

## DEPARTMENT OF JUSTICE

### GOVERNOR'S BUDGET RECOMMENDATIONS

Source of Funds	FY15 Adjusted Base	FY16 Recommended	% Change Over FY15	FY17 Recommended	% Change Over FY16
GPR	48,431,300	51,337,900	6.0	51,422,000	0.2
PR-F	24,995,100	22,599,400	-9.6	22,613,500	0.1
PR-O	20,009,900	20,521,100	2.6	20,584,600	0.3
PR-S	30,304,600	30,898,200	2.0	31,113,300	0.7
SEG-O	394,600	387,500	-1.8	388,200	0.2
TOTAL	124,135,500	125,744,100	1.3	126,121,600	0.3

### FULL-TIME EQUIVALENT POSITION SUMMARY

Source of Funds	FY15 Adjusted Base	FY16 Recommended	FTE Change Over FY15	FY17 Recommended	FTE Change Over FY16
GPR	392.58	393.18	0.60	393.18	0.00
PR-F	42.33	37.18	-5.15	37.18	0.00
PR-O	94.76	95.01	0.25	95.01	0.00
PR-S	143.32	146.62	3.30	146.62	0.00
SEG-O	2.75	2.75	0.00	2.75	0.00
TOTAL	675.74	674.74	-1.00	674.74	0.00

### AGENCY DESCRIPTION

The department is headed by the Attorney General, an elected constitutional officer. The department provides legal, criminal investigatory and other law enforcement services for the state, as well as services to the victims of crimes.

The Division of Legal Services prosecutes major crimes, handles felony appeals, represents the interests of the state in court, advises state officers and agencies regarding their legal rights and responsibilities, and represents those officers and agencies in court. The division advises county district attorneys on matters within the jurisdiction of their offices. The division also participates in the preparation of legal opinions requested of the Attorney General.

The Division of Law Enforcement Services analyzes forensic physical evidence for state and local law enforcement agencies. The division includes the state repository for fingerprint identification and criminal history record information and operates a 24-hours-a-day, 7-days-a-week statewide computerized telecommunications system linking law enforcement agencies. The division also provides training at advanced levels, and administers recruitment and training standards, which apply to all Wisconsin law enforcement officers.

## **Justice**

The Division of Criminal Investigation investigates crime that is statewide in nature or importance. The division enforces laws pertaining to gambling, prostitution, narcotics violations, white collar crime, computer crimes, government corruption and crimes against children; investigates fires of unknown or suspect incendiary origin; and assists local law enforcement in the investigation of crimes against persons and property. Upon request, the division assists local law enforcement agencies in cases involving homicides and multijurisdictional theft or fraud. The division also performs special investigations requested by the Governor or the Legislature. In addition, the division provides extensive training to local, state and federal officers on current issues in law enforcement.

The Division of Management Services is responsible for operational support, which includes policy analysis, budget development and analysis, fiscal operations, information technology, and human resources services.

The Office of Crime Victim Services helps victims exercise their rights and access services. The office provides financial assistance to victims and to the programs that serve them. In addition, the office advocates for public policy and resources to enhance and expand victims' rights and services; informs the public, professionals and policymakers about crime victim issues; and educates, trains and provides technical assistance to professionals assisting victims of crime.

## **MISSION**

The department's mission is focused on public protection and defense of the state in litigation.

## DEPARTMENT OF JUSTICE

### GOVERNOR'S BUDGET RECOMMENDATIONS

#### RECOMMENDATIONS

1. Transfer the Office of State Prosecutors
2. Ongoing Lapse Authority
3. Eliminate Long-Term Vacancies
4. State Justice Assistance Grants
5. Creation of the Solicitor General's Office
6. Crime Prevention Funding Board Surcharge and Crime Prevention Organizations
7. Modifications to Surcharge Appropriations
8. Statutory Transfer to District Attorneys Appropriation
9. Convert Interagency and Intra-agency Appropriation to Continuing
10. Convert Delinquent Obligation Collection Appropriation to Continuing
11. Program Revenue Reestimates
12. Position Realignment
13. Standard Budget Adjustments

#### ITEMS NOT APPROVED

14. Administrative Resources for Treatment Alternatives and Diversion Program
15. Drug Disposal Programs
16. Litigation Support Team
17. Law Enforcement Officer-Involved Death Investigations
18. Delete Obsolete or Duplicative Appropriations
19. Convert TIME Terminal Charges Appropriation to PR-Continuing
20. Eliminate Global Positioning Tracking (GPS) Appropriation

**Justice**

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

	ACTUAL FY14	ADJUSTED BASE FY15	AGENCY REQUEST FY16	AGENCY REQUEST FY17	GOVERNOR'S RECOMMENDATION FY16	GOVERNOR'S RECOMMENDATION FY17
GENERAL PURPOSE REVENUE	\$47,584.2	\$48,431.3	\$51,307.6	\$51,446.7	\$51,337.9	\$51,422.0
State Operations	39,839.3	40,513.5	43,883.0	44,022.1	43,738.3	43,822.4
Local Assistance	5,035.8	5,033.7	5,036.5	5,036.5	5,036.5	5,036.5
Aids to Ind. & Org.	2,709.1	2,884.1	2,388.1	2,388.1	2,563.1	2,563.1
FEDERAL REVENUE (1)	\$24,755.5	\$24,995.1	\$23,740.7	\$23,748.8	\$22,599.4	\$22,613.5
State Operations	7,107.0	5,283.0	5,911.8	5,919.9	5,912.9	5,921.0
Local Assistance	16,190.5	18,888.2	16,005.0	16,005.0	14,862.6	14,868.6
Aids to Ind. & Org.	1,457.9	823.9	1,823.9	1,823.9	1,823.9	1,823.9
PROGRAM REVENUE (2)	\$47,156.6	\$50,314.5	\$52,536.4	\$52,744.9	\$51,419.3	\$51,697.9
State Operations	29,929.8	32,427.3	34,784.6	34,993.1	33,922.0	34,200.3
Local Assistance	15,846.7	16,709.4	15,484.5	15,484.5	15,480.0	15,480.3
Aids to Ind. & Org.	1,380.1	1,177.8	2,267.3	2,267.3	2,017.3	2,017.3
SEGREGATED REVENUE (3)	\$389.4	\$394.6	\$387.5	\$388.2	\$387.5	\$388.2
State Operations	389.4	394.6	387.5	388.2	387.5	388.2
TOTALS - ANNUAL	\$119,885.7	\$124,135.5	\$127,972.2	\$128,328.6	\$125,744.1	\$126,121.6
State Operations	77,265.5	78,618.4	84,966.9	85,323.3	83,960.7	84,331.9
Local Assistance	37,073.0	40,631.3	36,526.0	36,526.0	35,379.1	35,385.4
Aids to Ind. & Org.	5,547.2	4,885.8	6,479.3	6,479.3	6,404.3	6,404.3

(1) Includes Program Revenue-Federal and Segregated Revenue-Federal

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

(3) Includes Segregated Revenue-Service, Segregated Revenue-Other and Segregated Revenue-Local

**Justice**

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

	ADJUSTED BASE FY15	AGENCY REQUEST FY16	FY17	GOVERNOR'S RECOMMENDATION FY16	FY17
GENERAL PURPOSE REVENUE	392.58	397.58	397.58	393.18	393.18
State Operations	392.18	397.18	397.18	392.78	392.78
Local Assistance	0.40	0.40	0.40	0.40	0.40
FEDERAL REVENUE (1)	42.33	41.13	41.13	37.18	37.18
State Operations	39.73	38.53	38.53	34.18	34.18
Local Assistance	2.60	2.60	2.60	3.00	3.00
PROGRAM REVENUE (2)	238.08	248.38	248.38	241.63	241.63
SEGREGATED REVENUE (3)	2.75	2.75	2.75	2.75	2.75
TOTALS - ANNUAL	675.74	689.84	689.84	674.74	674.74
State Operations	672.74	686.84	686.84	671.34	671.34
Local Assistance	3.00	3.00	3.00	3.40	3.40

(1) Includes Program Revenue-Federal and Segregated Revenue-Federal

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

(3) Includes Segregated Revenue-Service, Segregated Revenue-Other and Segregated Revenue-Local

(4) All positions are State Operations unless otherwise specified

**Justice**

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

	ACTUAL FY14	ADJUSTED BASE FY15	AGENCY REQUEST		GOVERNOR'S RECOMMENDATION	
			FY16	FY17	FY16	FY17
1. Legal services	\$16,080.5	\$16,722.4	\$17,734.3	\$17,839.2	\$17,822.9	\$18,017.7
2. Law enforcement services	\$72,279.4	\$77,859.7	\$75,759.5	\$75,998.6	\$74,427.6	\$74,591.6
3. Administrative services	\$5,603.6	\$5,654.6	\$6,836.0	\$6,848.0	\$7,017.4	\$7,029.4
5. Victims and witnesses	\$25,922.2	\$23,898.8	\$27,642.4	\$27,642.8	\$26,476.2	\$26,482.9
<b>TOTALS</b>	<b>\$119,885.7</b>	<b>\$124,135.5</b>	<b>\$127,972.2</b>	<b>\$128,328.6</b>	<b>\$125,744.1</b>	<b>\$126,121.6</b>

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

	ADJUSTED BASE FY15	AGENCY REQUEST		GOVERNOR'S RECOMMENDATION	
		FY16	FY17	FY16	FY17
1. Legal services	152.90	155.40	155.40	156.40	156.40
2. Law enforcement services	445.24	453.89	453.89	436.79	436.79
3. Administrative services	53.10	54.05	54.05	55.05	55.05
5. Victims and witnesses	24.50	26.50	26.50	26.50	26.50
<b>TOTALS</b>	<b>675.74</b>	<b>689.84</b>	<b>689.84</b>	<b>674.74</b>	<b>674.74</b>

(4) All positions are State Operations unless otherwise specified

## Justice

### 1. Transfer the Office of State Prosecutors

Source of Funds	Agency Request				Governor's Recommendations			
	FY16		FY17		FY16		FY17	
	Dollars	Positions	Dollars	Positions	Dollars	Positions	Dollars	Positions
GPR	0	0.00	0	0.00	181,700	1.00	181,700	1.00
TOTAL	0	0.00	0	0.00	181,700	1.00	181,700	1.00

The Governor recommends transferring the Office of State Prosecutors from the Department of Administration to the department. See Department of Administration, Item #6.

### 2. Ongoing Lapse Authority

The Governor recommends amending 2013 Wisconsin Act 20, as last affected by 2013 Wisconsin Act 145, to require a lapse from PR and GPR appropriations of executive branch state agencies to extend through FY17. The department's amount is \$2,040,300 in each fiscal year.

### 3. Eliminate Long-Term Vacancies

Source of Funds	Agency Request				Governor's Recommendations			
	FY16		FY17		FY16		FY17	
	Dollars	Positions	Dollars	Positions	Dollars	Positions	Dollars	Positions
PR-F	0	0.00	0	0.00	0	-4.55	0	-4.55
PR-S	0	0.00	0	0.00	0	-0.45	0	-0.45
TOTAL	0	0.00	0	0.00	0	-5.00	0	-5.00

The Governor recommends reducing authority for positions that have been vacant for 12 months or more.

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### 4. State Justice Assistance Grants

Source of Funds	Agency Request				Governor's Recommendations			
	FY16		FY17		FY16		FY17	
	Dollars	Positions	Dollars	Positions	Dollars	Positions	Dollars	Positions
GPR	-496,000	0.00	-496,000	0.00	-321,000	0.00	-321,000	0.00
PR-F	-78,100	-1.00	-78,100	-1.00	-78,100	-1.00	-78,100	-1.00
PR-S	-326,100	1.10	-331,100	1.10	-667,000	0.00	-667,000	0.00
TOTAL	-900,200	0.10	-905,200	0.10	-1,066,100	-1.00	-1,066,100	-1.00

The Governor recommends creating a state justice assistance grant program in the amount of \$1,750,000 PR in each year through the consolidation of individual grant programs. The new program will provide grants to other state agencies, local units of government and private organizations for crime prevention and public safety. The Governor also recommends reducing expenditure and position authority related to the consolidation of the various existing programs.

### 5. Creation of the Solicitor General's Office

Source of Funds	Agency Request				Governor's Recommendations			
	FY16		FY17		FY16		FY17	
	Dollars	Positions	Dollars	Positions	Dollars	Positions	Dollars	Positions
PR-S	0	0.00	0	0.00	443,200	4.00	584,500	4.00
TOTAL	0	0.00	0	0.00	443,200	4.00	584,500	4.00

The Governor recommends providing funding and position authority to establish the Solicitor General's Office in the department. The creation of the office will allow the department to provide a more in-depth level of representation for the state at both the state and federal appellate levels for increasingly complicated legal issues.

### 6. Crime Prevention Funding Board Surcharge and Crime Prevention Organizations

The Governor recommends creating a \$20 crime prevention funding board surcharge for each felony and misdemeanor conviction. All funds collected by a county under the crime prevention funding board surcharge must be held by the county in a crime prevention fund. The Governor also recommends requiring each county to create a crime prevention funding board, comprised of seven local criminal justice officials. Funds held in a crime prevention fund must be distributed as grants at the direction of a crime prevention funding board.

**7. Modifications to Surcharge Appropriations**

The Governor recommends changes to the use of surcharge revenues in the criminal justice system by: (a) amending statutory language of the crime laboratory equipment and supplies appropriation to utilize receipts from the deoxyribonucleic acid surcharge to support the program, rather than the penalty surcharge; (b) amending statutory language of court interpreters appropriation to utilize receipts from the penalty surcharge to support the program, rather than the justice information fee (see Circuit Courts, Item #2); and (c) requiring a lapse of any unencumbered balance in justice information fee appropriations to the Department of Administration at the end of each fiscal year. See Department of Administration, Item #40.

**8. Statutory Transfer to District Attorneys Appropriation**

The Governor recommends transferring the source of funding for the deoxyribonucleic acid evidence activities appropriation in the District Attorneys from the drug law enforcement, crime laboratories, and genetic evidence activities appropriation to the crime laboratories; deoxyribonucleic acid analysis appropriation.

**9. Convert Interagency and Intra-agency Appropriation to Continuing**

Source of Funds	Agency Request				Governor's Recommendations			
	FY16		FY17		FY16		FY17	
	Dollars	Positions	Dollars	Positions	Dollars	Positions	Dollars	Positions
PR-S	105,500	0.00	105,500	0.00	0	0.00	0	0.00
TOTAL	105,500	0.00	105,500	0.00	0	0.00	0	0.00

The Governor recommends converting the department's interagency and intra-agency appropriation from an annual appropriation to a continuing appropriation.

**10. Convert Delinquent Obligation Collection Appropriation to Continuing**

The Governor recommends converting the appropriation for delinquent obligation collection from an annual appropriation to a continuing appropriation.

**Justice****11. Program Revenue Reestimates**

Source of Funds	Agency Request				Governor's Recommendations			
	FY16		FY17		FY16		FY17	
	Dollars	Positions	Dollars	Positions	Dollars	Positions	Dollars	Positions
PR-F	-1,116,000	0.00	-1,116,000	0.00	4,012,100	0.00	4,012,100	0.00
PR-O	812,500	0.00	812,500	0.00	812,500	0.00	812,500	0.00
PR-S	470,000	0.00	470,000	0.00	470,000	0.00	470,000	0.00
<b>TOTAL</b>	<b>166,500</b>	<b>0.00</b>	<b>166,500</b>	<b>0.00</b>	<b>5,294,600</b>	<b>0.00</b>	<b>5,294,600</b>	<b>0.00</b>

The Governor recommends adjusting the department's expenditure authority based on reestimates of funding.

**12. Position Realignment**

Source of Funds	Agency Request				Governor's Recommendations			
	FY16		FY17		FY16		FY17	
	Dollars	Positions	Dollars	Positions	Dollars	Positions	Dollars	Positions
GPR	-6,400	0.00	-6,400	0.00	-23,600	-0.40	-23,600	-0.40
PR-F	-10,500	-0.20	-10,500	-0.20	20,000	0.40	20,000	0.40
PR-O	-10,100	0.35	-10,100	0.35	-17,400	0.25	-17,400	0.25
PR-S	27,000	-0.15	27,000	-0.15	21,000	-0.25	21,000	-0.25
<b>TOTAL</b>	<b>0</b>	<b>0.00</b>	<b>0</b>	<b>0.00</b>	<b>0</b>	<b>0.00</b>	<b>0</b>	<b>0.00</b>

The Governor recommends transferring funding and position authority in order to align department programs with the correct appropriation.

Justice

13. Standard Budget Adjustments

Source of Funds	Agency Request				Governor's Recommendations			
	FY16		FY17		FY16		FY17	
	Dollars	Positions	Dollars	Positions	Dollars	Positions	Dollars	Positions
GPR	3,069,800	0.00	3,153,900	0.00	3,069,500	0.00	3,153,600	0.00
PR-F	-49,800	0.00	-41,700	0.00	-6,349,700	0.00	-6,335,600	0.00
PR-O	172,300	0.00	214,600	0.00	-283,900	0.00	-220,400	0.00
PR-S	326,900	0.00	400,700	0.00	326,400	0.00	400,200	0.00
SEG-O	-7,100	0.00	-6,400	0.00	-7,100	0.00	-6,400	0.00
TOTAL	3,512,100	0.00	3,721,100	0.00	-3,244,800	0.00	-3,008,600	0.00

The Governor recommends adjusting the department's base budget for: (a) turnover reduction (-\$737,000 in each year); (b) removal of noncontinuing elements from the base (-\$147,700 in each year); (c) full funding of continuing position salaries and fringe benefits (\$2,625,400 in each year); (d) ongoing s. 13.10 approvals and enacted legislation with delayed effective dates (no net fiscal effect); (e) reclassifications and semiautomatic pay progression (\$131,400 in FY16 and \$218,300 in FY17); (f) overtime (\$695,400 in each year); (g) night and weekend differential pay (\$11,800 in each year); (h) full funding of lease and directed moves costs (-\$5,824,100 in FY16 and -\$5,674,800 in FY17); and (i) minor transfers within the same alpha appropriation.

**Justice****ITEMS NOT APPROVED**

The following requests are not included in the Governor's budget recommendations for the Department of Justice.

Decision Item	Source of Funds	FY16		FY17	
		Dollars	Positions	Dollars	Positions
14. Administrative Resources for Treatment Alternatives and Diversion Program	GPR	308,900	5.00	363,900	5.00
15. Drug Disposal Programs	PR-S	65,100	1.00	77,700	1.00
16. Litigation Support Team	PR-O	236,200	3.00	287,600	3.00
17. Law Enforcement Officer-Involved Death Investigations	PR-S	352,600	5.00	386,000	5.00
18. Delete Obsolete or Duplicative Appropriations	PR-O	-10,000	0.00	-10,000	0.00
19. Convert TIME Terminal Charges Appropriation to PR-Continuing	PR-S	0	0.00	0	0.00
20. Eliminate Global Positioning Tracking (GPS) Appropriation	GPR	0	0.00	0	0.00
TOTAL OF ITEMS NOT APPROVED	GPR	308,900	5.00	363,900	5.00
	PR-O	226,200	3.00	277,600	3.00
	PR-S	417,700	6.00	463,700	6.00