

Representative Goyke  
Representative Neubauer  
Senator Erpenbach  
Senator Johnson

DISTRICT ATTORNEYS, PUBLIC DEFENDERS, AND JUSTICE

Omnibus Motion

[LFB Papers #270, #271, #395 thru #403, #485, and #486]

Motion:

Move to adopt the following items related to the District Attorney, Public Defenders, and Department of Justice:

***Pay Progression***

1. *Pay Progression (Paper #270)*. Adopt Alternative 1 to provide DA pay progression funding totaling \$1,923,800 GPR in 2021-22 and \$3,790,000 GPR in 2022-23, SPD pay progression funding totaling \$1,806,600 GPR in 2021-22 and \$3,568,000 GPR in 2022-23, and AAG pay progression funding totaling \$408,600 GPR, \$76,400 PR, and \$21,400 FED in 2021-22 and \$781,500 GPR, \$147,000 PR, and \$28,500 FED in 2022-23. Funding for pay progression would be provided on a one-time basis.

***District Attorneys***

2. *Additional Assistant District Attorney Positions (Paper #271)*. Adopt Alternatives A1, and B1 to provide: (a) \$343,800 GPR in 2021-22, \$448,300 GPR in 2022-23, and 5.9 GPR positions annually, to provide additional ADAs requested by seven offices; and (b) \$333,100 GPR and -\$333,100 PR, and 3.0 GPR positions and -3.0 PR positions annually, to convert funding for certain prosecutor positions from program revenue to general purpose revenue.

***Public Defender***

3. *Video Evidence: Workload Staffing and Server Storage (Paper #485)*. Adopt Alternative A1 and B1 to provide: (a) a net increase of \$188,200 GPR in 2021-22 and \$181,400 GPR in 2022-23 and 10.0 GPR positions for the resources to receive and review video evidence such as police body worn cameras; and (b) \$1,366,900 GPR annually to account for the increased data storage costs of video evidence such as police body worn cameras.

4. *Early Amortization Payoff (Paper #486)*. Adopt Alternative 1 to provide \$507,200 GPR in 2021-22 to pay off the amortized costs on improvements to office spaced leased for the State Public Defender in Madison.

5. *Interpreter Funding, (LFB Summary Page 455, #7)*. Provide \$21,800 GPR annually to

support payments for interpreters.

6. *Pilot CHIPS Extension, (LFB Summary Page 456, #9)*. Extend the sunset date on the pilot program to provide counsel for parents of a child subject to a Child in Need of Protection or Services (CHIPS) proceeding in five counties from June 30, 2021, through the end of 2022-23.

### ***Department of Justice***

7. *Treatment Alternatives and Diversion Program Expansion and Treatment Alternatives and Diversion Administration (Paper #395)*. Adopt Alternatives A1, B1, B2, B3, C1, D1 (except b), D2, and E1 to provide \$2,221,400 GPR and -\$859,500 PR, and 3.0 GPR positions in 2021-22 and \$17,273,500 GPR and -\$859,500 PR, and 5.0 GPR positions in 2022-23 and make the related statutory changes.

8. *Nonviolent Offender Diversion Pilot Program (Paper #396)*. Adopt Alternative 2 to provide \$261,000 GPR annually on an ongoing basis for the pre-booking diversion program. Eliminate the current sunset date for the pre-booking diversion program.

9. *Internet Crimes Against Children (Paper #397)*. Adopt Alternative 1 to provide DOJ's ICAC appropriation \$750,000 PR annually. Funding for the ICAC appropriation would be supported by a transfer of funds from DOJ's CLDLE surcharge and the DNA surcharge.

10. *County Victim Witness Reimbursement Appropriation (Paper #398)*. Adopt Alternatives A1 and B1 to: (a) provide \$748,900 GPR annually in a new annual appropriation to reimburse counties for services provided to victims and witnesses of crime. In addition, reduce PR funding for county victim witness reimbursement provided from the penalty surcharge by \$748,900 PR annually; and (b) provide \$4,000,000 GPR annually in a new annual appropriation to reimburse counties for services provided to victims and witnesses of crime.

11. *Crime Laboratory Toxicology Testing (Paper #400)*. Adopt Alternatives 1 and 3 to provide \$645,200 PR in 2021-22 and \$278,600 PR in 2022-23 and 4.0 PR positions annually supported by revenues from the DNA and Crime Lab and Drug Law Enforcement surcharges.

12. *First Responder and Criminal Justice Training (Paper #401)*. Adopt Alternative 1 to provide \$114,200 GPR in 2021-22 and \$149,000 GPR in 2022-23 and 2.0 GPR positions to assist with first responder training.

13. *Alternative Emergency Response Expansion and 9-1-1 Diversion (Paper #402)*. Adopt Alternative 1 to provide \$280,000 GPR annually in a newly created annual appropriation for a nonemergency behavioral health issue 9-1-1 alternative grant to counties with a population of 750,000 or more.

14. *Youth Diversion Program Funding (Paper #403)*. Adopt Alternative 1 to provide \$672,400 GPR and -\$672,400 PR annually for the youth diversion program to replace penalty surcharge funding with GPR. Create an annual GPR appropriation to provide funding for the program.

15. *Technical Transfers within the Same Appropriation (LFB Summary Page 365, #2).* Transfer positions annually within appropriations in DOJ between different subprograms in order to align budgeted position authorization with assigned programmatic duties and personnel management systems.

16. *Program Revenue Reestimates, (LFB Summary Page 367, #3 (except f)).* Provide adjustments totaling -\$1,066,100 PR in 2021-22 and -\$1,196,100 PR in 2022-23 to reflect current revenue projections and estimated program needs.

17. *Continue Funding Criminal Justice Diversion Programs and Investigations, (LFB Summary Page 369, #5d.).* Provide \$500,000 GPR annually for criminal investigation operations.

18. *Sexual Assault Victim Services Grant Program, (LFB Summary Page 371, #9).* Provide \$100,000 GPR annually in the sexual assault victim services appropriation and direct that DOJ provide a grant to the Wisconsin Coalition Against Sexual Assault and specify that the Coalition may also apply for additional grants under the program.

19. *Criminal Investigation Gifts, Grants, and Proceeds Appropriation, (LFB Summary Page 371, #10).* Convert the criminal investigation gifts, grants and proceeds appropriation from an annual appropriation to a continuing appropriation. As a continuing appropriation, DOJ would be authorized to expend any available cash balances credited to each appropriation regardless of appropriated levels authorized by the Legislature. Estimate expenditure authority at \$5,000 PR annually.

20. *Administrative Services Gifts and Grants Reestimate, (LFB Summary Page 378, #24).* Estimate expenditure authority for the appropriation for administrative services gifts, grants and proceeds at \$260,000 PR annually.

Note:

	Funding			Positions
	<u>2021-22</u>	<u>2022-23</u>	<u>Biennium</u>	<u>2022-23</u>
<b>District Attorney</b>				
GPR	\$2,600,700	\$4,571,400	\$7,172,100	8.90
PR	<u>-333,100</u>	<u>-333,100</u>	<u>-666,200</u>	<u>-3.00</u>
Total	\$2,267,600	\$4,238,300	\$6,505,900	5.90
<b>SPD</b>				
GPR	\$3,890,700	\$5,138,100	\$9,028,800	10.00
<b>Department of Justice</b>				
GPR	\$9,306,500	\$24,766,300	\$34,072,800	7.00
PR	-1,610,300	-2,036,300	-3,646,600	4.00
FED	<u>21,400</u>	<u>28,500</u>	<u>49,900</u>	<u>0.00</u>
Total	\$7,717,600	\$22,758,500	\$30,476,100	11.00

M# 95

BORN	Y	(N)	A
LOUDENBECK	Y	(N)	A
KATSMAN	Y	(N)	A
ZIMMERMAN	Y	(N)	A
RODRIGUEZ	Y	(N)	A
KURTZ	Y	(N)	A
GOYKE	(Y)	N	A
NEUBAUER	(Y)	N	A

MARKLEIN	Y	(N)	A
STROEBEL	Y	(N)	A
KOYENGA	Y	(N)	(A)
FELZKOWSKI	Y	(N)	A
BERNIER	Y	(N)	A
BALLWEG	Y	(N)	A
ERPENBACH	(Y)	N	A
JOHNSON	(Y)	N	A

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