



ACTIVITIES AND EXPENDITURES REPORT  
July 1 – September 30, 2018

The following report of activities and expenditures of the State Public Defender is submitted in accordance with Miss. Code §§ 99-18-1 and 99-18-15. A docket of potential death penalty eligible cases in the circuit courts and rosters of all death penalty cases in the state are available on our webpage at <http://www.ospd.ms.gov/CapDefInfo.htm>.

**STATE DEFENDER**

In July OSPD submitted a revised 5-Year Strategic Plan and FY 2020 Budget Request.

The State Defender serves on the Corrections and Criminal Justice Oversight Taskforce, the Sentencing Disparity Taskforce, is working with the Parent Representation Taskforce of the Supreme Court's Children's Justice Commission and worked with the Public Defender Taskforce.

The State Defender drafted the Public Defender Taskforce Final Report and Recommendations for reorganization of the felony indigent defense system in Mississippi. This plan has been submitted to the Legislature and it is anticipated that OSPD will be working throughout the 2019 session to see the plan adopted.

The State Defender is working on recommendations to the Oversight Taskforce and Sentencing Disparity Taskforce. We have also updated our report on [racial disparities](#) in the criminal justice system.

Effective July 1, OSPD began oversight of two additional parent defender programs, Hinds County and Bolivar County. OSPD has begun supporting the new Pearl River site as well. This brings the total number of counties to nine.

**CAPITAL DEFENSE**

Capital Defense is currently staffed to handle a mix of 10-12 new trial level cases per year and/or two new appeals per year. This assumes local counsel will be appointed. Currently the division is representing 14 clients at the trial level including two clients sentenced to death and pending on motion for new trial. Capital Defense is representing three clients at the direct appeal stage. These are all of the direct appeal cases pending. The division tried two cases this quarter. One is pending on motion for new trial the other was sentenced to life. A third case closed after a guilty plea and life sentence.

## **INDIGENT APPEALS**

Since July 1, 2018, IAD has filed 26 briefs. IAD currently has 214 open cases including 38 awaiting the filing of the record and briefing schedule and eleven assigned to the Criminal Appeals Clinic at UM Law School. The remaining 165 cases are divided between the six attorneys on staff.

The staff attorneys of IAD rotate responsibility for summarizing appellate court decisions to be disseminated to county level public defenders and routinely answer questions for these defenders in the field.

IAD attorneys also serve on the Supreme Court committees and Mississippi Bar committees.

## **DEFENDER TRAINING**

During this quarter Defender Training conducted two Youth Court programs. In August a parent defender program was provided in Oxford for North Mississippi practitioners and in September a juvenile defender program was conducted in Jackson.

In addition to providing support to the State Defender in developing the Parent Representation program and system reorganization plan, the Training Division is assisting with the development of a mental health cases resource project and defender data project. The Division is providing ongoing technical assistance to trial level defenders.

OSPD through the Training Division continues to provide technical assistance to attorneys handling cases for juvenile offenders facing life without parole sentences (JLWOP) through the Juvenile Parole Resource Counsel project. The project is funded through a grant from the Southern Poverty Law Center.

**Capital Defense**  
**YTD Detailed Expenses as of September 30, 2018**

SALARIES,WAGES & FRINGE BENEFITS		-168,291.45
TRAVEL AND SUBSISTENCE - IN STATE TRAVEL AND SUBSI		-4,155.01
CONTRACTUAL SERVICES		-21,316.19
COMMODITIES		-2,509.98
<b>TOTAL</b>		<b>-196,272.63</b>

**Indigent Appeals**  
**YTD Detailed Expenses as of September 30, 2018**

SALARIES,WAGES & FRINGE BENEFITS		-241,892.07
CONTRACTUAL SERVICES		-6,087.45
COMMODITIES		-532.44
<b>TOTAL</b>		<b>-248,511.96</b>

**Training**  
**YTD Detailed Expenses as of September 30, 2018**

SALARIES,WAGES & FRINGE BENEFITS		-50,047.38
TRAVEL AND SUBSISTENCE - IN STATE TRAVEL AND SUBSI		-1,911.19
CONTRACTUAL SERVICES		-28,629.16
COMMODITIES		-1,627.97
<b>TOTAL</b>		<b>-82,215.70</b>

**State Defender**  
**YTD Detailed Expenses as of September 30, 2018**

SALARIES,WAGES & FRINGE BENEFITS		-61,123.68
TRAVEL AND SUBSISTENCE - IN STATE TRAVEL AND SUBSI		-188.59
CONTRACTUAL SERVICES		-530.00
<b>TOTAL</b>		<b>-61,842.27</b>

**Parent Defense**  
**YTD Detailed Expenses as of September 30, 2018**

CONTRACTUAL SERVICES		<b>-267.25</b>
SUBSIDIES, LOANS AND GRANTS		-42,907.75
<b>TOTAL</b>		<b>-43,175.00</b>

AGENCY TOTAL		-632,017.56
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