

# *Public Defender*



# Public Defender

## Budget & Full-Time Equivalents (FTEs) Summary

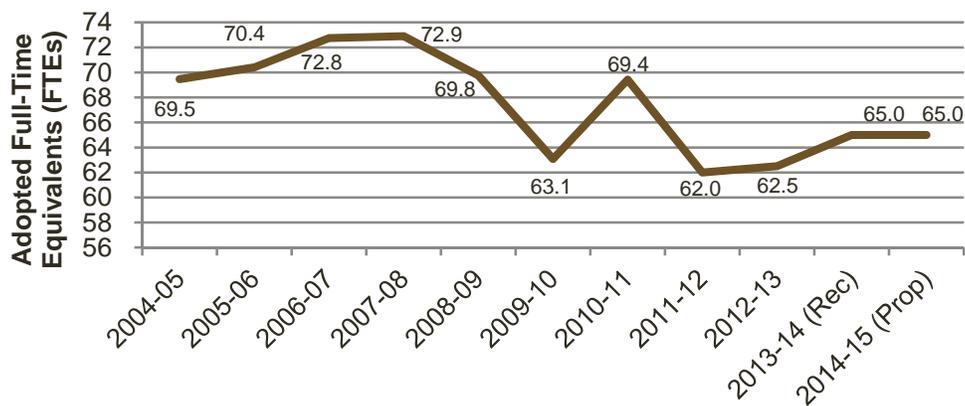
Operating	\$10,006,680
Capital	\$ -
FTEs	65.0

## 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.

## *2012-13 Anticipated Accomplishments*

### **Administration & Support**

- Collaborated with the Community Corrections Partnership to plan and implement the 2011 Criminal Justice Realignment (AB109).
- Used fifteen volunteers/interns to augment support staff, enabling staff to focus on other essential functions.
- Upgraded computer hardware and software resources to support Windows 7 and Office 2010 to conform to the County's latest standards. The Department is also in the process of completing an evaluation of case management systems to replace the current system that is over 12 years old and cannot be upgraded.

### **Adult Legal Services**

- Represented clients in over 21,000 matters brought to the Superior Court.
- Many felonies and almost all misdemeanors are resolved within 90 days. Almost all felonies are resolved within twelve months.
- Expanded Volunteer Attorney program.
- Eighteen 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.

### **Juvenile Legal Services**

- Represented juvenile clients in over 1,600 matters brought to the Superior Court.
- Assisted juvenile clients in obtaining record sealings once probation was successfully completed.

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- Public Defender attorneys have volunteered to serve as judges for the Teen Court, and as Board Members for the Teen Court Advisory Board.

## *2013-15 Objectives*

### **Administration & Support**

- Expand use of volunteers to meet non-core functions, freeing support staff to focus on high-priority matters
- Continue to implement and adapt to the 2011 Criminal Justice Realignment (AB109), including assessing need and securing funding for full-time staffing
- Continue upgrading our case management system to more efficiently store and file data electronically in a way that is easily accessible either over our network or electronically through the internet

### **Adult Legal Services**

- Expand the Volunteer Attorney program to enable staff attorneys to focus on higher-priority core tasks. These volunteers help mitigate the financial challenges faced by the Department by providing valuable and cost effective legal expertise to the County.
- 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 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.

- Work with Justice Partners to prepare for the expected increased workload accompanying the transfer of parole revocation hearings to the Courts as of July 1, 2013
- Assess the resources required to represent inmates petitioning for resentencing pursuant to the Three Strikes Resentencing initiative (Penal Code § 1170.126)
- Evaluate the work done by our Rehabilitation Services Coordinators, and if appropriate and feasible incorporate the positions within our department

### **Juvenile Legal Services**

- Institute a Volunteer Attorney Program in the Juvenile Courts to generate efficiencies and cost savings similar to those experienced in our Adult Services. This will allow staff attorneys to focus on higher priority core tasks and assume additional case related responsibilities for minors in the Juvenile Courts
- 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:  
2012-13 Adopted to  
2013-14 Recommended*

### **Staffing**

- Increase of 2.5 FTEs
- Increase of 3.0 extra help FTE's due to AB 109 requirements, offset by decrease of 0.5 extra help Legal Office Professional FTE

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The Public Defender employs a full-time staff of 36 attorneys, 7 investigative staff, and 19 support staff (62 FTEs), supplemented by 3.0 extra-help investigative staff.

## Expenditures

Net operating expenditure increase of \$214,000:

- Salaries and Benefits increase of \$219,300 due to \$160,000 in additional AB 109 costs, and \$59,300 due to negotiated labor agreements and increases in County retirement contributions
- Services and Supplies – decrease of \$31,600 in miscellaneous costs
- Other Charges – increase of \$26,300, primarily due to increased Data Processing and Liability Insurance costs

These changes result in recommended operating expenditures and total expenditures of \$10,007,000.

## Revenues

Net operating revenue increase of \$272,700:

- Proposition 172 Sales Tax Revenues – increase of \$340,500
- Public Defender Fees – decrease of \$67,800

Net non-operating revenue decrease of \$58,700:

- Intrafund Expenditure Transfers – increase of \$160,000 due to AB 109 funding
- General Fund Contribution – decrease of \$218,700

These changes result in recommended operating revenues of \$3,244,000, non-operating revenues of \$6,763,000, resulting in total revenues of \$10,007,000. Non-operating revenues primarily include General Fund Contribution, transfers, and decreases to fund balances.

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

## Staffing

- No change in staffing is proposed

## Expenditures

Net operating expenditure increase of \$373,600:

- Salaries and Benefits – increase of \$328,700 due to negotiated labor agreements and increases in County retirement contributions
- Services and Supplies – increase of \$35,400 in miscellaneous costs
- Other Charges – increase of \$9,500 in miscellaneous costs

## Revenues

Net operating revenue increase of \$184,300:

- Proposition 172 Sales Tax Revenues – increase of \$182,100
- Public Defender Fees – increase of \$2,200

Net non-operating revenue increase of \$189,200:

- General Fund Contribution – Increase of \$47,000

These changes result in a Gap for FY 2014-15 of \$142,200, assuming the same level of service as recommended in FY 2013-14.

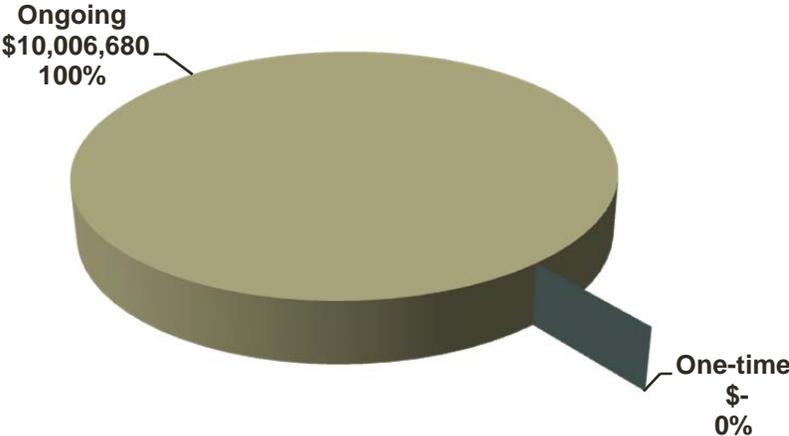
## *Related Links*

For more information on Public Defender, please refer to the Web site at [www.countyofsb.org/defender](http://www.countyofsb.org/defender)

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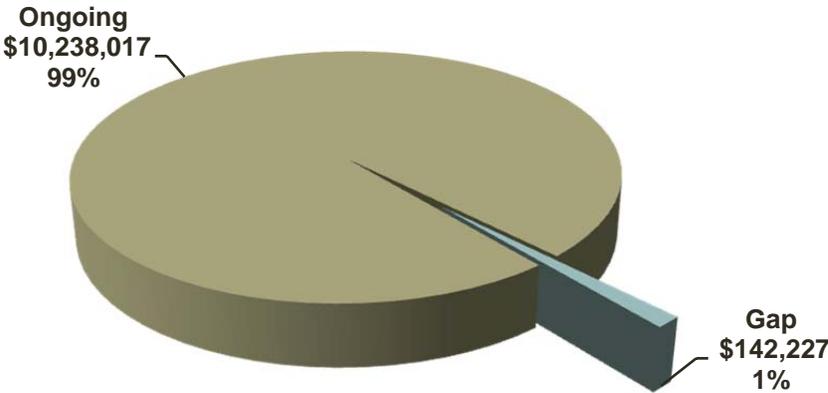
## Gap Charts

### FY 2013-14 Recommended Budget



The FY 2013-14 Recommended Budget is balanced and does not rely on one-time sources to fund the Department's ongoing operations.

### FY 2014-15 Proposed Budget



The FY 2014-15 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 Outcome Measures

Description	FY 2011-12 Actual	FY 2012-13 Adopted	FY 2013-14 Recommended	FY 2014-15 Proposed
Percent of patients in the County's Psychiatric Health Facility visited for their statutory access to Court. (Target = 100%)	Not used in prior years	100%	100%	100%
Percentage of clients requesting records' clearing whose petitions will be acted upon within 30 days of the request. (Target = >75%)	Not used in prior years	>75%	>75%	>75%
Percent of felony cases resolved within 12 months of arraignment providing expeditious exercise of a client's legal rights without compromising vigorous and professional representation. (Target = >80%)	Not used in prior years	>80%	>80%	>80%
Percent of misdemeanor cases resolved within 120 days providing expeditious exercise of a client's legal rights without compromising vigorous and professional representation. (Target = >85%)	Not used in prior years	>85%	>85%	>85%

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## Budget Overview

	2011-12 Actual	2012-13 Adopted	Change from FY 12-13 Ado to FY 13-14 Rec	2013-14 Recommended	2014-15 Proposed
<b>Staffing By Budget Program</b>					
Administration & Support	18.54	19.00	0.25	19.25	19.25
Adult Legal Services	43.89	40.50	2.25	42.75	42.75
Juvenile Legal Services	2.10	3.00	-	3.00	3.00
Unallocated	0.04	-	-	-	-
<b>Total</b>	<b>64.56</b>	<b>62.50</b>	<b>2.50</b>	<b>65.00</b>	<b>65.00</b>
<b>Budget By Budget Program</b>					
Administration & Support	\$ 1,885,832	\$ 2,200,790	\$ 66,589	\$ 2,267,379	\$ 2,355,800
Adult Legal Services	7,543,894	7,027,660	156,725	7,184,385	7,449,460
Juvenile Legal Services	336,307	564,223	(9,307)	554,916	574,984
Unallocated	(5,061)	-	-	-	-
<b>Total</b>	<b>\$ 9,760,972</b>	<b>\$ 9,792,673</b>	<b>\$ 214,007</b>	<b>\$ 10,006,680</b>	<b>\$ 10,380,244</b>
<b>Budget By Categories of Expenditures</b>					
Salaries and Employee Benefits	\$ 8,860,243	\$ 9,010,644	\$ 219,290	\$ 9,229,934	\$ 9,558,649
Services and Supplies	449,031	468,304	(31,574)	436,730	472,153
Other Charges	306,698	313,725	26,291	340,016	349,442
<b>Total Operating Expenditures</b>	<b>9,615,972</b>	<b>9,792,673</b>	<b>214,007</b>	<b>10,006,680</b>	<b>10,380,244</b>
Increases to Fund Balances	145,000	-	-	-	-
<b>Total</b>	<b>\$ 9,760,972</b>	<b>\$ 9,792,673</b>	<b>\$ 214,007</b>	<b>\$ 10,006,680</b>	<b>\$ 10,380,244</b>
<b>Budget By Categories of Revenues</b>					
Use of Money and Property	\$ 1,613	\$ -	\$ -	\$ -	\$ -
Intergovernmental Revenue	2,727,279	2,682,420	340,578	3,022,998	3,205,125
Charges for Services	204,897	288,825	(67,843)	220,982	223,192
<b>Total Operating Revenues</b>	<b>2,933,789</b>	<b>2,971,245</b>	<b>272,735</b>	<b>3,243,980</b>	<b>3,428,317</b>
Intrafund Expenditure Transfers (-)	-	-	160,000	160,000	160,000
General Fund Contribution	6,827,183	6,821,428	(218,728)	6,602,700	6,649,700
Fund Balance Impact (-)	-	-	-	-	142,227
<b>Total</b>	<b>\$ 9,760,972</b>	<b>\$ 9,792,673</b>	<b>\$ 214,007</b>	<b>\$ 10,006,680</b>	<b>\$ 10,380,244</b>