

	COL A12	COL A14	COL A15	COL A16	COL A14-A12	
	AGY FIN REQ	AGY AMD REQ	AGY AMD N/R	AGY AMD ANZ	AGY AMD REQ	
	FY 2017-18	FY 2017-18	FY 2017-18	FY 2017-18	FY 2017-18	
	POS	AMOUNT	POS	AMOUNT	POS	AMOUNT
						CODES
JUSTICE ADMINISTRATION						21000000
PGM: JUSTICE ADMIN COMM						21300000
<u>EXECUTIVE DIR/SUPPORT SVCS</u>						21300800
PUBLIC PROTECTION						12
<u>LEGAL REPRESENTATION</u>						<u>1203.00.00.00</u>
OTHER PROGRAMS						4200000
AUTHORITY FOR QUALIFIED						
TRANSPORTATION BENEFITS PROGRAM						4202200
SPECIAL CATEGORIES						100000
PYMT/QTB PROGRAM						103224
GRANTS AND DONATIONS TF -STATE	23,136	23,136				2339 1

AGENCY ISSUE NARRATIVE:

2017-2018 BUDGET YEAR NARRATIVE: IT COMPONENT? NO
 Issue Title: Increased Trust Fund Authority for Qualified Transportation Benefits Program

The Justice Administrative Commission (JAC) is requesting additional Grants and Donations Trust Fund budget authority for the JAC Qualified Transportation Benefits Program (QTBP) in order to align the current appropriation with projected revenues. This program offers employees the opportunity to set aside a portion of their salary, under a reduction arrangement, to pay for their qualified parking expenses. Agreed upon deductions from employee salaries are transferred to a holding account in the JAC Grants and Donations Trust Fund to be used later for the purchase of the parking benefits. Based on the fiscal year 2015-2016 appropriation shortage and revenue projections for fiscal year 2016-2017, additional budget in the QTBP category is requested to cover projected expenditures for this program.

September, 2016 payroll deductions \$ 64,428
 Annualized x 12

 Total projected revenue \$773,136

 Less current QTBP appropriation \$750,000
 Additional Budget Authority needed \$ 23,136

JAC requests \$23,136 in Trust Fund recurring appropriations in the QTBP category.

QTBP requested \$23,136

Issue Total \$23,136

	COL A12	COL A14	COL A15	COL A16	COL A14-A12	
					AGY AMD REQ	
					FY 2017-18	
					OVER(UNDER)	
	AGY FIN REQ	AGY AMD REQ	AGY AMD N/R	AGY AMD ANZ	AGY FIN REQ	
	FY 2017-18	FY 2017-18	FY 2017-18	FY 2017-18	FY 2017-18	
	POS	AMOUNT	POS	AMOUNT	POS	AMOUNT
JUSTICE ADMINISTRATION						21000000
PGM: JUSTICE ADMIN COMM						21300000
<u>EXECUTIVE DIR/SUPPORT SVCS</u>						21300800
PUBLIC PROTECTION						12
<u>LEGAL REPRESENTATION</u>						<u>1203.00.00.00</u>
OTHER PROGRAMS						4200000
COST OF LIVING ADJUSTMENT FOR ALL						
STAFF						4203A70
SALARY RATE						000000
SALARY RATE.....	19,506,386	19,506,386				
	=====	=====	=====	=====	=====	
SALARIES AND BENEFITS						010000
GENERAL REVENUE FUND						
-STATE	24,087,390	24,087,390				1000 1
	=====	=====	=====	=====	=====	
TOTAL: COST OF LIVING ADJUSTMENT FOR ALL						4203A70
STAFF						
TOTAL ISSUE.....	24,087,390	24,087,390				
TOTAL SALARY RATE.....	19,506,386	19,506,386				
	=====	=====	=====	=====	=====	

AGENCY ISSUE NARRATIVE:

2017-2018 BUDGET YEAR NARRATIVE: IT COMPONENT? NO

STATE ATTORNEY - 5% SALARY INCREASES

 A five percent cost-of-living increase is requested to support the retention of state employees. With the exception of an increase in FY 2013-14 (\$1,400 for those making less than \$40,000 annually and \$1,000 for those making more), there has not been a cost of living increase since FY 2006-07. Even the small increase given in FY 2013-14 was in most cases less than the amount that state employees were required to contribute annually to their retirement plans beginning in 2011.

As a result of this wage stagnation, many of the State's best prosecutors and support staff have left state employment to pursue careers in the private sector and in local and federal government where wages are more than those paid by the state. Because of these losses, the experience level of those representing the citizens of this state when they are victimized by crime has decreased, and training demands have increased as State Attorneys attempt to maintain the quality of service to their constituents.

The result of this turnover throughout the State Attorneys' offices is that cases are being handled by less experienced personnel with a greater chance that criminals will not be appropriately held accountable for their crimes and that victims will not receive the justice they deserve.

	COL A12	COL A14	COL A15	COL A16	COL A14-A12	
	AGY FIN REQ FY 2017-18	AGY AMD REQ FY 2017-18	AGY AMD N/R FY 2017-18	AGY AMD ANZ FY 2017-18	AGY AMD REQ FY 2017-18 OVER(UNDER)	AGY FIN REQ FY 2017-18
	POS AMOUNT	POS AMOUNT	POS AMOUNT	POS AMOUNT	POS AMOUNT	CODES
JUSTICE ADMINISTRATION						21000000
PGM: JUSTICE ADMIN COMM						21300000
<u>EXECUTIVE DIR/SUPPORT SVCS</u>						21300800
PUBLIC PROTECTION						12
<u>LEGAL REPRESENTATION</u>						<u>1203.00.00.00</u>
OTHER PROGRAMS						4200000
COST OF LIVING ADJUSTMENT FOR ALL STAFF						4203A70

Assistant State Attorney (ASA) Positions as of 6-30-2016 With 5% Increase

Positions	FTE	Current Annual Rate	5% Increase	.0765 Payroll Tax	.2177 Retirement Contribution Rate	5% Salary Increase Plus Payroll Tax and Retirement
ASA Filled	2,074.30	\$134,336,974	\$6,716,849	\$513,839	\$1,462,258	\$8,692,946

All Other State Attorney Positions as of 6-30-2016 With 5% Increase

Positions	FTE	Current Annual Rate	5% Increase	.0765 Payroll Tax	.0752 Retirement Contribution Rate	5% Salary Increase Plus Payroll Tax and Retirement
Other Filled	3,364.75	\$123,715,018	\$6,185,751	\$473,210	\$ 465,168	\$7,124,129

PUBLIC DEFENDER - 5% SALARY INCREASES

This issue requests a 5% increase for all personnel employed in a public defenders office, it includes assistant public defenders, investigators, technology staff, administrators, legal secretaries, clerks, communications assistants, forensic social services counselors, automated systems assistants, data entry operators, paralegals, and all other positions in both the trial and appellate divisions.

The Offices of the Public Defender frequently hire newly educated, inexperienced workers who leave upon receiving on-the-job skills for which private law offices are more than willing and able to pay the higher salary. The constant

	COL A12	COL A14	COL A15	COL A16	COL A14-A12	
					AGY AMD REQ	
					FY 2017-18	
					OVER(UNDER)	
	AGY FIN REQ	AGY AMD REQ	AGY AMD N/R	AGY AMD ANZ	AGY FIN REQ	
	FY 2017-18	FY 2017-18	FY 2017-18	FY 2017-18	FY 2017-18	
POS	AMOUNT	POS	AMOUNT	POS	AMOUNT	POS
						AMOUNT
						CODES
JUSTICE ADMINISTRATION						21000000
PGM: JUSTICE ADMIN COMM						21300000
<u>EXECUTIVE DIR/SUPPORT SVCS</u>						21300800
PUBLIC PROTECTION						12
<u>LEGAL REPRESENTATION</u>						<u>1203.00.00.00</u>
OTHER PROGRAMS						4200000
COST OF LIVING ADJUSTMENT FOR ALL STAFF						4203A70

turnover of personnel results in having to repeatedly recruit, interview, train, closely supervise, and correct errors and mistakes made because of inexperience. If this issue is funded, the ability of our offices to attract more experienced and qualified applicants for work will increase and our turnover rates will decrease.

The effective date of this budget request is July 1, 2017, for both the trial and appellate budget entities of the Public Defender Offices.

Only General Revenue funds are requested because the Indigent Criminal Defense Trust Fund, the Public Defender Revenue Trust Fund and the Grants and Donations Trust Fund do not have the recurring cash necessary to fund this issue.

Assistant Public Defender (APD) Positions as of 8-24-2016 With 5% Increase

Positions	FTE	Current Annual Rate	5% Increase	.0765 Payroll Tax	.2177 Retirement Contribution Rate	5% Salary Increase Plus Payroll Tax and Retirement
APD Filled	1,545.40	\$93,296,067	\$4,664,803	\$356,857	\$1,015,528	\$6,037,188

All Other Public Defender Positions as of 8-24-2016 With 5% Increase

Positions	FTE	Current Annual Rate	5% Increase	.0765 Payroll Tax	.0752 Retirement Contribution Rate	5% Salary Increase Plus Payroll Tax and Retirement
Other Filled	974.16	\$38,779,661	\$1,938,983	\$148,332	\$ 145,812	\$2,233,127

COL A12		COL A14		COL A15		COL A16		COL A14-A12		CODES
AGY FIN REQ FY 2017-18	AGY AMD REQ FY 2017-18	AGY AMD N/R FY 2017-18	AGY AMD ANZ FY 2017-18	AGY FIN REQ FY 2017-18	AGY AMD REQ FY 2017-18	AGY AMD N/R FY 2017-18	AGY AMD ANZ FY 2017-18	AGY FIN REQ FY 2017-18	OVER(UNDER)	
POS	AMOUNT	POS	AMOUNT	POS	AMOUNT	POS	AMOUNT	POS	AMOUNT	

JUSTICE ADMINISTRATION 21000000
 PGM: JUSTICE ADMIN COMM 21300000
EXECUTIVE DIR/SUPPORT SVCS 21300800
 PUBLIC PROTECTION 12
LEGAL REPRESENTATION 1203.00.00.00
 OTHER PROGRAMS 4200000
 COST OF LIVING ADJUSTMENT FOR ALL STAFF 4203A70

POSITION DETAIL OF SALARIES AND BENEFITS:

FTE	BASE RATE	ADDITIVES	BENEFITS	SUBTOTAL	LAPSE %	LAPSED SALARIES AND BENEFITS
A12 - AGY FIN REQ FY 2017-18						
CHANGES TO CURRENTLY AUTHORIZED POSITIONS						
RA01 RATE & SALARY ADJ - BENEFITS NO FTE N0002 001 0.00	6,185,751		938,378	7,124,129	0.00	7,124,129
RA01 RATE & SALARY ADJ - BENEFITS NO FTE N0003 001 0.00	1,938,983		294,144	2,233,127	0.00	2,233,127
RA01 RATE & SALARY ADJ - BENEFITS NO FTE N0001 001 0.00	6,716,849		1,976,097	8,692,946	0.00	8,692,946
RA01 RATE & SALARY ADJ - BENEFITS NO FTE N0004 001 0.00	4,664,803		1,372,385	6,037,188	0.00	6,037,188
TOTALS FOR ISSUE BY FUND						
1000 GENERAL REVENUE FUND						24,087,390
0.00	19,506,386		4,581,004	24,087,390		24,087,390

A14 - AGY AMD REQ FY 2017-18

CHANGES TO CURRENTLY AUTHORIZED POSITIONS						
RA01 RATE & SALARY ADJ - BENEFITS NO FTE N0002 001 0.00	6,185,751		938,378	7,124,129	0.00	7,124,129
RA01 RATE & SALARY ADJ - BENEFITS NO FTE N0003 001 0.00	1,938,983		294,144	2,233,127	0.00	2,233,127
RA01 RATE & SALARY ADJ - BENEFITS NO FTE N0001 001 0.00	6,716,849		1,976,097	8,692,946	0.00	8,692,946

COL A12		COL A14		COL A15		COL A16		COL A14-A12		CODES
AGY FIN REQ FY 2017-18	POS	AGY AMD REQ FY 2017-18	POS	AGY AMD N/R FY 2017-18	POS	AGY AMD ANZ FY 2017-18	POS	AGY AMD REQ FY 2017-18 OVER(UNDER)	AGY FIN REQ FY 2017-18	
AMOUNT		AMOUNT		AMOUNT		AMOUNT		AMOUNT	AMOUNT	

JUSTICE ADMINISTRATION 21000000
 PGM: JUSTICE ADMIN COMM 21300000
EXECUTIVE DIR/SUPPORT SVCS 21300800
 PUBLIC PROTECTION 12
LEGAL REPRESENTATION 1203.00.00.00
 OTHER PROGRAMS 4200000
 COST OF LIVING ADJUSTMENT FOR ALL STAFF 4203A70

POSITION DETAIL OF SALARIES AND BENEFITS:

FTE	BASE RATE	ADDITIVES	BENEFITS	SUBTOTAL	LAPSE %	LAPSED SALARIES AND BENEFITS
A14 - AGY AMD REQ FY 2017-18						
CHANGES TO CURRENTLY AUTHORIZED POSITIONS						
RA01 RATE & SALARY ADJ - BENEFITS NO FTE N0004 001	0.00	4,664,803		1,372,385	6,037,188	0.00 6,037,188
TOTALS FOR ISSUE BY FUND						
1000 GENERAL REVENUE FUND	0.00	19,506,386		4,581,004	24,087,390	24,087,390

ASSISTANT PUBLIC DEFENDER SALARY PARITY 4204A00
 SALARY RATE 000000
 SALARY RATE..... 6,221,574 6,221,574
 SALARIES AND BENEFITS 010000
 GENERAL REVENUE FUND -STATE 8,051,961 8,051,961 1000 1
 TOTAL: ASSISTANT PUBLIC DEFENDER SALARY PARITY 4204A00
 TOTAL ISSUE..... 8,051,961 8,051,961
 TOTAL SALARY RATE..... 6,221,574 6,221,574

COL A12		COL A14		COL A15		COL A16		COL A14-A12		CODES
AGY FIN REQ FY 2017-18	AGY AMD REQ FY 2017-18	AGY AMD REQ FY 2017-18	AGY AMD N/R FY 2017-18	AGY AMD ANZ FY 2017-18	AGY AMD ANZ FY 2017-18	AGY AMD ANZ FY 2017-18	AGY AMD ANZ FY 2017-18	AGY FIN REQ FY 2017-18	AGY FIN REQ FY 2017-18	
POS	AMOUNT	POS	AMOUNT	POS	AMOUNT	POS	AMOUNT	POS	AMOUNT	

JUSTICE ADMINISTRATION										21000000
PGM: JUSTICE ADMIN COMM										21300000
<u>EXECUTIVE DIR/SUPPORT SVCS</u>										21300800
PUBLIC PROTECTION										12
<u>LEGAL REPRESENTATION</u>										<u>1203.00.00.00</u>
OTHER PROGRAMS										4200000
ASSISTANT PUBLIC DEFENDER SALARY										
PARITY										4204A00

AGENCY ISSUE NARRATIVE:

2017-2018 BUDGET YEAR NARRATIVE:

IT COMPONENT? NO

Public Defenders seek to achieve a level of competitive pay for their assistants compared to Assistant State Attorneys. Historically, the average pay difference between an Assistant State Attorney (ASA) and an Assistant Public Defender (APD) was around \$3,000 to \$3,500 statewide. As of July 21, 2016, however, the average salaries revealed that ASA salaries prepared monthly by the Justice Administrative Commission (JAC), had increased to a record high of \$4,030 statewide that ASA's were paid more than APD's.

Assistant Public Defenders should be compensated equally to the Assistant State Attorneys. They do the same difficult, high volume work. Their skill level and experience are the same. It is already difficult to recruit and retain qualified attorneys and the pay differential makes the situation worse. Offices are in a costly cycle of recruiting and training attorneys, just to watch them leave for more lucrative work in other agencies or law firms. New attorneys must constantly be recruited and trained to take their place, and delays and disruptions in court dockets are routine. In addition, the relative lack of experienced attorneys makes case assignments and case management difficult as there are specific skills and experience levels needed before attorneys can competently represent defendants charged with serious and complex criminal offenses.

Only General Revenue funds are requested because the Indigent Criminal Defense Trust fund, the Public Defender Revenue Trust fund and the Grants and Donations trust funds do not have the recurring cash necessary to fund this issue. The costs are calculated by the JAC as follows:

\$4,030 (Salary Increase) + \$1,185 (fringe benefits) = \$5,215 X 1,544 = \$8,051,960 General Revenue Recurring Funds-Effective 7/1/17.

COL A12		COL A14		COL A15		COL A16		COL A14-A12		CODES
AGY FIN REQ FY 2017-18	AGY AMD REQ FY 2017-18	AGY AMD N/R FY 2017-18	AGY AMD ANZ FY 2017-18	AGY AMD REQ FY 2017-18	AGY FIN REQ FY 2017-18	AGY AMD REQ FY 2017-18	AGY AMD N/R FY 2017-18	AGY AMD ANZ FY 2017-18	AGY FIN REQ FY 2017-18	
POS	AMOUNT	POS	AMOUNT	POS	AMOUNT	POS	AMOUNT	POS	AMOUNT	

JUSTICE ADMINISTRATION 21000000
 PGM: JUSTICE ADMIN COMM 21300000
EXECUTIVE DIR/SUPPORT SVCS 21300800
 PUBLIC PROTECTION 12
LEGAL REPRESENTATION 1203.00.00.00
 OTHER PROGRAMS 4200000
 ASSISTANT PUBLIC DEFENDER SALARY
 PARITY 4204A00

POSITION DETAIL OF SALARIES AND BENEFITS:

	FTE	BASE RATE	ADDITIVES	BENEFITS	SUBTOTAL	LAPSE %	LAPSED SALARIES AND BENEFITS
A12 - AGY FIN REQ FY 2017-18							
CHANGES TO CURRENTLY AUTHORIZED POSITIONS							
RA01 RATE & SALARY ADJ - BENEFITS NO FTE							
N0001 001	0.00	6,221,574		1,830,387	8,051,961	0.00	8,051,961
TOTALS FOR ISSUE BY FUND							
1000 GENERAL REVENUE FUND							8,051,961
	0.00	6,221,574		1,830,387	8,051,961		8,051,961

A14 - AGY AMD REQ FY 2017-18

CHANGES TO CURRENTLY AUTHORIZED POSITIONS							
RA01 RATE & SALARY ADJ - BENEFITS NO FTE							
N0001 001	0.00	6,221,574		1,830,387	8,051,961	0.00	8,051,961
TOTALS FOR ISSUE BY FUND							
1000 GENERAL REVENUE FUND							8,051,961
	0.00	6,221,574		1,830,387	8,051,961		8,051,961

COL A12		COL A14		COL A15		COL A16		COL A14-A12		CODES
AGY FIN REQ FY 2017-18 POS	AMOUNT	AGY AMD REQ FY 2017-18 POS	AMOUNT	AGY AMD N/R FY 2017-18 POS	AMOUNT	AGY AMD ANZ FY 2017-18 POS	AMOUNT	AGY AMD REQ FY 2017-18 OVER(UNDER) AGY FIN REQ FY 2017-18 POS	AMOUNT	
JUSTICE ADMINISTRATION										21000000
PGM: JUSTICE ADMIN COMM										21300000
<u>EXECUTIVE DIR/SUPPORT SVCS</u>										21300800
PUBLIC PROTECTION										12
<u>LEGAL REPRESENTATION</u>										<u>1203.00.00.00</u>
ARTICLE V IMPLEMENTATION COSTS										5300000
DUE PROCESS COSTS FOR PUBLIC DEFENDERS										5300200
SPECIAL CATEGORIES										100000
PUB DFNDR DUE PROCESS COST										103228
GENERAL REVENUE FUND										
-STATE	9,539,000		8,499,000						1,040,000-	1000 1

AGENCY ISSUE NARRATIVE:

2017-2018 BUDGET YEAR NARRATIVE:

IT COMPONENT? NO

The Public Defenders are requesting additional funding to cover due process costs as follows:

Public Defender, 1st Judicial Circuit - United States Supreme Court Graham and Miller Mandate - Juvenile Mitigation and Sentencing Advocacy. \$720,000

The Public Defender in the 1st Judicial Circuit has approximately seventy two (72) cases remanded for new sentencing hearings pursuant to the U.S. Supreme Court's decision in Graham and Miller. Therefore, at \$10,000 per case, a fiscal impact of \$720,000 would result and require additional appropriation for due process costs.

Public Defender, 2nd Judicial Circuit - United States Supreme Court Graham and Miller Mandate - Juvenile Mitigation and Sentencing Advocacy. \$180,000

The Public Defender in the 2nd Judicial Circuit has approximately eighteen (18) cases remanded for new sentencing hearings pursuant to the U.S. Supreme Court's decision in Graham and Miller. Due process costs are estimated at \$10,000 each. Therefore, a fiscal impact of approximately \$180,000 would result and require additional appropriation for due process costs.

Public Defender, 3rd Judicial Circuit - United States Supreme Court Graham and Miller Mandate - Juvenile Mitigation and Sentencing Advocacy. \$50,000

As of July 21st, 2016, this office has identified ten (10) resentencing cases entitled to immediate action. Based on the number of cases identified and an estimate of \$5,000 for due process costs per case, this office requests \$50,000 in additional due process costs.

Public Defender, 4th Judicial Circuit - United States Supreme Court Graham and Miller Mandate - Juvenile Mitigation and Sentencing Advocacy. \$1,610,000

COL A12		COL A14		COL A15		COL A16		COL A14-A12		CODES
AGY FIN REQ FY 2017-18	POS AMOUNT	AGY AMD REQ FY 2017-18	POS AMOUNT	AGY AMD N/R FY 2017-18	POS AMOUNT	AGY AMD ANZ FY 2017-18	POS AMOUNT	AGY AMD REQ FY 2017-18 OVER(UNDER)	AGY FIN REQ FY 2017-18	
JUSTICE ADMINISTRATION										21000000
PGM: JUSTICE ADMIN COMM										21300000
<u>EXECUTIVE DIR/SUPPORT SVCS</u>										21300800
PUBLIC PROTECTION										12
<u>LEGAL REPRESENTATION</u>										<u>1203.00.00.00</u>
ARTICLE V IMPLEMENTATION COSTS										5300000
DUE PROCESS COSTS FOR PUBLIC DEFENDERS										5300200

There is a need for increased Due Process funding to ensure Public Defenders can re-develop an attorney/client relationship, make extensive client visits, obtain mental evaluations and testimony by expert witnesses, conduct criminal defense and mitigation investigations, obtain records (corrections, mental health, school, medical), and obtain transcripts of prior hearings. The Public Defender's Office, Fourth Judicial Circuit has identified at least 46 individuals entitled to immediate action and an estimated need of \$35,000 for each case.

Public Defender, 5th Judicial Circuit - United States Supreme Court Graham and Miller Mandate - Juvenile Mitigation and Sentencing Advocacy. approx. \$350,000

As of July 21, 2016, this office identified at least 14 cases of juveniles whose cases will resentencing. The due process costs for each case will need to be determined, but could fall in a range between \$10,000 and \$25,000 per case. Based on the number of cases, the approximate cost is 14 x \$25,000 = \$350,000.

Public Defender, 6th Judicial Circuit - United States Supreme Court Graham and Miller Mandate - Juvenile Mitigation and Sentencing Advocacy. \$285,000

The 6th Circuit Public Defender's Office has identified 38 cases of juveniles whose cases will need resentencing. Based on the hearings conducted thus far in the 6th Circuit, we estimate a need of \$7,500 per case. This issue is to request \$285,000 for due process costs. Calculations: 38 x \$7,500 = \$285,000.

Public Defender, 7th Judicial Circuit - United States Supreme Court Graham and Miller Mandate - Juvenile Mitigation and Sentencing Advocacy. approx. \$300,000

As of July 21, 2016 this office has identified 12 cases of juveniles whose cases will need resentencing. The due process costs for each case will need to be determined, but could fall in a range between \$10,000 and \$25,000 per case. Based on the number of cases, the approximate calculated costs are 12 x \$25,000 = \$300,000.

Public Defender, 8th Judicial Circuit - United States Supreme Court Graham and Miller Mandate - Juvenile Mitigation and Sentencing Advocacy. approx. \$120,000

As of July 21, 2016 this office has identified 8 cases of juveniles whose cases will need resentencing. The due process costs for each case will need to be determined, but could fall in a range between \$10,000 and \$25,000 per case. Based on the number of cases and an estimated cost of \$15,000 per case, the calculated costs are 8 x \$15,000 = \$120,000.

Public Defender, 10th Judicial Circuit - United States Supreme Court Graham and Miller Mandate - Juvenile Mitigation and Sentencing Advocacy. approx. \$1,900,000

COL A12		COL A14		COL A15		COL A16		COL A14-A12		CODES
AGY FIN REQ FY 2017-18 POS	AMOUNT	AGY AMD REQ FY 2017-18 POS	AMOUNT	AGY AMD N/R FY 2017-18 POS	AMOUNT	AGY AMD ANZ FY 2017-18 POS	AMOUNT	AGY AMD REQ FY 2017-18 OVER(UNDER) AGY FIN REQ FY 2017-18 POS	AMOUNT	
JUSTICE ADMINISTRATION										21000000
PGM: JUSTICE ADMIN COMM										21300000
<u>EXECUTIVE DIR/SUPPORT SVCS</u>										21300800
PUBLIC PROTECTION										12
<u>LEGAL REPRESENTATION</u>										<u>1203.00.00.00</u>
ARTICLE V IMPLEMENTATION COSTS										5300000
DUE PROCESS COSTS FOR PUBLIC DEFENDERS										5300200

As of July 21, 2016 this office has identified 76 cases of juveniles whose cases may need resentencing. The due process costs for each case will need to be determined, but could fall in a range between \$10,000 and \$25,000 per case. Based on the number of cases, the approximate calculated costs are 12 x \$25,000 = \$1,900,000.

Public Defender, 11th Judicial Circuit - United States Supreme Court Graham and Miller Mandate - Juvenile Mitigation and Sentencing Advocacy. \$1.4 Million

This office has identified 70 cases. The due process costs for each case is estimated to be \$20,000. Therefore, this office is requesting \$1,400,000 in additional Due Process funding for Juvenile resentencing cases.

Public Defender, 13th Judicial Circuit - United State Supreme Court Graham and Miller Mandate - Juvenile Mitigation and Sentencing Advocacy. \$495,000

The 13th Circuit Public Defender experienced an increase in our juvenile resentencing felony caseload, which started in 2010 with Graham v. Florida, 560 U.S. 418 (2010), and all circumstances indicate the caseload will grow and our obligations for representation will continue indefinitely based on court decisions in Miller v. Alabama, 132 S.Ct. 2455 (2012); Horsley v. State, 160 So.3d 393 (Fla. 2015); Falcon v. State, 162 So.3d 954 (Fla. 2015); Henry v. State, 160 So.3d 393 (Fla. 2015); Gridine v. State, 175 So.3d 672 (Fla. 2015); Atwell v. State, 20-16 WL 3010795 (Fla. May 26, 2016); Landrum v. State, 2016 WL 3191099 (Fla. June 9, 2016); Kelsey v. State, SC15-2079; and Chapter 2014-220, Laws of Florida. This is new, mandated, unfunded workload.

Resentencing hearings are not pro forma proceedings. They are, essentially, brand new sentencing hearings. Florida law requires the trial court to look at the following factors in determining the appropriate sentence: 1) the nature and circumstances of the offense; 2) the effect of the crime on the victim's family and community; 3) the defendant's age, maturity, intellectual capacity, and emotional health, 4) the defendant's background; 5) the effect of immaturity, impetuosity, or failure to appreciate risks and consequences on defendant's participation in the offense; 6) the extent of defendant's participation in the offense 7) the effect of familial pressure or peer pressure on the defendant's actions; 8) the nature and extent of defendant's prior criminal history; 9) the effect of characteristics attributable to defendant's youth; and 10) the possibility of rehabilitating the defendant. S.921.1401(2), Fla. Stat. This is true even in those cases where the then-juvenile entered a plea to the charge.

In order to represent these clients adequately, experienced attorneys, investigators, and mitigation specialists must work together to explore the offender's entire life history. Records must be gathered, evaluations must be conducted, interviews of family and friends undertaken, educational materials obtained, and mental health history explored, and interviews with teachers, neighbors, program caseworkers, correctional staff, and other people who may assist in

COL A12	COL A14	COL A15	COL A16	COL A14-A12	
AGY FIN REQ FY 2017-18 POS	AGY AMD REQ FY 2017-18 POS	AGY AMD N/R FY 2017-18 POS	AGY AMD ANZ FY 2017-18 POS	AGY AMD REQ FY 2017-18 OVER(UNDER) AGY FIN REQ FY 2017-18 POS	AMOUNT
JUSTICE ADMINISTRATION					21000000
PGM: JUSTICE ADMIN COMM					21300000
<u>EXECUTIVE DIR/SUPPORT SVCS</u>					21300800
PUBLIC PROTECTION					12
<u>LEGAL REPRESENTATION</u>					<u>1203.00.00.00</u>
ARTICLE V IMPLEMENTATION COSTS					5300000
DUE PROCESS COSTS FOR PUBLIC DEFENDERS					5300200

understanding and presenting the client's life story must be performed thoroughly to present information the court must consider in the re-sentencing hearings. In addition to the necessary General Revenue funding, there is a need for increased Due Process funding to ensure Public Defenders can re-develop an attorney/client relationship, make extensive client visits, obtain mental evaluations and testimony by expert witnesses, conduct criminal defense and mitigation investigations, obtain records (corrections, mental health, school, medical), and obtain transcripts of prior hearings. The 13th Circuit Public Defender's Office currently has 12 active mandatory resentencing cases, 4 cases where the hearing resentencing was completed and the sentence is currently on appeal, and up to 50 cases anticipated upon the final decisions in Atwell, Landrum, and Kelsey. Based on the hearings conducted thus far in the 13th Circuit, we estimate a need of \$7,500 for each case. Calculations: 66 x \$7,500 = \$495,000

Public Defender, 13th Circuit Involuntary Admission to Residential Services Pursuant to Section 393.11. Florida Statutes - \$130,000

Section 393.11, Fla. Stat., authorizes commitment to the Agency for Persons with Disabilities for involuntary admission of persons with intellectual disabilities and autism that require residential services. The Florida Legislature, in 2016, amended the statute to create a requirement that a placement resulting from an involuntary admission to residential services must be reviewed by the court at a hearing annually, unless a shorter review period is ordered. s. 393.11(14)(b), Fla. Stat. Public Defenders are often the attorneys of record for these cases in accordance with s.27.51(1)(d), and are required to be noticed by the Agency of any review hearing. This is new, mandated workload created by a new statutory section for which Public Defenders received no new funding.

The 13th Circuit Public Defender has identified 65 individuals who have been involuntary placed under s.393.11 or s.393.11 and 916.393. The annual reviews under new statute 393.11(14) are a new type of hearing the 13th Circuit Public Defender's office has not been appointed to handle in the past. Assistant public defenders must meet with the client, explore the client's history, and obtain independent medical examinations. Based on the recommendations of the Agency and the findings of defense experts, attorneys may have to argue for less restrictive placement or a similar change in circumstances. In the 13th Circuit, almost all of the cases pre-date electronic filing and most of the case files have been destroyed by the Clerk of Court in accordance with the destruction schedule at the time. Complete histories will have to be recreated and new client/attorney relationships will have to be formed. Depending on the jurisdiction of the case, the status of the client, and the decisions of the Agency, these hearings may be held in counties other than Hillsborough. Attorneys will have to travel, as video conferences and video hearings will likely not be appropriate in many of these cases due to the vulnerability of this population.

We are asking for 1 assistant public defender to handle the 393.11(14) annual reviews as this is new, mandated, unfunded workload. Assistant public defenders will need to travel to the county where the client resides to conduct the hearing, which will require additional due process funding to cover costs associated with case-related travel, per diem, lodging,

COL A12	COL A14	COL A15	COL A16	COL A14-A12	
AGY FIN REQ FY 2017-18	AGY AMD REQ FY 2017-18	AGY AMD N/R FY 2017-18	AGY AMD ANZ FY 2017-18	AGY AMD REQ FY 2017-18 OVER(UNDER) AGY FIN REQ FY 2017-18	CODES
POS	AMOUNT	POS	AMOUNT	POS	AMOUNT
JUSTICE ADMINISTRATION					21000000
PGM: JUSTICE ADMIN COMM					21300000
<u>EXECUTIVE DIR/SUPPORT SVCS</u>					21300800
PUBLIC PROTECTION					12
<u>LEGAL REPRESENTATION</u>					<u>1203.00.00.00</u>
ARTICLE V IMPLEMENTATION COSTS					5300000
DUE PROCESS COSTS FOR PUBLIC DEFENDERS					5300200

and confidential evaluation.
 Calculations 65 cases x \$2,000 = \$130,000

Public Defender, 14th Judicial Circuit - United States Supreme Court Graham and Miller Mandate - Juvenile Mitigation and Sentencing Advocacy. approx. \$225,000

As of July 21, 2016 this office has identified 9 cases of juveniles whose cases will need resentencing. The due process costs for each case will need to be determined, but could fall in a range between \$10,000 and \$25,000 per case. Based on the number of cases, the calculated costs are 9 x \$25,000 = \$225,000.

Public Defender, 17th Judicial Circuit - United States Supreme Court Graham and Miller Mandate - Juvenile Mitigation and Sentencing Advocacy.

There is a need for increased Due Process funding to ensure Public Defenders can re-develop an attorney/client relationship, make extensive client visits, obtain mental evaluations and testimony by expert witnesses, conduct criminal defense and mitigation investigations, obtain records (corrections, mental health, school, medical), and obtain transcripts of prior hearings. The 17th Circuit has identified approximately 400 individuals entitled to immediate action.

Public Defender, 20th Circuit Involuntary Admission to Residential Services Pursuant to Section 393.11. Florida Statutes - \$104,000

Section 393.11, Fla. Stat., authorizes commitment to the Agency for Persons with Disabilities for involuntary admission of persons with intellectual disabilities and autism that require residential services. The Florida Legislature, in 2016, amended the statute to create a requirement that a placement resulting from an involuntary admission to residential services must be reviewed by the court at a hearing annually, unless a shorter review period is ordered. s. 393.11(14)(b), Fla. Stat. Public Defenders are often the attorneys of record for these cases in accordance with s.27.51(1)(d), and are required to be notified by the Agency of any review hearing. This is a new, mandated workload created by a new statutory section for which Public Defenders received no new funding.

The 20th Circuit Public Defender has identified 52 individuals who have been involuntarily placed under s.393.11 or s.393.11 and 916.393. The annual reviews under new statute 393.11(14) are a new type of hearing the 20th Circuit Public Defender's office has not been appointed to handle in the past. Assistant Public Defenders must meet with the client, explore the client's history, and obtain independent medical examinations. Based on the recommendations of the Agency and the findings of defense experts, attorneys may have to argue for less restrictive placement and/or continued treatment. In the 20th Circuit, almost all of the cases pre-date electronic filing and most of the case files have been destroyed by

COL A12		COL A14		COL A15		COL A16		COL A14-A12		CODES
AGY FIN REQ FY 2017-18	POS AMOUNT	AGY AMD REQ FY 2017-18	POS AMOUNT	AGY AMD N/R FY 2017-18	POS AMOUNT	AGY AMD ANZ FY 2017-18	POS AMOUNT	AGY AMD REQ FY 2017-18 OVER(UNDER)	AGY FIN REQ FY 2017-18	
JUSTICE ADMINISTRATION										21000000
PGM: JUSTICE ADMIN COMM										21300000
<u>EXECUTIVE DIR/SUPPORT SVCS</u>										21300800
PUBLIC PROTECTION										12
<u>LEGAL REPRESENTATION</u>										<u>1203.00.00.00</u>
ARTICLE V IMPLEMENTATION COSTS										5300000
DUE PROCESS COSTS FOR PUBLIC DEFENDERS										5300200

the Clerk of Court in accordance with the destruction schedule at the time. Complete histories will have to be recreated and new client/attorney relationships will have to be formed. Depending on the jurisdiction of the case, the status of the client, and the decisions of the Agency, these hearings may be held in counties outside our circuit. Attorneys will have to travel, as video conferences and video hearings will likely not be appropriate in many of these cases.

Assistant Public Defenders will need to travel to the county where the client resides to conduct the hearing. The 20th Circuit Public Defender is requesting additional due process funding to cover costs associated with case-related travel, per diem, lodging, and confidential evaluation.
 Calculations: 52 cases x \$2,000 = \$104,000

Public Defender, 20th Judicial Circuit - United State Supreme Court Graham and Miller Mandate - Juvenile Mitigation and Sentencing Advocacy. \$270,000

Recent laws have greatly affected the past, current, and future sentencing of juveniles and all aspects of representing a juvenile client in adult court as a result of expansion by the Florida Supreme Court to the landmark decisions by the United States Supreme Court in Graham v. Florida, 560 U.S. 418 (2010), and Miller v. Alabama, 132 S.Ct. 2455 (2012). As a result, the Public Defender of the 20th Judicial Circuit has experienced a substantial increase in its juvenile resentencing caseload. Additionally, a case is pending before the Florida Supreme Court with a decision expected by the end of 2016 that will further expand the pool of potential cases eligible for resentencing and necessitate major sentence review hearings.

The sentence review hearings required are a necessary and continuing obligation for clients once resentenced under the current statute, and for all juveniles sentenced as adults from this point forward. Florida law now requires the trial court look at numerous factors in determining an appropriate sentence, including but not limited to: defendant's age, maturity, intellectual capacity, emotional health, effect of familial or peer pressure on defendant's actions, background, participation in the offense, characteristics attributable to defendant's youth, possible rehabilitation, and the effect of the crime on the victim's family and community. The trial court must consider issues related to the juvenile's age and maturity at the time of the offense, juveniles who may have diminished culpability, and consider that juveniles may be more amenable to rehabilitation than adults.

In addition to General Revenue funding, there is a need for increased Due Process funding to assist and ensure proper representation. Representation of these individuals requires thorough preparation, extensive interviewing, psychological and sociological evaluations, history of incarceration, potential and extent of rehabilitation, as well as release plans, including housing, employment, and other re-entry services. These tasks will require extensive client visits, mental health evaluations, testimony by expert witnesses, criminal defense and mitigation investigations, obtaining documents such as prison history, mental health, school, and medical records, and transcripts from prior proceedings, in order to

COL A12		COL A14		COL A15		COL A16		COL A14-A12		CODES
AGY FIN REQ FY 2017-18	AGY AMD REQ FY 2017-18	AGY AMD REQ FY 2017-18	AGY AMD N/R FY 2017-18	AGY AMD ANZ FY 2017-18	AGY AMD ANZ FY 2017-18	AGY AMD ANZ FY 2017-18	AGY AMD ANZ FY 2017-18	AGY AMD REQ FY 2017-18	AGY FIN REQ FY 2017-18	
POS	AMOUNT	POS	AMOUNT	POS	AMOUNT	POS	AMOUNT	POS	AMOUNT	
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 ARTICLE V IMPLEMENTATION COSTS
 DUE PROCESS COSTS FOR PUBLIC
 DEFENDERS

provide the necessary information to the trial court.

The 20th Circuit Public Defender's Office currently has 21 mandatory cases and 15 additional cases are anticipated upon final decision of pending cases before the Florida Supreme Court. Based upon estimates in cases thus far, it is predicted that \$7,500 per case is needed, for a total of \$270,000. Calculations: 36 x \$7,500 = \$270,000

Amended 2017-18 Narrative after February 2, 2017

The Public Defenders are requesting additional funding to cover due process costs as follows:

Public Defender, 1st Judicial Circuit - United States Supreme Court Graham and Miller Mandate - Juvenile Mitigation and Sentencing Advocacy. \$720,000

The Public Defender in the 1st Judicial Circuit has approximately seventy two (72) cases remanded for new sentencing hearings pursuant to the U.S. Supreme Court's decision in Graham and Miller. Therefore, at \$10,000 per case, a fiscal impact of \$720,000 would result and require additional appropriation for due process costs.

Public Defender, 2nd Judicial Circuit - United States Supreme Court Graham and Miller Mandate - Juvenile Mitigation and Sentencing Advocacy. \$180,000

The Public Defender in the 2nd Judicial Circuit has approximately eighteen (18) cases remanded for new sentencing hearings pursuant to the U.S. Supreme Court's decision in Graham and Miller. Due process costs are estimated at \$10,000 each. Therefore, a fiscal impact of approximately \$180,000 would result and require additional appropriation for due process costs.

Public Defender, 3rd Judicial Circuit - United States Supreme Court Graham and Miller Mandate - Juvenile Mitigation and Sentencing Advocacy. \$50,000

As of July 21st, 2016, this office has identified ten (10) resentencing cases entitled to immediate action. Based on the number of cases identified and an estimate of \$5,000 for due process costs per case, this office requests \$50,000 in additional due process costs.

Public Defender, 4th Judicial Circuit - United States Supreme Court Graham and Miller Mandate - Juvenile Mitigation and Sentencing Advocacy. \$1,610,000

COL A12		COL A14		COL A15		COL A16		COL A14-A12		CODES
AGY FIN REQ FY 2017-18 POS	AMOUNT	AGY AMD REQ FY 2017-18 POS	AMOUNT	AGY AMD N/R FY 2017-18 POS	AMOUNT	AGY AMD ANZ FY 2017-18 POS	AMOUNT	AGY AMD REQ FY 2017-18 POS	AMOUNT	
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										21300800
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										<u>1203.00.00.00</u>
										5300000
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 There is a need for increased Due Process funding to ensure Public Defenders can re-develop an attorney/client relationship, make extensive client visits, obtain mental evaluations and testimony by expert witnesses, conduct criminal defense and mitigation investigations, obtain records (corrections, mental health, school, medical), and obtain transcripts of prior hearings. The Public Defender's Office, Fourth Judicial Circuit has identified at least 46 individuals entitled to immediate action and an estimated need of \$35,000 for each case.

Public Defender, 5th Judicial Circuit - United States Supreme Court Graham and Miller Mandate - Juvenile Mitigation and Sentencing Advocacy. approx. \$350,000

 As of July 21, 2016, this office identified at least 14 cases of juveniles whose cases will resentencing. The due process costs for each case will need to be determined, but could fall in a range between \$10,000 and \$25,000 per case. Based on the number of cases, the approximate cost is 14 x \$25,000 = \$350,000.

Public Defender, 6th Judicial Circuit - United States Supreme Court Graham and Miller Mandate - Juvenile Mitigation and Sentencing Advocacy. \$400,000

 The 6th Circuit Public Defender experienced an increase in our juvenile resentencing felony caseload, which started in 2010 with Graham v. Florida, 560 U.S. 418 (2010), and all circumstances indicate the caseload will grow and our obligations for representation will continue indefinitely based on court decisions in Miller v. Alabama, 132 S.Ct. 2455 (2012); Horsley v. State, 160 So.3d 393 (Fla. 2015); Falcon v. State, 162 So.3d 954 (Fla. 2015); Henry v. State, 160 So.3d 393 (Fla. 2015); Gridine v. State, 175 So.3d 672 (Fla. 2015); Atwell v. State, 20-16 WL 3010795 (Fla. May 26, 2016); Landrum v. State, 2016 WL 3191099 (Fla. June 9, 2016); Kelsey v. State, SC15-2079; and Chapter 2014-220, Laws of Florida. This is new, mandated, unfunded workload.

Resentencing hearings are not pro forma proceedings. They are, essentially, brand new sentencing hearings. Florida law requires the trial court to look at the following factors in determining the appropriate sentence: 1) the nature and circumstances of the offense; 2) the effect of the crime on the victim's family and community; 3) the defendant's age, maturity, intellectual capacity, and emotional health, 4) the defendant's background; 5) the effect of immaturity, impetuosity, or failure to appreciate risks and consequences on defendant's participation in the offense; 6) the extent of defendant's participation in the offense 7) the effect of familial pressure or peer pressure on the defendant's actions; 8) the nature and extent of defendant's prior criminal history; 9) the effect of characteristics attributable to defendant's youth; and 10) the possibility of rehabilitating the defendant. S.921.1401(2), Fla. Stat. This is true even in those cases where the then juvenile entered a plea to the charge.

In order to represent these clients adequately, experienced attorneys, investigators, and mitigation specialists must

COL A12		COL A14		COL A15		COL A16		COL A14-A12		CODES
AGY FIN REQ FY 2017-18	AGY AMD REQ FY 2017-18	AGY AMD N/R FY 2017-18	AGY AMD ANZ FY 2017-18	AGY AMD REQ FY 2017-18	AGY AMD N/R FY 2017-18	AGY AMD ANZ FY 2017-18	AGY AMD ANZ FY 2017-18	AGY FIN REQ FY 2017-18	AGY AMD REQ FY 2017-18 OVER(UNDER)	
POS	AMOUNT	POS	AMOUNT	POS	AMOUNT	POS	AMOUNT	POS	AMOUNT	
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										<u>1203.00.00.00</u>
										5300000
										5300200

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 DEFENDERS

work together to explore the offender's entire life history. Records must be gathered, evaluations must be conducted, interviews of family and friends undertaken, educational materials obtained, and mental health history explored, and interviews with teachers, neighbors, program caseworkers, correctional staff, and other people who may assist in understanding and presenting the client's life story must be performed thoroughly to present information the court must consider in the re-sentencing hearings. In addition to the necessary General Revenue funding, there is a need for increased Due Process funding to ensure Public Defenders can re-develop an attorney/client relationship, make extensive client visits, obtain mental evaluations and testimony by expert witnesses, conduct criminal defense and mitigation investigations, obtain records (corrections, mental health, school, medical), and obtain transcripts of prior hearings.

The 6th Circuit Public Defender's Office has identified 45 cases of juveniles whose cases will need resentencing due to the above rulings. 24 of these case are pending in the judicial system, a number which has been identified as double the amount of any other circuit. Based on the hearings conducted thus far in the 6th Circuit, we estimate a need of \$10,000 per case. This issue is to request \$400,000 for due process costs. Calculations: 45 x \$10,000 = \$400,000.

Public Defender, 7th Judicial Circuit - United States Supreme Court Graham and Miller Mandate - Juvenile Mitigation and Sentencing Advocacy. approx. \$300,000

As of July 21, 2016 this office has identified 12 cases of juveniles whose cases will need resentencing. The due process costs for each case will need to be determined, but could fall in a range between \$10,000 and \$25,000 per case. Based on the number of cases, the approximate calculated costs are 12 x \$25,000 = \$300,000.

Public Defender, 8th Judicial Circuit - United States Supreme Court Graham and Miller Mandate - Juvenile Mitigation and Sentencing Advocacy. approx. \$120,000

As of July 21, 2016 this office has identified 8 cases of juveniles whose cases will need resentencing. The due process costs for each case will need to be determined, but could fall in a range between \$10,000 and \$25,000 per case. Based on the number of cases and an estimated cost of \$15,000 per case, the calculated costs are 8 x \$15,000 = \$120,000.

Public Defender, 8th Judicial Circuit - Mental Health, Veterans and Drug Court Staffing. approx. \$125,000

This office estimates mental health cases to be approximately 50 cases at a cost of \$2,500 per case for a total of \$125,000.

Public Defender, 9th Judicial Circuit - United States Supreme Court Graham and Miller Mandate and Capital Sentencing. \$500,000

COL A12	COL A14	COL A15	COL A16	COL A14-A12	
AGY FIN REQ FY 2017-18 POS	AGY AMD REQ FY 2017-18 POS	AGY AMD N/R FY 2017-18 POS	AGY AMD ANZ FY 2017-18 POS	AGY AMD REQ FY 2017-18 OVER(UNDER) AGY FIN REQ FY 2017-18 POS	AMOUNT
AMOUNT	AMOUNT	AMOUNT	AMOUNT	AMOUNT	CODES
JUSTICE ADMINISTRATION					21000000
PGM: JUSTICE ADMIN COMM					21300000
<u>EXECUTIVE DIR/SUPPORT SVCS</u>					21300800
PUBLIC PROTECTION					12
<u>LEGAL REPRESENTATION</u>					<u>1203.00.00.00</u>
ARTICLE V IMPLEMENTATION COSTS					5300000
DUE PROCESS COSTS FOR PUBLIC DEFENDERS					5300200

The Public Defender, Ninth Judicial Circuit has an estimated 20 juvenile cases which must be scheduled for new sentencing hearings pursuant to the United States Supreme Court's mandate in the Graham and Miller cases. Preparation for resentencings may require extensive record collecting, witness interviews and mental health evaluations and the retention of expert witnesses. It is expected that each juvenile resentencing case will require \$15,000 in General Revenue resulting in a total request for these cases of \$300,000.

The Ninth Circuit Public Defender also has 8 capital cases which will require resentencing due to the fact that sentences were not the result of unanimous jury verdicts/recommendations. Again, these resentencings will require significant new research and preparation at an estimated cost of \$25,000 per case. The total requested for capital resentencing cases is \$200,000. Total Additional Request = \$500,000

Public Defender, 10th Judicial Circuit - United States Supreme Court Graham and Miller Mandate - Juvenile Mitigation and Sentencing Advocacy. approx. \$1,520,000

As of July 21, 2016 this office has identified 76 cases of juveniles whose cases may need resentencing. The due process costs for each case will need to be determined, but could fall in a range between \$10,000 and \$20,000 per case. Based on the number of cases, the approximate calculated costs are 76 x \$20,000 = \$1,520,000.

Public Defender, 11th Judicial Circuit - United States Supreme Court Graham and Miller Mandate - Juvenile Mitigation and Sentencing Advocacy. \$1.4 Million

This office has identified 70 cases. The due process costs for each case is estimated to be \$20,000. Therefore, this office is requesting \$1,400,000 in additional Due Process funding for Juvenile resentencing cases.

Public Defender, 13th Judicial Circuit - United State Supreme Court Graham and Miller Mandate - Juvenile Mitigation and Sentencing Advocacy. \$495,000

The 13th Circuit Public Defender experienced an increase in our juvenile resentencing felony caseload, which started in 2010 with Graham v. Florida, 560 U.S. 418 (2010), and all circumstances indicate the caseload will grow and our obligations for representation will continue indefinitely based on court decisions in Miller v. Alabama, 132 S.Ct. 2455 (2012); Horsley v. State, 160 So.3d 393 (Fla. 2015); Falcon v. State, 162 So.3d 954 (Fla. 2015); Henry v. State, 160 So.3d 393 (Fla. 2015); Gridine v. State, 175 So.3d 672 (Fla. 2015); Atwell v. State, 20-16 WL 3010795 (Fla. May 26, 2016); Landrum v. State, 2016 WL 3191099 (Fla. June 9, 2016); Kelsey v. State, SC15-2079; and Chapter 2014-220, Laws of Florida. This is new, mandated, unfunded workload.

Resentencing hearings are not pro forma proceedings. They are, essentially, brand new sentencing hearings. Florida law

COL A12	COL A14	COL A15	COL A16	COL A14-A12	
AGY FIN REQ FY 2017-18	AGY AMD REQ FY 2017-18	AGY AMD N/R FY 2017-18	AGY AMD ANZ FY 2017-18	AGY AMD REQ FY 2017-18 OVER(UNDER) AGY FIN REQ FY 2017-18	CODES
POS	AMOUNT	POS	AMOUNT	POS	AMOUNT
JUSTICE ADMINISTRATION					21000000
PGM: JUSTICE ADMIN COMM					21300000
<u>EXECUTIVE DIR/SUPPORT SVCS</u>					21300800
PUBLIC PROTECTION					12
<u>LEGAL REPRESENTATION</u>					<u>1203.00.00.00</u>
ARTICLE V IMPLEMENTATION COSTS					5300000
DUE PROCESS COSTS FOR PUBLIC DEFENDERS					5300200

requires the trial court to look at the following factors in determining the appropriate sentence: 1) the nature and circumstances of the offense; 2) the effect of the crime on the victim's family and community; 3) the defendant's age, maturity, intellectual capacity, and emotional health, 4) the defendant's background; 5) the effect of immaturity, impetuosity, or failure to appreciate risks and consequences on defendant's participation in the offense; 6) the extent of defendant's participation in the offense 7) the effect of familial pressure or peer pressure on the defendant's actions; 8) the nature and extent of defendant's prior criminal history; 9) the effect of characteristics attributable to defendant's youth; and 10) the possibility of rehabilitating the defendant. S.921.1401(2), Fla. Stat. This is true even in those cases where the then-juvenile entered a plea to the charge.

In order to represent these clients adequately, experienced attorneys, investigators, and mitigation specialists must work together to explore the offender's entire life history. Records must be gathered, evaluations must be conducted, interviews of family and friends undertaken, educational materials obtained, and mental health history explored, and interviews with teachers, neighbors, program caseworkers, correctional staff, and other people who may assist in understanding and presenting the client's life story must be performed thoroughly to present information the court must consider in the re-sentencing hearings. In addition to the necessary General Revenue funding, there is a need for increased Due Process funding to ensure Public Defenders can develop an attorney/client relationship, make extensive client visits, obtain mental evaluations and testimony by expert witnesses, conduct criminal defense and mitigation investigations, obtain records (corrections, mental health, school, medical), and obtain transcripts of prior hearings. The 13th Circuit Public Defender's Office currently has 12 active mandatory resentencing cases, 4 cases where the hearing resentencing was completed and the sentence is currently on appeal, and up to 50 cases anticipated upon the final decisions in Atwell, Landrum, and Kelsey. Based on the hearings conducted thus far in the 13th Circuit, we estimate a need of \$7,500 for each case. Calculations: 66 x \$7,500 = \$495,000

Public Defender, 13th Circuit Involuntary Admission to Residential Services Pursuant to Section 393.11. Florida Statutes - \$130,000

Section 393.11, Fla. Stat., authorizes commitment to the Agency for Persons with Disabilities for involuntary admission of persons with intellectual disabilities and autism that require residential services. The Florida Legislature, in 2016, amended the statute to create a requirement that a placement resulting from an involuntary admission to residential services must be reviewed by the court at a hearing annually, unless a shorter review period is ordered. s. 393.11(14)(b), Fla. Stat. Public Defenders are often the attorneys of record for these cases in accordance with s.27.51(1)(d), and are required to be noticed by the Agency of any review hearing. This is new, mandated workload created by a new statutory section for which Public Defenders received no new funding.

The 13th Circuit Public Defender has identified 65 individuals who have been involuntarily placed under s.393.11 or s.393.11 and 916.393. The annual reviews under new statute 393.11(14) are a new type of hearing the 13th Circuit Public

COL A12	COL A14	COL A15	COL A16	COL A14-A12	
AGY FIN REQ FY 2017-18 POS AMOUNT	AGY AMD REQ FY 2017-18 POS AMOUNT	AGY AMD N/R FY 2017-18 POS AMOUNT	AGY AMD ANZ FY 2017-18 POS AMOUNT	AGY AMD REQ FY 2017-18 OVER(UNDER) AGY FIN REQ FY 2017-18 POS AMOUNT	CODES
JUSTICE ADMINISTRATION					21000000
PGM: JUSTICE ADMIN COMM					21300000
<u>EXECUTIVE DIR/SUPPORT SVCS</u>					21300800
PUBLIC PROTECTION					12
<u>LEGAL REPRESENTATION</u>					<u>1203.00.00.00</u>
ARTICLE V IMPLEMENTATION COSTS					5300000
DUE PROCESS COSTS FOR PUBLIC DEFENDERS					5300200

Defender's office has not been appointed to handle in the past. Assistant public defenders must meet with the client, explore the client's history, and obtain independent medical examinations. Based on the recommendations of the Agency and the findings of defense experts, attorneys may have to argue for less restrictive placement or a similar change in circumstances. In the 13th Circuit, almost all of the cases pre-date electronic filing and most of the case files have been destroyed by the Clerk of Court in accordance with the destruction schedule at the time. Complete histories will have to be recreated and new client/attorney relationships will have to be formed. Depending on the jurisdiction of the case, the status of the client, and the decisions of the Agency, these hearings may be held in counties other than Hillsborough. Attorneys will have to travel, as video conferences and video hearings will likely not be appropriate in many of these cases due to the vulnerability of this population.

We are asking for 1 assistant public defender to handle the 393.11(14) annual reviews as this is new, mandated, unfunded workload. Assistant public defenders will need to travel to the county where the client resides to conduct the hearing, which will require additional due process funding to cover costs associated with case-related travel, per diem, lodging, and confidential evaluation. Calculations 65 cases x \$2,000 = \$130,000

Public Defender, 14th Judicial Circuit - United States Supreme Court Graham and Miller Mandate - Juvenile Mitigation and Sentencing Advocacy. approx. \$225,000

As of July 21, 2016 this office has identified 9 cases of juveniles whose cases will need resentencing. The due process costs for each case will need to be determined, but could fall in a range between \$10,000 and \$25,000 per case. Based on the number of cases, the calculated costs are 9 x \$25,000 = \$225,000.

Public Defender, 17th Judicial Circuit - United States Supreme Court Graham and Miller Mandate - Juvenile Mitigation and Sentencing Advocacy.

There is a need for increased Due Process funding to ensure Public Defenders can re-develop an attorney/client relationship, make extensive client visits, obtain mental evaluations and testimony by expert witnesses, conduct criminal defense and mitigation investigations, obtain records (corrections, mental health, school, medical), and obtain transcripts of prior hearings. The 17th Circuit has identified approximately 400 individuals entitled to immediate action.

Public Defender, 20th Circuit Involuntary Admission to Residential Services Pursuant to Section 393.11. Florida Statutes - \$104,000

Section 393.11, Fla. Stat., authorizes commitment to the Agency for Persons with Disabilities for involuntary admission of persons with intellectual disabilities and autism that require residential services. In 2016, the Florida Legislature

COL A12		COL A14		COL A15		COL A16		COL A14-A12		CODES
AGY FIN REQ FY 2017-18	POS	AGY AMD REQ FY 2017-18	POS	AGY AMD N/R FY 2017-18	POS	AGY AMD ANZ FY 2017-18	POS	AGY AMD REQ FY 2017-18 OVER(UNDER)	AGY FIN REQ FY 2017-18	
AMOUNT		AMOUNT		AMOUNT		AMOUNT		AMOUNT	AMOUNT	
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 DUE PROCESS COSTS FOR PUBLIC
 DEFENDERS

amended the statute to create a requirement that a placement resulting from an involuntary admission to residential services must be reviewed by the court at a hearing annually, unless a shorter review period is ordered. s. 393.11(14)(b), Fla. Stat. Public Defenders are often the attorneys of record for these cases in accordance with s.27.51(1)(d), and are required to be noticed by the Agency of any review hearing. This is a new, mandated workload created by a new statutory section for which Public Defenders received no new funding. The 20th Circuit Public Defender has identified 52 individuals who have been involuntary placed under s.393.11 or s.393.11 and 916.393. The annual reviews under new statute 393.11(14) are a new type of hearing that the 20th Circuit Public Defender's office has not been appointed to handle in the past. Assistant Public Defenders must meet with the client, explore the client's history, and obtain independent medical examinations. Based on the recommendations of the Agency and the findings of defense experts, attorneys may have to argue for less-restrictive placement or continued treatment as previously ordered. In the 20th Circuit, almost all of the cases pre-date electronic filing and most of the case files have been destroyed by the Clerk of Court in accordance with the destruction schedule at the time. Complete histories will have to be recreated and new client/attorney relationships will have to be formed. This will necessitate travel, both for visits to the clients in their group homes and to attend the annual hearings. Depending on the jurisdiction of the case, the status of the client, and the decisions of the Agency, these hearings may be held in counties outside our circuit. Even within our circuit, we are the largest geographically with a combined land mass of 5,422 square miles, and the increased travel creates a logistical and financial strain. Video conferences and video hearings will likely not be appropriate in many of these cases due to the vulnerability of this population. Assistant Public Defenders will need to travel to the county where the client resides to conduct the hearing. The 20th Circuit Public Defender is requesting additional Due Process funding to cover costs associated with case-related travel, per diem, lodging, and confidential evaluation. Calculations: 52 cases x \$2,000 = \$104,000

Public Defender, 20th Judicial Circuit - United State Supreme Court Graham and Miller Mandate - Juvenile Mitigation and Sentencing Advocacy. \$270,000

Recent landmark decisions by the U.S. and Florida Supreme Courts have greatly affected the past, current, and future sentencing of juveniles and all aspects of representing a juvenile client in adult court as a result of expansion by the Florida Supreme Court to the decisions by the United States Supreme Court in Graham v. Florida, 560 U.S. 418 (2010), and Miller v. Alabama, 132 S.Ct. 2455 (2012). As a result, the Public Defender of the 20th Judicial Circuit has experienced a substantial increase in its juvenile resentencing caseload.

The sentence review hearings required are a necessary and continuing obligation for clients once resentenced under the current statute, and for all juveniles sentenced as adults from this point forward. Florida law now requires the trial court look at numerous factors in determining an appropriate sentence, including but not limited to: defendant's age, maturity, intellectual capacity, emotional health, effect of familial or peer pressure on defendant's actions,

	COL A12	COL A14	COL A15	COL A16	COL A14-A12	
	AGY FIN REQ FY 2017-18	AGY AMD REQ FY 2017-18	AGY AMD N/R FY 2017-18	AGY AMD ANZ FY 2017-18	AGY AMD REQ FY 2017-18	AGY FIN REQ FY 2017-18
	POS AMOUNT	POS AMOUNT	POS AMOUNT	POS AMOUNT	POS AMOUNT	POS AMOUNT
JUSTICE ADMINISTRATION						21000000
PGM: JUSTICE ADMIN COMM						21300000
EXECUTIVE DIR/SUPPORT SVCS						21300800
GOV OPERATIONS/SUPPORT						16
EXEC LEADERSHIP/SUPPRT SVC						1602.00.00.00
WORKLOAD						3000000
PUBLIC RECORDS REQUEST WORKLOAD						3009700
SALARY RATE						000000
SALARY RATE.....	34,512	34,512				
=====						
SALARIES AND BENEFITS						010000
GENERAL REVENUE FUND -STATE	1.00 51,937	1.00 51,937				1000 1
=====						
EXPENSES						040000
GENERAL REVENUE FUND -STATE	2,098	2,098	1,043			1000 1
=====						
SPECIAL CATEGORIES						100000
TR/DMS/HR SVCS/STW CONTRCT						107040
GENERAL REVENUE FUND -STATE	241	241				1000 1
=====						
TOTAL: PUBLIC RECORDS REQUEST WORKLOAD						3009700
TOTAL POSITIONS.....	1.00	1.00				
TOTAL ISSUE.....	54,276	54,276	1,043			
TOTAL SALARY RATE.....	34,512	34,512				
=====						

AGENCY ISSUE NARRATIVE:

2017-2018 BUDGET YEAR NARRATIVE:

IT COMPONENT? NO

Issue Title: Public Records Request Workload

The Justice Administrative Commission (JAC) serves as a single conduit for 49 agencies providing administrative, budget, accounting, human resources, and financial services; as well as serves as the contracting and paying agent for private court-appointed counsel and related vendors. JAC is the 3rd largest processor of invoices in the state in terms of volume and serves over 10,000 employees. Additionally, JAC prepares a multitude of statutory and other reports on a monthly, quarterly, or annual basis, and many ad hoc reports for the agencies served and other outside requests. Consequently, hundreds of thousands of records are housed within JAC and are maintained in accordance with the state's General Records Retention Schedule.

COL A12	COL A14	COL A15	COL A16	COL A14-A12	CODES
AGY FIN REQ FY 2017-18 POS AMOUNT	AGY AMD REQ FY 2017-18 POS AMOUNT	AGY AMD N/R FY 2017-18 POS AMOUNT	AGY AMD ANZ FY 2017-18 POS AMOUNT	AGY AMD REQ FY 2017-18 OVER(UNDER) AGY FIN REQ FY 2017-18 POS AMOUNT	
JUSTICE ADMINISTRATION					21000000
PGM: JUSTICE ADMIN COMM					21300000
<u>EXECUTIVE DIR/SUPPORT SVCS</u>					21300800
GOV OPERATIONS/SUPPORT					16
EXEC LEADERSHIP/SUPPRT SVC					<u>1602.00.00.00</u>
WORKLOAD					3000000
PUBLIC RECORDS REQUEST WORKLOAD					3009700

Two years ago, the Legislature funded JAC's Public Records Coordinator. The goal of the position was to serve as the JAC's first point of contact for public records requests, as well as to serve as JAC's Records Management Liaison Officer. During the most recent fiscal year (FY), JAC received 465 requests, a 40 percent increase from the prior year. Due to the consistent increase in public records requests, the Coordinator's ability to serve as JAC's Records Management Liaison Officer, to systemically manage JAC's vast amount of financial records in a manner consistent with State law and rules promulgated by the Department of State, has been greatly impacted.

JAC requests one FTE and General Revenue to address this ever-increasing workload issue.

FTE - 1.0
 Salary Rate requested \$34,512
 Salaries and Benefits requested \$51,937
 Expenses requested \$2,098 of which \$1,043 is nonrecurring
 HR Outsourcing requested \$241

Issue Total: \$54,276

Note: Recurring Expenses Package includes: printing and reproduction \$121, repairs & maintenance \$121, office supplies \$385, software & training \$428

Non-recurring Expenses Package: software & training \$423, Executive Chair \$620

 POSITION DETAIL OF SALARIES AND BENEFITS:

	FTE	BASE RATE	ADDITIVES	BENEFITS	SUBTOTAL	LAPSE %	LAPSED SALARIES AND BENEFITS
A12 - AGY FIN REQ FY 2017-18							
NEW POSITIONS							
1703 MANAGEMENT REVIEW ANALYST							
J0002 001	1.00	34,512		17,425	51,937	0.00	51,937

COL A12		COL A14		COL A15		COL A16		COL A14-A12		CODES
AGY FIN REQ FY 2017-18	POS AMOUNT	AGY AMD REQ FY 2017-18	POS AMOUNT	AGY AMD N/R FY 2017-18	POS AMOUNT	AGY AMD ANZ FY 2017-18	POS AMOUNT	AGY AMD REQ FY 2017-18 OVER(UNDER)	AGY FIN REQ FY 2017-18	

JUSTICE ADMINISTRATION										21000000
PGM: JUSTICE ADMIN COMM										21300000
<u>EXECUTIVE DIR/SUPPORT SVCS</u>										21300800
GOV OPERATIONS/SUPPORT										16
<u>EXEC LEADERSHIP/SUPPRT SVC</u>										<u>1602.00.00.00</u>
WORKLOAD										3000000
PUBLIC RECORDS REQUEST WORKLOAD										3009700

POSITION DETAIL OF SALARIES AND BENEFITS:

FTE	BASE RATE	ADDITIVES	BENEFITS	SUBTOTAL	LAPSE %	LAPSED SALARIES AND BENEFITS
A12 - AGY FIN REQ FY 2017-18						
NEW POSITIONS						
TOTALS FOR ISSUE BY FUND						
1000 GENERAL REVENUE FUND						
1.00	34,512		17,425	51,937		51,937
=====	=====	=====	=====	=====	=====	=====

A14 - AGY AMD REQ FY 2017-18

NEW POSITIONS

1703 MANAGEMENT REVIEW ANALYST
 J0002 001

1.00	34,512		17,425	51,937	0.00	51,937
-----	-----	-----	-----	-----	-----	-----

TOTALS FOR ISSUE BY FUND
 1000 GENERAL REVENUE FUND

1.00	34,512		17,425	51,937		51,937
=====	=====	=====	=====	=====	=====	=====

COL A12		COL A14		COL A15		COL A16		COL A14-A12		CODES
AGY FIN REQ FY 2017-18 POS	AMOUNT	AGY AMD REQ FY 2017-18 POS	AMOUNT	AGY AMD N/R FY 2017-18 POS	AMOUNT	AGY AMD ANZ FY 2017-18 POS	AMOUNT	AGY AMD REQ FY 2017-18 OVER(UNDER) AGY FIN REQ FY 2017-18 POS	AMOUNT	
JUSTICE ADMINISTRATION										21000000
PGM: JUSTICE ADMIN COMM										21300000
<u>EXECUTIVE DIR/SUPPORT SVCS</u>										21300800
GOV OPERATIONS/SUPPORT										16
<u>EXEC LEADERSHIP/SUPPRT SVC</u>										<u>1602.00.00.00</u>
OTHER PROGRAMS										4200000
FAIR LABOR STANDARDS ACT SALARY										4200A80
IMPACT										010000
SALARIES AND BENEFITS										
GENERAL REVENUE FUND	-STATE	20,000	20,000							1000 1

AGENCY ISSUE NARRATIVE:

2017-2018 BUDGET YEAR NARRATIVE:

IT COMPONENT? NO

Issue Title: Fair Labor Standards Act Salary Impact

The U.S. Department of Labor (DOL) issued a Notice of Proposed Rulemaking regarding Overtime on July 6, 2015. The comment period closed September 4, 2015. The rule was finalized on May 18, 2016, and will become effective December 1, 2016.

In order for a worker to be considered "exempt" from the overtime rules, the employee must meet three tests: 1) the duties test (which has not changed); 2) the salary basis test (meaning the employee receives a predetermined amount of compensation at regular intervals); and 3) the salary threshold test (which has increased to \$47,476.00).

The rule amendments require employers to: 1) either pay non-exempt employees time-and-a-half for overtime work or provide them with compensatory time (employee's choice); 2) raise the annual salary of certain employees (i.e., those who meet the duties and salary basis tests) to \$47,476.00; 3) ensure that employees do not work overtime; or 4) a combination of these options. Please note that specified "white collar" employees (e.g., attorneys) do not have to be paid for working overtime regardless of salary.

The Justice Administrative Commission (JAC) has 46 employees who will transition from exempt to non-exempt, making them eligible for paid overtime at time-and-a-half or compensatory time. Most, if not all, non-exempt employees will choose to be paid for overtime worked. Using the most recent fiscal year as a baseline or typical year, these employees worked a total of 682 hours of overtime. If these hours had been treated as non-exempt overtime hours worked rather than exempt overtime hours worked, it could have resulted in \$19,493.84 in paid overtime or 1,024.13 hours of compensatory hours to be used in the future.

JAC is requesting recurring General Revenue of \$20,000 to address the anticipated fiscal impact of complying with the changes to the Fair Labor Standards Act. No FTE or Salary Rate is requested.

Salaries and Benefits requested \$20,000

COL A12		COL A14		COL A15		COL A16		COL A14-A12		CODES
AGY FIN REQ FY 2017-18	POS AMOUNT	AGY AMD REQ FY 2017-18	POS AMOUNT	AGY AMD N/R FY 2017-18	POS AMOUNT	AGY AMD ANZ FY 2017-18	POS AMOUNT	AGY AMD REQ FY 2017-18 OVER(UNDER)	AGY FIN REQ FY 2017-18	

JUSTICE ADMINISTRATION 21000000
 PGM: JUSTICE ADMIN COMM 21300000
EXECUTIVE DIR/SUPPORT SVCS 21300800
 GOV OPERATIONS/SUPPORT 16
EXEC LEADERSHIP/SUPPRT SVC 1602.00.00.00
 OTHER PROGRAMS 4200000
 FAIR LABOR STANDARDS ACT SALARY
 IMPACT 4200A80

Issue Total \$20,000

POSITION DETAIL OF SALARIES AND BENEFITS:

FTE	BASE RATE	ADDITIVES	BENEFITS	SUBTOTAL	LAPSE %	LAPSED SALARIES AND BENEFITS
A12 - AGY FIN REQ FY 2017-18						
CHANGES TO CURRENTLY AUTHORIZED POSITIONS						
OTHER SALARY AMOUNT						
1000 GENERAL REVENUE FUND						20,000

						20,000
						=====

A14 - AGY AMD REQ FY 2017-18

CHANGES TO CURRENTLY AUTHORIZED POSITIONS						
OTHER SALARY AMOUNT						
1000 GENERAL REVENUE FUND						20,000

						20,000
						=====

COL A12		COL A14		COL A15		COL A16		COL A14-A12		CODES
AGY FIN REQ FY 2017-18	POS	AGY AMD REQ FY 2017-18	POS	AGY AMD N/R FY 2017-18	POS	AGY AMD ANZ FY 2017-18	POS	AGY AMD REQ FY 2017-18 OVER(UNDER)	AGY FIN REQ FY 2017-18	
AMOUNT		AMOUNT		AMOUNT		AMOUNT		AMOUNT	AMOUNT	
										21000000
										21300000
										21300800
										16
										1602.00.00.00
										4200000
										4202A20
										010000
GENERAL REVENUE FUND										
	-STATE	61,165		61,165						1000 1

AGENCY ISSUE NARRATIVE:

2017-2018 BUDGET YEAR NARRATIVE:

IT COMPONENT? NO

Issue Title: Senior Management Designees and Benefits for Justice Administrative Commission (JAC) Staff

Section 121.055(1)(h), F.S., provides Senior Management Service Class retirement for select managerial staff and attorneys within the Justice Administration umbrella, including the Executive Director of the Justice Administrative Commission (JAC). Participation in this retirement class is compulsory for Assistant State Attorneys, Assistant Statewide Prosecutors, Assistant Public Defenders, and Assistant Capital Collateral Regional Counsels. Additionally, managerial employees designated by the State Attorney or Public Defender also receive this benefit. However, JAC's General Counsel, Assistant General Counsels, nor senior managerial staff receive Senior Management Service Class retirement. Similar positions both inside and outside of Justice Administration receive this benefit, and as such, JAC is requesting these benefits for JAC attorneys and one senior manager.

Draft language amending s. 121.055(1)(h), F.S., is included (attached).

No FTE or Salary Rate is requested.
 Salaries and Benefits Requested - \$61,165

Issue Total \$61,165

COL A12		COL A14		COL A15		COL A16		COL A14-A12		CODES
AGY FIN REQ FY 2017-18	POS AMOUNT	AGY AMD REQ FY 2017-18	POS AMOUNT	AGY AMD N/R FY 2017-18	POS AMOUNT	AGY AMD ANZ FY 2017-18	POS AMOUNT	AGY AMD REQ FY 2017-18 OVER(UNDER)	AGY FIN REQ FY 2017-18	

JUSTICE ADMINISTRATION 21000000
 PGM: JUSTICE ADMIN COMM 21300000
EXECUTIVE DIR/SUPPORT SVCS 21300800
 GOV OPERATIONS/SUPPORT 16
EXEC LEADERSHIP/SUPPRT SVC 1602.00.00.00
 OTHER PROGRAMS 4200000
 SENIOR MANAGMENT DESIGNEES AND
 BENEFITS FOR JUSTICE ADMINISTRATIVE
 COMMISSION (JAC) STAFF 4202A20

POSITION DETAIL OF SALARIES AND BENEFITS:

FTE	BASE RATE	ADDITIVES	BENEFITS	SUBTOTAL	LAPSE %	LAPSED SALARIES AND BENEFITS
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A12 - AGY FIN REQ FY 2017-18

CHANGES TO CURRENTLY AUTHORIZED POSITIONS
 OTHER SALARY AMOUNT
 1000 GENERAL REVENUE FUND

61,165

61,165

A14 - AGY AMD REQ FY 2017-18

CHANGES TO CURRENTLY AUTHORIZED POSITIONS
 OTHER SALARY AMOUNT
 1000 GENERAL REVENUE FUND

61,165

61,165

	COL A12	COL A14	COL A15	COL A16	COL A14-A12	
					AGY AMD REQ	
					FY 2017-18	
					OVER(UNDER)	
	AGY FIN REQ	AGY AMD REQ	AGY AMD N/R	AGY AMD ANZ	AGY FIN REQ	
	FY 2017-18	FY 2017-18	FY 2017-18	FY 2017-18	FY 2017-18	
POS	AMOUNT	POS	AMOUNT	POS	AMOUNT	CODES
JUSTICE ADMINISTRATION						21000000
PGM: JUSTICE ADMIN COMM						21300000
<u>EXECUTIVE DIR/SUPPORT SVCS</u>						21300800
GOV OPERATIONS/SUPPORT						16
<u>EXEC LEADERSHIP/SUPPRT SVC</u>						<u>1602.00.00.00</u>
OTHER PROGRAMS						4200000
COMPETITIVE PAY ADJUSTMENT FOR						
JUSTICE ADMINISTRATIVE COMMISSION						
EMPLOYEES						4203A60
SALARY RATE						000000
SALARY RATE.....	195,237	195,237				
=====						
SALARIES AND BENEFITS						010000
GENERAL REVENUE FUND						
-STATE	234,115	234,115				1000 1
=====						
TOTAL: COMPETITIVE PAY ADJUSTMENT FOR						4203A60
JUSTICE ADMINISTRATIVE COMMISSION						
EMPLOYEES						
TOTAL ISSUE.....	234,115	234,115				
TOTAL SALARY RATE.....	195,237	195,237				
=====						

AGENCY ISSUE NARRATIVE:

2017-2018 BUDGET YEAR NARRATIVE:

IT COMPONENT? NO

Issue Title: Competitive Pay Adjustment for Justice Administrative Commission Employees

The Justice Administrative Commission (JAC) which is a sub-component or administrative entity within the Department of Justice Administration, requests a minimum 5% in recurring general revenue funds to provide merit and retention increases for the employees of JAC, effective July 1, 2017. At a minimum, it is requested that JAC employees be included in any general salary increase as may be provided to other state employees.

JAC was founded in 1965 to administratively serve the offices of the State Attorneys and the then newly created Public Defenders. Since that time, JAC's client agencies have expanded to currently serve the offices of Capital Collateral Regional Counsel, Statewide Guardian ad Litem, and the Criminal Conflict and Civil Regional Counsel. In 1998 the citizens of Florida voted for an amendment to Article V of the Florida Constitution to shift some of the costs of the State Court System, State Attorneys, Public Defenders, Court-Appointed Counsel, and the Clerks of Court from the Counties to the State. As a result of that constitutional amendment, beginning July 1, 2004, JAC was assigned the task of contracting with and paying court-appointed attorneys and due process vendors for indigent defendants. This was a function that Florida's 67 counties had previously performed. As a result, JAC grew overnight from 30 to 111 authorized employees on July 1, 2004.

COL A12		COL A14		COL A15		COL A16		COL A14-A12		CODES
AGY FIN REQ FY 2017-18	POS	AGY AMD REQ FY 2017-18	POS	AGY AMD N/R FY 2017-18	POS	AGY AMD ANZ FY 2017-18	POS	AGY AMD REQ FY 2017-18 OVER(UNDER)	AGY FIN REQ FY 2017-18	
AMOUNT		AMOUNT		AMOUNT		AMOUNT		AMOUNT	AMOUNT	
									21000000	
									21300000	
									21300800	
									16	
									1602.00.00.00	
									4200000	
										4203A60

With a high of 120 staff (authorized FTEs and OPS) in FYs 2004-05 through 2007-08, to the current 90 staff (authorized FTEs and OPS), JAC has consistently found ways to get the job done, using staff know-how, technology, and innovation. JAC staff are highly competent in the core functions of Accounting, Budget, Human Resources, Financial Services, and contracting with and paying court-appointed attorneys and due process vendors for indigent clients.

With all of those tasks, JAC is the third largest bill paying agency in the state in terms of volume, and processes over 421,000 financial transactions each year. The staff that JAC relies on to perform these tasks, as well as the necessary staff to support them, are highly trained and very knowledgeable of their clients' needs. JAC staff consistently seeks ways to minimize any potential adverse impact on our clients and stakeholders through the deployment of a five-year Strategic Plan with focused priorities and objectives, the systemic cross-training of our staff, and visionary succession planning.

JAC does not stand still with regard to unique and diverse skill sets. JAC is constantly striving to improve the quality of services that are provided to our clients and stakeholders. Clients are surveyed in order to determine how JAC can be of better service to them. JAC takes pride in training its staff, with an emphasis geared towards management training and software training, to name a few. This training helps to facilitate retention and in some cases reduces high or fluctuating turnover. While JAC staff are high-performers, the existing budget authority does not provide the opportunity or ability to reward high-performing employees through merit increases.

During the past six fiscal years, JAC has experienced an average annual staff turnover of 9.56 percent. This was during the time of the Great Recession and its aftermath, when the job market was very tight. Although in recent years JAC's turnover rate has gone down slightly due to training opportunities and greatly improved staff morale, it is reasonable to anticipate that as the economy continues to improve, the job market will become more competitive. Consequently, JAC Leadership is concerned about the potential for an increase in turnover and loss of key staff who have garnered both a tremendous amount of institutional knowledge and highly valuable skills, but who seek employment elsewhere for higher compensation performing similar duties. Such a loss would significantly and negatively impact our ability to serve our clients, who in turn serve the public.

There is no one approach to measuring turnover. In fact, some companies focus entirely on turnover among top performers with an ultimate goal of restricting the turnover of this highly specialized group to less than five percent. Similarly, due to the nature of JAC's specialized mission and functions, and the nexus between JAC's emphasis on cross-training, succession planning, low number of employees, and high productivity, an ideal overall turnover rate of less than five percent has been established in JAC's comprehensive Strategic Plan.

JAC is requesting additional Salary rate of \$195,237 and recurring general revenue funds within the salaries and benefits

COL A12		COL A14		COL A15		COL A16		COL A14-A12		CODES
AGY FIN REQ FY 2017-18	POS AMOUNT	AGY AMD REQ FY 2017-18	POS AMOUNT	AGY AMD N/R FY 2017-18	POS AMOUNT	AGY AMD ANZ FY 2017-18	POS AMOUNT	AGY AMD REQ FY 2017-18 OVER(UNDER)	AGY FIN REQ FY 2017-18	
JUSTICE ADMINISTRATION										21000000
PGM: JUSTICE ADMIN COMM										21300000
<u>EXECUTIVE DIR/SUPPORT SVCS</u>										21300800
GOV OPERATIONS/SUPPORT										16
<u>EXEC LEADERSHIP/SUPPRT SVC</u>										<u>1602.00.00.00</u>
OTHER PROGRAMS										4200000
COMPETITIVE PAY ADJUSTMENT FOR										
JUSTICE ADMINISTRATIVE COMMISSION										
EMPLOYEES										4203A60

appropriations category of \$234,115 to provide merit increases for JAC staff.

Salary Rate requested \$195,237
 Salaries and Benefits requested \$234,115

Issue Total \$234,115

POSITION DETAIL OF SALARIES AND BENEFITS:

FTE	BASE RATE	ADDITIVES	BENEFITS	SUBTOTAL	LAPSE %	LAPSED SALARIES AND BENEFITS
A12 - AGY FIN REQ FY 2017-18						
CHANGES TO CURRENTLY AUTHORIZED POSITIONS						
RA01 RATE & SALARY ADJ - BENEFITS NO FTE						
J0001 001	0.00	195,237		224,855	0.00	224,855
TOTALS FOR ISSUE BY FUND						
1000 GENERAL REVENUE FUND						
	0.00	195,237		224,855		224,855
OTHER SALARY AMOUNT						
1000 GENERAL REVENUE FUND						
						9,260
						234,115

COL A12		COL A14		COL A15		COL A16		COL A14-A12		CODES
AGY FIN REQ FY 2017-18	POS	AGY AMD REQ FY 2017-18	POS	AGY AMD N/R FY 2017-18	POS	AGY AMD ANZ FY 2017-18	POS	AGY AMD REQ FY 2017-18 OVER(UNDER)	AGY FIN REQ FY 2017-18	
AMOUNT		AMOUNT		AMOUNT		AMOUNT		AMOUNT	AMOUNT	

JUSTICE ADMINISTRATION 21000000
 PGM: JUSTICE ADMIN COMM 21300000
EXECUTIVE DIR/SUPPORT SVCS 21300800
 GOV OPERATIONS/SUPPORT 16
EXEC LEADERSHIP/SUPPRT SVC 1602.00.00.00
 OTHER PROGRAMS 4200000
 COMPETITIVE PAY ADJUSTMENT FOR
 JUSTICE ADMINISTRATIVE COMMISSION
 EMPLOYEES 4203A60

POSITION DETAIL OF SALARIES AND BENEFITS:

FTE	BASE RATE	ADDITIVES	BENEFITS	SUBTOTAL	LAPSE %	LAPSED SALARIES AND BENEFITS
A14 - AGY AMD REQ FY 2017-18						
CHANGES TO CURRENTLY AUTHORIZED POSITIONS						
RA01 RATE & SALARY ADJ - BENEFITS NO FTE						
J0001 001	0.00	195,237		29,618	224,855	0.00 224,855
TOTALS FOR ISSUE BY FUND						
1000 GENERAL REVENUE FUND						
0.00	195,237		29,618	224,855		224,855

OTHER SALARY AMOUNT
 1000 GENERAL REVENUE FUND 9,260
 234,115

 TOTAL: EXEC LEADERSHIP/SUPPRT SVC 1602.00.00.00
 BY FUND TYPE
 GENERAL REVENUE FUND..... 1.00 369,556 1.00 369,556 1,043 1000
 SALARY RATE..... 229,749 229,749

	COL A12	COL A14	COL A15	COL A16	COL A14-A12	
	AGY FIN REQ FY 2017-18	AGY AMD REQ FY 2017-18	AGY AMD N/R FY 2017-18	AGY AMD ANZ FY 2017-18	AGY AMD REQ FY 2017-18	AGY FIN REQ FY 2017-18
	POS	AMOUNT	POS	AMOUNT	POS	AMOUNT
JUSTICE ADMINISTRATION						21000000
PGM: STW/GUARDIAN AD LITEM						21310000
HEALTH AND HUMAN SERVICES						13
SERVICES/MOST VULNERABLE						<u>1304.00.00.00</u>
ADJUSTMENTS TO CURRENT YEAR						
ESTIMATED EXPENDITURES						1600000
REALIGNMENT OF AGENCY SPENDING						
AUTHORITY FOR DATA CENTER BILLING -						
DEDUCT						160E470
DATA PROCESSING SERVICES						210000
NORTHWEST REGIONAL DC						210023
GENERAL REVENUE FUND -STATE	25,000-	25,000-				1000 1

AGENCY ISSUE NARRATIVE:
 2017-2018 BUDGET YEAR NARRATIVE: IT COMPONENT? NO
 GAL is requesting a budget realignment to move \$25,000 from the Northwest Data Center Category (210023) to the Expense Category (040000). Our average monthly data center costs are now only \$25,000 per month so the additional funds in this category can't be spent unless our data center service needs increase. With caseloads increasing across the State, these additional funds are needed in the expense category. This issue will have no fiscal impact.

REALIGNMENT OF AGENCY SPENDING						
AUTHORITY FOR DATA CENTER BILLING -						
ADD						160E480
EXPENSES						040000
GENERAL REVENUE FUND -STATE	25,000	25,000				1000 1

AGENCY ISSUE NARRATIVE:
 2017-2018 BUDGET YEAR NARRATIVE: IT COMPONENT? NO
 GAL is requesting a budget realignment to move \$25,000 from the Northwest Data Center Category (210023) to the Expense Category (040000). Our average monthly data center costs are now only \$25,000 per month so the additional funds in this category can't be spent unless our data center service needs increase. With caseloads increasing across the State, these additional funds are needed in the expense category. This issue will have no fiscal impact.

	COL A12	COL A14	COL A15	COL A16	COL A14-A12	
	AGY FIN REQ	AGY AMD REQ	AGY AMD N/R	AGY AMD ANZ	AGY AMD REQ	
	FY 2017-18	FY 2017-18	FY 2017-18	FY 2017-18	FY 2017-18	
	POS	AMOUNT	POS	AMOUNT	POS	AMOUNT
						CODES
JUSTICE ADMINISTRATION						21000000
PGM: STW/GUARDIAN AD LITEM						21310000
HEALTH AND HUMAN SERVICES						13
SERVICES/MOST VULNERABLE						<u>1304.00.00.00</u>
OTHER PROGRAMS						4200000
ADJUSTMENT TO GRANT AND DONATIONS						
TRUST FUND AUTHORITY						4200270
SALARIES AND BENEFITS						010000
GRANTS AND DONATIONS TF -STATE		9,150			9,150	2339 1
OTHER PERSONAL SERVICES						030000
GRANTS AND DONATIONS TF -STATE		75,000			75,000	2339 1
EXPENSES						040000
GRANTS AND DONATIONS TF -STATE		200,000	150,000		200,000	2339 1
TOTAL: ADJUSTMENT TO GRANT AND DONATIONS						4200270
TRUST FUND AUTHORITY						
TOTAL ISSUE.....		284,150	150,000		284,150	

AGENCY ISSUE NARRATIVE:
 2017-2018 BUDGET YEAR NARRATIVE:

IT COMPONENT? NO

Amended 2017-18 Narrative after February 2, 2017

The Statewide Guardian ad Litem (SWGAL) Office is requesting \$284,150 in additional budget authority to fully support recurring and non-recurring grant activities. The office will not be able to fully utilize all of the grant funds it receives if it does not receive the requested budget authority increases in the Grants and Donations Trust Fund categories. Further, SWGAL has agreements with multiple non-profit organizations and counties who have agreed to reimburse us for the costs of providing OPS staff in a specific circuit or county office. Without the additional budget authority, several of these agreements will have to be terminated because the agency will not have sufficient budget authority to pay for these positions for the entire year. We also require recurring budget authority in the expense category so we can properly charge all expenditures associated with the Department of Children and Families (DCF) Court Improvements Program grant we receive each year in the Grants and Donations Trust Fund.

The SWGAL Office is requesting \$9,150 in Salaries and Benefits, \$75,000 in OPS, and \$200,000 in Expense as follows:

COL A12		COL A14		COL A15		COL A16		COL A14-A12		CODES
AGY FIN REQ FY 2017-18 POS	AMOUNT	AGY AMD REQ FY 2017-18 POS	AMOUNT	AGY AMD N/R FY 2017-18 POS	AMOUNT	AGY AMD ANZ FY 2017-18 POS	AMOUNT	AGY AMD REQ FY 2017-18 POS	AMOUNT	

JUSTICE ADMINISTRATION										21000000
PGM: STW/GUARDIAN AD LITEM										21310000
HEALTH AND HUMAN SERVICES										13
SERVICES/MOST VULNERABLE										<u>1304.00.00.00</u>
OTHER PROGRAMS										4200000
ADJUSTMENT TO GRANT AND DONATIONS										
TRUST FUND AUTHORITY										4200270

Federal Court Appointed Special Advocates (CASA) Grant #10905-16-2016-G1 = \$4,216 in OPS and \$150,000 in Expense (Non-Recurring), for a total of \$154,216.

Federal CASA Grant #10905-15-2015-Y1 = \$9,150 in Salaries and Benefits and \$10,119 in OPS, for a total of \$19,269.
 DCF Court Improvements Program Grant = \$50,000 in Expense (Recurring).

The OPS agreements with Counties and Non-Profits Organizations = \$60,665* as follows:

Speak Up for Kids = \$16,724; Speak Up For Children = \$12,317; Volusia County = \$9,253; Monroe County = \$10,387; Lee County = \$11,985

*All of the current Non-Profit and County OPS agreements are affected by this request.

Summary: This is a new issue. Also reference approved budget amendment EOG# B0183.

POSITION DETAIL OF SALARIES AND BENEFITS:

FTE	BASE RATE	ADDITIVES	BENEFITS	SUBTOTAL	LAPSE %	LAPSED SALARIES AND BENEFITS
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A14 - AGY AMD REQ FY 2017-18

CHANGES TO CURRENTLY AUTHORIZED POSITIONS

OTHER SALARY AMOUNT

2339 GRANTS AND DONATIONS TF

9,150

 9,150
 =====

	COL A12	COL A14	COL A15	COL A16	COL A14-A12	
	AGY FIN REQ	AGY AMD REQ	AGY AMD N/R	AGY AMD ANZ	AGY AMD REQ	
	FY 2017-18	FY 2017-18	FY 2017-18	FY 2017-18	FY 2017-18	
	POS	AMOUNT	POS	AMOUNT	POS	AMOUNT
JUSTICE ADMINISTRATION						21000000
PGM: STW/GUARDIAN AD LITEM						21310000
HEALTH AND HUMAN SERVICES						13
SERVICES/MOST VULNERABLE						<u>1304.00.00.00</u>
OTHER PROGRAMS						4200000
SALARY ADJUSTMENT FOR GUARDIAN AD						
LITEM STAFF						4202A60
SALARY RATE						000000
SALARY RATE.....	2,657,941	2,657,941				
=====						
SALARIES AND BENEFITS						010000
GENERAL REVENUE FUND -STATE	3,061,150	3,061,150				1000 1
=====						
OTHER PERSONAL SERVICES						030000
GENERAL REVENUE FUND -STATE	146,673	146,673				1000 1
=====						
SPECIAL CATEGORIES						100000
G/A-COURT SYSTEM SERVICES						100276
GENERAL REVENUE FUND -STATE	115,341	115,341				1000 1
=====						
CONTRACTED SERVICES						100777
GENERAL REVENUE FUND -STATE	36,750	36,750				1000 1
=====						
TOTAL: SALARY ADJUSTMENT FOR GUARDIAN AD						4202A60
LITEM STAFF						
TOTAL ISSUE.....	3,359,914	3,359,914				
TOTAL SALARY RATE.....	2,657,941	2,657,941				
=====						

AGENCY ISSUE NARRATIVE:

2017-2018 BUDGET YEAR NARRATIVE: IT COMPONENT? NO
 This issue requests \$3,359,914 in recurring General Revenue funding for salary adjustments as well as (Other Personal Services) OPS and contract hourly rate increases to stem high turnover in five mission-critical Guardian ad Litem (GAL) classifications: Child Advocate Manager (class code 8401), Senior Child Advocate Manager (class code 8402), Volunteer Recruiter (class code 8403), Program Attorney (class code 8700), and Senior Program Attorney (class code 8701). These positions advocate for abused and neglected children in dependency court, recruit and supervise volunteer advocates, and

COL A12		COL A14		COL A15		COL A16		COL A14-A12		CODES
AGY FIN REQ FY 2017-18 POS	AMOUNT	AGY AMD REQ FY 2017-18 POS	AMOUNT	AGY AMD N/R FY 2017-18 POS	AMOUNT	AGY AMD ANZ FY 2017-18 POS	AMOUNT	AGY AMD REQ FY 2017-18 POS	AMOUNT	
JUSTICE ADMINISTRATION										21000000
PGM: STW/GUARDIAN AD LITEM										21310000
HEALTH AND HUMAN SERVICES										13
SERVICES/MOST VULNERABLE										<u>1304.00.00.00</u>
OTHER PROGRAMS										4200000
SALARY ADJUSTMENT FOR GUARDIAN AD LITEM STAFF										4202A60

advise dependency court judges on the best interests of child victims.

This issue proposes a \$5,000 annual salary adjustment for employees, OPS and contract providers functioning in classes 8401, 8402, 8403, and 8701, and a \$3,000 adjustment for those functioning in class code 8700. The total cost for this issue includes both the adjustment to the employees' salaries or hourly rate, as well as the other employer-paid contributions associated with federal employment taxes, retirement contributions, and contributions for health and life insurance.

GAL salaries are among the lowest in state government for comparable classifications, according to a 2014 independent study by the consulting firm Five Points Technology, Inc. As other agencies in government and the private sector raised salaries for comparable positions, the Guardian ad Litem pay has remained at low levels, due to a focus on expanding staff to serve rising numbers of dependent children (rather than pay raises). The disparity between GAL compensation and other comparable positions has grown to be significant:

- * GAL Child Advocate Managers make an average of \$31,459 annually, 18% less than the average Community Based Care ("CBC") case manager, who makes \$37,000.
- * GAL Senior Child Advocate Managers, who supervise six or more professional employees, make \$34,716 on average, 7% less than CBC case managers who supervise no staff.
- * GAL Volunteer Recruiters make \$33,753 on average, 9% less than CBC case managers, and 3% less than the national average for similar positions.
- * The average GAL Program Attorney makes \$41,267 compared to their counterpart at DCF who makes \$45,022 - a 10% difference.
- * The average GAL Senior Attorney makes \$46,333 annually, compared to the average DCF counterpart who takes home \$57,706 - a 20% difference.
- * Unlike other attorneys in state government, Guardian ad Litem Attorneys do not receive enhanced health, life and disability benefits, which add about \$3,000 in value to other attorney benefits.
- * Unlike child welfare staff, Guardian ad Litem employees do not qualify for student loan forgiveness under the child welfare training statute in s. 402.404, FS.
- * According to the 7-12-16 People First database, Children's Legal Services Attorneys have 1 Paralegal Specialist for every two attorney positions. GAL has no such support structure for attorneys, making attorney workload even more difficult.

Since 2004, inflation has risen almost 28% and employee contributions toward retirement have risen by 3%. Pay for GAL positions that work directly with children and volunteers has not kept pace with salaries in the Department of Children and Families, CBC lead agencies, or attorneys with similar qualifications and workloads in other government agencies. GALs are parties to the same cases in dependency court and appear in court alongside these better compensated staff. GAL salaries and hourly rates need to be raised to ensure there are knowledgeable, consistent advocates for children in

COL A12		COL A14		COL A15		COL A16		COL A14-A12		CODES
AGY FIN REQ FY 2017-18	POS AMOUNT	AGY AMD REQ FY 2017-18	POS AMOUNT	AGY AMD N/R FY 2017-18	POS AMOUNT	AGY AMD ANZ FY 2017-18	POS AMOUNT	AGY AMD REQ FY 2017-18	AGY FIN REQ FY 2017-18	
JUSTICE ADMINISTRATION										21000000
PGM: STW/GUARDIAN AD LITEM										21310000
HEALTH AND HUMAN SERVICES										13
SERVICES/MOST VULNERABLE										<u>1304.00.00.00</u>
OTHER PROGRAMS										4200000
SALARY ADJUSTMENT FOR GUARDIAN AD LITEM STAFF										4202A60

dependency court.

Historically, the GAL Program has attempted to recruit employees at the minimum salary in order to fill more positions and thereby represent more children in court. However, employee turnover has reached such high levels that this strategy is hurting rather than helping the Program's ability to provide advocacy to the maximum number of children. This high turnover follows in the wake of a 31% increase in the DCF out-of-home care caseload between June 2013 and June 2016 (from 17,591 children to 23,026 children).

Twelve percent of GAL staff surveyed in September 2014 indicated that they were or had been on public assistance during their GAL employment. More than half of these were receiving public assistance at the time of the survey. Exit interviews conducted over the past year indicate that despite their love for the Guardian ad Litem Program and its mission, many employees could not afford to remain and left for better paying jobs.

For FY 15-16, People First data indicate turnover in these classes as follows:

- Child Advocate Manager - 50.3%
- Sr. Child Advocate Manager - 20.9%
- Volunteer Recruiter - 64.5%
- Program Attorney - 61%
- Sr. Program Attorney - 37.8%

The negative effects of high turnover include loss of institutional knowledge, additional duties for remaining staff, rising backlogs and reduced productivity, and high replacement costs for selection, onboarding, training and development of new employees. See Florida TaxWatch Report "When it Costs More to Pay Less," March 2014 (analyzing salaries for assistant state attorneys and assistant public defenders). While these impacts are not unique to GAL, the consequence is different because they affect the abused, abandoned and neglected children the Program represents.

High turnover among GAL staff is a contributing factor in delaying permanency for children, meaning children remain in out-of-home care longer, unable to return home or be adopted. In addition to the delays in permanency, turnover undermines trust between GALs and the abused and neglected children they represent, as well as retention of the Program's volunteer force of more than 10,000 Floridians. When surveyed, a majority of volunteers indicated regular contact with their Child Advocate Manager was very important. Lack of such support was identified as a reason volunteers would leave the Program.

The GAL Program is making efforts to retain its staff and volunteers through employee and family-friendly initiatives that are low or no-cost. Among the many strategies used are:

- * Flexible work schedules
- * Training opportunities through grant funding and Certified Public Manager training

	COL A12	COL A14	COL A15	COL A16	COL A14-A12	
					AGY AMD REQ	
					FY 2017-18	
					OVER(UNDER)	
	AGY FIN REQ	AGY AMD REQ	AGY AMD N/R	AGY AMD ANZ	AGY FIN REQ	
	FY 2017-18	FY 2017-18	FY 2017-18	FY 2017-18	FY 2017-18	
POS	AMOUNT	POS	AMOUNT	POS	AMOUNT	CODES
JUSTICE ADMINISTRATION						21000000
PGM: STW/GUARDIAN AD LITEM						21310000
HEALTH AND HUMAN SERVICES						13
SERVICES/MOST VULNERABLE						<u>1304.00.00.00</u>
OTHER PROGRAMS						4200000
SALARY ADJUSTMENT FOR GUARDIAN AD						
LITEM STAFF						4202A60

- * Promotion from within where possible
- * Mentoring and coaching relationships
- * Rewards and recognition events
- * Telecommuting where feasible

Adjusting salaries for functions experiencing high turnover is a crucial part of the GAL Program's retention effort. Florida TaxWatch makes a conservative estimate that it costs 50% of an employee's annual salary to recruit, replace and train them. This means that conservatively, it cost the GAL Program the equivalent of more than \$2 million in lost productivity to replace employees who left during FY 15-16. Therefore, in addition to being an operationally sound initiative, the salary increases will have a positive long-term effect on state finances. Calculations are based on the following.

CLASS CODE	CLASS TITLE	Current Position FTEs	Projected Cost of Increase
8401	CHILD ADVOCACY MANAGER	306.00	1,764,717
8402	SENIOR CHILD ADVOCACY MANAGER	59.50	343,139
8403	VOLUNTEER RECRUITER	30.50	175,895
8700	PROGRAM ATTORNEY	58.00	200,693
8701	SENIOR PROGRAM ATTORNEY	100.00	576,705
Subtotal		554.00	3,061,150
OTHER COSTS			
	Voices for Children Positions	20.00	115,341
	OPS Positions		
	Child Advocate Manager	16.25	87,466
	Volunteer Recruiter	7.00	37,678
	Volunteer Trainer	1.00	5,383
	Program Attorney	5.00	16,148
	Contract Best Interest Attorney	12.75	36,750

TOTAL PROJECTED COST FOR THIS ISSUE 3,359,914

COL A12		COL A14		COL A15		COL A16		COL A14-A12		CODES
AGY FIN REQ FY 2017-18	AGY AMD REQ FY 2017-18	AGY AMD N/R FY 2017-18	AGY AMD ANZ FY 2017-18	AGY AMD REQ FY 2017-18	AGY FIN REQ FY 2017-18	OVER(UNDER)	AGY FIN REQ FY 2017-18	AGY AMD REQ FY 2017-18		
POS	AMOUNT	POS	AMOUNT	POS	AMOUNT	POS	AMOUNT	POS	AMOUNT	

JUSTICE ADMINISTRATION 21000000
 PGM: STW/GUARDIAN AD LITEM 21310000
 HEALTH AND HUMAN SERVICES 13
 SERVICES/MOST VULNERABLE 1304.00.00.00
 OTHER PROGRAMS 4200000
 SALARY ADJUSTMENT FOR GUARDIAN AD 4202A60
 LITEM STAFF

POSITION DETAIL OF SALARIES AND BENEFITS:

FTE	BASE RATE	ADDITIVES	BENEFITS	SUBTOTAL	LAPSE %	LAPSED SALARIES AND BENEFITS
A12 - AGY FIN REQ FY 2017-18						
CHANGES TO CURRENTLY AUTHORIZED POSITIONS						
RA01 RATE & SALARY ADJ - BENEFITS NO FTE						
N0001 001	0.00	2,657,941	403,209	3,061,150	0.00	3,061,150
TOTALS FOR ISSUE BY FUND						
1000 GENERAL REVENUE FUND						
0.00	2,657,941	403,209	3,061,150	3,061,150		3,061,150

A14 - AGY AMD REQ FY 2017-18

CHANGES TO CURRENTLY AUTHORIZED POSITIONS						
RA01 RATE & SALARY ADJ - BENEFITS NO FTE						
N0001 001	0.00	2,657,941	403,209	3,061,150	0.00	3,061,150
TOTALS FOR ISSUE BY FUND						
1000 GENERAL REVENUE FUND						
0.00	2,657,941	403,209	3,061,150	3,061,150		3,061,150

COL A12		COL A14		COL A15		COL A16		COL A14-A12		CODES
AGY FIN REQ FY 2017-18 POS	AMOUNT	AGY AMD REQ FY 2017-18 POS	AMOUNT	AGY AMD N/R FY 2017-18 POS	AMOUNT	AGY AMD ANZ FY 2017-18 POS	AMOUNT	AGY AMD REQ FY 2017-18 OVER(UNDER) AGY FIN REQ FY 2017-18 POS	AMOUNT	

JUSTICE ADMINISTRATION 21000000
 PGM: STW/GUARDIAN AD LITEM 21310000
 HEALTH AND HUMAN SERVICES 13
 SERVICES/MOST VULNERABLE 1304.00.00.00
 OTHER PROGRAMS 4200000
 REDUCE UNFUNDED POSITIONS 4202300
 SALARIES AND BENEFITS 010000

14.00- 14.00-

AGENCY ISSUE NARRATIVE:

2017-2018 BUDGET YEAR NARRATIVE:

IT COMPONENT? NO

Amended 2017-2018 Narrative after February 2, 2017

The Statewide Guardian ad Litem (GAL) is requesting a reduction in Full Time Equivalent (FTE) without a corresponding reduction in salary rate or Salaries and Benefits budget authority. The reduction of 14 FTEs will leave this office with 726 authorized FTE. These 14 FTE represent positions that GAL is not able to fill due to historical budget reductions.

Summary: this is a new issue.

POSITION DETAIL OF SALARIES AND BENEFITS:

FTE	BASE RATE	ADDITIVES	BENEFITS	SUBTOTAL	LAPSE %	LAPSED SALARIES AND BENEFITS
A14 - AGY AMD REQ FY 2017-18						
CHANGES TO CURRENTLY AUTHORIZED POSITIONS						
P101 PROPOSED CLASS CODE						
	N0001 001	14.00-			0.00	
TOTALS FOR ISSUE BY FUND						
		14.00-				

	COL A12	COL A14	COL A15	COL A16	COL A14-A12	
	AGY FIN REQ	AGY AMD REQ	AGY AMD N/R	AGY AMD ANZ	AGY AMD REQ	
	FY 2017-18	FY 2017-18	FY 2017-18	FY 2017-18	FY 2017-18	
	POS	AMOUNT	POS	AMOUNT	POS	AMOUNT
						CODES
JUSTICE ADMINISTRATION						21000000
STATE ATTORNEYS						21500000
PGM: SA-4TH JUD CIRCUIT						21500400
PUBLIC PROTECTION						12
LEGAL REPRESENTATION						1203.00.00.00
ADJUSTMENTS TO CURRENT YEAR						
ESTIMATED EXPENDITURES						1600000
REAPPROVAL OF PRIOR YEAR BUDGET						
AMENDMENT						1600170
SALARIES AND BENEFITS						010000
GRANTS AND DONATIONS TF -FEDERL	340,994	340,994				2339 3
SPECIAL CATEGORIES						100000
G/A-CONTRACTED SERVICES						100778
GRANTS AND DONATIONS TF -FEDERL	438,311	438,311				2339 3
STATE ATTORNEY OPERATIONS						103225
GRANTS AND DONATIONS TF -FEDERL	17,655	17,655				2339 3
TOTAL: REAPPROVAL OF PRIOR YEAR BUDGET						1600170
AMENDMENT						
TOTAL ISSUE.....	796,960	796,960				

AGENCY ISSUE NARRATIVE:

2017-2018 BUDGET YEAR NARRATIVE:

IT COMPONENT? NO

The State Attorney's Office, Fourth Circuit was awarded a Bureau of Justice Assistance Sexual Assault Kit Initiative Grant (SAKI Grant) on September 10, 2015 in the amount of \$1,968,822. This issue is to reapprove the amount provided in Fiscal Year 2016-17 via budget amendment number ATTY-004-02, B0028 in order to continue the grant into Fiscal Year 2017-18.

The Other Salary Amount (OAD) transaction was used to request Salaries and Benefits budget authority since there was no impact to salary rate or positions. There were no additional positions or salary rate provided in the Fiscal Year 2016-17 budget amendment.

COL A12		COL A14		COL A15		COL A16		COL A14-A12		CODES
AGY FIN REQ FY 2017-18	POS AMOUNT	AGY AMD REQ FY 2017-18	POS AMOUNT	AGY AMD N/R FY 2017-18	POS AMOUNT	AGY AMD ANZ FY 2017-18	POS AMOUNT	AGY AMD REQ FY 2017-18 OVER(UNDER)	AGY FIN REQ FY 2017-18	

JUSTICE ADMINISTRATION 21000000
 STATE ATTORNEYS 21500000
PGM: SA-4TH JUD CIRCUIT 21500400
 PUBLIC PROTECTION 12
LEGAL REPRESENTATION 1203.00.00.00
 ADJUSTMENTS TO CURRENT YEAR
 ESTIMATED EXPENDITURES 1600000
 REAPPROVAL OF PRIOR YEAR BUDGET
 AMENDMENT 1600170

POSITION DETAIL OF SALARIES AND BENEFITS:

FTE	BASE RATE	ADDITIVES	BENEFITS	SUBTOTAL	LAPSE %	LAPSED SALARIES AND BENEFITS
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A12 - AGY FIN REQ FY 2017-18

CHANGES TO CURRENTLY AUTHORIZED POSITIONS
 OTHER SALARY AMOUNT
 2339 GRANTS AND DONATIONS TF

340,994

340,994

A14 - AGY AMD REQ FY 2017-18

CHANGES TO CURRENTLY AUTHORIZED POSITIONS
 OTHER SALARY AMOUNT
 2339 GRANTS AND DONATIONS TF

340,994

340,994

	COL A12	COL A14	COL A15	COL A16	COL A14-A12	
					AGY AMD REQ	
					FY 2017-18	
					OVER(UNDER)	
	AGY FIN REQ	AGY AMD REQ	AGY AMD N/R	AGY AMD ANZ	AGY FIN REQ	
	FY 2017-18	FY 2017-18	FY 2017-18	FY 2017-18	FY 2017-18	
POS	AMOUNT	POS	AMOUNT	POS	AMOUNT	POS
						AMOUNT
						CODES
JUSTICE ADMINISTRATION						21000000
STATE ATTORNEYS						21500000
PGM: SA-4TH JUD CIRCUIT						21500400
PUBLIC PROTECTION						12
LEGAL REPRESENTATION						1203.00.00.00
EQUIPMENT NEEDS						2400000
REPLACEMENT OF MOTOR VEHICLES						2401500
SPECIAL CATEGORIES						100000
ACQUISITION/MOTOR VEHICLES						100021
FORFEIT/INVES SUPPORT TF -STATE	20,000					20,000- 2316 1

AGENCY ISSUE NARRATIVE:

2017-2018 BUDGET YEAR NARRATIVE:

IT COMPONENT? NO

The State Attorney's Office for the Fourth Judicial Circuit is requesting the replacement one vehicle in our fleet. These vehicles have met the mileage replacement on the Florida Department of Management Services Minimum Equipment Replacement Criteria in FY-17. Replacing these vehicles is necessary for safety and financial purposes.

Replacing these vehicles is vital for our circuit's investigations and prosecution.

Asset #	Year	Make/Model	VIN	Actual Mileage 6/30/15	Estimated Mileage 6/30/17
02385	2008	Chevy Impala	2G1WB55K389233070	125,806	135,806

Amended 2017-18 Narrative after February 2, 2017

Summary: this issue has been deleted.

	COL A12	COL A14	COL A15	COL A16	COL A14-A12	
	AGY FIN REQ FY 2017-18	AGY AMD REQ FY 2017-18	AGY AMD N/R FY 2017-18	AGY AMD ANZ FY 2017-18	AGY AMD REQ FY 2017-18 OVER(UNDER) AGY FIN REQ FY 2017-18	CODES
	POS AMOUNT	POS AMOUNT	POS AMOUNT	POS AMOUNT	POS AMOUNT	
JUSTICE ADMINISTRATION						21000000
STATE ATTORNEYS						21500000
PGM: SA-4TH JUD CIRCUIT						21500400
PUBLIC PROTECTION						12
LEGAL REPRESENTATION						1203.00.00.00
WORKLOAD						3000000
STAFFING REQUIREMENTS FOR OFFICE						
REORGANIZATION						3000400
SALARIES AND BENEFITS						010000
GENERAL REVENUE FUND -STATE		1,085,761			1,085,761	1000 1

AGENCY ISSUE NARRATIVE:
 2017-2018 BUDGET YEAR NARRATIVE:

IT COMPONENT? NO

Amended 2017-18 Narrative after February 2, 2017

Conviction Integrity Unit:

The Fourth Judicial Circuit State Attorney's Office is undergoing a substantial reorganization of both its mission and its staffing. The newly elected State Attorney represents the first leadership change in the State Attorney's Office in eight years. One innovation the State Attorney seeks to implement is a Conviction Integrity Unit. The Unit is designed to investigate claims of wrongful convictions and will develop policies designed to reduce future false convictions.

The effectiveness of a Conviction Integrity Unit is couched in the policy changes it implements or causes to be implemented, as well as the number of case reviews performed and exonerations achieved. Appropriate case screening procedures are a critical factor in determining the overall effectiveness of the Unit. Procedures will need to be developed to determine the structure of the Unit relative to the State Attorney's Office administration and other criminal divisions. In order to properly pursue case reviews, the Conviction Integrity Unit must maintain a level of administrative independence from the rest of the State Attorney's Office.

Simultaneously, the Conviction Integrity Unit must also engage the support of others within the office in order to implement policy changes. Challenges to the functioning of the Unit are expected to arise from a significant workload and from cases in which the Unit opts to examine a conviction won by a prosecutor still employed in the State Attorney's Office. Inmates in Florida prisons began contacting the State Attorney's Office after learning about the formation of such a unit prior to the State Attorney's election. As the Unit is developed further its workload is expected to increase.

The Conviction Integrity Unit is expected to be an official avenue by which post-conviction claims of innocence can be investigated and resolved, and the Unit represents a venue in which new prosecutorial approaches can be developed and tested. The Unit will require at least two experienced attorneys to review the legal arguments raised by those seeking review of a criminal conviction. The attorneys are expected to evaluate the cases independent of arguments raised. Defense counsel are expected to be involved at an early stage of the review process and may be invited to present a claim

	COL A12	COL A14	COL A15	COL A16	COL A14-A12	
					AGY AMD REQ	
					FY 2017-18	
					OVER(UNDER)	
	AGY FIN REQ	AGY AMD REQ	AGY AMD N/R	AGY AMD ANZ	AGY FIN REQ	
	FY 2017-18	FY 2017-18	FY 2017-18	FY 2017-18	FY 2017-18	
POS	AMOUNT	POS	AMOUNT	POS	AMOUNT	CODES
JUSTICE ADMINISTRATION						21000000
STATE ATTORNEYS						21500000
<u>PGM: SA-4TH JUD CIRCUIT</u>						21500400
PUBLIC PROTECTION						12
<u>LEGAL REPRESENTATION</u>						<u>1203.00.00.00</u>
WORKLOAD						3000000
STAFFING REQUIREMENTS FOR OFFICE						
REORGANIZATION						3000400

on a client's behalf or present new evidence for consideration. Support from both an investigator and experienced prosecution support specialists will be needed to ensure adherence to procedures and protocols developed for appropriate case screening and evaluation.

Human Rights Division:

Upon taking office in January 2017, the newly elected State Attorney created a Human Rights Division. The Human Rights Division is responsible for handling, among other matters, hate crimes, crimes against the elderly, and human trafficking offenses. The Division will screen cases for violations of Florida Statutes 787.06 (Human Trafficking), 787.07 (Human Smuggling), felony offenses under Chapter 796 (Prostitution), and offenses under Chapter 825 (Abuse, Neglect, and Exploitation of Elderly Persons and Disabled Adults). Additionally, the Division is expected to review cases in which the evidence may support charges for these offenses or in which there is evidence that the commission of any crime evidences prejudice based on the race, color, ancestry, ethnicity, religion, sexual orientation, national origin, homeless status, advanced age, or the mental or physical disability of the victim set forth in sections 775.085 and 775.0863, Florida Statutes.

The Human Rights Division is expected to serve the most vulnerable citizens in the Fourth Judicial Circuit. The victims of the aforementioned crimes are generally at the margins of society. Human Trafficking offenses and Prostitution offenses target vulnerable men and women who may not speak English and who are economically vulnerable. As our population ages, crimes against the elderly will rise. The Human Rights Division is an innovation sought to afford the protections provided by the State Attorney's Office to those most vulnerable in our society who have historically been neglected or overlooked.

The office seeks funding for two experienced assistant state attorneys to handle cases and matters reviewed by the Human Rights Division. The cases are often complex and require the skills and talents of an experienced prosecutor in order to be effectively prosecuted. Human Trafficking investigations may depend upon financial transactions involving money laundering and RICO statutes. Elderly exploitation cases are often founded upon expert medical or scientific evidence. Hate crimes often turn on eyewitness statements or evidence gathered by crowds who witness an incident. The office seeks funding for an investigator, a victim advocate and a prosecution support specialist. All are expected to assist the attorneys assigned to the Human Rights Division in building substantial, meaningful and effective prosecutions.

The Other Salary Amount "OAD" transaction was used to request the Salaries and Benefits without impacting Full Time Equivalent (FTE) or salary rate. The Salaries and Benefits budget is needed to fund 10 of this agency's existing vacant positions as follows:

COL A12		COL A14		COL A15		COL A16		COL A14-A12		CODES
AGY FIN REQ FY 2017-18	POS AMOUNT	AGY AMD REQ FY 2017-18	POS AMOUNT	AGY AMD N/R FY 2017-18	POS AMOUNT	AGY AMD ANZ FY 2017-18	POS AMOUNT	AGY AMD REQ FY 2017-18 OVER(UNDER)	AGY FIN REQ FY 2017-18	
JUSTICE ADMINISTRATION										21000000
STATE ATTORNEYS										21500000
PGM: SA-4TH JUD CIRCUIT										21500400
PUBLIC PROTECTION										12
LEGAL REPRESENTATION										1203.00.00.00
WORKLOAD										3000000
STAFFING REQUIREMENTS FOR OFFICE										
REORGANIZATION										3000400

Four (4) Attorneys at a total salary of 395,000 + Senior Management benefits
 Three (3) Prosecution Support Specialists at a total salary of 210,000 + benefits
 Two (2) Investigators at a total salary of 114,000 + benefits
 One (1) Victim/Witness Counselor at a total salary of 50,000 + benefits

Total Salary = 769,000 + 316,761 benefits = \$1,085,761 Salaries and Benefits requested to fill vacant positions at the level of experience required for these new units.

Summary: this is a new issue.

POSITION DETAIL OF SALARIES AND BENEFITS:

FTE	BASE RATE	ADDITIVES	BENEFITS	SUBTOTAL	LAPSE %	LAPSED SALARIES AND BENEFITS
A14 - AGY AMD REQ FY 2017-18						
CHANGES TO CURRENTLY AUTHORIZED POSITIONS						
OTHER SALARY AMOUNT						
1000 GENERAL REVENUE FUND						1,085,761

						1,085,761
						=====

COL A12		COL A14		COL A15		COL A16		COL A14-A12		CODES
AGY FIN REQ FY 2017-18	POS	AGY AMD REQ FY 2017-18	POS	AGY AMD N/R FY 2017-18	POS	AGY AMD ANZ FY 2017-18	POS	AGY AMD REQ FY 2017-18 OVER(UNDER)	AGY FIN REQ FY 2017-18	
AMOUNT		AMOUNT		AMOUNT		AMOUNT		AMOUNT	AMOUNT	
										21000000
										21500000
										21500400
										12
										<u>1203.00.00.00</u>
										3000000
										3001355
										010000
GENERAL REVENUE FUND	-STATE			318,647				318,647		1000 1

AGENCY ISSUE NARRATIVE:

2017-2018 BUDGET YEAR NARRATIVE:

IT COMPONENT? YES

Amended 2017-18 Narrative after February 2, 2017

The Fourth Judicial Circuit State Attorney's Office is undergoing a substantial reorganization of both its mission and its staffing. The newly elected State Attorney represents the first leadership change in the State Attorney's Office in eight years. Beginning last July the previous administration stopped hiring support staff. After conducting a staffing needs assessment throughout the offices of the three counties the Fourth Judicial Circuit serves, it became apparent the office is understaffed. The office identified 15 positions which could be immediately filled to reduce a burdensome workload placed on other staff in the areas where vacancies were identified. Conservatively, the office is seeking funding to fill only eight of those positions.

Currently, the office has filled approximately 320 positions. More than 40 positions remain vacant with insufficient funding available to fill them. A staff of approximately 200 hundred people support over 100 attorneys in pursuing the mission of the State Attorney's Office. The office is requesting funding for two clerk positions to work in office's Misdemeanor Filing Division and funding for two secretarial positions to work in the office's County Court Division. In FY 2015-16, the office received more than 40,000 misdemeanor referrals. The Misdemeanor Filing Division receives the referrals and generates case files for those referrals. The secretarial staff in County Court helped the County Court attorneys to manage the filed referrals. In FY 2015-2016, there were over 38,000 filed misdemeanor referrals. To function optimally, both units would require funding for six staff members.

The office is requesting funding for two secretarial positions to work in our Juvenile Division and Public Records/ Forfeiture Unit. Requests for public records continue to grow and additional staffing is required to meet the current demand. The office responded to over 1,800 public records requests in 2016. Currently, the office is staffed with one juvenile case manager. Historically, the office has operated with three Juvenile Division case managers. The office seeks funding to hire one additional prosecution support specialist to reduce the workload of its only Juvenile Division case manager.

Finally, the office seeks funding to fill a switchboard operator position in an outlying county. Outlying county offices are generally staffed at a minimum level. Much of the staff is cross-trained. The current receptionist in Nassau County

	COL A12	COL A14	COL A15	COL A16	COL A14-A12	
	AGY FIN REQ	AGY AMD REQ	AGY AMD N/R	AGY AMD ANZ	AGY AMD REQ	
	FY 2017-18	FY 2017-18	FY 2017-18	FY 2017-18	FY 2017-18	
	POS	AMOUNT	POS	AMOUNT	POS	AMOUNT
						CODES
JUSTICE ADMINISTRATION						21000000
STATE ATTORNEYS						21500000
PGM: SA-4TH JUD CIRCUIT						21500400
PUBLIC PROTECTION						12
LEGAL REPRESENTATION						1203.00.00.00
WORKLOAD						3000000
OPERATIONAL SUPPORT FOR THE						
STATE ATTORNEYS						3001355

resigned in October and the position has remained unfilled. The absence of a staff member to field the calls received on a daily basis places an undue burden on the remaining support staff members.

The Other Salary Amount "OAD" transaction was used to request the Salaries and Benefits without impacting Full Time Equivalent (FTE) or salary rate. The Salaries and Benefits budget is needed to fund Eight (8) of this agency's existing vacant positions as follows:

- Four (4) Secretary II at a total salary of 100,000 + benefits
- Two (2) Clerk II at a total salary of 42,000 + benefits
- One (1) Prosecution Support Specialist I at a total salary of 25,000 + benefits
- One (1) Switchboard Operator II at a total salary of 25,000 + benefits

Total Salary = 192,000 + 126,647 benefits = \$318,647 Salaries and Benefits requested to fill vacant positions.

Summary: this is a new issue.

POSITION DETAIL OF SALARIES AND BENEFITS:

	FTE	BASE RATE	ADDITIVES	BENEFITS	SUBTOTAL	LAPSE %	LAPSED SALARIES AND BENEFITS
A14 - AGY AMD REQ FY 2017-18							
CHANGES TO CURRENTLY AUTHORIZED POSITIONS							
OTHER SALARY AMOUNT							
1000 GENERAL REVENUE FUND							318,647

							318,647
							=====

	COL A12	COL A14	COL A15	COL A16	COL A14-A12	
					AGY AMD REQ	
					FY 2017-18	
					OVER(UNDER)	
	AGY FIN REQ	AGY AMD REQ	AGY AMD N/R	AGY AMD ANZ	AGY FIN REQ	
	FY 2017-18	FY 2017-18	FY 2017-18	FY 2017-18	FY 2017-18	
POS	AMOUNT	POS	AMOUNT	POS	AMOUNT	CODES
JUSTICE ADMINISTRATION						21000000
STATE ATTORNEYS						21500000
PGM: SA-4TH JUD CIRCUIT						21500400
PUBLIC PROTECTION						12
LEGAL REPRESENTATION						1203.00.00.00
WORKLOAD						3000000
ENHANCED SALARY INCENTIVE PAYMENTS						3008A10
SPECIAL CATEGORIES						100000
SALARY INCENTIVE PAYMENTS						103290
GENERAL REVENUE FUND -STATE	12,426	12,426				1000 1

AGENCY ISSUE NARRATIVE:
 2017-2018 BUDGET YEAR NARRATIVE:

IT COMPONENT? NO

The State Attorney' Office Fourth Judicial Circuit has added additional investigators over the years and has not received additional salary incentive funding. Since July 1, 1996, the Fourth Judicial Circuit has had an unfunded increase of salary incentive.

Current costs:

Gross salary incentive monthly charge is \$1,985.83 which totals \$23,829.96 per fiscal year; however, our circuit only receives \$11,404 per fiscal year which leaves our circuit at a deficit of \$12,425.96.

PUBLIC RECORDS REQUEST WORKLOAD						3009700
SALARY RATE						000000
SALARY RATE.....	312,000	312,000				
SALARIES AND BENEFITS						010000
GENERAL REVENUE FUND -STATE	8.00 475,442	8.00 475,442				1000 1
SPECIAL CATEGORIES						100000
STATE ATTORNEY OPERATIONS						103225
GENERAL REVENUE FUND -STATE	31,780	31,780	21,118			1000 1

	COL A12	COL A14	COL A15	COL A16	COL A14-A12	
					AGY AMD REQ	
					FY 2017-18	
					OVER(UNDER)	
	AGY FIN REQ	AGY AMD REQ	AGY AMD N/R	AGY AMD ANZ	AGY FIN REQ	
	FY 2017-18	FY 2017-18	FY 2017-18	FY 2017-18	FY 2017-18	
POS	AMOUNT	POS	AMOUNT	POS	AMOUNT	CODES
JUSTICE ADMINISTRATION						21000000
STATE ATTORNEYS						21500000
PGM: SA-4TH JUD CIRCUIT						21500400
PUBLIC PROTECTION						12
LEGAL REPRESENTATION						1203.00.00.00
WORKLOAD						3000000
PUBLIC RECORDS REQUEST WORKLOAD						3009700
TOTAL: PUBLIC RECORDS REQUEST WORKLOAD						3009700
TOTAL POSITIONS.....	8.00	8.00				
TOTAL ISSUE.....	507,222	507,222	21,118			
TOTAL SALARY RATE.....	312,000	312,000				

AGENCY ISSUE NARRATIVE:

2017-2018 BUDGET YEAR NARRATIVE:

IT COMPONENT? NO

Government in the Sunshine is well-intentioned and a necessary obligation of government. Access to public records is central to that obligation; however, there is a cost to providing public records and the cost is increasing. This issue serves to facilitate the State Attorney's desire to be as transparent and responsive to public records requests while not compromising our core mission. This issue provides funding for personnel and operating expenses to effectively and efficiently meet public records demands.

Public records demands are becoming more time consuming and sophisticated. The requests include frequent demands by defense attorneys, demands by families of victims, demands by businesses and research groups seeking records which serve their singular business or research interests. Many businesses simply want to get an upper hand on their competitors. While these efforts have the potential to save money for the taxpayers of Florida, they cost time and money in order to comply. Another notable group seeking public records is prison or jail inmates. Public records requests are significantly higher during election seasons.

While the public is entitled to the records and we want to ensure they receive them, it cannot be overlooked that time spent by attorneys and staff dealing with these demands takes time away for our core mission and impairs our ability to do our part in securing public safety. Furthermore, there is the growing potential for and the real cost of litigation with those who request public records and take exception with the timeliness of a response or as to the content of a response.

Attorney involvement is now necessary to make decisions on legal matters as to redactions, costs and citizen protections under HIPPA. Redaction is becoming a greater workload issue than retrieval of records. Time spent by attorneys and staff responding to public record requests takes time away from The State Attorney's Office core mission of prosecution.

The State Attorney's Office for the Fourth Judicial Circuit is requesting two attorney, three paralegal and three secretary positions to cover the amount of public records requests this office receives. Our circuit responded to 1,966 public records requests in 2013, 1,485 in 2014, 1,422 in 2015, and 1,813 in 2016.

COL A12		COL A14		COL A15		COL A16		COL A14-A12		CODES
AGY FIN REQ FY 2017-18	POS	AGY AMD REQ FY 2017-18	POS	AGY AMD N/R FY 2017-18	POS	AGY AMD ANZ FY 2017-18	POS	AGY AMD REQ FY 2017-18 OVER(UNDER)	AGY FIN REQ FY 2017-18	
AMOUNT		AMOUNT		AMOUNT		AMOUNT		AMOUNT	AMOUNT	

JUSTICE ADMINISTRATION										21000000
STATE ATTORNEYS										21500000
PGM: SA-4TH JUD CIRCUIT										21500400
PUBLIC PROTECTION										12
LEGAL REPRESENTATION										1203.00.00.00
WORKLOAD										3000000
PUBLIC RECORDS REQUEST WORKLOAD										3009700

The State Attorney's Office for the Fourth Judicial Circuit was sued by a public records requester; one claim made by the petitioner was our office took too long to respond to his request. This lawsuit was not successful for The State Attorney's Office. As a result our staffing has increased to four employees in our Public Records Division, so additional positions and funding is needed.

POSITION DETAIL OF SALARIES AND BENEFITS:

	FTE	BASE RATE	ADDITIVES	BENEFITS	SUBTOTAL	LAPSE %	LAPSED SALARIES AND BENEFITS
A12 - AGY FIN REQ FY 2017-18							
NEW POSITIONS							
6111 LEGAL ASSISTANT/SECRETARY I N0003 001	3.00	78,000		48,403	126,403	0.00	126,403
6511 PARALEGAL SPECIALIST I N0002 001	3.00	120,000		54,774	174,774	0.00	174,774
6901 ASSISTANT STATE ATTORNEY-OVER MILLION N0001 001	2.00	114,000		60,265	174,265	0.00	174,265
TOTALS FOR ISSUE BY FUND							
1000 GENERAL REVENUE FUND							475,442
	8.00	312,000		163,442	475,442		475,442

COL A12		COL A14		COL A15		COL A16		COL A14-A12		CODES
AGY FIN REQ FY 2017-18	POS AMOUNT	AGY AMD REQ FY 2017-18	POS AMOUNT	AGY AMD N/R FY 2017-18	POS AMOUNT	AGY AMD ANZ FY 2017-18	POS AMOUNT	AGY AMD REQ FY 2017-18 OVER(UNDER)	AGY FIN REQ FY 2017-18	

JUSTICE ADMINISTRATION										21000000
STATE ATTORNEYS										21500000
PGM: SA-4TH JUD CIRCUIT										21500400
PUBLIC PROTECTION										12
LEGAL REPRESENTATION										1203.00.00.00
WORKLOAD										3000000
PUBLIC RECORDS REQUEST WORKLOAD										3009700

POSITION DETAIL OF SALARIES AND BENEFITS:

	FTE	BASE RATE	ADDITIVES	BENEFITS	SUBTOTAL	LAPSE %	LAPSED SALARIES AND BENEFITS
A14 - AGY AMD REQ FY 2017-18							
NEW POSITIONS							
6111 LEGAL ASSISTANT/SECRETARY I N0003 001	3.00	78,000		48,403	126,403	0.00	126,403
6511 PARALEGAL SPECIALIST I N0002 001	3.00	120,000		54,774	174,774	0.00	174,774
6901 ASSISTANT STATE ATTORNEY-OVER MILLION N0001 001	2.00	114,000		60,265	174,265	0.00	174,265
TOTALS FOR ISSUE BY FUND							
1000 GENERAL REVENUE FUND	8.00	312,000		163,442	475,442		475,442

	COL A12	COL A14	COL A15	COL A16	COL A14-A12	
					AGY AMD REQ	
					FY 2017-18	
					OVER(UNDER)	
	AGY FIN REQ	AGY AMD REQ	AGY AMD N/R	AGY AMD ANZ	AGY FIN REQ	
	FY 2017-18	FY 2017-18	FY 2017-18	FY 2017-18	FY 2017-18	
POS	AMOUNT	POS	AMOUNT	POS	AMOUNT	CODES
JUSTICE ADMINISTRATION						21000000
STATE ATTORNEYS						21500000
PGM: SA-4TH JUD CIRCUIT						21500400
PUBLIC PROTECTION						12
LEGAL REPRESENTATION						1203.00.00.00
FUND SHIFT						3400000
TRANSFER STATE ATTORNEYS REVENUE						
TRUST FUND AUTHORITY TO GENERAL						
REVENUE - ADD						3402960
SPECIAL CATEGORIES						100000
STATE ATTORNEY OPERATIONS						103225
GENERAL REVENUE FUND -STATE	122,632	122,632				1000 1

AGENCY ISSUE NARRATIVE:

2017-2018 BUDGET YEAR NARRATIVE: IT COMPONENT? NO

In January 2009, the State Attorney's Office general revenue was reduced based on a fund shift which projected the collection of over \$9.5 million in traffic fine receipts in the State Attorney Revenue Trust Fund (SARTF). In the past seven years, the traffic fine receipts have only averaged only \$7.7 million. The amount of the original fund shift from General Revenue to the State Attorney Revenue Trust Fund was \$608,794 for the fourth circuit.

The average receipts since FY 2009-2010 for the State Attorney's Office Fourth Judicial Circuit has been \$486,161.51. Therefore, the State Attorney's Office Fourth Judicial Circuit's budget has been reduced on average by \$122,632.

This issue is to request restoration of general revenue authority in the amount of \$122,632.

Actual Article V Traffic Fine Receipts for the fourth circuit:

FY-16	\$423,971.97
FY-15	\$439,449.59
FY-14	\$483,240.00
FY-13	\$510,518.00
FY-12	\$524,378.99
FY-11	\$517,645.00
FY-10	\$503,927.00
AVERAGE	\$486,161.51

Issue 3402970 requests an deduction in State Attorney Revenue Trust Fund authority in the amount of \$122,632.

	COL A12	COL A14	COL A15	COL A16	COL A14-A12	
	AGY FIN REQ	AGY AMD REQ	AGY AMD N/R	AGY AMD ANZ	AGY AMD REQ	
	FY 2017-18	FY 2017-18	FY 2017-18	FY 2017-18	FY 2017-18	
	POS	AMOUNT	POS	AMOUNT	POS	AMOUNT
						CODES
JUSTICE ADMINISTRATION						21000000
STATE ATTORNEYS						21500000
PGM: SA-4TH JUD CIRCUIT						21500400
PUBLIC PROTECTION						12
LEGAL REPRESENTATION						1203.00.00.00
FUND SHIFT						3400000
TRANSFER STATE ATTORNEYS REVENUE						
TRUST FUND AUTHORITY TO GENERAL						
REVENUE - DEDUCT						3402970
SPECIAL CATEGORIES						100000
STATE ATTORNEY OPERATIONS						103225
STATE ATTNYS REVENUE TF -STATE	122,632-	122,632-				2058 1

AGENCY ISSUE NARRATIVE:

2017-2018 BUDGET YEAR NARRATIVE: IT COMPONENT? NO

In January 2009, the State Attorney's Office general revenue was reduced based on a fund shift which projected the collection of over \$9.5 million in traffic fine receipts in the State Attorney Revenue Trust Fund (SARTF). In the past seven years, the traffic fine receipts have only averaged only \$7.7 million. The amount of the original fund shift from General Revenue to the State Attorney Revenue Trust Fund was \$608,794 for the fourth circuit.

The average receipts since FY 2009-2010 for the State Attorney's Office Fourth Judicial Circuit has been \$486,161.51. Therefore, the State Attorney's Office Fourth Judicial Circuit's budget has been reduced on average by \$122,632. This issue is to request restoration of general revenue authority in the amount of \$122,632.

Actual Article V Traffic Fine Receipts for the fourth circuit:

FY-16	\$423,971.97
FY-15	\$439,449.59
FY-14	\$483,240.00
FY-13	\$510,518.00
FY-12	\$524,378.99
FY-11	\$517,645.00
FY-10	\$503,927.00
AVERAGE	\$486,161.51

Issue 3402960 requests an ADD in General Revenue Fund in the amount of \$122,632.

	COL A12	COL A14	COL A15	COL A16	COL A14-A12	
					AGY AMD REQ	
					FY 2017-18	
					OVER(UNDER)	
	AGY FIN REQ	AGY AMD REQ	AGY AMD N/R	AGY AMD ANZ	AGY FIN REQ	
	FY 2017-18	FY 2017-18	FY 2017-18	FY 2017-18	FY 2017-18	
POS	AMOUNT	POS	AMOUNT	POS	AMOUNT	POS
						AMOUNT
						CODES
JUSTICE ADMINISTRATION						21000000
STATE ATTORNEYS						21500000
PGM: SA-4TH JUD CIRCUIT						21500400
PUBLIC PROTECTION						12
LEGAL REPRESENTATION						1203.00.00.00
OTHER PROGRAMS						4200000
FLORIDA BAR DUES						4204020
SPECIAL CATEGORIES						100000
STATE ATTORNEY OPERATIONS						103225
GENERAL REVENUE FUND -STATE	32,330	32,330				1000 1

AGENCY ISSUE NARRATIVE:
 2017-2018 BUDGET YEAR NARRATIVE:

IT COMPONENT? NO

The State Attorney's Office for the Fourth Judicial Circuit is requesting funding for Florida Bar Dues expense. The Florida Legislator has given the authority to pay for Florida Bar Dues; however, we have not received funding to cover this expense.

122 Assistant State Attorneys (ASAs).

Base rate of \$265 x 122 ASAs = \$32,330

TOTAL: LEGAL REPRESENTATION						1203.00.00.00
BY FUND TYPE						
GENERAL REVENUE FUND	674,610	2,079,018		21,118		1,404,408 1000
TRUST FUNDS	694,328	674,328				20,000- 2000
TOTAL POSITIONS.....	8.00	8.00				
TOTAL PROG COMP.....	1,368,938	2,753,346		21,118		1,384,408
TOTAL SALARY RATE.....	312,000	312,000				

	COL A12	COL A14	COL A15	COL A16	COL A14-A12	
					AGY AMD REQ	
					FY 2017-18	
					OVER(UNDER)	
	AGY FIN REQ	AGY AMD REQ	AGY AMD N/R	AGY AMD ANZ	AGY FIN REQ	
	FY 2017-18	FY 2017-18	FY 2017-18	FY 2017-18	FY 2017-18	
POS	AMOUNT	POS	AMOUNT	POS	AMOUNT	CODES
JUSTICE ADMINISTRATION						21000000
STATE ATTORNEYS						21500000
PGM: SA-7TH JUD CIRCUIT						21500700
PUBLIC PROTECTION						12
LEGAL REPRESENTATION						<u>1203.00.00.00</u>
ESTIMATED EXPENDITURES REALIGNMENT						2000000
REALIGNMENT OF ADMINISTRATIVE						
EXPENDITURES - ADD						2000100
SALARIES AND BENEFITS						010000
GENERAL REVENUE FUND -STATE	150,000	150,000				1000 1

AGENCY ISSUE NARRATIVE:
 2017-2018 BUDGET YEAR NARRATIVE:

IT COMPONENT? NO

We have been utilizing the year end transfer process to transfer funds from General Revenue (GR) Operations to GR Salaries as follows:
 2011-12 \$150,000
 2012-13 \$123,000
 2013-14 \$158,000
 2014-15 \$185,570
 2015-16 \$250,000

We wish to realign our budget funds from the GR Operations account into the GR Salaries and Benefits account to begin the budget year rather than transfer the funds at the end. This transfer of funds is needed to support our authorized rate, authority and Full-Time Equivalent (FTEs).

Reference issue code # 2000200 for the amount to deduct.

COL A12		COL A14		COL A15		COL A16		COL A14-A12		CODES
AGY FIN REQ FY 2017-18	POS AMOUNT	AGY AMD REQ FY 2017-18	POS AMOUNT	AGY AMD N/R FY 2017-18	POS AMOUNT	AGY AMD ANZ FY 2017-18	POS AMOUNT	AGY AMD REQ FY 2017-18 OVER(UNDER)	AGY FIN REQ FY 2017-18	

JUSTICE ADMINISTRATION										21000000
STATE ATTORNEYS										21500000
PGM: SA-7TH JUD CIRCUIT										21500700
PUBLIC PROTECTION										12
LEGAL REPRESENTATION										1203.00.00.00
ESTIMATED EXPENDITURES REALIGNMENT										2000000
REALIGNMENT OF ADMINISTRATIVE EXPENDITURES - ADD										2000100

POSITION DETAIL OF SALARIES AND BENEFITS:

FTE	BASE RATE	ADDITIVES	BENEFITS	SUBTOTAL	LAPSE %	LAPSED SALARIES AND BENEFITS
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A12 - AGY FIN REQ FY 2017-18

CHANGES TO CURRENTLY AUTHORIZED POSITIONS
 OTHER SALARY AMOUNT
 1000 GENERAL REVENUE FUND

150,000

 150,000
 =====

A14 - AGY AMD REQ FY 2017-18

CHANGES TO CURRENTLY AUTHORIZED POSITIONS
 OTHER SALARY AMOUNT
 1000 GENERAL REVENUE FUND

150,000

 150,000
 =====

	COL A12	COL A14	COL A15	COL A16	COL A14-A12	
					AGY AMD REQ	
					FY 2017-18	
					OVER(UNDER)	
	AGY FIN REQ	AGY AMD REQ	AGY AMD N/R	AGY AMD ANZ	AGY FIN REQ	
	FY 2017-18	FY 2017-18	FY 2017-18	FY 2017-18	FY 2017-18	
POS	AMOUNT	POS	AMOUNT	POS	AMOUNT	CODES
JUSTICE ADMINISTRATION						21000000
STATE ATTORNEYS						21500000
PGM: SA-7TH JUD CIRCUIT						21500700
PUBLIC PROTECTION						12
LEGAL REPRESENTATION						1203.00.00.00
ESTIMATED EXPENDITURES REALIGNMENT						2000000
REALIGNMENT OF ADMINISTRATIVE						
EXPENDITURES - DEDUCT						2000200
SPECIAL CATEGORIES						100000
STATE ATTORNEY OPERATIONS						103225
GENERAL REVENUE FUND -STATE	150,000-	150,000-				1000 1

AGENCY ISSUE NARRATIVE:

2017-2018 BUDGET YEAR NARRATIVE: IT COMPONENT? NO

We have been utilizing the year end transfer process to transfer funds from General Revenue (GR) Operations to GR Salaries as follows:
 2011-12 \$150,000
 2012-13 \$123,000
 2013-14 \$158,000
 2014-15 \$185,570
 2015-16 \$250,000

We wish to realign our budget funds from the GR Operations account into the GR Salaries and Benefits account to begin the budget year rather than transfer the funds at the end. This transfer of funds is needed to support our authorized rate, authority and Full-Time Equivalent (FTEs).

Reference issue code # 2000100 for the amount to add.

	COL A12	COL A14	COL A15	COL A16	COL A14-A12	
	AGY FIN REQ	AGY AMD REQ	AGY AMD N/R	AGY AMD ANZ	AGY AMD REQ	
	FY 2017-18	FY 2017-18	FY 2017-18	FY 2017-18	FY 2017-18	
	POS	AMOUNT	POS	AMOUNT	POS	AMOUNT
						CODES
JUSTICE ADMINISTRATION						21000000
STATE ATTORNEYS						21500000
PGM: SA-7TH JUD CIRCUIT						21500700
PUBLIC PROTECTION						12
LEGAL REPRESENTATION						1203.00.00.00
EQUIPMENT NEEDS						2400000
REPLACEMENT OF MOTOR VEHICLES						2401500
SPECIAL CATEGORIES						100000
ACQUISITION/MOTOR VEHICLES						100021
STATE ATTNYS REVENUE TF -STATE	144,000	144,000	144,000			2058 1

AGENCY ISSUE NARRATIVE:
 2017-2018 BUDGET YEAR NARRATIVE:

IT COMPONENT? NO

The following vehicles meet the Minimum Replacement Criteria set by the Florida Department of Management Services and qualify for replacement with the FY 17/18 budget year. Each vehicle has mileage in excess of 120,000 miles as set forth below, and has a Replacement Eligibility Factor of 999, qualifying for a "Dropdead Value". These vehicles are necessary in the performance of our critical mission. Vehicles are used to respond to violent crime scenes on a 24/7 basis. Homicide scenes are often located in remote, inaccessible areas, often at night requiring our investigators and assistant state attorneys to be capable of responding to these locations preloaded with the necessary equipment and supplies to conduct investigations in conjunction with local law enforcement. The immediate response is critical to a successful investigation and prosecution of serious criminal acts of murder, sexual battery and other violent crimes. Vehicles are also used in preparing cases locating and transporting evidence and witnesses.
 Link to Agency Activities: Felony, Misdemeanor and Juvenile investigations and prosecutions.

YEAR	MAKE/MODEL	VEHICLE ID# (VIN)	REPLACEMENT ELIGIBILITY FACTOR	MILEAGE
2006	GMC/Yukon	1GKEC13V6R158893	999	137,564
2008	Ford/ Crown Victoria	2FAFP71V08X112650	999	177,945
2008	Chevy/Impala	2G1WB58K381205425	999	150,769
2007	Chevy/Impala	2G1WB55KX79397513	999	151,350
2007	Chevy/Impala	2G1WB55K979262801	999	129,491

	COL A12	COL A14	COL A15	COL A16	COL A14-A12	
	AGY FIN REQ	AGY AMD REQ	AGY AMD N/R	AGY AMD ANZ	AGY AMD REQ	
	FY 2017-18	FY 2017-18	FY 2017-18	FY 2017-18	FY 2017-18	
	POS	AMOUNT	POS	AMOUNT	POS	AMOUNT
JUSTICE ADMINISTRATION						21000000
STATE ATTORNEYS						21500000
PGM: SA-7TH JUD CIRCUIT						21500700
PUBLIC PROTECTION						12
LEGAL REPRESENTATION						1203.00.00.00
WORKLOAD						3000000
STAFFING ADJUSTMENTS FOR WORKLOAD AND INCREASED JUDGESHIPS						3001060
SALARY RATE						000000
SALARY RATE.....	297,521	297,521				
SALARIES AND BENEFITS						010000
GENERAL REVENUE FUND -STATE	8.00 477,320	8.00 477,320				1000 1
SPECIAL CATEGORIES						100000
STATE ATTORNEY OPERATIONS						103225
GENERAL REVENUE FUND -STATE	33,180	33,180	23,895			1000 1
TOTAL: STAFFING ADJUSTMENTS FOR WORKLOAD AND INCREASED JUDGESHIPS						3001060
TOTAL POSITIONS.....	8.00	8.00				
TOTAL ISSUE.....	510,500	510,500	23,895			
TOTAL SALARY RATE.....	297,521	297,521				

AGENCY ISSUE NARRATIVE:
 2017-2018 BUDGET YEAR NARRATIVE:

IT COMPONENT? NO

In the event new Criminal Divisions were to be created within the Seventh Circuit during the budget year, it would be necessary to fund new positions for this office to provide staff for the new divisions. This request reflects the resources necessary to staff one newly created Judgeship/ Criminal Division based on FPAA and NDAA staffing models, along with our own experience within this circuit. The staffing increase would need to be repeated for each additional Judgeship/ Criminal Division created within the Seventh Judicial Circuit. Operating budget authority will be needed to establish these positions per Standard #3.

Link to Agency Activities: Felony, Misdemeanor, and Juvenile prosecutions and investigations.

COL A12		COL A14		COL A15		COL A16		COL A14-A12		CODES
AGY FIN REQ FY 2017-18	POS AMOUNT	AGY AMD REQ FY 2017-18	POS AMOUNT	AGY AMD N/R FY 2017-18	POS AMOUNT	AGY AMD ANZ FY 2017-18	POS AMOUNT	AGY AMD REQ FY 2017-18 OVER(UNDER)	AGY FIN REQ FY 2017-18	

JUSTICE ADMINISTRATION										21000000
STATE ATTORNEYS										21500000
PGM: SA-7TH JUD CIRCUIT										21500700
PUBLIC PROTECTION										12
LEGAL REPRESENTATION										1203.00.00.00
WORKLOAD										3000000
STAFFING ADJUSTMENTS FOR WORKLOAD AND INCREASED JUDGESHIPS										3001060

POSITION DETAIL OF SALARIES AND BENEFITS:

	FTE	BASE RATE	ADDITIVES	BENEFITS	SUBTOTAL	LAPSE %	LAPSED SALARIES AND BENEFITS
A12 - AGY FIN REQ FY 2017-18							
NEW POSITIONS							
6112 LEGAL ASSISTANT/SECRETARY II N0002 001	2.00	52,758		32,383	85,141	0.00	85,141
6561 WITNESS COORDINATOR I N0003 001	1.00	20,614		15,317	35,931	0.00	35,931
6665 INVESTIGATOR V N0004 001	1.00	67,809		32,681	100,490	0.00	100,490
6901 ASSISTANT STATE ATTORNEY-OVER MILLION N0001 001	4.00	156,340		99,418	255,758	0.00	255,758
TOTALS FOR ISSUE BY FUND							
1000 GENERAL REVENUE FUND	8.00	297,521		179,799	477,320		477,320

A14 - AGY AMD REQ FY 2017-18

NEW POSITIONS							
6112 LEGAL ASSISTANT/SECRETARY II N0002 001	2.00	52,758		32,383	85,141	0.00	85,141
6561 WITNESS COORDINATOR I N0003 001	1.00	20,614		15,317	35,931	0.00	35,931
6665 INVESTIGATOR V N0004 001	1.00	67,809		32,681	100,490	0.00	100,490

COL A12		COL A14		COL A15		COL A16		COL A14-A12		CODES
AGY FIN REQ FY 2017-18	POS	AGY AMD REQ FY 2017-18	POS	AGY AMD N/R FY 2017-18	POS	AGY AMD ANZ FY 2017-18	POS	AGY AMD REQ FY 2017-18 OVER(UNDER)	AGY FIN REQ FY 2017-18	
AMOUNT		AMOUNT		AMOUNT		AMOUNT		AMOUNT	AMOUNT	

JUSTICE ADMINISTRATION 21000000
 STATE ATTORNEYS 21500000
 PGM: SA-7TH JUD CIRCUIT 21500700
 PUBLIC PROTECTION 12
 LEGAL REPRESENTATION 1203.00.00.00
 WORKLOAD 3000000
 STAFFING ADJUSTMENTS FOR WORKLOAD
 AND INCREASED JUDGESHIPS 3001060

POSITION DETAIL OF SALARIES AND BENEFITS:

FTE	BASE RATE	ADDITIVES	BENEFITS	SUBTOTAL	LAPSE %	LAPSED SALARIES AND BENEFITS
A14 - AGY AMD REQ FY 2017-18						
NEW POSITIONS						
6901 ASSISTANT STATE ATTORNEY-OVER MILLION N0001 001	4.00	156,340	99,418	255,758	0.00	255,758
TOTALS FOR ISSUE BY FUND						
1000 GENERAL REVENUE FUND	8.00	297,521	179,799	477,320		477,320

ENHANCED SALARY INCENTIVE PAYMENTS 3008A10
 SPECIAL CATEGORIES 100000
 SALARY INCENTIVE PAYMENTS 103290

GENERAL REVENUE FUND -STATE 27,298 2,081 25,217- 1000 1

AGENCY ISSUE NARRATIVE:

2017-2018 BUDGET YEAR NARRATIVE: IT COMPONENT? NO

F.S. 943.22 requires that a basic salary incentive be paid to any law enforcement officer meeting the criteria set forth within said statute. The State Attorney Investigators employed by this office are sworn law enforcement officers and meet all of the criteria set forth within F.S. 943.22. This office does not receive sufficient General Revenue funding to meet the salary obligation imposed by F.S. 943.22 in the amount of \$27,298. If an agency is continually forced to pay the

COL A12		COL A14		COL A15		COL A16		COL A14-A12		CODES
AGY FIN REQ FY 2017-18 POS	AMOUNT	AGY AMD REQ FY 2017-18 POS	AMOUNT	AGY AMD N/R FY 2017-18 POS	AMOUNT	AGY AMD ANZ FY 2017-18 POS	AMOUNT	AGY AMD REQ FY 2017-18 POS	AMOUNT	
JUSTICE ADMINISTRATION										21000000
STATE ATTORNEYS										21500000
<u>PGM: SA-7TH JUD CIRCUIT</u>										21500700
PUBLIC PROTECTION										12
<u>LEGAL REPRESENTATION</u>										<u>1203.00.00.00</u>
WORKLOAD										3000000
ENHANCED SALARY INCENTIVE PAYMENTS										3008A10

incentive out of salary dollars the employee would already receive then there is no incentive increase and the statute cannot be complied with.

Link to Agency Activities: Felony, Misdemeanor and Juvenile prosecutions and investigations

Amended 2017-18 Narrative after February 2, 2017

The State Attorney's Office is a law enforcement agency and in the performance of our law enforcement duties we employ approximately 22 sworn law enforcement officers as State Attorney Investigators. They conduct criminal investigations, serve arrest/search warrants, make probable cause arrests, and all other law enforcement activities.

It is imperative that Florida's law enforcement officers be the best educated and highest trained officers in the country to perform the tasks they are assigned. The legislature addressed this in F.S.943.22 wherein salary incentives are set forth. F.S. 943.22(2)a states that a basic salary incentive SHALL be paid to any law enforcement officer who is entitled to such payment under this paragraph which sets forth various training and educational goals.

Our State Attorney Investigators have achieved the training and educational requirements to comply with the requirements of this statute and are entitled to be paid as required by said statute.

Summary: the amount of this request has been reduced by \$25,217. The \$2,081 requested is based on FY 2015-2016 disbursements which are anticipated to be the same for FY 2016-17 and is being used as the estimated disbursements for FY 2017-2018:

FY 2017-2018 Base Budget	=	\$26,094
FY 2017-2018 Estimated Disbursements	=	\$28,175
FY 2017-2018 Amended LBR issue amount	=	\$ 2,081

	COL A12	COL A14	COL A15	COL A16	COL A14-A12	
	AGY FIN REQ	AGY AMD REQ	AGY AMD N/R	AGY AMD ANZ	AGY AMD REQ	
	FY 2017-18	FY 2017-18	FY 2017-18	FY 2017-18	FY 2017-18	
	POS	AMOUNT	POS	AMOUNT	POS	AMOUNT
						CODES
JUSTICE ADMINISTRATION						21000000
STATE ATTORNEYS						21500000
PGM: SA-7TH JUD CIRCUIT						21500700
PUBLIC PROTECTION						12
LEGAL REPRESENTATION						1203.00.00.00
WORKLOAD						3000000
CAREER CRIMINAL PROSECUTION						3009620
SALARY RATE						000000
SALARY RATE.....	473,504	473,504				
=====						
SALARIES AND BENEFITS						010000
GENERAL REVENUE FUND -STATE	8.00 708,347	8.00 708,347				1000 1
=====						
SPECIAL CATEGORIES						100000
STATE ATTORNEY OPERATIONS						103225
GENERAL REVENUE FUND -STATE	24,302	24,302	15,930			1000 1
=====						
TOTAL: CAREER CRIMINAL PROSECUTION						3009620
TOTAL POSITIONS.....	8.00	8.00				
TOTAL ISSUE.....	732,649	732,649	15,930			
TOTAL SALARY RATE.....	473,504	473,504				
=====						

AGENCY ISSUE NARRATIVE:

2017-2018 BUDGET YEAR NARRATIVE: IT COMPONENT? NO

The reduction in Florida's crime rate can in many ways be attributed to the emphasis on the successful prosecution and incarceration of Career Criminals. To sustain the current success and build on it requires an exclusive unit to focus on these repeat offenders when they commit new crime violations. Creating and funding a unit that can focus exclusively on these defendants will further the goals set by the Legislature to make Florida safe for its citizens and visitors. The salaries requested are above the minimum for the class to allow for highly experienced prosecutors, investigators and staff to be assigned to the special Career Criminal Unit. Operations funding is requested per Standard #3.

Link to Agency Activities: Felony investigation and prosecution

COL A12		COL A14		COL A15		COL A16		COL A14-A12		CODES
AGY FIN REQ FY 2017-18	POS AMOUNT	AGY AMD REQ FY 2017-18	POS AMOUNT	AGY AMD N/R FY 2017-18	POS AMOUNT	AGY AMD ANZ FY 2017-18	POS AMOUNT	AGY AMD REQ FY 2017-18 OVER(UNDER)	AGY FIN REQ FY 2017-18	

JUSTICE ADMINISTRATION										21000000
STATE ATTORNEYS										21500000
PGM: SA-7TH JUD CIRCUIT										21500700
PUBLIC PROTECTION										12
LEGAL REPRESENTATION										1203.00.00.00
WORKLOAD										3000000
CAREER CRIMINAL PROSECUTION										3009620

POSITION DETAIL OF SALARIES AND BENEFITS:

FTE	BASE RATE	ADDITIVES	BENEFITS	SUBTOTAL	LAPSE %	LAPSED SALARIES AND BENEFITS
A14 - AGY AMD REQ FY 2017-18						
NEW POSITIONS						
TOTALS FOR ISSUE BY FUND						
1000 GENERAL REVENUE FUND						
8.00	473,504		234,843	708,347		708,347

PUBLIC RECORDS REQUEST WORKLOAD						3009700
SALARY RATE						000000
SALARY RATE.....	192,752	192,752				
SALARIES AND BENEFITS						
GENERAL REVENUE FUND -STATE	4.00	4.00				010000
	293,059	293,059				1000 1
SPECIAL CATEGORIES						
STATE ATTORNEY OPERATIONS						100000
GENERAL REVENUE FUND -STATE	16,356	16,356	10,376			1000 1
TOTAL: PUBLIC RECORDS REQUEST WORKLOAD						
TOTAL POSITIONS.....	4.00	4.00				3009700
TOTAL ISSUE.....	309,415	309,415	10,376			
TOTAL SALARY RATE.....	192,752	192,752				

COL A12		COL A14		COL A15		COL A16		COL A14-A12		CODES
AGY FIN REQ FY 2017-18	POS AMOUNT	AGY AMD REQ FY 2017-18	POS AMOUNT	AGY AMD N/R FY 2017-18	POS AMOUNT	AGY AMD ANZ FY 2017-18	POS AMOUNT	AGY AMD REQ FY 2017-18	AGY FIN REQ FY 2017-18	
JUSTICE ADMINISTRATION										21000000
STATE ATTORNEYS										21500000
<u>PGM: SA-7TH JUD CIRCUIT</u>										21500700
PUBLIC PROTECTION										12
<u>LEGAL REPRESENTATION</u>										<u>1203.00.00.00</u>
WORKLOAD										3000000
PUBLIC RECORDS REQUEST WORKLOAD										3009700

AGENCY ISSUE NARRATIVE:

2017-2018 BUDGET YEAR NARRATIVE:

IT COMPONENT? NO

Government in the "Sunshine" is mandated by Florida law and central to the transparency of agency operations. Requests from media outlets, businesses, citizens, prison inmates, and others have increased over the years. Workload has increased by volume but also the intricacies of the workload for redactions made necessary by the increased digitalization of information and increased privacy laws has greatly increased. The use of "bodycams" by local law enforcement agencies has resulted in an uptick for copies of these videos which has significantly increased workload due to the privacy restrictions placed thereon and labor intensive review and redaction process required to comply with Florida law.

The salary requests are greater than the lowest salary in class to obtain a person with the requisite skills, knowledge and experience to perform the required duties. Operations funding is requested to establish these positions per Standard #3.

Link to Agency Activities: Compliance with Florida Sunshine and Privacy laws, Felony, Misdemeanor, and Juvenile prosecutions

POSITION DETAIL OF SALARIES AND BENEFITS:

FTE	BASE RATE	ADDITIVES	BENEFITS	SUBTOTAL	LAPSE %	LAPSED SALARIES AND BENEFITS
A12 - AGY FIN REQ FY 2017-18						
NEW POSITIONS						
6112 LEGAL ASSISTANT/SECRETARY II						
N0002 001	2.00	52,752	32,383	85,135	0.00	85,135
6900 ASSISTANT STATE ATTORNEY-UNDER MILLION						
N0001 001	2.00	140,000	67,924	207,924	0.00	207,924

COL A12		COL A14		COL A15		COL A16		COL A14-A12		CODES
AGY FIN REQ FY 2017-18	POS AMOUNT	AGY AMD REQ FY 2017-18	POS AMOUNT	AGY AMD N/R FY 2017-18	POS AMOUNT	AGY AMD ANZ FY 2017-18	POS AMOUNT	AGY AMD REQ FY 2017-18 OVER(UNDER)	AGY FIN REQ FY 2017-18	

JUSTICE ADMINISTRATION										21000000
STATE ATTORNEYS										21500000
PGM: SA-7TH JUD CIRCUIT										21500700
PUBLIC PROTECTION										12
LEGAL REPRESENTATION										1203.00.00.00
WORKLOAD										3000000
PUBLIC RECORDS REQUEST WORKLOAD										3009700

POSITION DETAIL OF SALARIES AND BENEFITS:

FTE	BASE RATE	ADDITIVES	BENEFITS	SUBTOTAL	LAPSE %	LAPSED SALARIES AND BENEFITS
A12 - AGY FIN REQ FY 2017-18						
NEW POSITIONS						
TOTALS FOR ISSUE BY FUND						
1000 GENERAL REVENUE FUND						
4.00	192,752		100,307	293,059		293,059

A14 - AGY AMD REQ FY 2017-18

NEW POSITIONS						
6112	LEGAL ASSISTANT/SECRETARY II					
	N0002 001	2.00	52,752	32,383	85,135	0.00
6900	ASSISTANT STATE ATTORNEY-UNDER MILLION					
	N0001 001	2.00	140,000	67,924	207,924	0.00
TOTALS FOR ISSUE BY FUND						
1000 GENERAL REVENUE FUND						
4.00		192,752		100,307	293,059	293,059

	COL A12	COL A14	COL A15	COL A16	COL A14-A12	
	AGY FIN REQ	AGY AMD REQ	AGY AMD N/R	AGY AMD ANZ	AGY AMD REQ	
	FY 2017-18	FY 2017-18	FY 2017-18	FY 2017-18	FY 2017-18	
	POS	AMOUNT	POS	AMOUNT	POS	AMOUNT
						CODES
JUSTICE ADMINISTRATION						21000000
STATE ATTORNEYS						21500000
PGM: SA-7TH JUD CIRCUIT						21500700
PUBLIC PROTECTION						12
LEGAL REPRESENTATION						1203.00.00.00
FUND SHIFT						3400000
TRANSFER GRANTS AND DONATIONS TRUST						
FUND TO GENERAL REVENUE - ADD						3402820
SPECIAL CATEGORIES						100000
SALARY INCENTIVE PAYMENTS						103290
GENERAL REVENUE FUND -STATE		2,380			2,380	1000 1

AGENCY ISSUE NARRATIVE:

2017-2018 BUDGET YEAR NARRATIVE: IT COMPONENT? NO
 Amended 2017-18 Narrative after February 2, 2017

The State Attorney's Office in the 7th Judicial Circuit currently has a total appropriation of \$26,094 in the Salary Incentive Payment category, of which 23.4% is in General Revenue (GR), 67.5% is in the State Attorney Revenue Trust Fund (SARTF), and 9.1% is in the Grants & Donations Trust Fund (GDTF). Expenditures in this category are all disbursed from GR and therefore the associated budget authority needs to all be in the same fund.

The State Attorney's Office in the 7th Judicial Circuit is requesting a fund shift in the amount of \$2,380 to General Revenue from the Grants & Donations Trust Fund.

Please see corresponding issue code 3402830 for the deduct side of this issue.

Summary: This is a new issue.

TRANSFER GRANTS AND DONATIONS TRUST						
FUND TO GENERAL REVENUE - DEDUCT						3402830
SPECIAL CATEGORIES						100000
SALARY INCENTIVE PAYMENTS						103290
GRANTS AND DONATIONS TF -STATE		2,380-			2,380-	2339 1

=====

	COL A12	COL A14	COL A15	COL A16	COL A14-A12	
					AGY AMD REQ	
					FY 2017-18	
					OVER(UNDER)	
	AGY FIN REQ	AGY AMD REQ	AGY AMD N/R	AGY AMD ANZ	AGY FIN REQ	
	FY 2017-18	FY 2017-18	FY 2017-18	FY 2017-18	FY 2017-18	
	POS	AMOUNT	POS	AMOUNT	POS	AMOUNT
JUSTICE ADMINISTRATION						21000000
STATE ATTORNEYS						21500000
PGM: SA-7TH JUD CIRCUIT						21500700
PUBLIC PROTECTION						12
LEGAL REPRESENTATION						1203.00.00.00
FUND SHIFT						3400000
TRANSFER GRANTS AND DONATIONS TRUST						
FUND TO GENERAL REVENUE - DEDUCT						3402830

AGENCY ISSUE NARRATIVE:

2017-2018 BUDGET YEAR NARRATIVE: IT COMPONENT? NO
 Amended 2017-18 Narrative after February 2, 2017

The State Attorney's Office in the 7th Judicial Circuit currently has a total appropriation of \$26,094 in the Salary Incentive Payment category, of which 23.4% is in General Revenue (GR), 67.5% is in the State Attorney Revenue Trust Fund (SARTF), and 9.1% is in the Grants & Donations Trust Fund (GDTF). Expenditures in this category are all disbursed from GR and therefore the associated budget authority needs to all be in the same fund.

The State Attorney's Office in the 7th Judicial Circuit is requesting a fund shift in the amount of \$2,380 from the Grants & Donations Trust Fund to General Revenue.

Please see corresponding issue code 3402820 for the add side of this issue.

Summary: This is a new issue.

TRANSFER STATE ATTORNEYS REVENUE						
TRUST FUND AUTHORITY TO GENERAL						
REVENUE - ADD						3402960
SPECIAL CATEGORIES						100000
SALARY INCENTIVE PAYMENTS						103290
GENERAL REVENUE FUND	-STATE		17,620		17,620	1000 1

=====

AGENCY ISSUE NARRATIVE:

2017-2018 BUDGET YEAR NARRATIVE: IT COMPONENT? NO
 Amended 2017-18 Narrative after February 2, 2017

	COL A12	COL A14	COL A15	COL A16	COL A14-A12	
					AGY AMD REQ	
					FY 2017-18	
					OVER(UNDER)	
	AGY FIN REQ	AGY AMD REQ	AGY AMD N/R	AGY AMD ANZ	AGY FIN REQ	
	FY 2017-18	FY 2017-18	FY 2017-18	FY 2017-18	FY 2017-18	
	POS	AMOUNT	POS	AMOUNT	POS	AMOUNT
JUSTICE ADMINISTRATION						21000000
STATE ATTORNEYS						21500000
PGM: SA-7TH JUD CIRCUIT						21500700
PUBLIC PROTECTION						12
LEGAL REPRESENTATION						<u>1203.00.00.00</u>
FUND SHIFT						3400000
TRANSFER STATE ATTORNEYS REVENUE						
TRUST FUND AUTHORITY TO GENERAL						
REVENUE - ADD						3402960

The State Attorney's Office in the 7th Judicial Circuit currently has a total appropriation of \$26,094 in the Salary Incentive Payment category, of which 23.4% is in General Revenue (GR), 67.5% is in the State Attorney Revenue Trust Fund (SARTF), and 9.1% is in the Grants & Donations Trust Fund (GDTF). Expenditures in this category are all disbursed from GR and therefore the associated budget authority needs to all be in the same fund.

In Fiscal Year 2015-2016 there were five Salary Incentive Payment journal transfers processed moving expenditures from GR to SARTF. Thus far in the current fiscal year (2016-2017) there have been four journal transfers processed moving expenditures from GR to SARTF, and it is anticipated that there will be at least four more.

The State Attorney's Office in the 7th Judicial Circuit is requesting a fund shift in the amount of \$17,620 to General Revenue from the State Attorney's Revenue Trust Fund.

This issue, if approved, will eliminate the need for several journal transfers during the next fiscal year.

Please see corresponding issue code 3402970 for the deduct side of this issue.

Summary: This is a new issue.

TRANSFER STATE ATTORNEYS REVENUE						
TRUST FUND AUTHORITY TO GENERAL						
REVENUE - DEDUCT						3402970
SPECIAL CATEGORIES						100000
SALARY INCENTIVE PAYMENTS						103290
STATE ATTNYS REVENUE TF	-STATE					
		17,620-				17,620- 2058 1

AGENCY ISSUE NARRATIVE:

2017-2018 BUDGET YEAR NARRATIVE:

Amended 2017-18 Narrative after February 2, 2017

IT COMPONENT? NO

	COL A12	COL A14	COL A15	COL A16	COL A14-A12	
					AGY AMD REQ	
					FY 2017-18	
					OVER(UNDER)	
	AGY FIN REQ	AGY AMD REQ	AGY AMD N/R	AGY AMD ANZ	AGY FIN REQ	
	FY 2017-18	FY 2017-18	FY 2017-18	FY 2017-18	FY 2017-18	
POS	AMOUNT	POS	AMOUNT	POS	AMOUNT	POS
						AMOUNT
						CODES
JUSTICE ADMINISTRATION						21000000
STATE ATTORNEYS						21500000
PGM: SA-7TH JUD CIRCUIT						21500700
PUBLIC PROTECTION						12
LEGAL REPRESENTATION						<u>1203.00.00.00</u>
FUND SHIFT						3400000
TRANSFER STATE ATTORNEYS REVENUE						
TRUST FUND AUTHORITY TO GENERAL						
REVENUE - DEDUCT						3402970

The State Attorney's Office in the 7th Judicial Circuit currently has a total appropriation of \$26,094 in the Salary Incentive Payment category, of which 23.4% is in General Revenue (GR), 67.5% is in the State Attorney Revenue Trust Fund (SARTF), and 9.1% is in the Grants & Donations Trust Fund (GDTF). Expenditures in this category are all disbursed from GR and therefore the associated budget authority needs to all be in the same fund.

In Fiscal Year 2015-2016 there were five Salary Incentive Payment journal transfers processed moving expenditures from GR to SARTF. Thus far in the current fiscal year (2016-2017) there have been four journal transfers processed moving expenditures from GR to SARTF, and it is anticipated that there will be at least four more.

The State Attorney's Office in the 7th Judicial Circuit is requesting a fund shift in the amount of \$17,620 from the State Attorney's Revenue Trust Fund to General Revenue.

This issue, if approved, will eliminate the need for several journal transfers during the next fiscal year.

Please see corresponding issue code 3402960 for the add side of this issue.

Summary: This is a new issue.

	COL A12	COL A14	COL A15	COL A16	COL A14-A12	
	AGY FIN REQ	AGY AMD REQ	AGY AMD N/R	AGY AMD ANZ	AGY AMD REQ	
	FY 2017-18	FY 2017-18	FY 2017-18	FY 2017-18	FY 2017-18	
	POS	AMOUNT	POS	AMOUNT	POS	AMOUNT
JUSTICE ADMINISTRATION						21000000
STATE ATTORNEYS						21500000
PGM: SA-7TH JUD CIRCUIT						21500700
PUBLIC PROTECTION						12
LEGAL REPRESENTATION						1203.00.00.00
PROGRAM OR SERVICE-LEVEL						
INFORMATION TECHNOLOGY						3630000
SUPREME COURT MANDATE SC11-399						
FOR ELECTRONIC FILING						36301C0
SALARY RATE						000000
SALARY RATE.....	123,000	123,000				
SALARIES AND BENEFITS						010000
GENERAL REVENUE FUND -STATE	2.00	166,040	2.00	166,040		1000 1
SPECIAL CATEGORIES						100000
STATE ATTORNEY OPERATIONS						103225
GENERAL REVENUE FUND -STATE		7,010		7,010		4,822
TOTAL: SUPREME COURT MANDATE SC11-399						36301C0
FOR ELECTRONIC FILING						
TOTAL POSITIONS.....	2.00		2.00			
TOTAL ISSUE.....		173,050		173,050		4,822
TOTAL SALARY RATE.....	123,000		123,000			

AGENCY ISSUE NARRATIVE:

2017-2018 BUDGET YEAR NARRATIVE: IT COMPONENT? YES

Electronic filing of court documents, converting to the digital workplace, and the nearly exclusive digital communication this agency now has with other law enforcement agencies requires additional staff programmer positions to function effectively and efficiently in this environment.

The requested salary is above the lowest approved pay grade for the class due to the competitive environment for employees with the requisite skills, knowledge and abilities to perform the assigned tasks.

Link to Agency Activities: Felony, misdemeanor and juvenile prosecution and investigation.

COL A12		COL A14		COL A15		COL A16		COL A14-A12		CODES
AGY FIN REQ FY 2017-18	AGY AMD REQ FY 2017-18	AGY AMD N/R FY 2017-18	AGY AMD ANZ FY 2017-18	AGY AMD REQ FY 2017-18	AGY FIN REQ FY 2017-18	AGY AMD REQ FY 2017-18	AGY AMD N/R FY 2017-18	AGY AMD ANZ FY 2017-18	AGY FIN REQ FY 2017-18	
POS	AMOUNT	POS	AMOUNT	POS	AMOUNT	POS	AMOUNT	POS	AMOUNT	

JUSTICE ADMINISTRATION 21000000
 STATE ATTORNEYS 21500000
 PGM: SA-7TH JUD CIRCUIT 21500700
 PUBLIC PROTECTION 12
 LEGAL REPRESENTATION 1203.00.00.00
 PROGRAM OR SERVICE-LEVEL
 INFORMATION TECHNOLOGY 3630000
 SUPREME COURT MANDATE SC11-399
 FOR ELECTRONIC FILING 36301C0

POSITION DETAIL OF SALARIES AND BENEFITS:

FTE	BASE RATE	ADDITIVES	BENEFITS	SUBTOTAL	LAPSE %	LAPSED SALARIES AND BENEFITS
A12 - AGY FIN REQ FY 2017-18						
NEW POSITIONS						
6462	COMPUTER PROGRAMMER II					
N0001	001	2.00	123,000	43,040	166,040	0.00 166,040
TOTALS FOR ISSUE BY FUND						
1000	GENERAL REVENUE FUND					166,040
2.00	123,000		43,040	166,040		166,040

A14 - AGY AMD REQ FY 2017-18

NEW POSITIONS						
6462	COMPUTER PROGRAMMER II					
N0001	001	2.00	123,000	43,040	166,040	0.00 166,040
TOTALS FOR ISSUE BY FUND						
1000	GENERAL REVENUE FUND					166,040
2.00	123,000		43,040	166,040		166,040

	COL A12	COL A14	COL A15	COL A16	COL A14-A12	
	AGY FIN REQ	AGY AMD REQ	AGY AMD N/R	AGY AMD ANZ	AGY AMD REQ	
	FY 2017-18	FY 2017-18	FY 2017-18	FY 2017-18	FY 2017-18	
	POS	AMOUNT	POS	AMOUNT	POS	AMOUNT
						CODES
JUSTICE ADMINISTRATION						21000000
STATE ATTORNEYS						21500000
PGM: SA-7TH JUD CIRCUIT						21500700
PUBLIC PROTECTION						12
LEGAL REPRESENTATION						1203.00.00.00
HUMAN RESOURCE DEVELOPMENT						3800000
(TRAINING AND EDUCATION)						
FLORIDA BAR TRAINING REQUIREMENTS						3800270
FOR NEW ASSISTANT STATE ATTORNEYS						100000
SPECIAL CATEGORIES						103230
OPERATING EXPENDITURES						
GENERAL REVENUE FUND -STATE	2,320	2,320				1000 1

AGENCY ISSUE NARRATIVE:						
2017-2018 BUDGET YEAR NARRATIVE: IT COMPONENT? NO						
Florida Bar requires completion of a "practicing course" before lawyers are allowed to practice law that costs \$145. Given SAO's 20% average turnover rate for ASA's and low marketplace salaries, it would be helpful in recruiting to be able to pay this cost. A 20% turnover of our average ASA's FTE's would be 16 new ASA's/year. That would amount to 16 x \$145 = \$2,320						
Link to Agency Activities: Felony, misdemeanor and juvenile prosecutions and investigations.						

OTHER PROGRAMS						4200000
STATE ATTORNEY INVESTIGATOR PAY						4206A50
PARITY						000000
SALARY RATE						
SALARY RATE.....	56,873	56,873				
SALARIES AND BENEFITS						010000
GENERAL REVENUE FUND -STATE	65,501	65,501				1000 1
TOTAL: STATE ATTORNEY INVESTIGATOR PAY						4206A50
PARITY						
TOTAL ISSUE.....	65,501	65,501				
TOTAL SALARY RATE.....	56,873	56,873				

COL A12		COL A14		COL A15		COL A16		COL A14-A12		CODES
AGY FIN REQ FY 2017-18	AGY AMD REQ FY 2017-18	AGY AMD REQ FY 2017-18	AGY AMD N/R FY 2017-18	AGY AMD ANZ FY 2017-18	AGY AMD ANZ FY 2017-18	AGY FIN REQ FY 2017-18	AGY AMD REQ FY 2017-18	AGY AMD N/R FY 2017-18	AGY AMD ANZ FY 2017-18	
POS	AMOUNT	POS	AMOUNT	POS	AMOUNT	POS	AMOUNT	POS	AMOUNT	

JUSTICE ADMINISTRATION										21000000
STATE ATTORNEYS										21500000
PGM: SA-7TH JUD CIRCUIT										21500700
PUBLIC PROTECTION										12
LEGAL REPRESENTATION										1203.00.00.00
OTHER PROGRAMS										4200000
STATE ATTORNEY INVESTIGATOR PAY										
PARITY										4206A50

AGENCY ISSUE NARRATIVE:

2017-2018 BUDGET YEAR NARRATIVE: IT COMPONENT? NO

In recent General Appropriations Acts, special pay increases of 3-5% were provided to law enforcement officers in the Florida Department of Law Enforcement, Highway Safety and Motor Vehicles, and Florida Fish and Wildlife Commission. It appears to have been an oversight to exclude State Attorney Investigators, who are also sworn law enforcement officers. These Investigators are the backbone of the State Attorneys Office operating in the field, making arrests and gathering evidence in the most violent and dangerous cases. It is critical for public safety that this agency be able to hire the best qualified and most experienced law enforcement officers for these positions, which we will be unable to do if every other state agency continues to provide their sworn officers raises and we are not given the funds to give our Investigators the same or equivalent raises.

This issue requests additional General Revenue funding in Salaries and Benefits of 5% increase in the salaries of the sworn law enforcement positions of State Attorney Investigator, along with the appropriate payroll taxes and benefits. Link to Agency Activities: Investigation and Prosecution of Felony violations.

POSITION DETAIL OF SALARIES AND BENEFITS:

FTE	BASE RATE	ADDITIVES	BENEFITS	SUBTOTAL	LAPSE %	LAPSED SALARIES AND BENEFITS
A12 - AGY FIN REQ FY 2017-18						
CHANGES TO CURRENTLY AUTHORIZED POSITIONS						
RA01 RATE & SALARY ADJ - BENEFITS NO FTE						
N0001 001	0.00	56,873	8,628	65,501	0.00	65,501

COL A12		COL A14		COL A15		COL A16		COL A14-A12		CODES
AGY FIN REQ FY 2017-18	AGY AMD REQ FY 2017-18	AGY AMD N/R FY 2017-18	AGY AMD ANZ FY 2017-18	AGY AMD REQ FY 2017-18	AGY FIN REQ FY 2017-18	AGY AMD REQ FY 2017-18	AGY AMD N/R FY 2017-18	AGY AMD ANZ FY 2017-18	AGY FIN REQ FY 2017-18	
POS	AMOUNT	POS	AMOUNT	POS	AMOUNT	POS	AMOUNT	POS	AMOUNT	

JUSTICE ADMINISTRATION 21000000
 STATE ATTORNEYS 21500000
 PGM: SA-7TH JUD CIRCUIT 21500700
 PUBLIC PROTECTION 12
 LEGAL REPRESENTATION 1203.00.00.00
 OTHER PROGRAMS 4200000
 STATE ATTORNEY INVESTIGATOR PAY
 PARITY 4206A50

POSITION DETAIL OF SALARIES AND BENEFITS:

FTE	BASE RATE	ADDITIVES	BENEFITS	SUBTOTAL	LAPSE %	LAPSED SALARIES AND BENEFITS
A12 - AGY FIN REQ FY 2017-18						
CHANGES TO CURRENTLY AUTHORIZED POSITIONS						
TOTALS FOR ISSUE BY FUND						
1000 GENERAL REVENUE FUND						
0.00	56,873		8,628	65,501		65,501

A14 - AGY AMD REQ FY 2017-18

CHANGES TO CURRENTLY AUTHORIZED POSITIONS

RA01 RATE & SALARY ADJ - BENEFITS NO FTE
 N0001 001

0.00	56,873		8,628	65,501	0.00	65,501
TOTALS FOR ISSUE BY FUND						
1000 GENERAL REVENUE FUND						
0.00	56,873		8,628	65,501		65,501

	COL A12	COL A14	COL A15	COL A16	COL A14-A12	
	AGY FIN REQ FY 2017-18	AGY AMD REQ FY 2017-18	AGY AMD N/R FY 2017-18	AGY AMD ANZ FY 2017-18	AGY AMD REQ FY 2017-18	AGY FIN REQ FY 2017-18
	POS AMOUNT	POS AMOUNT	POS AMOUNT	POS AMOUNT	POS AMOUNT	POS AMOUNT
						CODES
JUSTICE ADMINISTRATION						21000000
STATE ATTORNEYS						21500000
PGM: SA-7TH JUD CIRCUIT						21500700
PUBLIC PROTECTION						12
LEGAL REPRESENTATION						1203.00.00.00
IMPROVED PROGRAMS						5000000
BODY CAMERA EVIDENCE REVIEW						5008010
SALARY RATE						000000
SALARY RATE.....	328,120	328,120				
=====						
SALARIES AND BENEFITS						010000
GENERAL REVENUE FUND -STATE	8.00 519,937	8.00 519,937				1000 1
=====						
SPECIAL CATEGORIES						100000
STATE ATTORNEY OPERATIONS						103225
GENERAL REVENUE FUND -STATE	33,648	33,648	21,484			1000 1
=====						
TOTAL: BODY CAMERA EVIDENCE REVIEW						5008010
TOTAL POSITIONS.....	8.00	8.00				
TOTAL ISSUE.....	553,585	553,585	21,484			
TOTAL SALARY RATE.....	328,120	328,120				
=====						

AGENCY ISSUE NARRATIVE:

2017-2018 BUDGET YEAR NARRATIVE:

IT COMPONENT? NO

Body cameras have been implemented by many of the law enforcement agencies we serve in the Seventh Circuit, including the two largest Volusia County Sheriffs Office and Daytona Beach Police Department. During the first 6 months of 2016 we received 3,064 body cameras recordings, double the amount we received in all of 2015, and this 100% growth rate is expected to continue as the use of body cameras expands. These videos have become central pieces of evidence that must be reviewed in each case, often multiple videos from multiple officers concerning the same criminal event. This creates a very time consuming process to even file a case and a significant increase in workload. That is then followed with the Discovery process and public record requests which then both require potential redactions for privacy requirements which again is a time consuming process and an ever growing increase in workload. The law enforcement agencies are not using the identical or often times even compatible systems for their bodycam videos which again creates process and workload issues.

Simply put, the body cameras can provide a valuable record of events and evidence in factual determinations which will aid criminal investigations and prosecutions. However, the court rules of the criminal justice system along with State and Federal Constitutional requirements placed on officers and prosecutors in pursuing and convicting dangerous criminals

COL A12		COL A14		COL A15		COL A16		COL A14-A12		CODES
AGY FIN REQ FY 2017-18 POS	AMOUNT	AGY AMD REQ FY 2017-18 POS	AMOUNT	AGY AMD N/R FY 2017-18 POS	AMOUNT	AGY AMD ANZ FY 2017-18 POS	AMOUNT	AGY AMD REQ FY 2017-18 POS	AMOUNT	

JUSTICE ADMINISTRATION										21000000
STATE ATTORNEYS										21500000
PGM: SA-7TH JUD CIRCUIT										21500700
PUBLIC PROTECTION										12
LEGAL REPRESENTATION										<u>1203.00.00.00</u>
IMPROVED PROGRAMS										5000000
BODY CAMERA EVIDENCE REVIEW										5008010

will prevent the most effective use or even admission into evidence of these videos in court if adequate funding is not provided for State Attorneys Offices to properly review and process the videos as evidence as is required in the criminal justice system.

Link to Agency Activities: Felony, Misdemeanor and Juvenile investigations and Prosecutions

POSITION DETAIL OF SALARIES AND BENEFITS:

	FTE	BASE RATE	ADDITIVES	BENEFITS	SUBTOTAL	LAPSE %	LAPSED SALARIES AND BENEFITS
A12 - AGY FIN REQ FY 2017-18							
NEW POSITIONS							
6112 LEGAL ASSISTANT/SECRETARY II							
N0003 001	2.00	52,758		32,383	85,141	0.00	85,141
6662 INVESTIGATOR II							
N0002 001	2.00	75,362		47,154	122,516	0.00	122,516
6900 ASSISTANT STATE ATTORNEY-UNDER MILLION							
N0001 001	4.00	200,000		112,280	312,280	0.00	312,280
TOTALS FOR ISSUE BY FUND							
1000 GENERAL REVENUE FUND							519,937
	8.00	328,120		191,817	519,937		519,937

COL A12		COL A14		COL A15		COL A16		COL A14-A12		CODES
AGY FIN REQ FY 2017-18	POS	AGY AMD REQ FY 2017-18	POS	AGY AMD N/R FY 2017-18	POS	AGY AMD ANZ FY 2017-18	POS	AGY AMD REQ FY 2017-18 OVER(UNDER)	AGY FIN REQ FY 2017-18	
AMOUNT		AMOUNT		AMOUNT		AMOUNT		AMOUNT	AMOUNT	

JUSTICE ADMINISTRATION										21000000
STATE ATTORNEYS										21500000
PGM: SA-7TH JUD CIRCUIT										21500700
PUBLIC PROTECTION										12
LEGAL REPRESENTATION										<u>1203.00.00.00</u>
IMPROVED PROGRAMS										5000000
BODY CAMERA EVIDENCE REVIEW										5008010

POSITION DETAIL OF SALARIES AND BENEFITS:

	FTE	BASE RATE	ADDITIVES	BENEFITS	SUBTOTAL	LAPSE %	LAPSED SALARIES AND BENEFITS
A14 - AGY AMD REQ FY 2017-18							
NEW POSITIONS							
6112 LEGAL ASSISTANT/SECRETARY II							
N0003 001	2.00	52,758		32,383	85,141	0.00	85,141
6662 INVESTIGATOR II							
N0002 001	2.00	75,362		47,154	122,516	0.00	122,516
6900 ASSISTANT STATE ATTORNEY-UNDER MILLION							
N0001 001	4.00	200,000		112,280	312,280	0.00	312,280

TOTALS FOR ISSUE BY FUND							
1000 GENERAL REVENUE FUND							519,937

	8.00	328,120		191,817	519,937		519,937
=====							

 TOTAL: LEGAL REPRESENTATION 1203.00.00.00

BY FUND TYPE						
GENERAL REVENUE FUND	2,374,318	2,369,101	76,507		5,217-	1000
TRUST FUNDS	144,000	124,000	144,000		20,000-	2000

TOTAL POSITIONS.....	30.00	30.00				
TOTAL PROG COMP.....	2,518,318	2,493,101	220,507		25,217-	
TOTAL SALARY RATE.....	1,471,770	1,471,770				
=====						

	COL A12	COL A14	COL A15	COL A16	COL A14-A12	
	AGY FIN REQ	AGY AMD REQ	AGY AMD N/R	AGY AMD ANZ	AGY FIN REQ	
	FY 2017-18	FY 2017-18	FY 2017-18	FY 2017-18	FY 2017-18	
	POS	AMOUNT	POS	AMOUNT	POS	AMOUNT
JUSTICE ADMINISTRATION						21000000
STATE ATTORNEYS						21500000
PGM: SA-12TH JUD CIRCUIT						21501200
PUBLIC PROTECTION						12
LEGAL REPRESENTATION						1203.00.00.00
ADJUSTMENTS TO CURRENT YEAR						
ESTIMATED EXPENDITURES						1600000
REAPPROVAL OF VICTIMS OF CRIME ACT						
(VOCA) GRANT						1605150
SALARIES AND BENEFITS						010000
GRANTS AND DONATIONS TF -RECPNT		87,172			87,172	2339 9
SPECIAL CATEGORIES						100000
STATE ATTORNEY OPERATIONS						103225
GRANTS AND DONATIONS TF -RECPNT		4,000	4,000		4,000	2339 9
TOTAL: REAPPROVAL OF VICTIMS OF CRIME ACT						1605150
(VOCA) GRANT						
TOTAL ISSUE.....		91,172	4,000		91,172	

AGENCY ISSUE NARRATIVE:

2017-2018 BUDGET YEAR NARRATIVE:

IT COMPONENT? NO

Amended 2017-18 Narrative after February 2, 2017

This issue is requested to reapprove Fiscal Year (FY) 2016-17 budget amendment numbered ATTY-012-25, B0273. Grants and Donations Trust Fund, Salaries and Benefits budget authority of \$81,172 and Operating Expenditures budget authority in the amount of \$4,000 was requested to implement a new Victims of Crime Act (VOCA) Grant for nine months of FY 2016-17, from October 1st, 2016 through June 30, 2017. Re-approval of this budget action is requested to continue this grant into the FY 2017-18. The FY 2016-17 VOCA Grant in the amount of \$120,229 provides funding for two Victim/Witness Counselor positions at \$116,229 with \$4,000 provided for training. The amount needed to annualize the Salaries and Benefits budget authority is requested under issue code 2600130 "Annualization of Victims of Crime Act (VOCA) Program."

The Other Salary Amount "OAD" transaction was used to request the Salaries and Benefits budget authority without impacting positions or salary rate. This office has sufficient positions and rate to implement this Grant.

Summary: this is a new issue.

COL A12		COL A14		COL A15		COL A16		COL A14-A12		CODES
AGY FIN REQ FY 2017-18	POS	AGY AMD REQ FY 2017-18	POS	AGY AMD N/R FY 2017-18	POS	AGY AMD ANZ FY 2017-18	POS	AGY AMD REQ FY 2017-18 OVER(UNDER)	AGY FIN REQ FY 2017-18	
AMOUNT		AMOUNT		AMOUNT		AMOUNT		AMOUNT	AMOUNT	

JUSTICE ADMINISTRATION 21000000
 STATE ATTORNEYS 21500000
 PGM: SA-12TH JUD CIRCUIT 21501200
 PUBLIC PROTECTION 12
 LEGAL REPRESENTATION 1203.00.00.00
 ADJUSTMENTS TO CURRENT YEAR
 ESTIMATED EXPENDITURES 1600000
 REAPPROVAL OF VICTIMS OF CRIME ACT
 (VOCA) GRANT 1605150

POSITION DETAIL OF SALARIES AND BENEFITS:

FTE	BASE RATE	ADDITIVES	BENEFITS	SUBTOTAL	LAPSE %	LAPSED SALARIES AND BENEFITS
A14 - AGY AMD REQ FY 2017-18						
CHANGES TO CURRENTLY AUTHORIZED POSITIONS						
OTHER SALARY AMOUNT						
2339 GRANTS AND DONATIONS TF						87,172
						87,172
						=====

EQUIPMENT NEEDS 2400000
 REPLACEMENT OF MOTOR VEHICLES 2401500
 SPECIAL CATEGORIES 100000
 ACQUISITION/MOTOR VEHICLES 100021

STATE ATTNYS REVENUE TF -STATE 64,500 64,500 64,500 2058 1

AGENCY ISSUE NARRATIVE:
 2017-2018 BUDGET YEAR NARRATIVE:

Year	Make/Model	Vehicle Identification Number	IT COMPONENT? NO		12 Year Threshold
			Estimated FY 2017-18 Mileage	Estimated FY 2017-18 Mileage	
2012	Chevy Impala	2G1WF5E30C1149700	104,494	127,294	
2011	Chevy Impala	2G1WF5EK9B1154643	111,548	134,347	

The State Attorney's Office, 12th Judicial Circuit requests replacement of the above vehicles that will meet the statutory requirements for replacement in FY 2017-18. Our vehicles are essential to the day-to-day operations of our

	COL A12	COL A14	COL A15	COL A16	COL A14-A12	
	AGY FIN REQ	AGY AMD REQ	AGY AMD N/R	AGY AMD ANZ	AGY AMD REQ	
	FY 2017-18	FY 2017-18	FY 2017-18	FY 2017-18	FY 2017-18	
	POS	AMOUNT	POS	AMOUNT	POS	AMOUNT
						CODES
JUSTICE ADMINISTRATION						21000000
STATE ATTORNEYS						21500000
PGM: SA-12TH JUD CIRCUIT						21501200
PUBLIC PROTECTION						12
LEGAL REPRESENTATION						1203.00.00.00
EQUIPMENT NEEDS						2400000
REPLACEMENT OF MOTOR VEHICLES						2401500

office. We depend on them to safely and timely transport our prosecutors and staff to their destinations with reliability. Without replacement, these vehicles become more unreliable and the cost to repair them grows, with the added burden of the loss of their use during repair. With loss of use, we are left scrambling to provide another vehicle, one that may be in the same type of unreliable condition as the one it is replacing as it, too, may be in need of replacement. For these reasons, we are requesting replacement for the these vehicle as it is critical to ensuring the efficient operation of our office and will allow us to better perform our constitutional and statutorily mandated duties.

Replacement Policy: The State Attorney follows the State standard for replacement vehicles which is twelve (12) years old and/or have in excess of 120,000 miles. Vehicles are used by our investigator and prosecutors to respond to crime scenes and to travel to and from depositions and seminars and by staff to travel between four office locations. Our DeSoto County office is located 100 miles round trip from the main office.

Link to Agency Activities: Felony, misdemeanor, juvenile prosecution and civil matters.

ANNUALIZATION OF ISSUES PARTIALLY FUNDED IN PRIOR YEAR						2600000
ANNUALIZATION OF VICTIMS OF CRIME ACT (VOCA) PROGRAM						2600130
SALARIES AND BENEFITS						010000
GRANTS AND DONATIONS TF -RECPNT		29,057			29,057	2339 9

AGENCY ISSUE NARRATIVE:

2017-2018 BUDGET YEAR NARRATIVE:

IT COMPONENT? NO

Amended 2017-18 Narrative after February 2, 2017

This issue is needed to annualize the funding requested in issue code 1605150 "Re-approval of Victims of Crime Act (VOCA) Grant." A Fiscal Year (FY) 2016-17 budget amendment numbered ATTY-012-25, B0273 approved Grants and Donations Trust Fund, Salaries and Benefits budget authority in the amount of \$81,172 and Operating Expenditures in the amount of \$4,000 to implement a new Victims of Crime Act (VOCA) Grant for nine months of FY 2016-17, from October 1st, 2016 through June 30, 2017.

	COL A12	COL A14	COL A15	COL A16	COL A14-A12	
	AGY FIN REQ	AGY AMD REQ	AGY AMD N/R	AGY AMD ANZ	AGY AMD REQ	
	FY 2017-18	FY 2017-18	FY 2017-18	FY 2017-18	FY 2017-18	
	POS	AMOUNT	POS	AMOUNT	POS	AMOUNT
						CODES
JUSTICE ADMINISTRATION						21000000
STATE ATTORNEYS						21500000
PGM: SA-12TH JUD CIRCUIT						21501200
PUBLIC PROTECTION						12
LEGAL REPRESENTATION						1203.00.00.00
ANNUALIZATION OF ISSUES PARTIALLY FUNDED IN PRIOR YEAR						2600000
ANNUALIZATION OF VICTIMS OF CRIME ACT (VOCA) PROGRAM						2600130

The FY 2016-17 VOCA Grant provides funding in the amount of \$120,229 for two Victim/Witness Counselor positions at \$116,229 with \$4,000 included for training. To annualize the \$81,172 in Grants and Donations Trust Fund, Salaries and Benefits budget authority requested under issue code 1605150, an additional \$29,057 is needed to pay the salaries of these positions for the full twelve months of FY 2017-18.

The Other Salary Amount "OAD" transaction was used to request the Salaries and Benefits budget authority without impacting positions or salary rate. This office has sufficient positions and rate to implement this Grant.

Summary: this is a new issue.

POSITION DETAIL OF SALARIES AND BENEFITS:

	FTE	BASE RATE	ADDITIVES	BENEFITS	SUBTOTAL	LAPSE %	LAPSED SALARIES AND BENEFITS
A14 - AGY AMD REQ FY 2017-18							
CHANGES TO CURRENTLY AUTHORIZED POSITIONS							
OTHER SALARY AMOUNT							
2339 GRANTS AND DONATIONS TF							29,057

							29,057
							=====

	COL A12	COL A14	COL A15	COL A16	COL A14-A12	
	AGY FIN REQ FY 2017-18	AGY AMD REQ FY 2017-18	AGY AMD N/R FY 2017-18	AGY AMD ANZ FY 2017-18	AGY AMD REQ FY 2017-18	AGY FIN REQ FY 2017-18
	POS AMOUNT	POS AMOUNT	POS AMOUNT	POS AMOUNT	POS AMOUNT	POS AMOUNT
	=====	=====	=====	=====	=====	=====
JUSTICE ADMINISTRATION						21000000
STATE ATTORNEYS						21500000
PGM: SA-12TH JUD CIRCUIT						21501200
PUBLIC PROTECTION						12
LEGAL REPRESENTATION						1203.00.00.00
WORKLOAD						3000000
STAFFING ADJUSTMENTS FOR WORKLOAD AND INCREASED JUDGESHIPS						3001060
SALARY RATE						000000
SALARY RATE.....	224,756	224,756				
	=====	=====	=====	=====	=====	=====
SALARIES AND BENEFITS						010000
GENERAL REVENUE FUND -STATE	6.00 361,170	6.00 361,170				1000 1
	=====	=====	=====	=====	=====	=====
SPECIAL CATEGORIES						100000
STATE ATTORNEY OPERATIONS						103225
GENERAL REVENUE FUND -STATE	25,702	25,702	15,930			1000 1
	=====	=====	=====	=====	=====	=====
TOTAL: STAFFING ADJUSTMENTS FOR WORKLOAD AND INCREASED JUDGESHIPS						3001060
TOTAL POSITIONS.....	6.00	6.00				
TOTAL ISSUE.....	386,872	386,872	15,930			
TOTAL SALARY RATE.....	224,756	224,756				
	=====	=====	=====	=====	=====	=====

AGENCY ISSUE NARRATIVE:

2017-2018 BUDGET YEAR NARRATIVE:

IT COMPONENT? NO

The State Attorney's Office, 12th Judicial Circuit requests the funding necessary to staff four (4) criminal divisions created by the Chief Judge in the 12th Circuit. These divisions were created as a result of judges on the civil bench being assigned to four new criminal divisions, two in Sarasota County and two in Manatee County. The Judiciary created the additional criminal divisions without our office having the staff necessary to support them. We have shifted personnel to cover the courtrooms which has created a shortage of the staff needed to properly manage the existing and new divisions and courtrooms. This General Revenue request is for two (2) Assistant State Attorneys and one (1) support staff in Sarasota County and two (2) Assistant State Attorneys and one (1) support staff in Manatee County. State Attorney Operating Expenditures budget of \$41,632 (\$15,930 non-recurring) is requested to establish the positions as per Standard # 3, modified for State Attorneys.

Link to Agency Activities: Felony, misdemeanor, juvenile prosecution and civil matters.

	COL A12	COL A14	COL A15	COL A16	COL A14-A12	
	AGY FIN REQ	AGY AMD REQ	AGY AMD N/R	AGY AMD ANZ	AGY AMD REQ	
	FY 2017-18	FY 2017-18	FY 2017-18	FY 2017-18	FY 2017-18	
	POS	AMOUNT	POS	AMOUNT	POS	AMOUNT
						CODES
JUSTICE ADMINISTRATION						21000000
STATE ATTORNEYS						21500000
PGM: SA-12TH JUD CIRCUIT						21501200
PUBLIC PROTECTION						12
LEGAL REPRESENTATION						1203.00.00.00
WORKLOAD						3000000
STAFFING ADJUSTMENTS FOR WORKLOAD AND INCREASED JUDGESHIPS						3001060

POSITION DETAIL OF SALARIES AND BENEFITS:

	FTE	BASE RATE	ADDITIVES	BENEFITS	SUBTOTAL	LAPSE %	LAPSED SALARIES AND BENEFITS
A12 - AGY FIN REQ FY 2017-18							
NEW POSITIONS							
6112 LEGAL ASSISTANT/SECRETARY II							
N0002 001	2.00	52,756		32,383	85,139	0.00	85,139
6900 ASSISTANT STATE ATTORNEY-UNDER MILLION							
N0001 001	4.00	172,000		104,031	276,031	0.00	276,031
TOTALS FOR ISSUE BY FUND							
1000 GENERAL REVENUE FUND							361,170
	6.00	224,756		136,414	361,170		361,170

A14 - AGY AMD REQ FY 2017-18

NEW POSITIONS							
6112 LEGAL ASSISTANT/SECRETARY II							
N0002 001	2.00	52,756		32,383	85,139	0.00	85,139
6900 ASSISTANT STATE ATTORNEY-UNDER MILLION							
N0001 001	4.00	172,000		104,031	276,031	0.00	276,031

COL A12		COL A14		COL A15		COL A16		COL A14-A12		CODES
AGY FIN REQ FY 2017-18	AGY AMD REQ FY 2017-18	AGY AMD REQ FY 2017-18	AGY AMD N/R FY 2017-18	AGY AMD ANZ FY 2017-18	AGY AMD ANZ FY 2017-18	AGY AMD REQ FY 2017-18	AGY FIN REQ FY 2017-18	OVER(UNDER)		
POS	AMOUNT	POS	AMOUNT	POS	AMOUNT	POS	AMOUNT	POS	AMOUNT	

JUSTICE ADMINISTRATION 21000000
 STATE ATTORNEYS 21500000
 PGM: SA-12TH JUD CIRCUIT 21501200
 PUBLIC PROTECTION 12
 LEGAL REPRESENTATION 1203.00.00.00
 WORKLOAD 3000000
 STAFFING ADJUSTMENTS FOR WORKLOAD
 AND INCREASED JUDGESHIPS 3001060

POSITION DETAIL OF SALARIES AND BENEFITS:

FTE	BASE RATE	ADDITIVES	BENEFITS	SUBTOTAL	LAPSE %	LAPSED SALARIES AND BENEFITS
A14 - AGY AMD REQ FY 2017-18						
NEW POSITIONS						
TOTALS FOR ISSUE BY FUND						
1000 GENERAL REVENUE FUND						
6.00	224,756		136,414	361,170		361,170

PUBLIC RECORDS REQUEST WORKLOAD 3009700
 SALARY RATE 000000
 SALARY RATE..... 156,756 156,756
 SALARIES AND BENEFITS 010000
 GENERAL REVENUE FUND -STATE 4.00 246,458 4.00 246,458 1000 1
 SPECIAL CATEGORIES 100000
 STATE ATTORNEY OPERATIONS 103225
 GENERAL REVENUE FUND -STATE 16,356 16,356 10,376 1000 1

	COL A12	COL A14	COL A15	COL A16	COL A14-A12	
					AGY AMD REQ	
					FY 2017-18	
					OVER(UNDER)	
	AGY FIN REQ	AGY AMD REQ	AGY AMD N/R	AGY AMD ANZ	AGY FIN REQ	
	FY 2017-18	FY 2017-18	FY 2017-18	FY 2017-18	FY 2017-18	
POS	AMOUNT	POS	AMOUNT	POS	AMOUNT	CODES
JUSTICE ADMINISTRATION						21000000
STATE ATTORNEYS						21500000
PGM: SA-12TH JUD CIRCUIT						21501200
PUBLIC PROTECTION						12
LEGAL REPRESENTATION						1203.00.00.00
WORKLOAD						3000000
PUBLIC RECORDS REQUEST WORKLOAD						3009700
TOTAL: PUBLIC RECORDS REQUEST WORKLOAD						3009700
TOTAL POSITIONS.....	4.00	4.00				
TOTAL ISSUE.....	262,814	262,814	10,376			
TOTAL SALARY RATE.....	156,756	156,756				

AGENCY ISSUE NARRATIVE:

2017-2018 BUDGET YEAR NARRATIVE:

IT COMPONENT? NO

Government in the sunshine is a worthy goal and a necessary obligation of government. Access to public records is central to that obligation. There is, however, a cost to providing public records and the cost is increasing exponentially. This issues serves to facilitate the State Attorney's desire to be as transparent and responsive to public records requests while not compromising our core mission. This issue provides funding for personnel and operating expenses to effectively and efficiently meet public records demands.

Public records demands are becoming more time consuming and more sophisticated. They include frequent demands by defense attorneys for all manner of records such as prosecutor personnel files, demands by families of victims, demands by businesses and research groups seeking records which serve their singular business or research interests. Many businesses simply want to get an upper hand on their competitors. While these efforts have the potential to save money for the taxpayers of Florida, they cost time and money in order to comply. Another notable group seeking public records is prison or jail inmates. Public records requests are significantly higher during election seasons, which any elected official well knows.

While the public is entitled to the records and we want to ensure they get them, it cannot be overlooked that time spent by attorneys and staff dealing with these demands takes time away from our core mission, and thus, to some degree, impairs our ability to do our part in securing public safety. Furthermore, there is the growing potential for and the real cost of litigation which those who request public records and take exception with the timeliness of a response or as to the content of a response. Attorney involvement is now necessary to make decisions on legal matters as to redactions, costs and citizen protections under HIPPA. Redaction is becoming a greater workload issue than retrieval of records. State Attorney offices do not compile collective data with respect to public records requests, however, some circuits report a 250% increase in the last several years.

The salary rate requested for the Assistant State Attorneys (2 @ \$75,000 each) and support staff (2 @ 26,378) will be required to hire staff at the level of experience needed. This general revenue request seeks the funding necessary for one (1) Assistant State Attorney and one (1) support staff for our Sarasota County office and one (1) Assistant State Attorney and one (1) support staff for our Manatee County office.

	COL A12	COL A14	COL A15	COL A16	COL A14-A12	
	AGY FIN REQ	AGY AMD REQ	AGY AMD N/R	AGY AMD ANZ	AGY AMD REQ	
	FY 2017-18	FY 2017-18	FY 2017-18	FY 2017-18	FY 2017-18	
	POS	AMOUNT	POS	AMOUNT	POS	AMOUNT
						CODES
JUSTICE ADMINISTRATION						21000000
STATE ATTORNEYS						21500000
PGM: SA-12TH JUD CIRCUIT						21501200
PUBLIC PROTECTION						12
LEGAL REPRESENTATION						1203.00.00.00
WORKLOAD						3000000
PUBLIC RECORDS REQUEST WORKLOAD						3009700

LINK TO AGENCY ACTIVITY(IES): Felony, misdemeanor and juvenile prosecution, and civil matters.

POSITION DETAIL OF SALARIES AND BENEFITS:

	FTE	BASE RATE	ADDITIVES	BENEFITS	SUBTOTAL	LAPSE %	LAPSED SALARIES AND BENEFITS
A12 - AGY FIN REQ FY 2017-18							
NEW POSITIONS							
6112 LEGAL ASSISTANT/SECRETARY II							
N0002 001	2.00	52,756		32,383	85,139	0.00	85,139
6901 ASSISTANT STATE ATTORNEY-OVER MILLION							
N0001 001	2.00	104,000		57,319	161,319	0.00	161,319
TOTALS FOR ISSUE BY FUND							
1000 GENERAL REVENUE FUND							246,458
	4.00	156,756		89,702	246,458		246,458

A14 - AGY AMD REQ FY 2017-18

NEW POSITIONS							
6112 LEGAL ASSISTANT/SECRETARY II							
N0002 001	2.00	52,756		32,383	85,139	0.00	85,139
6901 ASSISTANT STATE ATTORNEY-OVER MILLION							
N0001 001	2.00	104,000		57,319	161,319	0.00	161,319

COL A12		COL A14		COL A15		COL A16		COL A14-A12		CODES
AGY FIN REQ FY 2017-18	POS AMOUNT	AGY AMD REQ FY 2017-18	POS AMOUNT	AGY AMD N/R FY 2017-18	POS AMOUNT	AGY AMD ANZ FY 2017-18	POS AMOUNT	AGY AMD REQ FY 2017-18 OVER(UNDER)	AGY FIN REQ FY 2017-18	

JUSTICE ADMINISTRATION										21000000
STATE ATTORNEYS										21500000
PGM: SA-12TH JUD CIRCUIT										21501200
PUBLIC PROTECTION										12
LEGAL REPRESENTATION										1203.00.00.00
WORKLOAD										3000000
PUBLIC RECORDS REQUEST WORKLOAD										3009700

POSITION DETAIL OF SALARIES AND BENEFITS:

FTE	BASE RATE	ADDITIVES	BENEFITS	SUBTOTAL	LAPSE %	LAPSED SALARIES AND BENEFITS
A14 - AGY AMD REQ FY 2017-18						
NEW POSITIONS						
TOTALS FOR ISSUE BY FUND						
1000 GENERAL REVENUE FUND						
4.00	156,756		89,702	246,458		246,458

INVESTIGATION AND PROSECUTION OF HUMAN TRAFFICKING CRIMES										3009950
SALARY RATE										000000
SALARY RATE.....	182,756		182,756							
SALARIES AND BENEFITS										010000
GENERAL REVENUE FUND -STATE	4.00	280,117	4.00	280,117						1000 1
SPECIAL CATEGORIES										100000
STATE ATTORNEY OPERATIONS										103225
GENERAL REVENUE FUND -STATE		16,356		16,356		10,376				1000 1

	COL A12	COL A14	COL A15	COL A16	COL A14-A12	
					AGY AMD REQ	
					FY 2017-18	
					OVER(UNDER)	
	AGY FIN REQ	AGY AMD REQ	AGY AMD N/R	AGY AMD ANZ	AGY FIN REQ	
	FY 2017-18	FY 2017-18	FY 2017-18	FY 2017-18	FY 2017-18	
POS	AMOUNT	POS	AMOUNT	POS	AMOUNT	CODES
JUSTICE ADMINISTRATION						21000000
STATE ATTORNEYS						21500000
PGM: SA-12TH JUD CIRCUIT						21501200
PUBLIC PROTECTION						12
LEGAL REPRESENTATION						1203.00.00.00
WORKLOAD						3000000
INVESTIGATION AND PROSECUTION OF						
HUMAN TRAFFICKING CRIMES						3009950
TOTAL: INVESTIGATION AND PROSECUTION OF						3009950
HUMAN TRAFFICKING CRIMES						
TOTAL POSITIONS.....	4.00	4.00				
TOTAL ISSUE.....	296,473	296,473	10,376			
TOTAL SALARY RATE.....	182,756	182,756				

AGENCY ISSUE NARRATIVE:

2017-2018 BUDGET YEAR NARRATIVE:

IT COMPONENT? NO

The 12th Judicial Circuit is experiencing an increase in Human Trafficking that has recently been so evident in South Florida. Human trafficking predators are not only targeting young adults and teens from other countries but American runaways and homeless children as well. Often a teen will run from home for all sorts of reasons and once offered a perceived sense of safety and shelter from the streets becomes dependent on the very people who are about to victimize them. This becomes a trap that the teen is not able to extract themselves from because of a misguided sense of loyalty to the benefactor and a lack of trust in the people who are best able to help them, including family members. Although new legislation creates a strong tool for the prosecution of such cases, the key is a team of experienced personnel to work with the victim in securing their safety and their trust; to work with law enforcement during the investigation to create a strong and prosecutable case and finally to work in the courtrooms to seek justice and to be the legal voice of these young victims.

The Judiciary in our circuit has created TYLA (Turn Your Life Around) Court to help address these issues. The TYLA initiative is a Selah Freedom Organization partnership with law enforcement and is aligned with the State Attorney's Office and the Court serving as a solution to sex trafficking and exploitation in our communities.

As both state and federal law enforcement agencies are increasing staff to handle this epidemic, the State Attorney must be a viable partner to completing the anti-human trafficking team by creating a special Human Trafficking Unit. As the only agency in our counties that receives all arrest cases the State Attorney is in the best position to identify possible victims and work both on the street and in the courtroom with law enforcement and community groups to ensure these victims are safeguarded from abuse while testifying against their abusers.

This General Revenue request is for the salary rate for two Assistant State Attorneys (2 @ \$65,000 each) and two Legal Secretaries (2 @ \$26,378 each), one (1) Assistant State Attorney and one (1) support staff for our Sarasota County office and one (1) Assistant State Attorney and one (1) support staff for our Manatee County office, which is required to hire staff at the level of experience needed.

COL A12		COL A14		COL A15		COL A16		COL A14-A12		CODES
AGY FIN REQ FY 2017-18	POS AMOUNT	AGY AMD REQ FY 2017-18	POS AMOUNT	AGY AMD N/R FY 2017-18	POS AMOUNT	AGY AMD ANZ FY 2017-18	POS AMOUNT	AGY AMD REQ FY 2017-18 OVER(UNDER)	AGY FIN REQ FY 2017-18	

JUSTICE ADMINISTRATION										21000000
STATE ATTORNEYS										21500000
PGM: SA-12TH JUD CIRCUIT										21501200
PUBLIC PROTECTION										12
LEGAL REPRESENTATION										1203.00.00.00
WORKLOAD										3000000
INVESTIGATION AND PROSECUTION OF HUMAN TRAFFICKING CRIMES										3009950

LINK TO AGENCY ACTIVITY(IES): Felony, misdemeanor and juvenile prosecution, and civil matters.

POSITION DETAIL OF SALARIES AND BENEFITS:

	FTE	BASE RATE	ADDITIVES	BENEFITS	SUBTOTAL	LAPSE %	LAPSED SALARIES AND BENEFITS
A12 - AGY FIN REQ FY 2017-18							
NEW POSITIONS							
6112 LEGAL ASSISTANT/SECRETARY II							
N0002 001	2.00	52,756		32,383	85,139	0.00	85,139
6901 ASSISTANT STATE ATTORNEY-OVER MILLION							
N0001 001	2.00	130,000		64,978	194,978	0.00	194,978
TOTALS FOR ISSUE BY FUND							
1000 GENERAL REVENUE FUND							280,117
	4.00	182,756		97,361	280,117		280,117

A14 - AGY AMD REQ FY 2017-18

NEW POSITIONS							
6112 LEGAL ASSISTANT/SECRETARY II							
N0002 001	2.00	52,756		32,383	85,139	0.00	85,139
6901 ASSISTANT STATE ATTORNEY-OVER MILLION							
N0001 001	2.00	130,000		64,978	194,978	0.00	194,978

COL A12	COL A14	COL A15	COL A16	COL A14-A12	CODES
AGY FIN REQ FY 2017-18	AGY AMD REQ FY 2017-18	AGY AMD N/R FY 2017-18	AGY AMD ANZ FY 2017-18	AGY AMD REQ FY 2017-18 OVER(UNDER) AGY FIN REQ FY 2017-18	
POS AMOUNT	POS AMOUNT	POS AMOUNT	POS AMOUNT	POS AMOUNT	

JUSTICE ADMINISTRATION 21000000
 STATE ATTORNEYS 21500000
 PGM: SA-12TH JUD CIRCUIT 21501200
 PUBLIC PROTECTION 12
 LEGAL REPRESENTATION 1203.00.00.00
 WORKLOAD 3000000
 INVESTIGATION AND PROSECUTION OF
 HUMAN TRAFFICKING CRIMES 3009950

POSITION DETAIL OF SALARIES AND BENEFITS:

FTE	BASE RATE	ADDITIVES	BENEFITS	SUBTOTAL	LAPSE %	LAPSED SALARIES AND BENEFITS
A14 - AGY AMD REQ FY 2017-18						
NEW POSITIONS						
TOTALS FOR ISSUE BY FUND						280,117
1000 GENERAL REVENUE FUND						280,117
4.00	182,756		97,361	280,117		280,117

HUMAN RESOURCE DEVELOPMENT (TRAINING AND EDUCATION) 3800000
 MISDEMEANOR ATTORNEY TRAINING 3800240
 SALARY RATE 000000
 SALARY RATE..... 130,000 130,000
 SALARIES AND BENEFITS 010000
 GENERAL REVENUE FUND -STATE 2.00 194,978 2.00 194,978 1000 1
 SPECIAL CATEGORIES 100000
 STATE ATTORNEY OPERATIONS 103225
 GENERAL REVENUE FUND -STATE 9,346 9,346 5,554 1000 1

	COL A12	COL A14	COL A15	COL A16	COL A14-A12	
					AGY AMD REQ	
					FY 2017-18	
					OVER(UNDER)	
	AGY FIN REQ	AGY AMD REQ	AGY AMD N/R	AGY AMD ANZ	AGY FIN REQ	
	FY 2017-18	FY 2017-18	FY 2017-18	FY 2017-18	FY 2017-18	
POS	AMOUNT	POS	AMOUNT	POS	AMOUNT	CODES
JUSTICE ADMINISTRATION						21000000
STATE ATTORNEYS						21500000
PGM: SA-12TH JUD CIRCUIT						21501200
PUBLIC PROTECTION						12
LEGAL REPRESENTATION						1203.00.00.00
HUMAN RESOURCE DEVELOPMENT (TRAINING AND EDUCATION)						3800000
MISDEMEANOR ATTORNEY TRAINING						3800240
TOTAL: MISDEMEANOR ATTORNEY TRAINING						3800240
TOTAL POSITIONS.....	2.00	2.00				
TOTAL ISSUE.....	204,324	204,324	5,554			
TOTAL SALARY RATE.....	130,000	130,000				

AGENCY ISSUE NARRATIVE:

2017-2018 BUDGET YEAR NARRATIVE: IT COMPONENT? NO
 The State Attorney's Office, 12th Judicial Circuit, is in need of one Assistant State Attorney in Manatee County and one in Sarasota County to train and mentor new Misdemeanor attorneys. New attorneys need training to develop skills as trial attorneys and understand and use the tools of the case management system. Ultimately, most Misdemeanor attorneys are promoted to the Felony Division after spending some time handling a Misdemeanor caseload. Having a skilled, experienced attorney as a trainer will develop the attorneys to the level where they need to be to be fully ready to handle Felony cases when needed. This General Revenue request is for the salary rate for two Assistant State Attorneys (2 @ 65,000 each), one for our Manatee County office and one for our Sarasota County office. State Attorney Operating Expenditures budget of \$14,900 (\$5,554 non-recurring) is requested to establish the positions as per Standard # 3, modified for State Attorneys.

LINK TO AGENCY ACTIVITY(IES): Felony, misdemeanor and juvenile prosecution, and civil matters

POSITION DETAIL OF SALARIES AND BENEFITS:

	FTE	BASE RATE	ADDITIVES	BENEFITS	SUBTOTAL	LAPSE %	LAPSED SALARIES AND BENEFITS
A12 - AGY FIN REQ FY 2017-18							
NEW POSITIONS							
6901 ASSISTANT STATE ATTORNEY-OVER MILLION							
N0001 001	2.00	130,000		64,978	194,978	0.00	194,978

COL A12		COL A14		COL A15		COL A16		COL A14-A12		CODES
AGY FIN REQ FY 2017-18	POS AMOUNT	AGY AMD REQ FY 2017-18	POS AMOUNT	AGY AMD N/R FY 2017-18	POS AMOUNT	AGY AMD ANZ FY 2017-18	POS AMOUNT	AGY AMD REQ FY 2017-18 OVER(UNDER)	AGY FIN REQ FY 2017-18	

JUSTICE ADMINISTRATION										21000000
STATE ATTORNEYS										21500000
PGM: SA-12TH JUD CIRCUIT										21501200
PUBLIC PROTECTION										12
LEGAL REPRESENTATION										1203.00.00.00
HUMAN RESOURCE DEVELOPMENT (TRAINING AND EDUCATION)										3800000
MISDEMEANOR ATTORNEY TRAINING										3800240

POSITION DETAIL OF SALARIES AND BENEFITS:

	FTE	BASE RATE	ADDITIVES	BENEFITS	SUBTOTAL	LAPSE %	LAPSED SALARIES AND BENEFITS
A12 - AGY FIN REQ FY 2017-18							
NEW POSITIONS							
TOTALS FOR ISSUE BY FUND							
1000 GENERAL REVENUE FUND							194,978
	2.00	130,000		64,978	194,978		194,978

A14 - AGY AMD REQ FY 2017-18							
NEW POSITIONS							
6901 ASSISTANT STATE ATTORNEY-OVER MILLION							
N0001 001	2.00	130,000		64,978	194,978	0.00	194,978
TOTALS FOR ISSUE BY FUND							
1000 GENERAL REVENUE FUND							194,978
	2.00	130,000		64,978	194,978		194,978
=====							

	COL A12	COL A14	COL A15	COL A16	COL A14-A12	
	AGY FIN REQ FY 2017-18	AGY AMD REQ FY 2017-18	AGY AMD N/R FY 2017-18	AGY AMD ANZ FY 2017-18	AGY AMD REQ FY 2017-18 OVER(UNDER) AGY FIN REQ FY 2017-18	CODES
	POS AMOUNT	POS AMOUNT	POS AMOUNT	POS AMOUNT	POS AMOUNT	
JUSTICE ADMINISTRATION						21000000
STATE ATTORNEYS						21500000
PGM: SA-12TH JUD CIRCUIT						21501200
PUBLIC PROTECTION						12
LEGAL REPRESENTATION						1203.00.00.00
OTHER PROGRAMS						4200000
DRUG COURT DIVERSION PROGRAM						4200360
SALARY RATE						000000
SALARY RATE.....	78,378	78,378				
=====						
SALARIES AND BENEFITS						010000
GENERAL REVENUE FUND -STATE	2.00 123,229	2.00 123,229				1000 1
=====						
SPECIAL CATEGORIES						100000
STATE ATTORNEY OPERATIONS						103225
GENERAL REVENUE FUND -STATE	8,178	8,178	5,188			1000 1
=====						
TOTAL: DRUG COURT DIVERSION PROGRAM						4200360
TOTAL POSITIONS.....	2.00	2.00				
TOTAL ISSUE.....	131,407	131,407	5,188			
TOTAL SALARY RATE.....	78,378	78,378				
=====						

AGENCY ISSUE NARRATIVE:

2017-2018 BUDGET YEAR NARRATIVE:

IT COMPONENT? NO

The State Attorney's Office, 12th Judicial Circuit is requesting the funding necessary to staff the Drug Court Intervention Diversion Program instituted by the Judiciary in DeSoto County. Drug Courts, which combine treatment with incentives and sanctions, mandatory and random drug testing, and aftercare, are a proven tool for improving public health and public safety. The drug court model offers a cost-effective way to increase the percentage of addicted offenders who achieve sustained recovery, thereby improving public safety and reducing costs associated with re-arrest and additional incarceration. Because of the success of these programs in our other two counties within our circuit, the Judiciary has now expanded to DeSoto County; therefore, we are requesting the salary rate for one (1) Assistant State Attorney position at a rate of \$52,000 and one (1) Legal Secretary position at a rate of \$26,378 both with the experience necessary to support the program. State Attorney Operating Expenditures budget of \$13,366 (\$5,188 non-recurring) is requested to establish the positions as per Standard # 3, modified for State Attorneys.

LINK TO AGENCY ACTIVITY(IES): Felony, misdemeanor and juvenile prosecution, and civil matters.

COL A12		COL A14		COL A15		COL A16		COL A14-A12		CODES
AGY FIN REQ FY 2017-18	AGY AMD REQ FY 2017-18	AGY AMD N/R FY 2017-18	AGY AMD ANZ FY 2017-18	AGY AMD REQ FY 2017-18	AGY FIN REQ FY 2017-18	OVER(UNDER)	AGY FIN REQ FY 2017-18	AGY AMD REQ FY 2017-18		
POS	AMOUNT	POS	AMOUNT	POS	AMOUNT	POS	AMOUNT	POS	AMOUNT	

JUSTICE ADMINISTRATION										21000000
STATE ATTORNEYS										21500000
PGM: SA-12TH JUD CIRCUIT										21501200
PUBLIC PROTECTION										12
LEGAL REPRESENTATION										1203.00.00.00
OTHER PROGRAMS										4200000
DRUG COURT DIVERSION PROGRAM										4200360

POSITION DETAIL OF SALARIES AND BENEFITS:

	FTE	BASE RATE	ADDITIVES	BENEFITS	SUBTOTAL	LAPSE %	LAPSED SALARIES AND BENEFITS
A12 - AGY FIN REQ FY 2017-18							
NEW POSITIONS							
6112 LEGAL ASSISTANT/SECRETARY II							
N0002 001	1.00	26,378		16,192	42,570	0.00	42,570
6901 ASSISTANT STATE ATTORNEY-OVER MILLION							
N0001 001	1.00	52,000		28,659	80,659	0.00	80,659
TOTALS FOR ISSUE BY FUND							
1000 GENERAL REVENUE FUND							123,229
	2.00	78,378		44,851	123,229		123,229

A14 - AGY AMD REQ FY 2017-18

NEW POSITIONS							
6112 LEGAL ASSISTANT/SECRETARY II							
N0002 001	1.00	26,378		16,192	42,570	0.00	42,570
6901 ASSISTANT STATE ATTORNEY-OVER MILLION							
N0001 001	1.00	52,000		28,659	80,659	0.00	80,659

	COL A12	COL A14	COL A15	COL A16	COL A14-A12	
	AGY FIN REQ	AGY AMD REQ	AGY AMD N/R	AGY AMD ANZ	AGY AMD REQ	
	FY 2017-18	FY 2017-18	FY 2017-18	FY 2017-18	FY 2017-18	
	POS	AMOUNT	POS	AMOUNT	POS	AMOUNT
						CODES
JUSTICE ADMINISTRATION						21000000
STATE ATTORNEYS						21500000
PGM: SA-12TH JUD CIRCUIT						21501200
PUBLIC PROTECTION						12
LEGAL REPRESENTATION						1203.00.00.00
OTHER PROGRAMS						4200000
DRUG COURT DIVERSION PROGRAM						4200360

POSITION DETAIL OF SALARIES AND BENEFITS:

	FTE	BASE RATE	ADDITIVES	BENEFITS	SUBTOTAL	LAPSE %	LAPSED SALARIES AND BENEFITS
A14 - AGY AMD REQ FY 2017-18							
NEW POSITIONS							
TOTALS FOR ISSUE BY FUND							
1000 GENERAL REVENUE FUND							123,229
	2.00	78,378		44,851	123,229		123,229

STATE ATTORNEY INVESTIGATOR PAY							
PARITY							4206A50
SALARY RATE							000000
SALARY RATE.....	4,007	4,007					
SALARIES AND BENEFITS							010000
GENERAL REVENUE FUND -STATE	4,615	4,615					1000 1
TOTAL: STATE ATTORNEY INVESTIGATOR PAY							4206A50
PARITY							
TOTAL ISSUE.....	4,615	4,615					
TOTAL SALARY RATE.....	4,007	4,007					

	COL A12	COL A14	COL A15	COL A16	COL A14-A12	
	AGY FIN REQ	AGY AMD REQ	AGY AMD N/R	AGY AMD ANZ	AGY AMD REQ	
	FY 2017-18	FY 2017-18	FY 2017-18	FY 2017-18	FY 2017-18	
	POS	AMOUNT	POS	AMOUNT	POS	AMOUNT
						CODES
JUSTICE ADMINISTRATION						21000000
STATE ATTORNEYS						21500000
PGM: SA-12TH JUD CIRCUIT						21501200
PUBLIC PROTECTION						12
LEGAL REPRESENTATION						1203.00.00.00
OTHER PROGRAMS						4200000
STATE ATTORNEY INVESTIGATOR PAY						
PARITY						4206A50

AGENCY ISSUE NARRATIVE:

2017-2018 BUDGET YEAR NARRATIVE: IT COMPONENT? NO

In FY2013-14, special pay increases were awarded to law enforcement officers of the Florida Highway Patrol, Fish and Wildlife Commission, Department of Highway Safety and Motor Vehicles and Florida Department of Law Enforcement. (Chapter 2013-040, LOF, 8(2)(a) provided a 3.0 percent to 5.0 percent increase depending on longevity).

In FY2014-15 competitive pay adjustments of 5.0 percent were awarded to each law enforcement employee's base rate of pay including sworn law enforcement officers the Florida Department of Law Enforcement and Florida Highway Patrol. (Chapter 2014-051, LOF, section 8(2)(d)).

State Attorney Investigators are sworn law enforcement officers whose classifications were not included in either of these FY increases. This appears to have been an oversight since there is no functional difference between the job requirements and responsibilities of State Attorney Investigators and investigators of the Florida Highway Patrol, Fish and Wildlife Commission, Department of Highway Safety and Motor Vehicles and the Department of Law Enforcement all of whom were the beneficiaries of the aforementioned special pay increase.

This issue requests additional funding for an increase of 5.0 percent in the salary for one State Attorney Investigator (based on the June 30, 2014 rate of pay) along with the appropriate matching benefits, i.e., retirement and FICA.

Rate = \$4,007
 Benefit Match = \$608
 Issue Total = \$4,615

Link to Agency Activities: Felony, misdemeanor, juvenile prosecution and civil matters.

COL A12		COL A14		COL A15		COL A16		COL A14-A12		CODES
AGY FIN REQ FY 2017-18	AGY AMD REQ FY 2017-18	AGY AMD N/R FY 2017-18	AGY AMD ANZ FY 2017-18	AGY AMD REQ FY 2017-18	AGY FIN REQ FY 2017-18	AGY AMD REQ FY 2017-18	AGY AMD N/R FY 2017-18	AGY AMD ANZ FY 2017-18	AGY FIN REQ FY 2017-18	
POS	AMOUNT	POS	AMOUNT	POS	AMOUNT	POS	AMOUNT	POS	AMOUNT	

JUSTICE ADMINISTRATION 21000000
 STATE ATTORNEYS 21500000
 PGM: SA-12TH JUD CIRCUIT 21501200
 PUBLIC PROTECTION 12
 LEGAL REPRESENTATION 1203.00.00.00
 OTHER PROGRAMS 4200000
 STATE ATTORNEY INVESTIGATOR PAY
 PARITY 4206A50

POSITION DETAIL OF SALARIES AND BENEFITS:

FTE	BASE RATE	ADDITIVES	BENEFITS	SUBTOTAL	LAPSE %	LAPSED SALARIES AND BENEFITS
A12 - AGY FIN REQ FY 2017-18						
CHANGES TO CURRENTLY AUTHORIZED POSITIONS						
RA01 RATE & SALARY ADJ - BENEFITS NO FTE						
N0001 001	0.00	4,007	608	4,615	0.00	4,615
TOTALS FOR ISSUE BY FUND						
1000 GENERAL REVENUE FUND						
0.00	4,007	608	4,615			4,615

A14 - AGY AMD REQ FY 2017-18

CHANGES TO CURRENTLY AUTHORIZED POSITIONS						
RA01 RATE & SALARY ADJ - BENEFITS NO FTE						
N0001 001	0.00	4,007	608	4,615	0.00	4,615
TOTALS FOR ISSUE BY FUND						
1000 GENERAL REVENUE FUND						
0.00	4,007	608	4,615			4,615

	COL A12		COL A14		COL A15		COL A16		COL A14-A12		
	AGY FIN REQ		AGY AMD REQ		AGY AMD N/R		AGY AMD ANZ		AGY AMD REQ		
	FY 2017-18		FY 2017-18		FY 2017-18		FY 2017-18		FY 2017-18		
	POS	AMOUNT	POS	AMOUNT	POS	AMOUNT	POS	AMOUNT	POS	AMOUNT	CODES
JUSTICE ADMINISTRATION											21000000
STATE ATTORNEYS											21500000
PGM: SA-12TH JUD CIRCUIT											21501200
PUBLIC PROTECTION											12
LEGAL REPRESENTATION											1203.00.00.00
IMPROVED PROGRAMS											5000000
BODY CAMERA EVIDENCE REVIEW											5008010
SALARY RATE											000000
SALARY RATE.....		156,756		156,756							
=====											
SALARIES AND BENEFITS											010000
GENERAL REVENUE FUND -STATE	4.00	246,458	4.00	246,458							1000 1
=====											
SPECIAL CATEGORIES											100000
STATE ATTORNEY OPERATIONS											103225
GENERAL REVENUE FUND -STATE		16,356		16,356		10,376					1000 1
=====											
TOTAL: BODY CAMERA EVIDENCE REVIEW											5008010
TOTAL POSITIONS.....	4.00		4.00								
TOTAL ISSUE.....		262,814		262,814		10,376					
TOTAL SALARY RATE.....		156,756		156,756							
=====											

AGENCY ISSUE NARRATIVE:

2017-2018 BUDGET YEAR NARRATIVE:

IT COMPONENT? NO

In the last few years, law enforcement agencies have been moving toward body worn cameras that record law enforcement interactions with the public and with criminal suspects. As agencies have brought more cameras on line, prosecutors' offices have been inundated with videos depicting arrests, witness interviews and crime scenes.

The prosecutors' role in the criminal court system is unique. They are required by court rulings to not just advance evidence of guilt but to turn over to defendants any evidence in the possession of the prosecutors' office or the police agencies that is exculpatory in nature. When this requirement is applied to body camera video tapes, a huge new workload has been placed on prosecutors.

When an arrest is made or a criminal investigation by uniformed officers takes place, there are often more than just one or two officers at the scene. While each body camera video may record substantially the same scene, because the camera travels with each individual law enforcement officer, there are differences as to what each camera records visibly and aurally. Some of what is recorded may be deemed by the courts or defense attorneys to be exculpatory.

Prosecutors are placed in the position of having to collect, review, and reveal to the defense all of the video of any

	COL A12	COL A14	COL A15	COL A16	COL A14-A12	
	AGY FIN REQ	AGY AMD REQ	AGY AMD N/R	AGY AMD ANZ	AGY AMD REQ	
	FY 2017-18	FY 2017-18	FY 2017-18	FY 2017-18	FY 2017-18	
	POS	AMOUNT	POS	AMOUNT	POS	AMOUNT
						CODES
JUSTICE ADMINISTRATION						21000000
STATE ATTORNEYS						21500000
PGM: SA-12TH JUD CIRCUIT						21501200
PUBLIC PROTECTION						12
LEGAL REPRESENTATION						1203.00.00.00
IMPROVED PROGRAMS						5000000
BODY CAMERA EVIDENCE REVIEW						5008010

particular crime that is prosecuted. This extra work load has a substantial effect on the time spent on each individual case by the prosecutor. The review of these recordings will add hours of work to the prosecution of each case.

This general revenue request is for salary rate necessary to hire the experienced staff needed for the positions which includes one (1) Assistant State Attorney and one (1) support staff for our Sarasota County office and one (1) Assistant State Attorney and one (1) support staff needed for our Manatee County office. State Attorney Operating Expenditures budget of \$16,732 (\$10,376 non-recurring) is requested to establish the positions as per Standard # 3, modified for State Attorneys.

LINK TO AGENCY ACTIVITY(IES): Felony, misdemeanor and juvenile prosecution, and civil matters.

POSITION DETAIL OF SALARIES AND BENEFITS:

	FTE	BASE RATE	ADDITIVES	BENEFITS	SUBTOTAL	LAPSE %	LAPSED SALARIES AND BENEFITS
A12 - AGY FIN REQ FY 2017-18							
NEW POSITIONS							
6112 LEGAL ASSISTANT/SECRETARY II							
N0002 001	2.00	52,756		32,383	85,139	0.00	85,139
6901 ASSISTANT STATE ATTORNEY-OVER MILLION							
N0001 001	2.00	104,000		57,319	161,319	0.00	161,319
TOTALS FOR ISSUE BY FUND							
1000 GENERAL REVENUE FUND							246,458
	4.00	156,756		89,702	246,458		246,458

COL A12		COL A14		COL A15		COL A16		COL A14-A12		CODES
AGY FIN REQ FY 2017-18	POS	AGY AMD REQ FY 2017-18	POS	AGY AMD N/R FY 2017-18	POS	AGY AMD ANZ FY 2017-18	POS	AGY AMD REQ FY 2017-18 OVER(UNDER)	AGY FIN REQ FY 2017-18	
AMOUNT		AMOUNT		AMOUNT		AMOUNT		AMOUNT	AMOUNT	

JUSTICE ADMINISTRATION										21000000
STATE ATTORNEYS										21500000
PGM: SA-12TH JUD CIRCUIT										21501200
PUBLIC PROTECTION										12
LEGAL REPRESENTATION										<u>1203.00.00.00</u>
IMPROVED PROGRAMS										5000000
BODY CAMERA EVIDENCE REVIEW										5008010

POSITION DETAIL OF SALARIES AND BENEFITS:

	FTE	BASE RATE	ADDITIVES	BENEFITS	SUBTOTAL	LAPSE %	LAPSED SALARIES AND BENEFITS
A14 - AGY AMD REQ FY 2017-18							
NEW POSITIONS							
6112 LEGAL ASSISTANT/SECRETARY II							
N0002 001	2.00	52,756		32,383	85,139	0.00	85,139
6901 ASSISTANT STATE ATTORNEY-OVER MILLION							
N0001 001	2.00	104,000		57,319	161,319	0.00	161,319
TOTALS FOR ISSUE BY FUND							
1000 GENERAL REVENUE FUND							246,458
	4.00	156,756		89,702	246,458		246,458

TOTAL: LEGAL REPRESENTATION							<u>1203.00.00.00</u>
BY FUND TYPE							
GENERAL REVENUE FUND	1,549,319	1,549,319	57,800				1000
TRUST FUNDS	64,500	184,729	68,500			120,229	2000
TOTAL POSITIONS.....	22.00	22.00					
TOTAL PROG COMP.....	1,613,819	1,734,048	126,300			120,229	
TOTAL SALARY RATE.....	933,409	933,409					

=====

	COL A12	COL A14	COL A15	COL A16	COL A14-A12	
					AGY AMD REQ	
					FY 2017-18	
					OVER(UNDER)	
	AGY FIN REQ	AGY AMD REQ	AGY AMD N/R	AGY AMD ANZ	AGY FIN REQ	
	FY 2017-18	FY 2017-18	FY 2017-18	FY 2017-18	FY 2017-18	
	POS	AMOUNT	POS	AMOUNT	POS	AMOUNT
JUSTICE ADMINISTRATION						21000000
STATE ATTORNEYS						21500000
PGM: SA-14TH JUD CIRCUIT						21501400
PUBLIC PROTECTION						12
LEGAL REPRESENTATION						1203.00.00.00
EQUIPMENT NEEDS						2400000
REPLACEMENT OF MOTOR VEHICLES						2401500
SPECIAL CATEGORIES						100000
ACQUISITION/MOTOR VEHICLES						100021
STATE ATTNYS REVENUE TF -STATE	25,000	25,000	25,000			2058 1

AGENCY ISSUE NARRATIVE:

2017-2018 BUDGET YEAR NARRATIVE:

IT COMPONENT? NO

The State Attorney Office, Fourteenth (14th) Judicial Circuit requests budget authority within the State Attorney Revenue Trust Fund to replace one (1) vehicle which meets Department of Management Services (DMS) replacement criteria.

Asset #	Year	Make/Model	Vehicle Identification No.	06/30/16 Mileage	Est Mileage 6/30/17
03075	2006	Jeep Grand Cherokee	1J8GS48K26C190177	102,260	120,000

Link to Agency Activity(ies): Felony, misdemeanor and juvenile prosecution.

This issue is for Bay, Calhoun, Gulf, Holmes, Jackson and Washington Counties

WORKLOAD						3000000
ENHANCED OTHER PERSONAL SERVICES						3000640
OTHER PERSONAL SERVICES						030000

STATE ATTNYS REVENUE TF -STATE	130,988	130,988				2058 1
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AGENCY ISSUE NARRATIVE:

2017-2018 BUDGET YEAR NARRATIVE:

IT COMPONENT? NO

Due to state budget reductions and increased workload demand, temporary staff is needed to assist employees with caseloads and document imaging and to substitute when an employee is on extensive paid medical/annual leave. Temporary staff is needed to assist in imaging documents. The services provided are in lieu of hiring additional full-time, salaried employees.

COL A12		COL A14		COL A15		COL A16		COL A14-A12		CODES
AGY FIN REQ FY 2017-18 POS	AMOUNT	AGY AMD REQ FY 2017-18 POS	AMOUNT	AGY AMD N/R FY 2017-18 POS	AMOUNT	AGY AMD ANZ FY 2017-18 POS	AMOUNT	AGY AMD REQ FY 2017-18 POS	AMOUNT	

JUSTICE ADMINISTRATION 21000000
 STATE ATTORNEYS 21500000
 PGM: SA-14TH JUD CIRCUIT 21501400
 PUBLIC PROTECTION 12
 LEGAL REPRESENTATION 1203.00.00.00
 WORKLOAD 3000000
 ENHANCED OTHER PERSONAL SERVICES 3000640

Number of OPS	Number of Hours	Hourly Rate	FICA	TOTAL COST
(3)	1040	\$15.00	\$3,580	\$50,380
(6)	1040	\$12.00	\$5,728	\$80,608
TOTAL				\$130,988

Link To Agency Activity(ies): Felony, misdemeanor and juvenile prosecution, and civil matters.

This issue is for Bay and Jackson counties.

STAFFING ADJUSTMENTS FOR WORKLOAD AND INCREASED JUDGESHIPS										3001060
SALARY RATE.....	170,437	170,437								000000
=====										
SALARIES AND BENEFITS										010000
GENERAL REVENUE FUND -STATE	5.00	5.00	276,646	276,646						1000 1
=====										
SPECIAL CATEGORIES										100000
STATE ATTORNEY OPERATIONS										103225
GENERAL REVENUE FUND -STATE	20,329	20,329		13,153						1000 1
=====										
TOTAL: STAFFING ADJUSTMENTS FOR WORKLOAD AND INCREASED JUDGESHIPS										3001060
TOTAL POSITIONS.....	5.00	5.00								
TOTAL ISSUE.....	296,975	296,975		13,153						
TOTAL SALARY RATE.....	170,437	170,437								
=====										

COL A12	COL A14	COL A15	COL A16	COL A14-A12	CODES
AGY FIN REQ FY 2017-18 POS AMOUNT	AGY AMD REQ FY 2017-18 POS AMOUNT	AGY AMD N/R FY 2017-18 POS AMOUNT	AGY AMD ANZ FY 2017-18 POS AMOUNT	AGY AMD REQ FY 2017-18 OVER(UNDER) AGY FIN REQ FY 2017-18 POS AMOUNT	
JUSTICE ADMINISTRATION					21000000
STATE ATTORNEYS					21500000
PGM: SA-14TH JUD CIRCUIT					21501400
PUBLIC PROTECTION					12
LEGAL REPRESENTATION					1203.00.00.00
WORKLOAD					3000000
STAFFING ADJUSTMENTS FOR WORKLOAD AND INCREASED JUDGESHIPS					3001060

AGENCY ISSUE NARRATIVE:

2017-2018 BUDGET YEAR NARRATIVE:

IT COMPONENT? NO

If additional criminal divisions are created in the Fourteenth (14th) Judicial Circuit as a result of additional judgeships, it would become necessary to staff them accordingly. This request reflects the state attorney resources necessary to staff one newly created criminal division, based on the Florida Prosecuting Attorneys Association's model along with our experience within this circuit. This configuration will need to be repeated for each new criminal division created in the Fourteenth (14th) Judicial Circuit. Operations funding is requested to establish the positions per Standard #3.

Link to Agency Activity(ies): Felony, misdemeanor and juvenile prosecution, and civil matters.

This issue is for Bay, Calhoun, Gulf, Holmes, Jackson and Washington counties.

POSITION DETAIL OF SALARIES AND BENEFITS:

	FTE	BASE RATE	ADDITIVES	BENEFITS	SUBTOTAL	LAPSE %	LAPSED SALARIES AND BENEFITS
A12 - AGY FIN REQ FY 2017-18							
NEW POSITIONS							
6112 LEGAL ASSISTANT/SECRETARY II							
N0003 001	2.00	52,756		32,383	85,139	0.00	85,139
6662 INVESTIGATOR II							
N0002 001	1.00	37,681		23,578	61,259	0.00	61,259
6900 ASSISTANT STATE ATTORNEY-UNDER MILLION							
N0001 001	2.00	80,000		50,248	130,248	0.00	130,248

COL A12		COL A14		COL A15		COL A16		COL A14-A12		CODES
AGY FIN REQ FY 2017-18	POS AMOUNT	AGY AMD REQ FY 2017-18	POS AMOUNT	AGY AMD N/R FY 2017-18	POS AMOUNT	AGY AMD ANZ FY 2017-18	POS AMOUNT	AGY AMD REQ FY 2017-18 OVER(UNDER)	AGY FIN REQ FY 2017-18	

JUSTICE ADMINISTRATION 21000000
 STATE ATTORNEYS 21500000
 PGM: SA-14TH JUD CIRCUIT 21501400
 PUBLIC PROTECTION 12
 LEGAL REPRESENTATION 1203.00.00.00
 WORKLOAD 3000000
 STAFFING ADJUSTMENTS FOR WORKLOAD
 AND INCREASED JUDGESHIPS 3001060

POSITION DETAIL OF SALARIES AND BENEFITS:

FTE	BASE RATE	ADDITIVES	BENEFITS	SUBTOTAL	LAPSE %	LAPSED SALARIES AND BENEFITS
A12 - AGY FIN REQ FY 2017-18						
NEW POSITIONS						
TOTALS FOR ISSUE BY FUND						
1000 GENERAL REVENUE FUND						
5.00	170,437		106,209	276,646		276,646

A14 - AGY AMD REQ FY 2017-18

NEW POSITIONS

6112 LEGAL ASSISTANT/SECRETARY II						
N0003 001	2.00	52,756	32,383	85,139	0.00	85,139
6662 INVESTIGATOR II						
N0002 001	1.00	37,681	23,578	61,259	0.00	61,259
6900 ASSISTANT STATE ATTORNEY-UNDER MILLION						
N0001 001	2.00	80,000	50,248	130,248	0.00	130,248

TOTALS FOR ISSUE BY FUND
 1000 GENERAL REVENUE FUND

5.00	170,437		106,209	276,646		276,646
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	COL A12	COL A14	COL A15	COL A16	COL A14-A12	
	AGY FIN REQ FY 2017-18	AGY AMD REQ FY 2017-18	AGY AMD N/R FY 2017-18	AGY AMD ANZ FY 2017-18	AGY AMD REQ FY 2017-18	AGY FIN REQ FY 2017-18
	POS AMOUNT	POS AMOUNT	POS AMOUNT	POS AMOUNT	POS AMOUNT	POS AMOUNT
JUSTICE ADMINISTRATION						21000000
STATE ATTORNEYS						21500000
PGM: SA-14TH JUD CIRCUIT						21501400
PUBLIC PROTECTION						12
LEGAL REPRESENTATION						1203.00.00.00
WORKLOAD						3000000
ENHANCED SALARY INCENTIVE PAYMENTS						3008A10
SPECIAL CATEGORIES						100000
SALARY INCENTIVE PAYMENTS						103290
GENERAL REVENUE FUND -STATE	8,696	8,696				1000 1

AGENCY ISSUE NARRATIVE:

2017-2018 BUDGET YEAR NARRATIVE: IT COMPONENT? NO

Florida law requires the State Attorney to pay a salary incentive for Investigators that is based on their training and education. The State Attorney Office, Fourteenth (14th) Judicial Circuit requests a General Revenue (GR) increase to meet this requirement.

Request additional \$8,696 in General Revenue (GR) to meet statutorily required Salary Incentive Payment (SIP) payroll.

SIP payroll per month, \$1,366.10 x 12 months = Annual cost \$16,393.
 Current GR funding level is \$7,697 resulting in a shortfall of \$8,696.

LINK TO AGENCY ACTIVITY(IES): Felony, misdemeanor, and juvenile prosecution, and civil matters.

This issue is for Bay, Calhoun, Gulf, Holmes Jackson and Washington Counties.

INCREASE VICTIMS OF CRIME ACT						
AUTHORITY						3009510
SALARY RATE						000000
SALARY RATE.....		35,606			35,606	
SALARIES AND BENEFITS						010000
GRANTS AND DONATIONS TF -RECPNT	1.00	53,198			1.00 53,198	2339 9

	COL A12	COL A14	COL A15	COL A16	COL A14-A12	
	AGY FIN REQ	AGY AMD REQ	AGY AMD N/R	AGY AMD ANZ	AGY FIN REQ	
	FY 2017-18	FY 2017-18	FY 2017-18	FY 2017-18	FY 2017-18	
	POS	AMOUNT	POS	AMOUNT	POS	AMOUNT
JUSTICE ADMINISTRATION						21000000
STATE ATTORNEYS						21500000
PGM: SA-14TH JUD CIRCUIT						21501400
PUBLIC PROTECTION						12
LEGAL REPRESENTATION						1203.00.00.00
WORKLOAD						3000000
INCREASE VICTIMS OF CRIME ACT						
AUTHORITY						3009510
SPECIAL CATEGORIES						100000
STATE ATTORNEY OPERATIONS						103225
GRANTS AND DONATIONS TF -RECPNT			7,000			7,000 2339 9
TOTAL: INCREASE VICTIMS OF CRIME ACT						3009510
AUTHORITY						
TOTAL POSITIONS.....		1.00			1.00	
TOTAL ISSUE.....			60,198			60,198
TOTAL SALARY RATE.....		35,606			35,606	

AGENCY ISSUE NARRATIVE:

2017-2018 BUDGET YEAR NARRATIVE:

IT COMPONENT? NO

Amended 2017-18 Narrative after February 2, 2017

The State Attorney's Office in the Fourteenth Judicial Circuit has received an increase in the Victims of Crime Act (VOCA) Grant from the Office of the Attorney General. The increase of \$60,198 supports one additional Full Time Equivalent (FTE) Victim Witness Counselor II position and \$7,000 in recurring training for all of this agency's VOCA positions. One FTE with corresponding salary rate and benefits totaling \$53,198, as well as, \$7,000 in recurring Operations budget authority is requested to continue this grant into Fiscal Year 2017-18. The additional VOCA Grant position will allow this agency to provide more services to victims of crime in this circuit and the training funds allow each of this agency's advocates to take 24 hours of courses through the Florida Crime Prevention Training Institute to renew their Victim Services Practitioner certifications.

Summary: This is a new issue.

	COL A12	COL A14	COL A15	COL A16	COL A14-A12	
	AGY FIN REQ	AGY AMD REQ	AGY AMD N/R	AGY AMD ANZ	AGY AMD REQ	
	FY 2017-18	FY 2017-18	FY 2017-18	FY 2017-18	FY 2017-18	
	POS	AMOUNT	POS	AMOUNT	POS	AMOUNT
						CODES
JUSTICE ADMINISTRATION						21000000
STATE ATTORNEYS						21500000
PGM: SA-14TH JUD CIRCUIT						21501400
PUBLIC PROTECTION						12
LEGAL REPRESENTATION						1203.00.00.00
WORKLOAD						3000000
INCREASE VICTIMS OF CRIME ACT						
AUTHORITY						3009510

POSITION DETAIL OF SALARIES AND BENEFITS:

	FTE	BASE RATE	ADDITIVES	BENEFITS	SUBTOTAL	LAPSE %	LAPSED SALARIES AND BENEFITS
A14 - AGY AMD REQ FY 2017-18							
NEW POSITIONS							
6553 VICTIM WITNESS COUNSELOR II							
N0001 001	1.00	35,606		17,592	53,198	0.00	53,198
TOTALS FOR ISSUE BY FUND							
2339 GRANTS AND DONATIONS TF							53,198
	1.00	35,606		17,592	53,198		53,198

OTHER PROGRAMS							4200000
FLORIDA BAR DUES							4204020
SPECIAL CATEGORIES							100000
STATE ATTORNEY OPERATIONS							103225
GENERAL REVENUE FUND -STATE	10,335	10,335					1000 1

AGENCY ISSUE NARRATIVE:

2017-2018 BUDGET YEAR NARRATIVE:

IT COMPONENT? NO

Funds are requested to pay the bar dues for assistant state attorneys. Membership in the Florida Bar is required in order to represent the interest of the state in circuit and county courts.

COL A12		COL A14		COL A15		COL A16		COL A14-A12		CODES
POS	AMOUNT	POS	AMOUNT	POS	AMOUNT	POS	AMOUNT	POS	AMOUNT	

JUSTICE ADMINISTRATION										21000000
STATE ATTORNEYS										21500000
PGM: SA-14TH JUD CIRCUIT										21501400
PUBLIC PROTECTION										12
LEGAL REPRESENTATION										1203.00.00.00
OTHER PROGRAMS										4200000
FLORIDA BAR DUES										4204020

\$265.00 x 39 Assistant State Attorneys = \$10,335

LINK TO AGENCY ACTIVITY(IES): Felony, misdemeanor and juvenile prosecution, and civil matters.

This issue is for Bay, Calhoun, Gulf, Holmes, Jackson, and Washington counties.

IMPROVED PROGRAMS										5000000
INVOLUNTARY ADMISSION TO										
RESIDENTIAL SERVICES PURSUANT TO										
SECTION 393.11 FLORIDA STATUTE										5000570
SALARY RATE										000000
SALARY RATE.....	78,378		78,378							
SALARIES AND BENEFITS										010000
GENERAL REVENUE FUND -STATE	2.00	123,229	2.00	123,229						1000 1
SPECIAL CATEGORIES										100000
STATE ATTORNEY OPERATIONS										103225
GENERAL REVENUE FUND -STATE		8,178		8,178		5,188				1000 1
TOTAL: INVOLUNTARY ADMISSION TO										5000570
RESIDENTIAL SERVICES PURSUANT TO										
SECTION 393.11 FLORIDA STATUTE										
TOTAL POSITIONS.....	2.00		2.00							
TOTAL ISSUE.....		131,407		131,407		5,188				
TOTAL SALARY RATE.....	78,378		78,378							

	COL A12	COL A14	COL A15	COL A16	COL A14-A12	
					AGY AMD REQ	
					FY 2017-18	
					OVER(UNDER)	
	AGY FIN REQ	AGY AMD REQ	AGY AMD N/R	AGY AMD ANZ	AGY FIN REQ	
	FY 2017-18	FY 2017-18	FY 2017-18	FY 2017-18	FY 2017-18	
POS	AMOUNT	POS	AMOUNT	POS	AMOUNT	CODES
JUSTICE ADMINISTRATION						21000000
STATE ATTORNEYS						21500000
PGM: SA-14TH JUD CIRCUIT						21501400
PUBLIC PROTECTION						12
LEGAL REPRESENTATION						1203.00.00.00
IMPROVED PROGRAMS						5000000
INVOLUNTARY ADMISSION TO						
RESIDENTIAL SERVICES PURSUANT TO						
SECTION 393.11 FLORIDA STATUTE						5000570

AGENCY ISSUE NARRATIVE:

2017-2018 BUDGET YEAR NARRATIVE:

IT COMPONENT? NO

F.S. 393.11 expanded the responsibilities and workload of the State Attorney in dealing with the involuntary admission of a person to residential services. Sunland Training Center, a residential service facility is located in Jackson County, 14th Judicial Circuit. If a motion or petition has been filed pursuant to s.916.303 to dismiss criminal charges against a defendant who has an intellectual disability or autism, and a petition is filed to involuntarily admit the defendant to residential services, the notice of petition will be given to the State Attorney and a hearing shall be set. All of these cases will be subject to State Attorney review. The court with jurisdiction upon request may transfer the continuing jurisdiction to the court where a client resides if it is different from where the original involuntary admission order was issued. Most if not all of these cases are transferred; therefore, the State Attorney will deal with cases of original jurisdiction in the 14th Circuit and cases in other jurisdictions will be transferred to the State Attorney, 14th Circuit upon the involuntary admission to residential services provided by Sunland Training Center. A placement resulting from an involuntary admission must be reviewed by the court at a hearing annually. Because of the issues of transporting these individual to court, the State Attorney is required to attend hearings on-site at the facility. As a result, the case load has increased to a point that one attorney and one support staff is required to monitor and review all information provided to our office and attend hearings at the residential service facility.

The salary requested is for an experienced Assistant State Attorney is requested at \$52,000 and a Legal Secretary II at the default rate. Operations funding is requested to establish these positions per Standard #3.

LINK TO AGENCY ACTIVITY(IES): Civil matters
 This issue is for Jackson county.

	COL A12	COL A14	COL A15	COL A16	COL A14-A12	
	AGY FIN REQ	AGY AMD REQ	AGY AMD N/R	AGY AMD ANZ	AGY AMD REQ	
	FY 2017-18	FY 2017-18	FY 2017-18	FY 2017-18	FY 2017-18	
	POS	AMOUNT	POS	AMOUNT	POS	AMOUNT
						CODES
JUSTICE ADMINISTRATION						21000000
STATE ATTORNEYS						21500000
PGM: SA-14TH JUD CIRCUIT						21501400
PUBLIC PROTECTION						12
LEGAL REPRESENTATION						1203.00.00.00
IMPROVED PROGRAMS						5000000
INVOLUNTARY ADMISSION TO						
RESIDENTIAL SERVICES PURSUANT TO						
SECTION 393.11 FLORIDA STATUTE						5000570

POSITION DETAIL OF SALARIES AND BENEFITS:

	FTE	BASE RATE	ADDITIVES	BENEFITS	SUBTOTAL	LAPSE %	LAPSED SALARIES AND BENEFITS
A12 - AGY FIN REQ FY 2017-18							
NEW POSITIONS							
6112 LEGAL ASSISTANT/SECRETARY II							
N0002 001	1.00	26,378		16,192	42,570	0.00	42,570
6900 ASSISTANT STATE ATTORNEY-UNDER MILLION							
N0001 001	1.00	52,000		28,659	80,659	0.00	80,659
TOTALS FOR ISSUE BY FUND							
1000 GENERAL REVENUE FUND							123,229
	2.00	78,378		44,851	123,229		123,229

A14 - AGY AMD REQ FY 2017-18

NEW POSITIONS							
6112 LEGAL ASSISTANT/SECRETARY II							
N0002 001	1.00	26,378		16,192	42,570	0.00	42,570
6900 ASSISTANT STATE ATTORNEY-UNDER MILLION							
N0001 001	1.00	52,000		28,659	80,659	0.00	80,659

COL A12		COL A14		COL A15		COL A16		COL A14-A12		CODES
AGY FIN REQ FY 2017-18	POS AMOUNT	AGY AMD REQ FY 2017-18	POS AMOUNT	AGY AMD N/R FY 2017-18	POS AMOUNT	AGY AMD ANZ FY 2017-18	POS AMOUNT	AGY AMD REQ FY 2017-18 OVER(UNDER)	AGY FIN REQ FY 2017-18	

JUSTICE ADMINISTRATION 21000000
 STATE ATTORNEYS 21500000
 PGM: SA-14TH JUD CIRCUIT 21501400
 PUBLIC PROTECTION 12
 LEGAL REPRESENTATION 1203.00.00.00
 IMPROVED PROGRAMS 5000000
 INVOLUNTARY ADMISSION TO
 RESIDENTIAL SERVICES PURSUANT TO
 SECTION 393.11 FLORIDA STATUTE 5000570

POSITION DETAIL OF SALARIES AND BENEFITS:

FTE	BASE RATE	ADDITIVES	BENEFITS	SUBTOTAL	LAPSE %	LAPSED SALARIES AND BENEFITS
A14 - AGY AMD REQ FY 2017-18						
NEW POSITIONS						
TOTALS FOR ISSUE BY FUND						
1000 GENERAL REVENUE FUND						123,229
2.00	78,378		44,851	123,229		123,229

BODY CAMERA EVIDENCE REVIEW 5008010
 SALARY RATE 000000
 SALARY RATE..... 78,378 78,378
 SALARIES AND BENEFITS 010000
 GENERAL REVENUE FUND -STATE 2.00 123,229 2.00 123,229 1000 1
 SPECIAL CATEGORIES 100000
 STATE ATTORNEY OPERATIONS 103225
 GENERAL REVENUE FUND -STATE 8,178 8,178 5,188 1000 1

	COL A12	COL A14	COL A15	COL A16	COL A14-A12	
	AGY FIN REQ FY 2017-18	AGY AMD REQ FY 2017-18	AGY AMD N/R FY 2017-18	AGY AMD ANZ FY 2017-18	AGY AMD REQ FY 2017-18 OVER(UNDER) AGY FIN REQ FY 2017-18	CODES
	POS AMOUNT	POS AMOUNT	POS AMOUNT	POS AMOUNT	POS AMOUNT	
JUSTICE ADMINISTRATION						21000000
STATE ATTORNEYS						21500000
PGM: SA-14TH JUD CIRCUIT						21501400
PUBLIC PROTECTION						12
LEGAL REPRESENTATION						1203.00.00.00
IMPROVED PROGRAMS						5000000
BODY CAMERA EVIDENCE REVIEW						5008010
TOTAL: BODY CAMERA EVIDENCE REVIEW						5008010
TOTAL POSITIONS.....	2.00	2.00				
TOTAL ISSUE.....	131,407	131,407		5,188		
TOTAL SALARY RATE.....	78,378	78,378				

AGENCY ISSUE NARRATIVE:

2017-2018 BUDGET YEAR NARRATIVE: IT COMPONENT? NO

In the last few years, law enforcement agencies have been moving toward body worn cameras that record law enforcement interactions with the public and with criminal suspects. As agencies have brought more cameras on line, prosecutors' offices have been inundated with videos depicting arrests, witness interviews and crime scenes.

The prosecutors' role in the criminal court system is unique. They are required by court rulings to not just advance evidence of guilt but to turn over to defendants any evidence in the possession of the prosecutors' office of the police agencies that is exculpatory in nature. When this requirement is applied to body camera video tapes, a huge new workload has been placed on prosecutors.

When an arrest is made or a criminal investigation by uniformed officers takes place, there are often more than just one or two officers at the scene. While each body camera video may record substantially the same scene, because the camera travels with each individual law enforcement officer, there are differences as to what each camera records visibly and aurally. Some of what is recorded may be deemed by the courts or defense attorneys to be exculpatory.

Prosecutors are placed in the position of having to collect, review and reveal to the defense all of the video of any particular crime that is prosecuted. This extra work load has a substantial effect on the time spent on each individual case by the prosecutor. The review of these recordings will add hours of work to the prosecution of each case. The salary requested is for an experienced Assistant State Attorney is requested at \$52,000 and a Legal Secretary II at the default rate.

Link to Agency Activities: Felony, misdemeanor, and juvenile prosecution, and civil matters.

This issue is for Bay, Calhoun Gulf, Holmes, Jackson and Washington Counties.

COL A12		COL A14		COL A15		COL A16		COL A14-A12		CODES
AGY FIN REQ FY 2017-18	POS AMOUNT	AGY AMD REQ FY 2017-18	POS AMOUNT	AGY AMD N/R FY 2017-18	POS AMOUNT	AGY AMD ANZ FY 2017-18	POS AMOUNT	AGY AMD REQ FY 2017-18 OVER(UNDER)	AGY FIN REQ FY 2017-18	

JUSTICE ADMINISTRATION										21000000
STATE ATTORNEYS										21500000
PGM: SA-14TH JUD CIRCUIT										21501400
PUBLIC PROTECTION										12
LEGAL REPRESENTATION										1203.00.00.00
IMPROVED PROGRAMS										5000000
BODY CAMERA EVIDENCE REVIEW										5008010

POSITION DETAIL OF SALARIES AND BENEFITS:

	FTE	BASE RATE	ADDITIVES	BENEFITS	SUBTOTAL	LAPSE %	LAPSED SALARIES AND BENEFITS
A12 - AGY FIN REQ FY 2017-18							
NEW POSITIONS							
6112 LEGAL ASSISTANT/SECRETARY II							
N0002 001	1.00	26,378		16,192	42,570	0.00	42,570
6900 ASSISTANT STATE ATTORNEY-UNDER MILLION							
N0001 001	1.00	52,000		28,659	80,659	0.00	80,659
TOTALS FOR ISSUE BY FUND							
1000 GENERAL REVENUE FUND							123,229
	2.00	78,378		44,851	123,229		123,229

A14 - AGY AMD REQ FY 2017-18

NEW POSITIONS							
6112 LEGAL ASSISTANT/SECRETARY II							
N0002 001	1.00	26,378		16,192	42,570	0.00	42,570
6900 ASSISTANT STATE ATTORNEY-UNDER MILLION							
N0001 001	1.00	52,000		28,659	80,659	0.00	80,659

COL A12		COL A14		COL A15		COL A16		COL A14-A12		CODES
AGY FIN REQ FY 2017-18	POS AMOUNT	AGY AMD REQ FY 2017-18	POS AMOUNT	AGY AMD N/R FY 2017-18	POS AMOUNT	AGY AMD ANZ FY 2017-18	POS AMOUNT	AGY AMD REQ FY 2017-18 OVER(UNDER)	AGY FIN REQ FY 2017-18	

JUSTICE ADMINISTRATION										21000000
STATE ATTORNEYS										21500000
PGM: SA-14TH JUD CIRCUIT										21501400
PUBLIC PROTECTION										12
LEGAL REPRESENTATION										<u>1203.00.00.00</u>
IMPROVED PROGRAMS										5000000
BODY CAMERA EVIDENCE REVIEW										5008010

POSITION DETAIL OF SALARIES AND BENEFITS:

FTE	BASE RATE	ADDITIVES	BENEFITS	SUBTOTAL	LAPSE %	LAPSED SALARIES AND BENEFITS
A14 - AGY AMD REQ FY 2017-18						
NEW POSITIONS						
TOTALS FOR ISSUE BY FUND						
1000 GENERAL REVENUE FUND						
2.00	78,378		44,851	123,229		123,229

TOTAL: LEGAL REPRESENTATION						<u>1203.00.00.00</u>
BY FUND TYPE						
GENERAL REVENUE FUND	578,820	578,820	23,529			1000
TRUST FUNDS	155,988	216,186	25,000		60,198	2000
TOTAL POSITIONS.....	9.00	10.00		1.00		
TOTAL PROG COMP.....	734,808	795,006	48,529		60,198	
TOTAL SALARY RATE.....	327,193	362,799		35,606		

=====

	COL A12	COL A14	COL A15	COL A16	COL A14-A12	
	AGY FIN REQ	AGY AMD REQ	AGY AMD N/R	AGY AMD ANZ	AGY AMD REQ	
	FY 2017-18	FY 2017-18	FY 2017-18	FY 2017-18	FY 2017-18	
	POS	AMOUNT	POS	AMOUNT	POS	AMOUNT
						CODES
JUSTICE ADMINISTRATION						21000000
STATE ATTORNEYS						21500000
PGM: SA-17TH JUD CIRCUIT						21501700
PUBLIC PROTECTION						12
LEGAL REPRESENTATION						1203.00.00.00
ADJUSTMENTS TO CURRENT YEAR						
ESTIMATED EXPENDITURES						1600000
REAPPROVAL OF VICTIMS OF CRIME ACT						
(VOCA) GRANT						1605150
SALARIES AND BENEFITS						010000
GRANTS AND DONATIONS TF -RECPNT		55,554			55,554	2339 9
SPECIAL CATEGORIES						100000
STATE ATTORNEY OPERATIONS						103225
GRANTS AND DONATIONS TF -RECPNT		13,225			13,225	2339 9
TOTAL: REAPPROVAL OF VICTIMS OF CRIME ACT						1605150
(VOCA) GRANT						
TOTAL ISSUE.....		68,779			68,779	

AGENCY ISSUE NARRATIVE:

2017-2018 BUDGET YEAR NARRATIVE:

IT COMPONENT? NO

Amended 2017-18 Narrative after February 2, 2017

This issue is requested to reapprove Fiscal Year (FY) 2016-17 budget amendment numbered ATTY-017-40, B0346. Grants and Donations Trust Fund, Salaries and Benefits budget authority of \$55,554 and Operating Expenditures budget authority in the amount of \$13,225 was requested to implement an increase in the existing Victims of Crime Act (VOCA) Grant for nine months of FY 2016-17, from October 1st, 2016 through June 30, 2017. Re-approval of this budget action is requested to continue this grant into the FY 2017-18. The FY 2016-17 VOCA Grant increase in the amount of \$87,297 provides funding for two Victim/Witness Counselor positions at \$74,072 with \$13,225 provided for training. The amount needed to annualize the Salaries and Benefits budget authority is requested under issue code 2600130 "Annualization of Victims of Crime Act (VOCA) Program."

The Other Salary Amount "OAD" transaction was used to request the Salaries and Benefits budget authority without impacting positions or salary rate. This office has sufficient positions and rate to implement this Grant.

Summary: this is a new issue.

COL A12		COL A14		COL A15		COL A16		COL A14-A12		CODES
AGY FIN REQ FY 2017-18	POS	AGY AMD REQ FY 2017-18	POS	AGY AMD N/R FY 2017-18	POS	AGY AMD ANZ FY 2017-18	POS	AGY AMD REQ FY 2017-18 OVER(UNDER)	AGY FIN REQ FY 2017-18	
AMOUNT		AMOUNT		AMOUNT		AMOUNT		AMOUNT	AMOUNT	

JUSTICE ADMINISTRATION 21000000
 STATE ATTORNEYS 21500000
 PGM: SA-17TH JUD CIRCUIT 21501700
 PUBLIC PROTECTION 12
 LEGAL REPRESENTATION 1203.00.00.00
 ADJUSTMENTS TO CURRENT YEAR
 ESTIMATED EXPENDITURES 1600000
 REAPPROVAL OF VICTIMS OF CRIME ACT
 (VOCA) GRANT 1605150

POSITION DETAIL OF SALARIES AND BENEFITS:

FTE	BASE RATE	ADDITIVES	BENEFITS	SUBTOTAL	LAPSE %	LAPSED SALARIES AND BENEFITS
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A14 - AGY AMD REQ FY 2017-18

CHANGES TO CURRENTLY AUTHORIZED POSITIONS
 OTHER SALARY AMOUNT
 2339 GRANTS AND DONATIONS TF

55,554

 55,554
 =====

ESTIMATED EXPENDITURES REALIGNMENT 2000000
 REALIGNMENT OF ADMINISTRATIVE
 EXPENDITURES - ADD 2000100
 OTHER PERSONAL SERVICES 030000
 STATE ATTNYS REVENUE TF -STATE 100,000 100,000 2058 1
 =====
 SPECIAL CATEGORIES 100000
 STATE ATTORNEY OPERATIONS 103225
 FORFEIT/INVES SUPPORT TF -STATE 418,667 418,667 2316 1
 =====
 TOTAL: REALIGNMENT OF ADMINISTRATIVE EXPENDITURES - ADD 2000100
 TOTAL ISSUE..... 518,667 518,667
 =====

	COL A12	COL A14	COL A15	COL A16	COL A14-A12	
	AGY FIN REQ	AGY AMD REQ	AGY AMD N/R	AGY AMD ANZ	AGY AMD REQ	
	FY 2017-18	FY 2017-18	FY 2017-18	FY 2017-18	FY 2017-18	
	POS	AMOUNT	POS	AMOUNT	POS	AMOUNT
						CODES
JUSTICE ADMINISTRATION						21000000
STATE ATTORNEYS						21500000
PGM: SA-17TH JUD CIRCUIT						21501700
PUBLIC PROTECTION						12
LEGAL REPRESENTATION						1203.00.00.00
ESTIMATED EXPENDITURES REALIGNMENT						2000000
REALIGNMENT OF ADMINISTRATIVE						
EXPENDITURES - ADD						2000100

AGENCY ISSUE NARRATIVE:

2017-2018 BUDGET YEAR NARRATIVE: IT COMPONENT? NO

The State Attorney's Office 17th Judicial Circuit is requesting a realignment of Budget between appropriation categories with the intent to more accurately reflect anticipated expenditure needs.

SA17 requests a decrease in budget authority in the Cost of Prosecutions salaries and benefits appropriation category (010000) by \$100,000 and increased accordingly in the Cost of Prosecutions Other Personal Services category (030000).

SA17 is also requesting a budget authority realignment of the Forfeiture and Investigative Support Trust Fund, requesting an increase in operations appropriation category (103225) by \$418,667 and a decrease in salaries and benefits category (010000) by \$418,667.

Please see companion deduct issue code 2000200.

LINK TO AGENCY ACTIVITIES: Felony, misdemeanor and juvenile prosecution.

REALIGNMENT OF ADMINISTRATIVE						
EXPENDITURES - DEDUCT						2000200
SALARIES AND BENEFITS						010000
STATE ATTNYS REVENUE TF	-STATE	100,000-	100,000-			2058 1
FORFEIT/INVES SUPPORT TF	-STATE	190,821-	190,821-			2316 1
	-RECPNT	227,846-	227,846-			2316 9
TOTAL FORFEIT/INVES SUPPORT TF		418,667-	418,667-			2316
TOTAL APPRO.....		518,667-	518,667-			

	COL A12	COL A14	COL A15	COL A16	COL A14-A12	
	AGY FIN REQ	AGY AMD REQ	AGY AMD N/R	AGY AMD ANZ	AGY AMD REQ	
	FY 2017-18	FY 2017-18	FY 2017-18	FY 2017-18	FY 2017-18	
	POS	AMOUNT	POS	AMOUNT	POS	AMOUNT
						CODES
JUSTICE ADMINISTRATION						21000000
STATE ATTORNEYS						21500000
PGM: SA-17TH JUD CIRCUIT						21501700
PUBLIC PROTECTION						12
LEGAL REPRESENTATION						1203.00.00.00
ESTIMATED EXPENDITURES REALIGNMENT						2000000
REALIGNMENT OF ADMINISTRATIVE						
EXPENDITURES - DEDUCT						2000200

AGENCY ISSUE NARRATIVE:

2017-2018 BUDGET YEAR NARRATIVE: IT COMPONENT? NO

The State Attorney's Office 17th (SA17) Judicial Circuit is requesting a realignment of Budget between appropriation categories with the intent to more accurately reflect anticipated expenditure needs.

SA17 requests a decrease in budget authority in the Cost of Prosecutions salaries and benefits appropriation category (010000) by \$100,000 and increased accordingly in the Cost of Prosecutions Other Personal Services category (030000).

SA17 also requests a reduction in budget authority in the Forfeiture and Investigative Support Trust Fund salaries and benefits appropriation category (010000) by \$418,667 and a corresponding increase in the Forfeiture and Investigative Support Trust Fund operations category. (1032250).

Please see companion add issue code 2000100.
 LINK TO AGENCY ACTIVITIES: Felony, misdemeanor and juvenile prosecution.

POSITION DETAIL OF SALARIES AND BENEFITS:

	FTE	BASE RATE	ADDITIVES	BENEFITS	SUBTOTAL	LAPSE %	LAPSED SALARIES AND BENEFITS
A12 - AGY FIN REQ FY 2017-18							
CHANGES TO CURRENTLY AUTHORIZED POSITIONS							
OTHER SALARY AMOUNT							
2316 FORFEIT/INVE SUPPORT TF							418,667-
2058 STATE ATTNYS REVENUE TF							100,000-

							518,667-
							=====

COL A12		COL A14		COL A15		COL A16		COL A14-A12		CODES
AGY FIN REQ FY 2017-18	POS	AGY AMD REQ FY 2017-18	POS	AGY AMD N/R FY 2017-18	POS	AGY AMD ANZ FY 2017-18	POS	AGY AMD REQ FY 2017-18 OVER(UNDER)	AGY FIN REQ FY 2017-18	
AMOUNT		AMOUNT		AMOUNT		AMOUNT		AMOUNT	AMOUNT	

JUSTICE ADMINISTRATION 21000000
 STATE ATTORNEYS 21500000
 PGM: SA-17TH JUD CIRCUIT 21501700
 PUBLIC PROTECTION 12
 LEGAL REPRESENTATION 1203.00.00.00
 ESTIMATED EXPENDITURES REALIGNMENT 2000000
 REALIGNMENT OF ADMINISTRATIVE
 EXPENDITURES - DEDUCT 2000200

POSITION DETAIL OF SALARIES AND BENEFITS:

FTE	BASE RATE	ADDITIVES	BENEFITS	SUBTOTAL	LAPSE %	LAPSED SALARIES AND BENEFITS
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A14 - AGY AMD REQ FY 2017-18

CHANGES TO CURRENTLY AUTHORIZED POSITIONS
 OTHER SALARY AMOUNT
 2316 FORFEIT/INVES SUPPORT TF
 2058 STATE ATTNYS REVENUE TF

418,667-
 100,000-

 518,667-
 =====

ANNUALIZATION OF ISSUES PARTIALLY FUNDED IN PRIOR YEAR 2600000
 ANNUALIZATION OF VICTIMS OF CRIME ACT (VOCA) PROGRAM SALARIES AND BENEFITS 2600130
 010000

GRANTS AND DONATIONS TF -RECPNT 18,518 18,518 2339 9

AGENCY ISSUE NARRATIVE:
 2017-2018 BUDGET YEAR NARRATIVE:

IT COMPONENT? NO

Amended 2017-18 Narrative after February 2, 2017

This issue is needed to annualize the funding requested in issue code 1605150 "Re-approval of Victims of Crime Act (VOCA) Grant." A Fiscal Year (FY) 2016-17 budget amendment numbered ATTY-017-40, B0346 approved Grants and Donations Trust Fund, Salaries and Benefits budget authority in the amount of \$55,554 and Operating Expenditures in the amount of \$13,225 to implement an increase in the existing Victims of Crime Act (VOCA) Grant for nine months of FY 2016-17, from October

	COL A12	COL A14	COL A15	COL A16	COL A14-A12	
					AGY AMD REQ	
					FY 2017-18	
					OVER(UNDER)	
	AGY FIN REQ	AGY AMD REQ	AGY AMD N/R	AGY AMD ANZ	AGY FIN REQ	
	FY 2017-18	FY 2017-18	FY 2017-18	FY 2017-18	FY 2017-18	
POS	AMOUNT	POS	AMOUNT	POS	AMOUNT	POS
						AMOUNT
						CODES
JUSTICE ADMINISTRATION						21000000
STATE ATTORNEYS						21500000
PGM: SA-17TH JUD CIRCUIT						21501700
PUBLIC PROTECTION						12
LEGAL REPRESENTATION						1203.00.00.00
ANNUALIZATION OF ISSUES PARTIALLY FUNDED IN PRIOR YEAR						2600000
ANNUALIZATION OF VICTIMS OF CRIME ACT (VOCA) PROGRAM						2600130

1st, 2016 through June 30, 2017.

The FY 2016-17 VOCA Grant provides funding in the amount of \$87,297 for two Victim/Witness Counselor positions at \$74,072 with \$13,225 included for training. To annualize the \$55,554 in Grants and Donations Trust Fund, Salaries and Benefits budget authority requested under issue code 1605150, an additional \$18,518 is needed to pay the salaries of these positions for the full twelve months of FY 2017-18.

The Other Salary Amount "OAD" transaction was used to request the Salaries and Benefits budget authority without impacting positions or salary rate. This office has sufficient positions and rate to implement this Grant.

Summary: this is a new issue.

POSITION DETAIL OF SALARIES AND BENEFITS:

	FTE	BASE RATE	ADDITIVES	BENEFITS	SUBTOTAL	LAPSE %	LAPSED SALARIES AND BENEFITS
A14 - AGY AMD REQ FY 2017-18							
CHANGES TO CURRENTLY AUTHORIZED POSITIONS							
OTHER SALARY AMOUNT							
2339 GRANTS AND DONATIONS TF							18,518

							18,518
							=====

	COL A12	COL A14	COL A15	COL A16	COL A14-A12	
					AGY AMD REQ	
					FY 2017-18	
					OVER(UNDER)	
	AGY FIN REQ	AGY AMD REQ	AGY AMD N/R	AGY AMD ANZ	AGY FIN REQ	
	FY 2017-18	FY 2017-18	FY 2017-18	FY 2017-18	FY 2017-18	
	POS	AMOUNT	POS	AMOUNT	POS	AMOUNT
						CODES
JUSTICE ADMINISTRATION						21000000
STATE ATTORNEYS						21500000
PGM: SA-17TH JUD CIRCUIT						21501700
PUBLIC PROTECTION						12
LEGAL REPRESENTATION						1203.00.00.00
WORKLOAD						3000000
ENHANCED OTHER PERSONAL SERVICES						3000640
OTHER PERSONAL SERVICES						030000
GENERAL REVENUE FUND -STATE	507,723	507,723				1000 1

AGENCY ISSUE NARRATIVE:

2017-2018 BUDGET YEAR NARRATIVE: IT COMPONENT? NO

The goal of the State Attorney is to pursue justice through prosecution effectively, efficiently, and in a timely manner. To meet this goal the State Attorney must prepare and train Assistant State Attorneys to immediately begin prosecuting a workload of felony, misdemeanor, criminal traffic, juvenile and certain statutorily enumerated civil cases when vacancies occur. In Fiscal Year 2011/2012, \$440,220 in trust fund authority was appropriated to this agency in our OPS category. This appropriation was utilized to hire 21 certified legal interns and prepare and train them as Assistant State Attorney's. Upon being admitted to the Florida Bar the ASA was transferred to FTE status and to fill a vacancy. The Senate Appropriations staff recommended this issue for funding in 2014.

This issue is to request General Revenue in OPS to continue this process. 20 ASA's @ \$19.23 per hour \$399,984 + 7.65% + health care benefits = 507,723. Note that those working 30 hours or more will, under the Affordable Care Act, be eligible for health care benefits.

LINK TO AGENCY ACTIVITIES: Felony, misdemeanor and juvenile prosecution.

STAFFING ADJUSTMENTS FOR WORKLOAD AND INCREASED JUDGESHIP						3001060
SALARY RATE						000000
SALARY RATE.....	1,022,919	1,022,919				

=====

	COL A12	COL A14	COL A15	COL A16	COL A14-A12	
	AGY FIN REQ FY 2017-18	AGY AMD REQ FY 2017-18	AGY AMD N/R FY 2017-18	AGY AMD ANZ FY 2017-18	AGY AMD REQ FY 2017-18 OVER(UNDER) AGY FIN REQ FY 2017-18	CODES
	POS AMOUNT	POS AMOUNT	POS AMOUNT	POS AMOUNT	POS AMOUNT	
JUSTICE ADMINISTRATION						21000000
STATE ATTORNEYS						21500000
PGM: SA-17TH JUD CIRCUIT						21501700
PUBLIC PROTECTION						12
LEGAL REPRESENTATION						1203.00.00.00
WORKLOAD						3000000
STAFFING ADJUSTMENTS FOR WORKLOAD AND INCREASED JUDGESHIPS						3001060
SALARIES AND BENEFITS						010000
GENERAL REVENUE FUND -STATE	33.00 1,683,356	33.00 1,683,356				1000 1
SPECIAL CATEGORIES						100000
STATE ATTORNEY OPERATIONS						103225
GENERAL REVENUE FUND -STATE	133,185	133,185	85,053			1000 1
TOTAL: STAFFING ADJUSTMENTS FOR WORKLOAD AND INCREASED JUDGESHIPS						3001060
TOTAL POSITIONS.....	33.00	33.00				
TOTAL ISSUE.....	1,816,541	1,816,541	85,053			
TOTAL SALARY RATE.....	1,022,919	1,022,919				

AGENCY ISSUE NARRATIVE:

2017-2018 BUDGET YEAR NARRATIVE:

IT COMPONENT? NO

If the Legislature creates and funds additional judgeships and the Chief Judge of the Judicial Circuit assigns them to a newly created criminal division, it will be necessary for the State Attorney to staff this criminal division. This issue reflects the resources necessary to staff six newly created criminal divisions, based on the Florida Prosecuting Attorneys Association's (FPAA's) model.

LINK TO AGENCY ACTIVITIES: Felony, misdemeanor and juvenile prosecution.

COL A12		COL A14		COL A15		COL A16		COL A14-A12		CODES
AGY FIN REQ FY 2017-18	POS AMOUNT	AGY AMD REQ FY 2017-18	POS AMOUNT	AGY AMD N/R FY 2017-18	POS AMOUNT	AGY AMD ANZ FY 2017-18	POS AMOUNT	AGY AMD REQ FY 2017-18 OVER(UNDER)	AGY FIN REQ FY 2017-18	

JUSTICE ADMINISTRATION										21000000
STATE ATTORNEYS										21500000
PGM: SA-17TH JUD CIRCUIT										21501700
PUBLIC PROTECTION										12
LEGAL REPRESENTATION										1203.00.00.00
WORKLOAD										3000000
STAFFING ADJUSTMENTS FOR WORKLOAD AND INCREASED JUDGESHIPS										3001060

POSITION DETAIL OF SALARIES AND BENEFITS:

	FTE	BASE RATE	ADDITIVES	BENEFITS	SUBTOTAL	LAPSE %	LAPSED SALARIES AND BENEFITS
A12 - AGY FIN REQ FY 2017-18							
NEW POSITIONS							
6004 CLERK IV							
N0003 001	9.00	185,517		137,853	323,370	0.00	323,370
6112 LEGAL ASSISTANT/SECRETARY II							
N0002 001	9.00	237,402		145,724	383,126	0.00	383,126
6901 ASSISTANT STATE ATTORNEY-OVER MILLION							
N0001 001	15.00	600,000		376,860	976,860	0.00	976,860
TOTALS FOR ISSUE BY FUND							
1000 GENERAL REVENUE FUND							1,683,356
	33.00	1,022,919		660,437	1,683,356		1,683,356

A14 - AGY AMD REQ FY 2017-18

NEW POSITIONS							
6004 CLERK IV							
N0003 001	9.00	185,517		137,853	323,370	0.00	323,370
6112 LEGAL ASSISTANT/SECRETARY II							
N0002 001	9.00	237,402		145,724	383,126	0.00	383,126
6901 ASSISTANT STATE ATTORNEY-OVER MILLION							
N0001 001	15.00	600,000		376,860	976,860	0.00	976,860

COL A12	COL A14	COL A15	COL A16	COL A14-A12	CODES
AGY FIN REQ FY 2017-18	AGY AMD REQ FY 2017-18	AGY AMD N/R FY 2017-18	AGY AMD ANZ FY 2017-18	AGY AMD REQ FY 2017-18 OVER(UNDER) AGY FIN REQ FY 2017-18	
POS AMOUNT	POS AMOUNT	POS AMOUNT	POS AMOUNT	POS AMOUNT	
					21000000
					21500000
					21501700
					12
					<u>1203.00.00.00</u>
					3000000
					3001060

POSITION DETAIL OF SALARIES AND BENEFITS:

FTE	BASE RATE	ADDITIVES	BENEFITS	SUBTOTAL	LAPSE %	LAPSED SALARIES AND BENEFITS
A14 - AGY AMD REQ FY 2017-18						
NEW POSITIONS						
TOTALS FOR ISSUE BY FUND						
1000 GENERAL REVENUE FUND						
33.00	1,022,919		660,437	1,683,356		1,683,356

ENHANCED SALARY INCENTIVE PAYMENTS						3008A10
SPECIAL CATEGORIES						100000
SALARY INCENTIVE PAYMENTS						103290
GENERAL REVENUE FUND	-STATE	6,525	6,525			1000 1

AGENCY ISSUE NARRATIVE:
 2017-2018 BUDGET YEAR NARRATIVE:

IT COMPONENT? NO

The appropriation for the State Attorney's Office, 17th Circuit, Salary Incentive pay for FY16-17 is \$23,491. The current monthly cost for SA17 Investigator salary incentive pay is \$2,301.32. This request is for an additional \$4,125 to fully fund our current Investigators (\$2,301.32 x 12 months = \$27,616 - \$23,491). A request for an additional \$2,400 to fund salary incentive pay for Investigators completing enhanced educational degrees and FDLE approved programs. The total request is for \$6,525 (\$4,125 + \$2,400).

LINK TO AGENCY ACTIVITIES: Felony, misdemeanor and juvenile prosecution.

	COL A12	COL A14	COL A15	COL A16	COL A14-A12	
	AGY FIN REQ FY 2017-18	AGY AMD REQ FY 2017-18	AGY AMD N/R FY 2017-18	AGY AMD ANZ FY 2017-18	AGY AMD REQ FY 2017-18 OVER(UNDER)	AGY FIN REQ FY 2017-18
	POS AMOUNT	POS AMOUNT	POS AMOUNT	POS AMOUNT	POS AMOUNT	CODES
JUSTICE ADMINISTRATION						21000000
STATE ATTORNEYS						21500000
PGM: SA-17TH JUD CIRCUIT						21501700
PUBLIC PROTECTION						12
LEGAL REPRESENTATION						1203.00.00.00
WORKLOAD						3000000
PUBLIC RECORDS REQUEST WORKLOAD						3009700
SALARY RATE						000000
SALARY RATE.....	236,990	236,990				
=====						
SALARIES AND BENEFITS						010000
GENERAL REVENUE FUND -STATE	6.00 370,967	6.00 370,967				1000 1
=====						
SPECIAL CATEGORIES						100000
STATE ATTORNEY OPERATIONS						103225
GENERAL REVENUE FUND -STATE	24,534	24,534	15,564			1000 1
=====						
TOTAL: PUBLIC RECORDS REQUEST WORKLOAD						3009700
TOTAL POSITIONS.....	6.00	6.00				
TOTAL ISSUE.....	395,501	395,501	15,564			
TOTAL SALARY RATE.....	236,990	236,990				
=====						

AGENCY ISSUE NARRATIVE:

2017-2018 BUDGET YEAR NARRATIVE:

IT COMPONENT? NO

Government in the Sunshine is a worthy goal and a necessary obligation of government. Access to public records is central to that obligation. There is, however, a cost to providing public records and the cost is increasing exponentially.

Public records demands are becoming more time consuming and more sophisticated. The public is entitled to the records and we want to ensure they receive them. It cannot be overlooked that time spent by attorneys and staff dealing with these demands takes time away from our core mission and, thus, to some degree, impairs our ability to do our part in securing public safety. Furthermore, there is the growing potential for the cost of litigation with those who request public records and take exception with the timeliness of a response or as to the content of a response. Attorney involvement is now necessary to make decisions on legal matters as to redactions, costs and citizen protections under HIPPA and most concerning Body Cam Evidence.

Redaction is becoming a greater workload issue than retrieval of records. State Attorney offices do not compile collective data with respect to public records requests, however some circuits report a 250% increase in the last several years.

COL A12		COL A14		COL A15		COL A16		COL A14-A12		CODES
AGY FIN REQ FY 2017-18	AGY AMD REQ FY 2017-18	AGY AMD REQ FY 2017-18	AGY AMD N/R FY 2017-18	AGY AMD ANZ FY 2017-18	AGY AMD ANZ FY 2017-18	AGY FIN REQ FY 2017-18	AGY FIN REQ FY 2017-18	AGY AMD REQ FY 2017-18	OVER(UNDER)	
POS	AMOUNT	POS	AMOUNT	POS	AMOUNT	POS	AMOUNT	POS	AMOUNT	
JUSTICE ADMINISTRATION										21000000
STATE ATTORNEYS										21500000
PGM: SA-17TH JUD CIRCUIT										21501700
PUBLIC PROTECTION										12
LEGAL REPRESENTATION										1203.00.00.00
WORKLOAD										3000000
PUBLIC RECORDS REQUEST WORKLOAD										3009700

This issue serves to facilitate the State Attorney's desire to be as transparent and responsive to public records requests while not compromising our core mission.

This issue provides funding for personnel and operating expenses to effectively and efficiently meet public records demands.

LINK TO AGENCY ACTIVITIES: Felony, misdemeanor and juvenile prosecution.

POSITION DETAIL OF SALARIES AND BENEFITS:

	FTE	BASE RATE	ADDITIVES	BENEFITS	SUBTOTAL	LAPSE %	LAPSED SALARIES AND BENEFITS
A12 - AGY FIN REQ FY 2017-18							
NEW POSITIONS							
6112 LEGAL ASSISTANT/SECRETARY II							
N0003 001	1.00	26,378		16,192	42,570	0.00	42,570
6512 PARALEGAL SPECIALIST II							
N0002 001	2.00	60,612		33,575	94,187	0.00	94,187
6901 ASSISTANT STATE ATTORNEY-OVER MILLION							
N0001 001	3.00	150,000		84,210	234,210	0.00	234,210

TOTALS FOR ISSUE BY FUND							
1000 GENERAL REVENUE FUND							370,967
	6.00	236,990		133,977	370,967		370,967
	=====	=====	=====	=====	=====		=====

	COL A12	COL A14	COL A15	COL A16	COL A14-A12	
	AGY FIN REQ	AGY AMD REQ	AGY AMD N/R	AGY AMD ANZ	AGY AMD REQ	
	FY 2017-18	FY 2017-18	FY 2017-18	FY 2017-18	FY 2017-18	
	POS	AMOUNT	POS	AMOUNT	POS	AMOUNT
JUSTICE ADMINISTRATION						21000000
STATE ATTORNEYS						21500000
PGM: SA-17TH JUD CIRCUIT						21501700
PUBLIC PROTECTION						12
LEGAL REPRESENTATION						1203.00.00.00
WORKLOAD						3000000
INVESTIGATION AND PROSECUTION OF						
HUMAN TRAFFICKING CRIMES						3009950
SPECIAL CATEGORIES						100000
STATE ATTORNEY OPERATIONS						103225
GENERAL REVENUE FUND -STATE	52,799	52,799	35,584			1000 1
SALARY INCENTIVE PAYMENTS						103290
GENERAL REVENUE FUND -STATE	3,120	3,120				1000 1
TOTAL: INVESTIGATION AND PROSECUTION OF						3009950
HUMAN TRAFFICKING CRIMES						
TOTAL POSITIONS.....	14.00	14.00				
TOTAL ISSUE.....	1,064,870	1,064,870	35,584			
TOTAL SALARY RATE.....	685,000	685,000				

AGENCY ISSUE NARRATIVE:

2017-2018 BUDGET YEAR NARRATIVE:

IT COMPONENT? NO

South Florida has become the breeding ground for Human Traffickers. These predators are targeting young girls in foster homes, runaways and homeless children by offering them food, clothing and shelter. Once these victims are solidly convinced that their benefactor truly cares for them they are forced to provide sexual activities for clients and are continually abused in this manner.

The Florida Legislature has recognized the dangerous increase in the trafficking of these vulnerable children and adults by creating new laws that increase the penalties for offenses related to human trafficking, commercial sexual exploitation, human branding, massage parlor hours of operation and even restrictions on the hiring of juveniles in movie theaters.

The State Attorney Human Trafficking Unit would identify these victims and work with the Department of Children and Families to provide them a Safe Harbor or Home where they are not continually afraid of the abuse so that we can successfully prosecute these Human Traffickers. The Unit will include not just Assistant State Attorney's but also, law enforcement Investigators, Victim Advocates and Trauma Specialists who can work out in the community during the evening and early morning hours.

3 Senior Assistant State Attorneys (at 65,000 each)

COL A12		COL A14		COL A15		COL A16		COL A14-A12		CODES
AGY FIN REQ FY 2017-18	POS	AGY AMD REQ FY 2017-18	POS	AGY AMD N/R FY 2017-18	POS	AGY AMD ANZ FY 2017-18	POS	AGY AMD REQ FY 2017-18 OVER(UNDER)	AGY FIN REQ FY 2017-18	
AMOUNT		AMOUNT		AMOUNT		AMOUNT		AMOUNT	AMOUNT	

JUSTICE ADMINISTRATION 21000000
 STATE ATTORNEYS 21500000
 PGM: SA-17TH JUD CIRCUIT 21501700
 PUBLIC PROTECTION 12
 LEGAL REPRESENTATION 1203.00.00.00
 WORKLOAD 3000000
 INVESTIGATION AND PROSECUTION OF
 HUMAN TRAFFICKING CRIMES 3009950

- 2 Victim/Witness Counselors (at 40,000 each)
- 2 Law Enforcement Investigators (at 60,000 each)
- 4 On Call Victim Trauma Specialists (at 50,000 each)
- 3 Legal Secretaries (at 30,000 each)

LINK TO AGENCY ACTIVITIES: Felony, misdemeanor , and juvenile prosecution.

POSITION DETAIL OF SALARIES AND BENEFITS:

FTE	BASE RATE	ADDITIVES	BENEFITS	SUBTOTAL	LAPSE %	LAPSED SALARIES AND BENEFITS
A12 - AGY FIN REQ FY 2017-18						
NEW POSITIONS						
6112 LEGAL ASSISTANT/SECRETARY II N0003 001	3.00	90,000	50,223	140,223	0.00	140,223
6554 VICTIM WITNESS COUNSELOR III N0004 001	2.00	80,000	36,516	116,516	0.00	116,516
6556 VICTIM SPECIALIST II N0005 001	4.00	200,000	79,100	279,100	0.00	279,100
6663 INVESTIGATOR III N0002 001	2.00	120,000	60,644	180,644	0.00	180,644
6901 ASSISTANT STATE ATTORNEY-OVER MILLION N0001 001	3.00	195,000	97,468	292,468	0.00	292,468
TOTALS FOR ISSUE BY FUND						
1000 GENERAL REVENUE FUND						
14.00	685,000		323,951	1,008,951		1,008,951

	COL A12	COL A14	COL A15	COL A16	COL A14-A12 AGY AMD REQ FY 2017-18 OVER(UNDER)	AGY FIN REQ FY 2017-18	CODES
	AGY FIN REQ FY 2017-18	AGY AMD REQ FY 2017-18	AGY AMD N/R FY 2017-18	AGY AMD ANZ FY 2017-18	AGY FIN REQ FY 2017-18		
	POS AMOUNT	POS AMOUNT	POS AMOUNT	POS AMOUNT	POS AMOUNT		
JUSTICE ADMINISTRATION							21000000
STATE ATTORNEYS							21500000
PGM: SA-17TH JUD CIRCUIT							21501700
PUBLIC PROTECTION							12
LEGAL REPRESENTATION							1203.00.00.00
WORKLOAD							3000000
INVESTIGATION AND PROSECUTION OF HUMAN TRAFFICKING CRIMES							3009950

POSITION DETAIL OF SALARIES AND BENEFITS:

	FTE	BASE RATE	ADDITIVES	BENEFITS	SUBTOTAL	LAPSE %	LAPSED SALARIES AND BENEFITS
A14 - AGY AMD REQ FY 2017-18							
NEW POSITIONS							
6112 LEGAL ASSISTANT/SECRETARY II N0003 001	3.00	90,000		50,223	140,223	0.00	140,223
6554 VICTIM WITNESS COUNSELOR III N0004 001	2.00	80,000		36,516	116,516	0.00	116,516
6556 VICTIM SPECIALIST II N0005 001	4.00	200,000		79,100	279,100	0.00	279,100
6663 INVESTIGATOR III N0002 001	2.00	120,000		60,644	180,644	0.00	180,644
6901 ASSISTANT STATE ATTORNEY-OVER MILLION N0001 001	3.00	195,000		97,468	292,468	0.00	292,468
TOTALS FOR ISSUE BY FUND 1000 GENERAL REVENUE FUND	14.00	685,000		323,951	1,008,951		1,008,951

	COL A12	COL A14	COL A15	COL A16	COL A14-A12	
	AGY FIN REQ	AGY AMD REQ	AGY AMD N/R	AGY AMD ANZ	AGY AMD REQ	
	FY 2017-18	FY 2017-18	FY 2017-18	FY 2017-18	FY 2017-18	
	POS	AMOUNT	POS	AMOUNT	POS	AMOUNT
JUSTICE ADMINISTRATION						21000000
STATE ATTORNEYS						21500000
PGM: SA-17TH JUD CIRCUIT						21501700
PUBLIC PROTECTION						12
LEGAL REPRESENTATION						1203.00.00.00
PROGRAM OR SERVICE-LEVEL						
INFORMATION TECHNOLOGY						3630000
SUPREME COURT MANDATE SC11-399						
FOR ELECTRONIC FILING						36301C0
SALARY RATE						000000
SALARY RATE.....	105,512	105,512				
SALARIES AND BENEFITS						010000
GENERAL REVENUE FUND -STATE	4.00	170,279	4.00	170,279		1000 1
SPECIAL CATEGORIES						100000
STATE ATTORNEY OPERATIONS						103225
GENERAL REVENUE FUND -STATE	66,207	66,207	61,831			1000 1
TOTAL: SUPREME COURT MANDATE SC11-399						36301C0
FOR ELECTRONIC FILING						
TOTAL POSITIONS.....	4.00	4.00				
TOTAL ISSUE.....	236,486	236,486	61,831			
TOTAL SALARY RATE.....	105,512	105,512				

AGENCY ISSUE NARRATIVE:

2017-2018 BUDGET YEAR NARRATIVE: IT COMPONENT? YES

On June 21, 2012, the Florida Supreme Court (No. SC11-399), adopted the proposed amendments to the Florida Rules of Court which implemented mandatory electronic filing procedures for all documents filed in Florida courts. The filing requirements became effective in the criminal traffic and juvenile division, as well as Appeals to the Circuit Court on October 1, 2013. This office has begun the implementation of procedures to comply with the Supreme Court mandate. Using temporary OPS staff and reassignment of FTE staff we were able to initiate a program to begin scanning, sending and receiving documents through a dedicated portal. Funds were requested for equipment purchases from Broward County Commission pursuant to F.S. 29.008 and F.S. 28.24(12)(e). The funds approved were not sufficient to support the staffing and additional equipment needed as the program expands to meet the mandate. This issue was recommended for funding in 2014 by the Governor, Senate Appropriations and House Appropriations.

Therefore we are requesting the following:
 4 FTE 6013 Intake Clerk III

COL A12	COL A14	COL A15	COL A16	COL A14-A12	CODES
AGY FIN REQ FY 2017-18 POS AMOUNT	AGY AMD REQ FY 2017-18 POS AMOUNT	AGY AMD N/R FY 2017-18 POS AMOUNT	AGY AMD ANZ FY 2017-18 POS AMOUNT	AGY AMD REQ FY 2017-18 OVER(UNDER) AGY FIN REQ FY 2017-18 POS AMOUNT	

JUSTICE ADMINISTRATION 21000000
 STATE ATTORNEYS 21500000
 PGM: SA-17TH JUD CIRCUIT 21501700
 PUBLIC PROTECTION 12
 LEGAL REPRESENTATION 1203.00.00.00
 PROGRAM OR SERVICE-LEVEL
 INFORMATION TECHNOLOGY 3630000
 SUPREME COURT MANDATE SC11-399
 FOR ELECTRONIC FILING 36301C0

The equipment needed is as follows:

1 Mass Volume Scanner	\$23,000	10 Wireless Barcode Scanners	\$3,600
5 Fujitsu Higer Volume Sahred Scanners	\$9,752	240 Boxes Barcode Labels	\$2,541
10 Fujitsu Individual Scanners	\$11,299	5 Samsung 27" Monitors S27C450D	\$1,750
1 Jabra GN9125 Headset wireless	\$245		
Total:	\$52,187		

LINK TO AGENCY ACTIVITIES: Felony, misdemeanor and juvenile prosecution.

POSITION DETAIL OF SALARIES AND BENEFITS:

	FTE	BASE RATE	ADDITIVES	BENEFITS	SUBTOTAL	LAPSE %	LAPSED SALARIES AND BENEFITS
A12 - AGY FIN REQ FY 2017-18							
NEW POSITIONS							
6013 INTAKE CLERK III N0001 001	4.00	105,512		64,767	170,279	0.00	170,279
TOTALS FOR ISSUE BY FUND							
1000 GENERAL REVENUE FUND	4.00	105,512		64,767	170,279		170,279

COL A12		COL A14		COL A15		COL A16		COL A14-A12		CODES
AGY FIN REQ FY 2017-18	POS AMOUNT	AGY AMD REQ FY 2017-18	POS AMOUNT	AGY AMD N/R FY 2017-18	POS AMOUNT	AGY AMD ANZ FY 2017-18	POS AMOUNT	AGY AMD REQ FY 2017-18 OVER(UNDER)	AGY FIN REQ FY 2017-18	

JUSTICE ADMINISTRATION 21000000
 STATE ATTORNEYS 21500000
 PGM: SA-17TH JUD CIRCUIT 21501700
 PUBLIC PROTECTION 12
 LEGAL REPRESENTATION 1203.00.00.00
 PROGRAM OR SERVICE-LEVEL
 INFORMATION TECHNOLOGY 3630000
 SUPREME COURT MANDATE SC11-399
 FOR ELECTRONIC FILING 36301C0

POSITION DETAIL OF SALARIES AND BENEFITS:

FTE	BASE RATE	ADDITIVES	BENEFITS	SUBTOTAL	LAPSE %	LAPSED SALARIES AND BENEFITS
A14 - AGY AMD REQ FY 2017-18						
NEW POSITIONS						
6013 INTAKE CLERK III						
N0001 001						
4.00	105,512		64,767	170,279	0.00	170,279
TOTALS FOR ISSUE BY FUND						
1000 GENERAL REVENUE FUND						
4.00	105,512		64,767	170,279		170,279

HUMAN RESOURCE DEVELOPMENT 3800000
 (TRAINING AND EDUCATION) 3801010
 CERTIFIED PUBLIC MANAGER TRAINING 100000
 SPECIAL CATEGORIES 103225
 STATE ATTORNEY OPERATIONS

GENERAL REVENUE FUND -STATE 2,720 2,720 2,720 1000 1

AGENCY ISSUE NARRATIVE:
 2017-2018 BUDGET YEAR NARRATIVE:

IT COMPONENT? NO

This request is to provide current supervisory staff with advanced training to enhance their working and leadership

	COL A12	COL A14	COL A15	COL A16	COL A14-A12	
	AGY FIN REQ FY 2017-18	AGY AMD REQ FY 2017-18	AGY AMD N/R FY 2017-18	AGY AMD ANZ FY 2017-18	AGY AMD REQ FY 2017-18 OVER(UNDER) AGY FIN REQ FY 2017-18	CODES
	POS AMOUNT	POS AMOUNT	POS AMOUNT	POS AMOUNT	POS AMOUNT	
JUSTICE ADMINISTRATION						21000000
STATE ATTORNEYS						21500000
PGM: SA-17TH JUD CIRCUIT						21501700
PUBLIC PROTECTION						12
LEGAL REPRESENTATION						1203.00.00.00
HUMAN RESOURCE DEVELOPMENT (TRAINING AND EDUCATION)						3800000
CERTIFIED PUBLIC MANAGER TRAINING						3801010

skills. The Certified Public Manager (CPM) program is a nationally-recognized, comprehensive training and development program for public sector managers. The goal is to professionalize the practice of public management. Florida's CPM Program is administered by the Florida Center for Public Management, which is part of the Askew School of Public Administration at Florida State University.

There are 8 levels to complete this program. The cost is \$340.00 per level (with the exception of Level 8, which has a cost of \$350.00). This request is to send two supervisors through Levels 1 to 4 of the CPM program at a total cost of \$2,720.00.

LINK TO AGENCY ACTIVITIES: Felony, misdemeanor and juvenile prosecution.

OTHER PROGRAMS						4200000
COMPETITIVE AREA DIFFERENTIAL FUNDING						4200A60
SALARY RATE						000000
SALARY RATE.....	211,291	211,291				
=====						
SALARIES AND BENEFITS						010000
GENERAL REVENUE FUND -STATE	243,344	243,344				1000 1
=====						
TOTAL: COMPETITIVE AREA DIFFERENTIAL FUNDING						4200A60
TOTAL ISSUE.....	243,344	243,344				
TOTAL SALARY RATE.....	211,291	211,291				
=====						

AGENCY ISSUE NARRATIVE:

2017-2018 BUDGET YEAR NARRATIVE:

IT COMPONENT? NO

A increase in salaries and benefits of \$244,030 and rate increase of 2.67% is requested for the 17th Circuit State Attorney's Office in Broward County to implement competitive area pay differentials (CAD) for support staff positions comparable to those already in effect in the career service pay plan and other Broward County agencies. The substantial

COL A12	COL A14	COL A15	COL A16	COL A14-A12	
AGY FIN REQ FY 2017-18	AGY AMD REQ FY 2017-18	AGY AMD N/R FY 2017-18	AGY AMD ANZ FY 2017-18	AGY AMD REQ FY 2017-18 OVER(UNDER) AGY FIN REQ FY 2017-18	CODES
POS	AMOUNT	POS	AMOUNT	POS	AMOUNT
JUSTICE ADMINISTRATION					21000000
STATE ATTORNEYS					21500000
PGM: SA-17TH JUD CIRCUIT					21501700
PUBLIC PROTECTION					12
LEGAL REPRESENTATION					1203.00.00.00
OTHER PROGRAMS					4200000
COMPETITIVE AREA DIFFERENTIAL					
FUNDING					4200A60

difference in the cost of living across counties severely impacts our ability to recruit and retain high-quality staff and makes it difficult for this agency to compete with other local government agencies and the private sector. Recognizing that competitive area differentials have been approved for other state agencies, we request an adjustment to our rate to reflect the cost of living variances between Broward County and other areas of the state which enjoy a less expensive cost-of-living. Review of the data collected in the Florida Price Level Index reveals that the cost-of-living in Broward County is the highest in the State of Florida at 102.67. Employees face higher housing costs, gas costs, and good costs for which they should be compensated in the form of higher wages. On that basis, an increase in rate is requested as follows:

Approved Rate for Support Staff Positions 7/1/16 \$7,913,531 X 2.67% \$211,291

LINK TO AGENCY ACTIVITY(IES): Felony, misdemeanor and juvenile prosecution, and civil matters.

Average Broward County CAD

BROWARD COUNTY - EMPLOYEES RECEIVING CADS:		\$	2,966.00
ANNUAL AVERAGE CAD:	(TOTAL CAD AMOUNT/NO. OF ENTRIES)*12	\$	1,194.83
AVG MIN BROWARD COUNTY	(TOTAL ANNUAL MIN/NO. OF ENTRIES)*12	\$	23,188.06
AVG CAD	%2.67		

Average Broward County CAD and Rate Information

Org code SA 17			
Support Rate		\$	7,913,531.00
Increase 2.67%		\$	211,291.00
Sal and Ben		\$	243,344.00

Note -- CADs from the following pay plans were used to calculate the Average Statewide CAD

- 01 - Career Service
- 81 - State Courts
- 84 - Justice Administrative Commission (Guardian ad Litem)

COL A12		COL A14		COL A15		COL A16		COL A14-A12		CODES
AGY FIN REQ FY 2017-18	POS AMOUNT	AGY AMD REQ FY 2017-18	POS AMOUNT	AGY AMD N/R FY 2017-18	POS AMOUNT	AGY AMD ANZ FY 2017-18	POS AMOUNT	AGY AMD REQ FY 2017-18	AGY FIN REQ FY 2017-18	

JUSTICE ADMINISTRATION										21000000
STATE ATTORNEYS										21500000
PGM: SA-17TH JUD CIRCUIT										21501700
PUBLIC PROTECTION										12
LEGAL REPRESENTATION										1203.00.00.00
OTHER PROGRAMS										4200000
COMPETITIVE AREA DIFFERENTIAL										
FUNDING										4200A60

86 - State Courts (Paid Insurance and Benefits)

POSITION DETAIL OF SALARIES AND BENEFITS:

FTE	BASE RATE	ADDITIVES	BENEFITS	SUBTOTAL	LAPSE %	LAPSED SALARIES AND BENEFITS
A12 - AGY FIN REQ FY 2017-18						
CHANGES TO CURRENTLY AUTHORIZED POSITIONS						
RA01 RATE & SALARY ADJ - BENEFITS NO FTE						
N0001 001	0.00	211,291	32,053	243,344	0.00	243,344
TOTALS FOR ISSUE BY FUND						
1000 GENERAL REVENUE FUND						
0.00	211,291		32,053	243,344		243,344

A14 - AGY AMD REQ FY 2017-18

CHANGES TO CURRENTLY AUTHORIZED POSITIONS

RA01 RATE & SALARY ADJ - BENEFITS NO FTE

N0001 001	0.00	211,291	32,053	243,344	0.00	243,344
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COL A12		COL A14		COL A15		COL A16		COL A14-A12		CODES
AGY FIN REQ FY 2017-18	POS AMOUNT	AGY AMD REQ FY 2017-18	POS AMOUNT	AGY AMD N/R FY 2017-18	POS AMOUNT	AGY AMD ANZ FY 2017-18	POS AMOUNT	AGY AMD REQ FY 2017-18 OVER(UNDER)	AGY FIN REQ FY 2017-18	

JUSTICE ADMINISTRATION										21000000
STATE ATTORNEYS										21500000
PGM: SA-17TH JUD CIRCUIT										21501700
PUBLIC PROTECTION										12
LEGAL REPRESENTATION										1203.00.00.00
OTHER PROGRAMS										4200000
COMPETITIVE AREA DIFFERENTIAL										
FUNDING										4200A60

POSITION DETAIL OF SALARIES AND BENEFITS:

FTE	BASE RATE	ADDITIVES	BENEFITS	SUBTOTAL	LAPSE %	LAPSED SALARIES AND BENEFITS
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A14 - AGY AMD REQ FY 2017-18

CHANGES TO CURRENTLY AUTHORIZED POSITIONS

TOTALS FOR ISSUE BY FUND
 1000 GENERAL REVENUE FUND

0.00	211,291		32,053	243,344		243,344
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FULL RESTORATION OF BUDGET
 REDUCTIONS

SALARY RATE						4200300
SALARY RATE.....	2,323,876	2,323,876				000000

SALARIES AND BENEFITS 010000

GENERAL REVENUE FUND -STATE	2,676,408	2,676,408				1000 1
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TOTAL: FULL RESTORATION OF BUDGET REDUCTIONS 4200300

TOTAL ISSUE.....	2,676,408	2,676,408				
TOTAL SALARY RATE.....	2,323,876	2,323,876				

COL A12		COL A14		COL A15		COL A16		COL A14-A12		CODES
POS	AMOUNT	POS	AMOUNT	POS	AMOUNT	POS	AMOUNT	POS	AMOUNT	

JUSTICE ADMINISTRATION										21000000
STATE ATTORNEYS										21500000
PGM: SA-17TH JUD CIRCUIT										21501700
PUBLIC PROTECTION										12
LEGAL REPRESENTATION										1203.00.00.00
OTHER PROGRAMS										4200000
FULL RESTORATION OF BUDGET REDUCTIONS										4200300

AGENCY ISSUE NARRATIVE:

2017-2018 BUDGET YEAR NARRATIVE:

IT COMPONENT? NO

Since FY2007-2008, the Office of the State Attorney, 17th Circuit has received approximately \$2,676,408 worth of General Revenue reductions which were not offset by shifts to trust funds resulting in a loss of Full-Time Equivalent (FTE) and necessitating holding numerous positions vacant in order to maintain courtroom demands. This has resulted in significantly increased caseloads per Assistant State Attorneys.

This issue requests the restoration of these general revenue budget reductions to the State Attorney of the 17th Judicial Circuit Salaries and Benefits.

LINK TO AGENCY ACTIVITIES: Felony, misdemeanor and juvenile prosecution.

POSITION DETAIL OF SALARIES AND BENEFITS:

FTE	BASE RATE	ADDITIVES	BENEFITS	SUBTOTAL	LAPSE %	LAPSED SALARIES AND BENEFITS
A12 - AGY FIN REQ FY 2017-18						
NEW POSITIONS						
RA01 RATE & SALARY ADJ - BENEFITS NO FTE						
N0001 001	0.00	2,323,876	352,532	2,676,408	0.00	2,676,408
TOTALS FOR ISSUE BY FUND						
1000 GENERAL REVENUE FUND						2,676,408
	0.00	2,323,876	352,532	2,676,408		2,676,408

COL A12		COL A14		COL A15		COL A16		COL A14-A12		CODES
AGY FIN REQ FY 2017-18	POS	AGY AMD REQ FY 2017-18	POS	AGY AMD N/R FY 2017-18	POS	AGY AMD ANZ FY 2017-18	POS	AGY AMD REQ FY 2017-18 OVER(UNDER)	AGY FIN REQ FY 2017-18	
AMOUNT		AMOUNT		AMOUNT		AMOUNT		AMOUNT	AMOUNT	

JUSTICE ADMINISTRATION 21000000
 STATE ATTORNEYS 21500000
 PGM: SA-17TH JUD CIRCUIT 21501700
 PUBLIC PROTECTION 12
 LEGAL REPRESENTATION 1203.00.00.00
 OTHER PROGRAMS 4200000
 FULL RESTORATION OF BUDGET REDUCTIONS 4200300

POSITION DETAIL OF SALARIES AND BENEFITS:

FTE	BASE RATE	ADDITIVES	BENEFITS	SUBTOTAL	LAPSE %	LAPSED SALARIES AND BENEFITS
A14 - AGY AMD REQ FY 2017-18						
NEW POSITIONS						
RA01 RATE & SALARY ADJ - BENEFITS NO FTE						
N0001 001	0.00	2,323,876		352,532	2,676,408	0.00
						2,676,408
TOTALS FOR ISSUE BY FUND						
1000 GENERAL REVENUE FUND						2,676,408
	0.00	2,323,876		352,532	2,676,408	2,676,408

MENTAL HEALTH COURT 4200340
 SALARY RATE 000000
 SALARY RATE..... 240,000 240,000
 SALARIES AND BENEFITS 010000
 GENERAL REVENUE FUND -STATE 5.00 366,530 5.00 366,530 1000 1

	COL A12	COL A14	COL A15	COL A16	COL A14-A12	
					AGY AMD REQ	
					FY 2017-18	
					OVER(UNDER)	
	AGY FIN REQ	AGY AMD REQ	AGY AMD N/R	AGY AMD ANZ	AGY FIN REQ	
	FY 2017-18	FY 2017-18	FY 2017-18	FY 2017-18	FY 2017-18	
POS	AMOUNT	POS	AMOUNT	POS	AMOUNT	CODES
JUSTICE ADMINISTRATION						21000000
STATE ATTORNEYS						21500000
PGM: SA-17TH JUD CIRCUIT						21501700
PUBLIC PROTECTION						12
LEGAL REPRESENTATION						1203.00.00.00
OTHER PROGRAMS						4200000
MENTAL HEALTH COURT						4200340
SPECIAL CATEGORIES						100000
STATE ATTORNEY OPERATIONS						103225
GENERAL REVENUE FUND -STATE	21,029	21,029	13,153			1000 1
TOTAL: MENTAL HEALTH COURT						4200340
TOTAL POSITIONS.....	5.00	5.00				
TOTAL ISSUE.....	387,559	387,559	13,153			
TOTAL SALARY RATE.....	240,000	240,000				

AGENCY ISSUE NARRATIVE:

2017-2018 BUDGET YEAR NARRATIVE:

IT COMPONENT? NO

The Chief Judge of the 17th Judicial Circuit began a Felony Mental Health Court several years ago and while the State Attorney received no additional funding, we staffed the Courtroom by moving prosecutors from other Felony units, thus increasing those caseloads.

Mental Health Court has subsequently grown to a three prosecutor division and we are having difficulty with staffing and case levels. We expect to need an additional 4th prosecutor in the coming year and are requesting funding for this expansion.

- 3 Senior Assistant State Attorneys (@ 60,000 each)
- 2 Legal Secretaries (@ 30,000 each)

LINK TO AGENCY ACTIVITIES: Felony, misdemeanor , juvenile prosecution and civil matters.

COL A12		COL A14		COL A15		COL A16		COL A14-A12		CODES
AGY FIN REQ FY 2017-18	POS AMOUNT	AGY AMD REQ FY 2017-18	POS AMOUNT	AGY AMD N/R FY 2017-18	POS AMOUNT	AGY AMD ANZ FY 2017-18	POS AMOUNT	AGY AMD REQ FY 2017-18 OVER(UNDER)	AGY FIN REQ FY 2017-18	

JUSTICE ADMINISTRATION										21000000
STATE ATTORNEYS										21500000
PGM: SA-17TH JUD CIRCUIT										21501700
PUBLIC PROTECTION										12
LEGAL REPRESENTATION										1203.00.00.00
OTHER PROGRAMS										4200000
MENTAL HEALTH COURT										4200340

POSITION DETAIL OF SALARIES AND BENEFITS:

	FTE	BASE RATE	ADDITIVES	BENEFITS	SUBTOTAL	LAPSE %	LAPSED SALARIES AND BENEFITS
A12 - AGY FIN REQ FY 2017-18							
NEW POSITIONS							
6112 LEGAL ASSISTANT/SECRETARY II							
N0002 001	2.00	60,000		33,482	93,482	0.00	93,482
6901 ASSISTANT STATE ATTORNEY-OVER MILLION							
N0001 001	3.00	180,000		93,048	273,048	0.00	273,048
TOTALS FOR ISSUE BY FUND							
1000 GENERAL REVENUE FUND							366,530
	5.00	240,000		126,530	366,530		366,530

A14 - AGY AMD REQ FY 2017-18

NEW POSITIONS							
6112 LEGAL ASSISTANT/SECRETARY II							
N0002 001	2.00	60,000		33,482	93,482	0.00	93,482
6901 ASSISTANT STATE ATTORNEY-OVER MILLION							
N0001 001	3.00	180,000		93,048	273,048	0.00	273,048

	COL A12	COL A14	COL A15	COL A16	COL A14-A12	
	AGY FIN REQ	AGY AMD REQ	AGY AMD N/R	AGY AMD ANZ	AGY AMD REQ	
	FY 2017-18	FY 2017-18	FY 2017-18	FY 2017-18	FY 2017-18	
	POS	AMOUNT	POS	AMOUNT	POS	AMOUNT
						CODES
JUSTICE ADMINISTRATION						21000000
STATE ATTORNEYS						21500000
PGM: SA-17TH JUD CIRCUIT						21501700
PUBLIC PROTECTION						12
LEGAL REPRESENTATION						1203.00.00.00
OTHER PROGRAMS						4200000
MENTAL HEALTH COURT						4200340

POSITION DETAIL OF SALARIES AND BENEFITS:

	FTE	BASE RATE	ADDITIVES	BENEFITS	SUBTOTAL	LAPSE %	LAPSED SALARIES AND BENEFITS
A14 - AGY AMD REQ FY 2017-18							
NEW POSITIONS							
TOTALS FOR ISSUE BY FUND							
1000 GENERAL REVENUE FUND							366,530
	5.00	240,000		126,530	366,530		366,530

INCREASED FUNDING FOR LEASED EQUIPMENT							4201800
SPECIAL CATEGORIES							100000
LEASE/PURCHASE/EQUIPMENT							105281
GENERAL REVENUE FUND -STATE	13,170	13,170					1000 1

AGENCY ISSUE NARRATIVE:
 2017-2018 BUDGET YEAR NARRATIVE:

IT COMPONENT? NO

This request is for the funding of additional equipment to adequately meet the needs of the State Attorney's Office, 17th Judicial Circuit. This office will need monies to lease three (3) new copiers to meet our increasing document processing needs. Current lease cost is \$4,390 annually, for a total of \$13,170. The total request is for an additional \$13,170 (\$4,390 *3)

LINK TO AGENCY ACTIVITIES: Felony, misdemeanor and juvenile prosecution.

	COL A12	COL A14	COL A15	COL A16	COL A14-A12	
	AGY FIN REQ	AGY AMD REQ	AGY AMD N/R	AGY AMD ANZ	AGY AMD REQ	
	FY 2017-18	FY 2017-18	FY 2017-18	FY 2017-18	FY 2017-18	
	POS	AMOUNT	POS	AMOUNT	POS	AMOUNT
						CODES
JUSTICE ADMINISTRATION						21000000
STATE ATTORNEYS						21500000
PGM: SA-17TH JUD CIRCUIT						21501700
PUBLIC PROTECTION						12
LEGAL REPRESENTATION						1203.00.00.00
OTHER PROGRAMS						4200000
STATE ATTORNEY INVESTIGATOR PAY						4206A50
PARITY						000000
SALARY RATE						
SALARY RATE.....	70,166	70,166				
=====						
SALARIES AND BENEFITS						010000
GENERAL REVENUE FUND -STATE	80,810	80,810				1000 1
=====						
TOTAL: STATE ATTORNEY INVESTIGATOR PAY						4206A50
PARITY						
TOTAL ISSUE.....	80,810	80,810				
TOTAL SALARY RATE.....	70,166	70,166				
=====						

AGENCY ISSUE NARRATIVE:

2017-2018 BUDGET YEAR NARRATIVE:

IT COMPONENT? NO

In FY2013-14, special pay increases were awarded to State law enforcement officers of the Florida Highway Patrol, Fish and Wildlife Commission, Department of Highway Safety and Motor Vehicles and Florida Department of Law Enforcement. (Chapter 2013-040, LOF, 8(2)(a) provided a 3.0 percent to 5.0 percent increase depending on longevity).

In FY2014-15 competitive pay adjustments of 5.0 percent were awarded to each law enforcement employee's base rate of pay including sworn law enforcement officers the Florida Department of Law Enforcement and Florida Highway Patrol. (Chapter 2014-051, LOF, section 8(2)(d)).

State Attorney Investigators are sworn law enforcement officers whose classifications were not included in either of these FY increases. This appears to have been an oversight since there is no functional difference between the job requirements and responsibilities of State Attorney Investigators and investigators of the Florida Highway Patrol, Fish and Wildlife Commission, Department of Highway Safety and Motor Vehicles and the Department of Law Enforcement all of whom were the beneficiaries of the aforementioned special pay increase.

This issue requests additional funding for an increase of 5.0 percent in the salaries of State Attorney Investigators (based on the June 30, 2016 rate of pay) along with the appropriate matching benefits, i.e., retirement and FICA.

Rate = 70,166

Benefit match = \$10,644

COL A12		COL A14		COL A15		COL A16		COL A14-A12		CODES
AGY FIN REQ FY 2017-18	AGY AMD REQ FY 2017-18	AGY AMD N/R FY 2017-18	AGY AMD ANZ FY 2017-18	AGY AMD REQ FY 2017-18	AGY FIN REQ FY 2017-18	AGY AMD REQ FY 2017-18	AGY AMD N/R FY 2017-18	AGY AMD ANZ FY 2017-18	AGY FIN REQ FY 2017-18	
POS	AMOUNT	POS	AMOUNT	POS	AMOUNT	POS	AMOUNT	POS	AMOUNT	

JUSTICE ADMINISTRATION										21000000
STATE ATTORNEYS										21500000
PGM: SA-17TH JUD CIRCUIT										21501700
PUBLIC PROTECTION										12
LEGAL REPRESENTATION										1203.00.00.00
OTHER PROGRAMS										4200000
STATE ATTORNEY INVESTIGATOR PAY										
PARITY										4206A50

Issue total = \$80,810

LINK TO AGENCY ACTIVITIES: Felony, misdemeanor and juvenile prosecution.

POSITION DETAIL OF SALARIES AND BENEFITS:

	FTE	BASE RATE	ADDITIVES	BENEFITS	SUBTOTAL	LAPSE %	LAPSED SALARIES AND BENEFITS
A12 - AGY FIN REQ FY 2017-18							
NEW POSITIONS							
RA01 RATE & SALARY ADJ - BENEFITS NO FTE							
N0001 001	0.00	70,166		10,644	80,810	0.00	80,810
TOTALS FOR ISSUE BY FUND							
1000 GENERAL REVENUE FUND							80,810
	0.00	70,166		10,644	80,810		80,810

A14 - AGY AMD REQ FY 2017-18

NEW POSITIONS							
RA01 RATE & SALARY ADJ - BENEFITS NO FTE							
N0001 001	0.00	70,166		10,644	80,810	0.00	80,810

COL A12		COL A14		COL A15		COL A16		COL A14-A12		CODES
AGY FIN REQ FY 2017-18	POS AMOUNT	AGY AMD REQ FY 2017-18	POS AMOUNT	AGY AMD N/R FY 2017-18	POS AMOUNT	AGY AMD ANZ FY 2017-18	POS AMOUNT	AGY AMD REQ FY 2017-18 OVER(UNDER)	AGY FIN REQ FY 2017-18	

JUSTICE ADMINISTRATION 21000000
 STATE ATTORNEYS 21500000
 PGM: SA-17TH JUD CIRCUIT 21501700
 PUBLIC PROTECTION 12
 LEGAL REPRESENTATION 1203.00.00.00
 OTHER PROGRAMS 4200000
 STATE ATTORNEY INVESTIGATOR PAY
 PARITY 4206A50

POSITION DETAIL OF SALARIES AND BENEFITS:

FTE	BASE RATE	ADDITIVES	BENEFITS	SUBTOTAL	LAPSE %	LAPSED SALARIES AND BENEFITS
A14 - AGY AMD REQ FY 2017-18						
NEW POSITIONS						
TOTALS FOR ISSUE BY FUND						80,810
1000 GENERAL REVENUE FUND						80,810
0.00	70,166		10,644	80,810		80,810

IMPROVED PROGRAMS 5000000
 BODY CAMERA EVIDENCE REVIEW 5008010
 SALARY RATE 000000
 SALARY RATE..... 718,882 718,882
 SALARIES AND BENEFITS 010000
 GENERAL REVENUE FUND -STATE 18.00 1,130,307 18.00 1,130,307 1000 1
 SPECIAL CATEGORIES 100000
 STATE ATTORNEY OPERATIONS 103225
 GENERAL REVENUE FUND -STATE 127,360 127,360 99,648 1000 1

	COL A12	COL A14	COL A15	COL A16	COL A14-A12	
					AGY AMD REQ	
					FY 2017-18	
					OVER(UNDER)	
	AGY FIN REQ	AGY AMD REQ	AGY AMD N/R	AGY AMD ANZ	AGY FIN REQ	
	FY 2017-18	FY 2017-18	FY 2017-18	FY 2017-18	FY 2017-18	
POS	AMOUNT	POS	AMOUNT	POS	AMOUNT	CODES
JUSTICE ADMINISTRATION						21000000
STATE ATTORNEYS						21500000
PGM: SA-17TH JUD CIRCUIT						21501700
PUBLIC PROTECTION						12
LEGAL REPRESENTATION						1203.00.00.00
IMPROVED PROGRAMS						5000000
BODY CAMERA EVIDENCE REVIEW						5008010
TOTAL: BODY CAMERA EVIDENCE REVIEW						5008010
TOTAL POSITIONS.....	18.00	18.00				
TOTAL ISSUE.....	1,257,667	1,257,667	99,648			
TOTAL SALARY RATE.....	718,882	718,882				

AGENCY ISSUE NARRATIVE:

2017-2018 BUDGET YEAR NARRATIVE:

IT COMPONENT? NO

Video evidence generated by Body Worn Cameras (BWC) on police officers continues to expand throughout Broward County with the expectation that all 36 police agencies will be equipped with BWC by FY17-18. The State Attorney's Office 17th Judicial Circuit (SA17) has initiated policies and procedures to process, view and disseminate this new digital evidence.

Since January 2016, this office began processing footage from 53 BWCs, and expects another 2500 cameras to be added by FY 2017-2018. Currently SA17 has designated three (3) FTE to process the footage from these 53 cameras. The average time to process one case is anywhere between 20-40 minutes. This processing time includes specific tasks, such as evidence/case research, case classification, downloading and archiving. Body Camera evidence redaction for trial consumes anywhere between 2-6 hours of time. We currently have 4,315 individual pieces of video evidence, split between 1,455 cases. This volume is a composite of the 53 cameras currently deployed. This number will surely grow exponentially as other agencies adopt BWC usage.

The Sheriff's office is also expecting to incorporate dash-cameras as well as interview room cameras into the current body camera workflow. These videos will be entered into the same database management system used for current BWC footage. Specialized equipment will be needed to meet the processing demands and assisting Assistant State Attorneys in redacting digital evidence.

When an arrest is made or a criminal investigation by uniformed officers takes place, there are often more than just one or two officers at the scene. While each BWC may record substantially the same scene, because the camera travels with each individual law enforcement officer, there are differences as to what each camera records visually and audibly. Some of what is recorded may be deemed by the courts or defense to be exculpatory. Prosecutors are placed in the position of having to collect, review, and disseminate to the defense all of the video of any particular crime that is prosecuted. This extra work load has a substantial effect on the time spent on each individual case by the prosecutor. The review of these recordings alone will add hours of work to the prosecution of each case. In addition, due to the experience level needed of the ASAs, their salary is comparable to an ASA with 3 years' experience.

Therefore not only will SA17 require additional staff, including Assistant State Attorneys, BWC tech staff and

COL A12	COL A14	COL A15	COL A16	COL A14-A12	CODES
AGY FIN REQ FY 2017-18 POS AMOUNT	AGY AMD REQ FY 2017-18 POS AMOUNT	AGY AMD N/R FY 2017-18 POS AMOUNT	AGY AMD ANZ FY 2017-18 POS AMOUNT	AGY AMD REQ FY 2017-18 OVER(UNDER) AGY FIN REQ FY 2017-18 POS AMOUNT	
JUSTICE ADMINISTRATION					21000000
STATE ATTORNEYS					21500000
PGM: SA-17TH JUD CIRCUIT					21501700
PUBLIC PROTECTION					12
LEGAL REPRESENTATION					1203.00.00.00
IMPROVED PROGRAMS					5000000
BODY CAMERA EVIDENCE REVIEW					5008010

paralegals, but this office will also require additional specialized equipment to continue the timely and accurate intake of digital evidence.

Therefore we are requesting the following:

FTE Positions: 6 FTE Intake Clerk III (to process/redact 50x more BWC footage) \$26,376 X 6 = \$158,268
 Paralegal Specialist II: 2 FTE (2,080 hrs. to review 1,400 cases, avg. 1.5 hrs. each over 6 mo. period; 2,800 cases yearly) \$30,307 X 2 = \$60,614
 Assistant State Attorneys: 10 FTE at \$50,000 each. Total ASAs: \$500,000.
 Total salaries: \$718,882

The equipment needed is as follows:

3 15" MacBook Pro (Workstations)	\$8,400	1 50" TV for Training/Redaction Preview	\$1,000
7 Dell Precision T5810	\$14,700	1 Mobile TV Stand	\$400
16 Samsung 27" Monitors	\$5,600	6 Audio Technica headphones	\$600
8 LG Ultra-Wide Monitors	\$8,000	9 Wireless Mouse/Keyboard Combo	\$900
500 8GB Flash Drives	\$2,500	1 Network Printer for Discovery	\$1,500
100 32GB Flash Drives	\$1,200	1 Document and Media Shredder	\$1,000
3 Multiport USB Bay	\$300	6 Blu-Ray Burner	\$1,200
7 1 TB Hard Drives	\$2,590	9 Media Speakers	\$2,700
TOTAL amount for Equipment Needs: \$52,187			

LINK TO AGENCY ACTIVITIES: Felony, misdemeanor and juvenile prosecution.

POSITION DETAIL OF SALARIES AND BENEFITS:

	FTE	BASE RATE	ADDITIVES	BENEFITS	SUBTOTAL	LAPSE %	LAPSED SALARIES AND BENEFITS
A12 - AGY FIN REQ FY 2017-18							
NEW POSITIONS							
6013 INTAKE CLERK III N0017 001	6.00	158,268		97,150	255,418	0.00	255,418
6512 PARALEGAL SPECIALIST II N0016 001	2.00	60,614		33,575	94,189	0.00	94,189

COL A12		COL A14		COL A15		COL A16		COL A14-A12		CODES
AGY FIN REQ FY 2017-18	POS AMOUNT	AGY AMD REQ FY 2017-18	POS AMOUNT	AGY AMD N/R FY 2017-18	POS AMOUNT	AGY AMD ANZ FY 2017-18	POS AMOUNT	AGY AMD REQ FY 2017-18 OVER(UNDER)	AGY FIN REQ FY 2017-18	

JUSTICE ADMINISTRATION										21000000
STATE ATTORNEYS										21500000
PGM: SA-17TH JUD CIRCUIT										21501700
PUBLIC PROTECTION										12
LEGAL REPRESENTATION										1203.00.00.00
IMPROVED PROGRAMS										5000000
BODY CAMERA EVIDENCE REVIEW										5008010

POSITION DETAIL OF SALARIES AND BENEFITS:

	FTE	BASE RATE	ADDITIVES	BENEFITS	SUBTOTAL	LAPSE %	LAPSED SALARIES AND BENEFITS
A12 - AGY FIN REQ FY 2017-18							
NEW POSITIONS							
6901 ASSISTANT STATE ATTORNEY-OVER MILLION N0018 001	10.00	500,000		280,700	780,700	0.00	780,700
TOTALS FOR ISSUE BY FUND							
1000 GENERAL REVENUE FUND	18.00	718,882		411,425	1,130,307		1,130,307

A14 - AGY AMD REQ FY 2017-18

NEW POSITIONS							
6013 INTAKE CLERK III N0017 001	6.00	158,268		97,150	255,418	0.00	255,418
6512 PARALEGAL SPECIALIST II N0016 001	2.00	60,614		33,575	94,189	0.00	94,189
6901 ASSISTANT STATE ATTORNEY-OVER MILLION N0018 001	10.00	500,000		280,700	780,700	0.00	780,700

COL A12		COL A14		COL A15		COL A16		COL A14-A12		CODES
AGY FIN REQ FY 2017-18	POS AMOUNT	AGY AMD REQ FY 2017-18	POS AMOUNT	AGY AMD N/R FY 2017-18	POS AMOUNT	AGY AMD ANZ FY 2017-18	POS AMOUNT	AGY AMD REQ FY 2017-18 OVER(UNDER)	AGY FIN REQ FY 2017-18	

JUSTICE ADMINISTRATION										21000000
STATE ATTORNEYS										21500000
PGM: SA-17TH JUD CIRCUIT										21501700
PUBLIC PROTECTION										12
LEGAL REPRESENTATION										1203.00.00.00
IMPROVED PROGRAMS										5000000
BODY CAMERA EVIDENCE REVIEW										5008010

POSITION DETAIL OF SALARIES AND BENEFITS:

FTE	BASE RATE	ADDITIVES	BENEFITS	SUBTOTAL	LAPSE %	LAPSED SALARIES AND BENEFITS
A14 - AGY AMD REQ FY 2017-18						
NEW POSITIONS						
TOTALS FOR ISSUE BY FUND						
1000 GENERAL REVENUE FUND						
18.00	718,882		411,425	1,130,307		1,130,307

TOTAL: LEGAL REPRESENTATION						1203.00.00.00
BY FUND TYPE						
GENERAL REVENUE FUND	8,689,324	8,689,324	313,553			1000
TRUST FUNDS		87,297			87,297	2000
TOTAL POSITIONS.....	80.00	80.00				
TOTAL PROG COMP.....	8,689,324	8,776,621	313,553		87,297	
TOTAL SALARY RATE.....	5,614,636	5,614,636				

=====

	COL A12	COL A14	COL A15	COL A16	COL A14-A12	
	AGY FIN REQ	AGY AMD REQ	AGY AMD N/R	AGY AMD ANZ	AGY AMD REQ	
	FY 2017-18	FY 2017-18	FY 2017-18	FY 2017-18	FY 2017-18	
	POS	AMOUNT	POS	AMOUNT	POS	AMOUNT
						CODES
JUSTICE ADMINISTRATION						21000000
STATE ATTORNEYS						21500000
PGM: SA-18TH JUD CIRCUIT						21501800
PUBLIC PROTECTION						12
LEGAL REPRESENTATION						1203.00.00.00
EQUIPMENT NEEDS						2400000
REPLACEMENT OF MOTOR VEHICLES						2401500
SPECIAL CATEGORIES						100000
ACQUISITION/MOTOR VEHICLES						100021
STATE ATTNYS REVENUE TF -STATE	30,000	30,000	30,000			2058 1

AGENCY ISSUE NARRATIVE:

2017-2018 BUDGET YEAR NARRATIVE:

IT COMPONENT? NO

The State Attorney's Office is requesting budget authority to replace the following vehicle.

Year	Make/Model	Vehicle Identification Number	Mileage as of June 30, 2016
2008	Chevrolet Impala	2G1WF5EK8B1150003	100,154

The operating costs for this vehicle will exceed the vehicle's value as maintenance and repair increases with older vehicles. The safety and dependability of this vehicle will also become an issue. The vehicle listed for replacement was purchased with state funds and meets the state guidelines for replacement. Total requested dollars was determined based on the price of prior year vehicle purchases and allowing for anticipated inflation.

Motor vehicles are used by Investigators and Assistant State Attorneys for agencies activities; Felony Prosecution, Misdemeanor Prosecution, Juvenile Prosecution, and Civil Action Services.

This issue is in support of all State Attorney Activities.

This issue is for Brevard and Seminole Counties.

Amended 2017-18 Narrative after February 2, 2017

The State Attorney's Office is requesting budget authority to replace the following vehicle.

Year	Make/Model	Vehicle Identification Number	Mileage as of December 31, 2016
2005	GMC Safari	1GKDM19X05B507542	80,161

The operating costs for this vehicle will exceed the vehicle's value as maintenance and repair increases with older vehicles. The safety and dependability of this vehicle will also become an issue. The vehicle listed for replacement was purchased with state funds and meets the state guidelines for replacement. Total requested dollars was determined based on the price of prior year vehicle purchases and allowing for anticipated inflation.

	COL A12	COL A14	COL A15	COL A16	COL A14-A12	
					AGY AMD REQ	
					FY 2017-18	
					OVER(UNDER)	
	AGY FIN REQ	AGY AMD REQ	AGY AMD N/R	AGY AMD ANZ	AGY FIN REQ	
	FY 2017-18	FY 2017-18	FY 2017-18	FY 2017-18	FY 2017-18	
POS	AMOUNT	POS	AMOUNT	POS	AMOUNT	CODES
JUSTICE ADMINISTRATION						21000000
STATE ATTORNEYS						21500000
PGM: SA-18TH JUD CIRCUIT						21501800
PUBLIC PROTECTION						12
LEGAL REPRESENTATION						1203.00.00.00
EQUIPMENT NEEDS						2400000
REPLACEMENT OF MOTOR VEHICLES						2401500

Motor vehicles are used by Investigators and Assistant State Attorneys for agencies activities; Felony Prosecution, Misdemeanor Prosecution, Juvenile Prosecution, and Civil Action Services.

This issue is in support of all State Attorney Activities in Brevard and Seminole Counties.

Summary: The narrative has been updated to reflect a different vehicle than was originally requested for replacement. The dollar amount requested in State Attorney's Revenue Trust Fund budget authority has not changed.

WORKLOAD						3000000
STAFFING ADJUSTMENTS FOR WORKLOAD						
AND INCREASED JUDGESHIPS						3001060
SALARY RATE						000000
SALARY RATE.....	106,500	106,500				
SALARIES AND BENEFITS						010000
GENERAL REVENUE FUND -STATE	3.00 173,530	3.00 173,530				1000 1
SPECIAL CATEGORIES						100000
STATE ATTORNEY OPERATIONS						103225
GENERAL REVENUE FUND -STATE	12,851	12,851	7,965			1000 1
TOTAL: STAFFING ADJUSTMENTS FOR WORKLOAD						3001060
AND INCREASED JUDGESHIPS						
TOTAL POSITIONS.....	3.00	3.00				
TOTAL ISSUE.....	186,381	186,381	7,965			
TOTAL SALARY RATE.....	106,500	106,500				

COL A12	COL A14	COL A15	COL A16	COL A14-A12	CODES
AGY FIN REQ FY 2017-18 POS AMOUNT	AGY AMD REQ FY 2017-18 POS AMOUNT	AGY AMD N/R FY 2017-18 POS AMOUNT	AGY AMD ANZ FY 2017-18 POS AMOUNT	AGY AMD REQ FY 2017-18 OVER(UNDER) AGY FIN REQ FY 2017-18 POS AMOUNT	
JUSTICE ADMINISTRATION					21000000
STATE ATTORNEYS					21500000
PGM: SA-18TH JUD CIRCUIT					21501800
PUBLIC PROTECTION					12
LEGAL REPRESENTATION					1203.00.00.00
WORKLOAD					3000000
STAFFING ADJUSTMENTS FOR WORKLOAD AND INCREASED JUDGESHIPS					3001060

AGENCY ISSUE NARRATIVE:

2017-2018 BUDGET YEAR NARRATIVE:

IT COMPONENT? NO

If additional judges are certified by the State Supreme Court in the Eighteenth Circuit, this request reflects the minimum state attorney resources necessary to staff one newly created criminal division. The State Attorney's Office is requesting the minimum required staff to accommodate an additional County Court Judge, two (2) Assistant State Attorneys and one (1) supporting secretary.

This issue is in support of all State Attorney Activities.

This issue is for Brevard and Seminole Counties.

POSITION DETAIL OF SALARIES AND BENEFITS:

	FTE	BASE RATE	ADDITIVES	BENEFITS	SUBTOTAL	LAPSE %	LAPSED SALARIES AND BENEFITS
A12 - AGY FIN REQ FY 2017-18							
NEW POSITIONS							
6104 SECRETARY IV							
N0024 001	1.00	22,500		15,603	38,103	0.00	38,103
6901 ASSISTANT STATE ATTORNEY-OVER MILLION							
N0001 001	2.00	84,000		51,427	135,427	0.00	135,427
TOTALS FOR ISSUE BY FUND							
1000 GENERAL REVENUE FUND							173,530
	3.00	106,500		67,030	173,530		173,530

	COL A12	COL A14	COL A15	COL A16	COL A14-A12 AGY AMD REQ FY 2017-18 OVER(UNDER)	AGY FIN REQ FY 2017-18	CODES
	AGY FIN REQ FY 2017-18	AGY AMD REQ FY 2017-18	AGY AMD N/R FY 2017-18	AGY AMD ANZ FY 2017-18	AGY FIN REQ FY 2017-18		
	POS AMOUNT	POS AMOUNT	POS AMOUNT	POS AMOUNT	POS AMOUNT		
JUSTICE ADMINISTRATION							21000000
STATE ATTORNEYS							21500000
PGM: SA-18TH JUD CIRCUIT							21501800
PUBLIC PROTECTION							12
LEGAL REPRESENTATION							1203.00.00.00
WORKLOAD							3000000
STAFFING ADJUSTMENTS FOR WORKLOAD AND INCREASED JUDGESHIPS							3001060

POSITION DETAIL OF SALARIES AND BENEFITS:

	FTE	BASE RATE	ADDITIVES	BENEFITS	SUBTOTAL	LAPSE %	LAPSED SALARIES AND BENEFITS
A14 - AGY AMD REQ FY 2017-18							
NEW POSITIONS							
6104 SECRETARY IV N0024 001	1.00	22,500		15,603	38,103	0.00	38,103
6901 ASSISTANT STATE ATTORNEY-OVER MILLION N0001 001	2.00	84,000		51,427	135,427	0.00	135,427
TOTALS FOR ISSUE BY FUND							
1000 GENERAL REVENUE FUND							173,530
	3.00	106,500		67,030	173,530		173,530

PUBLIC RECORDS REQUEST WORKLOAD							3009700
SALARY RATE							000000
SALARY RATE.....	87,000	87,000					
SALARIES AND BENEFITS							010000
GENERAL REVENUE FUND -STATE	3.00	143,920	3.00	143,920			1000 1

	COL A12	COL A14	COL A15	COL A16	COL A14-A12	
					AGY AMD REQ	
					FY 2017-18	
					OVER(UNDER)	
	AGY FIN REQ	AGY AMD REQ	AGY AMD N/R	AGY AMD ANZ	AGY FIN REQ	
	FY 2017-18	FY 2017-18	FY 2017-18	FY 2017-18	FY 2017-18	
POS	AMOUNT	POS	AMOUNT	POS	AMOUNT	CODES
JUSTICE ADMINISTRATION						21000000
STATE ATTORNEYS						21500000
PGM: SA-18TH JUD CIRCUIT						21501800
PUBLIC PROTECTION						12
LEGAL REPRESENTATION						1203.00.00.00
WORKLOAD						3000000
PUBLIC RECORDS REQUEST WORKLOAD						3009700
SPECIAL CATEGORIES						100000
STATE ATTORNEY OPERATIONS						103225
GENERAL REVENUE FUND -STATE	11,683	11,683	7,599			1000 1
TOTAL: PUBLIC RECORDS REQUEST WORKLOAD						3009700
TOTAL POSITIONS.....	3.00	3.00				
TOTAL ISSUE.....	155,603	155,603	7,599			
TOTAL SALARY RATE.....	87,000	87,000				

AGENCY ISSUE NARRATIVE:

2017-2018 BUDGET YEAR NARRATIVE:

IT COMPONENT? NO

Government in the Sunshine is a worthy goal and a necessary obligation of government. Access to public records is central to that obligation. There is, however, a cost to providing public records and the cost is increasing exponentially. This issue serves to facilitate the State Attorney's desire to be as transparent and responsive to public records requests while not compromising our core mission. This issue provides funding for personnel and operating expenses to effectively and efficiently meet public records demands.

Public records demands are becoming more time consuming and more sophisticated. They include frequent demands by defense attorneys for all manner of records such as prosecutor personnel files, demands by families of victims, demands by businesses and research groups seeking records which serve their singular business or research interests. Many businesses simply want to get an upper hand on their competitors. While these efforts have the potential to save money for the taxpayers of Florida, they cost time and money in order to comply. Another notable group seeking public records is prison or jail inmates. Public records requests are significantly higher during election seasons, which any elected official well knows.

While the public is entitled to the records and we want to ensure they get them, it cannot be overlooked that time spent by attorneys and staff dealing with these demands takes time away for our core mission and, thus, to some degree, impairs our ability to do our part in securing public safety. Furthermore, there is the growing potential for and the real cost of litigation with those who request public records and take exception with the timeliness of a response or as to the content of a response. Attorney involvement is now necessary to make decisions on legal matters as to redactions, costs and citizen protections under HIPPA. Redaction is becoming a greater workload issue than retrieval of records. State Attorney offices do not compile collective data with respect to public records requests, however some circuits report a 250% increase in the last several years.

COL A12		COL A14		COL A15		COL A16		COL A14-A12		CODES
AGY FIN REQ FY 2017-18	POS AMOUNT	AGY AMD REQ FY 2017-18	POS AMOUNT	AGY AMD N/R FY 2017-18	POS AMOUNT	AGY AMD ANZ FY 2017-18	POS AMOUNT	AGY AMD REQ FY 2017-18 OVER(UNDER)	AGY FIN REQ FY 2017-18	

JUSTICE ADMINISTRATION										21000000
STATE ATTORNEYS										21500000
PGM: SA-18TH JUD CIRCUIT										21501800
PUBLIC PROTECTION										12
LEGAL REPRESENTATION										1203.00.00.00
WORKLOAD										3000000
PUBLIC RECORDS REQUEST WORKLOAD										3009700

POSITION DETAIL OF SALARIES AND BENEFITS:

	FTE	BASE RATE	ADDITIVES	BENEFITS	SUBTOTAL	LAPSE %	LAPSED SALARIES AND BENEFITS
A12 - AGY FIN REQ FY 2017-18							
NEW POSITIONS							
6104 SECRETARY IV							
N0002 001	2.00	45,000		31,207	76,207	0.00	76,207
6901 ASSISTANT STATE ATTORNEY-OVER MILLION							
N0019 001	1.00	42,000		25,713	67,713	0.00	67,713
TOTALS FOR ISSUE BY FUND							
1000 GENERAL REVENUE FUND							143,920
	3.00	87,000		56,920	143,920		143,920

A14 - AGY AMD REQ FY 2017-18

NEW POSITIONS							
6104 SECRETARY IV							
N0002 001	2.00	45,000		31,207	76,207	0.00	76,207
6901 ASSISTANT STATE ATTORNEY-OVER MILLION							
N0019 001	1.00	42,000		25,713	67,713	0.00	67,713

COL A12		COL A14		COL A15		COL A16		COL A14-A12		CODES
AGY FIN REQ FY 2017-18	POS AMOUNT	AGY AMD REQ FY 2017-18	POS AMOUNT	AGY AMD N/R FY 2017-18	POS AMOUNT	AGY AMD ANZ FY 2017-18	POS AMOUNT	AGY AMD REQ FY 2017-18 OVER(UNDER)	AGY FIN REQ FY 2017-18	

JUSTICE ADMINISTRATION										21000000
STATE ATTORNEYS										21500000
PGM: SA-18TH JUD CIRCUIT										21501800
PUBLIC PROTECTION										12
LEGAL REPRESENTATION										1203.00.00.00
WORKLOAD										3000000
PUBLIC RECORDS REQUEST WORKLOAD										3009700

POSITION DETAIL OF SALARIES AND BENEFITS:

FTE	BASE RATE	ADDITIVES	BENEFITS	SUBTOTAL	LAPSE %	LAPSED SALARIES AND BENEFITS
A14 - AGY AMD REQ FY 2017-18						
NEW POSITIONS						
TOTALS FOR ISSUE BY FUND						
1000 GENERAL REVENUE FUND						
3.00	87,000		56,920	143,920		143,920

TOTAL: LEGAL REPRESENTATION						1203.00.00.00
BY FUND TYPE						
GENERAL REVENUE FUND	341,984	341,984	15,564			1000
TRUST FUNDS	30,000	30,000	30,000			2000
TOTAL POSITIONS.....	6.00	6.00				
TOTAL PROG COMP.....	371,984	371,984	45,564			
TOTAL SALARY RATE.....	193,500	193,500				

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	COL A12	COL A14	COL A15	COL A16	COL A14-A12	
	AGY FIN REQ	AGY AMD REQ	AGY AMD N/R	AGY AMD ANZ	AGY AMD REQ	
	FY 2017-18	FY 2017-18	FY 2017-18	FY 2017-18	FY 2017-18	
	POS	AMOUNT	POS	AMOUNT	POS	AMOUNT
						CODES
JUSTICE ADMINISTRATION						21000000
STATE ATTORNEYS						21500000
PGM: SA-20TH JUD CIRCUIT						21502000
PUBLIC PROTECTION						12
LEGAL REPRESENTATION						1203.00.00.00
ADJUSTMENTS TO CURRENT YEAR						
ESTIMATED EXPENDITURES						1600000
REAPPROVAL OF PRIOR YEAR BUDGET						
AMENDMENT						1600170
SALARIES AND BENEFITS						010000
GRANTS AND DONATIONS TF -STATE	229,559	229,559				2339 1

AGENCY ISSUE NARRATIVE:

2017-2018 BUDGET YEAR NARRATIVE:

IT COMPONENT? NO

The State Attorney's Office, Twentieth Circuit received budget authority on July 6, 2016 to utilize funding from Lee County to enhance the Early Case Resolution and Drug Court Programs in the amount of \$229,559. This issue is to reapprove the amount provided in Fiscal Year 2016-17 via budget amendment number ATTY-020-03, B0023 in order to continue these programs into Fiscal Year 2017-18.

The Other Salary Amount (OAD) transaction was used to request Salaries and Benefits budget authority since there was no impact to salary rate or positions. There were no additional positions or salary rate provided in the Fiscal Year 2016-17 budget amendment.

POSITION DETAIL OF SALARIES AND BENEFITS:

	FTE	BASE RATE	ADDITIVES	BENEFITS	SUBTOTAL	LAPSE %	LAPSED SALARIES AND BENEFITS
A12 - AGY FIN REQ FY 2017-18							
CHANGES TO CURRENTLY AUTHORIZED POSITIONS							
OTHER SALARY AMOUNT							
2339 GRANTS AND DONATIONS TF							229,559

							229,559
							=====

COL A12		COL A14		COL A15		COL A16		COL A14-A12		CODES
AGY FIN REQ FY 2017-18	POS AMOUNT	AGY AMD REQ FY 2017-18	POS AMOUNT	AGY AMD N/R FY 2017-18	POS AMOUNT	AGY AMD ANZ FY 2017-18	POS AMOUNT	AGY AMD REQ FY 2017-18 OVER(UNDER)	AGY FIN REQ FY 2017-18	

JUSTICE ADMINISTRATION 21000000
 STATE ATTORNEYS 21500000
 PGM: SA-20TH JUD CIRCUIT 21502000
 PUBLIC PROTECTION 12
 LEGAL REPRESENTATION 1203.00.00.00
 ADJUSTMENTS TO CURRENT YEAR
 ESTIMATED EXPENDITURES 1600000
 REAPPROVAL OF PRIOR YEAR BUDGET
 AMENDMENT 1600170

POSITION DETAIL OF SALARIES AND BENEFITS:

FTE	BASE RATE	ADDITIVES	BENEFITS	SUBTOTAL	LAPSE %	LAPSED SALARIES AND BENEFITS
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A14 - AGY AMD REQ FY 2017-18

CHANGES TO CURRENTLY AUTHORIZED POSITIONS
 OTHER SALARY AMOUNT
 2339 GRANTS AND DONATIONS TF

229,559

 229,559
 =====

ESTIMATED EXPENDITURES REALIGNMENT 2000000
 REALIGNMENT OF ADMINISTRATIVE
 EXPENDITURES - ADD 2000100
 SALARIES AND BENEFITS 010000
 GENERAL REVENUE FUND -STATE 70,000 70,000 1000 1

AGENCY ISSUE NARRATIVE:
 2017-2018 BUDGET YEAR NARRATIVE:

IT COMPONENT? NO

The realignment of Operations to Salaries in our agency's General Operations is needed to better meet the financial obligations of our agency.

COL A12		COL A14		COL A15		COL A16		COL A14-A12		CODES
AGY FIN REQ FY 2017-18	POS AMOUNT	AGY AMD REQ FY 2017-18	POS AMOUNT	AGY AMD N/R FY 2017-18	POS AMOUNT	AGY AMD ANZ FY 2017-18	POS AMOUNT	AGY AMD REQ FY 2017-18 OVER(UNDER)	AGY FIN REQ FY 2017-18	

JUSTICE ADMINISTRATION										21000000
STATE ATTORNEYS										21500000
PGM: SA-20TH JUD CIRCUIT										21502000
PUBLIC PROTECTION										12
LEGAL REPRESENTATION										1203.00.00.00
ESTIMATED EXPENDITURES REALIGNMENT										2000000
REALIGNMENT OF ADMINISTRATIVE EXPENDITURES - ADD										2000100

POSITION DETAIL OF SALARIES AND BENEFITS:

FTE	BASE RATE	ADDITIVES	BENEFITS	SUBTOTAL	LAPSE %	LAPSED SALARIES AND BENEFITS
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A12 - AGY FIN REQ FY 2017-18

CHANGES TO CURRENTLY AUTHORIZED POSITIONS
 OTHER SALARY AMOUNT
 1000 GENERAL REVENUE FUND

70,000

 70,000
 =====

A14 - AGY AMD REQ FY 2017-18

CHANGES TO CURRENTLY AUTHORIZED POSITIONS
 OTHER SALARY AMOUNT
 1000 GENERAL REVENUE FUND

70,000

 70,000
 =====

	COL A12	COL A14	COL A15	COL A16	COL A14-A12	
					AGY AMD REQ	
					FY 2017-18	
					OVER(UNDER)	
	AGY FIN REQ	AGY AMD REQ	AGY AMD N/R	AGY AMD ANZ	AGY FIN REQ	
	FY 2017-18	FY 2017-18	FY 2017-18	FY 2017-18	FY 2017-18	
POS	AMOUNT	POS	AMOUNT	POS	AMOUNT	POS
						AMOUNT
						CODES
JUSTICE ADMINISTRATION						21000000
STATE ATTORNEYS						21500000
PGM: SA-20TH JUD CIRCUIT						21502000
PUBLIC PROTECTION						12
LEGAL REPRESENTATION						1203.00.00.00
ESTIMATED EXPENDITURES REALIGNMENT						2000000
REALIGNMENT OF ADMINISTRATIVE						
EXPENDITURES - DEDUCT						2000200
SPECIAL CATEGORIES						100000
STATE ATTORNEY OPERATIONS						103225
GENERAL REVENUE FUND -STATE	70,000-	70,000-				1000 1

AGENCY ISSUE NARRATIVE:

2017-2018 BUDGET YEAR NARRATIVE: IT COMPONENT? NO

The realignment of Operations to Salaries in our agency's General Operations is needed to better meet the financial obligations of our agency.

EQUIPMENT NEEDS						2400000
REPLACEMENT OF MOTOR VEHICLES						2401500
SPECIAL CATEGORIES						100000
ACQUISITION/MOTOR VEHICLES						100021

STATE ATTNYS REVENUE TF -STATE	96,000	120,000	120,000		24,000	2058 1
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AGENCY ISSUE NARRATIVE:

2017-2018 BUDGET YEAR NARRATIVE: IT COMPONENT? NO

Year	Make/Model	Identification Number	FY16-17 Mileage	FY17-18 Mileage	Unit #
2006	Ford Taurus	1FAFP53U26A191947	118,900	131,900	STV188
2004	Ford Taurus	1FAFP53234A180144	117,638	125,638	STV225
2013	Nissan Frontier	1N6AD0EV5DN729663	128,102	146,770	STV232
2008	Dodge Charger	2B3KA43R78H313482	261,460	275,640	STV243

A safe and reliable fleet is imperative to our agency as we are the largest geographical circuit in the State serving over a million citizens that encompasses over 5,400 square miles. It is anticipated that the four vehicles listed above will meet the Department of Management Services replacement criteria of 120,000 miles or

	COL A12	COL A14	COL A15	COL A16	COL A14-A12	
	AGY FIN REQ	AGY AMD REQ	AGY AMD N/R	AGY AMD ANZ	AGY AMD REQ	
	FY 2017-18	FY 2017-18	FY 2017-18	FY 2017-18	FY 2017-18	
	POS	AMOUNT	POS	AMOUNT	POS	AMOUNT
						CODES
JUSTICE ADMINISTRATION						21000000
STATE ATTORNEYS						21500000
PGM: SA-20TH JUD CIRCUIT						21502000
PUBLIC PROTECTION						12
LEGAL REPRESENTATION						1203.00.00.00
EQUIPMENT NEEDS						2400000
REPLACEMENT OF MOTOR VEHICLES						2401500

12 years.

Amended 2017-18 Narrative after February 2, 2017

Year	Make/Model	Identification Number	FY16-17 Mileage	FY17-18 Mileage	Unit #
2004	Ford Taurus	1FAFP53234A180144	117,638	125,638	STV225 *
2005	Chevrolet Impala	2G1WF52E759307217	113,930	124,450	STU178 *
2007	Chevrolet Impala	2G1WB58K579158169	111,603	121,303	STV190 *
2008	Dodge Charger	2B3KA43R78H313482	261,460	275,640	STV243 *
2013	Chevrolet Impala	2G1WF5E37D1170805	N/A	N/A	STV228 **

A safe and reliable fleet is imperative to our agency as we are the largest geographical circuit in the State serving over a million citizens that encompasses over 5,400 square miles.

* It is anticipated that four of the vehicles listed above will meet the Department of Management Services replacement criteria of 120,000 miles or 12 years.

** This vehicle was damaged beyond repair due to an automobile accident and was sent to auction on 1/14/2017.

Summary: this revision includes the replacement of a 2005 Chevy Impala in lieu of a 2006 Ford Taurus and a 2007 Chevy Impala in lieu of a 2013 Nissan Frontier. This office is also requesting the replacement of a 2013 Chevy Impala that was wrecked in an automobile accident. The 2007 Impala is having transmission problems and is not worth the cost to repair. Therefore, the net impact of this revision is the addition of one vehicle and an increase of \$24,000 in State Attorneys Revenue Trust Fund budget authority.

	COL A12	COL A14	COL A15	COL A16	COL A14-A12	
	AGY FIN REQ	AGY AMD REQ	AGY AMD N/R	AGY AMD ANZ	AGY AMD REQ	
	FY 2017-18	FY 2017-18	FY 2017-18	FY 2017-18	FY 2017-18	
	POS	AMOUNT	POS	AMOUNT	POS	AMOUNT
JUSTICE ADMINISTRATION						21000000
STATE ATTORNEYS						21500000
PGM: SA-20TH JUD CIRCUIT						21502000
PUBLIC PROTECTION						12
LEGAL REPRESENTATION						1203.00.00.00
WORKLOAD						3000000
STAFFING ADJUSTMENTS FOR WORKLOAD AND INCREASED JUDGESHIPS						3001060
SALARY RATE						000000
SALARY RATE.....	76,378	76,378				
=====						
SALARIES AND BENEFITS						010000
GENERAL REVENUE FUND -STATE	2.00	2.00				1000 1
	120,640	120,640				
=====						
SPECIAL CATEGORIES						100000
STATE ATTORNEY OPERATIONS						103225
GENERAL REVENUE FUND -STATE	8,178	8,178	5,188			1000 1
=====						
TOTAL: STAFFING ADJUSTMENTS FOR WORKLOAD AND INCREASED JUDGESHIPS						3001060
TOTAL POSITIONS.....	2.00	2.00				
TOTAL ISSUE.....	128,818	128,818	5,188			
TOTAL SALARY RATE.....	76,378	76,378				
=====						

AGENCY ISSUE NARRATIVE:

2017-2018 BUDGET YEAR NARRATIVE:

IT COMPONENT? NO

There is a direct correlation between the number of Judges allocated within a circuit and the numbers of Prosecutors required to represent the citizens of Florida. When a new judgeship is created the effect on the Prosecutors office is not just one of Attorney staffing but a "prosecution team" that is necessary to meet the workload demands. The prosecution team would consist of an Attorney and a Legal Secretary. This request reflects the necessary positions and operating expenditures to staff one newly created criminal division. Should additional judgeships be allocated by the legislature, this set-up will need to be repeated for each new judgeship allocated to the Twentieth Judicial Circuit.

An experienced prosecutor would be needed to fill this position as they would have the necessary courtroom experience to represent the State of Florida.

	COL A12	COL A14	COL A15	COL A16	COL A14-A12 AGY AMD REQ FY 2017-18 OVER(UNDER)	AGY FIN REQ FY 2017-18	CODES
	AGY FIN REQ FY 2017-18	AGY AMD REQ FY 2017-18	AGY AMD N/R FY 2017-18	AGY AMD ANZ FY 2017-18	AGY FIN REQ FY 2017-18		
	POS AMOUNT	POS AMOUNT	POS AMOUNT	POS AMOUNT	POS AMOUNT		
JUSTICE ADMINISTRATION							21000000
STATE ATTORNEYS							21500000
PGM: SA-20TH JUD CIRCUIT							21502000
PUBLIC PROTECTION							12
LEGAL REPRESENTATION							1203.00.00.00
WORKLOAD							3000000
STAFFING ADJUSTMENTS FOR WORKLOAD AND INCREASED JUDGESHIPS							3001060

POSITION DETAIL OF SALARIES AND BENEFITS:

	FTE	BASE RATE	ADDITIVES	BENEFITS	SUBTOTAL	LAPSE %	LAPSED SALARIES AND BENEFITS
A12 - AGY FIN REQ FY 2017-18							
NEW POSITIONS							
6112 LEGAL ASSISTANT/SECRETARY II N0045 001	1.00	26,378		16,192	42,570	0.00	42,570
6901 ASSISTANT STATE ATTORNEY-OVER MILLION N0044 001	1.00	50,000		28,070	78,070	0.00	78,070
TOTALS FOR ISSUE BY FUND 1000 GENERAL REVENUE FUND							120,640
	2.00	76,378		44,262	120,640		120,640

A14 - AGY AMD REQ FY 2017-18

NEW POSITIONS							
6112 LEGAL ASSISTANT/SECRETARY II N0045 001	1.00	26,378		16,192	42,570	0.00	42,570
6901 ASSISTANT STATE ATTORNEY-OVER MILLION N0044 001	1.00	50,000		28,070	78,070	0.00	78,070

	COL A12	COL A14	COL A15	COL A16	COL A14-A12	
	AGY FIN REQ	AGY AMD REQ	AGY AMD N/R	AGY AMD ANZ	AGY AMD REQ	
	FY 2017-18	FY 2017-18	FY 2017-18	FY 2017-18	FY 2017-18	
	POS	AMOUNT	POS	AMOUNT	POS	AMOUNT
						CODES
JUSTICE ADMINISTRATION						21000000
STATE ATTORNEYS						21500000
PGM: SA-20TH JUD CIRCUIT						21502000
PUBLIC PROTECTION						12
LEGAL REPRESENTATION						1203.00.00.00
WORKLOAD						3000000
STAFFING ADJUSTMENTS FOR WORKLOAD AND INCREASED JUDGESHIPS						3001060

POSITION DETAIL OF SALARIES AND BENEFITS:

	FTE	BASE RATE	ADDITIVES	BENEFITS	SUBTOTAL	LAPSE %	LAPSED SALARIES AND BENEFITS
A14 - AGY AMD REQ FY 2017-18							
NEW POSITIONS							
TOTALS FOR ISSUE BY FUND							
1000 GENERAL REVENUE FUND							120,640
	2.00	76,378		44,262	120,640		120,640

VETERANS COURT SERVICES DIVISION							3004600
SALARY RATE							000000
SALARY RATE.....	77,500	77,500					
SALARIES AND BENEFITS							010000
GENERAL REVENUE FUND -STATE	2.00	122,361	2.00	122,361			1000 1
SPECIAL CATEGORIES							100000
STATE ATTORNEY OPERATIONS							103225
GENERAL REVENUE FUND -STATE	8,178	8,178	5,188				1000 1

	COL A12	COL A14	COL A15	COL A16	COL A14-A12	
					AGY AMD REQ	
					FY 2017-18	
					OVER(UNDER)	
	AGY FIN REQ	AGY AMD REQ	AGY AMD N/R	AGY AMD ANZ	AGY FIN REQ	
	FY 2017-18	FY 2017-18	FY 2017-18	FY 2017-18	FY 2017-18	
POS	AMOUNT	POS	AMOUNT	POS	AMOUNT	CODES
JUSTICE ADMINISTRATION						21000000
STATE ATTORNEYS						21500000
PGM: SA-20TH JUD CIRCUIT						21502000
PUBLIC PROTECTION						12
LEGAL REPRESENTATION						1203.00.00.00
WORKLOAD						3000000
VETERANS COURT SERVICES DIVISION						3004600
TOTAL: VETERANS COURT SERVICES DIVISION						3004600
TOTAL POSITIONS.....	2.00	2.00				
TOTAL ISSUE.....	130,539	130,539	5,188			
TOTAL SALARY RATE.....	77,500	77,500				

AGENCY ISSUE NARRATIVE:

2017-2018 BUDGET YEAR NARRATIVE:

IT COMPONENT? NO

The Twentieth Circuit State Attorney's Office currently has established a Veterans Court within our Collier County Office. This program provides vital intervention to our returning Veterans who have served our country and need assistance in adjusting back into their communities as productive citizens.

Due to the success of this pilot program in Collier County, the court system is looking to expand this service throughout the circuit. The prosecution team necessary to meet the needs of this program are an experienced Attorney and Clerical staff. This attorney and clerical support positions requires staffing that has a working knowledge of felony, misdemeanor, and traffic offenses. The salary rate for the attorney and clerical support must be above that of an entry level position and in line with a felony attorney and an experienced assistant due to the complexity of the cases handled and the need for extensive follow-up.

The prosecution team will work with Law Enforcement, the Veterans Hospital Personnel, Social Workers and Defense Counsel to ensure the criminal offenses are addressed justly while still taking into consideration the special needs of returning veterans. The cases are reviewed for diversion programs and disposition to ensure members who have served our country are screened for any special needs and prompt assistance is provided to assist them. This program improves the quality of life for the Veterans as well as provides greater protection to the public.

COL A12		COL A14		COL A15		COL A16		COL A14-A12		CODES
AGY FIN REQ FY 2017-18	POS AMOUNT	AGY AMD REQ FY 2017-18	POS AMOUNT	AGY AMD N/R FY 2017-18	POS AMOUNT	AGY AMD ANZ FY 2017-18	POS AMOUNT	AGY AMD REQ FY 2017-18 OVER(UNDER)	AGY FIN REQ FY 2017-18	

JUSTICE ADMINISTRATION										21000000
STATE ATTORNEYS										21500000
PGM: SA-20TH JUD CIRCUIT										21502000
PUBLIC PROTECTION										12
LEGAL REPRESENTATION										1203.00.00.00
WORKLOAD										3000000
VETERANS COURT SERVICES DIVISION										3004600

POSITION DETAIL OF SALARIES AND BENEFITS:

	FTE	BASE RATE	ADDITIVES	BENEFITS	SUBTOTAL	LAPSE %	LAPSED SALARIES AND BENEFITS
A12 - AGY FIN REQ FY 2017-18							
NEW POSITIONS							
6002 CLERK II							
N0049 001	1.00	24,500		15,906	40,406	0.00	40,406
6900 ASSISTANT STATE ATTORNEY-UNDER MILLION							
N0048 001	1.00	53,000		28,955	81,955	0.00	81,955
TOTALS FOR ISSUE BY FUND							
1000 GENERAL REVENUE FUND							122,361
	2.00	77,500		44,861	122,361		122,361

A14 - AGY AMD REQ FY 2017-18

NEW POSITIONS							
6002 CLERK II							
N0049 001	1.00	24,500		15,906	40,406	0.00	40,406
6900 ASSISTANT STATE ATTORNEY-UNDER MILLION							
N0048 001	1.00	53,000		28,955	81,955	0.00	81,955

COL A12		COL A14		COL A15		COL A16		COL A14-A12		CODES
AGY FIN REQ FY 2017-18	POS AMOUNT	AGY AMD REQ FY 2017-18	POS AMOUNT	AGY AMD N/R FY 2017-18	POS AMOUNT	AGY AMD ANZ FY 2017-18	POS AMOUNT	AGY AMD REQ FY 2017-18 OVER(UNDER)	AGY FIN REQ FY 2017-18	

JUSTICE ADMINISTRATION										21000000
STATE ATTORNEYS										21500000
PGM: SA-20TH JUD CIRCUIT										21502000
PUBLIC PROTECTION										12
LEGAL REPRESENTATION										1203.00.00.00
WORKLOAD										3000000
VETERANS COURT SERVICES DIVISION										3004600

POSITION DETAIL OF SALARIES AND BENEFITS:

FTE	BASE RATE	ADDITIVES	BENEFITS	SUBTOTAL	LAPSE %	LAPSED SALARIES AND BENEFITS
A14 - AGY AMD REQ FY 2017-18						
NEW POSITIONS						
TOTALS FOR ISSUE BY FUND						
1000 GENERAL REVENUE FUND						
2.00	77,500		44,861	122,361		122,361

PUBLIC RECORDS REQUEST WORKLOAD						3009700
SALARY RATE						000000
SALARY RATE.....	100,878	100,878				
SALARIES AND BENEFITS						
GENERAL REVENUE FUND -STATE	3.00	3.00				010000
	161,046	161,046				1000 1
SPECIAL CATEGORIES						
STATE ATTORNEY OPERATIONS						100000
GENERAL REVENUE FUND -STATE	11,683	11,683	7,599			1000 1
TOTAL: PUBLIC RECORDS REQUEST WORKLOAD						3009700
TOTAL POSITIONS.....	3.00	3.00				
TOTAL ISSUE.....	172,729	172,729	7,599			
TOTAL SALARY RATE.....	100,878	100,878				

COL A12		COL A14		COL A15		COL A16		COL A14-A12		CODES
AGY FIN REQ FY 2017-18	POS	AGY AMD REQ FY 2017-18	POS	AGY AMD N/R FY 2017-18	POS	AGY AMD ANZ FY 2017-18	POS	AGY AMD REQ FY 2017-18 OVER(UNDER)	AGY FIN REQ FY 2017-18	
AMOUNT		AMOUNT		AMOUNT		AMOUNT		AMOUNT	AMOUNT	
JUSTICE ADMINISTRATION										21000000
STATE ATTORNEYS										21500000
PGM: SA-20TH JUD CIRCUIT										21502000
PUBLIC PROTECTION										12
LEGAL REPRESENTATION										1203.00.00.00
WORKLOAD										3000000
PUBLIC RECORDS REQUEST WORKLOAD										3009700

AGENCY ISSUE NARRATIVE:
 2017-2018 BUDGET YEAR NARRATIVE:

IT COMPONENT? NO

Recently there has been a dramatic increase in the number of public records requests that the State Attorneys are required by Florida Statute 119.07 to respond to. Failure to respond in a timely and complete manner will result in litigation for which the agency will most likely be responsible for the attorney fees and costs of the person making the request. These requests consume large amounts of time and resources to fulfill.

A large number of the requests are made by tort attorneys and news agencies involving major cases that often involve deaths and serious injuries. These types of cases typically are complex files with large numbers of documents, videos, photographs and audio recordings. Each item (printed page, video, audio, photograph) must be reviewed prior to providing the copies to ensure that exempt and confidential information is not being disclosed.

The legislature has created in excess of 200 exemptions to the public record statutes. (See pages 69 to 133 of the Government in the Sunshine Manual available on the Attorney General's website at <http://www.myfloridalegal.com/sun.nsf/sunmanual>) Many of the exemptions are listed as confidential information which may not be disclosed and sometime criminal penalties, up to third degree felony, are imposed for the release of these public records. (See Florida Statutes 406.135(6), 406.136(6)(a) and (b) and 119.071(2)(j)(2)(b) for examples of when the release of exempt or confidential records is considered to be a criminal offense.)

Clearly the review of records of complex cases involving deaths, sexual battery and other serious crimes cannot be done by a lower level employee. If the attorney and staff that is normally involved in the case are utilized for the preparation of the records response then their regular function of handling cases (which is the core function of the office) would be negatively impacted. Therefore we are requesting three positions, one Assistant State Attorney, one Legal Assistant I and one Clerk II to perform the task of complying with the increased volume of public record requests. All of the personnel in these positions must be familiar with the legal system and a thorough knowledge of the public records law, therefore, more experienced individuals would be needed to fill these positions.

COL A12		COL A14		COL A15		COL A16		COL A14-A12		CODES
AGY FIN REQ FY 2017-18	AGY AMD REQ FY 2017-18	AGY AMD N/R FY 2017-18	AGY AMD ANZ FY 2017-18	AGY AMD REQ FY 2017-18	AGY FIN REQ FY 2017-18	OVER(UNDER)	AGY FIN REQ FY 2017-18	AGY AMD REQ FY 2017-18		
POS	AMOUNT	POS	AMOUNT	POS	AMOUNT	POS	AMOUNT	POS	AMOUNT	

JUSTICE ADMINISTRATION										21000000
STATE ATTORNEYS										21500000
PGM: SA-20TH JUD CIRCUIT										21502000
PUBLIC PROTECTION										12
LEGAL REPRESENTATION										1203.00.00.00
WORKLOAD										3000000
PUBLIC RECORDS REQUEST WORKLOAD										3009700

POSITION DETAIL OF SALARIES AND BENEFITS:

	FTE	BASE RATE	ADDITIVES	BENEFITS	SUBTOTAL	LAPSE %	LAPSED SALARIES AND BENEFITS
A12 - AGY FIN REQ FY 2017-18							
NEW POSITIONS							
6002 CLERK II							
N0052 001	1.00	24,500		15,906	40,406	0.00	40,406
6112 LEGAL ASSISTANT/SECRETARY II							
N0051 001	1.00	26,378		16,192	42,570	0.00	42,570
6900 ASSISTANT STATE ATTORNEY-UNDER MILLION							
N0050 001	1.00	50,000		28,070	78,070	0.00	78,070

TOTALS FOR ISSUE BY FUND							
1000 GENERAL REVENUE FUND							161,046
	3.00	100,878		60,168	161,046		161,046
	=====	=====	=====	=====	=====		=====

A14 - AGY AMD REQ FY 2017-18

NEW POSITIONS							
6002 CLERK II							
N0052 001	1.00	24,500		15,906	40,406	0.00	40,406
6112 LEGAL ASSISTANT/SECRETARY II							
N0051 001	1.00	26,378		16,192	42,570	0.00	42,570
6900 ASSISTANT STATE ATTORNEY-UNDER MILLION							
N0050 001	1.00	50,000		28,070	78,070	0.00	78,070

	COL A12	COL A14	COL A15	COL A16	COL A14-A12	
	AGY FIN REQ	AGY AMD REQ	AGY AMD N/R	AGY AMD ANZ	AGY AMD REQ	
	FY 2017-18	FY 2017-18	FY 2017-18	FY 2017-18	FY 2017-18	
	POS	AMOUNT	POS	AMOUNT	POS	AMOUNT
JUSTICE ADMINISTRATION						21000000
STATE ATTORNEYS						21500000
PGM: SA-20TH JUD CIRCUIT						21502000
PUBLIC PROTECTION						12
LEGAL REPRESENTATION						1203.00.00.00
WORKLOAD						3000000
PUBLIC RECORDS REQUEST WORKLOAD						3009700

POSITION DETAIL OF SALARIES AND BENEFITS:

	FTE	BASE RATE	ADDITIVES	BENEFITS	SUBTOTAL	LAPSE %	LAPSED SALARIES AND BENEFITS
A14 - AGY AMD REQ FY 2017-18							
NEW POSITIONS							
TOTALS FOR ISSUE BY FUND							
1000 GENERAL REVENUE FUND							161,046
	3.00	100,878		60,168	161,046		161,046

OTHER PROGRAMS							4200000
STATE ATTORNEY INVESTIGATOR PAY							4206A50
PARITY							000000
SALARY RATE							
SALARY RATE.....	41,000	41,000					
SALARIES AND BENEFITS							010000
GENERAL REVENUE FUND -STATE	47,220	47,220					1000 1
TOTAL: STATE ATTORNEY INVESTIGATOR PAY							4206A50
PARITY							
TOTAL ISSUE.....	47,220	47,220					
TOTAL SALARY RATE.....	41,000	41,000					

COL A12		COL A14		COL A15		COL A16		COL A14-A12		CODES
POS	AMOUNT	POS	AMOUNT	POS	AMOUNT	POS	AMOUNT	POS	AMOUNT	

JUSTICE ADMINISTRATION										21000000
STATE ATTORNEYS										21500000
PGM: SA-20TH JUD CIRCUIT										21502000
PUBLIC PROTECTION										12
LEGAL REPRESENTATION										1203.00.00.00
OTHER PROGRAMS										4200000
STATE ATTORNEY INVESTIGATOR PAY										
PARITY										4206A50

AGENCY ISSUE NARRATIVE:

2017-2018 BUDGET YEAR NARRATIVE:

IT COMPONENT? NO

In the last two General Appropriations Acts, special pay increases were provided to certified Law Enforcement officers in the Departments of Law Enforcement and Highway Safety and Motor Vehicles and the Fish and Wildlife Commission. Chapter 2013-040, LOF, 8(2)(a) provided a 3-5% increase depending on longevity and Chapter 2014-051, LOF, section 8(2)(d) provided a 5% increase (Fish and Wildlife Commission officers were not included in the FY 2014-2015 increase). State Attorney Investigators, who are required to be certified Law Enforcement Officers, were not included in either of these increases; this appears to have been an oversight since there is no functional difference between the job requirements and responsibilities of State Attorney Investigators and Investigators in the Florida Highway Patrol, Fish and Wildlife Commission, and Department of Law Enforcement, all of whom were the beneficiaries of the aforementioned special pay increase.

This issue requests additional funding for an increase of 5% in the salaries of State Attorney Investigators (based on the June 30, 2014 rate of pay) along with the appropriate fringe benefits, i.e., retirement and FICA.

POSITION DETAIL OF SALARIES AND BENEFITS:

FTE	BASE RATE	ADDITIVES	BENEFITS	SUBTOTAL	LAPSE %	LAPSED SALARIES AND BENEFITS
A12 - AGY FIN REQ FY 2017-18						
CHANGES TO CURRENTLY AUTHORIZED POSITIONS						
RA01 RATE & SALARY ADJ - BENEFITS NO FTE						
N0001 001	0.00	41,000	6,220	47,220	0.00	47,220

COL A12		COL A14		COL A15		COL A16		COL A14-A12		CODES
AGY FIN REQ FY 2017-18	AGY AMD REQ FY 2017-18	AGY AMD N/R FY 2017-18	AGY AMD ANZ FY 2017-18	AGY AMD REQ FY 2017-18	AGY FIN REQ FY 2017-18	AGY AMD REQ FY 2017-18	AGY AMD N/R FY 2017-18	AGY AMD ANZ FY 2017-18	AGY FIN REQ FY 2017-18	
POS	AMOUNT	POS	AMOUNT	POS	AMOUNT	POS	AMOUNT	POS	AMOUNT	

JUSTICE ADMINISTRATION 21000000
 STATE ATTORNEYS 21500000
 PGM: SA-20TH JUD CIRCUIT 21502000
 PUBLIC PROTECTION 12
 LEGAL REPRESENTATION 1203.00.00.00
 OTHER PROGRAMS 4200000
 STATE ATTORNEY INVESTIGATOR PAY
 PARITY 4206A50

POSITION DETAIL OF SALARIES AND BENEFITS:

FTE	BASE RATE	ADDITIVES	BENEFITS	SUBTOTAL	LAPSE %	LAPSED SALARIES AND BENEFITS
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A12 - AGY FIN REQ FY 2017-18

CHANGES TO CURRENTLY AUTHORIZED POSITIONS

TOTALS FOR ISSUE BY FUND
 1000 GENERAL REVENUE FUND

0.00	41,000		6,220	47,220		47,220
------	--------	--	-------	--------	--	--------

A14 - AGY AMD REQ FY 2017-18

CHANGES TO CURRENTLY AUTHORIZED POSITIONS

RA01 RATE & SALARY ADJ - BENEFITS NO FTE
 N0001 001

0.00	41,000		6,220	47,220	0.00	47,220
------	--------	--	-------	--------	------	--------

TOTALS FOR ISSUE BY FUND
 1000 GENERAL REVENUE FUND

0.00	41,000		6,220	47,220		47,220
------	--------	--	-------	--------	--	--------

	COL A12		COL A14		COL A15		COL A16		COL A14-A12		
	AGY FIN REQ	AGY AMD REQ	AGY AMD REQ	AGY AMD N/R	AGY AMD ANZ	AGY AMD REQ	AGY AMD REQ	AGY FIN REQ	AGY AMD REQ	AGY FIN REQ	
	FY 2017-18	FY 2017-18	FY 2017-18	FY 2017-18	FY 2017-18	FY 2017-18	FY 2017-18	FY 2017-18	FY 2017-18	FY 2017-18	CODES
	POS	AMOUNT	POS	AMOUNT	POS	AMOUNT	POS	AMOUNT	POS	AMOUNT	
JUSTICE ADMINISTRATION											21000000
STATE ATTORNEYS											21500000
PGM: SA-20TH JUD CIRCUIT											21502000
PUBLIC PROTECTION											12
LEGAL REPRESENTATION											1203.00.00.00
IMPROVED PROGRAMS											5000000
BODY CAMERA EVIDENCE REVIEW											5008010
SALARY RATE											000000
SALARY RATE.....	40,000		40,000								
=====											
SALARIES AND BENEFITS											010000
GENERAL REVENUE FUND -STATE	1.00	58,258	1.00	58,258							1000 1
=====											
SPECIAL CATEGORIES											100000
STATE ATTORNEY OPERATIONS											103225
GENERAL REVENUE FUND -STATE		3,505		3,505		2,411					1000 1
=====											
TOTAL: BODY CAMERA EVIDENCE REVIEW											5008010
TOTAL POSITIONS.....	1.00		1.00								
TOTAL ISSUE.....		61,763		61,763		2,411					
TOTAL SALARY RATE.....	40,000		40,000								
=====											

AGENCY ISSUE NARRATIVE:

2017-2018 BUDGET YEAR NARRATIVE:

IT COMPONENT? NO

In the last few years, law enforcement agencies have been moving toward body worn cameras that record law enforcement interactions with the public and with criminal suspects. As agencies have brought more cameras on line, prosecutors' offices have been inundated with videos depicting arrests, witness interviews and crime scenes.

The prosecutors' role in the criminal court system is unique. They are required by court rulings to not just advance evidence of guilt but to turn over to defendants any evidence in the possession of the prosecutors' office or the police agencies that is exculpatory in nature. When this requirement is applied to body camera video tapes, a huge new workload has been placed on prosecutors.

When an arrest is made or a criminal investigation by uniformed officers takes place, there are often more than just one or two officers at the scene. While each body camera video may record substantially the same scene, because the camera travels with each individual law enforcement officer, there are differences as to what each camera records visibly and aurally. Some of what is recorded may be deemed by the courts or defense attorneys to be exculpatory.

COL A12		COL A14		COL A15		COL A16		COL A14-A12		CODES
AGY FIN REQ FY 2017-18	POS AMOUNT	AGY AMD REQ FY 2017-18	POS AMOUNT	AGY AMD N/R FY 2017-18	POS AMOUNT	AGY AMD ANZ FY 2017-18	POS AMOUNT	AGY AMD REQ FY 2017-18 OVER(UNDER)	AGY FIN REQ FY 2017-18	

JUSTICE ADMINISTRATION										21000000
STATE ATTORNEYS										21500000
PGM: SA-20TH JUD CIRCUIT										21502000
PUBLIC PROTECTION										12
LEGAL REPRESENTATION										1203.00.00.00
IMPROVED PROGRAMS										5000000
BODY CAMERA EVIDENCE REVIEW										5008010

Prosecutors are placed in the position of having to collect, review, and reveal to the defense all of the video of any particular crime that is prosecuted. This extra work load has a substantial effect on the time spent on each individual case by the prosecutor. The review of these recordings will add hours of work to the prosecution of each case. Due to complexity and volume of the media involved with the body camera footage, an experienced multimedia specialist is needed to manage this database.

POSITION DETAIL OF SALARIES AND BENEFITS:

	FTE	BASE RATE	ADDITIVES	BENEFITS	SUBTOTAL	LAPSE %	LAPSED SALARIES AND BENEFITS
A12 - AGY FIN REQ FY 2017-18							
NEW POSITIONS							
6418 MULTIMEDIA SPECIALIST II N0001 001	1.00	40,000		18,258	58,258	0.00	58,258
TOTALS FOR ISSUE BY FUND							
1000 GENERAL REVENUE FUND							58,258
	1.00	40,000		18,258	58,258		58,258

A14 - AGY AMD REQ FY 2017-18

NEW POSITIONS							
6418 MULTIMEDIA SPECIALIST II N0001 001	1.00	40,000		18,258	58,258	0.00	58,258

COL A12		COL A14		COL A15		COL A16		COL A14-A12		CODES
AGY FIN REQ FY 2017-18	POS AMOUNT	AGY AMD REQ FY 2017-18	POS AMOUNT	AGY AMD N/R FY 2017-18	POS AMOUNT	AGY AMD ANZ FY 2017-18	POS AMOUNT	AGY AMD REQ FY 2017-18 OVER(UNDER)	AGY FIN REQ FY 2017-18	

JUSTICE ADMINISTRATION										21000000
STATE ATTORNEYS										21500000
PGM: SA-20TH JUD CIRCUIT										21502000
PUBLIC PROTECTION										12
LEGAL REPRESENTATION										1203.00.00.00
IMPROVED PROGRAMS										5000000
BODY CAMERA EVIDENCE REVIEW										5008010

POSITION DETAIL OF SALARIES AND BENEFITS:

FTE	BASE RATE	ADDITIVES	BENEFITS	SUBTOTAL	LAPSE %	LAPSED SALARIES AND BENEFITS
A14 - AGY AMD REQ FY 2017-18						
NEW POSITIONS						
TOTALS FOR ISSUE BY FUND						
1000 GENERAL REVENUE FUND						
1.00	40,000		18,258	58,258		58,258

TOTAL: LEGAL REPRESENTATION						1203.00.00.00
BY FUND TYPE						
GENERAL REVENUE FUND	541,069	541,069	20,386			1000
TRUST FUNDS	325,559	349,559	120,000		24,000	2000
TOTAL POSITIONS.....	8.00	8.00				
TOTAL PROG COMP.....	866,628	890,628	140,386		24,000	
TOTAL SALARY RATE.....	335,756	335,756				

=====

	COL A12	COL A14	COL A15	COL A16	COL A14-A12	
	AGY FIN REQ	AGY AMD REQ	AGY AMD N/R	AGY AMD ANZ	AGY AMD REQ	
	FY 2017-18	FY 2017-18	FY 2017-18	FY 2017-18	FY 2017-18	
	POS	AMOUNT	POS	AMOUNT	POS	AMOUNT
						CODES
JUSTICE ADMINISTRATION						21000000
PUBLIC DEFENDERS						21600000
PGM: PD-1ST JUD CIRCUIT						21600100
PUBLIC PROTECTION						12
LEGAL REPRESENTATION						1203.00.00.00
EQUIPMENT NEEDS						2400000
REPLACEMENT OF MOTOR VEHICLES						2401500
SPECIAL CATEGORIES						100000
ACQUISITION/MOTOR VEHICLES						100021
INDIGENT CRIM DEFENSE TF -STATE	22,513	22,513	22,513			2974 1

AGENCY ISSUE NARRATIVE:						
2017-2018 BUDGET YEAR NARRATIVE: IT COMPONENT? NO						
Request replacement of 2012 Ford Fusion, VIN 3FADPOL38CR219544, with actual mileage of 98,491 on August 25, 2016. This vehicle's mileage will exceed 120,000 miles in FY 2017-18 which meets the DMS criteria for maximum mileage.						
This is a pool vehicle used by investigations, interoffice travel within the circuit, travel to meetings/conferences and transport of equipment to branch office locations. Request based on current state contract pricing for a sedan class vehicle.						
This issue impacts all agency activities.						

WORKLOAD						3000000
LEGAL ASSISTANCE - MENTAL HEALTH						3000540
CARE/BAKER ACT						000000
SALARY RATE						
SALARY RATE.....	54,461				54,461-	

SALARIES AND BENEFITS						010000
GENERAL REVENUE FUND -STATE	1.00	81,836			1.00-	81,836- 1000 1

SPECIAL CATEGORIES						100000
PUBLIC DEFENDER OPERATIONS						103226
GENERAL REVENUE FUND -STATE	8,178				8,178-	1000 1

	COL A12	COL A14	COL A15	COL A16	COL A14-A12	
					AGY AMD REQ	
					FY 2017-18	
					OVER(UNDER)	
	AGY FIN REQ	AGY AMD REQ	AGY AMD N/R	AGY AMD ANZ	AGY FIN REQ	
	FY 2017-18	FY 2017-18	FY 2017-18	FY 2017-18	FY 2017-18	
POS	AMOUNT	POS	AMOUNT	POS	AMOUNT	CODES
JUSTICE ADMINISTRATION						21000000
PUBLIC DEFENDERS						21600000
PGM: PD-1ST JUD CIRCUIT						21600100
PUBLIC PROTECTION						12
LEGAL REPRESENTATION						1203.00.00.00
WORKLOAD						3000000
LEGAL ASSISTANCE - MENTAL HEALTH						
CARE/BAKER ACT						3000540
TOTAL: LEGAL ASSISTANCE - MENTAL HEALTH						3000540
CARE/BAKER ACT						
TOTAL POSITIONS.....	1.00					1.00-
TOTAL ISSUE.....		90,014				90,014-
TOTAL SALARY RATE.....	54,461					54,461-

AGENCY ISSUE NARRATIVE:

2017-2018 BUDGET YEAR NARRATIVE:

IT COMPONENT? NO

Escambia County receives Baker Act cases from surrounding states when those individuals are sent to facilities in Escambia County. There are no facilities in Santa Rosa and Walton County that will accept Baker Act patients and Okaloosa only has one. As a result these patients are referred to the three Escambia County facilities. There has been an increase in the number of appointed Baker Act cases each fiscal year.

Because of the rising workload demands related to representation at Baker Act hearings and re-hearings, the Public Defender First Circuit is requesting funds for an additional assistant public defender at .50 FTE and legal assistant at .50 FTE in the Escambia County office. This attorney will handle the Mental Health (Baker Act) cases in Escambia and Okaloosa Counties and will also handle drug court cases in Escambia County, which will relieve division attorneys of this additional workload.

The salary rate requested for the Assistant Public Defender will be at the misdemeanor level which is the required level of experience needed. Public Defender operating expenditures budget of \$8,178 (\$5,188 non-recurring) is requested to establish the positions as per Standard #3, modified for Public Defenders.

This request impacts all agency activities.

Amended 2017-18 Narrative after February 2, 2017

Summary: This issue was deleted and moved to issue code 4200350.

	COL A12	COL A14	COL A15	COL A16	COL A14-A12 AGY AMD REQ FY 2017-18 OVER(UNDER)	AGY FIN REQ FY 2017-18	CODES
	AGY FIN REQ FY 2017-18	AGY AMD REQ FY 2017-18	AGY AMD N/R FY 2017-18	AGY AMD ANZ FY 2017-18	AGY FIN REQ FY 2017-18		
	POS AMOUNT	POS AMOUNT	POS AMOUNT	POS AMOUNT	POS AMOUNT		
JUSTICE ADMINISTRATION							21000000
PUBLIC DEFENDERS							21600000
PGM: PD-1ST JUD CIRCUIT							21600100
PUBLIC PROTECTION							12
LEGAL REPRESENTATION							1203.00.00.00
WORKLOAD							3000000
LEGAL ASSISTANCE - MENTAL HEALTH CARE/BAKER ACT							3000540

POSITION DETAIL OF SALARIES AND BENEFITS:

	FTE	BASE RATE	ADDITIVES	BENEFITS	SUBTOTAL	LAPSE %	LAPSED SALARIES AND BENEFITS
A12 - AGY FIN REQ FY 2017-18							
NEW POSITIONS							
5131 LEGAL ASSISTANT I N0001 001	0.50	10,061		7,623	17,684	0.00	17,684
5901 ASST PUBLIC DEFENDER N0002 001	0.50	44,400		19,752	64,152	0.00	64,152
TOTALS FOR ISSUE BY FUND 1000 GENERAL REVENUE FUND	1.00	54,461		27,375	81,836		81,836

VETERANS COURT SERVICES DIVISION							3004600
SALARY RATE							000000
SALARY RATE.....	94,800				94,800-		
SALARIES AND BENEFITS							010000
GENERAL REVENUE FUND -STATE	2.00	149,408			2.00-	149,408-	1000 1

	COL A12	COL A14	COL A15	COL A16	COL A14-A12	
	AGY FIN REQ FY 2017-18	AGY AMD REQ FY 2017-18	AGY AMD N/R FY 2017-18	AGY AMD ANZ FY 2017-18	AGY AMD REQ FY 2017-18	AGY FIN REQ FY 2017-18
	POS	AMOUNT	POS	AMOUNT	POS	AMOUNT
JUSTICE ADMINISTRATION						21000000
PUBLIC DEFENDERS						21600000
PGM: PD-1ST JUD CIRCUIT						21600100
PUBLIC PROTECTION						12
LEGAL REPRESENTATION						1203.00.00.00
WORKLOAD						3000000
VETERANS COURT SERVICES DIVISION						3004600
SPECIAL CATEGORIES						100000
PUBLIC DEFENDER OPERATIONS						103226
GENERAL REVENUE FUND -STATE		9,346				9,346- 1000 1
TOTAL: VETERANS COURT SERVICES DIVISION						3004600
TOTAL POSITIONS.....	2.00				2.00-	
TOTAL ISSUE.....		158,754				158,754-
TOTAL SALARY RATE.....	94,800				94,800-	

AGENCY ISSUE NARRATIVE:

2017-2018 BUDGET YEAR NARRATIVE:

IT COMPONENT? NO

The Public Defender in the 1st Judicial Circuit is requesting General Revenue appropriation to fund two attorneys to represent, in both Escambia and Okaloosa Counties: veterans in the Veterans' Treatment Courts; clients with serious mental illness in the Mental Health Courts; and drug addicted clients in the Drug Courts.

According to The Department of Veterans Affairs actuarial figures, the 1st Judicial Circuit has the fifth largest population of veterans in the State, and growth is anticipated.

Funds are requested for two specialized attorneys to identify clients who potentially will qualify for the specialty courts, interview these clients and their families, employers, and caretakers, and will seek their release from jail to the supervision of the court. The attorneys will schedule, coordinate, and monitor evaluations needed for entry into these courts. The completion of these problem solving court, with payment of victim restitution, will be in lieu of criminal prosecution, benefitting the client and society on a long-term basis by reducing recidivism. The Veterans Court Services Division attorneys are expected to be particularly effective because of the large number of veterans who live in the 1st Judicial Circuit. There are military bases, Veteran's Administration Clinics and hospitals, and other outreach services in Escambia and Okaloosa Counties. The salary rate requested is needed to hire two attorney positions at the level of experience needed to fulfill the required duties. Public Defender operating expenditures is requested to establish the positions as per Standard #3, modified for Public Defenders.

This request impacts all agency activities.

Amended 2017-18 Narrative after February 2, 2017

	COL A12	COL A14	COL A15	COL A16	COL A14-A12	
	AGY FIN REQ	AGY AMD REQ	AGY AMD N/R	AGY AMD ANZ	AGY AMD REQ	
	FY 2017-18	FY 2017-18	FY 2017-18	FY 2017-18	FY 2017-18	
	POS	AMOUNT	POS	AMOUNT	POS	AMOUNT
JUSTICE ADMINISTRATION						21000000
PUBLIC DEFENDERS						21600000
PGM: PD-1ST JUD CIRCUIT						21600100
PUBLIC PROTECTION						12
LEGAL REPRESENTATION						1203.00.00.00
WORKLOAD						3000000
GRAHAM/MILLER/ATWELL ETCETERA -						
COURT MANDATED JUVENILE						
RESENTENCING						3009000
SALARIES AND BENEFITS						010000
	6.00		6.00			
GENERAL REVENUE FUND -STATE	519,733		519,733			1000 1
SPECIAL CATEGORIES						100000
PUBLIC DEFENDER OPERATIONS						103226
GENERAL REVENUE FUND -STATE	26,638		26,638	16,662		1000 1
TOTAL: GRAHAM/MILLER/ATWELL ETCETERA -						3009000
COURT MANDATED JUVENILE						
RESENTENCING						
TOTAL POSITIONS.....	6.00		6.00			
TOTAL ISSUE.....	546,371		546,371	16,662		
TOTAL SALARY RATE.....	349,033		349,033			

AGENCY ISSUE NARRATIVE:

2017-2018 BUDGET YEAR NARRATIVE:

IT COMPONENT? NO

This issue links to all agency activities.

Recent court decisions and the Legislature's enactment of Chapter 2014-220, Laws of Florida, have significantly increased the Public Defender workload for the resentencing of juvenile offenders. In addition to the U.S. Supreme Court cases of Graham v. Florida, 560 US 418 (2010), and Miller v. Alabama, 132 SCT 2455 (2012), and the Florida cases making them retroactive (Henry v. State, 160 So.3d 393 (Fla. 2015); Falcon v. State, 162 So.3d 954 (Fla. 2015); Gridine v. State, 175 So.3d 672 (Fla. 2015)), several Florida Supreme Court decisions over the last year have expanded the pool of offenders sentenced as juveniles whose sentences must be reviewed to determine the effect of their background and immaturity on their criminal conduct as well as their prospects for successful re-entry into the community. In Atwell v. State, 2016 WL 3010795 (Fla. May 26, 2016), the Court applied the resentencing and judicial review requirements of Chapter 2014-220, to child offenders eligible for parole but still incarcerated decades after their crimes. In Landrum v. State, 2016 WL 3191099 (Fla. June 9, 2016), the Court extended the pool further, including juvenile offenders sentenced to life in prison for second degree murder.

COL A12	COL A14	COL A15	COL A16	COL A14-A12	
AGY FIN REQ FY 2017-18	AGY AMD REQ FY 2017-18	AGY AMD N/R FY 2017-18	AGY AMD ANZ FY 2017-18	AGY AMD REQ FY 2017-18 OVER(UNDER) AGY FIN REQ FY 2017-18	CODES
POS	AMOUNT	POS	AMOUNT	POS	AMOUNT
JUSTICE ADMINISTRATION					21000000
PUBLIC DEFENDERS					21600000
<u>PGM: PD-1ST JUD CIRCUIT</u>					21600100
PUBLIC PROTECTION					12
<u>LEGAL REPRESENTATION</u>					<u>1203.00.00.00</u>
WORKLOAD					3000000
GRAHAM/MILLER/ATWELL ETCETERA -					
COURT MANDATED JUVENILE					
RESENTENCING					3009000

In the 2016-17 budget request before these decisions, the FPDA reported that DOC had identified up to 1,700 resentencing and judicial review clients. We now expect the Atwell and Landrum decision to mandate resentencing for approximately 275+ more clients statewide. Also, now before the Florida Supreme Court, fully briefed with a decision expected by the end of 2016, is a case with even broader caseload potential. In Kelsey v. State, Fla. Supreme Court No. SCI5-2079, the issue is whether offenders with lengthy sentences short of their life expectancies must have an opportunity to demonstrate under section 921.1402 that they are appropriate to someday be released onto probation. A favorable decision will necessitate major sentence review hearings for juvenile offenders serving sentences longer than the statutory 15-, 20-, or 25-year review periods. We therefore anticipate a large increase in our juvenile resentencing felony caseload, starting almost immediately and continuing indefinitely.

Workload: United States Supreme Court Graham and Miller Mandate

The issue has significant statewide impact for Public Defenders due to the novelty and complexity of the legal and procedural issues. Florida law requires the trial court to look at the following factors in determining the appropriate sentence: 1) the nature and circumstances of the offense; 2) the effect of the crime on the victim's family and community; 3) the defendant's age, maturity, intellectual capacity, and emotional health, 4) the defendant's background; 5) the effect of immaturity, impetuosity, or failure to appreciate risks and consequences on defendant's participation in the offense; 6) the extent of defendant's participation in the offense; 7) the effect of familial pressure or peer pressure on the defendant's actions; 8) the nature and extent of defendant's prior criminal history; 9) the effect of characteristics attributable to defendant's youth; and 10) the possibility of rehabilitating the defendant, Section 921.1401(2). It is, essentially, a brand new sentencing hearing. This is true even in those cases where the then-juvenile entered a plea to the charge. In order to represent these clients adequately, attorneys, investigators, and mitigation specialists must work together to explore the offender's entire life history. Records must be gathered, evaluations must be conducted, interviews of family and friends undertaken, educational materials obtained, mental health history explored, and interviews with teachers, neighbors, program caseworkers, correctional staff, and other people who may assist in understanding and presenting the client's life story must be performed thoroughly to present information the court must consider in the re-sentencing hearings.

Essentially the same factors apply to the separate, additional sentence review hearings under Section 921.1401, necessitating the same painstaking preparation. Interviews must be undertaken, psychological and sociological evaluations conducted, and history of incarceration and potential and extent of rehabilitation reviewed. Release plans also have to be designed and proposed to include housing, employment, and other re-entry services. This is a major new workload for every Public Defender Office in the state.

FISCAL IMPACT:

	COL A12	COL A14	COL A15	COL A16	COL A14-A12	
	AGY FIN REQ	AGY AMD REQ	AGY AMD N/R	AGY AMD ANZ	AGY AMD REQ	
	FY 2017-18	FY 2017-18	FY 2017-18	FY 2017-18	FY 2017-18	
	POS	AMOUNT	POS	AMOUNT	POS	AMOUNT
						CODES
JUSTICE ADMINISTRATION						21000000
PUBLIC DEFENDERS						21600000
PGM: PD-1ST JUD CIRCUIT						21600100
PUBLIC PROTECTION						12
LEGAL REPRESENTATION						1203.00.00.00
WORKLOAD						3000000
GRAHAM/MILLER/ATWELL ETCETERA -						
COURT MANDATED JUVENILE						
RESENTENCING						3009000

An attorney cost unit has been developed by the Florida Public Defender Association (FDDA) to request the needed personnel to address the court mandate to prepare and present evidence for the juvenile resentencing hearing(s) required.

The attorney unit cost is as follows:

- 4-FTE's-Assistant Public Defenders @\$70,000 annual salary
- 1-FTE-Mitigation Specialist II @\$40,000 annual salary
- 1-FTE-Investigator II @\$29,033 annual salary

Operations expenditures budget of \$17,292 recurring and \$11,108 non-recurring to establish the positions as per Modified - Standard #3:

4 Assistant Public Defenders	\$4,673 x 4 =	\$18,692/recurring	\$ 2,777 x 4 =	\$11,108/non-recurring
1 Mitigation Specialist II		\$ 3,973/recurring		\$ 2,777/non-recurring
1 Investigator II		\$ 3,973/recurring		\$ 2,777/non-recurring
		\$26,638/recurring		\$16,662/non-recurring

POSITION DETAIL OF SALARIES AND BENEFITS:

	FTE	BASE RATE	ADDITIVES	BENEFITS	SUBTOTAL	LAPSE %	LAPSED SALARIES AND BENEFITS
A12 - AGY FIN REQ FY 2017-18							
NEW POSITIONS							
P101 PROPOSED CLASS CODE							
N0002 001	1.00	40,000		18,258	58,258	0.00	58,258
5662 INVESTIGATOR II							
N0003 001	1.00	29,033		16,594	45,627	0.00	45,627
5901 ASST PUBLIC DEFENDER							
N0001 001	4.00	280,000		135,848	415,848	0.00	415,848

	COL A12	COL A14	COL A15	COL A16	COL A14-A12	
					AGY AMD REQ	
					FY 2017-18	
					OVER(UNDER)	
	AGY FIN REQ	AGY AMD REQ	AGY AMD N/R	AGY AMD ANZ	AGY FIN REQ	
	FY 2017-18	FY 2017-18	FY 2017-18	FY 2017-18	FY 2017-18	
POS	AMOUNT	POS	AMOUNT	POS	AMOUNT	CODES
JUSTICE ADMINISTRATION						21000000
PUBLIC DEFENDERS						21600000
PGM: PD-1ST JUD CIRCUIT						21600100
PUBLIC PROTECTION						12
LEGAL REPRESENTATION						1203.00.00.00
WORKLOAD						3000000
GRAHAM/MILLER/ATWELL ETCETERA -						
COURT MANDATED JUVENILE						
RESENTENCING						3009000

POSITION DETAIL OF SALARIES AND BENEFITS:

	FTE	BASE RATE	ADDITIVES	BENEFITS	SUBTOTAL	LAPSE %	LAPSED SALARIES AND BENEFITS
A12 - AGY FIN REQ FY 2017-18							
NEW POSITIONS							
TOTALS FOR ISSUE BY FUND							
1000 GENERAL REVENUE FUND							519,733
	6.00	349,033		170,700	519,733		519,733

A14 - AGY AMD REQ FY 2017-18

	FTE	BASE RATE	ADDITIVES	BENEFITS	SUBTOTAL	LAPSE %	LAPSED SALARIES AND BENEFITS
NEW POSITIONS							
P101 PROPOSED CLASS CODE							
N0002 001	1.00	40,000		18,258	58,258	0.00	58,258
5662 INVESTIGATOR II							
N0003 001	1.00	29,033		16,594	45,627	0.00	45,627
5901 ASST PUBLIC DEFENDER							
N0001 001	4.00	280,000		135,848	415,848	0.00	415,848
TOTALS FOR ISSUE BY FUND							
1000 GENERAL REVENUE FUND							519,733
	6.00	349,033		170,700	519,733		519,733

	COL A12	COL A14	COL A15	COL A16	COL A14-A12	
	AGY FIN REQ	AGY AMD REQ	AGY AMD N/R	AGY AMD ANZ	AGY AMD REQ	
	FY 2017-18	FY 2017-18	FY 2017-18	FY 2017-18	FY 2017-18	
	POS	AMOUNT	POS	AMOUNT	POS	AMOUNT
JUSTICE ADMINISTRATION						21000000
PUBLIC DEFENDERS						21600000
PGM: PD-1ST JUD CIRCUIT						21600100
PUBLIC PROTECTION						12
LEGAL REPRESENTATION						1203.00.00.00
OTHER PROGRAMS						4200000
MENTAL HEALTH, VETERANS AND DRUG						
COURT STAFFING						4200350
SALARY RATE						000000
SALARY RATE.....		159,322			159,322	
=====						
SALARIES AND BENEFITS						010000
GENERAL REVENUE FUND -STATE		4.00			4.00	
			255,593			255,593
						1000 1
=====						
SPECIAL CATEGORIES						100000
PUBLIC DEFENDER OPERATIONS						103226
GENERAL REVENUE FUND -STATE			17,524	10,742		17,524
						1000 1
=====						
TOTAL: MENTAL HEALTH, VETERANS AND DRUG						4200350
COURT STAFFING						
TOTAL POSITIONS.....		4.00			4.00	
TOTAL ISSUE.....			273,117	10,742		273,117
TOTAL SALARY RATE.....		159,322			159,322	
=====						

AGENCY ISSUE NARRATIVE:

2017-2018 BUDGET YEAR NARRATIVE:

IT COMPONENT? NO

Amended 2017-18 Narrative after February 2, 2017

Legal Assistance - Mental Health Care/Baker Act

Escambia County receives Baker Act cases from surrounding states when those individuals are sent to facilities in Escambia County. There are no facilities in Santa Rosa and Walton County that will accept Baker Act patients and Okaloosa only has one. As a result these patients are referred to the three Escambia County facilities. There has been an increase in the number of appointed Baker Act cases each fiscal year.

Because of the rising workload demands related to representation at Baker Act hearings and re-hearings, the Public Defender's Office in the First Circuit is requesting funds for an additional Assistant Public Defender at 1.00 Full-Time Equivalent (FTE) and a Legal Assistant at 1.00 FTE in the Escambia County office. This attorney will handle the mental

	COL A12	COL A14	COL A15	COL A16	COL A14-A12	
	AGY FIN REQ	AGY AMD REQ	AGY AMD N/R	AGY AMD ANZ	AGY AMD REQ	
	FY 2017-18	FY 2017-18	FY 2017-18	FY 2017-18	FY 2017-18	
	POS	AMOUNT	POS	AMOUNT	POS	AMOUNT
						CODES
JUSTICE ADMINISTRATION						21000000
PUBLIC DEFENDERS						21600000
PGM: PD-1ST JUD CIRCUIT						21600100
PUBLIC PROTECTION						12
LEGAL REPRESENTATION						1203.00.00.00
OTHER PROGRAMS						4200000
MENTAL HEALTH, VETERANS AND DRUG						
COURT STAFFING						4200350

health (Baker Act) cases in Escambia and Okaloosa Counties and will also handle drug court cases in Escambia County, which will relieve division attorneys of this additional workload.

The salary rate requested for the Assistant Public Defender will be at the misdemeanor level which is the required level of experience needed. Public Defender operating expenditures budget of \$8,178 (\$5,188 non-recurring) is requested to establish the positions as per Standard #3 Expense Package, modified for Public Defenders.

Veterans Court Services

The Public Defender in the 1st Judicial Circuit is requesting General Revenue appropriation to fund two attorneys to represent, in both Escambia and Okaloosa Counties: veterans in the Veterans' Treatment Courts; clients with serious mental illness in the Mental Health Courts; and drug addicted clients in the Drug Courts.

According to The Department of Veterans Affairs actuarial figures, the 1st Judicial Circuit has the fifth largest population of veterans in the State, and growth is anticipated.

Funds are requested for two specialized attorneys to identify clients who potentially will qualify for the specialty courts, interview these clients and their families, employers, and caretakers, and will seek their release from jail to the supervision of the court. The attorneys will schedule, coordinate, and monitor evaluations needed for entry into these courts. The completion of these problem solving courts, with payment of victim restitution, will be in lieu of criminal prosecution, benefiting the client and society on a long-term basis by reducing recidivism. The Veterans Court Services Division attorneys are expected to be particularly effective because of the large number of veterans who live in the 1st Judicial Circuit. There are military bases, Veteran's Administration Clinics and hospitals, and other outreach services in Escambia and Okaloosa Counties. The salary rate requested is needed to hire two attorney positions at the level of experience needed to fulfill the required duties. Public Defender operating expenditures budget of \$9,346 (\$5,554 non-recurring) is requested to establish the positions as per Standard #3 Expense Package, modified for Public Defenders.

This request impacts all agency activities.

Summary: This is a new issue. Issues 3000540 and 3004600 were combined into this new issue. Additionally, two half time positions originally requested in issue code 3000540 "Legal Assistance Mental Health Care/Baker Act" were increased to two full time positions. This change increased the salary rate from 127,061 to 159,322 and the Salaries and Benefits

	COL A12	COL A14	COL A15	COL A16	COL A14-A12	
					AGY AMD REQ	
					FY 2017-18	
					OVER(UNDER)	
	AGY FIN REQ	AGY AMD REQ	AGY AMD N/R	AGY AMD ANZ	AGY FIN REQ	
	FY 2017-18	FY 2017-18	FY 2017-18	FY 2017-18	FY 2017-18	
POS	AMOUNT	POS	AMOUNT	POS	AMOUNT	CODES
JUSTICE ADMINISTRATION						21000000
PUBLIC DEFENDERS						21600000
PGM: PD-1ST JUD CIRCUIT						21600100
PUBLIC PROTECTION						12
LEGAL REPRESENTATION						<u>1203.00.00.00</u>
OTHER PROGRAMS						4200000
MENTAL HEALTH, VETERANS AND DRUG						
COURT STAFFING						4200350

requested from \$202,503 to \$255,593.

POSITION DETAIL OF SALARIES AND BENEFITS:

	FTE	BASE RATE	ADDITIVES	BENEFITS	SUBTOTAL	LAPSE %	LAPSED SALARIES AND BENEFITS
A14 - AGY AMD REQ FY 2017-18							
NEW POSITIONS							
5131 LEGAL ASSISTANT I							
N0001 001	1.00	20,122		15,242	35,364	0.00	35,364
5901 ASST PUBLIC DEFENDER							
N0002 001	1.00	44,400		26,421	70,821	0.00	70,821
N0070 001	2.00	94,800		54,608	149,408	0.00	149,408
TOTALS FOR ISSUE BY FUND							
1000 GENERAL REVENUE FUND							255,593
	4.00	159,322		96,271	255,593		255,593

TOTAL: LEGAL REPRESENTATION							<u>1203.00.00.00</u>
BY FUND TYPE							
GENERAL REVENUE FUND	795,139	819,488	27,404		24,349	1000	
TRUST FUNDS	22,513	22,513	22,513			2000	
TOTAL POSITIONS.....	9.00	10.00			1.00		
TOTAL PROG COMP.....	817,652	842,001	49,917		24,349		
TOTAL SALARY RATE.....	498,294	508,355			10,061		

	COL A12	COL A14	COL A15	COL A16	COL A14-A12	
	AGY FIN REQ FY 2017-18	AGY AMD REQ FY 2017-18	AGY AMD N/R FY 2017-18	AGY AMD ANZ FY 2017-18	AGY AMD REQ FY 2017-18	AGY FIN REQ FY 2017-18
	POS	AMOUNT	POS	AMOUNT	POS	AMOUNT
JUSTICE ADMINISTRATION						21000000
PUBLIC DEFENDERS						21600000
PGM: PD-2ND JUD CIRCUIT						21600200
PUBLIC PROTECTION						12
LEGAL REPRESENTATION						1203.00.00.00
WORKLOAD						3000000
PUBLIC DEFENDER TRIAL WORKLOAD						3001300
SALARY RATE						000000
SALARY RATE.....	123,000	123,000				
=====						
SALARIES AND BENEFITS						010000
GENERAL REVENUE FUND -STATE	2.00 175,764	2.00 175,764				1000 1
=====						
SPECIAL CATEGORIES						100000
PUBLIC DEFENDER OPERATIONS						103226
GENERAL REVENUE FUND -STATE	7,946	7,946	5,554			1000 1
=====						
TOTAL: PUBLIC DEFENDER TRIAL WORKLOAD						3001300
TOTAL POSITIONS.....	2.00	2.00				
TOTAL ISSUE.....	183,710	183,710	5,554			
TOTAL SALARY RATE.....	123,000	123,000				
=====						

AGENCY ISSUE NARRATIVE:

2017-2018 BUDGET YEAR NARRATIVE:
 Mitigation Specialist

IT COMPONENT? NO

The Public Defender of the Second Judicial Circuit requests funding for a full time capital homicide, major crimes, and juvenile mitigation specialist. The specialist will conduct mitigation investigations regarding clients' educational, family, mental health, and social histories, and will prepare disposition plans for major felony cases including juvenile direct file cases, where juvenile sanctions provide positive outcomes and deter recidivism. Resentencing proceedings under the Graham and Miller decisions also require the services of a mitigation specialist. This position would be circuit-wide (approximately 400,000 residents). The Office of the Public Defender is requesting \$60,000 in salary, along with 1 FTE and rate for an experienced mitigation specialist.

Disposition Specialist

The Public Defender of the Second Judicial Circuit requests salary and benefits funding, including rate and FTE, for a new Disposition Specialist/re-entry social worker position for Gadsden County and surrounding rural counties. With over 46,000 residents, Gadsden County has the second largest population in the circuit, and has a poverty rate of almost 30%

COL A12	COL A14	COL A15	COL A16	COL A14-A12	CODES
AGY FIN REQ FY 2017-18 POS AMOUNT	AGY AMD REQ FY 2017-18 POS AMOUNT	AGY AMD N/R FY 2017-18 POS AMOUNT	AGY AMD ANZ FY 2017-18 POS AMOUNT	AGY AMD REQ FY 2017-18 OVER(UNDER) AGY FIN REQ FY 2017-18 POS AMOUNT	
JUSTICE ADMINISTRATION					21000000
PUBLIC DEFENDERS					21600000
PGM: PD-2ND JUD CIRCUIT					21600200
PUBLIC PROTECTION					12
LEGAL REPRESENTATION					1203.00.00.00
WORKLOAD					3000000
PUBLIC DEFENDER TRIAL WORKLOAD					3001300

(twice the State average). Gadsden County also sends its citizens to prison at a rate 42% above the State average, and has an infant mortality rate of almost 12% (one of only six Florida counties with a rate over 10%). There is an urgent need for a social worker to assess defendants' housing needs, mental health and substance abuse status, and access to transportation and employment opportunities. This employee will coordinate these services and dispositions, and assist offenders on re-entry following incarceration. Liberty, Franklin, and Wakulla counties (population 51,000 combined) would be served by the same employee. Rapid assessment upon arrest and assistance at release are proven, effective methods of reducing recidivism. The Office of the Public Defender is therefore requesting \$28,000 in salary plus benefits, along with 1 FTE and rate for an entry-level disposition specialist.

Division D Investigator

The Public Defender of the Second Judicial Circuit is requesting salary and benefits funding to fill one (1) vacant FTE Investigator position. In 2013, the Chief Judge for the Second Judicial Circuit created a fourth felony criminal division in Leon County. To accommodate this addition, this office divided the investigative workload for the new division among the investigators in the three other felony divisions. This delegation has shown to be problematic, limiting efficiencies and causing scheduling conflicts for the investigators who are assisting their APDs in court or are summoned to testify. To provide additional support, our office has been relying on trust fund revenue to hire OPS Investigators. Recent trust fund revenues have not been sufficient to hire an experienced investigator. To ensure quality investigative support, our office is requesting \$35,000 in Salary plus Benefits (General Revenue) funding to fill [1] vacant full-time equivalent (FTE) Investigator position.

POSITION DETAIL OF SALARIES AND BENEFITS:

FTE	BASE RATE	ADDITIVES	BENEFITS	SUBTOTAL	LAPSE %	LAPSED SALARIES AND BENEFITS
A12 - AGY FIN REQ FY 2017-18						
CHANGES TO CURRENTLY AUTHORIZED POSITIONS						
RA01 RATE & SALARY ADJ - BENEFITS NO FTE						
N0003 001	0.00	35,000	5,310	40,310	0.00	40,310

COL A12		COL A14		COL A15		COL A16		COL A14-A12		CODES
AGY FIN REQ FY 2017-18	POS AMOUNT	AGY AMD REQ FY 2017-18	POS AMOUNT	AGY AMD N/R FY 2017-18	POS AMOUNT	AGY AMD ANZ FY 2017-18	POS AMOUNT	AGY AMD REQ FY 2017-18 OVER(UNDER)	AGY FIN REQ FY 2017-18	

JUSTICE ADMINISTRATION										21000000
PUBLIC DEFENDERS										21600000
PGM: PD-2ND JUD CIRCUIT										21600200
PUBLIC PROTECTION										12
LEGAL REPRESENTATION										1203.00.00.00
WORKLOAD										3000000
PUBLIC DEFENDER TRIAL WORKLOAD										3001300

POSITION DETAIL OF SALARIES AND BENEFITS:

FTE	BASE RATE	ADDITIVES	BENEFITS	SUBTOTAL	LAPSE %	LAPSED SALARIES AND BENEFITS
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A12 - AGY FIN REQ FY 2017-18

CHANGES TO CURRENTLY AUTHORIZED POSITIONS

TOTALS FOR ISSUE BY FUND						
1000 GENERAL REVENUE FUND						40,310
	0.00	35,000		5,310	40,310	40,310

NEW POSITIONS

5571 DISPOSITION SPECIALIST I N0002 001	1.00	28,000		16,438	44,438	0.00	44,438
5642 MITIGATION SPECIALIST N0001 001	1.00	60,000		31,016	91,016	0.00	91,016

TOTALS FOR ISSUE BY FUND						
1000 GENERAL REVENUE FUND						135,454
	2.00	88,000		47,454	135,454	135,454

	COL A12	COL A14	COL A15	COL A16	COL A14-A12	
					AGY AMD REQ	
					FY 2017-18	
					OVER(UNDER)	
	AGY FIN REQ	AGY AMD REQ	AGY AMD N/R	AGY AMD ANZ	AGY FIN REQ	
	FY 2017-18	FY 2017-18	FY 2017-18	FY 2017-18	FY 2017-18	
POS	AMOUNT	POS	AMOUNT	POS	AMOUNT	POS
						AMOUNT
						CODES
JUSTICE ADMINISTRATION						21000000
PUBLIC DEFENDERS						21600000
PGM: PD-2ND JUD CIRCUIT						21600200
PUBLIC PROTECTION						12
LEGAL REPRESENTATION						1203.00.00.00
WORKLOAD						3000000
PUBLIC DEFENDER TRIAL WORKLOAD						3001300

POSITION DETAIL OF SALARIES AND BENEFITS:

	FTE	BASE RATE	ADDITIVES	BENEFITS	SUBTOTAL	LAPSE %	LAPSED SALARIES AND BENEFITS
A14 - AGY AMD REQ FY 2017-18							
CHANGES TO CURRENTLY AUTHORIZED POSITIONS							
RA01 RATE & SALARY ADJ - BENEFITS NO FTE							
N0003 001	0.00	35,000		5,310	40,310	0.00	40,310
TOTALS FOR ISSUE BY FUND							
1000 GENERAL REVENUE FUND							40,310
	0.00	35,000		5,310	40,310		40,310
NEW POSITIONS							
5571 DISPOSITION SPECIALIST I							
N0002 001	1.00	28,000		16,438	44,438	0.00	44,438
5642 MITIGATION SPECIALIST							
N0001 001	1.00	60,000		31,016	91,016	0.00	91,016
TOTALS FOR ISSUE BY FUND							
1000 GENERAL REVENUE FUND							135,454
	2.00	88,000		47,454	135,454		135,454

	COL A12	COL A14	COL A15	COL A16	COL A14-A12	
	AGY FIN REQ FY 2017-18	AGY AMD REQ FY 2017-18	AGY AMD N/R FY 2017-18	AGY AMD ANZ FY 2017-18	AGY AMD REQ FY 2017-18	AGY FIN REQ FY 2017-18
	POS	AMOUNT	POS	AMOUNT	POS	AMOUNT
JUSTICE ADMINISTRATION						21000000
PUBLIC DEFENDERS						21600000
PGM: PD-2ND JUD CIRCUIT						21600200
PUBLIC PROTECTION						12
LEGAL REPRESENTATION						1203.00.00.00
WORKLOAD						3000000
VETERANS COURT SERVICES DIVISION						3004600
SALARY RATE						000000
SALARY RATE.....	70,858				70,858-	
=====						
SALARIES AND BENEFITS						010000
GENERAL REVENUE FUND -STATE	2.00	114,285			2.00-	114,285- 1000 1
=====						
SPECIAL CATEGORIES						100000
PUBLIC DEFENDER OPERATIONS						103226
GENERAL REVENUE FUND -STATE		8,411				8,411- 1000 1
=====						
TOTAL: VETERANS COURT SERVICES DIVISION						3004600
TOTAL POSITIONS.....	2.00				2.00-	
TOTAL ISSUE.....		122,696				122,696-
TOTAL SALARY RATE.....	70,858				70,858-	
=====						

AGENCY ISSUE NARRATIVE:

2017-2018 BUDGET YEAR NARRATIVE:

IT COMPONENT? NO

The 2015 Legislature funded the Leon County Veterans Court which began on October 1, 2015, and has expanded greatly since that time. The expansion of the court requires at least one APD to staff the court and do the intensive case work required.

The Veterans Treatment Court's participants are often homeless veterans and many of the participants suffer from PTSD (post traumatic stress disorder), TBI (traumatic brain injury), and substance abuse and mental health disorders. The Veterans Treatment Court team, which includes an Assistant Public Defender, seeks appropriate services, treatment programs, and placements for the veteran defendants, which takes hours and hours of intensive work. It is expected that this court will increase to a caseload of up to 100 defendants from its current 38. The docket is heard on Monday afternoons when other Public Defenders are occupied in other courtrooms. The lawyer who is handling this caseload already has a large caseload in county court and juvenile court and does not have enough time to properly represent the increasing number of labor-intensive veteran clients. Our office therefore requests one [1] FTE for an experienced veterans court attorney, half (.50) an FTE for a legal assistant, and half (.50) an FTE for a social worker.

	COL A12	COL A14	COL A15	COL A16	COL A14-A12	
	AGY FIN REQ	AGY AMD REQ	AGY AMD N/R	AGY AMD ANZ	AGY AMD REQ	
	FY 2017-18	FY 2017-18	FY 2017-18	FY 2017-18	FY 2017-18	
	POS	AMOUNT	POS	AMOUNT	POS	AMOUNT
						CODES
JUSTICE ADMINISTRATION						21000000
PUBLIC DEFENDERS						21600000
PGM: PD-2ND JUD CIRCUIT						21600200
PUBLIC PROTECTION						12
LEGAL REPRESENTATION						1203.00.00.00
WORKLOAD						3000000
VETERANS COURT SERVICES DIVISION						3004600

Amended 2017-18 Narrative after February 2, 2017

Summary: this issue has been replaced by issue code 4200350 "Mental Health, Veterans and Drug Court Staffing."

POSITION DETAIL OF SALARIES AND BENEFITS:

	FTE	BASE RATE	ADDITIVES	BENEFITS	SUBTOTAL	LAPSE %	LAPSED SALARIES AND BENEFITS
A12 - AGY FIN REQ FY 2017-18							
NEW POSITIONS							
5131 LEGAL ASSISTANT I							
N0002 001	0.50	10,061		7,623	17,684	0.00	17,684
5571 DISPOSITION SPECIALIST I							
N0003 001	0.50	10,797		7,734	18,531	0.00	18,531
5901 ASST PUBLIC DEFENDER							
N0001 001	1.00	50,000		28,070	78,070	0.00	78,070

TOTALS FOR ISSUE BY FUND							
1000 GENERAL REVENUE FUND							114,285
	2.00	70,858		43,427	114,285		114,285
	=====	=====	=====	=====	=====		=====

	COL A12	COL A14	COL A15	COL A16	COL A14-A12	
					AGY AMD REQ	
					FY 2017-18	
					OVER(UNDER)	
	AGY FIN REQ	AGY AMD REQ	AGY AMD N/R	AGY AMD ANZ	AGY FIN REQ	
	FY 2017-18	FY 2017-18	FY 2017-18	FY 2017-18	FY 2017-18	
POS	AMOUNT	POS	AMOUNT	POS	AMOUNT	CODES
JUSTICE ADMINISTRATION						21000000
PUBLIC DEFENDERS						21600000
PGM: PD-2ND JUD CIRCUIT						21600200
PUBLIC PROTECTION						12
LEGAL REPRESENTATION						1203.00.00.00
WORKLOAD						3000000
GRAHAM/MILLER/ATWELL ETCETERA -						
COURT MANDATED JUVENILE						
RESENTENCING						3009000
SALARY RATE						000000
SALARY RATE.....	70,000	70,000				
SALARIES AND BENEFITS						010000
GENERAL REVENUE FUND -STATE	1.00 103,962	1.00 103,962				1000 1
SPECIAL CATEGORIES						100000
PUBLIC DEFENDER OPERATIONS						103226
GENERAL REVENUE FUND -STATE	4,673	4,673	2,777			1000 1
TOTAL: GRAHAM/MILLER/ATWELL ETCETERA -						3009000
COURT MANDATED JUVENILE						
RESENTENCING						
TOTAL POSITIONS.....	1.00	1.00				
TOTAL ISSUE.....	108,635	108,635	2,777			
TOTAL SALARY RATE.....	70,000	70,000				

AGENCY ISSUE NARRATIVE:

2017-2018 BUDGET YEAR NARRATIVE:

IT COMPONENT? NO

Recent court decisions and the Legislature's enactment of Chapter 2014-220, Laws of Florida, have significantly increased the Public Defender workload for the resentencing of juvenile offenders. In addition to the U.S. Supreme Court cases of Graham v. Florida, 560 US 418(2010), and Miller v. Alabama, 132 Sct 2455 (2012), and the Florida cases making them retroactive (Henry v. State, 160 So.3d 393 (Fla. 2015); Falcon v. State, 162 So.3d 954 (Fla. 2015); Gridine v. State, 175 So.3d 672 (Fla. 2015)), several Florida Supreme Court decisions over the last year have expanded the pool of offenders sentenced as juveniles whose sentences must be reviewed to determine the effect of their background and immaturity on their criminal conduct as well as their prospects for successful re-entry into the community. In Atwell v. State, 2016 WL 3010795 (Fla. May 26, 2016), the Court applied the resentencing and judicial review requirements of Chapter 2014-220 to child offenders eligible for parole but still incarcerated decades after their crimes. In Landrum v. State, 192 So. 3d 459 (Fla. 2016), the Court extended the pool further, including juvenile offenders sentenced to life in prison for

COL A12	COL A14	COL A15	COL A16	COL A14-A12	
AGY FIN REQ FY 2017-18	AGY AMD REQ FY 2017-18	AGY AMD N/R FY 2017-18	AGY AMD ANZ FY 2017-18	AGY AMD REQ FY 2017-18 OVER(UNDER) AGY FIN REQ FY 2017-18	CODES
POS	AMOUNT	POS	AMOUNT	POS	AMOUNT
JUSTICE ADMINISTRATION					21000000
PUBLIC DEFENDERS					21600000
PGM: PD-2ND JUD CIRCUIT					21600200
PUBLIC PROTECTION					12
LEGAL REPRESENTATION					1203.00.00.00
WORKLOAD					3000000
GRAHAM/MILLER/ATWELL ETCETERA -					
COURT MANDATED JUVENILE					
RESENTENCING					3009000

second-degree murder.

The work that must be done on each resentencing case is extensive. A thorough investigation of the original charge must be conducted and the offender's entire life history and prison record must be explored. In order to represent these clients adequately, attorneys, investigators, and mitigation specialists must work together to explore the offender's entire life history. Records must be gathered, evaluations must be conducted, interviews of family and friends undertaken, educational materials obtained, and mental health history explored, and interviews with teachers, neighbors, program caseworkers, correctional staff, and other people who may assist in understanding and presenting the client's life story must be performed thoroughly to present information the court must consider in the re-sentencing hearings.

Essentially the same factors apply to the separate, additional sentence-review hearings under section 921.1401, necessitating the same painstaking preparation. Interviews must be undertaken, psychological and sociological evaluations conducted, and history of incarceration and potential and extent of rehabilitation reviewed. Release plans also have to be designed and proposed to include housing, employment, and other re-entry services. This is a major new workload for every Public Defender's office in the state.

As of September 01, 2016, this office has four clients pending resentencing for offenses committed while under eighteen years of age. Within the next year, we anticipate three new clients resulting from Atwell. We have also identified eleven probable clients resulting from a favorable decision in Kelsey, making eighteen current or potential new cases in the year ahead. Our estimate of the necessary funding to fulfill the juvenile resentencing mandate is as follows: 1 FTE - Assistant Public Defender at \$70,000, plus benefits. The due process cost for each case is approximately \$10,000 each.

Amended 2017-18 Narrative after February 2, 2017

Recent court decisions and the Legislature's enactment of Chapter 2014-220, Laws of Florida, have significantly increased the Public Defender workload for the resentencing of juvenile offenders. In addition to the U.S. Supreme Court cases of Graham v. Florida, 560 US 418(2010), and Miller v. Alabama, 132 Sct 2455 (2012), and the Florida cases making them retroactive (Henry v. State, 160 So.3d 393 (Fla. 2015); Falcon v. State, 162 So.3d 954 (Fla. 2015); Gridine v. State, 175 So.3d 672 (Fla. 2015)), several Florida Supreme Court decisions over the last year have expanded the pool of offenders sentenced as juveniles whose sentences must be reviewed to determine the effect of their background and immaturity on their criminal conduct as well as their prospects for successful re-entry into the community. In Atwell v. State, 2016 WL 3010795 (Fla. May 26, 2016), the Court applied the resentencing and judicial review requirements of Chapter 2014-220 to child offenders eligible for parole but still incarcerated decades after their crimes. In Landrum v. State, 192 So. 3d 459 (Fla. 2016), the Court extended the pool further, including juvenile offenders sentenced to life in prison for

	COL A12	COL A14	COL A15	COL A16	COL A14-A12	
					AGY AMD REQ	
					FY 2017-18	
					OVER(UNDER)	
	AGY FIN REQ	AGY AMD REQ	AGY AMD N/R	AGY AMD ANZ	AGY FIN REQ	
	FY 2017-18	FY 2017-18	FY 2017-18	FY 2017-18	FY 2017-18	
	POS	AMOUNT	POS	AMOUNT	POS	AMOUNT
						CODES
JUSTICE ADMINISTRATION						21000000
PUBLIC DEFENDERS						21600000
PGM: PD-2ND JUD CIRCUIT						21600200
PUBLIC PROTECTION						12
LEGAL REPRESENTATION						1203.00.00.00
WORKLOAD						3000000
GRAHAM/MILLER/ATWELL ETCETERA -						
COURT MANDATED JUVENILE						
RESENTENCING						3009000

second-degree murder.

The work that must be done on each resentencing case is extensive. A thorough investigation of the original charge must be conducted and the offender's entire life history and prison record must be explored. In order to represent these clients adequately, attorneys, investigators, and mitigation specialists must work together to explore the offender's entire life history. Records must be gathered, evaluations must be conducted, interviews of family and friends undertaken, educational materials obtained, and mental health history explored, and interviews with teachers, neighbors, program caseworkers, correctional staff, and other people who may assist in understanding and presenting the client's life story must be performed thoroughly to present information the court must consider in the re-sentencing hearings.

Essentially the same factors apply to the separate, additional sentence-review hearings under section 921.1401, necessitating the same painstaking preparation. Interviews must be undertaken, psychological and sociological evaluations conducted, and history of incarceration and potential and extent of rehabilitation reviewed. Release plans also have to be designed and proposed to include housing, employment, and other re-entry services. This is a major new workload for every Public Defender's office in the state.

As of September 01, 2016, this office has four clients pending resentencing for offenses committed while under eighteen years of age. Within the next year, we anticipate three new clients resulting from Atwell. We have also identified eleven probable clients resulting from the recent decision in Kelsey v. State, 2016WL 7159099 (Fla. Dec. 08, 2016), making eighteen current or potential new cases in the year ahead. The attorney funded by this request would also be responsible for our increasing caseload of direct-filed juveniles being prosecuted in adult court. These cases must be thoroughly investigated for mitigation and factors relevant to imposition of juvenile, rather than adult, sanctions. This is in-depth, thorough case preparation very similar to what is required for Graham/Miller re-sentencing cases. Our estimate of the necessary funding to fulfill the juvenile resentencing mandate and to assist our direct filed clients is as follows: 1 FTE - Assistant Public Defender at \$70,000, plus benefits. The due process cost for each case is approximately \$10,000 each.

Summary: the narrative for this issue has been enhanced to further justify the need for an additional Assistant Public Defender position. The Salaries and Benefits, Operations budget authority and due process costs have not been changed from the original request.

COL A12		COL A14		COL A15		COL A16		COL A14-A12		CODES
AGY FIN REQ FY 2017-18	POS AMOUNT	AGY AMD REQ FY 2017-18	POS AMOUNT	AGY AMD N/R FY 2017-18	POS AMOUNT	AGY AMD ANZ FY 2017-18	POS AMOUNT	AGY AMD REQ FY 2017-18 OVER(UNDER)	AGY FIN REQ FY 2017-18	

JUSTICE ADMINISTRATION										21000000
PUBLIC DEFENDERS										21600000
PGM: PD-2ND JUD CIRCUIT										21600200
PUBLIC PROTECTION										12
LEGAL REPRESENTATION										1203.00.00.00
WORKLOAD										3000000
GRAHAM/MILLER/ATWELL ETCETERA - COURT MANDATED JUVENILE RESENTENCING										3009000

POSITION DETAIL OF SALARIES AND BENEFITS:

	FTE	BASE RATE	ADDITIVES	BENEFITS	SUBTOTAL	LAPSE %	LAPSED SALARIES AND BENEFITS
A12 - AGY FIN REQ FY 2017-18							
NEW POSITIONS							
5901 ASST PUBLIC DEFENDER N0001 001	1.00	70,000		33,962	103,962	0.00	103,962
TOTALS FOR ISSUE BY FUND 1000 GENERAL REVENUE FUND	1.00	70,000		33,962	103,962		103,962

A14 - AGY AMD REQ FY 2017-18							
NEW POSITIONS							
5901 ASST PUBLIC DEFENDER N0001 001	1.00	70,000		33,962	103,962	0.00	103,962
TOTALS FOR ISSUE BY FUND 1000 GENERAL REVENUE FUND	1.00	70,000		33,962	103,962		103,962

	COL A12	COL A14	COL A15	COL A16	COL A14-A12	
	AGY FIN REQ	AGY AMD REQ	AGY AMD N/R	AGY AMD ANZ	AGY AMD REQ	
	FY 2017-18	FY 2017-18	FY 2017-18	FY 2017-18	FY 2017-18	
	POS	AMOUNT	POS	AMOUNT	POS	AMOUNT
						CODES
JUSTICE ADMINISTRATION						21000000
PUBLIC DEFENDERS						21600000
PGM: PD-2ND JUD CIRCUIT						21600200
PUBLIC PROTECTION						12
LEGAL REPRESENTATION						1203.00.00.00
HUMAN RESOURCE DEVELOPMENT						3800000
(TRAINING AND EDUCATION)						
FLORIDA BAR TRAINING REQUIREMENTS						3800280
FOR NEW ASSISTANT PUBLIC DEFENDERS						100000
SPECIAL CATEGORIES						103226
PUBLIC DEFENDER OPERATIONS						
GENERAL REVENUE FUND -STATE	1,050	1,050				1000 1

AGENCY ISSUE NARRATIVE:						
2017-2018 BUDGET YEAR NARRATIVE: IT COMPONENT? NO						
<p>The average annual turnover rate for the Public Defender's Office of the Second Circuit over the past five (5) years is 13.7%. This high turnover rate leads to the constant addition of new attorneys who must attend the Florida Bar's, "Practicing with Professionalism," a mandatory course for attorneys admitted to the Florida Bar after October 1, 1988. The Public Defender Office for the Second Judicial Circuit requests \$1,050 in recurring operations funding to provide the training for approximately 7 attorneys (registration fee for the course is \$150 per attorney) each fiscal year.</p>						

OTHER PROGRAMS						4200000
ENHANCED JUVENILE DEFENSE						4200100
SALARY RATE						000000
SALARY RATE.....		78,170			78,170	
=====						
SALARIES AND BENEFITS						010000
GENERAL REVENUE FUND -STATE	2.00	127,880			2.00	127,880 1000 1
=====						
SPECIAL CATEGORIES						100000
PUBLIC DEFENDER OPERATIONS						103226
GENERAL REVENUE FUND -STATE		9,346	5,554		9,346	1000 1
=====						

	COL A12	COL A14	COL A15	COL A16	COL A14-A12	
					AGY AMD REQ	
					FY 2017-18	
					OVER(UNDER)	
	AGY FIN REQ	AGY AMD REQ	AGY AMD N/R	AGY AMD ANZ	AGY FIN REQ	
	FY 2017-18	FY 2017-18	FY 2017-18	FY 2017-18	FY 2017-18	
POS	AMOUNT	POS	AMOUNT	POS	AMOUNT	CODES
JUSTICE ADMINISTRATION						21000000
PUBLIC DEFENDERS						21600000
PGM: PD-2ND JUD CIRCUIT						21600200
PUBLIC PROTECTION						12
LEGAL REPRESENTATION						1203.00.00.00
OTHER PROGRAMS						4200000
ENHANCED JUVENILE DEFENSE						4200100
TOTAL: ENHANCED JUVENILE DEFENSE						4200100
TOTAL POSITIONS.....		2.00			2.00	
TOTAL ISSUE.....			137,226	5,554		137,226
TOTAL SALARY RATE.....		78,170			78,170	

AGENCY ISSUE NARRATIVE:

2017-2018 BUDGET YEAR NARRATIVE:

IT COMPONENT? NO

Amended 2017-18 Narrative after February 2, 2017

The Public Defender, 2nd Circuit, Leon County, requests two (2) fulltime attorneys to deter Juvenile crime, reduce recidivism, and promote public safety. According to FDLE, Leon County had the highest crime rate (offenses per 100,000 residents) in Florida during 2014 and 2015. Much of that increase originates with our children who live in a zone of poverty and deprivation, as identified by law enforcement. There is no debate that the best opportunity to deter crime and redirect behavior is at the earliest stage possible, when offenders are children.

Our Leon County staff of two (2) fulltime attorneys, one legal assistant, one investigator, and one social worker was formally assigned to 1,758 cases in FY 2015/2016. In addition, staff handled between 200-300 Order to Show Cause cases (no arrests, but we represent in court) and approximately 300 restitution reviews. Since 1973, when the National Advisory Commission on Criminal Justice Standards and Goals issued guidelines, 200 Juvenile cases per attorney has been considered a maximum for effective representation. More recent empirical and workload studies find 200 to be excessive and recommend no more than 55 open cases at a time per attorney. Securing Reasonable Caseloads, Ethics and Law in Public Defense, ABA, Norman Lefstein (2011).

Leon County Assistant Public Defenders are handling a huge and excessive volume of Juvenile cases. Juveniles have one of the highest recidivism rates when representation results in traditional dispositions of commitment to programs, intensive supervision, negative reinforcement, or strictly punitive measures, including direct file. Children offenders have a much higher success rate when able to access proven programs, health care, educational opportunities, family assistance and training, job training, and incentivized processes. In fact, an in-depth, empirical study has found that therapeutic programs oriented toward facilitating constructive behavior in children even those in a high risk category have very positive outcomes in reducing crime and promoting public safety. Improving the Effectiveness of Juvenile Justice Programs, Center for Juvenile Justice Reform, Georgetown University, Lipsey, et al. (2010).

To reduce Juvenile crime and promote public safety, each offender must be fully evaluated for Adverse Childhood

	COL A12	COL A14	COL A15	COL A16	COL A14-A12	
	AGY FIN REQ	AGY AMD REQ	AGY AMD N/R	AGY AMD ANZ	AGY AMD REQ	
	FY 2017-18	FY 2017-18	FY 2017-18	FY 2017-18	FY 2017-18	
	POS	AMOUNT	POS	AMOUNT	POS	AMOUNT
						CODES
JUSTICE ADMINISTRATION						21000000
PUBLIC DEFENDERS						21600000
PGM: PD-2ND JUD CIRCUIT						21600200
PUBLIC PROTECTION						12
LEGAL REPRESENTATION						1203.00.00.00
OTHER PROGRAMS						4200000
ENHANCED JUVENILE DEFENSE						4200100

Experiences, see The Adverse Childhood Experiences (ACE) Study, Centers for Disease Control and Prevention (1995-1997), a full personal and family history must be obtained (often from collateral sources), intellectual or learning disabilities must be detected, early onset mental illness must be ruled out, and many records may need to be obtained. Only with this effort, can the whole child be evaluated for programs specifically suited to rehabilitation and constructive personal development.

The Public Defender, 2nd Circuit, Leon County seeks two (2) fulltime attorney positions to provide representation and global services to our children accused of crimes in order to deter crime, promote public safety, and reduce recidivism in Leon County. If funded, the Public Defender in Leon County will first establish a baseline and then develop a system to track individual client progress and report on success rates.

Summary: this is a new issue.

POSITION DETAIL OF SALARIES AND BENEFITS:

	FTE	BASE RATE	ADDITIVES	BENEFITS	SUBTOTAL	LAPSE %	LAPSED SALARIES AND BENEFITS
A14 - AGY AMD REQ FY 2017-18							
NEW POSITIONS							
5901 ASST PUBLIC DEFENDER							
N0001 001	2.00	78,170		49,710	127,880	0.00	127,880
TOTALS FOR ISSUE BY FUND							
1000 GENERAL REVENUE FUND							127,880
	2.00	78,170		49,710	127,880		127,880

	COL A12	COL A14	COL A15	COL A16	COL A14-A12	
	AGY FIN REQ	AGY AMD REQ	AGY AMD N/R	AGY AMD ANZ	AGY AMD REQ	
	FY 2017-18	FY 2017-18	FY 2017-18	FY 2017-18	FY 2017-18	
	POS	AMOUNT	POS	AMOUNT	POS	AMOUNT
JUSTICE ADMINISTRATION						21000000
PUBLIC DEFENDERS						21600000
PGM: PD-2ND JUD CIRCUIT						21600200
PUBLIC PROTECTION						12
LEGAL REPRESENTATION						1203.00.00.00
OTHER PROGRAMS						4200000
MENTAL HEALTH, VETERANS AND DRUG						
COURT STAFFING						4200350
SALARY RATE						000000
SALARY RATE.....		120,858			120,858	
=====						
SALARIES AND BENEFITS						010000
GENERAL REVENUE FUND -STATE		3.00			3.00	
			192,355			192,355
						1000 1
=====						
SPECIAL CATEGORIES						100000
PUBLIC DEFENDER OPERATIONS						103226
GENERAL REVENUE FUND -STATE			16,824	10,742		16,824
						1000 1
=====						
TOTAL: MENTAL HEALTH, VETERANS AND DRUG						4200350
COURT STAFFING						
TOTAL POSITIONS.....		3.00			3.00	
TOTAL ISSUE.....			209,179	10,742		209,179
TOTAL SALARY RATE.....		120,858			120,858	
=====						

AGENCY ISSUE NARRATIVE:
 2017-2018 BUDGET YEAR NARRATIVE:

IT COMPONENT? NO

Amended 2017-18 Narrative after February 2, 2017

Leon County Specialty Courts have seen a great expansion over the past two years. In addition to an expanding Felony Drug Court, the legislature has recently funded two additional alternative programs, Veterans Treatment Court and a new Mental Health docket. The Public Defender's office must staff these programs, and it has created many challenges for our office. To help manage this additional workload, our office is requesting \$120,857 in recurring General Revenue (GR) to fund 2.0 Full Time Equivalent (FTE) Assistant Public Defenders (APD) and 1.0 FTE support staff (Legal Assistant and Disposition Specialist) to create a Speciality Court Division within our office to focus specifically on representing clients qualified and sent to problem solving programs.

Background:

	COL A12	COL A14	COL A15	COL A16	COL A14-A12	
					AGY AMD REQ	
					FY 2017-18	
					OVER(UNDER)	
	AGY FIN REQ	AGY AMD REQ	AGY AMD N/R	AGY AMD ANZ	AGY FIN REQ	
	FY 2017-18	FY 2017-18	FY 2017-18	FY 2017-18	FY 2017-18	
	POS	AMOUNT	POS	AMOUNT	POS	AMOUNT
						CODES
JUSTICE ADMINISTRATION						21000000
PUBLIC DEFENDERS						21600000
PGM: PD-2ND JUD CIRCUIT						21600200
PUBLIC PROTECTION						12
LEGAL REPRESENTATION						1203.00.00.00
OTHER PROGRAMS						4200000
MENTAL HEALTH, VETERANS AND DRUG						
COURT STAFFING						4200350

The 2015 Legislature funded the Leon County Veterans Treatment Court. The Veterans Treatment Court began on October 1, 2015, and has grown greatly since that time. The expansion of the court requires at least one APD to staff the court and do the intensive casework required.

The Veterans Treatment Court's participants are often homeless veterans and many of the participants suffer from PTSD (post-traumatic stress disorder), TBI (traumatic brain injury), and substance abuse and mental health disorders. The Veterans Treatment Court team, which includes an Assistant Public Defender, seeks appropriate services, treatment programs, and placements for the veterans, which takes hours and hours of intensive work. It is expected that this court will increase to a caseload of up to 100 defendants from its current 50. The docket is heard on Monday afternoons when other Public Defenders are occupied in other courtrooms. The lawyer who is handling this caseload already has a large caseload in county court and juvenile court and does not have enough time to properly represent the increasing number of labor-intensive veteran clients.

Additionally, in 2016, the Legislature funded an expansion of the Second Circuit's Mental Health Court program. This expansion is in its early stages, but it will include more intensive attention to clients with mental illness in the entire six (6) county circuit. In addition, our office has already experienced an 8% increase in Baker Act cases. In FY 2015-2016 there were 1152 Baker Acts cases, compared to 1073 in FY 2014-2015. In Leon County, our one attorney who is handling both Baker Act and mental health court cases is stretched beyond capacity. This attorney is responsible all of the Baker Act cases and also must staff the existing misdemeanor mental health court. We need additional funding to alleviate her workload. Rapid effective intervention for people in mental health crisis is critical to the safety of the community, the security of the jail, and the well-being of the defendants, and we do not have adequate resources to fulfill this ever-expanding role effectively.

Furthermore, under HB 1083, which passed in the 2016 session, a new category of mental health hearings has been added to the mental health workload of the Public Defender's office. Florida law now requires that all persons who are involuntarily committed pursuant to FS 393.11 be reviewed annually to determine if they continue to meet the criteria for involuntary commitment. The Public Defender is appointed for each of those annual reviews. Effective representation of clients in these proceedings requires in-person contact with the client prior to the annual review by an experienced Assistant Public Defender. The clients being reviewed may reside in the Second Circuit or they may reside elsewhere in the state, requiring travel by the Assistant Public Defender assigned to those cases.

The addition of a specialty court division will help alleviate the increased workload related to all of the various mental health hearings and specialty courts, and will allow for more timely, proactive representation of persons experiencing a mental health or substance abuse crisis; This will benefit the client and the community at large. It will also allow for more focused representation for our veteran clients in the Veterans Treatment Court.

	COL A12	COL A14	COL A15	COL A16	COL A14-A12	
	AGY FIN REQ	AGY AMD REQ	AGY AMD N/R	AGY AMD ANZ	AGY FIN REQ	
	FY 2017-18	FY 2017-18	FY 2017-18	FY 2017-18	FY 2017-18	
	POS	AMOUNT	POS	AMOUNT	POS	AMOUNT
						CODES
JUSTICE ADMINISTRATION						21000000
PUBLIC DEFENDERS						21600000
PGM: PD-2ND JUD CIRCUIT						21600200
PUBLIC PROTECTION						12
LEGAL REPRESENTATION						1203.00.00.00
OTHER PROGRAMS						4200000
MENTAL HEALTH, VETERANS AND DRUG						
COURT STAFFING						4200350

Operating Expenditures are requested to establish these positions as per Modified Standard #3 Expense Package:

Attorneys	2 x 4,673 = \$ 9,346	\$2,777 x 2 = \$ 5,554 non-recurring
Support	1 x 3,505 = \$ 3,505	\$2,411 x 1 = \$ 2,411 non-recurring
Professional	1 x 3,973 = \$ 3,973	\$2,777 x 1 = \$ 2,777 non-recurring
Total	\$16,824	\$10,742 non-recurring

Summary: this issue replaces previously requested issue code 3004600 "Veteran's Court Services Division" and 5000570 "Involuntary Admission to Residential Services Pursuant to Section 393.11 Florida Statutes."

POSITION DETAIL OF SALARIES AND BENEFITS:

	FTE	BASE RATE	ADDITIVES	BENEFITS	SUBTOTAL	LAPSE %	LAPSED SALARIES AND BENEFITS
A14 - AGY AMD REQ FY 2017-18							
NEW POSITIONS							
5131 LEGAL ASSISTANT I							
N0002 001	0.50	10,061		7,623	17,684	0.00	17,684
5571 DISPOSITION SPECIALIST I							
N0003 001	0.50	10,797		7,734	18,531	0.00	18,531
5901 ASST PUBLIC DEFENDER							
N0001 001	1.00	50,000		28,070	78,070	0.00	78,070
N0004 001	1.00	50,000		28,070	78,070	0.00	78,070
TOTALS FOR ISSUE BY FUND							
1000 GENERAL REVENUE FUND							192,355
	3.00	120,858		71,497	192,355		192,355

	COL A12	COL A14	COL A15	COL A16	COL A14-A12	
	AGY FIN REQ	AGY AMD REQ	AGY AMD N/R	AGY AMD ANZ	AGY AMD REQ	
	FY 2017-18	FY 2017-18	FY 2017-18	FY 2017-18	FY 2017-18	
	POS	AMOUNT	POS	AMOUNT	POS	AMOUNT
						CODES
JUSTICE ADMINISTRATION						21000000
PUBLIC DEFENDERS						21600000
PGM: PD-2ND JUD CIRCUIT						21600200
PUBLIC PROTECTION						12
LEGAL REPRESENTATION						1203.00.00.00
IMPROVED PROGRAMS						5000000
INVOLUNTARY ADMISSION TO						
RESIDENTIAL SERVICES PURSUANT TO						
SECTION 393.11 FLORIDA STATUTE						5000570
SALARY RATE						000000
SALARY RATE.....	50,000				50,000-	
SALARIES AND BENEFITS						010000
GENERAL REVENUE FUND -STATE	1.00	78,070			1.00-	78,070- 1000 1
SPECIAL CATEGORIES						100000
PUBLIC DEFENDER OPERATIONS						103226
GENERAL REVENUE FUND -STATE		4,673				4,673- 1000 1
TOTAL: INVOLUNTARY ADMISSION TO						5000570
RESIDENTIAL SERVICES PURSUANT TO						
SECTION 393.11 FLORIDA STATUTE						
TOTAL POSITIONS.....	1.00				1.00-	
TOTAL ISSUE.....		82,743				82,743-
TOTAL SALARY RATE.....	50,000				50,000-	

AGENCY ISSUE NARRATIVE:

2017-2018 BUDGET YEAR NARRATIVE:

IT COMPONENT? NO

The Second Circuit Public Defender's Office requests recurring GR funding for one [1] Assistant Public Defender at a rate of \$50,000.

The 2016 Legislature funded an expansion of the Second Circuit's Mental Health Court program. In addition, our office has already experienced an 8% increase in Baker Act cases. In FY 2015-2016 there were 1152 Baker Acts cases, compared to 1073 in FY 2014-2015 in Leon county and our one attorney who is handling all these cases is stretched beyond capacity. This attorney is responsible all of the Baker Act cases and also must staff the existing misdemeanor mental health court. We need additional funding to alleviate this workload. Rapid effective intervention for people in mental health crisis is critical to the safety of the community, the security of the jail, and the well-being of the defendants, and we do not have adequate resources to fulfill this role effectively. We need another APD to staff the expanded Second Circuit

	COL A12	COL A14	COL A15	COL A16	COL A14-A12	
	AGY FIN REQ	AGY AMD REQ	AGY AMD N/R	AGY AMD ANZ	AGY AMD REQ	
	FY 2017-18	FY 2017-18	FY 2017-18	FY 2017-18	FY 2017-18	
	POS	AMOUNT	POS	AMOUNT	POS	AMOUNT
						CODES
JUSTICE ADMINISTRATION						21000000
PUBLIC DEFENDERS						21600000
PGM: PD-2ND JUD CIRCUIT						21600200
PUBLIC PROTECTION						12
LEGAL REPRESENTATION						1203.00.00.00
IMPROVED PROGRAMS						5000000
INVOLUNTARY ADMISSION TO						
RESIDENTIAL SERVICES PURSUANT TO						
SECTION 393.11 FLORIDA STATUTE						5000570

Mental Health Court and assist our other Leon County Mental Health attorney. Additionally, HB 1083 passed in the 2016 session, a new category of mental health hearings has been added to the mental health workload of the Public Defender's office. Florida law now requires that all persons who are involuntarily committed pursuant to FS 393.11 be reviewed annually to determine if they continue to meet the criteria for involuntary commitment. The Public Defender is required to be appointed for each of those annual reviews. Effective representation of clients in these proceedings requires in-person contact with the client prior to the annual review by an experienced Assistant Public Defender. The clients being reviewed may reside in the Second Circuit or they may reside elsewhere in the state, requiring travel by the Assistant Public Defender assigned to those cases. Additionally, in some cases, costs may be incurred by the office for evaluations and expert witnesses. The addition of one [1] experienced Assistant Public Defender will help alleviate the increased workload related to mental health hearings and will allow for rapid, proactive representation of persons experiencing a mental health crisis which will benefit the client and the community at large.

Amended 2017-18 Narrative after February 2, 2017

Summary: this issue has been replaced by issue code 4200350 "Mental Health, Veterans and Drug Court Staffing."

POSITION DETAIL OF SALARIES AND BENEFITS:

	FTE	BASE RATE	ADDITIVES	BENEFITS	SUBTOTAL	LAPSE %	LAPSED SALARIES AND BENEFITS
A12 - AGY FIN REQ FY 2017-18							
NEW POSITIONS							
5901 ASST PUBLIC DEFENDER							
N0001 001	1.00	50,000		28,070	78,070	0.00	78,070

	COL A12	COL A14	COL A15	COL A16	COL A14-A12	
	AGY FIN REQ	AGY AMD REQ	AGY AMD N/R	AGY AMD ANZ	AGY AMD REQ	
	FY 2017-18	FY 2017-18	FY 2017-18	FY 2017-18	FY 2017-18	
	POS	AMOUNT	POS	AMOUNT	POS	AMOUNT
						CODES
JUSTICE ADMINISTRATION						21000000
PUBLIC DEFENDERS						21600000
PGM: PD-2ND JUD CIRCUIT						21600200
PUBLIC PROTECTION						12
LEGAL REPRESENTATION						<u>1203.00.00.00</u>
IMPROVED PROGRAMS						5000000
INVOLUNTARY ADMISSION TO						
RESIDENTIAL SERVICES PURSUANT TO						
SECTION 393.11 FLORIDA STATUTE						5000570

POSITION DETAIL OF SALARIES AND BENEFITS:

	FTE	BASE RATE	ADDITIVES	BENEFITS	SUBTOTAL	LAPSE %	LAPSED SALARIES AND BENEFITS
A12 - AGY FIN REQ FY 2017-18							
NEW POSITIONS							
TOTALS FOR ISSUE BY FUND							
1000 GENERAL REVENUE FUND							78,070
	1.00	50,000		28,070	78,070		78,070

TOTAL: LEGAL REPRESENTATION							<u>1203.00.00.00</u>
BY FUND TYPE							
GENERAL REVENUE FUND.....	6.00	8.00			2.00		
SALARY RATE.....	313,858	392,028	498,834	639,800	24,627	140,966	1000
	313,858	392,028			78,170		

=====

	COL A12	COL A14	COL A15	COL A16	COL A14-A12	
	AGY FIN REQ	AGY AMD REQ	AGY AMD N/R	AGY AMD ANZ	AGY AMD REQ	
	FY 2017-18	FY 2017-18	FY 2017-18	FY 2017-18	FY 2017-18	
	POS	AMOUNT	POS	AMOUNT	POS	AMOUNT
						CODES
JUSTICE ADMINISTRATION						21000000
PUBLIC DEFENDERS						21600000
PGM: PD-3RD JUD CIRCUIT						21600300
PUBLIC PROTECTION						12
LEGAL REPRESENTATION						1203.00.00.00
WORKLOAD						3000000
GRAHAM/MILLER/ATWELL ETCETERA -						
COURT MANDATED JUVENILE						
RESENTENCING						3009000
SALARY RATE						000000
SALARY RATE.....	134,500	134,500				
SALARIES AND BENEFITS						010000
GENERAL REVENUE FUND -STATE	3.00	201,197	3.00	201,197		1000 1
SPECIAL CATEGORIES						100000
PUBLIC DEFENDER OPERATIONS						103226
GENERAL REVENUE FUND -STATE		12,619		12,619		8,331
TOTAL: GRAHAM/MILLER/ATWELL ETCETERA -						3009000
COURT MANDATED JUVENILE						
RESENTENCING						
TOTAL POSITIONS.....	3.00		3.00			
TOTAL ISSUE.....		213,816		213,816		8,331
TOTAL SALARY RATE.....	134,500		134,500			

AGENCY ISSUE NARRATIVE:

2017-2018 BUDGET YEAR NARRATIVE:

IT COMPONENT? NO

Recent court decisions and the Legislature's enactment of Chapter 2014-220, Laws of Florida, have significantly increased the Public Defender workload for the resentencing of juvenile offenders. In addition to the U.S. Supreme Court cases of Graham v. Florida, 560 US 418 (2010) and Miller v. Alabama, 132 Sct 2455 (2012) and the Florida cases making them retroactive (Henry v. State, 160 So.3d 393 (Fla. 2015), Falcon v. State, 162 So. 3d 954 (Fla. 2015) and Gridine v. State, 175 So.3d 672 (Fla. 2015)), several Supreme Court decisions over the last year have expanded the pool offenders sentenced as juveniles whose sentences must be reviewed to determine the effect of their background and immaturity on their criminal conduct, as well as, their prospects for successful re-entry into the community. Many of these individuals are immediately entitled to resentencing and/or review. In Atwell v, State, 2016 WL 3010795 (May 26, 2016) the Court the resentencing and judicial review requirements of Chapter 2014-220 to child offenders eligible for parole but still incarcerated decades after their crimes.

COL A12	COL A14	COL A15	COL A16	COL A14-A12	
AGY FIN REQ FY 2017-18	AGY AMD REQ FY 2017-18	AGY AMD N/R FY 2017-18	AGY AMD ANZ FY 2017-18	AGY AMD REQ FY 2017-18 OVER(UNDER) AGY FIN REQ FY 2017-18	CODES
POS	AMOUNT	POS	AMOUNT	POS	AMOUNT
JUSTICE ADMINISTRATION					21000000
PUBLIC DEFENDERS					21600000
<u>PGM: PD-3RD JUD CIRCUIT</u>					21600300
<u>PUBLIC PROTECTION</u>					12
<u>LEGAL REPRESENTATION</u>					<u>1203.00.00.00</u>
WORKLOAD					3000000
GRAHAM/MILLER/ATWELL ETCETERA -					
COURT MANDATED JUVENILE					
RESENTENCING					3009000

In the 2016-17 budget request before these decisions the FPDA reported that DOC had identified up to 1,00 resentencing and judicial review clients. We now expect the Atwell and Landrum decisions to mandate resentencing for additional clients statewide. Also, now before the Florida Supreme Court, fully briefed with a decision expected by the end of 2016, is a case with even broader caseload potential. In Kelsey v. State, Fla. Supreme Court No. SC15-2079 the issue is whether offenders with lengthy sentences short of their life expectancies must have an opportunity to demonstrate under section 921.1402 that they are appropriate to someday be released onto probation. A favorable decision will necessitate major sentence review hearings for juvenile offenders serving sentences longer than the statutory 15-, 20-, or 25-year review periods. Therefore, we anticipate a large increase in our juvenile resentencing felony caseload starting almost immediately and continuing indefinitely.

Workload: United States Supreme Court Graham and Miller Mandate

This issue has significant statewide impact for Public Defenders due to the novelty and complexity of the legal and procedural issues. Florida law requires the trial Court to look at the following factors in determining the appropriate sentence: (1) the nature and circumstances of the offense; (2) the effect of the crime on the victim's family and community; (3) the defendant's age, maturity, intellectual capacity, and emotional health; (4) the defendant's background; (5) the effect of immaturity, impetuosity, or failure to appreciate risks and consequences on defendant's participation in the offense; (6) the extent of defendant's participation in the offense; (7) the effect of familial pressure or peer pressure on the defendant's actions; (8) the nature and extent of defendant's prior criminal history; (9) the effect of characteristics attributable to defendant's youth; and (10) the possibility of rehabilitating the defendant s. 921.1401(2). It is, essentially, a brand new sentencing hearing. This is true even in those cases where the then-juvenile entered a plea to the charge(s). In order to represent these clients adequately, attorneys, investigators, and mitigation specialists must work together to explore the offender's entire life history. Records must be gathered, evaluations must be conducted, interviews of family and friends undertaken, and interviews of family and friends undertaken educational materials obtained, and mental health history explore, and interviews with teachers, neighbors, program caseworkers, correctional staff, and other people who may assist in understanding and presenting the client's life story must be performed thoroughly to present information the court must consider in the resentencing.

Essentially, the same factors apply to the separate, additional sentence review hearings under section 321.1401, necessitating the same painstaking preparation. Interviews must be undertaken, psychological and sociological evaluations conducted, and history of incarceration and potential and extent of rehabilitation reviewed. Release plans also have to be designed and proposed to include housing, employment, and other re-entry services. This is a major new workload for every Public Defender's office in the state.

	COL A12	COL A14	COL A15	COL A16	COL A14-A12	
					AGY AMD REQ	
					FY 2017-18	
					OVER(UNDER)	
	AGY FIN REQ	AGY AMD REQ	AGY AMD N/R	AGY AMD ANZ	AGY FIN REQ	
	FY 2017-18	FY 2017-18	FY 2017-18	FY 2017-18	FY 2017-18	
	POS	AMOUNT	POS	AMOUNT	POS	AMOUNT
JUSTICE ADMINISTRATION						21000000
PUBLIC DEFENDERS						21600000
PGM: PD-3RD JUD CIRCUIT						21600300
PUBLIC PROTECTION						12
LEGAL REPRESENTATION						1203.00.00.00
WORKLOAD						3000000
GRAHAM/MILLER/ATWELL ETCETERA -						
COURT MANDATED JUVENILE						
RESENTENCING						3009000

FISCAL IMPACT

An attorney cost unit predicated on what is necessary to provide the necessary representation for each ten (10) cases has been developed by the FPDA to request the needed personnel to address the court mandate to prepare and present evidence for the juvenile resentencing hearing(s) required.

The attorney cost unit is as follows:

- 1.0 FTE Assistant Public Defender @ \$60,000 annual salary,
- 1.0 FTE Mitigation Specialist II @ \$32,000 annual salary,
- 1.0 FTE Investigator II @ \$42,500 annual salary.

Expenses were calculated using Modified Standard # 3: @ \$12,619 of which \$8,331 is non-recurring. Total cost for the attorney unit is \$147,119.

Due process costs for each case are estimated to be \$5,000.

As of July 21st, 2016, this office has identified ten (10) resentencing cases entitled to immediate action. Based on the number of cases identified, this office requests one (1) attorney unit @ \$147,119 general revenue salary and expenses and 3.0 FTE's.

POSITION DETAIL OF SALARIES AND BENEFITS:

	FTE	BASE RATE	ADDITIVES	BENEFITS	SUBTOTAL	LAPSE %	LAPSED SALARIES AND BENEFITS
A12 - AGY FIN REQ FY 2017-18							
NEW POSITIONS							
5642 MITIGATION SPECIALIST							
N0003 001	1.00	42,500		18,637	61,137	0.00	61,137
5662 INVESTIGATOR II							
N0002 001	1.00	32,000		17,044	49,044	0.00	49,044
5901 ASST PUBLIC DEFENDER							
N0001 001	1.00	60,000		31,016	91,016	0.00	91,016

COL A12		COL A14		COL A15		COL A16		COL A14-A12		CODES
AGY FIN REQ FY 2017-18	POS AMOUNT	AGY AMD REQ FY 2017-18	POS AMOUNT	AGY AMD N/R FY 2017-18	POS AMOUNT	AGY AMD ANZ FY 2017-18	POS AMOUNT	AGY AMD REQ FY 2017-18 OVER(UNDER)	AGY FIN REQ FY 2017-18	

JUSTICE ADMINISTRATION										21000000
PUBLIC DEFENDERS										21600000
PGM: PD-3RD JUD CIRCUIT										21600300
PUBLIC PROTECTION										12
LEGAL REPRESENTATION										1203.00.00.00
WORKLOAD										3000000
GRAHAM/MILLER/ATWELL ETCETERA - COURT MANDATED JUVENILE RESENTENCING										3009000

POSITION DETAIL OF SALARIES AND BENEFITS:

	FTE	BASE RATE	ADDITIVES	BENEFITS	SUBTOTAL	LAPSE %	LAPSED SALARIES AND BENEFITS
A12 - AGY FIN REQ FY 2017-18							
NEW POSITIONS							
TOTALS FOR ISSUE BY FUND 1000 GENERAL REVENUE FUND							201,197
	3.00	134,500		66,697	201,197		201,197

A14 - AGY AMD REQ FY 2017-18

NEW POSITIONS							
5642 MITIGATION SPECIALIST N0003 001	1.00	42,500		18,637	61,137	0.00	61,137
5662 INVESTIGATOR II N0002 001	1.00	32,000		17,044	49,044	0.00	49,044
5901 ASST PUBLIC DEFENDER N0001 001	1.00	60,000		31,016	91,016	0.00	91,016
TOTALS FOR ISSUE BY FUND 1000 GENERAL REVENUE FUND							201,197
	3.00	134,500		66,697	201,197		201,197

	COL A12		COL A14		COL A15		COL A16		COL A14-A12		
	AGY FIN REQ		AGY AMD REQ		AGY AMD N/R		AGY AMD ANZ		AGY AMD REQ		
	FY 2017-18		FY 2017-18		FY 2017-18		FY 2017-18		FY 2017-18		
	POS	AMOUNT	POS	AMOUNT	POS	AMOUNT	POS	AMOUNT	POS	AMOUNT	CODES
JUSTICE ADMINISTRATION											21000000
PUBLIC DEFENDERS											21600000
PGM: PD-3RD JUD CIRCUIT											21600300
PUBLIC PROTECTION											12
LEGAL REPRESENTATION											1203.00.00.00
TOTAL: LEGAL REPRESENTATION											1203.00.00.00
BY FUND TYPE											
GENERAL REVENUE FUND.....	3.00		3.00								
SALARY RATE.....		213,816		213,816			8,331				1000
		134,500		134,500							

	COL A12	COL A14	COL A15	COL A16	COL A14-A12	
					AGY AMD REQ	
					FY 2017-18	
					OVER(UNDER)	
	AGY FIN REQ	AGY AMD REQ	AGY AMD N/R	AGY AMD ANZ	AGY FIN REQ	
	FY 2017-18	FY 2017-18	FY 2017-18	FY 2017-18	FY 2017-18	
POS	AMOUNT	POS	AMOUNT	POS	AMOUNT	CODES
JUSTICE ADMINISTRATION						21000000
PUBLIC DEFENDERS						21600000
PGM: PD-4TH JUD CIRCUIT						21600400
PUBLIC PROTECTION						12
LEGAL REPRESENTATION						1203.00.00.00
EQUIPMENT NEEDS						2400000
REPLACEMENT OF MOTOR VEHICLES						2401500
SPECIAL CATEGORIES						100000
ACQUISITION/MOTOR VEHICLES						100021
GENERAL REVENUE FUND -STATE	53,000	53,000	53,000			1000 1

AGENCY ISSUE NARRATIVE:

2017-2018 BUDGET YEAR NARRATIVE: IT COMPONENT? NO

The Public Defender's Office, Fourth Judicial Circuit requests funds to purchase replacement vehicles due to age and mileage. These vehicles have already fully met the mileage criteria for replacement as specified by the Department of Management Services within FY 2016-2017. Since the Fourth Judicial Circuit serves a three-county area, reliable vehicles are needed for investigation of cases as well as pool cars for attorneys to visit outlying detention facilities.

Vehicles to be replaced are as follows:

Year	Make/Model	Identification Number	8/16 Mileage	Est. 6/17 Mileage
2008	Chevrolet Impala	2G1WT58K181209342	132,053	155,483
2011	Chevrolet Impala	2G1WF5EKB1174548	122,471	140,501

The Public Defender's Office is requesting one (1) mid-size vehicle @ \$23,000 and one (1) mid-size SUV @ \$29,000 for a total of \$52,000. The SUV is required to meet the needs of the office to carry both passengers and equipment to investigations, trainings, etc. This vehicle will be the only office vehicle that can meet the specific need for investigations in the rural counties of Clay and Nassau and will also be the most efficient manner to transport multiple attorneys and staff to the same training rather than sending multiple vehicles.

	COL A12	COL A14	COL A15	COL A16	COL A14-A12	
					AGY AMD REQ	
					FY 2017-18	
					OVER(UNDER)	
	AGY FIN REQ	AGY AMD REQ	AGY AMD N/R	AGY AMD ANZ	AGY FIN REQ	
	FY 2017-18	FY 2017-18	FY 2017-18	FY 2017-18	FY 2017-18	
POS	AMOUNT	POS	AMOUNT	POS	AMOUNT	CODES
JUSTICE ADMINISTRATION						21000000
PUBLIC DEFENDERS						21600000
PGM: PD-4TH JUD CIRCUIT						21600400
PUBLIC PROTECTION						12
LEGAL REPRESENTATION						1203.00.00.00
WORKLOAD						3000000
IMPLEMENTATION OF JUVENILE DIRECT						
FILE						3000310
SALARY RATE						000000
SALARY RATE.....	99,156	99,156				
SALARIES AND BENEFITS						010000
GENERAL REVENUE FUND -STATE	3.00 159,062	3.00 159,062				1000 1
SPECIAL CATEGORIES						100000
PUBLIC DEFENDER OPERATIONS						103226
GENERAL REVENUE FUND -STATE	12,151	12,151	7,965			1000 1
TOTAL: IMPLEMENTATION OF JUVENILE DIRECT						3000310
FILE						
TOTAL POSITIONS.....	3.00	3.00				
TOTAL ISSUE.....	171,213	171,213	7,965			
TOTAL SALARY RATE.....	99,156	99,156				

AGENCY ISSUE NARRATIVE:

2017-2018 BUDGET YEAR NARRATIVE:

IT COMPONENT? NO

The Public Defender's Office, 4th Circuit is requesting funding to staff a new Juvenile Direct File Unit targeting juveniles most at risk for being prosecuted as adults. In the past 5 years, 533 children have been direct filed in the 4th Circuit. Per the 2014 Human Rights Watch report (Branded for Life, Florida's Prosecution of Children as Adults under its Direct File Statute), 98% of the children that get transferred to adult court receive adult sanctions in the Fourth Circuit and the circuit leads the state in the percentage of children that the court sentences to adult jail or adult prison after a direct file conviction. Although the direct file numbers statewide have recently decreased, the 4th circuit has a disproportionate amount of juvenile residential commitments. In many cases, just the threat of direct file leads the juvenile to plead guilty to a residential commitment. In the past five (5) years, 2,057 children have been committed from the 4th Circuit. Per Department of Juvenile Justice data from the latest reporting period, the total commitment rate for the 4th Circuit is twice the state average; high risk commitment rates are three times the state average, and maximum risk commitment rates are four and a half times the state average. This is despite a national study showing that adult prosecution leads to increased recidivism, young people have greater capacity for

COL A12		COL A14		COL A15		COL A16		COL A14-A12		CODES
AGY FIN REQ FY 2017-18	POS AMOUNT	AGY AMD REQ FY 2017-18	POS AMOUNT	AGY AMD N/R FY 2017-18	POS AMOUNT	AGY AMD ANZ FY 2017-18	POS AMOUNT	AGY AMD REQ FY 2017-18 OVER(UNDER)	AGY FIN REQ FY 2017-18	
JUSTICE ADMINISTRATION										21000000
PUBLIC DEFENDERS										21600000
PGM: PD-4TH JUD CIRCUIT										21600400
PUBLIC PROTECTION										12
LEGAL REPRESENTATION										1203.00.00.00
WORKLOAD										3000000
IMPLEMENTATION OF JUVENILE DIRECT										
FILE										3000310

rehabilitation, and the transfer of juveniles is not correlated with falling youth violence. With this data in mind, the Public Defender's Office, 4th Circuit has designed a specific unit to address the most serious juvenile cases. An experienced felony attorney with specialized knowledge and a Mitigation Specialist will be assigned at the time of arrest and would represent the juvenile through the court system, from juvenile court through the direct file process into adult court. In doing so, more children would remain in juvenile court and commitment levels in juvenile court would diminish with regard to the restrictiveness level. Ultimately representation at the adult level would be improved with the resources remaining with the juvenile from the inception of the case.

The Public Defender's Office is requesting additional staff to fully implement this program and operational funds for start-up equipment for this staff. Staffing required will include one (1) experienced felony attorney, one (1) Mitigation Specialist to provide mitigation services for the most serious juvenile cases, and one (1) Legal Assistant to support this specialized unit. The salary requested for the Assistant Public Defender (\$50,000) is required to hire an attorney with the experience level required. Salaries for the Mitigation Specialist and Legal Assistant are requested at the default minimum for the pay grade. Public Defender Operating Expenditures Budget of \$12,151 and \$ 7,965 in non-recurring is requested to establish the positions as per Modified Standard # 3. The Public Defender's Office is requesting additional rate for these positions.

This issue will impact our Criminal Investigative Services and our Criminal Trial Indigent Defense activities as it will expedite and coordinate services in both of these areas.

POSITION DETAIL OF SALARIES AND BENEFITS:

	FTE	BASE RATE	ADDITIVES	BENEFITS	SUBTOTAL	LAPSE %	LAPSED SALARIES AND BENEFITS
A12 - AGY FIN REQ FY 2017-18							
NEW POSITIONS							
5131 LEGAL ASSISTANT I							
N0002 001	1.00	20,122		15,242	35,364	0.00	35,364
5642 MITIGATION SPECIALIST							
N0003 001	1.00	29,034		16,594	45,628	0.00	45,628
5901 ASST PUBLIC DEFENDER							
N0001 001	1.00	50,000		28,070	78,070	0.00	78,070

COL A12		COL A14		COL A15		COL A16		COL A14-A12		CODES
AGY FIN REQ FY 2017-18	AGY AMD REQ FY 2017-18	AGY AMD N/R FY 2017-18	AGY AMD ANZ FY 2017-18	AGY FIN REQ FY 2017-18	AGY AMD REQ FY 2017-18	AGY AMD N/R FY 2017-18	AGY AMD ANZ FY 2017-18	AGY FIN REQ FY 2017-18	OVER(UNDER)	
POS	AMOUNT	POS	AMOUNT	POS	AMOUNT	POS	AMOUNT	POS	AMOUNT	

JUSTICE ADMINISTRATION										21000000
PUBLIC DEFENDERS										21600000
PGM: PD-4TH JUD CIRCUIT										21600400
PUBLIC PROTECTION										12
LEGAL REPRESENTATION										1203.00.00.00
WORKLOAD										3000000
IMPLEMENTATION OF JUVENILE DIRECT FILE										3000310

POSITION DETAIL OF SALARIES AND BENEFITS:

FTE	BASE RATE	ADDITIVES	BENEFITS	SUBTOTAL	LAPSE %	LAPSED SALARIES AND BENEFITS
A12 - AGY FIN REQ FY 2017-18						
NEW POSITIONS						
TOTALS FOR ISSUE BY FUND						
1000 GENERAL REVENUE FUND						
3.00	99,156		59,906	159,062		159,062

A14 - AGY AMD REQ FY 2017-18

NEW POSITIONS

5131 LEGAL ASSISTANT I						
N0002 001	1.00	20,122	15,242	35,364	0.00	35,364
5642 MITIGATION SPECIALIST						
N0003 001	1.00	29,034	16,594	45,628	0.00	45,628
5901 ASST PUBLIC DEFENDER						
N0001 001	1.00	50,000	28,070	78,070	0.00	78,070

TOTALS FOR ISSUE BY FUND
 1000 GENERAL REVENUE FUND

3.00	99,156		59,906	159,062		159,062
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	COL A12	COL A14	COL A15	COL A16	COL A14-A12	
	AGY FIN REQ	AGY AMD REQ	AGY AMD N/R	AGY AMD ANZ	AGY AMD REQ	
	FY 2017-18	FY 2017-18	FY 2017-18	FY 2017-18	FY 2017-18	
	POS	AMOUNT	POS	AMOUNT	POS	AMOUNT
						CODES
JUSTICE ADMINISTRATION						21000000
PUBLIC DEFENDERS						21600000
PGM: PD-4TH JUD CIRCUIT						21600400
PUBLIC PROTECTION						12
LEGAL REPRESENTATION						1203.00.00.00
WORKLOAD						3000000
GRAHAM/MILLER/ATWELL ETCETERA -						
COURT MANDATED JUVENILE						
RESENTENCING						3009000
SALARY RATE						000000
SALARY RATE.....	200,000	200,000				
SALARIES AND BENEFITS						010000
GENERAL REVENUE FUND -STATE	4.00	4.00				1000 1
	297,119	297,119				
SPECIAL CATEGORIES						100000
PUBLIC DEFENDER OPERATIONS						103226
GENERAL REVENUE FUND -STATE	17,292	17,292	11,108			1000 1
TOTAL: GRAHAM/MILLER/ATWELL ETCETERA -						3009000
COURT MANDATED JUVENILE						
RESENTENCING						
TOTAL POSITIONS.....	4.00	4.00				
TOTAL ISSUE.....	314,411	314,411	11,108			
TOTAL SALARY RATE.....	200,000	200,000				

AGENCY ISSUE NARRATIVE:

2017-2018 BUDGET YEAR NARRATIVE:

IT COMPONENT? NO

In March, 2015, the Supreme Court of Florida decided several important cases allowing for resentencing of juveniles sentenced to life or sentenced to a term of years that is equivalent to life. Henry v. State, 160 So.3d 393 (Fla. 2015), Falcon v. State, 162 So. 3d 954 (Fla. 2015) and Gridine v. State, 2015 WL 123954 (March 19, 2015). Essentially the Court ruled that juveniles sentenced to life without parole or the equivalent of life without parole are entitled to individualized resentencing hearings. Further the court held that ss. 921.1401, 921.1402, and 775.082, Florida Statutes (2014) apply retroactively and should govern the resentencing hearings and review hearings that could occur at 15 year and 25 year intervals, depending on the nature of the conviction. A review of local case management data and statewide Department of Corrections records has identified more than 1,700 people who were juveniles when sentenced and who may qualify for re-sentencing under the new statute either now or in the foreseeable future, some of whom have been in prison for more than 20 years. Many of these individuals are immediately entitled to resentencing and/or review. It is also

	COL A12	COL A14	COL A15	COL A16	COL A14-A12	
	AGY FIN REQ	AGY AMD REQ	AGY AMD N/R	AGY AMD ANZ	AGY AMD REQ	
	FY 2017-18	FY 2017-18	FY 2017-18	FY 2017-18	FY 2017-18	
	POS	AMOUNT	POS	AMOUNT	POS	AMOUNT
						CODES
JUSTICE ADMINISTRATION						21000000
PUBLIC DEFENDERS						21600000
<u>PGM: PD-4TH JUD CIRCUIT</u>						21600400
PUBLIC PROTECTION						12
<u>LEGAL REPRESENTATION</u>						<u>1203.00.00.00</u>
WORKLOAD						3000000
GRAHAM/MILLER/ATWELL ETCETERA -						
COURT MANDATED JUVENILE						
RESENTENCING						3009000

anticipated another important decision will be decided shortly that may allow for resentencing for juveniles sentenced to life under the parole system. See Atwell v. State, 128 So.3d 167 (Fl, a. 4th DCA 2013)(review granted 160 So.3d 892), which will mean additional clients will be entitled to resentencing. The Public Defender's Office, Fourth Judicial Circuit has identified at least 46 individuals entitled to immediate action.

This issue has significant statewide impact for Public Defenders due to the novelty and complexity of the legal and procedural issues. Florida law requires the Court to look at the following factors in determining the appropriate sentence: (1) the nature and circumstances of the offense; (2) the effect of the crime on the victim's family and community; (3) the defendant's age, maturity, intellectual capacity, and emotional health; (4) the defendant's background; (5) the effect of immaturity, impetuosity, or failure to appreciate risks and consequences on defendant's participation in the offense; (6) the extent of defendant's participation in the offense; (7) the effect of familial pressure or peer pressure on the defendant's actions; (8) the nature and extent of defendant's prior criminal history; (9) the effect of characteristics attributable to defendant's youth; and (10) the possibility of rehabilitating the defendant. 921.1401(2). It is, essentially, a de novo review of the original sentence. This is true even in those cases where the then-juvenile entered a voluntary plea to the charges. As outlined in "Trial Defense Guidelines: Representing a Child Client Facing a Possible Life Sentence" by the Campaign for the Fair Sentencing of Youth, in order to represent these clients adequately, an entire life history must be gathered, evaluations must be conducted, interviews of family and friends undertaken, records gathered, and interviews with teachers, neighbors, program caseworkers, correctional staff, and other people who may assist in understanding and presenting the client's life story and present information the court must consider in the resentencing. To do so requires the specialized knowledge of an experienced attorney and mitigation specialist.

This funding must be recurring; a one-year appropriation will not be sufficient. There are many individuals who qualify, or are expected to soon qualify, for resentencing. The cases are complex and must not be litigated in haste. Additionally, once the initial round of resentencing hearings is complete, there are a number of clients who will be entitled to sentence reviews under 921.1402. Interviews will be undertaken, psychological and sociological evaluations conducted, and history of incarceration and potential and extent of rehabilitation reviewed. Release plans will also have to be designed and proposed to include housing, employment, and other re-entry services.

The agency has identified the need for two (2) experienced attorneys and two (2) experienced mitigation specialists capable of handling homicide cases to be dedicated to this specialized work and start-up equipment for this staff. In addition to the necessary General Revenue funding, there is a need for increased Due Process funding to ensure Public Defenders can re-develop an attorney/client relationship, make extensive client visits, obtain mental evaluations and testimony by expert witnesses, conduct criminal defense and mitigation investigations, obtain records (corrections, mental health, school, medical), and obtain transcripts of prior hearings. We have estimated a need of \$ 35,000 for each

COL A12	COL A14	COL A15	COL A16	COL A14-A12	CODES
AGY FIN REQ FY 2017-18 POS AMOUNT	AGY AMD REQ FY 2017-18 POS AMOUNT	AGY AMD N/R FY 2017-18 POS AMOUNT	AGY AMD ANZ FY 2017-18 POS AMOUNT	AGY AMD REQ FY 2017-18 OVER(UNDER) AGY FIN REQ FY 2017-18 POS AMOUNT	
JUSTICE ADMINISTRATION					21000000
PUBLIC DEFENDERS					21600000
PGM: PD-4TH JUD CIRCUIT					21600400
PUBLIC PROTECTION					12
LEGAL REPRESENTATION					1203.00.00.00
WORKLOAD					3000000
GRAHAM/MILLER/ATWELL ETCETERA - COURT MANDATED JUVENILE RESENTENCING					3009000

case.

The salaries requested for the Assistant Public Defenders (2 @ \$55,000) and the Mitigation Specialists (2@\$45,000) are required to hire attorneys and mitigators with the necessary experience level. Public Defender Operating Expenditures Budget of \$17,292 and \$ 11,108 in non-recurring is requested to establish the positions as per Modified Standard # 3. The Public Defender's Office is requesting additional rate for these positions.

This issue will impact our Criminal Investigative Services and our Criminal Trial Indigent Defense activities as it will expedite and coordinate services in both of these areas.

POSITION DETAIL OF SALARIES AND BENEFITS:

	FTE	BASE RATE	ADDITIVES	BENEFITS	SUBTOTAL	LAPSE %	LAPSED SALARIES AND BENEFITS
A12 - AGY FIN REQ FY 2017-18							
NEW POSITIONS							
5642 MITIGATION SPECIALIST N0002 001	2.00	90,000		38,033	128,033	0.00	128,033
5901 ASST PUBLIC DEFENDER N0001 001	2.00	110,000		59,086	169,086	0.00	169,086
TOTALS FOR ISSUE BY FUND 1000 GENERAL REVENUE FUND							297,119
	4.00	200,000		97,119	297,119		297,119

	COL A12	COL A14	COL A15	COL A16	COL A14-A12	
	AGY FIN REQ	AGY AMD REQ	AGY AMD N/R	AGY AMD ANZ	AGY AMD REQ	
	FY 2017-18	FY 2017-18	FY 2017-18	FY 2017-18	FY 2017-18	
	POS	AMOUNT	POS	AMOUNT	POS	AMOUNT
						CODES
JUSTICE ADMINISTRATION						21000000
PUBLIC DEFENDERS						21600000
PGM: PD-4TH JUD CIRCUIT						21600400
PUBLIC PROTECTION						12
LEGAL REPRESENTATION						<u>1203.00.00.00</u>
WORKLOAD						3000000
GRAHAM/MILLER/ATWELL ETCETERA -						
COURT MANDATED JUVENILE						
RESENTENCING						3009000

POSITION DETAIL OF SALARIES AND BENEFITS:

	FTE	BASE RATE	ADDITIVES	BENEFITS	SUBTOTAL	LAPSE %	LAPSED SALARIES AND BENEFITS
A14 - AGY AMD REQ FY 2017-18							
NEW POSITIONS							
5642 MITIGATION SPECIALIST							
N0002 001	2.00	90,000		38,033	128,033	0.00	128,033
5901 ASST PUBLIC DEFENDER							
N0001 001	2.00	110,000		59,086	169,086	0.00	169,086
TOTALS FOR ISSUE BY FUND							
1000 GENERAL REVENUE FUND							297,119
	4.00	200,000		97,119	297,119		297,119

TOTAL: LEGAL REPRESENTATION							<u>1203.00.00.00</u>
BY FUND TYPE							
GENERAL REVENUE FUND.....	7.00	538,624	7.00	538,624	72,073		1000
SALARY RATE.....	299,156	299,156					

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	COL A12	COL A14	COL A15	COL A16	COL A14-A12	
					AGY AMD REQ	
					FY 2017-18	
					OVER(UNDER)	
	AGY FIN REQ	AGY AMD REQ	AGY AMD N/R	AGY AMD ANZ	AGY FIN REQ	
	FY 2017-18	FY 2017-18	FY 2017-18	FY 2017-18	FY 2017-18	
POS	AMOUNT	POS	AMOUNT	POS	AMOUNT	CODES
JUSTICE ADMINISTRATION						21000000
PUBLIC DEFENDERS						21600000
PGM: PD-5TH JUD CIRCUIT						21600500
PUBLIC PROTECTION						12
LEGAL REPRESENTATION						1203.00.00.00
ESTIMATED EXPENDITURES REALIGNMENT						2000000
REALIGNMENT OF ADMINISTRATIVE						
EXPENDITURES - ADD						2000100
SALARIES AND BENEFITS						010000
GENERAL REVENUE FUND -STATE	50,000	50,000				1000 1

AGENCY ISSUE NARRATIVE:
 2017-2018 BUDGET YEAR NARRATIVE:

IT COMPONENT? NO

The Fifth Judicial Circuit Public Defender's office (PD05) is requesting a realignment of budget between appropriations categories within the General Revenue fund. PD05 requests that budget appropriation in the Operations category (103226) be decreased by \$50,000 and increased accordingly in the Salary and Benefits category (010000) by \$50,000. With the implementation of the Public Defender Revenue Trust Fund in July 2011, Salary and Benefits authority was established but has historically been excessively underfunded, requiring this agency to rely on 5% Budget Amendments to cover employee Salary and Benefit expenditures from the General Revenue operations category. Over the past four (4) fiscal years PD05 has processed 5% Budget Amendments ranging from \$40,000 to \$50,000 from GR Operations to GR Salary and Benefits to cover year end payroll expenditures.

The intent of the realignment is to more accurately cover anticipated expenditures and reduce the number of 5% Budget Amendment Requests.

Please see companion Deduct issue code 2000200.
 This issue impacts all agency activities

COL A12		COL A14		COL A15		COL A16		COL A14-A12		CODES
AGY FIN REQ FY 2017-18	POS AMOUNT	AGY AMD REQ FY 2017-18	POS AMOUNT	AGY AMD N/R FY 2017-18	POS AMOUNT	AGY AMD ANZ FY 2017-18	POS AMOUNT	AGY AMD REQ FY 2017-18 OVER(UNDER)	AGY FIN REQ FY 2017-18	

JUSTICE ADMINISTRATION										21000000
PUBLIC DEFENDERS										21600000
PGM: PD-5TH JUD CIRCUIT										21600500
PUBLIC PROTECTION										12
LEGAL REPRESENTATION										<u>1203.00.00.00</u>
ESTIMATED EXPENDITURES REALIGNMENT										2000000
REALIGNMENT OF ADMINISTRATIVE EXPENDITURES - ADD										2000100

POSITION DETAIL OF SALARIES AND BENEFITS:

FTE	BASE RATE	ADDITIVES	BENEFITS	SUBTOTAL	LAPSE %	LAPSED SALARIES AND BENEFITS
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A12 - AGY FIN REQ FY 2017-18

CHANGES TO CURRENTLY AUTHORIZED POSITIONS
 OTHER SALARY AMOUNT
 1000 GENERAL REVENUE FUND

50,000

 50,000
 =====

A14 - AGY AMD REQ FY 2017-18

CHANGES TO CURRENTLY AUTHORIZED POSITIONS
 OTHER SALARY AMOUNT
 1000 GENERAL REVENUE FUND

50,000

 50,000
 =====

	COL A12	COL A14	COL A15	COL A16	COL A14-A12	
	AGY FIN REQ	AGY AMD REQ	AGY AMD N/R	AGY AMD ANZ	AGY AMD REQ	
	FY 2017-18	FY 2017-18	FY 2017-18	FY 2017-18	FY 2017-18	
	POS	AMOUNT	POS	AMOUNT	POS	AMOUNT
JUSTICE ADMINISTRATION						21000000
PUBLIC DEFENDERS						21600000
PGM: PD-5TH JUD CIRCUIT						21600500
PUBLIC PROTECTION						12
LEGAL REPRESENTATION						1203.00.00.00
ESTIMATED EXPENDITURES REALIGNMENT						2000000
REALIGNMENT OF ADMINISTRATIVE						
EXPENDITURES - DEDUCT						2000200
SPECIAL CATEGORIES						100000
PUBLIC DEFENDER OPERATIONS						103226
GENERAL REVENUE FUND -STATE	50,000-	50,000-				1000 1

AGENCY ISSUE NARRATIVE:

2017-2018 BUDGET YEAR NARRATIVE:

IT COMPONENT? NO

The Fifth Judicial Circuit Public Defender's office (PD05) is requesting a realignment of budget between appropriations categories within the General Revenue fund. PD05 requests that budget appropriation in the Operations category (103226) be decreased by \$50,000 and increased accordingly in the Salary and Benefits category (010000) by \$50,000. With the implementation of the Public Defender Revenue Trust Fund in July 2011, Salary and Benefits authority was established but has historically been excessively underfunded, requiring this agency to rely on 5% Budget Amendments to cover employee Salary and Benefit expenditures from the General Revenue operations category. Over the past four (4) fiscal years PD05 has processed 5% Budget Amendments ranging from \$40,000 to \$50,000 from GR Operations to GR Salary and Benefits to cover year end payroll expenditures.

The intent of the realignment is to more accurately cover anticipated expenditures and reduce the number of 5% Budget Amendment Requests.

Please see companion Deduct issue code 2000100.
 This issue impacts all agency activities

	COL A12	COL A14	COL A15	COL A16	COL A14-A12	
	AGY FIN REQ	AGY AMD REQ	AGY AMD N/R	AGY AMD ANZ	AGY AMD REQ	
	FY 2017-18	FY 2017-18	FY 2017-18	FY 2017-18	FY 2017-18	
	POS	AMOUNT	POS	AMOUNT	POS	AMOUNT
JUSTICE ADMINISTRATION						21000000
PUBLIC DEFENDERS						21600000
PGM: PD-5TH JUD CIRCUIT						21600500
PUBLIC PROTECTION						12
LEGAL REPRESENTATION						1203.00.00.00
WORKLOAD						3000000
LEGAL ASSISTANCE - MENTAL HEALTH						
CARE/BAKER ACT						3000540
SALARY RATE						000000
SALARY RATE.....	50,000				50,000-	
SALARIES AND BENEFITS						010000
GENERAL REVENUE FUND -STATE	1.00	78,070			1.00-	78,070- 1000 1
SPECIAL CATEGORIES						100000
PUBLIC DEFENDER OPERATIONS						103226
GENERAL REVENUE FUND -STATE		4,673				4,673- 1000 1
TOTAL: LEGAL ASSISTANCE - MENTAL HEALTH						3000540
CARE/BAKER ACT						
TOTAL POSITIONS.....	1.00				1.00-	
TOTAL ISSUE.....		82,743				82,743-
TOTAL SALARY RATE.....	50,000				50,000-	

AGENCY ISSUE NARRATIVE:

2017-2018 BUDGET YEAR NARRATIVE:

IT COMPONENT? NO

Agency for Persons with Disabilities (APD) workload:

Legislation in HB 1083 passed and became effective on July 1, 2016. This legislation addresses a 2015 federal court ruling finding that s. 393.11, F.S., governing the involuntary admission of persons with intellectual disabilities or autism to residential services, is constitutionally infirm in not requiring a periodic review of continued involuntary admission by a decision-maker with the duty to consider and authority to order release. HB 1083 amends s. 393.11, F.S., to require annual reviews for persons involuntarily admitted to residential services. The bill requires the court to conduct an annual review hearing, unless a shorter review period was ordered at a previous hearing. The person who has the intellectual disability or autism must be represented by counsel at all stages of the judicial proceeding. If the person is indigent and cannot afford counsel, the court shall appoint a public defender at least 20 days before the scheduled hearing. The Fifth Judicial Circuit has approximately twenty-eight (28) of these cases circuit wide.

Baker Act, Mental Health workload:

Mental health case events include Baker Act hearings, commitment continuation hearings, and medication hearings. The

COL A12		COL A14		COL A15		COL A16		COL A14-A12		CODES
AGY FIN REQ FY 2017-18	AGY AMD REQ FY 2017-18	AGY AMD REQ FY 2017-18	AGY AMD N/R FY 2017-18	AGY AMD ANZ FY 2017-18	AGY AMD ANZ FY 2017-18	AGY FIN REQ FY 2017-18	AGY FIN REQ FY 2017-18	AGY AMD REQ FY 2017-18	OVER(UNDER)	
POS	AMOUNT	POS	AMOUNT	POS	AMOUNT	POS	AMOUNT	POS	AMOUNT	
JUSTICE ADMINISTRATION										21000000
PUBLIC DEFENDERS										21600000
<u>PGM: PD-5TH JUD CIRCUIT</u>										21600500
PUBLIC PROTECTION										12
<u>LEGAL REPRESENTATION</u>										<u>1203.00.00.00</u>
WORKLOAD										3000000
LEGAL ASSISTANCE - MENTAL HEALTH										
CARE/BAKER ACT										3000540

Fifth Judicial Circuit Public Defender's (PD05) office locations in Marion, Lake and Hernando Counties covered two thousand, one hundred twenty-three (2,123) Baker Act hearings in FY15-16. Additionally, Marion County had fifty-five (55) misdemeanor cases transferred to Mental Health Court for disposition. The Lake Correctional Institution is a Department of Corrections Institution that houses inmates with mental health issues and is located within Lake County. The placement of the facility within our Judicial Circuit requires Assistant Public Defenders to cover medication hearings and Division of Administrative Hearings (DOAH) continued commitment hearings at the Lake Correctional Institution. In FY15-16 PD05 covered three hundred three (303) medication hearings and thirty (30) DOAH hearings.

Effective representation of clients in these proceedings requires in person contact with the client at the facility prior to the proceeding by an experienced Assistant Public Defender. Rapid intervention for people in mental health crisis is critical to the safety of the community and the well-being of the person who is in crisis. The addition of an experienced Assistant Public Defender specializing in mental health issues will greatly benefit the both the client and the community at large.

The request is for General Revenue funding of one (1) Assistant Public Defender (\$50,000 salary + benefits) and Operating expenditures budget of \$4,673 (\$2,777 non-recurring) as per Modified Standard #3. The increased salary request is required because the position needs to be filled with an experienced and dedicated attorney to alleviate the increased workload related to mental health hearings and will allow for rapid, proactive representation of persons experiencing a mental health crisis.

(1) Attorney at \$50,000 with benefits package + Operating expense at \$4,673 (non-recurring \$2,777). One (1) FTE and corresponding rate of 50,000 is also required.

This issue impacts all agency activities.

Amended 2017-18 Narrative after February 2, 2017

Summary: This issue has been replaced by issue code 4200350 "Mental Health, Veterans and Drug Court Staffing."

	COL A12	COL A14	COL A15	COL A16	COL A14-A12 AGY AMD REQ FY 2017-18 OVER(UNDER)	AGY FIN REQ FY 2017-18	CODES
	AGY FIN REQ FY 2017-18	AGY AMD REQ FY 2017-18	AGY AMD N/R FY 2017-18	AGY AMD ANZ FY 2017-18	AGY FIN REQ FY 2017-18		
	POS AMOUNT	POS AMOUNT	POS AMOUNT	POS AMOUNT	POS AMOUNT		
JUSTICE ADMINISTRATION							21000000
PUBLIC DEFENDERS							21600000
PGM: PD-5TH JUD CIRCUIT							21600500
PUBLIC PROTECTION							12
LEGAL REPRESENTATION							1203.00.00.00
WORKLOAD							3000000
LEGAL ASSISTANCE - MENTAL HEALTH CARE/BAKER ACT							3000540

POSITION DETAIL OF SALARIES AND BENEFITS:

	FTE	BASE RATE	ADDITIVES	BENEFITS	SUBTOTAL	LAPSE %	LAPSED SALARIES AND BENEFITS
A12 - AGY FIN REQ FY 2017-18							
NEW POSITIONS							
5901 ASST PUBLIC DEFENDER N0001 001	1.00	50,000		28,070	78,070	0.00	78,070
TOTALS FOR ISSUE BY FUND							
1000 GENERAL REVENUE FUND							78,070
	1.00	50,000		28,070	78,070		78,070

CAPITAL QUALIFIED ATTORNEYS							3001970
SALARY RATE							000000
SALARY RATE.....	170,000				170,000-		
SALARIES AND BENEFITS							010000
GENERAL REVENUE FUND -STATE	2.00	246,762	246,762		2.00-		1000 1

	COL A12	COL A14	COL A15	COL A16	COL A14-A12	
					AGY AMD REQ	
					FY 2017-18	
					OVER(UNDER)	
	AGY FIN REQ	AGY AMD REQ	AGY AMD N/R	AGY AMD ANZ	AGY FIN REQ	
	FY 2017-18	FY 2017-18	FY 2017-18	FY 2017-18	FY 2017-18	
POS	AMOUNT	POS	AMOUNT	POS	AMOUNT	CODES
JUSTICE ADMINISTRATION						21000000
PUBLIC DEFENDERS						21600000
PGM: PD-5TH JUD CIRCUIT						21600500
PUBLIC PROTECTION						12
LEGAL REPRESENTATION						1203.00.00.00
WORKLOAD						3000000
CAPITAL QUALIFIED ATTORNEYS						3001970
SPECIAL CATEGORIES						100000
PUBLIC DEFENDER OPERATIONS						103226
GENERAL REVENUE FUND -STATE	9,346	9,346	5,554			1000 1
TOTAL: CAPITAL QUALIFIED ATTORNEYS						3001970
TOTAL POSITIONS.....	2.00				2.00-	
TOTAL ISSUE.....	256,108	256,108	5,554			
TOTAL SALARY RATE.....	170,000				170,000-	

AGENCY ISSUE NARRATIVE:

2017-2018 BUDGET YEAR NARRATIVE:

IT COMPONENT? NO

The Fifth Circuit Public Defender's office (PD05) has nineteen (19) capital murder cases pending circuit-wide. Of those nineteen (19) the State has filed to seek the death penalty on seven (7) and has not yet waived death on the remaining twelve (12). In 2016 the agency had one (1) Capital Qualified attorney leave in April and will have another Capital Qualified attorney terminate employment in November, with two (2) other Capital Qualified Attorneys, that also handle felony docket assignments, eligible for retirement. Should any/all terminate in 2016 the agency would be under staffed in Capital Qualified Attorneys to work these cases while carrying felony caseloads across a circuit encompassing five (5) counties, with the elected Public Defender assisting as time constraints allow.

The American Bar Association Guidelines for Appointment and Performance of Defense Counsel in Death Penalty cases state that every criminal defense team facing a capital punishment sentence should have a minimum of two (2) attorneys, an investigator, and a mitigation specialist. These cases require significant investigation into years of past mental health, school, and prison records, along with concerns of trauma, poverty and any traumatic brain injuries. In addition a majority of these cases require psychological evaluations, possible MRIs and in some instances PET scans. Due to the severity of punishment on these cases the requested additional attorneys would have the necessary time to identify and compile comprehensive mitigating facts to minimize the likelihood of an Appellate ruling of ineffective assistance of counsel.

In the 2016 Legislative session PD05 was given Indigent Criminal Defense Trust Fund (ICDTF) authority, rate and positions for three (3) Capital Qualified Attorneys, however cash collections will not support hiring on a recurring basis more than one (1) of those positions. See corresponding issue IC3301510 - Reduction of Trust Fund Authority. The Public Defender requests General Revenue Appropriation for the two (2) additional FTE positions not supported by ICDTF collections including associated salary and benefits. The salary amount requested for the Assistant Public Defenders (2 @ \$85,000 each plus benefits) will be required to hire attorneys experienced in capital case representation. Public Defender Operating Expenditure budget of \$9,346 (\$5,554 non-recurring) is requested to establish the positions per

COL A12		COL A14		COL A15		COL A16		COL A14-A12		CODES
AGY FIN REQ FY 2017-18	AGY AMD REQ FY 2017-18	AGY AMD REQ FY 2017-18	AGY AMD N/R FY 2017-18	AGY AMD ANZ FY 2017-18	AGY AMD ANZ FY 2017-18	AGY FIN REQ FY 2017-18	AGY FIN REQ FY 2017-18	AGY AMD REQ FY 2017-18	AGY AMD REQ FY 2017-18	
POS	AMOUNT	POS	AMOUNT	POS	AMOUNT	POS	AMOUNT	POS	AMOUNT	
JUSTICE ADMINISTRATION										21000000
PUBLIC DEFENDERS										21600000
<u>PGM: PD-5TH JUD CIRCUIT</u>										21600500
PUBLIC PROTECTION										12
<u>LEGAL REPRESENTATION</u>										<u>1203.00.00.00</u>
WORKLOAD										3000000
CAPITAL QUALIFIED ATTORNEYS										3001970

Standard # 3, Modified for Public Defenders.

No additional FTE positions or increased rate is required at this time.

2) Attorneys at \$85,000 each with benefits package + Operating expense at \$9,346 (non-recurring \$5,554)

See corresponding issue IC3301510 - Reduction of Trust Fund Authority.

This issue impacts all agency activities.

Amended 2017-18 Narrative after February 2, 2017

The Fifth Circuit Public Defender's office (PD05) has nineteen (19) capital murder cases pending circuit-wide. Of those nineteen (19) the State has filed to seek the death penalty on seven (7) and has not yet waived death on the remaining twelve (12). In 2016 the agency had one (1) Capital Qualified attorney leave in April and will have another Capital Qualified attorney terminate employment in November, with two (2) other Capital Qualified Attorneys, that also handle felony docket assignments, eligible for retirement. Should any/all terminate in 2016 the agency would be under staffed in Capital Qualified Attorneys to work these cases while carrying felony caseloads across a circuit encompassing five (5) counties, with the elected Public Defender assisting as time constraints allow.

The American Bar Association Guidelines for Appointment and Performance of Defense Counsel in Death Penalty cases state that every criminal defense team facing a capital punishment sentence should have a minimum of two (2) attorneys, an investigator, and a mitigation specialist. These cases require significant investigation into years of past mental health, school, and prison records, along with concerns of trauma, poverty and any traumatic brain injuries. In addition a majority of these cases require psychological evaluations, possible MRIs and in some instances PET scans. Due to the severity of punishment on these cases the requested additional attorneys would have the necessary time to identify and compile comprehensive mitigating facts to minimize the likelihood of an Appellate ruling of ineffective assistance of counsel.

Additionally, since the original Legislative Budget Request (LBR) filing the Florida Supreme Court has ruled that death convictions with less than a 12-0 death recommendation had to be remanded to the original trial court for new penalty phase trials before new juries. Our circuit has identified at the time of this amended LBR filing a minimum of ten (10) such cases.

In the 2016 Legislative session this office was given Indigent Criminal Defense Trust Fund (ICDTF) authority, rate and

	COL A12	COL A14	COL A15	COL A16	COL A14-A12	
	AGY FIN REQ	AGY AMD REQ	AGY AMD N/R	AGY AMD ANZ	AGY AMD REQ	
	FY 2017-18	FY 2017-18	FY 2017-18	FY 2017-18	FY 2017-18	
	POS	AMOUNT	POS	AMOUNT	POS	AMOUNT
						CODES
JUSTICE ADMINISTRATION						21000000
PUBLIC DEFENDERS						21600000
PGM: PD-5TH JUD CIRCUIT						21600500
PUBLIC PROTECTION						12
LEGAL REPRESENTATION						1203.00.00.00
WORKLOAD						3000000
CAPITAL QUALIFIED ATTORNEYS						3001970

positions for three (3) Capital Qualified Attorneys, however cash collections will not support hiring on a recurring basis more than one (1) of those positions. See corresponding issue IC3301510 - Reduction of Trust Fund Authority. The Public Defender requests General Revenue Appropriation for the two (2) additional FTE positions not supported by ICDFTF collections including associated salary and benefits. The salary amount requested for the Assistant Public Defenders (2 @ \$85,000 each plus benefits) will be required to hire attorneys experienced in capital case representation. Public Defender Operating Expenditure budget of \$9,346 (\$5,554 non-recurring) is requested to establish the positions per Standard # 3, Expense Package Modified for Public Defenders.

No additional Full Time Equivalent (FTE) positions or increased rate is required at this time only the funding needed for (2) Attorneys at \$85,000 each with benefits package + Operating expense at \$9,346 (non-recurring \$5,554) is requested. See corresponding issue IC3301510 - Reduction of Trust Fund Authority.

This issue impacts all agency activities.

Summary: This issue has been revised to eliminate the two FTE positions originally requested along with the associated rate of \$170,000. The narrative has also been revised to reflect the number of death convictions that will need to be remanded to the original trial court for new trials.

 POSITION DETAIL OF SALARIES AND BENEFITS:

	FTE	BASE RATE	ADDITIVES	BENEFITS	SUBTOTAL	LAPSE %	LAPSED SALARIES AND BENEFITS
A12 - AGY FIN REQ FY 2017-18							
NEW POSITIONS							
5901 ASST PUBLIC DEFENDER							
N0001 001	2.00	170,000		76,762	246,762	0.00	246,762

COL A12		COL A14		COL A15		COL A16		COL A14-A12		CODES
AGY FIN REQ FY 2017-18	POS AMOUNT	AGY AMD REQ FY 2017-18	POS AMOUNT	AGY AMD N/R FY 2017-18	POS AMOUNT	AGY AMD ANZ FY 2017-18	POS AMOUNT	AGY AMD REQ FY 2017-18 OVER(UNDER)	AGY FIN REQ FY 2017-18	

JUSTICE ADMINISTRATION										21000000
PUBLIC DEFENDERS										21600000
PGM: PD-5TH JUD CIRCUIT										21600500
PUBLIC PROTECTION										12
LEGAL REPRESENTATION										1203.00.00.00
WORKLOAD										3000000
CAPITAL QUALIFIED ATTORNEYS										3001970

POSITION DETAIL OF SALARIES AND BENEFITS:

FTE	BASE RATE	ADDITIVES	BENEFITS	SUBTOTAL	LAPSE %	LAPSED SALARIES AND BENEFITS
A12 - AGY FIN REQ FY 2017-18						
NEW POSITIONS						
TOTALS FOR ISSUE BY FUND						
1000 GENERAL REVENUE FUND						
2.00	170,000		76,762	246,762		246,762

A14 - AGY AMD REQ FY 2017-18

CHANGES TO CURRENTLY AUTHORIZED POSITIONS
 OTHER SALARY AMOUNT
 1000 GENERAL REVENUE FUND

246,762
246,762

	COL A12	COL A14	COL A15	COL A16	COL A14-A12	
	AGY FIN REQ FY 2017-18	AGY AMD REQ FY 2017-18	AGY AMD N/R FY 2017-18	AGY AMD ANZ FY 2017-18	AGY AMD REQ FY 2017-18 OVER(UNDER) AGY FIN REQ FY 2017-18	CODES
	POS AMOUNT	POS AMOUNT	POS AMOUNT	POS AMOUNT	POS AMOUNT	
JUSTICE ADMINISTRATION						21000000
PUBLIC DEFENDERS						21600000
PGM: PD-5TH JUD CIRCUIT						21600500
PUBLIC PROTECTION						12
LEGAL REPRESENTATION						1203.00.00.00
WORKLOAD						3000000
VETERANS COURT SERVICES DIVISION						3004600
SALARY RATE						000000
SALARY RATE.....	100,000				100,000-	
=====						
SALARIES AND BENEFITS						010000
GENERAL REVENUE FUND -STATE	2.00 156,140				2.00- 156,140-	1000 1
=====						
SPECIAL CATEGORIES						100000
PUBLIC DEFENDER OPERATIONS						103226
GENERAL REVENUE FUND -STATE	9,346				9,346-	1000 1
=====						
TOTAL: VETERANS COURT SERVICES DIVISION						3004600
TOTAL POSITIONS.....	2.00				2.00-	
TOTAL ISSUE.....	165,486				165,486-	
TOTAL SALARY RATE.....	100,000				100,000-	
=====						

AGENCY ISSUE NARRATIVE:

2017-2018 BUDGET YEAR NARRATIVE:

IT COMPONENT? NO

The Fifth Judicial Circuit, encompassing five (5) counties, currently has eighteen (18) Specialty Courts. Marion County has seven (7), Sumter County has five (5), Citrus County has three (3), Hernando County has two (2) and Lake County has one (1). These Specialty Courts cover Mental Health, eight different levels of Drug Court for both Adults and Juveniles, and Veteran's Treatment.

The Fifth Judicial Circuit Public Defender's office (PD05) is at the center of The Villages, an extensive retirement community located with Marion, Lake and Sumter counties. In 2013 the US Department of Veterans' Affairs opened an Out-Patient clinic within the Marion county area of The Villages, which treats (among other services) Mental Health issues, Post-Traumatic Stress Disorder (PTSD), and aids in crisis prevention. In July 2012, Marion County established the Marion County Veteran's Treatment Court. Subsequently Lake, Citrus and Sumter counties have also implemented Veteran's Treatment Court (VTC). There is a high prevalence of PTSD, Traumatic Brain Injury (TBI) and Major Depressive Disorder among combat veterans. The VTC is a court-supervised program aiming to identify and treat combat Veterans who have been arrested, display mental illness and/or substance abuse issues, needing treatment and other services, instead of having their cases proceed through the regular court process. Coordination of services for these Veterans is crucial for their success and treatment and requires the collaboration of the Public

	COL A12	COL A14	COL A15	COL A16	COL A14-A12	
	AGY FIN REQ	AGY AMD REQ	AGY AMD N/R	AGY AMD ANZ	AGY AMD REQ	
	FY 2017-18	FY 2017-18	FY 2017-18	FY 2017-18	FY 2017-18	
	POS	AMOUNT	POS	AMOUNT	POS	AMOUNT
						CODES
JUSTICE ADMINISTRATION						21000000
PUBLIC DEFENDERS						21600000
PGM: PD-5TH JUD CIRCUIT						21600500
PUBLIC PROTECTION						12
LEGAL REPRESENTATION						<u>1203.00.00.00</u>
WORKLOAD						3000000
VETERANS COURT SERVICES DIVISION						3004600

Defender's office, the State Attorney's office, the County Court systems, Veteran's Administration, and various treatment facilities within the community. Expanded use of the program is necessary to protect public safety, aid those citizens who have served and protected our nation, and ensure the success of the program. Early detection by our office of those individuals who qualify and will use the VTC service, along with assisting in successful completion of the diversion program leading to a dismissal of charges will increase the demands on our agency for service.

The request is for General Revenue funding of two (2) Assistant Public Defender (\$50,000 salary each + benefits) and Operating expenditures budget of \$9,346 (\$5,554 non-recurring) as per Modified Standard #3. The increased salary request is required because the position needs to be filled with experienced and dedicated attorneys to identify individuals for the diversion program and coordinate services for these combat veterans. No additional FTE positions or increased rate is required at this time. (2) Attorneys at \$50,000 each with benefits package + Operating expense at \$9,346 (non-recurring \$5,554) This issue impacts all agency activities.

Amended 2017-18 Narrative after February 2, 2017

Summary: this issue has been replaced by issue 4200350 "Mental Health, Veterans and Drug Court Staffing."

POSITION DETAIL OF SALARIES AND BENEFITS:

	FTE	BASE RATE	ADDITIVES	BENEFITS	SUBTOTAL	LAPSE %	LAPSED SALARIES AND BENEFITS
A12 - AGY FIN REQ FY 2017-18							
NEW POSITIONS							
5901 ASST PUBLIC DEFENDER							
N0001 001	2.00	100,000		56,140	156,140	0.00	156,140

	COL A12	COL A14	COL A15	COL A16	COL A14-A12	
	AGY FIN REQ	AGY AMD REQ	AGY AMD N/R	AGY AMD ANZ	AGY AMD REQ	
	FY 2017-18	FY 2017-18	FY 2017-18	FY 2017-18	FY 2017-18	
	POS	AMOUNT	POS	AMOUNT	POS	AMOUNT
						CODES
JUSTICE ADMINISTRATION						21000000
PUBLIC DEFENDERS						21600000
PGM: PD-5TH JUD CIRCUIT						21600500
PUBLIC PROTECTION						12
LEGAL REPRESENTATION						1203.00.00.00
WORKLOAD						3000000
VETERANS COURT SERVICES DIVISION						3004600

POSITION DETAIL OF SALARIES AND BENEFITS:

	FTE	BASE RATE	ADDITIVES	BENEFITS	SUBTOTAL	LAPSE %	LAPSED SALARIES AND BENEFITS
A12 - AGY FIN REQ FY 2017-18							
NEW POSITIONS							
TOTALS FOR ISSUE BY FUND							
1000 GENERAL REVENUE FUND							156,140
	2.00	100,000		56,140	156,140		156,140

GRAHAM/MILLER/ATWELL ETCETERA -							
COURT MANDATED JUVENILE							
RESENTENCING							3009000
SALARY RATE							000000
SALARY RATE.....	277,292	128,066			149,226-		
SALARIES AND BENEFITS							010000
GENERAL REVENUE FUND -STATE	5.60	3.00			2.60-		223,634-
	418,850	195,216					1000 1
SPECIAL CATEGORIES							100000
PUBLIC DEFENDER OPERATIONS							103226
GENERAL REVENUE FUND -STATE	24,208	12,619		8,331		11,589-	1000 1

	COL A12	COL A14	COL A15	COL A16	COL A14-A12	
					AGY AMD REQ	
					FY 2017-18	
					OVER(UNDER)	
	AGY FIN REQ	AGY AMD REQ	AGY AMD N/R	AGY AMD ANZ	AGY FIN REQ	
	FY 2017-18	FY 2017-18	FY 2017-18	FY 2017-18	FY 2017-18	
POS	AMOUNT	POS	AMOUNT	POS	AMOUNT	CODES
JUSTICE ADMINISTRATION						21000000
PUBLIC DEFENDERS						21600000
PGM: PD-5TH JUD CIRCUIT						21600500
PUBLIC PROTECTION						12
LEGAL REPRESENTATION						1203.00.00.00
WORKLOAD						3000000
GRAHAM/MILLER/ATWELL ETCETERA -						
COURT MANDATED JUVENILE						
RESENTENCING						3009000
TOTAL: GRAHAM/MILLER/ATWELL ETCETERA -						3009000
COURT MANDATED JUVENILE						
RESENTENCING						
TOTAL POSITIONS.....	5.60	3.00			2.60-	
TOTAL ISSUE.....	443,058	207,835	8,331		235,223-	
TOTAL SALARY RATE.....	277,292	128,066			149,226-	

AGENCY ISSUE NARRATIVE:

2017-2018 BUDGET YEAR NARRATIVE:

IT COMPONENT? NO

Recent court decisions and the Legislature's enactment of Chapter 2014-220, Laws of Florida, have significantly increased the Public Defender workload for the resentencing of juvenile offenders. In addition to the U.S. Supreme Court cases of Graham v. Florida, 560 US 418 (2010), and Miller v. Alabama, 132 Sct 2455 (2012), and the Florida cases making them retroactive (Henry v. State, 160 So.3d 393 (Fla. 2015); Falcon v. State, 162 So.3d 954 (Fla. 2015); Gridine v. State, 175 So.3d 672 (Fla. 2015)), several Florida Supreme Court decisions over the last year have expanded the pool of offenders sentenced as juveniles whose sentences must be reviewed to determine the effect of their background and immaturity on their criminal conduct as well as their prospects for successful re-entry into the community. In Atwell v. State, 2016 WL 3010795 (Fla. May 26, 2016), the Court applied the resentencing and judicial review requirements of Chapter 2014-220, to child offenders eligible for parole but still incarcerated decades after their crimes. In Landrum v. State, 2016 WL 3191099 (Fla. June 9, 2016), the Court extended the pool further, including juvenile offenders sentenced to life in prison for second degree murder.

In the 2016-17 budget request before these decisions, the FPDA reported that DOC had identified up to 1,700 resentencing and judicial review clients. We now expect the Atwell and Landrum decision to mandate re-sentencing in considerably more clients statewide, it is too soon to estimate the increase at this time. Also, now before the Florida Supreme Court, fully briefed with a decision expected by the end of 2016, is a case with even broader caseload potential. In Kelsey v. State, Fla. Supreme Court No. SCI5-2079, the issue is whether offenders with lengthy sentences short of their life expectancies must have an opportunity to demonstrate under section 921.1402 that they are appropriate to someday be released onto probation. A favorable decision will necessitate major sentence review hearings for juvenile offenders serving sentences longer than the statutory 15-, 20-, or 25-year review periods. We therefore anticipate a large increase in our juvenile resentencing felony caseload, starting almost immediately and continuing indefinitely.

Workload: United States Supreme Court Graham and Miller Mandate

COL A12	COL A14	COL A15	COL A16	COL A14-A12	
AGY FIN REQ FY 2017-18	AGY AMD REQ FY 2017-18	AGY AMD N/R FY 2017-18	AGY AMD ANZ FY 2017-18	AGY AMD REQ FY 2017-18 OVER(UNDER) AGY FIN REQ FY 2017-18	CODES
POS	AMOUNT	POS	AMOUNT	POS	AMOUNT
JUSTICE ADMINISTRATION					21000000
PUBLIC DEFENDERS					21600000
PGM: PD-5TH JUD CIRCUIT					21600500
PUBLIC PROTECTION					12
LEGAL REPRESENTATION					1203.00.00.00
WORKLOAD					3000000
GRAHAM/MILLER/ATWELL ETCETERA - COURT MANDATED JUVENILE RESENTENCING					3009000

The issue has significant statewide impact for Public Defenders due to the novelty and complexity of the legal and procedural issues. Florida law requires the trial court to look at the following factors in determining the appropriate sentence: 1) the nature and circumstances of the offense; 2) the effect of the crime on the victim's family and community; 3) the defendant's age, maturity, intellectual capacity, and emotional health, 4) the defendant's background; 5) the effect of immaturity, impetuosity, or failure to appreciate risks and consequences on defendant's participation in the offense; 6) the extent of defendant's participation in the offense; 7) the effect of familial pressure or peer pressure on the defendant's actions; 8) the nature and extent of defendant's prior criminal history; 9) the effect of characteristics attributable to defendant's youth; and 10) the possibility of rehabilitating the defendant, Section 921.1401(2). It is, essentially, a brand new sentencing hearing. This is true even in those cases where the then-juvenile entered a plea to the charge. In order to represent these clients adequately, attorneys, investigators, and mitigation specialists must work together to explore the offender's entire life history. Records must be gathered, evaluations must be conducted, interviews of family and friends undertaken, educational materials obtained, mental health history explored, and interviews with teachers, neighbors, program caseworkers, correctional staff, and other people who may assist in understanding and presenting the client's life story must be performed thoroughly to present information the court must consider in the re-sentencing hearings.

Essentially the same factors apply to the separate, additional sentence review hearings under Section 921.1401, necessitating the same painstaking preparation. Interviews must be undertaken, psychological and sociological evaluations conducted, and history of incarceration and potential and extent of rehabilitation reviewed. Release plans also have to be designed and proposed to include housing, employment, and other re-entry services. This is a major new workload for every Public Defender Office in the state.

FISCAL IMPACT:

An attorney cost unit has been developed by the FPDA to request the needed personnel to address the court mandate to prepare and present evidence for the juvenile resentencing hearing(s) required. The attorney unit cost is as follows:
 2-FTE's-Assistant Public Defenders @\$70,000 annual salary
 1-FTE-Mitigation Specialist II @\$29,033 annual salary
 1-FTE-Investigator II @\$29,033 annual salary

Operations expenditures budget of \$17,292 total and \$11,108 non-recurring to establish the positions as per Modified - Standard #3:

2 Assistant Public Defenders \$4,673 x 2 = \$9,346 \$2,777 x 2 = \$5,554/non-recurring
 1 Mitigation Specialist II \$3,973 \$2,777/non-recurring
 1 Investigator II \$3,973 \$2,777/non-recurring

	COL A12	COL A14	COL A15	COL A16	COL A14-A12	
					AGY AMD REQ	
					FY 2017-18	
					OVER(UNDER)	
	AGY FIN REQ	AGY AMD REQ	AGY AMD N/R	AGY AMD ANZ	AGY FIN REQ	
	FY 2017-18	FY 2017-18	FY 2017-18	FY 2017-18	FY 2017-18	
	POS	AMOUNT	POS	AMOUNT	POS	AMOUNT
						CODES
JUSTICE ADMINISTRATION						21000000
PUBLIC DEFENDERS						21600000
PGM: PD-5TH JUD CIRCUIT						21600500
PUBLIC PROTECTION						12
LEGAL REPRESENTATION						1203.00.00.00
WORKLOAD						3000000
GRAHAM/MILLER/ATWELL ETCETERA -						
COURT MANDATED JUVENILE						
RESENTENCING						3009000

The due process costs for each case will need to be determined, but could fall in a range between \$10,000 and \$25,000 per case.

The total cost for the attorney unit is \$198,066 Salaries plus benefits package for the 4 positions + Operations \$17,292 (\$11,108 non-recurring).

Based on the number of resentencing cases as of July 21, 2016, this office identified at least 14 cases at the time of LBR issue filing. The FPDA standard for representation that an attorney cost unit could represent in one year is 10 cases. Based upon the number of cases identified, this office requests 1.4 attorney units. At \$277,292 Salaries with corresponding benefits per 1.4 attorney unit, for a total of \$301,500 (\$15,551 non-recurring) Operations + Salaries and 5.6 FTE's are requested.

This issue impacts all agency activities.

Amended 2017-18 Narrative after February 2, 2017

Recent court decisions and the Legislature's enactment of Chapter 2014-220, Laws of Florida, have significantly increased the Public Defender workload for the resentencing of juvenile offenders. In addition to the U.S. Supreme Court cases of *Graham v. Florida*, 560 US 418 (2010), and *Miller v. Alabama*, 132 SCT 2455 (2012), and the Florida cases making them retroactive (*Henry v. State*, 160 So.3d 393 (Fla. 2015); *Falcon v. State*, 162 So.3d 954 (Fla. 2015); *Gridine v. State*, 175 So.3d 672 (Fla. 2015)), several Florida Supreme Court decisions over the last year have expanded the pool of offenders sentenced as juveniles whose sentences must be reviewed to determine the effect of their background and immaturity on their criminal conduct as well as their prospects for successful re-entry into the community. In *Atwell v. State*, 2016 WL 3010795 (Fla. May 26, 2016), the Court applied the resentencing and judicial review requirements of Chapter 2014-220, to child offenders eligible for parole but still incarcerated decades after their crimes. In *Landrum v. State*, 2016 WL 3191099 (Fla. June 9, 2016), the Court extended the pool further, including juvenile offenders sentenced to life in prison for second degree murder.

In the 2016-17 budget request before these decisions, the FPDA reported that DOC had identified up to 1,700 resentencing and judicial review clients. We now expect the *Atwell* and *Landrum* decision to mandate resentencing for approximately 278 more clients statewide. Also, now before the Florida Supreme Court, fully briefed with a decision expected by the end of 2016, is a case with even broader caseload potential. In *Kelsey v. State*, Fla. Supreme Court No. SCI5-2079, the issue is whether offenders with lengthy sentences short of their life expectancies must have an opportunity to demonstrate under

COL A12		COL A14		COL A15		COL A16		COL A14-A12		CODES
AGY FIN REQ FY 2017-18	AGY AMD REQ FY 2017-18	AGY AMD N/R FY 2017-18	AGY AMD ANZ FY 2017-18	AGY FIN REQ FY 2017-18	OVER(UNDER)					
POS	AMOUNT	POS	AMOUNT	POS	AMOUNT	POS	AMOUNT	POS	AMOUNT	
JUSTICE ADMINISTRATION										21000000
PUBLIC DEFENDERS										21600000
<u>PGM: PD-5TH JUD CIRCUIT</u>										21600500
PUBLIC PROTECTION										12
<u>LEGAL REPRESENTATION</u>										<u>1203.00.00.00</u>
WORKLOAD										3000000
GRAHAM/MILLER/ATWELL ETCETERA -										
COURT MANDATED JUVENILE										
RESENTENCING										3009000

section 921.1402 that they are appropriate to someday be released onto probation. A favorable decision will necessitate major sentence review hearings for juvenile offenders serving sentences longer than the statutory 15-, 20-, or 25-year review periods. We therefore anticipate a large increase in our juvenile resentencing felony caseload, starting almost immediately and continuing indefinitely.

Workload: United States Supreme Court Graham and Miller Mandate

The issue has significant statewide impact for Public Defenders due to the novelty and complexity of the legal and procedural issues. Florida law requires the trial court to look at the following factors in determining the appropriate sentence: 1) the nature and circumstances of the offense; 2) the effect of the crime on the victim's family and community; 3) the defendant's age, maturity, intellectual capacity, and emotional health, 4) the defendant's background; 5) the effect of immaturity, impetuosity, or failure to appreciate risks and consequences on defendant's participation in the offense; 6) the extent of defendant's participation in the offense; 7) the effect of familial pressure or peer pressure on the defendant's actions; 8) the nature and extent of defendant's prior criminal history; 9) the effect of characteristics attributable to defendant's youth; and 10) the possibility of rehabilitating the defendant, Section 921.1401(2). It is, essentially, a brand new sentencing hearing. This is true even in those cases where the then-juvenile entered a plea to the charge. In order to represent these clients adequately, attorneys, investigators, and mitigation specialists must work together to explore the offender's entire life history. Records must be gathered, evaluations must be conducted, interviews of family and friends undertaken, educational materials obtained, mental health history explored, and interviews with teachers, neighbors, program caseworkers, correctional staff, and other people who may assist in understanding and presenting the client's life story must be performed thoroughly to present information the court must consider in the re-sentencing hearings.

Essentially the same factors apply to the separate, additional sentence review hearings under Section 921.1401, necessitating the same painstaking preparation. Interviews must be undertaken, psychological and sociological evaluations conducted, and history of incarceration and potential and extent of rehabilitation reviewed. Release plans also have to be designed and proposed to include housing, employment, and other re-entry services. This is a major new workload for every Public Defender Office in the state.

FISCAL IMPACT:

An attorney cost unit has been developed by the FPDA to request the needed personnel to address the court mandate to prepare and present evidence for the juvenile resentencing hearing(s) required. The attorney unit cost is as follows:
 2-FTE's-Assistant Public Defenders @\$70,000 annual salary
 1-FTE-Mitigation Specialist II @\$29,033 annual salary
 1-FTE-Investigator II @\$29,033 annual salary

	COL A12	COL A14	COL A15	COL A16	COL A14-A12	
					AGY AMD REQ	
					FY 2017-18	
					OVER(UNDER)	
	AGY FIN REQ	AGY AMD REQ	AGY AMD N/R	AGY AMD ANZ	AGY FIN REQ	
	FY 2017-18	FY 2017-18	FY 2017-18	FY 2017-18	FY 2017-18	
POS	AMOUNT	POS	AMOUNT	POS	AMOUNT	CODES
JUSTICE ADMINISTRATION						21000000
PUBLIC DEFENDERS						21600000
PGM: PD-5TH JUD CIRCUIT						21600500
PUBLIC PROTECTION						12
LEGAL REPRESENTATION						<u>1203.00.00.00</u>
WORKLOAD						3000000
GRAHAM/MILLER/ATWELL ETCETERA -						
COURT MANDATED JUVENILE						
RESENTENCING						3009000

Operating Expenditures budget of \$12,619 total and \$8,331 non-recurring to establish the positions as per Modified - Standard #3 Expense Package:

1 Assistant Public Defenders	\$ 4,673	\$2,777/non-recurring
1 Mitigation Specialist II	\$ 3,973	\$2,777/non-recurring
1 Investigator II	\$ 3,973	\$2,777/non-recurring

Total	\$12,619	\$8,331/non-recurring

The due process costs for each case will need to be determined, but could fall in a range between \$10,000 and \$25,000 per case.

Based on the number of resentencing cases as of July 21, 2016, this office identified at least 14 cases at the time of LBR issue filing. The FPDA standard for representation that an attorney cost unit could represent in one year is 10 cases. Based upon the number of cases identified, this office requests one Attorney, one Mitigation Specialist II, and one Investigator II at a total rate of 128,066 and \$195,216 in Salaries and Benefits, for a total of \$207,835 (\$8,331 non-recurring).

This issue impacts all agency activities.

Summary: This issue has been amended to reduce the total positions requested from 5.60 to 3.00 Full Time Equivalent (FTE) with a corresponding reduction in salary rate and Salaries and Benefits budget authority. Operating Expenditures has also been reduced by \$11,589 per Modified Standard #3 Expense Package.

COL A12		COL A14		COL A15		COL A16		COL A14-A12		CODES
AGY FIN REQ FY 2017-18	AGY AMD REQ FY 2017-18	AGY AMD N/R FY 2017-18	AGY AMD ANZ FY 2017-18	AGY AMD REQ FY 2017-18	AGY FIN REQ FY 2017-18	AGY AMD REQ FY 2017-18	AGY AMD N/R FY 2017-18	AGY AMD ANZ FY 2017-18	AGY FIN REQ FY 2017-18	
POS	AMOUNT	POS	AMOUNT	POS	AMOUNT	POS	AMOUNT	POS	AMOUNT	

JUSTICE ADMINISTRATION										21000000
PUBLIC DEFENDERS										21600000
PGM: PD-5TH JUD CIRCUIT										21600500
PUBLIC PROTECTION										12
LEGAL REPRESENTATION										1203.00.00.00
WORKLOAD										3000000
GRAHAM/MILLER/ATWELL ETCETERA - COURT MANDATED JUVENILE RESENTENCING										3009000

POSITION DETAIL OF SALARIES AND BENEFITS:

	FTE	BASE RATE	ADDITIVES	BENEFITS	SUBTOTAL	LAPSE %	LAPSED SALARIES AND BENEFITS
A12 - AGY FIN REQ FY 2017-18							
NEW POSITIONS							
P101 PROPOSED CLASS CODE							
N0002 001	1.40	40,646		23,232	63,878	0.00	63,878
5662 INVESTIGATOR II							
N0003 001	1.40	40,646		23,232	63,878	0.00	63,878
5901 ASST PUBLIC DEFENDER							
N0001 001	2.80	196,000		95,094	291,094	0.00	291,094
TOTALS FOR ISSUE BY FUND							
1000 GENERAL REVENUE FUND							418,850
	5.60	277,292		141,558	418,850		418,850

A14 - AGY AMD REQ FY 2017-18

NEW POSITIONS							
5642 MITIGATION SPECIALIST							
N0002 001	1.00	29,033		16,594	45,627	0.00	45,627
5662 INVESTIGATOR II							
N0003 001	1.00	29,033		16,594	45,627	0.00	45,627
5901 ASST PUBLIC DEFENDER							
N0001 001	1.00	70,000		33,962	103,962	0.00	103,962

COL A12		COL A14		COL A15		COL A16		COL A14-A12		CODES
AGY FIN REQ FY 2017-18	POS AMOUNT	AGY AMD REQ FY 2017-18	POS AMOUNT	AGY AMD N/R FY 2017-18	POS AMOUNT	AGY AMD ANZ FY 2017-18	POS AMOUNT	AGY AMD REQ FY 2017-18 OVER(UNDER)	AGY FIN REQ FY 2017-18	

JUSTICE ADMINISTRATION 21000000
 PUBLIC DEFENDERS 21600000
 PGM: PD-5TH JUD CIRCUIT 21600500
 PUBLIC PROTECTION 12
 LEGAL REPRESENTATION 1203.00.00.00
 WORKLOAD 3000000
 GRAHAM/MILLER/ATWELL ETCETERA -
 COURT MANDATED JUVENILE
 RESENTENCING 3009000

POSITION DETAIL OF SALARIES AND BENEFITS:

FTE	BASE RATE	ADDITIVES	BENEFITS	SUBTOTAL	LAPSE %	LAPSED SALARIES AND BENEFITS
A14 - AGY AMD REQ FY 2017-18						
NEW POSITIONS						
TOTALS FOR ISSUE BY FUND						
1000 GENERAL REVENUE FUND						195,216
3.00	128,066		67,150	195,216		195,216

OTHER PROGRAMS 4200000
 MENTAL HEALTH, VETERANS AND DRUG
 COURT STAFFING 4200350
 SALARY RATE 000000
 SALARY RATE..... 50,000 50,000
 SALARIES AND BENEFITS 010000
 GENERAL REVENUE FUND -STATE 1.00 234,210 1.00 234,210 1000 1

	COL A12	COL A14	COL A15	COL A16	COL A14-A12	
					AGY AMD REQ	
					FY 2017-18	
					OVER(UNDER)	
	AGY FIN REQ	AGY AMD REQ	AGY AMD N/R	AGY AMD ANZ	AGY FIN REQ	
	FY 2017-18	FY 2017-18	FY 2017-18	FY 2017-18	FY 2017-18	
POS	AMOUNT	POS	AMOUNT	POS	AMOUNT	CODES
JUSTICE ADMINISTRATION						21000000
PUBLIC DEFENDERS						21600000
PGM: PD-5TH JUD CIRCUIT						21600500
PUBLIC PROTECTION						12
LEGAL REPRESENTATION						1203.00.00.00
OTHER PROGRAMS						4200000
MENTAL HEALTH, VETERANS AND DRUG						
COURT STAFFING						4200350
SPECIAL CATEGORIES						100000
PUBLIC DEFENDER OPERATIONS						103226
GENERAL REVENUE FUND -STATE		14,019	8,331		14,019	1000 1
TOTAL: MENTAL HEALTH, VETERANS AND DRUG						4200350
COURT STAFFING						
TOTAL POSITIONS.....		1.00			1.00	
TOTAL ISSUE.....		248,229	8,331		248,229	
TOTAL SALARY RATE.....		50,000			50,000	

AGENCY ISSUE NARRATIVE:

2017-2018 BUDGET YEAR NARRATIVE: IT COMPONENT? NO

Amended 2017-18 Narrative after February 2, 2017

Agency for Persons with Disabilities (APD) workload:
 Legislation in HB 1083 passed and became effective on July 1, 2016. This legislation addresses a 2015 federal court ruling finding that s. 393.11, F.S., governing the involuntary admission of persons with intellectual disabilities or autism to residential services, is constitutionally infirm in not requiring a periodic review of continued involuntary admission by a decision-maker with the duty to consider and authority to order release. HB 1083 amends s. 393.11, F.S., to require annual reviews for persons involuntarily admitted to residential services. The bill requires the court to conduct an annual review hearing, unless a shorter review period was ordered at a previous hearing. The person who has the intellectual disability or autism must be represented by counsel at all stages of the judicial proceeding. If the person is indigent and cannot afford counsel, the court shall appoint a public defender at least 20 days before the scheduled hearing. The Fifth Judicial Circuit has approximately twenty-eight (28) of these cases circuit wide.

Baker Act, Mental Health workload:
 Mental health case events include Baker Act hearings, commitment continuation hearings, and medication hearings. The Fifth Judicial Circuit Public Defender's (PD05) office locations in Marion, Lake and Hernando Counties covered two thousand, one hundred twenty-three (2,123) Baker Act hearings in FY15-16. Additionally, Marion County had fifty-five (55) misdemeanor cases transferred to Mental Health Court for disposition. The Lake Correctional Institution is a Department of Corrections Institution that houses inmates with mental health issues and is located within Lake County. The placement of the facility within our Judicial Circuit requires Assistant Public Defenders to cover medication hearings and Division of Administrative Hearings (DOAH) continued commitment hearings at the Lake Correctional Institution. In FY15-16 PD05

COL A12		COL A14		COL A15		COL A16		COL A14-A12		CODES
AGY FIN REQ FY 2017-18	POS AMOUNT	AGY AMD REQ FY 2017-18	POS AMOUNT	AGY AMD N/R FY 2017-18	POS AMOUNT	AGY AMD ANZ FY 2017-18	POS AMOUNT	AGY AMD REQ FY 2017-18 OVER(UNDER)	AGY FIN REQ FY 2017-18	
JUSTICE ADMINISTRATION										21000000
PUBLIC DEFENDERS										21600000
PGM: PD-5TH JUD CIRCUIT										21600500
PUBLIC PROTECTION										12
LEGAL REPRESENTATION										1203.00.00.00
OTHER PROGRAMS										4200000
MENTAL HEALTH, VETERANS AND DRUG										
COURT STAFFING										4200350

covered three hundred three (303) medication hearings and thirty (30) DOAH hearings.

Effective representation of clients in these proceedings requires in person contact with the client at the facility prior to the proceeding by an experienced Assistant Public Defender. Rapid intervention for people in mental health crisis is critical to the safety of the community and the well-being of the person who is in crisis. The addition of an experienced Assistant Public Defender specializing in mental health issues will greatly benefit the both the client and the community at large.

The request is for General Revenue funding of one (1) Assistant Public Defender (\$50,000 salary + benefits) and Operating expenditures budget of \$4,673 (\$2,777 non-recurring) as per Modified Standard #3 Expense Package. The increased salary request is required because the position needs to be filled with an experienced and dedicated attorney to alleviate the increased workload related to mental health hearings and will allow for rapid, proactive representation of persons experiencing a mental health crisis.

(1) Attorney at \$50,000 with benefits package + Operating expense at \$4,673 (non-recurring \$2,777). One (1) FTE and corresponding rate of 50,000 is also required.

Veterans Court Services Division:

The Fifth Judicial Circuit, encompassing five (5) counties, currently has eighteen (18) Specialty Courts. Marion County has seven (7), Sumter County has five (5), Citrus County has three (3), Hernando County has two (2) and Lake County has one (1). These Specialty Courts cover Mental Health, eight different levels of Drug Court for both Adults and Juveniles, and Veteran's Treatment.

The Fifth Judicial Circuit Public Defender's office (PD05) is at the center of The Villages, an extensive retirement community located within Marion, Lake and Sumter counties. In 2013 the US Department of Veterans' Affairs opened an Out-Patient clinic within the Marion county area of The Villages, which treats (among other services) Mental Health issues, Post-Traumatic Stress Disorder (PTSD), and aids in crisis prevention. In July 2012, Marion County established the Marion County Veteran's Treatment Court. Subsequently Lake, Citrus and Sumter counties have also implemented Veteran's Treatment Court (VTC). There is a high prevalence of PTSD, Traumatic Brain Injury (TBI) and Major Depressive Disorder among combat veterans. The VTC is a court-supervised program aiming to identify and treat combat Veterans who have been arrested, display mental illness and/or substance abuse issues, needing treatment and other services, instead of having their cases proceed through the regular court process. Coordination of services for these Veterans is crucial for their success and treatment and requires the collaboration of the Public Defender's office, the State Attorney's office, the County Court systems, Veteran's Administration, and various treatment facilities within the community. Expanded use of the program is necessary to protect public safety, aid those citizens who have served and protected our

	COL A12	COL A14	COL A15	COL A16	COL A14-A12	
	AGY FIN REQ	AGY AMD REQ	AGY AMD N/R	AGY AMD ANZ	AGY AMD REQ	
	FY 2017-18	FY 2017-18	FY 2017-18	FY 2017-18	FY 2017-18	
	POS	AMOUNT	POS	AMOUNT	POS	AMOUNT
JUSTICE ADMINISTRATION						21000000
PUBLIC DEFENDERS						21600000
PGM: PD-5TH JUD CIRCUIT						21600500
PUBLIC PROTECTION						12
LEGAL REPRESENTATION						1203.00.00.00
OTHER PROGRAMS						4200000
MENTAL HEALTH, VETERANS AND DRUG						
COURT STAFFING						4200350

POSITION DETAIL OF SALARIES AND BENEFITS:

	FTE	BASE RATE	ADDITIVES	BENEFITS	SUBTOTAL	LAPSE %	LAPSED SALARIES AND BENEFITS
A14 - AGY AMD REQ FY 2017-18							
NEW POSITIONS							
5901 ASST PUBLIC DEFENDER							
N0001 001	1.00	50,000		28,070	78,070	0.00	78,070
TOTALS FOR ISSUE BY FUND							
1000 GENERAL REVENUE FUND							78,070
	1.00	50,000		28,070	78,070		78,070

TOTAL: LEGAL REPRESENTATION							1203.00.00.00
BY FUND TYPE							
GENERAL REVENUE FUND.....	10.60	4.00			6.60-		
SALARY RATE.....	947,395	712,172	22,216		235,223-	1000	
	597,292	178,066			419,226-		

=====

	COL A12	COL A14	COL A15	COL A16	COL A14-A12	
	AGY FIN REQ FY 2017-18	AGY AMD REQ FY 2017-18	AGY AMD N/R FY 2017-18	AGY AMD ANZ FY 2017-18	AGY AMD REQ FY 2017-18 OVER(UNDER) AGY FIN REQ FY 2017-18	CODES
	POS AMOUNT	POS AMOUNT	POS AMOUNT	POS AMOUNT	POS AMOUNT	
JUSTICE ADMINISTRATION						21000000
PUBLIC DEFENDERS						21600000
PGM: PD-6TH JUD CIRCUIT						21600600
PUBLIC PROTECTION						12
LEGAL REPRESENTATION						1203.00.00.00
ESTIMATED EXPENDITURES REALIGNMENT						2000000
REALIGNMENT OF ADMINISTRATIVE						
EXPENDITURES - ADD						2000100
SALARIES AND BENEFITS						010000
GENERAL REVENUE FUND -STATE	250,000	250,000				1000 1

AGENCY ISSUE NARRATIVE:

2017-2018 BUDGET YEAR NARRATIVE: IT COMPONENT? NO
 The issue requests transfer of budget between appropriation categories with the intent of more accurately realigning the budget with anticipated expenditure needs. The Public Defender Sixth Judicial Circuit requests budget authority be increased in the General Revenue Salaries and Benefits category (010000) by \$250,000, decreased by \$150,000 in the General Revenue PD Other Personal Services category (030000) and decreased by \$100,000 in the General Revenue PD Operations category (103226).

This issue impacts all agency activities.

POSITION DETAIL OF SALARIES AND BENEFITS:

	FTE	BASE RATE	ADDITIVES	BENEFITS	SUBTOTAL	LAPSE %	LAPSED SALARIES AND BENEFITS
A12 - AGY FIN REQ FY 2017-18							
CHANGES TO CURRENTLY AUTHORIZED POSITIONS							
OTHER SALARY AMOUNT							
1000 GENERAL REVENUE FUND							250,000
							250,000

	COL A12	COL A14	COL A15	COL A16	COL A14-A12	
					AGY AMD REQ	
					FY 2017-18	
					OVER(UNDER)	
	AGY FIN REQ	AGY AMD REQ	AGY AMD N/R	AGY AMD ANZ	AGY FIN REQ	
	FY 2017-18	FY 2017-18	FY 2017-18	FY 2017-18	FY 2017-18	
POS	AMOUNT	POS	AMOUNT	POS	AMOUNT	POS
						AMOUNT
						CODES
JUSTICE ADMINISTRATION						21000000
PUBLIC DEFENDERS						21600000
PGM: PD-6TH JUD CIRCUIT						21600600
PUBLIC PROTECTION						12
LEGAL REPRESENTATION						1203.00.00.00
ESTIMATED EXPENDITURES REALIGNMENT						2000000
REALIGNMENT OF ADMINISTRATIVE						
EXPENDITURES - ADD						2000100

POSITION DETAIL OF SALARIES AND BENEFITS:

	FTE	BASE RATE	ADDITIVES	BENEFITS	SUBTOTAL	LAPSE %	LAPSED SALARIES AND BENEFITS
A14 - AGY AMD REQ FY 2017-18							
CHANGES TO CURRENTLY AUTHORIZED POSITIONS							
OTHER SALARY AMOUNT							
1000 GENERAL REVENUE FUND							250,000
							250,000
							=====

REALIGNMENT OF ADMINISTRATIVE							2000200
EXPENDITURES - DEDUCT							030000
OTHER PERSONAL SERVICES							
GENERAL REVENUE FUND -STATE	150,000-	150,000-					1000 1
	=====	=====					
SPECIAL CATEGORIES							100000
PUBLIC DEFENDER OPERATIONS							103226
GENERAL REVENUE FUND -STATE	100,000-	100,000-					1000 1
	=====	=====					
TOTAL: REALIGNMENT OF ADMINISTRATIVE							2000200
EXPENDITURES - DEDUCT							
TOTAL ISSUE.....	250,000-	250,000-					
	=====	=====					

COL A12	COL A14	COL A15	COL A16	COL A14-A12	CODES
AGY FIN REQ FY 2017-18 POS AMOUNT	AGY AMD REQ FY 2017-18 POS AMOUNT	AGY AMD N/R FY 2017-18 POS AMOUNT	AGY AMD ANZ FY 2017-18 POS AMOUNT	AGY AMD REQ FY 2017-18 OVER(UNDER) AGY FIN REQ FY 2017-18 POS AMOUNT	
JUSTICE ADMINISTRATION					21000000
PUBLIC DEFENDERS					21600000
PGM: PD-6TH JUD CIRCUIT					21600600
PUBLIC PROTECTION					12
LEGAL REPRESENTATION					1203.00.00.00
ESTIMATED EXPENDITURES REALIGNMENT					2000000
REALIGNMENT OF ADMINISTRATIVE					
EXPENDITURES - DEDUCT					2000200

AGENCY ISSUE NARRATIVE:

2017-2018 BUDGET YEAR NARRATIVE: IT COMPONENT? NO
 This issue requests transfer of budget between appropriations categories with the intent of more accurately realigning the budget with anticipated expenditure needs. The Public Defender Office Sixth Judicial Circuit requests budget authority be decreased in the General Revenue PD Other Personal Services category (030000) by \$150,000, decreased in the General Revenue PD Operations category (103226) by \$100,000 and increased in the General Revenue Salaries and Benefits category (010000) by \$250,000.

This issue impacts all agency activities.

* See companion ADD issue 2000100.

EQUIPMENT NEEDS					2400000
REPLACEMENT OF MOTOR VEHICLES					2401500
SPECIAL CATEGORIES					100000
ACQUISITION/MOTOR VEHICLES					100021

INDIGENT CRIM DEFENSE TF -STATE	50,000	50,000	50,000		2974 1
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AGENCY ISSUE NARRATIVE:

2017-2018 BUDGET YEAR NARRATIVE: IT COMPONENT? NO
 The Public Defender's Office, 6th Circuit is requesting Indigent Criminal Defense Trust Fund (ICDTF) funding to replace the following vehicles, which will be eligible for replacement under state guidelines in FY 2017-2018:

- Asset #5575 Chevy Silverado VN #2GCEC13T961141705 - AGED OUT IN 2016-2017
- Asset #5587 Chevy Impala VN #2G1WBK58K489198972 - Projected mileage on 06/30/17: 125,500

These vehicles have been used extensively in Pinellas and Pasco Counties to provide transportation, for investigative and staff travel, and for transport of equipment and supplies. The cost of maintenance on these vehicles is prohibitive and

	COL A12	COL A14	COL A15	COL A16	COL A14-A12	
					AGY AMD REQ	
					FY 2017-18	
					OVER(UNDER)	
	AGY FIN REQ	AGY AMD REQ	AGY AMD N/R	AGY AMD ANZ	AGY FIN REQ	
	FY 2017-18	FY 2017-18	FY 2017-18	FY 2017-18	FY 2017-18	
POS	AMOUNT	POS	AMOUNT	POS	AMOUNT	POS
						AMOUNT
						CODES
JUSTICE ADMINISTRATION						21000000
PUBLIC DEFENDERS						21600000
<u>PGM: PD-6TH JUD CIRCUIT</u>						21600600
PUBLIC PROTECTION						12
<u>LEGAL REPRESENTATION</u>						<u>1203.00.00.00</u>
EQUIPMENT NEEDS						2400000
REPLACEMENT OF MOTOR VEHICLES						2401500

there are risk management issues as well.

This issue affects all of our agency activities.

Amended 2017-18 Narrative after February 2, 2017

The Public Defender's Office, 6th Circuit is requesting Indigent Criminal Defense Trust Fund (ICDTF) funding to replace the following vehicles, which will be eligible for replacement under state guidelines in FY 2017-2018:

Asset #5575 Chevy Silverado VN #2GCEC13T961141705 - AGED OUT IN 2016-2017

Asset #5586 Chevy Impala VN #2G1WB58K789198822 - Projected to reach 120,000 miles in FY 2017/2018.

These vehicles have been used extensively in Pinellas and Pasco Counties to provide transportation, for investigative and staff travel, and for transport of equipment and supplies. The cost of maintenance on these vehicles is prohibitive and there are risk management issues as well.

This issue affects all of our agency activities.

Summary: The asset and VIN number for the Chevy Impala has been changed.

	COL A12	COL A14	COL A15	COL A16	COL A14-A12	
	AGY FIN REQ FY 2017-18	AGY AMD REQ FY 2017-18	AGY AMD N/R FY 2017-18	AGY AMD ANZ FY 2017-18	AGY AMD REQ FY 2017-18	AGY FIN REQ FY 2017-18
	POS AMOUNT	POS AMOUNT	POS AMOUNT	POS AMOUNT	POS AMOUNT	POS AMOUNT
	=====	=====	=====	=====	=====	=====
JUSTICE ADMINISTRATION						21000000
PUBLIC DEFENDERS						21600000
PGM: PD-6TH JUD CIRCUIT						21600600
PUBLIC PROTECTION						12
LEGAL REPRESENTATION						1203.00.00.00
WORKLOAD						3000000
LEGAL ASSISTANCE - MENTAL HEALTH						
CARE/BAKER ACT						3000540
SALARY RATE						000000
SALARY RATE.....	54,000				54,000-	
	=====	=====	=====	=====	=====	=====
SALARIES AND BENEFITS						010000
GENERAL REVENUE FUND -STATE	1.00	83,249			1.00-	83,249- 1000 1
	=====	=====	=====	=====	=====	=====
SPECIAL CATEGORIES						100000
PUBLIC DEFENDER OPERATIONS						103226
GENERAL REVENUE FUND -STATE		4,673				4,673- 1000 1
	=====	=====	=====	=====	=====	=====
TOTAL: LEGAL ASSISTANCE - MENTAL HEALTH						3000540
CARE/BAKER ACT						
TOTAL POSITIONS.....	1.00				1.00-	
TOTAL ISSUE.....		87,922				87,922-
TOTAL SALARY RATE.....	54,000				54,000-	
	=====	=====	=====	=====	=====	=====

AGENCY ISSUE NARRATIVE:

2017-2018 BUDGET YEAR NARRATIVE:

IT COMPONENT? NO

FS Chapter 394 "The Florida Mental Health Act" aka "The Baker Act" made representation of indigent involuntary Baker Act placements a mandated responsibility of the Public Defender. The court in the Sixth Judicial Circuit employs general magistrates to hear all petitions for involuntary placement under this statute. Approximately 2,000 Baker Act petitions are filed annually and subsequent hearings are conducted on a substantial number of the cases. The general magistrates also conduct all hearings under Chapter 397 (Drug or Alcohol Abuse) in the Sixth Circuit. This office has been providing a full time Assistant Public Defender to travel to six facilities within a 15-mile radius in Pinellas County to handle these cases, and a part-time Assistant Public Defender to travel to the two receiving facilities in Pasco County to handle cases heard there.

Two new facilities have just opened in Pasco County, one in Wesley Chapel, which is 40 miles from Clearwater and 30 miles from New Port Richey, or approximately an hour's drive. We are unable to provide staffing to serve the needs of indigent clients who will be involuntarily placed at these facilities under the Baker Act, and will therefore be unable to perform

	COL A12	COL A14	COL A15	COL A16	COL A14-A12	
					AGY AMD REQ	
					FY 2017-18	
					OVER(UNDER)	
	AGY FIN REQ	AGY AMD REQ	AGY AMD N/R	AGY AMD ANZ	AGY FIN REQ	
	FY 2017-18	FY 2017-18	FY 2017-18	FY 2017-18	FY 2017-18	
POS	AMOUNT	POS	AMOUNT	POS	AMOUNT	POS
						AMOUNT
						CODES
JUSTICE ADMINISTRATION						21000000
PUBLIC DEFENDERS						21600000
PGM: PD-6TH JUD CIRCUIT						21600600
PUBLIC PROTECTION						12
LEGAL REPRESENTATION						1203.00.00.00
WORKLOAD						3000000
LEGAL ASSISTANCE - MENTAL HEALTH						
CARE/BAKER ACT						3000540

our Constitutionally mandated responsibility of providing representation to these indigent clients. The salary rate requested for the Assistant Public Defender will be required to hire an attorney at the level of experience needed.

This issue requests a full time Assistant Public Defender to handle the increased workload and logistical issues caused by the opening of these new facilities. This issue affects all or agency activities.

Amended 2017-18 Narrative after February 2, 2017

Summary: This issue has been moved to issue code 4200350 "Mental Health, Veterans and Drug Court Staffing." The original issue has been deleted.

POSITION DETAIL OF SALARIES AND BENEFITS:

	FTE	BASE RATE	ADDITIVES	BENEFITS	SUBTOTAL	LAPSE %	LAPSED SALARIES AND BENEFITS
A12 - AGY FIN REQ FY 2017-18							
NEW POSITIONS							
5901 ASST PUBLIC DEFENDER							
N0001 001	1.00	54,000		29,249	83,249	0.00	83,249
TOTALS FOR ISSUE BY FUND							
1000 GENERAL REVENUE FUND							83,249
	1.00	54,000		29,249	83,249		83,249

	COL A12	COL A14	COL A15	COL A16	COL A14-A12	
	AGY FIN REQ	AGY AMD REQ	AGY AMD N/R	AGY AMD ANZ	AGY FIN REQ	
	FY 2017-18	FY 2017-18	FY 2017-18	FY 2017-18	FY 2017-18	
	POS	AMOUNT	POS	AMOUNT	POS	AMOUNT
						CODES
JUSTICE ADMINISTRATION						21000000
PUBLIC DEFENDERS						21600000
PGM: PD-6TH JUD CIRCUIT						21600600
PUBLIC PROTECTION						12
LEGAL REPRESENTATION						1203.00.00.00
WORKLOAD						3000000
JUVENILE BAKER ACT						3000550
SALARY RATE						000000
SALARY RATE.....	92,500				92,500-	
=====						
SALARIES AND BENEFITS						010000
GENERAL REVENUE FUND -STATE	2.00	139,779			2.00-	139,779- 1000 1
=====						
SPECIAL CATEGORIES						100000
PUBLIC DEFENDER OPERATIONS						103226
GENERAL REVENUE FUND -STATE		8,646				8,646- 1000 1
=====						
TOTAL: JUVENILE BAKER ACT						3000550
TOTAL POSITIONS.....	2.00				2.00-	
TOTAL ISSUE.....		148,425				148,425-
TOTAL SALARY RATE.....	92,500				92,500-	
=====						

AGENCY ISSUE NARRATIVE:

2017-2018 BUDGET YEAR NARRATIVE:

IT COMPONENT? NO

FS Chapter 394 "The Florida Mental Health Act" aka "The Baker Act" made representation of indigent involuntary Baker Act placements a mandated responsibility of the Public Defender. Statewide data for Baker Act involuntary exam initiations for children between the ages of 4 and 17 at the time of their initiation indicates a 50% increase, or 10,898 cases, from 2010/2011 to 2014/2015. In the 6th Circuit (Pinellas and Pasco), juvenile Baker Acts increased 39%. Current circumstances indicate this number will continue to grow. It represents a growing workload that directly impacts Public Defenders on many levels. Public Defenders statewide are attempting to handle the workload driven by increases in the number of total Baker Acts (adults and children). Children present particular challenges and workload for Public Defenders. Children involved in the mental health system (including Baker Acts) very often have corresponding dependency and delinquency cases. Prior research in the 6th Circuit shows 21% of the children placed in detention had at least one prior Baker Act; 16% received at least one Baker Act prior to their 1st DJJ detention placement and 11.1% after their 1st DJJ detention placement. The needs of these children must be handled holistically, and therefore, require significant attorney and support staff time.

To ensure constitutionally sound representation, that works in the best interest of children, families and public safety,

COL A12		COL A14		COL A15		COL A16		COL A14-A12		CODES
AGY FIN REQ FY 2017-18	POS AMOUNT	AGY AMD REQ FY 2017-18	POS AMOUNT	AGY AMD N/R FY 2017-18	POS AMOUNT	AGY AMD ANZ FY 2017-18	POS AMOUNT	AGY AMD REQ FY 2017-18 OVER(UNDER)	AGY FIN REQ FY 2017-18	
JUSTICE ADMINISTRATION										21000000
PUBLIC DEFENDERS										21600000
PGM: PD-6TH JUD CIRCUIT										21600600
PUBLIC PROTECTION										12
LEGAL REPRESENTATION										1203.00.00.00
WORKLOAD										3000000
JUVENILE BAKER ACT										3000550

the 6th Circuit Public Defender requests funding for 1 attorney and 1 mitigation specialist. The salary rates requested for the 1 FTE assistant public defender and 1 FTE mitigation specialist are required to hire employees at the experience level needed
 This issue affects all or agency activities.

Amended 2017-18 Narrative after February 2, 2017

Summary: This issue has been moved to issue code 4200350 "Mental Health, Veterans and Drug Court Staffing." The original issue has been deleted.

POSITION DETAIL OF SALARIES AND BENEFITS:

	FTE	BASE RATE	ADDITIVES	BENEFITS	SUBTOTAL	LAPSE %	LAPSED SALARIES AND BENEFITS
A12 - AGY FIN REQ FY 2017-18							
NEW POSITIONS							
5642 MITIGATION SPECIALIST N0002 001	1.00	38,500		18,030	56,530	0.00	56,530
5901 ASST PUBLIC DEFENDER N0001 001	1.00	54,000		29,249	83,249	0.00	83,249
TOTALS FOR ISSUE BY FUND 1000 GENERAL REVENUE FUND							139,779
	2.00	92,500		47,279	139,779		139,779

	COL A12	COL A14	COL A15	COL A16	COL A14-A12	
					AGY AMD REQ	
					FY 2017-18	
					OVER(UNDER)	
	AGY FIN REQ	AGY AMD REQ	AGY AMD N/R	AGY AMD ANZ	AGY FIN REQ	
	FY 2017-18	FY 2017-18	FY 2017-18	FY 2017-18	FY 2017-18	
POS	AMOUNT	POS	AMOUNT	POS	AMOUNT	CODES
JUSTICE ADMINISTRATION						21000000
PUBLIC DEFENDERS						21600000
PGM: PD-6TH JUD CIRCUIT						21600600
PUBLIC PROTECTION						12
LEGAL REPRESENTATION						1203.00.00.00
WORKLOAD						3000000
GRAHAM/MILLER/ATWELL ETCETERA -						
COURT MANDATED JUVENILE						
RESENTENCING						3009000
SALARY RATE						000000
SALARY RATE.....	92,500	92,500				
SALARIES AND BENEFITS						010000
GENERAL REVENUE FUND -STATE	2.00 139,779	2.00 139,779				1000 1
SPECIAL CATEGORIES						100000
PUBLIC DEFENDER OPERATIONS						103226
GENERAL REVENUE FUND -STATE	8,646	8,646	5,554			1000 1
TOTAL: GRAHAM/MILLER/ATWELL ETCETERA -						3009000
COURT MANDATED JUVENILE						
RESENTENCING						
TOTAL POSITIONS.....	2.00	2.00				
TOTAL ISSUE.....	148,425	148,425	5,554			
TOTAL SALARY RATE.....	92,500	92,500				

AGENCY ISSUE NARRATIVE:

2017-2018 BUDGET YEAR NARRATIVE:

IT COMPONENT? NO

Recent court decisions and the Legislature's enactment of Chapter 2014-220, Laws of Florida, have significantly increased the Public Defender workload for the resentencing of juvenile offenders. In addition to the U.S. Supreme Court cases of Graham v. Florida, 560 US 418(2010), and Miller v. Alabama, 132 SCT 2455 (2012), and the Florida cases making them retroactive (Henry v. State, 160 So.3d 393 (Fla. 2015); Falcon v. State, 162 So.3d 954 (Fla. 2015); Gridine v. State, 175 So.3d 672 (Fla. 2015)), several Florida Supreme Court decisions over the last year have expanded the pool of offenders sentenced as juveniles whose sentences must be reviewed to determine the effect of their background and immaturity on their criminal conduct as well as their prospects for successful re-entry into the community. In Atwell v. State, 2016 WL 3010795 (Fla. May 26, 2016), the Court applied the resentencing and judicial review requirements of Chapter 2014-220, to child offenders eligible for parole but still incarcerated decades after their crimes. In Landrum v. State, 2016 WL 3191099 (Fla. June 9, 2016), the Court extended the pool further, including juvenile offenders sentenced to life in prison for second degree murder.

COL A12	COL A14	COL A15	COL A16	COL A14-A12	
AGY FIN REQ FY 2017-18	AGY AMD REQ FY 2017-18	AGY AMD N/R FY 2017-18	AGY AMD ANZ FY 2017-18	AGY AMD REQ FY 2017-18 OVER(UNDER) AGY FIN REQ FY 2017-18	CODES
POS	AMOUNT	POS	AMOUNT	POS	AMOUNT
JUSTICE ADMINISTRATION					21000000
PUBLIC DEFENDERS					21600000
PGM: PD-6TH JUD CIRCUIT					21600600
PUBLIC PROTECTION					12
LEGAL REPRESENTATION					<u>1203.00.00.00</u>
WORKLOAD					3000000
GRAHAM/MILLER/ATWELL ETCETERA -					
COURT MANDATED JUVENILE					
RESENTENCING					3009000

In the 2016-17 budget request before these decisions, the FPDA reported that DOC had identified up to 1,700 resentencing and judicial review clients. We now expect the Atwell and Landrum decision to mandate resentencing for even more clients statewide. Also, now before the Florida Supreme Court, fully briefed with a decision expected by the end of 2016, is a case with even broader caseload potential. In Kelsey v. State, Fla. Supreme Court No. SCI5-2079, the issue is whether offenders with lengthy sentences short of their life expectancies must have an opportunity to demonstrate under section 921.1402 that they are appropriate to someday be released onto probation. A favorable decision will necessitate major sentence review hearings for juvenile offenders serving sentences longer than the statutory 15-, 20-, or 25-year review periods. We therefore anticipate a large increase in our juvenile resentencing felony caseload, starting almost immediately and continuing indefinitely.

Workload: United States Supreme Court Graham and Miller Mandate

The issue has significant statewide impact for Public Defenders due to the novelty and complexity of the legal and procedural issues. Florida law requires the trial court to look at the following factors in determining the appropriate sentence:

- 1) the nature and circumstances of the offense;
 - 2) the effect of the crime on the victim's family and community;
 - 3) the defendant's age, maturity, intellectual capacity, and emotional health;
 - 4) the defendant's background;
 - 5) the effect of immaturity, impetuosity, or failure to appreciate risks and consequences on defendant's participation in the offense;
 - 6) the extent of defendant's participation in the offense;
 - 7) the effect of familial pressure or peer pressure on the defendant's actions;
 - 8) the nature and extent of defendant's prior criminal history;
 - 9) the effect of characteristics attributable to defendant's youth;
 - and 10) the possibility of rehabilitating the defendant.
- Section 921.1401(2). It is, essentially, a brand new sentencing hearing. This is true even in those cases where the then-juvenile entered a plea to the charge. In order to represent these clients adequately, attorneys, investigators, and mitigation specialists must work together to explore the offender's entire life history. Records must be gathered, evaluations must be conducted, interviews of family and friends undertaken, educational materials obtained, and mental health history explored, and interviews with teachers, neighbors, program caseworkers, correctional staff, and other people who may assist in understanding and presenting the client's life story must be performed thoroughly to present information the court must consider in the re-sentencing hearings. Essentially the same factors apply to the separate, additional sentence review hearings under section 921.1401, necessitating the same painstaking preparation. Interviews must be undertaken, psychological and sociological evaluations conducted, and history of incarceration and potential and extent of rehabilitation reviewed. Release plans also have to be designed and proposed to include housing, employment, and other re-entry services. This is a major new workload for every Public Defender's office in the state.

The Public Defender 6th Circuit has identified at least 38 cases of juveniles whose cases will need resentencing due to the above rulings. This issue is to request 1 felony level assistant public defender and one master's level mitigation

	COL A12	COL A14	COL A15	COL A16	COL A14-A12	
					AGY AMD REQ	
					FY 2017-18	
					OVER(UNDER)	
	AGY FIN REQ	AGY AMD REQ	AGY AMD N/R	AGY AMD ANZ	AGY FIN REQ	
	FY 2017-18	FY 2017-18	FY 2017-18	FY 2017-18	FY 2017-18	
POS	AMOUNT	POS	AMOUNT	POS	AMOUNT	POS
						AMOUNT
						CODES
JUSTICE ADMINISTRATION						21000000
PUBLIC DEFENDERS						21600000
PGM: PD-6TH JUD CIRCUIT						21600600
PUBLIC PROTECTION						12
LEGAL REPRESENTATION						1203.00.00.00
WORKLOAD						3000000
GRAHAM/MILLER/ATWELL ETCETERA -						
COURT MANDATED JUVENILE						
RESENTENCING						3009000

specialist to handle these cases. The salary rates requested for the 1 FTE assistant public defender and 1 FTE mitigation specialist are required to hire employees at the experience level needed.

This issue impacts all agency activities.

Amended 2017-18 Narrative after February 2, 2016

Recent court decisions and the Legislature's enactment of Chapter 2014-220, Laws of Florida, have significantly increased the Public Defender workload for the resentencing of juvenile offenders. In addition to the U.S. Supreme Court cases of Graham v. Florida, 560 US 418(2010), and Miller v. Alabama, 132 Sct 2455 (2012), and the Florida cases making them retroactive (Henry v. State, 160 So.3d 393 (Fla. 2015); Falcon v. State, 162 So.3d 954 (Fla. 2015); Gridine v. State, 175 So.3d 672 (Fla. 2015)), several Florida Supreme Court decisions over the last year have expanded the pool of offenders sentenced as juveniles whose sentences must be reviewed to determine the effect of their background and immaturity on their criminal conduct as well as their prospects for successful re-entry into the community. In Atwell v. State, 2016 WL 3010795 (Fla. May 26, 2016), the Court applied the resentencing and judicial review requirements of Chapter 2014-220, to child offenders eligible for parole but still incarcerated decades after their crimes. In Landrum v. State, 2016 WL 3191099 (Fla. June 9, 2016), the Court extended the pool further, including juvenile offenders sentenced to life in prison for second degree murder.

In the 2016-17 budget request before these decisions, the FPDA reported that DOC had identified up to 1,700 resentencing and judicial review clients. We now expect the Atwell and Landrum decision to mandate resentencing for even more clients statewide. Also, now before the Florida Supreme Court, fully briefed with a decision expected by the end of 2016, is a case with even broader caseload potential. In Kelsey v. State, Fla. Supreme Court No. SCI5-2079, the issue is whether offenders with lengthy sentences short of their life expectancies must have an opportunity to demonstrate under section 921.1402 that they are appropriate to someday be released onto probation. A favorable decision will necessitate major sentence review hearings for juvenile offenders serving sentences longer than the statutory 15-, 20-, or 25-year review periods. We therefore anticipate a large increase in our juvenile resentencing felony caseload, starting almost immediately and continuing indefinitely.

Workload: United States Supreme Court Graham and Miller Mandate
 The issue has significant statewide impact for Public Defenders due to the novelty and complexity of the legal and procedural issues. Florida law requires the trial court to look at the following factors in determining the appropriate sentence:

COL A12		COL A14		COL A15		COL A16		COL A14-A12		CODES
AGY FIN REQ FY 2017-18	AGY AMD REQ FY 2017-18	AGY AMD REQ FY 2017-18	AGY AMD N/R FY 2017-18	AGY AMD ANZ FY 2017-18	AGY AMD ANZ FY 2017-18	AGY AMD ANZ FY 2017-18	AGY AMD ANZ FY 2017-18	AGY AMD REQ FY 2017-18	AGY FIN REQ FY 2017-18	
POS	AMOUNT	POS	AMOUNT	POS	AMOUNT	POS	AMOUNT	POS	AMOUNT	
										21000000
										21600000
										21600600
										12
										<u>1203.00.00.00</u>
										3000000
										3009000

JUSTICE ADMINISTRATION
 PUBLIC DEFENDERS
PGM: PD-6TH JUD CIRCUIT
 PUBLIC PROTECTION
LEGAL REPRESENTATION
 WORKLOAD
 GRAHAM/MILLER/ATWELL ETCETERA -
 COURT MANDATED JUVENILE
 RESENTENCING

1) the nature and circumstances of the offense; 2) the effect of the crime on the victim's family and community; 3) the defendant's age, maturity, intellectual capacity, and emotional health, 4) the defendant's background; 5) the effect of immaturity, impetuosity, or failure to appreciate risks and consequences on defendant's participation in the offense; 6) the extent of defendant's participation in the offense 7) the effect of familial pressure or peer pressure on the defendant's actions; 8) the nature and extent of defendant's prior criminal history; 9) the effect of characteristics attributable to defendant's youth; and 10) the possibility of rehabilitating the defendant. Section 921.1401(2). It is, essentially, a brand new sentencing hearing. This is true even in those cases where the then-juvenile entered a plea to the charge. In order to represent these clients adequately, attorneys, investigators, and mitigation specialists must work together to explore the offender's entire life history. Records must be gathered, evaluations must be conducted, interviews of family and friends undertaken, educational materials obtained, and mental health history explored, and interviews with teachers, neighbors, program caseworkers, correctional staff, and other people who may assist in understanding and presenting the client's life story must be performed thoroughly to present information the court must consider in the re-sentencing hearings. Essentially the same factors apply to the separate, additional sentence review hearings under section 921.1401, necessitating the same painstaking preparation. Interviews must be undertaken, psychological and sociological evaluations conducted, and history of incarceration and potential and extent of rehabilitation reviewed. Release plans also have to be designed and proposed to include housing, employment, and other re-entry services. This is a major new workload for every Public Defender's office in the state.

The Public Defender 6th Circuit has identified at least 45 cases of juveniles whose cases will need resentencing due to the above rulings. This issue is to request 1 felony level assistant public defender and one master's level mitigation specialist to handle these cases. The salary rates requested for the 1 FTE assistant public defender and 1 FTE mitigation specialist are required to hire employees at the experience level needed.

This issue impacts all agency activities.

Summary: The above narrative has been revised to reflect a change in the number of cases, from 38 to 45, anticipated to be handled by this office.

Second Amended 2017-18 Narrative after February 22, 2017

Summary: the Public Defender 6th Circuit has identified at least 45 cases of juveniles whose cases will need resentencing

	COL A12	COL A14	COL A15	COL A16	COL A14-A12	
					AGY AMD REQ	
					FY 2017-18	
					OVER(UNDER)	
	AGY FIN REQ	AGY AMD REQ	AGY AMD N/R	AGY AMD ANZ	AGY FIN REQ	
	FY 2017-18	FY 2017-18	FY 2017-18	FY 2017-18	FY 2017-18	
POS	AMOUNT	POS	AMOUNT	POS	AMOUNT	CODES
JUSTICE ADMINISTRATION						21000000
PUBLIC DEFENDERS						21600000
PGM: PD-6TH JUD CIRCUIT						21600600
PUBLIC PROTECTION						12
LEGAL REPRESENTATION						<u>1203.00.00.00</u>
WORKLOAD						3000000
GRAHAM/MILLER/ATWELL ETCETERA -						
COURT MANDATED JUVENILE						
RESENTENCING						3009000

due to the above rulings. 24 of these cases are pending in the judicial system, a number which has been identified as double the amount of any other circuit. This issue is to request one (1) felony level assistant public defender and one master's level mitigation specialist to handle these cases. The salary rates requested for the one (1) FTE assistant public defender and one (1) FTE mitigation specialist are required to hire employees at the experience level needed.

 POSITION DETAIL OF SALARIES AND BENEFITS:

	FTE	BASE RATE	ADDITIVES	BENEFITS	SUBTOTAL	LAPSE %	LAPSED SALARIES AND BENEFITS
A12 - AGY FIN REQ FY 2017-18							
NEW POSITIONS							
5642 MITIGATION SPECIALIST N0002 001	1.00	38,500		18,030	56,530	0.00	56,530
5901 ASST PUBLIC DEFENDER N0001 001	1.00	54,000		29,249	83,249	0.00	83,249
TOTALS FOR ISSUE BY FUND							
1000 GENERAL REVENUE FUND							139,779
	2.00	92,500		47,279	139,779		139,779

	COL A12	COL A14	COL A15	COL A16	COL A14-A12	
	AGY FIN REQ	AGY AMD REQ	AGY AMD N/R	AGY AMD ANZ	AGY AMD REQ	
	FY 2017-18	FY 2017-18	FY 2017-18	FY 2017-18	FY 2017-18	
	POS	AMOUNT	POS	AMOUNT	POS	AMOUNT
						CODES
JUSTICE ADMINISTRATION						21000000
PUBLIC DEFENDERS						21600000
PGM: PD-6TH JUD CIRCUIT						21600600
PUBLIC PROTECTION						12
LEGAL REPRESENTATION						1203.00.00.00
WORKLOAD						3000000
GRAHAM/MILLER/ATWELL ETCETERA -						
COURT MANDATED JUVENILE						
RESENTENCING						3009000

POSITION DETAIL OF SALARIES AND BENEFITS:

	FTE	BASE RATE	ADDITIVES	BENEFITS	SUBTOTAL	LAPSE %	LAPSED SALARIES AND BENEFITS
A14 - AGY AMD REQ FY 2017-18							
NEW POSITIONS							
5642 MITIGATION SPECIALIST							
N0002 001	1.00	38,500		18,030	56,530	0.00	56,530
5901 ASST PUBLIC DEFENDER							
N0001 001	1.00	54,000		29,249	83,249	0.00	83,249
TOTALS FOR ISSUE BY FUND							
1000 GENERAL REVENUE FUND							139,779
	2.00	92,500		47,279	139,779		139,779

	COL A12	COL A14	COL A15	COL A16	COL A14-A12	
	AGY FIN REQ	AGY AMD REQ	AGY AMD N/R	AGY AMD ANZ	AGY AMD REQ	
	FY 2017-18	FY 2017-18	FY 2017-18	FY 2017-18	FY 2017-18	
	POS	AMOUNT	POS	AMOUNT	POS	AMOUNT
JUSTICE ADMINISTRATION						21000000
PUBLIC DEFENDERS						21600000
PGM: PD-6TH JUD CIRCUIT						21600600
PUBLIC PROTECTION						12
LEGAL REPRESENTATION						1203.00.00.00
OTHER PROGRAMS						4200000
MENTAL HEALTH, VETERANS AND DRUG						
COURT STAFFING						4200350
SALARY RATE						000000
SALARY RATE.....		146,500			146,500	
=====						
SALARIES AND BENEFITS						010000
GENERAL REVENUE FUND -STATE		3.00			3.00	
			223,028			223,028
=====						
SPECIAL CATEGORIES						100000
PUBLIC DEFENDER OPERATIONS						103226
GENERAL REVENUE FUND -STATE			13,319	8,331		13,319
=====						
TOTAL: MENTAL HEALTH, VETERANS AND DRUG						4200350
COURT STAFFING						
TOTAL POSITIONS.....		3.00			3.00	
TOTAL ISSUE.....			236,347	8,331		236,347
TOTAL SALARY RATE.....		146,500			146,500	
=====						

AGENCY ISSUE NARRATIVE:

2017-2018 BUDGET YEAR NARRATIVE:

IT COMPONENT? NO

Amended 2017-18 Narrative after February 2, 2017

Mental Health Care Baker Act:

FS Chapter 394 "The Florida Mental Health Act" aka "The Baker Act" made representation of indigent involuntary Baker Act placements a mandated responsibility of the Public Defender. The court in the Sixth Judicial Circuit employs general magistrates to hear all petitions for involuntary placement under this statute. Approximately 2,000 Baker Act petitions are filed annually and subsequent hearings are conducted on a substantial number of the cases. The general magistrates also conduct all hearings under Chapter 397 (Drug or Alcohol Abuse) in the Sixth Circuit.

This office has been providing a full time Assistant Public Defender to travel to six facilities within a 15-mile radius in Pinellas County to handle these cases, and a part-time Assistant Public Defender to travel to the two receiving

	COL A12	COL A14	COL A15	COL A16	COL A14-A12	
					AGY AMD REQ	
					FY 2017-18	
					OVER(UNDER)	
	AGY FIN REQ	AGY AMD REQ	AGY AMD N/R	AGY AMD ANZ	AGY FIN REQ	
	FY 2017-18	FY 2017-18	FY 2017-18	FY 2017-18	FY 2017-18	
	POS	AMOUNT	POS	AMOUNT	POS	AMOUNT
						CODES
JUSTICE ADMINISTRATION						21000000
PUBLIC DEFENDERS						21600000
PGM: PD-6TH JUD CIRCUIT						21600600
PUBLIC PROTECTION						12
LEGAL REPRESENTATION						1203.00.00.00
OTHER PROGRAMS						4200000
MENTAL HEALTH, VETERANS AND DRUG						
COURT STAFFING						4200350

facilities in Pasco County to handle cases heard there. Two new facilities have just opened in Pasco County, one in Wesley Chapel, which is 40 miles from Clearwater and 30 miles from New Port Richey, or approximately an hour's drive. We are unable to provide staffing to serve the needs of indigent clients who will be involuntarily placed at these facilities under the Baker Act, and will therefore be unable to perform our Constitutionally mandated responsibility of providing representation to these indigent clients. The salary rate requested for the Assistant Public Defender will be required to hire an attorney at the level of experience needed.

This issue requests a full time Assistant Public Defender to handle the increased workload and logistical issues caused by the opening of these new facilities.

Juvenile Baker Act:

Statewide data for Baker Act involuntary exam initiations for children between the ages of 4 and 17 at the time of their initiation indicates a 50% increase, or 10,898 cases, from 2010/2011 to 2014/2015. In the 6th Circuit (Pinellas and Pasco), juvenile Baker Acts increased 39%. Current circumstances indicate this number will continue to grow. It represents a growing workload that directly impacts Public Defenders on many levels. Public Defenders statewide are attempting to handle the workload driven by increases in the number of total Baker Acts (adults and children). Children present particular challenges and workload for Public Defenders. Children involved in the mental health system (including Baker Acts) very often have corresponding dependency and delinquency cases. Prior research in the 6th Circuit shows 21% of the children placed in detention had at least one prior Baker Act; 16% received at least one Baker Act prior to their 1st DJJ detention placement and 11.1% after their 1st DJJ detention placement. The needs of these children must be handled holistically, and therefore, require significant attorney and support staff time.

To ensure constitutionally sound representation, that works in the best interest of children, families and public safety, the 6th Circuit Public Defender requests funding for 1 attorney and 1 mitigation specialist. . The salary rates requested for the 1 FTE assistant public defender and 1 FTE mitigation specialist are required to hire employees at the experience level needed

This issue affects all agency activities.

Summary: Issue codes 3000540 "Legal Assistance - Mental Health/Baker Act" and 3000550 "Juvenile Baker Act" have been combined under issue code 4200350 "Mental Health, Veterans and Drug Court Staffing." The original issues have been deleted.

	COL A12	COL A14	COL A15	COL A16	COL A14-A12	
	AGY FIN REQ	AGY AMD REQ	AGY AMD N/R	AGY AMD ANZ	AGY FIN REQ	
	FY 2017-18	FY 2017-18	FY 2017-18	FY 2017-18	FY 2017-18	
	POS	AMOUNT	POS	AMOUNT	POS	AMOUNT
						CODES
JUSTICE ADMINISTRATION						21000000
PUBLIC DEFENDERS						21600000
PGM: PD-6TH JUD CIRCUIT						21600600
PUBLIC PROTECTION						12
LEGAL REPRESENTATION						<u>1203.00.00.00</u>
OTHER PROGRAMS						4200000
MENTAL HEALTH, VETERANS AND DRUG						
COURT STAFFING						4200350

POSITION DETAIL OF SALARIES AND BENEFITS:

	FTE	BASE RATE	ADDITIVES	BENEFITS	SUBTOTAL	LAPSE %	LAPSED SALARIES AND BENEFITS
A14 - AGY AMD REQ FY 2017-18							
NEW POSITIONS							
5642 MITIGATION SPECIALIST							
N0003 001	1.00	38,500		18,030	56,530	0.00	56,530
5901 ASST PUBLIC DEFENDER							
N0001 001	1.00	54,000		29,249	83,249	0.00	83,249
N0002 001	1.00	54,000		29,249	83,249	0.00	83,249
TOTALS FOR ISSUE BY FUND							
1000 GENERAL REVENUE FUND							223,028
	3.00	146,500		76,528	223,028		223,028

TOTAL: LEGAL REPRESENTATION							<u>1203.00.00.00</u>
BY FUND TYPE							
GENERAL REVENUE FUND	384,772	384,772	13,885				1000
TRUST FUNDS	50,000	50,000	50,000				2000
TOTAL POSITIONS.....	5.00	5.00					
TOTAL PROG COMP.....	434,772	434,772	63,885				
TOTAL SALARY RATE.....	239,000	239,000					

=====

	COL A12	COL A14	COL A15	COL A16	COL A14-A12	
					AGY AMD REQ	
					FY 2017-18	
					OVER(UNDER)	
	AGY FIN REQ	AGY AMD REQ	AGY AMD N/R	AGY AMD ANZ	AGY FIN REQ	
	FY 2017-18	FY 2017-18	FY 2017-18	FY 2017-18	FY 2017-18	
POS	AMOUNT	POS	AMOUNT	POS	AMOUNT	POS
						AMOUNT
						CODES
JUSTICE ADMINISTRATION						21000000
PUBLIC DEFENDERS						21600000
PGM: PD-7TH JUD CIRCUIT						21600700
PUBLIC PROTECTION						12
LEGAL REPRESENTATION						1203.00.00.00
ESTIMATED EXPENDITURES REALIGNMENT						2000000
REALIGNMENT OF ADMINISTRATIVE						
EXPENDITURES - ADD						2000100
SALARIES AND BENEFITS						010000
GENERAL REVENUE FUND						
-STATE		50,000			50,000	1000 1

AGENCY ISSUE NARRATIVE:
 2017-2018 BUDGET YEAR NARRATIVE:

IT COMPONENT? NO

Amended 2017-2018 Narrative after February 2, 2017
 This issue impacts all agency activities.

The Public Defender, Seventh Judicial Circuit hereby requests a realignment of budget between the Salaries and Benefits Category (010000) and the Operations Category (103226) to more accurately reflect the actual expenditures that this office incurs, thereby reducing the need for 5% or \$250,000 (whichever is greater) budget amendments.

This realignment will increase the Salaries and Benefits category by \$50,000 and will decrease the Operations category by \$50,000.

Please see corresponding Issue Code 2000200 - Realignment of Administrative Expenditures-Deduct

Summary: This is a new issue.

	COL A12	COL A14	COL A15	COL A16	COL A14-A12	
	AGY FIN REQ	AGY AMD REQ	AGY AMD N/R	AGY AMD ANZ	AGY AMD REQ	
	FY 2017-18	FY 2017-18	FY 2017-18	FY 2017-18	FY 2017-18	
	POS	AMOUNT	POS	AMOUNT	POS	AMOUNT
						CODES
JUSTICE ADMINISTRATION						21000000
PUBLIC DEFENDERS						21600000
PGM: PD-7TH JUD CIRCUIT						21600700
PUBLIC PROTECTION						12
LEGAL REPRESENTATION						1203.00.00.00
ESTIMATED EXPENDITURES REALIGNMENT						2000000
REALIGNMENT OF ADMINISTRATIVE						
EXPENDITURES - ADD						2000100

POSITION DETAIL OF SALARIES AND BENEFITS:

	FTE	BASE RATE	ADDITIVES	BENEFITS	SUBTOTAL	LAPSE %	LAPSED SALARIES AND BENEFITS
A14 - AGY AMD REQ FY 2017-18							
CHANGES TO CURRENTLY AUTHORIZED POSITIONS							
OTHER SALARY AMOUNT							
1000 GENERAL REVENUE FUND							50,000
							50,000
							=====

REALIGNMENT OF ADMINISTRATIVE							2000200
EXPENDITURES - DEDUCT							100000
SPECIAL CATEGORIES							103226
PUBLIC DEFENDER OPERATIONS							
GENERAL REVENUE FUND	-STATE	50,000-				50,000-	1000 1
		=====	=====	=====	=====	=====	

AGENCY ISSUE NARRATIVE:

2017-2018 BUDGET YEAR NARRATIVE:

IT COMPONENT? NO

Amended 2017-18 Narrative after February 2, 2017
 This issue impacts all agency activities.

The Public Defender, Seventh Judicial Circuit hereby requests a realignment of budget between the Salaries and Benefits Category (010000) and the Operations Category (103226) to more accurately reflect the actual expenditures that this office incurs, thereby reducing the need for 5% or \$250,000 (whichever is greater) budget amendments.

This realignment will decrease the Operations category by \$50,000 and increase the Salaries and Benefits category by

	COL A12	COL A14	COL A15	COL A16	COL A14-A12	
	AGY FIN REQ	AGY AMD REQ	AGY AMD N/R	AGY AMD ANZ	AGY AMD REQ	
	FY 2017-18	FY 2017-18	FY 2017-18	FY 2017-18	FY 2017-18	
	POS	AMOUNT	POS	AMOUNT	POS	AMOUNT
JUSTICE ADMINISTRATION						21000000
PUBLIC DEFENDERS						21600000
PGM: PD-7TH JUD CIRCUIT						21600700
PUBLIC PROTECTION						12
LEGAL REPRESENTATION						1203.00.00.00
ESTIMATED EXPENDITURES REALIGNMENT						2000000
REALIGNMENT OF ADMINISTRATIVE						
EXPENDITURES - DEDUCT						2000200

\$50,000.

Please see corresponding Issue Code 2000100 - Realignment of Administrative Expenditures-Add

Summary: This is a new issue.

WORKLOAD						3000000
VETERANS COURT SERVICES DIVISION						3004600
SALARY RATE						000000
SALARY RATE.....	139,000				139,000-	
=====	=====	=====	=====	=====	=====	=====
SALARIES AND BENEFITS						010000
GENERAL REVENUE FUND -STATE	4.00	222,579			4.00-	222,579- 1000 1
=====	=====	=====	=====	=====	=====	=====
SPECIAL CATEGORIES						100000
PUBLIC DEFENDER OPERATIONS						103226
GENERAL REVENUE FUND -STATE		16,824				16,824- 1000 1
=====	=====	=====	=====	=====	=====	=====
TOTAL: VETERANS COURT SERVICES DIVISION						3004600
TOTAL POSITIONS.....	4.00				4.00-	
TOTAL ISSUE.....		239,403				239,403-
TOTAL SALARY RATE.....	139,000				139,000-	
=====	=====	=====	=====	=====	=====	=====

AGENCY ISSUE NARRATIVE:

2017-2018 BUDGET YEAR NARRATIVE:

IT COMPONENT? NO

Agency Issue Narrative:

2017-2018 Budget Year Narrative:

This issue links to all agency activities.

	COL A12	COL A14	COL A15	COL A16	COL A14-A12	
	AGY FIN REQ	AGY AMD REQ	AGY AMD N/R	AGY AMD ANZ	AGY AMD REQ	
	FY 2017-18	FY 2017-18	FY 2017-18	FY 2017-18	FY 2017-18	
	POS	AMOUNT	POS	AMOUNT	POS	AMOUNT
						CODES
JUSTICE ADMINISTRATION						21000000
PUBLIC DEFENDERS						21600000
PGM: PD-7TH JUD CIRCUIT						21600700
PUBLIC PROTECTION						12
LEGAL REPRESENTATION						1203.00.00.00
WORKLOAD						3000000
VETERANS COURT SERVICES DIVISION						3004600

Veterans Court has been established for two County Court Dockets in Volusia County. St. Johns County is scheduled to start a Veterans Court in late 2016/early 2017. Flagler County is in the process of developing a Veterans Court and is hopeful to have it up and running during 2017. Putnam County has not indicated a timeframe, but should not be far behind in implementing Veterans Court. Individuals who are charged with a misdemeanor or a non-violent felony, who served in the U.S. Armed Forces, and who were honorably discharged or generally discharged may be eligible. Veterans that qualify for inclusion in the Veterans Court are transferred from other dockets. This has not resulted in a reduction of cases on the remaining regular dockets to allow for the transfer of existing personnel from our staff to be assigned to the Veterans Court dockets. The Veterans Court provides a critical service to the individuals that qualify for inclusion in the program. Many of these Veterans may be homeless, suffer from Post Traumatic Stress Disorders (PTSD), traumatic brain injury (TBI), substance abuse and other mental health disorders. Expanded use of the program is vital to serving our Veteran population and to protecting public safety. The existing Veterans Courts, along with the proposed expansions, have created and will continue to create additional demands on this Agency for coordination of services.

Staffing requirements will include:

- 2 Assistant Public Defender @\$40,000 plus benefits
- 1 Disposition Specialist @\$35,000 plus benefits
- 1 Legal Assistant I @ \$24,000 plus benefits

Operations Expenditures are requested to establish these positions per Modified Standard #3

2 APDs at	\$4,673 x 2 =	\$ 9,346/recurring	\$2,777 x 2 =	\$ 5,554/non-recurring
1 Disposition Specialist I at		\$ 3,973/recurring		\$ 2,777/non-recurring
1 Legal Assistant I at		\$ 3,505/recurring		\$ 2,411/non-recurring
		\$16,824/recurring		\$10,742/non-recurring

Amended 2017-18 Narrative after February 2, 2017

Summary: This issue has been replaced by 4200350 "Mental Health, Veterans and Drug Court Staffing." The original issue has been deleted.

	COL A12	COL A14	COL A15	COL A16	COL A14-A12	
					AGY AMD REQ	
					FY 2017-18	
					OVER(UNDER)	
	AGY FIN REQ	AGY AMD REQ	AGY AMD N/R	AGY AMD ANZ	AGY FIN REQ	
	FY 2017-18	FY 2017-18	FY 2017-18	FY 2017-18	FY 2017-18	
POS	AMOUNT	POS	AMOUNT	POS	AMOUNT	CODES
JUSTICE ADMINISTRATION						21000000
PUBLIC DEFENDERS						21600000
PGM: PD-7TH JUD CIRCUIT						21600700
PUBLIC PROTECTION						12
LEGAL REPRESENTATION						1203.00.00.00
WORKLOAD						3000000
VETERANS COURT SERVICES DIVISION						3004600

POSITION DETAIL OF SALARIES AND BENEFITS:

	FTE	BASE RATE	ADDITIVES	BENEFITS	SUBTOTAL	LAPSE %	LAPSED SALARIES AND BENEFITS
A12 - AGY FIN REQ FY 2017-18							
NEW POSITIONS							
5131 LEGAL ASSISTANT I							
N0090 001	1.00	24,000		15,831	39,831	0.00	39,831
5571 DISPOSITION SPECIALIST I							
N0089 001	1.00	35,000		17,500	52,500	0.00	52,500
5901 ASST PUBLIC DEFENDER							
N0088 001	2.00	80,000		50,248	130,248	0.00	130,248
TOTALS FOR ISSUE BY FUND							
1000 GENERAL REVENUE FUND							222,579
	4.00	139,000		83,579	222,579		222,579

GRAHAM/MILLER/ATWELL ETCETERA -							
COURT MANDATED JUVENILE							
RESENTENCING							3009000
SALARY RATE							000000
SALARY RATE.....	209,033	209,033					

	COL A12	COL A14	COL A15	COL A16	COL A14-A12	
					AGY AMD REQ	
					FY 2017-18	
					OVER(UNDER)	
	AGY FIN REQ	AGY AMD REQ	AGY AMD N/R	AGY AMD ANZ	AGY FIN REQ	
	FY 2017-18	FY 2017-18	FY 2017-18	FY 2017-18	FY 2017-18	
POS	AMOUNT	POS	AMOUNT	POS	AMOUNT	CODES
JUSTICE ADMINISTRATION						21000000
PUBLIC DEFENDERS						21600000
PGM: PD-7TH JUD CIRCUIT						21600700
PUBLIC PROTECTION						12
LEGAL REPRESENTATION						1203.00.00.00
WORKLOAD						3000000
GRAHAM/MILLER/ATWELL ETCETERA -						
COURT MANDATED JUVENILE						
RESENTENCING						3009000
SALARIES AND BENEFITS						010000
GENERAL REVENUE FUND -STATE	4.00	4.00				
	311,809	311,809				1000 1
SPECIAL CATEGORIES						100000
PUBLIC DEFENDER OPERATIONS						103226
GENERAL REVENUE FUND -STATE	17,292	17,292	11,108			1000 1
TOTAL: GRAHAM/MILLER/ATWELL ETCETERA -						3009000
COURT MANDATED JUVENILE						
RESENTENCING						
TOTAL POSITIONS.....	4.00	4.00				
TOTAL ISSUE.....	329,101	329,101	11,108			
TOTAL SALARY RATE.....	209,033	209,033				

AGENCY ISSUE NARRATIVE:

2017-2018 BUDGET YEAR NARRATIVE:

IT COMPONENT? NO

Agency Issue Narrative:

2017-2018 Budget Year Narrative:

This issue links to all agency activities.

Recent court decisions and the Legislature's enactment of Chapter 2014-220, Laws of Florida, have significantly increased the Public Defender workload for the resentencing of juvenile offenders. In addition to the U.S. Supreme Court cases of Graham v. Florida, 560 US 418 (2010), and Miller v. Alabama, 132 Sct 2455 (2012), and the Florida cases making them retroactive (Henry v. State, 160 So.3d 393 (Fla. 2015); Falcon v. State, 162 So.3d 954 (Fla. 2015); Gridine v. State, 175 So.3d 672 (Fla. 2015)), several Florida Supreme Court decisions over the last year have expanded the pool of offenders sentenced as juveniles whose sentences must be reviewed to determine the effect of their background and immaturity on their criminal conduct as well as their prospects for successful re-entry into the community. In Atwell v. State, 2016 WL 3010795 (Fla. May 26, 2016), the Court applied the resentencing and judicial review requirements of Chapter 2014-220, to child offenders eligible for parole but still incarcerated decades after their crimes. In Landrum v. State, 2016 WL 3191099 (Fla. June 9, 2016), the Court extended the pool further, including juvenile offenders sentenced to life in prison for second degree murder.

	COL A12	COL A14	COL A15	COL A16	COL A14-A12	
					AGY AMD REQ	
					FY 2017-18	
					OVER(UNDER)	
	AGY FIN REQ	AGY AMD REQ	AGY AMD N/R	AGY AMD ANZ	AGY FIN REQ	
	FY 2017-18	FY 2017-18	FY 2017-18	FY 2017-18	FY 2017-18	
	POS	AMOUNT	POS	AMOUNT	POS	AMOUNT
						CODES
JUSTICE ADMINISTRATION						21000000
PUBLIC DEFENDERS						21600000
PGM: PD-7TH JUD CIRCUIT						21600700
PUBLIC PROTECTION						12
LEGAL REPRESENTATION						1203.00.00.00
WORKLOAD						3000000
GRAHAM/MILLER/ATWELL ETCETERA -						
COURT MANDATED JUVENILE						
RESENTENCING						3009000

In the 2016-17 budget request before these decisions, the FPDA reported that DOC had identified up to 1,700 resentencing and judicial review clients. We now expect the Atwell and Landrum decision to mandate resentencing in considerably more clients statewide. It is too soon to estimate the increase at this time. Also, now before the Florida Supreme Court, fully briefed with a decision expected by the end of 2016, is a case with even broader caseload potential. In Kelsey v. State, Fla. Supreme Court No. SCI5-2079, the issue is whether offenders with lengthy sentences short of their life expectancies must have an opportunity to demonstrate under section 921.1402 that they are appropriate to someday be released onto probation. A favorable decision will necessitate major sentence review hearings for juvenile offenders serving sentences longer than the statutory 15-, 20-, or 25-year review periods. We therefore anticipate a large increase in our juvenile resentencing felony caseload, starting almost immediately and continuing indefinitely.

Workload: United States Supreme Court Graham and Miller Mandate

The issue has significant statewide impact for Public Defenders due to the novelty and complexity of the legal and procedural issues. Florida law requires the trial court to look at the following factors in determining the appropriate sentence: 1) the nature and circumstances of the offense; 2) the effect of the crime on the victim's family and community; 3) the defendant's age, maturity, intellectual capacity, and emotional health, 4) the defendant's background; 5) the effect of immaturity, impetuosity, or failure to appreciate risks and consequences on defendant's participation in the offense; 6) the extent of defendant's participation in the offense; 7) the effect of familial pressure or peer pressure on the defendant's actions; 8) the nature and extent of defendant's prior criminal history; 9) the effect of characteristics attributable to defendant's youth; and 10) the possibility of rehabilitating the defendant, Section 921.1401(2). It is, essentially, a brand new sentencing hearing. This is true even in those cases where the then-juvenile entered a plea to the charge. In order to represent these clients adequately, attorneys, investigators, and mitigation specialists must work together to explore the offender's entire life history. Records must be gathered, evaluations must be conducted, interviews of family and friends undertaken, educational materials obtained, mental health history explored, and interviews with teachers, neighbors, program caseworkers, correctional staff, and other people who may assist in understanding and presenting the client's life story must be performed thoroughly to present information the court must consider in the re-sentencing hearings.

Essentially the same factors apply to the separate, additional sentence review hearings under Section 921.1401, necessitating the same painstaking preparation. Interviews must be undertaken, psychological and sociological evaluations conducted, and history of incarceration and potential and extent of rehabilitation reviewed. Release plans also have to be designed and proposed to include housing, employment, and other re-entry services. This is a major new workload for every Public Defender Office in the state.

FISCAL IMPACT:

COL A12	COL A14	COL A15	COL A16	COL A14-A12	CODES
AGY FIN REQ FY 2017-18 POS AMOUNT	AGY AMD REQ FY 2017-18 POS AMOUNT	AGY AMD N/R FY 2017-18 POS AMOUNT	AGY AMD ANZ FY 2017-18 POS AMOUNT	AGY AMD REQ FY 2017-18 OVER(UNDER) AGY FIN REQ FY 2017-18 POS AMOUNT	
JUSTICE ADMINISTRATION					21000000
PUBLIC DEFENDERS					21600000
PGM: PD-7TH JUD CIRCUIT					21600700
PUBLIC PROTECTION					12
LEGAL REPRESENTATION					1203.00.00.00
WORKLOAD					3000000
GRAHAM/MILLER/ATWELL ETCETERA -					
COURT MANDATED JUVENILE					
RESENTENCING					3009000

An attorney cost unit has been developed by the FPDA to request the needed personnel to address the court mandate to prepare and present evidence for the juvenile resentencing hearing(s) required. The attorney unit cost is as follows:
 2-FTE's-Assistant Public Defenders @\$70,000 annual salary
 1-FTE-Mitigation Specialist II @\$29,033 annual salary
 1-FTE-Investigator II @\$29,033 annual salary
 Operations expenditures budget of \$17,292 recurring and \$11,108 non-recurring to establish the positions as per Modified - Standard #3:
 2 Assistant Public Defenders \$4,673 x 2 = \$9,346/recurring \$2,777 x 2 = \$5,554/non-recurring
 1 Mitigation Specialist II \$3,973/recurring \$2,777/non-recurring
 1 Investigator II \$3,973/recurring \$2,777/non-recurring
 \$17,292/recurring \$11,108/non-recurring

The due process costs for each case will need to be determined. It is estimated that the costs could range between \$10,000 to \$25,000+ per case.

Based on the number of resentencing cases as of July 21, 2016, this office identified 12 cases. The FPDA standard for representation that an attorney cost unit could represent in one year is 10 cases.

POSITION DETAIL OF SALARIES AND BENEFITS:

	FTE	BASE RATE	ADDITIVES	BENEFITS	SUBTOTAL	LAPSE %	LAPSED SALARIES AND BENEFITS
A12 - AGY FIN REQ FY 2017-18							
NEW POSITIONS							
P101 PROPOSED CLASS CODE							
N0092 001	1.00	40,000		18,258	58,258	0.00	58,258
5662 INVESTIGATOR II							
N0093 001	1.00	29,033		16,594	45,627	0.00	45,627
5901 ASST PUBLIC DEFENDER							
N0091 001	2.00	140,000		67,924	207,924	0.00	207,924

COL A12		COL A14		COL A15		COL A16		COL A14-A12		CODES
AGY FIN REQ FY 2017-18	POS AMOUNT	AGY AMD REQ FY 2017-18	POS AMOUNT	AGY AMD N/R FY 2017-18	POS AMOUNT	AGY AMD ANZ FY 2017-18	POS AMOUNT	AGY AMD REQ FY 2017-18 OVER(UNDER)	AGY FIN REQ FY 2017-18	

JUSTICE ADMINISTRATION										21000000
PUBLIC DEFENDERS										21600000
PGM: PD-7TH JUD CIRCUIT										21600700
PUBLIC PROTECTION										12
LEGAL REPRESENTATION										1203.00.00.00
WORKLOAD										3000000
GRAHAM/MILLER/ATWELL ETCETERA - COURT MANDATED JUVENILE RESENTENCING										3009000

POSITION DETAIL OF SALARIES AND BENEFITS:

FTE	BASE RATE	ADDITIVES	BENEFITS	SUBTOTAL	LAPSE %	LAPSED SALARIES AND BENEFITS
A12 - AGY FIN REQ FY 2017-18						
NEW POSITIONS						
TOTALS FOR ISSUE BY FUND						
1000 GENERAL REVENUE FUND						
4.00	209,033		102,776	311,809		311,809

A14 - AGY AMD REQ FY 2017-18

NEW POSITIONS						
P101 PROPOSED CLASS CODE						
N0092 001	1.00	40,000	18,258	58,258	0.00	58,258
5662 INVESTIGATOR II						
N0093 001	1.00	29,033	16,594	45,627	0.00	45,627
5901 ASST PUBLIC DEFENDER						
N0091 001	2.00	140,000	67,924	207,924	0.00	207,924
TOTALS FOR ISSUE BY FUND						
1000 GENERAL REVENUE FUND						
4.00	209,033		102,776	311,809		311,809

	COL A12	COL A14	COL A15	COL A16	COL A14-A12	
	AGY FIN REQ FY 2017-18	AGY AMD REQ FY 2017-18	AGY AMD N/R FY 2017-18	AGY AMD ANZ FY 2017-18	AGY AMD REQ FY 2017-18	AGY FIN REQ FY 2017-18
	POS AMOUNT	POS AMOUNT	POS AMOUNT	POS AMOUNT	POS AMOUNT	POS AMOUNT
JUSTICE ADMINISTRATION						21000000
PUBLIC DEFENDERS						21600000
PGM: PD-7TH JUD CIRCUIT						21600700
PUBLIC PROTECTION						12
LEGAL REPRESENTATION						1203.00.00.00
OTHER PROGRAMS						4200000
MENTAL HEALTH, VETERANS AND DRUG						4200350
COURT STAFFING						000000
SALARY RATE						
SALARY RATE.....		139,000			139,000	
SALARIES AND BENEFITS						010000
GENERAL REVENUE FUND -STATE		4.00	222,579		4.00	222,579
SPECIAL CATEGORIES						100000
PUBLIC DEFENDER OPERATIONS						103226
GENERAL REVENUE FUND -STATE		16,824	10,742		16,824	1000 1
TOTAL: MENTAL HEALTH, VETERANS AND DRUG						4200350
COURT STAFFING						
TOTAL POSITIONS.....		4.00			4.00	
TOTAL ISSUE.....		239,403	10,742		239,403	
TOTAL SALARY RATE.....		139,000			139,000	

AGENCY ISSUE NARRATIVE:

2017-2018 BUDGET YEAR NARRATIVE:

IT COMPONENT? NO

Amended 2017-18 Narrative after February 2, 2017
 This issue links to all agency activities.

Veterans Court has been established for two County Court Dockets in Volusia County. St. Johns County is scheduled to start a Veterans Court in late 2016/early 2017. Flagler County is in the process of developing a Veterans Court and is hopeful to have it up and running during 2017. Putnam County has not indicated a time frame, but should not be far behind in implementing Veterans Court. Individuals who are charged with a misdemeanor or a non-violent felony, who served in the U.S. Armed Forces, and who were honorably discharged or generally discharged may be eligible. Veterans that qualify for inclusion in the Veterans Court are transferred from other dockets. This has not resulted in a reduction of cases on the remaining regular dockets to allow for the transfer of existing personnel from our staff to be assigned to the Veterans Court dockets. The Veterans Court provides a critical service to the individuals that qualify for inclusion in the program. Many of these Veterans may be homeless, suffer from Post Traumatic Stress Disorders

COL A12	COL A14	COL A15	COL A16	COL A14-A12	CODES
AGY FIN REQ FY 2017-18 POS AMOUNT	AGY AMD REQ FY 2017-18 POS AMOUNT	AGY AMD N/R FY 2017-18 POS AMOUNT	AGY AMD ANZ FY 2017-18 POS AMOUNT	AGY AMD REQ FY 2017-18 OVER(UNDER) AGY FIN REQ FY 2017-18 POS AMOUNT	
JUSTICE ADMINISTRATION					21000000
PUBLIC DEFENDERS					21600000
PGM: PD-7TH JUD CIRCUIT					21600700
PUBLIC PROTECTION					12
LEGAL REPRESENTATION					1203.00.00.00
OTHER PROGRAMS					4200000
MENTAL HEALTH, VETERANS AND DRUG					
COURT STAFFING					4200350

(PTSD), traumatic brain injury (TBI), substance abuse and other mental health disorders. Expanded use of the program is vital to serving our Veteran population and to protecting public safety. The existing Veterans Courts, along with the proposed expansions, have created and will continue to create additional demands on this Agency for coordination of services.

Staffing requirements will include:

- 2 Assistant Public Defender (APD) @\$40,000 plus benefits
- 1 Disposition Specialist @\$35,000 plus benefits
- 1 Legal Assistant I @ \$24,000 plus benefits

Operations Expenditures are requested to establish these positions per Modified Standard #3

2 APDs at	\$4,673 x 2 =	\$ 9,346	\$2,777 x 2 =	\$ 5,554/non-recurring
1 Disposition Specialist I at		\$ 3,973		\$ 2,777/non-recurring
Legal Assistant I at		\$ 3,505		\$ 2,411/non-recurring
Totals: \$16,824			\$10,742/non-recurring	

Summary: This issue replaces issue code 3004600 Veterans Court Services Division which has been deleted.

POSITION DETAIL OF SALARIES AND BENEFITS:

	FTE	BASE RATE	ADDITIVES	BENEFITS	SUBTOTAL	LAPSE %	LAPSED SALARIES AND BENEFITS
A14 - AGY AMD REQ FY 2017-18							
NEW POSITIONS							
5131 LEGAL ASSISTANT I							
N0003 001	1.00	24,000		15,831	39,831	0.00	39,831
5571 DISPOSITION SPECIALIST I							
N0002 001	1.00	35,000		17,500	52,500	0.00	52,500
5901 ASST PUBLIC DEFENDER							
N0001 001	2.00	80,000		50,248	130,248	0.00	130,248

	COL A12	COL A14	COL A15	COL A16	COL A14-A12	
	AGY FIN REQ	AGY AMD REQ	AGY AMD N/R	AGY AMD ANZ	AGY AMD REQ	
	FY 2017-18	FY 2017-18	FY 2017-18	FY 2017-18	FY 2017-18	
	POS	AMOUNT	POS	AMOUNT	POS	AMOUNT
						CODES
JUSTICE ADMINISTRATION						21000000
PUBLIC DEFENDERS						21600000
PGM: PD-7TH JUD CIRCUIT						21600700
PUBLIC PROTECTION						12
LEGAL REPRESENTATION						<u>1203.00.00.00</u>
OTHER PROGRAMS						4200000
MENTAL HEALTH, VETERANS AND DRUG						
COURT STAFFING						4200350

POSITION DETAIL OF SALARIES AND BENEFITS:

	FTE	BASE RATE	ADDITIVES	BENEFITS	SUBTOTAL	LAPSE %	LAPSED SALARIES AND BENEFITS
A14 - AGY AMD REQ FY 2017-18							
NEW POSITIONS							
TOTALS FOR ISSUE BY FUND							
1000 GENERAL REVENUE FUND							222,579
	4.00	139,000		83,579	222,579		222,579

TOTAL: LEGAL REPRESENTATION							<u>1203.00.00.00</u>
BY FUND TYPE							
GENERAL REVENUE FUND.....	8.00	568,504	8.00	568,504	21,850		1000
SALARY RATE.....	348,033		348,033				

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	COL A12		COL A14		COL A15		COL A16		COL A14-A12		
	AGY FIN REQ		AGY AMD REQ		AGY AMD N/R		AGY AMD ANZ		AGY AMD REQ		
	FY 2017-18		FY 2017-18		FY 2017-18		FY 2017-18		FY 2017-18		
	POS	AMOUNT	POS	AMOUNT	POS	AMOUNT	POS	AMOUNT	POS	AMOUNT	CODES
JUSTICE ADMINISTRATION											21000000
PUBLIC DEFENDERS											21600000
PGM: PD-8TH JUD CIRCUIT											21600800
PUBLIC PROTECTION											12
LEGAL REPRESENTATION											1203.00.00.00
WORKLOAD											3000000
GRAHAM/MILLER/ATWELL ETCETERA -											
COURT MANDATED JUVENILE											
RESENTENCING											3009000
SALARY RATE											000000
SALARY RATE.....		198,066		110,000						88,066-	
SALARIES AND BENEFITS											010000
GENERAL REVENUE FUND -STATE	4.00	299,178	2.00	162,220					2.00-	136,958-	1000 1
SPECIAL CATEGORIES											100000
PUBLIC DEFENDER OPERATIONS											103226
GENERAL REVENUE FUND -STATE		17,292		8,646		5,554				8,646-	1000 1
TOTAL: GRAHAM/MILLER/ATWELL ETCETERA -											3009000
COURT MANDATED JUVENILE											
RESENTENCING											
TOTAL POSITIONS.....	4.00		2.00						2.00-		
TOTAL ISSUE.....		316,470		170,866		5,554				145,604-	
TOTAL SALARY RATE.....		198,066		110,000						88,066-	

AGENCY ISSUE NARRATIVE:
 2017-2018 BUDGET YEAR NARRATIVE: IT COMPONENT? NO
 Agency Issue Narrative:
 2017-2018 Budget Year Narrative:
 This issue links to all agency activities.

Recent court decisions and the Legislature's enactment of Chapter 2014-220, Laws of Florida, have significantly increased the Public Defender workload for the resentencing of juvenile offenders. In addition to the U.S. Supreme Court cases of Graham v. Florida, 560 US 418 (2010), and Miller v. Alabama, 132 Sct 2455 (2012), and the Florida cases making them retroactive (Henry v. State, 160 So.3d 393 (Fla. 2015); Falcon v. State, 162 So.3d 954 (Fla. 2015); Gridine v. State, 175 So.3d 672 (Fla. 2015)), several Florida Supreme Court decisions over the last year have expanded the pool of offenders sentenced as juveniles whose sentences must be reviewed to determine the effect of their background and immaturity on their criminal conduct as well as their prospects for successful re-entry into the community. In Atwell v. State, 2016

	COL A12	COL A14	COL A15	COL A16	COL A14-A12 AGY AMD REQ FY 2017-18 OVER(UNDER) AGY FIN REQ FY 2017-18	CODES
	AGY FIN REQ FY 2017-18 POS AMOUNT	AGY AMD REQ FY 2017-18 POS AMOUNT	AGY AMD N/R FY 2017-18 POS AMOUNT	AGY AMD ANZ FY 2017-18 POS AMOUNT	AGY FIN REQ FY 2017-18 POS AMOUNT	
JUSTICE ADMINISTRATION						21000000
PUBLIC DEFENDERS						21600000
PGM: PD-8TH JUD CIRCUIT						21600800
PUBLIC PROTECTION						12
LEGAL REPRESENTATION						<u>1203.00.00.00</u>
WORKLOAD						3000000
GRAHAM/MILLER/ATWELL ETCETERA - COURT MANDATED JUVENILE RESENTENCING						3009000

WL 3010795 (Fla. May 26, 2016), the Court applied the resentencing and judicial review requirements of Chapter 2014-220, to child offenders eligible for parole but still incarcerated decades after their crimes. In Landrum v. State, 2016 WL 3191099 (Fla. June 9, 2016), the Court extended the pool further, including juvenile offenders sentenced to life in prison for second degree murder.

In the 2016-17 budget request before these decisions, the FPDA reported that DOC had identified up to 1,700 resentencing and judicial review clients. We now expect the Atwell and Landrum decision to mandate resentencing for approximately 275+ more clients statewide. Also, now before the Florida Supreme Court, fully briefed with a decision expected by the end of 2016, is a case with even broader caseload potential. In Kelsey v. State, Fla. Supreme Court No. SCI5-2079, the issue is whether offenders with lengthy sentences short of their life expectancies must have an opportunity to demonstrate under section 921.1402 that they are appropriate to someday be released onto probation. A favorable decision will necessitate major sentence review hearings for juvenile offenders serving sentences longer than the statutory 15-, 20-, or 25-year review periods. We therefore anticipate a large increase in our juvenile resentencing felony caseload, starting almost immediately and continuing indefinitely.

Workload: United States Supreme Court Graham and Miller Mandate

The issue has significant statewide impact for Public Defenders due to the novelty and complexity of the legal and procedural issues. Florida law requires the trial court to look at the following factors in determining the appropriate sentence: 1) the nature and circumstances of the offense; 2) the effect of the crime on the victim's family and community; 3) the defendant's age, maturity, intellectual capacity, and emotional health, 4) the defendant's background; 5) the effect of immaturity, impetuosity, or failure to appreciate risks and consequences on defendant's participation in the offense; 6) the extent of defendant's participation in the offense; 7) the effect of familial pressure or peer pressure on the defendant's actions; 8) the nature and extent of defendant's prior criminal history; 9) the effect of characteristics attributable to defendant's youth; and 10) the possibility of rehabilitating the defendant, Section 921.1401(2). It is, essentially, a brand new sentencing hearing. This is true even in those cases where the then-juvenile entered a plea to the charge. In order to represent these clients adequately, attorneys, investigators, and mitigation specialists must work together to explore the offender's entire life history. Records must be gathered, evaluations must be conducted, interviews of family and friends undertaken, educational materials obtained, mental health history explored, and interviews with teachers, neighbors, program caseworkers, correctional staff, and other people who may assist in understanding and presenting the client's life story must be performed thoroughly to present information the court must consider in the re-sentencing hearings.

Essentially the same factors apply to the separate, additional sentence review hearings under Section 921.1401, necessitating the same painstaking preparation. Interviews must be undertaken, psychological and sociological evaluations conducted, and history of incarceration and potential and extent of rehabilitation reviewed. Release plans also have to

	COL A12	COL A14	COL A15	COL A16	COL A14-A12	
					AGY AMD REQ	
					FY 2017-18	
					OVER(UNDER)	
	AGY FIN REQ	AGY AMD REQ	AGY AMD N/R	AGY AMD ANZ	AGY FIN REQ	
	FY 2017-18	FY 2017-18	FY 2017-18	FY 2017-18	FY 2017-18	
	POS	AMOUNT	POS	AMOUNT	POS	AMOUNT
						CODES
JUSTICE ADMINISTRATION						21000000
PUBLIC DEFENDERS						21600000
PGM: PD-8TH JUD CIRCUIT						21600800
PUBLIC PROTECTION						12
LEGAL REPRESENTATION						<u>1203.00.00.00</u>
WORKLOAD						3000000
GRAHAM/MILLER/ATWELL ETCETERA -						
COURT MANDATED JUVENILE						
RESENTENCING						3009000

be designed and proposed to include housing, employment, and other re-entry services. This is a major new workload for every Public Defender Office in the state.

FISCAL IMPACT:

An attorney cost unit has been developed by the FPDA to request the needed personnel to address the court mandate to prepare and present evidence for the juvenile resentencing hearing(s) required. The attorney unit cost is as follows:

- 2-FTE's-Assistant Public Defenders @\$70,000 annual salary
- 1-FTE-Mitigation Specialist II @ \$40,000 annual salary
- 1-FTE-Investigator II @\$29,033 annual salary
- Operations expenditures budget of \$8,646 recurring and \$5,554 non-recurring to establish the positions as per Modified - Standard #3:
- 1 Assistant Public Defenders \$4,673/recurring \$2,777/non-recurring
- 1 Mitigation Specialist II \$3,973/recurring \$2,777/non-recurring
- \$8,646/recurring \$5,554/non-recurring

The due process costs for each case is estimated to be \$15,000.

The total cost for the attorney unit is \$163,386.

Based on the number of resentencing cases as of July 21, 2016, this office identified 8 cases. The FPDA standard for representation that an attorney cost unit could represent in one year is 10 cases. Based upon the number of cases identified, this office requests 1 attorney unit. At \$163,386 per attorney unit, for a total of \$163,386 and 2 FTE's is requested.

Amended 2017-18 Narrative after February 2, 2017:
 This issue links to all agency activities.

Recent court decisions and the Legislature's enactment of Chapter 2014-220, Laws of Florida, have significantly increased the Public Defender workload for the resentencing of juvenile offenders. In addition to the U.S. Supreme Court cases of Graham v. Florida, 560 US 418 (2010), and Miller v. Alabama, 132 SCT 2455 (2012), and the Florida cases making them retroactive (Henry v. State, 160 So.3d 393 (Fla. 2015); Falcon v. State, 162 So.3d 954 (Fla. 2015); Gridine v. State, 175 So.3d 672 (Fla. 2015)), several Florida Supreme Court decisions over the last year have expanded the pool of offenders sentenced as juveniles whose sentences must be reviewed to determine the effect of their background and immaturity on their criminal conduct as well as their prospects for successful re-entry into the community. In Atwell v. State, 2016 WL 3010795 (Fla. May 26, 2016), the Court applied the resentencing and judicial review requirements of Chapter 2014-220, to child offenders eligible for parole but still incarcerated decades after their crimes. In Landrum v. State, 2016 WL

COL A12		COL A14		COL A15		COL A16		COL A14-A12		CODES
AGY FIN REQ FY 2017-18	POS	AGY AMD REQ FY 2017-18	POS	AGY AMD N/R FY 2017-18	POS	AGY AMD ANZ FY 2017-18	POS	AGY AMD REQ FY 2017-18 OVER(UNDER)	AGY FIN REQ FY 2017-18	
AMOUNT		AMOUNT		AMOUNT		AMOUNT		AMOUNT	AMOUNT	
										21000000
										21600000
										21600800
										12
										<u>1203.00.00.00</u>
										3000000
										3009000

3191099 (Fla. June 9, 2016), the Court extended the pool further, including juvenile offenders sentenced to life in prison for second degree murder.

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	COL A12	COL A14	COL A15	COL A16	COL A14-A12	
	AGY FIN REQ	AGY AMD REQ	AGY AMD N/R	AGY AMD ANZ	AGY AMD REQ	
	FY 2017-18	FY 2017-18	FY 2017-18	FY 2017-18	FY 2017-18	
	POS	AMOUNT	POS	AMOUNT	POS	AMOUNT
						CODES
JUSTICE ADMINISTRATION						21000000
PUBLIC DEFENDERS						21600000
PGM: PD-8TH JUD CIRCUIT						21600800
PUBLIC PROTECTION						12
LEGAL REPRESENTATION						<u>1203.00.00.00</u>
WORKLOAD						3000000
GRAHAM/MILLER/ATWELL ETCETERA -						
COURT MANDATED JUVENILE						
RESENTENCING						3009000

FISCAL IMPACT:

An attorney cost unit has been developed by the FPDA to request the needed personnel to address the court mandate to prepare and present evidence for the juvenile resentencing hearing(s) required. The FPDA attorney unit cost is as follows:

- 2-FTE's-Assistant Public Defenders @ \$70,000 annual salary
- 1-FTE-Mitigation Specialist II @ \$40,000 annual salary
- 1-FTE-Investigator II @\$29,033 annual salary

Based on the number of resentencing cases as of July 21, 2016, this office has identified 8 cases. The FPDA standard for representation that an attorney unit could represent in one year is 10 cases. The Public Defender's Office in the Eighth Circuit is requesting two positions, one Assistant Public Defender at \$70,000 and one Mitigation Specialist II at \$40,000. The total cost for the attorney unit is \$170,866 which includes Operating Expenditures budget of \$8,646 with \$5,554 of that amount being non-recurring to establish the positions as per Modified - Standard #3 Expense Package.

1 Assistant Public Defender	\$4,673	\$2,777/non-recurring
1 Mitigation Specialist II	\$3,973	\$2,777/non-recurring
<hr/>		
Total:	\$8,646	\$5,554/non-recurring

Due process costs for each case is estimated to be \$15,000.

Summary: This issue has been modified to reduce the attorney unit requested from four to two positions, the rate has been reduced by 88,066 and the total budget request has been reduced by \$145,604.

	COL A12	COL A14	COL A15	COL A16	COL A14-A12 AGY AMD REQ FY 2017-18 OVER(UNDER)	AGY FIN REQ FY 2017-18	CODES
	AGY FIN REQ FY 2017-18	AGY AMD REQ FY 2017-18	AGY AMD N/R FY 2017-18	AGY AMD ANZ FY 2017-18	AGY FIN REQ FY 2017-18		
	POS AMOUNT	POS AMOUNT	POS AMOUNT	POS AMOUNT	POS AMOUNT		
JUSTICE ADMINISTRATION							21000000
PUBLIC DEFENDERS							21600000
PGM: PD-8TH JUD CIRCUIT							21600800
PUBLIC PROTECTION							12
LEGAL REPRESENTATION							1203.00.00.00
WORKLOAD							3000000
GRAHAM/MILLER/ATWELL ETCETERA - COURT MANDATED JUVENILE RESENTENCING							3009000

POSITION DETAIL OF SALARIES AND BENEFITS:

	FTE	BASE RATE	ADDITIVES	BENEFITS	SUBTOTAL	LAPSE %	LAPSED SALARIES AND BENEFITS
A12 - AGY FIN REQ FY 2017-18							
NEW POSITIONS							
5642 MITIGATION SPECIALIST N0095 001	1.00	29,033		16,594	45,627	0.00	45,627
5662 INVESTIGATOR II N0096 001	1.00	29,033		16,594	45,627	0.00	45,627
5901 ASST PUBLIC DEFENDER N0094 001	2.00	140,000		67,924	207,924	0.00	207,924
TOTALS FOR ISSUE BY FUND 1000 GENERAL REVENUE FUND							299,178
	4.00	198,066		101,112	299,178		299,178

A14 - AGY AMD REQ FY 2017-18

NEW POSITIONS							
5642 MITIGATION SPECIALIST N0095 001	1.00	40,000		18,258	58,258	0.00	58,258
5901 ASST PUBLIC DEFENDER N0094 001	1.00	70,000		33,962	103,962	0.00	103,962

COL A12		COL A14		COL A15		COL A16		COL A14-A12		CODES
AGY FIN REQ FY 2017-18	POS AMOUNT	AGY AMD REQ FY 2017-18	POS AMOUNT	AGY AMD N/R FY 2017-18	POS AMOUNT	AGY AMD ANZ FY 2017-18	POS AMOUNT	AGY AMD REQ FY 2017-18 OVER(UNDER)	AGY FIN REQ FY 2017-18	

JUSTICE ADMINISTRATION 21000000
 PUBLIC DEFENDERS 21600000
 PGM: PD-8TH JUD CIRCUIT 21600800
 PUBLIC PROTECTION 12
 LEGAL REPRESENTATION 1203.00.00.00
 WORKLOAD 3000000
 GRAHAM/MILLER/ATWELL ETCETERA -
 COURT MANDATED JUVENILE
 RESENTENCING 3009000

POSITION DETAIL OF SALARIES AND BENEFITS:

FTE	BASE RATE	ADDITIVES	BENEFITS	SUBTOTAL	LAPSE %	LAPSED SALARIES AND BENEFITS
A14 - AGY AMD REQ FY 2017-18						
NEW POSITIONS						
TOTALS FOR ISSUE BY FUND						162,220
1000 GENERAL REVENUE FUND						162,220
2.00	110,000		52,220	162,220		162,220

OTHER PROGRAMS 4200000
 MENTAL HEALTH, VETERANS AND DRUG
 COURT STAFFING 4200350
 SALARY RATE 000000
 SALARY RATE..... 70,000 70,000
 SALARIES AND BENEFITS 010000
 GENERAL REVENUE FUND -STATE 1.00 103,962 1.00 103,962 1000 1

	COL A12	COL A14	COL A15	COL A16	COL A14-A12	
	AGY FIN REQ	AGY AMD REQ	AGY AMD N/R	AGY AMD ANZ	AGY FIN REQ	
	FY 2017-18	FY 2017-18	FY 2017-18	FY 2017-18	FY 2017-18	
	POS	AMOUNT	POS	AMOUNT	POS	AMOUNT
JUSTICE ADMINISTRATION						21000000
PUBLIC DEFENDERS						21600000
PGM: PD-8TH JUD CIRCUIT						21600800
PUBLIC PROTECTION						12
LEGAL REPRESENTATION						1203.00.00.00
OTHER PROGRAMS						4200000
MENTAL HEALTH, VETERANS AND DRUG						
COURT STAFFING						4200350
SPECIAL CATEGORIES						100000
PUBLIC DEFENDER OPERATIONS						103226
GENERAL REVENUE FUND -STATE		4,673		2,777		4,673
						1000 1
TOTAL: MENTAL HEALTH, VETERANS AND DRUG						4200350
COURT STAFFING						
TOTAL POSITIONS.....		1.00			1.00	
TOTAL ISSUE.....		108,635		2,777	108,635	
TOTAL SALARY RATE.....		70,000			70,000	

AGENCY ISSUE NARRATIVE:

2017-2018 BUDGET YEAR NARRATIVE:

IT COMPONENT? NO

Amended 2017-18 Narrative after February 2, 2017:

The Eighth Circuit Public Defender's Office requests recurring GR funding for one [1] Assistant Public Defender at a rate of pay higher than base.

The Eighth Circuit Public Defender's Office has experienced an increase in mental health cases of approximately 30% over the last two years. Increases in mental health case events include Baker Act hearings, commitment continuation hearings, and medication hearings. The Eighth Judicial Circuit is home to numerous state mental health facilities, including Northeast Florida State Hospital in Baker County, North Florida Evaluation and Treatment Center in Alachua County, and Taccachale in Alachua County. Additionally, there are several Baker Act receiving facilities located within the circuit, including Meridian, Shands hospital, Shands Vista, North Florida Regional Medical Center, and the Veterans Administration Hospital. Baker Act hearings for DOC inmates are also conducted at Union Correctional Institution, which is located in Union County. An Assistant Public Defender is required to be present at each of these facilities for every proceeding. Effective representation of clients in these proceedings requires in person contact with the client at the facility prior to the proceeding by an experienced Assistant Public Defender. Rapid intervention for people in mental health crisis is critical to the safety of the community and the well-being of the person who is in crisis. The addition of an experienced Assistant Public Defender specializing in mental health issues will greatly benefit the both the client and the community at large.

Additionally, pursuant to a change in FS 393.11 in 2016, a new category of mental health hearings has been added to the existing mental health workload of the Public Defender's office. Florida law now requires that all persons who are

	COL A12	COL A14	COL A15	COL A16	COL A14-A12	
					AGY AMD REQ	
					FY 2017-18	
					OVER(UNDER)	
	AGY FIN REQ	AGY AMD REQ	AGY AMD N/R	AGY AMD ANZ	AGY FIN REQ	
	FY 2017-18	FY 2017-18	FY 2017-18	FY 2017-18	FY 2017-18	
	POS	AMOUNT	POS	AMOUNT	POS	AMOUNT
JUSTICE ADMINISTRATION						21000000
PUBLIC DEFENDERS						21600000
PGM: PD-8TH JUD CIRCUIT						21600800
PUBLIC PROTECTION						12
LEGAL REPRESENTATION						<u>1203.00.00.00</u>
OTHER PROGRAMS						4200000
MENTAL HEALTH, VETERANS AND DRUG						
COURT STAFFING						4200350

involuntarily committed pursuant to FS 393.11 be reviewed annually to determine if they continue to meet the criteria for involuntary commitment. The Public Defender is required to be appointed for each of those annual reviews. Effective representation of clients in these proceedings requires in person contact with the client prior to the annual review by an experienced Assistant Public Defender. The clients to be reviewed may reside with the Eighth circuit or they may reside elsewhere in the state, requiring travel by the Assistant Public Defender assigned to those cases. Additionally, in some cases costs may be incurred by the office for evaluations and expert witnesses. The addition of one [1] experienced Assistant Public Defender will help alleviate the increased workload related to mental health hearings and will allow for rapid, proactive representation of persons experiencing a mental health crisis, which will benefit the client and the community at large.

FISCAL IMPACT:

An attorney cost unit has been developed by the Florida Public Defender Association (FPDA) to request the needed personnel to address the court mandate to prepare and present evidence for the juvenile resentencing hearing(s) required. The attorney unit cost is as follows:

1 Assistant Public Defender @ \$70,000 annual salary.

Operating Expenditures budget to establish the position as per Modified - Standard #3 Expense Package:

1 Assistant Public Defender = \$4,673 with \$2,777 of that amount being non-recurring.

The due process costs for each case is estimated to be \$2,500 with 50 cases estimated = \$125,000.

The total cost for the attorney unit is \$108,638 with \$2,777 of that amount being non-recurring.

Summary: this issue was originally requested under issue code 5000570 "Involuntary Admission to Residential Services Pursuant to Section 393.11 Florida Statute." The original issue has been deleted. The narrative has also been revised to reflect an estimated due process cost of \$2,500 per case @ 50 cases.

	COL A12	COL A14	COL A15	COL A16	COL A14-A12 AGY AMD REQ FY 2017-18 OVER(UNDER)	AGY FIN REQ FY 2017-18	CODES
	AGY FIN REQ FY 2017-18	AGY AMD REQ FY 2017-18	AGY AMD N/R FY 2017-18	AGY AMD ANZ FY 2017-18	AGY FIN REQ FY 2017-18		
	POS AMOUNT	POS AMOUNT	POS AMOUNT	POS AMOUNT	POS AMOUNT		
JUSTICE ADMINISTRATION							21000000
PUBLIC DEFENDERS							21600000
PGM: PD-8TH JUD CIRCUIT							21600800
PUBLIC PROTECTION							12
LEGAL REPRESENTATION							1203.00.00.00
OTHER PROGRAMS							4200000
MENTAL HEALTH, VETERANS AND DRUG							
COURT STAFFING							4200350

POSITION DETAIL OF SALARIES AND BENEFITS:

	FTE	BASE RATE	ADDITIVES	BENEFITS	SUBTOTAL	LAPSE %	LAPSED SALARIES AND BENEFITS
A14 - AGY AMD REQ FY 2017-18							
NEW POSITIONS							
5901 ASST PUBLIC DEFENDER N0097 001	1.00	70,000		33,962	103,962	0.00	103,962
TOTALS FOR ISSUE BY FUND							
1000 GENERAL REVENUE FUND							103,962
	1.00	70,000		33,962	103,962		103,962

IMPROVED PROGRAMS							5000000
INVOLUNTARY ADMISSION TO RESIDENTIAL SERVICES PURSUANT TO SECTION 393.11 FLORIDA STATUTE							5000570
SALARY RATE							000000
SALARY RATE.....	70,000				70,000-		
SALARIES AND BENEFITS							010000
GENERAL REVENUE FUND -STATE	1.00				1.00-		103,962-
		103,962					1000 1

	COL A12	COL A14	COL A15	COL A16	COL A14-A12	
	AGY FIN REQ FY 2017-18	AGY AMD REQ FY 2017-18	AGY AMD N/R FY 2017-18	AGY AMD ANZ FY 2017-18	AGY AMD REQ FY 2017-18	AGY FIN REQ FY 2017-18
	POS AMOUNT	POS AMOUNT	POS AMOUNT	POS AMOUNT	POS AMOUNT	POS AMOUNT
JUSTICE ADMINISTRATION						21000000
PUBLIC DEFENDERS						21600000
PGM: PD-8TH JUD CIRCUIT						21600800
PUBLIC PROTECTION						12
LEGAL REPRESENTATION						1203.00.00.00
IMPROVED PROGRAMS						5000000
INVOLUNTARY ADMISSION TO RESIDENTIAL SERVICES PURSUANT TO SECTION 393.11 FLORIDA STATUTE						5000570
SPECIAL CATEGORIES						100000
PUBLIC DEFENDER OPERATIONS						103226
GENERAL REVENUE FUND -STATE	4,673					4,673- 1000 1
TOTAL: INVOLUNTARY ADMISSION TO RESIDENTIAL SERVICES PURSUANT TO SECTION 393.11 FLORIDA STATUTE						5000570
TOTAL POSITIONS.....	1.00					1.00-
TOTAL ISSUE.....	108,635					108,635-
TOTAL SALARY RATE.....	70,000					70,000-

AGENCY ISSUE NARRATIVE:

2017-2018 BUDGET YEAR NARRATIVE:

IT COMPONENT? NO

The Eighth Circuit Public Defender's Office requests recurring GR funding for one [1] Assistant Public Defender at a rate of pay higher than base.

The Eighth Circuit Public Defender's Office has experienced an increase in mental health cases of approximately 30% over the last two years. Increases in mental health case events include Baker Act hearings, commitment continuation hearings, and medication hearings. The Eighth Judicial Circuit is home to numerous state mental health facilities, including Northeast Florida State Hospital in Baker County, North Florida Evaluation and Treatment Center in Alachua County, and Taccachale in Alachua County. Additionally, there are several Baker Act receiving facilities located within the circuit, including Meridian, Shands hospital, Shands Vista, North Florida Regional Medical Center, and the Veterans Administration Hospital. Baker Act hearings for DOC inmates are also conducted at Union Correctional Institution, which is located in Union County. An Assistant Public Defender is required to be present at each of these facilities for every proceeding. Effective representation of clients in these proceedings requires in person contact with the client at the facility prior to the proceeding by an experienced Assistant Public Defender. Rapid intervention for people in mental health crisis is critical to the safety of the community and the well-being of the person who is in crisis. The addition of an experienced Assistant Public Defender specializing in mental health issues will greatly benefit the both the client and the community at large.

Additionally, pursuant to a change in FS 393.11 in 2016, a new category of mental health hearings has been added to the existing mental health workload of the Public Defender's office. Florida law now requires that all persons who are involuntarily committed pursuant to FS 393.11 be reviewed annually to determine if they continue to meet the criteria for

	COL A12	COL A14	COL A15	COL A16	COL A14-A12	
					AGY AMD REQ	
					FY 2017-18	
					OVER(UNDER)	
	AGY FIN REQ	AGY AMD REQ	AGY AMD N/R	AGY AMD ANZ	AGY FIN REQ	
	FY 2017-18	FY 2017-18	FY 2017-18	FY 2017-18	FY 2017-18	
	POS	AMOUNT	POS	AMOUNT	POS	AMOUNT
JUSTICE ADMINISTRATION						21000000
PUBLIC DEFENDERS						21600000
PGM: PD-8TH JUD CIRCUIT						21600800
PUBLIC PROTECTION						12
LEGAL REPRESENTATION						<u>1203.00.00.00</u>
IMPROVED PROGRAMS						5000000
INVOLUNTARY ADMISSION TO						
RESIDENTIAL SERVICES PURSUANT TO						
SECTION 393.11 FLORIDA STATUTE						5000570

involuntary commitment. The Public Defender is required to be appointed for each of those annual reviews. Effective representation of clients in these proceedings requires in person contact with the client prior to the annual review by an experienced Assistant Public Defender. The clients to be reviewed may reside with the Eighth circuit or they may reside elsewhere in the state, requiring travel by the Assistant Public Defender assigned to those cases. Additionally, in some cases costs may be incurred by the office for evaluations and expert witnesses. The addition of one [1] experienced Assistant Public Defender will help alleviate the increased workload related to mental health hearings and will allow for rapid, proactive representation of persons experiencing a mental health crisis, which will benefit the client and the community at large.

FISCAL IMPACT:

An attorney cost unit has been developed by the FPDA to request the needed personnel to address the court mandate to prepare and present evidence for the juvenile resentencing hearing(s) required. The attorney unit cost is as follows:

1-FTE's-Assistant Public Defenders @\$70,000 annual salary

Operations expenditures budget of \$17,292 recurring and \$11,108 non-recurring to establish the positions as per Modified - Standard #3:

1 Assistant Public Defender \$4,673/recurring \$2,777/non-recurring

The due process costs for each case is estimated to be \$_____.

The total cost for the attorney unit is \$_____.

Amended 2017-18 Narrative after February 2, 2017

Summary: This issue has been moved to issue code 4200350 "Mental Health, Veterans and Drug Court Staffing." The original issue code 5000570 "Involuntary Admission to Residential Services Pursuant to Section 393.11 Florida Statute" has been deleted.

	COL A12	COL A14	COL A15	COL A16	COL A14-A12	
	AGY FIN REQ	AGY AMD REQ	AGY AMD N/R	AGY AMD ANZ	AGY AMD REQ	
	FY 2017-18	FY 2017-18	FY 2017-18	FY 2017-18	FY 2017-18	
	POS	AMOUNT	POS	AMOUNT	POS	AMOUNT
						CODES
JUSTICE ADMINISTRATION						21000000
PUBLIC DEFENDERS						21600000
PGM: PD-8TH JUD CIRCUIT						21600800
PUBLIC PROTECTION						12
LEGAL REPRESENTATION						<u>1203.00.00.00</u>
IMPROVED PROGRAMS						5000000
INVOLUNTARY ADMISSION TO						
RESIDENTIAL SERVICES PURSUANT TO						
SECTION 393.11 FLORIDA STATUTE						5000570

POSITION DETAIL OF SALARIES AND BENEFITS:

	FTE	BASE RATE	ADDITIVES	BENEFITS	SUBTOTAL	LAPSE %	LAPSED SALARIES AND BENEFITS
A12 - AGY FIN REQ FY 2017-18							
NEW POSITIONS							
5901 ASST PUBLIC DEFENDER							
N0097 001	1.00	70,000		33,962	103,962	0.00	103,962
TOTALS FOR ISSUE BY FUND							
1000 GENERAL REVENUE FUND							103,962
	1.00	70,000		33,962	103,962		103,962

TOTAL: LEGAL REPRESENTATION							<u>1203.00.00.00</u>
BY FUND TYPE							
GENERAL REVENUE FUND.....	5.00	425,105	3.00	279,501	8,331	2.00-	145,604- 1000
SALARY RATE.....	268,066	180,000				88,066-	

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	COL A12	COL A14	COL A15	COL A16	COL A14-A12	
	AGY FIN REQ	AGY AMD REQ	AGY AMD N/R	AGY AMD ANZ	AGY AMD REQ	
	FY 2017-18	FY 2017-18	FY 2017-18	FY 2017-18	FY 2017-18	
	POS	AMOUNT	POS	AMOUNT	POS	AMOUNT
						CODES
JUSTICE ADMINISTRATION						21000000
PUBLIC DEFENDERS						21600000
PGM: PD-9TH JUD CIRCUIT						21600900
PUBLIC PROTECTION						12
LEGAL REPRESENTATION						1203.00.00.00
ESTIMATED EXPENDITURES REALIGNMENT						2000000
REALIGNMENT OF ADMINISTRATIVE						
EXPENDITURES - ADD						2000100
SALARIES AND BENEFITS						010000
GENERAL REVENUE FUND -STATE	300,000	300,000				1000 1

AGENCY ISSUE NARRATIVE:

2017-2018 BUDGET YEAR NARRATIVE: IT COMPONENT? NO
 The Ninth Circuit Public Defender requests this issue to re-align Categories Salaries and Benefits and Operations
 This issue will add \$300,000 to Salaries and Benefits while decreasing the same amount from Operations.

See corresponding issue code 2000200 for the Deduct portion of this request.

POSITION DETAIL OF SALARIES AND BENEFITS:

	FTE	BASE RATE	ADDITIVES	BENEFITS	SUBTOTAL	LAPSE %	LAPSED SALARIES AND BENEFITS
A12 - AGY FIN REQ FY 2017-18							
CHANGES TO CURRENTLY AUTHORIZED POSITIONS							
OTHER SALARY AMOUNT							
1000 GENERAL REVENUE FUND							300,000
							300,000

	COL A12	COL A14	COL A15	COL A16	COL A14-A12	
	AGY FIN REQ	AGY AMD REQ	AGY AMD N/R	AGY AMD ANZ	AGY AMD REQ	
	FY 2017-18	FY 2017-18	FY 2017-18	FY 2017-18	FY 2017-18	
	POS	AMOUNT	POS	AMOUNT	POS	AMOUNT
JUSTICE ADMINISTRATION						21000000
PUBLIC DEFENDERS						21600000
PGM: PD-9TH JUD CIRCUIT						21600900
PUBLIC PROTECTION						12
LEGAL REPRESENTATION						1203.00.00.00
ESTIMATED EXPENDITURES REALIGNMENT						2000000
REALIGNMENT OF ADMINISTRATIVE						
EXPENDITURES - ADD						2000100

POSITION DETAIL OF SALARIES AND BENEFITS:

	FTE	BASE RATE	ADDITIVES	BENEFITS	SUBTOTAL	LAPSE %	LAPSED SALARIES AND BENEFITS
A14 - AGY AMD REQ FY 2017-18							
CHANGES TO CURRENTLY AUTHORIZED POSITIONS							
OTHER SALARY AMOUNT							
1000 GENERAL REVENUE FUND							300,000
							300,000

REALIGNMENT OF ADMINISTRATIVE							2000200
EXPENDITURES - DEDUCT							100000
SPECIAL CATEGORIES							103226
PUBLIC DEFENDER OPERATIONS							
GENERAL REVENUE FUND	-STATE	300,000-	300,000-				1000 1

AGENCY ISSUE NARRATIVE:

2017-2018 BUDGET YEAR NARRATIVE: IT COMPONENT? NO
 The Ninth Circuit Public Defender requests this issue to re-align Categories Salaries and Benefits and Operations
 This issue will add \$300,000 to Salaries and Benefits while decreasing the same amount from Operations.

See corresponding issue code 2000100 for the Add portion of this request.

	COL A12	COL A14	COL A15	COL A16	COL A14-A12	
	AGY FIN REQ	AGY AMD REQ	AGY AMD N/R	AGY AMD ANZ	AGY AMD REQ	
	FY 2017-18	FY 2017-18	FY 2017-18	FY 2017-18	FY 2017-18	
	POS	AMOUNT	POS	AMOUNT	POS	AMOUNT
JUSTICE ADMINISTRATION						21000000
PUBLIC DEFENDERS						21600000
PGM: PD-9TH JUD CIRCUIT						21600900
PUBLIC PROTECTION						12
LEGAL REPRESENTATION						1203.00.00.00
EQUIPMENT NEEDS						2400000
REPLACEMENT OF MOTOR VEHICLES						2401500
SPECIAL CATEGORIES						100000
ACQUISITION/MOTOR VEHICLES						100021
INDIGENT CRIM DEFENSE TF -STATE	22,000	22,000	22,000			2974 1

AGENCY ISSUE NARRATIVE:

2017-2018 BUDGET YEAR NARRATIVE:

IT COMPONENT? NO

This issue requests non-recurring Indigent Criminal Defense trust fund dollars and authority to purchase a replacement motor vehicle.

This office has one vehicle that will have been in service for over 12 years by the time this replacement can arrive.

Year	Make/ Model	Identification #	Estimated June 2017 mileage	Estimated June 2018 mileage
2004	Ford- F150	1FTRW12W14KC19573	121,410	127,782

ANNUALIZATION OF ISSUES PARTIALLY FUNDED IN PRIOR YEAR

2600000

ANNUALIZATION OF PUBLIC DEFENDER WORKLOAD

2600250

SALARIES AND BENEFITS

010000

GENERAL REVENUE FUND -STATE	300,000					300,000- 1000 1
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AGENCY ISSUE NARRATIVE:

2017-2018 BUDGET YEAR NARRATIVE:

IT COMPONENT? NO

Amended 2017-18 Narrative after February 2, 2017

Summary: Issue code 2600250 was entered in error. The amount of \$300,000 has been deleted.

COL A12	COL A14	COL A15	COL A16	COL A14-A12	CODES
AGY FIN REQ FY 2017-18	AGY AMD REQ FY 2017-18	AGY AMD N/R FY 2017-18	AGY AMD ANZ FY 2017-18	AGY AMD REQ FY 2017-18 OVER(UNDER) AGY FIN REQ FY 2017-18	
POS AMOUNT	POS AMOUNT	POS AMOUNT	POS AMOUNT	POS AMOUNT	

JUSTICE ADMINISTRATION 21000000
 PUBLIC DEFENDERS 21600000
 PGM: PD-9TH JUD CIRCUIT 21600900
 PUBLIC PROTECTION 12
 LEGAL REPRESENTATION 1203.00.00.00
 ANNUALIZATION OF ISSUES PARTIALLY FUNDED IN PRIOR YEAR 2600000
 ANNUALIZATION OF PUBLIC DEFENDER WORKLOAD 2600250

POSITION DETAIL OF SALARIES AND BENEFITS:

FTE	BASE RATE	ADDITIVES	BENEFITS	SUBTOTAL	LAPSE %	LAPSED SALARIES AND BENEFITS
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A12 - AGY FIN REQ FY 2017-18

CHANGES TO CURRENTLY AUTHORIZED POSITIONS
 OTHER SALARY AMOUNT
 1000 GENERAL REVENUE FUND

300,000

 300,000
 =====

WORKLOAD 3000000
 HURST IMPACT ON WORKLOAD 3000110
 SALARY RATE 000000
 SALARY RATE..... 219,494 219,494
 =====
 SALARIES AND BENEFITS 010000
 GENERAL REVENUE FUND -STATE 4.00 329,441 4.00 329,441 1000 1
 =====
 SPECIAL CATEGORIES 100000
 PUBLIC DEFENDER OPERATIONS 103226
 GENERAL REVENUE FUND -STATE 17,524 17,524 1000 1
 =====

	COL A12	COL A14	COL A15	COL A16	COL A14-A12	
					AGY AMD REQ	
					FY 2017-18	
					OVER(UNDER)	
	AGY FIN REQ	AGY AMD REQ	AGY AMD N/R	AGY AMD ANZ	AGY FIN REQ	
	FY 2017-18	FY 2017-18	FY 2017-18	FY 2017-18	FY 2017-18	
POS	AMOUNT	POS	AMOUNT	POS	AMOUNT	CODES
JUSTICE ADMINISTRATION						21000000
PUBLIC DEFENDERS						21600000
PGM: PD-9TH JUD CIRCUIT						21600900
PUBLIC PROTECTION						12
LEGAL REPRESENTATION						<u>1203.00.00.00</u>
WORKLOAD						3000000
HURST IMPACT ON WORKLOAD						3000110
TOTAL: HURST IMPACT ON WORKLOAD						3000110
TOTAL POSITIONS.....		4.00			4.00	
TOTAL ISSUE.....			346,965			346,965
TOTAL SALARY RATE.....		219,494			219,494	

AGENCY ISSUE NARRATIVE:

2017-2018 BUDGET YEAR NARRATIVE:

IT COMPONENT? NO

Amended 2017-18 Narrative after February 2, 2017

In 2016, the U.S. Supreme Court struck down Florida's death penalty statute ruling that it unconstitutionally denied defendants the right to have juries decide whether the prosecution had proven key facts necessary to impose the death penalty. Later the Florida Supreme Court also struck down the statute because it allowed judges to impose death sentences without a unanimous jury recommendation. The Florida Supreme Court found that its decision affected all death row inmates since the U.S. Supreme Court's 2002 ruling in Ring v. Arizona.

The Florida Legislature is now working to pass a new death penalty statute that meets the requirements of the U.S. and Florida Supreme Court. Upon passage of a new death penalty statute, the Ninth Circuit of Florida Public Defender's office will be required to represent an estimated 20-23 defendants in resentencing hearings. Due to the age of some of the cases and the fact that the Public Defender did not represent the defendants in the original trial litigation, substantial time and effort will need to be expended to competently represent each defendant. The work to be done is unexpected and the Public Defender's office is not currently sufficiently staffed to add such additional serious duties and obligations.

Three (3) Assistant Public Defenders at a rate of 57,000 each and 0.50 Legal Assistant and 0.50 Investigator at 35,000 each plus benefits are requested to handle this additional workload. Operating Expenditures are requested to establish these positions per Standard #3 Expense Package, modified for public defenders.

Summary: this is a new issue.

	COL A12	COL A14	COL A15	COL A16	COL A14-A12	
					AGY AMD REQ	
					FY 2017-18	
					OVER(UNDER)	
	AGY FIN REQ	AGY AMD REQ	AGY AMD N/R	AGY AMD ANZ	AGY FIN REQ	
	FY 2017-18	FY 2017-18	FY 2017-18	FY 2017-18	FY 2017-18	
POS	AMOUNT	POS	AMOUNT	POS	AMOUNT	CODES
JUSTICE ADMINISTRATION						21000000
PUBLIC DEFENDERS						21600000
PGM: PD-9TH JUD CIRCUIT						21600900
PUBLIC PROTECTION						12
LEGAL REPRESENTATION						1203.00.00.00
WORKLOAD						3000000
HURST IMPACT ON WORKLOAD						3000110

POSITION DETAIL OF SALARIES AND BENEFITS:

	FTE	BASE RATE	ADDITIVES	BENEFITS	SUBTOTAL	LAPSE %	LAPSED SALARIES AND BENEFITS
A14 - AGY AMD REQ FY 2017-18							
NEW POSITIONS							
5131 LEGAL ASSISTANT I							
N0003 001	0.50	35,000		11,406	46,406	0.00	46,406
5661 INVESTIGATOR I							
N0002 001	0.50	13,494		8,143	21,637	0.00	21,637
5901 ASST PUBLIC DEFENDER							
N0001 001	3.00	171,000		90,398	261,398	0.00	261,398
TOTALS FOR ISSUE BY FUND							
1000 GENERAL REVENUE FUND							329,441
	4.00	219,494		109,947	329,441		329,441

MENTAL HEALTH LAWYER - BAKER ACT							3000530
SALARY RATE							000000
SALARY RATE.....		57,000			57,000		
SALARIES AND BENEFITS							010000
GENERAL REVENUE FUND -STATE	1.00	87,133			1.00	87,133	1000 1

	COL A12	COL A14	COL A15	COL A16	COL A14-A12	
					AGY AMD REQ	
					FY 2017-18	
					OVER(UNDER)	
	AGY FIN REQ	AGY AMD REQ	AGY AMD N/R	AGY AMD ANZ	AGY FIN REQ	
	FY 2017-18	FY 2017-18	FY 2017-18	FY 2017-18	FY 2017-18	
	POS	AMOUNT	POS	AMOUNT	POS	AMOUNT
JUSTICE ADMINISTRATION						21000000
PUBLIC DEFENDERS						21600000
PGM: PD-9TH JUD CIRCUIT						21600900
PUBLIC PROTECTION						12
LEGAL REPRESENTATION						1203.00.00.00
WORKLOAD						3000000
MENTAL HEALTH LAWYER - BAKER ACT						3000530
SPECIAL CATEGORIES						100000
PUBLIC DEFENDER OPERATIONS						103226
GENERAL REVENUE FUND -STATE		4,673		2,777		4,673
						1000 1
TOTAL: MENTAL HEALTH LAWYER - BAKER ACT						3000530
TOTAL POSITIONS.....		1.00				1.00
TOTAL ISSUE.....		91,806		2,777		91,806
TOTAL SALARY RATE.....		57,000				57,000

AGENCY ISSUE NARRATIVE:

2017-2018 BUDGET YEAR NARRATIVE:

IT COMPONENT? NO

Amended 2017-18 Narrative after February 2, 2017

The Office of the Public Defender is statutorily obligated to interview every client in our circuit before an involuntary psychiatric commitment (Baker Act) hearing and to assist him/her throughout the process. This includes interviews, accessing and assessing medical records, representing him/her in a court hearing in front of a magistrate, assisting with discharge planning, etc. Our office is also obligated to keep abreast of changes in case law and to keep our education of the process current with training and updates.

The new Orlando VA Medical Center at Lake Nona began taking involuntary clients in 2016 and has been activating clinics and services since that time. The 1.2 million square foot facility will have 134 inpatient beds.

Our request is in regard to this new obligation, in particular because the catchment area of the VA (known as VISN 8; Region 4) encompasses more than our jurisdictional circuit. In addition to Orange and Osceola County, the Orlando VAMC is also legally obligated to serve Seminole, Brevard, Lake and Volusia. It won't be long before the 134 involuntary beds are filled and our obligations to the rest of the state's mentally ill patients increases exponentially.

Summary: this is a new issue.

COL A12		COL A14		COL A15		COL A16		COL A14-A12		CODES
AGY FIN REQ FY 2017-18	POS AMOUNT	AGY AMD REQ FY 2017-18	POS AMOUNT	AGY AMD N/R FY 2017-18	POS AMOUNT	AGY AMD ANZ FY 2017-18	POS AMOUNT	AGY AMD REQ FY 2017-18 OVER(UNDER)	AGY FIN REQ FY 2017-18	

JUSTICE ADMINISTRATION										21000000
PUBLIC DEFENDERS										21600000
PGM: PD-9TH JUD CIRCUIT										21600900
PUBLIC PROTECTION										12
LEGAL REPRESENTATION										1203.00.00.00
WORKLOAD										3000000
MENTAL HEALTH LAWYER - BAKER ACT										3000530

POSITION DETAIL OF SALARIES AND BENEFITS:

	FTE	BASE RATE	ADDITIVES	BENEFITS	SUBTOTAL	LAPSE %	LAPSED SALARIES AND BENEFITS
A14 - AGY AMD REQ FY 2017-18							
NEW POSITIONS							
5901 ASST PUBLIC DEFENDER N0001 001	1.00	57,000		30,133	87,133	0.00	87,133
TOTALS FOR ISSUE BY FUND							
1000 GENERAL REVENUE FUND							87,133
	1.00	57,000		30,133	87,133		87,133

STAFFING ADJUSTMENTS FOR WORKLOAD AND INCREASED JUDGESHIPS							3001060
SALARY RATE							000000
SALARY RATE.....		618,000			618,000		
SALARIES AND BENEFITS							010000
GENERAL REVENUE FUND -STATE		12.00	941,690		12.00	941,690	1000 1

	COL A12	COL A14	COL A15	COL A16	COL A14-A12	
	AGY FIN REQ	AGY AMD REQ	AGY AMD N/R	AGY AMD ANZ	AGY AMD REQ	
	FY 2017-18	FY 2017-18	FY 2017-18	FY 2017-18	FY 2017-18	
	POS	AMOUNT	POS	AMOUNT	POS	AMOUNT
JUSTICE ADMINISTRATION						21000000
PUBLIC DEFENDERS						21600000
PGM: PD-9TH JUD CIRCUIT						21600900
PUBLIC PROTECTION						12
LEGAL REPRESENTATION						1203.00.00.00
WORKLOAD						3000000
STAFFING ADJUSTMENTS FOR WORKLOAD						
AND INCREASED JUDGESHIPS						3001060
SPECIAL CATEGORIES						100000
PUBLIC DEFENDER OPERATIONS						103226
GENERAL REVENUE FUND -STATE		52,572			52,572	1000 1
TOTAL: STAFFING ADJUSTMENTS FOR WORKLOAD						3001060
AND INCREASED JUDGESHIPS						
TOTAL POSITIONS.....		12.00			12.00	
TOTAL ISSUE.....		994,262			994,262	
TOTAL SALARY RATE.....		618,000			618,000	

AGENCY ISSUE NARRATIVE:

2017-2018 BUDGET YEAR NARRATIVE:

IT COMPONENT? NO

Amended 2017-18 Narrative after February 2, 2017

The Florida Supreme Court has certified the need for three (3) additional circuit court judges in this circuit. To staff the new circuit court will require a minimum of nine (9) Assistant Public Defenders at a salary of 57,000 each and three (3) legal assistants at a salary of 35,000 each. Operating Expenditures budget authority is requested as per Standard #3 expense package, modified for public defenders.

Funding in this issue represents the minimum staffing needs and salary requirements for supporting these new judicial positions

Summary: this is a new issue.

COL A12		COL A14		COL A15		COL A16		COL A14-A12		CODES
AGY FIN REQ FY 2017-18	POS	AGY AMD REQ FY 2017-18	POS	AGY AMD N/R FY 2017-18	POS	AGY AMD ANZ FY 2017-18	POS	AGY AMD REQ FY 2017-18 OVER(UNDER)	AGY FIN REQ FY 2017-18	
AMOUNT		AMOUNT		AMOUNT		AMOUNT		AMOUNT	AMOUNT	

JUSTICE ADMINISTRATION	21000000
PUBLIC DEFENDERS	21600000
PGM: PD-9TH JUD CIRCUIT	21600900
PUBLIC PROTECTION	12
LEGAL REPRESENTATION	<u>1203.00.00.00</u>
WORKLOAD	3000000
STAFFING ADJUSTMENTS FOR WORKLOAD AND INCREASED JUDGESHIPS	3001060

POSITION DETAIL OF SALARIES AND BENEFITS:

	FTE	BASE RATE	ADDITIVES	BENEFITS	SUBTOTAL	LAPSE %	LAPSED SALARIES AND BENEFITS
A14 - AGY AMD REQ FY 2017-18							
NEW POSITIONS							
5131 LEGAL ASSISTANT I N0002 001	3.00	105,000		52,499	157,499	0.00	157,499
5901 ASST PUBLIC DEFENDER N0001 001	9.00	513,000		271,191	784,191	0.00	784,191
TOTALS FOR ISSUE BY FUND							
1000 GENERAL REVENUE FUND	12.00	618,000		323,690	941,690		941,690

	COL A12	COL A14	COL A15	COL A16	COL A14-A12	
	AGY FIN REQ FY 2017-18	AGY AMD REQ FY 2017-18	AGY AMD N/R FY 2017-18	AGY AMD ANZ FY 2017-18	AGY AMD REQ FY 2017-18 OVER(UNDER)	AGY FIN REQ FY 2017-18
	POS AMOUNT	POS AMOUNT	POS AMOUNT	POS AMOUNT	POS AMOUNT	POS AMOUNT
JUSTICE ADMINISTRATION						21000000
PUBLIC DEFENDERS						21600000
PGM: PD-9TH JUD CIRCUIT						21600900
PUBLIC PROTECTION						12
LEGAL REPRESENTATION						1203.00.00.00
OTHER PROGRAMS						4200000
ASSISTANT PUBLIC DEFENDER SALARY						4204A00
PARITY						000000
SALARY RATE						
SALARY RATE.....	665,554	665,554				
=====						
SALARIES AND BENEFITS						010000
GENERAL REVENUE FUND -STATE	861,360	861,360				1000 1
=====						
TOTAL: ASSISTANT PUBLIC DEFENDER SALARY						4204A00
PARITY						
TOTAL ISSUE.....	861,360	861,360				
TOTAL SALARY RATE.....	665,554	665,554				
=====						

AGENCY ISSUE NARRATIVE:

2017-2018 BUDGET YEAR NARRATIVE: IT COMPONENT? NO
 The Ninth Circuit has an average salary for assistant public defenders of \$53,800. This is \$5,820 below the statewide average for assistant public defenders. The average salary for assistant public defenders statewide is \$59,620. Ten Public Defenders provide salaries that average over \$60,000. The Ninth Circuit Public Defender is the second largest circuit by cases, the third largest circuit in population and yet the sixth in funding. This issue requests funding necessary to bring parity to the salaries of the Ninth Circuit Assistant Public Defenders.

POSITION DETAIL OF SALARIES AND BENEFITS:

	FTE	BASE RATE	ADDITIVES	BENEFITS	SUBTOTAL	LAPSE %	LAPSED SALARIES AND BENEFITS
A12 - AGY FIN REQ FY 2017-18							
CHANGES TO CURRENTLY AUTHORIZED POSITIONS							
RA01 RATE & SALARY ADJ - BENEFITS NO FTE							
N0001 001	0.00	665,554		195,806	861,360	0.00	861,360

	COL A12	COL A14	COL A15	COL A16	COL A14-A12	
	AGY FIN REQ	AGY AMD REQ	AGY AMD N/R	AGY AMD ANZ	AGY AMD REQ	
	FY 2017-18	FY 2017-18	FY 2017-18	FY 2017-18	FY 2017-18	
	POS	AMOUNT	POS	AMOUNT	POS	AMOUNT
						CODES
JUSTICE ADMINISTRATION						21000000
PUBLIC DEFENDERS						21600000
PGM: PD-9TH JUD CIRCUIT						21600900
PUBLIC PROTECTION						12
LEGAL REPRESENTATION						1203.00.00.00
OTHER PROGRAMS						4200000
ASSISTANT PUBLIC DEFENDER SALARY						
PARITY						4204A00

POSITION DETAIL OF SALARIES AND BENEFITS:

	FTE	BASE RATE	ADDITIVES	BENEFITS	SUBTOTAL	LAPSE %	LAPSED SALARIES AND BENEFITS
A12 - AGY FIN REQ FY 2017-18							
CHANGES TO CURRENTLY AUTHORIZED POSITIONS							
TOTALS FOR ISSUE BY FUND							
1000 GENERAL REVENUE FUND							861,360
	0.00	665,554		195,806	861,360		861,360

A14 - AGY AMD REQ FY 2017-18

CHANGES TO CURRENTLY AUTHORIZED POSITIONS							
RA01 RATE & SALARY ADJ - BENEFITS NO FTE							
N0001 001	0.00	665,554		195,806	861,360	0.00	861,360
TOTALS FOR ISSUE BY FUND							
1000 GENERAL REVENUE FUND							861,360
	0.00	665,554		195,806	861,360		861,360

	COL A12	COL A14	COL A15	COL A16	COL A14-A12	
	AGY FIN REQ	AGY AMD REQ	AGY AMD N/R	AGY AMD ANZ	AGY AMD REQ	
	FY 2017-18	FY 2017-18	FY 2017-18	FY 2017-18	FY 2017-18	
	POS	AMOUNT	POS	AMOUNT	POS	AMOUNT
JUSTICE ADMINISTRATION						21000000
PUBLIC DEFENDERS						21600000
PGM: PD-9TH JUD CIRCUIT						21600900
PUBLIC PROTECTION						12
LEGAL REPRESENTATION						1203.00.00.00
IMPROVED PROGRAMS						5000000
PUBLIC DEFENDER SPECIAL FUNDING						5000500
REQUEST FOR CRITICAL NEEDS						000000
SALARY RATE						
SALARY RATE.....		184,000			184,000	
=====						
SALARIES AND BENEFITS						010000
GENERAL REVENUE FUND -STATE		4.00			4.00	
			279,264			279,264
						1000 1
=====						
SPECIAL CATEGORIES						100000
PUBLIC DEFENDER OPERATIONS						103226
GENERAL REVENUE FUND -STATE			16,356	10,376		16,356
						1000 1
=====						
TOTAL: PUBLIC DEFENDER SPECIAL FUNDING						5000500
REQUEST FOR CRITICAL NEEDS						
TOTAL POSITIONS.....		4.00			4.00	
TOTAL ISSUE.....			295,620	10,376		295,620
TOTAL SALARY RATE.....		184,000			184,000	
=====						

AGENCY ISSUE NARRATIVE:

2017-2018 BUDGET YEAR NARRATIVE:

IT COMPONENT? NO

Amended 2017-18 Narrative after February 2, 2017

On February 3, 2017, the Ninth Circuit Public Defender's Office began receiving notices from the State Attorney's Office that many of its' clients might have been harmed as a result of mistakes made by an Orange County Sheriff's fingerprint analyst. According to the State Attorney, the analyst, who has been removed from his position, has made numerous errors over a number of years including failure to identify prints of value, the mislabeling of print cards and clerical errors. Our office has identified approximately 1,700 cases which must be reviewed and analyzed to determine whether clients' rights may have been violated.

When fingerprint analysis was a factor in a case by being presented at trial or by influencing a client to plea to criminal charges further litigation up to and including new trial will be required. As a result of the substantial amount of unanticipated work required as a result of the fingerprint analyst's negligence, the Ninth Circuit Public

	COL A12	COL A14	COL A15	COL A16	COL A14-A12	
					AGY AMD REQ	
					FY 2017-18	
					OVER(UNDER)	
	AGY FIN REQ	AGY AMD REQ	AGY AMD N/R	AGY AMD ANZ	AGY FIN REQ	
	FY 2017-18	FY 2017-18	FY 2017-18	FY 2017-18	FY 2017-18	
POS	AMOUNT	POS	AMOUNT	POS	AMOUNT	POS
JUSTICE ADMINISTRATION						21000000
PUBLIC DEFENDERS						21600000
PGM: PD-9TH JUD CIRCUIT						21600900
PUBLIC PROTECTION						12
LEGAL REPRESENTATION						<u>1203.00.00.00</u>
IMPROVED PROGRAMS						5000000
PUBLIC DEFENDER SPECIAL FUNDING						
REQUEST FOR CRITICAL NEEDS						5000500

Defender's Office requires funding for the following positions: two (2) Assistant Public Defenders and two (2) legal assistants. Operating Expenditures are requested to establish these positions per Standard #3 Expense Package modified for public defenders.

Summary: this is a new issue.

POSITION DETAIL OF SALARIES AND BENEFITS:

	FTE	BASE RATE	ADDITIVES	BENEFITS	SUBTOTAL	LAPSE %	LAPSED SALARIES AND BENEFITS
A14 - AGY AMD REQ FY 2017-18							
NEW POSITIONS							
5131 LEGAL ASSISTANT I							
N0002 001	2.00	70,000		34,999	104,999	0.00	104,999
5901 ASST PUBLIC DEFENDER							
N0001 001	2.00	114,000		60,265	174,265	0.00	174,265
TOTALS FOR ISSUE BY FUND							
1000 GENERAL REVENUE FUND							279,264
	4.00	184,000		95,264	279,264		279,264

	COL A12	COL A14	COL A15	COL A16	COL A14-A12	
					AGY AMD REQ	
					FY 2017-18	
					OVER(UNDER)	
	AGY FIN REQ	AGY AMD REQ	AGY AMD N/R	AGY AMD ANZ	AGY FIN REQ	
	FY 2017-18	FY 2017-18	FY 2017-18	FY 2017-18	FY 2017-18	
POS	AMOUNT	POS	AMOUNT	POS	AMOUNT	POS
						AMOUNT
						CODES
JUSTICE ADMINISTRATION						21000000
PUBLIC DEFENDERS						21600000
PGM: PD-9TH JUD CIRCUIT						21600900
PUBLIC PROTECTION						12
LEGAL REPRESENTATION						1203.00.00.00
TOTAL: LEGAL REPRESENTATION						1203.00.00.00
BY FUND TYPE						
GENERAL REVENUE FUND	1,161,360	2,590,013	13,153		1,428,653	1000
TRUST FUNDS	22,000	22,000	22,000			2000
TOTAL POSITIONS.....		21.00			21.00	
TOTAL PROG COMP.....	1,183,360	2,612,013	35,153		1,428,653	
TOTAL SALARY RATE.....	665,554	1,744,048			1,078,494	

	COL A12		COL A14		COL A15		COL A16		COL A14-A12		
	AGY FIN REQ FY 2017-18		AGY AMD REQ FY 2017-18		AGY AMD N/R FY 2017-18		AGY AMD ANZ FY 2017-18		AGY AMD REQ FY 2017-18 OVER(UNDER) AGY FIN REQ FY 2017-18		CODES
	POS	AMOUNT	POS	AMOUNT	POS	AMOUNT	POS	AMOUNT	POS	AMOUNT	
JUSTICE ADMINISTRATION											21000000
PUBLIC DEFENDERS											21600000
PGM: PD-10TH JUD CIRCUIT											21601000
PUBLIC PROTECTION											12
LEGAL REPRESENTATION											1203.00.00.00
WORKLOAD											3000000
HURST IMPACT ON WORKLOAD											3000110
SALARY RATE											000000
SALARY RATE.....		443,011		369,623						73,388-	
=====											
SALARIES AND BENEFITS											010000
GENERAL REVENUE FUND -STATE	10.23	680,002	8.00	567,826					2.23-	112,176-	1000 1
=====											
SPECIAL CATEGORIES											100000
PUBLIC DEFENDER OPERATIONS											103226
GENERAL REVENUE FUND -STATE		44,163		32,712		20,752				11,451-	1000 1
=====											
TOTAL: HURST IMPACT ON WORKLOAD											3000110
TOTAL POSITIONS.....	10.23		8.00						2.23-		
TOTAL ISSUE.....		724,165		600,538		20,752				123,627-	
TOTAL SALARY RATE.....		443,011		369,623						73,388-	
=====											

AGENCY ISSUE NARRATIVE:

2017-2018 BUDGET YEAR NARRATIVE:

IT COMPONENT? NO

In January, 2016, the U.S. Supreme Court found Florida's death penalty sentencing scheme unconstitutional. In response, the Florida Legislature passed and the Governor signed into law Chapter 2016-13, Laws of Florida, which substantially modifies the previously existing sentencing scheme. Significant legal challenges to Chapter 2016-13 have been raised, some of which are currently pending in the Florida Supreme Court and lower appellate courts, others of which are being litigated in trial courts. Additionally, standard jury instructions which advise jurors of their duties and responsibilities in capital sentencing proceedings have yet to be adopted by the Florida Supreme Court. Without standard instructions, challenges to the individual jury instructions crafted on a case-by-case basis are having to be litigated in every case. And, history informs us that there will be significant litigation once standard instructions are adopted. As the legal challenges slowly work their way through the trial and appellate courts, a backlog of cases is developing.

The death penalty litigation would require four (4) attorney units consisting of 1.0 FTE Capital Qualified Experience Level Assistant Public Defender, .75 FTE Legal Assistant III, .25 FTE Legal Assistant I, .333 FTE Investigator I, .1 FTE Supervising APD, and .125 FTE Administrative Assistant II at the default minimum for the pay grade as adopted by the Florida Public Defenders Association. Public Defender Operating Expenditures budget of \$40,528 (\$26,128 non-recurring) is requested to establish the positions as per Standard # 3, modified for Public Defenders.

	COL A12	COL A14	COL A15	COL A16	COL A14-A12	
					AGY AMD REQ	
					FY 2017-18	
					OVER(UNDER)	
	AGY FIN REQ	AGY AMD REQ	AGY AMD N/R	AGY AMD ANZ	AGY FIN REQ	
	FY 2017-18	FY 2017-18	FY 2017-18	FY 2017-18	FY 2017-18	
POS	AMOUNT	POS	AMOUNT	POS	AMOUNT	CODES
JUSTICE ADMINISTRATION						21000000
PUBLIC DEFENDERS						21600000
PGM: PD-10TH JUD CIRCUIT						21601000
PUBLIC PROTECTION						12
LEGAL REPRESENTATION						<u>1203.00.00.00</u>
WORKLOAD						3000000
HURST IMPACT ON WORKLOAD						3000110

Amended 2017-18 Narrative after February 2, 2017

In January, 2016, the U.S. Supreme Court found Florida's death penalty sentencing scheme unconstitutional. In response, the Florida Legislature passed and the Governor signed into law Chapter 2016-13, Laws of Florida, which substantially modifies the previously existing sentencing scheme. Significant legal challenges to Chapter 2016-13 have been raised, some of which are currently pending in the Florida Supreme Court and lower appellate courts, others of which are being litigated in trial courts. Additionally, standard jury instructions which advise jurors of their duties and responsibilities in capital sentencing proceedings have yet to be adopted by the Florida Supreme Court. Without standard instructions, challenges to the individual jury instructions crafted on a case-by-case basis are having to be litigated in every case. And, history informs us that there will be significant litigation once standard instructions are adopted. As the legal challenges slowly work their way through the trial and appellate courts, a backlog of cases is developing.

The death penalty litigation would require four (4) Full Time Equivalent (FTE) Capital Qualified Experience Level Assistant Public Defender positions at the salary rate of \$70,000 each, three (3) FTE Legal Assistant III positions at the default minimum for the pay grade and one (1) FTE Investigator I position at the default minimum for the pay grade as adopted by the Florida Public Defenders Association. Public Defender Operating Expenditures budget of \$32,712 (\$20,752 non-recurring) is requested to establish the positions as per Standard # 3 Expense Package, modified for Public Defenders.

Summary: This issue has been revised to reduce the number of FTE requested by 2.23, as well as the corresponding salary rate of 73,388 and Salaries and Benefits in the amount of \$112,176. Operations funding has also been reduced by \$11,451 as a result of the reduction in FTE requested.

	COL A12	COL A14	COL A15	COL A16	COL A14-A12	
	AGY FIN REQ	AGY AMD REQ	AGY AMD N/R	AGY AMD ANZ	AGY AMD REQ	
	FY 2017-18	FY 2017-18	FY 2017-18	FY 2017-18	FY 2017-18	
	POS	AMOUNT	POS	AMOUNT	POS	AMOUNT
JUSTICE ADMINISTRATION						21000000
PUBLIC DEFENDERS						21600000
PGM: PD-10TH JUD CIRCUIT						21601000
PUBLIC PROTECTION						12
LEGAL REPRESENTATION						1203.00.00.00
WORKLOAD						3000000
HURST IMPACT ON WORKLOAD						3000110

POSITION DETAIL OF SALARIES AND BENEFITS:

	FTE	BASE RATE	ADDITIVES	BENEFITS	SUBTOTAL	LAPSE %	LAPSED SALARIES AND BENEFITS
A12 - AGY FIN REQ FY 2017-18							
NEW POSITIONS							
5131 LEGAL ASSISTANT I N0102 001	1.00	20,122		15,242	35,364	0.00	35,364
5133 LEGAL ASSISTANT III N0101 001	3.00	69,501		47,113	116,614	0.00	116,614
5312 ADMINISTRATIVE ASSISTANT II N0105 001	0.50	13,494		8,143	21,637	0.00	21,637
5661 INVESTIGATOR I N0103 001	1.33	35,894		21,658	57,552	0.00	57,552
5816 DIVISION DIRECTOR I N0104 001	0.40	24,000		8,987	32,987	0.00	32,987
5901 ASST PUBLIC DEFENDER N0100 001	4.00	280,000		135,848	415,848	0.00	415,848
TOTALS FOR ISSUE BY FUND 1000 GENERAL REVENUE FUND							680,002
	10.23	443,011		236,991	680,002		680,002

A14 - AGY AMD REQ FY 2017-18

NEW POSITIONS							
5131 LEGAL ASSISTANT I N0102 001	1.00	20,122		15,242	35,364	0.00	35,364
5133 LEGAL ASSISTANT III							

COL A12		COL A14		COL A15		COL A16		COL A14-A12		CODES
AGY FIN REQ FY 2017-18	POS AMOUNT	AGY AMD REQ FY 2017-18	POS AMOUNT	AGY AMD N/R FY 2017-18	POS AMOUNT	AGY AMD ANZ FY 2017-18	POS AMOUNT	AGY AMD REQ FY 2017-18 OVER(UNDER)	AGY FIN REQ FY 2017-18	

JUSTICE ADMINISTRATION										21000000
PUBLIC DEFENDERS										21600000
PGM: PD-10TH JUD CIRCUIT										21601000
PUBLIC PROTECTION										12
LEGAL REPRESENTATION										1203.00.00.00
WORKLOAD										3000000
HURST IMPACT ON WORKLOAD										3000110

POSITION DETAIL OF SALARIES AND BENEFITS:

	FTE	BASE RATE	ADDITIVES	BENEFITS	SUBTOTAL	LAPSE %	LAPSED SALARIES AND BENEFITS
A14 - AGY AMD REQ FY 2017-18							
NEW POSITIONS							
N0101 001	3.00	69,501		47,113	116,614	0.00	116,614
5901 ASST PUBLIC DEFENDER							
N0100 001	4.00	280,000		135,848	415,848	0.00	415,848
TOTALS FOR ISSUE BY FUND							
1000 GENERAL REVENUE FUND							567,826
	8.00	369,623		198,203	567,826		567,826

LEGAL ASSISTANCE - MENTAL HEALTH							
CARE/BAKER ACT							3000540
SALARY RATE							000000
SALARY RATE.....	54,771				54,771-		
SALARIES AND BENEFITS							010000
GENERAL REVENUE FUND	2.50				2.50-		
-STATE		93,556				93,556-	1000 1

	COL A12	COL A14	COL A15	COL A16	COL A14-A12	
	AGY FIN REQ FY 2017-18	AGY AMD REQ FY 2017-18	AGY AMD N/R FY 2017-18	AGY AMD ANZ FY 2017-18	AGY AMD REQ FY 2017-18 OVER(UNDER)	AGY FIN REQ FY 2017-18
	POS AMOUNT	POS AMOUNT	POS AMOUNT	POS AMOUNT	POS AMOUNT	POS AMOUNT
						CODES
JUSTICE ADMINISTRATION						21000000
PUBLIC DEFENDERS						21600000
PGM: PD-10TH JUD CIRCUIT						21601000
PUBLIC PROTECTION						12
LEGAL REPRESENTATION						1203.00.00.00
WORKLOAD						3000000
LEGAL ASSISTANCE - MENTAL HEALTH						
CARE/BAKER ACT						3000540
OTHER PERSONAL SERVICES						030000
GENERAL REVENUE FUND -STATE	162,000				162,000-	1000 1
SPECIAL CATEGORIES						100000
PUBLIC DEFENDER OPERATIONS						103226
GENERAL REVENUE FUND -STATE	10,515				10,515-	1000 1
TOTAL: LEGAL ASSISTANCE - MENTAL HEALTH						3000540
CARE/BAKER ACT						
TOTAL POSITIONS.....	2.50				2.50-	
TOTAL ISSUE.....	266,071				266,071-	
TOTAL SALARY RATE.....	54,771				54,771-	

AGENCY ISSUE NARRATIVE:

2017-2018 BUDGET YEAR NARRATIVE:

IT COMPONENT? NO

The 10th Judicial Circuit currently has several problem-solving courts; multiple Drug Courts (felony, misdemeanor, DUI, Pre-adjudicatory and post-adjudicatory), Behavioral Health Court (Mental Health Court), and a Veteran's docket. The recidivism rates for participants in these court programs is lower than for those whose cases are handled in the traditional court system. While the judiciary clearly recognizes the value of addressing defendant's specific conditions/circumstances that contribute to the commission of criminal offenses, restrictive program requirements prevent many defendants who would benefit from the treatment opportunities in these programs from participating in the problem-solving courts. This Agency is best situated to identify those clients with special needs and to link them with community based treatment providers while their cases are proceeding through the criminal justice system. Once a client has been referred to and is receiving treatment, this Agency can recommend the court impose a disposition of the client's pending criminal charges similar to that available to those clients participating in the problem-solving court programs. The reduced recidivism rates found in the problem-solving courts would be extended to a larger clientele. The Office of the Public Defender, 10th Judicial Circuit requests funding for two 1.0 FTE Disposition Specialist 1 and one .5 Mitigation Specialist 1.

There is an urgent need for two Disposition Specialists to assess defendants housing needs, mental health and substance abuse status, and access to transportation and employment opportunities. These positions will coordinate these services and dispositions, and assist offenders on re-entry following incarceration. The part time Mitigation Specialist would

	COL A12	COL A14	COL A15	COL A16	COL A14-A12	
	AGY FIN REQ	AGY AMD REQ	AGY AMD N/R	AGY AMD ANZ	AGY FIN REQ	
	FY 2017-18	FY 2017-18	FY 2017-18	FY 2017-18	FY 2017-18	
	POS	AMOUNT	POS	AMOUNT	POS	AMOUNT
						CODES
JUSTICE ADMINISTRATION						21000000
PUBLIC DEFENDERS						21600000
PGM: PD-10TH JUD CIRCUIT						21601000
PUBLIC PROTECTION						12
LEGAL REPRESENTATION						1203.00.00.00
WORKLOAD						3000000
LEGAL ASSISTANCE - MENTAL HEALTH						
CARE/BAKER ACT						3000540

assist with investigations regarding client's educational, family, mental health, and social histories.

The Mental Health Care Unit would require two 1.0 FTE Disposition Specialist I and one .5 FTE Mitigation Specialist I at the default minimum for the pay grade. Public Defender Operating Expenditures budget of \$8,762 (\$6,027 non-recurring) is requested to establish the positions as per Standard # 3, modified for Public Defenders. Public Defender OPS Expenditure budget of \$162,000 is requested for contractual services of a Community Based Behavioral Treatment Program.

Amended 2017-18 Narrative after February 2, 2017

Summary: this issue has been replaced by issue code 4200350 "Mental Health, Veterans and Drug Court Staffing."

POSITION DETAIL OF SALARIES AND BENEFITS:

	FTE	BASE RATE	ADDITIVES	BENEFITS	SUBTOTAL	LAPSE %	LAPSED SALARIES AND BENEFITS
A12 - AGY FIN REQ FY 2017-18							
NEW POSITIONS							
5571 DISPOSITION SPECIALIST I							
N0098 001	2.00	43,188		30,932	74,120	0.00	74,120
5641 MITIGATION SPECIALIST I							
N0099 001	0.50	11,583		7,853	19,436	0.00	19,436
TOTALS FOR ISSUE BY FUND							
1000 GENERAL REVENUE FUND							93,556
	2.50	54,771		38,785	93,556		93,556

	COL A12	COL A14	COL A15	COL A16	COL A14-A12	
	AGY FIN REQ	AGY AMD REQ	AGY AMD N/R	AGY AMD ANZ	AGY AMD REQ	
	FY 2017-18	FY 2017-18	FY 2017-18	FY 2017-18	FY 2017-18	
	POS	AMOUNT	POS	AMOUNT	POS	AMOUNT
						CODES
JUSTICE ADMINISTRATION						21000000
PUBLIC DEFENDERS						21600000
PGM: PD-10TH JUD CIRCUIT						21601000
PUBLIC PROTECTION						12
LEGAL REPRESENTATION						1203.00.00.00
WORKLOAD						3000000
GRAHAM/MILLER/ATWELL ETCETERA -						
COURT MANDATED JUVENILE						
RESENTENCING						3009000
SALARY RATE						000000
SALARY RATE.....	1,485,510	214,033			1,271,477-	
SALARIES AND BENEFITS						010000
GENERAL REVENUE FUND -STATE	30.00 2,243,858	4.00 317,568			26.00-	1000 1
SPECIAL CATEGORIES						100000
PUBLIC DEFENDER OPERATIONS						103226
GENERAL REVENUE FUND -STATE	122,670	16,356	10,376		106,314-	1000 1
TOTAL: GRAHAM/MILLER/ATWELL ETCETERA -						3009000
COURT MANDATED JUVENILE						
RESENTENCING						
TOTAL POSITIONS.....	30.00	4.00			26.00-	
TOTAL ISSUE.....	2,366,528	333,924	10,376		2,032,604-	
TOTAL SALARY RATE.....	1,485,510	214,033			1,271,477-	

AGENCY ISSUE NARRATIVE:

2017-2018 BUDGET YEAR NARRATIVE:

IT COMPONENT? NO

Recent court decisions and the Legislature's enactment of Chapter 2014-220, Laws of Florida, have significantly increased the Public Defender workload for the resentencing of juvenile offenders. In addition to the U.S. Supreme Court cases of Graham v. Florida, 560 US 418(2010), and Miller v. Alabama, 132 SCT 2455 (2012), and the Florida cases making them retroactive (Henry v. State, 160 So.3d 393 (Fla. 2015); Falcon v. State, 162 So.3d 954 (Fla. 2015); Gridine v. State, 175 So.3d 672 (Fla. 2015)), several Florida Supreme Court decisions over the last year have expanded the pool of offenders sentenced as juveniles whose sentences must be reviewed to determine the effect of their background and immaturity on their criminal conduct as well as their prospects for successful re-entry into the community. In Atwell v. State, 2016 WL 3010795 (Fla. May 26, 2016), the Court applied the resentencing and judicial review requirements of Chapter 2014-220, to child offenders eligible for parole but still incarcerated decades after their crimes. In Landrum v. State, 2016 WL 3191099 (Fla. June 9, 2016), the Court extended the pool further, including juvenile offenders sentenced to life in prison for second degree murder.

	COL A12	COL A14	COL A15	COL A16	COL A14-A12	
					AGY AMD REQ	
					FY 2017-18	
					OVER(UNDER)	
	AGY FIN REQ	AGY AMD REQ	AGY AMD N/R	AGY AMD ANZ	AGY FIN REQ	
	FY 2017-18	FY 2017-18	FY 2017-18	FY 2017-18	FY 2017-18	
	POS	AMOUNT	POS	AMOUNT	POS	AMOUNT
						CODES
JUSTICE ADMINISTRATION						21000000
PUBLIC DEFENDERS						21600000
PGM: PD-10TH JUD CIRCUIT						21601000
PUBLIC PROTECTION						12
LEGAL REPRESENTATION						1203.00.00.00
WORKLOAD						3000000
GRAHAM/MILLER/ATWELL ETCETERA -						
COURT MANDATED JUVENILE						
RESENTENCING						3009000

In the 2016-17 budget request before these decisions, the FPDA reported that DOC had identified up to 1,700 resentencing and judicial review clients. We now expect the Atwell and Landrum decision to mandate re-sentencing in considerably more clients statewide, it is too soon to estimate the increase at this time. Also, now before the Florida Supreme Court, fully briefed with a decision expected by the end of 2016, is a case with even broader caseload potential. In Kelsey v. State, Fla. Supreme Court No. SCI5-2079, the issue is whether offenders with lengthy sentences short of their life expectancies must have an opportunity to demonstrate under section 921.1402 that they are appropriate to someday be released onto probation. A favorable decision will necessitate major sentence review hearings for juvenile offenders serving sentences longer than the statutory 15-, 20-, or 25-year review periods. We therefore anticipate a large increase in our juvenile resentencing felony caseload, starting almost immediately and continuing indefinitely.

Workload: United States Supreme Court Graham and Miller Mandate

The issue has significant statewide impact for Public Defenders due to the novelty and complexity of the legal and procedural issues. Florida law requires the trial court to look at the following factors in determining the appropriate sentence: 1) the nature and circumstances of the offense; 2) the effect of the crime on the victim's family and community; 3) the defendant's age, maturity, intellectual capacity, and emotional health, 4) the defendant's background; 5) the effect of immaturity, impetuosity, or failure to appreciate risks and consequences on defendant's participation in the offense; 6) the extent of defendant's participation in the offense 7) the effect of familial pressure or peer pressure on the defendant's actions; 8) the nature and extent of defendant's prior criminal history; 9) the effect of characteristics attributable to defendant's youth; and 10) the possibility of rehabilitating the defendant. Section 921.1401(2). It is, essentially, a brand new sentencing hearing. This is true even in those cases where the then-juvenile entered a plea to the charge. In order to represent these clients adequately, attorneys, investigators, and mitigation specialists must work together to explore the offender's entire life history. Records must be gathered, evaluations must be conducted, interviews of family and friends undertaken, educational materials obtained, and mental health history explored, and interviews with teachers, neighbors, program caseworkers, correctional staff, and other people who may assist in understanding and presenting the client's life story must be performed thoroughly to present information the court must consider in the re-sentencing hearings. Essentially the same factors apply to the separate, additional sentence review hearings under section 921.1401, necessitating the same painstaking preparation. Interviews must be undertaken, psychological and sociological evaluations conducted, and history of incarceration and potential and extent of rehabilitation reviewed. Release plans also have to be designed and proposed to include housing, employment, and other re-entry services. This is a major new workload for every Public Defender's office in the state.

FISCAL IMPACT:

COL A12	COL A14	COL A15	COL A16	COL A14-A12	
AGY FIN REQ FY 2017-18 POS	AGY AMD REQ FY 2017-18 POS	AGY AMD N/R FY 2017-18 POS	AGY AMD ANZ FY 2017-18 POS	AGY AMD REQ FY 2017-18 OVER(UNDER) AGY FIN REQ FY 2017-18 POS	AMOUNT
AMOUNT	AMOUNT	AMOUNT	AMOUNT	AMOUNT	CODES
JUSTICE ADMINISTRATION					21000000
PUBLIC DEFENDERS					21600000
PGM: PD-10TH JUD CIRCUIT					21601000
PUBLIC PROTECTION					12
LEGAL REPRESENTATION					1203.00.00.00
WORKLOAD					3000000
GRAHAM/MILLER/ATWELL ETCETERA - COURT MANDATED JUVENILE RESENTENCING					3009000

An attorney cost unit has been developed by the FPDA to request the needed personnel to address the court mandate to prepare and present evidence for the juvenile resentencing hearing(s) required.

The attorney cost unit is as follows:

- 2-FTE's-Assistant Public Defenders @\$70,000 annual salary
- 1-FTE-Mitigation Specialist II @\$29,040 (Default) annual salary
- 1-FTE-Investigator II @ \$31,344 (Default) annual salary

The expense needs were calculated using the LBR expense schedule. The total cost for the attorney unit is \$365,327. Based on the number of resentencing cases as of July 21st, 2016, this office had identified 76 cases. The FPDA standard for representation that an attorney cost unit could represent in one year is 10 cases. Based upon the number of cases identified, this office requests 7.6 attorney units. At 365,327 per attorney unit, \$2,776,485 and 30 FTE's is requested. The due process cost for each case will need to be determined, but could fall in a range between \$10,000 and \$25,000 per case.

Amended 2017-18 Narrative after February 2, 2017

Recent court decisions and the Legislature's enactment of Chapter 2014-220, Laws of Florida, have significantly increased the Public Defender workload for the resentencing of juvenile offenders. In addition to the U.S. Supreme Court cases of *Graham v. Florida*, 560 US 418(2010), and *Miller v. Alabama*, 132 SCT 2455 (2012), and the Florida cases making them retroactive (*Henry v. State*, 160 So.3d 393 (Fla. 2015); *Falcon v. State*, 162 So.3d 954 (Fla. 2015); *Gridine v. State*, 175 So.3d 672 (Fla. 2015)), several Florida Supreme Court decisions over the last year have expanded the pool of offenders sentenced as juveniles whose sentences must be reviewed to determine the effect of their background and immaturity on their criminal conduct as well as their prospects for successful re-entry into the community. In *Atwell v. State*, 2016 WL 3010795 (Fla. May 26, 2016), the Court applied the resentencing and judicial review requirements of Chapter 2014-220, to child offenders eligible for parole but still incarcerated decades after their crimes. In *Landrum v. State*, 2016 WL 3191099 (Fla. June 9, 2016), the Court extended the pool further, including juvenile offenders sentenced to life in prison for second degree murder.

In the 2016-17 budget request before these decisions, the FPDA reported that DOC had identified up to 1,700 resentencing and judicial review clients. We now expect the *Atwell* and *Landrum* decision to mandate re-sentencing in considerably more clients statewide, it is too soon to estimate the increase at this time. Also, now before the Florida Supreme Court, fully briefed with a decision expected by the end of 2016, is a case with even broader caseload potential. In *Kelsey v. State*, Fla. Supreme Court No. SCI5-2079, the issue is whether offenders with lengthy sentences short of their life

COL A12		COL A14		COL A15		COL A16		COL A14-A12		CODES
AGY FIN REQ FY 2017-18	AGY AMD REQ FY 2017-18	AGY AMD N/R FY 2017-18	AGY AMD ANZ FY 2017-18	AGY FIN REQ FY 2017-18	AGY AMD REQ FY 2017-18	AGY AMD N/R FY 2017-18	AGY AMD ANZ FY 2017-18	AGY FIN REQ FY 2017-18	AGY AMD REQ FY 2017-18	
POS	AMOUNT	POS	AMOUNT	POS	AMOUNT	POS	AMOUNT	POS	AMOUNT	
										21000000
										21600000
										21601000
										12
										<u>1203.00.00.00</u>
										3000000
										3009000

expectancies must have an opportunity to demonstrate under section 921.1402 that they are appropriate to someday be released onto probation. A favorable decision will necessitate major sentence review hearings for juvenile offenders serving sentences longer than the statutory 15-, 20-, or 25-year review periods. We therefore anticipate a large increase in our juvenile resentencing felony caseload, starting almost immediately and continuing indefinitely.

Workload: United States Supreme Court Graham and Miller Mandate

The issue has significant statewide impact for Public Defenders due to the novelty and complexity of the legal and procedural issues. Florida law requires the trial court to look at the following factors in determining the appropriate sentence: 1) the nature and circumstances of the offense; 2) the effect of the crime on the victim's family and community; 3) the defendant's age, maturity, intellectual capacity, and emotional health, 4) the defendant's background; 5) the effect of immaturity, impetuosity, or failure to appreciate risks and consequences on defendant's participation in the offense; 6) the extent of defendant's participation in the offense 7) the effect of familial pressure or peer pressure on the defendant's actions; 8) the nature and extent of defendant's prior criminal history; 9) the effect of characteristics attributable to defendant's youth; and 10) the possibility of rehabilitating the defendant. Section 921.1401(2). It is, essentially, a brand new sentencing hearing. This is true even in those cases where the then-juvenile entered a plea to the charge. In order to represent these clients adequately, attorneys, investigators, and mitigation specialists must work together to explore the offender's entire life history. Records must be gathered, evaluations must be conducted, interviews of family and friends undertaken, educational materials obtained, and mental health history explored, and interviews with teachers, neighbors, program caseworkers, correctional staff, and other people who may assist in understanding and presenting the client's life story must be performed thoroughly to present information the court must consider in the re-sentencing hearings. Essentially the same factors apply to the separate, additional sentence review hearings under section 921.1401, necessitating the same painstaking preparation. Interviews must be undertaken, psychological and sociological evaluations conducted, and history of incarceration and potential and extent of rehabilitation reviewed. Release plans also have to be designed and proposed to include housing, employment, and other re-entry services. This is a major new workload for every Public Defender's office in the state.

The Public Defender Tenth Judicial Circuit has identified at least 76 cases of juveniles whose cases will need resentencing due to the above rulings. This issue is to request 2 experienced felony level Assistant Public Defender positions at \$70,000 annual salary, one experienced Disposition Specialist I position at \$45,000 annual salary and one Investigator II position at \$29,033 annual salary. Operations expenditures budget of \$16,356 total and \$10,376 non-recurring are requested per Standard #3, Expense Package modified for Public Defenders. The due process cost for each case will need to be determined, but could fall in a range between \$10,000 to \$20,000 per case.

COL A12		COL A14		COL A15		COL A16		COL A14-A12		CODES
AGY FIN REQ FY 2017-18	POS	AGY AMD REQ FY 2017-18	POS	AGY AMD N/R FY 2017-18	POS	AGY AMD ANZ FY 2017-18	POS	AGY AMD REQ FY 2017-18 OVER(UNDER)	AGY FIN REQ FY 2017-18	
AMOUNT		AMOUNT		AMOUNT		AMOUNT		AMOUNT	AMOUNT	

JUSTICE ADMINISTRATION										21000000
PUBLIC DEFENDERS										21600000
PGM: PD-10TH JUD CIRCUIT										21601000
PUBLIC PROTECTION										12
LEGAL REPRESENTATION										1203.00.00.00
WORKLOAD										3000000
GRAHAM/MILLER/ATWELL ETCETERA -										
COURT MANDATED JUVENILE										
RESENTENCING										3009000

Summary: this issue has been revised to reduce the number of Full Time Equivalent (FTE) requested by 26.00 along with the corresponding salary rate of 1,271,477 and Salaries and Benefits in the amount of \$1,926,290. The Operating Expenditures budget request has also been reduced by \$106,314 due to the reduction in FTE requested.

POSITION DETAIL OF SALARIES AND BENEFITS:

	FTE	BASE RATE	ADDITIVES	BENEFITS	SUBTOTAL	LAPSE %	LAPSED SALARIES AND BENEFITS
A12 - AGY FIN REQ FY 2017-18							
NEW POSITIONS							
5642 MITIGATION SPECIALIST							
N0108 001	7.50	217,755		124,459	342,214	0.00	342,214
5662 INVESTIGATOR II							
N0107 001	7.50	217,755		124,459	342,214	0.00	342,214
5901 ASST PUBLIC DEFENDER							
N0106 001	15.00	1,050,000		509,430	1,559,430	0.00	1,559,430
TOTALS FOR ISSUE BY FUND							
1000 GENERAL REVENUE FUND							2,243,858
	30.00	1,485,510		758,348	2,243,858		2,243,858

	COL A12	COL A14	COL A15	COL A16	COL A14-A12 AGY AMD REQ FY 2017-18 OVER(UNDER)	AGY FIN REQ FY 2017-18	CODES
	AGY FIN REQ FY 2017-18	AGY AMD REQ FY 2017-18	AGY AMD N/R FY 2017-18	AGY AMD ANZ FY 2017-18	AGY FIN REQ FY 2017-18		
	POS AMOUNT	POS AMOUNT	POS AMOUNT	POS AMOUNT	POS AMOUNT		
JUSTICE ADMINISTRATION							21000000
PUBLIC DEFENDERS							21600000
PGM: PD-10TH JUD CIRCUIT							21601000
PUBLIC PROTECTION							12
LEGAL REPRESENTATION							1203.00.00.00
WORKLOAD							3000000
GRAHAM/MILLER/ATWELL ETCETERA - COURT MANDATED JUVENILE RESENTENCING							3009000

POSITION DETAIL OF SALARIES AND BENEFITS:

	FTE	BASE RATE	ADDITIVES	BENEFITS	SUBTOTAL	LAPSE %	LAPSED SALARIES AND BENEFITS
A14 - AGY AMD REQ FY 2017-18							
NEW POSITIONS							
5571 DISPOSITION SPECIALIST I N0101 001	1.00	45,000		19,017	64,017	0.00	64,017
5662 INVESTIGATOR II N0107 001	1.00	29,033		16,594	45,627	0.00	45,627
5901 ASST PUBLIC DEFENDER N0106 001	2.00	140,000		67,924	207,924	0.00	207,924
TOTALS FOR ISSUE BY FUND 1000 GENERAL REVENUE FUND							317,568
	4.00	214,033		103,535	317,568		317,568

	COL A12	COL A14	COL A15	COL A16	COL A14-A12	
					AGY AMD REQ	
					FY 2017-18	
					OVER(UNDER)	
	AGY FIN REQ	AGY AMD REQ	AGY AMD N/R	AGY AMD ANZ	AGY FIN REQ	
	FY 2017-18	FY 2017-18	FY 2017-18	FY 2017-18	FY 2017-18	
POS	AMOUNT	POS	AMOUNT	POS	AMOUNT	CODES
JUSTICE ADMINISTRATION						21000000
PUBLIC DEFENDERS						21600000
PGM: PD-10TH JUD CIRCUIT						21601000
PUBLIC PROTECTION						12
LEGAL REPRESENTATION						1203.00.00.00
FUND SHIFT						3400000
TRANSFER INDIGENT CRIMINAL DEFENSE						
TRUST FUND AUTHORITY TO GENERAL						
REVENUE - ADD						3402480
SALARIES AND BENEFITS						010000
GENERAL REVENUE FUND -STATE	202,327	202,327				1000 1

AGENCY ISSUE NARRATIVE:

2017-2018 BUDGET YEAR NARRATIVE:

IT COMPONENT? NO

The Office of the Public Defender, 10th Circuit experienced a 11.89% increase of collections in the Indigent Criminal Defense Trust Fund collections from the prior fiscal year. However, our collections vs. appropriation last fiscal year resulted in an unfunded allocation of \$320,764. The following is a recap of our Appropriations including service charges and our collections for the past four fiscal years:

Appropriation	Collections
FY12/13 \$839,691	\$695,425.76
FY13/14 \$901,414	\$642,090.71
FY 14/15 \$917,331	\$606,021.13
FY 15/16 \$998,846	\$678,081.71

This Agency implemented procedures and policies at the end of fiscal year 2012/2013 to assist with the collections process. To date there has been little impact felt by the new procedures and policies. This Agency estimates collections during fiscal year 2016/2017 at \$711,984. We are authorized to expend \$914,311 in all categories excluding service charges. Therefore, this Agency is requesting a fund shift to general revenue in the amount of \$202,327 of our unfunded Indigent Criminal Defense Trust Fund allocations to ensure full funding of the Agency.

	COL A12	COL A14	COL A15	COL A16	COL A14-A12	
	AGY FIN REQ	AGY AMD REQ	AGY AMD N/R	AGY AMD ANZ	AGY AMD REQ	
	FY 2017-18	FY 2017-18	FY 2017-18	FY 2017-18	FY 2017-18	
	POS	AMOUNT	POS	AMOUNT	POS	AMOUNT
						CODES
JUSTICE ADMINISTRATION						21000000
PUBLIC DEFENDERS						21600000
PGM: PD-10TH JUD CIRCUIT						21601000
PUBLIC PROTECTION						12
LEGAL REPRESENTATION						1203.00.00.00
FUND SHIFT						3400000
TRANSFER INDIGENT CRIMINAL DEFENSE						
TRUST FUND AUTHORITY TO GENERAL						
REVENUE - ADD						3402480

POSITION DETAIL OF SALARIES AND BENEFITS:

	FTE	BASE RATE	ADDITIVES	BENEFITS	SUBTOTAL	LAPSE %	LAPSED SALARIES AND BENEFITS
A12 - AGY FIN REQ FY 2017-18							
CHANGES TO CURRENTLY AUTHORIZED POSITIONS							
OTHER SALARY AMOUNT							
1000 GENERAL REVENUE FUND							202,327

							202,327
							=====

A14 - AGY AMD REQ FY 2017-18							
CHANGES TO CURRENTLY AUTHORIZED POSITIONS							
OTHER SALARY AMOUNT							
1000 GENERAL REVENUE FUND							202,327

							202,327
							=====

	COL A12	COL A14	COL A15	COL A16	COL A14-A12	
					AGY AMD REQ	
					FY 2017-18	
					OVER(UNDER)	
	AGY FIN REQ	AGY AMD REQ	AGY AMD N/R	AGY AMD ANZ	AGY FIN REQ	
	FY 2017-18	FY 2017-18	FY 2017-18	FY 2017-18	FY 2017-18	
POS	AMOUNT	POS	AMOUNT	POS	AMOUNT	CODES
JUSTICE ADMINISTRATION						21000000
PUBLIC DEFENDERS						21600000
PGM: PD-10TH JUD CIRCUIT						21601000
PUBLIC PROTECTION						12
LEGAL REPRESENTATION						1203.00.00.00
FUND SHIFT						3400000
TRANSFER INDIGENT CRIMINAL DEFENSE						
TRUST FUND AUTHORITY TO GENERAL						
REVENUE - DEDUCT						3402490
SALARIES AND BENEFITS						010000
INDIGENT CRIM DEFENSE TF -STATE	202,327-	202,327-				2974 1

AGENCY ISSUE NARRATIVE:

2017-2018 BUDGET YEAR NARRATIVE:

IT COMPONENT? NO

The Office of the Public Defender, 10th Circuit experienced a 11.89% increase of collections in the Indigent Criminal Defense Trust Fund collections from the prior fiscal year. However, our collections vs. appropriation last fiscal year resulted in an unfunded allocation of \$320,764. The following is a recap of our Appropriations including service charges and our collections for the past four fiscal years:

Appropriation	Collections
FY12/13 \$839,691	\$695,425.76
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FY 14/15 \$917,331	\$606,021.13
FY 15/16 \$998,846	\$678,081.71

This Agency implemented procedures and policies at the end of fiscal year 2012/2013 to assist with the collections process. To date there has been little impact felt by the new procedures and policies. This Agency estimates collections during fiscal year 2016/2017 at \$711,984. We are authorized to expend \$914,311 in all categories excluding service charges. Therefore, this Agency is requesting a fund shift to general revenue in the amount of \$202,327 of our unfunded Indigent Criminal Defense Trust Fund allocations to ensure full funding of the Agency.

	COL A12	COL A14	COL A15	COL A16	COL A14-A12	
	AGY FIN REQ	AGY AMD REQ	AGY AMD N/R	AGY AMD ANZ	AGY AMD REQ	
	FY 2017-18	FY 2017-18	FY 2017-18	FY 2017-18	FY 2017-18	
	POS	AMOUNT	POS	AMOUNT	POS	AMOUNT
						CODES
JUSTICE ADMINISTRATION						21000000
PUBLIC DEFENDERS						21600000
PGM: PD-10TH JUD CIRCUIT						21601000
PUBLIC PROTECTION						12
LEGAL REPRESENTATION						1203.00.00.00
FUND SHIFT						3400000
TRANSFER INDIGENT CRIMINAL DEFENSE						
TRUST FUND AUTHORITY TO GENERAL						
REVENUE - DEDUCT						3402490

POSITION DETAIL OF SALARIES AND BENEFITS:

	FTE	BASE RATE	ADDITIVES	BENEFITS	SUBTOTAL	LAPSE %	LAPSED SALARIES AND BENEFITS
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A12 - AGY FIN REQ FY 2017-18

CHANGES TO CURRENTLY AUTHORIZED POSITIONS

OTHER SALARY AMOUNT							
2974 INDIGENT CRIM DEFENSE TF							202,327-
							202,327-
							=====

A14 - AGY AMD REQ FY 2017-18

CHANGES TO CURRENTLY AUTHORIZED POSITIONS

OTHER SALARY AMOUNT							
2974 INDIGENT CRIM DEFENSE TF							202,327-
							202,327-
							=====

	COL A12	COL A14	COL A15	COL A16	COL A14-A12	
	AGY FIN REQ	AGY AMD REQ	AGY AMD N/R	AGY AMD ANZ	AGY AMD REQ	
	FY 2017-18	FY 2017-18	FY 2017-18	FY 2017-18	FY 2017-18	
	POS	AMOUNT	POS	AMOUNT	POS	AMOUNT
JUSTICE ADMINISTRATION						21000000
PUBLIC DEFENDERS						21600000
PGM: PD-10TH JUD CIRCUIT						21601000
PUBLIC PROTECTION						12
LEGAL REPRESENTATION						1203.00.00.00
OTHER PROGRAMS						4200000
MENTAL HEALTH, VETERANS AND DRUG						4200350
COURT STAFFING						000000
SALARY RATE						
SALARY RATE.....		54,771			54,771	
SALARIES AND BENEFITS						010000
GENERAL REVENUE FUND -STATE		2.50			2.50	93,556
GENERAL REVENUE FUND -STATE			93,556			1000 1
OTHER PERSONAL SERVICES						030000
GENERAL REVENUE FUND -STATE			162,000		162,000	1000 1
SPECIAL CATEGORIES						100000
PUBLIC DEFENDER OPERATIONS						103226
GENERAL REVENUE FUND -STATE			10,515	7,233	10,515	1000 1
TOTAL: MENTAL HEALTH, VETERANS AND DRUG						4200350
COURT STAFFING						
TOTAL POSITIONS.....		2.50			2.50	
TOTAL ISSUE.....			266,071	7,233		266,071
TOTAL SALARY RATE.....		54,771			54,771	

AGENCY ISSUE NARRATIVE:
 2017-2018 BUDGET YEAR NARRATIVE:

IT COMPONENT? NO

Amended 2017-18 Narrative after February 2, 2017

The 10th Judicial Circuit currently has several problem-solving courts; multiple Drug Courts (felony, misdemeanor, DUI, Pre-adjudicatory and post-adjudicatory), Behavioral Health Court (Mental Health Court), and a Veteran's docket. The recidivism rates for participants in these court programs is lower than for those whose cases are handled in the traditional court system. While the judiciary clearly recognizes the value of addressing defendant's specific conditions/circumstances that contribute to the commission of criminal offenses, restrictive program requirements prevent

COL A12		COL A14		COL A15		COL A16		COL A14-A12		CODES
AGY FIN REQ FY 2017-18	POS AMOUNT	AGY AMD REQ FY 2017-18	POS AMOUNT	AGY AMD N/R FY 2017-18	POS AMOUNT	AGY AMD ANZ FY 2017-18	POS AMOUNT	AGY AMD REQ FY 2017-18 OVER(UNDER)	AGY FIN REQ FY 2017-18	
JUSTICE ADMINISTRATION										21000000
PUBLIC DEFENDERS										21600000
PGM: PD-10TH JUD CIRCUIT										21601000
PUBLIC PROTECTION										12
LEGAL REPRESENTATION										<u>1203.00.00.00</u>
OTHER PROGRAMS										4200000
MENTAL HEALTH, VETERANS AND DRUG										
COURT STAFFING										4200350

many defendants who would benefit from the treatment opportunities in these programs from participating in the problem-solving courts. This Agency is best situated to identify those clients with special needs and to link them with community based treatment providers while their cases are proceeding through the criminal justice system. Once a client has been referred to and is receiving treatment, this Agency can recommend the court impose a disposition of the client's pending criminal charges similar to that available to those clients participating in the problem-solving court programs. The reduced recidivism rates found in the problem-solving courts would be extended to a larger clientele. The Office of the Public Defender, 10th Judicial Circuit requests funding for two (2.00) Full Time Equivalent (FTE) Disposition Specialist 1 and one half (0.50 FTE) Mitigation Specialist 1.

There is an urgent need for two Disposition Specialists to assess defendants housing needs, mental health and substance abuse status, and access to transportation and employment opportunities. These positions will coordinate these services and dispositions, and assist offenders on re-entry following incarceration. The part time Mitigation Specialist would assist with investigations regarding client's educational, family, mental health, and social histories.

The Mental Health Care Unit would require two (2.00) FTE Disposition Specialist I and one half (0.50) FTE Mitigation Specialist I at the default minimum for the pay grade. Public Defender Operating Expenditures budget of \$10,515 (\$7,233 non-recurring) is requested to establish the positions as per Standard # 3, Expense Package modified for Public Defenders. Other Personal Services (OPS) budget of \$162,000 is requested for contractual services of a Community Based Behavioral Treatment Program.

Summary: This issue replaces issue code 3000540 "Legal Assistance - Mental Health Care/Baker Act" which has been deleted.

	COL A12	COL A14	COL A15	COL A16	COL A14-A12	
	AGY FIN REQ	AGY AMD REQ	AGY AMD N/R	AGY AMD ANZ	AGY AMD REQ	
	FY 2017-18	FY 2017-18	FY 2017-18	FY 2017-18	FY 2017-18	
	POS	AMOUNT	POS	AMOUNT	POS	AMOUNT
						CODES
JUSTICE ADMINISTRATION						21000000
PUBLIC DEFENDERS						21600000
PGM: PD-10TH JUD CIRCUIT						21601000
PUBLIC PROTECTION						12
LEGAL REPRESENTATION						1203.00.00.00
OTHER PROGRAMS						4200000
MENTAL HEALTH, VETERANS AND DRUG						
COURT STAFFING						4200350

POSITION DETAIL OF SALARIES AND BENEFITS:

	FTE	BASE RATE	ADDITIVES	BENEFITS	SUBTOTAL	LAPSE %	LAPSED SALARIES AND BENEFITS
A14 - AGY AMD REQ FY 2017-18							
NEW POSITIONS							
5571 DISPOSITION SPECIALIST I N0001 001	2.00	43,188		30,932	74,120	0.00	74,120
5641 MITIGATION SPECIALIST I N0002 001	0.50	11,583		7,853	19,436	0.00	19,436
TOTALS FOR ISSUE BY FUND							
1000 GENERAL REVENUE FUND							93,556
	2.50	54,771		38,785	93,556		93,556

TOTAL: LEGAL REPRESENTATION							1203.00.00.00
BY FUND TYPE							
GENERAL REVENUE FUND	3,559,091	1,402,860		38,361	2,156,231-	1000	
TRUST FUNDS	202,327-	202,327-				2000	
TOTAL POSITIONS.....	42.73	14.50			28.23-		
TOTAL PROG COMP.....	3,356,764	1,200,533		38,361	2,156,231-		
TOTAL SALARY RATE.....	1,983,292	638,427			1,344,865-		

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	COL A12	COL A14	COL A15	COL A16	COL A14-A12	
	AGY FIN REQ	AGY AMD REQ	AGY AMD N/R	AGY AMD ANZ	AGY AMD REQ	
	FY 2017-18	FY 2017-18	FY 2017-18	FY 2017-18	FY 2017-18	
	POS	AMOUNT	POS	AMOUNT	POS	AMOUNT
JUSTICE ADMINISTRATION						21000000
PUBLIC DEFENDERS						21600000
PGM: PD-11TH JUD CIRCUIT						21601100
PUBLIC PROTECTION						12
LEGAL REPRESENTATION						1203.00.00.00
ESTIMATED EXPENDITURES REALIGNMENT						2000000
REALIGNMENT OF ADMINISTRATIVE						
EXPENDITURES - ADD						2000100
SALARY RATE						000000
SALARY RATE.....	220,000	220,000				
=====						
SALARIES AND BENEFITS						010000
GENERAL REVENUE FUND -STATE	338,172	338,172				1000 1
INDIGENT CRIM DEFENSE TF -STATE	130,000	130,000				2974 1
TOTAL POSITIONS.....	4.00	4.00				
TOTAL APPRO.....	468,172	468,172				
=====						
SPECIAL CATEGORIES						100000
PUBLIC DEFENDER OPERATIONS						103226
INDIGENT CRIM DEFENSE TF -STATE	30,000	30,000				2974 1
=====						
TOTAL: REALIGNMENT OF ADMINISTRATIVE						2000100
EXPENDITURES - ADD						
TOTAL POSITIONS.....	4.00	4.00				
TOTAL ISSUE.....	498,172	498,172				
TOTAL SALARY RATE.....	220,000	220,000				
=====						

AGENCY ISSUE NARRATIVE:

2017-2018 BUDGET YEAR NARRATIVE:

IT COMPONENT? NO

This is a request to realign our Trials and Appellate budget in the Salaries and Benefits appropriation category. As a result of additional court mandates relating to Juvenile sentencing and resentencing, our office requires the realignment of four (4) Assistant Public Defender (APD) positions from our Appellate budget to our Trials budget. This transfer of APD resources is in addition to the additional resources being requested in a separate LBR issue (3009000-Graham Miller Atwell Etc., Juvenile Resentencing). The amount being requested for this realignment is based on a salary rate of \$55,000 per APD position plus benefits.

Please see the corresponding issue code 2000200 in the Public Defender's Appellate entity's Legislative Budget Request.

	COL A12	COL A14	COL A15	COL A16	COL A14-A12	
	AGY FIN REQ	AGY AMD REQ	AGY AMD N/R	AGY AMD ANZ	AGY AMD REQ	
	FY 2017-18	FY 2017-18	FY 2017-18	FY 2017-18	FY 2017-18	
	POS	AMOUNT	POS	AMOUNT	POS	AMOUNT
						CODES
JUSTICE ADMINISTRATION						21000000
PUBLIC DEFENDERS						21600000
PGM: PD-11TH JUD CIRCUIT						21601100
PUBLIC PROTECTION						12
LEGAL REPRESENTATION						1203.00.00.00
ESTIMATED EXPENDITURES REALIGNMENT						2000000
REALIGNMENT OF ADMINISTRATIVE						
EXPENDITURES - ADD						2000100

POSITION DETAIL OF SALARIES AND BENEFITS:

	FTE	BASE RATE	ADDITIVES	BENEFITS	SUBTOTAL	LAPSE %	LAPSED SALARIES AND BENEFITS
A14 - AGY AMD REQ FY 2017-18							
CHANGES TO CURRENTLY AUTHORIZED POSITIONS							
5901 ASST PUBLIC DEFENDER							
N0001 001	4.00	220,000		118,172	338,172	0.00	338,172
TOTALS FOR ISSUE BY FUND							
1000 GENERAL REVENUE FUND							338,172
	4.00	220,000		118,172	338,172		338,172
OTHER SALARY AMOUNT							
2974 INDIGENT CRIM DEFENSE TF							130,000
							468,172

REALIGNMENT OF ADMINISTRATIVE							2000200
EXPENDITURES - DEDUCT							030000
OTHER PERSONAL SERVICES							
INDIGENT CRIM DEFENSE TF -STATE	160,000-	160,000-					2974 1

	COL A12	COL A14	COL A15	COL A16	COL A14-A12	
	AGY FIN REQ	AGY AMD REQ	AGY AMD N/R	AGY AMD ANZ	AGY FIN REQ	
	FY 2017-18	FY 2017-18	FY 2017-18	FY 2017-18	FY 2017-18	
	POS	AMOUNT	POS	AMOUNT	POS	AMOUNT
JUSTICE ADMINISTRATION						21000000
PUBLIC DEFENDERS						21600000
PGM: PD-11TH JUD CIRCUIT						21601100
PUBLIC PROTECTION						12
LEGAL REPRESENTATION						1203.00.00.00
ESTIMATED EXPENDITURES REALIGNMENT						2000000
REALIGNMENT OF ADMINISTRATIVE						
EXPENDITURES - DEDUCT						2000200

AGENCY ISSUE NARRATIVE:

2017-2018 BUDGET YEAR NARRATIVE: IT COMPONENT? NO
 In addition, this office is requesting the realignment of our Indigent Criminal Trust Fund authority between appropriations categories. In order to better align our budgetary needs, we are requesting that \$160,000 of Indigent Criminal Trust Fund authority for Other Personal Services be transferred to our Public Defender operations (\$30,000) and Salaries and Benefits (\$130,000) appropriation categories.

Reference corresponding issue code 2000100 in the Public Defender's Trial entity for the amounts to add.

WORKLOAD						3000000
HURST IMPACT ON WORKLOAD						3000110
SPECIAL CATEGORIES						100000
PUBLIC DEFENDER OPERATIONS						103226

GENERAL REVENUE FUND	-STATE		1			1	1000	1
=====								

AGENCY ISSUE NARRATIVE:

2017-2018 BUDGET YEAR NARRATIVE: IT COMPONENT? NO

Amended 2017-18 Narrative after February 2, 2017

In January, 2016, the U.S. Supreme Court found Florida's death penalty sentencing scheme unconstitutional. In response the Florida Legislature passed and the Governor signed into law Chapter 2016-13, Laws of Florida, which substantially modifies the previously existing sentencing scheme. Significant legal challenges to Chapter 2016-13 have been raised some of which are currently pending in the Florida Supreme Court and lower appellate courts, others of which are being litigated in trial courts. Additionally, standard jury instructions which advise jurors of their duties and responsibilities in capital sentencing proceedings have yet to be adopted by the Florida Supreme Court. Without standard instructions, challenges to the individual jury instructions crafted on a case-by-case basis are having to be litigated in every case. And, history informs us that there will be significant litigation once standard instructions are adopted. As the legal challenges slowly work their way through the trial and appellate courts, a backlog of cases is developing.

	COL A12	COL A14	COL A15	COL A16	COL A14-A12	
	AGY FIN REQ	AGY AMD REQ	AGY AMD N/R	AGY AMD ANZ	AGY AMD REQ	
	FY 2017-18	FY 2017-18	FY 2017-18	FY 2017-18	FY 2017-18	
	POS	AMOUNT	POS	AMOUNT	POS	AMOUNT
						CODES
JUSTICE ADMINISTRATION						21000000
PUBLIC DEFENDERS						21600000
PGM: PD-11TH JUD CIRCUIT						21601100
PUBLIC PROTECTION						12
LEGAL REPRESENTATION						1203.00.00.00
WORKLOAD						3000000
HURST IMPACT ON WORKLOAD						3000110

At this time, we are submitting this issue as a placeholder Legislative Budget Request (LBR) issue and are not requesting additional funding, salary rate nor Full-Time Equivalent (FTEs).

Summary: This is a new issue.

RAPID INTERVENTION						3000160
SALARY RATE						000000
SALARY RATE.....	112,000	112,000				
SALARIES AND BENEFITS						010000
GENERAL REVENUE FUND -STATE	2.00 171,675	2.00 171,675				1000 1
SPECIAL CATEGORIES						100000
PUBLIC DEFENDER OPERATIONS						103226
GENERAL REVENUE FUND -STATE	9,346	9,346	5,554			1000 1
TOTAL: RAPID INTERVENTION						3000160
TOTAL POSITIONS.....	2.00	2.00				
TOTAL ISSUE.....	181,021	181,021	5,554			
TOTAL SALARY RATE.....	112,000	112,000				

AGENCY ISSUE NARRATIVE:

2017-2018 BUDGET YEAR NARRATIVE:

IT COMPONENT? NO

The decision of the United States Supreme Court in Padilla v. Kentucky, 130 S. Ct. 1473 (2010) places additional burdens and responsibilities on defense attorneys representing criminal defendants facing immigration consequences, in addition to criminal penalties. As a result, we are constitutionally mandated to conduct a thorough review of our clients immigration status as well as the criminal charges lodged against them, to facilitate both our ability to provide

	COL A12	COL A14	COL A15	COL A16	COL A14-A12	
					AGY AMD REQ	
					FY 2017-18	
					OVER(UNDER)	
	AGY FIN REQ	AGY AMD REQ	AGY AMD N/R	AGY AMD ANZ	AGY FIN REQ	
	FY 2017-18	FY 2017-18	FY 2017-18	FY 2017-18	FY 2017-18	
	POS	AMOUNT	POS	AMOUNT	POS	AMOUNT
						CODES
JUSTICE ADMINISTRATION						21000000
PUBLIC DEFENDERS						21600000
PGM: PD-11TH JUD CIRCUIT						21601100
PUBLIC PROTECTION						12
LEGAL REPRESENTATION						1203.00.00.00
WORKLOAD						3000000
RAPID INTERVENTION						3000160

specific immigration advice to our clients and to lessen or eliminate the impact of those immigration consequences on our clients. Given the large immigrant population in Miami-Dade County and, consequently, in our client base, the workload resulting from these additional responsibilities necessitates this request for (2) additional Assistant Public Defender (APD) positions at a salary rate of \$56,000 per position which is representative of the salary for APDs with about four year's experience with our office.

Public Defender Operating Expenditures are requested per Standard #3, modified for Public Defenders:
 2 Attorneys at \$4,673 = \$ 9,346 Non-recurring at \$2,777 x 2 = \$5,554

POSITION DETAIL OF SALARIES AND BENEFITS:

	FTE	BASE RATE	ADDITIVES	BENEFITS	SUBTOTAL	LAPSE %	LAPSED SALARIES AND BENEFITS
A12 - AGY FIN REQ FY 2017-18							
NEW POSITIONS							
5901 ASST PUBLIC DEFENDER							
N0001 001	2.00	112,000		59,675	171,675	0.00	171,675
TOTALS FOR ISSUE BY FUND							
1000 GENERAL REVENUE FUND							171,675
	2.00	112,000		59,675	171,675		171,675

COL A12		COL A14		COL A15		COL A16		COL A14-A12		CODES
AGY FIN REQ FY 2017-18	POS AMOUNT	AGY AMD REQ FY 2017-18	POS AMOUNT	AGY AMD N/R FY 2017-18	POS AMOUNT	AGY AMD ANZ FY 2017-18	POS AMOUNT	AGY AMD REQ FY 2017-18 OVER(UNDER)	AGY FIN REQ FY 2017-18	

JUSTICE ADMINISTRATION										21000000
PUBLIC DEFENDERS										21600000
PGM: PD-11TH JUD CIRCUIT										21601100
PUBLIC PROTECTION										12
LEGAL REPRESENTATION										1203.00.00.00
WORKLOAD										3000000
RAPID INTERVENTION										3000160

POSITION DETAIL OF SALARIES AND BENEFITS:

	FTE	BASE RATE	ADDITIVES	BENEFITS	SUBTOTAL	LAPSE %	LAPSED SALARIES AND BENEFITS
A14 - AGY AMD REQ FY 2017-18							
NEW POSITIONS							
5901 ASST PUBLIC DEFENDER N0001 001	2.00	112,000		59,675	171,675	0.00	171,675
TOTALS FOR ISSUE BY FUND							
1000 GENERAL REVENUE FUND	2.00	112,000		59,675	171,675		171,675

GRAHAM/MILLER/ATWELL ETCETERA - COURT MANDATED JUVENILE RESENTENCING							3009000
SALARY RATE							000000
SALARY RATE.....	220,000	220,000					
SALARIES AND BENEFITS							010000
GENERAL REVENUE FUND -STATE	4.00	324,441	4.00	324,441			1000 1

	COL A12	COL A14	COL A15	COL A16	COL A14-A12	
					AGY AMD REQ	
					FY 2017-18	
					OVER(UNDER)	
	AGY FIN REQ	AGY AMD REQ	AGY AMD N/R	AGY AMD ANZ	AGY FIN REQ	
	FY 2017-18	FY 2017-18	FY 2017-18	FY 2017-18	FY 2017-18	
POS	AMOUNT	POS	AMOUNT	POS	AMOUNT	CODES
JUSTICE ADMINISTRATION						21000000
PUBLIC DEFENDERS						21600000
PGM: PD-11TH JUD CIRCUIT						21601100
PUBLIC PROTECTION						12
LEGAL REPRESENTATION						1203.00.00.00
WORKLOAD						3000000
GRAHAM/MILLER/ATWELL ETCETERA -						
COURT MANDATED JUVENILE						
RESENTENCING						3009000
SPECIAL CATEGORIES						100000
PUBLIC DEFENDER OPERATIONS						103226
GENERAL REVENUE FUND -STATE	17,292	17,292	11,108			1000 1
TOTAL: GRAHAM/MILLER/ATWELL ETCETERA -						3009000
COURT MANDATED JUVENILE						
RESENTENCING						
TOTAL POSITIONS.....	4.00	4.00				
TOTAL ISSUE.....	341,733	341,733	11,108			
TOTAL SALARY RATE.....	220,000	220,000				

AGENCY ISSUE NARRATIVE:

2017-2018 BUDGET YEAR NARRATIVE:

IT COMPONENT? NO

Recent court decisions and the Legislature's enactment of Chapter 2014-220, Laws of Florida, have significantly increased the Public Defender workload for the resentencing of juvenile offenders. In addition to the U.S. Supreme Court cases of Graham v. Florida, 560 US 418(2010), and Miller v. Alabama, 132 Sct 2455 (2012), and the Florida cases making them retroactive (Henry v. State, 160 So.3d 393 (Fla. 2015); Falcon v. State, 162 So.3d 954 (Fla. 2015); Gridine v. State, 175 So.3d 672 (Fla. 2015)), several Florida Supreme Court decisions over the last year have expanded the pool of offenders sentenced as juveniles whose sentences must be reviewed to determine the effect of their background and immaturity on their criminal conduct as well as their prospects for successful re-entry into the community. In Atwell v. State, 2016 WL 3010795 (Fla. May 26, 2016), the Court applied the resentencing and judicial review requirements of Chapter 2014-220, to child offenders eligible for parole but still incarcerated decades after their crimes. In Landrum v. State, 2016 WL 3191099 (Fla. June 9, 2016), the Court extended the pool further, including juvenile offenders sentenced to life in prison for second degree murder.

In the 2016-17 budget request before these decisions, the Florida Public Defenders' Association reported that DOC had identified up to 1,700 resentencing and judicial review clients. We now expect the Atwell and Landrum decision to mandate resentencing more clients statewide. Also, now before the Florida Supreme Court, fully briefed with a decision expected by the end of 2016, is a case with even broader caseload potential. In Kelsey v. State, Fla. Supreme Court No. SC15-2079, the issue is whether offenders with lengthy sentences short of their life expectancies must have an opportunity to demonstrate under section 921.1402 that they are appropriate to someday be released onto probation. A favorable decision will necessitate major sentence review hearings for juvenile offenders serving sentences longer than the statutory 15-,

	COL A12	COL A14	COL A15	COL A16	COL A14-A12	
					AGY AMD REQ	
					FY 2017-18	
					OVER(UNDER)	
	AGY FIN REQ	AGY AMD REQ	AGY AMD N/R	AGY AMD ANZ	AGY FIN REQ	
	FY 2017-18	FY 2017-18	FY 2017-18	FY 2017-18	FY 2017-18	
	POS	AMOUNT	POS	AMOUNT	POS	AMOUNT
						CODES
JUSTICE ADMINISTRATION						21000000
PUBLIC DEFENDERS						21600000
PGM: PD-11TH JUD CIRCUIT						21601100
PUBLIC PROTECTION						12
LEGAL REPRESENTATION						1203.00.00.00
WORKLOAD						3000000
GRAHAM/MILLER/ATWELL ETCETERA -						
COURT MANDATED JUVENILE						
RESENTENCING						3009000

20-, or 25-year review periods. We therefore anticipate a large increase in our juvenile resentencing felony caseload, starting almost immediately and continuing indefinitely.

Workload: United States Supreme Court Graham and Miller Mandate. The issue has significant statewide impact for Public Defenders due to the novelty and complexity of the legal and procedural issues. Florida law requires the trial court to look at the following factors in determining the appropriate sentence: 1) the nature and circumstances of the offense; 2) the effect of the crime on the victim's family and community; 3) the defendant's age, maturity, intellectual capacity, and emotional health, 4) the defendant's background; 5) the effect of immaturity, impetuosity, or failure to appreciate risks and consequences on defendant's participation in the offense; 6) the extent of defendant's participation in the offense 7) the effect of familial pressure or peer pressure on the defendant's actions; 8) the nature and extent of defendant's prior criminal history; 9) the effect of characteristics attributable to defendant's youth; and 10) the possibility of rehabilitating the defendant. Section 921.1401(2). It is, essentially, a brand new sentencing hearing. This is true even in those cases where the then-juvenile entered a plea to the charge. In order to represent these clients adequately, attorneys, investigators, and mitigation specialists must work together to explore the offender's entire life history. Records must be gathered, evaluations must be conducted, interviews of family and friends undertaken, educational materials obtained, and mental health history explored, and interviews with teachers, neighbors, program caseworkers, correctional staff, and other people who may assist in understanding and presenting the client's life story must be performed thoroughly to present information the court must consider in the re-sentencing hearings. Essentially the same factors apply to the separate, additional sentence review hearings under section 921.1401, necessitating the same painstaking preparation. Interviews must be undertaken, psychological and sociological evaluations conducted, and history of incarceration and potential and extent of rehabilitation reviewed. Release plans also have to be designed and proposed to include housing, employment, and other re-entry services. This is a major new workload for every Public Defender's office in the state.

Based on the number of resentencing cases as of July 21st, 2016, this office had identified 70 cases. Based upon the number of cases identified and the workload resulting from these cases our office requests 2 additional Assistant Public Defenders (APD) positions at a salary rate of \$70,000 per position, 1 Mitigation Specialist at a salary rate of \$45,000 and 1 Investigator at a salary rate of \$35,000. The salary rate for all positions is based on salaries for experienced staff, with at a minimum of ten years' experience for APDs and five years' experience for support staff.

Public Defender Operating Expenditures are requested per Standard #3, modified for Public Defenders:
 2 Attorneys at \$4,673 = \$9,346 Non-recurring at \$2,777 x 2 = \$5,554
 2 Non-attorney Professional at \$3,973 = \$7,946 Non-recurring at \$2,777 x 2 = \$5,554
 Total Operating Expenditures = \$17,292, Non-recurring = \$11,108

	COL A12	COL A14	COL A15	COL A16	COL A14-A12	
	AGY FIN REQ	AGY AMD REQ	AGY AMD N/R	AGY AMD ANZ	AGY AMD REQ	
	FY 2017-18	FY 2017-18	FY 2017-18	FY 2017-18	FY 2017-18	
	POS	AMOUNT	POS	AMOUNT	POS	AMOUNT
						CODES
JUSTICE ADMINISTRATION						21000000
PUBLIC DEFENDERS						21600000
PGM: PD-11TH JUD CIRCUIT						21601100
PUBLIC PROTECTION						12
LEGAL REPRESENTATION						1203.00.00.00
WORKLOAD						3000000
GRAHAM/MILLER/ATWELL ETCETERA -						
COURT MANDATED JUVENILE						
RESENTENCING						3009000

The due process costs for each case is estimated to be \$20,000. Based on the number of cases that our office has, we are requesting \$1,400,000 in additional Due Process funding for our allocation within the Justice Administrative Commission

POSITION DETAIL OF SALARIES AND BENEFITS:

	FTE	BASE RATE	ADDITIVES	BENEFITS	SUBTOTAL	LAPSE %	LAPSED SALARIES AND BENEFITS
A12 - AGY FIN REQ FY 2017-18							
NEW POSITIONS							
5572 DISPOSITION SPECIALIST II							
N0002 001	1.00	45,000		19,017	64,017	0.00	64,017
5661 INVESTIGATOR I							
N0003 001	1.00	35,000		17,500	52,500	0.00	52,500
5901 ASST PUBLIC DEFENDER							
N0001 001	2.00	140,000		67,924	207,924	0.00	207,924
TOTALS FOR ISSUE BY FUND							
1000 GENERAL REVENUE FUND							324,441
	4.00	220,000		104,441	324,441		324,441

	COL A12	COL A14	COL A15	COL A16	COL A14-A12	
	AGY FIN REQ	AGY AMD REQ	AGY AMD N/R	AGY AMD ANZ	AGY AMD REQ	
	FY 2017-18	FY 2017-18	FY 2017-18	FY 2017-18	FY 2017-18	
	POS	AMOUNT	POS	AMOUNT	POS	AMOUNT
						CODES
JUSTICE ADMINISTRATION						21000000
PUBLIC DEFENDERS						21600000
PGM: PD-11TH JUD CIRCUIT						21601100
PUBLIC PROTECTION						12
LEGAL REPRESENTATION						<u>1203.00.00.00</u>
WORKLOAD						3000000
GRAHAM/MILLER/ATWELL ETCETERA -						
COURT MANDATED JUVENILE						
RESENTENCING						3009000

POSITION DETAIL OF SALARIES AND BENEFITS:

	FTE	BASE RATE	ADDITIVES	BENEFITS	SUBTOTAL	LAPSE %	LAPSED SALARIES AND BENEFITS
A14 - AGY AMD REQ FY 2017-18							
NEW POSITIONS							
5572 DISPOSITION SPECIALIST II							
N0002 001	1.00	45,000		19,017	64,017	0.00	64,017
5661 INVESTIGATOR I							
N0003 001	1.00	35,000		17,500	52,500	0.00	52,500
5901 ASST PUBLIC DEFENDER							
N0001 001	2.00	140,000		67,924	207,924	0.00	207,924
TOTALS FOR ISSUE BY FUND							
1000 GENERAL REVENUE FUND							324,441
	4.00	220,000		104,441	324,441		324,441

TOTAL: LEGAL REPRESENTATION							<u>1203.00.00.00</u>
BY FUND TYPE							
GENERAL REVENUE FUND.....	10.00	860,926	10.00	860,927	16,662	1	1000
SALARY RATE.....	552,000	552,000					

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	COL A12	COL A14	COL A15	COL A16	COL A14-A12	
	AGY FIN REQ FY 2017-18	AGY AMD REQ FY 2017-18	AGY AMD N/R FY 2017-18	AGY AMD ANZ FY 2017-18	AGY AMD REQ FY 2017-18	AGY FIN REQ FY 2017-18
	POS AMOUNT	POS AMOUNT	POS AMOUNT	POS AMOUNT	POS AMOUNT	POS AMOUNT
						CODES
JUSTICE ADMINISTRATION						21000000
PUBLIC DEFENDERS						21600000
PGM: PD-12TH JUD CIRCUIT						21601200
PUBLIC PROTECTION						12
LEGAL REPRESENTATION						1203.00.00.00
WORKLOAD						3000000
RAPID INTERVENTION						3000160
SALARY RATE						000000
SALARY RATE.....	110,000				110,000-	
=====						
SALARIES AND BENEFITS						010000
GENERAL REVENUE FUND -STATE	126,687				126,687-	1000 1
=====						
SPECIAL CATEGORIES						100000
PUBLIC DEFENDER OPERATIONS						103226
GENERAL REVENUE FUND -STATE	8,428				8,428-	1000 1
=====						
TOTAL: RAPID INTERVENTION						3000160
TOTAL ISSUE.....	135,115				135,115-	
TOTAL SALARY RATE.....	110,000				110,000-	
=====						

AGENCY ISSUE NARRATIVE:

2017-2018 BUDGET YEAR NARRATIVE: IT COMPONENT? NO

Court Assisting Veterans Coordinator/Disposition Specialist I-

The Courts Assisting Veterans (CAV) Coordinator is responsible for providing specific early identification of Veterans in coordination with the Public Defender's Office to help create a course of treatment that may offer some diversion from the traditional court process. The (CAV) Coordinator uses a wide variety of resources as referral agencies-utilizing any and all programs available that would help our Veteran clients with treatment options as alternatives to incarceration.

The (CAV) Coordinator contacts the Veteran, works with the Public Defender, the Veterans Justice Outreach Coordinator at the Veterans Administration, and any appropriate community partners to put together a care plan specific to the Veterans needs and presents to the Judge. On-going referral and case management are core duties.

In addition, the (CAV) Coordinator is responsible to Facilitate custody releases, assist in the early disposition of cases, interview clients, gather psychosocial information appropriate for treatment recommendations, consult with doctors, psychiatrists, VA personnel and program coordinators to assist the Public Defenders in case resolution, transport Veterans from jail to residential programs, Preparation for testifying in court, gather military and medical records, assess treatment options, make referrals to appropriate community programs and to develop treatment plans as

COL A12		COL A14		COL A15		COL A16		COL A14-A12		CODES
AGY FIN REQ FY 2017-18	AGY AMD REQ FY 2017-18	AGY AMD REQ FY 2017-18	AGY AMD N/R FY 2017-18	AGY AMD ANZ FY 2017-18	AGY AMD ANZ FY 2017-18	AGY FIN REQ FY 2017-18	AGY AMD REQ FY 2017-18	AGY FIN REQ FY 2017-18	AGY AMD REQ FY 2017-18	
POS	AMOUNT	POS	AMOUNT	POS	AMOUNT	POS	AMOUNT	POS	AMOUNT	
JUSTICE ADMINISTRATION										21000000
PUBLIC DEFENDERS										21600000
<u>PGM: PD-12TH JUD CIRCUIT</u>										21601200
<u>PUBLIC PROTECTION</u>										12
<u>LEGAL REPRESENTATION</u>										<u>1203.00.00.00</u>
WORKLOAD										3000000
RAPID INTERVENTION										3000160

alternatives to incarceration.

This specialized position would require graduation from an accredited 4 yr college or university with a master's degree or license in mental health counseling or a related field and 4 yrs of professional experience or an equivalent combination of training and experience.

The Public Defender's 12th Circuit participates in a Veterans Assisting Courts Program due to the fast growing veteran population of the 12th Circuit involved in the criminal justice system. Many incarcerated veterans exhibit post-traumatic stress (PTSD), traumatic brain injury (TBI) and numerous abuse and mental health disorders directly related to their service to our country. Many of these veterans qualify for diversion programs, but the incarceration holds up the process. We have to get a court ordered furlough to check them out of jail to the St. Pete's Veterans Facility to get evaluated. The Disposition Specialist Counselor will be able to evaluate them right there at the jail and suggest proper treatment, or counsel and suggest other treatments available for veterans. This saves money and the courts time to expedite diversion programs and not over crowd the jail and dockets with veterans. The Disposition Specialist will also be able to evaluate and provide recommendations for Mental Health, DUI and Drug Court clients.

Some of the duties performed are listed:

- 1) Contact all veterans for proper intake and recording of population statistics. Refer veterans in need of diversion care to the Veterans Coordinator.
- 2) Conduct any mental health evaluations for Courts Assisting Veterans (substance, dual diagnosis, bi-polar, PTSD and any other medical issues. This would help develop a diversion plan for Mental Health Court, Drug Court, Veterans Services and help the attorney with the outcome of the case
- 3) Contact appropriate agencies to provide medical documentation, release of information, military records and recommended treatment plans for the veterans program.

Disposition Specialist II-

The Public Defender's Office, 12th Circuit also participated in a program called Veteran's Stand Down- this program identifies veterans with legal issues and proactively addresses their legal criminal matters in an attempt to free up the resources of law enforcement and to divert more cases to an early resolution to save on judicial resources. This is done by connecting the veteran with providers at the stand-down and then setting up special court dates with the veteran coordinator, providers, state attorneys and public defenders to put into place whatever was worked out and discussed at the stand-down and in the subsequent weeks leading up to the court date. This program is done on the weekend and in the community where veterans could easily access everyone involved. The county advertises a place to meet each month.

	COL A12	COL A14	COL A15	COL A16	COL A14-A12	
	AGY FIN REQ	AGY AMD REQ	AGY AMD N/R	AGY AMD ANZ	AGY AMD REQ	
	FY 2017-18	FY 2017-18	FY 2017-18	FY 2017-18	FY 2017-18	
	POS	AMOUNT	POS	AMOUNT	POS	AMOUNT
						CODES
JUSTICE ADMINISTRATION						21000000
PUBLIC DEFENDERS						21600000
PGM: PD-12TH JUD CIRCUIT						21601200
PUBLIC PROTECTION						12
LEGAL REPRESENTATION						1203.00.00.00
WORKLOAD						3000000
RAPID INTERVENTION						3000160

Amended 2017-18 Narrative after February 2, 2017

Summary: This issue is was deleted and moved to issue code 4200350.

POSITION DETAIL OF SALARIES AND BENEFITS:

	FTE	BASE RATE	ADDITIVES	BENEFITS	SUBTOTAL	LAPSE %	LAPSED SALARIES AND BENEFITS
A12 - AGY FIN REQ FY 2017-18							
CHANGES TO CURRENTLY AUTHORIZED POSITIONS							
RA01 RATE & SALARY ADJ - BENEFITS NO FTE							
N0001 001	0.00	110,000		16,687	126,687	0.00	126,687
TOTALS FOR ISSUE BY FUND							
1000 GENERAL REVENUE FUND							126,687
	0.00	110,000		16,687	126,687		126,687

	COL A12	COL A14	COL A15	COL A16	COL A14-A12	
	AGY FIN REQ	AGY AMD REQ	AGY AMD N/R	AGY AMD ANZ	AGY AMD REQ	
	FY 2017-18	FY 2017-18	FY 2017-18	FY 2017-18	FY 2017-18	
	POS	AMOUNT	POS	AMOUNT	POS	AMOUNT
						CODES
JUSTICE ADMINISTRATION						21000000
PUBLIC DEFENDERS						21600000
PGM: PD-12TH JUD CIRCUIT						21601200
PUBLIC PROTECTION						12
LEGAL REPRESENTATION						1203.00.00.00
WORKLOAD						3000000
ENHANCED OTHER PERSONAL SERVICES						3000640
OTHER PERSONAL SERVICES						030000
INDIGENT CRIM DEFENSE TF -STATE	48,141	48,141				2974 1

AGENCY ISSUE NARRATIVE:

2017-2018 BUDGET YEAR NARRATIVE:

IT COMPONENT? NO

This issue links to all activities.

Scanning Project-

Number of OPS	#of Hrs	Cost per Hr.	Total Costs
(1) Part-time Support-Sarasota Office	1040	\$10.00	\$11,195.60 (includes fica)
(1) Part-time Support-Manatee Office	1040	\$10.00	\$11,195.60 (includes fica)

Client Intake/Reception-

(1)Part-time Support-Sarasota Office	1040	\$11.50	\$12,874.94 (includes fica)
(1)Part-time Support-Manatee Office	1040	\$11.50	\$12,874.94 (includes fica)

Issue Code 3000640 Enhanced OPS Narrative for Public Defender, 12th Circuit

OPS Clerk Intake/ Reception Help-

With increasing needs required for client intake and documentation, scanning of court records and forms, and coordination of earlier interaction with each client and faster electronic processing with other agencies bringing in more processing at the front window, we need additional support staff at the front window / reception area of each office.

Currently, there is one receptionist per location, and all other support staff covers the reception/window duties for breaks, vacations, lunch, and appointments. The services provided at the front window have increased over time, to include setting client's first appointments with their attorneys, acquiring additional intake information, and coordinating client appointments with attorneys and professionals for additional efforts in client rehabilitation, homeless and veteran services, and drug and DUI assistance. Other support staff has had their workload increase as well, with additional requirements for paperless and e-filing processes now in place, additional client services and coordination, and increasingly find that time pulled from regular duties to back up the front window and phone are detrimental to completing regular duties.

COL A12		COL A14		COL A15		COL A16		COL A14-A12		CODES
AGY FIN REQ FY 2017-18	POS AMOUNT	AGY AMD REQ FY 2017-18	POS AMOUNT	AGY AMD N/R FY 2017-18	POS AMOUNT	AGY AMD ANZ FY 2017-18	POS AMOUNT	AGY AMD REQ FY 2017-18 OVER(UNDER)	AGY FIN REQ FY 2017-18	
JUSTICE ADMINISTRATION										21000000
PUBLIC DEFENDERS										21600000
PGM: PD-12TH JUD CIRCUIT										21601200
PUBLIC PROTECTION										12
LEGAL REPRESENTATION										1203.00.00.00
WORKLOAD										3000000
ENHANCED OTHER PERSONAL SERVICES										3000640

We would like to add two part time secondary positions, one in Manatee and one in Sarasota, from 10am to 2pm, 5 days a week, to assist the current position in scanning in documentation from the client, setting appointments, and handling some of the client flow, while the primary receptionist continues to process Depositions and other appointments coming in regularly during the handling of clients. This position would also cover breaks for the primary, and, optimally, remove the need for other staff coverage on phones and the window. The additional computer workstation / scanning equipment would go into County IT budget.

- (1) Part-time Support for Sarasota Office-1040hrs @\$10.00 per hr = \$11,195.60 (includes fica)
 - (1) Part-time Support for Bradenton Office-1040 hrs @\$10.00 per hr = \$11,195.60 (includes fica)
- Total of \$22,391.20 for this Project

Issue Code 3000640 Enhanced OPS Narrative for Public Defender, 12th Circuit
 OPS for Back Scanning Project

OPS Staff Member for Back Scanning of Cases files, not currently rendered electronically. Now that everything is e-filed and documents that are generated and used during the course of a case are rendered electronically, the availability on demand of an electronic document rather than a piece of paper in a file somewhere has increased efficiency. In older cases however, documents still exist in paper, in folders, that are packed into boxes and crated off to be stored in a warehouse. There are storage and transport fees associated with these boxes, and as such, they are destroyed as they can be after an acceptable period of time.

Once a box is destroyed, the record is forever gone; however, storage is easier electronically, allowing the record to be available longer. Storage space is also less expensive by the gigabyte than by the square foot. An electronic record does not have a fee associated with ordering the box back from the warehouse. Also, it is easier to reproduce a record, for example if a client orders a copy of their file, from electronic images rather than paper. This gives us significant motivation to get back scan older records on site, prior to them needing to go to the warehouse. We'd like a part time position, to scan documents to searchable PDFs and upload them into our Case Management System, STAC, to be available electronically from then on. An example company that does this under contract is Lit and More, Inc. We have had them come in, at an average rate of \$280 per box, and reproduce images for a client request of their record. This did not include rendering it electronically for history, or uploading it into our system. A part time person, working an average of 4 hours a day, 5 days a week, at \$10 an hour, should be able to render a box electronically in a week for \$200. The work product would be of increased benefit as it would be in the system and searchable. An actual employee would find efficiencies over time, increasing the numbers of boxes put in the system per week. Manatee and Sarasota each have approximately 600 boxes onsite. Assuming 200 of the oldest will be sent offsite prior to project, and 200 are since e-filing, and efficiencies are found, with other staff contributing, there would be about 200 weeks of part time work in each location and then the project would have caught up to current files already in the Case Management

COL A12		COL A14		COL A15		COL A16		COL A14-A12		CODES
AGY FIN REQ FY 2017-18	AGY AMD REQ FY 2017-18	AGY AMD REQ FY 2017-18	AGY AMD N/R FY 2017-18	AGY AMD ANZ FY 2017-18	AGY AMD ANZ FY 2017-18	AGY FIN REQ FY 2017-18	AGY AMD REQ FY 2017-18	AGY FIN REQ FY 2017-18	OVER(UNDER)	
POS	AMOUNT	POS	AMOUNT	POS	AMOUNT	POS	AMOUNT	POS	AMOUNT	
JUSTICE ADMINISTRATION										21000000
PUBLIC DEFENDERS										21600000
PGM: PD-12TH JUD CIRCUIT										21601200
PUBLIC PROTECTION										12
LEGAL REPRESENTATION										1203.00.00.00
WORKLOAD										3000000
ENHANCED OTHER PERSONAL SERVICES										3000640

System.

- (1) Part-time Support-Sarasota Office for 1040 hrs @\$11.50 per hr = \$12,874.94 (includes fica)
 - (1) Part-time Support Bradenton Office for 1040 hrs @\$11.50 per hr = \$12,874.94 (includes fica)
- Total=\$25,750 for this project

HUMAN RESOURCE DEVELOPMENT										3800000
(TRAINING AND EDUCATION)										3800130
EMPLOYEE CONTINUING EDUCATION										100000
SPECIAL CATEGORIES										103226
PUBLIC DEFENDER OPERATIONS										

GRANTS AND DONATIONS TF -STATE 102,039 102,039 2339 1

AGENCY ISSUE NARRATIVE:

2017-2018 BUDGET YEAR NARRATIVE:

IT COMPONENT? NO

This issue links to all agency activities.

The Public Defender requests funding for this issue to provide mission critical training for APD, support and investigative staff. Training programs include required Continuing Legal Education credit courses, client/customer service and office management training programs. It is the intent of the Public Defender to reduce travel expenses associated with training by utilizing the internet, video conferencing and in-house training programs whenever possible. In addition, it is the intent of this office to initiate "Train the Trainer" programs to minimize training expenditures and maximize staff participation.

Training Programs:

- (2) National Criminal Defense College, CLE credit and trial skills enhancement, \$1,800 Tuit,\$1,400 Htl,\$300 transport,\$523 per diem=\$7,446.20
- (2) Advanced Cross Examination, CLE credit and trial skills enhancement, \$550 Tuit, \$178 hotel,\$228 airline, \$83 per diem=\$2,078.00
- (4) Blood Breath and Tears, CLE credit and DUI defense trial training, \$\$335 reg, \$119 hotel, \$100 mileage, \$64 per diem=\$2,472.00
- (13) Life Over Death, CLE credit and capital case qualification, \$816 each=\$9,792.00

COL A12		COL A14		COL A15		COL A16		COL A14-A12		CODES
AGY FIN REQ FY 2017-18 POS	AMOUNT	AGY AMD REQ FY 2017-18 POS	AMOUNT	AGY AMD N/R FY 2017-18 POS	AMOUNT	AGY AMD ANZ FY 2017-18 POS	AMOUNT	AGY AMD REQ FY 2017-18 OVER(UNDER) AGY FIN REQ FY 2017-18 POS	AMOUNT	

JUSTICE ADMINISTRATION 21000000
 PUBLIC DEFENDERS 21600000
 PGM: PD-12TH JUD CIRCUIT 21601200
 PUBLIC PROTECTION 12
 LEGAL REPRESENTATION 1203.00.00.00
 HUMAN RESOURCE DEVELOPMENT 3800000
 (TRAINING AND EDUCATION) 3800130
 EMPLOYEE CONTINUING EDUCATION

- (4) Defender College, CLE credit and basic trial skills training, \$669 each=\$4,014
- (4) Advanced Defender College, CLE credit and advanced trial skills training, \$669 each=\$5,352
- (25) FPDA Winter Conference, CLE credit and staff skills enhancement, \$772 each=\$19,300.00
- (30) FPDA Summer Conference, CLE credit and staff skills enhancement, \$772 each=\$23,160
- (2) Theories and Themes, CLE credit and staff skills enhancement, \$1,294 each=\$2,588
- (3)NACDL Annual Meeting, \$2,034.22=\$6,102.66
- (2)Prosecutor and PD Trial Training -Tuition \$8090,Hotel \$700, \$191 per diem,\$160 mileage x 2=\$3,702.00
- (6)Boms Training Conf-\$3,092
- (7)Stac Training Conf-\$4,112
- (4)Executive Management Training-\$2,478
- (18)Bench Bar Conf-\$1,350
- Other Misc Conf/training as necessary-\$5,000

FLORIDA BAR TRAINING REQUIREMENTS 3800280
 FOR NEW ASSISTANT PUBLIC DEFENDERS 100000
 SPECIAL CATEGORIES 103226
 PUBLIC DEFENDER OPERATIONS

GRANTS AND DONATIONS TF -STATE 5,160 5,160 2339 1

AGENCY ISSUE NARRATIVE:

2017-2018 BUDGET YEAR NARRATIVE:

IT COMPONENT? NO

This issue links to all agency activities.

- 6) Practicing with Professionalism @ \$150 each=\$900 (potential new hires for resignations/terminations).
- (18) Basic skill courses @ \$170 each=\$3,060.00
- (24)Travel costs @ approximately \$50 per course for mileage= \$1,200.00

BSCR shall be completed as follows: the Practicing with Professionalism program shall be completed no sooner than 12 months prior to or no later than 12 months following admission to The Florida Bar. The three elective, basic, substantive continuing legal education programs shall be completed during the member's initial 3-year continuing legal education requirement reporting cycle assigned upon admission to The Florida Bar.

	COL A12	COL A14	COL A15	COL A16	COL A14-A12	
	AGY FIN REQ	AGY AMD REQ	AGY AMD N/R	AGY AMD ANZ	AGY AMD REQ	
	FY 2017-18	FY 2017-18	FY 2017-18	FY 2017-18	FY 2017-18	
	POS	AMOUNT	POS	AMOUNT	POS	AMOUNT
JUSTICE ADMINISTRATION						21000000
PUBLIC DEFENDERS						21600000
PGM: PD-12TH JUD CIRCUIT						21601200
PUBLIC PROTECTION						12
LEGAL REPRESENTATION						1203.00.00.00
OTHER PROGRAMS						4200000
MENTAL HEALTH, VETERANS AND DRUG						
COURT STAFFING						4200350
SALARY RATE						000000
SALARY RATE.....		110,000			110,000	
=====						
SALARIES AND BENEFITS						010000
GENERAL REVENUE FUND -STATE		126,687			126,687	1000 1
=====						
SPECIAL CATEGORIES						100000
PUBLIC DEFENDER OPERATIONS						103226
GENERAL REVENUE FUND -STATE		8,428	5,554		8,428	1000 1
=====						
TOTAL: MENTAL HEALTH, VETERANS AND DRUG						4200350
COURT STAFFING						
TOTAL ISSUE.....		135,115	5,554		135,115	
TOTAL SALARY RATE.....		110,000			110,000	
=====						

AGENCY ISSUE NARRATIVE:

2017-2018 BUDGET YEAR NARRATIVE: IT COMPONENT? NO
 Amended 2017-18 Narrative after February 2, 2017

Court Assisting Veterans Coordinator/Disposition Specialist I

The Courts Assisting Veterans (CAV) Coordinator is responsible for providing specific early identification of Veterans in coordination with the Public Defender's Office to help create a course of treatment that may offer some diversion from the traditional court process. The (CAV) Coordinator uses a wide variety of resources as referral agencies-utilizing any and all programs available that would help our Veteran clients with treatment options as alternatives to incarceration.

The (CAV) Coordinator contacts the Veteran, works with the Public Defender, the Veterans Justice Outreach Coordinator at the Veterans Administration, and any appropriate community partners to put together a care plan specific to the Veterans needs and presents to the Judge. On-going referral and case management are core duties.

In addition, the (CAV) Coordinator is responsible to Facilitate custody releases, assist in the early disposition of

	COL A12	COL A14	COL A15	COL A16	COL A14-A12	
	AGY FIN REQ	AGY AMD REQ	AGY AMD N/R	AGY AMD ANZ	AGY AMD REQ	
	FY 2017-18	FY 2017-18	FY 2017-18	FY 2017-18	FY 2017-18	
	POS	AMOUNT	POS	AMOUNT	POS	AMOUNT
						CODES
JUSTICE ADMINISTRATION						21000000
PUBLIC DEFENDERS						21600000
PGM: PD-12TH JUD CIRCUIT						21601200
PUBLIC PROTECTION						12
LEGAL REPRESENTATION						1203.00.00.00
OTHER PROGRAMS						4200000
MENTAL HEALTH, VETERANS AND DRUG						
COURT STAFFING						4200350

cases, interview clients, gather psychosocial information appropriate for treatment recommendations, consult with doctors, psychiatrists, VA personnel and program coordinators to assist the Public Defenders in case resolution, transport Veterans from jail to residential programs, Preparation for testifying in court, gather military and medical records, assess treatment options, make referrals to appropriate community programs and to develop treatment plans as alternatives to incarceration.

This specialized position would require graduation from an accredited 4 yr college or university with a master's degree or license in mental health counseling or a related field and 4 yrs of professional experience or an equivalent combination of training and experience.

The Public Defender's 12th Circuit participates in a Veterans Assisting Courts Program due to the fast growing veteran population of the 12th Circuit involved in the criminal justice system. Many incarcerated veterans exhibit post-traumatic stress (PTSD), traumatic brain injury (TBI) and numerous abuse and mental health disorders directly related to their service to our country. Many of these veterans qualify for diversion programs, but the incarceration holds up the process. We have to get a court ordered furlough to check them out of jail to the St. Pete's Veterans Facility to get evaluated. The Disposition Specialist Counselor will be able to evaluate them right there at the jail and suggest proper treatment, or counsel and suggest other treatments available for veterans. This saves money and the courts time to expedite diversion programs and not over crowd the jail and dockets with veterans. The Disposition Specialist will also be able to evaluate and provide recommendations for Mental Health, DUI and Drug Court clients. Some of the duties performed are listed:

- 1) Contact all veterans for proper intake and recording of population statistics. Refer veterans in need of diversion care to the Veterans Coordinator.
- 2) Conduct any mental health evaluations for Courts Assisting Veterans (substance, dual diagnosis, bi-polar, PTSD and any other medical issues. This would help develop a diversion plan for Mental Health Court, Drug Court, Veterans Services and help the attorney with the outcome of the case
- 3) Contact appropriate agencies to provide medical documentation, release of information, military records and recommended treatment plans for the veterans program.

Disposition Specialist II

The Public Defender's Office, 12th Circuit also participated in a program called Veteran's Stand Down- this program identifies veterans with legal issues and proactively addresses their legal criminal matters in an attempt to free up the resources of law enforcement and to divert more cases to an early resolution to save on judicial resources. This is

	COL A12	COL A14	COL A15	COL A16	COL A14-A12	
	AGY FIN REQ	AGY AMD REQ	AGY AMD N/R	AGY AMD ANZ	AGY AMD REQ	
	FY 2017-18	FY 2017-18	FY 2017-18	FY 2017-18	FY 2017-18	
	POS	AMOUNT	POS	AMOUNT	POS	AMOUNT
						CODES
JUSTICE ADMINISTRATION						21000000
PUBLIC DEFENDERS						21600000
PGM: PD-12TH JUD CIRCUIT						21601200
PUBLIC PROTECTION						12
LEGAL REPRESENTATION						1203.00.00.00
OTHER PROGRAMS						4200000
MENTAL HEALTH, VETERANS AND DRUG						
COURT STAFFING						4200350

done by connecting the veteran with providers at the stand-down and then setting up special court dates with the veteran coordinator , providers, state attorneys and public defenders to put into place whatever was worked out and discussed at the stand-down and in the subsequent weeks leading up to the court date. This program is done on the weekend and in the community where veterans could easily access everyone involved. The county advertises a place to meet each month.

Summary: This is a new issue. Issue 3000160 was moved to this issue code.

POSITION DETAIL OF SALARIES AND BENEFITS:

	FTE	BASE RATE	ADDITIVES	BENEFITS	SUBTOTAL	LAPSE %	LAPSED SALARIES AND BENEFITS
A14 - AGY AMD REQ FY 2017-18							
CHANGES TO CURRENTLY AUTHORIZED POSITIONS							
RA01 RATE & SALARY ADJ - BENEFITS NO FTE							
N0001 001	0.00	110,000		16,687	126,687	0.00	126,687
TOTALS FOR ISSUE BY FUND							
1000 GENERAL REVENUE FUND							126,687
	0.00	110,000		16,687	126,687		126,687

	COL A12	COL A14	COL A15	COL A16	COL A14-A12	
					AGY AMD REQ	
					FY 2017-18	
					OVER(UNDER)	
	AGY FIN REQ	AGY AMD REQ	AGY AMD N/R	AGY AMD ANZ	AGY FIN REQ	
	FY 2017-18	FY 2017-18	FY 2017-18	FY 2017-18	FY 2017-18	
POS	AMOUNT	POS	AMOUNT	POS	AMOUNT	POS
						AMOUNT
						CODES
JUSTICE ADMINISTRATION						21000000
PUBLIC DEFENDERS						21600000
PGM: PD-12TH JUD CIRCUIT						21601200
PUBLIC PROTECTION						12
LEGAL REPRESENTATION						1203.00.00.00
TOTAL: LEGAL REPRESENTATION						1203.00.00.00
BY FUND TYPE						
GENERAL REVENUE FUND	135,115	135,115	5,554			1000
TRUST FUNDS	155,340	155,340				2000
TOTAL PROG COMP.....	290,455	290,455	5,554			
TOTAL SALARY RATE.....	110,000	110,000				

COL A12		COL A14		COL A15		COL A16		COL A14-A12		CODES
AGY FIN REQ FY 2017-18	AGY AMD REQ FY 2017-18	AGY AMD N/R FY 2017-18	AGY AMD ANZ FY 2017-18	AGY FIN REQ FY 2017-18	AGY AMD REQ FY 2017-18	AGY AMD N/R FY 2017-18	AGY AMD ANZ FY 2017-18	AGY FIN REQ FY 2017-18	OVER(UNDER)	
POS	AMOUNT	POS	AMOUNT	POS	AMOUNT	POS	AMOUNT	POS	AMOUNT	
JUSTICE ADMINISTRATION										21000000
PUBLIC DEFENDERS										21600000
PGM: PD-13TH JUD CIRCUIT										21601300
PUBLIC PROTECTION										12
LEGAL REPRESENTATION										1203.00.00.00
ADJUSTMENTS TO CURRENT YEAR										
ESTIMATED EXPENDITURES										1600000
REAPPROVAL OF SALARY RATE TRANSFER										
BETWEEN BUDGET ENTITIES										160A020
SALARY RATE										000000
SALARY RATE.....		200,000-						200,000-		

AGENCY ISSUE NARRATIVE:
 2017-2018 BUDGET YEAR NARRATIVE: IT COMPONENT? NO

Amended 2017-18 Narrative after February 2, 2017

The Public Defenders in the Thirteenth and Eighteenth Judicial Circuits are requesting re-approval of a rate transfer between their entities that was approved in Fiscal Year 2016-17 via budget amendment numbered DEFN-013-20, P0029. This is a transfer of salary rate in the amount of 200,000 and does not include positions or Salaries and Benefits.

Summary: this is a re-approval of a FY 16-17 approved budget amendment that was not approved at the time of the original Legislative Budget Request submittal.

POSITION DETAIL OF SALARIES AND BENEFITS:

FTE	BASE RATE	ADDITIVES	BENEFITS	SUBTOTAL	LAPSE %	LAPSED SALARIES AND BENEFITS
A14 - AGY AMD REQ FY 2017-18						
CHANGES TO CURRENTLY AUTHORIZED POSITIONS						
RA06 RATE ADJ - NO FTE - NO SALARY - NO BENEFITS						
N0001 001		200,000-				
TOTAL SALARY RATE						
		200,000-				

	COL A12	COL A14	COL A15	COL A16	COL A14-A12	
	AGY FIN REQ	AGY AMD REQ	AGY AMD N/R	AGY AMD ANZ	AGY AMD REQ	
	FY 2017-18	FY 2017-18	FY 2017-18	FY 2017-18	FY 2017-18	
	POS	AMOUNT	POS	AMOUNT	POS	AMOUNT
JUSTICE ADMINISTRATION						21000000
PUBLIC DEFENDERS						21600000
PGM: PD-13TH JUD CIRCUIT						21601300
PUBLIC PROTECTION						12
LEGAL REPRESENTATION						1203.00.00.00
WORKLOAD						3000000
HURST IMPACT ON WORKLOAD						3000110
SALARY RATE						000000
SALARY RATE.....		221,000			221,000	
=====						
SALARIES AND BENEFITS						010000
GENERAL REVENUE FUND -STATE		4.00			4.00	305,578
			305,578			1000 1
=====						
SPECIAL CATEGORIES						100000
PUBLIC DEFENDER OPERATIONS						103226
GENERAL REVENUE FUND -STATE			16,824	10,742		16,824
						1000 1
=====						
TOTAL: HURST IMPACT ON WORKLOAD						3000110
TOTAL POSITIONS.....		4.00			4.00	
TOTAL ISSUE.....			322,402	10,742		322,402
TOTAL SALARY RATE.....		221,000			221,000	
=====						

AGENCY ISSUE NARRATIVE:

2017-2018 BUDGET YEAR NARRATIVE:

IT COMPONENT? NO

Amended 2017-18 Narrative after February 2, 2017

In January, 2016, the U.S. Supreme Court found Florida's death penalty sentencing scheme unconstitutional. In response, the Florida Legislature passed and the Governor signed into law Chapter 2016-13, Laws of Florida, which substantially modifies the previously existing sentencing scheme. Significant legal challenges to Chapter 2016-13 have been raised, some of which are currently pending in the Florida Supreme Court and lower appellate courts, others of which are being litigated in trial courts. Additionally, standard jury instructions which advise jurors of their duties and responsibilities in capital sentencing proceedings have yet to be adopted by the Florida Supreme Court. Without standard instructions, challenges to the individual jury instructions crafted on a case-by-case basis are having to be litigated in every case. And, history informs us that there will be significant litigation once standard instructions are adopted. As the legal challenges slowly work their way through the trial and appellate courts, a backlog of cases is developing.

To ensure constitutionally sound representation for death penalty litigation, the 13th Circuit Public Defender requests 2 death qualified attorneys, 1 legal assistant, .5 mitigation specialist, and .5 investigator.

	COL A12	COL A14	COL A15	COL A16	COL A14-A12	
	AGY FIN REQ	AGY AMD REQ	AGY AMD N/R	AGY AMD ANZ	AGY AMD REQ	
	FY 2017-18	FY 2017-18	FY 2017-18	FY 2017-18	FY 2017-18	
	POS	AMOUNT	POS	AMOUNT	POS	AMOUNT
						CODES
JUSTICE ADMINISTRATION						21000000
PUBLIC DEFENDERS						21600000
PGM: PD-13TH JUD CIRCUIT						21601300
PUBLIC PROTECTION						12
LEGAL REPRESENTATION						1203.00.00.00
WORKLOAD						3000000
HURST IMPACT ON WORKLOAD						3000110

Operating Expenditures budget authority is requested to establish these positions per the modified - Standard #3 Expense Package.

2 Attorneys @ \$4673 each =	\$ 9,346	\$2,777 x 2 =	\$ 5,554 non-recurring
1 Professional Staff	\$ 3,973		\$ 2,777 non-recurring
1 Support Staff	\$ 3,505		\$ 2,411 non-recurring
Total =	\$ 16,824		\$ 10,742 non-recurring

Summary: This is a new issue.

POSITION DETAIL OF SALARIES AND BENEFITS:

	FTE	BASE RATE	ADDITIVES	BENEFITS	SUBTOTAL	LAPSE %	LAPSED SALARIES AND BENEFITS
A14 - AGY AMD REQ FY 2017-18							
NEW POSITIONS							
5131 LEGAL ASSISTANT I							
N0004 001	1.00	26,000		16,134	42,134	0.00	42,134
5642 MITIGATION SPECIALIST							
N0003 001	0.50	60,000		15,152	75,152	0.00	75,152
5661 INVESTIGATOR I							
N0002 001	0.50	45,000		12,923	57,923	0.00	57,923
5901 ASST PUBLIC DEFENDER							
N0001 001	2.00	90,000		40,369	130,369	0.00	130,369

COL A12		COL A14		COL A15		COL A16		COL A14-A12		CODES
AGY FIN REQ FY 2017-18	POS AMOUNT	AGY AMD REQ FY 2017-18	POS AMOUNT	AGY AMD N/R FY 2017-18	POS AMOUNT	AGY AMD ANZ FY 2017-18	POS AMOUNT	AGY AMD REQ FY 2017-18 OVER(UNDER)	AGY FIN REQ FY 2017-18	

JUSTICE ADMINISTRATION										21000000
PUBLIC DEFENDERS										21600000
PGM: PD-13TH JUD CIRCUIT										21601300
PUBLIC PROTECTION										12
LEGAL REPRESENTATION										1203.00.00.00
WORKLOAD										3000000
HURST IMPACT ON WORKLOAD										3000110

POSITION DETAIL OF SALARIES AND BENEFITS:

FTE	BASE RATE	ADDITIVES	BENEFITS	SUBTOTAL	LAPSE %	LAPSED SALARIES AND BENEFITS
A14 - AGY AMD REQ FY 2017-18						
NEW POSITIONS						
TOTALS FOR ISSUE BY FUND						
1000 GENERAL REVENUE FUND						305,578
4.00	221,000		84,578	305,578		305,578

JUVENILE BAKER ACT						3000550
SALARY RATE						000000
SALARY RATE.....	105,000	105,000				
SALARIES AND BENEFITS						010000
GENERAL REVENUE FUND -STATE	2.00	2.00				1000 1
	155,033	155,033				
SPECIAL CATEGORIES						100000
PUBLIC DEFENDER OPERATIONS						103226
GENERAL REVENUE FUND -STATE	8,646	8,646	5,554			1000 1
TOTAL: JUVENILE BAKER ACT						3000550
TOTAL POSITIONS.....	2.00	2.00				
TOTAL ISSUE.....	163,679	163,679	5,554			
TOTAL SALARY RATE.....	105,000	105,000				

COL A12		COL A14		COL A15		COL A16		COL A14-A12		CODES
AGY FIN REQ FY 2017-18 POS	AMOUNT	AGY AMD REQ FY 2017-18 POS	AMOUNT	AGY AMD N/R FY 2017-18 POS	AMOUNT	AGY AMD ANZ FY 2017-18 POS	AMOUNT	AGY AMD REQ FY 2017-18 OVER(UNDER) AGY FIN REQ FY 2017-18 POS	AMOUNT	
JUSTICE ADMINISTRATION										21000000
PUBLIC DEFENDERS										21600000
PGM: PD-13TH JUD CIRCUIT										21601300
PUBLIC PROTECTION										12
LEGAL REPRESENTATION										1203.00.00.00
WORKLOAD										3000000
JUVENILE BAKER ACT										3000550

AGENCY ISSUE NARRATIVE:
 2017-2018 BUDGET YEAR NARRATIVE:

IT COMPONENT? NO

Statewide data for Baker Act involuntary exam initiations for children between the ages of 4 and 17 at the time of their initiation indicates a 50% increase, or 10,898 cases, from 2010/2011 to 2014/2015. In the 13th Circuit (Hillsborough), juvenile Baker Acts increased 142%. Children from Hillsborough County accounted for 9% of the juvenile Baker Acts statewide last year. Representing children at Baker Act hearings represents a growing workload that directly impacts Public Defenders on many levels. Per the Florida Mental Health Act, school resource officers (law enforcement officers within the schools) have the authority to begin a Baker Act evaluation when they feel a student is either a danger to themselves or to others. Hillsborough County has six Baker Act receiving facilities, two of which regularly receive minors. These facilities confirm that Baker Acts arising from the schools are increasing every year. Law enforcement statistics indicate that while all schools are affected, 11 schools generated more than 200 mental health related calls for service in the previous school year. We are attempting to handle the workload driven by increases in the number of total Baker Acts (adults and children), and children present particular challenges and workload for Public Defenders. Research shows a close link between children involved in the mental health system (including Baker Acts) and children in the dependency and delinquency systems: 21% of children placed in detention had at least one prior Baker Act. The needs of these children must be handled holistically, and therefore, require significant attorney and support staff time. The 13th Circuit Public Defender is an active partner with the School District of Hillsborough County and the receiving facilities and works to ensure the mental health issues and discipline issues are properly identified and addressed in such a way as to do the child the most good. We also collaborate with Safe and Sound Hillsborough (violence prevention collaborative) to ensure Baker Acts and school discipline issues are approached and handled using a public health model, ensuring a holistic focus on violence prevention and intervention. The 13th Circuit requests funding for 1 experienced attorney and 1 case manager to handle this increasing workload.

COL A12		COL A14		COL A15		COL A16		COL A14-A12		CODES
AGY FIN REQ FY 2017-18	POS AMOUNT	AGY AMD REQ FY 2017-18	POS AMOUNT	AGY AMD N/R FY 2017-18	POS AMOUNT	AGY AMD ANZ FY 2017-18	POS AMOUNT	AGY AMD REQ FY 2017-18 OVER(UNDER)	AGY FIN REQ FY 2017-18	

JUSTICE ADMINISTRATION										21000000
PUBLIC DEFENDERS										21600000
PGM: PD-13TH JUD CIRCUIT										21601300
PUBLIC PROTECTION										12
LEGAL REPRESENTATION										1203.00.00.00
WORKLOAD										3000000
JUVENILE BAKER ACT										3000550

POSITION DETAIL OF SALARIES AND BENEFITS:

	FTE	BASE RATE	ADDITIVES	BENEFITS	SUBTOTAL	LAPSE %	LAPSED SALARIES AND BENEFITS
A12 - AGY FIN REQ FY 2017-18							
NEW POSITIONS							
5642 MITIGATION SPECIALIST N0002 001	1.00	45,000		19,017	64,017	0.00	64,017
5901 ASST PUBLIC DEFENDER N0001 001	1.00	60,000		31,016	91,016	0.00	91,016
TOTALS FOR ISSUE BY FUND							
1000 GENERAL REVENUE FUND	2.00	105,000		50,033	155,033		155,033

A14 - AGY AMD REQ FY 2017-18

NEW POSITIONS							
5642 MITIGATION SPECIALIST N0002 001	1.00	45,000		19,017	64,017	0.00	64,017
5901 ASST PUBLIC DEFENDER N0001 001	1.00	60,000		31,016	91,016	0.00	91,016

	COL A12	COL A14	COL A15	COL A16	COL A14-A12	
	AGY FIN REQ	AGY AMD REQ	AGY AMD N/R	AGY AMD ANZ	AGY AMD REQ	
	FY 2017-18	FY 2017-18	FY 2017-18	FY 2017-18	FY 2017-18	
	POS	AMOUNT	POS	AMOUNT	POS	AMOUNT
						CODES
JUSTICE ADMINISTRATION						21000000
PUBLIC DEFENDERS						21600000
PGM: PD-13TH JUD CIRCUIT						21601300
PUBLIC PROTECTION						12
LEGAL REPRESENTATION						1203.00.00.00
WORKLOAD						3000000
JUVENILE BAKER ACT						3000550

POSITION DETAIL OF SALARIES AND BENEFITS:

	FTE	BASE RATE	ADDITIVES	BENEFITS	SUBTOTAL	LAPSE %	LAPSED SALARIES AND BENEFITS
A14 - AGY AMD REQ FY 2017-18							
NEW POSITIONS							
TOTALS FOR ISSUE BY FUND							
1000 GENERAL REVENUE FUND							155,033
	2.00	105,000		50,033	155,033		155,033

CAPITAL CASES QUALIFYING TRAINING							3000960
SPECIAL CATEGORIES							100000
PUBLIC DEFENDER OPERATIONS							103226
GENERAL REVENUE FUND -STATE	11,360					11,360-	1000 1

AGENCY ISSUE NARRATIVE:
 2017-2018 BUDGET YEAR NARRATIVE:

IT COMPONENT? NO

Amended 2017-18 Narrative after February 2, 2017

This issue was entered in error and has been deleted.

	COL A12		COL A14		COL A15		COL A16		COL A14-A12		
	AGY FIN REQ FY 2017-18		AGY AMD REQ FY 2017-18		AGY AMD N/R FY 2017-18		AGY AMD ANZ FY 2017-18		AGY AMD REQ FY 2017-18 OVER(UNDER) AGY FIN REQ FY 2017-18		CODES
	POS	AMOUNT	POS	AMOUNT	POS	AMOUNT	POS	AMOUNT	POS	AMOUNT	
JUSTICE ADMINISTRATION											21000000
PUBLIC DEFENDERS											21600000
PGM: PD-13TH JUD CIRCUIT											21601300
PUBLIC PROTECTION											12
LEGAL REPRESENTATION											1203.00.00.00
WORKLOAD											3000000
MENTAL HEALTH PROFESSIONAL											3005610
SALARY RATE											000000
SALARY RATE.....		65,000		65,000							
=====											
SALARIES AND BENEFITS											010000
GENERAL REVENUE FUND -STATE	1.00	87,051	1.00	87,051							1000 1
=====											
SPECIAL CATEGORIES											100000
PUBLIC DEFENDER OPERATIONS											103226
GENERAL REVENUE FUND -STATE		3,973		3,973		2,777					1000 1
=====											
TOTAL: MENTAL HEALTH PROFESSIONAL											3005610
TOTAL POSITIONS.....	1.00		1.00								
TOTAL ISSUE.....		91,024		91,024		2,777					
TOTAL SALARY RATE.....		65,000		65,000							
=====											

AGENCY ISSUE NARRATIVE:

2017-2018 BUDGET YEAR NARRATIVE:

IT COMPONENT? NO

The 13th Circuit Public Defender workload relating to representing clients with mental illness and intellectual disability has grown and data indicates it will continue to grow for the foreseeable future. Workload includes representation for clients facing involuntary commitment or residential placement under Chapters 393 (developmental disabilities) and 394 (the Baker Act), Florida Statutes, as well as mental health issues and mitigation in felony, misdemeanor, and juvenile cases in the criminal courts. The 13th Circuit Public Defender has a need for a specialized mental health professional and seeks funding for a clinical, forensic-trained psychologist or neuropsychologist who can diagnose mental disorders to raise competency; identify mental infirmity, disease, or defect to raise sanity; conduct dual diagnosis evaluations; test clients for intellectual disability; perform independent medical examinations in Baker Act and 393.11 commitments and evaluate clients for Baker Act criteria to assist with clients in crisis both in the office and in court; and more. If a client has been found incompetent, an evaluation can serve as the basis for stipulating to incompetency as permitted under Chapter 916, Fla. Stat. A clinical psychologist will additionally be used for all other testing: personality testing, neuropsych testing, risk assessment, amenability to treatment, etc. In addition to direct services and client evaluations, the position would be used to ensure constant in-house continuing legal education and expert management. With a properly trained and credentialed psychologist, we can seek to partner with

COL A12		COL A14		COL A15		COL A16		COL A14-A12		CODES
AGY FIN REQ FY 2017-18 POS	AMOUNT	AGY AMD REQ FY 2017-18 POS	AMOUNT	AGY AMD N/R FY 2017-18 POS	AMOUNT	AGY AMD ANZ FY 2017-18 POS	AMOUNT	AGY AMD REQ FY 2017-18 OVER(UNDER) AGY FIN REQ FY 2017-18 POS	AMOUNT	
JUSTICE ADMINISTRATION										21000000
PUBLIC DEFENDERS										21600000
PGM: PD-13TH JUD CIRCUIT										21601300
PUBLIC PROTECTION										12
LEGAL REPRESENTATION										1203.00.00.00
WORKLOAD										3000000
MENTAL HEALTH PROFESSIONAL										3005610

the University of South Florida of Psychology and Social Work departments for interns to do clinical internships at our office. Attorneys in the office are continuously trained on early identification of mental illness, and we have implemented a fully-formed mental health alert system to identifying clients, developing mental health evidence, identifying when to use experts, and making appropriate referrals for diversion or charge mitigation. A psychologist is especially needed now, based on two new factors that have come into play. The 13th Judicial Circuit courts have indicated a desire and plan to implement a mental health court, which this office is not fully equipped to staff. Additionally, based upon the new statutory requirement for annual reviews of 393.11 placements and new issues with the Agency for Persons with Disabilities, we may litigate to have our clients found eligible for Agency services and a psychologist can be part of the statutory petitioning committee. Use of a psychologist or neuropsychologist on staff who can be used for in-office evaluations, jail visits, testifying in court, and the other uses described above will dramatically reduce the 13th Circuit Public Defender due process expenditures by reducing use of confidential mental health experts, decreasing the likelihood of seeking court appointed experts, and better defending allegations of malingering. Analysis of the comparable salaries, adjusted for benefits and state employee compression issues, indicates a salary of \$65,000 is needed to find a properly trained and qualified individual.

POSITION DETAIL OF SALARIES AND BENEFITS:

FTE	BASE RATE	ADDITIVES	BENEFITS	SUBTOTAL	LAPSE %	LAPSED SALARIES AND BENEFITS
A12 - AGY FIN REQ FY 2017-18						
NEW POSITIONS						
5643 MITIGATION SPECIALIST III N0001 001	1.00	65,000	22,051	87,051	0.00	87,051
TOTALS FOR ISSUE BY FUND						
1000 GENERAL REVENUE FUND						87,051
	1.00	65,000	22,051	87,051		87,051

	COL A12	COL A14	COL A15	COL A16	COL A14-A12	
					AGY AMD REQ	
					FY 2017-18	
					OVER(UNDER)	
	AGY FIN REQ	AGY AMD REQ	AGY AMD N/R	AGY AMD ANZ	AGY FIN REQ	
	FY 2017-18	FY 2017-18	FY 2017-18	FY 2017-18	FY 2017-18	
POS	AMOUNT	POS	AMOUNT	POS	AMOUNT	CODES
JUSTICE ADMINISTRATION						21000000
PUBLIC DEFENDERS						21600000
PGM: PD-13TH JUD CIRCUIT						21601300
PUBLIC PROTECTION						12
LEGAL REPRESENTATION						1203.00.00.00
WORKLOAD						3000000
MENTAL HEALTH PROFESSIONAL						3005610

POSITION DETAIL OF SALARIES AND BENEFITS:

	FTE	BASE RATE	ADDITIVES	BENEFITS	SUBTOTAL	LAPSE %	LAPSED SALARIES AND BENEFITS
A14 - AGY AMD REQ FY 2017-18							
NEW POSITIONS							
5643 MITIGATION SPECIALIST III							
N0001 001	1.00	65,000		22,051	87,051	0.00	87,051
TOTALS FOR ISSUE BY FUND							
1000 GENERAL REVENUE FUND							87,051
	1.00	65,000		22,051	87,051		87,051

GRAHAM/MILLER/ATWELL ETCETERA -							
COURT MANDATED JUVENILE							
RESENTENCING							3009000
SALARY RATE							000000
SALARY RATE.....	240,000	240,000					
SALARIES AND BENEFITS							010000
GENERAL REVENUE FUND -STATE	4.00	4.00					1000 1
	347,475	347,475					

	COL A12	COL A14	COL A15	COL A16	COL A14-A12	
					AGY AMD REQ	
					FY 2017-18	
					OVER(UNDER)	
	AGY FIN REQ	AGY AMD REQ	AGY AMD N/R	AGY AMD ANZ	AGY FIN REQ	
	FY 2017-18	FY 2017-18	FY 2017-18	FY 2017-18	FY 2017-18	
POS	AMOUNT	POS	AMOUNT	POS	AMOUNT	CODES
JUSTICE ADMINISTRATION						21000000
PUBLIC DEFENDERS						21600000
PGM: PD-13TH JUD CIRCUIT						21601300
PUBLIC PROTECTION						12
LEGAL REPRESENTATION						1203.00.00.00
WORKLOAD						3000000
GRAHAM/MILLER/ATWELL ETCETERA -						
COURT MANDATED JUVENILE						
RESENTENCING						3009000
SPECIAL CATEGORIES						100000
PUBLIC DEFENDER OPERATIONS						103226
GENERAL REVENUE FUND -STATE	17,292	17,292	11,108			1000 1
TOTAL: GRAHAM/MILLER/ATWELL ETCETERA -						3009000
COURT MANDATED JUVENILE						
RESENTENCING						
TOTAL POSITIONS.....	4.00	4.00				
TOTAL ISSUE.....	364,767	364,767	11,108			
TOTAL SALARY RATE.....	240,000	240,000				

AGENCY ISSUE NARRATIVE:

2017-2018 BUDGET YEAR NARRATIVE:

IT COMPONENT? NO

The 13th Circuit Public Defender experienced an increase in our juvenile resentencing felony caseload, which started in 2010 with Graham v. Florida, 560 U.S. 418 (2010), and all circumstances indicate the caseload will grow and our obligations for representation will continue indefinitely. This is new, mandated, unfunded workload. In 2014, the Florida Legislature enacted Chapter 2014-220, Laws of Florida, in response to the decisions of the United States Supreme Court in Graham v. Florida and Miller v. Alabama, 132 S.Ct. 2455 (2012), in order to provide a sentencing scheme for trial courts to follow for juvenile defendants who are charged as adults and face potential life imprisonment for their charges. In Horsley v. State, 160 So.3d 393 (Fla. 2015) and Falcon v. State, 162 So.3d 954 (Fla. 2015), the Florida Supreme Court has now ruled that Graham and Miller are retroactive to any juvenile offender seeking to challenge the constitutionality of a life sentence. The Falcon Court ruled that under Florida Rule of Criminal Procedure 3.850(b)(2), any affected juvenile offender shall have two years (from May 22, 2015), the date the mandate in Falcon was issued, to file a motion for post-conviction relief in the trial court seeking to correct his or her sentencing pursuant to Miller. The Florida Supreme Court further mandated in Horsley v. State, 160 So.3d 393 at 394-397 (Fla. 2015) that these juvenile defendants previously sentenced to Life imprisonment are entitled to an individualized sentencing hearing pursuant to section two of Chapter 2014-220, Laws of Florida, to consider the enumerated and any other pertinent factors 'relevant to the offense and [the defendant's] youth and attendant circumstances' .] Horsley at 408. Additionally, the pool of potential re-sentencing hearings has been expanded by the Florida Supreme Court to include juveniles sentenced to a number of years in prison that would be equivalent to life, Henry v. State, 160 So.3d 393 (Fla. 2015); Gridine v. State, 175 So.3d 672 (Fla. 2015), and to sentences of life with the possibility of parole, Atwell v. State, 20-16 WL 3010795 (Fla. May 26, 2016), as well as sentences to life imprisonment for second degree murder, Landrum v. State, 2016 WL 3191099 (Fla. June

	COL A12	COL A14	COL A15	COL A16	COL A14-A12	
					AGY AMD REQ	
					FY 2017-18	
					OVER(UNDER)	
	AGY FIN REQ	AGY AMD REQ	AGY AMD N/R	AGY AMD ANZ	AGY FIN REQ	
	FY 2017-18	FY 2017-18	FY 2017-18	FY 2017-18	FY 2017-18	
	POS	AMOUNT	POS	AMOUNT	POS	AMOUNT
						CODES
JUSTICE ADMINISTRATION						21000000
PUBLIC DEFENDERS						21600000
PGM: PD-13TH JUD CIRCUIT						21601300
PUBLIC PROTECTION						12
LEGAL REPRESENTATION						1203.00.00.00
WORKLOAD						3000000
GRAHAM/MILLER/ATWELL ETCETERA -						
COURT MANDATED JUVENILE						
RESENTENCING						3009000

9, 2016). Also, now before the Florida Supreme Court, fully briefed with a decision expected by the end of 2016, is a case with even broader caseload potential. In *Kelsey v. State*, SC15-2079, the issue is whether offenders with lengthy sentences short of their life expectancies must have an opportunity to demonstrate under s.921.1402 that they are appropriate to someday be released onto probation. A favorable decision will necessitate major sentence review hearings for juvenile offenders serving sentences longer than the statutory 15-, 20-, or 25-year review periods. Chapter 2014-220, Laws of Florida, also provided for sentence review periods for juveniles sentenced under the new statutes.

Resentencing hearings are not pro forma proceedings. They are, essentially, brand new sentencing hearings. This issue has significant impact due to the novelty and complexity of the legal and procedural issues. Florida law requires the trial court to look at the following factors in determining the appropriate sentence: 1) the nature and circumstances of the offense; 2) the effect of the crime on the victim's family and community; 3) the defendant's age, maturity, intellectual capacity, and emotional health, 4) the defendant's background; 5) the effect of immaturity, impetuosity, or failure to appreciate risks and consequences on defendant's participation in the offense; 6) the extent of defendant's participation in the offense 7) the effect of familial pressure or peer pressure on the defendant's actions; 8) the nature and extent of defendant's prior criminal history; 9) the effect of characteristics attributable to defendant's youth; and 10) the possibility of rehabilitating the defendant. S.921.1401(2), Fla. Stat. This is true even in those cases where the then-jvenile entered a plea to the charge. In order to represent these clients adequately, experienced attorneys, investigators, and mitigation specialists must work together to explore the offender's entire life history. Records must be gathered, evaluations must be conducted, interviews of family and friends undertaken, educational materials obtained, and mental health history explored, and interviews with teachers, neighbors, program caseworkers, correctional staff, and other people who may assist in understanding and presenting the client's life story must be performed thoroughly to present information the court must consider in the re-sentencing hearings.

The same factors apply to the separate, additional sentence review hearings required under s.921.1401, necessitating the same painstaking preparation. Interviews must be undertaken, psychological and sociological evaluations conducted, and history of incarceration and potential and extent of rehabilitation reviewed. Release plans also have to be designed and proposed to include housing, employment, and other re-entry services.

The 13th Circuit Public Defender's Office currently has 12 active mandatory resentencing cases, 4 cases where the hearing resentencing was completed and the sentence is currently on appeal, and up to 50 cases anticipated upon the final decisions in Atwell, Landrum, and Kelsey. To ensure constitutionally sound representation, the 13th Circuit Public Defender requests funding for 2 senior attorneys, 1 mitigation specialist, and 1 investigator.

COL A12	COL A14	COL A15	COL A16	COL A14-A12	
AGY FIN REQ FY 2017-18	AGY AMD REQ FY 2017-18	AGY AMD N/R FY 2017-18	AGY AMD ANZ FY 2017-18	AGY AMD REQ FY 2017-18 OVER(UNDER) AGY FIN REQ FY 2017-18	CODES
POS	AMOUNT	POS	AMOUNT	POS	AMOUNT
JUSTICE ADMINISTRATION					21000000
PUBLIC DEFENDERS					21600000
PGM: PD-13TH JUD CIRCUIT					21601300
PUBLIC PROTECTION					12
LEGAL REPRESENTATION					1203.00.00.00
WORKLOAD					3000000
GRAHAM/MILLER/ATWELL ETCETERA -					
COURT MANDATED JUVENILE					
RESENTENCING					3009000

The 13th Circuit Public Defender experienced an increase in our juvenile resentencing felony caseload, which started in 2010 with Graham v. Florida, 560 U.S. 418 (2010), and all circumstances indicate the caseload will grow and our obligations for representation will continue indefinitely. This is new, mandated, unfunded workload.

In 2014, the Florida Legislature enacted Chapter 2014-220, Laws of Florida, in response to the decisions of the United States Supreme Court in Graham v. Florida and Miller v. Alabama, 132 S.Ct. 2455 (2012), in order to provide a sentencing scheme for trial courts to follow for juvenile defendants who are charged as adults and face potential life imprisonment for their charges. In Horsley v. State, 160 So.3d 393 (Fla. 2015) and Falcon v. State, 162 So.3d 954 (Fla. 2015), the Florida Supreme Court has now ruled that Graham and Miller are retroactive to any juvenile offender seeking to challenge the constitutionality of a life sentence. The Falcon Court ruled that under Florida Rule of Criminal Procedure 3.850(b)(2), any affected juvenile offender shall have two years (from May 22, 2015), the date the mandate in Falcon was issued, to file a motion for post-conviction relief in the trial court seeking to correct his or her sentencing pursuant to Miller. The Florida Supreme Court further mandated in Horsley v. State, 160 So.3d 393 at 394-397 (Fla. 2015) that these juvenile defendants previously sentenced to Life imprisonment are entitled to an individualized sentencing hearing pursuant to section two of Chapter 2014-220, Laws of Florida, to consider the enumerated and any other pertinent factors 'relevant to the offense and [the defendant's] youth and attendant circumstances' .] Horsley at 408. Additionally, the pool of potential re-sentencing hearings has been expanded by the Florida Supreme Court to include juveniles sentenced to a number of years in prison that would be equivalent to life, Henry v. State, 160 So.3d 393 (Fla. 2015); Gridine v. State, 175 So.3d 672 (Fla. 2015), and to sentences of life with the possibility of parole, Atwell v. State, 20-16 WL 3010795 (Fla. May 26, 2016), as well as sentences to life imprisonment for second degree murder, Landrum v. State, 2016 WL 3191099 (Fla. June 9, 2016). Also, now before the Florida Supreme Court, fully briefed with a decision expected by the end of 2016, is a case with even broader caseload potential. In Kelsey v. State, SC15-2079, the issue is whether offenders with lengthy sentences short of their life expectancies must have an opportunity to demonstrate under s.921.1402 that they are appropriate to someday be released onto probation. The Court's recent favorable decision will necessitate major sentence review hearings for juvenile offenders serving sentences longer than the statutory 15-, 20-, or 25-year review periods. Chapter 2014-220, Laws of Florida, also provided for sentence review periods for juveniles sentenced under the new statutes.

Resentencing hearings are not pro forma proceedings. They are, essentially, brand new sentencing hearings. This issue has significant impact due to the novelty and complexity of the legal and procedural issues. Florida law requires the trial court to look at the following factors in determining the appropriate sentence: 1) the nature and circumstances of the offense; 2) the effect of the crime on the victim's family and community; 3) the defendant's age, maturity, intellectual capacity, and emotional health, 4) the defendant's background; 5) the effect of immaturity, impetuosity, or failure to appreciate risks and consequences on defendant's participation in the offense; 6) the extent of defendant's

COL A12		COL A14		COL A15		COL A16		COL A14-A12		CODES
AGY FIN REQ FY 2017-18 POS	AMOUNT	AGY AMD REQ FY 2017-18 POS	AMOUNT	AGY AMD N/R FY 2017-18 POS	AMOUNT	AGY AMD ANZ FY 2017-18 POS	AMOUNT	AGY AMD REQ FY 2017-18 OVER(UNDER)	AGY FIN REQ FY 2017-18 AMOUNT	
JUSTICE ADMINISTRATION										21000000
PUBLIC DEFENDERS										21600000
PGM: PD-13TH JUD CIRCUIT										21601300
PUBLIC PROTECTION										12
LEGAL REPRESENTATION										<u>1203.00.00.00</u>
WORKLOAD										3000000
GRAHAM/MILLER/ATWELL ETCETERA - COURT MANDATED JUVENILE RESENTENCING										3009000

participation in the offense 7) the effect of familial pressure or peer pressure on the defendant's actions; 8) the nature and extent of defendant's prior criminal history; 9) the effect of characteristics attributable to defendant's youth; and 10) the possibility of rehabilitating the defendant. s.921.1401(2), Fla. Stat. This is true even in those cases where the then-juvenile entered a plea to the charge. In order to represent these clients adequately, experienced attorneys, investigators, and mitigation specialists must work together to explore the offender's entire life history. Records must be gathered, evaluations must be conducted, interviews of family and friends undertaken, educational materials obtained, and mental health history explored, and interviews with teachers, neighbors, program caseworkers, correctional staff, and other people who may assist in understanding and presenting the client's life story must be performed thoroughly to present information the court must consider in the re-sentencing hearings.

The same factors apply to the separate, additional sentence review hearings required under s.921.1401, necessitating the same painstaking preparation. Interviews must be undertaken, psychological and sociological evaluations conducted, and history of incarceration and potential and extent of rehabilitation reviewed. Release plans also have to be designed and proposed to include housing, employment, and other re-entry services.

The 13th Circuit Public Defender's Office currently has 39 active mandatory resentencing cases under Graham, Miller, Gridine, Landrum, and Atwell, 4 cases where the hearing resentencing was completed and the sentence is currently on appeal, and additional cases anticipated upon the final decision in Kelsey. We do not have an estimated date upon which the Department of Corrections will provide us an accurate list of the full scope of Kelsey cases; it may take months. To ensure constitutionally sound representation, the 13th Circuit Public Defender requests funding for 2 senior attorneys, 1 mitigation specialist, and 1 investigator.

Summary: The narrative for this issue has been updated to reflect 39 active cases rather than the 12 cases previously reported.

COL A12		COL A14		COL A15		COL A16		COL A14-A12		CODES
AGY FIN REQ FY 2017-18	AGY AMD REQ FY 2017-18	AGY AMD N/R FY 2017-18	AGY AMD ANZ FY 2017-18	AGY AMD REQ FY 2017-18	AGY FIN REQ FY 2017-18	AGY AMD REQ FY 2017-18	AGY AMD N/R FY 2017-18	AGY AMD ANZ FY 2017-18	AGY FIN REQ FY 2017-18	
POS	AMOUNT	POS	AMOUNT	POS	AMOUNT	POS	AMOUNT	POS	AMOUNT	

JUSTICE ADMINISTRATION										21000000
PUBLIC DEFENDERS										21600000
PGM: PD-13TH JUD CIRCUIT										21601300
PUBLIC PROTECTION										12
LEGAL REPRESENTATION										1203.00.00.00
WORKLOAD										3000000
GRAHAM/MILLER/ATWELL ETCETERA - COURT MANDATED JUVENILE RESENTENCING										3009000

POSITION DETAIL OF SALARIES AND BENEFITS:

	FTE	BASE RATE	ADDITIVES	BENEFITS	SUBTOTAL	LAPSE %	LAPSED SALARIES AND BENEFITS
A12 - AGY FIN REQ FY 2017-18							
NEW POSITIONS							
5642 MITIGATION SPECIALIST N0003 001	1.00	55,000		20,534	75,534	0.00	75,534
5661 INVESTIGATOR I N0002 001	1.00	45,000		19,017	64,017	0.00	64,017
5901 ASST PUBLIC DEFENDER N0001 001	2.00	140,000		67,924	207,924	0.00	207,924
TOTALS FOR ISSUE BY FUND							
1000 GENERAL REVENUE FUND							347,475
	4.00	240,000		107,475	347,475		347,475

A14 - AGY AMD REQ FY 2017-18

NEW POSITIONS							
5642 MITIGATION SPECIALIST N0003 001	1.00	55,000		20,534	75,534	0.00	75,534
5661 INVESTIGATOR I N0002 001	1.00	45,000		19,017	64,017	0.00	64,017
5901 ASST PUBLIC DEFENDER N0001 001	2.00	140,000		67,924	207,924	0.00	207,924

	COL A12	COL A14	COL A15	COL A16	COL A14-A12	
	AGY FIN REQ	AGY AMD REQ	AGY AMD N/R	AGY AMD ANZ	AGY AMD REQ	
	FY 2017-18	FY 2017-18	FY 2017-18	FY 2017-18	FY 2017-18	
	POS	AMOUNT	POS	AMOUNT	POS	AMOUNT
JUSTICE ADMINISTRATION						21000000
PUBLIC DEFENDERS						21600000
PGM: PD-13TH JUD CIRCUIT						21601300
PUBLIC PROTECTION						12
LEGAL REPRESENTATION						1203.00.00.00
WORKLOAD						3000000
GRAHAM/MILLER/ATWELL ETCETERA -						
COURT MANDATED JUVENILE						
RESENTENCING						3009000

POSITION DETAIL OF SALARIES AND BENEFITS:

	FTE	BASE RATE	ADDITIVES	BENEFITS	SUBTOTAL	LAPSE %	LAPSED SALARIES AND BENEFITS
A14 - AGY AMD REQ FY 2017-18							
NEW POSITIONS							
TOTALS FOR ISSUE BY FUND							
1000 GENERAL REVENUE FUND							347,475
	4.00	240,000		107,475	347,475		347,475

AGENCY-WIDE INFORMATION TECHNOLOGY							3620000
MULTIMEDIA FOR COURTROOM							36280C0
PRESENTATION							000000
SALARY RATE							
SALARY RATE.....		40,000			40,000		
SALARIES AND BENEFITS							010000
GENERAL REVENUE FUND	-STATE	1.00	58,258		1.00	58,258	1000 1

	COL A12	COL A14	COL A15	COL A16	COL A14-A12	
	AGY FIN REQ FY 2017-18 POS AMOUNT	AGY AMD REQ FY 2017-18 POS AMOUNT	AGY AMD N/R FY 2017-18 POS AMOUNT	AGY AMD ANZ FY 2017-18 POS AMOUNT	AGY AMD REQ FY 2017-18 OVER(UNDER) AGY FIN REQ FY 2017-18 POS AMOUNT	CODES
JUSTICE ADMINISTRATION						21000000
PUBLIC DEFENDERS						21600000
PGM: PD-13TH JUD CIRCUIT						21601300
PUBLIC PROTECTION						12
LEGAL REPRESENTATION						1203.00.00.00
AGENCY-WIDE INFORMATION TECHNOLOGY						3620000
MULTIMEDIA FOR COURTROOM						
PRESENTATION						36280C0
SPECIAL CATEGORIES						100000
PUBLIC DEFENDER OPERATIONS						103226
GENERAL REVENUE FUND -STATE		3,505	2,411		3,505	1000 1
TOTAL: MULTIMEDIA FOR COURTROOM PRESENTATION						36280C0
TOTAL POSITIONS.....		1.00			1.00	
TOTAL ISSUE.....		61,763	2,411		61,763	
TOTAL SALARY RATE.....		40,000			40,000	

AGENCY ISSUE NARRATIVE:

2017-2018 BUDGET YEAR NARRATIVE:

IT COMPONENT? YES

Amended 2017-18 Narrative after February 2, 2017

Effective courtroom prosecution has become more complex and challenging as a result of court rulings and the prevalence of new technologies. Juries no longer expect cases to be proven with the aid of markers and giant notepads mounted on easels. In a CSI world, there is an expectation of courtroom presentations using modern technology. Law Enforcement and prosecuting attorneys frequently provide evidence in digital formats as society shifts away from paper and analog communication and preservation of records.

The Public Defender's Office, 13th Circuit seeks one dedicated Multimedia Specialist to assist in effective courtroom presentation which frequently involves creation of PowerPoint and other software presentations and the redaction of audio/video statements to comply with court orders regarding evidence allowed in court. The Multimedia Specialist will also be tasked with duplication of problem media for criminal court discovery purposes, constructing visual aids for trial and technical assistance with Skype, Webex and other programs to secure remote deposition and court testimony.

Operating expenditures are requested per Standard #3, Modified Expense Package for Public Defenders.

Summary: this is a new issue.

COL A12	COL A14	COL A15	COL A16	COL A14-A12	CODES
AGY FIN REQ FY 2017-18 POS AMOUNT	AGY AMD REQ FY 2017-18 POS AMOUNT	AGY AMD N/R FY 2017-18 POS AMOUNT	AGY AMD ANZ FY 2017-18 POS AMOUNT	AGY AMD REQ FY 2017-18 OVER(UNDER) AGY FIN REQ FY 2017-18 POS AMOUNT	
					21000000
					21600000
					21601300
					12
					<u>1203.00.00.00</u>
					3620000
					36280C0

POSITION DETAIL OF SALARIES AND BENEFITS:

FTE	BASE RATE	ADDITIVES	BENEFITS	SUBTOTAL	LAPSE %	LAPSED SALARIES AND BENEFITS
A14 - AGY AMD REQ FY 2017-18						
NEW POSITIONS						
5302 STAFF ASSISTANT II						
N0001 001						
1.00	40,000		18,258	58,258	0.00	58,258
TOTALS FOR ISSUE BY FUND						
1000 GENERAL REVENUE FUND						
1.00	40,000		18,258	58,258		58,258

HUMAN RESOURCE DEVELOPMENT (TRAINING AND EDUCATION)	3800000
CAPITAL ATTORNEY TRAINING	3800150
SPECIAL CATEGORIES	100000
PUBLIC DEFENDER OPERATIONS	103226
GENERAL REVENUE FUND -STATE	11,360
	11,360- 1000 1

AGENCY ISSUE NARRATIVE:
 2017-2018 BUDGET YEAR NARRATIVE:

IT COMPONENT? NO

Assistant public defenders in Florida must maintain a level of continuing legal education mandated by The Florida Bar and the Rules of Criminal Procedure. Florida Rule of Criminal Procedure 3.112 requires attorneys to attend a capital case

COL A12	COL A14	COL A15	COL A16	COL A14-A12	CODES
AGY FIN REQ FY 2017-18 POS AMOUNT	AGY AMD REQ FY 2017-18 POS AMOUNT	AGY AMD N/R FY 2017-18 POS AMOUNT	AGY AMD ANZ FY 2017-18 POS AMOUNT	AGY AMD REQ FY 2017-18 OVER(UNDER) AGY FIN REQ FY 2017-18 POS AMOUNT	
					21000000
					21600000
					21601300
					12
					<u>1203.00.00.00</u>
					3800000
					3800150

qualifying training every two years at a minimum. Rule 3.112 also requires a lead attorney and suggests co-counsel when the death penalty is sought, therefore there are at least two assistant public defenders assigned to each case. To meet these requirements, the Florida Public Defender Association hosts Life Over Death every year at a registration cost of \$275 per attorney. The 13th Circuit Public Defender is appointed to approximately 30 capital cases each year. There are currently 19 cases pending where the State Attorney is seeking the death penalty. The office has a need to train 16 staff at a total cost of \$710 per person, which includes the registration cost for the training conference as well as room and meals. Calculation: 16 x \$710 = \$11,360

Amended 2017-18 Narrative after February 2, 2017

Summary: This issue has been moved to issue code 3800180 "Qualifying Training for Capital Cases."

QUALIFYING TRAINING FOR CAPITAL CASES					3800180
SPECIAL CATEGORIES					100000
PUBLIC DEFENDER OPERATIONS					103226

GENERAL REVENUE FUND	-STATE		11,360		11,360	1000	1
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AGENCY ISSUE NARRATIVE:

2017-2018 BUDGET YEAR NARRATIVE:

IT COMPONENT? NO

Amended 2017-18 Narrative after February 2, 2017

Assistant public defenders in Florida must maintain a level of continuing legal education mandated by The Florida Bar and the Rules of Criminal Procedure. Florida Rule of Criminal Procedure 3.112 requires attorneys to attend a "capital case qualifying training" every two years at a minimum. Rule 3.112 also requires a lead attorney and suggests co-counsel when the death penalty is sought, therefore there are at least two assistant public defenders assigned to each case. To meet these requirements, the Florida Public Defender Association hosts "Life Over Death" every year at a registration cost of \$275 per attorney. The 13th Circuit Public Defender is appointed to approximately 30 capital cases each year. There are currently 19 cases pending where the State Attorney is seeking the death penalty. The office has a need to train 16 staff

	COL A12	COL A14	COL A15	COL A16	COL A14-A12	
	AGY FIN REQ	AGY AMD REQ	AGY AMD N/R	AGY AMD ANZ	AGY AMD REQ	
	FY 2017-18	FY 2017-18	FY 2017-18	FY 2017-18	FY 2017-18	
	POS	AMOUNT	POS	AMOUNT	POS	AMOUNT
						CODES
JUSTICE ADMINISTRATION						21000000
PUBLIC DEFENDERS						21600000
PGM: PD-13TH JUD CIRCUIT						21601300
PUBLIC PROTECTION						12
LEGAL REPRESENTATION						1203.00.00.00
HUMAN RESOURCE DEVELOPMENT (TRAINING AND EDUCATION)						3800000
QUALIFYING TRAINING FOR CAPITAL CASES						3800180

at a total cost of \$710 per person, which includes the registration cost for the training conference as well as room and meals. Calculation: 16 x \$710 = \$11,360

Summary: This issue replaces issue code 3800150 "Capital Attorney Training" which has been deleted.

FLORIDA BAR BOARD CERTIFICATION						3800900
SALARY RATE						000000
SALARY RATE.....	17,385	17,385				
	=====	=====	=====	=====	=====	
SALARIES AND BENEFITS						010000
GENERAL REVENUE FUND -STATE	22,500	22,500				1000 1
	=====	=====	=====	=====	=====	
TOTAL: FLORIDA BAR BOARD CERTIFICATION						3800900
TOTAL ISSUE.....	22,500	22,500				
TOTAL SALARY RATE.....	17,385	17,385				
	=====	=====	=====	=====	=====	

AGENCY ISSUE NARRATIVE:

2017-2018 BUDGET YEAR NARRATIVE:

IT COMPONENT? NO

The 13th Circuit Public Defender has three attorneys who have achieved Board Certification in Criminal Trial Law. Board certification has the following minimum standards set by The Florida Bar: Practice of law for at least 5 years; substantial involvement in the specialty of criminal trial law; handled at least 25 contested criminal cases, with 20 jury trials tried to a verdict, 15 which involved a felony, and 10 as lead counsel; 45 hours of approved criminal trial law certification continuing legal education. These lawyers must also undergo peer review and pass a written examination. Board Certified attorneys are valuable members of a law firm, especially one that handles cases as serious as the cases assigned to the 13th Circuit Public Defender. In order to acknowledge this high level of achievement and pro-actively engage in the retention of these attorneys, the 13th Circuit Public Defender requests \$7,500 per Board Certified assistant public defender. Calculations is based 3 APD as of August 29, 2016. \$7,500 X 3 = \$22,500 for this issue code.

COL A12		COL A14		COL A15		COL A16		COL A14-A12		CODES
AGY FIN REQ FY 2017-18	POS AMOUNT	AGY AMD REQ FY 2017-18	POS AMOUNT	AGY AMD N/R FY 2017-18	POS AMOUNT	AGY AMD ANZ FY 2017-18	POS AMOUNT	AGY AMD REQ FY 2017-18 OVER(UNDER)	AGY FIN REQ FY 2017-18	

JUSTICE ADMINISTRATION										21000000
PUBLIC DEFENDERS										21600000
PGM: PD-13TH JUD CIRCUIT										21601300
PUBLIC PROTECTION										12
LEGAL REPRESENTATION										1203.00.00.00
HUMAN RESOURCE DEVELOPMENT (TRAINING AND EDUCATION)										3800000
FLORIDA BAR BOARD CERTIFICATION										3800900

POSITION DETAIL OF SALARIES AND BENEFITS:

	FTE	BASE RATE	ADDITIVES	BENEFITS	SUBTOTAL	LAPSE %	LAPSED SALARIES AND BENEFITS
A12 - AGY FIN REQ FY 2017-18							
CHANGES TO CURRENTLY AUTHORIZED POSITIONS							
RA01 RATE & SALARY ADJ - BENEFITS NO FTE							
N0001 001	0.00	17,385		5,115	22,500	0.00	22,500
TOTALS FOR ISSUE BY FUND							
1000 GENERAL REVENUE FUND							22,500
	0.00	17,385		5,115	22,500		22,500

A14 - AGY AMD REQ FY 2017-18

CHANGES TO CURRENTLY AUTHORIZED POSITIONS							
RA01 RATE & SALARY ADJ - BENEFITS NO FTE							
N0001 001	0.00	17,385		5,115	22,500	0.00	22,500
TOTALS FOR ISSUE BY FUND							
1000 GENERAL REVENUE FUND							22,500
	0.00	17,385		5,115	22,500		22,500

	COL A12	COL A14	COL A15	COL A16	COL A14-A12	
	AGY FIN REQ	AGY AMD REQ	AGY AMD N/R	AGY AMD ANZ	AGY AMD REQ	
	FY 2017-18	FY 2017-18	FY 2017-18	FY 2017-18	FY 2017-18	
	POS	AMOUNT	POS	AMOUNT	POS	AMOUNT
						CODES
JUSTICE ADMINISTRATION						21000000
PUBLIC DEFENDERS						21600000
PGM: PD-13TH JUD CIRCUIT						21601300
PUBLIC PROTECTION						12
LEGAL REPRESENTATION						1203.00.00.00
OTHER PROGRAMS						4200000
VOLUNTEER RECRUITMENT						4200110
SALARY RATE						000000
SALARY RATE.....	30,390	30,390				
=====						
SALARIES AND BENEFITS						010000
GENERAL REVENUE FUND -STATE	35,000	35,000				1000 1
=====						
SPECIAL CATEGORIES						100000
PUBLIC DEFENDER OPERATIONS						103226
GENERAL REVENUE FUND -STATE	3,426	3,426	2,411			1000 1
=====						
TOTAL: VOLUNTEER RECRUITMENT						4200110
TOTAL ISSUE.....	38,426	38,426	2,411			
TOTAL SALARY RATE.....	30,390	30,390				
=====						

AGENCY ISSUE NARRATIVE:

2017-2018 BUDGET YEAR NARRATIVE:

IT COMPONENT? NO

Volunteers and interns, due to budget reductions, have become an integral and necessary part of our office structure. Our office had thirty-seven volunteers working throughout our offices last year and volunteering 3,687 hours in a calendar year 2014/2015. Florida Statute 110.503 speaks of the "responsibilities of departments and agencies" in utilizing volunteers and requires the compliance with the uniform rules by the Department of Management Services of such things as the recruitment, screening, training and responsibility and supervision of volunteers. In an effort to ensure oversight and responsibility and maximize the use of this valuable resource, it is necessary to hire a Volunteer Coordinator who will act as our liaison with schools and other agencies to continually recruit and screen volunteers and oversee their orientations, scheduling, training, and reporting of hours and other paperwork, and any other needs that arise.

Further, utilization of grants have also become an important source of funding and help alleviate the burden on the State and the taxpayers. This position will assist in the search for grants as well as the grant-writing process, a task that has been possible to date due to lack of time and staff.

Funding for PD Operations is calculate per Modified Standard #3 Operations costs of \$3,426. No FTEs are required, as vacant positions will be utilized.

	COL A12	COL A14	COL A15	COL A16	COL A14-A12	
					AGY AMD REQ	
					FY 2017-18	
					OVER(UNDER)	
	AGY FIN REQ	AGY AMD REQ	AGY AMD N/R	AGY AMD ANZ	AGY FIN REQ	
	FY 2017-18	FY 2017-18	FY 2017-18	FY 2017-18	FY 2017-18	
POS	AMOUNT	POS	AMOUNT	POS	AMOUNT	CODES
JUSTICE ADMINISTRATION						21000000
PUBLIC DEFENDERS						21600000
PGM: PD-13TH JUD CIRCUIT						21601300
PUBLIC PROTECTION						12
LEGAL REPRESENTATION						1203.00.00.00
OTHER PROGRAMS						4200000
VOLUNTEER RECRUITMENT						4200110

This issue impacts all agency activities.

POSITION DETAIL OF SALARIES AND BENEFITS:

	FTE	BASE RATE	ADDITIVES	BENEFITS	SUBTOTAL	LAPSE %	LAPSED SALARIES AND BENEFITS
A12 - AGY FIN REQ FY 2017-18							
CHANGES TO CURRENTLY AUTHORIZED POSITIONS							
RA01 RATE & SALARY ADJ - BENEFITS NO FTE							
N0001 001	0.00	30,390		4,610	35,000	0.00	35,000
TOTALS FOR ISSUE BY FUND							
1000 GENERAL REVENUE FUND							35,000
	0.00	30,390		4,610	35,000		35,000

A14 - AGY AMD REQ FY 2017-18

CHANGES TO CURRENTLY AUTHORIZED POSITIONS							
RA01 RATE & SALARY ADJ - BENEFITS NO FTE							
N0001 001	0.00	30,390		4,610	35,000	0.00	35,000

COL A12	COL A14	COL A15	COL A16	COL A14-A12	CODES
AGY FIN REQ FY 2017-18 POS AMOUNT	AGY AMD REQ FY 2017-18 POS AMOUNT	AGY AMD N/R FY 2017-18 POS AMOUNT	AGY AMD ANZ FY 2017-18 POS AMOUNT	AGY AMD REQ FY 2017-18 OVER(UNDER) AGY FIN REQ FY 2017-18 POS AMOUNT	

JUSTICE ADMINISTRATION					21000000
PUBLIC DEFENDERS					21600000
PGM: PD-13TH JUD CIRCUIT					21601300
PUBLIC PROTECTION					12
LEGAL REPRESENTATION					1203.00.00.00
OTHER PROGRAMS					4200000
VOLUNTEER RECRUITMENT					4200110

POSITION DETAIL OF SALARIES AND BENEFITS:

FTE	BASE RATE	ADDITIVES	BENEFITS	SUBTOTAL	LAPSE %	LAPSED SALARIES AND BENEFITS
A14 - AGY AMD REQ FY 2017-18						
CHANGES TO CURRENTLY AUTHORIZED POSITIONS						
TOTALS FOR ISSUE BY FUND						35,000
1000 GENERAL REVENUE FUND	0.00	30,390		4,610	35,000	35,000

PARTICIPATORY JUSTICE						4200120
SALARY RATE						000000
SALARY RATE.....		181,000		181,000		
SALARIES AND BENEFITS						010000
GENERAL REVENUE FUND -STATE	4.00	267,657		4.00	267,657	1000 1
SPECIAL CATEGORIES						100000
PUBLIC DEFENDER OPERATIONS						103226
GENERAL REVENUE FUND -STATE	16,124	16,124	10,742			1000 1
TOTAL: PARTICIPATORY JUSTICE						4200120
TOTAL POSITIONS.....	4.00			4.00		
TOTAL ISSUE.....	16,124	283,781	10,742		267,657	
TOTAL SALARY RATE.....		181,000		181,000		

COL A12	COL A14	COL A15	COL A16	COL A14-A12	
AGY FIN REQ FY 2017-18 POS	AGY AMD REQ FY 2017-18 POS	AGY AMD N/R FY 2017-18 POS	AGY AMD ANZ FY 2017-18 POS	AGY AMD REQ FY 2017-18 OVER(UNDER) AGY FIN REQ FY 2017-18 POS	AMOUNT
AMOUNT	AMOUNT	AMOUNT	AMOUNT	AMOUNT	CODES
JUSTICE ADMINISTRATION					21000000
PUBLIC DEFENDERS					21600000
PGM: PD-13TH JUD CIRCUIT					21601300
PUBLIC PROTECTION					12
LEGAL REPRESENTATION					1203.00.00.00
OTHER PROGRAMS					4200000
PARTICIPATORY JUSTICE					4200120

AGENCY ISSUE NARRATIVE:

2017-2018 BUDGET YEAR NARRATIVE:

IT COMPONENT? NO

The 13th Circuit Public Defender seeks funding to implement innovative practices, which increase access to justice and community and stakeholder participation in criminal defense representation. Adopting the priorities established by the Governor and Florida Courts, as well as philosophies of The Florida Bar and law enforcement agencies nationwide, we seek to implement initiatives that increase community engagement as a means of ensuring crime prevention and intervention as well as reduce recidivism. We also collaborate locally with Safe and Sound Hillsborough (violence prevention collaborative) to ensure issues are approached and handled using a public health model, ensuring a holistic focus on violence prevention and intervention. Because outreach, education, and interagency cooperation are integral components of the Participatory Justice model, it enhances and has the ability to transform a criminal justice system that has a perceived lack of participant and community satisfaction. It refers to a process for resolving crime and conflicts, one that focuses on redressing the harm to the victims, holding offenders accountable for their actions and engaging the community in a conflict resolution process. The Participatory Justice Initiative recognizes that justice is not a one size fits all concept. Initiatives in participatory justice include expanding education and prevention resources for juveniles and the elderly, those living with mental illness, the working poor, and other vulnerable groups. The Participatory Justice Initiative envisions that our office would commit significant time and efforts to work in the community doing outreach and education. There is a need to educate, work with, and provide resources to at-risk children. We have also identified opportunities to assist children aging into adulthood and adults with limited criminal records to assist with sealing or expunction of juvenile records, which will increase opportunities for education and employment for many Florida residents. Additional efforts would involve identification of and outreach to the homeless, veterans, and individuals with old/outstanding warrants in the system or driver license suspensions based on economic challenges, and when appropriate, seeking modification of terms to include conversion of costs, linking with community resources, and driver license or social security benefits reinstatement. The Participatory Justice Initiative would also include working with the Hillsborough County Sheriff's Office, Department of Corrections, Safe and Sound Hillsborough, the Corporation to Develop Communities (CDC) of Tampa and the University Area CDC, Abe Brown Ministries, and other community-based organizations to facilitate re-entry services and coordinate other efforts that will increase community economic stability and public safety. An integral aspect of the program is assisting with grants for direct services as well as outreach and education, and program evaluation. Participatory Justice Initiative has the capability to assist thousands of Hillsborough County residents and be a model for access to justice and transformative criminal justice statewide and nationally. To implement this program, the 13th Circuit Public Defender needs 1 assistant public defender, 2 disposition specialists as case managers, and one legal assistant. This Initiative will require proviso language or a statutory change to permit Public Defender involvement in actions related to and springing from criminal proceedings, which we are willing and able to assist with drafting.

COL A12		COL A14		COL A15		COL A16		COL A14-A12		CODES
AGY FIN REQ FY 2017-18	POS AMOUNT	AGY AMD REQ FY 2017-18	POS AMOUNT	AGY AMD N/R FY 2017-18	POS AMOUNT	AGY AMD ANZ FY 2017-18	POS AMOUNT	AGY AMD REQ FY 2017-18 OVER(UNDER)	AGY FIN REQ FY 2017-18	
JUSTICE ADMINISTRATION										21000000
PUBLIC DEFENDERS										21600000
PGM: PD-13TH JUD CIRCUIT										21601300
PUBLIC PROTECTION										12
LEGAL REPRESENTATION										1203.00.00.00
OTHER PROGRAMS										4200000
PARTICIPATORY JUSTICE										4200120

Amended 2017-18 Narrative after February 2, 2017

Summary: Four positions at a rate of 181,000 and Salaries and Benefits budget authority of \$267,657 has been added to this issue code.

POSITION DETAIL OF SALARIES AND BENEFITS:

	FTE	BASE RATE	ADDITIVES	BENEFITS	SUBTOTAL	LAPSE %	LAPSED SALARIES AND BENEFITS
A14 - AGY AMD REQ FY 2017-18							
NEW POSITIONS							
5131 LEGAL ASSISTANT I N0002 001	1.00	26,000		16,134	42,134	0.00	42,134
5642 MITIGATION SPECIALIST N0003 001	2.00	90,000		38,033	128,033	0.00	128,033
5901 ASST PUBLIC DEFENDER N0001 001	1.00	65,000		32,490	97,490	0.00	97,490
TOTALS FOR ISSUE BY FUND							
1000 GENERAL REVENUE FUND							267,657
	4.00	181,000		86,657	267,657		267,657

	COL A12	COL A14	COL A15	COL A16	COL A14-A12	
					AGY AMD REQ	
					FY 2017-18	
					OVER(UNDER)	
	AGY FIN REQ	AGY AMD REQ	AGY AMD N/R	AGY AMD ANZ	AGY FIN REQ	
	FY 2017-18	FY 2017-18	FY 2017-18	FY 2017-18	FY 2017-18	
POS	AMOUNT	POS	AMOUNT	POS	AMOUNT	CODES
JUSTICE ADMINISTRATION						21000000
PUBLIC DEFENDERS						21600000
PGM: PD-13TH JUD CIRCUIT						21601300
PUBLIC PROTECTION						12
LEGAL REPRESENTATION						1203.00.00.00
OTHER PROGRAMS						4200000
ASSISTANT PUBLIC DEFENDER SALARY						
PARITY						4204A00
SALARY RATE						000000
SALARY RATE.....	429,797	429,797				
=====						
SALARIES AND BENEFITS						010000
GENERAL REVENUE FUND -STATE	556,243	556,243				1000 1
=====						
TOTAL: ASSISTANT PUBLIC DEFENDER SALARY						4204A00
PARITY						
TOTAL ISSUE.....	556,243	556,243				
TOTAL SALARY RATE.....	429,797	429,797				
=====						

AGENCY ISSUE NARRATIVE:

2017-2018 BUDGET YEAR NARRATIVE:

IT COMPONENT? NO

In the 13th Judicial Circuit, there exists a disparity between salaries of assistant public defenders and other government attorneys who are similarly situated and similarly experienced. As evidenced by monthly reports provided by the Justice Administrative Commission, as of July 21, 2016, the circuit-wide disparity between assistant state attorneys and assistant public defenders based on the circuit average is \$4,029. Among attorneys with 4-5 years of service, there is a \$1,976 difference and among the most experienced attorneys, those with more than 10 years of service, the disparity range is more than \$12,148, on average. Assistant public defenders with more than 4 years of service are key attorneys to target for retention, as they have developed litigation experience and received valuable training so they are able to handle serious felony cases with significant sentencing exposure and complex legal issues. Likewise, it is essential to retain assistant public defenders with more than 10 years of service because they are the attorneys qualified to handle homicides cases; they also supervise and train less experienced lawyers while carrying their own significant caseloads. It is difficult to recruit and retain qualified attorneys without achieving competitive pay parity with other government attorneys. The 13th circuit Public Defender manages a costly cycle of recruiting and training attorneys, just to watch them leave for more lucrative work in another government agency. New attorneys must be recruited and trained to take their place. The relative lack of experienced attorneys makes case assignments and case management difficult as there are specific skills and experience levels needed before attorneys can competently represent defendants charged with serious and complex criminal offenses. Public Defenders recognize it may take time to overcome these competitive pay issues, as we must address the need to increase funding per APD FTE as well as achieve parity for experienced attorneys. An assistant public defender FTE is currently funded at \$39,083.52. It is critical that this figure be increased over a 2-3 year period in order to give assistant public defenders a reasonable salary and achieve parity with other government

	COL A12	COL A14	COL A15	COL A16	COL A14-A12	
	AGY FIN REQ	AGY AMD REQ	AGY AMD N/R	AGY AMD ANZ	AGY AMD REQ	
	FY 2017-18	FY 2017-18	FY 2017-18	FY 2017-18	FY 2017-18	
	POS	AMOUNT	POS	AMOUNT	POS	AMOUNT
						CODES
JUSTICE ADMINISTRATION						21000000
PUBLIC DEFENDERS						21600000
PGM: PD-13TH JUD CIRCUIT						21601300
PUBLIC PROTECTION						12
LEGAL REPRESENTATION						1203.00.00.00
OTHER PROGRAMS						4200000
ASSISTANT PUBLIC DEFENDER SALARY						
PARITY						4204A00

attorneys. Therefore, our office requests a minimum \$4,000 a year increase per filled APD positions. The Public Defender requests discretion to apply the increase in order to ensure there are no issues with salary compression, and also to ensure retention of well-trained, experienced attorneys who provide quality representation and have achieved excellence in the practice of criminal law. The data used to calculate these costs was obtained using the state's personnel data system as of July 21, 2016.

The costs are calculated, effective July 1, 2017, as follows:

$$\$4,000 \text{ (Minimum Salary increase)} + \$1,152 \text{ (fringe benefits)} = \$5,152 \times 108 \text{ APD (as of 7/30/2016)} = \$556,416.$$

Total Issue: Annualized \$556,416 General Revenue Recurring Funds

POSITION DETAIL OF SALARIES AND BENEFITS:

	FTE	BASE RATE	ADDITIVES	BENEFITS	SUBTOTAL	LAPSE %	LAPSED SALARIES AND BENEFITS
A12 - AGY FIN REQ FY 2017-18							
CHANGES TO CURRENTLY AUTHORIZED POSITIONS							
RA01 RATE & SALARY ADJ - BENEFITS NO FTE							
N0001 001	0.00	429,797		126,446	556,243	0.00	556,243
TOTALS FOR ISSUE BY FUND							
1000 GENERAL REVENUE FUND							556,243
	0.00	429,797		126,446	556,243		556,243

COL A12		COL A14		COL A15		COL A16		COL A14-A12		CODES
AGY FIN REQ FY 2017-18	POS	AGY AMD REQ FY 2017-18	POS	AGY AMD N/R FY 2017-18	POS	AGY AMD ANZ FY 2017-18	POS	AGY AMD REQ FY 2017-18 OVER(UNDER)	AGY FIN REQ FY 2017-18	
AMOUNT		AMOUNT		AMOUNT		AMOUNT		AMOUNT	AMOUNT	

JUSTICE ADMINISTRATION 21000000
 PUBLIC DEFENDERS 21600000
 PGM: PD-13TH JUD CIRCUIT 21601300
 PUBLIC PROTECTION 12
 LEGAL REPRESENTATION 1203.00.00.00
 OTHER PROGRAMS 4200000
 ASSISTANT PUBLIC DEFENDER SALARY
 PARITY 4204A00

POSITION DETAIL OF SALARIES AND BENEFITS:

FTE	BASE RATE	ADDITIVES	BENEFITS	SUBTOTAL	LAPSE %	LAPSED SALARIES AND BENEFITS
A14 - AGY AMD REQ FY 2017-18						
CHANGES TO CURRENTLY AUTHORIZED POSITIONS						
RA01 RATE & SALARY ADJ - BENEFITS NO FTE						
N0001 001	0.00	429,797		126,446	556,243	0.00 556,243
TOTALS FOR ISSUE BY FUND						
1000 GENERAL REVENUE FUND						
	0.00	429,797		126,446	556,243	556,243

IMPROVED PROGRAMS 5000000
 CROSSOVER PROGRAM FUNDING 5000400
 SALARY RATE 000000
 SALARY RATE..... 65,000 65,000
 SALARIES AND BENEFITS 010000
 GENERAL REVENUE FUND -STATE 1.00 97,490 1.00 97,490 1000 1

	COL A12	COL A14	COL A15	COL A16	COL A14-A12	
					AGY AMD REQ	
					FY 2017-18	
					OVER(UNDER)	
	AGY FIN REQ	AGY AMD REQ	AGY AMD N/R	AGY AMD ANZ	AGY FIN REQ	
	FY 2017-18	FY 2017-18	FY 2017-18	FY 2017-18	FY 2017-18	
POS	AMOUNT	POS	AMOUNT	POS	AMOUNT	CODES
JUSTICE ADMINISTRATION						21000000
PUBLIC DEFENDERS						21600000
PGM: PD-13TH JUD CIRCUIT						21601300
PUBLIC PROTECTION						12
LEGAL REPRESENTATION						1203.00.00.00
IMPROVED PROGRAMS						5000000
CROSSOVER PROGRAM FUNDING						5000400
SPECIAL CATEGORIES						100000
PUBLIC DEFENDER OPERATIONS						103226
GENERAL REVENUE FUND -STATE	4,673	4,673	2,777			1000 1
TOTAL: CROSSOVER PROGRAM FUNDING						5000400
TOTAL POSITIONS.....	1.00	1.00				
TOTAL ISSUE.....	102,163	102,163	2,777			
TOTAL SALARY RATE.....	65,000	65,000				

AGENCY ISSUE NARRATIVE:

2017-2018 BUDGET YEAR NARRATIVE:

IT COMPONENT? NO

The 13th Circuit Public Defenders requests funding for a pilot project to provide crossover representation for juveniles in the exiting Unified Family Court division as well as enhance identification and services provided for dual status or dually adjudicated youth.

The term crossover refers to youth who are simultaneously involved with both the child welfare system (dependency) and juvenile justice system (delinquency), presenting a variety of complex legal, jurisdictional, and service delivery challenges. For purposes of discussion and development of approaches and resources to address the needs of youth, dual status youth are those who are currently involved with the juvenile justice system and have a history in the child welfare system but no current involvement; dually involved youth are concurrently involved in both systems; and dually adjudicated youth are concurrently adjudicated in both the child welfare and juvenile justice systems. Prior research indicates that youth in the child welfare system who are victims of abuse and neglect are at an increased risk of engaging in delinquency. Delinquency rates, for instance, are approximately 47% greater for youth associated with at least one substantiated report of maltreatment. Group homes, placement instability, and weak social bonds are the most frequently identified factors associated with delinquency for youth in the child welfare system.* It is also generally accepted that behavior resulting in status offense complaints is frequently the precursor to delinquent activity among youth. Status offenses involve conduct that would not be a crime if it was committed by an adult (such as skipping school, violating a curfew, etc.) We also know that those youth with histories in the dependency system have a more rapid trajectory deeper into the delinquency system, including out-of-home placement and correctional alternatives.

The legislature and courts have expressed interest in judicial economy and advancing the best interests of families. The 13th Judicial Circuit's Unified Family Court divisions has a crossover division focused on providing a child charged with a delinquent act with state-mandated and needed services while the delinquency and dependency matters are addressed by a single judge. The children in the division frequently have complex social, educational, family, and mental health

	COL A12	COL A14	COL A15	COL A16	COL A14-A12	
	AGY FIN REQ	AGY AMD REQ	AGY AMD N/R	AGY AMD ANZ	AGY AMD REQ	
	FY 2017-18	FY 2017-18	FY 2017-18	FY 2017-18	FY 2017-18	
	POS	AMOUNT	POS	AMOUNT	POS	AMOUNT
						CODES
JUSTICE ADMINISTRATION						21000000
PUBLIC DEFENDERS						21600000
PGM: PD-13TH JUD CIRCUIT						21601300
PUBLIC PROTECTION						12
LEGAL REPRESENTATION						1203.00.00.00
IMPROVED PROGRAMS						5000000
CROSSOVER PROGRAM FUNDING						5000400

needs. Resources are needed to fully implement a one judge/one child/one lawyer approach, where the same assistant public defender handles the child's pending delinquency and dependency matters, arguing for the expressed interests of the child, and thereby improving outcomes for children and their families.

However, additional resources are needed to provide services to wrap around the full continuum of the children's needs. In addition to concentrating only on children with cases pending in both delinquency and dependency court, we need to have the ability to identify juveniles with prior involvement in the juvenile welfare system, even if the case has been resolved. We anticipate this may affect more than 60 children at any given time. The ultimate goal for the child also benefits the entire state: working towards reduced recidivism and lessening the strain on state and community resources. A single attorney who can be involved in both systems has an excellent opportunity to use information from the child welfare system when developing collaborative plans for early intervention services.

POSITION DETAIL OF SALARIES AND BENEFITS:

	FTE	BASE RATE	ADDITIVES	BENEFITS	SUBTOTAL	LAPSE %	LAPSED SALARIES AND BENEFITS
A12 - AGY FIN REQ FY 2017-18							
NEW POSITIONS							
5901 ASST PUBLIC DEFENDER							
N0001 001	1.00	65,000		32,490	97,490	0.00	97,490
TOTALS FOR ISSUE BY FUND							
1000 GENERAL REVENUE FUND							97,490
	1.00	65,000		32,490	97,490		97,490

	COL A12	COL A14	COL A15	COL A16	COL A14-A12	
	AGY FIN REQ	AGY AMD REQ	AGY AMD N/R	AGY AMD ANZ	AGY AMD REQ	
	FY 2017-18	FY 2017-18	FY 2017-18	FY 2017-18	FY 2017-18	
	POS	AMOUNT	POS	AMOUNT	POS	AMOUNT
						CODES
JUSTICE ADMINISTRATION						21000000
PUBLIC DEFENDERS						21600000
PGM: PD-13TH JUD CIRCUIT						21601300
PUBLIC PROTECTION						12
LEGAL REPRESENTATION						1203.00.00.00
IMPROVED PROGRAMS						5000000
CROSSOVER PROGRAM FUNDING						5000400

POSITION DETAIL OF SALARIES AND BENEFITS:

	FTE	BASE RATE	ADDITIVES	BENEFITS	SUBTOTAL	LAPSE %	LAPSED SALARIES AND BENEFITS
A14 - AGY AMD REQ FY 2017-18							
NEW POSITIONS							
5901 ASST PUBLIC DEFENDER							
N0001 001	1.00	65,000		32,490	97,490	0.00	97,490
TOTALS FOR ISSUE BY FUND							
1000 GENERAL REVENUE FUND							97,490
	1.00	65,000		32,490	97,490		97,490

INVOLUNTARY ADMISSION TO RESIDENTIAL SERVICES PURSUANT TO SECTION 393.11 FLORIDA STATUTE							5000570
SALARY RATE							000000
SALARY RATE.....	50,000	50,000					
SALARIES AND BENEFITS							010000
GENERAL REVENUE FUND -STATE	1.00	78,070	1.00	78,070			1000 1

	COL A12	COL A14	COL A15	COL A16	COL A14-A12	
	AGY FIN REQ	AGY AMD REQ	AGY AMD N/R	AGY AMD ANZ	AGY AMD REQ	
	FY 2017-18	FY 2017-18	FY 2017-18	FY 2017-18	FY 2017-18	
	POS	AMOUNT	POS	AMOUNT	POS	AMOUNT
JUSTICE ADMINISTRATION						21000000
PUBLIC DEFENDERS						21600000
PGM: PD-13TH JUD CIRCUIT						21601300
PUBLIC PROTECTION						12
LEGAL REPRESENTATION						1203.00.00.00
IMPROVED PROGRAMS						5000000
INVOLUNTARY ADMISSION TO						
RESIDENTIAL SERVICES PURSUANT TO						
SECTION 393.11 FLORIDA STATUTE						5000570
SPECIAL CATEGORIES						100000
PUBLIC DEFENDER OPERATIONS						103226
GENERAL REVENUE FUND -STATE	4,673	4,673	2,777			1000 1
TOTAL: INVOLUNTARY ADMISSION TO						5000570
RESIDENTIAL SERVICES PURSUANT TO						
SECTION 393.11 FLORIDA STATUTE						
TOTAL POSITIONS.....	1.00	1.00				
TOTAL ISSUE.....	82,743	82,743	2,777			
TOTAL SALARY RATE.....	50,000	50,000				

AGENCY ISSUE NARRATIVE:

2017-2018 BUDGET YEAR NARRATIVE:

IT COMPONENT? NO

Section 393.11, Fla. Stat., authorizes commitment to the Agency for Persons with Disabilities for involuntary admission of persons with intellectual disabilities and autism that require residential services. The Florida Legislature, in 2016, amended the statute to create a requirement that a placement resulting from an involuntary admission to residential services must be reviewed by the court at a hearing annually, unless a shorter review period is ordered. s. 393.11(14)(b), Fla. Stat. Public Defenders are often the attorneys of record for these cases in accordance with s.27.51(1)(d), and are required to be noticed by the Agency of any review hearing. This is new, mandated workload created by a new statutory section for which Public Defenders received no new funding.

The 13th Circuit Public Defender has identified 65 individuals who have been involuntary placed under s.393.11 or s.393.11 and 916.393. The annual reviews under new statute 393.11(14) are a new type of hearing the 13th Circuit Public Defender's office has not been appointed to handle in the past. Assistant public defenders must meet with the client, explore the client's history, and obtain independent medical examinations. Based on the recommendations of the Agency and the findings of defense experts, attorneys may have to argue for less restrictive placement continued treatment as previously ordered. In the 13th Circuit, almost all of the cases pre-date electronic filing and most of the case files have been destroyed by the Clerk of Court in accordance with the destruction schedule at the time. Complete histories will have to be recreated and new client/attorney relationships will have to be formed. Depending on the jurisdiction of the case, the status of the client, and the decisions of the Agency, these hearings may be held in counties other than Hillsborough. Attorneys will have to travel, as video conferences and video hearings will likely not be appropriate in many of these cases due to the vulnerability of this population.

	COL A12	COL A14	COL A15	COL A16	COL A14-A12	
	AGY FIN REQ	AGY AMD REQ	AGY AMD N/R	AGY AMD ANZ	AGY AMD REQ	
	FY 2017-18	FY 2017-18	FY 2017-18	FY 2017-18	FY 2017-18	
	POS	AMOUNT	POS	AMOUNT	POS	AMOUNT
						CODES
JUSTICE ADMINISTRATION						21000000
PUBLIC DEFENDERS						21600000
PGM: PD-13TH JUD CIRCUIT						21601300
PUBLIC PROTECTION						12
LEGAL REPRESENTATION						<u>1203.00.00.00</u>
IMPROVED PROGRAMS						5000000
INVOLUNTARY ADMISSION TO						
RESIDENTIAL SERVICES PURSUANT TO						
SECTION 393.11 FLORIDA STATUTE						5000570

We are asking for 1 assistant public defender to handle the 393.11(14) annual reviews as this is new, mandated, unfunded workload. Assistant public defenders will need to travel to the county where the client resides to conduct the hearing, which will require additional due process funding to cover costs associated with case-related travel, per diem, lodging, and confidential evaluation.

POSITION DETAIL OF SALARIES AND BENEFITS:

	FTE	BASE RATE	ADDITIVES	BENEFITS	SUBTOTAL	LAPSE %	LAPSED SALARIES AND BENEFITS
A12 - AGY FIN REQ FY 2017-18							
NEW POSITIONS							
5901 ASST PUBLIC DEFENDER							
N0001 001	1.00	50,000		28,070	78,070	0.00	78,070
TOTALS FOR ISSUE BY FUND							
1000 GENERAL REVENUE FUND							78,070
	1.00	50,000		28,070	78,070		78,070

A14 - AGY AMD REQ FY 2017-18

NEW POSITIONS							
5901 ASST PUBLIC DEFENDER							
N0001 001	1.00	50,000		28,070	78,070	0.00	78,070

	COL A12	COL A14	COL A15	COL A16	COL A14-A12	
	AGY FIN REQ	AGY AMD REQ	AGY AMD N/R	AGY AMD ANZ	AGY AMD REQ	
	FY 2017-18	FY 2017-18	FY 2017-18	FY 2017-18	FY 2017-18	
	POS	AMOUNT	POS	AMOUNT	POS	AMOUNT
						CODES
JUSTICE ADMINISTRATION						21000000
PUBLIC DEFENDERS						21600000
PGM: PD-13TH JUD CIRCUIT						21601300
PUBLIC PROTECTION						12
LEGAL REPRESENTATION						1203.00.00.00
IMPROVED PROGRAMS						5000000
INVOLUNTARY ADMISSION TO						
RESIDENTIAL SERVICES PURSUANT TO						
SECTION 393.11 FLORIDA STATUTE						5000570

POSITION DETAIL OF SALARIES AND BENEFITS:

	FTE	BASE RATE	ADDITIVES	BENEFITS	SUBTOTAL	LAPSE %	LAPSED SALARIES AND BENEFITS
A14 - AGY AMD REQ FY 2017-18							
NEW POSITIONS							
TOTALS FOR ISSUE BY FUND							
1000 GENERAL REVENUE FUND							78,070
	1.00	50,000		28,070	78,070		78,070

BODY CAMERA EVIDENCE REVIEW							5008010
SALARY RATE							000000
SALARY RATE.....		40,000			40,000		
SALARIES AND BENEFITS							010000
GENERAL REVENUE FUND -STATE	1.00	58,258			58,258		1000 1
SPECIAL CATEGORIES							100000
PUBLIC DEFENDER OPERATIONS							103226
GENERAL REVENUE FUND -STATE		3,505	2,411		3,505		1000 1

	COL A12	COL A14	COL A15	COL A16	COL A14-A12	
	AGY FIN REQ	AGY AMD REQ	AGY AMD N/R	AGY AMD ANZ	AGY AMD REQ	
	FY 2017-18	FY 2017-18	FY 2017-18	FY 2017-18	FY 2017-18	
	POS	AMOUNT	POS	AMOUNT	POS	AMOUNT
JUSTICE ADMINISTRATION						21000000
PUBLIC DEFENDERS						21600000
PGM: PD-13TH JUD CIRCUIT						21601300
PUBLIC PROTECTION						12
LEGAL REPRESENTATION						1203.00.00.00
IMPROVED PROGRAMS						5000000
BODY CAMERA EVIDENCE REVIEW						5008010
TOTAL: BODY CAMERA EVIDENCE REVIEW						5008010
TOTAL POSITIONS.....		1.00			1.00	
TOTAL ISSUE.....			61,763	2,411		61,763
TOTAL SALARY RATE.....		40,000			40,000	

AGENCY ISSUE NARRATIVE:

2017-2018 BUDGET YEAR NARRATIVE:

IT COMPONENT? NO

Amended 2017-18 Narrative after February 2, 2017

In the last few years, law enforcement agencies have been moving toward body worn cameras that record law enforcement interactions with the public and with criminal suspects. As agencies have brought more cameras on line, public defender offices have been inundated with videos depicting arrests, witness interviews and crime scenes. During the first six (6) months of 2016 the Public Defender's Office, 13th Circuit converted over 4,411 videos, 1,905 audios, and 2,468 arresting officer's photographs; the conversion may take as short as 15 minutes or as long as several hours. These videos, audios and photos have become central pieces of evidence that must be converted in each case, often multiple videos from multiple officers concerning the same criminal event in order, into a standard format to be viewed by attorneys on their laptops, displayed to the client and used in court proceedings. Due to the complexity and volume of the media involved, an experienced multimedia specialist is needed. The Public Defender's Office, 13th Circuit is requesting One (1) staff assistant for (multimedia work).

Operating Expenditures are requested per Standard #3, Modified Expense Package for Public Defenders.

Summary: this is a new issue.

	COL A12	COL A14	COL A15	COL A16	COL A14-A12	
	AGY FIN REQ	AGY AMD REQ	AGY AMD N/R	AGY AMD ANZ	AGY AMD REQ	
	FY 2017-18	FY 2017-18	FY 2017-18	FY 2017-18	FY 2017-18	
POS	AMOUNT	POS	AMOUNT	POS	AMOUNT	CODES
JUSTICE ADMINISTRATION						21000000
PUBLIC DEFENDERS						21600000
PGM: PD-14TH JUD CIRCUIT						21601400
PUBLIC PROTECTION						12
LEGAL REPRESENTATION						1203.00.00.00
WORKLOAD						3000000
HURST IMPACT ON WORKLOAD						3000110
SALARY RATE						000000
SALARY RATE.....		193,976			193,976	
=====						
SALARIES AND BENEFITS						010000
GENERAL REVENUE FUND -STATE		4.00			4.00	
		294,468			294,468	1000 1
=====						
SPECIAL CATEGORIES						100000
PUBLIC DEFENDER OPERATIONS						103226
GENERAL REVENUE FUND -STATE		16,356	10,376		16,356	1000 1
=====						
TOTAL: HURST IMPACT ON WORKLOAD						3000110
TOTAL POSITIONS.....		4.00			4.00	
TOTAL ISSUE.....		310,824	10,376		310,824	
TOTAL SALARY RATE.....		193,976			193,976	
=====						

AGENCY ISSUE NARRATIVE:

2017-2018 BUDGET YEAR NARRATIVE:

IT COMPONENT? NO

Amended 2017-18 Narrative after February 2, 2017

In January, 2016, the U.S. Supreme Court found Florida's death penalty sentencing scheme unconstitutional. In response, the Florida Legislature passed and the Governor signed into law Chapter 2016-13, Laws of Florida, which substantially modifies the previously existing sentencing scheme. Significant legal challenges to Chapter 2016-13 have been raised, some of which are currently pending in the Florida Supreme court and lower appellate courts, other of which are being litigated in trial courts. Additionally, standard jury instructions which advise jurors of their duties and responsibilities in capital sentencing proceedings have yet to be adopted by the Florida Supreme Court. Without standards instructions, challenges to the individual jury instructions crafted on a case-by-case basis are having to be litigated in every case. History informs us that there will be significant litigation once standard instructions are adopted. As the legal challenges slowly work their way through the trial and appellate courts, a backlog of cases is developing.

The death penalty litigation would require for the Office of Public Defender, 14th Judicial Circuit, two (2) attorney

COL A12		COL A14		COL A15		COL A16		COL A14-A12		CODES
AGY FIN REQ FY 2017-18 POS	AMOUNT	AGY AMD REQ FY 2017-18 POS	AMOUNT	AGY AMD N/R FY 2017-18 POS	AMOUNT	AGY AMD ANZ FY 2017-18 POS	AMOUNT	AGY AMD REQ FY 2017-18 OVER(UNDER) AGY FIN REQ FY 2017-18 POS	AMOUNT	
JUSTICE ADMINISTRATION										21000000
PUBLIC DEFENDERS										21600000
PGM: PD-14TH JUD CIRCUIT										21601400
PUBLIC PROTECTION										12
LEGAL REPRESENTATION										<u>1203.00.00.00</u>
WORKLOAD										3000000
HURST IMPACT ON WORKLOAD										3000110

units consisting of 1.00 Full Time Equivalent (FTE) Capital Qualified Assistant Public Defender and 1.00 FTE Legal Assistant IV at the default minimum for the pay grade as adopted by the Florida Public Defender Association. Public Defender Operating Expenditures budget of \$16,356 (\$10,376 non-recurring) is requested to establish the positions as per Standard #3, Expense Package modified for Public Defenders.

This issue has impact on all of the activities of the agency.

Summary: this is a new issue.

POSITION DETAIL OF SALARIES AND BENEFITS:

FTE	BASE RATE	ADDITIVES	BENEFITS	SUBTOTAL	LAPSE %	LAPSED SALARIES AND BENEFITS
A14 - AGY AMD REQ FY 2017-18						
NEW POSITIONS						
5134 LEGAL ASSISTANT IV N0002 001	2.00	53,976	32,568	86,544	0.00	86,544
5901 ASST PUBLIC DEFENDER N0001 001	2.00	140,000	67,924	207,924	0.00	207,924
TOTALS FOR ISSUE BY FUND						
1000 GENERAL REVENUE FUND						
4.00	193,976		100,492	294,468		294,468

	COL A12	COL A14	COL A15	COL A16	COL A14-A12	
					AGY AMD REQ	
					FY 2017-18	
					OVER(UNDER)	
	AGY FIN REQ	AGY AMD REQ	AGY AMD N/R	AGY AMD ANZ	AGY FIN REQ	
	FY 2017-18	FY 2017-18	FY 2017-18	FY 2017-18	FY 2017-18	
POS	AMOUNT	POS	AMOUNT	POS	AMOUNT	CODES
JUSTICE ADMINISTRATION						21000000
PUBLIC DEFENDERS						21600000
PGM: PD-14TH JUD CIRCUIT						21601400
PUBLIC PROTECTION						12
LEGAL REPRESENTATION						1203.00.00.00
WORKLOAD						3000000
ENHANCED OTHER PERSONAL SERVICES						3000640
OTHER PERSONAL SERVICES						030000
GENERAL REVENUE FUND -STATE	76,000	76,000				1000 1

AGENCY ISSUE NARRATIVE:

2017-2018 BUDGET YEAR NARRATIVE: IT COMPONENT? NO

The Office of Public Defender, 14th Judicial Circuit, is requesting funding for legal and clerical support needed due to workload, special projects and replacement of salaried employees on leave.

Number of OPS Employees	Number of Hours	Cost Per Hour	Total Cost
2 - Part-time Assistant Public Defenders	2080	\$28.00	\$58,240
2 - Part-time Clerical	2080	\$12.00	\$24,960
FICA Match			\$ 6,365
Less: Current Recurring Appropriation			(13,565)
Total			\$76,000

This issue has an impact on all of the agency activities.

GRAHAM/MILLER/ATWELL ETCETERA -
 COURT MANDATED JUVENILE
 RESENTENCING

SALARY RATE					3009000
SALARY RATE.....	209,033	209,033			000000
SALARIES AND BENEFITS					010000
GENERAL REVENUE FUND -STATE	4.00	4.00	311,809	311,809	1000 1

	COL A12	COL A14	COL A15	COL A16	COL A14-A12	
					AGY AMD REQ	
					FY 2017-18	
					OVER(UNDER)	
	AGY FIN REQ	AGY AMD REQ	AGY AMD N/R	AGY AMD ANZ	AGY FIN REQ	
	FY 2017-18	FY 2017-18	FY 2017-18	FY 2017-18	FY 2017-18	
POS	AMOUNT	POS	AMOUNT	POS	AMOUNT	CODES
JUSTICE ADMINISTRATION						21000000
PUBLIC DEFENDERS						21600000
PGM: PD-14TH JUD CIRCUIT						21601400
PUBLIC PROTECTION						12
LEGAL REPRESENTATION						1203.00.00.00
WORKLOAD						3000000
GRAHAM/MILLER/ATWELL ETCETERA -						
COURT MANDATED JUVENILE						
RESENTENCING						3009000
SPECIAL CATEGORIES						100000
PUBLIC DEFENDER OPERATIONS						103226
GENERAL REVENUE FUND -STATE	17,292	17,292	11,108			1000 1
TOTAL: GRAHAM/MILLER/ATWELL ETCETERA -						3009000
COURT MANDATED JUVENILE						
RESENTENCING						
TOTAL POSITIONS.....	4.00	4.00				
TOTAL ISSUE.....	329,101	329,101	11,108			
TOTAL SALARY RATE.....	209,033	209,033				

AGENCY ISSUE NARRATIVE:

2017-2018 BUDGET YEAR NARRATIVE:

IT COMPONENT? NO

Recent court decisions and the Legislature's enactment of Chapter 2014-220, Laws of Florida, have significantly increased the Public Defender workload for the resentencing of juvenile offenders. In addition to the U.S. Supreme Court cases of Graham v. Florida, 560 US 418 (2010), and Miller v. Alabama, 132 SCT 2455 (2012), and the Florida cases making them retroactive (Henry v. State, 160 So.3d 393 (Fla. 2015); Falcon v. State, 162 So.3d 954 (Fla. 2015); Gridine v. State, 175 So.3d 672 (Fla. 2015), several Florida Supreme Court decisions over the last year have expanded the pool of offenders sentenced as juveniles whose sentences must be reviewed to determine the effect of their background and immaturity on their criminal conduct as well as their prospects for successful re-entry into the community. In Atwell v. State, 2016 WL 3010975 (Fla. May 26, 2016), the Court applied the resentencing and judicial review requirements of Chapter 2014-220, to child offenders eligible for parole but still incarcerated decades after their crimes. In Landrum v. State, 2016 WL 3191099 (Fla. June 9, 2016), the Court extended the pool further, including juvenile offenders sentenced to life in prison for second degree murder.

In the 2016-17 budget request before these decisions, the FPDA reported that DOC had identified up to 1,700 resentencing and judicial review clients. We now expect the Atwell and Landrum decision to mandate resentencing for approximately 275+ more clients statewide. Also, now before the Florida Supreme Court, fully briefed with a decision expected by the end of 2016, is a case with even broader caseload potential. In Kelsey v. State, Fla. Supreme Court No. SC15-2079, the issue is whether offenders with lengthy sentences short of their life expectancies must have an opportunity to demonstrate under section 921.1402 that they are appropriate to someday be released onto probation. A favorable decision will necessitate major sentence review hearings for juvenile offenders serving sentences longer than the statutory 15-,

	COL A12	COL A14	COL A15	COL A16	COL A14-A12	
					AGY AMD REQ	
					FY 2017-18	
					OVER(UNDER)	
	AGY FIN REQ	AGY AMD REQ	AGY AMD N/R	AGY AMD ANZ	AGY FIN REQ	
	FY 2017-18	FY 2017-18	FY 2017-18	FY 2017-18	FY 2017-18	
POS	AMOUNT	POS	AMOUNT	POS	AMOUNT	CODES
JUSTICE ADMINISTRATION						21000000
PUBLIC DEFENDERS						21600000
PGM: PD-14TH JUD CIRCUIT						21601400
PUBLIC PROTECTION						12
LEGAL REPRESENTATION						1203.00.00.00
WORKLOAD						3000000
GRAHAM/MILLER/ATWELL ETCETERA -						
COURT MANDATED JUVENILE						
RESENTENCING						3009000

20-, or 25-year review periods. We therefore anticipate a large increase in our juvenile resentencing felony caseload, starting almost immediately and continuing indefinitely.

The issue has significant statewide impact for Public Defenders due to the novelty and complexity of the legal and procedural issues. Florida law requires the trial court to look at the following factors in determining the appropriate sentence: 1) the nature and circumstances of the offense; 2) the effect of the crime on the victim's family and community; 3) the defendant's age, maturity, intellectual capacity, and emotional health, 4) the defendant's background; 5) the effect of immaturity, impetuosity, or failure to appreciate risks and consequences on defendant's actions; 8) the nature and extend of defendant's prior criminal history; 9) the effect of characteristics attributable to defendant's youth; and 10) the possibility of rehabilitating the defendant, Section 921.1401(2). It is, essentially, a brand new sentencing hearing. This is true even in those cases where the then-juvenile entered a plea to the charge. In order to represent these clients adequately, attorneys, investigators, and mitigation specialists must work together to explore the offender's entire life history. Records must be gathered, evaluations must be conducted, interviews of family and friends undertaken, educational materials obtained, mental health history explored, and interviews with teachers, neighbors, program caseworkers, correctional staff, and other people who may assist in understanding and presenting the client's life story must be performed thoroughly to present information the court must considering the re-sentencing hearings.

Essentially the same factors apply to the separate, additional sentence review hearings under Section 921.1041, necessitating the same painstaking preparation. Interviews must be undertaken, psychological and sociological evaluations conducted, and history of incarceration and potential and extent of rehabilitation reviewed. Release plans also have to be designed and proposed to include housing, employment, and other re-entry services. This is a major new workload for every Public Defender office in the state.

FISCAL IMPACT:

An attorney cost unit has been developed by the FPDA to request the needed personnel to address the court mandate to prepare and present evidence for the juvenile resentencing hearing(s) required. The attorney unit cost is as follows:
 2-FTE's-Assistant Public Defenders @ \$70,000 annual salary
 1-FTE's-Mitigation Specialist II @ \$40,000 annual salary
 1-FTE's-Investigator II @ \$29,033 annual salary

Operations expenditures budget of \$17,292 recurring and \$11,108 non-recurring to establish the position as per Modified - Standard #3.

Based on the number of resentencing cases as of July 21, 2016, this office identified 9 cases. The FPDA standard for presentation that an attorney cost unit could represent in one year is 10 cases. Based upon the number of cases

COL A12		COL A14		COL A15		COL A16		COL A14-A12		CODES
AGY FIN REQ FY 2017-18 POS	AMOUNT	AGY AMD REQ FY 2017-18 POS	AMOUNT	AGY AMD N/R FY 2017-18 POS	AMOUNT	AGY AMD ANZ FY 2017-18 POS	AMOUNT	AGY AMD REQ FY 2017-18 OVER(UNDER) AGY FIN REQ FY 2017-18 POS	AMOUNT	
JUSTICE ADMINISTRATION										21000000
PUBLIC DEFENDERS										21600000
<u>PGM: PD-14TH JUD CIRCUIT</u>										21601400
<u>PUBLIC PROTECTION</u>										12
<u>LEGAL REPRESENTATION</u>										<u>1203.00.00.00</u>
WORKLOAD										3000000
GRAHAM/MILLER/ATWELL ETCETERA - COURT MANDATED JUVENILE RESENTENCING										3009000

identified, this office requests 1 attorney unit.

Amended 2017-18 Narrative after February 2, 2017

Recent court decisions and the Legislature's enactment of Chapter 2014-220, Laws of Florida, have significantly increased the Public Defender workload for the resentencing of juvenile offenders. In addition to the U.S. Supreme Court cases of Graham v. Florida, 560 US 418 (2010), and Miller v. Alabama, 132 SCT 2455 (2012), and the Florida cases making them retroactive (Henry v. State, 160 So.3d 393 (Fla. 2015); Falcon v. State, 162 So.3d 954 (Fla. 2015); Gridine v. State, 175 So.3d 672 (Fla. 2015), several Florida Supreme Court decisions over the last year have expanded the pool of offenders sentenced as juveniles whose sentences must be reviewed to determine the effect of their background and immaturity on their criminal conduct as well as their prospects for successful re-entry into the community. In Atwell v. State, 2016 WL 3010975 (Fla. May 26, 2016), the Court applied the resentencing and judicial review requirements of Chapter 2014-220, to child offenders eligible for parole but still incarcerated decades after their crimes. In Landrum v. State, 2016 WL 3191099 (Fla. June 9, 2016), the Court extended the pool further, including juvenile offenders sentenced to life in prison for second degree murder.

In the 2016-17 budget request before these decisions, the FPDA reported that DOC had identified up to 1,700 resentencing and judicial review clients. We now expect the Atwell and Landrum decision to mandate resentencing in considerably more clients statewide, it is too soon to estimate the increase at this time. Also, now before the Florida Supreme Court, fully briefed with a decision expected by the end of 2016, is a case with even broader caseload potential. In Kelsey v. State, Fla. Supreme Court No. SC15-2079, the issue is whether offenders with lengthy sentences short of their life expectancies must have an opportunity to demonstrate under section 921.1402 that they are appropriate to someday be released onto probation. A favorable decision will necessitate major sentence review hearings for juvenile offenders serving sentences longer than the statutory 15-, 20-, or 25-year review periods. We therefore anticipate a large increase in our juvenile resentencing felony caseload, starting almost immediately and continuing indefinitely.

The issue has significant statewide impact for Public Defenders due to the novelty and complexity of the legal and procedural issues. Florida law requires the trial court to look at the following factors in determining the appropriate sentence: 1) the nature and circumstances of the offense; 2) the effect of the crime on the victim's family and community; 3) the defendant's age, maturity, intellectual capacity, and emotional health, 4) the defendant's background; 5) the effect of immaturity, impetuosity, or failure to appreciate risks and consequences on defendant's actions; 8) the nature and extend of defendant's prior criminal history; 9) the effect of characteristics attributable to defendant's youth; and 10) the possibility of rehabilitating the defendant, Section 921.1401(2). It is, essentially, a brand new

	COL A12	COL A14	COL A15	COL A16	COL A14-A12	
					AGY AMD REQ	
					FY 2017-18	
					OVER(UNDER)	
	AGY FIN REQ	AGY AMD REQ	AGY AMD N/R	AGY AMD ANZ	AGY FIN REQ	
	FY 2017-18	FY 2017-18	FY 2017-18	FY 2017-18	FY 2017-18	
	POS	AMOUNT	POS	AMOUNT	POS	AMOUNT
						CODES
JUSTICE ADMINISTRATION						21000000
PUBLIC DEFENDERS						21600000
PGM: PD-14TH JUD CIRCUIT						21601400
PUBLIC PROTECTION						12
LEGAL REPRESENTATION						<u>1203.00.00.00</u>
WORKLOAD						3000000
GRAHAM/MILLER/ATWELL ETCETERA -						
COURT MANDATED JUVENILE						
RESENTENCING						3009000

sentencing hearing. This is true even in those cases where the then-juvenile entered a plea to the charge. In order to represent these clients adequately, attorneys, investigators, and mitigation specialists must work together to explore the offender's entire life history. Records must be gathered, evaluations must be conducted, interviews of family and friends undertaken, educational materials obtained, mental health history explored, and interviews with teachers, neighbors, program caseworkers, correctional staff, and other people who may assist in understanding and presenting the client's life story must be performed thoroughly to present information the court must considering the re-sentencing hearings.

Essentially the same factors apply to the separate, additional sentence review hearings under Section 921.1041, necessitating the same painstaking preparation. Interviews must be undertaken, psychological and sociological evaluations conducted, and history of incarceration and potential and extent of rehabilitation reviewed. Release plans also have to be designed and proposed to include housing, employment, and other re-entry services. This is a major new workload for every Public Defender office in the state.

FISCAL IMPACT:

An attorney cost unit has been developed by the FPDA to request the needed personnel to address the court mandate to prepare and present evidence for the juvenile resentencing hearing(s) required. The attorney unit cost is as follows:
 1-FTE's-Assistant Public Defenders @ \$70,000 annual salary
 1-FTE's-Mitigation Specialist II @ \$40,000 annual salary
 1-FTE's-Investigator II @ \$29,033 annual salary

Operating Expenditures budget of \$17,292 recurring and \$11,108 non-recurring to establish the position as per Modified - Standard #3 Expense Package.

The due process costs for each case will need to be determined, we estimate our circuit's average due process costs per case to be \$5,000.

Based on the number of resentencing cases as of July 21, 2016, this office identified 17 cases. The FPDA standard for presentation that an attorney cost unit could represent in one year is 10 cases. Based upon the number of cases identified, this office requests 1 attorney unit and one additional attorney.

This issue has an impact on all of the activities of the agency.

Summary: The narrative for this issue has been amended to reflect 17 identified cases rather than the 9 identified cases previously reported and the estimated cost of \$5,000 per case for due process costs.

COL A12		COL A14		COL A15		COL A16		COL A14-A12		CODES
AGY FIN REQ FY 2017-18	AGY AMD REQ FY 2017-18	AGY AMD N/R FY 2017-18	AGY AMD ANZ FY 2017-18	AGY AMD REQ FY 2017-18	AGY FIN REQ FY 2017-18	AGY AMD REQ FY 2017-18	AGY AMD N/R FY 2017-18	AGY AMD ANZ FY 2017-18	AGY FIN REQ FY 2017-18	
POS	AMOUNT	POS	AMOUNT	POS	AMOUNT	POS	AMOUNT	POS	AMOUNT	
JUSTICE ADMINISTRATION										21000000
PUBLIC DEFENDERS										21600000
PGM: PD-14TH JUD CIRCUIT										21601400
PUBLIC PROTECTION										12
LEGAL REPRESENTATION										1203.00.00.00
WORKLOAD										3000000
GRAHAM/MILLER/ATWELL ETCETERA -										
COURT MANDATED JUVENILE										
RESENTENCING										3009000

POSITION DETAIL OF SALARIES AND BENEFITS:

FTE	BASE RATE	ADDITIVES	BENEFITS	SUBTOTAL	LAPSE %	LAPSED SALARIES AND BENEFITS
A12 - AGY FIN REQ FY 2017-18						
NEW POSITIONS						
5642 MITIGATION SPECIALIST N0002 001	1.00	40,000	18,258	58,258	0.00	58,258
5662 INVESTIGATOR II N0003 001	1.00	29,033	16,594	45,627	0.00	45,627
5901 ASST PUBLIC DEFENDER N0001 001	2.00	140,000	67,924	207,924	0.00	207,924
TOTALS FOR ISSUE BY FUND						
1000 GENERAL REVENUE FUND						311,809
4.00	209,033		102,776	311,809		311,809

A14 - AGY AMD REQ FY 2017-18

NEW POSITIONS						
5642 MITIGATION SPECIALIST N0002 001	1.00	40,000	18,258	58,258	0.00	58,258
5662 INVESTIGATOR II N0003 001	1.00	29,033	16,594	45,627	0.00	45,627
5901 ASST PUBLIC DEFENDER N0001 001	2.00	140,000	67,924	207,924	0.00	207,924

	COL A12	COL A14	COL A15	COL A16	COL A14-A12	
	AGY FIN REQ	AGY AMD REQ	AGY AMD N/R	AGY AMD ANZ	AGY AMD REQ	
	FY 2017-18	FY 2017-18	FY 2017-18	FY 2017-18	FY 2017-18	
	POS	AMOUNT	POS	AMOUNT	POS	AMOUNT
						CODES
JUSTICE ADMINISTRATION						21000000
PUBLIC DEFENDERS						21600000
PGM: PD-14TH JUD CIRCUIT						21601400
PUBLIC PROTECTION						12
LEGAL REPRESENTATION						1203.00.00.00
WORKLOAD						3000000
GRAHAM/MILLER/ATWELL ETCETERA -						
COURT MANDATED JUVENILE						
RESENTENCING						3009000

POSITION DETAIL OF SALARIES AND BENEFITS:

	FTE	BASE RATE	ADDITIVES	BENEFITS	SUBTOTAL	LAPSE %	LAPSED SALARIES AND BENEFITS
A14 - AGY AMD REQ FY 2017-18							
NEW POSITIONS							
TOTALS FOR ISSUE BY FUND							
1000 GENERAL REVENUE FUND							311,809
	4.00	209,033		102,776	311,809		311,809

HUMAN RESOURCE DEVELOPMENT							3800000
(TRAINING AND EDUCATION)							3800130
EMPLOYEE CONTINUING EDUCATION							100000
SPECIAL CATEGORIES							103226
PUBLIC DEFENDER OPERATIONS							

GENERAL REVENUE FUND -STATE 13,160 13,160 1000 1

AGENCY ISSUE NARRATIVE:

2017-2018 BUDGET YEAR NARRATIVE:

IT COMPONENT? NO

Funding is requested for the costs of training and travel for Assistant Public Defenders to maintain continuing legal education credits. The Florida Public Defender Association (FPDA) hosts six training programs a year where Assistant Public Defenders earn Continuing Legal Education (CLE) credits. FPDA registration fees are significantly less than other CLE providers, making it the most cost efficient provider.

	COL A12	COL A14	COL A15	COL A16	COL A14-A12	
	AGY FIN REQ	AGY AMD REQ	AGY AMD N/R	AGY AMD ANZ	AGY AMD REQ	
	FY 2017-18	FY 2017-18	FY 2017-18	FY 2017-18	FY 2017-18	
	POS	AMOUNT	POS	AMOUNT	POS	AMOUNT
						CODES
JUSTICE ADMINISTRATION						21000000
PUBLIC DEFENDERS						21600000
PGM: PD-14TH JUD CIRCUIT						21601400
PUBLIC PROTECTION						12
LEGAL REPRESENTATION						1203.00.00.00
HUMAN RESOURCE DEVELOPMENT						3800000
(TRAINING AND EDUCATION)						3800130
EMPLOYEE CONTINUING EDUCATION						

CLE credits run in three (3) year cycles, therefore groups of 5 Assistant Public Defenders must attend at a time. The cost for five (5) Assistant Public Defenders would be: \$275 per attorney for registration fee (\$275 x 5 = \$1,635), plus per diem at \$36 per day, per employee (\$36 x 3 = \$108 x 5 = \$540). The cost of mileage would be five (5) Assistant Public Defenders x .445 per mile (500 miles x \$0.445 = \$223 x 5 = \$1,115), for a total of average cost of \$3,290.

The attendance of Assistant Public Defenders at four (4) trainings per year would be an annual cost of \$13,160. Our agency requests funding of \$13,160 recurring General Revenue in the Public Defender Operations category. This issue has an impact on all of the agency activities.

OTHER PROGRAMS						4200000
MENTAL HEALTH, VETERANS AND DRUG						4200350
COURT STAFFING						000000
SALARY RATE						
SALARY RATE.....		59,207			59,207	
=====		=====			=====	
SALARIES AND BENEFITS						010000
GENERAL REVENUE FUND -STATE	2.00	99,304			2.00	99,304
=====		=====			=====	
SPECIAL CATEGORIES						100000
PUBLIC DEFENDER OPERATIONS						103226
GENERAL REVENUE FUND -STATE		8,178	5,188		8,178	1000 1
=====		=====	=====		=====	
TOTAL: MENTAL HEALTH, VETERANS AND DRUG						4200350
COURT STAFFING						
TOTAL POSITIONS.....	2.00				2.00	
TOTAL ISSUE.....		107,482	5,188			107,482
TOTAL SALARY RATE.....		59,207			59,207	
=====		=====	=====		=====	

	COL A12	COL A14	COL A15	COL A16	COL A14-A12	
					AGY AMD REQ	
					FY 2017-18	
					OVER(UNDER)	
	AGY FIN REQ	AGY AMD REQ	AGY AMD N/R	AGY AMD ANZ	AGY FIN REQ	
	FY 2017-18	FY 2017-18	FY 2017-18	FY 2017-18	FY 2017-18	
	POS	AMOUNT	POS	AMOUNT	POS	AMOUNT
JUSTICE ADMINISTRATION						21000000
PUBLIC DEFENDERS						21600000
PGM: PD-14TH JUD CIRCUIT						21601400
PUBLIC PROTECTION						12
LEGAL REPRESENTATION						1203.00.00.00
OTHER PROGRAMS						4200000
MENTAL HEALTH, VETERANS AND DRUG						
COURT STAFFING						4200350

AGENCY ISSUE NARRATIVE:

2017-2018 BUDGET YEAR NARRATIVE:

IT COMPONENT? YES

Mental Health:

Legislation in HB 1083 passed and became effective on July 1, 2016. This legislation addresses a 2015 federal court ruling finding that s. 393.11, F.S., governing the involuntary admission of persons with intellectual disabilities or autism to residential services, is constitutionally infirm in not requiring a periodic review of continued involuntary admission by a decision-maker with the duty to consider and authority to order release. HB 1083 amends s. 393.11, F.S., to require annual reviews for persons involuntarily admitted to residential services. The bill requires the court to conduct an annual review hearing, unless a shorter review period was ordered at a previous hearing. The person who has the intellectual disability or autism must be represented by counsel at all stages of the judicial proceeding. If the person is indigent and cannot afford counsel, the court shall appoint a public defender at least 20 days before the scheduled hearing.

The Fourteenth Judicial Circuit has located within the circuit a developmental disability center (Sunland Center at Marianna). Due to the changes in the statute we have an increase in the number of hearings our attorney must attend and additional workload due to the review of the written reports and clients' files.

To ensure proper staffing our agency is requesting funding for one (1) attorney position and one (1) legal assistant position. The PD Operations budget of \$8,178 with \$5,188 non-recurring is requested to establish the positions as per Modified - Standard #3.

This issue has an impact on the criminal and civil trial activities.

Summary: This issue replaces issue code 5000570 "Involuntary Admission to Residential Services Pursuant to Section 393.11 Florida Statutes" which has been deleted.

	COL A12	COL A14	COL A15	COL A16	COL A14-A12	
	AGY FIN REQ	AGY AMD REQ	AGY AMD N/R	AGY AMD ANZ	AGY AMD REQ	
	FY 2017-18	FY 2017-18	FY 2017-18	FY 2017-18	FY 2017-18	
	POS	POS	POS	POS	POS	AMOUNT
	AMOUNT	AMOUNT	AMOUNT	AMOUNT	AMOUNT	CODES
JUSTICE ADMINISTRATION						21000000
PUBLIC DEFENDERS						21600000
PGM: PD-14TH JUD CIRCUIT						21601400
PUBLIC PROTECTION						12
LEGAL REPRESENTATION						1203.00.00.00
OTHER PROGRAMS						4200000
MENTAL HEALTH, VETERANS AND DRUG						
COURT STAFFING						4200350

POSITION DETAIL OF SALARIES AND BENEFITS:

	FTE	BASE RATE	ADDITIVES	BENEFITS	SUBTOTAL	LAPSE %	LAPSED SALARIES AND BENEFITS
A14 - AGY AMD REQ FY 2017-18							
NEW POSITIONS							
5131 LEGAL ASSISTANT I							
N0002 001	1.00	20,122		15,242	35,364	0.00	35,364
5901 ASST PUBLIC DEFENDER							
N0001 001	1.00	39,085		24,855	63,940	0.00	63,940
TOTALS FOR ISSUE BY FUND							
1000 GENERAL REVENUE FUND							99,304
	2.00	59,207		40,097	99,304		99,304

	COL A12	COL A14	COL A15	COL A16	COL A14-A12	
	AGY FIN REQ	AGY AMD REQ	AGY AMD N/R	AGY AMD ANZ	AGY AMD REQ	
	FY 2017-18	FY 2017-18	FY 2017-18	FY 2017-18	FY 2017-18	
	POS	AMOUNT	POS	AMOUNT	POS	AMOUNT
						CODES
JUSTICE ADMINISTRATION						21000000
PUBLIC DEFENDERS						21600000
PGM: PD-14TH JUD CIRCUIT						21601400
PUBLIC PROTECTION						12
LEGAL REPRESENTATION						1203.00.00.00
IMPROVED PROGRAMS						5000000
INVOLUNTARY ADMISSION TO						
RESIDENTIAL SERVICES PURSUANT TO						
SECTION 393.11 FLORIDA STATUTE						5000570
SALARY RATE						000000
SALARY RATE.....	59,207				59,207-	
SALARIES AND BENEFITS						010000
GENERAL REVENUE FUND -STATE	2.00	99,304			2.00-	99,304- 1000 1
SPECIAL CATEGORIES						100000
PUBLIC DEFENDER OPERATIONS						103226
GENERAL REVENUE FUND -STATE		8,178				8,178- 1000 1
TOTAL: INVOLUNTARY ADMISSION TO						5000570
RESIDENTIAL SERVICES PURSUANT TO						
SECTION 393.11 FLORIDA STATUTE						
TOTAL POSITIONS.....	2.00				2.00-	
TOTAL ISSUE.....		107,482				107,482-
TOTAL SALARY RATE.....	59,207				59,207-	

AGENCY ISSUE NARRATIVE:

2017-2018 BUDGET YEAR NARRATIVE:

IT COMPONENT? YES

Mental Health:

 Legislation in HB 1083 passed and became effective on July 1, 2016. This legislation addresses a 2015 federal court ruling finding that s. 393.11, F.S., governing the involuntary admission of persons with intellectual disabilities or autism to residential services, is constitutionally infirm in not requiring a periodic review of continued involuntary admission by a decision-maker with the duty to consider and authority to order release. HB 1083 amends s. 393.11, F.S., to require annual reviews for persons involuntarily admitted to residential services. The bill requires the court to conduct an annual review hearing, unless a shorter review period was ordered at a previous hearing. The person who has the intellectual disability or autism must be represented by counsel at all stages of the judicial proceeding. If the person is indigent and cannot afford counsel, the court shall appoint a public defender at least 20 days before the

COL A12		COL A14		COL A15		COL A16		COL A14-A12		CODES
AGY FIN REQ FY 2017-18	POS AMOUNT	AGY AMD REQ FY 2017-18	POS AMOUNT	AGY AMD N/R FY 2017-18	POS AMOUNT	AGY AMD ANZ FY 2017-18	POS AMOUNT	AGY AMD REQ FY 2017-18 OVER(UNDER)	AGY FIN REQ FY 2017-18	
JUSTICE ADMINISTRATION										21000000
PUBLIC DEFENDERS										21600000
PGM: PD-14TH JUD CIRCUIT										21601400
PUBLIC PROTECTION										12
LEGAL REPRESENTATION										1203.00.00.00
IMPROVED PROGRAMS										5000000
INVOLUNTARY ADMISSION TO RESIDENTIAL SERVICES PURSUANT TO SECTION 393.11 FLORIDA STATUTE										5000570

scheduled hearing.

The Fourteenth Judicial Circuit has located within the circuit a developmental disability center (Sunland Center at Marianna). Due to the changes in the statute we have an increase in the number of hearings our attorney must attend and additional workload due to the review of the written reports and clients' files.

To ensure proper staffing our agency is requesting funding for one (1) attorney position and one (1) legal assistant position. The PD Operations budget of \$8,178 with \$5,188 non-recurring is requested to establish the positions as per Modified - Standard #3.

This issue has an impact on the criminal and civil trial activities.

Amended 2017-18 Narrative after February 2, 2017

Summary: This issue has been moved to issue code 4200350 "Mental Health, Veterans and Drug Court Staffing."

POSITION DETAIL OF SALARIES AND BENEFITS:

	FTE	BASE RATE	ADDITIVES	BENEFITS	SUBTOTAL	LAPSE %	LAPSED SALARIES AND BENEFITS
A12 - AGY FIN REQ FY 2017-18							
NEW POSITIONS							
5131 LEGAL ASSISTANT I							
N0002 001	1.00	20,122		15,242	35,364	0.00	35,364
5901 ASST PUBLIC DEFENDER							
N0001 001	1.00	39,085		24,855	63,940	0.00	63,940

COL A12		COL A14		COL A15		COL A16		COL A14-A12		CODES
AGY FIN REQ FY 2017-18	POS	AGY AMD REQ FY 2017-18	POS	AGY AMD N/R FY 2017-18	POS	AGY AMD ANZ FY 2017-18	POS	AGY AMD REQ FY 2017-18 OVER(UNDER)	AGY FIN REQ FY 2017-18	
AMOUNT		AMOUNT		AMOUNT		AMOUNT		AMOUNT	AMOUNT	

JUSTICE ADMINISTRATION										21000000
PUBLIC DEFENDERS										21600000
PGM: PD-14TH JUD CIRCUIT										21601400
PUBLIC PROTECTION										12
LEGAL REPRESENTATION										<u>1203.00.00.00</u>
IMPROVED PROGRAMS										5000000
INVOLUNTARY ADMISSION TO RESIDENTIAL SERVICES PURSUANT TO SECTION 393.11 FLORIDA STATUTE										5000570

POSITION DETAIL OF SALARIES AND BENEFITS:

FTE	BASE RATE	ADDITIVES	BENEFITS	SUBTOTAL	LAPSE %	LAPSED SALARIES AND BENEFITS
A12 - AGY FIN REQ FY 2017-18						
NEW POSITIONS						
TOTALS FOR ISSUE BY FUND						
1000 GENERAL REVENUE FUND						99,304
2.00	59,207		40,097	99,304		99,304

TOTAL: LEGAL REPRESENTATION						<u>1203.00.00.00</u>
BY FUND TYPE						
GENERAL REVENUE FUND.....	6.00	10.00		4.00		
SALARY RATE.....	268,240	462,216	836,567	193,976	310,824	1000

	COL A12	COL A14	COL A15	COL A16	COL A14-A12	
	AGY FIN REQ FY 2017-18	AGY AMD REQ FY 2017-18	AGY AMD N/R FY 2017-18	AGY AMD ANZ FY 2017-18	AGY AMD REQ FY 2017-18 OVER(UNDER) AGY FIN REQ FY 2017-18	CODES
	POS AMOUNT	POS AMOUNT	POS AMOUNT	POS AMOUNT	POS AMOUNT	
JUSTICE ADMINISTRATION						21000000
PUBLIC DEFENDERS						21600000
PGM: PD-15TH JUD CIRCUIT						21601500
PUBLIC PROTECTION						12
LEGAL REPRESENTATION						1203.00.00.00
ESTIMATED EXPENDITURES REALIGNMENT						2000000
REALIGNMENT OF ADMINISTRATIVE						
EXPENDITURES - ADD						2000100
SALARIES AND BENEFITS						010000
GENERAL REVENUE FUND -STATE	250,000				250,000-	1000 1

AGENCY ISSUE NARRATIVE:

2017-2018 BUDGET YEAR NARRATIVE: IT COMPONENT? NO
 In the past several fiscal year cycles, The Office of the Public Defender -15th Judicial Circuit, has had several very highly compensated attorneys with over 30 years of service to the office retire in the Appellate entity. The new attorneys who have replaced them have lower salaries.

The Office now needs these Salaries and Benefits funds in the Trial entity to maintain current staffing needs to handle more complex and time consuming cases. This transfer of funds from the Appellate entity to the Trial entity will let us meet the representation needs of our clients in accordance with Section 27.51, Florida Statutes. It will also let us meet the mission statement of the office of providing quality representation to our indigent clients.

CORRESPONDING ISSUE 2000200 IS UNDER APPELLATE LEVEL BUDGET ENTITY 21651500

POSITION DETAIL OF SALARIES AND BENEFITS:

	FTE	BASE RATE	ADDITIVES	BENEFITS	SUBTOTAL	LAPSE %	LAPSED SALARIES AND BENEFITS
A12 - AGY FIN REQ FY 2017-18							
CHANGES TO CURRENTLY AUTHORIZED POSITIONS							
OTHER SALARY AMOUNT							
1000 GENERAL REVENUE FUND							250,000

							250,000
							=====

	COL A12	COL A14	COL A15	COL A16	COL A14-A12	
	AGY FIN REQ	AGY AMD REQ	AGY AMD N/R	AGY AMD ANZ	AGY AMD REQ	
	FY 2017-18	FY 2017-18	FY 2017-18	FY 2017-18	FY 2017-18	
	POS	AMOUNT	POS	AMOUNT	POS	AMOUNT
JUSTICE ADMINISTRATION						21000000
PUBLIC DEFENDERS						21600000
PGM: PD-15TH JUD CIRCUIT						21601500
PUBLIC PROTECTION						12
LEGAL REPRESENTATION						1203.00.00.00
WORKLOAD						3000000
LEGAL ASSISTANCE - MENTAL HEALTH						
CARE/BAKER ACT						3000540
SALARY RATE						000000
SALARY RATE.....	248,000					248,000-
SALARIES AND BENEFITS						010000
INDIGENT CRIM DEFENSE TF -STATE	5.00	373,602			5.00-	373,602- 2974 1
SPECIAL CATEGORIES						100000
PUBLIC DEFENDER OPERATIONS						103226
INDIGENT CRIM DEFENSE TF -STATE		21,965				21,965- 2974 1
TOTAL: LEGAL ASSISTANCE - MENTAL HEALTH						3000540
CARE/BAKER ACT						
TOTAL POSITIONS.....	5.00				5.00-	
TOTAL ISSUE.....		395,567				395,567-
TOTAL SALARY RATE.....	248,000				248,000-	

AGENCY ISSUE NARRATIVE:

2017-2018 BUDGET YEAR NARRATIVE:

IT COMPONENT? NO

The Office of the Public Defender - 15th Judicial Circuit faces a special challenge handling the needs of our mentally ill clients. For FY 2015 - 2016 we had a 13% increase in the number of appointed Mental Health cases over FY 2014 2015. At the present time we have 198 clients who have been determined to be either incompetent to proceed or not guilty by reason of insanity (with many more clients pending such classification). All too often these clients remain in hospitals when they could be in less restrictive, less expensive, and more therapeutic environments. A Disposition Specialist I working with these clients could find community and family resources for appropriate placement outside of a hospital setting. Such placements will lead to lower incarceration costs (currently about \$120. per day in Palm Beach County), lower hospitalization costs (many of our indigent clients are also on State Medicaid) by getting them into proper treatment programs outside of a hospital or jail, possible reduction to court costs and time. By getting our clients into therapeutic treatment quicker we could reduce the rate of recidivism in Palm Beach County thus saving future costs for handling a mentally ill client. Staff of the Mental Health Section are also frequently consulted by other staff to review case files and materials for possible mental health issues in their cases.

	COL A12	COL A14	COL A15	COL A16	COL A14-A12	
	AGY FIN REQ	AGY AMD REQ	AGY AMD N/R	AGY AMD ANZ	AGY AMD REQ	
	FY 2017-18	FY 2017-18	FY 2017-18	FY 2017-18	FY 2017-18	
	POS	AMOUNT	POS	AMOUNT	POS	AMOUNT
						CODES
JUSTICE ADMINISTRATION						21000000
PUBLIC DEFENDERS						21600000
PGM: PD-15TH JUD CIRCUIT						21601500
PUBLIC PROTECTION						12
LEGAL REPRESENTATION						1203.00.00.00
WORKLOAD						3000000
LEGAL ASSISTANCE - MENTAL HEALTH						
CARE/BAKER ACT						3000540

Due to the volume of current clients the Office of the Public Defender - 15th Judicial Circuit needs to hire three experienced Assistant Public Defenders, an experienced Investigator and an experienced Disposition Specialist I. These positions require advanced education and training to meet the special needs of our indigent mental health clients. Therefore we will need to offer a salary higher than the entry level salary for these job classification.

With revenues in our ICDF we are requesting this additional budget authority to assist us in providing the services required to present the resentencing and/or review evidence to the court and to assist us in meeting our mission statement of providing high quality representation to our indigent clients.

Amended 2017-18 Narrative after February 2, 2017

Summary: This issue is was deleted and moved to issue code 4200350.

POSITION DETAIL OF SALARIES AND BENEFITS:

	FTE	BASE RATE	ADDITIVES	BENEFITS	SUBTOTAL	LAPSE %	LAPSED SALARIES AND BENEFITS
A12 - AGY FIN REQ FY 2017-18							
NEW POSITIONS							
5571 DISPOSITION SPECIALIST I							
N0003 001	1.00	38,000		17,955	55,955	0.00	55,955
5661 INVESTIGATOR I							
N0002 001	1.00	45,000		19,017	64,017	0.00	64,017
5901 ASST PUBLIC DEFENDER							
N0001 001	3.00	165,000		88,630	253,630	0.00	253,630

	COL A12	COL A14	COL A15	COL A16	COL A14-A12	
	AGY FIN REQ	AGY AMD REQ	AGY AMD N/R	AGY AMD ANZ	AGY AMD REQ	
	FY 2017-18	FY 2017-18	FY 2017-18	FY 2017-18	FY 2017-18	
	POS	AMOUNT	POS	AMOUNT	POS	AMOUNT
JUSTICE ADMINISTRATION						21000000
PUBLIC DEFENDERS						21600000
PGM: PD-15TH JUD CIRCUIT						21601500
PUBLIC PROTECTION						12
LEGAL REPRESENTATION						1203.00.00.00
WORKLOAD						3000000
LEGAL ASSISTANCE - MENTAL HEALTH						
CARE/BAKER ACT						3000540

POSITION DETAIL OF SALARIES AND BENEFITS:

	FTE	BASE RATE	ADDITIVES	BENEFITS	SUBTOTAL	LAPSE %	LAPSED SALARIES AND BENEFITS
A12 - AGY FIN REQ FY 2017-18							
NEW POSITIONS							
TOTALS FOR ISSUE BY FUND							
2974 INDIGENT CRIM DEFENSE TF							373,602
	5.00	248,000		125,602	373,602		373,602

GRAHAM/MILLER/ATWELL ETCETERA -							
COURT MANDATED JUVENILE							
RESENTENCING							3009000
SALARY RATE							000000
SALARY RATE.....	190,000	320,000			130,000		
SALARIES AND BENEFITS							010000
INDIGENT CRIM DEFENSE TF -STATE	4.00	285,603	6.00	473,001	2.00	187,398	2974 1
SPECIAL CATEGORIES							100000
STATE ATTORNEY OPERATIONS							103225
INDIGENT CRIM DEFENSE TF -STATE		16,824				16,824	2974 1

	COL A12	COL A14	COL A15	COL A16	COL A14-A12	
					AGY AMD REQ	
					FY 2017-18	
					OVER(UNDER)	
	AGY FIN REQ	AGY AMD REQ	AGY AMD N/R	AGY AMD ANZ	AGY FIN REQ	
	FY 2017-18	FY 2017-18	FY 2017-18	FY 2017-18	FY 2017-18	
POS	AMOUNT	POS	AMOUNT	POS	AMOUNT	CODES
JUSTICE ADMINISTRATION						21000000
PUBLIC DEFENDERS						21600000
PGM: PD-15TH JUD CIRCUIT						21601500
PUBLIC PROTECTION						12
LEGAL REPRESENTATION						1203.00.00.00
WORKLOAD						3000000
GRAHAM/MILLER/ATWELL ETCETERA -						
COURT MANDATED JUVENILE						
RESENTENCING						3009000
SPECIAL CATEGORIES						100000
PUBLIC DEFENDER OPERATIONS						103226
INDIGENT CRIM DEFENSE TF -STATE		25,470	16,296		25,470	2974 1
TOTAL: GRAHAM/MILLER/ATWELL ETCETERA -						3009000
COURT MANDATED JUVENILE						
RESENTENCING						
TOTAL POSITIONS.....	4.00	6.00			2.00	
TOTAL ISSUE.....	302,427	498,471	16,296		196,044	
TOTAL SALARY RATE.....	190,000	320,000			130,000	

AGENCY ISSUE NARRATIVE:

2017-2018 BUDGET YEAR NARRATIVE:

IT COMPONENT? NO

In 2014, the Florida Legislature enacted Chapter 2014-220, Laws of Florida, in response to the decisions of the United States Supreme Court in *Graham v. Florida*, 560 U.S. 418 (2010) and *Miller v. Alabama*, 132 S.Ct. 2455 (2012) in order to provide a sentencing procedure for trial courts to follow for juvenile defendants who are charged as adults and face potential life imprisonment for their charges. In *Horsley v. State*, 160 So.3d 393 (Fla. 2015) and *Falcon v. State*, 162 So.3d 954 (Fla. 2015), the Florida Supreme Court has now ruled that *Graham* and *Miller* are retroactive to any juvenile offender seeking to challenge the constitutionality of his or her Life sentence. The *Falcon* Court ruled that under Florida Rule of Criminal Procedure 3.850(b)(2), any affected juvenile offender shall have two years from the date the mandate in *Falcon* was issued (date of mandate) to file a motion for post-conviction relief in the trial court seeking to correct his or her sentencing pursuant to *Miller*. The Florida Supreme Court further mandated in *Horsley v. State*, 160 So.3d 393 at 394-397 (Fla. 2015) that these juvenile defendants previously sentenced to Life imprisonment are entitled to an individualized sentencing hearing pursuant to section two of chapter 2014-220, Laws of Florida, to consider the enumerated and any other pertinent factors 'relevant to the offense and [the defendant's] youth and attendant circumstances' .] *Horsley* at 408. Additionally, the pool of potential re-sentencing hearings has been expanded by the Florida Supreme Court to include juveniles sentenced to a number of years in prison that would be equivalent to Life imprisonment, *Henry v. State*, 160 So.3d 393 (Fla. 2015); *Gridine v. State*, 175 So.3d 672 (Fla. 2015) and to sentences of Life with the possibility of parole, *Atwell v. State* 20-16 WL 3010795 (Fla. May 26, 2016) as well as sentences to Life imprisonment for second degree murder, *Landrum v. State*, 2016 WL 3191099 (Fla. June 9, 2016). In order to meet the challenge of representing these clients properly, The Office of the Public Defender - 15th Judicial Circuit will need to hire an experienced Assistant Public Defender, an experienced mitigation specialist, and an

COL A12		COL A14		COL A15		COL A16		COL A14-A12		CODES
AGY FIN REQ FY 2017-18	AGY AMD REQ FY 2017-18	AGY AMD N/R FY 2017-18	AGY AMD ANZ FY 2017-18	AGY AMD REQ FY 2017-18	AGY FIN REQ FY 2017-18	OVER(UNDER)		AGY FIN REQ FY 2017-18		
POS	AMOUNT	POS	AMOUNT	POS	AMOUNT	POS	AMOUNT	POS	AMOUNT	
JUSTICE ADMINISTRATION										21000000
PUBLIC DEFENDERS										21600000
PGM: PD-15TH JUD CIRCUIT										21601500
PUBLIC PROTECTION										12
LEGAL REPRESENTATION										1203.00.00.00
WORKLOAD										3000000
GRAHAM/MILLER/ATWELL ETCETERA -										
COURT MANDATED JUVENILE										
RESENTENCING										3009000

experienced Legal Assistant. Therefore we will need to offer a salary higher than the entry level salary for these job classifications.

With revenues in our ICDF we are requesting this additional budget authority to assist us in providing the services required to present the resentencing and/or review evidence to the court and to assist us in meeting our mission statement of providing high quality representation to our indigent clients.

Amended 2017-18 Narrative after February 2, 2017

In 2014, the Florida Legislature enacted Chapter 2014-220, Laws of Florida, in response to the decisions of the United States Supreme Court in *Graham v. Florida*, 560 U.S. 418 (2010) and *Miller v. Alabama*, 132 S.Ct. 2455 (2012) in order to provide a sentencing procedure for trial courts to follow for juvenile defendants who are charged as adults and face potential life imprisonment for their charges. In *Horsley v. State*, 160 So.3d 393 (Fla. 2015) and *Falcon v. State*, 162 So.3d 954 (Fla. 2015), the Florida Supreme Court has now ruled that *Graham* and *Miller* are retroactive to any juvenile offender seeking to challenge the constitutionality of his or her Life sentence. The *Falcon* Court ruled that under Florida Rule of Criminal Procedure 3.850(b)(2), any affected juvenile offender shall have two years from the date the mandate in *Falcon* was issued (date of mandate) to file a motion for post-conviction relief in the trial court seeking to correct his or her sentencing pursuant to *Miller*. The Florida Supreme Court further mandated in *Horsley v. State*, 160 So.3d 393 at 394-397 (Fla. 2015) that these juvenile defendants previously sentenced to Life imprisonment are entitled to an individualized sentencing hearing pursuant to section two of chapter 2014-220, Laws of Florida, to consider the enumerated and any other pertinent factors 'relevant to the offense and [the defendant's] youth and attendant circumstances' .] *Horsley* at 408. Additionally, the pool of potential re-sentencing hearings has been expanded by the Florida Supreme Court to include juveniles sentenced to a number of years in prison that would be equivalent to Life imprisonment, *Henry v. State*, 160 So.3d 393 (Fla. 2015); *Gridine v. State*, 175 So.3d 672 (Fla. 2015) and to sentences of Life with the possibility of parole, *Atwell v. State* 20-16 WL 3010795 (Fla. May 26, 2016) as well as sentences to Life imprisonment for second degree murder, *Landrum v. State*, 2016 WL 3191099 (Fla. June 9, 2016).

In order to meet the challenge of representing these clients properly, The Office of the Public Defender - 15th Judicial Circuit will need to hire three experienced Assistant Public Defender, two experienced mitigation specialists, and an experienced Legal Assistant . Therefore we will need to offer a salary higher than the entry level salary for these job classifications.

With revenues in our ICDF we are requesting this additional budget authority to assist us in providing the services required to present the resentencing and/or review evidence to the court and to assist us in meeting our mission

	COL A12	COL A14	COL A15	COL A16	COL A14-A12	
	AGY FIN REQ	AGY AMD REQ	AGY AMD N/R	AGY AMD ANZ	AGY AMD REQ	
	FY 2017-18	FY 2017-18	FY 2017-18	FY 2017-18	FY 2017-18	
	POS	AMOUNT	POS	AMOUNT	POS	AMOUNT
						CODES
JUSTICE ADMINISTRATION						21000000
PUBLIC DEFENDERS						21600000
PGM: PD-15TH JUD CIRCUIT						21601500
PUBLIC PROTECTION						12
LEGAL REPRESENTATION						1203.00.00.00
WORKLOAD						3000000
GRAHAM/MILLER/ATWELL ETCETERA -						
COURT MANDATED JUVENILE						
RESENTENCING						3009000

statement of providing high quality representation to our indigent clients.

Summary: The appropriation category is being changed from 103225 (State Attorney Operations) to 103226 (Public Defender Operations). Two additional positions are being requested (for a total of six). There is a \$130,000 increase in rate, \$187,398 increase in Salaries & Benefits, \$8,646 increase in total operating expenses, and \$5,554 increase in non-recurring operating expenses requested.

POSITION DETAIL OF SALARIES AND BENEFITS:

	FTE	BASE RATE	ADDITIVES	BENEFITS	SUBTOTAL	LAPSE %	LAPSED SALARIES AND BENEFITS
A12 - AGY FIN REQ FY 2017-18							
NEW POSITIONS							
5131 LEGAL ASSISTANT I							
N0003 001	1.00	35,000		17,500	52,500	0.00	52,500
5641 MITIGATION SPECIALIST I							
N0002 001	1.00	45,000		19,017	64,017	0.00	64,017
5901 ASST PUBLIC DEFENDER							
N0001 001	2.00	110,000		59,086	169,086	0.00	169,086
TOTALS FOR ISSUE BY FUND							
2974 INDIGENT CRIM DEFENSE TF							285,603
	4.00	190,000		95,603	285,603		285,603

	COL A12	COL A14	COL A15	COL A16	COL A14-A12 AGY AMD REQ FY 2017-18 OVER(UNDER)	AGY FIN REQ FY 2017-18	CODES
	AGY FIN REQ FY 2017-18	AGY AMD REQ FY 2017-18	AGY AMD N/R FY 2017-18	AGY AMD ANZ FY 2017-18	AGY FIN REQ FY 2017-18		
	POS AMOUNT	POS AMOUNT	POS AMOUNT	POS AMOUNT	POS AMOUNT		
JUSTICE ADMINISTRATION							21000000
PUBLIC DEFENDERS							21600000
PGM: PD-15TH JUD CIRCUIT							21601500
PUBLIC PROTECTION							12
LEGAL REPRESENTATION							1203.00.00.00
WORKLOAD							3000000
GRAHAM/MILLER/ATWELL ETCETERA - COURT MANDATED JUVENILE RESENTENCING							3009000

POSITION DETAIL OF SALARIES AND BENEFITS:

	FTE	BASE RATE	ADDITIVES	BENEFITS	SUBTOTAL	LAPSE %	LAPSED SALARIES AND BENEFITS
A14 - AGY AMD REQ FY 2017-18							
NEW POSITIONS							
5131 LEGAL ASSISTANT I N0003 001	1.00	35,000		17,500	52,500	0.00	52,500
5641 MITIGATION SPECIALIST I N0002 001	2.00	90,000		38,033	128,033	0.00	128,033
5901 ASST PUBLIC DEFENDER N0001 001	3.00	195,000		97,468	292,468	0.00	292,468
TOTALS FOR ISSUE BY FUND 2974 INDIGENT CRIM DEFENSE TF							473,001
	6.00	320,000		153,001	473,001		473,001

	COL A12	COL A14	COL A15	COL A16	COL A14-A12	
	AGY FIN REQ FY 2017-18	AGY AMD REQ FY 2017-18	AGY AMD N/R FY 2017-18	AGY AMD ANZ FY 2017-18	AGY AMD REQ FY 2017-18	AGY FIN REQ FY 2017-18
	POS AMOUNT	POS AMOUNT	POS AMOUNT	POS AMOUNT	POS AMOUNT	POS AMOUNT
	POS	POS	POS	POS	POS	POS
JUSTICE ADMINISTRATION						21000000
PUBLIC DEFENDERS						21600000
PGM: PD-15TH JUD CIRCUIT						21601500
PUBLIC PROTECTION						12
LEGAL REPRESENTATION						1203.00.00.00
OTHER PROGRAMS						4200000
MENTAL HEALTH, VETERANS AND DRUG						4200350
COURT STAFFING						000000
SALARY RATE						
SALARY RATE.....		248,000			248,000	
SALARIES AND BENEFITS						010000
INDIGENT CRIM DEFENSE TF -STATE		5.00			5.00	373,602
			373,602			2974 1
SPECIAL CATEGORIES						100000
PUBLIC DEFENDER OPERATIONS						103226
INDIGENT CRIM DEFENSE TF -STATE			21,965	13,885		21,965
						2974 1
TOTAL: MENTAL HEALTH, VETERANS AND DRUG						4200350
COURT STAFFING						
TOTAL POSITIONS.....		5.00			5.00	
TOTAL ISSUE.....			395,567	13,885		395,567
TOTAL SALARY RATE.....		248,000			248,000	

AGENCY ISSUE NARRATIVE:

2017-2018 BUDGET YEAR NARRATIVE:

IT COMPONENT? NO

Amended 2017-18 Narrative after February 2, 2017

The Office of the Public Defender - 15th Judicial Circuit faces a special challenge handling the needs of our mentally ill clients. For FY 2015 - 2016 we had a 13% increase in the number of appointed Mental Health cases over FY 2014 2015. At the present time we have 198 clients who have been determined to be either incompetent to proceed or not guilty by reason of insanity (with many more clients pending such classification). All too often these clients remain in hospitals when they could be in less restrictive, less expensive, and more therapeutic environments. A Disposition Specialist I working with these clients could find community and family resources for appropriate placement outside of a hospital setting. Such placements will lead to lower incarceration costs (currently about \$120. per day in Palm Beach County), lower hospitalization costs (many of our indigent clients are also on State Medicaid) by getting them into proper treatment programs outside of a hospital or jail, possible reduction to court costs and time. By getting our clients into therapeutic treatment quicker we could reduce the rate of recidivism in Palm Beach County thus saving future costs for handling a mentally ill client. Staff of the Mental Health Section are also frequently consulted by other

	COL A12	COL A14	COL A15	COL A16	COL A14-A12	
	AGY FIN REQ	AGY AMD REQ	AGY AMD N/R	AGY AMD ANZ	AGY AMD REQ	
	FY 2017-18	FY 2017-18	FY 2017-18	FY 2017-18	FY 2017-18	
	POS	AMOUNT	POS	AMOUNT	POS	AMOUNT
						CODES
JUSTICE ADMINISTRATION						21000000
PUBLIC DEFENDERS						21600000
PGM: PD-15TH JUD CIRCUIT						21601500
PUBLIC PROTECTION						12
LEGAL REPRESENTATION						1203.00.00.00
OTHER PROGRAMS						4200000
MENTAL HEALTH, VETERANS AND DRUG						
COURT STAFFING						4200350

staff to review case files and materials for possible mental health issues in their cases.

Due to the volume of current clients the Office of the Public Defender - 15th Judicial Circuit needs to hire three experienced Assistant Public Defenders, an experienced Investigator and an experienced Disposition Specialist I. These positions require advanced education and training to meet the special needs of our indigent mental health clients. Therefore we will need to offer a salary higher than the entry level salary for these job classification.

With revenues in our ICDTF we are requesting this additional budget authority to assist us in providing the services required to present the resentencing and/or review evidence to the court and to assist us in meeting our mission statement of providing high quality representation to our indigent clients.

Summary: This is a new issue. Issue 3000540 was moved to this issue code, without any changes.

POSITION DETAIL OF SALARIES AND BENEFITS:

	FTE	BASE RATE	ADDITIVES	BENEFITS	SUBTOTAL	LAPSE %	LAPSED SALARIES AND BENEFITS
A14 - AGY AMD REQ FY 2017-18							
NEW POSITIONS							
5571 DISPOSITION SPECIALIST I							
N0003 001	1.00	38,000		17,955	55,955	0.00	55,955
5661 INVESTIGATOR I							
N0002 001	1.00	45,000		19,017	64,017	0.00	64,017
5901 ASST PUBLIC DEFENDER							
N0001 001	3.00	165,000		88,630	253,630	0.00	253,630

COL A12		COL A14		COL A15		COL A16		COL A14-A12		CODES
AGY FIN REQ FY 2017-18	POS	AGY AMD REQ FY 2017-18	POS	AGY AMD N/R FY 2017-18	POS	AGY AMD ANZ FY 2017-18	POS	AGY AMD REQ FY 2017-18 OVER(UNDER)	AGY FIN REQ FY 2017-18	
AMOUNT		AMOUNT		AMOUNT		AMOUNT		AMOUNT	AMOUNT	

JUSTICE ADMINISTRATION										21000000
PUBLIC DEFENDERS										21600000
PGM: PD-15TH JUD CIRCUIT										21601500
PUBLIC PROTECTION										12
LEGAL REPRESENTATION										1203.00.00.00
OTHER PROGRAMS										4200000
MENTAL HEALTH, VETERANS AND DRUG										
COURT STAFFING										4200350

POSITION DETAIL OF SALARIES AND BENEFITS:

FTE	BASE RATE	ADDITIVES	BENEFITS	SUBTOTAL	LAPSE %	LAPSED SALARIES AND BENEFITS
A14 - AGY AMD REQ FY 2017-18						
NEW POSITIONS						
TOTALS FOR ISSUE BY FUND						
2974 INDIGENT CRIM DEFENSE TF						373,602
5.00	248,000		125,602	373,602		373,602

TOTAL: LEGAL REPRESENTATION						1203.00.00.00
BY FUND TYPE						
GENERAL REVENUE FUND	250,000				250,000-	1000
TRUST FUNDS	697,994	894,038	30,181		196,044	2000
TOTAL POSITIONS.....	9.00	11.00		2.00		
TOTAL PROG COMP.....	947,994	894,038	30,181		53,956-	
TOTAL SALARY RATE.....	438,000	568,000		130,000		

=====

	COL A12	COL A14	COL A15	COL A16	COL A14-A12	
	AGY FIN REQ	AGY AMD REQ	AGY AMD N/R	AGY AMD ANZ	AGY FIN REQ	
	FY 2017-18	FY 2017-18	FY 2017-18	FY 2017-18	FY 2017-18	
	POS	AMOUNT	POS	AMOUNT	POS	AMOUNT
						CODES
JUSTICE ADMINISTRATION						21000000
PUBLIC DEFENDERS						21600000
PGM: PD-16TH JUD CIRCUIT						21601600
PUBLIC PROTECTION						12
LEGAL REPRESENTATION						1203.00.00.00
ESTIMATED EXPENDITURES REALIGNMENT						2000000
REALIGNMENT OF ADMINISTRATIVE						
EXPENDITURES - ADD						2000100
SPECIAL CATEGORIES						100000
PUBLIC DEFENDER OPERATIONS						103226
GENERAL REVENUE FUND -STATE	3		3			1000 1

AGENCY ISSUE NARRATIVE:

2017-2018 BUDGET YEAR NARRATIVE: IT COMPONENT? NO

Several years ago the legislature created a new appropriation category for payment of leases. Those payments were previously paid from the PD Operations appropriation category. The funds were transferred from PD Operations to the Lease Purchase category in the General Appropriation Act without input or budget requests from the agencies. The funds transferred for PD 16 were insufficient for the annual amount of the lease payment for the postage machine. A 5% transfer had to be processed each year to provide sufficient funds to pay the lease amount. The FY 15-16 General Appropriations Act annualized the 5% transfer so the funds were appropriated in the correct category. As of June 30, 2016, \$3.00 was reverted from the lease purchase category, as there is no other way to spend the funds than for the postage machine lease, which is \$3.00 less than the appropriated amount.

This request is to move the \$3.00 from Lease Purchase category #105281 to Public Defender Operations category #103226. Please see corresponding issue 2000200 for the "Deduct" portion of this request.

REALIGNMENT OF ADMINISTRATIVE						2000200
EXPENDITURES - DEDUCT						100000
SPECIAL CATEGORIES						105281
LEASE/PURCHASE/EQUIPMENT						
GENERAL REVENUE FUND -STATE	3-		3-			1000 1

AGENCY ISSUE NARRATIVE:

2017-2018 BUDGET YEAR NARRATIVE: IT COMPONENT? NO

Several years ago the legislature created a new appropriation category for payment of leases. Those payments were previously paid from the PD Operations appropriation category. The funds were transferred from PD Operations to the

	COL A12	COL A14	COL A15	COL A16	COL A14-A12	
	AGY FIN REQ	AGY AMD REQ	AGY AMD N/R	AGY AMD ANZ	AGY AMD REQ	
	FY 2017-18	FY 2017-18	FY 2017-18	FY 2017-18	FY 2017-18	
	POS	AMOUNT	POS	AMOUNT	POS	AMOUNT
						CODES
JUSTICE ADMINISTRATION						21000000
PUBLIC DEFENDERS						21600000
PGM: PD-16TH JUD CIRCUIT						21601600
PUBLIC PROTECTION						12
LEGAL REPRESENTATION						1203.00.00.00
ESTIMATED EXPENDITURES REALIGNMENT						2000000
REALIGNMENT OF ADMINISTRATIVE						
EXPENDITURES - DEDUCT						2000200

Lease Purchase category in the General Appropriation Act without input or budget requests from the agencies. The funds transferred for PD 16 were insufficient for the annual amount of the lease payment for the postage machine. A 5% transfer had to be processed each year to provide sufficient funds to pay the lease amount. The FY 15-16 General Appropriations Act annualized the 5% transfer so the funds were appropriated in the correct category. As of June 30, 2016, \$3.00 was reverted from the lease purchase category, as there is no other way to spend the funds than for the postage machine lease, which is \$3.00 less than the appropriated amount.

This request is to move the \$3.00 from Lease Purchase category #105281 to Public Defender Operations category #103226. Please see corresponding issue 2000100 for the "Add" portion of this request.

WORKLOAD						3000000
RAPID INTERVENTION						3000160
SALARY RATE						000000
SALARY RATE.....	60,000				60,000-	
=====						
SALARIES AND BENEFITS						010000
GENERAL REVENUE FUND	-STATE	1.00	151,016		1.00-	151,016- 1000 1
=====						
SPECIAL CATEGORIES						100000
PUBLIC DEFENDER OPERATIONS						103226
GENERAL REVENUE FUND	-STATE		9,346			9,346- 1000 1
=====						
TOTAL: RAPID INTERVENTION						3000160
TOTAL POSITIONS.....	1.00				1.00-	
TOTAL ISSUE.....		160,362				160,362-
TOTAL SALARY RATE.....	60,000				60,000-	
=====						

	COL A12	COL A14	COL A15	COL A16	COL A14-A12	
					AGY AMD REQ	
					FY 2017-18	
					OVER(UNDER)	
	AGY FIN REQ	AGY AMD REQ	AGY AMD N/R	AGY AMD ANZ	AGY FIN REQ	
	FY 2017-18	FY 2017-18	FY 2017-18	FY 2017-18	FY 2017-18	
	POS	AMOUNT	POS	AMOUNT	POS	AMOUNT
						CODES
JUSTICE ADMINISTRATION						21000000
PUBLIC DEFENDERS						21600000
PGM: PD-16TH JUD CIRCUIT						21601600
PUBLIC PROTECTION						12
LEGAL REPRESENTATION						1203.00.00.00
WORKLOAD						3000000
RAPID INTERVENTION						3000160

AGENCY ISSUE NARRATIVE:
 2017-2018 BUDGET YEAR NARRATIVE:

IT COMPONENT? NO

Veterans Specialist

Many public defender clients not only in the 16th circuit, but statewide, are experiencing an increasing number of veterans being arrested for a variety of reasons, but mainly due to being homeless with mental health issues. Experience in dealing with these clients has shown that providing them the assistance they need to receive their veterans benefits has very positive results. Assistant Public Defenders handling a full caseload of criminal cases cannot devote the time, attention or expertise to assist veterans in getting the help they need.

In order to better manage the veteran clients, the office requests funding for a full time salaried attorney position to be the Veterans Specialist Attorney. Addressing these needs could potentially lower the local jail population and reduce the homeless population.

That attorney would do the following:

- Handle all veterans cases for the office
- Provide a liaison with the Monroe County Veteran's Affairs and Social Services Agency, the jail, for the many clients who are veterans.
- Advise and recommend disposition/treatment options to the courts for clients who are veterans.

The request is for salary and benefits funding from General Revenue for an Assistant Public Defender position at a rate of \$60,000 plus benefits and Operating expenditures budget of \$4,673 (\$2,777 non-recurring) as per Modified Standard #3 for the Key West office. The increased salary request is required because the position needs to be filled with an experienced and dedicated attorney. This position would provide expeditious disposition of cases and those clients with the highest need of services.

Mental Health Specialist

Many public defender clients not only in the 16th circuit, but statewide, are plagued with a wide range of mental health issues which may affect the course of their criminal cases. Assistant Public Defenders handling a full caseload of criminal cases cannot devote the time, attention or expertise to the complications of the mental health conditions of their clients.

In order to better manage the cases with overriding mental health issues, as well as the involuntary commitment cases, the office requests funding for a full time salaried attorney position to be the Mental Health Specialist Attorney.

COL A12	COL A14	COL A15	COL A16	COL A14-A12	CODES
AGY FIN REQ FY 2017-18 POS AMOUNT	AGY AMD REQ FY 2017-18 POS AMOUNT	AGY AMD N/R FY 2017-18 POS AMOUNT	AGY AMD ANZ FY 2017-18 POS AMOUNT	AGY AMD REQ FY 2017-18 OVER(UNDER) AGY FIN REQ FY 2017-18 POS AMOUNT	
JUSTICE ADMINISTRATION					21000000
PUBLIC DEFENDERS					21600000
PGM: PD-16TH JUD CIRCUIT					21601600
PUBLIC PROTECTION					12
LEGAL REPRESENTATION					1203.00.00.00
WORKLOAD					3000000
RAPID INTERVENTION					3000160

POSITION DETAIL OF SALARIES AND BENEFITS:

FTE	BASE RATE	ADDITIVES	BENEFITS	SUBTOTAL	LAPSE %	LAPSED SALARIES AND BENEFITS
A12 - AGY FIN REQ FY 2017-18						
NEW POSITIONS						
5901 ASST PUBLIC DEFENDER N0001 001	1.00	60,000		31,016	91,016 0.00	91,016
TOTALS FOR ISSUE BY FUND						91,016
1000 GENERAL REVENUE FUND	1.00	60,000		31,016	91,016	91,016

HUMAN RESOURCE DEVELOPMENT (TRAINING AND EDUCATION)						3800000
EMPLOYEE CONTINUING EDUCATION						3800130
SPECIAL CATEGORIES						100000
PUBLIC DEFENDER OPERATIONS						103226
INDIGENT CRIM DEFENSE TF -STATE	14,740	14,740				2974 1

AGENCY ISSUE NARRATIVE:

2017-2018 BUDGET YEAR NARRATIVE:

IT COMPONENT? NO

Funding for costs of training and travel Assistant Public Defender to maintain continuing legal education credits. The Florida Public Defender Association hosts six training programs a year where Assistant Public Defenders earn Continuing Legal Education credits. The 16th circuit is located 150 miles from the nearest city (Miami) making travel by car or air very expensive for staff to travel to the training sites. FPDA registration fees are significantly less than other CLE

	COL A12	COL A14	COL A15	COL A16	COL A14-A12	
	AGY FIN REQ	AGY AMD REQ	AGY AMD N/R	AGY AMD ANZ	AGY AMD REQ	
	FY 2017-18	FY 2017-18	FY 2017-18	FY 2017-18	FY 2017-18	
	POS	AMOUNT	POS	AMOUNT	POS	AMOUNT
						CODES
JUSTICE ADMINISTRATION						21000000
PUBLIC DEFENDERS						21600000
PGM: PD-16TH JUD CIRCUIT						21601600
PUBLIC PROTECTION						12
LEGAL REPRESENTATION						1203.00.00.00
HUMAN RESOURCE DEVELOPMENT						3800000
(TRAINING AND EDUCATION)						3800130
EMPLOYEE CONTINUING EDUCATION						

providers, making it the most cost efficient provider.

CLE credits run in 3 year cycles, therefore groups of 4-5 Assistant Public Defenders must attend at a time. For example, if the closest training site is in Miami, Fl and the office had to send 5 Assistant Public Defender's the cost would be, \$275.00 per attorney for registration fees. (\$275 x 5= \$1375.00) Hotel costs of \$109 per night for 3 nights, (\$109 x 3= \$327 x 5= \$1635.00) Plus per diem at \$36 per day, per employee(\$36 x 3= \$108 x 5= \$540.00) The cost of mileage if all 5 APD's carpoled would be .445 per mile, (.445 x 300 miles = \$135.00), for a total of \$3,685. This is an example of most cost efficient travel to a Florida Public Defender Association training. Most programs are held at locations around central Florida, therefore the mileage costs would be considerably more expensive than this example. While the lowest cost of the training would be \$3685.00, on average the Public Defender's Office of the 16th Circuit attends (4) trainings per year which is an annual cost of \$14,740.00. With extremely limited general revenue operations funding, the cost of sending attorneys to training sessions is a large drain on the budget, therefore the Public Defender 16th Circuit requests:

\$14,740 PD Operations

This issue will impact all the criminal and civil investigative and trial activities.

OTHER PROGRAMS						4200000
MENTAL HEALTH, VETERANS AND DRUG						
COURT STAFFING						4200350
SALARY RATE						000000
SALARY RATE.....		60,000			60,000	
	=====	=====	=====	=====	=====	=====
SALARIES AND BENEFITS						010000
GENERAL REVENUE FUND		1.00			1.00	
-STATE			182,032			182,032
	=====	=====	=====	=====	=====	=====
						1000 1

	COL A12	COL A14	COL A15	COL A16	COL A14-A12	
	AGY FIN REQ	AGY AMD REQ	AGY AMD N/R	AGY AMD ANZ	AGY FIN REQ	
	FY 2017-18	FY 2017-18	FY 2017-18	FY 2017-18	FY 2017-18	
	POS	AMOUNT	POS	AMOUNT	POS	AMOUNT
JUSTICE ADMINISTRATION						21000000
PUBLIC DEFENDERS						21600000
PGM: PD-16TH JUD CIRCUIT						21601600
PUBLIC PROTECTION						12
LEGAL REPRESENTATION						1203.00.00.00
OTHER PROGRAMS						4200000
MENTAL HEALTH, VETERANS AND DRUG						
COURT STAFFING						4200350
SPECIAL CATEGORIES						100000
PUBLIC DEFENDER OPERATIONS						103226
GENERAL REVENUE FUND -STATE		9,346		5,554		9,346
TOTAL: MENTAL HEALTH, VETERANS AND DRUG						4200350
COURT STAFFING						
TOTAL POSITIONS.....		1.00				1.00
TOTAL ISSUE.....		191,378		5,554		191,378
TOTAL SALARY RATE.....		60,000				60,000

AGENCY ISSUE NARRATIVE:

2017-2018 BUDGET YEAR NARRATIVE: IT COMPONENT? NO

Amended 2017-18 Narrative after February 2, 2017

Veterans Specialist

Many public defender clients not only in the 16th circuit, but statewide, are experiencing an increasing number of veterans being arrested for a variety of reasons, but mainly due to being homeless with mental health issues. Experience in dealing with these clients has shown that providing them the assistance they need to receive their veterans benefits has very positive results. Assistant Public Defenders handling a full caseload of criminal cases cannot devote the time, attention or expertise to assist veterans in getting the help they need.

In order to better manage the veteran clients, the office requests funding for a full time salaried attorney position to be the Veterans Specialist Attorney. Addressing these needs could potentially lower the local jail population and reduce the homeless population.

That attorney would do the following:

- Handle all veterans cases for the office
- Provide a liaison with the Monroe County Veteran's Affairs and Social Services Agency, the jail, for the many clients who are veterans.
- Advise and recommend disposition/treatment options to the courts for clients who are veterans.

COL A12		COL A14		COL A15		COL A16		COL A14-A12		CODES
AGY FIN REQ FY 2017-18	POS AMOUNT	AGY AMD REQ FY 2017-18	POS AMOUNT	AGY AMD N/R FY 2017-18	POS AMOUNT	AGY AMD ANZ FY 2017-18	POS AMOUNT	AGY AMD REQ FY 2017-18 OVER(UNDER)	AGY FIN REQ FY 2017-18	
JUSTICE ADMINISTRATION										21000000
PUBLIC DEFENDERS										21600000
PGM: PD-16TH JUD CIRCUIT										21601600
PUBLIC PROTECTION										12
LEGAL REPRESENTATION										1203.00.00.00
OTHER PROGRAMS										4200000
MENTAL HEALTH, VETERANS AND DRUG										
COURT STAFFING										4200350

The request is for Salaries and Benefits funding from General Revenue for 1.0 FTE (an Assistant Public Defender position) at a rate of 60,000 and Operations budget of \$4,673 (\$2,777 non-recurring) as per Modified Standard #3 Expense Package for the Key West office. The request is required because the position needs to be filled with an experienced and dedicated attorney. This position would provide expeditious disposition of cases and those clients with the highest need of services.

Mental Health Specialist

Many public defender clients not only in the 16th circuit, but statewide, are plagued with a wide range of mental health issues which may affect the course of their criminal cases. Assistant Public Defenders handling a full caseload of criminal cases cannot devote the time, attention or expertise to the complications of the mental health conditions of their clients.

In order to better manage the cases with overriding mental health issues, as well as the involuntary commitment cases, the office requests funding for a full time salaried attorney position to be the Mental Health Specialist Attorney. Addressing these needs could potentially lower the local jail population and divert mental health problems that lead to prison admissions.

That attorney would do the following:

- Handle all involuntary commitment cases for the office
- Provide a liaison with the Monroe County Veteran's Affairs and Social Services Agency, the jail, for the many clients who have mental health issues, especially veterans and the elderly.
- Provide expert insight into mental health issues which adversely impact the criminal cases handled by other attorneys in the office.
- Advise and recommend disposition/treatment options to the courts for clients with mental health.

The request is for Salaries and Benefits funding only, from General Revenue for an existing Assistant Public Defender position at a rate of 60,000 and Operations budget of \$4,673 (\$2,777 non-recurring) as per Modified Standard #3 Expense Package for the Key West office. The increased salary request is required because the position needs to be filled with an experienced and dedicated attorney.

There is no Full Time Equivalent (FTE) or salary rate being requested; only Salaries and Benefits funding is requested to fill an existing position. This position will provide expeditious disposition of cases and those clients with the highest need of services.

	COL A12	COL A14	COL A15	COL A16	COL A14-A12	
	AGY FIN REQ	AGY AMD REQ	AGY AMD N/R	AGY AMD ANZ	AGY AMD REQ	
	FY 2017-18	FY 2017-18	FY 2017-18	FY 2017-18	FY 2017-18	
	POS	AMOUNT	POS	AMOUNT	POS	AMOUNT
						CODES
JUSTICE ADMINISTRATION						21000000
PUBLIC DEFENDERS						21600000
PGM: PD-16TH JUD CIRCUIT						21601600
PUBLIC PROTECTION						12
LEGAL REPRESENTATION						1203.00.00.00
OTHER PROGRAMS						4200000
MENTAL HEALTH, VETERANS AND DRUG						
COURT STAFFING						4200350

Summary: This is a new issue. Issue 3000160 has been moved to this issue code.

POSITION DETAIL OF SALARIES AND BENEFITS:

	FTE	BASE RATE	ADDITIVES	BENEFITS	SUBTOTAL	LAPSE %	LAPSED SALARIES AND BENEFITS
A14 - AGY AMD REQ FY 2017-18							
CHANGES TO CURRENTLY AUTHORIZED POSITIONS							
OTHER SALARY AMOUNT							
1000 GENERAL REVENUE FUND							91,016
							91,016
							=====
NEW POSITIONS							
5901 ASST PUBLIC DEFENDER							
N0001 001	1.00	60,000		31,016	91,016	0.00	91,016
TOTALS FOR ISSUE BY FUND							
1000 GENERAL REVENUE FUND							91,016
	1.00	60,000		31,016	91,016		91,016
							=====

	COL A12	COL A14	COL A15	COL A16	COL A14-A12	
					AGY AMD REQ	
					FY 2017-18	
					OVER(UNDER)	
	AGY FIN REQ	AGY AMD REQ	AGY AMD N/R	AGY AMD ANZ	AGY FIN REQ	
	FY 2017-18	FY 2017-18	FY 2017-18	FY 2017-18	FY 2017-18	
POS	AMOUNT	POS	AMOUNT	POS	AMOUNT	POS
						AMOUNT
						CODES
JUSTICE ADMINISTRATION						21000000
PUBLIC DEFENDERS						21600000
PGM: PD-16TH JUD CIRCUIT						21601600
PUBLIC PROTECTION						12
LEGAL REPRESENTATION						1203.00.00.00
TOTAL: LEGAL REPRESENTATION						1203.00.00.00
BY FUND TYPE						
GENERAL REVENUE FUND	160,362	191,378	5,554		31,016	1000
TRUST FUNDS	14,740	14,740				2000
TOTAL POSITIONS.....	1.00	1.00				
TOTAL PROG COMP.....	175,102	206,118	5,554		31,016	
TOTAL SALARY RATE.....	60,000	60,000				

	COL A12	COL A14	COL A15	COL A16	COL A14-A12	
	AGY FIN REQ	AGY AMD REQ	AGY AMD N/R	AGY AMD ANZ	AGY AMD REQ	
	FY 2017-18	FY 2017-18	FY 2017-18	FY 2017-18	FY 2017-18	
	POS	AMOUNT	POS	AMOUNT	POS	AMOUNT
						CODES
JUSTICE ADMINISTRATION						21000000
PUBLIC DEFENDERS						21600000
PGM: PD-17TH JUD CIRCUIT						21601700
PUBLIC PROTECTION						12
LEGAL REPRESENTATION						1203.00.00.00
ESTIMATED EXPENDITURES REALIGNMENT						2000000
REALIGNMENT OF ADMINISTRATIVE						
EXPENDITURES - ADD						2000100
SALARIES AND BENEFITS						010000
GENERAL REVENUE FUND -STATE	332,254	332,254				1000 1

AGENCY ISSUE NARRATIVE:

2017-2018 BUDGET YEAR NARRATIVE: IT COMPONENT? NO
 This issue requests the transfer of budget between appropriation categories with the intent of more accurately aligning the budget with anticipated expenditure needs and reducing the need for 5% or \$250,000 budget amendments. The Public Defender 17th Judicial Circuit requests budget authority be increased in the General Revenue Salaries and Benefits category (010000) by \$332,254 and decreased accordingly in the General Revenue Other Personal Services category (030000) and Operations Category (103226).

Please see corresponding issue code 2000200 Realignment of Administrative Expenditures - Deduct.

POSITION DETAIL OF SALARIES AND BENEFITS:

	FTE	BASE RATE	ADDITIVES	BENEFITS	SUBTOTAL	LAPSE %	LAPSED SALARIES AND BENEFITS
A12 - AGY FIN REQ FY 2017-18							
CHANGES TO CURRENTLY AUTHORIZED POSITIONS							
OTHER SALARY AMOUNT							
1000 GENERAL REVENUE FUND							332,254
							332,254

COL A12		COL A14		COL A15		COL A16		COL A14-A12		CODES
AGY FIN REQ FY 2017-18	POS AMOUNT	AGY AMD REQ FY 2017-18	POS AMOUNT	AGY AMD N/R FY 2017-18	POS AMOUNT	AGY AMD ANZ FY 2017-18	POS AMOUNT	AGY AMD REQ FY 2017-18 OVER(UNDER)	AGY FIN REQ FY 2017-18	

JUSTICE ADMINISTRATION 21000000
 PUBLIC DEFENDERS 21600000
 PGM: PD-17TH JUD CIRCUIT 21601700
 PUBLIC PROTECTION 12
 LEGAL REPRESENTATION 1203.00.00.00
 ESTIMATED EXPENDITURES REALIGNMENT 2000000
 REALIGNMENT OF ADMINISTRATIVE
 EXPENDITURES - ADD 2000100

POSITION DETAIL OF SALARIES AND BENEFITS:

FTE	BASE RATE	ADDITIVES	BENEFITS	SUBTOTAL	LAPSE %	LAPSED SALARIES AND BENEFITS
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A14 - AGY AMD REQ FY 2017-18

CHANGES TO CURRENTLY AUTHORIZED POSITIONS
 OTHER SALARY AMOUNT
 1000 GENERAL REVENUE FUND

332,254

 332,254
 =====

REALIGNMENT OF ADMINISTRATIVE EXPENDITURES - DEDUCT 2000200
 OTHER PERSONAL SERVICES 030000
 GENERAL REVENUE FUND -STATE 82,254- 82,254- 1000 1
 =====
 SPECIAL CATEGORIES 100000
 PUBLIC DEFENDER OPERATIONS 103226
 GENERAL REVENUE FUND -STATE 250,000- 250,000- 1000 1
 =====
 TOTAL: REALIGNMENT OF ADMINISTRATIVE EXPENDITURES - DEDUCT 2000200
 TOTAL ISSUE..... 332,254- 332,254-
 =====

	COL A12	COL A14	COL A15	COL A16	COL A14-A12	
	AGY FIN REQ	AGY AMD REQ	AGY AMD N/R	AGY AMD ANZ	AGY AMD REQ	
	FY 2017-18	FY 2017-18	FY 2017-18	FY 2017-18	FY 2017-18	
	POS	AMOUNT	POS	AMOUNT	POS	AMOUNT
						CODES
JUSTICE ADMINISTRATION						21000000
PUBLIC DEFENDERS						21600000
PGM: PD-17TH JUD CIRCUIT						21601700
PUBLIC PROTECTION						12
LEGAL REPRESENTATION						1203.00.00.00
ESTIMATED EXPENDITURES REALIGNMENT						2000000
REALIGNMENT OF ADMINISTRATIVE						
EXPENDITURES - DEDUCT						2000200

AGENCY ISSUE NARRATIVE:

2017-2018 BUDGET YEAR NARRATIVE: IT COMPONENT? NO

This issue requests the transfer of budget between appropriation categories with the intent of more accurately aligning the budget with anticipated expenditure needs and reducing the need for 5% or \$250,000 budget amendments. The Public Defender 17th Judicial Circuit requests budget authority be increased in the General Revenue Salaries and Benefits category (010000) by \$332,254 and decreased accordingly in the General Revenue PD Other Personal Services category (030000) and Operations Category (103226).

Please see corresponding issue code 2000100 Realignment of Administrative Expenditures - Add.

WORKLOAD						3000000
RAPID INTERVENTION						3000160
SALARY RATE						000000
SALARY RATE.....	200,000	200,000				
SALARIES AND BENEFITS						010000
GENERAL REVENUE FUND -STATE	5.00 314,033	5.00 314,033				1000 1
SPECIAL CATEGORIES						100000
PUBLIC DEFENDER OPERATIONS						103226
GENERAL REVENUE FUND -STATE	21,306	21,306	13,424			1000 1
TOTAL: RAPID INTERVENTION						3000160
TOTAL POSITIONS.....	5.00	5.00				
TOTAL ISSUE.....	335,339	335,339	13,424			
TOTAL SALARY RATE.....	200,000	200,000				

	COL A12	COL A14	COL A15	COL A16	COL A14-A12	
	AGY FIN REQ	AGY AMD REQ	AGY AMD N/R	AGY AMD ANZ	AGY AMD REQ	
	FY 2017-18	FY 2017-18	FY 2017-18	FY 2017-18	FY 2017-18	
	POS	AMOUNT	POS	AMOUNT	POS	AMOUNT
						CODES
JUSTICE ADMINISTRATION						21000000
PUBLIC DEFENDERS						21600000
PGM: PD-17TH JUD CIRCUIT						21601700
PUBLIC PROTECTION						12
LEGAL REPRESENTATION						1203.00.00.00
WORKLOAD						3000000
RAPID INTERVENTION						3000160

AGENCY ISSUE NARRATIVE:

2017-2018 BUDGET YEAR NARRATIVE: IT COMPONENT? NO

The Public Defender has implemented an Early Case Resolution Program in Broward County as a cost savings measure, to expedite cases and alleviate overcrowding at the county jail. The division personnel will investigate whether a case can be resolved at the very earliest stages of the trial process. Early disposition will ease pressure on the state court system and reduce overall due process costs for this circuit.

This division requires 3 experienced felony attorneys, one legal assistant and one investigator position. The salary rate requested for the Assistant Public Defenders (3 @ 45,000 each) will be required to hire attorneys at the level of experience needed. Salaries for the investigator and legal assistant positions are requested at the \$40,000 and \$25,000 respectively. Public Defender Operating Expenditures budget of \$21,306 (\$13,424 non-recurring) is requested to establish the positions as per Standard # 3, modified for Public Defenders.

This issue will impact all our Civil and Criminal Investigative Services and Civil and Criminal Trial Indigent Defense activities, in that the Early Case Resolution Division will be used to expedite both criminal and civil cases.

POSITION DETAIL OF SALARIES AND BENEFITS:

	FTE	BASE RATE	ADDITIVES	BENEFITS	SUBTOTAL	LAPSE %	LAPSED SALARIES AND BENEFITS
A12 - AGY FIN REQ FY 2017-18							
NEW POSITIONS							
5131 LEGAL ASSISTANT I							
N0001 001	1.00	25,000		15,983	40,983	0.00	40,983
5661 INVESTIGATOR I							
N0002 001	1.00	40,000		18,258	58,258	0.00	58,258
5901 ASST PUBLIC DEFENDER							
N0003 001	3.00	135,000		79,792	214,792	0.00	214,792

COL A12		COL A14		COL A15		COL A16		COL A14-A12		CODES
AGY FIN REQ FY 2017-18	POS AMOUNT	AGY AMD REQ FY 2017-18	POS AMOUNT	AGY AMD N/R FY 2017-18	POS AMOUNT	AGY AMD ANZ FY 2017-18	POS AMOUNT	AGY AMD REQ FY 2017-18 OVER(UNDER)	AGY FIN REQ FY 2017-18	

JUSTICE ADMINISTRATION										21000000
PUBLIC DEFENDERS										21600000
PGM: PD-17TH JUD CIRCUIT										21601700
PUBLIC PROTECTION										12
LEGAL REPRESENTATION										1203.00.00.00
WORKLOAD										3000000
RAPID INTERVENTION										3000160

POSITION DETAIL OF SALARIES AND BENEFITS:

FTE	BASE RATE	ADDITIVES	BENEFITS	SUBTOTAL	LAPSE %	LAPSED SALARIES AND BENEFITS
A12 - AGY FIN REQ FY 2017-18						
NEW POSITIONS						
TOTALS FOR ISSUE BY FUND						
1000 GENERAL REVENUE FUND						
5.00	200,000		114,033	314,033		314,033

A14 - AGY AMD REQ FY 2017-18

NEW POSITIONS						
5131 LEGAL ASSISTANT I						
N0001 001	1.00	25,000	15,983	40,983	0.00	40,983
5661 INVESTIGATOR I						
N0002 001	1.00	40,000	18,258	58,258	0.00	58,258
5901 ASST PUBLIC DEFENDER						
N0003 001	3.00	135,000	79,792	214,792	0.00	214,792
TOTALS FOR ISSUE BY FUND						
1000 GENERAL REVENUE FUND						
5.00	200,000		114,033	314,033		314,033

	COL A12	COL A14	COL A15	COL A16	COL A14-A12	
	AGY FIN REQ FY 2017-18	AGY AMD REQ FY 2017-18	AGY AMD N/R FY 2017-18	AGY AMD ANZ FY 2017-18	AGY AMD REQ FY 2017-18	AGY FIN REQ FY 2017-18
	POS AMOUNT	POS AMOUNT	POS AMOUNT	POS AMOUNT	POS AMOUNT	POS AMOUNT
	=====	=====	=====	=====	=====	=====
JUSTICE ADMINISTRATION						21000000
PUBLIC DEFENDERS						21600000
PGM: PD-17TH JUD CIRCUIT						21601700
PUBLIC PROTECTION						12
LEGAL REPRESENTATION						1203.00.00.00
WORKLOAD						3000000
IMPLEMENTATION OF JUVENILE DIRECT						
FILE						3000310
SALARY RATE						000000
SALARY RATE.....	85,000				85,000-	
	=====	=====	=====	=====	=====	=====
SALARIES AND BENEFITS						010000
GENERAL REVENUE FUND -STATE	2.00 131,999	2.00 131,999				1000 1
	=====	=====	=====	=====	=====	=====
SPECIAL CATEGORIES						100000
PUBLIC DEFENDER OPERATIONS						103226
GENERAL REVENUE FUND -STATE	8,178	8,178	5,188			1000 1
	=====	=====	=====	=====	=====	=====
TOTAL: IMPLEMENTATION OF JUVENILE DIRECT						3000310
FILE						
TOTAL POSITIONS.....	2.00	2.00				
TOTAL ISSUE.....	140,177	140,177	5,188			
TOTAL SALARY RATE.....	85,000				85,000-	
	=====	=====	=====	=====	=====	=====

AGENCY ISSUE NARRATIVE:

2017-2018 BUDGET YEAR NARRATIVE:

IT COMPONENT? NO

If a juvenile is charged with certain felony offenses, his or her case may be transferred to the adult criminal division where the juvenile will be prosecuted in the same way as adults charged with law violations. The Public Defender in the Seventeenth Judicial Circuit needs two positions in order to represent indigent clients in Juvenile Direct file cases. This agency needs the FTE, and Salary and Benefit dollars in order to fill these two positions. This office has the rate but needs the Salary and Benefits and FTE. The Salary request is \$85,000 plus benefits and \$8,071 in operational costs.

Amended 2017-18 Narrative after February 2, 2017

Summary: this issue has been revised to exclude the original rate request of 85,000. Per the original narrative, this agency has sufficient salary rate and only requires two Full Time Equivalent (FTE) and budget authority in Salaries and

	COL A12	COL A14	COL A15	COL A16	COL A14-A12	
					AGY AMD REQ	
					FY 2017-18	
					OVER(UNDER)	
	AGY FIN REQ	AGY AMD REQ	AGY AMD N/R	AGY AMD ANZ	AGY FIN REQ	
	FY 2017-18	FY 2017-18	FY 2017-18	FY 2017-18	FY 2017-18	
POS	AMOUNT	POS	AMOUNT	POS	AMOUNT	CODES
JUSTICE ADMINISTRATION						21000000
PUBLIC DEFENDERS						21600000
PGM: PD-17TH JUD CIRCUIT						21601700
PUBLIC PROTECTION						12
LEGAL REPRESENTATION						<u>1203.00.00.00</u>
WORKLOAD						3000000
IMPLEMENTATION OF JUVENILE DIRECT						
FILE						3000310

Benefits and Operational costs.

POSITION DETAIL OF SALARIES AND BENEFITS:

	FTE	BASE RATE	ADDITIVES	BENEFITS	SUBTOTAL	LAPSE %	LAPSED SALARIES AND BENEFITS
A12 - AGY FIN REQ FY 2017-18							
NEW POSITIONS							
5131 LEGAL ASSISTANT I							
N0002 001	1.00	25,000		15,983	40,983	0.00	40,983
5901 ASST PUBLIC DEFENDER							
N0001 001	1.00	60,000		31,016	91,016	0.00	91,016
TOTALS FOR ISSUE BY FUND							
1000 GENERAL REVENUE FUND							131,999
	2.00	85,000		46,999	131,999		131,999

COL A12		COL A14		COL A15		COL A16		COL A14-A12		CODES
AGY FIN REQ FY 2017-18	POS	AGY AMD REQ FY 2017-18	POS	AGY AMD N/R FY 2017-18	POS	AGY AMD ANZ FY 2017-18	POS	AGY AMD REQ FY 2017-18 OVER(UNDER)	AGY FIN REQ FY 2017-18	
AMOUNT		AMOUNT		AMOUNT		AMOUNT		AMOUNT	AMOUNT	

JUSTICE ADMINISTRATION 21000000
 PUBLIC DEFENDERS 21600000
 PGM: PD-17TH JUD CIRCUIT 21601700
 PUBLIC PROTECTION 12
 LEGAL REPRESENTATION 1203.00.00.00
 WORKLOAD 3000000
 IMPLEMENTATION OF JUVENILE DIRECT
 FILE 3000310

POSITION DETAIL OF SALARIES AND BENEFITS:

FTE	BASE RATE	ADDITIVES	BENEFITS	SUBTOTAL	LAPSE %	LAPSED SALARIES AND BENEFITS
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A14 - AGY AMD REQ FY 2017-18

CHANGES TO CURRENTLY AUTHORIZED POSITIONS
 OTHER SALARY AMOUNT
 1000 GENERAL REVENUE FUND

131,999
 131,999
 =====

A14 - AGY AMD REQ FY 2017-18

NEW POSITIONS
 P101 PROPOSED CLASS CODE
 N0001 001

2.00 0.00

TOTALS FOR ISSUE BY FUND

2.00
 =====

	COL A12	COL A14	COL A15	COL A16	COL A14-A12	
	AGY FIN REQ	AGY AMD REQ	AGY AMD N/R	AGY AMD ANZ	AGY AMD REQ	
	FY 2017-18	FY 2017-18	FY 2017-18	FY 2017-18	FY 2017-18	
	POS	AMOUNT	POS	AMOUNT	POS	AMOUNT
						CODES
JUSTICE ADMINISTRATION						21000000
PUBLIC DEFENDERS						21600000
PGM: PD-17TH JUD CIRCUIT						21601700
PUBLIC PROTECTION						12
LEGAL REPRESENTATION						1203.00.00.00
WORKLOAD						3000000
ENHANCED OTHER PERSONAL SERVICES						3000640
OTHER PERSONAL SERVICES						030000
GENERAL REVENUE FUND -STATE	72,000	72,000				1000 1

AGENCY ISSUE NARRATIVE:						
2017-2018 BUDGET YEAR NARRATIVE: IT COMPONENT? NO						
The Public Defender 17th Judicial Circuit has not had an increase in over 15 years in this category. Our office utilizes our intern program to screen potential new hires. The costs associated with this program total annually as follows:						
20 Certified Legal Interns @ \$15.00 per hour for a total of 30 hours per week for 8 weeks before receiving bar results totaling \$72,000						

VETERANS COURT SERVICES DIVISION						3004600
SALARY RATE						000000
SALARY RATE.....	75,000				75,000-	
=====						
SALARIES AND BENEFITS						010000
GENERAL REVENUE FUND -STATE	2.00				2.00-	
GENERAL REVENUE FUND -STATE	119,053				119,053-	1000 1
=====						
SPECIAL CATEGORIES						100000
PUBLIC DEFENDER OPERATIONS						103226
GENERAL REVENUE FUND -STATE	8,178				8,178-	1000 1
=====						
TOTAL: VETERANS COURT SERVICES DIVISION						3004600
TOTAL POSITIONS.....	2.00				2.00-	
TOTAL ISSUE.....	127,231				127,231-	
TOTAL SALARY RATE.....	75,000				75,000-	
=====						

COL A12		COL A14		COL A15		COL A16		COL A14-A12		CODES
AGY FIN REQ FY 2017-18 POS	AMOUNT	AGY AMD REQ FY 2017-18 POS	AMOUNT	AGY AMD N/R FY 2017-18 POS	AMOUNT	AGY AMD ANZ FY 2017-18 POS	AMOUNT	AGY AMD REQ FY 2017-18 POS	AMOUNT	
JUSTICE ADMINISTRATION										21000000
PUBLIC DEFENDERS										21600000
PGM: PD-17TH JUD CIRCUIT										21601700
PUBLIC PROTECTION										12
LEGAL REPRESENTATION										1203.00.00.00
WORKLOAD										3000000
VETERANS COURT SERVICES DIVISION										3004600

AGENCY ISSUE NARRATIVE:

2017-2018 BUDGET YEAR NARRATIVE: IT COMPONENT? NO

The Public Defender in the Seventeenth Judicial Circuit needs two positions in order to represent indigent clients in Veteran's Treatment Court cases. This agency needs the FTE, and Salary and Benefit dollars in order to fill these two positions. This office has the rate but needs the dollars and FTE. Beginning in July 2015, this program includes a veterans treatment court counsel in Broward County who informs the veterans treatment court participant of the requirements of the drug court, preserve the rights of the client, advocate for fair and equal treatment of the client, participates in team meetings and attends non-adversarial court proceedings. This program allows veterans to participate in the Veteran's Administration rehabilitation programs for alcohol and substance abuse, and psychological programs for post-traumatic stress syndrome, bi-polar disorder, schizophrenia, and co-occurring disorders (dual diagnosis). The completion of these programs and the payment of victim restitution will be in lieu of criminal prosecution.

Amended 2017-18 Narrative after February 2, 2017

Summary: This issue has been deleted and moved to issue code 4200350.

POSITION DETAIL OF SALARIES AND BENEFITS:

	FTE	BASE RATE	ADDITIVES	BENEFITS	SUBTOTAL	LAPSE %	LAPSED SALARIES AND BENEFITS
A12 - AGY FIN REQ FY 2017-18							
NEW POSITIONS							
5131 LEGAL ASSISTANT I							
N0002 001	1.00	25,000		15,983	40,983	0.00	40,983
5901 ASST PUBLIC DEFENDER							
N0001 001	1.00	50,000		28,070	78,070	0.00	78,070

	COL A12	COL A14	COL A15	COL A16	COL A14-A12	
					AGY AMD REQ	
					FY 2017-18	
					OVER(UNDER)	
	AGY FIN REQ	AGY AMD REQ	AGY AMD N/R	AGY AMD ANZ	AGY FIN REQ	
	FY 2017-18	FY 2017-18	FY 2017-18	FY 2017-18	FY 2017-18	
POS	AMOUNT	POS	AMOUNT	POS	AMOUNT	POS
						AMOUNT
						CODES
JUSTICE ADMINISTRATION						21000000
PUBLIC DEFENDERS						21600000
PGM: PD-17TH JUD CIRCUIT						21601700
PUBLIC PROTECTION						12
LEGAL REPRESENTATION						1203.00.00.00
WORKLOAD						3000000
VETERANS COURT SERVICES DIVISION						3004600

POSITION DETAIL OF SALARIES AND BENEFITS:

	FTE	BASE RATE	ADDITIVES	BENEFITS	SUBTOTAL	LAPSE %	LAPSED SALARIES AND BENEFITS
A12 - AGY FIN REQ FY 2017-18							
NEW POSITIONS							
TOTALS FOR ISSUE BY FUND							
1000 GENERAL REVENUE FUND							119,053
	2.00	75,000		44,053	119,053		119,053

GRAHAM/MILLER/ATWELL ETCETERA -							
COURT MANDATED JUVENILE							
RESENTENCING							3009000
SALARY RATE							000000
SALARY RATE.....	480,000	480,000					
SALARIES AND BENEFITS							010000
GENERAL REVENUE FUND -STATE	8.00	8.00					1000 1
	709,675	709,675					
SPECIAL CATEGORIES							100000
PUBLIC DEFENDER OPERATIONS							103226
GENERAL REVENUE FUND -STATE	34,816	34,816	21,850				1000 1

	COL A12	COL A14	COL A15	COL A16	COL A14-A12	
					AGY AMD REQ	
					FY 2017-18	
					OVER(UNDER)	
	AGY FIN REQ	AGY AMD REQ	AGY AMD N/R	AGY AMD ANZ	AGY FIN REQ	
	FY 2017-18	FY 2017-18	FY 2017-18	FY 2017-18	FY 2017-18	
POS	AMOUNT	POS	AMOUNT	POS	AMOUNT	CODES
JUSTICE ADMINISTRATION						21000000
PUBLIC DEFENDERS						21600000
PGM: PD-17TH JUD CIRCUIT						21601700
PUBLIC PROTECTION						12
LEGAL REPRESENTATION						1203.00.00.00
WORKLOAD						3000000
GRAHAM/MILLER/ATWELL ETCETERA -						
COURT MANDATED JUVENILE						
RESENTENCING						3009000
TOTAL: GRAHAM/MILLER/ATWELL ETCETERA -						3009000
COURT MANDATED JUVENILE						
RESENTENCING						
TOTAL POSITIONS.....	8.00	8.00				
TOTAL ISSUE.....		744,491	744,491	21,850		
TOTAL SALARY RATE.....	480,000	480,000				

AGENCY ISSUE NARRATIVE:

2017-2018 BUDGET YEAR NARRATIVE:

IT COMPONENT? NO

In March, 2015, the Supreme Court of Florida decided several important cases allowing for resentencing of juveniles sentenced to life or sentenced to a term of years that is equivalent to life. Henry v. State, 160 So.3d 393 (Fla. 2015), Falcon v. State, 162 So. 3d 954 (Fla. 2015) and Gridine v. State, 2015 WL 123954 (March 19, 2015). Essentially the Court ruled that juveniles sentenced to life without parole or the equivalent of life without parole are entitled to individualized resentencing hearings. Further the court held that 921.1401, 921.1402, and 775.082, Florida Statutes (2014) apply retroactively and should govern the resentencing hearings and review hearings that could occur at 15 year and 25 year intervals, depending on the nature of the conviction. A review of local case management data and statewide Department of Corrections records has identified more than 1,700 people who were juveniles when sentenced and who may qualify for re-sentencing under the new statute either now or in the foreseeable future, some of whom have been in prison for more than 20 years. Many of these individuals are immediately entitled to resentencing and/or review. It is also anticipated another important decision will be decided shortly that may allow for resentencing for juveniles sentenced to life under the parole system. See Atwell v. State, 128 So.3d 167 (Fla. 4th DCA 2013)(review granted 160 So.3d 892), which will mean additional clients will be entitled to resentencing. The 17th Judicial Circuit has identified approximately 400 individuals entitled to immediate action.

This issue has significant statewide impact for Public Defenders due to the novelty and complexity of the legal and procedural issues. Florida law requires the Court to look at the following factors in determining the appropriate sentence: (1) the nature and circumstances of the offense; (2) the effect of the crime on the victim's family and community; (3) the defendant's age, maturity, intellectual capacity, and emotional health; (4) the defendant's background; (5) the effect of immaturity, impetuosity, or failure to appreciate risks and consequences on defendant's participation in the offense; (6) the extent of defendant's participation in the offense; (7) the effect of familial pressure or peer pressure on the defendant's actions; (8) the nature and extent of defendant's prior criminal history; (9) the effect of characteristics attributable to defendant's youth; and (10) the possibility of rehabilitating the

COL A12		COL A14		COL A15		COL A16		COL A14-A12		CODES
AGY FIN REQ FY 2017-18	AGY AMD REQ FY 2017-18	AGY AMD REQ FY 2017-18	AGY AMD N/R FY 2017-18	AGY AMD ANZ FY 2017-18	AGY AMD ANZ FY 2017-18	AGY FIN REQ FY 2017-18	AGY FIN REQ FY 2017-18	AGY AMD REQ FY 2017-18	AGY AMD REQ FY 2017-18	
POS	AMOUNT	POS	AMOUNT	POS	AMOUNT	POS	AMOUNT	POS	AMOUNT	
JUSTICE ADMINISTRATION										21000000
PUBLIC DEFENDERS										21600000
PGM: PD-17TH JUD CIRCUIT										21601700
PUBLIC PROTECTION										12
LEGAL REPRESENTATION										<u>1203.00.00.00</u>
WORKLOAD										3000000
GRAHAM/MILLER/ATWELL ETCETERA -										
COURT MANDATED JUVENILE										
RESENTENCING										3009000

defendant s. 921.1401(2). It is, essentially, a de novo review of the original sentence. This is true even in those cases where the then-juvenile entered a voluntary plea to the charges. In order to represent these clients adequately, an entire life history must be gathered, evaluations must be conducted, interviews of family and friends undertaken, records gathered, and interviews with teachers, neighbors, program caseworkers, correctional staff, and other people who may assist in understanding and presenting the client's life story and present information the court must consider in the resentencing.

We have identified a need for 5 experienced attorney and 2 staff members who are capable of handling homicide cases to be dedicated to this specialized work. In addition to the necessary General Revenue funding, there is a need for increased Due Process funding to ensure Public Defenders can re-develop an attorney/client relationship, make extensive client visits, obtain mental evaluations and testimony by expert witnesses, conduct criminal defense and mitigation investigations, obtain records (corrections, mental health, school, medical), and obtain transcripts of prior hearings.

This funding must be recurring; a one-year appropriation will not be sufficient. There are many individuals who qualify, or are expected to soon qualify, for resentencing. The cases are complex and must not be litigated in haste. Additionally, once the initial round of resentencing hearings is complete, there are a number of clients who will be entitled to sentence reviews under 921.1402. Interviews will be undertaken, psychological and sociological evaluations conducted, and history of incarceration and potential and extent of rehabilitation reviewed. Release plans will also have to be designed and proposed to include housing, employment, and other re-entry services.

We are requesting Salaries and Benefits for Assistant Public Defenders and Support Staff. Due to the complex nature of these cases there is a critical need for experienced Capital attorneys. The salary for attorneys with this level of experience is \$75,000. The request is for \$480,000 in Salaries plus Benefits and \$34,541 in recurring operational costs.

COL A12		COL A14		COL A15		COL A16		COL A14-A12		CODES
AGY FIN REQ FY 2017-18	AGY AMD REQ FY 2017-18	AGY AMD N/R FY 2017-18	AGY AMD ANZ FY 2017-18	AGY AMD REQ FY 2017-18	AGY FIN REQ FY 2017-18	AGY AMD REQ FY 2017-18	AGY AMD N/R FY 2017-18	AGY AMD ANZ FY 2017-18	AGY FIN REQ FY 2017-18	
POS	AMOUNT	POS	AMOUNT	POS	AMOUNT	POS	AMOUNT	POS	AMOUNT	

JUSTICE ADMINISTRATION										21000000
PUBLIC DEFENDERS										21600000
PGM: PD-17TH JUD CIRCUIT										21601700
PUBLIC PROTECTION										12
LEGAL REPRESENTATION										1203.00.00.00
WORKLOAD										3000000
GRAHAM/MILLER/ATWELL ETCETERA - COURT MANDATED JUVENILE RESENTENCING										3009000

POSITION DETAIL OF SALARIES AND BENEFITS:

	FTE	BASE RATE	ADDITIVES	BENEFITS	SUBTOTAL	LAPSE %	LAPSED SALARIES AND BENEFITS
A12 - AGY FIN REQ FY 2017-18							
NEW POSITIONS							
5131 LEGAL ASSISTANT I N0002 001	1.00	25,000		15,983	40,983	0.00	40,983
5661 INVESTIGATOR I N0003 001	2.00	80,000		36,516	116,516	0.00	116,516
5901 ASST PUBLIC DEFENDER N0001 001	5.00	375,000		177,176	552,176	0.00	552,176
TOTALS FOR ISSUE BY FUND							
1000 GENERAL REVENUE FUND							709,675
	8.00	480,000		229,675	709,675		709,675

A14 - AGY AMD REQ FY 2017-18

NEW POSITIONS							
5131 LEGAL ASSISTANT I N0002 001	1.00	25,000		15,983	40,983	0.00	40,983
5661 INVESTIGATOR I N0003 001	2.00	80,000		36,516	116,516	0.00	116,516
5901 ASST PUBLIC DEFENDER N0001 001	5.00	375,000		177,176	552,176	0.00	552,176

COL A12		COL A14		COL A15		COL A16		COL A14-A12		CODES
AGY FIN REQ FY 2017-18	AGY AMD REQ FY 2017-18	AGY AMD N/R FY 2017-18	AGY AMD ANZ FY 2017-18	AGY AMD REQ FY 2017-18	AGY FIN REQ FY 2017-18	AGY AMD REQ FY 2017-18	AGY AMD N/R FY 2017-18	AGY AMD ANZ FY 2017-18	AGY AMD REQ FY 2017-18	
POS	AMOUNT	POS	AMOUNT	POS	AMOUNT	POS	AMOUNT	POS	AMOUNT	

JUSTICE ADMINISTRATION 21000000
 PUBLIC DEFENDERS 21600000
 PGM: PD-17TH JUD CIRCUIT 21601700
 PUBLIC PROTECTION 12
 LEGAL REPRESENTATION 1203.00.00.00
 WORKLOAD 3000000
 GRAHAM/MILLER/ATWELL ETCETERA -
 COURT MANDATED JUVENILE
 RESENTENCING 3009000

POSITION DETAIL OF SALARIES AND BENEFITS:

FTE	BASE RATE	ADDITIVES	BENEFITS	SUBTOTAL	LAPSE %	LAPSED SALARIES AND BENEFITS
A14 - AGY AMD REQ FY 2017-18						
NEW POSITIONS						
TOTALS FOR ISSUE BY FUND						
1000 GENERAL REVENUE FUND						709,675
8.00	480,000		229,675	709,675		709,675

PROGRAM OR SERVICE-LEVEL INFORMATION TECHNOLOGY 3630000
 SUPREME COURT MANDATE SC11-399 FOR ELECTRONIC FILING 36301C0
 SALARY RATE 000000
 SALARY RATE..... 225,000 225,000
 SALARIES AND BENEFITS 010000
 GENERAL REVENUE FUND -STATE 9.00 368,843 9.00 368,843 1000 1
 TOTAL: SUPREME COURT MANDATE SC11-399 FOR ELECTRONIC FILING 36301C0
 TOTAL POSITIONS..... 9.00 9.00
 TOTAL ISSUE..... 368,843 368,843
 TOTAL SALARY RATE..... 225,000 225,000

COL A12	COL A14	COL A15	COL A16	COL A14-A12	CODES
AGY FIN REQ FY 2017-18 POS AMOUNT	AGY AMD REQ FY 2017-18 POS AMOUNT	AGY AMD N/R FY 2017-18 POS AMOUNT	AGY AMD ANZ FY 2017-18 POS AMOUNT	AGY AMD REQ FY 2017-18 OVER(UNDER) AGY FIN REQ FY 2017-18 POS AMOUNT	
JUSTICE ADMINISTRATION					21000000
PUBLIC DEFENDERS					21600000
PGM: PD-17TH JUD CIRCUIT					21601700
PUBLIC PROTECTION					12
LEGAL REPRESENTATION					1203.00.00.00
PROGRAM OR SERVICE-LEVEL					
INFORMATION TECHNOLOGY					3630000
SUPREME COURT MANDATE SC11-399					
FOR ELECTRONIC FILING					36301C0

AGENCY ISSUE NARRATIVE:

2017-2018 BUDGET YEAR NARRATIVE: IT COMPONENT? YES

The Public Defender 17th Judicial Circuit is requesting Salaries and Benefit dollars for our E-Filing Department. The recent Florida Supreme Court mandate for e-service and e-filing of criminal court documents places a new workload requirement on Florida's Public Defenders. While it is a certainty that E-filing saves paper and facility storage space, and eventually will save time and potentially eliminate redundancy, it is also true that new procedures will be required to create electronic documents for e-service and e-filing, track and save e-mail filings, and use the statewide e-filing portal currently in development. Proof of e-filing and e-mail receipts from co-counsel, the Clerk, and prosecution will need to be saved into our case management systems and (electronic and/or physical) case files. New methods of auditing e-filings and e-mail receipts will need to be implemented to ensure every pleading, notice, motion, and other court document has electronic proof of e-service and e-filing. The new mandate for e-filing will ultimately provide a savings in office supplies and storage facilities, and should result in new efficiencies. However, to realize these benefits will require additional processes and skills sets in the office.

The Salary expense for 9 automated systems assistants whose responsibilities will include data quality analysis for our case management system is \$225,000 plus benefits.

POSITION DETAIL OF SALARIES AND BENEFITS:

FTE	BASE RATE	ADDITIVES	BENEFITS	SUBTOTAL	LAPSE %	LAPSED SALARIES AND BENEFITS
A12 - AGY FIN REQ FY 2017-18						
NEW POSITIONS						
5441 AUTOMATED SYSTEMS ASSISTANT I						
N0001 001	9.00	225,000	143,843	368,843	0.00	368,843

COL A12		COL A14		COL A15		COL A16		COL A14-A12		CODES
AGY FIN REQ FY 2017-18	POS AMOUNT	AGY AMD REQ FY 2017-18	POS AMOUNT	AGY AMD N/R FY 2017-18	POS AMOUNT	AGY AMD ANZ FY 2017-18	POS AMOUNT	AGY AMD REQ FY 2017-18 OVER(UNDER)	AGY FIN REQ FY 2017-18	

JUSTICE ADMINISTRATION 21000000
 PUBLIC DEFENDERS 21600000
 PGM: PD-17TH JUD CIRCUIT 21601700
 PUBLIC PROTECTION 12
 LEGAL REPRESENTATION 1203.00.00.00
 PROGRAM OR SERVICE-LEVEL
 INFORMATION TECHNOLOGY 3630000
 SUPREME COURT MANDATE SC11-399
 FOR ELECTRONIC FILING 36301C0

POSITION DETAIL OF SALARIES AND BENEFITS:

FTE	BASE RATE	ADDITIVES	BENEFITS	SUBTOTAL	LAPSE %	LAPSED SALARIES AND BENEFITS
A12 - AGY FIN REQ FY 2017-18						
NEW POSITIONS						
TOTALS FOR ISSUE BY FUND						
1000 GENERAL REVENUE FUND						
9.00	225,000		143,843	368,843		368,843

A14 - AGY AMD REQ FY 2017-18						
NEW POSITIONS						
5441 AUTOMATED SYSTEMS ASSISTANT I						
N0001 001						
9.00	225,000		143,843	368,843	0.00	368,843
TOTALS FOR ISSUE BY FUND						
1000 GENERAL REVENUE FUND						
9.00	225,000		143,843	368,843		368,843

	COL A12	COL A14	COL A15	COL A16	COL A14-A12	
					AGY AMD REQ	
					FY 2017-18	
					OVER(UNDER)	
	AGY FIN REQ	AGY AMD REQ	AGY AMD N/R	AGY AMD ANZ	AGY FIN REQ	
	FY 2017-18	FY 2017-18	FY 2017-18	FY 2017-18	FY 2017-18	
POS	AMOUNT	POS	AMOUNT	POS	AMOUNT	POS
						AMOUNT
						CODES
JUSTICE ADMINISTRATION						21000000
PUBLIC DEFENDERS						21600000
PGM: PD-17TH JUD CIRCUIT						21601700
PUBLIC PROTECTION						12
LEGAL REPRESENTATION						1203.00.00.00
HUMAN RESOURCE DEVELOPMENT						3800000
(TRAINING AND EDUCATION)						
FLORIDA BAR TRAINING REQUIREMENTS						3800280
FOR NEW ASSISTANT PUBLIC DEFENDERS						100000
SPECIAL CATEGORIES						103226
PUBLIC DEFENDER OPERATIONS						
GENERAL REVENUE FUND -STATE	24,642	24,642				1000 1

AGENCY ISSUE NARRATIVE:						
2017-2018 BUDGET YEAR NARRATIVE: IT COMPONENT? NO						
We are requesting additional funding in our Operations fund category for continuing employee education. Our registration fees for training in 2015-16 were \$22,402 and we are requesting a 10% increase over and above our previous year spending due to staff increasing from the previous year which totals \$24,642.						

OTHER PROGRAMS						4200000
MENTAL HEALTH, VETERANS AND DRUG						4200350
COURT STAFFING						010000
SALARIES AND BENEFITS		2.00			2.00	
GENERAL REVENUE FUND -STATE		119,053			119,053	1000 1

SPECIAL CATEGORIES						100000
PUBLIC DEFENDER OPERATIONS						103226
GENERAL REVENUE FUND -STATE		8,178	5,188		8,178	1000 1

TOTAL: MENTAL HEALTH, VETERANS AND DRUG						4200350
COURT STAFFING						
TOTAL POSITIONS.....	2.00				2.00	
TOTAL ISSUE.....		127,231	5,188		127,231	

	COL A12	COL A14	COL A15	COL A16	COL A14-A12	
					AGY AMD REQ	
					FY 2017-18	
					OVER(UNDER)	
	AGY FIN REQ	AGY AMD REQ	AGY AMD N/R	AGY AMD ANZ	AGY FIN REQ	
	FY 2017-18	FY 2017-18	FY 2017-18	FY 2017-18	FY 2017-18	
	POS	AMOUNT	POS	AMOUNT	POS	AMOUNT
						CODES
JUSTICE ADMINISTRATION						21000000
PUBLIC DEFENDERS						21600000
PGM: PD-17TH JUD CIRCUIT						21601700
PUBLIC PROTECTION						12
LEGAL REPRESENTATION						1203.00.00.00
OTHER PROGRAMS						4200000
MENTAL HEALTH, VETERANS AND DRUG						
COURT STAFFING						4200350

AGENCY ISSUE NARRATIVE:

2017-2018 BUDGET YEAR NARRATIVE:

IT COMPONENT? NO

Amended 2017-18 Narrative after February 2, 2017

The Public Defender in the Seventeenth Judicial Circuit needs two positions in order to represent indigent clients in Veteran's Treatment Court cases. This agency needs the Full Time Equivalent (FTE) and Salaries and Benefit budget authority in order to fill these two positions. This office has the rate but needs the budget and FTE. Beginning in July 2015, this program includes a veterans treatment court counsel in Broward County who informs the veterans treatment court participant of the requirements of the drug court, preserve the rights of the client, advocate for fair and equal treatment of the client, participates in team meetings and attends non-adversarial court proceedings. This program allows veterans to participate in the Veteran's Administration rehabilitation programs for alcohol and substance abuse, and psychological programs for post-traumatic stress syndrome, bi-polar disorder, schizophrenia, and co-occurring disorders (dual diagnosis). The completion of these programs and the payment of victim restitution will be in lieu of criminal prosecution.

Total operating expenses of \$8,176 is requested(one attorney - \$4,673 and one support staff - \$3,503). The non-recurring portion is \$5,188 (one attorney - \$2,777 and one support staff - \$2,411).

Summary: This is a new issue. Issue 3004600 has been deleted and moved to this issue code.

COL A12		COL A14		COL A15		COL A16		COL A14-A12		CODES
AGY FIN REQ FY 2017-18	POS AMOUNT	AGY AMD REQ FY 2017-18	POS AMOUNT	AGY AMD N/R FY 2017-18	POS AMOUNT	AGY AMD ANZ FY 2017-18	POS AMOUNT	AGY AMD REQ FY 2017-18 OVER(UNDER)	AGY FIN REQ FY 2017-18	

JUSTICE ADMINISTRATION										21000000
PUBLIC DEFENDERS										21600000
PGM: PD-17TH JUD CIRCUIT										21601700
PUBLIC PROTECTION										12
LEGAL REPRESENTATION										1203.00.00.00
OTHER PROGRAMS										4200000
MENTAL HEALTH, VETERANS AND DRUG										
COURT STAFFING										4200350

POSITION DETAIL OF SALARIES AND BENEFITS:

	FTE	BASE RATE	ADDITIVES	BENEFITS	SUBTOTAL	LAPSE %	LAPSED SALARIES AND BENEFITS
A14 - AGY AMD REQ FY 2017-18							
NEW POSITIONS							
P101 PROPOSED CLASS CODE							
N0001 001	2.00					0.00	
TOTALS FOR ISSUE BY FUND	2.00						
OTHER SALARY AMOUNT							
1000 GENERAL REVENUE FUND							119,053
							119,053

	COL A12		COL A14		COL A15		COL A16		COL A14-A12		
	AGY FIN REQ		AGY AMD REQ		AGY AMD N/R		AGY AMD ANZ		AGY AMD REQ		
	FY 2017-18		FY 2017-18		FY 2017-18		FY 2017-18		FY 2017-18		
	POS	AMOUNT	POS	AMOUNT	POS	AMOUNT	POS	AMOUNT	POS	AMOUNT	CODES
JUSTICE ADMINISTRATION											21000000
PUBLIC DEFENDERS											21600000
PGM: PD-17TH JUD CIRCUIT											21601700
PUBLIC PROTECTION											12
LEGAL REPRESENTATION											1203.00.00.00
IMPROVED PROGRAMS											5000000
CROSSOVER PROGRAM FUNDING											5000400
SALARY RATE											000000
SALARY RATE.....		349,000		349,000							
=====											
SALARIES AND BENEFITS											010000
GENERAL REVENUE FUND -STATE	7.00	494,304	7.00	494,304							1000 1
=====											
SPECIAL CATEGORIES											100000
PUBLIC DEFENDER OPERATIONS											103226
GENERAL REVENUE FUND -STATE		31,543		31,543		19,073					1000 1
=====											
TOTAL: CROSSOVER PROGRAM FUNDING											5000400
TOTAL POSITIONS.....	7.00		7.00								
TOTAL ISSUE.....		525,847		525,847		19,073					
TOTAL SALARY RATE.....		349,000		349,000							
=====											

AGENCY ISSUE NARRATIVE:

2017-2018 BUDGET YEAR NARRATIVE:

IT COMPONENT? NO

The Office of the Public Defender Seventeenth Judicial Circuit is requesting funding in order to staff the "Crossover Program". This program has proven to lower delinquency recidivism among clients, and the consistency of representation creates a strong attorney-client relationship. There is a push in our circuit for a unified family court and this program is in alignment with that issue. This issue is to address the increase in workload and to request funding for 6 APD's and one Support Staff. This issue impacts all agency activities.

COL A12		COL A14		COL A15		COL A16		COL A14-A12		CODES
AGY FIN REQ FY 2017-18	AGY AMD REQ FY 2017-18	AGY AMD N/R FY 2017-18	AGY AMD ANZ FY 2017-18	AGY AMD REQ FY 2017-18	AGY FIN REQ FY 2017-18	OVER(UNDER)	AGY FIN REQ FY 2017-18	AGY AMD REQ FY 2017-18		
POS	AMOUNT	POS	AMOUNT	POS	AMOUNT	POS	AMOUNT	POS	AMOUNT	

JUSTICE ADMINISTRATION										21000000
PUBLIC DEFENDERS										21600000
PGM: PD-17TH JUD CIRCUIT										21601700
PUBLIC PROTECTION										12
LEGAL REPRESENTATION										1203.00.00.00
IMPROVED PROGRAMS										5000000
CROSSOVER PROGRAM FUNDING										5000400

POSITION DETAIL OF SALARIES AND BENEFITS:

	FTE	BASE RATE	ADDITIVES	BENEFITS	SUBTOTAL	LAPSE %	LAPSED SALARIES AND BENEFITS
A12 - AGY FIN REQ FY 2017-18							
NEW POSITIONS							
5131 LEGAL ASSISTANT I N0002 001	1.00	25,000		15,983	40,983	0.00	40,983
5901 ASST PUBLIC DEFENDER N0001 001	6.00	324,000		129,321	453,321	0.00	453,321
TOTALS FOR ISSUE BY FUND							
1000 GENERAL REVENUE FUND	7.00	349,000		145,304	494,304		494,304

A14 - AGY AMD REQ FY 2017-18

NEW POSITIONS							
5131 LEGAL ASSISTANT I N0002 001	1.00	25,000		15,983	40,983	0.00	40,983
5901 ASST PUBLIC DEFENDER N0001 001	6.00	324,000		129,321	453,321	0.00	453,321

COL A12		COL A14		COL A15		COL A16		COL A14-A12		CODES
AGY FIN REQ FY 2017-18	POS AMOUNT	AGY AMD REQ FY 2017-18	POS AMOUNT	AGY AMD N/R FY 2017-18	POS AMOUNT	AGY AMD ANZ FY 2017-18	POS AMOUNT	AGY AMD REQ FY 2017-18 OVER(UNDER)	AGY FIN REQ FY 2017-18	

JUSTICE ADMINISTRATION										21000000
PUBLIC DEFENDERS										21600000
PGM: PD-17TH JUD CIRCUIT										21601700
PUBLIC PROTECTION										12
LEGAL REPRESENTATION										<u>1203.00.00.00</u>
IMPROVED PROGRAMS										5000000
CROSSOVER PROGRAM FUNDING										5000400

POSITION DETAIL OF SALARIES AND BENEFITS:

FTE	BASE RATE	ADDITIVES	BENEFITS	SUBTOTAL	LAPSE %	LAPSED SALARIES AND BENEFITS
A14 - AGY AMD REQ FY 2017-18						
NEW POSITIONS						
TOTALS FOR ISSUE BY FUND						
1000 GENERAL REVENUE FUND						
7.00	349,000		145,304	494,304		494,304

TOTAL: LEGAL REPRESENTATION						<u>1203.00.00.00</u>
BY FUND TYPE						
GENERAL REVENUE FUND.....	33.00	33.00				
SALARY RATE.....	2,338,570	2,338,570	64,723		160,000-	1000

=====

COL A12		COL A14		COL A15		COL A16		COL A14-A12		CODES
AGY FIN REQ FY 2017-18	AGY AMD REQ FY 2017-18	AGY AMD N/R FY 2017-18	AGY AMD ANZ FY 2017-18	AGY FIN REQ FY 2017-18	AGY AMD REQ FY 2017-18	AGY AMD N/R FY 2017-18	AGY AMD ANZ FY 2017-18	AGY FIN REQ FY 2017-18	OVER(UNDER)	
POS	AMOUNT	POS	AMOUNT	POS	AMOUNT	POS	AMOUNT	POS	AMOUNT	
JUSTICE ADMINISTRATION										21000000
PUBLIC DEFENDERS										21600000
PGM: PD-18TH JUD CIRCUIT										21601800
PUBLIC PROTECTION										12
LEGAL REPRESENTATION										1203.00.00.00
ADJUSTMENTS TO CURRENT YEAR										
ESTIMATED EXPENDITURES										1600000
REAPPROVAL OF SALARY RATE TRANSFER										
BETWEEN BUDGET ENTITIES										160A020
SALARY RATE										000000
SALARY RATE.....		200,000						200,000		

AGENCY ISSUE NARRATIVE:
 2017-2018 BUDGET YEAR NARRATIVE:

IT COMPONENT? NO

Amended 2017-18 Narrative after February 2, 2017

The Public Defenders in the Thirteenth and Eighteenth Judicial Circuits are requesting re-approval of a rate transfer between their entities that was approved in Fiscal Year 2016-17 via budget amendment numbered DEFN-013-20, P0029. This is a transfer of salary rate in the amount of 200,000 and does not include positions or Salaries and Benefits.

Summary: this is a re-approval of a FY 16-17 approved budget amendment that was not approved at the time of the original Legislative Budget Request submittal.

POSITION DETAIL OF SALARIES AND BENEFITS:

FTE	BASE RATE	ADDITIVES	BENEFITS	SUBTOTAL	LAPSE %	LAPSED SALARIES AND BENEFITS
A14 - AGY AMD REQ FY 2017-18						
CHANGES TO CURRENTLY AUTHORIZED POSITIONS						
RA06 RATE ADJ - NO FTE - NO SALARY - NO BENEFITS						
N0001 001	200,000					
TOTAL SALARY RATE	200,000					

COL A12		COL A14		COL A15		COL A16		COL A14-A12		CODES
AGY FIN REQ FY 2017-18	POS	AGY AMD REQ FY 2017-18	POS	AGY AMD N/R FY 2017-18	POS	AGY AMD ANZ FY 2017-18	POS	AGY AMD REQ FY 2017-18 OVER(UNDER)	AGY FIN REQ FY 2017-18	
AMOUNT		AMOUNT		AMOUNT		AMOUNT		AMOUNT	AMOUNT	
										21000000
										21600000
										21601800
										12
										<u>1203.00.00.00</u>
										2000000
										2000100
										010000
GENERAL REVENUE FUND	-STATE			200,000				200,000		1000 1

AGENCY ISSUE NARRATIVE:
 2017-2018 BUDGET YEAR NARRATIVE:

IT COMPONENT? NO

Amended 2017-18 Narrative after February 2, 2017

The Eighteenth Circuit Public Defender provides staff and participates in the operation of a veterans court. Our attorneys provide representation to clients identified as veterans and see that their rights and benefits as veterans are not needlessly lost or denied. The majority of the costs associated with representing our veteran clients are salary and benefits of the attorneys that do this work. As the most cost effective method of providing attorney services for this volume of work is to utilize employee attorneys, this issue requests realignment of \$200,000 in funds to the Salary and Benefits category from the Contract Services category.

Please see corresponding issue code 2000200 - Realignment of Administrative Expenditures - Deduct.

Summary: This is a new issue.

	COL A12	COL A14	COL A15	COL A16	COL A14-A12	
	AGY FIN REQ	AGY AMD REQ	AGY AMD N/R	AGY AMD ANZ	AGY AMD REQ	
	FY 2017-18	FY 2017-18	FY 2017-18	FY 2017-18	FY 2017-18	
	POS	AMOUNT	POS	AMOUNT	POS	AMOUNT
JUSTICE ADMINISTRATION						21000000
PUBLIC DEFENDERS						21600000
PGM: PD-18TH JUD CIRCUIT						21601800
PUBLIC PROTECTION						12
LEGAL REPRESENTATION						1203.00.00.00
ESTIMATED EXPENDITURES REALIGNMENT						2000000
REALIGNMENT OF ADMINISTRATIVE						
EXPENDITURES - ADD						2000100

POSITION DETAIL OF SALARIES AND BENEFITS:

	FTE	BASE RATE	ADDITIVES	BENEFITS	SUBTOTAL	LAPSE %	LAPSED SALARIES AND BENEFITS
A14 - AGY AMD REQ FY 2017-18							
CHANGES TO CURRENTLY AUTHORIZED POSITIONS							
OTHER SALARY AMOUNT							
1000 GENERAL REVENUE FUND							200,000
							200,000
							=====

REALIGNMENT OF ADMINISTRATIVE							2000200
EXPENDITURES - DEDUCT							100000
SPECIAL CATEGORIES							100777
CONTRACTED SERVICES							
GENERAL REVENUE FUND	-STATE	200,000-				200,000-	1000 1

AGENCY ISSUE NARRATIVE:

2017-2018 BUDGET YEAR NARRATIVE: IT COMPONENT? NO

Amended 2017-18 Narrative after February 2, 2017

The Eighteenth Circuit Public Defender provides staff and participates in the operation of a veterans court. Our attorneys provide representation to clients identified as veterans and see that their rights and benefits as veterans are not needlessly lost or denied. The majority of the costs associated with representing our veteran clients are salary and benefits of the attorneys that do this work. As the most cost effective method of providing attorney services for this volume of work is to utilize employee attorneys, this issue requests realignment of \$200,000 in funds from the Contract

	COL A12	COL A14	COL A15	COL A16	COL A14-A12	
	AGY FIN REQ	AGY AMD REQ	AGY AMD N/R	AGY AMD ANZ	AGY AMD REQ	
	FY 2017-18	FY 2017-18	FY 2017-18	FY 2017-18	FY 2017-18	
	POS	AMOUNT	POS	AMOUNT	POS	AMOUNT
JUSTICE ADMINISTRATION						21000000
PUBLIC DEFENDERS						21600000
PGM: PD-18TH JUD CIRCUIT						21601800
PUBLIC PROTECTION						12
LEGAL REPRESENTATION						1203.00.00.00
ESTIMATED EXPENDITURES REALIGNMENT						2000000
REALIGNMENT OF ADMINISTRATIVE						
EXPENDITURES - DEDUCT						2000200

Services category to the Salary and Benefits category.

Please see corresponding issue code 2000100 - Realignment of Administrative Expenditures - Add.

Summary: This is a new issue.

WORKLOAD						3000000
HURST IMPACT ON WORKLOAD						3000110
SALARY RATE						000000
SALARY RATE.....		351,500			351,500	
SALARIES AND BENEFITS						010000
GENERAL REVENUE FUND -STATE	6.00				6.00	
		513,566			513,566	1000 1
SPECIAL CATEGORIES						100000
PUBLIC DEFENDER OPERATIONS						103226
GENERAL REVENUE FUND -STATE		25,468	16,296		25,468	1000 1
TOTAL: HURST IMPACT ON WORKLOAD						3000110
TOTAL POSITIONS.....	6.00				6.00	
TOTAL ISSUE.....		539,034	16,296		539,034	
TOTAL SALARY RATE.....		351,500			351,500	

AGENCY ISSUE NARRATIVE:
 2017-2018 BUDGET YEAR NARRATIVE:

IT COMPONENT? NO

	COL A12	COL A14	COL A15	COL A16	COL A14-A12	
					AGY AMD REQ	
					FY 2017-18	
					OVER(UNDER)	
	AGY FIN REQ	AGY AMD REQ	AGY AMD N/R	AGY AMD ANZ	AGY FIN REQ	
	FY 2017-18	FY 2017-18	FY 2017-18	FY 2017-18	FY 2017-18	
	POS	AMOUNT	POS	AMOUNT	POS	AMOUNT
						CODES
JUSTICE ADMINISTRATION						21000000
PUBLIC DEFENDERS						21600000
PGM: PD-18TH JUD CIRCUIT						21601800
PUBLIC PROTECTION						12
LEGAL REPRESENTATION						<u>1203.00.00.00</u>
WORKLOAD						3000000
HURST IMPACT ON WORKLOAD						3000110

Amended 2017-18 Narrative after February 2, 2017

The United States Supreme Court determined in Hurst v Florida that Florida's capital-sentencing scheme, in which a jury renders an advisory sentence but a judge must independently weigh the aggravating and mitigating factors before entering a sentence of life or death, violates the Sixth Amendment in light of the Court's decision in Ring v Arizona, which deemed unconstitutional an Arizona capital sentencing scheme that permitted a judge rather than the jury to find the facts necessary to sentence a defendant to death. The Florida Supreme Court, in Gaskin v Florida, held that Hurst would not be applied retroactively to cases resolved prior to the Ring decision in 2002. As a result of these decisions, this office must provide new trials and or penalty phase sentencing hearings in twenty-one capital cases. These cases are in addition to twenty-six new first degree murder cases currently pending. This office does not have the number of death penalty certified attorneys or the resources necessary to provide representation in this many capital cases.

This issue requests funding for three additional capital certified lawyers and the support staff necessary to provide representation in cases as mandated by the United States Supreme Court in Hurst and the Florida Supreme Court in Gaskin. Recurring general revenue is requested as it is anticipated to take several years to resolve this number of cases.

The Public Defender's Office in the Eighteenth Circuit is requesting total operating expenses of \$25,468 (three Assistant Public Defenders - \$4,673 each, one Investigator - \$3,973, one Mitigation Specialist - \$3,973, and one Legal Secretary - \$3,503). The non-recurring portion is \$16,296 (\$2,777 each for three Assistant Public Defenders, one Investigator, and one Mitigation Specialist, and \$2,411 for one Legal Secretary).

Summary: This is a new issue.

COL A12		COL A14		COL A15		COL A16		COL A14-A12		CODES
AGY FIN REQ FY 2017-18	POS	AGY AMD REQ FY 2017-18	POS	AGY AMD N/R FY 2017-18	POS	AGY AMD ANZ FY 2017-18	POS	AGY AMD REQ FY 2017-18 OVER(UNDER)	AGY FIN REQ FY 2017-18	
AMOUNT		AMOUNT		AMOUNT		AMOUNT		AMOUNT	AMOUNT	

JUSTICE ADMINISTRATION										21000000
PUBLIC DEFENDERS										21600000
PGM: PD-18TH JUD CIRCUIT										21601800
PUBLIC PROTECTION										12
LEGAL REPRESENTATION										1203.00.00.00
WORKLOAD										3000000
HURST IMPACT ON WORKLOAD										3000110

POSITION DETAIL OF SALARIES AND BENEFITS:

	FTE	BASE RATE	ADDITIVES	BENEFITS	SUBTOTAL	LAPSE %	LAPSED SALARIES AND BENEFITS
A14 - AGY AMD REQ FY 2017-18							
NEW POSITIONS							
5132 LEGAL ASSISTANT II N0004 001	1.00	36,000		17,651	53,651	0.00	53,651
5643 MITIGATION SPECIALIST III N0003 001	1.00	40,500		18,334	58,834	0.00	58,834
5662 INVESTIGATOR II N0002 001	1.00	50,000		19,775	69,775	0.00	69,775
5901 ASST PUBLIC DEFENDER N0001 001	3.00	225,000		106,306	331,306	0.00	331,306
TOTALS FOR ISSUE BY FUND							
1000 GENERAL REVENUE FUND							513,566
	6.00	351,500		162,066	513,566		513,566

GRAHAM/MILLER/ATWELL ETCETERA - COURT MANDATED JUVENILE RESENTENCING							3009000
SALARY RATE							000000
SALARY RATE.....	75,000	75,000					

	COL A12	COL A14	COL A15	COL A16	COL A14-A12	
					AGY AMD REQ	
					FY 2017-18	
					OVER(UNDER)	
	AGY FIN REQ	AGY AMD REQ	AGY AMD N/R	AGY AMD ANZ	AGY FIN REQ	
	FY 2017-18	FY 2017-18	FY 2017-18	FY 2017-18	FY 2017-18	
POS	AMOUNT	POS	AMOUNT	POS	AMOUNT	CODES
JUSTICE ADMINISTRATION						21000000
PUBLIC DEFENDERS						21600000
PGM: PD-18TH JUD CIRCUIT						21601800
PUBLIC PROTECTION						12
LEGAL REPRESENTATION						1203.00.00.00
WORKLOAD						3000000
GRAHAM/MILLER/ATWELL ETCETERA -						
COURT MANDATED JUVENILE						
RESENTENCING						3009000
SALARIES AND BENEFITS						010000
GENERAL REVENUE FUND -STATE	1.00	1.00				
	110,436	110,436				1000 1
SPECIAL CATEGORIES						100000
PUBLIC DEFENDER OPERATIONS						103226
GENERAL REVENUE FUND -STATE	4,673	4,673	2,777			1000 1
TOTAL: GRAHAM/MILLER/ATWELL ETCETERA -						3009000
COURT MANDATED JUVENILE						
RESENTENCING						
TOTAL POSITIONS.....	1.00	1.00				
TOTAL ISSUE.....	115,109	115,109	2,777			
TOTAL SALARY RATE.....	75,000	75,000				

AGENCY ISSUE NARRATIVE:

2017-2018 BUDGET YEAR NARRATIVE:

IT COMPONENT? NO

The United States Supreme Court determined in Miller v Alabama and Graham v Florida that a sentence of life without parole, for a juvenile offender, was cruel and unusual punishment in violation of the Eighth Amendment to the United States Constitution. Justice Kennedy stated that 129 persons were serving non-parole life sentences for non-homicide crimes which they committed as juveniles, 77 of those persons in Florida. This issue requests funding for an experienced attorney to assist in the new sentencing hearings that will be required for each person sentenced as a juvenile in the eighteenth circuit to a non-parole life sentence.

Amended 2017-18 Narrative after February 2, 2017

The United States Supreme Court determined in Miller v Alabama and Graham v Florida that a sentence of life without parole, for a juvenile offender, was cruel and unusual punishment in violation of the Eighth Amendment to the United States Constitution. Justice Kennedy stated that 129 persons were serving non-parole life sentences for non-homicide crimes which they committed as juveniles, 77 of those persons in Florida. After the recent Florida Supreme Court

	COL A12	COL A14	COL A15	COL A16	COL A14-A12	
	AGY FIN REQ	AGY AMD REQ	AGY AMD N/R	AGY AMD ANZ	AGY AMD REQ	
	FY 2017-18	FY 2017-18	FY 2017-18	FY 2017-18	FY 2017-18	
	POS	AMOUNT	POS	AMOUNT	POS	AMOUNT
						CODES
JUSTICE ADMINISTRATION						21000000
PUBLIC DEFENDERS						21600000
PGM: PD-18TH JUD CIRCUIT						21601800
PUBLIC PROTECTION						12
LEGAL REPRESENTATION						1203.00.00.00
WORKLOAD						3000000
GRAHAM/MILLER/ATWELL ETCETERA -						
COURT MANDATED JUVENILE						
RESENTENCING						3009000

decision in Kelsey v Florida, going forward, all juveniles sentenced to a lengthy term of years must have a sentence review hearing after completing a portion of their sentence. This issue requests general revenue funding to add an experienced attorney to provide representation in sentence review hearings for each person sentenced as a juvenile to a term greater than fifteen years, as mandated by the Florida Supreme Court in the Kelsey decision.

Summary: The narrative for this issue has been updated.

POSITION DETAIL OF SALARIES AND BENEFITS:

	FTE	BASE RATE	ADDITIVES	BENEFITS	SUBTOTAL	LAPSE %	LAPSED SALARIES AND BENEFITS
A12 - AGY FIN REQ FY 2017-18							
NEW POSITIONS							
5901 ASST PUBLIC DEFENDER							
N0001 001	1.00	75,000		35,436	110,436	0.00	110,436
TOTALS FOR ISSUE BY FUND							
1000 GENERAL REVENUE FUND							110,436
	1.00	75,000		35,436	110,436		110,436

	COL A12	COL A14	COL A15	COL A16	COL A14-A12	
	AGY FIN REQ	AGY AMD REQ	AGY AMD N/R	AGY AMD ANZ	AGY AMD REQ	
	FY 2017-18	FY 2017-18	FY 2017-18	FY 2017-18	FY 2017-18	
	POS	AMOUNT	POS	AMOUNT	POS	AMOUNT
						CODES
JUSTICE ADMINISTRATION						21000000
PUBLIC DEFENDERS						21600000
PGM: PD-18TH JUD CIRCUIT						21601800
PUBLIC PROTECTION						12
LEGAL REPRESENTATION						1203.00.00.00
OTHER PROGRAMS						4200000
MENTAL HEALTH COURT						4200340
SPECIAL CATEGORIES						100000
PUBLIC DEFENDER OPERATIONS						103226
GENERAL REVENUE FUND -STATE		14,019				14,019- 1000 1
TOTAL: MENTAL HEALTH COURT						4200340
TOTAL POSITIONS.....	3.00				3.00-	
TOTAL ISSUE.....		257,291				257,291-
TOTAL SALARY RATE.....	157,000				157,000-	

AGENCY ISSUE NARRATIVE:
 2017-2018 BUDGET YEAR NARRATIVE:

IT COMPONENT? NO

Indigent Mental health cases in the Eighteenth Circuit have grown to over 1,000 cases a year. The court responded to this workload by creating a mental health specialty court. There has been no additional funding of assistant public defenders to represent these most needy individuals. This issue requests funding for three experienced assistant public defenders. These attorneys will staff this court and provide services to clients with mental health issues.

Amended 2017-18 Narrative after February 2, 2017

Summary: This issue has been deleted and moved to issue code 4200350.

	COL A12	COL A14	COL A15	COL A16	COL A14-A12	
	AGY FIN REQ	AGY AMD REQ	AGY AMD N/R	AGY AMD ANZ	AGY AMD REQ	
	FY 2017-18	FY 2017-18	FY 2017-18	FY 2017-18	FY 2017-18	
	POS	AMOUNT	POS	AMOUNT	POS	AMOUNT
JUSTICE ADMINISTRATION						21000000
PUBLIC DEFENDERS						21600000
PGM: PD-18TH JUD CIRCUIT						21601800
PUBLIC PROTECTION						12
LEGAL REPRESENTATION						1203.00.00.00
OTHER PROGRAMS						4200000
MENTAL HEALTH COURT						4200340

POSITION DETAIL OF SALARIES AND BENEFITS:

	FTE	BASE RATE	ADDITIVES	BENEFITS	SUBTOTAL	LAPSE %	LAPSED SALARIES AND BENEFITS
A12 - AGY FIN REQ FY 2017-18							
NEW POSITIONS							
5901 ASST PUBLIC DEFENDER							
N0001 001	3.00	157,000		86,272	243,272	0.00	243,272
TOTALS FOR ISSUE BY FUND							
1000 GENERAL REVENUE FUND							243,272
	3.00	157,000		86,272	243,272		243,272

MENTAL HEALTH, VETERANS AND DRUG							
COURT STAFFING							4200350
SALARY RATE							000000
SALARY RATE.....		157,000			157,000		
SALARIES AND BENEFITS							010000
GENERAL REVENUE FUND -STATE	3.00				3.00		
		243,272				243,272	1000 1

	COL A12	COL A14	COL A15	COL A16	COL A14-A12	
	AGY FIN REQ	AGY AMD REQ	AGY AMD N/R	AGY AMD ANZ	AGY FIN REQ	
	FY 2017-18	FY 2017-18	FY 2017-18	FY 2017-18	FY 2017-18	
	POS	AMOUNT	POS	AMOUNT	POS	AMOUNT
JUSTICE ADMINISTRATION						21000000
PUBLIC DEFENDERS						21600000
PGM: PD-18TH JUD CIRCUIT						21601800
PUBLIC PROTECTION						12
LEGAL REPRESENTATION						1203.00.00.00
OTHER PROGRAMS						4200000
MENTAL HEALTH, VETERANS AND DRUG						
COURT STAFFING						4200350
SPECIAL CATEGORIES						100000
PUBLIC DEFENDER OPERATIONS						103226
GENERAL REVENUE FUND -STATE		14,019		8,331		14,019
TOTAL: MENTAL HEALTH, VETERANS AND DRUG						4200350
COURT STAFFING						
TOTAL POSITIONS.....		3.00				3.00
TOTAL ISSUE.....		257,291		8,331		257,291
TOTAL SALARY RATE.....		157,000				157,000

AGENCY ISSUE NARRATIVE:

2017-2018 BUDGET YEAR NARRATIVE:

IT COMPONENT? NO

Amended 2017-18 Narrative after February 2, 2017

Indigent mental health cases in the Eighteenth Circuit have grown to over 1,000 cases a year. The court responded to this workload by creating a mental health specialty court. There has been no additional funding of assistant public defenders to represent these most needy individuals. This issue requests funding for three experienced assistant public defenders. These attorneys will staff this court and provide services to clients with mental health issues.

Summary: This is a new issue. Issue 4200340 has been deleted and moved to this issue code.

	COL A12	COL A14	COL A15	COL A16	COL A14-A12	
	AGY FIN REQ	AGY AMD REQ	AGY AMD N/R	AGY AMD ANZ	AGY AMD REQ	
	FY 2017-18	FY 2017-18	FY 2017-18	FY 2017-18	FY 2017-18	
	POS	AMOUNT	POS	AMOUNT	POS	AMOUNT
JUSTICE ADMINISTRATION						21000000
PUBLIC DEFENDERS						21600000
PGM: PD-18TH JUD CIRCUIT						21601800
PUBLIC PROTECTION						12
LEGAL REPRESENTATION						1203.00.00.00
OTHER PROGRAMS						4200000
MENTAL HEALTH, VETERANS AND DRUG						
COURT STAFFING						4200350

POSITION DETAIL OF SALARIES AND BENEFITS:

	FTE	BASE RATE	ADDITIVES	BENEFITS	SUBTOTAL	LAPSE %	LAPSED SALARIES AND BENEFITS
A14 - AGY AMD REQ FY 2017-18							
NEW POSITIONS							
5901 ASST PUBLIC DEFENDER							
N0001 001	3.00	157,000		86,272	243,272	0.00	243,272
TOTALS FOR ISSUE BY FUND							
1000 GENERAL REVENUE FUND							243,272
	3.00	157,000		86,272	243,272		243,272

SALARY RATE ADJUSTMENTS						51R0000
INCREASE CURRENT AUTHORIZED RATE						51R0100
SALARY RATE						000000
SALARY RATE.....		200,000			200,000	

AGENCY ISSUE NARRATIVE:

2017-2018 BUDGET YEAR NARRATIVE:

IT COMPONENT? NO

Amended 2017-18 Narrative after February 2, 2017

The Eighteenth Circuit Public Defender provides staff and participates in the operation of a veterans court. Our attorneys provide representation to clients identified as veterans and see that their rights and benefits as veterans are not needlessly lost or denied. The majority of the costs associated with representing our veteran clients are the

	COL A12	COL A14	COL A15	COL A16	COL A14-A12	
					AGY AMD REQ	
					FY 2017-18	
					OVER(UNDER)	
	AGY FIN REQ	AGY AMD REQ	AGY AMD N/R	AGY AMD ANZ	AGY FIN REQ	
	FY 2017-18	FY 2017-18	FY 2017-18	FY 2017-18	FY 2017-18	
POS	AMOUNT	POS	AMOUNT	POS	AMOUNT	CODES
JUSTICE ADMINISTRATION						21000000
PUBLIC DEFENDERS						21600000
PGM: PD-18TH JUD CIRCUIT						21601800
PUBLIC PROTECTION						12
LEGAL REPRESENTATION						<u>1203.00.00.00</u>
SALARY RATE ADJUSTMENTS						51R0000
INCREASE CURRENT AUTHORIZED RATE						51R0100

salaries and benefits of the attorneys that do this work.

As the most cost effective method of providing attorney services for this volume of work is to utilize employee attorneys, a realignment was requested using issue codes 2000100 and 2000200 to transfer \$200,000 in funds from the Special Category Contracted Services to the Salaries and Benefits category. This issue requests additional rate to correspond with the transfer of funds into Salaries and Benefits.

Summary: this is a new issue.

POSITION DETAIL OF SALARIES AND BENEFITS:

	FTE	BASE RATE	ADDITIVES	BENEFITS	SUBTOTAL	LAPSE %	LAPSED SALARIES AND BENEFITS
A14 - AGY AMD REQ FY 2017-18							
CHANGES TO CURRENTLY AUTHORIZED POSITIONS							
RA06 RATE ADJ - NO FTE - NO SALARY - NO BENEFITS							
N0001 001		200,000					
TOTAL SALARY RATE		200,000					

TOTAL: LEGAL REPRESENTATION							<u>1203.00.00.00</u>
BY FUND TYPE							
GENERAL REVENUE FUND.....	4.00	372,400	911,434	27,404	6.00	539,034	1000
SALARY RATE.....	232,000	983,500			751,500		

	COL A12	COL A14	COL A15	COL A16	COL A14-A12	
	AGY FIN REQ	AGY AMD REQ	AGY AMD N/R	AGY AMD ANZ	AGY FIN REQ	
	FY 2017-18	FY 2017-18	FY 2017-18	FY 2017-18	FY 2017-18	
	POS	AMOUNT	POS	AMOUNT	POS	AMOUNT
JUSTICE ADMINISTRATION						21000000
PUBLIC DEFENDERS						21600000
PGM: PD-19TH JUD CIRCUIT						21601900
PUBLIC PROTECTION						12
LEGAL REPRESENTATION						1203.00.00.00
ADJUSTMENTS TO CURRENT YEAR						
ESTIMATED EXPENDITURES						1600000
REAPPROVAL OF EX-OFFENDER REENTRY PROGRAM						1605060
SALARIES AND BENEFITS						010000
GRANTS AND DONATIONS TF -STATE		19,804			19,804	2339 1
OTHER PERSONAL SERVICES						030000
GRANTS AND DONATIONS TF -STATE		36,488-			36,488-	2339 1
SPECIAL CATEGORIES						100000
PUBLIC DEFENDER OPERATIONS						103226
GRANTS AND DONATIONS TF -STATE		20,704			20,704	2339 1
TOTAL: REAPPROVAL OF EX-OFFENDER REENTRY PROGRAM						1605060
TOTAL ISSUE.....		4,020			4,020	

AGENCY ISSUE NARRATIVE:

2017-2018 BUDGET YEAR NARRATIVE:

IT COMPONENT? NO

Amended 2017-18 Narrative after February 2, 2017

The Public Defender's Office in the Nineteenth Judicial Circuit is requesting re-approval of a Fiscal Year 2016-17 budget amendment numbered DEFN-019-18, B0300. This amendment requested a realignment of this agency's existing Grants and Donations Trust Fund budget authority with a small increase of \$4,020 in the Operating Expenditures category (103226). The realignment is necessary to continue an agreement with the Southeast Florida Behavioral Health Network (SEFBHN) and the Okeechobee County Sheriff's Office to supervise, through our existing Ex-Offender Re-Entry Program, a Substance Abuse Counselor at the Okeechobee County Jail.

The Other Salary Amount (OAD) transaction was used to request Salaries and Benefits budget authority since there was no impact to salary rate or positions. There were no additional positions or salary rate provided in the Fiscal Year 2016-17 budget amendment.

	COL A12	COL A14	COL A15	COL A16	COL A14-A12	
	AGY FIN REQ	AGY AMD REQ	AGY AMD N/R	AGY AMD ANZ	AGY AMD REQ	
	FY 2017-18	FY 2017-18	FY 2017-18	FY 2017-18	FY 2017-18	
	POS	AMOUNT	POS	AMOUNT	POS	AMOUNT
						CODES
JUSTICE ADMINISTRATION						21000000
PUBLIC DEFENDERS						21600000
PGM: PD-19TH JUD CIRCUIT						21601900
PUBLIC PROTECTION						12
LEGAL REPRESENTATION						1203.00.00.00
ADJUSTMENTS TO CURRENT YEAR						
ESTIMATED EXPENDITURES						1600000
REAPPROVAL OF EX-OFFENDER REENTRY PROGRAM						1605060

Summary: this is a new issue that replaces issue code 3001280 "Ex-Offender Re-Entry Program Enhancement."

POSITION DETAIL OF SALARIES AND BENEFITS:

	FTE	BASE RATE	ADDITIVES	BENEFITS	SUBTOTAL	LAPSE %	LAPSED SALARIES AND BENEFITS
A14 - AGY AMD REQ FY 2017-18							
CHANGES TO CURRENTLY AUTHORIZED POSITIONS							
OTHER SALARY AMOUNT							
2339 GRANTS AND DONATIONS TF							19,804

							19,804
							=====

	COL A12	COL A14	COL A15	COL A16	COL A14-A12	
	AGY FIN REQ	AGY AMD REQ	AGY AMD N/R	AGY AMD ANZ	AGY AMD REQ	
	FY 2017-18	FY 2017-18	FY 2017-18	FY 2017-18	FY 2017-18	
	POS	AMOUNT	POS	AMOUNT	POS	AMOUNT
						CODES
JUSTICE ADMINISTRATION						21000000
PUBLIC DEFENDERS						21600000
PGM: PD-19TH JUD CIRCUIT						21601900
PUBLIC PROTECTION						12
LEGAL REPRESENTATION						1203.00.00.00
EQUIPMENT NEEDS						2400000
REPLACEMENT OF MOTOR VEHICLES						2401500
SPECIAL CATEGORIES						100000
ACQUISITION/MOTOR VEHICLES						100021
INDIGENT CRIM DEFENSE TF -STATE	60,000	60,000	60,000			2974 1

AGENCY ISSUE NARRATIVE:

2017-2018 BUDGET YEAR NARRATIVE:

IT COMPONENT? NO

The Public Defenders' Office, 19th Circuit, is comprised of Martin, St. Lucie, Indian River and Okeechobee Counties. We purchased two Jeep Grand Cherokees in May, 2006, which will reach their DROPDEAD Age of 12 years in May, 2018. These vehicles are and will be used to transport up to 6-7 people, plus luggage, to conferences, seminars and meetings throughout the State, as well as throughout our circuit for various training and staff meetings, depositions, jail visits, and other case related travel. They are also used to transport supplies and equipment, including computer equipment throughout the counties when necessary for replacement or repair.

Replacement of both vehicles with minivans that can hold multiple passengers is requested @ \$30,000 each vehicle, for a total of \$60,000.00.

WORKLOAD						3000000
EX-OFFENDER RE-ENTRY PROGRAM						
ENHANCEMENT						3001280
SALARY RATE						000000
SALARY RATE.....	16,356				16,356-	
SALARIES AND BENEFITS						010000
GRANTS AND DONATIONS TF -MATCH	.50	24,933			.50-	24,933- 2339 2

	COL A12	COL A14	COL A15	COL A16	COL A14-A12	
	AGY FIN REQ FY 2017-18	AGY AMD REQ FY 2017-18	AGY AMD N/R FY 2017-18	AGY AMD ANZ FY 2017-18	AGY AMD REQ FY 2017-18 OVER(UNDER) AGY FIN REQ FY 2017-18	CODES
	POS AMOUNT	POS AMOUNT	POS AMOUNT	POS AMOUNT	POS AMOUNT	
JUSTICE ADMINISTRATION						21000000
PUBLIC DEFENDERS						21600000
PGM: PD-19TH JUD CIRCUIT						21601900
PUBLIC PROTECTION						12
LEGAL REPRESENTATION						1203.00.00.00
WORKLOAD						3000000
EX-OFFENDER RE-ENTRY PROGRAM						
ENHANCEMENT						3001280
OTHER PERSONAL SERVICES						030000
GRANTS AND DONATIONS TF -MATCH	3,512				3,512-	2339 2
SPECIAL CATEGORIES						100000
PUBLIC DEFENDER OPERATIONS						103226
GRANTS AND DONATIONS TF -MATCH	20,704				20,704-	2339 2
TOTAL: EX-OFFENDER RE-ENTRY PROGRAM						3001280
ENHANCEMENT						
TOTAL POSITIONS.....	.50				.50-	
TOTAL ISSUE.....	49,149				49,149-	
TOTAL SALARY RATE.....	16,356				16,356-	

AGENCY ISSUE NARRATIVE:

2017-2018 BUDGET YEAR NARRATIVE:

IT COMPONENT? NO

The Public Defender's Office, 19th Judicial Circuit, has collaborated with the Southeast Florida Behavioral Health Network (SEFBHN), and the Okeechobee County Sheriff's Office to supervise a Substance Abuse Counselor at the Okeechobee County jail, effective February 1, 2016, through our existing Ex-Offender Re-Entry Program, thus expanding the Therapeutic Community Program. The Public Defender's Office requested and received additional budget authority in late FY 2015-2016 in the amount of \$27,273. However, that budget authority lapsed at the end of FY 2015-2016. This program has produced recidivism rates of 8% in St. Lucie County to 9% in Martin County for those who attend the program.

A new, three-year contract was signed with SEFBHN, commencing July 1, 2016, which continued the original funding for the program and the additional funding for the Okeechobee expansion, annually. Additional Budget Authority is requested as follows:

SALARIES and BENEFITS:

.50 FTE for one Class Code #5572 @ a total of \$1,363/month X 12 months = \$16,356
 plus Benefits @ 472.67/month X 12 months = \$ 5,672
 TOTAL SALARIES and BENEFITS \$22,028

OTHER PERSONAL SERVICES:

COL A12		COL A14		COL A15		COL A16		COL A14-A12		CODES
AGY FIN REQ FY 2017-18	AGY AMD REQ FY 2017-18	AGY AMD REQ FY 2017-18	AGY AMD N/R FY 2017-18	AGY AMD ANZ FY 2017-18	AGY AMD ANZ FY 2017-18	AGY AMD ANZ FY 2017-18	AGY AMD ANZ FY 2017-18	AGY AMD REQ FY 2017-18	AGY FIN REQ FY 2017-18	
POS	AMOUNT	POS	AMOUNT	POS	AMOUNT	POS	AMOUNT	POS	AMOUNT	
										21000000
										21600000
										21601900
										12
										<u>1203.00.00.00</u>
										3000000
										3001280

JUSTICE ADMINISTRATION
 PUBLIC DEFENDERS
 PGM: PD-19TH JUD CIRCUIT
 PUBLIC PROTECTION
 LEGAL REPRESENTATION
 WORKLOAD
 EX-OFFENDER RE-ENTRY PROGRAM
 ENHANCEMENT

One Administrative Assistant @ \$14.00 x 233 hours = \$3,262 plus FICA taxes of \$250.00 = \$3,512 total OPS funding

Amended 2017-18 Narrative after February 2, 2017

Summary: This issue has been replaced by issue code 1605060 "Re-approval of Ex-Offender Reentry Program" and has been deleted.

POSITION DETAIL OF SALARIES AND BENEFITS:

	FTE	BASE RATE	ADDITIVES	BENEFITS	SUBTOTAL	LAPSE %	LAPSED SALARIES AND BENEFITS
A12 - AGY FIN REQ FY 2017-18							
NEW POSITIONS							
5572 DISPOSITION SPECIALIST II							
N0131 001	0.50	16,356		8,577	24,933	0.00	24,933
TOTALS FOR ISSUE BY FUND							
2339 GRANTS AND DONATIONS TF							24,933
	0.50	16,356		8,577	24,933		24,933

	COL A12	COL A14	COL A15	COL A16	COL A14-A12	
	AGY FIN REQ	AGY AMD REQ	AGY AMD N/R	AGY AMD ANZ	AGY AMD REQ	
	FY 2017-18	FY 2017-18	FY 2017-18	FY 2017-18	FY 2017-18	
	POS	AMOUNT	POS	AMOUNT	POS	AMOUNT
JUSTICE ADMINISTRATION						21000000
PUBLIC DEFENDERS						21600000
PGM: PD-19TH JUD CIRCUIT						21601900
PUBLIC PROTECTION						12
LEGAL REPRESENTATION						1203.00.00.00
WORKLOAD						3000000
MENTAL HEALTH PROFESSIONAL						3005610
SALARY RATE						000000
SALARY RATE.....	60,000				60,000-	
SALARIES AND BENEFITS						010000
INDIGENT CRIM DEFENSE TF -STATE	1.00	91,016			1.00-	91,016- 2974 1
SPECIAL CATEGORIES						100000
PUBLIC DEFENDER OPERATIONS						103226
INDIGENT CRIM DEFENSE TF -STATE		4,673				4,673- 2974 1
TOTAL: MENTAL HEALTH PROFESSIONAL						3005610
TOTAL POSITIONS.....	1.00				1.00-	
TOTAL ISSUE.....		95,689				95,689-
TOTAL SALARY RATE.....	60,000				60,000-	

AGENCY ISSUE NARRATIVE:

2017-2018 BUDGET YEAR NARRATIVE:

IT COMPONENT? NO

The Office of the Public Defender, 19th Judicial Circuit is requesting an experienced attorney for FY 2017/2018. In the past three years the office has seen an increase in felony cases where the defendants have a significant mental health issue that impact their ability to proceed with their case. In FY 2014/2015, 54 clients were found Incompetent to Proceed under Fla. Statute 916. In FY year 2015/2016, 70 clients were found incompetent to proceed. We anticipate this up swing to continue as currently local correction facilities report over 30% of inmates have been diagnosed with a severe and persistent mental illness and are prescribed psychotropic medications. Currently in the 19th Circuit the Office of the Public Defender represents 46 clients committed to the State Hospital as Incompetent to Proceed and 47 clients found Incompetent to Proceed and placed in the community on Conditional Release.

All too often these clients remain incarcerated when they could be in less restrictive, less expensive and more therapeutic environments. An experienced attorney, working with these clients, could find community and family resources for appropriate placements outside of a jail or a hospital setting. Such placements will lead to lower incarceration costs (currently about \$100 per day). Clients with severe mental health issues deserve and require an attorney with specialized training and knowledge in this field to offer the most effective representation and avoid unnecessary and

	COL A12	COL A14	COL A15	COL A16	COL A14-A12	
	AGY FIN REQ	AGY AMD REQ	AGY AMD N/R	AGY AMD ANZ	AGY AMD REQ	
	FY 2017-18	FY 2017-18	FY 2017-18	FY 2017-18	FY 2017-18	
	POS	AMOUNT	POS	AMOUNT	POS	AMOUNT
						CODES
JUSTICE ADMINISTRATION						21000000
PUBLIC DEFENDERS						21600000
PGM: PD-19TH JUD CIRCUIT						21601900
PUBLIC PROTECTION						12
LEGAL REPRESENTATION						1203.00.00.00
WORKLOAD						3000000
MENTAL HEALTH PROFESSIONAL						3005610

unwarranted incarceration, which is a nationwide problem with these types of defendants. These types of cases are labor intensive and require one specialized attorney to represent the client from the initial suggestion of incompetency through to the disposition of the case. In order to provide the most consistent, effective representation of the mentally ill the Public Defenders Office is requesting funding for one additional attorney at a salary rate of \$60,000, with experience and knowledge to represent these individuals throughout the circuit.

Amended 2017-18 Narrative after February 2, 2017

Summary: This issue has been deleted and moved to issue code 4200350.

POSITION DETAIL OF SALARIES AND BENEFITS:

	FTE	BASE RATE	ADDITIVES	BENEFITS	SUBTOTAL	LAPSE %	LAPSED SALARIES AND BENEFITS
A12 - AGY FIN REQ FY 2017-18							
NEW POSITIONS							
5901 ASST PUBLIC DEFENDER							
N0001 001	1.00	60,000		31,016	91,016	0.00	91,016
TOTALS FOR ISSUE BY FUND							
2974 INDIGENT CRIM DEFENSE TF							91,016
	1.00	60,000		31,016	91,016		91,016

	COL A12	COL A14	COL A15	COL A16	COL A14-A12	
	AGY FIN REQ	AGY AMD REQ	AGY AMD N/R	AGY AMD ANZ	AGY AMD REQ	
	FY 2017-18	FY 2017-18	FY 2017-18	FY 2017-18	FY 2017-18	
	POS	AMOUNT	POS	AMOUNT	POS	AMOUNT
JUSTICE ADMINISTRATION						21000000
PUBLIC DEFENDERS						21600000
PGM: PD-19TH JUD CIRCUIT						21601900
PUBLIC PROTECTION						12
LEGAL REPRESENTATION						1203.00.00.00
WORKLOAD						3000000
GRAHAM/MILLER/ATWELL ETCETERA -						
COURT MANDATED JUVENILE						
RESENTENCING						3009000
SALARY RATE						000000
SALARY RATE.....	89,034	89,034				
SALARIES AND BENEFITS						010000
INDIGENT CRIM DEFENSE TF -STATE	2.00	136,644	2.00	136,644		2974 1
SPECIAL CATEGORIES						100000
PUBLIC DEFENDER OPERATIONS						103226
INDIGENT CRIM DEFENSE TF -STATE		8,646		8,646		5,554
TOTAL: GRAHAM/MILLER/ATWELL ETCETERA -						3009000
COURT MANDATED JUVENILE						
RESENTENCING						
TOTAL POSITIONS.....	2.00	2.00				
TOTAL ISSUE.....		145,290		145,290		5,554
TOTAL SALARY RATE.....	89,034	89,034				

AGENCY ISSUE NARRATIVE:

2017-2018 BUDGET YEAR NARRATIVE:

IT COMPONENT? NO

In March, 2015, the Supreme Court of Florida decided several important cases allowing for re-sentencing of juveniles sentenced to life or sentenced to a term of years that is equivalent to life. Henry v. State, 160 So.3d 393 (Fla. 2015), Falcon v. State, 162 So. 3d 954 (Fla. 2015) and Gridine v. State, 2015 WL 123954 (March 19, 2015). Essentially the Court ruled that juveniles sentenced to life without parole or the equivalent of life without parole are entitled to individualized re-sentencing hearings. Further the court held that ss. 921.1401, 921.1402, and 775.082, Florida Statutes (2014) apply retroactively and should govern the re-sentencing hearings and review hearings that could occur at 15 year and 25 year intervals, depending on the nature of the conviction. A review of local case management data and statewide Department of Corrections' records has identified more than 1,700 people who were juveniles when sentenced and who may now qualify for re-sentencing under the new statute, some of whom have been in prison for more than 20 years. Many of these individuals are immediately entitled to re-sentencing and/or review. It is also anticipated another important

COL A12	COL A14	COL A15	COL A16	COL A14-A12	
AGY FIN REQ FY 2017-18	AGY AMD REQ FY 2017-18	AGY AMD N/R FY 2017-18	AGY AMD ANZ FY 2017-18	AGY AMD REQ FY 2017-18 OVER(UNDER) AGY FIN REQ FY 2017-18	CODES
POS	AMOUNT	POS	AMOUNT	POS	AMOUNT
JUSTICE ADMINISTRATION					21000000
PUBLIC DEFENDERS					21600000
PGM: PD-19TH JUD CIRCUIT					21601900
PUBLIC PROTECTION					12
LEGAL REPRESENTATION					1203.00.00.00
WORKLOAD					3000000
GRAHAM/MILLER/ATWELL ETCETERA -					
COURT MANDATED JUVENILE					
RESENTENCING					3009000

decision will be decided shortly that may allow for re-sentencing for juveniles sentenced to life under the parole system. See Atwell v. State, 128 So.3d 167 (Fla. 4th DCA 2013) (review granted 160 So.3d 892), which will mean additional clients will be entitled to re-sentencing. The 19th Judicial Circuit has identified 15 individuals entitled to immediate action and potentially another 16 individuals in need of assistance.

This issue has significant statewide impact for Public Defenders due to the novelty and complexity of the legal and procedural issues. Florida law requires the Court to look at the following factors in determining the appropriate sentence: (1) the nature and circumstances of the offense; (2) the effect of the crime on the victim's family and community; (3) the defendant's age, maturity, intellectual capacity, and emotional health; (4) the defendant's background; (5) the effect of immaturity, impetuosity, or failure to appreciate risks and consequences on defendant's participation in the offense; (6) the extent of defendant's participation in the offense; (7) the effect of familial pressure or peer pressure on the defendant's actions; (8) the nature and extent of defendant's prior criminal history; (9) the effect of characteristics attributable to defendant's youth; and (10) the possibility of rehabilitating the defendant s. 921.1401(2). It is, essentially, a de novo review of the original sentence. This is true even in those cases where the then-juvenile entered a voluntary plea to the charges. In order to represent these clients adequately, an entire life history must be gathered, evaluations must be conducted, interviews of family and friends undertaken, records gathered, and interviews with teachers, neighbors, program caseworkers, correctional staff, and other people who may assist in understanding and presenting the client's life story and present information the court must consider in the re-sentencing.

We have identified a need for one experienced attorney and one mitigation specialist II who are capable of handling homicide cases to be dedicated to this specialized work. In addition to the necessary General Revenue funding, there is a need for increased Due Process funding to ensure Public Defenders can re-develop an attorney/client relationship, make extensive client visits, obtain mental evaluations and testimony by expert witnesses, conduct criminal defense and mitigation investigations, obtain records (corrections, mental health, school, medical), and obtain transcripts of prior hearings. We have estimated a need of \$5,000 for each case.

This funding must be recurring; a one-year appropriation will not be sufficient. There are many individuals who qualify, or are expected to soon qualify, for re-sentencing. The cases are complex and must not be litigated in haste. Additionally, once the initial round of re-sentencing hearings is complete, there are a number of clients who will be entitled to sentence review under s. 921.1402. Interviews will be undertaken, psychological and sociological evaluations conducted, and history of incarceration and potential and extent of rehabilitation reviewed. Release plans will also have to be designed and proposed to include housing, employment, and other re-entry services. To ensure proper staffing, the Public Defender's Office requests funding for one senior attorney and .50 disposition specialist. The operations request is based on the standard expenses and human resource services assessment package developed by OPB in the amount of one

	COL A12	COL A14	COL A15	COL A16	COL A14-A12	
					AGY AMD REQ	
					FY 2017-18	
					OVER(UNDER)	
	AGY FIN REQ	AGY AMD REQ	AGY AMD N/R	AGY AMD ANZ	AGY FIN REQ	
	FY 2017-18	FY 2017-18	FY 2017-18	FY 2017-18	FY 2017-18	
POS	AMOUNT	POS	AMOUNT	POS	AMOUNT	CODES
JUSTICE ADMINISTRATION						21000000
PUBLIC DEFENDERS						21600000
PGM: PD-19TH JUD CIRCUIT						21601900
PUBLIC PROTECTION						12
LEGAL REPRESENTATION						1203.00.00.00
WORKLOAD						3000000
GRAHAM/MILLER/ATWELL ETCETERA -						
COURT MANDATED JUVENILE						
RESENTENCING						3009000

attorney, total package cost of \$4,673 and non-recurring cost of \$2,277; one non-attorney, total package cost of \$3,973 and non-recurring cost of \$2,777.

Amended 2017-18 Narrative after February 2, 2017

In March, 2015, the Supreme Court of Florida decided several important cases allowing for re-sentencing of juveniles sentenced to life or sentenced to a term of years that is equivalent to life. Henry v. State, 160 So.3d 393 (Fla. 2015), Falcon v. State, 162 So. 3d 954 (Fla. 2015) and Gridine v. State, 2015 WL 123954 (March 19, 2015). Essentially the Court ruled that juveniles sentenced to life without parole or the equivalent of life without parole are entitled to individualized re-sentencing hearings. Further the court held that ss. 921.1401, 921.1402, and 775.082, Florida Statutes(2014) apply retroactively and should govern the re-sentencing hearings and review hearings that could occur at 15 year and 25 year intervals, depending on the nature of the conviction. A review of local case management data and statewide Department of Corrections' records has identified more than 1,700 people who were juveniles when sentenced and who may now qualify for re-sentencing under the new statute, some of whom have been in prison for more than 20 years. Many of these individuals are immediately entitled to re-sentencing and/or review. It is also anticipated another important decision will be decided shortly that may allow for re-sentencing for juveniles sentenced to life under the parole system. See Atwell v. State, 128 So.3d 167 (Fla. 4th DCA 2013) (review granted 160 So.3d 892), which will mean additional clients will be entitled to re-sentencing. The 19th Judicial Circuit has identified 15 individuals entitled to immediate action and potentially another 16 individuals in need of assistance.

This issue has significant statewide impact for Public Defenders due to the novelty and complexity of the legal and procedural issues. Florida law requires the Court to look at the following factors in determining the appropriate sentence: (1) the nature and circumstances of the offense; (2) the effect of the crime on the victim's family and community; (3) the defendant's age, maturity, intellectual capacity, and emotional health; (4) the defendant's background; (5) the effect of immaturity, impetuosity, or failure to appreciate risks and consequences on defendant's participation in the offense; (6) the extent of defendant's participation in the offense; (7) the effect of familial pressure or peer pressure on the defendant's actions; (8) the nature and extent of defendant's prior criminal history; (9) the effect of characteristics attributable to defendant's youth; and (10) the possibility of rehabilitating the defendant s. 921.1401(2). It is, essentially, a de novo review of the original sentence. This is true even in those cases where the then-juvenile entered a voluntary plea to the charges. In order to represent these clients adequately, an entire life history must be gathered, evaluations must be conducted, interviews of family and friends undertaken, records gathered, and interviews with teachers, neighbors, program caseworkers, correctional staff, and other people who may assist in understanding and presenting the client's life story and present information the court must consider in the re-sentencing.

	COL A12	COL A14	COL A15	COL A16	COL A14-A12	
					AGY AMD REQ	
					FY 2017-18	
					OVER(UNDER)	
	AGY FIN REQ	AGY AMD REQ	AGY AMD N/R	AGY AMD ANZ	AGY FIN REQ	
	FY 2017-18	FY 2017-18	FY 2017-18	FY 2017-18	FY 2017-18	
	POS	AMOUNT	POS	AMOUNT	POS	AMOUNT
						CODES
JUSTICE ADMINISTRATION						21000000
PUBLIC DEFENDERS						21600000
PGM: PD-19TH JUD CIRCUIT						21601900
PUBLIC PROTECTION						12
LEGAL REPRESENTATION						<u>1203.00.00.00</u>
WORKLOAD						3000000
GRAHAM/MILLER/ATWELL ETCETERA -						
COURT MANDATED JUVENILE						
RESENTENCING						3009000

We have identified a need for one experienced attorney and one mitigation specialist II who are capable of handling homicide cases to be dedicated to this specialized work. In addition to the necessary General Revenue funding, there is a need for increased Due Process funding to ensure Public Defenders can re-develop an attorney/client relationship, make extensive client visits, obtain mental evaluations and testimony by expert witnesses, conduct criminal defense and mitigation investigations, obtain records (corrections, mental health, school, medical), and obtain transcripts of prior hearings. We have estimated a need of \$15,000 for each case.

This funding must be recurring; a one-year appropriation will not be sufficient. There are many individuals who qualify, or are expected to soon qualify, for re-sentencing. The cases are complex and must not be litigated in haste. Additionally, once the initial round of re-sentencing hearings is complete, there are a number of clients who will be entitled to sentence review under s. 921.1402. Interviews will be undertaken, psychological and sociological evaluations conducted, and history of incarceration and potential and extent of rehabilitation reviewed. Release plans will also have to be designed and proposed to include housing, employment, and other re-entry services. To ensure proper staffing, the Public Defender's Office requests funding for one senior attorney and .50 disposition specialist. The operations request is based on the standard expenses and human resource services assessment package developed by OPB in the amount of one attorney, total package cost of \$4,673 and non-recurring cost of \$2,277; one non-attorney, total package cost of \$3,973 and non-recurring cost of \$2,777.

Summary: the narrative for this issue has been updated to reflect an estimated \$15,000 per case.

COL A12		COL A14		COL A15		COL A16		COL A14-A12		CODES
AGY FIN REQ FY 2017-18	AGY AMD REQ FY 2017-18	AGY AMD N/R FY 2017-18	AGY AMD ANZ FY 2017-18	AGY FIN REQ FY 2017-18	AGY AMD REQ FY 2017-18	AGY AMD N/R FY 2017-18	AGY AMD ANZ FY 2017-18	AGY FIN REQ FY 2017-18	OVER(UNDER)	
POS	AMOUNT	POS	AMOUNT	POS	AMOUNT	POS	AMOUNT	POS	AMOUNT	

JUSTICE ADMINISTRATION 21000000
 PUBLIC DEFENDERS 21600000
 PGM: PD-19TH JUD CIRCUIT 21601900
 PUBLIC PROTECTION 12
 LEGAL REPRESENTATION 1203.00.00.00
 WORKLOAD 3000000
 GRAHAM/MILLER/ATWELL ETCETERA -
 COURT MANDATED JUVENILE
 RESENTENCING 3009000

POSITION DETAIL OF SALARIES AND BENEFITS:

	FTE	BASE RATE	ADDITIVES	BENEFITS	SUBTOTAL	LAPSE %	LAPSED SALARIES AND BENEFITS
A12 - AGY FIN REQ FY 2017-18							
NEW POSITIONS							
5642 MITIGATION SPECIALIST N0002 001	1.00	29,034		16,594	45,628	0.00	45,628
5901 ASST PUBLIC DEFENDER N0001 001	1.00	60,000		31,016	91,016	0.00	91,016
TOTALS FOR ISSUE BY FUND							
2974 INDIGENT CRIM DEFENSE TF							136,644
	2.00	89,034		47,610	136,644		136,644

A14 - AGY AMD REQ FY 2017-18

NEW POSITIONS							
5642 MITIGATION SPECIALIST N0002 001	1.00	29,034		16,594	45,628	0.00	45,628
5901 ASST PUBLIC DEFENDER N0001 001	1.00	60,000		31,016	91,016	0.00	91,016

COL A12		COL A14		COL A15		COL A16		COL A14-A12		CODES
AGY FIN REQ FY 2017-18	POS	AGY AMD REQ FY 2017-18	POS	AGY AMD N/R FY 2017-18	POS	AGY AMD ANZ FY 2017-18	POS	AGY AMD REQ FY 2017-18 OVER(UNDER)	AGY FIN REQ FY 2017-18	
AMOUNT		AMOUNT		AMOUNT		AMOUNT		AMOUNT	AMOUNT	

JUSTICE ADMINISTRATION 21000000
 PUBLIC DEFENDERS 21600000
 PGM: PD-19TH JUD CIRCUIT 21601900
 PUBLIC PROTECTION 12
 LEGAL REPRESENTATION 1203.00.00.00
 WORKLOAD 3000000
 GRAHAM/MILLER/ATWELL ETCETERA -
 COURT MANDATED JUVENILE
 RESENTENCING 3009000

POSITION DETAIL OF SALARIES AND BENEFITS:

FTE	BASE RATE	ADDITIVES	BENEFITS	SUBTOTAL	LAPSE %	LAPSED SALARIES AND BENEFITS
A14 - AGY AMD REQ FY 2017-18						
NEW POSITIONS						
TOTALS FOR ISSUE BY FUND						
2974 INDIGENT CRIM DEFENSE TF						136,644
2.00	89,034		47,610	136,644		136,644

OTHER PROGRAMS 4200000
 MENTAL HEALTH, VETERANS AND DRUG
 COURT STAFFING 4200350
 SALARY RATE 000000
 SALARY RATE..... 60,000 60,000
 SALARIES AND BENEFITS 010000
 INDIGENT CRIM DEFENSE TF -STATE 1.00 91,016 1.00 91,016 2974 1

	COL A12	COL A14	COL A15	COL A16	COL A14-A12	
	AGY FIN REQ FY 2017-18	AGY AMD REQ FY 2017-18	AGY AMD N/R FY 2017-18	AGY AMD ANZ FY 2017-18	AGY AMD REQ FY 2017-18	AGY FIN REQ FY 2017-18
	POS	AMOUNT	POS	AMOUNT	POS	AMOUNT
						CODES
JUSTICE ADMINISTRATION						21000000
PUBLIC DEFENDERS						21600000
PGM: PD-19TH JUD CIRCUIT						21601900
PUBLIC PROTECTION						12
LEGAL REPRESENTATION						1203.00.00.00
OTHER PROGRAMS						4200000
MENTAL HEALTH, VETERANS AND DRUG						
COURT STAFFING						4200350
SPECIAL CATEGORIES						100000
PUBLIC DEFENDER OPERATIONS						103226
INDIGENT CRIM DEFENSE TF -STATE		4,673		2,777		4,673 2974 1
TOTAL: MENTAL HEALTH, VETERANS AND DRUG						4200350
COURT STAFFING						
TOTAL POSITIONS.....		1.00			1.00	
TOTAL ISSUE.....		95,689		2,777		95,689
TOTAL SALARY RATE.....		60,000			60,000	

AGENCY ISSUE NARRATIVE:

2017-2018 BUDGET YEAR NARRATIVE:

IT COMPONENT? NO

Amended 2017-18 Narrative after February 2, 2017

The Office of the Public Defender, 19th Judicial Circuit is requesting an experienced attorney for FY 2017/2018. In the past three years the office has seen an increase in felony cases where the defendants have a significant mental health issue that impact their ability to proceed with their case. In FY 2014/2015, 54 clients were found Incompetent to Proceed under Fla. Statute 916. In FY year 2015/2016, 70 clients were found incompetent to proceed. We anticipate this up swing to continue as currently local correction facilities report over 30% of inmates have been diagnosed with a severe and persistent mental illness and are prescribed psychotropic medications. Currently in the 19th Circuit the Office of the Public Defender represents 46 clients committed to the State Hospital as Incompetent to Proceed and 47 clients found Incompetent to Proceed and placed in the community on Conditional Release.

All too often these clients remain incarcerated when they could be in less restrictive, less expensive and more therapeutic environments. An experienced attorney, working with these clients, could find community and family resources for appropriate placements outside of a jail or a hospital setting. Such placements will lead to lower incarceration costs (currently about \$100 per day). Clients with severe mental health issues deserve and require an attorney with specialized training and knowledge in this field to offer the most effective representation and avoid unnecessary and unwarranted incarceration, which is a nationwide problem with these types of defendants. These types of cases are labor intensive and require one specialized attorney to represent the client from the initial suggestion of incompetency through to the disposition of the case. In order to provide the most consistent, effective representation of the mentally ill the Public Defenders Office is requesting funding for one additional attorney at a salary rate of \$60,000, with

	COL A12	COL A14	COL A15	COL A16	COL A14-A12	
	AGY FIN REQ	AGY AMD REQ	AGY AMD N/R	AGY AMD ANZ	AGY AMD REQ	
	FY 2017-18	FY 2017-18	FY 2017-18	FY 2017-18	FY 2017-18	
	POS	AMOUNT	POS	AMOUNT	POS	AMOUNT
						CODES
JUSTICE ADMINISTRATION						21000000
PUBLIC DEFENDERS						21600000
PGM: PD-19TH JUD CIRCUIT						21601900
PUBLIC PROTECTION						12
LEGAL REPRESENTATION						<u>1203.00.00.00</u>
OTHER PROGRAMS						4200000
MENTAL HEALTH, VETERANS AND DRUG						
COURT STAFFING						4200350

experience and knowledge to represent these individuals throughout the circuit.

Summary: This is a new issue. Issue 3005610 has been deleted and moved to this issue code.

POSITION DETAIL OF SALARIES AND BENEFITS:

	FTE	BASE RATE	ADDITIVES	BENEFITS	SUBTOTAL	LAPSE %	LAPSED SALARIES AND BENEFITS
A14 - AGY AMD REQ FY 2017-18							
NEW POSITIONS							
5901 ASST PUBLIC DEFENDER							
N0001 001	1.00	60,000		31,016	91,016	0.00	91,016
TOTALS FOR ISSUE BY FUND							
2974 INDIGENT CRIM DEFENSE TF							91,016
	1.00	60,000		31,016	91,016		91,016

TOTAL: LEGAL REPRESENTATION							<u>1203.00.00.00</u>
BY FUND TYPE							
TRUST FUNDS.....	3.50	350,128	3.00	304,999	68,331	.50-	45,129- 2000
SALARY RATE.....	165,390		149,034			16,356-	
	=====		=====	=====	=====	=====	

	COL A12	COL A14	COL A15	COL A16	COL A14-A12	
	AGY FIN REQ	AGY AMD REQ	AGY AMD N/R	AGY AMD ANZ	AGY AMD REQ	
	FY 2017-18	FY 2017-18	FY 2017-18	FY 2017-18	FY 2017-18	
	POS	AMOUNT	POS	AMOUNT	POS	AMOUNT
						CODES
JUSTICE ADMINISTRATION						21000000
PUBLIC DEFENDERS						21600000
PGM: PD-20TH JUD CIRCUIT						21602000
PUBLIC PROTECTION						12
LEGAL REPRESENTATION						1203.00.00.00
ESTIMATED EXPENDITURES REALIGNMENT						2000000
REALIGNMENT OF ADMINISTRATIVE						
EXPENDITURES - ADD						2000100
SALARIES AND BENEFITS						010000
GENERAL REVENUE FUND -STATE	150,000	150,000				1000 1

AGENCY ISSUE NARRATIVE:

2017-2018 BUDGET YEAR NARRATIVE: IT COMPONENT? NO
 This issue requests the transfer of budget between appropriation categories with the intent of more accurately aligning the budget with anticipated expenditure needs and reducing the need for 5% or \$250,000 budget amendments. The Public Defender's Office, 20th Judicial Circuit has reviewed recent transfers into the Salaries and Benefits category, recent General Revenue PD Operations expenditures, and forecasted expenditures, and has determined that \$150,000 of the General Revenue PD Operations authority would be more properly allocated in the General Revenue Salaries and Benefits category. Therefore, we are requesting budget authority be increased in the General Revenue Salaries and Benefits category (010000) by \$150,000 and decreased accordingly in the General Revenue PD Operations category (103226).

POSITION DETAIL OF SALARIES AND BENEFITS:

	FTE	BASE RATE	ADDITIVES	BENEFITS	SUBTOTAL	LAPSE %	LAPSED SALARIES AND BENEFITS
A12 - AGY FIN REQ FY 2017-18							
CHANGES TO CURRENTLY AUTHORIZED POSITIONS							
OTHER SALARY AMOUNT							
1000 GENERAL REVENUE FUND							150,000
							150,000

	COL A12	COL A14	COL A15	COL A16	COL A14-A12	
	AGY FIN REQ	AGY AMD REQ	AGY AMD N/R	AGY AMD ANZ	AGY AMD REQ	
	FY 2017-18	FY 2017-18	FY 2017-18	FY 2017-18	FY 2017-18	
	POS	AMOUNT	POS	AMOUNT	POS	AMOUNT
JUSTICE ADMINISTRATION						21000000
PUBLIC DEFENDERS						21600000
PGM: PD-20TH JUD CIRCUIT						21602000
PUBLIC PROTECTION						12
LEGAL REPRESENTATION						1203.00.00.00
ESTIMATED EXPENDITURES REALIGNMENT						2000000
REALIGNMENT OF ADMINISTRATIVE						
EXPENDITURES - ADD						2000100

POSITION DETAIL OF SALARIES AND BENEFITS:

	FTE	BASE RATE	ADDITIVES	BENEFITS	SUBTOTAL	LAPSE %	LAPSED SALARIES AND BENEFITS
A14 - AGY AMD REQ FY 2017-18							
CHANGES TO CURRENTLY AUTHORIZED POSITIONS							
OTHER SALARY AMOUNT							
1000 GENERAL REVENUE FUND							150,000
							150,000
							=====

REALIGNMENT OF ADMINISTRATIVE							2000200
EXPENDITURES - DEDUCT							100000
SPECIAL CATEGORIES							103226
PUBLIC DEFENDER OPERATIONS							
GENERAL REVENUE FUND	-STATE	150,000-	150,000-				1000 1

AGENCY ISSUE NARRATIVE:

2017-2018 BUDGET YEAR NARRATIVE:

IT COMPONENT? NO

This issue requests the transfer of budget between appropriation categories with the intent of more accurately aligning the budget with anticipated expenditure needs and reducing the need for 5% or \$250,000 budget amendments. The Public Defender's Office, 20th Judicial Circuit has reviewed recent transfers into the Salaries and Benefits category, recent General Revenue PD Operations expenditures, and forecasted expenditures, and has determined that \$150,000 of the General Revenue PD Operations authority would be more properly allocated in the General Revenue Salaries and Benefits category. Therefore, we are requesting budget authority be increased in the General Revenue Salaries and Benefits category (010000) by \$150,000 and decreased accordingly in the General Revenue PD Operations category (103226).

	COL A12	COL A14	COL A15	COL A16	COL A14-A12	
	AGY FIN REQ	AGY AMD REQ	AGY AMD N/R	AGY AMD ANZ	AGY FIN REQ	
	FY 2017-18	FY 2017-18	FY 2017-18	FY 2017-18	FY 2017-18	
	POS	AMOUNT	POS	AMOUNT	POS	AMOUNT
						CODES
JUSTICE ADMINISTRATION						21000000
PUBLIC DEFENDERS						21600000
PGM: PD-20TH JUD CIRCUIT						21602000
PUBLIC PROTECTION						12
LEGAL REPRESENTATION						1203.00.00.00
EQUIPMENT NEEDS						2400000
REPLACEMENT OF MOTOR VEHICLES						2401500
SPECIAL CATEGORIES						100000
ACQUISITION/MOTOR VEHICLES						100021
INDIGENT CRIM DEFENSE TF -STATE	50,000	50,000	50,000			2974 1

AGENCY ISSUE NARRATIVE:

2017-2018 BUDGET YEAR NARRATIVE: IT COMPONENT? NO

1. The Public Defender, Twentieth Judicial Circuit is requesting a replacement vehicle for its 2005 Honda Civic currently being used in Collier County. This vehicle will have reached its DROPDEAD value (12 years or older) in FY 2017-18 and will be automatically deemed eligible for replacement. The vehicle is already beginning to be out of service frequently for repairs. The Public Defender, Twentieth Judicial Circuit is asking for \$25,000 in ICDTF Spending Authority.
2. The Public Defender, Twentieth Judicial Circuit is requesting a replacement vehicle for its 2005 Honda Civic currently being used in Lee County. This vehicle will have reached its DROPDEAD value (12 years or older) in FY 2017-18 and will be automatically deemed eligible for replacement. The vehicle is already beginning to be out of service frequently for repairs. The Public Defender, Twentieth Judicial Circuit is asking for \$25,000 in ICDTF Spending Authority.

ANNUALIZATION OF ISSUES PARTIALLY FUNDED IN PRIOR YEAR						2600000
ANNUALIZATION OF PUBLIC DEFENDER WORKLOAD						2600250
SALARIES AND BENEFITS						010000
GENERAL REVENUE FUND -STATE	150,000					150,000- 1000 1

AGENCY ISSUE NARRATIVE:

2017-2018 BUDGET YEAR NARRATIVE: IT COMPONENT? NO

	COL A12	COL A14	COL A15	COL A16	COL A14-A12	
					AGY AMD REQ	
					FY 2017-18	
					OVER(UNDER)	
	AGY FIN REQ	AGY AMD REQ	AGY AMD N/R	AGY AMD ANZ	AGY FIN REQ	
	FY 2017-18	FY 2017-18	FY 2017-18	FY 2017-18	FY 2017-18	
POS	AMOUNT	POS	AMOUNT	POS	AMOUNT	CODES
JUSTICE ADMINISTRATION						21000000
PUBLIC DEFENDERS						21600000
PGM: PD-20TH JUD CIRCUIT						21602000
PUBLIC PROTECTION						12
LEGAL REPRESENTATION						1203.00.00.00
ANNUALIZATION OF ISSUES PARTIALLY FUNDED IN PRIOR YEAR						2600000
ANNUALIZATION OF PUBLIC DEFENDER WORKLOAD						2600250

Summary: Issue code 2600250 was entered in error. The amount of \$150,000 has been deleted.

POSITION DETAIL OF SALARIES AND BENEFITS:

	FTE	BASE RATE	ADDITIVES	BENEFITS	SUBTOTAL	LAPSE %	LAPSED SALARIES AND BENEFITS
A12 - AGY FIN REQ FY 2017-18							
CHANGES TO CURRENTLY AUTHORIZED POSITIONS							
OTHER SALARY AMOUNT							
1000 GENERAL REVENUE FUND							150,000

							150,000
							=====

WORKLOAD							3000000
SUBSTANCE ABUSE AND MENTAL HEALTH							
RAPID RESPONSE TEAM							3000190
SALARY RATE							000000
SALARY RATE.....		365,000			365,000		
		=====			=====		
SALARIES AND BENEFITS							010000
GENERAL REVENUE FUND -STATE		9.00	566,119		9.00	566,119	1000 1
		=====	=====		=====	=====	

	COL A12	COL A14	COL A15	COL A16	COL A14-A12	
	AGY FIN REQ	AGY AMD REQ	AGY AMD N/R	AGY AMD ANZ	AGY AMD REQ	
	FY 2017-18	FY 2017-18	FY 2017-18	FY 2017-18	FY 2017-18	
	POS	AMOUNT	POS	AMOUNT	POS	AMOUNT
						CODES
JUSTICE ADMINISTRATION						21000000
PUBLIC DEFENDERS						21600000
PGM: PD-20TH JUD CIRCUIT						21602000
PUBLIC PROTECTION						12
LEGAL REPRESENTATION						1203.00.00.00
WORKLOAD						3000000
SUBSTANCE ABUSE AND MENTAL HEALTH						
RAPID RESPONSE TEAM						3000190
SPECIAL CATEGORIES						100000
PUBLIC DEFENDER OPERATIONS						103226
GENERAL REVENUE FUND -STATE		37,153		23,895		37,153 1000 1
TOTAL: SUBSTANCE ABUSE AND MENTAL HEALTH						3000190
RAPID RESPONSE TEAM						
TOTAL POSITIONS.....		9.00			9.00	
TOTAL ISSUE.....		603,272		23,895	603,272	
TOTAL SALARY RATE.....		365,000			365,000	

AGENCY ISSUE NARRATIVE:

2017-2018 BUDGET YEAR NARRATIVE:

IT COMPONENT? NO

Amended 2017-18 Narrative after February 2, 2017

The Office of the Public Defender for the 20th Judicial Circuit faces unique challenges in providing aggressive, front-end legal representation for its ever increasing caseload of clients who have been diagnosed with a mental illness, developmental disability, or substance addiction, who have been arrested and are facing criminal charges. The 20th Circuit includes Lee, Charlotte, Collier, Hendry and Glades Counties. Geographically, it is the largest circuit in the state of Florida. Nonetheless, the 20th Circuit receives one of the lowest per capita funding rates for mental health and substance abuse services in Florida. Additionally, the 20th Circuit is experiencing closures of treatment providers in our rural counties resulting in pressure being placed on crisis units and more centrally-located treatment providers to adequately care for this vulnerable population.

As the community resources are stretched to their limits or fail to provide adequate services, responsibility to find appropriate placements and acceptable services for these clients falls to their Public Defender lawyers. All too often, these clients linger in inappropriate jail or hospital settings waiting for resolution of their court cases. The Office of the Public Defender for the 20th Judicial Circuit is requesting funding to develop a Substance Abuse and Mental Health Rapid Response Team to provide efficient and effective, proactive legal representation to our clientele struggling with mental illness and/or substance abuse. The team will consist of four (4) attorneys, two (2) case dispositional specialists, and three (3) support staff members, which will provide representation in all five (5) counties of the Twentieth Circuit.

COL A12	COL A14	COL A15	COL A16	COL A14-A12	CODES
AGY FIN REQ FY 2017-18 POS AMOUNT	AGY AMD REQ FY 2017-18 POS AMOUNT	AGY AMD N/R FY 2017-18 POS AMOUNT	AGY AMD ANZ FY 2017-18 POS AMOUNT	AGY AMD REQ FY 2017-18 OVER(UNDER) AGY FIN REQ FY 2017-18 POS AMOUNT	
					21000000
					21600000
					21602000
					12
					<u>1203.00.00.00</u>
					3000000
					3000190

JUSTICE ADMINISTRATION
 PUBLIC DEFENDERS
PGM: PD-20TH JUD CIRCUIT
 PUBLIC PROTECTION
LEGAL REPRESENTATION
 WORKLOAD
 SUBSTANCE ABUSE AND MENTAL HEALTH
 RAPID RESPONSE TEAM

Attorneys, case dispositional specialists, and support staff will work as a team from the case's inception to ensure that proper assessments and evaluations are ordered in an expeditious manner. This group will also work promptly to identify cases qualifying for diversionary status and work to swiftly gain the safe release of clients to family members or other appropriate placements. Such placements will lead to better care as well as lower incarceration and hospitalization costs. Additionally, by getting clients into therapeutic treatment quicker, we can also reduce recidivism rates for this population of clients. The Rapid Response Team will conduct thorough investigations of any mitigating factors resulting from a client's mental illness, developmental disability, or substance addiction by interviewing family members and gathering medical, mental health, and school records. This team will also provide assistance and guidance to the trial lawyers, and present mitigating factors to the court on behalf of the clients including, but not limited to, developing alternative sentencing plans to incarceration or hospitalization, locating appropriate treatment programs, and assisting clients with obtaining benefits and housing, all of which are key factors in maintaining mental well-being and building the stability needed to continue treatment, thereby reducing recidivism.

The Public Defender of the Twentieth Judicial Circuit is requesting recurring General Revenue funds for nine (9) positions to implement a Substance Abuse and Mental Health Rapid Response Team. The Operations request of \$37,153, of which \$23,895 is non-recurring, is based on the Modified Standard #3: Expense and Human Resource Services Assessment Package.

Summary: This is a new issue. Issue 3005180 has been deleted and moved to this issue code.

POSITION DETAIL OF SALARIES AND BENEFITS:

	FTE	BASE RATE	ADDITIVES	BENEFITS	SUBTOTAL	LAPSE %	LAPSED SALARIES AND BENEFITS
A14 - AGY AMD REQ FY 2017-18							
NEW POSITIONS							
5131 LEGAL ASSISTANT I N0115 001	3.00	72,000		47,492	119,492	0.00	119,492
5571 DISPOSITION SPECIALIST I N0114 001	2.00	73,000		35,455	108,455	0.00	108,455
5901 ASST PUBLIC DEFENDER							

COL A12		COL A14		COL A15		COL A16		COL A14-A12		CODES
AGY FIN REQ FY 2017-18	POS AMOUNT	AGY AMD REQ FY 2017-18	POS AMOUNT	AGY AMD N/R FY 2017-18	POS AMOUNT	AGY AMD ANZ FY 2017-18	POS AMOUNT	AGY AMD REQ FY 2017-18 OVER(UNDER)	AGY FIN REQ FY 2017-18	

JUSTICE ADMINISTRATION										21000000
PUBLIC DEFENDERS										21600000
PGM: PD-20TH JUD CIRCUIT										21602000
PUBLIC PROTECTION										12
LEGAL REPRESENTATION										1203.00.00.00
WORKLOAD										3000000
SUBSTANCE ABUSE AND MENTAL HEALTH										
RAPID RESPONSE TEAM										3000190

POSITION DETAIL OF SALARIES AND BENEFITS:

	FTE	BASE RATE	ADDITIVES	BENEFITS	SUBTOTAL	LAPSE %	LAPSED SALARIES AND BENEFITS
A14 - AGY AMD REQ FY 2017-18							
NEW POSITIONS							
N0113 001	4.00	220,000		118,172	338,172	0.00	338,172
TOTALS FOR ISSUE BY FUND							
1000 GENERAL REVENUE FUND	9.00	365,000		201,119	566,119		566,119

LEGAL ASSISTANCE - MENTAL HEALTH CARE/BAKER ACT							3000540
SALARY RATE							000000
SALARY RATE.....	91,000				91,000-		
SALARIES AND BENEFITS	2.00				2.00-		010000
INDIGENT CRIM DEFENSE TF -STATE	138,195					138,195-	2974 1

	COL A12	COL A14	COL A15	COL A16	COL A14-A12	
					AGY AMD REQ	
					FY 2017-18	
					OVER(UNDER)	
	AGY FIN REQ	AGY AMD REQ	AGY AMD N/R	AGY AMD ANZ	AGY FIN REQ	
	FY 2017-18	FY 2017-18	FY 2017-18	FY 2017-18	FY 2017-18	
POS	AMOUNT	POS	AMOUNT	POS	AMOUNT	CODES
JUSTICE ADMINISTRATION						21000000
PUBLIC DEFENDERS						21600000
PGM: PD-20TH JUD CIRCUIT						21602000
PUBLIC PROTECTION						12
LEGAL REPRESENTATION						1203.00.00.00
WORKLOAD						3000000
LEGAL ASSISTANCE - MENTAL HEALTH						
CARE/BAKER ACT						3000540
SPECIAL CATEGORIES						100000
PUBLIC DEFENDER OPERATIONS						103226
INDIGENT CRIM DEFENSE TF -STATE	8,646					8,646- 2974 1
TOTAL: LEGAL ASSISTANCE - MENTAL HEALTH						3000540
CARE/BAKER ACT						
TOTAL POSITIONS.....	2.00					2.00-
TOTAL ISSUE.....	146,841					146,841-
TOTAL SALARY RATE.....	91,000					91,000-

AGENCY ISSUE NARRATIVE:

2017-2018 BUDGET YEAR NARRATIVE:

IT COMPONENT? NO

The 20th Circuit Public Defender's Office workload relating to representing clients with mental illness and intellectual disability has grown, and data indicates it will continue to grow for the foreseeable future. The 20th Circuit Public Defender seeks funding for one (1) specialized mental health attorney and one (1) dispositional specialist to meet increased workload demands by providing individualized representation for clients facing involuntary commitment or residential placement under Chapter 394 (the Baker Act), Florida Statutes. The 20th Circuit is geographically the largest circuit in the state of Florida. Our office provides representation to clients housed in 5 separate receiving facilities spread throughout the circuit.

Mental health clients need not only legal representation to reduce admissions to crisis units and hospitals, but also assistance achieving quality reintegration to their community which promotes stability in their lives. The attorney and dispositional specialist would work as a team to advocate on behalf of the client for proper therapeutic treatment. Specifically, the attorney will protect the client's rights ensuring due process before, during, and after the hearing when determining whether commitment is appropriate. The dispositional specialist will help the attorney by acting as a liaison with hospital discharge planners to ensure that all less restrictive placements have been explored, as well as assist the clients with making application for available benefits, researching stable and affordable housing opportunities, ensuring compliance with medications, and to make sure clients attend scheduled doctor appointments following discharge from crisis units. A holistic approach providing wrap-around services for clients facing involuntary commitment or residential placement under Chapters 393 (developmental disabilities) and 394 (the Baker Act), Florida Statutes following release from commitment is essential to ensure our mentally ill clients gain the stability they need to halt the revolving cycle of readmission to crisis units thereby saving hospitalization costs, as well as court time and associated costs.

COL A12		COL A14		COL A15		COL A16		COL A14-A12		CODES
AGY FIN REQ FY 2017-18	POS AMOUNT	AGY AMD REQ FY 2017-18	POS AMOUNT	AGY AMD N/R FY 2017-18	POS AMOUNT	AGY AMD ANZ FY 2017-18	POS AMOUNT	AGY AMD REQ FY 2017-18 OVER(UNDER)	AGY FIN REQ FY 2017-18	
JUSTICE ADMINISTRATION										21000000
PUBLIC DEFENDERS										21600000
PGM: PD-20TH JUD CIRCUIT										21602000
PUBLIC PROTECTION										12
LEGAL REPRESENTATION										1203.00.00.00
WORKLOAD										3000000
LEGAL ASSISTANCE - MENTAL HEALTH										
CARE/BAKER ACT										3000540

The Public Defender of the Twentieth Judicial Circuit, is requesting recurring general revenue funds for two (2) positions to implement a Baker Act Unit. The Operations request of \$8,646 of which \$5,554 is non-recurring, is based on the Modified Standard #3: Expense and Human Resource Services Assessment Package.

Amended 2017-18 Narrative after February 2, 2017

Summary: this issue has been replaced by issue code 4200350 "Mental Health, Veterans and Drug Court Staffing" and has been deleted.

POSITION DETAIL OF SALARIES AND BENEFITS:

	FTE	BASE RATE	ADDITIVES	BENEFITS	SUBTOTAL	LAPSE %	LAPSED SALARIES AND BENEFITS
A12 - AGY FIN REQ FY 2017-18							
NEW POSITIONS							
5571 DISPOSITION SPECIALIST I N0068 001	1.00	36,000		17,651	53,651	0.00	53,651
5901 ASST PUBLIC DEFENDER N0069 001	1.00	55,000		29,544	84,544	0.00	84,544
TOTALS FOR ISSUE BY FUND							
2974 INDIGENT CRIM DEFENSE TF							138,195
	2.00	91,000		47,195	138,195		138,195

	COL A12	COL A14	COL A15	COL A16	COL A14-A12	
	AGY FIN REQ FY 2017-18	AGY AMD REQ FY 2017-18	AGY AMD N/R FY 2017-18	AGY AMD ANZ FY 2017-18	AGY AMD REQ FY 2017-18	AGY FIN REQ FY 2017-18
	POS AMOUNT	POS AMOUNT	POS AMOUNT	POS AMOUNT	POS AMOUNT	POS AMOUNT
						CODES
JUSTICE ADMINISTRATION						21000000
PUBLIC DEFENDERS						21600000
PGM: PD-20TH JUD CIRCUIT						21602000
PUBLIC PROTECTION						12
LEGAL REPRESENTATION						1203.00.00.00
WORKLOAD						3000000
FORENSIC CASE MANAGEMENT UNIT						3005180
SALARY RATE						000000
SALARY RATE.....	365,000				365,000-	
=====						
SALARIES AND BENEFITS						010000
GENERAL REVENUE FUND -STATE	9.00 566,119				9.00- 566,119-	1000 1
=====						
SPECIAL CATEGORIES						100000
PUBLIC DEFENDER OPERATIONS						103226
GENERAL REVENUE FUND -STATE	37,153				37,153-	1000 1
=====						
TOTAL: FORENSIC CASE MANAGEMENT UNIT						3005180
TOTAL POSITIONS.....	9.00				9.00-	
TOTAL ISSUE.....	603,272				603,272-	
TOTAL SALARY RATE.....	365,000				365,000-	
=====						

AGENCY ISSUE NARRATIVE:

2017-2018 BUDGET YEAR NARRATIVE:

IT COMPONENT? NO

The Office of the Public Defender for the 20th Judicial Circuit faces unique challenges in providing aggressive front-end representation for its ever increasing caseload of clients that have been diagnosed with a mental illness or a developmental disability who have been arrested and are facing criminal charges . The 20th Circuit includes Lee, Charlotte, Collier, Hendry and Glades Counties. Geographically, it is the largest circuit in the state of Florida. Nonetheless, the 20th Circuit receives one of the lowest per capita funding rates for mental health and substance abuse services in Florida. Additionally, the 20th Circuit is experiencing closures of treatment providers in our rural counties resulting in pressure being placed on crisis units and more centrally located treatment providers to adequately care for this vulnerable population.

As the community resources are stretched to their limits or fail to provide adequate services, responsibility to find appropriate placements and acceptable services for these clients falls to their Public Defender lawyers. All too often these clients linger in inappropriate jail or hospital settings waiting for resolution of their court cases. The Office of the Public Defender for the 20th Judicial Circuit is requesting funding to develop a Substance Abuse / Mental Health Rapid Response Team to provide efficient and effective proactive representation to our mentally ill clientele. This unit

	COL A12	COL A14	COL A15	COL A16	COL A14-A12	
					AGY AMD REQ	
					FY 2017-18	
					OVER(UNDER)	
	AGY FIN REQ	AGY AMD REQ	AGY AMD N/R	AGY AMD ANZ	AGY FIN REQ	
	FY 2017-18	FY 2017-18	FY 2017-18	FY 2017-18	FY 2017-18	
	POS	AMOUNT	POS	AMOUNT	POS	AMOUNT
						CODES
JUSTICE ADMINISTRATION						21000000
PUBLIC DEFENDERS						21600000
PGM: PD-20TH JUD CIRCUIT						21602000
PUBLIC PROTECTION						12
LEGAL REPRESENTATION						1203.00.00.00
WORKLOAD						3000000
FORENSIC CASE MANAGEMENT UNIT						3005180

will consist of four (4) attorneys, two (2) case dispositional specialists, and three (3) support staff members which will provide representation in all five (5) counties of the Twentieth Circuit.

Attorneys, case dispositional specialists, and support staff will work as a team from the case's inception to ensure that proper assessments and evaluations are ordered in an expeditious manner. This group will also work promptly to identify cases qualifying for diversionary status and work to swiftly gain the safe release of clients to family members or other appropriate placements. Such placements will lead to better care as well as lower incarceration and hospitalization costs. Additionally, by getting clients into therapeutic treatment quicker, we can also reduce recidivism rates for this population of clients. The Rapid Response Team will conduct thorough investigations of any mitigating factors resulting from a client's mental illness or developmental disability by interviewing family members and gathering medical, mental health and school records. This team will also provide assistance and guidance to the trial lawyers, and present mitigating factors to the court on behalf of the clients including, but not limited to, developing alternative sentencing plans to incarceration or hospitalization, locating appropriate treatment programs and assisting clients with obtaining benefits and housing, which are all key factors in maintaining mental well-being and building the stability needed to continue treatment thereby reducing recidivism.

The Public Defender of the Twentieth Judicial Circuit, is requesting recurring general revenue funds for nine (9) positions to implement a Substance Abuse / Mental Health Rapid Response Team. The Operations request of \$37,153, of which \$23,895 is non-recurring, is based on the Modified Standard #3: Expense and Human Resource Services Assessment Package.

Amended 2017-18 Narrative after February 2, 2017

Summary: This issue has been deleted and moved to issue code 3000190.

	COL A12	COL A14	COL A15	COL A16	COL A14-A12	
					AGY AMD REQ	
					FY 2017-18	
					OVER(UNDER)	
	AGY FIN REQ	AGY AMD REQ	AGY AMD N/R	AGY AMD ANZ	AGY FIN REQ	
	FY 2017-18	FY 2017-18	FY 2017-18	FY 2017-18	FY 2017-18	
POS	AMOUNT	POS	AMOUNT	POS	AMOUNT	CODES
JUSTICE ADMINISTRATION						21000000
PUBLIC DEFENDERS						21600000
PGM: PD-20TH JUD CIRCUIT						21602000
PUBLIC PROTECTION						12
LEGAL REPRESENTATION						1203.00.00.00
WORKLOAD						3000000
FORENSIC CASE MANAGEMENT UNIT						3005180

POSITION DETAIL OF SALARIES AND BENEFITS:

	FTE	BASE RATE	ADDITIVES	BENEFITS	SUBTOTAL	LAPSE %	LAPSED SALARIES AND BENEFITS
A12 - AGY FIN REQ FY 2017-18							
NEW POSITIONS							
5131 LEGAL ASSISTANT I							
N0115 001	3.00	72,000		47,492	119,492	0.00	119,492
5571 DISPOSITION SPECIALIST I							
N0114 001	2.00	73,000		35,455	108,455	0.00	108,455
5901 ASST PUBLIC DEFENDER							
N0113 001	4.00	220,000		118,172	338,172	0.00	338,172
TOTALS FOR ISSUE BY FUND							
1000 GENERAL REVENUE FUND							566,119
	9.00	365,000		201,119	566,119		566,119

GRAHAM/MILLER/ATWELL ETCETERA -							
COURT MANDATED JUVENILE							
RESENTENCING							3009000
SALARY RATE							000000
SALARY RATE.....	125,500	125,500					

	COL A12	COL A14	COL A15	COL A16	COL A14-A12	
					AGY AMD REQ	
					FY 2017-18	
					OVER(UNDER)	
	AGY FIN REQ	AGY AMD REQ	AGY AMD N/R	AGY AMD ANZ	AGY FIN REQ	
	FY 2017-18	FY 2017-18	FY 2017-18	FY 2017-18	FY 2017-18	
POS	AMOUNT	POS	AMOUNT	POS	AMOUNT	CODES
JUSTICE ADMINISTRATION						21000000
PUBLIC DEFENDERS						21600000
PGM: PD-20TH JUD CIRCUIT						21602000
PUBLIC PROTECTION						12
LEGAL REPRESENTATION						1203.00.00.00
WORKLOAD						3000000
GRAHAM/MILLER/ATWELL ETCETERA -						
COURT MANDATED JUVENILE						
RESENTENCING						3009000
SALARIES AND BENEFITS						010000
	3.00	3.00				
GENERAL REVENUE FUND -STATE	190,119	190,119				1000 1
SPECIAL CATEGORIES						100000
PUBLIC DEFENDER OPERATIONS						103226
GENERAL REVENUE FUND -STATE	12,151	12,151		7,965		1000 1
TOTAL: GRAHAM/MILLER/ATWELL ETCETERA -						3009000
COURT MANDATED JUVENILE						
RESENTENCING						
TOTAL POSITIONS.....	3.00	3.00				
TOTAL ISSUE.....	202,270	202,270		7,965		
TOTAL SALARY RATE.....	125,500	125,500				

AGENCY ISSUE NARRATIVE:

2017-2018 BUDGET YEAR NARRATIVE:

IT COMPONENT? NO

Recent laws have greatly affected the past, current, and future sentencing of juveniles and all aspects of representing a juvenile client in adult court as a result of expansion by the Florida Supreme Court to the landmark decisions by the United States Supreme Court in Graham v. Florida, 560 U.S. 418 (2010), and Miller v. Alabama, 132 S.Ct. 2455 (2012). As a result, the Public Defender of the 20th Judicial Circuit has experienced a substantial increase in its juvenile resentencing caseload. In response to Graham and Miller, the Florida Legislature enacted Chapter 2014-220, Laws of Florida, to provide a sentencing scheme for juvenile defendants charged as adults and facing potential life imprisonment, requiring the trial court to consider enumerated and other pertinent factors relevant to the offense, the defendant's youth, and attendant circumstances. In 2015, the Florida Supreme Court, in Horsley v. State 160 So.3d 393 (Fla. 2015) and Falcon v. State, 162 So.3d 954 (Fla. 2015), ruled that Graham and Miller apply retroactively to any juvenile offender seeking to challenge the constitutionality of a life sentence. The Horsley Court further mandated that juvenile defendants previously sentenced to life imprisonment are entitled to an individualized sentencing hearing pursuant to the newly enacted Chapter 2014-220, Laws of Florida. The Falcon Court also provided that any affected juvenile offender shall have two years (from May 22, 2015), the date of the Falcon mandate, to file a motion for post-conviction relief in the trial court seeking to correct his or her sentencing per Miller. Additionally, the pool of potential resentencing hearings has been expanded by the Florida Supreme Court to include juveniles sentenced to a number of years in prison

	COL A12	COL A14	COL A15	COL A16	COL A14-A12	
	AGY FIN REQ	AGY AMD REQ	AGY AMD N/R	AGY AMD ANZ	AGY FIN REQ	
	FY 2017-18	FY 2017-18	FY 2017-18	FY 2017-18	FY 2017-18	
	POS	AMOUNT	POS	AMOUNT	POS	AMOUNT
						CODES
JUSTICE ADMINISTRATION						21000000
PUBLIC DEFENDERS						21600000
PGM: PD-20TH JUD CIRCUIT						21602000
PUBLIC PROTECTION						12
LEGAL REPRESENTATION						1203.00.00.00
WORKLOAD						3000000
GRAHAM/MILLER/ATWELL ETCETERA -						
COURT MANDATED JUVENILE						
RESENTENCING						3009000

equivalent to life, Henry v. State, 160 So.3d 393 (Fla. 2015), Gridine v. State, 175 So.3d 672 (Fla. 2015); and to sentences of life with the possibility of parole, Atwell v. State, 2016 WL 3010795 (Fla. May 26, 2016), as well as sentences to life imprisonment for second degree murder, Landrum v. State, 2016 WL 3191099 (Fla. June 9, 2016). Also now before the Florida Supreme Court with a decision expected by the end of 2016, is Kelsey v. State, SC15-2079. Kelsey brings a broader potential caseload by asking the Court to determine whether juvenile offenders with lengthy sentences short of their life expectancies must have an opportunity to demonstrate through review under s.921.1402, Fla. Stat., their appropriateness for eventual release. A favorable decision will necessitate major sentence review hearings for the numerous juvenile offenders serving sentences longer than the statutory 15-, 20-, or 25-year review periods.

Public Defenders are the first-line of representation for these individuals and this type of litigation cannot be accommodated by current staff levels by the Public Defender of the 20th Judicial Circuit. This representation is not a one-time round of hearings nor a pro forma proceeding, as it requires a brand new sentencing hearing. The sentence review hearing required by s.921.1402, Fla. Stat., are a necessary and continuing obligation for clients once resentenced as required by Graham, Miller, et al., and under the current statute, and for all juveniles sentenced as adults from this point forward. Florida law requires the trial court look at numerous factors in determining an appropriate sentence, including but not limited to defendant's age, maturity, intellectual capacity, and emotional health, effect of familial or peer pressure on defendant's actions, background, participation in the offense, characteristics attributable to defendant's youth, possible rehabilitation, and the effect of the crime on the victim's family and community. The trial court must consider issues related to the juvenile's age and maturity at the time of the offense, juveniles who may have diminished culpability, and consider that juveniles may be more amenable to rehabilitation than adults. Effective representation of those facing resentencing, juveniles charged in adult court, and those entitled to sentence review requires thorough preparation, extensive interviewing, psychological and sociological evaluations, history of incarceration, potential and extent of rehabilitation, as well as release plans, including housing, employment, and other re-entry services.

The Public Defender of the 20th Judicial Circuit is requesting funding to develop a Graham/Miller Management Unit, consisting of an attorney, case dispositional specialist, and investigative staff member who will work as a team on two fronts: (1) by identifying and representing individuals previously affected and now entitled to resentencing and/or requiring review, and (2) representing children now facing charges in adult court, by providing a case-by-case approach in developing individualized and specialized considerations of juvenile offenders as required based upon the Court and Legislative decisions. An in-house team would provide significant cost avoidance overall through customized and extensive mitigation preparation. It is important that this defense team include well-experienced attorneys to provide representation as they are uniquely able and have specialized training to develop and present complex evidence and issues to the Court while counseling and providing effective representation.

	COL A12	COL A14	COL A15	COL A16	COL A14-A12	
					AGY AMD REQ	
					FY 2017-18	
					OVER(UNDER)	
	AGY FIN REQ	AGY AMD REQ	AGY AMD N/R	AGY AMD ANZ	AGY FIN REQ	
	FY 2017-18	FY 2017-18	FY 2017-18	FY 2017-18	FY 2017-18	
	POS	AMOUNT	POS	AMOUNT	POS	AMOUNT
						CODES
JUSTICE ADMINISTRATION						21000000
PUBLIC DEFENDERS						21600000
<u>PGM: PD-20TH JUD CIRCUIT</u>						21602000
PUBLIC PROTECTION						12
<u>LEGAL REPRESENTATION</u>						<u>1203.00.00.00</u>
WORKLOAD						3000000
GRAHAM/MILLER/ATWELL ETCETERA -						
COURT MANDATED JUVENILE						
RESENTENCING						3009000

The Public Defender of the 20th Judicial Circuit, is requesting recurring general revenue funds for three (3) positions to implement a Graham/Miller Management Unit, to include one (1) Assistant Public Defender, one (1) Dispositional Specialist, and one (1) Investigator to provide representation in all five (5) counties of the Twentieth Circuit. The Operations request of \$12,151, of which \$7,965 is non-recurring, is based on the Modified Standard #3: Expense and Human Resource Services Assessment Package.

Amended 2017-18 Narrative after February 2, 2017

Recent landmark decisions by the U.S. and Florida Supreme Courts have greatly affected the sentencing of juveniles in adult court, while also providing resentencing opportunities to those previously sentenced as adults while juveniles. Public Defenders are the first line of representation for these individuals and must identify those affected, provide representation for a meaningful opportunity for resentencing, and provide individualized attention to those juveniles who are facing adult sentences, both now and in the future. The 20th Circuit includes Lee, Charlotte, Collier, Hendry, and Glades Counties. Though it is the largest circuit geographically, it receives one of the lowest per capita funding rates. There are pending and prospective cases in each of the five counties, which necessitate additional time and travel by attorneys, case dispositional specialists, mitigation investigation specialists, and support staff in order to properly address each case and client. The Public Defender of the 20th Judicial Circuit currently has only one attorney to handle these cases circuit-wide. This is a tremendous amount of work, complicated by a geographical and logistical struggle as our five counties have a total land mass of 5,422 square miles.

This type of litigation cannot be accommodated by current staff levels at The Office of the Public Defender of the 20th Judicial Circuit. Also, this representation is not a one-time round of hearings nor a pro forma proceeding, as it requires brand-new full sentencing hearings followed by ongoing reviews. Sentence review hearings are required by s.921.1402, Fla. Stat., and are a necessary and continuing obligation for those resentenced, and for all juveniles sentenced as adults from this point forward. Florida law mandates that the trial court look at numerous factors in determining an appropriate sentence, including but not limited to: defendant's age, maturity, intellectual capacity, emotional health, effect of familial or peer pressure on defendant's actions, background, participation in the offense, characteristics attributable to defendant's youth, possible rehabilitation, and the effect of the crime on the victim's family and community. In order to properly represent those facing resentencing, juveniles charged in adult court, and those entitled to sentence review, proper and effective representation requires thorough preparation, extensive interviewing, psychological and sociological evaluations, history of incarceration, potential and extent of rehabilitation, as well as release plans including housing, employment, and other re-entry services. As such, other staff members will be needed, including social workers, disposition specialists, and mitigation experts, due to the increasing

	COL A12	COL A14	COL A15	COL A16	COL A14-A12	
	AGY FIN REQ	AGY AMD REQ	AGY AMD N/R	AGY AMD ANZ	AGY AMD REQ	
	FY 2017-18	FY 2017-18	FY 2017-18	FY 2017-18	FY 2017-18	
	POS	AMOUNT	POS	AMOUNT	POS	AMOUNT
						CODES
JUSTICE ADMINISTRATION						21000000
PUBLIC DEFENDERS						21600000
PGM: PD-20TH JUD CIRCUIT						21602000
PUBLIC PROTECTION						12
LEGAL REPRESENTATION						1203.00.00.00
WORKLOAD						3000000
GRAHAM/MILLER/ATWELL ETCETERA -						
COURT MANDATED JUVENILE						
RESENTENCING						3009000

workload created to gather and analyze voluminous data and records, and develop re-entry plans for individuals on these additional cases.

There are currently 24 people entitled to immediate action in the 20th Circuit, with many on hold due to lack of manpower and resources. There are additional cases forthcoming due to ongoing changes in the law. The Department of Corrections estimates over 100 cases in the 20th Circuit of individuals sentenced for crimes committed as juveniles who will be in need of assistance under new laws, now and in the foreseeable future. Further, with an average of 40 new juvenile direct-filed cases in the 20th Circuit each year, this office is in need of well-trained and experienced attorneys to handle these cases and their additional requirements. This issue has significant statewide impact for Public Defenders as the law is novel, complex, and labor-intensive.

The Public Defender of the 20th Judicial Circuit is requesting recurring General Revenue funding for three (3) positions to develop a Graham/Miller Management Unit, consisting of one (1) Assistant Public Defender, one (1) Dispositional Specialist, and one (1) Investigator to provide representation in all five (5) counties and work as a team in identifying and representing individuals previously affected and now entitled to resentencing and/or requiring review, and representing juveniles facing charges in adult court under the new law. The team will provide a case-by-case approach in developing individualized and specialized considerations of juvenile offenders as required based upon the Court and Legislative decisions. An in-house team would provide significant cost avoidance overall through customized and extensive mitigation preparation. The Operations request of \$12,151, of which \$7,965 is non-recurring, is based on the Modified Standard #3: Expense and Human Resource Services Assessment Package.

Summary: the narrative for this issue has been revised.

COL A12		COL A14		COL A15		COL A16		COL A14-A12		CODES
AGY FIN REQ FY 2017-18	AGY AMD REQ FY 2017-18	AGY AMD N/R FY 2017-18	AGY AMD ANZ FY 2017-18	AGY AMD REQ FY 2017-18	AGY FIN REQ FY 2017-18	AGY AMD REQ FY 2017-18	AGY AMD N/R FY 2017-18	AGY AMD ANZ FY 2017-18	AGY FIN REQ FY 2017-18	
POS	AMOUNT	POS	AMOUNT	POS	AMOUNT	POS	AMOUNT	POS	AMOUNT	

JUSTICE ADMINISTRATION										21000000
PUBLIC DEFENDERS										21600000
PGM: PD-20TH JUD CIRCUIT										21602000
PUBLIC PROTECTION										12
LEGAL REPRESENTATION										1203.00.00.00
WORKLOAD										3000000
GRAHAM/MILLER/ATWELL ETCETERA - COURT MANDATED JUVENILE RESENTENCING										3009000

POSITION DETAIL OF SALARIES AND BENEFITS:

	FTE	BASE RATE	ADDITIVES	BENEFITS	SUBTOTAL	LAPSE %	LAPSED SALARIES AND BENEFITS
A12 - AGY FIN REQ FY 2017-18							
NEW POSITIONS							
5571 DISPOSITION SPECIALIST I N0117 001	1.00	36,500		17,727	54,227	0.00	54,227
5661 INVESTIGATOR I N0118 001	1.00	34,000		17,348	51,348	0.00	51,348
5901 ASST PUBLIC DEFENDER N0116 001	1.00	55,000		29,544	84,544	0.00	84,544
TOTALS FOR ISSUE BY FUND							
1000 GENERAL REVENUE FUND							190,119
	3.00	125,500		64,619	190,119		190,119

A14 - AGY AMD REQ FY 2017-18

NEW POSITIONS							
5571 DISPOSITION SPECIALIST I N0117 001	1.00	36,500		17,727	54,227	0.00	54,227
5661 INVESTIGATOR I N0118 001	1.00	34,000		17,348	51,348	0.00	51,348
5901 ASST PUBLIC DEFENDER N0116 001	1.00	55,000		29,544	84,544	0.00	84,544

	COL A12	COL A14	COL A15	COL A16	COL A14-A12	
	AGY FIN REQ	AGY AMD REQ	AGY AMD N/R	AGY AMD ANZ	AGY AMD REQ	
	FY 2017-18	FY 2017-18	FY 2017-18	FY 2017-18	FY 2017-18	
	POS	AMOUNT	POS	AMOUNT	POS	AMOUNT
						CODES
JUSTICE ADMINISTRATION						21000000
PUBLIC DEFENDERS						21600000
PGM: PD-20TH JUD CIRCUIT						21602000
PUBLIC PROTECTION						12
LEGAL REPRESENTATION						1203.00.00.00
WORKLOAD						3000000
GRAHAM/MILLER/ATWELL ETCETERA -						
COURT MANDATED JUVENILE						
RESENTENCING						3009000

POSITION DETAIL OF SALARIES AND BENEFITS:

	FTE	BASE RATE	ADDITIVES	BENEFITS	SUBTOTAL	LAPSE %	LAPSED SALARIES AND BENEFITS
A14 - AGY AMD REQ FY 2017-18							
NEW POSITIONS							
TOTALS FOR ISSUE BY FUND							
1000 GENERAL REVENUE FUND							190,119
	3.00	125,500		64,619	190,119		190,119

OTHER PROGRAMS							4200000
MENTAL HEALTH, VETERANS AND DRUG							4200350
COURT STAFFING							000000
SALARY RATE							
SALARY RATE.....		134,000			134,000		
SALARIES AND BENEFITS							010000
GENERAL REVENUE FUND -STATE		69,009				69,009	1000 1
INDIGENT CRIM DEFENSE TF -STATE		138,195				138,195	2974 1
TOTAL POSITIONS.....	3.00				3.00		
TOTAL APPRO.....		207,204				207,204	

	COL A12	COL A14	COL A15	COL A16	COL A14-A12	
	AGY FIN REQ FY 2017-18	AGY AMD REQ FY 2017-18	AGY AMD N/R FY 2017-18	AGY AMD ANZ FY 2017-18	AGY AMD REQ FY 2017-18	AGY FIN REQ FY 2017-18
	POS	AMOUNT	POS	AMOUNT	POS	AMOUNT
JUSTICE ADMINISTRATION						21000000
PUBLIC DEFENDERS						21600000
PGM: PD-20TH JUD CIRCUIT						21602000
PUBLIC PROTECTION						12
LEGAL REPRESENTATION						1203.00.00.00
OTHER PROGRAMS						4200000
MENTAL HEALTH, VETERANS AND DRUG						4200350
COURT STAFFING						100000
SPECIAL CATEGORIES						103226
PUBLIC DEFENDER OPERATIONS						
GENERAL REVENUE FUND -STATE		4,673		2,777		4,673 1000 1
INDIGENT CRIM DEFENSE TF -STATE		8,646		5,554		8,646 2974 1
TOTAL APPRO.....		13,319		8,331		13,319
TOTAL: MENTAL HEALTH, VETERANS AND DRUG						4200350
COURT STAFFING						
TOTAL POSITIONS.....		3.00				3.00
TOTAL ISSUE.....		220,523		8,331		220,523
TOTAL SALARY RATE.....		134,000				134,000

AGENCY ISSUE NARRATIVE:

2017-2018 BUDGET YEAR NARRATIVE:

IT COMPONENT? NO

Amended 2017-18 Narrative after February 2, 2017

Baker Act Representation

The 20th Circuit Public Defender's Office workload relating to representing clients with mental illness and intellectual disability has grown, and data indicates it will continue to grow for the foreseeable future. The 20th Circuit Public Defender seeks funding for one (1) specialized mental health attorney and one (1) dispositional specialist to meet increased workload demands by providing individualized representation for clients facing involuntary commitment or residential placement under Chapter 394 (the Baker Act), Florida Statutes. The 20th Circuit is geographically the largest circuit in the state of Florida with a total land mass of 5,422 square miles. Our office provides representation to clients housed in five (5) separate receiving facilities spread throughout the circuit.

Mental health clients not only need legal representation to reduce admissions to crisis units and hospitals, but also assistance achieving quality reintegration to their community which promotes stability in their lives. The attorney and dispositional specialist would work as a team to advocate on behalf of the client for proper therapeutic treatment. Specifically, the attorney will protect the client's rights ensuring due process before, during, and after the hearing when determining whether commitment is appropriate. The dispositional specialist will help the attorney by acting as a

	COL A12	COL A14	COL A15	COL A16	COL A14-A12	
	AGY FIN REQ	AGY AMD REQ	AGY AMD N/R	AGY AMD ANZ	AGY FIN REQ	
	FY 2017-18	FY 2017-18	FY 2017-18	FY 2017-18	FY 2017-18	
	POS	AMOUNT	POS	AMOUNT	POS	AMOUNT
						CODES
JUSTICE ADMINISTRATION						21000000
PUBLIC DEFENDERS						21600000
PGM: PD-20TH JUD CIRCUIT						21602000
PUBLIC PROTECTION						12
LEGAL REPRESENTATION						<u>1203.00.00.00</u>
OTHER PROGRAMS						4200000
MENTAL HEALTH, VETERANS AND DRUG						
COURT STAFFING						4200350

liaison with hospital discharge planners to ensure that all less-restrictive placements have been explored, as well as assist the clients with making application for available benefits, researching stable and affordable housing opportunities, ensuring compliance with medications, and to make sure clients attend scheduled doctor appointments following discharge from crisis units. A holistic approach providing wrap-around services for clients facing involuntary commitment or residential placement under Chapters 393 (developmental disabilities) and 394 (the Baker Act), Florida Statutes following release from commitment is essential to ensure our mentally ill clients gain the stability they need to halt the revolving cycle of readmission to crisis units, thereby saving hospitalization costs, as well as court time and associated costs.

The Public Defender of the Twentieth Judicial Circuit, is requesting recurring Indigent Criminal Defense Trust Fund budget authority for two (2) positions to implement a Baker Act Unit. The Operations request of \$8,646 of which \$5,554 is non-recurring, is based on the Modified Standard #3: Expense and Human Resource Services Assessment Package.

Involuntary Admission to Residential Services Pursuant to Section 393.11, Florida Statutes

Section 393.11, Fla. Stat., authorizes commitment to the Agency for Persons with Disabilities for involuntary admission of persons with intellectual disabilities and autism that require residential services. In 2016, the Florida Legislature amended the statute to create a requirement that a placement resulting from an involuntary admission to residential services must be reviewed by the court at a hearing annually, unless a shorter review period is ordered. s. 393.11(14)(b), Fla. Stat. Public Defenders are often the attorneys of record for these cases in accordance with s.27.51(1)(d), and are required to be noticed by the Agency of any review hearing. This is a new, mandated workload created by a new statutory section for which Public Defenders received no new funding.

The 20th Circuit Public Defender has identified 52 individuals who have been involuntary placed under s.393.11 or s.393.11 and 916.393. The annual reviews under new statute 393.11(14) are a new type of hearing that the 20th Circuit Public Defender's office has not been appointed to handle in the past. Assistant Public Defenders must meet with the client, explore the client's history, and obtain independent medical examinations. Based on the recommendations of the Agency and the findings of defense experts, attorneys may have to argue for less-restrictive placement or continued treatment as previously ordered. In the 20th Circuit, almost all of the cases pre-date electronic filing and most of the case files have been destroyed by the Clerk of Court in accordance with the destruction schedule at the time. Complete histories will have to be recreated and new client/attorney relationships will have to be formed. This will necessitate travel, both for visits to the clients in their group homes and to attend the annual hearings. Depending on the jurisdiction of the case, the status of the client, and the decisions of the Agency, these hearings may be held in counties outside our circuit. Even within our circuit, we are the largest geographically with a combined land mass of

	COL A12	COL A14	COL A15	COL A16	COL A14-A12	
					AGY AMD REQ	
					FY 2017-18	
					OVER(UNDER)	
	AGY FIN REQ	AGY AMD REQ	AGY AMD N/R	AGY AMD ANZ	AGY FIN REQ	
	FY 2017-18	FY 2017-18	FY 2017-18	FY 2017-18	FY 2017-18	
	POS	AMOUNT	POS	AMOUNT	POS	AMOUNT
						CODES
JUSTICE ADMINISTRATION						21000000
PUBLIC DEFENDERS						21600000
PGM: PD-20TH JUD CIRCUIT						21602000
PUBLIC PROTECTION						12
LEGAL REPRESENTATION						1203.00.00.00
OTHER PROGRAMS						4200000
MENTAL HEALTH, VETERANS AND DRUG						
COURT STAFFING						4200350

5,422 square miles, and the increased travel creates a logistical and financial strain. Video conferences and video hearings will likely not be appropriate in many of these cases due to the vulnerability of this population.

The 20th Circuit Public Defender is requesting recurring General Revenue funds for one (1) Assistant Public Defender to handle the 393.11(14) annual reviews as this is new, mandated, unfunded workload. The Operations request of \$4,673, of which \$2,777 is non-recurring, is based on the Modified Standard #3: Expense and Human Resource Services Assessment Package.

Summary: this is a new issue that replaces issue codes 3000540 Legal Assistance Mental Health Care Baker Act and 5000570 Involuntary Admission to Residential Services Pursuant to Section 393.11 Florida Statute. The original narratives have been revised and the original issues have been deleted.

POSITION DETAIL OF SALARIES AND BENEFITS:

	FTE	BASE RATE	ADDITIVES	BENEFITS	SUBTOTAL	LAPSE %	LAPSED SALARIES AND BENEFITS
A14 - AGY AMD REQ FY 2017-18							
NEW POSITIONS							
5571 DISPOSITION SPECIALIST I							
N0001 001	1.00	36,000		17,651	53,651	0.00	53,651
5901 ASST PUBLIC DEFENDER							
N0002 001	1.00	55,000		29,544	84,544	0.00	84,544
N0003 001	1.00	43,000		26,009	69,009	0.00	69,009

COL A12		COL A14		COL A15		COL A16		COL A14-A12		CODES
AGY FIN REQ FY 2017-18	POS AMOUNT	AGY AMD REQ FY 2017-18	POS AMOUNT	AGY AMD N/R FY 2017-18	POS AMOUNT	AGY AMD ANZ FY 2017-18	POS AMOUNT	AGY AMD REQ FY 2017-18 OVER(UNDER)	AGY FIN REQ FY 2017-18	

JUSTICE ADMINISTRATION 21000000
 PUBLIC DEFENDERS 21600000
 PGM: PD-20TH JUD CIRCUIT 21602000
 PUBLIC PROTECTION 12
 LEGAL REPRESENTATION 1203.00.00.00
 OTHER PROGRAMS 4200000
 MENTAL HEALTH, VETERANS AND DRUG
 COURT STAFFING 4200350

POSITION DETAIL OF SALARIES AND BENEFITS:

FTE	BASE RATE	ADDITIVES	BENEFITS	SUBTOTAL	LAPSE %	LAPSED SALARIES AND BENEFITS
A14 - AGY AMD REQ FY 2017-18						
NEW POSITIONS						
TOTALS FOR ISSUE BY FUND						
						138,195
						69,009
3.00	134,000		73,204	207,204		207,204

IMPROVED PROGRAMS 5000000
 CROSSOVER PROGRAM FUNDING 5000400
 SALARY RATE 000000
 SALARY RATE..... 43,000 43,000
 SALARIES AND BENEFITS 010000
 GENERAL REVENUE FUND -STATE 1.00 69,009 1.00 69,009 1000 1
 SPECIAL CATEGORIES 100000
 PUBLIC DEFENDER OPERATIONS 103226
 GENERAL REVENUE FUND -STATE 4,673 4,673 2,777 1000 1

	COL A12	COL A14	COL A15	COL A16	COL A14-A12	
					AGY AMD REQ	
					FY 2017-18	
					OVER(UNDER)	
	AGY FIN REQ	AGY AMD REQ	AGY AMD N/R	AGY AMD ANZ	AGY FIN REQ	
	FY 2017-18	FY 2017-18	FY 2017-18	FY 2017-18	FY 2017-18	
POS	AMOUNT	POS	AMOUNT	POS	AMOUNT	CODES
JUSTICE ADMINISTRATION						21000000
PUBLIC DEFENDERS						21600000
PGM: PD-20TH JUD CIRCUIT						21602000
PUBLIC PROTECTION						12
LEGAL REPRESENTATION						1203.00.00.00
IMPROVED PROGRAMS						5000000
CROSSOVER PROGRAM FUNDING						5000400
TOTAL: CROSSOVER PROGRAM FUNDING						5000400
TOTAL POSITIONS.....	1.00	1.00				
TOTAL ISSUE.....	73,682	73,682	2,777			
TOTAL SALARY RATE.....	43,000	43,000				

AGENCY ISSUE NARRATIVE:

2017-2018 BUDGET YEAR NARRATIVE:

IT COMPONENT? NO

The 20th Circuit Public Defender requests funding for a pilot project to provide crossover representation for juveniles in the existing Unified Family Court division, as well as enhance identification and services provided for dual status or dually adjudicated youth.

The term crossover refers to youth who are simultaneously involved with both the child welfare system (dependency) and juvenile justice system (delinquency), presenting a variety of complex legal, jurisdictional, and service delivery challenges. For purposes of discussion and development of approaches and resources to address the needs of youth: dual status youth are those who are currently involved with the juvenile justice system and have a history in the child welfare system but no current involvement; dually involved youth are concurrently involved in both systems; and dually adjudicated youth are concurrently adjudicated in both the child welfare and juvenile justice systems. Prior research indicates that youth in the child welfare system who are victims of abuse and neglect are at an increased risk of engaging in delinquency. Delinquency rates, for instance, are approximately 47% greater for youth associated with at least one substantiated report of maltreatment. Group homes, placement instability, and weak social bonds are the most frequently identified factors associated with delinquency for youth in the child welfare system. It is also generally accepted that behavior resulting in status offense complaints is frequently the precursor to delinquent activity among youth. Status offenses involve conduct that would not be a crime if it was committed by an adult (such as skipping school, violating a curfew, etc.) We also know that youths with histories in the dependency system have a more rapid trajectory deeper into the delinquency system, including out-of-home placement and correctional alternatives.

The legislature and courts have expressed interest in judicial economy and advancing the best interests of families. The 20th Judicial Circuit's Unified Family Court division has a crossover division focused on providing a child charged with a delinquent act with state-mandated and needed services while the delinquency and dependency matters are addressed by a single judge. The children in the division frequently have complex social, educational, family, and mental health needs. Resources are needed to fully implement a one judge/one child/one lawyer approach, where the same Assistant Public Defender handles the child's pending delinquency and dependency matters, arguing for the expressed interests of the child, and thereby improving outcomes for children and their families.

Additional resources are needed to provide services to wrap around the full continuum of the children's needs. In

COL A12		COL A14		COL A15		COL A16		COL A14-A12		CODES
AGY FIN REQ FY 2017-18	POS AMOUNT	AGY AMD REQ FY 2017-18	POS AMOUNT	AGY AMD N/R FY 2017-18	POS AMOUNT	AGY AMD ANZ FY 2017-18	POS AMOUNT	AGY AMD REQ FY 2017-18 OVER(UNDER)	AGY FIN REQ FY 2017-18	

JUSTICE ADMINISTRATION										21000000
PUBLIC DEFENDERS										21600000
PGM: PD-20TH JUD CIRCUIT										21602000
PUBLIC PROTECTION										12
LEGAL REPRESENTATION										1203.00.00.00
IMPROVED PROGRAMS										5000000
CROSSOVER PROGRAM FUNDING										5000400

addition to concentrating on children with cases pending in both delinquency and dependency court, we need to have the ability to identify juveniles with prior involvement in the juvenile welfare system, even if the case has been resolved. We anticipate this may affect more than 52 children at any given time. The ultimate goal for the youth also benefits the entire state: working toward reduced recidivism and lessening the strain on state and community resources. A single attorney who can be involved in both systems has an excellent opportunity to use information from the child welfare system when developing collaborative plans for early intervention services.

POSITION DETAIL OF SALARIES AND BENEFITS:

	FTE	BASE RATE	ADDITIVES	BENEFITS	SUBTOTAL	LAPSE %	LAPSED SALARIES AND BENEFITS
A12 - AGY FIN REQ FY 2017-18							
NEW POSITIONS							
5901 ASST PUBLIC DEFENDER N0112 001	1.00	43,000		26,009	69,009	0.00	69,009
TOTALS FOR ISSUE BY FUND							
1000 GENERAL REVENUE FUND							69,009
	1.00	43,000		26,009	69,009		69,009

A14 - AGY AMD REQ FY 2017-18

NEW POSITIONS							
5901 ASST PUBLIC DEFENDER N0112 001	1.00	43,000		26,009	69,009	0.00	69,009

	COL A12	COL A14	COL A15	COL A16	COL A14-A12	
	AGY FIN REQ	AGY AMD REQ	AGY AMD N/R	AGY AMD ANZ	AGY AMD REQ	
	FY 2017-18	FY 2017-18	FY 2017-18	FY 2017-18	FY 2017-18	
	POS	AMOUNT	POS	AMOUNT	POS	AMOUNT
						CODES
JUSTICE ADMINISTRATION						21000000
PUBLIC DEFENDERS						21600000
PGM: PD-20TH JUD CIRCUIT						21602000
PUBLIC PROTECTION						12
LEGAL REPRESENTATION						1203.00.00.00
IMPROVED PROGRAMS						5000000
CROSSOVER PROGRAM FUNDING						5000400

POSITION DETAIL OF SALARIES AND BENEFITS:

	FTE	BASE RATE	ADDITIVES	BENEFITS	SUBTOTAL	LAPSE %	LAPSED SALARIES AND BENEFITS
A14 - AGY AMD REQ FY 2017-18							
NEW POSITIONS							
TOTALS FOR ISSUE BY FUND							
1000 GENERAL REVENUE FUND							69,009
	1.00	43,000		26,009	69,009		69,009

INVOLUNTARY ADMISSION TO RESIDENTIAL SERVICES PURSUANT TO SECTION 393.11 FLORIDA STATUTE							5000570
SALARY RATE							000000
SALARY RATE.....	43,000				43,000-		
SALARIES AND BENEFITS							010000
GENERAL REVENUE FUND -STATE	1.00	69,009			1.00-	69,009-	1000 1
SPECIAL CATEGORIES							100000
PUBLIC DEFENDER OPERATIONS							103226
GENERAL REVENUE FUND -STATE		4,673				4,673-	1000 1

	COL A12	COL A14	COL A15	COL A16	COL A14-A12	
					AGY AMD REQ	
					FY 2017-18	
					OVER(UNDER)	
	AGY FIN REQ	AGY AMD REQ	AGY AMD N/R	AGY AMD ANZ	AGY FIN REQ	
	FY 2017-18	FY 2017-18	FY 2017-18	FY 2017-18	FY 2017-18	
	POS	AMOUNT	POS	AMOUNT	POS	AMOUNT
JUSTICE ADMINISTRATION						21000000
PUBLIC DEFENDERS						21600000
PGM: PD-20TH JUD CIRCUIT						21602000
PUBLIC PROTECTION						12
LEGAL REPRESENTATION						1203.00.00.00
IMPROVED PROGRAMS						5000000
INVOLUNTARY ADMISSION TO RESIDENTIAL SERVICES PURSUANT TO SECTION 393.11 FLORIDA STATUTE						5000570
TOTAL: INVOLUNTARY ADMISSION TO RESIDENTIAL SERVICES PURSUANT TO SECTION 393.11 FLORIDA STATUTE						5000570
TOTAL POSITIONS.....	1.00				1.00-	
TOTAL ISSUE.....		73,682				73,682-
TOTAL SALARY RATE.....	43,000				43,000-	

AGENCY ISSUE NARRATIVE:

2017-2018 BUDGET YEAR NARRATIVE:

IT COMPONENT? NO

Section 393.11, Fla. Stat., authorizes commitment to the Agency for Persons with Disabilities for involuntary admission of persons with intellectual disabilities and autism that require residential services. The Florida Legislature, in 2016, amended the statute to create a requirement that a placement resulting from an involuntary admission to residential services must be reviewed by the court at a hearing annually, unless a shorter review period is ordered. s. 393.11(14)(b), Fla. Stat. Public Defenders are often the attorneys of record for these cases in accordance with s.27.51(1)(d), and are required to be notified by the Agency of any review hearing. This is a new, mandated workload created by a new statutory section for which Public Defenders received no new funding.

The 20th Circuit Public Defender has identified 52 individuals who have been involuntarily placed under s.393.11 or s.393.11 and 916.393. The annual reviews under new statute 393.11(14) are a new type of hearing the 20th Circuit Public Defender's office has not been appointed to handle in the past. Assistant Public Defenders must meet with the client, explore the client's history, and obtain independent medical examinations. Based on the recommendations of the Agency and the findings of defense experts, attorneys may have to argue for less restrictive placement and/or continued treatment as previously ordered. In the 20th Circuit, almost all of the cases pre-date electronic filing and most of the case files have been destroyed by the Clerk of Court in accordance with the destruction schedule at the time. Complete histories will have to be recreated and new client/attorney relationships will have to be formed. Depending on the jurisdiction of the case, the status of the client, and the decisions of the Agency, these hearings may be held in counties outside our circuit. Attorneys will have to travel, as video conferences and video hearings will likely not be appropriate in many of these cases due to the vulnerability of this population.

The 20th Circuit Public Defender is requesting recurring general revenue funds for one (1) Assistant Public Defender to handle the 393.11(14) annual reviews as this is new, mandated, unfunded workload. The Operations request of \$4,673, of which \$2,777 is non-recurring, is based on the Modified Standard #3: Expense and Human Resource Services Assessment Package.

	COL A12	COL A14	COL A15	COL A16	COL A14-A12	
	AGY FIN REQ	AGY AMD REQ	AGY AMD N/R	AGY AMD ANZ	AGY AMD REQ	
	FY 2017-18	FY 2017-18	FY 2017-18	FY 2017-18	FY 2017-18	
	POS	AMOUNT	POS	AMOUNT	POS	AMOUNT
						CODES
JUSTICE ADMINISTRATION						21000000
PUBLIC DEFENDERS						21600000
PGM: PD-20TH JUD CIRCUIT						21602000
PUBLIC PROTECTION						12
LEGAL REPRESENTATION						1203.00.00.00
IMPROVED PROGRAMS						5000000
INVOLUNTARY ADMISSION TO						
RESIDENTIAL SERVICES PURSUANT TO						
SECTION 393.11 FLORIDA STATUTE						5000570

Amended 2017-18 Narrative after February 2, 2017

Summary: this issue has been replaced by issue code 4200350 "Mental Health, Veterans and Drug Court Staffing" and has been deleted.

POSITION DETAIL OF SALARIES AND BENEFITS:

	FTE	BASE RATE	ADDITIVES	BENEFITS	SUBTOTAL	LAPSE %	LAPSED SALARIES AND BENEFITS
A12 - AGY FIN REQ FY 2017-18							
NEW POSITIONS							
5901 ASST PUBLIC DEFENDER							
N0119 001	1.00	43,000		26,009	69,009	0.00	69,009
TOTALS FOR ISSUE BY FUND							
1000 GENERAL REVENUE FUND							69,009
	1.00	43,000		26,009	69,009		69,009

	COL A12	COL A14	COL A15	COL A16	COL A14-A12	
					AGY AMD REQ	
					FY 2017-18	
					OVER(UNDER)	
	AGY FIN REQ	AGY AMD REQ	AGY AMD N/R	AGY AMD ANZ	AGY FIN REQ	
	FY 2017-18	FY 2017-18	FY 2017-18	FY 2017-18	FY 2017-18	
POS	AMOUNT	POS	AMOUNT	POS	AMOUNT	POS
						AMOUNT
						CODES
JUSTICE ADMINISTRATION						21000000
PUBLIC DEFENDERS						21600000
PGM: PD-20TH JUD CIRCUIT						21602000
PUBLIC PROTECTION						12
LEGAL REPRESENTATION						1203.00.00.00
TOTAL: LEGAL REPRESENTATION						1203.00.00.00
BY FUND TYPE						
GENERAL REVENUE FUND	1,102,906	952,906	37,414		150,000-	1000
TRUST FUNDS	196,841	196,841	55,554			2000
TOTAL POSITIONS.....	16.00	16.00				
TOTAL PROG COMP.....	1,299,747	1,149,747	92,968		150,000-	
TOTAL SALARY RATE.....	667,500	667,500				

	COL A12	COL A14	COL A15	COL A16	COL A14-A12	
					AGY AMD REQ	
					FY 2017-18	
					OVER(UNDER)	
	AGY FIN REQ	AGY AMD REQ	AGY AMD N/R	AGY AMD ANZ	AGY FIN REQ	
	FY 2017-18	FY 2017-18	FY 2017-18	FY 2017-18	FY 2017-18	
POS	AMOUNT	POS	AMOUNT	POS	AMOUNT	POS
						AMOUNT
						CODES
JUSTICE ADMINISTRATION						21000000
PUBLIC DEFENDERS APPEL DIV						21650000
PGM: PDA-2ND JUD CIRCUIT						21650200
PUBLIC PROTECTION						12
LEGAL REPRESENTATION						1203.00.00.00
WORKLOAD						3000000
ENHANCED OTHER PERSONAL SERVICES						3000640
OTHER PERSONAL SERVICES						030000
GENERAL REVENUE FUND	-STATE	50,000	50,000	50,000		1000 1

AGENCY ISSUE NARRATIVE:

2017-2018 BUDGET YEAR NARRATIVE: IT COMPONENT? NO

The Public Defender of the Second Judicial Circuit is requesting a one-time non-recurring additional appropriation of \$50,000 in our OPS budget for the fiscal year 2016-2017 to allow us to hire additional temporary or contract attorneys to alleviate our appellate workload.

For the 2015-16 fiscal year, Assistant Public Defenders (APDs) in Appeals filed 1190 briefs, using 27 FTEs (FY15-16 avg). This averages to approximately 44 briefs/FTE. The national appellate workload standard is 25 briefs per attorney per year. Our attorneys are exceeding the standard by over 76%.

Despite their tremendous productivity, PD2 appellate attorneys cannot begin to work on incoming cases for at least 90 days from receipt of a record because our backlog is so heavy. On the average, our general division appellate attorneys are carrying over 4700 record pages of pending appeals. The District Court of Appeal is often denying or curtailing requests for extension of time on our cases, and relief is still needed. The 2015 legislature appropriated \$125,000 in additional recurring funds for our appellate division, and this has begun to alleviate our backlog. With that funding we have been able to reduce our backlog by 30,000 record pages; however, we still have a backlog of over 85,000 pending pages. At a productivity rate of 1500 record pages per month, a new temporary attorney added to the general appellate division will allow us to dig into the backlog by 18,000 record pages a year. An alternative is to contract out appellate cases, which also would alleviate the backlog.

Amended 2017-18 Narrative after February 2, 2017

Summary: the Other Personal Services request of \$50,000 has been made non-recurring per the original narrative.

	COL A12	COL A14	COL A15	COL A16	COL A14-A12	
	AGY FIN REQ FY 2017-18	AGY AMD REQ FY 2017-18	AGY AMD N/R FY 2017-18	AGY AMD ANZ FY 2017-18	AGY AMD REQ FY 2017-18	AGY FIN REQ FY 2017-18
	POS	AMOUNT	POS	AMOUNT	POS	AMOUNT
JUSTICE ADMINISTRATION						21000000
PUBLIC DEFENDERS APPEL DIV						21650000
PGM: PDA-2ND JUD CIRCUIT						21650200
PUBLIC PROTECTION						12
LEGAL REPRESENTATION						1203.00.00.00
WORKLOAD						3000000
PUBLIC DEFENDER TRIAL WORKLOAD						3001300
SALARY RATE						000000
SALARY RATE.....	25,000				25,000-	
=====						
SALARIES AND BENEFITS						010000
GENERAL REVENUE FUND -STATE	1.00	40,983			1.00-	40,983- 1000 1
=====						
SPECIAL CATEGORIES						100000
PUBLIC DEFENDER OPERATIONS						103226
GENERAL REVENUE FUND -STATE		16,806				16,806- 1000 1
=====						
TOTAL: PUBLIC DEFENDER TRIAL WORKLOAD						3001300
TOTAL POSITIONS.....	1.00				1.00-	
TOTAL ISSUE.....		57,789				57,789-
TOTAL SALARY RATE.....	25,000				25,000-	
=====						

AGENCY ISSUE NARRATIVE:

2017-2018 BUDGET YEAR NARRATIVE:

IT COMPONENT? NO

On January 6, 2016, the Supreme Court of Florida's Administrative Order SC14-28 took effect, directing the clerks of the lower tribunals to provide all records on appeal to the appellate courts in an electronic format. Once fully implemented, this mandate will have a tremendous effect on our office. Per case law, a criminal defendant's record on appeal is the property of that defendant, and our appellate offices are required to deliver the record to each client at the conclusion of his/her appeal (Office of the Public Defender V. Madison, 961 So.2d 1044 [Fla. 1st DCA 2007]). A paper record is necessary because the Department of Correction (DOC) will not allow inmates to possess any item other than a paper copy. The DOC rules explicitly prohibit inmates from having computer disks, and the Department does not provide computer services for inmates to view records on the E-DCA website. In the past, the clerk prepared a paper record for any person in a direct appeal who has been found insolvent. This mandate will now shift the responsibility of preparing the paper record to our office.

In order to comply with the e-filing mandate ordered by the Florida Supreme Court, the Public Defender of the Second Judicial Circuit is requesting Workload and Operation funding, as follows:

	COL A12	COL A14	COL A15	COL A16	COL A14-A12	
					AGY AMD REQ	
					FY 2017-18	
					OVER(UNDER)	
	AGY FIN REQ	AGY AMD REQ	AGY AMD N/R	AGY AMD ANZ	AGY FIN REQ	
	FY 2017-18	FY 2017-18	FY 2017-18	FY 2017-18	FY 2017-18	
	POS	AMOUNT	POS	AMOUNT	POS	AMOUNT
JUSTICE ADMINISTRATION						21000000
PUBLIC DEFENDERS APPEL DIV						21650000
PGM: PDA-2ND JUD CIRCUIT						21650200
PUBLIC PROTECTION						12
LEGAL REPRESENTATION						1203.00.00.00
WORKLOAD						3000000
PUBLIC DEFENDER TRIAL WORKLOAD						3001300

1) To alleviate the workload on our current staff, we are requesting funding for one (1) FTE Support Staff at \$25,000 salary plus benefits. This employee will be responsible for collecting and storing the digital copies, printing the records, and binding and collating the final paper copies so they can be delivered to our appellate clients.

2) In the 2015-2016 fiscal year, our appellate office received 474,588 record pages. After we absorb the responsibility of printing these records, our office will incur increased operations costs to manage this high volume of printing. We are thankful that the 2013 legislature allocated recurring funds of \$7,365 to address this, but that number falls short of meeting the projected cost to manage print production (printing at \$0.0099/page and paper at a cost of \$0.0088/page with an average print count at 474,588 per year). Because of this shortage, our office is requesting additional Operations (GR) funding in the amount of \$2,589: \$1,509 is to meet the projected cost of print production (\$8,874 minus \$7,365) and an additional \$1,080 to pay for the maintenance agreement on the printer used to handle the e-service production. Also, our office is requesting \$8,573 in non-recurring operations funds to purchase a high-capacity printer that will be primarily used by our staff to print these records.

3) Operations funding is also requested for the new position as per Standard #3, Modified for Public Defenders.

Amended 2017-18 Narrative after February 2, 2017

Summary: this issue has been replaced by issue code 36301C0 "Supreme Court Mandate SC11-399 for Electronic Filing."

POSITION DETAIL OF SALARIES AND BENEFITS:

	FTE	BASE RATE	ADDITIVES	BENEFITS	SUBTOTAL	LAPSE %	LAPSED SALARIES AND BENEFITS
A12 - AGY FIN REQ FY 2017-18							
NEW POSITIONS							
5005 STAFF SUPPORT TECHNICIAN							
N0001 001	1.00	25,000		15,983	40,983	0.00	40,983

	COL A12	COL A14	COL A15	COL A16	COL A14-A12	
	AGY FIN REQ	AGY AMD REQ	AGY AMD N/R	AGY AMD ANZ	AGY AMD REQ	
	FY 2017-18	FY 2017-18	FY 2017-18	FY 2017-18	FY 2017-18	
	POS	AMOUNT	POS	AMOUNT	POS	AMOUNT
						CODES
JUSTICE ADMINISTRATION						21000000
PUBLIC DEFENDERS APPEL DIV						21650000
PGM: PDA-2ND JUD CIRCUIT						21650200
PUBLIC PROTECTION						12
LEGAL REPRESENTATION						1203.00.00.00
WORKLOAD						3000000
PUBLIC DEFENDER TRIAL WORKLOAD						3001300

POSITION DETAIL OF SALARIES AND BENEFITS:

	FTE	BASE RATE	ADDITIVES	BENEFITS	SUBTOTAL	LAPSE %	LAPSED SALARIES AND BENEFITS
A12 - AGY FIN REQ FY 2017-18							
NEW POSITIONS							
TOTALS FOR ISSUE BY FUND							
1000 GENERAL REVENUE FUND							40,983
	1.00	25,000		15,983	40,983		40,983

GRAHAM/MILLER/ATWELL ETCETERA -
 COURT MANDATED JUVENILE
 RESENTENCING

SALARY RATE							3009000
SALARY RATE.....	50,000	50,000					000000
SALARIES AND BENEFITS							010000
GENERAL REVENUE FUND -STATE	1.00	78,070	1.00	78,070			1000 1
SPECIAL CATEGORIES							100000
PUBLIC DEFENDER OPERATIONS							103226
GENERAL REVENUE FUND -STATE	4,673	4,673	2,777				1000 1

	COL A12	COL A14	COL A15	COL A16	COL A14-A12	
					AGY AMD REQ	
					FY 2017-18	
					OVER(UNDER)	
	AGY FIN REQ	AGY AMD REQ	AGY AMD N/R	AGY AMD ANZ	AGY FIN REQ	
	FY 2017-18	FY 2017-18	FY 2017-18	FY 2017-18	FY 2017-18	
POS	AMOUNT	POS	AMOUNT	POS	AMOUNT	CODES
JUSTICE ADMINISTRATION						21000000
PUBLIC DEFENDERS APPEL DIV						21650000
PGM: PDA-2ND JUD CIRCUIT						21650200
PUBLIC PROTECTION						12
LEGAL REPRESENTATION						1203.00.00.00
WORKLOAD						3000000
GRAHAM/MILLER/ATWELL ETCETERA -						
COURT MANDATED JUVENILE						
RESENTENCING						3009000
TOTAL: GRAHAM/MILLER/ATWELL ETCETERA -						3009000
COURT MANDATED JUVENILE						
RESENTENCING						
TOTAL POSITIONS.....	1.00	1.00				
TOTAL ISSUE.....	82,743	82,743	2,777			
TOTAL SALARY RATE.....	50,000	50,000				

AGENCY ISSUE NARRATIVE:

2017-2018 BUDGET YEAR NARRATIVE:

IT COMPONENT? NO

Recent court decisions and the Legislature's enactment of Chapter 2014-220, Laws of Florida, have significantly increased the Public Defender workload for the resentencing of juvenile offenders. In addition to the U.S. Supreme Court cases of Graham v. Florida, 560 US 418(2010), and Miller v. Alabama, 132 SCT 2455 (2012), and the Florida cases making them retroactive (Henry v. State, 160 So.3d 393 (Fla. 2015); Falcon v. State, 162 So.3d 954 (Fla. 2015); Gridine v. State, 175 So.3d 672 (Fla. 2015), several Florida Supreme Court decisions over the last year have expanded the pool of offenders sentenced as juveniles whose sentences must be reviewed to determine the effect of their background and immaturity on their criminal conduct as well as their prospects for successful re-entry into the community. In Atwell v. State, 2016 WL 3010795 (Fla. May 26, 2016), the Court applied the resentencing and judicial review requirements of Chapter 2014-220, to child offenders eligible for parole but still incarcerated decades after their crimes. In Landrum v. State, 192 So. 3d 459 (Fla. 2016), the Court extended the pool further, including juvenile offenders sentenced to life in prison for second-degree murder.

In the 2016-17 budget request before these decisions, the FPDA reported that DOC had identified up to 1,700 resentencing and judicial review clients. We now expect the Atwell and Landrum decision to mandate resentencing for a much larger group of clients statewide. Also, now before the Florida Supreme Court, fully briefed with a decision expected by the end of 2016, is a case with even broader caseload potential. In Kelsey v. State, Fla. Supreme Court No. SC15-2079, the issue is whether offenders with lengthy sentences short of their life expectancies must have an opportunity to demonstrate under section 921.1402 that they are appropriate to someday be released onto probation. A favorable decision will necessitate major sentence review hearings for juvenile offenders serving sentences longer than the statutory 15-, 20-, or 25-year review periods. We therefore anticipate a large increase in our juvenile resentencing appellate caseload, starting almost immediately and continuing indefinitely.

The 2nd Judicial Circuit anticipates approximately twenty (20) current appellate cases with Miller/Graham issues and

COL A12	COL A14	COL A15	COL A16	COL A14-A12	
AGY FIN REQ FY 2017-18	AGY AMD REQ FY 2017-18	AGY AMD N/R FY 2017-18	AGY AMD ANZ FY 2017-18	AGY AMD REQ FY 2017-18 OVER(UNDER)	AGY FIN REQ FY 2017-18
POS	AMOUNT	POS	AMOUNT	POS	AMOUNT
					21000000
					21650000
					21650200
					12
					<u>1203.00.00.00</u>
					3000000
					3009000

JUSTICE ADMINISTRATION
 PUBLIC DEFENDERS APPEL DIV
PGM: PDA-2ND JUD CIRCUIT
 PUBLIC PROTECTION
LEGAL REPRESENTATION
 WORKLOAD
 GRAHAM/MILLER/ATWELL ETCETERA -
 COURT MANDATED JUVENILE
 RESENTENCING

expects a significant additional number of appeals in the year ahead. A significant number of cases from the 32 counties of the 1st DCA will be appealed after the trial court's actions are completed.

Therefore, this office requests \$50,000 plus benefits for an experienced Assistant Public Defender (FTE). This funding must be recurring; a one-year appropriation will not be sufficient. There are many individuals who qualify for resentencing. These cases are complex and must not be litigated in haste. Additionally, once the initial round of resentencing hearings are "complete," there are a number of clients who will be entitled to sentence reviews and appeals.

POSITION DETAIL OF SALARIES AND BENEFITS:

FTE	BASE RATE	ADDITIVES	BENEFITS	SUBTOTAL	LAPSE %	LAPSED SALARIES AND BENEFITS
A12 - AGY FIN REQ FY 2017-18						
NEW POSITIONS						
5901 ASST PUBLIC DEFENDER						
N0001 001						
1.00	50,000		28,070	78,070	0.00	78,070
TOTALS FOR ISSUE BY FUND						
1000 GENERAL REVENUE FUND						
1.00	50,000		28,070	78,070		78,070

COL A12		COL A14		COL A15		COL A16		COL A14-A12		CODES
AGY FIN REQ FY 2017-18	POS AMOUNT	AGY AMD REQ FY 2017-18	POS AMOUNT	AGY AMD N/R FY 2017-18	POS AMOUNT	AGY AMD ANZ FY 2017-18	POS AMOUNT	AGY AMD REQ FY 2017-18 OVER(UNDER)	AGY FIN REQ FY 2017-18	

JUSTICE ADMINISTRATION 21000000
 PUBLIC DEFENDERS APPEL DIV 21650000
 PGM: PDA-2ND JUD CIRCUIT 21650200
 PUBLIC PROTECTION 12
 LEGAL REPRESENTATION 1203.00.00.00
 WORKLOAD 3000000
 GRAHAM/MILLER/ATWELL ETCETERA -
 COURT MANDATED JUVENILE
 RESENTENCING 3009000

POSITION DETAIL OF SALARIES AND BENEFITS:

FTE	BASE RATE	ADDITIVES	BENEFITS	SUBTOTAL	LAPSE %	LAPSED SALARIES AND BENEFITS
A14 - AGY AMD REQ FY 2017-18						
NEW POSITIONS						
5901 ASST PUBLIC DEFENDER N0001 001	1.00	50,000		28,070	78,070	0.00 78,070
TOTALS FOR ISSUE BY FUND						78,070
1000 GENERAL REVENUE FUND	1.00	50,000		28,070	78,070	78,070

PROGRAM OR SERVICE-LEVEL
 INFORMATION TECHNOLOGY 3630000
 SUPREME COURT MANDATE SC11-399
 FOR ELECTRONIC FILING 36301C0
 SALARY RATE 000000
 SALARY RATE..... 25,000 25,000
 SALARIES AND BENEFITS 010000
 GENERAL REVENUE FUND -STATE 1.00 40,983 1.00 40,983 1000 1

COL A12		COL A14		COL A15		COL A16		COL A14-A12		CODES
AGY FIN REQ FY 2017-18 POS	AMOUNT	AGY AMD REQ FY 2017-18 POS	AMOUNT	AGY AMD N/R FY 2017-18 POS	AMOUNT	AGY AMD ANZ FY 2017-18 POS	AMOUNT	AGY AMD REQ FY 2017-18 OVER(UNDER) AGY FIN REQ FY 2017-18 POS	AMOUNT	
JUSTICE ADMINISTRATION										21000000
PUBLIC DEFENDERS APPEL DIV										21650000
PGM: PDA-2ND JUD CIRCUIT										21650200
PUBLIC PROTECTION										12
LEGAL REPRESENTATION										1203.00.00.00
PROGRAM OR SERVICE-LEVEL										
INFORMATION TECHNOLOGY										3630000
SUPREME COURT MANDATE SC11-399										
FOR ELECTRONIC FILING										36301C0
SPECIAL CATEGORIES										100000
PUBLIC DEFENDER OPERATIONS										103226
GENERAL REVENUE FUND	-STATE		14,667		10,984				14,667	1000 1
=====										
TOTAL: SUPREME COURT MANDATE SC11-399										36301C0
FOR ELECTRONIC FILING										
TOTAL POSITIONS.....										1.00
TOTAL ISSUE.....										55,650
TOTAL SALARY RATE.....										25,000
=====										

AGENCY ISSUE NARRATIVE:

2017-2018 BUDGET YEAR NARRATIVE:

IT COMPONENT? YES

Amended 2017-18 Narrative after February 2, 2017

On January 6, 2016, the Supreme Court of Florida's Administrative Order SC14-28 took effect, directing the clerks of the lower tribunals to provide all records on appeal to the appellate courts in an electronic format. Once fully implemented, this mandate will have a tremendous effect on our office. Per case law, a criminal defendant's record on appeal is the property of that defendant, and our appellate offices are required to deliver the record to each client at the conclusion of his/her appeal (Office of the Public Defender V. Madison, 961 So.2d 1044 [Fla. 1st DCA 2007]). A paper record is necessary because the Department of Corrections (DOC) will not allow inmates to possess any item other than a paper copy. The DOC rules explicitly prohibit inmates from having computer disks, and the Department does not provide computer services for inmates to view records on the E-DCA website. In the past, the clerk prepared a paper record for any person in a direct appeal who has been found insolvent. This mandate will now shift the responsibility of preparing the paper record to our office.

In order to comply with the e-filing mandate ordered by the Florida Supreme Court, the Public Defender of the Second Judicial Circuit is requesting Workload and Operation funding, as follows:

- 1) To alleviate the workload on our current staff, we are requesting funding for one (1) Full Time Equivalent (FTE) support staff at \$25,000 salary plus benefits. This employee will be responsible for collecting and storing the digital copies, printing the records, and binding and collating the final paper copies so they can be delivered to our appellate clients.

COL A12	COL A14	COL A15	COL A16	COL A14-A12	
AGY FIN REQ FY 2017-18 POS	AGY AMD REQ FY 2017-18 POS	AGY AMD N/R FY 2017-18 POS	AGY AMD ANZ FY 2017-18 POS	AGY AMD REQ FY 2017-18 OVER(UNDER) AGY FIN REQ FY 2017-18 POS	AMOUNT
JUSTICE ADMINISTRATION					21000000
PUBLIC DEFENDERS APPEL DIV					21650000
PGM: PDA-2ND JUD CIRCUIT					21650200
PUBLIC PROTECTION					12
LEGAL REPRESENTATION					1203.00.00.00
PROGRAM OR SERVICE-LEVEL					
INFORMATION TECHNOLOGY					3630000
SUPREME COURT MANDATE SC11-399					
FOR ELECTRONIC FILING					36301C0

2) In the 2015-2016 Fiscal Year, our appellate office received 474,588 record pages. After we absorb the responsibility of printing these records, our office will incur increased operations costs to manage this high volume of printing. We are thankful that the 2013 legislature allocated recurring funds of \$7,365 to address this, but that number falls short of meeting the projected cost to manage print production (printing at \$0.0099/page and paper at a cost of \$0.0088/page with an average print count at 474,588 per year). Because of this shortage, our office is requesting additional Operations General Revenue (GR) funding in the amount of \$2,589: \$1,509 is to meet the projected cost of print production (\$8,874 minus \$7,365) and an additional \$1,080 to pay for the maintenance agreement on the printer used to handle the e-service production. Also, our office is requesting \$8,573 in non-recurring operations funds to purchase a high-capacity printer that will be primarily used by our staff to print these records.

3) Operations funding is also requested for the new position as per Standard #3, Expense Package Modified for Public Defenders. 1 support staff @ \$3,505 with \$2,411 of that amount being non-recurring.

Summary: this issue was improperly coded 3001300 "Public Defender Trial Workload" and has been moved to code 36301C0 "Supreme Court Mandate SC11-399 for Electronic Filing" which more appropriately describes the needs of this office. Therefore, this issue replaces issue code 3001300 which has been deleted.

POSITION DETAIL OF SALARIES AND BENEFITS:

	FTE	BASE RATE	ADDITIVES	BENEFITS	SUBTOTAL	LAPSE %	LAPSED SALARIES AND BENEFITS
A14 - AGY AMD REQ FY 2017-18							
NEW POSITIONS							
5005 STAFF SUPPORT TECHNICIAN							
N0001 001	1.00	25,000		15,983	40,983	0.00	40,983

COL A12		COL A14		COL A15		COL A16		COL A14-A12		CODES
AGY FIN REQ FY 2017-18	POS	AGY AMD REQ FY 2017-18	POS	AGY AMD N/R FY 2017-18	POS	AGY AMD ANZ FY 2017-18	POS	AGY AMD REQ FY 2017-18 OVER(UNDER)	AGY FIN REQ FY 2017-18	
AMOUNT		AMOUNT		AMOUNT		AMOUNT		AMOUNT	AMOUNT	

JUSTICE ADMINISTRATION 21000000
 PUBLIC DEFENDERS APPEL DIV 21650000
 PGM: PDA-2ND JUD CIRCUIT 21650200
 PUBLIC PROTECTION 12
 LEGAL REPRESENTATION 1203.00.00.00
 PROGRAM OR SERVICE-LEVEL
 INFORMATION TECHNOLOGY 3630000
 SUPREME COURT MANDATE SC11-399
 FOR ELECTRONIC FILING 36301C0

POSITION DETAIL OF SALARIES AND BENEFITS:

FTE	BASE RATE	ADDITIVES	BENEFITS	SUBTOTAL	LAPSE %	LAPSED SALARIES AND BENEFITS
A14 - AGY AMD REQ FY 2017-18						
NEW POSITIONS						
TOTALS FOR ISSUE BY FUND						
1000 GENERAL REVENUE FUND						40,983
1.00	25,000		15,983	40,983		40,983

HUMAN RESOURCE DEVELOPMENT (TRAINING AND EDUCATION) 3800000
 FLORIDA BAR TRAINING REQUIREMENTS FOR NEW ASSISTANT PUBLIC DEFENDERS 3800280
 SPECIAL CATEGORIES 100000
 PUBLIC DEFENDER OPERATIONS 103226
 GENERAL REVENUE FUND -STATE 750 750 1000 1

AGENCY ISSUE NARRATIVE:

2017-2018 BUDGET YEAR NARRATIVE:

IT COMPONENT? NO

The average turnover rate for the past five (5) years in the Appellate Division of the Public Defender's Office Second Judicial Circuit was 10.5%. Such a high turnover rate leads to the constant addition of new attorneys. Florida Bar Rule 6-12.1, Basic Skills Course Requirement, made 'Practicing with Professionalism' mandatory for attorneys admitted to the

	COL A12	COL A14	COL A15	COL A16	COL A14-A12	
					AGY AMD REQ	
					FY 2017-18	
					OVER(UNDER)	
	AGY FIN REQ	AGY AMD REQ	AGY AMD N/R	AGY AMD ANZ	AGY FIN REQ	
	FY 2017-18	FY 2017-18	FY 2017-18	FY 2017-18	FY 2017-18	
POS	AMOUNT	POS	AMOUNT	POS	AMOUNT	CODES

JUSTICE ADMINISTRATION						21000000
PUBLIC DEFENDERS APPEL DIV						21650000
PGM: PDA-2ND JUD CIRCUIT						21650200
PUBLIC PROTECTION						12
LEGAL REPRESENTATION						<u>1203.00.00.00</u>
HUMAN RESOURCE DEVELOPMENT						3800000
(TRAINING AND EDUCATION)						
FLORIDA BAR TRAINING REQUIREMENTS						3800280
FOR NEW ASSISTANT PUBLIC DEFENDERS						

Florida Bar after October 1, 1988. The Public Defender's Office Second Judicial Circuit Appeals requests \$ 750 in operations funding to provide this required training to approximately five (5) appellate attorneys (registration fee for the course is \$150 per attorney) each fiscal year.

TOTAL: LEGAL REPRESENTATION						<u>1203.00.00.00</u>
BY FUND TYPE						
GENERAL REVENUE FUND.....	2.00	2.00				
	191,282	189,143	63,761			2,139- 1000
SALARY RATE.....	75,000	75,000				
=====						

	COL A12	COL A14	COL A15	COL A16	COL A14-A12	
					AGY AMD REQ	
					FY 2017-18	
					OVER(UNDER)	
	AGY FIN REQ	AGY AMD REQ	AGY AMD N/R	AGY AMD ANZ	AGY FIN REQ	
	FY 2017-18	FY 2017-18	FY 2017-18	FY 2017-18	FY 2017-18	
POS	AMOUNT	POS	AMOUNT	POS	AMOUNT	CODES
JUSTICE ADMINISTRATION						21000000
PUBLIC DEFENDERS APPEL DIV						21650000
PGM: PDA-7TH JUD CIRCUIT						21650700
PUBLIC PROTECTION						12
LEGAL REPRESENTATION						1203.00.00.00
ESTIMATED EXPENDITURES REALIGNMENT						2000000
REALIGNMENT OF ADMINISTRATIVE						
EXPENDITURES - ADD						2000100
SALARIES AND BENEFITS						010000
GENERAL REVENUE FUND						
-STATE		80,000			80,000	1000 1

AGENCY ISSUE NARRATIVE:
 2017-2018 BUDGET YEAR NARRATIVE:

IT COMPONENT? NO

Amended 2017-2018 Narrative after February 2, 2017:
 This issue impacts all agency activities

The Public Defender Appellate, Seventh Judicial Circuit hereby requests a realignment of budget between the Salaries and Benefits Category (010000) and the Operations Category (103226) to more accurately reflect the actual expenditures that this office incurs, thereby reducing the need for 5% or \$250,000 (whichever is greater) budget amendments.

This realignment will increase the Salaries and Benefits category by \$80,000 and will decrease the Operations category by \$80,000.

Please see corresponding Issue Code 2000200 - Realignment of Administrative Expenditures-Deduct.

Summary: This is a new issue.

	COL A12	COL A14	COL A15	COL A16	COL A14-A12	
	AGY FIN REQ	AGY AMD REQ	AGY AMD N/R	AGY AMD ANZ	AGY AMD REQ	
	FY 2017-18	FY 2017-18	FY 2017-18	FY 2017-18	FY 2017-18	
	POS	AMOUNT	POS	AMOUNT	POS	AMOUNT
						CODES
JUSTICE ADMINISTRATION						21000000
PUBLIC DEFENDERS APPEL DIV						21650000
PGM: PDA-7TH JUD CIRCUIT						21650700
PUBLIC PROTECTION						12
LEGAL REPRESENTATION						1203.00.00.00
ESTIMATED EXPENDITURES REALIGNMENT						2000000
REALIGNMENT OF ADMINISTRATIVE						
EXPENDITURES - ADD						2000100

POSITION DETAIL OF SALARIES AND BENEFITS:

	FTE	BASE RATE	ADDITIVES	BENEFITS	SUBTOTAL	LAPSE %	LAPSED SALARIES AND BENEFITS
A14 - AGY AMD REQ FY 2017-18							
CHANGES TO CURRENTLY AUTHORIZED POSITIONS							
OTHER SALARY AMOUNT							
1000 GENERAL REVENUE FUND							80,000
							80,000

REALIGNMENT OF ADMINISTRATIVE							2000200
EXPENDITURES - DEDUCT							100000
SPECIAL CATEGORIES							103226
PUBLIC DEFENDER OPERATIONS							
GENERAL REVENUE FUND -STATE		80,000-				80,000-	1000 1

AGENCY ISSUE NARRATIVE:

2017-2018 BUDGET YEAR NARRATIVE:

IT COMPONENT? NO

Amended 2017-2018 Narrative after February 2, 2017:
 This issue impacts all agency activities.

The Public Defender Appellate, Seventh Judicial Circuit hereby requests a realignment of budget between the Salaries and Benefits Category (010000) and the Operations Category (103226) to more accurately reflect the actual expenditures that this office incurs, thereby reducing the need for 5% or \$250,000 (whichever is greater) budget amendments.

This realignment will decrease the Operations category by \$80,000 and increase the Salaries and Benefits category by

COL A12		COL A14		COL A15		COL A16		COL A14-A12		CODES
AGY FIN REQ FY 2017-18	POS	AGY AMD REQ FY 2017-18	POS	AGY AMD N/R FY 2017-18	POS	AGY AMD ANZ FY 2017-18	POS	AGY AMD REQ FY 2017-18 OVER(UNDER)	AGY FIN REQ FY 2017-18	
AMOUNT		AMOUNT		AMOUNT		AMOUNT		AMOUNT	AMOUNT	

JUSTICE ADMINISTRATION										21000000
PUBLIC DEFENDERS APPEL DIV										21650000
<u>PGM: PDA-7TH JUD CIRCUIT</u>										21650700
<u>PUBLIC PROTECTION</u>										12
<u>LEGAL REPRESENTATION</u>										<u>1203.00.00.00</u>
ESTIMATED EXPENDITURES REALIGNMENT										2000000
REALIGNMENT OF ADMINISTRATIVE										
EXPENDITURES - DEDUCT										2000200

\$80,000.

Please see corresponding Issue Code 2000100 - Realignment of Administrative Expenditures-Add.

Summary: This is a new issue.

	COL A12	COL A14	COL A15	COL A16	COL A14-A12	
	AGY FIN REQ FY 2017-18	AGY AMD REQ FY 2017-18	AGY AMD N/R FY 2017-18	AGY AMD ANZ FY 2017-18	AGY AMD REQ FY 2017-18	AGY FIN REQ FY 2017-18
	POS AMOUNT	POS AMOUNT	POS AMOUNT	POS AMOUNT	POS AMOUNT	POS AMOUNT
JUSTICE ADMINISTRATION						21000000
PUBLIC DEFENDERS APPEL DIV						21650000
PGM: PDA-10TH JUD CIRCUIT						21651000
PUBLIC PROTECTION						12
LEGAL REPRESENTATION						1203.00.00.00
WORKLOAD						3000000
HURST IMPACT ON WORKLOAD						3000110
SALARY RATE						000000
SALARY RATE.....	463,392	303,167			160,225-	
=====						
SALARIES AND BENEFITS						010000
GENERAL REVENUE FUND -STATE	8.07 694,955	5.00 454,719			3.07- 240,236-	1000 1
=====						
SPECIAL CATEGORIES						100000
PUBLIC DEFENDER OPERATIONS						103226
GENERAL REVENUE FUND -STATE	42,058	22,197	13,519		19,861-	1000 1
=====						
TOTAL: HURST IMPACT ON WORKLOAD						3000110
TOTAL POSITIONS.....	8.07	5.00			3.07-	
TOTAL ISSUE.....	737,013	476,916	13,519		260,097-	
TOTAL SALARY RATE.....	463,392	303,167			160,225-	
=====						

AGENCY ISSUE NARRATIVE:

2017-2018 BUDGET YEAR NARRATIVE:

IT COMPONENT? NO

In January, 2016, the U.S. Supreme Court found Florida's death penalty sentencing scheme unconstitutional. In response, the Florida Legislature passed and the Governor signed into law Chapter 2016-13, Laws of Florida, which substantially modifies the previously existing sentencing scheme. Significant legal challenges to Chapter 2016-13 have been raised, some of which are currently pending in the Florida Supreme Court and lower appellate courts, others of which are being litigated in trial courts. Additionally, standard jury instructions which advise jurors of their duties and responsibilities in capital sentencing proceedings have yet to be adopted by the Florida Supreme Court. Without standard instructions, challenges to the individual jury instructions crafted on a case-by-case basis are having to be litigated in every case. And, history informs us that there will be significant litigation once standard instructions are adopted. As the legal challenges slowly work their way through the trial and appellate courts, a backlog of cases is developing.

The death penalty litigation would require 5.6 attorney units consisting of 1.0 FTE Capital Qualified Experience Level Assistant Public Defender, .0667 FTE Supervising Assistant Public Defender, .125 FTE Legal Assistant III, .125 FTE Legal Assistant I, and .125 FTE Administrative Assistant II at the default minimum for the pay grade as adopted by the Florida Public Defenders Association. Public Defender Operating Expenditures budget of \$34,825 (\$21,506 non-recurring) is requested to establish the positions as per Standard # 3, modified for Public Defenders.

COL A12		COL A14		COL A15		COL A16		COL A14-A12		
AGY FIN REQ FY 2017-18		AGY AMD REQ FY 2017-18		AGY AMD N/R FY 2017-18		AGY AMD ANZ FY 2017-18		AGY AMD REQ FY 2017-18 OVER(UNDER) AGY FIN REQ FY 2017-18		CODES
POS	AMOUNT	POS	AMOUNT	POS	AMOUNT	POS	AMOUNT	POS	AMOUNT	
										21000000
										21650000
										21651000
										12
										<u>1203.00.00.00</u>
										3000000
										3000110

JUSTICE ADMINISTRATION
 PUBLIC DEFENDERS APPEL DIV
PGM: PDA-10TH JUD CIRCUIT
 PUBLIC PROTECTION
LEGAL REPRESENTATION
 WORKLOAD
 HURST IMPACT ON WORKLOAD

Amended 2017-18 Narrative after February 2, 2017

In January, 2016, the U.S. Supreme Court found Florida's death penalty sentencing scheme unconstitutional. In response, the Florida Legislature passed and the Governor signed into law Chapter 2016-13, Laws of Florida, which substantially modifies the previously existing sentencing scheme. Significant legal challenges to Chapter 2016-13 have been raised, some of which are currently pending in the Florida Supreme Court and lower appellate courts, others of which are being litigated in trial courts. Additionally, standard jury instructions which advise jurors of their duties and responsibilities in capital sentencing proceedings have yet to be adopted by the Florida Supreme Court. Without standard instructions, challenges to the individual jury instructions crafted on a case-by-case basis are having to be litigated in every case. And, history informs us that there will be significant litigation once standard instructions are adopted. As the legal challenges slowly work their way through the trial and appellate courts, a backlog of cases is developing.

The death penalty litigation would require four (4) Full Time Equivalent (FTE) Capital Qualified Experience Level Assistant Public Defender positions at the salary rate of \$70,000 each and one (1) FTE Legal Assistant III at the default minimum for the pay grade as adopted by the Florida Public Defenders Association. Public Defender Operating Expenditures budget of \$22,197 (\$13,519 non-recurring) is requested to establish the positions as per Standard # 3, Expense Package modified for Public Defenders.

Summary: This issue has been revised to reduce the number of FTE requested by 3.07 along with the corresponding salary rate of 160,225 and Salaries and Benefits in the amount of \$240,236. Operating Expenditures has also been reduced by \$19,861 as a result of the reduction in the number of FTE requested.

COL A12		COL A14		COL A15		COL A16		COL A14-A12		CODES
AGY FIN REQ FY 2017-18 POS	AMOUNT	AGY AMD REQ FY 2017-18 POS	AMOUNT	AGY AMD N/R FY 2017-18 POS	AMOUNT	AGY AMD ANZ FY 2017-18 POS	AMOUNT	AGY AMD REQ FY 2017-18 OVER(UNDER) AGY FIN REQ FY 2017-18 POS	AMOUNT	

JUSTICE ADMINISTRATION										21000000
PUBLIC DEFENDERS APPEL DIV										21650000
PGM: PDA-10TH JUD CIRCUIT										21651000
PUBLIC PROTECTION										12
LEGAL REPRESENTATION										1203.00.00.00
WORKLOAD										3000000
HURST IMPACT ON WORKLOAD										3000110

POSITION DETAIL OF SALARIES AND BENEFITS:

	FTE	BASE RATE	ADDITIVES	BENEFITS	SUBTOTAL	LAPSE %	LAPSED SALARIES AND BENEFITS
A12 - AGY FIN REQ FY 2017-18							
NEW POSITIONS							
5131 LEGAL ASSISTANT I N0123 001	0.70	14,085		10,670	24,755	0.00	24,755
5133 LEGAL ASSISTANT III N0122 001	0.70	16,216		10,994	27,210	0.00	27,210
5312 ADMINISTRATIVE ASSISTANT II N0124 001	0.70	18,891		11,400	30,291	0.00	30,291
5816 DIVISION DIRECTOR I N0121 001	0.37	22,200		8,312	30,512	0.00	30,512
5901 ASST PUBLIC DEFENDER N0120 001	5.60	392,000		190,187	582,187	0.00	582,187
TOTALS FOR ISSUE BY FUND							
1000 GENERAL REVENUE FUND							694,955
	8.07	463,392		231,563	694,955		694,955

A14 - AGY AMD REQ FY 2017-18

NEW POSITIONS							
5133 LEGAL ASSISTANT III N0121 001	1.00	23,167		15,704	38,871	0.00	38,871
5901 ASST PUBLIC DEFENDER N0120 001	4.00	280,000		135,848	415,848	0.00	415,848

COL A12	COL A14	COL A15	COL A16	COL A14-A12	CODES
AGY FIN REQ FY 2017-18	AGY AMD REQ FY 2017-18	AGY AMD N/R FY 2017-18	AGY AMD ANZ FY 2017-18	AGY AMD REQ FY 2017-18 OVER(UNDER) AGY FIN REQ FY 2017-18	
POS	AMOUNT	POS	AMOUNT	POS	AMOUNT
JUSTICE ADMINISTRATION					21000000
PUBLIC DEFENDERS APPEL DIV					21650000
PGM: PDA-10TH JUD CIRCUIT					21651000
PUBLIC PROTECTION					12
LEGAL REPRESENTATION					1203.00.00.00
WORKLOAD					3000000
HURST IMPACT ON WORKLOAD					3000110

POSITION DETAIL OF SALARIES AND BENEFITS:

FTE	BASE RATE	ADDITIVES	BENEFITS	SUBTOTAL	LAPSE %	LAPSED SALARIES AND BENEFITS
A14 - AGY AMD REQ FY 2017-18						
NEW POSITIONS						
TOTALS FOR ISSUE BY FUND						
1000 GENERAL REVENUE FUND						454,719
5.00	303,167		151,552	454,719		454,719

OTHER PROGRAMS 4200000
 PUBLIC DEFENDER EQUITY FUNDING 4201350
 SALARIES AND BENEFITS 010000

GENERAL REVENUE FUND -STATE 141,842 141,842 1000 1

AGENCY ISSUE NARRATIVE:

2017-2018 BUDGET YEAR NARRATIVE:

IT COMPONENT? NO

In the Fiscal Year 2015/2016 and 2016/2017 Legislative Budget Request the 10th Circuit Public Defender Appellate Office submitted a workload issue based on Fiscal Year 2013/2014 and 2014/2015 Capital Appeals and Weighted Non-Capital Records reported workload.

During Fiscal Year 2013/2014 the Public Defender Appellate Offices for the 2nd, 7th, 10th and 15th reported 6,538 total appeals and records. The 10th Circuit Public Defender Appellate Office reported 2,044 of the statewide total resulting in 40.13% of the combined workload.

The Legislature appropriated \$500,00 (recurring) split equally among the 2nd, 7th, 10th and 15th Public Defender

COL A12		COL A14		COL A15		COL A16		COL A14-A12		CODES
AGY FIN REQ FY 2017-18	POS AMOUNT	AGY AMD REQ FY 2017-18	POS AMOUNT	AGY AMD N/R FY 2017-18	POS AMOUNT	AGY AMD ANZ FY 2017-18	POS AMOUNT	AGY AMD REQ FY 2017-18 OVER(UNDER)	AGY FIN REQ FY 2017-18	
JUSTICE ADMINISTRATION										21000000
PUBLIC DEFENDERS APPEL DIV										21650000
<u>PGM: PDA-10TH JUD CIRCUIT</u>										21651000
PUBLIC PROTECTION										12
<u>LEGAL REPRESENTATION</u>										<u>1203.00.00.00</u>
OTHER PROGRAMS										4200000
PUBLIC DEFENDER EQUITY FUNDING										4201350

Appellate Offices during FY 2015/2016. If the funding had been split in accordance with the Appellate Formula 15-16 as submitted, the 10th Circuit Public Defender Appellate Office would have received \$200,650 in recurring Salaries category. This Agency received \$125,000 in recurring Salaries resulting in a \$75,650 shortfall from the funding as requested by the Appellate Formula 15-16.

During Fiscal Year 2014/2015 the Public Defender Appellate Offices for the 2nd, 7th, 10th and 15th reported 6,720 total appeals and records. The 10th Circuit Public Defender Appellate Office reported 2,186 of the statewide total resulting in 40.95% of the combined workload.

The Legislature appropriated \$415,00 (non-recurring) split equally among the 2nd, 7th, 10th and 15th Public Defender Appellate Offices during FY 2016/2017. If the funding had been split in accordance with the Appellate Formula 16-17 as submitted, the 10th Circuit Public Defender Appellate Office would have received \$169,942 in non-recurring Salaries category. This Agency received \$103,750 in non-recurring Salaries resulting in a \$66,192 shortfall from the funding as requested by the Appellate Formula 16-17.

The 10th Circuit Public Defender Appellate Office is requesting an additional \$141,842 in recurring Salaries as a Revenue Distribution Correction of workload funding from Fiscal Year 2015/2016 and 2016/2017.

POSITION DETAIL OF SALARIES AND BENEFITS:

FTE	BASE RATE	ADDITIVES	BENEFITS	SUBTOTAL	LAPSE %	LAPSED SALARIES AND BENEFITS
A12 - AGY FIN REQ FY 2017-18						
CHANGES TO CURRENTLY AUTHORIZED POSITIONS						
OTHER SALARY AMOUNT						
1000 GENERAL REVENUE FUND						141,842

						141,842
						=====

COL A12		COL A14		COL A15		COL A16		COL A14-A12		CODES
AGY FIN REQ FY 2017-18	POS AMOUNT	AGY AMD REQ FY 2017-18	POS AMOUNT	AGY AMD N/R FY 2017-18	POS AMOUNT	AGY AMD ANZ FY 2017-18	POS AMOUNT	AGY AMD REQ FY 2017-18 OVER(UNDER)	AGY FIN REQ FY 2017-18	

JUSTICE ADMINISTRATION										21000000
PUBLIC DEFENDERS APPEL DIV										21650000
PGM: PDA-10TH JUD CIRCUIT										21651000
PUBLIC PROTECTION										12
LEGAL REPRESENTATION										1203.00.00.00
OTHER PROGRAMS										4200000
PUBLIC DEFENDER EQUITY FUNDING										4201350

POSITION DETAIL OF SALARIES AND BENEFITS:

FTE	BASE RATE	ADDITIVES	BENEFITS	SUBTOTAL	LAPSE %	LAPSED SALARIES AND BENEFITS
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A14 - AGY AMD REQ FY 2017-18

CHANGES TO CURRENTLY AUTHORIZED POSITIONS
 OTHER SALARY AMOUNT
 1000 GENERAL REVENUE FUND

141,842

141,842

RECORD PREPARATION										4201640
SALARY RATE										000000
SALARY RATE.....	60,000		60,000							
SALARIES AND BENEFITS										010000
GENERAL REVENUE FUND -STATE	2.00	93,482	2.00	93,482						1000 1
SPECIAL CATEGORIES										100000
PUBLIC DEFENDER OPERATIONS										103226
GENERAL REVENUE FUND -STATE		7,010		7,010		4,822				1000 1
TOTAL: RECORD PREPARATION										4201640
TOTAL POSITIONS.....	2.00		2.00							
TOTAL ISSUE.....		100,492		100,492		4,822				
TOTAL SALARY RATE.....	60,000		60,000							

COL A12		COL A14		COL A15		COL A16		COL A14-A12		CODES
AGY FIN REQ FY 2017-18	AGY AMD REQ FY 2017-18	AGY AMD REQ FY 2017-18	AGY AMD N/R FY 2017-18	AGY AMD ANZ FY 2017-18	AGY AMD ANZ FY 2017-18	AGY FIN REQ FY 2017-18	AGY FIN REQ FY 2017-18	AGY AMD REQ FY 2017-18 OVER(UNDER)		
POS	AMOUNT	POS	AMOUNT	POS	AMOUNT	POS	AMOUNT	POS	AMOUNT	
JUSTICE ADMINISTRATION									21000000	
PUBLIC DEFENDERS APPEL DIV									21650000	
<u>PGM: PDA-10TH JUD CIRCUIT</u>									21651000	
PUBLIC PROTECTION									12	
<u>LEGAL REPRESENTATION</u>									<u>1203.00.00.00</u>	
OTHER PROGRAMS									4200000	
RECORD PREPARATION									4201640	

AGENCY ISSUE NARRATIVE:

2017-2018 BUDGET YEAR NARRATIVE: IT COMPONENT? NO

The 10th Judicial Circuit operates a hybrid model for the provision of court reporting services. Independent court reporters, under contract with the court, stenographically report most felony jury trials and some other court proceedings. Electronic Court Reporting (ECR), owned and operated by the courts, digitally record misdemeanor jury trials and other court proceedings not reported stenographically. Using this model, the 10th Judicial Circuit has functioned as a shared court reporting circuit for the past 11 years with the court's ECR office providing both transcription services and copies of audio disks to the public defender. Provisio language in the General Appropriations Act directs JAC to transfer funds from the public defender's due process appropriation to the Office of State Court Administrator (OSCA) on a quarterly basis to offset some of the cost of these services. OSCA also receives General Revenue funds for court reporting services.

On April 24, 2015, a local Administrative Order was entered directing that effective July 1, 2015 the court's ECR office would stop providing transcription services. ECR would only provide the public defender with audio disks which the public defender would have to have transcribed at his own expense. Both the local Court Administrator and the State Court Administrator advised the public defender that they expected JAC to transfer funds to OSCA in the same amount as previously, despite the reduction in services to the public defender. The additional cost of transcription that would have been shifted to the public defender could range between \$120,000 and \$200,000 depending on the number of transcript pages needed and the price that the public defender would have been able to negotiate with transcriptionists. After bringing this issue to the attention of the Legislature during Special Session 2015A, the local Administrative Order was rescinded and the court entered a new order continuing the provision of transcripts to the Office of the Public Defender. However, there is nothing to prevent another change being implemented by the Court at any time.

Should this Administrative Order be re-entered, the Public Defender 10th Judicial Circuit would greatly feel the impact in the cost of our appellate transcripts. To protect against this possiblility, this Agency requests two 1.0 FTE Secretary II positions at an experienced transcriptionist level (\$30,000). Public Defender Operating Expenditures budget of \$7,010 (\$4,822 non-recurring) is requested to establish the positions as per Standard #3, modified for Public Defenders.

COL A12		COL A14		COL A15		COL A16		COL A14-A12		CODES
AGY FIN REQ FY 2017-18	POS AMOUNT	AGY AMD REQ FY 2017-18	POS AMOUNT	AGY AMD N/R FY 2017-18	POS AMOUNT	AGY AMD ANZ FY 2017-18	POS AMOUNT	AGY AMD REQ FY 2017-18 OVER(UNDER)	AGY FIN REQ FY 2017-18	

JUSTICE ADMINISTRATION										21000000
PUBLIC DEFENDERS APPEL DIV										21650000
PGM: PDA-10TH JUD CIRCUIT										21651000
PUBLIC PROTECTION										12
LEGAL REPRESENTATION										1203.00.00.00
OTHER PROGRAMS										4200000
RECORD PREPARATION										4201640

POSITION DETAIL OF SALARIES AND BENEFITS:

	FTE	BASE RATE	ADDITIVES	BENEFITS	SUBTOTAL	LAPSE %	LAPSED SALARIES AND BENEFITS
A12 - AGY FIN REQ FY 2017-18							
NEW POSITIONS							
5102 SECRETARY II							
N0001 001	2.00	60,000		33,482	93,482	0.00	93,482
TOTALS FOR ISSUE BY FUND							
1000 GENERAL REVENUE FUND							93,482
	2.00	60,000		33,482	93,482		93,482

A14 - AGY AMD REQ FY 2017-18

NEW POSITIONS							
5102 SECRETARY II							
N0001 001	2.00	60,000		33,482	93,482	0.00	93,482
TOTALS FOR ISSUE BY FUND							
1000 GENERAL REVENUE FUND							93,482
	2.00	60,000		33,482	93,482		93,482

	COL A12	COL A14	COL A15	COL A16	COL A14-A12	
	AGY FIN REQ FY 2017-18	AGY AMD REQ FY 2017-18	AGY AMD N/R FY 2017-18	AGY AMD ANZ FY 2017-18	AGY AMD REQ FY 2017-18	AGY FIN REQ FY 2017-18
	POS	AMOUNT	POS	AMOUNT	POS	AMOUNT
JUSTICE ADMINISTRATION						21000000
PUBLIC DEFENDERS APPEL DIV						21650000
PGM: PDA-11TH JUD CIRCUIT						21651100
PUBLIC PROTECTION						12
LEGAL REPRESENTATION						1203.00.00.00
ESTIMATED EXPENDITURES REALIGNMENT						2000000
REALIGNMENT OF ADMINISTRATIVE						
EXPENDITURES - DEDUCT						2000200
SALARY RATE						000000
SALARY RATE.....	220,000-	220,000-				
=====						
SALARIES AND BENEFITS						010000
GENERAL REVENUE FUND -STATE	4.00-	4.00-				
	338,172-	338,172-				1000 1
=====						
TOTAL: REALIGNMENT OF ADMINISTRATIVE						2000200
EXPENDITURES - DEDUCT						
TOTAL POSITIONS.....	4.00-	4.00-				
TOTAL ISSUE.....	338,172-	338,172-				
TOTAL SALARY RATE.....	220,000-	220,000-				
=====						

AGENCY ISSUE NARRATIVE:
 2017-2018 BUDGET YEAR NARRATIVE:

IT COMPONENT? NO

This is a request to realign our Trials and Appellate budget in the Salaries and Benefits appropriation category. As a result of additional court mandates relating to Juvenile sentencing and resentencing, our office requires the realignment of four (4) Assistant Public Defender (APD) positions from our Appellate budget to our Trials budget. This transfer of APD resources is in addition to the additional resources being requested in a separate LBR issue (3009000-Graham Miller Atwell Etc., Juvenile Resentencing). The amount being requested for this realignment is based on a salary rate of \$55,000 per APD position plus benefits.

Please see the corresponding issue code 2000100 in the Public Defender's Trial entity's Legislative Budget Request.

COL A12		COL A14		COL A15		COL A16		COL A14-A12		CODES
AGY FIN REQ FY 2017-18 POS	AMOUNT	AGY AMD REQ FY 2017-18 POS	AMOUNT	AGY AMD N/R FY 2017-18 POS	AMOUNT	AGY AMD ANZ FY 2017-18 POS	AMOUNT	AGY AMD REQ FY 2017-18 OVER(UNDER) AGY FIN REQ FY 2017-18 POS	AMOUNT	

JUSTICE ADMINISTRATION										21000000
PUBLIC DEFENDERS APPEL DIV										21650000
PGM: PDA-11TH JUD CIRCUIT										21651100
PUBLIC PROTECTION										12
LEGAL REPRESENTATION										1203.00.00.00
ESTIMATED EXPENDITURES REALIGNMENT										2000000
REALIGNMENT OF ADMINISTRATIVE										
EXPENDITURES - DEDUCT										2000200

POSITION DETAIL OF SALARIES AND BENEFITS:

	FTE	BASE RATE	ADDITIVES	BENEFITS	SUBTOTAL	LAPSE %	LAPSED SALARIES AND BENEFITS
A12 - AGY FIN REQ FY 2017-18							
CHANGES TO CURRENTLY AUTHORIZED POSITIONS							
5901 ASST PUBLIC DEFENDER N0001 001	4.00-	220,000-		118,172-	338,172-	0.00	338,172-
TOTALS FOR ISSUE BY FUND							
1000 GENERAL REVENUE FUND							338,172-
	4.00-	220,000-		118,172-	338,172-		338,172-

A14 - AGY AMD REQ FY 2017-18

CHANGES TO CURRENTLY AUTHORIZED POSITIONS							
5901 ASST PUBLIC DEFENDER N0001 001	4.00-	220,000-		118,172-	338,172-	0.00	338,172-
TOTALS FOR ISSUE BY FUND							
1000 GENERAL REVENUE FUND							338,172-
	4.00-	220,000-		118,172-	338,172-		338,172-

	COL A12		COL A14		COL A15		COL A16		COL A14-A12		
	AGY FIN REQ		AGY AMD REQ		AGY AMD N/R		AGY AMD ANZ		AGY AMD REQ		
	FY 2017-18		FY 2017-18		FY 2017-18		FY 2017-18		FY 2017-18		
	POS	AMOUNT	POS	AMOUNT	POS	AMOUNT	POS	AMOUNT	POS	AMOUNT	CODES
JUSTICE ADMINISTRATION											21000000
PUBLIC DEFENDERS APPEL DIV											21650000
<u>PGM: PDA-11TH JUD CIRCUIT</u>											21651100
PUBLIC PROTECTION											12
<u>LEGAL REPRESENTATION</u>											<u>1203.00.00.00</u>
TOTAL: LEGAL REPRESENTATION											<u>1203.00.00.00</u>
BY FUND TYPE											
GENERAL REVENUE FUND.....	4.00-		4.00-								
SALARY RATE.....		338,172-		338,172-							1000
		220,000-		220,000-							

	COL A12	COL A14	COL A15	COL A16	COL A14-A12	
					AGY AMD REQ	
					FY 2017-18	
					OVER(UNDER)	
	AGY FIN REQ	AGY AMD REQ	AGY AMD N/R	AGY AMD ANZ	AGY FIN REQ	
	FY 2017-18	FY 2017-18	FY 2017-18	FY 2017-18	FY 2017-18	
	POS	AMOUNT	POS	AMOUNT	POS	AMOUNT
JUSTICE ADMINISTRATION						21000000
PUBLIC DEFENDERS APPEL DIV						21650000
PGM: PDA-15TH JUD CIRCUIT						21651500
PUBLIC PROTECTION						12
LEGAL REPRESENTATION						1203.00.00.00
ESTIMATED EXPENDITURES REALIGNMENT						2000000
REALIGNMENT OF ADMINISTRATIVE						
EXPENDITURES - DEDUCT						2000200
SALARIES AND BENEFITS						010000
GENERAL REVENUE FUND -STATE	250,000-					250,000
						1000 1

POSITION DETAIL OF SALARIES AND BENEFITS:

	FTE	BASE RATE	ADDITIVES	BENEFITS	SUBTOTAL	LAPSE %	LAPSED SALARIES AND BENEFITS
A12 - AGY FIN REQ FY 2017-18							
CHANGES TO CURRENTLY AUTHORIZED POSITIONS							
OTHER SALARY AMOUNT							
1000 GENERAL REVENUE FUND							250,000-
							250,000-

FUND SHIFT							3400000
TRANSFER GENERAL REVENUE TO							
INDIGENT CRIMINAL DEFENSE TRUST							
FUND - DEDUCT							3402420
SPECIAL CATEGORIES							100000
LEASE/PURCHASE/EQUIPMENT							105281
GENERAL REVENUE FUND -STATE	2,344-	2,344-					1000 1

AGENCY ISSUE NARRATIVE:
 2017-2018 BUDGET YEAR NARRATIVE:

IT COMPONENT? NO

COL A12		COL A14		COL A15		COL A16		COL A14-A12		CODES
AGY FIN REQ FY 2017-18	POS AMOUNT	AGY AMD REQ FY 2017-18	POS AMOUNT	AGY AMD N/R FY 2017-18	POS AMOUNT	AGY AMD ANZ FY 2017-18	POS AMOUNT	AGY AMD REQ FY 2017-18 OVER(UNDER)	AGY FIN REQ FY 2017-18	
JUSTICE ADMINISTRATION										21000000
PUBLIC DEFENDERS APPEL DIV										21650000
PGM: PDA-15TH JUD CIRCUIT										21651500
PUBLIC PROTECTION										12
LEGAL REPRESENTATION										1203.00.00.00
FUND SHIFT										3400000
TRANSFER GENERAL REVENUE TO INDIGENT CRIMINAL DEFENSE TRUST										
FUND - DEDUCT										3402420

The Public Defender Appellate Office in the Fifteenth Circuit is requesting that the lease equipment expense for a Pitney Bowes postage machine (appropriation category 105281) be moved from the General Revenue fund to the Indigent Criminal Defense Trust fund (ICDTF).

There is sufficient revenue in the ICDTF to cover this expenditure. Please see corresponding issue code 34024030 for the amount to add to the ICDTF.

TRANSFER GENERAL REVENUE TO INDIGENT CRIMINAL DEFENSE TRUST										
FUND - ADD										3402430
SPECIAL CATEGORIES										100000
LEASE/PURCHASE/EQUIPMENT										105281
INDIGENT CRIM DEFENSE TF -STATE										2974 1
2,344		2,344								

AGENCY ISSUE NARRATIVE:
 2017-2018 BUDGET YEAR NARRATIVE:

IT COMPONENT? NO

The Public Defender Appellate Office in the Fifteenth Circuit is requesting that the lease equipment expense for a Pitney Bowes postage machine (appropriation category 105281) be moved from the General Revenue fund to the Indigent Criminal Defense Trust fund (ICDTF).

There is sufficient revenue in the ICDTF to cover this expenditure. Please see corresponding issue code 3402420 for the amount to deduct from the General Revenue fund.

COL A12	COL A14	COL A15	COL A16	COL A14-A12	
AGY FIN REQ FY 2017-18 POS AMOUNT	AGY AMD REQ FY 2017-18 POS AMOUNT	AGY AMD N/R FY 2017-18 POS AMOUNT	AGY AMD ANZ FY 2017-18 POS AMOUNT	AGY AMD REQ FY 2017-18 OVER(UNDER) AGY FIN REQ FY 2017-18 POS AMOUNT	CODES
					21000000
					21650000
					21651500
					12
					<u>1203.00.00.00</u>
					4300000
					4300200
					010000
INDIGENT CRIM DEFENSE TF	-STATE	161,775	161,775	161,775	2974 1

AGENCY ISSUE NARRATIVE:
 2017-2018 BUDGET YEAR NARRATIVE: IT COMPONENT? NO
 Amended 2017-18 Narrative after February 2, 2017

In FY 2017 - 2018 the Office of the Public Defender - 15th Judicial Circuit - Appellate will have four long term and highly compensated employees retiring from the Florida Retirement System - Deferred Retirement Option (DROP) with large annual leave payouts and the maximum sick leave payout of 480 hours. The Office will require additional budget authority in our Indigent Criminal Defense Trust Fund for Salaries and Benefits to cover these large payouts because the current level of Salaries and Benefit cannot absorb the cost.

Leave balances are as of 2/1/17 and may end up higher (Sick leave figures below are the 25% of their current balance):
 Employee #1 has 40 hours of Annual Leave and 178 hours of Sick Leave. Gross Amount \$7,769.52 plus taxes and retirement cost \$1,805.61 TOTAL \$9,575.13
 Employee #2 has 182 hours of Sick to be paid. Gross Amount \$8,910.72 plus taxes \$681.67 TOTAL \$9,592.39
 Employee #3 has 480 hours of Sick to be paid. Gross Amount \$27,921.60 plus taxes \$2,136.00 TOTAL \$30,057.60
 Employee #4 (will be in Appeals during the FY 17- 18) has 480 hours of Sick leave to be paid. Gross Amount \$25,819.20 plus taxes \$1,975.17 TOTAL \$27,794.37

The following three employees are not in DROP but have mentioned retiring in FY 17-18:
 Employee #5 has 106 hours of Annual and 480 hours of Sick. Gross amount \$30,917.36 plus taxes and retirement cost of \$2,785.74 TOTAL \$33,703.10
 Employee #6 has 120 hours of Annual and 480 hours of Sick. Gross amount \$13,064.59 plus taxes and retirement cost of \$1,326.02 TOTAL \$14,360.61
 Employee #7 has 120 hours of Annual and 480 hours of Sick. Gross amount \$33,588.00 plus taxes and retirement cost of \$3,074.65 TOTAL \$36,662.65

GRAND TOTAL \$161,775.85

COL A12		COL A14		COL A15		COL A16		COL A14-A12		CODES
AGY FIN REQ FY 2017-18	AGY AMD REQ FY 2017-18	AGY AMD N/R FY 2017-18	AGY AMD ANZ FY 2017-18	AGY AMD REQ FY 2017-18	AGY AMD N/R FY 2017-18	AGY AMD ANZ FY 2017-18	AGY FIN REQ FY 2017-18	OVER(UNDER)		
POS	AMOUNT	POS	AMOUNT	POS	AMOUNT	POS	AMOUNT	POS	AMOUNT	
JUSTICE ADMINISTRATION									21000000	
PUBLIC DEFENDERS APPEL DIV									21650000	
<u>PGM: PDA-15TH JUD CIRCUIT</u>									21651500	
PUBLIC PROTECTION									12	
<u>LEGAL REPRESENTATION</u>									<u>1203.00.00.00</u>	
TRUST FUND AUTHORITY									4300000	
MAXIMIZE USE OF INDIGENT CRIMINAL										
DEFENSE TRUST FUNDS FOR OPERATING										
EXPENDITURES									4300200	

Summary: This is a new issue.

POSITION DETAIL OF SALARIES AND BENEFITS:

FTE	BASE RATE	ADDITIVES	BENEFITS	SUBTOTAL	LAPSE %	LAPSED SALARIES AND BENEFITS
A14 - AGY AMD REQ FY 2017-18						
CHANGES TO CURRENTLY AUTHORIZED POSITIONS						
OTHER SALARY AMOUNT						
2974 INDIGENT CRIM DEFENSE TF						161,775

						161,775
						=====

A15 - AGY AMD N/R FY 2017-18

CHANGES TO CURRENTLY AUTHORIZED POSITIONS						
OTHER SALARY AMOUNT						
2974 INDIGENT CRIM DEFENSE TF						161,775

						161,775
						=====

	COL A12	COL A14	COL A15	COL A16	COL A14-A12	
					AGY AMD REQ	
					FY 2017-18	
					OVER(UNDER)	
	AGY FIN REQ	AGY AMD REQ	AGY AMD N/R	AGY AMD ANZ	AGY FIN REQ	
	FY 2017-18	FY 2017-18	FY 2017-18	FY 2017-18	FY 2017-18	
POS	AMOUNT	POS	AMOUNT	POS	AMOUNT	POS
						AMOUNT
						CODES
JUSTICE ADMINISTRATION						21000000
PUBLIC DEFENDERS APPEL DIV						21650000
<u>PGM: PDA-15TH JUD CIRCUIT</u>						21651500
PUBLIC PROTECTION						12
<u>LEGAL REPRESENTATION</u>						<u>1203.00.00.00</u>
TOTAL: LEGAL REPRESENTATION						<u>1203.00.00.00</u>
BY FUND TYPE						
GENERAL REVENUE FUND	252,344-	2,344-			250,000	1000
TRUST FUNDS	2,344	164,119	161,775		161,775	2000
TOTAL PROG COMP.....	250,000-	161,775	161,775		411,775	
	=====	=====	=====	=====	=====	

	COL A12	COL A14	COL A15	COL A16	COL A14-A12	
	AGY FIN REQ FY 2017-18	AGY AMD REQ FY 2017-18	AGY AMD N/R FY 2017-18	AGY AMD ANZ FY 2017-18	AGY AMD REQ FY 2017-18	AGY FIN REQ FY 2017-18
	POS	AMOUNT	POS	AMOUNT	POS	AMOUNT
JUSTICE ADMINISTRATION						21000000
REGIONAL CONFLICT COUNSELS						21800000
PGM: REG CONFLICT CNSL-1ST						21800100
PUBLIC PROTECTION						12
LEGAL REPRESENTATION						1203.00.00.00
WORKLOAD						3000000
GRAHAM/MILLER/ATWELL ETCETERA -						
COURT MANDATED JUVENILE						
RESENTENCING						3009000
SALARY RATE						000000
SALARY RATE.....	182,000	182,000				
SALARIES AND BENEFITS						010000
GENERAL REVENUE FUND -STATE	3.00	246,179	3.00	246,179		1000 1
SPECIAL CATEGORIES						100000
REG CONFLICT COUNSEL OPER						103227
GENERAL REVENUE FUND -STATE	28,167	28,167		11,058		1000 1
TOTAL: GRAHAM/MILLER/ATWELL ETCETERA -						3009000
COURT MANDATED JUVENILE						
RESENTENCING						
TOTAL POSITIONS.....	3.00	3.00				
TOTAL ISSUE.....	274,346	274,346		11,058		
TOTAL SALARY RATE.....	182,000	182,000				

AGENCY ISSUE NARRATIVE:

2017-2018 BUDGET YEAR NARRATIVE:

IT COMPONENT? NO

The Office of Criminal Conflict and Civil Regional Counsel (RCC1) is requesting three (3) FTE positions to provide legal services mandated by the United States Supreme Court under Miller v. Alabama (Juvenile Resentencing). The SCOTUS opinions are retroactive providing for review and possible resentencing for juveniles serving sentences of life without parole. The FTE's include an attorney, mitigation specialist, and legal assistant. The number of clients currently estimated to require representation indicates that legal services for those entitled to representation will span multiple years. RCC1 expects the number of Miller juvenile resentencing cases to increase significantly in FY 17/18. Adding these positions will improve the effective representation of clients and reduce the expenditure of due process funds for contractual expenses.

Operations request is from Standard #3 which includes \$700 for Law Library,

	COL A12	COL A14	COL A15	COL A16	COL A14-A12	
					AGY AMD REQ	
					FY 2017-18	
					OVER(UNDER)	
	AGY FIN REQ	AGY AMD REQ	AGY AMD N/R	AGY AMD ANZ	AGY FIN REQ	
	FY 2017-18	FY 2017-18	FY 2017-18	FY 2017-18	FY 2017-18	
POS	AMOUNT	POS	AMOUNT	POS	AMOUNT	CODES
JUSTICE ADMINISTRATION						21000000
REGIONAL CONFLICT COUNSELS						21800000
PGM: REG CONFLICT CNSL-1ST						21800100
PUBLIC PROTECTION						12
LEGAL REPRESENTATION						1203.00.00.00
WORKLOAD						3000000
GRAHAM/MILLER/ATWELL ETCETERA -						
COURT MANDATED JUVENILE						
RESENTENCING						3009000

Approval of this request will have a positive impact on RCC1's Activity - Regional Counsel Workload.

POSITION DETAIL OF SALARIES AND BENEFITS:

	FTE	BASE RATE	ADDITIVES	BENEFITS	SUBTOTAL	LAPSE %	LAPSED SALARIES AND BENEFITS
A12 - AGY FIN REQ FY 2017-18							
NEW POSITIONS							
P101 PROPOSED CLASS CODE							
N0002 001	1.00	60,000		21,292	81,292	0.00	81,292
9133 LEGAL ASSISTANT III							
N0003 001	1.00	32,000		17,044	49,044	0.00	49,044
9901 ASSISTANT REGIONAL COUNSEL							
N0001 001	1.00	90,000		25,843	115,843	0.00	115,843
TOTALS FOR ISSUE BY FUND							
1000 GENERAL REVENUE FUND							246,179
	3.00	182,000		64,179	246,179		246,179

	COL A12	COL A14	COL A15	COL A16	COL A14-A12	
	AGY FIN REQ	AGY AMD REQ	AGY AMD N/R	AGY AMD ANZ	AGY AMD REQ	
	FY 2017-18	FY 2017-18	FY 2017-18	FY 2017-18	FY 2017-18	
	POS	AMOUNT	POS	AMOUNT	POS	AMOUNT
						CODES
JUSTICE ADMINISTRATION						21000000
REGIONAL CONFLICT COUNSELS						21800000
PGM: REG CONFLICT CNSL-1ST						21800100
PUBLIC PROTECTION						12
LEGAL REPRESENTATION						1203.00.00.00
WORKLOAD						3000000
GRAHAM/MILLER/ATWELL ETCETERA -						
COURT MANDATED JUVENILE						
RESENTENCING						3009000

POSITION DETAIL OF SALARIES AND BENEFITS:

	FTE	BASE RATE	ADDITIVES	BENEFITS	SUBTOTAL	LAPSE %	LAPSED SALARIES AND BENEFITS
A14 - AGY AMD REQ FY 2017-18							
NEW POSITIONS							
P101 PROPOSED CLASS CODE							
N0002 001	1.00	60,000		21,292	81,292	0.00	81,292
9133 LEGAL ASSISTANT III							
N0003 001	1.00	32,000		17,044	49,044	0.00	49,044
9901 ASSISTANT REGIONAL COUNSEL							
N0001 001	1.00	90,000		25,843	115,843	0.00	115,843
TOTALS FOR ISSUE BY FUND							
1000 GENERAL REVENUE FUND							246,179
	3.00	182,000		64,179	246,179		246,179

	COL A12	COL A14	COL A15	COL A16	COL A14-A12	
	AGY FIN REQ	AGY AMD REQ	AGY AMD N/R	AGY AMD ANZ	AGY AMD REQ	
	FY 2017-18	FY 2017-18	FY 2017-18	FY 2017-18	FY 2017-18	
	POS	AMOUNT	POS	AMOUNT	POS	AMOUNT
						CODES
JUSTICE ADMINISTRATION						21000000
REGIONAL CONFLICT COUNSELS						21800000
PGM: REG CONFLICT CNSL-1ST						21800100
PUBLIC PROTECTION						12
LEGAL REPRESENTATION						1203.00.00.00
OTHER PROGRAMS						4200000
SALARY ADJUSTMENT FOR REGIONAL COUNSEL						4202A70
SALARY RATE						000000
SALARY RATE.....	25,000	25,000				
=====						
SALARIES AND BENEFITS						010000
GENERAL REVENUE FUND -STATE	28,793	28,793				1000 1
=====						
TOTAL: SALARY ADJUSTMENT FOR REGIONAL COUNSEL						4202A70
TOTAL ISSUE.....	28,793	28,793				
TOTAL SALARY RATE.....	25,000	25,000				
=====						

AGENCY ISSUE NARRATIVE:

2017-2018 BUDGET YEAR NARRATIVE:

IT COMPONENT? NO

The Office of Criminal Conflict and Civil Regional Counsel, First Region (RCCL) is requesting an increase to the base salary and rate of the Regional Counsel from \$105,000 to \$130,000. The Regional Counsel is a member of the Florida Bar and is tasked with the responsibility of operating a public law firm across 32 counties and 6 judicial circuits. The targeted increase would set the salary at a more comparable rate to similar agency heads within the Justice Administrative Commission and would provide flexibility and competitive in hiring and setting the salaries of assistant regional counsel attorneys, whereas Section 27.5301(4) of the Florida Statutes prohibits the salaries of assistant from exceeding the Regional Counsel salary. This request is to adjust the rate and salary with benefits. No new FTE.

Approval of this request will have a positive impact on RCCL's Activity: Regional Conflict Counsel Workload(ACT2000)

COL A12	COL A14	COL A15	COL A16	COL A14-A12	CODES
AGY FIN REQ FY 2017-18 POS AMOUNT	AGY AMD REQ FY 2017-18 POS AMOUNT	AGY AMD N/R FY 2017-18 POS AMOUNT	AGY AMD ANZ FY 2017-18 POS AMOUNT	AGY AMD REQ FY 2017-18 OVER(UNDER) AGY FIN REQ FY 2017-18 POS AMOUNT	
					21000000
					21800000
					21800100
					12
					<u>1203.00.00.00</u>
					4200000
					4202A70

POSITION DETAIL OF SALARIES AND BENEFITS:

FTE	BASE RATE	ADDITIVES	BENEFITS	SUBTOTAL	LAPSE %	LAPSED SALARIES AND BENEFITS
A12 - AGY FIN REQ FY 2017-18						
CHANGES TO CURRENTLY AUTHORIZED POSITIONS						
RA01 RATE & SALARY ADJ - BENEFITS NO FTE N0001 001	0.00	25,000		3,793	28,793	0.00 28,793
TOTALS FOR ISSUE BY FUND						
1000 GENERAL REVENUE FUND						28,793
	0.00	25,000		3,793	28,793	28,793

A14 - AGY AMD REQ FY 2017-18

CHANGES TO CURRENTLY AUTHORIZED POSITIONS						
RA01 RATE & SALARY ADJ - BENEFITS NO FTE N0001 001	0.00	25,000		3,793	28,793	0.00 28,793
TOTALS FOR ISSUE BY FUND						
1000 GENERAL REVENUE FUND						28,793
	0.00	25,000		3,793	28,793	28,793

	COL A12	COL A14	COL A15	COL A16	COL A14-A12	
	AGY FIN REQ	AGY AMD REQ	AGY AMD N/R	AGY AMD ANZ	AGY AMD REQ	
	FY 2017-18	FY 2017-18	FY 2017-18	FY 2017-18	FY 2017-18	
	POS	AMOUNT	POS	AMOUNT	POS	AMOUNT
						CODES
JUSTICE ADMINISTRATION						21000000
REGIONAL CONFLICT COUNSELS						21800000
PGM: REG CONFLICT CNSL-1ST						21800100
PUBLIC PROTECTION						12
LEGAL REPRESENTATION						1203.00.00.00
OTHER PROGRAMS						4200000
SALARY ADJUSTMENT FOR ASSISTANT						
REGIONAL COUNSELS						4203A10
SALARY RATE						000000
SALARY RATE.....	206,532	206,532				
=====						
SALARIES AND BENEFITS						010000
GENERAL REVENUE FUND -STATE	237,863	237,863				1000 1
=====						
TOTAL: SALARY ADJUSTMENT FOR ASSISTANT						4203A10
REGIONAL COUNSELS						
TOTAL ISSUE.....	237,863	237,863				
TOTAL SALARY RATE.....	206,532	206,532				
=====						

AGENCY ISSUE NARRATIVE:
 2017-2018 BUDGET YEAR NARRATIVE:

IT COMPONENT? NO

The Office of Criminal and Civil Conflict Counsel, First Region (RCCL) is requesting a 5% salary increase for all Assistant Regional Counsel including rate and benefits to meet the demands of turnover, competitive pay offers, and merit based salary increases for retention purposes.

Approval of this request will have a positive impact on RCCL's Activity: Regional Counsel Workload(ACT2000)

COL A12		COL A14		COL A15		COL A16		COL A14-A12		CODES
AGY FIN REQ FY 2017-18	AGY AMD REQ FY 2017-18	AGY AMD N/R FY 2017-18	AGY AMD ANZ FY 2017-18	AGY AMD REQ FY 2017-18	AGY FIN REQ FY 2017-18	AGY AMD REQ FY 2017-18	AGY AMD N/R FY 2017-18	AGY AMD ANZ FY 2017-18	AGY FIN REQ FY 2017-18	
POS	AMOUNT	POS	AMOUNT	POS	AMOUNT	POS	AMOUNT	POS	AMOUNT	

JUSTICE ADMINISTRATION 21000000
 REGIONAL CONFLICT COUNSELS 21800000
PGM: REG CONFLICT CNSL-1ST 21800100
 PUBLIC PROTECTION 12
LEGAL REPRESENTATION 1203.00.00.00
 OTHER PROGRAMS 4200000
 SALARY ADJUSTMENT FOR ASSISTANT
 REGIONAL COUNSELS 4203A10

POSITION DETAIL OF SALARIES AND BENEFITS:

	FTE	BASE RATE	ADDITIVES	BENEFITS	SUBTOTAL	LAPSE %	LAPSED SALARIES AND BENEFITS
A12 - AGY FIN REQ FY 2017-18							
CHANGES TO CURRENTLY AUTHORIZED POSITIONS							
RA01 RATE & SALARY ADJ - BENEFITS NO FTE							
N0001 001	0.00	206,532		31,331	237,863	0.00	237,863
TOTALS FOR ISSUE BY FUND							
1000 GENERAL REVENUE FUND							237,863
	0.00	206,532		31,331	237,863		237,863

A14 - AGY AMD REQ FY 2017-18

CHANGES TO CURRENTLY AUTHORIZED POSITIONS							
RA01 RATE & SALARY ADJ - BENEFITS NO FTE							
N0001 001	0.00	206,532		31,331	237,863	0.00	237,863
TOTALS FOR ISSUE BY FUND							
1000 GENERAL REVENUE FUND							237,863
	0.00	206,532		31,331	237,863		237,863

	COL A12	COL A14	COL A15	COL A16	COL A14-A12	
	AGY FIN REQ	AGY AMD REQ	AGY AMD N/R	AGY AMD ANZ	AGY AMD REQ	
	FY 2017-18	FY 2017-18	FY 2017-18	FY 2017-18	FY 2017-18	
	POS	AMOUNT	POS	AMOUNT	POS	AMOUNT
						CODES
JUSTICE ADMINISTRATION						21000000
REGIONAL CONFLICT COUNSELS						21800000
PGM: REG CONFLICT CNSL-1ST						21800100
PUBLIC PROTECTION						12
LEGAL REPRESENTATION						1203.00.00.00
OTHER PROGRAMS						4200000
SALARY ADJUSTMENT FOR REGIONAL						4203A20
COUNSEL SUPPORT STAFF						000000
SALARY RATE						
SALARY RATE.....	68,202	68,202				
=====						
SALARIES AND BENEFITS						010000
GENERAL REVENUE FUND -STATE	78,548	78,548				1000 1
=====						
TOTAL: SALARY ADJUSTMENT FOR REGIONAL						4203A20
COUNSEL SUPPORT STAFF						
TOTAL ISSUE.....	78,548	78,548				
TOTAL SALARY RATE.....	68,202	68,202				
=====						

AGENCY ISSUE NARRATIVE:
 2017-2018 BUDGET YEAR NARRATIVE: IT COMPONENT? NO

The Office of Criminal and Civil Regional Counsel, First Region (RCCL) is requesting a 5% salary increase for all RCCL support staff including rate and benefits to meet the demands of turnover, competitive pay offers, and merit based salary increases for retention purposes.

Approval of this request will have a positive impact on RCCL's Activity:
 Regional Conflict Counsel Workload (ACT2000)

COL A12		COL A14		COL A15		COL A16		COL A14-A12		CODES
AGY FIN REQ FY 2017-18	POS AMOUNT	AGY AMD REQ FY 2017-18	POS AMOUNT	AGY AMD N/R FY 2017-18	POS AMOUNT	AGY AMD ANZ FY 2017-18	POS AMOUNT	AGY AMD REQ FY 2017-18 OVER(UNDER)	AGY FIN REQ FY 2017-18	

JUSTICE ADMINISTRATION										21000000
REGIONAL CONFLICT COUNSELS										21800000
PGM: REG CONFLICT CNSL-1ST										21800100
PUBLIC PROTECTION										12
LEGAL REPRESENTATION										1203.00.00.00
OTHER PROGRAMS										4200000
SALARY ADJUSTMENT FOR REGIONAL COUNSEL SUPPORT STAFF										4203A20

POSITION DETAIL OF SALARIES AND BENEFITS:

	FTE	BASE RATE	ADDITIVES	BENEFITS	SUBTOTAL	LAPSE %	LAPSED SALARIES AND BENEFITS
A12 - AGY FIN REQ FY 2017-18							
CHANGES TO CURRENTLY AUTHORIZED POSITIONS							
RA01 RATE & SALARY ADJ - BENEFITS NO FTE							
N0001 001	0.00	68,202		10,346	78,548	0.00	78,548
TOTALS FOR ISSUE BY FUND							
1000 GENERAL REVENUE FUND							78,548
	0.00	68,202		10,346	78,548		78,548

A14 - AGY AMD REQ FY 2017-18

CHANGES TO CURRENTLY AUTHORIZED POSITIONS							
RA01 RATE & SALARY ADJ - BENEFITS NO FTE							
N0001 001	0.00	68,202		10,346	78,548	0.00	78,548
TOTALS FOR ISSUE BY FUND							
1000 GENERAL REVENUE FUND							78,548
	0.00	68,202		10,346	78,548		78,548

	COL A12	COL A14	COL A15	COL A16	COL A14-A12		
	AGY FIN REQ FY 2017-18	AGY AMD REQ FY 2017-18	AGY AMD N/R FY 2017-18	AGY AMD ANZ FY 2017-18	AGY AMD REQ FY 2017-18	AGY FIN REQ FY 2017-18	
	POS	AMOUNT	POS	AMOUNT	POS	AMOUNT	
	-----						CODES
JUSTICE ADMINISTRATION							21000000
REGIONAL CONFLICT COUNSELS							21800000
PGM: REG CONFLICT CNSL-1ST							21800100
PUBLIC PROTECTION							12
LEGAL REPRESENTATION							1203.00.00.00
OTHER PROGRAMS							4200000
ASSISTANT REGIONAL COUNSEL SALARY							4204A60
PARITY							000000
SALARY RATE							
SALARY RATE.....	551,706	551,706					
	=====	=====	=====	=====	=====	=====	
SALARIES AND BENEFITS							010000
GENERAL REVENUE FUND -STATE	635,400	635,400					1000 1
	=====	=====	=====	=====	=====	=====	
TOTAL: ASSISTANT REGIONAL COUNSEL SALARY							4204A60
PARITY							
TOTAL ISSUE.....	635,400	635,400					
TOTAL SALARY RATE.....	551,706	551,706					
	=====	=====	=====	=====	=====	=====	

AGENCY ISSUE NARRATIVE:

2017-2018 BUDGET YEAR NARRATIVE: IT COMPONENT? NO

Salaries at the Office of Criminal Conflict and Civil Regional Counsel, First Region (RCC1) are capped at one third less than other agencies whose attorneys perform identical work. The below chart shows the average salary/experience based on information as 11-19-2014. This chart shows the average annual salary of assistant regional counsels at RCC1 performing the same work respectively, as assistant public defenders. The foregoing salary disparity adversely impacts turnover rates for RCC1's, jeopardizes leadership retention of RCC1 and the ability to handle all cases required by law.

Years of Experience	Assistant RC1 Salaries	# of Attorneys	Assistant PD Salaries	Differential	Dollars to Parity

0-3	\$52,112	5	\$49,604	(\$ 2,508)	(\$ 12,540)
4-5	\$54,056	3	\$61,318	\$ 7,262	\$ 21,786
6-10	\$48,295	14	\$64,444	\$ 6,149	\$ 86,086
11-15	\$63,563	10	\$72,954	\$ 9,391	\$ 93,910
16-20	\$64,969	8	\$75,348	\$10,379	\$ 83,032
21+	\$68,498	12	\$91,784	\$23,286	\$279,432
				-----	-----
				\$53,959	\$551,706
FTE Criminal Attorney	52				41,488 Retirement

	COL A12	COL A14	COL A15	COL A16	COL A14-A12	
	AGY FIN REQ	AGY AMD REQ	AGY AMD N/R	AGY AMD ANZ	AGY AMD REQ	
	FY 2017-18	FY 2017-18	FY 2017-18	FY 2017-18	FY 2017-18	
	POS	AMOUNT	POS	AMOUNT	POS	AMOUNT
						CODES
JUSTICE ADMINISTRATION						21000000
REGIONAL CONFLICT COUNSELS						21800000
PGM: REG CONFLICT CNSL-1ST						21800100
PUBLIC PROTECTION						12
LEGAL REPRESENTATION						1203.00.00.00
OTHER PROGRAMS						4200000
ASSISTANT REGIONAL COUNSEL SALARY						
PARITY						4204A60
Contract Attorney		0				42,206 Taxes
Total		52				\$635,400 Total

This chart compares 2016-17 RC1 Criminal Attorney salaries to 2014-15 Public Defender salaries (provided by the Public Defender's as of November 19, 2014).

Amended 2017-18 Narrative after February 2, 2017

Salaries at the Office of Criminal Conflict and Civil Regional Counsel, First Region (RCC1) are capped at one third less than other agencies whose attorneys perform identical work. The below chart shows the average salary/experience based on information as 11-19-2014. This chart shows the average annual salary of assistant regional counsels at RCC1 performing the same work respectively, as assistant public defenders.

The foregoing salary disparity adversely impacts turnover rates for RCC1's, jeopardizes leadership retention of RCC1 and the ability to handle all cases required by law.

Years of Experience	Assistant RC1 Salaries	# of Attorneys	Assistant PD Salaries	Differential	Dollars to Parity
0-3	\$52,112	5	\$49,604	(\$ 2,508)	(\$ 12,540)
4-5	\$54,056	3	\$61,318	\$ 7,262	\$ 21,786
6-10	\$58,295	14	\$64,444	\$ 6,149	\$ 86,086
11-15	\$63,563	10	\$72,954	\$ 9,391	\$ 93,910
16-20	\$64,969	8	\$75,348	\$10,379	\$ 83,032
21+	\$68,498	12	\$91,784	\$23,286	\$279,432
				\$53,959	\$551,706
FTE Criminal Attorney		52			41,488 Retirement
Contract Attorney		0			42,206 Taxes
Total		52			\$635,400 Total

This chart compares 2016-17 RC1 Criminal Attorney salaries to 2014-15 Public Defender salaries (provided by the Public Defender's as of November 19, 2014).

COL A12		COL A14		COL A15		COL A16		COL A14-A12		CODES
AGY FIN REQ FY 2017-18	POS AMOUNT	AGY AMD REQ FY 2017-18	POS AMOUNT	AGY AMD N/R FY 2017-18	POS AMOUNT	AGY AMD ANZ FY 2017-18	POS AMOUNT	AGY AMD REQ FY 2017-18 OVER(UNDER)	AGY FIN REQ FY 2017-18	

JUSTICE ADMINISTRATION										21000000
REGIONAL CONFLICT COUNSELS										21800000
PGM: REG CONFLICT CNSL-1ST										21800100
PUBLIC PROTECTION										12
LEGAL REPRESENTATION										1203.00.00.00
OTHER PROGRAMS										4200000
ASSISTANT REGIONAL COUNSEL SALARY PARITY										4204A60

Summary: the average salary for an Assistant Regional Counsel in the 6-10 year experience range should be \$58,295 not \$48,295 that was shown in the original narrative. The narrative has been revised to show the correct salary.

POSITION DETAIL OF SALARIES AND BENEFITS:

	FTE	BASE RATE	ADDITIVES	BENEFITS	SUBTOTAL	LAPSE %	LAPSED SALARIES AND BENEFITS
A12 - AGY FIN REQ FY 2017-18							
CHANGES TO CURRENTLY AUTHORIZED POSITIONS							
RA01 RATE & SALARY ADJ - BENEFITS NO FTE							
N0001 001	0.00	551,706		83,694	635,400	0.00	635,400
TOTALS FOR ISSUE BY FUND							
1000 GENERAL REVENUE FUND							635,400
	0.00	551,706		83,694	635,400		635,400

A14 - AGY AMD REQ FY 2017-18

CHANGES TO CURRENTLY AUTHORIZED POSITIONS							
RA01 RATE & SALARY ADJ - BENEFITS NO FTE							
N0001 001	0.00	551,706		83,694	635,400	0.00	635,400

COL A12		COL A14		COL A15		COL A16		COL A14-A12		CODES
AGY FIN REQ FY 2017-18	POS	AGY AMD REQ FY 2017-18	POS	AGY AMD N/R FY 2017-18	POS	AGY AMD ANZ FY 2017-18	POS	AGY AMD REQ FY 2017-18 OVER(UNDER)	AGY FIN REQ FY 2017-18	
AMOUNT		AMOUNT		AMOUNT		AMOUNT		AMOUNT	AMOUNT	

JUSTICE ADMINISTRATION 21000000
 REGIONAL CONFLICT COUNSELS 21800000
 PGM: REG CONFLICT CNSL-1ST 21800100
 PUBLIC PROTECTION 12
 LEGAL REPRESENTATION 1203.00.00.00
 OTHER PROGRAMS 4200000
 ASSISTANT REGIONAL COUNSEL SALARY
 PARITY 4204A60

POSITION DETAIL OF SALARIES AND BENEFITS:

FTE	BASE RATE	ADDITIVES	BENEFITS	SUBTOTAL	LAPSE %	LAPSED SALARIES AND BENEFITS
-----	-----------	-----------	----------	----------	---------	------------------------------

A14 - AGY AMD REQ FY 2017-18

CHANGES TO CURRENTLY AUTHORIZED POSITIONS

TOTALS FOR ISSUE BY FUND
 1000 GENERAL REVENUE FUND

0.00	551,706		83,694	635,400		635,400
------	---------	--	--------	---------	--	---------

TOTAL: LEGAL REPRESENTATION						1203.00.00.00
BY FUND TYPE						
GENERAL REVENUE FUND.....	3.00	3.00				
SALARY RATE.....	1,254,950	1,254,950	11,058			1000
	1,033,440	1,033,440				

=====

	COL A12	COL A14	COL A15	COL A16	COL A14-A12	
	AGY FIN REQ FY 2017-18	AGY AMD REQ FY 2017-18	AGY AMD N/R FY 2017-18	AGY AMD ANZ FY 2017-18	AGY AMD REQ FY 2017-18 OVER(UNDER) AGY FIN REQ FY 2017-18	CODES
	POS AMOUNT	POS AMOUNT	POS AMOUNT	POS AMOUNT	POS AMOUNT	
JUSTICE ADMINISTRATION						21000000
REGIONAL CONFLICT COUNSELS						21800000
PGM: REG CONFLICT CNSL-3RD						21800300
PUBLIC PROTECTION						12
LEGAL REPRESENTATION						1203.00.00.00
ESTIMATED EXPENDITURES REALIGNMENT						2000000
REALIGNMENT OF ADMINISTRATIVE						
EXPENDITURES - ADD						2000100
SPECIAL CATEGORIES						100000
REG CONFLICT COUNSEL OPER						103227
GENERAL REVENUE FUND -STATE		77,769			77,769	1000 1

AGENCY ISSUE NARRATIVE:

2017-2018 BUDGET YEAR NARRATIVE: IT COMPONENT? NO

Amended 2017-18 Narrative after February 2, 2017

The Office of Criminal Conflict and Civil Regional Counsel in the 3rd Region (RC3) requests a realignment of General Revenue funds appropriated to the Other Personal Services (OPS) category into the Operating Expenditures category in the amount of \$77,769. Historically RC3 has had a surplus in the OPS category and used budget transfer authority to cover any deficits in the Operating Expenditures category. This issue seeks to remedy the need for transferring budget during the fiscal year.

Please reference corresponding issue code 2000200 "Realignment of Administrative Expenditures - Deduct."

Summary: this is a new issue.

REALIGNMENT OF ADMINISTRATIVE						2000200
EXPENDITURES - DEDUCT						030000
OTHER PERSONAL SERVICES						
GENERAL REVENUE FUND -STATE		77,769-			77,769-	1000 1

AGENCY ISSUE NARRATIVE:

2017-2018 BUDGET YEAR NARRATIVE: IT COMPONENT? NO

Amended 2017-18 Narrative after February 2, 2017

	COL A12	COL A14	COL A15	COL A16	COL A14-A12	
	AGY FIN REQ	AGY AMD REQ	AGY AMD N/R	AGY AMD ANZ	AGY AMD REQ	
	FY 2017-18	FY 2017-18	FY 2017-18	FY 2017-18	FY 2017-18	
	POS	AMOUNT	POS	AMOUNT	POS	AMOUNT
JUSTICE ADMINISTRATION						21000000
REGIONAL CONFLICT COUNSELS						21800000
PGM: REG CONFLICT CNSL-3RD						21800300
PUBLIC PROTECTION						12
LEGAL REPRESENTATION						1203.00.00.00
ESTIMATED EXPENDITURES REALIGNMENT						2000000
REALIGNMENT OF ADMINISTRATIVE						
EXPENDITURES - DEDUCT						2000200

The Office of Criminal Conflict and Civil Regional Counsel in the 3rd Region (RC3) requests a realignment of General Revenue funds appropriated to the Other Personal Services (OPS) category into the Operating Expenditures category in the amount of \$77,769. Historically RC3 has had a surplus in the OPS category and used budget transfer authority to cover any deficits in the Operating Expenditures category. This issue seeks to remedy the need for transferring budget during the fiscal year.

Please reference corresponding issue code 2000100 "Realignment of Administrative Expenditures - Add."

Summary: this is a new issue.

OTHER PROGRAMS						4200000
SALARY ADJUSTMENT FOR REGIONAL						
COUNSEL						4202A70
SALARY RATE						000000
SALARY RATE.....	25,000	25,000				
	=====	=====	=====	=====	=====	
SALARIES AND BENEFITS						010000
GENERAL REVENUE FUND -STATE	28,793	28,793				1000 1
	=====	=====	=====	=====	=====	
TOTAL: SALARY ADJUSTMENT FOR REGIONAL						4202A70
COUNSEL						
TOTAL ISSUE.....	28,793	28,793				
TOTAL SALARY RATE.....	25,000	25,000				
	=====	=====	=====	=====	=====	

AGENCY ISSUE NARRATIVE:

2017-2018 BUDGET YEAR NARRATIVE:

IT COMPONENT? NO

Increasing the authorized rate and salary for the Regional Counsel allows for the higher pay scales for Assistant Regional Counsel's. This will benefit RC3's ability to offer competitive salaries for qualified attorneys in Miami-Dade and Monroe Counties, as well as maintain current attorneys who have shown a commitment to the RC3 mission of providing

COL A12		COL A14		COL A15		COL A16		COL A14-A12		CODES
AGY FIN REQ FY 2017-18	POS AMOUNT	AGY AMD REQ FY 2017-18	POS AMOUNT	AGY AMD N/R FY 2017-18	POS AMOUNT	AGY AMD ANZ FY 2017-18	POS AMOUNT	AGY AMD REQ FY 2017-18	AGY FIN REQ FY 2017-18	

JUSTICE ADMINISTRATION										21000000
REGIONAL CONFLICT COUNSELS										21800000
PGM: REG CONFLICT CNSL-3RD										21800300
PUBLIC PROTECTION										12
LEGAL REPRESENTATION										1203.00.00.00
OTHER PROGRAMS										4200000
SALARY ADJUSTMENT FOR REGIONAL COUNSEL										4202A70

effective assistance of counsel in all matter served by our agency. The targeted increase to \$130,000.00/ would set the salary at a level comparable to the similar agency heads with the Justice Administrative Commission and would provide flexibility and competitiveness in hiring and setting the salaries of Assistant Regional Counsel Lawyers, whereas section 25.5301(4) Florida Statutes prohibits the salaries of assistants from exceeding the Regional Counsel salary. No new FTE

POSITION DETAIL OF SALARIES AND BENEFITS:

	FTE	BASE RATE	ADDITIVES	BENEFITS	SUBTOTAL	LAPSE %	LAPSED SALARIES AND BENEFITS
A12 - AGY FIN REQ FY 2017-18							
NEW POSITIONS							
RA01 RATE & SALARY ADJ - BENEFITS NO FTE							
N0001 001	0.00	25,000		3,793	28,793	0.00	28,793
TOTALS FOR ISSUE BY FUND							
1000 GENERAL REVENUE FUND							28,793
	0.00	25,000		3,793	28,793		28,793

A14 - AGY AMD REQ FY 2017-18

NEW POSITIONS							
RA01 RATE & SALARY ADJ - BENEFITS NO FTE							
N0001 001	0.00	25,000		3,793	28,793	0.00	28,793

COL A12		COL A14		COL A15		COL A16		COL A14-A12		CODES
AGY FIN REQ FY 2017-18	AGY AMD REQ FY 2017-18	AGY AMD N/R FY 2017-18	AGY AMD ANZ FY 2017-18	AGY AMD REQ FY 2017-18	AGY FIN REQ FY 2017-18	OVER(UNDER)	AGY FIN REQ FY 2017-18	AGY AMD REQ FY 2017-18		
POS	AMOUNT	POS	AMOUNT	POS	AMOUNT	POS	AMOUNT	POS	AMOUNT	

JUSTICE ADMINISTRATION 21000000
 REGIONAL CONFLICT COUNSELS 21800000
 PGM: REG CONFLICT CNSL-3RD 21800300
 PUBLIC PROTECTION 12
 LEGAL REPRESENTATION 1203.00.00.00
 OTHER PROGRAMS 4200000
 SALARY ADJUSTMENT FOR REGIONAL COUNSEL 4202A70

POSITION DETAIL OF SALARIES AND BENEFITS:

FTE	BASE RATE	ADDITIVES	BENEFITS	SUBTOTAL	LAPSE %	LAPSED SALARIES AND BENEFITS
A14 - AGY AMD REQ FY 2017-18						
NEW POSITIONS						
TOTALS FOR ISSUE BY FUND						28,793
1000 GENERAL REVENUE FUND						28,793
0.00	25,000		3,793	28,793		28,793

SALARY ADJUSTMENT FOR ASSISTANT REGIONAL COUNSELS 4203A10
 SALARY RATE 000000
 SALARY RATE..... 97,910 97,910
 SALARIES AND BENEFITS 010000
 GENERAL REVENUE FUND -STATE 112,763 112,763 1000 1
 TOTAL: SALARY ADJUSTMENT FOR ASSISTANT REGIONAL COUNSELS 4203A10
 TOTAL ISSUE..... 112,763 112,763
 TOTAL SALARY RATE..... 97,910 97,910

COL A12	COL A14	COL A15	COL A16	COL A14-A12	CODES
AGY FIN REQ FY 2017-18 POS AMOUNT	AGY AMD REQ FY 2017-18 POS AMOUNT	AGY AMD N/R FY 2017-18 POS AMOUNT	AGY AMD ANZ FY 2017-18 POS AMOUNT	AGY AMD REQ FY 2017-18 OVER(UNDER) AGY FIN REQ FY 2017-18 POS AMOUNT	
JUSTICE ADMINISTRATION					21000000
REGIONAL CONFLICT COUNSELS					21800000
PGM: REG CONFLICT CNSL-3RD					21800300
PUBLIC PROTECTION					12
LEGAL REPRESENTATION					1203.00.00.00
OTHER PROGRAMS					4200000
SALARY ADJUSTMENT FOR ASSISTANT					
REGIONAL COUNSELS					4203A10

AGENCY ISSUE NARRATIVE:

2017-2018 BUDGET YEAR NARRATIVE: IT COMPONENT? NO

Criminal Conflict and Civil Regional Counsel Third Region (RC3) requests 5% increase to all Assistant Regional Counsel rate as well as salaries and benefits appropriations to meet the demands of turnover, competitive pay offers, and merit based salary increases for retention purposes. The constraints placed on RC3 from inception, wherein the agency appropriated FTE/Rate and salary and benefit dollars was grossly under appropriated, continue to make it very challenging to maintain loyal public servants who are committed to the RC3 mission. Turnover places a burden on RC3 in aspects of time spent in searching, interviewing, and limits of competitive pay offer to attract the skill level necessary to provide the legal services to those client's RC3 is appointed to serve in the 11th and 16th judicial circuits.

POSITION DETAIL OF SALARIES AND BENEFITS:

FTE	BASE RATE	ADDITIVES	BENEFITS	SUBTOTAL	LAPSE %	LAPSED SALARIES AND BENEFITS
A12 - AGY FIN REQ FY 2017-18						
CHANGES TO CURRENTLY AUTHORIZED POSITIONS						
RA01 RATE & SALARY ADJ - BENEFITS NO FTE						
N0001 001	0.00	97,910	14,853	112,763	0.00	112,763
TOTALS FOR ISSUE BY FUND						
1000 GENERAL REVENUE FUND						112,763
	0.00	97,910	14,853	112,763		112,763

	COL A12	COL A14	COL A15	COL A16	COL A14-A12	
	AGY FIN REQ	AGY AMD REQ	AGY AMD N/R	AGY AMD ANZ	AGY AMD REQ	
	FY 2017-18	FY 2017-18	FY 2017-18	FY 2017-18	FY 2017-18	
	POS	AMOUNT	POS	AMOUNT	POS	AMOUNT
						CODES
JUSTICE ADMINISTRATION						21000000
REGIONAL CONFLICT COUNSELS						21800000
PGM: REG CONFLICT CNSL-3RD						21800300
PUBLIC PROTECTION						12
LEGAL REPRESENTATION						1203.00.00.00
OTHER PROGRAMS						4200000
SALARY ADJUSTMENT FOR ASSISTANT						
REGIONAL COUNSELS						4203A10

POSITION DETAIL OF SALARIES AND BENEFITS:

	FTE	BASE RATE	ADDITIVES	BENEFITS	SUBTOTAL	LAPSE %	LAPSED SALARIES AND BENEFITS
A14 - AGY AMD REQ FY 2017-18							
CHANGES TO CURRENTLY AUTHORIZED POSITIONS							
RA01 RATE & SALARY ADJ - BENEFITS NO FTE							
N0001 001	0.00	97,910		14,853	112,763	0.00	112,763
TOTALS FOR ISSUE BY FUND							
1000 GENERAL REVENUE FUND							112,763
	0.00	97,910		14,853	112,763		112,763

SALARY ADJUSTMENT FOR REGIONAL COUNSEL SUPPORT STAFF							4203A20
SALARY RATE							000000
SALARY RATE.....	39,499	39,499					
SALARIES AND BENEFITS							010000
GENERAL REVENUE FUND -STATE	45,491	45,491					1000 1
TOTAL: SALARY ADJUSTMENT FOR REGIONAL COUNSEL SUPPORT STAFF							4203A20
TOTAL ISSUE.....	45,491	45,491					
TOTAL SALARY RATE.....	39,499	39,499					

COL A12	COL A14	COL A15	COL A16	COL A14-A12	CODES
AGY FIN REQ FY 2017-18 POS	AGY AMD REQ FY 2017-18 POS	AGY AMD N/R FY 2017-18 POS	AGY AMD ANZ FY 2017-18 POS	AGY AMD REQ FY 2017-18 OVER(UNDER) AGY FIN REQ FY 2017-18 POS	AMOUNT
JUSTICE ADMINISTRATION					21000000
REGIONAL CONFLICT COUNSELS					21800000
PGM: REG CONFLICT CNSL-3RD					21800300
PUBLIC PROTECTION					12
LEGAL REPRESENTATION					1203.00.00.00
OTHER PROGRAMS					4200000
SALARY ADJUSTMENT FOR REGIONAL COUNSEL SUPPORT STAFF					4203A20

AGENCY ISSUE NARRATIVE:

2017-2018 BUDGET YEAR NARRATIVE:

IT COMPONENT? NO

Criminal Conflict and Civil Regional Counsel Third Region (RC3) requests 5% increase to all Regional Counsel support staff rate as well as salaries and benefits appropriations to meet the demands of turnover, competitive pay offers, and merit based salary increases for retention purposes. The constraints placed on RC3 from inception, wherein the agency appropriated FTE/Rate and salary and benefit dollars was grossly under appropriated, continue to make it very challenging to maintain loyal public servants who are committed to the RC3 mission. Turnover places a burden on RC3 in aspects of time spent in searching, interviewing, and limits of competitive pay offer to attract the skill level necessary to provide the legal services to those client's RC3 is appointed to serve in the 11th and 16th judicial circuits. No new FTE.

POSITION DETAIL OF SALARIES AND BENEFITS:

FTE	BASE RATE	ADDITIVES	BENEFITS	SUBTOTAL	LAPSE %	LAPSED SALARIES AND BENEFITS
A12 - AGY FIN REQ FY 2017-18						
CHANGES TO CURRENTLY AUTHORIZED POSITIONS						
RA01 RATE & SALARY ADJ - BENEFITS NO FTE						
N0001 001	0.00	39,499	5,992	45,491	0.00	45,491
TOTALS FOR ISSUE BY FUND						
1000 GENERAL REVENUE FUND						45,491
	0.00	39,499	5,992	45,491		45,491

	COL A12	COL A14	COL A15	COL A16	COL A14-A12	
	AGY FIN REQ	AGY AMD REQ	AGY AMD N/R	AGY AMD ANZ	AGY AMD REQ	
	FY 2017-18	FY 2017-18	FY 2017-18	FY 2017-18	FY 2017-18	
	POS	AMOUNT	POS	AMOUNT	POS	AMOUNT
JUSTICE ADMINISTRATION						21000000
REGIONAL CONFLICT COUNSELS						21800000
PGM: REG CONFLICT CNSL-3RD						21800300
PUBLIC PROTECTION						12
LEGAL REPRESENTATION						1203.00.00.00
OTHER PROGRAMS						4200000
SALARY ADJUSTMENT FOR REGIONAL						
COUNSEL SUPPORT STAFF						4203A20

POSITION DETAIL OF SALARIES AND BENEFITS:

	FTE	BASE RATE	ADDITIVES	BENEFITS	SUBTOTAL	LAPSE %	LAPSED SALARIES AND BENEFITS
A14 - AGY AMD REQ FY 2017-18							
CHANGES TO CURRENTLY AUTHORIZED POSITIONS							
RA01 RATE & SALARY ADJ - BENEFITS NO FTE							
N0001 001	0.00	39,499		5,992	45,491	0.00	45,491
TOTALS FOR ISSUE BY FUND							
1000 GENERAL REVENUE FUND							45,491
	0.00	39,499		5,992	45,491		45,491

ASSISTANT REGIONAL COUNSEL SALARY							4204A60
PARITY							000000
SALARY RATE							
SALARY RATE.....	242,968	242,968					
SALARIES AND BENEFITS							010000
GENERAL REVENUE FUND -STATE	279,826	279,826					1000 1
TOTAL: ASSISTANT REGIONAL COUNSEL SALARY							4204A60
PARITY							
TOTAL ISSUE.....	279,826	279,826					
TOTAL SALARY RATE.....	242,968	242,968					

	COL A12	COL A14	COL A15	COL A16	COL A14-A12	
					AGY AMD REQ	
					FY 2017-18	
					OVER(UNDER)	
	AGY FIN REQ	AGY AMD REQ	AGY AMD N/R	AGY AMD ANZ	AGY FIN REQ	
	FY 2017-18	FY 2017-18	FY 2017-18	FY 2017-18	FY 2017-18	
	POS	AMOUNT	POS	AMOUNT	POS	AMOUNT
JUSTICE ADMINISTRATION						21000000
REGIONAL CONFLICT COUNSELS						21800000
PGM: REG CONFLICT CNSL-3RD						21800300
PUBLIC PROTECTION						12
LEGAL REPRESENTATION						1203.00.00.00
OTHER PROGRAMS						4200000
ASSISTANT REGIONAL COUNSEL SALARY						
PARITY						4204A60

AGENCY ISSUE NARRATIVE:

2017-2018 BUDGET YEAR NARRATIVE:

IT COMPONENT? NO

Salaries at the Office of Criminal Conflict and Civil Regional Counsel, Third Region (RC3) are capped at one third less than other agencies whose attorneys perform identical work. The below chart shows the average salary/experience based on information as of 11-19-2014.

This chart shows the average annual salary of assistant regional counsels at RC3 performing the same work respectively, as assistant public defender and assistant state attorneys.

The foregoing salary disparity adversely impacts turnover rates for RC3's, jeopardizes leadership retention of RC3 and the ability to handle all cases required by law.

RC3 understands the fiscal constraints on the State and therefore request this issue be funded over the course of two fiscal years, half in 2017-18 and the balance in 2018-19.

SALARY PARITY COST
 September 1, 2016
 Average Salary/Experience for All FTE Assistant RC3 Attorneys

Years of Experience	Regional Counsels Salary Rate	# of RCs	Assistant Public Defender	Assistant State Attorney	Dollar Needed PD	Dollar Needed SAO
0-5*	\$49,375	8	\$55,461	\$ 55,959	\$ 48,688	\$ 52,672
6-10	\$56,667	6	\$64,444	\$ 67,567	\$ 46,664	\$ 65,402
11-15	\$63,010	6	\$72,694	\$ 80,333	\$ 58,107	\$103,941
16-20	\$61,486	4	\$75,348	\$ 89,857	\$ 55,448	\$113,484
21+	\$60,933	9	\$91,784	\$109,474	\$277,662	\$631,037
Subtotal		33			\$486,569	\$966,536
				Retirement	35,860	71,234
				Taxes (FICA)	37,223	73,940
Total S&B					\$559,652	\$1,111,710

COL A12		COL A14		COL A15		COL A16		COL A14-A12		CODES
AGY FIN REQ FY 2017-18	AGY AMD REQ FY 2017-18	AGY AMD N/R FY 2017-18	AGY AMD ANZ FY 2017-18	AGY AMD REQ FY 2017-18	AGY FIN REQ FY 2017-18	OVER(UNDER)	AGY FIN REQ FY 2017-18	AGY AMD REQ FY 2017-18		
POS	AMOUNT	POS	AMOUNT	POS	AMOUNT	POS	AMOUNT	POS	AMOUNT	

JUSTICE ADMINISTRATION 21000000
 REGIONAL CONFLICT COUNSELS 21800000
 PGM: REG CONFLICT CNSL-3RD 21800300
 PUBLIC PROTECTION 12
 LEGAL REPRESENTATION 1203.00.00.00
 OTHER PROGRAMS 4200000
 ASSISTANT REGIONAL COUNSEL SALARY
 PARITY 4204A60

17-18 LBR Rate = \$242,968
 17-18 LBR Salaries and Benefits = \$279,826

POSITION DETAIL OF SALARIES AND BENEFITS:

FTE	BASE RATE	ADDITIVES	BENEFITS	SUBTOTAL	LAPSE %	LAPSED SALARIES AND BENEFITS
A12 - AGY FIN REQ FY 2017-18						
CHANGES TO CURRENTLY AUTHORIZED POSITIONS						
RA01 RATE & SALARY ADJ - BENEFITS NO FTE						
N0001 001	0.00	242,968	36,858	279,826	0.00	279,826
TOTALS FOR ISSUE BY FUND						
1000 GENERAL REVENUE FUND						
0.00	242,968		36,858	279,826		279,826

A14 - AGY AMD REQ FY 2017-18

CHANGES TO CURRENTLY AUTHORIZED POSITIONS						
RA01 RATE & SALARY ADJ - BENEFITS NO FTE						
N0001 001	0.00	242,968	36,858	279,826	0.00	279,826

COL A12		COL A14		COL A15		COL A16		COL A14-A12		CODES
AGY FIN REQ FY 2017-18	POS AMOUNT	AGY AMD REQ FY 2017-18	POS AMOUNT	AGY AMD N/R FY 2017-18	POS AMOUNT	AGY AMD ANZ FY 2017-18	POS AMOUNT	AGY AMD REQ FY 2017-18 OVER(UNDER)	AGY FIN REQ FY 2017-18	

JUSTICE ADMINISTRATION										21000000
REGIONAL CONFLICT COUNSELS										21800000
PGM: REG CONFLICT CNSL-3RD										21800300
PUBLIC PROTECTION										12
LEGAL REPRESENTATION										1203.00.00.00
OTHER PROGRAMS										4200000
ASSISTANT REGIONAL COUNSEL SALARY PARITY										4204A60

POSITION DETAIL OF SALARIES AND BENEFITS:

FTE	BASE RATE	ADDITIVES	BENEFITS	SUBTOTAL	LAPSE %	LAPSED SALARIES AND BENEFITS
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A14 - AGY AMD REQ FY 2017-18

CHANGES TO CURRENTLY AUTHORIZED POSITIONS

TOTALS FOR ISSUE BY FUND
 1000 GENERAL REVENUE FUND

0.00	242,968		36,858	279,826		279,826
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TOTAL: LEGAL REPRESENTATION						1203.00.00.00
BY FUND TYPE						
GENERAL REVENUE FUND.....	466,873	466,873				1000
SALARY RATE.....	405,377	405,377				

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