



**ANNUAL REPORT  
FOR  
FISCAL YEAR 2020**

Fiscal Services Division/Reimbursement Unit  
Department of Management and Budget



OAKLAND COUNTY EXECUTIVE DAVID COULTER

MANAGEMENT & BUDGET

FISCAL SERVICES DIVISION  
REIMBURSEMENT UNIT

REIMBURSEMENT SECTIONS:

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

February 5, 2021

Honorable David Coulter  
County Executive  
2100 Pontiac Lake Road  
Executive Office Building, Department 409  
Waterford, MI 48328

Dear Mr. Coulter:

Submitted herewith is the Fiscal Services Division-Reimbursement Unit Annual Report for Fiscal Year 2020, covering the period October 1, 2019 through September 30, 2020.

Total collections for the Circuit Court, Family Court, and Administration/Probate Court Sections (including credits for Community Service) for fiscal year 2020 were \$7,080,099. Expenditures for this unit were \$2,736,257 resulting in a collection/expense ratio of \$2.59 collected for every dollar expended. Prior year's information for comparison purposes is included in this report.

This unit will continue to review polices, 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 2020 are presented for your review.

A handwritten signature in black ink, appearing to read "KJen", written over a horizontal line.

Kyle Jen-Director  
Department of Management & Budget

A handwritten signature in black ink, appearing to read "Lynn Sonkiss", written over a horizontal line.

Lynn Sonkiss-Fiscal Services Officer  
Fiscal Services Division

/sm

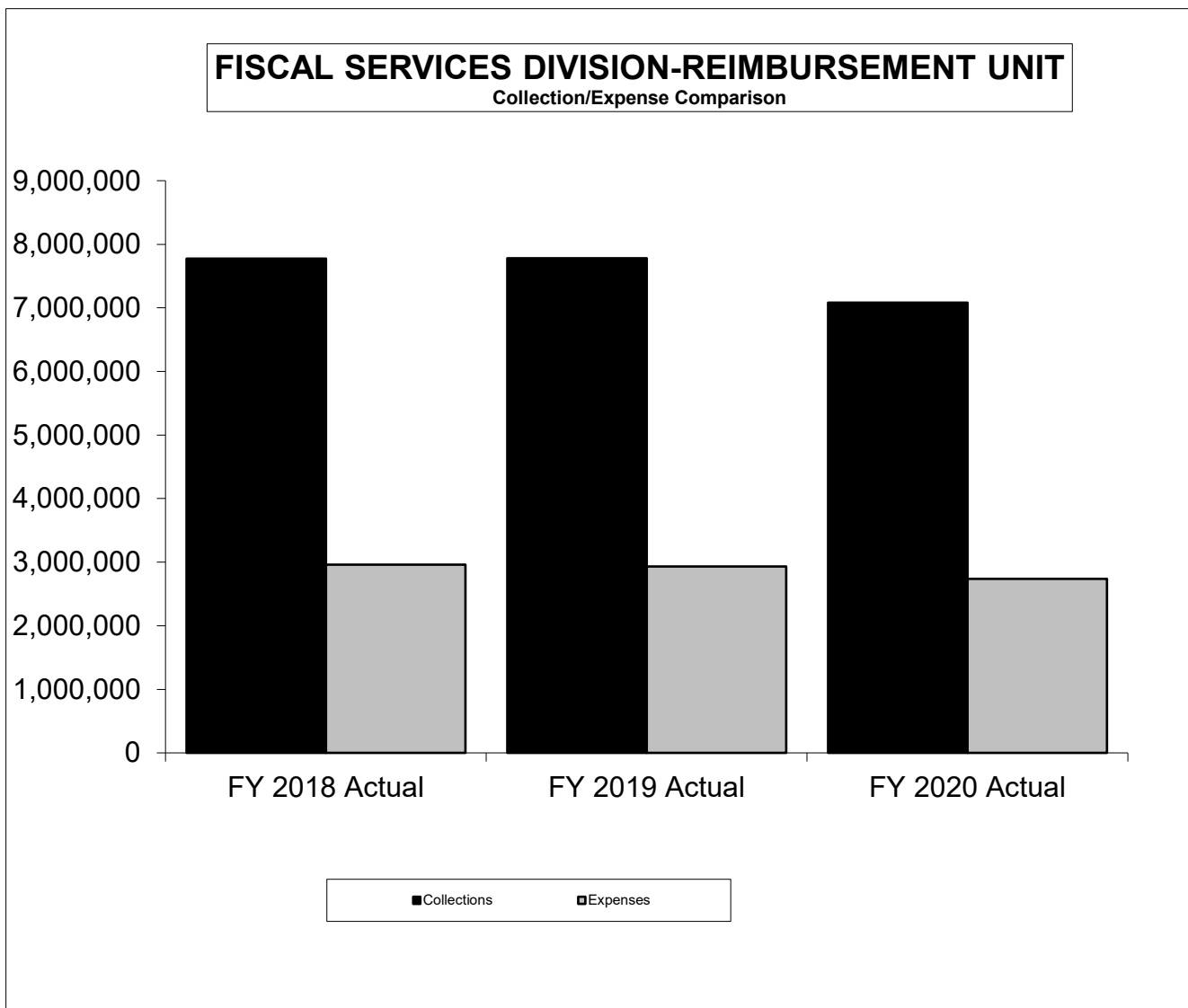
# 2020 FISCAL YEAR ANNUAL REPORT

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**FISCAL SERVICES DIVISION-REIMBURSEMENT UNIT  
FISCAL YEAR 2020 ANNUAL REPORT  
COLLECTION / EXPENSE COMPARISON STATEMENT**

	<u>FY 2018 Actual</u>	<u>FY 2019 Actual</u>	<u>FY 2020 Actual</u>
Salaries & Fringes	\$ 2,328,565	\$ 2,303,986	\$ 2,116,422
Operating Expenses	<u>630,172</u>	<u>627,227</u>	<u>619,835</u>
Total Expenses	\$ 2,958,737	\$ 2,931,213	\$ 2,736,257
Total Collections	\$ 7,503,279	\$ 7,535,103	\$ 6,885,718
Community Service Credits	<u>273,631</u>	<u>246,973</u>	<u>194,381</u>
Total Collections & Credits	\$ <u>7,776,910</u>	\$ <u>7,782,076</u>	\$ <u>7,080,099</u>
Collection/Expense Ratio	\$ 2.63	\$ 2.65	\$ 2.59



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

	Collections		
	FY 2020	FY 2019	FY 2018
<b>Circuit Court-General Jurisdiction Division:</b>			
Restitution**	\$ 2,173,531	\$ 2,827,916	\$ 2,586,209
Court Costs***	400,833	568,620	694,221
Attorney Fees	1,115,569	931,312	872,690
Inmate Board and Care			112
Crime Victim's Rights Fees	306,233	352,040	348,626
Fines	239,132	238,485	241,185
Forensic Lab Fees/DNA*	45,088	40,254	44,099
Extradition Fees	4,779	295	761
Community Service Fees			25
State Minimum Costs*	282,301	303,054	330,197
Fingerprinting Fees	2,459	2,980	2,377
Late Penalty	156,953	127,199	137,772
Cost of Prosecution	104	175	4,029
Bond Forfeiture	35,420	17,472	18,587
Adult Treatment Court	4,949	6,623	6,321
<b>Total</b>	<b>\$ 4,767,351</b>	<b>\$ 5,416,425</b>	<b>\$ 5,287,211</b>
<b>Circuit Court-Family Division:</b>			
Board and Care (Juvenile Maintenance)	\$ 840,756	\$ 884,535	\$ 955,747
Collection Offset (Board and Care)	240,509	244,445	251,465
Governmental Benefits (Juvenile Maintenance)	122,726	191,023	199,247
Probation Service Fees	94,904	96,507	87,798
Attorney Fees	306,534	238,708	247,594
State Juvenile Maintenance	116,004	103,578	111,896
Restitution**	91,195	97,201	72,062
Clinical Evaluations	23,347	29,527	22,576
Court Costs	22,529	26,627	23,787
Traffic Service Fees	1,555	870	2,355
Crime Victim's Rights Fees	5,121	4,260	5,831
State Minimum Costs*	17,793	11,486	15,901
Forensic Lab Fees/DNA*	1,095	300	360
Children's Village Aftercare	499	1	767
Youth Assistance Fees	2,775	6,320	6,090
Jail Tour Fees	2,217	3,643	3,602
Chemical Dependence Inventory Fees	1,682	694	1,643
Diversion Fees	3,380	430	730
Family Court-Other	436	162	238
<b>Total</b>	<b>\$ 1,895,057</b>	<b>\$ 1,940,317</b>	<b>\$ 2,009,689</b>
<b>Administration/Probate Court:</b>			
Clerk Fees	\$ 56,323	\$ 57,025	\$ 65,571
Domestic Evaluations	1,580	1,968	714
Domestic Guardian Ad Litem	778	164	95
Mental Health Attorney Fees	25,112	34,596	33,742
<b>Total</b>	<b>\$ 83,793</b>	<b>\$ 93,753</b>	<b>\$ 100,122</b>
<b>Miscellaneous:</b>			
Tax Intercept Fees	\$ 107,211	\$ 58,542	\$ 83,250
Witness and Mileage Fees/Service Fees	12,868	12,479	12,363
Recovery Fees for Returned Checks	811	1,135	1,064
Filing Fees	12,817	8,390	7,178
Miscellaneous	4,385	2,504	667
Reimbursement of Postage Expense	1,425	1,558	1,735
<b>Total</b>	<b>\$ 139,517</b>	<b>\$ 84,608</b>	<b>\$ 106,257</b>
<b>TOTAL COLLECTIONS</b>	<b>\$ 6,885,718</b>	<b>\$ 7,535,103</b>	<b>\$ 7,503,279</b>
Community Service Credits	\$ 194,381	\$ 246,973	\$ 273,631
<b>GRAND TOTAL</b>	<b>\$ 7,080,099</b>	<b>\$ 7,782,076</b>	<b>\$ 7,776,910</b>
Reimbursement Unit Expenses:	\$ 2,736,257	\$ 2,931,213	\$ 2,958,737
Collection/Expense Ratio:	\$ 2.59	\$ 2.65	\$ 2.63

\*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 2020 includes three large restitution payments totaling \$106,481.60 for Circuit and \$15,000 for Family Court.

An additional 8 payments of \$1200 per child, \$9,600 in Economic Impact Payments also received .

\*\*\*Recent decisions and general direction of the Michigan appellate courts is causing a decrease in the amount of Circuit court costs assessed/collected.

COVID Pandemic begins-March 2020 - court proceedings reduced.

## REPORT OF TRANSACTION ACTIVITY

	Transactions		
	FY 2020	FY 2019	FY 2018
<b>Circuit Court-General Jurisdiction Division:</b>			
Restitution	14,637	15,934	15,139
Court Costs	4,154	6,181	6,990
Attorney Fees	13,985	15,847	14,491
Inmate Board and Care	-	-	1
Crime Victim's Rights Fees	11,501	14,139	13,926
Fines	1,637	1,735	1,732
Forensic Lab Fees/DNA	2,883	2,673	2,889
Extradition Fees	12	12	19
Community Service Fees	-	-	3
State Minimum Costs	7,568	9,249	9,996
Fingerprinting Fees	50	65	72
Late Penalty	2,229	1,935	2,179
Cost of Prosecution	2	2	5
Bond Forfeiture	181	104	81
Adult Treatment Court	65	68	97
Total	<u>58,904</u>	<u>67,944</u>	<u>67,620</u>
<b>Circuit Court-Family Division:</b>			
Board and Care (Juvenile Maintenance)	17,288	17,170	18,585
Collection Offset (Board and Care)	9,889	10,265	10,575
Governmental Benefits (Juvenile Maintenance)	479	668	814
Probation Service Fees	1,198	1,408	1,268
Attorney Fees	3,184	3,738	3,528
State Juvenile Maintenance	1,537	1,712	1,799
Restitution	612	604	806
Clinical Evaluations	296	378	260
Court Costs	595	825	734
Traffic Service Fees	26	17	38
Crime Victim's Rights Fees	192	169	266
State Minimum Costs	238	205	319
Forensic Lab Fees/DNA	60	15	21
Children's Village Aftercare	10	1	15
Youth Assistance Fees	110	252	247
Jail Tour Fees	50	77	83
Chemical Dependence Inventory Fees	103	69	150
Diversion Fees	34	9	13
Family Court-Other	8	4	6
Total	<u>35,909</u>	<u>37,586</u>	<u>39,527</u>
<b>Administration/Probate Court:</b>			
Clerk Fees	641	736	815
Domestic Evaluations	14	11	13
Domestic Guardian Ad Litem	12	4	2
Mental Health Attorney Fees	386	622	608
Total	<u>1,053</u>	<u>1,373</u>	<u>1,438</u>
<b>Miscellaneous:</b>			
Tax Intercept Fees	1,807	1,447	1,868
Witness and Mileage Fees/Service Fees	624	599	651
Recovery Fees for Returned Checks	38	70	60
Filing Fees	1,622	844	753
Miscellaneous	15	18	9
Reimbursement of Postage Expense	164	173	216
Total	<u>4,270</u>	<u>3,151</u>	<u>3,557</u>
<b>GRAND TOTAL</b>	<u><u>100,136</u></u>	<u><u>110,054</u></u>	<u><u>112,142</u></u>

## CIRCUIT COURT ACCOUNTS

### STATEMENT OF RECEIPTS

	FY 2020	FY 2019	FY 2018
<b>Accounts:</b>			
Court Costs	\$ 400,833	\$ 568,620	\$ 694,221
Attorney Fees	1,115,569	931,312	872,690
Inmate Board and Care	-	-	112
Extradition Fees	4,779	295	761
Community Service Fees	-	-	25
Forensic Lab Fees-County Share	123	83	127
Forensic Lab Fees-Prosecutor	123	83	127
DNA-Court Share	4,263	3,859	4,156
Fingerprinting Fees	2,459	2,980	2,377
Late Penalty	156,953	127,199	137,772
Cost of Prosecution	104	175	4,029
Bond Forfeiture	35,420	17,472	18,587
Adult Treatment Court	4,949	6,623	6,321
Total	\$ 1,725,575	\$ 1,658,701	\$ 1,741,305
<b>Trust Accounts:</b>			
Restitution	\$ 2,173,531	\$ 2,827,916	\$ 2,586,209
Crime Victim's Rights Fees	306,233	352,040	348,626
State Minimum Costs	282,301	303,054	330,197
DNA-State Share	27,712	25,088	27,018
DNA-Municipalities Share	10,658	9,648	10,391
Forensic Lab Fees-State Share	2,211	1,492	2,280
Fines	239,132	238,485	241,185
Total	\$ 3,041,778	\$ 3,757,723	\$ 3,545,906
<b>TOTAL FUNDS RECOVERED</b>	\$ 4,767,353	\$ 5,416,424 *	\$ 5,287,211

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 2020 there were 6,350 restitution payments made to the victims of crime for a total of \$2,273,198.22.

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 \$130,912.84. 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 \$542,301.44 was collected under these programs in fiscal year 2020.

## CIRCUIT COURT ACCOUNTS

### REIMBURSEMENT FOR COURT-APPOINTED ATTORNEYS

	<u>FY 2020</u>	<u>FY 2019</u>	<u>FY 2018</u>
Cost to Oakland County:			
Regular Cases	\$ 2,147,307	\$ 2,633,617	\$ 2,283,583
Appellate Cases	164,417	240,314	218,707
Total	<u>\$ 2,311,724</u>	<u>\$ 2,873,931</u>	<u>\$ 2,502,290</u>
<b>TOTAL FUNDS RECOVERED</b>	<u>\$ 1,115,569</u>	<u>\$ 931,312</u>	<u>\$ 872,690</u>
Percent Recovered *	48.3%	32.4%	34.9%

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.

\*FY 2020 - Court proceedings reduced due to COVID Pandemic, but collections on existing cases continued.

### COURT COMMUNITY SERVICE PROGRAM

	<u>FY 2020</u>	<u>FY 2019</u>	<u>FY 2018</u>
Community Service Credits:			
Attorney Fees	\$ 132,257	\$ 148,524	\$ 151,853
Court Costs	62,124	98,449	121,777
Total Credits	<u>\$ 194,381</u>	<u>\$ 246,973</u>	<u>\$ 273,630</u>
Community Service Fees Collected	\$ -	\$ -	\$ 25
<b>TOTAL CREDITS AND FEES</b>	<u>\$ 194,381</u>	<u>\$ 246,973</u>	<u>\$ 273,655</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 2020	FY 2019	FY 2018
<b>Accounts:</b>			
Board and Care (Juvenile Maintenance)	\$ 840,756	\$ 884,535	\$ 955,747
Collection Offset (Board and Care)	240,509	244,445	251,465
Governmental Benefits (Juvenile Maintenance)	122,726	191,023	199,247
Probation Service Fees	94,904	96,507	87,798
Attorney Fees	306,534	238,708	247,594
Clinical Evaluations	23,347	29,527	22,576
Court Costs	22,529	26,627	23,787
Traffic Service Fees-County Share	1,555	2,152	2,152
Children's Village Aftercare	499	1	767
DNA-County Share	110	30	36
Forensic Lab Fees-County Share	-	-	-
Forensic Lab Fees-Prosecutor	-	-	-
Youth Assistance Fees	2,775	6,320	6,090
Jail Tour Fees	2,217	3,643	3,602
Chemical Dependence Inventory Fees	1,682	694	1,643
Diversion Fees	3,380	430	730
Family Reunification	36	62	238
<b>Total</b>	<b>\$ 1,663,559</b>	<b>\$ 1,724,704</b>	<b>\$ 1,803,472</b>
<b>Trust Accounts:</b>			
State Juvenile Maintenance	\$ 116,004	\$ 103,578	\$ 111,896
Restitution	91,195	97,201	72,062
Crime Victim's Rights Fees	5,121	4,260	5,831
State Minimum Costs	17,793	11,486	15,901
Forensic Lab Fees-State Share	-	-	-
Traffic Service Fees-State Share	120	60	203
DNA-State Share	712	195	234
DNA-Municipalities Share	274	75	90
<b>Total</b>	<b>\$ 231,219</b>	<b>\$ 216,855</b>	<b>\$ 206,217</b>
<b>TOTAL FUNDS RECOVERED</b>	<b>\$ 1,894,778 *</b>	<b>\$ 1,941,559</b>	<b>\$ 2,009,689</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 2020, there were 215 restitution payments made to the victims of crime for a total of \$89,035.95.

\*A program which requires that a child's bond be applied toward costs assessed by the Court resulted in the recovery of \$450.00 of the above funds.

## FAMILY COURT ACCOUNTS

### BOARD AND CARE COLLECTIONS

	<u>FY 2020</u>	<u>FY 2019</u>	<u>FY 2018</u>
Juvenile Maintenance	\$ 1,203,991	\$ 1,320,003	\$ 1,406,459
State Juvenile Maintenance	116,004 *	103,578 *	111,896
<b>TOTAL FUNDS RECOVERED</b>	<b>\$ 1,319,995</b>	<b>\$ 1,423,581</b>	<b>\$ 1,518,355</b>

**\*For Fiscal year 2020, this includes \$37,010.49 Child Support Credits from the State of Michigan. This does not include any 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 2020</u>	<u>FY 2019</u>	<u>FY 2018</u>
Cost to Oakland County	\$ 840,936	\$ 1,288,877	\$ 1,287,073
<b>TOTAL FUNDS RECOVERED</b>	<b>\$ 306,534</b>	<b>\$ 238,708</b>	<b>\$ 247,594</b>
Percent Recovered *	36.5%	18.5%	19.2%

**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.  
\*FY 2020 - Court proceedings reduced due to COVID Pandemic, but collections on existing cases continued.**

## PROBATE COURT-MENTAL HEALTH ACCOUNTS

### REIMBURSEMENT FOR COURT-APPOINTED ATTORNEYS

	<u>FY 2020</u>	<u>FY 2019</u>	<u>FY 2018</u>
Cost to Oakland County	\$ 325,436	\$ 353,961	\$ 320,813
<b>TOTAL FUNDS RECOVERED</b>	<b>\$ 25,112</b>	<b>\$ 34,596</b>	<b>\$ 33,742</b>
Percent Recovered	7.7%	9.8%	10.5%

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