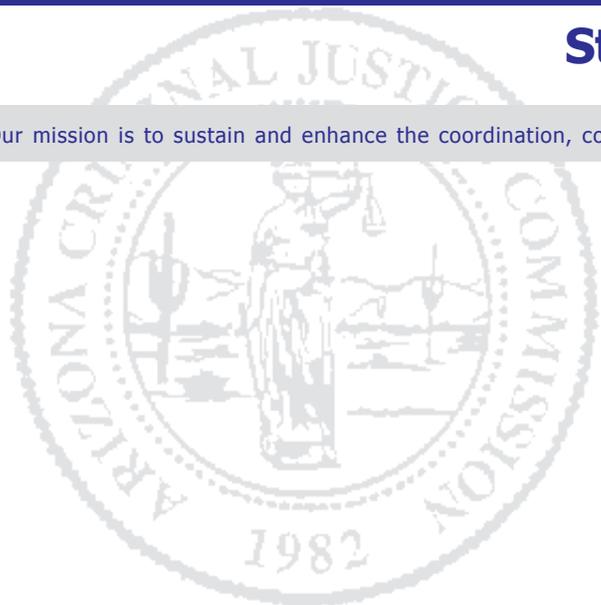


Arizona Criminal Justice Commission

Statistical Analysis Center Publication

Our mission is to sustain and enhance the coordination, cohesiveness, productivity and effectiveness of the Criminal Justice System in Arizona



Fill the Gap

FY2007 Report

2007

January

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INTRODUCTION

In 1999, Arizona Senate Bill 1013 was passed into law. It came to be known as Fill the Gap (FTG) legislation and provided local courts, county attorneys, and indigent defense with state funds to be used for improving criminal case processing. The need for resources to improve criminal case processing was a result of increased caseloads, which created longer times between arrests and the disposition of cases (Arizona Office of the Court's *Fill the Gap Annual Report, 2006*, pg. 2). It was believed that additional funding would assist criminal courts in each county to meet the timely case processing mandates that the Arizona Supreme Court established in the Rules of Criminal Procedure and reduce the "gap" created by increased caseloads.

Fill the Gap legislation created three funds, each intended to aid separate stakeholders in the court process: county attorneys, public or indigent defenders, and the courts. The three funds receive monies from appropriations and fees collected by the Supreme Court and the Court of Appeals. The monies are dispersed to the funds according to a formula based on county population and a three-year average of criminal case filings. The Arizona Criminal Justice Commission is responsible for administering the funds for the county attorneys and indigent defense and reporting annually on how those funds are used and "the progress made in achieving the goal of improved criminal processing" (A.R.S. §41-2409). The Administrative Office of the Courts is similarly required to administer and report on the funds distributed to the courts (A.R.S. §12-102.02).

This report fulfills the statutory requirement for the Arizona Criminal Justice Commission to report on the Fill the Gap Funds as required by A.R.S. §41-2409. Included in this report is an explanation of the Fill the Gap program including, statutory authority, the appropriation formulas, and designated responsible parties. The report also presents expenditures by organization, local plans for future expenditures of Fill the Gap funds, and suggestions on how to improve the Fill the Gap program.

RESEARCH METHODS

The Arizona Criminal Justice Commission's Statistical Analysis Center distributes an annual reporting form to all county attorney and indigent defense offices that received Fill the Gap funds in FY2007. Representatives of each of the agencies complete the forms and return them to the Arizona Criminal Justice Commission. The reporting forms include questions about how Fill the Gap funds were spent and how they improved criminal case processing, case processing statistics, and comments on relevant issues that were encountered during the year. In addition to information on how the FY2007 funds were spent, entities were also asked to complete and return a plan for the expenditure of FY2008 Fill the Gap funds.

In an attempt to provide uniform and comparable case processing information across agencies, respondents were asked to report case processing statistics for felony cases

using the date of arraignment on charges as the date of filing and the date of sentencing as the date of adjudication. For diversion cases, the date of diversion is reported as the date of adjudication. Days when a case is on warrant status were to be excluded from total case processing days. Finally, the number of days a case was under appeal was also not to be included in the calculation of case processing days. For these reasons, case processing statistics in this report may not match statistics published elsewhere. Because case management system capabilities vary widely by agency, some agencies were not able to follow these guidelines for reporting. Although agencies have improved their reporting capabilities, the data in this report is not yet comparable across all agencies.

FILL THE GAP FUND DISTRIBUTION FORMULA

The Arizona Legislature created the State Aid Fund in 1999 to provide funding for prosecutors, indigent defense, and courts to enhance criminal case processing and bring case processing time in line with standards set by the Arizona Supreme Court. These funds were designed to supplement, rather than supplant, spending by these agencies. The Arizona Criminal Justice Commission and the Arizona Supreme Court are responsible for administering the funds and reporting on the progress of case processing to the legislature each year. Six statutes govern the collection, administration, and reporting of Fill the Gap funds (formally named the State Aid to County Attorneys Fund, State Aid to Indigent Defense Fund, and State Aid to the Courts Fund). These statutes are shown in their entirety in Appendix A.

Arizona Revised Statutes §11-539, §11-588, and §12-102.02 each establish Fill the Gap funds and provide instructions regarding the administration and expenditure of the funds. The State Aid to County Attorneys Fund was established by A.R.S. §11-539, the State Aid to Indigent Defense Fund was established by A.R.S. §11-588, and the State Aid to the Courts Fund was established by A.R.S. §12-102.02. All three statutes mandate that the funds are to be used for the processing of criminal cases and that the funds shall supplement, not supplant, county funds. These statutes mandate that the Arizona Criminal Justice Commission administer the county attorneys and indigent defense funds and that the Arizona Supreme Court administer the courts fund. Arizona Revised Statute §12-102.02 also provides details on how the courts are to allocate funds.

Funds are distributed according to the following formula as directed in A.R.S. §12-102.02 and A.R.S. §41-2409:

1. Obtain the three-year average of the total felony filings in the county Superior Court Divisions divided by the statewide three-year average of the total felony filings in the Superior Court.

2. Divide the county population as adopted by the Arizona Department of Economic Security by the statewide population adopted by the Arizona Department of Economic Security.
3. The sum of the two figures computed above will equal the composite index and is used as the multiplier against the total funds appropriated from the State General Fund and other monies distributed to the fund.

Fill the Gap Fund Formula	
Step 1:	
	County Felony Filings: Total Year 1 + Total Year 2 + Total Year 3 = 3 Year County Total 3 Year County Total ÷ 3 = 3 Year Average Total County Felony Filings
	State Felony Filings: Total Year 1 + Total Year 2 + Total Year 3 = 3 Year State Total 3 Year State Total ÷ 3 = 3 Year Average Total State Felony Filings
	3 Year Average Total County Felony Filings ÷ 3 Year Average Total State Felony Filings = Step 1 Result
Step 2:	
	County Population ÷ Statewide Population = Step 2 Result
Step 3:	
	Step 1 Result + Step 2 Result = Composite Index
Composite Index used as a multiplier against Fill the Gap funds to determine fund distribution.	

The general fund appropriation and the surcharge earmarked for the courts are deposited in the State Aid to the Courts Fund pursuant to A.R.S. §12-102.02 and are administered by the Administrative Office of the Courts. The five percent set-aside of funds collected by the courts is kept and administered locally for county court use. Funds earmarked for the public defender/indigent defense counsel and county attorneys are distributed through the Arizona Criminal Justice Commission. Of the funds that the Arizona Criminal Justice Commission administers, 51 percent (\$1,035,200 in FY2007) is allocated to the State Aid to County Attorneys Fund and 49 percent (\$983,300 in FY2007) is allocated to the State Aid to Indigent Defense Fund. It should be noted that counties with populations exceeding 500,000 (Maricopa and Pima) were not eligible for general fund Fill the Gap appropriations in FY2007. These counties still received fine revenue.

ARIZONA CASE TIMELINES

Case processing standards are set by the Arizona Supreme Court. Generally, 90 percent of criminal cases are to be completed within 100 days, and 99 percent of criminal cases completed within 180 days. Relatively recently, changes have been made to these rules to more accurately provide for the amount of time it takes to complete complex cases. Effective December 1, 2002, the following changes to existing timelines were made:

1) For in-custody defendants, the time to disposition was extended from 120 days of initial appearance to 150 days from the date of arraignment; 2) For out-of-custody defendants, the time to disposition was extended from 120 days of initial appearance to 180 days from the date of arraignment; and 3) A new category (complex cases), provides for disposition within 270 days from arraignment for those defendants charged with first degree murder in other than capital cases, offenses requiring consideration of evidence gained from wiretaps, electronic or oral communication, or complex cases determined by written factual finding by the court (AOC Fill the Gap report, FY2005).

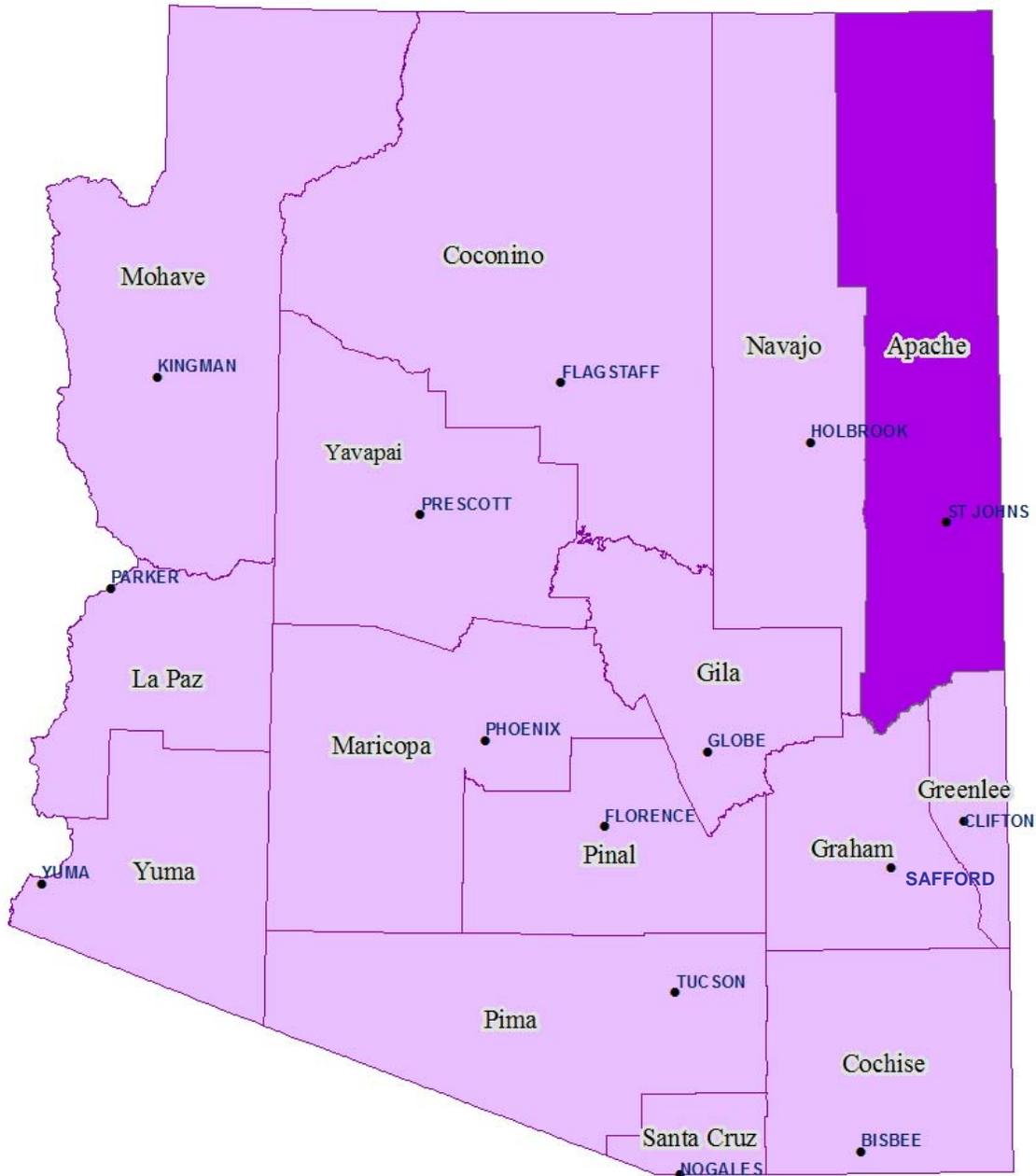
During that same year, a U.S. Supreme Court ruling, *Ring v. Arizona*, made processing death penalty cases more complicated by requiring a trial by jury in capital cases. "Subsequently, the Arizona Supreme Court again modified Rule 8.2 to allow courts eighteen (18) months to dispose of cases where the state is seeking the death penalty" (AOC Fill the Gap report, FY2006). Many agencies exclude cases affected by these rule changes from their case processing statistics.

REPORT LAYOUT

This report has been broken down by county and funded agency. In each county, the county attorney's office and the public defender's office receive funding to work toward the common goal of improving case processing. In counties that do not have a public defender's office, the Superior Court in those counties administer the indigent defense portion of Fill the Gap. Each county section of this report will begin with a brief population summary of that county. This will be followed by a financial breakdown of Fill the Gap allotments, a section for the county attorney, a section for indigent defense, and case processing statistics.

At the end of FY2005, funded agencies were asked by the Arizona Criminal Justice Commission to begin presenting plans for how Fill the Gap funds would be spent. Those plans were reported in the FY2005 report. Not all agencies were able to comply with this new requirement at that time. By FY2007, only three agencies were unable to submit plans for FY2008 expenditures. For those agencies that did return plans, their section of this report will begin with a summary of their FY2007 plan. Following that plan summary will be a report on their agency's Fill the Gap activities. This will be followed by a summary of their FY2008 Fill the Gap plan.

Apache County



2006 U.S. Census Population Estimate:	71,118
Estimated Population Growth 2000-2006:	+2.4%
Percent of Arizona Population:	1.2%
County Seat:	St. Johns

Apache County

Apache County Fill the Gap Funding FY2006 – FY2007			
	FY2006	FY2007	Difference
Apache County Attorney's Office	\$13,786	\$14,131	2.5%
Apache County Superior Court	\$13,104	\$13,432	2.5%

Apache County Funding Breakdown FY2007			
	FY2007 General Fund	FY2007 Fine Revenue	FY2007 Total Allocated
Apache County Attorney's Office	\$6,101	\$8,030	\$14,131
Apache County Superior Court	\$5,807	\$7,625	\$13,432

Apache County Fill the Gap Funding FY2000 – FY2007								
	FY2000	FY2001	FY2002	FY2003	FY2004	FY2005	FY2006	FY2007
Apache County Attorney's Office	\$6,622	\$11,900	\$12,554	\$13,115	\$12,930	\$12,237	\$13,786	\$14,131
Apache County Superior Court	\$6,290	\$11,304	\$11,923	\$12,455	\$12,292	\$11,634	\$13,104	\$13,432

Apache County Attorney's Office

Apache County Attorney's Office – FY2007 Fill the Gap Plan

The Apache County Attorney's Office planned to install a case management system from Judicial Dialog Systems to reduce data entry time, increase scanning and digital imaging capabilities, and allow for better communication with defense attorneys by providing them with CDs and DVDs rather than paper case files. Conversion of data files was completed in FY2006, which was expected to allow this program to be operational in FY2007.

Apache County Attorney's Office – FY2007 Fill the Gap Activity

A new case management system update, Judicial Dialog System, and related software licenses were funded through Fill the Gap in FY2007, along with system updates. A scanner, two replacement server hard drives, and other computer equipment were also purchased.

The agency reports that a lack of prompt discovery by the defense bar has negatively impacted case processing by creating a need for continuances. In an effort to remedy the lack of prompt discovery, the County Attorney's Office has begun arranging interviews for the defense. Summits have been held with the court and defense counsel to provide ideas to facilitate speedier resolution of cases.

Apache County Attorney's Office – FY2008 Fill the Gap Plan

In previous years, Fill the Gap funds have been spent on equipment upgrades. These upgrades have not had the effect of allowing the County Attorney's Office to meet mandated case processing times, largely due to the heavy workload faced by defense attorneys who have to request continuances to process their own caseloads. Fill the Gap funds will be used to hire an administrative planner who will be responsible for communicating with the court and defense regarding case scheduling and tracking in an effort to expedite cases. It is anticipated that this position will improve communication and coordination between agencies.

Apache County Indigent Defense

Apache County Indigent Defense – FY2007 Fill the Gap Plan

Fill the Gap funds were to be used by Apache County Superior Court to hire non-contract attorneys to represent indigent clients. Caseload increases over the past five years have made it necessary to assign a larger number of cases to non-contract attorneys in order to prevent challenges such as *Joe U. Smith* motions. *Joe U. Smith* motions can be made when a defendant effectively loses his ability to exercise his right to a speedy trial due to overloaded defense caseloads. Reduced caseloads will allow defense counsel to spend more time on assigned cases and help prevent delays in case processing caused by overloaded attorneys. This will allow pretrial conferences to be scheduled earlier, which often results in a quicker disposition of the case.

Apache County Indigent Defense – FY2007 Fill the Gap Activity

Fill the Gap funds were used to help pay contract costs for local attorneys providing indigent defense services. A pending capital case, a small pool of nearby defense attorneys, and an attorney shortage at the County Attorney's Office have resulted in frequent motions for continuances and negatively affected case processing statistics in FY2007.

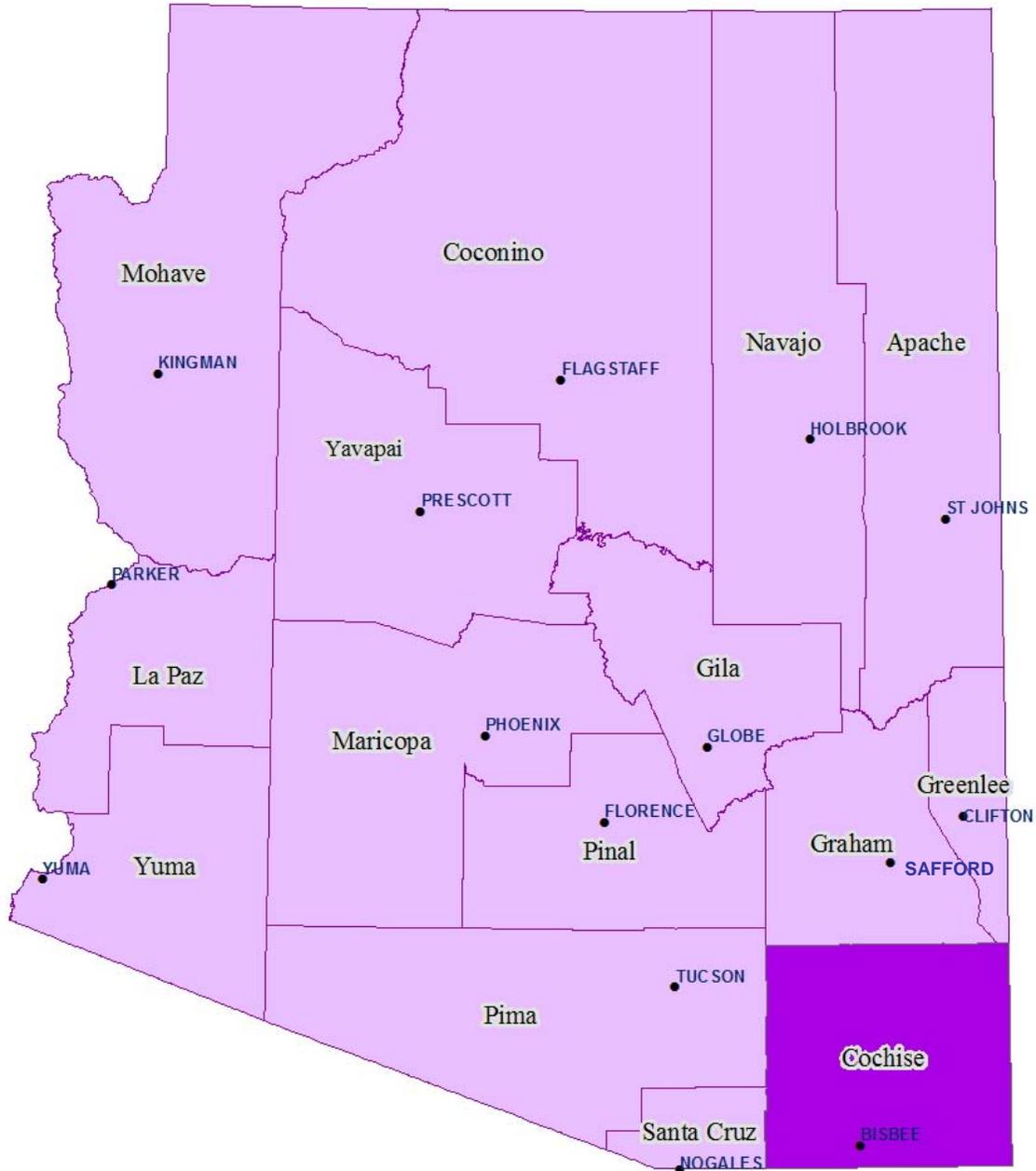
Defense attorneys attended regular meetings with justice partners to encourage timely case disposition. In addition, a new administrative position was added within court administration to develop and implement a comprehensive case flow management system to help identify problems and potential solutions.

Apache County Indigent Defense – FY2008 Fill the Gap Plan

The Apache County Superior Court will use Fill the Gap funds for non-contract attorneys to reduce indigent defense caseloads. While the court currently has contracts with four attorneys for indigent defense, it needs to hire supplemental non-contract attorneys due to a rise in complex cases and a capital case.

Felony Case Statistics Apache County FY2005-FY2007			
Apache County Attorney's Office			
Types of cases excluded from statistics: Appeals, Warrants, Probation Revocations			
	FY2005	FY2006	FY2007
Percent of Felony Cases Adjudicated within 100 Days of Filing	Not Provided	51.7%	40.0%
Percent of Felony Cases Adjudicated within 180 Days of Filing	Not Provided	77.4%	65.0%
Total Felony Cases Filed	Not Provided	549	614
Total Felony Cases Terminated	Not Provided	668	563
Apache County Superior Court			
Types of cases excluded from statistics: warrants, appeals, diversion, mental competency			
	FY2005	FY2006	FY2007
Percent of Felony Cases Adjudicated within 100 Days of Filing	31.0%	39.2%	32.2%
Percent of Felony Cases Adjudicated within 180 Days of Filing	63.4%	73.7%	66.4%
Total Felony Cases Filed	375	390	363
Total Felony Cases Terminated	374	380	304

Cochise County



2006 U.S. Census Population Estimate:	127,757
Estimated Population Growth 2000-2006:	+8.5%
Percent of Arizona Population:	2.1%
County Seat:	Bisbee

Cochise County

Cochise County Fill the Gap Funding FY2006 – FY2007			
	FY2006	FY2007	Difference
Cochise County Attorney's Office	\$30,431	\$29,517	-3.0%
Cochise County Public Defender's Office	\$28,927	\$28,056	-3.0%

Cochise County Funding Breakdown FY2007			
	FY2007 General Fund	FY2007 Fine Revenue	FY2007 Total Allocated
Cochise County Attorney's Office	\$12,757	\$16,760	\$29,517
Cochise County Public Defender's Office	\$12,142	\$15,914	\$28,056

Cochise County Fill the Gap Funding FY2000 – FY2007								
	FY2000	FY2001	FY2002	FY2003	FY2004	FY2005	FY2006	FY2007
Cochise County Attorney's Office	\$14,459	\$25,120	\$25,455	\$26,436	\$27,148	\$28,380	\$30,431	\$29,517
Cochise County Public Defender's Office	\$13,734	\$23,860	\$24,177	\$25,106	\$25,807	\$26,978	\$28,927	\$28,056

Cochise County Attorney's Office

Cochise County Attorney's Office – FY2007 Fill the Gap Plan

Fill the Gap funds will continue to be used to partially fund staff salaries in the misdemeanor unit and a support position in the felony unit.

Cochise County Attorney's Office – FY2007 Fill the Gap Activity

The misdemeanor prosecution program was partially funded through Fill the Gap in FY2007. Two attorneys and a clerk were added to this unit. Prior to the creation of this unit, felony prosecutors had both a felony and a misdemeanor caseload. The misdemeanor unit has allowed the office to remove misdemeanor cases from felony prosecutor caseloads, allowing felony prosecutors to focus on felony cases in FY2007.

Cochise County Attorney's Office – FY2008 Fill the Gap Plan

Current staff will continue to be funded using Fill the Gap funds. Staff will review and file felony complaints using new processes implemented in FY2007. In conjunction with the Superior Court, these changes will allow an early disposition court to reduce criminal case processing time. A new charging unit will also be created as part of this effort.

Cochise County Indigent Defense

Cochise County Indigent Defense – FY2007 Fill the Gap Plan

The Cochise County Public Defender and Legal Defender's offices planned to use the Fill the Gap funds in FY2007 to upgrade the case tracking database and to pay for consulting fees for technical support. Computer and office supplies were to be purchased for a newly funded paralegal position in the public defender's office. Portions of the salary for an indigent defense coordinator position and a legal defender investigator were also to be paid for with these funds. Finally, a scanning feature was to be added to a copy machine to enhance disclosure capability.

Cochise County Indigent Defense – FY2007 Fill the Gap Activity

Fill the Gap funds were used to purchase a laptop and furniture for an added paralegal position and to partially fund salaries for an indigent defense coordinator and an investigator. Funds were also used to add scanning capability to the copy machine and to provide upgrades and consultation services for the case tracking and management system.

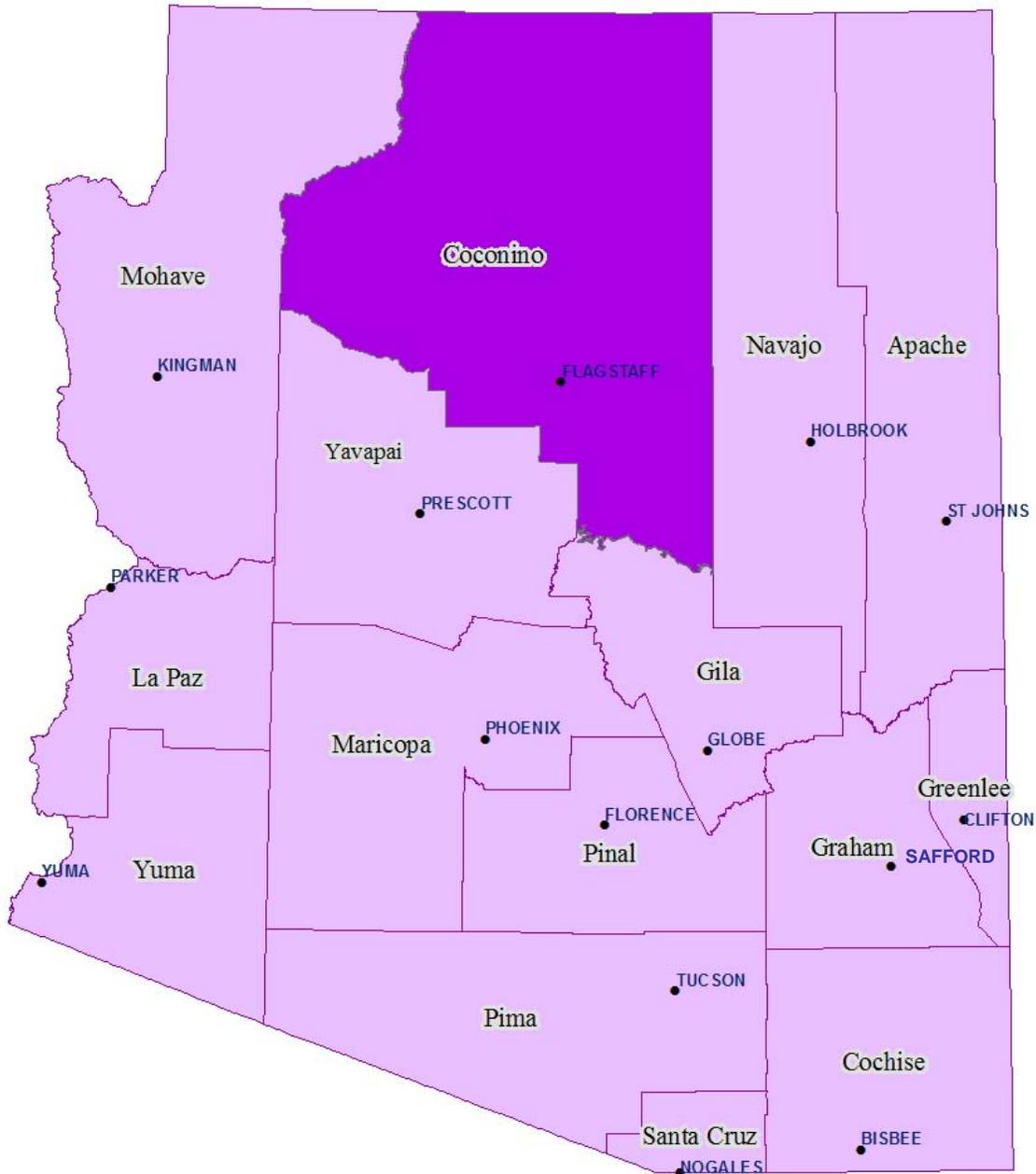
Two major issues affected case processing in FY2007, including a loss of attorney staff and an amendment to the bail statutes and the State Constitution that required additional attorney time to staff bond hearings in cases where a defendant was thought to be in the country illegally.

Cochise County Indigent Defense – FY2008 Fill the Gap Plan

Fill the Gap indigent defense funds will be distributed between the Public Defender, Legal Defender, and Indigent Defense Coordinator. Funds will be used to pay a portion of the indigent defense coordinator and a legal defender investigator's salary. The coordinator is responsible for assigning cases to attorneys, as well as tracking cases to ensure timely completion. The investigator is responsible for providing the groundwork for cases to allow attorneys to work on other aspects of cases, thereby reducing case processing time. Funds will also be used to upgrade the case management system used jointly by the Public Defender and Legal Defender's offices and hire a consultant for the system.

Felony Case Statistics Cochise County FY2005-FY2007			
Cochise County Attorney's Office			
Types of cases excluded from statistics:			
	FY2005	FY2006	FY2007
Percent of Felony Cases Adjudicated within 100 Days of Filing	18.0%	15.0%	20.0%
Percent of Felony Cases Adjudicated within 180 Days of Filing	46.0%	42.0%	50.0%
Total Felony Cases Filed	822	794	733
Total Felony Cases Terminated	803	753	864
Cochise County Public Defender			
Types of cases excluded from statistics:			
	FY2005	FY2006	FY2007
Percent of Felony Cases Adjudicated within 100 Days of Filing	24.0%	23.0%	47.0%
Percent of Felony Cases Adjudicated within 180 Days of Filing	55.0%	54.0%	76.0%
Total Felony Cases Filed	363	223	319
Total Felony Cases Terminated	381	343	445
Cochise County Legal Defender			
Types of cases excluded from statistics:			
	FY2005	FY2006	FY2007
Percent of Felony Cases Adjudicated within 100 Days of Filing	Not Provided	31.0%	49.0%
Percent of Felony Cases Adjudicated within 180 Days of Filing	Not Provided	64.0%	75.0%
Total Felony Cases Filed	Not Provided	315	176
Total Felony Cases Terminated	Not Provided	317	320

Coconino County



2006 U.S. Census Population Estimate:	124,953
Estimated Population Growth 2000-2006:	+7.4%
Percent of Arizona Population:	2.0%
County Seat:	Flagstaff

Coconino County

Coconino County Fill the Gap Funding FY2006 – FY2007			
	FY2006	FY2007	Difference
Coconino County Attorney's Office	\$33,867	\$33,697	-0.5%
Coconino County Superior Court	\$32,191	\$32,029	-0.5%

Coconino County Funding Breakdown FY2007			
	FY2007 General Fund	FY2007 Fine Revenue	FY2007 Total Allocated
Coconino County Attorney's Office	\$14,575	\$19,122	\$33,697
Coconino County Superior Court	\$13,873	\$18,156	\$32,029

Coconino County Fill the Gap Funding FY2000 – FY2007								
	FY2000	FY2001	FY2002	FY2003	FY2004	FY2005	FY2006	FY2007
Coconino County Attorney's Office	\$18,242	\$30,578	\$29,292	\$30,070	\$30,437	\$30,314	\$33,867	\$33,697
Coconino County Superior Court	\$17,328	\$29,044	\$27,821	\$28,557	\$28,934	\$28,817	\$32,191	\$32,029

Coconino County Attorney's Office

Coconino County Attorney's Office – FY2007 Fill the Gap Plan

While felony filings have remained fairly constant in Coconino County over the last several years, the time required to process a case has increased. Contributing factors include relatively inexperienced prosecutors and court practices. Both factors are reflective of the general issues associated with staffing in Coconino County, namely the high cost of living in the county in relation to salary levels.

In an effort to decrease case processing times, Fill the Gap funds were to be used to supplement the cost of hiring a Deputy Attorney in FY2007. Staff development efforts were also underway to mitigate the relative inexperience of prosecutors in the office.

Coconino County Attorney's Office – FY2007 Fill the Gap Activity

Fill the Gap funds were used in FY2007 to fund a portion of a deputy county attorney and a legal secretary's salaries. A case management system implemented seven years ago continues to be upgraded with additional interfaces making information more readily available.

The county attorney's office reported that several factors resulted in procedural changes that have negatively affected case processing including:

- Victim notification for misdemeanor level cases;
- Additional requirements for disclosure and expedited case processing;
- Bonding procedure requirements for illegal immigrants;

- Tracking and reporting outcomes for crimes involving child victims;
- Increased penalties and pressure to expedite DUI cases; and
- Mandated legislative reporting.

These requirements, while not necessitating a new full-time staff member, resulted in additional training, monitoring, business practice analysis, and heavier workloads affecting core function performance of the office.

Coconino County Attorney's Office – FY2008 Fill the Gap Plan

The Coconino County Attorney's Office increased the number of Deputy County Attorney positions to provide additional skill development and supervision to incoming attorneys. Filling attorney positions with less experienced prosecutors has created a need for additional supervisory positions. The main reason given for the inability to recruit and retain qualified prosecutors is the salary level of assistant county attorneys in relation to the cost of living in Flagstaff. Deputy county attorneys provide this additional support for inexperienced prosecutors. Fill the Gap funds will be used to supplement one of the deputy positions at approximately 20% of the total FTE expense.

Coconino County Superior Court

Coconino County Indigent Defense – FY2007 Fill the Gap Plan

The Coconino County Superior Court was to use FY2007 Fill the Gap indigent defense funds for the DUI/Drug Court with a goal of increasing the number of drug court participants by 15 percent. This court is a cooperative effort between the courts, defense, and prosecution to process DUI and drug cases quickly and effectively, with the goal of moving these defendants from the traditional criminal justice system into a more effective treatment oriented system. A half-time disposition clerk was to be hired using Fill the Gap funds that would be responsible for submitting disposition information to the Department of Public Safety in a timely fashion.

Coconino County Indigent Defense – FY2007 Fill the Gap Activity

The Coconino County Superior Court used Fill the Gap funds on behalf of the Public Defender's Office to provide funding to the DUI/Drug Court. This court works with defendants with substantial substance abuse/addiction issues that have pending felony charges. This court was developed to address repeat offenders with chronic addictions that create a burden on the community and the criminal justice system when they are using alcohol or drugs. A 10-month intensive outpatient treatment program is required by the court. In FY2007, 134 defendants participated in the program. These defendants averaged 34 days to placement into the program, a reduction from an average of 70 days in FY2006.

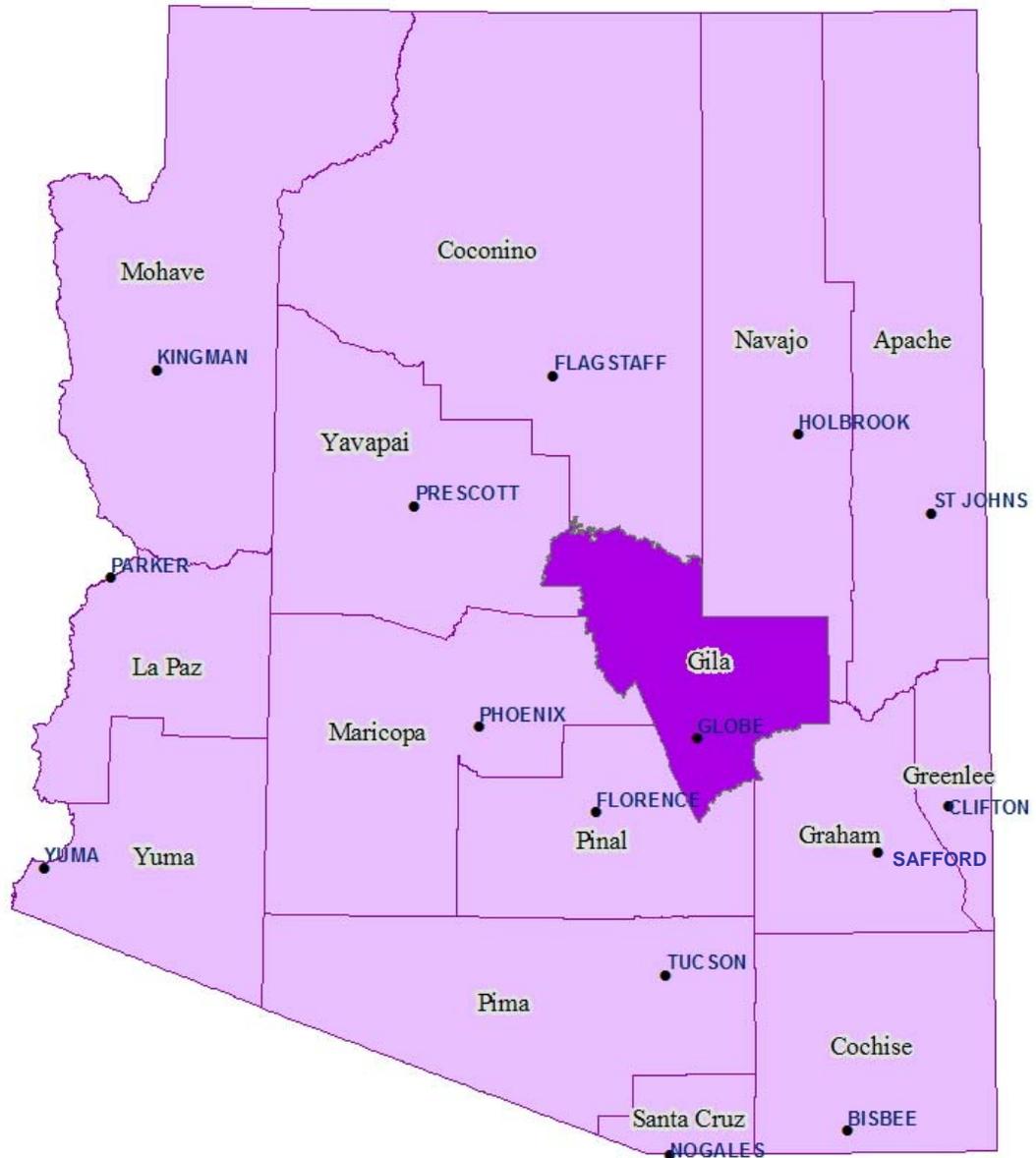
Fill the Gap funds were used to contract for services to pay for outpatient treatment for DUI/Drug Court participants. Fill the Gap funds paid for approximately half of the treatment costs incurred by the DUI/Drug court in FY2007.

Coconino County Indigent Defense – FY2008 Fill the Gap Plan

Coconino County Superior Court will continue to use Fill the Gap funds on behalf of the Public Defender's Office to support the DUI/Drug Court. Funds will primarily be used to increase the number of drug and alcohol cases referred to the DUI/Drug court, provide treatment for participants, and create a new docket for probation revocation cases. One of the major costs of the DUI/Drug court is intensive outpatient treatment, which is necessary for successful participation in the court. Lack of treatment funds has limited the number of participants in this court. A judge has already been hired to expedite case processing time for the probation revocation docket in an effort to create a more effective deterrent for probation violation.

Felony Case Statistics Coconino County FY2005-FY2007			
Coconino County Attorney's Office			
Types of cases excluded from statistics: appeals, warrants, tech violations			
	FY2005	FY2006	FY2007
Percent of Felony Cases Adjudicated within 100 Days of Filing	20.0%	27.0%	25.0%
Percent of Felony Cases Adjudicated within 180 Days of Filing	45.0%	54.0%	45.0%
Total Felony Cases Filed	1578	1597	1345
Total Felony Cases Terminated	523	482	465
Coconino County Superior Court			
Types of cases excluded from statistics: warrant delays and mental health cases			
	FY2005	FY2006	FY2007
Percent of Felony Cases Adjudicated within 100 Days of Filing	51.0%	50.0%	49.7%
Percent of Felony Cases Adjudicated within 180 Days of Filing	79.0%	77.0%	82.3%
Total Felony Cases Filed	1273	1272	1066
Total Felony Cases Terminated	1233	1184	1108

Gila County



2006 U.S. Census Population Estimate:	52,209
Estimated Population Growth 2000-2006:	+1.7%
Percent of Arizona Population:	0.8%
County Seat:	Globe

Gila County

Gila County Fill the Gap Funding FY2006 – FY2007			
	FY2006	FY2007	Difference
Gila County Attorney's Office	\$18,647	\$17,813	-4.5%
Gila County Superior Court	\$17,724	\$16,932	-4.5%

Gila County Funding Breakdown FY2007			
	FY2007 General Fund	FY2007 Fine Revenue	FY2007 Total Allocated
Gila County Attorney's Office	\$7,713	\$10,100	\$17,813
Gila County Superior Court	\$7,342	\$9,590	\$16,932

Gila County Fill the Gap Funding FY2000 – FY2007								
	FY2000	FY2001	FY2002	FY2003	FY2004	FY2005	FY2006	FY2007
Gila County Attorney's Office	\$11,824	\$20,658	\$21,082	\$21,076	\$20,105	\$17,995	\$18,647	\$17,813
Gila County Superior Court	\$11,231	\$19,622	\$20,023	\$20,016	\$19,111	\$17,012	\$17,724	\$16,932

Gila County Attorney's Office

Gila County Attorney's Office – FY2007 Fill the Gap Plan

Continuances for cause and the inability to access data in a timely fashion were identified by the Gila County Attorney's Office as issues preventing the timely processing of cases. While the first could not be addressed using Fill the Gap funds, the office proposed using FY2007 funds in conjunction with county funds to purchase ten new computers that are able to access the case management system and run operating systems that are compatible with the court and law enforcement systems. Funds were also used to pay the annual fee for the case management system; rental fees for software allowing the office to view Superior Court minute entries; a new telephone system; and direct database links with law enforcement agencies. In FY2006 the office had only one computer that could link with the Gila County Sheriff's Office. It was anticipated that Fill the Gap funds would be insufficient to fund all of the planned projects. Fill the Gap funds would supplement county funds allowing for purchases that would not be possible without Fill the Gap funding.

Gila County Attorney's Office – FY2007 Fill the Gap Activity

Fill the Gap funds were used to purchase desktop and laptop computers, continuing an effort to update all office computers. At the end of FY2007, two-thirds of office computers were less than four years old. Funds were also used to purchase telephone equipment and pay annual licensing fees for the case management system. In addition, a computer and printer were rented for the Globe and Payson office to allow direct access to information from the Clerk of the Court.

Staff turnover continued to affect case processing as half of the staff had less than two years' experience.

Gila County Attorney's Office – FY2008 Fill the Gap Plan

The Gila County Attorney's Office will continue to use Fill the Gap funds to supplement the office's computer equipment and case management system budget. Fill the Gap funds will be used to supplement county funds to purchase licenses, upgrades and equipment related to the case management system, the Superior Court Minute Entry System, and the phone system that is integrated with the computer system. Funds will also be used to partially pay for a new server for the Payson office and new computer equipment to replace outdated units.

If funds are available after the computer equipment and system purchases are made, a part-time employee dedicated to data entry will be hired and direct information system linkages with local law enforcement agencies will be established.

Gila County Indigent Defense

Gila County Indigent Defense – FY2007 Fill the Gap Plan

The Gila County Superior Court intended to use Fill the Gap FY2007 funds to improve case processing by improving office automation. A court calendar program was to be purchased in FY2007. Once implemented, defense, prosecutors, defendants, and victims will have ready access to calendar information that was previously only available by calling the court. Funds also were used to compensate co-counsel that were not covered by county contracts and attorneys working outside their contracted duties.

Gila County Indigent Defense – FY2007 Fill the Gap Activity

A court calendar automation program was purchased after an extensive review of available products. This calendar program will allow attorneys, defendants, victims, and the Sheriff's Office to view the court calendar as it is updated, rather than once a week.

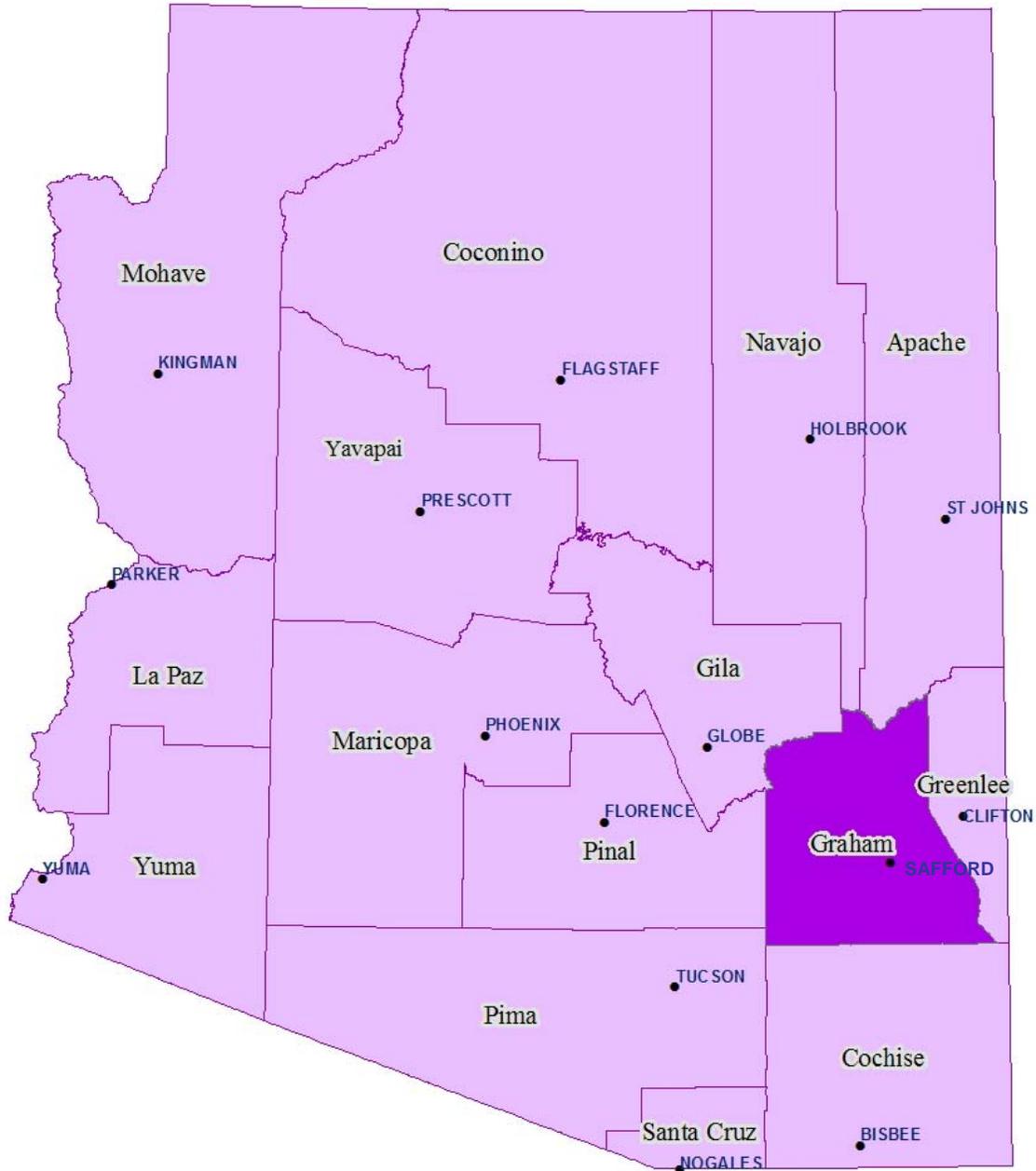
Gila County Indigent Defense – FY2008 Fill the Gap Plan

A court calendar automation program was purchased in FY2007 and will be implemented in early FY2008 allowing attorneys to view the calendar via the internet and to receive e-mail notification of hearings. Defendants and victims will also be able to use this system to determine times of hearings and attorneys involved. Funds will be used to purchase maintenance contracts for the program and to purchase enhancements not offered as regular updates. Funds will also be used to hire experts, investigators, and cover other unexpected costs not covered by the county budget.

Felony Case Statistics Gila County FY2005-FY2007			
Gila County Attorney's Office			
Types of cases excluded from statistics: appeals, warrants, Rule 11, deferred prosecution			
	FY2005	FY2006	FY2007
Percent of Felony Cases Adjudicated within 100 Days of Filing	91.0%	89.0%	88.0%
Percent of Felony Cases Adjudicated within 180 Days of Filing	98.0%	96.0%	97.0%
Total Felony Cases Filed	395	660	764
Total Felony Cases Terminated	682	570	565
Gila County Superior Court			
Types of cases excluded from statistics: Warrants, Appeals, Diversions and Mental Competency are supposed to be excluded, but the agency reports that this time was not always properly excluded.			
	FY2005	FY2006	FY2007
Percent of Felony Cases Adjudicated within 100 Days of Filing	23.0%	22.4%	16.4%
Percent of Felony Cases Adjudicated within 180 Days of Filing	65.5%	61.8%	55.6%
Total Felony Cases Filed	773	640	718
Total Felony Cases Terminated	602	617	574

Note: Instead of using date of arraignment for calculating case processing statistics, the date of filing was used by the Superior Court. Actual percentages would be higher if date of arraignment was used as the case start date.

Graham County



2006 U.S. Census Population Estimate:	33,660
Estimated Population Growth 2000-2006:	+0.5%
Percent of Arizona Population:	0.5%
County Seat:	Safford

Graham County

Graham County Fill the Gap Funding FY2006 – FY2007			
	FY2006	FY2007	Difference
Graham County Attorney's Office	\$9,774	\$9,606	-1.7%
Graham County Superior Court	\$9,290	\$9,129	-1.7%

Graham County Funding Breakdown FY2007			
	FY2007 General Fund	FY2007 Fine Revenue	FY2007 Total Allocated
Graham County Attorney's Office	\$4,156	\$5,450	\$9,606
Graham County Superior Court	\$3,955	\$5,174	\$9,129

Graham County Fill the Gap Funding FY2000 – FY2007								
	FY2000	FY2001	FY2002	FY2003	FY2004	FY2005	FY2006	FY2007
Graham County Attorney's Office	\$5,000	\$9,283	\$10,150	\$10,491	\$10,431	\$9,426	\$9,774	\$9,606
Graham County Superior Court	\$4,749	\$8,818	\$9,641	\$9,963	\$9,915	\$8,961	\$9,290	\$9,129

Graham County Attorney's Office

Graham County Attorney's Office – FY2007 Fill the Gap Plan

The Graham County Attorney's Office planned to use FY2007 Fill the Gap funds to pay the yearly maintenance fee for their case management system. This fee allows for technical support and upgrades to the system. Funds also were used to supplement employee salaries and purchase computers and software.

Graham County Attorney's Office – FY2007 Fill the Gap Activity

Fill the Gap funds were used to upgrade to a better server for the case management system and to purchase computer equipment. Storage shelves were purchased for closed cases and overtime costs for an investigator were also paid for with Fill the Gap funds.

The county attorney's office also considered purchasing a program to integrate the office's system with the system used by law enforcement. A cost benefit analysis concluded that the \$200,000 cost of this program was too prohibitive for the county.

Graham County Attorney's Office – FY2008 Fill the Gap Plan

Fill the Gap funds will be used to pay the yearly maintenance fee for the agency's case management system allowing them to continue to receive technical support, as well as install upgrades that enhance case processing capabilities and track cases more effectively. Funds will also be used to supplement employee salaries and professional services related to computer systems and programs, as well as to purchase additional

computer hardware and software. Finally, funds will be used to upgrade storage facilities for closed criminal cases.

Increased growth in Graham County necessitates the addition of one attorney and one office support position to manage the increasing number of cases being filed. These positions will be added by the county in FY2008.

Graham County Superior Court

Graham County Indigent Defense – FY2007 Fill the Gap Plan

Graham County Superior Court intended to use Fill the Gap funds to provide indigent defense counsel. Fill the Gap funds were to be used to keep defense counsel caseloads to a manageable level despite increased criminal case filings.

Graham County Indigent Defense – FY2007 Fill the Gap Activity

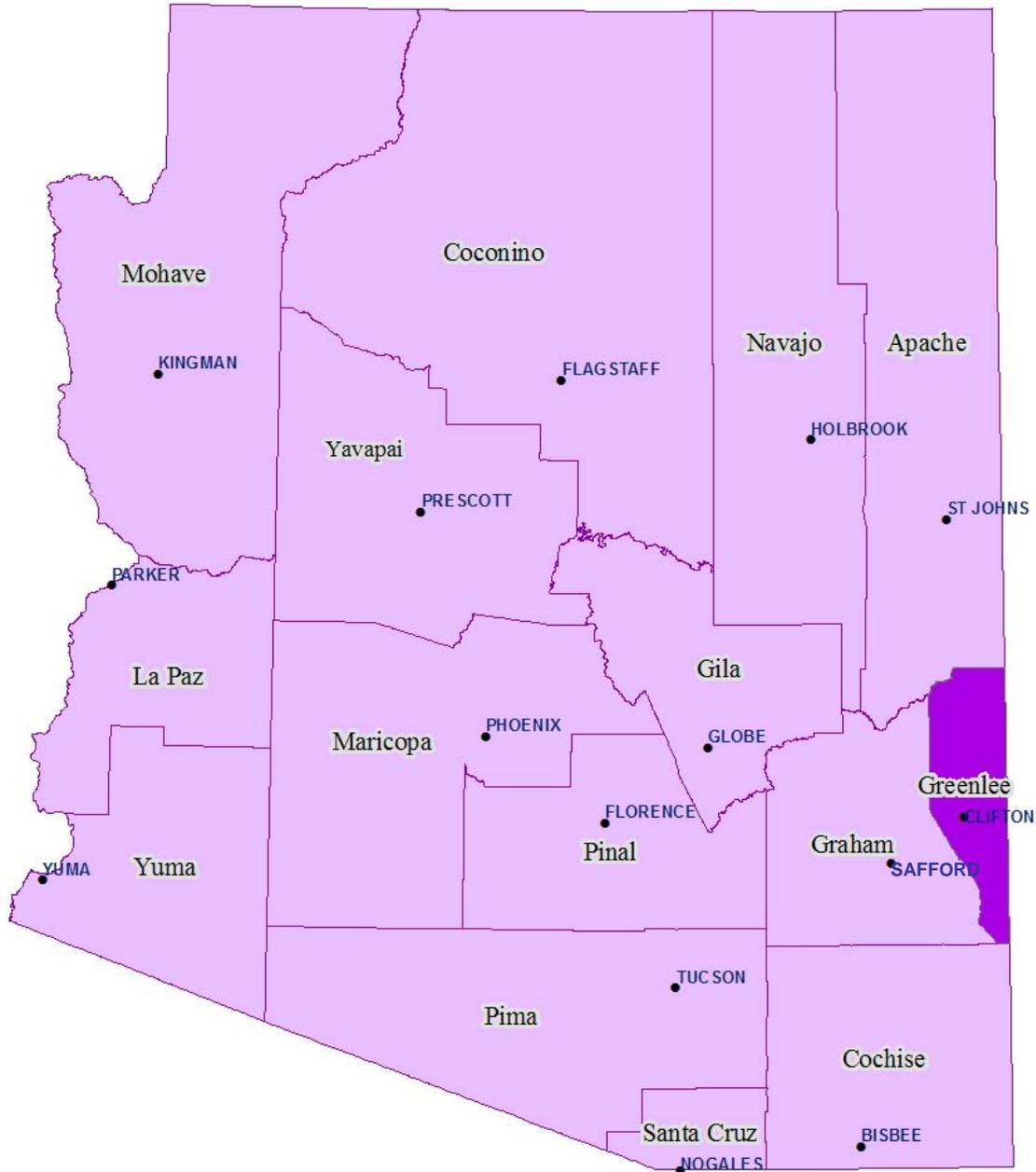
Graham County Superior Court increased the number of contract attorneys in an effort to maintain and improve case processing times. Fill the Gap funds were used to supplement County funds in this effort. Increased filings threatened to increase attorney caseload above the 120 case limit, which would negatively impact quality of defense. The new contracts will allow adequate time to be spent on each case.

Graham County Indigent Defense – FY2008 Fill the Gap Plan

Graham County lacks full time indigent defense counsel, relying instead on contract attorneys for indigent defense representation. Fill the Gap funds will be used to help pay for increases in the number of contracted attorneys needed to keep caseloads at a manageable level.

Felony Case Statistics Graham County FY2005-FY2007			
Graham County Attorney's Office			
Types of cases excluded from statistics: Appeals, Warrants, Probation Violations			
	FY2005	FY2006	FY2007
Percent of Felony Cases Adjudicated within 100 Days of Filing	41.3%	45.3%	36.1%
Percent of Felony Cases Adjudicated within 180 Days of Filing	78.7%	76.4%	76.3%
Total Felony Cases Filed	417	376	461
Total Felony Cases Terminated	298	309	370
Graham County Superior Court			
Types of cases excluded from statistics: Petitions to revoke probation			
	FY2005	FY2006	FY2007
Percent of Felony Cases Adjudicated within 100 Days of Filing	41.3%	45.3%	36.1%
Percent of Felony Cases Adjudicated within 180 Days of Filing	78.7%	76.4%	76.3%
Total Felony Cases Filed	417	376	461
Total Felony Cases Terminated	298	309	370

Greenlee County



2006 U.S. Census Population Estimate:	7,738
Estimated Population Growth 2000-2006:	-9.5%
Percent of Arizona Population:	0.1%
County Seat:	Clifton

Greenlee County

Greenlee County Fill the Gap Funding FY2006 – FY2006			
	FY2006	FY2007	Difference
Greenlee County Attorney's Office	\$2,415	\$2,147	-11.1%
Greenlee County Superior Court	\$2,296	\$2,039	-11.2%

Greenlee County Funding Breakdown FY2007			
	FY2007 General Fund	FY2007 Fine Revenue	FY2007 Total Allocated
Greenlee County Attorney's Office	\$929	\$1,218	\$2,147
Greenlee County Superior Court	\$883	\$1,156	\$2,039

Greenlee County Fill the Gap Funding FY2000 – FY2007								
	FY2000	FY2001	FY2002	FY2003	FY2004	FY2005	FY2006	FY2007
Greenlee County Attorney's Office	\$1,554	\$2,437	\$2,141	\$2,305	\$2,443	\$2,436	\$2,415	\$2,147
Greenlee County Superior Court	\$1,476	\$2,315	\$2,033	\$2,189	\$2,322	\$2,315	\$2,296	\$2,039

Greenlee County Attorney's Office

Greenlee County Attorney's Office – FY2007 Fill the Gap Plan

The Greenlee County Attorney's Office receives approximately \$2,400 a year from Fill the Gap funds. As these funds are insufficient to hire additional staff or purchase a new case management system, the office planned to use the funds to purchase needed office supplies and lease a copy machine. This copy machine was to be used to copy disclosure documents for defense counsel. This would allow the office to produce documents within the mandated timelines.

Greenlee County Attorney's Office – FY2007 Fill the Gap Activity

Fill the Gap funds were used to purchase multi-page file folders to compartmentalize and keep court paperwork orderly and accessible. These folders allowed documents to be kept together and reduced the potential for lost documents. Funds were also used to lease a copy machine to make copies of disclosure documents for defense counsel. Additional office supplies were also purchased.

Greenlee County Attorney's Office – FY2008 Fill the Gap Plan

As the current Fill the Gap allotment remains insufficient to hire additional personnel, office supplies such as multi-page file folders will be purchased to keep court paperwork orderly and easily obtainable. Funds will continue to be used to lease a copy machine to copy disclosure documents and purchase needed office supplies.

Greenlee County Superior Court

Greenlee County Indigent Defense – FY2007 Fill the Gap Plan

Because there was only one attorney in Greenlee County not employed by the County Attorney's Office, the county contracted with attorneys in neighboring Graham County for indigent defense representation. The Superior Court planned to use Fill the Gap funds to ensure that defense attorneys were available when needed, reducing the need for continuances.

Greenlee County Indigent Defense – FY2007 Fill the Gap Activity

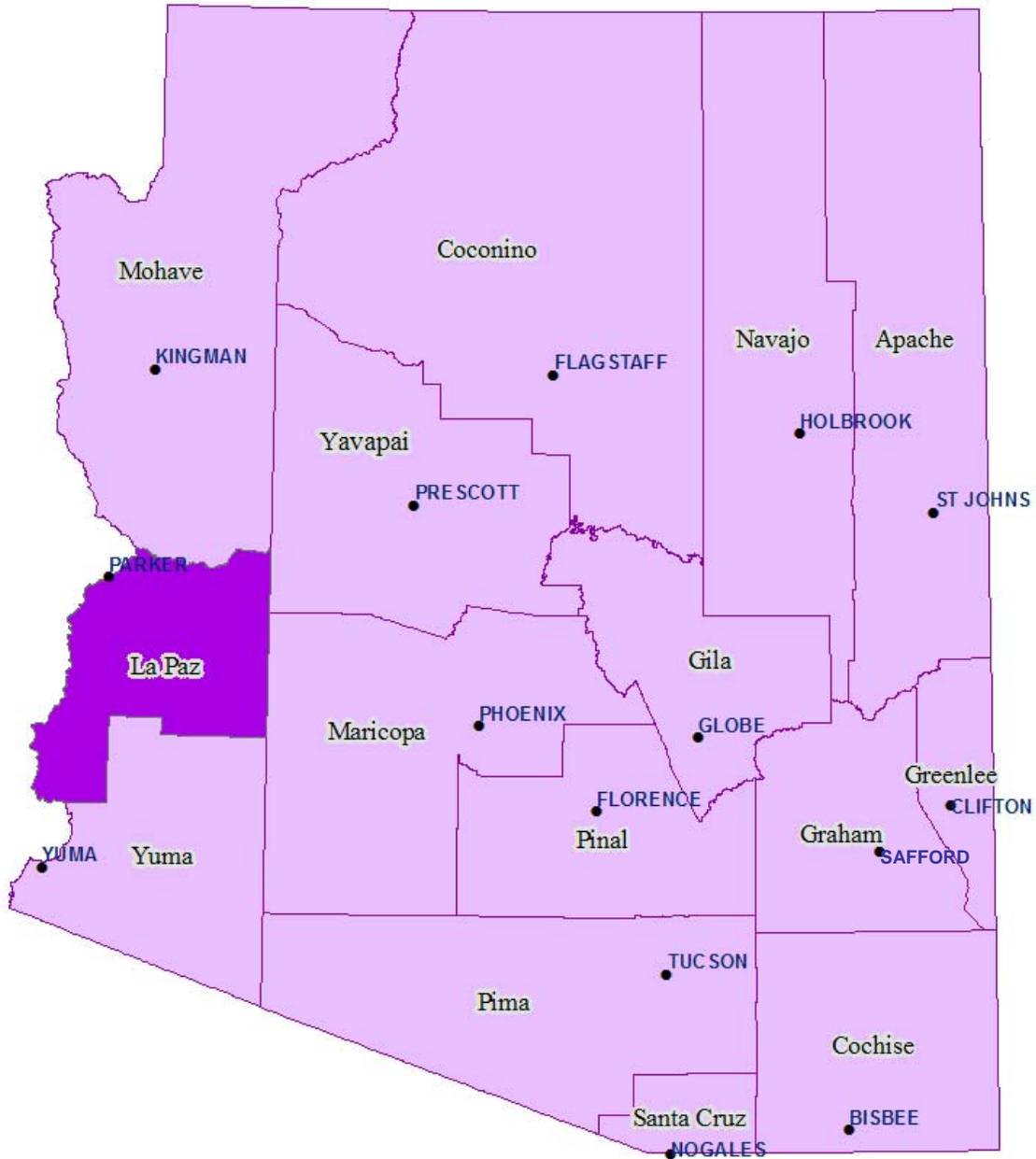
No Fill the Gap funds were expended in FY2007. Funds are normally used to supplement county funds to hire local lawyers to provide defense.

Greenlee County Indigent Defense – FY2008 Fill the Gap Plan

As there is only one attorney in Greenlee County not employed by the County Attorney's Office, Fill the Gap funds will be used as needed to contract with attorneys from neighboring Graham County to provide indigent defense representation. These funds will help ensure that there is an adequate supply of attorneys willing to travel to Greenlee County each week to attend scheduled hearings, thereby reducing continuances.

Felony Case Statistics Greenlee County FY2005-FY2007			
Greenlee County Attorney's Office			
Types of cases excluded from statistics: appeals, warrant status, revocations, Rule 11			
	FY2005	FY2006	FY2007
Percent of Felony Cases Adjudicated within 100 Days of Filing	98.0%	91.0%	89.0%
Percent of Felony Cases Adjudicated within 180 Days of Filing	100.0%	99.0%	98.0%
Total Felony Cases Filed	96	123	119
Total Felony Cases Terminated	16	9	9
Greenlee County Superior Court			
Data reported individually by case rather than compiled by year.			

La Paz County



2006 U.S. Census Population Estimate:	20,256
Estimated Population Growth 2000-2006:	+2.7%
Percent of Arizona Population:	0.3%
County Seat:	Parker

La Paz County

La Paz County Fill the Gap Funding FY2006 – FY2007			
	FY2006	FY2007	Difference
La Paz County Attorney's Office	\$9,442	\$9,513	0.8%
La Paz County Superior Court	\$8,974	\$9,042	0.8%

La Paz County Funding Breakdown FY2007			
	FY2007 General Fund	FY2007 Fine Revenue	FY2007 Total Allocated
La Paz County Attorney's Office	\$4,124	\$5,389	\$9,513
La Paz County Superior Court	\$3,925	\$5,117	\$9,042

La Paz County Fill the Gap Funding FY2000 – FY2007								
	FY2000	FY2001	FY2002	FY2003	FY2004	FY2005	FY2006	FY2007
La Paz County Attorney's Office	\$4,121	\$7,228	\$7,412	\$7,478	\$7,628	\$8,350	\$9,442	\$9,513
La Paz County Superior Court	\$3,915	\$6,865	\$7,041	\$7,102	\$7,251	\$7,936	\$8,974	\$9,042

La Paz County Attorney's Office

La Paz County Attorney's Office – FY2007 Fill the Gap Plan

In FY2007, the La Paz County Attorney's Office planned to continue the records improvement project and purchase needed software. A vehicle and surveillance equipment for an investigator also were purchased. In addition, software and video equipment were to be purchased for use in trial presentations, investigations, and training. Remaining funds were to be used to supplement overtime expenses for staff.

La Paz County Attorney's Office – FY2007 Fill the Gap Activity

Temporary staff was hired to scan documents and perform other tasks as needed to allow full time staff to focus on the current caseloads. Additional scanning software was purchased to provide staff with the capability to store and access documents electronically. The software gives staff the ability to access booking sheets, police reports, and court papers. Staff is also now able to electronically access court documents, probation reports, dispositions and information from the public defender's office and law enforcement agencies.

La Paz County Attorney's Office – FY2008 Fill the Gap Plan

Fill the Gap funds will be used to purchase the additional software and equipment needed to copy DVD's of interviews submitted by law enforcement. A laptop computer and internet card will be purchased to facilitate online tracking of victims, witness, and suspects who are out of town, as well as, software and video equipment necessary for courtroom presentations, investigations, and training sessions.

A vehicle and surveillance equipment will also be purchased to allow the investigator to travel to crime scenes, observe suspects, and expedite the filing of documents with the courts. Funds will also be used to supplement overtime expenses and an additional legal assistant position.

La Paz County Public Defender

La Paz County Indigent Defense – FY2007 Fill the Gap Plan

No plan was submitted by the La Paz County Indigent Defense for FY2007.

La Paz County Indigent Defense – FY2007 Fill the Gap Activity

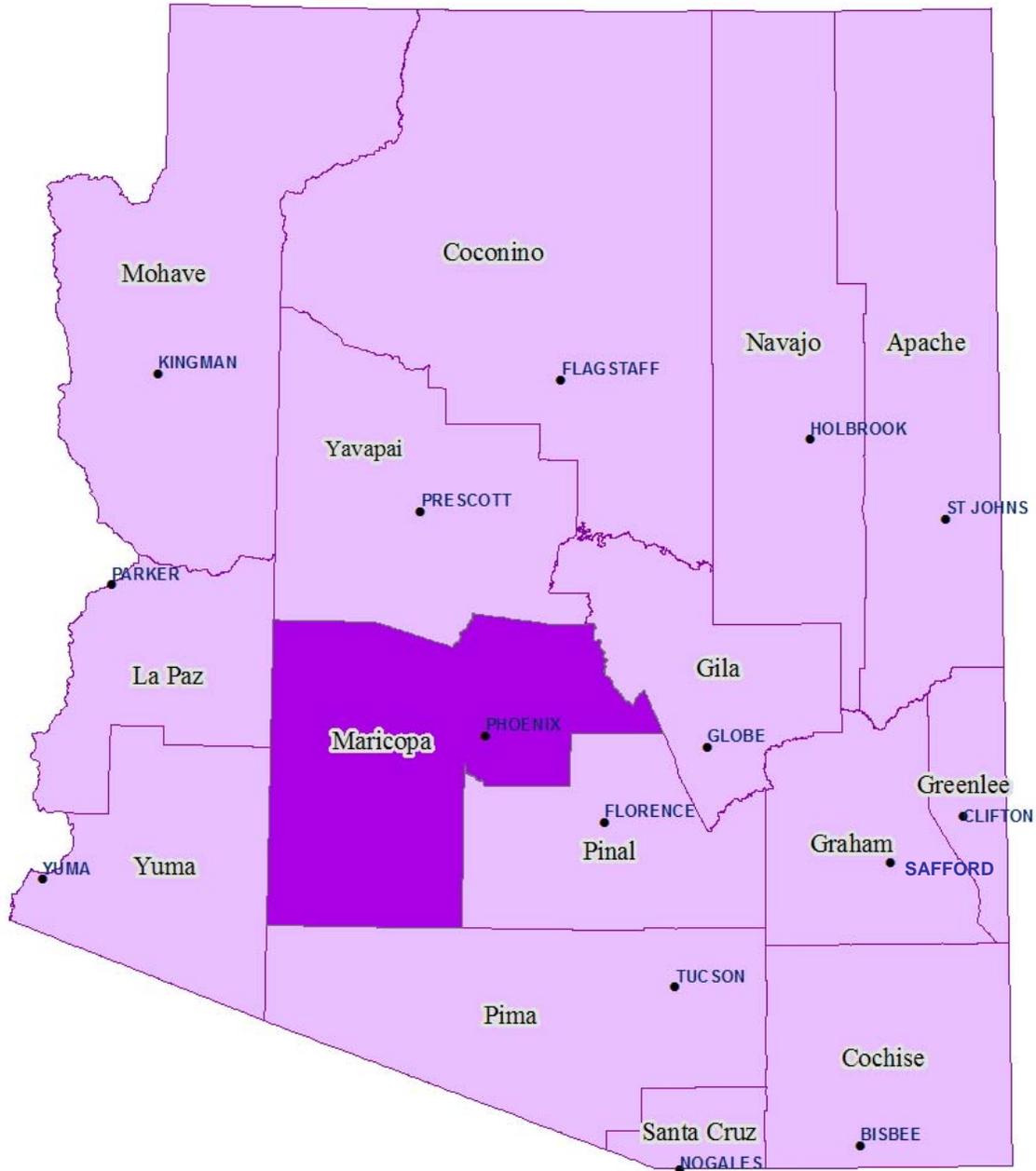
A case management system was purchased in FY2006. In FY2007, extraneous data was removed from the old application systems, computer files were updated to reflect current case law, and new document templates were made available to attorneys. The new templates increased staff efficiency by providing attorneys with the option to use templates. Fill the Gap funds were used to purchase a back-up tape system and back-up power supply for office computer equipment to reduce down-time in the event of computer problems. Research support materials were also purchased.

La Paz County Indigent Defense – FY2008 Fill the Gap Plan

Fill the Gap funds will be used to update computer equipment used by attorneys and staff. In addition to the new computer hardware, legal software for the office will be purchased and updated.

Felony Case Statistics La Paz County FY2005-FY2007			
La Paz County Attorney's Office			
Types of cases excluded from statistics:			
	FY2005	FY2006	FY2007
Percent of Felony Cases Adjudicated within 100 Days of Filing	56.0%	46.6%	55.7%
Percent of Felony Cases Adjudicated within 180 Days of Filing	84.4%	74.8%	71.8%
Total Felony Cases Filed	261	474	344
Total Felony Cases Terminated	230	511	332
La Paz County Public Defender's Office			
Types of cases excluded from statistics: Appeals, Warrants, Diversion, Mental Competency			
	FY2005	FY2006	FY2007
Percent of Felony Cases Adjudicated within 100 Days of Filing	25.1%	21.2%	17.3%
Percent of Felony Cases Adjudicated within 180 Days of Filing	59.0%	56.5%	50.8%
Total Felony Cases Filed	Not compiled by fiscal year. Calendar Year 2005 = 549 Calendar Year 2006 = 395		
Total Felony Cases Terminated	471	439	329

Maricopa County



2006 U.S. Census Population Estimate:	3,768,123
Estimated Population Growth 2000-2006:	+22.7%
Percent of Arizona Population:	61.1%
County Seat:	Phoenix

Maricopa County

Maricopa County Fill the Gap Funding FY2006 – FY2007			
	FY2006	FY2007	Difference
Maricopa County Attorney's Office	\$541,572	\$560,172	3.4%
Maricopa County Public Defender's Office	\$514,231	\$531,892	3.4%

Maricopa County Funding Breakdown FY2007			
	FY2007 General Fund	FY2007 Fine Revenue	FY2007 Total Allocated
Maricopa County Attorney's Office	\$0	\$560,172	\$560,172
Maricopa County Public Defender's Office	\$0	\$531,892	\$531,892

Maricopa County Fill the Gap Funding FY2000 – FY2007								
	FY2000	FY2001	FY2002	FY2003	FY2004	FY2005	FY2006	FY2007
Maricopa County Attorney's Office	\$396,408	\$736,403	\$805,910	\$425,289	\$438,581	\$448,062	\$541,572	\$560,172
Maricopa County Public Defender's Office	\$376,528	\$699,465	\$765,429	\$403,804	\$416,420	\$425,421	\$514,231	\$531,892

Maricopa County Attorney's Office

Maricopa County Attorney's Office – FY2007 Fill the Gap Plan

Fill the Gap funds for FY2007 were to be used to support staff salaries in three areas; Southeast Superior Court Division, the Early Disposition Court, and pre-trial bureaus.

Maricopa County Attorney's Office – FY2007 Fill the Gap Activity

The Maricopa County Attorney's Office used Fill the Gap funds to support the salaries of prosecutors and staff for the Early Disposition Court at the southeast facility. This court conducts pre-hearing conferences three days prior to preliminary hearings for felony cases. These hearings expedite case processing as defendants who plead guilty are sentenced the same day reducing Sheriff's Office costs for transportation and housing of in-custody defendants. For those defendants that do not plead guilty, an arraignment can be held the same day as the preliminary hearing. This eliminates between 9 and 45 case processing days, depending on the case. Additional attorneys and staff whose salaries are funded by Fill the Gap were also assigned to the Southeast Superior Court Division to handle criminal cases. Support staff funded by Fill the Gap worked in pre-trial bureaus to prepare charging paperwork.

Maricopa County Attorney's Office – FY2008 Fill the Gap Plan

Funds will continue to be used to provide support staff working on criminal cases who are assigned to the Southeast Superior Court Division and to provide support staff for the Early Disposition Court. The Early Disposition Court allows for expedited hearings,

pleas, and sentencing for appropriate cases, thereby improving overall case processing times. Funds will also continue to be used to provide support staff in the pre-trial bureaus. These staff members prepare charging paperwork to ensure timely filing of criminal charges.

Maricopa County Indigent Defense

Maricopa County Indigent Defense – FY2007 Fill the Gap Plan

The Maricopa County Public Defender's Office and the Legal Defender's Office planned to use Fill the Gap funds to pay for several positions directly related to processing felony case assignments. The Public Defender's Office was to fund nearly 11 attorney positions, one paralegal, and one legal secretary. The Legal Defender's Office was to fund one-half of an attorney position. In addition, an Indigent Representation Information System (IRIS) project manager position was to continue to be funded. In FY2007, upgrades and new uses of the system were to be implemented allowing for further benefit from IRIS. Finally, the office intended to continue involvement in several projects to improve case processing including the Early Disposition Court and a Homeless Court Program.

Maricopa County Indigent Defense – FY2007 Fill the Gap Activity

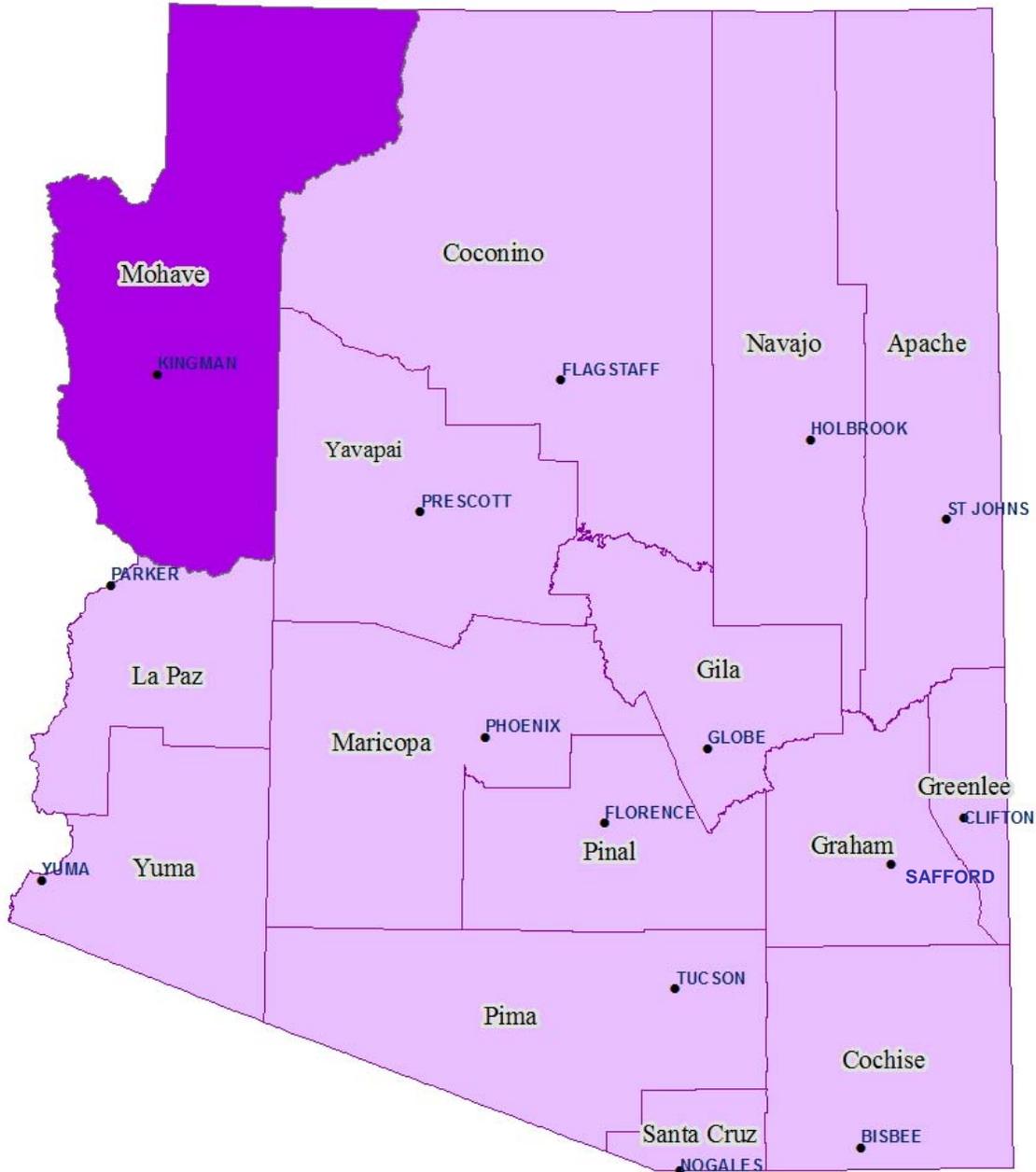
Fill the Gap funds were used to fund attorney and staff positions assigned to specialty courts, including the Early Disposition Court. These courts were successful in reducing the number of court hearings. Fill the Gap funds were also used to support technology improvements, including equipment purchased to expand IRIS infrastructure. The salary of the IRIS project manager continued to be funded through Fill the Gap. Case management software and consultation services related to this project were also supported with Fill the Gap funds.

Maricopa County Indigent Defense – FY2008 Fill the Gap Plan

The Maricopa County Public Defender and Legal Defender's offices will continue to use Fill the Gap funds to pay for 14 ½ positions and to improve IRIS. IRIS was implemented in FY05-06 and now houses both the adult and juvenile defender databases, along with five data exchanges that includes: scheduled court events, attorney assignments, and initial appearances. Fill the Gap funds will be used to add five additional data exchanges (bonds, warrants, dispositions and sentences, petitions for post-conviction relief, and enhancements to the initial appearance data exchange). Additionally, the public defender mental health and appeals databases will be transferred to IRIS. IRIS will be implemented in the Legal Defender's Office and the Legal Advocate's Office combining the existing files into one system. Additional hardware needed to support IRIS will also be purchased. Electronic notification of scheduled court hearings and e-mail notification of document filing with the Clerk of the Court are key features of IRIS.

Felony Case Statistics Maricopa County FY2005-FY2007			
Maricopa County Attorney's Office			
Types of cases excluded from statistics: homicides, highly complex, appeals, diversions, probation violations			
	FY2005	FY2006	FY2007
Percent of Felony Cases Adjudicated within 100 Days of Filing	72.0%	74.0%	78.0%
Percent of Felony Cases Adjudicated within 180 Days of Filing	91.0%	90.0%	90.0%
Total Felony Cases Filed	36677	40307	38939
Total Felony Cases Terminated	35548	37852	34635
Maricopa County Public Defender's Office			
Types of cases excluded from statistics:			
	FY2005	FY2006	FY2007
Percent of Felony Cases Adjudicated within 100 Days of Filing	71.2%	70.5%	71.9%
Percent of Felony Cases Adjudicated within 180 Days of Filing	85.0%	84.8%	85.5%
Total Felony Cases Filed	37332	39248	37362
Total Felony Cases Terminated	36730	36720	35781

Mohave County



2006 U.S. Census Population Estimate:	193,035
Estimated Population Growth 2000-2006:	+24.5%
Percent of Arizona Population:	3.1%
County Seat:	Kingman

Mohave County

Mohave County Fill the Gap Funding FY2006 – FY2007			
	FY2006	FY2007	Difference
Mohave County Attorney's Office	\$45,185	\$46,149	2.1%
Mohave County Public Defender's Office	\$42,950	\$43,865	2.1%

Mohave County Funding Breakdown FY2007			
	FY2007 General Fund	FY2007 Fine Revenue	FY2007 Total Allocated
Mohave County Attorney's Office	\$19,956	\$26,193	\$46,149
Mohave County Public Defender's Office	\$18,994	\$24,871	\$43,865

Mohave County Fill the Gap Funding FY2000 – FY2007								
	FY2000	FY2001	FY2002	FY2003	FY2004	FY2005	FY2006	FY2007
Mohave County Attorney's Office	\$25,338	\$43,535	\$43,518	\$44,103	\$43,424	\$42,493	\$45,185	\$46,149
Mohave County Public Defender's Office	\$24,066	\$41,353	\$41,332	\$41,883	\$41,278	\$40,395	\$42,950	\$43,865

Mohave County Attorney's Office

Mohave County Attorney's Office – FY2007 Fill the Gap Plan

The Mohave County Attorney's Office has acknowledged an inefficient discovery process. While progress has been made in this area, the office proposed to use Fill the Gap funds in FY2007 for an in-house solution to this issue. Courtroom technology, support for the case management system, office equipment, and victim support were to be partially funded using Fill the Gap funds.

Mohave County Attorney's Office – FY2007 Fill the Gap Activity

Fill the Gap funds were used to send two staff members to a week-long training in Utah on how to more effectively utilize the case management system. Fill the Gap funds were also used for information technology expenditures and equipment, including access to the Court's database.

Additional Fill the Gap funds were used to support the victim/witness office by supplementing an office clerk's and domestic violence coordinator's salary, and provide training to law enforcement and County Attorney's Office staff on the interview process for child victims of sex crimes. Funds were also used to pay an investigator's rent and utilities for an office in Colorado City.

Mohave County Attorney's Office – FY2008 Fill the Gap Plan

Fill the Gap funds will continue to be used to enhance courtroom technology, support the case management system, purchase equipment, and support the victim/witness

program. A major goal for FY2008 is to purchase technology that will speed up paperwork processing that is currently slowing down the system. An evaluation of available methods and software to improve the document automation system is underway. Funds will also be used to lease and maintain computers, and for employee training.

Mohave County Public Defender's Office

Mohave County Indigent Defense – FY2007 Fill the Gap Plan

The Mohave County Public Defender's Office planned to use Fill the Gap funds to hire an office clerk to scan and purge old and closed files, and to purchase and install a security system to control internal access to files and controlled work areas. A pilot project was to be implemented to test the effectiveness of a mobile-link case management database system. Other projected uses of Fill the Gap funds include, support for investigations, software improvements, management training, case database improvements, and recruitment efforts.

Mohave County Indigent Defense – FY2007 Fill the Gap Activity

A major difficulty for the Mohave County Public Defender's Office is its inability to attract and retain qualified defense counsel, resulting in an over reliance on contract counsel. In order to address this, an outside review was conducted of the office, resulting in significant re-structuring of the office. These efforts appear to have improved morale and allows for better communication, oversight, and support of attorneys. A follow-up review by the contractor will be done in FY2008. Fill the Gap funding was used to make some of the changes recommended by this review including the purchase of ergonomic keyboards and workstations, and facility improvements for electronic research and transcription.

Mohave County Indigent Defense – FY2008 Fill the Gap Plan

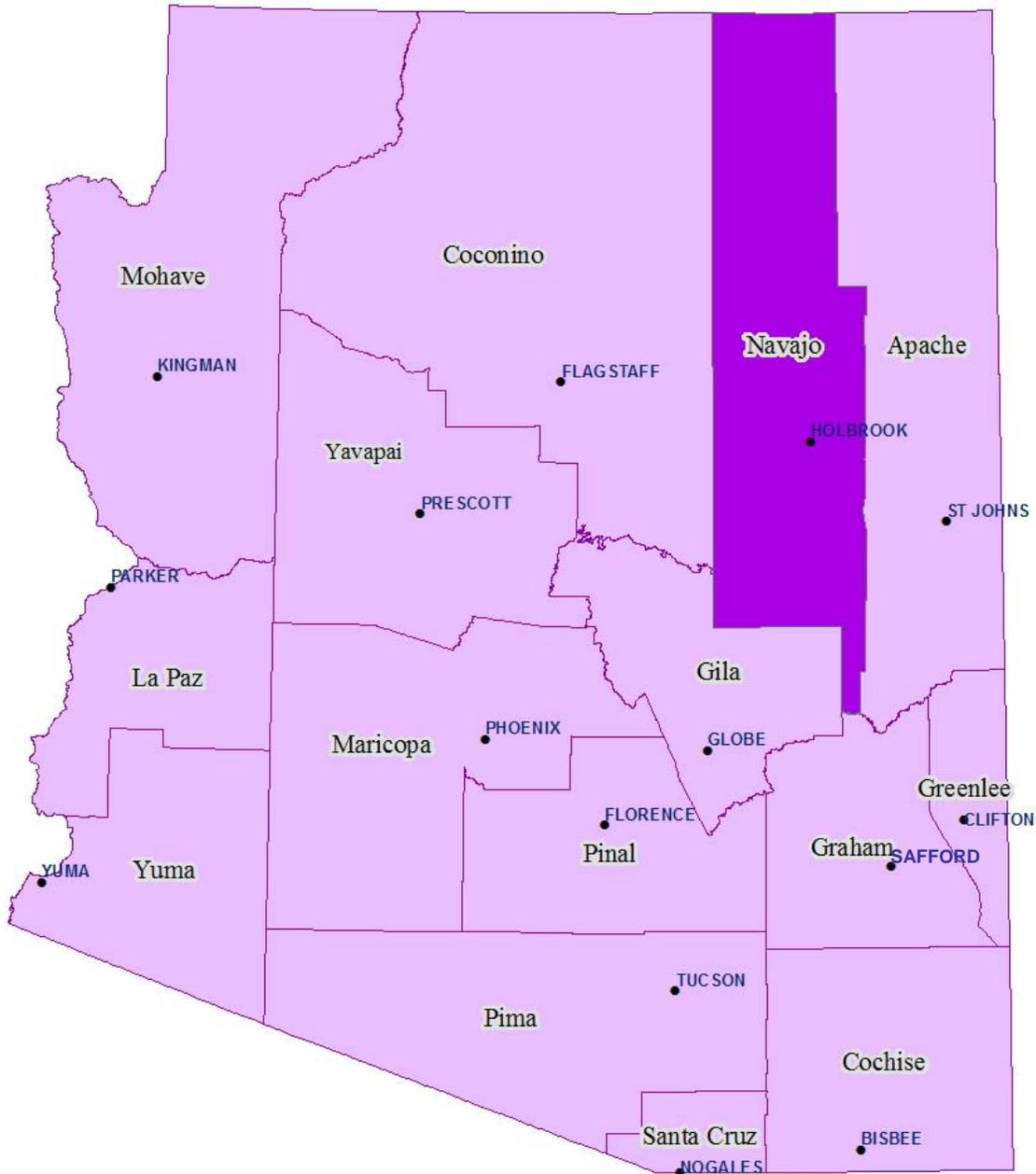
Fill the Gap funds will be used to hire an additional office clerk, the first support staff position to be added to the office since FY2000. Responsibilities of this position will include digitally scanning all documents coming into the office as well as those in closed files. It is anticipated that attorneys viewing documentation electronically instead of waiting for hard copies to be made will eliminate one working day for most cases. This same technology will provide an interlinked database of searchable documents.

Laptops will be purchased for attorneys to utilize a mobile access program to the case management system, allowing attorneys to remotely enter notes into the system, rather than taking notes during court proceedings and transferring those notes at a later time. Software subscriptions, upgrades, and training on software will also be funded through Fill the Gap.

Finally, interns will be hired during the summer to perform research and writing tasks, and to develop a more organized brief and motion bank for use by full-time employees.

Felony Case Statistics Mohave County FY2005-FY2007			
Mohave County Attorney's Office			
Types of cases excluded from statistics: probation violation cases, warrant cases			
	FY2005	FY2006	FY2007
Percent of Felony Cases Adjudicated within 100 Days of Filing	60.0%	65.0%	62.0%
Percent of Felony Cases Adjudicated within 180 Days of Filing	90.0%	90.0%	85.0%
Total Felony Cases Filed	1575	1855	1850
Total Felony Cases Terminated	2610	1851	1561
Mohave County Public Defender's Office			
Types of cases excluded from statistics: Probation, Warrant			
	FY2005	FY2006	FY2007
Percent of Felony Cases Adjudicated within 100 Days of Filing	Not Provided	Not Provided	50.7%
Percent of Felony Cases Adjudicated within 180 Days of Filing	Not Provided	Not Provided	85.7%
Total Felony Cases Filed	Not Provided	Not Provided	Not Provided
Total Felony Cases Terminated	Not Provided	Not Provided	Not Provided

Navajo County



2006 U.S. Census Population Estimate:	111,399
Estimated Population Growth 2000-2006:	+14.3%
Percent of Arizona Population:	1.8%
County Seat:	Holbrook

Navajo County

Navajo County Fill the Gap Funding FY2006 – FY2007			
	FY2006	FY2007	Difference
Navajo County Attorney's Office	\$28,828	\$28,338	-1.7%
Navajo County Superior Court	\$27,402	\$26,936	-1.7%

Navajo County Funding Breakdown FY2007			
	FY2007 General Fund	FY2007 Fine Revenue	FY2007 Total Allocated
Navajo County Attorney's Office	\$12,257	\$16,081	\$28,338
Navajo County Superior Court	\$11,667	\$15,269	\$26,936

Navajo County Fill the Gap Funding FY2000 – FY2007								
	FY2000	FY2001	FY2002	FY2003	FY2004	FY2005	FY2006	FY2007
Navajo County Attorney's Office	\$14,121	\$25,138	\$26,231	\$27,377	\$27,407	\$25,888	\$28,828	\$28,338
Navajo County Superior Court	\$13,414	\$23,877	\$24,913	\$25,999	\$26,052	\$24,607	\$27,402	\$26,936

Navajo County Attorney's Office

Navajo County Attorney's Office – FY2007 Fill the Gap Plan

The Navajo County Attorney's Office planned to use FY2007 Fill the Gap funds to convert a 12-year old case management system to a new system with increased capability. The new system allows cases to be tracked and accessed more easily and provides the ability to generate statistical reports not previously available, including tracking progress toward meeting Fill the Gap goals.

Navajo County Attorney's Office – FY2007 Fill the Gap Activity

Fill the Gap funds were used to convert the office's 12-year-old case management system to a new system that will enable the office to track case processing times more closely. This project will be continued in FY2008. Funds were also used to purchase two computer systems for new staff.

Navajo County Attorney's Office – FY2008 Fill the Gap Plan

In FY2008, Fill the Gap Funds will be used to continue the conversion to a new case management system with increased functionality. Funds will be used to add electronic scanning capability of disclosure and other case related documents to the new case management system.

Fill the Gap funds will also be used to fund half the cost of adding a felony charging attorney at the new Show Low Office. This office was approved by the Board of Supervisors in FY2007 with two legal secretaries and a misdemeanor prosecutor funded

through the county. This office is necessitated by population growth and associated caseload increases in the southern part of Navajo County.

Navajo County Indigent Defense

Navajo County Indigent Defense – FY2007 Fill the Gap Plan

The Navajo County Legal Defender's Office intended to use Fill the Gap FY2007 funds to increase the number of licenses for the case management system and pay for yearly maintenance and support of the system. Funds were also to be used to replace outdated computers, purchase a digital recorder, and contract with an investigator.

The Navajo County Public Defender's Office receives a portion of the Navajo County Indigent Defense Fill the Gap funds, but did not submit a plan.

Navajo County Indigent Defense – FY2007 Fill the Gap Activity

The Navajo County Public Defender's Office purchased computers and software, a fax machine, and a copy machine using Fill the Gap funds. In addition, an online legal research subscription was purchased. Vacant attorney positions continue to create difficulties in handling cases in a timely fashion and Fill the Gap funds were used to advertise the positions.

The Navajo County Public Defender's Office changed methods for data entry in the case management system in January 2007, which will allow case processing statistics to be available in the future. Case aging data reports are now able to be run from the case management system.

The Legal Defender's Office used a small portion of Fill the Gap funds on attorney recruitment efforts after losing two attorneys, resulting in the filling of both positions. Two investigators were awarded contracts to assist attorneys with case development. Three digital recorders were also purchased to facilitate attorney interviews, allowing interviews to be downloaded on a computer then burned onto CD or e-mailed to opposing counsel. In addition, furniture and file cabinets were replaced to prepare for the new hires.

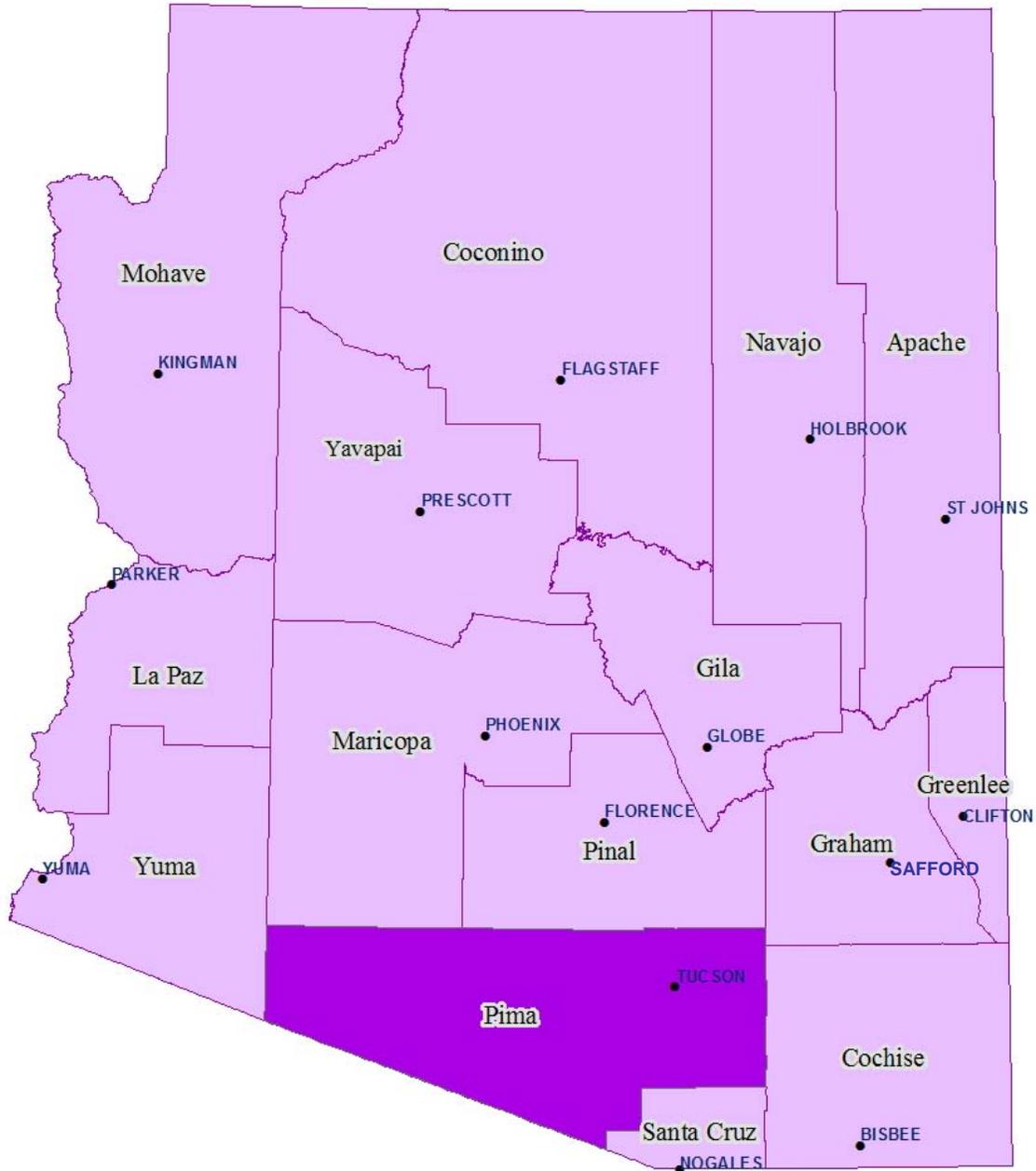
Finally, coordination efforts with the courts and county attorney's office have allowed plea agreements to be handled in one hearing, as apposed to four or five in the past, reducing case processing time.

Navajo County Indigent Defense – FY2008 Fill the Gap Plan

No plan was submitted by the Navajo County Public Defender or Legal Defender's offices for FY2008.

Felony Case Statistics Navajo County FY2005-FY2007			
Navajo County Attorney's Office			
Types of cases excluded from statistics: Appeals, Warrants, Probation Violations			
	FY2005	FY2006	FY2007
Percent of Felony Cases Adjudicated within 100 Days of Filing	0.0%	92.0%	66.0%
Percent of Felony Cases Adjudicated within 180 Days of Filing	0.0%	98.0%	73.0%
Total Felony Cases Filed	242	607	1006
Total Felony Cases Terminated	5226	5615	3517
Navajo County Public Defender's Office			
Types of cases excluded from statistics: Probation Violation, Misdemeanors, Appeals, Rule 32 Petitions, Juvenile cases, Mental Health cases, Drug Court cases, Extraditions			
	FY2005	FY2006	January 1 – July 31, 2007
Percent of Felony Cases Adjudicated within 100 Days of Filing	Not Provided	Not Provided	18.0%
Percent of Felony Cases Adjudicated within 180 Days of Filing	Not Provided	Not Provided	48.0%
Total Felony Cases Filed	Not Provided	Not Provided	416
Total Felony Cases Terminated	Not Provided	Not Provided	272
Navajo County Legal Defender's Office			
Types of cases excluded from statistics: Appeals, Warrants			
	FY2005	FY2006	FY2007
Percent of Felony Cases Adjudicated within 100 Days of Filing	61.0%	75.0%	77.0%
Percent of Felony Cases Adjudicated within 180 Days of Filing	74.0%	88.0%	90.0%
Total Felony Cases Filed	309	456	654
Total Felony Cases Terminated	352	402	631

Pima County



2006 U.S. Census Population Estimate:	946,362
Estimated Population Growth 2000-2006:	+12.2%
Percent of Arizona Population:	15.3%
County Seat:	Tucson

Pima County

Pima County Fill the Gap Funding FY2006 – FY2007			
	FY2006	FY2007	Difference
Pima County Attorney's Office	\$106,073	\$110,401	4.1%
Pima County Public Defender's Office	\$100,718	\$104,827	4.1%

Pima County Funding Breakdown FY2007			
	FY2007 General Fund	FY2007 Fine Revenue	FY2007 Total Allocated
Pima County Attorney's Office	\$0	\$110,401	\$110,401
Pima County Public Defender's Office	\$0	\$104,827	\$104,827

Pima County Fill the Gap Funding FY2000 – FY2007								
	FY2000	FY2001	FY2002	FY2003	FY2004	FY2005	FY2006	FY2007
Pima County Attorney's Office	\$101,011	\$180,040	\$188,127	\$99,271	\$99,376	\$90,432	\$106,073	\$110,401
Pima County Public Defender's Office	\$95,946	\$171,010	\$178,677	\$94,256	\$94,355	\$85,862	\$100,718	\$104,827

Pima County Attorney's Office

Pima County Attorney's Office – FY2007 Fill the Gap Plan

Fill the Gap funds were to be used to fund support staff and prosecutor positions in the Pima County Attorney's Office. The support staff works to identify cases that are appropriate for non-trial disposition, allowing those cases to be dealt with more quickly freeing up prosecutors to work on court related matters. If funds remained over and above the salaries of these staff members, remaining monies were to be spent on computer related equipment and software upgrades.

Pima County Attorney's Office – FY2007 Fill the Gap Activity

Legal support staff and prosecutor positions were funded through Fill the Gap. The office utilizes a case evaluation process where support staff, under the direction of prosecutors, assists in identifying cases that are appropriate for plea agreements. For cases that proceed to trial, support staff gathers information from law enforcement to make sure that cases are ready at the earliest possible time. This process allows prosecutors to focus on court matters rather than paperwork. Paralegals funded by the Fill the Gap funds are responsible for creating and dispersing the appropriate paperwork and keeping track of calendar dates and deadlines.

Pima County Attorney's Office – FY2008 Fill the Gap Plan

Fill the Gap funds will be used to fund legal support staff and prosecutor positions within the Pima County Attorney's Office. Support staff will continue to assist in the early identification of cases that are appropriate for non-trial disposition under the

direction of prosecutors. Three paralegal positions, one legal secretary, one legal processing support position, and two prosecutor positions will be funded through Fill the Gap.

Pima County Public Defender's Office

Pima County Indigent Defense – FY2007 Fill the Gap Plan

No plan was submitted by the Pima County Public Defender's Office for FY2007.

Pima County Indigent Defense – FY2007 Fill the Gap Activity

Fill the Gap funds were used to contract with a consultant to research and recommend a new case management system. This system is scheduled to be purchased in FY2008 and will allow the Public Defender's Office, the Legal Defender's Office, and the Office of Court Appointed Counsel to use a common case management system to provide uniform statistics, improved data collection, and better case management. In addition, this system will allow data feeds from the prosecutor's office, courts, and law enforcement agencies.

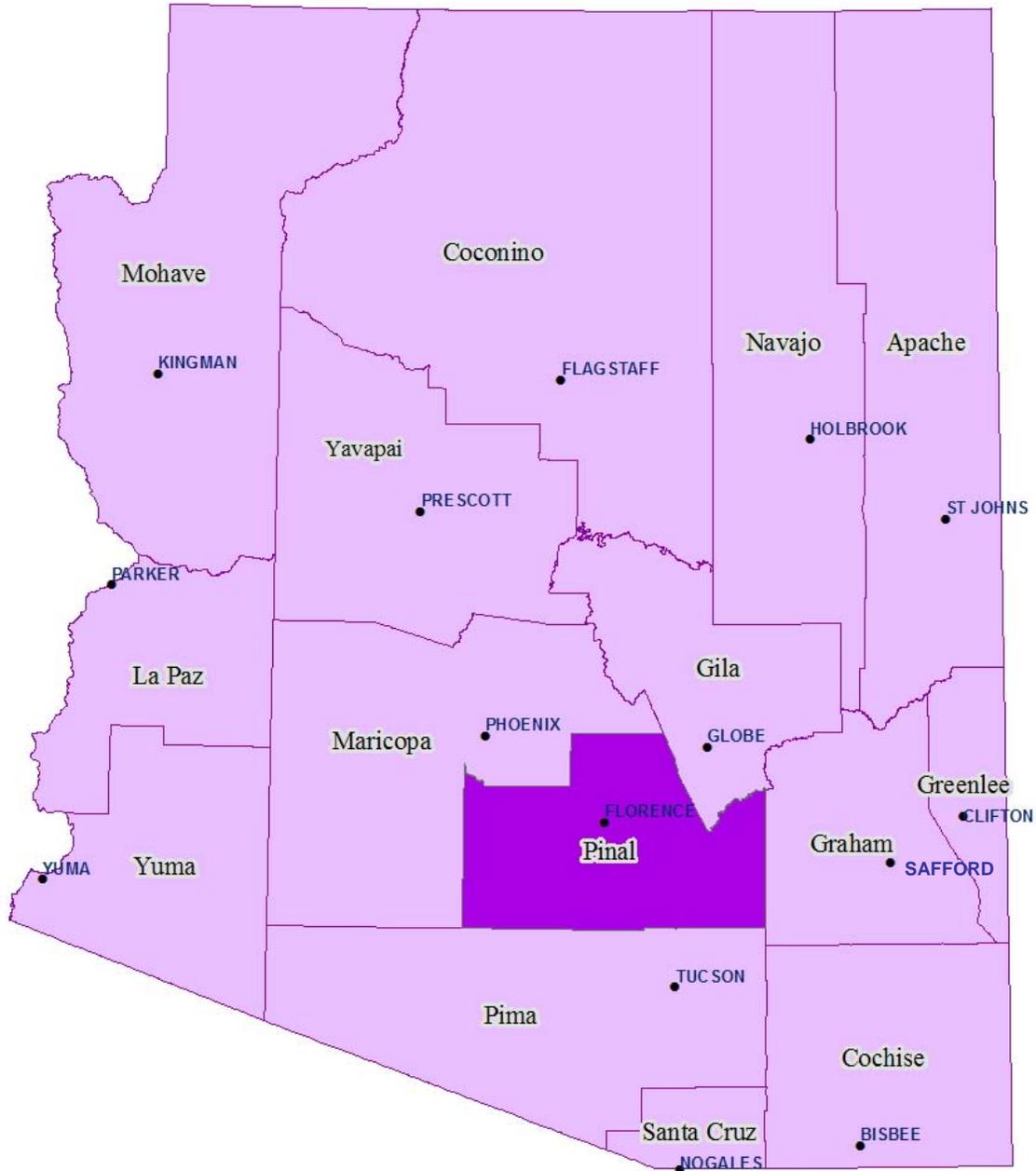
Case processing issues were addressed by re-organizing the office into smaller trial teams that allow for more case review and supervision. Training was increased for new attorneys, resulting in an increased staff to attorney ratio. In addition, a new policy was implemented to reduce the number of attorney withdrawals from cases and to identify conflicts earlier in the case process.

Pima County Indigent Defense – FY2008 Fill the Gap Plan

No plan was submitted by the Pima County Public Defender's Office for FY2008.

Felony Case Statistics Pima County FY2005-FY2007			
Pima County Attorney's Office			
Types of cases excluded from statistics: Rule 8 and Rule 11			
	FY2005	FY2006	FY2007
Percent of Felony Cases Adjudicated within 100 Days of Filing	50.0%	43.0%	43.0%
Percent of Felony Cases Adjudicated within 180 Days of Filing	79.0%	75.0%	75.0%
Total Felony Cases Filed	5950	5547	5595
Total Felony Cases Terminated	5489	5653	5491
Pima County Public Defender's Office			
Types of cases excluded from statistics:			
	FY2005	FY2006	FY2007
Percent of Felony Cases Adjudicated within 100 Days of Filing	50.0%	43.0%	43.0%
Percent of Felony Cases Adjudicated within 180 Days of Filing	79.0%	75.0%	75.0%
Total Felony Cases Filed	5717	5540	5318
Total Felony Cases Terminated	5489	5653	5491

Pinal County



2006 U.S. Census Population Estimate:	271,059
Estimated Population Growth 2000-2006:	+50.8%
Percent of Arizona Population:	4.4%
County Seat:	Florence

Pinal County

Pinal County Fill the Gap Funding FY2006 – FY2007			
	FY2006	FY2007	Difference
Pinal County Attorney's Office	\$51,926	\$57,175	10.1%
Pinal County Public Defender's Office	\$49,357	\$54,346	10.1%

Pinal County Funding Breakdown FY2007			
	FY2007 General Fund	FY2007 Fine Revenue	FY2007 Total Allocated
Pinal County Attorney's Office	\$24,716	\$32,459	\$57,175
Pinal County Public Defender's Office	\$23,525	\$30,821	\$54,346

Pinal County Fill the Gap Funding FY2000 – FY2007								
	FY2000	FY2001	FY2002	FY2003	FY2004	FY2005	FY2006	FY2007
Pinal County Attorney's Office	\$24,527	\$43,256	\$44,647	\$44,679	\$44,744	\$46,850	\$51,926	\$57,175
Pinal County Public Defender's Office	\$23,297	\$41,087	\$42,404	\$42,431	\$42,535	\$44,537	\$49,357	\$54,346

Pinal County Attorney's Office

Pinal County Attorney's Office – FY2007 Fill the Gap Plan

Project CRIME (Criminal Records Improvement Maintenance Effort) was to be funded using Fill the Gap funds in FY2007. This project involves creating files needed by prosecutors in a timely and orderly manner, updating and recycling files as needed, acquiring and utilizing long term storage, initiating the Juvenile Automated Case Management System, and implementing automated criminal file tracking. To accomplish these objectives, one full-time legal secretary was to be hired and trained. All staff was to be trained on the Juvenile Automated Case Management System and existing staff was to continue cross training to eliminate cases stalling when key staff are out of the office.

Pinal County Attorney's Office – FY2007 Fill the Gap Activity

The legal secretary funded through Fill the Gap focused on transferring case files into color coded multi-section folders. Future paperwork for new files will be put in this type of filing system separating the files by category: criminal history, minute entries, police reports, state pleadings, defense pleadings, and miscellaneous paperwork. All backlogged juvenile cases were also entered into the database.

The office worked with the court on an on-going project to develop a Timely Disposition Court. This court was not created in FY2007, but is in the planning stages for future implementation.

Pinal County Attorney's Office – FY2008 Fill the Gap Plan

Fill the Gap funds will be used to purchase an electronic white board for training purposes, recording devices for use in conducting interviews, hand-held computer devices for attorneys, and software programs for staff computers. Procedures will be reviewed to determine where improvement in case processing can be made in the following areas: disposition of court cases involving felonies, disclosure to defense counsel, discovery and background investigation and the Minute Entry Electronic Distribution System. Training will be conducted on case flow management and time to disposition guidelines will also be implemented. In addition, funds will be used to hire staff to use the case management software.

Pinal County Indigent Defense

Pinal County Indigent Defense – FY2007 Fill the Gap Plan

No plan was submitted by the Pinal County Public Defender's Office for FY2007.

Pinal County Indigent Defense – FY2007 Fill the Gap Activity

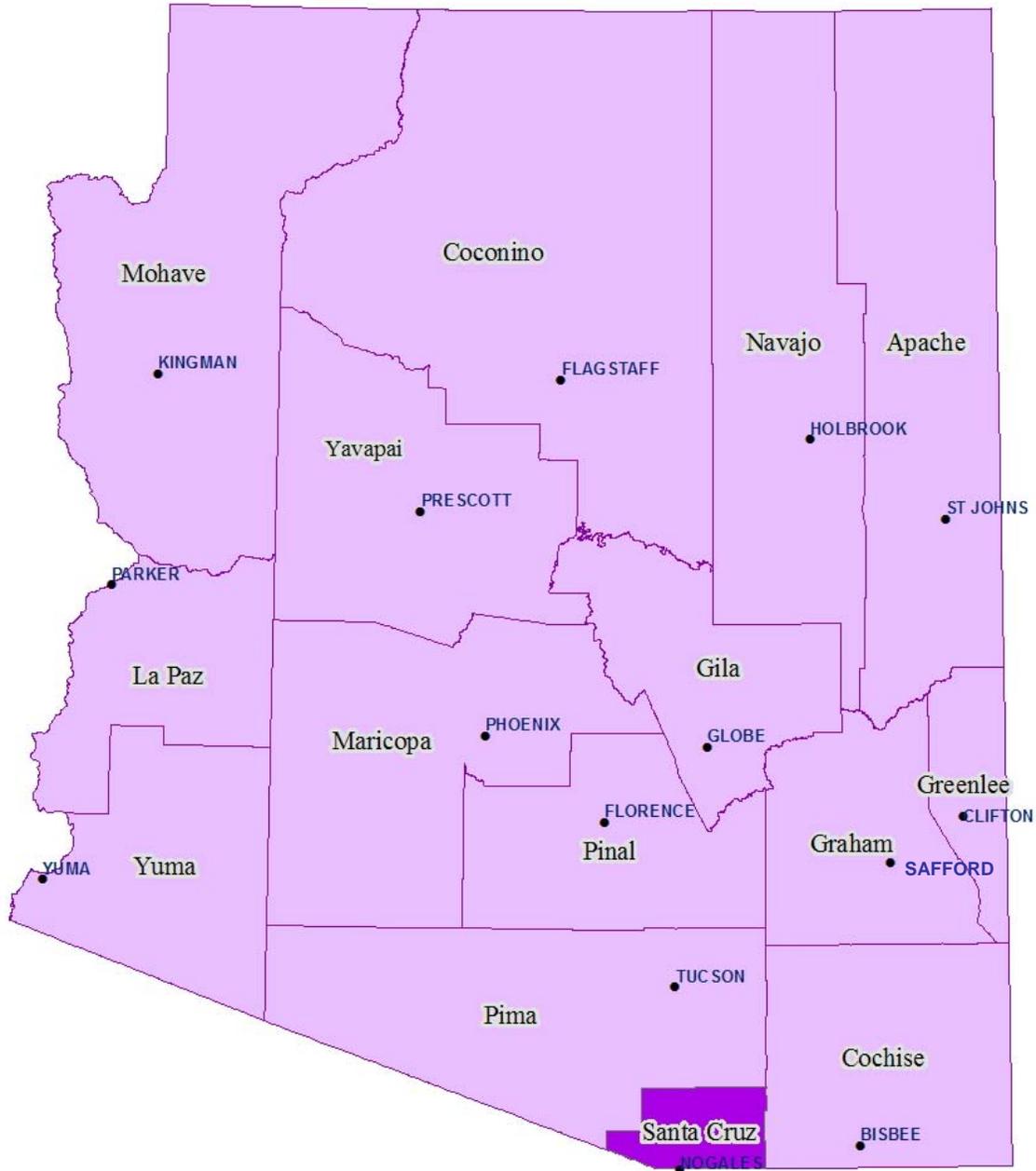
Fill the Gap funding in FY2007 allowed the Pinal County Public Defender's Office to partially fund an attorney's salary. An experienced attorney was hired to fill this position who was able to handle a larger than normal caseload of complex cases.

Pinal County Indigent Defense – FY2008 Fill the Gap Plan

No plan was submitted by the Pinal County Public Defender's Office for FY2008.

Felony Case Statistics Pinal County FY2005-FY2007			
Pinal County Attorney's Office			
Types of cases excluded from statistics:			
	FY2005	FY2006	FY2007
Percent of Felony Cases Adjudicated within 100 Days of Filing	13.0%	16.0%	17.0%
Percent of Felony Cases Adjudicated within 100 Days of Filing	38.0%	43.0%	53.0%
Total Felony Cases Filed	2182	1895	1965
Total Felony Cases Terminated	1598	2168	1694
Pinal County Public Defender's Office			
Types of cases excluded from statistics:			
	FY2005	FY2006	FY2007
Percent of Felony Cases Adjudicated within 100 Days of Filing	Not Provided	Not Provided	Not Provided
Percent of Felony Cases Adjudicated within 180 Days of Filing	Not Provided	Not Provided	Not Provided
Total Felony Cases Filed	Not Provided	Not Provided	3230
Total Felony Cases Terminated	Not Provided	Not Provided	2992

Santa Cruz County



2006 U.S. Census Population Estimate:	43,080
Estimated Population Growth 2000-2006:	+12.2%
Percent of Arizona Population:	0.7%
County Seat:	Nogales

Santa Cruz County

Santa Cruz County Fill the Gap Funding FY2006 – FY2007			
	FY2006	FY2007	Difference
Santa Cruz County Attorney's Office	\$9,438	\$9,801	3.8%
Santa Cruz County Superior Court	\$8,971	\$9,317	3.9%

Santa Cruz County Funding Breakdown FY2007			
	FY2007 General Fund	FY2007 Fine Revenue	FY2007 Total Allocated
Santa Cruz County Attorney's Office	\$4,236	\$5,565	\$9,801
Santa Cruz County Superior Court	\$4,032	\$5,285	\$9,317

Santa Cruz County Fill the Gap Funding FY2000 – FY2007								
	FY2000	FY2001	FY2002	FY2003	FY2004	FY2005	FY2006	FY2007
Santa Cruz County Attorney's Office	\$5,203	\$8,741	\$8,483	\$8,799	\$8,705	\$8,885	\$9,438	\$9,801
Santa Cruz County Superior Court	\$4,942	\$8,302	\$8,057	\$8,356	\$8,274	\$8,447	\$8,971	\$9,317

Santa Cruz County Attorney's Office

Santa Cruz County Attorney's Office – FY2007 Fill the Gap Plan

No plan was submitted by the Santa Cruz County Attorney's Office for FY2007.

Santa Cruz County Attorney's Office – FY2007 Fill the Gap Activity

Fill the Gap funds were used in FY2007 to hire temporary legal assistants to help move cases through the judicial process. These legal assistants work on various projects including filing minute entries and data entry, freeing permanent staff to focus on preparing documents needed to process cases.

Due to an inability to track cases using the current case management system, the office began the process of purchasing a new system that will allow the office to report case processing statistics in future years.

Santa Cruz County Attorney's Office – FY2008 Fill the Gap Plan

The Santa Cruz County Attorney's Office is acquiring a new computer system for the office using non-Fill the Gap funds. Fill the Gap funds may be used to purchase auxiliary equipment needed to set up the software and training attorneys and staff on the new software. Fill the Gap funds will continue to be used to hire temporary legal assistants to assist with case processing, as well as, temporary staff to assist with the office's conversion to a paperless filing system.

Santa Cruz County Superior Court

Santa Cruz County Indigent Defense – FY2007 Fill the Gap Plan

The Superior Court maintains a pool of practicing attorneys to provide legal representation to indigent defendants. In an effort to reduce costs, Fill the Gap funds were to be used to hire a part-time staff person to handle pre-trial services. At the end of one year, an assessment was to be conducted to determine the effectiveness of the position.

Santa Cruz County Indigent Defense – FY2007 Fill the Gap Activity

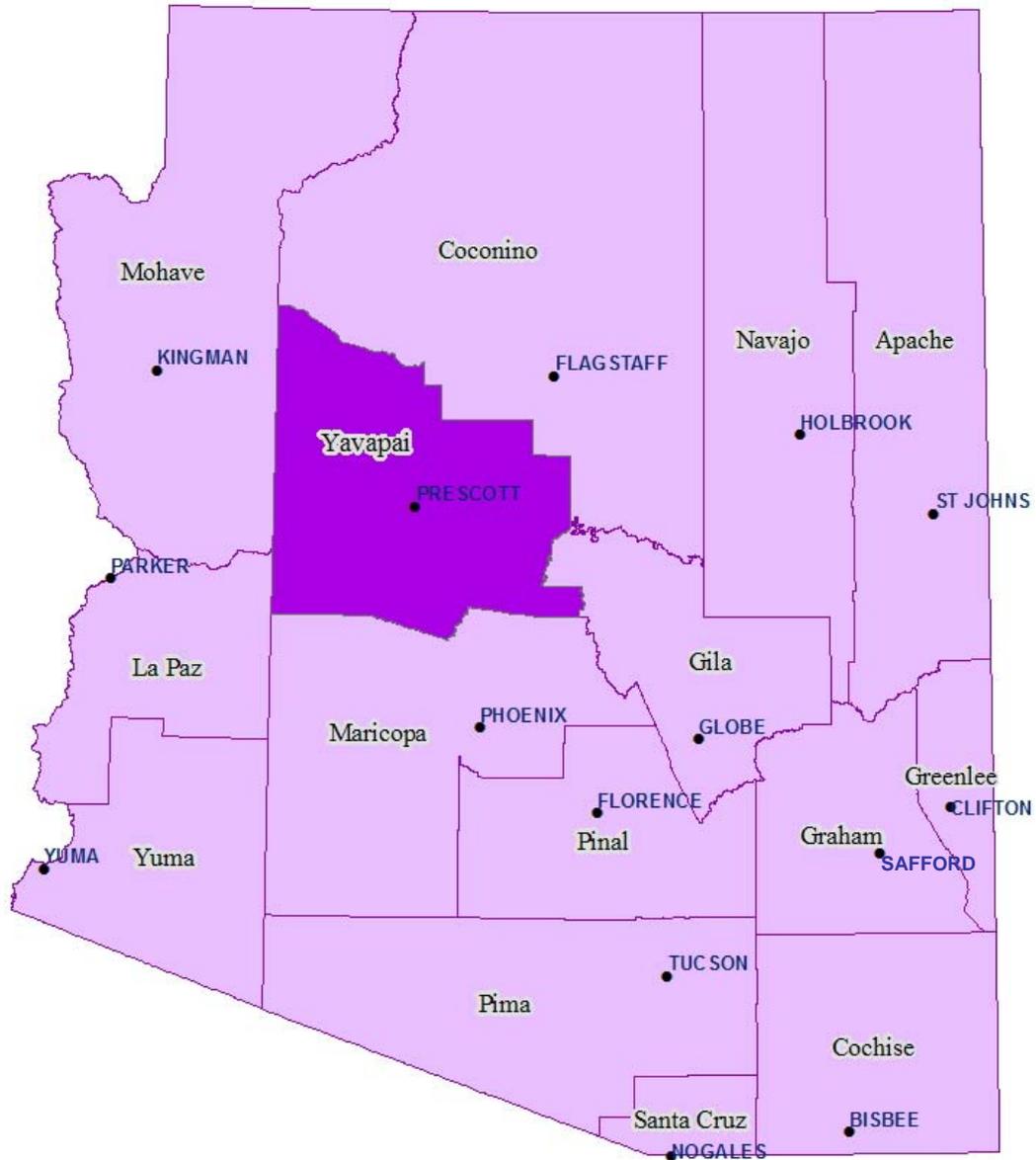
The Santa Cruz County Superior Court did not spend Fill the Gap funds in FY2007 in order to save the money to hire a pre-trial services staff person in FY2008.

Santa Cruz County Indigent Defense – FY2008 Fill the Gap Plan

Santa Cruz County Superior Court will create a pre-trial services position on an experimental basis in January 2008 to verify financial information for defendants prior to appointment of indigent defense counsel. By July 2008, the benefits of this position will be reviewed. If the position reduces indigent defense costs, the court will seek continued funding from Santa Cruz County. This is due to indigent defense costs that exceed the amount budgeted. The court is attempting to identify ways to contain expenses, while still providing needed services to indigent defendants.

Felony Case Statistics Santa Cruz County FY2005-FY2007			
Santa Cruz County Attorney's Office			
The office is currently unable to provide the statistics requested.			
Santa Cruz County Superior Court			
Types of cases excluded from statistics: None			
	FY2005	FY2006	FY2007
Percent of Felony Cases Adjudicated within 100 Days of Filing	57.6%	51.4%	38.6%
Percent of Felony Cases Adjudicated within 180 Days of Filing	83.6%	79.5%	74.0%
Total Felony Cases Filed	353	354	339
Total Felony Cases Terminated	269	326	337

Yavapai County



2006 U.S. Census Population Estimate:	208,014
Estimated Population Growth 2000-2006:	+24.2%
Percent of Arizona Population:	3.4%
County Seat:	Prescott

Yavapai County

Yavapai County Fill the Gap Funding FY2006 – FY2007			
	FY2006	FY2007	Difference
Yavapai County Attorney's Office	\$58,499	\$60,766	3.9%
Yavapai County Public Defender's Office	\$55,605	\$57,759	3.9%

Yavapai County Funding Breakdown FY2007			
	FY2007 General Fund	FY2007 Fine Revenue	FY2007 Total Allocated
Yavapai County Attorney's Office	\$26,301	\$34,465	\$60,766
Yavapai County Public Defender's Office	\$25,034	\$32,725	\$57,759

Yavapai County Fill the Gap Funding FY2000 – FY2007								
	FY2000	FY2001	FY2002	FY2003	FY2004	FY2005	FY2006	FY2007
Yavapai County Attorney's Office	\$22,973	\$41,765	\$44,641	\$46,245	\$48,078	\$51,322	\$58,499	\$60,766
Yavapai County Public Defender's Office	\$21,820	\$39,761	\$42,398	\$43,919	\$45,705	\$48,787	\$55,605	\$57,759

Yavapai County Attorney's Office

Yavapai County Attorney's Office – FY2007 Fill the Gap Plan

The Yavapai County Attorney's Office planned to continue the use of Fill the Gap funds for the Early Disposition Court. This cooperative effort between the prosecutor's office, the defense bar, and the courts allows cases to be processed quickly. Two prosecutor positions and a supervisory position were to be partially funded through Fill the Gap.

Yavapai County Attorney's Office – FY2007 Fill the Gap Activity

The Early Disposition Court continues to be supported with Fill the Gap funds, with the Yavapai County Board of Supervisors providing a significant amount of additional funding for additional positions. The Early Disposition Court is a coordinated effort by the County Attorney's Office, defense counsel, and the court to expedite the resolution of felony cases. Law enforcement and the County Attorney's Office are working together to provide disclosure prior to due dates, along with plea offers where appropriate. This is done prior to the preliminary hearing or grand jury proceeding. This process has reduced pending caseloads of felony prosecutors.

Yavapai County Attorney's Office – FY2008 Fill the Gap Plan

The Early Disposition Court will continue to be funded using Fill the Gap funds due to its positive effect on case resolution time and the resulting reduction in the number of cases pending in the Superior Court. Two prosecutor positions are expected to be funded with Fill the Gap funds. Efforts will continue in FY2008 to reduce unnecessary court appearances and improve the timeliness of trial dates.

Yavapai County Public Defender's Office

Yavapai County Indigent Defense – FY2007 Fill the Gap Plan

In FY2007, the Yavapai County Public Defender's Office planned on hiring a consultant to work with the agency to determine the best data collection software available to meet the needs of the office, giving the office the ability to transmit data electronically. The Early Disposition Court was also to be supported with Fill the Gap funds.

Yavapai County Indigent Defense – FY2007 Fill the Gap Activity

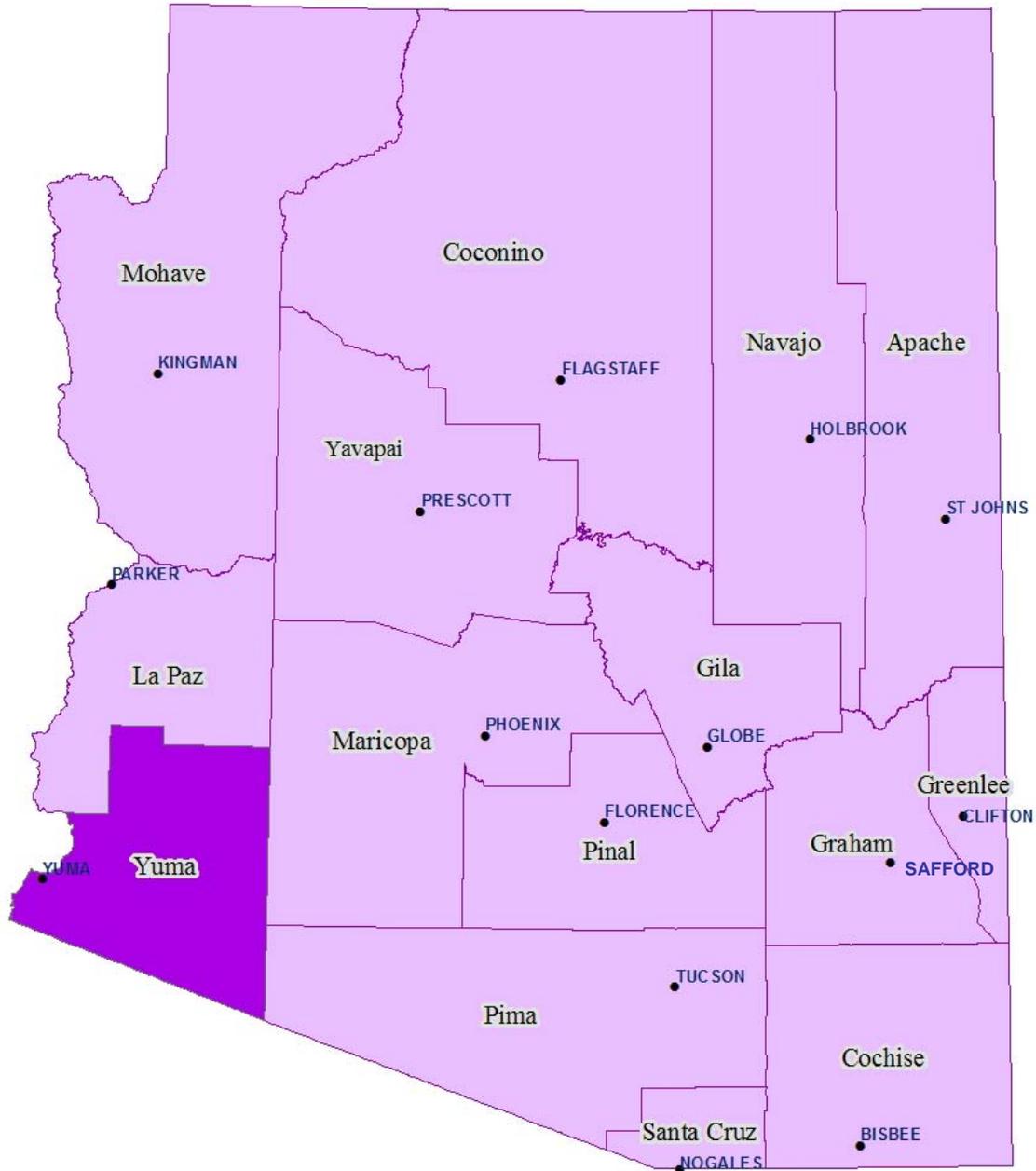
Fill the Gap funds were used to hire a therapeutic court attorney. This position was created in response to research showing that therapeutic courts lead to successful outcomes when fully staffed by representatives from defense counsel, prosecution, probation, court personnel, and treatment providers. A review showed that the Yavapai County Public Defender's Office was only marginally participating in this process. With the new attorney dedicated to the therapeutic courts the office has become a full partner in supporting these courts.

Yavapai County Indigent Defense – FY2008 Fill the Gap Plan

Fill the Gap funds will be used to continue to fund a therapeutic court attorney position and add a staff position to support the attorney. The duties of the therapeutic court attorney have increased from covering one drug court and one DUI court to covering two adult drug courts, two DUI courts, and one family drug court. The increased workload associated with these courts has created the need for the additional position. Yavapai County is using Fill the Gap funds to support the therapeutic courts in order to reduce recidivism, thereby reducing the number of felony cases being processed by the Superior Court.

Felony Case Statistics Yavapai County FY2005-FY2007			
Yavapai County Attorney's Office			
Types of cases excluded from statistics: appeals, technical violations			
	FY2005	FY2006	FY2007
Percent of Felony Cases Adjudicated within 100 Days of Filing	Not Provided	Not Provided	Not Provided
Percent of Felony Cases Adjudicated within 180 Days of Filing	Not Provided	Not Provided	Not Provided
Total Felony Cases Filed	2498	2984	3162
Total Felony Cases Terminated	Not Provided	Not Provided	Not Provided
Yavapai County Public Defender's Office			
Types of cases excluded from statistics: appeals, warrants, probation violations			
	FY2005	FY2006	FY2007
Percent of Felony Cases Adjudicated within 100 Days of Filing	61.0%	72.0%	72.0%
Percent of Felony Cases Adjudicated within 180 Days of Filing	84.0%	89.0%	87.0%
Total Felony Cases Filed	2492	2752	3066
Total Felony Cases Terminated	2490	2751	2759

Yuma County



2006 U.S. Census Population Estimate:	187,555
Estimated Population Growth 2000-2006:	+17.2%
Percent of Arizona Population:	3.0%
County Seat:	Yuma

Yuma County

Yuma County Fill the Gap Funding FY2006 – FY2007			
	FY2006	FY2007	Difference
Yuma County Attorney's Office	\$45,617	\$45,974	0.8%
Yuma County Public Defender's Office	\$43,360	\$43,699	0.8%

Yuma County Funding Breakdown FY2007			
	FY2007 General Fund	FY2007 Fine Revenue	FY2007 Total Allocated
Yuma County Attorney's Office	\$19,879	\$26,095	\$45,974
Yuma County Public Defender's Office	\$18,921	\$24,778	\$43,699

Yuma County Fill the Gap Funding FY2000 – FY2007								
	FY2000	FY2001	FY2002	FY2003	FY2004	FY2005	FY2006	FY2007
Yuma County Attorney's Office	\$24,256	\$42,493	\$43,498	\$43,766	\$42,763	\$41,230	\$45,617	\$45,974
Yuma County Public Defender's Office	\$23,040	\$40,362	\$41,313	\$41,564	\$40,649	\$39,191	\$43,360	\$43,699

Yuma County Attorney's Office

Yuma County Attorney's Office – FY2007 Fill the Gap Plan

Fill the Gap funds were to be used to pay for support staff positions to assist in processing cases. Preliminary hearings were to be used to speed cases through the system.

Yuma County Attorney's Office – FY2007 Fill the Gap Activity

Fill the Gap funds were used to continue to fund an investigator position. This employee was responsible for scheduling witness interviews, preparing for hearings, organizing case files, and providing other support functions.

Preliminary hearings continue to be used to reduce the need to convene a Grand Jury from three times a week to twice a week. Most routine felonies are now processed through preliminary hearings, with many resulting in a plea being entered at that time.

Yuma County Attorney's Office – FY2008 Fill the Gap Plan

Fill the Gap funds will be used to partially fund an investigator to conduct follow-up investigations, serve subpoenas, conduct interviews, and assist in courtroom presentations and trial preparation. This investigator supports the workload involved in the preliminary hearing process. This process is used to resolve most routine felony cases. Complex cases are presented to a Grand Jury two days a week. If FY2008 Fill the Gap funding increases, one support staff position will be added to enter law

enforcement reports into the case management database and assist with creating new case file folders.

Yuma County Public Defender's Office

Yuma County Indigent Defense – FY2007 Fill the Gap Plan

To the extent possible, Fill the Gap funds were to be used by the Yuma County Public Defender's Office to hire an attorney, secretary and/or paralegal staff, and improve case processing systems.

Yuma County Indigent Defense – FY2007 Fill the Gap Activity

The Yuma County Public Defender's Office used FY2007 Fill the Gap funds to implement a Defender Data Control System to assist with case tracking and reporting, as well as perform more accurate checks for conflicts. Funding was also used for trainings and seminars to improve attorney skills in processing felony cases and to purchase a new telephone system.

Yuma County Indigent Defense – FY2008 Fill the Gap Plan

Dependent on sufficient funding, Fill the Gap funds will be used to hire additional personnel including an attorney, secretary and/or paralegal, and purchase a case processing system that will facilitate and improve the processing of criminal cases. Funds may also be used to purchase software, hardware, communication equipment, and other resources to enhance the efficiency of case processing.

Felony Case Statistics Yuma County FY2005-FY2007			
Yuma County Attorney's Office			
Types of cases excluded from statistics: appeals, warrants, misdemeanors, juvenile cases, extraditions			
	FY2005	FY2006	FY2007
Percent of Felony Cases Adjudicated within 100 Days of Filing	62.0%	19.2%	17.4%
Percent of Felony Cases Adjudicated within 180 Days of Filing	86.4%	36.7%	34.2%
Total Felony Cases Filed	1704	1821	316
Total Felony Cases Terminated	933	1006	152
Yuma County Public Defender's Office			
Types of cases excluded from statistics: violation of probation, misdemeanors, juveniles, PCR's, special actions			
	FY2005	FY2006	FY2007
Percent of Felony Cases Adjudicated within 100 Days of Filing	69.0%	36.0%	59.0%
Percent of Felony Cases Adjudicated within 180 Days of Filing	93.0%	53.0%	87.0%
Total Felony Cases Filed	731	630	500
Total Felony Cases Terminated	703	609	453

ARIZONA FILL THE GAP FUNDING

In FY2007, County Attorney's Office's received a total of \$157,700 from General Fund Appropriations, and \$877,500 from fine surcharges, for a total of \$1,035,200.

County Attorney Fill the Gap Funding FY2007			
	General Fund Appropriations	Fine Revenue	Total Fill the Gap Revenues
Apache County Attorney's Office	6,101	8,030	14,131
Cochise County Attorney's Office	12,757	16,760	29,517
Coconino County Attorney's Office	14,575	19,122	33,697
Gila County Attorney's Office	7,713	10,100	17,813
Graham County Attorney's Office	4,156	5,450	9,606
Greenlee County Attorney's Office	929	1,218	2,147
La Paz County Attorney's Office	4,124	5,389	9,513
Maricopa County Attorney's Office	0	560,172	560,172
Mohave County Attorney's Office	19,956	26,193	46,149
Navajo County Attorney's Office	12,257	16,081	28,338
Pima County Attorney's Office	0	110,401	110,401
Pinal County Attorney's Office	24,716	32,459	57,175
Santa Cruz County Attorney's Office	4,236	5,565	9,801
Yavapai County Attorney's Office	26,301	34,465	60,766
Yuma County Attorney's Office	19,879	26,095	45,974
County Attorney Total	\$157,700	\$877,500	\$1,035,200

In FY2007, Indigent Defense received a total of \$150,100 from General Fund Appropriations, and \$833,200 from fine surcharges, for a total of \$983,300.

Indigent Defense Fill the Gap Funding FY2007			
	General Fund Appropriations	Fine Revenue	Total Fill the Gap Revenues
Apache County Indigent Defense	5,807	7,625	13,432
Cochise County Indigent Defense	12,142	15,914	28,056
Coconino County Indigent Defense	13,873	18,156	32,029
Gila County Indigent Defense	7,342	9,590	16,932
Graham County Indigent Defense	3,955	5,174	9,129
Greenlee County Indigent Defense	883	1,156	2,039
La Paz County Indigent Defense	3,925	5,117	9,042
Maricopa County Indigent Defense	0	531,892	531,892
Mohave County Indigent Defense	18,994	24,871	43,865
Navajo County Indigent Defense	11,667	15,269	26,936
Pima County Indigent Defense	0	104,827	104,827
Pinal County Indigent Defense	23,525	30,821	54,346
Santa Cruz County Indigent Defense	4,032	5,285	9,317
Yavapai County Indigent Defense	25,034	32,725	57,759
Yuma County Indigent Defense	18,921	24,778	43,699
Indigent Defense Total	\$150,100	\$833,200	\$983,300

STRATEGIES TO REDUCE CASE PROCESSING TIMES

Even though each agency determines how best to use Fill the Gap funds, agencies across Arizona reported several common efforts to reduce case processing times.

- Agencies are increasingly using funds to support specialty courts such as Early Disposition Courts and DUI/Drug Courts that reduce case processing time.
- Agencies report coordinated efforts between law enforcement, prosecution, courts, and defense to improve case processing.
- Agencies increasingly report spending time researching systems prior to purchase to find the systems that can best link with other agencies and provide the most benefit for the cost.
- Purchasing new case management systems or improving current case management systems to improve the accessibility of case information. These systems also allow agencies to monitor and submit case processing data.
- One-time expenditures are used to purchase supplies needed for new county funded positions that were created to address increases over time in staff workloads.

While expenditures varied greatly based on the size of the agency and funds allotted, several common themes for how funds were spent in support of the efforts above were evident.

Case Management Systems

- New case management systems
- On-going maintenance contracts for case management systems
- Transfer of data from old systems to new systems, including cleaning old files
- Case management systems training
- Staff or contract personnel to run case management systems
- Consulting fees to evaluate existing case management systems

Staff and Contracted Employees

- Contract attorneys to provide defense services
- Temporary staff to enter data into case management system, scan documents and other tasks
- Prosecuting attorneys and county attorney support staff to reduce case loads or support specialty courts
- Staff training

Specialty Courts

- Treatment costs for DUI/Drug Court participants
- Staff assigned to Early Disposition Courts

Technology

- Laptops and computers for new and existing staff
- Audio and video recorders
- Back-up tape and power supply to ensure office functionality
- Court calendar automation program to provide attorneys, defendants and witnesses with up to date information on-line
- Scanning capabilities to allow documents to be retrieved electronically
- Server to house the case management system

Coordination Efforts

- Meetings between courts, county attorney, and the defense to explore ways to reduce case processing time
- County attorney staff to set up interviews for the defense to improve efficiency of discovery
- Case management systems that could be used by multiple indigent defense agencies in the county

Review of Policies

- Office policies review to find ways to improve retention of staff
- Internal review to identify changes needed to reduce case processing time
- Increased participation in DUI/Drug Courts to enhance effectiveness of system processes

CONCLUSION

Even with additional resources provided by Fill the Gap funds, most jurisdictions' criminal case processing times have not yet been able to meet the timelines established by the Arizona Supreme Court. Counties have indicated that increased case requirements including: changes regarding the handling of illegal immigrants, required expedition of DUI and other cases, and victim notification in misdemeanor cases have affected the ability to process felony cases in a timely manner. Many of the rural counties indicated a lack of qualified attorneys in the area, while other counties indicated an increase in cases that is not matched by increases in staff to manage those cases, coupled with a large turnover of staff as negatively impacting case processing. Other counties reported that aging case management systems do not provide the ability to effectively process cases and track case processing times. Agencies report that without Fill the Gap funding case processing times would be even longer.

The challenges described about have led County Attorney and Indigent Defense agencies to employ a variety of approaches to improve case processing in FY2007, with many focusing on improving case management systems, either through the purchase of new systems, upgrading current systems, or hiring personnel to work with the systems. Some agencies focused on supporting specialty courts and hearing processes in order to process felony cases more quickly by offering plea agreements at an earlier point in the case where appropriate and assigning personnel to specialty courts, particularly Early Disposition and DUI/Drug Courts.

Agencies also reported increased efforts to coordinate between agencies through meetings and joint efforts. Multiple counties that utilize more than one indigent defense agency reported moving toward joint case management systems. Integration efforts supported by Fill the Gap over the past few years have given several counties the ability to transmit discovery and other documents electronically, saving time during this process. Agencies also reported connecting to the courts systems to receive court documents electronically.

In addition to these efforts, other suggestions for measuring the progress made towards meeting the Supreme Court's guidelines for timely case processing include creating a mechanism for each county to submit case processing statistics in a comparable manner. Standardized county-wide statistics would allow the state to better understand whether case processing times are improving.

Appendix A: Arizona Revised Statutes Authorizing Fill the Gap Funding

11-539. State aid to county attorneys fund

- A. The state aid to county attorneys fund is established consisting of monies appropriated to the fund and monies allocated pursuant to section 41-2421, subsections B and J. The purpose of the fund is to provide state aid to county attorneys for the processing of criminal cases.
- B. The Arizona criminal justice commission shall administer the fund. The commission shall allocate fund monies to each county pursuant to section 41-2409, subsection A.
- C. All monies distributed or spent from the fund shall be used to supplement, not supplant, funding at the level provided in fiscal year 1997-1998 by the counties for the processing of criminal cases by county attorneys.
- D. Monies in the state aid to county attorneys fund are exempt from the provisions of section 35-190 relating to lapsing of appropriations and monies allocated pursuant to section 41-2421, subsections B and J are subject to legislative appropriation. Any state general fund monies appropriated to the fund may be spent without further legislative appropriation.
- E. On notice from the commission, the state treasurer shall invest and divest monies in the fund as provided by section 35-313, and monies earned from investment shall be credited to the fund.

11-588. State aid to indigent defense fund

- A. The state aid to indigent defense fund is established consisting of monies appropriated to the fund and monies allocated to the fund pursuant to section 41-2421, subsections B and J. The purpose of the fund is to provide state aid to the county public defender, legal defender and contract indigent defense counsel for the processing of criminal cases.
- B. The Arizona criminal justice commission shall administer the fund. The commission shall allocate monies in the fund to each county pursuant to section 41-2409, subsection C.
- C. All monies distributed or spent from the fund shall be used to supplement, not supplant, funding at the level provided in fiscal year 1997-1998 by counties for the processing of criminal cases by the county public defender, legal defender and contract indigent defense counsel in each county.
- D. Monies in the state aid to indigent defense fund are exempt from the provisions of section 35-190 relating to lapsing of appropriations and monies allocated pursuant to section 41-2421, subsections B and J are subject to legislative appropriation. Any state general fund monies appropriated to the fund may be spent without further legislative appropriation.
- E. On notice from the commission, the state treasurer shall invest and divest monies in the fund as provided by section 35-313, and monies earned from investment shall be credited to the fund.

12-102.01. Criminal case processing and enforcement improvement fund

- A. The criminal case processing and enforcement improvement fund is established consisting of monies appropriated to the fund. The purpose of the fund is to improve the processing of criminal cases in the superior court and the justice courts and the enforcement of court orders, including the collection of court ordered fees, fines, penalties, assessments, sanctions and forfeitures.
- B. The supreme court shall administer the fund. The supreme court shall allocate monies in the fund to counties for the planning and implementation of collaborative projects that are designed to improve the processing of criminal cases and the enforcement of court orders, including the collection of court ordered fees, fines, penalties, assessments, sanctions and forfeitures. At a minimum, each project shall involve the county attorney, county public

defender, county legal defender, county contract indigent defense counsel, superior court, clerk of the superior court, county manager and justice courts in the county. Additional criminal justice entities may also be included in the project.

- C. To be eligible for funding, pursuant to this section, a county shall submit to the supreme court a plan that demonstrates how the county attorney, county public defender, county legal defender, county contract indigent defense counsel, superior court including the clerk of the superior court, justice courts and other identified criminal justice entities will work together collaboratively to both:
 - 1. Identify current problems with criminal case processing and the enforcement of court orders, including the collection of court ordered fees, fines, penalties, assessments, sanctions and forfeitures.
 - 2. Identify possible solutions and efficiencies to improve the case processing time and the enforcement of court orders, including the collection of court ordered fees, fines, penalties, assessments, sanctions and forfeitures.
- D. By January 8 of each year, the supreme court shall report to the governor, the legislature, each county board of supervisors, the joint legislative budget committee and the Arizona criminal justice commission on the progress of the criminal case processing projects and the enforcement of court orders, including the collection of court ordered fees, fines, penalties, assessments, sanctions and forfeitures. The county attorney, indigent defense counsel and county board of supervisors in each county and the attorney general shall assist the supreme court in preparing the report by providing information relevant to the report. This information may be combined into one report with the information required pursuant to section 12-102.02, subsection D.
- E. All monies distributed or spent from the fund shall be used to supplement, not supplant, funding at the level provided in fiscal year 1997-1998 by the counties and the state to improve the processing of criminal cases and the enforcement of court orders, including the collection of court ordered fees, fines, penalties, assessments, sanctions and forfeitures.
- F. Monies in the fund are exempt from the provisions of section 35-190 relating to lapsing of appropriations and are subject to legislative appropriation.
- G. On notice from the supreme court, the state treasurer shall invest and divest monies in the fund as provided by section 35-313, and monies earned from investment shall be credited to the fund.

12-102.02. State aid to the courts fund

- A. The state aid to the courts fund is established consisting of monies appropriated to the fund and monies allocated pursuant to section 41-2421, subsections B and J. The purpose of the fund is to provide state aid to the superior court, including the clerk of the superior court, and justice courts for the processing of criminal cases.
- B. The supreme court shall administer the fund. The supreme court shall allocate monies in the fund to the superior court, including the clerk of the court, and the justice courts in each county according to the following composite index formula:
 - 1. The three year average of the total felony filings in the superior court in the county, divided by the statewide three year average of the total felony filings in the superior court.
 - 2. The county population, as adopted by the department of economic security, divided by the statewide population, as adopted by the department of economic security.
 - 3. The sum of paragraphs 1 and 2 divided by two equals the composite index.
 - 4. The composite index for each county shall be used as the multiplier against the total funds appropriated from the state general fund and other monies distributed to the fund pursuant to section 41-2421.

- C. The presiding judge of the superior court in each county, in coordination with the chairman of the county board of supervisors or the chairman's designee, the clerk of the superior court and the presiding justice of the peace of the county shall submit a plan to the supreme court that details how the funds allocated to the county pursuant to this section will be used and how the plan will assist the county in improving criminal case processing. The presiding judge of the superior court, the chairman of the board of supervisors or the chairman's designee, the clerk of the superior court and the presiding justice of the peace shall sign the plan and shall indicate their endorsement of the plan as submitted or shall outline their disagreement with any provisions of the plan. The supreme court may approve the plan or require changes to the plan in order to achieve the goal of improved criminal case processing.
- D. By January 8, 2001 and every year thereafter by January 8, the supreme court shall report to the governor, the legislature, the joint legislative budget committee, each county board of supervisors and the Arizona criminal justice commission on the expenditure of the fund monies for the prior fiscal year and on the progress made in achieving the goal of improved criminal case processing. This information may be combined into one report with the information required pursuant to section 12-102.01, subsection D.
- E. All monies spent or distributed from the fund shall be used to supplement, not supplant, funding at the level provided in fiscal year 1997-1998 by the counties for the processing of criminal cases in the superior court, including the office of the clerk of the superior court, and justice courts.
- F. Monies in the state aid to the courts fund are exempt from the provisions of section 35-190 relating to lapsing of appropriations and monies allocated pursuant to section 41-2421, subsections B and J are subject to legislative appropriation. Any state general fund monies appropriated to the fund may be spent without further legislative appropriation.
- G. On notice from the supreme court, the state treasurer shall invest and divest monies in the fund as provided by section 35-313, and monies earned from investment shall be credited to the fund.

12-116.01. Assessments; fund deposits

- A. In addition to any other penalty assessment provided by law, a penalty assessment shall be levied in an amount of forty-seven per cent on every fine, penalty and forfeiture imposed and collected by the courts for criminal offenses and any civil penalty imposed and collected for a civil traffic violation and fine, penalty or forfeiture for a violation of the motor vehicle statutes, for any local ordinance relating to the stopping, standing or operation of a vehicle or for a violation of the game and fish statutes in title 17.
- B. In addition to any other penalty assessment provided by law, an additional penalty assessment shall be levied in an amount of seven per cent on every fine, penalty and forfeiture imposed and collected by the courts for criminal offenses and any civil penalty imposed and collected for a civil traffic violation and fine, penalty or forfeiture for a violation of the motor vehicle statutes, for any local ordinance relating to the stopping, standing or operation of a vehicle or for a violation of the game and fish statutes in title 17.
- C. In addition to any other penalty assessment provided by law, an additional penalty assessment shall be levied in an amount of three per cent on every fine, penalty and forfeiture imposed and collected by the courts for criminal offenses and any civil penalty imposed and collected for a civil traffic violation and fine, penalty or forfeiture for a violation of the motor vehicle statutes, for any local ordinance relating to the stopping, standing or operation of a vehicle or for a violation of the game and fish statutes in title 17.
- D. If any deposit of bail or bond or deposit for an alleged civil traffic violation is to be made for a violation, the court shall require a sufficient amount to include the assessment prescribed in this section for forfeited bail, bond or deposit. If bail, bond or deposit is forfeited, the court shall transmit the amount of the assessment pursuant to subsection G of this section. If bail,

- bond or deposit is returned, the assessment made pursuant to this article shall also be returned.
- E. After addition of the penalty assessment, the courts may round the total amount due to the nearest one-quarter dollar.
 - F. The judge may waive all or part of the civil penalty, fine, forfeiture and penalty assessment, except for mandatory civil penalties and fines, the payment of which would work a hardship on the persons convicted or adjudicated or on their immediate families. If a fine or civil penalty is mandatory, the judge may waive only all or part of the penalty assessments prescribed by subsections A, B and C of this section and section 12-116.02. If a fine or civil penalty is not mandatory and if a portion of the civil penalty, fine, forfeiture and penalty assessment is waived or suspended, the amount assessed must be divided according to the proportion that the civil penalty, fine, bail or bond and the penalty assessment represent of the total amount due.
 - G. After a determination by the court of the amount due, the court shall transmit, on the last day of each month, the assessments collected pursuant to subsections A, B, C and D of this section and a remittance report of the fines, civil penalties and assessments collected pursuant to subsections A, B, C and D of this section to the county treasurer, except that municipal courts shall transmit the assessments and the remittance report of the fines, civil penalties and assessments to the city treasurer.
 - H. The appropriate authorities specified in subsection G of this section shall transmit the forty-seven per cent penalty assessment prescribed in subsection A of this section and the remittance report as required in subsection G of this section to the state treasurer on or before the fifteenth day of each month for deposit in the criminal justice enhancement fund established by section 41-2401.
 - I. The appropriate authorities specified in subsection G of this section shall transmit the seven per cent penalty assessment prescribed in subsection B of this section and the remittance report as required in subsection G of this section to the state treasurer on or before the fifteenth day of each month for allocation pursuant to section 41-2421, subsection J.
 - J. The appropriate authorities specified in subsection G of this section shall transmit the three per cent penalty assessment prescribed in subsection C of this section and the remittance report as required in subsection G of this section to the state treasurer on or before the fifteenth day of each month for deposit in the Arizona deoxyribonucleic acid identification system fund established by section 41-2419.
 - K. Partial payments of the amount due shall be transmitted as prescribed in subsections G, H, I and J of this section and shall be divided according to the proportion that the civil penalty, fine, bail or bond and the penalty assessment represent of the total amount due.

41-2409. State aid; administration

- A. The Arizona criminal justice commission shall administer the state aid to county attorneys fund established by section 11-539. By September 1 of each year, the commission shall distribute monies in the fund to each county according to the following composite index formula:
 - 1. The three year average of the total felony filings in the superior court in the county, divided by the statewide three year average of the total felony filings in the superior court.
 - 2. The county population, as adopted by the department of economic security, divided by the statewide population, as adopted by the department of economic security.
 - 3. The sum of paragraphs 1 and 2 divided by two equals the composite index.
 - 4. The composite index for each county shall be used as the multiplier against the total funds appropriated from the state general fund and other monies distributed to the fund pursuant to section 41-2421.

- B. The board of supervisors in each county shall separately account for the monies transmitted pursuant to subsection A of this section and may expend these monies only for the purposes specified in section 11-539. The county treasurer shall invest these monies and interest earned shall be expended only for the purposes specified in section 11-539.
- C. The Arizona criminal justice commission shall administer the state aid to indigent defense fund established by section 11-588. By September 1 of each fiscal year, the commission shall distribute monies in the fund to each county according to the following composite index formula:
 - 1. The three year average of the total felony filings in the superior court in the county divided by the statewide three year average of the total felony filings in the superior court.
 - 2. The county population, as adopted by the department of economic security, divided by the statewide population, as adopted by the department of economic security.
 - 3. The sum of paragraphs 1 and 2 divided by two equals the composite index.
 - 4. The composite index for each county shall be used as the multiplier against the total funds appropriated from the state general fund and other monies distributed to the fund pursuant to section 41-2421.
- D. The board of supervisors shall separately account for the monies transmitted pursuant to subsection C of this section and may expend these monies only for the purposes specified in section 11-588. The county treasurer shall invest these monies and interest earned shall be expended only for the purposes specified in section 11-588.
- E. By January 8, 2001 and by January 8 each year thereafter, the commission shall report to each county board of supervisors, the governor, the legislature, the joint legislative budget committee, the chief justice of the supreme court and the attorney general on the expenditure of the monies in the state aid to county attorneys fund and the state aid to indigent defense fund for the prior fiscal year and on the progress made in achieving the goal of improved criminal case processing.

41-2421. Enhanced collections; allocation of monies; criminal justice entities

- A. Notwithstanding any other law and except as provided in subsection J of this section, five per cent of any monies collected by the supreme court and the court of appeals for the payment of filing fees, including clerk fees, diversion fees, fines, penalties, surcharges, sanctions and forfeitures shall be deposited, pursuant to sections 35-146 and 35-147, and allocated pursuant to the formula in subsection B of this section. This subsection does not apply to monies collected by the courts pursuant to section 16-954, subsection C, or for child support, restitution or exonerated bonds.
- B. The monies deposited pursuant to subsection A of this section shall be allocated according to the following formula:
 - 1. 21.61 per cent to the state aid to county attorneys fund established by section 11-539.
 - 2. 20.53 per cent to the state aid to indigent defense fund established by section 11-588.
 - 3. 57.37 per cent to the state aid to the courts fund established by section 12-102.02.
 - 4. 0.49 per cent to the department of law for the processing of criminal cases.
- C. Notwithstanding any other law and except as provided in subsection J of this section, five per cent of any monies collected by the superior court, including the clerk of the court and the justice courts in each county for the payment of filing fees, including clerk fees, diversion fees, adult and juvenile probation fees, juvenile monetary assessments, fines, penalties, surcharges, sanctions and forfeitures, shall be transmitted to the county treasurer for allocation pursuant to subsections E, F, G and H of this section. This subsection does not apply to monies collected by the courts pursuant to section 16-954, subsection C or for child support, restitution or exonerated bonds.
- D. The supreme court shall adopt guidelines regarding the collection of revenues pursuant to subsections A and C.

- E. The county treasurer shall allocate the monies deposited pursuant to subsection C of this section according to the following formula:
 - 1. 21.61 per cent for the purposes specified in section 11-539.
 - 2. 20.53 per cent for the purposes specified in section 11-588.
 - 3. 57.37 per cent to the local courts assistance fund established by section 12-102.03.
 - 4. 0.49 per cent to the state treasurer for transmittal to the department of law for the processing of criminal cases.
- F. The board of supervisors in each county shall separately account for all monies received pursuant to subsections C and E of this section and expenditures of these monies may be made only after the requirements of subsections G and H of this section have been met.
- G. By December 1 of each year each county board of supervisors shall certify if the total revenues received by the justice courts and the superior court, including the clerk of the superior court, exceed the amount received in fiscal year 1997-1998. If the board so certifies, then the board shall distribute the lesser of either:
 - 1. The total amount deposited pursuant to subsection C of this section.
 - 2. The amount collected and deposited pursuant to subsection C of this section that exceeds the base year collections of fiscal year 1997-1998. These monies shall be distributed according to the formula specified in subsection E of this section. Any monies remaining after this allocation shall be transmitted as otherwise provided by law.
- H. If a county board of supervisors determines that the total revenues transmitted by the superior court, including the clerk of the superior court and the justice courts in the county, do not equal the base year collections transmitted in fiscal year 1997-1998 the monies specified in subsection C of this section shall be transmitted by the county treasurer as otherwise provided by law.
- I. For the purposes of this section, base year collections shall be those collections specified in subsection C of this section.
- J. Monies collected pursuant to section 12-116.01, subsection B shall be allocated as follows:
 - 1. 15.44 per cent to the state aid to county attorneys fund established by section 11-539.
 - 2. 14.66 per cent to the state aid to indigent defense fund established by section 11-588.
 - 3. 40.97 per cent to the state aid to the courts fund established by section 12-102.02.
 - 4. 0.35 per cent to the department of law for the processing of criminal cases.
 - 5. 14.29 per cent to the Arizona criminal justice commission for distribution to state, county and municipal law enforcement full service forensic crime laboratories pursuant to rules adopted by the Arizona criminal justice commission.
 - 6. 14.29 per cent to the supreme court for allocation to the municipal courts pursuant to subsection K of this section.
- K. The supreme court shall administer and allocate the monies received pursuant to subsection J, paragraph 6 of this section to the municipal courts based on the total amount of penalty assessments transmitted pursuant to section 12-116.01 by that jurisdiction's city treasurer to the state treasurer for the prior fiscal year divided by the total amount of penalty assessments transmitted to the state treasurer pursuant to section 12-116.01 by all city treasurers statewide for the prior fiscal year. The municipal court shall use the monies received to improve, maintain and enhance the ability to collect and manage monies assessed or received by the courts, to improve court automation and to improve case processing or the administration of justice. The municipal court shall submit a plan to the supreme court and the supreme court shall approve the plan before the municipal court begins to spend these allocated monies.

Appendix B: State Aid to County Attorney Expenditures by County

	Personnel	ERE	Prof Outside Services	Travel	Operating Expenses	Equipment	TOTAL EXPENDED
Apache	0.00	0.00	3,610.00	0.00	10,561.44	4,305.66	18,477.10
Cochise	14,154.81	4,341.76	0.00	0.00	0.00	0.00	18,496.57
Coconino	24,563.00	9,420.00	0.00	0.00	0.00	0.00	33,983.00
Gila	0.00	0.00	0.00	0.00	6,440.00	18,919.00	25,359.00
Graham	0.00	1,729.35	1,306.80	0.00	5,082.39	3,873.30	11,991.84
Greenlee	0.00	0.00	0.00	0.00	2,310.74	0.00	2,310.74
La Paz	2,330.00	335.00	0.00	0.00	0.00	6,917.00	9,582.00
Maricopa	623,672.00	199,004.00	0.00	0.00	0.00	0.00	822,676.00
Mohave	11,098.20	2,173.27	9,647.72	2,294.20	31,585.95	11,485.44	68,284.78
Navajo	0.00	0.00	0.00	0.00	77,824.34	0.00	77,824.34
Pima	109,719.15	30,334.52	0.00	852.70	0.00	0.00	140,906.37
Pinal	33,160.55	10,988.53	0.00	0.00	0.00	1,815.11	45,964.19
Santa Cruz	1,074.00	85.37	0.00	0.00	0.00	0.00	1,159.37
Yavapai	63,728.86	0.00	0.00	0.00	0.00	0.00	63,728.86
Yuma	39,310.00	6,664.00	0.00	0.00	0.00	0.00	45,974.00
State Total	922,810.57	265,075.80	14,564.52	3,146.90	133,804.86	47,315.51	1,386,718.16

Appendix C: State Aid to Indigent Defense Expenditures by County

	Personnel	ERE	Prof Outside Services	Travel	Operating Expenses	Equipment	TOTAL EXPENDED
Apache	0.00	0.00	13,436.20	0.00	0.00	0.00	13,436.20
Cochise	15,047.00	0.00	3,331.25	0.00	0.00	12,068.66	30,446.91
Coconino	0.00	0.00	0.00	0.00	0.00	0.00	0.00
Gila	0.00	0.00	0.00	0.00	2,100.00	0.00	2,100.00
Graham	0.00	0.00	9,290.00	0.00	0.00	0.00	9,290.00
Greenlee	0.00	0.00	0.00	0.00	0.00	0.00	0.00
La Paz	4,381.82	0.00	0.00	0.00	1,794.51	3,492.80	9,669.13
Maricopa	548,384.70	0.00	0.00	0.00	0.00	0.00	548,384.70
Mohave	7,042.12	0.00	6,416.98	7,548.69	32,020.26	5,915.58	58,943.63
Navajo	0.00	0.00	3,871.09	0.00	0.00	18,015.11	21,886.20
Pima	0.00	0.00	22,226.66	0.00	0.00	0.00	22,226.66
Pinal	31,400.16	9,494.87	0.00	0.00	0.00	0.00	40,895.03
Santa Cruz	0.00	0.00	0.00	0.00	0.00	0.00	0.00
Yavapai	0.00	57,904.00	0.00	0.00	0.00	0.00	57,904.00
Yuma	0.00	3,588.45	0.00	8,660.48	7,242.64	21,035.52	40,527.09
State Total	606,255.80	70,987.32	58,572.18	16,209.17	43,157.41	60,527.67	855,709.55