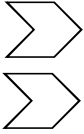


PUBLIC DEFENDER
Donald Lown, Public Defender



<input type="checkbox"/> Public Defender (20107)	\$ 2,088,964
<input type="checkbox"/> 2011 Realignment - Public Defender PRCS/Parole (20117)	12,868

Total \$ 2,101,832





Public Defender Summary

	<u>12/13</u> <u>Actual</u>	<u>13/14</u> <u>Adopted</u>	<u>13/14</u> <u>Estimated</u>	<u>14/15</u> <u>Proposed</u>	<u>14/15</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	10,986	12,868	12,868	12,868	12,868	0.0%
Charges for Services	31,441	34,303	34,350	34,303	34,303	0.0%
Miscellaneous Revenues	-	-	-	-	-	NA
Other Financing Sources	265,004	266,667	266,667	271,689	271,689	1.9%
General Fund Transfers	-	-	-	-	-	NA
General Fund Allocation	1,589,046	1,654,981	1,658,331	1,782,972	1,782,972	7.7%
Total Revenues	1,896,477	1,968,819	1,972,216	2,101,832	2,101,832	7%
Expenses						
Salaries & Benefits	1,614,136	1,586,668	1,600,175	1,718,343	1,718,343	8.3%
Services & Supplies	212,256	309,110	299,000	300,090	300,090	-2.9%
Other Charges	-	-	-	-	-	NA
Overhead Cost Allocation (A87)	59,099	60,173	60,173	70,531	70,531	17.2%
Capital Assets	-	-	-	-	-	NA
Other Financing Uses	13,205	12,868	10,649	12,868	12,868	0.0%
Interfund Activity	-	-	-	-	-	NA
Contingency	-	-	-	-	-	NA
Total Expenses	1,898,696	1,968,819	1,969,997	2,101,832	2,101,832	7%
Fund Balance Added (Used)	(2,219)	-	2,219	-	-	
Staffing:	12.00	12.00	12.00	12.00	12.00	
		June 30, 2014				June 30, 2015
		Projected	FY 14/15	FY 14/15	FY 14/15	Projected
		Fund Balance	Revenue	Expense	Net Change	Fund Balance
General Fund	Fund # 0101	*	2,088,964	2,088,964	-	*
LRF 2011 - Public Safety	Fund #1482	11,442	12,868	12,868	-	11,442
					-	-
			2,101,832	2,101,832	-	

* See General Fund Balance and Reserves in Section 1 for the FY 2014-15 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 2013-14:

- Provided quality legal services to clients in 3208 cases in 2012-13. This continues the trend of a gradual increase over the past few years. During the current fiscal year, there has been a marked increase in filings related to realignment.
- The Public Defender's Office was certified as an MCLE (Mandatory Continuing Legal Education) provider by the State Bar of California. The office presented 4 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.
- A Deputy Public Defender was nominated for and sworn in to the Board of Directors of California Attorneys for Criminal Justice.
- As mentioned above, the Public Defender has absorbed a large new caseload related to realignment, now handling parole violations, Post Release Community Supervision violations, violations of split sentences being served locally, and the new Proposition 36 requests for resentencing based on modifications to the 3 strikes law.
- The Department continues to actively involve itself in community outreach, participating again in Veteran's Stand Down, Law Day Activities, Peer Court, and High School Moot Court, including competitions at Bitney Springs High School. A Deputy Public Defender was asked to coach trial skills at his former high school and acted as presiding judge at mock trial tournaments at Carmel and Menlo High Schools.

- The Public Defender staff has completed upgrading computers in the office. Over the past several years our staff has become accustomed to our new case management system, and in the past year they have worked with the Court and District Attorney staff to become familiar with the new Court case management system.
- For the fourth year in a row a Deputy Public Defender has attended the Nevada County Community Leadership Institute, which will bring to five graduates in the office, more than half the Public Defender Attorneys.

Objectives & Performance Measures for 2014-15:

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.

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 conduct drug and alcohol prevention programs in schools.
- Maintain presence on program steering committees and interdepartmental teams. Senior attorneys in the department are being asked to attend these programs as a step towards succession planning. Recent attendees have participated in programs at the Capitol on realignment, risk assessment, and pretrial release. Having various attorneys rotate to attend upcoming programs will assist the office



Public Defender

in gaining knowledge of these new approaches, and at least one person will attend each of these.

- 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.
- Commence the “Lawyer in the Library” program. Working with Librarian Jessica Hudson, the Public Defender has scheduled the first 2 hour session for consultation on criminal issues on February 7, 2014. We are also working with the Public Law Center and the Nevada County Bar Association to expand this program to also provide advice on civil matters.

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





Public Defender (20107)

	12/13 <u>Actual</u>	13/14 <u>Adopted</u>	13/14 <u>Estimated</u>	14/15 <u>Proposed</u>	14/15 <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	-	-	-	-	-	NA
Charges for Services	31,441	34,303	34,350	34,303	34,303	0.0%
Miscellaneous Revenues	-	-	-	-	-	NA
Other Financing Sources	265,004	266,667	266,667	271,689	271,689	1.9%
General Fund Transfers	-	-	-	-	-	NA
General Fund Allocation	1,589,046	1,654,981	1,658,331	1,782,972	1,782,972	7.7%
Total Revenues	1,885,491	1,955,951	1,959,348	2,088,964	2,088,964	7%
Expenses						
Salaries & Benefits	1,614,136	1,586,668	1,600,175	1,718,343	1,718,343	8.3%
Services & Supplies	212,256	309,110	299,000	300,090	300,090	-2.9%
Other Charges	-	-	-	-	-	NA
Overhead Cost Allocation (A87)	59,099	60,173	60,173	70,531	70,531	17.2%
Capital Assets	-	-	-	-	-	NA
Other Financing Uses	-	-	-	-	-	NA
Interfund Activity	-	-	-	-	-	NA
Contingency	-	-	-	-	-	NA
Total Expenses	1,885,491	1,955,951	1,959,348	2,088,964	2,088,964	7%
Fund Balance Added (Used)	-	-	-	-	-	
Staffing:	12.00	12.00	12.00	12.00	12.00	
2014/15 Fund Analysis:						
					Fund Balance Added (Used)	
General Fund	Fund # 0101	Revenues 2,088,964	Expenses 2,088,964		-	
		2,088,964	2,088,964		-	

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



2011 Realignment - Public Defender PRCS/Parole (20117)

	<u>12/13</u>	<u>13/14</u>	<u>13/14</u>	<u>14/15</u>	<u>14/15</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	10,986	12,868	12,868	12,868	12,868	0.0%
Charges for Services	-	-	-	-	-	NA
Miscellaneous Revenues	-	-	-	-	-	NA
Other Financing Sources	-	-	-	-	-	NA
General Fund Transfers	-	-	-	-	-	NA
General Fund Allocation	-	-	-	-	-	NA
Total Revenues	10,986	12,868	12,868	12,868	12,868	0%
Expenses						
Salaries & Benefits	-	-	-	-	-	NA
Services & Supplies	-	-	-	-	-	NA
Other Charges	-	-	-	-	-	NA
Overhead Cost Allocation (A87)	-	-	-	-	-	NA
Capital Assets	-	-	-	-	-	NA
Other Financing Uses	13,205	12,868	10,649	12,868	12,868	0.0%
Interfund Activity	-	-	-	-	-	NA
Contingency	-	-	-	-	-	NA
Total Expenses	13,205	12,868	10,649	12,868	12,868	0%
Fund Balance Added (Used)	(2,219)	-	2,219	-	-	

Staffing: None

2014/15 Fund Analysis:

		Revenues	Expenses	Fund Balance Added (Used)
LRF 2011 - Public Safety	Fund #1482	12,868	12,868	-
		12,868	12,868	-

Comments/Analysis of Differences:

Public Hearing Comments:

Adopted as proposed.



