



**COUNTY OF ALAMEDA
PUBLIC DEFENDER'S OFFICE**

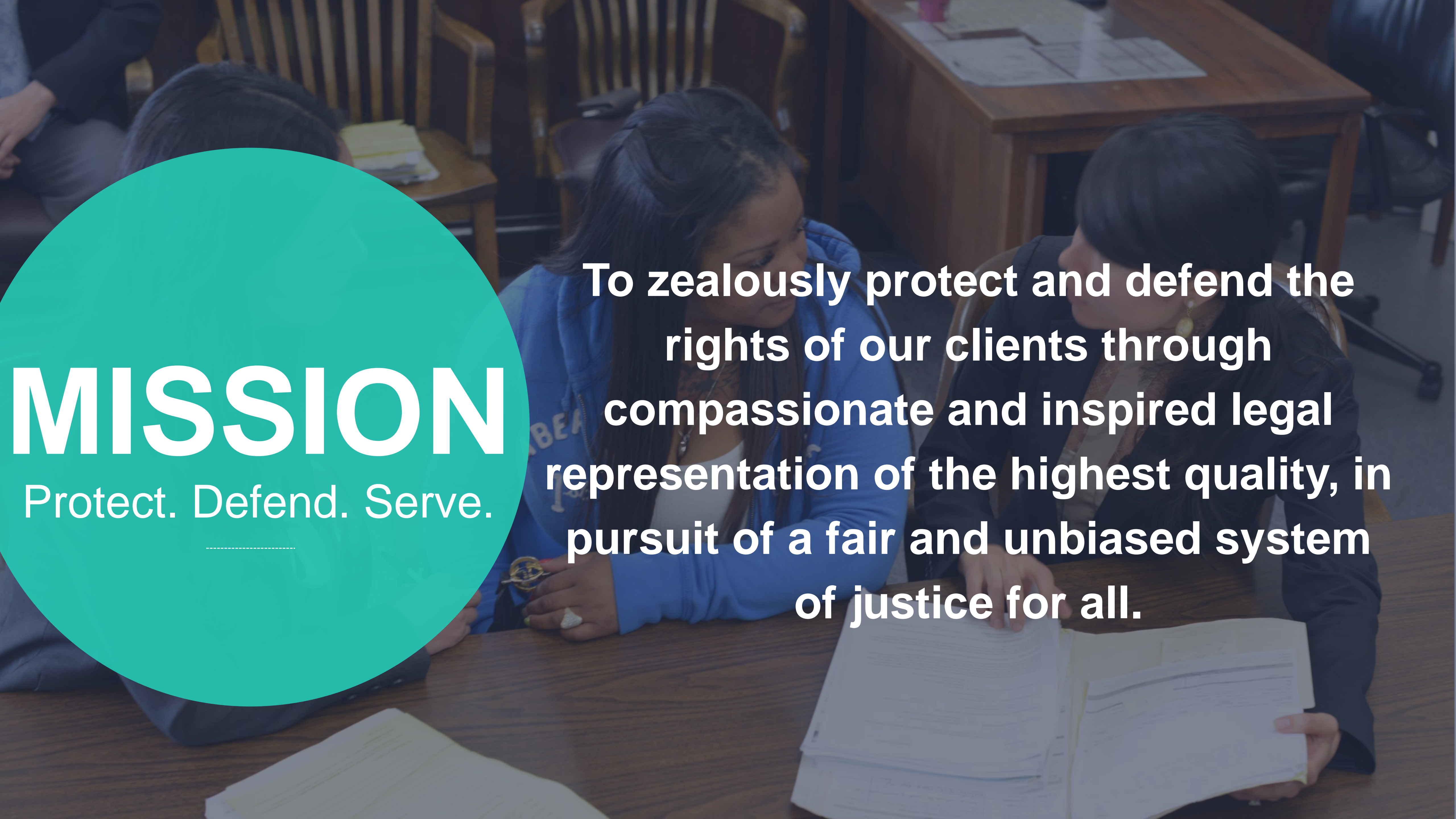
FY 2017-18 Proposed Budget June 2017

Presented by: Brendon Woods, Public Defender



MISSION

Protect. Defend. Serve.



To zealously protect and defend the rights of our clients through compassionate and inspired legal representation of the highest quality, in pursuit of a fair and unbiased system of justice for all.

MANDATED SERVICES



The Public Defender is the primary defense attorney for indigent individuals facing potential incarceration or loss of liberty, as mandated by:



US Constitution



CA Constitution



County Charter

MAJOR SERVICE AREAS:

1 Death Penalty Cases

3 Misdemeanors

5 Appeals

7 Clean Slate

2 Felonies

4 Minors

6 PRCS Violations/
Parole Revocation Hearings

8 Prop 47

VALUES-BASED BUDGETING (VBB) REDUCTION PLAN

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1 Fiscal Management Reward

2 Grant Revenue

3 Indigent Defense Contract Savings

2017-18 FINANCIAL SUMMARY



	2016-17	2017-18	Change from 2016-17	
	Approved Budget	Proposed Budget	Amount	%
Appropriations	\$39,101,585	\$39,825,823	\$724,238	1.85%
Revenues	\$1,426,568	\$1,501,568	\$75,000	5.26%
Net County Cost	\$37,675,017	\$38,324,255	\$649,238	1.72%
FTE – Mgmt.	127.83	128.16	0.33	0.26%
FTE – Non-Mgmt.	41.74	42.74	1.00	2.40%
Total FTE	169.57	170.90	1.33	0.78%

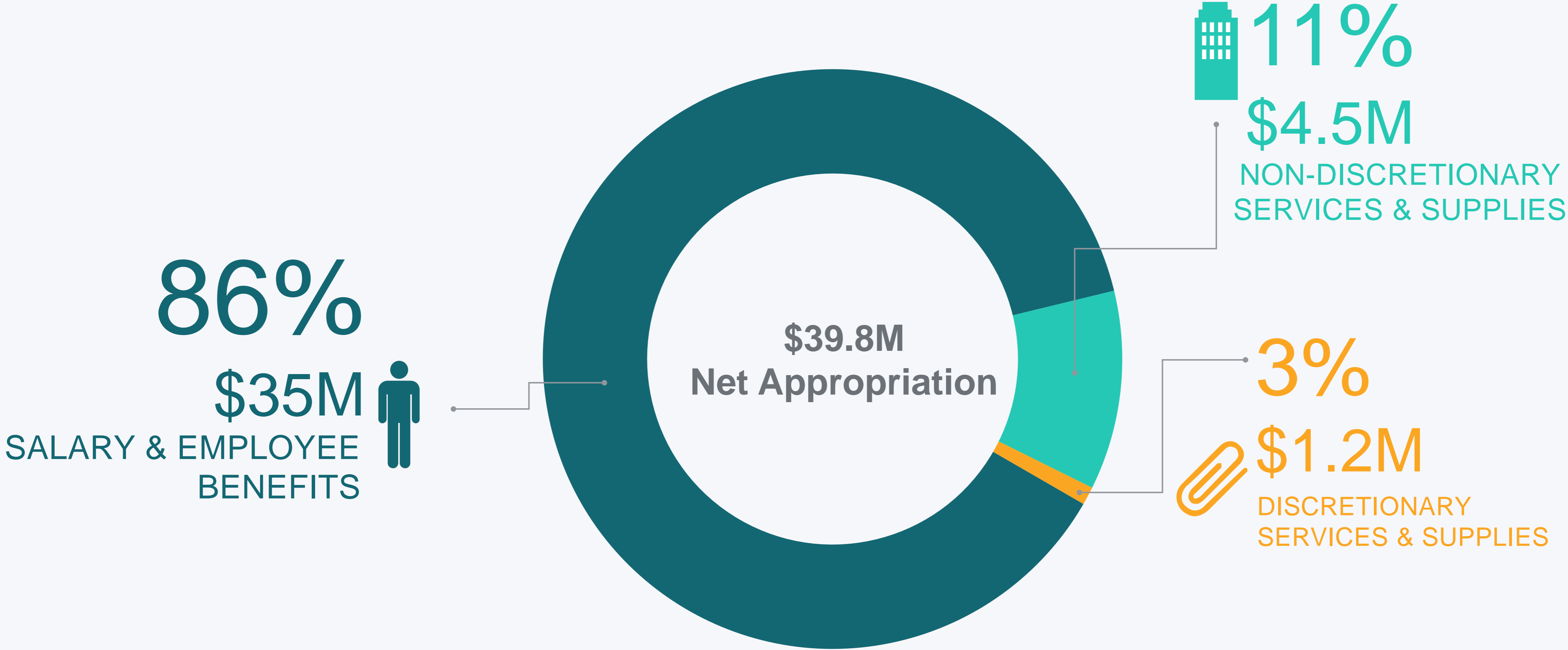
MAJOR COMPONENTS OF NET COUNTY COST (NCC) CHANGE



Component	NCC Change
Salary & Employee Benefits Increase	\$497,201
ISF Adjustments	\$31,584
DS&S Increase	\$190,353
Revenue Increase	(\$75,000)
Intra-Fund Transfer Decrease	\$5,100
Total	\$649,238

APPROPRIATIONS BY MAJOR OBJECT

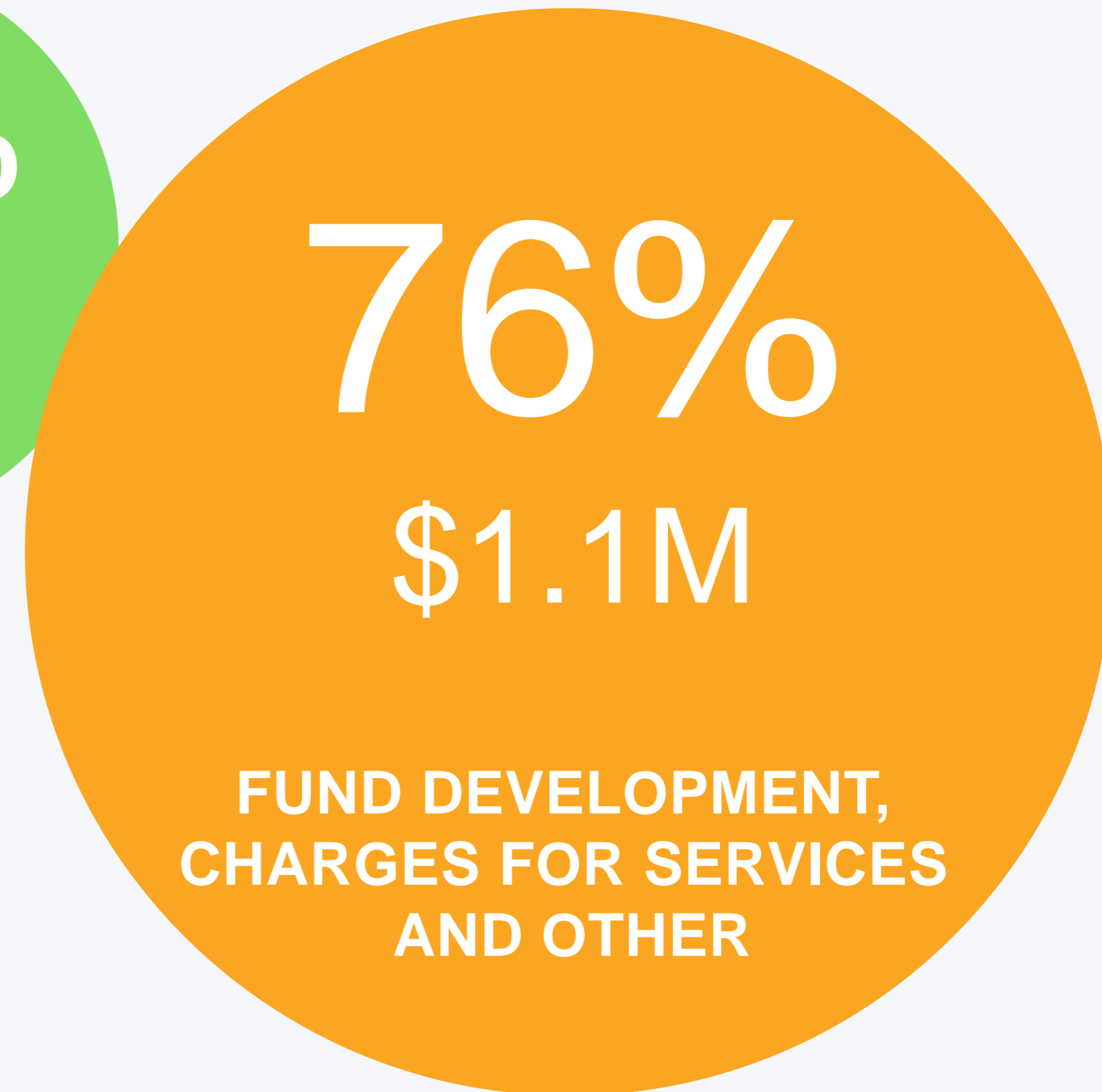
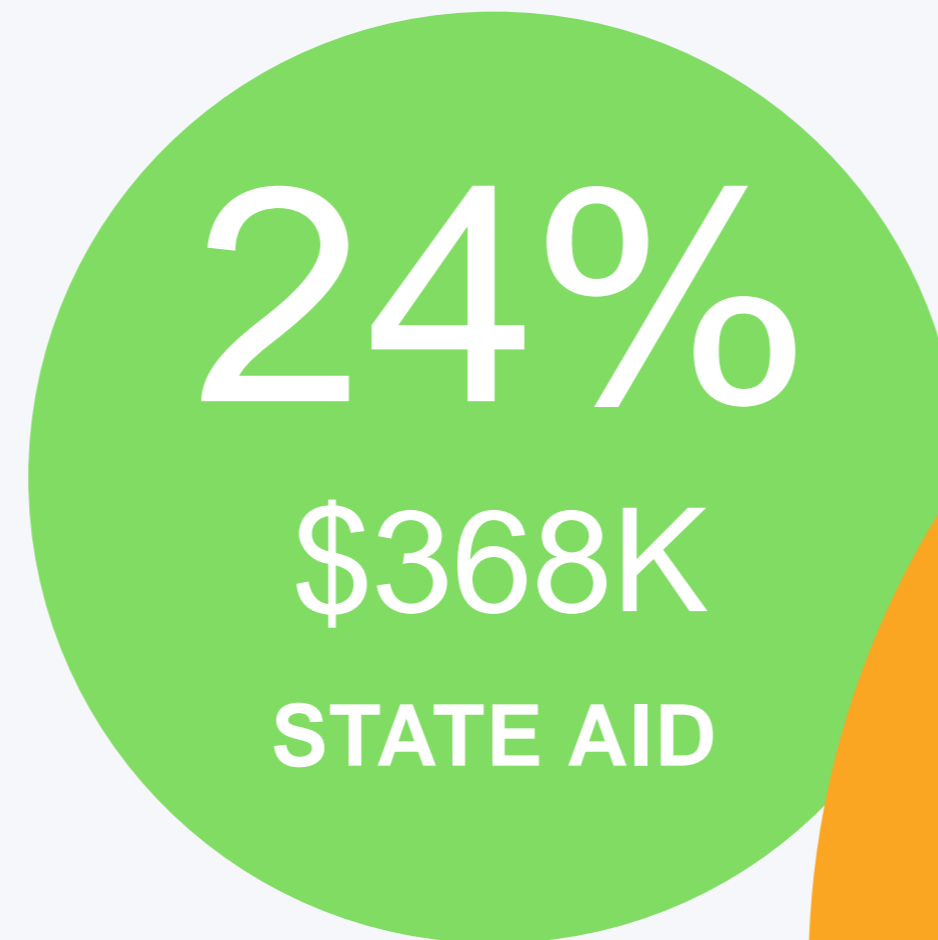
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- \$800K Intra-Fund Transfer

REVENUES BY SOURCE

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TOTAL REVENUE: \$1.5M

INDIGENT DEFENSE – COMBINED

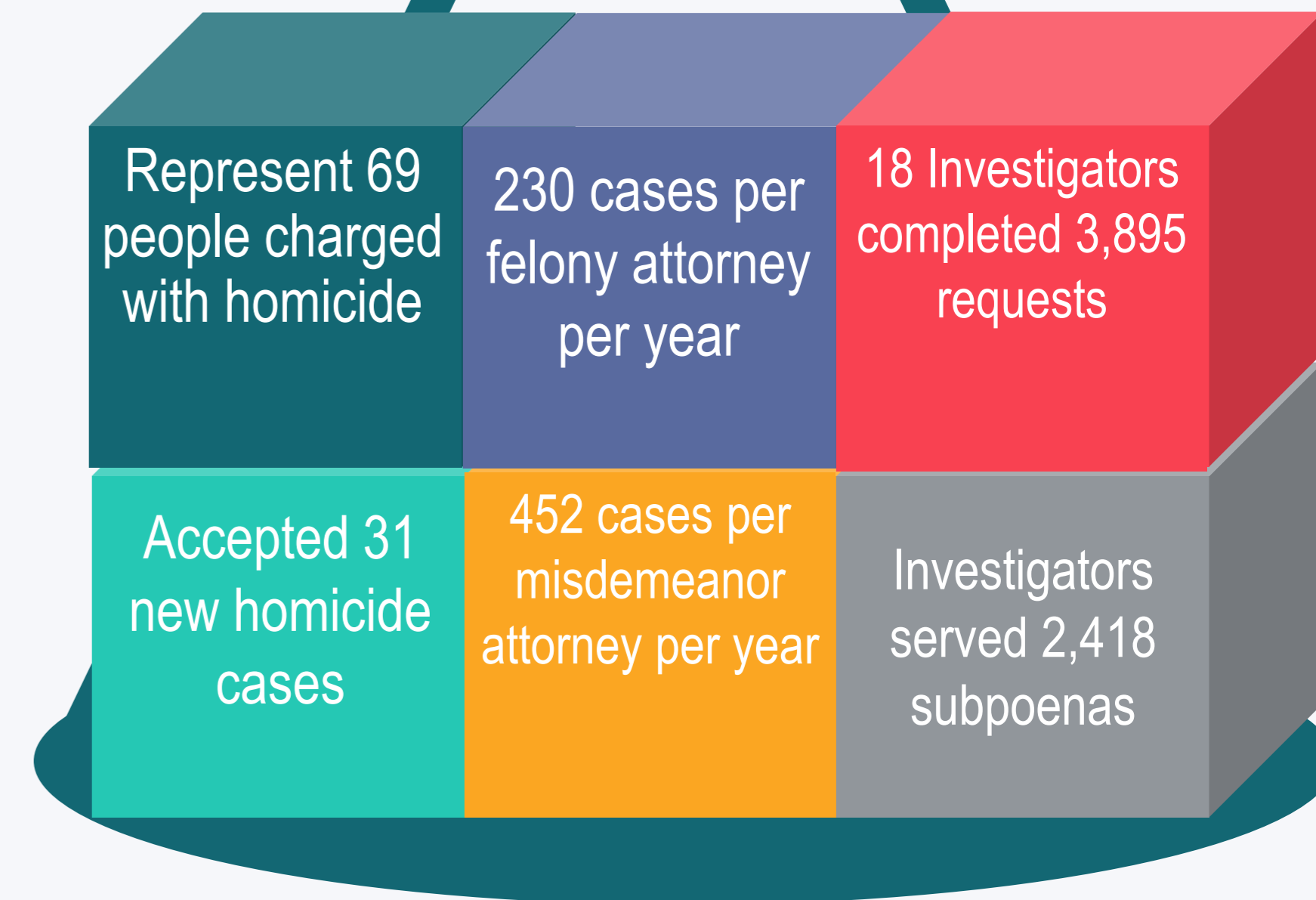
Public Defender and Contracted Indigent Defense Services (CAAP)



	2016-17	2016-17	2017-18	2017-18	Net County Cost Change from 2016-17	
	Approved Appropriations	Approved Net County Cost	Proposed Appropriations	Proposed Net County Cost	Amount	%
Public Defender	\$39,101,585	\$37,675,017	\$39,825,823	\$38,324,255	\$649,238	1.72%
CAAP	\$6,813,132	\$6,428,132	\$6,510,982	\$6,125,982	- \$302,150	- 4.70%
Total	\$45,914,717	\$44,103,149	\$46,336,805	\$44,450,237	\$347,088	0.79%

WORKLOAD

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HUMAN IMPACTS OF FUNDING REDUCTION

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- ⊗ Wrongful convictions
- ⊗ Increased time in custody
- ⊗ Increased pretrial population
- ⊗ Reduced access to Clean Slate and Prop 47 remedies
- ⊗ Reduced access to rehabilitation services
- ⊗ Increased deportations
- ⊗ Unnecessary separation of families
- ⊗ Reduced ability to hire & retain quality staff

GOALS

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01

VERTICAL
Implement vertical representation

02

ARRAIGNMENT
Provide universal representation at arraignment

03

JUVENILE
Representation at expulsion hearings; educational advocacy; employ social workers to address special issues & connect youth to vital services

04

PROP 47 & PROP 64
Maximize opportunities for relief

05

COMMUNITY AWARENESS/OUTREACH

06

SEAMLESS ACCESS TO QUALITY SERVICE PROVIDERS

07

STAFF TRAINING

Accomplishments



FUND DEVELOPMENT

Awarded \$961,676 to date
Secured \$124,676 in FY 2016-17



Van Löben
Sels/RembeRock
Foundation



\$10,000

Firedoll Foundation



\$20,000

Superior Court
of California,
Alameda County



\$39,676

Rosenberg Foundation
Year 2



\$55,000

*Secured in 16-17 for
payment in 17-18

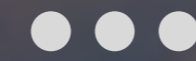
HOLISTIC DEFENSE

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IN THE COURTROOM

Collaborative Courts



- Homeless and Caring Court
- Parole Reentry Court
- Juvenile Girls Court
- Veterans Treatment Court
- Mentor Diversion
- Drug Court
- Behavioral Health Court



EAST BAY STAND DOWN

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Over 100 veterans served

Advocating for needy and homeless veterans

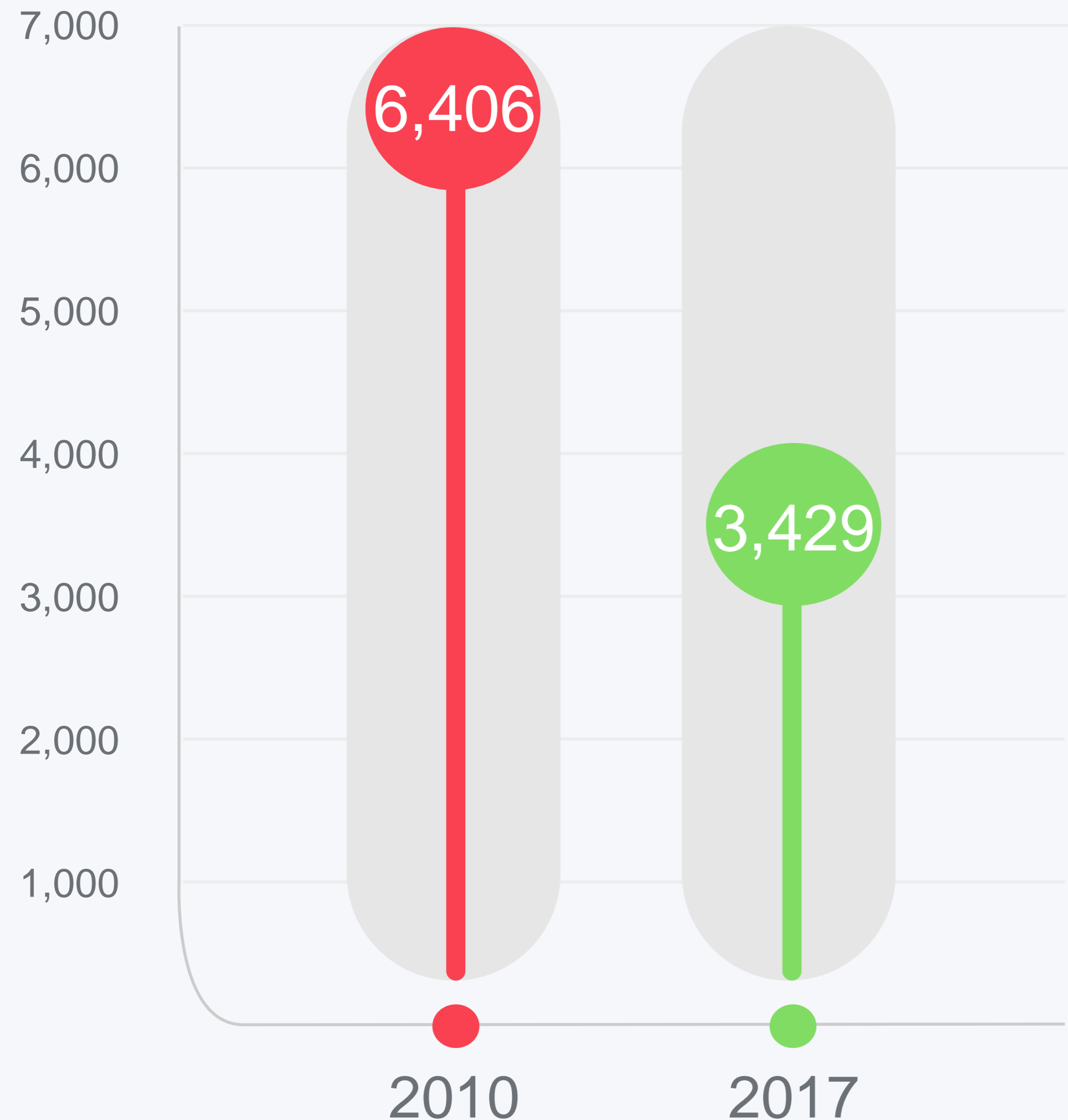
- Criminal/traffic cases
- Warrants
- Fines

VERTICAL REPRESENTATION



IMPROVING SERVICES TO CLIENTS

Reducing Conflicts



Reduced the number of cases referred to Court Appointed Council for Indigent Defense (conflicts) from 6,406 to 3,429 between 2010 and 2017.

A conflict exists when we represent a co-defendant or witness on a case, preventing us from being able to accept a new client on the related case.



ARRAIGNMENT REPRESENTATION

Funded by \$400,000 two-year Smart Defense grant from
U.S. Department of Justice

SOCIAL WORKER PROGRAM



- ✔ Served over 630 clients to date
- ✔ Courts accepted 82% of treatment plans in lieu of incarceration
- ✔ 85% of clients who received treatment did not recidivate
- ✔ Presented at National Legal Aid & Defender Association Holistic Defense Conference

IMMIGRATION REPRESENTATION



First Public Defender's Office in California to implement Immigration Representation unit within office



Provided immigration advice in over 1,000 criminal proceedings



Assisted undocumented youth in applying for Special Immigrant Juvenile Status based on abuse, neglect or abandonment by parents, and DACA



Provided immigration representation to 32 clients – 12 were juveniles

IN THE LEGAL COMMUNITY

Guest Lecturers & Professors



✔ Stanford Law School

UC Berkeley Law School ✔

✔ UC Hastings Law School

Santa Clara Law School ✔

✔ USF Law School

National Legal Aid And Defenders Association ✔

✔ UC Davis Law School

California Public Defenders Association ✔

IN THE COMMUNITY

ALAMEDA COUNTY
PUBLIC DEFENDER

www.acgov.org/defender/

OAKLAND COMMUNITY FESTIVAL





Mission Statement

Our mission is to reduce the rate of crime on the community by helping inmates gain the skills, attitudes, and values needed to find and hold a job.

V.O.I.C.E.

Voter Outreach Increases Community Empowerment

Registered 174 clients
in Santa Rita Jail to vote

A photograph of three young people, two men and one woman, standing in a school hallway. They are all wearing black t-shirts with the LYR.I.C. logo and the text 'Learn Your Rights In California'. The man on the left is wearing white earbuds and has his arm around the woman in the middle. The man on the right is also smiling. The background shows grey lockers and a yellow wall.

LYR.I.C.

Learn Your Rights In California

- CHBA Honorable Judge Benjamin Travis Community Service Award
- Summer Interns

PROP 47 ...

3,156 Petitions Granted

81% Success Rate



CLEAN SLATE



Assists clients in obtaining or improving employment opportunities & access to housing and other services

- 4,750 cases handled since inception
- 4,275 motions granted since inception
 - 1,652 current open cases
 - 1,758 motions filed in 2016

94% SUCCESS RATE



CIVIL LEGAL AID



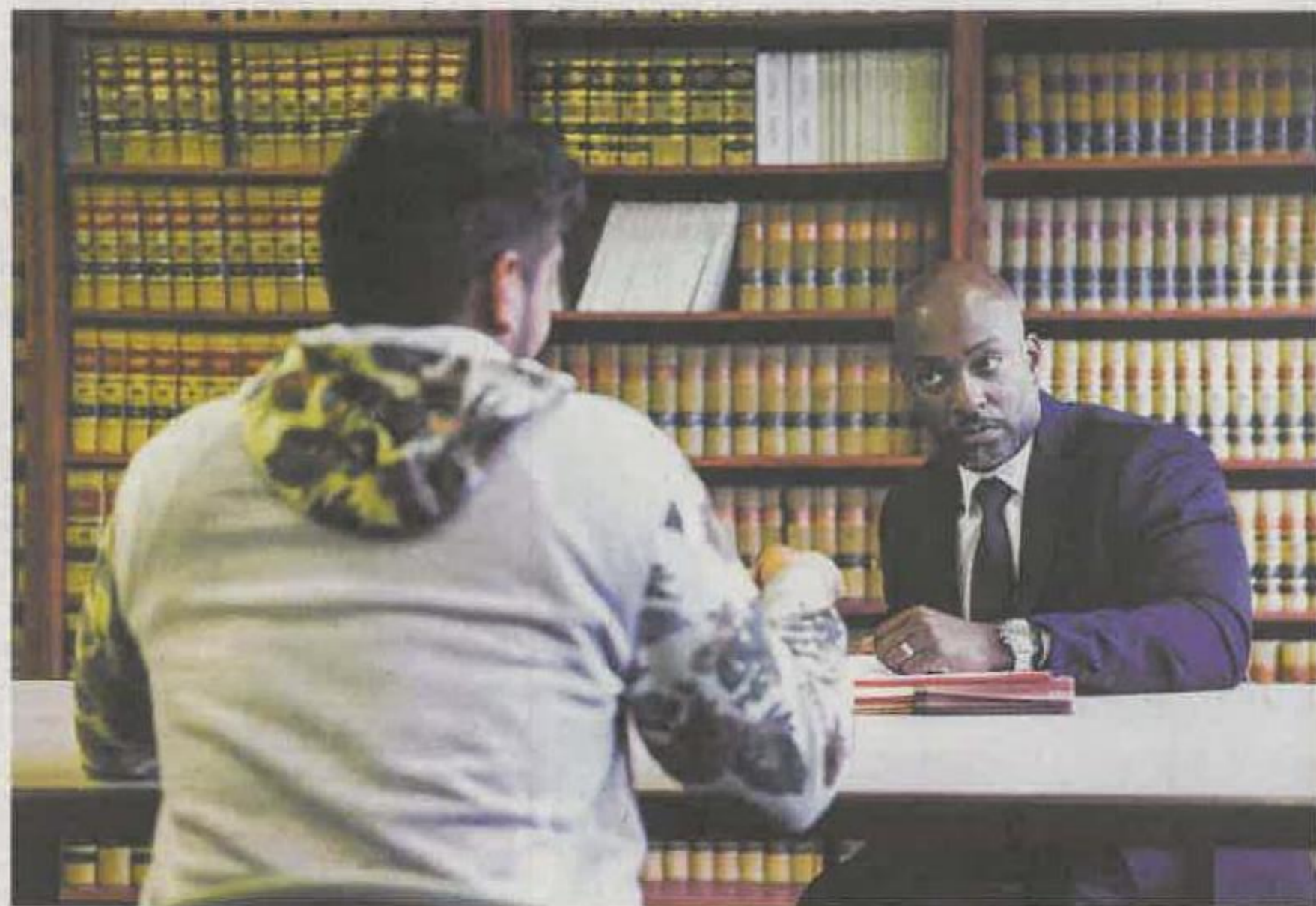
CHALLENGES

ODYSSEY

Challenges



Software blamed in wrongful arrests



Gabrielle Lurie / The Chronicle

Alameda County Public Defender Brendon Woods (right) speaks with a man wrongfully arrested due to a glitch in the court's new case management system.

By Rachel Swan

A 24-year-old Fremont man was bewildered when four police officers came to his front door on a Saturday morning in September, saying they had a warrant for his arrest.

The man, a teacher's assistant and college student who lives with his parents, was taken to jail in gym shorts, and spent a day behind bars. He was released after his father posted bail of \$1,500.

He found out later that he was arrested on an invalid warrant — and should never have spent time in jail. The problem, officials say, lies in the county's new digital case management system. The warrant had been issued in July for failure to appear in court to dismiss a previous drug pos-

Courts continues on A

Alameda County courts

Filing program called 'a disaster'

Legal action possible in wake of unlawful arrests and longer stays in jail

By Malaika Fraley and David DeBolt
Staff writers

OAKLAND — The recent implementation of Alameda County Superior Court's new case-management system is being called a "disaster" by all sides, resulting in unlawful arrests and imprisonments and putting the court at risk for a class-action lawsuit or other legal action.

Court officials have not provided specifics on how many

Public defender sounds the alarm on false arrests

Immediate fix to court software described as a 'disaster' urged

By Malaika Fraley
mfraley@bayareanewsgroup.com

OAKLAND — Anger, embarrassment, shock, confusion are some of the emotions experienced by a 24-year-old Fremont man this fall when he was arrested while half asleep, shirtless and barefoot in front of his

parents and neighbors on a warrant for a misdemeanor criminal case that had already been dismissed by a judge.

One of an uncounted number of people who've reportedly been wrongly arrested or jailed because of Alameda County Superior Court's new case management system, he says the arrest cost him a day of his life and \$1,500 in bail money. But as a poor college student who works 30 hours a week as a teacher's assistant, the idea of seeking damages for the

lost time and money seems like a fruitless uphill battle.

"I woke up completely disorientated, not knowing what was happening. Later, I was feeling really angry, cheated," said the Fremont man, who spoke Tuesday on the condition of anonymity. "The bottom line is I showed up twice for court and I still ended up getting arrested for doing nothing."

Alameda County Public Defender Brendon Woods said Tuesday that he is going to ask a higher court to intervene over the false ar-

rests, imprisonments, and other issues that arise on a semi-daily basis ever since the Alameda County Superior Court launched its new case management system called Odyssey in his criminal divisions on Aug. 1.

Woods' office has filed a motion in hundreds of criminal cases since Nov. 15 asking the court to start keeping accurate, same-day accounts of court actions or abandon Odyssey.

The Alameda County Superior Court has scheduled the motion to be heard

on Jan. 17. Alameda County Superior Court Executive Officer Chad Firke said the court is working to fix issues surrounding Odyssey by the new year. That's not soon enough for Woods, who is urging a more immediate response to what's been described as a "disaster" by all sides. His office is working on appeals to be filed in multiple courts.

Other court systems in California and in other states use Odyssey, a Tyler Technologies product, and some have reported similar

issues.

"Our appeal is saying we want to be heard now, this problem is immediate and has to be fixed sooner rather than later," Woods said. "We can't continue for another two months to allow this harm to occur to our clients."

Misdemeanors showing up in people's files as felonies, false sex offender registration orders, missing rap sheets, missing entire files, various problems because of Odyssey pop up regularly, he said.



Dramatic increase in workload

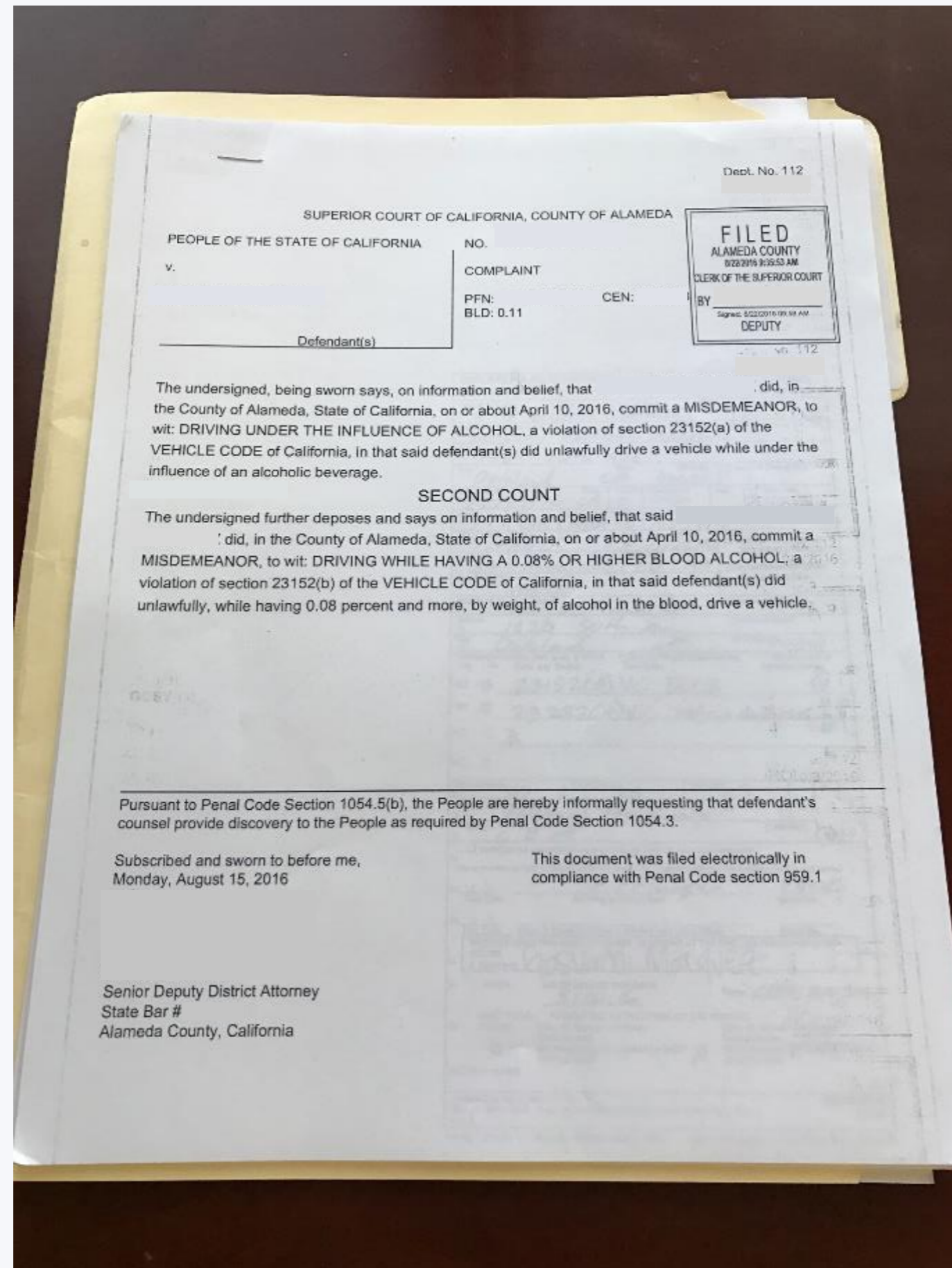


Filed over 2,000 motions



Filed writ challenging Odyssey in Court of Appeals

DIGITAL MEDIA Challenges



FACILITIES

Challenges

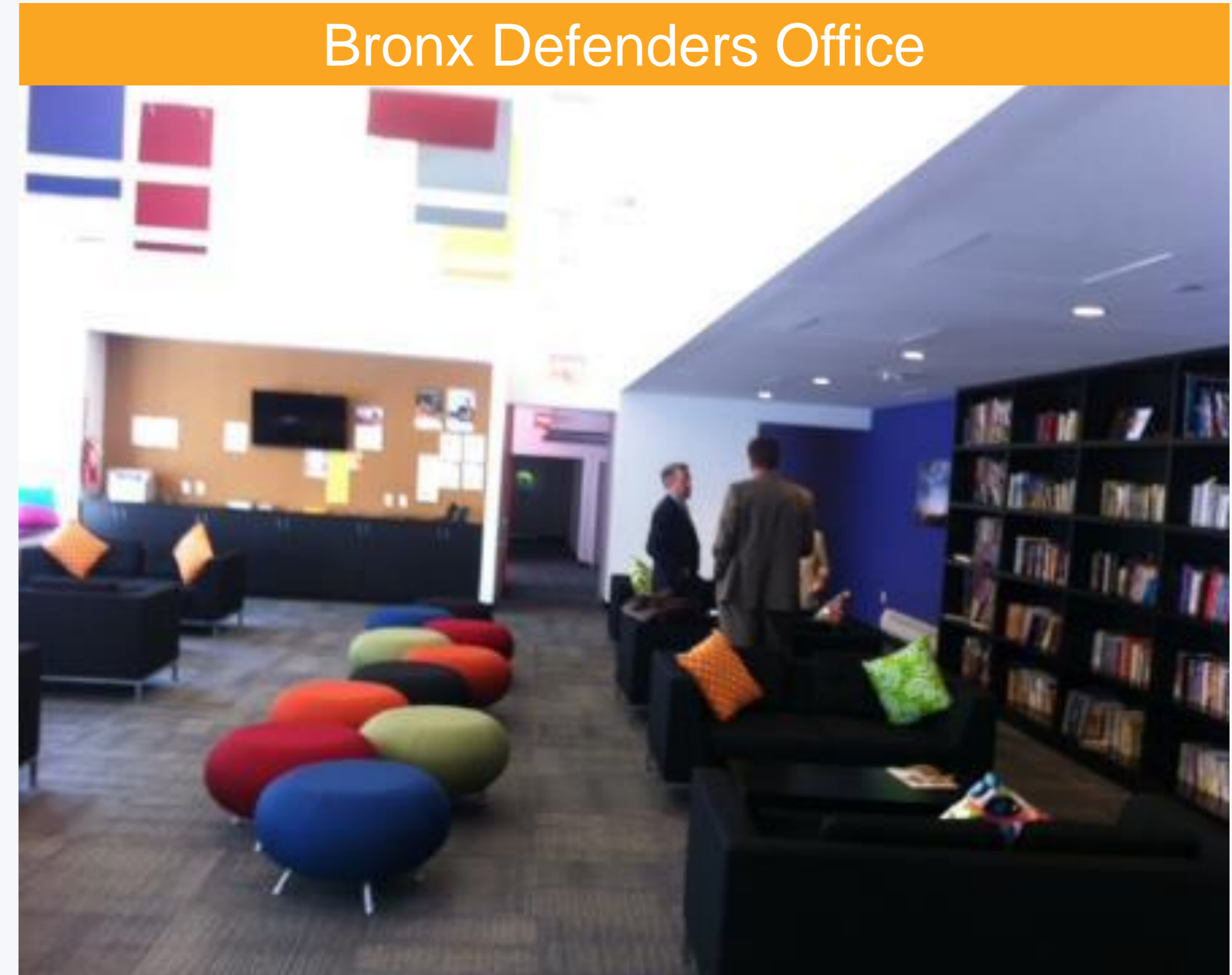


On average, 547 clients visit Oakland Branch Office each month.

Oakland Branch Office



Bronx Defenders Office



V

A modern, multi-story building with a large glass facade and dark grey panels. The building is set against a clear blue sky. In the foreground, there is a paved area with young trees and landscaping. A red stop sign is visible on the right side of the image.

East County Hall of Justice

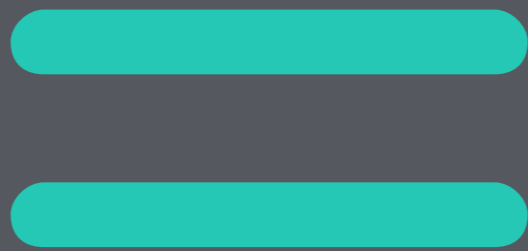


NEW RESPONSIBILITIES

Prop 64

Prop 57

Youthful Offender Parole Hearings



EQUAL ACCESS TO JUSTICE