

DISTRICT ATTORNEYS

GOVERNOR'S BUDGET RECOMMENDATIONS

Source of Funds	FY15 Adjusted Base	FY16 Recommended	% Change Over FY15	FY17 Recommended	% Change Over FY16
GPR	46,296,100	43,829,600	-5.3	44,422,700	1.4
PR-O	3,369,600	3,411,300	1.2	3,346,400	-1.9
PR-S	149,100	153,900	3.2	153,900	0.0
TOTAL	49,814,800	47,394,800	-4.9	47,923,000	1.1

FULL-TIME EQUIVALENT POSITION SUMMARY

Source of Funds	FY15 Adjusted Base	FY16 Recommended	FTE Change Over FY15	FY17 Recommended	FTE Change Over FY16
GPR	383.95	383.95	0.00	383.95	0.00
PR-O	50.00	40.00	-10.00	40.00	0.00
PR-S	1.00	1.00	0.00	1.00	0.00
TOTAL	434.95	424.95	-10.00	424.95	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 14 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. 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.

District Attorneys

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

2013 AND 2014 GOALS AND ACTUALS

Prog. No.	Performance Measure	Goal 2013	Actual 2013	Goal 2014	Actual 2014
1.	Number of days from receipt of all law enforcement referrals of felonies involving firearms cases until initial prosecutorial action.	12.67	18.34 ¹	13.30	13.05 ¹
1.	Number of days from receipt of all law enforcement referrals of sexual assault cases until initial prosecutorial action.	18.71	43.89 ¹	19.65	17.60 ¹
1.	Number of days from receipt of all law enforcement referrals of burglary cases until initial prosecutorial action.	19.14	30.90 ¹	20.10	14.73 ¹

Note: Based on fiscal year.

¹Based on an analysis of data from the District Attorney Case Management System (PROTECT) for fiscal years 2012-13 and 2013-14 cases for the 70 district attorney offices having and using PROTECT since July 1, 2012, that responded to the request for data. Responses were received from 44 of the 70 offices (62.9%). The statistics are the unweighted average number of days for reporting of offices having such cases.

District Attorneys

2015, 2016 AND 2017 GOALS

Prog. No.	Performance Measure	Goal 2015¹	Goal 2016	Goal 2017
1.	Number of days from receipt of all law enforcement referrals of felonies involving firearms cases until initial prosecutorial action.	13.70	14.39	15.11
1.	Number of days from receipt of all law enforcement referrals of sexual assault cases until initial prosecutorial action.	18.48	19.40	20.37
1.	Number of days from receipt of all law enforcement referrals of burglary cases until initial prosecutorial action.	15.47	16.24	17.05

Note: Based on fiscal year.

¹Goals for 2015 have been revised.

DISTRICT ATTORNEYS

GOVERNOR'S BUDGET RECOMMENDATIONS

RECOMMENDATIONS

1. Ongoing Lapse Authority
2. Full Funding of Milwaukee Clerks
3. Additional Deputy District Attorneys
4. Special Prosecutor Appointments
5. Remove Permanent Positions from Base
6. Standard Budget Adjustments

ITEMS NOT APPROVED

7. New General Purpose Revenue Positions
8. Conversion of Prosecutor Funding
9. Increase Part-time Elected District Attorney
10. Increase Part-time Assistant District Attorneys
11. Fifth Week of Vacation as Cash
12. Increased Funding for Supplies and Services

District Attorneys

**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	\$43,470.2	\$46,296.1	\$56,680.3	\$62,622.7	\$43,829.6	\$44,422.7
State Operations	43,470.2	46,296.1	56,680.3	62,622.7	43,829.6	44,422.7
PROGRAM REVENUE (2)	\$3,446.3	\$3,518.7	\$3,385.5	\$2,972.6	\$3,565.2	\$3,500.3
State Operations	3,125.6	3,164.7	3,027.9	2,611.5	3,207.6	3,139.2
Local Assistance	320.7	354.0	357.6	361.1	357.6	361.1
TOTALS - ANNUAL	\$46,916.5	\$49,814.8	\$60,065.8	\$65,595.3	\$47,394.8	\$47,923.0
State Operations	46,595.8	49,460.8	59,708.2	65,234.2	47,037.2	47,561.9
Local Assistance	320.7	354.0	357.6	361.1	357.6	361.1

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

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

	ADJUSTED BASE FY15	AGENCY REQUEST FY16	AGENCY REQUEST FY17	GOVERNOR'S RECOMMENDATION FY16	GOVERNOR'S RECOMMENDATION FY17
GENERAL PURPOSE REVENUE	383.95	490.60	490.60	383.95	383.95
PROGRAM REVENUE (2)	51.00	25.50	25.50	41.00	41.00
TOTALS - ANNUAL	434.95	516.10	516.10	424.95	424.95

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

(4) All positions are State Operations unless otherwise specified

District Attorneys

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. District attorneys	\$46,916.5	\$49,814.8	\$60,065.8	\$65,595.3	\$47,394.8	\$47,923.0
TOTALS	\$46,916.5	\$49,814.8	\$60,065.8	\$65,595.3	\$47,394.8	\$47,923.0

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

	ADJUSTED BASE FY15	AGENCY REQUEST		GOVERNOR'S RECOMMENDATION	
		FY16	FY17	FY16	FY17
1. District attorneys	434.95	516.10	516.10	424.95	424.95
TOTALS	434.95	516.10	516.10	424.95	424.95

(4) All positions are State Operations unless otherwise specified

District Attorneys

1. 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 district attorneys' amount is \$43,300 in each year.

2. Full Funding of Milwaukee Clerks

Source of Funds	Agency Request				Governor's Recommendations			
	FY16		FY17		FY16		FY17	
	Dollars	Positions	Dollars	Positions	Dollars	Positions	Dollars	Positions
PR-O	3,600	0.00	7,100	0.00	3,600	0.00	7,100	0.00
TOTAL	3,600	0.00	7,100	0.00	3,600	0.00	7,100	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. Additional Deputy District Attorneys

Source of Funds	Agency Request				Governor's Recommendations			
	FY16		FY17		FY16		FY17	
	Dollars	Positions	Dollars	Positions	Dollars	Positions	Dollars	Positions
GPR	26,500	0.00	26,500	0.00	0	0.00	0	0.00
TOTAL	26,500	0.00	26,500	0.00	0	0.00	0	0.00

The Governor recommends increasing the number of deputy district attorney positions authorized in prosecutorial units with populations of 500,000 or more.

4. Special Prosecutor Appointments

The Governor recommends amending statutory language related to appointments of special prosecutors to specify that the qualifying circumstance of physical inability to attend to duties must be due to a health issue. The Governor also recommends that, prior to appointing a special prosecutor, a judge or requesting district attorney must submit an affidavit attesting to the qualifying circumstance.

District Attorneys**5. Remove Permanent Positions from Base**

Source of Funds	Agency Request				Governor's Recommendations			
	FY16		FY17		FY16		FY17	
	Dollars	Positions	Dollars	Positions	Dollars	Positions	Dollars	Positions
PR-O	-492,400	-10.00	-492,400	-10.00	-683,800	-10.00	-683,800	-10.00
TOTAL	-492,400	-10.00	-492,400	-10.00	-683,800	-10.00	-683,800	-10.00

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

6. Standard Budget Adjustments

Source of Funds	Agency Request				Governor's Recommendations			
	FY16		FY17		FY16		FY17	
	Dollars	Positions	Dollars	Positions	Dollars	Positions	Dollars	Positions
GPR	4,346,100	0.00	7,653,700	0.00	-2,466,500	0.00	-1,873,400	0.00
PR-O	1,243,000	0.00	1,243,000	0.00	721,900	0.00	653,500	0.00
PR-S	4,800	0.00	4,800	0.00	4,800	0.00	4,800	0.00
TOTAL	5,593,900	0.00	8,901,500	0.00	-1,739,800	0.00	-1,215,100	0.00

The Governor recommends adjusting the agency's base budget for: (a) turnover reduction (-\$210,600 in each year); (b) removal of noncontinuing elements from the base (-\$68,400 in FY17); (c) full funding of continuing position salaries and fringe benefits (-\$1,624,000 in FY16 and -\$1,030,900 in FY17); and (d) night and weekend differential pay (\$94,800 in each year).

District Attorneys

ITEMS NOT APPROVED

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

Decision Item	Source of Funds	FY16		FY17	
		Dollars	Positions	Dollars	Positions
7. New General Purpose Revenue Positions	GPR	4,328,000	84.40	6,348,900	84.40
8. Conversion of Prosecutor Funding	GPR	892,200	15.50	1,308,600	15.50
	PR-O	-892,200	-15.50	-1,308,600	-15.50
9. Increase Part-time Elected District Attorney	GPR	57,200	0.50	57,800	0.50
10. Increase Part-time Assistant District Attorneys	GPR	329,000	6.25	482,600	6.25
11. Fifth Week of Vacation as Cash	GPR	173,500	0.00	173,500	0.00
12. Increased Funding for Supplies and Services	GPR	275,000	0.00	275,000	0.00
TOTAL OF ITEMS NOT APPROVED	GPR	6,054,900	106.65	8,646,400	106.65
	PR-O	-892,200	-15.50	-1,308,600	-15.50

District Attorneys