**Indigent Defense Commission**

**Application Questionnaire**

*The following questions provide essential, not otherwise available information to help the IDC prepare an initial Project Proposal to meet your local funding request. Please respond to these questions to the best of your knowledge and ability. If accurate information is not available, please estimate the answers, and attach supplemental pages if necessary.*

**Ideas for System Assistance with IDC Funds**

1. How much and over what time period is your System requesting IDC funds?
2. How does your System plan to use both local and IDC funds to improve indigent defense services?

*Any System applying for IDC funding must commit to maintaining its local budget and not use IDC funds to
supplant local funding for indigent defense.*

1. If your System has already identified general or specific issue(s) that the IDC could provide funding for and/or guidance to help resolve, please describe:
2. When would your preferred start date be for the grant project?

[ ] January 1st[ ] July 1st [ ] As Soon As Possible

**Current Indigent System Information**

1. How does your System currently provide court-appointed defense counsel?
2. Is any case information collected by local government or the court which is not otherwise available on statewide Court Information Systems (CORIS or CARE)?

*This includes reports from contract attorney(s) including case totals, hours, outcomes, or any court clerk
 secondary recordkeeping, etc.*

[ ] Yes [ ] No [ ] Not Sure

If *YES*, please describe and attach an example of this data:

1. Approximately how many conflict cases are there in a typical 12-month period involving appointed counsel?

|  |  |  |
| --- | --- | --- |
|  | **Number of Cases** | **How is this figure derived?** |
| Court Records | Best Estimate | No Data |
| District Court |  | [ ]  | [ ]  | [ ]  |
| Justice Court |  | [ ]  | [ ]  | [ ]  |
| Juvenile Court: Delinquency |  | [ ]  | [ ]  | [ ]  |
| Juvenile Court: Parental Defense |  | [ ]  | [ ]  | [ ]  |

### What is/are the most common reason(s) for conflict cases within your System?

### *Select more than one, if appropriate.*

[ ] Multiple Codefendants[ ] Familiarity with another party to the case

[ ] Not Sure[ ] Other (Explain):

1. How many Order to Show Cause (OSC) and/or Contempt actions were initiated in the last 12-month period against criminal defendants or juveniles with appointed counsel?

|  |  |  |
| --- | --- | --- |
|  | **Number of Cases** | **How is this figure derived?** |
| Court Records | Best Estimate | No Data |
| District Court |  | [ ]  | [ ]  | [ ]  |
| Justice Court |  | [ ]  | [ ]  | [ ]  |
| Juvenile Court: Delinquency |  | [ ]  | [ ]  | [ ]  |
| Juvenile Court: Parental Defense |  | [ ]  | [ ]  | [ ]  |

**Court Practices**

1. Is court-appointed defense counsel present at a defendant’s first hearing before a
 judge?

*This includes shelter hearings, detention hearings, bail hearings, etc.*

[ ] Yes[ ] No [ ] Not Sure

If *NO*, when does appointed counsel appear first?

1. Set forth the day(s) and regularity of local court proceedings for all courts:

*A court calendar with this information for all courts may also be submitted.*

|  |  |  |
| --- | --- | --- |
|  | **Initial Appearances, Detention Hearings,** **Shelter Hearings** | **Law & Motion** |
| District Court |  |  |
| Justice Court |  |  |
| Juvenile Court: Delinquency |  |  |
| Juvenile Court: Parental Defense |  |  |

1. Is video conferencing (Vidyo) used in any of your courtrooms?

[ ] Yes [ ] No[ ] Not Sure

If *YES*, please explain for what purpose(s):

1. Does your System collect from defendants any costs or fees for services provided by appointed counsel?

[ ] Yes [ ] No[ ] Not Sure

If *YES*, please explain how this process currently works:

**Defense Services Provider(s) Practices & Characteristics**

1. Does your System have a separate attorney who specifically handles either appeals to District Court (from Justice Court) or appeals to Utah’s Appellate Courts (from District/Juvenile Court)?

[ ] Yes [ ] No [ ] Not Sure

If *NO*, how do you handle appeals when they arise?

1. Do the current indigent defense services providers have their own support staff or access to shared support staff?

[ ] Yes [ ]  No[ ] Not Sure

If *YES*, please explain to what extent:

1. What is the process the attorney must go through to obtain funding for defense
 resources? If any limitations are placed on the use of defense resources, please
 describe.

*Defense resources include case resources beyond the attorney’s direct compensation – for example, funds
 for witness fees, to hire investigators, experts, etc.*

1. Do current indigent defense services providers have access to case management software of any type?

[ ] Yes [ ]  No[ ] Not Sure

If *YES*, please describe: