



**ANNUAL REPORT  
FOR  
FISCAL YEAR 2015**

**Fiscal Services Division/Reimbursement Unit  
Department of Management and Budget**



C O U N T Y M I C H I G A N

DEPARTMENT OF MANAGEMENT AND BUDGET  
FISCAL SERVICES DIVISION  
REIMBURSEMENT UNIT

**REIMBURSEMENT**

SECTIONS:

CIRCUIT COURT

248-858-0506

PROBATE/FAMILY COURT

248-858-1130

February 1, 2016

Honorable L. Brooks Patterson  
County Executive  
2100 Pontiac Lake Road  
Executive Office Building, Department 409  
Waterford, MI 48328

Dear Mr. Patterson:

Submitted herewith is the Fiscal Services Division-Reimbursement Unit Annual Report for Fiscal Year 2015, covering the period October 1, 2014 through September 30, 2015.

Total collections for the Circuit Court, Family Court, and Administration/Probate Court Sections (including credits for Community Service) for fiscal year 2015 were \$9,186,498. Expenditures for this unit were \$2,881,808 resulting in a collection/expense ratio of \$3.19 collected for every dollar expended. Prior year's information for comparison purposes is included in this report.

This unit will continue to review policies, improve procedures in an effort to increase collections, and investigate new areas of collections for the future. The activities of the Fiscal Services Division-Reimbursement Unit for fiscal year 2015 are presented for your review.

Laurie VanPelt, CPFO  
Director of Management & Budget

Lynn C. Sonkiss, Manager  
Fiscal Services Division

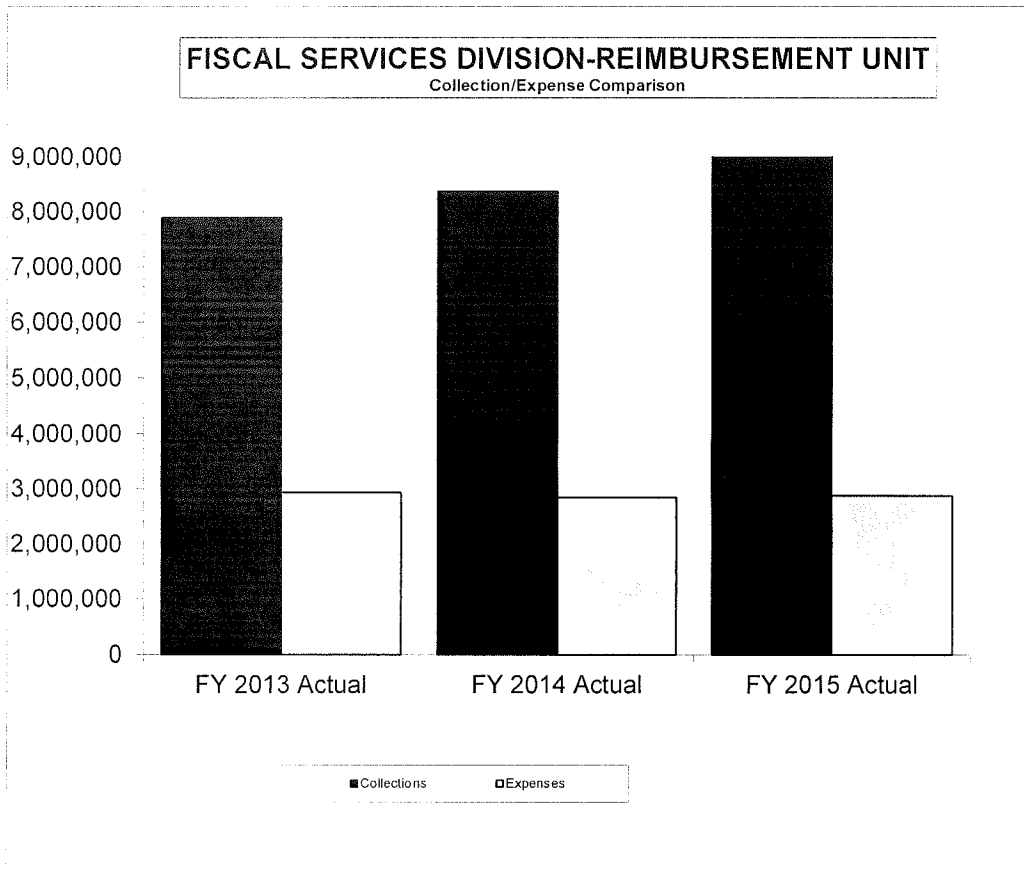
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**FISCAL SERVICES DIVISION-REIMBURSEMENT UNIT  
FISCAL YEAR 2015 ANNUAL REPORT  
COLLECTION / EXPENSE COMPARISON STATEMENT**

|                                        | <u>FY 2013 Actual</u> | <u>FY 2014 Actual</u> | <u>FY 2015 Actual</u> |
|----------------------------------------|-----------------------|-----------------------|-----------------------|
| Salaries & Fringes                     | \$ 2,298,717          | \$ 2,226,518          | \$ 2,274,884          |
| Operating Expenses                     | 644,737               | 622,326               | 606,924               |
| <b>Total Expenses</b>                  | <b>\$ 2,943,454</b>   | <b>\$ 2,848,844</b>   | <b>\$ 2,881,808</b>   |
| <br>                                   |                       |                       |                       |
| Total Collections                      | \$ 7,389,547          | \$ 7,955,348          | \$ 8,850,286          |
| Community Service Credits              | 505,508               | 418,622               | 336,212               |
| <b>Total Collections &amp; Credits</b> | <b>\$ 7,895,055</b>   | <b>\$ 8,373,970</b>   | <b>\$ 9,186,498</b>   |
| <br>                                   |                       |                       |                       |
| Collection/Expense Ratio               | \$ 2.68               | \$ 2.94               | \$ 3.19               |



### Three-Year Summary Comparison Statement - Collections vs Expenses

|                                                     | Collections         |                     |                     |
|-----------------------------------------------------|---------------------|---------------------|---------------------|
|                                                     | FY 2015             | FY 2014             | FY 2013             |
| <b>Circuit Court-General Jurisdiction Division:</b> |                     |                     |                     |
| Restitution**                                       | \$ 3,784,098        | \$ 2,684,155        | \$ 2,006,679        |
| Court Costs***                                      | 570,269             | 715,928             | 690,206             |
| Attorney Fees****                                   | 992,416             | 926,737             | 963,655             |
| Inmate Board and Care                               | 508                 | 1,730               | 1,113               |
| Crime Victim's Rights Fees                          | 404,907             | 383,864             | 350,385             |
| Fines                                               | 298,596             | 293,418             | 304,969             |
| Forensic Lab Fees/DNA*                              | 7,220               | 4,365               | 7,448               |
| Extradition Fees                                    | 470                 | 2,293               | 1,450               |
| Community Service Fees                              | -                   | 25                  | 168                 |
| State Minimum Costs*                                | 333,701             | 318,602             | 324,338             |
| Fingerprinting Fees                                 | 1,585               | 3,153               | 2,550               |
| Late Penalty                                        | 141,246             | 141,047             | 146,782             |
| Cost of Prosecution                                 | 1,796               | 2,050               | 4,089               |
| Bond Forfeiture                                     | 12,681              | 8,460               | 817                 |
| Adult Treatment Court                               | 3,275               | 5,242               | 4,702               |
| Total                                               | <u>\$ 6,552,768</u> | <u>\$ 5,491,069</u> | <u>\$ 4,809,351</u> |
| <b>Circuit Court-Family Division:</b>               |                     |                     |                     |
| Board and Care (Juvenile Maintenance)               | \$ 933,215          | \$ 1,020,216        | \$ 1,032,721        |
| Collection Offset (Board and Care)                  | 267,628             | 279,315             | 284,618             |
| Governmental Benefits (Juvenile Maintenance)        | 214,018             | 221,463             | 207,442             |
| Probation Service Fees                              | 106,805             | 121,135             | 141,752             |
| Attorney Fees                                       | 258,314             | 278,856             | 316,013             |
| State Juvenile Maintenance                          | 113,722             | 110,428             | 141,507             |
| Restitution                                         | 45,781              | 67,521              | 75,012              |
| Clinical Evaluations                                | 36,167              | 39,808              | 41,886              |
| Court Costs                                         | 22,588              | 21,464              | 22,739              |
| Traffic Service Fees                                | 5,210               | 5,662               | 11,651              |
| Crime Victim's Rights Fees                          | 3,922               | 4,703               | 5,390               |
| State Minimum Costs*                                | 15,314              | 17,515              | 19,762              |
| Forensic Lab Fees/DNA*                              | -                   | -                   | 60                  |
| Children's Village Aftercare                        | 538                 | 387                 | 200                 |
| Youth Assistance Fees                               | 6,880               | 9,155               | 8,900               |
| Jail Tour Fees                                      | 5,155               | 5,184               | 7,968               |
| Chemical Dependence Inventory Fees                  | 2,573               | 2,457               | 2,378               |
| Diversion Fees                                      | 1,410               | 3,682               | 4,005               |
| Family Court-Other                                  | 90                  | 1,303               | 1,257               |
| Total                                               | <u>\$ 2,039,330</u> | <u>\$ 2,210,254</u> | <u>\$ 2,325,261</u> |
| <b>Administration/Probate Court:</b>                |                     |                     |                     |
| Clerk Fees                                          | \$ 78,508           | \$ 80,304           | \$ 76,263           |
| Domestic Evaluations                                | 2,175               | 4,822               | 3,658               |
| Domestic Guardian Ad Litem                          | 5,440               | 1,687               | 2,887               |
| Mental Health Attorney Fees                         | 61,267              | 49,306              | 59,213              |
| Total                                               | <u>\$ 147,390</u>   | <u>\$ 136,119</u>   | <u>\$ 142,021</u>   |
| <b>Miscellaneous:</b>                               |                     |                     |                     |
| Tax Intercept Fees                                  | \$ 89,617           | \$ 100,724          | \$ 91,265           |
| Witness and Mileage Fees/Service Fees               | 13,194              | 10,851              | 13,764              |
| Recovery Fees for Returned Checks                   | 1,275               | 1,171               | 940                 |
| Filing Fees                                         | 5,503               | 3,974               | 5,260               |
| Miscellaneous                                       | 27                  | 247                 | 364                 |
| Reimbursement of Postage Expense                    | 1,182               | 939                 | 1,321               |
| Total                                               | <u>\$ 110,798</u>   | <u>\$ 117,906</u>   | <u>\$ 112,914</u>   |
| <b>TOTAL COLLECTIONS</b>                            | <u>\$ 8,850,286</u> | <u>\$ 7,955,348</u> | <u>\$ 7,389,547</u> |
| Community Service Credits                           | \$ 336,212          | \$ 418,622          | \$ 505,508          |
| <b>GRAND TOTAL</b>                                  | <u>\$ 9,186,498</u> | <u>\$ 8,373,970</u> | <u>\$ 7,895,055</u> |
| Reimbursement Unit Expenses:                        | \$ 2,881,808        | \$ 2,848,844        | \$ 2,943,454        |
| Collection/Expense Ratio:                           | \$ 3.19             | \$ 2.94             | \$ 2.68             |

\*DNA and Forensic Lab Fees were replaced with State Minimum Costs effective October 1, 2003 (2003 Public Act 70-79, 95-102, 138).

2014 Public Act 458 requires DNA to be ordered for any conviction/plea/adjudication meeting specified criteria effective July 1, 2015.

\*\*FY 2015 includes \$1,049,409 restitution received from the State Attorney General.

\*\*\*Court costs ceased to be ordered after a June 2014 State Supreme Court ruling. A new statute was enacted October 2014 allowing court costs to be ordered which was fully implemented March 2015.

\*\*\*\*It was determined in July 2015 by the SCAO that appellate court-appointed attorney fees could no longer be ordered or collected.

## REPORT OF TRANSACTION ACTIVITY

|                                                     | Transactions          |                       |                       |
|-----------------------------------------------------|-----------------------|-----------------------|-----------------------|
|                                                     | FY 2015               | FY 2014               | FY 2013               |
| <b>Circuit Court-General Jurisdiction Division:</b> |                       |                       |                       |
| Restitution                                         | 16,583                | 15,902                | 15,527                |
| Court Costs                                         | 5,938                 | 6,999                 | 6,574                 |
| Attorney Fees                                       | 16,946                | 15,634                | 15,314                |
| Inmate Board and Care                               | 1                     | 4                     | 3                     |
| Crime Victim's Rights Fees                          | 15,746                | 14,435                | 13,015                |
| Fines                                               | 1,779                 | 1,839                 | 1,709                 |
| Forensic Lab Fees/DNA                               | 498                   | 447                   | 456                   |
| Extradition Fees                                    | 15                    | 22                    | 24                    |
| Community Service Fees                              | -                     | 1                     | 5                     |
| State Minimum Costs                                 | 10,824                | 10,114                | 9,467                 |
| Fingerprinting Fees                                 | 49                    | 92                    | 57                    |
| Late Penalty                                        | 1,988                 | 1,903                 | 2,186                 |
| Cost of Prosecution                                 | 13                    | 20                    | 60                    |
| Bond Forfeiture                                     | 95                    | 34                    | 14                    |
| Adult Treatment Court                               | 53                    | 63                    | 66                    |
| Total                                               | <u>70,528</u>         | <u>67,509</u>         | <u>64,477</u>         |
| <b>Circuit Court-Family Division:</b>               |                       |                       |                       |
| Board and Care (Juvenile Maintenance)               | 18,167                | 17,351                | 16,038                |
| Collection Offset (Board and Care)                  | 10,981                | 10,773                | 10,407                |
| Governmental Benefits (Juvenile Maintenance)        | 791                   | 813                   | 705                   |
| Probation Service Fees                              | 1,600                 | 1,872                 | 2,116                 |
| Attorney Fees                                       | 3,856                 | 4,066                 | 4,381                 |
| State Juvenile Maintenance                          | 1,912                 | 1,475                 | 1,503                 |
| Restitution                                         | 715                   | 873                   | 1,029                 |
| Clinical Evaluations                                | 513                   | 521                   | 541                   |
| Court Costs                                         | 803                   | 688                   | 806                   |
| Traffic Service Fees                                | 92                    | 68                    | 114                   |
| Crime Victim's Rights Fees                          | 202                   | 263                   | 285                   |
| State Minimum Costs                                 | 320                   | 390                   | 403                   |
| Forensic Lab Fees/DNA                               | -                     | -                     | 3                     |
| Children's Village Aftercare                        | 15                    | 5                     | 3                     |
| Youth Assistance Fees                               | 286                   | 377                   | 374                   |
| Jail Tour Fees                                      | 113                   | 120                   | 181                   |
| Chemical Dependence Inventory Fees                  | 241                   | 261                   | 243                   |
| Diversion Fees                                      | 27                    | 66                    | 73                    |
| Family Court-Other                                  | 4                     | 15                    | 34                    |
| Total                                               | <u>40,638</u>         | <u>39,997</u>         | <u>39,239</u>         |
| <b>Administration/Probate Court:</b>                |                       |                       |                       |
| Clerk Fees                                          | 1,084                 | 1,079                 | 1,053                 |
| Domestic Evaluations                                | 46                    | 67                    | 62                    |
| Domestic Guardian Ad Litem                          | 75                    | 26                    | 54                    |
| Mental Health Attorney Fees                         | 1,128                 | 912                   | 1,105                 |
| Total                                               | <u>2,333</u>          | <u>2,084</u>          | <u>2,274</u>          |
| <b>Miscellaneous:</b>                               |                       |                       |                       |
| Tax Intercept Fees                                  | 2,073                 | 2,387                 | 2,218                 |
| Witness and Mileage Fees/Service Fees               | 718                   | 574                   | 711                   |
| Recovery Fees for Returned Checks                   | 49                    | 57                    | 42                    |
| Filing Fees                                         | 693                   | 519                   | 701                   |
| Miscellaneous                                       | 2                     | 4                     | 3                     |
| Reimbursement of Postage Expense                    | 147                   | 106                   | 149                   |
| Total                                               | <u>3,682</u>          | <u>3,647</u>          | <u>3,824</u>          |
| <b>GRAND TOTAL</b>                                  | <u><u>117,181</u></u> | <u><u>113,237</u></u> | <u><u>109,814</u></u> |

## CIRCUIT COURT ACCOUNTS

### STATEMENT OF RECEIPTS

|                                | <u>FY 2015</u>        | <u>FY 2014</u>      | <u>FY 2013</u>      |
|--------------------------------|-----------------------|---------------------|---------------------|
| <b>Accounts:</b>               |                       |                     |                     |
| Court Costs                    | \$ 570,269            | \$ 715,928          | \$ 690,206          |
| Attorney Fees                  | 992,416               | 926,737             | 963,655             |
| Inmate Board and Care          | 508                   | 1,730               | 1,113               |
| Extradition Fees               | 470                   | 2,293               | 1,450               |
| Community Service Fees         | -                     | 25                  | 168                 |
| Forensic Lab Fees-County Share | 206                   | 131                 | 269                 |
| Forensic Lab Fees-Prosecutor   | 206                   | 131                 | 269                 |
| DNA-Court Share                | 310                   | 174                 | 206                 |
| Fingerprinting Fees            | 1,585                 | 3,153               | 2,550               |
| Late Penalty                   | 141,246               | 141,047             | 146,782             |
| Cost of Prosecution            | 1,796                 | 2,050               | 4,089               |
| Bond Forfeiture                | 12,681                | 8,460               | 817                 |
| Adult Treatment Court          | 3,275                 | 5,242               | 4,702               |
| Total                          | <u>\$ 1,724,968</u>   | <u>\$ 1,807,101</u> | <u>\$ 1,816,276</u> |
| <b>Trust Accounts:</b>         |                       |                     |                     |
| Restitution                    | \$ 3,784,098          | \$ 2,684,155        | \$ 2,006,679        |
| Crime Victim's Rights Fees     | 404,907               | 383,864             | 350,385             |
| State Minimum Costs            | 333,701               | 318,602             | 324,338             |
| DNA-State Share                | 2,020                 | 1,131               | 1,339               |
| DNA-Municipalities Share       | 777                   | 435                 | 515                 |
| Forensic Lab Fees-State Share  | 3,701                 | 2,363               | 4,850               |
| Fines                          | 298,596               | 293,418             | 304,969             |
| Total                          | <u>\$ 4,827,800</u>   | <u>\$ 3,683,968</u> | <u>\$ 2,993,075</u> |
| <b>TOTAL FUNDS RECOVERED</b>   | <u>\$ 6,552,768</u> * | <u>\$ 5,491,069</u> | <u>\$ 4,809,351</u> |

The Circuit Court Section of the Fiscal Services Division-Reimbursement Unit is responsible for collection of all funds ordered by the Circuit Court.

For fiscal year 2015 there were 7,023 restitution payments made to the victims of crime for a total of \$3,493,840.02.

On October 30, 1989, Public Act 196 became effective requiring each defendant to pay a fee for the Crime Victim's Rights Fund. These funds are collected on behalf of the State; the County is authorized to retain an administrative fee. The County retains 10% of the amount collected for administrative costs.

\*A program requiring a defendant's bond to be applied toward costs assessed by the Court resulted in the recovery of \$217,684.90. The County started, in 2005, to submit Orders to Remit Prisoner Funds to the state prisons as allowed under MCL 791.220h. The Oakland County Sheriff's Office, under House Bill 4588, started remitting prisoner funds for restitution in January 2006. A total of \$508,809.04 was collected under these programs in fiscal year 2015.

## CIRCUIT COURT ACCOUNTS

### REIMBURSEMENT FOR COURT-APPOINTED ATTORNEYS

|                              | <u>FY 2015</u>      | <u>FY 2014</u>      | <u>FY 2013</u>      |
|------------------------------|---------------------|---------------------|---------------------|
| Cost to Oakland County:      |                     |                     |                     |
| Regular Cases                | \$ 1,915,031        | \$ 2,099,984        | \$ 2,260,605        |
| Appellate Cases              | 216,183             | 249,804             | 244,922             |
| Total                        | <u>\$ 2,131,214</u> | <u>\$ 2,349,788</u> | <u>\$ 2,505,527</u> |
| <b>TOTAL FUNDS RECOVERED</b> | <u>\$ 992,416</u>   | <u>\$ 926,737</u>   | <u>\$ 963,655</u>   |
| Percent Recovered            | 46.6%               | 39.4%               | 38.5%               |

Defendants represented by a court-appointed attorney are ordered to repay the County for services provided. It was determined by the SCAO in July 2015 that appellate court-appointed attorney fees could no longer be ordered or collected.

### COURT COMMUNITY SERVICE PROGRAM

|                                  | <u>FY 2015</u>    | <u>FY 2014</u>    | <u>FY 2013</u>    |
|----------------------------------|-------------------|-------------------|-------------------|
| Community Service Credits:       |                   |                   |                   |
| Attorney Fees                    | \$ 190,956        | \$ 228,223        | \$ 277,803        |
| Court Costs                      | 145,256           | 190,399           | 227,705           |
| Total Credits                    | <u>\$ 336,212</u> | <u>\$ 418,622</u> | <u>\$ 505,508</u> |
| Community Service Fees Collected | \$ -              | \$ 25             | \$ 168            |
| <b>TOTAL CREDITS AND FEES</b>    | <u>\$ 336,212</u> | <u>\$ 418,647</u> | <u>\$ 505,676</u> |

The Court Community Service Program has provided the courts with an alternative means of enforcing monetary orders against indigent defendants rather than imposing costly jail sentences. Defendants provide labor hours and receive credits which reduce court-ordered fees.

In 1996, a community service fee was authorized to be assessed for individuals involved in the program to supplement state and county funding. This fee was no longer charged when the Probation Department took back operation of the program in approximately 2005.



**FAMILY COURT ACCOUNTS**

**STATEMENT OF RECEIPTS**

|                                              | FY 2015               | FY 2014             | FY 2013             |
|----------------------------------------------|-----------------------|---------------------|---------------------|
| <b>Accounts:</b>                             |                       |                     |                     |
| Board and Care (Juvenile Maintenance)        | \$ 933,215            | \$ 1,020,216        | \$ 1,032,721        |
| Collection Offset (Board and Care)           | 267,628               | 279,315             | 284,618             |
| Governmental Benefits (Juvenile Maintenance) | 214,018               | 221,463             | 207,442             |
| Probation Service Fees                       | 106,805               | 121,135             | 141,752             |
| Attorney Fees                                | 258,314               | 278,856             | 316,013             |
| Clinical Evaluations                         | 36,167                | 39,808              | 41,886              |
| Court Costs                                  | 22,588                | 21,464              | 22,739              |
| Traffic Service Fees-County Share            | 4,730                 | 5,302               | 11,141              |
| Ordinance Violations-County Share            | 60                    | -                   | 153                 |
| Children's Village Aftercare                 | 538                   | 387                 | 200                 |
| DNA-County Share                             | -                     | -                   | 6                   |
| Youth Assistance Fees                        | 6,880                 | 9,155               | 8,900               |
| Jail Tour Fees                               | 5,155                 | 5,184               | 7,968               |
| Chemical Dependence Inventory Fees           | 2,573                 | 2,457               | 2,378               |
| Diversion Fees                               | 1,410                 | 3,682               | 4,005               |
| Family Reunification                         | -                     | 403                 | 1,027               |
| <b>Total</b>                                 | <b>\$ 1,860,081</b>   | <b>\$ 2,008,827</b> | <b>\$ 2,082,949</b> |
| <b>Trust Accounts:</b>                       |                       |                     |                     |
| State Juvenile Maintenance                   | \$ 113,722            | \$ 110,428          | \$ 141,507          |
| Restitution                                  | 45,781                | 67,521              | 75,012              |
| Crime Victim's Rights Fees                   | 3,922                 | 4,703               | 5,390               |
| State Minimum Costs                          | 15,314                | 17,515              | 19,762              |
| Ordinance Violations-Municipalities Share    | 30                    | -                   | 77                  |
| Traffic Service Fees-State Share             | 480                   | 360                 | 510                 |
| DNA-State Share                              | -                     | -                   | 39                  |
| DNA-Municipalities Share                     | -                     | -                   | 15                  |
| Fines                                        | -                     | 900                 | -                   |
| <b>Total</b>                                 | <b>\$ 179,249</b>     | <b>\$ 201,427</b>   | <b>\$ 242,312</b>   |
| <b>TOTAL FUNDS RECOVERED</b>                 | <b>\$ 2,039,330 *</b> | <b>\$ 2,210,254</b> | <b>\$ 2,325,261</b> |

The Family Court Section of the Fiscal Services Division-Reimbursement Unit is responsible for collection for services provided to children and/or families and any other costs ordered by the Family Court. A financial statement is taken and an order is entered based on the parents' ability to pay according to the State Court Administrator's guidelines.

The Juvenile Code provides for a 25% administrative fee (Collection Offset) to cover the cost of collecting funds as the result of an order for board and care.

Family Court assesses the parents of juveniles charged with delinquent acts a monthly service fee when the child is placed on probation or under supervision in the home.

Effective May 1, 1994, MCLA 780.901 required the courts to order juveniles to pay an assessment to the Crime Victim's Rights Fund for orders of disposition on juvenile offenses. The Michigan Department of Treasury receives 90% of this fee and the County is entitled to retain 10% of collections.

This unit acts as the collection agent for monies ordered by Family Court for restitution. For fiscal year 2015, there were 266 restitution payments made to the victims of crime for a total of \$43,454.77.

\*A program which requires that a child's bond be applied toward costs assessed by the Court resulted in the recovery of \$2,259.00 of the above funds.

## FAMILY COURT ACCOUNTS

### BOARD AND CARE COLLECTIONS

|                              | FY 2015             | FY 2014             | FY 2013             |
|------------------------------|---------------------|---------------------|---------------------|
| Juvenile Maintenance         | \$ 1,414,861        | \$ 1,520,994        | \$ 1,524,781        |
| State Juvenile Maintenance   | 113,722 *           | 110,428             | 141,507             |
| <b>TOTAL FUNDS RECOVERED</b> | <b>\$ 1,528,583</b> | <b>\$ 1,631,422</b> | <b>\$ 1,666,288</b> |

\*This amount includes \$46,290 which represents one-half of the governmental benefits collected by the Michigan Department of Human Services and credited to the County for children placed in state facilities.

### REIMBURSEMENT FOR COURT-APPOINTED ATTORNEYS

|                              | FY 2015           | FY 2014           | FY 2013           |
|------------------------------|-------------------|-------------------|-------------------|
| Cost to Oakland County       | \$ 1,160,453      | \$ 1,100,009      | \$ 1,008,149      |
| <b>TOTAL FUNDS RECOVERED</b> | <b>\$ 258,314</b> | <b>\$ 278,856</b> | <b>\$ 316,013</b> |
| Percent Recovered            | 22.3%             | 25.4%             | 31.3%             |

If the Family Court appoints an attorney to represent a child, parent, guardian or custodian, an order is entered requiring the responsible individual to repay the funds in accordance with ability to pay.

## PROBATE COURT-MENTAL HEALTH ACCOUNTS

### REIMBURSEMENT FOR COURT-APPOINTED ATTORNEYS

|                              | FY 2015          | FY 2014          | FY 2013          |
|------------------------------|------------------|------------------|------------------|
| Cost to Oakland County       | \$ 326,795       | \$ 324,554       | \$ 305,532       |
| <b>TOTAL FUNDS RECOVERED</b> | <b>\$ 61,267</b> | <b>\$ 49,306</b> | <b>\$ 59,213</b> |
| Percent Recovered            | 18.7%            | 15.2%            | 19.4%            |

Every individual who is the subject of a petition for involuntary hospitalization is required to be represented by legal counsel.