

2014-2016 BUDGET WORKSHOP

Public Defender

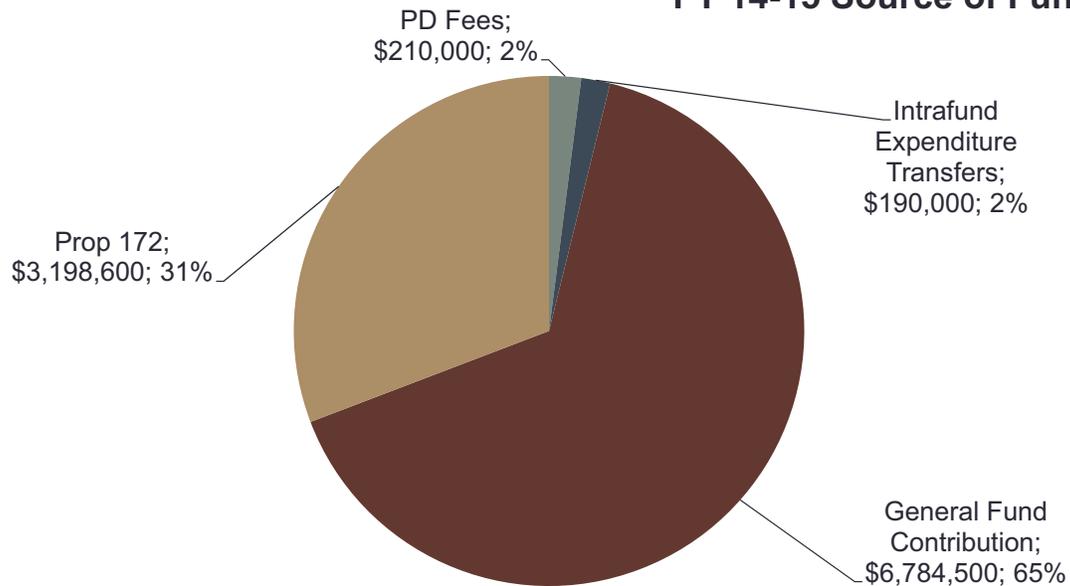


Public Defender Summary

- ∂ Operating \$10,383,100
- ∂ Capital \$0
- ∂ General Fund \$6,784,500
- ∂ FTE's 64.25
- ∂ One Time Use of Fund Balance \$0
- ∂ Service Level Reductions \$0
- ∂ Expansion Requests \$0

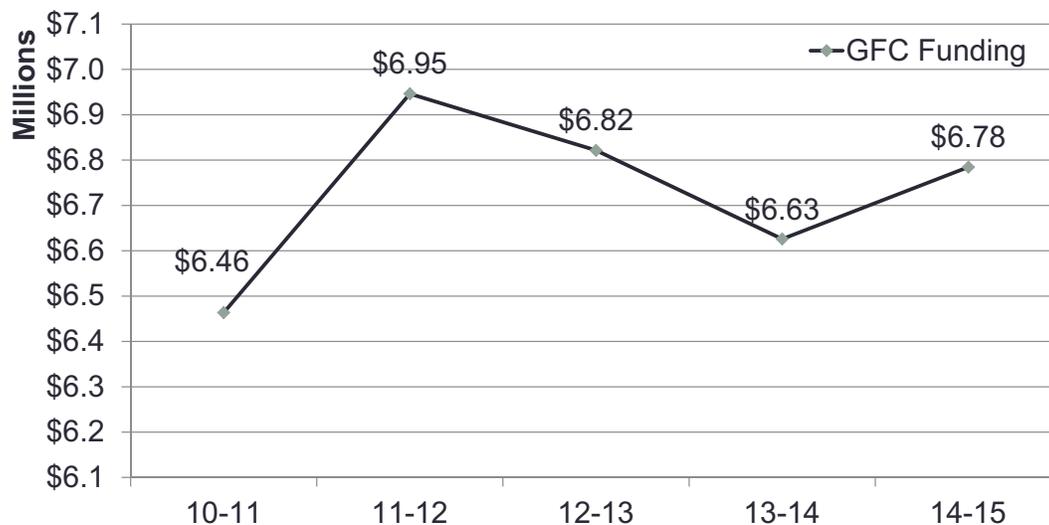
Public Defender

FY 14-15 Source of Funds



Public Defender

GFC 5 Year Summary



Public Defender

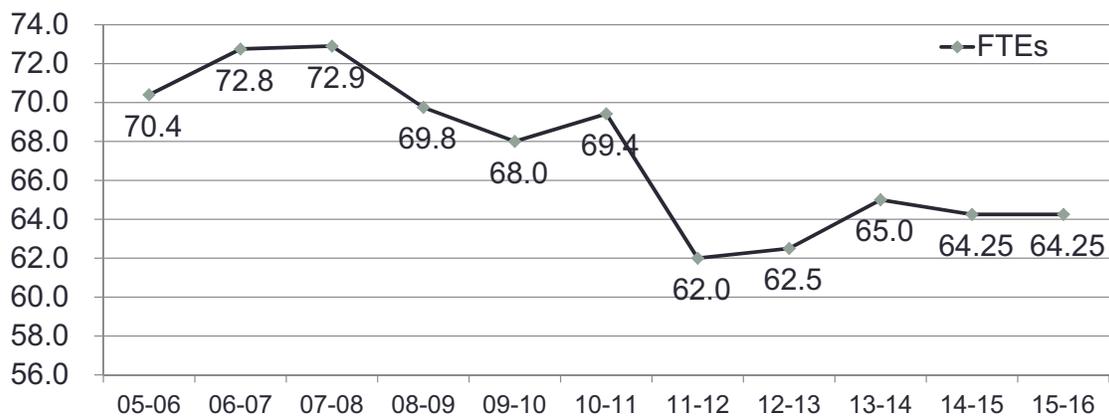
5 Year Summary Use of One-Time

NONE

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Staffing Summary

- ∂ 65.0 FTE FY 13-14 Adopted
- ∂ 64.25 FTE FY 14-15 Recommended



Public Defender

FY 2013-14 Anticipated Accomplishments

- Our office represented clients in over 21,000 matters
- Our attorneys will represent 1,480 adult and juvenile clients in our Therapeutic Courts, and we will also represent 316 clients in our Mental Health Courts, helping them become more productive citizens
- Our Rehabilitative Services Coordinators will have provided alternative sentencing options to over 290 in-custody clients, allowing them to begin to build better lives for themselves and their families.

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FY 2014-15 Objectives

- Increased and more effective use of volunteers so existing staff can focus on higher priority matters
- Continue partnering with other defender offices to provide high quality training for staff using telecommunications and incorporate this technology for our own internal staff training
- Implementing a new case management system to increase departmental efficiency for attorney and support staff.

Public Defender

FY 2015-16 Objectives

- Continue to represent all court-appointed clients unless prevented from doing so because of legal restrictions
- Increased collaboration with justice partners to reduce jail overcrowding and provide alternative sentencing options when appropriate

Public Defender

Performance Measures

Description	2012-13 Actual	FY 13-14 Estimated Actual	FY 14-15 Recommended
Percent of patients in the County's Psychiatric Health Facility visited for their statutory access to Court.	100%	100%	100%
Percentage of clients requesting records' clearing whose petitions will be acted upon within 30 days of the request.	80%	80%	>75%
Percent of felony cases closed versus felony cases opened while providing expeditious exercise of a client's legal rights without compromising vigorous and professional representation.	94%	93%	90%

Public Defender Performance Measures Continued

Description	2012-13 Actual	FY 13-14 Estimated Actual	FY 14-15 Recommended
Percent of misdemeanor cases closed versus misdemeanor cases opened while providing expeditious exercise of a client's legal rights without compromising vigorous and professional representation.	98%	97%	95%
Personally contact and evaluate clients under civil commitment at least once a year.	100%	100%	100%

Public Defender Performance Measures Continued

Description	2012-13 Actual	FY 13-14 Estimated Actual	FY 14-15 Recommended
Personally contact and evaluate clients under extended commitment per penal code sections 1026 and 2970 at least once a year.	100%	100%	100%
Combat California drought conditions by aggressively recycling material, saving at least 20,000 verifiable gallons of water per year.	24,435	14,373	20,000

Public Defender Service Level Reductions

NONE

Public Defender Key Challenges and Emerging Issues

- Staff Replacement and Retention
 - We need to hire two FTE Rehabilitation Services Coordinators
 - We need additional Investigative and Legal Office Professional staff to meet the challenges occasioned by the loss of support staff in the FY 2010-2011 layoffs
 - We need to provide suitable career paths to able and bright entry-level attorneys hired to replace attorneys who have resigned or retired in the last three years
- Using Technology Efficiently
 - Replacement of our Case Management System

Public Defender Summary

- Represented All Court Appointed Clients Unless Prevented From Doing So For Legal Reasons
- Absorbed Increased AB 109 And 3 Strikes Caseloads
- Worked With Reduced General Fund Resources
- Required Our Staff To Accept Increased Attorney – LOP Staff Ratios
- But, Additional Staff Resources Now Needed
 - Increased repetitive motion injuries occurring
 - Changed work practices lead to increased workload

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Budget & Full-Time Equivalents (FTEs) Summary

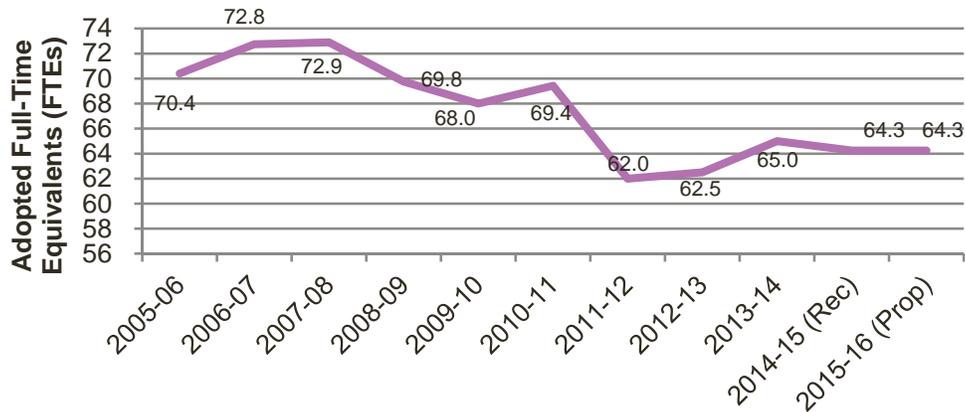
Operating	\$10,383,100
Capital	\$ -
FTEs	64.3

Budget Programs Chart



Staffing Trend

The staffing trend values will differ from prior year budget books in order to show amounts without the impact of any vacancy factors.



Public Defender

Mission Statement

To provide professional legal representation of the highest quality to all clients and to create an environment that motivates and enables all employees to share this mission.

Department Description

The Santa Barbara County Public Defender's Office helps the County meet its obligation to provide effective and efficient representation to County residents who cannot afford to hire a lawyer. The law requires the Public Defender:

- Defend adults charged with crimes triable in the Superior Court;
- Defend persons charged with Death Penalty crimes;
- Defend minors in the Juvenile Court;
- Defend persons charged with Contempt of Court;
- Protect County residents who can no longer care for themselves for reasons such as: physically disabled, suffer from mental illness, Alzheimer's, or dementia;
- Go to Court on behalf of persons claiming to be held unlawfully in jail or prison, and on behalf of persons held in mental health facilities.

Each day, the Public Defender appears in 15 different courtrooms in our Santa Barbara, Santa Maria, and Lompoc Superior Courts.

2013-14 Anticipated Accomplishments

Administration & Support

- Continued collaboration with the Community Corrections Partnership and the Juvenile Justice Coordinating Council to improve the functioning of our Adult and Juvenile Justice Systems.
- Continued participation and collaboration with local agencies and groups working to improve our Justice System: Fighting Back, Superior Court Therapeutic Court Core Committees, Day Reporting Center Board, and Superior Court Criminal Justice Coordinating Committee, Results First Group, and Transitions from Jail to the Community Advisory Group.
- Completed extensive evaluation and review of case management systems in order to replace our current system that is outdated and cannot be upgraded. The Department is requesting a quote from the vendor.

Adult Legal Services

- Represented clients in over 21,000 matters brought to the Superior Court with no declaration of unavailability.
- Resolved the majority of felonies (70%) and almost all misdemeanors (95%) within 90 days of arraignment, as reported by our Superior Court.
- Continued using volunteer attorneys and interns, where appropriate.
- Twenty one attorneys or aspiring attorneys were provided valuable training and experience. This helped mitigate the financial challenges faced by the Department through providing valuable resources at no additional cost to the County.

Public Defender

- Implemented use of paralegal and investigative internships subsidized by a local business college.
- Used our extra-help Rehabilitation Services Coordinators to help 290 in-custody clients locate alternatives to incarceration by finding residential treatment facilities, sober living housing, or other programs, thereby reducing jail overcrowding.
- Worked with Justice Partners to accommodate increased workload to justice agencies accompanying the transfer of parole revocation hearings to the Courts as of July 1, 2013.
- Undertook representation of 31 individuals who received life sentences under the former “Three Strikes” law who were eligible to file petitions for resentencing under Penal Code Sec. 1170.126.

Juvenile Legal Services

- Represented juvenile clients in 1,300 matters brought to the Superior Court.
- Assisted juvenile clients in sealing their records once probation was successfully completed.
- Public Defender attorneys have volunteered to serve as judges for the Teen Court, and as Board Members for the Teen Court Advisory Board.

2014-16 Objectives

Administration & Support

- Expand use of volunteers to meet non-core functions, freeing support staff to focus on high-priority matters.
- Continue successful implementation of 2011 Criminal Justice Realignment (AB 109) by converting two extra-help Rehabilitation Services Coordinators positions into full-time

staff positions. These two employees work with the Courts, Sheriff, Probation and defense attorneys to find and place clients in appropriate alternative sentencing programs. By coordinating our efforts with Sheriff and Probation staff, each agency is able to serve a different segment of the jail population to achieve the best outcome for individual clients.

- Increase departmental efficiency through implementation of a new case management system. This would provide electronic storage and remote access of data to staff over our network or through the internet.

Adult Legal Services

- Expand the Volunteer Attorney program to enable staff attorneys to focus on higher-priority core tasks.
- Investigate creation of a post-Bar fellowship program to provide additional in-depth support to the attorneys on a cost-effective basis.
- Expand use of outside speakers and experts on various legal, ethical, and trial practices topics to provide high quality training to the attorney staff at minimal cost to the County.
- Continue partnership with other Public Defender Offices to participate in web-based legal education and to require attorneys within the office to provide continuing legal education to other attorneys in our office on a regular basis.
- Continue to collaborate with the Courts, Mental Health, Probation, Sheriff, District Attorney, and various community organizations to improve the functioning of the Therapeutic Courts. These court programs have proven to be successful at rehabilitation, reducing recidivism, enhancing public safety, and helping individuals to become productive members of the community. This helps reduce jail overcrowding and saves the County money.

Public Defender

Juvenile Legal Services

- Work with school districts to identify areas where outcomes in the juvenile court can be improved by increased collaboration between the two agencies.
- Work with the Truancy Program to encourage both minors and parents to recognize the importance of participating in school programs.

*Changes & Operational Impact:
2013-14 Adopted to
2014-15 Recommended*

Staffing

- Decrease of 0.75 FTE's due to a conversion of 2.0 out of 3.0 AB 109 extra help positions to permanent positions and retaining 0.25 as extra help.

The Public Defender employs a full-time staff of 36 attorneys, 7 investigative staff, 19 support staff and 2 Rehabilitation Services Coordinators (64 FTEs), supplemented by 0.25 extra-help AB 109 staff.

Expenditures

Net operating expenditure increase of \$343,300:

- Salaries and Benefits increase of \$345,200 due to \$30,000 in additional AB 109 costs, and \$315,200 due to negotiated labor agreements and increases in County retirement contributions
- Services and Supplies – decrease of \$4,100 in miscellaneous costs
- Other Charges – increase of \$2,200, in miscellaneous costs

These changes result in recommended operating expenditures and total expenditures of \$10,383,100.

Revenues

Net operating revenue increase of \$164,600:

- Proposition 172 Sales Tax Revenues – increase of \$152,100
- Local Realignment 2011 – increase of \$23,500
- Public Defender Fees – decrease of \$11,000

Net non-operating revenue increase of \$178,700:

- Intrafund Expenditure Transfers – increase of \$30,000 due to AB 109 funding
- Decreases to Fund Balances – decrease of \$9,900 due to one-time FY 2013-14 salary increases
- General Fund Contribution – increase of \$158,600

These changes result in recommended operating revenues of \$3,408,600, non-operating revenues of \$6,974,500, resulting in total revenues of \$10,383,100. Non-operating revenues primarily include General Fund Contribution, transfers and decreases to fund balances.

Public Defender

*Changes & Operational Impact:
2014-15 Recommended to
2015-16 Proposed*

Staffing

- No change in staffing is proposed

Expenditures

Net operating expenditure increase of \$320,700:

- Salaries and Benefits – increase of \$290,700 due to negotiated labor agreements and increases in County retirement contributions
- Services and Supplies – increase of \$20,300 in miscellaneous costs
- Other Charges – increase of \$9,700 in miscellaneous costs

Revenues

Net operating revenue increase of \$161,500:

- Proposition 172 Sales Tax Revenues – increase of \$159,400
- Public Defender Fees – increase of \$2,100

Net non-operating revenue decrease of \$2,400:

- General Fund Contribution – Decrease of \$2,400

These changes result in a Gap for FY 2015-16 of \$161,500, assuming the same level of service as recommended in FY 2014-15.

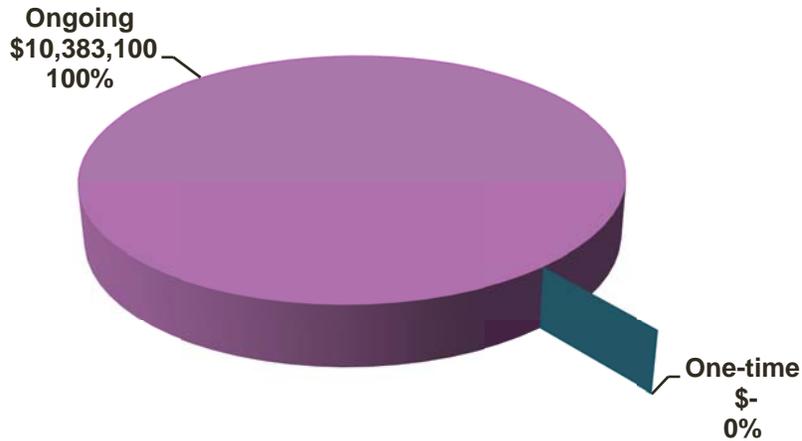
Related Links

For more information on Public Defender, refer to the Web site at www.countyofsb.org/defender

Public Defender

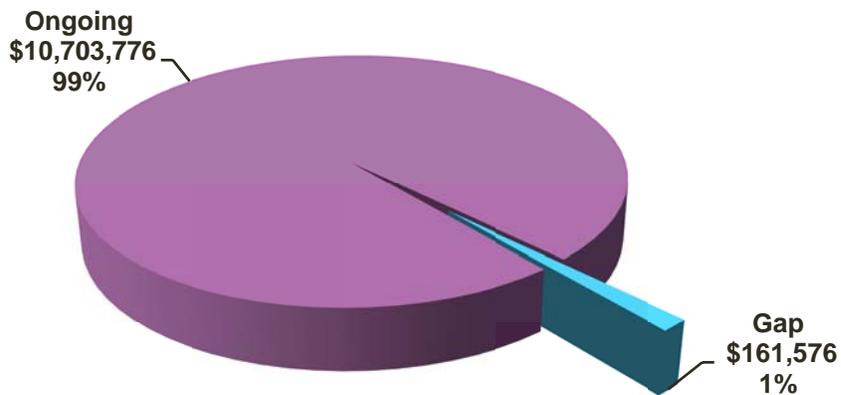
Gap Charts

FY 2014-15 Recommended Budget



The FY 2014-15 Recommended Budget is balanced and does not rely on one-time sources to fund the Department's ongoing operations.

FY 2015-16 Proposed Budget



The FY 2015-16 Proposed Budget relies on one-time sources to fund 1% of the Department's ongoing operations. These funds allow the Department to maintain a higher level of service than would otherwise have been possible; however, because these funds are one-time in nature, they will not be available to fund operations in FY 2015-16.

Public Defender

Performance Measures Continued

<u>Description</u>	<u>FY 2011-12 Actual</u>	<u>FY 2012-13 Actual</u>	<u>FY 2013-14 YTD Actual</u>	<u>FY 2014-15 Recommended</u>	<u>FY 2015-16 Proposed</u>
Budget Program 1:					
Percent of patients in the County's Psychiatric Health Facility visited for their statutory access to Court.	Not used in prior years	100%	100%	100%	100%
Percentage of clients requesting records' clearing whose petitions will be acted upon within 30 days of the request.	Not used in prior years	80%	80%	>75%	>75%
Percent of felony cases closed versus felony cases opened while providing expeditious exercise of a client's legal rights without compromising vigorous and professional representation.	Not used in prior years	94%	93%	90%	90%
Percent of misdemeanor cases closed versus misdemeanor cases opened while providing expeditious exercise of a client's legal rights without compromising vigorous and professional representation.	Not used in prior years	98%	97	95%	95%
Budget Program 2:					
Personally contact and evaluate clients under civil commitment at least once a year.	Not used in prior years	100%	100%	100%	100%
Personally contact and evaluate clients under extended commitment per penal code sections 1026 and 2970 at least once a year.	Not used in prior years	100%	100%	100%	100%

Public Defender

Performance Measures Continued

<u>Description</u>	<u>FY 2011-12 Actual</u>	<u>FY 2012-13 Actual</u>	<u>FY 2013-14 YTD Actual</u>	<u>FY 2014-15 Recommended</u>	<u>FY 2015-16 Proposed</u>
Combat California drought conditions by aggressively recycling material, saving at least 20,000 verifiable gallons of water per year.	Not used in prior years	24,435	14,373	20,000	20,000

Public Defender

Budget Overview

Staffing By Budget Program	2012-13 Actual	2013-14 Adopted	Change from FY13-14 Ado to FY14-15 Rec	2014-15 Recommended	2015-16 Proposed
Administration & Support	21.58	19.25	-	19.25	19.25
Adult Legal Services	43.63	42.75	0.25	43.00	43.00
Juvenile Legal Services	1.01	3.00	(1.00)	2.00	2.00
Total	<u>66.22</u>	<u>65.00</u>	<u>(0.75)</u>	<u>64.25</u>	<u>64.25</u>
Budget By Budget Program					
Administration & Support	\$ 2,131,785	\$ 2,279,413	\$ 251,952	\$ 2,531,365	\$ 2,593,489
Adult Legal Services	7,265,265	7,205,449	206,663	7,412,112	7,658,653
Juvenile Legal Services	164,972	554,916	(115,293)	439,623	451,634
Unallocated	(2,243)	-	-	-	-
Total	<u>\$ 9,559,779</u>	<u>\$ 10,039,778</u>	<u>\$ 343,322</u>	<u>\$ 10,383,100</u>	<u>\$ 10,703,776</u>
Budget By Categories of Expenditures					
Salaries and Employee Benefits	\$ 8,744,487	\$ 9,263,032	\$ 345,201	\$ 9,608,233	\$ 9,898,980
Services and Supplies	504,324	436,730	(4,099)	432,631	452,896
Other Charges	310,968	340,016	2,220	342,236	351,900
Total Operating Expenditures	9,559,779	10,039,778	343,322	10,383,100	10,703,776
Capital Assets	43,955	-	-	-	-
Increases to Fund Balances	536,363	-	-	-	-
Fund Balance Impact (+)	5,388	-	-	-	-
Total	<u>\$ 10,145,485</u>	<u>\$ 10,039,778</u>	<u>\$ 343,322</u>	<u>\$ 10,383,100</u>	<u>\$ 10,703,776</u>
Budget By Categories of Revenues					
Intergovernmental Revenue	\$ 2,969,846	\$ 3,022,998	\$ 175,602	\$ 3,198,600	\$ 3,358,000
Charges for Services	236,833	220,982	(10,982)	210,000	212,100
Total Operating Revenues	3,206,679	3,243,980	164,620	3,408,600	3,570,100
Intrafund Expenditure Transfers (-)	117,378	160,000	30,000	190,000	190,000
Decreases to Fund Balances	-	9,898	(9,898)	-	-
General Fund Contribution	6,821,428	6,625,900	158,600	6,784,500	6,782,100
Fund Balance Impact (-)	-	-	-	-	161,576
Total	<u>\$ 10,145,485</u>	<u>\$ 10,039,778</u>	<u>\$ 343,322</u>	<u>\$ 10,383,100</u>	<u>\$ 10,703,776</u>

Public Defender

Staffing Detail

Staffing Detail By Budget Program	2012-13 Actual	2013-14 Adopted	Change from FY13-14 Ado to FY14-15 Rec	2014-15 Recommended	2015-16 Proposed
Administration & Support					
PUBLIC DEFENDER	0.52	0.80	-	0.80	0.80
ASST PUBLIC DEFENDER	-	0.45	-	0.45	0.45
DEP PUBLIC DEFENDER	0.92	-	-	-	-
BUSINESS MANAGER	1.00	1.00	-	1.00	1.00
FINANCIAL OFFICE PRO	1.00	1.00	-	1.00	1.00
LEGAL OFFICE PRO	13.12	14.00	-	14.00	14.00
COMPUTER SYSTEMS SPEC	1.00	1.00	-	1.00	1.00
EXECUTIVE SECRETARY	1.00	1.00	-	1.00	1.00
EXTRA HELP	3.02	-	-	-	-
Administration & Support Total	21.58	19.25	-	19.25	19.25
Adult Legal Services					
PUBLIC DEFENDER	0.48	0.20	-	0.20	0.20
ASST PUBLIC DEFENDER	1.23	2.55	-	2.55	2.55
DEP PUBLIC DEFENDER SR	5.15	5.00	-	5.00	5.00
PROG/BUS LDR-ATTY	0.85	-	-	-	-
DEP PUBLIC DEFENDER	22.28	24.00	1.00	25.00	25.00
PD INVESTIGATOR	1.00	1.00	-	1.00	1.00
LEGAL OFFICE PRO	1.46	1.00	-	1.00	1.00
PUBLIC DEFENDER INVEST	6.00	6.00	-	6.00	6.00
SOCIAL SVCS PRACTITIONER	-	-	2.00	2.00	2.00
EXTRA HELP	5.19	3.00	(2.75)	0.25	0.25
Adult Legal Services Total	43.63	42.75	0.25	43.00	43.00
Juvenile Legal Services					
DEP PUBLIC DEFENDER	0.77	3.00	(1.00)	2.00	2.00
EXTRA HELP	0.24	-	-	-	-
Juvenile Legal Services Total	1.01	3.00	(1.00)	2.00	2.00
Department Total	66.22	65.00	(0.75)	64.25	64.25