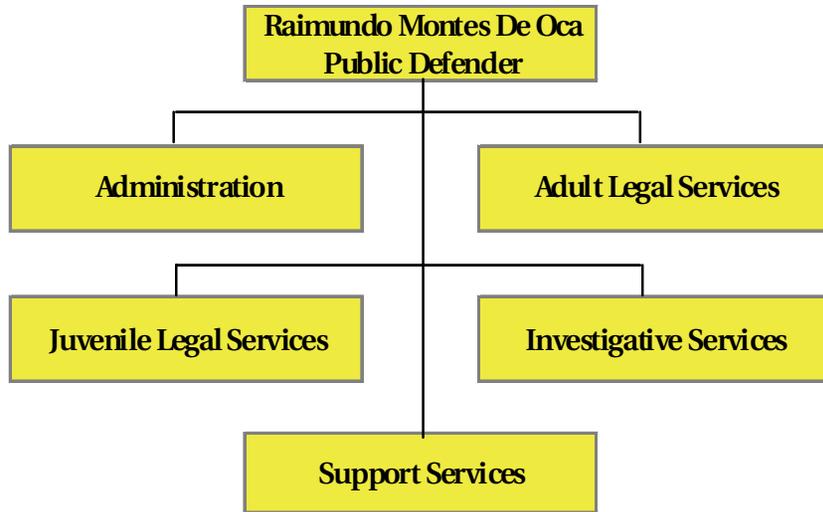
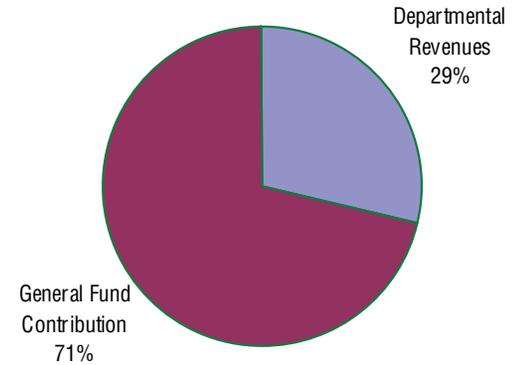


PUBLIC DEFENDER

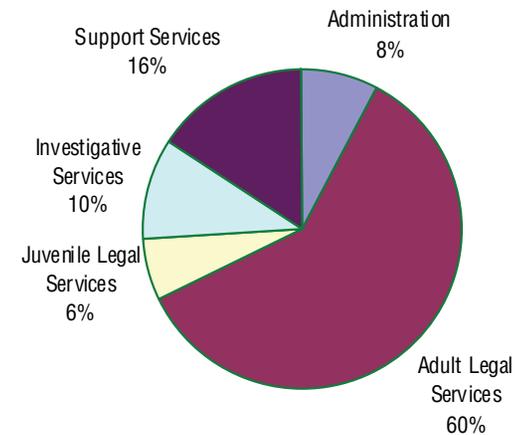
Budget & Positions (FTEs)	
Operating \$	9,768,910
Capital	-
Positions	60.8 FTEs



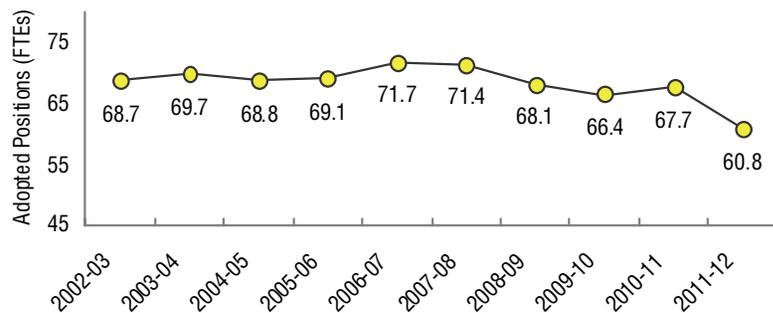
SOURCE OF FUNDS



USE OF FUNDS



STAFFING TREND



PUBLIC DEFENDER
Department Summary

	Actual FY 09-10	Adopted FY 10-11	Est. Actual FY 10-11	Recommended FY 11-12
Use of Funds Summary				
<i>Operating Expenditures</i>				
Administration	\$ 764,709	\$ 741,802	\$ 764,118	\$ 765,121
Adult Legal Services	6,456,937	5,656,641	5,525,696	5,860,890
Juvenile Legal Services	655,259	608,044	704,280	602,171
Investigative Services	1,187,477	1,314,794	1,129,111	1,001,830
Support Services	1,475,374	1,689,262	1,887,341	1,538,898
Expenditure Total	10,539,756	10,010,543	10,010,546	9,768,910
<i>Other Financing Uses</i>				
Operating Transfers	6,874	6,876	6,873	--
Designated for Future Uses	50	--	--	--
Department Total	\$ 10,546,680	\$ 10,017,419	\$ 10,017,419	\$ 9,768,910

Character of Expenditures

<i>Operating Expenditures</i>				
Regular Salaries	\$ 6,343,326	\$ 6,303,427	\$ 6,278,081	\$ 5,982,978
Overtime	4	--	177	--
Extra Help	233,983	77,744	187,710	70,514
Benefits	3,134,624	2,784,242	2,749,685	2,961,099
Salaries & Benefits Sub-Total	9,711,937	9,165,413	9,215,653	9,014,591
Services & Supplies	827,819	845,130	794,893	754,319
Expenditure Total	\$ 10,539,756	\$ 10,010,543	\$ 10,010,546	\$ 9,768,910

	Actual FY 09-10	Adopted FY 10-11	Est. Actual FY 10-11	Recommended FY 11-12
Source of Funds Summary				
<i>Departmental Revenues</i>				
Federal & State Revenues	\$ 2,293,938	\$ 2,342,958	\$ 2,360,282	\$ 2,387,650
Other Charges for Services	125,489	175,000	157,676	435,000
Revenue Total	2,419,427	2,517,958	2,517,958	2,822,650
<i>General Fund Contribution</i>	7,273,628	6,273,786	6,273,786	6,946,260
<i>Other Financing Sources</i>				
Use of Prior Fund Balances	853,625	1,225,675	1,225,675	--
Department Total	\$ 10,546,680	\$ 10,017,419	\$ 10,017,419	\$ 9,768,910

	Actual FY 09-10		Adopted FY 10-11		Est. Actual FY 10-11		Recommended FY 11-12	
Pos.	FTE	Pos.	FTE	Pos.	FTE	Pos.	FTE	
Position Summary								
<i>Permanent</i>								
Administration	7.0	6.8	7.0	5.9	7.0	5.9	7.0	6.9
Adult Legal Services	31.8	27.5	32.0	29.1	32.0	28.1	31.0	29.4
Juvenile Legal Services	3.0	2.9	3.0	2.9	3.0	3.0	3.0	2.9
Investigative Services	12.0	11.5	12.0	11.7	12.0	12.0	12.0	7.8
Support Services	18.8	17.3	18.8	18.1	18.8	16.0	18.8	13.7
Total Permanent	72.5	66.0	72.8	67.7	72.8	65.0	71.8	60.8
<i>Non-Permanent</i>								
Extra Help	--	3.4	--	--	--	2.3	--	--
Total Positions	72.5	69.4	72.8	67.7	72.8	67.3	71.8	60.8

Note: FTE and position totals may not sum correctly due to rounding.

MISSION STATEMENT

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

Budget Organization

Since 1969, the law office of the Santa Barbara County Public Defender has helped the County meet its obligation to provide efficient and effective representation to County residents who are entitled to legal representation, but who cannot afford to hire a lawyer. Gideon v. Wainwright, 372 U.S. 335,344 (1963) ordered that attorneys be provided to persons coming to court in criminal cases. Observing that governments spend money to hire lawyers to prosecute defendants because prosecution lawyers are “deemed essential to protect the public’s interest in an orderly society...,” the Court established that it was just as important for a defendant to have an attorney represent him/her when they are in court with their liberty at stake.

The Public Defender has offices wherever the Superior Court has courtrooms: in Santa Barbara, Santa Maria, and Lompoc. The Department also has offices at the Juvenile Court facilities in Santa Maria and Santa Barbara. The Public Defender employs 62 full-time staff (down from 72 in FY 10-11), 36 attorneys (down from 37 in FY 10-11), 8 investigative staff (down from 12 in FY 10-11), and 18 support staff (down from 23 in FY 10-11).

The Public Defender’s Office receives its funding from the County’s General Fund, from participation in State and Federal revenue sources, and from charges for services provided to clients.

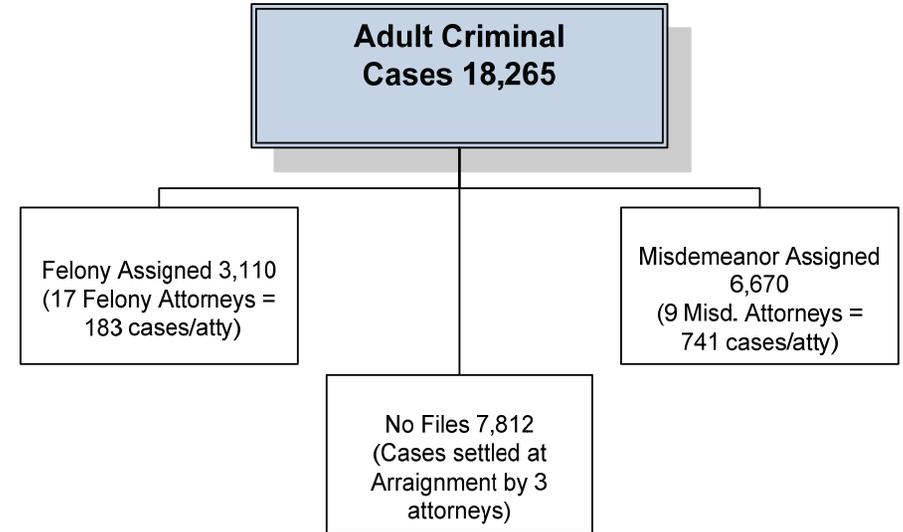
A public defender appears in court and gives his or her client a voice to explain their lives and the events that occurred. Our responsibilities are defined by state law as well as the Constitution (See: Government Code sec. 27706, “Duties of the Public Defender”). In FY 2009–10 the office represented 23,251 Adult and Juvenile clients in cases where the law requires it. In FY 2010-11 our statistics project we will be representing 22,935 adult and juvenile clients. In addition to the new cases opened during the current fiscal year, the office continues to represent defendants in cases that were opened in prior years, but which remain active in a subsequent fiscal year, either because of the complexity of the case (most often capital cases and homicides) or because the case is one that continues to be reviewed in one of the Treatment Courts. These cases are not counted in the caseload of the current fiscal year.

During fiscal year FY 2009–10, the Public Defender’s office provided representation in over 23,000 adult and juvenile matters, the chart on the following pages shows how this workload is distributed among the Department’s attorneys.

PUBLIC DEFENDER

Department Summary (cont'd)

FY 09-10

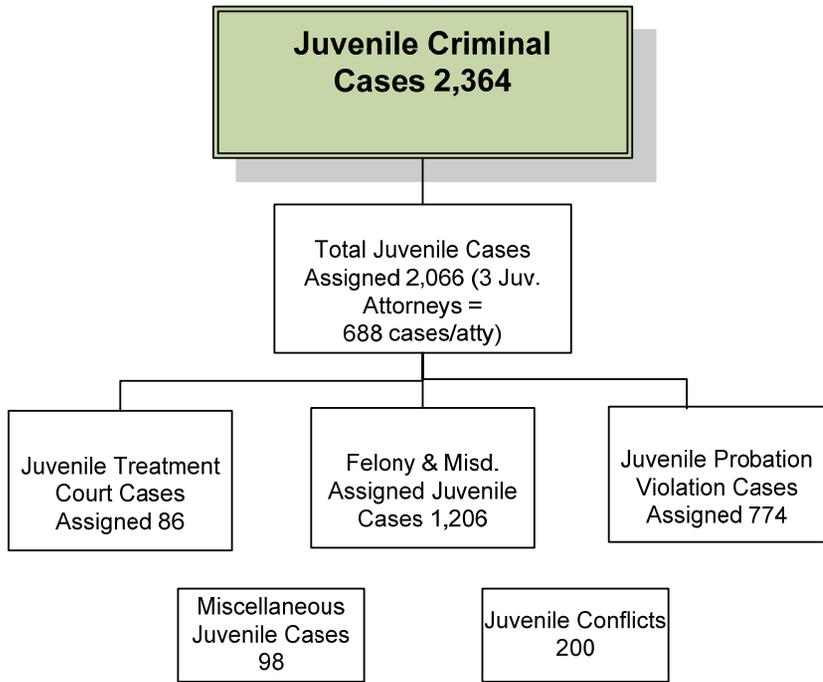


New Adult Treatment Court Cases 1,403
(Carryover Treatment Court Cases 1,444)
(2 Treatment Court attorneys = 1,423 cases/atty)

Other Assigned Cases ** – 563 (Split between 4 attorneys with other duties)

** Appeals & Writs, Probate/LPS, Contempt, Extended Commitments, Expungements)

PUBLIC DEFENDER
Department Summary (cont'd)



In this current fiscal year (FY 2010–11) the Department anticipates again representing clients in approximately 23,000 adult and juvenile matters, with the cases distributed in a very similar manner to last year’s cases. The Department conducted two countywide surveys of the cases assigned to our felony attorneys, one in December 2010 and another in April 2011. In April of this year, our attorneys represented clients in 114 matters where the maximum sentence was greater than ten years in prison, with 45 clients facing sentences of life in prison, and one matter in which the client faces a potential death penalty. This chart shows how these matters were distributed in the two offices where the Superior Court assigns felony trials.

	Open cases with sentences > 10 years					
	Total Cases	+10 Yrs.	+15 Yrs.	+20 Yrs.	Life	Capital Cases
Santa Barbara	54	18	10	3	23	0
Santa Maria	60	20	8	9	22	1
Countywide Total	114	38	18	12	45	1

In its simplest terms, doing this work requires attorneys as well as investigators and support staff to help the attorneys prepare and monitor the cases; the Department does not have large costs for equipment or tangible goods. Ninety two percent of our budget is used to pay salaries and benefits.

The Department has reached an agreement with the Superior Court to have clients pay \$125 for misdemeanor cases and \$175 for felony cases. When the case is over, the Court will now collect the fees along with other fines and fees historically collected by the Court.

Any different configuration of staff cuts resulting in a greater reduction of the attorney staff would lead to a decreased ability to represent clients in felony and misdemeanor cases, the Department’s “core function”, as well as eliminate the ability to represent clients in those civil cases where the law requires the defendant be provided with an attorney. Though the loss of support staff (interpreters, secretaries, social workers, and investigators) will have a negative impact on the office’s ability to do its work, it will offset part of this loss by modifying the work flow, providing staff with different tools to accomplish their tasks with greater efficiency, and by asking an already over-worked staff to work even harder.

The work the Public Defender’s office does and the number of “new” felony and misdemeanor filings where the Department represents a client is shown by the following statistics, provided by the Superior Court for FY 2009-10. A “new” filing represents a new case charging either a misdemeanor or felony offense against an adult defendant, these statistics do not include juvenile cases, or cases where a probation violation is charged either instead of or in addition to a new charge; and these statistics do not include the review cases handled by the treatment courts. Though these cases only represent a part of the Department’s workload, these figures show the role the Public Defender’s Office plays in the criminal courts. The figures provided showing the clients represented have been adjusted to include only cases opened during that fiscal year, excluding cases where the defendant retained counsel after coming to the department and cases where the Department was unable to continue representation for a legal reason (“conflict”).

New Case Filings - FY 2009-10	Santa Barbara	Santa Maria	Lompoc	Solvang	Totals
Felony	1,300	1,204	328	0	2,832
Pub. Def. Represents	903	904	254		2,061
Percentage	69%	75%	77%		72%
Misdemeanor	9,007	5,567	1,771	0	16,345
Pub. Def. Represents	4,792	3,406	1,517		9,715
Percentage	53%	61%	85%		59%

PUBLIC DEFENDER

Department Summary (cont'd)

Though the numbers vary depending on the location of the Superior Court, county-wide the Department represents 72% of adult felony clients and 59% of misdemeanor clients. In the most recent information supplied by the Judicial Council of California in their 2010 “Court Statistics Report” (using data gathered in FY 2008-09), the County’s judicial system resolves the majority of felony cases (68%) within 90 days of filing, and virtually all misdemeanor cases (96%) within 120 days of filing. The Public Defender’s Office represents clients efficiently and effectively.

Criminal Case Processing Time by County FY 2008–09
Superior Courts Table 10a

COUNTY	FELONIES				MISDEMEANORS		
	12 Months	Less Than 30 days	Less Than 45 days	Less than 90 days	Less than 30 days	Less than 90 days	Less than 120 days
SANTA BARBARA	98%	33%	43%	68%	86%	94%	96%

(Source: 2010 “Court Statistics Report ‘Statewide Caseload Trends’” prepared by the Judicial Council of California, p. 127, and on the web at <http://www.courts.ca.gov/xbr/cc/csr2010.pdf>)

There is more to the work the Department does than these figures represent. Numbers do not reveal the collaborative relationships formed between the participants in the criminal justice process, making each involved agency a partner in the work of the others.

Significant Changes (FY 2010-11 Adopted to FY 2010-11 Estimated Actual)

Estimated Actual operating expenditures of \$10,011,000 will be on target with the Adopted Budget expenditures of \$10,011,000. This is the result of:

- +\$110,000 – Additional extra help costs to fill in behind retirement incentive positions kept open;
- -\$60,000 – Salary and benefits expense lower than anticipated due to unfilled positions;
- -\$50,000 – Decrease in miscellaneous expenses due to aggressive cost cutting measures.

Estimated Actual operating revenues of \$2,518,000 will be on target with the Adopted Budget operating revenues of \$2,518,000. This is the result of:

- +\$17,000 – Higher than anticipated Public Safety Sales Tax revenue;
- -\$17,000 – Lower than anticipated miscellaneous other revenues.

Additionally, the Department released \$1,226,000 from the salary and retirement offset designation to fund ongoing operations for Fiscal Year 2010-11.

Significant Changes (FY 2010-11 Estimated Actual to FY 2011-12 Recommended)

The Recommended Budget’s operating expenditures will decrease by \$242,000 to \$9,769,000 from the prior year’s Estimated Actual of \$10,011,000. This 2.4% decrease is the result of:

- -\$295,000 – Decreased salaries due to the reduction of staff as a result of budget cuts;
- +\$211,000 – Net increased benefits costs;
- -\$117,000 – Reduced extra help attorney staff;
- -\$41,000 – Decreased Services and Supplies costs due to aggressive cost cutting.

The Recommended Budget’s operating revenues will increase by \$305,000, to \$2,823,000, from the prior year’s Estimated Actual of \$2,518,000. This 12.1% increase is the result of:

- +\$278,000 – Increased miscellaneous Other Revenues, specifically Public Defender fees with collections now being handled by the courts;
- +\$27,000 – Higher Public Safety Sales Tax revenue.

Capital Asset Expenditures: Public Defender Capital Asset expenditures for FY 2011-12 is \$0 as the Department’s Santa Barbara office remodel project is budgeted in the General Services Department for \$5,500,000. Certificates of Participation were successfully issued in FY 2010-11. Construction began in September, 2010 and is on schedule to be completed by February, 2012.

Departmental Priorities and Their Alignment With County Goals

The Law Office of the Public Defender’s strategic actions are primarily aligned with the following adopted County Strategic Goals:

Goal 1: Efficient and Responsive Government: An Efficient, Professionally Managed Government Able to Anticipate and to Effectively Respond to the Needs of the Community.

Goal 2: Health and Safety: Safe and Healthy Community in Which to Live, Work and Visit.

Goal 6: Families and Children: A Community that Fosters the Safety and Well-Being of Families and Children.

PUBLIC DEFENDER
Department Summary (cont'd)

Among critical issues, the issue of “Health Care & Social Services Delivery” will continue to take priority for FY 2011-12 in the form of continued development of therapeutic court’s alternative sentencing and continued zealous representation of adult and juvenile clients. The Office of the Public Defender continues providing effective leadership and promoting collaborative partnerships to deliver the highest quality of service to clients.

Focus Area 1: Mental Health and Probate Conservatorships

Current Year (FY 10-11) Accomplishments

When one thinks of the work of the Public Defender’s Office, the first thing that comes to mind is defending adults and juveniles accused of committing criminal offenses. And indeed, this is an important part of our work. But, the Department's mission encompasses work in two other very important areas, the Collaborative Courts and representation of persons unable to care for themselves because of mental illness or some other incapacitating condition in Lanterman-Petris-Short Act (LPS) and Probate Conservatorships. In FY 2009-10 the office represented 1,409 clients in the treatment courts and 289 clients in conservatorship proceedings.

Focus Area 2: The Collaborative Courts

Current Year (FY 10-11) Accomplishments

Adult Drug Treatment Courts, Domestic Violence Review Courts, and Juvenile Drug Courts

Rehabilitation should accompany punishment. The inscription over the entrance to the Santa Barbara Superior Court exhorts us to “[l]earn justice from this warning.” The Superior Court, with the cooperation of the District Attorney, the Sheriff, Probation, the treatment providers and the defense bar, have developed programs to treat persons convicted of domestic violence offenses after conviction, and to treat persons convicted of drug offenses or in some cases in lieu of prosecution in others.

Local drug courts are nationally recognized for their organization and effectiveness. In July 2011 two of the Department's attorneys will be making a presentation at the National Association of Drug Court Professionals. The Department provides offenders with access to the Substance Abuse Treatment Court (SATC), Proposition 36 Treatment Court, the Clean and Sober Program, as well as the Clean and Sober Grant Court (which provides treatment to persons with co-occurring sobriety and mental health issues), the Dual Diagnosis and Mental Health Treatment Court, the Juvenile Drug Court, and the Domestic Violence Review Court and DUI Review Court. Unfortunately, as agency and state budgets shrink, the treatment options get smaller. But the work of the Treatment Courts continues, and all of the participants in the work of the court continue to meet regularly to insure the work continues even under difficult circumstances.

	Actual FY 09-10	Adopted FY 10-11	Est. Actual FY 10-11	Recommended FY 11-12
	Pos.	Pos.	Pos.	Pos.
Position Detail				
Administration				
Public Defender	1.0	1.0	1.0	1.0
Assistant Public Defender	2.0	2.0	2.0	2.0
Business Leader	1.0	1.0	1.0	1.0
Computer Systems Specialist	1.0	1.0	1.0	1.0
Executive Secretary	1.0	1.0	1.0	1.0
Accounting Assistant	1.0	1.0	1.0	1.0
Sub-Division Total	7.0	7.0	7.0	7.0
Adult Legal Services				
Deputy Public Defender	30.8	31.0	31.0	31.0
Paralegal	1.0	1.0	1.0	--
Sub-Division Total	31.8	32.0	32.0	31.0
Juvenile Legal Services				
Deputy Public Defender	3.0	3.0	3.0	3.0
Sub-Division Total	3.0	3.0	3.0	3.0
Investigative Services				
Chief Investigator	1.0	1.0	1.0	1.0
Legal Office Professional	3.0	3.0	3.0	3.0
Investigator	6.0	6.0	6.0	6.0
Social Services Practitioner	2.0	2.0	2.0	2.0
Sub-Division Total	12.0	12.0	12.0	12.0
Support Services				
Legal Office Professional	18.8	18.8	18.8	18.8
Sub-Division Total	18.8	18.8	18.8	18.8
Division Total	72.5	72.8	72.8	71.8

PUBLIC DEFENDER
Department Summary (cont'd)

	Actual FY 09-10	Adopted FY 10-11	Est. Actual FY 10-11	Recommended FY 11-12
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Recurring Performance Measures

Administration

As an efficient and responsive government, the County will maintain a quality workforce through completing 100% of departmental Employee Performance Reviews (EPRs) by the anniversary due date.	43%	100%	53%	100%
	32	72	38	56
	74	72	72	56

To ensure an efficient and responsive government, the County will maintain the rate of General Liability claims filed at no more than 90 - 100% of the previous year's actual claims filed.	100%	100%	100%	100%
	0	0	2	1
	0	0	2	1

As an efficient and responsive government, the County will maintain the rate of Workers' Compensation claims filed between 90 - 100% of the previous year's actual claims filed.	200%	100%	150%	100%
	2	2	3	2
	1	2	2	2

As an efficient and responsive government, the County will maintain a productive workforce through a countywide Lost Time Rate of 5.9% or less.	6.1%	5.9%	6.2%	5.0%
	8,445.0	8,732.0	8,557.0	5844.0
	138,528.0	148,000.0	138,014.0	116,879.0

Adult Legal Services

Collaborate with Criminal Justice and County government partners on 6 projects annually to accomplish systemic improvements.	100%	100%	100%	100%
	6	6	6	6
	6	6	6	6

Public Defender will meet annually with 14 Superior Court adult and juvenile criminal law judges to assess quality, representation, and service to the Court.	100%	100%	100%	100%
	14	14	14	14
	14	14	14	14

	Actual FY 09-10	Adopted FY 10-11	Est. Actual FY 10-11	Recommended FY 11-12
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Recurring Performance Measures

Investigative Services

100% of eight investigators will attend at least two specialized criminal law/investigation programs annually.	100%	100%	100%	100%
	12	12	12	8
	12	12	12	8

Investigative staff will personally contact 100% of an estimated 220 clients who are deemed unable to care for themselves or a threat to themselves or others within 48 hours of receiving such notices to determine if an appeal is requested	100%	100%	100%	100%
	214	225	220	220
	214	225	220	220



Lady Justice

