

RESOLUTION NO. 82-M-14

DESIGNATION OF REPRESENTATIVE  
TO CIRCUIT CONFLICT COMMITTEE

WHEREAS, the Public Defender's Office is ethically unable, from time to time, to represent every indigent citizen accused of a crime due to conflicts of interest, and

WHEREAS, Orange County has in the past been responsible for paying private attorneys' fees to represent those indigent citizens that cannot be represented by the Public Defender's Office, and

WHEREAS, Orange County paid in excess of \$300,000 from general revenue last year to private attorneys appointed in conflict of interest cases and

WHEREAS, the State Legislature has now appropriated funds which will partially reimburse the County for its payments of attorneys' fees in conflict cases (Laws of Florida 82-215) and

WHEREAS, the Appropriations Act (Laws of Florida 82-215) requires the formation of a "Circuit Conflict Committee" to approve attorneys who handle conflict cases and

WHEREAS, said law requires that each Conflict Committee include "one representative of each Board of County Commissioners located within the judicial circuit, such representative to be designated by resolution of each Board".

BE IT RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS OF ORANGE COUNTY:

Section 1. The Board of County Commissioners hereby designates Kaye W. Collie, Assistant County Attorney, as its representative to the Ninth Judicial Circuit's Conflict Committee.

Section 2. This resolution shall take effect upon adoption.

ADOPTED THIS 10<sup>th</sup> DAY OF June, 1982.

ATTEST:

BOARD OF COUNTY COMMISSIONERS

Mary Jo Garrison  
Deputy Clerk to the Board of  
County Commissioners

Billie Ann  
Chairman

# ORANGE COUNTY

ORLANDO, FLORIDA

# FLORIDA

CLERK TO BOARD OF COUNTY COMMISSIONERS

COURTHOUSE, ROOM 242  
POST OFFICE BOX 1393  
ORLANDO, FLORIDA 32802  
TELEPHONE (305) 420-3515

June 14, 1982

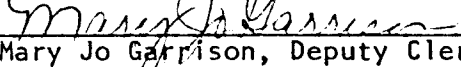
Joseph W. DuRocher, Public Defender  
Office of the Public Defender  
Ninth Judicial Circuit  
250 North Orange Avenue, Suite 900  
Orlando, Florida 32801

Dear Mr. DuRocher:

Enclosed herewith is a Resolution designating Kaye W. Collie, Assistant County Attorney, to the Ninth Judicial Circuit's Conflict Committee, which was adopted by the Board of County Commissioners at their meeting held on June 10, 1982.

Sincerely,

THOMAS H. LOCKER, Clerk  
Board of County Commissioners

By:   
Mary Jo Garrison, Deputy Clerk

THL:MJG:rhs

Enclosure

cc: Kaye W. Collie, Assistant County Attorney

SPECIFIC APPROPRIATION

915	LUMP SUM	POSITIONS	6
	FROM GENERAL REVENUE FUND . . . . .		180,039
915A	SPECIAL CATEGORIES		
	SALARY INCENTIVE PAYMENTS		
	FROM GENERAL REVENUE FUND . . . . .		20,288

PUBLIC DEFENDERS

OFFICE SPACE AND RELATED EXPENSES FOR CUSTODIAL SERVICES AND UTILITIES SHALL CONTINUE TO BE PROVIDED BY THE COUNTIES AS PRESCRIBED BY S. 27.54(3), F.S., ANY OPERATING CAPITAL OUTLAY ITEMS NOW PROVIDED BY THE COUNTY TO THE PUBLIC DEFENDERS SHALL CONTINUE TO BE PROVIDED. ONLY CENTRALIZED COUNTY SERVICES AS PROVIDED IN FY 73-74 TO ALL UNITS OF COUNTY GOVERNMENT FOR WHICH COST OF SERVICES ARE NOT PRORATED MAY BE CONTINUED.

EACH PUBLIC DEFENDER SHALL CONTINUE TO SUBMIT TO THE AUDITOR GENERAL, THE LEGISLATIVE APPROPRIATIONS COMMITTEES, AND THE PLANNING AND BUDGETING OFFICE OF THE GOVERNOR, QUARTERLY A REPORT OF ALL CIRCUIT WORKLOAD ON THE FORM WHICH IS CURRENTLY SUBMITTED TO THE PUBLIC DEFENDER'S COORDINATION OFFICE.

THE QUARTERLY WORKLOAD REPORT OF EACH PUBLIC DEFENDER SHALL BE AUDITED BY THE AUDITOR GENERAL WHO SHALL ADVISE THE AGENCY INVOLVED, THE LEGISLATIVE APPROPRIATIONS COMMITTEES, AND THE PLANNING AND BUDGETING OFFICE OF THE GOVERNOR OF ANY INACCURACIES OR DEFICIENCIES. UNLESS THESE INACCURACIES OR DEFICIENCIES ARE RECONCILED OR CORRECTED, THE LEGISLATURE SHALL APPROPRIATE NO ADDITIONAL FUNDING IN THE NEXT FISCAL YEAR FOR THAT AGENCY.

THE PUBLIC DEFENDERS COORDINATION OFFICE BUDGETARY NEEDS WILL BE SHARED BY EACH PUBLIC DEFENDER'S OFFICE WITHIN THE FUNDS PROVIDED IN SPECIFIC APPROPRIATIONS 915B THROUGH 935. THE TOTAL FUNDING FOR THIS OFFICE SHALL NOT EXCEED \$140,000.

THE PUBLIC DEFENDERS OF ALL JUDICIAL CIRCUITS SHALL JOINTLY ADOPT PURCHASING RULES AS PROVIDED IN PART I OF CHAPTER 287, FLORIDA STATUTES.

THE ALLOCATION OF FUNDS FOR CONFLICT CASES SHALL BE USED SOLELY FOR COMPENSATION OF COURT APPOINTED ATTORNEYS WHO ARE MEMBERS OF THE FLORIDA BAR AND WHO HAVE BEEN APPROVED BY THE CIRCUIT'S CONFLICT COMMITTEE TO HANDLE SUCH CASES. ATTORNEYS SHALL BE APPOINTED BY THE TRIAL COURT FOR PURPOSES OF REPRESENTATION AND COMPENSATED AS PROVIDED IN S. 27.53, S. 925.035 AND S. 925.036, F. S. IN EACH JUDICIAL CIRCUIT, A CIRCUIT CONFLICT COMMITTEE SHALL BE ESTABLISHED CONSISTING OF THE FOLLOWING MEMBERS: (A) THE CHIEF JUDGE OF THE JUDICIAL CIRCUIT OR HIS DESIGNATED REPRESENTATIVE; (B) ONE REPRESENTATIVE OF EACH BOARD OF COUNTY COMMISSIONERS LOCATED WITHIN THE JUDICIAL CIRCUIT, SUCH REPRESENTATIVE TO BE DESIGNATED BY RESOLUTION OF EACH BOARD; AND (C) THE

CTIONS 106  
2,337,759

19,000

278,878

73,310

CTIONS 6  
193,419

13,634

CTIONS 63  
1,374,231

26,000

151,858

52,392

CTIONS 4  
128,591

7,297

CTIONS 98  
1,988,727

10,300

147,861

97,785

SPECIFIC APPROPRIATION

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PUBLIC DEFENDER OF THE JUDICIAL CIRCUIT.

THE PUBLIC DEFENDER OF EACH JUDICIAL CIRCUIT SHALL SUBMIT ANNUAL REPORTS IN WRITING TO THE CHAIRMEN OF THE SENATE APPROPRIATIONS COMMITTEE AND THE HOUSE APPROPRIATIONS COMMITTEE. THE REPORT SHALL INDICATE BY COUNTY HOW THE FUNDS FOR CONFLICT CASES WERE EXPENDED. THE FIRST OF THESE REPORTS SHALL BE SUBMITTED NO LATER THAN JANUARY 1, 1983.

PURSUANT TO S. 216.251, FLORIDA STATUTES, THE APPROVED SALARY RATE FOR POSITIONS PROVIDED FOR IN SPECIFIC APPROPRIATIONS 915B THROUGH 935 SHALL BE PROVIDED IN THE LETTER OF INTENT.

FIRST JUDICIAL CIRCUIT

915B	SALARIES AND BENEFITS FROM GENERAL REVENUE FUND	POSITIONS	57
			1,212,012
915C	OTHER PERSONAL SERVICES FROM GENERAL REVENUE FUND		10,000
915D	EXPENSES FROM GENERAL REVENUE FUND		132,982
915E	OPERATING CAPITAL OUTLAY FROM GENERAL REVENUE FUND		18,075
916	LUMP SUM FROM GENERAL REVENUE FUND	POSITIONS	5
			217,252

SECOND JUDICIAL CIRCUIT

916A	SALARIES AND BENEFITS FROM GENERAL REVENUE FUND	POSITIONS	49
			1,103,710
916B	OTHER PERSONAL SERVICES FROM GENERAL REVENUE FUND		24,000
916C	EXPENSES FROM GENERAL REVENUE FUND		120,076
916D	OPERATING CAPITAL OUTLAY FROM GENERAL REVENUE FUND		16,094
917	LUMP SUM FROM GENERAL REVENUE FUND	POSITIONS	16
			399,735

THIRD JUDICIAL CIRCUIT

917A	SALARIES AND BENEFITS FROM GENERAL REVENUE FUND	POSITIONS	22
			497,508
917B	OTHER PERSONAL SERVICES FROM GENERAL REVENUE FUND		7,000

917C EXPENSES FROM GEN

917D OPERATING FROM GEN

918 LUMP SUM FROM GEN

FOURTH JUDICIAL

918A SALARIES FROM GEN

918B OTHER PEF FROM GEN

918C EXPENSES FROM GEN

918D OPERATIN FROM GE

919 LUMP SUM FROM GE

FIFTH JUDICIAL

919A SALARIES FROM GE

919B OTHER PE FROM GE

919C EXPENSES FROM GE

919D OPERATI FROM G

920 LUMP SU FROM G

SIXTH JUDICIAL

920A SALARIE FROM C

920B OTHER F FROM C

920C EXPENSI FROM C

920D OPERAT FROM C