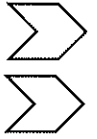


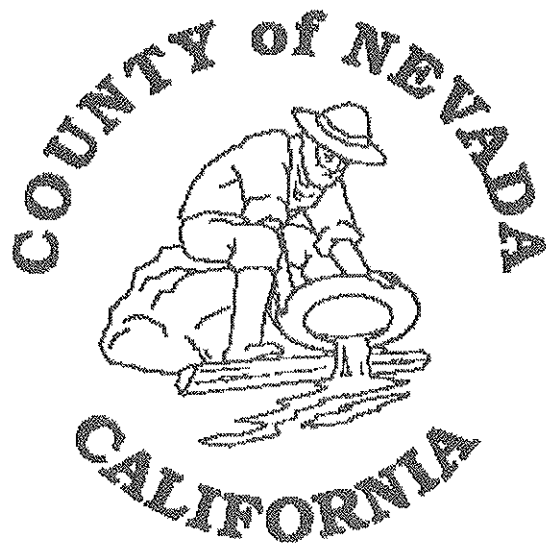
PUBLIC DEFENDER
Donald Lown, Public Defender



Public Defender (20107) \$ 1,944,107

Total \$ 1,944,107





Public Defender Summary

	<u>09/10 Actual</u>	<u>10/11 Adopted</u>	<u>10/11 Estimated</u>	<u>11/12 Proposed</u>	<u>11/12 Adopted</u>	<u>% Change From Prior 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	40,941	34,303	30,809	34,303	34,303	0.0%
Miscellaneous Revenues	6	-	50	-	-	NA
Other Financing Sources	221,344	209,697	211,313	211,313	211,313	0.8%
General Fund Transfers	-	-	-	-	-	NA
General Fund Allocation	1,639,208	1,712,864	1,633,834	1,698,491	1,698,491	-0.8%
Total Revenues	1,901,499	1,956,864	1,876,006	1,944,107	1,944,107	-1%
Expenses						
Salaries & Benefits	1,626,190	1,582,841	1,515,308	1,591,805	1,591,805	0.6%
Services & Supplies	188,939	284,717	271,392	291,546	291,546	2.4%
Other Charges	-	-	-	-	-	NA
Overhead Cost Allocation (A87)	88,098	89,306	89,306	60,756	60,756	-32.0%
Capital Assets	-	-	-	-	-	NA
Other Financing Uses	-	-	-	-	-	NA
Interfund Activity	(1,728)	-	-	-	-	NA
Contingency	-	-	-	-	-	NA
Total Expenses	1,901,499	1,956,864	1,876,006	1,944,107	1,944,107	-1%
Fund Balance Added (Used)	-	-	-	-	-	
Staffing:	12.00	12.00	12.00	12.00	12.00	
			June 30, 2011			June 30, 2012
			Projected	FY 11/12	FY 11/12	FY 11/12
			Fund Balance	Revenue	Expense	Net Change
General Fund	Fund # 0101	*	1,944,107	1,944,107	-	*
			1,944,107	1,944,107	-	

* See General Fund Balance and Reserves in Section 1 for the FY 2011-12 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.

The Public Defender staff work together to manage a large number of cases. Each day the staff meets with clients, researches legal issues, prepares for trials and hearings, seeks rehabilitative options for clients and participates in educational outreach activities.

Major Accomplishments in 2010-11:

- Provided quality legal services to 3146 clients in 2009/10 and 1386 clients in the first half of 2010-11.
- In the past fiscal year the Public Defender Budget allotment was cut approximately 5% to \$1,921,733. To absorb this reduction, the position of Assistant Public Defender was eliminated from the latter part of the 09/10 budget and the fiscal year 10/11 budget. This resulted in a salary savings of \$174,293, which covered the allotment reduction and provided an additional savings of \$89,347, an overall savings of nearly 10% for 10/11. Thereafter, the Public Defender arranged for the retirement of the most senior and highest paid attorney and his return as a part-time employee. This effectuated additional salary savings of \$113,463. The position was under filled with an entry level Attorney I position. After allotting a portion for temporary salaries, this still resulted in an additional net salary saving of \$5,471. These staffing reductions and resultant savings will continue during the 2011/12 fiscal year.
- Objectives for case assignments, interviews, arraignment and fast-track staffing have been met.

- The Public Defender, Administrative Assistant, and a back-up administrator have completed the administration training in the new case management system. Templates are being designed and access decisions made in preparation of training all remaining staff and going live with the system in the near future.
- Public Defender community outreach continues to include Boy Scouts, Law Day, Veterans Stand Down, DUI in Schools Program, Juvenile Peer Court, Drug Prevention Task Force, Substance Abuse Advisory Board, Homeless Count and Big Brothers Big Sisters.
- Public Defender staff is continuing to handle probation violations where private counsel handled the underlying offense, and all adult and juvenile mental health cases.
- The Public Defender registration fee, collected from nearly all clients at the outset of each case, has been increased from \$25 to \$50 after Board Resolution approving the increase. Procedures for the implementation of a flat rate fee procedure are being negotiated with the courts. Civil money judgments would be entered in set amounts allowing the Collections Department to more easily recoup these fees.
- Tracking expenses for ancillary services has continued to eliminate unnecessary costs, and once again, the Public Defender has come in under budget even after the nearly 10% reduction, (double the initial 5% allotment reduction).
- The office currently uses several volunteer attorneys and interns, including one who is a certified Spanish interpreter. Between her willingness to assist with Spanish speaking interviews and investigations, and the hiring of a new attorney who is also proficient in Spanish, the office has eliminated the need to hire outside Spanish interpreters.
- The use of volunteer attorneys that are assigned misdemeanor cases, in return for training and experience, has helped reduce the workload of our reduced staff.



Public Defender

Objectives & Performance Measures for 2011-12:

Objective:

Provide quality legal services 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, less than 3 weeks if out of custody.
- Continue to balance the workload of each attorney and assist with the caseload of the Truckee deputy. Work closely with the reduced and less experienced staff to facilitate their handling of the caseload.

Objective:

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

Performance Measures:

- Have Public Defenders continue to interact with community groups, participate in educating students about the court process, and do drug and alcohol prevention programs in the schools.
- Maintain presence on program steering committees, and interdepartmental teams.
- Support increased attorney participation in Nevada County Community Leadership Program. A senior attorney is currently enrolled in the program, and we hope to have another senior attorney involved in the program next year, and hopefully in the years to come.
- Continue to utilize interns and volunteer attorneys.

Objective:

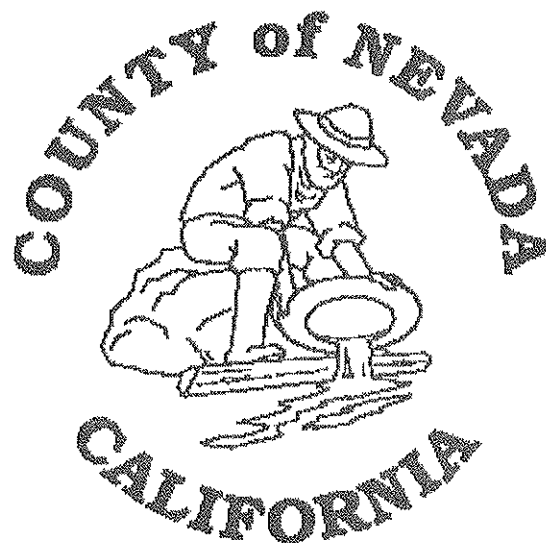
Promote more participation in county training programs and committees, and increase MCLE training in-office.

Performance Measures:

- Maintain Public Defender participation in leadership training.
- Maintain presence on County committees, interdepartmental and interagency teams.
- Increase hours of in-office MCLE training per year to offset a further reduction of the training budget.

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





Public Defender (20107)

	<u>09/10</u> <u>Actual</u>	<u>10/11</u> <u>Adopted</u>	<u>10/11</u> <u>Estimated</u>	<u>11/12</u> <u>Proposed</u>	<u>11/12</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	-	-	-	-	-	NA
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Interfund Activity	(1,728)	-	-	-	-	NA
Contingency	-	-	-	-	-	NA
Total Expenses	1,901,499	1,956,864	1,876,006	1,944,107	1,944,107	-1%
Fund Balance Added (Used)	-	-	-	-	-	
Staffing:	12.00	12.00	12.00	12.00	12.00	
2011/12 Fund Analysis:						
					Fund Balance	
		Revenues	Expenses		Added (Used)	
General Fund	Fund # 0101	1,944,107	1,944,107		-	
		1,944,107	1,944,107		-	

Comments/Analysis of Differences:

Public Hearing Comments:

Adopted as proposed.



