



proud past, promising future

CLARK COUNTY
WASHINGTON

TO: Clark County Bar and Other Interested Attorneys

FROM: Ann Christian, Clark County Indigent Defense Coordinator

DATE: November 2, 2009

RE: Calendar Year 2010 Indigent Defense Contracts for Juvenile Court Criminal and Juvenile Court Truancy Representation

Clark County announces that applications for one-year indigent defense contracts are requested for Juvenile Criminal and Juvenile Truancy cases.

Juvenile Criminal Cases

Clark County intends to contract with at least seven attorneys for 6.5 "Full Caseloads" or a mixture of Full and Partial Caseloads. An attorney applying for a Juvenile Criminal contract may apply for a Full Caseload or a Partial Caseload. Examples of a Partial Caseload are: 1) 50 percent of a Full Caseload; 2) 75 percent of a Full Caseload; 3) 200 Misdemeanors; and 4) 100 Class C and C+ cases and 100 D and E cases. Contracts will be awarded on the basis of the Case Types and Per Case Values in the table below.

Each "Full Caseload" contract will require not less than 80 percent full-time equivalent attorney commitment. In other words, retained and other indigent defense work may not exceed 20 percent of a "Full Caseload" attorney's time on average.

Case Type	2010 Projected Cases	Full Caseload & Case Mix Per Attorney	Value Per Case
A, A-, B+ and B	300	50	\$800
C+ and C	275	45	\$500
D+, D and E [misdemeanor]	675	100	\$200
Probation Violations, Withdrawals & Other	1,000	150	\$100
	2,250	345	

Juvenile Truancy Cases

(Truancy Petition and Truancy Contempt Cases)

Clark County intends to award one or more contracts. "Truancy Petition" is a new indigent defense case type. Historical caseload numbers are not available. The estimated number of indigent defense Truancy Petition and Truancy Contempt cases for 2010 is 300-350 cases. At least 90 percent of the caseload is estimated to be Truancy Petition cases. Compensation for reasonable and necessary time expended in representing youth in these cases will be paid at the rate of \$75 per hour. Monthly invoices must be submitted on each case in which representation is provided during the previous month. Information on representation in these cases may be obtained from the Indigent Defense Office.

Notes:

1. An attorney must meet the state qualification standards for the types of cases for which the attorney applies. See Standard Fourteen, "Qualifications of Attorneys", of the Washington State Bar Association's *Standards for Indigent Defense Services* (<http://www.wsba.org/lawyers/groups/committeeonpublicdefense.htm> or contact the Clark County Indigent Defense Office).
2. Clark County reserves the right to reject any or all applications received.
3. The above compensation figures are subject to review and ratification by the Clark County Board of Commissioners on December 8, 2009.
4. Contract provisions of note:
 - a. All contractors will be required to submit monthly reports stating the number and types of appointments and dispositions.
 - b. Juvenile Criminal contractors will receive one-twelfth of the annual contract amount on a monthly basis. Juvenile Truancy contractors will be paid monthly for the reasonable and necessary hours expended on appointed cases during the previous month.
 - c. All Juvenile Criminal contracts will include a provision that allows for additional compensation for over-contract cases at the contract rate per case, as well as a provision that allows for recovery of the contract rate per case if the number of cases falls below the contracted number.
 - d. The Indigent Defense Office will consider requests on a case-by-case basis for additional compensation for cases of extraordinary complexity.
 - e. All contracts are subject to termination by the County if any Attorney's level of representation falls below accepted standards.
 - f. All contracts will include contract terms allowing funding modification, suspension or termination due to inadequate county funds being available or due to legislative action or court interpretation.
 - g. Proof of professional liability insurance in the amount of \$200,000 per claim and \$500,000 aggregate is required prior to the execution of an indigent defense contract.

Application Submission and Deadline

The Application form will be provided directly by the Indigent Defense Office to current Juvenile Criminal indigent defense contractors and attorneys who have contacted the office to place their names on a distribution list for Juvenile Criminal and/or Juvenile Truancy contract Announcements. The Application form is available on the Indigent Defense Office's website at <http://www.co.clark.wa.us/general-services/indigent.html> or by contacting Madison King at 360-397-2333 or madison.king@clark.wa.gov.

APPLICATIONS MUST BE RECEIVED NO LATER THAN 5:00 P.M. ON FRIDAY, NOVEMBER 20, 2009. EARLY SUBMISSION OF APPLICATIONS IS ENCOURAGED. INCOMPLETE APPLICATIONS MAY BE REJECTED.

Application materials may be e-mailed as an email attachment, faxed, hand-delivered or mailed to the Clark County Indigent Defense Office.

By email: madison.king@clark.wa.gov

By fax: 360-759-6257

Hand-delivered: 1408 Franklin Street, Suite 106

By mail: Ann Christian
Clark County Indigent Defense Coordinator
PO Box 5000
Vancouver, Washington 98666-5000

If you have any questions, please contact Ann Christian at ann.christian@clark.wa.gov or 360-397-2256 or Madison King at madison.king@clark.wa.gov or 360-397-2333.

cc: Superior Court Judges
Commissioner Carin Schienberg
Commissioner Daniel Stahnke
Bill Barron, County Administrator
Jeff Amram, Superior Court Administrator
Pat Escamilla, Juvenile Court Administrator
Curt Wyrick, Chief Deputy Prosecuting Attorney
David Ridenour, President, Clark County Bar Association
Clark Fridley, President, Criminal Defense Bar