

## District Attorney

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<b>DISTRICT ATTORNEY APPROPRIATION SUMMARY Fiscal Year 2009-10</b>				
<b>ADMINISTERED BY:</b>		<b>DISTRICT ATTORNEY</b>		
<b>Appropriation</b>	<b>FY 2008-09 Budget</b>	<b>Position Allocations</b>	<b>FY 2009-10 Proposed Budget Recommended Budget</b>	<b>Position Allocations</b>
<b>OTHER OPERATING FUND</b> District Attorney - Fund 110	\$ 18,555,004	125	\$ 17,837,149	125
<b>TOTAL ALL FUNDS</b>	\$ 18,555,004	125	\$ 17,837,149	125

### Mission Statement

Our mission is to pursue justice, protect victims' rights and public safety on behalf of the people of the State of California and the County of Placer. Through vigorous, equal, and efficient enforcement of the criminal law, prosecutors working on behalf of the Office of the District Attorney represent the people of the State of California in the criminal justice system and work with law enforcement agencies to assure the rights of the innocent, to prosecute and hold accountable the guilty, and to protect victims' and witnesses' rights.

### Departmental Budget Summary and Changes

In the current year expenditures were reduced by \$195,522 due to state revenue reductions in the areas of Public Safety Sales Tax, and grant funded prosecution programs. To achieve the reductions two vacant Legal Secretary Entry / Journey and two vacant Investigators were defunded for six months, reducing the total funded positions from 115 to 111. The decision was made to target existing vacant and funded positions to avoid layoffs. A Federal revenue increase of \$500,000 was also received specifically for expenditures related to Cold Case crime investigations and prosecution for an 18 month period.

The Proposed Budget provides \$17,837,149 for the District Attorney's Office representing a 4% decrease compared to the current year. The General Fund component of this budget will be determined at final budget. The Proposed Budget includes costs to fund 109 staff, and includes reduced levels of funding for the costs of doing business. Although the state restored grant funded prosecution programs that were cut in FY 2008-09, expenditure reductions in the amount of \$578,508 are still required to balance the Proposed Budget. Continuing declines in State Public Safety Sales Tax and other revenue streams require the department to defund one vacant Supervising Deputy District Attorney (\$246,131 salaries / benefits) and one vacant Victim Witness / Advocate (\$81,865 salaries / benefits), and significantly reduce other operating expenditures related to forensic testing and office supplies. To mitigate the reductions in forensic testing costs, the department contemplates seeking service agreements with its criminal justice partners.

## **District Attorney**

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### **Department Comments**

The District Attorney's budget reflects both fiscal reductions and staff reductions as have occurred in many other governmental agencies and private businesses. Our FY 2009-10 budget reflects a decline in grant funds used for prosecution programs and reduced Proposition 172 funds.

The Placer County District Attorney's Office remains committed to the safety of the public. In these times of shrinking financial resources we will continue to seek new and innovative ideas and approaches to protect our citizens. Our staff is a dedicated and hardworking group of accomplished people who will strive to do the best possible job while operating with fewer staff.

Among the accomplishments of last year were the following:

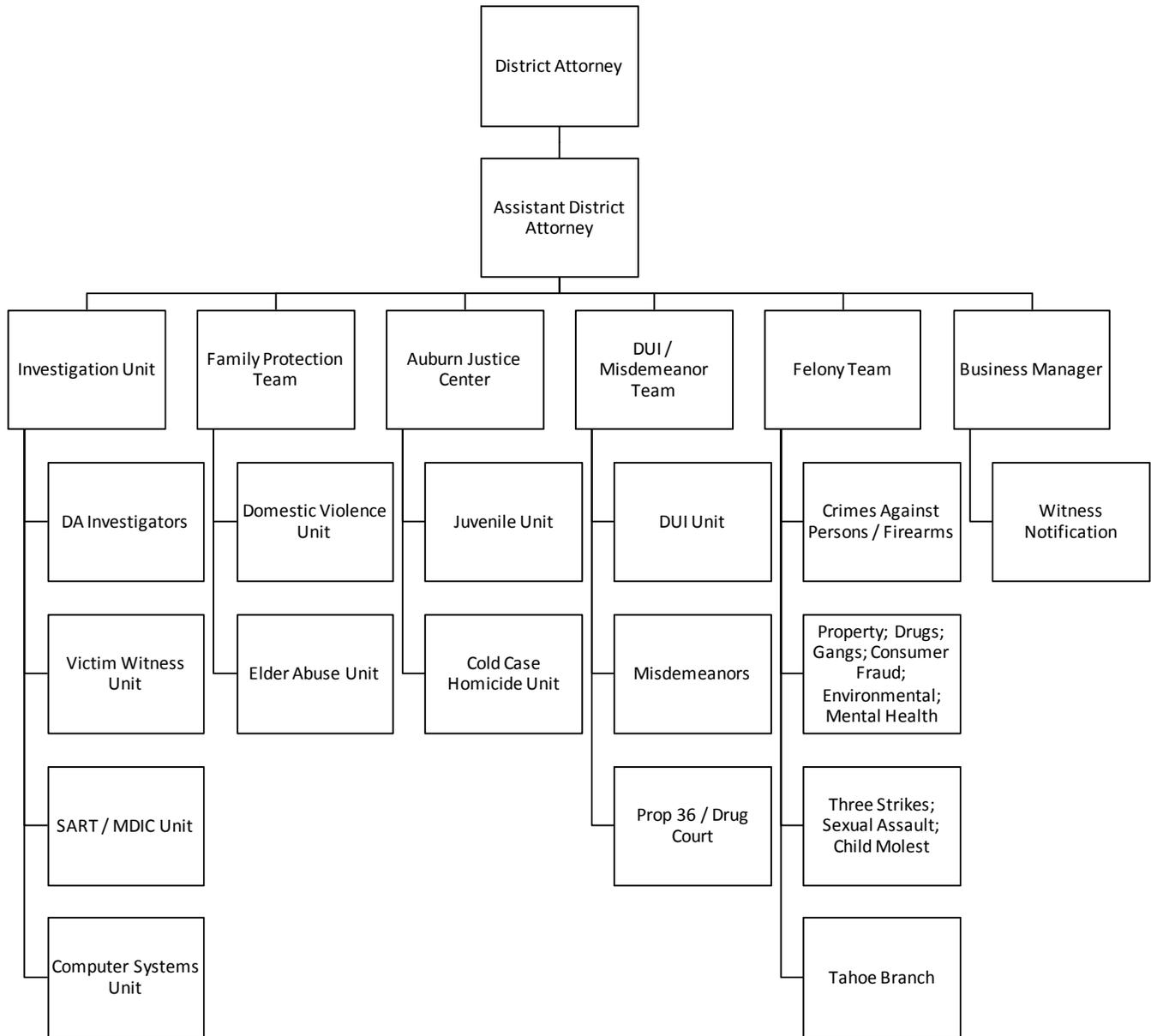
- The California Department of Motor Vehicles produced a report indicating that the Placer County District Attorney's Office had the state's highest driving under the influence conviction rate (99.2%). The state average was 79.4%.
- Over two successive weekends the office moved the majority of its staff and operations from the Dewitt Center in Auburn to the Bill Santucci Justice Center in Roseville without incurring a break in services.
- The office received a \$500,000 grant from the Department of Justice, Office of Justice Programs. Only two California Counties were chosen to receive this grant entitled "Solving Cold Cases with DNA."
- In January 2009, in a case involving a death occurring in 1982 a Placer County jury convicted Paul Kovacich of murder with use of a firearm for killing his wife Janet Kovacich.
- In the spring of 2009, the appellate court for this district upheld the second degree murder conviction of the drunk driver who hit and killed Rocklin police officer Matthew Redding.
- In October 2008 a jury convicted another man of second degree murder and gross vehicular manslaughter while intoxicated for the death of his automobile passenger. The car reached speeds of 103 miles per hour, became airborne after launching off a hill and slammed into several oak trees leaving the passenger dead at the scene.

In the immediate future our office will continue to work with other law enforcement agencies to revise alternative sentencing policies to reduce recidivism and ease jail overcrowding. We will do everything possible to fulfill the unfunded mandates of Proposition 9 and assist victims to fully enjoy their rights.

Fair comment requires stating that even with significant reductions, we have also been able to incorporate mandatory time off into our schedules and still maintain a high level of services. However we clearly recognize what other agencies in other counties are saying, simply, with less one can only do less. Current workload levels may prove unsustainable in the long term. Continued erosion of funding, of staff, or of work hours may cause a re-evaluation and adjustment of the level of services we will be able to provide. This could lead to a re-examination of the types of cases we will still be able to prosecute while providing the overall best protection for our county.

### **Final Budget Changes from the Proposed Budget**

# DISTRICT ATTORNEY



POSITIONS: 125

## **District Attorney**

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<b>District Attorney 21710</b>
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The District Attorney oversees prosecution of serious and violent crime throughout the County and provides assistance with criminal investigations conducted by law enforcement agencies. The District Attorney makes reasoned and ethical decisions in initiating prosecutions; provides aid and assistance to those who have been victimized by crime; and directs resources for prosecuting criminal misconduct.

### **Major Budget Adjustment Included in 2008-09**

- Reduced by \$121,166 for six months of ongoing salary plus \$74,356 in benefit funds for two vacant District Attorney Investigators and two vacant Legal Secretary Entry / Journey positions.

### **Major Budget Adjustment Proposed for 2009-10**

- Reduced by \$157,162 in ongoing salary plus \$88,969 in benefit funds for one vacant Supervising District Attorney position, and reduced \$52,310 in ongoing salary plus \$29,555 in benefit funds for one vacant Victim Witness / Advocate position.
- Reduced by \$211,325 in Valley Toxicology Contract funds for forensic testing.

**POSITION INFORMATION**

<b>Changes in Funded Positions Salary Adjustments</b>	<b>2008-09 Positions</b>	<b>2009-10 Positions</b>	<b>2008-09 Salary</b>	<b>2009-10 Salary</b>
<b><i>DISTRICT ATTORNEY</i></b>				
District Attorney				
Investigator District Attorney	-2	1 <sup>1</sup>	0	\$ (73,720) \$ -
Legal Secretary Entry/Journey	-2	1	0	\$ (47,446) \$ -
Deputy District Attorney Supervising	0	-1	2 <sup>2</sup>	\$ - \$ (157,162)
Victim/Witness Advocate I/II	0	-1	2 <sup>2</sup>	\$ - \$ (52,310)
<b>District Attorney Total</b>	<b>-4</b>	<b>-2</b>	<b>\$ (121,166)</b>	<b>\$ (209,472)</b>

<sup>1</sup> Positions partially de-funded for six months of ongoing funding due to State revenue reductions.  
<sup>2</sup> Position de-funded ongoing due to State revenue reductions.

# District Attorney

## Public Safety Operations Fund

**Fund: 110**

**Subfund: 0**

**Appropriation: 21710**

Budget Category (1)	Actual 2007-08 (2)	Budget 2008-09 (3)	Dept Req 2009-10 (4)	CEO Rec 2009-10 (5)	BOS Adopted 2009-10 (6)
<b>Salaries &amp; Benefits</b>					
1001 Employee Paid Sick Leave	802				
1002 Salaries and Wages	8,786,668	9,461,018	9,772,559	9,563,615	
1003 Extra Help	146,397	60,412	60,412	60,412	
1005 Overtime & Call Back	23,630	4,000	4,000	4,000	
1006 Sick Leave Payoff	17,555				
1007 Comp for Absence-Illness	2,565				
1011 Salary Savings					(587,528)
1018 Taxable Meal Reimbursements	84				
1300 P.E.R.S.	1,928,292	2,207,883	2,272,375	2,227,068	
1301 F.I.C.A.	619,720	646,796	752,328	736,344	
1303 Other - Post Employment Benefits	680,575	827,622	877,858	746,179	
1310 Employee Group Ins	1,248,400	1,424,002	1,406,055	1,374,714	
1315 Workers Comp Insurance	729	58,623	56,623	55,865	
1325 401 (k) Employer Match	5,582	7,500	7,500	6,000	
<b>Total Salaries &amp; Benefits</b>	<b>13,460,999</b>	<b>14,697,856</b>	<b>15,209,710</b>	<b>14,186,669</b>	
<b>Services &amp; Supplies</b>					
2050 Communications - Radio	6,600	6,912	6,912	6,912	
2051 Communications - Telephone	151,601	165,335	165,335	162,335	
2140 Gen Liability Ins	81,221	97,916	74,929	71,183	
2254 Witness & Criminal Indictment	16,489	9,000	9,000	9,000	
2257 Witness Fees	102,632	40,000	40,000	40,000	
2290 Maintenance - Equipment	27,184	24,000	24,000	24,000	
2405 Materials - Bldgs & Impr	19,202	12,000	12,000	12,000	
2439 Membership/Dues	24,595	24,345	24,345	22,345	
2481 PC Acquisition	12,108	5,000	5,000	5,000	
2511 Printing	81,427	76,725	76,725	75,725	
2522 Other Supplies	37,599	97,509	97,509	95,509	
2523 Office Supplies & Exp	55,908	40,000	40,000	38,500	
2524 Postage	21,739	15,500	15,500	15,000	
2555 Prof/Spec Svcs - Purchased	685,497	856,786	856,786	645,461	
2556 Prof/Spec Svcs - County	20,369	19,375	19,375	20,437	
2709 Countywide System Charges	49,418	37,821	37,821	18,965	
2711 Rents & Leases - Auto	(7,013)				
2727 Rents & Leases - Bldgs & Impr	66,853	63,233	65,172	63,272	
2770 Fuels & Lubricants	24,886	20,800	20,800	20,800	
2838 Special Dept Expense-1099 Reportable	9,985	13,000	13,000	13,000	
2840 Special Dept Expense	24,161	65,000	65,000	65,000	
2850 Law Enforcement Special Expenses	58,223	30,000	30,000	30,000	
2860 Library Materials	12,831	9,000	9,000	9,000	
2931 Travel & Transportation	28,268	27,550	4,810	4,810	
2932 Mileage			7,240	6,240	
2933 Lodging			15,500	11,500	
2941 County Vehicle Mileage	1,067	5,000	5,000	1,145	
2964 Meals/Food Purchases	9,321	10,000	10,000	9,000	
3551 Transfer Out A-87 Costs	399,916	552,098	480,796	480,796	
<b>Total Services &amp; Supplies</b>	<b>2,022,087</b>	<b>2,323,905</b>	<b>2,231,555</b>	<b>1,976,935</b>	
<b>Other Charges</b>					
3066 Victim Compensation Services	65,390				
3810 Lease Purchase Principal	56,347	57,000	57,000	57,000	
3830 Lease Purchase Interest	21,331	19,000	19,000	19,000	
<b>Total Other Charges</b>	<b>143,068</b>	<b>76,000</b>	<b>76,000</b>	<b>76,000</b>	
<b>Charges From Departments</b>					
5291 I/T Maintenance - Computer Equipment		2,000	2,000	2,000	
5310 I/T Employee Group Insurance	480,255	633,819	630,266	631,497	

# District Attorney

## Public Safety Operations Fund

**Fund: 110**

**Subfund: 0**

**Appropriation: 21710**

Budget Category (1)	Actual 2007-08 (2)	Budget 2008-09 (3)	Dept Req 2009-10 (4)	CEO Rec 2009-10 (5)	BOS Adopted 2009-10 (6)
5405 I/T Maintenance - Bldgs & Improvements	103,195	181,800	341,965	324,424	
5522 I/T Other Supplies	60				
5552 I/T - MIS Services	362,114	425,608	425,608	425,608	
5553 I/T - Revenue Services Charges	538	1,010	1,010	1,010	
5555 I/T Prof/Special Services - Purchased		10,000	10,000	10,000	
5556 I/T - Professional Services	159,545	144,963	144,963	144,963	
5727 I/T-Rents/Leases	50,310				
5965 I/T Utilities	72,276	154,509	154,509	154,509	
<b>Total Charges From Departments</b>	<b>1,228,293</b>	<b>1,553,709</b>	<b>1,710,321</b>	<b>1,694,011</b>	
<b>Gross Budget</b>	<b>16,854,447</b>	<b>18,651,470</b>	<b>19,227,586</b>	<b>17,933,615</b>	
<b>Less: Charges to Departments</b>					
5002 I/T - County General Fund	(40,973)	(39,107)	(39,107)	(39,107)	
5011 I/T - Public Safety Fund	(21,950)	(57,359)	(57,359)	(57,359)	
<b>Total Charges to Departments</b>	<b>(62,923)</b>	<b>(96,466)</b>	<b>(96,466)</b>	<b>(96,466)</b>	
<b>Net Budget</b>	<b>16,791,524</b>	<b>18,555,004</b>	<b>19,131,120</b>	<b>17,837,149</b>	
<b>Less: Revenues</b>					
6851 Vehicle Code Fines-Alcohol	(59,598)	(60,100)	(60,100)	(60,100)	
6860 Forfeitures & Penalties	(28,022)	(2,500)	(2,500)	(2,500)	
6862 Consumer Fraud Fines	(87,444)	(40,000)	(40,000)	(40,000)	
7210 Elder Abuse	(110,000)	(93,500)		(93,500)	
7211 State Aid Auto Insurance Fraud	(34,365)	(25,000)	(25,000)	(25,000)	
7232 State Aid - Other	(40,727)	(33,261)			
7234 State Aid - Mandated Costs	(85,115)				
7292 Aid from Other Governmental Agencies	(99,891)	(75,095)	(75,095)	(75,095)	
7296 Aid from Children & Families 1st Comms	(66,666)	(50,561)	(50,561)	(50,561)	
7336 State - Victim/Witness Program	(188,776)	(176,213)	(176,213)	(176,213)	
7337 State BOC Burial Grant	(74,881)				
7338 State Aid - Child Abuse Vertical Pros	(179,461)	(161,515)		(161,515)	
7339 State - DA - Bd of Control	(272,782)	(230,000)	(230,000)	(230,000)	
7424 State Aid - Public Safety Services	(4,468,307)	(4,367,754)	(4,231,353)	(3,817,955)	
7467 State Aid Supplemental Law Enforceme	(105,605)	(83,240)	(83,240)	(83,240)	
7496 Fed Cold Cases Grant			(304,942)	(304,942)	
8122 Legal Services	(15,662)	(28,364)	(28,364)	(28,364)	
8218 Forms and Photocopies	(24,805)	(20,000)	(20,000)	(20,000)	
8219 Casino - Sales Tax In Lieu	(8,192)				
8746 Grants-Private Funds	(17,127)				
8755 Donation	(4,000)				
8764 Miscellaneous Revenues	(30,063)				
8779 Contributions from General Fund	(10,090,461)	(11,415,967)	(11,415,967)	(11,415,967)	
8780 Contributions from Other Funds	(2,896)				
8954 Operating Transfers In	(399,916)	(552,098)	(480,796)	(480,796)	
<b>Total Revenues</b>	<b>(16,494,762)</b>	<b>(17,415,168)</b>	<b>(17,224,131)</b>	<b>(17,065,748)</b>	
<b>Net County Cost</b>	<b>296,762</b>	<b>1,139,836</b>	<b>1,906,989</b>	<b>771,401</b>	