

Lane County - Service Option Sheet - FY 10-11 PROPOSED BUDGET

Service:	Prosecution of Adult Defendants	Service Category:	Public Safety	
Dept:	District Attorney	Mandate:	None	Related
Contact:	Alex Gardner 682-4093; Rebecca Messenger 682-4508	Leverage:	None	Some

SHALL
HIGH

Executive Summary

The District Attorney is responsible for the prosecution of all felony offenses and most misdemeanor offenses committed in Lane County. In round figures this is 6,300 cases a year. Essential Medical Examiner and Victim Services components are included in this service, as they are mandated by law and/or essential to this function. Due to a shortage of prosecutors and investigators, we have severely compromised the effective prosecution of thousands of cases. The caseloads of the attorneys are so large we are triaging the cases and resolving many of them too lightly. We must "move" the cases. Trials take too much time and require too much investigation.

Measure	FY 07-08 Actual	FY 08-09 Actual	Results	FY 09-10 Target
Felony Cases Filed	3368	3027	Below Target	3650
Misdemeanor Cases Filed	2077	2893	Above Target	2275
Caseload per Lawyer	259	269	Below Target	235

Service Level Descriptions (Read from bottom up. Level 1 = minimum viable service level.)

	Other Funds	Expense Total	General Fund	FTE
Budget Committee Request Packages			\$0	

	Other Funds	Expense Total	General Fund	FTE
Department Request Total	\$510,027	\$7,339,881	\$6,829,854	53.80

	Other Funds	Expense Total	General Fund	FTE
Current Service Level Total	\$510,027	\$7,339,881	\$6,829,854	53.80

Level 3	\$118,125	\$1,381,650	\$1,263,525	12.30
Felony Non-Person Crime Prosecution, and Related Services: Felony Non-Person Crimes include Burglary; Manufacture, Delivery, and Possession of Illegal Drugs; Theft; Forgery; Car Theft; Property damage/destruction greater than \$750.00; Arson; Identity Theft; and Computer Crimes. The \$11+ million of Community Corrections Act dollars received by the County is primarily generated by this Level.				

Level 2	\$203,956	\$1,220,183	\$1,016,227	11.00
Misdemeanor Person Crime Prosecution, and Related Services: Misdemeanor Person Crimes include Assault-4th Degree (most "domestic" assaults), Sexual Abuse-3rd Degree, DUII (included here due to the substantial risk of death or injury involved), Contributing to the Sexual Delinquency of a Minor, and others.				

Level 1: Threshold - reductions to this level result in elimination of service	\$187,946	\$4,738,048	\$4,550,102	30.50
Felony Person Crime Investigation, Prosecution, and Related Services: In the case of death/homicide investigation, the District Attorney also shares the responsibility for investigation with the Medical Examiner and police agencies. Felony Person Crimes include Aggravated Murder (with potential for the death penalty), Murder, Rape, Sodomy, Robbery, Arson, Assault, Kidnapping, and more.				

Lane County - Service Option Sheet - FY 10-11 PROPOSED BUDGET

Service:	Prosecution of Adult Defendants	Service Category:	Public Safety	
Dept:	District Attorney	Mandate:	None	Related
Contact:	Alex Gardner 682-4093; Rebecca Messenger 682-4508	Leverage:	None	Some

SHALL
HIGH

Additional Detail

DeptIDs: Remainder of 1111010 plus 1111030 & 1111050

State/Federal Mandate

ORS 8.660; ORS 8.670; ORS 146.095; ORS 137.106; ORS 135.139; Oregon Constitution Art 7, Section 17; ORS 8.660 states "The district attorney shall attend the terms of all courts having jurisdiction of public offenses within the district attorney's county, and except as otherwise provided in this section, conduct, on behalf of the state, all prosecution for such offenses therein."

Leverage Details

The General Fund portion of this program leverages the following:

\$4,833,157	back to the General Fund
\$6,223,421	into other County Funds
	directly or via subcontract to community organizations
	directly to community members via service provided

For the purpose of this comparison, only include leveraged funds that are dependent on General Fund revenue. Do not include funds that would still be leveraged if the General Fund portion of the service were decreased or eliminated.

Comments

This 2009-2010 District Attorney budget restored several of the positions lost over the last three decades, including two additional deputies in the criminal division, one detective/investigator position and two staff positions to assist with increasing victim's services demand and other needs. Deputy staffing is up to 75% of the level recommended by the independent APRI study, and approximately 75% of 1981 levels. Criminal Investigator staff is back up to 20% of our 1980 level. At present staffing, the District Attorney's office is able to effectively prosecute all violent crime for which adequate evidence has been secured. The same is true of cases involving restraining orders and felony property crime. We're also managing the most serious drug cases and taking a good bite out of the more serious misdemeanor property crime, while supporting diversion programs, including Drug Court, "DAP" and "Bounceback". The Medical Examiner's Program continues to struggle with inadequate Deputy-ME staffing to cover all shifts and a call load of between 700 and 900 deaths per year. The approaching loss of the Sacred Heart morgue is another concern, but we've been told that our rental agreement will continue through 2010.

Volunteer Information

Advisory Committees:	# of Volunteers / # Volunteer Hours
	30 Volunteers / 9,657.5 Volunteer Hours
Volunteer Comments:	
We are heavily reliant on volunteers in the Victim Services component of our Prosecution.	

	Other Funds	Expense Total	General Fund	FTE
Current Year Total	\$640,535	\$6,764,162	\$6,123,627	53.70