



**ANNUAL REPORT  
FOR  
FISCAL YEAR 2007**

**Reimbursement Division  
Department of Management and Budget**

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2007



REIMBURSEMENT DIVISION  
Linda Spiekerman-Harvey, Manager

UNITS:  
CIRCUIT COURT (248) 858-0506  
PROBATE / FAMILY COURT (248) 858-1130

February 12, 2008

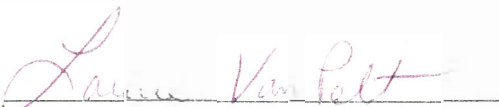
Honorable L. Brooks Patterson  
County Executive  
1200 N Telegraph Road  
Pontiac, MI 48341

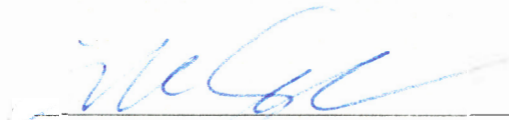
Dear Mr. Patterson:

Submitted herewith is the Reimbursement Division Annual Report for Fiscal Year 2007, covering the period October 1, 2006 through September 30, 2007.

Total collections for the Circuit Court, Family Court, and Administration/Probate Court Units (including credits and fees for Community Service) for fiscal year 2007 were \$8,737,768. Expenditures for this division were \$2,913,199 resulting in a collection/expense ratio of \$3.00 collected for every dollar expended. Due to poor economic times, collections were down \$533,703 from fiscal year 2006. This loss represents 35% on county accounts and 65% on state accounts and restitution. Prior year's information for comparison purposes is included in the report.

This division will continue to review policies, improve procedures in an effort to increase collections, and investigate new areas of collections for the future. The activities of the Reimbursement Division for fiscal year 2007 are presented for your review.

  
Laurie Van Pelt, CPFO  
Director of Management & Budget

  
Linda Spiekerman, Manager  
Reimbursement

OAKLAND COUNTY JUDICIAL SERVICES  
1200 N. TILBURN ROAD DEPT. 455  
PONTIAC, MICHIGAN 48341-6450

**REFERENCE BOOK**

**For Room Use Only**

**2007 FISCAL YEAR ANNUAL REPORT  
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**County Executive  
Department of Management and Budget  
Reimbursement Division  
October 1, 2006 through September 30, 2007**

**SERVICE STATEMENT:**

The Reimbursement Division is responsible for collecting all monies ordered by the courts. It is responsible for assisting the Circuit, Family, and Probate Courts in determining ability to pay for various court services. In addition to the regular collection process, this office processes tax intercepts and garnishments, conducts administrative Order to Show Cause hearings, reviews return of bond monies, and disburses restitution checks to crime victims. The Division was also responsible for managing collections for services and care provided by the Golden Oaks Medical Care Facility until June 2007.

**GOALS:**

The goals of the Reimbursement Division are to operate an efficient collections process, assess fees in an accurate and timely manner, ensure maximum recovery of costs to the courts and the County, and operate within the confines of the resources allocated to the Division.

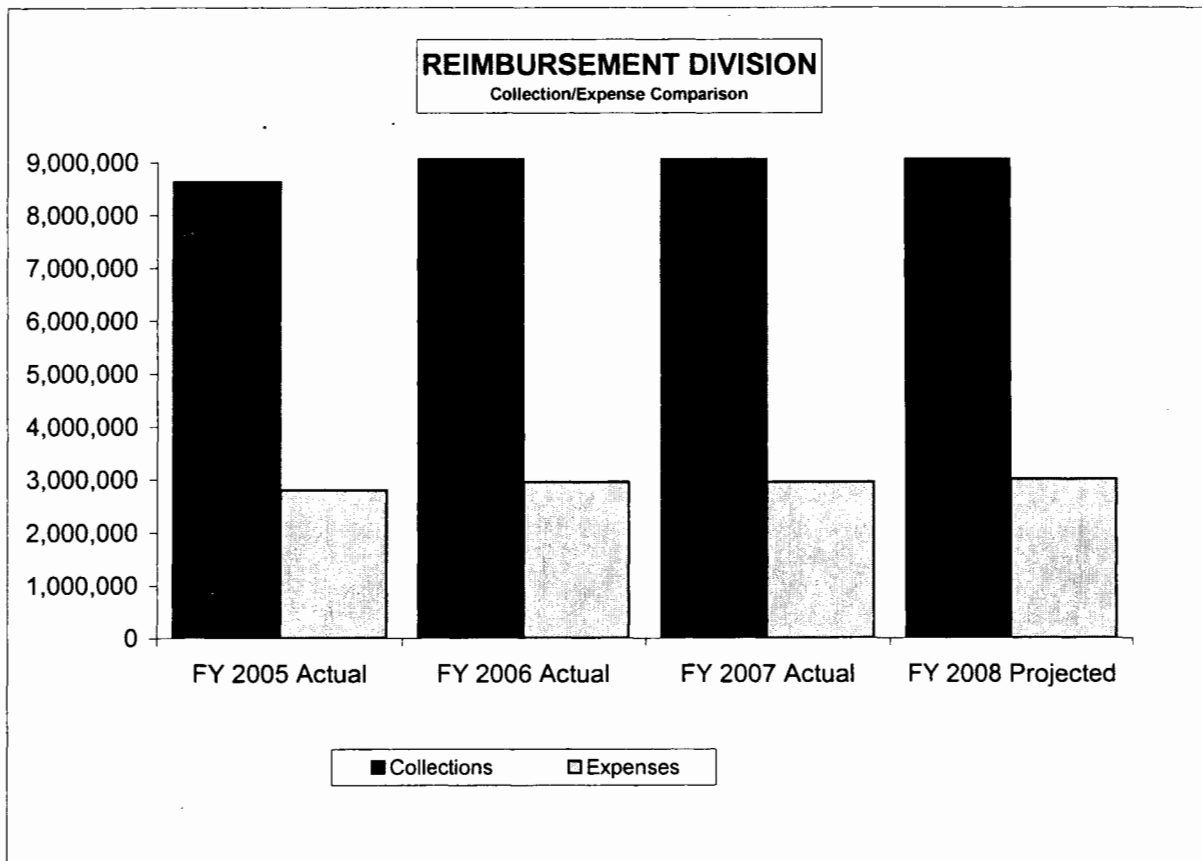
**ACCOMPLISHMENTS:**

- \$8,415,588 collected for Circuit, Family, and Probate Courts.
- \$2,671,846 collected on behalf of crime victims.
- Assisted Plante Moran to document all Reimbursement functions and tasks to develop an Request for Proposal to replace Reimbursement's mainframe computer system.
- Continued to assist the Courts' Collection Committee in their efforts to increase collections.

**REIMBURSEMENT DIVISION  
FISCAL YEAR 2008 PROJECTED BUDGET  
COLLECTION / EXPENSE COMPARISON STATEMENT**

	<u>FY 2005 Actual</u>	<u>FY 2006 Actual</u>	<u>FY 2007 Actual</u>	<u>FY 2008 Projected</u>
Salaries & Fringes*	\$ 2,125,074	\$ 2,254,507	\$ 2,269,781	\$ 2,426,601
Operating Expenses	675,208	697,990	643,418	583,937
Total Expenses*	\$ 2,800,282	\$ 2,952,497	\$ 2,913,199	\$ 3,010,538
Total Collections	\$ 8,306,695	\$ 8,959,872	\$ 8,415,588	\$ 8,752,212
Community Service	321,537	311,599	322,180	335,067
Total Collections & Service	\$ 8,628,232	\$ 9,271,471	\$ 8,737,768	\$ 9,087,279
Collection/Expense Ratio*	\$ 3.08	\$ 3.14	\$ 3.00	\$ 3.02

\*Salary and fringe benefit expenses commencing with FY 2004 for administrative staff have been adjusted to reflect responsibilities in the Golden Oaks Medical Care Facility Business Office. M.R. #01294 authorized the transfer of the Oakland County Medical Care Facility (now known as Golden Oaks Medical Care Facility) billing function from Fiscal Services to the Reimbursement Division. M.R. #06255 transferred the operation of this facility to a private company effective June 2007.



**Three-Year Summary Comparison Statement  
FY 2005 - 2007  
Collections vs. Expenses**

	Collections		
	FY 2007	FY 2006	FY 2005
<b>Circuit Court-General Jurisdiction Division:</b>			
Restitution	\$ 2,567,493	\$ 2,939,572	\$ 2,565,245
Court Costs	878,597	1,175,651	1,199,667
Attorney Fees	1,030,457	874,258	770,966
Inmate Board and Care	494,377	488,987	467,725
Crime Victim's Rights Fees	262,436	248,959	222,291
Fines	210,722	260,486	289,989
Forensic Lab Fees*	23,459	30,596	64,976
Extradition Fees	4,897	3,816	3,341
Community Service Fees	312	501	1,820
State Minimum Costs*	343,006	344,909	240,628
DNA*	10,926	15,719	36,624
Fingerprinting Fees**	800	1,700	1,419
Late Penalty***	90,584	5,265	-
Adult Treatment Court	1,139	982	115
Total	<u>\$ 5,919,205</u>	<u>\$ 6,391,401</u>	<u>\$ 5,864,806</u>
<b>Circuit Court-Family Division:</b>			
Board and Care (Juvenile Maintenance)	\$ 833,994	\$ 891,146	\$ 852,299
Collection Offset (Board and Care)	301,101	320,192	309,106
Governmental Benefits (Juvenile Maintenance)	238,971	222,865	201,066
Probation Service Fees	130,988	185,137	182,932
Attorney Fees	300,481	289,081	249,959
State Juvenile Maintenance	178,584	166,395	154,077
Restitution	104,353	86,465	120,222
Clinical Evaluations	48,244	43,054	39,928
Court Costs	11,450	18,723	20,173
Traffic Service Fees	10,585	8,392	7,950
Crime Victim's Rights Fees	9,855	10,094	9,067
State Minimum Costs*	33,084	37,851	35,810
Ordinance Violations	570	1,050	930
Forensic Lab Fees*	-	-	463
Children's Village Aftercare	512	256	1,040
Traffic Service Fees-State Share	1,850	1,620	1,140
DNA*	-	120	5
Probate Support	-	473	565
Family Court-Other	35	1,223	1,154
Total	<u>\$ 2,204,657</u>	<u>\$ 2,284,137</u>	<u>\$ 2,187,886</u>
<b>Administration/Probate Court:</b>			
Clerk Fees	\$ 61,641	\$ 48,945	\$ 50,093
Domestic Evaluations	49,031	50,452	58,853
Domestic Guardian Ad Litem	4,845	7,226	6,938
Mental Health Attorney Fees	84,536	81,243	53,792
Total	<u>\$ 200,053</u>	<u>\$ 187,866</u>	<u>\$ 169,676</u>
<b>Miscellaneous:</b>			
Tax Intercept Fees	\$ 59,001	\$ 59,417	\$ 55,988
Witness and Mileage Fees/Service Fees	22,072	24,661	18,361
Recovery Fees for Returned Checks	2,426	2,514	2,413
Filing Fees	4,845	4,177	5,355
Miscellaneous	2,762	4,952	1,422
Reimbursement of Postage Expense	567	747	738
Lien Interest	-	-	50
Total	<u>\$ 91,673</u>	<u>\$ 96,468</u>	<u>\$ 84,327</u>
<b>TOTAL COLLECTIONS</b>			
	<u>\$ 8,415,588</u>	<u>\$ 8,959,872</u>	<u>\$ 8,306,695</u>
Community Service Credits	<u>\$ 322,180</u>	<u>\$ 311,599</u>	<u>\$ 321,537</u>
<b>GRAND TOTAL</b>			
	<u>\$ 8,737,768</u>	<u>\$ 9,271,471</u>	<u>\$ 8,628,232</u>
Reimbursement Division Expenses:	\$ 2,913,199	\$ 2,952,497	\$ 2,800,282
Collection/Expense Ratio:	\$ 3.00	\$ 3.14	\$ 3.08

\*DNA and Forensic Lab Fees were replaced, by statute, with State Minimum Costs effective 10/01/03 (2003 Public Act 70-79, 95-102, and 138)

\*\*Fingerprinting Fees for PPO/FPO violations became effective 01/01/04. (MCL 28.243, MCL 764.29, MCL 769.1)

\*\*\*Late Penalty Fees charged effective 08/01/06 under MCL 600.4803

## REPORT OF TRANSACTION ACTIVITY

	Transactions		
	FY 2007	FY 2006	FY 2005
<b>Circuit Court-General Jurisdiction Division:</b>			
Restitution	14,611	14,983	13,487
Court Costs	8,006	13,649	15,045
Attorney Fees	15,382	10,275	9,214
Inmate Board and Care	6,119	5,592	5,330
Crime Victim's Rights Fees	13,021	12,332	11,318
Fines	1,387	1,926	2,069
Forensic Lab Fees*	1,395	1,632	3,060
Extradition Fees	51	32	33
Community Service Fees	9	18	39
State Minimum Costs*	8,866	8,405	6,422
DNA*	843	1,104	2,730
Fingerprinting Fees**	16	37	34
Late Penalty***	864	35	-
Adult Treatment Court	26	20	3
Total	70,596	70,040	68,784
<b>Circuit Court-Family Division:</b>			
Board and Care (Juvenile Maintenance)	13,311	13,485	12,136
Collection Offset (Board and Care)	13,312	13,490	12,152
Governmental Benefits (Juvenile Maintenance)	760	717	691
Probation Service Fees	1,610	2,531	2,418
Attorney Fees	4,668	3,792	3,205
State Juvenile Maintenance	1,585	1,579	1,574
Restitution	855	912	916
Clinical Evaluations	461	480	428
Court Costs	293	586	597
Traffic Service Fees	304	237	218
Crime Victim's Rights Fees	582	559	497
State Minimum Costs*	747	737	687
Ordinance Violations	24	46	40
Forensic Lab Fees*	-	-	15
Children's Village Aftercare	10	10	14
Traffic Service Fees-State Share	84	80	50
DNA*	-	6	3
Probate Support	-	41	49
Family Court-Other	1	10	18
Total	38,607	39,298	35,708
<b>Administration/Probate Court:</b>			
Clerk Fees	812	618	626
Domestic Evaluations	498	465	586
Domestic Guardian Ad Litem	93	79	92
Mental Health Attorney Fees	853	762	665
Total	2,256	1,924	1,969
<b>Miscellaneous:</b>			
Tax Intercept Fees	1,168	1,299	1,153
Witness and Mileage Fees/Service Fees	1,288	1,443	1,201
Recovery Fees for Returned Checks	120	105	121
Filing Fees	581	618	726
Miscellaneous	29	45	12
Reimbursement of Postage Expense	118	145	152
Lien Interest	-	-	1
Total	3,304	3,655	3,366
<b>GRAND TOTAL</b>	114,763	114,917	109,827

\*DNA and Forensic Lab Fees were replaced, by statute, with State Minimum Costs effective 10/01/03 (2003 Public Act 70-79, 95-102, and 138)

\*\*Fingerprinting Fees for PPO/FPO violations became effective 01/01/04 (MCL 28.243, MCL 764.29, MCL 769.1)

\*\*\*Late Penalty Fees charged effective 08/01/06 under MCL 600.4803

## CIRCUIT COURT ACCOUNTS

### STATEMENT OF RECEIPTS

	FY 2007	FY 2006	FY 2005
<b>Accounts:</b>			
Court Costs	\$ 878,597	\$ 1,175,651	\$ 1,199,667
Attorney Fees	1,030,457	874,258	770,966
Inmate Board and Care *	494,377	488,987	467,725
Fines	210,722	260,486	289,989
Extradition Fees	4,897	3,816	3,341
Community Service Fees	312	501	1,820
Forensic Lab Fees-County Share	1,172	1,529	3,248
Forensic Lab Fees-Prosecutor	1,172	1,529	3,248
DNA-Court Share	1,093	1,572	3,662
Fingerprinting Fees	800	1,700	1,419
Late Penalty	90,584	5,265	-
Adult Treatment Court	1,139	982	115
<b>Total</b>	<b>\$ 2,715,322</b>	<b>\$ 2,816,276</b>	<b>\$ 2,745,200</b>
<b>Trust Accounts:</b>			
Restitution	\$ 2,567,493	\$ 2,939,572	\$ 2,565,245
Crime Victim's Rights Fees	262,436	248,959	222,291
State Minimum Costs	343,006	344,909	240,628
DNA-State Share	7,102	10,218	23,806
DNA-Municipalities Share	2,731	3,929	9,156
Forensic Lab Fees-State Share	21,115	27,538	58,480
<b>Total</b>	<b>\$ 3,203,883</b>	<b>\$ 3,575,125</b>	<b>\$ 3,119,606</b>
<b>TOTAL FUNDS RECOVERED</b>	<b>\$ 5,919,205</b>	<b>\$ 6,391,401</b>	<b>\$ 5,864,806</b>

The Circuit Court Unit of the Reimbursement Division is responsible for collection of all funds ordered by the Circuit Court. The Unit also collects inmate board and care charges as well as fees associated with the Community Service Program.

For fiscal year 2007, there were 6,949 restitution payments made to the victims of crime for a total of \$2,656,703.35.

On October 30, 1989, Public Act 196 became effective requiring each defendant to pay a fee for the Crime Victim's Rights Fund. These funds are collected on behalf of the State; the County is authorized to retain an administrative fee. The County retains 10% of the amount collected for administrative costs.

\*MCLA 801.83 allows the County to seek reimbursement for board and care from inmates. In May 1995, the County began billing inmates for time served in the Oakland County Jail. Inmates are billed at a rate that does not exceed \$60 per day. The rate can be adjusted based on ability to pay.

\*\*A program requiring a defendant's bond to be applied toward costs assessed by the Court resulted in the recovery of \$233,049. In addition, \$28,905 of the above funds was collected from defendants on the Work Release Program with the assistance of the Oakland County Sheriff's Office. The County started, in 2005, to submit Orders to Remit Prisoner Funds to the state prisons as allowed under MCL 791.220h. The Oakland County Sheriff's Office, under House Bill 4588, started remitting prisoner funds for restitution in January 2006. A total of \$366,728.52 was collected under these programs in fiscal year 2007.



## CIRCUIT COURT ACCOUNTS

### REIMBURSEMENT FOR COURT-APPOINTED ATTORNEYS

	<u>FY 2007</u>	<u>FY 2006</u>	<u>FY 2005</u>
Cost to Oakland County:			
Regular Cases	\$ 2,896,408	\$ 2,996,568	\$ 2,824,432
Appellate Cases	454,876	382,649	393,429
Total	<u>\$ 3,351,284</u>	<u>\$ 3,379,217</u>	<u>\$ 3,217,861</u>
<b>TOTAL FUNDS RECOVERED</b>	<u>\$ 1,030,457</u>	<u>\$ 874,258</u>	<u>\$ 770,966</u>
Percent Recovered	30.7%	25.9%	24.0%

Defendants represented by a court-appointed attorney are ordered to repay the County for services provided.

### COURT COMMUNITY SERVICE PROGRAM

	<u>FY 2007</u>	<u>FY 2006</u>	<u>FY 2005</u>
Community Service Credits:			
Attorney Fees	\$ 178,649	\$ 152,908	\$ 158,251
Court Costs	143,531	158,691	162,796
Court Fines	-	-	490
Total Credits	<u>\$ 322,180</u>	<u>\$ 311,599</u>	<u>\$ 321,537</u>
Community Service Fees Collected	<u>\$ 312</u>	<u>\$ 501</u>	<u>\$ 1,820</u>
<b>TOTAL CREDITS AND FEES</b>	<u>\$ 322,492</u>	<u>\$ 312,100</u>	<u>\$ 323,357</u>

The Court Community Service Program has provided the courts with an alternative means of enforcing monetary orders against indigent defendants rather than imposing costly jail sentences. Defendants provide labor hours and receive credits which reduce court-ordered fees.

In 1996, a community service fee was authorized to be assessed for individuals involved in the program to supplement state and county funding. The Reimbursement Division assisted Circuit Court Probation staff in collecting \$312 during fiscal year 2007.

**FAMILY COURT ACCOUNTS**

**STATEMENT OF RECEIPTS**

	FY 2007	FY 2006	FY 2005
<b>Accounts:</b>			
Board and Care (Juvenile Maintenance)	\$ 833,994	\$ 891,146	\$ 852,299
Collection Offset (Board and Care)	301,101	320,192	309,106
Governmental Benefits (Juvenile Maintenance)	238,971	222,865	201,066
Probation Service Fees	130,988	185,137	182,932
Attorney Fees	300,481	289,081	249,959
Clinical Evaluations	48,244	43,054	39,928
Court Costs	11,450	18,723	20,173
Traffic Service Fees	10,585	8,392	7,950
Ordinance Violations-County Share	380	700	620
Children's Village Aftercare	512	256	1,040
DNA-County Share	-	12	1
Forensic Lab Fees-County Share	-	-	23
Forensic Lab Fees-Prosecutor	-	-	23
<b>Total</b>	<b>\$ 1,876,706</b>	<b>\$ 1,979,558</b>	<b>\$ 1,865,120</b>
<b>Trust Accounts:</b>			
State Juvenile Maintenance	\$ 178,584	\$ 166,395	\$ 154,077
Restitution	104,353	86,465	120,222
Crime Victim's Rights Fees	9,855	10,094	9,067
State Minimum Costs	33,084	37,851	35,810
Forensic Lab Fees-State Share	-	-	417
Ordinance Violations-Municipalities Share	190	350	310
Traffic Service Fees-State Share	1,850	1,620	1,140
Probate Support	-	473	565
DNA-State Share	-	78	3
DNA-Municipalities Share	-	30	1
Public Library Fund	-	1,050	600
State of Michigan-Aid to Dependent Children	35	173	554
<b>Total</b>	<b>\$ 327,951</b>	<b>\$ 304,579</b>	<b>\$ 322,766</b>
<b>TOTAL FUNDS RECOVERED</b>	<b>\$ 2,204,657 *</b>	<b>\$ 2,284,137</b>	<b>\$ 2,187,886</b>

The Family Court Unit of the Reimbursement Division is responsible for collection for services provided to children and/or families and any other costs ordered by the Family Court. A financial statement is taken and an order is entered based on the parents' ability to pay according to the State Court Administrator's guidelines.

The Family Division of Circuit Court (Family Court) was established January 1, 1998, in an effort to consolidate the handling of domestic relations and juvenile cases to better serve families.

The Juvenile Code provides for a 25% administrative fee (Collection Offset) to cover the cost of collecting funds as the result of an order for board and care.

Family Court assesses the parents of juveniles charged with delinquent acts a monthly service fee when the child is placed on probation or under supervision in the home.

Effective May 1, 1994, MCLA 780.901 required the courts to order juveniles to pay a \$20 assessment to the Crime Victim's Rights Fund for orders of disposition on juvenile offenses. The Michigan Department of Treasury receives 90% of this fee and the County is entitled to retain 10% of collections.

This unit acts as the collection agent for monies ordered by Family Court for restitution. For fiscal year 2007, there were 572 restitution payments made to the victims of crime for a total of \$95,823.07.

\*A program which requires that a child's bond be applied toward costs assessed by the Court resulted in the recovery of \$16,738 of the above funds.

## FAMILY COURT ACCOUNTS

### BOARD AND CARE COLLECTIONS

	<u>FY 2007</u>	<u>FY 2006</u>	<u>FY 2005</u>
Juvenile Maintenance	\$ 1,135,095	\$ 1,211,338	\$ 1,161,405
State Juvenile Maintenance	178,584 *	166,395	154,077
<b>TOTAL FUNDS RECOVERED</b>	<b>\$ 1,313,679</b>	<b>\$ 1,377,733</b>	<b>\$ 1,315,482</b>

\*This amount includes \$102,538 which represents one-half of the governmental benefits collected by the Michigan Department of Human Services and credited to the County for children placed in state facilities.

### REIMBURSEMENT FOR COURT-APPOINTED ATTORNEYS

	<u>FY 2007</u>	<u>FY 2006</u>	<u>FY 2005</u>
Cost to Oakland County	\$ 1,684,310	\$ 1,619,280	\$ 1,335,552
<b>TOTAL FUNDS RECOVERED</b>	<b>\$ 300,481</b>	<b>\$ 289,081</b>	<b>\$ 249,959</b>
Percent Recovered	17.8%	17.9%	18.7%

If the Family Court appoints an attorney to represent a child, parent, guardian or custodian, an order is entered requiring the responsible individual to repay the funds in accordance with ability to pay.

## PROBATE COURT-MENTAL HEALTH ACCOUNTS

### REIMBURSEMENT FOR COURT-APPOINTED ATTORNEYS

	<u>FY 2007</u>	<u>FY 2006</u>	<u>FY 2005</u>
Cost to Oakland County	\$ 379,552	\$ 431,340	\$ 204,502
<b>TOTAL FUNDS RECOVERED</b>	<b>\$ 84,536</b>	<b>\$ 81,243</b>	<b>\$ 53,792</b>
Percent Recovered	22.3%	18.8%	26.3%

Every individual who is the subject of a petition for involuntary hospitalization is required to be represented by legal counsel.

## GOLDEN OAKS MEDICAL CARE FACILITY

	<u>FY 2007</u>	<u>FY 2006</u>	<u>FY 2005</u>
Total Operating Expenses	\$ 6,525,179	\$ 8,981,261	\$ 10,685,845
<b>TOTAL FUNDS RECOVERED</b>	<b>\$ 4,489,554</b>	<b>\$ 7,078,914</b>	<b>\$ 9,225,120</b>

M.R. #01294 (dated November 8, 2001) authorized the transfer of the Oakland County Medical Care Facility (now known as Golden Oaks Medical Care Facility) billing function from Fiscal Services to the Reimbursement Division. M.R. #06255 transferred the operation of this facility to a private company effective June 2007. The Reimbursement Division had one full-time collection specialist dedicated to Golden Oaks Medical Care Facility client billing and patient reimbursement services.