

# OFFICE OF INDIGENT LEGAL SERVICES

## MISSION

Created as part of the 2010-11 Enacted Budget, the Office of Indigent Legal Services and the associated Indigent Legal Services Board are responsible for studying, overseeing and improving the quality of legal representation provided to indigent defendants in New York State.

## ORGANIZATION AND STAFFING

The Indigent Legal Services Board consists of nine members, with representation from both houses of the Legislature, counties, and attorneys with public defense backgrounds. The Board nominates an Executive Director of the Office of Indigent Legal Services, who is then approved by the Governor.

## BUDGET HIGHLIGHTS

The Executive Budget recommends **\$80 million** All Funds for the full first-year operation of the Office, of which \$3 million will support agency operations. The other \$77 million will be available for distribution to the counties and New York City for the cost of indigent defense services. Executive Budget appropriations support up to **20 FTE**, including the Director.

## PROGRAM HIGHLIGHTS

The Office has responsibility for developing policies regarding indigent defense services and working collaboratively with the counties to facilitate improvements in the public defense system. The Office will examine and monitor the services provided to indigent defendants in the counties; collect information from the counties in order to study and recommend measures to enhance the quality of representation provided; establish criteria to guide the provision of conflict defender services in the counties; and, target grants to counties in support of innovative and cost-effective proposals to enhance the quality of indigent legal services. The Office will also make recommendations on ways to improve the delivery of services statewide, for consideration by the Board.

The Board acts in an approval and advisory role to the Office. It will evaluate existing indigent defense programs and determine the types of services that should be provided; approve, modify, or reject the recommendations of the Office with regard to the distribution of grants; and report to the Governor, Legislature and Judiciary annually.

### ALL FUNDS APPROPRIATIONS (dollars)

Category	Available 2010-11	Appropriations Recommended 2011-12	Change	Reappropriations Recommended 2011-12
State Operations	1,500,000	3,000,000	1,500,000	0
Aid To Localities	77,000,000	77,000,000	0	77,000,000
Capital Projects	0	0	0	0
Total	78,500,000	80,000,000	1,500,000	77,000,000

# INDIGENT LEGAL SERVICES

## ALL FUND TYPES PROJECTED LEVELS OF EMPLOYMENT BY PROGRAM FILLED ANNUAL SALARIED POSITIONS

Full-Time Equivalent Positions (FTE)			
Program	2010-11 Estimated FTEs 03/31/11	2011-12 Estimated FTEs 03/31/12	FTE Change
Indigent Legal Services Program	20	20	0
Special Revenue Funds - Other	20	20	0
Total	20	20	0

The above table does not reflect layoffs that may be necessary in the absence of negotiated workforce savings.

## STATE OPERATIONS ALL FUNDS FINANCIAL REQUIREMENTS BY FUND TYPE APPROPRIATIONS (dollars)

Fund Type	Available 2010-11	Recommended 2011-12	Change
Special Revenue Funds - Other	1,500,000	3,000,000	1,500,000
Total	1,500,000	3,000,000	1,500,000

## STATE OPERATIONS ALL FUNDS FINANCIAL REQUIREMENTS BY PROGRAM APPROPRIATIONS (dollars)

Program	Available 2010-11	Recommended 2011-12	Change
Indigent Legal Services Program	1,500,000	3,000,000	1,500,000
Special Revenue Funds - Other	1,500,000	3,000,000	1,500,000
Total	1,500,000	3,000,000	1,500,000

## STATE OPERATIONS - OTHER THAN GENERAL FUND SUMMARY OF APPROPRIATIONS AND CHANGES 2011-12 RECOMMENDED (dollars)

Program	Total		Personal Service	
	Amount	Change	Amount	Change
Indigent Legal Services Program	3,000,000	1,500,000	1,515,000	765,000
Total	3,000,000	1,500,000	1,515,000	765,000

Program	Nonpersonal Service	
	Amount	Change
Indigent Legal Services Program	1,485,000	735,000
Total	1,485,000	735,000

## AID TO LOCALITIES ALL FUNDS FINANCIAL REQUIREMENTS BY FUND TYPE APPROPRIATIONS (dollars)

Fund Type	Available 2010-11	Recommended 2011-12	Change
Special Revenue Funds - Other	77,000,000	77,000,000	0
Total	77,000,000	77,000,000	0

# INDIGENT LEGAL SERVICES

---

AID TO LOCALITIES  
ALL FUNDS FINANCIAL REQUIREMENTS BY PROGRAM  
APPROPRIATIONS  
(dollars)

<u>Program</u>	<u>Available 2010-11</u>	<u>Recommended 2011-12</u>	<u>Change</u>
Indigent Legal Services Program			
Special Revenue Funds - Other	77,000,000	77,000,000	0
Total	<u>77,000,000</u>	<u>77,000,000</u>	<u>0</u>