

OFFICE OF THE PROSECUTING ATTORNEY (OPA)

I. Mission Statement

It is our mission to promote the fair, impartial and expeditious pursuit of justice in every case, to ensure safer communities, and to promote integrity in our profession. It is our mission to temper justice with compassion, and to do our work in an open, transparent, and accountable way.

II. Departmental Goals

1. Represent the County of Kaua'i and the State of Hawai'i in the prosecution of offenses against the laws of the State and the ordinances and regulations of the County of Kaua'i in a swift manner, and to ensure justice is served to those who present a threat to public safety.
2. Advocate for crime victims' rights and ensure that victims have an active voice in the criminal process by developing the Crime Victim Witness Division to its fully functioning capacity.
3. Maintain close relationships with local, state, and federal law enforcement agencies to ensure successful prosecution of criminal offenses and increasing presence and participation at the State Legislature to ensure a coherent legislative agenda regarding public safety.
4. Develop Community Oriented Prosecution by strengthening outreach, accessibility, and participation.
5. Maintain a high level of ethical integrity and professionalism.
6. Practice effective fiscal management and strive to achieve optimum levels of operational efficiency.

III. Program Description

A. Case Management and Workflow

1. Goals
 - a. Improve interdepartmental and interagency communication through digital solutions.
 - b. Reduce the use of paper and work towards paperless initiatives
 - c. Update Charging Manual language and upload into SharePoint and JustWare programs versus using a department network drive in order to ensure consistency that all attorneys are using the same charging language, format, and font.

2. Objectives
 - a. Implement and maintain New Dawn JustWare software to reduce redundant data entry by the support staff.
 - b. Provide innovative mobile solutions that can interface with the data systems utilized by OPA and KPD to allow for easy access to court documents and reports.
 - c. Continue to develop charging language on statutes not currently in the manual and upload to JustWare in a timely manner.

B. Victim Witness Program

1. Goals
 - a. Have 100% satisfaction rate as indicated on the satisfaction questionnaires which are sent to victims who received specified services every six months.
 - b. Follow up on any comments or suggestions indicated in the satisfaction questionnaire. Implement appropriate changes to improve service delivery.
2. Objectives
 - a. Respond to victims– within three days of request for services.
 - b. Keep assigned attorney informed of any information that the victim wants relayed.
 - c. Develop and implement a tracking system to manage responses and feedback from the victim/witness questionnaire.

C. Legislation

1. Goals
 - a. Work together with the neighbor island Prosecuting Attorney Offices towards strong legislation.
 - b. Provide insight to legislators on the effect of legislation as it relates to criminal law.
 - c. Actively research and address bills that would highly impact the criminal justice system and public safety.
2. Objectives
 - a. Utilize and maintain the Hawai'i Legislative Tracker system to track and manage the activity of bills, status on testimony, and opportunity to partner with other agencies towards a common goal.
 - b. Engage the community in OPA's legislative activity and provide updates at community meetings on the impacts of proposed legislation on public safety.

D. Community Oriented Prosecution

1. Goals
 - a. Improve community relations by keeping the community abreast of the department's goals and initiatives as it relates to public safety, case status, legislative priorities, and safety preventative measures.

- b. Task Program Assistant to act as a liaison between the community and OPA to help streamline concerns and requests for information.

2. Objectives

- a. Program Assistant to continue to attend monthly Neighborhood/Community Association meetings and provide a recap to the Prosecutor the following day on any pertinent information as it relates to OPA; all community inquiries are to be responded to within 24 hours of the meeting.
- b. Educate the community on how to protect themselves and their property in light of the increased property crimes.

E. Support Staff

1. Goals

- a. Evenly distribute case assignments to provide for more efficiency and less overload
- b. Provide support to the Section Supervisors to allow them more time to complete supervisory type of work and less case work
- c. Maintain and prepare case files with all current legal documents for hearings to keep attorneys well informed on case status.

2. Objectives

- a. Fill vacancies with qualified and experienced individuals to ensure a seamless transition into the new Administration.
- b. Provide on-going training and updates on all information systems utilized by OPA, KPD, and the Judiciary including but not limited to: JustWare, CJIS, HAJIS, JEFS, RMS, etc.
- c. Provide the necessary office equipment to support the paperless initiatives.

IV. Program Measures – Accomplishments/Evaluation

Goal/Objective	Outcome
<p><i>Case Management and Workflow:</i></p> <ul style="list-style-type: none"> • Implement the New Dawn Case Management System and transition away from HOKU. Reduce duplicative and redundant data entry by support staff. Interface with new KPD RMS to streamline work flow • Work towards paperless workflow (receive reports from KPD electronically instead of hardcopy, provide discovery to defense bar electronically instead of hardcopy) • Mobile solutions (tie CMS into tablet devices for attorneys) 	<ul style="list-style-type: none"> • Implemented July 1, 2013 • Transitioned June 1, 2013 • Attorneys and Admin. Staff issued iPads

<p><i>Victim Witness Program:</i></p> <ul style="list-style-type: none"> • Reorganize and strengthen VWP by reestablishing the VWP Director position to oversee the day-to-day operations of the Program. • Enhance and improve the program by increasing the number of VW Counselors through a new JRI grant and the ongoing Victims of Crime Act grant. • Service victims more effectively by providing increased levels of direct services such as outreach • Renew partnerships with related County and State agencies as well as non-profit service providers • Restore relationships with neighbor island VW Programs 	<ul style="list-style-type: none"> • Victim/Witness Director assigned • Victim Witness Counselor Trainee hired and assigned • On-going • On-going; Teen Court resumed accepting OPA/KPD referrals • Attended 11 meetings; JRI, SAVIN, Victim/Witness Coordinators, Children's Justice Center
<p><i>Legislative Arena:</i></p> <ul style="list-style-type: none"> • Strengthen our presence in the legislative arena by taking a more active role in working with lawmakers • Lobby for increased protection for victims of domestic violence (HB 587) • Support Constitutional Amendment establishing Crime Victim Rights (SB509/HB 1085). Hawai'i is one of 17 states without a Constitutional Amendment guaranteeing specific rights of crime victims and their immediate surviving family members. 	<ul style="list-style-type: none"> • Submitted 56 pieces of testimony • HB 587 signed into law = Act 251 on 7/1/2013 • On-going (next legislative session)
<p><i>Community-Oriented Prosecution:</i></p> <ul style="list-style-type: none"> • Continue and strengthen the community outreach and listening efforts by participating in community/neighborhood group meetings. Respond to inquiries for services and information. • Address community concerns: <ol style="list-style-type: none"> 1) North shore – property crimes, drug crimes near school 2) South shore – rock theft, property crimes 3) West side – GMO operations, agricultural theft, drug crimes 4) East side – GMO, drug crimes, property crimes 	<ul style="list-style-type: none"> • Attended 12 meetings

<p><i>Property Crime Prosecution:</i></p> <ul style="list-style-type: none"> • Reduce time it takes to get repeat property crime offenders through the court system. • Expand Career Criminal and Property Crime prosecution unit (requesting enhanced CCP funding from Dept. of Attorney General, expand from two Deputies to three). • Partner with community organizations and law enforcement to recognize and respond to trends. 	<ul style="list-style-type: none"> • Data pending • On-going • Attend community meetings for feedback
<p><i>Cold Case Unit:</i></p> <ul style="list-style-type: none"> • Continue to review and prioritize ALL unsolved homicides (approximately 18) and undertake review of suspicious missing person cases. • Continue to make wise use of existing grant funds for sophisticated forensic testing. 	<ul style="list-style-type: none"> • On-going; Attend monthly meetings with KPD Investigative Bureau • On-going

V. **Budget**

FY 2013 - \$3,812,045

VI. **Statistics**

A. Property Crime Prosecution

1. Total Cases = 257
 - a. 113 – Pled Guilty
 - b. 36 – Pled No Contest
 - c. 40 – Pled to Lesser
 - d. 1 – Guilty by Jury Trial
 - e. 67 – Dismissed Without Prejudice

B. Methamphetamine

1. Total Cases = 22
 - a. 1 – Pled Guilty
 - b. 10 – Pled No Contest
 - c. 1 – Pled to Lesser
 - d. 10- Dismissed Without Prejudice

C. Other Drugs

1. Total Cases = 48
 - a. 26 – Pled Guilty
 - b. 5 – Pled No Contest

- c. 10 – Pled to Lesser
- d. 7 – Dismissed Without Prejudice

D. Career Criminal

- 1. Total Cases = 21
 - a. 5 – Pled Guilty
 - b. 7 – Pled No Contest
 - c. 7 – Pled to Lesser
 - d. 2 – Dismissed Without Prejudice

E. Sexual Assault

- 1. Total Cases = 23
 - a. 6 – Pled Guilty
 - b. 8 – Pled No Contest
 - c. 3 – Pled to Lesser
 - d. 6 – Dismissed Without Prejudice

F. Domestic Violence

- 1. Total Cases = 212
 - a. 8 – Pled Guilty
 - b. 84 – Pled No Contest
 - c. 81 – Pled to Lesser
 - d. 2 – Acquittal by Jury Trial
 - e. 37 – Dismissed Without Prejudice

G. Victim Witness Program

Type of Service	Victims	Witness
<i>Education & Information</i>	417	343
<i>Advocacy</i>	398	225
<i>Counseling</i>	367	70
<i>CVCC</i>	80	0
<i>Referrals</i>	7	0
<i>Outreach</i>	1	0
<i>Case Preparation</i>	154	215
<i>Court Accompaniment</i>	75	188
<i>Transportation</i>	15	22
<i>Accommodations</i>	2	3
<i>Shelter</i>	0	0
TOTAL SERVED	435	343

VII. Holo Holo 2020 Projects & Status

The Office of the Prosecuting Attorney is not currently responsible for any Holo Holo 2020 Initiatives.