

DISTRICT ATTORNEYS

GOVERNOR'S BUDGET RECOMMENDATIONS

Source of Funds	FY09 Adjusted Base	FY10 Recommended	% Change Over FY09	FY11 Recommended	% Change Over FY10
GPR	44,226,500	42,200,000	-4.6	42,200,000	0.0
PR-O	3,258,900	2,211,700	-32.1	2,221,400	0.4
PR-S	139,200	135,600	-2.6	135,600	0.0
TOTAL	47,624,600	44,547,300	-6.5	44,557,000	0.0

FULL-TIME EQUIVALENT POSITION SUMMARY

Source of Funds	FY09 Adjusted Base	FY10 Recommended	FTE Change From FY09	FY11 Recommended	FTE Change From FY10
GPR	380.90	380.90	0.00	380.90	0.00
PR-O	44.00	40.75	-3.25	40.75	0.00
PR-S	1.00	1.00	0.00	1.00	0.00
TOTAL	425.90	422.65	-3.25	422.65	0.00

AGENCY DESCRIPTION

The agency includes 71 district attorney offices, with one office in each of 70 counties and one office serving two counties. An elected district attorney heads each office. In addition, 60 offices have one or more assistant district attorneys and 13 have one or more deputy district attorneys. These prosecutors are state employees, and other office staff are county employees. The agency distributes salaries and fringe benefits to all prosecutors, court-ordered costs for special prosecutors and limited additional administrative expenses. The costs for information technology are addressed as a part of the Department of Administration's budget.

District attorneys manage their offices and implement the terms of a collective bargaining agreement with the Association of State Prosecutors, which represents assistant district attorneys. They also:

- Prosecute violations of criminal, forfeiture and county traffic laws;
- Conduct "John Doe" and grand jury proceedings;
- Prosecute certain misdemeanor and civil actions, including sexual predator cases;
- Assist in the investigation of potential welfare fraud;
- Meet the requirements of the state's crime victims' rights law; and
- Propose budget requests.

MISSION

The mission of the agency is to advocate for justice under the law to protect the community.

PROGRAMS, GOALS, OBJECTIVES AND ACTIVITIES

Program 1: District Attorneys

Goal: Ensure justice is done in a timely manner in all instances in which a case has been referred for prosecution by law enforcement agencies.

Objective/Activity: Complete timely prosecutorial action in all cases referred by law enforcement agencies involving firearms, sexual assault and burglary.

PERFORMANCE MEASURES

2007 AND 2008 GOALS AND ACTUALS

Prog. No.	Performance Measure	Goal 2007	Actual 2007	Goal 2008	Actual 2008
1.	Number of days from receipt of all law enforcement referrals of felonies involving firearms cases until initial prosecutorial action.	9.46	N/A ¹	9.94	7.59 ²
1.	Number of days from receipt of all law enforcement referrals of sexual assault cases until initial prosecutorial action.	20.25	N/A ¹	21.26	17.64 ²
1.	Number of days from receipt of all law enforcement referrals of burglary cases until initial prosecutorial action.	15.46	N/A ¹	16.23	11.36 ²

Note: Based on fiscal year.

¹No survey was done.

²Based on an analysis of data from the district attorney Case Management System (PROTECT) for all fiscal year 2007-08 cases for the 65 district attorney offices having and using PROTECT since July 1, 2007, that responded to the request for the data. Responses were received from 29 of the 65 offices (44.6%). The statistics are the unweighted average number of days for reporting offices having such cases.

2009, 2010 AND 2011 GOALS

Prog. No.	Performance Measure	Goal 2009	Goal 2010	Goal 2011
1.	Number of days from receipt of all law enforcement referrals of felonies involving firearms cases until initial prosecutorial action.	7.97 ¹	8.37 ¹	8.79 ¹
1.	Number of days from receipt of all law enforcement referrals of sexual assault cases until initial prosecutorial action.	18.52 ¹	19.45 ¹	20.42 ¹
1.	Number of days from receipt of all law enforcement referrals of burglary cases until initial prosecutorial action.	11.93 ¹	12.53 ¹	13.16 ¹

Note: Based on fiscal year.

¹Given anticipated resource limitations, the number of days is expected to increase by 5 percent each year from the fiscal year 2007-08 actual.

DISTRICT ATTORNEYS

GOVERNOR'S BUDGET RECOMMENDATIONS

RECOMMENDATIONS

1. Across-the-Board 1 Percent Reductions
2. Full Funding of Milwaukee Clerks
3. Remove Permanent Positions
4. Standard Budget Adjustments

ITEMS NOT APPROVED

5. New Assistant District Attorney Positions
6. Conversion of Prosecutor Funding
7. Increase Part-Time Assistant District Attorneys
8. Fifth Week Vacation as Cash
9. Increased Funding for Supplies and Services

Table 1
Department Budget Summary by Funding Source (in thousands of dollars)

	ACTUAL FY08	ADJUSTED BASE FY09	AGENCY REQUEST		GOVERNOR'S RECOMMENDATION	
			FY10	FY11	FY10	FY11
GENERAL PURPOSE REVENUE	\$43,035.3	\$44,226.5	\$49,058.8	\$50,964.3	\$42,200.0	\$42,200.0
State Operations	43,035.3	44,226.5	49,058.8	50,964.3	42,200.0	42,200.0
PROGRAM REVENUE (2)	3,775.7	3,398.1	1,568.5	1,583.1	2,347.3	2,357.0
State Operations	3,473.7	3,087.0	1,248.0	1,252.9	2,029.9	2,029.9
Local Assistance	302.0	311.1	320.5	330.2	317.4	327.1
TOTALS-ANNUAL	46,811.0	47,624.6	50,627.3	52,547.4	44,547.3	44,557.0
State Operations	46,509.0	47,313.5	50,306.8	52,217.2	44,229.9	44,229.9
Local Assistance	302.0	311.1	320.5	330.2	317.4	327.1

(2) Includes Program Revenue-Service and Program Revenue-Other

Table 2
Department Position Summary by Funding Source (in FTE positions) (4)

	ADJUSTED BASE FY09	AGENCY REQUEST		GOVERNOR'S RECOMMENDATION	
		FY10	FY11	FY10	FY11
GENERAL PURPOSE REVENUE	380.90	502.13	502.13	380.90	380.90
PROGRAM REVENUE (2)	45.00	29.25	29.25	41.75	41.75
TOTALS-ANNUAL	425.90	531.38	531.38	422.65	422.65

(2) Includes Program Revenue-Service and Program Revenue-Other

(4) All positions are State Operations unless otherwise specified

Table 3
Department Budget Summary by Program (in thousands of dollars)

	ACTUAL FY08	ADJUSTED BASE FY09	AGENCY REQUEST		GOVERNOR'S RECOMMENDATION	
			FY10	FY11	FY10	FY11
1. District attorneys	\$46,811.0	\$47,624.6	\$50,627.3	\$52,547.4	\$44,547.3	\$44,557.0
TOTALS	46,811.0	47,624.6	50,627.3	52,547.4	44,547.3	44,557.0

Table 4
Department Position Summary by Program (in FTE positions) (4)

	ADJUSTED BASE FY09	AGENCY REQUEST		GOVERNOR'S RECOMMENDATION	
		FY10	FY11	FY10	FY11
1. District attorneys	425.90	531.38	531.38	422.65	422.65
TOTALS	425.90	531.38	531.38	422.65	422.65

(4) All positions are State Operations unless otherwise specified

1. Across-the-Board 1 Percent Reductions

Source of Funds	Agency Request				Governor's Recommendation			
	FY10		FY11		FY10		FY11	
	Dollars	Positions	Dollars	Positions	Dollars	Positions	Dollars	Positions
GPR	0	0.00	0	0.00	-442,300	0.00	-442,300	0.00
PR-O	0	0.00	0	0.00	-32,600	0.00	-32,600	0.00
PR-S	0	0.00	0	0.00	-1,400	0.00	-1,400	0.00
TOTAL	0	0.00	0	0.00	-476,300	0.00	-476,300	0.00

The Governor recommends reducing most nonfederal appropriations by 1 percent to create additional efficiencies and balance the budget.

2. Full Funding of Milwaukee Clerks

Source of Funds	Agency Request				Governor's Recommendation			
	FY10		FY11		FY10		FY11	
	Dollars	Positions	Dollars	Positions	Dollars	Positions	Dollars	Positions
PR-O	9,400	0.00	19,100	0.00	9,400	0.00	19,100	0.00
TOTAL	9,400	0.00	19,100	0.00	9,400	0.00	19,100	0.00

The Governor recommends increasing reimbursements to Milwaukee County for clerks staffing the Felony Drug Crime Courts, Violent Crime Courts and Operation Ceasefire prosecutions.

3. Remove Permanent Positions

Source of Funds	Agency Request				Governor's Recommendation			
	FY10		FY11		FY10		FY11	
	Dollars	Positions	Dollars	Positions	Dollars	Positions	Dollars	Positions
PR-O	0	-3.25	0	-3.25	0	-3.25	0	-3.25
TOTAL	0	-3.25	0	-3.25	0	-3.25	0	-3.25

The Governor recommends decreasing position authority where funding is no longer available.

4. Standard Budget Adjustments

Source of Funds	Agency Request				Governor's Recommendation			
	FY10		FY11		FY10		FY11	
	Dollars	Positions	Dollars	Positions	Dollars	Positions	Dollars	Positions
GPR	-1,666,500	0.00	-1,666,500	0.00	-1,584,200	0.00	-1,584,200	0.00
PR-O	-1,024,000	0.00	-1,024,000	0.00	-1,024,000	0.00	-1,024,000	0.00
PR-S	13,600	0.00	18,500	0.00	-2,200	0.00	-2,200	0.00
TOTAL	-2,676,900	0.00	-2,672,000	0.00	-2,610,400	0.00	-2,610,400	0.00

The Governor recommends adjusting the agency's base budget for: (a) turnover reduction (-\$213,600 in each year); (b) full funding of continuing position salaries and fringe benefits (-\$2,494,300 in each year); and (c) night and weekend differential pay (\$97,500 in each year).

ITEMS NOT APPROVED

The following requests are not included in the Governor's budget recommendations for the District Attorneys.

Decision Item	Source of Funds	FY10		FY11	
		Dollars	Positions	Dollars	Positions
5. New Assistant District Attorney Positions	GPR	4,695,600	100.6	6,408,300	100.63
6. Conversion of Prosecutor Funding	GPR	828,600	12.50	828,600	12.50
	PR-O	-828,600	-12.50	-828,600	-12.50
7. Increase Part-Time Assistant District Attorneys	GPR	479,000	8.10	638,600	8.10
8. Fifth Week Vacation as Cash	GPR	245,600	0.00	278,800	0.00
9. Increased Funding for Supplies and Services	GPR	250,000	0.00	250,000	0.00
TOTAL OF ITEMS NOT APPROVED	GPR	6,498,800	121.23	8,404,300	121.23
	PR-O	-828,600	-12.50	-828,600	-12.50

