

**REPORT TO THE GENERAL CONFERENCE COMMITTEE BY THE
SUBCOMMITTEE ON PUBLIC PROTECTION ON THE ENACTMENT OF
THE STATE FISCAL YEAR (SFY) 2007-2008 BUDGET**

Honorable Members of the General Conference Committee:

The Subcommittee on Public Protection (the "Subcommittee") has met to resolve differences between the Senate and the Assembly on implementation of those portions of the SFY 2007-2008 Budget which impact our state's criminal justice and public protection systems. These discussions have been frank, productive and useful. Through our discussions, we have come to a full understanding of the many issues which need to be resolved to finalize this year's state budget and we have adopted this joint report, reflecting the product of our work, for your review.

The Subcommittee reports as follows:

I. Spending Targets:

In accordance with the spending targets provided by the General Conference Committee, the Subcommittee recommends that spending in the amount of \$55 million above the level proposed by the Executive budget be enacted to further provide necessary resources for civil commitment, law enforcement, homeland security, legal services, drug treatment, crime victims' assistance, offender supervision and related justice system needs. The Subcommittee believes that these additional resources will significantly enhance public safety, save money by reducing crime and provide necessary support to the dedicated law enforcement and other personnel who work to make New York's streets, homes and communities safer.

The Subcommittee recommends that this additional spending be specifically allocated to the initiatives described in appendix "A", attached. The Subcommittee also provides increases in Special Revenue Fund appropriations to allow for additional crime victim services, and other criminal justice initiatives.

Article VII Issues:

The Subcommittee has also discussed the Article VII bill included in the Executive budget, and new proposals advanced by the Senate and Assembly.

The Subcommittee has agreed to:

1. Amend the Executive proposal to specify the manner and criteria by which local governments can receive criminal justice funding;

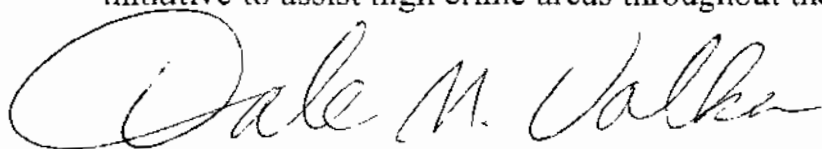
2. Amend the Executive proposal to extend various provisions permanently which would expire in 2007; instead extend provisions for two years with the exception of the provision related to the Motor Vehicle Law Enforcement Account for one year, and include an extension for the Temporary State Commission of Investigation for one year;
3. Reject the Executive proposal to create a temporary prison closure commission;
4. Reject the Executive proposal to establish an automated speed photo monitoring system in workzones;
5. Reject the Executive proposal to expand the uses of the Criminal Justice Improvement Account;
6. Reject the Executive proposal to increase the Office of Court Administration (OCA) Criminal History Search Fee from \$52 to \$60;
7. Amend the Executive proposal to provide permanent authorization to deposit all receipts derived from the rental of State armories into the Armory Rental Account to instead extend the authorization for two years;
8. Reject the Executive proposal to amend the parole violation process, but accept the proposal to eliminate the minimum period of at least six months reincarceration for persons found to have violated a condition of post-release supervision;
9. Reject the Executive proposal to require nuclear power plant owners to pay the costs of security provided by the New York National Guard; and,
10. Advanced a proposal to provide reporting requirements under the Statewide Wireless Network.

III. Other Issues:

The Subcommittee recommends that the General Conference address as a package the issue of Judicial salary increases and the Assembly proposal for a quadrennial commission on compensation. Understanding that the General Conference has the final determinations regarding proposed cuts from the Legislature, the Subcommittee recommends that the proposed cut to the New York State Defenders Association be

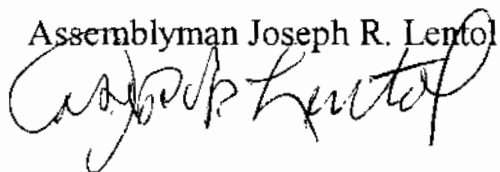
restored. In addition, this Subcommittee requests authorization to address language issues identified by both Houses, in order to restore funding for various criminal justice initiatives.

The Subcommittee maintained Legislative discretion over the Legal Services Assistance Fund and the Federal Edward Byrne Memorial Grant Program. The Subcommittee further provides new funding for a community support and stabilization initiative to assist high crime areas throughout the State.



Senator Dale M. Volker (co-chair)

Assemblyman Joseph R. Lento (co-chair)



Senator John DeFrancisco

Senator Vincent Leibell

Senator Michael Nozzolio

Senator Serphin Maltese (alternate member)

Senator Eric Adams

Senator Malave Dilan (alternate member)

Assemblywoman Helene Weinstein

Assemblyman Jeffrion Aubry

Assemblywoman RoAnn Destito

Assemblyman David Koon (alternate member)

Assemblywoman Dierdre Scozzafava

Assemblyman David Townsend (alternate member)

All of the regular members of the Subcommittee concur in this report, by vote at a regular meeting of the Subcommittee held March 30, 2007.

**PUBLIC PROTECTION CONFERENCE COMMITTEE TABLE AGREEMENTS
STATE FISCAL YEAR (SFY) 2007-08**

Table Agreement

Department of Correctional Services	
Consortium of the Niagara Frontier	229,000
Osborne Association - Albion Family Ties	131,000
Osborne Association - Family Resource Center	49,000
Correctional Officer Equipment	1,000,000
SUBTOTAL	1,409,000
Education and Assistance Corporation	617,000
Onondaga County DA Law Enforcement Technology	184,000
Finger Lakes Law Enforcement Initiatives	300,000
Restoration of Local Law Enforcement Initiatives	496,500
Catholic Family Center of Rochester	250,000
Mercy College B.S. Degree in Corporate and Homeland Security	200,000
CopsCare/SMART Program	300,000
New York Association of New Americans	200,000
Schenectady Model of Homeland Security	548,000
Dutchess County Sheriff's Dept. Law Enforcement	100,000
SUBTOTAL	3,195,500
Office of Court Administration	
Access to Justice Board (per Article VII denial)	5,000,000
Judiciary Data Offset Processing Fund	1,600,000
SUBTOTAL	6,600,000
Homeland Security - Miscellaneous	
Deny Nuclear Security Assessments (DMNA)	13,000,000
SUBTOTAL	13,000,000
Miscellaneous - All State Agencies	
Civil Confinement Financial Plan Needs	15,000,000
SUBTOTAL	15,000,000
Judicial Commissions	
Commission on Judicial Conduct	2,000,000
SUBTOTAL	2,000,000
Division of Military and Naval Affairs	
Marine Patrol Boats	500,000
Disaster Assistance (Flood Response)	5,000,000
SUBTOTAL	5,500,000
Division of Parole	
Art. VII Rejection: Restoration of Parole Operations Funding	5,000,000
Art. VII Rejection: Restoration of Local Reimbursement Funding	7,000,000
Value of Administrative Actions by Division of Parole	(2,000,000)
SUBTOTAL	10,000,000
Division of State Police	
Automated External Defibrillators	1,700,000
Reject Photo Monitoring in Highway Work Zones	10,200,000
Special Revenue Offset	(11,000,000)
Enhance Work Zone Compliance	2,000,000
Support for Work Zone Compliance	(440,000)
SUBTOTAL	(1,500,000)
Temporary Commission of Investigation	
Restore State Operations Support	1,400,000
SUBTOTAL	1,400,000
General Fund Reductions:	(1,300,000)
GENERAL FUND TOTAL	55,004,500