SAN FRANCISCO PUBLIC DEFENDER

# Budget Presentation
## FY 2022-24

***BOS Budget and Appropriations Committee, June 17, 2022***

# Who We Are

The San Francisco Public Defender protects and defends the rights of indigent adults and youth accused of crimes, immigrants facing deportation, and people facing conservatorship processes.

Our team of 113 attorneys and 92 advocacy staff provide zealous, compassionate and creative legal representation and support to over 20,000 people annually.

Our mission:  to fiercely defend individuals, confront state-sponsored violence, and advocate for community power.



# Who We Serve

## We represent our community's most vulnerable and disenfranchised

**10%** Immigrants or non-English speakers

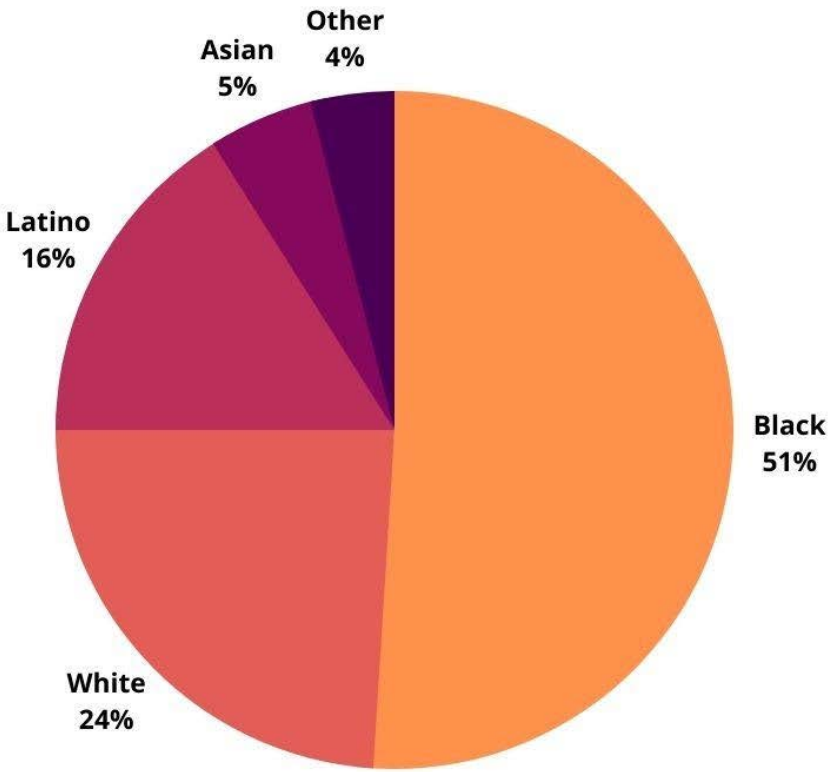


**75%** Suffer from mental illness or substance use issues



**100%** Low-income; many live in poverty or suffer from homelessness





# What We Do

## We aggressively defend our clients in the courts

Our attorneys and defense teams conducted **45** jury trials in 2021, refusing to let the courts' 2021 COVID closures prevent our clients from seeking justice in front of juries.

Across both units, we secured **650** dismissals for our clients.





# What We Do

## We increase community safety by changing lives

Our **Pre-Trial Release** and **Reentry Units** connect clients to treatment, community-based services, housing, and employment opportunities.



Our **Collaborative Court teams** advocate for clients to participate in Mental Health Diversion, Young Adult Court, Behavioral Health Court, Drug Court, Veterans Court, and other alternative courts.

Our **Clean Slate Unit** clears people's records, removing barriers to employment, housing, and education.

Our **Youth Defender Unit** works to keep our youth out of the criminal legal system, and our **MAGIC** and **Young Defender programs** invest in their education and empowerment.

# What We Do

## We fight for racial equity

Our **Policy Unit** fights for racial justice by advocating for changes in local and state laws to make the criminal legal system more fair, equitable, and just.

Our **Immigration Unit** advocates on behalf of immigrants facing deportation.

Our **Integrity Unit** holds police accountable for misconduct and advocates for changes to procedures that disproportionately target people of color.

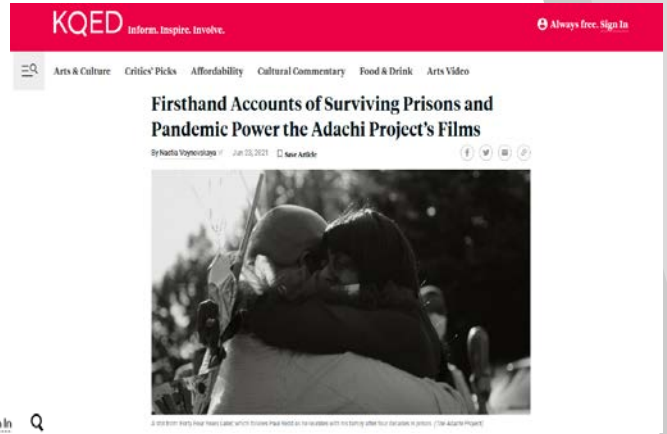
Our **Postconviction Unit** seeks the release or resentencing for individuals who have been punished under laws that disproportionately sentence people of color to longer terms in state prison.

Our **Felony and Misdemeanor Units** are fighting to implement **the Racial Justice Act.** AB 2542 empowers the defense to challenge racial disparities and inequalities in ***arrests*** by the police, ***charging*** by the District Attorney, and ***sentences*** by the courts by demonstrating that racial discrimination or bias, direct or implicit, played a role.

# Recent Achievements



Ended unaffordable cash bail in California by winning *In re Kenneth Humphrey* in the California Supreme Court




Launched the Adachi Project, a first-of-its kind media and storytelling initiative to challenge stereotypes and humanizing our clients and their communities




Co-created and implemented AB 1452 – the "Be the Jury" program – into law, aimed at eliminating financial hardships to enable low-income jurors to serve on juries

# Recent Achievements




**Secured a groundbreaking settlement to yield protections for immigrants detained by ICE, and limiting re-detention of those released**

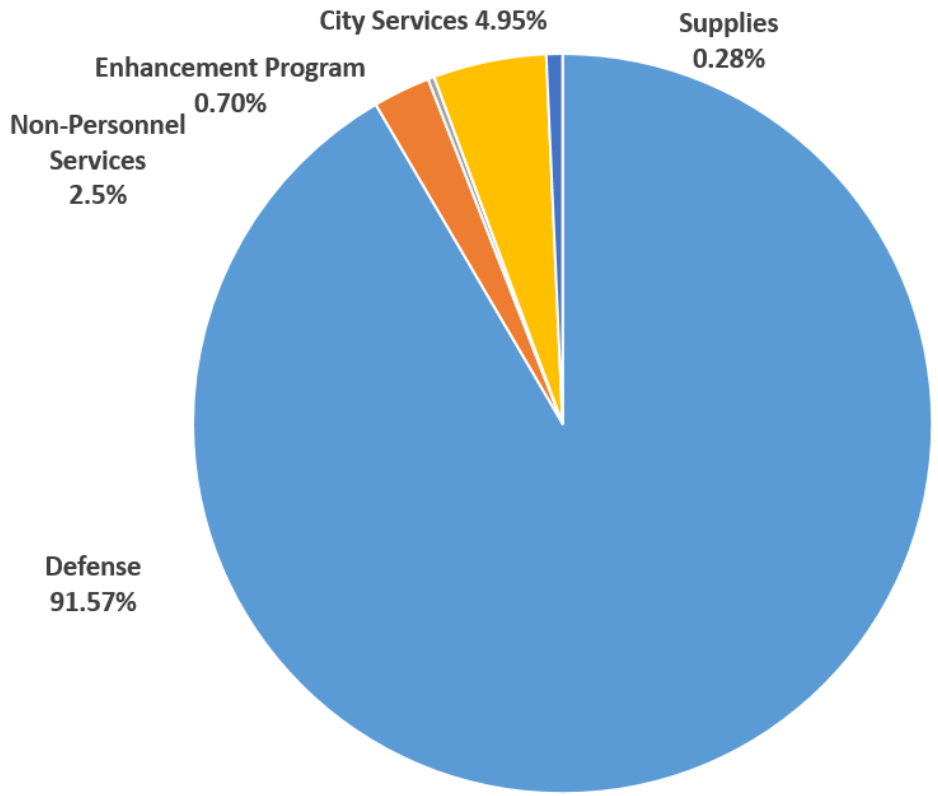



**Litigated on behalf of 300 incarcerated individuals for a finding that California Dept. of Corrections inflicted cruel and unusual punishment during a massive COVID outbreak**

# Public Defender Budget and FTE Summary

| | Budget | FTEs |
|---|---|---|
| FY 2020-21 | 42,256,703 | 199.06 |
| FY 2021-22 | 45,292,551 | 209.57 |
| FY 2022-23 (Mayor's June 1) | 49,090,429 | 220.23 |
| | | |
| *FY 2022-2023 (General Fund)* | *47,305,917* | *210.03* |
| *FY 2022-2023 (Grant Funded)* | *1,784,512* | *10.2* |

# Public Defender Budget



# Our Budget in Context

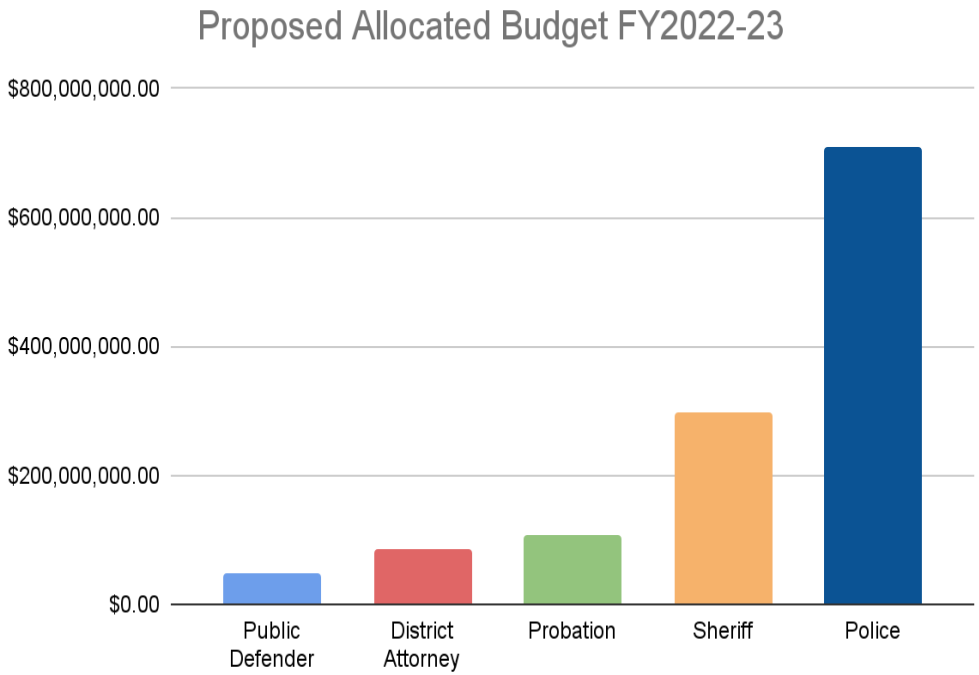
## the Public Defender is the most underfunded agency in the criminal legal system

Our annual budget is approx $49 million.

This is a little more than ***one half*** the budget of the District Attorney's Office ($85 million).

It is ***six times less*** than the Sheriff's Department ($299 million).

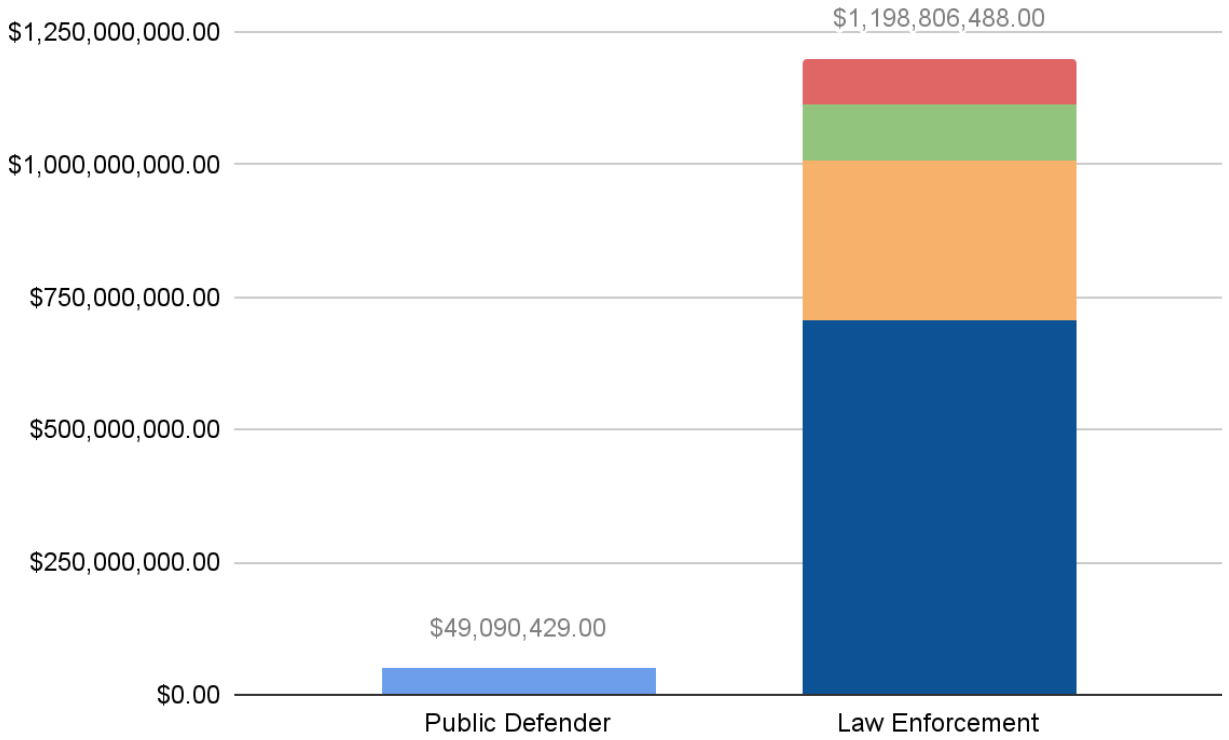
It is ***fourteen times less*** than the Police Department ($708 million).



# Our Budget in Context

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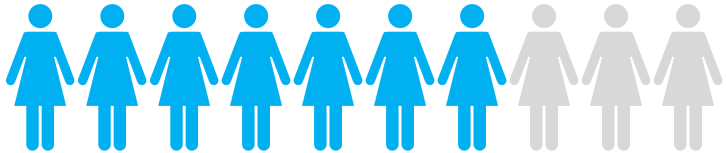
The Public Defender's budget is ***twenty-four times less*** than SF's entire carceral system



# A Call For Equity

The City invests $49 million in the services provided by the Public Defender.

**70%** Even though the Public Defender represents 7 out of 10 people charged by the District Attorney,



**58%** our budget is just over half of the District Attorney's budget.

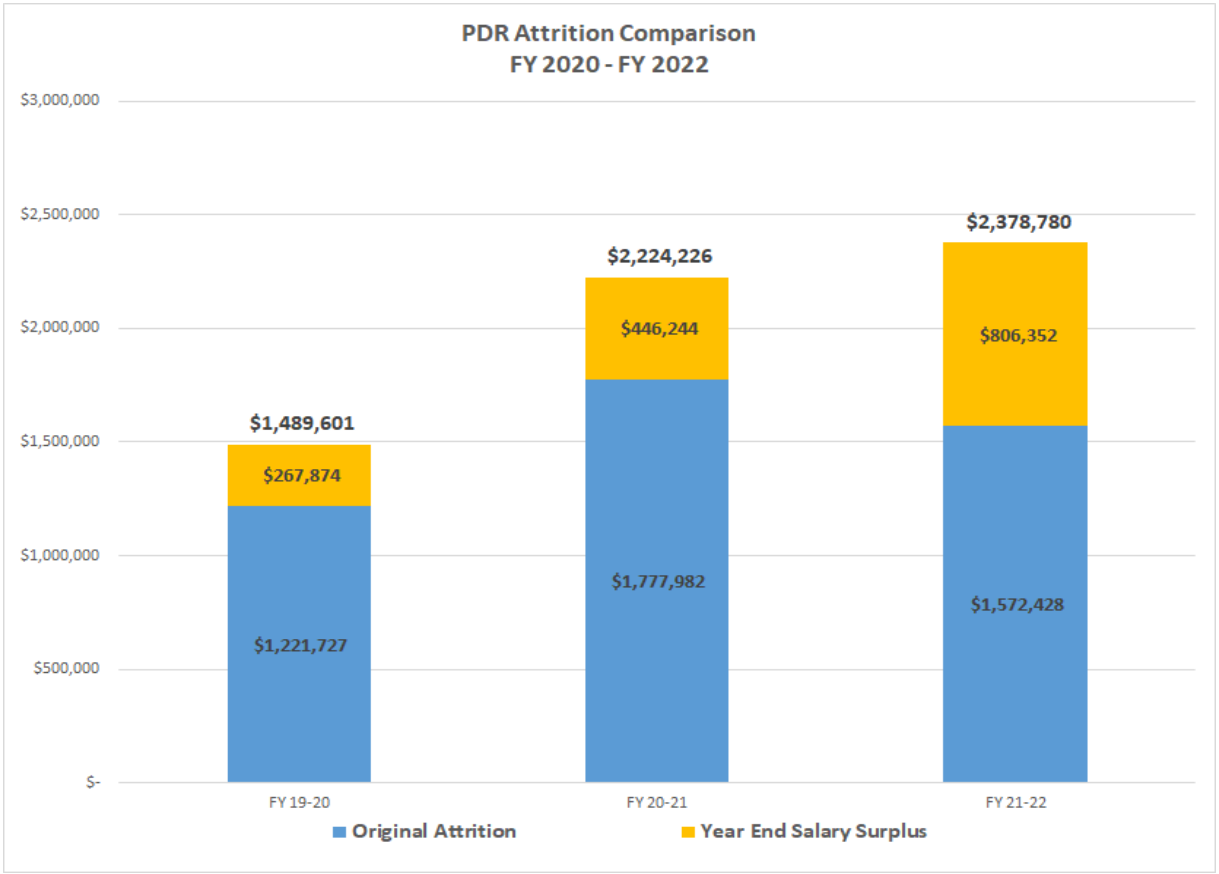
**$$$$$**$$$$$

# Vacancies

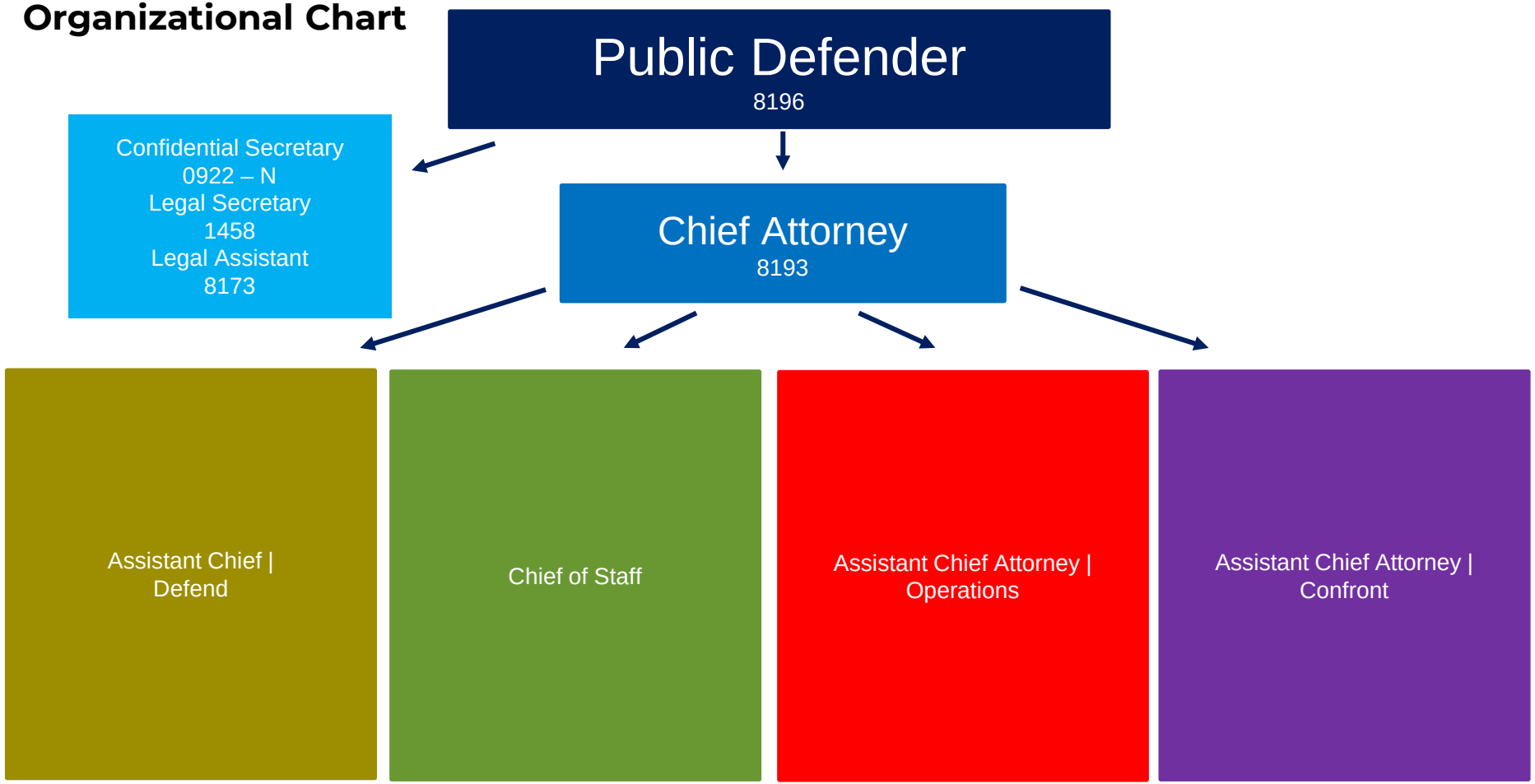
| | 2020 | 2021 | 2022 |
|---|---|---|---|
| **Number of Vacancies** | 2 | 7 | **14*** |

| | Total Number of Vacancies | Position | Vacancy Date | Estimated Hiring Date |
|---|---|---|---|---|
| 2022 Attorney Vacancies | **0** | NA | NA | NA |
| 2022 Non-Attorney Vacancies | **14** | 6 - Sr. Investigator (8143) | Oct ’21 | Sept ‘22 |
| | | 1 - Investigator (8142) | May ‘22 | July ’22 |
| | | 3 – Court Alternative Specialist (8446) | Oct ‘21 + Jan ’22 | July ’22 |
| | | 1 – IS Administrator (1094) | Oct ’21 | July ‘22 |
| | | 1 – Public Relations Officer (1314) | Oct ‘21 | July ’22 |
| | | 1 – Legal Process Clerk (8106) | May ‘22 | July ‘22 |
| | | 1 – Sr. Legal Process Clerk (8108) | June ‘22 | July ‘22 |

# Attrition


PDR Attrition Comparison
FY 2020 - FY 2022
$3,000,000
$2,500,000
$2,000,000
$1,500,000
$1,000,000
$500,000
$-
$1,489,601
$267,874
$1,221,727
$2,224,226
$446,244
$1,777,982
$2,378,780
$806,352
$1,572,428
FY 19-20
FY 20-21
FY 21-22
Original Attrition
Year End Salary Surplus

# Organizational Chart





Assistant Chief Attorney | Defend
1 Head Attorney - 8182

## Felony
4 Managing Attorneys - 8177
42 Attorneys - 8177 + 8182

## Misdemeanor
2 Managing Attorneys - 8177 + 8182
19 Attorneys - 8177

## Youth Defender
1 Managing Attorney - 8182
4 Attorneys - 8182 + 8177
2 Legal Assistants - 8173
2 Investigators - 8142 + 8143
2 Court Alternative Specialist I - 8446
1 Social Worker - 2910
1 Criminal Justice Specialist II - 8452
3 Clerks - 1402, 8106, 8108
*1 Court Alt. Specialist - 8446 (V)*

**MAGIC Programs**
1 Criminal Justice Specialist II - 8452
3 Clerks - 1402 + 1406

## Immigration
1 Managing Attorney - 8177
7 Attorneys - 8177
1 Investigator - 8142
1 Legal Assistant - 8173
2 Court Alternative Specialist I - 8446
1 Clerk - 8106

## Pre-Trial Release
1 Lead Attorney - 8177
1.5 Attorneys - 8177
1 Legal Assistant - 8173
1 Social Worker - 2910
1 Investigator - 8142
*2 Court Alt. Specialist - 8446 (V)*

## Post Conviction
1 Managing Attorney - 8182
1 Attorney - 8177
2 Legal Assistant - 8173
1 Court Alt. Specialist I- 8446

## Research
1 Managing Attorney - 8182
7 Attorneys - 8177

## Specialty Courts + Programs
1 Managing Attorney - 8177
7 Attorneys - 8177 (1 grant funded)
3 Legal Assistants - 8173 (1 grant funded)
2 Clerks - 8108
1 Transcriber Typist - 1430

## Mental Health
1 Managing Attorney - 8182
2 Attorneys - 8177
2 Investigators - 8142
1 Legal Assistant - 8173

## Advocacy Teams

**Investigation**
9 Investigators - 8142
7 Sr. Investigators - 8143
*6 Sr. Investigators - 8143 (V)*
*1 Investigator – 8142) (V)*

**Paralegal**
13 Legal Assistants – 8173

**Reentry**
3 Court Alternative Specialist I - 8446
3 Criminal Justice Specialist II - 8452



Chief of Staff
1 Sr. Comm. Dev. Specialist II - 9775

## Human Resources
1 Manager – 0931
1 Sr. HR Analyst - 1244
1 Personnel Clerk – 1204



Assistant Chief Attorney | Operations
1 Head Attorney - 8182

## Training
1 Managing Attorney – 8182

## Clerical / Information Technology
1 Manager - 8182
7 Clerks - 8106 + 8108
2 Sr. IS Engineer - 1043
2 IS Administrator IV - 1094
1 IS Administrator III - 1093
1 IS Business Analyst - 1053
*2 Clerks (8106 + 8018)*
*1 IS Administrator IV- 1094 (V)*

## Finance, Admin & Payroll
1 Financial Systems Supervisor - 1670 S
1 Senior Payroll and Personnel Clerk- 1222 N
2 Sr. Account Clerk- 1632



Assistant Chief Attorney | Confront
1 Attorney - 8177

## Integrity
1 Managing Attorney - 8177
1 Paralegal - 8173

## Communications
1 Public Information Officer - 1312
*1 Public Relations Officer - 1314 (V)*

## Policy
1 Attorney - 8177 (0.25 FTE grant funded)
1 Principal Analyst - 1824

# Thank you!