

# COMMONWEALTH'S ATTORNEY

## DESCRIPTION

The Commonwealth's Attorney is an elected Constitutional Officer responsible for prosecuting criminal offenses that occur in Henrico County, handling some civil matters, and maintaining public safety in the community by way of prevention measures and community outreach. Trials and hearings are held in the Circuit, General District, and Juvenile and Domestic Relations Courts. Additionally, the Commonwealth's Attorney's Office provides legal advice and training to the Division of Police, State Police, Richmond Airport Police, as well as other law enforcement agencies.

## OBJECTIVES

- To enforce criminal laws in Henrico County.
- To operate the Victim/Witness program.
- To cooperate on behalf of Henrico County in the operation of two investigative multi-jurisdictional grand juries.
- To promote a better understanding of the criminal justice system among citizens.
- To proactively investigate and prosecute drug dealers with increased concentration/focus on the opioid epidemic and human trafficking.
- To prosecute criminal cases and include using diversion programs when appropriate.
- To work with other agencies to strengthen crime prevention.
- To train local law enforcement agencies in criminal law and criminal procedures.

## FISCAL YEAR 2023 SUMMARY

### Annual Fiscal Plan

Description	FY21	FY22	FY23	Change
	Actual	Original	Approved	22 to 23
Personnel	\$ 5,663,797	\$ 5,827,685	\$ 6,328,684	8.6%
Operation	130,300	170,387	171,125	0.4%
Capital	0	0	5,142	0.0%
Total	<u>\$ 5,794,097</u>	<u>\$ 5,998,072</u>	<u>\$ 6,504,951</u>	<u>8.5%</u>
Personnel Complement	55	55	56 *	1

\* Includes the addition of a diversion oversight position.

**PERFORMANCE MEASURES**

	<b>FY21</b>	<b>FY22</b>	<b>FY23</b>	<b>Change 22 to 23</b>
<b>Workload Measures</b>				
Circuit Court Defendants	1,125	1,150	1,175	25
Show Cause Hearings	858	875	900	25
Misdemeanor Appeals	342	350	375	25
General District Court Criminal Cases	47,538	47,550	47,575	25
General District Court Traffic Cases	78,521	78,525	78,550	25
Juvenile Court Misdemeanors	1,980	1,990	1,995	5
Juvenile Court Felonies	864	875	900	25
<b>Effectiveness Measure</b>				
Circuit Court Indictments	1,886	1,900	1,925	25

**BUDGET HIGHLIGHTS**

The Commonwealth's Attorney's office budget for FY23 totals \$6,504,951, representing an overall increase of \$506,879, or 8.5%, when compared to the FY22 budget. One position, added in FY22 to manage the diversion programs, increased the personnel budget by \$69,145 or 1.2%, and the remaining increase of \$437,734 or 7.4% is related to salary and benefit rates. The operating and capital components increased by \$5,880 or 3.5% for items supporting the new position, though funds were shifted between accounts to address anticipated operational requirements.

The table below presents a historical depiction of State funding for the Commonwealth's Attorney's office. While State funding has grown 28.4% since FY14, the County's share of funding has increased from 58% to 63%.

<b>Fiscal Year</b>	<b>State Funding</b>	<b>County Funding</b>	<b>% County</b>
FY14	1,861,682	2,591,214	58%
FY15	2,041,679	2,573,112	58%
FY16	2,092,617	2,602,046	58%
FY17	2,157,727	2,554,003	56%
FY18	2,202,720	2,743,141	57%
FY19	2,207,444	2,862,655	57%
FY20	2,293,347	3,227,026	60%
FY21	2,293,876	3,500,221	60%
FY22	2,275,000	3,723,072	62%
FY23	2,390,000	4,114,951	63%

## DEPARTMENTAL HIGHLIGHTS

The Henrico Commonwealth's Attorney's office, along with all 120 prosecutor offices in the Commonwealth, are participating in a time study with the National Center for State Courts from February to May 2022. This is an effort to identify a more appropriate staffing formula to be integrated by the Compensation Board and thus reflect a more accurate figure of the State's responsibility for this area of public safety.

In FY23, the Commonwealth's Attorney's Office will continue to prosecute traffic and criminal cases, both misdemeanors and felonies, in all the Henrico County Courts. Aggressive prosecution of those who commit violent crimes will remain the number one priority. The Office will continue to work closely with the Police Division to reduce crime, not being just reactive to crime that has occurred, but being proactive with our communities to identify areas of concern and working collaboratively on solutions. The Commonwealth's Attorney's Office will continue pursuing narcotic traffickers using two multi-jurisdictional grand juries. Additionally, the Commonwealth's Attorney's Office will continue providing legal training to the Police Division in its basic academies and through regular in-service training. The Office will continue to devise alternative resolutions to ensure second chances and rehabilitation. Special efforts will also continue to reduce domestic violence, human trafficking, and opioid overdoses.

The Office continues to work with the Sheriff's Office to find alternative treatment and other diversion opportunities to keep the jail population reserved for those who are serving active sentences or for those whose release may jeopardize public safety. The Office continues to provide the necessary resources in working with other agencies to support public safety needs.

On March 17, 2020, the Office began to work in conjunction with all County Departments in devising work plans that continue public service while balancing the health and safety of our employees during the COVID-19 outbreak. Employees returned to true in-office staffing in April 2021 but maintained a backup plan of telework to address the ever-changing COVID impacts. Developments in utilizing more technology to present cases in court continues. Staff continue to work with IT to purchase computer equipment and to work towards a fileless digital in-house Commonwealth's Attorney Tracking System (CATS).