

DISTRICT ATTORNEY, PUBLIC DEFENDER, AND JUSTICE

Omnibus Motion
[LFB Paper 270, 271, and 545]

Motion:

Move to modify the Governor's recommendations related to the District Attorney, and Public Defender and Department of Justice (pay progression only), as follows:

District Attorney

1. *Pay Progression [Paper #270 -- Revised]*. For the District Attorney, State Public Defender, and Department of Justice adopt Alternative 2 to provide a 2% annual increase on January 1, 2020 and 2021 for DA pay progression funding totaling \$273,600 GPR in 2019-20 and \$817,400 GPR in 2020-21, SPD pay progression funding totaling \$300,300 GPR in 2019-20 and \$903,100 GPR in 2020-21 and AAG pay progression funding totaling \$83,000 GPR, \$16,800 PR, and \$5,100 FED in 2019-20 and \$252,100 GPR, \$52,000 PR, and \$15,400 FED in 2020-21. [This alternative modifies funding provided in the bill by -\$41,100 GPR, \$1,200 PR, and \$1,600 FED in 2019-20 and -\$43,800 GPR, \$20,400 PR, and \$9,200 FED in 2020-21.]

2. *Additional Assistant District Attorney Positions [Paper #271]*. Adopt Alternative A1, B1, B2, and B3 to provide \$2,498,400 GPR and -\$608,200 PR in 2019-20, \$2,986,400 GPR and -\$632,500 PR in 2020-21, and 34.0 GPR and -7.5 PR positions annually, to provide additional prosecutors to District Attorney Offices across the state. New GPR positions would have an anticipated start date of October 1, 2019. Of the 34.0 positions, DA position authority in Buffalo County increases by 0.1 position to equal 0.6 position. [These alternatives create no change to the bill.]

3. *Adopt the following District Attorney backpage item:*

a. *Standard Budget Adjustments, Item #1.*

Public Defender

1. *Private Bar Rate and Cost to Continue [Paper #545]*. Adopt Alternative A1 to provide \$9,031,500 GPR in 2019-20 and \$16,621,700 GPR in 2020-21 to fund the cost to continue and private bar rate increase to \$70 per hour. The rate increase to \$70 per hour would begin with cases appointed on or after January 1, 2020. [This alternative creates no change to the bill.]

Adopt Alternative B2 to adjust the private bar rate biennially by a ratio equal to the consumer price index over the preceding 12-month period, all items, U.S. city average, as determined by the Bureau of Labor Statistics of the Federal Department of Labor. The first adjustment would be on January 1, 2022.

- 2. *Public Defender backpage items:*
 - a. *Standard Budget Adjustments, Item #1.*
 - b. *Interpreter Funding, Item #5.*

Note:

This motion would address the budget items relating to the District Attorney, Public Defender, and, Department of Justice (pay progression only) in the 2019-21 budget bill.

[Change to Base: \$13,206,100 GPR, \$525,800 PR, and \$5,100 FED in 2019-20 and \$22,677,300 GPR, \$287,200 PR, and \$15,400 FED in 2020-21 and 33.6 GPR and -10.5 PR positions annually]

[Change to Bill: -\$41,100 GPR, \$1,200 PR, and \$1,600 FED in 2019-20 and -\$43,800 GPR, \$20,400 PR, and \$9,200 FED in 2020-21]

M# 104

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| NYGREN | Y | <input checked="" type="radio"/> N | A |
| LOUDENBECK | Y | <input checked="" type="radio"/> N | A |
| BORN | Y | <input checked="" type="radio"/> N | A |
| ROHRKASTE | Y | <input checked="" type="radio"/> N | A |
| KATSMA | Y | <input checked="" type="radio"/> N | A |
| ZIMMERMAN | Y | <input checked="" type="radio"/> N | A |
| TAYLOR | <input checked="" type="radio"/> Y | N | A |
| GOYKE | <input checked="" type="radio"/> Y | N | A |
| | | | |
| DARLING | Y | <input checked="" type="radio"/> N | A |
| OLSEN | Y | <input checked="" type="radio"/> N | A |
| TIFFANY | Y | <input checked="" type="radio"/> N | A |
| MARKLEIN | Y | <input checked="" type="radio"/> N | A |
| STROEBEL | Y | <input checked="" type="radio"/> N | A |
| LAMAHIEU | Y | <input checked="" type="radio"/> N | A |
| ERPENBACH | <input checked="" type="radio"/> Y | N | A |
| JOHNSON | <input checked="" type="radio"/> Y | N | A |

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