



**THE COUNCIL OF THE CITY OF NEW YORK
FINANCE DIVISION**

LATONIA MCKINNEY, DIRECTOR

FISCAL IMPACT STATEMENT

PROPOSED INTRO. NO: 1228-B

COMMITTEE: Fire and Criminal Justice
Services

TITLE: A Local Law to amend the New York city charter, in relation to the investigation, review, study, audit of, and recommendations relating to the operations, policies, programs and practices of the department of correction by the commissioner of the department of investigation

SPONSORS: The Speaker (Council Member Mark-Viverito) and Council Members Crowley, Chin and Lander

SUMMARY OF LEGISLATION: Proposed Intro. 1228-B would create a permanent entity to monitor, review, and report on the Department of Correction (“DOC”) on an ongoing basis as part of the structure of City government within the Department of Investigation (“DOI”). The proposed legislation would require the Commissioner of the DOI to appoint an individual to conduct system-wide investigations, reviews, studies, and audits, and to make recommendations regarding operations, policies, programs, and practices of the DOC with the goal of improving conditions in City jails. The bill would also require the Commissioner of the DOI to submit reports regarding these investigations. The Commissioner of the DOC would then be required to provide a written response to the Commissioner of the DOI, the Mayor, and the Council. In addition, this legislation would require an annual summary of its activities.

EFFECTIVE DATE: This local law would take effect 60 days after it becomes law.

FISCAL YEAR IN WHICH FULL FISCAL IMPACT ANTICIPATED: Fiscal 2018

FISCAL IMPACT STATEMENT:

	Effective FY17	FY Succeeding Effective FY18	Full Fiscal Impact FY18
Revenues	\$0	\$0	\$0
Expenditures	\$405,789	\$973,895	\$973,895
Net	\$405,789	\$973,895	\$973,895

IMPACT ON REVENUES: It is anticipated that there would be no impact on revenues as a result of this legislation.

IMPACT ON EXPENDITURES: While this legislation would codify an existing investigation squad within the DOI, it is estimated that additional resources would be needed to provide the staffing necessary to comply with this legislation. It is estimated that the DOC investigation squad within the DOI would need an additional five confidential investigators, four special investigators, and one background investigator for a total of ten positions with a budget of \$885,359 for Personal Services (PS). Furthermore, it is estimate than an additional \$88,536 in Other Than Personal Services (OTPS) would be needed for administrative support, for a total budget of \$973,895, including fringe benefits in Fiscal 2018.

It is also possible that the DOC would require additional resources in order to respond to requests made by the DOI as part of its investigations, but because such amount, if any, would be based on factors not known at the time of this writing, an exact estimate cannot be determined.

SOURCE OF FUNDS TO COVER ESTIMATED COSTS: General Fund

SOURCE OF INFORMATION: New York City Council
New York City Department of Correction
New York City Department of Investigation

ESTIMATE PREPARED BY: Steve Riester, Senior Financial Analyst
Jin Lee, Financial Analyst

ESTIMATE REVIEWED BY: Regina Poreda Ryan, Deputy Director
Eisha Wright, Head Unit
Rebecca Chasan, Counsel

LEGISLATIVE HISTORY: This legislation was introduced to the Council on July 14, 2016 as Intro. No. 1228 and referred to the Committee on Fire and Criminal Justice Services. The legislation was subsequently amended and the Committee on Fire and Criminal Justice Services considered the amended legislation, Proposed Intro. No. 1228-A, at a hearing on September 26, 2016 and the legislation was laid over. The legislation was subsequently amended and the amended version, Proposed Intro. No. 1228-B, will be voted on by the Committee on Fire and Criminal Justice Services at a hearing on November 14, 2016. Upon successful vote by the Committee, Proposed Intro. No. 1228-B will be submitted to the full Council for a vote on November 16, 2016.

DATE PREPARED: November 10, 2016