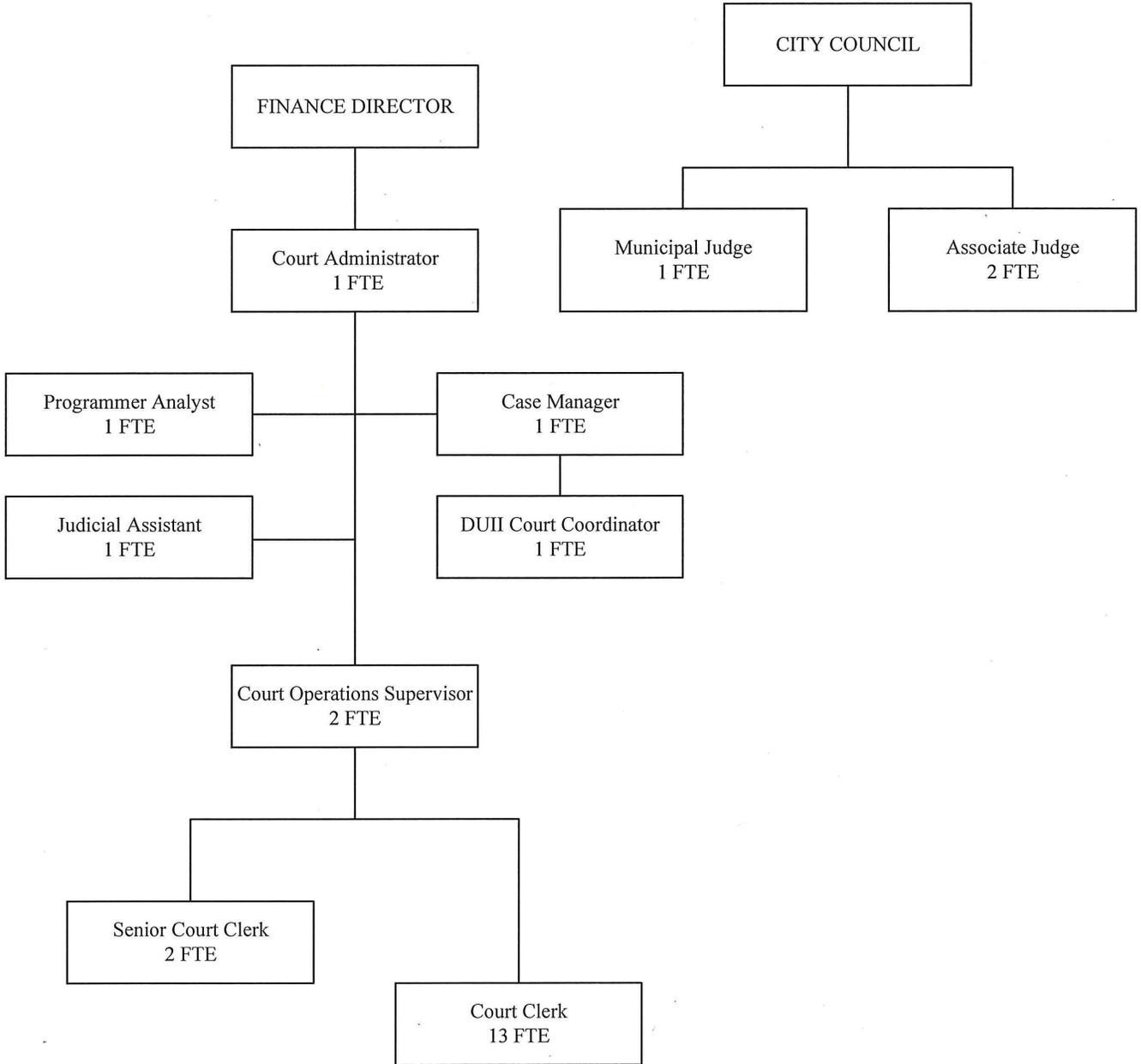


MUNICIPAL COURT

- Court Services
- Federal DUII Court ODOT Grant
- Federal Bureau of Justice Admin Grant

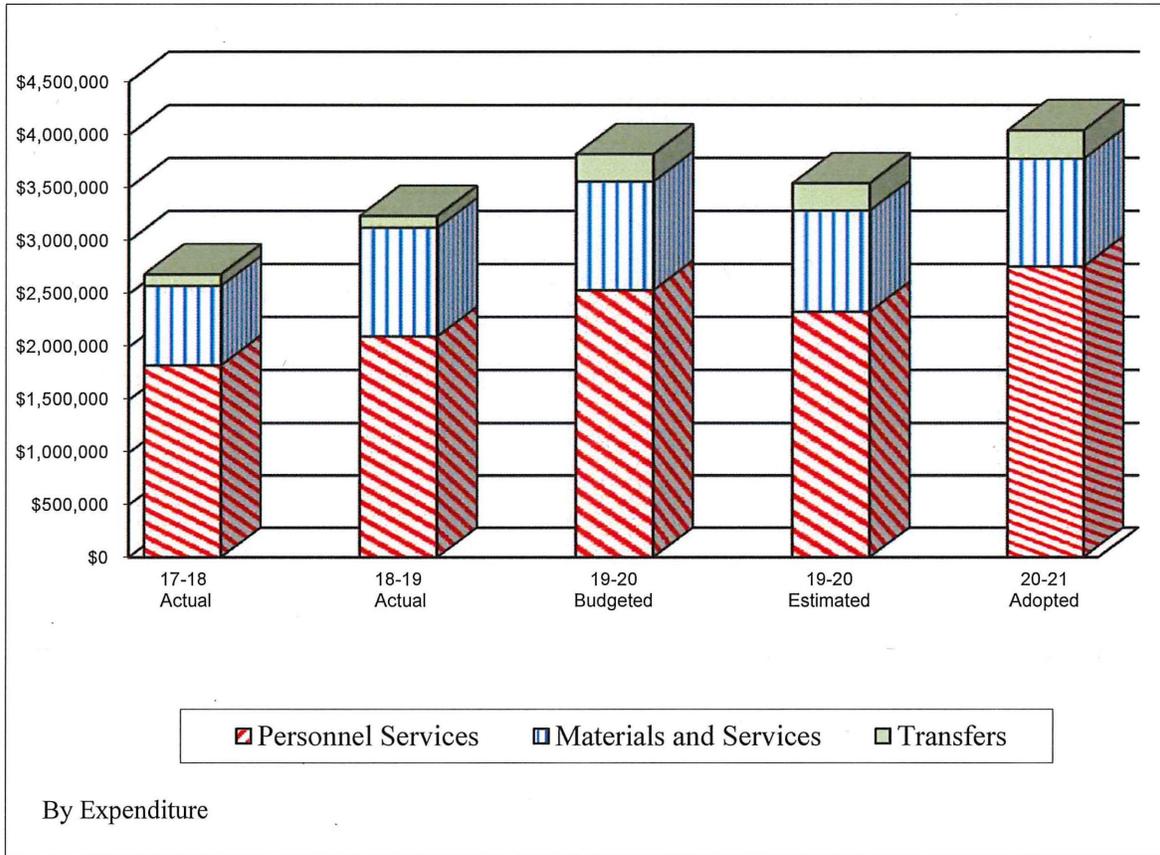
Municipal Court

FY 2020-21 BUDGETED POSITIONS



CITY OF BEAVERTON, OREGON
FISCAL YEAR 2020-21 BUDGET

GENERAL FUND
MUNICIPAL COURT
ADOPTED FY 2020-21



CITY OF BEAVERTON, OREGON
FISCAL YEAR 2020-21 BUDGET

FUND: 001 GENERAL	DEPARTMENT: MUNICIPAL COURT
DEPARTMENT HEAD: PATRICK O'CLAIRE	

MISSION STATEMENT:

The mission of the Beaverton Municipal Court is to ensure that each person accused of a violation, infraction, or crime be guaranteed and provided with all of the Constitutional rights to a fair and speedy judicial process in such a manner that it preserves both the dignity and rights of the defendant, as well as the residents of Beaverton.

REQUIREMENTS	FY 2017-18 ACTUAL	FY 2018-19 ACTUAL	FY 2019-20 BUDGETED	FY 2020-21 PROPOSED	FY 2020-21 ADOPTED
POSITION	18.40	20.00	25.00	25.00	25.00
PERSONNEL SERVICES	\$1,827,448	\$2,099,786	\$2,534,786	\$2,759,455	\$2,759,455
MATERIALS & SERVICES	749,214	1,024,980	1,027,083	1,016,237	1,016,237
CAPITAL OUTLAY	0	4,972	158,363	40,000	40,000
TRANSFERS	108,725	111,078	256,865	266,751	266,751
TOTAL	\$2,685,387	\$3,240,816	\$3,977,097	\$4,082,443	\$4,082,443

Funding Sources:	FY 2017-18	FY 2018-19	FY 2019-20	FY 2020-21	FY 2020-21
Court Fines & Forfeitures	\$2,512,315	\$2,318,667	\$2,400,000	\$2,400,000	\$2,400,000
Parking Fines	26,385	84,839	85,000	85,000	85,000
Photo Radar Van Court Fines	794,613	310,631	600,000	600,000	600,000
Photo Red Light Court Fines	1,297,442	975,275	1,100,000	1,100,000	1,100,000
Photo Intersection Speed Court Fines	0	484,925	1,032,000	1,032,000	1,032,000
State Victims Assistance Revenue	35,216	35,216	35,216	35,442	35,442

SERVICES AND TRENDS:

Case Filing & Case Management System:

For nearly twenty years, the Beaverton Municipal Court (BMC) used a paper-on-demand case management system that relied on a networked computer database and scanned image system called WINCS (Windows Court System). WINCS has been in place since approximately 1996.

In August 2019, BMC implemented eCourt, a new custom-made web-based case management system, which had been in development for over four years. The vast majority of cases are initiated electronically by either the Beaverton Police Department or the City Attorney's Office and directly integrated into eCourt.

One major improvement with the launch of eCourt is the court's 24-hour online payment portal. The court's payment portal is a new way for defendants to make payments, submit letters of explanation, and enter "Not Guilty" pleas online without having to come to court. Previously, defendant could submit a payment online through the court's website, but the payment had to be processed manually and was very time intensive. Now defendants can make payments online without any further action required by court staff, which drastically saves resources.

Because the system is still so new, we are constantly performing quality control checks and fixing issues as they arise. As eCourt is a custom-made case management system, we are treating it as a "living project" and will constantly be in a state of in-house process improvement and content updates.

CITY OF BEAVERTON, OREGON
FISCAL YEAR 2020-21 BUDGET

FUND: 001 GENERAL	DEPARTMENT: MUNICIPAL COURT
DEPARTMENT HEAD: PATRICK O'CLAIRE	

Court of Record:

Beaverton Municipal Court is a Court of Record, which requires that all proceedings are officially recorded. Rather than utilize the services of a stenographer, BMC uses an electronic recording software called FTR (For the Record) Gold. FTR Gold is an audio recording system which allows for high-resolution four-channel audio records. This method of recording and software are typical of other courts of record. Because we are a Court of Record, appeals are filed at the Court of Appeals rather than at the Municipal Court, which reduces the amount of resources necessary to process appeal cases. When an appeal is filed, we receive notice from the Appellate Court and prepare a file for them, including a copy of the audio recording, a transcript of the proceedings, and a copy of the court file.

Video Arraignments:

Video arraignments are conducted for in-custody defendants held in the Washington County Jail on charges filed in the Beaverton Municipal Court. Conducting hearings via video enables the court to process hearings more efficiently and has reduced the steps needed to conclude the case in many instances (e.g. reducing the number of court appearances/hearings needed, number of warrants issued, etc.). Additionally, conducting video hearings reduces the safety risk to both the public and law enforcement and saves in travel expenses. The CSOs (Community Service Officers) would otherwise be required to transport all in-custody defendants to and from Washington County Jail and the court.

Processes and Schedules:

The Beaverton Municipal Court public business hours are as follows:

Monday	7:00 AM – 5:00 PM
Tuesday	7:00 AM – 5:00 PM
Wednesday	7:00 AM – 5:00 PM
Thursday	7:00 AM – 7:00 PM
Friday	7:00 AM – 5:00 PM

Opening at 7:00 AM allows the public the option to appear and conduct business before they go to work. Additionally, Evening Court is held weekly on Thursdays – this gives the public the option to appear after normal business hours. Typically, court is the busiest Monday through Wednesday from 8:00 AM – 10:00 AM and 1:00 PM – 3:00 PM, though we have recently seen an overall increase primarily due to the new photo radar/red light and intersection speed cameras. Thursdays and Fridays are reserved for Jury Trials, as follows:

Thursday	Jury trials the 2 nd , 4 th and 5 th Thursday of each month
Friday	Every Friday

Over the past year, we have seen a drop in the number of jury trials being scheduled. Anecdotally, it is suspected that this decrease is due in part to the City of Beaverton (CoB) being a “no refusal” city, meaning that when a defendant suspected of driving under the influence of an intoxicant refuses to give a breath or blood test, BPD will request a blood draw warrant. To date, there is a 100% conviction rate on cases in which a blood draw warrant was issued. Furthermore, it is suspected that the use of body cams by BPD significantly reduces the number of trials, or at the very least makes them much quicker. Rather than listening to multiple witnesses testifying about a particular incident, jurors can instead watch the video footage.

BMC phone hours are as follows:

Monday – Friday	10:00 AM – 12:00 PM, 1:00 PM – 4:00 PM
Thursday	10:00 AM – 12:00 PM, 2:00 PM – 4:00 PM

Phones are off each day during the lunch hour, and also off for one additional hour on Thursdays to accommodate for staff meetings, ensuring that all staff may attend.

CITY OF BEAVERTON, OREGON
FISCAL YEAR 2020-21 BUDGET

FUND: 001 GENERAL	DEPARTMENT: MUNICIPAL COURT
	DEPARTMENT HEAD: PATRICK O'CLAIRE

The Court continuously strives to improve processes and procedures. To that end, Criminal and Traffic Violation dockets were split and are heard in separate courtrooms. Currently, Courtroom A handles Criminal matters Monday through Friday, and Courtroom B handles Traffic Violations Monday through Wednesday mornings and Tuesday afternoons. Due to the increase in traffic violation cases from the Photo Radar/Red Light and Intersection Speed cameras, it is anticipated that we will need to open Courtroom B for additional time slots in the near future.

Construction:

The size of the Griffith Building lobby and the narrow court public counter area, combined with the increase in volume of cases and defendants makes providing high quality customer service and efficient case management challenging. Over the past year, the court was able to add six additional employees, and expanded into the other side of the Griffith Building (the old HR room). With the Beaverton Police Department moving out of the Griffith Building in mid-2020, the court is planning and strategizing on ways to best utilize the space we are given, seeking what is best for both our employees and customers. The court is committed to working with CoB Facilities and BPD when the time comes to complete the master building plan.

When the time comes to fully remodel the Griffith Building, it will be a significant project in size, scope and cost. The court's objective would be to reunite court staff back into one work area and to provide for more efficient workflow for both court staff and defendants, as well as increased security measures for staff and judges.

Access to Services:

There are many defendants who do not speak or understand the English language, and who require access to the Court. While the majority of these defendants are Spanish speaking, the Court also provides language services for languages such as ASL (American Sign Language), CODA (Children of Deaf Adults), Bosnian, Chinese, Chuukese/Trukese, Farsi, Korean, Japanese, Russian, Serbo-Croatian, Somalian, Tagalog, and Vietnamese. There are over forty languages currently being requested for the various Court hearings. The Court is fortunate to have Court Clerks who are fluent in Spanish, Bosnian, Tagalog and Vietnamese, who can be utilized for certain types of hearings, and for assistance at the public counter or over the phone. Additionally, the Court contracts with private interpreters, as well as Language Line (for phone interpretation) and Passport to Languages (for in person interpretation).

To ensure equal access to justice, the Court has recently been working with the Office of Equity and Inclusion to provide court notices and documents translated into all of the City of Beaverton's priority languages. Additionally, BMC is seeking other ways to be culturally competent, including providing assistive listening devices so that defendants who are hard of hearing or require the services of an interpreter can easily access those services without being disruptive to the court session(s). Also, we are striving to provide cultural competency and trauma informed training to BMC staff.

Programs – Traffic:

The Court offers a Traffic Safety School Program, which allows qualifying individuals accused of traffic violations to take an education program (either in-person or online) in lieu of a conviction. The program's goal is to improve drivers' knowledge and skills and to ensure safer streets in the City of Beaverton.

BMC continues to provide the Youth Driver Program, the Seatbelt Safety Program, the Vehicle Compliance Program, and the Pedestrian Safety Program (taught by BPD), in which defendants can receive a dismissal upon successful completion of their program and the payment of a nominal program fee within the specific time limit.

Finally, BMC offers the Distracted Driver Program (taught by BPD) for defendants charged with driving while using an electronic mobile device (primarily cell phones). While the statute requires a conviction for this offense (not eligible for dismissal), defendants who take an educational class and pay a nominal fee receive a sentence of discharge, meaning they do not have to pay the Court any additional fines/fees.

CITY OF BEAVERTON, OREGON
FISCAL YEAR 2020-21 BUDGET

FUND: 001 GENERAL	DEPARTMENT: MUNICIPAL COURT
	DEPARTMENT HEAD: PATRICK O'CLAIRE

Programs – B-SOBR:

Driving under the influence of intoxicants (DUII) costs many lives and millions of dollars to the State of Oregon each year. The City of Beaverton has three (3) major highways that pass through the city, leaving many Oregonians commuting through or residing in Beaverton at risk of being involved in a DUII event.

The B-SOBR (Beaverton Sobriety Opportunity for Beginning Recovery) Program has been operational for approximately seven (7) years. This program focuses on offenders with multiple DUII convictions with a blood alcohol content (BAC) of 0.15% or higher, or breath test refusal cases who are either residents of Beaverton or who live in close proximity to Beaverton.

The Beaverton Municipal Court processes over 350 DUII cases each year. DUII crimes cost the City of Beaverton a substantial amount of money each year, by utilizing the services of the Beaverton Police Department, Beaverton Municipal Court, and property damage from accidents. The B-SOBR Program seeks to reduce recidivism rates for DUII crimes and provide program participants with treatment services, looking to reintegrate them as productive members of society rather than habitual offenders.

Mental Health Liaison

In 2019, the Court reached an agreement with Washington County Mental Health Services to create a new Mental Health Liaison position. CoB pays for half of the person's salary, while Washington County pays for the other half. This position focuses on assessing mental health needs for defendants at the Beaverton Municipal Court, and is stationed full-time at the Beaverton Municipal Court. Additionally, this position will be integrated into the Behavioral Health Court as it progresses.

Programs – Behavioral Health Court:

One of the top priorities for City Council in 2019 is the introduction of a Behavioral Health Court Program. The Court is excited about this opportunity to provide services to those desperately in need, while at the same time helping to ensure the safety of our residents and reduce recidivism rates.

The Court has formed a multi-disciplinary team, including members from the Court, the City Attorney's Office, the local Defense Bar, the Office of Dispute Resolution, and Washington County Mental Health Services. The core team spent a significant amount of time in 2019 analyzing, strategizing and laying out plans for a Behavioral Health Court in Beaverton. In January, 2020, the Presiding Judge, Court Administrator and Court Coordinator presented the current plans to the Mayor and City Council, and received positive feedback and overwhelming approval to move forward.

Justice Coordinating Committee:

The Justice Coordinating Committee (JCC) was formed as a way for the various CoB agencies to communicate, interact, and problem solve on a regular basis. The JCC consists of members of City Council, the Mayor's Office, BPD, the Court, the City Attorney's Office, ISD, and the local Defense Bar.

Meetings are held quarterly, and the Court is responsible for the planning and implementation of these meetings.

It has proven highly beneficial for various members of the City's government and Criminal Justice agencies to be in regular communication and on the same page.

Judicial Assistant Position:

In 2019, traffic citations approximately doubled compared to the previous year. Additionally, judges are working on numerous projects and have other city obligations (e.g. meetings) outside of their time on the bench. Currently, judges spend a portion of their day doing administrative duties as there are currently no available Court staff to assist the judges. As a result, judges were finding it increasingly difficult to manage their current workload during normal business hours.

CITY OF BEAVERTON, OREGON
FISCAL YEAR 2020-21 BUDGET

FUND: 001 GENERAL	DEPARTMENT: MUNICIPAL COURT
	DEPARTMENT HEAD: PATRICK O'CLAIRE

Courts across the country routinely have Judicial Assistants to complete tasks like data entry, reviewing case files, preparing case summaries for judges and other administrative functions. These are tasks are all currently being done by the judges.

In evaluating staff needs, the Presiding Judge and the Court Administrator recommended creating a Judicial Assistant position so more time is available for judges to complete tasks that require judicial expertise. We received support from both the Mayor and City Council, and were successfully able to recruit for this new position.

Security:

There are documented threats by traffic and criminal defendants against Beaverton Municipal Judges. By their very nature, court facilities can often be a place of extreme emotion and create a safety risk to all persons in the courthouse facility.

Effective January 2019, front door security screening is in place and fully operational. Since its inception, numerous weapons have been excluded from the Griffith Building. DePaul Security (the same security company as used in the Beaverton Building) is providing security and screening services. Monthly tallies showing the number of people who entered the building as well as a detailed breakdown of contraband is supplied to BMC on a monthly basis.

Continued Improvements:

With the building of a new Public Safety Building, the Beaverton Police Department is scheduled to move out of the Griffith Building in March of 2020. Currently, a CSO intermittently sits in the courtroom during the day, or at the specific request of a judge/court staff if a defendant is known to have a propensity for dangerous behavior. There is no security in attendance at Evening Court when there is solely a pro tem judge and four (4) Court Clerks working from 5:30 PM – 7:00 PM. Currently having no security personnel in the courtroom isn't a major concern, as the Court shares the building with BPD and in the event of a security issue, law enforcement is only 15 seconds away... That all changes in May of 2020 when they are now 15 *minutes* away. BMC will be working with Lt. Crino and other BPD leadership to determine a plan of action to increase security personnel in the courtroom.

BMC strives to advance in process improvement, employee engagement, and service to the public. Expect to see continued growth and improvement in 2020 and beyond.

CITY OF BEAVERTON, OREGON
FISCAL YEAR 2020-21 BUDGET
CURRENT LEVEL OF SERVICES

FUND: 001 GENERAL	DEPARTMENT: MUNICIPAL COURT
PROGRAM: 0571 MUNICIPAL COURT SERVICES	PROGRAM MANAGER: NATHAN WOLFE

Program Goals:

The Beaverton Municipal Court will maintain an accurate accounting of all case activity, as well as provide a forum for the timely adjudication and resolution of these cases, while preserving the Constitutional rights and dignity of the defendants.

REQUIREMENTS	FY 2017-18 ACTUAL	FY 2018-19 ACTUAL	FY 2019-20 BUDGETED	FY 2020-21 PROPOSED	FY 2020-21 ADOPTED
POSITION	16.80	18.00	23.00	23.00	23.00
PERSONNEL SERVICES	\$1,719,821	\$1,942,333	\$2,337,731	\$2,547,622	\$2,547,622
MATERIALS & SERVICES	707,960	846,685	902,083	896,370	896,370
CAPITAL OUTLAY	0	4,972	158,363	40,000	40,000
TRANSFERS	107,712	110,082	256,865	266,751	266,751
TOTAL	\$2,535,493	\$2,904,072	\$3,655,042	\$3,750,743	\$3,750,743

Program Objectives (services provided):

- To provide fair, timely, and speedy resolution of cases involving violations, infractions, and crimes in a manner which is efficient for both the City and the defendants/residents.
- To ensure strict compliance with judicial orders, including payment of court ordered fines/fees and the completion of court ordered time obligations such as jail time, counseling, classes or community service.
- To ensure timely processing of all funds received, as well as the reconciliation of these accounts and forwarding of mandatory payments to the appropriate parties (including the Oregon Department of Revenue, Washington County, City of Beaverton General Fund, and victims for whom restitution has been ordered).
- To provide a sufficient and randomly selected pool of jurors for those defendants who choose the right to trial by a jury of their peers and to ensure that those residents who participate in this civil responsibility have a positive experience and a better understanding of the judicial process.
- To identify and provide statistical analysis information for planning, goal setting, strategic decision making, program analysis, and resource allocation.
- To provide timely notification to other departments and outside agencies of court actions pursuant to legal requirements, inter-agency agreements, or inter-departmental agreements.
- Continue security improvements in the court areas.
- Support the efforts of community partners in their goals of enhancing community through specific programs targeting patterns of behavior that put residents at risk (e.g. Vehicle Compliance Program, Distracted Drivers Program, Seatbelt Safety Program, Youth Driver Program, Traffic Safety School Program, and Pedestrian Safety Program).

PROGRESS ON FY 2019-20 ACTION PLAN:

- Develop the new case management system (eCourt) for implementation
 - Integrate eCitations, Collections, Photo Citations, and RegJIN/PSNet cases
 - Incorporate additional tools with the new case management system (eCourt) to increase court access and efficiencies
 - Electronic interface with DMV for abstracts, suspensions, and clearance of suspensions
 - eFiling of documents
 - Third-party vendor to handle all online payments (ePayIt Portal)
 - Automatic notification of parties regarding hearings, payments, and other court ordered obligations
- eCourt was successfully launched in August, 2019.
- Begin using DOR Tax Intercept Program to aid in collection efforts on delinquent accounts

This program is on hold. The court is currently under contract with Alliance One as our collections provider. SB 79 as amended did *not* allow DOR to act as a full-scale collections agency for municipal courts. Going forward, the court will remain working with a private collections agency in regards to collection of past-due court fines/fees.

CITY OF BEAVERTON, OREGON
FISCAL YEAR 2020-21 BUDGET
CURRENT LEVEL OF SERVICES

FUND: 001 GENERAL	DEPARTMENT: MUNICIPAL COURT
PROGRAM: 0571 MUNICIPAL COURT SERVICES	PROGRAM MANAGER: NATHAN WOLFE

- Remodel Courtroom B so that it is a fully functioning courtroom; takes steps to ensure the safety and security of both staff and the public coming to and from the facility to conduct business with the court; have one entrance open to the public that has security personnel to check for weapons and other contraband; install lockers to hold personal items of people doing business with the court; and have an armed bailiff in the courtroom at all court sessions.

The plan to remodel Courtroom B was cancelled. When the accordion door within the courtroom is open, Courtroom B is the second largest meeting room in the city, and the court was dissuaded from removing the accordion wall in place of a permanent wall. Due to the impending remodel of the Griffith Building when BPD leaves, remodeling a courtroom that cannot be permanent is not a good use of city resources.

Effective January 2, 2019, DePaul Security is providing front door security screening for persons and bags entering the Griffith Building. There is only one entrance for members of the public, and they must go through screening. City employees are encouraged to use badge access entry points.

There is no plan to install lockers.

There has been no increase in the amount of courtroom security, though talks are underway in earnest to find a long-term solution, as courtroom security becomes an even greater risk once BPD moves to the new Justice Center.

Workload Measures:	FY 2017-18 Actual	FY 2018 - 19 Actual	FY 2019 - 2020 Budget/Revised	FY 2020 - 2021 Proposed
<u>Cases Filed by Charge</u>				
Traffic Violations	9,125	9,756	9,300	6,630
Photo Speed and Red Light	16,841	20,399	19,000	26,706
Other Violations (PCS & MIP)	21	11	12	12
Subtotal:	<u>25,987</u>	<u>30,166</u>	<u>28,312 / 42,928</u>	<u>33,348</u>
Traffic Crimes	499	527	580 / 0	1,191
DUII	317	333	350 / 350	340
Other Misdemeanors	1,488	1,726	2,000 / 1,426	1,128
Subtotal:	<u>2,304</u>	<u>2,586</u>	<u>2,580 / 1,776</u>	<u>2,659</u>
Parking Citations	1,810	4,434	3,800 / 3,282	3,000
Code Enforcement	44	35	18 / 18	18
Subtotal:	<u>1,854</u>	<u>4,469</u>	<u>3,818 / 3,300</u>	<u>3,018</u>
<u>Grand Total:</u>	<u>30,145</u>	<u>37,221</u>	<u>29,655 / 48,004</u>	<u>44,718</u>
Criminal Hearings by Charge	8,633	9,971	10,000 / 10,792	10,800
Violation Hearings by Charge	7,896	10,038	10,000 / 31,220	28,000
Total	<u>16,529</u>	<u>20,009</u>	<u>20,000 / 42,012</u>	<u>38,800</u>

CITY OF BEAVERTON, OREGON
FISCAL YEAR 2020-21 BUDGET
CURRENT LEVEL OF SERVICES

FUND: 001 GENERAL	DEPARTMENT: MUNICIPAL COURT
PROGRAM: 0571 MUNICIPAL COURT SERVICES	PROGRAM MANAGER: NATHAN WOLFE

Workload Measures (continued):	FY 2017-18 Actual	FY 2018 - 19 Actual	FY 2019 - 2020 Budget/Revised	FY 2020 - 2021 Proposed
Trials Held Per FTE *	63	45	63 / 63	45
Other Hearings Held per FTE *	1,437	968	1,380 / 2,063	1,750
Cases Filed per FTE *	2,871	2,326	2,191 / 2,667	2,600
Warrants Issued per FTE *	113	79	90 / 22	40
Suspensions Issued per FTE *	702	264	Incomplete Data	5
Collection Letters Issued per FTE *	64	96	Incomplete Data	200
Cases sent to Collections per FTE *	70	113	Incomplete Data	200
Population Served per FTE *	9,238	6,062	6,128 / 5,459	4,987.5
 * Full-time equivalent is based on 14 FTE	 10.5	 16	 18	 20
Population Served	96,565	97,000	98,050 / 98,255	99,750

Performance Measures:	FY 2017-18 Actual	FY 2018 - 19 Actual	FY 2019 - 2020 Budget/Revised	FY 2020 - 2021 Proposed
Percentage of Imposed Fines Collected to Fines Imposed	58%	67%	60% / 94%	90%
Percentage of Number of Cases Disposed Per Month to the Number of New Cases	107%	81%	107% / 79.5%	80%
Average Number of Days - Arraignment to Trial(Misdemeanors)	173	204	185 / 197	180
Average Number of Days - Arraignment to Trial(Violations)	63	65	Incomplete Data	Incomplete Data
Average Number of Days – Issue Date to Trial (Misdemeanors)	186	222	195 / 206	200
Average Number of Days – Issue Date to Trial (Violations)	92	93	92 / 105	100
Average Number of Days - Arraignment to Disposition (Misdemeanors)	70	59	80 / 42	50
Average Number of Days - Arraignment to Disposition (Violations)	26	23	32 / 9	20
Average Number of Days - Issue Date to Disposition (Misdemeanors)	75	60	80 / 58	70
Average Number of Days - Issue Date to Disposition (Violations)	27	31	32 / 44	35

CITY OF BEAVERTON, OREGON
FISCAL YEAR 2020-21 BUDGET
CURRENT LEVEL OF SERVICES

FUND: 001 GENERAL	DEPARTMENT: MUNICIPAL COURT
PROGRAM: 0571 MUNICIPAL COURT SERVICES	PROGRAM MANAGER: NATHAN WOLFE

The Court has collected 68.4% of all fines and fees imposed from FY 2011-2012 through December 31, 2019.

Annual Collection Rate the last 4 years:	2015	2016	2017	2018
	66.8%	64.6%	63.8%	59.6%

Annual Collection Rate the last 4 fiscal years:	2015-2016	2016-2017	2017-2018	2018 - 2019
	65.7%	63.8%	61.1%	67.0%

Ninety percent of all traffic violations are adjudicated or otherwise concluded within 60 days from the date of arraignment.

YES

all misdemeanors are adjudicated or otherwise concluded within 90 days from the day of arraignment

NO

For both traffic violations and misdemeanors, 98 percent are adjudicated within 180 days

YES for Violation. NO for Misd
and 100 percent within one year.

YES for Violation. **NO** for violation

PERFORMANCE OUTCOMES AND PROGRAM TRENDS:

Ninety (90) percent of all traffic violations are adjudicated or otherwise concluded within sixty (60) days from arraignment. Seventy (70) percent of all misdemeanors are concluded within ninety (90) days from arraignment. For traffic violations, ninety-eight (98) percent are adjudicated within one hundred and eighty (180) days, and one hundred (100) percent are adjudicated within one year. For misdemeanors, eighty (80) percent are adjudicated within one hundred and eight (180) days, and eighty-five (85) percent are adjudicated within one year.

At the conclusion of both criminal and traffic cases, the majority include some form of money judgment that the defendant is obligated to pay. Payment of financial obligations is tracked in WINCS and eCourt, and processes are in place to track defendants who fail to pay. The Court works with a collection agency (currently Alliance One) to assist in the overall collection process for delinquent fines/fees.

The Court has collected 63% of all fines imposed from FY99-00 through December 31, 2017, with annual collection rates ranging from 53-69% during the past 5 years. There are many factors that contribute to collection rates, including the type of debt, economic conditions, and available sanctions for enforcement. The court is in the process of reevaluating our collections process with the implementation of our new case management system, and anticipates changing collections vendors during this fiscal year.

CITY OF BEAVERTON, OREGON
 FISCAL YEAR 2020-21 BUDGET
 CURRENT LEVEL OF SERVICES

FUND: 001 GENERAL	DEPARTMENT: MUNICIPAL COURT
PROGRAM: 0571 MUNICIPAL COURT SERVICES	PROGRAM MANAGER: NATHAN WOLFE

The Court strives to maintain high levels of productivity, and has also been working diligently on process improvement, testing and development of eCourt in addition to the daily work of the Court. Reporting requirements to state and other governmental agencies are completed in a timely manner.

A large portion of the Court’s budget is for professional services, covering court appointed attorneys (CAAs), interpreters, and pro tem judges. The Court continues to refine the indigent defense process, both for verification of applicants’ information and approval of representation as well as the monitoring of indigent defense expenses.

To accommodate the number of traffic citations issued, the court has several arraignment sessions throughout the week. In an attempt to obtain an even distribution of those cases among the court sessions, the Court sets the arraignment dates for the traffic team by officer and a cap has been placed on the number of photo radar citations to be scheduled for each court session. The Court will continue to experience long lines at various times, dependent upon the number of citations officers issue daily. The Court has an “open court” policy where defendants can appear at various times during the week in the event they missed a court date or have other issues that require judicial attention. We expect (and are already seeing) a sizeable increase in the number of photo radar/red light and intersection speed citations from enforcement of local traffic control devices.

The Beaverton Municipal Court Violations Bureau was established pursuant to ORS 153.800, which designates the Court Administrator as the Violations Clerk, who in turn has designated each court staff member as a Deputy Violations Clerk. A Violations Clerk has the authority to adjudicate specific violations authorized by a General Order signed by the Presiding Judge. Any person charged with a violation, under the authority of the violations bureau, may appear before the Violations Clerk or Deputy Violations Clerk in lieu of appearing before the judge. When a defendant fails to appear for their arraignment, the case is adjudicated with a default judgment and collection of that judgment is pursued.

Defendants charged with a traffic violation or parking citation are given the opportunity to appear in person before the Violations Bureau, through the mail, or on our website, which reduces the number of court appearances before the judge. All defendants have the option to make payments through the mail, by phone, or online via our website payment system, which reduces the number of defendants needing to come into the court to make payments. Currently, the Court’s online payment system utilized a form in which payment information is transmitted to the Court, who then manually processes the payment(s). The court is currently using Virtual Merchant as a credit card processing vendor. With the implementation of eCourt, a third-party vendor immediately processes all online payments, including refunds. This will greatly reduce the amount of time court staff uses to process payments, freeing them up for other duties.

Call hearings are set each Monday before a jury trial and in an attempt to assure that all parties to a criminal case are prepared to go to trial. Any pretrial resolution to the case is handled at that hearing or the trial may be reset for good cause. This has reduced the number of times that a jury is called unnecessarily because the scheduled trials have been canceled at the last minute. This has ultimately reduced the court’s expenses and the frustration of our residents being unnecessarily called for jury duty. We schedule jury trials on the second, fourth, and fifth Thursdays and every Friday of the month.

There are many changes coming to the court in the near future. Our new case management system, eCourt, will allow us to achieve our goal of becoming a paper-on-demand court that began in 1996 with the implementation of WINCS. We will have the ability to become a fully functioning eCourt with the possibility to electronically file and distribute documents and notify parties. This is an exciting time for the development of the Court.

CITY OF BEAVERTON, OREGON
FISCAL YEAR 2020-21 BUDGET
CURRENT LEVEL OF SERVICES

FUND: 001 GENERAL	DEPARTMENT: MUNICIPAL COURT
PROGRAM: B-SOBR Program 0573 & 0576 Beaverton Sobriety Opportunity for Beginning Recovery	PROGRAM MANAGER: NATHAN WOLFE

Federal DUII Court Grant (B-SOBR):

REQUIREMENTS	FY 2017-18 ACTUAL	FY 2018-19 ACTUAL	FY 2019-20 BUDGETED	FY 2020-21 PROPOSED	FY 2020-21 ADOPTED
POSITION	1.00	1.00	2.00	2.00	2.00
PERSONNEL SERVICES	\$94,455	\$65,091	\$197,055	\$211,833	\$211,833
MATERIALS & SERVICES	485	8,712	0	0	0
CAPITAL OUTLAY					
TRANSFERS					
TOTAL	\$94,940	\$73,803	\$197,055	\$211,833	\$211,833

Combined State Criminal Justice B-SOBR and Federal SAMHSA-SOBR Grants:

REQUIREMENTS	FY 2017-18 ACTUAL	FY 2018-19 ACTUAL	FY 2019-20 BUDGETED	FY 2020-21 PROPOSED	FY 2020-21 ADOPTED
POSITION	0.60	1.00	0.00	0.00	0.00
PERSONNEL SERVICES	\$13,172	\$92,362	\$0	\$0	\$0
MATERIALS & SERVICES	40,769	168,308	0	0	0
CAPITAL OUTLAY					
TRANSFERS	1,013	996	0	0	0
TOTAL	\$54,954	\$261,666	\$0	\$0	\$0

Federal Bureau of Justice Administration Grant

REQUIREMENTS	FY 2017-18 ACTUAL	FY 2018-19 ACTUAL	FY 2019-20 BUDGETED	FY 2020-21 PROPOSED	FY 2020-21 ADOPTED
POSITION					
PERSONNEL SERVICES					
MATERIALS & SERVICES	\$0	\$1,275	\$125,000	\$119,867	\$119,867
CAPITAL OUTLAY					
TRANSFERS					
TOTAL	\$0	\$1,275	\$125,000	\$119,867	\$119,867

CITY OF BEAVERTON, OREGON
 FISCAL YEAR 2020-21 BUDGET
 CURRENT LEVEL OF SERVICES

FUND: 001 GENERAL	DEPARTMENT: MUNICIPAL COURT
PROGRAM: B-SOBR Program 0573 & 0576 Beaverton Sobriety Opportunity for Beginning Recovery	PROGRAM MANAGER: NATHAN WOLFE

B-SOBR PROGRAM:

Launched in 2011, the Beaverton Sobriety Opportunity for Beginning Recovery (B-SOBR) program is an innovative drug court model that is aimed at helping high risk/high need, repeat DUII offenders to overcome their alcohol and drug addictions and to become better citizens of the community. The Program is ran in accordance with the Ten Key Components of DWI Courts, and the best practices of the National Association of Drug Court Professionals (NADCP).

We currently have a four-year grant for \$500,000, through the Bureau of Justice Assistance. This grant runs from Jan. 1, 2019 through Dec. 31, 2022. These grant funds are applied at a rate of \$125,000 per year. Current grant funds are utilized for drug screens, monthly Tri-Met passes, and SCRAM (Secure Continuous Remote Alcohol Monitor) devices for all participants. Grant funds also pay for a mentor for female participants and for annual training costs for the B-SOBR team. The City of Beaverton is currently providing funding-in-kind for the B-SOBR Court Coordinator and B-SOBR Case Manager.

Historically, the B-SOBR program has been funded through grants provided by SAMHSA, Oregon Dept. of Transportation and the Oregon Criminal Justice Commission. Over the past year, those grant funds have gone away due to various reasons. This loss of funding has caused the B-SOBR program an inability to offer some services.

Currently there are 35 participants in the B-SOBR program. Twenty-five (71.4%) are male with an average age of 38 years. Ten (28.6%) are female with an average age of 41.5 years. The primary language of B-SOBR participants is English though there are six participants which speak Spanish as their primary language. 80% of participants are employed.

A participant could be in the program for up to five years though the average participant successfully completes the program in less than two years. Throughout the program participants are subject to increased supervision, multiple, randomly-scheduled drug screens weekly, alcohol and drug treatment, multiple peer support meetings weekly and frequent visits with B-SOBR Judge. Participants are asked to be employed or be engaged in school. They are required to pay their fines, though recently we have given participants the opportunity to ‘work off fines’ through providing community service.

The B-SOBR program has five phases through which participants advance. Upon successful completion of the different goals of each phase, a participant will advance to the next phase. Following best practices, each phase reduces the burden on a participant, as they are showing the ability to progress in a positive fashion and with less supervision. As a participant completes Phase 5, they would complete the program and participate in a B-SOBR graduation ceremony.

Since its’ inception, 131 individuals have successfully completed the program. Thirty-one individuals have been removed from the program for other reasons. As of February 28, 2020, the program has a 5 year DUII recidivism rate of less than 11.50%. This is dramatically lower than the national average of over 30% for individuals not having gone through a DUII court program.