



# DISTRICT ATTORNEY'S OFFICE

2009/2010 BUDGET  
PRESENTATION

# Discussion Items

- Crime Statistics
- Current Active Cases
- Filings Per Prosecutor
- Casino Impact
- Historical Revenue Sources
- Staffing Reductions
- Program Additions
- Nine year history actual
- DA Furlough Analysis
- 09/10 Budget Reduction Analysis
- Closing Statement



# CRIME STATISTICS

## ■ Number of Filings:

- 2007 6040
- 2008 6059
- 2009 2622 ( to date) Annual Est. 6293

## ■ Staffing Levels:

	<u>Admin</u>	<u>DDA</u>	<u>Investigator</u>	<u>Total</u>
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# Large Cases Currently Active

- **General-** 11 Murder Cases- at least (3) with potential for death penalty
- **Real Estate Fraud-**
  - Arrested suspect in major fraud issues could be facing real estate, securities, bank and tax fraud. Facing 30 years 1.7 victims in alleged losses.
  - Construction diversion cases 1-200k (2-3), 2m.alleged fraud On another large contractor in EDH area.
- **Workers Compensation-**
  - 4-5 motels in SLT area that may have been collectively involved in not providing workers compensation insurance.
- **Auto Fraud-**
  - Large investigation with probably 20 plus counts against a car dealer and possibly employees from one of the larger automakers could be investigated. 20-30 customers affected. Owner and employees being investigated along with 1 of top 3 major auto makers being looked at.
- **Environmental Crimes-**
  - Owners of gas stations (2-3) underground storage tank violations and consumer fraud investigations. \$1m in penalties.
- **Prop 64-**
  - We have joined with Sacramento and Yolo County against Nationwide distributor for packaging and unlawful advertising affecting citizens of El Dorado County.
  - Investigating local gravel company for defrauding customers and overcharging over last few years.

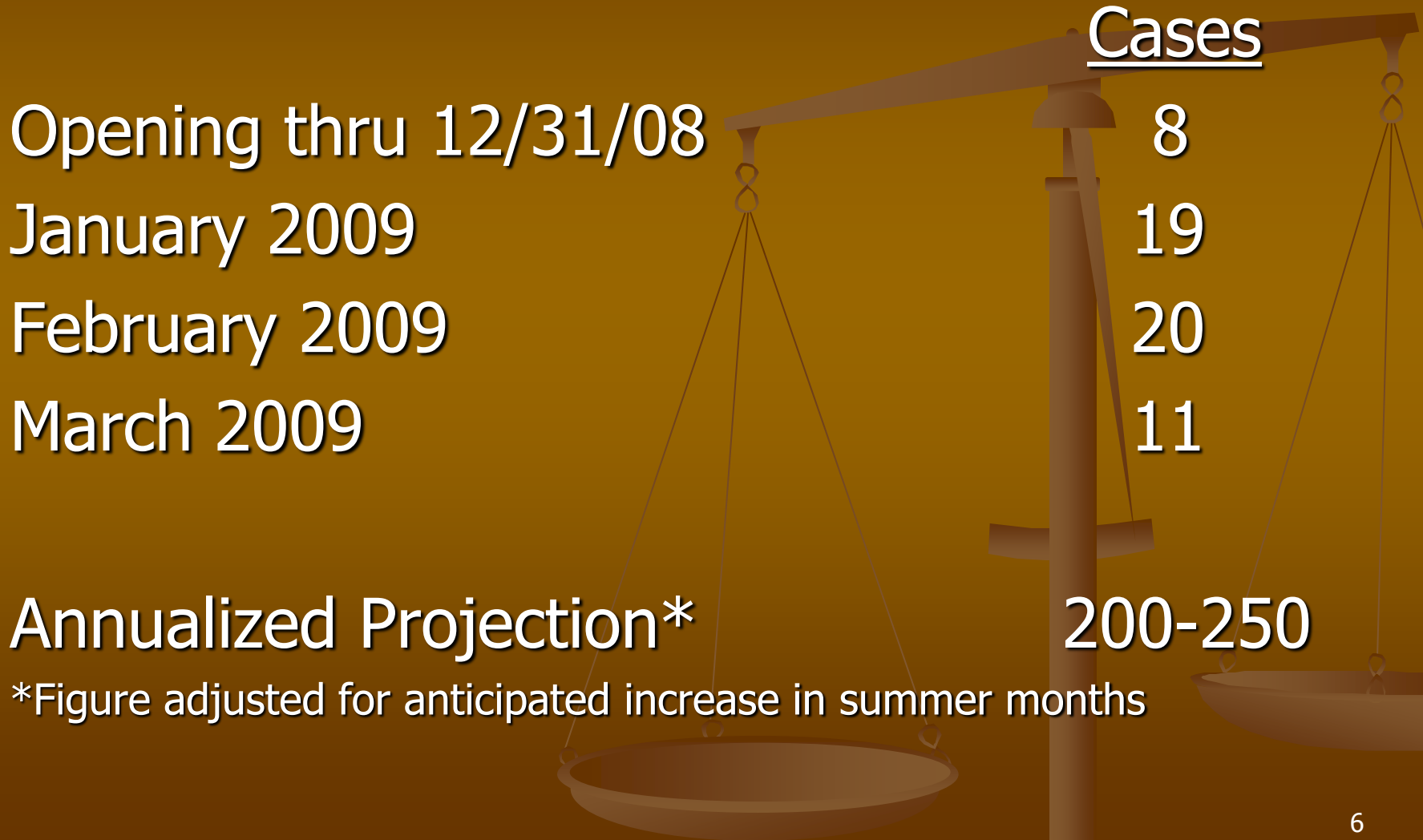
# Filings Per Prosecutor

- 2007
  - 6040 filings / 23 Prosecutors= 262.61 annually
- 2008
  - 6059 filings / 22 Prosecutors= 275.41 annually
- 2009
  - 6293 filings / 22 Prosecutors= 286.05 annually

(Number of prosecutors includes Chief Assistant District Attorney and Assistant District Attorney)

- Above data does not take into account 1 Prosecutor that has been on active military leave since 2004 and another Prosecutor that has been on and off since 2007. Case load per Prosecutor goes up 12-28 cases annually per attorney while employees are out on military leave.

# CASINO IMPACT



Opening thru 12/31/08

8

January 2009

19

February 2009

20

March 2009

11

Annualized Projection\*

200-250

\*Figure adjusted for anticipated increase in summer months

# Casino Personnel Impact

A case load of 200-250 equates to the following personnel allocations:

<u>Position</u>	<u>FTE</u>	<u>Annual Cost</u>	<u>ICRP*</u>	<u>Dollar Equivalency</u>
Deputy D.A	.75	102,027	37.7%	140,492
D.A Investigator	.50	67,586	37.7%	93,065
Support Staff	.25	<u>14,857</u>	37.7%	<u>20,458</u>
		\$184,470		\$254,015

\*ICRP (Indirect Cost Rate Proposal)- taken from SB 90 claim for FY 07/08 prepared by Maximus Inc.

# Neighboring County Comparison

## ■ 2007

County	Population	Cases Filed	Casino Cases	% of Filings	Casino Funding
Amador	38,678	1754	268	15%	243,000
Yolo	195,844	6898	346	5%	228,000
El Dorado	176,200	6019	N/A	N/A	N/A

## ■ 2008

County	Population	Cases Filed	Casino Cases	% of Filings	Casino Funding
Amador	38,238	1929	128	7%	243,000
Yolo	197,658	6804	443	7%	228,000
El Dorado	176,075	6049	8	.05%	0

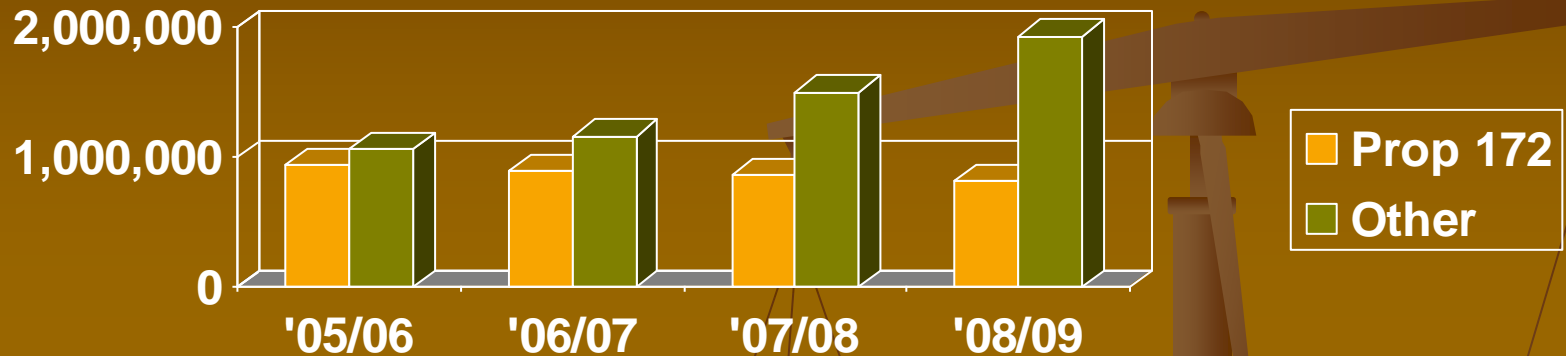
## ■ 2009

County	Population	Cases Filed	Casino Cases	% of Filings	Casino Funding
Amador	38,238	482	15	3%	243,000
Yolo	197,658	1940	47	2%	228,000
El Dorado	176,075	2039	50	2%	0

- Data based on 1<sup>st</sup> quarter reporting for 2009
- Population taken from U.S. Census Bureau



# Historical Revenue Sources



- The District Attorney's budget is funded by both Proposition 172 along with grants, special revenue funds and penalty fees. As demonstrated above Proposition 172 funding has continued to decline over the last four years. In an effort to lower the departments net county cost the District Attorney's Office sought out and received funding from other revenue sources.

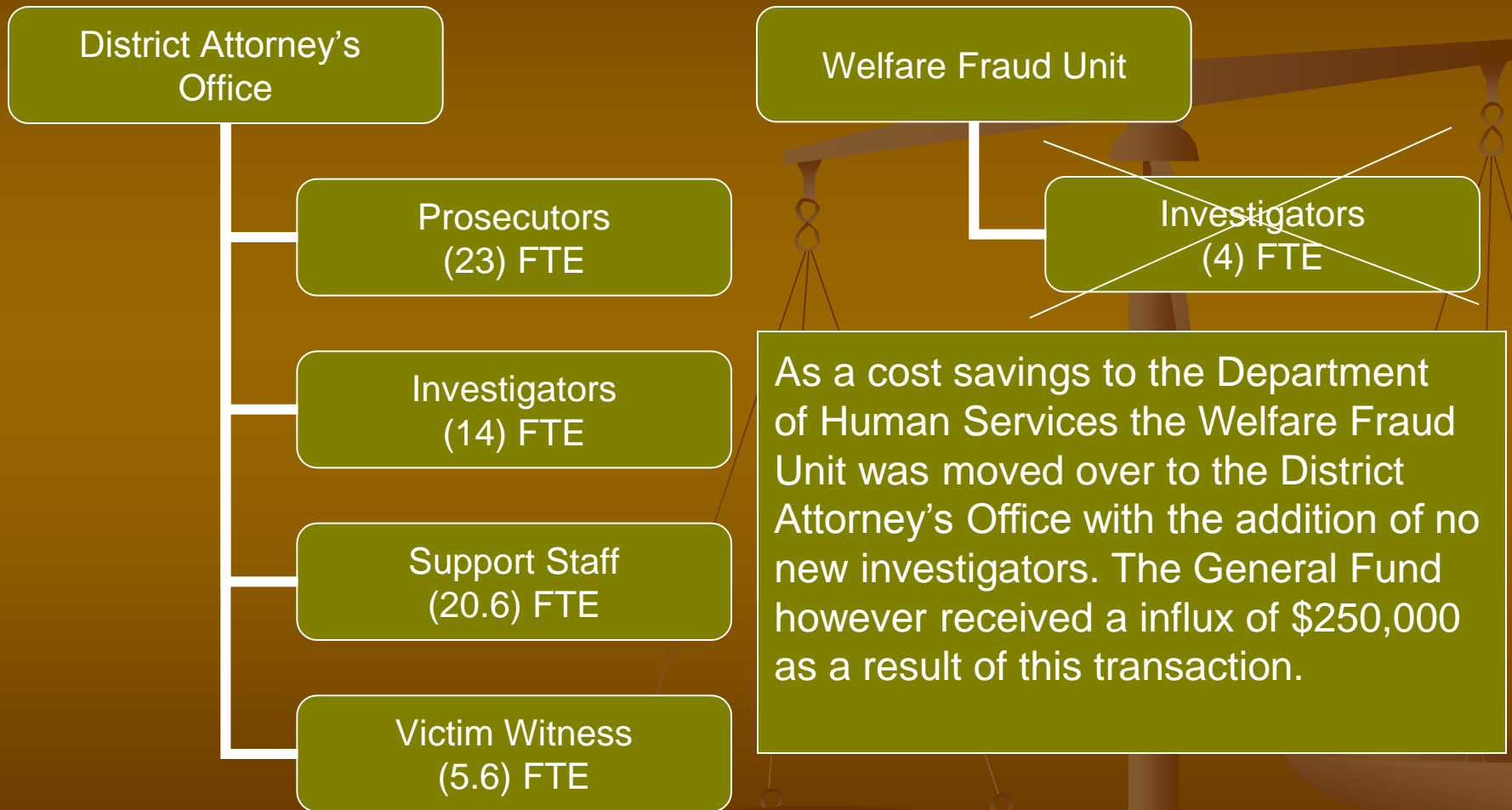
# Staffing Reductions

■ FY 2007/2008	■ Eliminated Bad Check Program:	
	■ Investigative Assistant (1) FTE	\$ 67,260
■ FY 2008/2009	■ Eliminated the following positions/allocations:	
	■ Office Manager (1) FTE	\$ 98,513
	■ Assistant District Attorney (1) FTE	\$184,852
	■ Legal Office Assistant (.20) FTE	\$ 7,183
	■ Office Assistant (.20) FTE	\$ 11,080
	■ Extra Help	\$ 40,000
■ FY 2009/2010	■ Eliminated the following positions/allocations:	
	■ Eliminated Victim Witness Claims Specialist	\$ 48,015
	■ Reduction of Extra Help from 08/09 level	\$ 70,000
	<b>TOTAL</b>	<b>\$526,903</b>

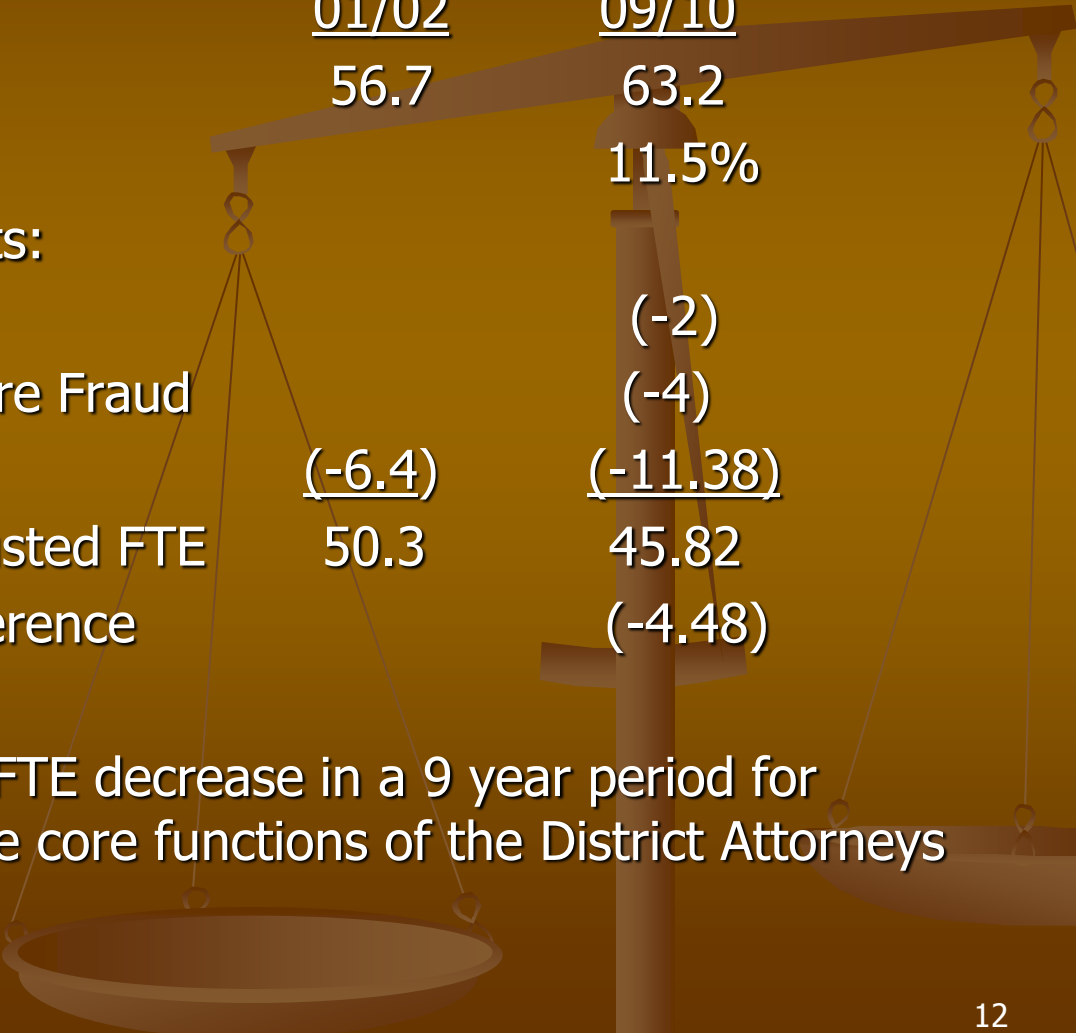
\*The Office Manager reduction was offered as a result of a golden handshake with the understanding that we would receive an Admin Tech in it's place. Due to budget constraints the District Attorney's Office eliminated that much needed allocation.

\*It has been 20 years since the District Attorney's Office has not had an Assistant District Attorney in the Placerville office. In order to meet the continuing decline in revenue this position was also eliminated.

# Program Additions



# Nine Year History Actual



	<u>01/02</u>	<u>09/10</u>
FTE	56.7	63.2
% Increase from 01/02		11.5%
Less Department Adjustments:		
FTE Military Leave		(-2)
FTE Absorbed from Welfare Fraud		(-4)
FTE funded by Grants	<u>(-6.4)</u>	<u>(-11.38)</u>
Adjusted FTE	50.3	45.82
Difference		(-4.48)

4.48 represents the total FTE decrease in a 9 year period for personnel dedicated to the core functions of the District Attorneys office.

# DA Furlough Analysis

- Total Value Assessed By CAO

Take Value Only (Investigators/D.A)

Eligible for Management leave

\$182,780

51,384

88,087

\$43,309

# BUDGET REDUCTION ANALYSIS

	<u>Dept Request</u>	<u>CAO Budget</u>	<u>Variance</u>
1. Permanent Employees	5,046,073	4,725,798	(320,275)
2. Temporary Employees	80,000	65,796	(14,204)
3. Other Compensation	191,605	96,298	(95,307)
			(\$429,786)

1. The department request represents the dollar figure for compensation of all permanent employees currently employed at the District Attorney's Office.
2. The FY 08/09 budget for extra help was \$175,803. The extra help allocation was to assist in the shortage of Deputy District Attorney's due to military leave personnel along with the overwhelming workload of Investigators and Office Assistants. As part of the mid-year reductions the D.A's office agreed to reduce this line item by \$40,000 in FY 08/09 and \$80,000 in 09/10. This expenditure is now being reduced by another 14,204 which represents a total decrease of 63%.
3. This expenditure shows the original calculation for the management leave liability for all eligible staff within the D.A's office. The CAO requested the reduction of this line item with the justification that this expenditure should not be budgeted and that if the amount requested as cash out from employees exceeded the available budget then the amount would be requested from contingency.

# Closing

Over the last 18 months the District Attorney's Office has made significant reductions including the elimination of 4.4 FTE while the workload has increased due to absorption of programs such as Welfare Fraud (reduction of 4 FTE Investigators with no additional staff to D.A's office) and the opening of the Casino. Resources have exceeded their capacity with the current case load being threatened due to lack of adequate staffing.

The original budget prepared by the District Attorney's Office reflects the necessary costs associated with providing the minimum level of law enforcement as required by law. If we are forced to reduce our budget by \$429,786 to meet the CAO target the District Attorney's office will have no option but to stop prosecuting certain misdemeanor offenses.

The District Attorney's Office is requesting that the Board Of Supervisors modify the CAO recommendation by \$200,000. This modification would allow the District Attorney's Office to maintain operations while still reducing the department budget by \$229k.