



Interbranch Advisory Committee

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LFO Aid Pool – SB 5693



- AOC received appropriation of \$2,025,000 for FY 2023.
- AOC is directed to: contract with cities & counties for the disbursement of funds for resentencing costs; and
- Collaborate with court clerks, administrators to prepare comprehensive reports, *based on available court records*, of all cause numbers impacted by State v. Blake;
- Establish a process to locate and notify individuals of available refunds as well as inform of the application process to claim the refund and issue payment.



Blake Team

- **Scheduling Referee:**

- Three groups of people requiring resentencing:

- Incarcerated with possession only charge;
 - Incarcerated with Blake charge in active history;
 - Incarcerated with Blake charge in history.
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- In order to accurately recalculate the term of community supervision for an individual, all of their vacates need to be in the system for DOC to recalculate.
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- Referee will coordinate with Courts, DOC, defense attorneys to make sure we get to this population.

Blake Team – Continued



- District & Municipal Court Coordinator
 - Will need to review ordinances to see if adopted by reference or has necessary mens rea included.
- Superior Court Coordinator
 - Both will work with clerks and administrators to help build the lists of cause numbers;
 - Data sharing agreements have been or will be entered with each jurisdiction.



Blake Team – Final

- Contracts specialist
- Financial Analyst
- Business Analyst – IT focus
- Communications – help with outreach to contact Blake impacted individuals

LFO Aid Pool = Refund Bureau



- Create SFT system for clerks and individuals to provide sensitive information.
- Create secure storage location that is also searchable.
 - Who has been paid?
 - Amount?
 - Cause number?
 - Year of conviction, vacation, refund.
- Will need enough information to confirm who person is and current address.

Refund Bureau – July 1, 2023



- Begin processing LFO refunds directly.
 - Will need certification of amount from clerks and court administrators.
 - Then begin working with individual to confirm identity and address to send refund.

- AOC will continue to reimburse local governments for extraordinary expenses:
 - Judicial, clerk, prosecution related costs tied to resentencing, vacating and certifying LFO obligations and collection costs.



Considerations:

- Currently, AOC has appropriations to reimburse cities, counties, individuals.
 - We do not have appropriations for state (DOC) costs.
- What exactly is included in an LFO?
 - AOCs role is to facilitate reimbursements. However, we also need to keep robust records in the event the Legislature or a Court provides a definition of LFO.
 - Fraud concerns also require detailed record keeping.

Comprehensive reports



- “Based on *available* court records going back to 1971”
- State has had at least 3 record keeping systems:
 - SCOMIS (1977 – 1993)
 - JIS (1994 – 1995)
 - Odyssey (2015 – 2018)
 - Paper

Questions?



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