

Public Defender

Tracy M. Macuga
Public Defender

Administration

Adult Legal Services

Juvenile Legal Services



FY 2019-20 BUDGET WORKSHOP



Key Challenges / Emerging Issues

- **Systemic Issues**
 - Crime is down but caseloads are up?
- **Misdemeanor Impact**
 - Collateral Consequences
 - Fines and Fees
 - Money Bail
- **Diversion**
- **Holistic Defense**
- **Digital Discovery**
 - The Tsunami Has Begun
- **Expanded Constitutional and Ethical Duties**

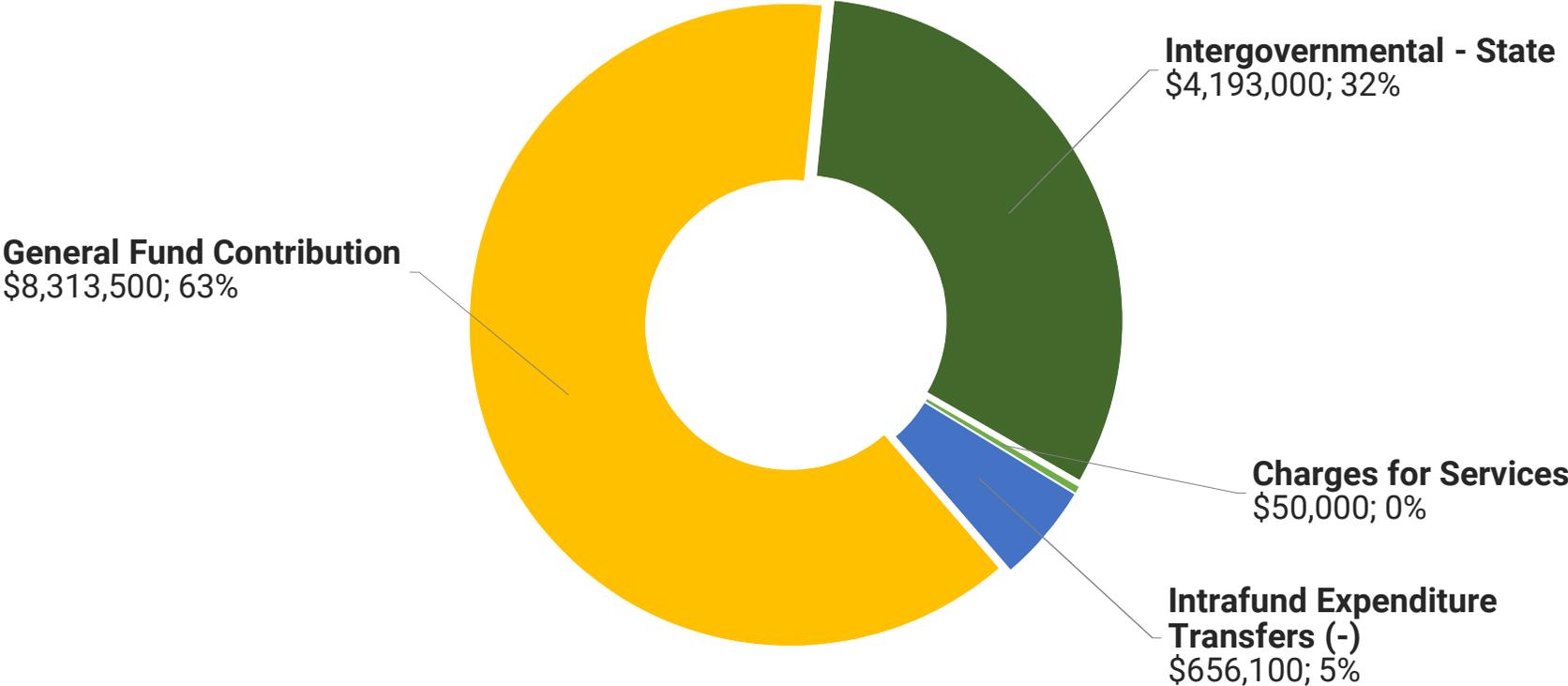


Summary

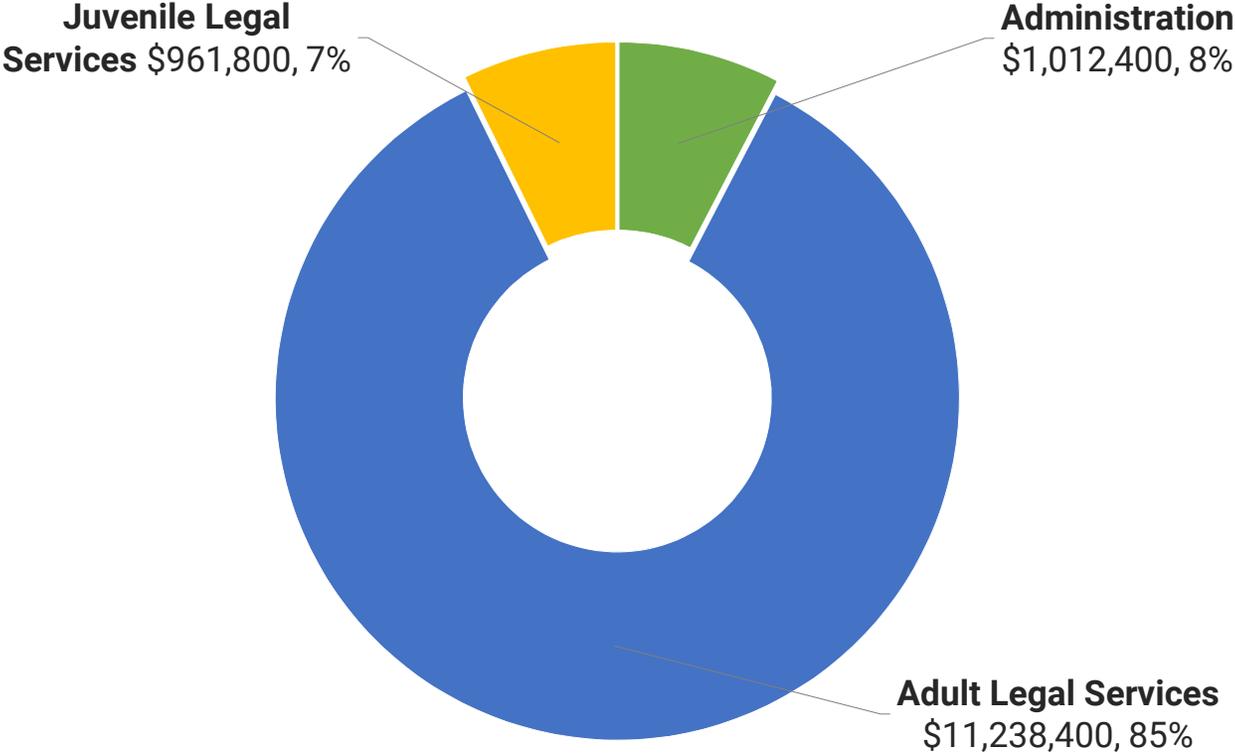
Operating	\$ 13,212,600
Capital	\$ 0
General Fund	\$ 8,313,500
FTEs	66
Use of One-Time for Ongoing Operations	\$ 0, 0%
Service Level Reductions	\$ 0
Restoration Requests	\$ 0
Expansion Requests	\$ 344,200



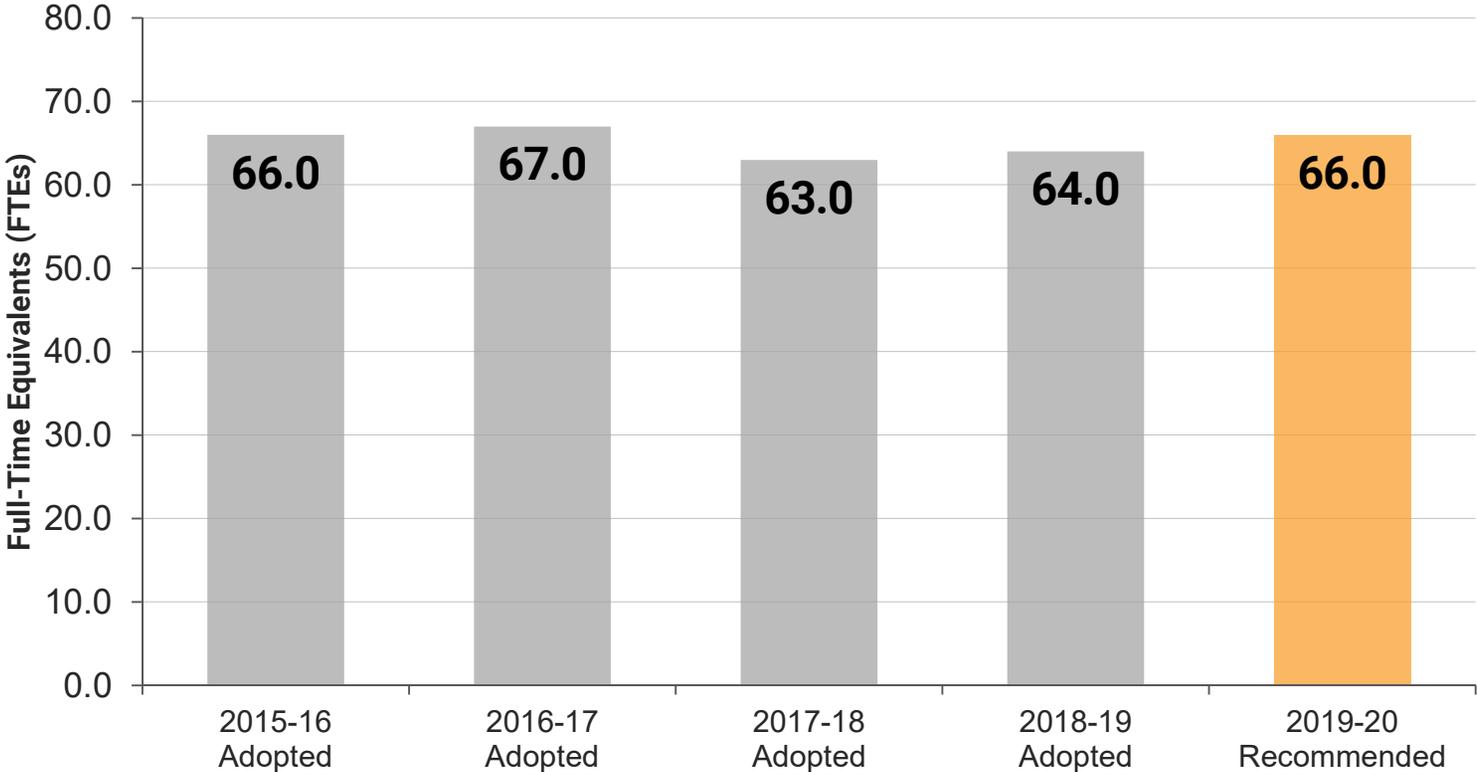
FY 2019-20 Source of Funds



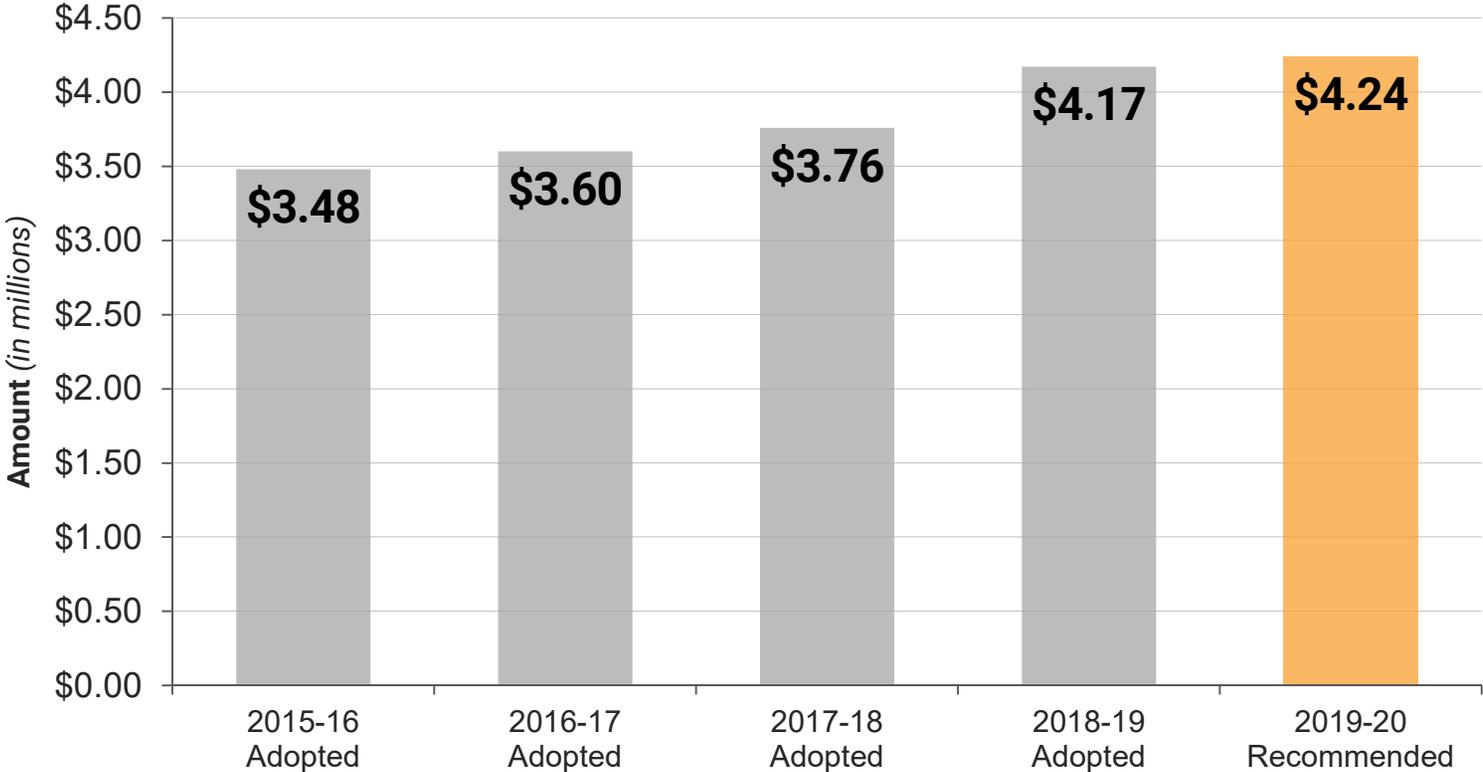
FY 2019-20 Use of Operating Funds



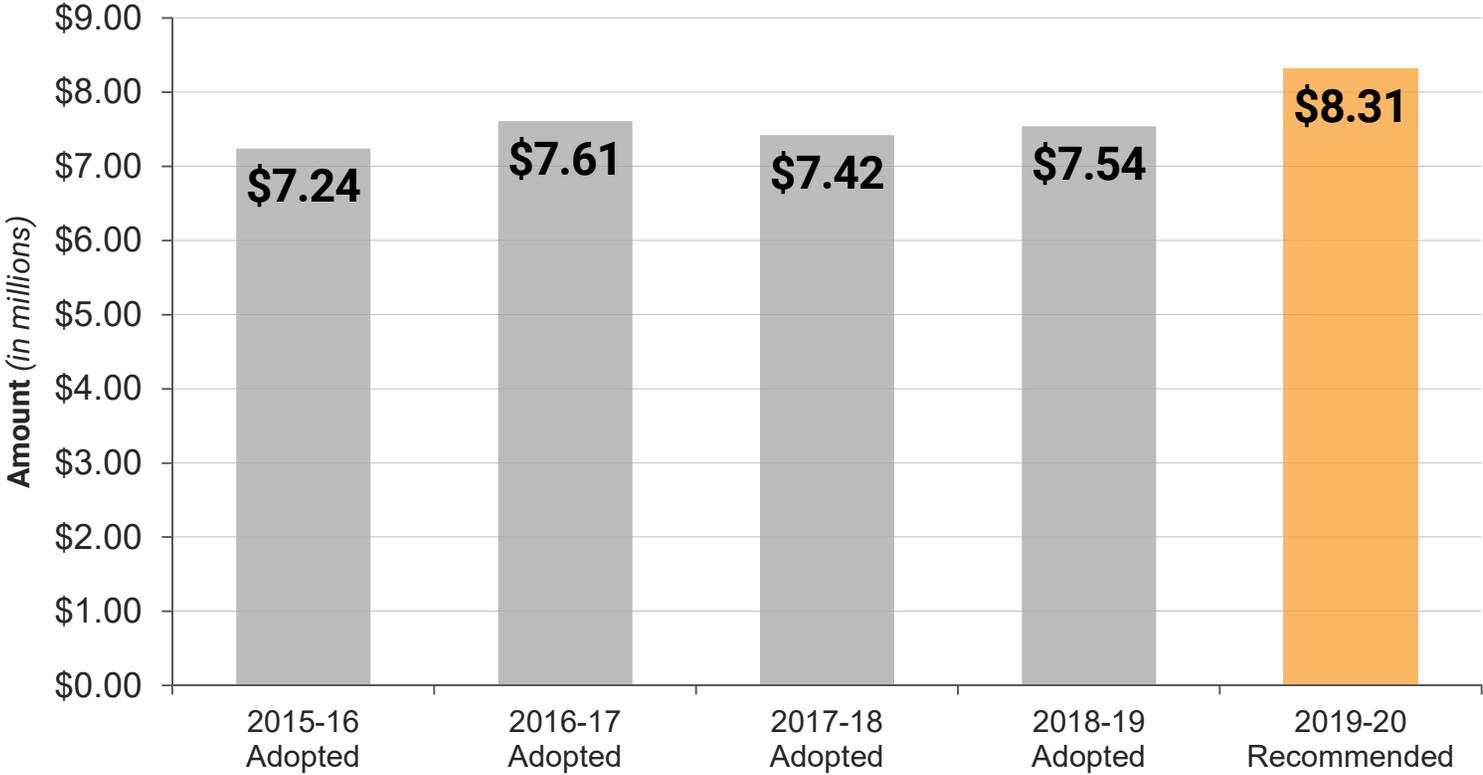
Staffing Summary



Operating Revenue | 5-Year Summary



GFC | 5-Year Summary



FY 2018-19 Anticipated Accomplishments

- **Formed Strategic Partnerships**
 - Pre-Arrestment Unit (PAU) collaboration with Sheriff
 - National Association of Public Defenders training and leadership collaboration
 - Post-bar internship program in collaboration with Southwestern, UCLA, USF, and Stanford law schools
 - IST and probate courts consolidated in partnership with the Courts
 - Partnered with Family Service Agency to expand holistic defense
- **Leveraged Technology to Improve Customer Service & Operations**
 - Text messaging system to remind clients of court dates, reducing occurrence of costly failures to appear (FTAs)
 - Developed technology tutorial library
 - Created internal helpdesk ticketing system
- **Developed Formal Policies & Procedures**
 - Attorney Policies & Procedures Adopted Including Model Continuance Policy
 - Investigator Policies & Procedures Submitted
 - File Retention & Life Cycle Management Policy Drafted



FY 2019-20 Objectives

- Create Vision for the Next 50 Years
- Publish first-ever Annual Report highlighting the impact the public defense function has on individual lives and the community at large
- Expand Pre-Arrest (PAU) Representation
- Expand Holistic Defense to North County & Juvenile
- Expand Outreach and Presence in the Community Including Educational Programming (Learn Your Rights)
- Develop Law Office Management Policy & Procedures



Renew '22- Additional Information

Zealously protect the rights, liberties and dignity of all persons in Santa Barbara County and maintain the integrity and fairness of the American Justice System by providing the finest client-centered legal representation in the cases entrusted to us through compassionate, holistic and innovative advocacy with care and respect for our clients.

- In-house training and career development



- Identify grant opportunities

- eDefender online web portal

- Continue to leverage technology
- Continue to form strategic partnerships



RENEW '22 | Additional Information

- **In-House Training and Career Development**
 - Created in-house Director of Training and Career Development
 - Weekly wellness trainings for staff
 - In-house trainings include IST and Conservatorships; Discovery Law and Litigation (5 part series); Trial Skills; Gang Litigation; Fingerprinting; DNA Forensics
 - Specialized trainings for attorneys to meet mandated legal education requirements
 - Partnerships with outside organizations for additional trainings
- **Identify Grant Opportunities**
 - Awarded Inaugural National Legal Aid & Defender Association (NLADA) Vista Grant in FY 2018-19
 - *Continue to seek grant opportunities to generate revenue streams*



RENEW '22 | Additional Information

- **Continue to leverage technology**
 - *Launch upgraded case management system, using business intelligence principles to improve efficiencies through data-driven decision-making*
 - *Develop file sharing system with Courts to receive information electronically into case management system*
 - *Implement e-filing with the Courts*
 - *Incorporate video remote technology in the criminal justice system*
- **Continue to form strategic partnerships**
 - *Strategic Collaborations with the Sheriff, Probation and Behavioral Wellness to further successful re-entry and reduce recidivism*
 - *Pilot Discovery Sharing Policy with the District Attorney*
 - *Partner with National Association of Public Defenders for workload analysis*
 - *Develop countywide electronic discovery protocol*



Future Performance Measures

For years, the number of cases that the Public Defender has been appointed on was considered a performance measure, but this measurement does not address performance and quality. We intend to conduct a workload analysis, but in the interim we will be providing the following caseload measures:



Performance Measures

Description	2016-17 Actual	2017-18 Actual	2018-19 Est. Actual	2019-20 Recommended
Percentage of PAU intakes referred to Community Defender Division for assistance with housing, mental health care or substance abuse treatment	N/A	N/A	50.2% 252 / 502	60% 1,200 / 2,000
Number of Prop 47 motions filed and granted	N/A	N/A	5,000	7,000
Number of in-house trainings, webinar trainings, wellness trainings, workshops, and lectures	N/A	N/A	154	210
Total volunteer hours for post-bars, interns, and externs	N/A	N/A	7,000	9,000



Performance Measures

Description	2016-17 Actual	2017-18 Actual	2018-19 Est. Actual	2019-20 Recommended
Number of juvenile record requests sealed	N/A	N/A	210	350
Number of new felony, misdemeanor, and juvenile matters handled	N/A*	N/A*	12,464	12,464
Misdemeanor cases resolved prior to trial when doing so benefits the client more than litigation	N/A	N/A	N/A	80% 7,370 / 9,212
Felony cases resolved prior to preliminary hearing when doing so benefits the client more than litigation	N/A	N/A	N/A	65% 1,652 / 2,542

* Cases from prior fiscal years counted differently and not based on new cases appointed.



FY 2019-20 Service Level Reductions

NONE



Restoration / Expansion Requests

	Description of Request	FTE(s)	Ongoing GFC Amount	One-time GFC Amount
1	Misdemeanor Attorney Staffing (1.0 Regular DPD I and 1.0 Extra Help DPD I)	1.0	\$234,200	
2	FSA Social Worker to Continue FY 2018-19 Pilot Program			\$110,000
Total		1.0	\$234,200	\$110,000



Summary

- Justice Delayed is Justice Denied.
- Resources are needed to meet demands of criminal justice system to ensure “justice for all” in Santa Barbara County.
- The Pre-Arrest Unit is the first point of contact with most PD clients in custody, and the first opportunity to demonstrate that the Public Defender representation is zealous, holistic and client-centered.
- When clients’ lives intersect with the criminal and juvenile justice systems, they face challenging obstacles. To help fight the challenging obstacles, the Public Defender’s Office has created the Community Defender Division (CDD).



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You never really understand a person until you consider things from his point of view... until you climb into his skin and walk around in it.

- Harper Lee, *To Kill A Mockingbird*

