

DISTRICT ATTORNEY

DEPARTMENT MISSION

The District Attorney's office is responsible for the enforcement of the criminal laws of the State of Wisconsin within Eau Claire County. Additionally, it is responsible for enforcing a variety of juvenile, conservation, and traffic laws, together with various Eau Claire County ordinances. The primary area of responsibility of the District Attorney's Office is to prosecute individuals for committing felony and misdemeanor criminal offenses in Eau Claire County.

The District Attorney's Office manages four separate programs:

- General Criminal Prosecution
- Victim/Witness Program
- Deferred Acceptance of a Guilty Plea Program and Diversion Program
- Worthless Check/Restitution/Financial

DEPARTMENT BUDGET HIGHLIGHTS

All alternatives to a request for increase in tax levy were explored and will be implemented in 2022. However, the reality of ever rising costs to perform statutory obligations made it an impossible task. 2022 will be a year of new opportunities for improvement and expansion of Diversion programs at no additional county tax levy expense. With the addition of a 6th Circuit Court Judge, and significant increase in overall workload, an additional one to two staff members will be necessary within the next one to five years.

STRATEGIC DIRECTION AND PRIORITY ISSUES

- Continued collaboration with all aspects of Criminal Justice System including CJCC, EBDM, DEC, MDT, ATCC, MRC, CTC, and JJCC.
- Continued administration of justice in an efficient and effective way despite staff shortages.

TRENDS AND ISSUES ON THE HORIZON

- Additional staff will be necessary within the next one to five years to maintain current functions due to the addition of a 6th Circuit Court Judge and overall increased workload.

OPERATIONAL CHANGES IN 2021

- None.

OPERATIONAL CHANGES – WITH FISCAL IMPACT

- None.

POSITION CHANGES IN 2022

- None.

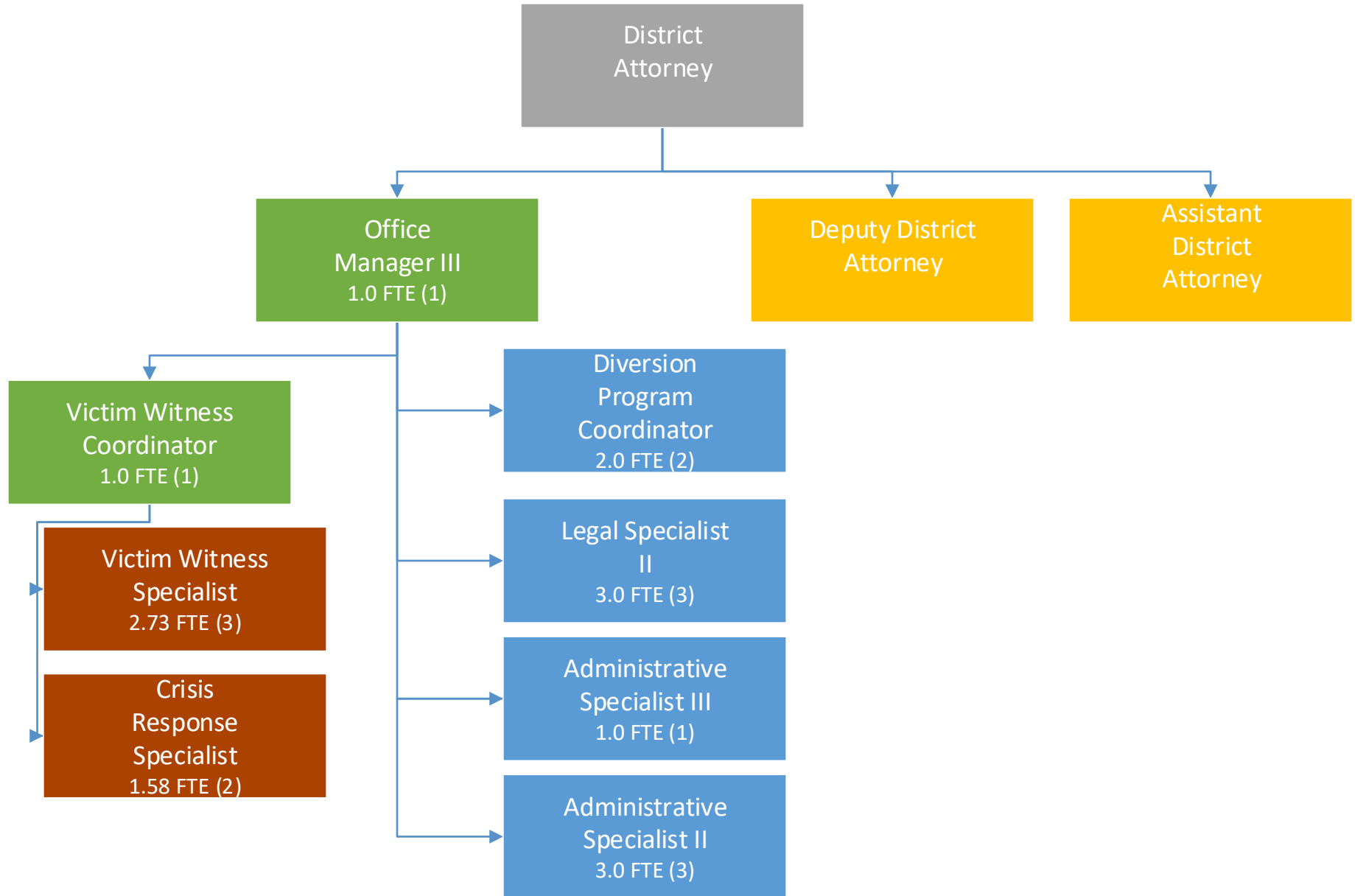
OPERATIONAL CHANGES – WITHOUT FISCAL IMPACT

- None.

POTENTIAL RISKS

- None.

District Attorney



Year	2011	2012	2013	2014	2015	2016	2017	2018	2019	2020	2021	2022
FTE	11.76	11.76	12.76	12.76	13.74	14.47	14.92	14.92	14.92	15.46	15.46	15.31

General Prosecution

In carrying out the duties of the Criminal Prosecution Program, attorneys and support staff provide investigative support to Eau Claire County Law Enforcement agencies, review law enforcement referrals, make criminal charging decisions and complete a wide array of case prosecution activities. As part of this program, attorneys and support staff are responsible for the enforcement of criminal, juvenile, conservation and traffic matters within Eau Claire County.

OUTPUTS		<u>2018</u>	<u>2019</u>	<u>2020</u>	<u>YTD* 2021</u>	
Cases Filed	Felony	1,926	1,850	1,589	696	
	Misdemeanor	1,504	1,407	1,223	492	
	Criminal Traffic	400	435	366	194	
	Civil Traffic/Ordinance	1,727	2,035	1,883	904	
	Total Cases Filed	5,557	5,727	5,061	2,286	
Other Cases Processed	Juvenile Cases	319	327	242	87	
	No Prosecution Cases	600	580	380	153	
	Total Other Cases Processed	919	907	622	240	
Total Cases Filed/Processed		6,476	6,634	5,683	2,526	
Total Number of Referrals		7,044	6,938	5,971	2,695	
Number of Jury Trials		30	30	5	5	
<i>*YTD indicates Jan-Jun Results</i>						
OUTCOMES		Benchmark	<u>2018</u>	<u>2019</u>	<u>2020</u>	<u>YTD* 2021</u>
Average Number of Days for Prosecutorial Action at or under 15 days		15	11	10	7	7
Case Clearance Rate at or above 95%		95%	91%	98%	98%	unavailable
Jury Trial Conviction Rate at or above 75%		75%	83%	68%	100%	80%
<i>*YTD indicates Jan-Jun Results</i>						

Worthless Checks/Financial Program

District Attorney employees review referrals from Eau Claire County citizens and merchants of possible worthless check matters, prepare and send pre-prosecution “dunning” letters, issue criminal charges in appropriate cases and process payments.

OUTPUTS		<u>2018</u>	<u>2019</u>	<u>2020</u>	<u>YTD* 2021</u>
Worthless Check Payments Collected		\$11,781	\$24,489	\$7,753	\$6,276
Restitution Payments Collected		\$83,083	\$194,678	\$125,355	\$69,788
<i>*YTD indicates Jan-Jun Results</i>					

Victim Witness Services & Crisis Response

Victim Witness Staff provide legally-required case notification to victims, provide crisis response support to victims prior to the filing of criminal charges, provide support to victims and witnesses during the course of case litigation and prepare various forms of reports required by state/federal authorities.

OUTPUTS		<u>2018</u>	<u>2019</u>	<u>2020</u>	<u>YTD* 2021</u>
Victim Witness Services	Number of Victims Served	2,445	2,284	2,426	745
	Number of Witnesses Served	385	279	390	124
	Total Case Parties Served	3,002	2,766	3,051	1,035
	Initial Contact Letters Sent	2,496	2,338	2,383	822
	No Contact Orders in Place	1,050	949	496	227
	Number of Follow Up Contacts	3	163	596	154
Crisis Response	Total Number of Clients Served	620	707	1,373	575
	Number of Child Advocacy Center Interviews Attended	62	100	151	74

**YTD indicates Jan-Jun Results*

Deferred Acceptance of a Guilty Plea (DAGP), Diversion, & Justice Reinvestment Initiative-OWI Early Intervention Programs

The Deferred Acceptance of a Guilty Plea Program (DAGP) involves informal supervision of defendants in criminal cases. The community benefits because defendants receive necessary domestic abuse, alcohol abuse or other counseling services that would often not otherwise occur.

OUTPUTS		<u>2018</u>	<u>2019</u>	<u>2020</u>	<u>YTD* 2021</u>
DAGP Program	Number of Participants	271	228	222	107
	DAGP Fees Collected	\$66,523	\$56,068	\$57,438	\$31,655
Diversion Program	Number of Participants	221	207	234	140
	Diversion Program Fees Collected	\$54,480	\$59,240	\$58,653	\$22,890
Justice Reinvestment Initiative-OWI Program	Total Number of Participants	22	22	17	26
	Number of Successful Participants	21	19	15	19
	Jail Days Permanently Stayed	1,058	707	646	1,248

**YTD indicates Jan-Jun Results*

District Attorney

Overview of Revenues and Expenditures

Revenues	2020	2021	2021	2022	2022	2022	%
	Actual	Adjusted Budget	Estimate	Request	Recommended	Adopted	Change
01-Tax Levy/General Revenue Allocation	\$585,490	\$585,490	\$554,096	\$582,673	\$564,456	\$564,456	-4%
04-Intergovernment Grants and Aid	\$384,445	\$384,445	\$365,203	\$393,586	\$393,586	\$393,586	2%
06-Public Charges for Services	\$174,405	\$174,405	\$235,000	\$275,000	\$275,000	\$275,000	58%
09-Other Revenue	\$100	\$100	-	-	-	-	-100%
Total Revenues:	\$1,144,440	\$1,144,440	\$1,154,299	\$1,251,259	\$1,233,042	\$1,233,042	8%

Expenditures	2020	2021	2021	2022	2022	2022	%
	Actual	Adjusted Budget	Estimate	Request	Recommended	Adopted	Change
01-Regular Wages	\$692,426	\$721,330	\$721,330	\$752,798	\$760,231	\$760,231	5%
02-OT Wages	\$3	-	-	-	-	-	
03-Payroll Benefits	\$232,853	\$275,360	\$288,421	\$300,885	\$275,235	\$275,235	0%
04-Contractual Services	\$121,756	\$127,066	\$124,700	\$122,917	\$122,917	\$122,917	-3%
05-Supplies & Expenses	\$40,450	\$62,230	\$36,159	\$73,459	\$73,459	\$73,459	18%
09-Equipment	\$1,694	\$1,200	\$1,200	\$1,200	\$1,200	\$1,200	0%
Total Expenditures:	\$1,089,183	\$1,187,186	\$1,171,810	\$1,251,259	\$1,233,042	\$1,233,042	4%

Net Surplus/(Deficit)- District Attorney	\$55,257	(\$42,746)	(\$17,511)	\$0	\$0	\$0	
---	----------	------------	------------	-----	-----	-----	--

District Attorney

Budget Analysis

	2021 Adjusted Budget	Cost to Continue Operations in 2022	2022 Requested Budget
01-Tax Levy/General Revenue Allocation	\$585,490	(\$2,817)	\$582,673
04-Intergovernment Grants and Aid	\$384,445	\$9,141	\$393,586
06-Public Charges for Services	\$174,405	\$100,595	\$275,000
09-Other Revenue	\$100	(\$100)	-
Total Revenues	\$1,144,440	\$106,819	\$1,251,259

01-Regular Wages	\$721,330	\$31,468	\$752,798
02-OT Wages	-	-	-
03-Payroll Benefits	\$275,360	\$25,525	\$300,885
04-Contractual Services	\$127,066	(\$4,149)	\$122,917
05-Supplies & Expenses	\$62,230	\$11,229	\$73,459
09-Equipment	\$1,200	-	\$1,200
Total Expenditures	\$1,187,186	\$64,073	\$1,251,259

District Attorney Revenue Assumptions

	2020	2021	2021	2022	2022	2022		
Revenue Source	Actual	Budget	Estimate	Request	Recom- mended	Adopted	Assumptions	Confidence Level %
County Tax Levy	585,490	554,096	554,096	582,673	564,456	564,456		0%
Vawa Grant	104,296	113,690	108,040	109,297	109,297	109,297	Guaranteed grant funding	100%
Voca Grant	144,788	184,400	157,163	184,289	184,289	184,289	Guaranteed grant funding	100%
District Attorney	76,951	100,000	100,000	100,000	100,000	100,000	State aid returning to pre-pandemic levels	90%
Da - Diversion Fees	58,410	65,000	-	-	-	-	N/A - Account renumbered	N/A
Discovery Fees	78,187	60,000	70,000	75,000	75,000	75,000	Increase in discovery materials for all cases (audio-visual recordings)	90%
Dagp - Deferred Prosecution Fees	55,838	65,000	60,000	75,000	75,000	75,000	Increase in number of participants	80%
Da Restitution Surcharge	40,379	45,000	45,000	50,000	50,000	50,000	Case numbers returning to pre-pandemic levels	85%
Da - Diversion Fees	-	-	60,000	75,000	75,000	75,000	Increase in number of participants	80%
Courthouse Dog Donations	100	-	-	-	-	-	Donations are not budgeted	N/A
TOTAL	\$1,144,440	\$1,187,186	\$1,154,299	\$1,251,259	\$1,233,042	\$1,233,042		

District Attorney
Contracted Services Summary

	2020	2021	2021	2022	2022	2022
Expenditure Type	Actual	Budget	Estimate	Request	Recom- mended	Adopted
Professional Services	110,964	114,000	113,200	110,617	110,617	110,617
Utilities	6,955	7,560	7,800	7,800	7,800	7,800
Repairs And Maintenance	-	-	-	-	-	-
Other Contracted Services	3,837	5,506	3,700	4,500	4,500	4,500
Total	\$121,756	\$127,066	\$124,700	\$122,917	\$122,917	\$122,917

District Attorney
Contracted Services Detail

	2020	2021	2021	2022	2022	2022		
Expenditure	Actual	Budget	Estimate	Request	Recom- mended	Adopted	Description	Expenditure Type
D A/ Telephone	4,800	5,280	5,280	5,280	5,280	5,280	Telephone	Utilities
D A/ Transcription	2,591	3,000	2,200	3,000	3,000	3,000	Preparation of transcripts of court proceedings	Professional Services
D A/ Discovery Expenses	3,093	3,500	2,200	2,500	2,500	2,500	Not contracted service - should be office supplies	Other Contracted Services
D A/ Trial Expenses	744	2,006	1,500	2,000	2,000	2,000	Miscellaneous costs associated with trial	Other Contracted Services
D A/ Paper Service	7,272	6,000	6,000	6,000	6,000	6,000	Civil Process - serving legal papers	Professional Services
Victim Witness/ Telephone	1,200	1,200	1,200	1,200	1,200	1,200	Telephone	Utilities
V/W Crisis/ Telephone	240	240	480	480	480	480	Telephone	Utilities
V/W Crisis/ Cellular Phone	475	600	600	600	600	600	Cellular phone	Utilities
Vawa Stop/ Contracted Services	101,101	105,000	105,000	101,617	101,617	101,617	Grant funded resource prosecutor	Professional Services
Vawa Stop/ Telephone	240	240	240	240	240	240	Telephone	Utilities
TOTAL	\$121,756	\$127,066	\$124,700	\$122,917	\$122,917	\$122,917		