

DISTRICT ATTORNEYS

GOVERNOR'S BUDGET RECOMMENDATIONS

Source of Funds	FY07 Adjusted Base	FY08 Recommended	% Change Over FY07	FY09 Recommended	% Change Over FY08
GPR	41,212,300	42,610,200	3.4	42,610,200	0.0
PR-O	1,684,400	3,150,100	87.0	3,100,100	-1.6
PR-S	150,700	135,500	-10.1	135,500	0.0
TOTAL	43,047,400	45,895,800	6.6	45,845,800	-0.1

FULL-TIME EQUIVALENT POSITION SUMMARY

Source of Funds	FY07 Adjusted Base	FY08 Recommended	FTE Change From FY07	FY09 Recommended	FTE Change From FY08
GPR	376.40	376.40	0.00	376.40	0.00
PR-O	42.75	39.25	-3.50	39.25	0.00
PR-S	1.00	1.00	0.00	1.00	0.00
TOTAL	420.15	416.65	-3.50	416.65	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 10 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

2005 AND 2006 GOALS AND ACTUALS

Prog. No.	Performance Measure	Goal 2005	Actual 2005	Goal 2006	Actual 2006
1.	Number of days from receipt of all law enforcement referrals of felonies involving firearms cases until initial prosecutorial action.	10.6	N/A ¹	11.13	9.01 ²
1.	Number of days from receipt of all law enforcement referrals of sexual assault cases until initial prosecutorial action.	19.85	N/A ¹	20.84	19.29 ²
1.	Number of days from receipt of all law enforcement referrals of burglary cases until initial prosecutorial action.	15.93	N/A ¹	16.73	14.72 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 FY06 cases for the 64 district attorney offices having and using PROTECT since July 1, 2005, that responded to the request for the data. Responses were received from 40 of the 64 offices (67.8 percent). The statistics are the unweighted average number of days for reporting offices having such cases.

2007, 2008 AND 2009 GOALS

Prog. No.	Performance Measure	Goal 2007	Goal 2008	Goal 2009
1.	Number of days from receipt of all law enforcement referrals of felonies involving firearms cases until initial prosecutorial action.	9.46	9.94	10.44
1.	Number of days from receipt of all law enforcement referrals of sexual assault cases until initial prosecutorial action.	20.25	21.26	22.32
1.	Number of days from receipt of all law enforcement referrals of burglary cases until initial prosecutorial action.	15.46	16.23	17.04

Note: Based on fiscal year.

DISTRICT ATTORNEYS

GOVERNOR'S BUDGET RECOMMENDATIONS

RECOMMENDATIONS

1. Full Funding of Milwaukee Clerks
2. Standard Budget Adjustments

ITEMS NOT APPROVED

3. New Assistant District Attorney Positions
4. Conversion of Prosecutor Funding
5. Increase Part-Time Elected District Attorneys
6. Increase Part-Time Assistant District Attorneys

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

	ACTUAL FY06	ADJUSTED BASE FY07	AGENCY REQUEST		GOVERNOR'S RECOMMENDATION	
			FY08	FY09	FY08	FY09
GENERAL PURPOSE REVENUE	\$40,808.7	\$41,212.3	\$43,675.3	\$44,208.7	\$42,610.2	\$42,610.2
State Operations	40,808.7	41,212.3	43,675.3	44,208.7	42,610.2	42,610.2
PROGRAM REVENUE (2)	3,603.4	1,835.1	2,998.6	2,618.6	3,285.6	3,235.6
State Operations	3,318.7	1,541.9	2,696.6	2,307.5	2,983.6	2,924.5
Local Assistance	284.7	293.2	302.0	311.1	302.0	311.1
TOTALS-ANNUAL	44,412.1	43,047.4	46,673.9	46,827.3	45,895.8	45,845.8
State Operations	44,127.4	42,754.2	46,371.9	46,516.2	45,593.8	45,534.7
Local Assistance	284.7	293.2	302.0	311.1	302.0	311.1

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

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

	ADJUSTED BASE FY07	AGENCY REQUEST		GOVERNOR'S RECOMMENDATION	
		FY08	FY09	FY08	FY09
GENERAL PURPOSE REVENUE	376.40	413.45	413.45	376.40	376.40
PROGRAM REVENUE (2)	43.75	31.25	31.25	40.25	40.25
TOTALS-ANNUAL	420.15	444.70	444.70	416.65	416.65

(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 FY06	ADJUSTED BASE FY07	AGENCY REQUEST		GOVERNOR'S RECOMMENDATION	
			FY08	FY09	FY08	FY09
1. District attorneys	\$44,412.1	\$43,047.4	\$46,673.9	\$46,827.3	\$45,895.8	\$45,845.8
TOTALS	44,412.1	43,047.4	46,673.9	46,827.3	45,895.8	45,845.8

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

	ADJUSTED BASE FY07	AGENCY REQUEST		GOVERNOR'S RECOMMENDATION	
		FY08	FY09	FY08	FY09
1. District attorneys	420.15	444.70	444.70	416.65	416.65
TOTALS	420.15	444.70	444.70	416.65	416.65

(4) All positions are State Operations unless otherwise specified

1. Full Funding of Milwaukee Clerks

Source of Funds	Agency Request				Governor's Recommendation			
	FY08		FY09		FY08		FY09	
	Dollars	Positions	Dollars	Positions	Dollars	Positions	Dollars	Positions
PR-O	8,800	0.00	17,900	0.00	8,800	0.00	17,900	0.00
TOTAL	8,800	0.00	17,900	0.00	8,800	0.00	17,900	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.

2. Standard Budget Adjustments

Source of Funds	Agency Request				Governor's Recommendation			
	FY08		FY09		FY08		FY09	
	Dollars	Positions	Dollars	Positions	Dollars	Positions	Dollars	Positions
GPR	1,471,000	0.00	1,471,000	0.00	1,397,900	0.00	1,397,900	0.00
PR-O	1,456,900	-3.50	1,397,800	-3.50	1,456,900	-3.50	1,397,800	-3.50
PR-S	-15,200	0.00	-15,200	0.00	-15,200	0.00	-15,200	0.00
TOTAL	2,912,700	-3.50	2,853,600	-3.50	2,839,600	-3.50	2,780,500	-3.50

The Governor recommends adjusting the agency's base budget for: (a) turnover reduction (-\$214,700 in each year); (b) removal of noncontinuing elements from the base (-\$177,300 in FY08 and -\$236,400 in FY09 and -3.5 FTE positions in each year); (c) full funding of continuing position salaries and fringe benefits (\$3,133,700 in each year); and (d) night and weekend differential pay (\$97,900 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	FY08		FY09	
		Dollars	Positions	Dollars	Positions
3. New Assistant District Attorney Positions	GPR	509,900	22.50	680,000	22.50
4. Conversion of Prosecutor Funding	GPR	387,300	11.00	750,600	11.00
	PR-O	-287,000	-9.00	-617,000	-9.00
5. Increase Part-Time Elected District Attorneys	GPR	53,700	0.50	53,700	0.50
6. Increase Part-Time Assistant District Attorneys	GPR	41,100	3.05	41,100	3.05
TOTAL OF ITEMS NOT APPROVED	GPR	992,000	37.05	1,525,400	37.05
	PR-O	-287,000	-9.00	-617,000	-9.00