

# FY2020 Indigent Defense Grant Application

Pursuant to Idaho Code §19-862A

**DUE DATE: May 1, 2019.** The PDC will provide notification of approval or disapproval within 60 days of submission. If approved, funds will be disbursed on or about Oct. 1, 2019.

## Contact Information

County	Joint County? <i>If yes, complete Form C.</i>	Yes	No	Date Submitted
Contact Person				
Title				
Contact Phone				
Contact E-mail				

## PART A: Indigent Defense Grant Accounting

Provide a detailed accounting of how the County has spent and/or allocated IDG Funding			
<b>1. Unspent PDC grant funds</b>		<b>FY2018:</b>	
		<b>FY2019:</b>	
<p>2. Provide a detailed accounting of how PDC grant monies have been used. If detailing grant funds awarded prior to FY2019, please indicate as such.</p>	<b>Source</b>	<b>Description of Expenditure</b>	<b>Amount</b>
	<i>Ex: FY2019</i>	<i>Ex: Hired add'l public defender</i>	<i>Ex: \$155,000</i>
	<b>Total expenditures:</b>		
<p>3. Provide a detailed accounting of how remaining PDC grant funds (FY2017 – FY2019 funds only) will be used. <b>Do not include future grant funds.</b></p>	<b>Source</b>	<b>Description of Anticipated Expenditure</b>	<b>Amount</b>
			<i>Please indicate whether this will be a one-time cost or ongoing expense</i>
	<i>Ex: FY2019 grant</i>	<i>Ex: remodel PD office to add office space for 2 attys</i>	<i>Ex: \$30,000 – one time cost</i>
	<b>Total anticipated expenditures of PDC funds:</b>		

**PART B: Indigent Defense Budget and Expenditures**

*Please attach a detailed copy of the FY2019 county budget that includes the amounts indicated below.*

**Total County Funds Expended For Indigent Defense Services, including any levy imposed for the Capital Crimes Defense Fund.**

**Do NOT include funds received from the PDC or CCDF.**

	Primary Public Defender - Attorney Services	Conflict Public Defender - Attorney Services	All other indigent defense expenditures (i.e. investigation, experts, evaluations, etc.)**	Total
<b>FY2018</b>				
<b>*FY2019</b>				
<b>FY2019 Local Share</b> (This is the amount the county should have maintained for the FY2019 Indigent Defense Budget)			<b>FY2020 Local Share</b> (This is the amount the county must maintain for the FY2020 Indigent Defense Budget)	
<b>FY2020 Grant Award Eligible Amount</b>			<b>FY2020 Joint Incentive Grant Eligible Amount</b>	

\*Anticipated Expenditures

\*\*See Appendix A for items to include

State of Idaho  
County of \_\_\_\_\_

On this \_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_, I certify that the preceding documentation and information provided regarding Indigent Defense Expenditures herein is true and accurate.

\_\_\_\_\_  
(Printed Name of Clerk)

[SEAL]

\_\_\_\_\_  
(Signature of Clerk)

## PART C: FY2019 Compliance Checklist

*The following **bolded standards** require compliance at this time. To be eligible for FY2019 IDG, compliance with each **red, bolded standard** is **required** or a plan must be in place to come into compliance with the standard. An *italicized standard* is not required this year, but recommended.*

Check this box if your indigent defense budget for FY2018 meets or exceeds your FY2018 local share amount. Use the Local Share Calculation document to determine your FY2018 local share.

- FY2019 Local Share maintained in FY2019 budget** - I.C. §§ 19-851(8) & 19-862

*Check the box if the county is in compliance with the established standard.*

- Idaho's Principles of an Indigent Defense Delivery System – edition 2017** - I.C. §§ 19-850(1)(a)(vii) & 19-862A(9)
- Standards for Defending Attorneys – edition 2017** - I.C. §§ 19-850(1)(a)(vii) & 19-862A(9)
- Defending attorneys did not handle excessive workloads** – Principle III
  - Initial appearance standard** – Principle VI
  - Vertical representation standard** – Principle VI
  - Defending attorneys completed CLE requirements** – Principle VIII
  - Defending attorneys had reasonable access to investigators and experts** – Additional Performance Standard
  - Defending attorneys requests for investigators and experts were funded** – Additional Performance Standards
  - Defending attorneys handling capital cases are included on the PDC Capital Counsel Roster** – Additional Performance Standards
- Defending attorneys not employed in an institutional county office have a written contract with the county that complies with PDC standards* – IDAPA 61.01.03
- All defending attorneys have submitted an Annual Report pursuant to I.C. § 19-864 that complies with PDC standards* – IDAPA 61.01.02
- Evidence Evaluation Facilities - I.C. § 19-861(3)** - *Check this box if your defending attorneys are able to use the same state facilities for the evaluation of evidence as are available to the county prosecutor.*

- FY2018 Indigent Defense Grant used to comply with standards or to improve indigent defense delivery system** - I.C. § 19-862A(2)

- Did not apply for FY2018 Indigent Defense Grant**

- If any of the required boxes are not checked, an explanation and plan is provided in the compliance proposal in Part D of this application.**

**PART D: Compliance Proposal**

<b>1. Total funds required to support County public defense system</b>		<b>2. County FY2020 Local Share</b>	
<b>3. Total Funds needed (Box 1) – County FY2020 Local Share (Box 2) =</b>			
<b><i>4. Please provide a narrative describing the County’s Compliance Proposal. Include an explanation as to why this amount is needed, while addressing compliance issues and noting improvements to be made. It is recommended this proposal reference the Compliance Checklist on the prior page.</i></b>			

Indigent Defense Standard, if applicable	Description of services	One-time Cost	Annual Cost	Total Costs
<i>Ex: Initial appearance</i>	<i>video teleconference equipment – lifesize and technical supports</i>	<i>\$20,000</i>	<i>\$1,500</i>	<i>\$21,500</i>
<b>Total Costs (must equal amount in Box 3 on page 5):</b>				

I certify (or declare) under penalty of perjury pursuant to the law of the state of Idaho that the foregoing is correct. This certification or declaration is made pursuant to IDAHO CODE § 9-1406.

District 1 Commissioner – Print Name

District 2 Commissioner – Print Name

Signature

Signature

Date

Date

District 3 Commissioner – Print Name

Clerk of the Board – Print Name

Signature

Signature

Date

Date

**\*The signature of the Clerk of the Board and at least 2 Commissioners is required.**

**FORM B – LIST OF DEFENDING ATTORNEYS FOR FY2019**

<b>Attorney Name</b> <i>(or Indigent Defense Provider)</i>	<b>Services Provided</b> <i>Primary or Conflict</i>	<b>Existing Contract?</b> <i>Yes or No</i>	<b>Case Types Handled</b> <i>Felony, Misdemeanor, Juvenile, Family or Other</i>
«ATTORNEY1»			
«ATTORNEY2»			
«ATTORNEY3»			
«ATTORNEY4»			
«ATTORNEY5»			
«ATTORNEY6»			
«ATTORNEY7»			
«ATTORNEY8»			
«ATTORNEY9»			
«ATTORNEY10»			
«ATTORNEY11»			
«ATTORNEY12»			
«ATTORNEY13»			
«ATTORNEY14»			
«ATTORNEY15»			
«ATTORNEY16»			
«ATTORNEY161»			
«ATTORNEY17»			



**FORM C – JOINT COUNTY PUBLIC DEFENDERS**

<b>Are you applying as a part of a joint county indigent defense service provider?</b>	
<b>Yes</b>	<b>No</b>
<b>If not, do you plan to or are you considering joining another county to provide indigent defense services?</b>	
<b>Yes</b>	<b>No</b>
<b>If yes, please attach a copy of any MOU that exists. (NOTE: Each county still needs to submit a separate grant application. Indicate below if an MOU is attached.)</b>	
<b>Attached</b>	<b>Not Attached (please explain):</b>
<b>Which counties will be joining to provide indigent defense services?</b>	

## APPENDIX A – Itemization of Indigent Defense Expenditures

When calculating the county Local Share, please consider the following items as being included as indigent defense expenditures. Not all counties will have these expenditures.

- Training costs for defending attorneys
- Operating costs for defending attorneys
- Expert costs for indigent defendants paid out of the County's court fund, or other funds outside the indigent defense budget
- Investigation and witness costs for indigent defendants paid out of County's court fund, or other funds outside the indigent defense budget
- Evaluation costs for indigent defendants paid out of County's court fund, or other funds outside the indigent defense budget (i.e. I.C. 18-211 competency evaluations; specialty court evaluations; mental health evaluations; substance abuse evaluations, etc.)
- Transcripts prepared at county expense for indigent defendants
- Premiums for CCDF
- Deductibles for CCDF

***\*Salary and Benefits for defending attorneys and their staff should be included in the column for attorney services expenditures.***