



**ANNUAL REPORT
FOR
FISCAL YEAR 2018**

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



MANAGEMENT & BUDGET

FISCAL SERVICES DIVISION
REIMBURSEMENT UNIT

OAKLAND COUNTY EXECUTIVE L. BROOKS PATTERSON

REIMBURSEMENT SECTIONS

CIRCUIT COURT (248) 858-0506
PROBATE/FAMILY COURT (248) 858-1130

January 18, 2019

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 2018, covering the period October 1, 2017 through September 30, 2018.

Total collections for the Circuit Court, Family Court, and Administration/Probate Court Sections (including credits for Community Service) for fiscal year 2018 were \$7,776,910. Expenditures for this unit were \$2,958,737 resulting in a collection/expense ratio of \$2.63 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 2018 are presented for your review.

Laurie VanPelt, CPFO
Director of Management & Budget

Lynn C. Sonkiss, Manager
Fiscal Services Division

/jl

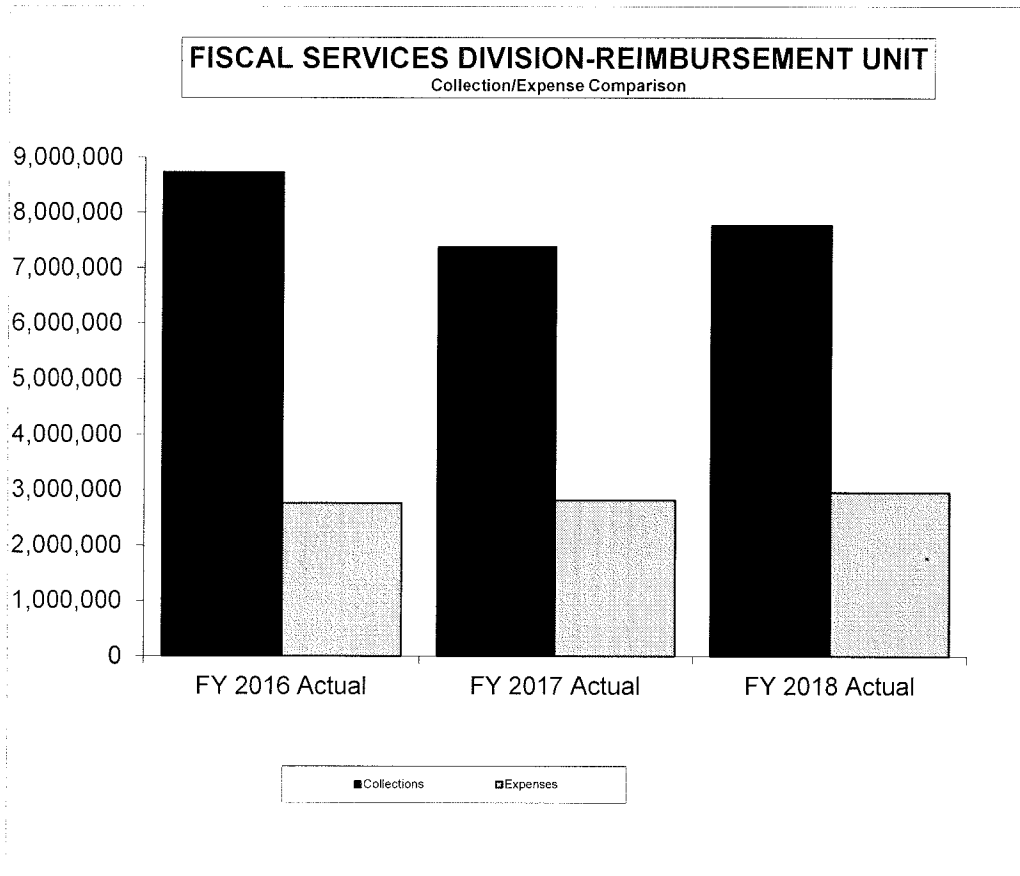
2018 FISCAL YEAR ANNUAL REPORT

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**FISCAL SERVICES DIVISION-REIMBURSEMENT UNIT
FISCAL YEAR 2018 ANNUAL REPORT
COLLECTION / EXPENSE COMPARISON STATEMENT**

	<u>FY 2016 Actual</u>	<u>FY 2017 Actual</u>	<u>FY 2018 Actual</u>
Salaries & Fringes	\$ 2,158,002	\$ 2,196,255	\$ 2,328,565
Operating Expenses	606,325	616,668	630,172
Total Expenses	\$ 2,764,327	\$ 2,812,923	\$ 2,958,737
Total Collections	\$ 8,457,557	\$ 7,134,725	\$ 7,503,279
Community Service Credits	270,701	243,014	273,631
Total Collections & Credits	\$ 8,728,258	\$ 7,377,739	\$ 7,776,910
Collection/Expense Ratio	\$ 3.16	\$ 2.62	\$ 2.63



Three-Year Summary Comparison Statement - Collections vs Expenses

	Collections		
	FY 2018	FY 2017	FY 2016
Circuit Court-General Jurisdiction Division:			
Restitution**	\$ 2,586,209	\$ 2,045,798	\$ 3,357,979
Court Costs***	694,221	688,996	656,300
Attorney Fees	872,690	900,020	936,952
Inmate Board and Care	112	1,534	681
Crime Victim's Rights Fees	348,626	384,559	396,904
Fines	241,185	236,825	248,059
Forensic Lab Fees/DNA*	44,099	38,509	23,994
Extradition Fees	761	1,237	1,864
Community Service Fees	25	10	-
State Minimum Costs*	330,197	336,562	334,839
Fingerprinting Fees	2,377	2,631	3,898
Late Penalty	137,772	123,033	139,084
Cost of Prosecution	4,029	1,415	4,507
Bond Forfeiture	18,587	17,388	13,497
Adult Treatment Court	6,321	5,048	6,170
Total	\$ 5,287,211	\$ 4,783,565	\$ 6,124,728
Circuit Court-Family Division:			
Board and Care (Juvenile Maintenance)	\$ 955,747	\$ 990,679	\$ 946,776
Collection Offset (Board and Care)	251,465	277,949	275,563
Governmental Benefits (Juvenile Maintenance)	199,247	198,145	190,971
Probation Service Fees	87,798	108,697	115,838
Attorney Fees	247,594	264,374	270,944
State Juvenile Maintenance	111,896	105,065	100,848
Restitution	72,062	63,947	80,901
Clinical Evaluations	22,576	28,934	31,298
Court Costs	23,787	24,072	23,009
Traffic Service Fees	2,355	4,710	5,770
Crime Victim's Rights Fees	5,831	6,810	7,152
State Minimum Costs*	15,901	20,803	21,076
Forensic Lab Fees/DNA*	360	293	180
Children's Village Aftercare	767	103	270
Youth Assistance Fees	6,090	6,365	7,085
Jail Tour Fees	3,602	8,305	8,504
Chemical Dependence Inventory Fees	1,643	3,317	3,283
Diversion Fees	730	610	1,465
Family Court-Other	238	313	1,332
Total	\$ 2,009,689	\$ 2,113,491	\$ 2,092,265
Administration/Probate Court:			
Clerk Fees	\$ 65,571	\$ 74,018	\$ 70,363
Domestic Evaluations	714	1,487	2,430
Domestic Guardian Ad Litem	95	3,928	2,838
Mental Health Attorney Fees	33,742	38,550	48,111
Total	\$ 100,122	\$ 117,983	\$ 123,742
Miscellaneous:			
Tax Intercept Fees	\$ 83,250	\$ 93,614	\$ 91,214
Witness and Mileage Fees/Service Fees	12,363	13,011	16,899
Recovery Fees for Returned Checks	1,064	956	1,052
Filing Fees	7,178	5,918	5,143
Miscellaneous	667	4,919	1,340
Reimbursement of Postage Expense	1,735	1,268	1,174
Total	\$ 106,257	\$ 119,686	\$ 116,822
TOTAL COLLECTIONS	\$ 7,503,279	\$ 7,134,725	\$ 8,457,557
Community Service Credits	\$ 273,631	\$ 243,014	\$ 270,701
GRAND TOTAL	\$ 7,776,910	\$ 7,377,739	\$ 8,728,258
Reimbursement Unit Expenses:	\$ 2,958,737	\$ 2,812,923	\$ 2,764,327
Collection/Expense Ratio:	\$ 2.63	\$ 2.62	\$ 3.16

*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 2016 includes \$847,224 restitution received from the State Attorney General/State of Michigan.

REPORT OF TRANSACTION ACTIVITY

	Transactions		
	FY 2018	FY 2017	FY 2016
Circuit Court-General Jurisdiction Division:			
Restitution	15,139	14,949	16,045
Court Costs	6,990	7,067	6,658
Attorney Fees	14,491	15,550	15,887
Inmate Board and Care	1	2	3
Crime Victim's Rights Fees	13,926	14,345	15,620
Fines	1,732	1,551	1,773
Forensic Lab Fees/DNA	2,889	2,430	1,500
Extradition Fees	19	11	10
Community Service Fees	3	1	-
State Minimum Costs	9,996	10,300	10,735
Fingerprinting Fees	72	57	71
Late Penalty	2,179	1,808	2,088
Cost of Prosecution	5	9	3
Bond Forfeiture	81	58	65
Adult Treatment Court	97	57	72
Total	<u>67,620</u>	<u>68,195</u>	<u>70,530</u>
Circuit Court-Family Division:			
Board and Care (Juvenile Maintenance)	18,585	17,899	18,375
Collection Offset (Board and Care)	10,575	10,768	11,198
Governmental Benefits (Juvenile Maintenance)	814	691	786
Probation Service Fees	1,268	1,495	1,566
Attorney Fees	3,528	3,714	3,803
State Juvenile Maintenance	1,799	1,941	2,039
Restitution	806	769	788
Clinical Evaluations	260	306	483
Court Costs	734	861	806
Traffic Service Fees	38	67	68
Crime Victim's Rights Fees	266	332	320
State Minimum Costs	319	438	405
Forensic Lab Fees/DNA	21	24	12
Children's Village Aftercare	15	3	7
Youth Assistance Fees	247	267	307
Jail Tour Fees	83	195	192
Chemical Dependence Inventory Fees	150	342	324
Diversions Fees	13	9	27
Family Court-Other	6	15	2
Total	<u>39,527</u>	<u>40,136</u>	<u>41,508</u>
Administration/Probate Court:			
Clerk Fees	815	1,033	976
Domestic Evaluations	13	33	54
Domestic Guardian Ad Litem	2	17	51
Mental Health Attorney Fees	608	686	821
Total	<u>1,438</u>	<u>1,769</u>	<u>1,902</u>
Miscellaneous:			
Tax Intercept Fees	1,868	2,080	2,063
Witness and Mileage Fees/Service Fees	651	694	677
Recovery Fees for Returned Checks	60	44	61
Filing Fees	753	616	640
Miscellaneous	9	22	13
Reimbursement of Postage Expense	216	136	133
Total	<u>3,557</u>	<u>3,592</u>	<u>3,587</u>
GRAND TOTAL	<u><u>112,142</u></u>	<u><u>113,692</u></u>	<u><u>117,527</u></u>

CIRCUIT COURT ACCOUNTS

STATEMENT OF RECEIPTS

	FY 2018	FY 2017	FY 2016
Accounts:			
Court Costs	\$ 694,221	\$ 688,996	\$ 656,300
Attorney Fees	872,690	900,020	936,952
Inmate Board and Care	112	1,534	681
Extradition Fees	761	1,237	1,864
Community Service Fees	25	10	-
Forensic Lab Fees-County Share	127	111	166
Forensic Lab Fees-Prosecutor	127	111	166
DNA-Court Share	4,156	3,628	2,067
Fingerprinting Fees	2,377	2,631	3,898
Late Penalty	137,772	123,033	139,084
Cost of Prosecution	4,029	1,415	4,507
Bond Forfeiture	18,587	17,388	13,497
Adult Treatment Court	6,321	5,048	6,170
Total	\$ 1,741,305	\$ 1,745,162	\$ 1,765,352
Trust Accounts:			
Restitution	\$ 2,586,209	\$ 2,045,798	\$ 3,357,979
Crime Victim's Rights Fees	348,626	384,559	396,904
State Minimum Costs	330,197	336,562	334,839
DNA-State Share	27,018	23,589	13,435
DNA-Municipalities Share	10,391	9,072	5,167
Forensic Lab Fees-State Share	2,280	1,998	2,993
Fines	241,185	236,825	248,059
Total	\$ 3,545,906	\$ 3,038,403	\$ 4,359,376
TOTAL FUNDS RECOVERED	\$ 5,287,211	\$ 4,783,565	\$ 6,124,728

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 2018 there were 6,187 restitution payments made to the victims of crime for a total of \$2,528,997.55.

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 \$408,999.66. 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 \$415,638.15 was collected under these programs in fiscal year 2018.

CIRCUIT COURT ACCOUNTS

REIMBURSEMENT FOR COURT-APPOINTED ATTORNEYS

	FY 2018	FY 2017	FY 2016
Cost to Oakland County:			
Regular Cases	\$ 2,283,583	\$ 2,346,448	\$ 2,252,219
Appellate Cases	218,707	194,331	203,941
Total	\$ 2,502,290	\$ 2,540,779	\$ 2,456,160
TOTAL FUNDS RECOVERED	\$ 872,690	\$ 900,020	\$ 936,952
Percent Recovered	34.9%	35.4%	38.1%

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. Effective August 2017, the Court implemented a new order making defendants responsible for appellate attorney fees on some cases.

COURT COMMUNITY SERVICE PROGRAM

	FY 2018	FY 2017	FY 2016
Community Service Credits:			
Attorney Fees	\$ 151,853	\$ 139,877	\$ 152,568
Court Costs	121,777	103,137	118,133
Total Credits	\$ 273,630	\$ 243,014	\$ 270,701
Community Service Fees Collected	\$ 25	\$ 10	\$ -
TOTAL CREDITS AND FEES	\$ 273,655	\$ 243,024	\$ 270,701

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

	<u>FY 2018</u>	<u>FY 2017</u>	<u>FY 2016</u>
Accounts:			
Board and Care (Juvenile Maintenance)	\$ 955,747	\$ 990,679	\$ 946,776
Collection Offset (Board and Care)	251,465	277,949	275,563
Governmental Benefits (Juvenile Maintenance)	199,247	198,145	190,971
Probation Service Fees	87,798	108,697	115,838
Attorney Fees	247,594	264,374	270,944
Clinical Evaluations	22,576	28,934	31,298
Court Costs	23,787	24,072	23,009
Traffic Service Fees-County Share	2,152	4,410	5,500
Children's Village Aftercare	767	103	270
DNA-County Share	36	25	18
Forensic Lab Fees-County Share	-	2	-
Forensic Lab Fees-Prosecutor	-	2	-
Youth Assistance Fees	6,090	6,365	7,085
Jail Tour Fees	3,602	8,305	8,504
Chemical Dependence Inventory Fees	1,643	3,317	3,283
Diversion Fees	730	610	1,465
Family Reunification	238	313	13
Total	<u>\$ 1,803,472</u>	<u>\$ 1,916,302</u>	<u>\$ 1,880,537</u>
Trust Accounts:			
State Juvenile Maintenance	\$ 111,896	\$ 105,065	\$ 100,848
Restitution	72,062	63,947	80,901
Crime Victim's Rights Fees	5,831	6,810	7,152
State Minimum Costs	15,901	20,803	21,076
Forensic Lab Fees-State Share	-	36	-
Traffic Service Fees-State Share	203	300	270
DNA-State Share	234	164	117
DNA-Municipalities Share	90	63	45
Total	<u>\$ 206,217</u>	<u>\$ 197,188</u>	<u>\$ 210,409</u>
TOTAL FUNDS RECOVERED	<u>\$ 2,009,689 *</u>	<u>\$ 2,113,490</u>	<u>\$ 2,090,946</u>

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 2018, there were 288 restitution payments made to the victims of crime for a total of \$75,599.50.

***A program which requires that a child's bond be applied toward costs assessed by the Court resulted in the recovery of \$2,931.00 of the above funds.**

FAMILY COURT ACCOUNTS

BOARD AND CARE COLLECTIONS

	<u>FY 2018</u>	<u>FY 2017</u>	<u>FY 2016</u>
Juvenile Maintenance	\$ 1,406,459	\$ 1,466,773	\$ 1,413,310
State Juvenile Maintenance	111,896 *	105,065	100,848
TOTAL FUNDS RECOVERED	\$ 1,518,355	\$ 1,571,838	\$ 1,514,158

*This amount includes \$708.00 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

	<u>FY 2018</u>	<u>FY 2017</u>	<u>FY 2016</u>
Cost to Oakland County	\$ 1,287,073	\$ 1,226,487	\$ 1,205,986
TOTAL FUNDS RECOVERED	\$ 247,594	\$ 264,374	\$ 270,944
Percent Recovered	19.2%	21.6%	22.5%

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

	<u>FY 2018</u>	<u>FY 2017</u>	<u>FY 2016</u>
Cost to Oakland County	\$ 320,813	\$ 328,380	\$ 352,576
TOTAL FUNDS RECOVERED	\$ 33,742	\$ 38,550	\$ 48,111
Percent Recovered	10.5%	11.7%	13.6%

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