

## County Attorney Pay- Dept of Justice Proposal

### Background of County Attorney Pay

- \* The general fund appropriation amounts
  - FY06: \$1,912,588
  - FY07: \$1,961,244
- \* County payroll is appropriated to DoJ in House Bill 2
- \* Intent is to fund 50% of county attorney pay.
- \* Never quite works -
  - Salaries are set after legislature adjourns
  - Appropriation is subject to legislative reductions
- \* State issues a warrant and county issues a warrant.
- \* Often contributes to discord between DoJ and counties over pay disputes.

### Proposal

- \* Remove from the budget of the Department of Justice
- \* Include in the state's county distribution funds ( HB124 - Rep Bob Story "The big bill") Title 15 Chapter 1 Section 121.

### Mechanics

- \* Use the amount currently being paid by the counties, plus 2.5 percent
- \* For counties over 5,000 in population, assume a full time county attorney.
- \* Fund will be disbursed to the general fund of the 56 counties.
- \* These funds may be used at the discretion of the local county governing authorities.
- \* Counties can continue to set the county attorney salary at a level they desire,
- \* Counties may enter agreements with other counties to share county attorney services.

### Summary

The Dept of Justice endorses this concept to remove the County Attorney pay from the state payroll and turn it entirely over to the counties. However, DoJ will work with the County Attorneys Association and MACO to fine tune this concept and hopefully arrive at a proposal everyone can support..

**FORMULA TO DISTRIBUTE COUNTY ATTORNEY FUNDS**

COUNTY	ET/PT	2000 CENSUS	2000 RANK	% of Whole	FY2005 Proposed Salary Base	2.5% Increase to Proposed Salary Base	FY 2006 State Actual	Increase
Montana		992,105	56	100.00%	\$2,100,279	\$2,152,786	\$1,911,976	\$240,810
Yellowstone	40	129,352	1	14.34%	53,295	54,628	49,535	5,092
Missoula	40	95,802	2	10.62%	54,398	55,758	53,893	1,864
Cascade	40	80,357	3	8.91%	49,809	51,054	44,336	6,718
Flathead	40	74,471	4	8.25%	49,206	50,436	49,016	1,420
Gallatin	40	67,831	5	7.52%	50,676	51,943	50,360	1,583
Lewis & Clark	40	55,716	6	6.18%	51,962	53,261	50,476	2,785
Ravalli	40	36,070	7	4.00%	52,594	53,908	44,521	9,387
SilverBow	40	34,606	8	3.84%	49,132	50,360	48,846	1,514
Lake	40	26,507	9	2.94%	45,344	46,477	43,568	2,910
Lincoln	40	18,837	10	2.09%	42,527	43,591	39,950	3,641
Hill	40	16,673	11	1.85%	42,702	43,770	41,758	2,012
Park	40	15,694	12	1.74%	31,859	32,655	31,859	796
Glacier (24)	40	13,247	13	1.47%	38,854	39,825	23,312	16,513
Big Horn	40	12,671	14	1.40%	44,102	45,204	43,675	1,529
Fergus	40	11,893	15	1.32%	43,088	44,165	41,634	2,531
Custer	40	11,696	16	1.30%	45,327	46,461	42,027	4,434
Roosevelt	40	10,620	17	1.18%	50,257	51,513	41,027	10,486
Sanders	40	10,227	18	1.13%	44,441	45,552	42,124	3,428
Jefferson	40	10,049	19	1.11%	54,449	55,810	37,154	18,656
Richland	40	9,667	20	1.07%	45,024	46,149	43,452	2,697
Carbon	40	9,552	21	1.06%	42,575	43,639	41,561	2,078
Deer Lodge	40	9,417	22	1.04%	39,296	40,279	38,235	2,044
Rosebud	40	9,383	23	1.04%	40,763	41,782	40,443	1,339
Beaverhead	40	9,202	24	1.02%	39,731	40,724	39,731	993
Dawson (24)	40	9,059	25	1.00%	42,347	43,406	25,408	17,997
Stillwater	40	8,195	26	0.91%	50,775	52,044	44,529	7,515
Valley	40	7,675	27	0.85%	42,567	43,631	39,892	3,739
Powell	40	7,180	28	0.80%	44,428	45,539	41,976	3,563
Blaine	40	7,009	29	0.78%	40,219	41,224	39,464	1,760
Madison	40	6,851	30	0.76%	44,682	45,799	42,169	3,630
Teton	40	6,445	31	0.71%	38,521	39,484	36,375	3,110
Pondera (20)	40	6,424	32	0.71%	47,498	48,685	23,749	24,936
Chouteau (24)	40	5,970	33	0.66%	42,722	43,790	25,633	18,157
Toole	40	5,267	34	0.58%	46,103	47,256	43,300	3,956
Phillips	24	4,601	35	0.51%	26,393	27,052	24,882	2,170
Musselshell	20	4,497	36	0.50%	19,600	20,090	19,600	490
Broadwater	20	4,385	37	0.49%	25,013	25,639	22,559	3,079
Sheridan	24	4,105	38	0.46%	28,145	28,848	24,045	4,804
Mineral	40	3,884	39	0.43%	48,370	49,579	45,232	4,346
Sweet Grass	40	3,609	40	0.40%	40,665	41,681	40,174	1,507
Fallon	24	2,837	41	0.31%	33,411	34,246	31,275	2,972
Granite	20	2,830	42	0.31%	22,207	22,762	21,373	1,389
Judith Basin	20	2,329	43	0.26%	20,503	21,016	19,871	1,145
Wheatland	20	2,259	44	0.25%	33,251	34,082	29,410	4,673
Liberty	20	2,158	45	0.24%	20,745	21,264	19,834	1,430
Daniels	20	2,017	46	0.22%	24,650	25,266	24,553	713
McCone	20	1,977	47	0.22%	26,400	27,060	23,540	3,520
Meagher	20	1,932	48	0.21%	20,867	21,388	20,426	963
Powder River	20	1,858	49	0.21%	22,975	23,550	22,975	574
Carter	20	1,360	50	0.15%	22,475	23,037	20,969	2,068
Garfield	20	1,279	51	0.14%	23,328	23,911	20,938	2,974
Prairie	20	1,199	52	0.13%	21,813	22,358	21,438	920
Wibaux	20	1,068	53	0.12%	28,797	29,517	24,879	4,638
Golden Valley	20	1,042	54	0.12%	20,031	20,532	20,031	501
Treasure	20	861	55	0.10%	21,416	21,951	21,381	570
Petroleum	8	493	56	0.05%	7,950	8,149	7,601	548