 from the current funding level; and
- a General Fund appropriation of \$1,500,000 for the Cash Management Improvement Act Program, reflecting a decrease of \$2,500,000 from the SFY 2010-11 funding

level. This appropriation allows the state to accept and pay any interest liabilities owed to the federal government under the Federal Cash Management Improvement Act. The Executive also recommends \$1,500,000 in Special Revenue-Other funding, reflecting a decrease of \$500,000 from the SFY 2010-11 funding level. This appropriation allows the state to accept and spend any federal interest liabilities owed to the state.

DEPARTMENT OF CIVIL SERVICE

	Adjusted Appropriation 2010-11	Executive Request 2011-12	Change	Percent Change
AGENCY SUMMARY				
General Fund	18,593,000	16,734,000	(1,859,000)	-10.0%
Special Revenue-Other	2,257,000	2,257,000	0	0.0%
Internal Service Fund	40,704,000	40,704,000	0	0.0%
Total for AGENCY SUMMARY:	61,554,000	59,695,000	(1,859,000)	-3.0%

ALL FUNDS PERSONNEL BUDGETED FILL LEVELS

Fund	Current 2010-11	Requested 2011-12	Change
General Fund:	217	217	0
All Other Funds:	227	227	0
TOTAL:	444	444	0

Agency Mission

(Executive Budget: pp. 40-43)

The Department of Civil Service is charged with providing human resource management services to state and local governments.

Budget Detail

The Executive proposes an All Funds State Operations appropriation of \$59,695,000, a decrease of \$1,859,000 or 3.0 percent below the State Fiscal Year (SFY) 2010-11 level. The Executive recommends funding support of 444 full-time equivalent positions, which is unchanged from SFY 2010-11.

State Operations

Proposed Decreases

The Executive proposes reductions of \$1,859,000 related to a 10 percent across the board reduction in General Fund agency operating budgets.

Article VII

The Executive recommends Article VII legislation that would change the compensation for Commissioners of the State Civil Service Commission, other than the President, from an annual salary of \$90,800 to a \$250 per diem plus reimbursement for actual and necessary expenses.

DEPARTMENT OF CORRECTIONS AND COMMUNITY SUPERVISION

	Adjusted Appropriation 2010-11	Executive Request 2011-12	Change	Percent Change
AGENCY SUMMARY				
General Fund	2,700,518,000	2,424,785,000	(275,733,000)	-10.2%
Special Revenue-Other	30,755,000	30,355,000	(400,000)	-1.3%
Special Revenue-Federal	38,900,000	39,400,000	500,000	1.3%
Enterprise	43,013,000	43,013,000	0	0.0%
Correctional Facilities Capital Improvement Fund	320,000,000	320,000,000	0	0.0%
Internal Service Fund	84,692,000	84,692,000	0	0.0%
Total for AGENCY SUMMARY:	3,217,878,000	2,942,245,000	(275,633,000)	-8.6%

ALL FUNDS PERSONNEL BUDGETED FILL LEVELS

Fund	Current 2010-11	Requested 2011-12	Change
General Fund:	28,893	30,191	1,298
All Other Funds:	985	985	0
TOTAL:	29,878	31,176	1,298

Agency Mission

(Executive Budget: pp. 44-50)

The Department of Corrections and Community Supervision (DCCS) is responsible for the operation of the state's 67 correctional facilities and the supervision of an under-custody population of approximately 56,200 inmates who have been sentenced to a term of incarceration which is greater than one year. As part of a proposed agency merger, DCCS would also be responsible for the reintegration of inmates into their communities, and the supervision of offenders upon release.

Programmatic Highlights

The State Fiscal Year (SFY) 2011-12 Executive Budget includes the following:

- the Executive proposes the consolidation of the Department of Correctional Services (DOCS) and the Division of Parole (Parole) into a new “Department of Correctional Services and Community Supervision” (DCCS); and
- the closure of state correctional facilities, upon the recommendations of an appointed task force.

Budget Detail

The Executive budget recommends an All Funds appropriation of \$2,942,245,000, a decrease of \$101,633,000 or 3.3 percent from its SFY 2010-11 funding level. The Executive proposes support for a workforce of 31,176 full-time equivalent (FTE) positions, an increase of 1,298 FTE positions. This increase in workforce is attributable to the transfer of employees from the Division of Parole and the filling of necessary health, supervision, and information technology positions.

State Operations

The Executive proposes an All Funds State Operations appropriation of \$2,605,074,000, a decrease of \$270,633,000, or 9.4 percent from SFY 2010-11 funding levels. The General Fund will support a total of \$2,418,614,000 or 93 percent of DCCS’ State Operations non-capital expenditures.

Agency Consolidation

The Executive proposes the consolidation of DOCS and Parole into a single agency charged with both institutional and community-based supervision, which would produce \$5,000,000 in savings. While the Commissioner of DOCS would be responsible for all the functions of the new agency, the Board of Parole would maintain its statutory independence while being administratively hosted by DCCS. Included as part of this consolidation, the number of Parole Board members would be reduced from 19 to 13, yielding a current-year savings of \$1 million.

Prison Closure Proposal

The Executive Budget assumes the closure of state correctional facilities upon the recommendations of an appointed task force. This body, which will ultimately be established by Executive Order, would be charged with the responsibility of identifying specific state correctional facilities for closure, to achieve a state savings of \$72 million in SFY 2011-12 and \$112 million in SFY 2012-13.

- To facilitate an expeditious closure process, the Executive proposal would eliminate a statutory requirement to provide a minimum of 12 months notice prior to the closing of any correctional facility.
- In concert with the prison closures, the Executive Budget assumes the suspension of all correctional officer training classes, resulting in the attrition of 1,100 correctional officer positions in SFY 2011-12.
- The Executive proposal would also require the elimination of administrative staff positions at the DCCS central offices, producing an additional savings of \$5 million.

Proposed Decreases

The Executive proposal would decrease State Operations support through the following actions:

- a General Fund transfer to Corcraft for the production of New York State license plates would be reduced by \$4,500,000; and
- a \$2,000,000 appropriation for payments to victims and survivors of deceased victims of the 1971 riot at the Attica correctional facility is eliminated as a State obligation to victims was met as of last state fiscal year.

Aid to Localities

The Executive proposes an Aid to Localities appropriation of \$17,171,000, a decrease of \$5,000,000, or 22.5 percent from SFY 2010-11 funding levels.

Proposed Decreases

- The Executive proposal would eliminate a \$5,000,000 appropriation to reimburse counties for the housing of state-ready inmates.

Capital Projects

The Executive proposal includes a capital appropriation of \$320,000,000, unchanged from SFY 2010-11 funding levels.

Article VII

The Executive recommends Article VII legislation that would:

- eliminate the requirement that the Commissioner of DCCS provide at least twelve months notice prior to closing a correctional facility;

- eliminate the requirement that the Commissioner of Economic Development issue an adaptive reuse plan for a facility six months prior to the effective closure date. Instead, the Chairman of the Empire State Development Corporation would be required to, in consultation with the appropriate Regional Economic Development Council, submit a plan within six months of any facilities closure that would make recommendations to minimize the economic impact of such closure; and
- consolidate DOCS and Parole into a new Department of Correctional Services and Community Supervision.

DIVISION OF CRIMINAL JUSTICE SERVICES

	Adjusted Appropriation 2010-11	Executive Request 2011-12	Change	Percent Change
AGENCY SUMMARY				
General Fund	180,660,000	164,594,000	(16,066,000)	-8.9%
Special Revenue-Other	96,171,000	83,302,000	(12,869,000)	-13.4%
Special Revenue-Federal	137,704,000	98,129,000	(39,575,000)	-28.7%
Internal Service Fund	890,000	890,000	0	0.0%
Total for AGENCY SUMMARY:	415,425,000	346,915,000	(68,510,000)	-16.5%

ALL FUNDS PERSONNEL BUDGETED FILL LEVELS

Fund	Current 2010-11	Requested 2011-12	Change
General Fund:	550	593	43
All Other Funds:	107	194	87
TOTAL:	657	787	130

Agency Mission

(Executive Budget: pp. 51-57)

The Division of Criminal Justice Services (DCJS) is the administering agency for both state and federal funds that support programs designed to combat crime, drug abuse, and violence. DCJS maintains criminal history and statistical data for federal, state and local law enforcement agencies, identifies criminals through fingerprints, maintains the sex offender registry and provides training and management services to local law enforcement agencies.

Programmatic Highlights

The State Fiscal Year (SFY) 2011-12 Executive Budget includes the following:

- a broadening of the scope of the DCJS through the consolidation of several state agencies under its auspices, including the Office for the Prevention of Domestic Violence (OPDV), the Office of Victim Services (OVS) and the State Commission of Correction (SCOC); and
- the consolidation of several local assistance appropriations into a single item subject to an allocation plan developed by the Commission.

Budget Detail

The Executive Budget recommends an All Funds appropriation of \$346,915,000, a decrease of \$68,510,000 or 16.5 percent from its State Fiscal Year (SFY) 2010-11 funding level. The Executive proposal includes support for a workforce of 787 full-time equivalent (FTE) positions, an increase of 130 FTE positions. This increase in workforce is attributable to a proposed consolidation.

State Operations

The Executive proposes an All Funds State Operations appropriation of \$114,350,000, a decrease of \$22,528,000, or 16.5 percent from SFY 2010-11 funding levels.

Proposed Increases

The Executive proposal increases support for Edward Byrne/Justice Assistance Grants (JAG) appropriation by \$2,475,000.

Proposed Decreases

The Executive proposal decreases appropriations to reflect the following:

- an Edward Byrne/JAG appropriation that was originally provided under the American Recovery and Reinvestment Act (ARRA) is eliminated (\$12,000,000);
- General Fund support for state operations is reduced by an overall 10 percent: \$6,400,000;
- appropriations for the Fingerprint ID and Technology Account are reduced by \$5,500,000;
- a Federal Juvenile Justice and Delinquency Prevention Formula appropriation is reduced by \$500,000;

- a Violence Against Women Act Formula Grant appropriation is eliminated to reflect the discontinuance of ARRA support (\$500,000);
- savings associated with the merging of OPDV, OVS and SCOC into DCJS: \$477,000; and
- an appropriation for the OVS Conference Fees Account would be eliminated: \$105,000.

Aid to Localities

The Executive proposes an All Funds Aid to Localities appropriation of \$232,565,000, a decrease of \$45,982,000, or 16.5 percent from SFY 2010-11 funding levels.

Proposed Increases

The Executive proposes increases to Federal appropriations for initiative funded under the Juvenile Justice and Delinquency Prevention Act by \$300,000.

Proposed Decreases

The Executive proposal decreases support, reflecting the following:

- an Edward Byrne/JAG appropriation is reduced by \$23,500,000 due to the expiration of ARRA support;
- local assistance programs supported by the General Fund would be reduced by an overall \$9,700,000, or eight percent to reflect the following:
 - the consolidation of a number of local assistance grants into a single appropriation of \$160,122,000, to be awarded at the discretion of the Commissioner;
 - discrete appropriations for the New York State Defenders Association, Aid to Defense, the Special Narcotics Prosecutor, the New York Prosecutors Training Institute, Re-entry Task Forces, Aid to Prosecution, Soft Body Armor, Crime Laboratories, District Attorney's Salaries, Drug Diversion Programs, the Westchester County Policing Program, Witness Protection, and Operation IMPACT would be eliminated; and
 - the Executive proposal would also remove discrete appropriations for a number of probation and correctional alternatives programs and services.

- the elimination of legislatively directed Legal Services Assistance Account allocations : \$6,046,000;
- a reduction in federal appropriations for Violence Against Women Formula Grants: \$3,250,000;
- a reduction in federal Crime Victims Compensation funds due to the discontinuance of ARRA support: \$1,450,000;
- the elimination of legislative allocations made from the Criminal Justice Improvement Account: \$1,218,000;
- a reduction in Special Revenue fund support for Aid to Defense, Aid to Prosecution and District Attorney and Indigent Legal Services Attorney Loan Forgiveness: \$846,000; and
- reduction in other federal grant appropriations : \$600,000.

Article VII

The Executive recommends Article VII legislation that would:

- broaden the scope of the Division of Criminal Justice Services (DCJS) by consolidating several state agencies under its auspice; and
- extend various criminal justice programs for an additional three years.

STATE BOARD OF ELECTIONS

	Adjusted Appropriation 2010-11	Executive Request 2011-12	Change	Percent Change
AGENCY SUMMARY				
General Fund	6,135,000	5,521,000	(614,000)	-10.0%
Special Revenue-Other	500,000	500,000	0	0.0%
Special Revenue-Federal	7,500,000	7,500,000	0	0.0%
Total for AGENCY SUMMARY:	14,135,000	13,521,000	(614,000)	-4.3%

ALL FUNDS PERSONNEL BUDGETED FILL LEVELS

Fund	Current 2010-11	Requested 2011-12	Change
General Fund:	60	60	0
TOTAL:	60	60	0

Agency Mission

(Executive Budget: pp. 84-86)

The State Board of Elections executes and enforces the Election Law and oversees the disclosure of campaign financing practices.

Budget Detail

The Executive recommends an All Funds appropriation of \$13,521,000 reflecting a net decrease of \$614,000 or 10 percent from the General Fund State Fiscal Year (SFY) 2010-11 funding level. This appropriation includes \$5,521,000 in General Fund Support, \$500,000 in Special Revenue Funds-Other, and \$6,500,000 in Special Revenue Funds-Federal to allow the state to continue its work pertaining to the implementation of the Help America Vote Act of 2002 (HAVA) and the Military and Overseas Voter Empowerment Act of 2009.

The Executive recommends funding 60 full-time equivalent (FTE) positions in SFY 2011-12 reflecting no change from the current fiscal year staffing level.

State Operations

Proposed Decreases

- The Executive recommends \$12,521,000 in State Operations funding, reflecting a net decrease of \$614,000 from 2010-11 funding levels. The decrease reflects savings that will be achieved through administrative efficiencies in non-personal service and negotiated workforce savings.

Aid to Localities

The Executive recommends \$1,000,000 in Aid to Localities Special Revenue Funds–Federal reflecting no change from the current funding level. This funding will pay for services and expenses including prior year liabilities related to the alteration of poll sites to provide accessibility for disabled voters.

Re-appropriations

Re-appropriations of \$101,100,000 are recommended in unspent federal and state funds primarily for the purpose of implementing provisions of the Help America Vote Act (HAVA).

Article VII

This proposal eliminates requirements for pre- and post-election newspaper publication of certain election-related information, such as the text of proposed ballot questions and constitutional amendments and the results of general elections. In most instances, the proposal provides that such information be posted on the website of the appropriate board of elections. In addition, the proposal repeals language which requires the State Board to annually compile revised election laws and transmit such compilation to each board of elections.

OFFICE OF EMPLOYEE RELATIONS

	Adjusted Appropriation 2010-11	Executive Request 2011-12	Change	Percent Change
AGENCY SUMMARY				
General Fund	3,290,000	2,961,000	(329,000)	-10.0%
Special Revenue-Other	121,000	121,000	0	0.0%
Internal Service Fund	3,710,000	3,710,000	0	0.0%
Total for AGENCY SUMMARY:	7,121,000	6,792,000	(329,000)	-4.6%

ALL FUNDS PERSONNEL BUDGETED FILL LEVELS

Fund	Current 2010-11	Requested 2011-12	Change
General Fund:	31	31	0
All Other Funds:	12	12	0
TOTAL:	43	43	0

Agency Mission

(Executive Budget: pp. 91-93)

In accordance with the Public Employees' Fair Employment Act (the Taylor Law), the Office of Employee Relations represents the Governor in collective bargaining with public employee unions and directs the state's employee relations policies so that agencies and employees provide high quality, uninterrupted state government services.

Budget Detail

The Executive proposes an All Funds State Operations appropriation of \$6,792,000, a decrease of \$329,000 or 4.6 percent below the SFY 2010-11 level. The Executive recommends funding support of 43 full-time equivalent positions, which is unchanged from SFY 2010-11.

State Operations

Proposed Decreases

The Executive proposes reductions of \$329,000 related to a 10 percent across-the-board reduction in General Fund agency operating budgets.

EXECUTIVE CHAMBER

	Adjusted Appropriation 2010-11	Executive Request 2011-12	Change	Percent Change
AGENCY SUMMARY				
General Fund	20,538,000	18,484,000	(2,054,000)	-10.0%
Special Revenue-Other	100,000	90,000	(10,000)	-10.0%
Total for AGENCY SUMMARY:	20,638,000	18,574,000	(2,064,000)	-10.0%

ALL FUNDS PERSONNEL BUDGETED FILL LEVELS

Fund	Current 2010-11	Requested 2011-12	Change
General Fund:	143	143	0
TOTAL:	143	143	0

Agency Mission

(Executive Budget: pp. 111-114)

The Executive Chamber is the Office of the Governor and includes the immediate staff that assists the Governor. The Office of the Governor is located in the State Capitol in Albany and also has offices in New York City and Washington, DC.

Budget Detail

The Executive proposes All Funds appropriations totaling \$18,574,000 to support the activities of the Office of the Governor and the Office of the Lieutenant Governor. The requested appropriation reflects a net decrease of \$2,064,000 or 10 percent in State Operations funding from the State Fiscal Year (SFY) 2010-11 funding level.

The Executive's recommendation for the Office of the Governor and the Office of the Lieutenant Governor reflects an overall workforce of 143 full-time equivalent (FTE) positions, representing no change from the current funding level. Recommended FTEs for the Office of the Governor are 136, and a workforce of seven FTE funded positions is recommended for Office of the Lieutenant Governor.

State Operations

Proposed Decreases

- The \$2,064,000 decrease in State Operations funding reflects a decrease of \$1,994,000 to the Office of the Governor and a decrease of \$70,000 in the Office of the Lieutenant Governor. These funding decreases reflect administrative efficiencies in non-personal service and negotiated workforce savings.

DEPARTMENT OF FINANCIAL REGULATION

	Adjusted Appropriation 2010-11	Executive Request 2011-12	Change	Percent Change
AGENCY SUMMARY				
General Fund	150,000	0	(150,000)	-100.0%
Special Revenue-Other	556,384,555	563,996,823	7,612,268	1.4%
Special Revenue-Federal	1,000,000	0	(1,000,000)	-100.0%
Total for AGENCY SUMMARY:	557,534,555	563,996,823	6,462,268	1.2%

ALL FUNDS PERSONNEL BUDGETED FILL LEVELS

Fund	Current 2010-11	Requested 2011-12	Change
All Other Funds:	0	1,538	1,538
TOTAL:	0	1,538	1,538

Agency Mission

(Executive Budget: pp. 131-134)

The Department of Financial Regulation (DFR) consolidates the regulatory powers and expertise of the Banking and Insurance departments, as well as the Consumer Protection Board, to make the State's oversight of financial services responsive to the 21st century needs of the industry and its customers. DFR consolidates the functions, operations and staff of the Banking and Insurance departments, along with related segments of the Consumer Protection Board, into a single state agency. The consolidation will afford the state the ability to unify the state's regulation of financial services and to more rapidly respond to changing market practices.

Programmatic Highlights

The State Fiscal Year (SFY) 2011-12 Executive Budget includes the following:

- The Executive budget creates a new Department of Financial Regulation (DFR) which represents the consolidation of the Banking and Insurance departments; the Consumer Protection Board (CPB) is eliminated although certain current functions are transferred to the new entity.

Budget Detail

The Executive recommends an All Funds appropriation of \$563,996,823 reflecting an increase of \$6,462,268 over the State Fiscal Year (SFY) 2010-11 funding levels as a result of the consolidation of the three agencies. This appropriation includes \$338,430,823 in Special Revenue Fund–Other support for state purposes and \$225,566,000 in Special Revenue Fund–Other support for Aid to Localities funding.

The Executive recommends funding 1,538 full-time equivalent (FTE) positions in SFY 2011-12 for staffing the new agency, which is the same level as SFY 2010-11.

State Operations

The Executive proposes an appropriation of \$338,430,823 in State Operations Special Revenue-Other funding reflecting a net increase of \$6,462,268 in funding over the current fiscal year and representing the following actions:

Administration Program

The Administration Program consists of the merger of Insurance Administration Program and the Banking Administration Program, Banking Seized Assets Account and Settlement Account.

The Executive recommends \$42,063,146 in Special Revenue-Other funding for the new DFR Administrative Program. This funding reflects a net increase of \$733,970 over the current fiscal year funding level and will pay for Personal Services (PS) and Non Personal service expenses in the following accounts:

- State Transmitter of Money Insurance Fund Account: \$14,000,000
- Banking Department Account: \$7,741,000
- Banking Department Seized Assets Account : \$50,000

- Banking Department settlement Account: \$50,000
- Insurance Department Account: \$20,222,146

Consumer Services Program

The Executive recommends \$20,840,607 in Special Revenue-Other funding for the new Consumer Services Program. This funding reflects a net increase of \$1,780,623 over the current fiscal year and will pay for Personal Services (PS) and Non-Personal service expenses in the following accounts:

- Consumer Protection Account: \$1,000,000
- Banking Department Account: \$4,820,000
- Insurance Department Account: \$15,020,607

Regulation Program

The new Regulation Program consists of the merger of Insurance Regulation Program and the Banking Regulation Program.

The Executive recommends \$275,527,070 in Special Revenue-Other funding for the new Regulation Program. This funding reflects a net increase of \$5,097,675 over the current fiscal year and will pay for Personal Services (PS) and Non-Personal service expenses in the following accounts:

- Banking Department Account: \$80,387,000
- Sub-allocate to the Inspector General: \$1,165,000
- Insurance Department Account : \$114,351,107
- Various Sub-allocations are included in the Regulation Program as follows:
 - to the Department of State for expenses incurred in the enforcement, development and maintenance of the state building code: \$7,787,513;
 - to the Department of Health for expenses incurred in the development of inpatient hospital rates for insurance payments: \$365,000;
 - to the Department of Health for expenses incurred in the certification of managed care programs: \$300,000;

- to the Department of Health for services and expenses incurred in the approval of managed care implementation plans: \$300,000;
- to the Division of Homeland Security and Emergency Services for expenses related to the urban search and rescue program: \$597,301;
- to the Division of Homeland Security and Emergency Services for expenses related to the fire prevention and control program and the state fire reporting system: \$15,241,739;
- to the Office of Inspector General for services and expenses: \$250,000;
- to the Division of Homeland Security and Emergency Services for services and expenses of developing and promulgating fire safety standards for cigarettes: \$1,094,781;
- to the Division of Homeland Security and Emergency Services for services and expenses related to the repair and rehabilitation of the state fire training academy: \$1,244,765;
- to the Department of Law for services and expenses related associated with the implantation of executive order 109 appointing the attorney general as special prosecutor for no-fault auto insurance fraud: \$5,253,413;
- to the Department of Health for services and expenses of the Center for Community Health program: \$14,600,000;
- to the Department of Law for services and expenses associated with investigating broker/insurance practices in the insurance industry: \$1,789,451;
- to the Division of Criminal Justice Services for services and expenses associated with the traffic and criminal software (TraCS) project: \$2,000,000;
- to the Department of Health for services and expenses incurred for implementation of forge-proof pharmaceutical prescription program: \$16,400,000; and
- to the Department of Health for services and expenses related to the enhanced newborn screening program: \$11,900,000.

Proposed Decreases

- A decrease of \$1,000,000 is reflected for a previous sub-allocation to the Banking Department for the Holocaust Claims Processing Office.

Aid to Localities

The Executive proposes an appropriation of \$225,566,000 in Special Revenue Funds–Other which reflects the following actions:

- \$850,000 is recommended for services and expenses in the Administration Program Banking Department Settlement Account related to the enforcement actions in accordance with the purposes outlined in the settlement under which funding is obtained.
- \$224,716,000 is recommended for services and expenses in the Regulation Program Insurance Department Account related to various services and expenses and sub-allocations to various agencies as follows:
 - to the Division of Homeland Security and Emergency Services for aid to localities payments related to municipalities fighting fires on state property: \$989,000;
 - to the Department of Health for aid to localities payments for services and expenses related to the administration of the cervical cancer vaccine program: \$4,700,000;
 - to the Department of Health for aid to localities payments for services and expenses related to the administration of the lead poisoning prevention program: \$3,760,000;
 - to the Department of Health for aid to localities payments for services and expenses related to the administration of the childhood lead poisoning primary prevention program: \$5,170,000;
 - to the Department of Health for aid to localities payments for services and expenses related to the administration of the lead prevention program: \$677,000;
 - to the Department of Health for aid to localities payments for services and expenses related to the administration of the childhood obesity program: \$660,000;
 - to the Department of Health for aid to localities payments for services and expenses related to the administration of the immunization program: \$7,520,000;
 - for services and expenses related to the Healthy NY program: \$161,040,000;
 - for services and expenses related to the health maintenance organization direct pay market program: \$39,200,000; and

- for services and expenses related to the pilot program for the entertainment industry employees: \$1,000,000.

Re-appropriations

The Executive recommends \$6,462,268 in re-appropriations for the new Department of Financial Regulation.

Article VII

The Executive proposes Article VII legislation that would establish a new Department of Financial Regulation (DFR) that would consolidate the current Banking and Insurance Departments and merge certain duties of the Consumer Protection Board (CPB). The proposal transfers some statutory responsibilities currently performed by the CPB to other State Agencies, including the Department of Health and the Department of State; eliminates the Banking Board within the Banking Department, and maintains the current assessment structure for the coming year and modifies the assessment structure on April 1, 2012.

A Financial Fraud unit is established to investigate any fraud, intentional misrepresentation or deceptive act or practice involving a financial product, service or activity. In addition, the proposal eliminates a significant amount of annual insurance reporting requirements and makes certain technical changes in order to be consistent with various provisions of existing law.

OFFICE OF GENERAL SERVICES

	Adjusted Appropriation 2010-11	Executive Request 2011-12	Change	Percent Change
AGENCY SUMMARY				
General Fund	143,172,000	128,912,000	(14,260,000)	-10.0%
Special Revenue-Other	21,591,000	21,591,000	0	0.0%
Special Revenue-Federal	11,340,000	8,230,000	(3,110,000)	-27.4%
Enterprise	2,009,000	2,009,000	0	0.0%
Capital Projects Fund	82,000,000	50,900,000	(31,100,000)	-37.9%
Capital Projects Fund - Authority Bonds	16,000,000	33,100,000	17,100,000	106.9%
Internal Service Fund	300,720,000	300,720,000	0	0.0%
Fiduciary	750,000	750,000	0	0.0%
Total for AGENCY SUMMARY:	577,582,000	546,212,000	(31,370,000)	-5.4%

ALL FUNDS PERSONNEL BUDGETED FILL LEVELS

Fund	Current 2010-11	Requested 2011-12	Change
General Fund:	821	821	0
All Other Funds:	550	553	3
TOTAL:	1,371	1,374	3

Agency Mission

(Executive Budget: pp.135-140)

The Office of General Services (OGS) supports the operation of state agencies by providing space planning and leasing; real property management and maintenance; centralized contracting for commodities, printing and equipment maintenance services; employee and visitor parking management; and interagency mail and courier assistance. OGS also provides a number of smaller agencies with various centralized administrative and information processing services.

Programmatic Highlights

The State Fiscal Year (SFY) 2011-12 Executive Budget includes the following:

- in-sourcing of three full time equivalent (FTE) positions pursuant to Chapter 500 of the Laws of 2009; and
- a reduction of \$14,000,000 in capital projects funding in attributed to the deferral of non-critical maintenance and suspension of sustainability projects.

Budget Detail

The Executive proposes an All Funds appropriation of \$546,212,000, a decrease of \$31,370,000 or 5.4 percent from the SFY 2010-11 level. The Executive recommends funding support for 1,374 full time equivalent (FTE) positions, an increase of 3 FTE positions over the 2010-11 level.

State Operations

The Executive proposes an All Funds State Operations appropriation of \$462,212,000, a decrease of \$17,370,000 or 3.6 percent from the SFY 2010-11 level.

Proposed Decreases

The Executive recommends:

- a decrease of \$14,260,000 attributed to a 10 percent State Operations reduction. To achieve this reduction, the Real Property Management and Development Program is reduced by \$11,860,000, the Executive Direction Program is reduced by \$1,189,000, the Procurement Program is reduced by \$1,145,000 and the Curatorial Services Program is reduced by \$66,000; and
- a reduction of \$3,110,000 due to the discontinuation of federal stimulus funding for the Emergency Food Assistance Program.

Capital Projects

The Executive proposes \$84,000,000 for capital projects, a reduction of \$14,000,000 below SFY 2010-11, which is attributable to a deferral of non-critical maintenance and suspension of sustainability projects.

DIVISION OF HOMELAND SECURITY AND EMERGENCY SERVICES

	Adjusted Appropriation 2010-11	Executive Request 2011-12	Change	Percent Change
AGENCY SUMMARY				
General Fund	15,257,000	14,054,000	(1,203,000)	-7.9%
Special Revenue-Other	99,719,700	124,753,000	25,033,300	25.1%
Special Revenue-Federal	627,474,000	627,474,000	0	0.0%
Enterprise	50,000,000	50,000,000	0	0.0%
Capital Projects Fund	42,000,000	0	(42,000,000)	-100.0%
Internal Service Fund	2,000,000	2,000,000	0	0.0%
Total for AGENCY SUMMARY:	836,450,700	818,281,000	(18,169,700)	-2.2%

ALL FUNDS PERSONNEL BUDGETED FILL LEVELS

Fund	Current 2010-11	Requested 2011-12	Change
General Fund:	125	125	0
All Other Funds:	279	308	29
TOTAL:	404	433	29

Agency Mission

(Executive Budget: pp. 163-169)

The Division of Homeland Security and Emergency Services (DHSES) is responsible for the protection of the state's cyber security infrastructure, counter terrorism efforts, the coordination of emergency management activities, the training of emergency personnel, fire prevention activities, and the interoperability of emergency communications. DHSES is also responsible for developing and coordinating a comprehensive all-hazards strategy for disaster preparedness and response to acts of terrorism and natural disasters. DHSES maintains strong ties with federal security-related agencies including the United States Department of Homeland Security.

Programmatic Highlights

The State Fiscal Year (SFY) 2011-12 Executive Budget includes the following:

- A \$25,000,000 increase in the funding to counties for the development of interoperable communications networks, to provide a total \$45,000,000 in SFY 2011-12.

Budget Detail

The Executive recommends an All Funds appropriation of \$818,281,000, a \$18,169,700, or 2.2 percent decrease over SFY 2010-11 spending levels. The Executive proposes support for a workforce of 433 full-time equivalent (FTE) positions, an increase of 29 FTE's over SFY 2010-11 staffing levels. The additional staff positions will be supported by Federal funds, and will enhance DHSES's regulatory efforts at nuclear power generating facilities.

The State Operations activities of DHSES rely significantly on revenue derived from an existing state surcharge on wireless devices. The Executive proposal includes Public Safety Communications Account appropriations totaling \$105,270,000 to support the following:

- grants for the development of interoperable public safety communications networks: \$45,000,000;
- communications equipment for state agencies: \$30,000,000;
- administrative and other non-personal expenses: \$17,600,000;
- reimbursement of localities for improvements to Public Safety Answering Points (PSAP): \$9,300,000; and
- other personal service expenses: \$3,370,000.

State Operations

The Executive recommends an All Funds State Operations appropriation of \$135,530,000, a decrease of \$1,203,000 from SFY 2010-11 funding levels.

Aid to Localities

The Executive recommends an All Funds Aid to Localities appropriation of \$682,751,000, an increase of \$25,033,300, or 3.8 percent from SFY 2010-11 funding levels.

The Executive proposal continues an appropriation of \$600,000,000 for the Domestic Incident Preparedness Account to accept Federal homeland-security grant funds. This represents no change from SFY 2010-11.

Capital Projects

Capital appropriations are reduced by \$42 million to reflect the elimination of a one-time investment in the State Preparedness Training Center in Oriskany. A reappropriation is provided to allow the Center to access prior-year funds.

Article VII

The Executive recommends Article VII legislation that would:

- eliminate the annual wireless surcharge subsidy to the Emergency Services Revolving Loan Fund.

Deficiency Request

The Executive proposal would seek to increase the SFY 2011-12 transfer from the Statewide Public Safety Communications Account to the General Fund from \$45,000,000 to \$65,000,000.

The Executive proposal would also make a change in an account name to allow cellular surcharge revenue to support local PSAPs.

INDIGENT LEGAL SERVICES, OFFICE OF

	Adjusted Appropriation 2010-11	Executive Request 2011-12	Change	Percent Change
AGENCY SUMMARY				
Special Revenue-Other	78,500,000	80,000,000	1,500,000	1.9%
Total for AGENCY SUMMARY:	78,500,000	80,000,000	1,500,000	1.9%

ALL FUNDS PERSONNEL BUDGETED FILL LEVELS

Fund	Current 2010-11	Requested 2011-12	Change
All Other Funds:	20	20	0
TOTAL:	20	20	0

Agency Mission

(Executive Budget: pp. 185-187)

The Office of Indigent Legal Services (Office) was created as part of the State Fiscal Year (SFY) 2010-11 budget. The Office, and its associated Indigent Legal Services Board, is responsible for the study, oversight, and improvement of the public criminal defense system in New York State. The Indigent Legal Services Board is responsible for the approval or modification of grant distribution proposals, advising the Office with regard to legal defense programs, and for reporting to the Governor, the Legislature and the Judiciary on an annual basis.

Programmatic Highlights

The SFY 2011-12 Executive Budget includes the following:

- An additional \$1,500,000 in State Operations to support the full annualization of Office operations.

Budget Detail

The Executive Budget recommends an All Funds appropriation of \$80,000,000, an increase of \$1,500,000 or 1.9 percent from its SFY 2010-11 funding level. The Executive proposes support for a workforce of 20 full-time equivalent positions, representing no change from SFY 2011-12.

State Operations

The Executive proposes an All Funds State Operations appropriation of \$3,000,000, an increase of \$1,500,000 from SFY 2010-11 funding levels, reflecting the annualization of Office operations.

Aid to Localities

The Executive proposal includes an All Funds Aid to Localities appropriation of \$77,000,000, representing no change from SFY 2010-11 funding levels. As in prior years these funds would support payments to counties and the city of New York for the provision of indigent legal representation.

OFFICE OF THE INSPECTOR GENERAL

	Adjusted Appropriation 2010-11	Executive Request 2011-12	Change	Percent Change
AGENCY SUMMARY				
General Fund	6,138,000	5,524,000	(614,000)	-10.0%
Special Revenue-Other	100,000	100,000	0	0.0%
Total for AGENCY SUMMARY:	6,238,000	5,624,000	(614,000)	-9.8%

ALL FUNDS PERSONNEL BUDGETED FILL LEVELS

Fund	Current 2010-11	Requested 2011-12	Change
General Fund:	58	58	0
TOTAL:	58	58	0

Agency Mission

(Executive Budget: pp. 188-190)

The Office of the Inspector General is responsible for investigating instances of fraud, abuse, criminal activity, and corruption in state agencies. Its mission is designed to ensure that state government maintains the highest standards of integrity and accountability.

Budget Detail

The Executive recommends an All Funds appropriation of \$5,624,000 reflecting a net decrease of \$614,000 or 10 percent in State Operations funding from the State Fiscal Year (SFY) 2010-11 funding level.

A workforce of 58 full-time equivalent funded positions is recommended reflecting no change from SFY 2010-11.

State Operations

An appropriation of \$100,000 is recommended in Special Revenue Funds–Other funding for contractual services for the Inspector General Seized Assets Account and represents no change from current year funding levels.

The Executive also recommends \$5,524,000 in State Operations General Fund spending reflecting:

Proposed Decreases

- a \$614,000 net reduction in General Fund spending for SFY 2011-12. This decrease represents a 10 percent reduction in funding and reflects anticipated savings that the Executive intends to be achieved through administrative efficiencies in non-personal service and negotiated workforce savings.

NEW YORK INTEREST ON LAWYERS ACCOUNT

	Adjusted Appropriation 2010-11	Executive Request 2011-12	Change	Percent Change
AGENCY SUMMARY				
Special Revenue-Other	46,873,000	46,889,000	16,000	0.03%
Total for AGENCY SUMMARY:	46,873,000	46,889,000	16,000	0.03%

ALL FUNDS PERSONNEL BUDGETED FILL LEVELS

Fund	Current 2010-11	Requested 2011-12	Change
All Other Funds:	8	8	0
TOTAL:	8	8	0

Agency Mission

(Executive Budget: pp. 191-193)

The Interest on Lawyer Account (IOLA) Fund was established in 1983 to finance civil legal services for low-income New Yorkers. IOLA revenues are derived from the interest accrued on trust accounts in which attorneys hold funds for their clients. This earned interest is pooled and a fifteen-member Board of Trustees allocates the funds to not-for-profit, tax-exempt entities who provide civil legal services to the indigent, elderly, disabled, and others.

Programmatic Highlights

The Judiciary's State Fiscal Year (SFY) 2011-12 budget, as submitted to the Governor, provides for the sub-allocation of \$15,000,000 to IOLA to support grants to civil legal services providers.

Budget Detail

The Executive budget recommends an All Funds appropriation of \$46,889,000, an increase of \$16,000 from its SFY 2010-11 funding level. The Executive proposes support for a workforce of eight full-time equivalent positions, representing no change from SFY 2011-12.

State Operations

The Executive proposes an All Funds State Operations appropriation of \$1,889,000, an increase of \$16,000 from SFY 2010-11 funding levels, attributable to an increase in personal service costs.

Aid to Localities

The Executive proposes an All Funds Aid to Localities appropriation of \$45,000,000, unchanged from SFY 2010-11 funding levels.

JUDICIAL COMMISSIONS

	Adjusted Appropriation 2010-11	Executive Request 2011-12	Change	Percent Change
AGENCY SUMMARY				
General Fund	5,474,000	5,452,000	(22,000)	-0.4%
Total for AGENCY SUMMARY:	5,474,000	5,452,000	(22,000)	-0.4%

ALL FUNDS PERSONNEL BUDGETED FILL LEVELS

Fund	Current 2010-11	Requested 2011-12	Change
General Fund:	48	48	0
TOTAL:	48	48	0

Agency Mission

(Executive Budget: pp. 194-196)

New York State's three Judicial Commissions serve to maintain the integrity of the court system. The Commission on Judicial Nomination and the Judicial Screening Committees examine potential nominees for high-level judicial appointments by the Governor. The Commission on Judicial Conduct investigates and acts upon allegations of judicial misconduct.

Budget Detail

The Executive Budget recommends an All Funds appropriation of \$5,452,000, a decrease of \$22,000 from its SFY 2010-11 funding level. The Executive proposal maintains support for a workforce of 48 full-time equivalent positions.

State Operations

The Executive proposes an All Funds State Operations appropriation of \$5,452,000, a decrease of \$22,000 from SFY 2010-11 funding levels.

DEPARTMENT OF LAW

	Adjusted Appropriation 2010-11	Executive Request 2011-12	Change	Percent Change
AGENCY SUMMARY				
General Fund	112,641,000	101,381,000	(11,260,000)	-10.0%
Special Revenue-Other	61,565,000	72,819,000	11,254,000	18.3%
Special Revenue-Federal	35,820,000	34,820,000	(1,000,000)	-2.8%
Total for AGENCY SUMMARY:	210,026,000	209,020,000	(1,006,000)	-0.5%

ALL FUNDS PERSONNEL BUDGETED FILL LEVELS

Fund	Current 2010-11	Requested 2011-12	Change
General Fund:	1,151	1,151	0
All Other Funds:	596	596	0
TOTAL:	1,747	1,747	0

Agency Mission

(Executive Budget: pp. 203-207)

The Department of Law provides legal counsel to the state and represents the state in court proceedings. The Department protects state agencies and citizens through the investigation of organized and white-collar crime as well as Medicaid fraud. It also protects consumers from fraudulent business practices and brings civil and/or criminal actions against violators of anti-trust laws. The Department defends the public interest through protecting charitable donors and beneficiaries, enforcing laws that prohibit discrimination, and pursuing actions against violators of environmental law.

Budget Detail

The Executive Budget recommends an All Funds State Operations appropriation of \$209,020,000, a decrease of \$1,006,000 or 0.48 percent from State Fiscal Year (SFY) 2010-11 funding levels. The Executive proposes support for a workforce of 1,747 full-time equivalent positions, representing no change from SFY 2011-12.

State Operations

The Executive proposes an All Funds State Operations appropriation of \$209,020,000, a decrease of \$1,006,000 or 0.48 percent from its SFY 2010-11 funding level.

Proposed Increases

- Pursuant to the Attorney General's request, the Executive proposes an increase in Special Revenue appropriations by \$11,305,000. This action reflects an increase in Litigation Settlement Account revenue related to recoveries made under the False Claims Act.

Proposed Decreases

- Pursuant to the Attorney General's request, the Executive proposes a reduction in General Fund appropriations by \$11,260,000, or 10 percent.
- The Executive proposes reducing federal appropriations by \$1,000,000 to reflect a reduction in support for the Medicaid Fraud Control Unit.

DIVISION OF MILITARY AND NAVAL AFFAIRS

	Adjusted Appropriation 2010-11	Executive Request 2011-12	Change	Percent Change
AGENCY SUMMARY				
General Fund	17,755,000	16,044,000	(1,711,000)	-9.6%
Special Revenue-Other	8,741,000	8,741,000	0	0.0%
Special Revenue-Federal	42,780,000	42,780,000	0	0.0%
Capital Projects Fund	6,100,000	14,200,000	8,100,000	132.8%
Federal Capital Projects Fund	17,600,000	25,000,000	7,400,000	42.0%
Total for AGENCY SUMMARY:	92,976,000	106,765,000	13,789,000	14.8%

ALL FUNDS PERSONNEL BUDGETED FILL LEVELS

Fund	Current 2010-11	Requested 2011-12	Change
General Fund:	184	184	0
All Other Funds:	233	258	25
TOTAL:	417	442	25

Agency Mission

(Executive Budget: pp. 231-234)

The Division of Military and Naval Affairs' (DMNA) primary mission is to maintain a well-trained military force ready to respond to civil emergencies, natural disasters, and threats to national security.

Budget Detail

The Executive Budget recommends an All Funds appropriation of \$106,765,000, an increase of \$6,789,000 or 6.8 percent from its State Fiscal Year (SFY) 2010-11 funding level. The Executive proposes support for a workforce of 442 full-time equivalent (FTE) positions, an increase of 25 FTE's from SFY 2011-12.

State Operations

The Executive proposes an All Funds State Operations appropriation of \$66,915,000, a decrease of \$1,711,000, or 2.5 percent from SFY 2010-11 funding levels.

Aid to Localities

The Executive proposes an All Funds Aid to Localities appropriation of \$650,000, representing no change from SFY 2010-11 funding levels.

Capital Projects

The Executive proposal includes capital appropriations of \$39,200,000, representing an increase of \$8,500,000, or 27.8 percent from SFY 2010-11 funding levels. Federal funds will support \$7,400,000 of the proposed increase, to provide for the maintenance and improvement of DMNA facilities.

PUBLIC EMPLOYEES RELATIONS BOARD

	Adjusted Appropriation 2010-11	Executive Request 2011-12	Change	Percent Change
AGENCY SUMMARY				
General Fund	3,968,000	3,571,000	(397,000)	-10.0%
Special Revenue-Other	575,000	575,000	0	0.0%
Total for AGENCY SUMMARY:	4,543,000	4,146,000	(397,000)	-8.7%

ALL FUNDS PERSONNEL BUDGETED FILL LEVELS

Fund	Current 2010-11	Requested 2011-12	Change
General Fund:	35	35	0
TOTAL:	35	35	0

Agency Mission

(Executive Budget: pp. 263-266)

The Public Employees Relations Board (PERB) resolves major labor disputes between public employers and employees. PERB provides mediation, fact finding, and arbitration in contract disputes for approximately 4,760 negotiating units in New York State. In addition, PERB settles questions of union representation, conducts hearings on charges of improper practices, designates Management/Confidential positions, and acts as a clearinghouse for information on wages, benefits, and employment practices. PERB is also responsible for administering the State Employment Relations Act, and PERB's labor management oversight activities include private sector employers that are not provided services by the National Labor Relations Board, the Federal Mediation and Conciliation Service, or the National Mediation Board.

Budget Detail

The Executive proposes an All Funds State Operations appropriation of \$4,146,000, a decrease of \$397,000 or 8.7 percent below the SFY 2010-11 level. The Executive recommends funding support of 35 full-time equivalent positions, which is unchanged from SFY 2010-11.

State Operations

Proposed Decreases

The Executive proposes reductions of \$397,000 related to a 10 percent across-the-board reduction in General Fund agency operating budgets.

PUBLIC INTEGRITY, COMMISSION ON

	Adjusted Appropriation 2010-11	Executive Request 2011-12	Change	Percent Change
AGENCY SUMMARY				
General Fund	4,308,000	3,878,000	(430,000)	-10.0%
Total for AGENCY SUMMARY:	4,308,000	3,878,000	(430,000)	-10.0%

ALL FUNDS PERSONNEL BUDGETED FILL LEVELS

Fund	Current 2010-11	Requested 2011-12	Change
General Fund:	46	46	0
TOTAL:	46	46	0

Agency Mission

(Executive Budget: pp. 267-269)

The Commission on Public Integrity Commission was established in 2007 and administers and enforces the state's ethics and lobbying statutes.

Budget Detail

The Executive recommends an All Funds appropriation of \$3,878,000 reflecting a net decrease of \$430,000 or 10 percent in State Operations funding from the State Fiscal Year (SFY) 2010-11 funding level.

A workforce of 46 full-time equivalent funded positions is recommended reflecting no change from SFY 2010-11.

State Operations

The Executive recommends \$3,878,000 in State Operations funding reflecting:

Proposed Decreases

A \$430,000 net decrease in General Fund spending. The decrease represents a 10 percent reduction in funding which is applied uniformly to the General Fund appropriations for this agency and represents anticipated savings that the Executive intends to be achieved through administrative efficiencies in non-personal service and negotiated workforce savings.

DIVISION OF STATE POLICE

	Adjusted Appropriation 2010-11	Executive Request 2011-12	Change	Percent Change
AGENCY SUMMARY				
General Fund	469,079,000	422,174,000	(46,905,000)	-10.0%
Special Revenue-Other	236,350,000	236,350,000	0	0.0%
Special Revenue-Federal	6,310,000	7,335,000	1,025,000	16.2%
Capital Projects Fund	5,500,000	5,500,000	0	0.0%
Capital Projects Fund - Authority Bonds	6,000,000	6,000,000	0	0.0%
Total for AGENCY SUMMARY:	723,239,000	677,359,000	(45,880,000)	-6.3%

ALL FUNDS PERSONNEL BUDGETED FILL LEVELS

Fund	Current 2010-11	Requested 2011-12	Change
General Fund:	4,952	4,822	(130)
All Other Funds:	487	487	0
TOTAL:	5,439	5,309	(130)

Agency Mission

(Executive Budget: pp. 292-294)

The Division of State Police (DSP) is responsible for protecting the life and property of New Yorkers by patrolling the state's highways and performing specialty and investigative police services throughout the state. DSP is also part of several counter-terrorism initiatives.

Programmatic Highlights

The State Fiscal Year (SFY) 2011-12 Executive Budget includes the following:

- A deferral of State Police training classes, resulting in the decline of member strength by approximately 130 positions.

Budget Detail

The Executive Budget recommends an All Funds appropriation of \$677,359,000, a decrease of \$45,880,000 or 6.3 percent from its SFY 2010-11 funding level. The Executive proposes support for a workforce of 5,309 full-time equivalent (FTE) positions, a decrease of 130 FTE's from SFY 2011-12.

State Operations

The Executive proposes an All Funds State Operations appropriation of \$665,859,000, a decrease of \$45,880,000, or 6.5 percent from SFY 2010-11 funding levels. General Fund appropriations would be reduced by \$46,905,000, or 10 percent. A portion of this General Fund reduction will be achieved by suspending recruit classes in the SYF 2010-11.

Capital Projects

The Executive proposal included a capital appropriation of \$11,500,000, unchanged from SFY 2010-11.

STATEWIDE FINANCIAL SYSTEM

	Adjusted Appropriation 2010-11	Executive Request 2011-12	Change	Percent Change
AGENCY SUMMARY				
Special Revenue-Other	1,684,000	45,000,000	43,316,000	2572.2%
Total for AGENCY SUMMARY:	1,684,000	45,000,000	43,316,000	2572.2%

ALL FUNDS PERSONNEL BUDGETED FILL LEVELS

Fund	Current 2010-11	Requested 2011-12	Change
All Other Funds:	113	136	23
TOTAL:	113	136	23

Agency Mission

(Executive Budget: pp. 304-305)

The first phase of the Statewide Financial System (SFS) project is expected to be launched in 2011 with the cooperative efforts of the Office of the State Comptroller (OSC) and the Executive. Progress towards full implementation of the SFS will continue during 2011 and 2012, with most agencies expected to be fully utilizing the system by 2013.

Budget Detail

The Executive recommends All Funds Appropriations totaling \$45,000,000 for the SFS project, reflecting a net increase 43,316,000 over the current State Fiscal Year (SFY) 2010 -11 funding level of \$1,684,000.

The Executive recommends 136 full-time equivalent (FTE) funded positions reflecting an increase of 23 FTE positions including transfers from the OSC.

State Operations

The Executive recommends \$45,000,000 in Special Revenue–Other appropriations for the SFS project. Overall, \$10,234,000 is provided for personal service costs and \$34,766,00 is provided for non-personal service costs, including \$34,451,000 for contractual services. Actual expenditures are expected to be \$40,498,000 and are expected to enable the SFS project to meet its cash requirements for SFY 2011-12 as follows:

Proposed Increases

- \$9,139,000 is proposed for Personal Service reflecting an increase of \$5,247,000 from current funding levels;
- \$18,604,000 is proposed for Debt Service reflecting an increase of \$5,250,000 from current funding levels;
- \$2,700,000 is proposed for service and expenses related to payments to the OSC Data Center reflecting an increase of \$1,451,000 from current funding levels; and
- \$10,055,000 is proposed for to accommodate all other expenses which reflect an increase of \$1,686,000 from current funding levels.

Capital Projects

The Executive budget proposes \$35 million in bonding for the continued expansion of this statewide financial system.

OFFICE FOR TECHNOLOGY

	Adjusted Appropriation 2010-11	Executive Request 2011-12	Change	Percent Change
AGENCY SUMMARY				
General Fund	30,558,000	27,502,000	(3,056,000)	-10.0%
Special Revenue-Other	3,445,000	3,445,000	0	0.0%
Internal Service Fund	403,165,000	403,165,000	0	0.0%
Total for AGENCY SUMMARY:	437,168,000	434,112,000	(3,056,000)	-0.7%

ALL FUNDS PERSONNEL BUDGETED FILL LEVELS

Fund	Current 2010-11	Requested 2011-12	Change
General Fund:	141	141	0
All Other Funds:	510	562	52
TOTAL:	651	703	52

Agency Mission

(Executive Budget: pp. 315-318)

The Office for Technology (OFT) is responsible for developing the state's technology resources and policies. The mission of OFT is to provide centralized technology services, shape technology policy and coordinate statewide technology initiatives to improve the efficiency of New York State government.

Programmatic Highlights

The State Fiscal Year (SFY) 2011-12 Executive Budget includes the following:

- in-sourcing of 52 full-time equivalent (FTE) positions pursuant to the Chapter 500 Laws of 2009; and
- a re-appropriation of \$99 million for the proposed public/private partnership, shared services consolidated data center.

Budget Detail

The Executive proposes an All Funds appropriation of \$434,112,000, a decrease of \$3,056,000 or 0.7 percent from the SFY 2010-11 funding level. The Executive recommends funding support for 703 FTE positions, an increase of 52 FTE positions over the 2010–11 level.

State Operations

The Executive proposes an All Funds State Operations appropriation of \$434,112,000, a decrease of \$3,056,000 from the SFY 2010-11 funding level.

Proposed Decreases

The Executive proposes a reduction of \$3,056,000 in General Fund support attributed to a 10 percent State Operations reduction. Of this amount, \$1,207,000 is related to personal service reductions and \$1,849,000 is attributable to decreases in non-personal service.

Capital Projects

The Executive proposal maintains a capital projects reappropriation of \$99,060,000 for the development of a public/private partnership, shared data center and a \$1,100,000 reappropriation for the development of increased broadband services.

DIVISION OF VETERANS' AFFAIRS

	Adjusted Appropriation 2010-11	Executive Request 2011-12	Change	Percent Change
AGENCY SUMMARY				
General Fund	14,397,000	13,832,000	(565,000)	-3.9%
Special Revenue-Federal	2,466,000	2,466,000	0	0.0%
Total for AGENCY SUMMARY:	16,863,000	16,298,000	(565,000)	-3.4%

ALL FUNDS PERSONNEL BUDGETED FILL LEVELS

Fund	Current 2010-11	Requested 2011-12	Change
General Fund:	86	86	0
All Other Funds:	11	12	1
TOTAL:	97	98	1

Agency Mission

(Executive Budget: pp. 328-332)

The Division of Veterans' Affairs (DVA) assists, counsels, and advocates for veterans, military personnel and their families. DVA coordinates with state agencies and the federal government on programs affecting veterans. The DVA serves more than 1,100,000 New Yorkers who are veterans, including their dependents and those on active duty. The DVA's central office is located in Albany, and it has regional offices in New York City and Buffalo.

Budget Detail

The Executive recommends an All Funds appropriation of \$16,298,000 reflecting a net decrease of \$565,000 in funding or 3.6 percent from the State Fiscal Year (SFY) 2010-11 funding level. Of this

amount a decrease of \$645,000 is in State Operations General Fund spending and an \$80,000 increase is recommended in Aid to Localities funding from the SFY 2010-11 funding level.

The Executive recommends a workforce of 98 full-time equivalent (FTE) funded positions reflecting an increase of one FTE position from 2010-11. This additional FTE position will enable the agency to maximize federal resources and ensure contract compliance within the Veterans' Education Program.

State Operations

The Executive continues funding of \$1,966,000 in Special Revenue Funds-Federal, which reflects no change from the current year funding level.

The Executive proposes \$5,806,000 in General Fund appropriations, which reflects a net decrease of \$645,000 or 3.6 percent below 2010-11 funding levels.

Proposed Decreases

The Executive proposal includes a \$645,000 decrease reflecting the following actions:

- a \$54,000 decrease in the Administration program; and
- a \$591,000 decrease in the Veteran Counseling Services program.

Aid to Localities

Proposed Increases

An appropriation of \$5,800,000 is provided to maintain the Blind Veteran annuity program in order to accommodate additional payments of annuities to blind veterans and their eligible surviving spouses. This reflects an increase of \$80,000.

The Executive preserves local funding for veteran services and provides \$8,526,000 for Aid to Localities funding, reflecting a net increase of \$80,000 or 0.95 percent above SFY 2010-11. Funding is maintained for the following programs at the current SFY 2010-11 funding levels:

- \$1,427,000 is provided in funding to maintain payment of aid to county and city veterans' service agencies as well as for services and expenses of the Monroe County Veterans Outreach Center;
- \$500,000 is provided in funding to maintain payments for services and expenses related to Veteran's counseling and outreach; and

- \$799,000 is provided in funding to maintain payments for Gold Star annuity benefits to eligible families of military personnel (\$599,000) and for payment of supplemental burial benefits (\$200,000) to eligible families of military personnel.

Re-appropriations

The Executive recommends re-appropriations totaling \$3,932,000 in Special Revenue Funds-Federal for this agency.

WORKERS' COMPENSATION BOARD

	Adjusted Appropriation 2010-11	Executive Request 2011-12	Change	Percent Change
AGENCY SUMMARY				
Special Revenue-Other	204,749,000	204,749,000	0	0.0%
Total for AGENCY SUMMARY:	204,749,000	204,749,000	0	0.0%

ALL FUNDS PERSONNEL BUDGETED FILL LEVELS

Fund	Current 2010-11	Requested 2011-12	Change
All Other Funds:	1,450	1,466	16
TOTAL:	1,450	1,466	16

Agency Mission

(Executive Budget: pp. 336-338)

The Workers' Compensation Board (Board) is responsible for safeguarding the well-being of New York's labor force. The Board reviews claims for workers' compensation benefits, reports of injuries filed and medical reports from physicians and other health care providers. The Board also investigates fraudulent claims and assists in resolving disputed claims.

Budget Detail

The Executive proposes an All Funds State Operations appropriation of \$204,749,000, which is unchanged from SFY 2010-11. The Executive recommends funding to support 1,466 full-time equivalent positions, an increase of 16 positions related to in-sourcing information technology employees.

Article VII

The Executive recommends Article VII legislation that would implement the major recommendations of the Task Force on Group Self-Insurance. Specifically, it would eliminate, except under certain limited circumstances, the provisions of workers' compensation coverage for private employers by group self-insured trusts and would remove group self-insured trusts as a separate category for workers' compensation assessments.

GENERAL STATE CHARGES

	Adjusted Appropriation 2010-11	Executive Request 2011-12	Change	Percent Change
AGENCY SUMMARY				
General Fund	2,377,665,000	2,889,150,000	511,485,000	21.5%
Fiduciary	101,000,000	101,000,000	0	0.0%
Total for AGENCY SUMMARY:	2,478,665,000	2,990,150,000	511,485,000	20.6%

Agency Mission

(Executive Budget: pp. 343-346)

General State Charges are primarily the costs of providing fringe benefits to most state employees. These benefits are authorized in collective bargaining agreements and various statutes. The General State Charges budget also includes miscellaneous fixed costs, such as litigation settlements and taxes on state-owned lands.

Programmatic Highlights

The Executive plans to implement workforce actions targeted to save \$550,000,000; such reductions are reflected in the State Fiscal Year (SFY) 2011-12 Financial Plan. The Executive proposes to achieve \$450,000,000 in savings through negotiations with state employees. Proposed mergers, consolidations, and facility closures would produce reductions of the remaining \$100,000,000. These actions would not directly affect General State Charges but impact the state workforce.

Budget Detail

The Executive proposes a SFY 2011-12 appropriation of \$2,990,150,000, an increase of \$511,485,000 or 20.6 percent over the SFY 2010-11 level.

State Operations

Proposed Increases

The Executive recommends the following increases:

- \$298,145,000 related to health insurance, which reflects a 12.4 percent increase in premiums;
- \$184,100,000 for pensions, reflecting a contribution rate of 10.5 percent for the New York State and Local Employees' Retirement System (NYSLERS) and 18.5 percent for the New York State and Local Police and Fire Retirement System (NYSLPFRS);
- \$12,927,000 for Workers' Compensation claims incurred by state employees for on-the-job injuries;
- \$11,250,000 in connection with the resolution of litigation that alleged that the State's battery exams were biased and discriminatory to certain minority groups (Merton Simpson et al. v. New York State Department of Civil Service, et al.); and
- \$5,972,000 in Social Security costs related to increases in the salary base.

Proposed Decreases

The Executive recommends the following:

- fringe benefit offset revenue of \$33,037,000 related to increased fringe benefit rates;
- a reduction of \$11,923,000 for taxes on state-owned lands related to a return to typical spending in SFY 2011-12. In SFY 2010-11, extra payments were made that will not recur in SFY 2011-12; and
- a reduction of \$7,850,000 related to a payment in lieu of taxes (PILOT) made to the City of Albany. Under current law, the Albany PILOT is scheduled to decrease from \$22,850,000 to \$15,000,000.

Article VII

The Executive recommends Article VII legislation that would clarify the state's obligation to make payments on lands that the state recently purchased in the Hemlock and Canadice Lake watersheds.

MISCELLANEOUS: PUBLIC PROTECTION & GENERAL GOVERNMENT

	Adjusted Appropriation 2010-11	Executive Request 2011-12	Change	Percent Change
AGENCY SUMMARY				
General Fund	3,456,107,698	3,415,201,000	(40,906,698)	-1.2%
Special Revenue-Other	7,529,000	13,529,000	6,000,000	79.7%
Special Revenue-Federal	1,050,000,000	1,050,000,000	0	0.0%
Fiduciary	222,400,000	222,400,000	0	0.0%
All Funds	187,285,000	92,751,000	(94,534,000)	-50.5%
Emergency	215,000,000	210,000,000	(5,000,000)	-2.3%
Total for AGENCY SUMMARY:	5,138,321,698	5,003,881,000	(134,440,698)	-2.6%

Programmatic Highlights

The State Fiscal Year (SFY) 2011-12 Executive Budget includes the following:

- The Executive recommends \$794,000,000 in General Fund appropriations for the Aid and Incentives for Municipalities program. This represents an increase of \$53,179,000 from the SFY 2010-11.

State Operations

Collective Bargaining Agreements

The Executive recommends an appropriation of \$5,800,000, a reduction of \$33,793,000 or 85.35 percent from SFY 2010-11 levels. The decrease reflects the expiration of existing contracts. The proposed funding would cover benefits that will be continued under the Triborough Amendment until a new contract is in place.

Aid to Localities

Proposed Increases

Incentivizing Reoccurring Savings in Local Governments

The Executive recommends \$75,000,000 in General Fund appropriations for the Citizens Empowerment Tax Credits, Citizens Reorganization Empowerment Grants and Local Government Performance and Efficiency Program:

- a \$35 million appropriation for both the Citizen Empowerment Tax Credits and the Citizens Reorganization Empowerment Grants. Under the Citizens Empowerment Tax Credit proposal, municipalities that opt to consolidate or dissolve would be provided with a bonus equal to 15 percent of the newly combined local government's tax levy. At least 50 percent of that amount must be used for direct relief to property tax payers. The Citizens Reorganization Empowerment Grants would provide local governments up to \$100,000 to cover costs associated with studies, plans and implementation efforts related to local government reorganization measures; and
- a \$40 million appropriation for the Local Government Performance and Efficiency Program. This program would provide one-time awards to local governments that have achieved efficiencies and performance improvements. These awards would be funded up to \$25 per capita and would be subject to a \$5 million cap.

Proposed Decreases

Aid and Incentives for Municipalities (AIM) Program

- The Executive proposal dedicates \$714,731,701 in AIM funding to municipalities outside of the City of New York. This reflects a decrease of \$14,580,000 or 2 percent from SFY 2010-11; and
- The Executive proposes a \$4 million appropriation in the AIM program to support the Local Government Efficiency Grant program. This represents a \$1,000,000 decrease from the available grants in SFY 2010-11.

Video Lottery Terminal Aid

The Executive recommends an appropriation of \$19,600,000. This reflects a decrease of \$6,201,000 or 24.03 percent in funding from SFY 2010-11. The Executive proposal would hold the City of Yonkers harmless in SFY 2011-12 but would eliminate funding for all other host municipalities.

Miscellaneous Financial Assistance

The Executive proposal eliminates \$3,920,000 for Miscellaneous Financial Assistance.

Small Government Assistance

The Executive proposal eliminates \$2,088,698 for Small Government Assistance to three counties and twenty-six school districts under this program.

Article VII

The Executive recommends Article VII legislation that would:

- authorize a two percent reduction for AIM funding to all municipalities. Payment to the City of New York would be eliminated; and
- eliminate Video Lottery Terminal aid for eligible host municipalities, excluding the City of Yonkers.