

Nola Foulston District Attorney 535 N. Main Wichita, Kansas 67203 316-660-3600 foulston@sedgwick.gov

### Mission:

□ To enforce the laws of the State of Kansas by effectively, fairly and consistently administering justice within the framework of the constitution and laws of this jurisdiction. To review, investigate, deter and prosecute all criminal and civil violations in a manner that is consistent and that maximizes public safety, the rights of crime victims and protects the rights of all citizens of the State of Kansas within the County of Sedgwick. To improve the law and make the law conform to the needs of society are the primary focus and empowerment of this office with the further goal of improving the overall quality of life for the citizens of our community.

The District Attorney prosecutes violations of the criminal laws of Kansas, institutes proceedings to protect abused and neglected children, prosecutes juvenile offenders, secures care and treatment in alcohol, drug, and mental commitment cases, appears before appellate courts of Kansas, the federal courts, and the United States Supreme Court in regard to civil and criminal appeals, enforces the Kansas Consumer Protection Act, and provides services to victims and witnesses to ensure their fair treatment in the criminal justice system.

In the traditional sense, the office is responsible for the prosecution of offenders in the criminal justice system; however, it has become increasingly necessary to not only recognize that punishment of offenders is appropriate, but also that victims of crime should be.

Budget Adjustments:	
Item:	Amount:
• CINC Staffing Addition (2.0 FTEs)	\$84,683
Consumer Staff Addition–Investigator	\$40,168
(1.0 FTE)	
Total	\$124,851
afforded protection and consideration in	making the

afforded protection and consideration in making the criminal justice system viable for our community.

District Attorney Nola Foulston has established specialized prosecution units in the traditional prosecution office that not only participate in trial of offenders, but are also intricately involved in victim assistance, crime prevention and intervention issues. These units include:

**Budget Summary by Fund** 

### Budget Summary by Category

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Expenditures	2006 Actual	2007 Adopted	2007 Revised	2008 Budget	% Chg. 07-08	Expenditures	2007 Revised	2008 Budget
Personnel	6,958,176	7,452,869	7,401,316	8,016,454	8.3%	General Fund	7,643,892	7,823,075
Contractual Services	550,988	519,074	558,744	339,990	-39.2%	Dist Atty - Grants	692,221	658,794
Debt Service	<i>-</i>	· -	· -	-		Law Enforce - Grants	2,351	-
Commodities	229,039	484,800	453,404	154,425	-65.9%	Pros Attorney Train	75,000	29,000
Capital Improvements	· -	· -	-	-		,	,	,
Equipment	-	-	-	-				
Interfund Transfers	6,722	-	-	-				
Total Expenditures	7,744,924	8,456,743	8,413,464	8,510,869	1.2%	Total Expenditures	8,413,464	8,510,869
Revenue								
Taxes	-	-	-	-				
Intergovernmental	585,431	564,587	564,587	569,410	0.9%			
Charges For Service	404,576	417,898	417,898	422,271	1.0%			
Other Revenue	165,961	191,908	150,882	152,339	1.0%			
Total Revenue	1,155,968	1,174,393	1,133,367	1,144,020	0.9%			
Full-Time Equivalents (FTEs)	126.00	126.00	126.00	129.00	2.4%			



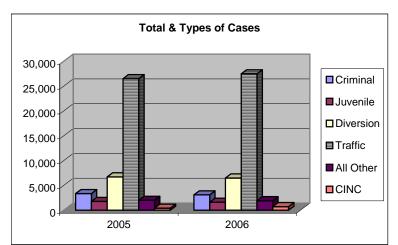
## Budget Summary by Program

		E	xpenditures			Ful	I-Time Equivalen	ts (FTEs)	
Program	2006 Actual	2007 Adopted	2007 Revised	2008 Budget	% Chg. 07-08	2007 Adopted	2007 Revised	2008 Budget	% Chg. 07-08
D.A. Admin.	1,288,061	1,722,663	1,657,663	1,307,818	-21.1%	14.50	16.50	16.50	0.0%
Consumer Fraud	406,837	433,619	438,619	500,699	14.2%	7.50	7.50	8.50	13.3%
Probate	-	-	-	-		1.00	-	-	
Adult Diversion	226,844	309,346	309,346	310,671	0.4%	7.00	6.00	6.00	0.0%
Traffic	443,623	506,799	516,799	480,245	-7.1%	11.00	9.00	9.00	0.0%
Trial	2,065,063	2,064,584	2,064,584	2,268,123	9.9%	28.00	29.00	29.00	0.0%
Juvenile	459,046	496,166	506,166	496,618	-1.9%	8.75	8.75	8.75	0.0%
Appellate	509,425	501,536	502,536	532,869	6.0%	7.00	7.00	7.00	0.0%
Case Coord.	319,071	316,245	316,245	360,850	14.1%	6.00	7.00	7.00	0.0%
Investigation	271,923	269,014	275,014	288,427	4.9%	4.50	4.50	4.50	0.0%
Records	178,365	178,590	203,590	190,359	-6.5%	5.00	5.00	5.00	0.0%
Witness Fees	20,951	36,000	36,000	32,000	-11.1%	-	-	-	
Sexual Assault Supp.	153,250	80,000	80,000	140,000	75.0%	-	-	-	
DA Traffic Diversion	57,004	58,409	60,409	61,818	2.3%	1.00	1.00	1.00	0.0%
Juvenile Diversion	89,098	94,005	98,005	105,465	7.6%	2.00	2.00	2.00	0.0%
CINC	545,614	576,916	578,916	747,113	29.1%	9.50	10.50	12.50	19.0%
Consumer Invest.	63,280	67,064	67,064	67,539	0.7%	1.00	1.00	1.00	0.0%
Juv. Intermed. Diver	184,756	194,556	194,556	200,278	2.9%	4.25	4.25	4.25	0.0%
VAWA	72,479	74,341	74,341	76,530	2.9%	1.50	1.50	1.50	0.0%
CVAF Grant	5,050	45,630	-	-		1.00	-	-	
Truancy	160,314	168,403	168,403	172,613	2.5%	3.50	3.50	3.50	0.0%
DA Family Group Conf	133,575	147,957	147,957	97,393	-34.2%	2.00	2.00	2.00	0.0%
Pros Atty Trust Fund	854	34,500	34,500	35,350	2.5%	-	-	-	
DA Training	69,945	75,000	75,000	29,000	-61.3%	-	-	-	
DA other grants	11,721	-	2,351	-	-100.0%	-	-	-	
Juv. Div. UA Fees	8,774	5,400	5,400	9,090	68.3%	-	-	-	
Total	7,744,924	8,456,743	8,413,464	8,510,869	1.2%	126.00	126.00	129.00	2.4%

Consumer Fraud & Economic Crime, Juvenile Offender Division, Child In Need of Care Unit, Trial Unit, Appellate Division, Traffic Division, Adult, Juvenile and Traffic Diversion, and Administration.

Department accomplishments include more than 33,000 new cases were processed during 2006. Case types include juvenile offender, adult criminal, traffic, child in need of care, consumer, fish and game, care and treatment, and appeals. Expansion of traffic, adult and juvenile diversion programs occurred in 2006 providing for greater accountability for criminal acts. More than 4,100 new diversion cases were accepted during 2006. Increased use of technology during 2006 has streamlined many day-to-day processes and provides greater efficiencies.

Goals of the District Attorney's Office include ensuring fair and judicious application of the laws of the State of Kansas; ensuring efficient use of resources while providing quality services to the citizens of Sedgwick County; maintaining the highest level of professionalism in all aspects of daily operations.





## • District Attorney Administration

The Administration unit provides general management, administrative and technical support as well as legal education services to all District Attorney programs. Such activities include human resource management, fiscal management, staff training, grants management, technology acquisition and maintenance, and public and law enforcement education on prosecution and court functions.

2006 Actual	2007 Adopted	2007 Revised	2008 Budget	% Chg. 07-08
, ,	, ,	· · ·		10.8%
128,955	199,443	184,443	45,000	-75.6%
-	-	-	-	
104,697	421,000	371,000	41,275	-88.9%
-	-	-	-	
-	-	-	-	
-	-	-	-	
1,288,061	1,722,663	1,657,663	1,307,818	-21.1%
-	-	-	-	
-	-	-	-	
-	-	-	-	
5,611	5,979	5,979	5,389	-9.9%
5,611	5,979	5,979	5,389	-9.9%
15.50	14.50	16.50	16.50	0.0%
	Actual 1,054,409 128,955 - 104,697 - - - 1,288,061 - - 5,611 5,611	Actual     Adopted       1,054,409     1,102,220       128,955     199,443       -     -       104,697     421,000       -     - <td>Actual     Adopted     Revised       1,054,409     1,102,220     1,102,220       128,955     199,443     184,443       -     -     -       104,697     421,000     371,000       -     -     -</td> <td>Actual     Adopted     Revised     Budget       1,054,409     1,102,220     1,102,220     1,221,543     1,221,543       128,955     199,443     184,443     45,000     41,275       104,697     421,000     371,000     41,275       -     -     -     -       104,697     421,000     371,000     41,275       -     -     -     -       -     -     -     -       -     -     -     -       -     -     -     -       -     -     -     -       -     -     -     -       -     -     -     -       -     -     -     -       -     -     -     -       -     -     -     -       -     -     -     -       -     -     -     -       -     -     -     -       -     -     -</td>	Actual     Adopted     Revised       1,054,409     1,102,220     1,102,220       128,955     199,443     184,443       -     -     -       104,697     421,000     371,000       -     -     -	Actual     Adopted     Revised     Budget       1,054,409     1,102,220     1,102,220     1,221,543     1,221,543       128,955     199,443     184,443     45,000     41,275       104,697     421,000     371,000     41,275       -     -     -     -       104,697     421,000     371,000     41,275       -     -     -     -       -     -     -     -       -     -     -     -       -     -     -     -       -     -     -     -       -     -     -     -       -     -     -     -       -     -     -     -       -     -     -     -       -     -     -     -       -     -     -     -       -     -     -     -       -     -     -     -       -     -     -

#### **Goals:**

- Ensure adherence of fair and equal treatment in accordance with state law, prosecution standards and compliance of office and County policies
- Ensure prudent use of resources
- Provide efficient, appropriate and timely assistance to citizens, law enforcement and government agencies

## • Consumer Fraud

The Consumer Fraud and Economic Crime unit enforces the Kansas Consumer Protection Act, the Kansas Charitable Organization and Solicitations Act, the Kansas Open Meetings Act, and the Kansas Open Records Act, along with several other state civil statutes. Attorneys and investigators within the unit assist citizens by investigating possible violations of the law and file formal legal actions when appropriate.

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	2006	2007	2007	2008	% Chg.
Expenditures	Actual	Adopted	Revised	Budget	07-08
Personnel	388,687	423,818	423,818	487,399	15.0%
Contractual Services	12,002	4,001	9,001	7,500	-16.7%
Debt Service	-	-		-	
Commodities	6,148	5,800	5,800	5,800	0.0%
Capital Improvements	-	-		-	
Equipment	-	-		-	
Interfund Transfers	-	-	-	-	
Total Expenditures	406,837	433,619	438,619	500,699	14.2%
Revenue					
Taxes	-	-		-	
Intergovernmental	-	-		-	
Charges For Service	-	-		-	
Other Revenue	19,283	17,741	17,741	18,035	1.7%
Total Revenue	19,283	17,741	17,741	18,035	1.7%
Full-Time Equivalents (FTEs)	7.50	7.50	7.50	8.50	13.3%

- Proceed with joint enforcement and public information efforts to reduce the number of internet complaints and frauds
- Focus on enforcement of statutes relating to out-of-state consumer transactions and reduce the number of consumer problems and complaints in this area
- Investigate and prosecute all complaints regarding violations of the Kansas Consumer Protection Act



## • Probate

The Probate unit operates in accordance with civil statues on involuntary commitment of individuals who are a danger to themselves or others because of mental illness or severe alcohol or substance abuse. The position has been frozen and transferred to another program within the District Attorney's Office.

Fund: General Fund				1	8002-110
	2006	2007	2007	2008	% Chg.
Expenditures	Actual	Adopted	Revised	Budget	07-08
Personnel	-	-	-	-	
Contractual Services	-	-	-	-	
Debt Service	-	-	-	-	
Commodities	-	-	-	-	
Capital Improvements	-	-	-	-	
Equipment	-	-	-	-	
Interfund Transfers	-	-	-	-	
Total Expenditures	-	-	-	-	
Revenue					
Taxes	-	-	-	-	
Intergovernmental	-	-	-	-	
Charges For Service	-	-	-	-	
Other Revenue	-	-	-	-	
Total Revenue	-	-	-	-	
Full-Time Equivalents (FTEs)	1.00	1.00	-	-	

#### Goal:

To ensure patients receive appropriate legal and medical assistance through coordinated efforts with local and state authorities

## • Adult Diversion

The Adult Diversion program enables qualified offenders charged with driving-under-the-influence (DUI) or certain non-violent criminal offenses to avoid a criminal conviction while being held accountable for their acts. Successful completion of a diversion program will result in the dismissal of criminal charges. Program requirements can include payment of restitution, correctional counseling, substance abuse or mental health treatment, community service work, and payment of costs, fines and other fees.

	2006	2007	2007	2008	% Chg.
Expenditures	Actual	Adopted	Revised	Budget	07-08
Personnel	211,093	299,346	299,346	300,671	0.4%
Contractual Services	4,513	5,000	5,000	5,000	0.0%
Debt Service	-	-		-	
Commodities	11,239	5,000	5,000	5,000	0.0%
Capital Improvements	-	-		-	
Equipment	-	-		-	
Interfund Transfers	-	-		-	
Total Expenditures	226,844	309,346	309,346	310,671	0.4%
Revenue					
Taxes	-	-		-	
Intergovernmental	-	-		-	
Charges For Service	106,813	129,250	129,250	114,320	-11.6%
Other Revenue	-	-		-	
Total Revenue	106,813	129,250	129,250	114,320	-11.6%
Full-Time Equivalents (FTEs)	6.00	7.00	6.00	6.00	0.0%

- To ensure accountability for criminal acts by providing for the payment of restitution for losses due to the crimes, community service work and other restorative acts
- To enable qualified offenders to avoid the consequences of a criminal conviction while reducing the risk of recidivism through participation in correctional counseling, substance abuse or mental health treatment and other rehabilitative programs
- To reduce the burden on the court and correctional systems by removing appropriate cases from the court dockets, eliminating the need for imprisonment or other formal penal sanctions



# • Traffic

The Traffic unit files and prosecutes violations of the Kansas Uniform Act regulating traffic, drivers' licensing violations, and seat belt violations. Such violations include driving-under-the-Influence of alcohol (DUI), driving while suspended (DWS), reckless driving, fleeing or eluding a law enforcement officer, driving without insurance, and numerous traffic infractions. In addition, this unit's responsibilities include handling of fish & game cases.

Fund: General Fund				1	8004-110
	2006	2007	2007	2008	% Chg.
Expenditures	Actual	Adopted	Revised	Budget	07-08
Personnel	439,029	503,799	503,799	474,245	-5.9%
Contractual Services	1,607	500	5,500	1,000	-81.8%
Debt Service	-	-	-	-	
Commodities	2,986	2,500	7,500	5,000	-33.3%
Capital Improvements	-	-	-	-	
Equipment	-	-	-	-	
Interfund Transfers	-	-	-	-	
Total Expenditures	443,623	506,799	516,799	480,245	-7.1%
Revenue					
Taxes	-	-	-	-	
Intergovernmental	-	-	-	-	
Charges For Service	-	-	-	-	
Other Revenue	4,096	6,399	6,399	6,146	-4.0%
Total Revenue	4,096	6,399	6,399	6,146	-4.0%
Full-Time Equivalents (FTEs)	9.00	11.00	9.00	9.00	0.0%

#### Goals:

- To effectively prosecute violations of the traffic laws, to consistently and professionally apply the law to deter violations and assist in maintaining safe highways and streets
- To expedite the filing of infractions and misdemeanors
- To expedite prosecutions to ensure that violators are brought into the criminal justice system as swiftly as possible

### • Trial

The Trial division is responsible for the majority of criminal prosecutions in the 18th Judicial District. Attorneys meet with law enforcement agencies, review their investigations and determine whether criminal prosecutions should commence. Once a criminal case has been filed, an attorney is assigned to the case and is responsible throughout its duration.

Specialized prosecution units within the Trial division have been created because of unique needs and dynamics associated with certain types of crimes. These units include Capital Crimes, Sex Crimes, Domestic Violence, Gang Crimes, and Drug Offense. Other responsibilities include, but are not limited to community education efforts, law enforcement training, arranging extraditions and detainers, conducting inquisitions, and assisting law enforcement with requests for search warrants.

Fund: General Fund				1	8005-110
	2006	2007	2007	2008	% Chg.
Expenditures	Actual	Adopted	Revised	Budget	07-08
Personnel	2,014,910	2,042,584	2,042,584	2,244,123	9.9%
Contractual Services	16,978	10,000	10,000	12,000	20.0%
Debt Service	-	-	-	-	
Commodities	33,175	12,000	12,000	12,000	0.0%
Capital Improvements	-	-	-	-	
Equipment	-	-	-	-	
Interfund Transfers	-	-	-	-	
Total Expenditures	2,065,063	2,064,584	2,064,584	2,268,123	9.9%
Revenue					
Taxes	-	-	-	-	
Intergovernmental	-	-	-	-	
Charges For Service	-	-	-	-	
Other Revenue	-	-	-	-	
Total Revenue			-	-	
Full-Time Equivalents (FTEs)	29.00	28.00	29.00	29.00	0.0%

### Goal:

• To fair and effectively review, investigate, deter and prosecute criminal offenders to assure accountability to crime victims and the community



# • Juvenile

Operating within the Kansas Juvenile Justice Code, the Juvenile division prosecutes juvenile offenders alleged to have violated the laws of the State of Kansas. Attorneys review case investigations presented by law enforcement agencies to determine what, if any, offenses will be charged.

Fund: General Fund				1	8006-110
	2006	2007	2007	2008	% Chg.
Expenditures	Actual	Adopted	Revised	Budget	07-08
Personnel	445,814	496,166	496,166	483,018	-2.6%
Contractual Services	3,577	-	5,000	3,600	-28.0%
Debt Service	-	-	-	-	
Commodities	9,655	-	5,000	10,000	100.0%
Capital Improvements	-	-	-	-	
Equipment	-	-	-	-	
Interfund Transfers	-	-	-	-	
Total Expenditures	459,046	496,166	506,166	496,618	-1.9%
Revenue					
Taxes	-	-	-	-	
Intergovernmental	-	-	-	-	
Charges For Service	-	-	-	-	
Other Revenue	-	-	-	-	
Total Revenue			-	-	
Full-Time Equivalents (FTEs)	8.75	8.75	8.75	8.75	0.0%

Goals:

- Promote public safety by holding juveniles accountable for their criminal behavior
- Improve the ability of juveniles to live more productively and responsibly in the community
- Impose sanctions as soon as possible to maximize the positive learning effect on juvenile offenders

### • Appeals

The Appeals unit prosecutes and defends criminal and civil appeals and original actions before the Kansas appellate courts, federal district courts, federal courts of appeals, and the United States Supreme Court. Additionally, this unit is responsible for post-conviction work, which includes pro se motions filed in criminal cases, motions to have sentences vacated, and habeas corpus proceedings. Within the Office of the District Attorney, the Appeals unit provides the other units with legal support and advice regarding Kansas law.

Fund: General Fund				1	8007-110
	2006	2007	2007	2008	% Chg.
Expenditures	Actual	Adopted	Revised	Budget	07-08
Personnel	493,337	499,636	499,636	517,869	3.6%
Contractual Services	8,988	1,400	1,400	7,500	435.7%
Debt Service	-	-		-	
Commodities	7,099	500	1,500	7,500	400.0%
Capital Improvements	-	-	· -	-	
Equipment	-	-		-	
Interfund Transfers	-	-	-	-	
Total Expenditures	509,425	501,536	502,536	532,869	6.0%
Revenue					
Taxes	-	-		-	
Intergovernmental	-	-		-	
Charges For Service	-	-		-	
Other Revenue	-	-	-	-	
Total Revenue	-	-	I "	-	
Full-Time Equivalents (FTEs)	7.00	7.00	7.00	7.00	0.0%

- Prosecute and defend appeals and original actions pursuant to applicable rules of appellate practice, statutory provisions, and case law
- Respond to pro se motions under the system instituted by the Chief Administrative Judge
- Defend motions to vacate sentences and habeas corpus proceedings



## Case Coordination

The Case Coordination unit works closely with attorneys and acts as a liaison between the criminal justice system and the public. Communication with crime victims and witnesses is facilitated through this unit. Coordinators educate, inform, and assist victims and witnesses in the criminal justice process. They also coordinate victim and witness court appearances, provide victim notification as mandated by state law, and ensure subpoenas are issued and served.

Fund: General Fund				1	8009-110
	2006	2007	2007	2008	% Chg.
Expenditures	Actual	Adopted	Revised	Budget	07-08
Personnel	297,256	301,245	301,245	345,850	14.8%
Contractual Services	3,666	7,500	7,500	7,500	0.0%
Debt Service	-	-	-	-	
Commodities	11,428	7,500	7,500	7,500	0.0%
Capital Improvements	-	-	-	-	
Equipment	-	-	-	-	
Interfund Transfers	6,722	-	-	-	
Total Expenditures	319,071	316,245	316,245	360,850	14.1%
Revenue					
Taxes	-	-	-	-	
Intergovernmental	-	-	-	-	
Charges For Service	-	-	-	-	
Other Revenue	-	-	-	-	
Total Revenue	-	-	-	-	
Full-Time Equivalents (FTEs)	7.00	6.00	7.00	7.00	0.0%

#### Goals:

- To aid crime victims in their contact with the criminal justice system
- To ensure fair, compassionate and respectful treatment of crime victims in their contact with the criminal justice system
- To provide consistent and timely victim notification as mandated by law

## • Investigations

The Investigations program serves subpoenas, interviews witnesses, transports witnesses to and from the courthouse for hearings and interviews, assists with investigations of alleged Open Meetings and Records violations, and coordinates and assists with investigations where law enforcement has exercised force, up to and including deadly force. This unit is also responsible for conducting background and criminal history checks of defendants in pending criminal cases and expungement proceedings, as well as applicants for employment within the District Attorney's Office.

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	2006	2007	2007	2008	% Chg.
Expenditures	Actual	Adopted	Revised	Budget	07-08
Personnel	243,464	256,014	256,014	263,427	2.9%
Contractual Services	25,234	13,000	18,000	22,000	22.2%
Debt Service	-	-		-	
Commodities	3,225	-	1,000	3,000	200.0%
Capital Improvements	-	-		-	
Equipment	-	-		-	
Interfund Transfers	-	-		-	
Total Expenditures	271,923	269,014	275,014	288,427	4.9%
Revenue					
Taxes	-	-		-	
Intergovernmental	-	-		-	
Charges For Service	-	-		-	
Other Revenue	-	-		-	
Total Revenue	-	-		-	
Full-Time Equivalents (FTEs)	4.50	4.50	4.50	4.50	0.0%

- Provide training to attorneys on interview techniques
- Ensure efficient and timely subpoena service
- Conduct timely and complete investigations



## • Records

The Records division is responsible for the overall management of case records that include investigative reports received from law enforcement, legal documents, transcripts, correspondence, restitution information, and criminal history information. Records personnel maintain the storage and retrieval of case files and and archival materials for all areas of the District Attorney's Office.

Fund: General Fund				1	8011-110
	2006	2007	2007	2008	% Chg.
Expenditures	Actual	Adopted	Revised	Budget	07-08
Personnel	135,947	163,590	163,590	160,359	-2.0%
Contractual Services	27,447	10,000	35,000	15,000	-57.1%
Debt Service	-	-	-	-	
Commodities	14,971	5,000	5,000	15,000	200.0%
Capital Improvements	-	-	-	-	
Equipment	-	-	-	-	
Interfund Transfers	-	-	-	-	
Total Expenditures	178,365	178,590	203,590	190,359	-6.5%
Revenue					
Taxes	-	-	-	-	
Intergovernmental	-	-	-	-	
Charges For Service	-	-	-	-	
Other Revenue	-	-	-	-	
Total Revenue		-	-	-	
Full-Time Equivalents (FTEs)	5.00	5.00	5.00	5.00	0.0%

Goal:

- To maintain and ensure timely and efficient storage and retrieval of active and archival physical records
- To accurately and efficiently capture, store and retrieve image records in accordance with applicable laws and office policies and procedures.
- To develop and maintain a centralized records retention and destruction schedule for the entire department in accordance with applicable laws and office ppolicies and procedures

### • Witness Fees

Pursuant to Kansas law, counties provide witness fees and associated travel related expenses when called to attend any hearing or inquisition. These fees may include such expenses as transportation to and from the Sedgwick County Courthouse, lodging for witnesses from out of town, and a food per diem reimbursement.

Fund: General Fund				1	8013-110
	2006	2007	2007	2008	% Chg.
Expenditures	Actual	Adopted	Revised	Budget	07-08
Personnel	-	-		-	
Contractual Services	20,615	35,000	35,000	31,000	-11.4%
Debt Service	-	-		-	
Commodities	336	1,000	1,000	1,000	0.0%
Capital Improvements	-	-		-	
Equipment	-	-		-	
Interfund Transfers	-	-	-	-	
Total Expenditures	20,951	36,000	36,000	32,000	-11.1%
Revenue					
Taxes	-	-		-	
Intergovernmental	-	-		-	
Charges For Service	-	-		-	
Other Revenue	-	93	93	103	10.5%
Total Revenue	-	93	93	103	10.5%
Full-Time Equivalents (FTEs)	-	-		-	

- To ensure timely and accurate payment of fees to witnesses
- To ensure prudent use of funds through management oversight of expenses and selective use of witnesses
- Utilize most cost effective mode of transportation



## • Sexual Assault Exam Supplies

Pursuant to Kansas law, counties provide resources to pay for the portion of the sexual assault examination fee determined necessary for the collection of evidence.

Fund: General Fund				1	8014-110
Expenditures	2006 Actual	2007 Adopted	2007 Revised	2008 Budget	% Chg. 07-08
Personnel	-	-		<u> </u>	
Contractual Services	153,250	80,000	80,000	140,000	75.0%
Debt Service	-	-	-	-	
Commodities	-	-	-	-	
Capital Improvements	-	-	-	-	
Equipment	-	-	-	-	
Interfund Transfers	-	-	-	-	
Total Expenditures	153,250	80,000	80,000	140,000	75.0%
Revenue					
Taxes	-	-	-	-	
Intergovernmental	-	-	-	-	
Charges For Service	-	-	-	-	
Other Revenue	-	-	-	-	
Total Revenue	-	-	<u> </u>	-	
Full-Time Equivalents (FTEs)	-	-	-	-	

#### Goal:

• To ensure proper and timely payment of examination fees

### • DA Traffic Diversion

Traffic Diversion enables eligible drivers to avoid a conviction while being held accountable for their violation of traffice laws through payment of costs, fines, and educational programs if warranted. Upon the successful completion of the program, charges are dismissed.

Fund: General Fund					8015-110
	2006	2007	2007	2008	% Chg.
Expenditures	Actual	Adopted	Revised	Budget	07-08
Personnel	56,937	58,309	58,309	61,218	5.0%
Contractual Services	10	100	1,100	100	-90.9%
Debt Service	-	-		-	
Commodities	58	-	1,000	500	-50.0%
Capital Improvements	-	-		-	
Equipment	-	-		-	
Interfund Transfers	-	-		-	
Total Expenditures	57,004	58,409	60,409	61,818	2.3%
Revenue					
Taxes	-	-		-	
Intergovernmental	-	-		-	
Charges For Service	201,041	251,940	251,940	209,173	-17.0%
Other Revenue	-	-	-	-	
Total Revenue	201,041	251,940	251,940	209,173	-17.0%
Full-Time Equivalents (FTEs)	1.00	1.00	1.00	1.00	0.0%

- To deter and punish traffic violations and assist in maintaining safe highways and streets
- To help expedite the processing of certain traffic infractions and misdemeanors by prompt determination of eligibility and entrance into diversion contracts
- To reduce the strain on the traffic department of the district court by permanently removing appropriate cases from the traffic dockets



## • Juvenile Diversion

The Juvenile Diversion program enables qualified juvenile offenders to avoid adjudication for crimes committed upon the successful completion of an offender diversion program. Youth who are approved for the program must accept responsibility for the offense and sign an agreement, which outlines all of the requirements of diversion. Program requirements may include a combination of payment of restitution, correctional counseling, substance abuse and mental health treatment, community service work, and payment of costs and fees.

Fund: General Fund			_	1	8016-110
	2006	2007	2007	2008	% Chg.
Expenditures	Actual	Adopted	Revised	Budget	07-08
Personnel	85,352	93,505	93,505	101,965	9.0%
Contractual Services	1,539	500	2,500	2,000	-20.0%
Debt Service	-	-	- 1	-	
Commodities	2,208	-	2,000	1,500	-25.0%
Capital Improvements	-	-	- 1	-	
Equipment	-	-	-	-	
Interfund Transfers	-	-	-	-	
Total Expenditures	89,098	94,005	98,005	105,465	7.6%
Revenue					
Taxes	-	-	-	-	
Intergovernmental	-	-	-	-	
Charges For Service	6,415	6,308	6,308	6,388	1.3%
Other Revenue	-	-	-	-	
Total Revenue	6,415	6,308	6,308	6,388	1.3%
Full-Time Equivalents (FTEs)	2.00	2.00	2.00	2.00	0.0%

Goals:

- To promote public safety, hold juveniles accountable for their behavior, and improve the ability of juveniles to live more productively and responsibly in the community
- To reduce the strain on the local juvenile justice system and to preserve scarce judicial resources
- To reduce recidivism among first time juvenile offenders

## • Child In Need of Care (CINC)

The Child in Need of Care unit has the protection of children as its primary responsibility. The unit is comprised of a Chief Attorney, staff attorneys, and support personnel whose obligation it is to screen cases and when appropriate file petitions alleging abuse or neglect. District Attorney staff work closely with SRS agency personnel and private contract providers. Once a case has been initiated, staff attorneys attend court proceedings in accordance with Kansas Code for the Care of Children, K.S.A. 38-1510.

Fund: General Fund				1	8017-110
	2006	2007	2007	2008	% Chg.
Expenditures	Actual	Adopted	Revised	Budget	07-08
Personnel	536,300	571,416	571,416	740,413	29.6%
Contractual Services	5,390	500	2,500	4,200	68.0%
Debt Service	-	-	-	-	
Commodities	3,924	5,000	5,000	2,500	-50.0%
Capital Improvements	-	-	-	-	
Equipment	-	-	-	-	
Interfund Transfers	-	-	-	-	
Total Expenditures	545,614	576,916	578,916	747,113	29.1%
Revenue					
Taxes	-	-	-	-	
Intergovernmental	-	-	-	-	
Charges For Service	-	-	-	-	
Other Revenue	-	-	-	-	
Total Revenue	-		-	-	
Full-Time Equivalents (FTEs)	10.50	9.50	10.50	12.50	1 <b>9.0%</b>

- To fairly and expeditiously review and screen cases and, where appropriate, prepare and file a petition alleging a child to be a "child in need of care"
- To work with court system to expeditiously ensure permanency for children in need of care
- To utilize the court system to ensure caregivers are complying with necessary court orders and to ensure children in need of care are afforded all appropriate services and protection



## • Consumer Investigations

Consumer Investigations assist the Consumer Fraud unit in investigations of alleged violations of the Kansas Consumer Protection Act, the Kansas Charitable Organization and Solicitations Act, the Kansas Open Meetings Act, the Kansas Open Records Act, and other state civil statutes.

Fund: Dist Atty - Grants				1	8001-259
	2006	2007	2007	2008	% Chg.
Expenditures	Actual	Adopted	Revised	Budget	07-08
Personnel	63,280	67,064	67,064	67,539	0.7%
Contractual Services	-	-		-	
Debt Service	-	-		-	
Commodities	-	-		-	
Capital Improvements	-	-		-	
Equipment	-	-		-	
Interfund Transfers	-	-		-	
Total Expenditures	63,280	67,064	67,064	67,539	0.7%
Revenue			_		
Taxes	-	-		-	
Intergovernmental	-	-		-	
Charges For Service	-	-		-	
Other Revenue	63,701	66,893	66,893	65,672	-1.8%
Total Revenue	63,701	66,893	66,893	65,672	-1.8%
Full-Time Equivalents (FTEs)	1.00	1.00	1.00	1.00	0.0%

#### Goals:

- Proceed with joint enforcement and public information efforts to reduce the number of Internet complaints and frauds
- Focus on enforcement of statutes relating to out-of-state consumer transactions and reduce the number of consumer problems and complaints in our community
- Investigate and prosecute all complaints regarding violations of the Kansas Consumer Protection Act

### • Juvenile Immediate Intervention/Diversion

The Juvenile Immediate Intervention/Diversion program is funded by the State of Kansas Juvenile Justice Authority for the creation and administration of juvenile diversion programs within the District Attorney's Office. These programs allow qualified juveniles charged with certain crimes an alternative to formal prosecution. Youth who are approved for the program must accept responsibility for the offense and sign an agreement, which outlines all of the requirements of diversion. If an individual successfully completes all of the diversion requirements, his/her case is dismissed.

Fund: Dist Atty - Grants	- Grants					
	2006	2007	2007	2008	% Chg.	
Expenditures	Actual	Adopted	Revised	Budget	07-08	
Personnel	178,373	194,556	193,245	200,278	3.6%	
Contractual Services	1,920	-	1,168	-	-100.0%	
Debt Service	-	-	-	-		
Commodities	4,464	-	143	-	-100.0%	
Capital Improvements	-	-	-	-		
Equipment	-	-	-	-		
Interfund Transfers	-	-	-	-		
Total Expenditures	184,756	194,556	194,556	200,278	2.9%	
Revenue						
Taxes	-	-	- 1	-		
Intergovernmental	292,498	194,054	194,054	194,054	0.0%	
Charges For Service	11,799	-	· -	11,103		
Other Revenue	-	-	-	(0)		
Total Revenue	304,297	194,054	194,054	205,157	5.7%	
Full-Time Equivalents (FTEs)	4.25	4.25	4.25	4.25	0.0%	

- To promote public safety, hold juvenile offenders accountable for their behavior, and improve the ability of juveniles to live more productively and responsibly in the community
- To reduce the strain on the local juvenile justice system and to preserve scarce judicial resources
- To reduce recidivism among first time juvenile offenders



# • Violence Against Women Act (VAWA)

The Violence Against Women Act (VAWA) provides federal funding to assist victims of sexual assault, domestic violence, and stalking cases. Staff inform victims and witnesses about the court process and court proceedings, and refer victims to agencies that provide direct victims services. They also compile criminal history information, perform victim and witness interviews, provide transportation when necessary, deliver subpoenas and carry out other necessary functions throughout the legal process.

Fund: Dist Atty - Grants				1	8007-259
	2006	2007	2007	2008	% Chg.
Expenditures	Actual	Adopted	Revised	Budget	07-08
Personnel	72,479	74,341	74,341	76,530	2.9%
Contractual Services	-	-		-	
Debt Service	-	-	-	-	
Commodities	-	-		-	
Capital Improvements	-	-	-	-	
Equipment	-	-	-	-	
Interfund Transfers	-	-	-	-	
Total Expenditures	72,479	74,341	74,341	76,530	2.9%
Revenue					
Taxes	-	-	-	-	
Intergovernmental	51,000	54,866	54,866	56,533	3.0%
Charges For Service	-	-	-	-	
Other Revenue	23,192	19,277	19,277	19,277	0.0%
Total Revenue	74,192	74,143	74,143	75,810	2.2%
Full-Time Equivalents (FTEs)	1.50	1.50	1.50	1.50	0.0%

Goal:

- To aid crime victims in their interaction with the criminal justice system
- To provide immediate and sustained contact with victims of domestic violence, sexual assault and stalking crimes to ensure their commitment to the prosecutorial process
- To assist victims in locating and utilizing needed social support services

## • Crime Victims Assistance Fund (CVAF)

The Crime Victims Assistance Fund (CVAF) provides funding to assist victims of crime in receiving monetary restitution ordered by the court.

The CVAF grant was discontinued in 2006.

	2006	2007	2007	2008	% Chg.
Expenditures	Actual	Adopted	Revised	Budget	07-08
Personnel	5,050	45,630	-	-	
Contractual Services	-	-	-	-	
Debt Service	-	-	-	-	
Commodities	-	-	-	-	
Capital Improvements	-	-	-	-	
Equipment	-	-	-	-	
Interfund Transfers	-	-	-	-	
Total Expenditures	5,050	45,630		-	
Revenue					
Taxes	-	-	-	-	
Intergovernmental	5,663	-	-	-	
Charges For Service	-	-	-	-	
Other Revenue	-	41,026	-	-	
Total Revenue	5,663	41,026		-	
Full-Time Equivalents (FTEs)	-	1.00	-	-	

### Goal:

• To aid crime victims in their contact with the criminal justice system



# • Truancy Prevention Program

The Truancy Prevention Program is a collaborative, community-wide effort to address truancy in a coordinated and intensified manner. This funding is used by the District Attorney's Office to provide diversion/intervention services to students that have reached the legal threshold of truancy in lieu of formal Child in Need of Care (CINC) proceedings.

Fund: Dist Atty - Grants					18010-259
	2006	2007	2007	2008	% Chg.
Expenditures	Actual	Adopted	Revised	Budget	07-08
Personnel	157,065	168,403	163,791	172,613	5.4%
Contractual Services	2,105	-	3,636	-	-100.0%
Debt Service	-	-		-	
Commodities	1,144	-	976	-	-100.0%
Capital Improvements	-	-		-	
Equipment	-	-	- 1	-	
Interfund Transfers	-	-	-	-	
Total Expenditures	160,314	168,403	168,403	172,613	2.5%
Revenue					
Taxes	-	-		-	
Intergovernmental	126,293	167,950	167,950	169,630	1.0%
Charges For Service	-	-	-	-	
Other Revenue	-	-	-	-	
Total Revenue	126,293	167,950	167,950	169,630	1.0%
Full-Time Equivalents (FTEs)	3.50	3.50	3.50	3.50	0.0%

#### Goals:

- To reduce truant behavior and continued unexcused absences while promoting improved academic success
- To reduce the number of truant CINC cases filed with the juvenile district court
- To increase student attachment to school and address issues causing the truant behavior

## • Family Group Conferencing

The Family Group Conferencing program enhances diversion services. The program includes a network of trained facilitators who conduct conferences attended by the offender, the offender's family, the victims and their supporters, and community representatives. The goal of the conference is to develop a plan of reparation to the victim and the community so they may be restored losses suffered due to the offense and to build the offender's social, educational, and community competencies.

Fund: Dist Atty - Grants				1	8011-259
Furnerality mee	2006 Actual	2007	2007 Revised	2008 Budget	% Chg. 07-08
Expenditures		Adopted		Budget	
Personnel	79,395	91,227	91,227	97,393	6.8%
Contractual Services	53,722	56,730	56,596	-	-100.0%
Debt Service	-	-	-	-	
Commodities	459	-	134	-	-100.0%
Capital Improvements	-	-	-	-	
Equipment	-	-		-	
Interfund Transfers	-	-	-	-	
Total Expenditures	133,575	147,957	147,957	97,393	-34.2%
Revenue					
Taxes	-	-	-	-	
Intergovernmental	98,255	147,717	147,717	149,194	1.0%
Charges For Service	38,798	-		39,764	
Other Revenue	, -	-	-	(0)	
Total Revenue	137,053	147,717	147,717	188,959	27.9%
Full-Time Equivalents (FTEs)	2.00	2.00	2.00	2.00	0.0%

- To promote public safety, hold juvenile offenders accountable for their behavior and improve the ability of juveniles to live more productively and responsibly in the community
- To involve victims of juvenile crime in the justice process, and to ensure that they receive reparation for the harm that was inflicted upon them
- To reduce recidivism among first time juvenile offenders



# • Prosecution Attorney Trust Fund

Funding for the trust fund is provided from proceeds received from assets disposed under the Kansas Asset Seizure and Forfeiture Act (K.S.A. 65-7014). Monies are administered at the discretion of the District Attorney, however, expenditures are conducted within statutory guidelines and are limited to law enforcement related expenses.

Fund: Dist Atty - Grants		1	18014-259		
	2006	2007	2007	2008	% Chg.
Expenditures	Actual	Adopted	Revised	Budget	07-08
Personnel	-	-		-	
Contractual Services	750	15,000	15,000	15,000	0.0%
Debt Service	-	-		-	
Commodities	104	19,500	19,500	20,350	4.4%
Capital Improvements	-	-		-	
Equipment	-	-		-	
Interfund Transfers	-	-	-	-	
Total Expenditures	854	34,500	34,500	35,350	2.5%
Revenue					
Taxes	-	-		-	
Intergovernmental	-	-		-	
Charges For Service	-	-		-	
Other Revenue	47,250	34,500	34,500	35,350	2.5%
Total Revenue	47,250	34,500	34,500	35,350	2.5%
Full-Time Equivalents (FTEs)	-	-	-	-	

Goals:

- To ensure fair and speedy legal process from filing through asset disposition
- To ensure funds expended are in compliance with state law
- To ensure prudent use of funds through management oversight of all expenditures

## • Prosecution Attorney Training Fund

The Prosecuting Attorney Training Fund is used as a funding source to provide training opportunities for staff in the District Attorney's Office. This fund is authorized under KSA 28-170a, establishing a \$1.00 fee per criminal case to be collected by the District Court and deposited in the Prosecutors' Training Fund 18002-216. Expenditures are conducted in accordance with statutory guidelines.

In previous years, fees generated through the diversion programs were deposited in the General Fund and later transferred to the Prosecutors' Training Fund, 18001-216. In 2004 the transfer was \$100,000. Beginning in 2005, a new arrangement was implemented and the transfer to the Fund was suspended. Fund depletion is anticipated within three years without reinstatement of fee income arrangements.

	2006	2007 Adopted	2007 Revised	2008	% Chg.
Expenditures	Actual	Adopted	Revised	Budget	07-08
Personnel	-	-	-	-	
Contractual Services	69,945	75,000	75,000	12,500	-83.3%
Debt Service	-	-	-	-	
Commodities	-	-	-	16,500	
Capital Improvements	-	-	-	-	
Equipment	-	-	-	-	
Interfund Transfers	-	-	-	-	
Total Expenditures	69,945	75,000	75,000	29,000	-61.3%
Revenue					
Taxes	-	-	-	-	
Intergovernmental	-	-	-	-	
Charges For Service	29,953	25,000	25,000	32,432	29.7%
Other Revenue	2,828	, -	-	2,367	
Total Revenue	32,780	25,000	25,000	34,799	39.2%
Full-Time Equivalents (FTEs)	_	-	_	_	

- To provide appropriate continuing education for legal and support staff
- To provide appropriate training materials for staff
- To conduct in-house, CLE approved training for legal staff



# • Other Grants

Each year, the District Attorney's Office receives a variety of grants from both the state and federal government. The table below outlines actual 2006 expenditures and the 2007 revised budget for grants that are expected to be discontinued for 2007.

Expenditures	2006 Actual	2007 Adopted	2007 Revised	2008 Budget	% Chg. 07-08
Personnel	-	-	-	-	
Contractual Services	-	-		-	
Debt Service	-	-		-	
Commodities	11,721	-	2,351	-	-100.0%
Capital Improvements	-	-	-	-	
Equipment	-	-	-	-	
Interfund Transfers	-	-	-	-	
Total Expenditures	11,721	-	2,351	-	-100.0%
Revenue					
Taxes	-	-	-	-	
Intergovernmental	11,721	-	-	-	
Charges For Service	-	-	-	-	
Other Revenue	-	-		-	
Total Revenue	11,721	-		-	
Full-Time Equivalents (FTEs)	-	-	-	-	



• To use grants in an appropriate manner as designated by the grant-funding agency

# • Juvenile Diversion UA Fees

Juvenile Diversion UA Fees is a grant-funded program that supports UA fees for those individuals in the program.

Fund: Dist Atty - Grants				1	8023-259
Expenditures	2006 Actual	2007 Adopted	2007 Revised	2008 Budget	% Chg. 07-08
Personnel		-		<u> </u>	
Contractual Services	8,774	5,400	5,400	9,090	68.3%
Debt Service	-,	-	-	-,	
Commodities	-	-		-	
Capital Improvements	-	-		-	
Equipment	-	-		-	
Interfund Transfers	-	-		-	
Total Expenditures	8,774	5,400	5,400	9,090	68.3%
Revenue					
Taxes	-	-		-	
Intergovernmental	-	-		-	
Charges For Service	9,758	5,400	5,400	9,090	68.3%
Other Revenue	-	-		-	
Total Revenue	9,758	5,400	5,400	9,090	68.3%
Full-Time Equivalents (FTEs)	-	-	- L	-	

### Goal:

• Provide timely and accurate payment of invoices

