



Budget Change Request

Change request information

Title Extend/Add Deputy Prosecuting Attorney Blake Positions
Number B-09-09 Department 09 - Prosecuting
Requester Heidi Pihoda
Published by Jennifer Smith Publish Date 2023-08-29
Change Type Policy Change

Board outcome *(to be entered by budget after Board action)*

Board Decision
Board Changes

Funds affected

Fund 0010 - General Fund
General Fund Affected? No More Than One Fund Affected? No

Policy request priority and connection to the strategic plan

Priority # 9 Strategic Plan Responsive Law,

Does this request include federal, state, or private grants?

Grant Funded? Existing Grant
Grantor and timeframe Blake Decision funding through Washington State Administrative Office of the Courts through June 2024 in the amount of \$160,283.

Does this request affect current positions or propose new positions?

HR Payroll e-mailed? No Position Impact Changes End Date(s)
Current position numbers affected Position

What do you need and why? Include any unexpected and external requirements.

Statement of Need

The Blake decision positions are funded by the Administrator of the Courts and have an end date of December, 2023; two Deputy Prosecuting Attorneys and one Legal Assistant II. The County has entered into an agreement with AOC to continue the funding through June 30, 2024. The end dates for the Blake decision positions need to be extended to reflect the agreement with Administrator of the Courts. It is possible that additional funds from the State will become available and extend these positions beyond June 30, 2024. If the positions are not extended by the State beyond June 2024, the PAO requests to extend these positions beyond the end date to assist with post-conviction required caseload issues which includes appeals, firearm restoration, and Blake related issues. Currently, there is one DPA assigned to appeals from criminal convictions originating in Thurston County filed in the Washington State Court of Appeals or the Washington Supreme Court. In addition to the State v. Blake issues, there are firearm reviews, Sex Offense Registration reviews, requests for prosecuting initiated resentencing under RCW 36.27.130. to appeals. Continuation of these positions is necessary for the post-conviction workload, not to mention research on issues that are time-sensitive during hearings and trials.

How will this change the performance of your office or department?

Statement of Need

Staffing required to fulfill the terms of the contract to provide legal services related to the Blake Decision should be extended. Without the extension of the end date positions, the Blake Decision legal services would be provided by remaining staff in regular positions.

The Blake funding will hopefully be extended by the State beyond June 2024. If these positions are not extended beyond June 2024 by the State, the PAO requests that the positions be extended permanently to be assigned to the Conviction Review Unit for post-conviction prosecution services. Deputy Prosecutors need access to deputies dedicated to providing research on issues during trials and to represent the office on appeals and other post-conviction matters. One deputy prosecutor does not have close to the capacity to provide assistance for the multitude of issues that are required to be briefed.

Expenditure, FTE and revenue assumptions plus current budget level

Assumptions

Revenue from Administrative Office of the Courts will reimburse the County for 100% of the expense for these three positions through June 2024. When the funding ends for these positions, the PAO requests that the three positions continue without an end date.

AOC Funding for 2024: \$160,000
General fund for 2024: \$160,000
General fund for 2025: \$332,612

2 Deputy Prosecuting Attorneys
1 Legal Assistant II

Current Budget Level

There is zero budget for these positions in the 24-25 budget due to the end date of December 2023.

What happens if this isn't funded? Are there other options?

Impacts and Alternatives

The Interagency reimbursement agreement between Washington State Administrative office of the Courts and Thurston County will not be fulfilled.

As far as the extension beyond end dates, the PAO will continue to experience a loss of deputies to other jurisdictions and agencies because of the workload. Existing deputies will need to assist with appeals and post-conviction issues, reducing their capacity to review referrals, charge cases, and prepare for hearings and trials.

How does this request affect other offices and departments?

Impact to Other Departments None

Which Other Departments are Affected?

Other law and justice departments also have Blake funding and work together to process the Blake decision cases.

Operating Transfer Needed? No

Operating Transfer Coding and Amount

Personnel Information

FTE	Number	Name	Start Date	End Date
1.00	09R01560	DEP PROSECUTING ATTORNEY II	2024-01-01	2024-06-01
1.00	09R01560	DEP PROSECUTING ATTORNEY II	2024-07-01	
1.00	09R01561	DEP PROSECUTING ATTORNEY I	2024-01-01	2024-06-01
1.00	09R01561	DEP PROSECUTING ATTORNEY I	2024-07-01	
1.00	09R01562	LEGAL ASSISTANT II	2024-01-01	2024-06-01
1.00	09R01562	LEGAL ASSISTANT II	2024-07-01	
6.00	< Total			

Operating Revenue Line Items

Org Code	Object Code	Object Description	Project Code	2024	2025
----------	-------------	--------------------	--------------	------	------

Capital Revenue Line Items

Org Code	Object Code	Object Description	Project Code	2024	2025
----------	-------------	--------------------	--------------	------	------

Operating Expenditure Line Items

Org Code	Object Code	Object Description	Project Code	2024	2025
0109A934	510000	SALARIES	CW023	38,414	-
0109A934	510000	SALARIES		25,276	51,556.00
0109A934	510000	SALARIES	CW023	24,780	-
0109A934	510000	SALARIES		44,047	92,058.00
0109A934	510000	SALARIES	CW023	44,047	-
0109A934	510000	SALARIES		38,414	80,670.00
0109A934	521000	SOCIAL SECURITY		2,939	6,172.00
0109A934	521000	SOCIAL SECURITY	CW023	2,939	-
0109A934	521000	SOCIAL SECURITY		1,934	3,944.00
0109A934	521000	SOCIAL SECURITY	CW023	1,895	-
0109A934	521000	SOCIAL SECURITY		3,370	7,043.00
0109A934	521000	SOCIAL SECURITY	CW023	3,370	-
0109A934	522000	RETIREMENT		2,373	4,841.00
0109A934	522000	RETIREMENT	CW023	2,327	-

0109A934	522000	RETIREMENT		4,136	8,644.00
0109A934	522000	RETIREMENT	CW023	4,136	-
0109A934	522000	RETIREMENT		3,607	7,575.00
0109A934	522000	RETIREMENT	CW023	3,607	-
0109A934	523000	MEDICAL/DENTAL/LIFE		13,008	27,276.00
0109A934	523000	MEDICAL/DENTAL/LIFE	CW023	13,008	-
0109A934	523000	MEDICAL/DENTAL/LIFE		5,754	12,036.00
0109A934	523000	MEDICAL/DENTAL/LIFE	CW023	5,754	-
0109A934	523000	MEDICAL/DENTAL/LIFE		13,008	27,276.00
0109A934	523000	MEDICAL/DENTAL/LIFE	CW023	13,008	-
0109A934	524000	WORKERS COMPENSATION-L&I		180	360.00
0109A934	524000	WORKERS COMPENSATION-L&I	CW023	180	-
0109A934	524000	WORKERS COMPENSATION-L&I		180	360.00
0109A934	524000	WORKERS COMPENSATION-L&I	CW023	180	-
0109A934	524000	WORKERS COMPENSATION-L&I		180	360.00
0109A934	524000	WORKERS COMPENSATION-L&I	CW023	180	-
0109A934	525000	UNEMPLOYMENT COMPENSATION		115	242.00
0109A934	525000	UNEMPLOYMENT COMPENSATION	CW023	115	-
0109A934	525000	UNEMPLOYMENT COMPENSATION		76	155.00
0109A934	525000	UNEMPLOYMENT COMPENSATION	CW023	74	-
0109A934	525000	UNEMPLOYMENT COMPENSATION		132	276.00
0109A934	525000	UNEMPLOYMENT COMPENSATION	CW023	132	-
0109A934	526000	PAID FAMILY MEDICAL LEAVE		84	176.00
0109A934	526000	PAID FAMILY MEDICAL LEAVE	CW023	84	-
0109A934	526000	PAID FAMILY MEDICAL LEAVE		55	112.00
0109A934	526000	PAID FAMILY MEDICAL LEAVE	CW023	54	-
0109A934	526000	PAID FAMILY MEDICAL LEAVE		96	201.00
0109A934	526000	PAID FAMILY MEDICAL LEAVE	CW023	96	-
0109A934	527000	LONG TERM DISABILITY		144	294.00
0109A934	527000	LONG TERM DISABILITY	CW023	141	-
0109A934	527000	LONG TERM DISABILITY		251	525.00
0109A934	527000	LONG TERM DISABILITY	CW023	251	-
0109A934	527000	LONG TERM DISABILITY		219	460.00
0109A934	527000	LONG TERM DISABILITY	CW023	219	-
			Total:	318,569.00	332,612.00

Capital Expenditure Line Items

Org Code	Object Code	Object Description	Project Code	2024	2025
----------	-------------	--------------------	--------------	------	------