

Chg Pkg Approp/Alloc & Position Count by Reporting Level

Change Group: All Change Type: All Change Number: All Include: Yes One Time: Included

IND00 MAINE COMMISSION ON INDIGENT LEGAL SERVICES

01095FZ11201 MAINE COMMISSION - INDIGENT LEGAL SVCS

Change Package: B-A-9005 Priority: Include: Yes

Description: Appropriation/allocation, dedicated revenue, transfer and estimated balance forward amounts (if applicable) for the baseline budget.

Justification:

Baseline Budget	Baseline Budget
Changes FY 22	Changes FY 23

Appropriations and Allocations

PERSONAL SVCS	954,855	977,284
ALL OTHER	15,521,725	15,521,725
TOTAL	16,476,580	16,499,009

Change Package: C-A-1 Priority: Include: Yes

Description: Establishes 5 Public Service Manager II positions, one Public Service Coordinator I position, one Auditor III position, one Auditor I position, and 2 Field Examiner II positions within the Commission on Indigent Legal Services plus associated All Other costs.

Justification: This initiative implements the recommendation of the Sixth Amendment Center to expand Commission staff that was provided to the Legislature after a study of indigent legal services in Maine was performed at the request of the Legislature. The positions established by this initiative will provide for one attorney to oversee attorney evaluation and performance, one attorney to oversee training of attorneys, one non-attorney training staff supervised by the attorney, one attorney to oversee the Commission's internal financial operations and payment of attorney vouchers, one Auditor I position focused on financial operations and voucher payment supervised by the attorney, one Audit Director position and two Field Examiner II positions focused on reviewing the billing practices of attorneys in the field, one trial resource attorney position and one resource attorney for sentencing issues including mental health and substance abuse.

Part A Initiatives &	Part A Initiatives &
Other FY 22	Other FY 23

Positions

LEGISLATIVE COUNT	10.000	10.000
TOTAL	10.000	10.000

Appropriations and Allocations

PERSONAL SVCS	991,329	1,038,589
ALL OTHER	87,729	53,729
TOTAL	1,079,058	1,092,318

Change Package: C-A-2 Priority: Include: Yes

Description: Establishes 4 Public Service Manager III positions, 5 Public Service Manager II positions, 2 Public Service Coordinator positions, 2 Clinical Social Worker positions, 3 Paralegal positions, and one Office Specialist II position, plus associated All Other costs to create a Public Defender Office in a single county.

Justification: This initiative establishes positions to create a Public Defender Office pilot project in Kennebec County. The positions established by this initiative will provide for a District Defender, a Deputy District Defender, two Homicide and Serious Felony Defenders, two Senior Assistant Public Defenders, three Assistant Public Defenders, three Paralegals, two Investigators, two Social Workers, and one Office Manager. The number of attorney positions is based on national caseload standards. This initiative also provides for associated All Other costs. This initiative is necessary to implement the recommendation of the Sixth Amendment Center to explore a transition to a Public Defender system through a pilot project in a single county. This recommendation was provided to the Legislature after a study of indigent legal services in Maine performed at the request of the Legislature.

Part A Initiatives &	Part A Initiatives &
Other FY 22	Other FY 23

Positions

LEGISLATIVE COUNT	17.000	17.000
TOTAL	17.000	17.000

Appropriations and Allocations

PERSONAL SVCS	1,878,484	1,971,053
ALL OTHER	165,724	107,924
TOTAL	2,044,208	2,078,977

John P. Smith, Executive Director, MCCLS

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IND00 MAINE COMMISSION ON INDIGENT LEGAL SERVICES

01095FZ11201 MAINE COMMISSION - INDIGENT LEGAL SVCS

Change Package: C-A-3 Priority: Include: Yes

Description: Establishes 3 Public Service Manager III Positions, 11 Public Service Manager II positions, 2 Public Service Coordinator I positions, and 4 Paralegal positions, plus associated All Other costs to create a statewide Appellate and Post-Conviction Review Defender Office.

Justification: This initiative establishes positions to create a statewide Public Defender Office to handle Appeals and Post-Conviction Review Cases. The positions established by this initiative will provide for a Director of Appeals and Post-Conviction Review, a Deputy Director of Appeals, a Deputy Director for Post-Conviction Review, three Senior Assistant Appellate Defenders, five Assistant Appellate Defenders, one Senior Post-Conviction Defender, two Assistant Post-Conviction Defenders, four Paralegals, one Post-Conviction Mitigation Specialist, and one Post-Conviction Investigator. The number of attorney positions is based on national caseload standards. This initiative also provides for associated All Other costs. This initiative is necessary to implement the recommendation of the Sixth Amendment Center to create a statewide Appellate Defender Office that was provided to the Legislature after a study of indigent legal services in Maine performed at the request of the Legislature.

	Part A Initiatives & Other FY 22	Part A Initiatives & Other FY 23
Positions		
LEGISLATIVE COUNT	20.000	20.000
TOTAL	20.000	20.000
Appropriations and Allocations		
PERSONAL SVCS	2,316,794	2,431,949
ALL OTHER	210,647	142,647
TOTAL	2,527,441	2,574,596

Change Package: C-A-4 Priority: Include: Yes

Description: Provides additional funding for Indigent Legal Services.

Justification: This initiative provides funding necessary to cover the cost of Commission operations at their current level during the 22-23 Biennium. Since fiscal year 2016-2017, the Commission has routinely received All Other funding of \$18.3 million. This amount has been sufficient to cover the cost of Indigent Legal Services, and the Commission has operated with this flat-funding amount for a number of years now. The Commission continues to project that it will require \$18.3 million per year to fund current operations. Because of one-time funding in fiscal year 2019-2020, the All Other baseline budget for each year of the current biennium equals \$15.5 million per fiscal year. This initiative is necessary to meet the State's Constitutional obligation to provide representation at State expense to indigent clients.

	Part A Initiatives & Other FY 22	Part A Initiatives & Other FY 23
Appropriations and Allocations		
ALL OTHER	2,804,980	2,804,980
TOTAL	2,804,980	2,804,980

Change Package: C-A-5 Priority: Include: Yes

Description: Provides additional funding for Indigent Legal Services.

Justification: This initiative provides funding to raise the hourly rate paid to attorneys representing indigent clients who are entitled to representation at State expense from \$60.00 per hour to \$100.00 per hour. This initiative implements the recommendation of the Sixth Amendment Center provided to the Legislature after a study of indigent legal services in Maine performed at the request of the Legislature. This initiative is necessary to ensure the provision of quality legal services to indigent clients.

	Part A Initiatives & Other FY 22	Part A Initiatives & Other FY 23
Appropriations and Allocations		
ALL OTHER	11,465,959	11,465,959
TOTAL	11,465,959	11,465,959

Chg Pkg Approp/Alloc & Position Count by Reporting Level

Change Group: All Change Type: All Change Number: All Include: Yes One Time: Included

IND00 MAINE COMMISSION ON INDIGENT LEGAL SERVICES

01495FZ11201 MAINE COMMISSION - INDIGENT LEGAL SVCS

Change Package: B-A-9005 Priority: Include: Yes

Description: Appropriation/allocation, dedicated revenue, transfer and estimated balance forward amounts (if applicable) for the baseline budget.

Justification:

**Baseline Budget
Changes FY 22**

**Baseline Budget
Changes FY 23**

Appropriations and Allocations

ALL OTHER

1,100,000

1,100,000

TOTAL

1,100,000

1,100,000

Chg Pkg Approp/Alloc & Position Count by Reporting Level

Change Group: All Change Type:All Change Number:All Include:Yes One Time:Included

IND00 MAINE COMMISSION ON INDIGENT LEGAL SERVICES
01495FZ11202 INDIGENT LEGAL SERVICES CONFERENCE

Change Package: B-A-9005 Priority: Include: Yes

Description: Appropriation/allocation, dedicated revenue, transfer and estimated balance forward amounts (if applicable) for the baseline budget.

Justification:

**Baseline Budget
Changes FY 22**

**Baseline Budget
Changes FY 23**

Appropriations and Allocations

ALL OTHER	57,000	57,000
TOTAL	57,000	57,000