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Memo To: The Honorable Karen E. Spilka
Chair, Senate Committee on Ways and Means
The Honorable Brian S. Dempsey
Chair, House Committee on Ways and Means

From: Tara Maguire, Executive Director
Massachusetts District Attorneys Association

Date: October 29, 2015

Re: **District Attorneys' allocation plan for the ADA Retention Fund (0340-2117)**

In furtherance of its obligations under line item 0340-2117 of the Commonwealth's FY 2016 budgetⁱ, the MDAA reports on the District Attorneys' anticipated allocation of the "ADA Retention Fund" as follows.

(a) The methodology used to determine the amount to be dispersed

The District Attorneys will allocate the \$750,000 fund somewhat proportionately to the size of their annual legislative appropriations. However, because the language limits each county's distribution to \$100,000, nine counties received a proportionately larger share of the fund.

(b) The amount to be distributed to each District Attorney's office

\$50,000: Berkshire, Cape & Islands, Northwestern
\$64,000: Bristol, Essex, Norfolk, Plymouth
\$72,000: Hampden, Worcester
\$100,000: Middlesex, Suffolk

(c) The reasoning behind the distribution

The District Attorneys will distribute their share of the funds as an incentive to remain in public service to those prosecutors who perform at levels that exhibit a significant desire to remain prosecutors, who have become valuable because of their experience and training, and who the District Attorneys would like to retain on staff. All recipients will have a minimum of three years of experience and will be expected, but not required, to commit to continuing service as a prosecutor.

(d) The approximate number of prosecutors who will receive funds from this item (140)

Berkshire	6
Bristol	16
Cape & Islands	9
Essex	14
Hampden	25
Middlesex	25
Norfolk	15
Northwestern	22
Plymouth	10
Suffolk	40
Worcester	22

ⁱ 0340-2117 For the retention of assistant district attorneys with more than 3 years of experience; provided, that the Massachusetts District Attorneys Association shall transfer funds to the AA object class in each of the 11 district attorney offices in the commonwealth; provided further, that the association shall develop a formula for distribution of the funds; provided further, that funds distributed from this item to the district attorneys' offices shall be used for retention purposes and shall not be transferred out of the AA object class; provided further, that not more than \$100,000 shall be distributed to any 1 district attorney's office; provided further that not less than 60 days prior to the distribution of funds the District Attorneys Association shall notify the house and senate committees on ways and means detailing: (a) the methodology used to determine the amount to be dispersed; (b) the amount to be given to each district attorney's office; (c) the reasoning behind the distribution; and (d) the number of assistant district attorneys from each office who would receive funds from this item; and provided further, that no funds shall be expended on the administrative costs of the association \$750,000