

**FY 2020-21 Final Budget**  
**Office of Indigent Legal Services (ILS)**

	<b>FY 2019-20 Final ILS Budget</b>	<b>FY 2020-21 ILS Budget Request</b>	<b>FY 2020-21 Executive Budget Proposal</b>	<b>FY 2020-21 Final ILS Budget</b>
<b>State Operations</b>	\$6.09 million	\$7.37 million	\$6.46 million	\$6.46 million
<b>Aid to Localities</b>	\$204.81 million	\$259.81 million	\$254.81 million	\$254.81 million
<b>All Funds</b>	\$210.9 million	\$267.18 million	\$261.27 million	\$261.27 million

**State Operations (A.9500C/S.7500C)**

- **Office Operations:**

- The FY 2020-21 Final Budget appropriation is a \$373,000 increase over FY 2019-20 funding. \$3,681,000 is allocated for general office operations; \$1,389,000 is allocated for implementation of the *Hurrell-Harring* settlement; and \$1,393,000 is allocated for implementation of the statewide extension of *Hurrell-Harring* reforms.
- The FY 2020-21 Final Budget allows ILS to hire an Assistant Counsel and an additional Grants Unit position.

**Aid to Localities (A.9503C/S.7503C)**

- **ILS Distributions and Grants; Implementation of Hurrell-Harring Settlement; Extension of Hurrell-Harring Reforms statewide:**

- The FY 2020-21 Final Budget of \$ 254.81 million in Local Aid appropriations would be allocated as follows:
  1. **Statewide Expansion of Hurrell-Harring Reforms.** \$150.0 million to finance the third year of the five-year statewide implementation of Hurrell-Harring reforms, pursuant to plans filed by ILS on December 1, 2017 (counsel at arraignment; caseload relief, and quality improvement). This funding amount would represent an increase of \$50 million over FY 2019-20 funding levels. The budgetary language includes the same annual reporting requirement that was in last year’s final budget
  2. **ILS Distributions and Grants.** \$81.0 million is allocated for ILS distributions and grants. This funding amount will continue current funding levels for ILS programs.
  3. **Hurrell-Harring Settlement.** \$23.8 million is allocated for implementation of the *Hurrell-Harring* settlement. This funding will continue current funding levels for HHS programs (counsel at arraignment, caseload relief, and quality improvement)

**Legislature and Judiciary (A.9501/S.7501)**

- **\$47 million judiciary sub-allocation to ILS**

\$47 million sub-allocation to ILS for payment to NYC for caseload standard implementation in accordance with 22 NYCRR §127.7

**Budget Director’s Authority to Adjust, Reduce, and/or Withhold Appropriations (A.9503C/S.7503C)**

The Aid to Localities final budget (A.9503C/S.7503C) creates two mechanisms by which the Budget Director can adjust, reduce, and/or withhold appropriations. These mechanisms apply to all state agencies and appropriations in the budget (not just ILS). They are:

- 1) The Budget Director is authorized to *adjust or reduce* general/special fund appropriations upon a determination that a General Fund imbalance occurred during any one of the following three Measurement Periods: April 1-April 30; May 1-June 30; July 1-December 31.
- 2) The Budget Director may *withhold* all or some amounts appropriated, “including amounts that are to be paid on specific dates prescribed in law or regulation,” if the budget is deemed unbalanced and “such action is necessary to respond to the direct or indirect economic, financial, and social effects of Covid-19.”