RECOMMENDED ACTION AND JUSTIFICATION:

Approve budget action for Fiscal Year 2004-05 transferring money from General Contingency to Indigent Defense to account for unanticipated expenses ($38,719). The Indigent Defense budget consists of the contract for court appointed counsel, court ordered medical evaluations, conflict counsel, investigations, and child defense costs. While Administration is responsible for the Indigent Defense budget, staff as little control over the actual costs incurred with the exception of the contract for court appointed counsel. The Superior Court Judges order the remainder of the costs, which are difficult to predict depending on the number and type of cases.

With the exception of the contract for court appointed counsel, all of the accounts have exceeded the originally budgeted amounts. Administration staff has met previously with the District Attorney and the Superior Court Judge in an effort to better predict costs and to possibly control them and will continue to do so.

BACKGROUND AND HISTORY OF BOARD ACTIONS:

The Board has approved budget actions in the past correcting accounts that have exceed their budgeted amounts.

ALTERNATIVES AND CONSEQUENCES OF NEGATIVE ACTION:

Do not approve budget action. The budget unit will have accounts that have exceeded the budgeted amounts and the Auditor will need to correct them.

Financial Impact? (X) Yes ( ) No Current FY Cost: $336,203
Amount in Budget: $336,203
Additional Funding Needed: $38,719
Source:
Internal Transfer
Unanticipated Revenue
Transfer Between Funds
Contingency
(X) General ( ) Other

CLERK'S USE ONLY:
Res. No.: 05-449 Ord. No.
Vote — Ayes: Noes: Absent:
Approved
Minute Order Attached ( ) No Action Necessary

The foregoing instrument is a correct copy of the original on file in this office.
Date:

Attest: MARGIE WILLIAMS, Clerk of the Board
County of Mariposa, State of California

By: Deputy

COUNTY ADMINISTRATIVE OFFICER:
Requested Action Recommended
No Opinion

Comments:

CAO:
<table>
<thead>
<tr>
<th>FUND</th>
<th>DEPT/DIV</th>
<th>ACCOUNT</th>
<th>DESCRIPTION</th>
<th>PROJECT</th>
<th>INCREASE</th>
<th>DECREASE</th>
</tr>
</thead>
<tbody>
<tr>
<td>001</td>
<td>0206-461</td>
<td>0414</td>
<td>Medical Evaluations</td>
<td></td>
<td>$25,437</td>
<td></td>
</tr>
<tr>
<td>001</td>
<td>0206-461</td>
<td>0418</td>
<td>Court Appointed Counsel</td>
<td></td>
<td></td>
<td>$12,639</td>
</tr>
<tr>
<td>001</td>
<td>0206-461</td>
<td>0419</td>
<td>Conflict Counsel</td>
<td></td>
<td></td>
<td>$13,872</td>
</tr>
<tr>
<td>001</td>
<td>0206-461</td>
<td>0435</td>
<td>Investigations</td>
<td></td>
<td>$3,432</td>
<td></td>
</tr>
<tr>
<td>001</td>
<td>0206-461</td>
<td>0436</td>
<td>Child Defense</td>
<td></td>
<td>$8,617</td>
<td></td>
</tr>
<tr>
<td>001</td>
<td>0104</td>
<td>414-1090</td>
<td>GENERAL CONTINGENCY</td>
<td></td>
<td></td>
<td>$38,719</td>
</tr>
</tbody>
</table>

**TOTAL** $51,358 $51,358

**TRANSFER BETWEEN FUNDS**

**TOTALS** $0 $0

**ACTION REQUESTED:** (Check all that apply)

- [X] Budget appropriation by Board of Supervisors (4/5ths Vote Required): Amending the total amount available in the county budget, or in any one fund of the budget, or appropriating Reserve for Contingencies;

- Transfer by Board of Supervisors (3/5ths Vote Required): Moving existing appropriations from one budget to another, or between categories within a budget unit;

**JUSTIFICATION:** To correct over expenditures of accounts.

**DEPT HEAD SIGNATURE** [Signature] **DATE** 8-18-05

**APPROVED BY RES NO.** 05-449 **CLERK** [Signature] **DATE** 9-22-05

**INDIGENT DEFENSE**

**AUDITOR'S USE ONLY**

**BA #**

Budget Revision Form Revised 11/95