

## DISTRICT ATTORNEYS

### GOVERNOR'S BUDGET RECOMMENDATIONS

Source of Funds	FY21 Adjusted Base	FY22 Recommended	% Change Over FY21	FY23 Recommended	% Change Over FY22
GPR	51,022,700	55,818,300	9.4	57,789,000	3.5
PR-O	3,778,100	4,076,600	7.9	4,036,500	-1.0
PR-S	104,400	104,600	0.2	104,600	0.0
<b>TOTAL</b>	<b>54,905,200</b>	<b>59,999,500</b>	<b>9.3</b>	<b>61,930,100</b>	<b>3.2</b>

### FULL-TIME EQUIVALENT POSITION SUMMARY

Source of Funds	FY21 Adjusted Base	FY22 Recommended	FTE Change Over FY21	FY23 Recommended	FTE Change Over FY22
GPR	449.00	458.90	9.90	458.90	0.00
PR-O	43.50	37.50	-6.00	37.50	0.00
PR-S	1.00	1.00	0.00	1.00	0.00
<b>TOTAL</b>	<b>493.50</b>	<b>497.40</b>	<b>3.90</b>	<b>497.40</b>	<b>0.00</b>

### 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 felonies, misdemeanors and civil actions, including sexual predator cases;
- Assist in the investigation of potential welfare fraud;

- Handle all misdemeanor and select felony appeals;
- 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**

**2019 AND 2020 GOALS AND ACTUALS**

Prog. No.	Performance Measure	Goal 2019	Actual 2019 <sup>1</sup>	Goal 2020	Actual 2020 <sup>1</sup>
1.	Number of days from receipt of all law enforcement referrals of felonies involving firearms cases until initial prosecutorial action.	16.7	21.2	17.7	13.8
1.	Number of days from receipt of all law enforcement referrals of sexual assault cases until initial prosecutorial action.	22.5	43.1	23.5	22.8
1.	Number of days from receipt of all law enforcement referrals of burglary cases until initial prosecutorial action.	18.8	32.8	19.8	18.2

Note: Based on fiscal year.

<sup>1</sup>Based on an analysis of data from the District Attorney Case Management System (PROTECT) for fiscal years 2018-19 and 2019-20 cases for the 71 district attorney offices. The statistics are the unweighted average number of days for reporting of offices having such cases.

**2021, 2022 AND 2023 GOALS**

<b>Prog. No.</b>	<b>Performance Measure</b>	<b>Goal 2021</b>	<b>Goal 2022</b>	<b>Goal 2023</b>
1.	Number of days from receipt of all law enforcement referrals of felonies involving firearms cases until initial prosecutorial action.	18.7	19.7	20.7
1.	Number of days from receipt of all law enforcement referrals of sexual assault cases until initial prosecutorial action.	24.5	25.5	26.5
1.	Number of days from receipt of all law enforcement referrals of burglary cases until initial prosecutorial action.	20.8	21.8	22.8

Note: Based on fiscal year.

## **DISTRICT ATTORNEYS**

### **GOVERNOR'S BUDGET RECOMMENDATIONS**

#### **RECOMMENDATIONS**

1. New GPR Positions
2. Increase Part-Time Assistant District Attorney
3. Conversion of Prosecutor Funding
4. Pay Progression
5. Deputy District Attorney Allocations
6. Standard Budget Adjustments

#### **ITEMS NOT APPROVED**

7. Increase Supplies and Services Funding
8. Increase Elected District Attorney Salary

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

	ACTUAL FY20	ADJUSTED BASE FY21	AGENCY REQUEST		GOVERNOR'S RECOMMENDATION	
			FY22	FY23	FY22	FY23
GENERAL PURPOSE REVENUE	\$48,146.3	\$51,022.7	\$62,748.0	\$67,685.6	\$55,818.3	\$57,789.0
State Operations	48,146.3	51,022.7	62,748.0	67,685.6	55,818.3	57,789.0
PROGRAM REVENUE (2)	\$4,078.4	\$3,882.5	\$4,177.2	\$4,136.9	\$4,181.2	\$4,141.1
State Operations	3,773.4	3,577.5	3,872.2	3,831.9	3,876.2	3,836.1
Local Assistance	305.0	305.0	305.0	305.0	305.0	305.0
TOTALS - ANNUAL	\$52,224.7	\$54,905.2	\$66,925.2	\$71,822.5	\$59,999.5	\$61,930.1
State Operations	51,919.7	54,600.2	66,620.2	71,517.5	59,694.5	61,625.1
Local Assistance	305.0	305.0	305.0	305.0	305.0	305.0

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

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

	ADJUSTED BASE FY21	AGENCY REQUEST		GOVERNOR'S RECOMMENDATION	
		FY22	FY23	FY22	FY23
GENERAL PURPOSE REVENUE	449.00	515.35	515.35	458.90	458.90
PROGRAM REVENUE (2)	44.50	38.50	38.50	38.50	38.50
TOTALS - ANNUAL	493.50	553.85	553.85	497.40	497.40

(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 FY20	ADJUSTED BASE FY21	AGENCY REQUEST		GOVERNOR'S RECOMMENDATION	
			FY22	FY23	FY22	FY23
1. District attorneys	\$52,224.7	\$54,905.2	\$66,925.2	\$71,822.5	\$59,999.5	\$61,930.1
TOTALS	\$52,224.7	\$54,905.2	\$66,925.2	\$71,822.5	\$59,999.5	\$61,930.1

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

	ADJUSTED BASE FY21	AGENCY REQUEST		GOVERNOR'S RECOMMENDATION	
		FY22	FY23	FY22	FY23
1. District attorneys	493.50	553.85	553.85	497.40	497.40
TOTALS	493.50	553.85	553.85	497.40	497.40

(4) All positions are State Operations unless otherwise specified

**1. New GPR Positions**

Source of Funds	Agency Request				Governor's Recommendations			
	FY22		FY23		FY22		FY23	
	Dollars	Positions	Dollars	Positions	Dollars	Positions	Dollars	Positions
GPR	3,239,400	56.85	4,319,100	56.85	313,400	5.50	417,900	5.50
TOTAL	3,239,400	56.85	4,319,100	56.85	313,400	5.50	417,900	5.50

The Governor recommends providing funding and position authority for 5.5 FTE new assistant district attorney positions.

**2. Increase Part-Time Assistant District Attorney**

Source of Funds	Agency Request				Governor's Recommendations			
	FY22		FY23		FY22		FY23	
	Dollars	Positions	Dollars	Positions	Dollars	Positions	Dollars	Positions
GPR	38,000	0.50	38,000	0.50	30,400	0.40	30,400	0.40
TOTAL	38,000	0.50	38,000	0.50	30,400	0.40	30,400	0.40

The Governor recommends providing funding and position authority to increase a part-time assistant district attorney position to full-time.

**3. Conversion of Prosecutor Funding**

Source of Funds	Agency Request				Governor's Recommendations			
	FY22		FY23		FY22		FY23	
	Dollars	Positions	Dollars	Positions	Dollars	Positions	Dollars	Positions
GPR	919,400	9.00	919,400	9.00	407,500	4.00	407,500	4.00
PR-O	-407,500	-4.00	-407,500	-4.00	-407,500	-4.00	-407,500	-4.00
TOTAL	511,900	5.00	511,900	5.00	0	0.00	0	0.00

The Governor recommends converting 4.0 FTE PR permanent positions to GPR permanent positions.

**4. Pay Progression**

Source of Funds	Agency Request				Governor's Recommendations			
	FY22		FY23		FY22		FY23	
	Dollars	Positions	Dollars	Positions	Dollars	Positions	Dollars	Positions
GPR	3,507,300	0.00	7,365,200	0.00	1,923,800	0.00	3,790,000	0.00
TOTAL	3,507,300	0.00	7,365,200	0.00	1,923,800	0.00	3,790,000	0.00

The Governor recommends providing one-time funding for pay progression for assistant district attorneys and deputy district attorneys to increase retention of experienced prosecutors.

**5. Deputy District Attorney Allocations**

The Governor recommends allowing counties with a population between 200,000 and 750,000 to appoint up to four deputy district attorneys.

**6. Standard Budget Adjustments**

Source of Funds	Agency Request				Governor's Recommendations			
	FY22		FY23		FY22		FY23	
	Dollars	Positions	Dollars	Positions	Dollars	Positions	Dollars	Positions
GPR	2,123,100	0.00	2,123,100	0.00	2,120,500	0.00	2,120,500	0.00
PR-O	702,000	-2.00	661,700	-2.00	706,000	-2.00	665,900	-2.00
PR-S	200	0.00	200	0.00	200	0.00	200	0.00
TOTAL	2,825,300	-2.00	2,785,000	-2.00	2,826,700	-2.00	2,786,600	-2.00

The Governor recommends adjusting the agency's base budget for: (a) turnover reduction (-\$1,091,900 in each year); (b) removal of noncontinuing elements from the base (-\$120,000 in FY22, -\$160,100 in FY23 and -2.0 FTE positions in each year); (c) full funding of continuing position salaries and fringe benefits (\$3,799,500 in each year); (d) reclassifications and semiautomatic pay progression (\$144,000 in each year); and (e) night and weekend differential pay (\$95,100 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	FY22		FY23	
		Dollars	Positions	Dollars	Positions
7. Increase Supplies and Services Funding	GPR	620,000	0.00	620,000	0.00
8. Increase Elected District Attorney Salary	GPR	1,278,100	0.00	1,278,100	0.00
<b>TOTAL OF ITEMS NOT APPROVED</b>	<b>GPR</b>	<b>1,898,100</b>	<b>0.00</b>	<b>1,898,100</b>	<b>0.00</b>

