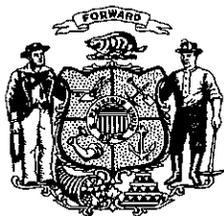


State of Wisconsin

SENATE CHAIR
Alberta Darling

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



ASSEMBLY CHAIR
John Nygren

308 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: June 26, 2020

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

Attached is a copy of a request from the Department of Administration, received June 26, 2020, 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 **Thursday, July 16, 2020**, 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: June 26, 2020

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 *JTB*
Department of Administration

JUN 26 2020
J. FINANCE

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	\$0	0	\$0	2.0*

*Positions ending 9/30/2020.

As provided in s. 16.515, the request(s) will be approved on July 17, 2020, 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: June 22, 2020
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				2.0*

*Positions ending 9/30/2020.

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				2.0

BP APPROVAL  (FORWARD TO GAIL TAPPEN)



STATE OF WISCONSIN
DEPARTMENT OF ADMINISTRATION

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

Date: June 22, 2020

To: Joel Brennan, Secretary
Department of Administration

From: Maggie Hamer
Executive Policy and Budget Analyst

Subject: Request Under s. 16.505(2) from the Milwaukee County District Attorney for the Creation of 2.0 FTE Program Revenue Assistant District Attorney Permanent Positions.

Request:

The Department of Administration, on behalf of the Milwaukee County District Attorney's Office, requests the creation of 2.0 FTE program revenue assistant district attorney permanent positions beginning on July 1, 2020.

Revenue Sources for Appropriation(s):

The revenue source for the positions in the gifts and grants appropriation under s. 20.475(1)(h) would be a grant to Milwaukee County from the Office of Violence Against Women via the Improving Criminal Justice Response Program. The county, in turn, provides the grant money to the Milwaukee 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 Milwaukee County District Attorney's Office would reimburse the salary and fringe benefit costs for the assistant district attorney prosecutor positions from the grant award.

Background:

The purpose of the Office on Violence Against Women's Improving Criminal Justice Responses Program, formerly known as the 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 expanding the collaboration between police, prosecutors, the judiciary and probation agents to investigate, prosecute and hold offenders accountable, improving safety and support services for victims of domestic violence and stalking cases, and strengthening the delivery of advocacy services for victims.

Milwaukee County's partnership with the Office on Violence Against Women has existed for well over a decade. In 2006, the county was awarded a 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. These positions were then extended twice to carry them through June 30, 2013. The grant program ended on June 30, 2013. The Milwaukee County District Attorney's Office terminated 1.0 FTE position and shuffled funding around to temporarily cover the remaining 2.0 FTE positions.

In September 2013, the Office on Violence Against Women awarded the Milwaukee County District Attorney's Office a new grant, which provided sufficient funding to support 2.0 FTE assistant district attorney positions for three years. This grant period ended on December 31, 2016. In September 2016, the Office on Violence Against Women awarded Milwaukee County an additional grant. This grant provided the county with sufficient funds to support the positions until July 2020. New project positions were created at the beginning of this most recent grant period.

The next grant period begins October 1, 2020. Milwaukee County has again applied for the funds to support 2.0 FTE assistant district attorney positions for three years. The county anticipates receiving \$414,897 for salary costs and an additional \$209,899 for fringe benefits and associated payroll expenses. These positions would be dedicated to felony domestic violence prosecution.

Analysis:

The 2.0 FTE assistant district attorney positions funded by the Office on Violence Against Women's Improving Criminal Justice Response Program would be dedicated to prosecuting cases of felony domestic violence. The 2.0 FTE attorney positions would work on a team of about ten prosecutors that focus exclusively on domestic violence cases. This dedicated team is able to handle felony caseloads vertically, meaning the same prosecutor is responsible for handling a case through the entire process, from charging through sentencing. The vertical prosecution consistently leads to better outcomes, as each year the unit averages a 15 to 20 percent higher conviction rate on felony cases.

In addition to a high conviction rate, the Domestic Violence Unit has been able to significantly increase victim appearance and participation in charging conferences. Victim participation in charging conference has a direct correlation to increased charging rates. In 2019, the domestic violence charging rate reached a five-year high.

The State Prosecutor's Office and the Milwaukee County District Attorney's Office have requested 2.0 FTE permanent positions be created to continue the work of prosecuting felony level domestic violence cases. The funding for these positions is intended to be a grant from the Office on Violence Against Women's Improving Criminal Justice Response Program that will hopefully be awarded and begin October 1, 2020. This grant has not yet been awarded and the funding is not guaranteed.

The Milwaukee County District Attorney's Office has sufficient funds left over from the most recent award to support the 2.0 FTE project positions through September 30, 2020. It would be reasonable to extend the current project positions through that date, as that is what the county can currently afford to support. By the end of September 2020, the Milwaukee County District Attorney's Office will have received notification from the Office

Joel Brennan, Secretary

Page 3

June 22, 2020

on Violence Against Women about the status of its grant application. If the office receives the anticipated grant award, the requested permanent positions could be reconsidered at that time. In addition, the funds for these positions would be monitored closely and should a shortfall occur, the positions would be vacated.

These positions are in furtherance of the state's policy to reduce crimes of domestic violence and to protect women, children and other vulnerable populations. The grant encourages collaboration between the District Attorney's Office, local law enforcement and local nonprofit partner agencies.

Recommendation:

Modify the request to provide position authority for 2.0 FTE project positions from July 1, 2020, through September 30, 2020.



STATE OF WISCONSIN
DEPARTMENT OF ADMINISTRATION

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

DATE: May 13, 2020

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: MILWAUKEE
COUNTY DISTRICT ATTORNEY'S OFFICE

On behalf of the Milwaukee County District Attorney's Office, I am submitting the attached request for authorization to create two (2.0) FTE program revenue permanent positions in Department 475, District Attorneys.

Thank you for your attention to this matter.

Attachment

May 13, 2020
Improving Criminal Justice Responses – 2 Positions
s.16.505 Request

**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 2.0 FTE program revenue (PR) assistant district attorney (ADA) permanent positions beginning July 1, 2020. The positions are in the Milwaukee County District Attorney's (DA's) Office. If approved, these positions will be funded via appropriation s. 20.475(1)(h).

II. BACKGROUND

The Violence against Women Act (VAWA) was signed into law in 1994. The act established the Office on Violence Against Women (OVW) and over the years, OVW has administered a series of grants that have funded domestic violence prosecutors in the Milwaukee County District Attorney's Office since 2006.

Previously known as the "Strengthening Prosecution and Victim Safety" program and "Grants to Encourage Arrests," it is presently known as the "Improving Criminal Justice Responses" (ICJR) program. A \$900,000 ICJR grant was last awarded to the Milwaukee County District Attorney's Office on September 13, 2016, it included f \$558,487 for the salaries and fringe benefits of 2.0 FTE program code 10007 assistant district attorneys. The remainder of the award funds victim advocates employed by Sojourner Family Peace Center. The original term of the three-year 2016 ICJR award was extended on September 14, 2019, by OVW because sufficient balance remained. The new end date is September 30, 2020.

This long tradition of federal VAWA funding is expected to continue upon the award of a new three-year grant commencing October 1, 2020. Attached to this request is the project narrative and budget. Milwaukee county anticipates being awarded \$414,897 for personnel costs an additional \$209,899 for fringe benefits and associated payroll expenses. This award, totaling \$624,796, is projected to fund 2.0 FTE assistant district attorneys having about three to five years' experience, for a period of three years. They will be dedicated to felony domestic violence prosecution

III. ANALYSIS

This position is in furtherance of the State's policy to reduce crimes of domestic violence and to protect women, children and other vulnerable populations. The grant encourages collaboration between the District Attorney's Office, local law enforcement and local non-profit partner agencies.

IV. FISCAL ANALYSIS

The anticipated award of \$624,796 will be allocated to prosecutor salary, fringe, payroll and associated expenses is to be provided via federal grant. With a fourteen-year history of consistent federal funding to support two prosecutor positions, it is appropriate to consider these PR Permanent positions. Available funding and authorizations will be closely monitored, and the position will be vacated if a funding shortfall occurs or if the grant is not renewed.

V. REVENUE SOURCE FOR APPROPRIATION

The source of the grant funds is the Office of Violence Against Women (OVW) via ICJR, a program designed to treat domestic violence as a serious violation of criminal law and encourage collaborative partnerships among state, local, and tribal governments and courts. Through a coordinated community response, ICJR challenges entire communities to communicate, identify problems, and share ideas for responding to victims

Milwaukee County will utilize the grant funding to reimburse the salary and fringe benefit costs, as well as the prosecutor's state standard laptop computer and software, for the State-paid ADA positions in the Department of District Attorneys.

VI. SPECIAL INFORMATION

The co-chairs of the Joint Committee on Finance, in a letter to 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 District Attorney program.

- 1) *An explanation of the effect of the positions 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 Milwaukee DA Office. The table uses the most current court data 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.

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

Data with which to make this assessment are not available.

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

The Office of Violence Against Women awarded this grant to this DA's office.

- 4) *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.*

May 13, 2020
 Improving Criminal Justice Responses – 2 Positions
 s.16.505 Request

This grant is intended to combat domestic violence in Milwaukee County.

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%
Marquette	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%

May 13, 2020

Improving Criminal Justice Responses – 2 Positions

s.16.505 Request

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%
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%
Wausara	2.00		2.00	1.28	3.28	64%	64%	81%	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 60 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.



OFFICE OF THE DISTRICT ATTORNEY

Milwaukee County

JOHN T. CHISHOLM • District Attorney

Chief Deputy Kent L. Lovern, Deputies Lovell Johnson, Jr., Jeffrey J. Altenburg, Karen A. Loebel,
Elisabeth Mueller, Matthew J. Torbenson, Bruce J. Landgraf

May 5, 2020

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

Re: PR 10007 ADAs Funded by ICJR Grant; Convert to Permanent PR Positions

Dear Mr. Deiss:

The Milwaukee County District Attorney's Office requests that you seek legislative approval to convert 2.0 FTE domestic violence assistant district attorney positions, program code 10007, from project positions to permanent positions. Position authority for these 2.0 FTE project positions lapses on July 1, 2020.

These positions have long been funded by the Office on Violence Against Women. The Violence Against Women Act (VAWA) was originally signed into law by President Bill Clinton in 1994. The act established the Office on Violence Against Women (OVW) and over the years, OVW has administered a series of grants that have funded domestic violence prosecutors in the Milwaukee County District Attorney's Office. In fact, OVW grant dollars have funded Milwaukee County domestic violence prosecutors since 2006.

Variously known over the years as the "Strengthening Prosecution and Victim Safety" program and "Grants to Encourage Arrests," it is presently known as the "Improving Criminal Justice Responses" (ICJR) program. A \$900,000 ICJR grant was last awarded in favor of the Milwaukee County District Attorney's Office on September 13, 2016. The original term of the award was from October 1, 2016 to September 30, 2019. That \$900,000 grant award included funding of \$558,487 for the salaries and fringe benefits of 2.0 FTE program code 10007 assistant district attorneys. The balance of the award primarily funds victim advocates employed by Sojourner Family Peace Center, our project partner under a Memorandum of Understanding executed in connection with the 2016 ICJR grant.

Although the term of the 2016 ICJR award was originally set for three years, on September 14, 2019, OVW approved a no-cost extension of the current ICJR grant from September 30, 2019, to September 30, 2020. The extension was permitted because early delays in the expenditure of funds were such that we projected the 2016 award would last through the third quarter of 2020. The extension request and OVW approval of the request are enclosed. See Attachment pp. 1 - 6.

This long tradition of federal VAWA funding is expected to continue upon the award of a new three-year grant commencing October 1, 2020. That application is pending. The Project Narrative and the Project Budget are attached to this correspondence. When awarded, we anticipate that \$414,897 will be allocated to personnel costs and \$209,899 will be allocated for fringe benefits. See Attachment pp. 33 - 34. This award, totaling \$624,796, is projected to fund 2.0 FTE assistant district attorneys

having about three to five years' experience, for a period of three years. They will be dedicated to felony domestic violence prosecution

The Milwaukee County District Attorney's Office has operated a specialized DV Unit to charge and prosecute all misdemeanor and felony DV offenses since 1989. Currently, the DV Unit prosecutes all misdemeanor and felony intimate partner domestic violence offenses except homicide and sexual assault, which are handled by other specialized units. DV prosecutors receive specialized training in the dynamics involved in domestic violence offenses and provide vertical prosecution on felony and complex misdemeanor cases. Moreover, prosecutors within the DV Unit are trained to examine cases for stalking behavior. See Attachment p. 13.

In 2019, law enforcement referred just over 8000 domestic violence cases to the DV Unit. See Attachment p. 11. DV prosecutors issued 2,505 cases in 2019: 787 felonies and 1,718 misdemeanors.

The two assistant district attorney positions funded by the ICJR grant are part of the Domestic Violence Unit, a unit staffed by about ten prosecutors. These prosecutors are assigned exclusively to review and prosecute felony domestic violence cases. They handle that felony caseload "vertically." A vertical prosecutor is one who is assigned to handle cases from charging through sentencing. Vertical prosecution promotes effective communication and collaboration with victims, advocates, and law enforcement. Vertical prosecution consistently leads to better case outcomes, as each year the DA's Office averages a 15-20% higher conviction rate on felony cases. The DV prosecutors, as a unit, take many criminal cases to trial: 76 trials in 2016; 94 trials in 2017; and 74 trials in 2018, most of which were felony jury trials. See Attachment pp. 13 - 14.

The two felony ICJR prosecutors are an integral part of a program designed to make direct contact with domestic violence victims and to provide one-on-one attention to them. In 2016, our program partner, the Sojourner Family Peace Center (SFPC), opened its doors and the DV Unit began reviewing all domestic violence cases for charges at the SFPC. Co-locating the DV Unit at the SFPC has had a positive impact on victim participation in charging conferences. The result has been a significant increase each year in victim appearance for – and participation in – charging conferences. Our experience has been that victim participation in the charging process, including participation in prosecutor interviews, directly correlates with the ability to issue domestic violence charges, as reflected in the chart below.

Year	Victims Appeared	Cases Issued	Percentage
2016	2,059	907	44%
2017	2,504	1,032	41%
2018	2,521	1,201	47%
2019	2,664	1,458	54%

See Attachment p. 14.

The District Attorney's Office has made the prosecution of domestic violence cases a priority in Milwaukee County. The two dedicated, vertical, felony domestic violence prosecutors funded by the ICJR grant are an important component of the overall program and based on the history of federal

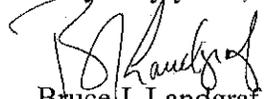
Mr. Kasey Deiss
May 5, 2020
Page 3

funding, we believe that their project positions should be made permanent. In further support of this request, I provide the following materials:

1. ICJR Extension request and OVW approval;
2. 2020 Application Form SF424;
3. 2020 Project Narrative; and
4. 2020 Budget Narrative and Detail Worksheet.

The Milwaukee County District Attorney's Office appreciates the consideration that will be given to this request. In the event you have questions or if you require additional information, please feel free to contact me at 414-278-2178 or at Bruce.Landgraf@da.wi.gov.

Very truly yours,



Bruce J. Landgraf
Deputy District Attorney

BJL/bl

Enclosures



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:	10/01/2016 - 09/30/2020
Grantee Address:	901 North 9th Street Milwaukee, 53233	Program Office:	OVW
Grantee DUNS Number:	16-763-5564	Grant Manager:	Brenda Auterman
Grantee EIN:	39-6005720	Application Number(s):	2016-X1033-WI-WE
Vendor #:	396005722	Award Number:	2016-WE-AX-0046
Project Title:	Improving Criminal Justice Responses to Sexual Assault, Domestic Violence, Dating Violence and Stalking Grant Program		Award Amount: \$900,000.00

Change Project Period			
Current Grant Period:	Month: 35 Day: 29	New Grant Period:	Month: 47 Day: 29
Project Start Date:	10/01/2016	*New Project Start Date:	10/01/2016
Project End Date:	09/30/2019	*New Project End Date:	09/30/2020

***Required Justification for Change Project Period:**
As explained in greater detail in the attachment, we are requesting a no-cost extension of the grant from September 30, 2019, to September 30, 2020. There was a grant fund balance of \$364,032 in unspent funds as of July

Attachments:			
Filename:	User:	Timestamp:	Action:
2019-08-20 ICJR Extension Memo.pdf	CAbele	08/20/2019 2:50 PM	Delete Attachment

Actions:

[Printer Friendly Version](#)

Audit Trail:				
Description:	Role:	User:	Timestamp:	Note:
Approved-Final	OCFMD - Financial Analyst	SYSTEM_USER	09/14/2019 12:01 PM	View Note
Submitted	PO - Grant Manager	CAbele	08/20/2019 3:02 PM	View Note
Draft	EXTERNAL - External User	CAbele	08/20/2019 3:01 PM	View Note
Draft	EXTERNAL - External User	CAbele	08/20/2019 2:52 PM	View Note
Draft	EXTERNAL - External User	CAbele	08/06/2019 2:41 PM	View Note

Bruce J. Landgraf, Deputy District Attorney
Milwaukee County District Attorney's Office
OVW Grant No. 2016-WE-AX-0046
August 20, 2019

This memo follows the format filed as part of an extension request in 2016 for OVW Grant No. 2013-WE-AX-0029. As explained then, implementation delays and lower than expected personnel expenses created a need to extend that grant through September 30, 2017. We now find ourselves in a situation where the extension delayed expenditure of funds from the Grant No. 2016-WE-AX-0046 and that delay causes us to make this present extension request, all explained in greater detail below.

In 2016, this office was asked to respond to the following four questions. We are providing answers for Grant No. 2016-WE-AX-0046 to these same four questions.

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, 2019, to September 30, 2020. There was a grant fund balance of \$364,032 in unspent funds as of July 1, 2019. We are projecting that grant funds will last until approximately mid-to-late August or early September 2020. Therefore, we are requesting a no-cost extension of the ICJR project end date from September 30, 2019 to September 30, 2020.

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

On August 30, 2016, we submitted a request for a No-Cost extension of OVW Grant No. 2013-WE-AX-0029 extending the project period from September 30, 2016 to September 30, 2017. At the time we made this request, an application had been submitted on February 29, 2016 for the current grant, No. 2016-WE-AX-0046, which was in fact awarded for a project period of October 1, 2016 to September 30, 2019. However, because of the initial delay in the implementation of Grant No. 2013-WE-AX-0029, funds from that grant were not exhausted until the period ending September 30, 2017. In other words, the first substantial expenditure of funds from the current grant, No. 2016-WE-AX-0046, did not occur until almost one year into the new project period.

This delay in the expenditure of funds resulted in the program having an available balance of \$496,351 as of January 1, 2019. Consequently, at the time for application for new grant funding commencing October 1, 2019, more than half of the original grant balance remained. Milwaukee County therefore elected to defer application for funding until 2020.

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

The following table is a budget snapshot as of June 30, 2019, the date of our last quarterly fiscal report and reimbursement claim:

Category	Budget	Expenses	
		Thru 6/30/2019	Balance
Personnel	\$558,487	\$325,620	\$232,867
Travel	\$5,000	\$2,116	\$2,884
Contractual	\$336,513	\$208,232	\$128,281
Total	\$900,000	\$535,968	\$364,032

4. What grant activities will be conducted during the extension period?

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. ICJR 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 two assistant district attorneys funded by this ICJR 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 an emphasis on recognizing activity such as intimidation, strangulation, false imprisonment and stalking, ICJR grant resources have supported our office in more than doubling the number of felony cases closed annually since 2009. Additionally, the designated felony prosecutors did 48 jury trials in 2017 with an 83% conviction rate and 34 jury trials in 2018, 32 of which concluded with a conviction on at least one count.

Domestic Violence Unit Statistics 2009-2018				
	Felony Cases Closed	Convicted (%)	Felony Jury Trials	Guilty (%)
2018	700	61%	34	32 (94%)
2017	739	74%	48	40 (83%)
2016	407	76%	26	21(80%)
2015	637	84%	60	55 (92%)
2014	554	79%	46	42 (91%)
2013	464	70%	46	40 (87%)

2012	411	66%	33	26 (79%)
2011	280	69%	16	11 (69%)
2010	245	75%	7	4 (57%)
2009	279	65%	12	10 (83%)

Noted above, the ICJR grant also supports the 2.0 FTE Sojourner victim advocates at the Sojourner Family Peace Center. In February 2016, the district attorney's office began reviewing domestic violence cases at the newly opened Sojourner Family Justice Center (Sojourner). 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. From 2015 to 2016, there was a 17% increase in victim appearance and participation. In 2017, 2,504 victims appeared for charging conferences, a 20% increase over 2016. In 2018 a total of 2,521 victims appeared for charging conferences. The increase in victim participation is substantial, and opens the door to victims receiving a plethora of services, all located under the roof of Milwaukee's Sojourner Family Peace Center.

The district attorney's office has partnered with every law enforcement agency in Milwaukee County and with Sojourner, which 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 asking the victim evidence-based questions regarding her or his risk of becoming a homicide victim. Based on the answers provided, if a victim is determined to be in "high danger," he or she is directly referred by telephone for domestic violence services. The officer contacts Sojourner's Domestic Violence Hotline, which is staffed 24 hours a day. Calling from the victim's home, the officer 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 provides the victim with information about shelter, medical treatment and counseling. The Sojourner advocate explains that research indicates that others in the victim's situation have been killed. The goal is to encourage high danger victims to avail themselves of domestic violence services. This is because such participation reduces the risk of homicide to the victim and his/her children.

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: (1) assist victims of domestic violence through confidential advocacy and support; (2) increase issuance of charges and convictions for offenders by ensuring that victims have access to resources that minimize barriers to participation; and (3) reduce domestic violence-related homicides and domestic violence generally in neighborhoods where the Milwaukee Police Department receives the

greatest number of domestic violence-related service calls. 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 support 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 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.

ICJR grant funding allows us to assign one or more assistant district attorney to each of the three domestic violence courts and to maintain vertical prosecution for specialized prosecution of serious offenders and violent recidivists. Prosecutors can now 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. ICJR 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, 2019, to September 30, 2020, will benefit the ICJR 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 disastrous because the ICJR-funded assistant district attorneys would be laid off, the district attorney's office could no longer reimburse Sojourner for the compensation of its ICJR-funded advocates, and the project would come to an abrupt and unceremonious end on September 30, 2019. In turn, this would undo 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.

This Workspace form is one of the forms you need to complete prior to submitting your Application Package. This form can be completed in its entirety offline using Adobe Reader. You can save your form by clicking the "Save" button and see any errors by clicking the "Check For Errors" button. In-progress and completed forms can be uploaded at any time to Grants.gov using the Workspace feature.

When you open a form, required fields are highlighted in yellow with a red border. Optional fields and completed fields are displayed in white. If you enter invalid or incomplete information in a field, you will receive an error message. Additional instructions and FAQs about the Application Package can be found in the Grants.gov Applicants tab.

OPPORTUNITY & PACKAGE DETAILS:

Opportunity Number:	OVW-2020-17563
Opportunity Title:	OVW FY 2020 Improving Criminal Justice Responses to Domestic Violence, Dating Violence, Sexual Assault, and Stalking Grant Program
Opportunity Package ID:	PKG00256855
CFDA Number:	16.590
CFDA Description:	Grants to Encourage Arrest Policies and Enforcement of Protection Orders Program
Competition ID:	
Competition Title:	
Opening Date:	11/26/2019
Closing Date:	01/27/2020
Agency:	Office on Violence Against Women
Contact Information:	Aisha Battle Grant Program Specialist 202-307-6026

APPLICANT & WORKSPACE DETAILS:

Workspace ID:	WS00400623
Application Filing Name:	ICJR Grant Application - January 2020 - Milwaukee County District Attorney's Office
DUNS:	1676385640000
Organization:	MILWAUKEE COUNTY, WISCONSIN
Form Name:	Application for Federal Assistance (SF-424)
Form Version:	2.1
Requirement:	Mandatory
Download Date/Time:	Jan 17, 2020 08:22:27 AM EST
Form State:	No Errors

FORM ACTIONS:

CHECK FOR ERRORS

SAVE

PRINT

Application for Federal Assistance SF-424		
* 1. Type of Submission: <input type="checkbox"/> Preapplication <input checked="" type="checkbox"/> Application <input type="checkbox"/> Changed/Corrected Application	* 2. Type of Application: <input type="checkbox"/> New <input checked="" type="checkbox"/> Continuation <input type="checkbox"/> Revision	* If Revision, select appropriate letter(s): <input type="text"/> * Other (Specify): <input type="text"/>
* 3. Date Received: Completed by Grants.gov upon submission.	4. Applicant Identifier: <input type="text"/>	
5a. Federal Entity Identifier: <input type="text"/>	5b. Federal Award Identifier: 2016-WB-AX-0046	
State Use Only:		
6. Date Received by State: <input type="text"/>	7. State Application Identifier: <input type="text"/>	
8. APPLICANT INFORMATION:		
* a. Legal Name: Milwaukee County		
* b. Employer/Taxpayer Identification Number (EIN/TIN): 39-6005720	* c. Organizational DUNS: 1676355640000	
d. Address:		
* Street1: 821 West State Street, Room 405	Street2: <input type="text"/>	
* City: Milwaukee	County/Parish: <input type="text"/>	
* State: WI: Wisconsin	Province: <input type="text"/>	
* Country: USA: UNITED STATES	* Zip / Postal Code: 53233-1427	
e. Organizational Unit:		
Department Name: District Attorney's Office	Division Name: <input type="text"/>	
f. Name and contact information of person to be contacted on matters involving this application:		
Prefix: Mr.	* First Name: Matthew	
Middle Name: <input type="text"/>	* Last Name: Torbenson	
Suffix: <input type="text"/>	Title: Deputy District Attorney	
Organizational Affiliation: Milwaukee County District Attorney's Office		
* Telephone Number: (414) 278-4638	Fax Number: (414) 223-1955	
* Email: matthew.torbenson@da.wi.gov		

Application for Federal Assistance SF-424

*** 9. Type of Applicant 1: Select Applicant Type:**

B: County Government 

Type of Applicant 2: Select Applicant Type:



Type of Applicant 3: Select Applicant Type:



*** Other (specify):**

*** 10. Name of Federal Agency:**

Office on Violence Against Women

*** 11. Catalog of Federal Domestic Assistance Number:**

16.590

CFDA Title:

Grants to Encourage Arrest Policies and Enforcement of Protection Orders Program

*** 12. Funding Opportunity Number:**

OVW-2020-17563

*** Title:**

OVW FY 2020 Improving Criminal Justice Responses to Domestic Violence, Dating Violence, Sexual Assault, and Stalking Grant Program

*** 13. Competition Identification Number:**

Title:

14. Areas Affected by Project (Cities, Counties, States, etc.):

Map WI - Milwaukee County.pdf

[Add Attachment](#)

[Delete Attachment](#)

[View Attachment](#)

*** 15. Descriptive Title of Applicant's Project:**

Improving Criminal Justice Responses to Sexual Assault, Domestic Violence, Dating Violence and Stalking Grant Program

Attach supporting documents as specified in agency instructions.

[Add Attachments](#)

[Delete Attachments](#)

[View Attachments](#)

Application for Federal Assistance SF-424

16. Congressional Districts Of:

* a. Applicant:

* b. Program/Project:

Attach an additional list of Program/Project Congressional Districts if needed.

17. Proposed Project:

* a. Start Date:

* b. End Date:

18. Estimated Funding (\$):

* a. Federal	<input type="text" value="996,048.00"/>
* b. Applicant	<input type="text" value="0.00"/>
* c. State	<input type="text" value="0.00"/>
* d. Local	<input type="text" value="0.00"/>
* e. Other	<input type="text" value="0.00"/>
* f. Program Income	<input type="text" value="0.00"/>
* g. TOTAL	<input type="text" value="996,048.00"/>

*** 19. Is Application Subject to Review By State Under Executive Order 12372 Process?**

- a. This application was made available to the State under the Executive Order 12372 Process for review on
- b. Program is subject to E.O. 12372 but has not been selected by the State for review.
- c. Program is not covered by E.O. 12372.

*** 20. Is the Applicant Delinquent On Any Federal Debt? (If "Yes," provide explanation in attachment.)**

Yes No

If "Yes", provide explanation and attach

21. *By signing this application, I certify (1) to the statements contained in the list of certifications and (2) that the statements herein are true, complete and accurate to the best of my knowledge. I also provide the required assurances** and agree to comply with any resulting terms if I accept an award. I am aware that any false, fictitious, or fraudulent statements or claims may subject me to criminal, civil, or administrative penalties. (U.S. Code, Title 218, Section 1001).**

** I AGREE

** The list of certifications and assurances, or an internet site where you may obtain this list, is contained in the announcement or agency specific instructions.

Authorized Representative:

Prefix: * First Name:

Middle Name:

* Last Name:

Suffix:

* Title:

* Telephone Number: Fax Number:

* Email:

* Signature of Authorized Representative: * Date Signed:

PROJECT NARRATIVE

Purpose of Application:

Service Area and Target Population:

The service area is Milwaukee County, Wisconsin. According to the United States Census Bureau, Milwaukee County's population is 948,201. Milwaukee County is diverse, with 51% of the population identified as White, 27% identified as Black, 15% identified as Hispanic or Latino, 5% identified as Asian, and 1% identified as Native American. Additionally, Milwaukee County has a high poverty rate, with approximately 19% of the population falling below the poverty line.

The services target victims of domestic violence by jointly focusing on victim safety and offender accountability. The continuation of the grant also allows Milwaukee County's Domestic Violence High-Risk Team (DVHRT) to continue conducting multidisciplinary reviews of cases posing a significant lethality risk to victim(s) of domestic violence.

Problem to be Addressed:

In 2019 the Milwaukee County District Attorney's Office reviewed 8,084 domestic violence cases for charges. The problem to be addressed is providing a culturally sensitive and holistic approach to victim safety by empowering DV survivors with advocacy and support services at the earliest point possible and enhancing offender accountability by supporting specially trained domestic violence prosecutors to vertically prosecute felony cases and complex misdemeanor cases in three domestic violence courts. The grant proposal funds a portion of a comprehensive community strategy to enhance victim safety and hold offenders accountable by maintaining current specialized prosecution staffing levels and preserving a program providing victims with confidential services, support and crisis intervention by highly trained advocates from

a non-profit, non-governmental agency co-located in police district stations in an area of Milwaukee that serves marginalized populations.

In addition, by maintaining current staffing levels, the proposal allows for the Milwaukee County District Attorney's Office and the Sojourner Family Peace Center to continue conducting Domestic Violence High-Risk Team (DVHRT) reviews. In March of 2017 the Sojourner Family Peace Center and Milwaukee County District Attorney's Office initiated weekly multidisciplinary case reviews that seek to identify cases involving a significant lethality threat to victim(s) using a validated lethality assessment in conjunction with other case-specific factors.

Each week the DVHRT meets and reviews an average of fifteen cases in an effort to develop a plan for effective intervention through victim services, additional investigation, criminal charges, or other creative alternatives. The ultimate goal of the DVHRT is to provide timely and effective intervention to victims in high risk situations and reduce lethal incidents of domestic violence in Milwaukee County.

Describe Current Services, Their Impact and Gaps

Milwaukee County addresses the problem of domestic violence in our community with the operation of two very successful programs, each of which compliments the other: the DV Unit of the Milwaukee County District Attorney's Office (DA's Office) and the Community Domestic Abuse Advocacy Program of Sojourner Family Peace Center (CDAAP). The DA's Office operates a specialized DV Unit that reviews all intimate partner domestic violence referrals at the Sojourner Family Peace Center (SFPC), a non-profit, non-governmental family peace center that co-locates governmental and non-governmental agencies under a single roof to provide victims of domestic violence a safe setting to meet with law enforcement and receive advocacy services. The SFPC is designed to surround victims with supportive, trauma informed services. The SFPC co-

locates advocates within the within Milwaukee Police Department locations throughout the community in order to provide direct advocacy services to victims of domestic violence.

Each of these programs have multiple funding sources. The DA's Office DV Unit is supported by state and local tax funds, and a State of Wisconsin Violence Against Women Act Federal Improving Criminal Justice Response (ICJR) grant. Sojourner Family Peace Center's CDAAP is also funded by a portion of the ICJR award and receives private donations. ICJR funds awarded to our jurisdiction in OVW fiscal year 2016 are expiring and we are seeking an award to continue and expand our services to DV victims, their families and the community.

The Milwaukee County District Attorney's Office Domestic Violence Unit

The Milwaukee County District Attorney's Office has operated a specialized DV Unit to charge and prosecute all misdemeanor and felony DV offenses since 1989. Currently, the DV Unit prosecutes all misdemeanor and felony intimate partner domestic violence offenses except homicide and sexual assault, which are handled by other specialized units. DV prosecutors receive specialized training in the dynamics involved in domestic violence offenses and provide vertical prosecution on felony and complex misdemeanor cases. Moreover, prosecutors within the DV Unit are trained to examine cases for stalking behavior.

This application seeks continuation of funding for two assistant district attorney positions assigned exclusively to review and prosecute felony domestic violence cases. The funding will be essential to enable DA staff to continue vertical prosecution on all felony cases, interview victims at the SFPC, and issue cases from the SFPC.

A vertical prosecutor is one who is assigned to handle cases from charging through sentencing. Vertical prosecution promotes effective communication and collaboration with victims, advocates, and law enforcement. Vertical prosecution consistently leads to better case

outcomes, as each year the DA’s Office averages a 15-20% higher conviction rate on felony DV cases. Additionally, the DV Unit continues to try a significant number of jury trials each year: 76 trials in 2016; 94 trials in 2017; and 74 trials in 2018, most of which are felony jury trials.

In 2016, the Sojourner Family Peace Center (SFPC) opened and the DV Unit began reviewing all domestic violence cases for charges at the SFPC. The result has been a significant increase each year in victim appearance and participation in charging conferences. In 2016, 2,059 victims appeared for charging conferences, a 17% increase over 2015, when charging conferences were held at the Milwaukee County Courthouse. Co-locating in the SFPC has had a significant impact on victim participation in charging conferences. Victim participation in charging conferences has a direct correlation to increased charging rates. The chart below establishes the charging rate each year on cases where the victim appeared:

Year	Victims Appeared	Cases Issued	Percentage
2016	2,059	907	44%
2017	2,504	1,032	41%
2018	2,521	1,201	47%
2019	2,664	1,458	54%

All DV cases in Milwaukee County are assigned to three specialized DV courts. Each court is staffed with two advocates from the DA’s office who work with victims to facilitate victim safety and cooperation. In 2014, the DA’s office assigned two additional advocates to the DV Unit to provide victims with assistance during charging conferences. The advocates work closely with Sojourner and connect victims to services. The advocates also review police reports for lethality factors and make referrals to CDAAP and the DA’s office Witness Protection Unit on high-risk matters. The victim/witness advocates are employees of the DA’s office, and as such receive specialized training on intimate partner abuse.

The Community Domestic Abuse Advocacy Program of Sojourner Family Peace Center

The Community Domestic Abuse Advocacy Program (CDAAP) was established in 2007. The program's goals are to: a) assist victims of DV through confidential advocacy and support; b) increase issuance of charges and convictions for offenders by ensuring that victims have access to resources that minimize barriers to participation; and c) reduce DV related homicides and DV crimes in neighborhoods where the Milwaukee Police Department (MPD) received the greatest number of DV related calls for service. The program is conducted in partnership with MPD, the SFPC, and the Milwaukee DA's Office.

CDAAP is staffed by the SFPC. SFPC was formed in 2009 when the Task Force on Family Violence (TFFV) merged with Sojourner Truth House (STH). The TFFV was founded in 1975 by the Women's Coalition. The TFFV developed the Advocates for Battered Women Project in collaboration with the Junior League of Milwaukee. The Project has been co-located in the DA's Office for several years. Sojourner Truth House was incorporated in 1978 and it created the first shelter for battered women in Milwaukee. Gradually, both groups developed a variety of programs to serve the needs of families impacted by the tragedy of DV. The merger produced an agency capable of providing a comprehensive continuum of services that empowers both victims and abusers to live life free of violence and keep their children safe. Sojourner serves all of Milwaukee County. Sojourner program areas include:

- A 24-Hour Crisis Hotline staffed by experienced advocates and trained volunteers;
- The 42-bed Sojourner Truth House provides a safe, temporary shelter to victims and their children;
- Restraining Order Clinic at the Milwaukee County Courthouse;
- Victim Advocate Unit in the District Attorney's Office;
- Co-located advocates in Milwaukee Police District stations (CDAAP);

- Ongoing case management and advocacy links clients – both adult victims and protective parents of children who have been exposed to abuse;
- Support groups for adult survivors empower victims to develop personal safety plans and make difficult changes to increase their independence from the abuser;
- Life Skills classes focus on economic empowerment, seeking employment, education, and personal self-care;
- The *Beyond Abuse Program* for offenders;
- Education conducted in schools, businesses, health care and other settings;

CDAAP is unique – and one of only a few in the nation – because it joins law enforcement, DV advocates, and prosecution in a combined effort to reduce DV crime on a neighborhood level. SFPC Advocates are co-located within MPD District locations to encourage greater access and communication between victims, advocates and officers. Police officers refer victims to advocates immediately following a response to a DV call. 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: a) on-scene advocacy response for felony battering DV incidents; b) door-to-door outreach in high risk neighborhoods to encourage increased reporting of DV violence; and c) outreach to chronic offenders to encourage them to seek help via the *Beyond Abuse Program*.

Due to the success of the program, law enforcement sought more advocates in locations throughout the City of Milwaukee. Sojourner Family Peace Center sought additional funds from a private foundation to expand their working relationship with law enforcement and prosecutors. However, the demand for their services has far exceeded expectations.

	Law Enforcement <u>CDAAP Referrals</u>	Annual % <u>Increase</u>	Victims Accepting <u>Services</u>	Annual % <u>Increase</u>
2010	2,182	---	1,481	---
2011	4,299	97%	2,613	76.4%
2012	5,602	30.3%	3,454	32.2%
2013	5,337	-4.7%	3,533	2.3%
2014	5,047	-5.4%	3,013	-14.7%
2015	5,485	8.7%	3,442	14.2%

In spite of the pressures of increased numbers, CDAAP outcomes with 3,442 DV victims in 2015 included: (a) 98.7% of victims had strategies for enhancing their safety (safety plan); (b) 98.7% had knowledge of available community resources; and (c) 98.7% reported they understood why the incident was processed in the manner it was. These outcomes demonstrate the potential of CDAAP in addressing DV on a community level. The program has the potential to become a national model in community based advocacy response to DV.

The dramatic increase in prosecutions and CDAAP referrals has led to an examination of our partnership and the development of a strategy to focus limited resources. We recognized that our approach did not sufficiently identify high risk victims. In response, representatives from law enforcement, Sojourner, and the DA's office attended a Battered Women's Justice Project "Driving Change Conference" sponsored, in part, by OVW. Following the conference, we applied to the Maryland Network Against Domestic Violence for a technical assistance grant to implement a lethality assessment protocol (LAP) developed by Jacqueline Campbell of Johns Hopkins University. The LAP is an evidence based tool used to identify victims of DV who are at the highest risk of being seriously injured or killed by intimate partner violence. In December of 2014 the grant was awarded to Milwaukee County. By the Summer of 2015, every law enforcement agency in Milwaukee County was trained and implemented the LAP with

Sojourner's assistance. Milwaukee County is the largest jurisdiction in the country to fully implement the LAP.

The adoption and incorporation of the LAP involved the combined commitment and efforts of law enforcement, the DA's office and our non-governmental community partners.

Using the LAP, police officers in every DV investigation ask victims questions to assess their level of risk. The DA's office and Sojourner use the information to respond with supportive services based upon the unique circumstances of victims at greatest risk. CDAAP advocates have adopted a protocol in which the advocates make multiple attempts to connect with high risk victims. DA victim advocates use the LAP results to encourage participation in the criminal process and connect victims with services. LAP results are also used to identify cases for vertical prosecution.

CDAAP was designed to be proactive in neighborhoods most impacted by DV. CDAAP has extended outreach to neighborhoods, faith-based organizations and families with a history of DV to inform potential victims about the availability of services. CDAAP partners with different organizations in providing outreach efforts to increase the awareness of services available for victims of domestic violence. Advocates and MPD officers also meet with local landlord associations to share information about how they can support victim safety and hold offenders accountable. The goal is to increase awareness and ensure fair treatment by landlords, so that victims are not blamed for abuser behavior and to prevent evictions of victims who make reports to police. These outreach programs are particularly needed in underserved populations in our community. Outreach materials are distributed in Hmong, Spanish and Russian to address the needs of DV victims who might be isolated by communication barriers. Sojourner employs 11 Spanish, 1 Hmong and 2 Russian speaking advocates. Working with CDAAP advocates, the

DA's Office also assists with and certifies U-Visas in appropriate cases. Both positions will be supervised by Liz Wolter who is also bilingual (Spanish).

This grant proposal will fund direct services to marginalized communities. The city of Milwaukee's poverty rate is the fourth highest nationally for large cities, trailing Buffalo, Cleveland, and Detroit. It is also home to a growing immigrant population. According to the 2018 census, a language other than English is spoken in 16.8% of Milwaukee homes. Milwaukee's black population is one of the most poverty stricken in the nation. Only 44.7% of the working age black males (ages 16 – 64) are employed. Considering large metropolitan areas, only Buffalo and Detroit reported worse numbers. CDAAP advocates are assigned to MPD District Six and Seven, two districts serving marginalized populations.

The DA's office and MPD have extended additional law enforcement resources to address victim safety after charges are issued. In 2009, the District Attorney responded to the intimidation of victims by creating a District Attorney's Witness Security Unit (WITSEC). Although this unit was initiated as a result of gang retaliation in homicide investigations, DV has become a primary focus of WITSEC.

WITSEC conducts criminal investigations of witness tampering and intimidation crimes. Among other innovations, WITSEC actively seeks taped telephone conversations and letters between victims and defendants from the Milwaukee County Jail where offenders solicit victims to commit perjury or fail to appear for court. This has resulted in successful prosecutions for intimidation, bribery, bail jumping, criminal contempt and solicitation to commit perjury and has become a national model for gathering additional evidence. In 2009, WITSEC conducted 61 DV related investigations. By 2019, the number has increased to 193.

Year	Total Referrals	Percentage Increase/Decrease in Referrals	DV Referrals	Percentage DV Referrals	Percentage Increase in DV	Arrests
2019	348	-8%	193	55%	12%	56
2018	380	-2%	188	49%	-36%	81
2017	387	-7%	297	77%	37%	98
2016	415	-4%	232	56%	-3%	130
2015	434	26.5% +	250	58%	15.7% +	144
2014	343	6.0% -	216	63%	10% -	117
2013	365	33.2% +	233	64%	68.8% +	125
2012	274	21.2% +	138	50%	22.1% +	93
2011	226	30.6% +	113	50%	83.6% +	59
2010	173	17.7% +	67	39%	9.8% +	44
2009	147	---	61	42%	---	26

A significant advantage of WITSEC investigations has been the DV Units ability to develop and prosecute dangerous offenders without the participation of DV victims. DV prosecutors have successfully prosecuted DV offenders using hearsay statements of victims under the theory of forfeiture by wrongdoing due to WITSEC investigations. Although the investigations led to several successful prosecutions, including two cases against criminal defense attorneys involved in intimidation, the significant caseloads diminished the ability of prosecutors to take an active role in investigations. Best practices require prosecutor input during the investigative stage so that evidence is gathered in a manner that is lawful and opportunities for additional evidence are not lost.

ICJR funding has allowed the DA's office to target chronic misdemeanor and felony offenders with vertical prosecution. Vertical prosecution is widely viewed as the most effective method. With an emphasis on investigating and preventing intimidation, and vertical prosecution of the most serious cases by specially trained DV prosecutors, there has been a significant

increase in felony prosecutions and trials. In spite of the significant jump in workload, the conviction rate for felony prosecution has never been higher.

The Continued Need for the Project / The Community to be Served

The number of DV criminal charges and DV related referrals to CDAAP illustrate the continued need for this project. According to the 2018 census, almost 1/5 (18.9%) of the families living in Milwaukee have incomes below the poverty level. For families with children, 27.6% have incomes below the poverty level. Additionally, minority families in Milwaukee County are impacted by poverty at far higher rates, with 33% of Blacks falling under the poverty line, 23% of the Asian population falling under the poverty line, and 22% of Hispanics falling under the poverty line.

Homeland Security has designated Milwaukee a reception center for immigration. This highlights the importance of having in place a police practice that connects with a culturally competent social service agency to address the broad range of needs of victims impacted by violence. As noted earlier, CDAAP employs several bilingual advocates to address the needs of traditionally underserved and isolated populations. In this matter, Milwaukee seeks to protect ALL victims and hold offenders accountable to promote a safer community. In that regard, SFPC and the DA's Office do not have any procedures or policies that exclude victims from receiving safe shelter, advocacy services, counseling and other assistance based upon their actual or perceived age, immigration status, race, religion, sexual orientation, gender identity, mental or physical health condition, criminal record, work in the sex industry or the age and/or gender of their children.

The Project Complements the State's STOP Violence Against Women Implementation Plan

Our project complements Wisconsin's Stop Violence Against Women Implementation Plan in several respects. Law enforcement, DA staff and SFPC advocates have all incorporated the lethality research to focus resources on victims of highest risk. Although homicide prevention is a daunting task, Milwaukee has become the largest jurisdiction in the nation to have all of our first responders screen for lethality.

Moreover, the work of the Domestic Violence High Risk Team (DVHRT) in conducting weekly reviews of cases that are screened as involving a high lethality risk represents a new and innovative approach to directly addressing domestic violence homicides in a large and diverse urban area. The DVHRT is comprised of members of the DA's Office, the Sojourner Family Peace Center, law enforcement, and the Department of Corrections working in conjunction with one-another to seek effective interventions to high risk cases.

Our collaboration promotes a culturally sensitive victim centered coordinated community response to domestic violence. The opening of the Sojourner Family Peace Center in 2016 (SFPC) illustrates that Milwaukee embraces victim services in a manner which will ensure multi-cultural inclusion. As part of its commitment to community collaboration, the SFPC constructed office space for advocacy groups that address domestic violence in marginalized communities including the Latina Resource Center, Hmong American Women's Association and Milwaukee Muslim Women's Coalition. Additionally, over half of Sojourner employees are Hispanic or Black. Finally, representatives from Sojourner, the DA's office, and MPD all attend meetings with the Milwaukee Commission on Domestic Violence and Sexual Assault, Milwaukee's coordinated community response team.

Information Regarding Other OVW Grants and Applications.

Applicant has received a VAWA grant through the Wisconsin Department of Justice involving one prosecutor focusing on being a regional resource prosecutor on domestic violence and sexual assaults. This position requires an annual application for funds.

What Will be Done

District Attorney Domestic Violence Unit – Goals and Objectives

This project will provide continuation funding for 2 assistant district attorney positions assigned exclusively to the DV Unit. The positions will continue to strengthen prosecution efforts directed at stalking, misdemeanor and felony DV cases. The Unit is also focusing on DV related witness intimidation. The maintenance of a strong, dedicated and well trained unit of prosecutors to work collaboratively with partners in law enforcement and community advocates is at the core of Milwaukee's plan to combat domestic violence. The goals and objectives are designed to maintain a high degree of offender accountability, promote victim safety and collaborate with law enforcement and community partners in training and system improvements.

GOAL I: To maintain vertical prosecution of felony and serious misdemeanor cases assigned to the 3 specialized DV courts.

OBJECTIVE ONE: Maintain offender accountability with a conviction rate of 70% or better for felony prosecution.

GOAL II: To maintain staffing levels enabling 3 assistant district attorneys and 2 victim/witness advocates for each of the 3 specialized DV courts.

OBJECTIVE ONE: Resolve 70% of all cases assigned to the DV courts in an average of 150 days or less from the defendant's initial appearance in court.

OBJECTIVE TWO: Prosecution review at the Family Peace Center of all cases where the victim has responded to law enforcement's request to appear.

OBJECTIVE THREE: Prosecution review of all in-custody DV cases within 48 hours of the defendant's arrest.

OBJECTIVE FOUR: Prosecution review and decision on all warrant requests within 14 days of the alleged DV incident.

GOAL III: Conduct multidisciplinary case reviews on cases that demonstrate a high lethality risk using a validated lethality assessment in conjunction with identified case specific risk factors.

OBJECTIVE ONE: Prosecution participation in all domestic violence high risk team (DVHRT) meetings and tracking of case outcomes on staffed cases.

DV cases are reviewed 7 days a week by the DA's Office. Prompt decisions following a DV incident promote victim safety. On charged cases, the abusers initial appearance typically takes place within 24 hours of the district attorney review. The charging prosecutor always prepares a written no-contact order and the court commissioner almost always signs the order. A copy of the order is served on the defendant in court and is mailed to the victim by DA support staff, usually within 48 hours of the initial appearance.

DV cases are excluded from the DA Diversion Program. However, Deferred Prosecution Agreements in provable, issued cases, involving defendants who enter guilty pleas in relatively minor cases are permitted. These are approved and monitored by the DV court judges.

Mediation or couples counseling is never ordered as a condition of any disposition in the DV courts. Anger management is never recommended at sentencing. Upon DA's office

recommendation, focused Batterer's Intervention Programs are routinely court ordered as part of any sentence or Deferred Prosecution Agreement in Milwaukee's DV courts.

Victims are never referred to Child Protection Services solely for DV issues. Although attempts are made in every case to interview the victim prior to case issuance, Wisconsin law prohibits refusing prosecution solely on a victim's consent to prosecution. However, victims are given every opportunity to express their preference for the issuance of criminal charges and those wishes are considered if a case cannot be proven without their assistance. In recognition of DV victim dynamics, victims are not charged with obstruction for giving conflicting statements to police or prosecutors about an incident.

Continued funding will preserve three important initiatives: 1) the transfer of the charging function of the DV Unit to the FPC; 2) the DA Witness Security Unit (WITSEC) focus on DV cases; 3) the incorporation of the LAP to focus prosecution resources on high risk victims and the implementation of the Domestic Violence High Risk Team.

WITSEC investigations require significant prosecutor involvement due to the necessity to subpoena phone records, prepare warrants and the labor intensive use of taped telephone conversations. Project funding will enable DV Unit prosecutors to continue meaningful participation during threat investigations and promote the effective use of gathered evidence.

The Milwaukee SFPC is unique in two respects. Similar projects around the country were organized around criminal justice and governmental services. The SFPC was organized and built focusing on providing services to DV victims. The SFPC was one of the first nationally to co-locate a Child Advocacy Center. Its mission is to advocate for victim's safety and quality of life, surrounding the victim with the support and resources at a critical time.

In recognition of this important resource, the DA's office has obtained the agreement of every law enforcement agency in Milwaukee County to invite victims to charging conferences and review cases at the SFPC. Our partnership with Sojourner recognizes the empirical evidence that victims who connect with services are safer and have better outcomes. Moving the DA DV Unit to the SFPC has significantly impacted the workload of prosecutors as it removes charging prosecutors from the court complex for a full week each charging cycle, making it more cumbersome to cover court appearances. Nevertheless, it is important that criminal justice professionals wholeheartedly embrace the critical role that culturally sensitive and community connected advocates and service providers play in empowering victims of DV.

The impact of moving the DV Unit's charging function to the SFPC has resulted in a substantial increase in victims attending charging conferences. Our statistics demonstrate a direct correlation between victim attendance at charging conferences and an increased charging rate.

As all of our partners have incorporated the LAP, DA victim advocates have been assigned to review the implications of the assessment with victims with the assistance of prosecutors. Although we welcome this important partnership with SFPC, and an opportunity to focus resources on high risk victims, grant funds are critical to staffing this initiative.

Community Domestic Abuse Advocacy Program (CDAAP) of Sojourner Family Peace Center – Goals and Objectives

This project will provide continuation funding for 2 CDAAP advocates. MPD officers will continue to refer victims to the program after DV related calls for service. The advocates will help victims explore their options, develop a safety plan, and access community resources that will support their efforts to remain safe and achieve freedom from abuse.

CDAAP advocates provide community based confidential advocacy and link victims to services such as community shelters, legal advocacy, education, support services, life skills, and job training to support victims achieve self-sufficiency and freedom from violence.

In recognition of a victim's ability to assess her unique situation and risk of future harm, the DA's Office may refer victims to CDAAP advocates for services in lieu of participation in the criminal case. Victim autonomy is recognized and valued and CDAAP is a gateway to a variety of resources that empower victims. Although these resources often compliment criminal prosecution, CDAAP services give victims options allowing them to make an informed choice about whether to testify in a criminal case.

Advocates will also continue outreach to targeted neighborhoods that experience the greatest volume of DV police calls for service. This will increase awareness about DV crimes and shift social norms so that victims will seek help, perpetrators will change their violent behaviors, and families, neighbors, employers and landlords will support victims and report DV they encounter in our community.

Every victim of DV has the right to pursue justice against their abuser. The complexity of our criminal and civil justice system's response to DV is often confusing and intimidating to victims. This is especially true for low income women, women of color, undocumented women, and non-English speaking women. CDAAP advocates explain the systems and provide courtroom support when desired by victims. They also assist with transportation.

CDAAP advocates will be trained and certified to administer the LAP. They will also seek the permission of the victims to share this important information with police and prosecutors. This will enable partners to better focus resources where victims are at high risk for serious injury or death. CDAAP is an effective model for addressing the needs of victims. The

goals and objectives are designed to focus on advocacy for victim's safety and empowerment when victims need it most, at the time they report abuse.

GOAL I: To maintain CDAAP staffing at MPD district stations.

OBJECTIVE ONE: Continue collaboration between victim advocates, law enforcement, and prosecution, by maintaining advocate response to victim referrals.

GOAL II: Perform risk assessments on victims of felony DV and chronic offenders to identify high risk victims. Have high risk cases staffed by the DVHRT.

OBJECTIVE ONE: Reduce re-victimization by encouraging more high risk victims to utilize services and cooperate with prosecution.

GOAL III: To provide immediate access by victims to CDAAP advocates following a referral by law enforcement.

OBJECTIVE ONE: Victims will develop strategies to keep themselves safe. This will be measured by the number victims who develop a safety plan.

OBJECTIVE TWO: Victims will have increased knowledge about community resources available to support their efforts to attain self-sufficiency and independence from abuse. This will be measured by the number of victims who self-report increased knowledge during intake and follow-up surveys.

OBJECTIVE THREE: Victims will have a clear understanding of why their DV report to police was processed in the manner it was. This will be measured by the number of victims who self-report increased knowledge during intake and follow-up surveys.

Victims may receive services regardless of their level of involvement with the criminal and civil legal systems. They are not required to file a protection order or cooperate with a criminal investigation or prosecution. CDAAP is a gateway to many important resources and

provides confidential advocacy focused on victim empowerment and safety. Safety planning is a part of every initial conversation and every on-going service for all victims.

Who Will Implement the Project

The Milwaukee County District Attorney's Office and Sojourner Family Peace Center will be responsible for implementing the project. The Memorandum of Understanding outlines the partnership of the police, prosecutors and CDAAP as well as the history of collaboration.

Key Personnel of the Domestic Violence Unit of the Milwaukee County District Attorney's Office and Sojourner Family Peace Center

At the present time, the DV Unit consists of 23 full time equivalent positions: 11 prosecutors; 8 victim/witness specialists; 3 paralegals; and 2 clerical support staff. Two of the existing prosecutors are 2016-WE-AX-0046 ICJR funded. The DV Unit has historically taken a leadership role in Wisconsin with team members authoring the Wisconsin Domestic Violence Prosecution Manual. The DV Unit Director is Assistant District Attorney Nicholas Heitman. He will be responsible for the day to day operations of the DV Unit. Since 2017, ADA Heitman has represented the DA's Office on the DVHRT and has had a direct impact on developing Milwaukee County's high risk team response to domestic violence matters. The supervisor of the DV Unit will be Deputy District Attorney Matthew J. Torbenson. He is a past commissioner with the Milwaukee Commission on Domestic Violence and Sexual Assault and attends commission meetings regularly. The Commission facilitates a Coordinated Community Response Team that is comprised of system and community based organizations, as well as victims of DV and sexual assault. The resumes for DDA Torbenson and ADA Heitman are attached.

Sojourner will be responsible for staffing and supervising the CDAAP advocates. Hector Hernandez will be responsible for the day to day operations. Carmen Pitre, President and

CEO, and Liz Marquardt will also assist in supervision and grant management. Their resumes are attached.

Milwaukee County District Attorney and Sojourner Family Peace Center Partnership

The Milwaukee County District Attorney Office has had a long standing tradition of co-location with a community based DV victim advocate agency. A detailed memorandum of agreement between the Sojourner Family Peace Center, Milwaukee Police Department and the Milwaukee County DA's Office, which includes the history of their collaboration is attached.

Sustainability Plan

Assistant District Attorneys are state employees in Wisconsin. Wisconsin's budget covers a 2-year period from July 1 of one odd-numbered year through June 30 of the next odd-numbered year. The present biennium will end in July 2021. The next opportunity to obtain a state funded prosecutor to fill these grant positions would not be until well after that, and the likelihood of obtaining such positions is negligibly low.

Sojourner Family Peace Center supports all of its programs with a combination of public and private funding. Every year, management must make programmatic decisions based on the demand for services and the availability of funding. The demand for confidential advocates in MPD district stations required a restructuring and reallocation of resources in early 2012. The ICJR funded advocates have been supplemented by additional advocates underwritten by Victim of Crime Act funding and private donations. While SFPC is committed to responding to the needs of victims, continued staffing at current levels is dependent on continued federal funding.

Budget Narrative & Budget Detail Worksheet Background and Grant History

Milwaukee County has enjoyed a long and positive history with the Office on Violence Against Women (OVW) in achieving their mutually shared goal of addressing the crimes of domestic violence and stalking.

On September 1, 2006, Milwaukee County received a grant of \$1,393,225 from 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-WE-AX-0029, to promote victim safety and enhance prosecution in domestic violence cases. That project provided 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 2013 GTEA project. The positions of assistant district attorney which were lost

when the previous GTEA grant ended on June 30, 2013 were abolished. Consequently, positions 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. In fact, however, because of the initial delay in the implementation of 2013 GTEA project, funds from that grant were not exhausted until the period ending September 30, 2017.

In September 2016, Milwaukee County received a second, continued three year grant under the fiscal year 2016 ICJR program, grant number 2016-WE-AX-0046, in the amount of \$900,000. The grant provided continued 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. For the reasons stated in the previous paragraph, the first substantial expenditure of 2016 ICJR funds did not occur until almost one year into the new project period. This delay in the expenditure of funds resulted in the program having an available balance of \$496,351 as of January 1, 2019, more than half of the original award. Consequently, Milwaukee County elected to defer application for funding until fiscal year 2020. We project funds will be exhausted by the end of September 2020.

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. October 1, 2020, to September 30, 2023

Name/Position	Computation	Cost
Assistant District Attorney 1 Elizabeth Longo or successor	\$68,141/yr. x 100% year 1	\$216,902
	\$72,301/yr. x 100% year 2	
	\$76,460/yr. x 100% year 3	
Assistant District Attorney 1 Elizabeth Larson or successor	\$61,838/yr. x 100% year 1	\$197,995
	\$65,998/yr. x 100% year 2	
	\$70,159/yr. x 100% year 3	

The assistant district attorneys are state employees in the Milwaukee County district attorney’s office. The salaries listed above 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. For 2019, with a legal staff of 121.5 FTE prosecutor positions, there were 20 new hires of assistant district attorney to fill 20 departures.

The prosecutor positions are and will be dedicated exclusively to ICJR 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 \$414,897

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. October 1, 2020, to September 30, 2023

Name/Position	Computation	Cost
Assistant District Attorney 1 Elizabeth Longo or successor	\$35,434/yr. x 100% year 1	\$112,790
	\$37,596/yr. x 100% year 2	
	\$39,760 /yr. x 100% year 3	
Assistant District Attorney 1 Elizabeth Larson or successor	\$30,329/yr. x 100% year 1	\$97,109
	\$32,370/yr. x 100% year 2	
	\$34,410/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 percent of salary, and life insurance, workers' compensation, and short-term disability costs average approximately 1.5 percent of salary for state prosecutors in the District Attorney's office. Health insurance costs range from approximately 15 to 40 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 \$209,899

Total Personnel & Fringe Benefits \$624,796

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
	TBD	Hotel	\$130/night x 2 nights x 3 ADAs x 2 trips	\$1,560
	TBD	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
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Not applicable.

SECTION D TOTAL -0-

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
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Not applicable.

SECTION E TOTAL -0-

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
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Not applicable.

SECTION F TOTAL -0-

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 as follows:

Continuation Funding – Approx. October 1, 2020, to September 30, 2023

Name/Position	Type	Computation	Cost
Victim Advocate 1 Kao Mee Vang or successor	Salary	\$45,116/yr. x 100% year 1	\$139,105
		\$46,357 /yr. x 100% year 2	
		\$47,632/yr. x 100% year 3	
	Fringe Benefits	\$10,562 fringe benefits x 1 advocate - year 1	\$33,523
		\$11,160 fringe benefits x 1 advocate - year 2	
		\$11,801 fringe benefits x 1 advocate - year 3	

Name/Position	Type	Computation	Cost
Victim Advocate 2 Laura Warichak or successor	Salary	\$43,492/yr. x 100% year 1	\$134,097
		\$44,688 /yr. x 100% year 2	
		\$45,917 /yr. x 100% year 3	
	Fringe Benefits	\$10,078 fringe benefits x 1 advocate - year 1	\$32,027
		\$10,661 fringe benefits x 1 advocate - year 2	
		\$11,288 fringe benefits x 1 advocate - year 3	

Sojourner Personnel Subtotal

\$338,752

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.

The salary estimates are based on the current salaries of the Sojourner project victim advocates, with an estimate of 2.75 percent annual cost-of-living increases in the second and third years of the grant period. Fringe benefits, which are approximately 24.1 percent of salary for Victim Advocate 1 and 23.9 percent of salary for Victim Advocate 2, are for FICA payments, health and dental insurance, retirement fund contributions in the form of a three (3) percent employer match to the employee's 403(b) plan, life insurance and short term disability insurance.

Direct Victim Support	Type	Computation	Cost
Victim Support administered by Sojourner in the form of food, transportation (i.e., bus passes, cabs, and relocation), emergency housing (e.g., short term hotel stays), and security equipment (e.g., cameras, new locks, motion lights), all directly provided to victims and their children.	Direct Support	\$7,500/yr. for year 1	\$22,500
		\$7,500 /yr. for year 2	
		\$7,500 /yr. for year 3	

Sojourner Direct Victim Support Subtotal

\$22,500

Sojourner will administer a fund, at the level of \$7,500 per year for three years, for direct support to domestic violence and stalking victims and their children. These funds are intended to meet emergent needs for victims in times of crisis. Direct victim support will be provided in the following categories: food, transportation (i.e., bus passes, cabs, and relocation), emergency housing (e.g., short term hotel stays), and security equipment (e.g., cameras, new locks, motion lights).

Purpose of Travel	Location	Item	Computation	Cost
OVW technical assistance for Sojourner Family Peace Center victim advocates and law enforcement officers	TBD	Airfare	\$320 x 3 persons x 2 trips	\$1,920
	TBD	Hotel	\$130/night x 2 nights x 3 persons x 2 trips	\$1,560
	TBD	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 \$366,252

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	\$414,897
B. Fringe Benefits	\$209,899
C. Travel	\$5,000
D. Equipment	\$0
E. Supplies	\$0
F. Construction	\$0
G. Consultants/Contracts	\$366,252
H. Other	\$0
Total Direct Costs	\$996,048
I. Indirect Costs	\$0
Total Project Costs	\$996,048

Federal Request \$ 996,048

Non-Federal Amount \$ -0-