

1225  
FALLON



# FY 2022-23 MOE BUDGET

April 12, 2022

*Presented By: Brendon D. Woods, Public Defender*



# KETANJI BROWN JACKSON

## CONFIRMED AS FIRST BLACK FEMALE SUPREME COURT JUSTICE



# 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 accused of crimes or otherwise facing potential incarceration or loss of liberty.

1

DEATH PENALTY CASES

2

FELONIES

3

MISDEMEANORS

4

MINORS

5

APPEALS

6

PRCS VIOLATIONS/  
PAROLE REVOCATION HEARINGS

7

CLEAN SLATE

8

IMMIGRATION

# 2022-23 FINANCIAL SUMMARY



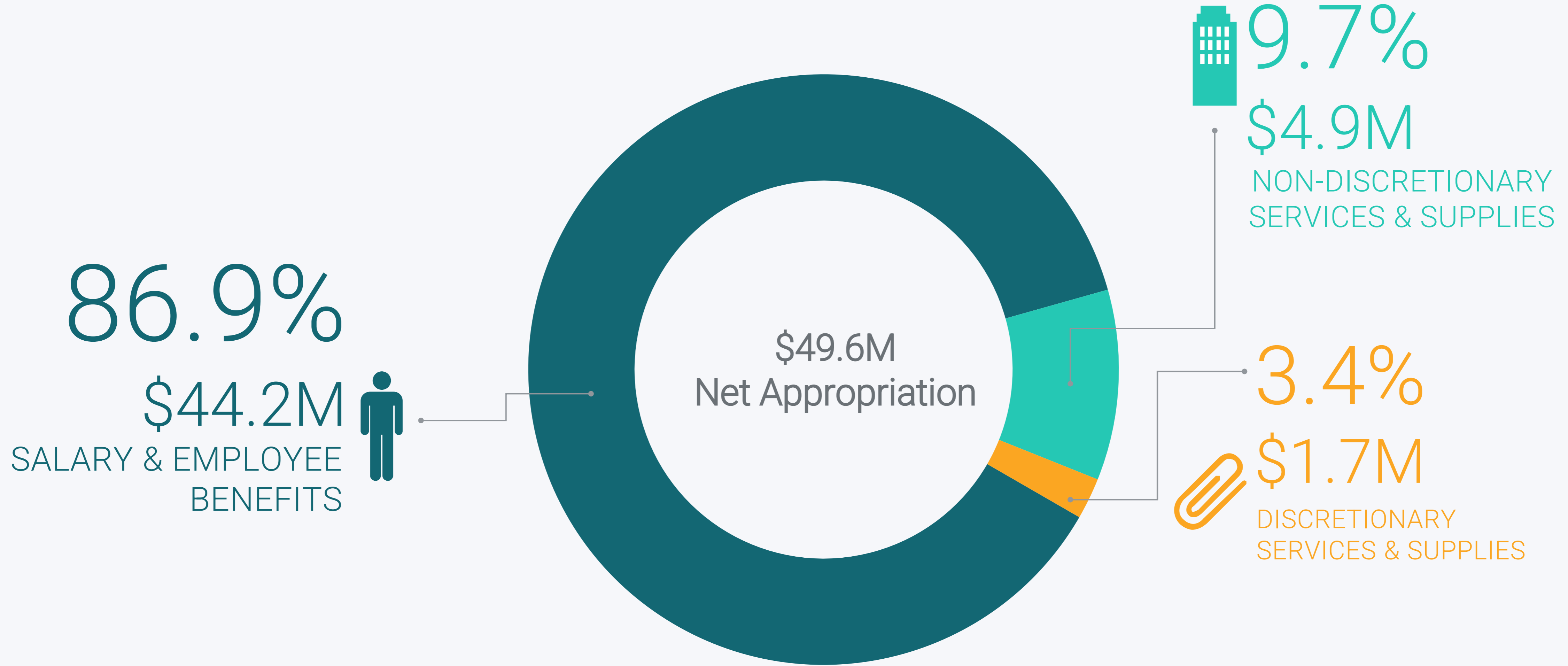
	2021-22	2022-23	Change from 2021-22	
	Approved Budget	MOE Budget	Amount	%
Appropriations	\$45,402,557	\$49,645,030	\$4,242,473	9.34%
Revenues	\$1,250,227	\$2,522,986	\$1,272,759	101.80%
Net County Cost	\$43,533,876	\$46,503,590	\$2,969,714	6.54%
FTE – Mgmt.	135.74	135.74	0.00	0%
FTE – Non-Mgmt.	48.83	54.83	6.00	12.29%
Total FTE	184.57	190.57	6.00	3.25%

# MAJOR COMPONENTS OF NET COUNTY COST (NCC) CHANGE



Component	NCC Change
Salary & Employee Benefits	\$3,680,088
ISF Adjustments	\$527,885
DS&S	\$34,500
Revenue	(\$1,272,759)
<b>Total Change in NCC</b>	<b>\$2,969,714</b>

# APPROPRIATIONS BY MAJOR OBJECT



- \$1.2M Intra-Fund Transfer

# REVENUES BY SOURCE



27%

\$680K

GOVERNMENT AID

73%

\$1.84M

FUND DEVELOPMENT  
AND OTHERS

TOTAL REVENUE: \$2.52M

# INDIGENT DEFENSE – COMBINED

## Public Defender and Contracted Indigent Defense Services (CAAP)



	2021-22	2021-22	2022-23	2022-23	Net County Cost Change from 2020-21	
	Approved Appropriations	Approved Net County Cost	MOE Appropriations	MOE Net County Cost	Amount	%
Public Defender	\$45,402,557	\$43,533,876	\$49,645,030	\$46,503,590	\$2,969,714	6.54%
CAAP	\$7,632,205	\$7,398,432	\$7,632,205	\$7,398,432	\$0	0.00%
Total	\$53,034,762	\$50,932,308	\$57,277,235	\$53,902,022	\$2,969,714	5.83%



# FUND DEVELOPMENT

**\$5,312,280 Secured**

...



**\$40,000**

Peralta  
Colleges/  
Laney  
College



**\$80,000**

Vision  
Alameda  
County



**\$85,000**

Building  
Opportunities  
for Self-  
Sufficiency  
(BOSS)

[publicdefender.acgov.org](http://publicdefender.acgov.org)



**\$2,107,280**

Public  
Defense Pilot  
Program  
(BSCC)



**\$3,000,000**

*(\$1M per year over  
3 years)*

Crankstart  
Foundation



# **LEGISLATIVE CHANGES WITH BUDGET IMPACTS**

**AB 2542 Racial Justice Act**

**Youthful Offender Parole/Franklin hearings**

**SB 775 Change to Felony Murder Law Resentencing**

**SB 483 Resentencing to Remove Sentence Enhancement**

# HUMAN IMPACTS OF FUNDING REDUCTION



- ⊗ Increased time in custody for:
  - people who have been convicted; and
  - people who have not been convicted of a crime
- ⊗ Results in:
  - Unnecessary separation of families
  - Loss of housing
  - Loss of employment
- ⊗ Reduced access to Clean Slate remedies
- ⊗ Reduced access to rehabilitation services
- ⊗ Increased deportations
- ⊗ Reduced ability to recruit and retain quality staff

# HUMAN IMPACTS OF FUNDING REDUCTION



## Changing America

Shared Destiny. Shared Responsibility.



Respect Sustainability Resilience Enrichment Video Well-Being Opinion Who We Are

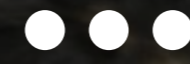
Opinion

### To prevent wrongful convictions, invest in public defense solutions

By Emily Galvin-Almanza



# HOLISTIC CRIMINAL DEFENSE



*Opened 22,127 files and represented 25,904 individuals*



**Eliminate Poverty/Hunger**



**Employment for All**



**Eliminate Homelessness**



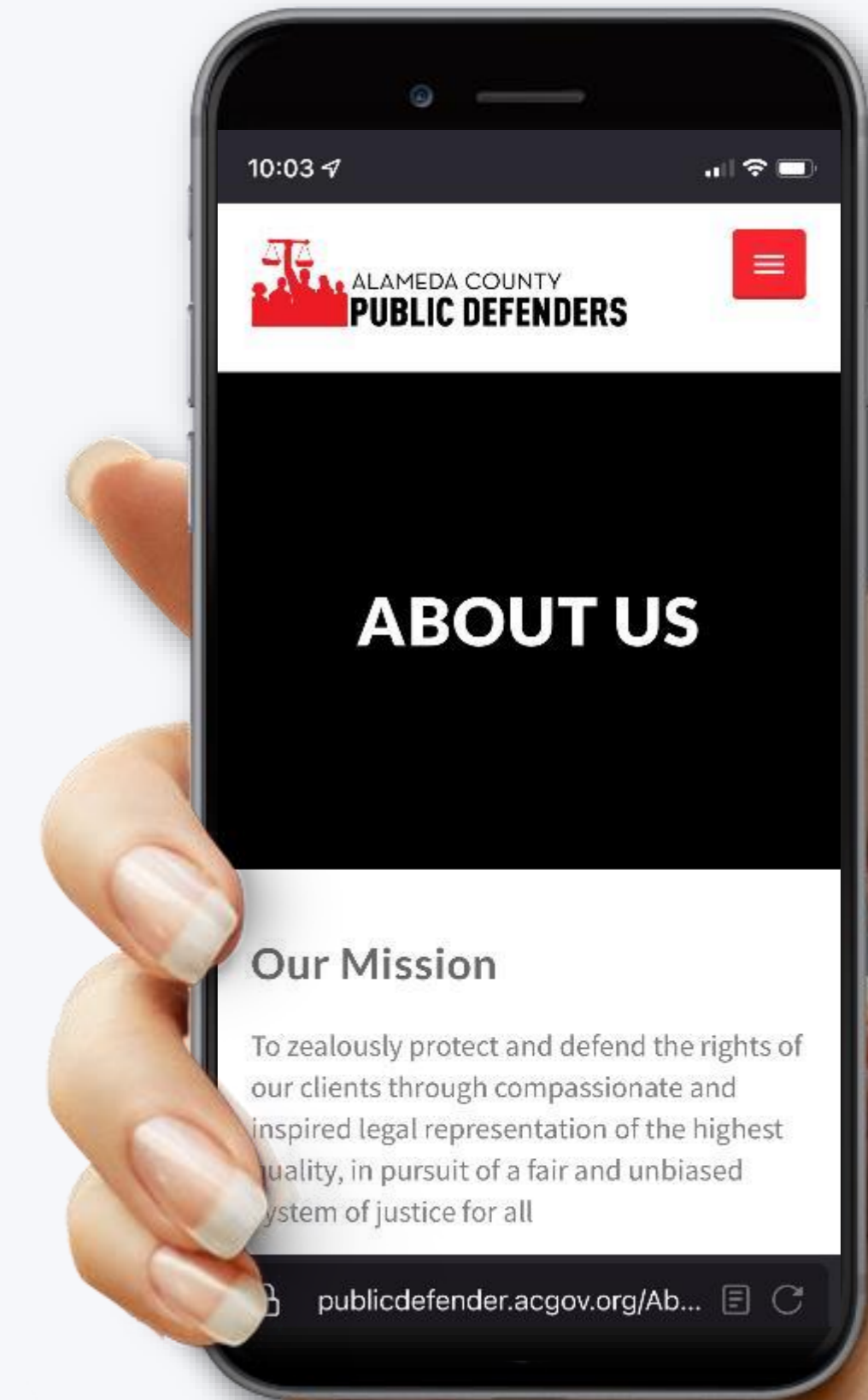
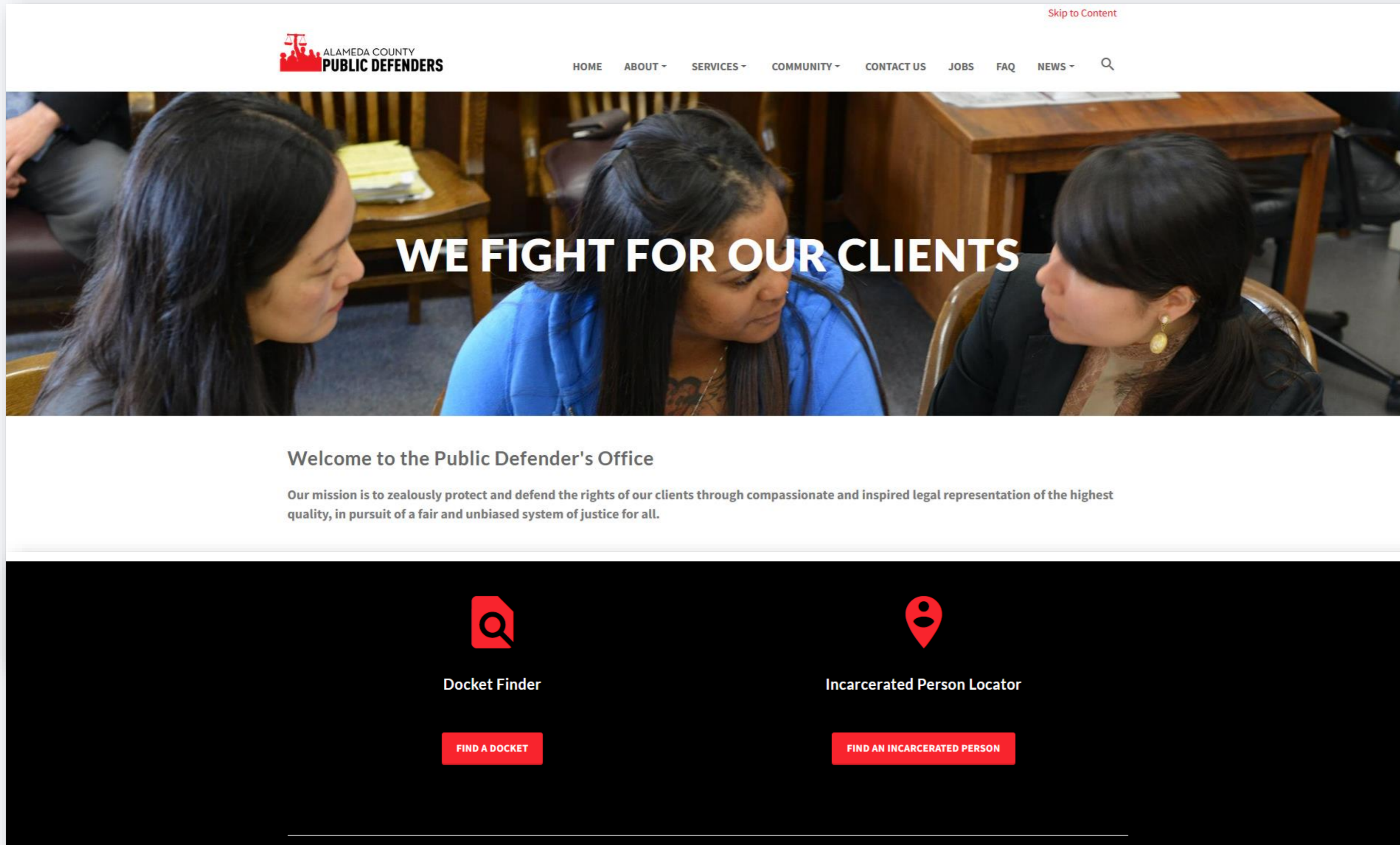
**Prosperous and Vibrant Economy**



**Thriving & Resilient Population**

# NEW WEBSITE

publicdefender.acgov.org



# SOCIAL WORKER UNIT



Assessed the needs of 203 Public Defender clients.



### Crime Free County

78% of recommended treatment plans accepted by the courts

**GOAL:** Increase the number of clients who participate in treatment in lieu of incarceration.



### Fiscal Stewardship

**GOAL:** Continue to save County money by successfully advocating for treatment and other services in lieu of incarceration.



### Employment for All

**GOAL:** Increase number of clients with reduced barriers to employment and occupational licensing through treatment and other services.



### Eliminate Homelessness

**GOAL:** Increase number of clients with reduced barriers to obtaining housing through Social Worker services.



### Collaboration

**GOAL:** Increase already expansive network of over 50 community partners to assist with successful reentry.

# SOCIAL WORKER UNIT



“ Your program is the best. Because of your program I love myself. I go out of my way to be extra nice to everyone! From me to you, I appreciate you all. And to you, Taylor, thank you so much for teaching me about being in touch with myself, you're the best. ”





5 Advocates for 2 years, trained by the Bronx Defenders



### Healthcare for All

PFJ Advocates enhanced access to preventative and supportive health services for **224** Public Defender clients.

**GOAL:** Increase access to health services by assisting more clients with food services, health insurance, disability insurance, medical services referrals, mental health services referrals, substance use services referrals and more.



### Employment for All

PFJ Advocates assisted **101** clients with obtaining/retaining employment.

**GOAL:** Increase number of clients referred to employment services, assisted with job searches, supported with professional licensing, and assisted with employer negotiation/intervention.



### Eliminate Poverty/Hunger

PFJ Advocates provided food assistance to **183** clients.

**GOAL:** Increase the number of residents enrolled in food assistance programs.



### Eliminate Homelessness

PFJ Advocates assisted **199** clients with housing.

**GOAL:** Increase number of clients assisted with housing including housing searches, applications, and landlord negotiations.

# CLEAN SLATE UNIT



Successfully acquired dismissals and reductions of convictions in 1,567 cases, reducing barriers and assisting with:



## Prosperous and Vibrant Economy

**GOAL:** Increase number of clients contributing to a vibrant economy through reduced barriers to employment.



## Collaboration

**GOAL:** Increase Clean Slate Clinic work with East Bay Community Law Center, District Attorney's Office and Probation Department.



## Crime Free County

**GOAL:** Increase the number of clients with reduced barriers to employment and housing, which is known to reduce crime and recidivism.



## Eliminate Homelessness

**GOAL:** Increase number of clients with reduced barriers to housing through Clean Slate services.



## Employment for All

**GOAL:** Increase number of clients with reduced barriers to employment and occupational licensing through Clean Slate services.

A large crowd of people walking away from the camera, silhouetted against a bright, hazy background. The people are of various ages and are walking in a loose formation, filling the entire frame. The background is a gradient of light colors, suggesting an outdoor setting like a park or a wide street.

# Clean Slate Petitions 2021

Petitions Filed: 1,647

Petitions Granted: 1,567

Success Rate: 95%

# CLEAN SLATE CLIENT STORY



- BEFORE CS: Had previously been denied a job and was collecting unemployment.
- WHAT CS DID: Helped get her only conviction dismissed from her record.
- AFTER CS: She passed a background check for a position as a litigation paralegal. Her new position pays \$62,500/annually and comes with 401K and health benefits.
- FUTURE GOALS: She hopes to attend law school to become a public defender. She wants to pursue public defense, because when she was at a low point in her life, her public defender fought for her, and she wants to do that for others.



# IMMIGRATION REPRESENTATION UNIT



Provided removal defense in 161 cases in 2021, and conducted 865 *Padilla* consults.

*(Padilla states that criminal defense attorneys must advise noncitizen clients about the deportation risks of a guilty plea.)*

Helped stop deportations, vacated convictions that made clients deportable, and successfully challenged statutory and constitutional violations of clients' rights before Federal Courts.



## Prosperous and Vibrant Economy

**GOAL:** Continue to secure immigration status for noncitizen clients, helping them secure the right to live and work in the United States and contribute to a prosperous economy.



## Eliminate Poverty/Hunger

**GOAL:** Continue to secure immigration status for noncitizen clients, helping them secure the right to live and work in the United States.



## Crime Free County

**GOAL:** Continue to connect clients with rehabilitative treatment programs in the course of deportation defense representation to prevent recidivism.



## Employment for All

**GOAL:** Continue representing all eligible clients on work permit applications securing rights to work for immigrant clients pending deportation proceedings.

# IMMIGRATION REPRESENTATION UNIT



Mr. M – Spent nearly 5 years in U.S. Immigration and Customs Enforcement (ICE) custody. We secured his release. He is now in a residential alcohol treatment program, and he is on the path to obtain legal status.



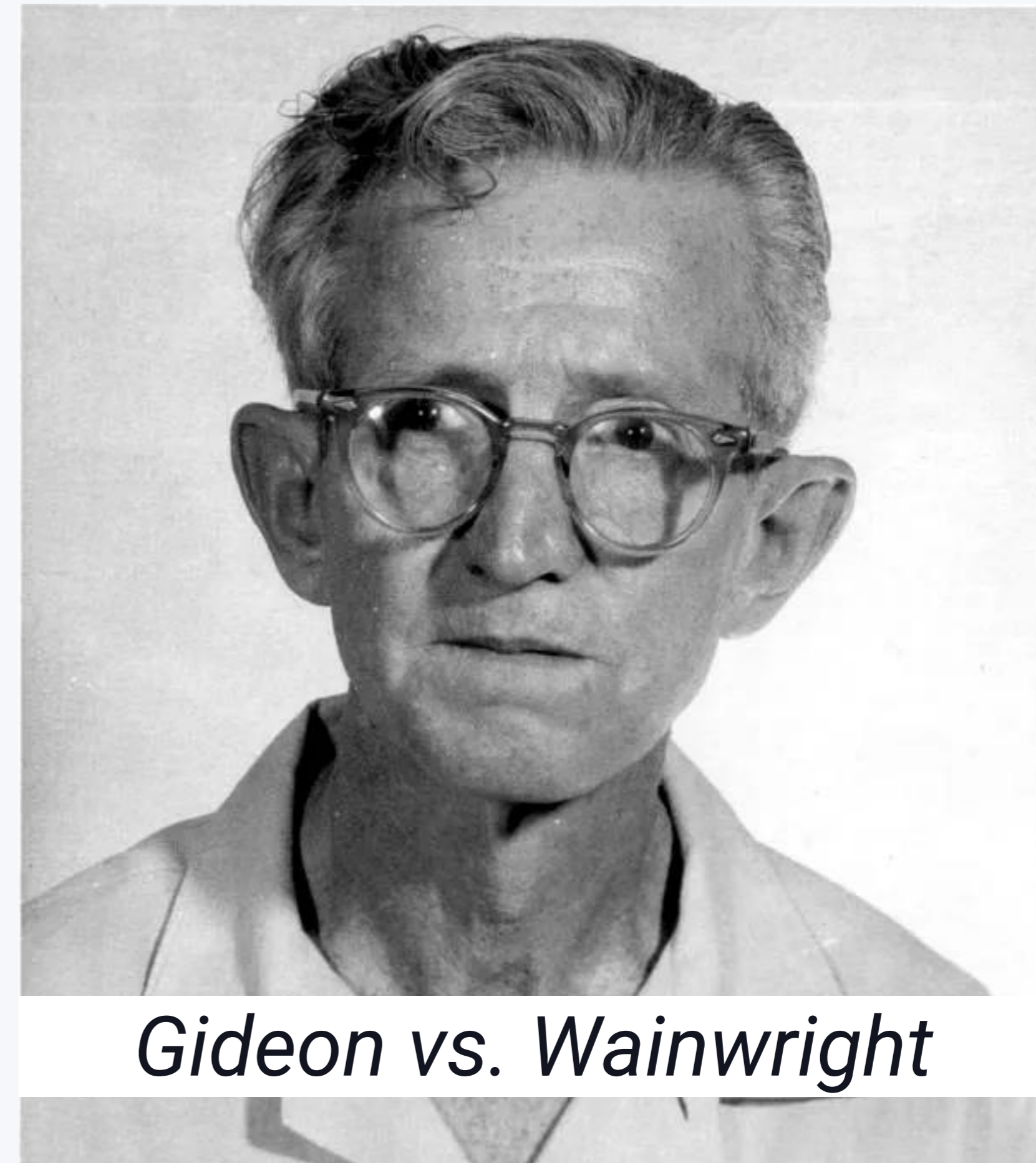
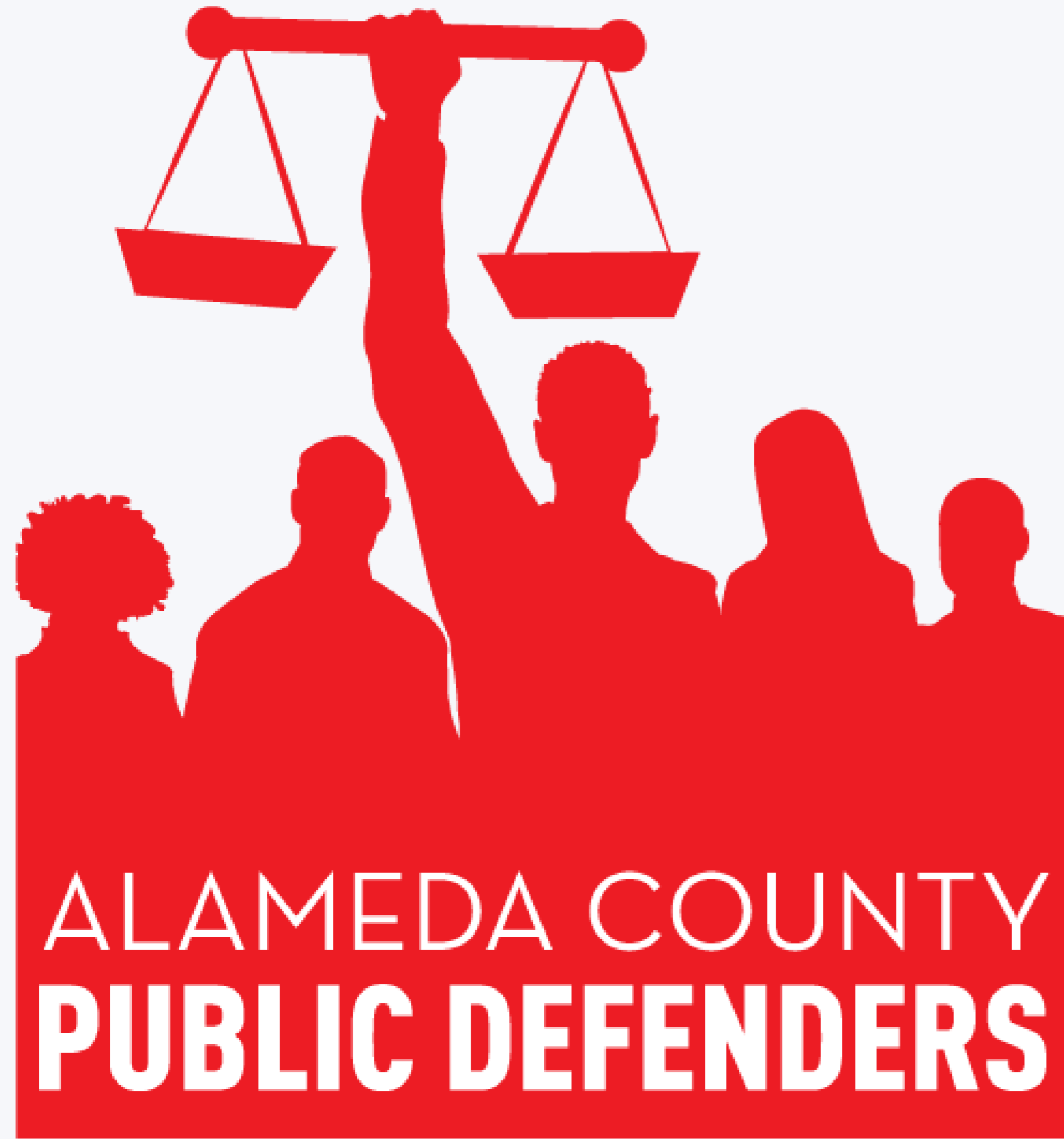
Mr. W – Spent in total over 4 years in ICE custody. ICE rearrested him after eight years in the community. We got him released and he is on his way to regaining his lawful permanent resident status.



Mr. G – Obtained Special Immigrant Juvenile Status a few weeks before his 18th birthday and then got his lawful permanent residency.



# 6<sup>TH</sup> AMENDMENT: RIGHT TO COUNSEL



*Gideon vs. Wainwright*

# PUBLIC DEFENDER VISION 2026 10X GOALS ...



1. Reduce number of people incarcerated at Santa Rita
2. Reduce number of people incarcerated in state prison from Alameda County
3. Reduce racial disparities in criminal legal system in Alameda County



