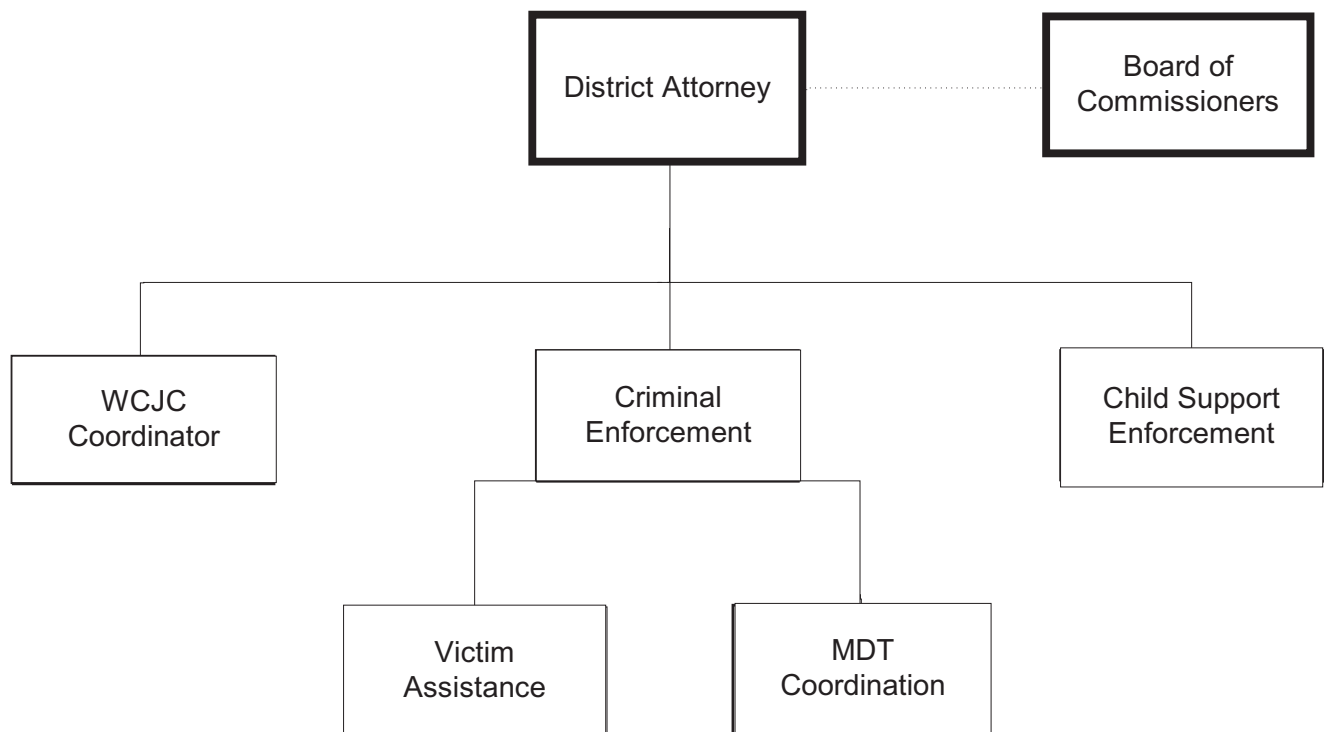


District Attorney

Function & Organization:

The District Attorney is a non-partisan, elected official who represents the State of Oregon in a wide variety of legal actions, including criminal, juvenile delinquency, juvenile dependency and child support enforcement proceedings. The office of District Attorney was created by the Oregon Constitution in 1859. The duties of the office are established by the Oregon Legislature. The majority of office expenses are borne by local funds.

Organization Chart:



Budget Summary

District Attorney - All Funds

Resource / Expense Category	2003-04 Annual Actual	2004-05 Annual Actual	2005-07 Biennium Adopted	2005-07 Biennium Adjusted	2007-09 Biennium Adopted	% Change Over Adjusted
General Revenues	972,101	860,478	2,660,400	2,586,554	2,556,700	-1.2%
Charges for Service	68,906	73,614	165,600	165,600	162,600	-1.8%
Operating Grants/Contributions	401,185	463,571	595,352	598,352	605,852	1.3%
Capital Grants/Contributions	-	-	-	-	-	--
Internal Fund Transfers	-	52,957	-	-	-	--
Loans	-	-	-	-	-	--
Current Revenues Total	1,442,192	1,450,620	3,421,352	3,350,506	3,325,152	-0.8%
Unrestricted Beginning Balance	-	-	-	-	-	--
Dedicated Beginning Balance	212,911	232,276	255,029	292,257	36,700	-87.4%
Capital Beginning Balance	-	-	-	-	-	--
Beginning Balance Total	212,911	232,276	255,029	292,257	36,700	-87.4%
Total Resources	1,655,103	1,682,896	3,676,381	3,642,763	3,361,852	-7.7%
Personnel Services	998,738	979,991	2,388,840	2,388,840	2,451,577	2.6%
Materials & Services	424,089	393,813	1,232,720	1,128,874	890,356	-21.1%
Capital Outlay	-	-	2,500	2,500	-	-100.0%
Other: Internal Fund Transfers	-	52,957	-	70,228	-	-100.0%
Other: Loans	-	-	-	-	-	--
Other: Debt Principle	-	-	-	-	-	--
Other: Debt Interest	-	-	-	-	-	--
Expenditures Total	1,422,827	1,426,761	3,624,060	3,590,442	3,341,933	-6.9%
Other: Contingency	-	-	-	-	-	--
Other: Reserve for Future Years	-	-	52,321	52,321	19,919	-61.9%
Other: Unappropriated Balance	-	-	-	-	-	--
Other Total	-	-	52,321	52,321	19,919	-61.9%
Dedicated Rev. Surplus/(Deficit)	232,276	256,135	-	-	-	
Full-Time-Equivalent (FTE) by Type						
Regular (Greater than .50 FTE)	16.64	16.44	16.60	16.60	15.00	-9.6%
Temporary Hire	0.30	0.80	1.20	1.20	0.40	-66.7%
Personnel Distribution by Fund						
General	15.94	16.84	17.40	17.40	15.00	-13.8%
Health & Safety Levy	1.00	-	-	-	-	--
Trust Fund	-	0.40	0.40	0.40	0.40	0.0%
Total Personnel (FTE)	16.94	17.24	17.80	17.80	15.40	-13.5%
Expenditures by Fund						
General	1,339,136	1,400,100	3,530,400	3,496,782	3,260,200	-6.8%
Health & Safety Levy	83,691	-	-	-	-	--
Trust Fund	-	26,661	93,660	93,660	81,733	-12.7%
Total Expenditures	1,422,827	1,426,761	3,624,060	3,590,442	3,341,933	-6.9%
Reserve Distribution by Fund						
Trust Fund	-	-	52,321	52,321	19,919	-61.9%
Other (Reserve) Total	-	-	52,321	52,321	19,919	-61.9%

Budget Note

Reserves are associated with the Willamette Criminal Justice Council (WCJC).

Department Head Message

District Attorney

It is the mission of the District Attorneys office to protect the public from crime; safeguard children from abuse and neglect; enforce the rights of children and families to receive child support; assist and advise crime victims; and foster a respect for the rule of law.

The State used to fund a significant percentage of the cost of prosecuting adult criminal offenders. That is no longer the case. State funds to cover the costs of extradition, witness fees and deputy district attorney salaries have all been drastically reduced. It is regrettable that the Oregon Legislative Assembly has opted to shift virtually all of the direct costs associated with prosecuting State crimes to Oregon's 36 counties. This policy choice is inconsistent with the States continued decision to increase funding for the trial courts and indigent defense.

Department Head:

John Haroldson, District Attorney

Office Location:

Benton County Courthouse
120 NW 4th Street
Corvallis, OR 97333

Telephone:

(541) 766-6815

FAX:

(541) 766-6701

Criminal Enforcement

District Attorney - General Fund

Purpose:

Enforce state criminal law. Review investigations and determine when and whether to initiate legal action on behalf of the state. Represent the state in legal proceedings in any cases filed including adult criminal, juvenile delinquency, juvenile dependency, involuntary mental commitments and drug asset forfeiture proceedings. Provide legal advice and training to law enforcement agencies. Coordinate the Benton County Child Abuse Response Team (CART), the Multi-disciplinary Team and the Benton County Child Fatality Review Team (collectively the Benton County Multi-disciplinary Team, or MDT); coordinate the Benton County Sexual Assault Response Team (SART).

Resource / Expense Category	2003-04	2004-05	2005-07	2005-07	2007-09	% Change
	Annual Actual	Annual Actual	Biennium Adopted	Biennium Adjusted	Biennium Adopted	Over Adjusted
General Revenues	-	-	2,319,451	2,254,975	2,260,367	0.2%
Program Income	131,100	148,805	210,000	210,000	235,500	12.1%
Beginning Balance	-	-	-	-	-	--
Resources	131,100	148,805	2,529,451	2,464,975	2,495,867	1.3%
Personnel Services	736,408	743,672	1,825,674	1,825,674	1,892,105	3.6%
Materials & Services	307,303	270,385	702,277	637,801	603,762	-5.3%
Capital Outlay	-	-	1,500	1,500	-	-100.0%
All Other	-	-	-	-	-	--
Budget Total	1,043,711	1,014,057	2,529,451	2,464,975	2,495,867	1.3%
Full-Time-Equivalent (FTE) by Type						
Regular (Greater than .50 FTE)	n/a	12.00	12.00	12.00	11.00	-8.3%
Temporary Hire	n/a	0.80	0.80	0.80	-	-100.0%

Accomplishments:

- Cooperation between the DA, a trial judge, the Benton County Juvenile Department, the defense bar and local substance abuse professionals, resulted in implementation of a juvenile drug court.
- At the request of the National District Attorneys Association, the Oregon Justice Department and the Oregon District Attorneys Association, the DA provided statewide substantive and procedural training to all Oregon prosecutors and prosecutors from around the nation. Provided training to local law enforcement agencies either directly or through their members on the Benton County major crimes team.

Objectives:

- Manage a substantially increased and complex caseload with less attorney staff than we had in 1999.
- Continue to support the Child Abuse Response Team (CART). Continue to support the Sexual Assault Response Team (SART) and advocate for law enforcement's efforts to obtain more investigative resources for both teams.
- Provide training to local law enforcement via case specific feedback and at regularly scheduled training sessions.
- Continue to enhance system-wide professionalism through effective communication, and through the development of a cooperative approach between the District Attorney's Office, the Defense Consortium, and the Courts.

In 2006, the office prosecuted 2814 defendants (797 felony and 2017 misdemeanor defendants). In 2005, the office prosecuted 2764 defendants (839 felony and 1925 misdemeanor defendants). In 1999, the District Attorney's Office was staffed with more prosecutors than the current staffing level. By comparison, the 2006 caseload represents a 22% increase over the number of defendants prosecuted in 1999, and a 7% increase over 2004. The caseload for the last three calendar years has been running at record levels. We see no relief in sight for 2007.

The number of criminal charges submitted by law enforcement for prosecution by the DA was an all-time high. In 2006, law enforcement submitted 8,660 charges for prosecution. This is an 83% increase over the number of charges submitted for prosecution in 1999 and a 44% increase when compared to 2004. Additionally, the number of cases which have been no-actioned has increased by 200% since 1999. As with the number of criminal defendants, we see no relief in sight for 2007 on the number of crimes committed.

Victim Assistance Programs

District Attorney - General Fund

Purpose:

The purpose of this division is to assist the victims and survivors of crime, especially those who have been victims of violent crime.

Resource / Expense Category	2003-04	2004-05	2005-07	2005-07	2007-09	% Change
	Annual Actual	Annual Actual	Biennium Adopted	Biennium Adjusted	Biennium Adopted	Over Adjusted
General Revenues	-	-	224,545	219,925	196,802	-10.5%
Program Income	97,560	75,682	120,000	120,000	100,000	-16.7%
Beginning Balance	-	-	-	-	-	--
Resources	97,560	75,682	344,545	339,925	296,802	-12.7%
Personnel Services	137,463	106,431	275,445	275,445	249,702	-9.3%
Materials & Services	27,062	19,500	68,100	63,480	47,100	-25.8%
Capital Outlay	-	-	1,000	1,000	-	-100.0%
All Other	-	-	-	-	-	--
Budget Total	164,525	125,931	344,545	339,925	296,802	-12.7%
Full-Time-Equivalent (FTE) by Type						
Regular (Greater than .50 FTE)	n/a	2.44	2.60	2.60	2.00	-23.1%
Temporary Hire	n/a	-	-	-	-	--

Accomplishments:

- Continued to serve all victims despite the increase in the number of victims of major criminal events without adding staff. Recruited and trained college practicum students and volunteers necessary to comply with all Victim of Crime Act (a federal grant that funds more than 50% of this reporting unit's budget) requirements and, more importantly, to meet the needs of crime victims.
- Obtained grant funding necessary to support this department's current operational needs.
- Exceeded our recruitment and training goals for practicum students and victim assistance volunteers.
- Played a key role in operating a victim impact panel for driving under the influence of intoxicants cases.
- Continued to provide restitution assistance to victims of crime despite the loss of a .8 FTE dedicated restitution clerk.

Objectives:

- Recruit and train no less than two victim assistance volunteers within the year. Recruit, train and use at least one college practicum for each college quarter to assist in providing basic victim services.

In 2006, we provided 2,979 victims of all types of crimes (adult and juvenile) with a full spectrum of services (from soliciting sentencing and restitution input from the victims to accompanying and supporting families of homicide victims plus rape, sodomy and assault victims through the entire court process). In 2005 the number of victims served was 2,526. In 2004 the number of victims served was 1,967, and in 1999 the number of victims served was 1,627. Thus, 2006 represents an 51% increase compared to 2004 but an 83% increase when compared to 1999.

Child Support Enforcement

District Attorney - General Fund

Purpose:

The purpose of the child support enforcement unit is to enforce child support obligations in accordance with state and federal regulations.

Resource / Expense Category	2003-04	2004-05	2005-07	2005-07	2007-09	% Change
	Annual Actual	Annual Actual	Biennium Adopted	Biennium Adjusted	Biennium Adopted	Over Adjusted
General Revenues	-	-	111,404	106,734	99,531	-6.7%
Program Income	151,736	200,780	250,000	250,000	248,000	-0.8%
Beginning Balance	-	-	-	-	-	--
Resources	151,736	200,780	361,404	356,734	347,531	-2.6%
Personnel Services	110,145	113,495	246,704	246,704	262,506	6.4%
Materials & Services	31,800	32,217	114,700	110,030	85,025	-22.7%
Capital Outlay	-	-	-	-	-	--
All Other	-	-	-	-	-	--
Budget Total	141,945	145,712	361,404	356,734	347,531	-2.6%
Full-Time-Equivalent (FTE) by Type						
Regular (Greater than .50 FTE)	n/a	2.00	2.00	2.00	2.00	0.0%
Temporary Hire	n/a	-	-	-	-	--

Accomplishments:

- On average, the Benton County DA's office collects approximately \$250,000 per month in child support payments. The Child Support Division collection rate continues to increase, despite both a significant downturn in the statewide economy and the budget cuts to this division in FY 01-02.
- Our support enforcement paralegals are actively involved in several statewide committees designed to guide Oregon's child support policy makers on methods to improve the state child support enforcement system. Additionally, the support enforcement paralegals continue to be a resource to smaller counties around the state, providing assistance as the need arises.

Objectives:

- Continue to serve an expanding caseload with very limited resources. Be prepared to implement any major changes that the Department Of Justice, and the National Office of Child Support Enforcement, may implement for this practice area.

This office is currently managing just under 700 active child support cases with 2.0 FTE (plus the support of a criminal deputy district attorney who splits time between a full time criminal caseload and assisting the support enforcement division with their work). This caseload has increased by more than 20% in the last seven years. Despite the growing caseload, our staff count in this division was previously reduced by 1.0 FTE (from 3 FTE to 2). This office is particularly fortunate to have two highly skilled child support paralegals who can get a large volume work done with minimal supervision.

Child Abuse Intervention

District Attorney - General Fund

Purpose:

Multi-disciplinary Team: Under ORS 418.747, the District Attorney is charged with the duty to coordinate a multi-disciplinary team (MDT) that is responsible for ensuring that child abuse cases are investigated and handled appropriately and according to all written protocol set by the MDT (this includes all adult criminal cases, all juvenile delinquency cases and all juvenile dependency cases). The MDT is also charged with conducting all child fatality reviews. The MDT is funded by an annual grant and does not receive any general fund money from the county. The MDT is comprised of officials from law enforcement, SCF, schools, Child Care Division, Health Department and the courts. The DA’s MDT responsibilities are assigned to members of the criminal enforcement division of the DA’s office.

Resource / Expense Category	2003-04 Annual Actual	2004-05 Annual Actual	2005-07 Biennium Adopted	2005-07 Biennium Adjusted	2007-09 Biennium Adopted	% Change Over Adjusted
General Revenues	-	-	-	(80)	-	-100.0%
Program Income	31,991	63,354	120,000	120,000	120,000	0.0%
Beginning Balance	148,633	132,270	145,000	145,000	-	-100.0%
Resources	180,624	195,624	265,000	264,920	120,000	-54.7%
Personnel Services	-	-	-	-	-	--
Materials & Services	48,355	61,444	265,000	264,920	120,000	-54.7%
Capital Outlay	-	-	-	-	-	--
All Other	-	-	-	-	-	--
Budget Total	48,355	61,444	265,000	264,920	120,000	-54.7%
Full-Time-Equivalent (FTE) by Type						
Regular (Greater than .50 FTE)	-	-	-	-	-	--
Temporary Hire	-	-	-	-	-	--

Accomplishments:

- Maintain a close working relationship with the Linn County Child Victim Assessment Center (known as the ABC House). Now contract all child abuse assessment, interview and medical examination services from the ABC House. The Benton County DA secured grant funding to cover \$20,000 to help cover the annual salary for the ABC House in-house physician.

Objectives:

-

With strong support from local law enforcement, the Benton County Multi-Disciplinary Team (run by the DA’s office) is in its eighth year of implementation and operation of the Child Abuse Response Team (CART). The CART is comprised of specially trained detectives from member law enforcement agencies, a Department of Human Services Child Protection caseworker, a District Attorney’s victim advocate and Deputy District Attorney. The implementation of the Benton County CART was identified as a top priority for Juvenile Justice Task Force and the Benton County Commission on Children and Families/Yes for Kids. CART membership has been expanded to include members of the Benton County Juvenile Department and the Court Appointed Special Advocates office. However, due to state budget cuts, the Philomath Police Department has significantly restricted their participation, while the Oregon State Police have pulled their detective from this team.

Case Management System Development

District Attorney - General Fund

Purpose:

Hold contributions from Oregon counties to support improvements and upgrades to the District Attorney Case Management System (DACMS). (Benton County, using federal grants and other funding sources oversaw original development of the software system).

Resource / Expense Category	2003-04 Annual Actual	2004-05 Annual Actual	2005-07 Biennium Adopted	2005-07 Biennium Adjusted	2007-09 Biennium Adopted	% Change Over Adjusted
General Revenues	-	-	5,000	5,000	-	-100.0%
Program Income	28,280	15,145	-	-	-	--
Beginning Balance	19,233	47,083	25,000	62,228	-	-100.0%
Resources	47,513	62,228	30,000	67,228	-	-100.0%
Personnel Services	-	-	-	-	-	--
Materials & Services	430	-	30,000	-	-	--
Capital Outlay	-	-	-	-	-	--
All Other	-	-	-	70,228	-	-100.0%
Budget Total	430	-	30,000	70,228	-	-100.0%
Full-Time-Equivalent (FTE) by Type						
Regular (Greater than .50 FTE)	-	-	-	-	-	--
Temporary Hire	-	-	-	-	-	--

Accomplishments:

- No activity during the 2005-07 biennium.

Objectives:

- See DACMS Trust in the Administrative Services Department

- Funds in this budget have accumulated from contributions of various Oregon Counties that use the District Attorney case management system that was developed by Benton County with federal grant assistance.
- Responsibility for financial management was transferred to the Trust Fund and Information Resource Management division of the Administrative Services Department.

Willamette Criminal Justice Council

District Attorney - Trust Fund

Purpose:

The WCJC was created in 1993 to improve criminal justice services provided to the citizens of Benton County. The bylaws provide that the WCJC shall (1) Promote and facilitate fair, efficient and coordinated criminal justice services in Benton County; (2) Provide long-range planning for delivery of criminal justice services in Benton County; (3) Provide timely information to governmental agencies and to the public on criminal justice matters of local concern; (4) Perform the duties of a local public safety coordinating council as required by law; (5) Promote and facilitate the coordination of policy and long-range planning for criminal justice services and agencies in Benton County.

Resource / Expense Category	2003-04 Annual Actual	2004-05 Annual Actual	2005-07 Biennium Adopted	2005-07 Biennium Adjusted	2007-09 Biennium Adopted	% Change Over Adjusted
General Revenues	-	-	-	-	-	--
Program Income	31,774	86,353	60,952	60,952	64,952	6.6%
Beginning Balance	45,045	52,922	85,029	85,029	36,700	-56.8%
Resources	76,819	139,275	145,981	145,981	101,652	-30.4%
Personnel Services	14,723	16,394	41,017	41,017	47,264	15.2%
Materials & Services	9,140	10,296	52,643	52,643	34,469	-34.5%
Capital Outlay	-	-	-	-	-	--
All Other	-	52,957	52,321	52,321	19,919	-61.9%
Budget Total	23,863	79,647	145,981	145,981	101,652	-30.4%
Full-Time-Equivalent (FTE) by Type						
Regular (Greater than .50 FTE)	n/a	-	-	-	-	--
Temporary Hire	n/a	0.40	0.40	0.40	0.40	0.0%

Accomplishments:

- The Benton County DA Victim Services Division, working in conjunction with the Willamette Criminal Justice Council, has implemented a DUII victim impact panel and all Benton County DUII offenders are required to attend this compelling program. The victim impact panel presents the real world consequences of driving while impaired. The victim impact panel is in its fourth year of operation.
- Created a Methamphetamine task force to address the growing concern of meth use in Benton County
- Held two Mental Health Illness Forums to identify gaps and services for people with mental health needs in the community and to discuss long-term solutions
- Provided funding, from the DUII Victim Impact Panels, for Bus the first drug detection dog in Benton County
- Expanded the DUII Victim Impact Panel by capturing four crash stories on modular DVDs for panel use
- Member local governments and law enforcement agencies contribute annual membership dues to finance the activities of the WCJC.
- Some program support also comes from offender fees (Victim Impact Panel).

Objectives:

- Tackling meth through educational presentations for the community designed to raise awareness and offer strategies to reduce production and use
- Research and evaluate issues surrounding a detox facility, mental health services, the corrections facility, and alternative incarceration
- Continued commitment to remain actively involved with the statewide Local Public Safety Coordinating Council in conjunction with the Criminal Justice Commission

