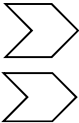


PUBLIC DEFENDER
Donald Lown, Public Defender



<input type="checkbox"/> Public Defender (20107)	\$ 2,130,859
<input type="checkbox"/> 2011 Realignment - Public Defender PRCS/Parole (20117)	16,983
Total	\$ 2,147,842





Public Defender Summary

	<u>13/14</u> <u>Actual</u>	<u>14/15</u> <u>Adopted</u>	<u>14/15</u> <u>Estimated</u>	<u>15/16</u> <u>Proposed</u>	<u>15/16</u> <u>Adopted</u>	<u>% Change</u> <u>From Prior</u> <u>Adopted</u>
Revenues						
Taxes	-	-	-	-	-	NA
Licenses, Permits & Franchises	-	-	-	-	-	NA
Fines, Forfeitures, & Penalties	-	-	-	-	-	NA
Use of Money & Property	-	-	-	-	-	NA
Federal/State Intergovernmental	17,220	12,868	12,868	16,983	16,983	32.0%
Charges for Services	26,670	34,303	34,404	34,303	34,303	0.0%
Miscellaneous Revenues	-	-	-	-	-	NA
Other Financing Sources	268,379	271,689	280,922	280,073	280,073	3.1%
General Fund Transfers	-	-	-	-	-	NA
General Fund Allocation	1,630,193	1,782,972	1,738,806	1,816,483	1,816,483	1.9%
Total Revenues	1,942,462	2,101,832	2,067,000	2,147,842	2,147,842	2%
Expenses						
Salaries & Benefits	1,629,273	1,718,343	1,692,355	1,744,725	1,744,725	1.5%
Services & Supplies	194,805	261,606	252,532	260,362	260,362	-0.5%
Other Charges	40,992	38,484	38,714	38,703	38,703	0.6%
Overhead Cost Allocation (A87)	60,173	70,531	70,531	87,069	87,069	23.4%
Capital Assets	-	-	-	-	-	NA
Other Financing Uses	15,001	12,868	22,101	16,983	16,983	32.0%
Interfund Activity	-	-	-	-	-	NA
Contingency	-	-	-	-	-	NA
Total Expenses	1,940,243	2,101,832	2,076,233	2,147,842	2,147,842	2%
Fund Balance Added (Used)	2,219	-	(9,233)	-	-	
Staffing:	12.00	12.00	12.00	12.00	12.00	
		June 30, 2015				June 30, 2016
		Projected	FY 15/16	FY 15/16	FY 15/16	Projected
		Fund Balance	Revenue	Expense	Net Change	Fund Balance
GENERAL FUND	Fund # 0101	*	2,130,859	2,130,859	-	*
LRF 2011 - PUBLIC SAFETY	Fund #1482	-	16,983	16,983	-	-
			2,147,842	2,147,842	-	

* See General Fund Balance and Reserves in Section 1 for the FY 2015-16 General Fund analysis.



Public Defender

Mission Statement:

To provide the people of Nevada County with effective, vigorous, compassionate, and creative legal advocacy while protecting their Constitutional rights.

Service Description:

The Public Defender provides legal defense to indigent adults and juveniles, as appointed by the courts. Our duties are mandated by the United States Constitution, the California Constitution and the laws of California.

Major Accomplishments in 2014-15:

- Provided quality legal services to clients in 4266 cases in 2014-2015. This year has had a larger number of serious cases, and we are noting a steep increase in misdemeanor filings since Proposition 47 was passed in the fourth quarter. A second misdemeanor calendar has been added by the courts to handle the increase. During the current fiscal year, we have filed dozens of petitions for reduction pursuant to Proposition 47 and participated in discussions with the court, the District Attorney, and the Probation Department to address a procedure for these petitions.
- Working collaboratively with the courts, District Attorney, Sierra Roots, and Hospitality House, the public Defender's Office participated in the implementation of a Homeless/Community Court.
- The Public Defender's Office maintained its certification as an MCLE (Mandatory Continuing Legal Education) provider by the State Bar of California. The office presented 5 one hour presentations on ethics, a hard to get specialty requirement, allowing all Public Defender Attorneys to get 4 credits towards their minimum mandated hours.
- The Assistant Public Defender remains on the Board of Directors of CACJ (California Attorneys for Criminal Justice) participating in their Legislative Committee and Indigent Defense Committee. She continues to teach each year at CPDA's (California Public Defenders Association) Trial Skills Institute.

- As mentioned above, the Public Defender has absorbed a large new caseload related to realignment, and now a burgeoning misdemeanor caseload from the effect of Prop 47.
- The Department continues to actively involve itself in community outreach, participating again in Veteran's Stand Down, Law Day Activities, Lawyer in the Library, Peer Court, and High School Moot Court, including competitions at Bitney Springs High School.

Objectives & Performance Measures for 2015-16:

Objective:

Provide quality legal assistance to our clients timely and efficiently.

Performance Measures:

- Continue to assign 100% of clients to an attorney within 24 hours of discovery receipt, to staff arraignments and "fast track", and to schedule 75% of client interviews with assigned attorney within 48 hours, if in custody, and less than 3 weeks if out of custody. Parole violators and other realignment clients are arraigned on short form violations and often require being seen in custody at the time of arraignment.
- Continue to expedite Prop 47 petitions so clients will not have to serve additional time beyond what is required.

Objective:

Promote education in the community regarding the justice system and alternate courts.

Performance Measures:

- Public Defenders will continue to interact with community groups, participate in educating students about the court process, and do drug and alcohol prevention programs in schools.
- Maintain presence on program steering committees and interdepartmental teams.
- The Department shall continue to seek out volunteer attorneys and interns. Certified interns are supervised to make court appearances, and in the past several have been hired in this office or other Public Defender offices based on the experience they have earned.



Public Defender

Objective:

Fine tune with the courts, District Attorney, and Probation a standard, streamlined process for Prop 47 petitions.

Performance Measures:

- Have hearings set and heard on all petitions within 30 days except those where sentence reductions may result in immediate release.
- Set hearings on all possible early release matters as soon as the courts will allow.

Service Budget Unit Code	- 20107
Office/Department	- Public Defender
Major Service Area	- Public Protection/Justice





Public Defender (20107)

	<u>13/14</u>	<u>14/15</u>	<u>14/15</u>	<u>15/16</u>	<u>15/16</u>	<u>% Change</u>
	<u>Actual</u>	<u>Adopted</u>	<u>Estimated</u>	<u>Proposed</u>	<u>Adopted</u>	<u>From Prior</u>
						<u>Adopted</u>
Revenues						
Taxes	-	-	-	-	-	NA
Licenses, Permits & Franchises	-	-	-	-	-	NA
Fines, Forfeitures, & Penalties	-	-	-	-	-	NA
Use of Money & Property	-	-	-	-	-	NA
Federal/State Intergovernmental	-	-	-	-	-	NA
Charges for Services	26,670	34,303	34,404	34,303	34,303	0.0%
Miscellaneous Revenues	-	-	-	-	-	NA
Other Financing Sources	268,379	271,689	280,922	280,073	280,073	3.1%
General Fund Transfers	-	-	-	-	-	NA
General Fund Allocation	1,630,193	1,782,972	1,738,806	1,816,483	1,816,483	1.9%
Total Revenues	1,925,242	2,088,964	2,054,132	2,130,859	2,130,859	2%
Expenses						
Salaries & Benefits	1,629,273	1,718,343	1,692,355	1,744,725	1,744,725	1.5%
Services & Supplies	194,805	261,606	252,532	260,362	260,362	-0.5%
Other Charges	40,992	38,484	38,714	38,703	38,703	0.6%
Overhead Cost Plan (A87)	60,173	70,531	70,531	87,069	87,069	23.4%
Capital Assets	-	-	-	-	-	NA
Other Financing Uses	-	-	-	-	-	NA
Interfund Activity	-	-	-	-	-	NA
Contingency	-	-	-	-	-	NA
Total Expenses	1,925,242	2,088,964	2,054,132	2,130,859	2,130,859	2%
Fund Balance Added (Used)	-	-	-	-	-	
Staffing:	12.00	12.00	12.00	12.00	12.00	
2015/16 Fund Analysis:						
					Fund Balance	
		Revenues	Expenses		Added (Used)	
GENERAL FUND	Fund # 0101	2,130,859	2,130,859		-	
		2,130,859	2,130,859		-	

Comments/Analysis of Differences:

Public Hearing Comments:

Adopted as proposed.



Public Defender PRCs/Parole Realignment

Service Description:

Funding from the state for many public safety programs was realigned to counties with the 2011 Realignment effort, including legislation involving persons subject to state parole and the Post-release Community Supervision Act of 2011 (Title 2.05 (commencing with Section 3450) of Part 3 of the Penal Code). This realignment includes re-directing responsibility to local jurisdictions for non-violent, non-serious, non high-risk sex offenders, who were previously eligible for commitment to state prison and state parole. Funds in this budget unit are part of the District Attorney and Public Defender Account. Administration of the funds is statutorily directed through AB109 and AB118, and include reimbursement for Public Defender involvement in revocation proceedings for realigned offenders.

Service Budget Unit Code	- 20117
Office/Department	- Public Defender
Major Service Area	- Public Protection/Justice



Public Defender PRCS/Parole Realignment (20117)

	13/14 <u>Actual</u>	14/15 <u>Adopted</u>	14/15 <u>Estimated</u>	15/16 <u>Proposed</u>	15/16 <u>Adopted</u>	% Change From Prior <u>Adopted</u>
Revenues						
Taxes	-	-	-	-	-	NA
Licenses, Permits & Franchises	-	-	-	-	-	NA
Fines, Forfeitures, & Penalties	-	-	-	-	-	NA
Use of Money & Property	-	-	-	-	-	NA
Federal/State Intergovernmental	17,220	12,868	12,868	16,983	16,983	32.0%
Charges for Services	-	-	-	-	-	NA
Miscellaneous Revenues	-	-	-	-	-	NA
Other Financing Sources	-	-	-	-	-	NA
General Fund Transfers	-	-	-	-	-	NA
General Fund Allocation	-	-	-	-	-	NA
Total Revenues	17,220	12,868	12,868	16,983	16,983	32%
Expenses						
Salaries & Benefits	-	-	-	-	-	NA
Services & Supplies	-	-	-	-	-	NA
Other Charges	-	-	-	-	-	NA
Overhead Cost Plan (A87)	-	-	-	-	-	NA
Capital Assets	-	-	-	-	-	NA
Other Financing Uses	15,001	12,868	22,101	16,983	16,983	32.0%
Interfund Activity	-	-	-	-	-	NA
Contingency	-	-	-	-	-	NA
Total Expenses	15,001	12,868	22,101	16,983	16,983	32%
Fund Balance Added (Used)	2,219	-	(9,233)	-	-	

Staffing: None

2015/16 Fund Analysis:

		Revenues	Expenses	Fund Balance Added (Used)
LRF 2011 - PUBLIC SAFETY	Fund # 1482	16,983	16,983	-
		16,983	16,983	-

Comments/Analysis of Differences:

Public Hearing Comments:

Adopted as proposed.



