Office of the Prosecuting Attorney

FY 2016 Budget Presentation
April 14, 2015
Justin F. Kollar, Prosecuting Attorney
Kevin K. Takata, First Deputy
Rebecca A. Vogt, Second Deputy
Diana Gausepohl-White, Victim/Witness Program Director
Mission

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.
Vision

Our vision is for a safe and healthy community, where:

• Offenders are held accountable
• Case dispositions are appropriate for offense and offender
• Timely and efficient administration of justice occurs
• Service delivery is improved for victims and witnesses
• Crime is reduced
• Fear of crime is reduced

Our vision is for an OPA that exemplifies:

• Competent and professional behavior
• Efficient, fiscally responsible management and administration, and
• Consistent, coordinated enforcement efforts and administration of justice.
Structure

Kauaʻi’s Largest Law Firm.

• Apply business principles and best management practices.

• District/Family Court * Circuit Court * Appeals/Admin Services

  Attorneys (15)
  Clerical Support (14 – 2 vacancies)
  Victim/Witness Program (4)
  Administrative Support (5)
  Investigative Support (4)
District/Family Court

- 2nd DPA Vogt [Supervisor]
- DPAs Tatsey, Grinpas, Premeaux, and Murphy
- District Court Traffic
- District Court Criminal
- Adult Family Court
- Juvenile Family Court
- Girls Court
- Mental Health Calendar/Jail Diversion
- Screening
Circuit Court

- 1st DPA Takata [Supervisor]
- DPAs Vogt, Mendes, Arin, Salas-Ferguson, White, Winn, Tumbaga, Grinpas
- Felonies (Persons/Drugs/Property/Career Criminal)
- Motion Hearings and Trials
- Misdemeanor Jury Demands
- Grand Jury proceedings
- Drug Court
- HOPE Probation
- Felony Screening and Charging
Appeals & Administrative Services

- 1st DPA Takata
- DPA Murakami, Salas-Ferguson, Murphy (Asset Forfeitures)
- Appeals
- Asset Forfeiture Proceedings
- Rule 40 Petitions
- Legislative Testimony & Research
- Case law updates to KPD
FY 15 Accomplishments
Cold Case Unit/Unsolved Homicides

- PA Kollar, 1st DPA Takata, DPA Mendes, KPD detectives.
- Special Investigators Burgess and Adric.
- Contract for DNA analysis.
- Contract for other forensic analysis.
- Continuation of Grant funding via Department of the Attorney General and Governor’s Commission on Crime.
- The unit was able to get HPD to accept DNA profiles developed by a private lab; first time that HPD has agreed to accept profiles from a private lab. Anticipating that we will break some unsolved homicides, we need funding for expert witnesses and other litigation expenses (e.g., transcripts).
FY 15 Accomplishments
Vehicular Crimes Prosecution

- PA Kollar, DPA Mendes.
- Grant funding to investigate and prosecute cases involving vehicular manslaughter, negligent homicide, negligent injury, and OVUII.
- State Highway Safety Council.
- Significant strengthening of OVUII/impaired driving and vehicular manslaughter prosecution efforts.
FY 15 Accomplishments
Career Criminal Prosecution

- DPAs Winn and Arin
- Grant funding to investigate and prosecute cases involving serious offenders and career criminals.
- Primarily offenders currently serving probation or parole; felon in possession of Firearm/Ammunition; repeat violent offenders.
- Funding challenges requiring coordinated response from the counties.
FY 15 Successes and Achievements

- Mobile solutions - tie Case Management System (CMS) into tablet devices for attorneys so productivity continues regardless of location.

- Support Constitutional Amendment establishing Crime Victim Rights. Hawaii is one of 17 states without a Constitutional Amendment guaranteeing specific rights of crime victims and their immediate surviving family members. SB679 – DEFERRED.
FY 15 Successes and Achievements

Hosted statewide Hawaii Prosecuting Attorneys Association (HPAA)
Domestic Violence (DV) training (grant funds) October 23-24, EOC
FY 15 Successes and Achievements

Restored garden honoring crime victims.
FY 15 Successes and Achievements

Victim-witness workspace buildouts (Victims of Crime Act - VOCA funding)
Increased protections for victims of domestic abuse.

It is now a felony to commit a DV offense in the presence of a minor under the age of 14.
FY 15 Successes and Achievements
Technology

JustWare Project Management

Desktop scanning - workflow

New tablet tech – cheaper than a desktop and more versatile
FY 15 Successes and Achievements
Girls Court

Successful collaboration with the Judiciary/OYS – targeted services to a cohort of at-risk girls.
FY 15 Challenges

Funding

Shrinking CCP/VWA funds

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<th>Career Criminal Prosecution Program</th>
<th>$92,755</th>
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FY 15 Challenges

Judicial and Legislative Mandates

• E-filing (district and soon circuit courts)
• Proposed eyewitness ID legislation
• Post-conviction relief
• Dealing with expanding mental health calendar.
FY 16 GOALS & OBJECTIVES
Continue Case Management System (CMS) Enhancements: JusticeWeb

What KPD Will See In Their Secure Web Browsers
FY 16 GOALS & OBJECTIVES
JusticeWeb (cont.)

What KPD Will See In Their Secure Web Browsers (2)
FY 16 GOALS & OBJECTIVES
JusticeWeb (cont.)

Case Automatically Comes Over into OPA JustWare CMS
FY 16 GOALS & OBJECTIVES

Grant continuity

Cold Case/Unsolved Homicide Unit
• Continue investigating
• Continue forensic analysis of evidence
• Continue reconstructing case files from cases as old as 40+ years

Career Criminal Prosecution Unit
• Reverse trend of decreasing funds
• Continue to keep focus on repeat/habitual offenders
• Move cases into court and through system expeditiously

Vehicular Crimes Unit
• Maintain a high conviction rate for OVUII cases
• Expedite handling of vehicular homicide cases
Performance Measures

National District Attorney Association (NDAA) 2007 report

http://www.ndaa.org/pdf/performance_measures_findings_07.pdf
Performance Measures

Tied to goals in three major areas:

• Promoting fair, impartial and expeditious pursuit of justice
• Ensuring safer communities
• Promoting integrity in the profession
Performance Measures
Promoting fair, impartial and expeditious pursuit of justice

- Offenders held accountable
- Case disposition appropriate for offense and offender
- Timely and efficient administration of justice
- Improved service delivery to victims and witnesses
Performance Measures
Ensuring safer communities

- Reduced crime
- Reduced fear of crime
Performance Measures
Promoting integrity in the profession

- Competent and professional behavior
- Efficient and fiscally responsible management and administration
- Consistent and coordinated enforcement efforts and administration of justice
Budget overview

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<th>FY 2015</th>
<th>FY 2016</th>
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<td>13,680</td>
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<td>Vehicle/ Equip, Lease</td>
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<td>41,402</td>
<td>34,052</td>
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<td>Operations</td>
<td>159,764</td>
<td>198,185</td>
<td>38,421</td>
<td>24.0%</td>
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* FY 2015 Benefits include restoring OPEB budget

FY 2015 Operating Budget

- Salary and Wages: 36%
- Benefits: 1%
- Utilities: 0%
- Vehicle/Equip, Lease: 59%

FY 2016 Operating Budget

- Salary and Wages: 34%
- Benefits: 1%
- Utilities: 60%
- Vehicle/Equip, Lease: 5%

* FY 2015 Benefits include restoring OPEB budget
Budget overview

FY 2015 and FY 2016 Comparison

Total Budget FY 2016: $3,789,507
Mahalo nui loa!

Justin F. Kollar, Prosecuting Attorney
Kevin K. Takata, First Deputy
Rebecca A. Vogt, Second Deputy
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