

# Defense System Caseloads in 52 Upstate Counties and New York City, 2018

A Report to the Division of Budget

October 31, 2019

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## Introduction

The Office of Indigent Legal Services (ILS) presents this report to the Division of Budget pursuant to its commitment to deliver an analysis of ‘baseline’ caseloads in defender providers across New York beginning in 2017. This is the second annual report and focuses on the jurisdictions covered by legislation passed in April, 2017, to extend to fifty-two upstate counties and New York City by April 1, 2023 similar reforms as had been implemented in five counties following the settlement of the *Hurrell-Harring et al. v. State of New York et al.* lawsuit.<sup>1</sup> It contains data on the caseloads of every provider of criminal representation in those localities in 2018, the numbers of attorneys employed to handle those caseloads, resources expended by providers, and historical data to show trends over time.

It is important to note at the outset of this Report that the case weights reported herein are measured according to a slightly revised version of the 1973 National Advisory Council standards of 150 felony assignments or 400 misdemeanor assignments or 25 appeals assignments per year.<sup>2</sup> These standards have lost credibility over time<sup>3</sup> and in New York they have been superseded by the significantly more precise and appropriate ILS Caseload Standards enunciated in *A Determination of Caseload Standards pursuant to § IV of the Hurrell-Harring v. The State of New York Settlement* (December 8, 2016) which differentiates cases by seven case types. We use them in this report only because, as explained in our December 1, 2017 statewide plan for caseload relief submitted pursuant to Executive Law § 832 (4), most providers of mandated criminal defense representation lack the capacity to provide accurate case data under the seven categories of cases required by the new standards. This will change by 2021, as explained herein; but it is important to recognize that the caseload numbers generated under the discredited NAC standards are for baseline purposes only.

The report also contains analyses showing changes over time in the adequacy of resources available in providers of defense representation. These analyses are performed in two different ways, reflecting a fundamental distinction between two different systems in place for supplying defense representation in New York. For ‘institutional providers,’ which are offices employing attorneys as staff members on either a full- or part-time basis to supply representation, we compare the total number of weighted cases to the total numbers of attorneys and support staff available. This results in a ‘weighted cases per attorney’ metric which can be interpreted as an indicator of resource sufficiency in these providers and can be tracked over time to monitor whether caseloads per attorney are going up or down.

Assigned counsel programs differ from institutional providers in that they do not deliver representation through the use of staff attorneys whose employment status is knowable – i.e., full or part-time, etc. This poses a challenge in assessing weighted cases per attorney. Instead, these programs deliver representation using private attorneys who are paid an hourly statutory rate to represent clients on cases to which they are assigned.<sup>4</sup> Accordingly, we compare the total number of cases in these

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<sup>1</sup> See N.Y Executive Law §832(4).

<sup>2</sup> This slightly revised version of 367 weighted cases (or 138 felonies, or 23 appeals) in any given year was adopted by the ILS Board in September 2014. This revised NAC caseload standard takes into account the need to factor in supervisory resources. For a more comprehensive explanation see *A Determination of Caseload Standards pursuant to §IV of the Hurrell-Harring v. The State of New York Settlement*, December 8, 2016, Section IV, p. 12.

<sup>3</sup> See *A Determination of Caseload Standards pursuant to §IV of the Hurrell-Harring v. The State of New York Settlement*, Section I, pp. 2-5.

<sup>4</sup> See N.Y. County Law §722-b, which sets the hourly rate for assigned counsel attorneys.

programs to the amounts expended on representation, resulting in a ‘dollars per case’ metric which can also be interpreted as an indicator of resource sufficiency in providers, and can be tracked over time to monitor whether resources are becoming more or less ample.

We do not, in this report, make specific judgments about whether resource levels in providers are adequate, or how much additional resources might be needed to make them so. These analyses were already performed and presented in our December 1, 2017 *Plan for Implementation of Caseload Standards in New York State*. Rather, the analyses we present here are a continuation of the ‘baseline data’ originally reported in 2017, against which future changes in the resources that providers dedicate to cases can be judged. As the statewide expansion of the *Hurrell-Harring* reforms gets underway,<sup>5</sup> we expect the numbers of cases per attorney in institutional providers to fall, and the dollars expended per case in assigned counsel providers to rise.

These expectations are hedged by important caveats. First, while the metrics presented in this report will be sufficient to show progress toward the general goals of caseload reform in New York, they are limited in their precision. This is because most providers of representation across the state supply counsel both to defendants in criminal cases, and also to parent respondents in Family Court. While the *Hurrell-Harring* expansion legislation targets funding toward the improvement of criminal representation exclusively, our data do not allow us to separate out the staffing or expenditures of providers dedicated to criminal representation from those dedicated to representation in Family Court. Accordingly, while the impact of the statewide expansion legislation ought to be visible over time in the metrics we present here for this report, it is not yet feasible to separate out the impact that the reform is having on criminal representation from contemporaneous work by providers in Family Court.

Second, we will begin collecting more refined data from providers beginning in 2021 which will permit us to distinguish staffing and expenditures dedicated to criminal and Family Court representation in calendar year 2020. Also, at that time, we will collect data on provider caseloads that will distinguish the seven types of cases in the ILS Caseload Standards, permitting us to apply a weighting system to the caseload data published in our 2016 report *A Determination of Caseload Standards pursuant to § IV of the Hurrell-Harring v. The State of New York Settlement*. Thus, the metrics used in this report, though they may provide suggestive evidence of the trajectory of caseload changes across the state, will in 2021 be supplanted by improved measurements.

In 2021, we expect for the first time to be able to measure how many staff persons were dedicated to criminal representation across the state; exactly what the caseload of each provider was, per our more refined system for weighting cases; and exactly how much time attorneys in Assigned Counsel Programs dedicated to cases, on average, across the year. Whereas the metrics in this report will allow us to assess whether caseload reforms are proceeding in the right direction, the metrics we anticipate reporting in 2021 will also allow us to assess whether those reforms have proceeded sufficiently that providers of representation are then in compliance with caseload standards, or, if they are not, what additional resources are needed.

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<sup>5</sup> At the time of this report’s submission, contract proposals for each of the 52 counties and New York City have been successfully negotiated. Each proposal contains the ingredients to achieve compliance with the ILS Caseload Standards and improve the quality of criminal defense provided and justice achieved throughout the state.

The analyses that follow are therefore presented as the second year of the three-year ‘baseline data’ against which to judge the direction, though not the precise magnitude, of progress toward caseload standards compliance among providers of defense representation across New York.

## The Data

This report relies on data collected annually by ILS on the caseloads, staffing and expenditures of providers of representation in the fifty-two upstate counties for the calendar years 2012-2018, and in New York City for the calendar year 2018 only. The data include the reported numbers of felony, misdemeanor/violation, Family Court and criminal appeal cases opened in each provider in the year in question; the number of attorney and non-attorney staff in each institutional provider on July 1 of the year in question, expressed in full-time equivalent terms; and the total expended by the provider across the whole year. Although ILS collected data for all the counties and providers in the state (totaling 156 providers in 2018), we omit from this report any data relating to any provider in the five *Hurrell-Harring* defendant counties (n=11), and any provider that engaged solely in Family Court representation (n=11). Thus, our dataset is comprised of 134 providers of representation.

The specific techniques used to collect these data were consistent across the years in which the data were collected and were as follows.

- First, ILS received the annual reports, known historically as the ‘UCS-195’ form, directly from providers and extracted from those reports data on caseloads and expenditures for all providers where available.
- Second, where those reports were missing, incomplete, facially inaccurate, or combine statistics for multiple providers into a single form, ILS followed up with providers for clarification and corrections.
- Third, ILS contacted all institutional providers of representation directly to obtain data on their FTE staff in both attorney and non-attorney categories.
- Fourth, ILS sought and received appellate case counts from the clerks of the Second, Third and Fourth Departments who are able to supply consistent counts of cases broken down by providers within counties. (First Department appellate caseloads were obtained from providers of representation directly.)

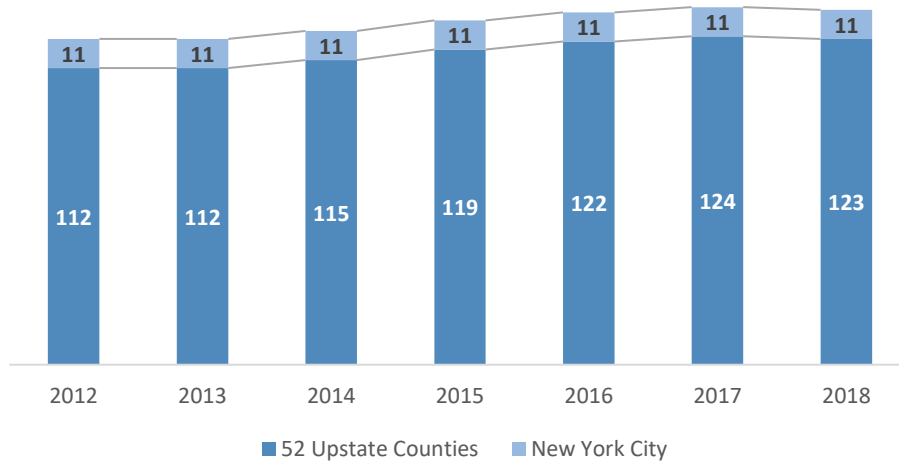
The dataset itself is organized by ‘provider’ of representation: where we speak in this report about caseloads, staffing and expenditures, the implicit understanding throughout is that these are properties of individual providers of defense representation. The definition of the term ‘provider’ cannot be taken for granted, however. To clarify its need for data to be broken down appropriately by provider, ILS has developed the following definition of ‘provider’:

*A provider is a public defender office, conflict defender office, legal aid society, assigned counsel program, or any other office, firm, individual, or entity that provides representation to persons financially unable to afford counsel in criminal or Family Court cases as defined in NY County Law 18-b. We consider assigned counsel ‘providers’ to exist in counties even where no formal administration exists and judges assign counsel ad hoc. Except in New York City, we consider providers to be specific to a county. Where a single organization supplies representation in multiple counties (sometimes called a ‘regional’ program), separate data must be submitted for services provided by that organization in each county respectively. Where one person or entity*

*oversees two or more providers according to this definition (as, for example, where public defender offices oversee assigned counsel systems) separate data must be submitted for each provider.*

Across the years for which the data have been gathered, the number of providers of representation has changed slightly, generally as the result of the addition of new programs providing representation. In 2018, ILS counted 134 providers of mandated criminal representation across the fifty-two upstate counties and New York City. Twenty-three of these were dedicated only to criminal representation; the remaining 111 carried a mixture of Family Court and criminal cases. Figure 1 shows the trend in the number of providers of representation across these counties since 2012, while Table 1 notes the specific changes in providers that occurred each year.

*Figure 1: Providers of representation by year, family court providers and Hurrell-Harring defendant counties excluded.*



*Table 1: Provider changes by year.*

Year	New providers created
2014	<ul style="list-style-type: none"> <li>Appellate representation programs in Cattaraugus, Genesee and Orleans Counties.</li> </ul>
2015	<ul style="list-style-type: none"> <li>Appellate representation programs in Otsego, Saint Lawrence and Warren Counties.</li> <li>Yates County Conflict Defender.</li> </ul>
2016	<ul style="list-style-type: none"> <li>Franklin County Alternate Conflict Defender.</li> <li>Steuben County Conflict Defender.</li> <li>Appellate representation program in Fulton County.</li> </ul>
2017	<ul style="list-style-type: none"> <li>Third Alternate Conflict Defender in Columbia County (program existed since 2015, but took criminal cases for the first time).</li> </ul>

- Appellate representation program in Cortland County.
- 2018
- Appellate representation in Livingston County.
  - Franklin County Alternate Conflict Defender Office abolished.
  - Third Alternate Conflict Defender in Columbia County only takes Family Court cases.

In previous years, ILS has needed to substitute in data from the most recent prior year available in order to create a complete dataset for analysis (see *Defense System Caseloads in 52 Upstate Counties and New York City, 2017*).<sup>6</sup> This year, ILS was able to obtain caseload, staffing, and expenditure data from every provider in the state and did not need to substitute data from previous years.

We also collected caseload, staffing and expenditure data for New York City providers of representation. In so doing, we were cognizant of the fact that some NYC providers not only provide criminal defense representation, but also legal representation in civil matters such as the denial or loss of public housing, employment, or public benefits, as well as immigration proceedings. These providers recognize that clients represented on criminal cases may also face various civil legal issues, and therefore seek to not only provide criminal defense representation but to also support and assist their clients with the non-criminal legal problems that they may face. Thus, some of the NYC institutional providers not only have a criminal defense practice, but also a civil legal services practice that goes beyond the legal representation mandated under County Law article 18-B. To ensure that the data we collected about staffing pertains only to the criminal defense services mandated by County Law 18-b, we instructed the NYC providers as follows:

- Please count *only* staff that are providing mandated representation pursuant to County Law 18-B. Staff engaged in immigration or housing advocacy, for example, should not be counted, even if they are working with clients that also have criminal cases pending.
- If staff members split their time between mandated and other-than-mandated work, please count them toward the total in the same way you would a part-time person: thus, if 50% of a full-time attorney’s time is spent in mandated representation and the other 50% is spent on immigration, please count them as 0.5 FTE.

In the analysis section that follows, we present data on the caseloads, staffing and expenditures of providers of defense across New York, distinguishing institutional provider, assigned counsel, and upstate and New York City data where appropriate and useful. We then present two metrics reflecting resource adequacy in defense providers – weighted cases per attorney in institutional providers (Figure 13) and spending per weighted case in assigned counsel providers (Figure 14). It is by repeated assessment of these latter metrics that we propose to measure the progress of caseload standards implementation in coming years.

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<sup>6</sup> There are six exceptions to this rule. In 2012, five providers did not supply any data, and, having no prior years from which to substitute figures, those data are simply missing in our dataset. In 2015, similarly, the Yates County Conflict Defender was founded, but did not supply any data, and did not have any data from prior years we could use. Those values are also missing in our dataset, therefore.

## Analysis

Figure 2 presents the total sum of aggregated caseloads in all providers in the fifty-two upstate counties. Figures 3 and 4 break those totals out into caseloads handled by institutional providers and assigned counsel.

*Figure 2: Total Caseloads Handled by Providers of Criminal Representation in Fifty-two Upstate Counties, 2012-2018*

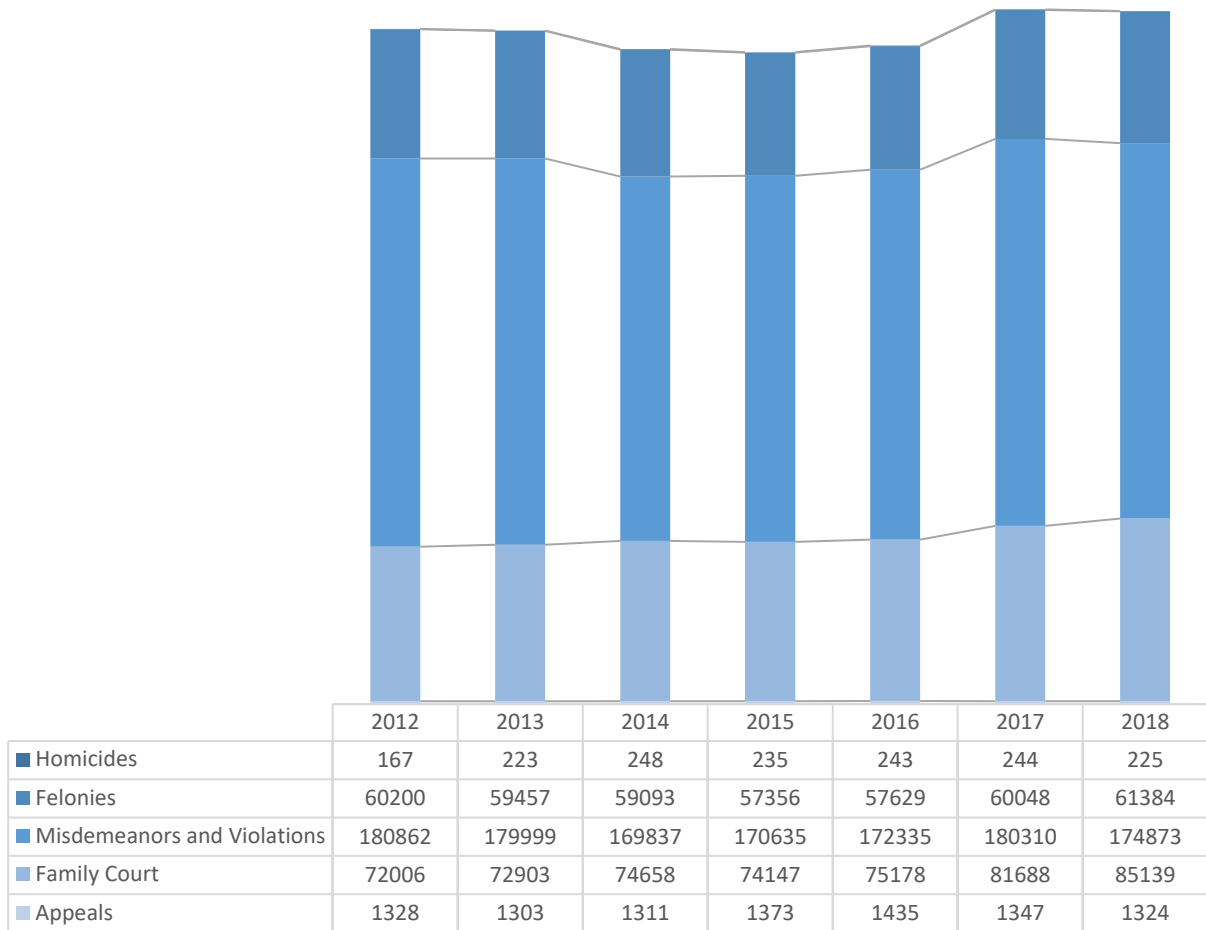




Figure 3: Total Caseloads Handled by Institutional Providers of Criminal Representation in Fifty-Two Upstate Counties, 2012-2018

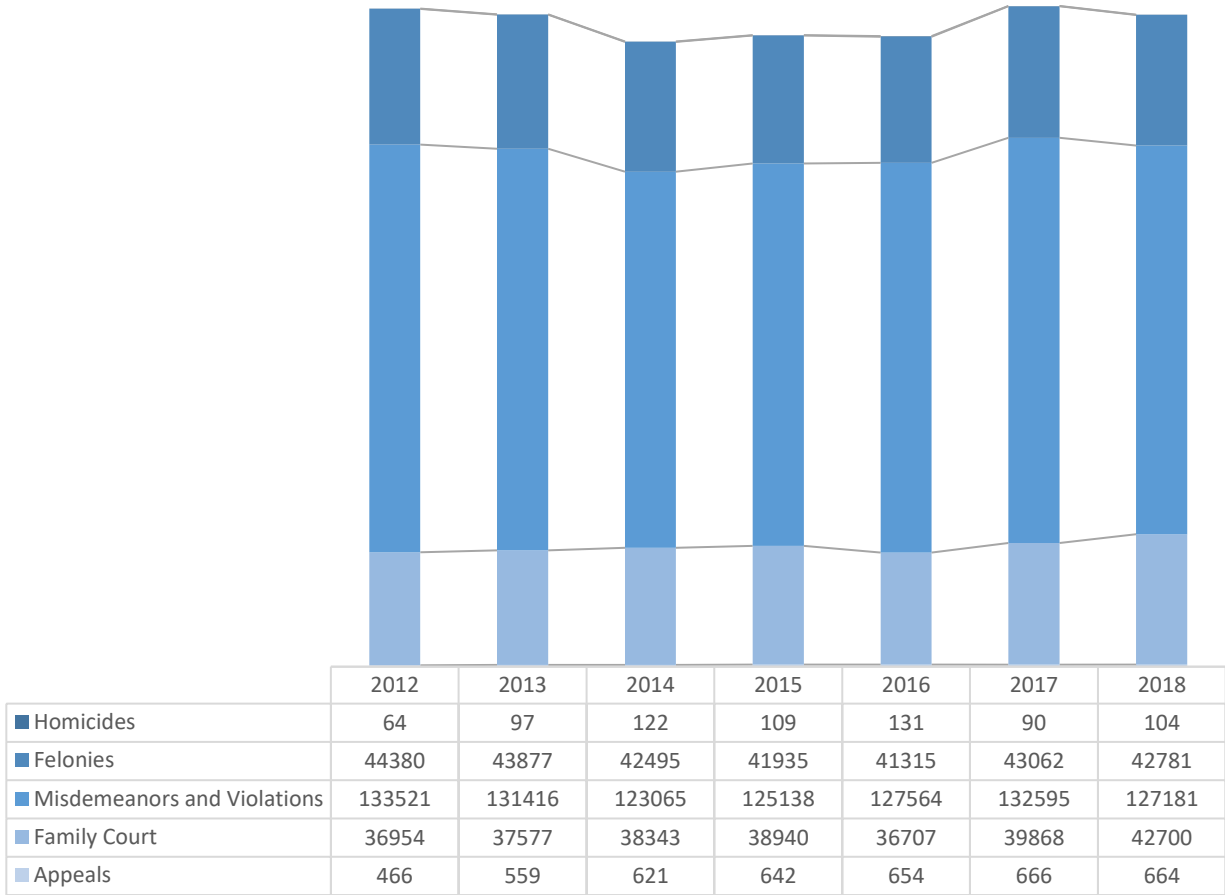
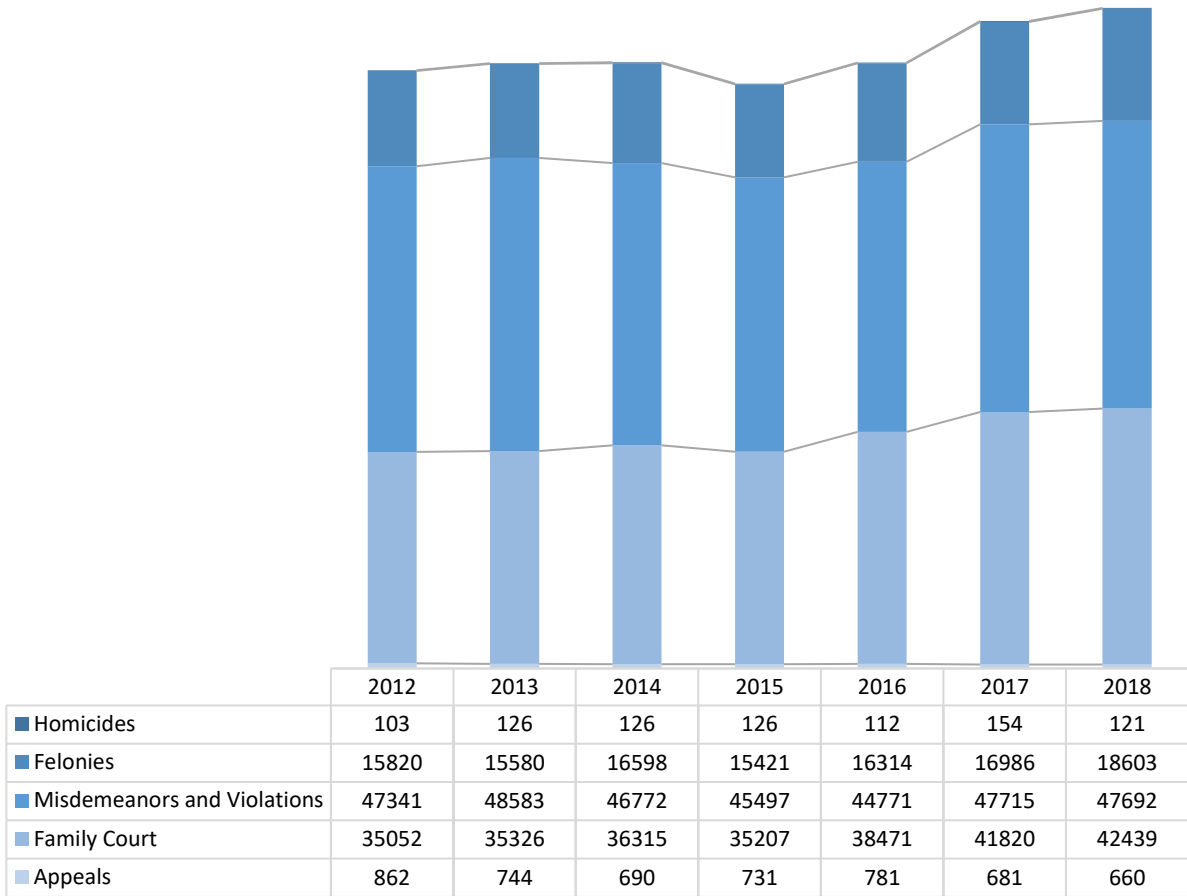


Figure 4: Total Caseloads Handled by Assigned Counsel Providers of Criminal Representation in Fifty-Two Upstate Counties, 2012-2018



Figures 5, 6, and 7 present the total caseloads handled by providers in New York City. Figures 6 and 7 break out the caseloads into institutional provider and assigned counsel providers.

*Figure 5: Total Caseloads Handled by Providers of Criminal Representation in New York City, 2018*

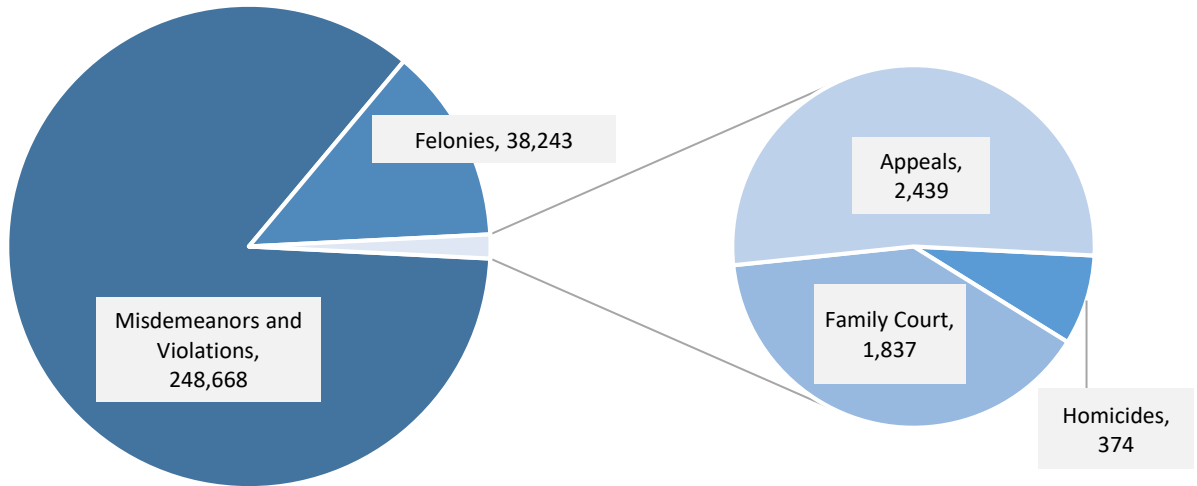


Figure 6: Total Caseloads Handled by Institutional Providers of Criminal Representation in New York City, 2018

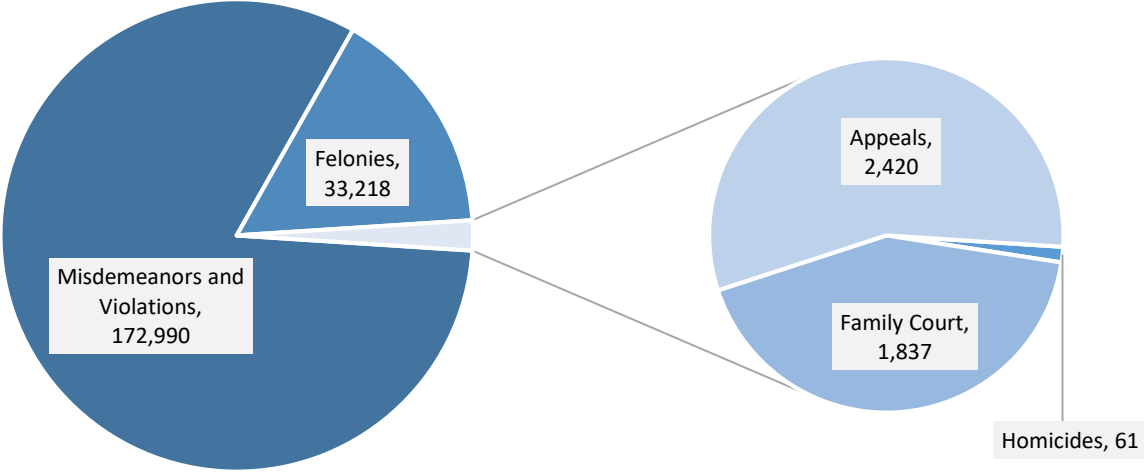


Figure 7: Total Caseloads Handled by Assigned Counsel Providers of Criminal Representation in New York City, 2018

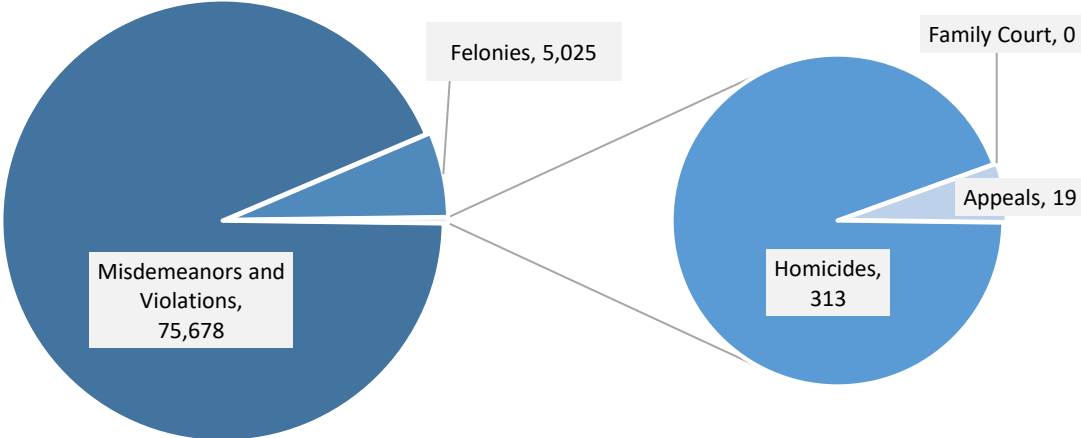


Figure 8 shows the trend in the number of full-time equivalent attorney and non-attorney staff across the fifty-two upstate counties.

*Figure 8: Full-Time Equivalent Attorney and Non-Attorney Staff in Institutional Providers in Fifty-Two Upstate Counties.*

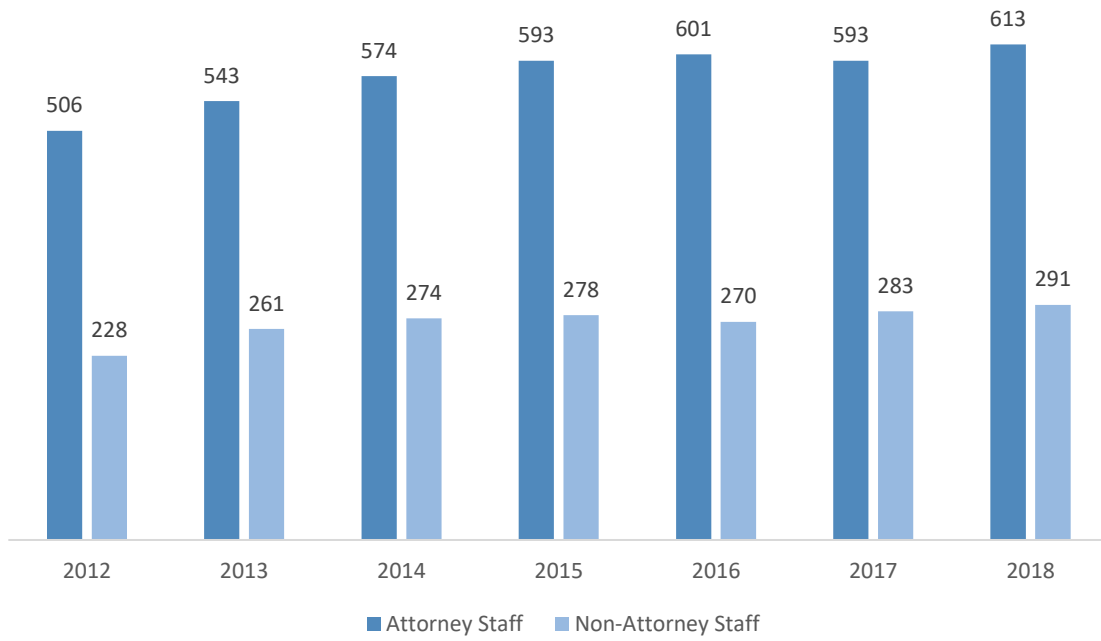


Figure 9: Full-Time Equivalent Attorney and Non-Attorney Staff in Institutional Providers in New York City

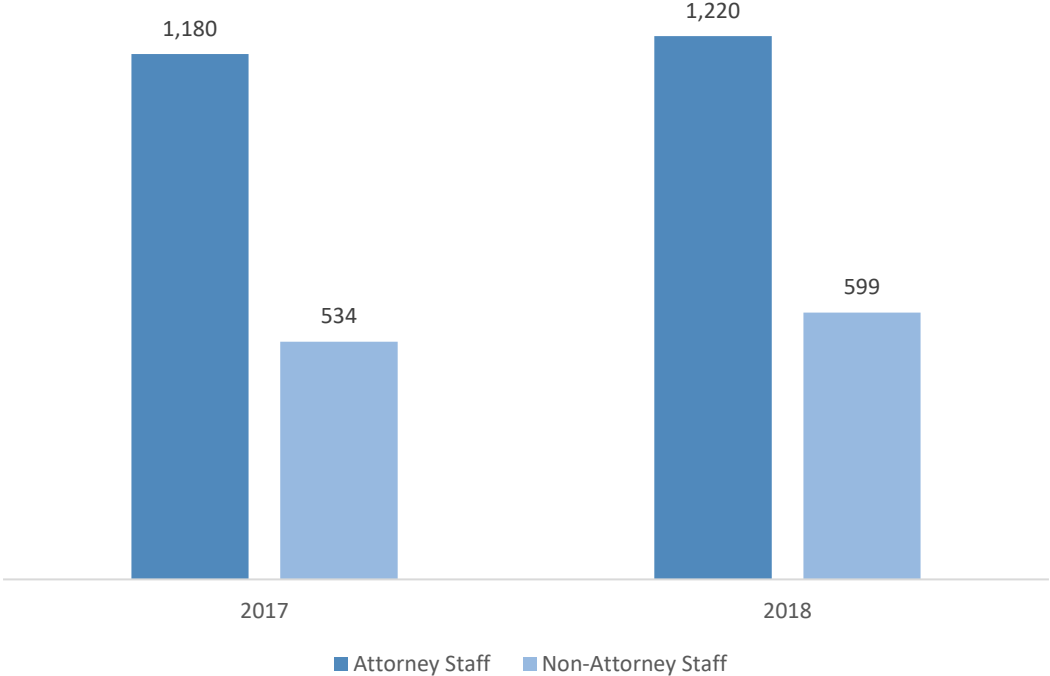


Figure 10 presents total spending in the fifty-seven upstate counties (including the *Hurrell-Harring* counties) for assigned counsel and institutional providers respectively. Notably, these spending figures are for all expenditures, regardless of revenue source, and thus reflect a combination of funding from both state and local sources. These spending figures also include spending for family court cases.

*Figure 10: Spending in Institutional and Assigned Counsel Providers, Fifty-Seven Upstate Counties, 2012-2018*

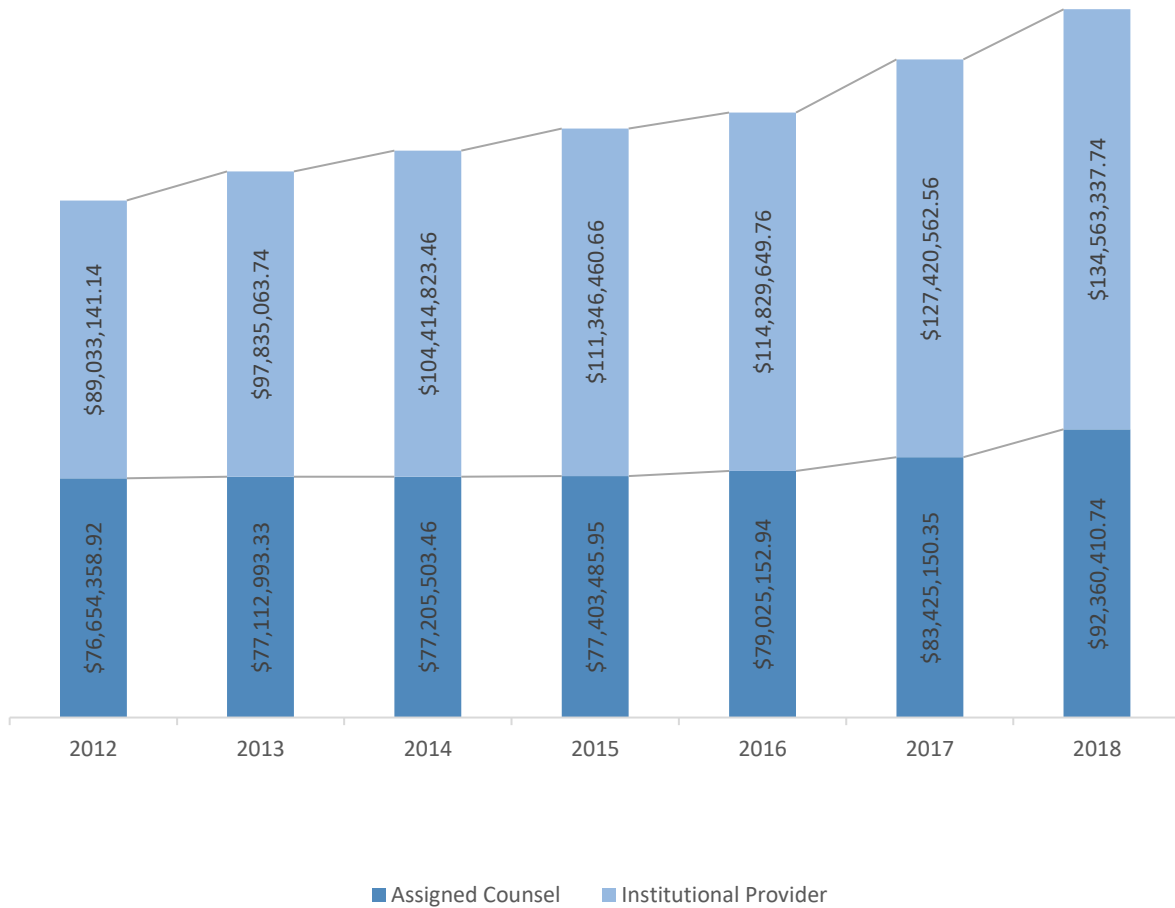




Figure 11 presents total spending in the fifty-two upstate counties for assigned counsel and institutional providers respectively. The spending figures do not include spending for family court cases or spending in the *Hurrell-Harring* counties.

*Figure 11: Spending in Institutional and Assigned Counsel Providers, Fifty-Two Upstate Counties, 2017 and 2018*

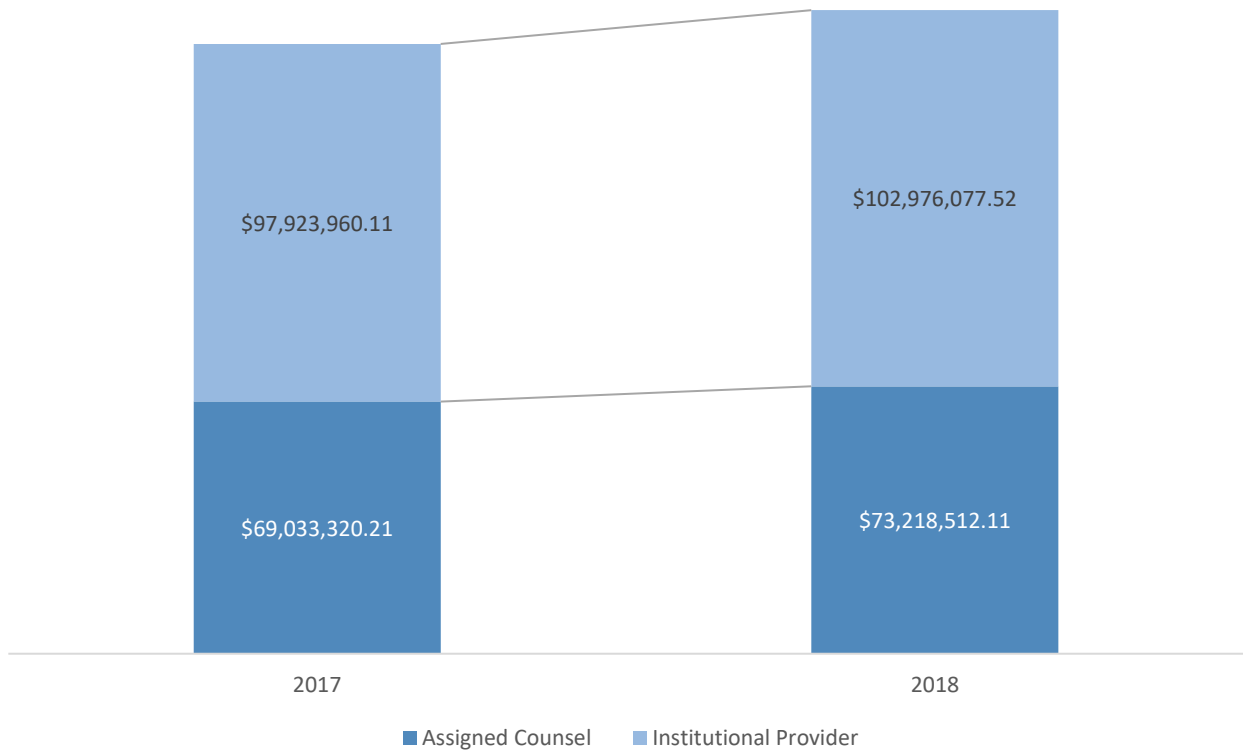


Figure 12 presents spending data for New York City in 2017 and 2018, showing the distribution of spending across assigned counsel and institutional providers respectively.

*Figure 12: Spending in Institutional and Assigned Counsel Providers, New York City, 2017 and 2018*

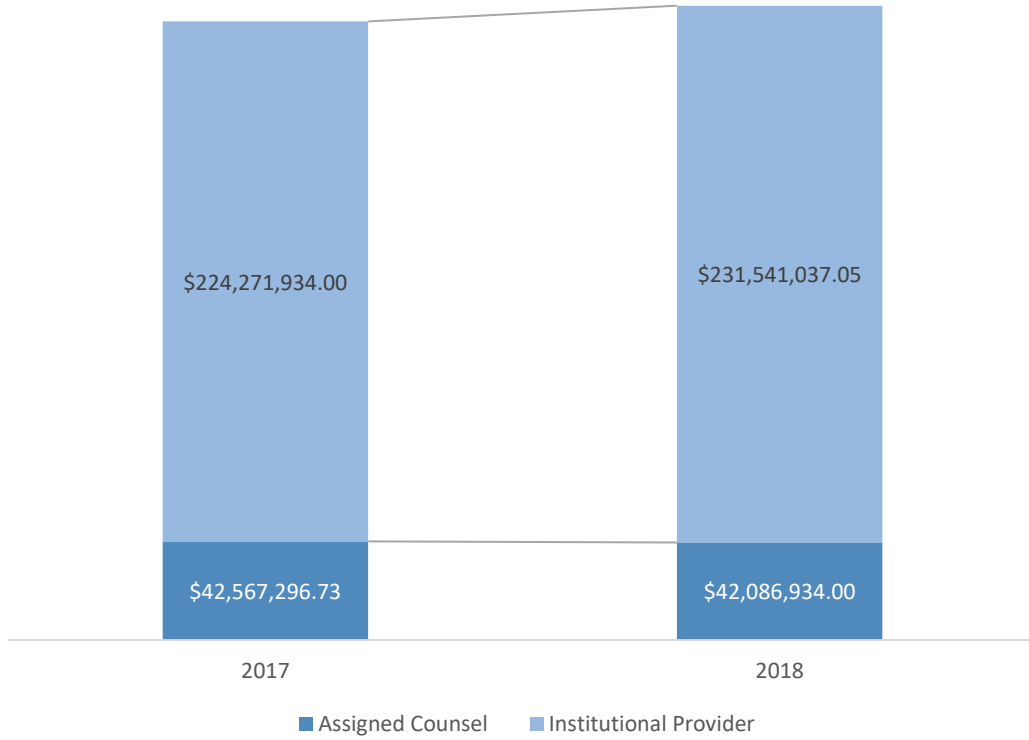
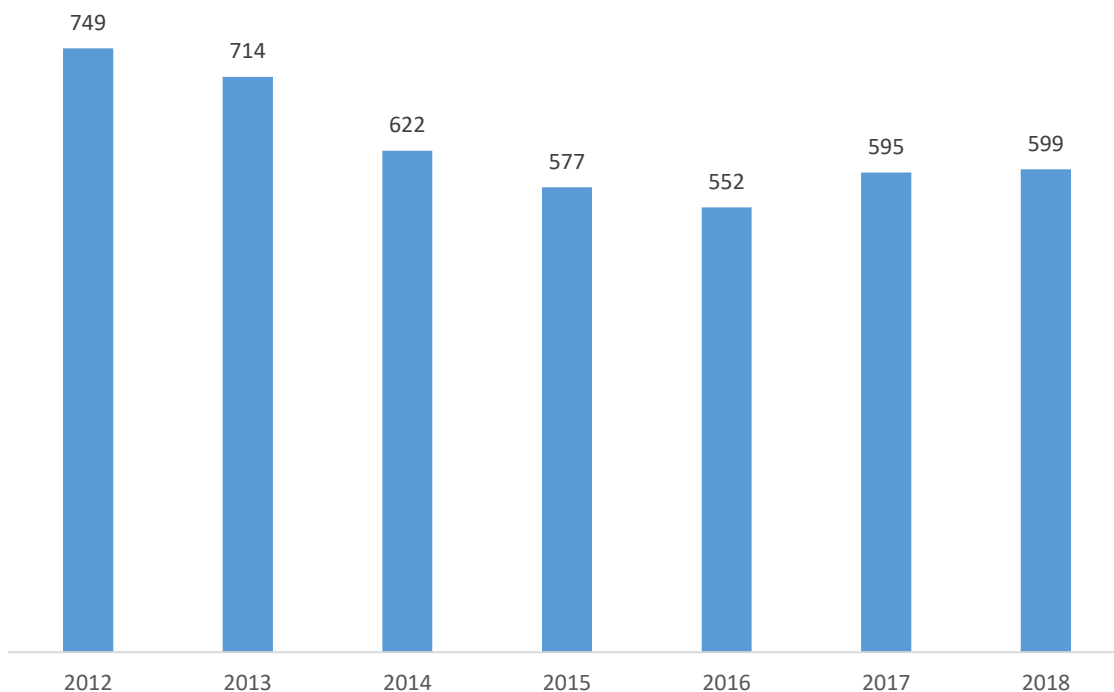


Figure 13 shows the average number of weighted cases per attorney in institutional providers in the fifty-two upstate counties across the period 2012-18. ‘Weighted cases’ refers to an adjustment applied to the caseload numbers of individual providers. By this measurement, misdemeanors and violations are weighted at ‘1’ while felony cases are weighted at 2.67 in reflection of their greater seriousness and the heavier demands they impose on attorney workload. Family Court cases are also weighted at 2.67, while appeals are weighted at 16.

*Figure 13: Weighted Cases Per Attorney in Institutional Providers; Average of All Providers in Fifty-Two Upstate Counties*

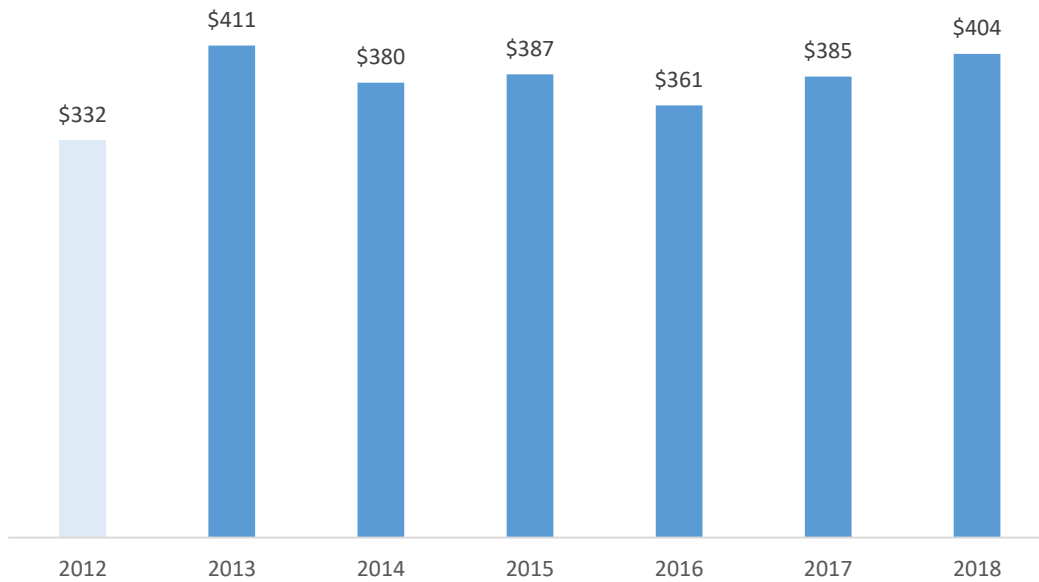


This weighting measurement has been used by ILS, based upon its use by defense providers around the country for some decades, but in New York it has been superseded by the new weighting measurement described in ILS’ 2016 report *A Determination of Caseload Standards pursuant to § IV of the Hurrell-Harring v. The State of New York Settlement*. We expect to have sufficient data to assess provider compliance with the caseload standards in that report by 2021; lacking such data at present, we utilize the older weighting scheme in Figure 13.

Figure 13 clearly shows that for the years 2012-2016 caseloads in institutional providers in upstate counties were generally dropping, though in 2017 they rose again and remained nearly the same in 2018. As state funding to reduce caseloads begins to flow to providers across the state, we expect that this metric will trend significantly downward in coming years.

In Figure 14 we present the average amount spent per weighted case across all assigned counsel programs in the fifty-two upstate counties. In 2012, five programs had missing data on this value. That year is portrayed in a lighter color in the figure to indicate it may be less reliable than others.

Figure 14: Average Spending Per Weighted Case in Assigned Counsel Programs, 2012-2018. (2012 data has missing values.)



Caseloads were weighted following the same method as described in the text accompanying Figure 13, above. Across the years 2013-2017 average spending per case in assigned counsel programs remained relatively stable. Because spending in assigned counsel programs is, at least in part, a function of attorneys billing their time for representation, we expect that as the funding begins to flow to counties the averages spent per case will begin to increase, as a sign lawyers are spending more time on representation. Beginning in 2021 ILS will also collect data on the actual numbers of hours assigned counsel lawyers dedicate to representation in the average case. Until those data are forthcoming, however, this metric is a reasonable proxy for assessing whether programs are moving toward, or away from, compliance with caseload standards.

## **Conclusion**

The metrics presented in this report provide insight into the caseloads of providers of mandated representation across New York. As the injection of resources to these providers proceeds in coming years, annual monitoring of these metrics will permit ILS to assess whether providers are coming into closer compliance with caseload standards or are drifting away from them. Further, with enhanced data collection planned for future years, ILS expects to be able to comprehensively assess compliance with caseload standards in 2021 and reassess resource needs at that time with a view to assuring full compliance with the new standards by 2023 as required by Executive Law § 832(4).

**Appendix: Complete data for all providers in 2018**

County	Agency	Function	Inst provider (IP) or assigned cnsl (AC)	Homicides	Felonies	Misdemeanors and violations	Family Court	Appellate	Attorney staff	Non-attorney staff	Total spending	Total weighted cases	Weighted cases per attorney	Spending per weighted case
Albany	Assigned counsel	Conflict Provider	AC	0	35	45	1530	42	N/A	N/A	\$1,190,340	4896	N/A	\$243
Albany	Albany County Conflict Defender	Conflict Provider	IP	2	331	482	2032	0	9	1	\$1,236,178	6797	755	\$182
Albany	Albany County Public Defender	Primary Provider	IP	13	2343	7148	951	7	26	9	\$4,090,325	16090	619	\$254
Allegany	Allegany County Assigned Counsel Plan	Conflict Provider	AC	0	28	17	47	0	N/A	N/A	\$383,724	217	N/A	\$1766
Allegany	Allegany County Public Defender	Primary Provider	IP	1	144	818	412	0	5	3	\$712,573	2305	461	\$309
Allegany	Allegany-Cattaraugus Legal Aid	Conflict Provider	IP	0	105	257	246	0	2	0	\$235,000	1194	597	\$197



**Office of Indigent Legal Services**

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County	Agency	Function	Inst provider (IP) or assigned cnsl (AC)	Homicides	Felonies	Misdemeanors and violations	Family Court	Appellate	Attorney staff	Non-attorney staff	Total spending	Total weighted cases	Weighted cases per attorney	Spending per weighted case
Broome	Broome County Comptroller	Conflict Provider	AC	2	396	843	1706	38	N/A	N/A	\$1,946,708	7069	N/A	\$275
Broome	Broome County Public Defender	Primary provider - criminal	IP	3	1761	5815	1	6	12	14	\$2,323,853	10624	885	\$219
Cattaraugus	Cattaraugus County Assigned Counsel Plan	Conflict Provider	AC	0	309	639	811	0	N/A	N/A	\$749,179	3629	N/A	\$206
Cattaraugus	Cattaraugus County Public Defender	Primary Provider	IP	2	746	2132	2709	0	6	8	\$1,584,235	11362	1894	\$139
Cattaraugus	Regional Appellate Program	Appellate Defender	IP	0	0	0	0	9	.57	.17	\$35,000	144	253	\$243
Cayuga	Cayuga County Assigned Counsel for the Indigent Program	Primary Provider	AC	0	196	1050	748	16	N/A	N/A	\$962,534	3826	N/A	\$252

County	Agency	Function	Inst provider (IP) or assigned cnsl (AC)	Homicides	Felonies	Misdemeanors and violations	Family Court	Appellate	Attorney staff	Non-attorney staff	Total spending	Total weighted cases	Weighted cases per attorney	Spending per weighted case
Chautauqua	Assigned counsel	Conflict Provider	AC	0	200	256	751	4	N/A	N/A	\$819,528	2859	N/A	\$287
Chautauqua	Chautauqua County Public Defender	Primary Provider	IP	6	1403	4609	1956	4	14	8	\$2,212,682	13658	976	\$162
Chemung	Chemung County Public Advocate	Conflict Provider	IP	1	162	325	508	0	2.5	2	\$1,885,973	2117	847	\$891
Chemung	Chemung County Public Defender	Primary Provider	IP	0	450	1896	341	0	6	4	\$1,025,019	4008	668	\$256
Chemung	Chemung County Treasurer's Office	Conflict Provider	AC	0	116	313	304	20	N/A	N/A	\$500,991	1754	N/A	\$286
Chenango	Assigned counsel	Conflict Provider	AC	0	51	112	254	0	N/A	N/A	\$332,688	926	N/A	\$359
Chenango	Chenango County Public Defender	Primary Provider	IP	0	303	673	283	0	3.5	2.5	\$372,248	2238	639	\$166
Clinton	Clinton County	Primary Provider	AC	0	474	1439	962	19	N/A	N/A	\$1,644,142	5577	N/A	\$295



County	Agency	Function	Inst provider (IP) or assigned cnsl (AC)	Homicides	Felonies	Misdemeanors and violations	Family Court	Appellate	Attorney staff	Non-attorney staff	Total spending	Total weighted cases	Weighted cases per attorney	Spending per weighted case
	Assigned Counsel Program													
Columbia	Assigned counsel	Conflict Provider	AC	1	4	5	295	5	N/A	N/A	\$332,999	886	N/A	\$376
Columbia	Columbia County Alternate Conflict Defender	Conflict provider - single attorney	IP	0	19	31	3	0	.5	0	\$66,197	90	179	\$738
Columbia	Columbia County Conflict Public Defender	Conflict provider - single attorney	IP	0	29	69	9	0	.5	0	\$63,158	170	341	\$371
Columbia	Columbia County Public Defender	Primary Provider	IP	0	320	1763	519	3	7.5	4	\$935,980	4051	540	\$231
Columbia	Columbia County Second Alternate	Conflict provider - single attorney	IP	0	33	91	7	0	0.5	0	\$66,197	198	396	\$335

County	Agency	Function	Inst provider (IP) or assigned cnsl (AC)	Homicides	Felonies	Misdemeanors and violations	Family Court	Appellate	Attorney staff	Non-attorney staff	Total spending	Total weighted cases	Weighted cases per attorney	Spending per weighted case
	Conflict Defender													
Columbia	Columbia County Third Alternate Conflict Defender	Conflict provider - single attorney	IP	0	0	0	35	0	.5	0	\$55,000	93	187	\$589
Cortland	Cortland County Assigned Counsel Plan	Conflict Provider	AC	0	187	453	633	0	N/A	N/A	\$862,548	2642	N/A	\$326
Cortland	Cortland County Public Defender Office	Primary Provider	IP	0	272	1079	483	0	5.5	4	\$789,195	3095	563	\$255
Cortland	Rural Law Center	Appellate Defender	IP	0	0	0	0	7	.45	.22	\$58,381	112	249	\$521
Delaware	Delaware County Assigned Counsel Plan	Primary Provider	AC	0	117	418	268	0	N/A	N/A	\$874,855	1446	N/A	\$605

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Dutchess	Assigned counsel	Conflict Provider	AC	3	211	213	1221	43	N/A	N/A	\$2,032,017	4732	N/A	\$429
Dutchess	Dutchess County Public Defender Office	Primary Provider	IP	2	1373	5452	2193	45	28	20	\$6,043,500	15699	560	\$385
Erie	Erie County Bar Association	Primary Provider	AC	42	4854	11552	8455	11	N/A	N/A	\$9,709,446	47375	N/A	\$205
Erie	Legal Aid Bureau of Buffalo, Inc.	Primary provider with limited jurisdiction - Misdemeanors , D&E Felonies in Buffalo City Court	IP	13	2319	9384	0	108	33.1	15.3	\$5,394,792	17338	524	\$311
Essex	Essex County Auditor's Office	Conflict Provider	AC	0	45	69	676	3	N/A	N/A	\$604,721	2042	N/A	\$296
Essex	Essex County Public Defender	Primary Provider	IP	0	207	673	0	0	4	3	\$680,834	1226	306	\$555

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Franklin	Franklin County Assigned Counsel Plan	Conflict Provider	AC	0	94	174	171	6	N/A	N/A	\$401,171	978	N/A	\$410
Franklin	Franklin County Conflict Defender	Conflict Provider	IP	0	67	162	122	0	1	1	\$158,356	667	667	\$238
Franklin	Franklin County Public Defender	Primary Provider	IP	0	277	653	330	0	2	3	\$585,004	2274	1137	\$257
Fulton	Fulton County Assigned Counsel Administrator	Conflict Provider	AC	0	74	163	212	0	N/A	N/A	\$342,400	927	N/A	\$370
Fulton	Fulton County Public Defender	Primary Provider	IP	0	92	393	311	0	4.6	0	\$634,446	1469	319	\$432
Fulton	Rural Law Center		IP	0	0	0	0	4	.16	.08	\$11,308	64	400	\$177

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Genesee	Genesee County Legal Assistance Corp.	Conflict Provider	AC	1	65	143	277	0	N/A	N/A	\$271,743	1059	N/A	\$257
Genesee	Regional Appellate Program	Appellate Defender	IP	0	0	0	0	27	1.92	.17	\$100,000	432	225	\$231
Genesee	Genesee County Public Defender	Primary Provider	IP	0	414	1138	533	0	6	5	\$947,888	3666	611	\$259
Greene	Assigned counsel	Conflict Provider	AC	0	76	112	173	7	N/A	N/A	\$263,283	889	N/A	\$296
Greene	Greene County Public Defender Office	Primary Provider	IP	0	411	1032	468	0	6	5	\$770,029	3379	563	\$228
Hamilton	Hamilton County Assigned Counsel Program	Primary Provider	AC	0	14	49	28	1	N/A	N/A	\$198,800	177	N/A	\$1122

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Herkimer	Herkimer County Assigned Counsel Program	Primary Provider	AC	0	277	654	315	2	N/A	N/A	\$398,211	2267	N/A	\$176
Jefferson	Jefferson County Assigned Counsel Plan	Conflict Provider	AC	0	236	334	816	7	N/A	N/A	\$899,095	3255	N/A	\$276
Jefferson	Jefferson County Public Defender	Primary Provider	IP	1	661	2283	676	0	8	2.5	\$1,034,716	5855	732	\$177
Lewis	Assigned counsel	Conflict Provider	AC	0	51	276	280	2	N/A	N/A	\$53,091	1192	N/A	\$45
Lewis	Lewis County Conflict Defender	Conflict Provider	IP	0	14	24	169	0	1.5	1	\$71,400	513	342	\$139
Lewis	Lewis Defenders, PLLC	Primary Provider	IP	0	69	309	289	0	2	1	\$318,710	1265	632	\$252
Livingston	Assigned counsel	Conflict Provider	AC	0	28	30	15	3	N/A	N/A	\$176,727	193	N/A	\$917

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Livingston	Livingston County Conflict Defender	Conflict Provider	IP	0	112	178	210	0	3	1	\$361,682	1038	346	\$349
Livingston	Livingston County Public Defender	Primary Provider	IP	0	408	998	573	9	6.75	3	\$911,466	3761	557	\$242
Livingston	Livingston Regional Appellate Program	Appellate Defender	IP	0	0	0	0	20	0.33	0	\$10,833	320	970	\$34
Madison	Madison County Assigned Counsel Plan	Conflict Provider	AC	0	91	137	1240	2	N/A	N/A	\$646,851	3723	N/A	\$174
Madison	Madison County Public Defender	Primary Provider	IP	0	400	1433	13	0	7	5.5	\$1,036,643	2536	362	\$409
Monroe	Monroe County Assigned Counsel Coordinator	Conflict Provider	AC	42	1464	2012	2130	30	N/A	N/A	\$4,174,825	12200	N/A	\$342

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Monroe	Monroe County Conflict Defender Office	Conflict provider - Rochester City Court, Monroe Family Court, Appellate & Parole cases only	IP	0	30	821	2035	40	13	5.5	\$1,862,265	6975	537	\$267
Monroe	Monroe County Public Defender	Primary Provider	IP	25	4940	16491	6056	212	72	25	\$10,845,883	49309	685	\$220
Montgomery	Assigned counsel	Conflict Provider	AC	2	59	66	229	0	N/A	N/A	\$224,376	840	N/A	\$267
Montgomery	Montgomery County Public Defender	Primary Provider	IP	2	315	974	522	0	3.5	2	\$529,066	3214	918	\$165
Nassau	Legal Aid Society of Nassau County	Primary Provider	IP	0	4133	8880	2710	4	50.5	16.5	\$7,152,125	27215	539	\$263
Nassau	Nassau County Assigned Counsel	Conflict Provider	AC	0	2638	2506	1429	84	N/A	N/A	\$7,542,300	14709	N/A	\$513



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	Defender Plan													
New York City	Assigned Counsel Plan 1st Department	Primary/conflict provider	AC	144	2801	52326	0	0	N/A	N/A	\$25,271,602	60189	N/A	\$420
New York City	Brooklyn Defender Services	Primary/conflict provider	IP	5	4241	18382	217	0	105	63	\$23,039,000	30298	289	\$760
New York City	Bronx Defenders	Primary/conflict provider	IP	15	2441	18202	1516	0	188	56	\$17,297,194	28807	153	\$600
New York City	Center for Appellate Litigation	Appellate Defender	IP	0	0	0	0	528	26.5	8	\$7,082,871	8448	319	\$838
New York City	Legal Aid Society	Primary/conflict provider	IP	39	20616	104066	0	824	688.6	363	\$140,699,991	172399	250	\$816
New York City	Neighborhood Defender Service, Inc.	Primary/conflict provider	IP	0	725	7178	0	0	42.6	25	\$7,947,043	9114	214	\$872
New York City	New York County	Primary/conflict provider	IP	2	2568	10199	57	0	57	28	\$12,660,692	17213	302	\$736

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	Defender Services													
New York City	Queens Law Associates	Primary/conflict provider	IP	0	2627	14963	47	0	47	39	\$12,539,380	22103	470	\$567
New York City	Office of the Appellate Defender	Appellate Defender	IP	0	0	0	0	247	20	4	\$2,396,374	3952	198	\$606
New York City	Appellate Advocates	Appellate Defender	IP	0	0	0	0	821	45.7	13.4	\$7,878,492	13136	287	\$600
New York City	Assigned Counsel Plan, Second Department	Primary/conflict provider	AC	169	2224	23352	0	19	N/A	N/A	\$16,815,332	30045	N/A	\$560
Niagara	Niagara County Assigned Counsel Plan	Conflict Provider	AC	0	49	66	234	5	N/A	N/A	\$156,525	902	N/A	\$174
Niagara	Niagara County Conflict Defender	Conflict Provider	IP	0	205	343	1664	12	3.5	1.5	\$651,253	5525	1579	\$118

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Niagara	Niagara County Public Defender	Primary Provider	IP	1	1010	4420	2439	27	19	7	\$2,474,746	14064	740	\$176
Oneida	Oneida County Public Defender - Criminal	Primary provider - criminal	IP	8	1387	8781	1	27	24	11.5	\$2,776,117	12940	539	\$215
Oneida	Oneida County Supplemental Assigned Counsel Program	Conflict Provider	AC	0	892	0	2374	17	N/A	N/A	\$1,176,268	8992	N/A	\$131
Orange	Orange County Assigned Counsel Plan	Conflict Provider	AC	0	1000	1736	815	60	N/A	N/A	\$2,574,046	7542	N/A	\$341
Orange	The Legal Aid Society of Orange County, Inc.	Primary Provider	IP	0	1982	4740	1027	0	17.5	8	\$3,242,672	12774	730	\$254
Orleans	Assigned counsel	Conflict Provider	AC	0	51	55	295	0	N/A	N/A	\$350,469	979	N/A	\$358

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Orleans	Orleans County Public Defender	Primary Provider	IP	0	232	595	0	0	2	1	\$349,675	1214	607	\$288
Orleans	Orleans Regional Appellate Program	Appellate Defender	IP	0	0	0	0	10	.62	.17	\$22,875	160	258	\$143
Oswego	Oswego County Assigned Counsel Plan	Primary Provider	AC	0	1153	3934	2939	9	N/A	N/A	\$2,450,897	15004	N/A	\$163
Otsego	Assigned counsel	Conflict Provider	AC	0	150	384	222	0	N/A	N/A	\$560,000	1385	N/A	\$404
Otsego	Otsego County Public Defender	Primary Provider	IP	1	119	620	347	0	2.5	1.5	\$424,958	1867	747	\$228
Otsego	Rural Law Center	Appellate Defender	IP	0	0	0	0	6	.24	.12	\$43,786	96	400	\$456
Putnam	Assigned counsel	Conflict Provider	AC	0	62	113	156	8	N/A	N/A	\$494,986	823	N/A	\$601
Putnam	Putnam County Legal	Primary Provider	IP	0	266	638	504	0	6.5	4	\$1,012,891	2694	414	\$376

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	Aid Society, Inc.													
Rensselaer	Rensselaer County Assigned Counsel Plan	Conflict Provider	AC	0	26	38	269	2	N/A	N/A	\$395,576	858	N/A	\$461
Rensselaer	Rensselaer County Conflict Defender	Conflict Provider	IP	0	170	323	484	0	5.29	.5	\$518,904	2069	391	\$251
Rensselaer	Rensselaer County Public Defender	Primary Provider	IP	2	1284	2566	958	2	13.57	5.97	\$1,737,148	8589	633	\$202
Rockland	Rockland County Assigned Counsel Plan	Conflict Provider	AC	1	194	196	716	15	N/A	N/A	\$1,477,548	2868	N/A	\$515
Rockland	Rockland County Public Defender	Primary Provider	IP	0	1060	3208	0	12	14	12.5	\$4,418,803	6230	445	\$709
Saint Lawrence	St. Lawrence County	Conflict Provider	AC	0	227	315	629	0	N/A	N/A	\$1,630,023	2601	N/A	\$387

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	Assigned Counsel Plan													
Saint Lawrence	St. Lawrence County Conflict Defender	Conflict Provider	IP	0	159	420	667	0	4	2	\$571,356	2625	656	\$158
Saint Lawrence	St. Lawrence County Public Defender	Primary Provider	IP	0	445	1059	804	0	7	4	\$922,350	4394	628	\$198
Saint Lawrence	Rural Law Center	Appellate Defender	IP	0	0	0	0	11	.49	.25	\$96,329	176	359	\$547
Saratoga	Assigned Counsel	Conflict Provider	AC	0	59	25	65	8	N/A	N/A	\$120,020	484	N/A	\$248
Saratoga	Saratoga County Public Defender & AC Administrator	Primary Provider	IP	1	1032	1720	739	6	8	2.5	\$1,327,415	6547	818	\$203
Saratoga	Saratoga Conflict Defenders	Conflict Provider	IP	1	302	0	235	0	1.5	0	\$140,531	1436	958	\$98

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Schenectady	Schenectady County Assigned Counsel Plan	Conflict Provider	AC	1	171	153	861	49	N/A	N/A	\$2,922,297	3695	N/A	\$791
Schenectady	Schenectady County Conflict Defender	Conflict Provider	IP	0	278	1120	823	0	6.8	2	\$1,054,898	4060	597	\$260
Schenectady	Schenectady County Public Defender	Primary Provider	IP	0	790	3003	1293	0	13.7	7.5	\$2,922,297	8565	625	\$341
Schoharie	Schoharie County Assigned Counsel Plan	Primary Provider	AC	1	107	375	583	0	N/A	N/A	\$437,555	2220	N/A	\$197
Seneca	Assigned counsel	Conflict Provider	AC	0	69	67	51	9	N/A	N/A	\$319,418	531	N/A	\$601
Seneca	Seneca County Public Defender	Primary Provider	IP	0	358	516	106	0	2	1	\$460,813	1755	877	\$263
Steuben	Assigned counsel	Conflict Provider	AC	0	0	409	586	11	N/A	N/A	\$763,416	2150	N/A	\$355

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Steuben	Steuben County Public Defender	Primary Provider	IP	0	489	1297	726	0	11.75	3	\$1,242,500	4541	386	\$274
Steuben	Steuben County Conflict Defender	Conflict Provider	IP	0	215	39	0	0	1.5	0	\$179,476	613	409	\$293
Sullivan	Assigned counsel	Conflict Provider	AC	0	88	38	54	15	N/A	N/A	\$330,508	657	N/A	\$503
Sullivan	Sullivan County Conflict Legal Aid Bureau	Conflict Provider	IP	1	348	896	256	0	5	1	\$595,450	2511	502	\$237
Sullivan	Sullivan Legal Aid Panel, Inc.	Primary Provider	IP	3	449	2171	398	0	8	2	\$1,022,396	4441	555	\$230
Tioga	Tioga County Assigned Counsel Plan	Conflict Provider	AC	0	54	72	145	6	N/A	N/A	\$304,493	699	N/A	\$435
Tioga	Tioga County Public Defender	Primary Provider	IP	0	226	563	227	0	1.5	1	\$416,889	1773	1182	\$235



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Tompkins	Tompkins County Assigned Counsel Program	Primary Provider	AC	0	276	1129	632	3	N/A	N/A	\$2,593,071	3601	N/A	\$720
Ulster	Ulster County Assigned Counsel Plan Administrator	Conflict Provider	AC	0	78	89	1074	20	N/A	N/A	\$1,095,763	3485	N/A	\$314
Ulster	Ulster County Public Defender	Primary Provider	IP	5	433	4438	500	0	14	4.5	\$2,309,072	6942	496	\$333
Warren	Warren County Assigned Counsel Plan	Conflict Provider	AC	2	456	1936	580	1	N/A	N/A	\$964,918	4723	N/A	\$204
Warren	Warren County Public Defender	Primary Provider	IP	0	597	2118	330	12	8	2.4	\$1,013,862	4785	598	\$212
Warren	Rural Law Center	Appellate Defender	IP	0	0	0	0	16	.65	.33	\$64,219	256	394	\$251

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Wayne	Wayne County Assigned Counsel Program	Conflict Provider	AC	4	100	230	0	3	N/A	N/A	\$277,297	556	N/A	\$499
Wayne	Wayne County Public Defender	Primary provider - criminal	IP	1	440	1682	0	5	6	6	\$1,372,663	2939	490	\$467
Westchester	Assigned counsel	Primary Provider	AC	18	838	12149	2865	65	N/A	N/A	\$12,971,042	23124	N/A	\$561
Westchester	Legal Aid Society of Westchester County	Primary provider - limited to felonies	IP	8	3409	436	3	3	41.8	17	\$11,312,412	9615	230	\$1176
Wyoming	Wyoming County Assigned Counsel Plan	Conflict Provider	AC	0	64	68	174	2	N/A	N/A	\$171,561	735	N/A	\$233
Wyoming	Wyoming County-Attica Legal Aid Bureau	Primary Provider	IP	0	350	689	277	10	4.5	4	\$863,312	2523	561	\$342

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Yates	Yates County Assigned Counsel Plan	Conflict Provider	AC	1	46	35	144	7	N/A	N/A	\$141,520	657	N/A	\$215
Yates	Yates County Public Defender	Primary Provider	IP	1	76	273	200	0	1.5	1	\$198,023	1013	675	\$196
Yates	Yates County Conflict Defender	Conflict Provider	IP	0	7	41	22	0	.5	.5	\$62,847	118	237	\$531