

Provide that public defender services are delivered by qualified and competent counsel...

Agency/Program #: 6108-01-G2
 Division: Public Defender
 Program: Public Defender

Agency Name:	Office of Public Defender	
Agency Contact:	Harry Freebourn	496-6084
LFC Contact:	Senator Bales, Senator Gallus	
LFD Liaison:	Pat Gervais	444-1795
OBPP Liaison:	Brent Doig	444-4118

Program or Project Description:

The Office of State Public Defender administers the statewide public defender system that delivers public defender services in all courts in Montana for criminal and certain civil cases for an individual who is determined to be financially unable to retain private counsel and who is accused of an offense that could result in the person's loss of life or liberty if convicted.

Appropriation, Expenditure and Source

Fund Name:	2008		2009		Approp & Expenditure numbers are as of June 30, 2009
	Approp.	Expended	Approp.	Expended	
General Fund					
State Special					
Federal Funds					
Total:	\$0	\$0	\$0	\$0	

Legislative Goal(s):

Provide that public defender services are delivered by qualified and competent counsel in a manner that is fair and consistent throughout the state

Legislative Performance Measures :

- # of attorney employee appraisals completed, number receiving satisfactory rating verses number receiving rating indicating improvement is needed
- # of proficiency evaluations of contract attorneys completed, number receiving satisfactory rating verses number receiving rating indicating improvement is needed
- # of training courses offered, attendees by type, and summary of post training survey on usefulness of training course
- # of complaints received

2009 Biennium Significant Milestones:

Completion Dates
Target **Actual**

	Target	Actual
OPD's target date to complete all attorney employee appraisals is	05/08	(IN PROCESS)
OPD's target date to complete all proficiency evaluations of contract attorney is	07/08	(IN PROCESS)
OPD's target date to provide a more detailed report identifying the number of complaints in the system is	Jan-08	(COMPLETED)

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Agency Performance Report:

The agency has recently revised its process and target completion dates to undertake both attorney employee appraisals and contract attorney proficiency evaluations. The original process was labor intensive for agency management to allow that all evaluations be completed on an annual basis. The agency will discuss its new process and its targeted completion dates with the Performance Committee on December 3, 2009.

LFD Narrative:

LFD Assessment: Progress report needed
 Data Relevance: Data not provided
 Appropriation Status: Not provided
 Comments/Issues: Department report indicates the workgroup will be updated on December 3rd.
 Options:
 --Change LFD assessment
 --Release from reporting
 --Determine date for future reporting

Version	Date	Author
AO-1	12/04/07	Gervais

Change Description
1st report

LFD

AW-2	05/19/08	Gervais
AP-3	09/23/08	Gervais
D1	10/21/09	Gervais

June 2008 update
Sept 2008 update
2011 biennium continuation