



District Attorney's Office FY 2020 Proposed Budget

Presented to the
Board of County Commissioners

Multnomah County
May 7, 2019

Located at: www.multco.us/budget



Agenda

- Introduction
- Community Budget Advisory Committee
- Department Overview and Budget Summary
- Budget Overview by Division
 - Division Programs
 - Budget and Policy Changes
- General Fund Reductions
- New, One-Time-Only, General Fund Backfill, General Fund Restorations
- Legislative Impacts & Future Policy Issues
- Summary
- Questions



Community Budget Advisory Committee

Cynthia Escamilla – Today’s Speaker

Ernest Warren

Leah Gibbs - *Committee Chair*

Lissa Kaufman

Rebecca Nichels

Tim Cunningham

Yesenia Gallardo

Summary: Community Budget Advisory Committees (CBACs) are groups of community members who review and make recommendations on county departmental budgets and operations.

Multnomah County District Attorney’s Office CBAC:

- 10 Meetings
- Seven (7) members
- Meetings described by CBAC as “more dynamic than past years”
- Numerous speakers on broad range of topics



Examples of Work on Behalf of Our Community

Racial and Ethnic
Disparity Work

Victim and
Investigative
Services

Criminal Activity
Responses

Highlighted
Specialty Courts:
Treatment First &
LEAD[®]

Justice
Reinvestment:
MCJRP/JJRP

MCDA
Community
Outreach

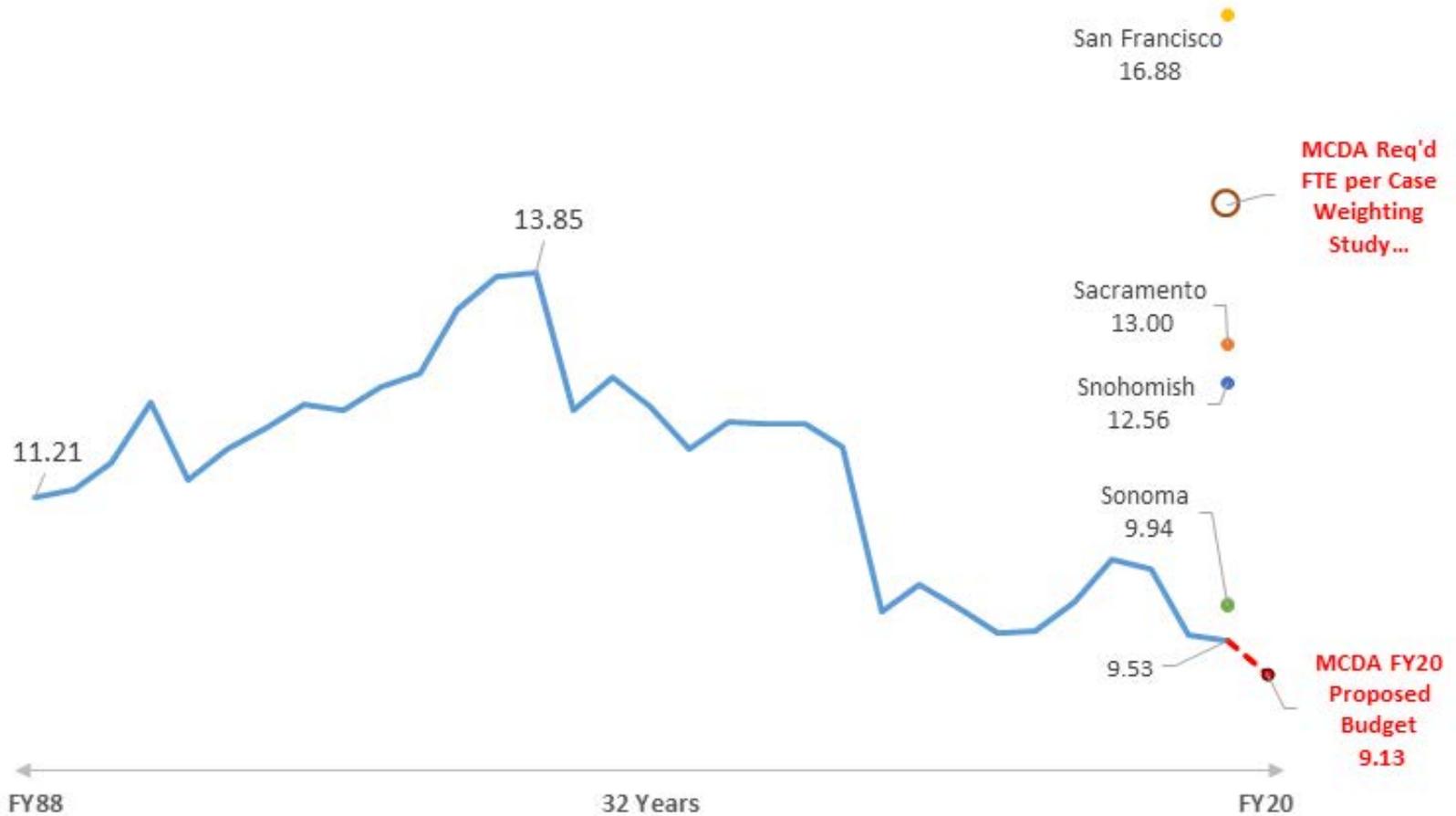
Responsible Gun
Dispossession
Legislation

Set Asides and
Public Records

Legal Services
Day



Budgeted Multnomah County DDA's per 100,000 Population



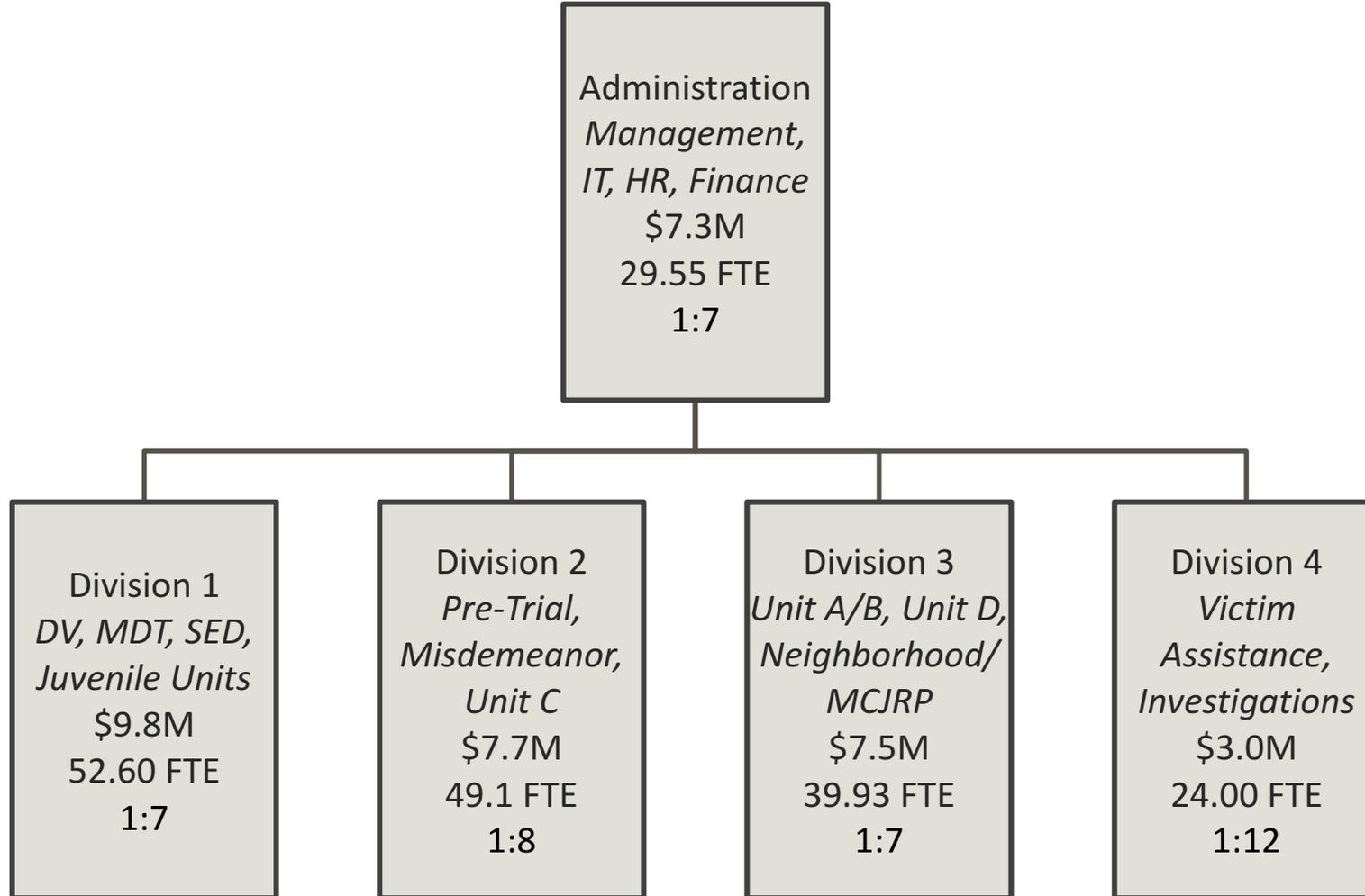
Multnomah County District Attorney's Budget Summary

Budget Item/Request	Current Proposed Budget	MCDA Original Request for FY20
General Fund 3% Constraint	(-) \$828,000	
Juvenile Dependency	(+) \$649,000 (approx)	\$1.3 Million
Grand Jury Recordation	\$0	\$367,000 (approx)
Body Worn Camera Program	(+) \$250,000 (approx)	\$336,000 (approx)
Research & Data Unit	(+) \$130,000	\$260,000
Misdemeanor Mental Health DDA	\$0	\$150,000 (approx)
Community Livability DDA	\$0	\$150,000 (approx)

■ Currently Not Funded
 ■ Funded In Part
 ■ Funding Loss

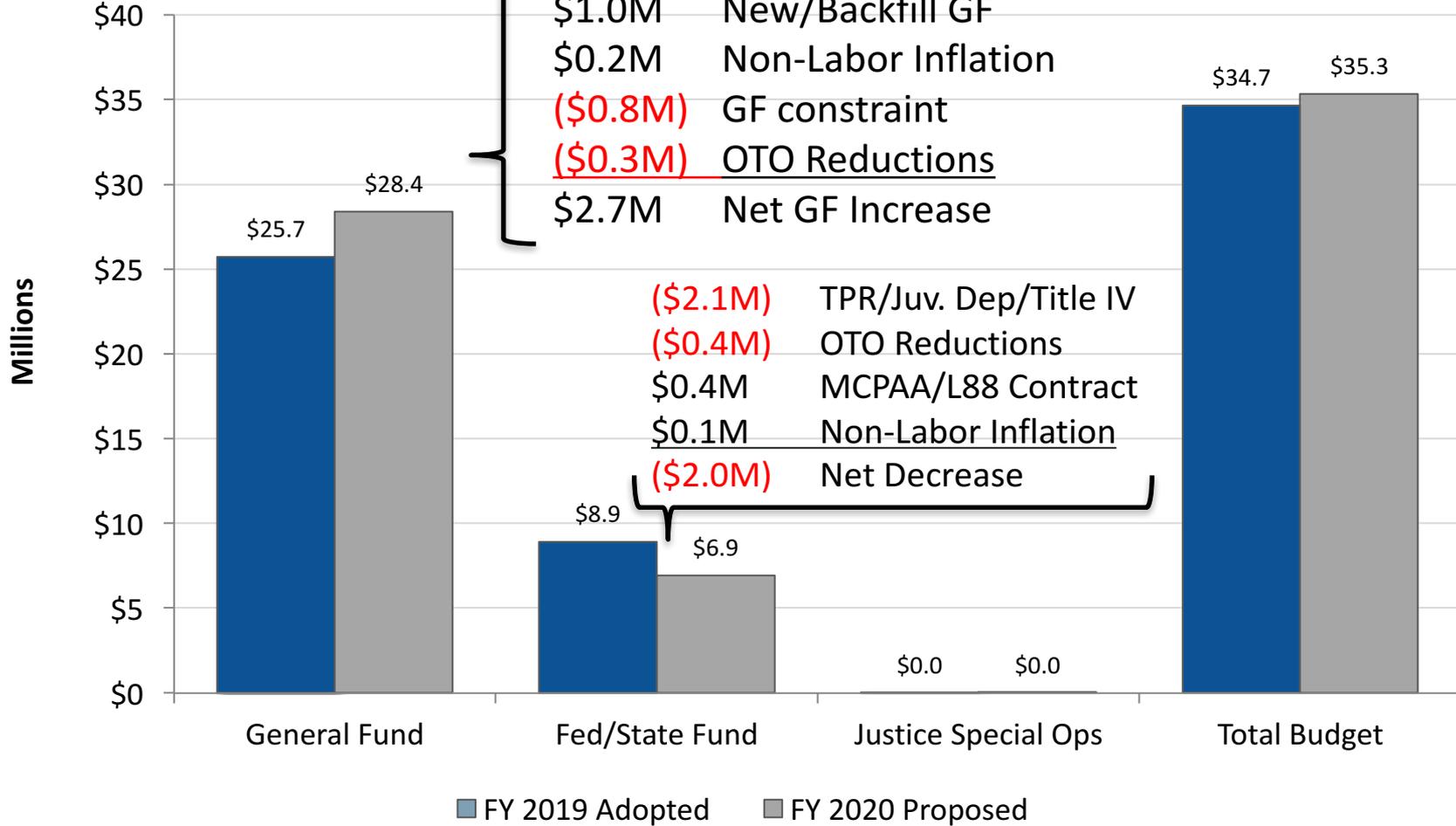


Organizational Chart

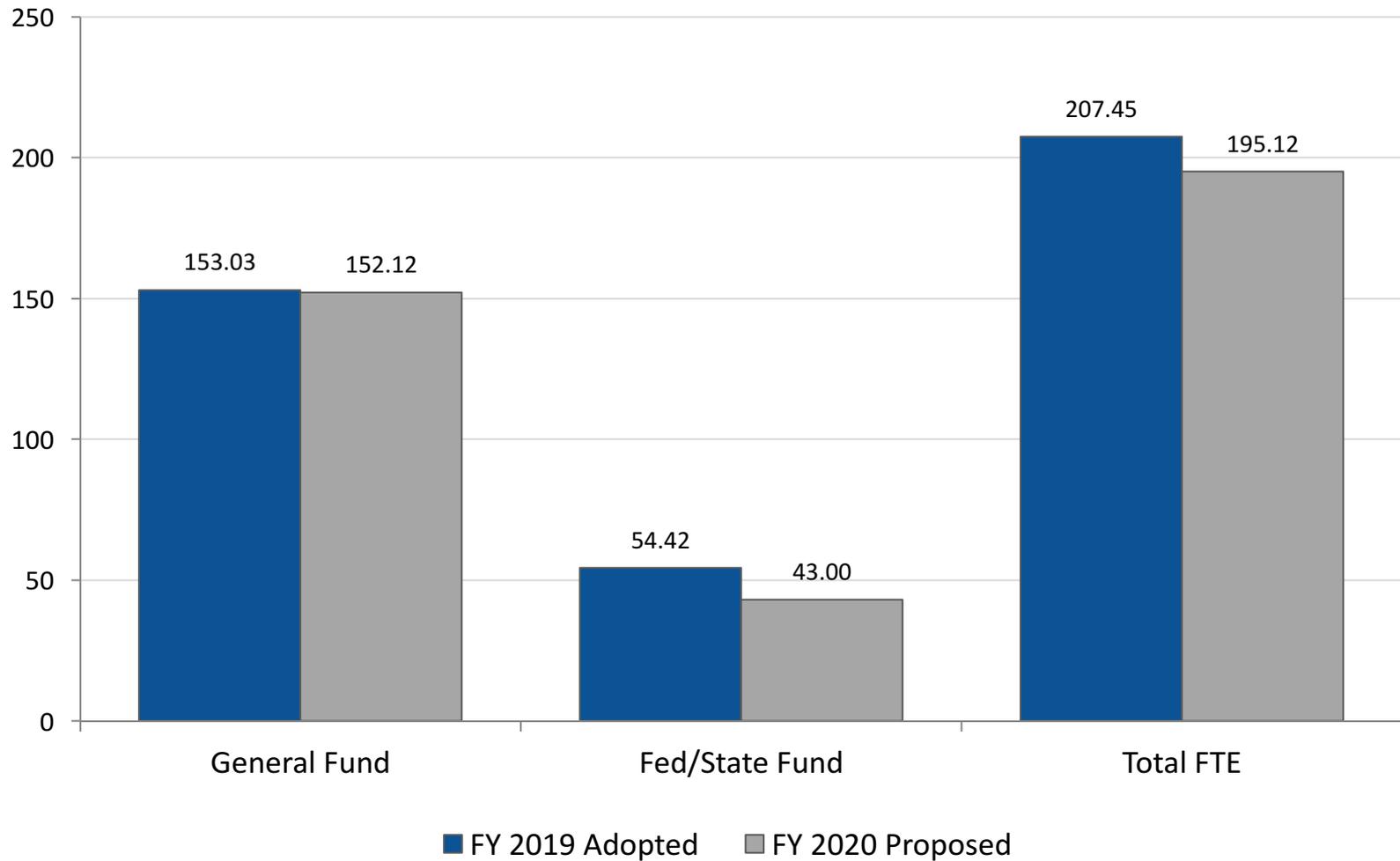


Budget by Fund - \$35.3M

(Expenditures)

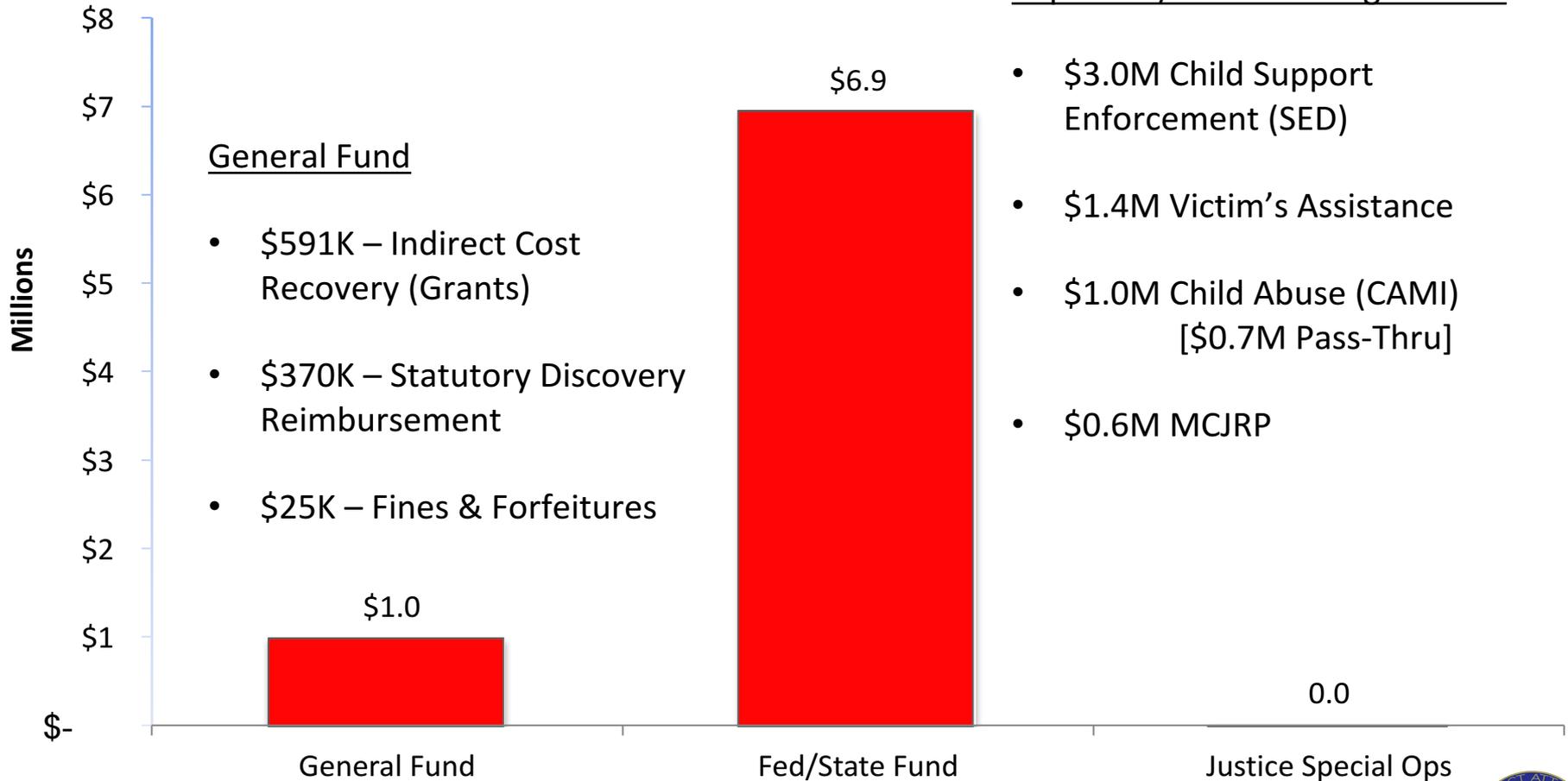


FTE by Fund

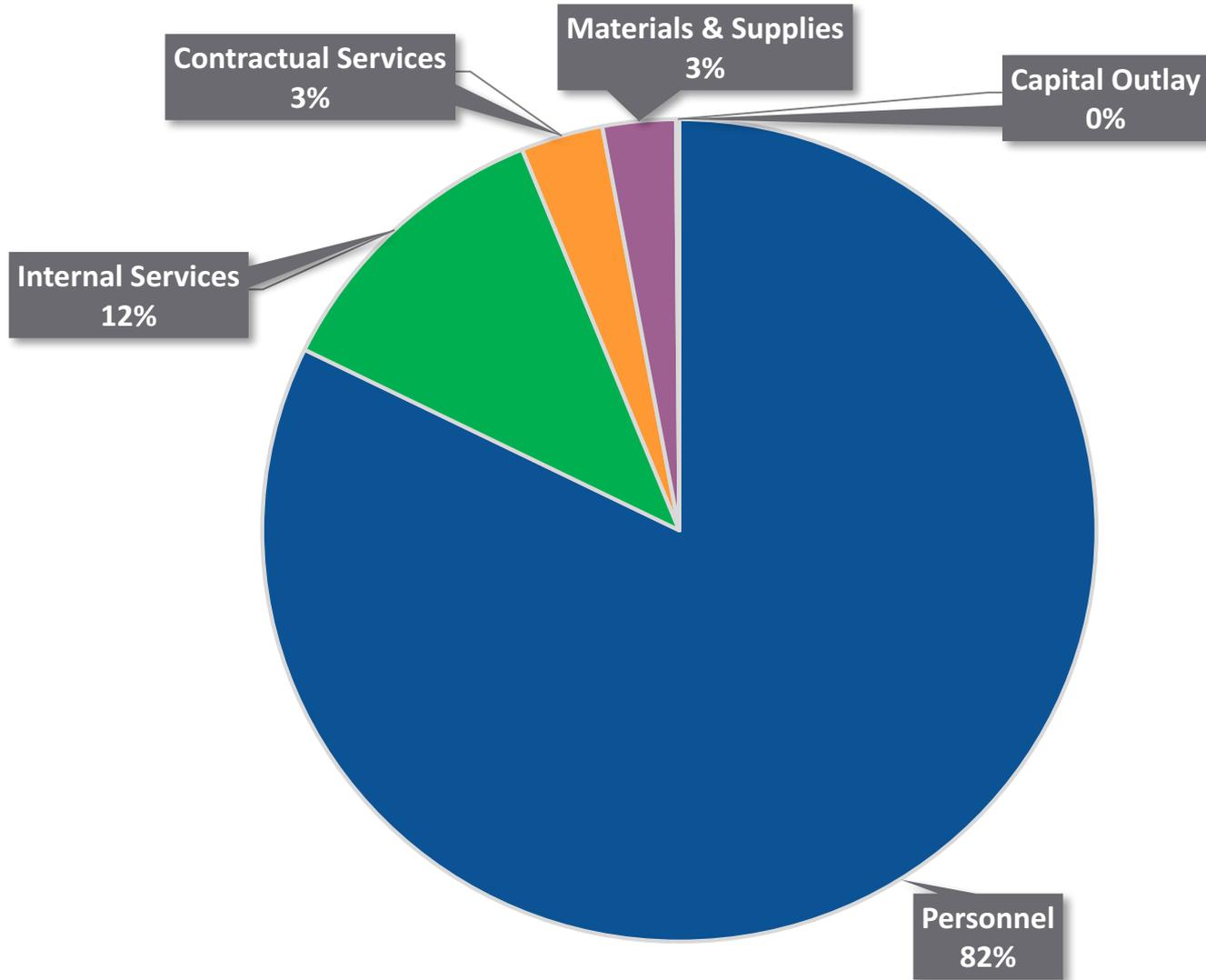


Budget by Funding Source - \$7.9M

(Revenues)



Budget by Category - \$35.3M





FY 2020 Proposed Budget by Division

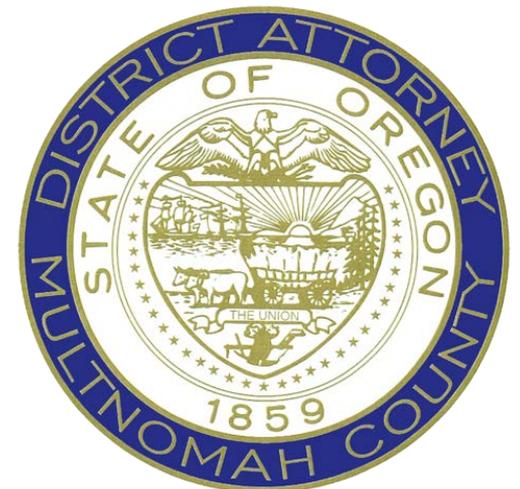
Administration

Division 1

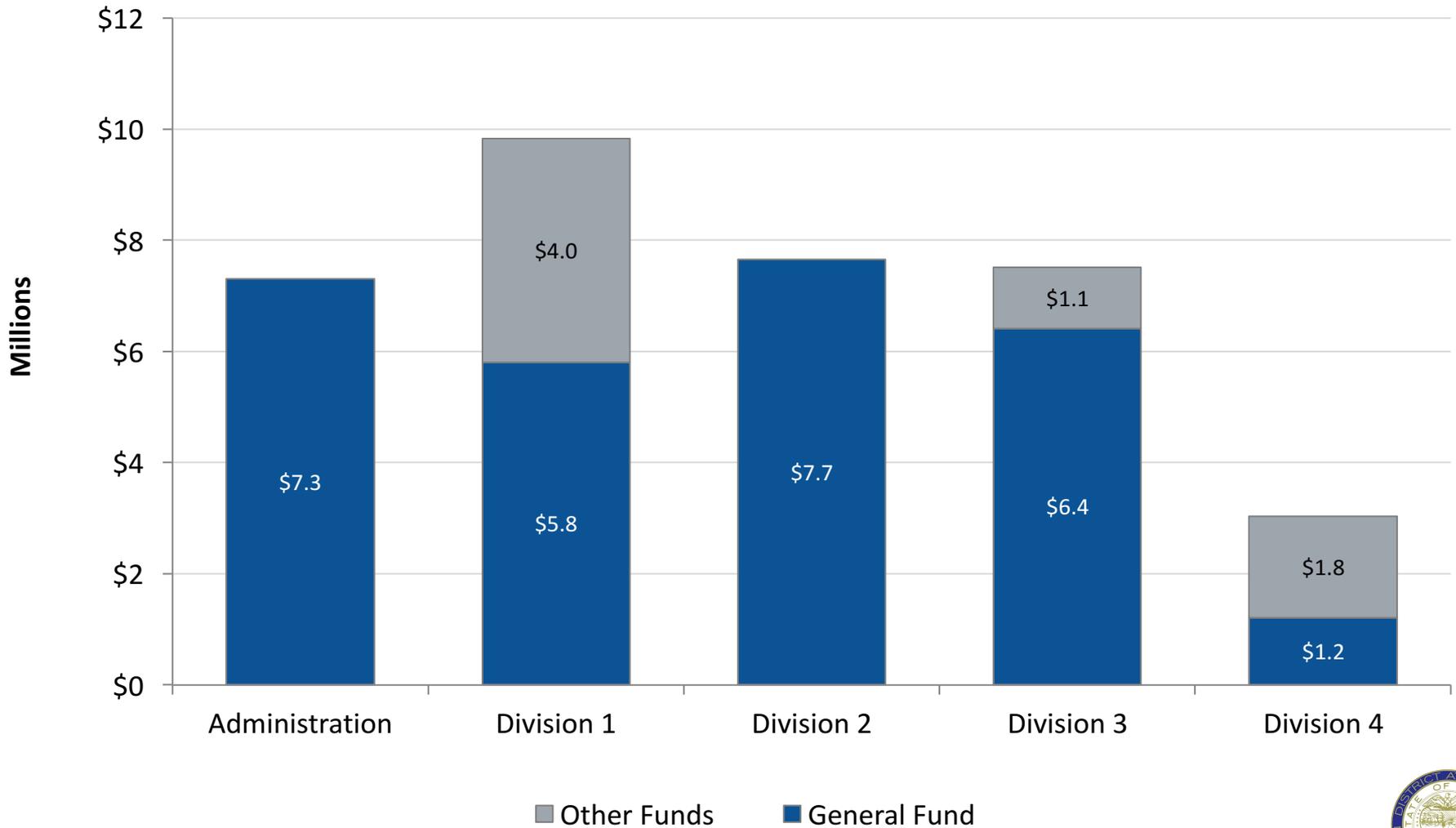
Division 2

Division 3

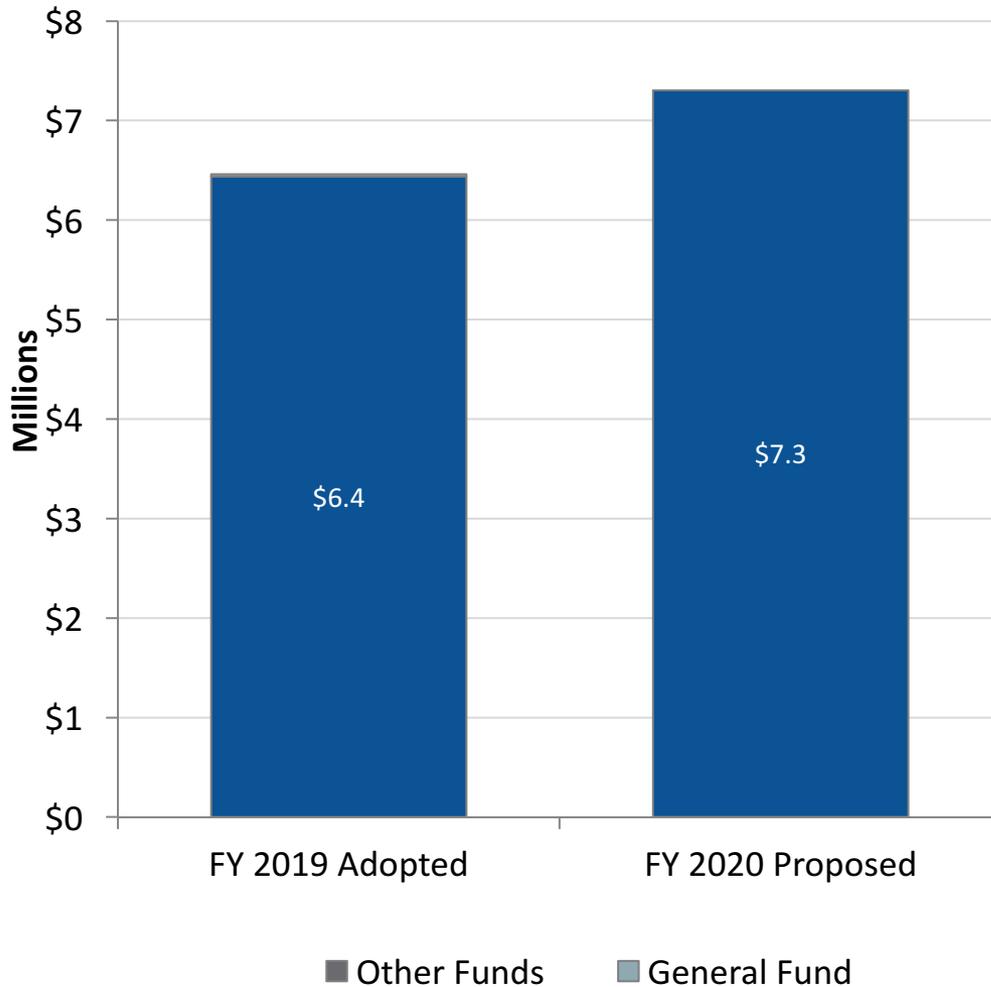
Division 4



Budget by Division



Administration (General Admin, IT, Finance, HR)



- **General Fund**

- **NEW:** Body Worn Cameras – Gresham, 1.48 FTE / \$250K
- **NEW:** Research & Planning Unit, 1.00 FTE / \$130K
- Consolidated IT costs from other Divisions / \$266K
- Inflation/Cost of Living Adjustment (COLA) increases \$0.3M



Administration: Community Outreach

Members of the Multnomah County District Attorney's Office pride themselves on their leadership, outreach, participation and work in numerous groups and organizations in our local community, in Oregon and nationally.

- Participating in our local community, and beyond, we can help shape policy, develop good ideas, learn from members of the groups we are working with, educate our colleagues and citizens regarding the work and priorities that we have and establish lasting and valuable relationships.
- District Attorney Rod Underhill or one or more of his staff of Deputy District Attorneys, victim advocates, investigators or support staff participate in approximately 70 committees, boards, organizations or workgroups.



Administration: Racial and Ethnic Disparity Work



Formed in 2013, the mission of EDOC, a 12-member group, is to support and guide the Multnomah County District Attorney's Office in its objective to provide an inclusive environment which promotes equity, values integrity, and strives to establish a workplace where the rights, values, and dignity of its employees and community members are upheld and respected to assist them in reaching their full potential.

EDOC Trainings and Topics Addressed:

- ADA Access
- Community Engagement Project – Juveniles in the Criminal Justice System
- Diversity and Equity – Definitions and Shared Awareness
- Equity and Trauma Informed Practices
- Equity Training
- Gender Bias in the Workplace
- Hands Up Portland – May 10, 2019 | CLE
- Health and Benefits Seminar
- Micro-aggressions in LGBTQ & Disability Communities
- Mindfulness
- Participation in Pride NW Festival
- Participation in Privilege Walk
- The Science of Bias
- Trauma Informed Practices
- Volunteer with the Sunshine Division



Division III: Multnomah County Justice Reinvestment Program (MCJRP)

- **HB 3194:** Oregon's statewide effort at prison diversion. Provides formula grant funding for local justice reinvestment efforts.
- **JRI/MCJRP Goals include:**
 - Decrease prison bed usage
 - Increase public safety
 - Reduce recidivism
 - Hold offenders accountable
- **Diversion program for defendants facing a presumptive prison sentence (Approx. 1,000 per year)**
- **Better informed decision making**
 - Pre-Adjudication Risk and Needs Assessment
 - Judicial Settlement Conferences (JSC)
 - Case Planning



MCJRP is working

41% reduction in initial prison sentences

MCJRP participants who stay in the community have higher restitution repayment rates



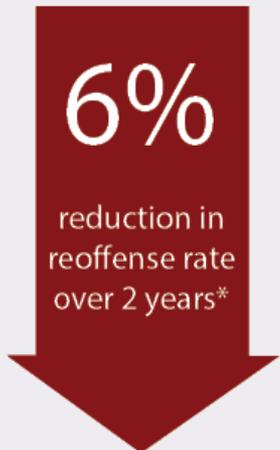
MCJRP significantly helped Oregonians avoid the high cost of long prison stays and new prisons*

4,725

cases have participated in the MCJRP informed sentencing process, resulting in 3,576 sentences.

2,396

cases were diverted from prison and remained in the community on supervision.



6%

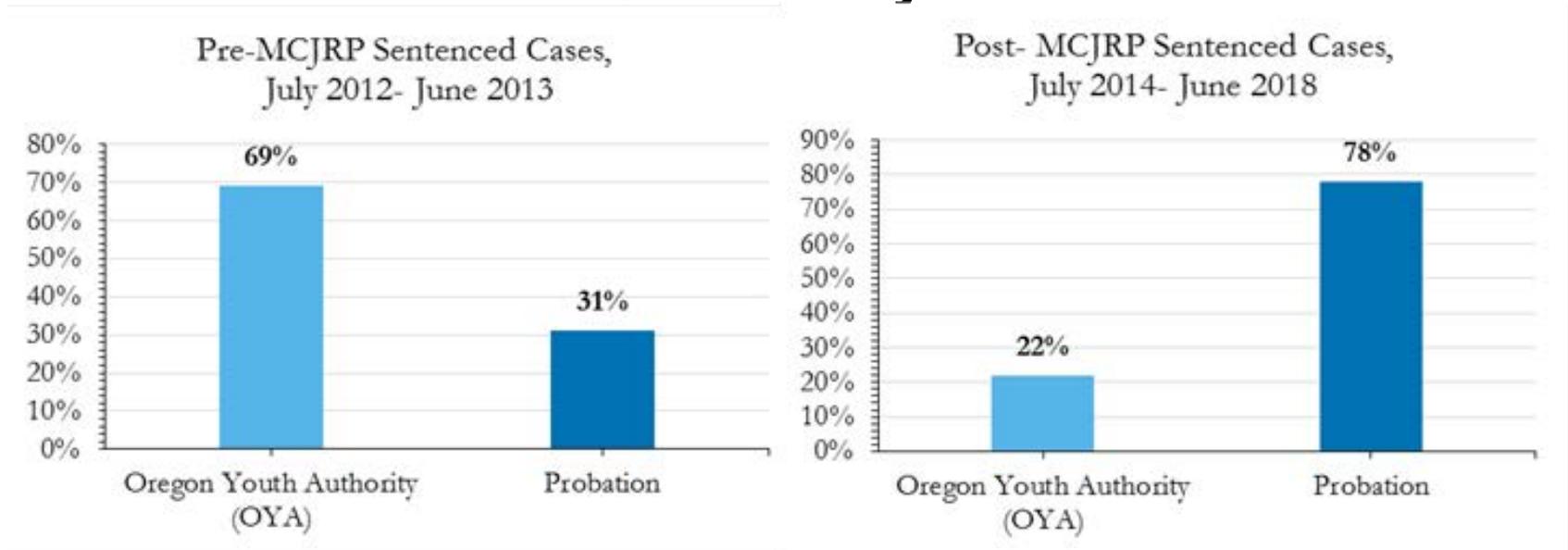
reduction in reoffense rate over 2 years*

67% of eligible defendants sentenced to community supervision

*MCJRP Evaluation Report | Jan. 2019
Analysis: MCJRP Data Team | 7.01.14 - 6.30.18



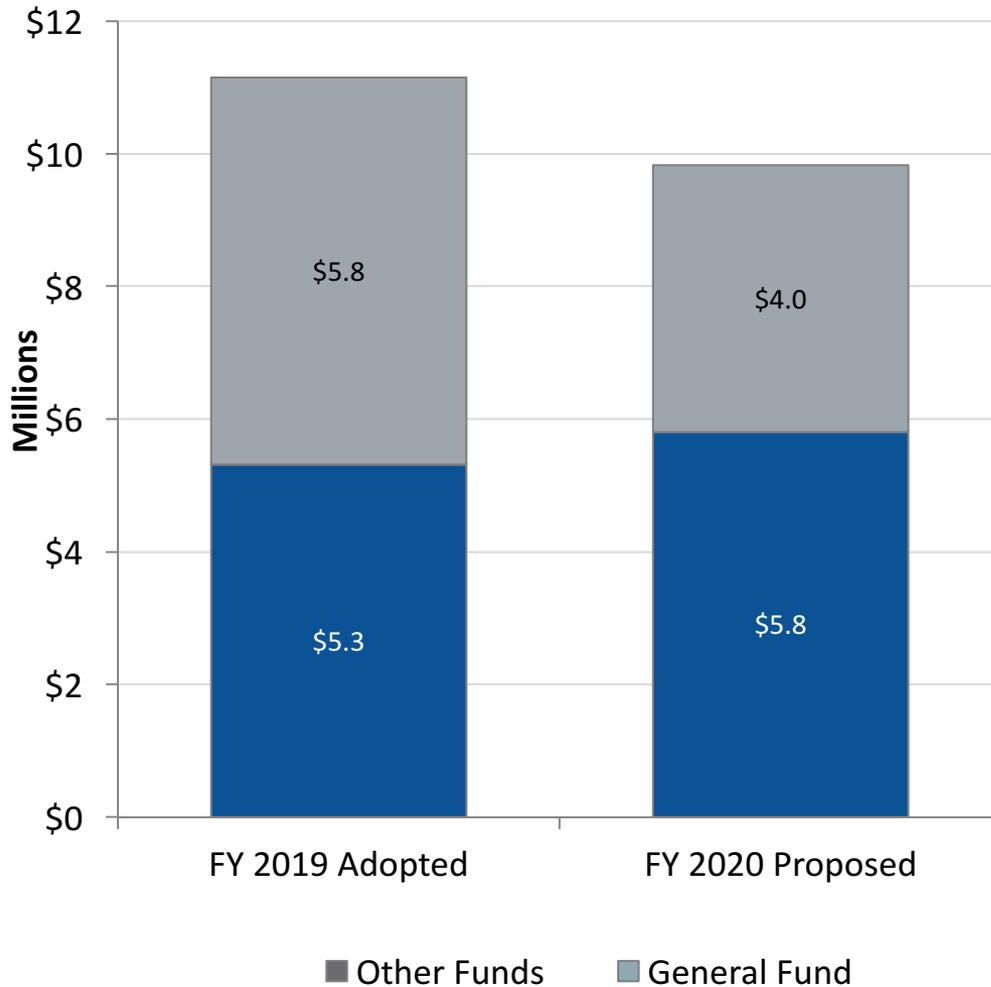
MCJRP/JJRP helps to keep our youth in the community



The percent of juveniles sentenced to OYA decreased by **69%** compared to the BM11 Tier II comparison group.



Division I (Juvenile, MDT, DV, Child Support)



- **Juvenile/MDT (All Funds)**
 - Other Funds decrease \$2.1M / 12.00 FTE (TPR, Juvenile, Title IV-e contracts)
 - GF Constraint Reduction \$220K / 2.79 FTE
 - GF Backfill \$0.6M / 3.00 FTE
 - Net \$2.0M / 14.00 FTE decrease
- **Other Programs**
 - Inflation/COLA increases \$0.3M



Division I: Family Justice

Summary: Division I works to protect survivors of domestic violence and their families, intervenes and protects children who are victims of sexual and physical abuse and neglect, and prosecutes crimes against these victims. This Division seeks to keep children safe and strengthens families through delinquency, proactive dependency and child support enforcement in Multnomah County.

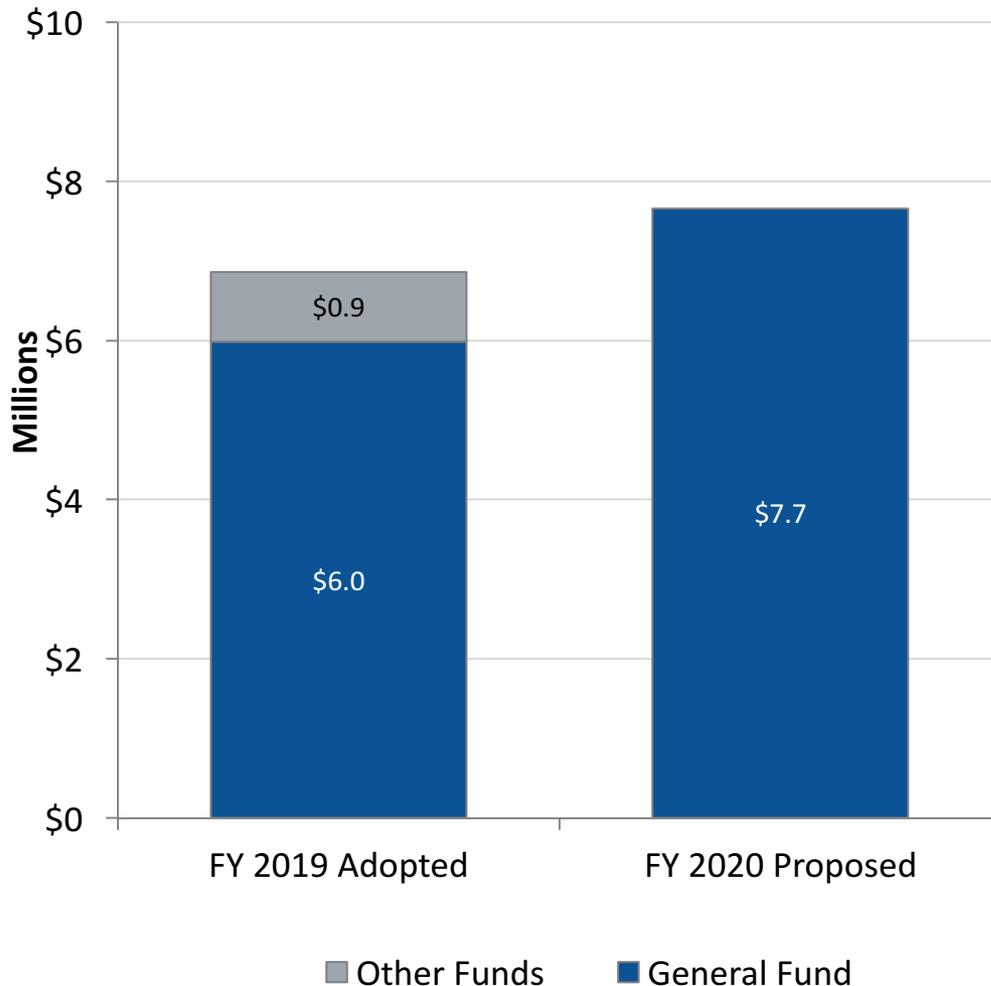
- **Child Support Enforcement Division (SED)**
- **Domestic Violence (DV) Unit**
- **Multi-Disciplinary Child Abuse Team (MDT)**
- **Juvenile Unit**

REDUCED FUNCTIONS FOR FY20:

- Beginning July 1, 2019, DHS will stop providing critical state funding to MCDA's MDT and Juvenile Units. As well, additional federal funding (Title IV-E) will also be eliminated
- The Multnomah County MDT child abuse prevention system will no longer have a co-housed location for DHS, prosecutors and law enforcement
- The County is currently funding \$650,000 to continue our work in the area of dependency



Division II (Pre-trial, Misdemeanors, UC/Gangs)



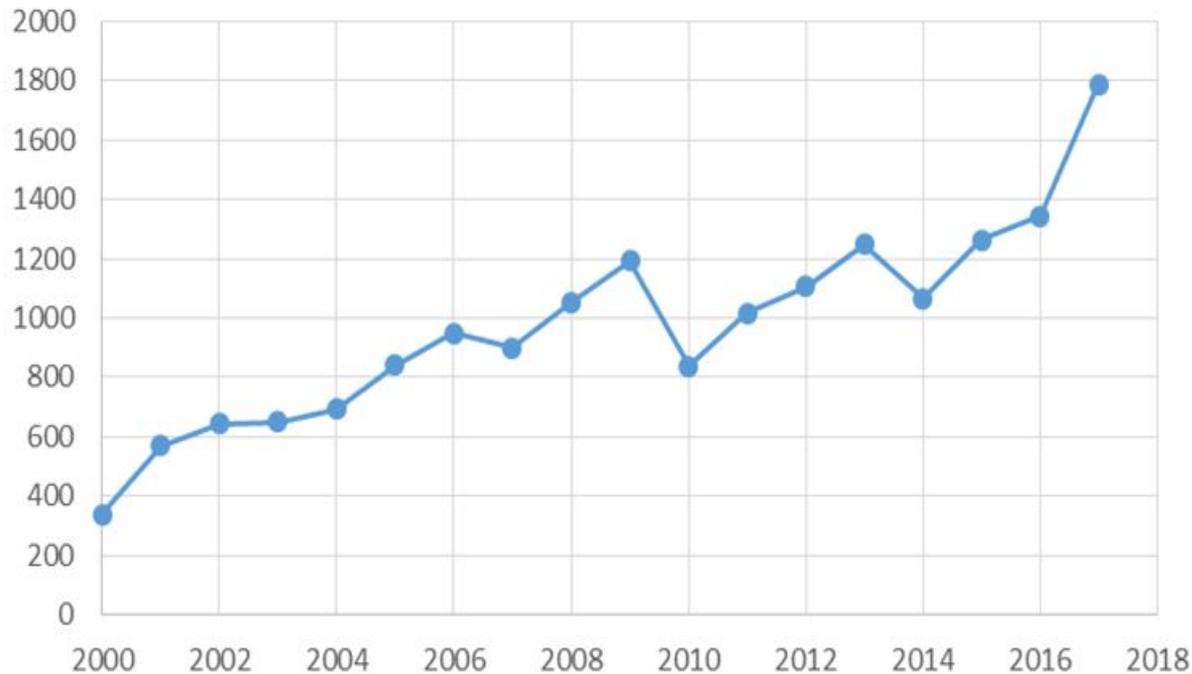
- Office reorganization in anticipation of resource reductions
 - Unit C +2.50 FTE / \$0.6M
 - Misdemeanor Trial Unit +1.00 FTE / \$0.1M
 - Moved Pretrial Unit from Division III, Better misdemeanor charging decisions | Interns to DDAs +3.10 FTE / \$0.5M
 - Net increase \$1.7M and 6.60 FTE
- Other Funds
 - MCJRP to Division III



Division II: Set Aside Applications

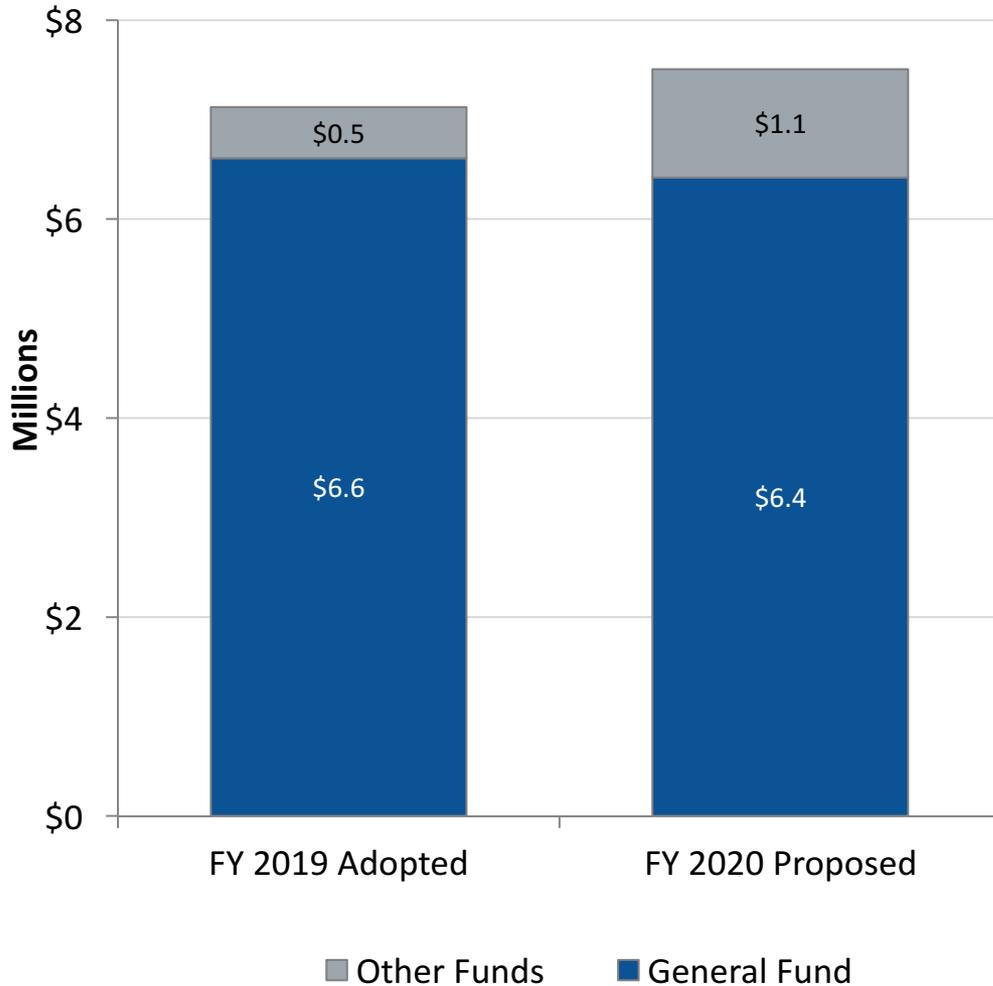
Set Aside Application increase: Calendar year 2000 contrasted with 2018
MCDA received 383 motions in calendar year 2000
MCDA received 1716 motions in calendar year 2018
This equates to a 348.04% percentage change

Set Aside Applications



Division III

(Unit D – Violent Crimes, Unit A/B – Property Crimes & Human Trafficking, Neighborhood/MCJRP)



- Office reorganization in anticipation of GF reductions
 - Neighborhood/MCJRP moves from Division II, \$1.0M/+5.71 FTE
 - Pre-Trial moves to Division II, **-\$1.3M/-10.00 FTE**
- General Fund constraint
 - Unit A/B **-1.00 FTE / -\$91K**
- SAKI DDA (OTO) **-1.00 FTE**
- Other Funds increased by **\$0.6M**
 - Neighborhood/MCJRP moves from Division II, +\$1.0M
 - COLA/Inflation, +\$0.1M
 - SAKI testing (OTO), **-\$0.4M**



Division III: Treatment First and LEAD®

Concept and Implementation - 2016 to early 2017

- Includes LEAD® and STOP Court (Multnomah County's Drug Court)
- Harm reduction model / addressing needs through the lens of addiction
- Evaluation of both risk and needs and tailoring "dosage" to provide customized treatment

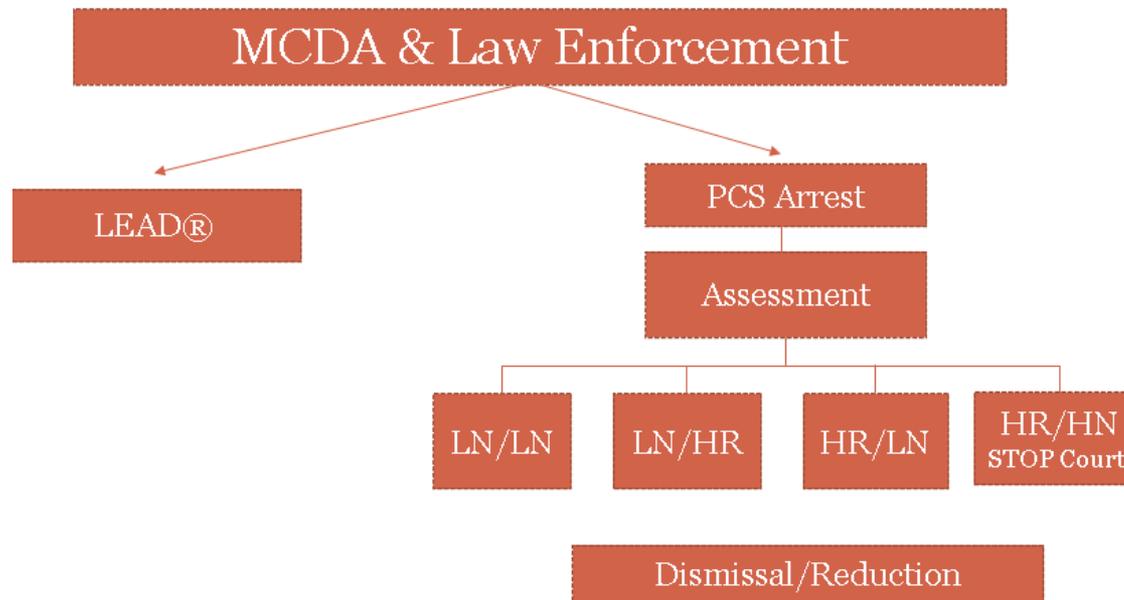
Prognostic Risk

		HIGH	LOW
Criminogenic Need	HIGH (substance abuse)	<ul style="list-style-type: none">• Supervision• Treatment• Prosocial habilitation• Adaptive habilitation	<ul style="list-style-type: none">• Treatment• (Prosocial rehabilitation)• Adaptive habilitation
	LOW (substance use)	<ul style="list-style-type: none">• Supervision• Prosocial habilitation• (Adaptive habilitation)	<ul style="list-style-type: none">• Secondary prevention• Diversion



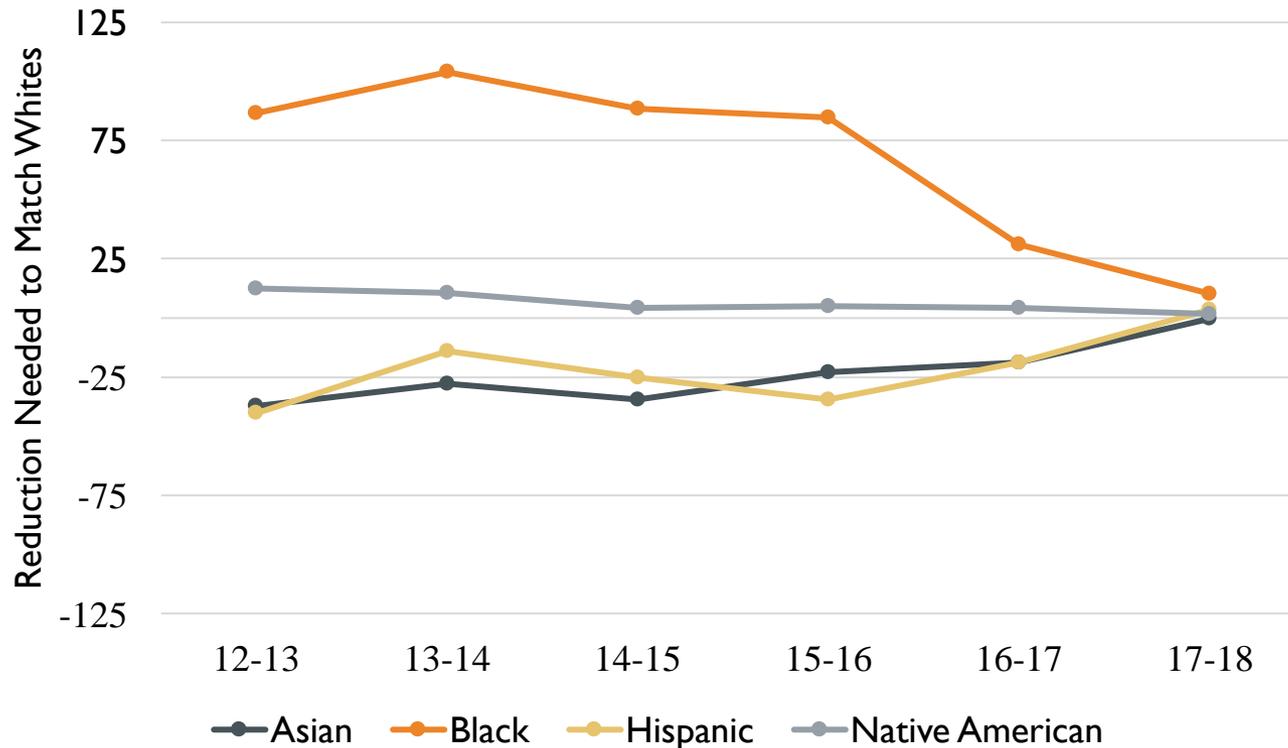
Division III: Treatment First and LEAD®

- Addressing all 1,500-2,000 felony Possession of Controlled Substance (PCS) cases per year
- Include all degrees of use and addiction
- Pre and post adjudication diversion



Division III: Treatment First and LEAD®

- Designed to help reduce Racial and Ethnic Disparity (RED)
 - Higher rate for some controlled substances
 - Higher rate in some areas of Multnomah County



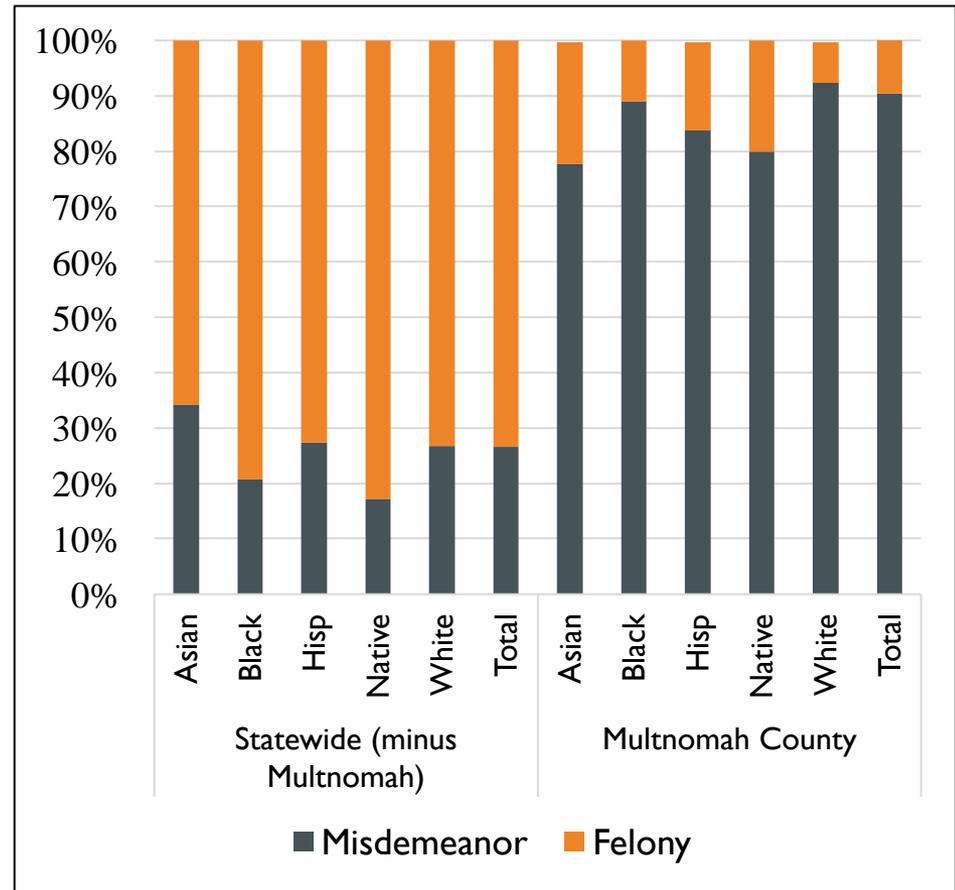
*CJC Possession of Controlled Substances Report Per House Bill 2355(2017)



Division III: Treatment First and LEAD®

RED Defelonizing

- By removing Multnomah County, however, the pattern changes.
- Statewide misdemeanor levels were around 27% in FY17-18
- In Multnomah County, 90% of PCS cases were misdemeanors
- When examined in this way, Blacks received misdemeanors less often than Whites statewide, but about equal to Whites in Multnomah County



*CJC Possession of Controlled Substances Report Per House Bill 2355(2017)



Division III: Legal Services Day

- In 2017, Legal Services Day was created by the Multnomah County Deputy District Attorney's Office
- Bi-Monthly program that “brings the courthouse to the community”
- Free program staffed by volunteers from numerous system and community partners
- It recognizes that court fines and fees can add unexpected hardships for individuals attempting to exit the criminal justice system by allowing them to participate in community service or by receiving medical treatment



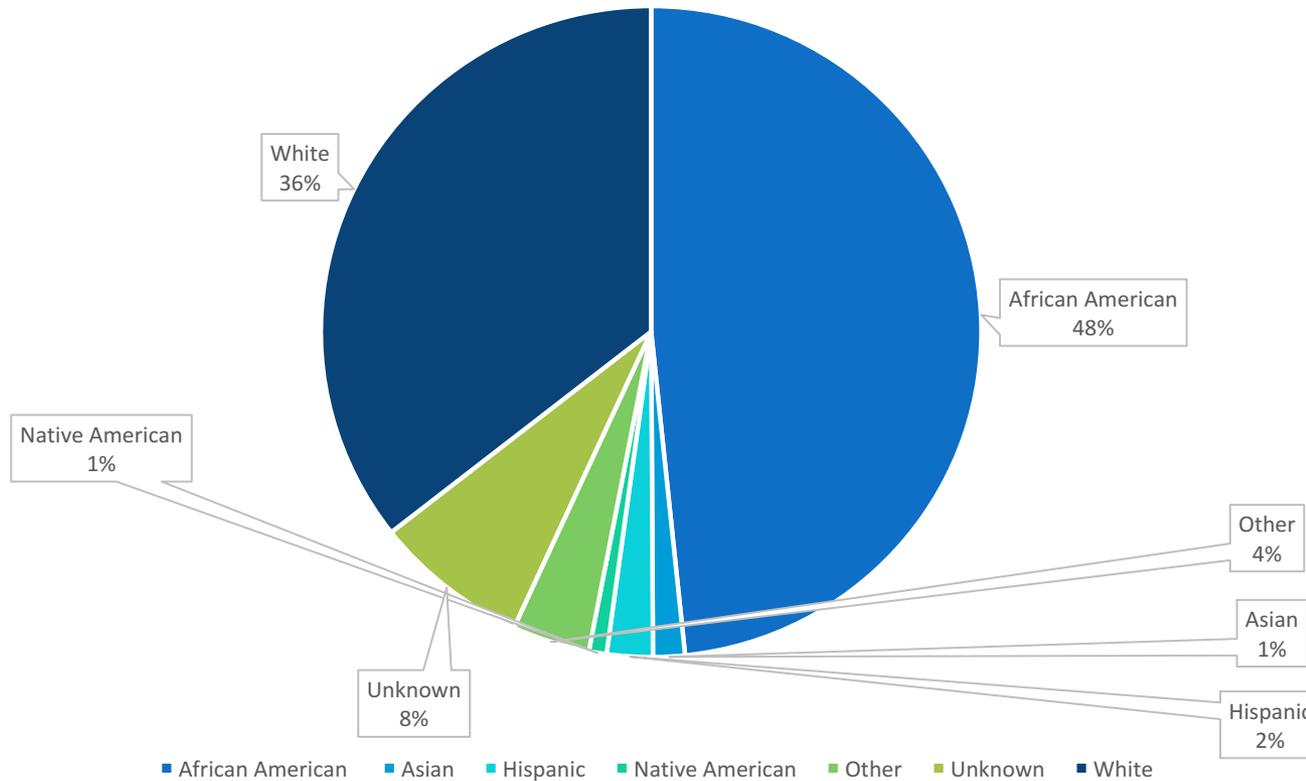
- Legal Services Day has been held at the Rosewood Initiative (pictured left) and Portland Community College Cascade



Division III: Legal Services Day

- This holistic approach towards restorative justice benefits the individual and eliminates the economic inequalities and disproportionate involvement within the criminal justice system

Legal Services Day by Ethnicity - 2018



Division I-IV: Criminal Activity Responses

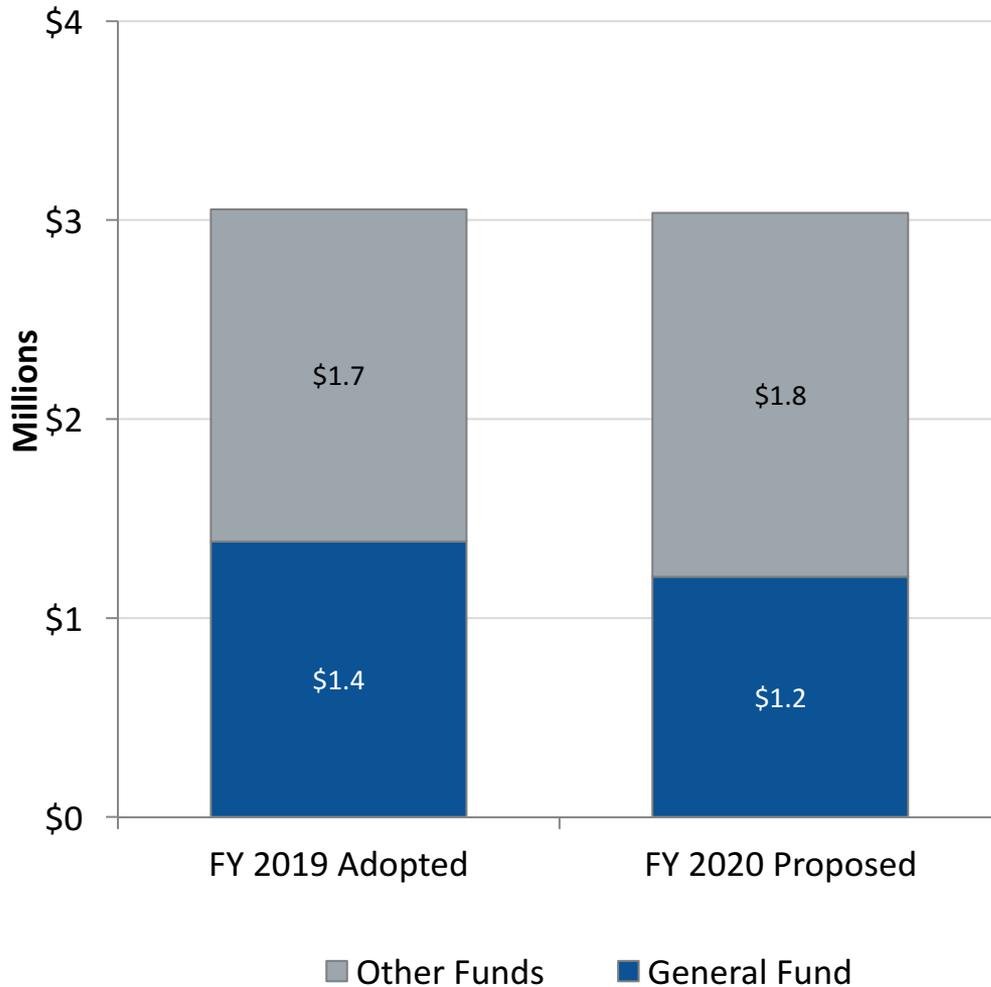
Summary: MCDA responds to many violent crime scenes in our community as well as autopsies to assist investigation, assist and advise law enforcement and medical experts. Our Deputy District Attorneys coordinate safety efforts to stop people who are gravely harming other members of our community.

Deputy District Attorneys will respond on location to:

- Any complex criminal investigation
- Any crime scene that results in a serious physical injury that will likely result in a death
- Any vehicular homicide in which a suspect has been identified by law enforcement
- Any suspicious death that involves an adult or child



Division IV: (Victim Assistance & Investigations)



- GF Constraint decreased by **\$0.2M** and **2.02 FTE**
 - Victim Assistance Program - Restitution Clerks
- Other Funds
 - Victim of Crime Act (VOCA) increased by \$182K / 0.0 FTE



Division IV: District Attorney Investigators

Summary: District Attorney Investigators have a critical role in the criminal justice system. They help Deputy District Attorneys in locating and personally serving subpoenas for crime victims and witnesses for grand jury proceedings, motion hearings and trial.

The Multnomah County District Attorney's Office Investigators are reflective of the community we serve

- ▶ Combined more than 134 years of law enforcement experience
- ▶ 50% team members are people of color
- ▶ 50% team members are women
- ▶ Two (2) are Bilingual Spanish speakers



Division IV: District Attorney Investigators

DA Investigators:

- Identify and obtain recorded jail phone calls
- Retrieve evidence
- Edit audio and video evidence for trial and other pretrial matters
- Participate in ongoing investigations
- Conduct debriefs with crime victims and those charged with a crime

DA Investigator Job Highlight:

- Date: February 28, 2019
- Location: SW Salmon Street, near SW 3rd Ave.
- Incident: Community member suffers medical emergency | Immediate CPR response

The individual donated her vital organs:

- Her lungs were donated to a 14 year old child
- Her liver was accepted for medical research
- Her pancreas was donated for medical research
- 1 kidney was donated to a 60 year old female
- 1 kidney was donated to a 40 year old male



Division IV: Victim Assistance Program



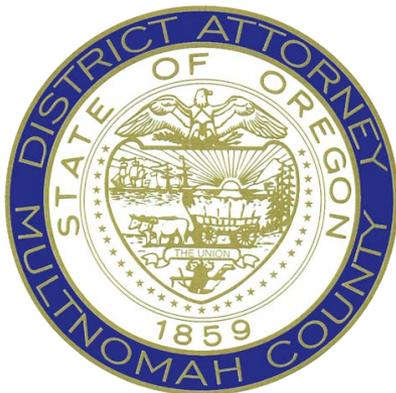
Division IV: Victim Assistance Program

Summary: The Victim Assistance Program is dedicated to supporting crime victims at all levels within the criminal justice system. The Victim Assistance Program recognizes that any involvement within the judicial system can have a profound and lasting impact on a person. The District Attorney's Office approaches all individuals through a victim-centric and trauma-informed manner. The Victim Assistance Program serves as the hub for the Sexual Assault Victim Advocate program.

- In 2018, we supported **more than 4,700 separate individuals** navigating the criminal justice system
- In 2018, there were **more than 270 responses** to local hospitals to assist victims/survivors of sexual assault
- MCDA provides an average of 30,000 victims' rights notifications a year
- In 2018, we provided advocacy in numerous Sexual Assault Kit Initiative (SAKI) cases
- Mass casualty event participation, preparation and training



FY 2020 Proposed Budget Summary & Impacts



General Fund Reductions

Prog. Name/# or Description	FY 2020 General Fund	General Fund FTE
Juvenile Trial Court	220,215	2.79
Unit A/B – Legal Assistant	91,657	1.00
Victim Assistance Program – Restitution Clerks	183,314	2.00
DDA re-classifications across Units	158,362	
Non-personnel spending reductions across Units (Office Supplies, Fleet, Pro. Serv., etc.)	174,500	
Department Total	828,048	5.79



New, OTO, Backfill & Restored Offers

Prog. Name & # or Description	FY 2020 General Fund	GF Backfill	FY 2020 Other Funds	Total	Restor ation	OTO	NEW
15101B - Juvenile Dependency & Delinquency	\$648,159	\$648,159	\$0	\$648,159	X		
Body Worn Cameras - Gresham	\$250,354		\$0	\$250,354			X
MCDA Research & Planning Unit	\$130,000		\$0	\$130,000			X
Department Total	\$1,028,513	\$648,159	\$0	\$1,028,513			



Legislative Impacts & Future Policy Issues

- **State Impacts**

- Grand Jury Recordation - **(MCDA FY20 Request: \$367K)**
- Juvenile Dependency - **(Amount funded: \$648K)**
- Justice Reinvestment Initiative

- **Federal Impacts**

- Juvenile Dependency – Title IV E
- Victim of Crime Act (VOCA)

- **Other Policy Issues**

- City of Gresham Body Worn Cameras - **(MCDA FY20 Request: \$336K | Amount funded: \$250K)**
- Misdemeanor Mental Health DDA - **(MCDA FY20 Request: \$150K approx.)**
- Community Livability DDA - **(MCDA FY20 Request: \$150K approx.)**
- Research and Data Unit - **(MCDA FY20 Request: \$260K | Amount funded: \$130K)**

QUESTIONS?

