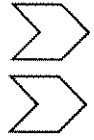


DISTRICT ATTORNEY
Clifford Newell, District Attorney



District Attorney (20103) \$ 3,953,224

Total \$ 3,953,224





District Attorney Summary

	<u>07/08</u> <u>Actual</u>	<u>08/09</u> <u>Adopted</u>	<u>08/09</u> <u>Estimated</u>	<u>09/10</u> <u>Proposed</u>	<u>09/10</u> <u>Adopted</u>	<u>% Change</u> <u>From Prior</u> <u>Adopted</u>
<i>Revenues</i>						
Taxes	-	-	-	-	-	NA
Licenses, Permits & Franchises	-	-	-	-	-	NA
Fines, Forfeitures, & Penalties	2,635	2,300	585	250	250	-89.1%
Use of Money & Property	2,366	894	1,091	665	665	-25.6%
Federal/State Intergovernmental	369,987	353,098	285,365	324,640	324,640	-8.1%
Charges for Services	45,791	35,000	23,467	25,284	25,284	-27.8%
Miscellaneous Revenues	26,203	22,000	26,720	22,000	22,000	NA
Other Financing Sources	704,108	706,803	674,978	601,534	601,534	-14.9%
General Fund Transfers	-	-	-	-	-	NA
General Fund Allocation	2,368,486	2,774,752	2,774,752	2,985,516	2,985,516	7.6%
Total Revenues	3,519,576	3,894,847	3,786,958	3,959,889	3,959,889	2%
<i>Expenses</i>						
Salaries & Benefits	2,929,309	3,176,143	3,028,348	3,170,483	3,170,483	-0.2%
Services & Supplies	464,745	528,694	537,862	503,143	503,143	-4.8%
Other Charges	-	-	-	-	-	NA
Overhead Cost Allocation (A87)	166,903	240,290	240,290	291,027	291,027	21.1%
Capital Assets	-	-	-	-	-	NA
Other Financing Uses	5,357	-	22,750	-	-	NA
Interfund Activity	(46,738)	(55,961)	(24,685)	(11,429)	(11,429)	-79.6%
Contingency	-	-	-	-	-	NA
Total Expenses	3,519,576	3,889,166	3,804,565	3,953,224	3,953,224	2%
Fund Balance Added (Used)	-	5,681	(17,607)	6,665	6,665	
Staffing:	28.50	28.50	28.50	26.50	26.50	

		June 30, 2009				June 30, 2010
		Projected	FY 09/10	FY 09/10	FY 09/10	Projected
		Fund Balance	Revenue	Expense	Net Change	Fund Balance
General Fund	Fund # 0101	*	3,920,940	3,920,940	-	*
DUI Lab Fees	Fund # 1369	15,088	32,284	32,284	-	15,088
DA Asset Forfeiture	Fund # 1454	14,790	6,665	-	6,665	21,455
DA Auto Insurance	Fund # 1455	21,677	-	-	-	21,677
DA Environmental Enforcement	Fund # 1457	14,409	-	-	-	14,409
			3,959,889	3,953,224	6,665	

* See General Fund Balance and Reserves in Section 1 for the FY 2009-10 General Fund analysis.



Office of the District Attorney

Mission Statement:

The mission of the Office of the District Attorney of Nevada County is to provide exemplary legal services to enhance public safety and create a sense of security in the community through vigorous enforcement of the law in a just, honest, efficient and ethical way, and, while doing so, to treat all people in a professional, honest, and respectful manner.

Service Description:

The Nevada County District Attorney has offices in both Nevada City and Truckee. The District Attorney's office reviews investigations conducted by law enforcement agencies, sometimes conducts its own investigations or joint investigations, makes filing decisions regarding criminal complaints, and handles misdemeanor and felony cases at all stages of the proceedings, both adult and juvenile. Specialized vertical prosecution units have been established to handle child abuse, spousal abuse, sexual assault, statutory rape, and drug cases.

The office also provides diversion programs for non-violent, first time misdemeanor offenders and bad check writers. The diversion program educates those who qualify for this fee for service program and collects restitution for the victims.

The District Attorney and the Deputy District Attorneys are also deeply involved in community outreach, education and alternative courts to help achieve efficiency in our criminal justice system.

Major Accomplishments in 2008-09:

- Moved Department to 110 Union Street.
- Renovated space in Annex for DA courthouse operations.
- Begun acquisition of case management system.
- Deferred Entry of Judgment (DEJ) program implemented for qualifying misdemeanors.
- Implemented Proposition 9, "Marsy's Law" the victims "Bill of Rights" throughout Nevada County.
- Asset Forfeitures increased again with \$169,000 distributed to the various agencies, DA's share was \$16,000.

- Completed MOU with all Nevada County law enforcement on Officer Involved Shooting and Major Crimes protocol.

Objectives & Performance Measures for 2009-10:

Objective: (carried over from 08-09)

Purchase and install a new case management system.

Performance Measures:

- Purchase by April 2009.
- Install June 2009.
- Fully operational August 2009.
- Decrease two clerical FTEs by December 2009.

Objective: (carried over from 08-09)

Eliminate the need for physical storage space for closed files outside the office (court house).

Performance Measures:

- Establish protocol for scanning.
- Create time for staff to implement.
- Have A through M's scanned and digitally stored by January 2010.

Objective:

Continue an aggressive asset forfeiture policy within the District Attorney's Office in collaboration with Narcotics Task Force.

Performance Measures:

- Collect and distribute 100% of asset forfeiture dollars in 09-10 within ninety days of the case being closed.

Objective: (carried over from 08-09)

Develop and fund (pursuant to SB1396 [Gov. Code 27388]) a financial crimes and real estate fraud unit within District Attorney's Office to handle the increased demand.

Performance Measures:

- Re-assign case loads so that one attorney can handle 100% of real estate and white collar crimes.
- Have position fully funded by filing fees.
- Develop and present program to BOS by August 2009.
- Bring resolution to BOS for consideration by October 2009.



Office of the District Attorney

Objective:

Clear the system of back-log of warrants, many of which are ten or more years old, and implement a system to keep them current.

Performance Measures:

- Clear two hundred by May 2009.
- Clear the remaining two hundred by July 2009.
- Develop and implement system to keep current simultaneously with the case management system.

Objective:

Join with Grass Valley, NCSO and Truckee in developing a gang task force to insure that neighboring gangs do not infiltrate our community.

Performance Measures:

- Have at least one investigator trained in gang interdiction.
- Have one DDA receive specialized training on gang prosecution and civil injunctions.
- Join in public outreach as a preventative measure.
- Use gang “enhancements” on any prosecution where warranted.

Objective:

Continue to promote respect and compassion for victims of crimes by providing necessary information in a timely and professional manner and fully implementing Proposition 9 (Marsy’s Law).

Performance Measure:

- Achieve 100% compliance with statutorily and constitutionally enumerated rights of victims.

Objective:

Refine our participation in School Attendance Review Board (SARB) program and continue to support the school districts in attendance compliance strategies.

Performance Measures:

- Have a DDA in all SARB meetings.
- Prosecute the worst cases within the school year that they are referred.
- In every case that is prosecuted get probation terms to support school efforts at attendance compliance.

Service Budget Unit Code	- 20103
Office/Department	- District Attorney
Major Service Area	- Public Protection/ Prosecution





District Attorney (20103)

	<u>07/08</u>	<u>08/09</u>	<u>08/09</u>	<u>09/10</u>	<u>09/10</u>	<u>% Change</u>
	<u>Actual</u>	<u>Adopted</u>	<u>Estimated</u>	<u>Proposed</u>	<u>Adopted</u>	<u>From Prior</u>
						<u>Adopted</u>
Revenues						
Taxes	-	-	-	-	-	NA
Licenses, Permits & Franchises	-	-	-	-	-	NA
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Charges for Services	45,791	35,000	23,467	25,284	25,284	-27.8%
Miscellaneous Revenues	26,203	22,000	26,720	22,000	22,000	0.0%
Other Financing Sources	704,108	706,803	674,978	601,534	601,534	-14.9%
General Fund Transfers	-	-	-	-	-	NA
General Fund Allocation	2,368,486	2,774,752	2,774,752	2,985,516	2,985,516	7.6%
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Staffing:	28.50	28.50	28.50	26.50	26.50	

2009/10 Fund Analysis:

		Revenues	Expenses	Fund Balance Added (Used)
General Fund	Fund # 0101	3,920,940	3,920,940	-
DUI Lab Fees	Fund # 1369	32,284	32,284	-
DA Asset Forfeiture	Fund # 1454	6,665	-	6,665
DA Auto Insurance	Fund # 1455	-	-	-
DA Environmental Enforcement	Fund # 1457	-	-	-
		3,959,889	3,953,224	6,665

Comments/Analysis of Differences:

The District Attorney's office has deleted one (1) Attorney II position and one (1) Legal Office Assistant position. Decreases in Prop 172 revenue continue.

Public Hearing Comments:

Adopted as proposed.



