



**THE COUNCIL OF THE CITY OF NEW YORK  
FINANCE DIVISION  
PRESTON NIBLACK, DIRECTOR  
FISCAL IMPACT STATEMENT**

**PROPOSED INTRO. 195-A**

**COMMITTEE: Juvenile Justice**

**TITLE:** A local law to amend the New York city charter and the administrative code of the city of New York in relation to merging the department of juvenile justice and the administration for children's services, and to repeal chapter 28 of such charter and subparagraph iii of paragraph 5 of subdivision a of section 12-307 of such code in relation thereto.

**SPONSORS:** Council Members Gonzalez, Palma, Comrie, Dromm and Nelson (by request of the Mayor).

**SUMMARY OF LEGISLATION:** As stated in the legislative history and intent section of Proposed Intro. 195-A, during his State of the City Address in January, "Mayor Bloomberg announced the integration of the Department of Juvenile Justice ("DJJ") with the Administration of Children Services ("ACS") in order to expand programming designed to reduce recidivism among youth involved in the juvenile justice system. It is intended that ACS will assume all of DJJ's responsibilities, including the administration of juvenile detention facilities and ensuring the well-being of youth in its care."

The section further states that, "the Council finds there is an opportunity to work with youth and their families to set youth on a path toward school, work and successful adulthood. The integration will serve to strengthen and enhance the services available to justice involved youth. These services will continue to address their special needs including, but not limited to, mental health issues or drug and alcohol dependency, so that they are able to get the help that they need and stay in their communities whenever possible."

Proposed Intro. 195-A repeals Chapter 28 of the city charter and a subparagraph of the administrative code, both of which accord powers and responsibilities to DJJ.

In addition, the legislation would amend Chapter 24-B of the city charter by adding new sections 618 and 619.

Section 618 mandates that the ACS Commissioner (a) maintain and operate secure and non-secure juvenile detention facilities; (b) contract with other public and private agencies to ensure adequate accommodations and services; (c) establish relevant rules, consistent with State Office of Children and Family Services (OCFS); (d) develop and maintain necessary data systems; (e) maintain and operate a juvenile justice information system; and (f) manage diversion and aftercare services. These mandates are consistent with DJJ's current practices. Only the authority and responsibility for these mandates are shifting from DJJ to ACS.

Section 619 mandates the establishment of an unpaid juvenile justice advisory board consisting of eleven members who would be appointed by and serve at the pleasure of the Mayor. Five of the members, one resident from each of the five boroughs of New York city, would be recommended for appointment by a majority vote of the council members of the respective borough, with the Mayor designating one of the board members to be chair and one to be vice chair.

**EFFECTIVE DATE:** “This local law would take effect immediately or as soon as practicable thereafter as a transfer of functions may be effectuated...” The legislation allows time for ACS and DJJ to coordinate changes relating to the administration of contracts.

**FISCAL YEAR IN WHICH FULL FISCAL IMPACT ANTICIPATED:** Fiscal 2011

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**FISCAL IMPACT STATEMENT:**

	<b>Effective FY11</b>	<b>FY Succeeding Effective FY12</b>	<b>Full Fiscal Impact FY11</b>
<b>Revenues (+)</b>	<b>\$0</b>	<b>\$0</b>	<b>\$0</b>
<b>Expenditures (-)</b>	<b>\$0</b>	<b>\$0</b>	<b>\$0</b>
<b>Net</b>	<b>\$0</b>	<b>\$0</b>	<b>\$0</b>

**IMPACT ON REVENUES:** This legislation would have no impact on revenues. Any revenues that would ordinarily have come in from OCFS or other sources would instead be collected by ACS.

**IMPACT ON EXPENDITURES:** This legislation would have no impact on expenditures because, as stated above, it would not functionally alter the provision of juvenile justice services; it would only shift the authority and responsibility for these mandates from one agency to another. The creation of an unpaid advisory board would also not represent any significant cost to the City. Of note, \$2.4 million in efficiency savings from the merger were included in the January 2010 Financial Plan. These savings were achieved with the elimination of 22 positions in DJJ. At this time, the Administration has not indicated that any additional saving will materialize.

**SOURCE OF FUNDS TO COVER ESTIMATED COSTS:** N/A

**SOURCE OF INFORMATION:** City Council Finance Division  
Mayor’s Office of Legislative Affairs  
Department of Juvenile Justice

**ESTIMATE PREPARED BY:** Andy Grossman, Deputy Director  
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**HISTORY:** On April 29, 2010, Intro. 195 was introduced by the Council and referred to the Committee on Juvenile Justice. On November 12, 2010, the Committees on Juvenile Justice and General Welfare held a joint hearing on an amended version, Proposed Intro. 195-A. On November 15, 2010, the Committee on Juvenile Justice anticipates a vote on this legislation.