

State of Wisconsin

SENATE CHAIR
Alberta Darling

317 East, State Capitol
P.O. Box 7882
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ASSEMBLY CHAIR
John Nygren

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

Joint Committee on Finance

MEMORANDUM

To: Members
Joint Committee on Finance

From: Senator Alberta Darling
Representative John Nygren

Date: October 24, 2019

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

Attached is a copy of a request from the Department of Administration, received October 24, 2019, pursuant to s. 16.515/16.505(2), Stats., on behalf of the Dane County District Attorney's office.

Please review the material and notify **Senator Darling** or **Representative Nygren** no later than **Tuesday, November 12, 2019**, 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



STATE OF WISCONSIN
DEPARTMENT OF ADMINISTRATION

Tony Evers, Governor
Joel Brennan, Secretary

Date: October 24, 2019

To: The Honorable Alberta Darling, Co-Chair
Joint Committee on Finance

The Honorable John Nygren, Co-Chair
Joint Committee on Finance

From: Joel T. Brennan, Secretary
Department of Administration

OCT 24 2019
J.T. Brennan

Subject: s. 16.515/16.505(2) Request(s)

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:

<u>AGENCY</u>	<u>DESCRIPTION</u>	<u>2019-20</u>		<u>2020-21</u>	
		<u>AMOUNT</u>	<u>FTE</u>	<u>AMOUNT</u>	<u>FTE</u>
DAs 20.475(1)(h)	Gifts and grants		1.0		1.0

As provided in s. 16.515, the request(s) will be approved on November 14, 2019, 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: October 21, 2019
To: Brian Pahnke
From: Maggie Hamer
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>2019-20</u>		<u>2020-21</u>	
		<u>AMOUNT</u>	<u>FTE</u>	<u>AMOUNT</u>	<u>FTE</u>
DAs 20.475(1)(h)	Gifts and grants		1.0		1.0

AGENCY REQUEST:

<u>AGENCY</u>	<u>DESCRIPTION</u>	<u>2019-20</u>		<u>2020-21</u>	
		<u>AMOUNT</u>	<u>FTE</u>	<u>AMOUNT</u>	<u>FTE</u>
DAs 20.475(1)(h)	Gifts and grants		1.0		1.0

BP APPROVAL  (FORWARD TO GAIL TAPPEN)



STATE OF WISCONSIN
DEPARTMENT OF ADMINISTRATION

Tony Evers, Governor
Joel Brennan, Secretary
Brian Pahnke, Administrator

Date: October 21, 2019

To: Joel Brennan, Secretary
Department of Administration

From: Maggie Hamer
Executive Policy and Budget Analyst

Subject: Request Under s. 16.505(2) from the Dane County District Attorney for the Creation of a 1.0 FTE Program Revenue Assistant District Attorney Permanent Position.

Request:

The Department of Administration, on behalf of the Dane County District Attorney's Office, requests the creation of a 1.0 FTE program revenue assistant district attorney permanent position.

Revenue Sources for Appropriation(s):

The revenue source for the position in the gifts and grants appropriation under s. 20.475(1)(h) is a grant from the state Department of Justice, Office of Crime Victim Services to the Dane County District Attorney's Office. 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. The Dane County District Attorney's Office would reimburse the salary and fringe benefit expenses for the assistant district attorney position from the grant award.

Background:

The Services, Training, Officers and Prosecutors (STOP) Violence Against Women Act Specialized Prosecution Regional Resource Prosecutor program began as a part of a competitive grant process through the Department of Justice that allowed counties to seek funding for a full-time assistant district attorney position. The counties that received funding for the positions created assistant district attorney positions to act as a regional prosecutor specializing in cases of violence against women. The Dane County Regional Violence Against Women Act Prosecutor grant was a three-year grant, for which the first year was competitive, and the second and third years were noncompetitive. The Department of Justice then provided noncompetitive funds for a fourth year of the project position carrying it through September 30, 2019.

According to the Department of Justice, the goals of the program are "to ensure prosecution response to violence against women is effective, keeps victims safe, and holds perpetrators accountable." The Regional Violence Against Women Resource Prosecutors are to be established in four regions across the state "to provide technical assistance and training to their established region." Dane County is in Region 2.

Other program responsibilities for grant recipients include:

- Working with local, regional and state partners, including law enforcement, domestic violence and sexual assault victim service providers, court systems, domestic violence and sexual assault statewide coalitions, the Department of Justice, and other identified partners to assess the need for, develop and provide technical assistance for prosecutors and others;
- Providing legal research and technical assistance to prosecutors on issues of crimes of violence against women, including sexual assault, domestic violence and stalking;
- Providing technical assistance to trial prosecutors in the form of research and briefing assistance, trial strategy and victim/witness preparation;
- Identifying best practice policies for the prosecution of crimes of violence against women; and
- Serving on advisory councils, local community coordinated response and/or sexual assault response teams, committees and other related boards.

The prosecutor is required to maintain a 40 percent caseload in the county and perform outreach in the established region, which for the southwest region encompasses 18 counties. The remaining 60 percent of the position's activity is focused on the items listed above.

Analysis:

The STOP Violence Against Women Grant allows an assistant district attorney to specialize in domestic violence and sexual assault cases and to build relationships with the victims of domestic violence and sexual assault and the community organizations that provide services to victims. The Violence Against Women assistant district attorney provides vertical prosecution, which means the same prosecutor works the case through the prosecution for most, if not all, sexual assault and domestic violence cases referred to the office. In addition, by following the case from the initial hearing through sentencing, the prosecutor provides the victim or victims with a consistent specialized single point of contact throughout the process. Without the additional prosecutor position, the Dane County District Attorney's Office would be unable to dedicate the appropriate resources to these types of cases, as the existing staff is also required to prosecute violent and property crimes.

The Regional Prosecutor has served as a resource for assistant district attorneys who have less experience prosecuting domestic violence and sexual assault cases. The Dane County District Attorney's Office holds monthly meetings with its Regional Prosecutor to address consistency in charging practices, to provide strategies for working with law enforcement, to improve communication with domestic violence and sexual assault victims, and to assess judicial behaviors on trying these cases.

The Dane County Regional Prosecutor, in addition to working with prosecutors in Dane County, has an obligation to work with prosecutors in other counties in Region 2. The

Joel Brennan, Secretary
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primary method of outreach to other counties in the region has been an e-mail forum where the Regional Prosecutor facilitates conversation on topics, concerns and trends relevant to domestic violence and sexual assault. In addition to the e-mail forum, the prosecutor has started a Webinar series to address some of the relevant topics and concerns.

The incumbent has worked to: (a) streamline the investigation and prosecution of domestic violence, sexual assault and stalking cases using best-practices-based policies; (b) provide technical assistance to Region 2 counties as requested; and (c) continue to reduce any backlog of sensitive crime cases in Dane County.

The Department of Justice has indicated that approximately \$125,000 will be awarded to Dane County to support the Violence Against Women assistant district attorney position for another year. The department has also notified the State Prosecutor's Office that the funding stream for this position is expected to be continued long-term with noncompetitive renewals every year. Because of the continued support for this position, the Dane County District Attorney's Office is requesting a 1.0 FTE permanent position. The funds for this position would be monitored closely and should a shortfall occur or if the grant were not renewed, the position would be vacated.

The assistant district attorney position furthers the State's policy to fight domestic violence by developing and strengthening effective responses to violence against women and building relationships with collaborative partners in the criminal justice system and the advocacy groups that serve victims in Dane County and the surrounding region.

Recommendation:

Approve the request.



STATE OF WISCONSIN
DEPARTMENT OF ADMINISTRATION

Tony Evers, Governor
Joel Brennan, Secretary
James M. Langdon, Administrator

DATE: September 20, 2019

TO: Brian Pahnke, Administrator
Division of Executive Budget and Finance

FROM: Kasey Deiss, Director
State Prosecutors Office

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

On behalf of the Dane County District Attorney's Office, I am submitting the attached request for authorization to create a 1.0 FTE program revenue permanent position 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 (DOA) requests, under s.16.505, the creation of a permanent 1.0 FTE program revenue (PR) assistant district attorney (ADA) position beginning October 1, 2019. The position will be in the Dane County District Attorney's (DA's) Office and will be funded via appropriation s.20.475(1)(h).

II. BACKGROUND

In August 2015, the Wisconsin Department of Justice (DOJ) Office of Crime Victim Services awarded \$120,300 for a full-time ADA position in the Dane County District Attorney's Office for one year. The second, third and fourth year of the grant, the Dane County DA's office was awarded funding of approximately \$111,700, \$120,000, and \$125,000 respectively for salary and fringe benefit costs of the Regional VAWA prosecutor. The funds were utilized by the Dane County DA's office to create a regional resource prosecutor position specializing in cases of violence against women. DOJ has determined that Dane will be awarded a 5th year of the grant, and as such, Dane County has requested federal funding in the amount of \$125,000 to cover salary, fringe and training costs. This amount is sufficient to cover the cost of a 1.0 FTE prosecutor from October 1, 2019 through September 30, 2020. Furthermore, as the program is now fully established with a five-year track record of consistent funding, staffing and support at the local, state and federal levels, it is appropriate to convert this position from a Project Position to a Permanent PR position.

This grant funded ADA is responsible for the management of a caseload within the Dane County DA's office, and works collaboratively with local, regional, and State partners, including law enforcement, domestic violence and sexual assault victim services providers, court systems, Statewide coalitions, Wisconsin DOJ, and other partners. The ADA also consults with other District Attorney offices within Region 2. The prosecutor identifies and utilizes best practice policies and research publications to enhance prosecution processes and outcomes. The ADA serves on a variety of advisory councils, local domestic violence community coordinated response or sexual assault response teams, committees, and other broad entities to work on issues of crimes of violence against women. The ADA is also a resource for other counties in Region 2, ensuring a prosecutorial response to violence against women that increases victim safety while holding perpetrators accountable.

The VAWA prosecutor has worked to: streamline the investigation and prosecution of domestic violence, sexual assault, and stalking cases using best-practices-based policies; provide technical assistance to Region 2 counties as requested; and, continue to reduce any existing backlog of sensitive crimes cases in Dane County.

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Overall, the VAWA prosecutor will continue work to improve prosecution outcomes in sensitive crimes cases by increasing the quality of case preparation without increasing the time expended on case management.

The DA's Office realizes that best practices call for a timely and in-depth victim consultation upon receipt of each referral, prior to a charging decision, or a decision not to prosecute. Ongoing contact with victims is needed, as is a victim-centered prosecution.

III. ANALYSIS

This position is in furtherance of the State's policy to fight domestic violence by developing and strengthening effective responses to violence against women. The grant encourages collaboration between the primary players in the criminal justice system (prosecutors, law enforcement, and corrections) and the advocacy groups that serve victims in Dane County and Region 2 counties. The grant also is intended to encourage ongoing contact between the prosecutor and the victim. Victim safety and offender accountability are important aspects of the grant.

IV. FISCAL ANALYSIS

The \$125,000 will be awarded to Dane County, based on a discussion with Shira Phelps, VAWA Grants Administration in the Office of Crime Victim Services at the WI DOJ. The program revenue appropriation, s.20.475(1)(h), is continuing and will be re-estimated based on actual experience.

V. REVENUE SOURCE FOR APPROPRIATION

The source of the grant funds is a U.S. Department of Justice VAWA grant that is administered through the Wisconsin DOJ. The Dane County DA's office will reimburse the salary and fringe benefit costs for the State-paid ADA in the Department of District Attorneys.

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 LAB methodology's results using the modifications recommended by the Wisconsin District Attorneys Association and highlights the impact on the Dane DA Office. The table uses the most current court data

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available and the positions authorized as of August 9, 2018. It is important to note that the position need shown in the LAB methodology is a general need responding to all duties of a DA office and is not specific to a particular type of criminal activity or caseload.

- 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 DOJ Office of Crime Victim Services, is intended for the Dane County DA's Office to develop and strengthen effective responses to violence against women in Dane County and surrounding counties.

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FINAL 2015-2017 DISTRICT ATTORNEY OFFICE WORKLOAD ANALYSIS

DA Office	8/9/18 GPR- Funded FTE Positions*	8/9/18 Program Revenue- Funded FTE Positions*	8/9/18 Total FTE Positions*	Additional FTE Needed	Estimated Total FTE Needed	Additional FTE Needed as a % of 8/9/18 GPR- Funded FTE	Additional FTE Needed as a % of 8/9/18 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	2.27	3.47	189%	189%	35%	35%
Ashland	2.00		2.00	1.29	3.29	65%	65%	61%	61%
Barron	3.00		3.00	2.90	5.90	97%	97%	51%	51%
Bayfield	1.00		1.00	0.89	1.89	89%	89%	53%	53%
Brown	12.00	1.00	13.00	12.76	25.76	106%	98%	47%	50%
Buffalo	1.00		1.00	0.85	1.85	85%	85%	54%	54%
Burnett	1.25		1.25	2.19	3.44	175%	175%	36%	36%
Calumet	2.00		2.00	1.28	3.28	64%	64%	61%	61%
Chippewa	5.00		5.00	2.41	7.41	48%	48%	67%	67%
Clark	2.00		2.00	0.21	2.21	11%	11%	90%	90%
Columbia	4.75		4.75	3.77	8.52	79%	79%	56%	56%
Crawford	1.00		1.00	0.02	1.02	2%	2%	98%	98%
Dane	26.85	2.00	28.85	4.93	33.78	18%	17%	79%	85%
Dodge	4.00		4.00	2.16	6.16	54%	54%	65%	65%
Door	2.00		2.00	0.16	2.16	8%	8%	93%	93%
Douglas	3.50		3.50	3.73	7.23	107%	107%	48%	48%
Dunn	3.00		3.00	3.14	6.14	105%	105%	49%	49%
Eau Claire	8.00	1.00	9.00	7.18	16.18	90%	80%	49%	56%
Florence	0.50		0.50	-0.11	0.39	-22%	-22%	128%	128%
Fond du Lac	5.00	2.00	7.00	4.56	11.56	91%	65%	43%	61%
Forest	1.00		1.00	1.07	2.07	107%	107%	48%	48%
Grant	2.00		2.00	1.29	3.29	65%	65%	61%	61%
Green	2.00		2.00	0.83	2.83	42%	42%	71%	71%
Green Lake	1.50		1.50	1.08	2.58	72%	72%	58%	58%
Iowa	1.75		1.75	1.59	3.34	91%	91%	52%	52%
Iron	1.00		1.00	-0.26	0.74	-26%	-26%	135%	135%
Jackson	2.00		2.00	1.58	3.58	79%	79%	56%	56%
Jefferson	5.30		5.30	2.41	7.71	45%	45%	69%	69%
Juneau	2.50		2.50	0.82	3.32	33%	33%	75%	75%
Kenosha	15.00	1.00	16.00	6.75	22.75	45%	42%	66%	70%
Kewaunee	1.50		1.50	-0.25	1.25	-17%	-17%	120%	120%
La Crosse	8.00		8.00	5.78	13.78	72%	72%	58%	58%
Lafayette	1.00		1.00	0.37	1.37	37%	37%	73%	73%
Langlade	1.50		1.50	2.16	3.66	144%	144%	41%	41%
Lincoln	2.00		2.00	1.61	3.61	81%	81%	55%	55%
Manitowoc	5.00		5.00	4.71	9.71	94%	94%	51%	51%
Marathon	8.50	2.50	11.00	6.73	17.73	79%	61%	48%	62%
Marinette	3.00		3.00	0.00	3.00	0%	0%	100%	100%
Marquette	1.00		1.00	0.46	1.46	46%	46%	68%	68%
Milwaukee	87.00	27.50	114.50	-15.24	99.26	-18%	-13%	88%	115%
Monroe	3.00		3.00	4.25	7.25	142%	142%	41%	41%
Oconto	2.00		2.00	0.59	2.59	30%	30%	77%	77%
Oneida	2.50		2.50	1.93	4.43	77%	77%	56%	56%
Outagamie	9.00		9.00	8.10	17.10	90%	90%	53%	53%

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Ozaukee	3.00		3.00	2.90	5.90	97%	97%	51%	51%
Pepin	0.80		0.80	-0.17	0.63	-21%	-21%	127%	127%
Pierce	2.50		2.50	1.80	4.30	72%	72%	58%	58%
Polk	3.00		3.00	2.07	5.07	69%	69%	59%	59%
Portage	4.00		4.00	2.80	6.80	70%	70%	59%	59%
Price	1.00		1.00	0.13	1.13	13%	13%	88%	88%
Racine	18.00		18.00	13.49	31.49	75%	75%	57%	57%
Richland	1.80		1.80	0.05	1.85	3%	3%	97%	97%
Rock	14.00		14.00	2.30	16.30	16%	16%	86%	86%
Rusk	1.50		1.50	0.82	2.32	55%	55%	65%	65%
Saint Croix	6.00		6.00	2.59	8.59	43%	43%	70%	70%
Sauk	5.00	1.00	6.00	0.96	6.96	19%	16%	72%	86%
Sawyer	2.00		2.00	2.34	4.34	117%	117%	46%	46%
Shaw/Men	3.00		3.00	1.83	4.83	61%	61%	62%	62%
Sheboygan	7.50		7.50	4.51	12.01	60%	60%	62%	62%
Taylor	1.00		1.00	0.55	1.55	55%	55%	65%	65%
Trempealeau	2.00		2.00	0.31	2.31	16%	16%	87%	87%
Vernon	2.00		2.00	0.09	2.09	5%	5%	96%	96%
Vilas	2.00		2.00	0.85	2.85	43%	43%	70%	70%
Walworth	5.00		5.00	2.84	7.84	57%	57%	64%	64%
Washburn	1.25		1.25	1.07	2.32	86%	86%	54%	54%
Washington	5.00		5.00	3.81	8.81	76%	76%	57%	57%
Waukesha	14.50	2.00	16.50	8.76	25.26	60%	53%	57%	65%
Waupaca	3.50		3.50	1.98	5.48	57%	57%	64%	64%
Waushara	2.00		2.00	1.28	3.28	64%	64%	61%	61%
Winnebago	10.00		10.00	5.71	15.71	57%	57%	64%	64%
Wood	4.00		4.00	5.41	9.41	135%	135%	43%	43%
TOTALS	383.45	40.00	423.45	166.03	589.48				

*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 114.5 rather than higher due to the following factors:
 - a) the 1.0 FTE DNA position serves the entire state; so, showing it as a Milwaukee position distorts the data.
 - b) Various PR Positions have no federal funding and are vacant, thus not included in the analysis
- 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.
- 6) The weighted time estimate for CHIPS cases was changed from 2.61 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 1.68 hours each to 2.91 hours each.
 - f) Weighted time estimate for juvenile delinquency changed from 3.32 hours each to 3.44 hours each.

WISCONSIN DEPARTMENT OF JUSTICE

DOJ USE ONLY

Applicant Hereby Applies to the DOJ for Financial Support for the Within-Described Project:

SUBGRANT #: 15525

Receipt Date	Award Date	Subgrant Number(s)
9/3/2019		-- 15525

SHORT TITLE: Dane County Specialized Regional Prosecutor 2019

1. Type of Funds for which you are applying.	() VAWA STOP: Specialized Prosecution Regional Resource Prosecutor 2019		
2. Applicant	Name Of Applicant:		County: Dane
	Dane County District Attorney's Office		
	Street Address: 215 South Hamilton Street		
	Address Line 2: Room 3000		Address Line 3:
	City: Madison	State: WI	Zip: 53703-3293
3. Recipient Agencies	Dane County District Attorney's Office		
4. Signatory	Name:		Title: County Executive
	Mr. Joe Parisi		Agency: Dane County
	Street Address: 210 Martin Luther King Jr. Blvd.		
	Address Line 2:		Addr Line 3:
	City: Madison	State: WI	Zip: 53709-3340
	Phone: 608-267-8823	Fax: 608-266-2643	Email: parisi@countyofdane.com
5. Financial Officer	Name:		Title: Controller
	Mr. Charles R. Hicklin		Agency: Dane County District Attorney's Office
	Street Address: 215 South Hamilton Street		
	Address Line 2: Room 3000		Addr Line 3:
	City: Madison	State: WI	Zip: 53703-3293
	Phone: 608-266-4109	Fax:	Email: hicklin@co.dane.wi.us
6. Project Director	Name:		Title: Domestic Violence Unit Manager
	Ms. Marlys K Howe		Agency: Dane County District Attorney's Office
	Street Address: 215 South Hamilton Street		
	Address Line 2: Room 3000		Addr Line 3:
	City: Madison	State: WI	Zip: 53703-3293
	Phone: 608-284-6888	Fax: 608-267-2545	Email: marlys.howe@da.wi.gov
7. Brief Summary of Project (Do Not Exceed Space Provided)	Short Title (may not exceed 50 characters) Dane County Specialized Regional Prosecutor 2019		
	The Specialized Regional Prosecutor will continue to provide technical assistance to 17 counties related to the areas of Domestic Violence, Sexual Assault, Stalking and Strangulation. The VAWARP will be a resource to the ADA's, Law enforcement and victim witness in Dane County as well. The VAWARP will coordinate and collaborate with members of the community advocacy programs to better serve victims of sensitive crimes. The VAWARP will attend SART, DV/SA CCR meetings and the Commission on Sensitive Crimes. She will attend SPET and other relevant and required trainings through DOJ and that enhance her skill set and the expectation is that she share that information with Region 2.		

8. SubGrant Budget

Categories	Sources			Category Total
	Federal	Cash Match (New Approp.)	In-Kind Match	
Personnel	78,000.00	42,000.00	0.00	120,000.00
Employee Benefits	42,000.00	0.00	0.00	42,000.00
Travel (Including Training)	5,000.00	0.00	0.00	5,000.00
Equipment	0.00	0.00	0.00	0.00
Supplies & Operating Expenses	0.00	0.00	0.00	0.00
Consultants/Contractual	0.00	0.00	0.00	0.00
Other	0.00	0.00	0.00	0.00
Source Total	125,000.00	42,000.00	0.00	167,000.00

9. Project Start Date: 10/1/2019

Project End Date: 9/30/2020

10. Budget Details:

Master Budgets:

By Recipient Agency	Year 1	Total
Dane County District Attorney's Office	167,000.00	167,000.00
Total:	167,000.00	167,000.00

Allocation/Recipient Agency: Dane County District Attorney's Office

Category:	Year 1	Total
Personnel	120,000.00	120,000.00
Employee Benefits	42,000.00	42,000.00
Travel (Including Training)	5,000.00	5,000.00

Total:	167,000.00	167,000.00
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11. Budget Details:

Master Budgets:

Line Item Details for Dane County District Attorney's Office

YEAR 1

PERSONNEL

Justification: The budget covers the cost of 1 FTE state prosecutor, to include salary and benefits with increase added to include expected additional insurance premium costs. COST
A 25% Match to the Regional Prosecutor.

Position Domestic Violence Unit Manager

Name Ms. Marlys K Howe

Description of your computation: 25 % Match to 1 FTE VAWRP

Source: Federal	0.00
Source: Cash Match (New Approp.)	42,000.00
Source: In-Kind Match	0.00

Position Regional Prosecutor

Name Allison Cogbill

Description of your computation: Salary for Regional Prosecutor per DOA

Source: Federal	78,000.00
Source: Cash Match (New Approp.)	0.00
Source: In-Kind Match	0.00

Personnel	Year 1 Total:	120,000.00
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EMPLOYEE BENEFITS

Justification: This will cover the benefits: including retirement, health, medicare, SS, ICI and a projected increase in costs due to an increase in benefit package.

COST

Position	Regional Prosecutor	
Name	Allison Cogbill	
Description of your computation:	Benefits for VAWRP (calculating for benefit package increased cost)	
	Source: Federal	42,000.00
	Source: Cash Match (New Approp.)	0.00
	Source: In-Kind Match	0.00
		<hr/>
	Employee Benefits	Year 1 Total:
		42,000.00

TRAVEL (INCLUDING TRAINING)

Justification: The grant funds cover SPET training. It would also be available to cover costs of an approved out of state training or at least 2-3 approved in state DV/SA/stalking/strangulation trainings relevant to the case work and technical assistance for the other counties in the region.

COST

Purpose of Travel	Trainings (SPET, required Grant meetings and other regional trainings)	
Location	Wisconsin/ 1 out of state training	
Item	Travel expenses (mileage, hotel, conference/training fees)	
Description of your computation:	Will be used for SPET, Conferences and Trainings, mileage .51/mile, lodging \$82/night and meas \$38/daily for VAWRP	
	Source: Federal	5,000.00
	Source: Cash Match (New Approp.)	0.00
	Source: In-Kind Match	0.00
		<hr/>
	Travel (Including Training)	Year 1 Total:
		5,000.00

YEAR 1 TOTAL: 167,000.00

12. Sections:

A PROJECT DEVELOPMENT & IMPACT TO DATE

Project Development and Impact to Date

1. Discuss any challenges or obstacles you have encountered in the implementation of this project. How do you plan to address these issues moving forward?
2. Discuss your progress in working with the other counties in your region. Include your outreach to multidisciplinary teams throughout your region; types of technical assistance provided; trainings attended and provided; and any additional relevant collaboration.
3. How has this grant program benefitted your region?

RESPONSE:

Please see attachment for answer to these questions.

PROJECT DEVELOPMENT & IMPACT TO DATE - RELATED ATTACHMENTS:

<u>File Name</u>	<u>File Description</u>
2019 Project Development and Impact to date.docx	Project Development and Impact to Date 2019

B IMPLEMENTATION PLAN

Implementation Plan

Applicants must submit a plan for the implementation this program for the **10/1/2019-9/30/2020** grant cycle.

The Implementation Plan must include:

1. At least two broad goals for your project
2. Clear objectives designed to achieve those goals. Detailed steps involved in implementing the project, including project operations and tasks intended to accomplish the objectives for each program Goal. Clearly articulate what staff will be involved in each step. Describe coordination efforts with other relevant community programs.
3. An Evaluation Plan. What does success look like for your project? How will this be tracked? How will feedback be gathered and incorporated into program development?

Your Implementation Plan must address both sexual assault and domestic violence.

Applicants must use the **STOP Subgrantee Implementation Plan document**. The form can be found in the [VAWA Document Library](#) on the WI DOJ website. Please complete your plan using this form and attach it to the Implementation Plan section of your application in Egrants.

RESPONSE:

Please review the Implementation plan and the Goals and Objectives for grant # 15525

IMPLEMENTATION PLAN - RELATED ATTACHMENTS:

<u>File Name</u>	<u>File Description</u>
VAWARP 1920 goals and objectives 15525 (1).docx	Goals and Objectives
VAWARP1920implementation.docx	Implementation Plan # 15525

14. Approval Checklist:

- A. Have you, the grant recipient, had any discrimination findings after a due process hearing on the basis of race, color, religion, national origin or sex within the last 5 years? (federal EEOP required response)

Yes

No

- B.** If yes, have the discrimination findings been reported to the Office of Civil Rights as required for all recipients of Federal funds? (see <http://www.ojp.usdoj.gov/ocr/>). If no, a copy should be forwarded to: Wisconsin Department of Justice, Attn: EEOP, 17 West Main Street, PO Box 7857, Madison, WI 53707-7857 (federal EEOP required response)
- Yes
- No
- N/A
- C.** Have you utilized the DOJ Administrative Guide located on the DOJ website? (grants-admin-guide-2018.pdf)
- Yes
- No
- D.** Would you like someone from DOJ to contact you?
- Yes
- No
- E.** Are you a state or local government agency; AND have 50 or more employees; AND applying for \$25,000 or more? If yes, you are required to prepare and implement an Equal Employment Opportunity Plan (EEOP) or Certification form (if applicable). A copy of your EEOP federal approval letter must be submitted to DOJ. (More information may be found at <http://www.doj.state.wi.us/grants/grantee-civil-rights-information>) (federal EEOP required response)
- Yes
- No
- N/A
- F.** If this application is \$25,000 or more, did your business or organization (including parent organization, all branches, and all affiliates worldwide) receive in the previous fiscal year (1) 80% or more of your annual gross revenues in US federal contracts, subcontracts, loans, grants, subgrants, and/or cooperative agreements?; AND (2) \$25,000,000 or more in annual gross revenues from US federal contracts, subcontracts, loans, grants, subgrants, and/or cooperative agreements? (required by The Federal Funding Accountability and Transparency Act)
- Yes
- No
- N/A

G. If you answered yes to the previous question, does the public have access to information about the compensation of the senior executives in your business or organization (including parent organization, all branches, and all affiliates worldwide) through periodic reports filed under section 13(a) or 15(d) of the Securities Exchange Act of 1934 (15 U.S.C. 78m(a), 78o(d)) or section 6104 of the Internal Revenue Code of 1986? If you answered no to the first part of this question; you must attach to this application the full names and compensation of the top 5 highly compensated individuals of your organization as required by The Federal Funding Accountability and Transparency Act.

Yes

No

N/A

15. **Attachments:**

List of Attachments required for submission of this Application for funding:

Section: Implementation Plan

File Name

VAWARP 1920 goals and objectives 15525
(1).docx

VAWARP1920implementation.docx

File Description

Goals and Objectives

Implementation Plan # 15525

Section: Project Development & Impact to Date

File Name

2019 Project Development and Impact to
date.docx

File Description

Project Development and Impact to Date 2019

1. The continued area of challenge for us is engaging the other counties in Region #2. The VAWARP continues to send out training opportunities and responds to inquiries when other offices reach out. She offers technical assistance in the form of templates and answers questions as they come in, but our expectation was that there would be more contact with the smaller offices and that has not happened. We understand that they are aware of the regional prosecutor and will reach out when and if they have inquiries. We will continue to reach out and share information.

The VAWARP's caseload has continue to be challenging, as the cases she has are complex with often multiple issues related to domestic violence and sexual assault. She has increased her sexual assault cases due to the fact our office had not traditional had a prosecutor who handled mainly sexual assault cases, but has usually had several prosecutors who worked on the domestic violence cases. Often times she is going to trial on these cases as well. The Judges are aware of her role in our office related to this grant and that she is assigned to all the criminal branches, so sometimes her scheduled is double booked and that at times creates challenges when trying to have trials in a timely manner. The other significant consequence that creates is that victims often have to be told that a set over will be occurring, through no fault of their own, but due to the courts and how they calendar items. The other consequence that this has created is the amount of time she is able to attend meetings in the community, such as SART or DV CCR (or its subcommittee's). Depending on how long a trial may be or how many trials may be scheduled in one week, it does not allow the flexibility for her to be at these meetings. Also, the victim witness that she works with on a lot of her sexual assault cases, is in trial with her and therefore unable to attend them as well. For domestic violence cases, the DV Manager is often able to attend the domestic violence community meetings as part of the grant match.

The Plan moving forward is that now that we have longevity in the regional prosecutor position, she is gaining respect of the defense, because she will go to trial and is obtaining justice for victims, she will be able to negotiate settlements that are agreeable to victims. She also continues to work with the clerks and the judges related to trials that are scheduled as far in advance as possible and addresses the conflicts when she is aware they exist. Also keeping in constant communications with victim witness staff who are working with the victims as well.

Although she is not often able to attend meetings or trainings, she provides input prior to these events happening and will often offer to answer questions, via email or phone call, if needed. She makes herself available when she is not in trial to attend the meetings.

2. We have now maintained the same regional prosecutor for a 2 year period and that has brought stability to the project in Region #2. This has made her more accessible to the other counties in the region. The statewide Department of Justice (DOJ) trainings that she has been involved in also makes hers more visible to the other prosecutors in those counties. The mandatory DOJ meetings have improved communication by providing clear guidance and support for her to her job more efficiently and provide more outreach. That being said, we continue to try to engage the other counties by sending out training

opportunities and resources as they come available. We hope to continue to improve outreach to these counties. As for the role she plays in the Dane county DA office, it continues to be a mentor, a resource, an expert and often she is bringing on less senior prosecutors to sit second on trials with her so they are able to gain experience. There are DV meetings as time permits with staff and she is available for trainings within the office if needed. She continues to send out training opportunities, set up webinars that are of interest to staff and provides updates as they come in. Often times, it is a very organic process that occurs before, during and after trials, often in the hallways, where prosecutors have gathered to discuss options, trial strategies, or to debrief after a tough loss. Prosecutors email from trial for assistance and if available she will head up to court, otherwise provides email responses. She continues to meet with victims, for trial prep or when there are questions or concerns related to cases. She continues to work with law enforcement related to questions about mandatory arrest, investigations and DV non arrest decisions. She attends community meetings when available and is always a resource for community partners with questions, via email and phone. In the past few months, there has been ongoing discussions related to DV mandatory arrest and mental health issues and we are working on creating a workgroup in Dane county to include mental health providers, Jail staff, law enforcement and other mental health related community members to address this and be able to present a uniformed answer to the Dane County Chief's of police and Sheriff office.

3. The VAWARP position has enhanced Region #2 by providing an expertise in the areas defined by the grant. She is able to provide outreach when needed to the other counties, but also has been invaluable to the Dane County community related to the sensitive crimes and created a partnership with law enforcement to enhance investigations that in turn provide better evidence that hopefully allows us to resolve more cases prior to trial with outcomes that victims expect and want. We have worked closely with other community partners to provide more insight to how our office works and how to enhance relationships with those community advocates and create better means of communication between our office, community partners and victims. This sharing of information, specifically with the Department of Corrections has created a pilot project in the Dane County DA's office by now housing a DOC agent/liason position within the office. With the communication that is now occurring in cases where DOC holds are in place, we have been better able to work with DOC agents related to revocation status and be able to inform victims in a timely manner of what is occurring. Prosecutors are communicating more with agents to assist in revocation strategies, specifically in sensitive crime cases. The overall goal is to minimize trauma issues for the victims and support them in the process. In that project we also hope to enhance videoconferencing for victims who are asked to testify at revocation hearings related to sensitive crimes. The goal is to not have victims have to testify in the jail setting with their perpetrator across a table from them without any trauma/victim support services available to them. Once we are able to accomplish this, we are going to be sharing ways the rest of Region #2 can participate in this project as well. The overall goal would be that by the end of the next grant cycle Region #2 would embrace the project and it becomes the normal expected process for victim who need to testify versus the exception in some of the sensitive crime revocations. All of these topics will be shared with the

region as we move forward to be sure they are aware of resources available to them and problem solve ways that this partnerships works to keep victims safer, but more importantly providing victims a voice where they can share their experiences in an environment that does not create more trauma but hopefully reduces it and allows victims to have victim services before, during and after the hearings.

Goals and Objectives

Program & Application #: 15525

During Grant Cycle

Goal #1: To ensure a prosecutorial response to violence against women that increases victim safety while holding perpetrators accountable in Region #2.

Objectives for Program	Project Operations / Steps / Tasks to accomplish Objectives	Staff involved	Evaluation Plan
<p>Objective #1A:</p> <ul style="list-style-type: none"> • Provide resources to regional prosecutors to provide a consistent response to domestic violence, sexual assault and stalking criminal cases that also maintain victim centered outcomes. 	<ol style="list-style-type: none"> 1. Send legislative updates, current research related to specialized caseload. 2. Provide ongoing technical assistance to prosecutors in region to include how to prepare briefs, case and trial preparation tips, assistance with best practice for working with victims on sensitive cases, researching criminal histories, preparing other acts motions, preparing witnesses and utilizing expert witnesses for trial. 3. Coordinate with other VAWRP to create/maintain frequently asked question response list. 	<ul style="list-style-type: none"> • VAWARP • DV Manager • DV unit staff/victim witness 	<p>VAWRP will document all activities and provide that information in in quarterly reports to evaluate whether there are increased contacts with regional prosecutors and what kinds of topics are being discussed to determine where gaps may be occurring. Work with DOJ staff to determine if training is needed locally or on a statewide level to address issues.</p> <p>Have ongoing discussions related to outcomes on cases in region, to determine if by using tools, such as other acts or expert witnesses, is there an impact on outcomes. Have each county utilize the DOJ</p>

	<p>4. Coordinate with regional DA's offices to provide information on any training that are occurring in the locally or statewide related to topics on DV/SA prosecution and related victims issues.</p> <p>5. Encourage collaboration with victim witness staff within each office and community advocates who work with victims.</p> <p>7. Coordinate with regional DA offices relating to trainings sponsored by statewide DV and SA Coalitions and other advocacy programs.</p> <p>8. Participate in SPET trainings and a meeting with other VAWARP's to share updates.</p> <p>9. Attend meetings required by the DOJ related to the grant.</p> <p>11. Report all of activities listed above in quarterly reports.</p>		<p>Dashboard to track their own progress annually. Create regional reports from the DARS report. Ongoing communication with Victim Witness staff to determine if victim's needs are being met and if not, make action plan for improved outcomes</p>
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<ul style="list-style-type: none"> • Objective #1B: To Increase the number of contacts and interactions with each county. 	<ol style="list-style-type: none"> 1. Document all of the contacts by category, via face to face or email. 2 .Send semi-monthly emails with information to encourage engagement and participation amongst the list serve members. 3. Create a survey with questions to engage regional prosecutors to identify areas of needs/wants related to DV/SA cases. 4. Send legislative updates, current research related to specialized caseload. 5. Provide ongoing technical assistance to prosecutors in region to include how to prepare briefs, case and trial preparation tips, assistance with best practice for working with victims on sensitive cases, researching criminal histories, preparing other acts motions, preparing witnesses and utilizing expert witnesses for trial. 	<ul style="list-style-type: none"> • VAWARP 	<ul style="list-style-type: none"> • Documentation provided in quarterly reports to show activities and participation. Monitoring volume of contacts and documenting content of the contacts to predict gaps or areas of need. • Tabulate results of survey and create action plan to address needs and concerns. • Work with DOJ to fill in gaps related to the survey and report on those actions and outcomes. • Document types of contact; technical assistance, request for examples of briefs/motions etc or training inquiries.
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Goal #2:

To improve the Dane County District Attorney's office and over all Criminal Justice systems response to holding perpetrators accountable for their behaviors and crimes while meeting the needs and concerns of victims of sensitive crimes. To share this information with other counties in the region.

Objectives for Program	Project Operations / Steps / Tasks to accomplish Objectives	Staff involved	Evaluation Plan
<p>Objective #2A:</p> <ul style="list-style-type: none">• Continue the SRP with a specialized caseload dedicated to Sexual Assault, Domestic Violence and Stalking.	<ol style="list-style-type: none">1. Prosecutor participates in conferences, trainings, and webinars and stays current in research to be updated with the dynamics/trends and current practices of maintaining a sensitive crimes specialized caseload.2. Maintain and update database to capture volume of cases assigned to specialized prosecution to include the type of crimes committed, demographics of the cases (both victim and perpetrator) and outcomes.3. Maintain vertical prosecution of all cases on specialized caseload, with possible exceptions of cases that are	<ul style="list-style-type: none">•	Track caseload and statistics related to caseload and present in quarterly reports.

	transferred due to complexity of case.	
<ul style="list-style-type: none"> • Objective #2B: Be available to other prosecutors in the Dane County District Attorney office to be able to provide technical assistance on any aspect of working complex sexual assault, domestic violence and stalking cases to strengthen prosecution of all of these kinds of cases in the office. 	<ol style="list-style-type: none"> 1. Provide in house guidance and training on items such as brief writing, other act motions, obtaining expert witnesses, how to prepare Voir Dire, opening and closing arguments, preparing a witness for trial and other aspects of trial preparation. 2. Document questions or areas of concern from prosecutors. 3. Email updates to prosecutors in the Dane County District Attorney office relating to domestic violence, sexual assault or stalking cases to include but not limited: legislative updates, current research, trending topics related to these topics or upcoming training opportunities. 4. Mentor and assist other ADA's with charging decisions, trial issues and any other relevant topic related to sensitive crime caseload. 	<ul style="list-style-type: none"> • <ol style="list-style-type: none"> 1. Track contacts to determine if there is an increase in mentoring, coaching, or technical assistance being provided by SRP to Dane County office. Documenting types of information requested within office. 2. Tracking of any training attended or presented within office or at outside setting. Report all activities in quarterly reports. 3. Create a Frequently Asked Questions list for prosecutors to be shared within office. 4. Report all activities in quarterly reports for review by DOJ. 5. Review the DARS report and report on the trends seen from previous years and monitor if that changes from year to year. 6. Track, monitor and report all contacts with other counties to work on uniformed process for handling DV/SA cases. Report to DOJ to track trends and work on gaps and

	<p>5. Plan and coordinate to have DOJ staff provide ongoing training opportunities in the office.</p> <p>6. Attend monthly DV/SA CCR and SART meetings and any other related community meetings or committees that will improve processes within Dane County.</p> <p>7. Attend spring and fall SPET.</p> <p>8. Encourage collaboration with victim witness staff within each office and community advocates working with victims of sensitive crimes.</p> <p>9. Attend any and all required meetings with Department of Justice.</p> <p>10. Share any and all of the above information with the other counties in the region to promote the same response in all of these counties.</p>		<p>areas that need improvement and create action plans for the counties and state.</p>
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VAWARP Dane County Grant # 15525

IMPLEMETATION TASK	IMPLEMENTATION TIMELINE	IMPLEMENTATION COORDINATION/ACTION
VAWARP monitors list serve for Region 2	Ongoing	VAWRP will have ongoing contact with other counties, update list as needed.
VAWARP maintains database to track caseload	Ongoing	VAWARP and Database Coordinator to will work together on quarterly reporting.
VAWARP maintains reduced specialized caseload-working towards a vertical prosecution.	Ongoing	Assigned by Deputy District Attorney (DDA) in collaboration with DV Specialists and other VW Staff.
VAWARP to create plan for reaching out to community programs and beginning committee work.	Ongoing	Work with DV Manager and community advocacy groups to determine participation needs. Continued outreach.
VAWARP field calls from Regional DA Offices to triage, consult, offer technical assistance.	Ongoing	Document all activities. Consult with DOJ Staff as needed. Meet with staff from other DA offices as needed. Consult with DDA's as needed.
VAWARP emails updates on research, legislative,best practice ideas and upcoming trainings.	Ongoing	Document all activities.
Attend SART, Commission on Sensitive Crime and DV/SA CCR meetings.	Monthly	Attend meetings with DV and VW staff
Attend SPET	Annually	Attend with other ADA's from the DA office.
Document all activities, to include on-going caseload issues, on-going office issues.	Ongoing and reported in quarterly reports.	VAWARP ,DV Manager and Database Coordinator coordinate to complete quarterly report.



STATE OF WISCONSIN
DEPARTMENT OF JUSTICE

Josh Kaul
Attorney General

Michelle Viste, Executive Director
Office of Crime Victim Services
17 West Main Street
P.O. Box 7951
Madison, WI 53707-7951

(608) 264-9497
(608) 264-6368 FAX
(800) 947-3529 TTY

September 11, 2019

Mr. Kasey Deiss, Director
State Prosecutor's Office
P.O. Box 7869
Madison, WI 53707-7869

Dear Mr. Deiss:

The Wisconsin Department of Justice Office of Crime Victim Services (OCVS) receives the STOP VAWA federal formula grant every year from the US Department of Justice. STOP VAWA is a reliable funding stream awarded annually to every state.

The Wisconsin Regional Violence Against Women Resource Prosecutors Program is a permanent program funded through this grant. Brown, Dane, Eau Claire, Milwaukee, and Waukesha counties receive STOP VAWA funding for a Regional Violence Against Women Resource Prosecutor in each county. OCVS anticipates this program will be funded long-term, with non-competitive renewals every year.

Please contact Shira Phelps, VAWA Grants Administrator, at phelpssr@doj.state.wi.us with any additional questions.

Sincerely,

Michelle L. Viste
Executive Director

MLV:srp



**DANE COUNTY
DISTRICT ATTORNEY
ISMAEL R. OZANNE**



September 20, 2019

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

RE: Position Authority for Dane County VAWA Resource Prosecutor

Dear Mr. Deiss:

On behalf of the Dane County District Attorney's Office, I am submitting the attached request for authorization to continue the 1.0 FTE Violence Against Women Resource Prosecutor Grant. The Violence Against Women Resource Prosecutor (VAWRP) will prosecute only domestic violence and sexual assault cases. This grant runs from 10-1-19 to 9-30-20. We received verbal notification that the Wisconsin Department of Justice will continue funding this position which starts 10-1-19. In addition, this ADA will act as a resource within Dane County and 17 other counties in south central and southwestern Wisconsin for other prosecutors on legal issues related to domestic violence cases and sexual assault cases. This position will require some travel throughout the state.

We are requesting that you take the necessary steps to insure position authority to continue for next year. Dane County has submitted its application. A copy of the grant application is attached. Thank you for your consideration.

Sincerely,


Ismael R. Ozanne
Dane County District Attorney