

The Florida Senate
COMMITTEE MEETING EXPANDED AGENDA
APPROPRIATIONS SUBCOMMITTEE ON CRIMINAL AND CIVIL JUSTICE
Senator Bradley, Chair
Senator Joyner, Vice Chair

MEETING DATE: Wednesday, February 12, 2014
TIME: 10:00 a.m.—12:00 noon
PLACE: Mallory Horne Committee Room, 37 Senate Office Building

MEMBERS: Senator Bradley, Chair; Senator Joyner, Vice Chair; Senators Altman, Braynon, Clemens, Dean, Diaz de la Portilla, Flores, Garcia, Grimsley, Hays, Smith, and Soto

TAB	BILL NO. and INTRODUCER	BILL DESCRIPTION and SENATE COMMITTEE ACTIONS	COMMITTEE ACTION
1	Continuation of items not completed at the February 6, 2014 meeting: Presentation on Governor's Fiscal Year 2014-2015 Budget Recommendations for: State Courts State Attorneys Public Defenders Statewide Guardian Ad Litem		Presented
2	Presentation on Governor's Fiscal Year 2014-2015 Budget Recommendations for: The Department of Corrections The Department of Juvenile Justice The Department of Law Enforcement The Parole Commission The Department of Legal Affairs/Attorney General Capital Collateral Regional Counsels Regional Conflict Counsels Justice Administrative Commission		Presented
3	Discussion of Florida Department of Law Enforcement's Crime Lab Operations		Discussed
4	Update on inmate release policies and procedures by the Department of Corrections, Florida Department of Law Enforcement, and Clerks of Court		Not Considered
	Other Related Meeting Documents		



Legislative Budget Request Priorities

FY 2014-15

Senate Criminal and Civil Justice Subcommittee
February 12, 2014

Presenter:
Elisabeth H. Goodner, State Courts Administrator

Mission Statement

The mission of the Judicial Branch is to protect rights and liberties, uphold and interpret the law, and provide for the peaceful resolution of disputes.

Vision Statement

Justice in Florida will be accessible, fair, effective, responsive, and accountable.

Legislative Budget Request

The legislative budget request for the State Courts System focuses on people, places, and tools needed to achieve that vision.

State Courts System FY 2014-15 Legislative Budget Request Priorities

State Courts System Staff Pay Issues – Judicial Branch #1 Priority

- **Competitive Pay Adjustment:** Request State Courts System (SCS) employees be included in any general competitive salary increase as may be provided to other state employees. The SCS would request the increase be 3.5%, at a minimum.

- **Equity and Retention Pay:** Request \$9,866,302 in recurring salary dollars branch wide, effective July 1, 2014, to address critical salary issues uniquely impacting the recruitment and retention of State Courts System employees and to bring salaries inline with other state government employees.
 - Trial Courts - \$7,662,013
 - District Courts of Appeal - \$1,268,710
 - OSCA - \$610,719
 - Supreme Court - \$324,860

State Courts System
FY 2014-2015 Legislative Budget Request Priorities
“Case Processing/Management, Building Security and Maintenance, and Legal Research”

Supreme Court

ISSUES	FTE	GENERAL REVENUE	GENERAL REVENUE (NONRECURRING)
Death Penalty Case Processing	1.0	\$59,717	\$3,818
Case Management Support	1.0	\$76,331	\$3,818
Supreme Court – Meet Acceptable Security Standards	3.0	\$254,310	\$11,454
Interior Space Refurbishing		\$237,360	
Law Library – Legal Research		\$17,069	
Total Supreme Court Priority Issues:	5.0	\$644,787	\$19,090

State Courts System
FY 2014-2015 Legislative Budget Request Priorities
“Improving Case Processing”

Trial Courts

ISSUES	FTE	GENERAL REVENUE	GENERAL REVENUE (NONRECURRING)	TRUST FUNDS
Due Process Costs for Criminal Conflict Counsel Payments Over the Flat Fee		\$2,081,103*		
Death Penalty Case Processing	27.0	\$1,918,731	\$76,160	
Trial Courts General Counsel Support	10.0	\$1,181,043	\$23,800	
Fund Shift Cost Sharing from Justice Administrative Commission (JAC) to State Courts System – SCRTF to GR		\$3,695,347		(\$3,695,347)

*Amended from the original October 2013 LBR submission through the supplemental LBR process.

State Courts System

FY 2014-2015 Legislative Budget Request Priorities

“Improving Case Processing”

Trial Courts (continued)

ISSUES	FTE	GENERAL REVENUE	GENERAL REVENUE (NONRECURRING)
Funding for Backlog of Foreclosure Cases		\$3,837,624	\$3,837,624
Post Adjudicatory Drug Court Continuation		\$544,013	
Problem Solving Courts Education and Training*		\$100,000	\$100,000

*New issues submitted through the supplemental LBR process.

State Courts System

FY 2014-2015 Legislative Budget Request Priorities

“Tools”

Trial Courts (continued)

ISSUES	FTE	GENERAL REVENUE	GENERAL REVENUE (NONRECURRING)
Court Reporting Equipment Refresh and Maintenance		\$4,806,925	\$2,223,562
Court Reporting Equipment Expansion		\$1,446,114	\$1,446,114
Electronic Transmission of Judicial Orders to Clerks of Court*		\$4,705,116	\$3,929,275
Remote Interpreting Technology*		\$81,428	\$53,588

*New issues submitted through the supplemental LBR process.

State Courts System
FY 2014-2015 Legislative Budget Request Priorities
“Courthouse Requirements”

Trial Courts (continued)

ISSUES	FTE	GENERAL REVENUE	GENERAL REVENUE (NONRECURRING)
Courthouse Furnishings – Nonpublic Areas (1 st , 4 th , 14 th , & 17 th * Circuits)		\$953,999*	\$953,999*
Total Trial Court Priority Issues:		\$25,351,443	\$12,644,122

**Amended from the original October 2013 LBR submission through the supplemental LBR process.*

State Courts System
FY 2014-2015 Legislative Budget Request Priorities
“Improving Effectiveness and Efficiencies in Processing of Cases “

Office of the State Courts Administrator

ISSUES	GENERAL REVENUE	GENERAL REVENUE (NONRECURRING)
eFACTS Productivity Support	\$172,834	\$125,164
Judicial Data Management Services	\$502,086	\$107,887
Legal Research Support (Court KM)	\$91,840	\$40,000
Total Executive Direction/Support Services (OSCA) Priority Issues:	\$766,760	\$273,051

State Courts System

FY 2014-2015 Legislative Budget Request Priorities

Certification of Additional Judgeships

District Courts of Appeal

District	Certified Judges	Governor's Recommendation
2	2	2
5	1	1
Total	3	3

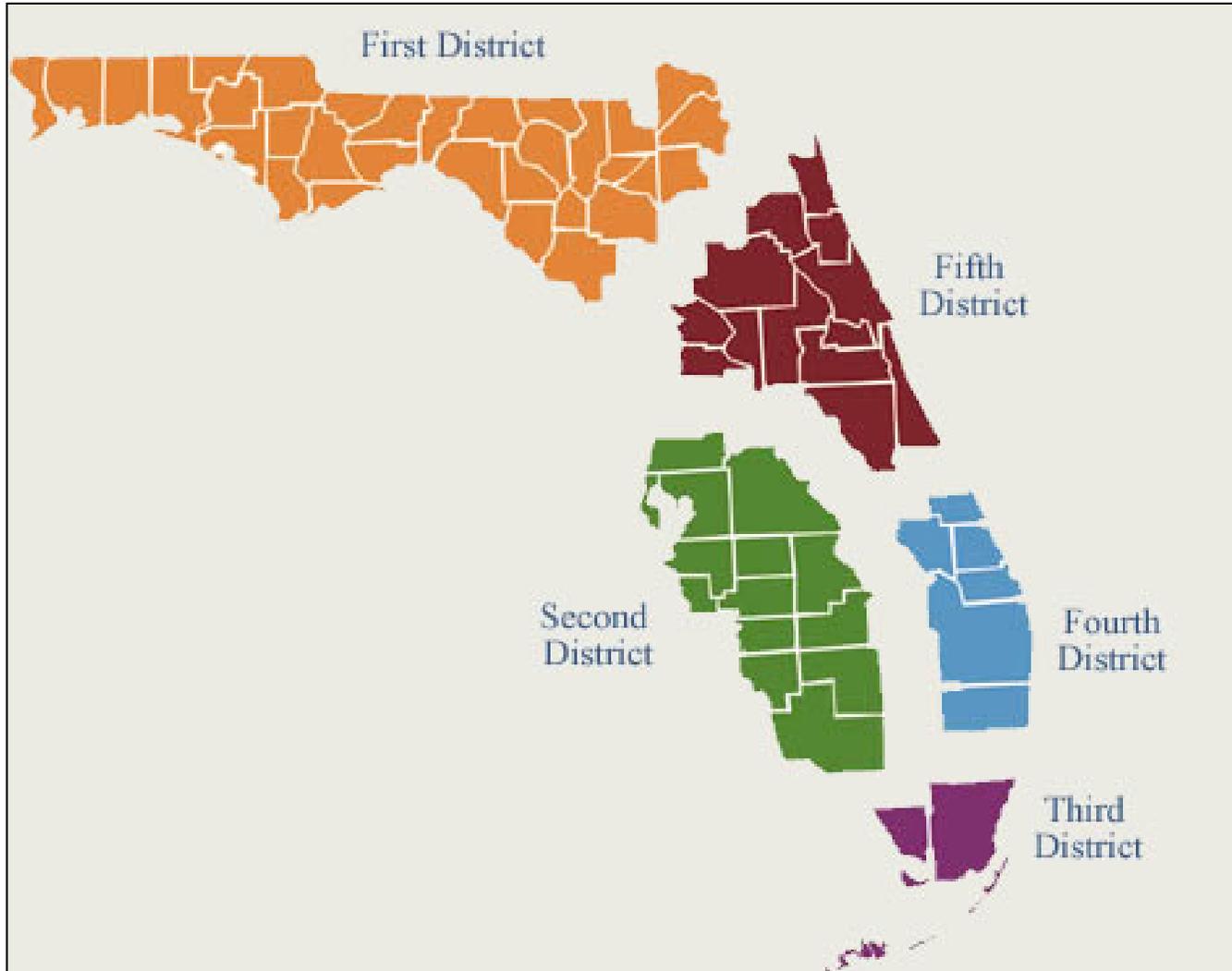
Circuit Courts

Circuit	Certified Judges	Governor's Recommendation
1	2	2
5	3	3
7	1	1
9	1	1
Total	7	7

County Courts

Circuit	County	Certified Judges	Governor's Recommendation	Difference
4	Duval	4	1	(3)
5	Citrus	1	1	0
	Lake	1	1	0
7	Volusia	1	0	(1)
9	Orange	2	0	(2)
	Osceola	1	1	0
11	Miami-Dade	11	1	(10)
12	Manatee	1	0	(1)
	Sarasota	1	0	(1)
13	Hillsborough	2	2	0
15	Palm Beach	5	2	(3)
17	Broward	6	0	(6)
18	Seminole	1	1	0
20	Lee	2	1	(1)
Total		39	11	(28)

Florida's District Courts of Appeal



State Courts System

FY 2014-2015 Legislative Budget Request Priorities

“Building Improvements and On-going Facility Maintenance”

2nd District Court of Appeal



- Roof Repairs and Parking Lot Maintenance - \$19,750 (Other Facility Maintenance/nonrecurring)
- Driveway Expansion - \$30,450 (FCO/non-recurring)

State Courts System

FY 2014-2015 Legislative Budget Request Priorities

“Building Improvements and On-going Facility Maintenance”

3rd District Court of Appeal



- \$2,137,505 FCO (nonrecurring) – Remodel for Security and Building System Upgrades
- \$64,023 FCO (nonrecurring) – Entrance Door Replacement
- \$212,814 FCO (nonrecurring) – Emergency Generator System
- \$48,889 Maintenance (nonrecurring) – Office Workstation Replacements
- \$88,294 FCO (nonrecurring) – Hurricane Storm Shutters

State Courts System

FY 2014-2015 Legislative Budget Request Priorities

“Building Improvements and On-going Facility Maintenance”

4th District Court of Appeal



- 4th DCA Court Building Remodeling for Security and Building System Upgrades: \$3,052,327 (nonrecurring)
- Mold Remediation – Costs?

State Courts System
FY 2014-2015 Legislative Budget Request Priorities
“Building Improvements and On-going Facility Maintenance”

5th District Court of Appeal



- \$125,000 FCO (nonrecurring)
 - Security Enhancements
- \$724,839 FCO (nonrecurring)
 - HVAC Replacement

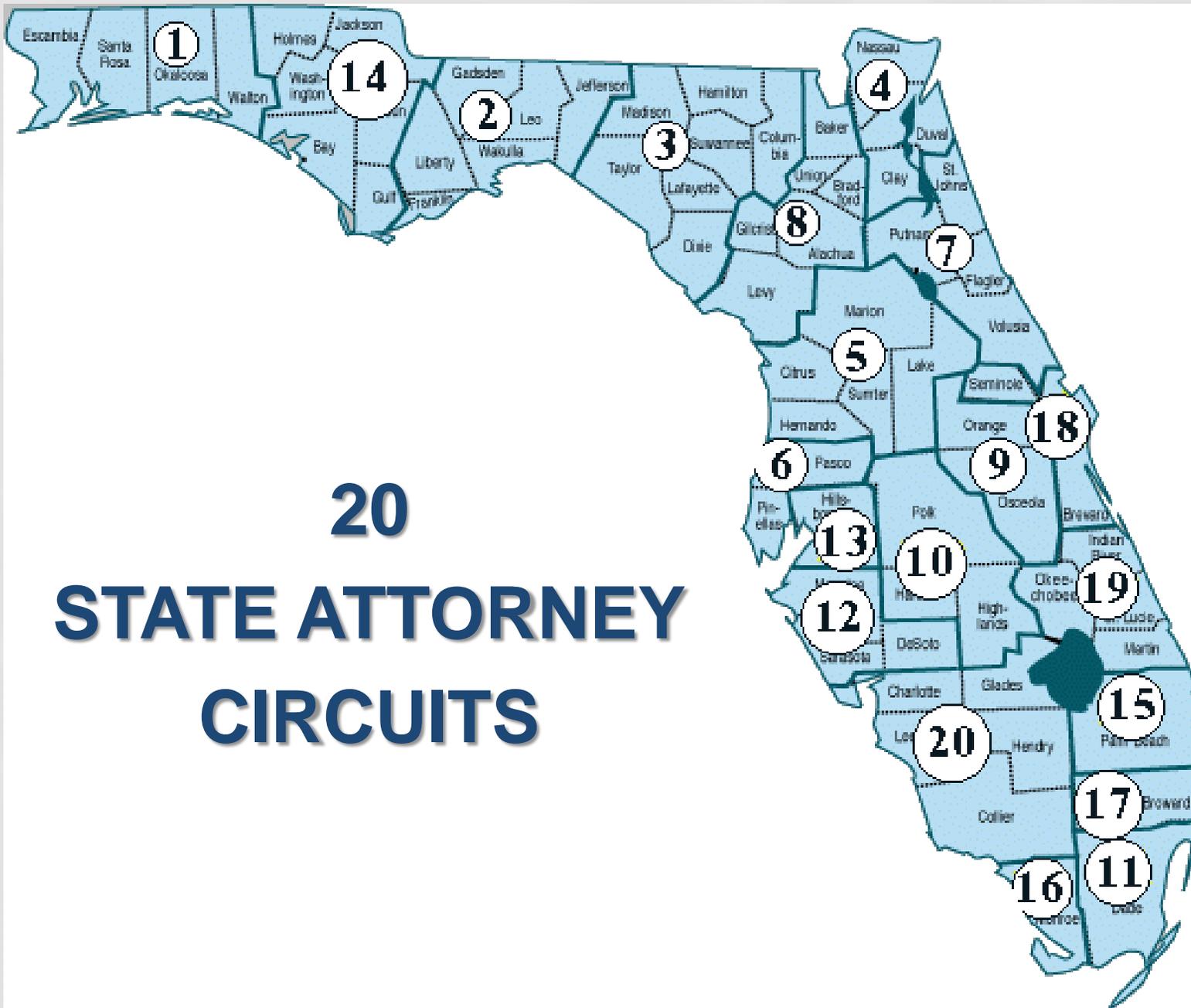
State Courts System
FY 2014-2015 Legislative Budget Request Priorities
“Building Improvements and On-going Facility Maintenance”

District Courts of Appeal

ISSUES	GENERAL REVENUE	GENERAL REVENUE (NONRECURRING)
Statewide Facilities Maintenance Fund	\$400,000	
OR		
2nd DCA Driveway Expansion	\$30,450	\$30,450
3rd DCA Entrance Door Replacement	64,023	\$64,023
3rd DCA Hurricane Storm Shutters	\$88,294	\$88,294
5th DCA Security Enhancements	\$125,000	\$125,000
2nd DCA Roof Repairs and Parking Lot Maintenance	\$19,750	\$19,750
3rd DCA Office Workstation Replacements	\$48,889	\$48,889

Presentation to the Senate Subcommittee on Civil and Criminal Justice Appropriations

**Hon. Brad King, State Attorney
Fifth Judicial Circuit**



20 STATE ATTORNEY CIRCUITS

BASE BUDGET SIGNIFICANT NOTES

Personnel Costs as a Percentage of Budget:
93%

Personnel Composition –

Total FTE: 6,060

Support FTE: 4,210

Attorney FTE: 1,850

Attorney Turnover Rate – 16+% ↑

STATE ATTORNEY SERVICES

PROSECUTION SERVICES - Duties before the Court

- **Felony - Intake and Prosecution**
- **Misdemeanor - Traffic - Intake and Prosecution**
- **Juvenile – Intake and Prosecution**
- **Grand Jury Legal Advisor**
- **Medical Examiners and Autopsies**
- **Post conviction relief cases**
- **Prosecution Alternative and Diversion Services**
- **Victim Witness Services**
- **Clemency, Pardon and Parole Hearings**

STATE ATTORNEY SERVICES

INVESTIGATION SERVICES

- **Sunshine Law**
- **Public corruption**
- **White collar crime**
- **Search warrants**
- **Wire tap applications**
- **Grand jury investigations**
- **Governor Assignments**

STATE ATTORNEY SERVICES

CIVIL SERVICES

- Extraditions
- Baker Acts
- Sexual Predator
review and commitment
- Truancy Court
- Bond Validations
- Public Records

STATE ATTORNEY OUTPUT MEASURES

**Criminal Allegations,
2012-13
1,391,206**

**Civil Cases, 2012-13
36,698**

**Cases Referred to
State Attorneys
1,427,904**

STATE ATTORNEY

Comparison to other Legal Entities

Cases Referred to State Attorneys
“From the Street Up” Responsibility
1,427,904

Public Defender
Percentage
45%

Regional Conflict
Percentage
4.5%

Registry Counsel
Percentage
.8%

CRIMINAL ALLEGATIONS

State Attorneys must evaluate ALL cases, arrested AND non-arrested, to determine if a person should be charged.
(Not counting investigative services.)

394,880	Felony cases
880,935	Misdemeanor / Traffic Cases
<u>115,391</u>	Juvenile Cases
1,391,206	

Source: LRPP Report 2012-2013

TOTAL CASES

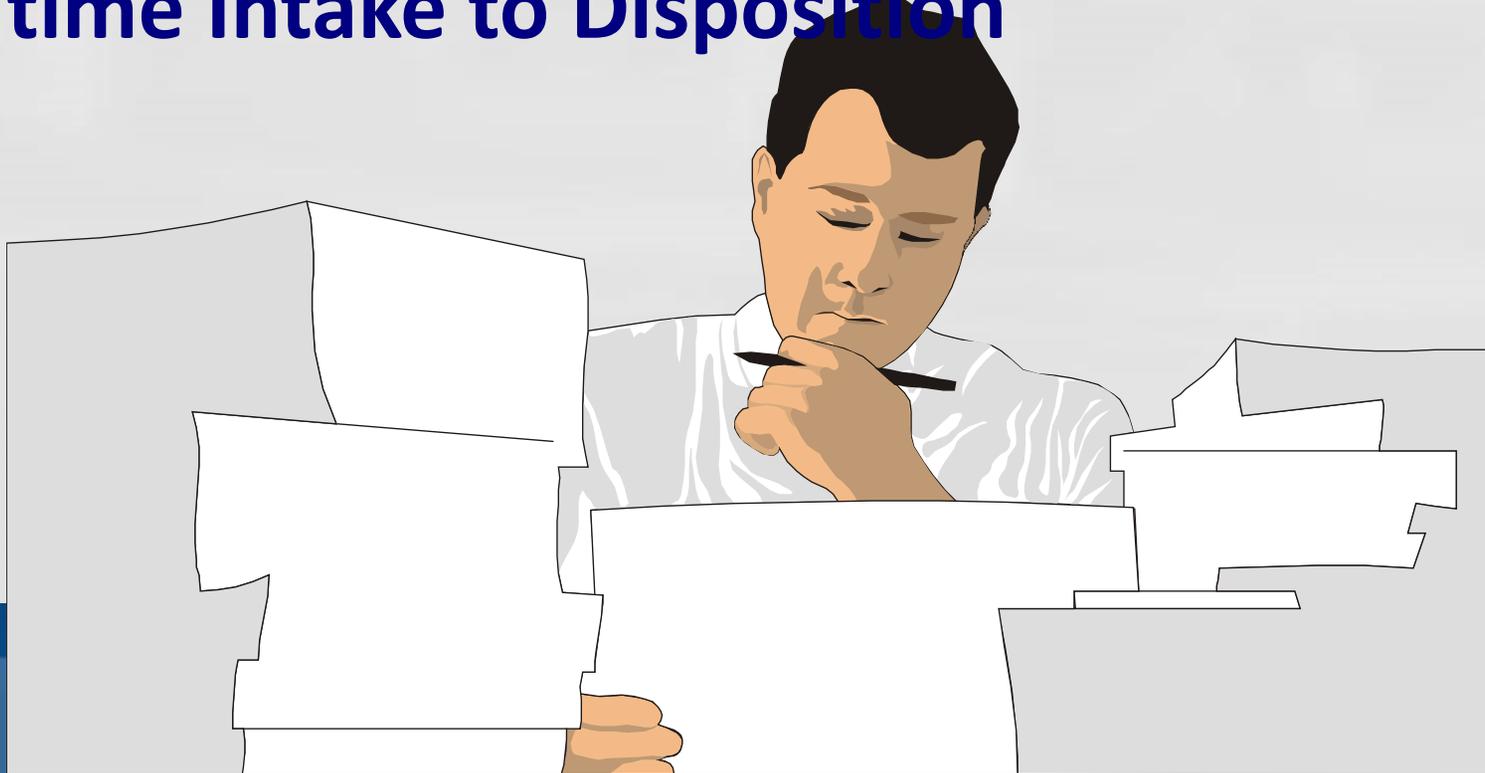
- **1.391 million cases referrals**
- **1,850 ASA's**
- **772 case referrals per ASA annually**
- **2.5 hours per case referral**



FELONY CASES

- **394,880 felony case referrals**
- **1,232 Felony ASA's**
- **321 case referrals per ASA annually**
- **6.2 hours per case referral**

Total time Intake to Disposition



MISDEMEANOR CASES

- 880,935 misdemeanor case referrals
- 458 Misdemeanor ASA's
- 1,922 case referrals per ASA annually
- 1 hour per case referral

Total time Intake to Disposition.



JUVENILE CASES

- **115,391 juvenile case referrals**
- **160 Juvenile Division ASA's**
- **721 case referrals per ASA annually**
- **2.75 hours per case referral**

Total time Intake to Disposition.



ASSISTANT STATE ATTORNEY EXPERIENCE

- 19%** 6-10 Years Experience
- 9%** 11-15 Years Experience
- 5%** 16-20 Years Experience
- 11%** 21 or More Years Experience

ASSISTANT STATE ATTORNEY EXPERIENCE

- ★ Average turn over is 16% and rising
- ★ Over 50% have LESS THAN 5 Years
- ★ 67 % of ASA's are Assigned to Felony Cases
- ★ Caseload of 320 per year

NEEDS OF OUR CITIZENS

EXPERIENCED PROSECUTORS FOR EXCEPTIONAL CASES

- Prosecution of serious and career criminals. 10-20-Life, PRR, HO, HVO
- Sex crimes, crimes against children, Sexual Predator Commitment cases.
- Sophisticated fraud and white collar cases.
- Public Records, E filing

ATTORNEY SALARY SURVEY

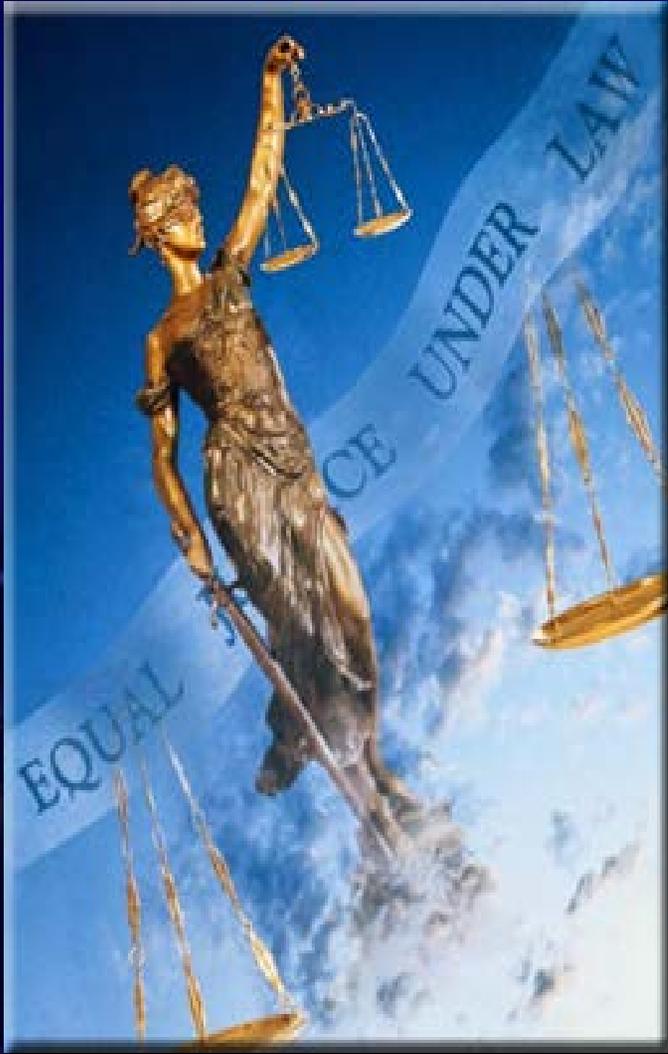
	Low	Median	High	ASA
Start	53,200	73,000	97,200	41,000
10 yrs	143,800	166,900	194,900	76,400

Average of reported salaries for attorneys from 14 Florida cities, Dec. 2013
Private, government, and non-profit employers.

CRITICAL NEEDS FOR FY 2014-15

- Salary incentive for staff
- Funding to meet requirements of E-filing and E-service of documents
- Funding for dedicated public records attorneys and support staff
- Re invest the \$40.6 million lost in budget crisis 07-2011 over 3 years

Public Defender



2014/2015 Legislative Presentation

Julianne Holt, President Florida Public
Defender Association

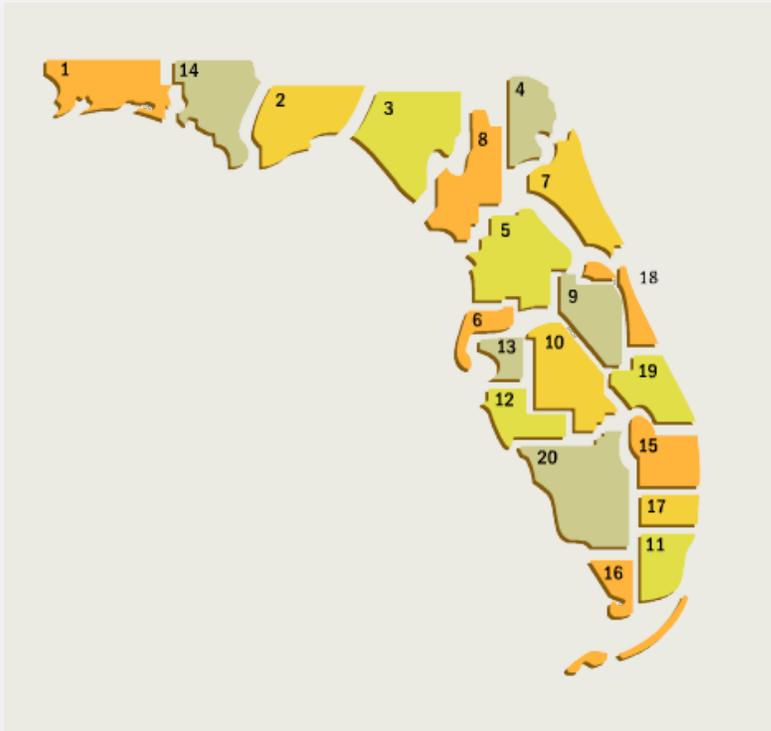
Nancy Daniels, Co-Chair FPDA
Appropriations Committee

February 12, 2014



Florida Public Defender System

- 20 Judicial Circuits



- Correspond to State Attorneys' Offices

- 5 Appellate Districts



- Correspond to Attorney General Criminal Appeals Departments



Types of Cases Handled

- **Criminal Defense**
 - Capital homicide/death penalty
 - Capital sexual battery
 - Non-capital felony
 - Juvenile delinquency and juvenile dependency cross-over
 - Misdemeanor, traffic, and criminal contempt
 - Violations of probation, orders to show cause
- **Civil Commitment Defense**
 - Baker Act
 - Sexually Violent Predator civil commitment (Ryce Act)
- **Post-conviction Relief** (Rules 3.800, 3.850, 3.853)
- **Appeals**
 - United States Supreme Court
 - Florida Supreme Court
 - District Courts of Appeal
 - Circuit Courts
- **Executive Clemency**



Public Defender Services & Responsibilities

- First Appearance Hearings (365 days/year, including weekends & holidays)
- Client visitation in county jails and state prisons
- Regular client communication
- Motion practice
- Criminal defense investigations
- Mitigation development and presentation
- Developing alternatives to prosecution
- Witness and victim coordination
- Writs and Petitions for Extraordinary Relief



Stages of Representation

- Initial Appearances: Probable Cause, Bail/bond/release
- Pre-filing Advocacy & Diversion
- Case Filing/Trial Representation *
- Appeals & Post-Conviction
- Violations of Diversion, Supervision

* Reflected in the State Courts' trial criminal caseload statistics



State Courts Trial Criminal Caseload Statistics (2011/12)

- 1.1 million case filings
- 1.07 million case dispositions
- 61,338 jury and non-jury trials
- Statistics count Informations filed for felony defendants, misdemeanor defendants, criminal traffic cases added, juvenile delinquency petitions filed, and Baker Act petitions filed
- Statistics obtained from the *Florida State Courts 2012-2013 Annual Report* and <http://trialstats.flcourts.org/>



Workload Measurements

- “Trial Court Criminal Filings” count defendants where a charging document has been filed.
- State Attorney reporting counts referrals that *may or may not* result in a criminal case.
- PD reporting counts where the PD has been appointed by the Court *usually post arrest, pre-filing*.
- Trial Court Criminal Filings statistics do not reflect telephone calls & initial investigations done by the State Attorney, investigations & representation done by the Public Defender before formal charge filing, or violations of probation, but do reflect the bulk of the cases being handled in the courts.



Criminal Court Filings & Dispositions

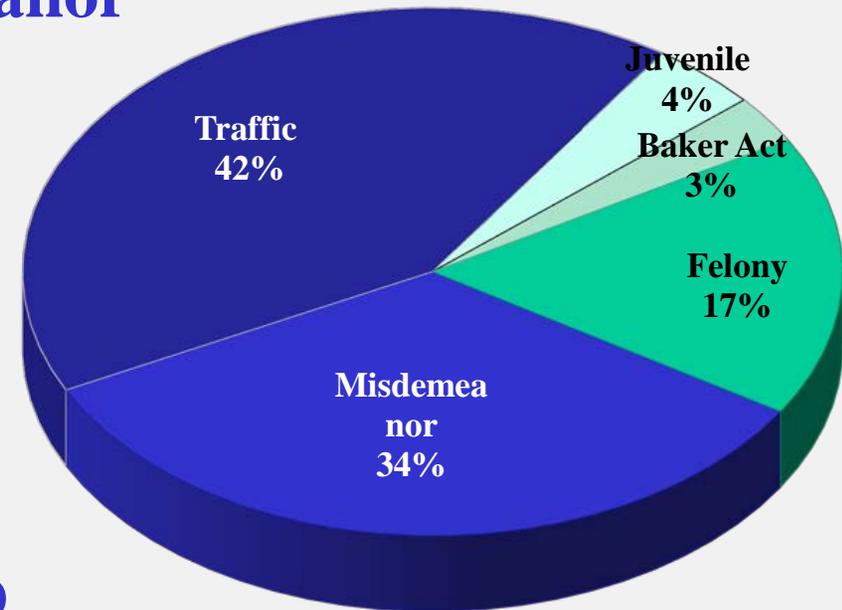
Public Defenders handled up to 90% of the criminal workload in 2011/12:

- 90% of the *felony* pleas and trials
- 80% of the *total criminal* pleas and trials
- 70% of the trials in *felony* cases
- 64% of the *total criminal* dispositions

- Courts' criminal workload based on trial court statistics from Florida State Courts *2012-2013 Annual Report* and <http://trialstats.flcourts.org/>
- Public Defenders' workload based on 2011/12 Workload Reporting Statistics maintained by the Florida Public Defender Association, and reported to the Justice Administrative Commission

Criminal Court Filings & Attorney Assignments

- More than $\frac{3}{4}$ of the criminal court filings are misdemeanor or traffic offenses
- Also, $\frac{3}{4}$ of the total trials were criminal traffic non-jury trials
- Yet, only $\frac{1}{4}$ of attorneys working for the State or PD are dedicated to county court and are attorneys with under 3 years experience



Public Defender Workload Measures 2012/13

Trial Cases Appointed	Appeals Cases Appointed	Total Cases Appointed	Total Clients
744,095	5,197	749,292	609,315

- Trial Caseloads = 503 trial cases per attorney
- Appeals Caseloads = 49 appeals cases per attorney
- **Exceed the national standards for maximum caseloads in every trial case category**
- Standards:
 - Felonies: 200 cases per year
 - Non-traffic Misdemeanors: 400 cases per year
 - Juvenile Cases: 250 cases per year
 - Mental Health: 200 cases per year
 - Appeals: 50 cases per year

Budget Breakdown





Budget Priorities – Trial

- Trial Workload – additional \$5 million
 - 50% to offices with critical needs
 - 50% distributed according to FPDA formula
- Due Process - additional \$1.8 million
 - Restore reductions from 2010
 - Address historical deficit
- Executive Clemency - additional \$50,000
- *Brady* Training – \$32,000
- Legislative Reporting/Case Management - \$375,000
- Employee Salary and Benefits – Salary parity; recruitment & retention



Budget Priorities - Appeals

- Workload – commensurate with Attorney General Criminal Appeals request
- Realignment of Appellate Budget Authority Among the Offices - \$110,000
- E-filing and Production of Physical Records - \$29,980
 - Additional funding needed to provide clients with their appellate record
 - Recurring until DOC allows electronic records



Due Process Funding Needs

PD Due Process: FY 2004/05 – FY 2013/14

Public Defender LBR	2004/05 Appropriation	Diff. from LBR	2013/14 Appropriation	9 Year Change
\$ 25,017,255	\$ 18,499,999	\$ (6,517,256)	\$ 18,663,034	\$ 163,035

- 2004/05 appropriation (post Article V) was \$6,517,256 less than projected needs
- Also not recovered from \$982,265 reduction in 2010
- Start each fiscal year with a deficit
- Meet existing obligations and new demands:
 - *Graham/Miller* resentencing
 - Mental health litigation
 - Sex Offender & SVP law changes
- Need additional \$1,800,000



Executive Clemency

- Last fiscal year received \$250,000 for clemency work
- 10th Circuit PD presently handling 6 clemency cases and can conclude these within initial appropriation
- The Governor's recommendation is sufficient to conclude these cases and handle the cases we anticipate by 6/30/14
- No objection to assigning these cases to private counsel; note that it requires revisions to Chapter 27 (§27.40; §27.51; §27.511; §27.5303; §27.7001; §27.702)



Maintain Employee Benefits

- Avoid any further reductions in employee salary or benefits
- Employee benefits “package” is a significant recruitment tool for government-sector lawyers
 - APDs are in the “Senior Management Class” (*or “Agency Pay All”*)
 - APD salary will be significantly negatively impacted if benefits are reduced or lost

Salary Parity: Government Attorneys

Position	Area	Starting Salary
Assistant County Attorney	Pinellas	\$ 57,721
Assistant County Attorney	Leon	\$ 59,741
Assistant City Attorney	St. Pete	\$ 50,000
Assistant City Attorney	Tallahassee	\$ 55,910
Assistant County Attorney	Hillsborough	\$ 56,600
Assistant County Attorney	Miami-Dade	\$ 87,266
Assistant Attorney General	Miami-Dade	\$ 51,627
Federal Assistant Public Defender	Florida Average	\$ 50,287
Assistant State Attorney (0-5 years)	Florida Average	\$ 48,435
Assistant Public Defender (0-5 years)	Florida Average	\$ 48,011

- *Phased approach; \$3 million 2014/15 (or as budget can allow)*
- *Achieve parity on incoming salary and ability to give retention/merit bonus for those affected by starting salary increase*



Cost of turnover is significant

- Delays in handling cases (including capital and other serious crimes, appeals and other post-conviction cases)
- Increases the amount of time people are held in jail or prison while case is pending
- Increases appellate & post-conviction costs
- Administrative Costs:
 - Recruitment
 - New Employee Processing
 - Training



2014/15 Budget Needs Recap

- Achieve salary parity
- Maintain employee benefits
- Restore prior reductions to Due Process funding
- Achieve adequate trial and appellate workload funding
- Fully fund Executive Clemency
- Ensure discovery and *Brady* Training
- Legislative Reporting/Case Management system

**THE GUARDIAN AD
LITEM PROGRAM
(A PUBLIC – PRIVATE
PARTNERSHIP)**

**PRESENTATION TO THE SENATE
APPROPRIATIONS SUBCOMMITTEE ON
CRIMINAL AND CIVIL JUSTICE
ON
THE FY 14-15 LEGISLATIVE BUDGET
REQUEST**

February 6, 2014

www.GuardianadLitem.org



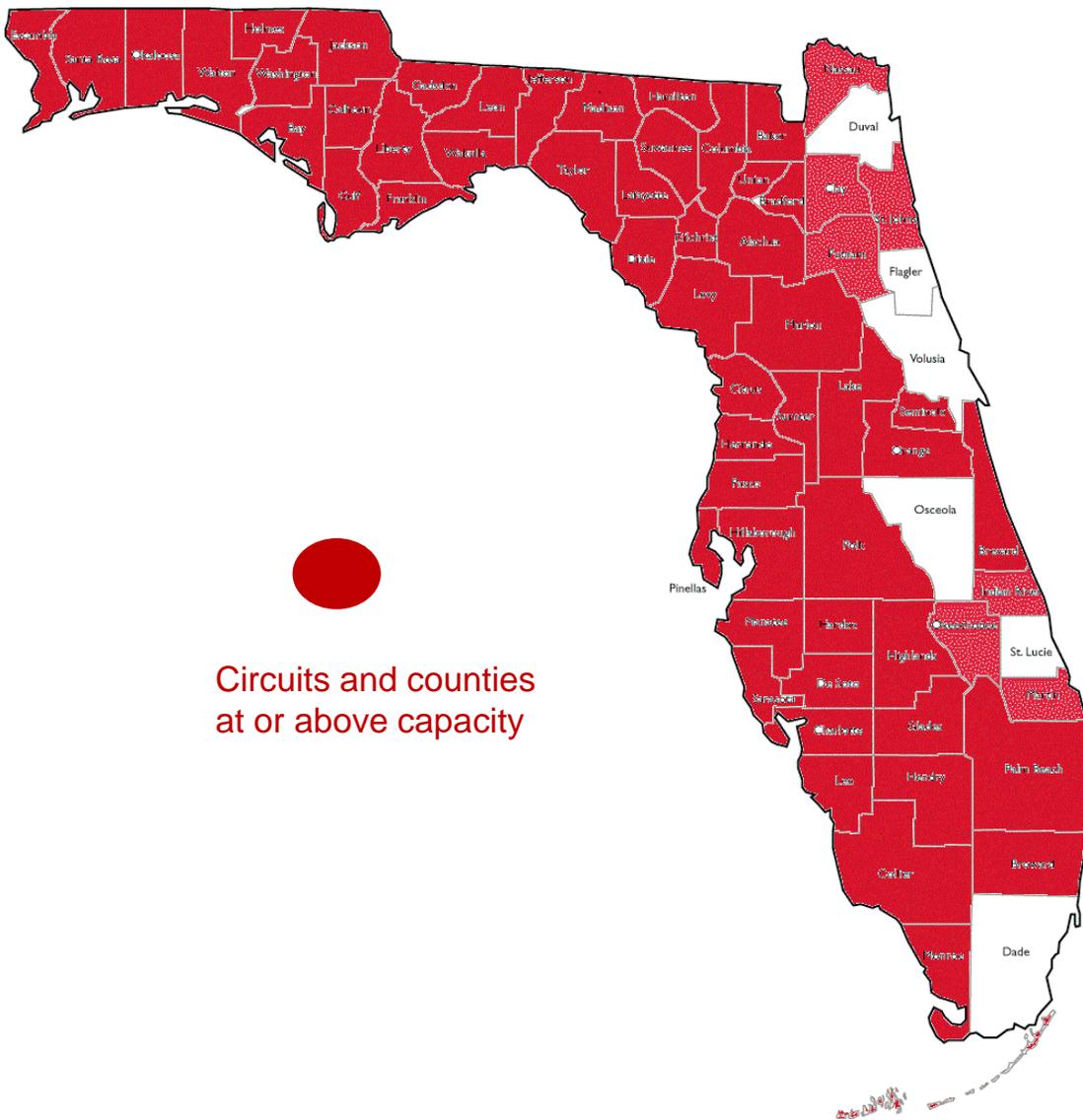
by
Alan F. Abramowitz
Executive Director



GAL Funding and Growth

YEAR	FUNDING	FTEs	VOLUNTEERS
2007	\$35.1 million	610	4,772
2014	\$34.1 million	590	8,838

We Are Almost at Capacity

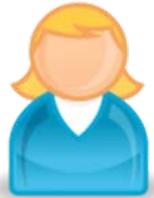


- 15 of 20 judicial circuits are at or above full capacity
- In the remaining circuits, most counties are at capacity.
- Our ability to support new volunteers in those areas is severely strained

GAL Team Workload



Volunteer



GAL
Volunteer
Coordinator



GAL Best Interest
Attorney



Each volunteer supports 2 or more children



Each
Coordinator
supports 38
volunteers



Each Best Interest Attorney
supports 150 children

1. \$6.1 Million Recurring Funding

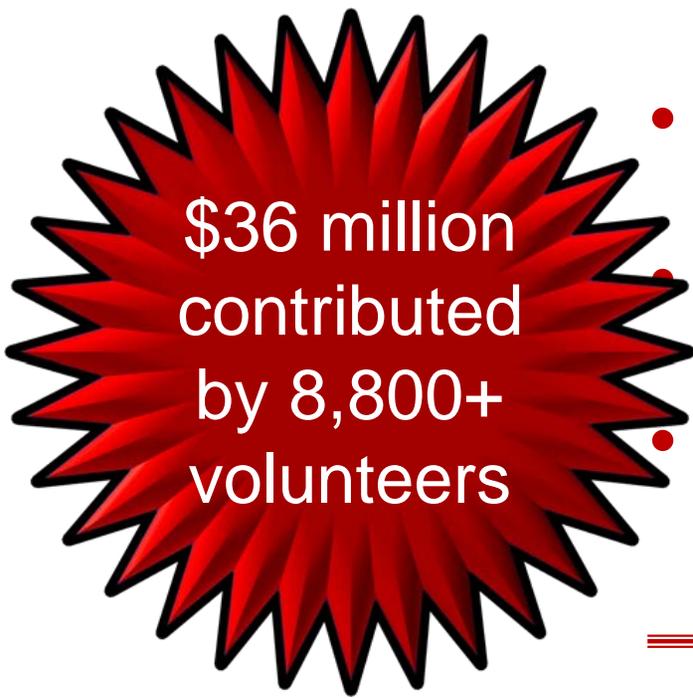
- Reach more than 80% of dependent children
- Represent all children in out of home care
- Reach 10,000 volunteers by the end of 2015, our 35th anniversary.



2. Transfer Data Processing Services to Northwest Regional Data Center

- Savings and efficiency measure

Return on Investment



\$36 million
contributed
by 8,800+
volunteers

- The average GAL volunteer stays 32 months.
- It costs the State \$3,397 to recruit, train and supervise the volunteer over that period.
- The volunteer donates \$7,474 in time and gas over that period.
- **The State accrues an average of \$4,076 in benefits for each volunteer!**

CHILDREN WHO HAVE A GAL VOLUNTEER:

- ★ Do better in school
- ★ Receive more services
- ★ Spend less time in foster care
- ★ Have fewer placement changes
- ★ Are 50% less likely to return to foster care
- ★ Are more likely to be adopted, if appropriate



- ***Eagle Award*** Winner 2012, Award Winner 2013, Prudential - Davis Productivity Awards
- ***Angels in Adoption Award*** Winner 2012
Congressional Coalition on Adoption Institute
- Miami Dade Minority Chamber 2013
Public-Private Partnership Organization of the Year

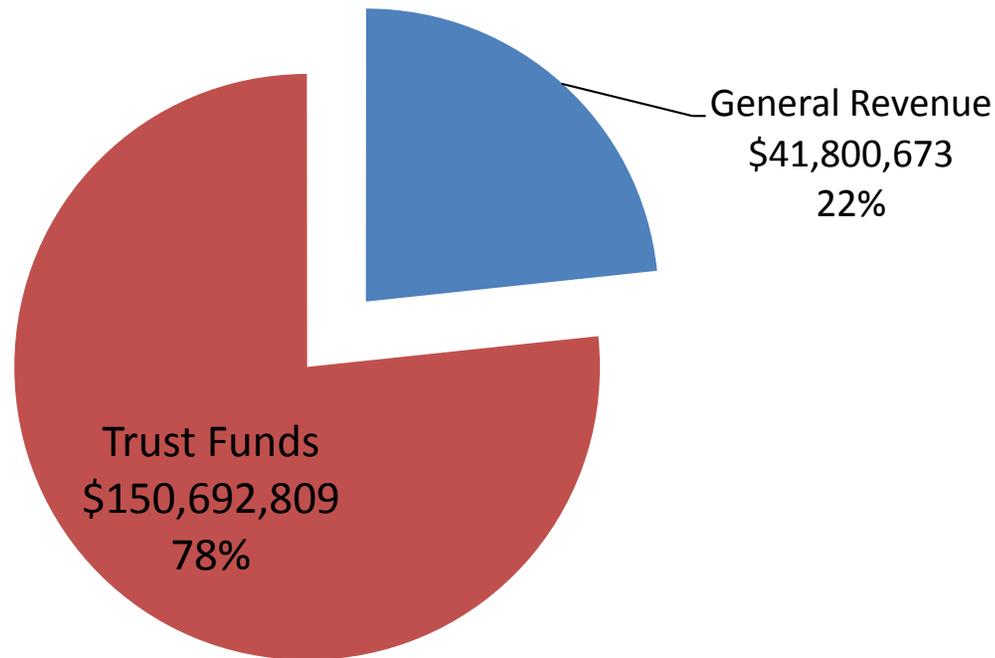


Department of Legal Affairs

Attorney General Pam Bondi

Department of Legal Affairs

Total Budget for FY 2013-14 \$192,493,482



FY 2013-14 Appropriations by Program Area	FTE	General Revenue	Trust Funds	Total
Office of the Attorney General	1,215.00	\$36,240,330	\$148,379,016	\$184,619,346
Statewide Prosecution	65.50	\$5,560,343	\$838,805	\$6,399,148
Florida Elections Commission	15.00		\$1,474,988	\$1,474,988
Grand Total	<u>1,295.50</u>	<u>\$41,800,673</u>	<u>\$150,692,809</u>	<u>\$192,493,482</u>

Department of Legal Affairs / Attorney General

Fiscal Year 2014-15 Budget Request

Issue	FTE	General Revenue	Trust Fund	Total Funds
Criminal Appeals Workload	10.00	\$ 1,000,000		\$ 1,000,000
Statewide Prosecution	5.00	\$ 522,288		\$ 522,288
E-Discovery and Agencywide Data Management	2.00	\$ 390,240	\$ 602,500	\$ 992,740
Victim Compensation Bureau Staffing	3.00		\$ 166,148	\$ 166,148
Crime Stopper Grant Program Staffing	1.00		\$ 55,382	\$ 55,382
Library Budget		\$ 150,000		\$ 150,000
IT Disaster Recovery		\$ 245,000		\$ 245,000
Total	21.00	\$ 2,307,528	\$ 824,030	\$ 3,131,558



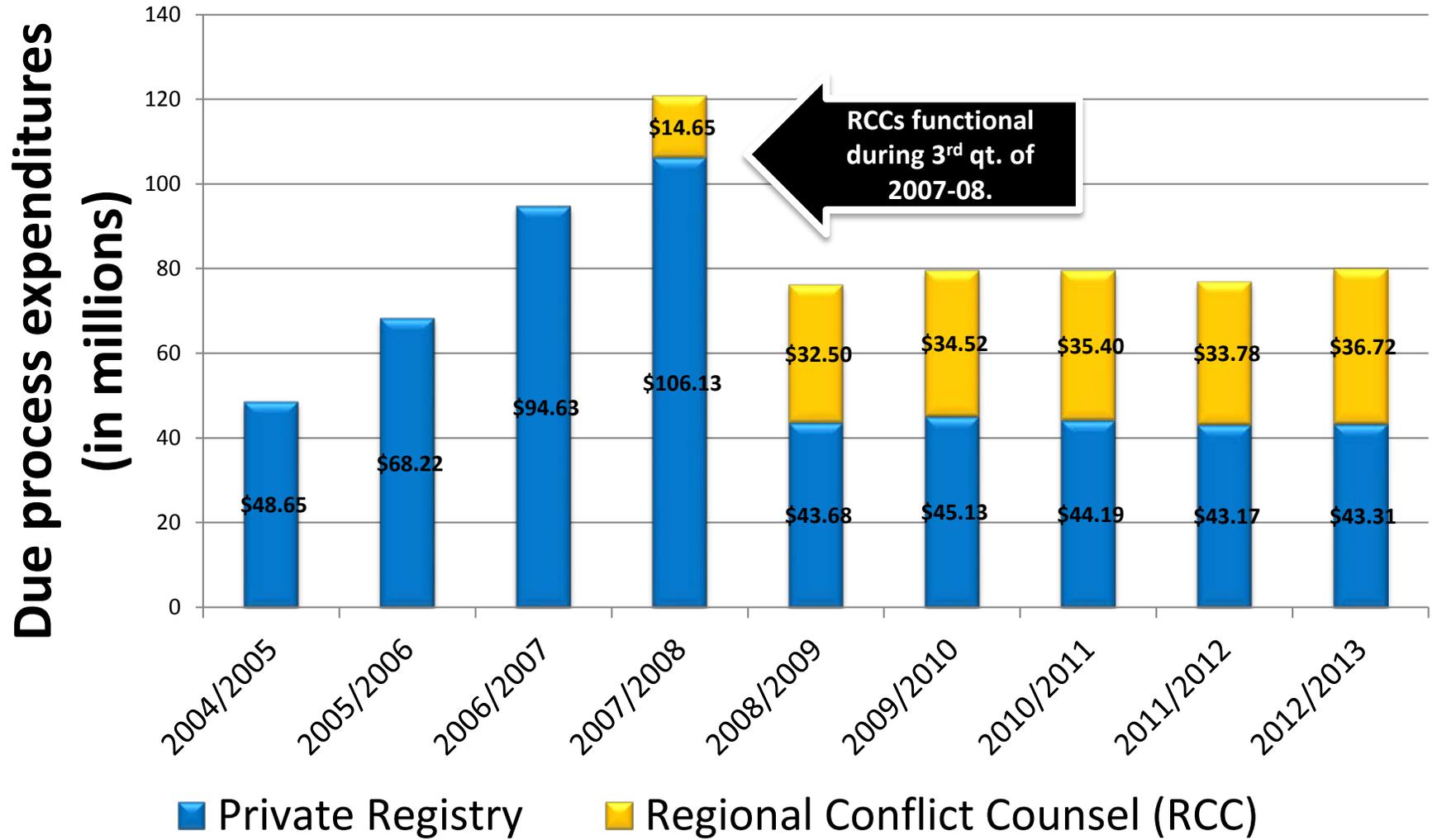
Overview of Legislative Priorities

Senate Appropriations Subcommittee on Criminal and Civil Justice

**Regional Counsel Ita Neymotin, 2nd District
February 12, 2014**

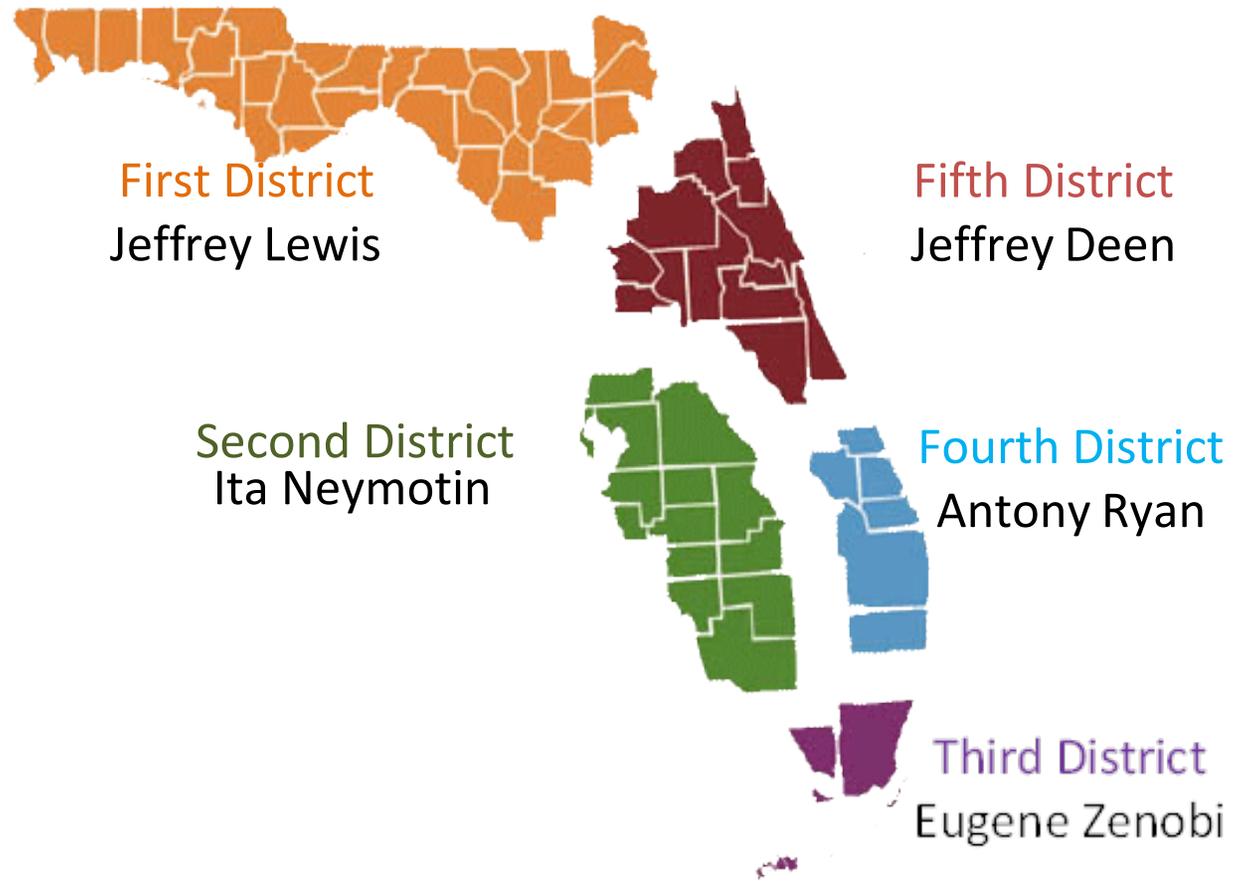


Regional Conflict Counsels vs. Court Appointed Registry





Offices of Criminal Conflict and Civil Regional Counsel





2014-2015 Legislative Priorities

- **Workload Issues:** (FTEs: 35
Total issue for all RCCs: \$3,088,481)
- **Due Process Funding:** (Total issue
\$1,295,000)
- **Technology and E-filing Funding:** (Total
issue: \$ 493,385)
- **Regional Counsel Salary:** (Total issue:
\$177,635)
- **Individual Priorities**



**JUSTICE ADMINISTRATIVE
COMMISSION**



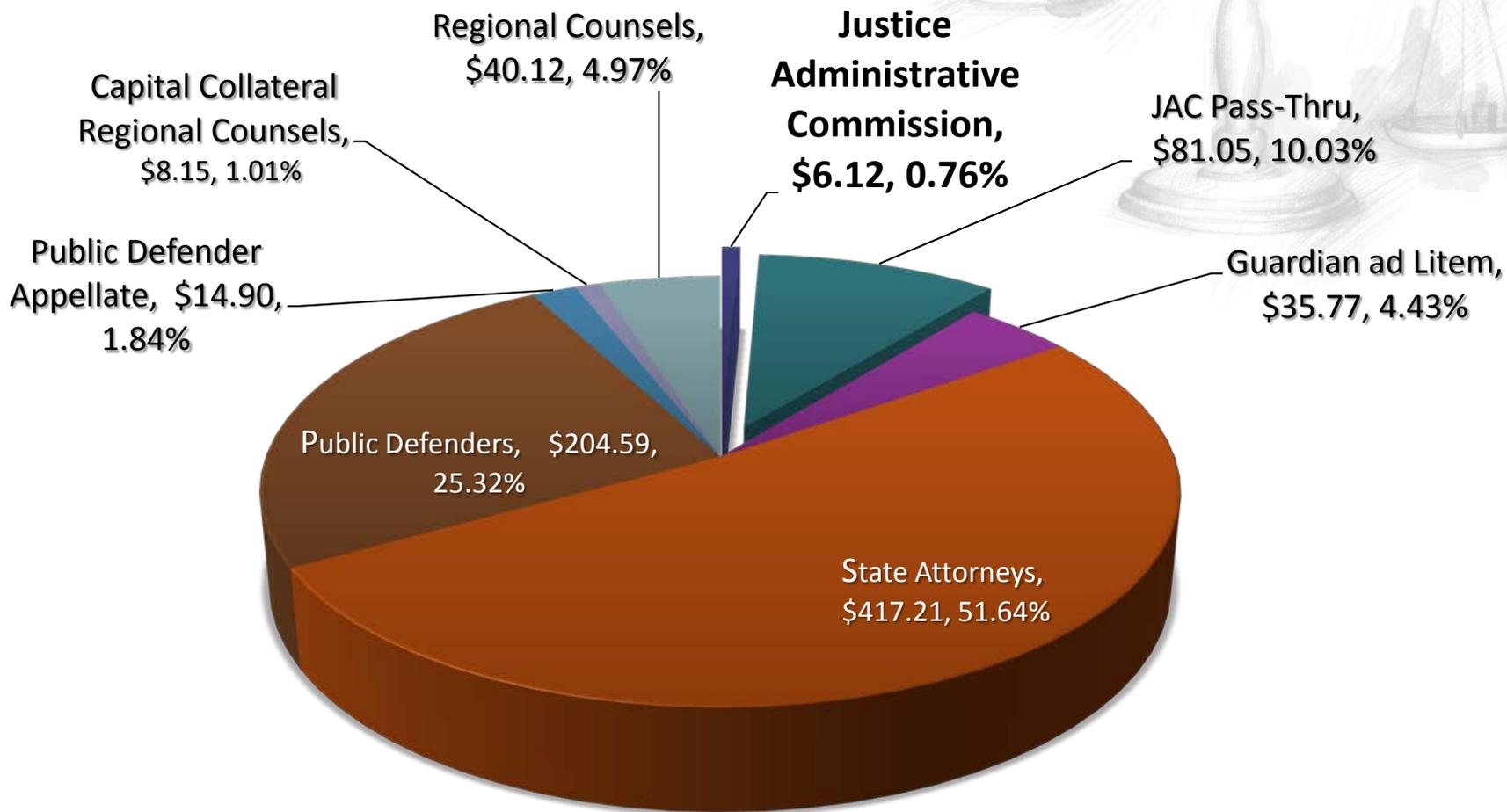
Justice Administrative Commission Legislative Budget Request Fiscal Year 2014-15

Appropriations Subcommittee on Criminal and Civil Justice

February 12, 2014

Alton L. “Rip” Colvin, Jr.
Executive Director

Base Budget 2013-14, \$807.91 Million



Amounts above are reflected in millions.



Agencies Administratively Served by the Justice Administrative Commission

- 20 Offices of State Attorney
- 20 Offices of Public Defender
- 5 Offices of Criminal Conflict & Civil Regional Counsel
- 3 Offices of Capital Collateral Regional Counsel
- Statewide Guardian ad Litem Program

Accounting

Budget

Financial
Services

Human
Resources

JAC Responsibilities for Court Appointed Counsel

Contract with Attorneys and Vendors

Audit Billings for Attorney Fees and Other Costs

Participate in Hearings when Objecting to Fees and/or Costs

Monitor Budgetary Needs for Court Appointed Counsel Appropriations

Report on Various Aspects of this Program



***Justice Administrative Commission
Legislative Budget Request
Fiscal Year 2014-15***



Information Technology Equipment

- Update Citrix hardware and software (network servers and licenses)
- *Replace Storage Area Network (SAN)*
- *Replacement of Miscellaneous IT equipment.*

Total Nonrecurring Budget - \$205,120

Expenses - \$66,461

Other Capital Outlay - \$101,494

Contracted Services - \$37,165

Issue Code 24010C0

Help Desk Staffing

- JAC serves as the single contracting and paying agent for private court appointed counsel representing indigent clients and related vendors.
- JAC's Help Desk fields 800-1,000 questions per month from attorneys, vendors, and agencies served by the JAC.
- Requires research, communication, and coordination with JAC Court Appointed audit and legal staff.
- The high volume can often result in a delayed response time.

Request – Senior Management Consultant – FTE - 1.0

Salary Rate Needed – \$46,382

Salaries and Benefits Needed – \$64,342

Expenses Needed – \$3,074 (\$1,205 is nonrecurring)

HR Outsourcing Needed – \$344

Issue Code 3002110



Public Records Coordinator

- JAC serves as a single administrative conduit for 49 agencies (budget, accounting, human resources, and financial services); as well as contracting and paying private court appointed counsel and related vendors
- Hundreds of thousands of records are housed within the JAC
- Many of the public records requests received by JAC are extensive and complex
- Because the JAC possesses payment information relative to ongoing Civil and Criminal cases, we must coordinate with the agencies we serve in order to ensure that confidential or exempt information is identified and either redacted or withheld as not to hinder or compromise an ongoing case.

Request – Public Records Coordinator - FTE – 1.0

Salary Rate – \$46,382

Salaries and Benefits – \$64,342

Expenses Needed – \$3,074 (\$1,205 is nonrecurring)

HR Outsourcing - \$344

Issue Code 3002190



Financial Services Staffing

- JAC's Financial Services Section provides FLAIR management to 150 users
- Due to recent legislation, training and guidance for contracts, grants, and purchase orders entered into FACTS continues to impact daily workload

Request – Senior Management Analyst - FTE – 1.0

Salary Rate - \$46,382

Salaries and Benefits – \$64,342

Expenses – \$3,074 (\$1,205 is nonrecurring)

HR Outsourcing – \$344

Issue Code 3002160



Financial Services Staffing

- JAC's Financial Services Section reconciles departmental FLAIR records and assists with the completion of the Comprehensive Annual Financial Report (CAFR)
- Assistance is needed to analyze financial data and key financial entries into FLAIR
- In prior years, due to budget reduction two positions were consolidated into one FTE responsible for completing these tasks
- To address these issues would require extensive overtime hours being worked

Request – Professional Accountant II – FTE – 1.0

Salary Rate – \$46,382

Salaries and Benefits – \$64,342

Expenses - \$3,074 (\$1,205 is nonrecurring)

HR Outsourcing – \$344

Issue Code 3002160



Human Resources Staffing

- JAC HR Section is tasked with ensuring that all agencies served comply with increasingly demanding statutory and regulatory requirements under state and federal law
- Compliance often comes in the form of submitting reports, usually with specific deadlines
- HR also is responsible for monitoring and paying invoices from Risk Management and pre- and post- tax parking benefits
- Assistance is also needed in payroll for vouchering overpayments, as well as researching invoices related to retirement matters

Request – Senior Human Resources Coordinator – FTE – 1.0

Salary Rate – \$43,508

Salaries and Benefits – \$61,048

Expenses – \$3,074 (\$1,205 is nonrecurring)

HR Outsourcing – \$344

Issue Code 3002180



Senior Management Designees and Benefits for JAC Staff

- Section 121.055(1)(h), F.S., provides Senior Management Service Class retirement for select managerial staff and attorneys within the Justice Administration, including the Executive Director of JAC
- Participation in this retirement class is compulsory for Assistant State Attorneys, Assistant Statewide Prosecutors, Assistant Public Defenders, and Assistant Capital Collateral Regional Counsels
- Managerial employees designated by the State Attorney or Public Defender receive this benefit
- Neither JAC's General Counsel, Assistant General Counsels, nor senior managerial staff receive Senior Management Service Class retirement

Request Senior Management Service Class retirement for JAC's Attorneys and One Managerial Staff - Salaries and Benefits - \$43,000

Issue Code 4202A20



JAC Legislative Budget Request Fiscal Year 2014-15

- Information Technology Infrastructure Replacement – \$205,120
- Help Desk Staffing – 1 FTE – \$67,760
- Public Records Coordinator – 1 FTE – \$67,760
- Financial Services Staffing – 2 FTE – \$135,520
- Human Resources Staffing – 1 FTE – \$64,466
- Senior Management Designees – \$43,000

Gov. Budget Rec. \$205,120

Other Issues 378,506

JAC LBR Total \$583,626



Questions?

Contact Info:

Alton L. "Rip" Colvin, Jr.

Executive Director

rip.colvin@justiceadmin.org

850-488-2415

JAC Website: www.justiceadmin.org





THE FLORIDA SENATE

Tallahassee, Florida 32399-1100

COMMITTEES:

Communications, Energy, and Public Utilities, Vice Chair
Appropriations Subcommittee on Criminal and Civil Justice
Appropriations Subcommittee on Health and Human Services
Transportation
Health Policy
Agriculture
Transportation

JOINT COMMITTEE:

Joint Committee on Administrative Procedures

SENATOR RENE GARCIA

38th District

The Honorable Rob Bradley
208 Senate Office Building
404 South Monroe Street
Tallahassee, FL 32399-1100

Dear Chairman Bradley:

Due to unforeseen circumstances; I will not be able to attend the Criminal and Civil Justice Appropriations Committee meeting scheduled for Tuesday February 12, 2014. Please do not hesitate to contact my office if you have any questions. Thank you.

Sincerely,

A handwritten signature in black ink, appearing to read "René García".

State Senator René García
District 38
RG:dm

CC: Tim Sadberry, Staff Director

REPLY TO:

- 2100 Coral Way, Suite 505, Miami, Florida 33145 (305) 643-7200
- 312 Senate Office Building, 404 South Monroe Street, Tallahassee, Florida 32399-1100 (850) 487-5040

Senate's Website: www.flsenate.gov

DON GAETZ
President of the Senate

GARRETT RICHTER
President Pro Tempore

CourtSmart Tag Report

Room: LL 37

Case:

Type:

Caption: Appropriations Subcommittee on Criminal and Civil Justice

Judge:

Started: 2/12/2014 10:02:40 AM

Ends: 2/12/2014 11:59:52 AM

Length: 01:57:13

10:02:49 AM Meeting called to order.
10:02:58 AM Chairman Bradley opens.
10:03:34 AM TAB 1- Presentation on Governor's Fiscal Year 2014-2015 Budget Recommendations for State Courts.
10:04:14 AM Lisa Goodner, State Courts Administrator, recognized.
10:12:43 AM Sen. Joyner asks if law is up to date with subscriptions.
10:13:47 AM L. Goodner responds that they try
10:14:02 AM Sen. Joyner asks if salary they're seeking,
10:14:30 AM L. Goodner
10:14:40 AM Sen. Joyner
10:14:53 AM L. Goodner
10:15:04 AM Sen. Joyner asks if competitive pay adjustment was distributed to everyone
10:15:29 AM L. Goodner responds they got it
10:15:36 AM Chairman
10:15:40 AM L. Goodner
10:16:04 AM Chairman Bradley
10:16:34 AM Sen. Dean asks if
10:17:06 AM L. Goodner
10:17:09 AM Sen. Dean
10:17:19 AM :L. Goodner
10:17:22 AM Sen. Dean
10:17:28 AM L. Goodner
10:17:35 AM Sen. Dean doesn't agree that the amount of money they're asking for is right.
10:21:11 AM L. Goodner accepts Sen. Dean's response.
10:21:17 AM Chair Bradley
10:24:17 AM Sen. Clemons comments on revenue flow and reminds everyone that reducing amount of money in Florida, reduces money
10:26:31 AM Sen. Joyner also adds to Sen. Dean's comment for catching up money wise on Judicial Branch.
10:29:32 AM Chairman Bradley agrees with Sen. Joyner
10:29:59 AM Sen. Soto comments that getting the judicial/legislative branch in order is a top priority that needs to be done.,
10:31:23 AM Chairman Bradley comments that he's
10:32:18 AM Sen. Hays comments that we need to work out the financial view of this
10:34:00 AM Chairman Bradley agrees with Sen. Hays, asks L. Goodner how much flexibility the branches have on salary budgets.
10:35:00 AM L. Goodner responds they try to have wide range of flexibility for every salary budget.
10:36:49 AM Sen. Hays asks if hiring at minimum wage for all experience handicaps the hiring average
10:37:02 AM L. Goodner says yes, definitely.
10:38:24 AM Sen. Hays responds on teacher pay, system should reward both teachers and students for excellence.
10:39:31 AM Chairman Bradley comments
10:40:08 AM Sen. Soto asks if there is language that requires the lowest salary available be offered to new employees.
10:40:44 AM L. Goodner responds that payroll is completely in control, no legislative involved.
10:41:58 AM Chairman Bradley Expresses his gratitude for presentation,
10:42:24 AM Sen. Altman asks if it's ever been considered when looked at state capital improvement, make sense to finance items
10:43:24 AM Chairman Bradley agrees with Sen. Altman about financing items so budget salaries don't get exceeded.
10:44:01 AM Sen. Joyner asks if L. Goodner will come back and elaborate presentation
10:44:31 AM Chairman Bradley approves and will address moving forward
10:45:05 AM TAB 2_ Presentation on Governor's Fiscal Year 2014-2015 Budget's Recommendations for Department of Legal Affairs
10:45:29 AM Honorable Pam Bondi, Attorney General, recognized.
10:45:59 AM Chairman appreciates the mentioning of loss
10:46:00 AM P. Bondi mentions a police officer killed on job leaving behind three children under age 6,

10:47:27 AM Chairman Bradley
10:48:27 AM P. Bondi
10:49:49 AM Sen. Clemens followed up, is there anything they can do to go after
10:50:10 AM P. Bondi responds yes, they hope for t
10:50:56 AM Sen. Hays asks if able to pinpoint manufacturs
10:51:12 AM P. Bondi responds that they are man in country, hoping for trfficing amoun
10:51:38 AM Sen. hays says to pinpoint manufacturs but also stop importing
10:51:57 AM P. Bondi agrees, comments working hand in hand across country to fight the substance
10:52:56 AM Sen. Hays comments to give whatever needs to go after manufacturs
10:53:10 AM P. Bondi says she can provide empty packets to share with counties to warn children, targeting 12-14
children
10:53:52 AM Sen. Soto asks if they have enough research to handle
10:54:38 AM P. Bondi comments they do not but apreciates any help., and that identity theft h
10:55:37 AM Chairman Bradley apprecites the role she has in being sucessful
10:56:01 AM P. Bondi comments that the everyone in Florida working as a team makes sucess
10:56:39 AM Chairman Bradley comments Sen. Garcia is excused from meeting.
10:56:46 AM TAB 1- Presentation on Governor's Fiscal Year 2014-2015 Budget Recommendations for States Attorneys
10:57:50 AM Honorable Brad King, State Attorney of the Firth Judicial Circuit, Recognized
11:13:34 AM Chairman Bradley asks for questipons
11:14:35 AM Sen. Altman Commends presentation for crimes and victims reduction, asks if adjusted with retirement
benifits
11:15:32 AM B. King says yes.
11:15:53 AM Sen. Altman appreciates presentation and subjects that were reviewed.
11:16:29 AM Sen. Joyner asks if figure of hours per case, does it include cases that dont result in charges not being
made
11:17:18 AM B. King responds yes, it includes all cases,
11:18:30 AM Sen. Joyner asks about time on individual cases, are cases broken down to what goes and what doesnt
go to trial.
11:19:29 AM Sen. Soto asks if salries were statewide averages
11:19:45 AM B. King answers the numbers were for 14 cities, took the average of all cities together.
11:20:12 AM Sen. Soto asks what would be ideal mix in state attorneys office, what would be the 5-10% experince in
office
11:20:51 AM B. King answers about half
11:21:02 AM Sen. Soto ass what salary would look like for the more experienced attorneys
11:21:11 AM B. King will get back with him
11:21:21 AM Sen. Soto aks if lawyers would be able to handle,nonlife2,3 degree felonies
11:21:46 AM B. King says maybe 3-6 experince could handle it
11:22:24 AM Chairman Bradley Thanks B. King on all the work they do to make operaions run succesfsully
11:23:09 AM Honorable Julianne Holt, Public Defender of the Thirteenth Judicial Curcuit, recognized.
11:45:58 AM Chairman Bradley thanks all members of attorney team.
11:47:19 AM TAB 3- Discussion of Florida Department of Law Enforcement's Crime Lab Operations
11:48:26 AM Commissioner Gerald Bailey, Florida Department of Law Enforcement, recognized.
11:55:28 AM Chairman Bradley
11:55:43 AM Sen. Soto asks how many cases are affected and how many presecuted
11:56:06 AM G. Bradley doesnt have number but works hard with everyone, will get back with Sen. Soto with list
11:56:44 AM Sen. Hays request would examin likelyhood of requiring two people to handle evidence, and unless
required to suspend
11:57:38 AM without pay, then dont supend without repay and dont let risign
11:57:58 AM G. Bradley answers about gentleman resigning before terminated.
11:59:11 AM Chairman Bradley

THE FLORIDA SENATE
APPEARANCE RECORD

(Deliver BOTH copies of this form to the Senator or Senate Professional Staff conducting the meeting)

2/12/14

Meeting Date

Topic Budget - STATE ATTORNEYS Bill Number _____ (if applicable)
Name BRAD KING Amendment Barcode _____ (if applicable)
Job Title STATE ATTORNEY, FIFTH CIRCUIT, PRESIDENT - FPA
Address 110 NW 1ST Ave, Suite 5000 Phone _____
Ocala FL 34475
City State Zip E-mail _____

Speaking: For Against Information

Representing FLORIDA PROSECUTING ATTORNEYS ASSOCIATION

Appearing at request of Chair: Yes No Lobbyist registered with Legislature: Yes No

While it is a Senate tradition to encourage public testimony, time may not permit all persons wishing to speak to be heard at this meeting. Those who do speak may be asked to limit their remarks so that as many persons as possible can be heard.

This form is part of the public record for this meeting.

S-001 (10/20/11)

THE FLORIDA SENATE
APPEARANCE RECORD

(Deliver BOTH copies of this form to the Senator or Senate Professional Staff conducting the meeting)

2/12/2014

Meeting Date

Topic Public Defender Funding Bill Number _____ (if applicable)
Name Honorable Julianne Holt Amendment Barcode _____ (if applicable)
Job Title Public Defender, 13th Judicial Circuit, President, FPDA
Address 700 East Twiggs Street, 5th Floor Phone 813.272.5980
Tampa Florida 33602
City State Zip E-mail holtj@pd13.state.fl.us

Speaking: For Against Information

Representing Florida Public Defender Association, Inc.

Appearing at request of Chair: Yes No Lobbyist registered with Legislature: Yes No

While it is a Senate tradition to encourage public testimony, time may not permit all persons wishing to speak to be heard at this meeting. Those who do speak may be asked to limit their remarks so that as many persons as possible can be heard.

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S-001 (10/20/11)

THE FLORIDA SENATE
APPEARANCE RECORD

(Deliver BOTH copies of this form to the Senator or Senate Professional Staff conducting the meeting)

02/12/2014

Meeting Date

Topic Inmate Release Policies and Procedures Bill Number _____
(if applicable)

Name Gerald Bailey Amendment Barcode _____
(if applicable)

Job Title Commissioner

Address 2331 Phillips Road Phone 850-410-7011
Street

Tallahassee FL 32302 E-mail geraldbailey@fdle.state.fl.us
City State Zip

Speaking: For Against Information

Representing Florida Department of Law Enforcement

Appearing at request of Chair: Yes No Lobbyist registered with Legislature: Yes No

While it is a Senate tradition to encourage public testimony, time may not permit all persons wishing to speak to be heard at this meeting. Those who do speak may be asked to limit their remarks so that as many persons as possible can be heard.

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S-001 (10/20/11)

THE FLORIDA SENATE
APPEARANCE RECORD

(Deliver BOTH copies of this form to the Senator or Senate Professional Staff conducting the meeting)

2/12/14

Meeting Date

Topic Court Orders Bill Number N/A
(if applicable)

Name Robert "Lee" Adams Amendment Barcode N/A
(if applicable)

Job Title Chief, Admission + Release

Address 501 S. Calhoun St. Phone 717-3030
Street

Tallahassee, FL 32319 E-mail adams.robert@mls1.dc.state.fl.us
City State Zip

Speaking: For Against Information

Representing Department of Corrections

Appearing at request of Chair: Yes No Lobbyist registered with Legislature: Yes No

While it is a Senate tradition to encourage public testimony, time may not permit all persons wishing to speak to be heard at this meeting. Those who do speak may be asked to limit their remarks so that as many persons as possible can be heard.

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S-001 (10/20/11)

THE FLORIDA SENATE
APPEARANCE RECORD

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2/12/14
Meeting Date

Topic Legislative Priorities Presentation Bill Number _____
(if applicable)
Name Ita Neymotin Amendment Barcode _____
(if applicable)
Job Title Regional Counsel, Second District
Address 2000 W Main St. Phone (239) 533-1500
Fort Myers FL 33907 E-mail ineymotin@fic2.org
City State Zip
Speaking: For Against Information

Representing Regional Conflict Councils

Appearing at request of Chair: Yes No Lobbyist registered with Legislature: Yes No

While it is a Senate tradition to encourage public testimony, time may not permit all persons wishing to speak to be heard at this meeting. Those who do speak may be asked to limit their remarks so that as many persons as possible can be heard.

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S-001 (10/20/11)

THE FLORIDA SENATE
APPEARANCE RECORD

(Deliver BOTH copies of this form to the Senator or Senate Professional Staff conducting the meeting)

2/12/14
Meeting Date

Topic State Court Budget Priorities Bill Number _____
(if applicable)
Name Lisa Goodner Amendment Barcode _____
(if applicable)
Job Title State Courts Administrator
Address 500 S Duval Phone 850-922-5081
Tallahassee FL 32399 E-mail goodnerl@flcourts.org
City State Zip
Speaking: For Against Information

Representing State Courts System

Appearing at request of Chair: Yes No Lobbyist registered with Legislature: Yes No

While it is a Senate tradition to encourage public testimony, time may not permit all persons wishing to speak to be heard at this meeting. Those who do speak may be asked to limit their remarks so that as many persons as possible can be heard.

THE FLORIDA SENATE
APPEARANCE RECORD

(Deliver BOTH copies of this form to the Senator or Senate Professional Staff conducting the meeting)

02/12/2014

Meeting Date

Topic Crime Lab Operations Bill Number _____
(if applicable)

Name Gerald Bailey Amendment Barcode _____
(if applicable)

Job Title Commissioner

Address 2331 Phillips Road Phone 850-410-7011

Street

Tallahassee

FL

32302

City

State

Zip

E-mail geraldbailey@fdle.state.fl.us

Speaking: For Against Information

Representing Florida Department of Law Enforcement

Appearing at request of Chair: Yes No

Lobbyist registered with Legislature: Yes No

While it is a Senate tradition to encourage public testimony, time may not permit all persons wishing to speak to be heard at this meeting. Those who do speak may be asked to limit their remarks so that as many persons as possible can be heard.

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S-001 (10/20/11)