

OFFICE OF THE STATE PUBLIC DEFENDER

FISCAL YEAR 2020-21 BUDGET REQUEST



Megan A. Ring,
COLORADO STATE PUBLIC DEFENDER
November 1, 2019



OFFICE OF THE STATE PUBLIC DEFENDER

MEGAN A. RING
STATE PUBLIC DEFENDER

October 28, 2019

To the Members of the Joint Budget Committee of the Colorado General Assembly:

Thank you for considering the Office of the State Public Defender's (OSPD) Budget Request for Fiscal Year 2020-2021. In 1963, the United States Supreme Court ruled that the United States Constitution requires states to provide counsel for indigent people accused in criminal cases. The Court said that:

[f]rom the very beginning, our state and national constitutions and laws have laid great emphasis on procedural and substantive safeguards designed to assure fair trials before impartial tribunals in which every defendant stands equal before the law. This noble ideal cannot be realized if the poor man charged with crime has to face his accusers without a lawyer to assist him.

Gideon v. Wainwright, 372 U.S. 335, 344 (1963).

Because our mission is to provide legal representation to the poor in criminal cases, we are a service-oriented agency. Eighty-seven percent of our budget is spent on personal services, with the remaining thirteen percent supporting mandated and operational costs. To fulfill our mission, we staff twenty-one regional trial offices, serving clients in each of Colorado's twenty-two judicial districts. We work in all of Colorado's sixty-four counties, in jurisdictions ranging from large metro area communities to small rural and mountain communities. The OSPD has a central Appellate Division in Denver, which handles appeals for indigent criminal clients from all twenty-two judicial districts before the Colorado Court of Appeals and the Colorado Supreme Court. The OSPD's central administrative office, also in Denver, provides administrative support to these twenty-two offices.

We thank you again for the considering the OSPD's funding request and I look forward to discussing our agency and answering your questions during the budget process.

Sincerely,

Megan A. Ring
Colorado State Public Defender

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BUDGET SUMMARY

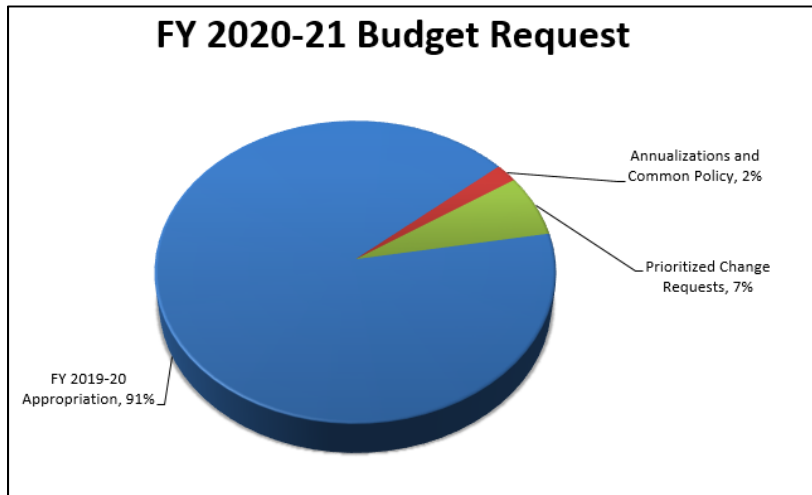
Office of the State Public Defender FY 2020-21 Budget Summary

The total FY 2020-21 budget request for the Office of the State Public Defender (OSPD) is \$ 117,397,730 and 962.7 FTE. We are asking for six prioritized Change Requests in our FY 2020-21 Budget Request.

- **FY 2019-20 Appropriation of \$ 107,392,414**
 - PLUS Annualizations of \$ 1,846,223
 - PLUS Common Policy of \$ 464,743

- **FY 2020-21 Base Request of \$ 109,703,380**
 - PLUS Change Request #1 for \$ 5,482,909
 - PLUS Change Request #2 for \$ 754,745
 - PLUS Change Request #3 for \$ 551,940
 - PLUS Change Request #4 for \$ 431,712
 - PLUS Change Request #5 for \$ 357,103
 - PLUS Change Request #6 for \$ 115,941

- **FY 2020-21 Budget Request of \$ 117,397,730**



Office of the State Public Defender
FY 2020-21 Budget Change Summary - by Fund Source

	FTE	Total	GF	CF
Long Bill				
S.B. 19-207 Office of the State Public Defender	875.1	\$105,995,438	\$105,940,438 874.8 FTE	\$55,000 0.3 FTE
Special Bills				
S.B. 19-043, judges bill	14.0	\$ 1,346,976	\$ 1,346,976	\$ -
S.B. 19-223, competency bill	0.0	\$ 50,000	\$ 50,000	\$ -
Total Supplemental Bill Annualizations	14.00	\$1,396,976	\$1,396,976	\$0
Total FY2019-20 Appropriation	889.1	\$107,392,414	\$107,337,414	\$55,000
Prior Year Budget Change Annualizations				
#R-1, Attorney Salary Survey	0.00	\$0	\$0	\$0
#R-2, Refinance of Denver Criminal Court Grant	0.30	\$15,496	\$15,496	\$0
#R-3, Arapahoe Courtroom Staffing	0.10	(\$1,658)	(\$1,658)	\$0
#R-4, IT Security	0.10	\$3,686	\$3,686	\$0
Total Prior Year Budget Change Annualizations	0.50	\$17,524	\$17,524	\$0
Special Bill Annualizations				
Special Bill, S.B. 19-043, judges bill	5.90	\$350,114	\$350,114	\$0
Special Bill, S.B. 19-223, competency bill	0.00	(\$50,000)	(\$50,000)	\$0
Total Special Bill Annualizations	5.90	\$300,114	\$300,114	\$0
Salary Survey and Merit				
FY 2020-21 Salary Survey Increase	0.0	\$0	\$0	\$0
FY 2020-21 Merit Increase	0.0	\$1,528,585	\$1,528,585	\$0
Total Salary Survey and Merit	0.0	\$1,528,585	\$1,528,585	\$0
Common Policy Adjustments				
Health Life Dental Increase (minus annualizations)	0.0	\$272,228	\$272,228	\$0
Short Term Disability Increase (minus annualizations)	0.0	\$3,415	\$3,415	\$0
AED Increase (minus annualizations)	0.0	\$100,440	\$100,440	\$0
SAED Increase (minus annualizations)	0.0	\$100,440	\$100,440	\$0
NP-1 Common Policy Adjustment - Annual Fleet Vehicle Request	0.0	(\$11,780)	(\$11,780)	\$0
Total Common Policy Adjustments	0.0	\$464,743	\$464,743	\$0
Total FY 2020-21 Base Request	895.5	\$109,703,380	\$109,648,380	\$55,000
Budget Change Requests				
#R-1, OSPD Staffing Requirements	54.7	\$5,482,909	\$5,482,909	\$0
#R-2, IT	2.7	\$754,745	\$754,745	\$0
#R-3, Social Workers	8.2	\$551,940	\$551,940	\$0
#R-4, Mandated Costs	0.0	\$431,712	\$431,712	\$0
#R-5, Leases	0.0	\$357,103	\$357,103	\$0
#R-6, Golden Courtroom Staffing	1.6	\$115,941	\$115,941	\$0
Total Decision Items/Budget Amendments	67.2	\$7,694,350	\$7,694,350	\$0
Total FY 2020-21 Budget Request	962.7	\$117,397,730	\$117,342,730	\$55,000
# / \$\$ change from FY 2019-20	73.6	\$10,005,316	\$10,005,316	\$0
% change from FY 2019-20	8.3%	9.3%	9.3%	0.0%

Office of the State Public Defender								
FY 2020-21 Reconciliation of Department Request, by Long Bill Group								
Long Bill Line Item	Total Funds	FTE	General Fund	General Fund Exempt	Cash Funds	Reappropriated Funds	Federal Funds	
Personal Services								
FY 2019-20 Long Bill, S.B. 19-207	\$69,653,973	874.80	\$69,653,973	\$0	\$0	\$0	\$0	\$0
Special Bill 19-034, Judges bill	\$847,159	14.00	\$847,159	\$0	\$0	\$0	\$0	\$0
Special Bill 19-223, Competency bill	\$0	0.00	\$0	\$0	\$0	\$0	\$0	\$0
FY 2019-20 Appropriation	\$70,501,132	888.80	\$70,501,132	\$0	\$0	\$0	\$0	\$0
Annualization Special Bill 19-034, Judges bill	\$348,977	5.90	\$348,977	\$0	\$0	\$0	\$0	\$0
Annualization Special Bill 19-223, Competency bill	\$0	0.00	\$0	\$0	\$0	\$0	\$0	\$0
FY 2019-20 Salary Survey allocated to Personal Services	\$4,539,548	0.00	\$4,539,548	\$0	\$0	\$0	\$0	\$0
FY 2019-20 Merit allocated to Personal Services	\$2,185,039	0.00	\$2,185,039	\$0	\$0	\$0	\$0	\$0
Annualization, #R-1, Attorney Salary Survey	\$0	0.00	\$0	\$0	\$0	\$0	\$0	\$0
Annualization, #R-2, Refinance of Denver Criminal Court Grant	\$15,496	0.30	\$15,496	\$0	\$0	\$0	\$0	\$0
Annualization, #R-3, Arapahoe Courtroom Staffing	\$7,748	0.10	\$7,748	\$0	\$0	\$0	\$0	\$0
Annualization, #R-4, IT Security	\$8,389	0.10	\$8,389	\$0	\$0	\$0	\$0	\$0
FY 2020-21 Base Request	\$77,606,329	895.20	\$77,606,329	\$0	\$0	\$0	\$0	\$0
#R-1, OSPD Staffing Requirements	\$3,581,835	54.65	\$3,581,835	\$0	\$0	\$0	\$0	\$0
#R-2, IT	\$181,983	2.70	\$181,983	\$0	\$0	\$0	\$0	\$0
#R-3, Social Workers	\$483,990	8.20	\$483,990	\$0	\$0	\$0	\$0	\$0
#R-4, Mandated Costs	\$0	0.00	\$0	\$0	\$0	\$0	\$0	\$0
#R-5, Leases	\$0	0.00	\$0	\$0	\$0	\$0	\$0	\$0
#R-6, Golden Courtroom Staffing	\$101,191	1.60	\$101,191	\$0	\$0	\$0	\$0	\$0
FY 2020-21 November 01 Request	\$81,955,328	962.35	\$81,955,328	\$0	\$0	\$0	\$0	\$0
Health Life and Dental								
FY 2019-20 Long Bill, S.B. 19-207	\$8,556,670	0.00	\$8,556,670	\$0	\$0	\$0	\$0	\$0
Special Bill 19-034, Judges bill	\$137,858	0.00	\$137,858	\$0	\$0	\$0	\$0	\$0
Special Bill 19-223, Competency bill	\$0	0.00	\$0	\$0	\$0	\$0	\$0	\$0
FY 2019-20 Appropriation	\$8,694,528	0.00	\$8,694,528	\$0	\$0	\$0	\$0	\$0
Annualization Special Bill 19-034, Judges bill	\$58,097	0.00	\$58,097	\$0	\$0	\$0	\$0	\$0
Annualization Special Bill 19-223, Competency bill	\$0	0.00	\$0	\$0	\$0	\$0	\$0	\$0
Annualization, #R-1, Attorney Salary Survey	\$0	0.00	\$0	\$0	\$0	\$0	\$0	\$0
Annualization, #R-2, Refinance of Denver Criminal Court Grant	\$0	0.00	\$0	\$0	\$0	\$0	\$0	\$0
Annualization, #R-3, Arapahoe Courtroom Staffing	\$0	0.00	\$0	\$0	\$0	\$0	\$0	\$0
Annualization, #R-4, IT Security	\$0	0.00	\$0	\$0	\$0	\$0	\$0	\$0
Total Compensation Common Policy (incremental change)	\$272,228	0.00	\$272,228	\$0	\$0	\$0	\$0	\$0
FY 2020-21 Base Request	\$9,024,853	0.00	\$9,024,853	\$0	\$0	\$0	\$0	\$0
#R-1, OSPD Staffing Requirements	\$596,520	0.00	\$596,520	\$0	\$0	\$0	\$0	\$0
#R-2, IT	\$0	0.00	\$0	\$0	\$0	\$0	\$0	\$0
#R-3, Social Workers	\$0	0.00	\$0	\$0	\$0	\$0	\$0	\$0
#R-4, Mandated Costs	\$0	0.00	\$0	\$0	\$0	\$0	\$0	\$0
#R-5, Leases	\$0	0.00	\$0	\$0	\$0	\$0	\$0	\$0
#R-6, Golden Courtroom Staffing	\$0	0.00	\$0	\$0	\$0	\$0	\$0	\$0
FY 2020-21 November 01 Request	\$9,621,373	0.00	\$9,621,373	\$0	\$0	\$0	\$0	\$0

Office of the State Public Defender								
FY 2020-21 Reconciliation of Department Request, by Long Bill Group								
Long Bill Line Item	Total Funds	FTE	General Fund	General Fund Exempt	Cash Funds	Reappropriated Funds	Federal Funds	
Short Term Disability								
FY 2019-20 Long Bill, S.B. 19-207	\$114,545	0.00	\$114,545	\$0	\$0	\$0	\$0	\$0
Special Bill 19-034, Judges bill	\$1,438	0.00	\$1,438	\$0	\$0	\$0	\$0	\$0
Special Bill 19-223, Competency bill	\$0	0.00	\$0	\$0	\$0	\$0	\$0	\$0
FY 2019-20 Appropriation	\$115,983	0.00	\$115,983	\$0	\$0	\$0	\$0	\$0
Annualization Special Bill 19-034, Judges bill	\$594	0.00	\$594	\$0	\$0	\$0	\$0	\$0
Annualization Special Bill 19-223, Competency bill	\$0	0.00	\$0	\$0	\$0	\$0	\$0	\$0
Annualization, #R-1, Attorney Salary Survey	\$0	0.00	\$0	\$0	\$0	\$0	\$0	\$0
Annualization, #R-2, Refinance of Denver Criminal Court Grant	\$0	0.00	\$0	\$0	\$0	\$0	\$0	\$0
Annualization, #R-3, Arapahoe Courtroom Staffing	\$0	0.00	\$0	\$0	\$0	\$0	\$0	\$0
Annualization, #R-4, IT Security	\$0	0.00	\$0	\$0	\$0	\$0	\$0	\$0
Total Compensation Common Policy (incremental change)	\$3,415	0.00	\$3,415	\$0	\$0	\$0	\$0	\$0
FY 2020-21 Base Request	\$119,992	0.00	\$119,992	\$0	\$0	\$0	\$0	\$0
#R-1, OSPD Staffing Requirements	\$5,420	0.00	\$5,420	\$0	\$0	\$0	\$0	\$0
#R-2, IT	\$0	0.00	\$0	\$0	\$0	\$0	\$0	\$0
#R-3, Social Workers	\$0	0.00	\$0	\$0	\$0	\$0	\$0	\$0
#R-4, Mandated Costs	\$0	0.00	\$0	\$0	\$0	\$0	\$0	\$0
#R-5, Leases	\$0	0.00	\$0	\$0	\$0	\$0	\$0	\$0
#R-6, Golden Courtroom Staffing	\$0	0.00	\$0	\$0	\$0	\$0	\$0	\$0
FY 2020-21 November 01 Request	\$125,412	0.00	\$125,412	\$0	\$0	\$0	\$0	\$0
AED								
FY 2019-20 Long Bill, S.B. 19-207	\$3,368,980	0.00	\$3,368,980	\$0	\$0	\$0	\$0	\$0
Special Bill 19-034, Judges bill	\$37,870	0.00	\$37,870	\$0	\$0	\$0	\$0	\$0
Special Bill 19-223, Competency bill	\$0	0.00	\$0	\$0	\$0	\$0	\$0	\$0
FY 2019-20 Appropriation	\$3,406,850	0.00	\$3,406,850	\$0	\$0	\$0	\$0	\$0
Annualization Special Bill 19-034, Judges bill	\$15,600	0.00	\$15,600	\$0	\$0	\$0	\$0	\$0
Annualization Special Bill 19-223, Competency bill	\$0	0.00	\$0	\$0	\$0	\$0	\$0	\$0
Annualization, #R-1, Attorney Salary Survey	\$0	0.00	\$0	\$0	\$0	\$0	\$0	\$0
Annualization, #R-2, Refinance of Denver Criminal Court Grant	\$0	0.00	\$0	\$0	\$0	\$0	\$0	\$0
Annualization, #R-3, Arapahoe Courtroom Staffing	\$0	0.00	\$0	\$0	\$0	\$0	\$0	\$0
Annualization, #R-4, IT Security	\$0	0.00	\$0	\$0	\$0	\$0	\$0	\$0
Total Compensation Common Policy (incremental change)	\$100,440	0.00	\$100,440	\$0	\$0	\$0	\$0	\$0
FY 2020-21 Base Request	\$3,522,890	0.00	\$3,522,890	\$0	\$0	\$0	\$0	\$0
#R-1, OSPD Staffing Requirements	\$159,405	0.00	\$159,405	\$0	\$0	\$0	\$0	\$0
#R-2, IT	\$0	0.00	\$0	\$0	\$0	\$0	\$0	\$0
#R-3, Social Workers	\$0	0.00	\$0	\$0	\$0	\$0	\$0	\$0
#R-4, Mandated Costs	\$0	0.00	\$0	\$0	\$0	\$0	\$0	\$0
#R-5, Leases	\$0	0.00	\$0	\$0	\$0	\$0	\$0	\$0
#R-6, Golden Courtroom Staffing	\$0	0.00	\$0	\$0	\$0	\$0	\$0	\$0
FY 2020-21 November 01 Request	\$3,682,295	0.00	\$3,682,295	\$0	\$0	\$0	\$0	\$0

Office of the State Public Defender								
FY 2020-21 Reconciliation of Department Request, by Long Bill Group								
	Long Bill Line Item	Total Funds	FTE	General Fund	General Fund Exempt	Cash Funds	Reappropriated Funds	Federal Funds
SAED								
	FY 2019-20 Long Bill, S.B. 19-207	\$3,368,980	0.00	\$3,368,980	\$0	\$0	\$0	\$0
	Special Bill 19-034, Judges bill	\$37,871	0.00	\$37,871	\$0	\$0	\$0	\$0
	Special Bill 19-223, Competency bill	\$0	0.00	\$0	\$0	\$0	\$0	\$0
	FY 2019-20 Appropriation	\$3,406,851	0.00	\$3,406,851	\$0	\$0	\$0	\$0
	Annualization Special Bill 19-034, Judges bill	\$15,600	0.00	\$15,600	\$0	\$0	\$0	\$0
	Annualization Special Bill 19-223, Competency bill	\$0	0.00	\$0	\$0	\$0	\$0	\$0
	Annualization, #R-1, Attorney Salary Survey	\$0	0.00	\$0	\$0	\$0	\$0	\$0
	Annualization, #R-2, Refinance of Denver Criminal Court Grant	\$0	0.00	\$0	\$0	\$0	\$0	\$0
	Annualization, #R-3, Arapahoe Courtroom Staffing	\$0	0.00	\$0	\$0	\$0	\$0	\$0
	Annualization, #R-4, IT Security	\$0	0.00	\$0	\$0	\$0	\$0	\$0
	Total Compensation Common Policy (incremental change)	\$100,440	0.00	\$100,440	\$0	\$0	\$0	\$0
	FY 2020-21 Base Request	\$3,522,891	0.00	\$3,522,891	\$0	\$0	\$0	\$0
	#R-1, OSPD Staffing Requirements	\$159,405	0.00	\$159,405	\$0	\$0	\$0	\$0
	#R-2, IT	\$0	0.00	\$0	\$0	\$0	\$0	\$0
	#R-3, Social Workers	\$0	0.00	\$0	\$0	\$0	\$0	\$0
	#R-4, Mandated Costs	\$0	0.00	\$0	\$0	\$0	\$0	\$0
	#R-5, Leases	\$0	0.00	\$0	\$0	\$0	\$0	\$0
	#R-6, Golden Courtroom Staffing	\$0	0.00	\$0	\$0	\$0	\$0	\$0
	FY 2020-21 November 01 Request	\$3,682,296	0.00	\$3,682,296	\$0	\$0	\$0	\$0
Salary Survey								
	FY 2019-20 Long Bill, S.B. 19-207	\$4,539,548	0.00	\$4,539,548	\$0	\$0	\$0	\$0
	Special Bill 19-034, Judges bill	\$0	0.00	\$0	\$0	\$0	\$0	\$0
	Special Bill 19-223, Competency bill	\$0	0.00	\$0	\$0	\$0	\$0	\$0
	FY 2019-20 Appropriation	\$4,539,548	0.00	\$4,539,548	\$0	\$0	\$0	\$0
	FY 2019-20 Salary Survey allocated to Personal Services	-\$4,539,548	0.00	-\$4,539,548	\$0	\$0	\$0	\$0
	Annualization Special Bill 19-034, Judges bill	\$0	0.00	\$0	\$0	\$0	\$0	\$0
	Annualization Special Bill 19-223, Competency bill	\$0	0.00	\$0	\$0	\$0	\$0	\$0
	Annualization, #R-1, Attorney Salary Survey	\$0	0.00	\$0	\$0	\$0	\$0	\$0
	Annualization, #R-2, Refinance of Denver Criminal Court Grant	\$0	0.00	\$0	\$0	\$0	\$0	\$0
	Annualization, #R-3, Arapahoe Courtroom Staffing	\$0	0.00	\$0	\$0	\$0	\$0	\$0
	Annualization, #R-4, IT Security	\$0	0.00	\$0	\$0	\$0	\$0	\$0
	Annualization of FY 2018-19 salary survey	\$0	0.00	\$0	\$0	\$0	\$0	\$0
	FY 2020-21 Base Request	\$0	0.00	\$0	\$0	\$0	\$0	\$0
	#R-1, OSPD Staffing Requirements	\$0	0.00	\$0	\$0	\$0	\$0	\$0
	#R-2, IT	\$0	0.00	\$0	\$0	\$0	\$0	\$0
	#R-3, Social Workers	\$0	0.00	\$0	\$0	\$0	\$0	\$0
	#R-4, Mandated Costs	\$0	0.00	\$0	\$0	\$0	\$0	\$0
	#R-5, Leases	\$0	0.00	\$0	\$0	\$0	\$0	\$0
	#R-6, Golden Courtroom Staffing	\$0	0.00	\$0	\$0	\$0	\$0	\$0
	FY 2020-21 November 01 Request	\$0	0.00	\$0	\$0	\$0	\$0	\$0

Office of the State Public Defender								
FY 2020-21 Reconciliation of Department Request, by Long Bill Group								
Long Bill Line Item	Total Funds	FTE	General Fund	General Fund Exempt	Cash Funds	Reappropriated Funds	Federal Funds	
Merit Pay								
FY 2019-20 Long Bill, S.B. 19-207	\$2,185,039	0.00	\$2,185,039	\$0	\$0	\$0	\$0	\$0
Special Bill 19-034, Judges bill	\$0	0.00	\$0	\$0	\$0	\$0	\$0	\$0
Special Bill 19-223, Competency bill	\$0	0.00	\$0	\$0	\$0	\$0	\$0	\$0
FY 2019-20 Appropriation	\$2,185,039	0.00	\$2,185,039	\$0	\$0	\$0	\$0	\$0
FY 2019-20 Merit allocated to Personal Services	-\$2,185,039	0.00	-\$2,185,039	\$0	\$0	\$0	\$0	\$0
Annualization Special Bill 19-034, Judges bill	\$0	0.00	\$0	\$0	\$0	\$0	\$0	\$0
Annualization Special Bill 19-223, Competency bill	\$0	0.00	\$0	\$0	\$0	\$0	\$0	\$0
Annualization, #R-1, Attorney Salary Survey	\$0	0.00	\$0	\$0	\$0	\$0	\$0	\$0
Annualization, #R-2, Refinance of Denver Criminal Court Grant	\$0	0.00	\$0	\$0	\$0	\$0	\$0	\$0
Annualization, #R-3, Arapahoe Courtroom Staffing	\$0	0.00	\$0	\$0	\$0	\$0	\$0	\$0
Annualization, #R-4, IT Security	\$0	0.00	\$0	\$0	\$0	\$0	\$0	\$0
Total Compensation Common Policy (full amount for FY21)	\$1,528,585	0.00	\$1,528,585	\$0	\$0	\$0	\$0	\$0
FY 2020-21 Base Request	\$1,528,585	0.00	\$1,528,585	\$0	\$0	\$0	\$0	\$0
#R-1, OSPD Staffing Requirements	\$0	0.00	\$0	\$0	\$0	\$0	\$0	\$0
#R-2, IT	\$0	0.00	\$0	\$0	\$0	\$0	\$0	\$0
#R-3, Social Workers	\$0	0.00	\$0	\$0	\$0	\$0	\$0	\$0
#R-4, Mandated Costs	\$0	0.00	\$0	\$0	\$0	\$0	\$0	\$0
#R-5, Leases	\$0	0.00	\$0	\$0	\$0	\$0	\$0	\$0
#R-6, Golden Courtroom Staffing	\$0	0.00	\$0	\$0	\$0	\$0	\$0	\$0
FY 2020-21 November 01 Request	\$1,528,585	0.00	\$1,528,585	\$0	\$0	\$0	\$0	\$0
Operating Expenses								
FY 2019-20 Long Bill, S.B. 19-207	\$1,839,163	0.00	\$1,809,163	\$0	\$30,000	\$0	\$0	\$0
Special Bill 19-034, Judges bill	\$13,300	0.00	\$13,300	\$0	\$0	\$0	\$0	\$0
Special Bill 19-223, Competency bill	\$50,000	0.00	\$50,000	\$0	\$0	\$0	\$0	\$0
FY 2019-20 Appropriation	\$1,902,463	0.00	\$1,872,463	\$0	\$30,000	\$0	\$0	\$0
Annualization Special Bill 19-034, Judges bill	\$5,605	0.00	\$5,605	\$0	\$0	\$0	\$0	\$0
Annualization Special Bill 19-223, Competency bill	-\$50,000	0.00	-\$50,000	\$0	\$0	\$0	\$0	\$0
Annualization, #R-1, Attorney Salary Survey	\$0	0.00	\$0	\$0	\$0	\$0	\$0	\$0
Annualization, #R-2, Refinance of Denver Criminal Court Grant	\$0	0.00	\$0	\$0	\$0	\$0	\$0	\$0
Annualization, #R-3, Arapahoe Courtroom Staffing	\$0	0.00	\$0	\$0	\$0	\$0	\$0	\$0
Annualization, #R-4, IT Security	\$0	0.00	\$0	\$0	\$0	\$0	\$0	\$0
FY 2020-21 Base Request	\$1,858,068	0.00	\$1,828,068	\$0	\$30,000	\$0	\$0	\$0
#R-1, OSPD Staffing Requirements	\$56,620	0.00	\$56,620	\$0	\$0	\$0	\$0	\$0
#R-2, IT	\$2,850	0.00	\$2,850	\$0	\$0	\$0	\$0	\$0
#R-3, Social Workers	\$8,550	0.00	\$8,550	\$0	\$0	\$0	\$0	\$0
#R-4, Mandated Costs	\$0	0.00	\$0	\$0	\$0	\$0	\$0	\$0
#R-5, Leases	\$0	0.00	\$0	\$0	\$0	\$0	\$0	\$0
#R-6, Golden Courtroom Staffing	\$1,520	0.00	\$1,520	\$0	\$0	\$0	\$0	\$0
FY 2020-21 November 01 Request	\$1,927,608	0.00	\$1,897,608	\$0	\$30,000	\$0	\$0	\$0

Office of the State Public Defender								
FY 2020-21 Reconciliation of Department Request, by Long Bill Group								
Long Bill Line Item	Total Funds	FTE	General Fund	General Fund Exempt	Cash Funds	Reappropriated Funds	Federal Funds	
Vehicle Lease Payments								
FY 2019-20 Long Bill, S.B. 19-207	\$121,872	0.00	\$121,872	\$0	\$0	\$0	\$0	\$0
Special Bill 19-034, Judges bill	\$0	0.00	\$0	\$0	\$0	\$0	\$0	\$0
Special Bill 19-223, Competency bill	\$0	0.00	\$0	\$0	\$0	\$0	\$0	\$0
FY 2019-20 Appropriation	\$121,872	0.00	\$121,872	\$0	\$0	\$0	\$0	\$0
Annualization Special Bill 19-034, Judges bill	\$0	0.00	\$0	\$0	\$0	\$0	\$0	\$0
Annualization Special Bill 19-223, Competency bill	\$0	0.00	\$0	\$0	\$0	\$0	\$0	\$0
Annualization, #R-1, Attorney Salary Survey	\$0	0.00	\$0	\$0	\$0	\$0	\$0	\$0
Annualization, #R-2, Refinance of Denver Criminal Court Grant	\$0	0.00	\$0	\$0	\$0	\$0	\$0	\$0
Annualization, #R-3, Arapahoe Courtroom Staffing	\$0	0.00	\$0	\$0	\$0	\$0	\$0	\$0
Annualization, #R-4, IT Security	\$0	0.00	\$0	\$0	\$0	\$0	\$0	\$0
NP-1 Common Policy Adjustment	-\$11,780	0.00	-\$11,780	\$0	\$0	\$0	\$0	\$0
FY 2020-21 Base Request	\$110,092	0.00	\$110,092	\$0	\$0	\$0	\$0	\$0
#R-1, OSPD Staffing Requirements	\$0	0.00	\$0	\$0	\$0	\$0	\$0	\$0
#R-2, IT	\$0	0.00	\$0	\$0	\$0	\$0	\$0	\$0
#R-3, Social Workers	\$0	0.00	\$0	\$0	\$0	\$0	\$0	\$0
#R-4, Mandated Costs	\$0	0.00	\$0	\$0	\$0	\$0	\$0	\$0
#R-5, Leases	\$0	0.00	\$0	\$0	\$0	\$0	\$0	\$0
#R-6, Golden Courtroom Staffing	\$0	0.00	\$0	\$0	\$0	\$0	\$0	\$0
FY 2020-21 November 01 Request	\$110,092	0.00	\$110,092	\$0	\$0	\$0	\$0	\$0
Capital Outlay								
FY 2019-20 Long Bill, S.B. 19-207	\$14,109	0.00	\$14,109	\$0	\$0	\$0	\$0	\$0
Special Bill 19-034, Judges bill	\$94,360	0.00	\$94,360	\$0	\$0	\$0	\$0	\$0
Special Bill 19-223, Competency bill	\$0	0.00	\$0	\$0	\$0	\$0	\$0	\$0
FY 2019-20 Appropriation	\$108,469	0.00	\$108,469	\$0	\$0	\$0	\$0	\$0
Annualization Special Bill 19-034, Judges bill	-\$94,360	0.00	-\$94,360	\$0	\$0	\$0	\$0	\$0
Annualization Special Bill 19-223, Competency bill	\$0	0.00	\$0	\$0	\$0	\$0	\$0	\$0
Annualization, #R-1, Attorney Salary Survey	\$0	0.00	\$0	\$0	\$0	\$0	\$0	\$0
Annualization, #R-2, Refinance of Denver Criminal Court Grant	\$0	0.00	\$0	\$0	\$0	\$0	\$0	\$0
Annualization, #R-3, Arapahoe Courtroom Staffing	-\$9,406	0.00	-\$9,406	\$0	\$0	\$0	\$0	\$0
Annualization, #R-4, IT Security	-\$4,703	0.00	-\$4,703	\$0	\$0	\$0	\$0	\$0
FY 2020-21 Base Request	\$0	0.00	\$0	\$0	\$0	\$0	\$0	\$0
#R-1, OSPD Staffing Requirements	\$372,000	0.00	\$372,000	\$0	\$0	\$0	\$0	\$0
#R-2, IT	\$18,600	0.00	\$18,600	\$0	\$0	\$0	\$0	\$0
#R-3, Social Workers	\$55,800	0.00	\$55,800	\$0	\$0	\$0	\$0	\$0
#R-4, Mandated Costs	\$0	0.00	\$0	\$0	\$0	\$0	\$0	\$0
#R-5, Leases	\$0	0.00	\$0	\$0	\$0	\$0	\$0	\$0
#R-6, Golden Courtroom Staffing	\$12,400	0.00	\$12,400	\$0	\$0	\$0	\$0	\$0
FY 2020-21 November 01 Request	\$458,800	0.00	\$458,800	\$0	\$0	\$0	\$0	\$0

Office of the State Public Defender								
FY 2020-21 Reconciliation of Department Request, by Long Bill Group								
Long Bill Line Item	Total Funds	FTE	General Fund	General Fund Exempt	Cash Funds	Reappropriated Funds	Federal Funds	
Leased Space / Utilities								
FY 2019-20 Long Bill, S.B. 19-207	\$6,966,417	0.00	\$6,966,417	\$0	\$0	\$0	\$0	\$0
Special Bill 19-034, Judges bill	\$174,840	0.00	\$174,840	\$0	\$0	\$0	\$0	\$0
Special Bill 19-223, Competency bill	\$0	0.00	\$0	\$0	\$0	\$0	\$0	\$0
FY 2019-20 Appropriation	\$7,141,257	0.00	\$7,141,257	\$0	\$0	\$0	\$0	\$0
Annualization Special Bill 19-034, Judges bill	\$1	0.00	\$1	\$0	\$0	\$0	\$0	\$0
Annualization Special Bill 19-223, Competency bill	\$0	0.00	\$0	\$0	\$0	\$0	\$0	\$0
Annualization, #R-1, Attorney Salary Survey	\$0	0.00	\$0	\$0	\$0	\$0	\$0	\$0
Annualization, #R-2, Refinance of Denver Criminal Court Grant	\$0	0.00	\$0	\$0	\$0	\$0	\$0	\$0
Annualization, #R-3, Arapahoe Courtroom Staffing	\$0	0.00	\$0	\$0	\$0	\$0	\$0	\$0
Annualization, #R-4, IT Security	\$0	0.00	\$0	\$0	\$0	\$0	\$0	\$0
FY 2020-21 Base Request	\$7,141,258	0.00	\$7,141,258	\$0	\$0	\$0	\$0	\$0
#R-1, OSPD Staffing Requirements	\$521,023	0.00	\$521,023	\$0	\$0	\$0	\$0	\$0
#R-2, IT	\$0	0.00	\$0	\$0	\$0	\$0	\$0	\$0
#R-3, Social Workers	\$0	0.00	\$0	\$0	\$0	\$0	\$0	\$0
#R-4, Mandated Costs	\$0	0.00	\$0	\$0	\$0	\$0	\$0	\$0
#R-5, Leases	\$357,103	0.00	\$357,103	\$0	\$0	\$0	\$0	\$0
#R-6, Golden Courtroom Staffing	\$0	0.00	\$0	\$0	\$0	\$0	\$0	\$0
FY 2020-21 November 01 Request	\$8,019,384	0.00	\$8,019,384	\$0	\$0	\$0	\$0	\$0
Automation Plan								
FY 2019-20 Long Bill, S.B. 19-207	\$1,662,802	0.00	\$1,662,802	\$0	\$0	\$0	\$0	\$0
Special Bill 19-034, Judges bill	\$0	0.00	\$0	\$0	\$0	\$0	\$0	\$0
Special Bill 19-223, Competency bill	\$0	0.00	\$0	\$0	\$0	\$0	\$0	\$0
FY 2019-20 Appropriation	\$1,662,802	0.00	\$1,662,802	\$0	\$0	\$0	\$0	\$0
Annualization Special Bill 19-034, Judges bill	\$0	0.00	\$0	\$0	\$0	\$0	\$0	\$0
Annualization Special Bill 19-223, Competency bill	\$0	0.00	\$0	\$0	\$0	\$0	\$0	\$0
Annualization, #R-1, Attorney Salary Survey	\$0	0.00	\$0	\$0	\$0	\$0	\$0	\$0
Annualization, #R-2, Refinance of Denver Criminal Court Grant	\$0	0.00	\$0	\$0	\$0	\$0	\$0	\$0
Annualization, #R-3, Arapahoe Courtroom Staffing	\$0	0.00	\$0	\$0	\$0	\$0	\$0	\$0
Annualization, #R-4, IT Security	\$0	0.00	\$0	\$0	\$0	\$0	\$0	\$0
FY 2020-21 Base Request	\$1,662,802	0.00	\$1,662,802	\$0	\$0	\$0	\$0	\$0
#R-1, OSPD Staffing Requirements	\$23,840	0.00	\$23,840	\$0	\$0	\$0	\$0	\$0
#R-2, IT	\$551,312	0.00	\$551,312	\$0	\$0	\$0	\$0	\$0
#R-3, Social Workers	\$3,600	0.00	\$3,600	\$0	\$0	\$0	\$0	\$0
#R-4, Mandated Costs	\$0	0.00	\$0	\$0	\$0	\$0	\$0	\$0
#R-5, Leases	\$0	0.00	\$0	\$0	\$0	\$0	\$0	\$0
#R-6, Golden Courtroom Staffing	\$640	0.00	\$640	\$0	\$0	\$0	\$0	\$0
FY 2020-21 November 01 Request	\$2,242,194	0.00	\$2,242,194	\$0	\$0	\$0	\$0	\$0

Office of the State Public Defender								
FY 2020-21 Reconciliation of Department Request, by Long Bill Group								
Long Bill Line Item	Total Funds	FTE	General Fund	General Fund Exempt	Cash Funds	Reappropriated Funds	Federal Funds	
Attorney Registration								
FY 2019-20 Long Bill, S.B. 19-207	\$147,514	0.00	\$147,514	\$0	\$0	\$0	\$0	\$0
Special Bill 19-034, Judges bill	\$2,280	0.00	\$2,280	\$0	\$0	\$0	\$0	\$0
Special Bill 19-223, Competency bill	\$0	0.00	\$0	\$0	\$0	\$0	\$0	\$0
FY 2019-20 Appropriation	\$149,794	0.00	\$149,794	\$0	\$0	\$0	\$0	\$0
Annualization Special Bill 19-034, Judges bill	\$0	0.00	\$0	\$0	\$0	\$0	\$0	\$0
Annualization Special Bill 19-223, Competency bill	\$0	0.00	\$0	\$0	\$0	\$0	\$0	\$0
Annualization, #R-1, Attorney Salary Survey	\$0	0.00	\$0	\$0	\$0	\$0	\$0	\$0
Annualization, #R-2, Refinance of Denver Criminal Court Grant	\$0	0.00	\$0	\$0	\$0	\$0	\$0	\$0
Annualization, #R-3, Arapahoe Courtroom Staffing	\$0	0.00	\$0	\$0	\$0	\$0	\$0	\$0
Annualization, #R-4, IT Security	\$0	0.00	\$0	\$0	\$0	\$0	\$0	\$0
FY 2020-21 Base Request	\$149,794	0.00	\$149,794	\$0	\$0	\$0	\$0	\$0
#R-1, OSPD Staffing Requirements	\$6,840	0.00	\$6,840	\$0	\$0	\$0	\$0	\$0
#R-2, IT	\$0	0.00	\$0	\$0	\$0	\$0	\$0	\$0
#R-3, Social Workers	\$0	0.00	\$0	\$0	\$0	\$0	\$0	\$0
#R-4, Mandated Costs	\$0	0.00	\$0	\$0	\$0	\$0	\$0	\$0
#R-5, Leases	\$0	0.00	\$0	\$0	\$0	\$0	\$0	\$0
#R-6, Golden Courtroom Staffing	\$190	0.00	\$190	\$0	\$0	\$0	\$0	\$0
FY 2020-21 November 01 Request	\$156,824	0.00	\$156,824	\$0	\$0	\$0	\$0	\$0
Contract Services								
FY 2019-20 Long Bill, S.B. 19-207	\$49,395	0.00	\$49,395	\$0	\$0	\$0	\$0	\$0
Special Bill 19-034, Judges bill	\$0	0.00	\$0	\$0	\$0	\$0	\$0	\$0
Special Bill 19-223, Competency bill	\$0	0.00	\$0	\$0	\$0	\$0	\$0	\$0
FY 2019-20 Appropriation	\$49,395	0.00	\$49,395	\$0	\$0	\$0	\$0	\$0
Annualization Special Bill 19-034, Judges bill	\$0	0.00	\$0	\$0	\$0	\$0	\$0	\$0
Annualization Special Bill 19-223, Competency bill	\$0	0.00	\$0	\$0	\$0	\$0	\$0	\$0
Annualization, #R-1, Attorney Salary Survey	\$0	0.00	\$0	\$0	\$0	\$0	\$0	\$0
Annualization, #R-2, Refinance of Denver Criminal Court Grant	\$0	0.00	\$0	\$0	\$0	\$0	\$0	\$0
Annualization, #R-3, Arapahoe Courtroom Staffing	\$0	0.00	\$0	\$0	\$0	\$0	\$0	\$0
Annualization, #R-4, IT Security	\$0	0.00	\$0	\$0	\$0	\$0	\$0	\$0
FY 2020-21 Base Request	\$49,395	0.00	\$49,395	\$0	\$0	\$0	\$0	\$0
#R-1, OSPD Staffing Requirements	\$0	0.00	\$0	\$0	\$0	\$0	\$0	\$0
#R-2, IT	\$0	0.00	\$0	\$0	\$0	\$0	\$0	\$0
#R-3, Social Workers	\$0	0.00	\$0	\$0	\$0	\$0	\$0	\$0
#R-4, Mandated Costs	\$0	0.00	\$0	\$0	\$0	\$0	\$0	\$0
#R-5, Leases	\$0	0.00	\$0	\$0	\$0	\$0	\$0	\$0
#R-6, Golden Courtroom Staffing	\$0	0.00	\$0	\$0	\$0	\$0	\$0	\$0
FY 2020-21 November 01 Request	\$49,395	0.00	\$49,395	\$0	\$0	\$0	\$0	\$0

Office of the State Public Defender								
FY 2020-21 Reconciliation of Department Request, by Long Bill Group								
Long Bill Line Item	Total Funds	FTE	General Fund	General Fund Exempt	Cash Funds	Reappropriated Funds	Federal Funds	
Mandated Costs								
FY 2019-20 Long Bill, S.B. 19-207	\$3,381,431	0.00	\$3,381,431	\$0	\$0	\$0	\$0	\$0
Special Bill 19-034, Judges bill	\$0	0.00	\$0	\$0	\$0	\$0	\$0	\$0
Special Bill 19-223, Competency bill	\$0	0.00	\$0	\$0	\$0	\$0	\$0	\$0
FY 2019-20 Appropriation	\$3,381,431	0.00	\$3,381,431	\$0	\$0	\$0	\$0	\$0
Annualization Special Bill 19-034, Judges bill	\$0	0.00	\$0	\$0	\$0	\$0	\$0	\$0
Annualization Special Bill 19-223, Competency bill	\$0	0.00	\$0	\$0	\$0	\$0	\$0	\$0
Annualization, #R-1, Attorney Salary Survey	\$0	0.00	\$0	\$0	\$0	\$0	\$0	\$0
Annualization, #R-2, Refinance of Denver Criminal Court Grant	\$0	0.00	\$0	\$0	\$0	\$0	\$0	\$0
Annualization, #R-3, Arapahoe Courtroom Staffing	\$0	0.00	\$0	\$0	\$0	\$0	\$0	\$0
Annualization, #R-4, IT Security	\$0	0.00	\$0	\$0	\$0	\$0	\$0	\$0
FY 2020-21 Base Request	\$3,381,431	0.00	\$3,381,431	\$0	\$0	\$0	\$0	\$0
#R-1, OSPD Staffing Requirements	\$0	0.00	\$0	\$0	\$0	\$0	\$0	\$0
#R-2, IT	\$0	0.00	\$0	\$0	\$0	\$0	\$0	\$0
#R-3, Social Workers	\$0	0.00	\$0	\$0	\$0	\$0	\$0	\$0
#R-4, Mandated Costs	\$431,712	0.00	\$431,712	\$0	\$0	\$0	\$0	\$0
#R-5, Leases	\$0	0.00	\$0	\$0	\$0	\$0	\$0	\$0
#R-6, Golden Courtroom Staffing	\$0	0.00	\$0	\$0	\$0	\$0	\$0	\$0
FY 2020-21 November 01 Request	\$3,813,143	0.00	\$3,813,143	\$0	\$0	\$0	\$0	\$0
Grants								
FY 2019-20 Long Bill, S.B. 19-207	\$25,000	0.30	\$0	\$0	\$25,000	\$0	\$0	\$0
Special Bill 19-034, Judges bill	\$0	0.00	\$0	\$0	\$0	\$0	\$0	\$0
Special Bill 19-223, Competency bill	\$0	0.00	\$0	\$0	\$0	\$0	\$0	\$0
FY 2019-20 Appropriation	\$25,000	0.30	\$0	\$0	\$25,000	\$0	\$0	\$0
Annualization Special Bill 19-034, Judges bill	\$0	0.00	\$0	\$0	\$0	\$0	\$0	\$0
Annualization Special Bill 19-223, Competency bill	\$0	0.00	\$0	\$0	\$0	\$0	\$0	\$0
Annualization, #R-1, Attorney Salary Survey	\$0	0.00	\$0	\$0	\$0	\$0	\$0	\$0
Annualization, #R-2, Refinance of Denver Criminal Court Grant	\$0	0.00	\$0	\$0	\$0	\$0	\$0	\$0
Annualization, #R-3, Arapahoe Courtroom Staffing	\$0	0.00	\$0	\$0	\$0	\$0	\$0	\$0
Annualization, #R-4, IT Security	\$0	0.00	\$0	\$0	\$0	\$0	\$0	\$0
FY 2020-21 Base Request	\$25,000	0.30	\$0	\$0	\$25,000	\$0	\$0	\$0
#R-1, OSPD Staffing Requirements	\$0	0.00	\$0	\$0	\$0	\$0	\$0	\$0
#R-2, IT	\$0	0.00	\$0	\$0	\$0	\$0	\$0	\$0
#R-3, Social Workers	\$0	0.00	\$0	\$0	\$0	\$0	\$0	\$0
#R-4, Mandated Costs	\$0	0.00	\$0	\$0	\$0	\$0	\$0	\$0
#R-5, Leases	\$0	0.00	\$0	\$0	\$0	\$0	\$0	\$0
#R-6, Golden Courtroom Staffing	\$0	0.00	\$0	\$0	\$0	\$0	\$0	\$0
FY 2020-21 November 01 Request	\$25,000	0.30	\$0	\$0	\$25,000	\$0	\$0	\$0

Office of the State Public Defender								
FY 2020-21 Reconciliation of Department Request, by Long Bill Group								
Long Bill Line Item	Total Funds	FTE	General Fund	General Fund Exempt	Cash Funds	Reappropriated Funds	Federal Funds	
FY 2019-20 Total Appropriation (Long Bill plus Special Bills)	\$107,392,414	889.10	\$107,337,414	\$0	\$55,000	\$0	\$0	\$0
FY 2020-21 Base Request	\$109,703,380	895.50	\$109,648,380	\$0	\$55,000	\$0	\$0	\$0
FY 2020-21 November 01 Request	\$117,397,730	962.65	\$117,342,730	\$0	\$55,000	\$0	\$0	\$0
Change FY 2019-20 Appropriation to FY 2020-21 Base Request	\$2,310,966	6.40	\$2,310,966	\$0	\$0	\$0	\$0	\$0
Change FY 2020-21 Base Request to FY 2020-21 Nov 01 Request	\$7,694,350	67.15	\$7,694,350	\$0	\$0	\$0	\$0	\$0
Percent Changes	7.0%	7.5%	7.0%	0.0%	0.0%	0.0%	0.0%	0.0%

AGENCY HIGHLIGHTS

MISSION

The mission of the Office of the State Public Defender is to defend and protect the rights, liberties, and dignity of those accused of crimes who cannot afford to retain counsel. We do so by providing constitutionally and statutorily mandated representation that is effective, zealous, inspired and compassionate.

OSPD Enabling Legislation:

The general assembly hereby declares that the state public defender at all times shall serve his clients independently of any political considerations or private interest, provide legal services to indigent persons accused of crime that are commensurate with those available to nonindigents, and conduct the office in accordance with the Colorado Rules of Professional Conduct and with the American Bar Association standards relating to the administration of criminal justice, the defense function. C.R.S. 21-1-101(1).

GOALS

The primary goals of the Office of the State Public Defender are to:

- provide effective legal representation in both the trial and appellate courts;
- hire and retain a sufficient number of high quality staff to effectively manage the assigned caseload; and
- provide both a high quality and quantity of staff development, training, new technology and other resources to adapt our response to the ever-changing criminal justice system so that our legal services are commensurate with those available for non-indigent persons.

VISION

The Office of the State Public Defender's vision is to develop, maintain and support our passionate and dedicated team so that they can provide the best possible quality of effective and efficient criminal defense representation for every one of our clients.

PROGRAM IN BRIEF

History

In 1963, the United States Supreme Court issued *Gideon v. Wainwright*, 372 U.S. 335 (1963), ensuring the right of the indigent accused to representation of counsel in criminal cases. During this same year, the Colorado General Assembly passed the Colorado Defender Act in response to the Supreme Court's decision in *Gideon*. This Act authorized Colorado counties to either establish a public defender's office or remain under the previous ad hoc system of appointing counsel for indigent citizens accused of criminal offenses. Four

county public defender offices were established under the Act in Denver, Brighton, Pueblo and Durango.

In 1969, the State Legislature passed the Administrative Re-Organization Act. Pursuant to this Act, the State began to oversee the court system, which assumed responsibility for the appointment and funding of counsel for indigent defendants. The Office of the State Public Defender was created by statute and became an independent state agency in 1970.

Description

The Office of the State Public Defender (OSPD) is a single purpose program that is devoted to providing effective criminal defense representation to indigent persons charged with crimes except where there is a conflict of interest. Our clients are indigent people who face the possibility of incarceration, are unable to afford private counsel and without counsel would otherwise be denied their constitutional right to representation throughout the criminal proceedings. Attorneys, investigators and legal support staff are necessary to provide effective representation of counsel as mandated by the federal and state constitutions, Colorado Revised Statutes, Colorado Court Rules, American Bar Association standards, and the Colorado Rules of Professional Conduct. The OSPD system is the most efficient means of meeting these requirements.

The OSPD is an independent agency within the Judicial Branch of Colorado state government. Courts appoint the OSPD when a defendant qualifies for public defender services pursuant to statute, applicable case law and Chief Justice Directives.

In order to fulfill our responsibility in criminal proceedings, our office operates as a single purpose program which handles cases at two different levels of the state court system – the trial court level and the appellate court level. The OSPD maintains 21 regional trial offices, which cover the State's 22 judicial districts and 64 counties. The OSPD appellate office handles statewide indigent criminal cases heard at the Court of Appeals and the Supreme Court. The staff in these offices are entirely devoted to the processing of cases as assigned by the courts.

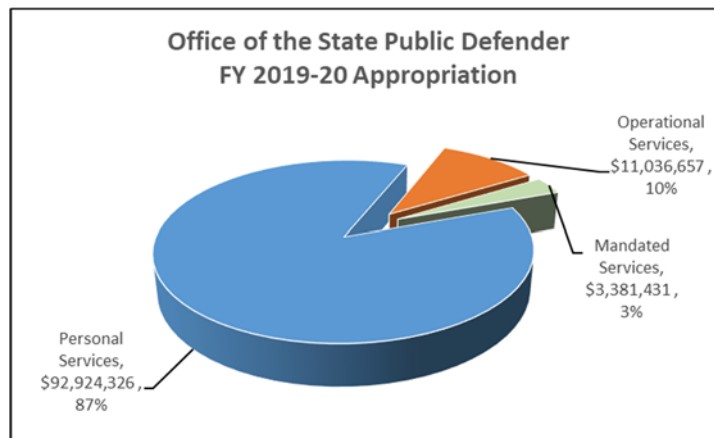
The Public Defender System is directed at the state level by the Colorado State Public Defender, Megan A. Ring. The State Administrative Office provides centralized, state-wide administrative services and coordinates all office support functions to assist our regional trial offices and appellate division in providing services to clients. The administrative functions delivered by the State Administrative Office include:

- all program direction, analysis, and planning, including statistical compilation and development;
- workforce development, training, personnel policy, compensation analysis and practice development;

- payroll and benefits coordination and administration;
- legislative affairs and statutory analysis;
- intragovernmental and intergovernmental affairs;
- budget analysis, development, allocation and management;
- financial management, analysis, tracking, transaction processing, procurement, and accounting;
- facilities planning, development, and lease negotiating;
- contracts and grants management; and
- development, distribution and maintenance of the agency's computer information and telecommunication systems.

To support the OSPD in the representation of its FY 2019-20 projected caseload, the OSPD was appropriated \$ 107,392,414 and 889.1 FTE. The FTEs consist of 535 attorneys, 179 investigators/paralegals (including 14 social workers), 132 administrative assistants and 43 centralized management and support positions.

We are a service-oriented agency. The portion of our appropriation devoted to personal services is 87 percent of our appropriation, whereas our mandated and operating appropriations total 13 percent. Accordingly, any changes to our personal services budget, such as those made through legislative action on common policies and for new legislation, have a tremendous effect on our overall appropriation.



Environmental Scan

While our primary function of providing criminal defense representation will not change, the criminal justice environment in which we operate is changing. For example, caseloads continue to grow and the cases that we handle are becoming more complex. This is reflected in an increase in both the number and severity of charges.

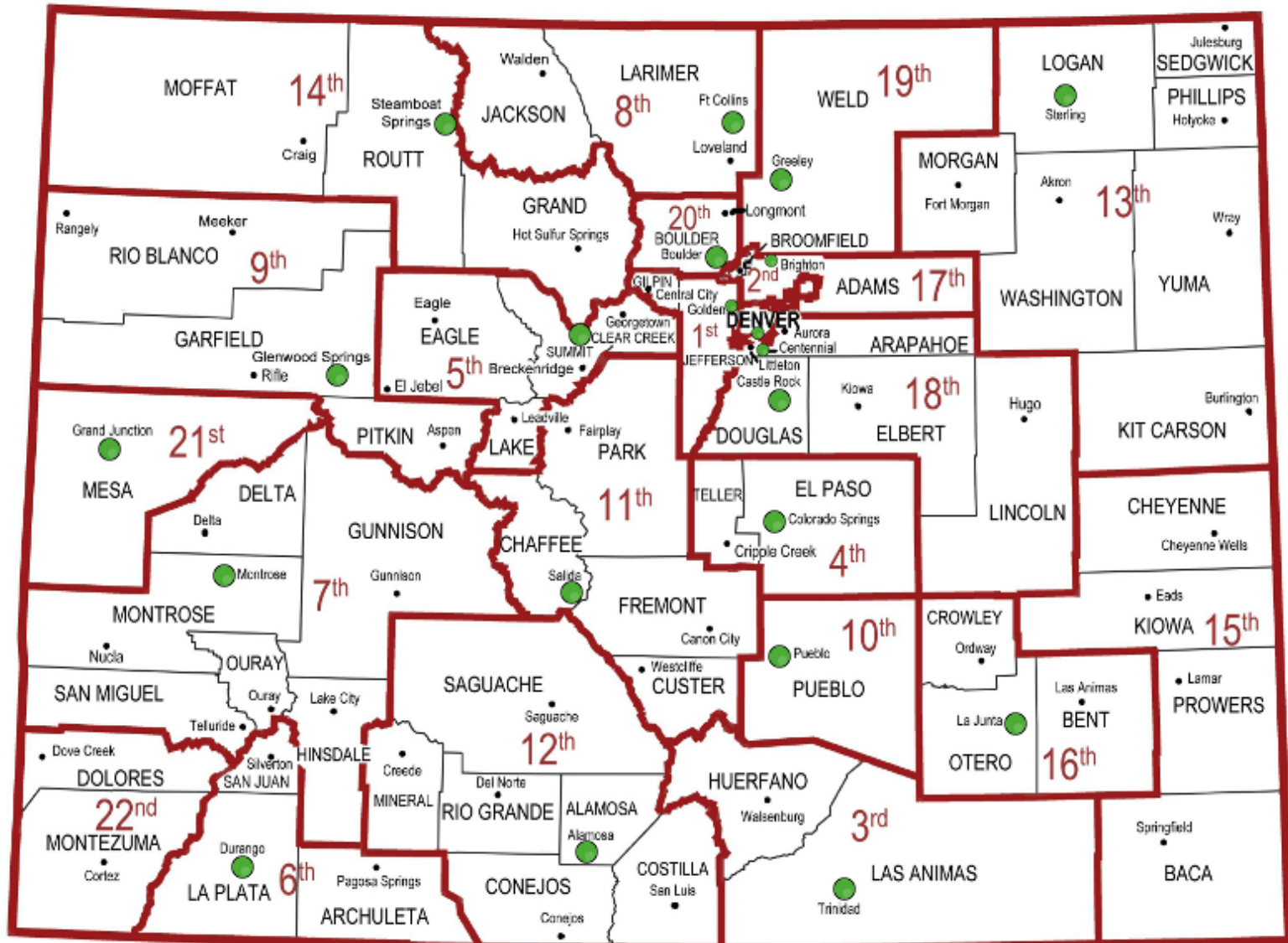
Additional factors have compounded these case growth trends, adding increasing complexity to the types of cases and the workload required to represent clients in these cases. These changes compound existing workload conditions, making it more difficult and time-consuming for attorneys to provide effective representation. Such changes include:

- staffing;
- docket organization;
- the use of specialty courts;
- changes in prosecutorial practice and procedures;
- newly enacted criminal offenses;
- changes in classes of criminal offenses;
- changes in criminal penalties;
- changes to the time it takes to process a case;
- changes in the types, quality, complexity and quantity of evidence; and
- the history and documentation associated with a case.

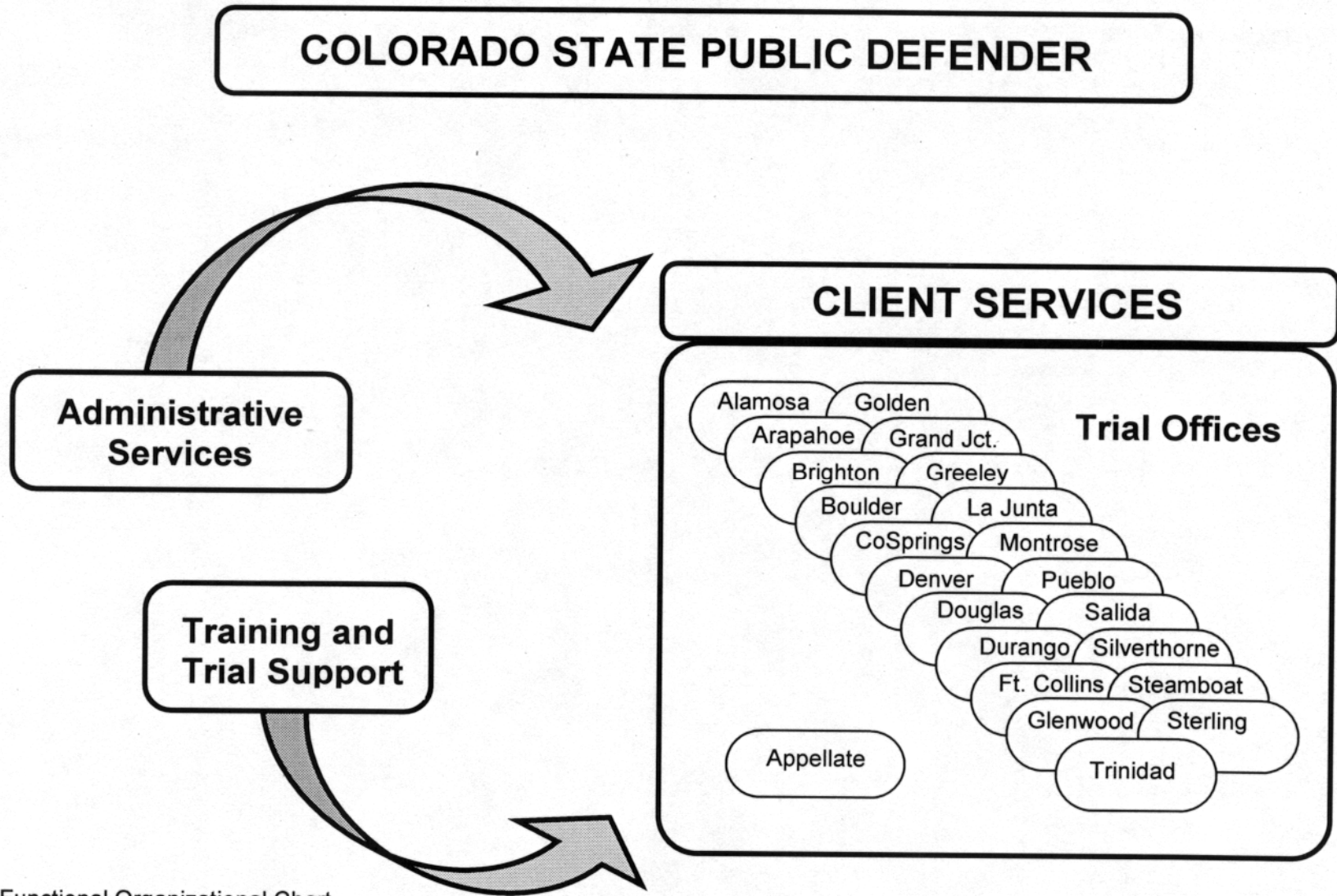
This changing environment presents a compounding challenge to the OSPD's need to achieve the staffing levels that are required to provide effective representation.

OFFICES: The following is a map of Colorado's 22 Judicial Districts. The dots represent OSPD office locations.

CO Public Defender Offices



The following chart illustrates the functional organizational structure of the OSPD.



Functional Organizational Chart
of the
Office of the State Public Defender

Office of the State Public Defender Organizational Chart

Megan A. Ring
State Public Defender

Karen Taylor
First Assistant
Public Defender

Lucienne Ohanian
Chief Deputy

Tina Fang
Chief Deputy

Karen Porter
Chief Financial Officer

Kyle Hughes
Chief Information Officer

REGIONAL TRIAL OFFICES

APPELLATE

Alamosa Trial Office
12th Judicial District

Regional Trial Office Chief
Jamie Keairns

Office Manager
Angelica Hart

Arapahoe Trial Office
18th Judicial District

Regional Trial Office Chief
James Karbach

Office Manager
Cheryl Healy

Boulder Trial Office
20th Judicial District

Regional Trial Office Chief
Nicole Collins

Office Manager
Elizabeth Cantor

Brighton Trial Office
17th Judicial District

Regional Trial Office Chief
Sarah Quinn

Office Manager
Sarah Petty

Colorado Springs Trial Office
4th Judicial District

Regional Trial Office Chief
Rosalie Roy

Office Manager
Norie Spooner

Denver Trial Office
2nd Judicial District

Regional Trial Office Chief
Demetria Trujillo

Office Manager
Claudia Duran

Dillon Trial Office
5th Judicial District

Regional Trial Office Chief
Thea Reiff

Office Manager
Meghan Layfield

Appellate Office

Appellate Division Chief
Jason Middleton

Office Manager
Jenèe Bowden

Douglas Trial Office
18th Judicial District

Regional Trial Office Chief
Ara Ohanian

Office Manager
Amy Mendigorin

Durango Trial Office
6th & 22nd Judicial Districts

Regional Trial Office Chief
Justin Bogan

Office Manager
Brytanny Vetsch

Fort Collins Trial Office
8th Judicial District

Regional Trial Office Chief
Kathryn Hay

Office Manager
Karlee Gettman

Glenwood Springs Trial Office
9th Judicial District

Regional Trial Office Chief
Scott Troxell

Office Manager
Veronica Ulloa

Golden Trial Office
1st Judicial District

Regional Trial Office Chief
Mitchell Ahnstedt

Office Manager
Sara Bollig

Grand Junction Trial Office
21st Judicial District

Regional Trial Office Chief
Steve Colvin

Office Manager
Lorie Kerr

Greeley Trial Office
19th Judicial District

Regional Trial Office Chief
Michele Newell

Office Manager
Elena Sanchez

La Junta Trial Office
15 & 16th Judicial Districts

Regional Trial Office Chief
Raymond Torrez

Office Manager
Raquel Romero

Montrose Trial Office
7th Judicial District

Regional Trial Office Chief
Kori Zapletal

Office Manager
Val Barnica

Pueblo Trial Office
10th Judicial District

Regional Trial Office Chief
Albert Singleton

Office Manager
Marisa Herrera

Salida Trial Office
11th Judicial District

Regional Trial Office Chief
Daniel Zettler

Office Manager
Carol Mattson

Steamboat Springs Trial Office
14th Judicial District

Regional Trial Office Chief
Sheryl Uhlmann

Office Manager
Erin Biggs

Sterling Trial Office
13th Judicial District

Regional Trial Office Chief
Brian Johnson

Office Manager
Mandy Scoular

Trinidad Trial Office
3rd Judicial District

Regional Trial Office Chief
Patrick McCarville

Office Manager
Juanita Gonzalez

Constitutional, Statutory and other authority

Constitutional, Statutory and other authority for the OSPD is established pursuant to:

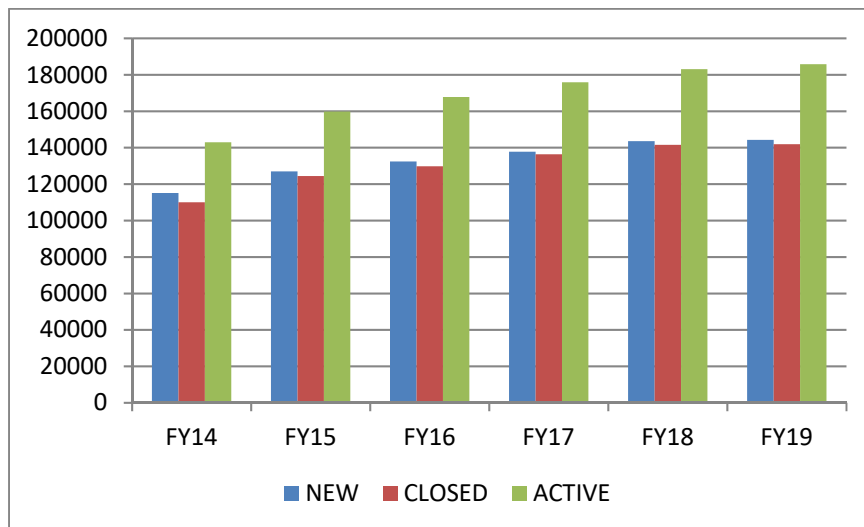
- U.S. CONSTITUTION AMEND. VI;
- COLO. CONST. Art. II, § 16;
- C.R.S. § 21-1-101 *et seq.*;
- Chief Justice Directive 04-04, as amended;
- ABA Standards for criminal justice and representation in capital cases;
- Colo. Rules of Professional Conduct (Colo. RPC);
- *Gideon v. Wainwright*, 372 U.S. 335 (1963);
- *Alabama v. Shelton*, 535 U.S. 654 (2002);
- *Rothgery v. Gillespie County*, 554 U.S. 191 (2008);
- *Nikander v. District Court*, 711 P.2d 1260 (Colo. 1986);
- *Allen v. People*, 157 Colo. 582, 404 P.2d 266 (1965);
- *In Re Gault*, 387 U.S. 1 (1967); and
- *Powell v. Alabama*, 287 U.S. 45 (1932)

CASE TRENDS

REGIONAL TRIAL OFFICE CASELOAD

OVERALL OSPD CASE TRENDS

Total Cases. The Office of the State Public Defender (OSPD) tracks and monitors its caseload in three separate categories: New Cases, Closed Cases and Active Cases. In FY 2018-19, the OSPD was appointed on 144,219 new cases, closed 141,876 cases and actively worked on 185,772 cases. Active caseload incorporates all cases in which the OSPD is actively representing clients in a given year: the total new cases, plus the remaining unfinished cases from prior years and therefore carried forward into the current year.

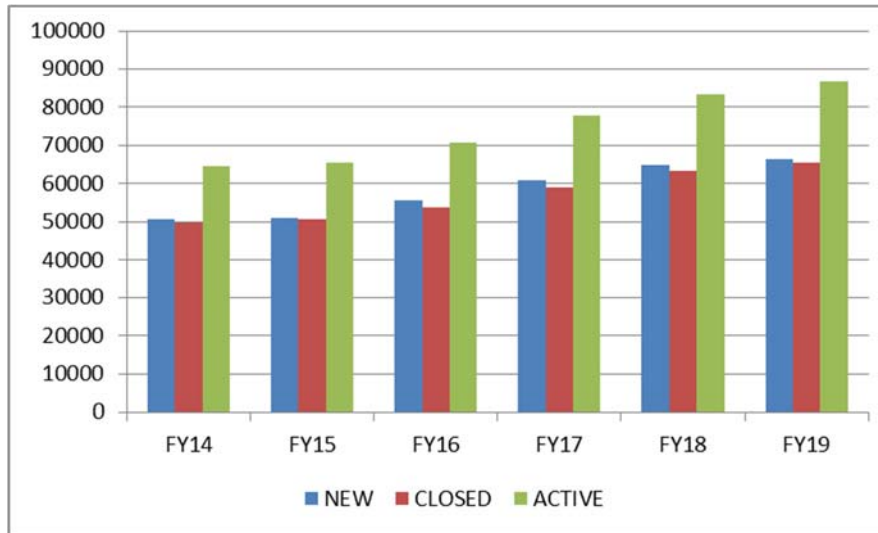


Although our total number of cases has continued to increase, of even more importance is where the increases are occurring. The misdemeanor and juvenile caseloads have begun to level off over the past few years while, at the same time, the OSPD has experienced a significant increase in its felony caseload. These felony cases require the most resources.

Felony Cases. In FY 2018-19, the OSPD had 86,668 active felony cases, an increase of approximately 3.8 percent over the prior year. The felony case growth had previously peaked in FY 2005-06 when the OSPD handled 67,886 cases and had been steadily decreasing through FY 2011-12, down to 56,631. However, over the past few years, the OSPD has experienced significant increases each year, amounting to a 53 percent increase in its active felony cases since FY 2011-12. The Judicial Department District Courts are also reporting significant increases and over the same timeframe have experienced approximately a 58 percent increase in their felony filings. Felony cases, primarily the Trial and Pre-trial cases, require the greatest attorney effort, time and dedication of resources.

Given their seriousness and complexity, although felony cases make up approximately 46 percent of our trial cases, they require 66 percent of our trial FTE resources.

Felony Case Trends

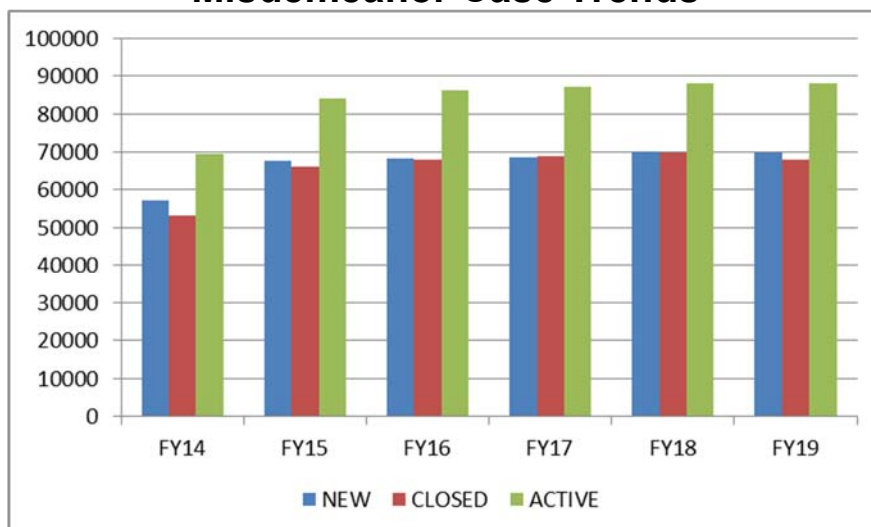


Misdemeanor Cases. Misdemeanor case growth in each category of new, closed and active caseload continued at a relatively predictable rate of 6 percent to 7 percent annual Case Rate Growth (CRG) through FY 2012-13, as the OSPD handled 56,625 cases.

From FY 2013-14 until FY 2015-16, the OSPD had experienced a significant increase in its misdemeanor caseload primarily due to legislation enacted on January 1, 2014. H.B. 13-1210 (commonly known as the *Rothgery* bill) amended C.R.S. 16-7-301(4)(a), striking the section of law requiring defendants in misdemeanors, petty offenses and traffic offenses to first discuss plea negotiations with the prosecution prior to being assigned defense counsel. In FY 2014-15, the number of active misdemeanor cases surged to 83,869, and in FY 2015-16, the number of active cases continued an upward trend to 86,280. While some of this is due to normal case growth, the impact of *Rothgery* was definitely the driving force. Misdemeanor caseload has now stabilized, with the OSPD handling 88,089 cases in FY 2018-19.

Misdemeanor cases represent about 48 percent of our total cases and require about 25 percent of our trial FTE resources.

Misdemeanor Case Trends

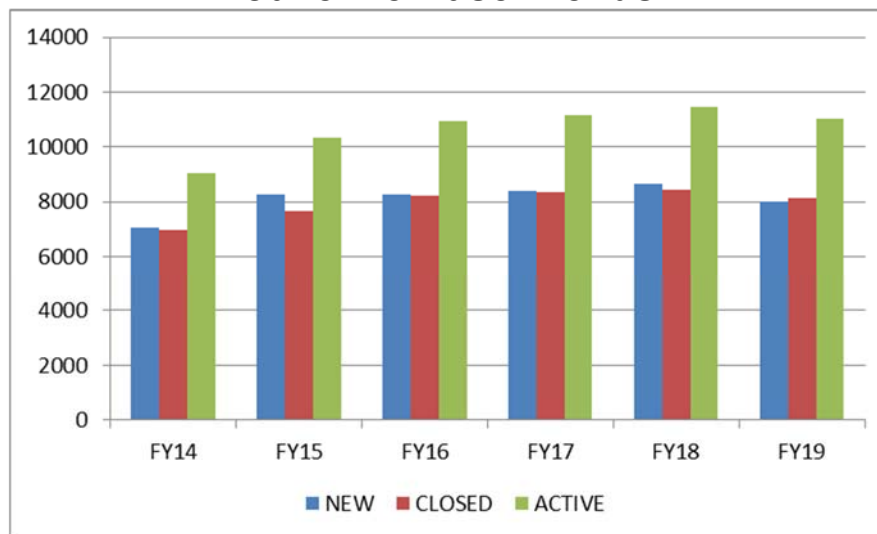


Juvenile Cases. Since FY 1999-00, juvenile cases had continued to gradually decline. However, this decline has slowed since FY 2004-05, falling from a decline of about 4 percent annual CRG through FY 2004-05 to a decline of nearly 2.7 percent annual CRG through FY 2013-14. Active juvenile cases handled by the OSPD dropped slightly from 9,090 in FY 2012-13 to 9,050 in FY 2013-14, a 0.4 percent decrease.

Since FY 2014-15, the OSPD has experienced an increase in its juvenile caseload, again due to recent legislation. H.B. 14-1032 (commonly known as the *Juvenile Defense* bill) now requires the OSPD to be present at detention hearings, allows the court to appoint the OSPD when the parents refuse to provide counsel, allows the court to appoint the OSPD when the court deems it to be in the best interest of the child, and makes it more difficult to waive counsel. Since November 1, 2014 when this legislation went into effect, the number of active juvenile cases rose from 9,050 in FY 2013-14 to 11,467 in FY 2017-18, and dropped slightly to 11,015 in FY 2018-19, a nearly 22 percent increase over the past 5 years.

Juvenile cases represent about 6 percent of our total cases and require about 4 percent of our trial FTE resources.

Juvenile Case Trends



OSPD Trial Office - New Cases

FY14 - FY19

CASE TYPE	FY14 New	FY15 New	FY16 New	FY17 New	FY18 New	FY19 New	FY19 % Total Cases	5 year % change
Felony 1				190	157	182	0.1%	
Felony 2				348	377	319	0.2%	
Sex Assault Felony 2, 3, 4, 5 or 6				1,779	982	1,782	1.2%	
Felony 3 or 4 (COV)				3,144	2,003	3,558	2.5%	
Felony 3 or 4 (non-COV)				9,050	11,426	9,834	6.8%	
Felony 5 or 6				12,631	13,585	14,104	9.8%	
DUI Felony 4				801	741	787	0.5%	
Drug Felony 1, 2, 3 or 4				10,681	11,880	12,980	9.0%	
Subtotal Felony Trial & PreTrial	30,066	30,931	34,464	38,624	41,151	43,546	30.2%	45%
Misc. Proceedings				5,224	5,375	5,285	3.7%	
Revocations				16,952	18,225	17,590	12.2%	
Appeals				32	19	47	0.0%	
Partial Service:				-	-	-	0.0%	
Subtotal Felony Other Proceedings	20,777	20,097	21,220	22,208	23,619	22,922	15.9%	10%
Total Felony	50,843	51,028	55,684	60,832	64,770	66,468	46.1%	31%
Misdemeanor Sex Offense				640	431	656	0.5%	
Misdemeanor 1				16,085	16,325	16,412	11.4%	
Misdemeanor 2 or 3				12,892	13,252	13,740	9.5%	
Misdemeanor DUI				6,122	6,759	6,606	4.6%	
Misdemeanor Traffic/Other				13,566	13,179	13,077	9.1%	
Subtotal Misdemeanor Trial & PreTrial	41,041	49,634	49,974	49,305	49,946	50,491	35.0%	23%
Misc. Proceedings				2,793	3,347	2,654	1.8%	
Revocations				16,216	16,624	16,394	11.4%	
Appeals				225	208	211	0.1%	
Partial Service:				-	-	-	0.0%	
Subtotal Misdemeanor Other Proceedings	16,183	18,010	18,463	19,234	20,179	19,259	13.4%	19%
Total Misdemeanor	57,224	67,644	68,437	68,539	70,125	69,750	48.4%	22%
Juvenile Sex Offense				287	187	328	0.2%	
Juvenile Felony				2,263	2,398	2,438	1.7%	
Juvenile Misdemeanor				2,534	2,560	2,564	1.8%	
Subtotal Juvenile Trial & PreTrial	3,708	4,971	5,160	5,084	5,145	5,330	3.7%	44%
Misc. Proceedings				985	1,258	638	0.4%	
Revocations				2,317	2,222	2,014	1.4%	
Appeals				20	32	19	0.0%	
Partial Service:				-	-	-	0.0%	
Subtotal Juvenile Other Proceedings	3,332	3,304	3,107	3,322	3,512	2,671	1.9%	-20%
Total Juvenile	7,040	8,275	8,267	8,406	8,657	8,001	5.5%	14%
Summary								
Total Trial and Pretrial	74,815	85,536	89,598	93,013	96,242	99,367	68.9%	32.8%
Total Misc. Proceedings				9,002	9,980	8,577	5.9%	
Total Revocations				35,485	37,071	35,998	25.0%	
Total Appeals				277	259	277	0.2%	
Total Partial Service				-	-	-	0.0%	
Total Other Proceedings	40,292	41,411	42,790	44,764	47,310	44,852	31.1%	11.3%
Grand Total	115,107	126,947	132,388	137,777	143,552	144,219	100.0%	25%

Note: In FY 2016-17 the OSPD implemented revised case type classifications that were the result of the updated workload study and are identified in the table above. Summary totals are provided for the prior years.

OSPD Trial Office - Closed Cases

FY14 - FY19

CASE TYPE	FY14 Closed	FY15 Closed	FY16 Closed	FY17 Closed	FY18 Closed	FY19 Closed	FY19 % Total Cases	5 year % change
Felony 1				74	97	109	0.1%	
Felony 2				155	190	182	0.1%	
Sex Assault Felony 2, 3, 4, 5 or 6				1,333	1,279	1,336	0.9%	
Felony 3 or 4 (COV)				2,203	2,288	2,822	2.0%	
Felony 3 or 4 (non-COV)				6,797	7,355	7,366	5.2%	
Felony 5 or 6				9,716	10,267	10,920	7.7%	
DUI Felony 4				564	645	606	0.4%	
Drug Felony 1, 2, 3 or 4				7,953	8,837	9,644	6.8%	
Subtotal Felony Trial & PreTrial	22,196	23,583	25,603	28,795	30,958	32,985	23.2%	48.6%
Misc. Proceedings				4,935	5,410	5,229	3.7%	
Revocations				16,876	18,017	17,479	12.3%	
Appeals				31	32	34	0.0%	
Partial Service:				8,375	8,868	9,855	6.9%	
Subtotal Felony Other Proceedings	27,681	27,127	28,042	30,217	32,327	32,597	23.0%	17.8%
Total Felony	49,877	50,710	53,645	59,012	63,285	65,582	46.2%	31.5%
Misdemeanor Sex Offense				535	482	547	0.4%	
Misdemeanor 1				13,431	13,424	12,954	9.1%	
Misdemeanor 2 or 3				10,667	10,836	11,041	7.8%	
Misdemeanor DUI				5,318	5,680	5,180	3.7%	
Misdemeanor Traffic/Other				11,957	11,284	10,705	7.5%	
Subtotal Misdemeanor Trial & PreTrial	30,815	39,344	41,612	41,908	41,706	40,427	28.5%	31.2%
Misc. Proceedings				2,768	3,111	2,780	2.0%	
Revocations				16,073	16,646	16,214	11.4%	
Appeals				186	206	206	0.1%	
Partial Service:				8,000	8,103	8,512	6.0%	
Subtotal Misdemeanor Other Proceedings	22,382	26,687	26,292	27,027	28,066	27,712	19.5%	23.8%
Total Misdemeanor	53,197	66,031	67,904	68,935	69,772	68,139	48.0%	28.1%
Juvenile Sex Offense				256	243	298	0.2%	
Juvenile Felony				1,628	1,606	1,619	1.1%	
Juvenile Misdemeanor				2,028	1,975	1,949	1.4%	
Subtotal Juvenile Trial & PreTrial	2,879	3,486	4,011	3,912	3,824	3,866	2.7%	34.3%
Misc. Proceedings				926	1,235	701	0.5%	
Revocations				2,326	2,251	2,060	1.5%	
Appeals				12	25	34	0.0%	
Partial Service:				1,198	1,119	1,494	1.1%	
Subtotal Juvenile Other Proceedings	4,098	4,189	4,204	4,462	4,630	4,289	3.0%	4.7%
Total Juvenile	6,977	7,675	8,215	8,374	8,454	8,155	5.7%	16.9%
Summary								
Total Trial and Pretrial	55,890	66,413	71,226	74,615	76,488	77,278	54.5%	38.3%
Total Misc. Proceedings				8,629	9,756	8,710	6.1%	
Total Revocations				35,275	36,914	35,753	25.2%	
Total Appeals				229	263	274	0.2%	
Total Partial Service				17,573	18,090	19,861	14.0%	
Total Other Proceedings	54,161	58,003	58,538	61,706	65,023	64,598	45.5%	19.3%
Grand Total	110,051	124,416	129,764	136,321	141,511	141,876	100.0%	28.9%

Note: In FY 2016-17 the OSPD implemented revised case type classifications that were the result of the updated workload study and are identified in the table above. Summary totals are provided for the prior years.

OSPD Trial Office - Active Cases

FY14 - FY19

CASE TYPE	FY14 Active	FY15 Active	FY16 Active	FY17 Active	FY18 Active	FY19 Active	FY19 % Total Cases	5 year % change
Felony 1				242	278	287	0.2%	
Felony 2				362	421	368	0.2%	
Sex Assault Felony 2, 3, 4, 5 or 6				2,390	1,761	2,457	1.3%	
Felony 3 or 4 (COV)				3,654	2,931	4,577	2.5%	
Felony 3 or 4 (non-COV)				9,912	12,133	10,760	5.8%	
Felony 5 or 6				13,773	14,885	15,527	8.4%	
DUI Felony 4				990	1,015	1,015	0.5%	
Drug Felony 1, 2, 3 or 4				10,970	12,187	13,336	7.2%	
Subtotal Felony Trial & PreTrial	32,199	34,054	37,424	42,293	45,611	48,327	26.0%	50.1%
Misc. Proceedings				6,468	6,881	6,745	3.6%	
Revocations				20,585	21,936	21,539	11.6%	
Appeals				56	53	64	0.0%	
Partial Service:				8,375	9,013	9,993	5.4%	
Subtotal Felony Other Proceedings	32,251	31,540	33,163	35,484	37,883	38,341	20.6%	18.9%
Total Felony	64,450	65,594	70,587	77,777	83,494	86,668	46.7%	34.5%
Misdemeanor Sex Offense				855	630	908	0.5%	
Misdemeanor 1				18,090	18,139	18,082	9.7%	
Misdemeanor 2 or 3				13,795	14,110	14,682	7.9%	
Misdemeanor DUI				7,805	8,227	7,838	4.2%	
Misdemeanor Traffic/Other				15,605	14,806	14,662	7.9%	
Subtotal Misdemeanor Trial & PreTrial	43,837	53,902	56,091	56,150	55,912	56,172	30.2%	28.1%
Misc. Proceedings				3,461	4,057	3,578	1.9%	
Revocations				18,947	19,502	19,267	10.4%	
Appeals				392	413	419	0.2%	
Partial Service:				8,000	8,233	8,653	4.7%	
Subtotal Misdemeanor Other Proceedings	25,570	29,967	30,189	30,800	32,205	31,917	17.2%	24.8%
Total Misdemeanor	69,407	83,869	86,280	86,950	88,117	88,089	47.4%	26.9%
Juvenile Sex Offense				475	387	537	0.3%	
Juvenile Felony				2,410	2,548	2,474	1.3%	
Juvenile Misdemeanor				2,935	3,007	2,935	1.6%	
Subtotal Juvenile Trial & PreTrial	4,195	5,299	5,898	5,820	5,942	5,946	3.2%	41.7%
Misc. Proceedings				1,185	1,513	911	0.5%	
Revocations				2,916	2,824	2,594	1.4%	
Appeals				27	48	42	0.0%	
Partial Service:				1,198	1,140	1,522	0.8%	
Subtotal Juvenile Other Proceedings	4,855	5,052	5,049	5,326	5,525	5,069	2.7%	4.4%
Total Juvenile	9,050	10,351	10,947	11,146	11,467	11,015	5.9%	21.7%
Summary								
Total Trial and Pretrial	80,231	93,255	99,413	104,263	107,465	110,445	59.5%	37.7%
Total Misc. Proceedings				11,114	12,451	11,234	6.0%	
Total Revocations				42,448	44,262	43,400	23.4%	
Total Appeals				475	514	525	0.3%	
Total Partial Service				17,573	18,386	20,168	10.9%	
Total Other Proceedings	62,676	66,559	68,401	71,610	75,613	75,327	40.5%	20.2%
GRAND TOTAL	142,907	159,814	167,814	175,873	183,078	185,772	100.0%	30.0%

Note: In FY 2016-17 the OSPD implemented revised case type classifications that were the result of the updated workload study and are identified in the table above. Summary totals are provided for the prior years.

REGIONAL TRIAL OFFICE CASELOAD

TRIAL AND PRETRIAL CASE TRENDS

Trial and Pretrial closings reflect cases that are brought to a final disposition. The increase in Trial and Pretrial closings is the primary factor that drives attorney staffing needs, since these cases account for the greatest draw on attorney resources and time.

The office has participated in several workload studies over the years to determine the appropriate case weights for the various types of cases in order to determine its staffing needs. The OSPD case weights are applied to Trial and Pretrial cases, as well as to revocations, which make up a large portion of the Other Proceedings. The weights take into account the time associated with all Other Proceedings. Assuming that the proportionate share of Trial and Pretrial versus Other Proceedings caseloads remain relatively constant through time, these weights will remain accurate. As seen on the chart below, this has been the case with the Trial and Pretrial averaging at 54 percent of the total cases and 46 percent for the Other Proceedings.

The annual CRG for Trial and Pretrial cases closed had grown at a rate of 3.5 percent through FY 2012-13. As of the end of FY 2018-19, the five year CRG has now increased to 6.7 percent.

OSPD Cases Closed								
Trial and Pretrial & Other Proceedings								
	FY00	FY14	FY15	FY16	FY17	FY18	FY19	5 year CRG
Total Closed Cases	64,779	110,044	124,416	129,764	136,321	141,511	141,876	5.2%
Trial and Pretrial	33,824	55,883	66,413	71,226	74,615	76,488	77,278	6.7%
Portion of Total Cases	52.2%	50.8%	53.4%	54.9%	54.7%	54.1%	54.5%	
Other Proceedings	30,955	54,161	58,003	58,538	61,706	65,023	64,598	3.6%
Portion of Total Cases	47.8%	49.2%	46.6%	45.1%	45.3%	45.9%	45.5%	

REGIONAL TRIAL OFFICE CASELOAD

OTHER PROCEEDINGS TRENDS

Overall Other Proceedings had grown at a rate of about 2.9 percent annually through FY 2012-13. In FY 2018-19, it increased to 3.9 percent. The Other Proceedings category includes all revocations, Rule 35(b) sentence reconsiderations, Rule 35(c) hearings, extradition matters, and other miscellaneous proceedings. Other Proceedings may also include appeals and original proceedings handled by a regional office. The partial service category refers to cases that are not brought to a final disposition. These include conflicts of interest, other withdrawals because a defendant retained private counsel or went *pro se*, and situations where a client fails to appear. In order to be opened and subsequently counted as a partial service closing there must be client contact and a specific action taken with respect to the client. Revocations constitute the biggest percent Other Proceedings, representing 55.3 percent of the total in FY 2018-19.

Other Proceedings	FY19	% of Total
Misc Proceedings	8,710	13.5%
Revocations	35,753	55.3%
Appeals	274	0.4%
Partial Services	19,861	30.7%
Total Other Proceedings	64,598	100.0%

MISCELLANEOUS HEARINGS

As a result of H.B. 13-1210, the *Rothgery* bill, and H.B. 14-1032, the *Juvenile Defense* bill, OSPD began tracking the number of both felony and misdemeanor advisement/bond hearings along with juvenile detention hearings. These stats are shown separately below and are not included in the Other Proceedings.

Advisement/Bond Hearings and Juvenile Detention Hearings	FY16	FY17	FY18	FY19	FY20 projected
Advisement/Bond, Felony	29,315	35,904	38,567	42,169	44,026
Advisement/Bond, Misdemeanor	31,173	33,818	35,462	34,658	34,896
Juvenile Detention Hearings	3,973	4,006	3,625	3,338	3,370

REGIONAL TRIAL OFFICE CASELOAD

CASE WITHDRAWAL TRENDS

Partial services includes cases in which the OSPD requests to withdraw from a case due to a conflict of interest and for non-conflict reasons, such as private counsel entering or defendants deciding to go *pro se*. Over the past five years, the withdrawal rate has increased from 9.5 percent to 11.2 percent.

OSPD Trial Office Withdrawal's							
FY14-FY19							
	FY14	FY15	FY16	FY17	FY18	FY19	5 year average
New Opened Cases	115,107	126,947	132,388	137,777	143,552	144,219	
Conflicts							
Co-Defendant	3,835	4,245	4,298	4,637	4,386	4,853	
Witness	3,077	3,624	4,323	4,604	5,112	5,664	
Other	549	668	720	913	1,074	1,465	
Total	7,461	8,537	9,341	10,154	10,572	11,982	
% of New Cases	6.5%	6.7%	7.1%	7.4%	7.4%	8.3%	7.2%
Non-Conflicts							
Private Counsel	2,646	2,762	2,636	2,553	2,447	2,645	
Pro Se	332	537	540	482	491	502	
Other	490	702	832	963	960	1,076	
Total	3,468	4,001	4,008	3,998	3,898	4,223	
% of New Cases	3.0%	3.2%	3.0%	2.9%	2.7%	2.9%	3.0%
Total	10,929	12,538	13,349	14,152	14,470	16,205	
% of New Cases	9.5%	9.9%	10.1%	10.3%	10.1%	11.2%	10.2%

Conflict Withdrawals. A “conflict of interest” occurs in situations where the Office represents a codefendant or a person who is a witness in the case, or other circumstances as identified in the Colorado Rules of Professional Conduct. The withdrawal rate due to a conflict has increased from 7.4 percent in FY 2017-18 to 8.3 percent in FY 2018-19. The primary reason for the increase is due to the conflicts we have experienced this past year in our juvenile cases, which increased to over 16 percent.

Year	Adult			Juvenile			Total		
	New Cases	Conflicts	% of new	New Cases	Conflicts	% of new	Total New	Conflicts	% of new
FY14	108067	6801	6.3%	7040	660	9.4%	115107	7461	6.5%
FY15	118672	7693	6.5%	8275	844	10.2%	126947	8537	6.7%
FY16	124121	8466	6.8%	8267	875	10.6%	132388	9341	7.1%
FY17	129371	9129	7.1%	8406	1025	12.2%	137777	10154	7.4%
FY18	134895	9601	7.1%	8657	971	11.2%	143552	10572	7.4%
FY19	136218	10650	7.8%	8001	1332	16.6%	144219	11982	8.3%

APPELLATE DIVISION CASELOAD

APPELLATE CASE TRENDS

Appellate Cases. The Office of the State Public Defender maintains a centralized Appellate Division (the Division) that represents indigent clients in felony appeals from every jurisdiction in the state, regardless of who may have represented them in prior court proceedings (e.g., court appointed counsel, Alternate Defense Counsel and private attorneys). The Division is expected to handle a total of 1,938 cases in FY 2019-20, of which 1,177 are in phase one and 761 are in phase two.

- Phase one is where an initial OSPD brief has not yet been filed and is the phase during which the most resources are required. We estimate the Division will see 574 new cases, along with 603 backlog cases carried over from previous years.
- Phase two is the continuation of the case through the appeals process, which can take several years to complete.

APPELLATE DIVISION										
FISCAL YEAR	New Appeals	Briefs Filed by PD	Cases Resolved Other Ways	Appeals Closed in Phase 1	Cases awaiting filing of initial brief	Standard Caseload per NLADA	Cases in excess of NLADA standards	Change in Excess	Cases Phase 2 (after OB filed)	Total Active Felony Cases
FY 14	573	367	127	495	749	279	470	114	1000	2341
FY 15	533	422	122	544	738	363	375	-95	985	2282
FY 16	511	486	141	627	622	359	263	-112	1049	2234
FY 17	525	459	101	560	587	351	236	-27	879	2196
FY 18	523	421	150	571	539	351	188	-48	820	1989
FY 19	563	381	118	499	603	368	235	47	761	1922
FY 20 Est.	574	447	138	585	592	368	224	-11	728	1938
FY 21 Est.	586	447	141	588	590	368	222	-2	725	1906
FY 22 Est.	592	447	142	589	592	368	224	2	722	1907
FY 23 Est.	598	447	144	591	599	368	231	7	720	1912
FY 24 Est.	603	447	145	592	610	368	242	11	717	1922

In FY 2013-14, the number of backlog cases (those awaiting an initial brief) peaked at 749, the highest ever experienced, exceeding the NLADA standard caseload for the division by 470 cases. The following year, the Division requested and received additional FTEs and funding to help lower this number and had been successful in doing so, dropping to 539 cases as of FY 2017-18, which was the lowest level in over a decade. However, the Division is now facing a backlog of 603 cases, which exceeds the NLADA acceptable standard by 235 cases. The previous downward trend experienced through FY 2017-18 has slowed due to a number of factors.

First, the number of new appellate cases assigned to the Division increased last year by nearly 8 percent. Since FY 2008-09, the number of new appellate cases had leveled off

and even dropped in recent years. Last year it was projected that new cases would start rising again since appeal filings typically lag a couple of years behind the trends in statewide felony case filings. Over the past five years, the OSPD's regional trial offices have experienced a 50 percent increase in the number of felony filings. Thus, for the first time in several years, the number of new appellate cases assigned to the Division increased.

Second, the length of appellate records continues to grow. The increase in the average record length of an appellate case has a direct impact on the time and resources required to prepare an opening brief. In FY 1999-00, the average record size per case was approximately 650-700 pages. In FY 2018-19, the average record size has now doubled, with an average over 1,400 pages.

Third, the Division lost several experienced attorneys this past year and, as a result, positions were vacant for a period of time and then filled with inexperienced staff who required additional training resources from more experienced attorneys. Supervising attorneys, who frequently handle some of the most difficult appeals, handled fewer cases of their own while focusing on training new attorneys. There is also a delay between when a new attorney begins work in the Division and when they are able to consistently file briefs due to initial training demands. Thus, during the initial training period, the output of both the supervisor and the new attorney is significantly reduced.

Finally, after an opening brief is filed, the case remains active as it progresses through the appellate process and the work involved extends well into subsequent years. During this second phase, numerous briefs, pleadings and oral arguments (see table below) are completed in accordance with appellate court deadlines, some of which require an attorney to work on things other than opening briefs. For example, court deadlines for briefs and petitions in the Colorado Supreme Court often must take precedence over briefs due in the Colorado Court of Appeals. As a result, appellate attorneys frequently pause work on briefs in the Court of Appeals in order to prioritize filings with the Supreme Court. While this may incur some delay in the filing of opening briefs in the Court of Appeals, it has also had the effect of more timely reduction of the cases pending in the second phase of the appeal. The Division estimates there are currently 761 cases at various stages within this process (phase two), which is a significant reduction from the 1,049 cases in phase two the Division was handling just three years ago. This reduction is a clear indication of the shift of resources that has taken place, which has had an impact on the Division's ability to reduce the backlog.

Briefs, Pleadings & Arguments (Phase 2)	
Reply Briefs	393
Petition for Rehearing	68
Petitions for Writ of Certiorari	296
35B Filed	113
Oral Arguments	90
Brief in Opposition	65
Reply to Brief in Opposition	7

In addition to processing felony appeals statewide, the Division also assists in the appellate process for both county court and juvenile appeals. This past year, staff consulted or worked on over 268 cases, handled roughly 150 queries from juvenile attorneys in the trial offices, and held numerous statewide trainings, enabling trial offices to achieve improved administrative efficiencies as well as increased representational effectiveness.

RESOURCES

Summary

The Office of the State Public Defender is required to provide criminal defense representation to indigent persons charged with crimes where incarceration is a possibility, except where there is a conflict of interest. Courts appoint the OSPD when a defendant qualifies for public defender services pursuant to statute, applicable case law and Chief Justice Directives. In FY 2018-19, the OSPD received 144,219 new trial and 563 new appellate cases, closed 141,876 trial and 499 appellate cases, and carried a total of 185,772 active trial and approximately 1,922 active appellate cases.

The OSPD functions as a single program devoted to providing effective criminal defense representation. The OSPD was able to cost-effectively provide for the effective representation of its clients at an average of \$517 per active case. This number comes from its final expenditures in FY 2018-19 of \$97,014,996 and 872 allocated FTE positions, consisting of 526 attorneys, 174 investigators/ paralegals (including 14 social workers), 131 administrative assistants and 41 centralized management and support positions.

Trial Attorney Staffing

By the end of FY 2019-20, there will be 489 attorneys assigned to our trial offices. To provide representation in an estimated 145,337 cases and proceedings to be closed this year at a 100% staffing level, we would need 602 attorney FTE, increasing to 619 FTE to close the projected 148,817 cases in FY 2020-21.

Table 1 shows the number of attorneys we would need to staff our current and projected caseload at 100 percent. Beginning in FY 2020-21, adjustments were made to this table to reflect reclassifications to several existing drug felonies as drug misdemeanors pursuant to HB 19-1263. Although this bill will result in the reclassification of some of our caseload, we expect there will be a negligible effect on our workload.

Table 1

SUMMARY OF OSPD CLOSED CASES	FY19 % Total Cases	FY19 % of Wkld	FY19 Closed Cases	FY19 Res. Alloc	FY20 Proj Cases	FY20 Proj Res. Alloc	FY21 Proj Cases	FY21 Proj Res. Alloc
Felony 1	0.1%	6.2%	109	36.3	113	37.6	117	38.9
Felony 2	0.1%	2.1%	182	12.1	188	12.6	195	13.0
Sex Assault Felony 2, 3, 4, 5 or 6	0.9%	7.6%	1,336	44.5	1,384	46.1	1,435	47.8
Felony 3 or 4 (COV)	2.0%	7.5%	2,822	44.1	2,925	45.7	3,032	47.4
Felony 3 or 4 (non-COV)	5.2%	8.9%	7,366	51.9	7,643	53.8	7,934	55.9
Felony 5 or 6	7.7%	9.4%	10,920	54.9	11,322	56.9	11,744	59.0
DUI Felony 4	0.4%	0.9%	606	5.3	631	5.5	657	5.7
Drug Felony 1, 2, 3 or 4	6.8%	6.8%	9,644	40.0	10,000	41.5	1,904	16.3
Subtotal Felony Trial & PreTrial	23.2%	49.4%	32,985	289.1	34,206	299.7	27,018	284.0
Misc. Proceedings	3.7%		5,229		5,413		5,606	
Revocations	12.3%	4.8%	17,479	28.3	18,134	29.4	18,821	30.5
Appeals	0.0%		34		35		37	
Partial Service:	6.9%	11.5%	9,855	67.0	10,336	70.1	8,776	68.7
Subtotal Felony Other Proceedings	23.0%	16.3%	32,597	95.3	33,918	99.5	33,240	99.2
Total Felony	46.2%	65.7%	65,582	384.4	68,125	399.2	60,257	383.2
Misdemeanor Sex Offense	0.4%	0.7%	547	4.4	553	4.4	560	4.5
Misdemeanor 1	9.1%	7.1%	12,954	41.8	13,112	42.3	21,747	70.2
Misdemeanor 2 or 3	7.8%	4.6%	11,041	26.9	11,172	27.2	11,308	27.5
Misdemeanor DUI	3.7%	3.8%	5,180	22.1	5,244	22.4	5,311	22.7
Misdemeanor Traffic/Other	7.5%	2.7%	10,705	15.9	10,821	16.1	10,941	16.3
Subtotal Misdemeanor Trial & PreTrial	28.5%	19.0%	40,427	111.1	40,904	112.4	49,867	141.1
Misc. Proceedings	2.0%		2,780		2,809		2,838	
Revocations	11.4%	2.7%	16,214	16.0	16,395	16.2	16,581	16.4
Appeals	0.1%		206		208		211	
Partial Service:	6.0%	3.4%	8,512	20.1	8,679	20.2	10,789	24.6
Subtotal Misdemeanor Other Proceedings	19.5%	6.2%	27,712	36.1	28,091	36.3	30,419	40.9
Total Misdemeanor	48.0%	25.2%	68,139	147.2	68,995	148.8	80,285	182.1
Juvenile Sex Offense	0.2%	1.0%	298	5.6	300	5.7	301	5.7
Juvenile Felony	1.1%	1.4%	1,619	8.1	1,631	8.2	1,644	8.2
Juvenile Misdemeanor	1.4%	0.9%	1,949	5.6	1,961	5.6	1,973	5.6
Subtotal Juvenile Trial & PreTrial	2.7%	3.3%	3,866	19.3	3,892	19.4	3,918	19.5
Misc. Proceedings	0.5%		701		707		714	
Revocations	1.5%		2,060		2,074		2,088	
Appeals	0.0%		34		34		35	
Partial Service:	1.1%	0.7%	1,494	4.4	1,510	4.2	1,520	4.2
Subtotal Juvenile Other Proceedings	3.0%	0.7%	4,289	4.4	4,325	4.2	4,356	4.2
Total Juvenile	5.7%	4.0%	8,155	23.6	8,217	23.6	8,274	23.7
Summary								
Total Trial/Pretrial	54.5%	71.7%	77,278	419.5	79,002	431.5	80,803	444.7
Total Misc. Proceedings	6.1%		8,710	-	8,929	-	9,158	-
Total Revocations	25.2%	7.6%	35,753	44.3	36,602	45.6	37,489	46.9
Total Appeals	0.2%		274	-	278	-	283	-
Total Partial Service	14.0%	15.6%	19,861	91.5	20,525	94.4	21,085	97.4
Total Other Proceedings	45.5%	23.2%	64,598	135.8	66,334	140.0	68,014	144.3
Supervision/Management/fte adj		5.1%	-	29.6	-	30.0		30.0
TOTAL ALL CASES AND OTHER PROCEEDINGS	100.0%	100.0%	141,876	584.9	145,337	601.5	148,817	619.0

Table 2 shows the number of cases closed, changes in resources, FTE required and the decline in staffing levels since FY 2013-14. While in that year the OSPD was staffed at 96.1 percent, in the years since, our staffing level declined, reaching 80 percent in FY 2017-18. In an effort to return to our targeted level of 85 percent, our FY 2018-19 budget included a request for additional staffing and the office was

appropriated 36 attorney positions. These additional resources were not sufficient for us to reach an 85 percent staffing level, as by the end of FY2018-19 our level had increased by just one percent to 81 because our caseload continued to rise. Current projections indicate our staffing level will fall to 80 percent this year and even further, to 79 percent, by FY 2020-21.

Table 2

Office of the State Public Defender Staffing and Closed Caseload Summary							
	FY 14-15	FY 15-16	FY 16-17	FY 17-18	FY 18-19	FY 19-20	FY 20-21
	Actual	Actual	Actual	Actual	Actual	Approp. (Est.)	Request (Est.)
Total Closed Cases	124,416	129,764	136,321	141,511	141,876	145,337	148,817
Trial Attorney Appropriation	430.0	437.8	438.2	439.3	473.7	482.9	489.0
Trial Attorney Need for Full Staffing Based on Caseload Model	472.5	496.9	525.1	548.5	584.5	601.5	619.0
Trial Attorney Deficit	(42.6)	(59.2)	(87.0)	(109.3)	(110.8)	(118.6)	(130.0)
% of Trial Attorney Need Met	91%	88%	83%	80%	81%	80%	79%

While ensuring the office maintains appropriate staffing levels, an equal concern of the office is to retain the required experienced attorney FTE to effectively represent our clients. In FY 2018-19, felony cases represented 48 percent of our cases yet required 66 percent of FTE resources. These cases require experienced attorneys. Over the past few years the office had seen its attrition rate increasing and was losing these experienced attorneys. Last year, after conducting an independent salary survey, we received additional funds for attorney salaries to help combat growing attrition. As of November 1, 2019, 60 percent of our attorneys are entry level with an average 1.7 years of service.

Appellate Division Attorney Staffing

For FY 2019-20, the Appellate Division is staffed with 47.25 attorney FTE and is projected to handle approximately 1,938 active cases in the current year and 1,906 cases in FY 2020-21. Our appellate cases are categorized within one of two phases. Phase one include the cases where an initial brief is expected to be filed and requires the most resources. These include all the new cases received in the year, along with cases that are carried over from the prior year – also referred to as the backlog. Phase two are those cases that remain active after the initial brief is filed. Although cases in phase two require less work, these cases may extend well into subsequent years.

In FY 2013-14, the number of backlog cases (those awaiting an initial brief) peaked at 749, the highest ever experienced, exceeding the NLADA standard caseload for the division by 470 cases. The following year, the Division requested and received

additional FTEs and funding to help lower this number and had been successful in doing so, dropping to 539 cases as of FY 2017-18, which was the lowest level in over a decade. However, the Division is now facing a backlog of 603 cases, which exceeds the NLADA acceptable standard by 235 cases.

Table 3 shows the number of cases within the two phases, the progress in reducing the backlog, FTE resources, changes in attorney staffing levels since FY 2013-14 and projections through FY 2023-24.

Table 3

Appellate Division Case Trends & Resource Needs											
	FY14	FY15	FY16	FY17	FY18	FY19	FY20 Proj	FY21 Proj	FY22 Proj	FY23 Proj	FY24 Proj
Phase 1 (awaiting initial brief)											
New Cases	573	533	511	525	523	563	574	586	592	598	603
Backlog Cases	671	749	738	622	587	539	603	592	590	592	599
Active Cases	1,244	1,282	1,249	1,147	1,110	1,102	1,177	1,178	1,181	1,190	1,202
Closed Cases	495	544	627	560	571	499	585	588	589	591	592
Backlog Cases (carry to next FY)	749	738	622	587	539	603	592	590	592	599	610
Phase 2 (after initial brief)											
Active Cases	1,000	985	1,049	879	820	761	728	725	722	720	717
Total All Active Cases	2,092	2,282	2,234	2,196	1,989	1,922	1,938	1,906	1,907	1,912	1,922
FTE req - Phase 1	52.3	53.9	54.3	50.8	49.6	53.5	57.1	57.2	57.4	57.8	58.4
FTE req - Mgmt & Cmplx	4.0	4.0	3.0	4.0	4.0	2.0	2.0	2.0	2.0	2.0	2.0
FTE req - County Appeals		2.0	2.0	2.0	2.0	2.0	2.0	2.0	2.0	2.0	2.0
Total Appellate FTE Need	56.3	59.9	59.3	56.8	55.6	57.5	61.1	61.2	61.4	61.8	62.4
Appellate Attorney Appropriation	35.8	47.3	47.3	47.3	47.3	47.3	47.3	47.3	47.3	47.3	47.3
Appellate Attorney Deficit	(20.5)	(12.6)	(12.1)	(9.5)	(8.3)	(10.2)	(13.9)	(13.9)	(14.1)	(14.5)	(15.1)
% of Appellate Attorney Need Met	63.5%	78.9%	79.7%	83.3%	85.1%	82.2%	77.3%	77.2%	77.0%	76.5%	75.8%

Caseload and Workload Standards

CASELOAD AND WORKLOAD STANDARDS

IMPORTANCE OF STANDARDS

The Office of the State Public Defender's (OSPD) consistent application of an independently developed set of statewide workload standards has allowed us to demonstrate consistency and fairness in our staff allocations. Our caseload standards are a key component of our ability to manage our offices in a manner that demonstrates the highest level of responsibility to the State of Colorado and to our clients.

The statutory mandate of the OSPD is to “*provide legal services to indigent persons accused of crimes that are commensurate with those available to non-indigents, and conduct the Office in accordance with the Colorado Rules of Professional Conduct and with the American Bar Association standards relating to the administration of criminal justice, the defense function*”. C.R.S. 21-1-101.

This mandate to provide legal services is required by the federal and state constitutions. Fifty-five ago in *Gideon v. Wainwright*, the United States Supreme Court held that the Sixth Amendment's guarantee of counsel is a fundamental constitutional right, essential to a fair trial, and required appointment of counsel for indigent defendants in both federal and state courts.

In order to meet this mandate it is necessary to have a sufficient number of attorneys to provide legal services commensurate with those provided by the private bar and consistent with relevant national and state standards.

The Guidelines for Legal Defense Systems in the United States, developed under a grant from the U.S. Department of Justice, provide that public defender systems should establish maximum caseloads for individual attorneys and that such standards reflect national standards and take into consideration objective statistical data and factors related to local practice.

ABA/NLADA NATIONAL CASELOAD STANDARDS

Prior to 1997, a felony equivalent system was used to measure workload. This system, developed by the National Legal Aid and Defender Association, represents the value of all cases as if they were felonies. Different types of cases are weighted as if they were felonies. These weights are illustrated in below.

1997 Felony Based Case Weights

Type	Weight
Felony	1.000
Misdemeanor	0.375
Juvenile	0.750
Misc. Proc.	0.375
Appeal	6.000
Orig. Proc.	2.000
Partial Service	0.100

This system was derived from the American Bar Association (ABA) Standards. Both the ABA Standards and the felony equivalent weighting were developed in the 1970s in response to the establishment of public defender systems throughout the country that began in the late 1960s and early 1970s.¹

Over the past forty plus years the nature and practice of criminal law has changed. The ABA Standards, however, have not been revised since they were established in 1973. In 2006, the ABA issued its first ever ethical opinion mandating that public defense systems address unmanageable caseloads at all costs, including capping individual attorney's caseloads or refusing to accept additional appointments.² The Colorado Office of Attorney Regulation Counsel has indicated that these standards, if anything, should be seen as a ceiling on the number of cases an attorney can handle.

The primary deficiency of the felony equivalent system and the ABA Standards from which it was derived is twofold. First, it is too generic to serve as a realistic forecasting tool, and, second, it does not give due consideration to the different levels of work required for different types of cases.

Thus, while the ABA Standard says an attorney should not handle over 150 felony cases in a year, it does not distinguish, for example, between a class one felony homicide and a class six felony criminal impersonation. In one case a defendant is facing a life sentence without the possibility of parole, or possibly even death, and in the other a defendant is facing a much less restrictive type of sentence.

Furthermore, since the adoption of the ABA Standards in 1973 there have been many significant changes in the criminal law that impact the varying workload required to process different types of cases. Thus, these 1973 ABA Standards are outdated and more sophisticated measurement and standards are called for.

¹ This trend is continuing today as locations that still maintain court appointed counsel systems are realizing that a formal public defender system is more effective both in terms of cost and effectiveness of representation in providing defense services to indigent criminal defendants.

² ABA Formal Opinion 06-441, *Ethical Obligations of Lawyers Who Represent Indigent Criminal Defendants When Excessive Caseloads Interfere With Competent and Diligent Representation* (May 13, 2006).

OSPD CASE WEIGHTING STUDY

To address the deficiencies of the NLADA/ABA Standards, the OSPD contracted with The Spangenberg Group³ (TSG) in 1996, 2002 and 2008 to conduct its own case weighting study to develop and update caseload standards. In 2016, the OSPD enlisted the services of RubinBrown⁴ and the ABA's Standing Committee on Legal Aid and Indigent defendants (SCLAID) to update the agency's caseload standards.

These studies were initiated as an objective assessment of evolving attorney workload. The purpose of the studies was to develop a case weighting standard that would accomplish more than a measure of the raw number of cases and would specifically take into account the severity of the cases handled by the OSPD. They were intended to provide a statistically valid assessment tool that could be used in determining the allocation of resources, specifically attorneys, in handling a high volume of cases in different jurisdictions throughout the state. The 2016 study reflects the current state of attorney workload required to represent clients under the circumstances of today's criminal justice system.

The ability to update weights of cases and thus consider not only the raw numbers of cases assigned to a public defender program annually, but also the overall severity of cases handled by the program as time progresses, is particularly valuable in light of factors affecting indigent defense caseloads and workloads nationally and locally, such as:

- changes in the economy, resulting in increased claims of indigence;
- changes in statutes, case law, or court rules in individual states that increase the types of cases or proceedings for which counsel is required;
- changes in public or office policy requiring the performance of additional tasks, e.g., preparation of sentencing reports and diversion recommendations, indigence screening, and appellate review;
- changes in prosecutorial practices such as the institution of career criminal prosecution programs or policies limiting plea bargaining in certain types of cases;
- changes in the method of case disposition or the stage at which cases are disposed, e.g., increase in trials, more frequent use of juries, fewer dismissals, less plea bargaining at early stages of the case;
- changes in the case mix for public defenders with an increased percentage of more serious felony cases, and, in some programs, many more dependency cases;

³ The Spangenberg Group (TSG) was a private consulting firm located in West Newton, Massachusetts and specialized in the study of indigent defense delivery systems. It conducted similar studies in California, Minnesota, Tennessee, Wisconsin, King County, Washington (Seattle), New York City and two jurisdictions in Arizona (Phoenix and Tucson).

⁴ Founded in 1952, RubinBrown is one of the nation's leading accounting and professional consulting firms. RubinBrown helps its clients build and protect value, while at all times honoring the responsibility to serve the public interest. It conducted a similar study in Missouri, and consulted on studies in Texas, Louisiana and Tennessee.

- adoption of performance standards for indigent defense lawyers;
- addition of new courts and/or judgeships;
- reductions in court processing time and other increases in court efficiency; and
- changes in statutes or court rules mandating procedural alterations such as speedier trials or preliminary hearings for certain classes of offenses.

An update of the prior studies was deemed necessary to provide current and objective data for management decision-making and because of changes in criminal laws and practice since the original 1996 study, including:

- the addition of more district court courtrooms public defenders must cover;
- changes in sentencing laws for habitual offenders;
- the indeterminate lifetime sentencing act in sexual assault cases and registration laws;
- increased burdens in what criminal defense lawyers must present if their client's mental health is at issue;
- increased penalties for DUI cases and the addition of felony DUI cases;
- defense attorney obligations in determining and advising clients of immigration issues and other collateral consequences;
- increased time spent analyzing scientific evidence such as DNA serology, Y-STR and other forensic evidence;
- increases in the investigation of cellphone records, location technology, and social media;
- increases in collecting and reviewing video evidence;
- increasing demands for attorney communication and technology competence; and
- public defender participation in alternative sentencing courts and subsequent hearings, community placement boards and juvenile placement boards.

In the 2002 study, a large sample of public defenders tracked their time on specially designed time sheets for 10 weeks. The sample included 114 attorneys, more than half of the trial attorneys in the OSPD. The 2002 time sheets were modified slightly from the 1996 study to reflect changes in public defender practice. In 2008, nearly all 298 trial attorneys, with very few exceptions, participated in tracking their time for an extended period of 12 weeks. This ensured that enough data was collected to create individual caseload standards for class 2 and class 3 felony cases, and other statistical margins of error were minimized in their overall impact to the data integrity. The larger sample also allowed the study to develop more accurate and separate sets of standards for urban and rural offices.

The 2016 study again required most trial attorneys to participate in the time keeping process to update the time OSPD attorneys actually spend on the various case types in order to calculate new workload standards. It also incorporated a new component referred to as The Delphi Method. This method has been used both

within and outside the legal community. As it relates to the defense function, The Delphi Method enlisted the expertise of both public defenders and attorneys in private practice who estimated the time to be spent on certain case types using prevailing professional norms in the State of Colorado. The completed study detailed these findings.

The contemporaneous time records provided by OSPD attorneys enables a means by which caseload (the number of cases a lawyer handles) can be translated to workload (the amount of effort, measured in units of time, for the lawyer to complete work on the caseload). Weight can be given to the total annual caseload of an office to compare to the next year's anticipated volume of cases. Based on the actual data collected, the translation of projected caseload into projected workload can be accomplished with some assurance of precision. This case weighting method is one of the most thorough and complete methods to determine valid, empirical workload measures that can be translated into caseload standards for public defender programs.

2016 OSPD CASE WEIGHTED STANDARDS

Caseload standards from the study are summarized in the table below and present an averaged statewide figure and establishes the number of cases of a given type that an attorney can be expected to handle in a year.

These standards for attorney workload indicate the average annual caseload for the case types identified in the table. The standards are set forth in terms of an average annual caseload based upon a particular type of case, and not a mix of cases, using average numbers an attorney can reasonably handle in a given year and the number of cases given for the particular case type. Typically attorneys have mixed caseloads and cases are assigned without regard to the particular class of case being handled. Thus the standards are applied to the total number of cases handled by an office during a year. By applying the standards to the closed cases during the preceding year, the attorney staffing needs of that office are identified.

Broad-based averages, as provided in these standards, are appropriate for developing estimates of staffing needs. It would not be appropriate to apply them in individual cases. Among the variables that need to be considered in an individual case are the complexity of the case, the number of witnesses, the number of charges, the background of the client, the client's prior criminal history, the seriousness of the crime, and the complexity of the law.

For the purposes of the OSPD standards used in the table below, other types of cases Public Defenders appear at or are appointed on, referred to as Other Proceedings⁵ are not included. Under the case weighting study, the work required

⁵ RubinBrown represents Other Proceedings as falling into four categories: miscellaneous proceedings, appeals handled by the trial office, advisement/bond hearings and juvenile detention hearings.

to perform these Other Proceedings was included as “general time” and not used in the calculation of the weighted case standards. Thus in the weighted caseload formula a separate attorney need is not identified for these proceedings.

2016 OSPD CASE WEIGHTING STANDARDS	
CASE TYPES	Workload Standard
Felony 1	3
Felony 2	15
Felony Sex Assault 2, 3, 4, 5 or 6	30
Felony 3 or 4 (COV)	64
Felony 3 or 4 (non-COV)	142
Felony 5 or 6	199
Felony DUI	115
Felony Drug 1, 2, 3 or 4	241
Felony Revocations	617
Misdemeanor Sex Offense	125
Misdemeanor 1	310
Misdemeanor 2 or 3	411
Misdemeanor DUI	234
Misdemeanor Traffic/Other	672
Misdemeanor Revocations	1014
Juvenile Sex Offense	53
Juvenile Felony	200
Juvenile Misdemeanor	350
Other Proceedings	none

JBC REQUEST FOR INFORMATION

Judicial Branch, Office of the State Public Defender, FY 2019-20, RFI #1

The State Public Defender is requested to provide by November 1, 2019, a report concerning the Appellate Division's progress in reducing its case backlog, including the following data for FY 2018-19: the number of new cases; the number of opening briefs filed by the Appellate Division; the number of cases resolved in other ways; the number of cases closed; and the number of cases awaiting an opening brief as of June 30, 2019.

Appellate Division Overview

The Office of the State Public Defender (OSPD) maintains a centralized Appellate Division (Division) that represents clients in felony appeals from every jurisdiction in the state regardless of who may have represented the clients in prior court proceedings (e.g., court-appointed counsel, Alternate Defense Counsel and private attorneys). The Division is expected to carry 1,177 cases this year (FY 2019-20), including 574 new cases and 603 backlog cases carried over from previous years. This 1,177 number represents those cases where an initial brief is expected to be filed and is the phase during which the most resources are required. After the brief is filed, the case remains active as it progresses through the remainder of the appellate process. The Division estimates there are currently 761 cases at various stages within this process and the work involved extends well into subsequent years.

Legislative Action

The legislature provided the OSPD with additional funding and staffing beginning in FY 2014-15 to help reduce the rapidly expanding appellate “backlog,” address the impact of additional staff received by the Attorney General and to streamline the appellate process for all appeals.

FY 2018-19 Statistics

Following are the statistics requested for FY 2018-19, as of June 30, 2019.

1. Number of new cases – 563;
2. Number of initial briefs filed - 381;
3. Number of cases resolved in other ways - 118;
4. Number of cases closed - 499; and
5. Number of cases awaiting an opening brief - 603.

CHANGE REQUESTS

**Office of the State Public Defender
FY 2020-21 Change Requests**

Schedule 10

SUMMARY

The Office is submitting six prioritized decision item requests totaling 67.2 FTE and \$ 7,694,350 as well as one non-prioritized common policy request for a negative \$ 11,780 for FY 2020-21.

Priority	Decision Item	FTE	Total	GF	CF
1	#R-1, OSPD Staffing Requirements	54.7	5,482,909	5,482,909	0
2	#R-2, IT	2.7	754,745	754,745	0
3	#R-3, Social Workers	8.2	551,940	551,940	0
4	#R-4, Mandated Costs	0.0	431,712	431,712	0
5	#R-5, Leases	0.0	357,103	357,103	0
6	#R-6, Golden Courtroom Staffing	1.6	115,941	115,941	0
<i>Non-prioritized</i>	#NP-1, Common Policy – Annual Vehicle Fleet Request	0.0	(11,780)	(11,780)	0
	Total Prioritized Change Requests	67.2	7,694,350	7,694,350	0
	Total Non-prioritized Change Requests	0.0	(11,780)	(11,780)	0
	Total ALL Change Requests	67.2	7,682,570	7,682,570	0

TAB 1



OFFICE OF THE STATE PUBLIC DEFENDER

Megan A. Ring
State Public Defender

*FY 2020-21 Budget Request
November 1, 2019*

Department Priority: 1
Request Title: OSPD Staffing Requirements, R#1

Summary of Incremental Funding Change for FY 2020-21	Total Funds	General Fund	FTE
Total	\$ 5,482,909	\$ 5,482,909	54.7
<i>Personal Services & Related POTS</i>	\$ 4,502,586	\$ 4,502,586	54.7
<i>Operating</i>	\$ 56,620	\$ 56,620	
<i>Capital Outlay</i>	\$ 372,000	\$ 372,000	
<i>Leased Space and Utilities</i>	\$ 521,023	\$ 521,023	
<i>Automation Plan</i>	\$ 23,840	\$ 23,840	
<i>Attorney Registration</i>	\$ 6,840	\$ 6,840	

Summary of Full Year Annualized Funding for FY 2021-22	Total Funds	General Fund	FTE
Total	\$ 5,467,628	\$ 5,467,628	59.6
<i>Personal Services & Related POTS</i>	\$ 4,859,305	\$ 4,859,305	59.6
<i>Operating</i>	\$ 56,620	\$ 56,620	
<i>Capital Outlay</i>	\$ 0	\$ 0	
<i>Leased Space and Utilities</i>	\$ 521,023	\$ 521,023	
<i>Automation Plan</i>	\$ 23,840	\$ 23,840	
<i>Attorney Registration</i>	\$ 6,840	\$ 6,840	

Request Summary:

The Office of the State Public Defender (OSPD) is requesting 54.7 FTE and \$ 5,482,909 in General Fund spending authority for FY 2020-21, annualized to 59.6 FTE and \$ 5,467,628 for FY 2021-22, to address staffing and funding requirements necessary to comply with constitutional, statutory and obligations for indigent defense. Our request includes 36.0 Deputy State Public Defenders, 12.0 Investigators, 9.0 Administrative Assistants and 2.6 Central Office.

Background:

The statutory function of the Office of the State Public Defender is to “provide legal services to indigent persons accused of crime that are commensurate with those available to non-indigents, and conduct the office in accordance with the Colorado rules of Professional Conduct and with the American Bar Association standards relating to the administration of criminal justice, the defense function.”

In order to comply with our constitutional and statutory mandates, the OSPD must have resources and staffing levels to meet the requirements of providing effective representation. If the OSPD is not adequately funded, caseloads will exceed both our internal standards and national standards relating to the number of cases an attorney can effectively handle without impairing quality or breaching professional obligations. The Guidelines for Legal Defense Systems in the United States, developed under a grant from the U.S. Department of Justice, provide that public defender systems should establish maximum caseloads for individual attorneys and that such standards reflect national standards and take into consideration objective statistical data and factors related to local practice.

The Office of Attorney Regulation states an attorney is not competent to provide effective representation if his or her caseload is too high. There are serious implications to overly high caseloads per attorney including that the attorney may be subject to disciplinary action for accepting more cases than can be competently handled. In addition, overly high caseloads may result in rulings of ineffective representation for Public Defender clients. If a Public Defender is found ineffective, the result could be a new trial causing an exponential increase in the number of cases processed in our system.

Caseload and Staffing Requirements:

The OSPD continues to be understaffed, which negatively affects our ability to provide the mandated quality of representation. This is specifically attributed to the continued increase in felony cases.

In FY 2018-19, the OSPD had 86,668 active felony cases, an increase of approximately 3.8 percent over the prior year. Felony cases, primarily the Trial and Pre-trial cases, require the greatest attorney effort, time and dedication of resources. They cost the State the most money and increasingly draw OSPD resources away from misdemeanor and juvenile cases. Since FY 2013-14, the number of OSPD felony trial and pretrial closed cases increased, resulting in a cumulative five-year growth of 49 percent. This is consistent with the significant 48 percent increase in felony filings the Judicial Department District Courts have reported over the same timeframe. Due to their seriousness and complexity, felony cases make up approximately 46 percent of our cases yet require 66 percent of our trial FTE resources.

	Actual FY14	Actual FY15	Actual FY16	Actual FY17	Actual FY18	Actual FY19	chg FY14 to FY15	chg FY15 to FY16	chg FY16 to FY17	chg FY17 to FY18	chg FY18 to FY19	5 yr avg %	5 yr cum chg
Active Felony:													
Trial & PreTrial	32,199	34,054	37,424	42,293	45,611	48,327	5.8%	9.9%	13.0%	7.8%	6.0%	8.5%	50.1%
Other Proceedings	32,251	31,540	33,163	35,484	37,883	38,341	-2.2%	5.1%	7.0%	6.8%	1.2%	3.6%	18.9%
Total Felony	64,450	65,594	70,587	77,777	83,494	86,668	1.8%	7.6%	10.2%	7.4%	3.8%	6.1%	34.5%
Closed Felony:													
Trial & PreTrial	22,189	23,583	25,603	28,795	30,958	32,985	6.3%	8.6%	12.5%	7.5%	6.5%	8.3%	48.7%
Other Proceedings	27,681	27,127	28,042	30,217	32,327	32,597	-2.0%	3.4%	7.8%	7.0%	0.8%	3.4%	17.8%
Total Felony	49,870	50,710	53,645	59,012	63,285	65,582	1.7%	5.8%	10.0%	7.2%	3.6%	5.7%	31.5%
New Felony:													
Trial & PreTrial	30,066	30,931	34,464	38,624	41,151	43,546	2.9%	11.4%	12.1%	6.5%	5.8%	7.7%	44.8%
Other Proceedings	20,777	20,097	21,220	22,208	23,619	22,922	-3.3%	5.6%	4.7%	6.4%	-3.0%	2.1%	10.3%
Total Felony	50,843	51,028	55,684	60,832	64,770	66,468	0.4%	9.1%	9.2%	6.5%	2.6%	5.6%	30.7%

Although an examination of caseload is important, in order to establish accurate staffing needs, it is imperative to calculate actual workload. The OSPD does this based on independent workload studies. The most recent study conducted in 2016 established the workload standards used in our calculations. Our resource allocation model uses these workload standards, caseload data and projections to estimate annual FTE needs and staffing levels.

At the end of FY 2016-17, the OSPD’s 438 trial attorneys closed 136,321 cases. Our resource allocation model showed that to be an 83 percent staffing level. In an effort to return to our target level of 85 percent staffing, our FY 2018-19 budget requested additional staffing and we received an appropriation for 36 attorney positions. The additional resources were insufficient to maintain staffing levels. Last year, our 474 trial attorneys closed 141,876, an 81 percent staffing level.

Current projections show our staffing level falling to 80 percent this year and 79 percent by FY 2020-21. This current and growing staffing deficit presents a threat to the Public Defender’s ability to ethically, responsibly and effectively meet its constitutionally mandated mission.

Office of the State Public Defender Staffing and Closed Caseload Summary							
	FY 14-15	FY 15-16	FY 16-17	FY 17-18	FY 18-19	FY 19-20	FY 20-21
						Approp.	Request
	Actual	Actual	Actual	Actual	Actual	(Est.)	(Est.)
Total Closed Cases	124,416	129,764	136,321	141,511	141,876	145,337	148,817
Trial Attorney Appropriation	430.0	437.8	438.2	439.3	473.7	482.9	489.0
Trial Attorney Need for Full Staffing Based on Caseload Model	472.5	496.9	525.1	548.5	584.5	601.5	619.0
Trial Attorney Deficit	(42.6)	(59.2)	(87.0)	(109.3)	(110.8)	(118.6)	(130.0)
% of Trial Attorney Need Met	91%	88%	83%	80%	81%	80%	79%

Although 100 percent staffing is an enduring goal - and one necessary to truly meet our constitutional and statutory mandates - we base our requests on a more conservative 85 percent staffing level. When staffing drops below that level, the work overload on each attorney is not sustainable and prevents our attorneys from providing the required effective representation of our clients.

The following table compares our staffing levels at 100 percent and 85 percent. To handle the projected 148,817 cases in FY 2020-21 at the 100 percent staffing level we would need 619 attorney FTE. When we reduce our staffing level to 85 percent, this need is reduced to 525 attorney FTE, an increase of 36 attorneys over our current staffing number. This is our request for FY 2020-21.

OSPD CLOSED CASES	FY19 Closed Cases	FY20 Proj Cases	FY21 Proj Cases	FY22 Proj Cases	FY23 Proj Cases	FY24 Proj Cases
Total Felony	65,582	68,125	60,257	62,611	65,097	67,729
Total Misdemeanor	68,139	68,995	80,285	81,523	82,813	84,160
Total Juvenile	8,155	8,217	8,274	8,333	8,394	8,456
Total All	141,876	145,337	148,817	152,468	156,304	160,345
100% FTE Need	585	602	619	637	655	675
Current Staffing Level	476	489	489	489	489	489
FTE (Shortage)/Overage	(109)	(113)	(130)	(148)	(166)	(186)
% Staffed	81%	80%	79%	77%	75%	72%
85% FTE Need	497	511	525	541	557	574
Current Staffing Level	476	489	489	489	489	489
FTE (Shortage)/Overage	(21)	(22)	(36)	(52)	(68)	(85)
<i>Starting in FY21 - The above numbers have been adjusted to reflect the reclassification of drug felony cases (DF4's) to drug misdemeanors pursuant to HB 19-1263, effective 03/01/20</i>						

During the 2019 session, the legislature passed HB 19-1263. This bill reclassifies several existing drug felonies as drug misdemeanors and makes several other changes to sentencing for drug offenses, penalties and jail terms. We took the effective date of March 1, 2020 into account and modified our projections to reflect the expected changes.

There is another potential urgency to our request: forecasts indicating a slowdown in Colorado's economy in the very near future. Historically, such economic conditions negatively effect income levels, thereby increasing the number of people who qualify for our services. If this forecast holds true, the number of cases and workload requirements will rise at an even faster rate than currently projected.

Anticipated Outcomes:

The OPSD anticipates that the additional FTE and funding requested will allow the office to reduce the current level of understaffing to a more manageable level. Maintaining this minimal level of required resources will allow us to more efficiently and effectively meet our constitutional and statutory mandates.

Assumptions for Calculations:

- Assume July 01, 2020 start date for all staff.
- Attorney monthly salary is \$5,355, Investigator salary is \$ 4,379, Administrative Assistant is \$2,790 and Central Office salary is \$ 7,500. All are the minimum for the range, except Central Office is an average. All include standard payroll percentages.
- Standard Operating costs are based on Legislative Council common policy standard of \$ 500 for operating, \$ 450 for telephone and \$ 400 for software.
- Capital Outlay is based on Legislative Council common policy standard of \$ 1,200 for a computer and \$ 5,000 for a workstation.
- Per Legislative Council policy, the request includes funding for STD, AED, SAED, HLD and Leased Space as the total FTE requested exceeds 20 FTE.
- Attorney Registration fees are included for all Attorneys.

FY 2020-21			
State Expenditures			
Office of the State Public Defender			
	11	# of months used for FTE calculation	
Personnel			
	FTE (based on months used)	Monthly	Total Pay
Deputy State Public Defender	33.0	\$5,355	\$2,120,580
Investigator	11.0	\$4,379	\$578,028
Administrative Assistant	8.3	\$2,790	\$277,884
Central Office	2.4	\$7,500	\$211,613
Subtotal FTE and Pay	54.7		\$3,188,105
PERA Base	10.90%		\$347,503
Medicare	1.45%		\$46,228
AED	5.00%		\$159,405
SAED	5.00%		\$159,405
HLD	\$9,942		\$596,520
STD	0.17%		\$5,420
Total Salary			\$4,502,586
Operating Costs			
Item	Unit Cost	Units	Cost
Operating, regular employee	\$950	59.6	\$56,620
Automation / Operating	\$400	59.6	\$23,840
Attorney Registraton Fees	\$190	36.0	\$6,840
Capital Outlay	\$6,200	60.0	\$372,000
Leased Space	\$8,742	59.6	\$521,023
Total Operating			\$980,323
Total FY 2020-21 Expenditures			\$5,482,909

FY 2021-22			
State Expenditures			
Office of the State Public Defender			
	12	# of months used for FTE calculation	
Personnel			
	FTE (based on months used)	Monthly	Total Pay
Deputy State Public Defender	36.0	\$5,355	\$2,313,360
Investigator	12.0	\$4,379	\$630,576
Administrative Assistant	9.0	\$2,790	\$301,320
Central Office	2.6	\$7,500	\$234,000
Subtotal FTE and Pay	59.6		\$3,479,256
PERA Base	10.90%		\$379,239
Medicare	1.45%		\$50,449
AED	5.00%		\$173,963
SAED	5.00%		\$173,963
HLD	\$9,942		\$596,520
STD	0.17%		\$5,915
Total Salary			\$4,859,305
Operating Costs			
Item	Unit Cost	Units	Cost
Operating, regular employee	\$950	59.6	\$56,620
Automation / Operating	\$400	59.6	\$23,840
Attorney Registraton Fees	\$190	36.0	\$6,840
Capital Outlay	\$6,200	-	\$0
Leased Space	\$8,742	59.6	\$521,023
Total Operating			\$608,323
Total FY 2021-22 Expenditures			\$5,467,628

Consequences if Not Funded:

Failure to fund this request means the OSPD’s obligation to continue to provide representation of clients as directed by the federal and state constitutions and Colorado statutes will be impeded, as will our ability to provide representation in accordance with the Colorado Rules of Professional Conduct and the American Bar Associations Standards.

Impact to Other State Government Agencies:

Not funding this request may cause delays in court proceedings due to OSPD’s inability to cover the required number of cases in the required number of courtrooms. Any delays could affect scheduling and workloads in the Colorado Judicial Department and District Attorney Offices.

Current Statutory Authority or Needed Statutory Change:

Funding for the Office of the State Public Defender is authorized under C.R.S. Title 21. Specifically, the OSPD enabling legislation, C.R.S. 21-1-101(1), states “The general assembly hereby declares that the state public defender at all times shall serve his clients independently of any political considerations or private interest, provide legal services to indigent persons accused of crime that are commensurate with those available to nonindigents, and conduct the office in accordance with the Colorado Rules of Professional Conduct and with the American Bar Association standards relating to the administration of criminal, justice, the defense function.”

Additional Request Information	Yes	No	Additional Information
Is this request driven by a new statutory mandate?		X	
Will this request require a statutory change?		X	
Is this a one-time request?		X	
Will this request involve any IT components?		X	

Schedule 13

Funding Request for the 2020-21 Budget Cycle

Department: Office of the State Public Defender

Request Title: #R-1, OSPD Staffing Requirements

Priority Number: 1

Dept. Approval by: Megan A. Ring 10/21/19

OSPB Approval by: N/A

- Decision Item FY 2020-21
- Base Reduction Item FY 2020-21
- Supplemental FY 2019-20
- Budget Amendment FY 2020-21

Line Item Information		FY 2019-20		FY 2020-21		FY 2021-22
		1	2	3	4	5
	Fund	Appropriation FY 2019-20	Supplemental Request FY 2019-20	Base Request FY 2020-21	Funding Change Request FY 2020-21	Continuation Amount FY 2021-22
Total of All Line Items	Total	95,693,153	-	104,608,877	5,482,909	110,076,505
	FTE	874.8	-	895.2	54.7	954.8
	GF	95,663,153	-	104,578,877	5,482,909	110,046,505
	GFE	-	-	-	-	-
	CF	30,000	-	30,000	-	30,000
	RF	-	-	-	-	-
	FF	-	-	-	-	-
Judicial Department, Office of the State Public Defender, Personal Services	Total	69,653,973	-	77,606,329	3,581,836	81,515,273
	FTE	874.8	-	895.2	54.7	954.8
	GF	69,653,973	-	77,606,329	3,581,836	81,515,273
	GFE	-	-	-	-	-
	CF	-	-	-	-	-
	RF	-	-	-	-	-
	FF	-	-	-	-	-
Judicial Department, Office of the State Public Defender, Health Life and Dental	Total	8,556,670	-	9,024,853	596,520	9,621,373
	GF	8,556,670	-	9,024,853	596,520	9,621,373
	GFE	-	-	-	-	-
	CF	-	-	-	-	-
	RF	-	-	-	-	-
	FF	-	-	-	-	-
Judicial Department, Office of the State Public Defender, Short-term Disability	Total	114,545	-	119,992	5,420	125,907
	GF	114,545	-	119,992	5,420	125,907
	GFE	-	-	-	-	-
	CF	-	-	-	-	-
	RF	-	-	-	-	-
	FF	-	-	-	-	-
Judicial Department, Office of the State Public Defender, AED	Total	3,368,980	-	3,522,890	159,405	3,696,853
	GF	3,368,980	-	3,522,890	159,405	3,696,853
	GFE	-	-	-	-	-
	CF	-	-	-	-	-
	RF	-	-	-	-	-
	FF	-	-	-	-	-

Line Item Information		FY 2019-20		FY 2020-21		FY 2021-22
		1	2	3	4	5
	Fund	Appropriation FY 2019-20	Supplemental Request FY 2019-20	Base Request FY 2020-21	Funding Change Request FY 2020-21	Continuation Amount FY 2021-22
Judicial Department, Office of the State Public Defender, SAED	Total	3,368,980	-	3,522,891	159,405	3,696,854
	GF	3,368,980	-	3,522,891	159,405	3,696,854
	GFE	-	-	-	-	-
	CF	-	-	-	-	-
	RF	-	-	-	-	-
	FF	-	-	-	-	-
Judicial Department, Office of the State Public Defender, Operating Expenses	Total	1,839,163	-	1,858,068	56,620	1,914,688
	GF	1,809,163	-	1,828,068	56,620	1,884,688
	GFE	-	-	-	-	-
	CF	30,000	-	30,000	-	30,000
	RF	-	-	-	-	-
	FF	-	-	-	-	-
Judicial Department, Office of the State Public Defender, Capital Outlay	Total	14,109	-	-	372,000	-
	GF	14,109	-	-	372,000	-
	GFE	-	-	-	-	-
	CF	-	-	-	-	-
	RF	-	-	-	-	-
	FF	-	-	-	-	-
Judicial Department, Office of the State Public Defender, Leased Space and Utilities	Total	6,966,417	-	7,141,258	521,023	7,662,281
	GF	6,966,417	-	7,141,258	521,023	7,662,281
	GFE	-	-	-	-	-
	CF	-	-	-	-	-
	RF	-	-	-	-	-
	FF	-	-	-	-	-
Judicial Department, Office of the State Public Defender, Automation Plan	Total	1,662,802	-	1,662,802	23,840	1,686,642
	GF	1,662,802	-	1,662,802	23,840	1,686,642
	GFE	-	-	-	-	-
	CF	-	-	-	-	-
	RF	-	-	-	-	-
	FF	-	-	-	-	-
Judicial Department, Office of the State Public Defender, Attorney Registration	Total	147,514	-	149,794	6,840	156,634
	GF	147,514	-	149,794	6,840	156,634
	GFE	-	-	-	-	-
	CF	-	-	-	-	-
	RF	-	-	-	-	-
	FF	-	-	-	-	-
Letternote Text Revision Required?		Yes:	No: X	If yes, describe the Letternote Text Revision:		
Cash or Federal Fund Name and COFRS Fund Number:						
Reappropriated Funds Source, by Department and Line Item Name:						
Approval by OIT?		Yes:	No:	Not Required: X		
Schedule 13s from Affected Departments:						
Other Information:						

TAB 2



OFFICE OF THE STATE PUBLIC DEFENDER

Megan A. Ring
State Public Defender

*FY 2020-21 Budget Request
November 1, 2019*

**Department Priority: 2
Request Title: IT, #R-2**

Summary of Incremental Funding Change for FY 2020-21	Total Funds	General Fund	FTE
Total	\$ 754,745	\$ 754,745	2.7
<i>Personal Services & Related POTS</i>	\$ 181,983	\$ 181,983	2.7
<i>Operating</i>	\$ 2,850	\$ 2,850	
<i>Capital Outlay</i>	\$ 18,600	\$ 18,600	
<i>Automation Plan</i>	\$ 551,312	\$ 551,312	

Summary of Full Year Annualized Funding for FY 2021-22	Total Funds	General Fund	FTE
Total	\$ 674,975	\$ 674,975	3.0
<i>Personal Services & Related POTS</i>	\$ 202,203	\$ 202,203	3.0
<i>Operating</i>	\$ 2,850	\$ 2,850	
<i>Capital Outlay</i>	\$ 0	\$ 0	
<i>Automation Plan</i>	\$ 469,922	\$ 469,922	

Request Summary:

The Office of the State Public Defender (OSPD) is requesting 2.7 FTE and \$ 754,745 General Fund spending authority for FY 2020-21 and 3.0 FTE and \$ 674,975 for FY 2021-22 and on-going, to address staffing and funding requirements necessary to support information technology (IT) needs for the Office:

- Impact of electronic discovery on our infrastructure, \$ 426,470 in FY 2020-21 and on-going;
- Integration with the Colorado District Attorney's Council (CDAC) eDiscovery system, \$ 81,390 one-time in FY 2020-21;
- IT Support, 2.7 FTE and \$ 204,633 in FY 2020-21 and 3.0 FTE and \$ 206,253 in FY 2021-22 and on-going; and
- Security, \$ 42,252 in FY 2020-21 and on-going.

Background:

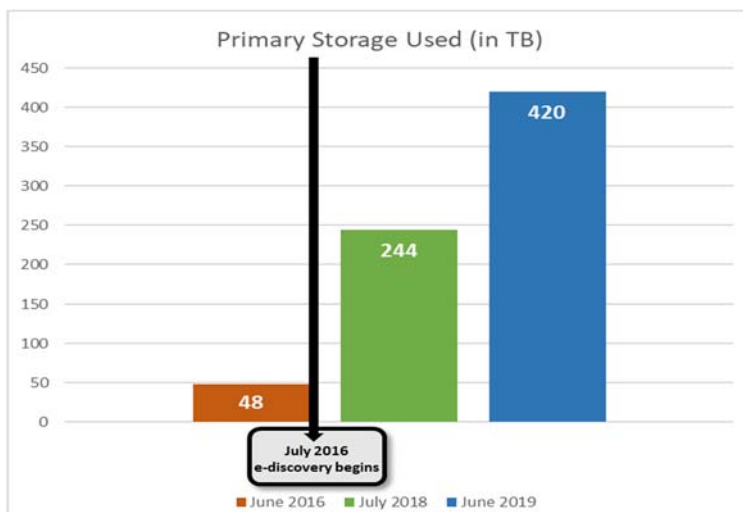
The statutory function of the Office of the State Public Defender is to “provide legal services to indigent persons accused of crime that are commensurate with those available to non-indigents, and conduct the office in accordance with the Colorado Rules of Professional Conduct and with the American Bar Association standards relating to the administration of criminal justice, the defense function.”

Over the past few years, providing effective representation for our clients has continued to become more reliant on technology and electronic information. The ever-increasing amount of digital files that are created and gathered as part of the criminal investigation process and the wide variety of digital tools utilized have put a significant strain on our resources and ability to manage the information.

Impact of electronic discovery on our infrastructure

The move to electronic discovery over the past few years has drastically increased not only the amount of time spent retrieving discovery but also the amount of electronic storage needed. We obtain discovery from various sources including, but not limited to, the eDiscovery system maintained by the CDAC. The sources used vary by county and by district but include Evidence.com, JusticeWeb, FTP, Viewu, avail.com and Vault, as well as delivery via DVD and thumb drive. The particular source and the number of these sources necessary to access discovery vary by office. The amount of storage needed to maintain all of this information has increased by 775 percent since implementation of the eDiscovery system began in July 2016. In addition to the enormous increase of space needed for primary storage, these files need to be backed up locally for efficient and accessible restoration and also replicated to a secondary offsite location in case of disaster. This trend does not appear to be slowing down as law enforcement departments increase their use of body cameras and counties and districts continue to invest more into their technology and digital information.

Our estimates include the actual increases we have experienced. As of August 2019, however, not all districts are using eDiscovery. The original implementation plan for eDiscovery was to take a phased-in approach, starting in July 2016 with the 18th Judicial District and ending in June 2017 with the 2nd Judicial District. As of August 2019, there were three districts that had not implemented eDiscovery. The 14th Judicial District has begun to implement the system, while the 2nd and 20th Judicial Districts have not yet begun. Although we expect an increase in our storage needs when the 14th and 20th Judicial Districts come on-line, we expect a massive increase in storage needs when the 2nd Judicial District begins eDiscovery because of their historically large discovery requirements.



In conjunction with increasing storage needs, we have found our network bandwidth needs have also increased as the electronic discovery provided to us must be downloaded from the web rather than copied from physical DVDs or external hard drives, as was the practice in the past. Increased bandwidth will allow us to download and distribute files faster, increase staff efficiency by reducing downtime while waiting for files to transfer, and provide better access to files stored on our network and in the cloud.

Integration with CDAC discovery system

The primary system we must use to obtain electronic discovery is the eDiscovery system developed and maintained by CDAC. This system has been rolling out over the past few years and provides a mechanism for many but not all District Attorney Offices to release electronic discovery to our attorneys.

As a result of the sheer volume of cases and discovery files in our cases, it can be very time-consuming to download discovery. Currently, the eDiscovery system requires staff in each office, usually many staff in each office, to login daily and manually download and file each item provided as part of discovery. This new process has resulted in an increase in the amount of time spent retrieving discovery. As mentioned previously, in order to access all discovery, in addition to the eDiscovery system through CDAC, we must also access a variety of external sites such as Evidence.com, and the number and specific sites necessary to access vary by county.

Accessing these sites and downloading the required electronic discovery has proven to require a great deal of time. Since February 2019 we estimate we have spent almost \$ 130,000 for temporary staff dedicated to the specific task of downloading discovery, in addition to the time spent by our permanent staff. We believe this time and resources could be better spent serving our clients and fulfilling our mission.

We continue to work with CDAC on creating a more streamlined process and both agencies are requesting funds to develop that new process.

IT Support

The tools and knowledge required just to review and manage electronic discovery have increased in complexity and IT support is critical to help staff (remotely and in person) access the information provided on each case. As our caseload grows, along with the case complexity and amount of information, more IT support staff are needed to assist in areas such as body camera videos, cell phone extracts, financial information and varied surveillance systems. Our limited IT staff, primarily those staffing our help desk, are increasingly being asked to swiftly and accurately react to a dynamic and ever-changing technology-laden environment. Not only does our IT staff need to understand all of the new tools and applications, but also they need to be able to provide timely assistance and individual support for our current staff of almost 900. Our necessary reliance on these IT tools are placing an arduous burden on the existing IT staff.

Security

Security is vital to the public interest we serve because of the type and amount of confidential information we manage on behalf of our clients and their cases. An effective security strategy requires multiples layers and involves not only technology and policies but also people. In recent years, across all industries and countries, there has been a dramatic increase in breaches stemming from both internal and external threats. It is imperative to deliver training to our staff and give them the tools to ward off such attacks and, for example, better identify emails that are valid as opposed to those that are unsafe.

Current Staffing and Resource Requirements:

All Colorado attorneys have an obligation to be competent, under Colorado Rule of Professional Conduct Rule 1.1. In April 2016, the Supreme Court added comment (8) to Colo. RPC 1-1, which places an additional burden on attorneys: “to maintain the requisite knowledge and skills, a lawyer should keep abreast of changes in the law and its practice, and changes in communications and other relevant technologies.” Our IT division plays an integral role in ensuring that our attorneys have the necessary tools for communications and technology and access to IT support in this ever-increasing digital age.

Impact of electronic discovery on our infrastructure

Our agency maintains files, email systems and associated backups. As the amount of information maintained by our agency grows there are two main areas affected. The first is the actual storage of files and the second is the bandwidth needed to download and access the files. The size and number of files continue to grow not only as our caseload increases but also as technology advances, resulting in our primary file storage needs increasing by over 775 percent in just the past three years. Storage needs will continue to grow so that we can comply with records retention and destruction rules which require we keep some files for many years and some indefinitely.

It is critical that all information is available to staff anywhere they are and that we are able to accommodate the unpredictable growth of data that is provided to us. To address this challenge as other state agencies including OIT have done, we will need to migrate to a cloud-based infrastructure. To accomplish this, we are requesting \$ 426,470 annually: \$119,148 for bandwidth costs; \$23,994 for mobile hotspots for better Internet access in courtrooms and places outside the office; \$83,328 in additional Microsoft 365 licensing; and \$200,000 in cloud storage costs.

Integration with CDAC eDiscovery system

We will continue to work with CDAC to develop a more automated process that will allow the download of files from eDiscovery to be done with a minimal amount of staff interaction, thereby freeing up time to focus on our clients. The cost to implement this process from our side will be a one-time cost of \$ 81,390: \$33,390 in hardware and \$ 48,000 in software development. These items will be key to improve and streamline the discovery process on both sides. We expect any hardware purchased will follow the five-year replacement plan.

IT Support

The Office has always maintained a lean IT staffing level over the years, instead focusing more of our resources on those that directly serve our clients. The IT department is currently comprised of the following staff:

- Chief Information Officer (1.0 FTE)
- Information Security Staff (2.0 FTE)
- Program Developer/Database Administrator (4.0 FTE)
- Systems Administrator (3.0 FTE)
- Telecommunications Analyst (1.0 FTE)
- IT Technical Support / Help Desk (3.0 FTE)

Our current ratio of IT help desk staff to total staff is 1:295 – one for every 295 employees. This is significantly higher than the industry standard of 1:175. This dangerously high IT support ratio has placed an overwhelming burden on these employees, resulted in delays in resolving issues, unnecessary downtime for staff, and increased travel time and cost to fix problems. To ensure adequate coverage for our staff

across the state, our request is for three IT positions. One will be assigned to provide onsite support to the offices throughout the Denver metro area. A second will be dedicated to handling requests that come into the helpdesk. The third is a manager position to accommodate the growth of the IT department and the numerous tasks and projects that need to be managed and coordinated. Currently the management ratio is 1:13. Our request would bring the supervisory ratio closer to 1:8. The cost for this IT support is \$ 204,513 in FY 2020-21 and \$ 206,253 in FY 2021-22 and on-going.

Security

Security has become an increasing challenge as our staff increase in number and systems become more and more electronic. To help protect staff and information the request is for \$ 42,252 annually, \$ 30,000 to enhance our email security monitoring and detection processes and \$ 12,252 for user training and evaluation.

Anticipated Outcomes:

Impact of electronic discovery on our infrastructure

The additional bandwidth and mobile hot spots will provide our staff more reliable and faster access to all the important information that must be reviewed and maintained on cases. The transition to Microsoft 365 will provide our Office with the ability to utilize modern technologies to accomplish anywhere access, online meetings, collaboration and co-authoring. A major benefit of moving to Microsoft 365 is the ability to leverage Exchange Online, in place of physical hardware and storage in our datacenter, which provides a one terabyte mailbox for each user that would be unaffordable if the Office continued with an on-site Exchange server. The move to a cloud-based file storage system which is based on the number of users rather than the amount of storage utilized ensures that the agency is able to meet its growing storage needs without having to constantly invest in high dollar capital expenditures and improves our ability to scale without significantly increasing costs over time.

Integration with CDAC eDiscovery system

Working with CDAC on a direct connection will improve the efficiency and coordination with which we download information from the eDiscovery system and lessen the burden on OSPD staff. This connection would allow us a much faster and more automated way to obtain the files from CDAC in lieu of individual staff efforts and allow us to optimize our bandwidth usage.

IT Support

Our current staffing levels for IT support are exceedingly low for the size of our agency. The addition of the requested IT support staff will bring our ratio in line with the industry standard of 1:175. This will allow us to provide a higher quality of service along with a reduced response time as the additional staff will be able to provide better in-person support to the regional offices and also increase the number of staff dedicated to answering calls and emails that come into the helpdesk. The addition of a manager level position will lead to more effective management of projects and upgrades resulting in better quality and execution of strategy.

Security

Having a better informed and trained staff improves the overall security posture of our agency and increases our ability to protect the confidential client information maintained throughout the agency.

Assumptions for Calculations:

- Assume July 01, 2020 start date.
- IT Technician is \$ 3,549, Junior Systems Administrator is \$ 4,451 and Information Manager is \$ 6,998. All are at the minimum for the range and include standard payroll percentages for PERA and Medicare.
- Standard Operating costs are based on Legislative Council common policy standard of \$ 500 for operating, \$ 450 for telephone and \$ 400 for software.
- Capital Outlay is based on Legislative Council common policy standard of \$ 1,200 for a computer and \$ 5,000 for a workstation.

FY 2020-21			
State Expenditures			
Office of the State Public Defender			
	11	# of months used for FTE calculation	
Personnel			
Position Title	FTE (based on months used)	Monthly	Total Pay
IT Technician	0.9	\$3,549	\$38,329
Junior Systems Administrator	0.9	\$4,451	\$48,071
Information Manager	0.9	\$6,998	\$75,578
Subtotal FTE and Pay	2.7		\$161,978
PERA Base	10.90%		\$17,656
Medicare	1.45%		\$2,349
AED	5.00%		\$0
SAED	5.00%		\$0
HLD	\$9,942		\$0
STD	0.17%		\$0
Total Salary			\$181,983
Operating Costs			
Item	Unit Cost	Units	Cost
Operating, regular employee	\$950	3.0	\$2,850
Automation Plan	\$400	3.0	\$1,200
Attorney Registraton Fees	\$190	-	\$0
Capital Outlay	\$6,200	3.0	\$18,600
Leased Space	\$8,742	-	\$0
Total Operating			\$22,650
Total FY 2020-21 Expenditures			\$204,633

FY 2021-22			
State Expenditures			
Office of the State Public Defender			
	12	# of months used for FTE calculation	
Personnel			
Position Title	FTE (based on months used)	Monthly	Total Pay
IT Technician	1.0	\$3,549	\$42,588
Junior Systems Administrator	1.0	\$4,451	\$53,412
Information Manager	1.0	\$6,998	\$83,976
Subtotal FTE and Pay	3.0		\$179,976
PERA Base	10.90%		\$19,617
Medicare	1.45%		\$2,610
AED	5.00%		\$0
SAED	5.00%		\$0
HLD	\$9,942		\$0
STD	0.17%		\$0
Total Salary			\$202,203
Operating Costs			
Item	Unit Cost	Units	Cost
Operating, regular employee	\$950	3.0	\$2,850
Automation / Operating	\$400	3.0	\$1,200
Attorney Registraton Fees	\$190	-	\$0
Capital Outlay	\$6,200	-	\$0
Leased Space	\$8,742	-	\$0
Total Operating			\$4,050
Total FY 2021-22 Expenditures			\$206,253

Consequences if Not Funded:

These needs are critical. Without additional support, we will soon be unable to obtain and maintain the required electronic files necessary to fulfill our mandate.

Impact of electronic discovery on our infrastructure

Without these necessary systems and upgrades, the time it takes to review, manage and obtain the information on a case will impact how effectively our staff can handle each case and potentially the number of cases for which we can provide representation. Without additional support, to meet this need we may need to request a large number of additional FTE dedicated just to the process of downloading and managing discovery. We will also need to request significant additional capital funds to purchase the necessary hardware to store and back up the growing volume of files.

Integration with CDAC eDiscovery system

Without modifications to these processes, additional staff will be required to download and manage the consistently increasing amount of discovery and manage the complicated variety of processes for accessing discovery from CDAC and local prosecutor’s offices.

IT Support

Without additional FTE, our ability to provide timely, effective IT support to everyone in our agency will continue to decrease as the number of staff, cases and clients we serve continues to increase.

Security

Without proper security we risk violating our public trust, exposing confidential information maintained on our cases and increasing the potential liability if a breach were to occur.

Impact to Other State Government Agencies:

As part of this request, we will be creating a new interface to the eDiscovery system. This will have some impact on the Colorado District Attorneys' Council as they will need resources as well to develop and maintain the interface.

Current Statutory Authority or Needed Statutory Change:

Funding for the Office of the State Public Defender is authorized under C.R.S. Title 21. Specifically, the OSPD enabling legislation, C.R.S. 21-1-101(1), states “The general assembly hereby declares that the state public defender at all times shall serve his clients independently of any political considerations or private interest, provide legal services to indigent persons accused of crime that are commensurate with those available to nonindigents, and conduct the office in accordance with the Colorado Rules of Professional Conduct and with the American Bar Association standards relating to the administration of criminal, justice, the defense function.”

Additional Request Information	Yes	No	Additional Information
Is this request driven by a new statutory mandate?		X	
Will this request require a statutory change?		X	
Is this a one-time request?		X	
Will this request involve any IT components?	X		

Schedule 13

Funding Request for the 2020-21 Budget Cycle

Department: Office of the State Public Defender

Request Title: #R-2, IT

Priority Number: 2

Dept. Approval by: Megan A. Ring 10/21/19

OSPB Approval by: N/A

- Decision Item FY 2020-21
 Base Reduction Item FY 2020-21
 Supplemental FY 2019-20
 Budget Amendment FY 2020-21

Line Item Information		FY 2019-20		FY 2020-21		FY 2021-22
		1	2	3	4	5
	Fund	Appropriation FY 2019-20	Supplemental Request FY 2019-20	Base Request FY 2020-21	Funding Change Request FY 2020-21	Continuation Amount FY 2021-22
Total of All Line Items	Total	73,170,047	-	81,127,199	754,745	81,802,174
	FTE	874.8	-	895.5	2.7	898.5
	GF	73,140,047	-	81,097,199	754,745	81,772,174
	GFE	-	-	-	-	-
	CF	30,000	-	30,000	-	30,000
	RF	-	-	-	-	-
	FF	-	-	-	-	-
Judicial Department, Office of the State Public Defender, Personal Services	Total	69,653,973	-	77,606,329	181,983	77,808,532
	FTE	874.8	-	895.5	2.7	898.5
	GF	69,653,973	-	77,606,329	181,983	77,808,532
	GFE	-	-	-	-	-
	CF	-	-	-	-	-
	RF	-	-	-	-	-
	FF	-	-	-	-	-
Judicial Department, Office of the State Public Defender, Operating Expenses	Total	1,839,163	-	1,858,068	2,850	1,860,918
	GF	1,809,163	-	1,828,068	2,850	1,830,918
	GFE	-	-	-	-	-
	CF	30,000	-	30,000	-	30,000
	RF	-	-	-	-	-
	FF	-	-	-	-	-
Judicial Department, Office of the State Public Defender, Capital Outlay	Total	14,109	-	-	18,600	-
	GF	14,109	-	-	18,600	-
	GFE	-	-	-	-	-
	CF	-	-	-	-	-
	RF	-	-	-	-	-
	FF	-	-	-	-	-
Judicial Department, Office of the State Public Defender, Automation Plan	Total	1,662,802	-	1,662,802	551,312	2,132,724
	GF	1,662,802	-	1,662,802	551,312	2,132,724
	GFE	-	-	-	-	-
	CF	-	-	-	-	-
	RF	-	-	-	-	-
	FF	-	-	-	-	-

Letternote Text Revision Required? Yes: No: X If yes, describe the Letternote Text Revision:

Cash or Federal Fund Name and COFRS Fund Number:

Reappropriated Funds Source, by Department and Line Item Name:

Approval by OIT? Yes: No: Not Required: X

Schedule 13s from Affected Departments:

Other Information:

TAB 3



OFFICE OF THE STATE PUBLIC DEFENDER

Megan A. Ring
State Public Defender

*FY 2020-21 Budget Request
November 1, 2019*

Department Priority: 3
Request Title: Social Workers, R#3

Summary of Incremental Funding Change for FY 2020-21	Total Funds	General Fund	FTE
Total	\$ 551,940	\$ 551,940	8.2
<i>Personal Services & Related POTS</i>	\$ 483,990	\$ 483,990	8.2
<i>Operating</i>	\$ 8,550	\$ 8,550	
<i>Capital Outlay</i>	\$ 55,800	\$ 55,800	
<i>Automation Plan</i>	\$ 3,600	\$ 3,600	

Summary of Full Year Annualized Funding for FY 2021-22	Total Funds	General Fund	FTE
Total	\$ 543,530	\$ 543,530	9.0
<i>Personal Services & Related POTS</i>	\$ 531,380	\$ 531,380	9.0
<i>Operating</i>	\$ 8,550	\$ 8,550	
<i>Capital Outlay</i>	\$ 0	\$ 0	
<i>Automation Plan</i>	\$ 3,600	\$ 3,600	

Request Summary:

The Office of the State Public Defender (OSPD) is requesting 8.2 FTE and \$ 551,940 General Fund spending authority for FY 2020-21 and 9.0 FTE and \$ 543,530 for FY 2021-22 and on-going. Our request would fund 1.0 Supervising Social Worker and 8.0 Licensed Social Workers.

Background:

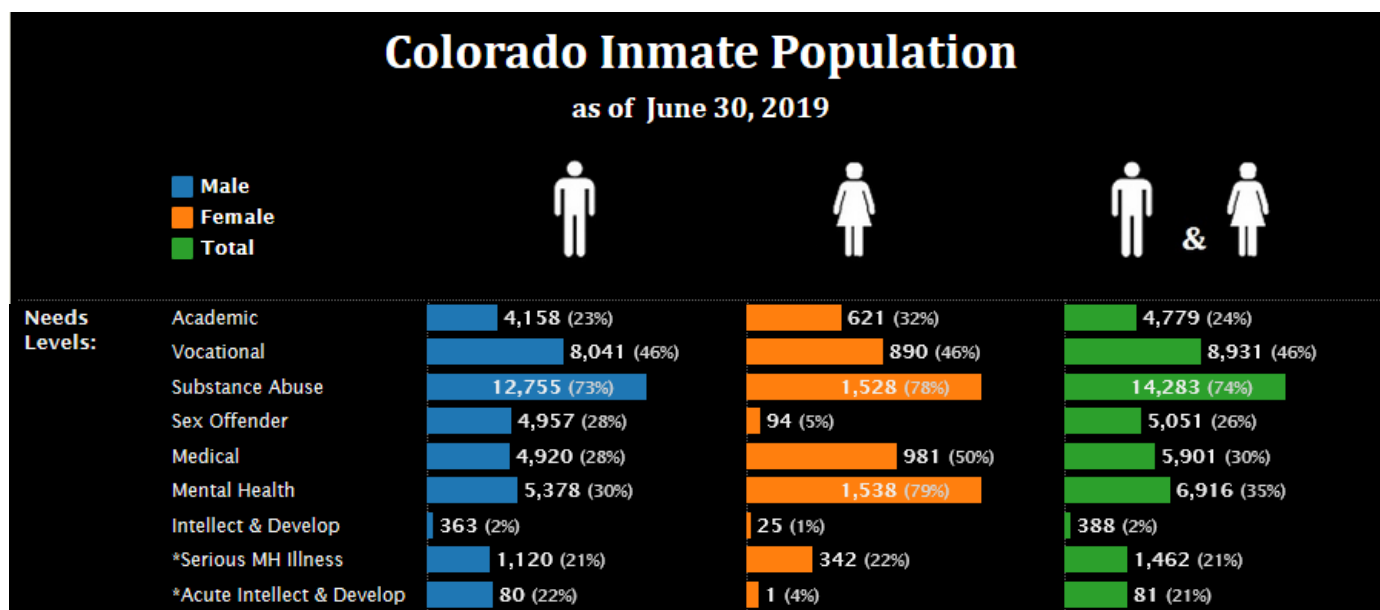
The statutory function of the Office of the State Public Defender is to “provide legal services to indigent persons accused of crime that are commensurate with those available to non-indigents, and conduct the office in accordance with the Colorado Rules of Professional Conduct and with the American Bar Association standards relating to the administration of criminal justice, the defense function.”

The criminal justice system is overburdened with people living with mental illness and substance abuse disorders and persons who have committed poverty-related crimes. These criminal defendants are overwhelmingly represented by public defenders. The OSPD requests 9.0 social worker FTE in order to support the public defenders in addressing these issues, providing effective mitigation to the court and

prosecution, and providing case-management planning in anticipation of release from custody and resolution of the case so that these clients will have healthy and safe outcomes to their criminal justice involvement.

The National Conference of State Legislatures reports in “Mental Health Needs in the Criminal Justice System” that people experiencing a mental health crisis are more likely to encounter police than to get medical help. In addition, The Urban Institute reports that 64% of jail inmates and 56% of state prisoners suffer from a mental health issue.¹

An excerpt from the Colorado Department of Corrections (DOC) Colorado Inmate Population Profile illustrates the underlying needs of Colorado’s prison population. This report shows that 74% of inmates suffer from a substance abuse issue and 56% of inmates suffer from a mental health issue or a serious mental health illness.



To help address the overrepresentation of substance abuse, mental illness, and poverty-related crimes, criminal defense practitioners have sought to include social workers in their work. The public defender social worker emerged as a vital part of the defense team as early as the 1990s when indigent defender agencies acknowledged the unique opportunity the defender has in resolving the antecedent circumstances contributing to a defendant’s involvement in the criminal justice system – drug involvement, mental health issues, homelessness – and the collateral consequences of criminal justice involvement – job loss, housing loss, preparation for release from incarceration. Over the following several decades, indigent defense providers, from small agencies like the Nashville Defenders and the Bronx Defenders to large metropolitan and state-wide public defender systems like the Los Angeles Public Defender, the Defender Association of Philadelphia, and the Kentucky Department of Public Advocacy, established forensic social work programs. While these programs are constituted differently, they all function to provide constitutionally effective indigent defense.

¹ “The Processing and Treatment of Mentally Ill Persons in the Criminal Justice Population. A Scan of Practice and Background Analysis,” Kim, Becker-Cohen, Serakos. Urban Institute, Copyright March 2015.

In Colorado, in addition to OSPD's nascent social work program, other defense-engaged agencies such as the Office of the Alternate Defense Counsel, the Office of Respondent Parents' Counsel, and the Office of the Child's Representative, have all utilized social workers as vital support to the lawyer's role in providing an appropriate assessment and case management/release planning. The work of criminal defense-based social workers in assessing the underlying needs of individuals has the potential to result in cost savings to the state by reducing incarceration while still contributing to public safety by addressing the circumstances contributing to the criminal conduct.

Defense-based social workers assist attorneys in advocating for the needs of individuals by developing case planning recommendations that address issues such as pretrial release, detention, alternative placements, treatment options, appropriate conditions of probation or diversion, and sentencing and post-sentencing options. Social workers are able to help clients navigate the referral process to drug treatment programs, access mental health care, provide employment assistance and also work to preserve housing, as well as address other issues that can render an individual vulnerable to future contact with the justice system.

Defense-based social workers also develop comprehensive biopsychosocial reports and mitigation information to provide context for conduct related to mental health symptoms, substance abuse disorders, intellectual and physical disabilities, and prior trauma, thereby providing public defenders greater understanding of client needs and enhancing the attorneys' ability to present essential information during plea negotiations or during a sentencing hearing. In turn, this information has the potential to assist the prosecutor in arriving at an informed plea offer and the judge in determining an appropriate sentence that meets the rehabilitative needs of a client while still ensuring public safety. Funding the requested social worker FTE positions helps OSPD achieve its goal of providing zealous, and effective assistance of counsel commensurate with counsel available to non-indigents.

H.B. 14-1023 provided OSPD 8.0 FTE social worker positions. These positions have been utilized in juvenile cases where children are facing detention and in serious cases where felony charges are being considered for filing in adult court. Providing this type of confidential case management support for juveniles facing detention and serious criminal charges has impacted the case outcomes of many juveniles.

Last year, the OSPD hired four social workers dedicated to adult cases to add to the one other adult social worker and eight juvenile social workers that OSPD had on staff in the trial offices. The agency distributed those four social workers to cover cases across the state. Unsurprisingly, five adult social workers are insufficient to address the multiple and complicated needs with which public defender clients present. In a review of two months of work of the current OSPD social workers, the social workers are spending almost half of their case-related work on the most serious of felonies. Further, almost 90% of their case-related time is spent on non-drug-related felonies, leaving little time to assist defendants on misdemeanors and drug felonies. The consequence of the scarcity of this resource is that for clients who might be able to address the antecedent circumstances that led to the criminal conduct, they will not get the benefit of OSPD social work because the social workers' time is largely consumed by the most serious cases. Funding these additional positions would provide social work staff the opportunity to provide case planning management (e.g., drug/alcohol treatment, mental health services, housing, employment support) to more cases where those supports might help the defendant live a healthy and law-abiding life and remove them from the criminal justice system entirely.

PERCENTAGE OF TIME SPENT BY CASE TYPE		
Category	Class of Case	Percentage of Time Spent
Drug Felony & Misdemeanors	DF1, DF2, DF4, DM1, DM2, DPO	0.77%
Serious Felonies	F1, F2, F3	28.84%
Less Serious Felonies	F4, F5, F6	15.93%
Misdemeanors	M1, M2, M3	7.54%
DUIs		0.01%
Sentence Revocations and Other Miscellaneous	Felony, Misdemeanor and Juvenile	7.82%
Non-Case Related Work ⁴		39.09%
	TOTAL	100.00%

In light of this limited staffing on adult cases, OSPD also currently lacks the capacity to ensure social work assistance is effectively available in rural jurisdictions throughout the state. For example, the public defender office in Steamboat Springs, which covers cases in Grand, Jackson, Moffat, and Routt counties, had the assistance of a social worker in only *one adult case* during fiscal year 2019-20. Existing capacity does not allow OSPD to adequately provide these services in all jurisdictions equally.

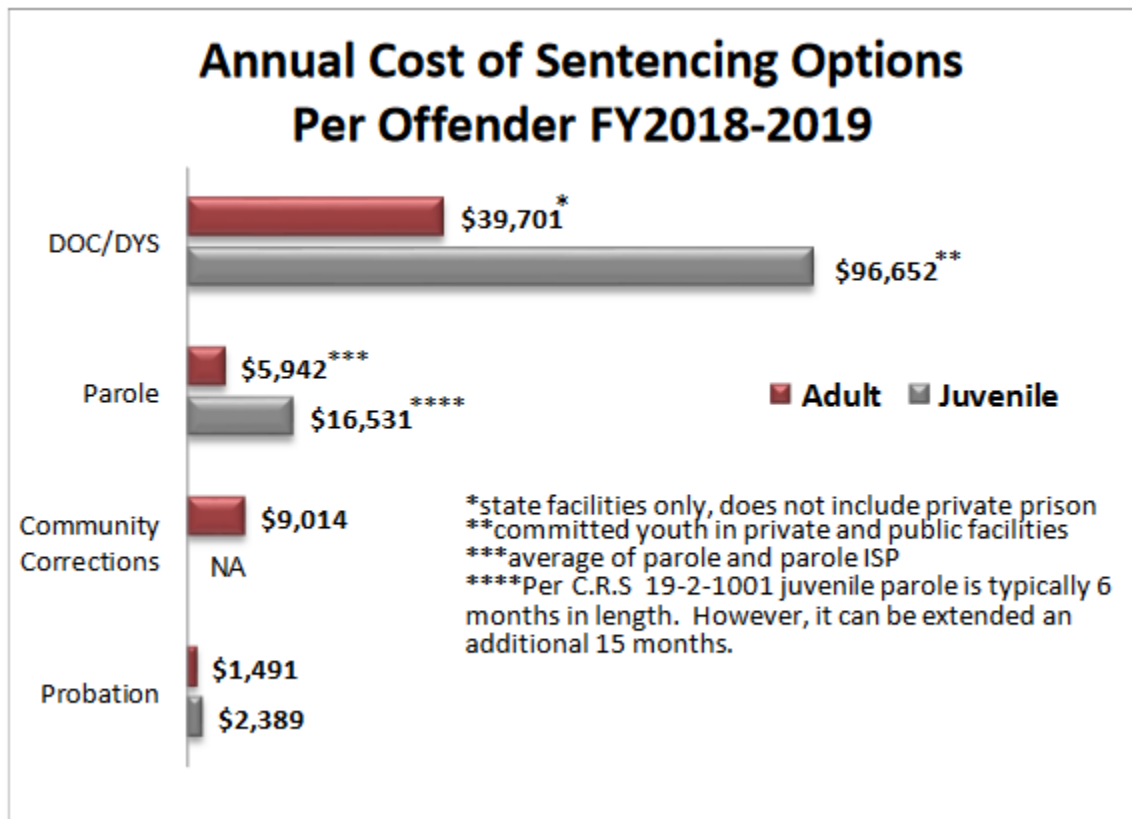
Further, defense-based social workers provide the state an opportunity to save money on incarceration costs. Over the past 3 years, OSPD social workers have worked on a minimum of 1,873 juvenile and adult cases. In the last 6 months of FY19 alone, OSPD staff identified 92 clients whose cases have reached conclusion where the disposition of the case was positively impacted by the biopsychosocial assessments and case management planning conducted by the social worker in some way. Specifically, 23 of these clients had significant, identifiable reductions in sentence related to the social worker's mitigation and case planning which resulted in a theoretic monetary cost savings to the state of more than **\$6,740,905**². Further, an additional source of cost saving for the state is the opportunity to remove the mitigation and treatment planning work from the public defender attorney's workload (a more expensive work force) and assign it to a social worker, a specialist in the work while also being a less expensive work force.

The following is a breakdown of the Annual Cost of Sentencing Options Per Offender for FY2018-2019³ which illustrates the enormous cost savings achieved when appropriate individuals can be diverted to serving a sentence in community corrections or probation.

² This cost saving analysis is based on reductions in length or type of sentence. It was calculated by identifying either the plea negotiation offer before the defense provided the mitigation and case management plan developed by the social worker or the assigned public defender's analysis of typical plea offers and sentences imposed for similar cases in the jurisdiction before contribution by a social worker. That data is then compared with the actual sentence imposed in each case after the social worker's contribution. Where defendants received lesser sentences, the cost of incarceration was calculated for the difference in time between anticipated outcome and outcome after social worker contribution.

³ Office of the State Court Administrator, Division of Probation Services Colorado Probation Fact Sheet FY2018.

⁴ The supervisor would be able to provide the clinical supervision hours required for Licensed Social Workers to obtain clinical status (LCSW). This work is currently being performed by other social workers in addition to casework and accounts for a large part of the 39.09% of work that is non-case-related.



In addition to monetary cost savings, social workers were also able to positively impact cases in incalculable ways. The following examples illustrate how the addition of defense-based social workers positively addresses case outcomes:

- *“The social worker helped get client out of custody and avoid a commitment sentence. This is almost never seen in cases where the DA, DHS, and GAL are advocating for DYS. The social worker spoke to possible placements and was able to obtain information on the placements and a referral from the DHS caseworker. We used the information to convince the judge to order DHS to place [Client], which they did at Turning Point. Client started out with 12 months DYS offer and ended up with reinstatement to probation because she was released from custody, thanks to the social worker’s help.”*
- *“The offer prior to the social worker’s involvement was likely more than 6 years in prison. The social worker met with the client and his wife multiple times during the pendency of the case. Client has mental health and substance abuse issues and required a lot of personalized attention which I would not have been able to give on my own due to my caseload. The social worker gathered all of client’s prior treatment and therapy records, as well as character letters to present to the DA, as well as the community corrections board. While the DA did not change the offer, the community corrections board did. Client was accepted to community corrections despite being rejected multiple times in the past. Client was sentenced to 6 years community corrections.”*

- *“Client was in detention on a trespassing case and could not get out of detention because he had been homeless and mom was resistant to having him home. The social worker was able to connect with a relative and create a release plan. The client was released from detention to the custody of his uncle. The case ended in pre-trial diversion.”*
- *“The social worker was instrumental in getting information from client and his parents, and compiled a report to get this 12 year old a much deserved misdemeanor, to avoid having the felony on his record forever.”*
- *“This was a transfer case. The original offer was a length of commitment that was never fully determined but they were unwilling to come off of that. It is believed that if client would’ve taken the deal at the time, client would have been committed for at least 1 year. The social worker wrote a sentencing memo including significant mitigation. The magistrate commented that he was not committing the client because of the social worker’s sentencing memo. The final sentence was 2 years probation.”*

With the requested 8 Social Worker FTE, OSPD will have a total of 21 trial office social worker FTE positions state-wide. The addition of a Supervising Social Worker provides OSPD the capacity to develop state-wide policies and procedures that govern the work undertaken by the social work team and the ability to design and deliver a comprehensive training program to ensure uniformity in social worker practices across regional offices. The supervisor will also participate in providing guidance in addressing issues such as recognizing and answering ethical questions, and serve as a secondary source to triage cases to assist the line social workers in developing appropriate case plans. Further, the supervisor will develop and deliver a protocol of supervision to ensure that social worker employees are able to comply with the licensing requirements set forth by the Division of Regulatory Agencies and the Colorado Board of Social Work Examiners which require that social workers at the licensed social worker level of licensure only perform clinical work under the clinical supervision of a Licensed Clinical Social Worker.⁴⁵

In addition to the supervisory work outlined above, the social worker supervisor will also address program development issues to identify and put in place relevant data collection procedures that will allow OSPD to measure performance and case outcomes.

Anticipated Outcomes:

The additional social worker FTE positions will allow the office to increase the number of clients served and expand capacity to include those individuals who are charged with lower level felonies and misdemeanors. The additional FTE will also allow OSPD to expand its reach to provide services to individuals who reside in the rural parts of the state. These assessments will provide public defenders with the information necessary to craft individualized case plans for clients through earlier assessment of their issues. In some cases, the courts will receive more comprehensive information regarding an individual that may assist the judge in imposing an appropriate sentence that better serves the individual’s needs.

The potential cost savings to the state is remarkable as illustrated by the mere 23 individuals who received a lesser sentence which resulted in a theoretic monetary cost savings to the state of more than \$6,740,905.

Assumptions for Calculations:

- Assume July 01, 2020 start date.
- All salaries used are at the minimum for their range and include standard payroll percentages for PERA and Medicare.
- Standard operating costs are based on FY20 Legislative Council common policy standard of \$ 500 for operating, \$ 450 for telephone and \$ 400 for software.
- Capital Outlay is based on FY20 Legislative Council common policy standard of \$ 1,200 for a computer and \$ 5,000 for a workstation.

	11	# of months used for FTE calculation	
Personnel			
	FTE (based on months used)	Monthly	Total Pay
Supervising Social Worker	0.9	\$5,302	\$57,262
Licensed Social Worker	7.3	\$4,264	\$373,526
Subtotal FTE and Pay	8.2		\$430,788
PERA Base	10.90%		\$46,956
Medicare	1.45%		\$6,246
Total Salary			\$483,990
Operating Costs			
	Item	Unit Cost	Units
Operating, regular employee	\$950	9.0	\$8,550
Automation	\$400	9.0	\$3,600
Capital Outlay	\$6,200	9.0	\$55,800
Total Operating			\$67,950
Total FY 2020-21 Expenditures			\$551,940

FY 2021-22			
State Expenditures			
Office of the State Public Defender			
	12	# of months used for FTE calculation	
Personnel			
	FTE (based on months used)	Monthly	Total Pay
Supervising Social Worker	1.0	\$5,302	\$63,624
Licensed Social Worker	8.0	\$4,264	\$409,344
Subtotal FTE and Pay	9.0		\$472,968
PERA Base	10.90%		\$51,554
Medicare	1.45%		\$6,858
Total Salary			\$531,380
Operating Costs			
	Item	Unit Cost	Units
Operating, regular employee	\$950	9.0	\$8,550
Automation	\$400	9.0	\$3,600
Capital Outlay	\$6,200	-	\$0
Total Operating			\$12,150
Total FY 2021-22 Expenditures			\$543,530

Consequences if Not Funded:

If this request is not funded, all agencies involved in the criminal justice system would continue operating at the same level. A large number of individuals who would benefit from addressing the underlying needs that contributed to the criminal behavior will continue to receive jail and prison sentences that do little to rehabilitate them. The Department of Corrections will continue to house non-violent individuals whose rehabilitative needs would be better addressed in the community, at a significantly higher cost. Rural communities would continue to be underserved because of travel and resource constraints.

Impact to Other State Government Agencies:

Funding this request will result in a cost savings to the Department of Corrections by diverting prison sentences, or reducing sentence lengths, for appropriate individuals whose rehabilitative needs can be safely supervised in a community setting.

Current Statutory Authority or Needed Statutory Change:

Funding for the Office of the State Public Defender is authorized under C.R.S. Title 21. Specifically, the OSPD enabling legislation, C.R.S. 21-1-101(1), states “The general assembly hereby declares that the state

public defender at all times shall serve his clients independently of any political considerations or private interest, provide legal services to indigent persons accused of crime that are commensurate with those available to non-indigents, and conduct the office in accordance with the Colorado Rules of Professional Conduct and with the American Bar Association standards relating to the administration of criminal, justice, the defense function.”

Additional Request Information	Yes	No	Additional Information
Is this request driven by a new statutory mandate?		X	
Will this request require a statutory change?		X	
Is this a one-time request?		X	
Will this request involve any IT components?		X	

Schedule 13
Funding Request for the 2020-21 Budget Cycle

Department: Office of the State Public Defender

Request Title: #R-3, Social Workers

Priority Number: 3

Dept. Approval by: Megan A. Ring 10/21/19

OSPB Approval by: N/A

- Decision Item FY 2020-21
- Base Reduction Item FY 2020-21
- Supplemental FY 2019-20
- Budget Amendment FY 2020-21

Line Item Information		FY 2019-20		FY 2020-21		FY 2021-22
		1	2	3	4	5
	Fund	Appropriation FY 2019-20	Supplemental Request FY 2019-20	Base Request FY 2020-21	Funding Change Request FY 2020-21	Continuation Amount FY 2021-22
Total of All Line Items	Total	73,170,047	-	81,127,199	551,940	81,670,729
	FTE	874.8	-	895.2	8.2	904.2
	GF	73,140,047	-	81,097,199	551,940	81,640,729
	GFE	-	-	-	-	-
	CF	30,000	-	30,000	-	30,000
	RF	-	-	-	-	-
	FF	-	-	-	-	-
Judicial Department, Office of the State Public Defender, Personal Services	Total	69,653,973	-	77,606,329	483,990	78,137,709
	FTE	874.8	-	895.2	8.2	904.2
	GF	69,653,973	-	77,606,329	483,990	78,137,709
	GFE	-	-	-	-	-
	CF	-	-	-	-	-
	RF	-	-	-	-	-
	FF	-	-	-	-	-
Judicial Department, Office of the State Public Defender, Operating Expenses	Total	1,839,163	-	1,858,068	8,550	1,866,618
	GF	1,809,163	-	1,828,068	8,550	1,836,618
	GFE	-	-	-	-	-
	CF	30,000	-	30,000	-	30,000
	RF	-	-	-	-	-
	FF	-	-	-	-	-
Judicial Department, Office of the State Public Defender, Capital Outlay	Total	14,109	-	-	55,800	-
	GF	14,109	-	-	55,800	-
	GFE	-	-	-	-	-
	CF	-	-	-	-	-
	RF	-	-	-	-	-
	FF	-	-	-	-	-
Judicial Department, Office of the State Public Defender, Automation Plan	Total	1,662,802	-	1,662,802	3,600	1,666,402
	GF	1,662,802	-	1,662,802	3,600	1,666,402
	GFE	-	-	-	-	-
	CF	-	-	-	-	-
	RF	-	-	-	-	-
	FF	-	-	-	-	-

Letternote Text Revision Required? Yes: No: X If yes, describe the Letternote Text Revision:

Cash or Federal Fund Name and COFRS Fund Number:

Reappropriated Funds Source, by Department and Line Item Name:

Approval by OIT? Yes: No: Not Required: X

Schedule 13s from Affected Departments:

Other Information:

TAB 4



OFFICE OF THE STATE PUBLIC DEFENDER

Megan A. Ring
State Public Defender

*FY 2020-21 Budget Request
November 1, 2019*

Department Priority: 4
Request Title: Mandated Costs, R#4

Summary of Incremental Funding Change for FY 2020-21	Total Funds	General Fund	FTE
Total	\$ 431,712	\$ 431,712	0.0
<i>Mandated Costs</i>	\$ 431,712	\$ 431,712	0.0

Summary of Full Year Annualized Funding for FY 2021-22	Total Funds	General Fund	FTE
Total	\$ 519,402	\$ 519,402	0.0
<i>Mandated Costs</i>	\$ 519,402	\$ 519,402	0.0

Request Summary:

The Office of the State Public Defender (OSPD) is requesting 0.0 FTE and \$ 431,712 General Fund spending authority for FY 2020-21 and \$ 519,402 for FY 2021-22 and on-going.

Background:

The statutory function of the Office of the State Public Defender is to “provide legal services to indigent persons accused of crime that are commensurate with those available to non-indigents, and conduct the office in accordance with the Colorado rules of Professional Conduct and with the American Bar Association standards relating to the administration of criminal justice, the defense function.”

The OSPD is required to cover expenses related to mandated costs in every case it represents. These costs are associated with activities, events, and services that accompany court cases and are necessary to ensure a fair and speedy trial and the right to quality legal representation. The necessity and amount charged for these mandated costs are fundamentally beyond our control.

Prior to FY 2016-17, the mandated costs line item included funds for the OSPD to reimburse the district attorneys’ offices for providing discovery. The reimbursement for discovery had grown significantly and by FY16 had exceeded 2 million dollars, accounting for 40 percent of our mandated costs that year. In an attempt to control costs associated with discovery, legislation was passed which diverted all such

reimbursement funds to the Colorado District Attorney’s Council (CDAC) so they could develop an e-Discovery system to enable the prosecutors to provide discovery to our office at no cost.

Despite these costs being eliminated from our budget, we continue to see increases in the remaining items paid out of the mandated costs line. Currently, over 50 percent of our mandated costs are for the production of transcripts of court hearings and another approximately 30 percent of these funds are to hire and pay experts in specialized fields such as mental health and forensics who provide their services to evaluate our clients, consult with our attorneys, and sometimes ultimately testify in court hearings. The remaining 20 percent include payments to interpreters, travel costs for witnesses, out-of-state investigations, records not obtainable through discovery, and the statutorily required payments to PERA when those that have provided their services are retirees (such as court reporters transcribing court hearings). The following table details these mandated expenditures since FY 2013-14.

Mandated Categories	FY 13-14 ACT	FY 14-15 ACT	FY 15-16 ACT	FY 16-17 ACT	FY 17-18 ACT	FY 18-19 ACT
Transcripts	\$1,416,697	\$1,556,613	\$1,659,337	\$1,662,968	\$1,768,138	\$1,902,820
Experts	\$1,054,820	\$1,209,391	\$1,010,174	\$1,076,575	\$1,028,559	\$930,319
Interpreters	\$128,349	\$147,371	\$164,975	\$160,465	\$213,835	\$232,034
Travel	\$214,709	\$142,972	\$195,280	\$232,183	\$214,658	\$213,390
Records	\$116,475	\$153,623	\$174,122	\$175,000	\$168,637	\$202,222
Misc	\$30,660	\$17,931	\$31,003	\$36,139	\$47,987	\$42,171
Totals	\$2,961,710	\$3,227,901	\$3,234,891	\$3,343,330	\$3,441,814	\$3,522,955
<i>Annual Increase</i>		9%	0%	3%	3%	2%
Percentage of Mandated Total	FY 13-14 ACT	FY 14-15 ACT	FY 15-16 ACT	FY 16-17 ACT	FY 17-18 ACT	FY 18-19 ACT
Transcripts	48%	48%	51%	50%	51%	54%
Experts	36%	37%	31%	32%	30%	26%
Interpreters	4%	5%	5%	5%	6%	7%
Travel	7%	4%	6%	7%	6%	6%
Records	4%	5%	5%	5%	5%	6%
Misc	1%	1%	1%	1%	1%	1%
Total Active Cases	142,907	159,814	167,814	175,873	183,078	185,772
Cost Per Case:	FY 13-14 ACT	FY 14-15 ACT	FY 15-16 ACT	FY 16-17 ACT	FY 17-18 ACT	FY 18-19 ACT
Transcripts	\$9.91	\$9.74	\$9.89	\$9.46	\$9.66	\$10.24
Experts	\$7.38	\$7.57	\$6.02	\$6.12	\$5.62	\$5.01
Interpreters	\$0.90	\$0.92	\$0.98	\$0.91	\$1.17	\$1.25
Travel	\$1.50	\$0.89	\$1.16	\$1.32	\$1.17	\$1.15
Records only	\$0.82	\$0.96	\$1.04	\$1.00	\$0.92	\$1.09
Misc	\$0.21	\$0.11	\$0.18	\$0.21	\$0.26	\$0.23
Total	\$20.72	\$20.20	\$19.28	\$19.01	\$18.80	\$18.96

The two most significant factors driving these increases, and consequently our request, is the increase in the number of cases and the shift in case type. Over the past five years, the OSPD has experienced a 30 percent increase in its total active cases. Although the number of misdemeanor and juvenile cases has leveled off, the OSPD has experienced a 50 percent increase in felony filings over the same timeframe.

Felony cases take us longer to work, tend to require more experts, have longer hearings, and involve more witnesses. Court reporters are paid by the page to transcribe these hearings, so longer hearings produce lengthier transcripts than those for non-felony cases and thus result in higher transcription costs.

Furthermore, this surge in felony trial level cases has now begun to impact caseloads and transcript costs in our appellate division. Until FY 2017-18, the number of new appeals filed and the cost for appellate

transcripts had remained stable. However, in FY 2018-19, the division experienced just over a 19 percent increase in their total transcript costs, due to an 8 percent increase in the number of new cases filed and 11 percent increase in the cost of transcripts per appeal. Furthermore, we expect this trend to continue as more felony cases are appealed as a direct result of the increase in felony cases filed at the trial level.

Appellate Division					
Description	FY 14-15	FY 15-16	FY16-17	FY17-18	FY18-19
Transcripts Costs	\$793,367	\$797,263	\$789,821	\$831,411	\$992,002
<i>Annual % change</i>		0.5%	-0.9%	5.3%	19.3%
# Appeals filed	533	511	525	523	563
<i>Annual % change</i>		-4%	3%	0%	8%
Average cost per appeal	\$1,488	\$1,560	\$1,504	\$1,590	\$1,762
<i>Annual % change</i>		5%	-4%	6%	11%

Caseload increases are also impacting the need for more interpreters. We are responsible for hiring and paying for language interpreters for out-of-court discussions with our clients and related witnesses, whereas the courts arrange and pay for interpreters during all in-court hearings. As reported by the Judicial Department in their FY 2019-20 budget request, the Department’s costs for interpreters have almost doubled since FY 2006-07. We have experienced similar increases, totaling 80 percent over the past five years.

Last year our expenditures decreased a small amount in both our expert and travel categories due to timing issues, but this trend is short-lived and we expect costs will rebound this year.

Mandated Categories	FY 17-18	FY 18-19	FY 19-20	FY 20-21	FY 21-22
	ACT	ACT	PROJ	PROJ	PROJ
Transcripts	\$1,768,138	\$1,902,820	\$1,997,961	\$2,057,899	\$2,119,636
Experts	\$1,028,559	\$930,319	\$1,018,860	\$1,018,860	\$1,018,860
Interpreters	\$213,835	\$232,034	\$243,476	\$250,781	\$258,304
Travel	\$214,658	\$213,390	\$219,736	\$226,328	\$233,117
Records	\$168,637	\$202,222	\$208,288	\$214,537	\$224,835
Misc	\$47,987	\$42,171	\$43,436	\$44,739	\$46,081
Totals	\$3,441,814	\$3,522,955	\$3,731,756	\$3,813,143	\$3,900,833
Appropriation	\$3,325,959	\$3,381,431	\$3,381,431	\$3,381,431	\$3,381,431
Shortage	-\$115,855	-\$141,524	-\$350,325	-\$431,712	-\$519,402

Although we have been able to cover shortages the office has experienced in the past few years, we do not foresee the ability to continue this practice. In FY 2020-21 and on-going, we project a shortfall in our existing mandated costs line of \$431,712.

Anticipated Outcomes:

The requested funding will allow the OSPD to provide the necessary services to support its growing caseload and fulfill its statutory requirements.

Assumptions for Calculations:

- Assume caseload will continue to increase as indicated.
- Assume rates are not increased for transcripts, interpreters or experts.
- Assume travel costs continue to increase at 3 percent per year.

- Assume the \$19 dollars per case ratio will remain constant.

Consequences if Not Funded:

If our request is not funded, we will be unable to obtain the required case-related mandated services which will prevent the OSPD from providing effective representation for our clients.

Impact to Other State Government Agencies:

Other state government agencies should not be affected by this request.

Current Statutory Authority or Needed Statutory Change:

Funding for the Office of the State Public Defender is authorized under C.R.S. Title 21. Specifically, the OSPD enabling legislation, C.R.S. 21-1-101(1), states “The general assembly hereby declares that the state public defender at all times shall serve his clients independently of any political considerations or private interest, provide legal services to indigent persons accused of crime that are commensurate with those available to nonindigents, and conduct the office in accordance with the Colorado Rules of Professional Conduct and with the American Bar Association standards relating to the administration of criminal, justice, the defense function.”

Additional Request Information	Yes	No	Additional Information
Is this request driven by a new statutory mandate?		X	
Will this request require a statutory change?		X	
Is this a one-time request?		X	
Will this request involve any IT components?		X	

TAB 5



OFFICE OF THE STATE PUBLIC DEFENDER

Megan A. Ring
State Public Defender

*FY 2020-21 Budget Request
November 1, 2019*

Department Priority: 5
Request Title: Leases, #R-5

Summary of Incremental Funding Change for FY 2020-21	Total Funds	General Fund	FTE
Total	\$ 357,103	\$ 357,103	0.0
<i>Leased Space and Utilities</i>	<i>\$ 357,103</i>	<i>\$ 357,103</i>	

Summary of Full Year Annualized Funding for FY 2021-22	Total Funds	General Fund	FTE
Total	\$ 563,624	\$ 563,624	0.0
<i>Leased Space and Utilities</i>	<i>\$ 563,624</i>	<i>\$ 563,624</i>	

Request Summary:

The Office of the State Public Defender (OSPD) is requesting 0.0 FTE and \$ 357,103 General Fund spending authority for FY 2020-21 and \$ 563,624 in FY 2021-22.

Background:

The statutory function of the Office of the State Public Defender is to “*provide legal services to indigent persons accused of crime that are commensurate with those available to non-indigents, and conduct the office in accordance with the Colorado rules of Professional Conduct and with the American Bar Association standards relating to the administration of criminal justice, the defense function.*”

The OSPD utilizes the services of Jones Lang LaSalle, a brokerage firm contracted by the Office of the State Architect to assist state agencies in the negotiations and contract preparation for the OSPD’s 21 office locations throughout the state. The OSPD relies upon the firm’s knowledge and expertise in the real estate market to ensure our leases are in compliance with statewide standards and take advantage of market conditions.

Ten years ago Colorado was in a recession. Consequently, we were able to obtain leases with unusually favorable terms. Many of our leases were negotiated with very modest rates and lease escalation clauses. Over the past few years, almost all of our leases have required re-negotiation to add additional space or to address the expiration of the lease term either by lease renewals or relocation of the office. Because the current Colorado economy is strong, rental rates have increased dramatically and built-in escalation clauses

have been difficult to negotiate with such low terms. Although the OSPD has received funding in recent years through the standard lease rates for fiscal notes as FTE were added, no request has been made to address the rising market rates and lease escalators.

The table below identifies lease expenditures and projections through FY 2021-22. As the table shows, starting next year, our current appropriation of 7.1 million will not be adequate.

Expenditures	FY19	FY20 Proj	FY21 Proj	FY22 Proj
Lease Payments	\$6,648,737	\$6,836,713	\$7,326,620	\$7,556,994
Utilities, Maintenance, Moving	\$169,988	\$300,959	\$171,740	\$147,887
Total Expenditures	\$6,818,725	\$7,137,672	\$7,498,360	\$7,704,881
Appropriation	\$6,966,147	\$7,141,257	\$7,141,257	\$7,141,257
Difference	\$147,422	\$3,585	-\$357,103	-\$563,624

Anticipated Outcomes:

This request will enable the OSPD to meet its leased space contractual obligations for FY 2020-21 and FY 2021-22. Without additional funding, our Leased Space line appropriation will not allow us to meet our contractual obligations.

Assumptions for Calculations:

- Our projections use data tied to existing leases
- Assume existing leases will accommodate current staff

Consequences if Not Funded:

If the request is not funded, we will not have the required resources to cover the agency’s leases in FY 2020-21 or FY 2021-22.

Impact to Other State Government Agencies:

Other state government agencies should not be affected by this request.

Current Statutory Authority or Needed Statutory Change:

Funding for the Office of the State Public Defender is authorized under C.R.S. Title 21. Specifically, the OSPD enabling legislation, C.R.S. 21-1-101(1), states “The general assembly hereby declares that the state public defender at all times shall serve his clients independently of any political considerations or private interest, provide legal services to indigent persons accused of crime that are commensurate with those available to nonindigents, and conduct the office in accordance with the Colorado Rules of Professional Conduct and with the American Bar Association standards relating to the administration of criminal, justice, the defense function.”

Additional Request Information	Yes	No	Additional Information
Is this request driven by a new statutory mandate?		X	
Will this request require a statutory change?		X	
Is this a one-time request?		X	
Will this request involve any IT components?		X	

TAB 6



OFFICE OF THE STATE PUBLIC DEFENDER

Megan A. Ring
State Public Defender

*FY 2020-21 Budget Request
November 1, 2019*

Department Priority: 6
Request Title: Golden Courtroom Staffing, #R-6

Summary of Incremental Funding Change for FY 2020-21	Total Funds	General Fund	FTE
Total	\$ 115,941	\$ 115,941	1.6
<i>Personal Services & Related POTS</i>	\$ 101,191	\$ 101,191	1.6
<i>Operating Expenses</i>	\$ 1,520	\$ 1,520	
<i>Capital Outlay</i>	\$ 12,400	\$ 12,400	
<i>Automation Plan</i>	\$ 640	\$ 640	
<i>Attorney Registration Fees</i>	\$ 190	\$ 190	

Summary of Full Year Annualized Funding for FY 2021-22	Total Funds	General Fund	FTE
Total	\$ 103,541	\$ 103,541	1.6
<i>Personal Services & Related POTS</i>	\$ 101,191	\$ 101,191	1.6
<i>Operating Expenses</i>	\$ 1,520	\$ 1,520	
<i>Capital Outlay</i>	\$ 0	\$ 0	
<i>Automation Plan</i>	\$ 640	\$ 640	
<i>Attorney Registration Fees</i>	\$ 190	\$ 190	

Request Summary:

The Office of the State Public Defender (OSPD) is requesting 1.6 FTE and \$ 115,941 in General Fund spending authority for FY 2020-21, annualized to 1.6 FTE and \$ 103,541 for FY 2021-22, to address staffing and funding requirements necessary to comply with constitutional, statutory and other obligations for indigent defense. Our request includes 1.0 trial attorney FTE, 0.3 investigator FTE and 0.3 administrative staff FTE.

Background:

The statutory function of the Office of the State Public Defender is to “provide legal services to indigent persons accused of crime that are commensurate with those available to non-indigents, and conduct the office in accordance with the Colorado rules of Professional Conduct and with the American Bar Association standards relating to the administration of criminal justice, the defense function.”

In order to comply with our statutory function, the OSPD must have the resources and staffing levels to meet the requirements of providing effective representation. One factor that greatly affects our ability to provide coverage is the addition of new courtrooms in which we are expected to appear.

When S.B. 19-043 was enacted during the 2019 Legislative session, the Judicial Department requested and received 15 new district court judges and 46 associated staff, for a total of 61 staff. One of these new judgeships was created in the 1st Judicial District. The original fiscal impact we conveyed for the 1st Judicial District was for one attorney and support staff. Subsequent information provided by the Judicial Department stated that this new district court judge would handle probate cases only. As a result of this assertion, our staffing request for the 1st Judicial District was eliminated, while the fiscal note stated any changes to the actual docket for the new judge or other docket changes could precipitate the need for staffing and associated funding.

Shortly after S.B. 19-043 went into effect on July 01, 2019, we were notified by the Chief Judge in the 1st Judicial District of their plans to change the assignment for this new judge from probate to a mixed docket including criminal cases. We received confirmation of this change in late September 2019 along with the expected start date of late January or early February 2020.

We are currently staffed at approximately 76 percent of full staffing in our 1st Judicial District Office and are projected to fall to 73 percent in FY21. This exceedingly low staffing level prevents us from having the flexibility to cover this change to these docket assignments within existing resources.

These changes compel us not only to request staffing for FY 2020-21 but also, in light of the speed at which these docket changes are occurring, we plan to request a supplemental to cover related expenses for FY 2019-20.

Anticipated Outcomes:

The OSPD anticipates that the additional FTE and requested funding will allow the OSPD to staff the new cases that will be heard as a result of the new docket assignment. Maintaining this minimal level of required resources will allow the OSPD to more efficiently and effectively meet its constitutional and statutory mandates.

Assumptions for Calculation:

- Assume supplemental proposed for FY 2019-20 funding will be received. Consequently, included twelve months in year 1 of this decision item, as opposed to the customary 11 months.
- Attorney salary is \$5,355, Investigator is \$4,379 and Administrative Assistant is \$2,790. All are at the minimum for the range and include standard payroll percentages for PERA and Medicare.
- Standard Operating costs are based on FY20 Legislative Council common policy standard of \$500 for operating, \$450 for telephone and \$400 for software.
- Capital Outlay is based on FY20 Legislative Council common policy standard of \$1,200 for a computer and \$5,000 for a workstation.
- Attorney Registration fees are included for Attorneys.

FY 2020-21			
State Expenditures			
Office of the State Public Defender			
	12	# of months used for FTE calculation	
Personnel			
Position Title	FTE (based on months used)	Monthly	Total Pay
Deputy State Public Defender	1.0	\$5,355	\$64,260
Investigator	0.3	\$4,379	\$15,764
Administrative Assistant	0.3	\$2,790	\$10,044
Subtotal FTE and Pay	1.6		\$90,068
PERA Base	10.90%		\$9,817
Medicare	1.45%		\$1,306
AED	5.00%		\$0
SAED	5.00%		\$0
HLD	\$9,942		\$0
STD	0.17%		\$0
Total Salary			\$101,191
Operating Costs			
Item	Unit Cost	Units	Cost
Operating, regular employee	\$950	1.6	\$1,520
Automation / Operating	\$400	1.6	\$640
Attorney Registraton Fees	\$190	1.0	\$190
Capital Outlay	\$6,200	2.0	\$12,400
Leased Space	\$8,742	-	\$0
Total Operating			\$14,750
Total FY 2020-21 Expenditures			\$115,941

FY 2021-22			
State Expenditures			
Office of the State Public Defender			
	12	# of months used for FTE calculation	
Personnel			
Position Title	FTE (based on months used)	Monthly	Total Pay
Deputy State Public Defender	1.0	\$5,355	\$64,260
Investigator	0.3	\$4,379	\$15,764
Administrative Assistant	0.3	\$2,790	\$10,044
Subtotal FTE and Pay	1.6		\$90,068
PERA Base	10.90%		\$9,817
Medicare	1.45%		\$1,306
AED	5.00%		\$0
SAED	5.00%		\$0
HLD	\$9,942		\$0
STD	0.17%		\$0
Total Salary			\$101,191
Operating Costs			
Item	Unit Cost	Units	Cost
Operating, regular employee	\$950	1.6	\$1,520
Automation / Operating	\$400	1.6	\$640
Attorney Registraton Fees	\$190	1.0	\$190
Capital Outlay	\$6,200	-	\$0
Leased Space	\$8,742	-	\$0
Total Operating			\$2,350
Total FY 2021-22 Expenditures			\$103,541

Consequences if Not Funded:

First, failure to fund the request means the OSPD’s ability to provide for the continued representation of clients as directed by the federal and state constitutions and Colorado statutes, as well as our ability to provide representation in accordance with the Colorado Rules of Professional Conduct and the American Bar Associations Standards, will be further impeded.

Second, failure to fund the request will lead to understaffing of the new district court division. This in turn puts OSPD attorneys in the position of possibly being subject to disciplinary actions and/or rulings of ineffective assistance of counsel for Public Defender clients, which would result in more cases coming through the court system and could also result in new trials being ordered.

Impact to Other State Government Agencies:

Failure to fund this request may cause delays in court proceedings due to our inability to cover the required number of cases in all the criminal courtrooms in the 1st Judicial District. Delays could affect scheduling and workloads in the Colorado Judicial Department and District Attorney’s Office. Adequate staffing allows us to achieve our constitutional, statutory and ethical charges to provide legal services to indigent persons accused of crime that are commensurate with those available to non-indigents.

Current Statutory Authority or Needed Statutory Change:

Funding for the Office of the State Public Defender is authorized under C.R.S. Title 21. Specifically, the OSPD enabling legislation, C.R.S. 21-1-101(1), states “the general assembly hereby declares that the state public defender at all times shall serve his clients independently of any political considerations or private interest, provide legal services to indigent persons accused of crime that are commensurate with those available to nonindigents, and conduct the office in accordance with the Colorado Rules of Professional Conduct and with the American Bar Association standards relating to the administration of criminal, justice, the defense function.”

Additional Request Information	Yes	No	Additional Information
Is this request driven by a new statutory mandate?		X	
Will this request require a statutory change?		X	
Is this a one-time request?		X	
Will this request involve any IT components?		X	

TAB 7

**SUMMARY SCHEDULES
AND TABLES**

SUMMARY SCHEDULES AND TABLES

Summary by Long Bill Group, <u>Schedule 2</u>	tab 8
Line Item by Year, <u>Schedule 3</u>	tab 9
Line Item to Statute, <u>Schedule 5</u>	tab 10
Special Bills Summary, <u>Schedule 6</u>	tab 11
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POTS Tables	tab 13
Position and Object Code Detail, <u>Schedule 14</u>	tab 14

TAB 8

Office of the State Public Defender FY 2020-21	Schedule 2
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	Total Funds	FTE	General Fund	Cash Funds	Reappropriated Funds	Federal Funds
FY 2016-17 Actuals	\$86,085,599	761.1	\$85,992,418	\$93,181	\$0	\$0
FY 2017-18 Actuals	\$89,043,293	779.9	\$88,917,658	\$125,635	\$0	\$0
FY 2018-19 Actuals	\$97,014,995	811.7	\$96,827,810	\$187,185	\$0	\$0
FY 2019-20 Appropriation	\$107,392,414	889.1	\$107,337,414	\$55,000	\$0	\$0
FY 2020-21 Request	\$117,397,730	962.7	\$117,342,730	\$55,000	\$0	\$0

Footnote Transfer Review and Compliance Check			
	<u>FY 2016-17</u>	<u>FY 2017-18</u>	<u>FY 2018-19</u>
Total Transfers	\$0	\$0	\$0
Total Appropriation	\$86,669,239	\$89,723,459	\$97,453,793
Percent of Appropriation	0.0%	0.0%	0.0%
Allowed Under Footnote	2.5%	2.5%	2.5%

Transfer Detail (negative = transfer out, positive = transfer in)			
	FY17	FY18	FY19
Personal Services	(\$400,000)	(\$466,000)	(\$850,000)
Operating Expenses	(\$75,000)	\$50,000	\$30,000
Leased Space/Utilities	(\$300,000)	\$0	\$0
Automation Plan	\$300,000	\$300,000	\$670,000
Mandated Costs	\$475,000	\$116,000	\$150,000
Net:	\$0	\$0	\$0

TAB 9

Office of the State Public Defender FY 2020-21

Schedule 3

Long Bill Line Item	Total Funds	FTE	General Fund	Cash Funds	Reappropriated Funds	Federal Funds
Personal Services						
FY 2017-18 Actual						
FY 2017-18 Long Bill, S.B. 17-254	\$62,188,595	809.1	\$62,188,595	\$0	\$0	\$0
FY 2017-18 Appropriation	\$62,188,595	809.1	\$62,188,595	\$0	\$0	\$0
FY 2017-18 Allocated Pots	\$13,855,358	0.00	\$13,855,358	\$0	\$0	\$0
Year End Transfers	(\$466,000)	0.00	(\$466,000)	\$0	\$0	\$0
FY 2017-18 Available Spending Authority	\$75,577,953	809.1	\$75,577,953	\$0	\$0	\$0
FY 2017-18 Expenditures	\$75,192,074	779.9	\$75,192,074	\$0	\$0	\$0
FY 2017-18 Reversion \ (Overexpenditure)	\$385,879	29.2	\$385,879	\$0	\$0	\$0
FY 2018-19 Actual						
FY 2018-19 Long Bill, H.B. 18-1322	\$67,258,601	869.5	\$67,258,601	\$0	\$0	\$0
FY 2018-19 Appropriation	\$67,258,601	869.5	\$67,258,601	\$0	\$0	\$0
FY 2018-19 Allocated Pots	\$15,655,187	0.00	\$15,655,187	\$0	\$0	\$0
Year End Transfers	(\$850,000)	0.00	(\$850,000)	\$0	\$0	\$0
FY 2018-19 Available Spending Authority	\$82,063,788	869.5	\$82,063,788	\$0	\$0	\$0
FY 2018-19 Expenditures	\$81,878,737	811.4	\$81,878,737	\$0	\$0	\$0
FY 2018-19 Reversion \ (Overexpenditure)	\$185,051	58.1	\$185,051	\$0	\$0	\$0
FY 2019-20 Appropriation						
FY 2019-20 Long Bill, S.B. 19-207	\$69,653,973	874.8	\$69,653,973	\$0	\$0	\$0
Special Bill 19-034, Judges bill	\$847,159	14.0	\$847,159	\$0	\$0	\$0
Special Bill 19-223, Competency bill	\$0	0.0	\$0	\$0	\$0	\$0
FY 2019-20 Salary Survey allocated to Personal Services	\$4,539,548	0.0	\$4,539,548	\$0	\$0	\$0
FY 2019-20 Merit allocated to Personal Services	\$2,185,039	0.0	\$2,185,039	\$0	\$0	\$0
FY 2019-20 Base Request	\$77,225,719	888.8	\$77,225,719	\$0	\$0	\$0
FY 2019-20 Total Appropriation	\$77,225,719	888.8	\$77,225,719	\$0	\$0	\$0
FY 2020-21 Request						
FY 2019-20 Total Appropriation	\$77,225,719	888.8	\$77,225,719	\$0	\$0	\$0
Annualization Special Bill 19-034, Judges bill	\$348,977	5.9	\$348,977	\$0	\$0	\$0
Annualization Special Bill 19-223, Competency bill	\$0	0.0	\$0	\$0	\$0	\$0
Annualization, #R-1, Attorney Salary Survey	\$0	0.0	\$0	\$0	\$0	\$0
Annualization, #R-2, Refinance of Denver Criminal Court Grant	\$15,496	0.3	\$15,496	\$0	\$0	\$0

Office of the State Public Defender FY 2020-21

Schedule 3

Long Bill Line Item	Total Funds	FTE	General Fund	Cash Funds	Reappropriated Funds	Federal Funds
Annualization, #R-3, Arapahoe Courtroom Staffing	\$7,748	0.1	\$7,748	\$0	\$0	\$0
Annualization, #R-4, IT Security	\$8,389	0.1	\$8,389	\$0	\$0	\$0
FY 2020-21 Base Request	\$77,606,329	895.2	\$77,606,329	\$0	\$0	\$0
#R-1, OSPD Staffing Requirements	\$3,581,835	54.7	\$3,581,835	\$0	\$0	\$0
#R-2, IT	\$181,983	2.7	\$181,983	\$0	\$0	\$0
#R-3, Social Workers	\$483,990	8.2	\$483,990	\$0	\$0	\$0
#R-4, Mandated Costs	\$0	-	\$0	\$0	\$0	\$0
#R-5, Leases	\$0	-	\$0	\$0	\$0	\$0
#R-6, Golden Courtroom Staffing	\$101,191	1.6	\$101,191	\$0	\$0	\$0
FY 2020-21 Total Request	\$81,955,328	962.4	\$81,955,328	\$0	\$0	\$0
FY 2019-20 Total Appropriation	\$77,225,719	888.8	\$77,225,719	\$0	\$0	\$0
FY 2020-21 Base Request	\$77,606,329	895.2	\$77,606,329	\$0	\$0	\$0
FY 2020-21 Total Request	\$81,955,328	962.4	\$81,955,328	\$0	\$0	\$0
Percentage Change FY 2019-20 to FY 2020-21	6.12%	8.28%	6.12%	0.00%	0.00%	0.00%

Office of the State Public Defender FY 2020-21

Schedule 3

Long Bill Line Item	Total Funds	FTE	General Fund	Cash Funds	Reappropriated Funds	Federal Funds
Health Life and Dental						
FY 2017-18 Actual						
FY 2017-18 Long Bill, S.B. 17-254	\$6,781,728	0.0	\$6,781,728	\$0	\$0	\$0
FY 2017-18 Appropriation	\$6,781,728	0.0	\$6,781,728	\$0	\$0	\$0
FY 2017-18 Allocated Pots	(\$6,781,728)	0.0	(\$6,781,728)	\$0	\$0	\$0
FY 2017-18 Available Spending Authority	\$0	0.0	\$0	\$0	\$0	\$0
FY 2017-18 Expenditures	\$0	0.0	\$0	\$0	\$0	\$0
FY 2017-18 Reversion \ (Overexpenditure)	\$0	0.0	\$0	\$0	\$0	\$0
FY 2018-19 Actual						
FY 2018-19 Long Bill, H.B. 18-1322	\$7,657,623	0.0	\$7,657,623	\$0	\$0	\$0
FY 2018-19 Appropriation	\$7,657,623	0.0	\$7,657,623	\$0	\$0	\$0
FY 2018-19 Allocated Pots	(\$7,657,623)	0.0	(\$7,657,623)	\$0	\$0	\$0
FY 2018-19 Available Spending Authority	\$0	0.0	\$0	\$0	\$0	\$0
FY 2018-19 Expenditures	\$0	0.0	\$0	\$0	\$0	\$0
FY 2018-19 Reversion \ (Overexpenditure)	\$0	0.0	\$0	\$0	\$0	\$0
FY 2019-20 Appropriation						
FY 2019-20 Long Bill, S.B. 19-207	\$8,556,670	0.0	\$8,556,670	\$0	\$0	\$0
Special Bill 19-034, Judges bill	\$137,858	0.0	\$137,858	\$0	\$0	\$0
Special Bill 19-223, Competency bill	\$0	0.0	\$0	\$0	\$0	\$0
FY 2019-20 Base Request	\$8,694,528	0.0	\$8,694,528	\$0	\$0	\$0
FY 2019-20 Total Appropriation	\$8,694,528	0.0	\$8,694,528	\$0	\$0	\$0
FY 2020-21 Request						
FY 2019-20 Total Appropriation	\$8,694,528	0.0	\$8,694,528	\$0	\$0	\$0
Annualization Special Bill 19-034, Judges bill	\$58,097	0.0	\$58,097	\$0	\$0	\$0
Annualization Special Bill 19-223, Competency bill	\$0	0.0	\$0	\$0	\$0	\$0
Annualization, #R-1, Attorney Salary Survey	\$0	0.0	\$0	\$0	\$0	\$0
Annualization, #R-2, Refinance of Denver Criminal Court Grant	\$0	0.0	\$0	\$0	\$0	\$0
Annualization, #R-3, Arapahoe Courtroom Staffing	\$0	0.0	\$0	\$0	\$0	\$0
Annualization, #R-4, IT Security	\$0	0.0	\$0	\$0	\$0	\$0
Total Compensation Common Policy	\$272,228	0.0	\$272,228	\$0	\$0	\$0
FY 2020-21 Base Request	\$9,024,853	0.0	\$9,024,853	\$0	\$0	\$0

Office of the State Public Defender FY 2020-21

Schedule 3

Long Bill Line Item	Total Funds	FTE	General Fund	Cash Funds	Reappropriated Funds	Federal Funds
#R-1, OSPD Staffing Requirements	\$596,520	-	\$596,520	\$0	\$0	\$0
#R-2, IT	\$0	-	\$0	\$0	\$0	\$0
#R-3, Social Workers	\$0	-	\$0	\$0	\$0	\$0
#R-4, Mandated Costs	\$0	-	\$0	\$0	\$0	\$0
#R-5, Leases	\$0	-	\$0	\$0	\$0	\$0
#R-6, Golden Courtroom Staffing	\$0	-	\$0	\$0	\$0	\$0
FY 2020-21 Total Request	\$9,621,373	0.0	\$9,621,373	\$0	\$0	\$0
FY 2019-20 Total Appropriation	\$8,694,528	0.0	\$8,694,528	\$0	\$0	\$0
FY 2020-21 Base Request	\$9,024,853	0.0	\$9,024,853	\$0	\$0	\$0
FY 2020-21 Total Request	\$9,621,373	0.0	\$9,621,373	\$0	\$0	\$0
Percentage Change FY 2019-20 to FY 2020-21	10.66%	0.0	10.66%	0.00%	0.00%	0.00%

Office of the State Public Defender FY 2020-21

Schedule 3

Long Bill Line Item	Total Funds	FTE	General Fund	Cash Funds	Reappropriated Funds	Federal Funds
Short Term Disability						
FY 2017-18 Actual						
FY 2017-18 Long Bill, S.B. 17-254	\$104,089	0.0	\$104,089	\$0	\$0	\$0
FY 2017-18 Appropriation	\$104,089	0.0	\$104,089	\$0	\$0	\$0
FY 2017-18 Allocated POTS	(\$104,089)	0.0	(\$104,089)	\$0	\$0	\$0
FY 2017-18 Available Spending Authority	\$0	0.0	\$0	\$0	\$0	\$0
FY 2017-18 Expenditures	\$0	0.0	\$0	\$0	\$0	\$0
FY 2017-18 Reversion \ (Overexpenditure)	\$0	0.0	\$0	\$0	\$0	\$0
FY 2018-19 Actual						
FY 2018-19 Long Bill, H.B. 18-1322	\$102,322	0.0	\$102,322	\$0	\$0	\$0
FY 2018-19 Appropriation	\$102,322	0.0	\$102,322	\$0	\$0	\$0
FY 2018-19 Allocated POTS	(\$102,322)	0.0	(\$102,322)	\$0	\$0	\$0
FY 2018-19 Available Spending Authority	\$0	0.0	\$0	\$0	\$0	\$0
FY 2018-19 Expenditures	\$0	0.0	\$0	\$0	\$0	\$0
FY 2018-19 Total Appropriation	\$0	0.0	\$0	\$0	\$0	\$0
FY 2019-20 Appropriation						
FY 2019-20 Long Bill, S.B. 19-207	\$114,545	0.0	\$114,545	\$0	\$0	\$0
Special Bill 19-034, Judges bill	\$1,438	0.0	\$1,438	\$0	\$0	\$0
Special Bill 19-223, Competency bill	\$0	0.0	\$0	\$0	\$0	\$0
Total Compensation Common Policy	\$0	0.0	\$0	\$0	\$0	\$0
FY 2019-20 Base Request	\$115,983	0.0	\$115,983	\$0	\$0	\$0
	\$0	0.0	\$0	\$0	\$0	\$0
#R-3, Arapahoe Courtroom Staffing	\$0	0.0	\$0	\$0	\$0	\$0
#R-2, Refinance of Denver Criminal Court Grant	\$0	0.0	\$0	\$0	\$0	\$0
FY 2019-20 Total Appropriation	\$115,983	0.0	\$115,983	\$0	\$0	\$0
FY 2020-21 Request						
FY 2018-19 Total Appropriation	\$115,983	0.0	\$115,983	\$0	\$0	\$0
Annualization Special Bill 19-034, Judges bill	\$594	0.0	\$594	\$0	\$0	\$0
Annualization Special Bill 19-223, Competency bill	\$0	0.0	\$0	\$0	\$0	\$0
Annualization, #R-1, Attorney Salary Survey	\$0	0.0	\$0	\$0	\$0	\$0
Annualization, #R-2, Refinance of Denver Criminal Court Grant	\$0	0.0	\$0	\$0	\$0	\$0

Office of the State Public Defender FY 2020-21

Schedule 3

Long Bill Line Item	Total Funds	FTE	General Fund	Cash Funds	Reappropriated Funds	Federal Funds
Annualization, #R-3, Arapahoe Courtroom Staffing	\$0	0.0	\$0	\$0	\$0	\$0
Annualization, #R-4, IT Security	\$0	0.0	\$0	\$0	\$0	\$0
Total Compensation Common Policy	\$3,415	0.0	\$3,415	\$0	\$0	\$0
FY 2020-21 Base Request	\$119,992	0.0	\$119,992	\$0	\$0	\$0
#R-1, OSPD Staffing Requirements	\$5,420	-	\$5,420	\$0	\$0	\$0
#R-2, IT	\$0	-	\$0	\$0	\$0	\$0
#R-3, Social Workers	\$0	-	\$0	\$0	\$0	\$0
#R-4, Mandated Costs	\$0	-	\$0	\$0	\$0	\$0
#R-5, Leases	\$0	-	\$0	\$0	\$0	\$0
#R-6, Golden Courtroom Staffing	\$0	-	\$0	\$0	\$0	\$0
FY 2020-21 Total Request	\$125,412	0.0	\$125,412	\$0	\$0	\$0
FY 2019-20 Total Appropriation	\$115,983	0.0	\$115,983	\$0	\$0	\$0
FY 2020-21 Base Request	\$119,992	0.0	\$119,992	\$0	\$0	\$0
FY 2020-21 Total Request	\$125,412	0.0	\$125,412	\$0	\$0	\$0
Percentage Change FY 2019-20 to FY 2020-21	8.13%	0.0	8.13%	0.00%	0.00%	0.00%

Office of the State Public Defender FY 2020-21

Schedule 3

Long Bill Line Item	Total Funds	FTE	General Fund	Cash Funds	Reappropriated Funds	Federal Funds
S.B. 04-257 AED						
FY 2017-18 Actual						
FY 2017-18 Long Bill, S.B. 17-254	\$2,739,179	0.0	\$2,739,179	\$0	\$0	\$0
FY 2017-18 Appropriation	\$2,739,179	0.0	\$2,739,179	\$0	\$0	\$0
FY 2017-18 Allocated POTS	(\$2,739,179)	0.0	(\$2,739,179)			
FY 2017-18 Available Spending Authority	\$0	0.0	\$0	\$0	\$0	\$0
FY 2017-18 Expenditures	\$0	0.0	\$0	\$0	\$0	\$0
FY 2017-18 Reversion \ (Overexpenditure)	\$0	0.0	\$0	\$0	\$0	\$0
FY 2018-19 Actual						
FY 2018-19 Long Bill, H.B. 18-1322	\$3,009,481	0.0	\$3,009,481	\$0	\$0	\$0
FY 2018-19 Appropriation	\$3,009,481	0.0	\$3,009,481	\$0	\$0	\$0
FY 2018-19 Allocated POTS	(\$3,009,481)	0.0	(\$3,009,481)			
FY 2018-19 Available Spending Authority	\$0	0.0	\$0	\$0	\$0	\$0
FY 2018-19 Expenditures	\$0	0.0	\$0	\$0	\$0	\$0
FY 2018-19 Reversion \ (Overexpenditure)	\$0	0.0	\$0	\$0	\$0	\$0
FY 2019-20 Appropriation						
FY 2019-20 Long Bill, S.B. 19-207	\$3,368,980	0.0	\$3,368,980	\$0	\$0	\$0
Special Bill 19-034, Judges bill	\$37,870	0.0	\$37,870	\$0	\$0	\$0
Special Bill 19-223, Competency bill	\$0	0.0	\$0	\$0	\$0	\$0
FY 2019-20 Base Request	\$3,406,850	0.0	\$3,406,850	\$0	\$0	\$0
FY 2019-20 Total Appropriation	\$3,406,850	0.0	\$3,406,850	\$0	\$0	\$0
FY 2020-21 Request						
FY 2019-20 Total Appropriation	\$3,406,850	0.0	\$3,406,850	\$0	\$0	\$0
Annualization Special Bill 19-034, Judges bill	\$15,600	0.0	\$15,600	\$0	\$0	\$0
Annualization Special Bill 19-223, Competency bill	\$0	0.0	\$0	\$0	\$0	\$0
Annualization, #R-1, Attorney Salary Survey	\$0	0.0	\$0	\$0	\$0	\$0
Annualization, #R-2, Refinance of Denver Criminal Court Grant	\$0	0.0	\$0	\$0	\$0	\$0
Annualization, #R-3, Arapahoe Courtroom Staffing	\$0	0.0	\$0	\$0	\$0	\$0
Annualization, #R-4, IT Security	\$0	0.0	\$0	\$0	\$0	\$0
Total Compensation Common Policy	\$100,440	0.0	\$100,440	\$0	\$0	\$0
FY 2020-21 Base Request	\$3,522,890	0.0	\$3,522,890	\$0	\$0	\$0

Office of the State Public Defender FY 2020-21

Schedule 3

Long Bill Line Item	Total Funds	FTE	General Fund	Cash Funds	Reappropriated Funds	Federal Funds
#R-1, OSPD Staffing Requirements	\$159,405	-	\$159,405	\$0	\$0	\$0
#R-2, IT	\$0	-	\$0	\$0	\$0	\$0
#R-3, Social Workers	\$0	-	\$0	\$0	\$0	\$0
#R-4, Mandated Costs	\$0	-	\$0	\$0	\$0	\$0
#R-5, Leases	\$0	-	\$0	\$0	\$0	\$0
#R-6, Golden Courtroom Staffing	\$0	-	\$0	\$0	\$0	\$0
FY 2020-21 Total Request	\$3,682,295	0.0	\$3,682,295	\$0	\$0	\$0
FY 2019-20 Total Appropriation	\$3,406,850	0.0	\$3,406,850	\$0	\$0	\$0
FY 2020-21 Base Request	\$3,522,890	0.0	\$3,522,890	\$0	\$0	\$0
FY 2020-21 Total Request	\$3,682,295	0.0	\$3,682,295	\$0	\$0	\$0
Percentage Change FY 2019-20 to FY 2020-21	8.09%	0.0	8.09%	0.00%	0.00%	0.00%

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Schedule 3

Long Bill Line Item	Total Funds	FTE	General Fund	Cash Funds	Reappropriated Funds	Federal Funds
S.B. 06-235 SAED						
FY 2017-18 Actual						
FY 2017-18 Long Bill, S.B. 17-254	\$2,739,179	0.0	\$2,739,179	\$0	\$0	\$0
FY 2017-18 Appropriation	\$2,739,179	0.0	\$2,739,179	\$0	\$0	\$0
FY 2017-18 Allocated POTS	(\$2,739,179)	0.0	(\$2,739,179)			
FY 2017-18 Available Spending Authority	\$0	0.0	\$0	\$0	\$0	\$0
FY 2017-18 Expenditures	\$0	0.0	\$0	\$0	\$0	\$0
FY 2017-18 Reversion \ (Overexpenditure)	\$0	0.0	\$0	\$0	\$0	\$0
FY 2018-19 Actual						
FY 2018-19 Long Bill, H.B. 18-1322	\$3,009,481	0.0	\$3,009,481	\$0	\$0	\$0
FY 2018-19 Appropriation	\$3,009,481	0.0	\$3,009,481	\$0	\$0	\$0
FY 2018-19 Allocated POTS	(\$3,009,481)	0.0	(\$3,009,481)			
FY 2018-19 Available Spending Authority	\$0	0.0	\$0	\$0	\$0	\$0
FY 2018-19 Expenditures	\$0	0.0	\$0	\$0	\$0	\$0
FY 2018-19 Reversion \ (Overexpenditure)	\$0	0.0	\$0	\$0	\$0	\$0
FY 2019-20 Appropriation						
FY 2019-20 Long Bill, S.B. 19-207	\$3,368,980	0.0	\$3,368,980	\$0	\$0	\$0
Special Bill 19-034, Judges bill	\$37,871	0.0	\$37,871	\$0	\$0	\$0
Special Bill 19-223, Competency bill	\$0	0.0	\$0	\$0	\$0	\$0
FY 2019-20 Base Request	\$3,406,851	0.0	\$3,406,851	\$0	\$0	\$0
FY 2019-20 Total Appropriation	\$3,406,851	0.0	\$3,406,851	\$0	\$0	\$0
FY 2020-21 Request						
FY 2019-20 Total Appropriation	\$3,406,851	0.0	\$3,406,851	\$0	\$0	\$0
Annualization Special Bill 19-034, Judges bill	\$15,600	0.0	\$15,600	\$0	\$0	\$0
Annualization Special Bill 19-223, Competency bill	\$0	0.0	\$0	\$0	\$0	\$0
Annualization, #R-1, Attorney Salary Survey	\$0	0.0	\$0	\$0	\$0	\$0
Annualization, #R-2, Refinance of Denver Criminal Court Grant	\$0	0.0	\$0	\$0	\$0	\$0
Annualization, #R-3, Arapahoe Courtroom Staffing	\$0	0.0	\$0	\$0	\$0	\$0
Annualization, #R-4, IT Security	\$0	0.0	\$0	\$0	\$0	\$0
Total Compensation Common Policy	\$100,440	0.0	\$100,440	\$0	\$0	\$0

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Schedule 3

Long Bill Line Item	Total Funds	FTE	General Fund	Cash Funds	Reappropriated Funds	Federal Funds
FY 2020-21 Base Request	\$3,522,891	0.0	\$3,522,891	\$0	\$0	\$0
#R-1, OSPD Staffing Requirements	\$159,405	-	\$159,405	\$0	\$0	\$0
#R-2, IT	\$0	-	\$0	\$0	\$0	\$0
#R-3, Social Workers	\$0	-	\$0	\$0	\$0	\$0
#R-4, Mandated Costs	\$0	-	\$0	\$0	\$0	\$0
#R-5, Leases	\$0	-	\$0	\$0	\$0	\$0
#R-6, Golden Courtroom Staffing	\$0	-	\$0	\$0	\$0	\$0
FY 2020-21 Total Request	\$3,682,296	0.0	\$3,682,296	\$0	\$0	\$0
FY 2019-20 Total Appropriation	\$3,406,851	0.0	\$3,406,851	\$0	\$0	\$0
FY 2020-21 Base Request	\$3,522,891	0.0	\$3,522,891	\$0	\$0	\$0
FY 2020-21 Total Request	\$3,682,296	0.0	\$3,682,296	\$0	\$0	\$0
Percentage Change FY 2019-20 to FY 2020-21	8.09%	0.00%	8.09%	0.00%	0.00%	0.00%

Office of the State Public Defender FY 2020-21

Schedule 3

Long Bill Line Item	Total Funds	FTE	General Fund	Cash Funds	Reappropriated Funds	Federal Funds
Salary Survey						
FY 2017-18 Actual						
FY 2017-18 Long Bill, S.B. 17-254	\$1,043,828	0.0	\$1,043,828	\$0	\$0	\$0
FY 2017-18 Appropriation	\$1,043,828	0.0	\$1,043,828	\$0	\$0	\$0
FY 2016-17 Allocated POTS	(\$1,043,828)	0.0	(\$1,043,828)	\$0	\$0	\$0
Year End Transfers	\$0		\$0			
FY 2017-18 Available Spending Authority	\$0	0.0	\$0	\$0	\$0	\$0
FY 2017-18 Expenditures	\$0	0.0	\$0	\$0	\$0	\$0
FY 2017-18 Reversion \ (Overexpenditure)	\$0	0.0	\$0	\$0	\$0	\$0
FY 2018-19 Actual						
FY 2018-19 Long Bill, H.B. 18-1322	\$1,876,280	0.0	\$1,876,280	\$0	\$0	\$0
FY 2018-19 Appropriation	\$1,876,280	0.0	\$1,876,280	\$0	\$0	\$0
FY 2017-18 Allocated POTS	(\$1,876,280)	0.0	(\$1,876,280)	\$0	\$0	\$0
Year End Transfers	\$0		\$0			
FY 2018-19 Available Spending Authority	\$0	0.0	\$0	\$0	\$0	\$0
FY 2018-19 Expenditures	\$0	0.0	\$0	\$0	\$0	\$0
FY 2018-19 Reversion \ (Overexpenditure)	\$0	0.0	\$0	\$0	\$0	\$0
FY 2019-20 Appropriation						
FY 2019-20 Long Bill, S.B. 19-207	\$4,539,548	0.0	\$4,539,548	\$0	\$0	\$0
FY 2018-19 Merit allocated to Personal Services	(\$4,539,548)	0.0	(\$4,539,548)	\$0	\$0	\$0
Special Bill 19-034, Judges bill	\$0	0.0	\$0	\$0	\$0	\$0
Special Bill 19-223, Competency bill	\$0	0.0	\$0	\$0	\$0	\$0
FY 2019-20 Base Request	\$0	0.0	\$0	\$0	\$0	\$0
FY 2019-20 Total Appropriation	\$0	0.0	\$0	\$0	\$0	\$0
FY 2020-21 Request						
FY 2018-19 Total Appropriation	\$0	0.0	\$0	\$0	\$0	\$0
Annualization Special Bill 19-034, Judges bill	\$0	0.0	\$0	\$0	\$0	\$0
Annualization Special Bill 19-223, Competency bill	\$0	0.0	\$0	\$0	\$0	\$0
Annualization, #R-1, Attorney Salary Survey	\$0	0.0	\$0	\$0	\$0	\$0
Annualization, #R-2, Refinance of Denver Criminal Court Grant	\$0	0.0	\$0	\$0	\$0	\$0

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Schedule 3

Long Bill Line Item	Total Funds	FTE	General Fund	Cash Funds	Reappropriated Funds	Federal Funds
Annualization, #R-3, Arapahoe Courtroom Staffing	\$0	0.0	\$0	\$0	\$0	\$0
Annualization, #R-4, IT Security	\$0	0.0	\$0	\$0	\$0	\$0
FY 2020-21 Base Request	\$0	0.0	\$0	\$0	\$0	\$0
#R-1, OSPD Staffing Requirements	\$0	-	\$0	\$0	\$0	\$0
#R-2, IT	\$0	-	\$0	\$0	\$0	\$0
#R-3, Social Workers	\$0	-	\$0	\$0	\$0	\$0
#R-4, Mandated Costs	\$0	-	\$0	\$0	\$0	\$0
#R-5, Leases	\$0	-	\$0	\$0	\$0	\$0
#R-6, Golden Courtroom Staffing	\$0	-	\$0	\$0	\$0	\$0
FY 2020-21 Total Request	\$0	0.0	\$0	\$0	\$0	\$0
FY 2019-20 Total Appropriation	\$0	0.0	\$0	\$0	\$0	\$0
FY 2020-21 Base Request	\$0	0.0	\$0	\$0	\$0	\$0
FY 2020-21 Total Request	\$0	0.0	\$0	\$0	\$0	\$0
Percentage Change FY 2019-20 to FY 2020-21	0.00%	0.0	0.00%	0.00%	0.00%	0.00%

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Long Bill Line Item	Total Funds	FTE	General Fund	Cash Funds	Reappropriated Funds	Federal Funds
Merit						
FY 2017-18 Actual						
FY 2017-18 Long Bill, S.B. 17-254	\$447,355	0.0	\$447,355	\$0	\$0	\$0
FY 2017-18 Appropriation						
FY 2017-18 Allocated POTS to Personal Services	(\$447,355)	0.0	(\$447,355)	\$0	\$0	\$0
FY 2017-18 Available Spending Authority						
FY 2017-18 Expenditures	\$0	0.0	\$0	\$0	\$0	\$0
FY 2017-18 Reversion \ (Overexpenditure)						
	\$0	0.0	\$0	\$0	\$0	\$0
FY 2018-19 Actual						
FY 2018-19 Long Bill, H.B. 18-1322	\$0	0.0	\$0	\$0	\$0	\$0
FY 2017-18 Merit allocated to Personal Services	\$0	0.0	\$0	\$0	\$0	\$0
FY 2018-19 Appropriation						
FY 2018-19 Allocated POTS to Personal Services	\$0	0.0	\$0	\$0	\$0	\$0
FY 2018-19 Available Spending Authority						
FY 2018-19 Expenditures	\$0	0.0	\$0	\$0	\$0	\$0
FY 2018-19 Reversion \ (Overexpenditure)						
	\$0	0.0	\$0	\$0	\$0	\$0
FY 2019-20 Appropriation						
FY 2019-20 Long Bill, S.B. 19-207	\$2,185,039	0.0	\$2,185,039	\$0	\$0	\$0
FY 2018-19 Merit allocated to Personal Services	(\$2,185,039)	0.0	(\$2,185,039)	\$0	\$0	\$0
Special Bill 19-034, Judges bill	\$0	0.0	\$0	\$0	\$0	\$0
Special Bill 19-223, Competency bill	\$0	0.0	\$0	\$0	\$0	\$0
FY 2019-20 Base Request						
	\$0	0.0	\$0	\$0	\$0	\$0
FY 2019-20 Total Appropriation						
	\$0	0.0	\$0	\$0	\$0	\$0
FY 2020-21 Request						
FY 2019-20 Total Appropriation	\$0	0.0	\$0	\$0	\$0	\$0
Annualization Special Bill 19-034, Judges bill	\$0	0.0	\$0	\$0	\$0	\$0
Annualization Special Bill 19-223, Competency bill	\$0	0.0	\$0	\$0	\$0	\$0
Annualization, #R-1, Attorney Salary Survey	\$0	0.0	\$0	\$0	\$0	\$0
Annualization, #R-2, Refinance of Denver Criminal Court Grant	\$0	0.0	\$0	\$0	\$0	\$0
Annualization, #R-3, Arapahoe Courtroom Staffing	\$0	0.0	\$0	\$0	\$0	\$0

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Schedule 3

Long Bill Line Item	Total Funds	FTE	General Fund	Cash Funds	Reappropriated Funds	Federal Funds
Annualization, #R-4, IT Security	\$0	0.0	\$0	\$0	\$0	\$0
Total Compensation Common Policy	\$1,528,585	0.0	\$1,528,585	\$0	\$0	\$0
FY 2019-20 Salary Survey allocated to Personal Services	\$0	0.0	\$0	\$0	\$0	\$0
FY 2020-21 Base Request	\$1,528,585	0.0	\$1,528,585	\$0	\$0	\$0
#R-1, OSPD Staffing Requirements	\$0	-	\$0	\$0	\$0	\$0
#R-2, IT	\$0	-	\$0	\$0	\$0	\$0
#R-3, Social Workers	\$0	-	\$0	\$0	\$0	\$0
#R-4, Mandated Costs	\$0	-	\$0	\$0	\$0	\$0
#R-5, Leases	\$0	-	\$0	\$0	\$0	\$0
#R-6, Golden Courtroom Staffing	\$0	-	\$0	\$0	\$0	\$0
FY 2020-21 Total Request	\$1,528,585	0.0	\$1,528,585	\$0	\$0	\$0
FY 2019-20 Total Appropriation	\$0	0.0	\$0	\$0	\$0	\$0
FY 2020-21 Base Request	\$1,528,585	0.0	\$1,528,585	\$0	\$0	\$0
FY 2020-21 Total Request	\$1,528,585	0.0	\$1,528,585	\$0	\$0	\$0
Percentage Change FY 2019-20 to FY 2020-21	100.00%	0.00%	100.00%	100.00%	100.00%	100.00%

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Schedule 3

Long Bill Line Item	Total Funds	FTE	General Fund	Cash Funds	Reappropriated Funds	Federal Funds
Operating Expenses						
FY 2017-18 Actual						
FY 2017-18 Long Bill, S.B. 17-254	\$1,776,295	0.0	\$1,746,295	\$30,000	\$0	\$0
FY 2017-18 Appropriation	\$1,776,295	0.0	\$1,746,295	\$30,000	\$0	\$0
Year End Transfers	\$50,000	0.0	\$50,000	\$0	\$0	\$0
FY 2017-18 Available Spending Authority	\$1,826,295	0.0	\$1,796,295	\$30,000	\$0	\$0
FY 2017-18 Expenditures	\$1,798,179	0.0	\$1,785,254	\$12,925	\$0	\$0
FY 2017-18 Reversion \ (Overexpenditure)	\$28,116	0.0	\$11,041	\$17,075	\$0	\$0
FY 2018-19 Appropriation						
FY 2018-19 Long Bill, H.B. 18-1322	\$1,832,513	0.0	\$1,802,513	\$30,000	\$0	\$0
FY 2018-19 Appropriation	\$1,832,513	0.0	\$1,802,513	\$30,000	\$0	\$0
Year End Transfers	\$30,000	0.0	\$30,000	\$0	\$0	\$0
FY 2018-19 Available Spending Authority	\$1,862,513	0.0	\$1,832,513	\$30,000	\$0	\$0
FY 2018-19 Expenditures	\$1,827,779	0.0	\$1,815,594	\$12,185	\$0	\$0
FY 2018-19 Reversion \ (Overexpenditure)	\$34,734	0.0	\$16,919	\$17,815	\$0	\$0
FY 2019-20 Request						
FY 2019-20 Long Bill, S.B. 19-207	\$1,839,163	0.0	\$1,809,163	\$30,000	\$0	\$0
Special Bill 19-034, Judges bill	\$13,300	0.0	\$13,300	\$0	\$0	\$0
Special Bill 19-223, Competency bill	\$50,000	0.0	\$50,000	\$0	\$0	\$0
FY 2019-20 Base Request	\$1,902,463	0.0	\$1,872,463	\$30,000	\$0	\$0
FY 2019-20 Total Appropriation	\$1,902,463	0.0	\$1,872,463	\$30,000	\$0	\$0
FY 2020-21 Request						
FY 2019-20 Total Appropriation	\$1,902,463	0.0	\$1,872,463	\$30,000	\$0	\$0
Annualization Special Bill 19-034, Judges bill	\$5,605	0.0	\$5,605	\$0	\$0	\$0
Annualization Special Bill 19-223, Competency bill	(\$50,000)	0.0	(\$50,000)	\$0	\$0	\$0
Annualization, #R-1, Attorney Salary Survey	\$0	0.0	\$0	\$0	\$0	\$0
Annualization, #R-2, Refinance of Denver Criminal Court Grant	\$0	0.0	\$0	\$0	\$0	\$0
Annualization, #R-3, Arapahoe Courtroom Staffing	\$0	0.0	\$0	\$0	\$0	\$0
Annualization, #R-4, IT Security	\$0	0.0	\$0	\$0	\$0	\$0

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Schedule 3

Long Bill Line Item	Total Funds	FTE	General Fund	Cash Funds	Reappropriated Funds	Federal Funds
FY 2020-21 Base Request	\$1,858,068	0.0	\$1,828,068	\$30,000	\$0	\$0
#R-1, OSPD Staffing Requirements	\$56,620	-	\$56,620	\$0	\$0	\$0
#R-2, IT	\$2,850	-	\$2,850	\$0	\$0	\$0
#R-3, Social Workers	\$8,550	-	\$8,550	\$0	\$0	\$0
#R-4, Mandated Costs	\$0	-	\$0	\$0	\$0	\$0
#R-5, Leases	\$0	-	\$0	\$0	\$0	\$0
#R-6, Golden Courtroom Staffing	\$1,520	-	\$1,520	\$0	\$0	\$0
FY 2020-21 Total Request	\$1,927,608	0.0	\$1,897,608	\$30,000	\$0	\$0
FY 2019-20 Total Appropriation	\$1,902,463	0.0	\$1,872,463	\$30,000	\$0	\$0
FY 2020-21 Base Request	\$1,858,068	0.0	\$1,828,068	\$30,000	\$0	\$0
FY 2020-21 Total Request	\$1,927,608	0.0	\$1,897,608	\$30,000	\$0	\$0
Percentage Change FY 2019-20 to FY 2020-21	1.32%	0.0	1.34%	0.00%	0.00%	0.00%

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Schedule 3

Long Bill Line Item	Total Funds	FTE	General Fund	Cash Funds	Reappropriated Funds	Federal Funds
Vehicle Lease Payments						
FY 2017-18 Actual						
FY 2017-18 Long Bill, S.B. 17-254	\$94,354	0.0	\$94,354	\$0	\$0	\$0
Supplemental Bill, H.B. 18-1163	\$23,772	0.0	\$23,772	\$0	\$0	\$0
FY 2017-18 Appropriation	\$118,126	0.0	\$118,126	\$0	\$0	\$0
FY 2017-18 Available Spending Authority	\$118,126	0.0	\$118,126	\$0	\$0	\$0
FY 2017-18 Expenditures	\$98,340	0.0	\$98,340	\$0	\$0	\$0
FY 2017-18 Reversion \ (Overexpenditure)	\$19,786	0.0	\$19,786	\$0	\$0	\$0
FY 2018-19 Actual						
FY 2018-19 Long Bill, H.B. 18-1322	\$112,338	0.0	\$112,338	\$0	\$0	\$0
FY 2018-19 Appropriation	\$112,338	0.0	\$112,338	\$0	\$0	\$0
FY 2018-19 Available Spending Authority	\$112,338	0.0	\$112,338	\$0	\$0	\$0
FY 2018-19 Expenditures	\$92,060	0.0	\$92,060	\$0	\$0	\$0
FY 2018-19 Reversion \ (Overexpenditure)	\$20,278	0.0	\$20,278	\$0	\$0	\$0
FY 2019-20 Appropriation						
FY 2019-20 Long Bill, S.B. 19-207	\$121,872	0.0	\$121,872	\$0	\$0	\$0
FY 2019-20 Base Request	\$121,872	0.0	\$121,872	\$0	\$0	\$0
FY 2019-20 Total Appropriation	\$121,872	0.0	\$121,872	\$0	\$0	\$0
FY 2020-21 Request						
FY 2019-20 Total Appropriation	\$121,872	0.0	\$121,872	\$0	\$0	\$0
NP-1, Common Policy Adjustment	(\$11,780)	0.0	(\$11,780)	\$0	\$0	\$0
FY 2020-21 Base Request	\$110,092	0.0	\$110,092	\$0	\$0	\$0
#R-1, OSPD Staffing Requirements	\$0	-	\$0	\$0	\$0	\$0
#R-2, IT	\$0	-	\$0	\$0	\$0	\$0
#R-3, Social Workers	\$0	-	\$0	\$0	\$0	\$0
#R-4, Mandated Costs	\$0	-	\$0	\$0	\$0	\$0
#R-5, Leases	\$0	-	\$0	\$0	\$0	\$0
#R-6, Golden Courtroom Staffing	\$0	-	\$0	\$0	\$0	\$0
FY 2020-21 Total Request	\$110,092	0.0	\$110,092	\$0	\$0	\$0

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Schedule 3

Long Bill Line Item	Total Funds	FTE	General Fund	Cash Funds	Reappropriated Funds	Federal Funds
FY 2019-20 Total Appropriation	\$121,872	0.0	\$121,872	\$0	\$0	\$0
FY 2020-21 Base Request	\$110,092	0.0	\$110,092	\$0	\$0	\$0
FY 2020-21 Total Request	\$110,092	0.0	\$110,092	\$0	\$0	\$0
Percentage Change FY 2019-20 to FY 2020-21	-9.67%	0.00%	-9.67%	0.00%	0.00%	0.00%

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Schedule 3

Long Bill Line Item	Total Funds	FTE	General Fund	Cash Funds	Reappropriated Funds	Federal Funds
Capital Outlay						
FY 2017-18 Actual						
FY 2017-18 Long Bill, S.B. 17-254	\$118,775	0.0	\$118,775	\$0	\$0	\$0
FY 2017-18 Appropriation	\$118,775	0.0	\$118,775	\$0	\$0	\$0
FY 2017-18 Available Spending Authority	\$118,775	0.0	\$118,775	\$0	\$0	\$0
FY 2017-18 Expenditures	\$118,775	0.0	\$118,775	\$0	\$0	\$0
FY 2017-18 Reversion \ (Overexpenditure)	\$0	0.0	\$0	\$0	\$0	\$0
FY 2018-19 Actual						
FY 2018-19 Long Bill, H.B. 18-1322	\$296,289	0.0	\$296,289	\$0	\$0	\$0
FY 2018-19 Appropriation	\$296,289	0.0	\$296,289	\$0	\$0	\$0
FY 2018-19 Available Spending Authority	\$296,289	0.0	\$296,289	\$0	\$0	\$0
FY 2018-19 Expenditures	\$296,289	0.0	\$296,289	\$0	\$0	\$0
FY 2018-19 Reversion \ (Overexpenditure)	\$0	0.0	\$0	\$0	\$0	\$0
FY 2019-20 Appropriation						
FY 2019-20 Long Bill, S.B. 19-207	\$14,109	0.0	\$14,109	\$0	\$0	\$0
Special Bill 19-034, Judges bill	\$94,360	0.0	\$94,360	\$0	\$0	\$0
Special Bill 19-223, Competency bill	\$0	0.0	\$0	\$0	\$0	\$0
FY 2019-20 Base Request	\$108,469	0.0	\$108,469	\$0	\$0	\$0
#R-1, Attorney Salary Survey	\$0	0.0	\$0	\$0	\$0	\$0
#R-3, Arapahoe Courtroom Staffing	\$0	0.0	\$0	\$0	\$0	\$0
#R-2, Refinance of Denver Criminal Court Grant	\$0	0.0	\$0	\$0	\$0	\$0
#R-4, IT Security	\$0	0.0	\$0	\$0	\$0	\$0
FY 2019-20 Total Appropriation	\$108,469	0.0	\$108,469	\$0	\$0	\$0
FY 2020-21 Request						
FY 2019-20 Total Appropriation	\$108,469	0.0	\$108,469	\$0	\$0	\$0
Annualization Special Bill 19-034, Judges bill	(\$94,360)	0.0	(\$94,360)	\$0	\$0	\$0
Annualization Special Bill 19-223, Competency bill	\$0	0.0	\$0	\$0	\$0	\$0
Annualization, #R-1, Attorney Salary Survey	\$0	0.0	\$0	\$0	\$0	\$0
Annualization, #R-2, Refinance of Denver Criminal Court Grant	\$0	0.0	\$0	\$0	\$0	\$0
Annualization, #R-3, Arapahoe Courtroom Staffing	(\$9,406)	0.0	(\$9,406)	\$0	\$0	\$0

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Long Bill Line Item	Total Funds	FTE	General Fund	Cash Funds	Reappropriated Funds	Federal Funds
Annualization, #R-4, IT Security	(\$4,703)	0.0	(\$4,703)	\$0	\$0	\$0
FY 2020-21 Base Request	\$0	0.0	\$0	\$0	\$0	\$0
#R-1, OSPD Staffing Requirements	\$372,000	-	\$372,000	\$0	\$0	\$0
#R-2, IT	\$18,600	-	\$18,600	\$0	\$0	\$0
#R-3, Social Workers	\$55,800	-	\$55,800	\$0	\$0	\$0
#R-4, Mandated Costs	\$0	-	\$0	\$0	\$0	\$0
#R-5, Leases	\$0	-	\$0	\$0	\$0	\$0
#R-6, Golden Courtroom Staffing	\$12,400	-	\$12,400	\$0	\$0	\$0
FY 2020-21 Total Request	\$458,800	0.0	\$458,800	\$0	\$0	\$0
FY 2019-20 Total Appropriation	\$108,469	0.0	\$108,469	\$0	\$0	\$0
FY 2020-21 Base Request	\$0	0.0	\$0	\$0	\$0	\$0
FY 2020-21 Total Request	\$458,800	0.0	\$458,800	\$0	\$0	\$0
Percentage Change FY 2019-20 to FY 2020-21	322.98%	0.0	322.98%	0.00%	0.00%	0.00%

Office of the State Public Defender FY 2020-21

Schedule 3

Long Bill Line Item	Total Funds	FTE	General Fund	Cash Funds	Reappropriated Funds	Federal Funds
Leased Space / Utilities						
FY 2017-18 Actual						
FY 2017-18 Long Bill, S.B. 17-254	\$6,450,639	0.0	\$6,450,639	\$0	\$0	\$0
FY 2017-18 Appropriation	\$6,450,639	0.0	\$6,450,639	\$0	\$0	\$0
Year End Transfers	\$0	0.0	\$0	\$0	\$0	\$0
FY 2017-18 Available Spending Authority	\$6,450,639	0.0	\$6,450,639	\$0	\$0	\$0
FY 2017-18 Expenditures	\$6,234,957	0.0	\$6,234,957	\$0	\$0	\$0
FY 2017-18 Reversion \ (Overexpenditure)	\$215,682	0.0	\$215,682	\$0	\$0	\$0
FY 2018-19 Actual						
FY 2018-19 Long Bill, H.B. 18-1322	\$6,966,417	0.0	\$6,966,417	\$0	\$0	\$0
FY 2018-19 Appropriation	\$6,966,417	0.0	\$6,966,417	\$0	\$0	\$0
Year End Transfers	\$0	0.0	\$0	\$0	\$0	\$0
FY 2018-19 Available Spending Authority	\$6,966,417	0.0	\$6,966,417	\$0	\$0	\$0
FY 2018-19 Expenditures	\$6,818,725	0.0	\$6,818,725	\$0	\$0	\$0
FY 2018-19 Reversion \ (Overexpenditure)	\$147,692	0.0	\$147,692	\$0	\$0	\$0
FY 2019-20 Appropriation						
FY 2019-20 Long Bill, S.B. 19-207	\$6,966,417	0.0	\$6,966,417	\$0	\$0	\$0
Special Bill 19-034, Judges bill	\$174,840	0.0	\$174,840	\$0	\$0	\$0
Special Bill 19-223, Competency bill	\$0	0.0	\$0	\$0	\$0	\$0
FY 2019-20 Available Spending Authority	\$7,141,257	0.0	\$7,141,257	\$0	\$0	\$0
FY 2019-20 Expenditures	\$0	0.0	\$0	\$0	\$0	\$0
FY 2019-20 Total Appropriation	\$7,141,257	0.0	\$7,141,257	\$0	\$0	\$0
FY 2020-21 Request						
Final FY 2019-20 Appropriation	\$7,141,257	0.0	\$7,141,257	\$0	\$0	\$0
Annualization Special Bill 19-034, Judges bill	\$1	0.0	\$1	\$0	\$0	\$0
Annualization Special Bill 19-223, Competency bill	\$0	0.0	\$0	\$0	\$0	\$0
Annualization, #R-1, Attorney Salary Survey	\$0	0.0	\$0	\$0	\$0	\$0
Annualization, #R-2, Refinance of Denver Criminal Court Grant	\$0	0.0	\$0	\$0	\$0	\$0
Annualization, #R-3, Arapahoe Courtroom Staffing	\$0	0.0	\$0	\$0	\$0	\$0
Annualization, #R-4, IT Security	\$0	0.0	\$0	\$0	\$0	\$0
FY 2020-21 Base Request	\$7,141,258	0.0	\$7,141,258	\$0	\$0	\$0
#R-1, OSPD Staffing Requirements	\$521,023	-	\$521,023	\$0	\$0	\$0

Office of the State Public Defender FY 2020-21

Schedule 3

Long Bill Line Item	Total Funds	FTE	General Fund	Cash Funds	Reappropriated Funds	Federal Funds
#R-2, IT	\$0	-	\$0	\$0	\$0	\$0
#R-3, Social Workers	\$0	-	\$0	\$0	\$0	\$0
#R-4, Mandated Costs	\$0	-	\$0	\$0	\$0	\$0
#R-5, Leases	\$357,103	-	\$357,103	\$0	\$0	\$0
#R-6, Golden Courtroom Staffing	\$0	-	\$0	\$0	\$0	\$0
FY 2020-21 Total Request	\$8,019,384	0.0	\$8,019,384	\$0	\$0	\$0
FY 2019-20 Total Appropriation	\$7,141,257	0.0	\$7,141,257	\$0	\$0	\$0
FY 2020-21 Base Request	\$7,141,258	0.0	\$7,141,258	\$0	\$0	\$0
FY 2020-21 Total Request	\$8,019,384	0.0	\$8,019,384	\$0	\$0	\$0
Percentage Change FY 2019-20 to FY 2020-21	12.30%	0.0	12.30%	0.00%	0.00%	0.00%

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Schedule 3

Long Bill Line Item	Total Funds	FTE	General Fund	Cash Funds	Reappropriated Funds	Federal Funds
Automation Plan						
FY 2017-18 Actual						
FY 2017-18 Long Bill, S.B. 17-254	\$1,580,023	0.0	\$1,580,023	\$0	\$0	\$0
FY 2017-18 supplemental S.B. 17-164	\$0	0.0	\$0	\$0	\$0	\$0
FY 2017-18 Appropriation	\$1,580,023	0.0	\$1,580,023	\$0	\$0	\$0
Year End Transfers	\$300,000	0.0	\$300,000	\$0	\$0	\$0
FY 2017-18 Available Spending Authority	\$1,880,023	0.0	\$1,880,023	\$0	\$0	\$0
FY 2017-18 Expenditures	\$1,876,772	0.0	\$1,876,772	\$0	\$0	\$0
FY 2017-18 Reversion \ (Overexpenditure)	\$3,251	0.0	\$3,251	\$0	\$0	\$0
FY 2018-19 Actual						
FY 2018-19 Long Bill, H.B. 18-1322	\$1,579,678	0.0	\$1,579,678	\$0	\$0	\$0
FY 2018-19 Appropriation	\$1,579,678	0.0	\$1,579,678	\$0	\$0	\$0
Year End Transfers	\$670,000	0.0	\$670,000	\$0	\$0	\$0
FY 2018-19 Available Spending Authority	\$2,249,678	0.0	\$2,249,678	\$0	\$0	\$0
FY 2018-19 Expenditures	\$2,243,818	0.0	\$2,243,818	\$0	\$0	\$0
FY 2018-19 Reversion \ (Overexpenditure)	\$5,860	0.0	\$5,860	\$0	\$0	\$0
FY 2019-20 Appropriation						
FY 2019-20 Long Bill, S.B. 19-207	\$1,662,802	0.0	\$1,662,802	\$0	\$0	\$0
Special Bill 19-034, Judges bill	\$0	0.0	\$0	\$0	\$0	\$0
Special Bill 19-223, Competency bill	\$0	0.0	\$0	\$0	\$0	\$0
FY 2019-20 Base Request	\$1,662,802	0.0	\$1,662,802	\$0	\$0	\$0
FY 2019-20 Total Appropriation	\$1,662,802	0.0	\$1,662,802	\$0	\$0	\$0
FY 2019-20 Request						
Final FY 2019-20 Appropriation	\$1,662,802	0.0	\$1,662,802	\$0	\$0	\$0
Annualization Special Bill 19-034, Judges bill	\$0	0.0	\$0	\$0	\$0	\$0
Annualization Special Bill 19-223, Competency bill	\$0	0.0	\$0	\$0	\$0	\$0
Annualization, #R-1, Attorney Salary Survey	\$0	0.0	\$0	\$0	\$0	\$0
Annualization, #R-2, Refinance of Denver Criminal Court Grant	\$0	0.0	\$0	\$0	\$0	\$0
Annualization, #R-3, Arapahoe Courtroom Staffing	\$0	0.0	\$0	\$0	\$0	\$0
Annualization, #R-4, IT Security	\$0	0.0	\$0	\$0	\$0	\$0

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Schedule 3

Long Bill Line Item	Total Funds	FTE	General Fund	Cash Funds	Reappropriated Funds	Federal Funds
FY 2019-20 Base Request	\$1,662,802	0.0	\$1,662,802	\$0	\$0	\$0
#R-1, OSPD Staffing Requirements	\$23,840	-	\$23,840	\$0	\$0	\$0
#R-2, IT	\$551,312	-	\$551,312	\$0	\$0	\$0
#R-3, Social Workers	\$3,600	-	\$3,600	\$0	\$0	\$0
#R-4, Mandated Costs	\$0	-	\$0	\$0	\$0	\$0
#R-5, Leases	\$0	-	\$0	\$0	\$0	\$0
#R-6, Golden Courtroom Staffing	\$640	-	\$640	\$0	\$0	\$0
FY 2020-21 Total Request	\$2,242,194	0.0	\$2,242,194	\$0	\$0	\$0
FY 2019-20 Total Appropriation	\$1,662,802	0.0	\$1,662,802	\$0	\$0	\$0
FY 2020-21 Base Request	\$1,662,802	0.0	\$1,662,802	\$0	\$0	\$0
FY 2020-21 Total Request	\$2,242,194	0.0	\$2,242,194	\$0	\$0	\$0
Percentage Change FY 2019-20 to FY 2020-21	34.84%	0.0	34.84%	0.00%	0.00%	0.00%

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Schedule 3

Long Bill Line Item	Total Funds	FTE	General Fund	Cash Funds	Reappropriated Funds	Federal Funds
Attorney Registration						
FY 2017-18 Actual						
FY 2017-18 Long Bill, S.B. 17-254	\$140,294	0.0	\$140,294	\$0	\$0	\$0
FY 2017-18 Appropriation	\$140,294	0.0	\$140,294	\$0	\$0	\$0
FY 2017-18 Available Spending Authority	\$140,294	0.0	\$140,294	\$0	\$0	\$0
FY 2017-18 Expenditures	\$137,710	0.0	\$137,710	\$0	\$0	\$0
FY 2017-18 Reversion \ (Overexpenditure)	\$2,584	0.0	\$2,584	\$0	\$0	\$0
FY 2018-19 Actual						
FY 2018-19 Long Bill, H.B. 18-1322	\$146,944	0.0	\$146,944	\$0	\$0	\$0
FY 2018-19 Appropriation	\$146,944	0.0	\$146,944	\$0	\$0	\$0
FY 2018-19 Available Spending Authority	\$146,944	0.0	\$146,944	\$0	\$0	\$0
FY 2018-19 Expenditures	\$142,540	0.0	\$142,540	\$0	\$0	\$0
FY 2018-19 Reversion \ (Overexpenditure)	\$4,404	0.0	\$4,404	\$0	\$0	\$0
FY 2019-20 Appropriation						
FY 2019-20 Long Bill, S.B. 19-207	\$147,514	0.0	\$147,514	\$0	\$0	\$0
Special Bill 19-034, Judges bill	\$2,280	0.0	\$2,280	\$0	\$0	\$0
Special Bill 19-223, Competency bill	\$0	0.0	\$0	\$0	\$0	\$0
FY 2019-20 Base Request	\$149,794	0.0	\$149,794	\$0	\$0	\$0
FY 2019-20 Total Appropriation	\$149,794	0.0	\$149,794	\$0	\$0	\$0
FY 2020-21 Request						
Final FY 2019-20 Appropriation	\$149,794	0.0	\$149,794	\$0	\$0	\$0
Annualization Special Bill 19-034, Judges bill	\$0	0.0	\$0	\$0	\$0	\$0
Annualization Special Bill 19-223, Competency bill	\$0	0.0	\$0	\$0	\$0	\$0
Annualization, #R-1, Attorney Salary Survey	\$0	0.0	\$0	\$0	\$0	\$0
Annualization, #R-2, Refinance of Denver Criminal Court Grant	\$0	0.0	\$0	\$0	\$0	\$0
Annualization, #R-3, Arapahoe Courtroom Staffing	\$0	0.0	\$0	\$0	\$0	\$0
Annualization, #R-4, IT Security	\$0	0.0	\$0	\$0	\$0	\$0
FY 2020-21 Base Request	\$149,794	0.0	\$149,794	\$0	\$0	\$0

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Schedule 3

Long Bill Line Item	Total Funds	FTE	General Fund	Cash Funds	Reappropriated Funds	Federal Funds
#R-1, OSPD Staffing Requirements	\$6,840	-	\$6,840	\$0	\$0	\$0
#R-2, IT	\$0	-	\$0	\$0	\$0	\$0
#R-3, Social Workers	\$0	-	\$0	\$0	\$0	\$0
#R-4, Mandated Costs	\$0	-	\$0	\$0	\$0	\$0
#R-5, Leases	\$0	-	\$0	\$0	\$0	\$0
#R-6, Golden Courtroom Staffing	\$190	-	\$190	\$0	\$0	\$0
FY 2020-21 Total Request	\$156,824	0.0	\$156,824	\$0	\$0	\$0
FY 2019-20 Total Appropriation	\$149,794	0.0	\$149,794	\$0	\$0	\$0
FY 2020-21 Base Request	\$149,794	0.0	\$149,794	\$0	\$0	\$0
FY 2020-21 Total Request	\$156,824	0.0	\$156,824	\$0	\$0	\$0
Percentage Change FY 2019-20 to FY 2020-21	4.69%	0.0	4.69%	0.00%	0.00%	0.00%

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Schedule 3

Long Bill Line Item	Total Funds	FTE	General Fund	Cash Funds	Reappropriated Funds	Federal Funds
Contract Services						
FY 2017-18 Actual						
FY 2017-18 Long Bill, S.B. 17-254	\$49,395	0.0	\$49,395	\$0	\$0	\$0
FY 2017-18 Appropriation	\$49,395	0.0	\$49,395	\$0	\$0	\$0
FY 2017-18 Available Spending Authority	\$49,395	0.0	\$49,395	\$0	\$0	\$0
FY 2017-18 Expenditures	\$31,962	0.0	\$31,962	\$0	\$0	\$0
FY 2017-18 Reversion \ (Overexpenditure)	\$17,433	0.0	\$17,433	\$0	\$0	\$0
FY 2018-19 Actual						
FY 2018-19 Long Bill, H.B. 18-1322	\$49,395	0.0	\$49,395	\$0	\$0	\$0
FY 2018-19 Appropriation	\$49,395	0.0	\$49,395	\$0	\$0	\$0
FY 2018-19 Available Spending Authority	\$49,395	0.0	\$49,395	\$0	\$0	\$0
FY 2018-19 Expenditures	\$17,092	0.0	\$17,092	\$0	\$0	\$0
FY 2018-19 Reversion \ (Overexpenditure)	\$32,303	0.0	\$32,303	\$0	\$0	\$0
FY 2019-20 Appropriation						
FY 2019-20 Long Bill, S.B. 19-207	\$49,395	0.0	\$49,395	\$0	\$0	\$0
Special Bill 19-034, Judges bill	\$0	0.0	\$0	\$0	\$0	\$0
Special Bill 19-223, Competency bill	\$0	0.0	\$0	\$0	\$0	\$0
FY 2019-20 Base Request	\$49,395	0.0	\$49,395	\$0	\$0	\$0
FY 2019-20 Total Appropriation	\$49,395	0.0	\$49,395	\$0	\$0	\$0
FY 2020-21 Request						
Final FY 2019-20 Appropriation	\$49,395	0.0	\$49,395	\$0	\$0	\$0
Annualization Special Bill 19-034, Judges bill	\$0	0.0	\$0	\$0	\$0	\$0
Annualization Special Bill 19-223, Competency bill	\$0	0.0	\$0	\$0	\$0	\$0
Annualization, #R-1, Attorney Salary Survey	\$0	0.0	\$0	\$0	\$0	\$0
Annualization, #R-2, Refinance of Denver Criminal Court Grant	\$0	0.0	\$0	\$0	\$0	\$0
Annualization, #R-3, Arapahoe Courtroom Staffing	\$0	0.0	\$0	\$0	\$0	\$0
Annualization, #R-4, IT Security	\$0	0.0	\$0	\$0	\$0	\$0
FY 2020-21 Base Request	\$49,395	0.0	\$49,395	\$0	\$0	\$0
#R-1, OSPD Staffing Requirements	\$0	-	\$0	\$0	\$0	\$0
#R-2, IT	\$0	-	\$0	\$0	\$0	\$0

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Schedule 3

Long Bill Line Item	Total Funds	FTE	General Fund	Cash Funds	Reappropriated Funds	Federal Funds
#R-3, Social Workers	\$0	-	\$0	\$0	\$0	\$0
#R-4, Mandated Costs	\$0	-	\$0	\$0	\$0	\$0
#R-5, Leases	\$0	-	\$0	\$0	\$0	\$0
#R-6, Golden Courtroom Staffing	\$0	-	\$0	\$0	\$0	\$0
FY 2020-21 Total Request	\$49,395	0.0	\$49,395	\$0	\$0	\$0
FY 2019-20 Total Appropriation	\$49,395	0.0	\$49,395	\$0	\$0	\$0
FY 2020-21 Base Request	\$49,395	0.0	\$49,395	\$0	\$0	\$0
FY 2020-21 Total Request	\$49,395	0.0	\$49,395	\$0	\$0	\$0
Percentage Change FY 2019-20 to FY 2020-21	0.00%	0.00%	0.00%	0.00%	0.00%	0.00%

Office of the State Public Defender FY 2020-21

Schedule 3

Long Bill Line Item	Total Funds	FTE	General Fund	Cash Funds	Reappropriated Funds	Federal Funds
Mandated Costs						
FY 2017-18 Actual						
FY 2017-18 Long Bill, S.B. 17-254	\$3,325,959	0.0	\$3,325,959	\$0	\$0	\$0
FY 2017-18 Appropriation	\$3,325,959	0.0	\$3,325,959	\$0	\$0	\$0
Year End Transfers	\$116,000	0.0	\$116,000	\$0	\$0	\$0
FY 2017-18 Available Spending Authority	\$3,441,959	0.0	\$3,441,959	\$0	\$0	\$0
FY 2017-18 Expenditures	\$3,441,814	0.0	\$3,441,814	\$0	\$0	\$0
FY 2017-18 Reversion \ (Overexpenditure)	\$145	0.0	\$145	\$0	\$0	\$0
FY 2018-19 Actual						
FY 2018-19 Long Bill, H.B. 18-1322	\$3,381,431	0.0	\$3,381,431	\$0	\$0	\$0
FY 2018-19 Appropriation	\$3,381,431	0.0	\$3,381,431	\$0	\$0	\$0
Year End Transfers	\$150,000	0.0	\$150,000	\$0	\$0	\$0
FY 2018-19 Available Spending Authority	\$3,531,431	0.0	\$3,531,431	\$0	\$0	\$0
FY 2018-19 Expenditures	\$3,522,955	0.0	\$3,522,955	\$0	\$0	\$0
FY 2018-19 Reversion \ (Overexpenditure)	\$8,476	0.0	\$8,476	\$0	\$0	\$0
FY 2019-20 Appropriation						
FY 2019-20 Long Bill, S.B. 19-207	\$3,381,431	0.0	\$3,381,431	\$0	\$0	\$0
Special Bill 19-034, Judges bill	\$0	0.0	\$0	\$0	\$0	\$0
Special Bill 19-223, Competency bill	\$0	0.0	\$0	\$0	\$0	\$0
Annualized #R-2, Mandated and Electronic Data Management Expenses	\$0	0.0	\$0	\$0	\$0	\$0
FY 2019-20 Base Request	\$3,381,431	0.0	\$3,381,431	\$0	\$0	\$0
FY 2019-20 Appropriation	\$3,381,431	0.0	\$3,381,431	\$0	\$0	\$0
FY 2020-21 Request						
Final FY 2019-20 Appropriation	\$3,381,431	0.0	\$3,381,431	\$0	\$0	\$0
Special Bill 19-034, Judges bill	\$0	0.0	\$0	\$0	\$0	\$0
Special Bill 19-223, Competency bill	\$0	0.0	\$0	\$0	\$0	\$0
Annualization, #R-1, Attorney Salary Survey	\$0	0.0	\$0	\$0	\$0	\$0
Annualization, #R-2, Refinance of Denver Criminal Court Grant	\$0	0.0	\$0	\$0	\$0	\$0
Annualization, #R-3, Arapahoe Courtroom Staffing	\$0	0.0	\$0	\$0	\$0	\$0
Annualization, #R-4, IT Security	\$0	0.0	\$0	\$0	\$0	\$0
FY 2020-21 Base Request	\$3,381,431	0.0	\$3,381,431	\$0	\$0	\$0
#R-1, OSPD Staffing Requirements	\$0	-	\$0	\$0	\$0	\$0

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Schedule 3

Long Bill Line Item	Total Funds	FTE	General Fund	Cash Funds	Reappropriated Funds	Federal Funds
#R-2, IT	\$0	-	\$0	\$0	\$0	\$0
#R-3, Social Workers	\$0	-	\$0	\$0	\$0	\$0
#R-4, Mandated Costs	\$431,712	-	\$431,712	\$0	\$0	\$0
#R-5, Leases	\$0	-	\$0	\$0	\$0	\$0
#R-6, Golden Courtroom Staffing	\$0	-	\$0	\$0	\$0	\$0
FY 2020-21 Total Request	\$3,813,143	0.0	\$3,813,143	\$0	\$0	\$0
FY 2019-20 Total Appropriation	\$3,381,431	0.0	\$3,381,431	\$0	\$0	\$0
FY 2020-21 Base Request	\$3,381,431	0.0	\$3,381,431	\$0	\$0	\$0
FY 2020-21 Total Request	\$3,813,143	0.0	\$3,813,143	\$0	\$0	\$0
Percentage Change FY 2019-20 to FY 2020-21	12.77%	0.00%	12.77%	0.00%	0.00%	0.00%

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Schedule 3

Long Bill Line Item	Total Funds	FTE	General Fund	Cash Funds	Reappropriated Funds	Federal Funds
Grants						
FY 2017-18 Actual						
FY 2017-18 Long Bill, S.B. 17-254	\$120,000	2.0	\$0	\$120,000	\$0	\$0
FY 2017-18 Appropriation	\$120,000	2.0	\$0	\$120,000	\$0	\$0
FY 2017-18 Available Spending Authority	\$120,000	2.0	\$0	\$120,000	\$0	\$0
FY 2017-18 Expenditures	\$112,710	0.0	\$0	\$112,710	\$0	\$0
FY 2017-18 Reversion \ (Overexpenditure)	\$7,290	2.0	\$0	\$7,290	\$0	\$0
FY 2018-19 Actual						
FY 2018-19 Long Bill, H.B. 18-1322	\$175,000	2.3	\$0	\$175,000	\$0	\$0
FY 2018-19 Appropriation	\$175,000	2.3	\$0	\$175,000	\$0	\$0
FY 2018-19 Available Spending Authority	\$175,000	2.3	\$0	\$175,000	\$0	\$0
FY 2018-19 Expenditures	\$175,000	0.3	\$0	\$175,000	\$0	\$0
FY 2018-19 Reversion \ (Overexpenditure)	\$0	2.3	\$0	\$0	\$0	\$0
FY 2019-20 Appropriation						
FY 2019-20 Long Bill, S.B. 19-207	\$25,000	0.3	\$0	\$25,000	\$0	\$0
Special Bill 19-034, Judges bill	\$0	0.0	\$0	\$0	\$0	\$0
Special Bill 19-223, Competency bill	\$0	0.0	\$0	\$0	\$0	\$0
FY 2019-20 Base Request	\$25,000	0.3	\$0	\$25,000	\$0	\$0
FY 2019-20 Total Appropriation	\$25,000	0.3	\$0	\$25,000	\$0	\$0
FY 2020-21 Request						
Final FY 2019-20 Appropriation	\$25,000	0.3	\$0	\$25,000	\$0	\$0
Special Bill 19-034, Judges bill	\$0	0.0	\$0	\$0	\$0	\$0
Special Bill 19-223, Competency bill	\$0	0.0	\$0	\$0	\$0	\$0
Annualization, #R-1, Attorney Salary Survey	\$0	0.0	\$0	\$0	\$0	\$0
Annualization, #R-2, Refinance of Denver Criminal Court Grant	\$0	0.0	\$0	\$0	\$0	\$0
Annualization, #R-3, Arapahoe Courtroom Staffing	\$0	0.0	\$0	\$0	\$0	\$0
Annualization, #R-4, IT Security	\$0	0.0	\$0	\$0	\$0	\$0
FY 2020-21 Base Request	\$25,000	0.3	\$0	\$25,000	\$0	\$0
#R-1, OSPD Staffing Requirements	\$0	-	\$0	\$0	\$0	\$0
#R-2, IT	\$0	-	\$0	\$0	\$0	\$0

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Schedule 3

Long Bill Line Item	Total Funds	FTE	General Fund	Cash Funds	Reappropriated Funds	Federal Funds
#R-3, Social Workers	\$0	-	\$0	\$0	\$0	\$0
#R-4, Mandated Costs	\$0	-	\$0	\$0	\$0	\$0
#R-5, Leases	\$0	-	\$0	\$0	\$0	\$0
#R-6, Golden Courtroom Staffing	\$0	-	\$0	\$0	\$0	\$0
FY 2020-21 Total Request	\$25,000	0.3	\$0	\$25,000	\$0	\$0
FY 2019-20 Total Appropriation	\$25,000	0.3	\$0	\$25,000	\$0	\$0
FY 2020-21 Base Request	\$25,000	0.3	\$0	\$25,000	\$0	\$0
FY 2020-21 Total Request	\$25,000	0.3	\$0	\$25,000	\$0	\$0
Percentage Change FY 2019-20 to FY 2020-21	0.00%	0.0	0.00%	0.00%	0.00%	0.00%

TAB 10

Office of the State Public Defender FY 2020-21

Schedule 5

This section of the Long Bill provides the essential and necessary funding to support the operating needs of the Office of the State Public Defender, sufficient to meet minimal U.S. and Colorado Constitutional and Colorado Statutory needs of indigent clients facing criminal charges in the States' judicial system. In general, funding is determined in the first instance by defense attorney caseload standards, which allows attorneys to provide their clients with a vigorous defense in criminal trials and related procedural hearings. In the next instance, funding supports necessary investigative, administrative and agency level support staffing. Finally, the funding supports the mandated costs of facilitating the legal process; ancillary business costs such as leased space, utilities and general operating expenses; costs of employee benefits; and, finally, any other costs funded by the Legislature to support the needs of the State Public Defender and the interests of the State at large.

	Line Item Description	Programs Supported by the Line Item	Statutory Cite
Personal Services	Funds all agency public defender, investigative, administrative and support staff in 21 regional offices in the State's judicial districts, an appellate office and central state administrative office	All Public Defender Programs	21-1-10 (3) C.R.S.
Health, Life, and Dental	Funding for State portion of H/L/D	All eligible PD staff	21-1-102(3) C.R.S.; and, Title 24 Article 50 C.R.S.
Short-term Disability	State-funded Short-term Disability Benefits	All eligible PD staff	21-1-102(3) C.R.S.; and, Title 24 Article 50 C.R.S.
S.B. 04-257 AED	Funding PERA Trust Fund unfunded liability	All eligible PD staff	21-1-102(3) C.R.S.; and, Title 24 Article 51 C.R.S.
S.B. 06-235 Suppl. AED	Funding PERA Trust Fund unfunded liability	All eligible PD staff	21-1-102(3) C.R.S.; and, Title 24 Article 51 C.R.S.
Salary Survey	Funding for salary increases based on State Personnel compensation plan and for employees receiving statutory compensation	All eligible PD staff	21-1-102(3) C.R.S.; and, 24-50-104 C.R.S. et al
Merit Increases	Funding for merit increases, as funded by the General Assembly, for merit-based annual compensation	All eligible PD staff	21-1-102(3) C.R.S.; 24-50-104 C.R.S. et al; and, 24-38 103 (1.5) C.R.S.
Operating Expenses	General Operating Costs of the Public Defender system	All Public Defender Programs	21-1-101 C.R.S. et al
Vehicle Lease Payments	Funding is appropriated to the State Public Defender to lease vehicles acquired by the state fleet management program in the Department of Personnel and Administration	Eligible Public Defender Programs	Title 24 Article 30 C.R.S.
Capital Outlay	Funding appropriated for the initial purchase of equipment and furnishings as established by Joint Budget Committee Common Policies	Eligible Public Defender Programs	21-1-101 C.R.S. et al
Leased Space and Utilities	Funding appropriated to the State Public Defender to cover the leasing, utilities and build-out/coverion/other costs of Public Defender offices following both Joint Budget Committee and Executive Branch Common Policy protocols	All Public Defender Programs	21-1-101 C.R.S. et al
Automation Plan	Funding appropriated to the State Public Defender to cover the costs associated with technology related operating needs	All Public Defender Programs	21-1-101 C.R.S. et al
Attorney Registration Fees	Reimburses Attorneys for their required annual Attorney Registration Fees	Attorney Staff	21-1-101 C.R.S. et al
Contract Services	Funding appropriated to the State Public Defender to hire attorneys to represent public defender employees in grievance/contempt proceedings; subpoenas in capital and other exceptional cases; and other proceedings as authorized by the State Public Defender	Public Defender Staff	21-1-101 C.R.S. et al
Mandated Costs	Funding appropriated to the State Public Defender to provide for operating costs needed to facilitate the legal process including travel costs, transcripts, interpreters, expert witnesses and other such costs as prescribed by legal practice, standards, U.S. Constitution, etc.	All Public Defender Programs	21-1-101 C.R.S. et al
Grants	Grants applied for and awarded the Public Defender's Office, shown in the Long Bill as approved by the legislature	Eligible Public Defender Programs	N/A

TAB 11

Office of the State Public Defender
FY 2020-21 Budget Request
Schedule 6: Special Bills Summary

Bill Number	Short Bill Title	Line Items	FTE	Total Funds	General Fund	General Fund Exempt	Cash Funds	Cash Funds Exempt / Reappropriated Funds	Federal Funds
FY 2020-21									
SB 19-043	Judges	Personal Services	19.9	\$1,196,136	\$1,196,136	\$0	\$0	\$0	\$0
		HLD	0.0	\$195,955	\$195,955	\$0	\$0	\$0	\$0
		STD	0.0	\$2,032	\$2,032	\$0	\$0	\$0	\$0
		AED	0.0	\$53,470	\$53,470	\$0	\$0	\$0	\$0
		SAED	0.0	\$53,471	\$53,471	\$0	\$0	\$0	\$0
		Operating	0.0	\$18,905	\$18,905	\$0	\$0	\$0	\$0
		Capital Outlay	0.0	\$0	\$0	\$0	\$0	\$0	\$0
		Leased Space	0.0	\$174,841	\$174,841	\$0	\$0	\$0	\$0
		Attorney Registration	0.0	\$2,280	\$2,280	\$0	\$0	\$0	\$0
				SB 19-043	19.9	\$1,697,090	\$1,697,090	\$0	\$0
SB 19-223	Competency to Proceed	Operating	0.0	\$0	\$0	\$0	\$0	\$0	\$0
		SB 19-223	0.0	\$0	\$0	\$0	\$0	\$0	\$0
FY 2020-21 Department Total			19.9	\$1,697,090	\$1,697,090	\$0	\$0	\$0	\$0
FY 2019-20									
SB 19-043	Judges	Personal Services	14.0	\$847,159	\$847,159	\$0	\$0	\$0	\$0
		HLD	0.0	\$137,858	\$137,858	\$0	\$0	\$0	\$0
		STD	0.0	\$1,438	\$1,438	\$0	\$0	\$0	\$0
		AED	0.0	\$37,870	\$37,870	\$0	\$0	\$0	\$0
		SAED	0.0	\$37,871	\$37,871	\$0	\$0	\$0	\$0
		Operating	0.0	\$13,300	\$13,300	\$0	\$0	\$0	\$0
		Capital Outlay	0.0	\$94,360	\$94,360	\$0	\$0	\$0	\$0
		Leased Space	0.0	\$174,840	\$174,840	\$0	\$0	\$0	\$0
		Attorney Registration	0.0	\$2,280	\$2,280	\$0	\$0	\$0	\$0
				SB 19-043	14.0	\$1,346,976	\$1,346,976	\$0	\$0
SB 19-223	Competency to Proceed	Operating	0.0	\$50,000	\$50,000	\$0	\$0	\$0	\$0
		SB 19-223	0.0	\$50,000	\$50,000	\$0	\$0	\$0	\$0
FY 2019-20 Department Total			14.0	\$1,396,976	\$1,396,976	\$0	\$0	\$0	\$0
FY 2018-19									
n/a			0.0	\$0	\$0	\$0	\$0	\$0	\$0
FY 2018-19 Department Total			0.0	\$0	\$0	\$0	\$0	\$0	\$0
FY 2017-18									
SB 14-190	E-Discovery	Mandated Costs	0.0	-\$1,143,310	-\$1,143,310	\$0	\$0	\$0	\$0
		SB 14-190	0.0	-\$1,143,310	-\$1,143,310	\$0	\$0	\$0	\$0
FY 2017-18 Department Total			0.0	-\$1,143,310	-\$1,143,310	\$0	\$0	\$0	\$0

Office of the State Public Defender
FY 2020-21 Budget Request
Schedule 6: Special Bills Summary

Bill Number	Short Bill Title	Line Items	FTE	Total Funds	General Fund	General Fund Exempt	Cash Funds	Cash Funds Exempt / Reappropriated Funds	Federal Funds
FY 2016-17									
SB 14-190	E-Discovery	Mandated Costs	0.0	-\$806,504	-\$806,504	\$0	\$0	\$0	\$0
		SB 14-190	0.0	-\$806,504	-\$806,504	\$0	\$0	\$0	\$0
HB 15-1043	Felony DUI	Personal Services	3.7	\$200,668	\$200,668	\$0	\$0	\$0	\$0
		Capital Outlay	0.0	\$0	\$0	\$0	\$0	\$0	\$0
		Operating	0.0	\$3,515	\$3,515	\$0	\$0	\$0	\$0
		Attorney Registration	0.0	\$0	\$0	\$0	\$0	\$0	\$0
		HB 15-1043	3.7	\$204,183	\$204,183	\$0	\$0	\$0	\$0
FY 2016-17 Department Total			3.7	-\$602,321	-\$602,321	\$0	\$0	\$0	\$0
FY 2015-16									
HB 14-1023	Social Workers	Personal Services	8.0	\$410,759	\$410,759	\$0	\$0	\$0	\$0
		Capital Outlay	0.0	\$0	\$0	\$0	\$0	\$0	\$0
		Operating	0.0	\$7,600	\$7,600	\$0	\$0	\$0	\$0
		HB 14-1023	8.0	\$418,359	\$418,359	\$0	\$0	\$0	\$0
HB 14-1032	Juvenile Defense	Personal Services	19.0	\$1,045,085	\$1,045,085	\$0	\$0	\$0	\$0
		Capital Outlay	0.0	\$0	\$0	\$0	\$0	\$0	\$0
		Operating	0.0	\$48,282	\$48,282	\$0	\$0	\$0	\$0
		Attorney Registration	0.0	\$2,280	\$2,280	\$0	\$0	\$0	\$0
		HB 14-1032	19.0	\$1,095,647	\$1,095,647	\$0	\$0	\$0	\$0
HB 14-1050	Judges	Personal Services	1.6	\$86,887	\$86,887	\$0	\$0	\$0	\$0
		Capital Outlay	0.0	\$0	\$0	\$0	\$0	\$0	\$0
		Operating	0.0	\$1,940	\$1,940	\$0	\$0	\$0	\$0
		Attorney Registration	0.0	\$190	\$190	\$0	\$0	\$0	\$0
		HB 14-1050	1.6	\$89,017	\$89,017	\$0	\$0	\$0	\$0
HB 14-1266	Value-based offenses	Personal Services	(1.4)	-\$77,615	-\$77,615	\$0	\$0	\$0	\$0
		Capital Outlay	0.0	\$0	\$0	\$0	\$0	\$0	\$0
		Operating	0.0	-\$2,495	-\$2,495	\$0	\$0	\$0	\$0
		Attorney Registration	0.0	\$0	\$0	\$0	\$0	\$0	\$0
		HB 14-1266	(1.4)	-\$80,110	-\$80,110	\$0	\$0	\$0	\$0

Office of the State Public Defender
FY 2020-21 Budget Request
Schedule 6: Special Bills Summary

Bill Number	Short Bill Title	Line Items	FTE	Total Funds	General Fund	General Fund Exempt	Cash Funds	Cash Funds Exempt / Reappropriated Funds	Federal Funds
HB 15-1043	Felony DUI	Personal Services	3.1	\$167,569	\$167,569	\$0	\$0	\$0	\$0
		Capital Outlay	0.0	\$17,401	\$17,401	\$0	\$0	\$0	\$0
		Operating	0.0	\$2,945	\$2,945	\$0	\$0	\$0	\$0
		Attorney Registration	0.0	\$437	\$437	\$0	\$0	\$0	\$0
		HB 15-1043	3.1	\$188,352	\$188,352	\$0	\$0	\$0	\$0
FY 2015-16 Department Total			30.3	\$1,711,265	\$1,711,265	\$0	\$0	\$0	\$0
FY 2014-15									
HB 14-1023	Social Workers	Personal Services	8.0	\$410,759	\$410,759	\$0	\$0	\$0	\$0
		Capital Outlay	0.0	\$37,624	\$37,624	\$0	\$0	\$0	\$0
		Operating	0.0	\$7,600	\$7,600	\$0	\$0	\$0	\$0
		HB 14-1023	8.0	\$455,983	\$455,983	\$0	\$0	\$0	\$0
HB 14-1032	Juvenile Defense	Personal Services	11.1	\$609,429	\$609,429	\$0	\$0	\$0	\$0
		Capital Outlay	0.0	\$94,157	\$94,157	\$0	\$0	\$0	\$0
		Operating	0.0	\$32,009	\$32,009	\$0	\$0	\$0	\$0
		Attorney Registration	0.0	\$2,280	\$2,280	\$0	\$0	\$0	\$0
		HB 14-1032	11.1	\$737,875	\$737,875	\$0	\$0	\$0	\$0
HB 14-1050	Judges	Personal Services	1.5	\$79,647	\$79,647	\$0	\$0	\$0	\$0
		Capital Outlay	0.0	\$4,703	\$4,703	\$0	\$0	\$0	\$0
		Operating	0.0	\$1,810	\$1,810	\$0	\$0	\$0	\$0
		Attorney Registration	0.0	\$190	\$190	\$0	\$0	\$0	\$0
		HB 14-1050	1.5	\$86,350	\$86,350	\$0	\$0	\$0	\$0
HB 14-1266	Value-based offenses	Personal Services	(1.2)	-\$67,270	-\$67,270	\$0	\$0	\$0	\$0
		Capital Outlay	0.0	\$0	\$0	\$0	\$0	\$0	\$0
		Operating	0.0	-\$2,138	-\$2,138	\$0	\$0	\$0	\$0
		Attorney Registration	0.0	\$0	\$0	\$0	\$0	\$0	\$0
		HB 14-1266	(1.2)	-\$69,408	-\$69,408	\$0	\$0	\$0	\$0
SB 13-1160	Criminal Theft	Personal Services	(2.7)	-\$183,153	-\$183,153	\$0	\$0	\$0	\$0
		Operating Expenses	0.0	-\$2,565	-\$2,565	\$0	\$0	\$0	\$0
		SB 13-1160	(2.7)	-\$185,718	-\$185,718	\$0	\$0	\$0	\$0

Office of the State Public Defender
FY 2020-21 Budget Request
Schedule 6: Special Bills Summary

Bill Number	Short Bill Title	Line Items	FTE	Total Funds	General Fund	General Fund Exempt	Cash Funds	Cash Funds Exempt / Reappropriated Funds	Federal Funds
SB 13-1210	Rothgery	Personal Services	89.1	\$5,662,970	\$5,662,970	\$0	\$0	\$0	\$0
		STD	0.0	\$9,641	\$9,641	\$0	\$0	\$0	\$0
		HLD	0.0	\$590,198	\$590,198	\$0	\$0	\$0	\$0
		AED	0.0	\$202,974	\$202,974	\$0	\$0	\$0	\$0
		SAED	0.0	\$190,288	\$190,288	\$0	\$0	\$0	\$0
		Capital Outlay	0.0	\$0	\$0	\$0	\$0	\$0	\$0
		Leased Space	0.0	\$778,912	\$778,912	\$0	\$0	\$0	\$0
		Operating Expenses	0.0	\$158,954	\$158,954	\$0	\$0	\$0	\$0
		Attorney Registration	0.0	\$9,378	\$9,378	\$0	\$0	\$0	\$0
				SB 13-1210	89.1	\$7,603,315	\$7,603,315	\$0	\$0
FY 2014-15 Department Total			86.4	\$7,417,597	\$7,417,597	\$0	\$0	\$0	\$0
FY 2013-14									
SB 13-1160	Criminal Theft	Personal Services	(2.7)	-\$167,891	-\$167,891	\$0	\$0	\$0	\$0
		Operating Expenses	0.0	-\$2,351	-\$2,351	\$0	\$0	\$0	\$0
			SB 13-1160	(2.7)	-\$170,242	-\$170,242	\$0	\$0	\$0
SB 13-1210	Rothgery	Personal Services	37.1	\$2,359,574	\$2,359,574	\$0	\$0	\$0	\$0
		STD	0.0	\$4,017	\$4,017	\$0	\$0	\$0	\$0
		HLD	0.0	\$295,099	\$295,099	\$0	\$0	\$0	\$0
		AED	0.0	\$80,344	\$80,344	\$0	\$0	\$0	\$0
		SAED	0.0	\$74,001	\$74,001	\$0	\$0	\$0	\$0
		Capital Outlay	0.0	\$419,037	\$419,037	\$0	\$0	\$0	\$0
		Leased Space	0.0	\$389,893	\$389,893	\$0	\$0	\$0	\$0
		Operating Expenses	0.0	\$79,566	\$79,566	\$0	\$0	\$0	\$0
		Attorney Registration	0.0	\$9,378	\$9,378	\$0	\$0	\$0	\$0
				SB 13-1210	37.1	\$3,710,909	\$3,710,909	\$0	\$0
SB 13-1325	Driving under Influence	Mandated Cost	0.0	\$12,000	\$12,000	\$0	\$0	\$0	\$0
			SB 13-1325	0.0	\$12,000	\$12,000	\$0	\$0	\$0
FY 2013-14 Department Total			34.4	\$3,552,667	\$3,552,667	\$0	\$0	\$0	\$0
FY 2012-13									
n/a									
FY 2012-13 Department Total			0.0	\$0	\$0	\$0	\$0	\$0	\$0
FY 2011-12									
SB 11-076	Employer PERA Payments	Personal Services	0.0	-\$969,823	-\$969,823	\$0	\$0	\$0	\$0
			SB 11-076	0.0	-\$969,823	-\$969,823	\$0	\$0	\$0
FY 2011-12 Department Total			0.0	-\$969,823	-\$969,823	\$0	\$0	\$0	\$0

Office of the State Public Defender
FY 2020-21 Budget Request
 Schedule 6: Special Bills Summary

Bill Number	Short Bill Title	Line Items	FTE	Total Funds	General Fund	General Fund Exempt	Cash Funds	Cash Funds Exempt / Reappropriated Funds	Federal Funds
FY 2010-11									
HB 10-1352	Drug Sentencing								
		Personal Services	(5.6)	-\$239,192	-\$239,192	\$0	\$0	\$0	\$0
		Operating Expenses	0.0	-\$5,320	-\$5,320	\$0	\$0	\$0	\$0
		HB 10-1352	(5.6)	-\$244,512	-\$244,512	\$0	\$0	\$0	\$0
FY 2010-11 Department Total			(5.6)	-\$244,512	-\$244,512	\$0	\$0	\$0	\$0

TAB 12

Office of the State Public Defender
FY 2020-21 Budget Request
Schedule 7: Supplemental Bills Summary

Bill Number	Line Items	FTE	Total Funds	General Fund	General Fund Exempt	Cash Funds	Cash Funds Exempt / Reappropriated Funds	Federal Funds
FY 2019-20								
n/a		0.0	\$0	\$0	\$0	\$0	\$0	\$0
FY 2019-20 Department Total		0.0	\$0	\$0	\$0	\$0	\$0	\$0
FY 2018-19								
HB 18-1163	Grants	0.3	\$55,000	\$0	\$0	\$55,000	\$0	\$0
FY 2018-19 Department Total		0.3	\$55,000	\$0	\$0	\$55,000	\$0	\$0
FY 2017-18								
SB 17-164	Automation Plan	0.0	\$46,857	\$46,857	\$0	\$0	\$0	\$0
FY 2017-18 Department Total		0.0	\$0	\$0	\$0	\$0	\$0	\$0
FY 2016-17								
SB 17-164	Automation Plan	0.0	\$146,820	\$146,820	\$0	\$0	\$0	\$0
FY 2016-17 Department Total		0.0	\$146,820	\$146,820	\$0	\$0	\$0	\$0
FY 2015-16								
n/a		0.0	\$0	\$0	\$0	\$0	\$0	\$0
FY 2015-16 Department Total		0.0	\$0	\$0	\$0	\$0	\$0	\$0

Office of the State Public Defender
FY 2020-21 Budget Request
Schedule 7: Supplemental Bills Summary

Bill Number	Line Items	FTE	Total Funds	General Fund	General Fund Exempt	Cash Funds	Cash Funds Exempt / Reappropriated Funds	Federal Funds
FY 2014-15								
SB 15-150	Personal Services	-6.0	-\$372,351	-\$372,351	\$0	\$0	\$0	\$0
	HLD	0.0	-\$78,046	-\$78,046	\$0	\$0	\$0	\$0
	STD	0.0	-\$3,413	-\$3,413	\$0	\$0	\$0	\$0
	AED	0.0	-\$6,516	-\$6,516	\$0	\$0	\$0	\$0
	SAED	0.0	-\$6,206	-\$6,206	\$0	\$0	\$0	\$0
	Operating Expenses	0.0	-\$10,702	-\$10,702	\$0	\$0	\$0	\$0
	Vehicle Lease Payments	0.0	\$0	\$0	\$0	\$0	\$0	\$0
	Capital Outlay	0.0	-\$28,218	-\$28,218	\$0	\$0	\$0	\$0
	Leased Space/Utilities	0.0	-\$52,454	-\$52,454	\$0	\$0	\$0	\$0
	Attorney Registration	0.0	-\$1,140	-\$1,140	\$0	\$0	\$0	\$0
	SB 15-150	-6.0	-\$559,046	-\$559,046	\$0	\$0	\$0	\$0
FY 2014-15 Department Total		-6.0	-\$559,046	-\$559,046	\$0	\$0	\$0	\$0
FY 2013-14								
HB 14-1239	Vehicle Lease Payments	0.0	\$60,879	\$60,879	\$0	\$0	\$0	\$0
	Attorney Registration	0.0	\$19,332	\$19,332	\$0	\$0	\$0	\$0
	HB 14-1239	0.0	\$80,211	\$80,211	\$0	\$0	\$0	\$0
FY 2013-14 Department Total		0.0	\$80,211	\$80,211	\$0	\$0	\$0	\$0
FY 2012-13								
SB 13-092	Operating Expenses	0.0	\$175,441	\$175,441	\$0	\$0	\$0	\$0
	Contract Services	0.0	\$31,395	\$31,395	\$0	\$0	\$0	\$0
	Mandated Costs	0.0	\$342,305	\$342,305	\$0	\$0	\$0	\$0
	Automation Plan	0.0	\$10,939	\$10,939	\$0	\$0	\$0	\$0
	SB 13-092	0.0	\$560,080	\$560,080	\$0	\$0	\$0	\$0
FY 2012-13 Department Total		0.0	\$560,080	\$560,080	\$0	\$0	\$0	\$0

Office of the State Public Defender
FY 2020-21 Budget Request
 Schedule 7: Supplemental Bills Summary

Bill Number	Line Items	FTE	Total Funds	General Fund	General Fund Exempt	Cash Funds	Cash Funds Exempt / Reappropriated Funds	Federal Funds
FY 2011-12								
HB 12-1187	Vehicle Lease Payments	0.0	\$18,853	\$18,853	\$0	\$0	\$0	\$0
	Mandated Costs	0.0	\$234,719	\$234,719	\$0	\$0	\$0	\$0
	SB 12-1187	0.0	\$253,572	\$253,572	\$0	\$0	\$0	\$0
FY 2011-12 Department Total		0.0	\$253,572	\$253,572	\$0	\$0	\$0	\$0

TAB 13

Salary Pots Request Summary, Fiscal Year 2020-21

Common Policy Line Item	FY 2019-20 Appropriation	GF	CF	RF	FF
Attorney Salary Survey	\$4,539,548	\$4,539,548	\$0	\$0	\$0
Salary Survey	\$0	\$0	\$0	\$0	\$0
Merit Pay	\$2,185,039	\$2,185,039	\$0	\$0	\$0
Shift	\$0	\$0	\$0	\$0	\$0
AED	\$3,368,980	\$3,368,980	\$0	\$0	\$0
SAED	\$3,368,980	\$3,368,980	\$0	\$0	\$0
Short-term Disability	\$114,545	\$114,545	\$0	\$0	\$0
Health, Life and Dental	\$8,556,670	\$8,556,670	\$0	\$0	\$0
TOTAL	\$22,133,762	\$22,133,762	\$0	\$0	\$0
Common Policy Line Item	FY 2020-21 Total Request	GF	CF	RF	FF
Attorney Salary Survey	\$0	\$0	\$0	\$0	\$0
Salary Survey	\$0	\$0	\$0	\$0	\$0
Merit Pay	\$1,528,585	\$1,528,585	\$0	\$0	\$0
Shift	\$0	\$0	\$0	\$0	\$0
AED	\$3,469,420	\$3,469,420	\$0	\$0	\$0
SAED	\$3,469,420	\$3,469,420	\$0	\$0	\$0
Short-term Disability	\$117,960	\$117,960	\$0	\$0	\$0
Health, Life and Dental	\$8,828,898	\$8,828,898	\$0	\$0	\$0
TOTAL	\$17,414,283	\$17,414,283	\$0	\$0	\$0
Common Policy Line Item	FY 2020-21 Incremental	GF	CF	RF	FF
Attorney Salary Survey	-\$4,539,548	-\$4,539,548	\$0	\$0	\$0
Salary Survey	\$0	\$0	\$0	\$0	\$0
Merit Pay	-\$656,454	-\$656,454	\$0	\$0	\$0
Shift	\$0	\$0	\$0	\$0	\$0
AED	\$100,440	\$100,440	\$0	\$0	\$0
SAED	\$100,440	\$100,440	\$0	\$0	\$0
Short-term Disability	\$3,415	\$3,415	\$0	\$0	\$0
Health, Life and Dental	\$272,228	\$272,228	\$0	\$0	\$0
TOTAL	-\$4,719,479	-\$4,719,479	\$0	\$0	\$0

TAB 14

Office of the State Public Defender FY 2020-21

Personal Services

Position and Object Code Detail

	FY 2017-18 Actual		FY 2018-19 ACTUAL		FY 2019-20 Appropriation		FY 2020-21 Request
Position Type							
State Public Defender	\$169,978	1.0	\$175,008	1.0			
State Ofc Exec Mgt	\$643,019	3.9	\$854,804	5.0			
State Ofc Sr Mgt	\$1,097,383	7.6	\$1,188,948	8.1			
State Ofc Prof Svcs	\$1,928,127	24.3	\$2,066,564	24.5			
Trial / Appl Managing Atty	\$3,128,556	21.9	\$3,136,582	21.8			
Trial / Appl Sr Atty	\$8,781,809	78.8	\$12,371,328	113.4			
Trial / Appl Staff Atty	\$25,047,905	372.8	\$23,260,526	346.6			
Trial / Appl Inv / Paralegal / Social Workers	\$9,470,959	154.5	\$11,203,826	169.6			
Trial / Appl Prof Svcs	\$4,756,647	115.1	\$5,311,415	121.4			
Total Full and Part-time Employee Expenditures	\$55,024,383	779.9	\$59,569,001	811.4			
PERA Contributions	\$10,991,665		\$11,842,053				
Medicare	\$788,113		\$864,102				
State Temporary Employees	\$420,740		946,525				
Sick and Annual Leave Payouts	\$829,193		\$908,892				
Contract Services	\$296,612		\$405,809				
Other Expenditures (specify as necessary)	\$8,439		\$34,836				
Total Temporary, Contract, and Other Expenditures	\$13,334,761	0.0	\$15,002,217	0.0			
Pots Expenditures (excluding Salary Survey and Performance-based Pay already included above)	\$6,832,929		\$7,307,519				
Total Expenditures for Line Item	\$75,192,074	779.9	\$81,878,737	811.4			
Total Spending Authority / Request for Line Item	\$75,577,953	809.1	\$82,063,788	869.5	\$77,225,719	888.8	\$81,955,328
Amount Under/(Over) Expended	\$385,880	29.2	\$185,051	58.1			

**Office of the State Public Defender FY 2020-21
Operating Expenses**

**Schedule 14
Position and Object Code Detail**

Object Code	Object Code Description	FY 2017-18 Actual	FY 2018-19 Actual	FY 2019-20 Appropriation	FY 2020-21 Request
	Cleaning/Disposal Services	\$25,195	\$35,171		
	Equip Maint and Repairs	\$32,004	\$31,065		
	Motor Pool	\$72,625	\$89,955		
	Equip Rental	\$150,834	\$165,989		
	IS Travel	\$703,567	\$745,832		
	OS Travel	\$30,043	\$58,275		
	Telephone	\$197,408	\$206,492		
	Printing	\$29,499	\$28,663		
	Training/Recruiting	\$37,932	\$47,649		
	Subscriptions & Books	\$47,654	\$38,803		
	Office Supplies	\$241,895	\$307,747		
	Postage	\$47,741	\$52,809		
	Non-Cap Equip	\$181,782	\$19,279		
	Capital Outlay	\$0	\$0		
Total Expenditures Denoted in Object Codes		\$1,798,179	\$1,827,779		
Total Spending Authority / Request for Line Item		\$1,826,295	\$1,862,513	\$1,902,463	\$1,927,608
Amount Under/(Over) Expended		\$28,116	\$34,734		

**Office of the State Public Defender FY 2020-21
Capital Outlay**

Schedule 14

Position and Object Code Detail

Object Code	Object Code Description	FY 2017-18 Actual	FY 2018-19 Actual	FY 2019-20 Appropriation	FY 2020-21 Request
	Non-Cap Equip	\$1,014	\$187,993		
	Non-Cap Office Furn/Office System	\$72,219	\$100,282		
	Non-Cap Other Fixed Asset	\$45,542	\$8,014		
Total Expenditures for Line Item		\$118,775	\$296,289		
Total Spending Authority / Request for Line Item		\$118,775	\$296,289	\$108,469	\$458,800
Amount Under/(Over) Expended		\$0	\$0		

Office of the State Public Defender FY 2020-21
Leased Space / Utilities

Schedule 14
Position and Object Code Detail

Object Code	Object Code Description	FY 2017-18 Actual	FY 2018-19 Actual	FY 2019-20 Appropriation	FY 2020-21 Request
	Total Leased Space Costs	\$5,937,476	\$6,648,737		
	Utilities	\$63,734	\$64,595		
	Professional Services	\$180,120	\$47,136		
	Storage and Moving	\$53,628	\$58,256		
Total Expenditures for Line Item		\$6,234,957	\$6,818,725		
Total Spending Authority for Line Item		\$6,450,639	\$6,966,417	\$7,141,257	\$8,019,384
Amount Under/(Over) Expended		\$215,682	\$147,692		

**Office of the State Public Defender FY 2020-21
Automation Plan**

**Schedule 14
Position and Object Code Detail**

Object Code	Object Code Description	FY 2017-18 Actual	FY 2018-19 Actual	FY 2019-20 Appropriation	FY 2020-21 Request
	IT Services/Training	\$0	\$16,982		
	IT Hardware Maint/Repair	\$63,437	\$45,968		
	IT Software Maint/Repair	\$323,819	\$370,449		
	Communications	\$238,363	\$261,116		
	IT Supplies	\$16,215	\$21,192		
	Purchased Software	\$29,740	\$26,267		
	Legal Databases/Subscription Svcs	\$183,105	\$229,708		
	Non-Capital Equipment	\$305,678	\$860,136		
	Capital Outlay	\$716,415	\$412,001		
Total Expenditures for Line Item		\$1,876,772	\$2,243,818		
Total Spending Authority for Line Item		\$1,880,023	\$2,249,678	\$1,662,802	\$2,242,194
Amount Under/(Over) Expended		\$3,251	\$5,860		

**Office of the State Public Defender FY 2020-21
Mandated Costs**

**Schedule 14
Position and Object Code Detail**

Object Code	Object Code Description	FY 2017-18 Actual	FY 2018-19 Actual	FY 2019-20 Appropriation	FY 2020-21 Request
	Experts	\$1,028,559	\$930,319		
	Interpreters	\$213,835	\$232,034		
	Transcripts	\$1,768,138	\$1,902,820		
	Travel	\$214,658	\$213,390		
	Discovery	\$168,637	\$202,222		
	Misc	\$47,987	\$42,171		
Total Expenditures for Line Item		\$3,441,814	\$3,522,955		
Total Spending Authority for Line Item		\$3,441,959	\$3,531,431	\$3,381,431	\$3,813,143
Amount Under/(Over) Expended		\$145	\$8,476		