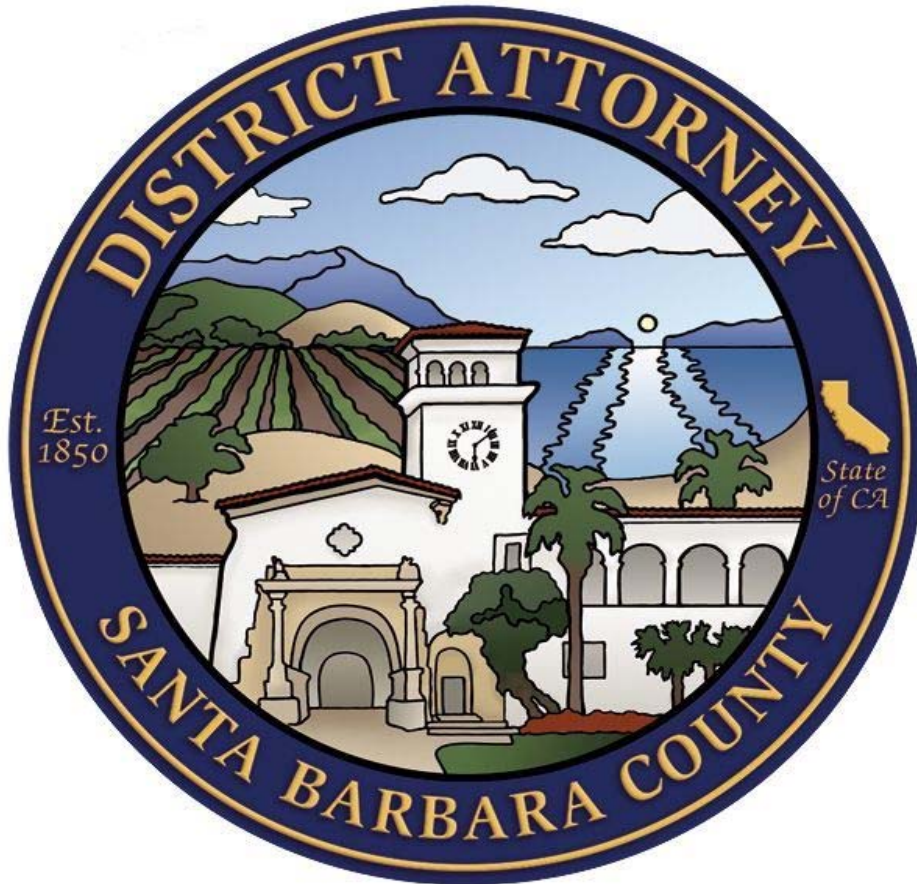


District Attorney

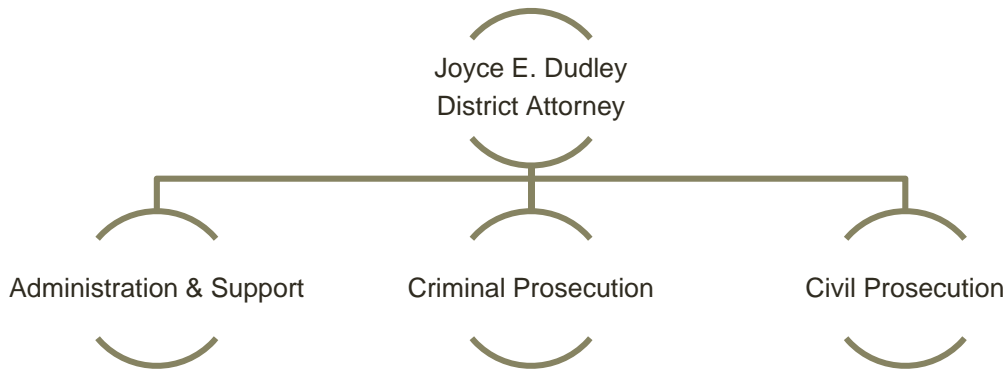


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Budget & Full-Time Equivalents (FTEs) Summary

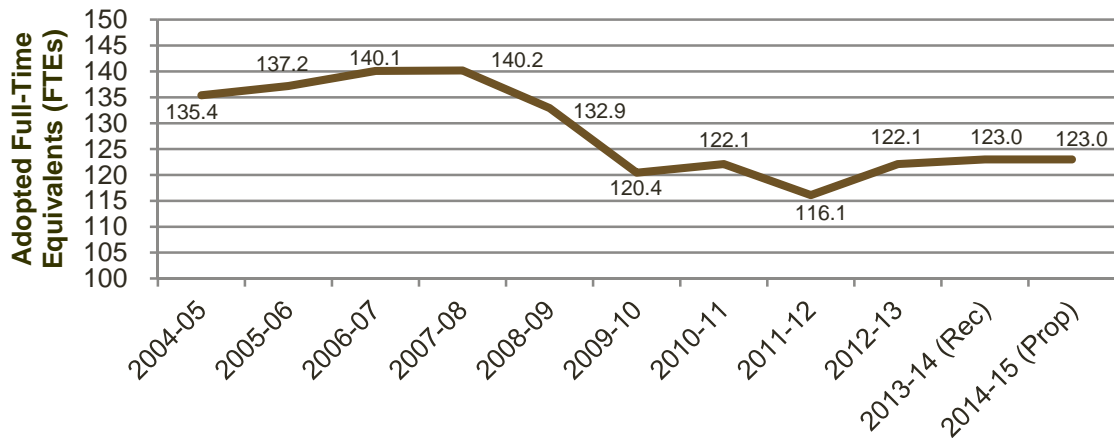
Operating	\$	19,868,565
Capital	\$	-
FTEs		123.0

Budget Programs Chart



Staffing Trend

The staffing trend values will differ from prior year budget books in order to show amounts without the impact of any vacancy factors.



District Attorney

Mission Statement

The mission of the District Attorney is to pursue truth and justice by employing the highest ethical standards in vigorously prosecuting the guilty, protecting the innocent, and preventing crime.

Department Description

The mandatory duty of the District Attorney is to diligently and vigilantly pursue those who are believed to have violated the criminal codes of the state (People v. Hartman (1985) 170 Cal.App.3d 572 and California Government Code § 26500). The District Attorney also has the duty to protect the rights of victims of crime, where “victims of crime are entitled to have the criminal justice system view criminal acts as serious threats to the safety and welfare of the People of California” (Cal.Const., Art. I § 28 and Marsy’s Law).

The District Attorney is responsible for prosecution of adult and juvenile offenders for felony and misdemeanor crimes or civil violations countywide. The District Attorney team consists of deputy district attorneys, criminal investigators, victim advocates and legal support staff housed in Santa Barbara, Santa Maria, and Lompoc. The team is organized to review, file, and prepare cases for prosecution; enforce terms and conditions of criminal probationers; assist victims throughout the criminal process, including efforts to recover restitution; and participate in proactive efforts to deter crime.

The District Attorney has three programs: Administration and Support; Criminal Prosecution; and Civil Prosecution, as described below.

Administration & Support

Provide administrative, financial/budgetary, and information technology support as well as policy development to further the District Attorney’s mission.

Criminal Prosecution

Criminal prosecution consists of various units:

- **General Felony/Misdemeanor Prosecution-** These prosecutions involve a wide variety of felony and misdemeanor cases.
- **Vertical Prosecution Units-** Cases are handled by a prosecutor, investigator and a victim witness advocate from the beginning of the case through sentencing. These units are focused on the most serious felonies.
- **Juvenile Prosecution-** Prosecutors review cases referred by law enforcement agencies and probation staff, file petitions, and appear multiple times in Juvenile Court through the juvenile justice process. Truancy Program staff also work with schools countywide.
- **Drug and Alcohol Crimes and Rehabilitative Efforts-** Misdemeanor and felony cases involving those whose criminal activity is related to abuse of alcohol and prescription or illegal drugs are prosecuted. Programs include the following Courts: DUI, Drug, Proposition 36 Treatment, Mental Health Treatment, Veterans’ and Restorative Justice (Homeless).
- **Real Estate Fraud and Workers’ Compensation Fraud-** An attorney and investigator are assigned these cases from the beginning of the investigation through prosecution.
- **Arraignment Court-** Attorneys who staff the arraignment court are responsible for ensuring proper bail amounts are set on in-custody defendants and for resolving over 50% of the cases at this initial stage of the proceedings.
- **Filing Review-** One highly experienced Deputy District Attorney in each branch office is assigned to review cases submitted by law enforcement to ensure appropriate and consistent filing decisions countywide.
- **Bureau of Investigations-** This unit consists primarily of sworn peace officers who are responsible for providing investigative and technical support services to prosecutions, including complex criminal investigations and interviewing and subpoenaing witnesses.
- **Welfare Fraud Investigations and Prosecution-** Welfare Fraud investigation and prosecution is presently a contracted program with the

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Department of Social Services (DSS) that conducts the initial investigation of fraudulent receipts of aid and secures cost recovery or criminal penalties where appropriate.

- **Victim Witness Assistance Program-** The Victim Witness program provides comprehensive services to over 3,100 victims of crime annually to mitigate the aftermath of crime as well as prevent future crimes. The state Victim Compensation program provides funding for victim compensation claims, which expedites recovery to victims and local service providers. The Victim Witness Program provides administrative oversight for the Sexual Assault Response Team (SART) which facilitates forensic medical and legal services to sexual assault victims.

Civil Prosecution

Complex cases involving consumer and environmental crimes are investigated and prosecuted, including companies or individuals who engage in fraudulent or unlawful business practices.

2012-13 Anticipated Accomplishments

Administration & Support

Created the electronic transfer of ongoing discovery to the Public Defender in each office countywide as well as began the same process with private defense attorneys. This has streamlined the process from burning CDs to sending information online. In addition, the majority of initial discovery is provided in Arraignment Court, which conserves use of equipment, paper, and labor.

Criminal Prosecution

Established the countywide Truancy Program with the support of the Santa Barbara County Grand Jury and in collaboration with the Board of Supervisors Sub-Committee on Truancy and local

stakeholders, including school districts, law enforcement, and community partners. Truancy staff consists of 1.0 FTE Deputy District Attorney and 1.0 FTE Legal Office Professional who work with school districts to implement a 5-step truancy intervention program prior to referring a truancy case for prosecution. They also attend all relevant school meetings related to truancy as well as give presentations to students and families throughout the County.

Implemented the Misdemeanor Diversion Program. This program allows first-time and low level misdemeanor offenders an opportunity to avoid criminal prosecution by completing a rehabilitative program tailored to address that individual's needs prior to a criminal charge being filed. Offenders pay \$250 for the program, including \$50 to the District Attorney, and provide complete restitution to victims in order to avoid prosecution. This new program has saved time and staff resources for the District Attorney, Public Defender, Courts, and Probation while also helping to alleviate jail overcrowding. Additionally, similar programs throughout California have also attributed crime reduction to this program.

Civil Prosecution

Secured approximately \$40,000 in civil penalty revenue through settlements of civil cases countywide.

2013-15 Objectives

Administration & Support

Implement an electronic interface with law enforcement agencies in order to share case filing data. This efficiency will eliminate duplicative data entry of reports and case referrals, thus saving staff time and resources.

Criminal Prosecution

Collaborate with the Superior Court and Probation to initiate a new system of enforcement and collection of victim restitution orders for all

District Attorney

criminal cases. This new system would involve efforts by the District Attorney to obtain earlier, sum certain, victim restitution orders and enlist the aid of Probation and the Courts to rigorously enforce these orders until the victims are paid in full.

Work with the Santa Barbara Police Department and the Santa Barbara City Attorney to obtain and enforce a Gang Injunction if the Court deems it appropriate. Perform outreach at the local elementary, middle and high schools by educating young people about the negative consequences inherent in gang association.

Civil Prosecution

Collaborate with the Weights and Measures Division of the Agricultural Commissioner's Office to initiate a new system for investigation and enforcement of false and misleading advertising and unlawful business practices in commercial transactions.

*Changes & Operational Impact:
2012-13 Adopted to
2013-14 Recommended*

Staffing

- Increase of 0.9 FTE.

This increase is primarily due to the conversion of the Truancy Legal Office Professional position from extra help to a regular employee in the Recommended Budget. In addition, a 0.6 FTE Victim Witness Program Assistant was reduced to 0.5 FTE, resulting in a 0.1 decrease.

Expenditures

- Net operating expenditure increase of \$367,000:
 - +\$248,000 increase in Salaries and Benefits due to increases in County retirement contribution and health insurance benefit costs, which are partially offset by

reductions in both Workers Compensation and Unemployment Insurance premiums.

- +\$101,000 increase in Other Charges due to a premium rate increase for Liability Insurance.
- +\$18,000 increase in Services and Supplies due to the increased use of expert witnesses and transcription services that are necessary to successfully prosecute complex cases.
- Net non-operating expenditure decrease of \$30,000:
 - -\$30,000 decrease for one-time server purchase which occurred in FY 2012-13.

These changes result in recommended operating expenditures of \$19,869,000, non-operating expenditures of \$4,000, resulting in total expenditures of \$19,873,000. Non-operating expenditures primarily include capital assets, transfers and increases to fund balances.

Revenues

- Net operating revenue increase of \$478,000:
 - +\$421,000 increase in Intergovernmental Revenue due to an increase in Public Safety Sales Tax (Proposition 172) revenue.
 - +\$30,000 increase in Miscellaneous Revenue for the Misdemeanor Diversion Program, a new revenue stream for the department.
 - +\$18,000 increase in Charges for Services for recording fees collected for real estate fraud investigations and prosecutions.
 - +\$9,000 increase in Fines, Forfeitures, and Penalties for consumer fines related to the settlement of ongoing civil cases.
- Net non-operating revenue decrease of \$141,000:
 - +\$187,000 increase in General Fund Contribution.
 - +\$142,000 increase in Intrafund Transfers for AB 109 – Public Safety Realignment allocation.
 - -\$454,000 decrease in the use of one-time Fund Balance.
 - -\$16,000 decrease in Other Financing Sources for decreased cost of SART staff.

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These changes result in recommended operating revenues of \$6,956,000, non-operating revenues of \$12,917,000, resulting in total revenues of \$19,873,000. Non-operating revenues primarily include General Fund Contribution, transfers and decreases to fund balances.

Changes & Operational Impact: 2013-14 Recommended to 2014-15 Proposed

The 2014-15 Proposed Budget contains \$819,000 in total expenditure increases due to Salaries and Benefits for the escalating cost of retirement and health insurance, as well as expired labor concessions. This is partially offset by increases in operating revenue of \$172,000. The Department faces a remaining budget shortfall of \$548,000 in order to maintain existing service levels.

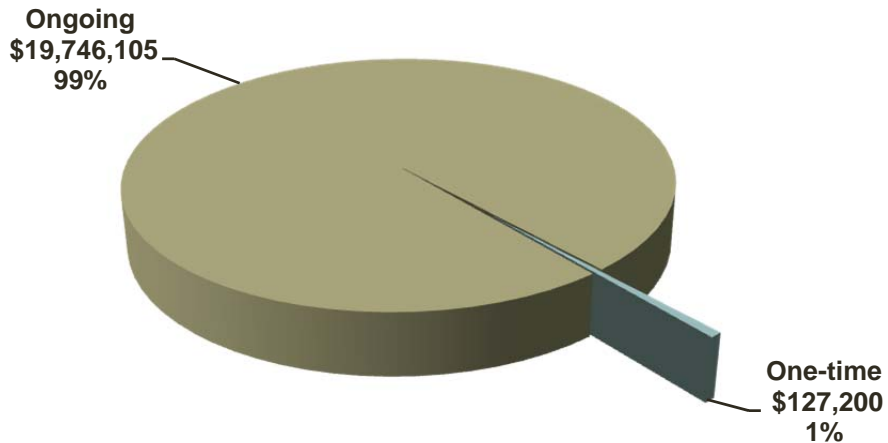
Related Links

For more information on the District Attorney, please refer to the Web site at <http://www.countyofsb.org/da/index.html>

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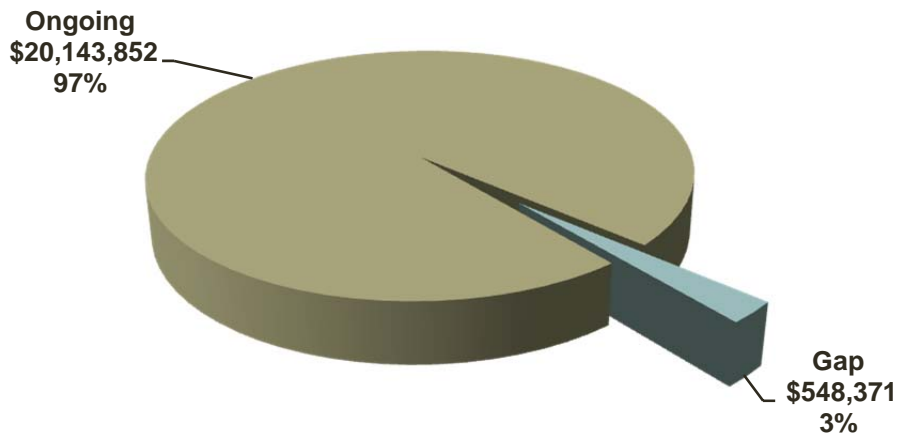
Gap Charts

FY 2013-14 Recommended Budget



The FY 2013-14 Recommended Budget relies on one-time sources to fund 1% of the District Attorney's ongoing operations. These funds include \$127,200 from District Attorney Programs committed fund balance. These funds allow the Department to maintain existing service levels and staffing; however, because these funds are one-time in nature, they will not be available to fund operations in FY 2014-15.

FY 2014-15 Proposed Budget



The FY 2014-15 Proposed Budget has a projected budget shortfall of \$548,371 in order to maintain service levels. This shortfall is primarily due to increases in Salary and Benefit expenses for retirement and health care.

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Performance Outcome Measures

Description	FY 2011-12 Actual	FY 2012-13 Adopted	FY 2013-14 Recommended	FY 2014-15 Proposed
Percent of newly filed misdemeanor cases disposed of at the arraignment stage to maximize court and criminal justice resources. (Target = >65%)	66%	65%	65%	65%
	8,733	9,425	9,425	9,425
	13,264	14,500	14,500	14,500
Percent of felony convictions for cases past the preliminary hearing stage to make effective use of judicial proceedings. (Target = >80%)	82%	80%	80%	80%
	197	240	240	240
	240	300	300	300
Percent of felony cases resolved before preliminary hearing, thus reducing jail population and number of court appearances. (Target = >65%)	73%	65%	65%	65%
	1,803	1,625	1,625	1,625
	2,462	2,500	2,500	2,500
Percent of new Victims of Violent Crime claims verified and filed within 90 days of application thereby expediting reimbursements. (Target = >98%)	100%	98%	98%	98%
	941	926	926	926
	941	945	945	945

District Attorney

Budget Overview

	2011-12 Actual	2012-13 Adopted	Change from FY 12-13 Ado to FY 13-14 Rec	2013-14 Recommended	2014-15 Proposed
Staffing By Budget Program					
Administration & Support	8.96	7.97	1.03	9.00	9.00
Criminal Prosecution	114.31	113.12	(0.12)	113.00	113.00
Civil Prosecution	1.25	1.01	(0.01)	1.00	1.00
Total	124.52	122.10	0.90	123.00	123.00
Budget By Budget Program					
Administration & Support	\$ 1,267,289	\$ 1,218,294	\$ 125,829	\$ 1,344,123	\$ 1,388,802
Criminal Prosecution	18,500,010	18,060,559	347,356	18,407,915	19,173,350
Civil Prosecution	273,185	256,998	(135,731)	121,267	130,071
Unallocated	(19,384)	-	-	-	-
Total	\$ 20,021,100	\$ 19,535,851	\$ 337,454	\$ 19,873,305	\$ 20,692,223
Budget By Categories of Expenditures					
Salaries and Employee Benefits	\$ 17,489,422	\$ 18,051,439	\$ 248,437	\$ 18,299,876	\$ 19,110,756
Services and Supplies	770,120	756,700	17,940	774,640	774,640
Other Charges	546,532	692,972	101,077	794,049	802,087
Total Operating Expenditures	18,806,075	19,501,111	367,454	19,868,565	20,687,483
Capital Assets	-	30,000	(30,000)	-	-
Intrafund Expenditure Transfers (+)	3,452	4,740	-	4,740	4,740
Increases to Fund Balances	1,211,573	-	-	-	-
Total	\$ 20,021,100	\$ 19,535,851	\$ 337,454	\$ 19,873,305	\$ 20,692,223
Budget By Categories of Revenues					
Fines, Forfeitures, and Penalties	\$ 150,638	\$ 200,701	\$ 9,099	\$ 209,800	\$ 125,100
Intergovernmental Revenue	5,453,128	5,119,167	420,538	5,539,705	5,799,552
Charges for Services	1,106,885	1,108,000	18,173	1,126,173	1,123,000
Miscellaneous Revenue	58,175	50,000	30,000	80,000	80,000
Total Operating Revenues	6,768,827	6,477,868	477,810	6,955,678	7,127,652
Other Financing Sources	67,925	67,925	(15,625)	52,300	52,300
Intrafund Expenditure Transfers (-)	177,382	119,143	142,184	261,327	243,000
Decreases to Fund Balances	1,557,600	581,534	(454,334)	127,200	-
General Fund Contribution	11,449,366	12,289,381	187,419	12,476,800	12,720,900
Fund Balance Impact (-)	-	-	-	-	548,371
Total	\$ 20,021,100	\$ 19,535,851	\$ 337,454	\$ 19,873,305	\$ 20,692,223

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