

MCILS

**December 13, 2016
Commissioner's Meeting
Packet**

MAINE COMMISSION ON INDIGENT LEGAL SERVICES

DECEMBER 13, 2016

COMMISSION MEETING

JUDICIARY COMMITTEE ROOM, ROOM 438, STATEHOUSE, AUGUSTA

AGENDA

- 1) Approval of November 18, 2016 Commission Meeting Minutes
- 2) Operations Reports Review
- 3) Final Adoption of Written Decision on Appeal
- 4) Status of RFP's Update
- 5) Legislation Submitted by Commission Staff
- 6) Public Comment
- 7) Set Date, Time and Location of Next Regular Meeting of the Commission
- 8) Executive Session, if needed (Closed to Public)

(1.)
November 18, 2016
Commission Meeting
Minutes

**Maine Commission on Indigent Legal Services – Commissioners Meeting
November 18, 2016**

Minutes

Commissioners Present: Steven Carey, Marvin Glazier, William Logan, Carlann Welch

MCILS Staff Present: Ellie Maciag

Agenda Item	Discussion	Outcome/Action Item/Responsible Party
Approval of the October 11, 2016 Commission Meeting Minutes	No discussion of meeting minutes.	Commissioner Glazier moved for approval, Commissioner Welch seconded. All voted in favor. Approved.
Operations Reports Review	Deputy Director Maciag presented the October 2016 Operations Reports. 2,191 new cases were opened in the DefenderData system in October. This was a 90 case increase over September. The number of submitted vouchers in October was 2,728, an increase of 336 vouchers over September, totaling \$1,464,127, an increase of \$151,000 over September. In October, the Commission paid 2,525 vouchers totaling \$1,385,981, an increase of 113 vouchers and \$55,000 over September. The average price per voucher was \$548.38, up \$3.20 per voucher from September. Appeal and Post-Conviction Review cases had the highest average vouchers. There were 9 vouchers exceeding \$5,000 paid in October. The monthly transfer from the Judicial Branch for counsel fees for October, which reflects September's collections, totaled \$42,429, down approximately \$13,000 from the previous month.	
Recommended Decision on Appeal	Commission Logan recused himself from the discussion due to his role as Presiding Officer on the appeal. The remaining Commissioners discussed the recommended decision after having the opportunity to review the full record. The Commissioners decided to allow Attorney Carey the opportunity to reapply after one year, subject to various conditions, including CLE requirements and participation in MAP. Commission staff will prepare a written order for final adoption by the Commissions.	Commissioner Glazier moved to modify the draft recommended decision to include conditions for potential re-rostering by the

Agenda Item	Discussion	Outcome/Action Item/Responsible Party
		Executive Director. Commissioner Welch seconded. All voted in favor.
Status of RFP's Update	<p>The Commissioners discussed the draft RFPs for the Somerset County contract and the Electronic Voucher Management System. For the Somerset County contract, the Commissioners decided to make several revisions to the draft proposal, including changing the language for initial client contact from within 24 hours from the date of appointment to within 72 hours to contact the client by telephone or within 7 days to meet client in person, adding a reporting requirement for case statistics, and a change to the scoring breakdown. The Commissioners requested staff contact the current provider to report the hourly and case breakdown for the last fiscal year, as well as how attorneys communicate with juvenile clients being detained at Long Creek. The Commissioners also asked staff to contact Aroostook County lawyers to ascertain if they are meeting with juvenile clients detained at Long Creek.</p> <p>For the Electronic Voucher Management System, the Commissioners made one change to the scoring breakdown.</p> <p>The scoring committee for the Appellate RFP bids will be composed of Director Pelletier, Deputy Director Maciag, Commissioner Logan, and Commissioner Welch.</p>	<p>Commissioner Glazier moved to issue the Somerset County RFP as amended. Commissioner Welch seconded. All voted in favor. Commissioner Logan abstained from voting since he was absent for a portion of the discussion.</p> <p>Commissioner Logan moved to issue the Voucher Management System RFP as amended. Commissioner Glazier seconded. All voted in favor.</p>
Counsel for Appeals in Criminal Cases without Jail Sentences	Deputy Director Maciag informed the Commissioners that the Law Court recently denied a motion to substitute counsel for the purpose of an appeal in a case where the defendant received only a fine. The court reasoned that because no jail sentence was imposed, the case did not involve a risk of jail, and therefore no right to counsel attached for the appeal. She indicated that Commission staff was concerned about this decision for several reasons: (1) that the Law Court's position unfairly penalizes a client whose assigned counsel successfully avoids a jail sentence in the trial court;	Commissioner Logan moved to allow staff to file an amicus memorandum. Commissioner Welch seconded. All voted in favor.

Agenda Item	Discussion	Outcome/Action Item/Responsible Party
	and (2) the state can seek to shield the matter from challenge by counsel on appeal by requesting only a non-jail sentence. Following a brief discussion, the Commissioners granted approval for staff to file an amicus memorandum advocating for the assignment of counsel.	
Public Comment	<p><u>Dwight Hines</u>: Mr. Hines is interested in access to justice issues and has written about OPEGA. He contends that the Judicial Branch needs more resources.</p> <p><u>Robert J. Ruffner, Esq.</u>: Attorney Ruffner believes that the Somerset County contract should have different expectations since it should be designed to provide better service since it can be tailored to attorney schedules. He asked how many attorneys have accounts at jails that would allow for accepting collect calls and surmised that a majority of attorneys do not have accounts. He noted that the DefenderData program for attorney users has no useful reports. He believes that the disparity of how the data is entered into DefenderData by attorneys has an impact on reporting. He suggested the Commission hold a training on using DefenderData. He explained that some attorneys handle cases where there is no risk of jail since an appointed companion case might be impacted. He noted that he requests to be appointed to all companion cases since the Commission needs to be credited for all the cases worked on. He noted that the Commission took the right approach on the appellate risk of jail issue.</p>	
Executive Session	The Commissioners entered into executive session to discuss personnel matters. Upon emerging from executive session, the Commissioners stated that no votes were taken during the executive session.	
Adjournment of meeting	The Commission voted to adjourn with the next meeting to be on December 13, 2016 at 9:30 a.m.	Commissioner Logan moved to adjourn. Commissioner Glazier seconded. All present in favor.

(2.) Operations Reports

MAINE COMMISSION ON INDIGENT LEGAL SERVICES

TO: MCILS COMMISSIONERS
FROM: JOHN D. PELLETIER, EXECUTIVE DIRECTOR
SUBJECT: NOVEMBER 2016 OPERATIONS REPORTS
DATE: DECEMBER 6, 2016

Attached you will find the November, 2016, Operations Reports for your review and our discussion at the upcoming Commission meeting on December 13, 2016. A summary of the operations reports follows:

- 2,048 new cases were opened in the DefenderData system in November. This was a 143 case decrease from October.
- The number of vouchers submitted electronically in November was 2,471, a decrease of 257 vouchers from October, totaling \$1,397,188.58, a decrease of \$67,000 from October. In November, we paid 1,769 electronic vouchers totaling \$924,727.75 representing a decrease of 756 vouchers and \$461,000 compared to October.
- There were no paper vouchers submitted and paid in November.
- The average price per voucher in November was \$522.74, down \$25.64 per voucher from October.
- Appeal and Post-Conviction Review cases had the highest average vouchers in November. There were 2 vouchers exceeding \$5,000 paid in November. One involved a 3-day drug trafficking trial that resulted in guilty verdicts and the other involved an appeal in a complicated and well-publicized drug case.

In our All Other Account, the total expenses for the month of November were \$974,177.24. Of the amount, just over \$6,000 was devoted to the Commission's operating expenses.

In the Personal Services Account, we had \$79,274.97 in expenses for the month of November.

In the Revenue Account, the November transfer of collected revenue, reflecting October collections, totaled \$46,852.35, up \$4,400 over October.

In our Conference Account, we paid final expenses related to the October juvenile training, collected registration fees for the minimum standards and Probate trainings, and paid expenses related to those trainings, leaving an account balance of \$24,684.18.

MAINE COMMISSION ON INDIGENT LEGAL SERVICES

Activity Report by Case Type

11/30/2016

DefenderData Case Type	Nov-16						Fiscal Year 2017			
	New Cases	Vouchers Submitted	Submitted Amount	Vouchers Paid	Approved Amount	Average Amount	Cases Opened	Vouchers Paid	Amount Paid	Average Amount
Appeal	7	20	\$ 42,018.34	17	\$ 30,316.82	\$ 1,783.34	80	105	\$ 151,888.55	\$ 1,446.56
Child Protection Petition	147	334	\$ 222,902.76	258	\$ 159,287.86	\$ 617.39	857	1,542	\$ 1,008,103.17	\$ 653.76
Drug Court	0	7	\$ 3,540.00	4	\$ 2,190.00	\$ 547.50	2	28	\$ 23,199.18	\$ 828.54
Emancipation	9	7	\$ 1,572.00	4	\$ 1,272.00	\$ 318.00	49	27	\$ 9,944.84	\$ 368.33
Felony	466	527	\$ 484,182.62	354	\$ 289,188.02	\$ 816.92	2,392	2,477	\$ 2,050,385.83	\$ 827.77
Involuntary Civil Commitment	84	57	\$ 15,103.24	39	\$ 11,006.08	\$ 282.21	353	274	\$ 61,945.00	\$ 226.08
Juvenile	73	91	\$ 48,800.88	43	\$ 21,025.36	\$ 488.96	351	351	\$ 172,210.56	\$ 490.63
Lawyer of the Day - Custody	224	209	\$ 50,286.90	217	\$ 61,157.07	\$ 281.83	1,203	1,074	\$ 268,552.38	\$ 250.05
Lawyer of the Day - Juvenile	44	33	\$ 6,293.00	34	\$ 6,369.64	\$ 187.34	219	192	\$ 36,553.74	\$ 190.38
Lawyer of the Day - Walk-in	133	110	\$ 26,789.80	136	\$ 34,864.24	\$ 256.35	708	615	\$ 153,114.95	\$ 248.97
Misdemeanor	657	730	\$ 301,367.01	439	\$ 180,280.18	\$ 410.66	3,592	3,094	\$ 1,266,054.34	\$ 409.20
Petition, Modified Release Treatment	0	5	\$ 1,207.76	2	\$ 603.06	\$ 301.53	6	22	\$ 13,866.66	\$ 630.30
Petition, Release or Discharge	0	1	\$ 651.52	1	\$ 651.52	\$ 651.52	1	1	\$ 651.52	\$ 651.52
Petition, Termination of Parental Rights	21	46	\$ 44,676.44	24	\$ 23,356.66	\$ 973.19	146	252	\$ 215,447.92	\$ 854.95
Post Conviction Review	6	1	\$ 408.00	4	\$ 6,916.13	\$ 1,729.03	29	33	\$ 58,668.28	\$ 1,777.83
Probate	1	1	\$ 894.00	0			7	1	\$ 706.45	\$ 706.45
Probation Violation	142	160	\$ 72,293.05	99	\$ 42,641.79	\$ 430.73	811	750	\$ 303,030.79	\$ 404.04
Represent Witness on 5th Amendment	0	0		0			0	4	\$ 312.00	\$ 78.00
Review of Child Protection Order	32	131	\$ 73,805.26	92	\$ 52,815.32	\$ 574.08	231	696	\$ 398,600.26	\$ 572.70
Revocation of Administrative Release	2	1	\$ 396.00	2	\$ 786.00	\$ 393.00	10	5	\$ 2,157.50	\$ 431.50
DefenderData Sub-Total	2,048	2,471	\$ 1,397,188.58	1,769	\$ 924,727.75	\$ 522.74	11,047	11,543	\$ 6,195,393.92	\$ 536.72
Paper Voucher Sub-Total		0		0	\$ -	#DIV/0!	7	7	\$ 3,373.20	\$ 481.89
TOTAL	2,048	2,471	\$1,397,188.58	1,769	\$924,727.75	\$ 522.74	11,054	11,550	\$ 6,198,767.12	\$ 536.69

MAINE COMMISSION ON INDIGENT LEGAL SERVICES

FY16 FUND ACCOUNTING

AS OF 11/30/2016

Account 010 95F Z112 01 (All Other)	Mo.	Q1	Mo.	Q2	Mo.	Q3	Mo.	Q4	FY16 Total
FY17 Professional Services Allotment		\$ 4,278,098.25		\$ 4,357,441.00		\$ 4,712,015.00		\$ 2,083,667.00	
FY17 General Operations Allotment		\$ 34,560.00		\$ 34,560.00		\$ 34,560.00		\$ 34,560.00	
Financial Order Adjustment		\$ -		\$ -		\$ -		\$ -	
Financial Order Adjustment		\$ -		\$ -		\$ -		\$ -	
Total Budget Allotments		\$ 4,312,658.25		\$ 4,392,001.00		\$ 4,746,575.00		\$ 2,118,227.00	\$ 15,569,461.25
Total Expenses	1	\$ (993,008.98)	4	\$ (1,499,285.92)	7	\$ -	10	\$ -	\$ (2,492,294.90)
	2	\$ (1,778,404.21)	5	\$ (974,177.24)	8	\$ -	11	\$ -	\$ (2,752,581.45)
	3	\$ (1,290,758.70)	6	\$ -	9	\$ -	12	\$ -	\$ (1,290,758.70)
Encumbrances (Somerset PDP & Justice Works)		\$ (249,075.75)		\$ 54,858.00		\$ -		\$ -	\$ (194,217.75)
Encumbrances (WestLaw)		\$ (1,410.00)		\$ 141.00		\$ -		\$ -	\$ (1,269.00)
TOTAL REMAINING		\$ 0.61		\$ 1,973,536.84		\$ 4,746,575.00		\$ 2,118,227.00	\$ 8,838,339.45

Q2 Month 5 (as of 11/30/16)	
INDIGENT LEGAL SERVICES	
Counsel Payments	\$ (924,727.75)
Somerset County	\$ (23,307.50)
Subpoena Witness Fees	\$ -
Private Investigators	\$ (8,974.22)
Mental Health Expert	\$ (3,525.00)
Transcripts	\$ (4,643.50)
Other Expert	\$ (1,069.00)
Analysts & Lab Services	\$ -
Process Servers	\$ (80.50)
Interpreters	\$ (1,495.16)
Misc Prof Fees & Serv	\$ (299.44)
SUB-TOTAL ILS	\$ (968,122.07)
OPERATING EXPENSES	
Service Center	\$ -
DefenderData	\$ (4,823.75)
West Publishing Corp	\$ -
Mileage/Tolls/Parking	\$ (791.12)
Mailing/Postage/Freight	\$ (440.30)
Legal Ads	\$ -
Risk Management	\$ -
Office Supplies/Equip.	\$ -
Cellular Phones	\$ -
Subscriptions	\$ -
Office Equipment Rental	\$ -
Notary Fees	\$ -
OIT/TELCO	\$ -
SUB-TOTAL OE	\$ (6,055.17)
TOTAL	\$ (974,177.24)

INDIGENT LEGAL SERVICES	
Q2 Allotment	\$ 4,392,001.00
Q2 Encumbrances for Somerset PDP & Justice Works contracts	\$ 54,858.00
WestLaw Contract 12 month encumbrance	\$ 141.00
Q2 Expenses as of 11/30/16	\$ (2,473,463.16)
Remaining Q2 Allotment as of 11/30/16	\$ 1,973,536.84

MAINE COMMISSION ON INDIGENT LEGAL SERVICES
FY16 FUND ACCOUNTING
As of 11/30/16

Account 014 95F Z112 01 (Revenue)	Mo.	Q1	Mo.	Q2	Mo.	Q3	Mo.	Q4	FY16 Total
Total Budget Allotments		\$ 184,125.00		\$ 184,124.00		\$ 184,124.00		\$ 184,124.00	\$ 736,497.00
Financial Order Adjustment	1	\$ -	4	\$ -	7	\$ -	10	\$ -	
Financial Order Adjustment	2	\$ -	5	\$ -	8	\$ -	11	\$ -	
Budget Order Adjustment	3	\$ -	6	\$ -	9	\$ -	12	\$ -	
Financial Order Adjustment	3	\$ -	4	\$ -	9	\$ -	12	\$ -	\$ -
Total Budget Allotments		\$ 184,125.00		\$ 184,124.00		\$ 184,124.00		\$ 184,124.00	\$ 736,497.00
Cash Carryover from Prior Quarter		\$ 23.05		\$ 3,014.37		\$ -			
Collected Revenue from JB	1	\$ 61,742.47	4	\$ 42,429.56	7	\$ -	10	\$ -	
Promissory Note Payments		\$ -		\$ -		\$ -		\$ -	
Collected Revenue from JB	2	\$ 40,789.66	5	\$ 46,852.35	8	\$ -	11	\$ -	
Promissory Note Payments		\$ -		\$ -		\$ -		\$ -	
Collected Revenue from JB (late transfer)		\$ -		\$ -	9	\$ -		\$ -	
Collected Revenue from JB	3	\$ 55,760.61	6	\$ -	9	\$ -	12	\$ -	
Promissory Note Payments		\$ -		\$ -		\$ -		\$ -	
TOTAL CASH PLUS REVENUE COLLECTED		\$ 158,315.79		\$ 92,296.28		\$ -		\$ -	\$ 247,574.65
Counsel Payments	1	\$ -	4	\$ -	7	\$ -	10	\$ -	
Other Expenses		\$ -		\$ (3,011.64)		\$ -	***	\$ -	
Counsel Payments	2	\$ -	5	\$ -	8	\$ -	11	\$ -	
Other Expenses		\$ -		\$ -		\$ -		\$ -	
Counsel Payments	3	\$ (154,443.22)	6	\$ -	9	\$ -	12	\$ -	
Other Expenses	**	\$ -		\$ -		\$ -		\$ -	
REMAINING ALLOTMENT		\$ 29,681.78		\$ 181,112.36		\$ 184,124.00		\$ 184,124.00	\$ 579,042.14
Overpayment Reimbursements	1	\$ (100.00)	4	\$ -	7	\$ -	10	\$ -	
	2	\$ (713.20)	5	\$ -	8	\$ -	11	\$ -	
	3	\$ (45.00)	6	\$ -	9	\$ -	12	\$ -	
REMAINING CASH Year to Date		\$ 3,014.37		\$ 89,284.64		\$ -		\$ -	

Q2 Month 5 (as of 11/30/16)	
DEFENDER DATA COUNSEL PAYMENTS	
	\$ -
SUB-TOTAL ILS	\$ -
OVERPAYMENT REIMBURSEMENTS	
Paper Voucher	\$ -
Somerset County CDs	\$ -
Private Investigators	\$ -
Mental Health Expert	\$ -
Transcripts	\$ -
Other Expert	\$ -
StaCap Expense	\$ -
SUB-TOTAL OE	\$ -
TOTAL	\$ -

MAINE COMMISSION ON INDIGENT LEGAL SERVICES
FY16 FUND ACCOUNTING
AS OF 11/30/2016

Account 010 95F Z112 01 (Personal Services)	Mo.	Q1	Mo.	Q2	Mo.	Q3	Mo.	Q4	FY16 Total
FY17 Allotment	\$	181,545.00	\$	205,445.00	\$	181,540.00	\$	189,421.00	\$ -
Financial Order Adjustments	\$	-	\$	-	\$	-	\$	-	
Financial Order Adjustments	\$	-	\$	-	\$	-	\$	-	
Budget Order Adjustments	\$	-	\$	-	\$	-	\$	-	
Total Budget Allotments	\$	181,545.00	\$	205,445.00	\$	181,540.00	\$	189,421.00	\$ 757,951.00
Total Expenses	1 \$	(55,554.51)	4 \$	(56,634.54)	7 \$	-	10 \$	-	
	2 \$	(58,643.85)	5 \$	(79,274.97)	8 \$	-	11 \$	-	
	3 \$	(56,599.36)	6 \$	-	9 \$	-	12 \$	-	
TOTAL REMAINING	\$	10,747.28	\$	69,535.49	\$	181,540.00	\$	189,421.00	\$ 451,243.77

Q2 Month 5 (as of 11/30/16)	
Per Diem Payments	\$ -
Salary	\$ (35,099.64)
Vacation Pay	\$ (3,546.37)
Holiday Pay	\$ (3,047.80)
Sick Pay	\$ (3,741.99)
Employee Hlth Svs/Workers Comp	\$ (74.00)
Health Insurance	\$ (10,276.78)
Dental Insurance	\$ (249.48)
Employer Retiree Health	\$ (5,279.32)
Employer Retirement	\$ (3,536.07)
Employer Group Life	\$ (377.58)
Employer Medicare	\$ (688.01)
Retiree Unfunded Liability	\$ (8,705.33)
Retro Pymt	\$ -
Perm Part Time Full Ben	\$ (4,652.60)
TOTAL	\$ (79,274.97)

MAINE COMMISSION ON INDIGENT LEGAL SERVICES
FY16 FUND ACCOUNTING
As of 11/30/16

Account 014 95F Z112 02 (Conference)	Mo.	Q1	Mo.	Q2	Mo.	Q3	Mo.	Q4	FY16 Total
Total Budget Allotments		\$ 10,000.00		\$ 20,000.00		\$ 20,000.00		\$ 7,000.00	\$ 57,000.00
Financial Order Adjustment	1	\$ -	4	\$ -	7	\$ -	10	\$ -	
Financial Order Adjustment	2	\$ -	5	\$ -	8	\$ -	11	\$ -	
Financial Order Adjustment	3	\$ -	6	\$ -	9	\$ -	12	\$ -	\$ -
Total Budget Allotments		\$ 10,000.00		\$ 20,000.00		\$ 20,000.00		\$ 7,000.00	\$ 57,000.00
Cash Carryover from Prior Quarter		\$ 14,054.73		\$ 32,159.21		\$ -		\$ -	
Collected Revenue	1	\$ -	4	\$ 775.00	7	\$ -	10	\$ -	
Collected Revenue	2	\$ 17,600.00	5	\$ 725.00	8	\$ -	11	\$ -	
Collected Revenue	3	\$ 850.00	6	\$ -	9	\$ -	12	\$ -	
TOTAL CASH PLUS REVENUE COLLECTED		\$ 32,504.73		\$ 33,659.21		\$ -		\$ -	\$ 19,950.00
Total Expenses	1	\$ (132.26)	4	\$ (6,686.13)	7	\$ -	10	\$ -	
	2	\$ (37.58)	5	\$ (2,288.90)	8	\$ -	11	\$ -	
	3	\$ (0.68)	6	\$ -	9	\$ -	12	\$ -	
Encumbrances		\$ (5,000.00)		\$ 1,725.00					\$ (3,275.00)
REMAINING ALLOTMENT		\$ 4,829.48		\$ 12,749.97		\$ 20,000.00		\$ 7,000.00	\$ 44,579.45
REMAINING CASH Year to Date		\$ 32,159.21		\$ 24,684.18		\$ -		\$ -	

Q2 Month 5 (as of 11/30/16)	
Training Manuals Printing	\$ -
Training Refreshments/Meals	\$ (433.53)
Media Northeast (encumbered Q1)	\$ (1,725.00)
Speaker Fees	\$ -
Office Supplies	\$ -
CLE App to the Bar	\$ -
State Cap Expense	\$ (130.37)
TOTAL	\$ (2,288.90)

MAINE COMMISSION ON INDIGENT LEGAL SERVICES

Activity Report by Court

11/30/2016

Court	Nov-16						Fiscal Year 2017			
	New Cases	Vouchers Submitted	Submitted Amount	Vouchers Paid	Approved Amount	Average Amount	Cases Opened	Vouchers Paid	Amount Paid	Average Amount
ALFSC	32	59	\$ 53,378.35	26	\$ 15,429.48	\$ 593.44	129	255	\$ 195,118.84	\$ 765.17
AUBSC	13	22	\$ 12,342.24	14	\$ 9,976.74	\$ 712.62	72	153	\$ 107,570.69	\$ 703.08
AUGDC	35	66	\$ 47,066.57	39	\$ 26,577.60	\$ 681.48	254	303	\$ 153,691.45	\$ 507.23
AUGSC	18	43	\$ 29,285.14	29	\$ 30,768.18	\$ 1,060.97	128	194	\$ 109,007.94	\$ 561.90
BANDC	71	99	\$ 45,625.30	74	\$ 29,487.48	\$ 398.48	285	359	\$ 143,354.08	\$ 399.31
BANSC	2	3	\$ 2,540.50	2	\$ 2,074.00	\$ 1,037.00	4	6	\$ 4,545.82	\$ 757.64
BATSC	1	0		0			9	8	\$ 10,399.34	\$ 1,299.92
BELDC	7	24	\$ 13,908.67	12	\$ 8,126.64	\$ 677.22	56	76	\$ 51,482.78	\$ 677.41
BELSC	3	5	\$ 1,249.98	2	\$ 776.50	\$ 388.25	12	15	\$ 6,680.45	\$ 445.36
BIDDC	57	69	\$ 38,770.12	59	\$ 23,282.44	\$ 394.62	321	350	\$ 159,129.99	\$ 454.66
BRIDC	10	15	\$ 10,054.88	12	\$ 8,904.84	\$ 742.07	63	76	\$ 39,759.22	\$ 523.15
CALDC	5	8	\$ 5,916.88	8	\$ 3,139.84	\$ 392.48	61	50	\$ 30,058.64	\$ 601.17
CARDC	5	11	\$ 8,213.63	10	\$ 6,752.07	\$ 675.21	34	75	\$ 43,312.36	\$ 577.50
CARSC	3	8	\$ 4,500.35	7	\$ 2,299.80	\$ 328.54	34	48	\$ 28,504.10	\$ 593.84
DOVDC	2	8	\$ 4,223.75	14	\$ 6,367.25	\$ 454.80	15	52	\$ 30,671.01	\$ 589.83
DOVSC	0	0		0			2	2	\$ 675.44	\$ 337.72
ELLDC	13	16	\$ 10,257.50	20	\$ 11,547.00	\$ 577.35	79	143	\$ 124,914.50	\$ 873.53
ELLSC	0	2	\$ 306.00	2	\$ 306.00	\$ 153.00	1	13	\$ 3,684.00	\$ 283.38
FARDC	7	13	\$ 4,644.39	9	\$ 3,084.26	\$ 342.70	60	77	\$ 53,535.19	\$ 695.26
FARSC	0	1	\$ 2,982.20	1	\$ 181.20	\$ 181.20	13	13	\$ 4,451.92	\$ 342.46
FORDC	5	5	\$ 2,760.00	3	\$ 2,166.00	\$ 722.00	35	36	\$ 20,113.57	\$ 558.71
HOUDC	14	19	\$ 7,958.66	14	\$ 6,734.88	\$ 481.06	81	130	\$ 52,997.61	\$ 407.67
HOUSC	1	3	\$ 1,086.00	3	\$ 1,077.00	\$ 359.00	10	23	\$ 17,934.76	\$ 779.77
LEWDC	71	84	\$ 37,503.46	54	\$ 24,499.74	\$ 453.70	369	471	\$ 235,326.13	\$ 499.63
LINDC	9	14	\$ 7,557.28	9	\$ 3,577.96	\$ 397.55	44	103	\$ 47,944.78	\$ 465.48
MACDC	12	11	\$ 2,799.60	9	\$ 1,653.60	\$ 183.73	70	76	\$ 34,706.62	\$ 456.67
MACSC	2	5	\$ 1,151.20	5	\$ 936.00	\$ 187.20	13	16	\$ 5,327.44	\$ 332.97
MADDC	1	7	\$ 1,693.09	2	\$ 283.73	\$ 141.87	16	16	\$ 5,097.81	\$ 318.61
MILDC	3	7	\$ 2,628.00	1	\$ 504.00	\$ 504.00	27	18	\$ 6,588.20	\$ 366.01
NEWDC	10	27	\$ 11,283.63	20	\$ 6,740.80	\$ 337.04	101	134	\$ 60,867.54	\$ 454.24
PORDC	76	112	\$ 64,741.04	81	\$ 42,234.70	\$ 521.42	385	519	\$ 277,089.46	\$ 533.89
PORSC	7	0		0			12	7	\$ 5,709.70	\$ 815.67
PREDC	20	20	\$ 10,760.93	15	\$ 7,505.72	\$ 500.38	85	119	\$ 54,610.85	\$ 458.91
ROCD	26	24	\$ 16,952.10	28	\$ 20,537.34	\$ 733.48	97	120	\$ 60,464.09	\$ 503.87
ROCSC	0	4	\$ 2,011.31	2	\$ 692.60	\$ 346.30	12	33	\$ 28,111.02	\$ 851.85
RUMDC	15	18	\$ 9,253.60	10	\$ 6,747.60	\$ 674.76	54	50	\$ 23,423.32	\$ 468.47
SKODC	13	51	\$ 28,136.36	47	\$ 22,617.84	\$ 481.23	93	193	\$ 100,464.48	\$ 520.54
SKOSC	0	0		0			2	0		
SOUDC	7	9	\$ 2,857.44	9	\$ 4,636.36	\$ 515.15	40	63	\$ 30,022.86	\$ 476.55
SOUSC	12	9	\$ 5,285.46	6	\$ 3,437.48	\$ 572.91	42	63	\$ 41,709.61	\$ 662.06
SPRODC	47	80	\$ 45,406.78	91	\$ 42,077.78	\$ 462.39	345	374	\$ 201,003.47	\$ 537.44
Law Ct	3	14	\$ 23,925.73	14	\$ 16,980.68	\$ 1,212.91	62	77	\$ 102,735.72	\$ 1,334.23
YORCD	150	155	\$ 105,367.78	89	\$ 62,166.12	\$ 698.50	873	619	\$ 430,011.36	\$ 694.69
AROCD	94	67	\$ 38,210.55	66	\$ 38,836.94	\$ 588.44	423	388	\$ 206,853.70	\$ 533.13
ANDCD	87	100	\$ 49,136.52	95	\$ 43,053.41	\$ 453.19	529	501	\$ 283,996.04	\$ 566.86
KENCD	141	189	\$ 91,101.12	105	\$ 44,034.48	\$ 419.38	875	694	\$ 315,147.03	\$ 454.10
PENCD	192	240	\$ 139,162.80	138	\$ 66,916.43	\$ 484.90	1,007	957	\$ 446,537.94	\$ 466.60
SAGCD	23	32	\$ 21,903.23	18	\$ 11,596.40	\$ 644.24	143	137	\$ 79,821.61	\$ 582.64
WALCD	25	29	\$ 10,156.03	21	\$ 7,646.34	\$ 364.11	138	132	\$ 63,981.99	\$ 484.71
PISCD	15	6	\$ 1,183.52	11	\$ 3,673.52	\$ 333.96	56	52	\$ 14,037.12	\$ 269.94
HANCD	63	47	\$ 21,927.00	27	\$ 11,953.00	\$ 442.70	283	236	\$ 104,744.30	\$ 443.83
FRACD	42	36	\$ 23,611.75	25	\$ 21,082.29	\$ 843.29	207	207	\$ 89,156.50	\$ 430.71
WASCD	45	35	\$ 8,456.40	24	\$ 6,943.20	\$ 289.30	175	127	\$ 40,935.16	\$ 322.32
CUMCD	325	295	\$ 155,553.46	234	\$ 122,927.10	\$ 525.33	1,675	1,483	\$ 845,901.74	\$ 570.40
KNOCD	45	58	\$ 38,050.18	46	\$ 24,234.01	\$ 526.83	251	215	\$ 113,989.18	\$ 530.18
SOMCD	3	4	\$ 2,748.00	1	\$ 294.00	\$ 294.00	11	5	\$ 9,269.12	\$ 1,853.82
OXFCD	55	56	\$ 29,797.75	34	\$ 22,614.58	\$ 665.13	274	269	\$ 129,923.41	\$ 482.99
LINCD	36	28	\$ 18,515.21	14	\$ 5,646.68	\$ 403.33	170	135	\$ 70,259.80	\$ 520.44
WATDC	24	42	\$ 19,899.21	12	\$ 4,918.88	\$ 409.91	116	211	\$ 105,115.06	\$ 498.18
WESDC	22	30	\$ 16,430.70	19	\$ 9,238.32	\$ 486.23	108	126	\$ 55,597.97	\$ 441.25
WISDC	3	6	\$ 13,580.22	6	\$ 4,227.92	\$ 704.65	24	39	\$ 22,540.45	\$ 577.96
WISSC	2	2	\$ 717.03	2	\$ 477.00	\$ 238.50	10	12	\$ 4,394.94	\$ 366.25
YORDC	18	19	\$ 10,662.00	19	\$ 7,524.00	\$ 396.00	72	89	\$ 50,382.70	\$ 566.10
TOTAL	2,048	2,471	\$ 1,397,188.58	1,769	\$ 924,727.75	\$ 522.74	11,047	11,543	\$ 6,195,393.92	\$ 536.72

MAINE COMMISSION ON INDIGENT LEGAL SERVICES

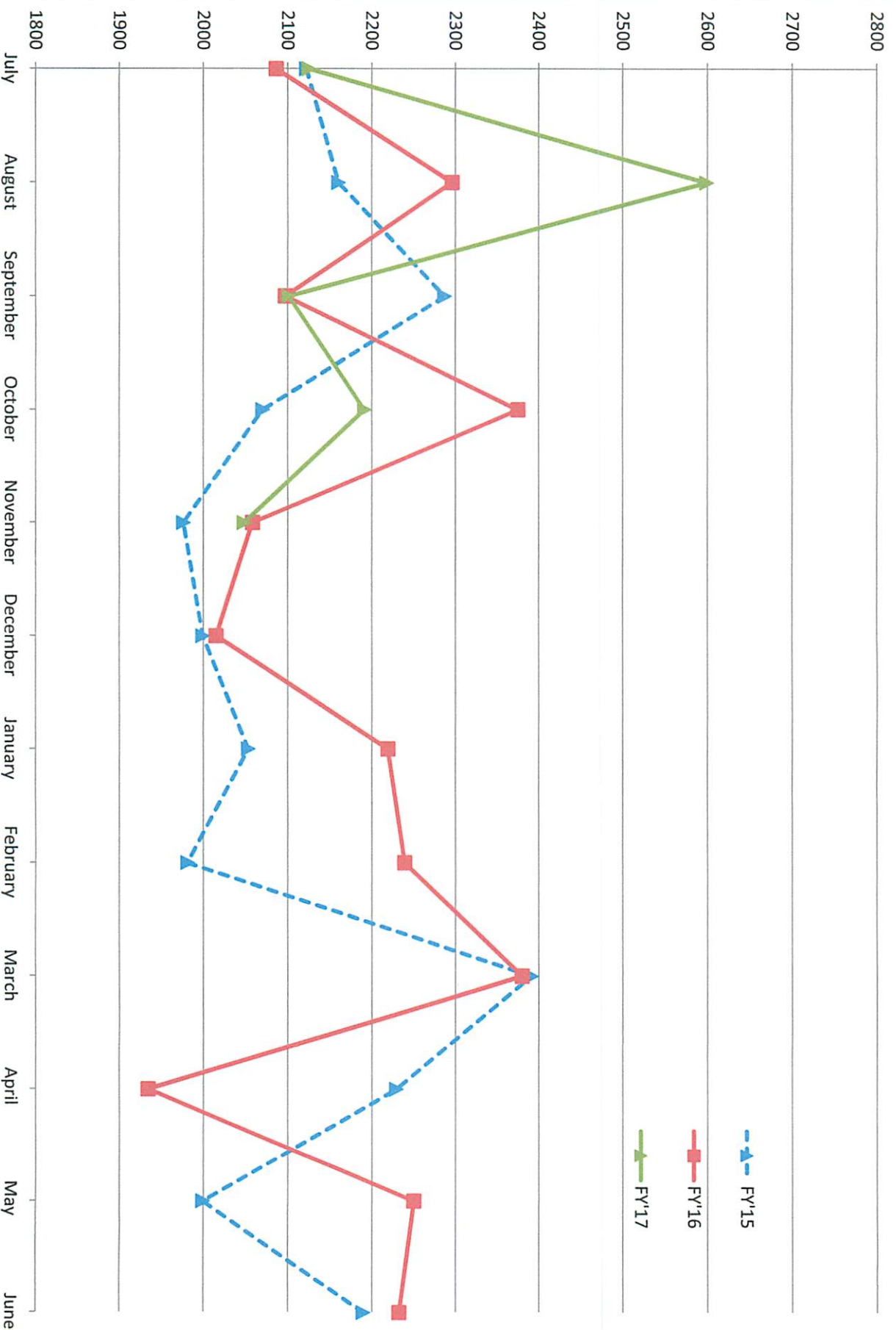
Number of Attorneys Rostered by Court

11/30/2016

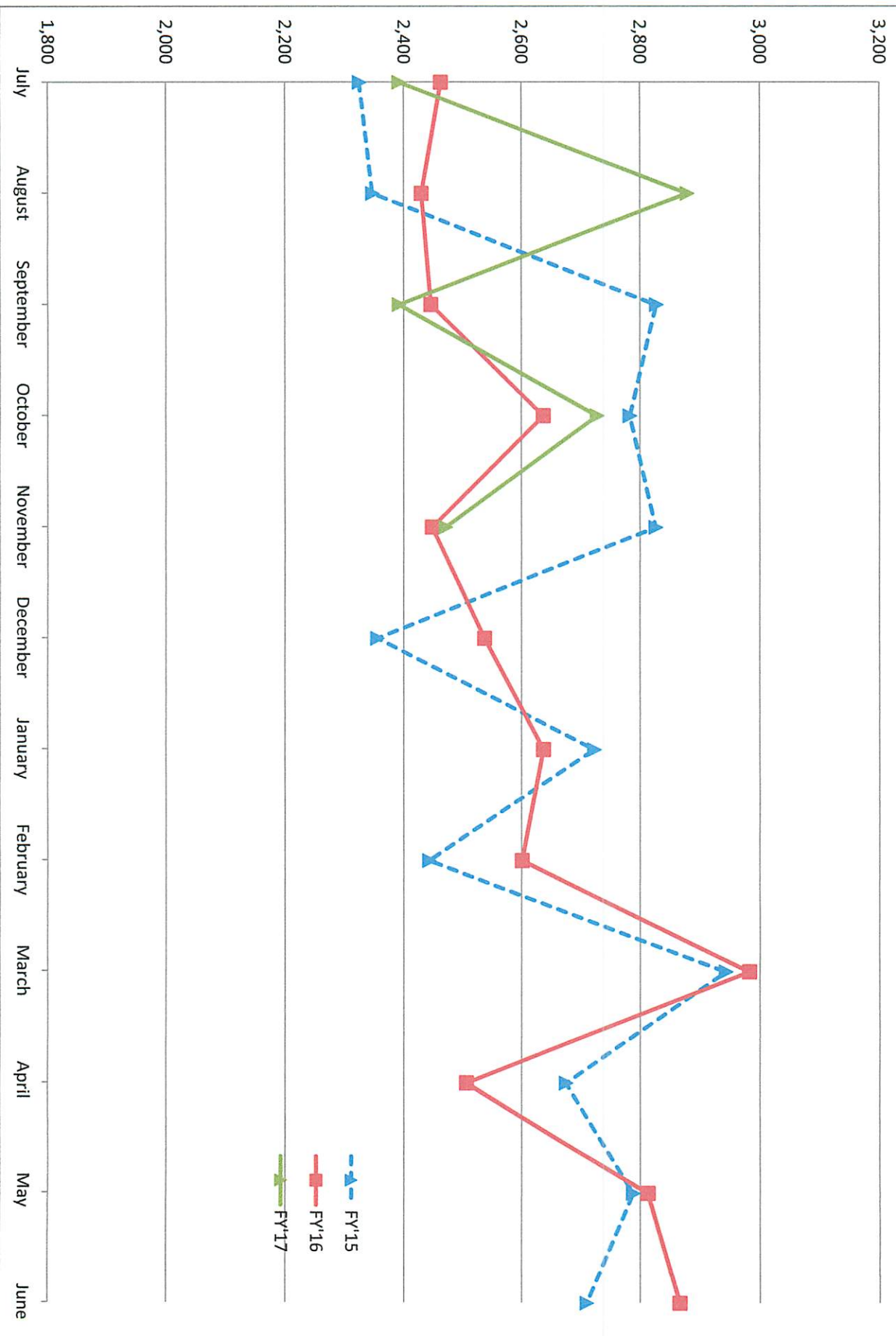
Court	Rostered Attorneys
Augusta District Court	103
Bangor District Court	53
Belfast District Court	49
Biddeford District Court	133
Bridgton District Court	99
Calais District Court	12
Caribou District Court	18
Dover-Foxcroft District Court	25
Ellsworth District Court	43
Farmington District Court	28
Fort Kent District Court	11
Houlton District Court	15
Lewiston District Court	129
Lincoln District Court	27
Machias District Court	18
Madawaska District Court	12
Millinocket District Court	20
Newport District Court	35
Portland District Court	161
Presque Isle District Court	14
Rockland District Court	42
Rumford District Court	25
Skowhegan District Court	27

Court	Rostered Attorneys
South Paris District Court	60
Springvale District Court	120
Unified Criminal Docket Alfred	108
Unified Criminal Docket Aroostook	24
Unified Criminal Docket Auburn	101
Unified Criminal Docket Augusta	93
Unified Criminal Docket Bangor	54
Unified Criminal Docket Bath	92
Unified Criminal Docket Belfast	46
Unified Criminal Docket Dover Foxcroft	22
Unified Criminal Docket Ellsworth	40
Unified Criminal Docket Farmington	29
Unified Criminal Docket Machias	18
Unified Criminal Docket Portland	147
Unified Criminal Docket Rockland	38
Unified Criminal Docket Skowhegan	20
Unified Criminal docket Soperth Paris	97
Unified Criminal Docket Wiscasset	57
Waterville District Court	53
West Bath District Court	113
Wiscasset District Court	64
York District Court	109

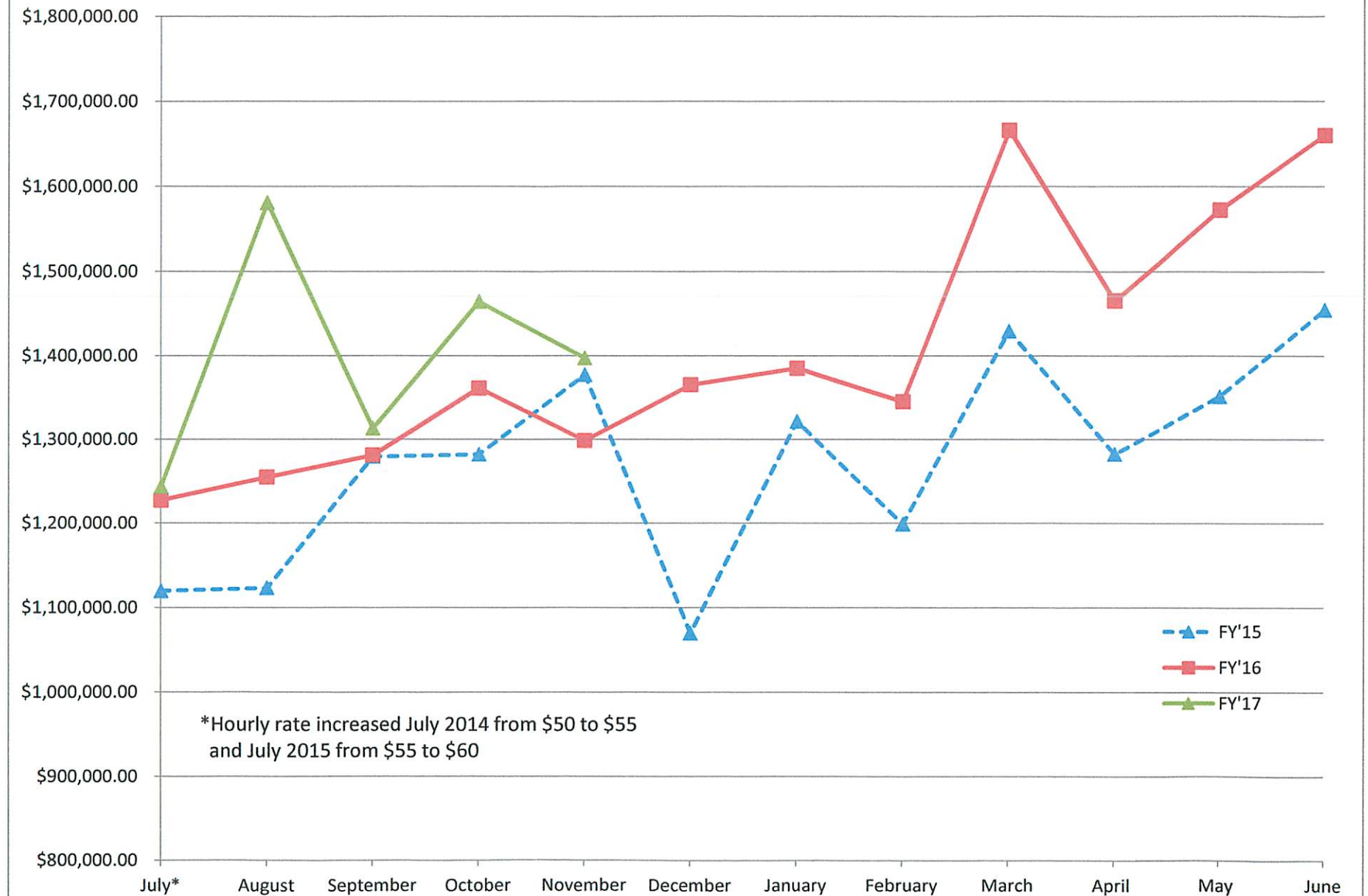
NEW CASES



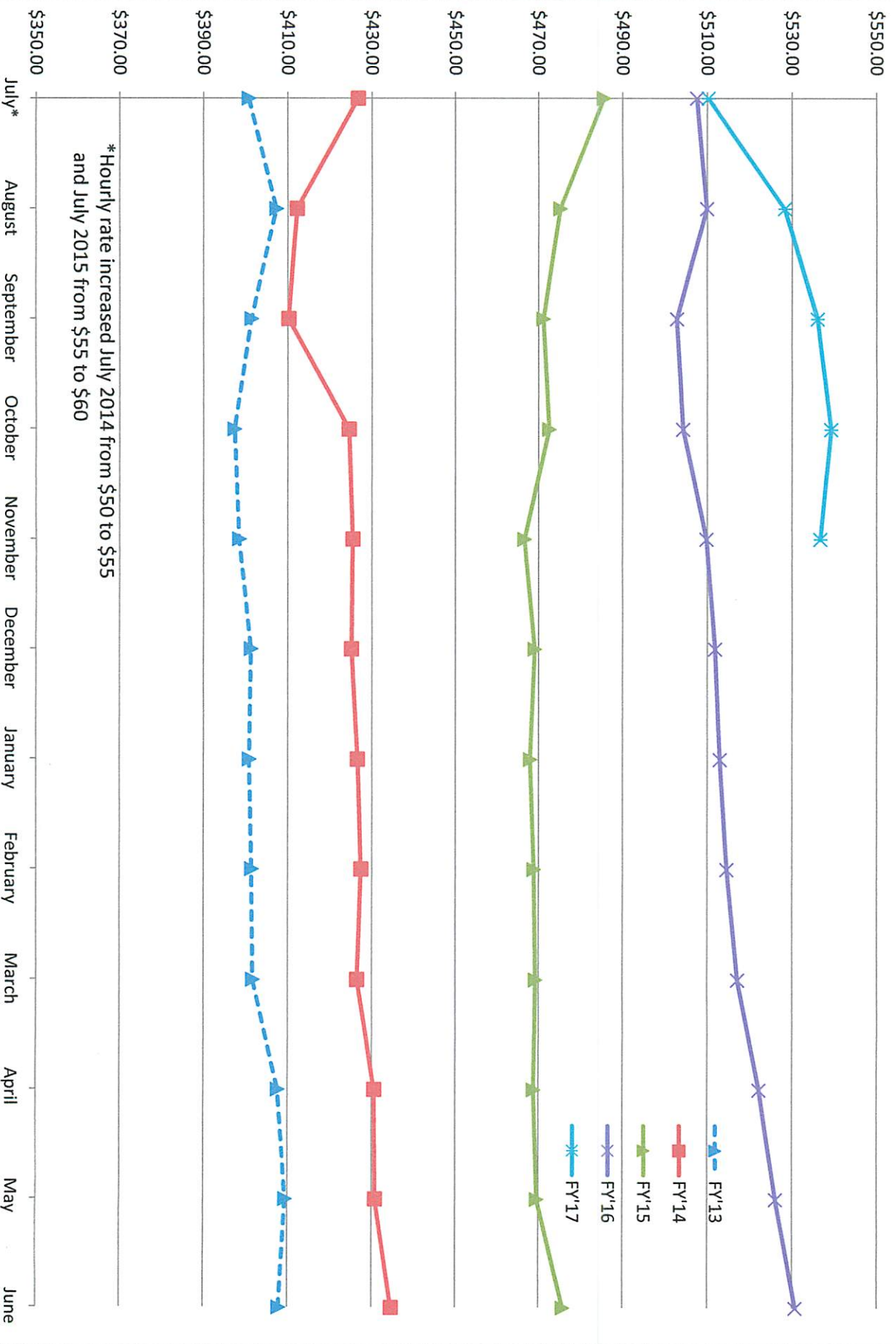
Submitted Vouchers



Submitted Voucher Amount

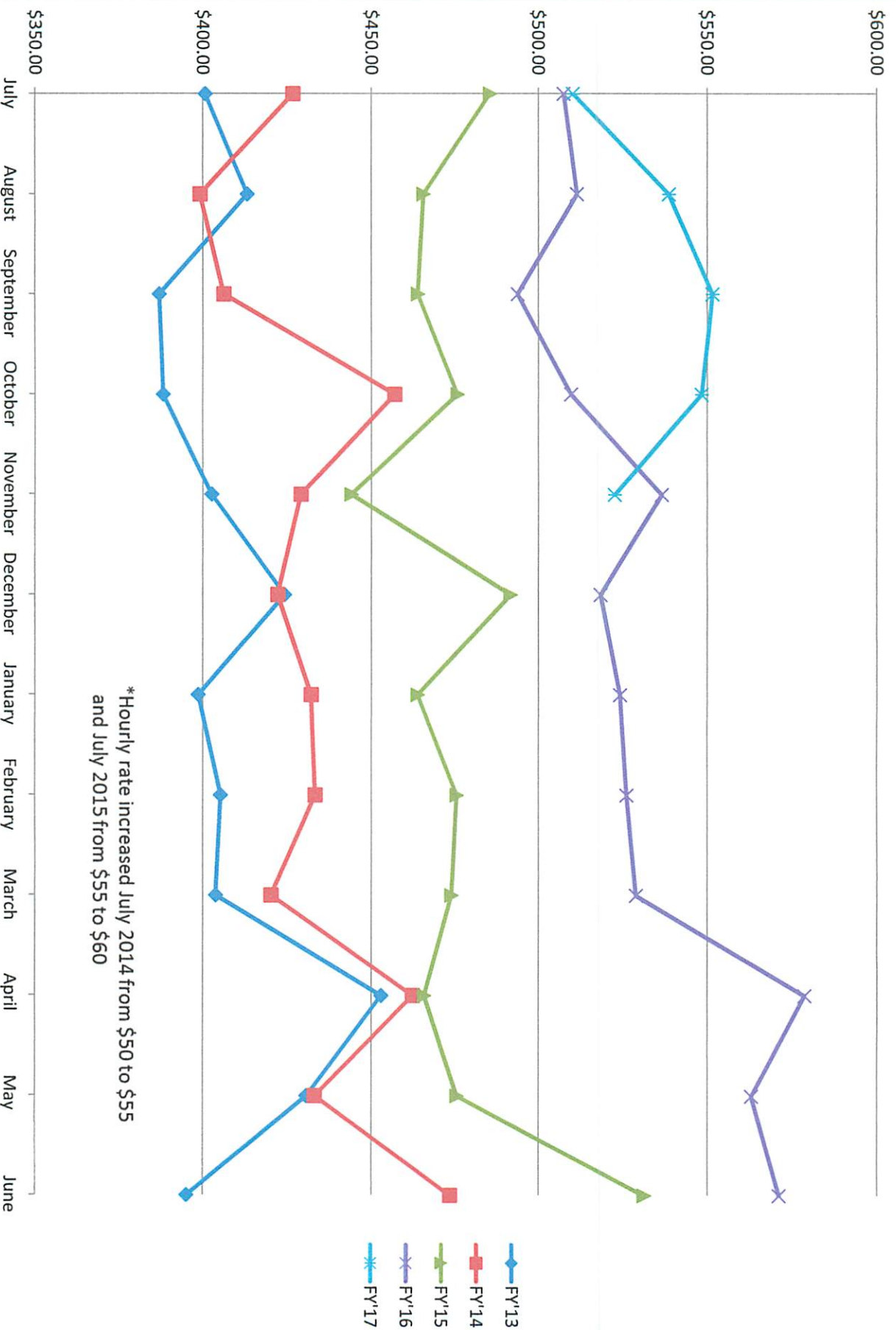


Average Voucher Price Fiscal Year to Date



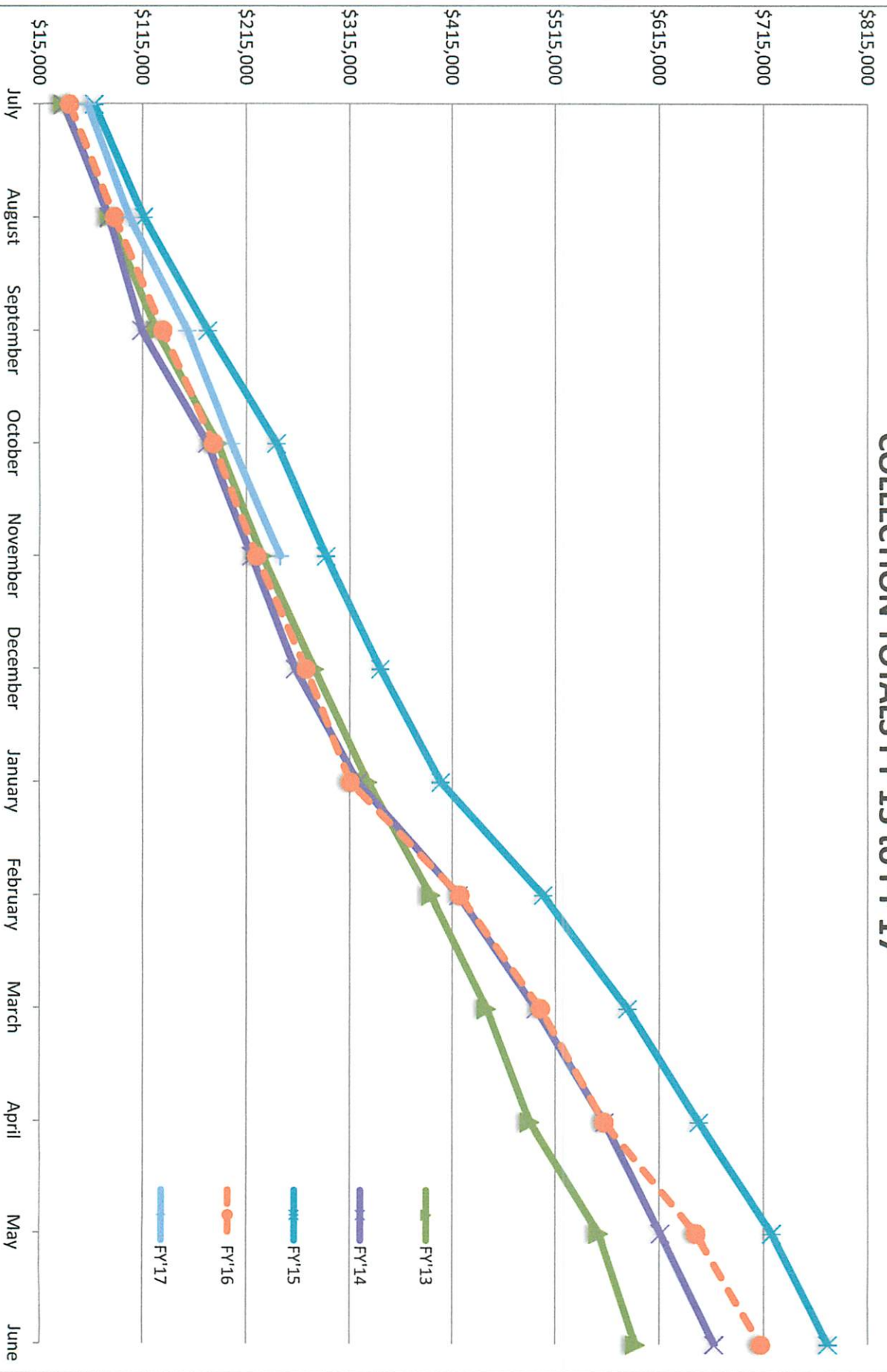
*Hourly rate increased July 2014 from \$50 to \$55 and July 2015 from \$55 to \$60

Monthly Price Per Voucher



*Hourly rate increased July 2014 from \$50 to \$55 and July 2015 from \$55 to \$60

COLLECTION TOTALS FY'13 to FY'17



(3.)
Written Decision on
Appeal

MAINE COMMISSION ON INDIGENT LEGAL SERVICES

TO: MCILS COMMISSIONERS
FROM: ELLIE MACIAG, DEPUTY EXECUTIVE DIRECTOR
CC: JOHN D. PELLETIER, EXECUTIVE DIRECTOR
SUBJECT: ATTORNEY SETH CAREY APPEAL
DATE: DECEMBER 8, 2016

Following the discussion at the November meeting concerning Attorney Seth Carey's appeal, I drafted a written order and forwarded it to the Commissioners for their consideration and final edits.

(4.)
RFP's Update

MAINE COMMISSION ON INDIGENT LEGAL SERVICES

TO: MCILS COMMISSIONERS
FROM: JOHN D. PELLETIER, EXECUTIVE DIRECTOR
CC: ELLIE MACIAG, DEPUTY EXECUTIVE DIRECTOR
SUBJECT: RFP UPDATE – APPEALS AND IMMIGRATION
DATE: December 7, 2016

IMMIGRATION:

We have executed a contract with Barbara Taylor, Esq., for immigration consultation services. Barbara's last day at ILAP was December 2, 2016, and she begins work under the contract on December 12, 2016. Rostered attorneys have been informed by email that ILAP is no longer providing immigration consultations and that they should contact Barbara directly after she begins work under the contract on the 12th. The attorneys were advised to seek delays on cases involving immigration consequences, if needed, between the 2nd and the 12th.

APPEALS:

We received two bids for criminal appeals and a single bid for child protective appeals. The designated scoring committee is scheduled to meet after the December 13 Commission meeting to score the bids.

VOUCHER MANAGEMENT SYSTEM AND SOMERSET COUNTY:

Changes discussed at the last meeting are being made to the Voucher Management System RFP and that draft will be submitted to the purchasing division for posting in the near future. Updated case numbers have been requested from the Somerset County project and will be incorporated into the draft RFP, together with changes discussed at the November meeting, prior to its submission to purchasing.

(5.)
Proposed Legislation

MAINE COMMISSION ON INDIGENT LEGAL SERVICES

TO: MCILS COMMISSIONERS
FROM: JOHN D. PELLETIER, EXECUTIVE DIRECTOR
CC: ELLIE MACIAG, DEPUTY EXECUTIVE DIRECTOR
SUBJECT: COMMISSION BILL SUBMITTED TO THE LEGISLATURE
DATE: DECEMBER 7, 2016

Attached is a copy of draft legislation submitted to the Revisor's Office on December 6, 2016.

An Act to Clarify that Petitions for Certiorari to the Supreme Court of the United States are Included Within the Definition of Indigent Legal Services

Be it enacted by the People of the State of Maine as follows:

Sec.1. 4 MRSA § 1802, sub-§4, as enacted by PL 2009, c. 419, §2, is amended to read:

4. Indigent legal services. "Indigent legal services" means legal representation provided to:

- A. An indigent defendant in a criminal case in which the United States Constitution or the Constitution of Maine or federal or state law requires that the State provide representation;
- B. An indigent party in a civil case in which the United States Constitution or the Constitution of Maine or federal or state law requires that the State provide representation; and
- C. Juvenile defendants.

"Indigent legal services" does not include the services of a guardian ad litem appointed pursuant to Title 22, section 4105, subsection 1-, but does include the filing of a petition for certiorari to the Supreme Court of the United States from an adverse decision of the Law Court on behalf of an indigent client.