

State of Rhode Island and Providence Plantations

# Executive Summary



## Fiscal Year 2015

Lincoln D. Chafee, Governor

**Dedication**

*This year's budget documents are dedicated to the  
Memory of William V. Golas, Jr.  
Sr. Budget Analyst 1987 - 2013*

*The image on the cover of this year's budget document is a Winter Scene of the State House from Artist John Pitocco of Providence and is reproduced by permission of the artist in collaboration with the Rhode Island State Council on the Arts.*

# **Public Safety**



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# Public Safety

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## *Summary*

The quality of life in Rhode Island is enhanced through the administration of a public safety system that provides law enforcement, adjudicates justice, protects life and property, and handles emergencies impacting Rhode Island's citizens. The seven agencies that expend 6.2 percent of the total FY 2015 state Budget from all sources of funds to provide public safety services to the state include: the Department of Corrections; the court system (Attorney General; the Judiciary; and the Office of the Public Defender); the homeland security system (Military Staff/National Guard and the Emergency Management Agency); and the Department of Public Safety (State Police, Capitol Police & Sheriffs, E-911, State Fire Marshal, and the Municipal Police Training Academy).

Both the FY 2014 revised and FY 2015 budget recommend 3,222.6 FTE positions, 11.0 FTE positions less than the enacted level, for this function, reflecting reductions in the Department of Public Safety in the State Police (6.0), Capitol Police (3.0), Municipal Police Training Academy (1.0) and Central Management (1.0).

The largest share of funding within the Public Safety function is for the Department of Corrections, representing 39.5 percent of the total. In the Adult Correctional Institutions, which includes seven secure facilities that operate twenty-four hours per day, the Department must provide continuous supervision of an annual average inmate population of 3,160. In addition, the Community Corrections subprogram supervises 25,500 probation and other community-based offenders per year. The second largest share of the Public Safety budget is for the courts system, at 29.1 percent of the total. This includes 20.1 percent of expenditures for the Judiciary, supporting six courts statewide, 6.8 percent for the Attorney General and 2.2 percent for the Office of Public Defender. The Department of Public Safety's share is 24.1 percent. The homeland security system (National Guard and Emergency Management) comprises 7.4 percent of the Public Safety function expenditures.

In the FY 2014 revised budget, the Governor recommends an all-funds budget of \$538.8 million for public safety programs. Of this amount, \$410.62 million is from general revenue, \$59.4 million is from federal funds, \$41.5 million is from restricted receipts, and \$27.2 million is from other funds. All-fund spending is \$18.1 million more than the enacted budget. There is an \$875,548 all-funds increase in personnel expenditures, a \$9.7 million increase in operating expenditures, a \$5.5 million increase for grants and benefits and a \$1.9 million increase for capital expenditures. Of this increase, the general revenue budget decreases by \$1.4 million from the FY 2014 enacted level, federal grants increase by \$12.1 million, restricted receipts increase by \$10.8 million, and other funds decrease by \$3.5 million.

All funds financed personnel expenditures are virtually flat, increasing by only 0.2 percent from \$380.6 million to \$381.5 million, reflecting constrained hiring and managed turnover. Operating expenditures increase by 20.5 percent due to planned expenditures in the Attorney General funded from the restricted receipts Google Forfeiture settlement, as well as greater than anticipated per diem expenditures for inmates (food, clothing, pharmaceuticals) resulting from the estimated increase in the inmate census to 3,192. Grant increases are concentrated in federal funds, reflecting additional Emergency Management homeland security and related federal grants, as well as an increase of \$5.3 million for estimated reimbursement from the Federal Emergency Management Agency for the FY 2013 blizzard and Hurricane Sandy damage of public facilities. The increase in capital funding reflects \$3.0 million in additional Rhode Island Capital Plan Fund financing for Judiciary projects.

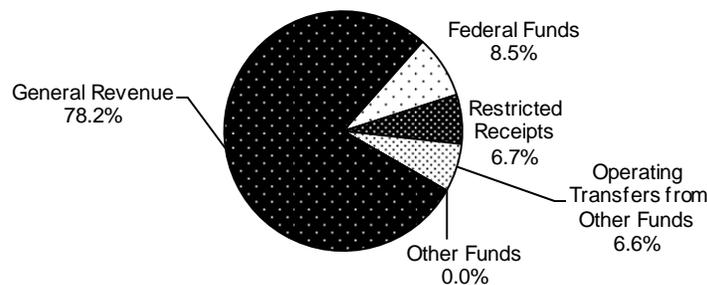
The Governor recommends a FY 2015 budget of \$531.4 million from all funds, an increase of \$10.7

# Public Safety

million from the FY 2014 enacted budget. Expenditures of \$415.6 million are recommended for general revenue, \$3.7 million, or 0.9 percent, more than enacted levels, \$3.3 million of which is in the Department of Corrections. Federal funds of \$45.1 million decrease by \$2.2 million. Restricted receipt expenditures of \$35.6 million increase by \$5.0 million, primarily in Google Forfeiture funds in the Office of the Attorney General. Other funds of \$35.0 million increase by \$4.4 million, primarily in the Rhode Island Capital Plan Fund for Corrections (a \$1.7 million increase), and the Military Staff (a \$5.6 million increase).

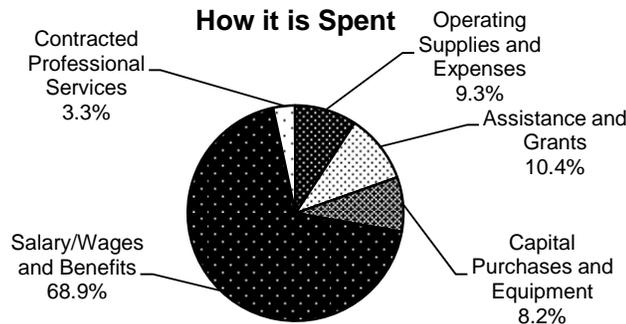
Funding for the Public Safety function is derived mainly from state sources. General Revenue comprises 78.2 percent and 6.6 percent is other funds (primarily from the Rhode Island Capital Plan Fund for construction, repair and rehabilitation projects for Corrections, Military Staff, Judiciary, and State Police facilities). Federal funds are 8.5 percent of the total, and include Emergency Management homeland security expenditures; FEMA flood and disaster reimbursements; National Guard Bureau funding; adult education, discharge and reentry services, incarceration of undocumented aliens at Corrections; and Child Support Enforcement in the Judiciary. Restricted receipts account for the remaining 6.7 percent, primarily in the Judiciary, Public Safety, and the Attorney General.

## How it is Financed



By category of expenditures, personnel (72.1 percent, \$383.8 million) and other operating costs (9.3 percent, \$49.3 million), total \$433.1 million, or 81.4 percent of total expenditures, and are financed primarily from general revenue. Assistance, grants and benefits are \$55.1 million or 10.4 percent, and are financed from general revenue and federal funds. Capital improvement projects, \$43.5 million or 8.2 percent, are financed from the Rhode Island Capital Plan Fund and federal funds.

## How it is Spent



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## Public Safety

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### *Attorney General*

The Governor recommends revised FY 2014 appropriations totaling \$43.0 million for the Department of Attorney General, including \$24.0 million from general revenue, \$2.8 million from federal funds, \$16.0 million from restricted receipts, and \$241,805 from the Rhode Island Capital Plan Fund. The FY 2014 revised budget represents an increase of \$12.6 million from the enacted budget, of which \$356,815 is attributable to general revenue; \$1.2 million is federal funds; \$10.9 million is restricted receipts; and \$191,805 is from the Rhode Island Capital Plan Fund.

The net increase in general revenue expenditures of \$356,815 from the FY 2014 Enacted Budget is due to increased costs for janitorial services, parking contracts, and a reappropriation of \$292,610 for the National Association of Attorneys General (NAAG) Tobacco Litigation matter. The Governor also recommends \$150,000 in funding to accommodate expenditures relating to the Children's Rights Litigation against the Department of Children, Youth, and Families, as well as \$25,144 for the Misquamicut Beach litigation matter. The significant increase in restricted receipt expenditures of \$10.9 million is attributable to anticipated expenditures from the Google Forfeiture settlement. The Department intends to expend these funds to upgrade its Precious Metals Database, Criminal History System, and computer systems, as well as purchase and renovate real estate to provide space as needed for its operations. As outlined in the Google Forfeiture settlement, the Department must receive approval from the United States Department of Justice prior to receiving and expending Google Forfeiture settlement funds.

The Governor recommends FY 2015 appropriations totaling \$36.5 million for the Department of Attorney General, including \$23.6 million in general revenue, \$1.4 million in federal funds, \$11.2 million in restricted receipts, and \$300,000 in Rhode Island Capital Plan Fund resources. The FY 2015 Budget represents an increase of \$6.1 million from the FY 2014 Enacted Budget, of which is due to a decrease of \$69,833 in general revenue; a decrease of \$253,223 in federal funds; an increase of \$6.2 million in restricted receipts; and a \$250,000 increase in Rhode Island Capital Plan Fund resources.

The net decrease in general revenue expenditures of \$69,833, as compared to the FY 2014 Enacted Budget, is resultant from the removal of funding for the NAAG Tobacco Litigation matter. As expenditures related to this matter are widely variable and can significantly deviate from year to year, a determination of the necessary funding level will be addressed in the FY 2016 Appropriations Act. The large increase in restricted receipt funding is due to the anticipated expenditure of an additional \$6.0 million over the FY 2014 enacted level for Google Forfeiture settlement funds. The Department anticipates expenditure on IT design services, software maintenance, building acquisitions, and computer equipment.

The Governor recommends 233.1 FTE positions in both FY 2014 and FY 2015, which is unchanged from the enacted FY 2014 staffing authorization.

### *Department of Corrections*

The Governor's revised FY 2014 Budget for the Department of Corrections is \$218.3 million. This includes \$186.0 million in general revenue, \$2.5 million in federal funds, \$66,153 in restricted receipts, \$14.8 million from the Rhode Island Capital Plan Fund, and \$14.9 million in internal service funds. The FY 2014 revised general revenue budget is \$662,844 more than the enacted level of \$185.4 million. The Governor also recommends a reappropriation of \$700,835 from FY 2013 to fund the purchase of

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## Public Safety

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ammunition, firing range, safety vests, staff uniforms, inmate clothing and other inmate-related equipment. In addition to current service adjustments, the Governor recommends additional savings in medical benefit and retiree health costs as a result of a medical benefits holiday and medical contract savings. The Governor recommends the following adjustments to the enacted budget:

**Personnel Costs:** the Governor recommends \$162.2 million in all funds expenditure, a decrease of \$668,949 from the enacted level. When adjusted for overtime, the Governor recommends \$143.9 million in salaries and benefits, a reduction of \$2.5 million from the enacted budget and \$477,000 more than FY 2013 actual expenditures of \$143.5 million. In order to achieve this level of expenditure, the Governor recommends delays in the hiring of certain non-correctional officer FTE positions resulting in increased turnover savings.

**Correctional Officer Training:** the Governor does not recommend funding a correctional officer training class in FY 2014, for a saving of \$730,000 in salary, overtime, contract services and operating expenditures. This delay in the class results from objections expressed by the Department of Justice concerning the fairness of the correctional officer examination process. The Governor does recommend \$500,019 for the weapons requalification of more than 1,000 correctional officers.

**Inmate Population-Related Overtime Expenditures:** the Governor recommends \$16.3 million in general revenue expenditure in the Custody and Security program, an additional \$4.3 million from the enacted level, to finance overtime costs at the Department's seven inmate facilities. Savings associated with closed housing modules projected in the enacted budget have not been achieved. Two double housing units at the Intake Service Center (ISC) and the two rear rooms at the Maximum Security facility had to be reopened to accommodate an increase in the number of commitments at the ISC and increased security requirements for the current population. The success of the Earned Good Time initiative approved in the 2008 legislative session has decreased population levels by over 500 inmates. However, the closure of the Donald Price Medium Security facility required a shift in population and the opening of housing modules that were assumed to have remained closed. The decrease in the availability of medium custody beds, coupled with increases in the awaiting trial population, has resulted in the continued need to staff common areas of each facility.

Other unbudgeted overtime expenditures result from an increase in sick time utilization, and leave taken by employees in accordance with the arbitration award of 15 paid leave days. The supervision of inmate construction crews on various facility renovations capital projects has also required increased overtime expenditure. Because these specific overtime costs are associated with the construction projects, the Governor recommends the transfer of \$750,000 in overtime expenditure associated with capital projects from general revenue to the Rhode Island Capital Plan Fund.

**Inmate Population-Related Operating Expenditures:** Based on Departmental projections, the Governor recommends \$12.4 million in funding for per capita operating expenses, including janitorial supplies (\$1.3 million), food (\$4.6 million), pharmaceuticals (\$2.3 million), medical services (\$3.5 million) and other expenditures (linens, inmate clothing, program supplies, medical supplies), an increase of \$495,026 from the enacted level. Reductions are concentrated in pharmaceuticals, offset by increases in janitorial expenditures, food and medical services. The estimated inmate population in the FY 2014 revised budget is 3,192, an increase of 40 from the enacted level of 3,152.

**Other Expenditure Reductions:** in order to address the Department's projected FY 2014 deficit, the Governor recommends increased turnover in Custody & Security, Institutional Support, and Healthcare Services, as

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## Public Safety

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well as reductions in contract services in the Central Management, Parole Board, and Institutional Support programs.

For the FY 2015 budget, the Governor recommends \$224.0 million in total expenditures for the Department of Corrections. This consists of \$188.7 million in general revenue, \$1.7 million in federal funds, \$54,639 in restricted receipts, \$19.1 million from the Rhode Island Capital Plan Fund, and \$14.4 million in internal service funds. The FY 2015 recommended general revenue budget increases by \$3.3 million from the FY 2014 enacted level and by \$2.7 million from FY 2014 revised budget recommendation. The budget includes statewide benefit adjustments in medical benefits, retiree health, holiday pay, retirement, and the statewide benefit assessment rate. The Governor recommends the following:

**Personnel Costs:** the Governor recommends \$164.7 million in all funds payroll expenditure, an increase of \$1.8 million from the FY 2014 enacted level. When adjusted for overtime, the \$146.5 million budget is virtually the same as the FY 2014 enacted budget

**Certificate of Good Conduct Program:** the Governor recommends \$140,217 in the Parole Board program to fund two FTE positions, a field investigator and a senior word processing typist, in order to implement a new program that grants certificates of good conduct to eligible convicted petitioners.

**Correctional Officer Training:** the Governor recommends \$809,773 in general revenue funds for one class in FY 2015 to train approximately 36 new correctional officers. The Governor also recommends funding for correctional officer weapons requalification, restoring annual requalification in accordance with an arbitrator's decision.

**Inmate Population-Related Overtime Expenditures:** the Governor recommends \$14.7 million in overtime to finance supervisory costs at several housing units, an increase of \$2.3 million from the enacted budget.

**Inmate Population- Related Operating Expenditures:** the inmate population estimate is 3,170, an increase of 18 from the enacted level. Per capita expenditures of \$12.1 million increase by \$233,371 from the enacted level.

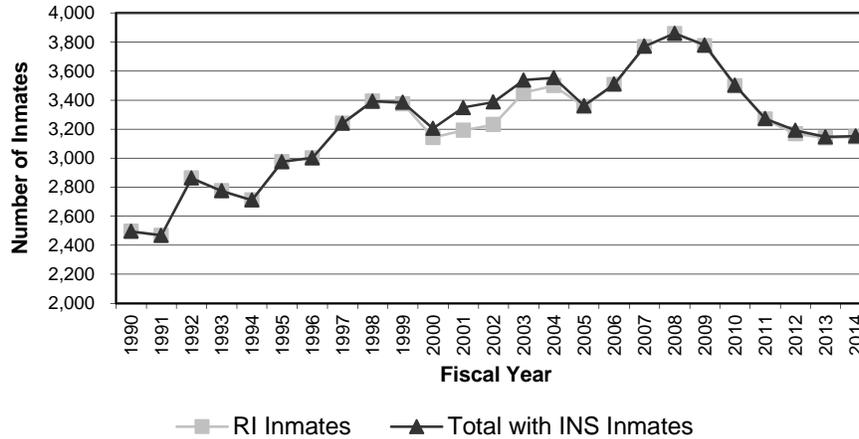
Federal funds of \$2.4 million in FY 2014 and \$1.7 million in FY 2015 will finance core personnel through the State Criminal Alien Assistance Program (\$810,000), as well as adult inmate education, AIDS counseling, sex offender assessment, supervision and treatment, family counseling, and reentry services (\$899,400 in FY 2014, \$687,994 in FY 2015). In addition, the Department has been awarded a total of \$728,000 in FY 2014 and FY 2015 in federal grants to implement a recidivism reduction program.

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# Public Safety

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**Inmate Population**



In order to provide necessary repairs and renovations to the Department’s aging facilities, the Governor recommends \$14.8 million in FY 2014 revised and \$19.1 million in FY 2015 from the Rhode Island Capital Plan Fund. Project funding includes a total of \$10.8 million for both years for various asset protection projects, as well as \$750,000 in each year for correctional officer overtime expenditures resulting from supervision of both inmate labor and outside vendors involved in various renovation projects, \$2.1 million in both years in renovation costs to enable the transfer of women inmates from their current facilities to new facilities, \$2.0 million in both FY 2014 and FY 2015 to renovate the Dix Building to house departmental staff, as well as major repair and renovation projects at Maximum Security (\$2.0 million), Medium Security (\$6.1 million both years), the Intake Service Center (\$6.3 million both years), and Minimum Security (\$4.7 million in both years).

The revised FY 2014 and FY 2015 FTE position level for the Department remains the same as the FY 2014 enacted level of 1,419.0. This includes an additional 2.0 FTE positions in the Parole Board program in FY 2015 and an offsetting reconciliation adjustment.

## ***Judiciary***

The Governor’s revised FY 2014 Budget for the Judiciary is \$107.5 million, including \$91.4 million in general revenue, \$2.1 million in federal funds, \$11.8 million in restricted receipts, and \$2.2 million in Rhode Island Capital Plan Fund financing. In relation to the FY 2014 enacted budget, the recommendation is a decrease of \$275,953 in general revenue, a decrease of \$560,488 in federal funds, an increase of \$34,668 in restricted receipts, and an increase of \$670,283 in Rhode Island Capital Plan Fund financing. The financing supports the six courts that comprise the Judiciary: the Supreme Court; Superior Court; Family Court; District Court, Workers’ Compensation Court; the Traffic Tribunal, and in addition, the Judicial Tenure and Discipline program. Various smaller courts exist to address specific areas of concern including a Small Claims Remediation Court, Adult Drug Court, Mental Health Court, and Pre-Trial Services. The 2013 Legislature provided financing and 3.0 FTE positions to implement a Veteran’s Court within the District Court, to integrate support and treatment plans with the judicial process.

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## Public Safety

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Salary, wages and benefits total \$80.1 million in FY 2014, comprised of \$70.2 million in general revenue, \$1.5 million in federal funds and \$8.4 million in restricted receipts. The retiree health calculation for judges totals \$12,784 in FY 2014, reflecting full actuarial-based financing for retired judges' health care expenses, less a remnant amount due early in the fiscal year. Statewide savings in medical benefits and the retiree health insurance calculation reduces personnel financing by \$386,278 in FY 2014. The Governor recommends offset of \$500,000 in personnel expense to an indirect cost recovery account that the Judiciary successfully implemented for several sub-programs, including the Child Support Enforcement Unit.

Consultant services, including information technology support, stenographic services, interpreters, and legal services total \$2.2 million in FY 2014. Operating expense is \$10.3 million, including \$9.6 million in general revenue, for the several buildings and court complexes operated by the Judiciary. In FY 2013, the Judiciary implemented offset of occupancy costs to the other state departments that occupy space in its courthouses, which has moderated expenditure growth in several areas including electricity, building maintenance, janitorial services and security services.

The Governor recommends financing in the grants category in the total amount of \$11.0 million in FY 2014 or \$293,611 less than the all funds enacted level. Of this amount, \$6.3 million is for judicial pensions, consisting of \$5.1 million in general revenue and \$799,956 for retired judges in the Workers' Compensation court financed with restricted receipts. Pension payments for judges retired prior to 1989 (also known as 'pay-go') are included as appropriated amounts in the Judiciary's budget. Defense of indigents is financed in the amount of \$3.5 million in FY 2014, legislative grants are provided at the enacted level of \$555,319, and other grants total \$699,807. Other grants are for various sub-programs in the Courts including victim's rights, juvenile justice assistance, mental health counseling and small claim mediation.

Capital financing is provided for the Judiciary in the amount of \$3.9 million in FY 2014, including \$413,000 in general revenue, \$1.3 million in restricted receipts and \$2.2 million from the Rhode Island Capital Plan Fund. The Judiciary intends to use the bulk of its cost recoveries in FY 2014 to develop and implement a new case management system, including electronic filing, in addition to the personnel offset as recommended by the Governor. Rhode Island Capital Plan Fund financing is recommended to accelerate upgrades to courtrooms, HVAC systems and security enhancements for courtrooms and public entry points. Other uses of capital financing include building renovations, computer equipment, software and licensing and capital lease on the Judiciary's copy machines.

For FY 2015, the Governor recommends \$106.5 million, including \$92.4 million in general revenue, \$1.9 million in federal funds, \$10.8 million in restricted receipts, and \$1.4 million in Rhode Island Capital Plan Fund financing for the Judiciary. The recommendation represents a general revenue increase of \$740,309 from the FY 2014 enacted Budget. Salary and benefits total \$80.9 million, consisting of \$71.0 million in general revenue, \$1.4 million in federal funds and \$8.5 million in restricted receipts. Across all funds, personnel increases by \$589,697 attributable to statewide benefit growth, as opposed to financing for new positions. Year-over-year salary growth from FY 2014 to FY 2015 is \$47,232, attributable to a turnover rate of 4.2 percent in the Governor's FY 2015 recommendation and continued constrained hiring by the Judiciary.

In FY 2015, consultants total \$2.1 million or \$272,928 less than the FY 2014 enacted amount reflecting a shift from use of consultants to judiciary employees as court technology projects are implemented. Operating expense is \$10.6 million or \$729,867 more than the FY 2014 enacted level. The Governor

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## Public Safety

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recommends general revenue operating expense in the amount of \$9.8 million, an increase of \$705,206 from the FY 2014 enacted level, to accommodate Judicial occupancy costs associated with its buildings and courtrooms, net of cost allocation to other state departments that reside in court buildings. Other increases in the operating category of expenditure include \$117,440 more for records storage to a total of \$174,950, and \$352,822 more for software maintenance agreements to a total of \$1.0 million in FY 2015.

Grants (including 'pay-go' pensions) total \$9.8 million, including \$3.5 million for defense of indigents, \$355,319 in legislative grants and \$326,657 in other grants. Legislative Grants are reduced by \$200,000 in the Governor's recommendation in FY 2015, reflecting a target adjustment that removed financing for a one-time modeling grant intended to explore community-based alternatives that would reduce incarceration and recidivism. Pensions for judges appropriated in the Judiciary total \$6.6 million in FY 2014 including \$5.8 million in general revenue with the balance of \$799,956 financed by restricted receipts.

Capital expense is \$3.7 million, comprised of \$1.4 million in Rhode Island Capital Plan funds, \$413,000 in general revenue, and \$226,104 in restricted receipts. General revenue-financed capital is for mostly for lease payments on the courts' copy machines and for desktop computer replacements. Financing in the amount of \$1.5 million for the second year of the case management system will be provided by either the Information Technology Fund in the Department of Administration or by issuance of Certificates of Participation, pending legislative approval. Rhode Island Capital Plan Fund dollars are provided for continued renovation of Court facilities to ensure the safety of visitors and staff, and to preserve the historic nature of some of its courthouses.

The Governor recommends 726.3 FTE positions in the revised FY 2014 and FY 2015, the same as the FY 2014 enacted Budget.

### *Military Staff*

The Governor's revised FY 2014 Budget for the Military Staff is \$49.0 million, including \$3.6 million general revenue, \$41.3 million in federal funds, \$3.5 million in Rhode Island Capital Plan Fund financing, and \$771,058 in restricted receipts. In FY 2014, the Military Staff is comprised of the National Guard Program and the Rhode Island Emergency Management Agency Program. The Governor proposes in FY 2015 to separate these two agencies, to reflect executive authority reassignment from the Adjutant General to the Executive Director of the Rhode Island Emergency Management Agency to reflect current practice of state response in times of natural and manmade emergency events.

The FY 2014 revised general revenue budget is \$229,946 less than the enacted budget across both programs as they appear in one agency in FY 2014, largely due to savings in the maintenance contract for the Rhode Island Statewide Communications Network (RISCON) from a renegotiated agreement with the service provider.

For personnel, the Governor recommends \$10.4 million all funds, comprised of \$7.3 million for the National Guard program's 85.0 FTE positions, and \$3.0 million for the Rhode Island Emergency Management Agency's 32.0 FTE positions. For the National Guard, the federal to state financing ratio for personnel is approximately 91:9 in FY 2014. For the Emergency Management Agency in FY 2014, the federal to state financing ratio for personnel is 71:29, with a portion of the state financing provided by indirect cost recoveries on certain federal grants. The Governor's recommendation for both programs

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## Public Safety

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includes salary and benefit adjustments to reflect current services calculations for retirement, medical benefits, and retiree health insurance.

The Governor recommends a total of \$91,000 in general revenue to compensate military retirees who provide ceremonial services for the Funeral Honors program to conduct honorable and professional funeral ceremonies (including firing squads and buglers) for all eligible veterans in accordance with both state and federal legislation. The general revenue budget will finance firing squads and buglers in cases where federal regulations do not permit federal funds to be used. The Governor also recommends \$100,000 for education stipends to Guard members for tuition expense at the State's public institutions of higher learning.

Also in FY 2014, the Governor recommends Rhode Island Capital Plan Fund financing in the amount of \$1.9 million for various asset protection projects, and continuing projects at the Armory of Mounted Commands, the Command Readiness Center, and the Camp Fogarty and Burrillville Training Centers. The Governor also provides \$425,000 for year one of significant upgrades to the historic Benefit Street Arsenal in Providence. The Rhode Island Capital Plan Fund financing is expended in proportion to federal financing, in a ratio dependent on ownership and use of the structures. The Governor recommends federal capital financing in the amount of \$2.5 million in FY 2014 for match to the state financing. The state match to Federal Emergency Management Agency financing for Hurricane Sandy reimbursements is discussed under the Rhode Island Emergency Management Agency's summary discussion.

For the FY 2015 budget, the Governor recommends \$19.0 million for the Military Staff, which is now comprised of only the National Guard program. The Governor provides \$1.8 million in general revenue for the Guard which is \$481,059 more than the FY 2014 enacted level for the program. Federal financing in the amount of \$14.8 million is provided for the various security programs of the Air and Army National Guards, and the firefighters at the Quonset Air base. The Governor also includes \$300,000 in restricted receipts from the Military Family Relief program and \$142,800 from counter drug forfeitures, specifically the Google settlement, in his FY 2015 recommendation. Financing for the Family Relief fund comes from check-offs on state income tax forms – disbursements assist eligible reservists and members of active duty military in need of assistance. The forfeiture recoveries are programmed for restricted use as outlined in the settlement agreement between the State and the United States Department of Justice.

For personnel in FY 2015, the Governor recommends \$7.7 million in all funds for the 85.0 FTE positions in the National Guard, comprised of \$783,446 in general revenue and \$7.0 million in federal financing or a federal to state personnel financing ratio of approximately 92:8. The Governor provides \$75,000 in overtime and other expenses in anticipation of National Guard activation for the January, 2015 inaugural events for newly elected general officers. Continued funding is provided for various benefits provided to National Guard active and retired personnel continues in the Governor's FY 2015 recommendation, including the Education Benefit, the Life Insurance Benefit (reimbursement for federal funded life insurance for guardsmen deployed overseas), and the Funeral Honors program.

Operating expense financed with general revenue is \$796,365 in FY 2015, an increase of \$64,036 from the FY 2014 enacted, attributable to state share requirements at federal facilities for utility costs, building maintenance and repair, and janitorial services. Rhode Island Capital Plan Fund financing is provided in the amount of \$2.0 million in FY 2015 for continued asset protection and improvement projects at State Armories, training centers and administrative buildings. The Governor also provides \$2.5 million in

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## Public Safety

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federal construction financing in conjunction with the Rhode Island Capital Plan Fund financing.

For the National Guard program, the Governor recommends 85.0 FTE positions in the revised FY 2014, no change from the enacted level and 85.0 FTE positions in FY 2015.

### *Department of Public Safety*

The Department of Public Safety includes the following programs: Central Management, E-911 Emergency Telephone System, State Fire Marshal, Security Services, Rhode Island State Police, and Municipal Police Training Academy.

The Governor's revised FY 2014 Budget for the Department of Public Safety is \$125.4 million, including \$94.6 million in general revenue, \$10.4 million in federal funds, \$12.9 million in restricted receipts, and \$7.5 million in other funds. This recommendation is an increase of \$1.1 from the enacted FY 2014 Budget of \$124.3 million, and reflects a decrease of \$1.7 million in general revenue, an increase of \$4.3 million in federal funds, an increase of \$100,567 in restricted receipts, and a decrease of \$1.6 million in other funds.

The \$1.7 million decrease in general revenues recommended by the Governor in FY 2014 includes reductions of \$1.8 million in personnel expenditures throughout the Department of Public Safety. Of this total, \$848,087 occurs in the State Police program primarily due to four (4.0) recruits not completing the 55<sup>th</sup> State Police Academy, unexpected trooper retirements, turnover expectations, and statewide benefit savings. The Governor's revised FY 2014 Budget recommendation continues to finance \$3.5 million for personnel, clothing, and equipment costs for thirty-six (36.0) recruits who recently completed the 55<sup>th</sup> State Police Academy, which began July 2013.

The Governor's revised recommendation for federal funds totals \$10.4 million in FY 2014, which is an increase of \$4.3 million from the enacted FY 2014 Budget of \$6.2 million. Major changes in federal funds include an increase of \$902,500 in Homeland Security grants and \$250,000 in Urban Area Security Initiatives found within the State Police program. Additionally, the recommendation includes \$682,295 more in the Central Management program to reflect new grant awards such as Alcohol Impaired Driving Countermeasure Incentive grants, the financing for the Rhode Island Forensic Improvement program and National Priority Safety Grants, all received during the fiscal year.

The Governor's revised recommendation for restricted receipts totals \$12.9 million in FY 2014, which is an increase of \$100,567 from the enacted FY 2014 Budget due to minimal variances throughout the Department's budget. The enacted FY 2014 amount for restricted receipts includes \$11.7 million in Federal Forfeitures financing from the Google Settlement, with the balance from other forfeiture recoveries.

The Governor's revised recommendation for other funds totals \$7.5 million in FY 2014, which is a decrease of \$1.6 million from the enacted FY 2014 Budget of \$9.1 million. The decrease is primarily due to a reduction in Rhode Island Capital Plan Fund financing of \$1.3 million for various projects, including a decrease of \$1.2 million by shifting financing to later years for the State Police Barack and Training Academy project and a decrease of \$583,500 for the Rhode Island Fire Academy building project offset slightly by an increase of \$137,967 for Parking Area Improvements.

Additionally, the Governor recommends an increase of \$147,688 in the Capitol Police Rotary Internal

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## Public Safety

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Service Account to finance one (1.0) new Capitol Police Officer FTE position, which will be located at a state office building at 50 Service Ave in Warwick. The recommendation also shifts two (2.0) FTE positions from the Capitol Police Program to the internal service fund. This program supplies security services to other State Departments which then reimburse the Department of Public Safety for those services rendered.

For the revised FY 2014 Budget, the Governor recommends 634.2 FTE positions for the Department of Public Safety, which is a decrease of 11.0 FTE positions from the enacted level of 645.2 FTE positions. The decrease accounts for one (1.0) General Counsel FTE position within the Central Management program, the Director of the Rhode Island Municipal Police Training Academy FTE position (1.0), and nine (9.0) FTE positions within the State Police program.

The Governor's FY 2015 Budget for the Department of Public Safety is \$128.9 million, including \$96.0 million in general revenue, \$6.9 million in federal funds, \$12.9 million in restricted receipts, and \$13.2 million in other funds. This recommendation is an increase of \$4.5 million from the enacted FY 2014 Budget of \$124.3 million, and reflects a decrease of \$393,965 in general revenue, an increase of \$738,740 in federal funds, an increase of \$110,666 in restricted receipts, and an increase of \$4.1 million in other funds.

The \$393,965 decrease in general revenue recommended by the Governor in FY 2015 primarily reflects a savings of \$800,000 in retiree health benefits by requiring any retired State Police Officer who is currently employed by a non-state entity and eligible to receive health insurance benefits through said employer to move off of state health insurance coverage. The savings is offset with the addition of one (1.0) Paralegal Clerk FTE position to the Central Management program and one (1.0) Lead Information Systems Specialist FTE position to the State Police program.

The Governor recommends increased general revenue expenditures of \$58,175 in his FY 2015 Budget to finance a new Paralegal Clerk position as of September 2014 in the Central Management program. Previously, the Division of Sheriffs fell under supervision of the Department of Administration and there its many issues such as grievances, disciplinary actions, updating rules and regulations, policy changes, and memorandum of understandings were handled by Administration's multiple attorneys and staff. The Department of Administration has since relinquished all legal responsibilities and control over the Sheriffs personnel and as a result, the Governor recommends the additional employee to assist with these issues.

The Governor also recommends additional general revenue expenditures of \$86,882 in FY 2015 to finance a new Lead Information Systems Specialist position within the State Police program. This position will work alongside the State Police Management Information Systems Unit to assist the agencies within the Department of Public Safety. The recommendation accounts for a full year of expenditures in FY 2015 to provide technical assistance for the Department of Public Safety. When the Department of Public Safety was formed in 2008, the number of technical staff remained the same as issues increased. This position will help alleviate the strain imposed on current technical staff.

Additionally, the Governor recommends an increase of \$398,883 in general revenue expenditures to finance 177.0 FTE positions within the Division of Sheriffs based on promoting seven (7.0) currently vacant positions beginning in FY 2015. The vacant Sheriff positions are one (1.0) Major, one (1.0) Lieutenant, and five (5.0) Deputy-Sergeant positions. These positions will be filled internally by promotions within the Division of Sherriff. Based on the promotions into higher levels, this would cause

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## Public Safety

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seven (7.0) Deputy Sheriff positions to become vacant. As a result, the Governor recommends filling all seven (7.0) FTE positions in FY 2015. The Governor also recommends shifting six (6.0) Deputy Sheriff positions from thirty-five to forty hour work weeks. During contract negotiations in 2005, a settlement agreement was reached with the Department of Administration which ensured that the thirty-five hour workweek employees would have a change in work schedule to a forty hour workweek schedule. The goal is to continue this trend of shifting six (6.0) each year until all Deputy Sheriff positions are on a forty hour workweek.

The Governor's Recommendation for federal funds totals \$6.9 million in FY 2015, which is an increase of \$738,740 from the enacted FY 2014 Budget of \$6.2 million. Major changes in federal funds include increases of \$526,359 in the State Police program and \$94,000 more in the Fire Marshal program to reflect available award amounts anticipated to be received in FY 2015.

The Governor's Recommendation for restricted receipts totals \$12.9 million in FY 2015, which is an increase of \$110,666 from the enacted FY 2014 Budget of \$12.8 million. The increase is primarily due to an increase of \$375,000 in Federal Forfeitures retained offset by minimal reductions throughout the Department. In addition, the FY 2015 recommendation includes \$11.7 million in financing from the Google Settlement, which is also included in the Governor's FY 2014 recommendation.

The Governor also recommends shifting personnel expenditures of one (1.0) Clerk Position and twenty percent of costs associated with the Fire Marshal position, all previously financed by general revenue, to the Fire Academy Training Fees restricted receipt account based on current cash trends. Rhode Island General Law 23-28.2-22 created the Fire Education and Training Unit under the Division of Fire Marshal in FY 2011 and also established a Fire Academy Training Fees restricted receipt account. All receipts collected are deposited in this account and used to fund costs associated with the fire training academy. As such, the Governor recommends shifting \$115,400 in general revenue costs to restricted receipts in the Fire Marshal program.

The Governor's Recommendation for other funds totals \$13.2 million in FY 2015, which is an increase of \$4.1 million from the enacted FY 2014 Budget of \$9.1 million. The increase is primarily due to \$4.2 million in various Rhode Island Capital Plan Fund projects throughout the Department of Public Safety.

Similar to the revised FY 2014 Budget recommendation, the Governor recommends an increase of \$188,068 in the Capitol Police Rotary Internal Account to finance one (1.0) new Capitol Police Officer FTE position, which will be located at a state office building at 50 Service Ave in Warwick and the shifting of two (2.0) FTE positions to the internal service fund for positions currently paid for by State Departments through this internal service fund. The Department of Public Safety includes the Capitol Police Rotary program. The program includes 11.0 FTE positions financed from the internal service fund, an increase of three (3.0) FTE positions, with a corresponding reduction from the Capitol Police program financed entirely with general revenues. The Governor's recommendation for the Capitol Police Rotary totals \$1.0 million in FY 2014 and \$1.1 million in FY 2015.

For the FY 2015 Budget, the Governor recommends 634.2 FTE positions for the Department of Public Safety. Similar to the revised FY 2014 Budget, this is a decrease of 11.0 FTE positions from the FY 2014 enacted. The decrease accounts for one (1.0) General Counsel FTE position within the Central Management program, the Director of the Rhode Island Municipal Police Training Academy FTE position (1.0), and nine (9.0) FTE positions found within the State Police program.

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## Public Safety

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### *Office of the Public Defender*

The Governor's revised FY 2014 Budget for the Office of the Public Defender is \$11.1 million, including \$10.9 million in general revenue and \$257,806 in federal funds. The general revenue recommendation is \$149,275 less than the FY 2014 enacted level, while the federal funds recommendation is \$34,910 less than the FY 2014 enacted level. Personnel expenditures decrease by \$107,238 due to statewide adjustments for medical benefits (including medical contract savings) and retiree health and turnover savings. The Governor recommends \$162,591 in contract services, a decrease of \$20,211. Operating and capital expenditures of \$951,275 decrease by \$21,826.

The Governor recommends total expenditures of \$11.4 million in FY 2015, including \$11.1 million in general revenue and \$248,864 in federal funds. The FY 2015 general revenue recommendation is \$96,130 more than the FY 2014 enacted budget, while federal funds decrease by \$43,132. The budget reflects adjustments to current services required for salary and employee benefit requirements of the existing staff, including both initial statewide target increases for retirement, retiree health, and medical benefits and statewide reductions in these items due to identified savings. The Governor recommends \$176,763 in contract services for both trial related work and continued funding of intake eligibility technicians. The Governor recommends \$991,648 in operating and capital expenditures, including continued funding of \$24,793 in FY 2015 for computer network and operating systems upgrades.

The Governor recommends continued inclusion of the following federal grant funded programs: 1) \$97,341 in FY 2014 and \$89,119 in FY 2015, for the Juvenile Response Unit; 2) \$99,710 in FY 2014 and FY 2015 for the Community Partnership program that funds legal and social work assistance to clients; and 3) \$60,035 in FY 2014 and FY 2015, for the John R. Justice Incentive Grant. Funds from this grant will be loaned out as scholarly assistance to municipal, state and federal prosecutors and defenders.

The FY 2014 revised and FY 2015 recommendations are for 93.0 FTE positions, no change from the enacted level. The staff consists of attorneys supported by social workers, investigators, interpreters, information technology, intake and clerical support.

### *Rhode Island Emergency Management Agency*

The Governor's recommended FY 2015 Budget proposes to transfer executive duties associated with the Rhode Island Emergency Management Agency from the Military Staff to a separate, stand-alone agency. For the purposes of presentation, historical expenditure information will remain under the Military Staff. The reassignment of executive authority reflects the current operational practice of state response in times of natural and manmade emergency events.

The Governor provides a total of \$20.6 million in FY 2015 for the Rhode Island Emergency Management Agency, comprised of \$2.0 million in general revenue, \$18.3 million in federal funds, \$221,729 in restricted receipts and \$167,000 in Rhode Island Capital Plan Fund financing. Total personnel financing is \$3.4 million for the 32.0 FTE positions transferred to the new Agency. General revenue financing for personnel totals \$779,390 in the Governor's recommendation, or approximately 23.0 percent of total personnel financing for the Agency. Federal funds provide 71.0 percent personnel financing, or \$2.4 million. Restricted receipt financing, comprised of indirect cost recoveries from certain federal grants and non-state funding for the Title III program (Emergency Planning and Community Right-to-Know Act) provides 6.0 percent, or \$192,831 in FY 2015.

General revenue also provides financing for the annual maintenance contract for the Rhode Island

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## Public Safety

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Statewide Communications Network (RISCON) which maintains interoperable communications between the State, cities and towns, and other entities with over 10,000 end users. A newly renegotiated contract is financed with general revenue in the amount of \$1.2 million in FY 2015, ensuring 24/7 on-site technical support, security testing, and performance management reports for managers to ensure that all site equipment is performing at optimum levels. Federal financing is also provided in the amount of \$254,169 from a 2010 Interoperable Emergency Communication Grant. Future challenges for the system include sustainability of the physical infrastructure, conformance with security requirements of the federal Homeland Security Act, and back-up generators to avoid interruption in service during emergency events, thereby ensuring the safety of first responders.

The Governor's FY 2015 federal financing recommendation includes \$3.1 million in Emergency Management Performance Grants to assist communities in preparedness efforts, and \$3.4 million in State Homeland Security Grants for efforts associated with terrorist threats, active shooters, hazardous material containment, and mass evacuations. The Rhode Island Emergency Management Agency's role as the centralized coordinator of resources ensures that interagency coordination exists, that executive decision making is centralized, and that information is disseminated accurately and immediately. The federal financing allows the organization to maintain consistent practices among the communities and other groups in terms of response, recovery and preparation for future events.

The Governor also recommends \$10.2 million in Federal Emergency Management Agency financing for various natural disasters including the floods of 2010, Tropical Storm Irene in 2011, Hurricane Sandy in 2012 and the Nemo Blizzard of 2013. The Federal Emergency Management Agency grants provide flow-through financing that reimburses communities and other groups for recovery projects after events that follow the issuance of a major disaster declaration.

Following the Hurricane Sandy declaration, the Governor recommended Rhode Island Capital Plan Fund financing to provide the 25.0 percent state match for state buildings and facilities that suffered damage from the storm. In the FY 2014 revised budget, \$1.6 million in Rhode Island Capital Plan Fund financing and \$2.8 million in federal financing is provided in the Emergency Management Agency's program as it appears within Military Staff's budget. A total of \$5.1 million was disbursed from these two resources in FY 2013 for the damage inflicted on state facilities by this storm. Residual disbursements of \$167,000 are expected in FY 2015 for Hurricane Sandy and the Governor provides Rhode Island Capital Plan Fund financing for this purpose in the new Rhode Island Emergency Management Agency.

The Governor recommends 32.0 FTE positions for the Rhode Island Emergency Management Agency in FY 2015, which is the same as the FY 2014 enacted for the program as it appeared in the Military Staff's appropriation.