

Arbitrary Detention from Economic Discrimination

Dignity Before Detention
voicing the concerns of the indigent

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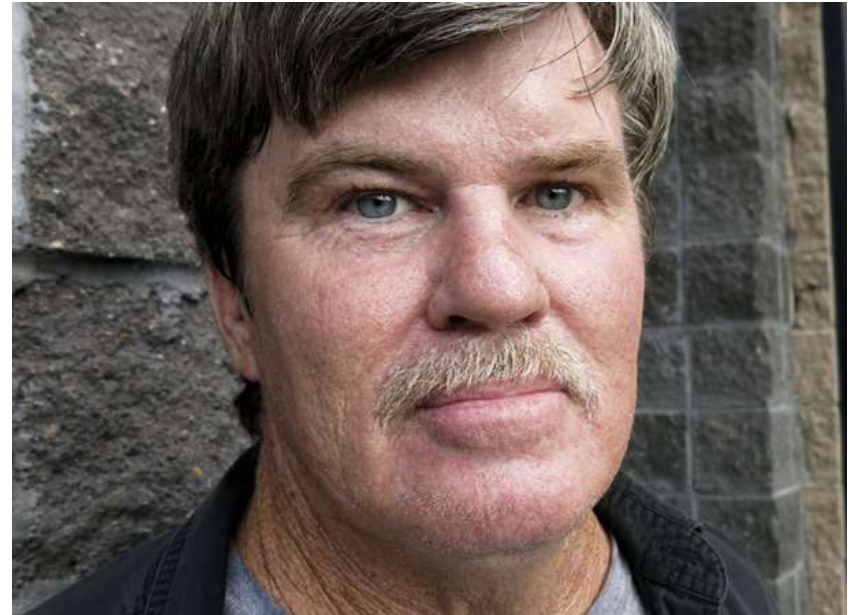
Real People, Real Problems

Qumotria Kennedy



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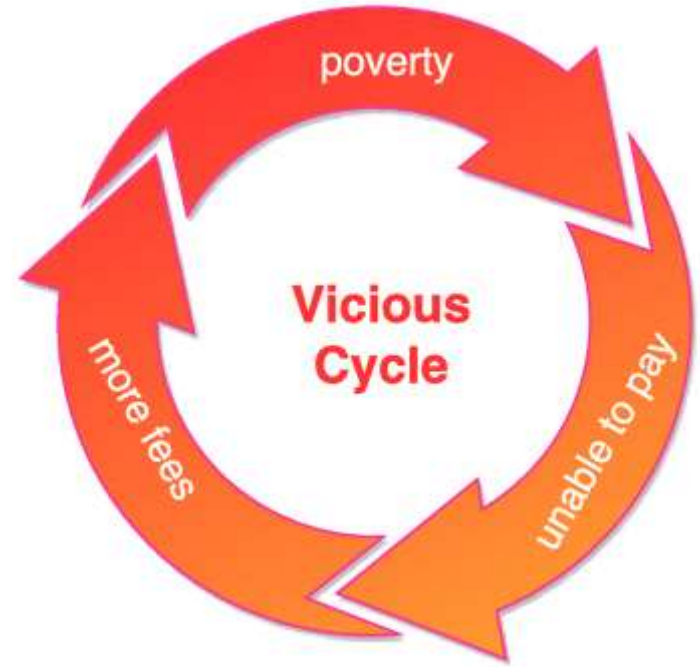
Tom Barrett



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Offender-Funded Probation

- Offer free debt collection to governments
- Charge offender to cover the cost of probation
 - Supervision fee
 - Equipment rental
- Encourage jail time for those who fail to pay fines
 - No consideration of ability to pay
 - In violation of WGAD Category 5



Solving the Problem - Involving the Civil Sector



Education and Community Outreach

Bench Cards

- Alternatives to jail
- Protect defendant's right to counsel
- Determine defendant's inability to pay
- Distribute to judges and attorneys
- Bench cards are WORKING!



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Education and Community Outreach

Dignity Cards

- Inform the accused that an inability to pay the fine cannot result in jail time
- Guidance to show proof of inability to pay
- How to obtain legal counsel
- Issued with all police tickets and court fines invoices

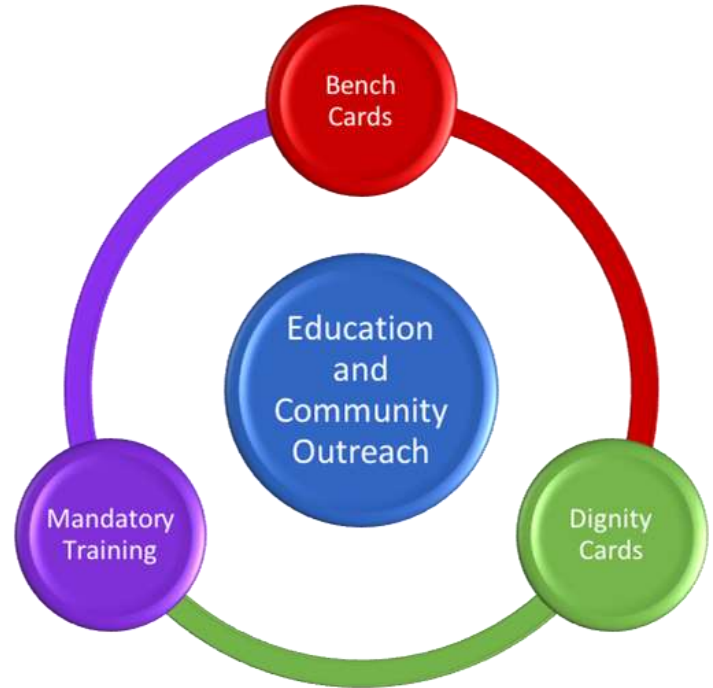


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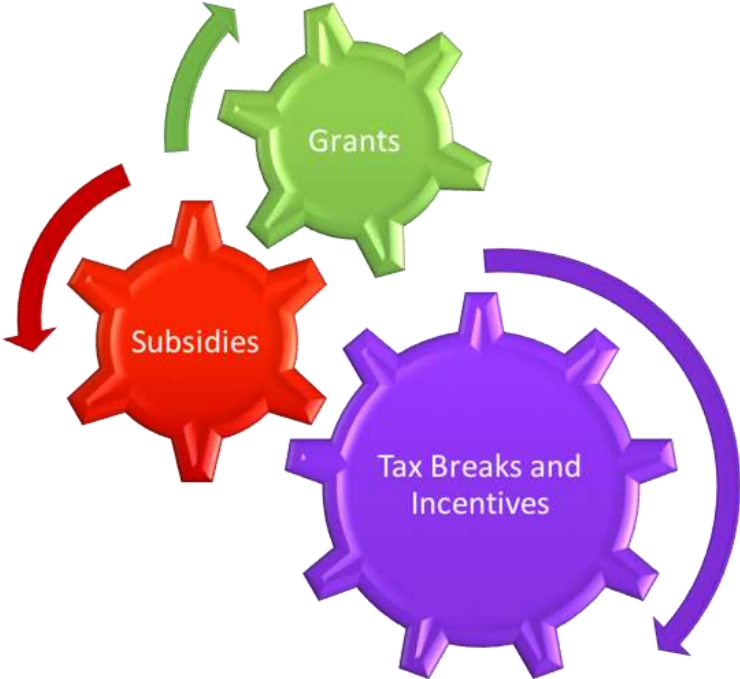
Education and Community Outreach

Mandatory training for judges in courts that conduct probation hearings and sentencing

- Alternatives to jail
- Protecting a defendant's right to counsel
- Guidance in determining ability to pay



Implementation and Funding - Community Outreach



Economic Policy Reform

- Determine offender's ability to pay
 - Income, number of dependent, liquid assets, etc.
 - Finding of indigent
 - No payments required
- Profit limits for offender-funded probation companies
- Limited rates of return for offender-funded companies
 - Market real interest rate or lending interest rate



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Economic Policy Reform

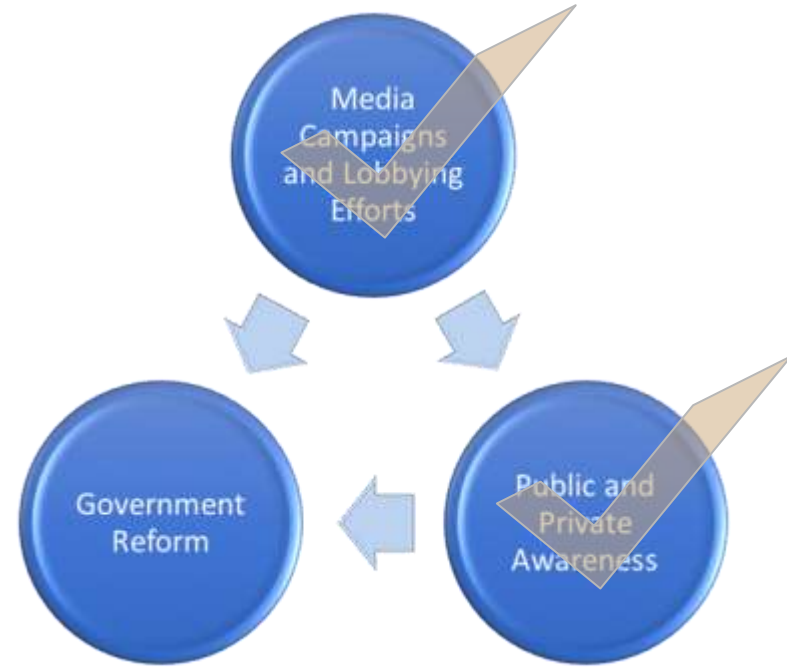
- Incentives for probation companies that do not get funding from offenders
 - Tax exempt status
- Incentives for lawyers to practice pro bono work
 - Litigation funds
 - Professional liability insurance
 - Limited tax deductions
- Jailing offenders unable to pay fines is illegal under the 14th amendment
 - Legal malpractice suits



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Implementation and Funding - Economic Policy Reform

- Contracts with profit restriction and tax exemptions
 - For offender-funded models
 - Work with state Attorney General's office
- Work with professional liability insurance companies
- Work with American Bar Association to grant CLE credits



Additional information may be found in the following references. **Dignity Before Detention** also welcomes your questions.

Thank You

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