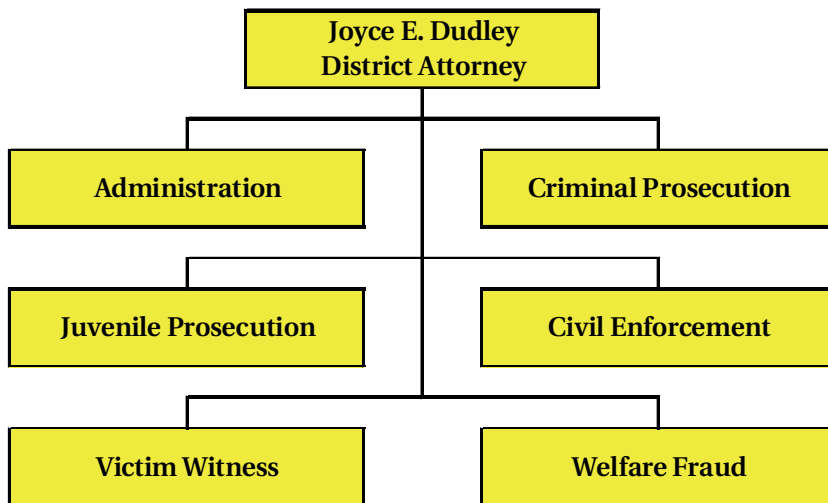
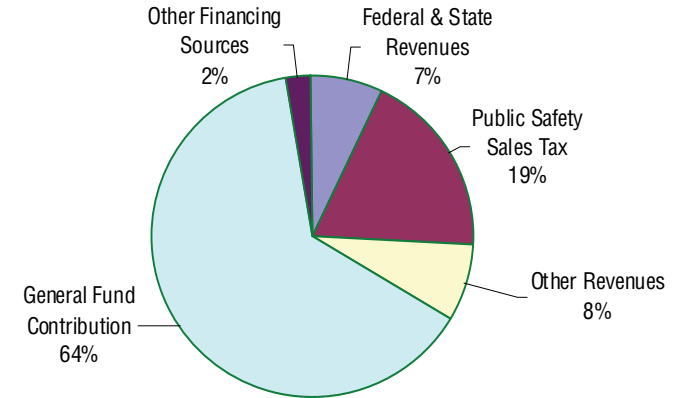


DISTRICT ATTORNEY

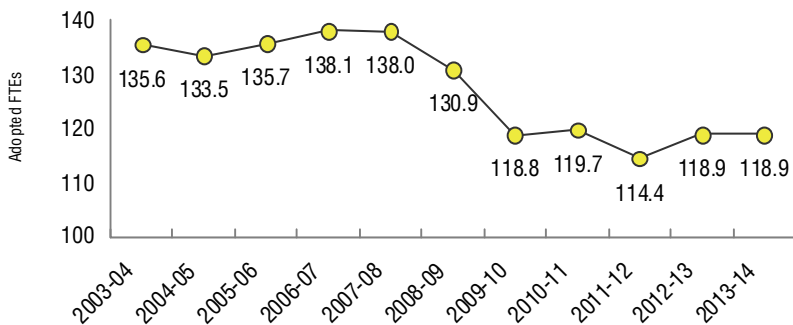
| Budget & Staffing | |
|-------------------|------------|
| Operating \$ | 18,152,323 |
| Capital | 30,000 |
| FTEs | 118.9 |



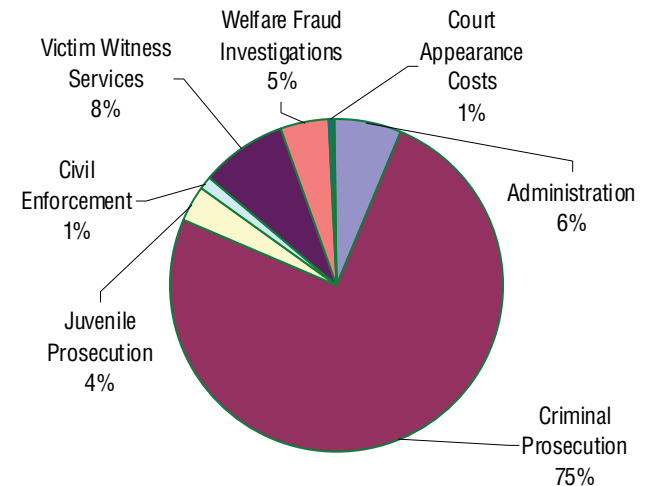
SOURCE OF FUNDS



STAFFING TREND



USE OF FUNDS



DISTRICT ATTORNEY
Department Summary

| | Actual FY 10-11 | Adopted FY 11-12 | Recommended FY 12-13 | Proposed FY 13-14 |
|-----------------------------------|--------------------|---------------------|-------------------------|----------------------|
| Use of Funds Summary | | | | |
| <i>Operating Expenditures</i> | | | | |
| Administration | \$ 1,224,640 | \$ 1,132,854 | \$ 1,218,294 | \$ 1,274,769 |
| Criminal Prosecution | 13,908,930 | 14,893,836 | 14,409,818 | 15,240,679 |
| Juvenile Prosecution | 732,005 | 813,967 | 675,612 | 709,339 |
| Civil Enforcement | 228,818 | 216,593 | 256,998 | 267,743 |
| Victim Witness Services | 1,399,890 | 1,219,659 | 1,616,899 | 1,702,412 |
| Welfare Fraud Investigations | 845,961 | 971,861 | 901,845 | 959,568 |
| Court Appearance Costs | 54,653 | 100,000 | 100,000 | 100,000 |
| Operating Sub-Total | 18,394,897 | 19,348,770 | 19,179,466 | 20,254,510 |
| Less: Intra-County Revenues | (1,037,779) | (1,049,090) | (1,027,143) | (1,027,143) |
| Operating Total | 17,357,118 | 18,299,680 | 18,152,323 | 19,227,367 |
| <i>Non-Operating Expenditures</i> | | | | |
| Capital Assets | 12,180 | -- | 30,000 | -- |
| Expenditure Total | 17,369,298 | 18,299,680 | 18,182,323 | 19,227,367 |
| <i>Other Financing Uses</i> | | | | |
| Operating Transfers | 29,489 | -- | -- | -- |
| Designated for Future Uses | -- | 182,163 | -- | -- |
| Department Total | \$ 17,398,787 | \$ 18,481,843 | \$ 18,182,323 | \$ 19,227,367 |

Character of Expenditures

| | Actual FY 10-11 | Adopted FY 11-12 | Recommended FY 12-13 | Proposed FY 13-14 |
|-----------------------------------|--------------------|---------------------|-------------------------|----------------------|
| <i>Operating Expenditures</i> | | | | |
| Regular Salaries | \$ 11,454,146 | \$ 11,704,154 | \$ 11,376,218 | \$ 11,583,783 |
| Overtime | 29,624 | 21,429 | 22,000 | 22,000 |
| Extra Help | 255,982 | 137,349 | 252,100 | 250,000 |
| Benefits | 5,234,978 | 6,198,092 | 6,094,736 | 6,923,346 |
| Salaries & Benefits Sub-Total | 16,974,730 | 18,061,024 | 17,745,054 | 18,779,129 |
| Services & Supplies | 1,325,551 | 1,287,746 | 1,434,412 | 1,475,381 |
| Public Assistance Payments | 94,616 | -- | -- | -- |
| Operating Sub-Total | 18,394,897 | 19,348,770 | 19,179,466 | 20,254,510 |
| Less: Intra-County Revenues | (1,037,779) | (1,049,090) | (1,027,143) | (1,027,143) |
| Operating Total | 17,357,118 | 18,299,680 | 18,152,323 | 19,227,367 |
| <i>Non-Operating Expenditures</i> | | | | |
| Capital Assets | 12,180 | -- | 30,000 | -- |
| Expenditure Total | \$ 17,369,298 | \$ 18,299,680 | \$ 18,182,323 | \$ 19,227,367 |

Source of Funds Summary

| | Actual FY 10-11 | Adopted FY 11-12 | Recommended FY 12-13 | Proposed FY 13-14 |
|----------------------------------|--------------------|---------------------|-------------------------|----------------------|
| <i>Departmental Revenues</i> | | | | |
| Public Safety Sales Tax | \$ 3,305,460 | \$ 3,280,700 | \$ 3,590,200 | \$ 3,590,200 |
| Federal & State Revenues | 1,479,445 | 1,115,040 | 1,372,581 | 1,357,158 |
| Other Charges for Services | 1,221,867 | 1,252,006 | 1,227,143 | 1,227,143 |
| Miscellaneous Revenue | 473,349 | 220,366 | 250,701 | 215,100 |
| Revenue Sub-Total | 6,480,121 | 5,868,112 | 6,440,625 | 6,389,601 |
| Less: Intra-County Revenues | (1,037,779) | (1,049,090) | (1,027,143) | (1,027,143) |
| Revenue Total | 5,442,342 | 4,819,022 | 5,413,482 | 5,362,458 |
| <i>General Fund Contribution</i> | | | | |
| | 11,884,945 | 12,037,296 | 12,289,382 | 13,417,683 |
| <i>Other Financing Sources</i> | | | | |
| Operating Transfers | 71,500 | 67,925 | 67,925 | 67,925 |
| Use of Prior Fund Balances | -- | 1,557,600 | 411,534 | 379,301 |
| Department Total | \$ 17,398,787 | \$ 18,481,843 | \$ 18,182,323 | \$ 19,227,367 |

The Proposed 2013-14 "General Fund Contribution" amount of \$13,417,683 displayed in the summary table above includes a projected General Fund Contribution of \$12,533,410 and a projected budget gap of \$884,273.

| | Actual FY 10-11 | Adopted FY 11-12 | Recommended FY 12-13 | Proposed FY 13-14 |
|------------------------------|--------------------|---------------------|-------------------------|----------------------|
| FTE Summary | | | | |
| <i>Permanent</i> | | | | |
| Administration | 7.5 | 7.1 | 7.9 | 7.9 |
| Criminal Prosecution | 83.9 | 85.5 | 86.0 | 86.0 |
| Juvenile Prosecution | 5.3 | 5.0 | 4.5 | 4.5 |
| Civil Enforcement | 1.0 | 0.9 | 1.0 | 1.0 |
| Victim Witness Services | 13.7 | 10.1 | 14.9 | 14.9 |
| Welfare Fraud Investigations | 5.8 | 5.7 | 4.6 | 4.6 |
| Total Permanent | 117.1 | 114.4 | 118.9 | 118.9 |
| <i>Non-Permanent</i> | | | | |
| Contract | 1.0 | -- | -- | -- |
| Extra Help | 3.5 | -- | -- | -- |
| Total FTEs | 121.6 | 114.4 | 118.9 | 118.9 |

Note: FTE totals may not sum correctly due to rounding.

MISSION STATEMENT

The mission of the District Attorney is to pursue truth and justice by employing the highest ethical standards in vigorously prosecuting the guilty, protecting the innocent, and preventing crime.

Department Description

The authority for establishing the position of the District Attorney comes from the California Constitution Art. 11 § 1(b), which stipulates that “the Legislature shall provide for an elected district attorney.” The mandatory duty of the District Attorney is to diligently and vigilantly pursue those who are believed to have violated the criminal codes of the state (*People v. Hartman* (1985) 170 Cal.App.3d 572 and California Government Code § 26500). The District Attorney also has a duty to protect the rights of victims of crime, where “victims of crime are entitled to have the criminal justice system view criminal acts as serious threats to the safety and welfare of the People of California.” (Cal. Const., Art. I § 28 and Marsy's Law)

The District Attorney is primarily responsible for prosecution of adult and juvenile offenders for felony and misdemeanor crimes or civil violations countywide. The District Attorney team consists of deputy district attorneys, criminal investigators, victim advocates and legal support staff housed in three branch offices (Santa Barbara, Santa Maria, and Lompoc). The team is organized to review, file, and prepare cases for prosecution; enforce terms and conditions of criminal probationers; assist victims throughout the criminal process, including efforts to recover restitution; and participate in proactive efforts to deter crime.

The District Attorney has six focus areas:

Administration: Executive and management staff provide administrative, financial/budgetary and policy development and support to the prosecution and investigative units to further the District Attorney's mission.

Criminal Prosecution: Criminal Prosecution is divided into the following sections:

Vertical Prosecution Units- Cases are handled by a prosecutor, investigator and a victim witness advocate from the beginning of the case through sentencing. These units are focused on the most serious felonies.

General Felony/Misdemeanor Prosecution- These prosecutions involve a wide variety of felony and misdemeanor cases.

Prosecution of Drug and Alcohol Crimes and Rehabilitative Efforts- Misdemeanor and felony cases involving those whose criminal activity is related to abuse of alcohol and prescription or illegal drugs are prosecuted. Programs include the following Courts: DUI, Drug, Proposition 36 Treatment, Mental Health Treatment, Veterans' and Restorative Justice (Homeless).

Real Estate Fraud and Workers Compensation Fraud Units- An attorney and investigator are assigned these cases from the beginning of the investigation through prosecution.

DISTRICT ATTORNEY

Department Summary (cont'd)

Consumer/Environmental Fraud Unit- This unit prosecutes complex cases involving environmental crimes and companies or individuals who engage in fraudulent or unlawful business practices that affect the average consumer. The prosecutor in this unit also reviews all allegations of Brown Act Violations and Election Fraud.

Arraignment Court- Attorneys who staff the arraignment court are responsible for ensuring proper bail amounts are set on in-custody defendants and for resolving over 50% of the cases at this initial stage of the proceedings.

Filing Review- One Senior Deputy District Attorney in each branch office is assigned to review cases submitted by law enforcement to ensure appropriate and consistent filing decisions countywide.

Bureau of Investigations: The Bureau of Investigations consists primarily of sworn peace officers who are responsible for providing investigative and technical support services to prosecutions. Investigators conduct complex criminal investigations in addition to interviewing and subpoenaing witnesses and providing trial support through preparation of exhibits and evidence analysis. Investigators also assist witnesses with the California Witness Relocation and Protection Program (CWRAP).

Welfare Fraud Investigations and Prosecution: Welfare Fraud Investigation and Prosecution is a contract program with the Department of Social Services (DSS) that conducts the initial investigation of fraudulent receipts of aid and secures cost recovery or criminal penalties where appropriate.

Juvenile Prosecution: Prosecutors review cases referred by law enforcement agencies and Probation staff, file petitions, and appear multiple times in Juvenile Court through the juvenile justice process.

Victim Witness Assistance Program: The Victim Witness Program provides comprehensive services to over 3,100 victims of crime annually to mitigate the aftermath of crime as well as prevent future crimes. The State Victim Compensation Program provides funding for victim compensation claims, which expedites recovery to victims and local service providers. The Victim Witness Program provides administrative oversight for the Sexual Assault Response Team (SART) which facilitates forensic medical and legal services to sexual assault victims.

FY 2011-12 Anticipated Accomplishments

Administration

- Administered and monitored 11 state and federal grants worth over \$1.5 million.
- Established the following operational efficiencies: new process for the distribution of asset forfeiture proceeds with local law enforcement agencies; enhanced discovery billing; and implementation of dual computer monitors for legal support staff, which expedites processing of the workload.

Criminal Prosecution

- The Volunteer Attorney Externship Program has been a resounding success and has provided additional resources for the department at no additional expense to the County. The department provided valuable training and experience to 5 volunteer attorneys who have each obtained full-time employment in District Attorney and County Counsel offices around the state.
- Created a new unit designed to vertically prosecute welfare fraud, workers' compensation fraud, construction fraud, and insurance fraud cases. This new program has netted over \$50,000 in judgments against those who defraud the welfare system.
- Trained the entire department staff on the new rules and procedures mandated by AB109 Realignment. Staff has designed and incorporated new procedures and sentencing practices to rehabilitate offenders while preserving public safety.
- Reinstated the Elder Death Review Team (EDRT). Led by the District Attorney, this multi-disciplinary team examines individual elder death cases not only to determine whether criminal conduct is involved, but also to determine whether systems that have the purpose or responsibility to assist or protect victims were sufficient for the particular circumstances.

Juvenile Prosecution

- Gave presentations at Santa Barbara County Schools to both parents and teachers on the consequences of juvenile crime and informational presentations on teen drug use.
- Collaborated with the Santa Barbara Police Department and the Santa Barbara City Attorney in the ongoing effort of obtaining a Gang Injunction in Santa Barbara.

Bureau of Investigations

- Led a collaborative effort to form the Arson Task Force with local fire investigators.
- Successfully investigated and prosecuted the first Internet Crimes Against Children (ICAC) cases in the county, as well as the first attempted purchase of firearm by a convicted felon case in the county.
- Continued to play a critical role handling witnesses enrolled in the California Witness Relocation and Assistance Program (CWRAP).

Welfare Fraud Investigations and Prosecution

- Successfully investigated welfare fraud cases referred by the Department of Social Services, resulting in conviction of a defendant who tried to trade her welfare benefits to purchase a car, as well as served numerous arrest warrants during sweeps.

Victim Witness Assistance Program

- The Sexual Assault Response Program received accreditation from the National Children's Alliance (NCA) Board of Directors following an extensive application and site review process.
- Received the first State Department of Insurance Life and Annuity Consumer Protection Program grant in the amount of \$50,000 to enhance services to elder victims of fiduciary crime.
- Enhanced advocacy and outreach services to victims of crimes who wish to attend lifer parole hearings. Obtained a 15 year denial of parole for Julia Diaz who was convicted of murdering a 7-year-old Santa Barbara boy in 1979. This is the maximum denial period following the passage of Marsy's Law.

FY 2012-14 Objectives

The District Attorney objectives are primarily aligned with the following adopted County Strategic Goals:

- Goal 1: Efficient and Responsive Government – An efficiently professionally managed government able to anticipate and to effectively respond to the needs of the community;
 - Goal 2: Health and Safety – Safe and healthy communities in which to live, work, and visit;
 - Goal 4: Quality of Life – A high quality of life for all residents; and
 - Goal 6: Families and Children – A community that fosters the safety and well-being of families and children.
- **Truancy Program:** Continue to collaborate with the Board of Supervisors Sub-Committee on Truancy as well as local stakeholders, including school districts, law enforcement, and community partners to create a sustainable county-wide truancy program. This program will provide local schools more autonomy to design and operate their own systems that are more tailored to that district's truancy problem. This potential program is pending Board action in May 2012. If the program is approved, a separate funding decision would be required.
 - **Misdemeanor Diversion:** The department plans to implement a misdemeanor diversion program that will provide therapeutic justice to those charged with lesser misdemeanors. This program will allow first-time and low level misdemeanor offenders an opportunity to avoid criminal prosecution provided they complete a rehabilitative program tailored to address that individual's criminogenic needs. Offenders will have to pay their own way for the program and provide complete restitution to victims in order to avoid prosecution. This new diversion program should have a dramatic budgetary ripple effect resulting in savings for the Public Defender, Courts and Probation while helping to alleviate jail overcrowding.
 - **Restitution Enforcement/Collection:** Collaborate with the Superior Court and Probation to initiate a new system for enforcement and collection of victim restitution orders in cases where defendants are sentenced pursuant to the new criteria established under AB109.

- **Gang Crimes:** Work with the Santa Barbara Police Department and the Santa Barbara City Attorney to obtain and enforce a Gang Injunction if the Court deems it appropriate. Perform outreach at the local elementary, middle and high schools by educating young people about the negative consequences inherent in gang association. Continue to participate in the quarterly countywide Gang Task Force meetings to improve communication with partner agencies in order to successfully prosecute gang cases.
- **Juvenile Offender Accountability:** Develop new strategies for rehabilitation, while holding juvenile offenders accountable for their actions. This includes offering diversion programs to the appropriate offenders so they have an opportunity to rehabilitate themselves. Participate in outreach programs such as Teen Court, Fighting Back, Career Day, and Juvenile Drug Court.
- **Investigations:** Continue to provide significant support to the prosecution team for gang-related crimes, in particular homicides and assaults with deadly weapons committed by gang members. Due to an anticipated reduction in the number of investigators available for litigation support, the focus will be on serious violent felonies as well as a shift in using non-sworn staff to support misdemeanor litigation.
- **Welfare Fraud:** Obtain a reduction, withdrawal, or denial of aid in 30% of the approximately 800 welfare cases investigated at the welfare application. The department will protect the welfare funds available to needy families in our community through enforcement actions against those who commit fraud against the County's public assistance programs.
- **Electronic Discovery:** Expand transfer of electronic discovery to the Public Defender and private defense attorneys.
- **State Street Mile:** Coordinate the 13th Annual State Street Mile to raise awareness of Victim Witness Assistance Services and sustain crime victim emergency funds.

DISTRICT ATTORNEY
Department Summary (cont'd)

Changes and Operational Impact: 2011-12 Adopted to 2012-13 Recommended

Staffing:

The department has an increase of 4.5 FTEs from the 2011-12 Adopted Budget to the 2012-13 Recommended Budget. The 4.5 FTEs were initially subject to layoff and were therefore unfunded in the 2011-12 Adopted Budget; however, layoffs did not occur as a result of unanticipated revenue, labor concessions and several retirements and vacancies. These positions are funded in the 2012-13 Recommended Budget to maintain existing staffing and service levels.

Expenditures:

Net decrease of \$169,000, or approximately 1%. This is a result of:

- Salaries and Benefits – Net decrease of \$316,000 primarily due to labor concessions. In addition, the department has used extra help attorneys and investigators to temporarily fill behind vacancies at the lowest salary level, which results in significant salary and benefit savings.
- Services and Supplies – Net increase of \$146,000 primarily due to: \$74,000 for liability insurance; \$31,000 for motor pool charges; \$17,000 for data processing; and \$10,000 for telephone costs.

Revenues:

Net increase of \$573,000, or approximately 10%. This is a result of:

- State Revenue – Net increase of \$484,500 due to: \$310,000 of Proposition 172 Public Safety Sales Tax funding; \$95,000 of unanticipated Vehicle License Fees; \$69,500 of AB109 revocation hearing funding; and \$10,000 of Vertical Prosecution grant funding.
- Federal Revenue – Net increase in grant funding including the Southwest Border Prosecution Initiative of \$88,500.

Other Financing Sources and Uses:

The FY 2011-12 Adopted Budget contains the use of one-time committed funds in the amount of \$1.6 million in order to maintain service levels and balance the budget. The FY 2012-13 Recommended Budget contains the use of one-time sources in the amount of \$411,534, including committed funds in the amount of \$353,041 and restricted funds in the amount of \$58,493 in

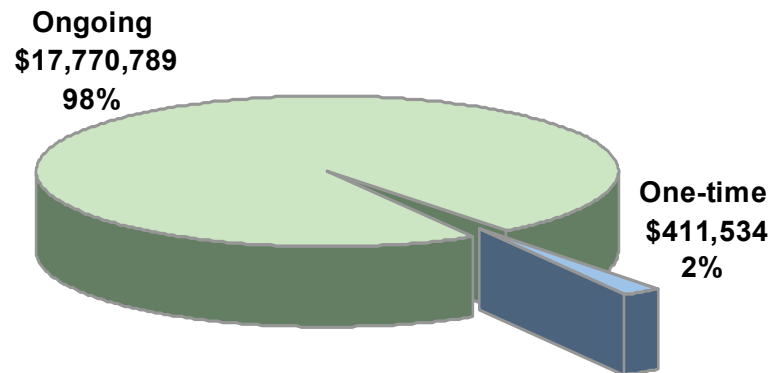
order to maintain existing service levels. This is a decrease in the use of one-time funds of \$1.2 million, or 77%.

Changes and Operational Impact: 2012-13 Recommended to 2013-14 Proposed

The 2013-14 Proposed Budget contains \$1.1 million in expenditure increases due to Salaries and Benefits for the cost of retirement and health insurance, as well as expired labor concessions. The department has budgeted \$379,300 in committed one-time funds in an effort to balance the budget; however, the department still faces a remaining budget shortfall of \$884,273. The department anticipates service level impacts unless additional revenue is identified.

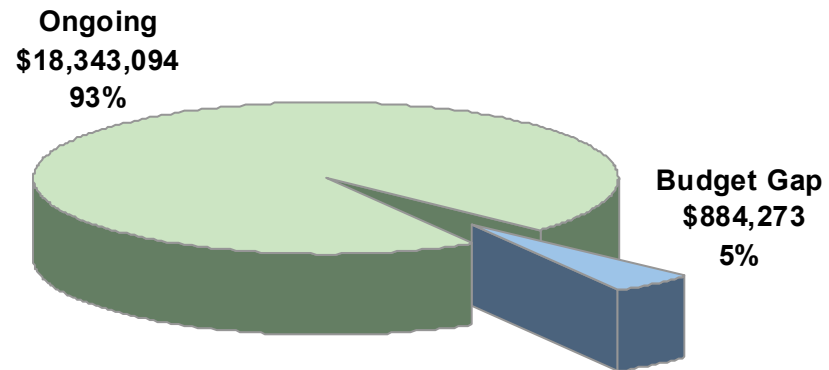
| | Actual FY 10-11 | Adopted FY 11-12 | Recommended FY 12-13 | Proposed FY 13-14 |
|--|--------------------|---------------------|-------------------------|----------------------|
| Outcome Measures | | | | |
| Percent of newly filed misdemeanor cases disposed of at the arraignment stage to maximize court and criminal justice resources. (Target = >65%) | 66% | 66% | 65% | 65% |
| | 8,733 | 9,570 | 9,425 | 9,425 |
| | 13,264 | 14,500 | 14,500 | 14,500 |
| Percent of felony convictions for cases past the preliminary hearing stage to make effective use of judicial proceedings. (Target = >80%) | 82% | 75% | 80% | 80% |
| | 197 | 225 | 240 | 240 |
| | 240 | 300 | 300 | 300 |
| Percent of felony cases resolved before preliminary hearing, thus reducing jail population and number of court appearances. (Target = >65%) | 73% | 62% | 65% | 65% |
| | 1,803 | 1,550 | 1,625 | 1,625 |
| | 2,462 | 2,500 | 2,500 | 2,500 |
| Percent of new Victims of Violent Crime claims verified and filed within 90 days of application thereby expediting reimbursements. (Target = >98%) | 100% | 98% | 98% | 98% |
| | 941 | 926 | 926 | 926 |
| | 941 | 945 | 945 | 945 |

FY 2012-13 Recommended Budget



The District Attorney FY 2012-13 Recommended Budget relies on one-time sources to fund \$411,534, or 2% of the department's ongoing operations. This includes \$353,041 in committed funds and \$58,493 in restricted funds, which allows the department to maintain existing service levels and staffing.

FY 2013-14 Proposed Budget



The District Attorney is facing a budget gap of \$884,273 in FY 2013-14 in order to maintain existing service levels. This shortfall is primarily due to increases in Salary and Benefit expenses for retirement and health care.