



PUBLIC NOTICE

Notice is hereby given to the public that the Louisiana Public Defender Board will meet at 1:30 p.m. on Wednesday, August 23, 2017, at the Bluebonnet Regional Library, Room 2, 9200 Bluebonnet Boulevard, Baton Rouge, LA.



LOUISIANA PUBLIC DEFENDER BOARD

Wednesday, August 23, 2017
Bluebonnet Regional Library
9200 Bluebonnet Boulevard, Room 2
1:30 p.m.

AGENDA

1. Call to Order and Comments by Chairman, Frank Holthaus
2. Adoption of the Agenda* pgs. 236-237
3. Call for Public Comment Sign in Sheet
4. Adoption the Minutes, June 27, 2017 Meeting* **Tab 1**, pgs. 238-244
5. Executive Session¹ *
6. Financial Reports as of July 31, 2017* **Tab 2**, pgs. (pending)
At the time the Budget Committee met (8/9/17), the ISIS financial reports had not been received for July 31, 2017. The reports were obtained on 8/7/17 which was not sufficient time to compile the information. The Jun 30 2017 report was adopted by the Budget Committee; however, the Budget Committee has not reviewed the attached July, 2017 report.
7. Budget Committee Report and Recommendations **Tab 3**
 - a. OPB Budget Reduction Scenarios pgs. 250-259
 - i. Declaration of Emergency* pgs. 260-261
After lengthy discussion and input from district defenders and program directors, the Budget Committee is recommending that staff be instructed to request a Declaration of Emergency from the Supreme Court Chief Justice and provide that letter to the Commissioner of Administration.
 - ii. Director of Training*
The Budget Committee requested that the full Board address the issue of the filling of the Director of Training position with in-house staff assuming those duties while continuing duties of current position.
 - b. Final FY18 CINC Disbursement* pgs. 262-263
OPB has advised staff to not disperse the balance of the CINC funds because of potential cuts to the agency. After discussions, the Budget Committee is recommending disbursement of the full balance, pro rata, in the total amount of \$490,340.

¹ The Board may vote to go into executive session pursuant to La. R.S. 42:16 and 42:17 (formerly La. R.S. 42:6 and 42:6.1), by a two-thirds vote of the members present. The executive session is limited to matters allowed to be exempted from public discussion pursuant to La. R.S. 42:17, including strategy sessions with respect to litigation and prospective litigation after formal demand. In accordance with La. R.S. 42:19(A)(b)(iii), the Board may discuss the following: *Joseph Allen et al v. John Bel Edwards*, et al, Docket: C655079, Section 27, 19th JDC, Parish of East Baton Rouge.

- c. DAF Formulae pgs. 264-293
The Budget Committee is recommending that staff, Budget Committee Chairman North and the PDAL work to develop a new formula to distribute funds to the districts. Additionally, the Committee is recommending that staff be approved to accept grant funds to hire an econometrics group to assist in the DAF development. The Budget Committee is recommending a deadline of January 9, 2018 to present the new formula.
 - i. Grants*
 - ii. Deadline - 1/9/2018*
- d. HB 239 – Act 360 of 2017 pgs. 294-303
pgs. 304-319
 - i. Analysis
 - ii. Increasing Funding to Indigent Defense
The attached analysis is staffs’ response to the question of whether Act 360 would affect the flow of income from court costs. The Budget Committee urges that the Board provide the analysis to the Justice Reinvestment Task Force as a step toward obtaining increased funding from the Task Force for indigent defense.
- e. Salary Increase – District 41, Derwyn Bunton* pgs. 320-327
The Budget Committee is recommending a salary increase to the District Defender in District 41 within the salary range \$130,000 – 137,000.
- f. Final FY17 DAF and Supplemental Disbursements pg. 328
- g. Initial FY18 DAF and CINC disbursements pg. 329
- h. FY19 Budget Process pgs. 330-331
This year’s budget request is due to OPB no later than October 16th. failure to submit on or before that date results in a cap to the agency’s allocation at the same amount as the prior fiscal year.
- 8. 501(c)3 Contract Program Fund Balances – Prior Years balances (“old money”) **Tab 4**
pgs. 332-333
- 9. Resolutions – Carol Kolinchak and Thomas Davenport* **Tab 5**, pgs. 334-335
- 10. Committees/Working Groups
 - a. Budget Committee.
Mr. Thomas Davenport served as a member of the Budget Committee and has left the Board. The Board Chairman to determine how to proceed.
 - b. Contract Restructure. *Update by Judge Foote.*
- 11. LPDB Division Reports **Tab 6**, pgs. 336-340
- 12. Other Business
 - a. Vacant Statutory Positions - Applicants **Tab 7**, pg. 341
- 13. Next Meeting(s)
- 14. Adjournment *