



STATE OF INDIANA

INDIANA PUBLIC DEFENDER COUNCIL

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TO: Governor Mitch Daniels
State Budget Committee
Senate Finance Committee
House Ways and Means Committee

FROM: Larry A. Landis, Executive Director

DATE: September 24, 2010

RE: Transmittal Letter for FY 2011-12
Fund 16780

A. MISSION STATEMENT

The mission of Public Defender Council is to improve indigent defense services in Indiana. This mission is derived from I.C. 33-9-12-4, which provides that the Council shall:

- (a) assist in the coordination of duties of the attorneys engaged in the defense of indigents at public expense;
- (b) prepare manuals of procedure;
- (c) assist in the preparation of trial briefs, forms and instructions;
- (d) conduct research and studies of interest or value to all such attorneys; and
- (e) maintain liaison contact with study commissions, organizations, and agencies of all branches of local, state and federal government that benefit criminal defense as part of the fair administration of justice in Indiana.

The Council seeks to achieve its mission and statutory mandate by: (1) providing training, publications, legal research, consultation on strategy and tactics, and expert witness referral; and (2) working with study commissions, bar associations, public officials, and the general assembly to improve the criminal justice system in Indiana.

The Council is a judicial branch agency created in 1977 by the General Assembly. The Council is governed by an eleven (11) person board of directors elected by the Council members, which consists of approximately 1050 public defenders and assigned counsel.

B. SUMMARY OF AGENCY'S CUSTOMERS, PRIMARY PROGRAMS, AND PROGRAM OBJECTIVES

1. Customers

Indigent defense services at trial and on direct appeal are provided through the counties by the 1328 attorney members of the Council. Approximately 901 of these attorneys are salaried or contractual employees of the counties. The other 427 are assigned counsel regularly appointed on a case-by-case basis. The Council is a state back-up or support center for these attorneys. The Council does not represent clients in litigation.

2. Accomplishments in FY 2009.

In FY 2009, we achieved the following:

- conducted 17 training programs with 1240 attendees;
- produced 5 training manuals;
- produced 5 training pamphlets;
- produced 750 copies of the Indiana Criminal Code;
- produced 250 copies of the Indiana Rules of Evidence;
- produced 12 monthly newsletters;
- produced a quarterly CD with summaries of Indiana case, manuals, and motions for 280 member subscribers and 47 county jails;
- responded to requests from members for legal research and consultation in 2400 non-capital cases and 125 requests for assistance in 12 capital cases; and
- managed a website with 1100 subscribers

In addition, we performed our statutory mandate of maintaining liaison contact with study commissions, organizations, and agencies of all branches of local, state and federal government that benefits criminal defense as part of the fair administration of justice in Indiana.

3. Goals and Objectives for FY 2011-12

ACTIVITY	FY 2011		FY 2012	
	#	Participants	#	Participants
TRAINING				
Trial Skills (3 ½ days)	1	48	1	48
Appellate Practice Workshop (1 day)	1	100	1	100
One-day Seminars	2	ave. 200	2	ave. 200
Annual Update Seminar	1	400	1	400
Death Penalty (2 days)	0	0	1	120
PD Office Administrator's Workshop	1	17	1	17
Regional PD Office Training	8	150	16	350

PD Module Trg Workshop (½ day)	3	12 each	3	12 each
PD Manager’s Workshop (½ day)	1	20	1	20
Trial Skills Demonstration Project	1	7	1	15
WEB-BASED TRAINING				
Internet Live Interactive Webinars Training Programs Taped and Archived for Web viewing on demand (1 hr. each)	2	40	4	80
PUBLICATIONS	Number		Number	
Manuals				
Trial Manual Update	1		0	
Pre-Trial Manual Update	0		1	
Evidence Manual Update	1		0	
Sentencing Manual Update	1		1	
Juvenile Manual Update	0		1	
Death Penalty Manual Update	1		1	
Expert Witness Directory	1		1	
Motions	0		1	
Termination of Parental Rights	1		0	
Pamphlets				
Appellate Practice	1		0	
Confessions	1		0	
Search & Seizure	1		1	
Life Without Parole	1		1	
About the DOC	1		0	
Mental Health Guidebook	1		0	
Trial Objections Outline	0		1	
Immigration Consequences of a Criminal Conviction	0		1	
Getting Funds for Experts	1		1	
CD-ROM (Casebank, Manuals, Motions on CD updated quarterly)				
- member subscribers	280		280	
- county jails	47		47	
Booklets				
Criminal Code	750		750	
Rules of Evidence	250		250	

Newsletter		
# of issues	12	12
# of copies distributed via e-mail	1000	1100
# of hard copy subscriptions	125	125
RESEARCH AND CONSULTATION		
Non-capital cases	2500	2500
Capital cases	120 in 10cases	120 in 10 cases
LEXIS RESEARCH SERVICES		
# member subscribers	335	335

C. REALLOCATION OF PERSONAL SERVICES FUNDING

None

D. MAJOR CHALLENGES AND OPPORTUNITIES

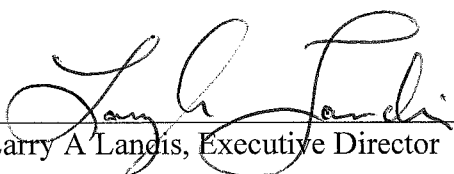
None.

E. REDUCED OR DISCONTINUED PROGRAMS

None

F. EXPANDED OR NEW SERVICES BUDGET REQUEST

None



 Larry A Landis, Executive Director