

**New York State's Application for
Federal Fiscal Year (FFY) 2011
Edward Byrne Memorial Justice
Assistance Grant (JAG) Program
Funds**

NEW YORK STATE DIVISION OF CRIMINAL JUSTICE SERVICES
4 Tower Place
Albany, NY 12203
<http://criminaljustice.state.ny.us>

Andrew M. Cuomo, Governor
Sean M. Byrne, Acting Commissioner



**New York State's Application for
Federal Fiscal Year (FFY) 2011
Edward Byrne Memorial Justice Assistance Grant (JAG)
Program Funds**
Submitted July 15, 2011

NYS Division of Criminal Justice Services
Office of Program Development & Funding
Anne Marie Strano, Deputy Commissioner
Ron Dickens, Deputy Director

TABLE OF CONTENTS

PROGRAM NARRATIVE.....	1
NOTICE TO GOVERNING BODY	9
PUBLIC NOTICE	11

Program Narrative

1) State Strategy/Funding Priorities

Introduction

New York State has achieved historic reductions in crime making it the safest large state in the nation and the fifth safest state overall. Over the past 10 years, the overall rate of Index crimes per 100,000 residents declined 21 percent; the rate of violent crimes (murder, rape, robbery, and aggravated assault) fell 25% and property crimes (burglary, larceny, and motor vehicle theft) were down 20%. The largest reductions in crime rates were reported for motor vehicle theft, and robbery.

While New York State's crime rate has decreased over the past 10 years, New York has also reported a significant reduction in the actual number of crimes reported. The number of major crimes reported fell each year since 2001, reaching the lowest levels ever recorded in 2007 before rising slightly in 2008 and falling again in the last two years. There were 108,622 fewer crimes reported in 2010 than in 2001, while the population of the State increased by approximately 360,000 residents during the same time period.

Not all areas of the State have benefited equally from the historic reduction in crime. The decline in Index crime in New York City was much larger than that experienced in counties outside of New York City. Given the greater decline in crime in New York City, the proportion of statewide crime that each region accounted for has shifted dramatically. The counties outside New York City now account for 58% of the reported crime statewide, as compared to 50% in 2000 and 37% in 1990.

While a higher proportion of the State's violent crimes occurred in New York City, that region reported a 30% drop in violent crimes since 2001, while the non-New York City counties reported a decrease of almost 9%. Both regions report declines in each violent crime category during the last 10 years except for a slight increase in murders in non-New York City.

The most recent 2010 crime data show that crime volume in New York State was relatively unchanged between 2009 and 2010. In 2010, New York State reported a slight drop of 0.2% in the seven major Index crimes as compared to 2009. A 1.2% increase in violent crime categories was offset by a 0.4% decline in the higher volume property crime categories. Increases were reported in each Index offense except larceny (-0.7%) and motor vehicle theft (-6.5%). Murders rose 10.1% and forcible rapes increased by 7.3%.

The New York City region reported a 4.6% increase in violent crimes between 2009 and 2010, while the rest of the State reported a 4.3% decline. Alternatively, property crimes dropped 1.7% in New York City and rose slightly (0.3%) in the rest of the State.

Award Process and Timeline

Allocation of Byrne JAG monies in New York, including the determination of specific grantees, is a shared responsibility of the Executive and Legislative branches. Traditionally, the Legislature has been authorized to distribute approximately two thirds of the local pass-through funds. While the Commissioner of DCJS will engage in a collaborative dialogue with legislative leaders to foster a more coordinated funding approach consistent with overall criminal justice goals, it is expected that both houses will continue to be responsive to constituent demands and needs and will fund a broad array of programs consistent with their longstanding patterns and Byrne JAG guidelines.

The timeline for awarding Byrne JAG funds will vary. The State Legislature will distribute Byrne JAG funding at their discretion. Byrne JAG funding authorized by the Commissioner of DCJS will be awarded in varying ways using both directed and competitive methodologies. DCJS will award grants designed to advance the public policy objectives identified below, as well as based on emerging crime patterns around the State.

Priorities

Based on an analysis of crime data and budget information, New York will utilize the federal fiscal year (FFY) 2011 Edward Byrne Memorial Justice Assistance Grant (JAG) to support the following priorities:

- Improve the quality, accuracy and timeliness of criminal justice records.
- Improve forensic laboratory capabilities in DNA identification, ballistic evidence processing, new technologies and improved quality.
- Enhance the quality and effectiveness of drug and violent crime prosecution and enforcement, especially as it relates to gangs and to illegal possession, use or sale of guns.
- Improve the quality and effectiveness of prosecution and defense services.
- Provide additional support for the State's Regional Crime Analysis Centers who share information and provide law enforcement with accurate and timely data.
- Enhance local law enforcement efforts to effectively and efficiently reduce the incidence of crime and violence in their locality.
- Provide technical assistance and training to New York's eighteen county reentry task forces.

The projects to be funded illustrate the comprehensive nature of New York's Byrne JAG Program: prosecution and defense programs that handle cases involving drugs, gangs, and guns; reentry strategies and programs; a variety of projects to improve the accuracy and completeness of state criminal history records and facilitate electronic data sharing among authorized users; and forensic services including the enhancement of ballistic evidence and DNA processing.

Program Descriptions

Improve the quality, accuracy and timeliness of criminal justice records

Each year, a substantial portion of the State's Byrne JAG award is allocated for enhancement of State and local criminal justice records through DCJS administered data access and data quality initiatives and local efforts to automate records and records management systems. A broad range of agencies, including police, prosecutors, public defense agencies, probation departments, parole and others benefited from these funds. These funds enabled New York law enforcement and other criminal justice agencies to keep pace with the latest information technology, promote electronic data sharing, and improve data quality. Among the projects funded were:

- deployment of the DCJS Spectrum Justice System (SJS) records management system in local law enforcement agencies;
- local livescan and cardscan systems for participation in the State's Store and Forward system;
- automation of records management for the State's town and village courts;
- deployment of the DCJS Jails Management System (JMS) in local correctional facilities;
- automation of local probation department records management through deployment of the Probation Automation System (Prober-Plus);
- automation of local public defender case management systems;
- automation for local prosecutors through the provision of equipment;
- the DCJS Data Standardization Project, and publication of the Statewide Criminal Justice Data Dictionary;
- the DCJS Standard Practices Project, and publication of the New York State Standard Practices Manual for Processing Fingerprintable Criminal Cases;
- web-based training and electronic performance support for State and local criminal justice agencies;
- support for development and expansion of the DCJS Crime Mapping System;
- training for State and local agency staff who interact with the DCJS criminal history system and who use, and contribute to, the DCJS database of criminal case history information;
- support for the DCJS Chief Information Officer in her capacity as the Department of Justice, Office of Justice Programs designated State Point of Contact for federally funded information technology initiatives; and
- coordination of DCJS e-Commerce / e-Government initiatives.

Support for these efforts will be continued.

Improve forensic laboratory capabilities in DNA identification, ballistic evidence processing, new technologies and improved quality

Forensic services supported through the Byrne JAG program have enabled New York to take advantage of the capabilities afforded by the collection and analysis of DNA samples from known offenders and crime scene evidence. The advances in this area have already yielded impressive dividends, leading to the closure of numerous unsolved cases. These benefits will continue to accrue as state and national DNA databases expand, law enforcement agency skills improve through additional training, and additional resources are devoted to emerging technologies.

The DCJS Office of Forensic and Victim Services (OFS) was created following passage of Executive Law Section 995, et seq., providing for:

- DCJS design and oversight of the DNA Identification Index (synonymously known as the “DNA Databank” throughout the law);
- management and coordination of the New York State Commission on Forensic Science and its DNA Subcommittee; and
- DCJS activities related to the accreditation of all New York State public forensic laboratories.

Byrne JAG funding will continue to be used to supplement State resources devoted to the activities of the DCJS Office of Forensic and Victim Services.

In addition to providing support for the DCJS OFS, Byrne JAG funding will also be utilized to assist local forensic laboratories in New York in addressing their backlog of firearms awaiting forensic examination. Critical firearms backlogs currently exist in some crime laboratories. Due to the critical state of firearm backlogs in the State, DCJS will utilize 2011 Byrne JAG funding to provide additional resources to forensic laboratories.

Enhance the quality and effectiveness of drug and violent crime prosecution and enforcement, especially as it relates to gangs and to illegal possession, use or sale of guns

The issue of criminal acquisition and subsequent use of firearms in the United States continues to plague law enforcement officials and the communities they serve. The increase and spread of violent crime, in particular crimes committed by juveniles, and youth gangs, must be specifically addressed to decrease the number of gun-related deaths and injuries that negatively impact the quality of life in our communities. Research has shown people between the ages of 15 and 24 are most likely targeted by gun violence as opposed to other forms of violence. This age group was most at risk for gun violence during this time period. Teens and young adults have an increased likelihood of being murdered with a gun than persons of other ages.

Over the last 10 years in New York State, there has been a general increase in the use of firearms in violent crimes, with the highest count reported in 2006 (6,164 or 19% of violent crimes). In 2010, there were 5,078 reported violent crime incidents which involved a firearm, a decrease of 4% over 2009, and an increase of 4% over 2001.

The most recent data show that during 2010, 198 of 325 murders reported outside of New York City involved a firearm (61%). This was the highest proportion by firearm over the last 10 years, up from 53% in 2001. The number of firearm-related robberies decreased by 10% over 2001, but the proportion by firearm has remained relatively stable at approximately 30%. The number of aggravated assaults fell by 1,804 between 2001 and 2010, but the number by firearm rose from 1,839 to 2,325 (+26%).

These trends show law enforcement must employ effective enforcement tactics and policies that include community-based intervention and prevention with an emphasis on collaboration with all vested partners. Research indicates there have been a number of models, initiatives, and programs tried; suppression, deterrence, interventions, demand side versus supply side gun violence strategies; even carrot and stick approaches showcased as NIJ published strategies of the Retailing and Lever Pulling genre.

DCJS has studied many of the programs tried over the last ten years, including: Boston's Operation Ceasefire, Kansas City's Directed Patrol, Indianapolis Violence Reduction Strategy and High Point, NC's Gun Reduction Strategy to name a few. All contain valuable, proven, practices that have had varying degrees of success. DCJS will use 2011 Byrne JAG funding to support some of the strategies utilized by several of the programs mentioned to reduce the number of firearm-related crimes within New York State.

Byrne JAG funding will also be directed to augment the prosecution of violent offenders and gangs by providing additional investigative support to prosecutors and law enforcement agencies to allow them to take full advantage of the crime analyses provided by the State's Crime Analysis Centers (CACs). The CACs analyze arrest reports, highlight gun arrests and generate de-briefing sheets for follow-up by investigators. This results in an increased level of intelligence to identify crime hotspots, patterns of crime and suspect information.

In order to fully profit from this additional intelligence there needs to be an adequate number of investigators to review the data prepared by the analysts, specifically in the area of UCR Part One crimes with an emphasis on non-fatal shootings, robberies, and pattern burglaries. Byrne JAG funding will support the additional Investigators who will conduct the necessary interviews, attempt to obtain admissions, conduct identification procedures and, if possible, charge multiple incidents of crimes for a particular suspect. Having Investigators work with Crime Analysis Center personnel, Detectives and Field Intelligence Officers to

review non-fatal shooting and homicides to determine which cases may be connected and retaliatory should increase the number of cases cleared.

Improve the quality and effectiveness of prosecution and defense services

Byrne JAG funding will continue support for both prosecution and defense services designed to enhance the quality and effectiveness of drug and violent crime prosecution; and to improve case outcomes by expediting the flow of drug and violent offenders through the criminal justice system. For over twenty years, Byrne JAG funding has provided additional resources to prosecutors in the State to combat identity theft, violent crime, gangs and the trafficking of illegal guns and drugs, as well as community prosecution programs. Defense programs have also received Byrne JAG funding to improve the defense of indigent special population groups (drug or alcohol addicted, persons with mental health issues, sex offenders, etc.) or those indigent defendants processed through specialty courts (Drug, Domestic Violence, Sex Offender, etc.) or to enhance early defense intervention strategies and representation during initial court proceedings.

Provide additional support for the State's Regional Crime Analysis Centers who share information and provide law enforcement with accurate and timely data

Byrne JAG funds will continue support for the State's five Regional Crime Analysis Centers (CACs) for on-site training, guidance and assistance in developing effective intelligence-led crime reduction strategies and for improving local crime analysis capabilities. The Centers are comprised of law enforcement personnel and crime analysts from Federal, State, county and local agencies. The goal of the centers is to share information and provide law enforcement with accurate and timely data, which they can then use to identify patterns, deploy resources and reduce crime throughout the State.

Enhance local law enforcement efforts to effectively and efficiently reduce the incidence of crime and violence in their locality

DCJS will competitively award Byrne JAG funds to the jurisdictions in New York that did not qualify for direct awards from the Department of Justice (the less than \$10k jurisdictions) to enhance local law enforcement efforts to effectively and efficiently reduce the incidence of crime and violence in their jurisdiction. During 2010, DCJS provided funding for 31 separate equipment grants to police agencies around the State to purchase communications equipment, computer hardware, software, and related technology to enable law enforcement officers to receive, process and record information in a timely manner, and interface with databases such as the National Crime Information Center (NCIC) and the New York State Police Information Network (NYSPIN). Byrne JAG also funded License Plate Readers (LPRs) across New York State. The LPRs were utilized by police agencies for investigative purposes in high traffic areas, areas where crime is elevated, and areas where there is a significant potential threat to homeland security (for example, NYC bridges).

Byrne JAG support for the Video Recording of Statements Program will also continue with the 2011 funds. This program is designed to enhance the effectiveness of law enforcement and improve prosecution outcomes in New York State by expanding the use of videotaping equipment for police interviews and interrogations.

Provide technical assistance and training to New York's eighteen county reentry task forces

Byrne JAG funds will be utilized to conduct additional training of County Reentry Task Force (CRTF) participants and for DOCCS (Department of Corrections and Community Supervision) staff that will include a focus on job development and identifying local long-term employment trends. The CRTFs are comprised of county and local government agencies, not-for-profit service providers and important community stakeholders who have intimate knowledge of the local job market and what skills employees need to be successful. This community connection is vital and will be used by DOCCS to enhance existing employment programs offered in correctional facilities. The CRTFs will work with local employers, including trade unions, small businesses, and corporations, to identify appropriate employment opportunities.

Statewide Planning and Coordination

The initiatives outlined in this narrative reflect the priorities identified in State's 2011-2012 budget. They include improving the effectiveness of statewide enforcement and prosecution efforts against violent crime (including gun and drug trafficking, and gang violence), developing local capacity to adopt intelligence-led policing strategies based on real-time crime analysis, and maintaining high quality criminal justice records and forensic laboratory services. Most sources of funding (both State and federal) administered by DCJS will be given to local criminal justice agencies based on a competitive process and contingent upon their creation and implementation of programs designed to impact these priorities.

Some of the requirements imposed by DCJS as a condition of receiving both State and federal funding promote coordination and planning. Two of the State's major initiatives, Operation IMPACT and the Reentry initiative, require recipient counties to form a local partnership or consortium to develop a local strategy as part of their application to DCJS. Operation IMPACT requires the membership include the U.S. attorney as well as federal, State, and local law enforcement agencies. Similarly, the Reentry Task Forces have a local consortium requirement which assures the perspectives of multiple State and local agencies are reflected in each county's plan.

Local task forces and all gun, gang, and drug enforcement and prosecution initiatives funded with Byrne JAG monies, either partly or in whole, will have this same requirement. In addition, the mechanisms that will be employed to fund these programs, combining federal and State dollars from several agencies and funding

streams, ensure shared responsibility and ownership. State agencies also will collaborate on research efforts designed to ascertain the efficacy and cost effectiveness of various crime strategies.

Collecting and Submitting Performance Measurement Data

Since BJA's PMT system became operational, DCJS has been taking steps to integrate the required performance measures into Byrne JAG subrecipient grant contracts. DCJS is requiring each subrecipient to submit data for the PMT directly into the PMT system with close DCJS monitoring. DCJS is also conducted a webinar for subrecipients to assist them in complying with this important requirement.



STATE OF NEW YORK
DIVISION OF CRIMINAL JUSTICE SERVICES
4 Tower Place
Albany, New York 12203-3764
<http://criminaljustice.state.ny.us>

ANDREW M. CUOMO
GOVERNOR

SEAN M. BYRNE
ACTING COMMISSIONER

July 11, 2011

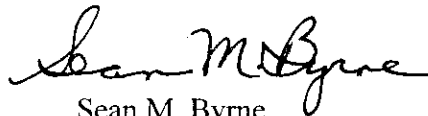
The Honorable Dean G. Skelos
Temporary President and Majority Leader
New York State Senate
Legislative Office Building
Room 909
Albany, New York 12247

Dear Senator Skelos:

On July 14, 2011 New York will submit its application for \$12.4 million in funding available under the Edward Byrne Memorial Justice Assistance Grant (JAG) Program. As stated in the Federal authorizing legislation, the Division of Criminal Justice Services is required to submit a copy of the State's application for these monies for review by the State Legislature.

A copy is enclosed for your convenience. Should you or your members have any comments or wish to make any changes to the State's application, please contact Anne Marie Strano at (518) 457-8462 by August 14, 2011.

Very truly yours,


Sean M. Byrne
Acting Commissioner

SMB:ddc:kc

Enclosure



STATE OF NEW YORK
DIVISION OF CRIMINAL JUSTICE SERVICES
4 Tower Place
Albany, New York 12203-3764
<http://criminaljustice.state.ny.us>

ANDREW M. CUOMO
GOVERNOR

SEAN M. BYRNE
ACTING COMMISSIONER

July 11, 2011

The Honorable Sheldon Silver
Speaker of the Assembly
Legislative Office Building
Room 932
Albany, New York 12248

Dear Speaker Silver:

On July 14, 2011 New York will submit its application for \$12.4 million in funding available under the Edward Byrne Memorial Justice Assistance Grant (JAG) Program. As stated in the Federal authorizing legislation, the Division of Criminal Justice Services is required to submit a copy of the State's application for these monies for review by the State Legislature.

A copy is enclosed for your convenience. Should you or your members have any comments or wish to make any changes to the State's application, please contact Anne Marie Strano at (518) 457-8462 by August 14, 2011.

Very truly yours,

A handwritten signature in black ink that reads "Sean M. Byrne".

Sean M. Byrne
Acting Commissioner

SMB:ddc:kc
Enclosure

NOTICE OF APPLICATION FOR FEDERAL FUNDS
NYS DIVISION OF CRIMINAL JUSTICE SERVICES
4 Tower Place, Albany, NY 12203

Pursuant to the terms and conditions of the Edward Byrne Memorial Justice Assistance Grant (JAG) Program regarding New York State's application for such funding, the NYS Division of Criminal Justice Services (Division) hereby gives notice of the following:

On July 14th, 2011 the Division will submit a funding application requesting New York State's federal fiscal year (FFY) 2011 award of \$12,498,245 appropriated under the Edward Byrne Memorial Justice Assistance Grant (JAG) Program. The application generally describes the proposed program activities for the 4-year grant period and the types of programs for which funding will be used.

This application is required to be made available for a 30-day period for public review and comment. Requests for copies may be made via e-mail to: funding@dcjs.state.ny.us. Requests may also be made in writing or by calling the Division offices during regular business hours. If a paper copy of the application is requested, a payment of \$0.25 per page will be due to the Division in accordance with Public Officer Law ' 87.

For further information, contact:
Anne Marie Strano, Director
Office of Program Development & Funding
NYS Division of Criminal Justice Services
4 Tower Place
Albany, NY 12203
(518) 457-8462
funding@dcjs.state.ny.us

This notice was prepared and submitted by:

Denise D. Crates, Program Specialist
Administrative Unit
Office of Program Development & Funding
NYS Division of Criminal Justice Services
4 Tower Place
Albany, NY 12203
July 8, 2011
(518) 457-5939
denise.crates@dcjs.state.ny.us