



Legislation Details (With Text)

**File #:** Res 0262-2004      **Version:** \*      **Name:** NYS Division of Probation and Correctional Alternatives to distribute State Probation funding equitably.

**Type:** Resolution      **Status:** Adopted

**In control:** Committee on Fire and Criminal Justice Services

**On agenda:** 4/1/2004

**Enactment date:**      **Enactment #:**

**Title:** Resolution calling upon the New York State Division of Probation and Correctional Alternatives to distribute State Probation funding equitably, especially recognizing the disproportionate share of adult felons and juvenile delinquents supervised by the New York City Department of Probation who would otherwise be confined in State custody.

**Sponsors:** Yvette D. Clarke, Charles Barron, Helen D. Foster, Alan J. Gerson, Letitia James, G. Oliver Koppell, Margarita Lopez, Miguel Martinez, Annabel Palma, James Sanders, Jr., Albert Vann, Robert Jackson, Tony Avella, Leroy G. Comrie, Jr., Sara M. Gonzalez

**Indexes:**

**Attachments:** 1. Committee Report 4/14, 2. Committee Report 4/26, 3. Committee Report 5/3, 4. Hearing Transcript 4/26, 5. Hearing Transcript 5/3, 6. Hearing Transcript 4/14, 7. Hearing Transcript - Stated Meeting 5/5

Date	Ver.	Action By	Action	Result
4/1/2004	*	City Council	Introduced by Council	
4/1/2004	*	City Council	Referred to Comm by Council	
4/14/2004	*	Committee on Fire and Criminal Justice Services	Laid Over by Committee	
4/14/2004	*	Committee on Fire and Criminal Justice Services	Hearing Held by Committee	
4/26/2004	*	Committee on Fire and Criminal Justice Services	Hearing Held by Committee	
4/26/2004	*	Committee on Fire and Criminal Justice Services	Laid Over by Committee	
5/3/2004	*	Committee on Fire and Criminal Justice Services	Hearing Held by Committee	
5/3/2004	*	Committee on Fire and Criminal Justice Services	Approved by Committee	Pass
5/5/2004	*	City Council	Approved, by Council	Pass

Res. No. 262

Resolution calling upon the New York State Division of Probation and Correctional Alternatives to distribute State Probation funding equitably, especially recognizing the disproportionate share of adult felons and juvenile delinquents supervised by the New York City Department of Probation who would otherwise be confined in State custody.

By Council Members Clarke, Barron, Foster, Gerson, James, Koppell, Lopez, Martinez, Palma, Sanders, Vann, Jackson, Avella, Comrie and Gonzalez

Whereas, The New York City Department of Probation is an essential component of the New York State criminal justice system, providing invaluable services to the courts of New York State and substantially reducing the number of convicted felons and juvenile delinquents committed to the State Department of Correctional Services (DOCS) and the Office of Children and Family Services (OCFS); and

Whereas, Forty percent of all probationers in New York State are on probation in New York City; and

Whereas, Fifty-four percent of all felons, who would otherwise be in State prison, are on probation in New York City; and

Whereas, The State would otherwise be spending approximately \$32,400 annually to house each felon; and

Whereas, If the 711 juvenile probationers supervised in the City's Juvenile Intensive Supervision Program last year were instead placed with OCFS, the cost to the State would have been \$75,000 per probationer or \$53,325,000; and

Whereas, Of all the State mandated pre-sentence reports delivered to DOCS, approximately 55% are prepared by New York City; and

Whereas, Nonetheless New York City receives only 26% of available State funding for probation, or \$18.45 million annually; and

Whereas, New York City only receives \$468 on average per probationer versus the rest of the State which receives an average of \$647 per probationer, despite the City's more difficult felony-skewed caseload; and

Whereas, Nearly 50% of New York State counties have a higher reimbursement rate per probationer than New York City; and

Whereas, The New York City Department of Probation bears a disproportionate share of the State's probation burden, affording more relief in real dollar terms to the State of New York than does any other county, yet the State chronically underfunds the Department; now therefore be it

Resolved, That the Council of the City of New York call upon the New York State Division of Probation and Correctional Alternatives to distribute State Probation funding equitably, especially recognizing the disproportionate share of adult felons and juvenile delinquents supervised by the New York City Department of Probation who would otherwise be confined in State custody.

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