

District Attorney

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Department Mission/Purpose

It is the mission of the Clackamas County District Attorney's Office to pursue justice and enforce the law while providing the highest quality of service to victims, witnesses, law enforcement, and the citizens of Clackamas County. This office is also dedicated to promoting and advocating programs that reduce crime.

General Overview of Programs

The District Attorney is required by state law to represent the State of Oregon in felony and misdemeanor prosecutions, grand jury proceedings, mental health commitment hearings, child support collections, family abuse prevention hearings and juvenile dependency and delinquency court hearings. The District Attorney is also required by the Oregon Constitution and state law to provide support and assistance to victims of crime, including the enforcement of their rights under the Oregon Constitution. The office also has initiated or participated in a wide variety of programs in court and in the community, which attempt to reduce or prevent crime.

The District Attorney reviewed and prosecuted 6,455 adult criminal cases in FY 2014-15 (5,657 adult criminal cases in FY 2013-2014). These cases ranged from misdemeanor cases, such as driving under the influence of intoxicants, to the most serious crimes, including Aggravated Murder with the possibility of the death penalty. The District Attorney employs 30 deputies and seven to eight law clerks who work in seven trial teams: Felony Person Crimes, Felony Property Crimes, Misdemeanor Crimes, Domestic Violence and Vulnerable Victims, Community Prosecution, Juvenile Dependency and Delinquency Prosecution, and Family Support Enforcement. The District Attorney also provides legal advice and support to the Sheriff's Office, Community Corrections, the Juvenile Department, City Police Agencies, Medical Examiner's Office, and the Oregon State Police. The Deputy District Attorneys are supported by teams of support staff, investigators, victim advocates, and child support agents.

The District Attorney is a member of a countywide law enforcement network that includes the Sheriff's Department, Juvenile Department, Community Corrections, City Police Agencies, and the Oregon State Police. The District Attorney participates as a member of many state and regional law enforcement task forces, including the High-Intensity Drug Task Force (HIDTA). The District Attorney is also a member of the Clackamas County public safety network, including the Local Public Safety Coordinating Council, (LPSCC), the Domestic Violence Enhanced Response Team (DVERT), the Clackamas County Major Crimes Team, the Clackamas County Interagency Task Force (ITF), the Multi-Disciplinary Child Abuse Team (MDT), the Multi-Disciplinary Elder Abuse Team, the Clackamas County Criminal Justice Council, the Family Violence Coordinating Council, the Family Justice Center, and the Children's Center of Clackamas County. The District Attorney also works in close partnership with the Circuit Court, including specialty courts such as the Honest Opportunity Probation Enforcement Demonstration Field Experiment Court (HOPE), Mental Health Court, DUII Court, Restitution Court, Truancy Court, Domestic Violence Deferred Sentencing Program, Community Court, and the Adult and Juvenile Drug Courts.

The main office of the District Attorney has been located in the county courthouse for many years while five teams worked in separate satellite buildings, one of which was over five miles away. In March 2015, the Domestic Violence/Vulnerable Adults, Family Support Enforcement, and Victim Assistance Teams moved into a building near the courthouse that was renovated by the county. This improved efficiency, security, and operations. However, the District Attorney's Juvenile Team should be located within the secure perimeter of the county juvenile facility rather than in a double-wide trailer located across from the county juvenile facility as they have been.

Department: District Attorney

Strategic Plan: Fiscal Year 16-17

Actual 13-14 Actual 14-15 Estimated 15-16 Projected 16-17

Countywide Area of Focus: Provide Financial Stability and Leadership

Department Goal 1: Conversion to a file-less office:

Activity to Further Goal: We have dedicated resources to further ongoing efforts to streamline operations to gain efficiency through LEAN techniques, including - the integration of agency partner and District Attorney Case Management Systems (CMS) to facilitate information sharing and document transfers. We are currently working to implement staff workflow automation within our CMS which will also improve accuracy.

Goals Met - FY 2015-16:

- We have fully implemented the process of electronic discovery with defense attorneys.
- We now receive almost all law enforcement reports electronically.
- We have significantly improved the process for scheduling Law Enforcement testimony through a schedule tracking system built in to our CMS.

After converting to a new case management system in 2008, workflow was streamlined and the District Attorney's Office was able to eliminate nine (9) legal support positions for an estimated total savings of \$2 million dollars in salary and fringe.

Performance Measure: The number of electronic incident reports with adult criminal suspects transmitted from law enforcement agencies (Fiscal Year, July - June).

The DA is currently working with law enforcement's CMS, RegJIN to build a platform between the two agencies CMSs to allow the data transfer of the arrest record along with a PDF of the incident report from RegJIN to the DA's CMS.

6,222 6,390 6,750 7,000

Performance Measure: The number of electronic discovery packets distributed to defense (Fiscal Year, July - June)

6,976 10,888 10,766 11,000

Department Goal 2: To provide court ordered child support to needy families who may otherwise rely on government resources:

Activity to Further Goal: To provide parents with minor children services in establishing, modifying and collecting child support, medical support and with legally establishing paternity.

Performance Measure: Total unweighted child support collections (Federal Fiscal Year, Oct 1 - Sept 30)

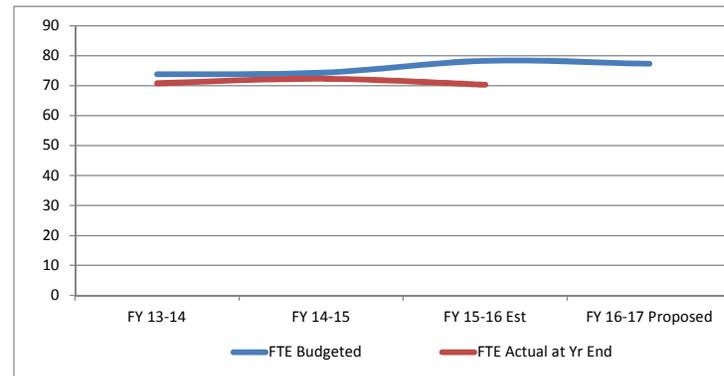
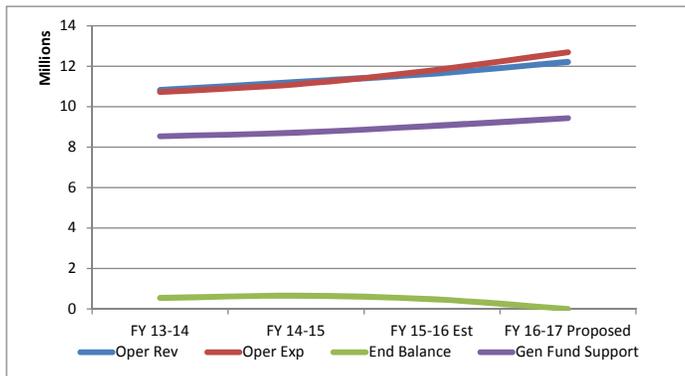
20.3M 23.2M 23.4M 24.4M

Countywide Area of Focus: Keep Our Residents Safe, Healthy and Secure

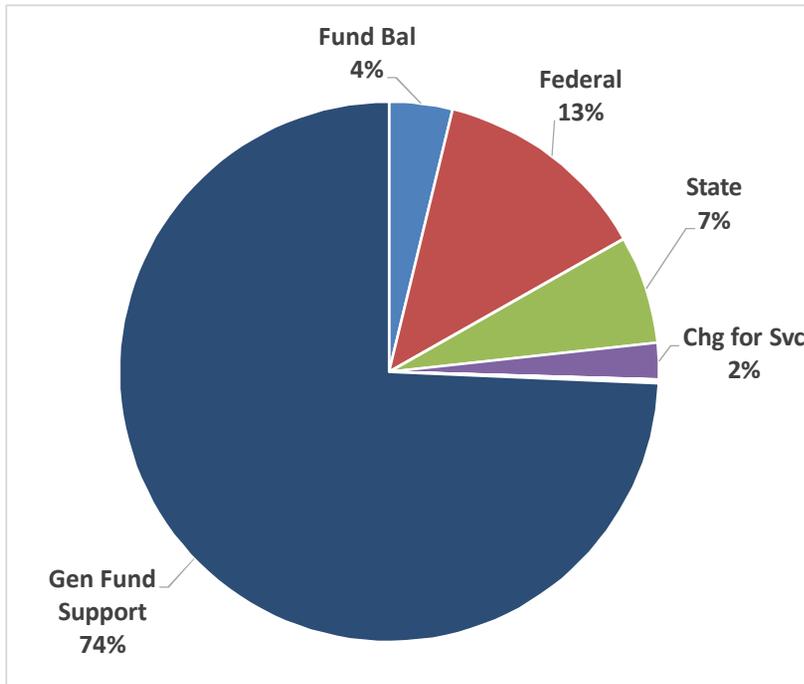
Department: District Attorney		Actual	Actual	Estimated	Projected
Strategic Plan: Fiscal Year 16-17		13-14	14-15	15-16	16-17
Department Goal 1:	Ensure early resolution of cases to increase efficiency and effectiveness of the criminal justice system:				
Activity to Further Goal:	Allocate prosecution staff and resources to case management hearings.				
Performance Measure:	The percentage of all criminal cases scheduled for trial. Witnesses, victims, and law enforcement are not subpoenaed until a case is scheduled for trial. Therefore, the low percentage of cases actually set for trial saves the state and county money and resources, eliminating preparation and scheduling costs, including law enforcement overtime, as well as court resources which are stretched. (Fiscal Year, July - June)	16%	15%	15%	15%
Department Goal 2:	Protect the constitutional rights of victims:				
Activity to Further Goal:	Continue to provide victim(s) "prompt notice" of their constitutional rights as crime victims, which are enumerated in the Oregon constitution. Failure to honor their Constitutional rights can require a case to be completely re-prosecuted.				
Performance Measure:	The percentage of adult criminal cases where the named victim(s) are provided notice of victims' constitutional rights. (Fiscal Year, July - June)	99%	100%	100%	100%
Department Goal 3:	To resolve qualifying cases through early disposition programs such as:				
Activity to Further Goal:	Allocate prosecution staff to Drug Court, DUII Court, Domestic Violence Deferred Sentencing Program, Mental Health Court, HOPE Court, and Violation Eligible First-Time Offenders cases.				
Performance Measure:	The number of cases resolved in early resolution courts - Drug Court, DUII Court, Domestic Violence Deferred Sentencing Program, Mental Health Court, and Violation Eligible First-Time Offenders. (Fiscal Year, July - June)	264	225	297	300
Department Goal 4:	To provide legal protection for children who have been abused or neglected:				
Activity to Further Goal:	To continue to provide legal consultation, support, and courtroom advocacy on all juvenile dependency cases in collaboration with the State Department of Human Services.				
Performance Measure:	The number of juvenile dependency cases consulted (DHS made a policy change and this has resulted in fewer cases starting in 2015-16). (Fiscal Year, July - June)	314	303	208	215

**District Attorney
Summary of Revenue and Expense**

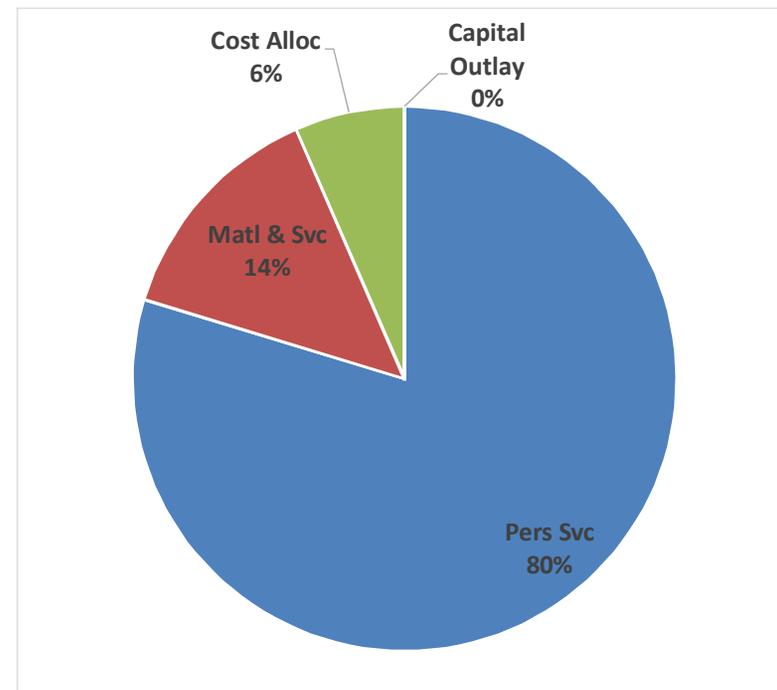
	FY 13-14	FY 14-15	FY 15-16 Amended Budget	FY 15-16 Projected Year End	FY 16-17 Proposed Budget	Chg from Prior Yr Budget	% Chg from Prior Yr Budget
Beginning Balance	439,021	541,286	654,724	654,724	480,915	-173,809	-26.5%
Prior Year Revenue	0	1,496	744	3,683	0	-744	-100.0%
Taxes	0	0	0	0	0	0	0%
Licenses & Permits	0	0	0	0	0	0	0%
Federal Grants & Revenues	1,284,186	1,300,762	1,443,049	1,442,613	1,651,748	208,699	14.5%
State Grants & Revenues	729,268	840,130	818,292	817,639	821,527	3,235	0.4%
Local Grants & Revenues	0	0	0	0	0	0	0%
Charges for Service	252,241	339,953	296,456	296,456	279,684	-16,772	-5.7%
Fines & Penalties	0	0	0	0	0	0	0%
Discovery / Incentive / Other Revenue	20,639	20,691	20,000	19,064	22,010	2,010	10.1%
Interfund Transfers	8,537,470	8,713,066	9,044,708	9,044,708	9,433,600	388,892	4.3%
Operating Revenue	10,823,804	11,216,098	11,623,249	11,624,163	12,208,569	585,320	5.0%
% Change	NA	3.6%	3.6%	3.6%	5.0%		
Personnel Services	8,518,008	8,876,752	9,921,321	9,395,774	10,113,433	192,112	1.9%
Materials & Services	1,284,049	1,436,625	1,539,765	1,585,311	1,747,543	207,778	13.5%
Cost Allocation Charges	916,959	716,016	736,887	736,887	828,508	91,621	12.4%
Debt Service	0	0	0	0	0	0	0%
Interfund Transfers	0	0	0	0	0	0	0%
Capital Outlay	2,523	73,267	80,000	80,000	0	-80,000	-100.0%
Operating Expenditure	10,721,539	11,102,660	12,277,973	11,797,972	12,689,484	411,511	3.4%
% Change	NA	3.6%	10.6%	6.3%	7.6%		
Reserve for Future Expenditures	0	0	0	0	0	0	0%
Contingency	0	0	0	0	0	0	0%
Ending Balance (if applicable) (includes Reserve & Contingency)	541,286	654,724	0	480,915	0	0	0%
General Fund Support (if applicable)	8,537,470	8,713,066	9,044,708	9,044,708	9,433,600	388,892	4.3%
Full Time Equiv Positions (FTE) Budgeted	73.8	74.3	78.3		77.3	-1.0	-1.3%
Full Time Equiv Positions (FTE) Filled at Yr End	70.8	72.3		70.3			
Full Time Equiv Positions (FTE) Vacant at Yr End	3.0	2.0		8.0			



**District Attorney
FY 16-17 Proposed Budget**



Resources



Requirements

**Clackamas County, OR.
Revenue and Expense Report**

	2013-14	2014-15	2015-16	2015-16	2016-17	2016-17	Change	Pct. Change
	Actual	Actual	Amended	Projected	Proposed	Adopted	from Prior	from Prior
District Attorney Department			Budget	Year End	Budget	Budget	Year Budget	Year Budget
DISTATTY District Attorney Department								
220 District Attorney's Fund								
301002 Prior Year Revenue - State	0	1,496	744	3,683	0	0	(744)	(100.00)
302001 Fund Bal at End of Prior Year	439,021	541,286	654,724	654,724	480,915	480,915	(173,809)	(26.55)
331001 Federal Revenue	62,522	79,933	72,000	72,000	77,500	77,500	5,500	7.64
331003 Incentives - Federal Non-Match	223,385	234,975	220,000	220,000	235,814	235,814	15,814	7.19
331005 Federal In-Kind Revenue	38,000	7,579	0	0	0	0	0	0.00
331193 US - Dept of Justice Grants	118,646	107,207	165,015	166,515	220,021	220,021	55,006	33.33
331200 Federal Operating Grants	841,632	871,068	986,034	984,098	1,118,413	1,118,413	132,379	13.43
332003 State Forfeiture	0	0	19,000	19,000	0	0	(19,000)	(100.00)
332203 OR Dept of Justice	85,991	127,995	96,864	96,864	96,864	96,864	0	0.00
332211 District Attorney NonSupport Service	140,096	144,715	125,000	125,000	146,491	146,491	21,491	17.19
332217 Unitary Assessment	114,577	179,016	184,568	183,915	184,568	184,568	0	0.00
332591 HB 5061-Child Abuse MDT	388,604	388,404	392,860	392,860	393,604	393,604	744	0.19
341532 Discovery Provided Revenue	214,735	243,180	200,000	200,000	200,000	200,000	0	0.00
341881 Other Internal County Grants	37,507	96,774	96,456	96,456	79,684	79,684	(16,772)	(17.39)
360001 Miscellaneous Revenue	21,774	22,755	20,000	20,064	22,010	22,010	2,010	10.05
361000 Interest Earned	(1,135)	(2,064)	0	(1,000)	0	0	0	0.00
390100 I/F Transfer From General Fund	8,537,470	8,713,066	9,044,708	9,044,708	9,433,600	9,433,600	388,892	4.30
Total Revenue	11,262,825	11,757,385	12,277,973	12,278,887	12,689,484	12,689,484	411,511	3.35
411100 Regular Full Time Employees	5,095,573	5,314,435	5,751,975	5,516,963	5,910,177	5,910,177	158,202	2.75
412100 Regular Part Time	190,097	200,607	221,013	135,109	131,248	131,248	(89,765)	(40.62)
413000 Temporary Workers	175,285	189,767	212,000	258,000	405,000	405,000	193,000	91.04
414030 Overtime	9,037	6,555	8,000	10,350	8,000	8,000	0	0.00
414040 Holiday Pay	846	1,614	1,000	1,000	1,000	1,000	0	0.00
414050 Vacation Sell-Back	32,527	28,187	43,200	55,000	48,200	48,200	5,000	11.57
415000 Fringe Benefits	2,993,139	3,115,153	3,656,816	3,392,035	3,574,206	3,574,206	(82,610)	(2.26)
415020 Worker Compensation	12,652	12,741	18,538	18,538	29,151	29,151	10,613	57.25
415030 Unemployment	8,852	7,693	8,779	8,779	6,451	6,451	(2,328)	(26.52)
421100 General Office Supplies	36,653	48,399	55,604	61,054	60,152	60,152	4,548	8.18
421110 Postage	27,052	26,705	35,150	31,503	35,200	35,200	50	0.14
421210 Computer Non-Capital	9,302	115,492	30,201	40,365	67,500	67,500	37,299	123.50
422400 Food	818	717	0	500	1,000	1,000	1,000	0.00
424610 Fuel & Vehicle Rental	18,958	17,021	26,000	26,000	26,000	26,000	0	0.00
431000 Professional Services	451,397	500,611	562,000	563,500	561,000	561,000	(1,000)	(0.18)
431510 Pre-Employment Tests	1,623	1,217	1,500	1,900	2,100	2,100	600	40.00

**Clackamas County, OR.
Revenue and Expense Report**

	2013-14	2014-15	2015-16	2015-16	2016-17	2016-17	Change	Pct. Change
	Actual	Actual	Amended	Projected	Proposed	Adopted	from Prior	from Prior
District Attorney Department			Budget	Year End	Budget	Budget	Year Budget	Year Budget
DISTATTY District Attorney Department								
220 District Attorney's Fund								
431900 Contracted Services	12,021	0	0	0	0	0	0	0.00
432100 Telephone	78,664	84,429	87,000	88,000	91,000	91,000	4,000	4.60
432200 Communication Lines	0	834	0	12,988	3,700	3,700	3,700	0.00
433100 Travel and Per Diem (no mileage)	10,467	7,742	16,300	14,300	18,800	18,800	2,500	15.34
433105 (Inactive) Travel & Mileage-Grant Rel	251	1,843	0	0	0	0	0	0.00
433110 Mileage Reimbursement	4,830	6,921	9,500	10,000	10,500	10,500	1,000	10.53
433400 Volunteer Travel & Mileage	914	719	1,000	1,360	1,000	1,000	0	0.00
434100 Printing & Duplicating Services	8,765	7,557	12,000	12,500	12,000	12,000	0	0.00
435180 Casualty Insurance	36,776	59,209	138,466	138,466	114,041	114,041	(24,425)	(17.64)
437100 Building Repairs & Maintenance	0	0	0	22,845	0	0	0	0.00
437210 Office Equipment Repair & Maint	275	684	0	1,730	1,500	1,500	1,500	0.00
437260 Office Furn & Equip Non-Capital	890	13,147	5,500	9,700	61,000	61,000	55,500	1,009.09
438110 Office Rental	170,305	231,503	161,544	153,600	161,600	161,600	56	0.03
438120 Parking Rental	9,120	9,120	9,600	9,600	6,800	6,800	(2,800)	(29.17)
438220 Copier Rental	65,106	72,377	79,000	79,000	87,500	87,500	8,500	10.76
439100 Dues & Memberships	21,405	21,278	24,000	24,000	26,200	26,200	2,200	9.17
439200 Training & Staff Development	31,802	38,934	43,400	43,400	44,400	44,400	1,000	2.30
439310 Witness Fees	10,889	11,396	15,000	15,000	16,000	16,000	1,000	6.67
439320 Trial Expenses	110,483	67,584	127,000	123,000	235,050	235,050	108,050	85.08
439321 Grand Jury	7,245	6,749	10,000	10,000	11,000	11,000	1,000	10.00
439323 Paternity Tests	122	155	1,000	1,000	1,000	1,000	0	0.00
439340 Investigative Expense	5,831	5,169	7,000	7,000	8,000	8,000	1,000	14.29
439400 Publications & Subscriptions	53,666	38,814	52,000	52,000	53,000	53,000	1,000	1.92
440001 Pmts To Other Govts/Orgs	25,000	0	0	0	0	0	0	0.00
450001 Program Expense	7,167	2,716	0	0	0	0	0	0.00
450006 Facilitator	26,629	26,865	27,000	27,000	27,000	27,000	0	0.00
452210 Victim Expense	1,306	2,542	2,500	2,500	2,500	2,500	0	0.00
452339 Grant Match	14,553	7,579	0	0	0	0	0	0.00
452340 Volunteer In Kind Match	23,447	0	0	0	0	0	0	0.00
454016 Volunteer Expenses	315	594	500	1,500	1,000	1,000	500	100.00
478101 Finance Alloc Cost	58,287	59,686	64,774	64,774	57,197	57,197	(7,577)	(11.70)
478102 Tech Svc Alloc Cost	227,577	231,998	259,928	259,928	279,657	279,657	19,729	7.59
478103 Building Maint Alloc Cost	125,961	142,213	145,886	145,886	189,996	189,996	44,110	30.24
478104 PGA Alloc Cost	47,644	41,710	41,559	41,559	48,037	48,037	6,478	15.59
478105 Records Mgt Alloc Cost	272,069	48,306	36,317	36,317	68,553	68,553	32,236	88.76

**Clackamas County, OR.
Revenue and Expense Report**

	2013-14	2014-15	2015-16	2015-16	2016-17	2016-17	Change	Pct. Change
	Actual	Actual	Amended	Projected	Proposed	Adopted	from Prior	from Prior
District Attorney Department			Budget	Year End	Budget	Budget	Year Budget	Year Budget
DISTATTY District Attorney Department								
220 District Attorney's Fund								
478106 Purchasing Alloc Cost	7,435	8,856	4,872	4,872	6,238	6,238	1,366	28.04
478107 Courier Alloc Cost	3,510	5,303	5,362	5,362	5,370	5,370	8	0.15
478111 Personnel Admin Alloc Cost	93,526	92,800	95,359	95,359	93,085	93,085	(2,274)	(2.38)
478112 County Admin Alloc Cost	30,912	33,350	31,836	31,836	36,898	36,898	5,062	15.90
478117 Mailroom Overhead Allocation	7,763	9,140	8,492	8,492	9,719	9,719	1,227	14.45
478201 Electric Utility Alloc	27,594	27,743	27,739	27,739	26,010	26,010	(1,729)	(6.23)
478202 Natural Gas Utility Alloc	9,095	9,138	9,179	9,179	2,371	2,371	(6,808)	(74.17)
478203 Water Utility Alloc	3,147	2,811	2,568	2,568	2,409	2,409	(159)	(6.19)
478204 Trash Removal Alloc	2,439	2,962	3,016	3,016	2,968	2,968	(48)	(1.59)
482300 Building Improvements	2,523	71,171	80,000	80,000	0	0	(80,000)	(100.00)
485320 Computer Software Purchases	0	2,096	0	0	0	0	0	0.00
Total Expense	10,721,538	11,102,661	12,277,973	11,797,972	12,689,484	12,689,484	411,511	3.35
Total District Attorney's Fund	541,286	654,724	0	480,915	0	0	0	0.00
Total District Attorney Department	541,286	654,724	0	480,915	0	0	0	0.00
Grand Total	541,286	654,724	0	480,915	0	0	0	0.00

POLICY LEVEL PROPOSAL

District Attorney

Criminal Prosecution



Ongoing Policy Level Proposal

Proposed Change in Funding: \$131,250

Summary of Policy Level Proposal:

DVERT Deputy District Attorney for Family Justice Center - Add 1.00 FTE

To obtain approval for a new FT allocated position thereby allowing the District Attorney’s Office to staff the Family Justice Center with a Deputy District Attorney on a full time basis. Locating an additional deputy attorney at the justice center we believe will improve services to victims through on-sight direct communication, and encourage victim participation, which is a critical component to the successful prosecution of a criminal case. Additional resources will allow our office to attend and participate in all FJC meetings regarding Domestic Violence Projects countywide thereby enhancing communication with agency partners through information sharing. In addition, it will give us the opportunity to provide input on policy decisions.

Benefits:

- Improve services to victims through on sight direct communication
- The result will be quicker exchange of information among advocates, prosecutors and investigators regarding what is needed in specific cases for successful prosecution
- Allowing advocates and investigators to follow up with additional evidence gathering for improved investigation and prosecution.
- Prosecutors can meet with victims of abuse closer in time to the assaultive event to provide accurate and up to date information on the prosecution process.
- A reduction in DDA caseload unit-wide would allow DDAs to more thoroughly prepare cases and meet with victims, improving prosecutions, and would allow the DV/VA Unit the ability to assist other teams when shorthanded.

Conclusion:

Ultimately, this personalization of the process and improved communication may reduce dismissals of criminal cases at later dates.

Department only

Multiple departments

Will Increase allocated costs in ensuing years

N
Y
N

2015 Domestic Violence Unit Statistics

	2002	2003	2004	2005	2006	2007	2008	2009	2010	2011	2012	2013	2014	YTD 2015
Total Cases Reviewed	877	775	663	646	678	658	545	641	688	710	733	706	717	660
DV Cases Filed	456	461	404	437	474	405	357	455	451	460	503	480	463	468
Cases Declined	421	314	259	209	204	253	188	186	237	250	230	226	254	192
Cases Resolved	438	435	414	362	419	373	368	391	439	416	437	427	452	470
Guilty Pleas (incl. DVDSP)	313	348	329	284	337	301	318	328	346	336	358	332	379	373
Jury Trials (Guilty)	3	1	2	3	4	1	1	9	2	2	2	5	2	2
Jury Trials (Not Guilty)	0	2	0	4	3	1	1	1	3	2	5	7	0	6
Court Trials (Guilty)	19	24	20	20	13	17	13	13	14	9	8	13	13	16
CT Trials (Not Guilty)	7	8	5	4	5	5	4	9	8	2	10	11	4	10
Dismissed Cases	96	52	58	47	57	48	31	31	66	65	54	59	54	63

	2002	2003	2004	2005	2006	2007	2008	2009	2010	2011	2012	2013	2014	YTD 2015
% Cases Filed	52%	59%	61%	68%	70%	62%	66%	71%	66%	65%	69%	68%	65%	71%
% Cases Resulting In Guilty Plea	71%	80%	79%	78%	80%	81%	87%	84%	79%	82%	82%	78%	85%	79%
% Cases That Go To Trial	7%	8%	7%	9%	6%	6%	5%	8%	6%	4%	6%	8%	4%	7%
% Cases Dismissed	22%	12%	14%	13%	14%	13%	8%	8%	15%	16%	12%	14%	13%	13%
% Trials Resulting In Guilty Verdict	76%	71%	81%	74%	68%	75%	74%	69%	59%	73%	40%	50%	79%	53%
% Trials Resulting In Not Guilty Verdict	24%	29%	19%	26%	32%	25%	26%	31%	41%	27%	60%	50%	21%	47%
Conviction Rate (GP, GV, DVDSP)	77%	86%	85%	85%	85%	86%	90%	90%	83%	85%	84%	82%	87%	83%