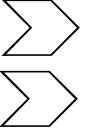


PUBLIC DEFENDER
Keri Klein, Public Defender



<input type="checkbox"/> Public Defender (20107)	\$ 2,283,583
<input type="checkbox"/> 2011 Realignment - Public Defender PRCS/Parole (20117)	22,230
Total	\$ 2,305,813





Public Defender Summary

	<u>15/16</u> <u>Actual</u>	<u>16/17</u> <u>Adopted</u>	<u>16/17</u> <u>Estimated</u>	<u>17/18</u> <u>Proposed</u>	<u>17/18</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	25,289	21,400	21,400	22,230	22,230	3.9%
Charges for Services	25,461	30,000	30,000	30,000	30,000	0.0%
Miscellaneous Revenues	35	-	-	-	-	NA
Other Financing Sources	291,504	302,595	302,595	304,784	304,784	0.7%
General Fund Transfers	-	-	-	-	-	NA
General Fund Allocation	1,906,781	2,013,950	1,828,017	1,948,799	1,948,799	-3.2%
Total Revenues	2,249,071	2,367,945	2,182,012	2,305,813	2,305,813	-3%
Expenses						
Salaries & Benefits	1,874,268	1,955,612	1,798,618	1,956,475	1,956,475	0.0%
Services & Supplies	225,297	270,240	226,565	213,920	213,920	-20.8%
Other Charges	38,666	37,641	40,840	39,754	39,754	5.6%
Overhead Cost Allocation (A87)	87,069	83,052	94,589	73,434	73,434	-11.6%
Capital Assets	-	-	-	-	-	NA
Other Financing Uses	25,289	21,400	21,400	22,230	22,230	3.9%
Interfund Activity	(1,518)	-	-	-	-	NA
Contingency	-	-	-	-	-	NA
Total Expenses	2,249,071	2,367,945	2,182,012	2,305,813	2,305,813	-3%
Fund Balance Added (Used)	-	-	-	-	-	
Staffing:	12.00	12.00	12.00	12.00	12.00	
		June 30, 2017				June 30, 2018
		Projected	FY 17/18	FY 17/18	FY 17/18	Projected
		Fund Balance	Revenue	Expense	Net Change	Fund Balance
GENERAL FUND	Fund # 0101	*	2,283,583	2,283,583	-	*
LRF 2011 - PUBLIC SAFETY	Fund #1482	-	22,230	22,230	-	-
			2,305,813	2,305,813	-	

* See General Fund Balance and Reserves in Section 1 for the FY 2017-18 General Fund analysis.



Public Defender

Mission Statement:

The mission of the Public Defender's Office is to provide effective, vigorous, compassionate, and creative legal advocacy to indigent defendants while protecting their Constitutional rights.

Service Description:

The Public Defender's Office provides legal defense services 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 2016-17:

- Provided quality legal services to clients in approximately 3,178 cases in 2016-2017.
- The Department continues to absorb the increase in misdemeanor cases resulting from the effects of Proposition 47 reducing many theft and drug related felonies to misdemeanors. We anticipate doing the same with those cases that are impacted by Proposition 64, the legalization of marijuana initiative.
- The Public Defender's Office continues representing clients accused of violating their Post Release Community Supervision, Parole and Mandatory Supervision, pursuant to AB109. We have found that these cases are approximately 28% of our felony violation calendar.
- We have been working more closely with other departments within Health and Human Services Agency (HHSA) as we have expanded our vision of a Public Defender's office towards a more holistic approach.
- The Public Defender's Office maintained its certification as a provider of Mandatory Continuing Legal Education (MCLE) by the State Bar of California.
- A Deputy Public Defender attended and graduated the Gerry Spence Trial Lawyers College, a prestigious program designed to teach advanced trial skills in an intensive 3.5 week program. In addition to in-office continuing education, attorneys attended outside trainings on the defense in homicide cases, sexual assault case defense, sexually violent predator cases and juvenile delinquency defense.
- The Public Defender completed the California State Association of Counties certification process.
- The Department Head was recognized by California Attorneys for Criminal Justice for work done as a member of their Legislation committee.
- The Public Defender's Office continues to assign cases to attorneys within 24 hours of receipt of the discovery. In addition, the office has decreased the average time between appointment by the court and assignment to an attorney from 72 hours to less than 24 by decreasing the time to request and obtain discovery.
- Incarcerated clients are interviewed within 48 hours of case assignment. This has decreased from 72 hours.
- The Department and individual employees continue their outreach activities with schools and homeless advocacy groups, as well as local Non Profits and Treatment Centers.
- The Office has continued its participation in Law Day, Peer Court, High School Mock Trials, and Veterans Stand Down.
- Members of the office continue to perform outreach on Laura's Law.
- The Public Defender's Office has continued involvement in the Student Attendance Review Board (SARB), hearing approximately 126 cases in the 2016-17 school year.
- The Department moved from a leased building to County owned property. A building plan was developed that assuaged concerns of co-locating with a law enforcement agency as well as resolving security issues. We were able to increase the personal security of staff while also maintaining a friendly, open atmosphere for clients.
- The Department Head attended several HHSA department head meetings over the last year to help in identifying programs and services for our clients, as well as locating gaps in services.
- The Public Defender's Office performed outreach activities educating the community regarding traffic amnesty as well as Proposition 47.



Public Defender

- The Department began the process of implementing a more holistic service model by identifying and utilizing the services of an immigration lawyer for our non-citizen clients.

Objectives & Performance Measures for 2017-18:

Objective:

Provide quality legal assistance to our clients timely and efficiently.

Performance Measures:

- Assign 100% of clients to an attorney within 24 hours of receipt of discovery.
- Continue to staff arraignments and “fast track” calendars.
- Schedule 75% of client interviews with assigned attorney within 48 hours, if in custody, and less than 3 weeks if out of custody.
- Continue to collaborate with our justice partners on timely and appropriate case resolutions that protect our community and offer paths for our clients to improve their lives.
- When possible, assign two attorneys, one more experienced and one less experienced, to serious cases (homicides, rapes, etc.) in order to provide on-the-job training to less experienced lawyers, as well as to provide additional support to the more senior lawyers.
- Institute weekly roundtable discussions of case files so that staff can collaborate on cases, provide direction and give support to each other.
- Institute attorney file reviews with the Assistant Public Defender for the misdemeanor lawyers and the Public Defender for the felony lawyers.
- Continue to maintain biographical statistics in order to identify areas on which to focus for treatment, expansion of training and/or identification of local services.
- As staffing permits, expand services to our Truckee clients.

Objective:

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

Performance Measures:

- Continue participation in community activities such as Law Day, Peer Court, Mock Trials, and Veterans Stand Down.
- Continue outreach activities in our local schools.

- Continue outreach on Laura’s Law.
- Continue educating our community on expungements, Proposition 47 and Proposition 64 conviction reductions.

Objective:

Increase staff training and base of knowledge on mental health issues.

Performance Measures:

- Require regular attendance at the Forensic Task Force on Mental Illness by staff.
- Seek training from local mental health providers, including, but not limited to, Behavioral Health, Spirit House, National Alliance on Mental Illness and Victor Services.
- Encourage attendance at outside education opportunities.

Objective:

Continue to improve the training of the attorneys on emerging topics in indigent defense.

Performance Measures:

- Provide two continuing education opportunities on ethical issues within the profession.
- Provide additional training on police misconduct.
- Continue to encourage attorney attendance at outside continuing education opportunities.
- Research the feasibility of sending one or more attorneys to the National Criminal Defense College Trial Practice Institute.

Objective:

Increase efficiency by replacing and/or improving existing technology in order to permit staff members to respond to clients through the use of digital files.

Performance Measures:

- Institute a technology refresh program.
- Explore going paperless.
- Explore scanning files both current and archived in order to increase ease of access to files, reduce needed storage space and comply with the State Bar of California’s requirement of a 99 year retention.

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





Public Defender (20107)

	<u>15/16</u>	<u>16/17</u>	<u>16/17</u>	<u>17/18</u>	<u>17/18</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	25,461	30,000	30,000	30,000	30,000	0.0%
Miscellaneous Revenues	35	-	-	-	-	NA
Other Financing Sources	291,504	302,595	302,595	304,784	304,784	0.7%
General Fund Transfers	-	-	-	-	-	NA
General Fund Allocation	1,906,781	2,013,950	1,828,017	1,948,799	1,948,799	-3.2%
Total Revenues	2,223,782	2,346,545	2,160,612	2,283,583	2,283,583	-3%
Expenses						
Salaries & Benefits	1,874,268	1,955,612	1,798,618	1,956,475	1,956,475	0.0%
Services & Supplies	225,297	270,240	226,565	213,920	213,920	-20.8%
Other Charges	38,666	37,641	40,840	39,754	39,754	5.6%
Overhead Cost Plan (A87)	87,069	83,052	94,589	73,434	73,434	-11.6%
Capital Assets	-	-	-	-	-	NA
Other Financing Uses	-	-	-	-	-	NA
Interfund Activity	(1,518)	-	-	-	-	NA
Contingency	-	-	-	-	-	NA
Total Expenses	2,223,782	2,346,545	2,160,612	2,283,583	2,283,583	-3%
Fund Balance Added (Used)	-	-	-	-	-	
Staffing:	12.00	12.00	12.00	12.00	12.00	
2017/18 Fund Analysis:						
					Fund Balance	
		Revenues	Expenses		Added (Used)	
GENERAL FUND	Fund # 0101	2,283,583	2,283,583		-	
		2,283,583	2,283,583		-	

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. This included 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 includes 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)

	<u>15/16</u>	<u>16/17</u>	<u>16/17</u>	<u>17/18</u>	<u>17/18</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	25,289	21,400	21,400	22,230	22,230	3.9%
Charges for Services	-	-	-	-	-	NA
Miscellaneous Revenues	-	-	-	-	-	NA
Other Financing Sources	-	-	-	-	-	NA
General Fund Transfers	-	-	-	-	-	NA
General Fund Allocation	-	-	-	-	-	NA
Total Revenues	25,289	21,400	21,400	22,230	22,230	4%
Expenses						
Salaries & Benefits	-	-	-	-	-	NA
Services & Supplies	-	-	-	-	-	NA
Other Charges	-	-	-	-	-	NA
Overhead Cost Plan (A87)	-	-	-	-	-	NA
Capital Assets	-	-	-	-	-	NA
Other Financing Uses	25,289	21,400	21,400	22,230	22,230	3.9%
Interfund Activity	-	-	-	-	-	NA
Contingency	-	-	-	-	-	NA
Total Expenses	25,289	21,400	21,400	22,230	22,230	4%
Fund Balance Added (Used)	-	-	-	-	-	

Staffing: None

2017/18 Fund Analysis:

		Revenues	Expenses	Fund Balance Added (Used)
LRF 2011 - PUBLIC SAFETY	Fund # 1482	22,230	22,230	-
		22,230	22,230	-

Comments/Analysis of Differences:

Public Hearing Comments:

Adopted as proposed.



