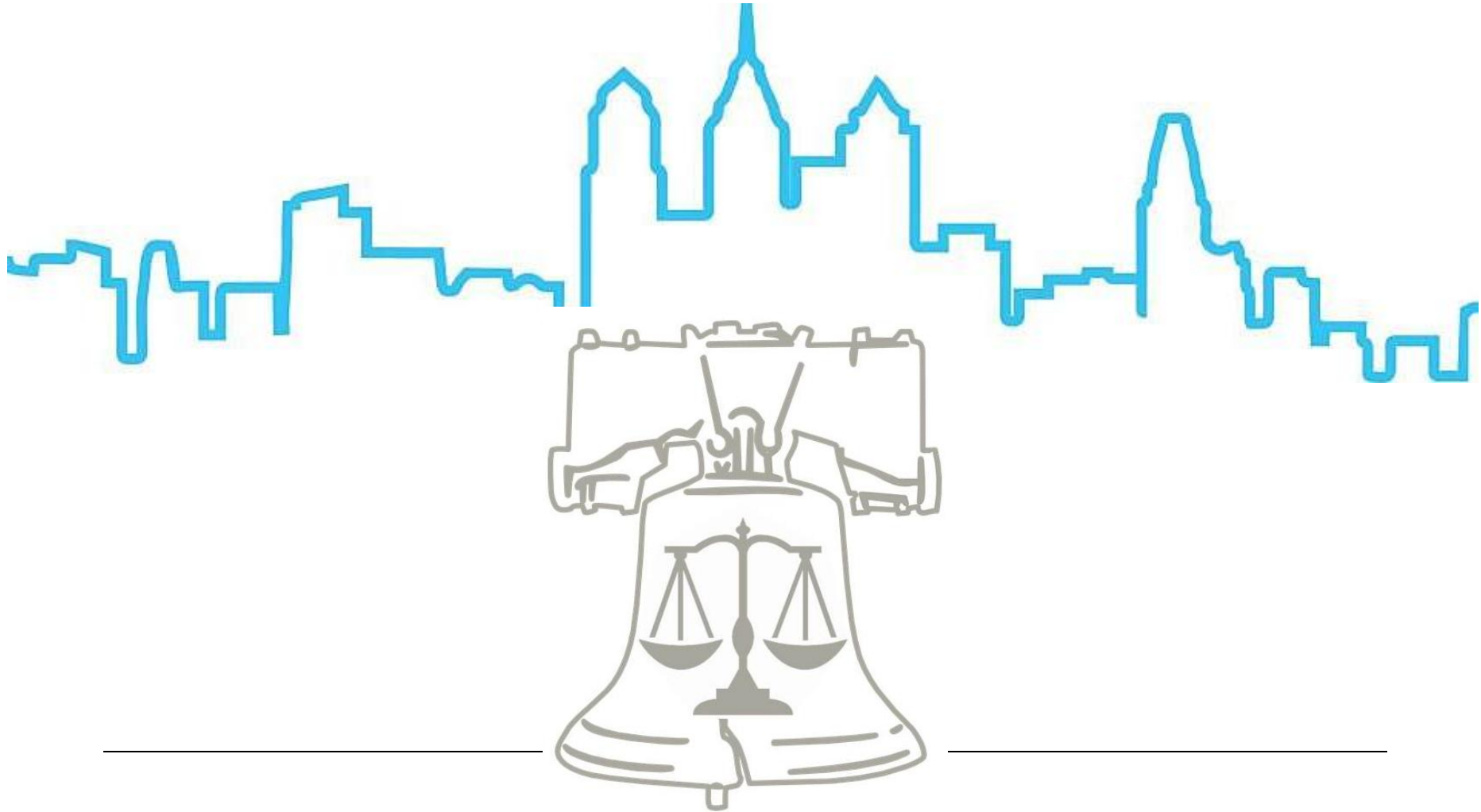


Defender Association of Philadelphia

Going Beyond the Courtroom



City Council Testimony

May 2016

Our Areas of Practice:



Child Advocacy

(Abused and neglected children)



Juvenile Delinquency

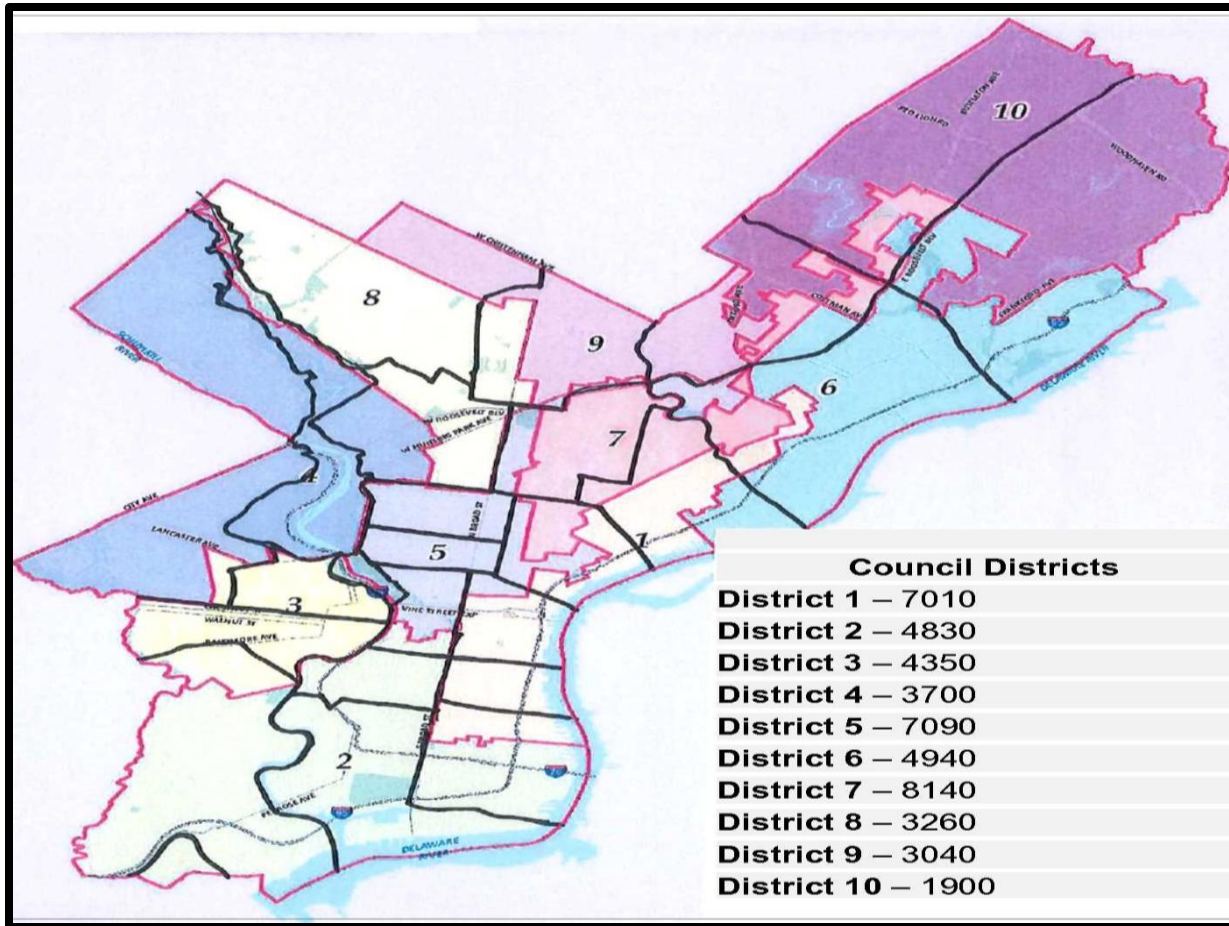
(Children between age 10-18 accused of misdemeanor and felony level crimes)



Criminal

(Adult age 18 and beyond; accused of misdemeanors, felonies, capital level crimes)

Number of People by Council District Arrested in City of Philadelphia Represented by Defender Association*



*Numbers are estimated; and, do not equate to number of cases represented by The Defender Association. It also does not include violations of probation or appeals to Dependency Court.

Real Lawyers



Real Education



HARVARD
UNIVERSITY



Cornell University

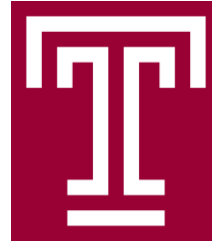


BOSTON
COLLEGE

BOSTON
UNIVERSITY



EMORY



THE UNIVERSITY
of NORTH CAROLINA
at CHAPEL HILL



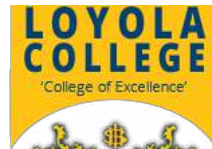
UNIVERSITY OF
NOTRE DAME



HOFSTRA
UNIVERSITY



ub UNIVERSITY
OF BALTIMORE



Tulane
University



WASHINGTON AND LEE
UNIVERSITY

Widener
University





Legal Defense has
dramatically shifted over
the **past decade...**



Holistic

Representation

Addressing **all** of the **clients'** needs, not just their **legal** ones.



Our support and advocacy
is not confined to the courtroom and
does not begin or end with the criminal case





Our work promotes a system that is
fiscally responsible.

Alternative Sentencing

1,756

Early parole petitions filed in 2015.

94%

Granted and almost **1,500 people** released
with
community
plan

Parole Petitions
resulted in
agreements to
release in over 90%
of cases, saving an
average of

49 days in jail

Alternative Sentencing

1,756

Early parole petitions filed in 2015.

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with
community
plan

\$

6.7

MILLION

Parole Petitions
resulted in
agreements to
release in over 90%
of cases, saving an
average of

49 days in jail

Philadelphia
Tax Dollars Saved
by Defender

Alternative Sentencing

1,756

Early parole petitions filed in 2015.

94%

Granted and almost **1,500 people** released
with
community
plan

\$

8.2

MILLION

Parole Petitions
resulted in
agreements to
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average of

49 days in jail

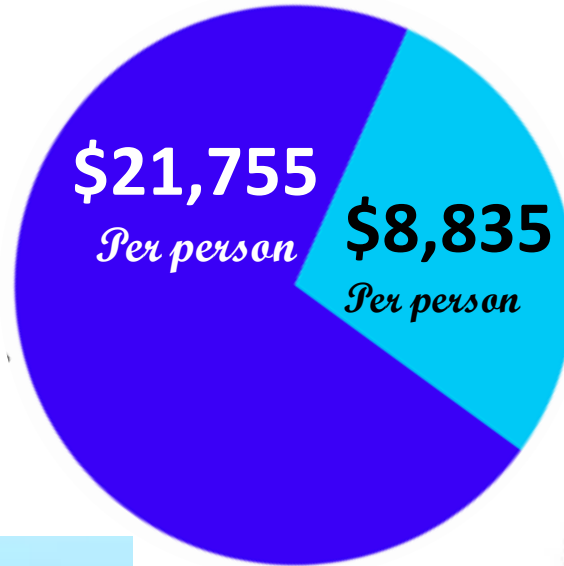
Philadelphia
Tax Dollars Saved
by Defender

DAYS SPENT IN JAIL

229 *days*

Court Appointed Counsel

MacArthur
Foundation



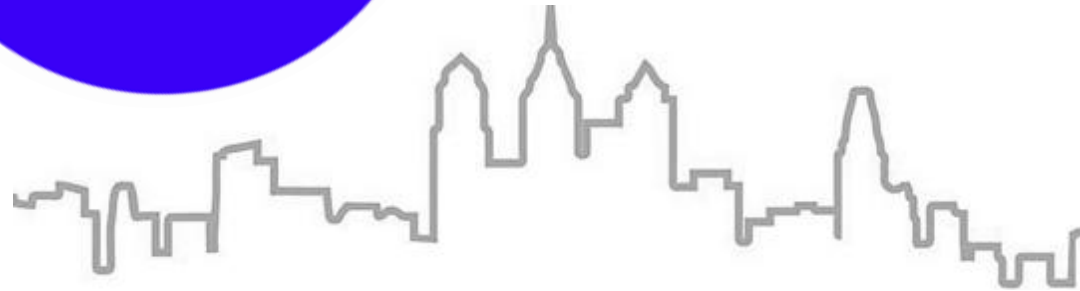
Pre-Trial



93 *days*

Defender Association

MacArthur Data:
**more efficient
representation
by Defender
Association**



DAYS SPENT IN JAIL

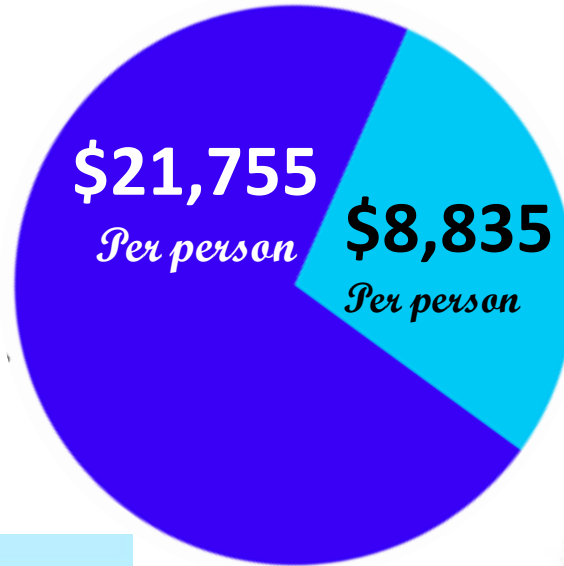
229 *days*

Court Appointed Counsel

MacArthur
Foundation

MacArthur Data:

**more efficient
representation
by Defender
Association**



Pre-Trial



93 *days*

Defender Association

A stylized silhouette of the Philadelphia skyline, featuring prominent buildings like the Liberty Bell and Independence Hall.

**\$44.5
MILLION**

**Philadelphia Tax Dollars Saved
by Defender**

Defender Association of Philadelphia

Going Beyond the Courtroom

Fundamental Fairness



Fundamental Fairness



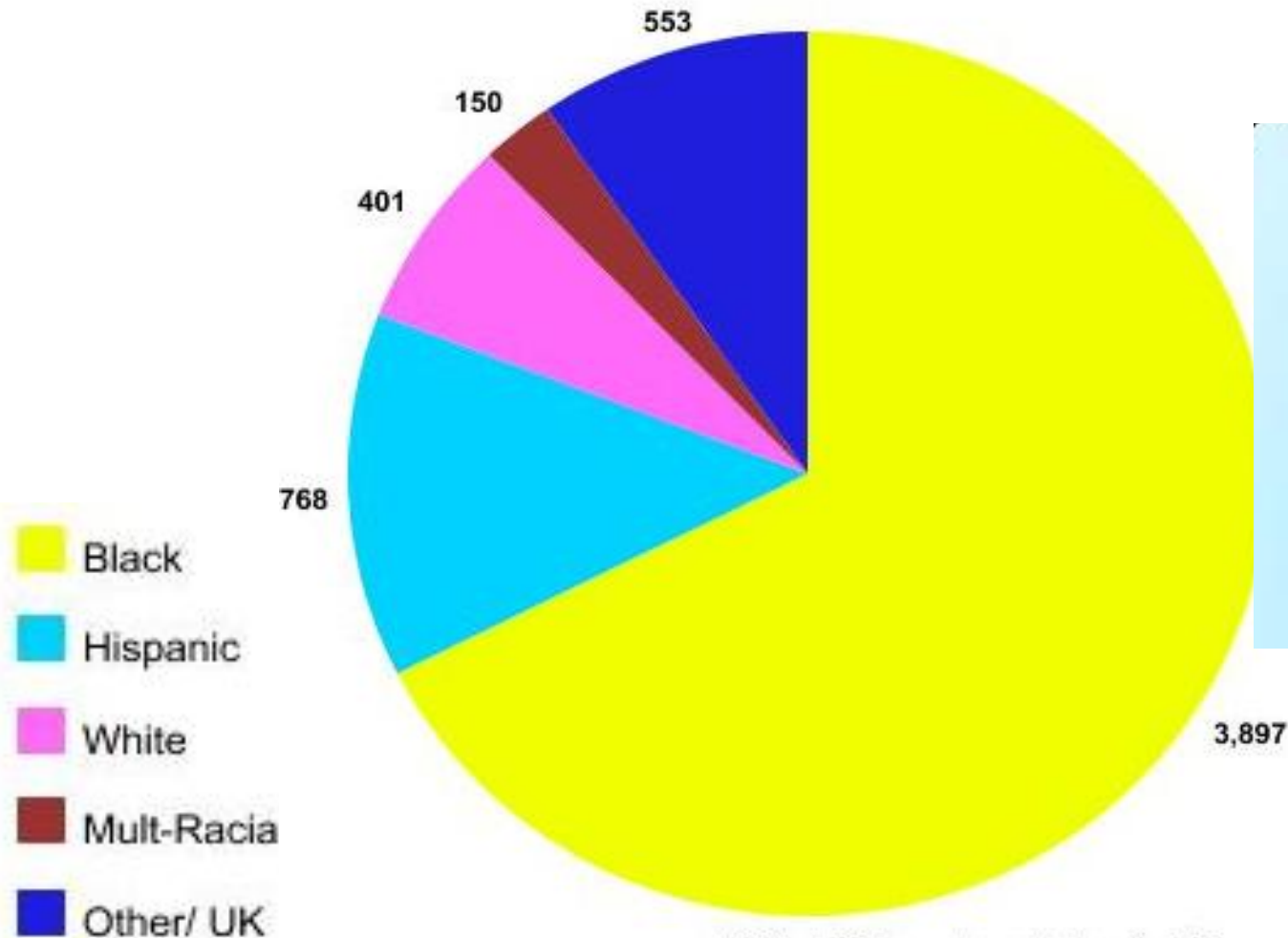
**We provide a
complete picture
of each person...**

**To help combat
implicit and
explicit bias.**

Collecting Individualized Data

Despite the decrease in adjudications of delinquency...

Philadelphia Delinquent Dispositions
By Race & Ethnicity



The racial and ethnic disparities remain prevalent

African American & Hispanic Youth



More likely...

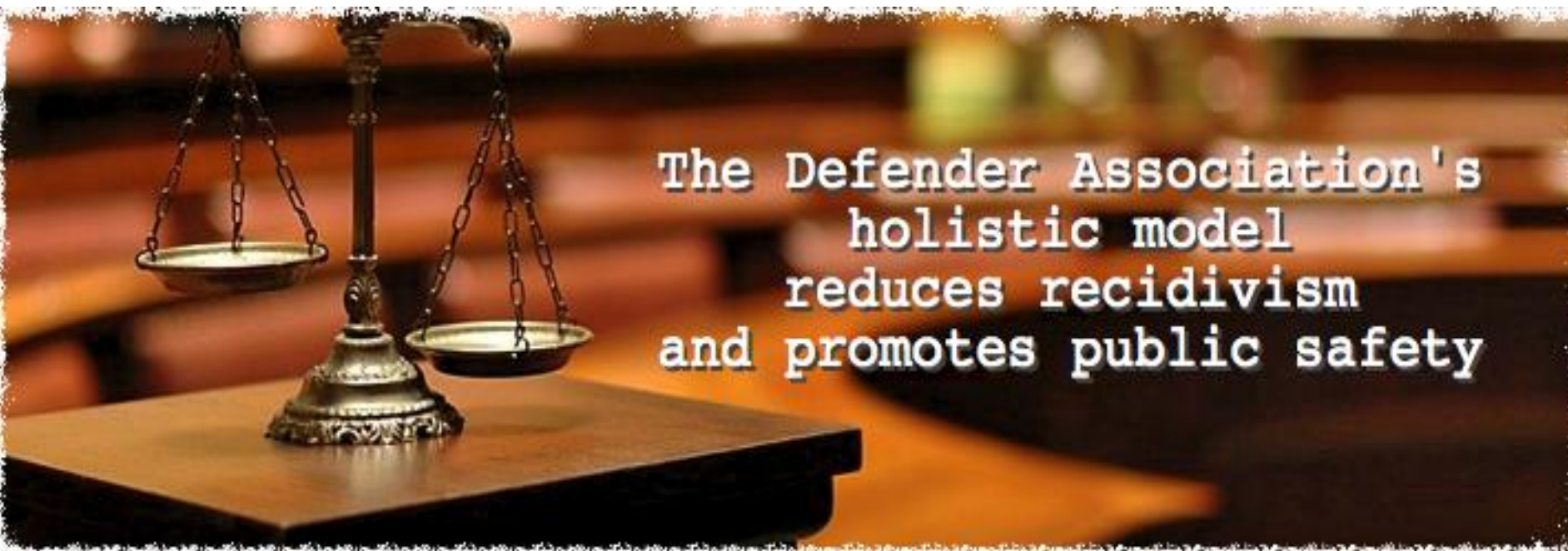
- to be adjudicated delinquent
- to be placed out-of-home
- to be waived for adult court
- to be incarcerated in adult prison

DMC Minority Youth/ Law Enforcement Forums

were created to bring **officers and minority youth** together



To talk frankly and openly about the **problems on the street** and the **troubled relationship between the two groups.**



The Defender Association's
holistic model
reduces recidivism
and promotes public safety

Community Resources

La Pennsylvania
Lista de Consecuencias
Colaterales para Juveniles

Presentado por la Pennsylvania Initiative de Juveniles
en colaboración con la ACLU PAJDC

Models for Change
Systems Reform in Juvenile Justice



HAVE YOU EVER BEEN ARRESTED AS A JUVENILE?

HAVE YOU EVER BEEN SEEN BEFORE A JUDGE?

HAS ANYONE EVER SAID THAT YOU WERE ADJUDICATED DELINQUENT?

THEN YOU PROBABLY HAVE A JUVENILE RECORD

TIME TO GET AN EXPUNGEMENT!

Having a juvenile record can prevent you from moving forward with your life by affecting things like:

- Getting a job
- Where you can live
- College applications
- Getting a driver's license
- And SO much more

EXPUNGEMENT

Expungement means that your juvenile record will be erased so that no one can see it.

How?

- Juvenile records are not automatically destroyed—not even when you turn 18!
- You have to file for an expungement on your own or with the help of a lawyer.

Models for Change
Systems Reform in Juvenile Justice



The Pennsylvania Juvenile Collateral Consequences Checklist



1. Adjudication of Delinquency	A delinquency adjudication is not an adult conviction, but is often treated like one.
2. Records Open to the Public	Juvenile records are open to the public if a 12 or 13 year old child is adjudicated delinquent of certain serious offenses, or if a child at least 14 years old is adjudicated of ANY felony offense.
3. Juvenile Court Open to the Public	Juvenile courts are open to the public if a child is 12 years old and charged with certain very serious offenses or the child is 14 years old or older and charges with ANY felony offense.
4. Employment Opportunities	A child's ability to obtain employment or acquire licenses for certain professions may be hindered by a delinquency adjudication.
5. Public Housing	A delinquency adjudication may affect access to public housing.
6. Access to Schools	Children may be expelled from school for delinquency adjudications, and information about those adjudications will be sent to any schools to which they transfer.
7. Access to Higher Education	A delinquency adjudication does not need to be reported on many college applications, and does not bar access to federal financial aid for higher education.
8. Military	A delinquency adjudication may affect a young person's ability to enlist in the military.
9. Sex Offense Registration	Children who are involuntarily civilly committed under 42 Pa.C.S. § 6358, 6401-6409, also known as Act 21, must register as sex offenders for life. Children who are adjudicated delinquent of certain sexual offenses may be required to register if they live, work, or attend school outside of Pennsylvania.
10. Immigration Status	A delinquency adjudication can affect a child's immigration status.
11. Driver's License	A child's driving license may be suspended as a result of a delinquency adjudication for certain offenses.
12. Carrying a Firearm	Children adjudicated delinquent of certain serious offenses cannot carry a firearm when they are otherwise legally permitted to do so.
13. Fines, Court Costs and Restitution	Children who are adjudicated delinquent are required to pay fines and court and may be required to pay restitution.
14. DNA Samples	Children adjudicated delinquent of felony offenses and some misdemeanor offenses are required to submit a DNA sample to the State DNA Base.
15. Adult Sentencing	A juvenile record can significantly affect sentencing for criminal convictions as an adult.
16. Jury Service	A young person who turns 18 is able to serve on a jury despite a delinquency adjudication.
17. Voting	A young person who turns 18 is able to register and vote despite a delinquency adjudication.
18. Expungement	Juvenile records may be expunged 5 years after a child is discharged from court supervision, or sooner in some circumstances. Children adjudicated delinquent on certain sexual offenses are ineligible for expungement.

For more information and to request a hard copy booklet, please visit:

<http://jdapa.info/resources/training-materials/>

or

<http://padmc.org/the-pa-juvenile-collateral-consequences-checklist/>



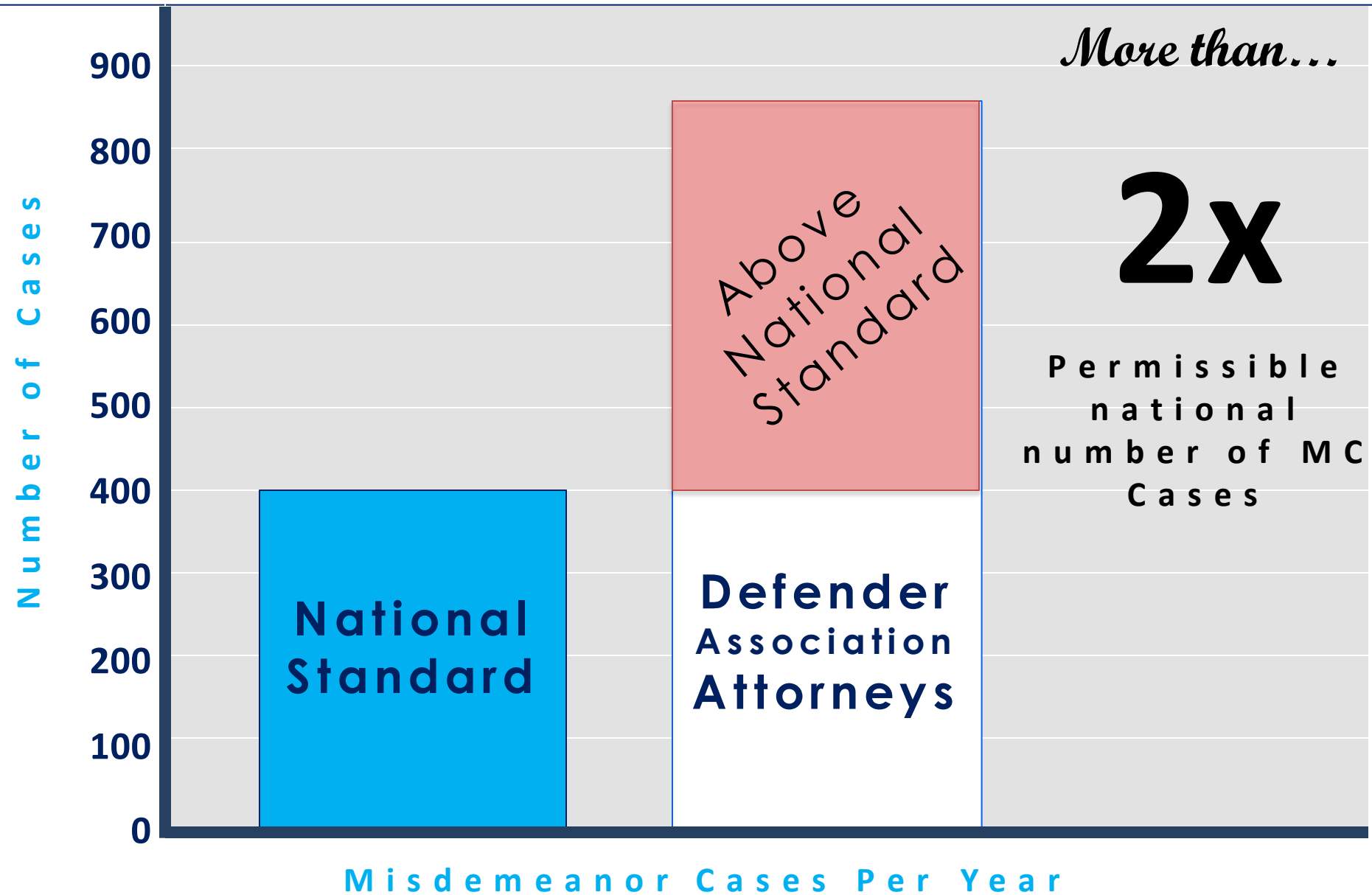
penNSYLVANIA
COMMISSION ON CRIME
AND DELINQUENCY

Models for Change
Systems Reform in Juvenile Justice



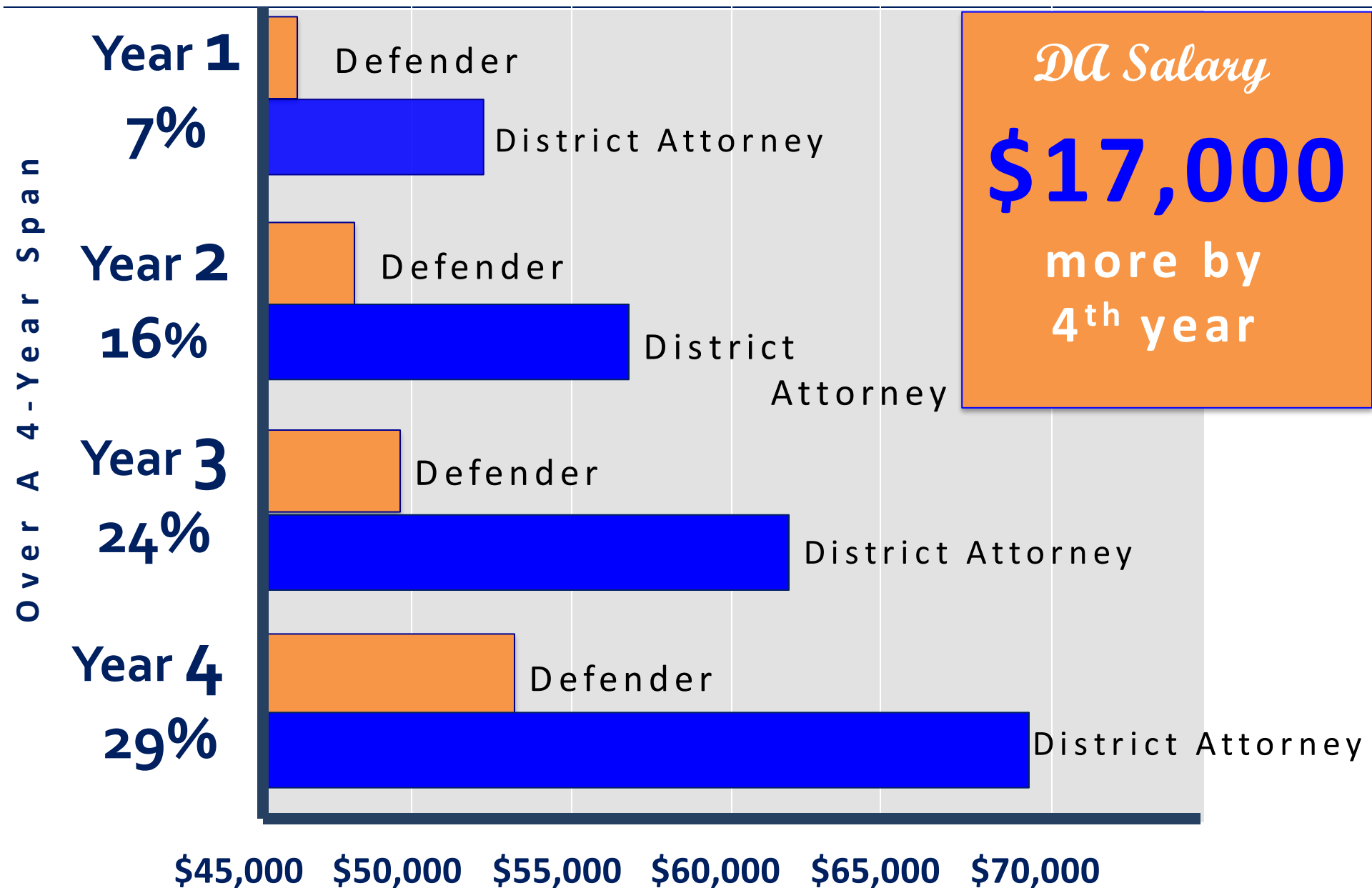
Municipal Court Caseloads

Defender Association vs. National Standards



Attorney Salaries By The Numbers

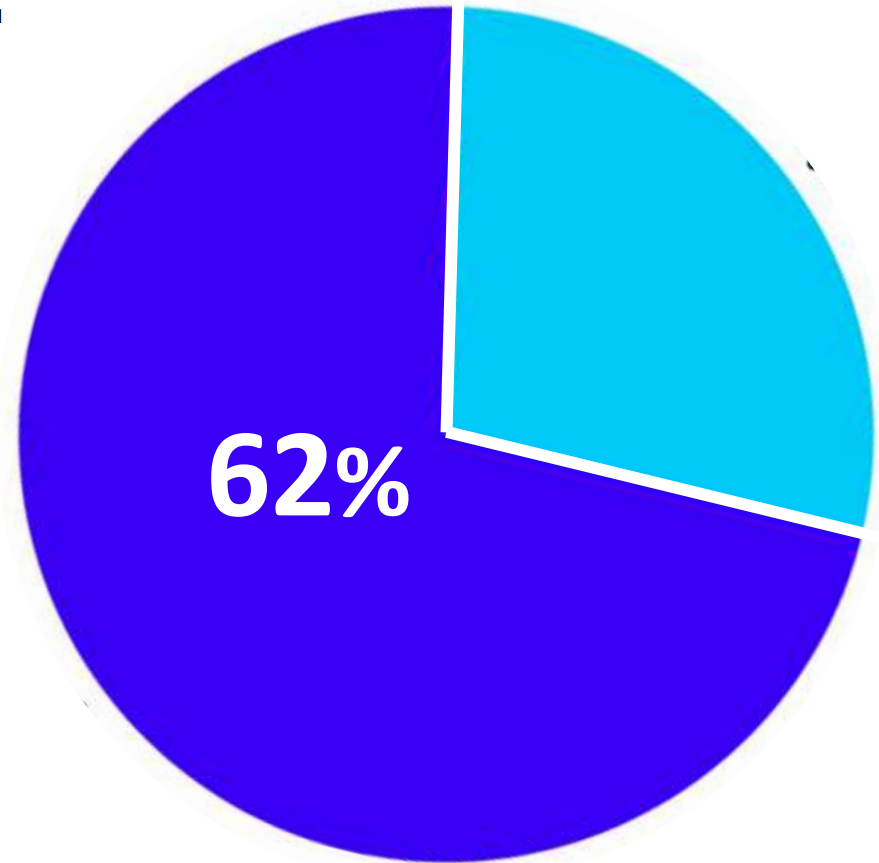
Defender Association vs. District Attorney



Defender Attorney Turnover Rate

Based on Three Year Commitment

After 4 years...



62% of attorneys leave the Defender Association

Administrative Staff

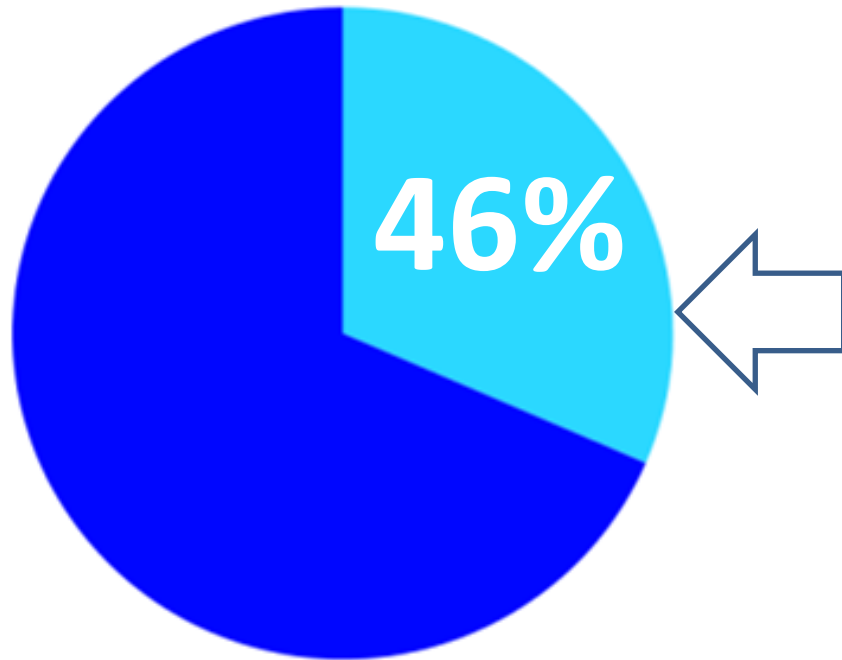
Defender Association Administrative Staff Salaries

46% of Administrative
Staff

*Starting
Salary Only*

\$1.00

Above Living
Wage



**Earn
Under
\$30K**

attorney

rights

without

questions

understand

present

MIRANDA

rights

rights

attorney present

talk remain silent

anything

knowing

one time

afford an attorney

refuse to answer questions

stop

police

explained

decide

answering

speaking

wish

consult

court of law

may be used

understanding

future

willing

be appointed

answer