

# State of Wisconsin

SENATE CHAIR  
**Alberta Darling**

317 East, State Capitol  
P.O. Box 7882  
Madison, WI 53707-7882  
Phone: (608) 266-5830



ASSEMBLY CHAIR  
**John Nygren**

309 East, State Capitol  
P.O. Box 8593  
Madison, WI 53708-8953  
Phone: (608) 266-2343

## Joint Committee on Finance

### MEMORANDUM

To: Members  
Joint Committee on Finance

From: Senator Alberta Darling  
Representative John Nygren

Date: January 17, 2017

Re: s. 16.515/16.505(2), Stats. Request

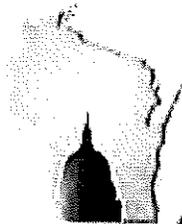
Attached is a copy of a request from the Department of Administration, received January 17, 2017, pursuant to s. 16.515/16.505(2), Stats., on behalf of the Milwaukee County District Attorney's Office.

Please review the material and notify **Senator Darling** or **Representative Nygren** no later than **Friday, February 3, 2017**, if you have any concerns about the request or if you would like the Committee to meet formally to consider it.

Also, please contact us if you need further information.

Attachments

AD:JN;jm



WISCONSIN DEPARTMENT OF ADMINISTRATION

SCOTT WALKER GOVERNOR SCOTT A. NEITZEL SECRETARY Office of the Secretary Post Office Box 7864 Madison, WI 53707-7864 Voice (608) 266-1741 Fax (608) 267-3842

Date: January 17, 2017 To: The Honorable Alberta Darling, Co-Chair Joint Committee on Finance The Honorable John Nygren, Co-Chair Joint Committee on Finance From: Scott A. Neitzel, Secretary Department of Administration Subject: s. 16.515/16.505(2) Request(s)

JAN 17 2017 St. Finance

Signature

Enclosed are request(s) that have been approved by this department under the authority granted in s. 16.515 and s. 16.505(2). The explanation for each request is included in the attached materials. Listed below is a summary of each item:

Table with 6 columns: AGENCY, DESCRIPTION, 2015-16 AMOUNT, FTE, 2016-17 AMOUNT, FTE. Rows include DAs 20.475(1)(h) for Gifts and grants with FTE values of 2.0\*, 1.0\*\*, and 1.0\*\*\*.

\*Project positions ending 1/14/2018 (Milwaukee County).

\*\*Project position ending 2/4/2019 (Waukesha County).

\*\*\*Project position ending 2/4/2019 (Dane County).

As provided in s. 16.515, the request(s) will be approved on February 7, 2017, unless we are notified prior to that time that the Joint Committee on Finance wishes to meet in formal session about any of the requests.

Please contact Kirsten Grinde at 266-1353, or the analyst who reviewed the request in the Division of Executive Budget and Finance, if you have any additional questions.

Attachments

**Date:** January 10, 2017  
**To:** Waylon R. Hurlburt  
**From:** Nick Peak  
**Subject:** Section 16.505(2) Request

Attached is a s. 16.505(2) request analysis for your approval and processing. Listed below is a summary of each item:

**DOA RECOMMENDATION:**

<u>AGENCY</u>	<u>DESCRIPTION</u>	<u>2015-16</u>		<u>2016-17</u>	
		<u>AMOUNT</u>	<u>FTE</u>	<u>AMOUNT</u>	<u>FTE</u>
DAs 20.475(1)(h)	Gifts and grants				2.0*

\* Project positions ending 1/14/2018.

**AGENCY REQUEST:**

<u>AGENCY</u>	<u>DESCRIPTION</u>	<u>2015-16</u>		<u>2016-17</u>	
		<u>AMOUNT</u>	<u>FTE</u>	<u>AMOUNT</u>	<u>FTE</u>
DAs 20.475(1)(h)	Gifts and grants				2.0**

\*\* Permanent positions.

WRH APPROVAL WRH (FORWARD TO Gail Tappen)



**WISCONSIN DEPARTMENT OF  
ADMINISTRATION**

**SCOTT WALKER**  
GOVERNOR

**SCOTT A. NEITZEL**  
SECRETARY

Division of Executive Budget and Finance  
Post Office Box 7864  
Madison, WI 53707-7864  
Voice (608) 266-1736  
Fax (608) 267-0372  
TTY (608) 267-9629

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**Date:** January 10, 2017

**To:** Scott A. Neitzel, Secretary  
Department of Administration

**From:** Nick Peak  
Executive Policy and Budget Analyst

**Subject:** Request Under s. 16.505 from the Milwaukee County District Attorney to Convert 2.0 FTE Assistant District Attorney Project Positions to 2.0 FTE Permanent Positions.

**Request:**

The Department of Administration on behalf of the Milwaukee County District Attorney's Office, requests the conversion of 2.0 FTE program revenue assistant district attorney project positions into 2.0 FTE program revenue assistant district attorney permanent positions.

**Revenue Sources for Appropriation(s):**

The revenue source for the positions in the gifts and grants appropriation under s. 20.475(1)(h) is a \$900,000 grant from the U.S. Department of Justice Office on Violence Against Women to the Milwaukee County District Attorney's Office. The Milwaukee County District Attorney's Office will reimburse the salary and fringe benefit costs for the state assistant district attorney domestic violence prosecutor positions from the grant award. As the grant is funded from a program revenue continuing, all moneys received appropriation, there is no accompanying request for an increase in expenditure authority.

**Background:**

The purpose of Office on Violence Against Women's Grants to Encourage Arrest Policies and Enforcement of Protection Orders Program (Arrest Program) is to assist in the development and enhancement of effective state law enforcement and prosecution strategies to combat violent crimes against women by strengthening the criminal justice response to sexual assault, domestic violence, dating violence and stalking offenses, by treating these offenses as serious crimes and providing a coordinated community response. This work includes expanded collaboration between police, prosecutors, judiciary and probation agents to investigate, prosecute and hold offenders accountable, improve safety and support services for victims of domestic violence and stalking cases, and strengthen delivery of advocacy services for victims.

Scott A. Neitzel, Secretary

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In 2006 Milwaukee County was awarded a domestic violence prevention grant from the Office on Violence Against Women to enhance prosecution of domestic violence cases. The District Attorney's Office used the grant to fund 3.0 FTE specialized prosecutor positions focused on sexual assault and domestic violence cases. The original position authority was authorized from January 1, 2007, through December 31, 2008. Subsequently, the Office on Violence Against Women funding and position authority was extended through June 30, 2009, and again through June 30, 2013. The domestic violence prevention grant ended on June 30, 2013, resulting in the loss of funding for 3.0 FTE assistant district attorney positions. The Milwaukee County District Attorney's Office had to let 1.0 FTE position go and has been moving funding streams around to temporarily cover the remaining 2.0 FTE positions.

On September 12, 2013, the Office on Violence Against Women granted the Milwaukee County District Attorney's Office a new grant under the Arrest Program, which provided \$900,000 for domestic violence cases, including \$549,500 for the salary and fringe benefit costs of 2.0 FTE assistant district attorney positions for three years. The third year of the three-year grant ended on December 31, 2016. The four-year project position will reach its maximum statutory authority on January 14, 2018.

In September 2016, the Office on Violence Against Women awarded Milwaukee County another grant under the Grants to Encourage Arrest program for \$900,000, of which \$558,487 is to be used for salary and fringe benefit expenditures for the 2.0 FTE positions. The State Prosecutors Office and the Milwaukee County District Attorney's Office estimate the award would be able to fund 2.0 FTE positions under the grant until July 2020.

**Analysis:**

The 2.0 FTE assistant district attorney positions funded by the Office on Violence Against Women's Arrest Program provide the opportunity for Milwaukee County to develop and strengthen effective responses to violence against women and encourage the treatment of domestic violence as a serious violation of criminal law.

An integral component of the Arrest Program is the creation and enhancement of collaborative partnerships between criminal justice agencies, victim services providers and community organizations which respond to sexual assault, domestic violence, dating violence and stalking. Milwaukee County, in collaboration with its nonprofit, nongovernmental victim service provider, Sojourner Family Peace Center, Inc., has been working together to strengthen prosecution efforts directed at stalking, misdemeanor and felony domestic violence cases. Specifically, the project has supported two assistant district attorneys within the District Attorney's Office Domestic Violence Unit, who have investigated and prosecuted stalking, misdemeanor and felony domestic violence cases and witness intimidation cases; supported two domestic violence advocates from the Sojourner Family Peace Center to provide victim

Scott A. Neitzel, Secretary

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services; conducted a prosecution review of all in-custody domestic violence cases within 48 hours of the defendant's arrest; and conducted lethality assessments on victims of felony domestic violence to identify high-risk and repeat offenders.

The Arrest Program grant, like the prior domestic violence grant, has allowed the District Attorney's Office to enhance collaborative partnerships between criminal justice agencies, victim services providers and community organizations which respond to domestic violence, sexual assault, dating violence and stalking. The prosecutors practice vertical prosecution of domestic violence related sexual assaults, meaning that the same prosecutor works the case through the justice system from the initial hearing through sentencing, providing the victim or victims with a consistent, specialized, single point of contact throughout the process. Sometimes, another prosecutor may handle a hearing due to scheduling conflicts, but the specialized prosecutor prioritizes all hearings where the victim is scheduled to be present. Domestic violence prosecutors are also dedicated to addressing the consistent application of mandatory arrest policies and implementation of training for the county's law enforcement agencies.

Since the beginning of the grant period in January 2014, the grant-funded prosecutors have enabled Milwaukee County to double the number of felony cases closed annually. Furthermore, the grant-funded prosecutors tried 60 jury trials in 2015, delivering convictions in 92 percent of those trials.

The State Prosecutors Office and the Milwaukee County District Attorney's Office's request is to convert the 2.0 FTE project positions to permanent positions; however, there is not a demonstrated history of grant funding to convert these positions from project positions to permanent positions. These positions have only been funded by the Office of Violence Against Women consistently since January 2014. While the most recent grant award would fund 2.0 FTE assistant district attorney positions to July 2020, there is not enough evidence to suggest the grant funding will continue past that date.

Rather than convert the 2.0 FTE positions from project to permanent, the State Budget Office recommends the project positions be extended one more year to their statutory maximum authority date of January 14, 2018. At that point, the remaining grant funds can be used to create new project positions or the positions can be converted to permanent positions pending information on guaranteed long-term grant funds.

**Recommendation:**

Modify the request. The State Budget Office recommends the 2.0 FTE project positions be extended for one additional year, expiring January 14, 2018.



**WISCONSIN DEPARTMENT OF  
ADMINISTRATION**

SCOTT WALKER  
GOVERNOR  
SCOTT A. NEITZEL  
SECRETARY  
Division of Enterprise Operations  
State Prosecutors Office  
Post Office Box 7869  
Madison, WI 53707-7869  
Voice (608) 267-2700  
Fax (608) 264-9500

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DATE: October 5, 2016

TO: Waylon Hurlburt, Administrator  
Division of Executive Budget and Finance

FROM: Kasey Deiss, Director  
State Prosecutors Office

SUBJECT: **REQUEST UNDER S. 16.505 FOR DEPARTMENT 475: MILWAUKEE  
COUNTY DISTRICT ATTORNEY'S OFFICE**

On behalf of the Milwaukee County District Attorney's Office, I am submitting the attached request to convert 2.0 FTE program revenue project positions into 2.0 FTE program revenue permanent positions in Department 475, District Attorneys.

Thank you for your attention to this matter.

Attachment

**DEPARTMENT OF ADMINISTRATION REQUEST UNDER s.16.505 FOR  
POSITION AUTHORIZATION**

**I. REQUEST**

The Department of Administration requests, under s.16.505, the authorization to convert 2.0 FTE Program Revenue (PR) project positions into 2.0 FTE PR permanent positions in appropriation s.20.475(1)(h). These positions are (and will continue to be) located in the Milwaukee County District Attorneys Office. The positions are funded by federal grant from the U.S. Department of Justice, Office on Violence against Women (OVW) under the Grants to Encourage Arrests (GTEA) program.

The 2.0 FTE PR project positions currently funded through FTE Program code 10007 are scheduled to end on December 31, 2016, which includes an extension by the legislature from the original end date of September 30, 2016 due to a lag in staffing the position when the project was created on October 1, 2013. The original award in 2013 was for \$900,000 and included funding of \$549,504 for the salaries and fringe benefits of 2.0 FTE program code 10007 assistant district attorneys for approximately three years. In early September, OVW approved a no cost extension to the 2013 grant because sufficient funds remained to cover 2 prosecutors through September 30, 2017.

Also in September OVW awarded Milwaukee County a second grant to address domestic violence under the GTEA program with funding at \$900,000 including \$558,487 to cover salary and fringe for 2.0 FTE program code 10007 assistant district attorneys for three additional years. With this subsequent award, projected available funding for these 2.0 FTE positions will last until July-September of 2020. As these funds are expected to continue beyond the four year limitation of project positions (Wis. Stat. §230.27(1)), it is requested that the 2.0 FTE PR project positions be converted to 2.0 PR permanent positions, with the understanding that should OVW decide that funding should be eliminated for one or both positions, the positions would end. The conversion to 2.0 FTE PR permanent positions would be effective immediately upon approval by the Joint Committee on Finance.

**II. BACKGROUND**

The Milwaukee County District Attorney's Office will continue to carry out the grant activities set forth in the project grant application. The assistant district attorneys funded by this GTEA project are an essential component of Milwaukee

October 5, 2016  
Milwaukee County - Federal OVW GTEA Funded ADA Positions  
s.16.505 request

County's commitment to handle all felonies and selected misdemeanors with vertical prosecution by ADAs who have received training specific to the legal, social and cultural aspects of domestic violence. In vertical prosecution, the same ADA reviews the investigation, interviews the witnesses, charges the case and handles the matter through trial and sentencing. In this manner, the prosecutor is able to establish a relationship with the investigating officers and the victim, which promotes communication, cooperation and trust. All felony and misdemeanor domestic violence cases are heard by three dedicated domestic violence courts, which are assigned cases on a rotating basis to equalize workload. GTEA grant funding allows the DA's office to assign additional personnel to these courts and to maintain vertical prosecution for specialized prosecution of serious offenders and violent recidivists.

The District Attorney's office has partnered with every law enforcement agency in Milwaukee County and Sojourner, an agency that runs a shelter for battered women and their children, to implement the Lethality Assessment Program-Maryland Model (LAP), identified by the U.S. DOJ as a best practice in intimate partner violence matters. In February 2016, the DA's office began reviewing domestic violence cases at the newly opened Sojourner Family Justice Center, a facility that provides a panoply of services including residential transition shelter designed to promote victim safety and begin the healing process.

With emphasis on recognizing activity such as intimidation, strangulation, false imprisonment and stalking, GTEA grant resources have enabled Milwaukee County to double the number of felony cases closed annually. Additionally, the designated felony prosecutors did a record number of 60 Jury trials in 2015 with a 92% conviction rate, the highest percentage in the history of the program.

### **III. ANALYSIS**

These positions are in keeping with the State's goal of prosecuting violent offenders who target women and children.

### **IV. FISCAL ANALYSIS**

The salary and fringe benefit costs of the 2.0 ADAs will be adequately funded by the federal funds coming as program revenue to Milwaukee County. s.20.475(1)(h) is a continuing appropriation and will be re-estimated to include the expected funds.

### **V. REVENUE SOURCE FOR APPROPRIATION**

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The source of funds is federal funding from the U.S. Department of Justice, Office on Violence against Women (OVW) under the Grants to Encourage Arrests (GTEA) program.

#### VI. SPECIAL INFORMATION

The co-chairs of the Joint Committee on Finance, in a letter to the Department of Administration Secretary dated June 12, 1996, set forth four additional items of information that should be included in a s.16.505 request for additional positions in the DA program.

- a. *An explanation of the effect of the position on weighted caseload for the requesting counties (the LAB methodology is suggested).*

Table 1 indicates the results of the LAB methodology using the modifications recommended by the Wisconsin District Attorneys Association and highlights the impact of the continuing position requested on the DA's Office. The table uses the most current court data available (2012-2014) and the positions authorized as of July 20, 2016. It is important to note that the position need shown in the LAB methodology is a general need corresponding to all duties of a DA Office, and is not specific to a particular type of activity or caseload such as that covered by this grant. As this position existed at the time of the July 20, 2016, caseload study, no change in the needs analysis is shown if position authority is granted for this position.

- b. *An assessment of similar caseload problems in counties not addressed by the request.*

Data with which to make this assessment are not available.

- c. *An explanation of why the request has greater priority than similar needs existing in other counties.*

Other counties had the opportunity to apply for the funds to the extent permitted by law.

- d. *If the request is intended to address a specific type of caseload, an explanation of why this type of caseload has a greater priority than other types.*

This grant, funded by the U.S. Department of Justice, Office on Violence against Women (OVW) under the Grants to Encourage Arrests (GTEA) program, is intended for the Milwaukee County DA's Office to develop and strengthen effective responses to violence against women.

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 s.18.505 request

FINAL 2012-2014 DISTRICT ATTORNEY OFFICE WORKLOAD ANALYSIS

DA Office	7/20/16 GPR- Funded FTE Positions*	7/20/16 Program Revenue- Funded FTE Positions*	7/20/16 Total FTE Positions*	Additional FTE Needed	Estimated Total FTE Needed	Additional FTE Needed as a % of 7/20/16 GPR- Funded FTE	Additional FTE Needed as a % of 7/20/16 Total FTE	GPR- Funded FTE as a % of Estimated Total FTE Needed	Total FTE as a % of Estimated Total FTE Needed
Adams	1.20		1.20	1.36	2.56	113.33%	113.33%	46.88%	46.88%
Ashland	2.00		2.00	0.87	2.87	43.50%	43.50%	69.69%	69.69%
Barron	3.00		3.00	3.22	6.22	107.33%	107.33%	48.23%	48.23%
Bayfield	1.00		1.00	0.90	1.90	90.00%	90.00%	52.63%	52.63%
Brown	12.00	1.00	13.00	11.46	24.46	95.50%	88.15%	49.06%	53.15%
Buffalo	1.00		1.00	0.61	1.61	61.00%	61.00%	62.11%	62.11%
Burnett	1.25		1.25	1.95	3.20	156.00%	156.00%	39.06%	39.06%
Calumet	2.00		2.00	1.01	3.01	50.50%	50.50%	66.45%	66.45%
Chippewa	5.00		5.00	1.49	6.49	29.80%	29.80%	77.04%	77.04%
Clark	2.00		2.00	0.56	2.56	28.00%	28.00%	78.13%	78.13%
Columbia	4.75		4.75	3.32	8.07	69.89%	69.89%	58.86%	58.86%
Crawford	1.00		1.00	-0.25	0.75	-25.00%	-25.00%	133.33%	133.33%
Dane	26.85	3.00	29.85	3.21	33.06	11.96%	10.75%	81.22%	90.29%
Dodge	4.00		4.00	2.12	6.12	53.00%	53.00%	65.36%	65.36%
Door	2.00		2.00	0.71	2.71	35.50%	35.50%	73.80%	73.80%
Douglas	3.50		3.50	3.07	6.57	87.71%	87.71%	53.27%	53.27%
Dunn	3.00		3.00	2.93	5.93	97.67%	97.67%	50.59%	50.59%
Eau Claire	8.00	1.00	9.00	4.46	13.46	55.75%	49.56%	59.44%	66.86%
Florence	0.50		0.50	0.39	0.89	78.00%	78.00%	56.18%	56.18%
Fond du Lac	5.00	2.00	7.00	5.44	12.44	108.80%	77.71%	40.19%	56.27%
Forest	1.00		1.00	1.91	2.91	191.00%	191.00%	34.36%	34.36%
Grant	2.00		2.00	2.09	4.09	104.50%	104.50%	48.90%	48.90%
Green	2.00		2.00	0.99	2.99	49.50%	49.50%	66.89%	66.89%
Green Lake	1.50		1.50	0.67	2.17	44.67%	44.67%	69.12%	69.12%
Iowa	1.75		1.75	0.98	2.73	56.00%	56.00%	64.10%	64.10%
Iron	1.00		1.00	-0.27	0.73	-27.00%	-27.00%	136.99%	136.99%
Jackson	2.00		2.00	1.62	3.62	81.00%	81.00%	55.25%	55.25%
Jefferson	5.30		5.30	1.83	7.13	34.53%	34.53%	74.33%	74.33%
Juneau	2.50		2.50	0.67	3.17	26.80%	26.80%	78.86%	78.86%
Kenosha	15.00	1.00	16.00	7.16	23.16	47.73%	44.75%	64.77%	69.08%
Kewaunee	1.50		1.50	-0.14	1.36	-9.33%	-9.33%	110.29%	110.29%
La Crosse	8.00		8.00	4.95	12.95	61.88%	61.88%	61.78%	61.78%
Lafayette	1.00		1.00	0.26	1.26	26.00%	26.00%	79.37%	79.37%
Langlade	1.50		1.50	1.99	3.49	132.67%	132.67%	42.98%	42.98%
Lincoln	2.00		2.00	1.44	3.44	72.00%	72.00%	58.14%	58.14%
Manitowoc	5.00		5.00	2.73	7.73	54.60%	54.60%	64.68%	64.68%
Marathon	8.50	2.50	11.00	3.60	14.60	42.35%	32.73%	58.22%	75.34%
Marinette	2.50	0.10	2.60	0.49	3.09	19.60%	18.85%	80.91%	84.14%
Marquette	1.00		1.00	0.49	1.49	49.00%	49.00%	67.11%	67.11%
Milwaukee	87.00	33.50	120.50	-21.60	98.70	-25.06%	-18.09%	88.15%	122.09%
Monroe	3.00		3.00	3.15	6.15	105.00%	105.00%	48.78%	48.78%
Oconto	2.00		2.00	0.94	2.94	47.00%	47.00%	68.03%	68.03%
Oneida	2.50		2.50	1.55	4.05	62.00%	62.00%	61.73%	61.73%
Outagamie	9.00		9.00	8.83	17.83	98.11%	98.11%	50.48%	50.48%

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 s.16.505 request

Ozaukee	3.00		3.00	1.66	4.66	55.33%	55.33%	64.38%	64.38%
Pepin	0.80		0.80	-0.18	0.62	-22.50%	-22.50%	129.03%	129.03%
Pierce	2.50		2.50	0.67	3.17	26.80%	26.80%	78.86%	78.86%
Polk	3.00		3.00	2.84	5.84	94.67%	94.67%	61.37%	61.37%
Portage	4.00		4.00	3.93	7.93	98.25%	98.25%	50.44%	50.44%
Price	1.00		1.00	0.09	1.09	9.00%	9.00%	91.74%	91.74%
Racine	18.00		18.00	11.23	29.23	62.39%	62.39%	61.58%	61.58%
Richland	1.80		1.80	-0.10	1.70	-5.56%	-5.56%	105.88%	105.88%
Rock	14.00		14.00	2.57	16.57	18.36%	18.36%	84.49%	84.49%
Rusk	1.50		1.50	0.52	2.02	34.67%	34.67%	74.26%	74.26%
Saint Croix	6.00		6.00	1.05	7.05	17.50%	17.50%	85.11%	85.11%
Sauk	5.00	0.80	5.80	1.36	7.16	27.20%	23.45%	69.83%	81.01%
Sawyer	2.00		2.00	1.10	3.10	55.00%	55.00%	64.52%	64.52%
Shaw/Man	3.00		3.00	2.19	5.19	73.00%	73.00%	57.80%	57.80%
Sheboygan	7.50		7.50	4.08	11.58	54.40%	54.40%	64.77%	64.77%
Taylor	1.00		1.00	0.41	1.41	41.00%	41.00%	70.92%	70.92%
Trempealeau	2.00		2.00	1.13	3.13	56.50%	56.50%	63.90%	63.90%
Vernon	2.00		2.00	-0.09	1.91	-4.50%	-4.50%	104.71%	104.71%
Vilas	2.00		2.00	1.17	3.17	58.50%	58.50%	63.09%	63.09%
Walworth	5.00		5.00	2.46	7.46	49.20%	49.20%	67.02%	67.02%
Washburn	1.25		1.25	0.96	2.21	76.80%	76.80%	56.56%	56.56%
Washington	5.00		5.00	4.08	9.08	81.60%	81.60%	55.07%	55.07%
Waukesha	14.50	2.00	16.50	7.68	24.18	52.97%	46.55%	59.97%	68.24%
Waupaca	3.50		3.50	1.36	4.86	38.86%	38.86%	72.02%	72.02%
Waushara	2.00		2.00	1.16	3.16	58.00%	58.00%	63.29%	63.29%
Winnebago	10.00		10.00	5.97	15.97	59.70%	59.70%	62.62%	62.62%
Wood	4.00		4.00	5.40	9.40	135.00%	135.00%	42.55%	42.55%
<b>TOTALS</b>	<b>382.95</b>	<b>46.90</b>	<b>429.85</b>	<b>139.66</b>	<b>569.51</b>				

\*Modifications:

- 1) The 0.5 GPR FTE in Washburn (0.25 FTE) that also serves Burnett (0.25 FTE) is divided by the FTE shown in parentheses.
- 2) In Milwaukee, the total FTE used is 120.50 rather than 121.50 due to the following factor:
  - a) the 1.0 FTE DNA position serves the entire state; so, showing it as a Milwaukee position distorts the data.
- 3) In Brown the total FTE used is 13.00 rather than 14.00 due to the following factor:
  - a) the 1.0 ADA FTE sex predator position in Brown is excluded because it also serves approximately 20 other DA offices.
- 4) In Fond du Lac the total FTE used is 7.00 rather than 8.00 because the Title IV-E CHIPS/TPR position has no funding.
- 5) In Outagamie the total FTE used is 9.00 rather than 10.00 because the VAWA position has no funding.
- 6) The weighted time estimate for CHIPS cases was changed from 2.81 hours to 6.0 hours effective in the 2004-06 study, based on a 7/04 WDAA Executive Board recommendation.
- 7) CHIPS extensions include permanency plan review petitions filed under s. 48.365 beginning with data for 2006.
- 8) Immunization cases filed by DA Offices under s. 48.13(13) are included with CHIPS cases beginning with data for 2006.
- 9) WDAA Executive Board authorized the following changes to the weighted time estimates beginning with the 2007-09 caseload study:
  - a) Increase the "reviewing case referrals that are not prosecuted" from 35 to 100 hours per year, thereby reducing hours available per prosecutor to handle individual cases to 1162 per year.
  - b) Weighted time estimate for Class A and First Degree Reckless homicides changed from 100 hours each to 160 hours each.
  - c) Weighted time estimate for "All other Homicides" changed from 50 to 80 hours each.
  - d) The weighted time estimate for misdemeanors changed from 2.17 hours each to 2.91 hours each.
  - e) The weighted time estimate for criminal traffic changed from 1.58 hours each to 2.81 hours each.
  - f) Weighted time estimate for juvenile delinquency changed from 3.32 hours each to 3.44 hours each.



OFFICE OF THE DISTRICT ATTORNEY  
**Milwaukee County**

**JOHN T. CHISHOLM • District Attorney**

Chief Deputy Kent L. Lovorn, Deputies James J. Martin, Patrick J. Kenney,  
 Lovell Johnson, Jr., Jeffrey J. Altenburg, Karen A. Leabel, Elisabeth Mueller

- Gale G. Shelton
- David Rubin
- Suzanne H. Gishorn
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- Michael Schladefelt
- Dikany C. Grayson
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- Owen Palibowski
- Alyssa Schaller
- Brittany B. Kachigwa
- Elizabeth A. Lange
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- Jessica Bellows
- Ian F. Vance-Carr
- Daniel G. Murphy
- Joshua A. Dreyer
- Angela D. Cunningham
- Jennifer Leibel-Tice

September 28, 2016

Mr. Kasey Deiss, Director  
 State Prosecutors Office  
 Post Office Box 7869  
 Madison, WI 53707-7869

Dear Mr. Deiss:

We are requesting that you seek legislative approval to convert 2.0 FTE positions of Milwaukee County assistant district attorney for domestic violence prosecutions, program code 10007, from project positions to permanent positions. Position authority for these 2.0 FTE, program code 10007, project positions lapses on December 31, 2016.

On September 12, 2013, the U.S. Department of Justice, Office on Violence against Women (OVW), awarded the Milwaukee County district attorney's office a grant of \$900,000 for domestic violence cases under the Grants to Encourage Arrests (GTEA) program. The \$900,000 grant award includes funding of \$549,504 for the salaries and fringe benefits of 2.0 FTE program code 10007 assistant district attorneys for three years, from approximately October 1, 2013, to September 30, 2016.

Although the federal OVW grant was scheduled to end on September 30, 2016, the legislature authorized the 2.0 FTE code 1007 positions through December 31, 2016, because the positions were not created until after the start date of the grant on October 1, 2013. Indeed, there were no project expenses during the October-December 2013 calendar quarter, and expenses for the January-March 2014 calendar quarter were only \$38,929 because of the project's late start.

Earlier this month, OVW approved a no-cost extension of the current GTEA grant from September 30, 2016, to September 30, 2017, because we project that current grant funds will last from mid-to-late August or early September 2017. The extension request and OVW approval of the request are enclosed (pp. 1-7).

On September 13, 2016, OVW awarded the Milwaukee County district attorney's office a second grant of \$900,000 for domestic violence cases under the GTEA program. The new \$900,000 OVW GTEA grant award includes funding of \$558,487 for the salaries

Kasey Deiss  
September 28, 2016  
Page 2

and fringe benefits of 2.0 FTE program code 10007 assistant district attorneys for three additional years. With the extension of the current GTEA funding and new grant award, we project that program code 10007 funding will last until approximately July-September 2020. The notice of the new GTEA grant award, and the budget for the new GTEA grant from the project application, are enclosed (pp. 8-17).

Therefore, we are requesting the conversion of the 2.0 FTE program code 10007 assistant district attorney positions from project to permanent status because the federal funding should last until approximately July-September 2020, and there is a four-year limitation to project positions. Wis. Stat. § 230.27(1).

Thank you for your consideration.

Sincerely,

*James J. Martin*

James J. Martin  
Deputy District Attorney



Change Project Period GAN



All Active

Change Requested

Approved

Denied

Draft

Create Grant Adjustment

Help/Frequently Asked Questions

US DEPARTMENT OF JUSTICE  
OFFICE OF JUSTICE PROGRAMS

GRANT ADJUSTMENT NOTICE

Grantee Information				
Grantee Name:	Milwaukee County	Project Period:	10/01/2013 - 09/30/2016	
Grantee Address:	901 North 9th Street Milwaukee, 53233	Program Officer:	GVW	
Grantee DUNS Number:	16-763-5564	Grant Manager:	Suzanne Pugliese	
Grantee EIN:	39-6005720	Application Number(s):	2013-X0869-WI-WE	
Vendor #:	306005722	Award Number:	2013-WE-AX-0029	
Project Title:	Grants to Encourage Arrest Policies and Enforcement of Protection Orders Program	Award Amount:	\$900,000.00	
Change Project Period				
Current Grant Period:	Month: 09 Day: 30	New Grant Period:	Month: 07 Day: 29	
Project Start Date:	10/01/2013	*New Project Start Date:	10/01/2013	
Project End Date:	09/30/2016	*New Project End Date:	09/30/2017	
<b>*Required Justification for Change Project Period:</b>				
<p>We are requesting a no-cost extension of the grant from September 30, 2016, to September 30, 2017. There was a grant fund balance of \$301,002 in unspent funds as of July 1, 2016. The grant is under budget for two principal reasons.</p>				
Attachments:				
Filename:	User:	Timestamp:	Action:	
GTEA Extension 8.30.2016.docx	CAbele	08/30/2016 12:00 PM	Delete Attachment	
Actions:				
<p>PDF</p> <p>Print Friendly Version</p>				
Audit Trail:				
Description:	Role:	User:	Timestamp:	Note:
Submitted	PO - Grant Manager	CAbele	08/30/2016 12:00 PM	View Note
Change Requested	PO - Grant Manager	SUZANNE.PUGLIESE@USDOJ.GOV	08/22/2016 2:56 PM	View Note
Change Requested	EXTERNAL - External User	SUZANNE.PUGLIESE@USDOJ.GOV	08/22/2016 2:56 PM	View Note
Submitted	PO - Grant Manager	CAbele	08/12/2016 5:03 PM	View Note

User: SUZANNE.PUGLIESE@USDOJ.GOV

Action: Change Requested

Reason: In an attached word document, please provide the following information...

James J. Martin, Deputy District Attorney  
Milwaukee County District Attorney's Office  
OVW Grant No. 2013-WE-AX-0029  
August 30, 2016

*1. The amount of time needed for the extension (Grantees can ask for a one-time extension for no more than 12 months past the original end date. A request to extend the project period for more than 12 months requires additional justification of the circumstances);*

We are requesting a no-cost extension of the grant from September 30, 2016, to September 30, 2017. There was a grant fund balance of \$301,083 in unspent funds as of July 1, 2016. We are projecting that grant funds will last until approximately mid-to-late August or early September 2017. Therefore, we are requesting a no-cost extension of the GTEA project end date from September 30, 2016, to September 30, 2017.

*2. The justification for the extension, (to spend down funds is not a valid justification);*

There are two principal reasons for the extension request. First, there was a delay of approximately four months in implementing the current GTEA project. The positions of assistant district attorney lost when the predecessor GTEA grant ended on June 30, 2013, were abolished and had to be recreated by the Wisconsin Legislature, a process that took about three months. In addition, the Milwaukee County Board of Supervisors did not approve the contract between the county and the Sojourner Family Peace Center until December 2013. Although the grant started on October 1, 2013, there were no project expenses during the October-December 2013 calendar quarter, and expenses for the January-March 2014 calendar quarter were only \$38,929 because of the project's late start.

Second, personnel expenses for the two project assistant district attorneys are well under budget because high turnover and zero or minimal annual salary increases for assistant district attorneys have resulted in salary costs lower than the approved budget. In addition, the cost of state health insurance for assistant district attorneys varies greatly depending on whether the prosecutor has a single or family health insurance plan and on the plan selected in the state's three-tier health insurance program. The approved budget assumed that one prosecutor would have a single health plan and that the second prosecutor would have a family health plan, but during parts of the project period both project assistant district attorneys have had single health insurance plans, significantly reducing fringe benefits costs.

3. *The current, remaining amount of funds in each approved budget line category;*

We file calendar quarter fiscal reports and reimbursement claims. The following table is a budget snapshot as of June 30, 2016, the date of our last quarterly fiscal report and reimbursement claim:

Category	Budget	Expenses	
		Thru 6/30/2016	Balance
Personnel	\$554,504	\$362,339	\$192,165
Travel	\$1,988	\$1,181	\$807
Contractual	\$343,508	\$235,397	\$108,111
Total	\$900,000	\$598,917	\$301,083

4. *What grant activities will be conducted during the extension period; and*

The Milwaukee County district attorney's office and Sojourner Family Peace Center will continue to carry out the grant activities set forth in the project grant application and semi-annual progress reports during the extension period. GTEA funding for 2.0 FTE assistant district attorneys and 2.0 FTE Sojourner victim advocates is vital to maintaining vigorous prosecution and victim safety in domestic violence cases in Milwaukee County.

The assistant district attorneys funded by this GTEA project are an essential component of our commitment to handle all felonies and selected misdemeanors (defendants with a history of DV or involved in an incident with significant lethality factors present) with vertical prosecution by ADAs who have received training specific to the legal, social and cultural aspects of DV. In vertical prosecution, the same ADA reviews the investigation, interviews the witnesses, charges the case and handles the matter through trial and sentencing. In this manner, the prosecutor is able to establish a relationship with the investigating officers and the victim, which promotes communication as well as cooperation and trust.

With emphasis on recognizing activity such as intimidation, strangulation, false imprisonment and stalking, GTEA grant resources have enabled our office to double the number of felony cases closed annually. Additionally, the designated felony prosecutors did a record number of 60 jury trials in 2015 with 92% conviction rate, the highest percentage in the history of the program.

<b>Domestic Violence Unit Statistics 2009-2015</b>				
	Felony Cases Closed	Convicted (%)	Felony Jury Trials	Guilty (%)
2015	637	84%	60	55 (92%)
2014	554	79%	46	42 (91%)
2013	464	70%	46	40 (87%)
2012	411	68%	33	26 (79%)
2011	280	69%	16	11 (69%)
2010	245	75%	7	4 (57%)
2009	279	65%	12	10 (83%)

The district attorney's office has partnered with every law enforcement agency in Milwaukee County and Sojourner, an agency that runs a shelter for battered women and their children, to implement the Lethality Assessment Program – Maryland Model (LAP), identified by the U.S. Department of Justice as a best practice in intimate partner violence matters. The protocol involves the law enforcement officer during a domestic violence investigation asking the victim evidence based questions regarding her or his risk of becoming a homicide victim. If a victim is determined based on their answers to be high danger, the victim is directly referred by telephone for domestic violence services. The officer contacts Sojourner's Domestic Violence Hotline, which is staffed 24 hours a day. The officer calls from the victim's home and gives Sojourner the names of the parties, the LAP results, and the details of the crime. The officer then gives the phone to the victim, and Sojourner gives the victim information about shelter, medical treatment and counseling. The Sojourner advocate explains again after the officer already has research indicates that a person in the victim's situation, given the answers provided, has been killed. The goal is to encourage high danger victims to get involved in domestic violence services because it has been shown to reduce their and their children's risk of becoming victims of homicide.

In February 2016, the district attorney's office began reviewing domestic violence cases at the newly opened Sojourner Family Justice Center. Sojourner and its victim advocates provide a panoply of services, including a residential transition shelter, designed to promote victim safety and begin the healing process. Although victims are not required to appear at charging conferences, they are encouraged to attend by the investigating police agency. Studies have shown that connecting victims to community resources has a direct correlation to victim safety. By moving the charging function to Sojourner, we believe it will facilitate victim engagement with important community resources.

The district attorney's office participates in the Community Domestic Abuse Advocacy Program (CDAAP), a Sojourner initiative funded in part by a grant obtained by the District Attorney's office. The program's goals are to assist victims of domestic violence through confidential advocacy and support, to increase issuance of charges and

convictions for offenders by ensuring that victims have access to resources that minimize barriers to participation, and to reduce domestic violence-related homicides and domestic violence in neighborhoods where the Milwaukee Police Department receives the greatest number of domestic violence-related calls for service. CDAAP is unique because it joins law enforcement, domestic violence advocates, and prosecution in a combined effort to reduce domestic violence crime on a neighborhood level. In the program, Sojourner advocates are co-located in Milwaukee Police Department district stations to encourage greater access and communication between victims, advocates and officers. Police officers refer victims to advocates immediately following their response to domestic violence-related calls for service. Advocates accompany victims to court hearings, assist them with safety planning, secure housing, food, clothing and other basic needs, and link victims to services that will help them achieve safety and freedom from abuse. Other features of the partnership include on-scene advocacy response for felony domestic violence incidents, door to door outreach in the high-risk neighborhoods to encourage increased reporting of domestic violence, and outreach to chronic offenders to encourage them to seek help.

Assistant district attorneys make all charging decisions on domestic violence cases, which are reviewed seven days a week. Prompt charging decisions promote victims' safety, and office policy requires review of all in-custody domestic violence cases within 48 hours of the defendant's arrest. Some form of vertical prosecution has been part of the DV Unit for several years and this has resulted in improved prosecution of felony cases and better coordination with the courts and law enforcement agencies. On charged cases, the abuser's initial appearance on the criminal charges typically takes place within 24 hours of the charging conference at which time the court commissioner sets bond and schedules the case for a pretrial conference. The commissioner almost always orders the defendant to have "no contact" with the victim. A copy of the order, which is in writing and acknowledged by the defendant in open court, is mailed to the victim by district attorney secretarial staff, usually within 48 hours of the initial appearance. Provable but minor cases against remorseful defendants with no criminal record sometimes result in deferred prosecution agreements.

All felony and misdemeanor domestic violence cases are heard by the three dedicated domestic violence courts, which are assigned cases on a rotating basis to equalize the workload among the three courts. The cases are on a 90-day disposition schedule in the speedy trial project, and are typically resolved within 150 days of the defendant's initial appearance in court. Throughout the court process, assigned victim/witness advocates keep the victim apprised of the status of the case and ensure that the victim's needs and safety are considered at all stages of the prosecution. In addition, the judges in the three specialized domestic violence courts conduct regular court reviews of domestic violence defendants on probation or parole.

GTRA grant funding allows us to assign one or more assistant district attorneys to each of the three domestic violence courts and to maintain vertical prosecution for specialized prosecution of serious offenders and violent recidivists. Assistants now can meet with victims before trial, adequately prepare difficult cases, and introduce such important

evidence as "911" tapes, "other crimes" evidence to show the defendant's pattern of violence, and "excited utterances" when the victim recants or fails to appear for trial. In 2007, the unit director worked with the chief of police in the city of Milwaukee to obtain a directive that all photos be produced for charging along with 911 recordings, as prosecutors often received this critical evidence on the day of trial. Now incorporated into the charging decision, this evidence is far more useful to specialized prosecution than ever before. Furthermore, our domestic violence unit continues to actively seek taped telephone conversations between victims and defendants in the Milwaukee County Jail, which has resulted in numerous prosecutions for witness intimidation, bribery, and solicitation to commit perjury, and become part of a national model for gathering additional evidence in domestic violence cases. GTEA funding is vital to maintaining vigorous prosecution and victim safety in domestic violence cases in Milwaukee County.

*5. How will this extension benefit the project?*

The extension of the end date of the grant from September 30, 2016, to September 30, 2017, will benefit the GTEA project by enabling us to continue carrying out the grant activities outlined above, which are vital to maintaining vigorous prosecution and victim safety in domestic violence cases in Milwaukee County.

Denial of this extension request would be a disaster because the GTEA-funded assistant district attorneys would be laid off, the district attorney's office could no longer reimburse Sojourner for the compensation of its GTEA-funded advocates, and the project would come to an end on September 30, 2016, undoing many of the accomplishments outlined above, which are vital to maintaining vigorous prosecution and victim safety in domestic violence cases in Milwaukee County. Under state rules, grant-funded assistant district attorney positions must be vacated and abolished when grant funding ends; state general purpose revenue may not be used to supplement funding for grant-funded positions.

**Martin, James J - DDA**

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**From:** Pugliese, Suzanne (OVW) <Suzanne.Pugliese@usdoj.gov>  
**Sent:** Tuesday, September 06, 2016 7:35 AM  
**To:** Martin, James J - DDA  
**Subject:** RE: Grant Adjustment ID 737618, Grant No. 2013-WE-AX-0029

**Importance:** High

Thank you. I approved the GAN, and it is being processed for further review.

Our OVW GFMD is busy processing our new FY 2016 OVW awards, and unfortunately, they have to make this a priority. They will review your GAN as soon as possible. If you receive any emails from GMS regarding your grant going into closeout, you can disregard them.

Thank you,

Sue Pugliese  
Program Specialist  
DOJ/Office on Violence Against Women  
145 N. Street, NE, 10th floor  
Washington, D.C. 20530  
Telephone: (202) 305-1660  
Fax: (202) 514-7045  
Email: [Suzanne.Pugliese@usdoj.gov](mailto:Suzanne.Pugliese@usdoj.gov)

[www.justice.gov/ovw](http://www.justice.gov/ovw)

**\*\*Please provide a corresponding grant award number for all grant inquiries\*\***

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**From:** Martin, James J - DDA [<mailto:James.Martin@da.wi.gov>]  
**Sent:** Tuesday, August 30, 2016 12:05 PM  
**To:** Pugliese, Suzanne (OVW)  
**Subject:** Grant Adjustment ID 737618, Grant No. 2013-WE-AX-0029

Ms. Pugliese:

I submitted this morning in GMS the more detailed justification you requested for the no-cost grant extension that we submitted on August 12, 2016.

Thank you for your consideration.

James J. Martin  
Deputy District Attorney  
414-278-5369  
[James.Martin@da.wi.gov](mailto:James.Martin@da.wi.gov)



U.S. Department of Justice

Office on Violence Against Women

Outreach and Communications Division

Washington, D.C. 20531

<b>GRANT NOTIFICATION</b>		Grant Number: 2016-WE-AX-0046	
Name & Address of Recipient:		Milwaukee County 821 West State Street, Room 405, Safety Building	
City, State & ZIP:		Milwaukee, Wisconsin 53233-1485	
Recipient Project Director/Contact: Chris Abele County Executive  Phone: (414) 278-2935			
Title of Program:		Improving Criminal Justice Responses Program	
Title of Project:		Improving Criminal Justice Responses Program	
Amount of Award:		\$ 900,000	Date of Award: 09/13/2016
Awarding Agency:		Office on Violence Against Women Sus Pugliese	
Supplement:		No	
Statutory Authority for Program: 42 U.S.C. §§ 3796hh-3796hh-4 (OVW- Improving Criminal Justice Responses Program, also known as Arrest Program)			
Impact/Focus:		Discretionary	
		CFDA Number: 16.590	
<p><b>Project Description:</b>  The Improving Criminal Justice Responses to Sexual Assault, Domestic Violence, Dating Violence, and Stalking Grant Program (formerly known as the Grants to Encourage Arrest Program) implements certain provisions of the Violence Against Women Act, which was enacted in September 1994 as Title IV of the Violent Crime Control and Law Enforcement Act of 1994, and reauthorized in the Violence Against Women Acts of 2000, 2005, and 2013. The program enhances victim safety and offender accountability in cases of sexual assault, domestic violence, dating violence, and stalking by encouraging jurisdictions to implement pre-arrest policies as an effective intervention that is part of a coordinated community response. An integral component of the Improving Criminal Justice Responses Program is the creation and enhancement of collaborative partnerships between criminal justice agencies, victim services providers, and community organizations which respond to sexual assault, domestic violence, dating violence and stalking.</p> <p>Milwaukee County, Wisconsin has an estimated population of 956,406. The City of Milwaukee is its largest municipality. The population to be served under this Improving Criminal Justice Responses award will be victims of domestic violence.</p> <p>Milwaukee County, in collaboration with its non-profit, non-governmental victim service provider, Sojourner Family Peace Center, Inc., will use this continuation award to provide a culturally sensitive, holistic approach to victim safety, by providing domestic violence survivors with advocacy and support services along with specially trained prosecutors assigned to domestic violence courts. Specifically, (the project will: 1) support two Assistant District Attorney's within the District Attorney's Office Domestic Violence Unit who will provide effective vertical prosecution of felony domestic violence cases which are assigned to the dedicated domestic violence courts; 2) support two domestic violence advocates from the Sojourner Family Peace Center to provide victim services; 3) conduct a prosecution</p>			



**U.S. Department of Justice**

**Office on Violence Against Women**

**Outreach and Communications Division**

*Washington, D.C. 20531*

review of all in-custody domestic violence cases within 48 hours of the defendant's arrest; 4) conduct Lethality Assessments on victims of felony domestic violence, to identify high risk victims and repeat offenders; and 5) conduct a prosecution review at the Sojourner Family Peace Center of all cases where the victim has responded to law enforcement's request to appear.

The timing for performance of this award is 36 months.

**CANCF**

For more information about this grant, contact the Office on Violence Against Women at 202/307-6026 and ask for the Outreach and Communications Division.

OMB Number: 1122-0020  
Expiration Date: 12/31/2018

**Budget Narrative  
And  
Budget Detail Worksheet**

**Background and Grant History**

On September 1, 2006, Milwaukee County received a grant of \$1,393,225 from the Office on Violence against Women (OVW), grant number 2006-WE-AX-0072, under the Grants to Encourage Arrests and Enforcement of Protection Orders (GTEA) program, to strengthen prosecution and victim safety in domestic violence and intimate partner sexual assault and stalking cases in Milwaukee County, Wisconsin. The district attorney's office was the lead department for Milwaukee County.

The grant award was for a two-year period, from July 1, 2006, to June 30, 2008. However, the district attorney's office did not receive the award until September 2006, the Wisconsin Legislature did not create the three new assistant district attorney positions authorized by the award until January 2007, the positions authorized in the grant for the district attorney's community partners – the Task Force on Family Violence, Sojourner Truth House, the Alma Center, and the Wisconsin Department of Corrections – were not filled until April or May 2007, and the Milwaukee County Board of Supervisors did not create a domestic violence investigator and coordinator position authorized in the district attorney's office until December 2007. Therefore, the end date of the grant was extended to June 30, 2009.

In September 2008, Milwaukee County received a supplemental, two-year grant of \$1,110,000 from OVW under the fiscal year 2008 GTEA program to continue the existing project until June 30, 2011. On February 1, 2009, the Task Force on Family Violence and Sojourner Truth House, two of the project community partners, merged to form the Sojourner Family Peace Center.

In September 2010, Milwaukee County received a supplemental, two-year grant of \$871,417, under the fiscal year 2010 GTEA program, to continue the existing project until June 30, 2013. The grant budget provided funding for 3.0 FTE domestic violence prosecutors until June 30, 2013; 4.0 FTE additional domestic violence prosecutors until June 2, 2012; 1.0 FTE batterer intervention counselor employed by the Alma Center until June 30, 2012; 1.0 FTE victim advocate employed by the Sojourner Family Peace Center until June 30, 2013; and 3.0 FTE victim advocates employed by the Sojourner Family Peace Center until approximately mid-March 2013. The GTEA project ended on June 30, 2013.

In September 2013, Milwaukee County received a new, three-year grant of \$900,000, under the fiscal year 2013 GTEA program, grant number 2013-WB-AX-0029, to promote victim safety and enhance prosecution in domestic violence cases. The project provides funding for 2.0 FTE domestic violence prosecutors in the district attorney's office and 2.0 FTE victim advocates employed by Sojourner Family Peace Center.

There was a delay of approximately four months in implementing the current GTEA project. The positions of assistant district attorney lost when the predecessor GTEA grant ended on June 30, 2013, were abolished and had to be recreated by the Wisconsin Legislature, a process that took about three months. In addition, the Milwaukee County Board of Supervisors did not approve the contract between the county and the Sojourner Family Peace Center until December 2013. As a result, we project that funding for the current GTEA project, which has an award end date of September 30, 2016, will last until approximately June 30, 2017.

**A. Personnel** - List each position by title and name of employee, if available. Show the annual salary rate and the percentage of time to be devoted to the project. Compensation paid for employees engaged in grant activities must be consistent with that paid for similar work within the applicant organization.

**Continuation Funding - Approx. July 1, 2017, to June 30, 2020**

Name/Position	Computation	Cost
1. Assistant District Attorney 1 Nick Heitman or successor	\$61,805/yr. x 100% year 1	\$197,755
	\$65,918/yr. x 100% year 2	
	\$70,032/yr. x 100% year 3	
2. Assistant District Attorney 2 Michelle Schwab or successor	\$53,557/yr. x 100% year 1	\$173,032
	\$57,670/yr. x 100% year 2	
	\$61,805/yr. x 100% year 2	

The assistant district attorneys are state employees in the Milwaukee County district attorney's office. The salaries are based on the projected salaries of the two named prosecutors currently assigned to the domestic violence unit, as authorized by 2011 Wisconsin Act 238, which established pay progression for assistant district attorneys. The budget lists the name of the current assigned prosecutor "or successor" because salaries are low and turnover is high in the district attorney's office. From 2009 to 2015, in a legal staff with 120.5 FTE prosecutor positions, there were 74 new hires of assistant district attorney and 81 departures.

The prosecutor positions are dedicated exclusively to GTEA grant activities in the district attorney's domestic violence unit. The project assistant district attorneys review and charge domestic violence referrals and prosecute domestic violence cases in three specialized Milwaukee County domestic violence courts.

**SECTION A TOTAL**     \$370,787

**B. Fringe Benefits** - Fringe benefits should be based on actual known costs or an established formula. Fringe benefits are for the personnel listed in budget category (A) and only for the percentage of time devoted to the project. Fringe benefits on overtime hours are limited to FICA, workers' compensation, and unemployment compensation.

**Continuation Funding - Approx. July 1, 2017, to June 30, 2020**

Name/Position	Computation	Cost
1. Assistant District Attorney 1 Nick Heitman or successor	\$32,139/yr. x 100% year 1	\$102,833
	\$34,277/yr. x 100% year 2	
	\$36,417/yr. x 100% year 3	

2. Assistant District Attorney 2	\$26,269/yr. x 100% year 1	\$ 84,867
Michelle Schwab or successor	\$28,285/yr. x 100% year 2	
	\$30,313/yr. x 100% year 3	

Fringe benefits for the state positions of assistant district attorney are based on actual costs, which vary greatly depending on whether the prosecutor has a single or family health insurance plan and on the plan selected in the state's three-tier health insurance program. The estimated fringe benefits costs assume that both prosecutors will have family health plans during the grant period.

FICA payments are 7.65 percent of salary, state retirement fund contributions are approximately 11.3 percent of salary, and life insurance, workers' compensation, and short-term disability costs average approximately 1.3 percent of salary for state prosecutors in the district attorney's office. Health insurance costs range from approximately 15 to 39 percent of salary for full-time positions, depending on the single or family plan selected in the state's three-tier health insurance program.

SECTION B TOTAL \$187,700

Total Personnel & Fringe Benefits \$558,487

C. Travel - Itemize travel expenses of project personnel by purpose (e.g., staff to training, field interviews, advisory group meeting, etc.). Show the basis of computation (e.g., six people to 3-day training at \$X airfare, \$X lodging, \$X subsistence). In training projects, travel, and meals for trainees should be listed separately. Show the number of trainees and unit costs involved. Identify the location of travel, if known. Indicate source of travel policies applied, applicant or federal travel regulation.

<u>Purpose of Travel</u>	<u>Location</u>	<u>Item</u>	<u>Computation</u>	<u>Cost</u>
OVW technical assistance and prosecution training for assistant district attorneys, sponsored by OVW, BWJP, or the National District Attorneys Association (NDAA)	TBD	Airfare	\$320 x 3 ADAs x 2 trips	\$1,920
		Hotel	\$130/night x 2 nights x 3 ADAs x 2 trips	\$1,560
		Per Diem	Approx. \$63/day x 4 days x 3 ADAs x 2 trips	\$1,520

The Milwaukee County district attorney's office has elected to follow the Milwaukee County travel policy, set forth in section 5.11 of the county administrative manual, on all federal grant programs. The district attorney's office provides a copy of the policy to each person that attends grant-funded training. District attorney state and county employees and employees of the Sojourner Family Peace Center and other outside agencies are required to follow the policy and submit county travel expense reports for reimbursement of all project-related travel expenses. In addition,

all travel expenses must be for training or conferences approved by the Office on Violence Against Women (OVW) or by the Battered Women's Justice Project (BWJP), OVW's technical assistance provider.

SECTION C TOTAL \$5,000

**D. Equipment** - List non-expendable items that are to be purchased. (Note: Organization's own capitalization policy for classification of equipment should be used.) Expendable items should be included in the "Supplies" category. Applicants should analyze the cost benefits of purchasing versus leasing equipment, especially high cost items and those subject to rapid technical advance. Rented or leased equipment costs should be listed in the "Contractual" category. Explain how the equipment is necessary for the success of the project. Attach a narrative describing the procurement method to be used.

Item	Computation	Cost
Not applicable.		
		SECTION D TOTAL <u>-0-</u>

**E. Supplies** - List items by type (office supplies, postage, training materials, copying paper, and other expendable items such as books, hand held tape recorders) and show the basis for computation. Generally, supplies include any materials that are expendable or consumed during the course of the project.

**Supply Items**

Item	Computation	Cost
Not applicable.		
		SECTION E TOTAL <u>-0-</u>

**F. Construction** - As a rule, construction costs are not allowable. In some cases, minor repairs or renovations may be allowable. Consult with the program office before budgeting funds in this category.

Purpose	Description of Work	Cost
Not applicable.		
		SECTION F TOTAL <u>-0-</u>

**G. Consultants/Contracts** - Indicate whether applicant's formal, written Procurement Policy or the Federal Acquisition Regulations are followed.

**Contracts:** Provide a description of the product or services to be procured by contract and an estimate of the cost. Applicants are encouraged to promote free and open competition in awarding contracts. A separate justification must be provided for sole source contracts in excess of \$100,000.

The Milwaukee County district attorney's office will contract with the Sojourner Family Peace Center, Inc. (Sojourner), our grant partner, in a collaborative partnership to strengthen prosecution and victim safety in domestic violence cases:

**Continuation Funding – Approx. July 1, 2017, to June 30, 2020**

Name/Position		Computation	Cost	
Victim Advocate 1 Liz Wolter or Successor	Salary	\$43,600/yr. x 100% x 1 advocate - year 1 \$44,690/yr. x 100% x 1 advocate - year 2 \$45,810/yr. x 100% x 1 advocate - year 3	\$134,100	
	Fringe Benefits	\$15,304 fringe benefits x 1 advocate - year 1 \$15,686 fringe benefits x 1 advocate - year 2 \$16,080 fringe benefits x 1 advocate - year 3		\$ 47,070
Victim Advocate 2 Kelly Horsfall or Successor	Salary	\$36,329/yr. x 100% x 1 advocate - year 1 \$37,238/yr. x 100% x 1 advocate - year 2 \$38,170/yr. x 100% x 1 advocate - year 3	\$111,737	
	Fringe Benefits	\$12,552 fringe benefits x 1 advocate - year 1 \$12,866 fringe benefits x 1 advocate - year 2 \$13,188 fringe benefits x 1 advocate - year 3		\$ 38,606
<b>Sojourner Personnel Subtotal</b>			<b><u>\$331,513</u></b>	

The two victim advocates employed by Sojourner provide services and safety planning to victims of domestic violence in Milwaukee police district stations. This budget provides three years of funding for the two advocates, from approximately July 1, 2017, to June 30, 2020.

The salary estimates are based on the current salaries of the Sojourner project victim advocates, with an estimate of approximately 2.5 percent annual cost-of-living increases in the second and third years of the grant period. Fringe benefits, which average approximately 35.1 percent of salary for Victim Advocate 1 and 34.5 percent of salary for Victim Advocate 2, are for FICA payments, retirement fund contributions in the form of a three (3) percent employer match to the employee's 403(b) plan, and health and dental insurance.

<u>Purpose of Travel</u>	<u>Location</u>	<u>Item</u>	<u>Computation</u>	<u>Cost</u>
OVW technical assistance for Sojourner Family Peace Center victim advocates and law enforcement officers - 3 trips	TBD	Airfare	\$320 x 3 persons x 2 trips	\$1,920
		Hotel	\$130/night x 2 nights x 3 persons x 2 trips	\$1,560
		Per Diem	Approx. \$63/day x 4 days x 3 persons x 2 trips	\$ 1,520

As explained in section C., employees of Sojourner and our other community partners are required to follow the Milwaukee County travel policy for all grant-funded travel.

**OVW Technical Assistance for Sojourner and Community Partners Subtotal** \$5,000

**SECTION G TOTAL** \$336,513

**H. Other Costs** - List items (e.g., rent, reproduction, telephone, janitorial or security services, and investigative or confidential funds) by major type and the basis of the computation. For example, provide the square footage and the cost per square foot for rent, and provide a monthly rental cost and how many months to rent.

Provided as local match, without an identified dollar value, by the Milwaukee County district attorney's office and its community partners, the Sojourner Family Peace Center and the Milwaukee Police Department.

**SECTION H TOTAL** -0-

**I. Indirect Costs** - Indirect costs are allowed only if the applicant has a Federally approved indirect cost rate. A copy of the rate approval, (a fully executed, negotiated agreement), must be attached. If the applicant does not have an approved rate, one can be requested by contacting the applicant's cognizant Federal agency, which will review all documentation and approve a rate for the applicant organization, or if the applicant's accounting system permits, costs may be allocated in the direct costs categories.

Not applicable, as the Milwaukee County district attorney's office does not have a federally approved indirect cost rate agreement.

**SECTION I TOTAL** -0-

**Non-Federal Amount - Milwaukee County Local Match**

**Description**

Milwaukee County provides office space and utilities, furniture, telephones, and office supplies, without an identified dollar value, for the grant-funded assistant district attorneys. Likewise, the district attorney's community partners - the Sojourner Family Peace Center and the Milwaukee Police Department - provide office space and utilities and furniture without an identified dollar value, for the project prosecutors that work at the Sojourner Family Peace Center facility and for Sojourner victim advocates that work in Milwaukee police district stations.

**TOTAL -0-**

**Budget Summary** - When you have completed the budget worksheet, transfer the totals for each category to the spaces below. Compute the total direct costs and the total project costs. Indicate the amount of federal funds requested and the amount of non-federal funds that will support the project.

Budget Category	Amount
A. Personnel	<u>\$ 370,787</u>
B. Fringe Benefits	<u>\$ 187,700</u>
C. Travel	<u>\$ 5,000</u>
D. Equipment	<u>\$ -0-</u>
E. Supplies	<u>\$ -0-</u>
F. Construction	<u>\$ -0-</u>
G. Consultants/Contracts	<u>\$ 336,513</u>
H. Other	<u>\$ -0-</u>
<b>Total Direct Costs</b>	<u><b>\$ 900,000</b></u>
I. Indirect Costs	<u>-0-</u>
<b>TOTAL PROJECT COSTS</b>	<u><b>\$ 900,000</b></u>
<b>Federal Request</b>	<u><b>\$ 900,000</b></u>
<b>Non-Federal Amount</b>	<u><b>\$ -0-</b></u>

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