

**Priority:** Safety  
**Program Offer Type:** Existing Operating  
**Related Programs:**

**Lead Agency:** District Attorney  
**Program Contact:** Scott Marcy

**Program Characteristics:**

**Executive Summary**

This program holds offenders accountable by providing prosecution services for low level quality of life crimes. The types of cases include driving under the influence of intoxicants (DUII), traffic, theft, prostitution, harassment, trespass and other misdemeanor crimes. The Community Court holds non-violent offenders accountable to the community and connects offenders to needed social service programs.

**Program Description**

This program works collaboratively with the State courts and local law enforcement agencies to prosecute all misdemeanor crimes except domestic violence. The Misdemeanor trial and Intake units attend arraignments, review, issue cases, and prosecute all misdemeanor quality of life crimes in Multnomah County. Attorney's in the trial unit work collaboratively with the Neighborhood DA program by prosecuting their issued cases. Because of the large volume of cases and the continued expansion of East County, prosecutors present cases to courts located in downtown and also in Gresham. Cases involving non-violent offenders can also now be referred to Community Courts located in downtown and Gresham. These courts not only issue sanctions against offenders but also provide access to needed social services such as alcohol and drug treatment.

**Program Justification**

Misdemeanor crimes are the quality of life crimes that effect more citizens, neighborhoods and businesses than any other. The program holds these low level offenders accountable by aggressive prosecution and by working collaboratively with other local law enforcement, social service agencies and the State courts. Safety at home can also mean having safe streets in our neighborhoods. By prosecuting traffic violations and DUII cases this program helps ensure that our streets remain safe. With over 6500 cases processed each year, holding offenders accountable through the Community Courts represents a cost effective collaboration between the state courts, prosecution and social service providers.

**Performance Measures**

| Measure Type | Primary Measure | Previous Year Actual (FY06-07) | Current Year Purchased (FY07-08) | Current Year Estimate (FY07-08) | Next Year Offer (FY08-09) |
|--------------|-----------------|--------------------------------|----------------------------------|---------------------------------|---------------------------|
| Output       | cases issued    | 9,256                          | 7,900                            | 7,300                           | 9,684                     |
| Outcome      | cases resolved  | 12,852                         | 16,500                           | 12,080                          | 12,800                    |
| Input        | cases reviewed  | 11,494                         | 10,800                           | 7,290                           | 7,916                     |

**Performance Measure - Description**

Cases Issued: is defined as the number of cases for which a charging document has been created in that unit.  
 \*Cases Resolved: Except for Domestic Violence and Violation of Restraining orders, all misdemeanor cases issued by the District Attorney's Office, including those issued by a Neighborhood DA, are resolved in the Misd. Trial, Community Court and Intake program. This is why the numbers appear higher than cases issued or reviewed.  
 Cases Reviewed: is defined as the total number of cases that have been submitted to the unit.

**Legal/Contractual Obligation**

ORS 8.665 Prosecuting violations. Upon the issuance of a citation by any person authorized to issue citations for violations, a district attorney shall prosecute the case if it appears that a violation has occurred.

ORS 8.660 Attending court and prosecuting offenses. (1) The district attorney shall attend the terms of all courts having jurisdiction of public offenses within the district attorney's county, and, except as otherwise provided in this section, conduct, on behalf of the state, all prosecutions for such offenses therein.

**Revenue/Expense Detail**

|                               | <b>Proposed General Fund</b> | <b>Proposed Other Funds</b> | <b>Proposed General Fund</b> | <b>Proposed Other Funds</b> |
|-------------------------------|------------------------------|-----------------------------|------------------------------|-----------------------------|
| <b>Program Expenses</b>       | 2008                         | 2008                        | 2009                         | 2009                        |
| Personnel                     | \$2,065,040                  | \$0                         | \$2,234,945                  | \$0                         |
| Contracts                     | \$48,993                     | \$0                         | \$48,973                     | \$0                         |
| Materials & Supplies          | \$23,548                     | \$0                         | \$22,211                     | \$0                         |
| Internal Services             | \$84,205                     | \$0                         | \$108,561                    | \$0                         |
| Capital Outlay                | \$0                          | \$0                         | \$5,000                      | \$0                         |
| <b>Subtotal: Direct Exps:</b> | <b>\$2,221,786</b>           | <b>\$0</b>                  | <b>\$2,419,690</b>           | <b>\$0</b>                  |
| Administration                | \$196,373                    | \$0                         | \$215,165                    | \$0                         |
| Program Support               | \$451,905                    | \$0                         | \$499,582                    | \$0                         |
| <b>Subtotal: Other Exps:</b>  | <b>\$648,278</b>             | <b>\$0</b>                  | <b>\$714,747</b>             | <b>\$0</b>                  |
| <b>Total GF/non-GF:</b>       | <b>\$2,870,064</b>           | <b>\$0</b>                  | <b>\$3,134,437</b>           | <b>\$0</b>                  |
| <b>Program Total:</b>         | <b>\$2,870,064</b>           |                             | <b>\$3,134,437</b>           |                             |
| Program FTE                   | 27.50                        | 0.00                        | 29.50                        | 0.00                        |
| <b>Program Revenues</b>       |                              |                             |                              |                             |
| Program Revenue for Admin     | \$48,506                     | \$0                         | \$53,338                     | \$0                         |
| <b>Total Revenue:</b>         | <b>\$48,506</b>              | <b>\$0</b>                  | <b>\$53,338</b>              | <b>\$0</b>                  |

**Explanation of Revenues****Significant Program Changes**

Last year this program was: