



# STATE PUBLIC DEFENDER

**Fiscal Year 2026 Budget Request**

**SUBMISSION DATE**

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**AUGUST 30, 2024**

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**Agency Summary And Certification**

**FY 2026 Request**

**Agency:** Office of the State Public Defender

438

In accordance with 67-3502 Idaho Code, I certify the included budget properly states the receipts and expenditures of the departments (agency, office, or institution) for the fiscal years indicated.

**Signature of Department Director:** ERIC FREDERICKSEN **Date:** 08/30/2024

			<b>FY 2024 Total Appropriation</b>	<b>FY 2024 Total Expenditures</b>	<b>FY 2025 Original Appropriation</b>	<b>FY 2025 Estimated Expenditures</b>	<b>FY 2026 Total Request</b>
<b>Appropriation Unit</b>							
State Public Defender Administration			0	0	52,015,300	54,515,300	68,933,000
<b>Total</b>			<b>0</b>	<b>0</b>	<b>52,015,300</b>	<b>54,515,300</b>	<b>68,933,000</b>
<b>By Fund Source</b>							
G	10000	General	0	0	16,485,300	16,485,300	30,090,300
D	50900	Dedicated	0	0	35,530,000	38,030,000	38,842,700
<b>Total</b>			<b>0</b>	<b>0</b>	<b>52,015,300</b>	<b>54,515,300</b>	<b>68,933,000</b>
<b>By Account Category</b>							
Personnel Cost			0	0	37,680,200	37,680,200	40,894,000
Operating Expense			0	0	14,285,100	16,785,100	28,039,000
Capital Outlay			0	0	50,000	50,000	0
<b>Total</b>			<b>0</b>	<b>0</b>	<b>52,015,300</b>	<b>54,515,300</b>	<b>68,933,000</b>
FTP Positions			0.00	0.00	316.00	316.00	333.96
<b>Total</b>			<b>0.00</b>	<b>0.00</b>	<b>316.00</b>	<b>316.00</b>	<b>333.96</b>

**Division Description**

Request for Fiscal Year: 2026

**Agency:** Office of the State Public Defender

438

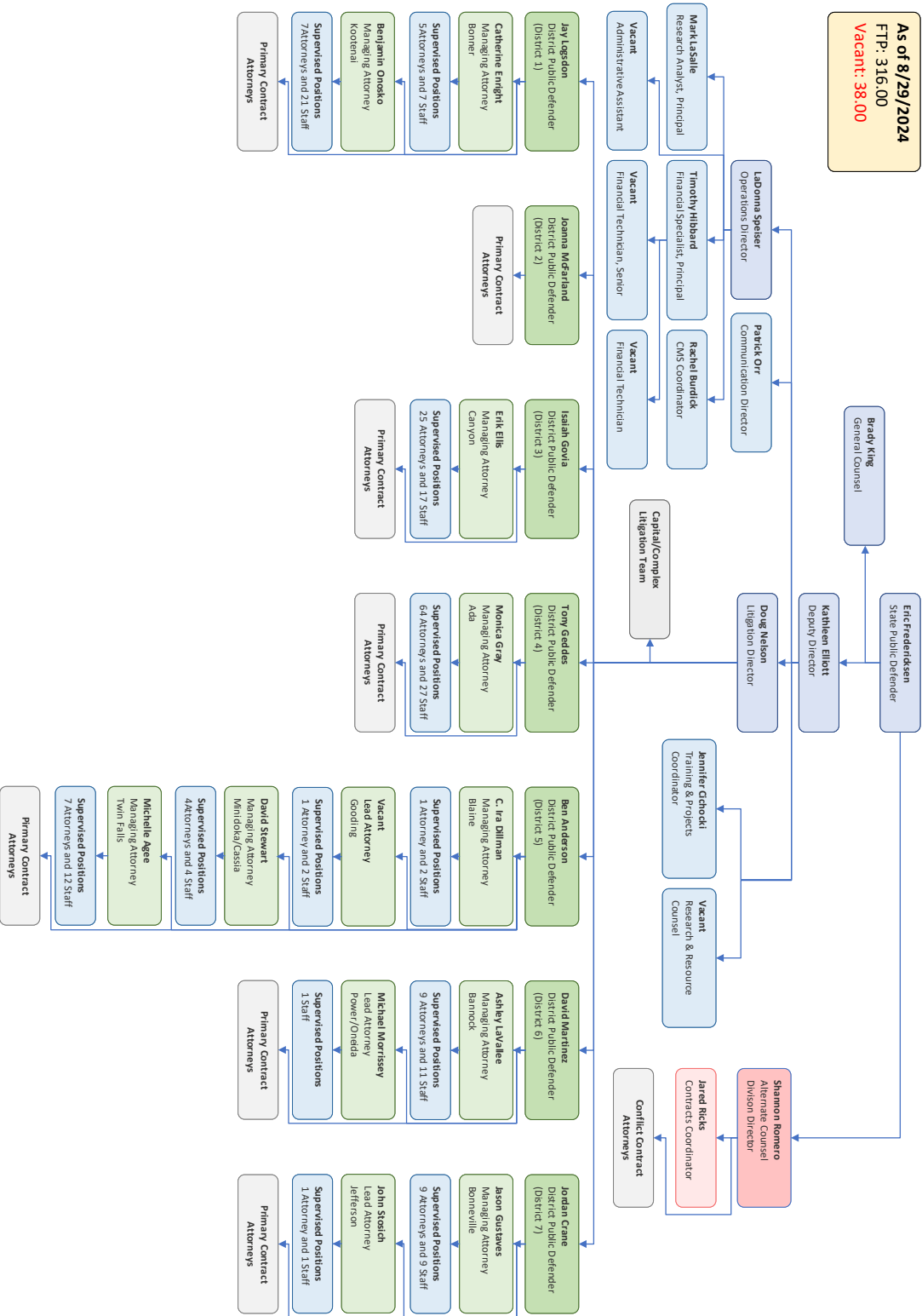
**Division:** Office of the State Public Defender

PD2

**Statutory Authority:**

The Office of the State Public Defender ensures that qualified defending attorneys, experts, investigators, mitigation specialists, stenographers, paralegals, or other support staff and assistants are employed or contracted as necessary to provide legal representation to indigent defendants at all stages of criminal and commitment proceedings pursuant to the sixth amendment to the United States Constitution; Section 13, Article I, of the constitution of the State of Idaho; and Chapter 60, Title 19, Idaho Code.

As of 8/29/2024  
 FTP: 316.00  
 Vacant: 38.00



**Analysis of Fund Balances**

Request for Fiscal Year: 2026

**Agency:** Office of the State Public Defender

438

**Fund:** Public Defense Fund

50900

Sources and Uses:

Sections 57-827, Idaho Code (Authority); Section 57-811, Idaho Code (Transfer In); Section 57-828, Idaho Code (Transfer Out)

	FY 22 Actuals	FY 23 Actuals	FY 24 Actuals	FY 25 Estimate	FY 26 Estimate	
<b>01. Beginning Free Fund Balance</b>	<b>0</b>	<b>0</b>	<b>0</b>	<b>0</b>	<b>470,000</b>	
02. Encumbrances as of July 1	0	0	0	0	0	
02a. Reappropriation (Legislative Carryover)	0	0	0	0	0	
<b>03. Beginning Cash Balance</b>	<b>0</b>	<b>0</b>	<b>0</b>	<b>0</b>	<b>470,000</b>	
04. Revenues (from Form B-11)	0	0	0	0	0	
05. Non-Revenue Receipts and Other Adjustments	0	0	0	0	0	
06. Statutory Transfers In	0	0	36,000,000	39,000,000	39,000,000	Section 57-811
07. Operating Transfers In	0	0	0	0	0	
<b>08. Total Available for Year</b>	<b>0</b>	<b>0</b>	<b>36,000,000</b>	<b>39,000,000</b>	<b>39,470,000</b>	
09. Statutory Transfers Out	0	0	36,000,000	500,000	500,000	S1447 of 2024, Section 57-828, Idaho Code
10. Operating Transfers Out	0	0	0	0	0	
11. Non-Expenditure Distributions and Other Adjustments	0	0	0	0	0	
12. Cash Expenditures for Prior Year Encumbrances	0	0	0	0	0	
13. Original Appropriation	0	0	0	35,530,000	38,842,700	S1270, S1424, & H521 of 2024 + PCF Report (Calculating 10 series adjustments into this)
14. Prior Year Reappropriations, Supplementals, Recessions	0	0	0	2,500,000	0	H521 of 2024
15. Non-cogs, Receipts to Appropriations, etc.	0	0	0	0	0	
16. Reversions and Continuous Appropriations	0	0	0	0	0	
17. Current Year Reappropriation	0	0	0	0	0	
18. Reserve for Current Year Encumbrances	0	0	0	0	0	
<b>19. Current Year Cash Expenditures</b>	<b>0</b>	<b>0</b>	<b>0</b>	<b>38,030,000</b>	<b>38,842,700</b>	
<b>19a. Budgetary Basis Expenditures (CY Cash Exp + CY Enc)</b>	<b>0</b>	<b>0</b>	<b>0</b>	<b>38,030,000</b>	<b>38,842,700</b>	
<b>20. Ending Cash Balance</b>	<b>0</b>	<b>0</b>	<b>0</b>	<b>470,000</b>	<b>127,300</b>	
21. Prior Year Encumbrances as of June 30	0	0	0	0	0	
22. Current Year Encumbrances as of June 30	0	0	0	0	0	
22a. Current Year Reappropriation	0	0	0	0	0	
23. Borrowing Limit	0	0	0	0	0	
<b>24. Ending Free Fund Balance</b>	<b>0</b>	<b>0</b>	<b>0</b>	<b>470,000</b>	<b>127,300</b>	
<b>24a. Investments Direct by Agency (GL 1203)</b>	<b>0</b>	<b>0</b>	<b>0</b>	<b>0</b>	<b>0</b>	
<b>24b. Ending Free Fund Balance Including Direct Investments</b>	<b>0</b>	<b>0</b>	<b>0</b>	<b>470,000</b>	<b>127,300</b>	
<b>26. Outstanding Loans (if this fund is part of a loan program)</b>	<b>0</b>	<b>0</b>	<b>0</b>	<b>0</b>	<b>0</b>	

Note:

		FTP	Personnel Costs	Operating Expense	Capital Outlay	Trustee Benefit	Total
<b>Agency</b>	Office of the State Public Defender						438
<b>Division</b>	Office of the State Public Defender						PD2
<b>Appropriation Unit</b>	State Public Defender Administration						SGAA
<b>FY 2025 Original Appropriation</b>							
3.00	FY 2025 Original Appropriation						SGAA
S1270 and S1424							
	10000 General	17.00	2,150,200	11,285,100	0	0	13,435,300
	OT 10000 General	0.00	0	3,000,000	50,000	0	3,050,000
	50900 Dedicated	299.00	35,530,000	0	0	0	35,530,000
		316.00	37,680,200	14,285,100	50,000	0	52,015,300
<b>Appropriation Adjustment</b>							
4.31	Child Protective Act Appropriation to Match Cash Transfer						SGAA
This request is for spending authority for the additional cash transfer granted in H521 of 2024 (Section 25).							
	OT 50900 Dedicated	0.00	0	2,500,000	0	0	2,500,000
		0.00	0	2,500,000	0	0	2,500,000
<b>FY 2025 Total Appropriation</b>							
5.00	FY 2025 Total Appropriation						SGAA
	10000 General	17.00	2,150,200	11,285,100	0	0	13,435,300
	OT 10000 General	0.00	0	3,000,000	50,000	0	3,050,000
	50900 Dedicated	299.00	35,530,000	0	0	0	35,530,000
	OT 50900 Dedicated	0.00	0	2,500,000	0	0	2,500,000
		316.00	37,680,200	16,785,100	50,000	0	54,515,300
<b>FY 2025 Estimated Expenditures</b>							
7.00	FY 2025 Estimated Expenditures						SGAA
	10000 General	17.00	2,150,200	11,285,100	0	0	13,435,300
	OT 10000 General	0.00	0	3,000,000	50,000	0	3,050,000
	50900 Dedicated	299.00	35,530,000	0	0	0	35,530,000
	OT 50900 Dedicated	0.00	0	2,500,000	0	0	2,500,000
		316.00	37,680,200	16,785,100	50,000	0	54,515,300
<b>Base Adjustments</b>							
8.41	Removal of One-Time Expenditures						SGAA
This decision unit removes one-time appropriation for FY 2026. \$3,050,000 is removed for moneys appropriated for a statewide case management system (Legal Server) and \$2,500,000 for a onetime supplemental for CPA.							
	OT 10000 General	0.00	0	(3,000,000)	(50,000)	0	(3,050,000)
	OT 50900 Dedicated	0.00	0	(2,500,000)	0	0	(2,500,000)
		0.00	0	(5,500,000)	(50,000)	0	(5,550,000)
<b>FY 2026 Base</b>							
9.00	FY 2026 Base						SGAA
	10000 General	17.00	2,150,200	11,285,100	0	0	13,435,300
	OT 10000 General	0.00	0	0	0	0	0
	50900 Dedicated	299.00	35,530,000	0	0	0	35,530,000

		FTP	Personnel Costs	Operating Expense	Capital Outlay	Trustee Benefit	Total
OT 50900	Dedicated	0.00	0	0	0	0	0
		316.00	37,680,200	11,285,100	0	0	48,965,300

**Program Maintenance**

10.11 Change in Health Benefit Costs SGAA

This decision unit reflects a change in the employer health benefit costs.

10000	General	0.00	20,800	0	0	0	20,800
50900	Dedicated	0.00	387,400	0	0	0	387,400
		0.00	408,200	0	0	0	408,200

10.12 Change in Variable Benefit Costs SGAA

This decision unit reflects a change in variable benefits.

10000	General	0.00	7,200	0	0	0	7,200
50900	Dedicated	0.00	109,100	0	0	0	109,100
		0.00	116,300	0	0	0	116,300

10.61 Salary Multiplier - Regular Employees SGAA

This decision unit reflects a 1% salary multiplier for Regular Employees.

10000	General	0.00	19,500	0	0	0	19,500
50900	Dedicated	0.00	316,200	0	0	0	316,200
		0.00	335,700	0	0	0	335,700

**FY 2026 Total Maintenance**

11.00 FY 2026 Total Maintenance SGAA

10000	General	17.00	2,197,700	11,285,100	0	0	13,482,800
OT 10000	General	0.00	0	0	0	0	0
50900	Dedicated	299.00	36,342,700	0	0	0	36,342,700
OT 50900	Dedicated	0.00	0	0	0	0	0
		316.00	38,540,400	11,285,100	0	0	49,825,500

**Line Items**

12.01 Child Protective Act Appropriation to Match Cash Transfer SGAA

This request is for spending authority for the additional cash transfer granted in H521 of 2024 (Section 25).

50900	Dedicated	0.00	0	2,500,000	0	0	2,500,000
		0.00	0	2,500,000	0	0	2,500,000

12.02 Public Defense Operating Budget SGAA

This request is for the general operations of the providing indigent defense to Idahoans.

10000	General	0.00	0	16,380,800	0	0	16,380,800
		0.00	0	16,380,800	0	0	16,380,800

12.03 New Institutional Offices SGAA

Converting contract offices to institutional offices.

10000	General	17.96	2,353,600	(2,168,600)	0	0	185,000
OT 10000	General	0.00	0	41,700	0	0	41,700
		17.96	2,353,600	(2,126,900)	0	0	226,700

**FY 2026 Total**

13.00 FY 2026 Total SGAA



		FTP	Personnel Costs	Operating Expense	Capital Outlay	Trustee Benefit	Total
10000	General	34.96	4,551,300	25,497,300	0	0	30,048,600
OT 10000	General	0.00	0	41,700	0	0	41,700
50900	Dedicated	299.00	36,342,700	2,500,000	0	0	38,842,700
OT 50900	Dedicated	0.00	0	0	0	0	0
		333.96	40,894,000	28,039,000	0	0	68,933,000

Agency: Office of the State Public Defender

438

Decision Unit Number 4.31 Descriptive Title Child Protective Act Appropriation to Match Cash Transfer

	General	Dedicated	Federal	Total
Request Totals				
50 - Personnel Cost	0	0	0	0
55 - Operating Expense	0	2,500,000	0	2,500,000
70 -	0	0	0	0
80 -	0	0	0	0
Totals	0	2,500,000	0	2,500,000
Full Time Positions	0.00	0.00	0.00	0.00

Appropriation Unit: State Public Defender Administration SGAA

Operating Expense

559 General Services	0	2,500,000	0	2,500,000
Operating Expense Total	0	2,500,000	0	2,500,000
	<b>0</b>	<b>2,500,000</b>	<b>0</b>	<b>2,500,000</b>

**Explain the request and provide justification for the need.**

House Bill 521 of 2024 increased the cash transfer from the Tax Relief Fund (TRF) to the Public Defense Fund (PDF) from \$36,000,000 to \$39,000,000 annually in Section 57-811, Idaho Code. The intent of the is legislation was to provide the Office of the State Public Defender a matching appropriation of \$2,500,000 to provide legal representation for children and parents who qualify under the Child Protective Act (CPA), \$500,000 was earmarked for county reimbursement for Guardian Ad Litem representation.

While the \$500,000 for Guardian Ad Litem was subsequently transferred and perpetually appropriated to the Attorney Costs for Guardian Ad Litem Account in S1367 of 2024, the \$2,500,000 for CPA was unintentionally left unappropriated by the end of the legislative session.

**If a supplemental, what emergency is being addressed?**

This supplemental rectifies an inadvertent omission from a previous legislature and grants the SPD the authority to use already provided funding for the representation of children and parents who qualify under the Child Protective Act (CPA).

**Specify the authority in statute or rule that supports this request.**

Section 57-811, Idaho Code

**Indicate existing base of PC, OE, and/or CO by source for this request.**

N/A

**What resources are necessary to implement this request?**

The SPD will use existing resources.

**List positions, pay grades, full/part-time status, benefits, terms of service.**

N/A

**Will staff be re-directed? If so, describe impact and show changes on org chart.**

No.

**Detail any current one-time or ongoing OE or CO and any other future costs.**

This supplemental is for \$2,500,000 in onetime OE. Line item 12.01 seeks this appropriation as ongoing.

**Describe method of calculation (RFI, market cost, etc.) and contingencies.**

N/A

**Provide detail about the revenue assumptions supporting this request.**

---

Section 57-811, Idaho code transfers a total of \$39,000,000 to the Public Defense Fund, annually.

**Who is being served by this request and what is the impact if not funded?**

---

Idaho children and parents who qualify under the Child Protective Act (CPA).

**Identify the measure/goal/priority this will improve in the strat plan or PMR.**

---

FIRST GOAL of strategic plan: Provide Constitutionally Required Representation for Every Client (including children and their parents)

**What is the anticipated measured outcome if this request is funded?**

---

Idaho children and their family members will have access to a higher quality of representation while navigating extremely difficulty and volatile circumstances.

Agency: Office of the State Public Defender

438

Decision Unit Number 12.01 Descriptive Title Child Protective Act Appropriation to Match Cash Transfer

	General	Dedicated	Federal	Total
Request Totals				
50 - Personnel Cost	0	0	0	0
55 - Operating Expense	0	2,500,000	0	2,500,000
70 -	0	0	0	0
80 -	0	0	0	0
Totals	0	2,500,000	0	2,500,000
Full Time Positions	0.00	0.00	0.00	0.00

Appropriation Unit: State Public Defender Administration SGAA

Operating Expense

559 General Services	0	2,500,000	0	2,500,000
Operating Expense Total	0	2,500,000	0	2,500,000
	<b>0</b>	<b>2,500,000</b>	<b>0</b>	<b>2,500,000</b>

**Explain the request and provide justification for the need.**

House Bill 521 of 2024 increased the cash transfer from the Tax Relief Fund (TRF) to the Public Defense Fund (PDF) from \$36,000,000 to \$39,000,000 annually in Section 57-811, Idaho Code. The intent of the is legislation was to provide the Office of the State Public Defender a matching appropriation of \$2,500,000 to provide legal representation for children and parents who qualify under the Child Protective Act (CPA), \$500,000 was earmarked for county reimbursement for Guardian Ad Litem representation.

While the \$500,000 for Guardian Ad Litem was subsequently transferred and perpetually appropriated to the Attorney Costs for Guardian Ad Litem Account in S1367 of 2024, the \$2,500,000 for CPA was unintentionally left unappropriated by the end of the legislative session.

**If a supplemental, what emergency is being addressed?**

N/A

**Specify the authority in statute or rule that supports this request.**

Section 57-811, Idaho Code

**Indicate existing base of PC, OE, and/or CO by source for this request.**

N/A

**What resources are necessary to implement this request?**

The SPD will use existing resources.

**List positions, pay grades, full/part-time status, benefits, terms of service.**

N/A

**Will staff be re-directed? If so, describe impact and show changes on org chart.**

No.

**Detail any current one-time or ongoing OE or CO and any other future costs.**

This line item is for \$2,500,000 in ongoing OE.

**Describe method of calculation (RFI, market cost, etc.) and contingencies.**

N/A

**Provide detail about the revenue assumptions supporting this request.**

---

Section 57-811, Idaho code transfers a total of \$39,000,000 to the Public Defense Fund, annually.

**Who is being served by this request and what is the impact if not funded?**

---

Idaho children and parents who qualify under the Child Protective Act (CPA).

**Identify the measure/goal/priority this will improve in the strat plan or PMR.**

---

FIRST GOAL of strategic plan: Provide Constitutionally Required Representation for Every Client (including children and their parents)

**What is the anticipated measured outcome if this request is funded?**

---

Idaho children and their family members will have access to a higher quality of representation while navigating extremely difficulty and volatile circumstances.

Agency: Office of the State Public Defender

438

Decision Unit Number 12.02 Descriptive Title Public Defense Operating Budget

	General	Dedicated	Federal	Total
Request Totals				
50 - Personnel Cost	0	0	0	0
55 - Operating Expense	16,380,800	0	0	16,380,800
70 -	0	0	0	0
80 -	0	0	0	0
Totals	16,380,800	0	0	16,380,800
Full Time Positions	0.00	0.00	0.00	0.00

Appropriation Unit: State Public Defender Administration SGAA

Operating Expense

559 General Services	16,380,800	0	0	16,380,800
Operating Expense Total	16,380,800	0	0	16,380,800
	<b>16,380,800</b>	<b>0</b>	<b>0</b>	<b>16,380,800</b>

Explain the request and provide justification for the need.

For FY 2021, counties reported a total cost of \$44.9 million to provide indigent defense at the local level. After subtracting the \$9.4 million counties received in state grants from the total expenses, the remaining amount formed the basis for the \$36 million cash transfer from the Tax Relief Fund to the Public Defense Fund, as established by H735 in 2022.

Following the creation of the Office of the State Public Defender (SPD), the state no longer provided indigent defense grants and abolished the Public Defense Commission (PDC), which used to administer these grants. Instead, the PDC's General Fund appropriation of \$13.4 million was redirected to the SPD.

For FY 2025, the total ongoing budget for the SPD was set at \$49.9 million, roughly \$5 million higher than the 2021 reported costs, allocated as follows:

- \$35.5 million for personnel, covering attorneys and staff who were previously county employees
- \$2.2 million for the administrative personnel, including the State Public Defender and the attorneys and staff needed to administer the statewide system
- \$11.3 million for operating expenses

Surge in County Costs and Operating Expenses

After the legislation was passed, the PDC staff received the 2023 county reports which totaled \$55.3 million, a substantial 23% increase over two years, with a 39.3% rise in operating expenses alone.

While the SPD has adeptly managed to keep its personnel budget within the allotted \$37.7 million appropriation, the operating budget of \$11.3 million is insufficient to meet constitutional defense standards.

Underreported Capital Litigation Costs

Additionally, county reports included premiums for the Capital Crimes Defense Fund (CCDF), which means the figures only reflect a small portion of the full costs of capital litigation. In FY 2021, the CCDF premiums amounted to \$810,000. However, recent data shows that the actual costs for capital cases have risen to over \$2.2 million. Given Idaho's significant population growth and known cases in the pipeline, the SPD anticipates that these capital costs will reach \$3 million by FY 2026.

State Impact of Standardizing Attorney Contract Rates

The issue is further complicated by the standardization of contract rates across Idaho's diverse counties. Previously, contract rates for attorneys varied widely, ranging from \$27.98 to \$172.31 per hour. The SPD has now standardized these rates to \$100 per hour for both primary and conflict attorneys.

While this new rate has led to expected cost savings in some counties, it has also increased projected expenses in others where the new rate exceeds the previous rate. Additionally, some counties reported zero hours and costs for legal services, which presents a budgeting challenge for the SPD. Despite these reports, the SPD must account for the possibility of providing legal services in these counties, leading to potential costs that cannot be ignored. The total reported and estimated costs to provide contract services are shown in Table 1 (found in the B8.1 2400 form Word Doc attachment)

Projected Operating Shortfall

Factoring in a conservative 3% inflationary increase on FY 2023 expenses, along with higher contract and capital costs, and additional state costs such as technology maintenance by the Office of Information Technology, the estimated operating budget required for FY 2026 is \$30.1 million. With the current presumed allocation of \$13.8 million, this results in a substantial operating deficit of \$16,380,800.

This budget shortfall presents a critical challenge to maintaining the quality and effectiveness of indigent defense services. Without an increase in funding, the State of Idaho risks facing damages from current and further litigation related to the perceived inability to provide constitutionally mandated legal representation. Such legal challenges could lead to severe financial pressures on other areas of the state budget. Ensuring adequate funding is crucial not only to uphold justice but also to prevent adverse consequences for the state's overall fiscal health.

**If a supplemental, what emergency is being addressed?**

---

N/A**Specify the authority in statute or rule that supports this request.**

---

Chapter 60, Title 19, Idaho Code.**Indicate existing base of PC, OE, and/or CO by source for this request.**

---

There is currently \$11,285,100 appropriated for operating expenditures, and an additional \$2,500,000 with the approval of enhancement 12.01.**What resources are necessary to implement this request?**

---

Existing agency resources will be used to use this appropriation.**List positions, pay grades, full/part-time status, benefits, terms of service.**

---

N/A**Will staff be re-directed? If so, describe impact and show changes on org chart.**

---

No.**Detail any current one-time or ongoing OE or CO and any other future costs.**

---

All of the request is on ongoing operating. It is broken out as follow:

\$19,532,200 for primary and conflict contract attorneys  
\$351,700 for contract investigators  
\$2,006,200 for experts  
\$1,694,900 for evaluations  
\$3,000,000 for capital litigation costs  
\$3,581,000 for technology, training, transcripts and miscellaneous expenditures

\$30,166,000 - Total  
\$13,785,100 - assumed operating appropriation, including enhancement 12.01  
\$16,380,900 - Remainder (Request)

**Describe method of calculation (RFI, market cost, etc.) and contingencies.**

---

Methods described in narrative.**Provide detail about the revenue assumptions supporting this request.**

---

This request assumes the enhancement 12.01 will be authorized.**Who is being served by this request and what is the impact if not funded?**

---

Without an increase in funding, the State of Idaho risks facing damages from current and further litigation related to the perceived inability to provide constitutionally mandated legal representation. Such legal challenges could lead to severe financial pressures on other areas of the state budget. Ensuring adequate funding is crucial not only to uphold justice but also to prevent adverse consequences for the state's overall fiscal health.

**Identify the measure/goal/priority this will improve in the strat plan or PMR.**

---

FIRST GOAL of strategic plan: Provide Constitutionally Required Representation for Every Client

SECOND GOAL of strategic plan: The Alternate Counsel Division (ACD) will contract with and assign conflict public defenders when the SPD is appointed to represent a client but is unable to due to a conflict of interest or other reason.

THIRD GOAL of strategic plan: Improve the Understanding, Effectiveness and Resourcing of Public Defense

FOURTH GOAL of strategic plan: Promote Excellence in Representation, Leadership and Administration through Interactive and Accessible Training to Public Defenders and Staff.

FIFTH GOAL of strategic plan: Promote Legal Excellence through Legal Research and Resourcing Assistance.

**What is the anticipated measured outcome if this request is funded?**

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All our goals from our strategic plan have measurable outcomes, and this request will help with every one.



Agency: Office of the State Public Defender

438

Decision Unit Number 12.03 Descriptive Title New Institutional Offices

	General	Dedicated	Federal	Total
Request Totals				
50 - Personnel Cost	2,353,600	0	0	2,353,600
55 - Operating Expense	(2,126,900)	0	0	(2,126,900)
70 -	0	0	0	0
80 -	0	0	0	0
Totals	226,700	0	0	226,700
Full Time Positions	17.96	0.00	0.00	17.96

Appropriation Unit: State Public Defender Administration SGAA

Personnel Cost

500 Employees	1,722,400	0	0	1,722,400
512 Employee Benefits	373,800	0	0	373,800
513 Health Benefits	257,400	0	0	257,400
Personnel Cost Total	2,353,600	0	0	2,353,600

Operating Expense

570 Professional Services	(2,221,100)	0	0	(2,221,100)
590 Computer Services	52,500	0	0	52,500
625 Computer Supplies	41,700	0	0	41,700
Operating Expense Total	(2,126,900)	0	0	(2,126,900)

FTP - Permanent

500 Employees	(1)	0	0	(1)
FTP - Permanent Total	0	0	0	0

Full Time Positions

FTP - Permanent	18.96	0.00	0.00	18.96
Full Time Positions Total	0	0	0	0
	<b>226,700</b>	<b>0</b>	<b>0</b>	<b>226,700</b>

Explain the request and provide justification for the need.

For FY 2026, the Office of the State Public Defender (SPD) requests converting four contract offices—Benewah, Elmore, Jerome, and Shoshone—into institutional offices. As of October 1, 2024 the state of Idaho has 12 institutional offices that provide indigent defense services covering 14 counties, while 30 counties rely on contracts.

Institutional offices offer several advantages over contract offices, including greater cost efficiency, enhanced transparency, and more effective oversight of indigent defense standards. The SPD aims to convert as many contract offices as possible to leverage these benefits.

Cost Projections and Challenges

In every case, converting contract offices to institutional ones is expected to generate both direct and indirect cost savings to the state. However, initial cost projections are complicated by varying county contract rates and the high workloads often carried by contract attorneys.

Counties currently pay between \$27.98 and \$172.31 per hour for contract services, with some using flat fees. The SPD standardized these rates at \$100 per hour and eliminated flat fees to ensure consistency and better service quality.

What’s more is that contracted attorneys often carry higher workloads than acceptable, resulting in clients not receiving the constitutionally mandated level of service. This means cost projections for contract attorneys are understated in some counties.

Deflated Costs in Benewah and Shoshone

In Benewah County, data suggests a need for three attorneys to meet constitutional standards, but funding was only provided for one. Similarly, Shoshone County requires four attorneys, but funding was allocated for only two. These discrepancies mean that maintaining the current contract system would be more costly than converting to an institutional model.

Direct and Immediate Costs Savings in Jerome and Elmore

Conversely, in Jerome County, the current contract setup funds four attorneys, while only three are needed based on workload. This misalignment presents an opportunity for immediate cost savings through institutional conversion. The SPD anticipates similar savings in Elmore County due to improved oversight and resource allocation.

**Additional Savings Measures**

The SPD has negotiated with local stakeholders for counties to pay rent for the next five years, avoiding additional costs for new office space. Furthermore, by repurposing existing furniture, the SPD will not require extra budget for furnishings, saving an estimated at \$54 thousand through the state furniture contract.

**Conclusion**

The SPD's commitment to improving client care while maintaining budgetary discipline drives the push to convert contract offices to institutional ones. These changes are expected to deliver immediate and substantial cost savings in some counties. However, in other counties, the savings may be less visible due to historical reporting issues and attorneys managing workloads that exceed acceptable levels. Ultimately, this shift will enhance legal representation for Idaho citizens and reduce the risk of litigation related to perceived inadequate defense services.

**If a supplemental, what emergency is being addressed?**

N/A

**Specify the authority in statute or rule that supports this request.**

Chapter 60, Title 19, Idaho Code.

**Indicate existing base of PC, OE, and/or CO by source for this request.**

Current costs are in OE for contract attorneys.

**What resources are necessary to implement this request?**

Nothing other than what is requested.

**List positions, pay grades, full/part-time status, benefits, terms of service.**

All non-classified. All other details below:

County Office	Rate	FTP	Salary	Total VB	Health
Benewah	\$48.08	1.00	\$100,000.00	\$21,701	\$14,300
Benewah	\$48.08	1.00	\$100,000.00	\$21,701	\$14,300
Benewah	\$48.08	1.00	\$100,000.00	\$21,701	\$14,300
Benewah	\$31.25	1.00	\$65,000.00	\$14,106	\$14,300
Elmore	\$48.08	1.00	\$100,000.00	\$21,701	\$14,300
Elmore	\$48.08	1.00	\$100,000.00	\$21,701	\$14,300
Elmore	\$48.08	1.00	\$100,000.00	\$21,701	\$14,300
Elmore	\$48.08	1.00	\$100,000.00	\$21,701	\$14,300
Elmore	\$31.25	1.00	\$65,000.00	\$14,106	\$14,300
Elmore	\$31.25	0.48	\$31,200.00	\$6,771	\$0
Jerome	\$48.08	1.00	\$100,000.00	\$21,701	\$14,300
Jerome	\$48.08	1.00	\$100,000.00	\$21,701	\$14,300
Jerome	\$48.08	1.00	\$100,000.00	\$21,701	\$14,300
Jerome	\$31.25	1.00	\$65,000.00	\$14,106	\$14,300
Shoshone	\$48.08	1.00	\$100,000.00	\$21,701	\$14,300
Shoshone	\$48.08	1.00	\$100,000.00	\$21,701	\$14,300
Shoshone	\$48.08	1.00	\$100,000.00	\$21,701	\$14,300
Shoshone	\$48.08	1.00	\$100,000.00	\$21,701	\$14,300
Shoshone	\$31.25	1.00	\$65,000.00	\$14,106	\$14,300
Shoshone	\$31.25	0.48	\$31,200.00	\$6,771	\$0

**Will staff be re-directed? If so, describe impact and show changes on org chart.**

No.

**Detail any current one-time or ongoing OE or CO and any other future costs.**

Ongoing OE:

Per attorney: \$1262.85 (\$17,679.90 total for 14 attorneys)  
 Per legal assistant: \$577.85 (\$3,476.10 total for 6 legal assistants)  
 Per office: \$7,833 for internet services at each office (\$31,332 total for 4 offices)

\$145 for bar fees; \$387 for MS365; \$54.90 for MS Entra; \$45.95 for WS1; \$630 for cellphone and VoIP services (attorneys); \$90 for VoIP services (legal assistants)

Onetime OE:

Per employee: \$2085.85;  
 \$1,328.23 for a laptop computer, \$358.70 for two 27-in monitors, \$254.99 for a docking station, \$35.93 keyboard & mouse, \$108.00 for a webcam

Onetime CO:  
\$54,000 (Not Requested)

**Describe method of calculation (RFI, market cost, etc.) and contingencies.**

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OE reduction calculated based on projected contract primary costs. This is what is being requested in Enhancement 12.02. If both approved, those county primary costs will net to zero.

**Provide detail about the revenue assumptions supporting this request.**

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N/A

**Who is being served by this request and what is the impact if not funded?**

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Idaho citizens. For all counties, not funding this request will lead to increased costs to the State. For some counties, without an increase in funding, the State of Idaho risks facing damages from current and further litigation related to the perceived inability to provide constitutionally mandated legal representation.

**Identify the measure/goal/priority this will improve in the strat plan or PMR.**

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FIRST GOAL of strategic plan: Provide Constitutionally Required Representation for Every Client

**What is the anticipated measured outcome if this request is funded?**

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Performance Measure: Institutional public defenders in those offices (as well as other institutional offices) will be assigned to cases based on weighted public defense workload.



State of Idaho  
**DIVISION OF HUMAN RESOURCES**  
Executive Office of the Governor

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BRAD LITTLE  
Governor  
JANELLE WHITE  
Administrator

Idaho Personnel Commission  
Mike Brassey, Chair  
Sarah E. Griffin  
Nancy Merrill  
Erika Malmen

August 29, 2024

State Public Defenders Office

Dear Eric Fredericksen:

This letter is in response to your FY 2026 Budget request. Your initial request was received August 29, 2024 and listed the following requested item(s) for your FY 2026 budget:

1. Item 1; Increase FTP by 14.0 Attorney II
2. Item 2; Increase FTP by 4.96 Legal Assistant

After review of your request, DHR concurs with the request for the following:

1. Item 1; Increase FTP by 14.0 Attorney II
2. Item 2; Increase FTP by 4.96 Legal Assistant

This letter attests that the State Public Defenders Office items 1-2 request(s) are in alignment with Division of Human Resources (DHR) policies. Please include this letter with your final budget submission to the Division of Financial Management (DFM).

If you have any questions or concerns about your requests, please do not hesitate to contact me at [michael.evans@dhr.idaho.gov](mailto:michael.evans@dhr.idaho.gov) or 208-854-3056.

Sincerely,

A handwritten signature in blue ink, appearing to read "Mike Evans".

Mike Evans  
Bureau Chief



Eric D. Fredericksen  
*State Public Defender*

Kathleen J. Elliott  
*Deputy Director*

Brady King  
*General Counsel*

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Shannon Romero  
*Alternate Counsel*  
*Division Director*

TO: Division of Financial Management;  
Legislative Services Office

RE: Attestation on Vacant Positions

The SPD cannot statutorily hire its institutional staff until October 1, 2024. Therefore, while it appears the agency has an abundance of vacancies at the time of budget submission (August 29, 2024), all but 1.00 of our General Fund FTP, and 0.48 of our Public Defense Fund FTP are slated to be filled on October 1, or before the end of the fiscal year. For this reason, we are leveraging the 1.00 vacant FTP from the General Fund for this request, however, no other vacancies at this time can be utilized without significantly harming the state's ability to provide constitutionally mandated care to its clients.

Best regards,

Eric D. Fredericksen  
Idaho State Public Defender  
322 E. Front Street, Suite 590  
(208) 810-0135

322 East Front Street, Suite 590 • Boise Idaho • 83702

Tel (208) 605-4575 • [info@spd.idaho.gov](mailto:info@spd.idaho.gov)

**PCF Summary Report**

Request for Fiscal Year: 2026

**Agency:** Office of the State Public Defender

438

**Appropriation Unit:** State Public Defender Administration

SGAA

**Fund:** General Fund

10000

DU		FTP	Salary	Health	Variable Benefits	Total
<b>3.00</b>	<b>FY 2025 ORIGINAL APPROPRIATION</b>	<b>17.00</b>	<b>1,582,077</b>	<b>221,000</b>	<b>347,123</b>	<b>2,150,200</b>
<b>5.00</b>	<b>FY 2025 TOTAL APPROPRIATION</b>	<b>17.00</b>	<b>1,582,077</b>	<b>221,000</b>	<b>347,123</b>	<b>2,150,200</b>
<b>7.00</b>	<b>FY 2025 ESTIMATED EXPENDITURES</b>	<b>17.00</b>	<b>1,582,077</b>	<b>221,000</b>	<b>347,123</b>	<b>2,150,200</b>
<b>9.00</b>	<b>FY 2026 BASE</b>	<b>17.00</b>	<b>1,582,077</b>	<b>221,000</b>	<b>347,123</b>	<b>2,150,200</b>
10.11	Change in Health Benefit Costs	0.00	0	20,800	0	20,800
10.12	Change in Variable Benefit Costs	0.00	0	0	7,200	7,200
10.61	Salary Multiplier - Regular Employees	0.00	16,000	0	3,500	19,500
<b>11.00</b>	<b>FY 2026 PROGRAM MAINTENANCE</b>	<b>17.00</b>	<b>1,598,077</b>	<b>241,800</b>	<b>357,823</b>	<b>2,197,700</b>
12.03	New Institutional Offices	17.96	1,722,400	257,400	373,800	2,353,600
<b>13.00</b>	<b>FY 2026 TOTAL REQUEST</b>	<b>34.96</b>	<b>3,320,477</b>	<b>499,200</b>	<b>731,623</b>	<b>4,551,300</b>

**PCF Summary Report**

Request for Fiscal Year: 2026

**Agency:** Office of the State Public Defender

438

**Appropriation Unit:** State Public Defender Administration

SGAA

**Fund:** Public Defense Fund

50900

DU		FTP	Salary	Health	Variable Benefits	Total
<b>3.00</b>	<b>FY 2025 ORIGINAL APPROPRIATION</b>	<b>299.00</b>	<b>25,949,435</b>	<b>3,887,000</b>	<b>5,693,565</b>	<b>35,530,000</b>
<b>5.00</b>	<b>FY 2025 TOTAL APPROPRIATION</b>	<b>299.00</b>	<b>25,949,435</b>	<b>3,887,000</b>	<b>5,693,565</b>	<b>35,530,000</b>
<b>7.00</b>	<b>FY 2025 ESTIMATED EXPENDITURES</b>	<b>299.00</b>	<b>25,949,435</b>	<b>3,887,000</b>	<b>5,693,565</b>	<b>35,530,000</b>
<b>9.00</b>	<b>FY 2026 BASE</b>	<b>299.00</b>	<b>25,949,435</b>	<b>3,887,000</b>	<b>5,693,565</b>	<b>35,530,000</b>
10.11	Change in Health Benefit Costs	0.00	0	387,400	0	387,400
10.12	Change in Variable Benefit Costs	0.00	0	0	109,100	109,100
10.61	Salary Multiplier - Regular Employees	0.00	259,800	0	56,400	316,200
<b>11.00</b>	<b>FY 2026 PROGRAM MAINTENANCE</b>	<b>299.00</b>	<b>26,209,235</b>	<b>4,274,400</b>	<b>5,859,065</b>	<b>36,342,700</b>
<b>13.00</b>	<b>FY 2026 TOTAL REQUEST</b>	<b>299.00</b>	<b>26,209,235</b>	<b>4,274,400</b>	<b>5,859,065</b>	<b>36,342,700</b>

**PCF Detail Report**

Request for Fiscal Year: 2026

Agency: Office of the State Public Defender

438

Appropriation Unit: State Public Defender Administration

SGAA

Fund: General Fund

10000

PCN	Class	Description	FTP	Salary	Health	Variable Benefits	Total
<b>Totals from Personnel Cost Forecast (PCF)</b>							
		Permanent Positions	10.00	1,112,636	130,000	236,563	1,479,199
		Total from PCF	<b>10.00</b>	<b>1,112,636</b>	<b>130,000</b>	<b>236,563</b>	<b>1,479,199</b>
		<b>FY 2025 ORIGINAL APPROPRIATION</b>	<b>17.00</b>	<b>1,582,077</b>	<b>221,000</b>	<b>347,123</b>	<b>2,150,200</b>
		<b>Unadjusted Over or (Under) Funded:</b>	<b>7.00</b>	<b>469,441</b>	<b>91,000</b>	<b>110,560</b>	<b>671,001</b>
<b>Adjustments to Wage and Salary</b>							
438002 0928	2707N R90	Business Administrator	1.00	90,022	13,000	19,302	122,324
438002 0930	3694N R90	Litigation Director 8820	1.00	155,002	13,000	33,234	201,236
438002 0933	3695N R90	Research & Resource Counsel 8820	1.00	85,010	13,000	18,227	116,237
438020 0497	2706N R90	Admin Asst 22211	1.00	50,003	13,000	10,721	73,724
438020 0498	3722N R90	Financial Technician 8820	1.00	50,003	13,000	10,721	73,724
438020 0499	3723N R90	Financial Technician, Sr. 8820	1.00	54,995	13,000	11,792	79,787
<b>Estimated Salary Needs</b>							
		Board, Group, & Missing Positions	3.00	155,001	39,000	33,234	227,235
		Permanent Positions	13.00	1,442,670	169,000	307,326	1,918,996
		<b>Estimated Salary and Benefits</b>	<b>16.00</b>	<b>1,597,671</b>	<b>208,000</b>	<b>340,560</b>	<b>2,146,231</b>
<b>Adjusted Over or (Under) Funding</b>							
		<b>Original Appropriation</b>	<b>1.00</b>	<b>(15,594)</b>	<b>13,000</b>	<b>6,563</b>	<b>3,969</b>
		<b>Estimated Expenditures</b>	<b>1.00</b>	<b>(15,594)</b>	<b>13,000</b>	<b>6,563</b>	<b>3,969</b>
		<b>Base</b>	<b>1.00</b>	<b>(15,594)</b>	<b>13,000</b>	<b>6,563</b>	<b>3,969</b>



**PCF Detail Report**

Request for Fiscal Year: 2026

Agency: Office of the State Public Defender

438

Appropriation Unit: State Public Defender Administration

SGAA

Fund: Public Defense Fund

50900

PCN	Class	Description	FTP	Salary	Health	Variable Benefits	Total
<b>FY 2025 ORIGINAL APPROPRIATION</b>			<b>299.00</b>	<b>25,949,435</b>	<b>3,887,000</b>	<b>5,693,565</b>	<b>35,530,000</b>
<b>Unadjusted Over or (Under) Funded:</b>			<b>299.00</b>	<b>25,949,435</b>	<b>3,887,000</b>	<b>5,693,565</b>	<b>35,530,000</b>
<b>Adjustments to Wage and Salary</b>							
438002 0501	3719N R90	Assistant Managing Attorney 8820	1.00	139,006	13,000	29,804	181,810
438002 0502	3713N R90	Trial Attorney 1 8820	1.00	85,010	13,000	18,227	116,237
438002 0503	3714N R90	Trial Attorney 2 8820	1.00	101,005	13,000	21,656	135,661
438002 0504	3714N R90	Trial Attorney 2 8820	1.00	101,005	13,000	21,656	135,661
438002 0505	3714N R90	Trial Attorney 2 8820	1.00	96,990	13,000	20,796	130,786
438002 0506	3718N R90	Management Assistant 8820	1.00	70,491	13,000	15,114	98,605
438002 0507	3724N R90	Investigator 2 8820	1.00	91,000	13,000	19,511	123,511
438002 0508	2361N R90	Legal Assistant	1.00	73,008	13,000	15,654	101,662
438002 0509	2361N R90	Legal Assistant	1.00	65,499	13,000	14,044	92,543
438002 0510	2361N R90	Legal Assistant	1.00	65,499	13,000	14,044	92,543
438002 0511	2361N R90	Legal Assistant	1.00	65,499	13,000	14,044	92,543
438002 0512	2361N R90	Legal Assistant	1.00	54,995	13,000	11,792	79,787
438002 0513	3719N R90	Assistant Managing Attorney 8820	1.00	111,010	13,000	23,802	147,812
438002 0514	3713N R90	Trial Attorney 1 8820	1.00	93,413	13,000	20,029	126,442
438002 0515	3713N R90	Trial Attorney 1 8820	1.00	92,997	13,000	19,939	125,936
438002 0516	3713N R90	Trial Attorney 1 8820	1.00	85,696	13,000	18,374	117,070
438002 0517	3714N R90	Trial Attorney 2 8820	1.00	101,005	13,000	21,656	135,661
438002 0518	3714N R90	Trial Attorney 2 8820	1.00	96,990	13,000	20,796	130,786
438002 0519	3713N R90	Trial Attorney 1 8820	1.00	85,010	13,000	18,227	116,237
438002 0520	3718N R90	Management Assistant 8820	1.00	67,995	13,000	14,579	95,574
438002 0521	2564N R90	Investigator	1.00	75,005	13,000	16,082	104,087
438002 0522	2564N R90	Investigator	1.00	75,005	13,000	16,082	104,087
438002 0523	2564N R90	Investigator	1.00	63,003	13,000	13,509	89,512
438002 0524	3724N R90	Investigator 2 8820	1.00	85,010	13,000	18,227	116,237
438002 0525	3724N R90	Investigator 2 8820	1.00	82,992	13,000	17,794	113,786
438002 0526	2361N R90	Legal Assistant	1.00	65,499	13,000	14,044	92,543
438002 0527	2361N R90	Legal Assistant	1.00	60,986	13,000	13,076	87,062

**PCF Detail Report**

Request for Fiscal Year: 2026

438002 0528	2361N R90	Legal Assistant	1.00	56,493	13,000	12,113	81,606
438002 0529	2361N R90	Legal Assistant	1.00	54,995	13,000	11,792	79,787
438002 0530	2361N R90	Legal Assistant	1.00	53,498	13,000	11,470	77,968
438002 0531	2361N R90	Legal Assistant	1.00	53,498	13,000	11,470	77,968
438002 0532	2361N R90	Legal Assistant	1.00	53,498	13,000	11,470	77,968
438002 0533	2361N R90	Legal Assistant	1.00	52,000	13,000	11,149	76,149
438002 0534	2361N R90	Legal Assistant	1.00	52,000	13,000	11,149	76,149
438002 0535	2361N R90	Legal Assistant	1.00	52,000	13,000	11,149	76,149
438002 0536	2701N R90	Paralegal 8820	1.00	69,992	13,000	15,007	97,999
438002 0537	2701N R90	Paralegal 8820	1.00	60,008	13,000	12,866	85,874
438002 0538	2701N R90	Paralegal 8820	1.00	52,000	13,000	11,149	76,149
438002 0539	3721N R90	Social Worker 8820	1.00	82,992	13,000	17,794	113,786
438002 0540	3721N R90	Social Worker 8820	1.00	55,016	13,000	11,796	79,812
438002 0541	3714N R90	Trial Attorney 2 8820	1.00	94,994	13,000	20,368	128,362
438002 0542	3713N R90	Trial Attorney 1 8820	1.00	85,010	13,000	18,227	116,237
438002 0543	3713N R90	Trial Attorney 1 8820	1.00	85,010	13,000	18,227	116,237
438002 0544	3713N R90	Trial Attorney 1 8820	1.00	85,010	13,000	18,227	116,237
438002 0545	3713N R90	Trial Attorney 1 8820	1.00	85,010	13,000	18,227	116,237
438002 0546	3713N R90	Trial Attorney 1 8820	1.00	85,010	13,000	18,227	116,237
438002 0547	3713N R90	Trial Attorney 1 8820	1.00	85,010	13,000	18,227	116,237
438002 0548	3713N R90	Trial Attorney 1 8820	1.00	85,010	13,000	18,227	116,237
438002 0549	3713N R90	Trial Attorney 1 8820	1.00	85,010	13,000	18,227	116,237
438002 0550	3713N R90	Trial Attorney 1 8820	1.00	85,010	13,000	18,227	116,237
438002 0551	3713N R90	Trial Attorney 1 8820	1.00	85,010	13,000	18,227	116,237
438002 0552	3713N R90	Trial Attorney 1 8820	1.00	85,010	13,000	18,227	116,237
438002 0553	3713N R90	Trial Attorney 1 8820	1.00	85,010	13,000	18,227	116,237
438002 0554	3713N R90	Trial Attorney 1 8820	1.00	85,010	13,000	18,227	116,237
438002 0555	2361N R90	Legal Assistant	1.00	54,995	13,000	11,792	79,787
438002 0556	3719N R90	Assistant Managing Attorney 8820	1.00	139,006	13,000	29,804	181,810
438002 0557	3713N R90	Trial Attorney 1 8820	1.00	89,003	13,000	19,083	121,086
438002 0558	3713N R90	Trial Attorney 1 8820	1.00	89,003	13,000	19,083	121,086
438002 0559	3713N R90	Trial Attorney 1 8820	1.00	87,006	13,000	18,655	118,661
438002 0560	3713N R90	Trial Attorney 1 8820	1.00	87,006	13,000	18,655	118,661
438002 0561	3713N R90	Trial Attorney 1 8820	1.00	87,006	13,000	18,655	118,661
438002 0562	3713N R90	Trial Attorney 1 8820	1.00	87,006	13,000	18,655	118,661

**PCF Detail Report**

Request for Fiscal Year: 2026

438002 0563	3713N R90	Trial Attorney 1 8820	1.00	85,010	13,000	18,227	116,237
438002 0564	3713N R90	Trial Attorney 1 8820	1.00	85,010	13,000	18,227	116,237
438002 0565	3714N R90	Trial Attorney 2 8820	1.00	103,002	13,000	22,085	138,087
438002 0566	3714N R90	Trial Attorney 2 8820	1.00	101,005	13,000	21,656	135,661
438002 0567	3714N R90	Trial Attorney 2 8820	1.00	100,214	13,000	21,487	134,701
438002 0568	3714N R90	Trial Attorney 2 8820	1.00	99,008	13,000	21,228	133,236
438002 0569	3714N R90	Trial Attorney 2 8820	1.00	96,990	13,000	20,796	130,786
438002 0570	3714N R90	Trial Attorney 2 8820	1.00	96,762	13,000	20,747	130,509
438002 0571	3714N R90	Trial Attorney 2 8820	1.00	94,994	13,000	20,368	128,362
438002 0572	3714N R90	Trial Attorney 2 8820	1.00	94,994	13,000	20,368	128,362
438002 0573	3713N R90	Trial Attorney 1 8820	1.00	94,994	13,000	20,368	128,362
438002 0574	3715N R90	Trial Attorney 3 8820	1.00	111,010	13,000	23,802	147,812
438002 0575	3715N R90	Trial Attorney 3 8820	1.00	108,992	13,000	23,369	145,361
438002 0576	3715N R90	Trial Attorney 3 8820	1.00	105,061	13,000	22,526	140,587
438002 0577	3715N R90	Trial Attorney 3 8820	1.00	105,061	13,000	22,526	140,587
438002 0578	3716N R90	Trial Attorney 4 8820	1.00	120,994	13,000	25,942	159,936
438002 0579	3716N R90	Trial Attorney 4 8820	1.00	115,003	13,000	24,658	152,661
438002 0580	3717N R90	Trial Attorney 5 8820	.48	61,921	0	13,276	75,197
438002 0581	3718N R90	Management Assistant 8820	1.00	76,502	13,000	16,403	105,905
438002 0582	2564N R90	Investigator	1.00	77,002	13,000	16,510	106,512
438002 0583	2564N R90	Investigator	1.00	66,997	13,000	14,365	94,362
438002 0584	3724N R90	Investigator 2 8820	1.00	91,000	13,000	19,511	123,511
438002 0585	2361N R90	Legal Assistant	1.00	73,008	13,000	15,654	101,662
438002 0586	2361N R90	Legal Assistant	1.00	69,992	13,000	15,007	97,999
438002 0587	2361N R90	Legal Assistant	1.00	65,499	13,000	14,044	92,543
438002 0588	2361N R90	Legal Assistant	1.00	65,499	13,000	14,044	92,543
438002 0589	2361N R90	Legal Assistant	1.00	65,499	13,000	14,044	92,543
438002 0590	2361N R90	Legal Assistant	1.00	64,002	13,000	13,723	90,725
438002 0591	2361N R90	Legal Assistant	1.00	62,504	13,000	13,401	88,905
438002 0592	2361N R90	Legal Assistant	1.00	61,006	13,000	13,080	87,086
438002 0593	2361N R90	Legal Assistant	1.00	59,509	13,000	12,759	85,268
438002 0594	2361N R90	Legal Assistant	1.00	59,509	13,000	12,759	85,268
438002 0595	2361N R90	Legal Assistant	1.00	53,498	13,000	11,470	77,968
438002 0596	2361N R90	Legal Assistant	1.00	52,000	13,000	11,149	76,149
438002 0597	2361N R90	Legal Assistant	1.00	52,000	13,000	11,149	76,149

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438002 0598	3713N R90	Trial Attorney 1 8820	1.00	85,010	13,000	18,227	116,237
438002 0599	3713N R90	Trial Attorney 1 8820	1.00	85,010	13,000	18,227	116,237
438002 0600	3713N R90	Trial Attorney 1 8820	1.00	85,010	13,000	18,227	116,237
438002 0601	2361N R90	Legal Assistant	1.00	54,995	13,000	11,792	79,787
438002 0602	3719N R90	Assistant Managing Attorney 8820	1.00	127,005	13,000	27,231	167,236
438002 0603	3714N R90	Trial Attorney 2 8820	1.00	94,994	13,000	20,368	128,362
438002 0604	3713N R90	Trial Attorney 1 8820	1.00	92,997	13,000	19,939	125,936
438002 0605	3713N R90	Trial Attorney 1 8820	1.00	91,000	13,000	19,511	123,511
438002 0606	3713N R90	Trial Attorney 1 8820	1.00	91,000	13,000	19,511	123,511
438002 0607	3713N R90	Trial Attorney 1 8820	1.00	91,000	13,000	19,511	123,511
438002 0608	3713N R90	Trial Attorney 1 8820	1.00	91,000	13,000	19,511	123,511
438002 0609	3713N R90	Trial Attorney 1 8820	1.00	89,690	13,000	19,230	121,920
438002 0610	3713N R90	Trial Attorney 1 8820	1.00	89,003	13,000	19,083	121,086
438002 0611	3713N R90	Trial Attorney 1 8820	1.00	89,003	13,000	19,083	121,086
438002 0612	3713N R90	Trial Attorney 1 8820	1.00	89,003	13,000	19,083	121,086
438002 0613	3713N R90	Trial Attorney 1 8820	1.00	89,003	13,000	19,083	121,086
438002 0614	3713N R90	Trial Attorney 1 8820	1.00	89,003	13,000	19,083	121,086
438002 0615	3713N R90	Trial Attorney 1 8820	1.00	89,003	13,000	19,083	121,086
438002 0616	3713N R90	Trial Attorney 1 8820	1.00	89,003	13,000	19,083	121,086
438002 0617	3713N R90	Trial Attorney 1 8820	1.00	89,003	13,000	19,083	121,086
438002 0618	3713N R90	Trial Attorney 1 8820	1.00	89,003	13,000	19,083	121,086
438002 0619	3713N R90	Trial Attorney 1 8820	1.00	89,003	13,000	19,083	121,086
438002 0620	3713N R90	Trial Attorney 1 8820	1.00	89,003	13,000	19,083	121,086
438002 0621	3713N R90	Trial Attorney 1 8820	1.00	89,003	13,000	19,083	121,086
438002 0622	3713N R90	Trial Attorney 1 8820	1.00	87,090	13,000	18,673	118,763
438002 0623	3713N R90	Trial Attorney 1 8820	1.00	87,006	13,000	18,655	118,661
438002 0624	3713N R90	Trial Attorney 1 8820	1.00	87,006	13,000	18,655	118,661
438002 0625	3713N R90	Trial Attorney 1 8820	1.00	87,006	13,000	18,655	118,661
438002 0626	3713N R90	Trial Attorney 1 8820	1.00	87,006	13,000	18,655	118,661
438002 0627	3713N R90	Trial Attorney 1 8820	1.00	87,006	13,000	18,655	118,661
438002 0628	3713N R90	Trial Attorney 1 8820	1.00	85,010	13,000	18,227	116,237
438002 0629	3713N R90	Trial Attorney 1 8820	1.00	85,010	13,000	18,227	116,237
438002 0630	3713N R90	Trial Attorney 1 8820	1.00	85,010	13,000	18,227	116,237
438002 0631	3713N R90	Trial Attorney 1 8820	1.00	85,010	13,000	18,227	116,237
438002 0632	3713N R90	Trial Attorney 1 8820	1.00	85,010	13,000	18,227	116,237

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438002 0633	3714N R90	Trial Attorney 2 8820	1.00	101,421	13,000	21,746	136,167
438002 0634	3714N R90	Trial Attorney 2 8820	1.00	101,005	13,000	21,656	135,661
438002 0635	3714N R90	Trial Attorney 2 8820	1.00	101,005	13,000	21,656	135,661
438002 0636	3714N R90	Trial Attorney 2 8820	1.00	101,005	13,000	21,656	135,661
438002 0637	3714N R90	Trial Attorney 2 8820	1.00	100,006	13,000	21,442	134,448
438002 0638	3714N R90	Trial Attorney 2 8820	1.00	99,008	13,000	21,228	133,236
438002 0639	3714N R90	Trial Attorney 2 8820	1.00	99,008	13,000	21,228	133,236
438002 0640	3714N R90	Trial Attorney 2 8820	1.00	96,990	13,000	20,796	130,786
438002 0641	3714N R90	Trial Attorney 2 8820	1.00	96,990	13,000	20,796	130,786
438002 0642	3714N R90	Trial Attorney 2 8820	1.00	94,994	13,000	20,368	128,362
438002 0643	3714N R90	Trial Attorney 2 8820	1.00	94,994	13,000	20,368	128,362
438002 0644	3714N R90	Trial Attorney 2 8820	1.00	94,994	13,000	20,368	128,362
438002 0645	3714N R90	Trial Attorney 2 8820	1.00	94,994	13,000	20,368	128,362
438002 0646	3714N R90	Trial Attorney 2 8820	1.00	94,994	13,000	20,368	128,362
438002 0647	3715N R90	Trial Attorney 3 8820	1.00	111,010	13,000	23,802	147,812
438002 0648	3715N R90	Trial Attorney 3 8820	1.00	108,992	13,000	23,369	145,361
438002 0649	3715N R90	Trial Attorney 3 8820	1.00	108,992	13,000	23,369	145,361
438002 0650	3715N R90	Trial Attorney 3 8820	1.00	104,998	13,000	22,513	140,511
438002 0651	3716N R90	Trial Attorney 4 8820	1.00	122,990	13,000	26,370	162,360
438002 0652	3716N R90	Trial Attorney 4 8820	1.00	122,990	13,000	26,370	162,360
438002 0653	3716N R90	Trial Attorney 4 8820	1.00	118,997	13,000	25,514	157,511
438002 0654	3716N R90	Trial Attorney 4 8820	1.00	118,997	13,000	25,514	157,511
438002 0655	3717N R90	Trial Attorney 5 8820	1.00	129,002	13,000	27,659	169,661
438002 0656	3717N R90	Trial Attorney 5 8820	1.00	129,002	13,000	27,659	169,661
438002 0657	3717N R90	Trial Attorney 5 8820	1.00	129,002	13,000	27,659	169,661
438002 0658	3717N R90	Trial Attorney 5 8820	1.00	129,002	13,000	27,659	169,661
438002 0659	3717N R90	Trial Attorney 5 8820	1.00	129,002	13,000	27,659	169,661
438002 0660	3717N R90	Trial Attorney 5 8820	1.00	127,005	13,000	27,231	167,236
438002 0661	3717N R90	Trial Attorney 5 8820	1.00	127,005	13,000	27,231	167,236
438002 0662	3717N R90	Trial Attorney 5 8820	1.00	125,008	13,000	26,803	164,811
438002 0663	3717N R90	Trial Attorney 5 8820	1.00	125,008	13,000	26,803	164,811
438002 0664	3717N R90	Trial Attorney 5 8820	1.00	129,002	13,000	27,659	169,661
438002 0665	3718N R90	Management Assistant 8820	1.00	74,984	13,000	16,077	104,061
438002 0666	3718N R90	Management Assistant 8820	1.00	74,006	13,000	15,868	102,874
438002 0667	2564N R90	Investigator	1.00	82,992	13,000	17,794	113,786

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438002 0668	2564N R90	Investigator	1.00	82,992	13,000	17,794	113,786
438002 0669	2564N R90	Investigator	1.00	75,005	13,000	16,082	104,087
438002 0670	2564N R90	Investigator	1.00	66,997	13,000	14,365	94,362
438002 0671	2564N R90	Investigator	1.00	61,006	13,000	13,080	87,086
438002 0672	3724N R90	Investigator 2 8820	1.00	87,006	13,000	18,655	118,661
438002 0673	3724N R90	Investigator 2 8820	1.00	85,010	13,000	18,227	116,237
438002 0674	2361N R90	Legal Assistant	1.00	73,008	13,000	15,654	101,662
438002 0675	2361N R90	Legal Assistant	1.00	69,992	13,000	15,007	97,999
438002 0676	2361N R90	Legal Assistant	1.00	68,494	13,000	14,686	96,180
438002 0677	2361N R90	Legal Assistant	1.00	65,499	13,000	14,044	92,543
438002 0678	2361N R90	Legal Assistant	1.00	64,002	13,000	13,723	90,725
438002 0679	2361N R90	Legal Assistant	1.00	62,920	13,000	13,491	89,411
438002 0680	2361N R90	Legal Assistant	1.00	59,509	13,000	12,759	85,268
438002 0681	2361N R90	Legal Assistant	1.00	56,493	13,000	12,113	81,606
438002 0682	2361N R90	Legal Assistant	1.00	56,368	13,000	12,086	81,454
438002 0683	2361N R90	Legal Assistant	1.00	53,498	13,000	11,470	77,968
438002 0684	2361N R90	Legal Assistant	1.00	53,498	13,000	11,470	77,968
438002 0685	2361N R90	Legal Assistant	1.00	53,498	13,000	11,470	77,968
438002 0686	2361N R90	Legal Assistant	1.00	52,000	13,000	11,149	76,149
438002 0687	2361N R90	Legal Assistant	1.00	52,000	13,000	11,149	76,149
438002 0688	2701N R90	Paralegal 8820	1.00	62,005	13,000	13,294	88,299
438002 0689	2701N R90	Paralegal 8820	1.00	60,008	13,000	12,866	85,874
438002 0690	2701N R90	Paralegal 8820	1.00	53,997	13,000	11,577	78,574
438002 0691	3721N R90	Social Worker 8820	1.00	70,720	13,000	15,163	98,883
438002 0692	3713N R90	Trial Attorney 1 8820	1.00	85,010	13,000	18,227	116,237
438002 0693	3713N R90	Trial Attorney 1 8820	1.00	85,010	13,000	18,227	116,237
438002 0694	3713N R90	Trial Attorney 1 8820	1.00	85,010	13,000	18,227	116,237
438002 0695	3713N R90	Trial Attorney 1 8820	1.00	85,010	13,000	18,227	116,237
438002 0696	2361N R90	Legal Assistant	1.00	54,995	13,000	11,792	79,787
438002 0697	3721N R90	Social Worker 8820	1.00	63,003	13,000	13,509	89,512
438002 0698	3713N R90	Trial Attorney 1 8820	1.00	89,003	13,000	19,083	121,086
438002 0699	2361N R90	Legal Assistant	1.00	61,485	13,000	13,183	87,668
438002 0700	2361N R90	Legal Assistant	1.00	54,995	13,000	11,792	79,787
438002 0701	3713N R90	Trial Attorney 1 8820	1.00	85,010	13,000	18,227	116,237
438002 0702	3714N R90	Trial Attorney 2 8820	1.00	101,005	13,000	21,656	135,661

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438002 0703	2361N R90	Legal Assistant	1.00	64,002	13,000	13,723	90,725
438002 0704	2361N R90	Legal Assistant	1.00	61,006	13,000	13,080	87,086
438002 0705	3719N R90	Assistant Managing Attorney 8820	1.00	103,002	13,000	22,085	138,087
438002 0706	3713N R90	Trial Attorney 1 8820	1.00	85,010	13,000	18,227	116,237
438002 0707	3714N R90	Trial Attorney 2 8820	1.00	94,994	13,000	20,368	128,362
438002 0708	3717N R90	Trial Attorney 5 8820	1.00	129,002	13,000	27,659	169,661
438002 0709	3717N R90	Trial Attorney 5 8820	1.00	129,002	13,000	27,659	169,661
438002 0710	2361N R90	Legal Assistant	1.00	73,008	13,000	15,654	101,662
438002 0711	2361N R90	Legal Assistant	1.00	53,498	13,000	11,470	77,968
438002 0712	2361N R90	Legal Assistant	1.00	52,000	13,000	11,149	76,149
438002 0713	2361N R90	Legal Assistant	1.00	52,000	13,000	11,149	76,149
438002 0714	3719N R90	Assistant Managing Attorney 8820	1.00	106,995	13,000	22,941	142,936
438002 0715	3713N R90	Trial Attorney 1 8820	1.00	92,997	13,000	19,939	125,936
438002 0716	3713N R90	Trial Attorney 1 8820	1.00	92,997	13,000	19,939	125,936
438002 0717	3713N R90	Trial Attorney 1 8820	1.00	85,010	13,000	18,227	116,237
438002 0718	3714N R90	Trial Attorney 2 8820	1.00	103,002	13,000	22,085	138,087
438002 0719	3714N R90	Trial Attorney 2 8820	1.00	94,994	13,000	20,368	128,362
438002 0720	3717N R90	Trial Attorney 5 8820	1.00	129,002	13,000	27,659	169,661
438002 0721	3718N R90	Management Assistant 8820	1.00	70,990	13,000	15,221	99,211
438002 0722	2564N R90	Investigator	1.00	63,003	13,000	13,509	89,512
438002 0723	3724N R90	Investigator 2 8820	1.00	78,998	13,000	16,938	108,936
438002 0724	2361N R90	Legal Assistant	1.00	66,997	13,000	14,365	94,362
438002 0725	2361N R90	Legal Assistant	1.00	65,499	13,000	14,044	92,543
438002 0726	2361N R90	Legal Assistant	1.00	56,493	13,000	12,113	81,606
438002 0727	2361N R90	Legal Assistant	1.00	54,995	13,000	11,792	79,787
438002 0728	2361N R90	Legal Assistant	1.00	54,995	13,000	11,792	79,787
438002 0729	2361N R90	Legal Assistant	1.00	53,498	13,000	11,470	77,968
438002 0730	2361N R90	Legal Assistant	1.00	52,000	13,000	11,149	76,149
438002 0731	2361N R90	Legal Assistant	1.00	52,000	13,000	11,149	76,149
438002 0732	2361N R90	Legal Assistant	1.00	52,000	13,000	11,149	76,149
438002 0733	3713N R90	Trial Attorney 1 8820	1.00	85,010	13,000	18,227	116,237
438002 0734	3719N R90	Assistant Managing Attorney 8820	1.00	130,998	13,000	28,087	172,085
438002 0735	3713N R90	Trial Attorney 1 8820	1.00	91,000	13,000	19,511	123,511
438002 0736	3714N R90	Trial Attorney 2 8820	1.00	101,005	13,000	21,656	135,661
438002 0737	3714N R90	Trial Attorney 2 8820	1.00	96,990	13,000	20,796	130,786

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438002 0738	3714N R90	Trial Attorney 2 8820	1.00	96,990	13,000	20,796	130,786
438002 0739	3714N R90	Trial Attorney 2 8820	1.00	94,994	13,000	20,368	128,362
438002 0740	3714N R90	Trial Attorney 2 8820	1.00	94,994	13,000	20,368	128,362
438002 0741	3715N R90	Trial Attorney 3 8820	1.00	113,006	13,000	24,230	150,236
438002 0742	3715N R90	Trial Attorney 3 8820	1.00	111,010	13,000	23,802	147,812
438002 0743	3718N R90	Management Assistant 8820	1.00	82,992	13,000	17,794	113,786
438002 0744	2564N R90	Investigator	1.00	65,000	13,000	13,937	91,937
438002 0745	2361N R90	Legal Assistant	1.00	62,005	13,000	13,294	88,299
438002 0746	2361N R90	Legal Assistant	1.00	62,005	13,000	13,294	88,299
438002 0747	2361N R90	Legal Assistant	1.00	54,995	13,000	11,792	79,787
438002 0748	2361N R90	Legal Assistant	1.00	54,995	13,000	11,792	79,787
438002 0749	2361N R90	Legal Assistant	1.00	53,498	13,000	11,470	77,968
438002 0750	2361N R90	Legal Assistant	1.00	52,000	13,000	11,149	76,149
438002 0751	2701N R90	Paralegal 8820	1.00	57,990	13,000	12,434	83,424
438002 0752	2701N R90	Paralegal 8820	1.00	52,000	13,000	11,149	76,149
438002 0753	3720N R90	Paralegal 2 8820	1.00	64,002	13,000	13,723	90,725
438002 0754	3713N R90	Trial Attorney 1 8820	1.00	85,010	13,000	18,227	116,237
438002 0755	3713N R90	Trial Attorney 1 8820	1.00	85,010	13,000	18,227	116,237
438002 0756	2361N R90	Legal Assistant	1.00	54,995	13,000	11,792	79,787
438002 0757	2361N R90	Legal Assistant	1.00	53,498	13,000	11,470	77,968
438002 0758	3719N R90	Assistant Managing Attorney 8820	1.00	139,006	13,000	29,804	181,810
438002 0759	3713N R90	Trial Attorney 1 8820	1.00	89,003	13,000	19,083	121,086
438002 0760	3713N R90	Trial Attorney 1 8820	1.00	85,010	13,000	18,227	116,237
438002 0761	3714N R90	Trial Attorney 2 8820	1.00	94,994	13,000	20,368	128,362
438002 0762	3715N R90	Trial Attorney 3 8820	1.00	106,995	13,000	22,941	142,936
438002 0763	3715N R90	Trial Attorney 3 8820	1.00	104,998	13,000	22,513	140,511
438002 0764	3716N R90	Trial Attorney 4 8820	1.00	120,994	13,000	25,942	159,936
438002 0765	3716N R90	Trial Attorney 4 8820	1.00	115,003	13,000	24,658	152,661
438002 0766	3717N R90	Trial Attorney 5 8820	1.00	129,002	13,000	27,659	169,661
438002 0767	3718N R90	Management Assistant 8820	1.00	83,990	13,000	18,008	114,998
438002 0768	2361N R90	Legal Assistant	1.00	59,509	13,000	12,759	85,268
438002 0769	2361N R90	Legal Assistant	1.00	57,990	13,000	12,434	83,424
438002 0770	2361N R90	Legal Assistant	1.00	56,493	13,000	12,113	81,606
438002 0771	2361N R90	Legal Assistant	1.00	53,498	13,000	11,470	77,968
438002 0772	2361N R90	Legal Assistant	1.00	53,498	13,000	11,470	77,968



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438002 0773	2361N R90	Legal Assistant	1.00	53,498	13,000	11,470	77,968
438002 0774	2361N R90	Legal Assistant	1.00	53,498	13,000	11,470	77,968
438002 0775	2361N R90	Legal Assistant	1.00	52,000	13,000	11,149	76,149
438002 0776	3713N R90	Trial Attorney 1 8820	1.00	85,010	13,000	18,227	116,237
438002 0777	2361N R90	Legal Assistant	1.00	54,995	13,000	11,792	79,787
438002 0778	2361N R90	Legal Assistant	1.00	54,995	13,000	11,792	79,787
438002 0779	3714N R90	Trial Attorney 2 8820	1.00	103,002	13,000	22,085	138,087
438002 0780	2361N R90	Legal Assistant	1.00	73,008	13,000	15,654	101,662
438002 0888	3693N R90	District Public Defender 8820	1.00	150,010	13,000	32,164	195,174
438002 0889	3693N R90	District Public Defender 8820	1.00	150,010	13,000	32,164	195,174
438002 0890	3693N R90	District Public Defender 8820	1.00	150,010	13,000	32,164	195,174
438002 0891	3693N R90	District Public Defender 8820	1.00	150,010	13,000	32,164	195,174
438002 0892	3693N R90	District Public Defender 8820	1.00	150,010	13,000	32,164	195,174
438002 0893	3693N R90	District Public Defender 8820	1.00	150,010	13,000	32,164	195,174
438002 0894	3693N R90	District Public Defender 8820	1.00	150,010	13,000	32,164	195,174
438002 0895	3692N R90	Managing Attorney 8820	1.00	144,997	13,000	31,089	189,086
438002 0896	3692N R90	Managing Attorney 8820	1.00	144,997	13,000	31,089	189,086
438002 0897	3692N R90	Managing Attorney 8820	1.00	144,997	13,000	31,089	189,086
438002 0898	3692N R90	Managing Attorney 8820	1.00	144,997	13,000	31,089	189,086
438002 0899	3692N R90	Managing Attorney 8820	1.00	144,997	13,000	31,089	189,086
438002 0900	3692N R90	Managing Attorney 8820	1.00	144,997	13,000	31,089	189,086
438002 0901	3692N R90	Managing Attorney 8820	1.00	144,997	13,000	31,089	189,086
438002 0902	3692N R90	Managing Attorney 8820	1.00	144,997	13,000	31,089	189,086
438002 0903	3692N R90	Managing Attorney 8820	1.00	144,997	13,000	31,089	189,086
438002 0904	3692N R90	Managing Attorney 8820	1.00	129,002	13,000	27,659	169,661
438002 0905	3692N R90	Managing Attorney 8820	1.00	118,997	13,000	25,514	157,511
438002 0906	3692N R90	Managing Attorney 8820	1.00	119,995	13,000	25,728	158,723

**Other Adjustments**

500	Employees	.00	5,000	0	0	5,000
512	Employee Benefits	.00	0	0	1,100	1,100

**Estimated Salary Needs**

Board, Group, & Missing Positions	279.48	23,261,161	3,627,000	4,987,420	31,875,581
Permanent Positions	19.00	2,728,037	247,000	584,950	3,559,987

**Estimated Salary and Benefits 298.48 25,989,198 3,874,000 5,572,370 35,435,568**

**Adjusted Over or (Under) Funding**

<b>Original Appropriation</b>	<b>.52</b>	<b>(39,763)</b>	<b>13,000</b>	<b>121,195</b>	<b>94,432</b>
<b>Estimated Expenditures</b>	<b>.52</b>	<b>(39,763)</b>	<b>13,000</b>	<b>121,195</b>	<b>94,432</b>

Base

.52	(39,763)	13,000	121,195	94,432
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**FIVE-YEAR FACILITY NEEDS PLAN, pursuant to IC 67-5708B**

**AGENCY INFORMATION**

AGENCY NAME:	Office of the State Public Defender	Division/Bureau:	Office of the State Public Defender
Prepared By:	Timothy Hibbard	E-mail Address:	<a href="mailto:timothy.hibbard@spd.idaho.gov">timothy.hibbard@spd.idaho.gov</a>
Telephone Number:	208-963-1758	Fax Number:	
DFM Analyst:	Adam Jarvis	LSO/BPA Analyst:	-
Date Prepared:	8/12/2024	Fiscal Year:	2026

**FACILITY INFORMATION (please list each facility separately by city and street address)**

Facility Name:	Water Center				
City:	Boise	County:	Ada		
Property Address:	322 East Front Street, Suite 590			Zip Code:	83702
Facility Ownership (could be private or state-owned)	Private Lease:	<input type="checkbox"/>	State Owned:	<input checked="" type="checkbox"/>	Lease Expires:

**FUNCTION/USE OF FACILITY**

Administrative Space, Boise

**COMMENTS**

**WORK AREAS**

FISCAL YR:	ACTUAL 2024	ESTIMATE 2025	REQUEST 2026	REQUEST 2027	REQUEST 2028	REQUEST 2029
Total Number of Work Areas:	23	23	23	23	23	23
Full-Time Equivalent Positions:	16	16	16	18	18	18
Temp. Employees, Contractors, Auditors, etc.:	-	-	-	-	-	-

**SQUARE FEET**

FISCAL YR:	ACTUAL 2024	ESTIMATE 2025	REQUEST 2026	REQUEST 2027	REQUEST 2028	REQUEST 2029
Square Feet:	5,850	5,850	5,850	5,850	5,850	5,850

**FACILITY COST**

(Do NOT use your old rate per sq ft; it may not be a realistic figure)

FISCAL YR:	ACTUAL 2024	ESTIMATE 2025	REQUEST 2026	REQUEST 2027	REQUEST 2028	REQUEST 2029
Total Facility Cost/Yr:	\$134,550	\$138,587	\$142,744	\$147,026	\$151,437	\$155,980

**SURPLUS PROPERTY**

FISCAL YR:	ACTUAL 2024	ESTIMATE 2025	REQUEST 2026	REQUEST 2027	REQUEST 2028	REQUEST 2029
	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

**IMPORTANT NOTES:**

1. Upon completion, please send to Leasing Manager at the State Leasing Program in the Division of Public Works via email to [Caitlin.Ross@adm.idaho.gov](mailto:Caitlin.Ross@adm.idaho.gov). Please e-mail or call 208-332-1933 with any questions.
2. If you have five or more locations, please summarize the information on the Facility Information Summary Sheet and include this summary sheet with your submittal.
3. Attach a hardcopy of this submittal, as well as the Facility Information Summary Sheet, if applicable, with your budget request. **DPW LEASING DOES NOT NEED A COPY OF YOUR BUDGET REQUEST, JUST THIS FORM.**

**AGENCY NOTES:**

# IDAHO STATE PUBLIC DEFENDER STRATEGIC PLAN

FY 2025 through FY 2028

## MISSION

Provide holistic representation meeting the highest ethical and professional standards to protect the rights of people who cannot afford to retain counsel.

## VISION

A fair and just legal defense system that values the humanity and dignity of all.

## GOALS

### **FIRST GOAL: Provide Constitutionally Required Representation for Every Client**

**Objective 1:** Implement Workload Standards for each institutional and contract public defender for all indigent defense cases.

**Performance Measure:** Institutional public defenders will be assigned to cases based on weighted public defense workload.

#### **Benchmarks:**

Beginning on October 1, 2024, the Case Management System (CMS) Coordinator will work with statewide staff to complete workload checks prior to assigning cases;

Beginning on October 1, 2024, institutional and contract public defenders will contemporaneously record and account for their work time and tasks in 1/10<sup>th</sup> of an hour increments in the CMS;

Beginning on October 1, 2024, case progress, weighted workload, time/task tracking and

related data will be reviewed by Managing Attorneys and District Public Defenders daily and immediately reported to the Litigation Director; and

Beginning on November 1, 2024, the Principal Research Analyst will make a monthly report about workloads to the SPD.

**Objective 2:** Implement Vertical Representation by each institutional and contract public defender.

**Performance Measure:** Following first appearances, each assigned attorney will provide continuous and personal representation through trial proceedings and preservation of right to appeal for each client in every case.

**Benchmarks:**

Beginning on October 1, assigned public defenders will inform the court of their unavailable dates to ensure they will be available to provide vertical representation for clients;

Beginning on October 1, assigned public defenders will seek continuances from the court for unforeseen situations that would prevent them from providing vertical representation;

Beginning on October 1, 2024, vertical representation and related data will be reviewed by Managing Attorneys and District Public Defenders daily and immediately reported to the Litigation Director; and

Beginning on November 1, 2024, the Principal Research Analyst will make a monthly report about vertical representation to the SPD.

**SECOND GOAL: The Alternate Counsel Division (ACD) will contract with and assign conflict public defenders when the SPD is appointed to represent a client but is unable to due to a conflict of interest or other reason.**

**Objective 1:** Ensure conflict cases are assigned to highly qualified contract public defenders.

**Performance Measure:** Recruit and contract with contract public defenders to provide high-quality, holistic indigent defense services to clients;

**Benchmarks:**

Beginning on October 1, 2024, ACD assigned contract public defenders will abide by SPD policies and the Idaho Rules of Professional Conduct as a contract term; and

Beginning on October 1, 2024, ACD assigned contract public defenders will participate in training or continuing legal education (CLE) as required by the SPD contract.

**Objective 2:** Evaluate the quality of holistic representation provided by ACD assigned contract public defenders.

**Performance Measure:** Use objective data and case reviews to ensure ACD assigned contract public defenders are meeting contract terms including all SPD policies and standards.

**Benchmarks:**

Beginning on October 1, 2024, case and weighted public defense workload will be regularly reviewed; and

Beginning in FY 2025, the ACD Director and staff will conduct annual reviews of CMS data and random samplings of cases handled by ACD assigned contract public defenders using objective ABA criteria and standards such as: 1) the quality, creativity and frequency of counsel’s motion practice; 2) the frequency of client contact, jury trial, use of experts and, contested hearings; and 3) the use of investigators, mitigation specialists and paralegals to deliver services in an efficient and cost-effective manner without sacrificing quality representation.

**THIRD GOAL: Improve the Understanding, Effectiveness and Resourcing of Public Defense**

**Objective 1:** Implement a statewide CMS to collect data about SPD cases and improve representation from appointment to end of the representation.

**Performance Measure:** The SPD will receive accurate and timely information and reporting via the CMS to support effective representation and necessary resourcing for clients.

**Benchmarks:**

Beginning on October 1, 2024, institutional and contract public defenders will enter all case information contemporaneously in the CMS;

Beginning on October 1, 2024, institutional and contract public defenders will contemporaneously record and account for their work time and tasks in 1/10th of hour increments in the CMS; and

By July 1, 2025, each Managing Attorney and District Public Defender will have full compliance within the office and district with the CMS policies and procedures.

**Objective 2:** Consolidate finance processes and reporting of public defense costs and needs of public in Idaho.

**Performance Measure:** The SPD will receive timely data and reports about the costs and needs in each office, district and division.

**Benchmarks:**

Beginning on October 1, 2024, all personnel, contract and vendor costs will begin to be collected and processed through the CMS and/or LUMA;

Beginning on October 1, 2024, the Principal Finance Specialist will make monthly reports to the SPD outlining the budget and expenditures for offices, districts and divisions.

**FOURTH GOAL: Promote Excellence in Representation, Leadership and Administration through Interactive and Accessible Training to Public Defenders and Staff.**

**Objective 1:** Understand the training needs of public defenders and staff.

**Performance Measure:** Seek input from public defenders, staff and partners to design effective in-person and virtual trainings and webinars beginning in September 2024.

**Benchmark:**

The Training & Projects Coordinator will request feedback for each training and encourage suggestions for programs and improvements.

**Objective 2:** Develop innovative and accessible training.

**Performance Measure:** Provide substantive legal training for public defenders and staff.

**Benchmarks:**

Beginning in Fall 2024, the SPD will continue The Montroy Series, a monthly virtual continuing legal education (CLE) program;

In May 2025, the Training & Project Coordinator will organize the SPD’s first statewide training conference, Defender 2025, which will be held at Boise State University;

In August 2025, the SPD and NLADA will present the Darrell Bolz Defense College for institutional and contract public defenders and Idaho law students;

During 2025, the Training and Projects Coordinator will design the Mitigation Series to be presented in 2026; and

The Idaho SPD Learning Management System (LMS) will allow public defenders and staff 24/7 access to quality CLEs and relevant trainings at no charge.

**Performance Measure:** Provide leadership training for public defenders and staff.

### Benchmarks:

In Fall 2024, the SPD Leadership Workshop will be held for managers and directors;

In Summer 2025, the SPD will host a Leadership Training for all SPD leadership; and

In Fall 2025, the SPD will begin Quarterly Leadership Workshops.

**Performance Measure:** Provide technical training for public defenders and staff.

### Benchmarks:

Ongoing CMS Trainings will be held incorporating question sessions and collaboration with the CMS Coordinator and the CMS vendor, LegalServer; and

In September and October 2024, provide interactive Lexis Legal Research Training for public defenders and staff with question and practice sessions.

## **FIFTH GOAL: Promote Legal Excellence through Legal Research and Resourcing Assistance.**

### Objective 1: Design and build legal research options.

**Performance Measure:** Provide research tools for institutional and contract public defenders.

### Benchmark:

Beginning on October 1, 2024, institutional and contract public defenders will have access at no charge to the Lexis online legal research platform for public defense cases; and

Beginning in Fall 2024, the Research & Resource Counsel will design brief/issue repository for implementation in 2025.

### Objective 2: Develop resource lists and presumptive rates.

**Performance Measure:** Provide resource lists/assistance and presumptive rates for institutional and contract public defenders.

### Benchmark:

Beginning in 2024, the Research & Resource Counsel will begin to develop lists of experts and providers relevant to public defense and assist institutional and contract public defenders with negotiations to secure those resources; and

Beginning in 2024, the Research & Resource Counsel will develop and continually update presumptive rates for experts and providers.



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## EXTERNAL FACTORS

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In part, the goals of the strategic plan are dependent on 1) the number of public defenders and staff that transfer to state employment or contract with the SPD and 2) the appropriation by the Legislature to fund the new agency and 3) the ongoing class action lawsuit against the State of Idaho by the ACLU over the State's obligation to provide Constitutional representation under the Sixth Amendment of the United States Constitution and Article I, Section 13 of the Idaho Constitution. The SPD will revisit the strategic plan as necessary to ensure that Idaho meets its obligation to provide holistic representation meeting the highest ethical and professional standards to protect the rights of people who cannot afford to retain counsel.

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