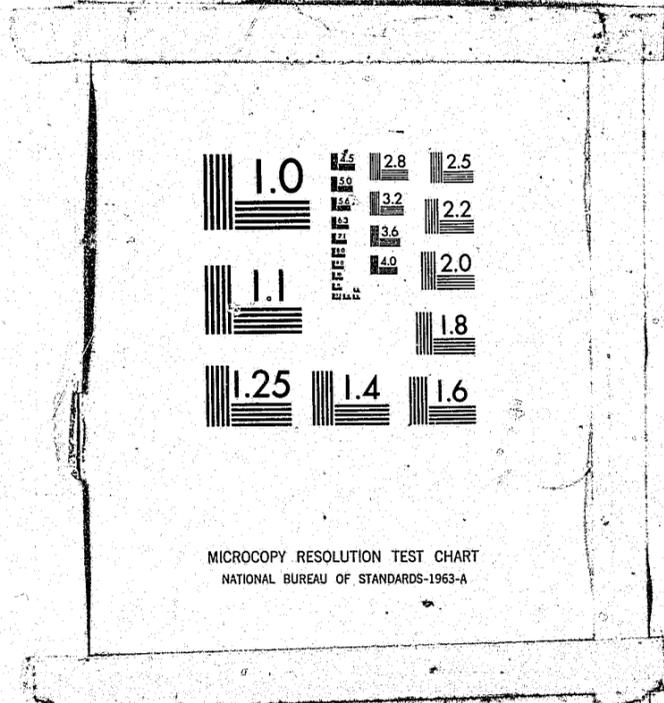


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MISSOURI'S
PUBLIC
DEFENDER
AND
APPOINTED
COUNSEL
PROGRAM

Annual Statistical Report
July 1, 1979-June 30, 1980

MP-1

Members of the Public Defender Commission

Appointments by the Supreme Court - Terms Expire 12/31/85

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Supreme Court Building
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Jefferson City, Missouri 65101
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Missouri's Public Defender and Appointed Counsel Program

Annual Statistical Report
July 1, 1979 - June 30, 1980

Prepared for the Public Defender Commission
by the Office of State Courts Administrator
1105 R. Southwest Boulevard
Jefferson City, Missouri 65101

NCJRS
JUL 24 1981
ACQUISITIONS

Missouri's Public Defender Circuits

Gray shaded areas indicate judicial circuits authorized to have public defender offices during FY 1979-1980

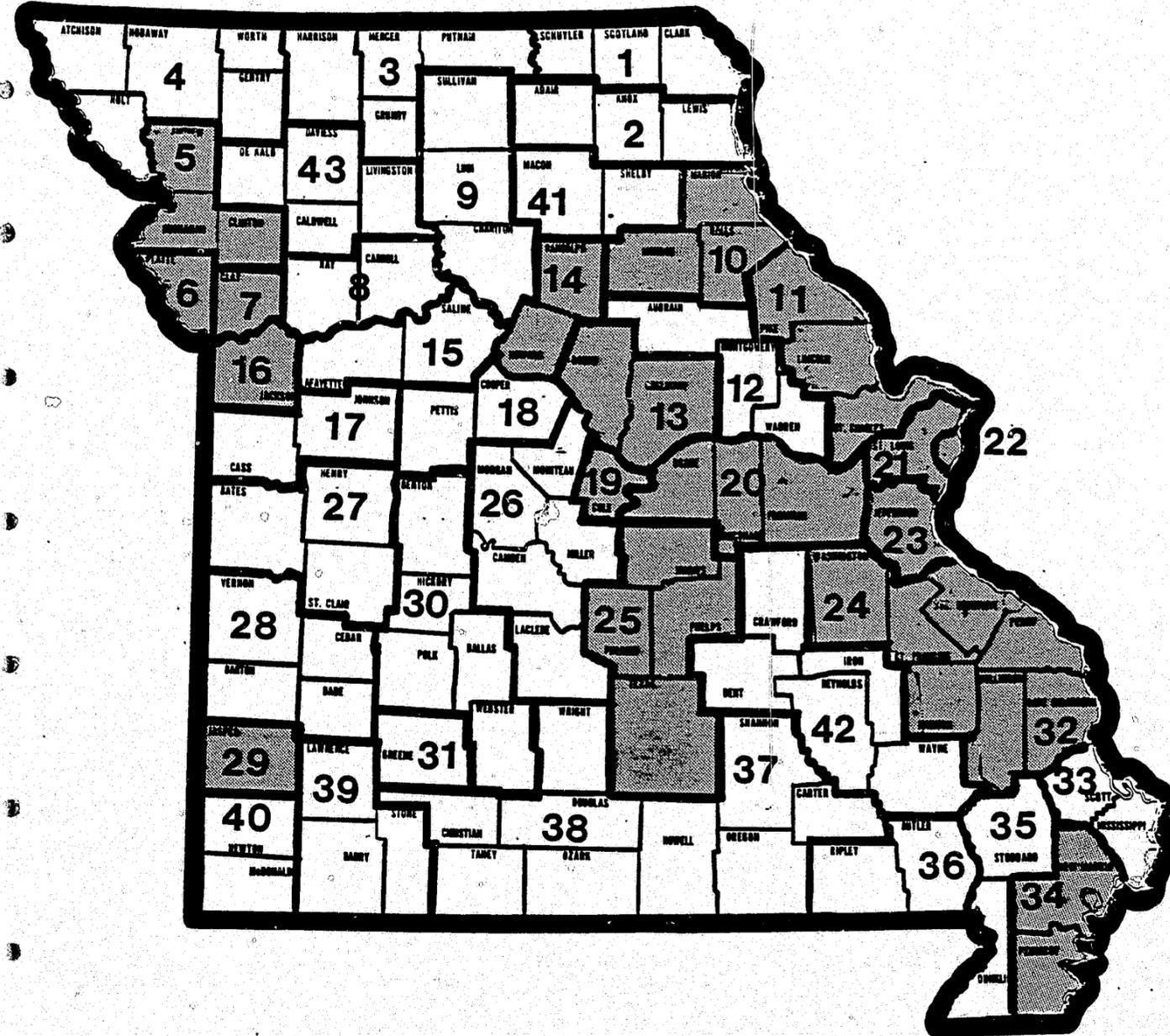


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THE RIGHT TO LEGAL COUNSEL...

. . . is guaranteed by both the United States and the Missouri Constitutions to persons accused of committing a crime. For those defendants who are unable to pay for private legal assistance, Missouri provides a state-funded public defender and appointed counsel program.

Missouri's system for defending indigents was first established by the General Assembly in 1972. At that time, Chapter 600 RSMo authorized public defender offices in 14 of the state's 43 judicial circuits to provide legal assistance to persons accused of felonies. Amendments passed in 1976 authorized public defender offices in four additional circuits, extended legal services to juveniles and persons accused of misdemeanors and created the Public Defender Commission.

Most recently, the 1980 General Assembly enacted House Bill 1665 to provide public defender services in six additional circuits. House Bill 1665 establishes two new offices and expands the services of two existing offices. The law creates one new public defender position in the 33rd circuit. The second new office, a regional public defender office, will cover the 8th, 15th and 18th circuits. This six-county office is designed to determine whether the

regional concept of public defense is feasible for transfer to other areas of the state. The services of the public defender in the 10th circuit and the 14th circuit will be expanded to defend indigents in the 41st circuit. Finally, the public defenders in the 10th, 11th and 13th circuits are authorized to defend persons in the 12th circuit.

These provisions of House Bill 1665 will be implemented in FY 1981-1982 if the next session of Missouri's General Assembly provides funding for the changes. With the implementation of this law, the public defender program will serve 272,000 more Missourians. The expanded services of the public defender program will be available to over 3.7 million people, or 76 percent of Missouri's population (1980 preliminary population figures).

House Bill 1665 also increases the ceiling on annual expenditures from \$3.5 million to \$5 million for the combined public defender and appointed counsel program. If appropriated by the legislature, the increased funding will become available in FY 1981-1982. Within the statutory ceiling, funds are appropriated separately to the public defender and the appointed counsel portions of the program.

The Public Defender Commission was created by the legislature in 1976. The Commission is charged with the administration of budgets, staffing patterns and program operations. The Commission's seven members, at least four of whom must be lawyers, serve staggered six-year terms without pay. Members are appointed by:

the Supreme Court, which chooses three members including one from its own number and at least one other lawyer;

the Governor, who appoints two members one of whom must be a lawyer; and

the Appellate Judicial Commission, which appoints two members, including at least one lawyer.

As required by Section 600.015 RSMo, staff support to the Public Defender Commission is provided by the Office of State Courts Administrator. The Office of State Courts Administrator submits the Commission's budget request as part of the Judicial Department's annual budget, processes all program funds, distributes monthly financial reports, and produces yearly statistical reports. The office coordinates communication among the defenders, courts and the Commission and provides other services as requested by the Commission.

Statistics included in this document reflect program activity from July 1, 1979 through June 30, 1980. Cost and caseload data were reported by public defenders and by attorneys participating in the appointed counsel program. Appendices include summary data for individual public defender offices, a glossary of terms and sample reporting forms. For further information regarding the public defender and appointed counsel program, contact the Public Defender Commission, 1105 R. Southwest Boulevard, Jefferson City, Missouri 65101; (314) 751-4377.

CONSIDERED AS A WHOLE...

. . . the public defender and appointed counsel program was allotted approximately 3.4 million in general revenue funds by the state legislature in FY 1979-1980. Nearly \$2.3 million (67 percent) was expended for public defender operations, and just over \$1.1 million (33 percent) financed appointed counsel activities.

Figure I
Public Defender and Appointed Counsel
Program Expenditures

Appointed Counsel Expenses	Public Defender Expenses
33%	67%
(\$1,126,820)	(\$2,280,347)

When a person accused of a crime comes before a court without representation the judge must determine if the person has the means to employ counsel. Missouri statutes do not set forth conditions that determine indigency; consequently, the judge must make a decision based on the facts in each case. A form distributed by the Public Defender Commission is used to collect information on a defendant's assets and obligations and to authorize verification of the information.

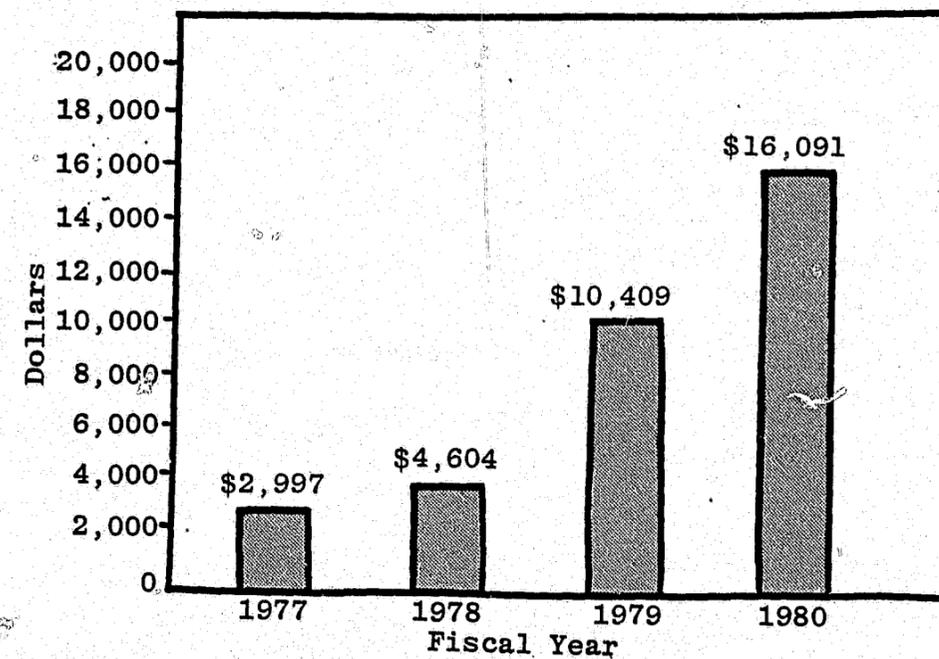
If a judge in one of Missouri's 18 public defender circuits determines that a defendant is indigent, the public defender is appointed to handle the case unless there is reason to believe that a conflict of interest or inadequate representation would result. In those cases, the court appoints a member of the private bar. In the 25 circuits without public defenders, the judge appoints private counsel.

If a defendant's financial position improves after the appointment of counsel, Section 600.090 RSMo requires the court to terminate public counsel or to require full or partial repayment of the cost for representation. At the conclusion of criminal proceedings, the court again reviews the defendant's financial position and may require the defendant to repay all or part of the cost of representation.

The amount of costs recovered each fiscal year has increased dramatically since September 1976 when circuit courts first began collecting public defender and appointed

counsel fees. The amount of costs returned to the state in FY 1979-1980 was two and one-half times the costs recovered in FY 1977-1978--the first full year of the collection program. The number of counties in which fees are collected has increased from 13 in FY 1976-1977 to 19 in FY 1979-1980. From July 1979 to June 1980 more than \$16,000 in such costs was recovered and returned to Missouri's general revenue fund, according to the Department of Revenue.

Figure II
Public Defender and Appointed Counsel
Recovered Fees



Activity in the public defender and appointed counsel program is measured by reports submitted by the public defender offices and appointed counsel. The following table and graphs summarize the reports from FY 1975-1976 through FY 1979-1980 and present historical data and trends in public defender and appointed counsel caseloads and expenditures. The shaded areas in the table and graphs indicate information that was collected before a new reporting method was implemented with the FY 1979-1980 reports.

TABLE I
PUBLIC DEFENDER AND APPOINTED COUNSEL CASELOADS AND COSTS
FIVE-YEAR SUMMARY

FISCAL YEAR	DISPOSED CASES			TOTAL EXPENDITURES			COST PER CASE		
	PUBLIC DEFENDER	APPOINTED COUNSEL	TOTAL	PUBLIC DEFENDER	APPOINTED COUNSEL	TOTAL	PUBLIC DEFENDER	APPOINTED COUNSEL	TOTAL
1975-76	13,968	2,216	16,184	\$1,365,733	\$411,754	\$1,777,487	\$ 98	\$ 186	\$ 110
1976-77	24,136	2,932	27,068	1,417,636	865,485	2,283,121	59	296	84
1977-78	22,963	3,374	26,337	1,817,473	735,000	2,552,473	79	218	97
1978-79	28,338	3,305	31,643	1,948,234	776,000	2,724,234	69	235	85
1979-80	20,810	3,194	24,004	\$2,280,347	\$1,126,820	\$3,407,167	110	353	142
1980-81	23,030	5,292	28,322	\$2,345,940	\$1,545,657	\$3,891,597	\$ 102	\$ 292	\$ 137

Caseload projections are based on the number of disposed cases from July 1, 1980 through November 30, 1980. The cost data reflect the FY 1980-1981 public defender and appointed counsel program appropriations. The estimate of \$1,545,657 is based upon the assumption of a \$415,703 emergency or supplemental appropriation during FY 1980-1981.

In FY 1979-1980 a new reporting form was developed and implemented to insure greater uniformity in public defender caseload reporting. The form was adopted by the Public Defender Commission and became effective on July 1, 1979. This new form improves the public defender program reports in two key areas.

First, using the new form, all public defender offices are now required to report activity by the number of cases. Under previous reporting methods, some offices reported caseload activity by the number of cases and other offices reported the number of separately filed counts involved. Consequently, the caseload figures tended to be inflated and somewhat misleading.

Second, the new form establishes uniformity between the reporting methods of the circuit courts and the public defender offices. The new reporting system conforms to similar changes that have been implemented in the reports submitted by Missouri's circuit courts.

The improved reporting format resulted in caseload figures and associated cost figures for FY 1979-1980 that vary significantly from data collected in previous fiscal years. It is important to recognize that this disparity is due to caseloads being counted more accurately now than in past years. As a result, the statistical reports produced by the Office of State Courts Administrator more accurately reflect caseload activity and costs in Missouri's public defender offices.

Figure III

PUBLIC DEFENDER AND APPOINTED COUNSEL PROGRAM
Disposed Cases FY 1975-1976 through FY 1980-1981

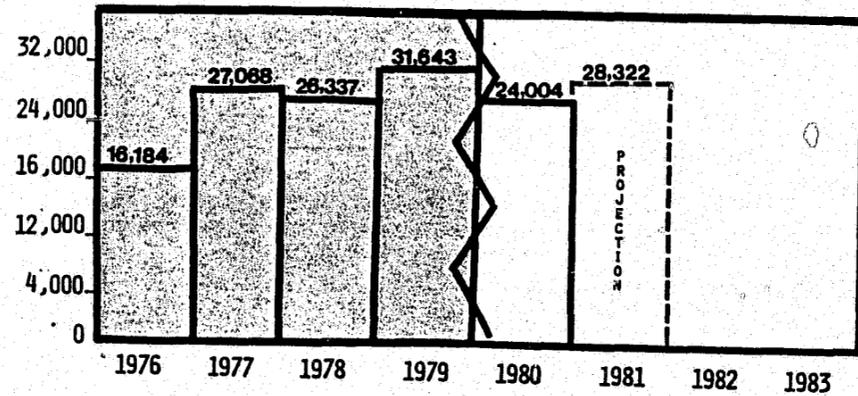
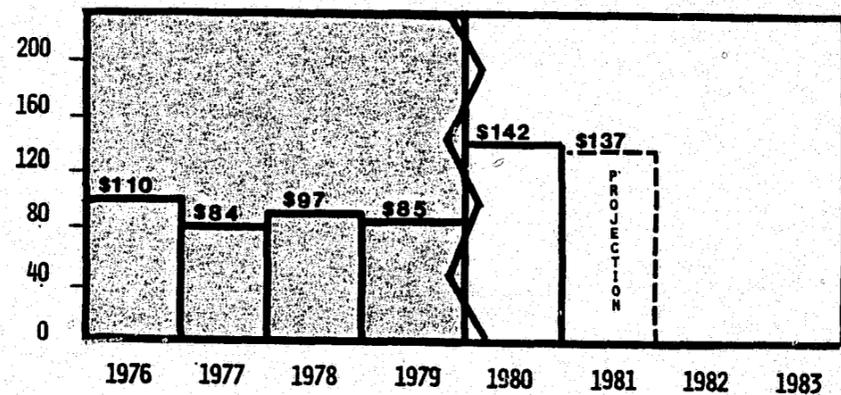


Figure IV

PUBLIC DEFENDER AND APPOINTED COUNSEL PROGRAM
Cost Per Case FY 1975-1976 through FY 1980-1981



The shaded areas in the graphs indicate information that was collected before a new reporting method was implemented July 1, 1979. Caseload projections are based on the number of disposed cases from July 1, 1980 through November 30, 1980. The cost data reflect FY 1980-1981 public defender and appointed counsel program appropriations as noted on page seven.

The public defender and appointed counsel program disposed over 24,000 cases in FY 1979-1980 and almost 87 percent of the dispositions were by public defender offices. The cases were disposed at an average cost per case of \$142.00. The following tables provide further detail of the FY 1979-1980 public defender and appointed counsel program.

Table II displays public defender and appointed counsel disposition breakdowns by the type of case. The table indicates that felony cases represented almost half (47 percent) of the total program dispositions, misdemeanors 26 percent and juvenile 18 percent. Appeals, post-conviction relief and other cases accounted for the remaining nine percent of the program dispositions.

Table III presents cost per case information for the 43 judicial circuits and the state. Cases were disposed by the public defenders at an average cost per case of \$110.00, while the average cost per case for appointed counsel was \$353.00. The average appointed counsel cost per case was three times greater than the average public defender cost per case.

Table IV details the public defender and appointed counsel program dispositions as a proportion of FY 1979-1980 felony and misdemeanor dispositions at the circuit and associate circuit court level. It should be noted, however, that the actual proportion of court cases handled by the program is higher than indicated. The total number of circuit criminal dispositions is inflated because any felony matter heard at the associate division level and subsequently bound over to the circuit level is counted twice. As the circuit court reporting systems continue to improve, the proportion of court cases disposed by the public defender and appointed counsel program will increase significantly.

TABLE II
PUBLIC DEFENDER AND APPOINTED COUNSEL DISPOSITION ACTIVITY
JULY 1, 1979 - JUNE 30, 1980

	FELONY	MISDEMEANOR	JUVENILE	APPEALS	P.C.R.	OTHER	TOTAL
PUBLIC DEFENDER (%)	8,820 (43%)	5,867 (28%)	4,026 (19%)	192 (1%)	187 (1%)	1,718 (8%)	20,810 (100%)
APPOINTED COUNSEL (%)	2,545 (80%)	384 (12%)	265 (8%)				3,194 (100%)
TOTAL PROGRAM (%)	11,365 (47%)	6,251 (26%)	4,291 (18%)	192 (1%)	187 (1%)	1,718 (7%)	24,004 (100%)

TABLE III
PUBLIC DEFENDER AND APPOINTED COUNSEL PROGRAM COST PER CASE
JULY 1, 1979 - JUNE 30, 1980

CIRCUIT	PUBLIC DEFENDER		APPOINTED COUNSEL		COMBINED TOTAL	
	NUMBER OF CASES	COST PER CASE	NUMBER OF CASES	COST PER CASE	NUMBER OF CASES	COST PER CASE
1			26	\$ 211	26	\$ 211
2			48	294	48	294
3			53	318	53	318
4			77	314	77	314
5	457	\$ 172	19	224	476	174
6	208	208	11	395	219	218
7	484	140	25	372	509	151
8			47	243	47	243
9			28	320	28	320
10	278	156	11	202	289	158
11	583	177	13	607	596	186
12			69	214	69	214
13	1,017	77	52	421	1,069	94
14	229	203	12	513	241	219
15			47	409	47	409
16	2,665	156	202	596	2,867	187
17			71	406	71	406
18			72	341	72	341
19	219	302	14	517	233	315
20	250	236	21	427	271	251
21	2,248	146	205	472	2,453	173
22	9,737	59	180	933	9,917	74
23	394	160	16	614	410	178
24	372	165	27	284	399	173
25	541	150	1	48	542	150
26			133	202	133	202
27			33	205	33	205
28			67	286	67	286
29	370	172	16	730	386	195
30			96	254	96	254
31			472	304	472	304
32	374	173	11	252	385	175
33			244	230	244	230
34	384	124	12	798	396	145
35			135	206	135	206
36			110	337	110	337
37			88	123	88	123
38			63	284	63	284
39			53	215	53	215
40			71	317	71	317
41			23	199	23	199
42			150	232	150	232
43			70	227	70	227
TOTAL	20,810	\$ 110	3,194	\$ 353	24,004	\$ 142

TABLE IV
PUBLIC DEFENDER AND APPOINTED COUNSEL PROGRAM DISPOSITIONS
AS PERCENT OF TOTAL CIRCUIT & ASSOCIATE CIRCUIT CRIMINAL DISPOSITIONS
JULY 1, 1979 - JUNE 30, 1980

CIRCUIT	TOTAL CIRCUIT CRIMINAL COURT DISPOSITIONS	PUBLIC DEFENDER		APPOINTED COUNSEL		PROGRAM TOTAL	
		NUMBER OF CASES	%	NUMBER OF CASES	%	NUMBER OF CASES	%
1	398			26	6.5	26	6.5
2	735			48	6.5	48	6.5
3	1,216			53	4.4	53	4.4
4	836			77	9.2	77	9.2
5	1,890	457	24.2	19	1.0	476	25.2
6	696	208	29.2	11	1.6	219	31.5
7	3,715	484	13.0	25	.7	509	13.7
8	533			47	8.8	47	8.8
9	618			28	4.5	28	4.5
10	634	278	43.8	11	1.7	289	45.6
11	2,166	583	26.9	13	.6	596	27.5
12	1,010			69	6.8	69	6.8
13	2,877	1,017	35.3	52	1.8	1,069	37.2
14	930	229	24.6	12	1.3	241	25.9
15	1,048			47	4.5	47	4.5
16	7,128	2,665	37.4	202	2.8	2,867	40.2
17	1,207			71	5.9	71	5.9
18	680			72	10.6	72	10.6
19	2,083	219	10.5	14	.7	233	11.2
20	1,070	250	23.4	21	2.0	271	25.3
21	7,227	2,248	31.1	205	2.8	2,453	33.9
22	13,001	9,737	74.9	180	1.4	9,917	76.3
23	1,282	394	30.7	16	1.2	410	32.0
24	2,612	372	14.2	27	1.0	399	15.3
25	1,887	541	28.7	1	.1	542	28.7
26	2,205			133	6.0	133	6.0
27	1,238			33	2.7	33	2.7
28	1,452			67	4.6	67	4.6
29	1,134	370	32.6	16	1.4	386	34.0
30	2,111			96	4.5	96	4.5
31	1,889			472	25.0	472	25.0
32	1,042	374	35.9	11	1.1	385	36.9
33	1,067			244	22.9	244	22.9
34	1,062	384	36.2	12	1.1	396	37.3
35	788			135	17.1	135	17.1
36	1,655			110	6.6	110	6.6
37	1,688			88	5.2	88	5.2
38	1,502			63	4.2	63	4.2
39	1,719			53	3.1	53	3.1
40	804			71	8.8	71	8.8
41	465			23	4.9	23	4.9
42	1,679			150	8.9	150	8.9
43	919			70	7.6	70	7.6
TOTAL	81,898	20,810	25.4	3,194	3.9	24,004	29.3

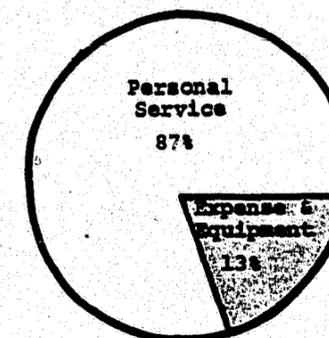
MISSOURI'S PUBLIC DEFENDERS...

... are appointed by the Public Defender Commission to serve four-year terms. Public defender salaries are set by statute. Legislation granting the first salary increase since the beginning of the program became effective July 1, 1979. Salaries of defenders in the metropolitan areas (the 16th, 21st and 22nd judicial circuits) rose from \$22,000 to \$29,500; defenders' salaries in the other 15 circuits were increased from \$17,500 to \$24,000.

Each public defender may employ assistants, whose number and maximum salaries are set by statute. The number of assistants a public defender may employ ranges from three part-time assistants to a high of 21 full-time assistants in St. Louis City.

In FY 1979-1980 expenditures for operating the 18 offices totaled \$2,280,346.67 of which \$1,993,891.05 (87 percent) was for personal services and \$286,455.62 (13 percent) was for operating expenses and equipment.

Figure V



PUBLIC DEFENDER EXPENDITURES	
\$ 1,993,891.05	Personal Service
\$ 286,455.62	Expense & Equipment
\$ 2,280,346.67	Total Expenditures

A total of 137 full-time equivalent employees were authorized by Section 600.035 RSMo. The majority of the budget increase from FY 1978-1979 to FY 1979-1980 is attributable to the higher statutory salaries authorized by the General Assembly in July 1979.

The actual costs and workload for each case handled by public defenders vary greatly. The data does not adequately reflect the workload dealing with issues under the new criminal code, the greater volume of work required in capital punishment cases and public defender efforts to provide the best representation possible for each defendant.

Not only do individual cases vary in complexity, but local conditions affect costs in public defender offices. For example, housing a prisoner in another county's jail increases travel costs for the defender. Each of these conditions may alter the time and expense required to provide effective legal representation.

The following tables summarize financial and caseload statistics for each public defender office during FY 1979-1980, although these tables cannot possibly reflect all the variables which affect the workload and costs each circuit incurs in providing public defender services.

Table V details the types of cases that were assigned to and disposed by the public defenders in the 18 circuits.

Table VI measures the percent change in pending cases for each public defender circuit and concludes that total public defender pending caseloads increased by 17 percent during the last fiscal year.

Table VII highlights, by circuit, what proportion of public defender dispositions were obtained by trial and by guilty plea. An average of 38 percent of the dispositions were through a plea of guilty and eight percent through trial.

Table VIII presents a summary of public defender expenditures by the categories of "personal service" and "expense and equipment".

Table IX summarizes three broad areas of operational information for each public defender office - caseload, personnel and expenditures. Missouri's 18 public defender circuits averaged 260.3 disposed cases per full-time equivalent legal employee.

Table X compares and ranks Missouri's public defender offices by assignment/disposition ratio, cost per case and disposed cases per legal FTE.

TABLE V
PUBLIC DEFENDER CASELOADS ASSIGNED AND DISPOSED
JULY 1, 1979 - JUNE 30, 1980

ASSIGNED CASES							
CIRCUIT	FELONY	MISDEMEANOR	JUVENILE	APPEALS	P.C.R.	OTHER	TOTAL
5	216	150	35	1	7	95	504
6	87	76	12	2	3	30	210
7	457	46	52	3	4	1	563
10	179	69	7	3	1	4	263
11	422	232	32	8	4	1	699
13	428	365	80	15	18	157	1,063
14	137	41	18	3	30	15	244
16	1,138	18	1,523	66	24	14	2,783
19	154	92	0	1	19	15	281
20	134	99	14	2	2	45	296
21	1,416	658	197	30	35	4	2,340
22	2,795	3,616	2,029	74	46	1,219	9,779
23	190	87	15	3	3	145	443
24	272	136	36	5	9	1	459
25	311	181	8	10	10	2	522
29	249	80	0	5	8	22	364
32	170	124	6	10	6	60	376
34	282	75	26	5	2	42	432
TOTAL	9,037	6,145	4,090	246	231	1,872	21,621

DISPOSED CASES							
CIRCUIT	FELONY	MISDEMEANOR	JUVENILE	APPEALS	P.C.R.	OTHER	TOTAL
5	193	142	35	4	3	80	457
6	87	74	15	5	0	27	208
7	396	29	52	3	3	1	484
10	185	82	6	1	0	4	278
11	372	180	24	4	2	1	583
13	407	348	80	9	11	162	1,017
14	130	36	17	3	26	17	229
16	1,103	18	1,478	34	20	12	2,665
19	125	74	0	1	10	9	219
20	124	79	6	1	3	37	250
21	1,393	673	132	13	33	4	2,248
22	2,895	3,494	2,095	80	45	1,128	9,737
23	189	71	20	1	1	112	394
24	225	118	23	3	3	0	372
25	338	170	10	13	6	4	541
29	247	87	2	11	3	20	370
32	163	123	6	4	13	65	374
34	248	69	25	2	5	35	384
TOTAL	8,820	5,867	4,026	192	187	1,718	20,810

TABLE VI
PUBLIC DEFENDER CASELOADS STATUS REPORT
JULY 1, 1979 - JUNE 30, 1980

CIRCUIT	PENDING BEGINNING	ASSIGNED	DISPOSED	PENDING AT END	% CHANGE PENDING
5	104	504	457	151	+45%
6	38	210	208	40	+5%
7	72	563	484	151	+110%
10	99	263	278	84	-15%
11	255	699	583	371	+46%
13	108	1,063	1,017	154	+43%
14	30	244	229	45	+50%
16	493	2,783	2,665	611	+24%
19	90	281	219	152	+69%
20	99	296	250	145	+47%
21	1,021	2,340	2,248	1,113	+9%
22	1,497	9,779	9,737	1,539	+3%
23	148	443	394	197	+33%
24	137	459	372	224	+64%
25	299	522	541	280	-6%
29	111	364	370	105	-5%
32	71	376	374	73	+3%
34	119	432	384	167	+40%
TOTAL	4,791	21,621	20,810	5,602	+17%

TABLE VII
PUBLIC DEFENDER DISPOSITIONS
BY TYPE OF DISPOSITION
JULY 1, 1979 - JUNE 30, 1980

CIRCUIT	# DISPOSED CASES	BY ACTUAL TRIALS		BY GUILTY PLEA		
		% TOTAL	% JURY	% TOTAL	% ORIGINAL	% REDUCED
5	457	12 %	1 %	34 %	19 %	14 %
6	208	7	1	36	25	11
7	484	3	3	23	7	16
10	278	2	0.4	43	37	5
11	583	2	1	27	15	12
13	1,017	7	2	40	22	17
14	229	3	2	31	24	6
16	2,665	3	2	25	17	8
19	219	7	2	53	51	1
20	250	2	1	40	35	5
21	2,248	11	2	42	34	8
22	9,737	11	1	39	36	3
23	394	2	2	48	35	12
24	372	10	1	55	37	18
25	541	4	2	28	19	9
29	370	5	4	50	29	20
32	374	1	1	50	33	16
34	384	12	1	65	59	6
TOTAL	20,810	8 %	2 %	38 %	31 %	7 %

TABLE VIII
SUMMARY OF PUBLIC DEFENDER EXPENDITURES
JULY 1, 1979 - JUNE 30, 1980

CIRCUIT	PERSONAL SERVICE	PERCENT OF TOTAL	EXPENSE AND EQUIPMENT	PERCENT OF TOTAL	TOTAL
5	\$ 67,307.04	86%	\$ 11,096.95	14%	\$ 78,403.99
6	35,540.92	82	7,750.34	18	43,291.26
7	61,235.97	91	6,317.21	9	67,553.18
10	34,243.46	79	9,155.11	21	43,398.57
11	85,813.50	83	17,099.94	17	102,913.44
13	66,615.54	85	11,701.93	15	78,317.47
14	41,040.00	88	5,536.45	12	46,576.45
16	364,052.64	88	51,530.01	12	415,582.65
19	58,729.80	89	7,329.00	11	66,058.80
20	47,547.62	81	11,389.60	19	58,937.22
21	299,973.94	92	27,293.48	8	327,267.42
22	512,196.64	90	58,000.00	10	570,196.64
23	52,226.40	83	10,918.90	17	63,145.30
24	47,726.90	78	13,550.00	22	61,276.90
25	68,402.42	84	12,974.59	16	81,377.01
29	56,209.32	88	7,500.00	12	63,709.32
32	52,862.98	82	11,700.00	18	64,562.98
34	42,165.96	88	5,612.11	12	47,778.07
TOTAL	\$1,993,891.05	87%	\$286,455.62	13%	\$2,280,346.67

TABLE IX
OPERATIONAL STATISTICS FOR
PUBLIC DEFENDER OFFICES
JULY 1, 1979 - JUNE 30, 1980

CIRCUIT	CASELOAD			PERSONNEL				EXPENDITURES	
	ASSIGNED	DISPOSED	A/D RATIO	LEGAL FTE	DISPO. RATE	TOTAL FTE	DISPO. RATE	TOTAL EXPEND.	COST PER CASE
5	504	457	0.91	3.8	129.3	5.3	86.2	\$ 78,403.99	\$ 171.56
6	210	208	0.99	1.1	189.1	2.1	99.0	43,291.26	208.13
7	563	484	0.86	3.0	161.3	4.5	107.6	67,553.18	139.57
10	263	278	1.06	1.1	252.7	2.1	132.4	43,398.57	156.11
11	699	583	0.83	2.8	208.2	5.8	100.5	102,913.44	176.52
13	1,063	1,017	0.96	3.5	290.6	5.1	199.4	78,317.47	77.00
14	244	229	0.94	1.4	163.6	2.4	95.4	46,576.45	203.39
16	2,783	2,665	0.96	14.3	186.4	21.3	125.1	415,582.65	155.94
19	281	219	0.78	2.0	109.5	4.0	54.8	66,058.80	301.64
20	296	250	0.84	2.2	113.6	3.4	73.5	58,957.22	235.75
21	2,340	2,248	0.96	11.5	195.5	17.8	126.3	327,267.42	145.58
22	9,779	9,737	1.00	21.2	459.3	34.2	284.7	570,196.64	58.56
23	443	394	0.89	2.5	157.6	3.5	112.6	63,145.30	160.27
24	459	372	0.81	1.2	310.0	2.6	143.1	61,276.90	164.72
25	522	541	1.04	2.5	216.4	4.5	120.2	81,377.01	150.42
29	364	370	1.02	2.0	185.0	3.4	108.8	63,709.32	172.19
32	376	374	0.99	1.8	207.8	3.6	103.9	64,562.98	172.63
34	432	384	0.89	2.0	192.0	3.0	128.0	47,778.07	124.42
TOTAL	21,621	20,810	0.96	79.9	260.5	128.6	161.8	\$2,280,346.67	\$ 109.58

TABLE X
COMPARISONS OF PUBLIC DEFENDER OFFICES
JULY 1, 1979 - JUNE 30, 1980

CIRCUIT	ASSIGNMENT/ DISPOSITION RATIO
10	1.06
25	1.04
29	1.02
22	1.00
6	0.99
32	0.99
13	0.96
16	0.96
21	0.96
14	0.94
5	0.91
23	0.89
34	0.89
7	0.86
20	0.84
11	0.83
24	0.81
19	0.78
TOTAL	0.96

CIRCUIT	COST PER CASE
22	\$ 58.56
13	77.00
34	124.42
7	139.57
21	145.58
25	150.42
16	155.94
10	156.11
23	160.27
24	164.72
5	171.56
29	172.19
32	172.63
11	176.52
14	203.39
6	208.13
20	235.75
19	301.64
TOTAL	\$109.58

CIRCUIT	CASES PER LEGAL FTE
22	459.3
24	310.0
13	290.6
10	252.7
25	216.4
11	208.2
32	207.8
21	195.5
34	192.0
6	189.1
16	186.4
29	185.0
14	163.6
7	161.3
23	157.6
5	120.3
20	113.6
19	109.5
TOTAL	260.5

MISSOURI'S APPOINTED COUNSEL..

... are used in the 25 judicial circuits which have no public defenders and in those circuits where the use of a public defender on a particular case would result in conflict of interest or inadequate representation. In FY 1979-1980 approximately one-fourth of the billings for appointed counsel services were from circuits which have public defenders. These 848 appointed counsel billings accounted for nearly one-half (44 percent) of the total cost for appointed counsel cases.

The General Assembly appropriated \$1,129,954 for the appointed counsel program during FY 1979-1980. This dollar amount includes a \$193,396 supplemental appropriation and accounts for 33 percent of the total budget for the public defender and appointed counsel program. Even with the increased funds from the supplemental appropriation, the billings certified by the state's judges exceeded the funds available. While the statute places a limit on available funds, it does not provide controls over the number of appointments Missouri's judges may make.

Although Section 600.150 RSMo authorizes the judge to set a reasonable fee for appointed counsel services, payment rates for appointed counsel were established by the Supreme Court in 1974. The Public Defender Commission continued the

rate in 1976. Attorneys receive \$20.00 per hour for time spent in court and \$15.00 per hour for out-of-court services.

To obtain reimbursement for services, an attorney submits a claim to the court where the case was tried or heard. The court reviews the bill and may modify it prior to certifying the billing for processing by the Office of State Courts Administrator. The Office of State Courts Administrator requests payment from state funds and forwards a check to the attorney. Appropriations for court appointed counsel payments frequently have not been sufficient to meet the demand for all the cases certified for payment.

The following tables present expenditure and caseload summaries for all circuits during FY 1979-1980. The data is based on billings submitted by attorneys participating in the appointed counsel program.

Table XI presents the number of cases billed through the Office of State Courts Administrator and indicates the total cost per case for each judicial circuit.

Table XII provides a further breakdown of appointed counsel caseload and cost per case figures by felony, misdemeanor and juvenile case dispositions.

TABLE XI
 APPOINTED COUNSEL PROGRAM TOTAL CASELOAD COSTS SUMMARY
 JULY 1, 1979 - JUNE 30, 1980

CIRCUIT	BILLED NUMBER OF FELONY CASES	BILLED NUMBER OF MISDEMEANOR CASES	BILLED NUMBER OF JUVENILE CASES	TOTAL CASES	AMOUNT PAID	COST PER CASE
1	24	2	0	26	\$ 5,489	\$ 211
2	36	2	10	48	14,092	294
3	42	8	3	53	16,828	318
4	59	16	2	77	24,170	314
5	18	1	0	19	4,252	224
6	11	0	0	11	4,345	395
7	13	0	12	25	9,302	372
8	42	0	5	47	11,430	243
9	19	5	4	28	8,962	320
10	9	0	2	11	2,227	202
11	10	1	2	13	7,888	607
12	55	12	2	69	14,774	214
13	44	5	3	52	21,887	421
14	12	0	0	12	6,161	513
15	39	4	4	47	19,240	409
16	165	1	36	202	120,382	596
17	64	7	0	71	28,832	406
18	66	1	5	72	24,567	341
19	13	1	0	14	7,238	517
20	19	2	0	21	8,964	427
21	142	18	45	205	96,805	472
22	167	10	3	180	167,981	933
23	16	0	0	16	9,831	614
24	25	2	0	27	7,676	284
25	1	0	0	1	48	48
26	99	33	1	133	26,816	202
27	23	10	0	33	6,756	205
28	49	15	3	67	19,137	286
29	16	0	0	16	11,683	730
30	85	7	4	96	24,352	254
31	348	94	30	472	143,565	304
32	10	1	0	11	2,768	252
33	178	26	40	244	56,129	230
34	11	0	1	12	9,575	798
35	108	13	14	135	27,778	206
36	95	3	12	110	37,026	337
37	71	15	2	88	10,861	123
38	56	5	2	63	17,911	284
39	45	4	4	53	11,404	215
40	64	5	2	71	22,491	317
41	19	3	1	23	4,568	199
42	107	37	6	150	34,756	232
43	50	15	5	70	15,873	227
TOTAL	2,545	384	265	3,194	\$1,126,820	\$ 353

TABLE XII
 APPOINTED COUNSEL PROGRAM CASELOAD COSTS BY TYPE OF CASE
 JULY 1, 1979 - JUNE 30, 1980

CIRCUIT	FELONY CASELOAD			MISDEMEANOR CASELOAD			JUVENILE CASELOAD		
	No. OF CASES	AMOUNT INCURRED	COST PER CASE	No. OF CASES	AMOUNT INCURRED	COST PER CASE	No. OF CASES	AMOUNT INCURRED	COST PER CASE
1	24	\$ 5,308	\$ 221	2	\$ 181	\$ 91	0	\$ 0	\$ 0
2	36	12,877	358	2	95	48	10	1,120	112
3	42	15,843	377	8	827	103	3	158	3
4	59	21,375	362	16	2,504	157	2	291	146
5	18	4,010	223	1	242	242	0	0	0
6	11	4,345	395	0	0	0	0	0	0
7	13	8,436	649	0	0	0	12	866	72
8	42	10,530	250	0	0	0	5	900	180
9	19	7,917	417	5	690	138	4	355	89
10	9	1,913	213	0	0	0	2	314	157
11	10	6,168	617	1	103	103	2	1,617	809
12	55	13,456	245	12	859	72	2	459	230
13	44	21,022	478	5	549	110	3	316	105
14	12	6,161	513	0	0	0	0	0	0
15	39	18,607	477	4	278	70	4	355	89
16	165	110,675	671	1	103	103	36	9,604	267
17	64	28,102	439	7	730	104	0	0	0
18	66	23,995	364	1	64	64	5	508	102
19	13	7,174	552	1	64	64	0	0	0
20	19	8,474	446	2	490	245	0	0	0
21	142	87,945	619	18	3,227	179	45	5,633	125
22	167	165,356	990	10	2,216	222	3	409	136
23	16	9,831	614	0	0	0	0	0	0
24	25	7,551	302	2	125	63	0	0	0
25	1	48	48	0	0	0	0	0	0
26	99	23,567	238	33	3,114	94	1	135	135
27	23	5,380	234	10	1,376	138	0	0	0
28	49	16,732	341	15	2,103	140	3	302	101
29	16	11,683	730	0	0	0	0	0	0
30	85	23,140	272	7	944	135	4	268	67
31	348	127,441	366	94	13,075	139	30	3,049	102
32	10	2,688	269	1	80	80	0	0	0
33	178	48,954	275	26	2,707	104	40	4,468	112
34	11	3,551	323	0	0	0	1	6,024	6,024
35	108	26,599	246	13	479	37	14	700	50
36	95	34,971	368	3	518	173	12	1,537	128
37	71	9,559	135	15	1,221	81	2	81	41
38	56	16,765	299	5	365	73	2	781	391
39	45	10,747	239	4	417	104	4	240	60
40	64	21,311	333	5	965	193	2	215	108
41	19	3,773	199	3	370	123	1	425	425
42	107	30,026	281	37	3,532	95	6	1,198	200
43	50	13,036	261	15	2,583	172	5	254	51
TOTAL	2,545	\$1,037,042	\$ 407	384	\$ 47,196	123	265	\$42,582	\$ 161

APPENDICES

APPENDIX I PUBLIC DEFENDERS

Richard W. Dahms
5th Judicial Circuit
Buchanan County Courthouse
St. Joseph, MO 64500
816/233-9101

James Fletcher *
6th Judicial Circuit
Witt and Boggs Building
4th and Main
P. O. Box 1000
Platte City, MO 64079
816/431-5545 or 464-5731

Gerald Kiser
7th Judicial Circuit
7 South Water
Liberty, MO 64068
816/781-7234

Fredrich J. Cruse *
10th Judicial Circuit
Courthouse
Hannibal, MO 63401
314/221-1540

Timothy A. Braun
11th Judicial Circuit
St. Charles County Gov't. Bldg.
205 North Second Street
St. Charles, MO 63301
314/724-2118 or 946-4242

David M. Strauss
13th Judicial Circuit
2nd Floor Municipal Building
600 East Broadway
Columbia, MO 65201
314/433-0030

Tom Marshall
14th Judicial Circuit
P. O. Box 627
Moberly, MO 65270
816/263-7665

Peter Sterling *
16th Judicial Circuit
Suite 202--Community Justice Center
1305 Locust Street
Kansas City, MO 64106
816/474-5811

Howard L. McFadden
19th Judicial Circuit
531 Capitol Avenue
Jefferson City, MO 65101
314/751-3424

Frank Carlson
20th Judicial Circuit
Court Annex
Union, MO 63084
314/583-5197

William J. Shaw
21st Judicial Circuit
Courthouse
Clayton, MO 63105
314/889-2463

Robert C. Babione
22nd Judicial Circuit
1320 Market Street
St. Louis, MO 63103
314/622-4241

Theodore Guberman
23rd Judicial Circuit
P. O. Box 156
Hillsboro, MO 63050
314/789-35950 63050

Kenneth Seufert
24th Judicial Circuit
3 South Jefferson
Farmington, MO 63640
314/756-6629

Terry Daley
25th Judicial Circuit
P. O. Box 507
Rolla, MO 65401
314/364-6878

H. David Robards
29th Judicial Circuit
201 Jasper Co. Courts Bldg.
Joplin, MO 64801
417/781-4114

Gary Robbins
32nd Judicial Circuit
Courthouse
Jackson, MO 63755
314/243-3949 or 243-3940

Blair Buckley
34th Judicial Circuit
Courthouse
Caruthersville, MO 63830
314/333-4006

As of December 31, 1980
*Will Change January, 1981

APPENDIX II
Public Defender Data, ALL CIRCUITS

CATEGORY	PENDING BEGINNING	ASSIGNED	DISPOSED	PENDING AT END
FELONY	2,982	9,037	8,820	3,199
MISDEMEANOR	840	6,145	5,867	1,118
JUVENILE	494	4,090	4,026	558
DIRECT APPEALS	251	246	192	311
POST CONVICTION RELIEF (27, 26 ETC.)	92	231	187	130
OTHER	132	1,872	1,718	286
TOTAL	4,791	21,621	20,810	5,602

General Information

ACTUAL TRIALS: JURY 307 Non-JURY 1,327 OTHER 41 TOTAL 1,675

GUILTY PLEAS: TO ORIGINAL CHARGE 6,368
TO REDUCED CHARGE 1,482
OTHER 46

FELONY CASES BOUND OVER FOR TRIAL: 3,496
PRELIMINARY HEARINGS CONDUCTED: 3,917
OTHER HEARINGS (E.G., PROBATION, EXTRADITION, MOTION): 4,374
ADDITIONAL COURT APPEARANCES: 27,945

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APPENDIX III
Public Defender Data, 5th Circuit

CATEGORY	PENDING BEGINNING	ASSIGNED	DISPOSED	PENDING AT END
FELONY	73	216	193	96
MISDEMEANOR	16	150	142	24
JUVENILE	0	35	35	0
DIRECT APPEALS	11	1	3	9
POST CONVICTION RELIEF (27, 26 ETC.)	4	7	4	7
OTHER	0	95	80	15
TOTAL	104	504	457	151

General Information

ACTUAL TRIALS: JURY 5 Non-JURY 49 OTHER 0 TOTAL 54

GUILTY PLEAS: TO ORIGINAL CHARGE 89
TO REDUCED CHARGE 66
OTHER 2

FELONY CASES BOUND OVER FOR TRIAL: 105
PRELIMINARY HEARINGS CONDUCTED: 67
OTHER HEARINGS (E.G., PROBATION, EXTRADITION, MOTION): 166
ADDITIONAL COURT APPEARANCES: 398

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APPENDIX III
Public Defender Data, 6th Circuit

CATEGORY	PENDING BEGINNING	ASSIGNED	DISPOSED	PENDING AT END
FELONY	22	87	87	22
MISDEMEANOR	6	76	74	8
JUVENILE	3	12	15	0
DIRECT APPEALS	0	2	0	2
POST CONVICTION RELIEF (27, 26 ETC.)	6	3	5	4
OTHER	1	30	27	4
TOTAL	38	210	208	40

General Information

ACTUAL TRIALS: JURY 3 Non-JURY 6 OTHER 5 TOTAL 14

GUILTY PLEAS: TO ORIGINAL CHARGE 51
TO REDUCED CHARGE 23
OTHER 0

FELONY CASES BOUND OVER FOR TRIAL: 38

PRELIMINARY HEARINGS CONDUCTED: 28

OTHER HEARINGS (E.G., PROBATION, EXTRADITION, MOTION): 43

ADDITIONAL COURT APPEARANCES: 174

APPENDIX III
Public Defender Data, 7th Circuit

CATEGORY	PENDING BEGINNING	ASSIGNED	DISPOSED	PENDING AT END
FELONY	57	457	396	118
MISDEMEANOR	9	46	29	26
JUVENILE	0	52	52	0
DIRECT APPEALS	4	3	3	4
POST CONVICTION RELIEF (27, 26 ETC.)	2	4	3	3
OTHER	0	1	1	0
TOTAL	72	563	484	151

General Information

ACTUAL TRIALS: JURY 14 Non-JURY 0 OTHER 0 TOTAL 14

GUILTY PLEAS: TO ORIGINAL CHARGE 34
TO REDUCED CHARGE 77
OTHER 0

FELONY CASES BOUND OVER FOR TRIAL: 82

PRELIMINARY HEARINGS CONDUCTED: 11

OTHER HEARINGS (E.G., PROBATION, EXTRADITION, MOTION): 26

ADDITIONAL COURT APPEARANCES: 33

APPENDIX III
Public Defender Data, 10th Circuit

CATEGORY	PENDING BEGINNING	ASSIGNED	DISPOSED	PENDING AT END
FELONY	66	179	185	60
MISDEMEANOR	30	69	82	17
JUVENILE	3	7	6	4
DIRECT APPEALS	0	3	1	2
POST CONVICTION RELIEF (27, 26 ETC.)	0	1	0	1
OTHER	0	4	4	0
TOTAL	99	263	278	84

General Information

ACTUAL TRIALS: JURY 1 Non-JURY 5 OTHER 0 TOTAL 6

GUILTY PLEAS: TO ORIGINAL CHARGE 102
TO REDUCED CHARGE 14
OTHER 4

FELONY CASES BOUND OVER FOR TRIAL: 66
PRELIMINARY HEARINGS CONDUCTED: 9
OTHER HEARINGS (E.G., PROBATION, EXTRADITION, MOTION): 50
ADDITIONAL COURT APPEARANCES: 478

APPENDIX III
Public Defender Data, 11th Circuit

CATEGORY	PENDING BEGINNING	ASSIGNED	DISPOSED	PENDING AT END
FELONY	147	422	372	197
MISDEMEANOR	77	232	180	129
JUVENILE	13	32	24	21
DIRECT APPEALS	11	8	4	15
POST CONVICTION RELIEF (27, 26 ETC.)	5	4	2	7
OTHER	2	1	1	2
TOTAL	255	699	583	371

General Information

ACTUAL TRIALS: JURY 6 Non-JURY 7 OTHER 0 TOTAL 13

GUILTY PLEAS: TO ORIGINAL CHARGE 89
TO REDUCED CHARGE 68
OTHER 0

FELONY CASES BOUND OVER FOR TRIAL: 153
PRELIMINARY HEARINGS CONDUCTED: 90
OTHER HEARINGS (E.G., PROBATION, EXTRADITION, MOTION): 6
ADDITIONAL COURT APPEARANCES: 1,448

APPENDIX III
Public Defender Data, 13th Circuit

CATEGORY	PENDING BEGINNING	ASSIGNED	DISPOSED	PENDING AT END
FELONY	61	428	407	82
MISDEMEANOR	25	365	348	42
JUVENILE	3	80	80	3
DIRECT APPEALS	4	15	9	10
POST CONVICTION RELIEF (27, 26 ETC.)	4	18	11	11
OTHER	11	157	162	6
TOTAL	108	1,063	1,017	154

General Information

ACTUAL TRIALS: JURY 17 NON-JURY 49 OTHER 0 TOTAL 66

GUILTY PLEAS: TO ORIGINAL CHARGE 225
TO REDUCED CHARGE 175
OTHER 4

FELONY CASES BOUND OVER FOR TRIAL: 158
PRELIMINARY HEARINGS CONDUCTED: 175
OTHER HEARINGS (E.G., PROBATION, EXTRADITION, MOTION): 232
ADDITIONAL COURT APPEARANCES: 709

APPENDIX III
Public Defender Data, 14th Circuit

CATEGORY	PENDING BEGINNING	ASSIGNED	DISPOSED	PENDING AT END
FELONY	19	137	130	26
MISDEMEANOR	0	41	36	5
JUVENILE	0	18	17	1
DIRECT APPEALS	3	3	3	3
POST CONVICTION RELIEF (27, 26 ETC.)	1	30	26	5
OTHER	7	15	17	5
TOTAL	30	244	229	45

General Information

ACTUAL TRIALS: JURY 4 NON-JURY 3 OTHER 0 TOTAL 7

GUILTY PLEAS: TO ORIGINAL CHARGE 55
TO REDUCED CHARGE 14
OTHER 1

FELONY CASES BOUND OVER FOR TRIAL: 53
PRELIMINARY HEARINGS CONDUCTED: 34
OTHER HEARINGS (E.G., PROBATION, EXTRADITION, MOTION): 31
ADDITIONAL COURT APPEARANCES: 265

APPENDIX III
Public Defender Data, 16th Circuit

CATEGORY	PENDING BEGINNING	ASSIGNED	DISPOSED	PENDING AT END
FELONY	382	1,138	1,103	417
MISDEMEANOR	0	18	18	0
JUVENILE	52	1,523	1,478	97
DIRECT APPEALS	52	66	34	84
POST CONVICTION RELIEF (27, 26 ETC.)	7	24	20	11
OTHER	0	14	12	2
TOTAL	493	2,783	2,665	611

General Information

ACTUAL TRIALS: JURY 52 NON-JURY 29 OTHER 0 TOTAL 81

GUILTY PLEAS: TO ORIGINAL CHARGE 446
TO REDUCED CHARGE 205
OTHER 1

FELONY CASES BOUND OVER FOR TRIAL: 760

PRELIMINARY HEARINGS CONDUCTED: 1,590

OTHER HEARINGS (E.G., PROBATION, EXTRADITION, MOTION): 28

ADDITIONAL COURT APPEARANCES: 101

APPENDIX III
Public Defender Data, 19th Circuit

CATEGORY	PENDING BEGINNING	ASSIGNED	DISPOSED	PENDING AT END
FELONY	51	154	125	80
MISDEMEANOR	17	92	74	35
JUVENILE	0	0	0	0
DIRECT APPEALS	1	1	1	1
POST CONVICTION RELIEF (27, 26 ETC.)	6	19	10	15
OTHER	15	15	9	21
TOTAL	90	281	219	152

General Information

ACTUAL TRIALS: JURY 5 NON-JURY 10 OTHER 0 TOTAL 15

GUILTY PLEAS: TO ORIGINAL CHARGE 111
TO REDUCED CHARGE 2
OTHER 3

FELONY CASES BOUND OVER FOR TRIAL: 66

PRELIMINARY HEARINGS CONDUCTED: 18

OTHER HEARINGS (E.G., PROBATION, EXTRADITION, MOTION): 10

ADDITIONAL COURT APPEARANCES: 245

APPENDIX III
Public Defender Data, 20th Circuit

CATEGORY	PENDING BEGINNING	ASSIGNED	DISPOSED	PENDING AT END
FELONY	67	134	124	77
MISDEMEANOR	24	99	79	44
JUVENILE	2	14	6	10
DIRECT APPEALS	1	2	1	2
POST CONVICTION RELIEF (27.26 ETC.)	2	2	3	1
OTHER	3	45	37	11
TOTAL	99	296	250	145

General Information

ACTUAL TRIALS: JURY 3 NON-JURY 3 OTHER 0 TOTAL 6

GUILTY PLEAS: TO ORIGINAL CHARGE 87
TO REDUCED CHARGE 12
OTHER 0

FELONY CASES BOUND OVER FOR TRIAL: 51
PRELIMINARY HEARINGS CONDUCTED: 18
OTHER HEARINGS (E.G., PROBATION, EXTRADITION, MOTION): 39
ADDITIONAL COURT APPEARANCES: 317

APPENDIX III
Public Defender Data, 21st Circuit

CATEGORY	PENDING BEGINNING	ASSIGNED	DISPOSED	PENDING AT END
FELONY	513	1,416	1,393	536
MISDEMEANOR	300	658	673	285
JUVENILE	183	197	132	248
DIRECT APPEALS	17	30	13	34
POST CONVICTION RELIEF (27.26 ETC.)	8	35	33	10
OTHER	0	4	4	0
TOTAL	1,021	2,340	2,248	1,113

General Information

ACTUAL TRIALS: JURY 42 NON-JURY 164 OTHER 34 TOTAL 240

GUILTY PLEAS: TO ORIGINAL CHARGE 760
TO REDUCED CHARGE 178
OTHER 0

FELONY CASES BOUND OVER FOR TRIAL: 290
PRELIMINARY HEARINGS CONDUCTED: 336
OTHER HEARINGS (E.G., PROBATION, EXTRADITION, MOTION): 1,455
ADDITIONAL COURT APPEARANCES: 3,820

APPENDIX III
Public Defender Data, 22nd Circuit

CATEGORY	PENDING BEGINNING	ASSIGNED	DISPOSED	PENDING AT END
FELONY	940	2,795	2,895	840
MISDEMEANOR	150	3,616	3,494	272
JUVENILE	210	2,029	2,095	144
DIRECT APPEALS	113	74	80	107
POST CONVICTION RELIEF (27.26 ETC.)	26	46	45	27
OTHER	58	1,219	1,128	149
TOTAL	1,497	9,779	9,737	1,539

General Information

ACTUAL TRIALS: JURY 112 Non-JURY 906 OTHER 2 TOTAL 1,020

GUILTY PLEAS: To ORIGINAL CHARGE 3,480
To REDUCED CHARGE 329
OTHER 26

FELONY CASES BOUND OVER FOR TRIAL: 1,041
PRELIMINARY HEARINGS CONDUCTED: 1,099
OTHER HEARINGS (E.G., PROBATION, EXTRADITION, MOTION): 1,825
ADDITIONAL COURT APPEARANCES: 18,063

APPENDIX III
Public Defender Data, 23rd Circuit

CATEGORY	PENDING BEGINNING	ASSIGNED	DISPOSED	PENDING AT END
FELONY	100	190	189	101
MISDEMEANOR	15	87	71	31
JUVENILE	6	15	20	1
DIRECT APPEALS	2	3	1	4
POST CONVICTION RELIEF (27.26 ETC.)	1	3	1	3
OTHER	24	145	112	57
TOTAL	148	443	394	197

General Information

ACTUAL TRIALS: JURY 6 Non-JURY 2 OTHER 0 TOTAL 8

GUILTY PLEAS: To ORIGINAL CHARGE 138
To REDUCED CHARGE 49
OTHER 3

FELONY CASES BOUND OVER FOR TRIAL: 77
PRELIMINARY HEARINGS CONDUCTED: 59
OTHER HEARINGS (E.G., PROBATION, EXTRADITION, MOTION): 22
ADDITIONAL COURT APPEARANCES: 47

APPENDIX III
Public Defender Data, 24th Circuit

CATEGORY	PENDING BEGINNING	ASSIGNED	DISPOSED	PENDING AT END
FELONY	76	272	225	123
MISDEMEANOR	42	136	118	60
JUVENILE	12	36	23	25
DIRECT APPEALS	6	5	3	8
POST CONVICTION RELIEF (27.26 ETC.)	1	9	3	7
OTHER	0	1	0	1
TOTAL	137	459	372	224

General Information

ACTUAL TRIALS: JURY 5 Non-JURY 33 OTHER 0 TOTAL 38

GUILTY PLEAS: To ORIGINAL CHARGE 139
To REDUCED CHARGE 65
OTHER 0

FELONY CASES BOUND OVER FOR TRIAL: 132
PRELIMINARY HEARINGS CONDUCTED: 107
OTHER HEARINGS (E.G., PROBATION, EXTRADITION, MOTION): 54
ADDITIONAL COURT APPEARANCES: 198

APPENDIX III
Public Defender Data, 25th Circuit

CATEGORY	PENDING BEGINNING	ASSIGNED	DISPOSED	PENDING AT END
FELONY	225	311	338	198
MISDEMEANOR	56	181	170	67
JUVENILE	4	8	10	2
DIRECT APPEALS	9	10	13	6
POST CONVICTION RELIEF (27.26 ETC.)	3	10	6	7
OTHER	2	2	4	0
TOTAL	299	522	541	280

General Information

ACTUAL TRIALS: JURY 11 Non-JURY 13 OTHER 0 TOTAL 24

GUILTY PLEAS: To ORIGINAL CHARGE 104
To REDUCED CHARGE 46
OTHER 0

FELONY CASES BOUND OVER FOR TRIAL: 113
PRELIMINARY HEARINGS CONDUCTED: 86
OTHER HEARINGS (E.G., PROBATION, EXTRADITION, MOTION): 30
ADDITIONAL COURT APPEARANCES: 257

APPENDIX III
Public Defender Data, 29th Circuit

CATEGORY	PENDING BEGINNING	ASSIGNED	DISPOSED	PENDING AT END
FELONY	67	249	247	69
MISDEMEANOR	26	80	87	19
JUVENILE	2	0	2	0
DIRECT APPEALS	13	5	11	7
POST CONVICTION RELIEF (27, 26 ETC.)	3	8	3	8
OTHER	0	22	20	2
TOTAL	111	364	370	105

General Information

ACTUAL TRIALS: JURY 14 Non-JURY 5 OTHER 0 TOTAL 19

GUILTY PLEAS: TO ORIGINAL CHARGE 108
TO REDUCED CHARGE 75
OTHER 1

FELONY CASES BOUND OVER FOR TRIAL: 53
PRELIMINARY HEARINGS CONDUCTED: 40
OTHER HEARINGS (E.G., PROBATION, EXTRADITION, MOTION): 233
ADDITIONAL COURT APPEARANCES: 506

APPENDIX III
Public Defender Data, 32nd Circuit

CATEGORY	PENDING BEGINNING	ASSIGNED	DISPOSED	PENDING AT END
FELONY	30	170	163	37
MISDEMEANOR	21	124	123	22
JUVENILE	0	6	6	0
DIRECT APPEALS	1	10	4	7
POST CONVICTION RELIEF (27, 26 ETC.)	10	6	13	3
OTHER	9	60	65	4
TOTAL	71	376	374	73

General Information

ACTUAL TRIALS: JURY 3 Non-JURY 2 OTHER 0 TOTAL 5

GUILTY PLEAS: TO ORIGINAL CHARGE 125
TO REDUCED CHARGE 60
OTHER 1

FELONY CASES BOUND OVER FOR TRIAL: 65
PRELIMINARY HEARINGS CONDUCTED: 23
OTHER HEARINGS (E.G., PROBATION, EXTRADITION, MOTION): 61
ADDITIONAL COURT APPEARANCES: 69

APPENDIX III
Public Defender Data, 34th Circuit

CATEGORY	PENDING BEGINNING	ASSIGNED	DISPOSED	PENDING AT END
FELONY	86	282	248	120
MISDEMEANOR	26	75	69	32
JUVENILE	1	26	25	2
DIRECT APPEALS	3	5	2	6
POST CONVICTION RELIEF (27, 26 ETC.)	3	2	5	0
OTHER	0	42	35	7
TOTAL	119	432	384	167

General Information

ACTUAL TRIALS: JURY 4 NON-JURY 41 OTHER 0 TOTAL 45

GUILTY PLEAS: TO ORIGINAL CHARGE 225
TO REDUCED CHARGE 24
OTHER 0

FELONY CASES BOUND OVER FOR TRIAL: 193

PRELIMINARY HEARINGS CONDUCTED: 127

OTHER HEARINGS (E.G., PROBATION, EXTRADITION, MOTION): 63

ADDITIONAL COURT APPEARANCES: 817

APPENDIX IV

GUIDELINES/INSTRUCTIONS FOR COMPLETION
OF
PUBLIC DEFENDER MONTHLY CASELOAD REPORT

Category of Case:

Listed categories of cases are basically self-explanatory. Each case should be listed only once--for example, an appeal should not be listed as a felony case and an appeal but as an appeal only. The category of "Other" cases should not be used unless a specific case cannot be listed within one of the established categories; examples of such reported cases are writs, hearings, grand jury proceedings, etc., which are not reported in another category. Cases are to be reported by cases and not by individual count, charge, etc.

Pending Beginning:

This number should be the same as the "Pending at End" reported for the previous month. Cases listed as "Pending Beginning" are to be those active cases assigned to the Public Defender office which have not been reported as dispositions. If a discrepancy exists between the number shown pending at the end of one period and that shown pending at the beginning of the following period, it must be explained on an attached sheet.

Assigned:

All cases assigned by a court to the Public Defender office for appropriate action. Assigned cases are reported only for the month in which they are assigned and are to be reported by case rather than by count.

Disposed:

All cases for which the Public Defender office has no further obligation. If a case is removed from the Public Defender Caseload, it is reported as disposed even though final disposition of the case in the judicial system has not yet occurred.

Pending at End:

This number represents all cases for which the Public Defender is responsible and have not been reported as dispositions. The listed number (the same as physical cases present) is determined by adding assigned cases (A) to cases pending (PB) and subtracting cases disposed (D). $PB+A-D=PE$.

APPENDIX IV

General Information:

Requested information in this section of the report is not limited to disposed cases only. In addition to satisfying statutory reporting requirements for "type of representation", the general information should more clearly indicate the workload of an office than is done by simple listing of the caseload. The information requested is for the reporting month only; information in previous months is not to be included.

Most requested information, both caseload and general, is self-explanatory. Some specific matters need more detailed explanation:

Cases reported as disposed by the public defender office but not by courts include dispositions by entry of other attorney, inactive cases, withdrawal of defender, etc., but do not include cases which are appealed or transferred after disposition is reported.

The number of trials reported is to be the number of trials actually conducted. Preliminary hearings are not to be reported as non-jury trials. A single trial, encompassing several matters, counts or days, is to be reported as one trial.

The number of guilty pleas reported is to be the actual number of pleas. If a defendant enters two separate pleas, two pleas are to be reported.

The number of felony cases bound over for trial is to include cases involving waivers of preliminary hearings as well as cases going to circuit court after a preliminary hearing was conducted. A case with several counts is to be reported as one case; if there are dismissals, guilty pleas or other dispositions but with one or more counts bound over, one case is to be reported as bound over. By counting only cases bound over, the number of cases going from associate circuit to circuit court can be shown separately from the total number of cases.

Preliminary hearings are to be reported by the actual number of preliminary hearings conducted. Preliminaries are not to also be reported as trials, additional court appearances, other hearings or in any other category.

Other hearings include all hearings other than preliminary hearings, but reported numbers are not to include items reported in other categories. Some examples of these hearings are motions, extradition hearings and probation hearings. If a juvenile hearing is reported in the category of other hearings, it is

APPENDIX IV

also not to be reported as a trial.

Additional court appearances are those court appearances that aren't reported in another category, but do require the physical presence of the defender. Examples of additional court appearances are arraignments, separate sentencing procedures, etc.

All reported information is not to duplicate previously reported information or information reported in another category. For example, a trial beginning in one month and ending in another month, is not to be reported as a trial for each month; a defendant with multiple cases is not to be counted separately for each case or in each month. The number of trials, defendants, etc., when totaled at the end of the reporting year should represent an accurate annual amount.

Upon completion of the form, the sheet can be folded, stapled, stamped, return address entered, and mailed; a separate envelope is not needed.

If this form works in the manner hoped and expected, there should be no need for annual reports or auxiliary reports except for specific requests by the Public Defender Commission.

The following definitions are derived from state statutes, when possible, and are to be utilized when completing the report.

APPENDIX IV

Applicable Definitions

1. Assigned Cases
Those cases assigned by a court to the public defender office, "Cases" are cases as specified by the assigning court; cases are not listed by individual count, charge, indictment, etc.
2. Disposed Cases
Those cases for which the public defender office has no further obligation. Cases reassigned to other offices or other attorneys are considered dispositions. Cases which no longer require active participation by the public defender office are considered dispositions.
3. Pending Cases
Those cases which, after assignment to the public defender office, have not been disposed and are thus part of the active caseload.
4. Associate Circuit Courts
Those divisions of circuit court presided over by an associate circuit judge; prior to January 2, 1979 were known as magistrate courts.
5. Circuit Courts
The basic trial courts in the state; presided over by a circuit judge.
6. Other Courts
All courts, both state and federal, which are not circuit or associate circuit courts (includes appellate courts and supreme courts).
7. Felony
Any crime so designated by statute or if persons convicted thereof may be sentenced to death or imprisonment for a term which is in excess of one year.
8. Misdemeanor
Any crime so designated by statute or if persons convicted thereof may be sentenced to imprisonment for a term of which the maximum is one year or less.
9. Juvenile
Generally, those offenses for which the defendant is under 17 years of age unless the court rules that the defendant is to be judicially considered an adult.

APPENDIX IV

10. Appeal
Direct attack on conviction.
11. Post Conviction Relief (27.26, etc.)
Collateral attack (civil in nature) on the imposition of an alleged unlawful sentence; the conviction may be only indirectly attacked.
12. Grand Jury Hearings
All proceedings conducted by a grand jury.
13. Defendant
Party against whom a crime or crimes is charged and has been assigned to public defender for legal representation.
14. Trial
Proceedings in open court after the pleadings are finished, down to and including the rendition of the verdict.
 - a. Jury Trial: Trial in which a verdict is rendered by a jury.
 - b. Non-Jury Trial: Trial in which a verdict is rendered by a judge.
 - c. Other Trials: Trial which is terminated prior to rendering of verdict. Examples include mistrials, plea prior to verdict and incomplete trials (death of defendants, etc.).
15. Hearings
Proceedings dealing with a wide range of matters (evidentiary hearings, motions, etc.) which differ from trials in that hearings do not usually result in final adjudication or verdicts.
16. Pleas
Confessions of guilt in open court.
17. Writs
Commands issuing from a court of justice.

APPENDIX IV

Glossary of Other Terms

ASSIGNMENT/DISPOSITION RATIO - describes the proportion of cases assigned to a public defender in relationship to the number disposed. The ratio "one to .93", for example, expresses assignments as "one". If the second number is greater than one, backlog of cases is being reduced. If the number is less than one, as shown in the example, a backlog is being produced.

COST DATA - All data on program costs are based upon expenditures for the period from July 1, 1979 through June 30, 1980.

COST PER CASE - This figure is computed by dividing the total program expenditures from July 1, 1979 through June 30, 1980 by the number of disposed cases.

EXPENSES AND EQUIPMENT - Includes office supplies, contracts for professional assistance, printing, postage, travel, telephone and purchase or repair of office equipment.

LEGAL FTE - The data is based upon the monthly payrolls of the public defenders and assistant public defenders and refers to full-time equivalent legal staff. The FTE figure represents the total number of legal staff paid per month divided by twelve.

PERSONAL SERVICE - Services rendered by the employees of the public defender offices.

APPENDIX V

Public Defender Caseload Report

CIRCUIT _____ FOR PERIOD OF _____, 1980 PREPARATION DATE _____, 19 ____
THROUGH _____, 1980 Prepared by _____

Category	Pending Beginning	Assigned	Disposed	Pending at End
Felony				
Misdemeanor				
Juvenile				
Direct Appeals				
Post Conviction Relief (27.26 etc.)				
Other				
Total for Month				

NOTE: Caseloads are to be reported by cases -- not by counts, charges, indictments, etc.

GENERAL INFORMATION

Actual Trials: Associate Circuit Court: Jury ___ Non-Jury ___ Other ___ Total ___
Circuit Court: Jury ___ Non-Jury ___ Other ___ Total ___
All Other Courts: Jury ___ Non-Jury ___ Other ___ Total ___
Total: Jury ___ Non-Jury ___ Other ___ Total ___

Guilty Pleas: To original charge: _____ Other pleas: _____
Felony charge, misdemeanor plea: _____ (please define)
To reduced felony: _____
To reduced misdemeanor: _____

Felony cases bound over for trial: _____
Preliminary hearings conducted: _____
Other hearings (e.g., probation, extradition, motion): _____

Additional court appearances: _____
Number of defendants (disposed cases only): _____

Number of cases reported as disposed by the public defender which are not actually disposed by the courts: _____

APPENDIX VI

REQUEST FOR PAYMENT OF FEES AND EXPENSES

FOR APPOINTED COUNSEL SERVICES

Please follow carefully the instructions outlined on the reverse side of the pink copy.

STATE OF MISSOURI
vs

Circuit Or County Of Original Assignment _____
Case Number _____
Assignment No. _____
Date of Assignment _____
Date of Final Disposition _____

Type of Case as Originally Assigned
 Felony
 Misdemeanor
 Juvenile
Charge _____

Description of each item of Expenses		Amount	Date	Item	Amount
Date	Item				
					Total Expenses

Description of Services Rendered (use additional sheet if necessary)			Total Expenses	
Date	Please Itemize Service		Hours Out of Court \$15.00 Per Hour	Hours In Court \$20.00 Per Hour

I hereby certify the above are expenses incurred and services rendered in serving as Appointed Counsel in said case:

Social Security No: _____

Attorney at Law (signature) _____
The check should be made payable to: _____
Name (type) _____

Street _____
City _____
Telephone No. _____ Firm Tax ID # _____

Form prepared pursuant to Supreme Court Order of February 25, 1974, Federal Statutes And State Administrative Regulations.

PLEASE PROVIDE ALL REQUESTED INFORMATION

MBC PD-3

(WHITE, YELLOW AND GREEN COPIES TO ST. CT. ADM., BLUE-COURT, PINK-ATTORNEY)

XXX

OFFICE OF STATE COURTS ADMINISTRATOR

The following people help administer the public defender and appointed counsel program. Contact them for further information. Direct correspondence to:

Public Defender Commission
1105 R. Southwest Boulevard
Jefferson City, MO 65101

Call 314-751-4377 to reach:

William Abrams
Budget Director

Lorri Shurtleff
Public Defender Administrator

END