

### Program #15306 - Post Conviction Program

Don Rees

**Department:** District Attorney **Program Contact:** 

**Program Offer Type: Existing Operating Program** Program Offer Stage: As Requested

**Related Programs:** 

Program Characteristics: In Target

### **Executive Summary**

The Multnomah County Post-Conviction Deputy District Attorney Program is a new cutting edge adaptation of prosecution functions and a reflects a pro-active approach to justice. This program is the first of its kind in Oregon and one of only about a dozen such programs in existence across the country. The program focuses on issues dealing with criminal cases following conviction. First and foremost, the responsibility of this program is to work on cases of persons claiming wrongful conviction and reviews and responds to all claims of actual innocence.

### **Program Summary**

Conviction review entails the reverse engineering of an old criminal prosecution while also dealing with the passage of time. Pending cases are from the mid to late 1980's involving serial murder, aggravated murder, serial rape, rape, and Dangerous Offenders. Information gathering is complicated whether locating law enforcement records, identifying retained evidence, assessing the availability and significance of forensic testing, or finding victims or witnesses. Review requires understanding the legal analysis of issues present at the time of conviction as well under current law. Review includes processing thousands of pages of trial transcripts, reading post-conviction files and cases, appeals and federal court files. Legal preparation, research and writing then must assimilate this great body of information and largely complex but unfamiliar post conviction issues relative to the claims of actual innocence or wrongful conviction. Since inception in FY2016, the post-conviction DDA has begun work on 10 substantially complex cases convictions some involving high profile and sensational crimes. The nature of the cases present serious issues of crime and punishment, responsibility to victims and community safety.

| Performance Measures |                              |                |                   |                  |               |  |  |  |
|----------------------|------------------------------|----------------|-------------------|------------------|---------------|--|--|--|
| Measure<br>Type      | Primary Measure              | FY15<br>Actual | FY16<br>Purchased | FY16<br>Estimate | FY17<br>Offer |  |  |  |
| Output               | PSRB cases reviewed*         |                |                   |                  | 240           |  |  |  |
| Outcome              | PSRB cases actively pursued* |                |                   |                  | 190           |  |  |  |

#### **Performance Measures Descriptions**

2/18/2016

<sup>\*</sup>This is a new measure.

## Revenue/Expense Detail

|                      | Proposed General<br>Fund | Proposed Other Funds | Proposed General<br>Fund | Proposed Other Funds |
|----------------------|--------------------------|----------------------|--------------------------|----------------------|
| Program Expenses     | 2016                     | 2016                 | 2017                     | 2017                 |
| Personnel            | \$203,725                | \$0                  | \$227,826                | \$0                  |
| Materials & Supplies | \$0                      | \$0                  | \$2,150                  | \$0                  |
| Internal Services    | \$0                      | \$0                  | \$500                    | \$0                  |
| Total GF/non-GF      | \$203,725                | \$0                  | \$230,476                | \$0                  |
| Program Total:       | \$203                    | 3,725                | \$230                    | ,476                 |
| Program FTE          | 1.00                     | 0.00                 | 1.00                     | 0.00                 |

| Program Revenues |     |     |     |     |  |  |
|------------------|-----|-----|-----|-----|--|--|
| Total Revenue    | \$0 | \$0 | \$0 | \$0 |  |  |

# **Explanation of Revenues**

General Fund

# **Significant Program Changes**

Last Year this program was: FY 2016: 15306-16 Post Conviction Program - Deputy District Attorney