



MICHIGAN INDIGENT DEFENSE COMMISSION

The Michigan Indigent Defense Commission ensures that quality public defense services are accessible to all eligible adults charged with a criminal offense in Michigan.

Date: Tuesday, February 18, 2025, Time: 11:30 a.m.
Michigan Bankers Association
507 S. Grand Ave, Lansing, MI 48933

AGENDA

1. Call to Order
2. Roll call and opening remarks
3. Introduction of Commission members and guests
4. Public comment
5. Additions to agenda
6. Consent agenda (**action item**)
 - a. December 17, 2024 Meeting Minutes
7. Chair Report
8. Executive Director Report
9. Commission Business
 - a. Standing Committee Reports
 - i. Executive Committee
 - b. MIDC 2024 Annual Impact Report (**action item**)
 - c. Regional Update: Western MI, *Abraham Gonzales, Regional Manager*

~break for lunch ~

- d. MIDC Standards Implementation
 - i. FY24 Compliance Year End Reporting
 - o Standard 1/CLE Update

- Unexpended Balances
 - Notice of Non-Compliance
 - Wayne County
 - City of Inkster
 - Budget adjustments (information items)
 - ii. FY25 Compliance Planning
 - Overview of funding distributed to date
 - Budget adjustments (information items)
 - Changes to approved plans (information items)
 - iii. FY26 Compliance Planning Resources
 - Compliance Plan application and cost analysis (**action item**)
 - Grant Manual revisions including assessment rubric (**action items**)
 - e. Attorney General Discussion
 - i. Non-compliance notices (**action item to move in to closed session pursuant to MCL 15.268(1)(h) and MCL 15.234(1)(g)**)
10. Adjourn – next meeting April 22, 2025 beginning at 9:30 a.m.

Online Access: For members of the public who wish to join the meeting online, please email Jacqueline Downer at DownerJ1@michigan.gov or contact Jackie by phone at 517-582-1741 to request a Zoom link. This link will be provided in the morning before the meeting begins.

Michigan Indigent Defense Commission Meeting Minutes

The meeting was held in person at the Michigan Bankers Association building in Lansing, Michigan. Remote access via Zoom was available for Commissioners and, upon request, for members of the public. The MIDC website and meeting notice included information for members of the public on how to contact the MIDC to obtain the Zoom link for participation. Commissioners were able to participate remotely if they qualified for an exemption under the Open Meetings Act or if they requested an accommodation under the Americans with Disabilities Act, 42 USC 12131 *et. seq.*, and Rehabilitation Act, MCL 395.81 *et. seq.*, pursuant to Attorney General Opinion No. 7318.

December 17, 2024

Time: 9:30 am

Michigan Bankers Association
507 S. Grand Ave, Lansing, MI 48933

Commission Members Participating

The following members participated in person:

- Chair Christine Green
- Thomas Adams
- Tracey Brame
- Paul Bullock
- Michael Carter
- Andrew DeLeeuw
- Judge James Fisher
- David Jones
- Loren Khogali
- Debra Kubitskey
- Judge Paula Mathes
- Margaret McAvoy
- Tom McMillin
- Alicia Moon
- Glenn Simmington
- Rob VerHeulen

The following Commissioners were absent:

- James Krizan

The following members requested accommodations under the Americans with Disabilities Act to participate via Zoom:

- Kimberly Buddin (Novi, Oakland County, Michigan)
- Gary Walker (Chocolay Township, Marquette County, Michigan)

Chair Green called the meeting to order at 9:30 am.

Public Comment

The following people provided public comment:

- Robin Dillard Russaw
- Pete Menna

Approval of Agenda

Commissioner Brame moved that the agenda be adopted. Commissioner Adams seconded. The motion carried.

Consent Agenda

Commissioner Adams moved that the consent agenda containing the minutes from the October 2024 meeting be adopted. Commissioner Kubitskey seconded. The motion carried.

Chair Report

Chair Green provided her last update as Commission Chair. She will recommend to the next Chair that a workgroup be created to discuss the use of cost allocation plans for indirect costs.

Executive Director Report

Executive Director Staley provided an overview of staff activities with Wayne County. A formal noncompliance notice has been issued with the County.

Deputy Director Marla McCowan updated the Commission on her work in the County. Ms. McCowan is seeking these things to bring the County into compliance: a point of contact; a work order or purchase order to show new Polycoms have been ordered; an architectural plan and a firm timeline; and attorneys reporting wait times of less than 15 minutes.

Nominations Committee Report

Committee chair Andrew DeLeeuw provided the committee's report and recommendations. The committee nominated the following Commissioners to serve as Officers: Tracey Brame, Chair; Rob VerHeulen, Vice Chair; and Gary Walker, Secretary. The committee also recommends current Chair Green and Judge Fisher serve as ex officio and non-voting members of the Executive Committee.

Commissioner DeLeeuw moved that the committee's recommendation be adopted. Commissioner McMillin seconded. The motion carried.

Marla McCowan, Melissa Wangler, Susan Prentice-Sao, Jonah Siegel, and Rebecca Mack presented "Compliance with Standards and Best Practices in Public Defense" for 2024.

Notice of Non-Compliance

Wayne County

Commissioner McMillin moved to direct staff to prepare and file paperwork for litigation regarding the non-compliance of Wayne County in the matters discussed. Commissioner Brame seconded. After discussion, Commissioner McAvoy moved to call the question. Commissioner Bullock seconded. The motion to call the question carried.

Chair Green requested a roll call vote on Commissioner McMillin's motion. A roll call vote was taken. The motion failed with 1 yea (McMillin) and 15 nays (Green, Adams, Brame, Buddin, Bullock, Carter, DeLeeuw, Fisher, Jones, Khogali, Kubitskey, Mathes, McAvoy, Simmington, and VerHeulen).

Commissioner Khogali moved that the Commission send a letter to Wayne County advising the County to fulfill the conditions identified by Ms. McCowan (listed in the Executive Director report above) and to schedule a special meeting on January 21, 2024 at 11:30 am with the Commission's Assistant Attorney General present to discuss options if in fact the County does not comply.

Commissioner Brame seconded the motion. Commissioner Green requested a roll call vote. A roll call vote was taken. The motion passed with 15 yeas (Green, Adams, Brame, Buddin, Bullock, Carter, DeLeeuw, Jones, Khogali, Kubitskey, Mathes, McAvoy, McMillin, Simmington, and VerHeulen) and 1 nay (Fisher).

Chair Green adjourned the meeting at 12:45 pm.

Respectfully submitted,
Marcela Westrate

Michigan Indigent Defense Commission

Impact Report



2024

Report Contents

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Commissioners

Chairperson: Christine Green, Ann Arbor

Represents the State Budget Office

Thomas Adams, Detroit

Represents the General Public

Tracey Brame, Grand Rapids

Represents the Chief Justice of the Michigan Supreme Court

Kimberly Buddin, Novi

Represents those whose primary mission or purpose is to advocate for minority interests

Paul E. Bullock, Evart

Represents the Senate Majority Leader

Michael Carter, Southfield

Represents the Criminal Defense Attorneys of Michigan

Andrew D. DeLeeuw, Manchester

Represents the Michigan Association of Counties

Hon. James Fisher (Retired), Hastings

Represents the Michigan Judges Association

David W. Jones, Detroit

Represents the State Bar of Michigan

Loren Khogali, Plymouth

Represents the Criminal Defense Attorneys of Michigan

James R. Krizan, Allen Park

Represents the Michigan Municipal League

Debra Kubitskey, South Lyon

Represents the Senate Majority Leader

Hon. Paula B. Mathes, Muskegon

Represents the Michigan District Judges Association

Margaret McAvoy, Owosso

Represents the Michigan Association of Counties

Tom McMillin, Oakland Township

Represents the Speaker of the House of Representatives

Alicia Moon

Supreme Court Chief Justice Designee, ex officio member

Glenn Simmington, Flint

Represents the Criminal Defense Attorneys of Michigan

Robert VerHeulen, Walker

Represents the Speaker of the House of Representatives

Gary Walker, Marquette

Represents the Prosecuting Attorneys Association of Michigan



The Michigan Indigent Defense Commission (MIDC) was created by legislation in 2013. The MIDC Act is found at MCL §780.981 et seq.

Overview

The MIDC develops and oversees the implementation, enforcement, and modification of minimum standards, rules, and procedures to ensure that criminal defense services are delivered to all indigent adults in this State consistent with the safeguards of the United States Constitution, the Michigan Constitution of 1963, and with the MIDC Act.

The Governor makes appointments to the 18-member Commission pursuant to MCL §780.987, and began doing so in 2014. The interests of a diverse group of partners in the criminal legal system are represented by Commissioners appointed on behalf of defense attorneys, judges, prosecutors, lawmakers, the state bar, bar associations advocating for minorities, local units of government, the state budget office, and the general public.

The MIDC met six times in 2024 to review and approve compliance plans and receive information about implementation of the MIDC's Standards. The Commission approved over \$280 million statewide for local indigent defense services and MIDC's staff provided technical assistance to systems as plans for compliance were implemented.



Staff



Kristen Staley
Executive Director



Jacklyn Downer
Administrative Assistant



Marla McCowan
Deputy Director/Training Director



Marcela Westrate
Legislative Director



Deborah Mitchell
Training Analyst



Rebecca Mack
Grants Director



Jonah Siegel
Research Director



Susan Prentice-Sao
Program Manager - Youth Defense



Melissa Wangler
Senior Regional Manager



Brett Baker
Grant Analyst



Neil Weinberg
Research Analyst



Lauren Calef
Regional Manager - Northern MI



Abraham Gonzales
Regional Manager - W. MI



Bradley Sheaffer
Grant Analyst



Matthew Lozen
Regional Manager - Mid MI



Tracey M. Martin
Regional Manager - LMOSC



Jessica Paladino
Regional Manager - Wayne



Nicole Walter
Regional Manager - S. Central MI

Operational Budget

Category	FY 24 Spending
Wages	\$1,807,556.00
Benefits	\$1,019,759.00
Travel & Employee Reimbursements	\$31,589.88
Training	\$8,246.23
Building Occupancy Charges	\$45,327.48
IT costs	\$135,057.62
Office materials/needs	\$3,287.10
Cost Allocation	\$3,369.22
Meeting Costs	\$7,048.90
Contracts	\$19,313.11
Total	\$3,080,554.54

The Commission's budget has two components: operational funding for staff, and grant dollars to be distributed to all funding units in Michigan for compliance with the MIDC's Standards. The breakdown above describes spending for the MIDC's staff and operational needs for Fiscal Year 2024 (covering October 1, 2023 through September 30, 2024). This information is also available on the MIDC's [policies and reports page of our website](#) pursuant to MCL 780.999.

Standards

The minimum standards for indigent defense cover:

- **Education and Training of Defense Counsel**
- **Initial Interviews**
- **Investigation and Experts**
- **Counsel at First Appearance and All Critical Stages**
- **Independence from the Judiciary**
- **Indigent Defense Workloads**
- **Qualification and Review of Counsel**
- **Attorney Compensation**
- **Determining Indigency and Contribution**

Under the MIDC Act, every system is given an opportunity each year to select its desired indigent defense delivery method to comply with the MIDC standards. Multiple models ranging from a defender office, an assigned counsel list with contracted attorneys, or a mix of systems are considered compliant.

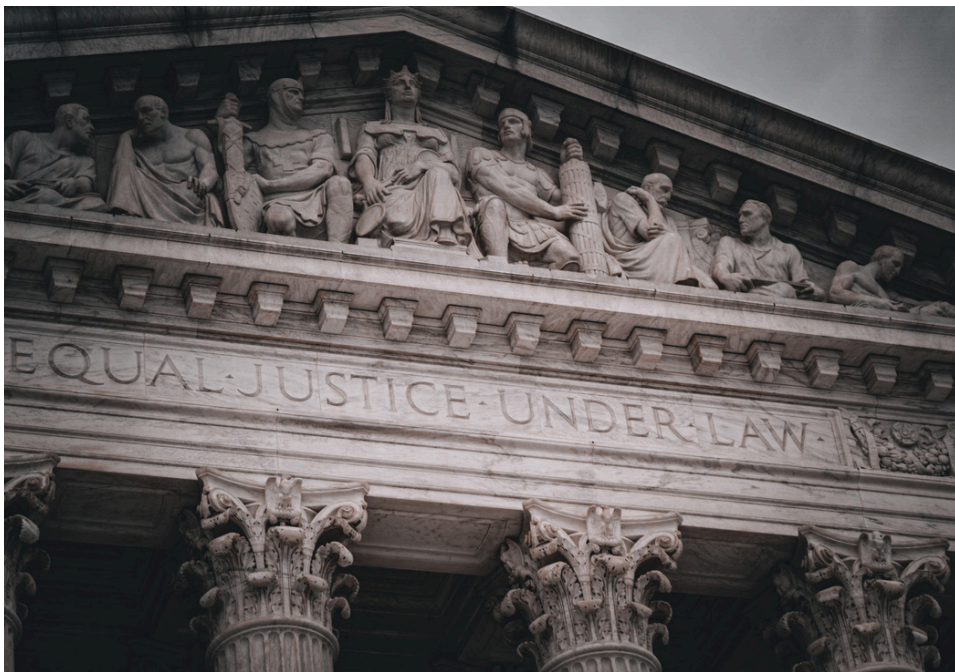
All compliance plans and cost analyses for Michigan's 133 trial court funding units were approved by the MIDC this year and included a new standard for attorney compensation. Each plan approved by the MIDC is accessible through links on the charts at pages 14-19 of this report.

A local system is required to comply with its approved plan within 180 days after receiving funding through the MIDC's grant process.

Impact

Implementation of standards through compliance planning and funding has transformed public defense statewide. This year the MIDC approved plans that required **minimum hourly rates of pay for contracted attorneys**, and systems were compliant with the new standard by the end of the year. In addition to increasing the pay for assigned counsel, other improvements were also demonstrated in many systems through this new standard:

- Paper-based systems moved to digital invoicing
- Standardization of billing processes helped ensure accuracy and consistency
- Adjustment from flat rates to hourly pay has resulted in a reduction of billing discrepancies
- A special assignment team has the flexibility to fill gaps in rural areas where rates offered are commensurate with the attorney's home funding unit
- Reasonable salaries and hourly rates for roster attorneys are attracting new lawyers to practice public defense
- Attorneys experience greater job satisfaction now that they are being paid fairly, routinely, and timely- a critical component to the retention of public defenders in our state



Training

Training shapes culture.

The MIDC's first standard requires education and training for all attorneys accepting adult criminal case assignments in Michigan. Funding for registration and travel to attend conferences is included in each compliance plan for 1,760+ attorneys statewide.

To compliment the training opportunities offered by a number of bar associations and organizations across Michigan, the MIDC provides free, year-round training supported by federal grants:

- The MIDC offered a sixth year of Byrne JAG funded critical trial skills training to defense attorneys. This programming provides trial simulation experiences which are necessary to ensure effective assistance of counsel and support compliance of the MIDC's standard covering qualifications for assigned attorneys. During FY2024, a total of 423 students were trained and provided a total of 2886.75 CLE hours in 30 skills training programs and 4 defender leader training programs.
- The MIDC received a new multi-year grant through the Office of Juvenile Justice and Delinquency Prevention to offer free trial skills trainings to all youth defense attorneys in Michigan. These trainings focus on three themes: (1) increasing knowledge of adolescence and brain development in order to assist attorneys with providing client centered and trauma informed representation; (2) analyzing Fourth Amendment search and seizure issues as they pertain to the reasonable child; and (3) trial skills trainings. In 2024, 11 sessions were offered and had over 150 attendees. The goal is for every youth to receive robust and effective representation.

91%

of systems reported compliance with the standard requiring training for attorneys.

Research and Analysis

The MIDC monitors compliance with the standards through the following methods:

- Quarterly reporting, where systems provide information about progress towards implementation of the standards and spending grant dollars, reviewed by the MIDC's Research, Training, and Grants Departments;
- A formal rubric used to measure compliance, developed by the MIDC's Research Director and approved by the MIDC, conducted through collaborative assessments with MIDC staff;
- Courtwatching by the MIDC's Regional Manager team.

Quarterly program reporting continues to show:

- An increased presence of attorneys at arraignments, allowing adults charged with crimes an opportunity to consult with counsel prior to making any plea during the proceedings.
- Over 90% of defendants housed in custody at a jail met with an attorney within three business days from counsel being assigned to the case.
- Defense attorneys are also using more expert witnesses - whether in a consulting capacity or as witnesses at trial - ensuring a meaningful right to present a defense through access to resources.

The MIDC offers significant support to systems as we continue to revise data collected to assess the impact of the standards, including invoicing templates. The MIDC also funds and supports staff consultation about case management systems used by local systems to track their data points internally and for reporting to the MIDC.



Grant Funding

The MIDC received \$220,917,400 from the general fund to distribute to adult indigent criminal defense systems in fiscal year 2024, an increase of over \$72 million from the prior year and necessary to implement the new attorney compensation standard.

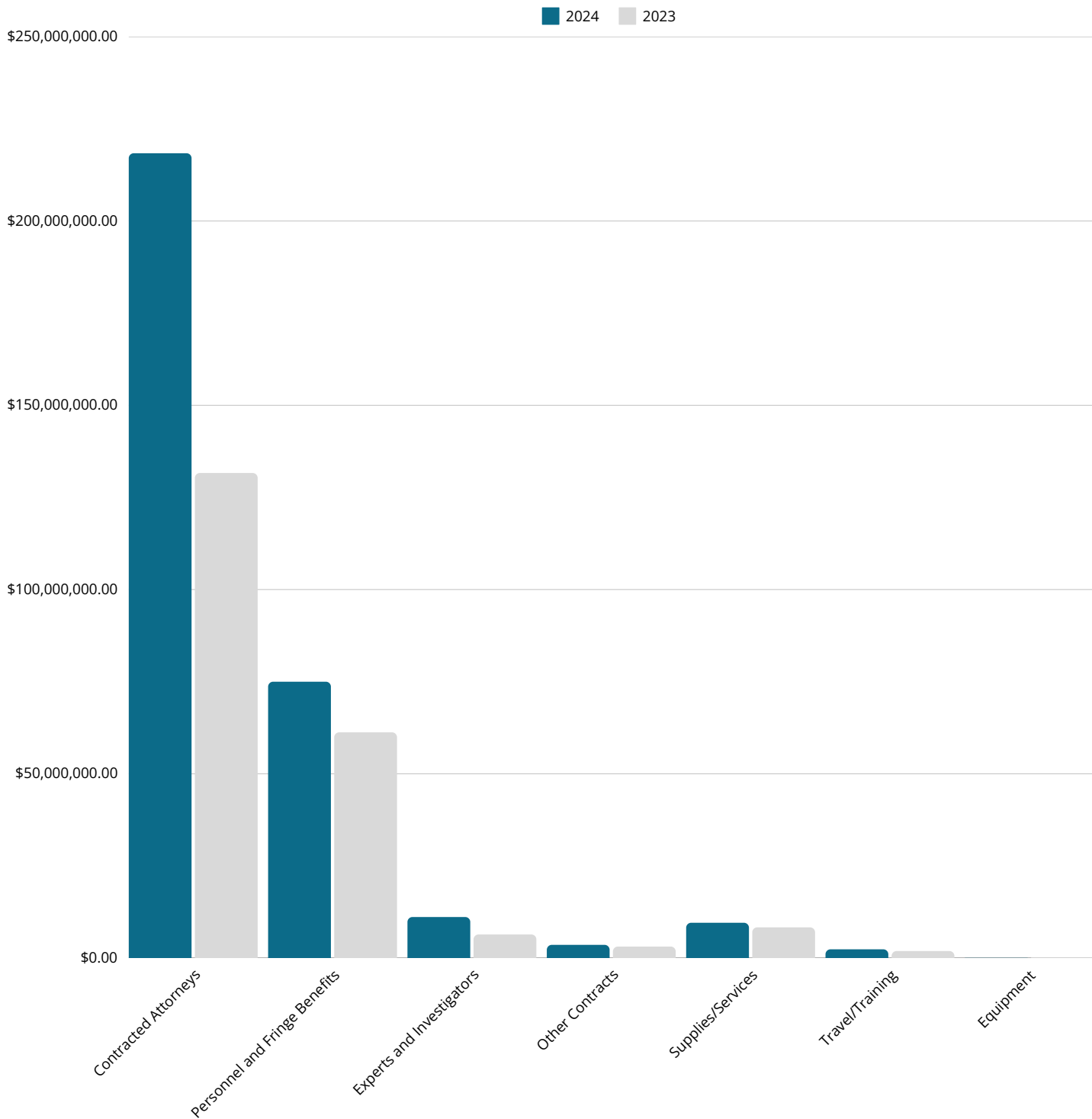
The MIDC approved plans for compliance totaling \$320,063,146.91 this year (state funding plus local share). Pursuant to the MIDC Act, a local system is required to comply with its approved plan within 180 days after receiving funding through the MIDC's grant process.

At the end of each fiscal year, all systems are required to submit the balance of unspent funds distributed for indigent defense. This balance is used to offset the compliance grant distribution for the following grant year. As annual grant cycles progress, local budget predictability and spending rates increase, resulting in lower projected unexpended balances over time.

As in past years, the MIDC was statutorily permitted to carry forward unspent appropriations for a maximum of four fiscal years. Each balance is placed within a specifically defined work project and can only be used to fund activities that fall within that project's definition. These work projects served to fund compliance planning costs for funding units and projects related to best practices, data collection, and to maintain and develop the MIDC's grant management system.

The balance of funds on deposit with systems from FY23 plus work project funding was used to offset the approved totals and was included in the funding distributed for FY24.

Grant Funding



Compliance with Standards

Of the approved total system costs (state and local share), **\$293,378,240.21** was allocated for personnel in public defender offices or attorneys providing services on a contract basis with funding units. This represents a 66% increase in spending from the prior year, due almost exclusively to the implementation of the attorney compensation standard.* Most funding units transitioned from flat rate, event based pay structures to increased hourly compensation for assigned counsel. Most public defender offices raised the salaries for defense counsel to match the rates of pay for prosecutors and the attorney general salary scale.

This funding ensures access to counsel in a timely manner and at all critical stages of every proceeding, beginning with arraignment before a magistrate or judge. Counsel is assigned and paid through a process completely independent from the judiciary. A small portion of the personnel also includes court and corrections staff to facilitate data collection and attorney-client meetings.

Beginning in FY2025, all attorney invoicing must be submitted to the MIDC to allow for more intensive oversight of the compensation standard. The MIDC will also expand review and analysis of financial incentives and disincentives associated with various methods of compensation.

MIDC Standards funded by these costs:

- **Initial Interviews**
- **Counsel at First Appearance and Other Critical Stages**
- **Independence from the Judiciary**
- **Indigency Screening**
- **Attorney Compensation**



*provided pursuant to P.A. 121 of 2024, Section 803 (c) of Article 10.

Compliance with Standards

continued...*

The MIDC's standards require attorneys to promptly conduct independent investigations of charges filed against their clients, and, when appropriate, request funds to consult with experts and investigators about for the case. This standard has dramatically changed the culture of Michigan's criminal defense practice, showing increased use of these resources each year. In 2024, the MIDC approved **\$11,129,744.23** of the total award for this category, and saw a significant increase in use at the local level from the prior year.

MIDC Standard funded by these costs: **Investigation and Experts**



Michigan has over 1760 attorneys accepting adult criminal case assignments. All must annually complete at least 12 hours of continuing legal education relevant to the representation of the criminally accused. Attorneys with fewer than two years of experience practicing criminal defense in Michigan must participate in one basic skills acquisition class. The MIDC approved **\$2,366,184.59** for training, including registration and all related travel expenses for course attendance.

MIDC Standard funded by these costs: **Education and Training of Defense Counsel**

*provided pursuant to P.A. 121 of 2024, Section 803 (a) of Article 10.

Compliance with Standards

continued...*

The remaining categories of approved funding total **\$13,188,977.88**. This includes supplies, services, contracts, and equipment, all of which is necessarily tied to supporting the direct services provided by attorneys and staff. This funding also ensures meaningful implementation of the MIDC's standards.

Approved spending for these categories includes legal research, materials for trial preparation, meeting space and technology to facilitate visits with clients, leasing for public defender offices, and indirect costs to funding units. The MIDC has also encouraged innovative programming at the local level such as funding for internships and other positions to support growing defense communities.



The MIDC distributed funding to all trial court funding units statewide. Some systems have regionalized to provide public defense services, resulting in 120 contracts executed between the MIDC, LARA, and the funding unit serving in a fiduciary capacity.

The total system costs reflected on the following pages include the state grant dollars plus the local share. The listing of systems is organized by geographic region and MIDC staffing assignments. For information about funding in prior years, please see the MIDC's website at www.michiganidc.gov.

*provided pursuant to P.A. 121 of 2024, Section 803 (a) of Article 10.

Lapeer, Macomb, Oakland, St. Clair Counties

Funding Unit	FY 2024 Total Costs Approved	Personnel	Fringes	Contracts for Attorneys	Contracts for Experts and Inv	Other Contracts	Construction	Equipment	Travel and Training	Supplies and Services	Indirect Costs
Charter Township of Shelby	\$388,480.00	\$0.00	\$0.00	\$372,480.00	\$16,000.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00
Charter Township of Waterford	\$771,968.42	\$31,374.40	\$2,443.28	\$719,870.17	\$11,500.00	\$2,400.00	\$0.00	\$0.00	\$750.00	\$250.57	\$3,380.00
City of Birmingham	\$675,815.00	\$0.00	\$0.00	\$662,640.00	\$10,800.00	\$0.00	\$0.00	\$0.00	\$1,875.00	\$500.00	\$0.00
City of Eastpointe	\$2,077,430.76	\$2,805.00	\$2,442.76	\$2,043,483.00	\$22,400.00	\$0.00	\$0.00	\$0.00	\$0.00	\$6,300.00	\$0.00
City of Farmington	\$696,397.50	\$0.00	\$0.00	\$686,400.00	\$9,997.50	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00
City of Ferndale	\$789,251.35	\$62,785.01	\$34,808.84	\$681,360.00	\$9,997.50	\$0.00	\$0.00	\$0.00	\$0.00	\$300.00	\$0.00
City of Hazel Park	\$1,036,827.61	\$68,140.97	\$25,758.23	\$866,760.00	\$13,040.41	\$63,128.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00
City of Madison Heights	\$655,223.15	\$64,604.69	\$51,723.70	\$504,361.16	\$11,200.00	\$22,713.60	\$0.00	\$0.00	\$0.00	\$620.00	\$0.00
City of Oak Park	\$590,300.00	\$0.00	\$0.00	\$580,200.00	\$10,000.00	\$0.00	\$0.00	\$0.00	\$0.00	\$100.00	\$0.00
City of Pontiac	\$1,759,219.93	\$73,161.92	\$16,739.92	\$1,645,600.09	\$10,000.00	\$2,400.00	\$0.00	\$0.00	\$1,160.00	\$1,200.00	\$8,958.00
City of Roseville	\$2,104,682.77	\$70,905.12	\$48,657.69	\$1,965,236.28	\$11,500.00	\$0.00	\$0.00	\$0.00	\$0.00	\$8,383.68	\$0.00
City of Royal Oak	\$1,122,760.00	\$0.00	\$0.00	\$1,112,760.00	\$8,000.00	\$0.00	\$0.00	\$0.00	\$0.00	\$2,000.00	\$0.00
City of Southfield	\$1,261,628.40	\$0.00	\$0.00	\$1,225,328.28	\$12,000.00	\$0.00	\$0.00	\$0.00	\$4,500.00	\$19,800.12	\$0.00
City of St Clair Shores	\$482,477.41	\$27,260.00	\$2,060.60	\$445,476.00	\$7,680.81	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00
City of Sterling Heights	\$799,785.00	\$0.00	\$0.00	\$786,660.00	\$12,500.00	\$0.00	\$0.00	\$0.00	\$0.00	\$625.00	\$0.00
Cities of Warren and Centerline	\$3,603,151.41	\$62,413.65	\$34,337.76	\$3,487,200.00	\$15,000.00	\$0.00	\$0.00	\$0.00	\$0.00	\$4,200.00	\$0.00
Clinton Township	\$1,069,961.60	\$0.00	\$0.00	\$1,048,311.60	\$21,275.00	\$0.00	\$0.00	\$0.00	\$0.00	\$375.00	\$0.00
Lapeer County	\$1,173,540.00	\$0.00	\$0.00	\$1,117,320.00	\$48,000.00	\$0.00	\$0.00	\$0.00	\$7,070.00	\$1,150.00	\$0.00
Macomb County	\$20,874,900.80	\$3,133,400.13	\$1,167,822.76	\$14,767,101.60	\$1,050,989.60	\$37,205.60	\$94,178.00	\$0.00	\$251,198.20	\$373,004.91	\$0.00
Oakland County	\$23,115,344.86	\$2,275,419.04	\$1,152,625.50	\$17,849,511.80	\$615,000.00	\$24,595.00	\$382,240.22	\$0.00	\$266,383.40	\$206,765.90	\$342,804.00
St. Clair County	\$3,593,694.46	\$1,797,288.97	\$551,282.91	\$458,700.00	\$229,000.15	\$96,225.00	\$0.00	\$10,000.00	\$17,745.00	\$433,452.43	\$0.00

MIDC Grant Dollars **\$63,039,090.54**
Local Share **\$5,603,749.89**
Total System Costs **\$68,642,840.43**

Funding information provided pursuant to P.A. 121 of 2024, Section 803 (b) of Article 10.

[Click on the funding unit to link to the approved compliance plan.](#)

Mid-Michigan Region

Funding Unit	FY 2024 Total Costs Approved	Personnel	Fringes	Contracts for Attorneys	Contracts for Experts and Inv	Other Contracts	Construction	Equipment	Travel and Training	Supplies and Services	Indirect Costs
Alcona County	\$353,864.60	\$0.00	\$0.00	\$295,500.00	\$38,650.00	\$0.00	\$0.00	\$0.00	\$6,104.56	\$13,610.04	\$0.00
Alpena County	\$1,321,511.04	\$0.00	\$0.00	\$1,087,125.04	\$220,850.00	\$11,536.00	\$0.00	\$0.00	\$0.00	\$2,000.00	\$0.00
Arenac County	\$609,354.19	\$9,100.00	\$11,757.20	\$496,055.97	\$10,000.00	\$2,756.00	\$70,245.75	\$0.00	\$4,300.97	\$5,138.30	\$0.00
Bay County	\$2,212,854.72	\$911,685.72	\$332,891.00	\$734,920.00	\$45,000.00	\$4,476.00	\$0.00	\$0.00	\$25,205.00	\$34,232.00	\$124,445.00
Clare and Gladwin Counties	\$1,356,958.23	\$74,947.50	\$38,017.73	\$1,124,165.00	\$60,000.00	\$0.00	\$0.00	\$0.00	\$26,300.00	\$25,145.00	\$8,383.00
Huron County	\$814,986.50	\$0.00	\$0.00	\$748,800.00	\$31,350.00	\$0.00	\$0.00	\$0.00	\$15,567.50	\$19,269.00	\$0.00
Iosco County	\$603,773.82	\$0.00	\$0.00	\$562,049.42	\$32,125.05	\$0.00	\$0.00	\$0.00	\$5,349.40	\$4,249.95	\$0.00
Isabella County	\$1,830,141.27	\$784,206.33	\$278,787.00	\$450,264.00	\$32,500.00	\$46,025.45	\$0.00	\$0.00	\$20,773.51	\$112,198.98	\$105,386.00
Lake County	\$995,375.08	\$6,835.40	\$4,778.18	\$951,404.50	\$20,000.00	\$0.00	\$0.00	\$0.00	\$7,890.00	\$3,306.00	\$1,161.00
Mason County	\$1,172,804.01	\$7,645.60	\$0.00	\$1,081,210.60	\$50,000.00	\$0.00	\$0.00	\$0.00	\$19,182.72	\$14,001.09	\$764.00
Mecosta County	\$1,365,841.50	\$0.00	\$0.00	\$1,306,626.50	\$20,000.00	\$0.00	\$0.00	\$0.00	\$12,715.00	\$26,500.00	\$0.00
Midland County	\$733,655.59	\$112,340.80	\$38,722.29	\$543,820.00	\$10,000.00	\$5,000.00	\$0.00	\$0.00	\$12,572.50	\$11,200.00	\$0.00
Montmorency County	\$443,296.80	\$0.00	\$0.00	\$426,145.55	\$12,500.00	\$0.00	\$0.00	\$0.00	\$3,451.25	\$1,200.00	\$0.00
Newaygo County	\$1,188,608.22	\$52,852.80	\$29,828.64	\$1,045,430.00	\$25,000.00	\$0.00	\$0.00	\$0.00	\$15,786.00	\$11,442.78	\$8,268.00
Oceana County	\$729,908.83	\$61,639.44	\$37,734.19	\$580,420.00	\$22,206.55	\$0.00	\$0.00	\$0.00	\$14,468.30	\$3,503.35	\$9,937.00
Ogemaw County	\$993,927.42	\$0.00	\$0.00	\$888,433.46	\$65,000.00	\$24,618.00	\$0.00	\$0.00	\$6,920.00	\$8,955.96	\$0.00
Osceola County	\$1,170,692.60	\$18,594.00	\$15,262.10	\$1,094,537.50	\$20,000.00	\$0.00	\$0.00	\$0.00	\$14,465.00	\$7,834.00	\$0.00
Oscoda County	\$484,373.95	\$0.00	\$0.00	\$466,815.48	\$10,000.00	\$0.00	\$0.00	\$0.00	\$3,958.47	\$3,600.00	\$0.00
Roscommon County	\$1,007,229.30	\$14,214.00	\$2,842.80	\$890,935.00	\$75,000.00	\$17,680.00	\$0.00	\$0.00	\$6,557.50	\$0.00	\$0.00
Saginaw County	\$8,936,841.09	\$0.00	\$0.00	\$8,724,451.34	\$140,140.00	\$23,100.00	\$0.00	\$0.00	\$49,149.75	\$0.00	\$0.00
Sanilac County	\$672,466.28	\$95,000.10	\$36,875.20	\$465,750.00	\$16,000.00	\$0.00	\$0.00	\$0.00	\$15,481.10	\$43,359.88	\$0.00
Tuscola County	\$2,377,580.31	\$218,185.50	\$115,774.54	\$1,511,425.00	\$50,000.00	\$18,000.00	\$0.00	\$0.00	\$12,939.82	\$451,255.45	\$0.00

MIDC Grant Dollars \$27,003,204.88
Local Share \$4,372,840.47
Total System Costs \$31,376,045.35

Funding information provided pursuant to P.A. 121 of 2024, Section 803 (b) of Article 10.

Click on the funding unit to link to the approved compliance plan.

Funding Unit	FY 2024 Total Costs Approved	Personnel	Fringes	Contracts for Attorneys	Contracts for Experts and Inv	Other Contracts	Construction	Equipment	Travel and Training	Supplies and Services	Indirect Costs
<u>Alger County</u>	\$638,293.10	\$184,168.72	\$80,688.68	\$152,900.00	\$46,667.00	\$37,375.14	\$0.00	\$0.00	\$8,947.56	\$127,546.00	\$0.00
<u>Antrim County</u>	\$515,873.75	\$0.00	\$0.00	\$467,542.00	\$22,500.00	\$0.00	\$0.00	\$0.00	\$15,081.75	\$10,750.00	\$0.00
<u>Charlevoix County</u>	\$1,249,843.67	\$177,325.80	\$116,144.42	\$921,090.96	\$10,412.00	\$0.00	\$0.00	\$0.00	\$7,172.61	\$17,697.88	\$0.00
<u>Cheboygan County</u>	\$876,810.53	\$138,119.76	\$48,944.52	\$618,356.27	\$11,500.00	\$1,785.00	\$0.00	\$0.00	\$18,590.00	\$20,808.98	\$18,706.00
<u>Chippewa County</u>	\$1,033,416.93	\$382,917.93	\$123,646.90	\$338,850.00	\$78,000.00	\$18,016.00	\$0.00	\$5,000.00	\$22,872.50	\$64,113.60	\$0.00
<u>Crawford County</u>	\$650,247.04	\$20,304.00	\$3,973.54	\$592,896.50	\$12,400.00	\$1,300.00	\$0.00	\$0.00	\$10,473.00	\$8,900.00	\$0.00
<u>Delta County</u>	\$831,732.19	\$52,286.83	\$29,618.75	\$703,163.46	\$30,000.21	\$10,140.05	\$0.00	\$0.00	\$5,244.89	\$1,278.00	\$0.00
<u>Dickinson County</u>	\$592,664.44	\$0.00	\$0.00	\$569,802.04	\$10,000.00	\$0.00	\$0.00	\$0.00	\$11,374.40	\$1,488.00	\$0.00
<u>Emmet County</u>	\$1,120,348.39	\$0.00	\$0.00	\$1,100,876.39	\$10,000.00	\$0.00	\$0.00	\$0.00	\$6,072.00	\$3,400.00	\$0.00
<u>Gogebic County</u>	\$722,132.26	\$10,321.48	\$7,817.02	\$652,980.00	\$11,500.00	\$27,438.80	\$0.00	\$0.00	\$6,778.96	\$5,296.00	\$0.00
<u>Grand Traverse County</u>	\$2,416,209.19	\$27,445.60	\$11,554.59	\$2,284,884.50	\$50,000.00	\$0.00	\$0.00	\$0.00	\$14,424.50	\$24,000.00	\$3,900.00
<u>Baraga, Houghton, Keweenaw Counties</u>	\$1,074,178.78	\$0.00	\$0.00	\$1,029,178.78	\$45,000.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00
<u>Iron County</u>	\$802,738.12	\$5,200.00	\$2,941.20	\$672,677.92	\$107,500.00	\$0.00	\$0.00	\$0.00	\$9,948.00	\$4,471.00	\$0.00
<u>Kalkaska County</u>	\$792,965.22	\$16,077.00	\$2,637.22	\$748,452.80	\$10,000.00	\$0.00	\$0.00	\$0.00	\$11,298.20	\$4,500.00	\$0.00
<u>Leelanau County</u>	\$291,476.50	\$0.00	\$0.00	\$264,573.00	\$12,000.00	\$0.00	\$0.00	\$0.00	\$4,153.50	\$10,750.00	\$0.00
<u>Luce County</u>	\$392,649.00	\$0.00	\$0.00	\$363,664.00	\$20,000.00	\$6,000.00	\$0.00	\$0.00	\$2,985.00	\$0.00	\$0.00
<u>Mackinac County</u>	\$504,654.00	\$0.00	\$0.00	\$482,664.00	\$20,000.00	\$0.00	\$0.00	\$0.00	\$1,990.00	\$0.00	\$0.00
<u>Manistee and Benzie Counties</u>	\$1,117,619.03	\$564,772.65	\$264,081.75	\$193,100.08	\$38,333.55	\$19,711.00	\$0.00	\$0.00	\$13,760.00	\$23,860.00	\$0.00
<u>Marquette County</u>	\$2,420,651.10	\$1,114,837.12	\$660,915.88	\$201,704.00	\$55,600.00	\$64,500.00	\$0.00	\$0.00	\$32,702.30	\$290,391.80	\$0.00
<u>Menominee County</u>	\$770,247.08	\$5,401.20	\$845.26	\$718,638.36	\$9,750.00	\$1,296.32	\$0.00	\$0.00	\$28,835.94	\$5,480.00	\$0.00
<u>Ontonagon County</u>	\$233,913.48	\$5,631.60	\$1,600.88	\$203,440.00	\$10,920.20	\$0.00	\$0.00	\$0.00	\$12,320.80	\$0.00	\$0.00
<u>Otsego County</u>	\$727,615.91	\$6,216.60	\$5,448.51	\$668,141.30	\$10,000.00	\$14,390.00	\$0.00	\$0.00	\$6,419.50	\$17,000.00	\$0.00
<u>Presque Isle County</u>	\$324,046.59	\$9,443.20	\$722.39	\$288,000.00	\$10,000.00	\$0.00	\$0.00	\$0.00	\$7,641.00	\$8,240.00	\$0.00
<u>Schoolcraft County</u>	\$275,054.70	\$0.00	\$0.00	\$255,700.48	\$15,000.00	\$0.00	\$0.00	\$0.00	\$4,104.22	\$250.00	\$0.00
<u>Wexford and Missaukee Counties</u>	\$1,744,757.65	\$710,920.18	\$420,175.02	\$313,780.00	\$48,900.00	\$82,175.76	\$0.00	\$0.00	\$24,970.65	\$37,287.04	\$106,549.00

MIDC Grant Dollars \$19,321,322.71
Local Share \$2,798,815.94
Total System Costs \$22,120,138.65

Funding information provided pursuant to P.A. 121 of 2024, Section 803 (b) of Article 10.

Click on the funding unit to link to the approved compliance plan.

South Central Michigan Region

Funding Unit	FY 2024 Total Costs Approved	Personnel	Fringes	Contracts for Attorneys	Contracts for Experts and Inv	Other Contracts	Construction	Equipment	Travel and Training	Supplies and Services	Indirect Costs
Clinton County	\$1,847,483.42	\$106,196.65	\$30,599.99	\$1,550,874.30	\$50,000.00	\$0.00	\$0.00	\$0.00	\$43,500.00	\$66,312.48	\$0.00
Eaton County	\$2,408,495.31	\$1,214,158.40	\$570,603.91	\$336,080.00	\$140,000.00	\$50,960.00	\$0.00	\$0.00	\$27,493.00	\$69,200.00	\$0.00
Genesee County	\$20,898,478.92	\$1,965,215.16	\$812,325.95	\$16,401,444.00	\$1,355,000.00	\$93,700.00	\$0.00	\$10,000.00	\$79,057.25	\$181,736.56	\$0.00
Gratiot County	\$804,568.16	\$145,203.21	\$30,107.35	\$571,680.00	\$15,456.60	\$0.00	\$0.00	\$0.00	\$22,545.00	\$3,500.00	\$16,076.00
Hillsdale County	\$1,124,021.43	\$19,352.32	\$16,023.51	\$1,008,370.60	\$35,500.00	\$26,400.00	\$0.00	\$0.00	\$7,875.00	\$10,500.00	\$0.00
Ingham County	\$8,065,828.26	\$3,847,035.86	\$2,587,971.67	\$615,773.08	\$101,600.00	\$366,611.97	\$0.00	\$15,700.00	\$81,486.00	\$449,649.68	\$0.00
Jackson County	\$4,772,791.95	\$2,108,305.82	\$708,814.49	\$1,085,357.02	\$265,000.43	\$94,660.00	\$0.00	\$0.00	\$50,805.19	\$459,849.00	\$0.00
Lenawee County	\$2,616,316.67	\$1,332,562.26	\$712,485.18	\$327,457.41	\$83,750.00	\$11,700.00	\$0.00	\$0.00	\$44,886.82	\$103,475.00	\$0.00
Livingston County	\$3,285,978.82	\$1,522,912.83	\$633,236.82	\$624,000.00	\$51,000.00	\$163,091.17	\$0.00	\$0.00	\$38,290.00	\$253,448.00	\$0.00
Monroe County	\$2,996,516.32	\$173,979.44	\$32,947.18	\$2,348,370.27	\$90,000.00	\$46,915.42	\$0.00	\$0.00	\$32,291.70	\$251,626.31	\$20,386.00
Shiawassee County	\$1,647,416.95	\$825,255.04	\$435,090.95	\$213,000.00	\$46,001.60	\$62,200.00	\$0.00	\$0.00	\$32,578.00	\$33,291.36	\$0.00
Washtenaw County	\$10,325,865.20	\$5,057,787.02	\$2,404,778.78	\$1,525,000.00	\$175,500.00	\$47,490.00	\$0.00	\$0.00	\$53,878.15	\$1,061,431.25	\$0.00

MIDC Grant Dollars **\$52,995,880.65**
 Local Share **\$7,797,880.76**
 Total System Costs **\$60,793,761.41**

Funding information provided pursuant to P.A. 121 of 2024, Section 803 (b) of Article 10.

Click on the funding unit to link to the approved compliance plan.

Funding Unit	FY 2024 Total Costs Approved	Personnel	Fringes	Contracts for Attorneys	Contracts for Experts and Inv	Other Contracts	Construction	Equipment	Travel and Training	Supplies and Services	Indirect Costs
<u>Canton Township</u>	\$324,000.00	\$0.00	\$0.00	\$324,000.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00
<u>City of Allen Park</u>	\$239,195.60	\$10,400.00	\$795.60	\$228,000.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00
<u>City of Dearborn</u>	\$1,012,819.51	\$446,798.57	\$135,825.19	\$266,400.00	\$35,450.00	\$47,380.00	\$0.00	\$0.00	\$25,065.75	\$55,900.00	\$0.00
<u>City of Dearborn Heights</u>	\$159,989.00	\$26,000.00	\$1,989.00	\$132,000.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00
<u>City of Detroit</u>	\$4,305,800.88	\$244,108.80	\$85,438.08	\$3,854,925.00	\$75,000.00	\$0.00	\$0.00	\$0.00	\$13,375.00	\$0.00	\$32,954.00
<u>City of Garden City</u>	\$144,958.70	\$29,603.81	\$30,170.74	\$84,000.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$1,184.15	\$0.00
<u>City of Grosse Pointe</u>	\$21,225.00	\$0.00	\$0.00	\$21,225.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00
<u>City of Grosse Pointe Farms</u>	\$83,400.00	\$0.00	\$0.00	\$83,400.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00
<u>City of Grosse Pointe Park</u>	\$43,476.00	\$0.00	\$0.00	\$43,476.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00
<u>City of Grosse Pointe Woods</u>	\$57,740.00	\$0.00	\$0.00	\$56,820.00	\$0.00	\$0.00	\$0.00	\$0.00	\$920.00	\$0.00	\$0.00
<u>City of Hamtramck</u>	\$145,230.00	\$0.00	\$0.00	\$145,230.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00
<u>City of Harper Woods</u>	\$175,551.78	\$0.00	\$0.00	\$175,451.78	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$100.00	\$0.00
<u>City of Highland Park</u>	\$92,169.30	\$17,726.80	\$1,602.50	\$72,840.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00
<u>City of Inkster</u>	\$87,000.00	\$0.00	\$0.00	\$87,000.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00
<u>City of Lincoln Park</u>	\$313,796.65	\$86,349.08	\$7,365.57	\$216,000.00	\$0.00	\$0.00	\$0.00	\$0.00	\$3,585.00	\$497.00	\$0.00
<u>City of Livonia</u>	\$362,299.00	\$0.00	\$0.00	\$360,000.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$2,299.00	\$0.00
<u>City of Romulus</u>	\$286,748.67	\$19,656.00	\$2,132.67	\$264,960.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00
<u>City of Southgate</u>	\$195,000.00	\$0.00	\$0.00	\$195,000.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00
<u>City of Taylor</u>	\$322,644.59	\$30,115.80	\$19,448.79	\$271,680.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$1,400.00	\$0.00
<u>City of Wayne</u>	\$163,610.43	\$12,942.80	\$4,882.63	\$145,560.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$225.00	\$0.00
<u>City of Westland</u>	\$673,230.00	\$0.00	\$0.00	\$599,520.00	\$0.00	\$0.00	\$0.00	\$0.00	\$750.00	\$72,960.00	\$0.00
<u>City of Wyandotte</u>	\$261,577.30	\$10,383.00	\$794.30	\$228,143.29	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$22,256.71	\$0.00
<u>Grosse Ile Township</u>	\$362,000.00	\$0.00	\$0.00	\$342,000.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$20,000.00	\$0.00
<u>Township of Redford</u>	\$371,000.00	\$0.00	\$0.00	\$324,895.54	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$46,104.46	\$0.00
Wayne County	\$55,307,366.52	\$2,242,215.54	\$1,727,341.13	\$49,004,553.85	\$1,692,195.00	\$148,021.30	\$0.00	\$0.00	\$19,774.00	\$112,796.70	\$360,469.00

MIDC Grant Dollars \$56,133,049.04
Local Share \$9,378,779.89
Total System Costs \$65,511,828.93

Funding information provided pursuant to P.A. 121 of 2024, Section 803 (b) of Article 10.

[Click on the funding unit to link to the approved compliance plan.](#)

Western Michigan Region

Funding Unit	FY 2024 Total Costs Approved	Personnel	Fringes	Contracts for Attorneys	Contracts for Experts and Inv	Other Contracts	Construction	Equipment	Travel and Training	Supplies and Services	Indirect Costs
Allegan and Van Buren Counties	\$6,014,281.57	\$1,380,094.20	\$445,728.97	\$3,358,959.00	\$419,316.67	\$131,210.93	\$0.00	\$0.00	\$69,070.80	\$209,901.00	\$0.00
Barry County	\$1,729,594.14	\$322,691.20	\$222,146.94	\$1,029,800.00	\$67,500.00	\$16,464.00	\$0.00	\$0.00	\$16,600.00	\$54,392.00	\$0.00
Berrien County	\$5,045,510.56	\$2,278,995.30	\$1,237,871.64	\$523,171.00	\$229,193.84	\$229,176.00	\$62,910.00	\$0.00	\$59,327.61	\$424,865.17	\$0.00
Branch County	\$1,580,031.36	\$799,720.33	\$343,368.96	\$256,236.00	\$41,000.00	\$55,705.05	\$0.00	\$0.00	\$10,895.00	\$73,106.02	\$0.00
Calhoun County	\$6,311,128.22	\$2,723,117.20	\$1,074,977.75	\$1,538,685.00	\$422,460.00	\$121,763.70	\$0.00	\$0.00	\$90,343.45	\$339,781.12	\$0.00
Cass County	\$1,164,445.08	\$153,419.99	\$86,926.09	\$750,000.00	\$50,000.00	\$2,500.00	\$60,000.00	\$0.00	\$13,515.00	\$24,050.00	\$24,034.00
City of Grand Rapids	\$2,798,807.82	\$110,290.96	\$61,790.60	\$2,558,491.50	\$4,635.20	\$0.00	\$0.00	\$0.00	\$24,000.00	\$22,738.56	\$16,861.00
City of Wyoming	\$1,114,110.76	\$103,729.60	\$25,678.72	\$937,655.04	\$8,000.00	\$1,200.00	\$0.00	\$0.00	\$21,789.40	\$3,600.00	\$12,458.00
Ionia County	\$906,202.52	\$525,975.50	\$165,977.82	\$68,110.00	\$23,000.00	\$33,816.00	\$0.00	\$0.00	\$22,836.20	\$66,487.00	\$0.00
Kalamazoo County	\$6,466,520.70	\$163,804.16	\$88,454.25	\$5,793,672.29	\$419,000.00	\$0.00	\$0.00	\$0.00	\$0.00	\$1,590.00	\$0.00
Kent County	\$23,884,344.34	\$1,074,237.84	\$376,151.97	\$21,262,821.30	\$690,000.00	\$166,800.00	\$0.00	\$0.00	\$77,214.84	\$106,839.39	\$130,279.00
Montcalm County	\$1,559,800.55	\$196,331.20	\$81,102.44	\$1,000,000.00	\$50,000.00	\$52,702.72	\$0.00	\$0.00	\$39,069.00	\$140,595.19	\$0.00
Muskegon County	\$6,795,982.90	\$3,318,143.51	\$1,766,826.01	\$690,342.50	\$348,750.00	\$194,581.00	\$0.00	\$0.00	\$69,509.00	\$407,830.88	\$0.00
Ottawa County	\$5,162,057.78	\$2,615,872.48	\$1,303,620.05	\$382,390.00	\$225,000.00	\$40,964.00	\$0.00	\$0.00	\$109,582.00	\$484,629.25	\$0.00
St. Joseph County	\$1,085,713.84	\$129,805.90	\$35,762.02	\$799,741.36	\$52,249.36	\$1,440.00	\$25,000.00	\$0.00	\$14,759.20	\$26,956.00	\$0.00

MIDC Grant Dollars **\$62,745,176.42**
 Local Share **\$8,873,355.72**
 Total System Costs **\$71,618,532.14**

Funding information provided pursuant to P.A. 121 of 2024, Section 803 (b) of Article 10.

Click on the funding unit to link to the approved compliance plan.

Conclusion

The MIDC continues to ensure that Michigan citizens receive the Constitutional right to a fair trial, building on our work annually and in great partnership with local systems. The MIDC envisions:

- A sustainable, well-resourced public defense system that honors the dignity of all persons that it serves;
- Improved trust in the legal process through the provision of quality public defense services; and
- A just and equitable criminal legal system.

In support of this vision, the MIDC will:

- Secure adequate funding for compliance plans and operational expenses;
- Seek funding for implementation of all of the MIDC's standards; and
- Work with stakeholders to expand the MIDC's role as amendments to the MIDC Act are made.



Read more about our
work at
www.michiganidc.gov

To: Michigan Indigent Defense Commission

From: Marla R. McCowan
Deputy Director/Director of Training

Re: Compliance Planning and Costs:
FY24 reporting; FY25 status updates

Date: February 10, 2025

I. Funding Awards by Fiscal Year

	MIDC Funding	Local Share	Total System Costs
FY 2019	\$86,722,179.85	\$37,963,396.67 ¹	\$124,685,576.52
FY 2020	\$117,424,880.47	\$38,523,883.90	\$157,698,982.46
FY 2021	\$129,127,391.54	\$38,486,171.32	\$167,613,562.86
FY 2022	\$138,348,406.27	\$38,146,920.09	\$176,495,326.36
FY 2023	\$173,928,393.06	\$38,825,422.67	\$212,753,815.73
FY 2024	\$281,237,724.24	\$38,825,422.67	\$320,063,146.91
FY 2025 ²	\$295,143,990.08	\$38,825,422.67	\$333,969,412.75

The MIDC annually collects information about the balance of funds distributed to systems in a form completed by the local funding units due no later than October 31. See the MIDC Act, MCL 780.993(15).

¹ The annual inflationary increase described in MCL 780.983(i) is calculated from the FY2019 local share.

² The list of funding approved annually for each funding unit is on the MIDC's website, updated through October 2024.

II. FY24 Compliance Plans and Costs

A. Final Reporting

The fourth quarter of reporting from systems for FY24 (covering July 1, 2024 through September 30, 2024) was due by October 31, 2024. Funding units were required to enter the following reporting in EGrAMS:

- Attorney List
- Financial Status Report
- Quarterly Program Report
- Unexpended balance of Funds, pursuant to MCL 780.993(15)

MIDC staff published a document on the [grants page of the Commission's website](#) identifying changes to reporting for FY24, along with updated compliance reporting instructions, and a [recorded webinar](#) covering submission of reports through our EGrAMS. Sample invoicing for attorneys is available, along with a document relating to entering codes to capture various data points. The MIDC's Grant Manual was updated in February and posted to our Grants webpage as well.

As of this writing, most reporting has been submitted and is either fully approved by MIDC Staff or returned by staff and pending corrections with the funding unit. The following reporting has not yet been submitted:

Program	Funding Unit	Report Name	Report activity through	Status
CPA-24	Berrien County	Report of Unexpended Grant Funds	9/30/2024	Pending
CPA-24	City of Birmingham	Attorney List	9/30/2024	Pending
CPA-24	City of Garden City	Report of Unexpended Grant Funds	9/30/2024	Pending
CPA-24	City of Inkster	Attorney List	9/30/2024	Pending
CPA-24	City of Inkster	Attorney List	6/30/2024	Pending
CPA-24	City of Inkster	Financial Status Report	6/30/2024	Pending

CPA-24	City of Inkster	Financial Status Report	9/30/2024	Pending
CPA-24	City of Inkster	Report of Unexpended Grant Funds	9/30/2024	Pending
CPA-24	City of Romulus	Quarterly Program Report	9/30/2024	Pending
CPA-24	Clinton Township	Report of Unexpended Grant Funds	9/30/2024	Pending
CPA-24	Dickinson County	Report of Unexpended Grant Funds	9/30/2024	Pending
CPA-24	Huron County	Report of Unexpended Grant Funds	9/30/2024	Pending
CPA-24	Washtenaw County	Quarterly Program Report	9/30/2024	Pending
CPA-24	Washtenaw County	Report of Unexpended Grant Funds	9/30/2024	Pending
CPA-24	Wayne County	Attorney List	9/30/2024	Pending
CPA-24	Wayne County	Financial Status Report	9/30/2024	Pending
CPA-24	Wayne County	Report of Unexpended Grant Funds	9/30/2024	Pending
CPA-24	Wexford County	Report of Unexpended Grant Funds	9/30/2024	Pending

B. Notice of Noncompliance Issued

Pursuant to the [Compliance Resolution Process approved by the MIDC in June of 2021](#), the following systems received notices of noncompliance with the MIDC's Standards or grant contract terms:

1. Wayne County

On November 7, 2024, notice advising that the Compliance Resolution Process was being initiated was sent to the funding unit via U.S. Mail and electronic mail for the following reasons:

1. Failure to provide confidential meeting space for in-custody defendants to meet with assigned counsel as required by MIDC Standard 2 - initial interviews.

As of this writing, the notice has been acknowledged by the funding unit and informal conversations about progress, identified needs, and expectations about compliance have occurred between MIDC Senior Staff and the County's legal counsel.

2. City of Inkster

On November 12, 2024, notice advising that the Compliance Resolution Process was being initiated was sent to the funding unit via U.S. Mail and electronic mail for the following reasons:

1. Failure to provide FY24 Quarter 3 FSR due on July 31, 2024,
2. Failure to provide FY24 Quarter 4 FSR due on October 31, 2024,
3. Failure to provide FY24 Unexpended Funds Report due on October 31, 2024.
4. Failure to provide FY24 Quarter 3 Attorney List due on July 31, 2024.
5. Failure to provide FY24 Quarter 4 Attorney List due on October 31, 2024.

Inkster's obligation to maintain records, submit reports, and provide supporting documentation can be found in paragraphs 1.4, 1.5, and 2.7 of Grant Contract E20240034-00 and MCL 780.993(14) and (15).

MIDC Staff continues to work with system stakeholders to identify the best way to support compliance. The FY25 contract has been signed and some FY25 reporting has been received.

C. Budget Adjustments

The Grants Director processed and approved the following [budget adjustment requests](#) (line item transfer requests) pursuant to the process set forth in the MIDC's Grant Manual at p. 41 (February 2024):

- Berrien County
- Crawford County
- Delta County
- Dickinson County
- Ionia County

- Monroe County
- Otsego County
- St. Joseph County
- Wexford County

III. FY25 Compliance Planning

All funding units were required to submit a plan for compliance with all approved MIDC Standards pursuant MCL §780.993, which provides:

(3) No later than 180 days after a standard is approved by the department, each indigent criminal defense system shall submit a plan to the MIDC for the provision of indigent criminal defense services in a manner as determined by the MIDC and shall submit an annual plan for the following state fiscal year on or before October 1 of each year. A plan submitted under this subsection must specifically address how the minimum standards established by the MIDC under this act will be met and must include a cost analysis for meeting those minimum standards. The standards to be addressed in the annual plan are those approved not less than 180 days before the annual plan submission date. The cost analysis must include a statement of the funds in excess of the local share, if any, necessary to allow its system to comply with the MIDC's minimum standards.

(4) The MIDC shall approve or disapprove all or any portion of a plan or cost analysis, or both a plan and cost analysis, submitted under subsection (3), and shall do so within 90 calendar days of the submission of the plan and cost analysis. If the MIDC disapproves any part of the plan, the cost analysis, or both the plan and the cost analysis, the indigent criminal defense system shall consult with the MIDC and, for any disapproved portion, submit a new plan, a new cost analysis, or both within 60 calendar days of the mailing date of the official notification of the MIDC's disapproval. If after 3 submissions a compromise is not reached, the dispute must be resolved as provided in section 15. All approved provisions of an indigent criminal defense system's plan and cost analysis must not be delayed by any disapproved

portion and must proceed as provided in this act. The MIDC shall not approve a cost analysis or portion of a cost analysis unless it is reasonably and directly related to an indigent defense function.

Funding units are using the MIDC's Grant Management System (EGrAMS) to submit compliance plans. A detailed, self-guided tutorial was prepared for funding units and [linked on our website](#) along with resources and materials for planning.

A. Status

As of the MIDC's October 15, 2024 meeting, all 120 compliance plans and cost analyses were approved, and communication regarding that status was sent through our grant management system. The MIDC has distributed contracts to all funding units and as of this writing all 120 have been fully executed by the local system, the MIDC, and LARA. Funding has been distributed pursuant to the contract terms.

The MIDC Staff hosted live webinars on December 11 and December 13 covering a variety of topics related to grant management in this new fiscal year. The slides from the webinar were subsequently emailed to all defender leaders and [posted to the MIDC's website](#). Daily zoom-based "office hours" were offered by MIDC staff daily the week of January 27, ahead of the first quarterly reporting due date.

1. Reporting Due

The first quarter of reporting from systems for FY25 (covering October 1, 2024 through December 31, 2024) was due by January 31, 2025. Funding units were required to enter the following reporting in EGrAMS:

- Attorney List
- Financial Status Report
- Quarterly Program Report

Most funding units have submitted reporting timely and those reports are currently being reviewed by MIDC staff if not already approved. The following reporting has not yet been submitted:

Program	Funding Unit	Report Name	Report activity through	Status
CPA-25	Alcona County	Attorney List	12/31/2024	Pending
CPA-25	Alpena County	Attorney List	12/31/2024	Pending
CPA-25	Alpena County	Financial Status Report	12/31/2024	Pending
CPA-25	Arenac County	Attorney List	12/31/2024	Pending
CPA-25	Arenac County	Quarterly Program Report	12/31/2024	Pending
CPA-25	Berrien County	Attorney List	12/31/2024	Pending
CPA-25	Berrien County	Financial Status Report	12/31/2024	Pending
CPA-25	City of Birmingham	Attorney List	12/31/2024	Pending
CPA-25	City of Birmingham	Quarterly Program Report	12/31/2024	Pending
CPA-25	City of Eastpointe	Financial Status Report	12/31/2024	Pending
CPA-25	City of Ferndale	Financial Status Report	12/31/2024	Pending
CPA-25	City of Inkster	Attorney List	12/31/2024	Pending
CPA-25	City of Inkster	Financial Status Report	12/31/2024	Pending
CPA-25	City of Pontiac	Attorney List	12/31/2024	Pending
CPA-25	City of Pontiac	Financial Status Report	12/31/2024	Pending
CPA-25	City of Westland	Attorney List	12/31/2024	Pending
CPA-25	City of Westland	Financial Status Report	12/31/2024	Pending
CPA-25	City of Westland	Quarterly Program Report	12/31/2024	Pending
CPA-25	Eaton County	Attorney List	12/31/2024	Pending
CPA-25	Eaton County	Financial Status Report	12/31/2024	Pending
CPA-25	Eaton County	Quarterly Program Report	12/31/2024	Pending
CPA-25	Genesee County	Quarterly Program Report	12/31/2024	Pending
CPA-25	Ionia County	Attorney List	12/31/2024	Pending
CPA-25	Ionia County	Financial Status Report	12/31/2024	Pending
CPA-25	Ionia County	Quarterly Program Report	12/31/2024	Pending
CPA-25	Monroe County	Attorney List	12/31/2024	Pending
CPA-25	Monroe County	Financial Status Report	12/31/2024	Pending
CPA-25	Montmorency County	Attorney List	12/31/2024	Pending
CPA-25	Montmorency County	Financial Status Report	12/31/2024	Pending
CPA-25	Oscoda County	Attorney List	12/31/2024	Pending
CPA-25	Oscoda County	Financial Status Report	12/31/2024	Pending
CPA-25	Oscoda County	Quarterly Program Report	12/31/2024	Pending
CPA-25	Presque Isle County	Attorney List	12/31/2024	Pending
CPA-25	Presque Isle County	Financial Status Report	12/31/2024	Pending

CPA-25	Presque Isle County	Quarterly Program Report	12/31/2024	Pending
CPA-25	Saginaw County	Attorney List	12/31/2024	Pending
CPA-25	Saginaw County	Financial Status Report	12/31/2024	Pending
CPA-25	Saginaw County	Quarterly Program Report	12/31/2024	Pending
CPA-25	Tuscola County	Attorney List	12/31/2024	Pending
CPA-25	Tuscola County	Financial Status Report	12/31/2024	Pending
CPA-25	Tuscola County	Quarterly Program Report	12/31/2024	Pending
CPA-25	Washtenaw County	Attorney List	12/31/2024	Pending
CPA-25	Washtenaw County	Financial Status Report	12/31/2024	Pending
CPA-25	Washtenaw County	Quarterly Program Report	12/31/2024	Pending
CPA-25	Wayne County	Attorney List	12/31/2024	Pending
CPA-25	Wayne County	Financial Status Report	12/31/2024	Pending
CPA-25	Wayne County	Quarterly Program Report	12/31/2024	Pending
CPA-25	Wexford County	Attorney List	12/31/2024	Pending
CPA-25	Wexford County	Financial Status Report	12/31/2024	Pending
CPA-25	Wexford County	Quarterly Program Report	12/31/2024	Pending

B. Changes to Approved Plans

1. Wexford/Missaukee Counties (information item)

Due to staffing changes and reporting requirements, the Regional Public Defender Office will add a position called the Manager of Finance and MIDC Grant Compliance. This role will manage daily, weekly, and monthly financial and grant reporting under the Chief Public Defender's supervision. This position will also act as a liaison with the office of the managed assigned counsel. The Wexford County Administration Board has approved of this new position. The new position does not require any new or additional funds. The new position will also allow the office to add paralegal duties to the current support staff.

2. Wayne County (information items)

Due to implementation of the invoicing software at the local level, the rates for attorneys were rounded from the approved rates: from \$201.60 to \$202/hr for Tier I and Tier II assignments, and from \$151.20 to \$151/hr for Tier III and Tier IV assignments. House counsel will be paid

at a rate of \$144 per hour. The 2nd Chair program narrative has been updated to reflect the correct hourly rate for lead counsel/second chair at the applicable case type. The cut-off date for Standard 1 training completion is now November 30th. Additionally, at least six (6) hours of CLE must be completed by June 30th of each calendar year of eligibility, unless extenuating circumstances apply.

C. Budget Adjustments

The Grants Director processed and approved the following [budget adjustment requests](#) (line item transfer requests) pursuant to the process set forth in the MIDC's Grant Manual at p. 41 (February 2024):

- Cheboygan County
- City of Grand Rapids
- Delta County
- Houghton County
- Monroe County
- Wayne County

MIDC FY26 COMPLIANCE PLAN

Submitter Information

Funding Unit(s)/System Name:

Submitted By (include name, title, email address and phone number):

Date:

Signature: _____

Please identify the following points of contact (include name, title, email address and phone number):

Authorizing official who will sign the contract:

Mailing address for authorizing signatory: _____

Project Director or Primary point of contact for implementation and reporting:

Financial point of contact (please note, financial reporting should be completed and/or submitted by an employee of the indigent defenses system's funding unit who can certify to the correctness and accuracy of the reporting and supporting documentation, including the funding unit's general ledger for the local grant fund):

Delivery System Model

1. What type of indigent defense delivery system do you have currently? (indicate all that apply):

- Public Defender Office (county employees)
- Public Defender Office (non-profit/vendor model)
- Managed Assigned Counsel System

Name of MAC Attorney Manager and P#:

- Assigned Counsel System
- Contract Defender System
- Regionalized system or coordination with other trial court funding units

If you are unsure about your type of indigent defense delivery system, more information can be found in MIDC's report entitled *Delivery System Reform Models* (2016), posted here: <https://michiganidc.gov/resources>. Questions can also be directed to your MIDC Regional Manager.

2. Are you proposing to change your type of indigent defense delivery system for next year? Please respond Yes or No.

3. If you are changing your indigent defense delivery system, what model do you plan to use next year?

Standard 1

Training of Attorneys

4. Number of attorneys who accept adult criminal defense assignments as of October 1 _____
5. Number of attorneys with less than 2 years of Michigan criminal defense experience as of October 1 _____

In EGrAMS, please include a list of names and P#s of all the attorneys who accept adult criminal defense case assignments in your system, including conflict counsel and counsel for youths charged as adults and qualification level for assignments.

6. What is your plan for training attorneys with less than 2 years of Michigan criminal defense experience?
7. Please describe your system's training plan, including how compliance will be tracked for reporting requirements.

Will you require your attorneys to submit attendance directly through the MIDC's continuing legal education database provider, CE Broker? Please respond Yes or No.

If no, please describe how attendance will be tracked and reported to the MIDC:

8. If an attorney does not complete the required training, how will the system address the noncompliance?

Standard 2

Initial Client Interviews

9. The MIDC Standards require the selection and assignments of attorneys to be done independently from the judiciary. How and when are defense attorneys notified of new assignments?
10. How are you verifying that in-custody attorney client interviews occur within three business days?
11. How are you verifying attorneys' introductory communications with out-of-custody clients?
12. How are you compensating attorneys for conducting initial interviews? Please include whether you intend to compensate attorneys differently for in-custody and out-of-custody interviews.

Confidential Meeting Spaces

13. How many confidential meeting spaces are in the jail?
14. What is the TOTAL amount of confidential meeting spaces in the courthouse?
15. How many confidential meeting spaces in the courthouse are for *in-custody clients*? Please describe these spaces.

MIDC FY26 COMPLIANCE PLAN

16. How many confidential meeting spaces in the courthouse are for *out-of-custody clients*? Please describe these spaces.

17. Any changes from the prior year's *compliance plan* for your confidential meeting spaces? Please respond Yes or No.

If Yes, please describe the proposed changes.

Standard 3

Experts and Investigators

18. The MIDC Standards require approval of expert and investigative assistance to be independent from the judiciary. Describe the process of how attorneys request expert witness assistance for their indigent clients:

19. Any change from the prior year's process to request expert witness assistance? Please respond Yes or No.

If yes, please explain the change:

20. Describe the process of how attorneys request investigative assistance:

21. Any change from the prior year's process to request investigative assistance? Please respond Yes or No.

If yes, please explain the change:

MIDC FY26 COMPLIANCE PLAN

22. How are attorney requests (whether approved or denied) for experts and investigators tracked by the system? Please include approved and denied requests.

Standard 4

Counsel at First Appearance and Other Critical Stages

23. The MIDC Standards require the selection and assignments of attorneys to be done independently from the judiciary. How are you providing counsel at first appearance and all arraignments? Please provide detail for circuit and district court coverage.
24. How are you providing counsel at all other critical stages? Please provide details:
25. How are you compensating attorneys for Standard 4? Please provide detail for compensating counsel at first appearance and compensating counsel at all other critical stages.
26. Do you have a prison in your County? How is counsel provided to people charged with crimes while incarcerated in the prison? Do you seek reimbursement for the cost of counsel from the Michigan Department of Corrections?
27. Are there or will there be any misdemeanor cases where your court accepts pleas without the defendant appearing before a magistrate or a judge? For example, pleas by mail, over the counter pleas, pleas online, etc. Please answer Yes or No.
28. Describe how counsel is offered to a defendant making a plea who does not appear before a magistrate or judge:
29. Any change from the prior year's *attorney compensation* for Standard 4? Please respond Yes or No.
- If yes, please describe in the cost analysis.**

Standard 5

The MIDC Standards require independence from the court including the selection and assignment of attorneys, attorney compensation and approval of requests for expert and investigative assistance.

30. How will attorneys be selected to provide adult indigent criminal defense services in your indigent defense system? Please describe any eligibility requirements needed by the attorneys as well as the selection process:
31. Will the selection process be facilitated by a committee of stakeholders? If so, please list the titles of participating officials, agencies, or departments as appropriate.
32. Who will approve an attorney's eligibility to receive assigned cases?
33. Who will assign work to the attorneys in the indigent defense system? Please include the person's name, title, employer and/or supervisor.
34. Who will review and approve attorney billing?
35. Who will approve requests for expert and investigative assistance?
36. Who will review and approve expert and investigative billing?
37. What is your appeal process to resolve any potential conflicts between the assigned attorney and the person(s) assigning casework?
38. What is your appeal process to resolve any potential conflicts between the assigned attorney and the person(s) or reviewing/approving billing?

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39. What is your appeal process to resolve denied or partially denied requests for expert or investigative assistance?

Standard 6

Indigent Defense Workloads

40. Public defender offices, assigned counsel, and contract attorneys should not exceed the caseload levels adopted in MIDC Standard 6. Are there sufficient attorneys in your funding unit to meet the caseload standard? Please answer Yes or No

~~41. Does the system currently have a process to monitor caseloads? Please answer Yes or No~~

~~If yes, Please briefly describe your current process **plan** for monitoring and auditing caseloads, **noting any changes from the prior year.**~~

~~If no, what will your plan be for monitoring and auditing caseloads?~~

42. How many attorneys in your system maintain a private/retained or a partial trial-level criminal caseload? (For example, an attorney working on civil matters, youth defense, family legal matters, appellate cases, etc.) (range will be included)

43. Who will be responsible for monitoring and auditing caseload calculations?

44. How will caseloads be locally monitored throughout the year? How will attorneys be notified when they have reached their caseload cap?

MIDC FY26 COMPLIANCE PLAN

45. Will you have a process to gather information about an attorney's caseload or assignments from other funding units?

46. What action will be taken when the caseload cap is reached?

Standard 7

Qualification of Counsel

47. Eligibility for particular case assignments must be based on counsel's ability, training and experience. Are there sufficient attorneys in your funding unit to meet the caseload standard? Please answer Yes or No

~~Does your funding unit currently have a process to identify qualifications of counsel for particular assignments? Please answer Yes or No.~~

~~If yes, briefly describe your current process for identifying counsel's qualifications.~~

~~If no, what will your plan be to identify counsel's qualifications?~~

48. Briefly describe your process for identifying counsel's qualifications, including who will be responsible for assessing counsel's qualifications and noting any changes from last year.

49. How will attorneys be notified of their qualification level?

50. What will be your appeal process if a private/roster attorney disagrees with their qualification level?

Review of Counsel

~~51. The quality of the representation provided by indigent defense providers must be monitored and regularly assessed. Does your system currently have a process to review counsel? Please answer Yes or No.~~

MIDC FY26 COMPLIANCE PLAN

~~If yes,~~ Please briefly describe your ~~current~~ process for reviewing counsel, including participants in the review process, **noting any changes from the prior year.**

~~If no, what will your plan be for reviewing counsel?~~

52. Who will be responsible for reviewing counsel?

53. How often will the reviews occur?

Determining Indigency, Contribution, Reimbursement

54. Will judges and/or court staff conduct all indigency screening in every proceeding? Please answer Yes or No.

If no, who will screen for indigency?

Is this screener the Appointing Authority?

If the screener is not the Appointing Authority, does the Appointing Authority oversee the screening process?

Briefly describe your process for screening for indigency.

What is the process for appealing a determination that a person does not qualify for appointed counsel?

55. Are you designating an Appointing Authority to conduct indigency screening for purposes of MCR 6.005(B)?

56. In cases where contribution is appropriate, who is going to make request with the court for contribution?

MIDC FY26 COMPLIANCE PLAN

57. In cases where contribution is appropriate, what is your process for determining the amount that a person should contribute during the pendency of the case to their defense?
58. What is your process for obtaining contribution?
59. What is the process for challenging a request for contribution?
60. Do your courts/judges order reimbursement for attorney fees at the conclusion of a case? Please answer Yes or No.

Attorney Compensation

61. The MIDC Standards set minimum hourly rates for roster attorneys accepting assignments in adult criminal cases. Are roster attorneys (not full time employees of a public defender office) paid on an hourly basis? Please answer Yes or No.

If yes [hourly rates are paid], is there any cap or maximum on the hours that can be billed? Please answer Yes or No.

If yes, please explain.

If no [hourly rates are not paid], please describe how attorneys are compensated (flat rate contract, event based, shift coverage, etc).

Are attorneys compensated based on caseloads and does the compensation account for increases or decreases in caseload size?

What other factors were considered in arriving at the payment?

Are attorneys able to seek extraordinary compensation?

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How do attorneys seek reimbursement for case-related expenses?

How will your system demonstrate that the compensation is equivalent to the MIDC minimum hourly rates? (type of invoicing, etc).

62. All roster attorneys should be provided regular, periodic payments.

How often are attorney invoices processed and paid?

In lengthy cases, is periodic billing and payment during the course of representation allowed?

Personnel

In the cost analysis, please provide detail about all personnel employed by the funding unit. This should include DIRECT SERVICE PROVIDERS (Public Defender Chief, Deputy Chief, Assistant Defenders, and staff of the defender office employed by the system) as well as ANCILLARY STAFF (court clerks, sheriff employees, etc.)

Ancillary Staff

63. In limited circumstances, the MIDC can fund some other system staffing needs if required to implement one of the MIDC standards. These requests are evaluated each year.

64. Do you have any ancillary staff? Please answer Yes or No.

If yes, what standard(s) or reporting needs do they meet?

If yes, how are you tracking time for ancillary staff?

65. For existing ancillary staff, are there any personnel positions/hours eliminated, reduced or increased from the prior year? Please answer Yes or No.

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If yes, please explain in the cost analysis and attach documentation to support the request for any increase.

66. Are any new ancillary staff positions or hours requested from the prior year?
Please answer Yes or No.

If yes, please explain in the cost analysis and attach documentation to support the new request.

Reimbursement Costs for Creating Plan

An indigent criminal defense system may submit to the MIDC an estimate of the cost of developing a plan and cost analysis for implementing the plan under MCL 780.993(2). Please attach documentation of planning time for **FY26**, if seeking reimbursement under this provision.

Are you requesting reimbursement of planning costs? Yes | No

If yes, do you have receipts showing that non-funding unit employees have been paid?
 Yes | No

What is the amount you are seeking in reimbursement? \$ _____

Costs Associated with Data Collection

The MIDC shall fund reasonable costs associated with data required to be collected under the MIDC Act that is over and above the local unit of government's data costs for other purposes pursuant to MCL 780.993 (10).

Are you requesting funding for costs associated with data collection? Yes | No

If yes, please describe (cost for case management system, hiring personnel, etc.)

What is the amount you are seeking for this funding? \$ _____

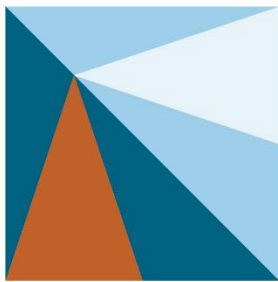
Reminders

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-
- ✓ You must also complete a cost analysis.
 - ✓ In order to complete your application, you must update or confirm the list of the attorneys providing services with P numbers.
 - ✓ If applicable, you must submit documentation supporting your request under MCL 780.993(2) for reimbursement for the cost of compliance planning.

SUBMIT VIA EGRAMS

GRANT MANUAL



MICHIGAN INDIGENT
DEFENSE COMMISSION

Revised February 2025
(revisions in red)

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This Grant Manual is created for the convenience of stakeholders seeking information about compliance with the MIDC’s standards and the contracts issued to indigent criminal defense systems pursuant to an approved plan and cost analysis. The Commission makes policy determinations regarding funding for the standards. The MIDC’s staff serves as liaisons between stakeholders and the Commission and are responsible for bringing novel questions to the Commission for consideration and action. This manual is designed to capture decisions that the Commission has made through action on prior plans and costs for compliance with the standards. This manual will be revised regularly to reflect policy decisions by the Commission and made available on the Commission’s public website. Notifications of updates will be communicated to local funding units.

The MIDC Act, in its entirety, is the primary document governing MIDC activities and should be referred to for full context of excerpted materials in this manual.

General Authority

The Michigan Indigent Defense Commission (“MIDC”) Act is found at MCL §780.981 *et seq.*

Relevant Provisions of the MIDC Act for Standards, Compliance, and Reporting

The MIDC Establishes Standards for Indigent Defense

The MIDC is responsible for “[d]eveloping and overseeing the implementation, enforcement, and modification of minimum standards, rules, and procedures to ensure that indigent criminal defense services providing effective assistance of counsel are consistently delivered to all indigent adults in this state consistent with the safeguards of the United States constitution, the state constitution of 1963, and this act.” MCL §780.989(1)(a).

The MIDC Creates Rules and Procedures for Compliance Plans for Indigent Criminal Defense Systems

The MIDC has the authority and duty to establish “rules and procedures for indigent criminal defense systems to apply to the MIDC for grants to bring the system’s delivery of indigent criminal defense services into compliance with the minimum standards established by the MIDC.” MCL §780.989(1)(g).

Every system is required to annually submit a plan for compliance for the next state fiscal year during the timeframe and in the manner established by the MIDC. M.C.L. §780.993(3).

Indigent Criminal Defense System Creates Compliance Plan

“No later than 180 days after a standard is approved by the department, each indigent criminal defense system shall submit a plan to the MIDC for the provision of indigent criminal defense services in a manner as determined by the MIDC and shall submit an annual plan for the following state fiscal year on or before October 1 of each year. A plan submitted under this subsection must specifically address how the minimum standards established by the MIDC under this act will be met and must include a cost analysis for meeting those minimum standards. The standards to be addressed in the annual plan are those approved not less than 180 days before the annual plan submission date. The cost analysis must include a statement of the funds in excess of the local share, if any, necessary to allow its system to comply with the MIDC's minimum standards.” MCL §780.993(3) (emphasis added).

Local Share

The local share refers to “an indigent criminal defense system's average annual expenditure for indigent criminal defense services in the 3 fiscal years immediately preceding the creation of the MIDC under this act, excluding money reimbursed to the system by individuals determined to be partially indigent. Beginning on November 1, 2018, if the Consumer Price Index has increased since November 1 of the prior state

fiscal year, the local share must be adjusted by that number or by 3%, whichever is less.” MCL §780.983(i).

“[A]n indigent criminal defense system shall maintain not less than its local share. If the MIDC determines that funding in excess of the indigent criminal defense system's share is necessary in order to bring its system into compliance with the minimum standards established by the MIDC, that excess funding must be paid by this state.” MCL §780.993(7). The requirement for spending the local share is activated by the need to spend in excess of that total. The statute does not dictate the *order* in which the state dollars and local share be spent during the contract year. The local share can be contributed at any time during the contract year.

“An indigent criminal defense system must not be required to provide funds in excess of its local share. The MIDC shall provide grants to indigent criminal defense systems to assist in bringing the systems into compliance with minimum standards established by the MIDC.” MCL §780.993(8).

Approval of Compliance Plans

“The MIDC shall approve or disapprove all or any portion of a plan or cost analysis, or both a plan and cost analysis, submitted under subsection (3), and shall do so within 90 calendar days of the submission of the plan and cost analysis. If the MIDC disapproves any part of the plan, the cost analysis, or both the plan and the cost analysis, the indigent criminal defense system shall consult with the MIDC and, for any disapproved portion, submit a new plan, a new cost analysis, or both within 60 calendar days of the mailing date of the official notification of the MIDC's disapproval. If after 3 submissions a compromise is not reached, the dispute must be resolved as provided in section 15. All approved provisions of an indigent criminal defense system's plan and cost analysis must not be delayed by any disapproved portion and must proceed as provided in this act. The MIDC shall not approve a cost analysis or portion of a cost analysis unless it is

reasonably and directly related to an indigent defense function.” MCL §780.993(4) (emphasis added).

Duty of Compliance with Approved Plan

“Within 180 days after receiving funds from the MIDC ... an indigent criminal defense system shall comply with the terms of the grant in bringing its system into compliance with the minimum standards established by the MIDC for effective assistance of counsel. The terms of a grant may allow an indigent criminal defense system to exceed 180 days for compliance with a specific item needed to meet minimum standards if necessity is demonstrated in the indigent criminal defense system's compliance plan. The MIDC has the authority to allow an indigent criminal defense system to exceed 180 days for implementation of items if an unforeseeable condition prohibits timely compliance.” MCL §780.993(11).

Collection of Data

MCL 780.989 (1) The MIDC has the following authority and duties:

(f) Establishing procedures for the mandatory collection of data concerning the operation of the MIDC, each indigent criminal defense system, and the operation of indigent criminal defense services.

(2) Upon the appropriation of sufficient funds, the MIDC shall establish minimum standards to carry out the purpose of this act, and collect data from all indigent criminal defense systems. The MIDC shall propose goals for compliance with the minimum standards established under this act consistent with the metrics established under this section and appropriations by this state.

“All indigent criminal defense systems and, at the direction of the supreme court, attorneys engaged in providing indigent criminal defense services shall cooperate and participate with the MIDC in the investigation, audit, and review of their indigent criminal defense services.” MCL 780.993 (1).

“This state shall appropriate funds to the MIDC for grants to the local units of government for the reasonable costs associated with data required to be collected under this act that is over and above the local unit of government's data costs for other purposes.” MCL 780.993 (10).

The MIDC Reviews Systems for Compliance

The MIDC will be “[i]nvestigating, auditing, and reviewing the operation of indigent criminal defense services to assure compliance with the commission's minimum standards, rules, and procedures.” MCL §780.989(1)(b).

Expert and Investigator Clearinghouse

The MIDC Act states that “[a]n indigent criminal defense system may include in its compliance plan a request that the MIDC serve as a clearinghouse for experts and investigators. If an indigent criminal defense system makes a request under this subsection, the MIDC may develop and operate a system for determining the need and availability for an expert or investigator in individual cases.” M.C.L. 780.991(5).

Financial Reporting

“The MIDC shall ensure proper financial protocols in administering and overseeing funds utilized by indigent criminal defense systems, including, but not limited to, all of the following:

- a) Requiring documentation of expenditures.
- b) Requiring each indigent criminal defense system to hold all grant funds in a fund that is separate from other funds held by the indigent criminal defense system.
- c) Requiring each indigent criminal defense system to comply with the standards promulgated by the governmental accounting standards board.” MCL §780.993(14).

Unexpended Grant Funds

“If an indigent criminal defense system does not fully expend a grant toward its costs of compliance, its grant in the second succeeding fiscal year must be reduced by the amount equal to the unexpended funds.

Identified unexpended grant funds must be reported by indigent criminal defense systems on or before October 31 of each year. Funds subject to extension under subsection (11) must be reported but not included in the reductions described in this subsection. Any grant money that is determined to have been used for a purpose outside of the compliance plan must be repaid to the MIDC, or if not repaid, must be deducted from future grant amounts.” MCL §780.993(15) (emphasis added).

Overspending on Services

“If an indigent criminal defense system expends funds in excess of its local share and the approved MIDC grant to meet unexpected needs in the provision of indigent criminal defense services, the MIDC shall recommend the inclusion of the funds in a subsequent year's grant if all expenditures were reasonably and directly related to indigent criminal defense functions.” MCL §780.993(16).

Compliance Planning by Indigent Defense Systems

Resources Available on the MIDC's Website

- The MIDC Standards
- A link to the MIDC's grant management program, EGrAMS
- Training for technical support with grant management system as well as substantive compliance planning topics
- White papers for MIDC Standards 1-4
- Answers to Frequently Asked Questions about the standards covering independence from the judiciary and indigency, contribution and reimbursement
- *Delivery System Reform Models: Planning Improvements in Public Defense* (MIDC, December 2016)
- Department of Treasury correspondence regarding adult indigent criminal defense funds

Compliance Plan Components

Identification of System and Stakeholders

The following users must create a username and profile with the MIDC's Grant Management System (EGrAMS) for submission of the compliance plan, cost analysis, and all reporting documents:

- ✓ The authorizing official submitting the plan and signing the contract terms of the funding consistent with the approved plan
- ✓ The point(s) of contact for the submitted plan
- ✓ A local financial contact for the post award fiscal administration

Funding unit representatives should notify the MIDC when an EGrAMS user has separated from employment. All EGrAMS users will be reviewed by MIDC Staff for eligibility to access the system quarterly.

All compliance plans will need to address the following general information:

- ✓ The delivery model(s) used to provide public defense services
- ✓ The trial court funding unit(s) and court(s) included in the plan
- ✓ The identification of stakeholders or committee members involved in the planning process
- ✓ Collaborative plans must list all systems and trial courts associated with the plan

Compliance with Approved Standards

The submitted plan will address each standard individually. A statement is required to identify and expand on the current or existing state of the system's process or work in subject the area of the standard. The submission will then need to highlight the changes or enhancements needed to achieve the standard, if any.

Cost Analysis

A cost analysis (budget) for the compliance plan must be submitted with the compliance plan through the MIDC's grant management program, EGrAMS, including the detail of costs associated with **a subcontract for**

services provided by a non-profit/~~vendor model~~ defender office. Reasonableness will be stressed and a list or guidelines for permissible costs is included in this manual. To minimize rejections after official submission, systems should contact their MIDC Regional Manager, before submissions, to discuss compliance plan costs that pose situations not addressed in guidelines.

Local Share

The MIDC Act requires maintenance of a certain level of funding by the local system(s), defined as the local share. The calculation of the local share involves the capture of expenditures for adult indigent defense costs for the three fiscal years preceding enactment of Public Act 93 of 2013. The costs are then offset by the corresponding collections or payments for court appointed counsel services in the same time period on behalf of defendants made by either an individual or an agency.

Beginning in FY2019, all systems calculated and certified their local share. A certification of the local share calculation, acknowledged through local official authorization, was a requirement of the original compliance plan and cost analysis. The local share will be adjusted each year in accordance with the statutory requirement. MIDC grant funds are calculated as the approved cost analysis offset by the local share. Any system seeking to modify its local share due to errors in the original calculation must contact its Regional Manager. Modifications are subject to review of the methodology by the Grants Director and approval by the Commission.

Fund Established

A condition of award to the local system(s) shall include the grantee securing and supplying to the MIDC a resolution from the local legislative branch (board of commissioners, city council) for the creation of a new fund within the local chart of accounts. The sole purpose of this fund shall be for accepting the grants funds from the MIDC and charging all plan-related costs to this fund. As a condition or assurance upon accepting the award, this fund will allow for better management of the grant funds and monitoring by the local and state

interested parties. All adult indigent criminal defense funding (local share and MIDC grant award) must be deposited into the fund. The local fund description shall allow for any fund balance not to revert to the general fund at the close of a fiscal year. Rollover funds will be used for expenditures that cross fiscal years as well as unexpended funds to be used for future compliance expenditures. M.C.L. §780.993(14)(15).

Guidelines for Drafting Compliance Plans

The following information captures decisions that the Commission has made through action on prior plans and costs for compliance with the standards. In reviewing compliance plans, the Commission will generally limit approval of costs to those necessary to implement the MIDC's standards. Novel questions will be brought to the Commission for decision.

General Principles

Prosecutors, Judges, Magistrates

The MIDC Act charges the Michigan Indigent Defense Commission with the authority to develop, oversee implementation, enforcement and modification of minimum standards, rules and procedures to ensure that *indigent criminal defense services* providing effective assistance of counsel are delivered to all indigent adults in the State of Michigan. The Commission will not provide funding for prosecutors, judges, or magistrates to perform their duties. The Commission remains mindful that “defense attorneys who provide indigent criminal defense services are partners with the prosecution, law enforcement, and the judiciary in the criminal justice system.” MCL 780.989(4).

Administrator for Delivery Systems

A funding unit considering the use of a managed assigned counsel system or public defender administrator must use a licensed attorney in good standing with the State Bar of Michigan for all duties involving management or oversight of attorneys or cases within the system.¹

¹ See MIDC meeting minutes, June 2017; MRPC 5.4(c).

Defense Attorneys – Direct Service Providers

All attorneys identified by the funding unit to provide direct representation to indigent defendants must be licensed attorneys in good standing with the State Bar of Michigan and are bound by the Michigan Rules of Professional Conduct.

Non-Lawyers – Direct Service Providers and Interdisciplinary Defense Teams

Provided they are used to comply with minimum standards, MIDC grant funds can be used to hire employees or independently contract with paralegals, social workers², licensed private investigators, or experts in any field recognized in the criminal justice community, to assist the defense. Funding units may employ or contract with student interns in any field to support public defense. Interns may be compensated for their time and reasonable expenses.

Public Defender and Managed Assigned Counsel Systems

Systems may choose to set up regional or local delivery system reform models such as public defender offices or managed assigned counsel programs to meet the minimum standards.³ Set-up and operational costs of the office should be included. Lease or rent payments for offices of funding unit employees providing direct services and their staff are permissible expenses. Systems seeking to change models (i.e., move from an assigned counsel system to a public defender office) should include a feasibility study, including a caseload analysis, sufficiently detailed to allow staff and Commission to review anticipated system impacts.⁴ Please consult with a Regional Manager for samples of these studies.

Increased staffing for direct service providers to ensure compliance with new MIDC Standards are allowable, and time studies to support

² Any provider using the title of “social worker” should be a licensed graduate of a social work program.

³ MIDC staff members are able to assist systems with hiring considerations, but cannot serve as a voting member in any employment decision-making process.

⁴ The costs associated with a feasibility study may be reimbursed pursuant to MCL §780.993(2).

those requests are encouraged. Any time study should clearly state the duties that are being tracked. Case management systems can be purchased by a funding unit for use by contract attorneys, including a Managed Assigned Counsel Administrator.

Outreach efforts to support recruitment and retention are permissible expenses and should be consistent with local policies (e.g., employment opportunities, travel by staff to internship fairs, etc.).

A compliance plan may include the cost of the State of Michigan's basic bar dues for attorneys employed full time by the system. Systems can also include the cost of a license for full time employees with positions requiring a license (i.e. social worker) and any annual training costs required to maintain the full time employee's license. MIDC grant funding is not permitted for membership in local bar associations or any optional professional organizations, with the exception of funding for eligible training resources indicated by MIDC Standard 1.⁵

A compliance plan may include the cost of malpractice insurance for attorneys employed full time by the system.⁶ Rates should be commensurate with those offered by the National Legal Aid and Defender Association's preferred carrier.

Hiring of Ancillary Staff

Many systems will hire indirect or ancillary service providers to implement the standards. Ancillary staff refers to personnel outside of assigned counsel and their support staff. Most often these positions include jail staff to facilitate attorney-client communication pursuant to Standards 2 and 4. Other positions include clerks or court staff. These positions must be reasonably and directly related to implementation of the standards to qualify for MIDC grant funding. Local systems are

⁵ See MIDC meeting minutes, October 2019.

⁶ See MIDC meeting minutes, July 2019.

encouraged to submit time studies with any request to fund these positions. Supplanting⁷ of existing positions is not permitted.

Cost Allocation

Systems seeking to include cost allocation or indirect costs for employees are allowed. Funding that exceeds 10% of the personnel and fringe benefit (total) is subject to additional scrutiny and must include any methodology for determining the costs.⁸ **Reasonable indirect costs for a system's support of public defense services will be evaluated by the MIDC even if the system does not directly employ staff in their delivery model.**

Reimbursement for Overspending

A system that spends in excess of the prior year's total system cost can seek reimbursement as a separate line item in the subsequent cost analysis for services. MCL 780.993(16).

Regional Cooperation

The Commission urges efficient models of providing indigent defense. In some communities, multiple funding units may collaborate to deliver indigent defense services. The statutory authority for multiple counties cooperating in a regional delivery system model can be found in the Urban Cooperation Act of 1967, at MCL §124.501 et seq.

Travel

Unless local rates apply, any travel related expenses requested for compliance planning shall not exceed the rates provided by the "Schedule of Travel Rates" and the general policies for reimbursement of travel adopted by the State of Michigan.

Absent extraordinary circumstances, no grant funds for out-of-state travel will be allowed in any compliance plans. Travel to visit a client

⁷ Supplanting refers to the local funding unit's reduction of local funds for an activity specifically because state funds are available to fund that same activity.

⁸ See MIDC meeting minutes, June 2019.

housed in custody in another state constitutes an extraordinary circumstance.

Travel for training out of state will only constitute an extraordinary circumstance if it is necessary to secure specialized training for public defender staff that is not available in Michigan.⁹ Systems must pursue any financial aid available to fund attendance for an employee's attendance at an out of state training program.

MIDC grant funding is not permitted for purchasing or leasing automobiles.

MIDC grant funding is not permitted for the cost of parking at an assigned work station unless reimbursement is required by the funding unit's established local employment policies.

Supplies and Services

Systems can include funding for supplies needed for trial, including demonstrative exhibits and clothing for defendants to wear during court proceedings. To facilitate a client's access to the justice system, a cost analysis can also include funding for transportation, lodging, and meals for a client consistent with MRPC 1.8(e).

Transcripts of proceedings prepared at the request of an indigent defendant can be included in the cost analysis.

Interpreter services sought by the defense to facilitate some out-of-court meetings between assigned counsel and clients or witnesses can be included in the cost analysis.

MIDC funding may be used to compensate witnesses necessary for the defense, consistent with MCL §600.2552.

Funding needed by the defense to obtain documents through the Freedom of Information Act, or school or medical records, or similar

⁹ See State of Michigan LARA Out of State Travel Request Authorization form C-100.

materials, can be included in the cost analysis if it is directly related to representation in a pending criminal case in the trial court.

Systems using a nonprofit model for delivering indigent defense services can include funding for any required audit in the nonprofit cost analysis.

No funding shall be used to pay for restraints or monitoring services of an accused defendant.

Planning for Compliance with MIDC Approved Standards

Standard 1 – Training and Education

General Requirements

Michigan Indigent Defense Commission (MIDC) Standard 1 requires that attorneys shall annually complete at least twelve hours of continuing legal education. Attorneys with fewer than two years of experience practicing criminal defense in Michigan shall participate in one basic multi-day (minimum of 16 hours) skills acquisition class. Time spent in a basic skills acquisition course (skills training) counts towards, and can satisfy, the annual CLE requirement.

Pursuant to MIDC Standard 1.D, system practices that require assigned counsel to subsidize mandatory training will not be approved. Training shall be funded through compliance plans submitted by the local delivery system or other mechanism that does not place a financial burden on assigned counsel.

Standard 1 is an annual training requirement for every attorney each calendar year.

In the grant management system, provide the names and P#s of all attorneys who will provide indigent defense in the year covered by the compliance plan. Further identify in that category those attorneys who have practiced criminal defense for two years or less.

All attorneys providing services in the system should be included in the compliance plan, regardless of whether the attorney practices in other systems. Funding for training and individual training requirements may vary by system. In the event of duplicate registration for a single event, the source of payment should default to the funding unit based on the address listed for the attorney in the bar journal. Deviation from the default is allowed if doing so is necessary to meet the requirements of the standard.

In the plan and cost analysis, describe whether the training is part of the 12 hours of annual continuing legal education (CLE) and/or skills training for new lawyers.

Please see the MIDC's website at <https://michiganidc.gov/cle/> for more information.

Permissible Costs

For new training programs, identify the cost of set-up and implementation including personnel, contractors, equipment, supplies, and operating expenses including meals at a group rate. For existing training programs, identify the number of attorneys to be trained, the courses or programs that will be attended with a cost of registration/tuition (using a rate of \$50 per credit hour), travel, and other expenses incurred by the trainees. Attorneys will not be reimbursed at any rate for their time spent in or traveling to training sessions.

No printed materials will be funded if digital materials are provided for training purposes.

Memberships

For webinars, such as the National Association for Public Defense, use an annual rate of \$40/per criminal defense attorney for membership and access to programming.

For the Michigan State Appellate Defender Office's (Criminal Defense Resource Center) online resources, use an annual rate of \$75/per criminal defense attorney for membership and access to programming.

MIDC Grant funding will not be awarded for membership to the National Legal Aid and Defender Association (NLADA), the National Association for Criminal Defense Lawyers (NACDL), the Criminal Defense Attorneys of Michigan (CDAM), the Institute for Continuing Legal Education (ICLE), or local bar associations.

Communication and Plans for Reporting

Attorneys identified by the funding unit to represent adults charged with crimes in the particular system may receive communications from the MIDC's staff regarding training opportunities and requirements for compliance with Standard 1. The MIDC staff will work to efficiently coordinate the statewide roster of attorneys and assist with communicating progress towards compliance with the standard. All attorneys must complete their training and education requirements by December 31 of each calendar year to remain eligible to continue to receive assignments in the following compliance plan year.

Any attorney removed from a roster by a funding unit for failing to complete the annual training requirement must not be added (or re-added) to a roster until completing all training required under Standard 1 for the current year, unless an exemption is granted by the MIDC's Training and Evaluation Committee.

Each system must provide a plan for reporting CLE attendance to the MIDC for data collection purposes. Documentation of attendance must be submitted to the MIDC no later than 30 days after completion of the course(s). This documentation can be sent to LARA-MIDC-CLE@michigan.gov. Funding units are encouraged to have attorneys report their time spent in training directly through the MIDC's continuing legal education database provider, CE Broker. All attorneys accepting adult criminal case assignments in Michigan have access to a free basic account in CE Broker for reporting purposes.

Standard 2 – Initial Interview

General Requirements

This standard requires that when a client is in local custody, counsel shall conduct an initial client intake interview within three business days after appointment. When a client is not in custody, counsel shall promptly deliver an introductory communication so that the client may follow-up and schedule a meeting. Attorneys should be prepared to complete a voucher form for all assigned cases indicating time spent on the assignment, including when and where the initial interview occurred. Alternatively, systems must indicate a method for verifying timely interviews. Sample vouchers are available on the MIDC's website.

This standard further requires a confidential setting for these interviews in both the courthouse and jail. Upon request by an attorney, the system must accommodate the ability to pass legal materials between an attorney and an in-custody client.

Permissible Costs

If it is necessary to create or alter building space to provide a confidential setting for attorneys and their clients, renovation expenses are allowed up to a maximum of \$50,000 per location. Requests exceeding \$50,000 will be reviewed with higher due diligence and considered with accompanying documentation for justification.

For all systems undergoing construction to create confidential space, details regarding progress on the project will be required quarterly.

If public defender offices need additional attorneys to comply with the initial interview standard, funding units may seek grant funds for personnel.

Other systems may need to change contracting or assigned counsel compensation policies. Funding units, using a contract or rotating assignment system, shall pay attorneys for the initial interview in all assigned criminal cases. Attorneys shall be compensated a reasonable fee for the initial interview, including mileage and travel expenses for

clients who are not in local custody. Confidential video visits are permissible for initial interviews with in-custody defendants.

Efficient use of technology and existing space in courthouses and jails in lieu of construction projects is encouraged to ensure and facilitate confidential interview space. Items valued over \$5,000 can be included in the “equipment” section of the cost analysis; individual items valued under \$5,000 should be included in the “supplies” category of the cost analysis.

Standard 3 – Investigation and Experts

General Requirements

This standard requires counsel to conduct an independent investigation. When appropriate, counsel shall request funds to retain an investigator to assist with the client’s defense. Counsel shall request the assistance of experts where it is reasonably necessary to prepare the defense and rebut the prosecution’s case. Counsel has a continuing duty to evaluate a case for appropriate defense investigations or expert assistance.

Funding units may seek grant funds to employ licensed investigators as needed to comply with Standard 3, and/or seek grant funds to contract with investigators or any expert witness identified as necessary to assist with the defense of an indigent client.

Non-assigned (i.e., retained, *pro bono*) counsel representing adult clients who become indigent during the course of the representation and who are in need of expert or investigative services may seek use of indigent defense funding for these resources from the system pursuant to case law¹⁰ and/or the local system’s policy.

Permissible Costs

Expenses for investigators will be considered at hourly rates not to exceed **\$125**. Expenses for expert witnesses should follow a tiered level of compensation based on education level and type of expert. Suggested rates are posted on the MIDC’s website.

A funding unit may include in its compliance plan a request that the MIDC serve as a clearinghouse for experts and investigators. Upon request, the MIDC will identify funding necessary to allocate sufficient staffing for this purpose.

All funding units must have an approved line item for using experts and investigators in the local court system. The funding unit should reimburse these service providers directly based upon a proper accounting of time spent during the grant reporting period, including

¹⁰ See, e.g., *People v. Kennedy*, 502 Mich. 206 (2018).

requiring documentation of hours spent using a retainer agreement for services to be provided **and a mechanism for the system to recoup unspent retainer fees**. Systems should report whether an expert or investigator was requested, approved, or denied in a particular case to ensure compliance with the standard. The MIDC rates should serve as guidance unless a higher rate is authorized by the local system for a particular type of expert or case. Experts and investigators should be reimbursed for travel related to their work on a case, including time spent traveling if local experts or investigators are unavailable.

Standard 4 – Counsel at First Appearance and Other Critical Stages

General Requirements

Every system in Michigan is required to make an attorney available for an adult charged with a crime facing the loss of his or her liberty. All persons determined to be eligible for indigent criminal defense services shall also have appointed counsel at pre-trial proceedings, during plea negotiations and at other critical stages, whether in court or out of court. A “critical stage” is any proceeding involving the potential for loss of liberty.

This Standard does not prevent an adult charged with a crime from representing themselves during any proceeding, including the arraignment. All defendants should be given an opportunity to meet with counsel prior to an arraignment where liberty is at stake. Information about waiving counsel should be provided by the court system, preferably by counsel employed to meet this standard.

In virtually all systems, the attorney at the first appearance is not necessarily going to be the attorney appointed to the case. Attorneys providing this service should be paid consistent with the approved costs for these services.

Systems will be required to report specific information about every arraignment including the number of total arraignments and breakdown of representation in any of the following categories: retained counsel, assigned counsel, waiver of counsel by defendant, or counsel not present. Guilty pleas submitted to courts outside of the arraignment process (“counter” pleas or “plea by mail”) must be tracked and reported by the system. Systems that will not accept a guilty plea at arraignment and will issue personal bonds do not need to make an attorney available at the initial appearance before a magistrate or judge.

Permissible Costs

Funding Units with public defender systems may seek grant funds to hire defense attorneys to comply with the standard for counsel at first appearance.

Funding units using a contract or rotating assignment system shall pay attorneys for the first appearance in a criminal case. A flat-rate can be paid to an attorney to be available on an on-call basis. For all services, counsel shall be paid a reasonable fee.

Where appropriate and where it will not unreasonably degrade the quality of representation, technology should be used to ensure the effective representation of indigent defendants. Attorneys may use telephone or video services to facilitate the appearance at arraignment.

In addition to all trial proceedings, funding under this standard can include defense attorney representation or participation in the following matters:

- Criminal contempt and/or show-cause hearings
- District to Circuit Court appeals
- Problem Solving Courts and Swift and Sure Sanctions Probation Programs
- Restitution Hearings
- Pre-Sentence Investigation Interviews
- Early Probation Discharge
- **Extradition proceedings**

MIDC grant funding shall not be used to compensate standby (or “advisory”) counsel when the defendant has invoked the constitutional right of self-representation.

MIDC grant funding shall not be used for an attorney’s presence at pre-charge lineups/show ups.¹¹

¹¹ See MIDC meeting minutes, April 2024.

Services Outside of Adult Criminal Case Representation

The MIDC is cognizant that other legal concerns often exist for indigent clients outside of the criminal trial court and supports local decisions to develop and use best-practice defense services for all those in need.

For example, a few local funding units employ attorneys within their public defender offices to represent youth in delinquency or other probate hearings; some employ administrators to manage the rosters of juvenile defense attorneys; others have considered partnering with local civil legal services to provide increased holistic defense.

Local systems should identify and delineate those costs if they have expanded their legal services to indigent clients outside of the scope of the MIDC Act or are considering such an expansion to ensure they are meeting their current grant contract agreements. The MIDC regional manager team can help systems implement best-practices while ensuring all contract agreements are upheld.

Standard 5 – Independence from the Judiciary

A managed assigned counsel system (hereafter, “MAC”) is a model that can be used either in coordination with the public defender office or alone to provide indigent defense services in communities at the trial level. This system has independence with oversight by a government-appointed or non-profit agency commission, or by the Executive Branch. MAC is an ideal system to guarantee participation of a vibrant private bar in the delivery of indigent defense.

As with a public defender office, a county or regional MAC can be a very good way to comply with the MIDC standards and best practices:

- MAC can coordinate a program to train attorneys to work on assigned cases;
- MAC can provide resources for prompt meetings with clients and condition participation on these meetings;
- MAC can coordinate contracting of investigators or experts, and even retain investigators on staff;
- MAC can specifically assign counsel at first appearance.

MAC could also comply with many proposed standards including qualifications and evaluations of assigned counsel by having a framework for evaluating the attorneys on the roster and setting requirements for different sorts of cases. MAC can enforce caseload limitations on roster attorneys and establish fair compensation if properly resourced.

As a best practice, systems using a MAC administration model should create a process for reviewing or appealing decisions of the MAC administrator or appointing authority.

The MIDC has approved answers to Frequently Asked Questions about the standard requiring independence from the judiciary attached as an appendix.

Standard 6 – Indigent Defense Workloads

General Requirements

The caseload of indigent defense attorneys must allow each lawyer to give each client the time and effort necessary to ensure effective representation. Defender organizations, county offices, contract attorneys, and assigned counsel should not be assigned workloads that, by reason of their excessive size, interfere with the rendering of quality representation.

This standard further states that defender organizations, county offices, public defenders, assigned counsel, and contract attorneys should not be assigned in excess of 150 felony cases or 400 non-traffic misdemeanor cases per attorney per year.¹² For attorneys carrying a mixed caseload which includes cases from felonies and misdemeanors, or non-criminal cases, these standards should be applied proportionally.

The workload standard will be revised periodically as necessary and dictated by collection of data during initial implementation.

Definitions and Calculations

A case is a charge or set of charges filed against a defendant in a court arising from the same transaction and/or that are being handled together, regardless of how the court assigns case numbers.

Where multiple attorneys serve as co-counsel in any capacity, the case counts for each attorney assigned.

Reassignments do not count as a case for an attorney where reassignment is requested before significant work is performed (i.e., early identification of a conflict of interest).

Traffic misdemeanor cases count as ½ of a misdemeanor case assignment.

¹² As defined by the State Court Administrative Office's publication, Michigan Trial Court Records Management Standards – Case Type Codes (MCR 8.117).

Probation violation representation counts as ½ of a misdemeanor case assignment.

Contempt assignments count as ½ of a non-traffic misdemeanor.

For systems that use house counsel models or shift coverage for any docket including for arraignments or problem solving courts, each hour worked on a shift proportionally reduces the number of hours available for case assignments, using an 1856¹³ hour annual limit.

In cases where the final charges are reduced through plea negotiations, the case counts according to the original charge.

The caseload limitation will be assessed for compliance on an annual basis. Attorneys should not exceed caseload limits during any four rolling or consecutive quarters.

These caseload limits reflect the maximum caseloads for full-time defense attorneys, practicing with adequate support staff, who are providing representation in cases of average complexity in each case type specified. Decisions to increase case-weight assignments may be made locally by the appointing authority in extraordinary circumstances.¹⁴

Permissible Costs

Travel time, mileage, and expenses should be reimbursed to non-local attorneys employed by the funding unit when necessary to maintain compliance with the standard.

Compliance plans should include a means to account for and audit caseload calculations.

¹³ *Caseload Standards for Indigent Defenders in Michigan*, RAND, at p.72 (2019).

¹⁴ For example, if an attorney has a case with extraordinary circumstances, they may request that their system administrator count it as two cases instead of one. An administrator should not alter case weighting without a request from the attorney. Under no circumstances should a case weight be decreased.

As a best practice, systems should create a process for reviewing or appealing decisions when there is a dispute as to whether an attorney's caseload capacity has been reached.

Standard 7 – Qualification and Review

General Requirements

Defense counsel's ability, training, and experience must match the nature and complexity of the cases they are assigned. Attorneys should have their performance reviewed regularly by local system stakeholders to ensure effective assistance of counsel is provided to indigent defendants.

Funding units may only employ attorneys licensed in the State of Michigan as determined by the Michigan Supreme Court and State Bar of Michigan.¹⁵ All attorneys appointed to provide representation in adult criminal cases must complete annual requirements of continuing legal education described in MIDC Standard 1.

Qualification of Counsel

A tier-based system of experiences is described in the Standard for all case types. The minimum years of service and basic qualifications must not be substituted to qualify counsel in any case.

For misdemeanor and low severity felony cases, equivalent experience and ability to demonstrate similar skills is acceptable in lieu of specific events described in 7.B.1.b and 7.B.2.a.ii. Such experience may include training programs, supervised assignments, and second chair opportunities. Each activity on the following list may count as one substituting event:

- Mock trial preparation in a criminal case
- Preliminary Examinations

¹⁵ Funding units may use local policies for provisional practice pursuant to the Michigan Court Rules. See e.g. MCR 8.120. This practice can be considered in evaluating counsel's qualification and during counsel's review.

- Contested suppression hearing with testimony taken from witnesses
- *Miller* Hearing
- Simulated skills course constituting a complete trial (voir dire, opening statement, cross-examination of a witness, direct examination of a witness, closing argument). Attendance does not have to be in person and must be verified by course provider.

Civil trial experience may constitute equivalent experience on a case-by-case analysis (e.g., parental rights termination, delinquency proceedings, jury trials.)

There is no limit to the substituting events allowable to qualify for misdemeanor or low severity felony assignments.

For high severity felony cases and life offenses, counsel may qualify by demonstrating a significant record of consistently high quality criminal trial court representation and the ability to handle the assignment type.¹⁶

The local appointing authority is the decision maker when determining counsel's quality of representation and ability and is encouraged to seek input from system stakeholders with knowledge of the attorney's work.

An attorney's qualification level should be recognized consistently across funding units. As a best practice, systems should create a process for reviewing or appealing decisions when there is a dispute as to an attorney's qualification level.

Review of Counsel

Attorneys accepting adult criminal case assignments must be reviewed to evaluate the quality of the representation after an attorney has established the minimum requirements for eligibility. The review should be conducted by the attorney's supervisor, the local appointing

¹⁶ In lieu of the events listed in MIDC Standard 7.B.3.a.ii or 7.B.4.a.ii. The exception to event-based experience should be used in limited circumstances.

authority, or someone working at the request of the appointing authority for this purpose. In all cases, the evaluation of attorneys must be made by peers in the criminal defense community, allowing for input from other stakeholders in the criminal justice system.

Reviews must be done periodically at a predetermined schedule and occur at least once every three years. New attorneys and attorneys needing improvement as determined during a review process should occur more frequently.

There should be no significant difference in the substantive review of employees or contractors. Surveys of individuals impacted by the criminal legal system are encouraged.

Permissible Costs

Travel related expenses including time spent traveling may be included in a cost analysis to reimburse assigned attorneys when the appointing authority reaches outside of the list of locally qualified attorneys in order to assign counsel consistent with the qualification standard.

When non-local attorneys are employed to assist with qualification opportunities for local attorneys, the local funding unit is responsible for the costs associated with the non-local attorney's employment and travel (i.e., serving as a case mentor, second chair, etc.) unless other arrangements are in place for full time employees.

Funding for administrator consultation or an external review process may be included in the cost analysis.

Standard 8 – Attorney Compensation

Reasonable compensation and resources must be provided to all attorneys representing indigent clients. Funding units may use any method of employment, including hiring salaried employees and/or a managed assigned counsel system overseeing a roster of private attorneys. Contracted services for defense representation are allowed, so long as financial disincentives to effective representation are minimized.

Systems using event based pay, capped hourly rates, or flat fee payment schemes must be able to demonstrate that the compensation is equivalent to the MIDC minimum hourly rates.

- For salaried attorneys, the rates paid by the Michigan Attorney General for Assistant Attorneys General, or other state offices, serve as guidance for reasonable compensation. The rates set by the Michigan Attorney General positions for Assistant Defenders would be level 15 position, and Senior or Management level positions would be levels 16-18 for Chief Public Defenders and Deputy Public Defenders. The MIDC will review salaries proposed below these levels on a case-by-case basis.
- For attorneys paid hourly, systems must ensure that the rates meet the minimum set in Standard 8. The Standard contemplates office overhead, local travel, and annual cost of living increases. **Attorneys should be reimbursed for any reasonable out-of-pocket expenses they incur as a result of representation (for example: extraordinary copying or mailing costs to reproduce discovery, or materials to prepare for trial).** Funding units must implement the following increases to the Standard rates since proposed in 2018:

	Misdemeanors	Felonies	Life Offenses
FY 2026 ¹⁷ (eff 10-1-25)	\$127.84	\$140.63	\$153.38

Hourly rates should not exceed the rates paid for defender services by the United States Courts, absent demonstration of comparable local practice or extraordinary circumstances.

- For any attorneys paid through an event-based schedule or other sort of contract, ensure that payment is equivalent to Standard 8 hourly rates. For example, if a contract attorney covers a three-hour morning docket, Standard 8 would require minimum compensation of \$383.52. If a contract attorney is being paid monthly, their hours will need to be tracked in order to ensure that they are being paid the equivalent of Standard 8 hourly rates, at the minimum.

Sample invoices for time tracking are available on the MIDC's website.

In cases where the final charges are reduced through plea negotiations, the hourly rate should be paid according to the original charge.

¹⁷ The FY2026 rate represents compounded cost of living increases for State of Michigan salaried employees since FY2019. These rates will adjust annually each year.

Standard for Determining Indigency and Contribution

Unless there is no possibility of incarceration upon conviction or after sentencing, a local funding unit should conduct an indigency assessment of anyone who may wish to have counsel appointed or who seeks access to public funding for things like experts and investigators.

A person should be screened for indigency as soon as reasonably possible after they make their request. Ideally, a person will be screened for indigency and, if eligible, have counsel appointed within 24 hours of making their request. If indigency screening cannot occur before a person's arraignment, the local funding unit should make counsel available for the limited purpose of providing representation at the arraignment unless an exception to Standard 4 applies.

The Indigency Standard does not require funding units to seek contribution or reimbursement.

The MIDC has approved answers to Frequently Asked Questions about indigency, contribution, and reimbursement attached as an appendix.

Compliance Plan Submission

Step 1

- Compliance Plans submitted to the MIDC through EGrAMS.

Step 2

- Plan submission date tracked for compliance with statutory timeline for action by MIDC.

Step 3

- Plans reviewed by Regional Manager

Step 4

- Plans reviewed by Grants Director

Step 5

- Plans reviewed by Senior Staff
 - Plans that require no additional review are forwarded to the Commission
 - Plans that require additional review **may be** forwarded to a committee of Commissioners

Step 6

- Plans reviewed by the Commission
 - Plans disapproved shall be resubmitted within 60 days
 - After three submissions, dispute resolved by mediation

Compliance Reporting by Indigent Defense Systems

The contract executed between the MIDC and the local system is the primary source of information about specific reporting obligations. This portion of the guide is provided for the convenience of stakeholders seeking information about reporting.

Resources

Please consult the MIDC's website at <https://michiganidc.gov/grants/> for regularly updated information about reporting, webinars, checklists, and templates.

Distribution of Funding

The Department of Treasury has established a new fund within the local chart of accounts. The sole purpose of this fund shall be for accepting the grants funds from the MIDC and charging all plan-related costs to this fund. The system's "local share" must also be deposited in this fund during the course of the grant contract period, and no later than the end of the contract term.

Systems will work with the MIDC staff to finalize a budget consistent with the cost analysis approved by the MIDC. This process may require assignment of spending between state and local funding sources. Funding must only be used as set forth in the approved plan and cost analysis.

Systems will receive a contract from the MIDC upon approval of the system's compliance plan *and* cost analysis by the Commission. Once the contract is fully executed, the MIDC will distribute grants to the system consistent with the approved budget and as set forth in the system's approved plan. Unless the contract provides otherwise, the MIDC will distribute 25% of the approved state grant within 15 days of the contract being executed by all parties. The timeframe for compliance with the approved plan will begin on the date of the initial distribution. Each system will submit a progress report describing compliance with the plan on a quarterly basis, together with a financial status report detailing expenses incurred that quarter and a list of attorneys

providing services for the local system. If it is determined that the total amount of funding awarded in the previous year's grant was not fully expended or that grant money was used for a purpose outside of the compliance plan, those funds must be repaid to the MIDC, or if not repaid, must be deducted from future grant amounts. MCL 780.993(15).

Reporting Required

Financial Status Report (FSR)

Each system is required to provide a report on the expenses incurred for implementing the plan for indigent defense delivery. This reporting should be completed and/or submitted by an employee of the indigent defenses system's funding unit who can certify to the correctness and accuracy of the reporting and supporting documentation, including the funding unit's general ledger for the local grant fund. The funding unit must use the MIDC's grant management system, EGrAMS, for reporting. The FSR must be supported with documentation for the expenses to be eligible for reimbursement. Receipts for purchases, payroll, documentation, and vouchers from direct service providers should be attached to the FSR. Systems with personnel must submit time sheet(s), time certification(s), or a time study with quarterly reporting when requested by MIDC staff or with any request by the system to modify the personnel position(s).

Expenses are eligible for payment if incurred during the grant contract period (on or after October 1 of the grant contract year).

Systems should track all funding collected from defendants for the purpose of reimbursement of assigned counsel.

Collection of any program income must be reported in the unexpended balance form.

Compliance Plan Progress Report (PR)

~~A short program report detailing in narrative form the system's progress towards fully implementing the compliance plan is required quarterly. This report should complement the FSR and offer context about the expenses incurred during the specified timeframe.~~

~~Approved compliance plans addressed each standard individually, and~~
~~rReporting should tracks~~ compliance with the standards **as set forth in**
~~according to the approved~~ plan. **The progress report will mirror this**
~~approach and collect information regarding new case filings and~~
~~compliance with MIDC Standards as set forth in the approved plan.~~
Some data is reported as system-wide totals, while other data is
reported for each court within the funding unit.

Attorney List

~~The funding units will be asked for a list of all attorneys with P#s~~
~~assigned by the system to represent indigent adults charged with crimes~~
~~along with the number of assignments to each attorney, and payments~~
~~made to each attorney quarterly.~~

To measure compliance with standards, funding units will also be asked
quarterly for a list of all attorneys assigned by the system to represent
indigent adults charged with crimes, along with the attorneys' P#s and
qualification levels. The Attorney List also requires the number of
assignments given to each attorney by category, all payments made to
each non-salaried attorney for assigned cases and docket hours, and
hours worked across assignment categories and shifts. The list should
include an indication of whether the attorney is a salaried employee.
Invoices supporting the hours and payments to all non-salaried
attorneys must be attached to the list.

Due Dates for Reporting

- Initial FSR and compliance reports for October 1 – December 31 due on January 31st
- 2nd FSR and compliance reports for January 1 – March 31 due on April 30th
- 3rd FSR and compliance reports for April 1 – June 30 – due on July 31st

- Final FSR and compliance reports for July 1 – September 30 – due no later than October 31, together with a report of the unexpended balance in the account used for adult indigent criminal defense services.

Any reporting subsequently returned by MIDC Staff should be corrected and resubmitted for review within seven business days.

~~Every system is required to annually submit a plan for compliance for the next state fiscal year during the timeframe and in the manner established by the MIDC. M.C.L. §780.993(3).~~

Adjustments to Approved Plans or Budgets

The MIDC is mindful that many systems submitted a plan for compliance and cost analysis nearly one year prior to funding distribution. While adjustments to the cost analysis will be necessary in many instances, there should be no substantial changes to the delivery system method set forth in the plan itself without prior approval from the Michigan Indigent Defense Commission. A “substantial change” is one that alters the method of meeting the objectives of the standard(s) in the approved plan. For example, a system with an approved plan for a public defender office that would instead prefer to maintain a contract system would constitute a “substantial change” to the approved plan.

Any system seeking a substantial change to their compliance plan must contact their Regional Manager for guidance on that process, which will require a written request, justification for the change, and multi-level staff review prior to consideration by the Commission. Substantial changes to a compliance plan will not be recommended for approval to the Commission absent extraordinary circumstances.

Adjustments to a system’s approved contract budget must be communicated promptly to the Regional Manager. Once a cost analysis has been approved by the MIDC, the award total cannot increase, but adjustments within the award total can be allowed. Please contact your Regional Manager for guidance with budget adjustments. Budget

adjustments will be processed with other quarterly reporting documents unless extraordinary circumstances require action sooner.

Effective in FY2026:

- Deviation allowance: If the adjustment involves redistributing less than 15% of the budget category total, (e.g., “equipment”), then the adjustment must be reported in the next quarterly FSA.
- A budget adjustment involving greater than 15% or \$10,000 (whichever is greater) of the aggregate of all funding within a budget category requires prior written approval by the MIDC Staff and must be reported to the MIDC as soon after the Grantee is aware of the necessity of the Budget adjustment and reported in the Grantee’s quarterly report.

Funding units are required to use the MIDC’s grant management system for any budget adjustment request and must obtain approval of MIDC staff prior to making any changes to the contract budget.

All adjustments to the approved cost analysis will be reported to the MIDC during regularly scheduled meetings, or as requested by the Commission.

Evaluation of Plans

All systems will be reviewed for compliance with the MIDC’s standards, the approved plan and the approved cost analysis. A sample rubric for evaluation is attached.

FUNDING UNIT: _____

Date of Required Compliance: _____

Date(s) of Evaluation: _____

STANDARD 1	TOTAL POSSIBLE POINTS	TOTAL POINTS AWARDED	COMMENTS
Has the attorney list been updated and submitted in the most recent quarter?	3		
Has a process been established and implemented to pay for and confirm attorney training (including for new attorneys to complete skills training)?	3		
Is the system tracking and verifying CLE hours and discontinuing case assignments for attorneys who have not completed their CLE hours?	3		
<i>If the system is implementing CE Broker, have all attorneys registered and been advised to submit CLE via CE Broker?</i>	<i>non-point</i>		
STANDARD 2			
Have confidential meeting spaces been established or have sufficient steps been taken toward this end?	--		
• In holding facilities/jails	3		
• In courtrooms: out-of-custody clients	3		
• In courtrooms: in-custody clients	3		
Are defense attorneys using the confidential meeting space?	3		
Are attorneys being appointed and notified in a timely and effective fashion?	3		
Is the system verifying invoices/other documents to ensure timely client interviews?	3		
Does the system have a process to manage attorney non-compliance?	3		
STANDARD 3			
Is there a formal process for attorneys to seek funding for experts and investigators?	3		
Is a system in place to track requests, approvals and denials?	3		
STANDARD 4			
Is counsel being offered at all arraignments where an MCR 6.104(A) exception does not apply?	3		
Is counsel being offered at all other critical stages?	3		
<i>Who is conducting the waiver of counsel for arraignment?</i>	<i>non-point</i>		
<i>Have you observed the system encouraging waiver of counsel?</i>	<i>non-point</i>		
<i>Is there an advice of rights for counter pleas and pleas by mail, and is the system collecting information on these?</i>	<i>non-point</i>		
<i>Is there a process to provide contact information to the appointed attorney and the client after arraignment?</i>	<i>non-point</i>		
STANDARD 5			

Are all case and docket assignments being managed by people who operate independently from the court?	3		
Is the approval of requests for experts and investigators made independently from the court?	3		
Is the approval of attorney payments made independently from the court?	3		
STANDARD 6			
Does the system have software, an excel document, or another process in place to track and monitor attorney workloads on a rolling 12-month basis?	3		
Does the system have a plan in place to gather workload information for their attorneys from other local systems where they practice?	3		
Where relevant, does the system have plans in place to manage attorneys exceeding their workload maximums, such as remote proceedings with attorneys from other systems, roving attorneys, recruitment to the roster, etc?	3		
STANDARD 7			
Does the system have a plan in place to identify the qualification level of all attorneys and keep this list updated over time?	3		
<i>Where relevant, does the system have a plan in place to hire new attorneys, increase the qualification levels of local attorneys, or reach outside of the roster should there be a surplus of severe cases?</i>	<i>non-point</i>		
Does the system have a plan in place to regularly review and assess all attorneys in the system?	3		
STANDARD 8			
Are all salaried employees and hourly roster attorneys being paid consistent with Standard 8 rates?	3		
In systems paying roster attorneys any form of non-hourly rates, are sufficient steps being taken to ensure that attorneys are being compensated equivalent to Standard 8 rates? This should include careful time tracking and review of invoices.	3		
INDIGENCY STANDARD			
<i>Are people being screened for indigency?</i>	<i>non-point</i>		
<i>Is the system screening in a way that is consistent with their compliance plan?</i>	<i>non-point</i>		
REPORTING & FINANCIAL COMPLIANCE			
Have quarterly reports been submitted and approved?	--		
• Program Reports	3		
• FSRs	3		
• Attorney Lists	3		
List any areas of concern regarding contract compliance outside of the above.			
Scores	Raw Score	Rank Score	

Std. 1	0	n/a	
Std. 2	0	n/a	
Std. 3	0	n/a	
Std. 4	0	n/a	
Std. 5	0	n/a	
Std. 6	0	n/a	
Std. 7	0	n/a	
Std. 8	0	n/a	
Program Reports	0	n/a	
Financial Reports	0	n/a	
Attorney Lists	0	n/a	
Total Points	0		
Overall (pass/fail)	Non-Compliant		