

FILED 097

SID J. WHITE

OCT 30 1998

IN THE SUPREME COURT OF FLORIDA  
CASE NO. 93-774

CLERK, SUPREME COURT

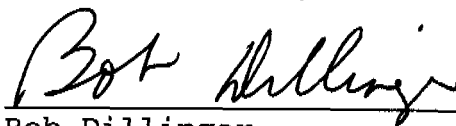
By \_\_\_\_\_  
Chief Deputy Clerk

IN RE:        ADOPTION OF FLORIDA RULES OF CRIMINAL  
                 PROCEDURE 3.704 AND 3.992 TO IMPLEMENT  
                 THE FLORIDA CRIMINAL PUNISHMENT CODE

Bob Dillinger, Public Defender for the Sixth Judicial Circuit suggests to this Honorable Court a proposed change in the format of the Criminal Punishment Code Scoresheet under Rule 3.992 and in support thereof states the following:

1.     The proposed Criminal Punishment Code Scoresheet in the heading area contains certain information which is utilized for various statistical purposes such as gender, race, plea or trial and age of offender.
2.     The undersigned respectfully submits that the addition of a section indicating whether the defendant had a publicly provided attorney or a privately retained attorney would benefit the administration of justice.
3.     The utilization of the phrase "publicly provided attorney" would cover Public Defender clients, partially indigent clients and court appointed conflict attorneys.
4.     The ability to gather this information would assist in determining matters such as the percentage of defendants sentenced who are indigent. This would allow various governmental agencies to determine the adequacy or inadequacy of funding in the criminal justice area as well as allow an analysis of the differentiation, if any, between sentencing practices involving indigent and non indigent clients. These suggestions certainly are not meant to be all inclusive but merely indicative of the assistance that the inclusion of publicly provided or privately retained could provide.

Respectfully submitted this 28<sup>th</sup> day of October,  
1998.

A handwritten signature in cursive script, appearing to read "Bob Dillinger", is written over a horizontal line.

Bob Dillinger  
Public Defender  
Sixth Judicial Circuit of Florida  
14250 49<sup>th</sup> St. No.  
Clearwater, Florida 33762  
(727) 464-6516  
Florida Bar No. 0210641