

Office of the State Prosecutor

MISSION

The mission of the Office of the State Prosecutor (OSP) is to increase public confidence in, and ensure the honesty and integrity of, State government and elections by conducting thorough, independent investigations and, when appropriate, prosecutions of allegations of criminal conduct affecting the integrity of our State and local government institutions, officials, employees, and elections.

VISION

To secure public confidence in the honesty and integrity of their government and electoral processes and in the independence of investigations and prosecutions of corruption.

KEY GOALS, OBJECTIVES, AND PERFORMANCE MEASURES

Goal 1. Thoroughly and professionally evaluate, investigate, and where appropriate, prosecute allegations of criminal conduct referred to or otherwise identified by the Office of the State Prosecutor, including but not necessarily limited to: misconduct in office, bribery, extortion, perjury, obstruction of justice, criminal offenses under state public ethics laws and offenses under state election laws as well as by request, multi-jurisdictional criminal conduct.

Obj. 1.1 Identify, evaluate and, where appropriate prosecute alleged corruption and other matters related to the mission of the Office of the State Prosecutor so as to maximize the effective and ethical delivery of the Office of the State Prosecutor's investigative, criminal justice and prosecutorial services.

| Performance Measures | 2017 Act. | 2018 Act. | 2019 Act. | 2020 Act. | 2021 Act. | 2022 Est. | 2023 Est. |
|--|-----------|-----------|-----------|-----------|-----------|-----------|-----------|
| Number of complaints received | 70 | 27 | 36 | 136 | 192 | 190 | 200 |
| Number of investigations opened | 70 | 13 | 35 | 35 | 93 | 90 | 95 |
| Cases closed | 72 | 14 | 33 | 14 | 120 | 120 | 130 |
| Cases charged | 4 | 1 | 3 | 7 | 13 | 15 | 20 |
| Conviction rate | 100% | 100% | 100% | 100% | 100% | 70% | 70% |
| Post conviction and appellate litigation | N/A | N/A | N/A | 5 | 12 | 10 | 10 |

Obj. 1.2 Evaluate, investigate and where appropriate prosecute alleged violations of State Election Laws so as to ensure impartial, consistent and effective enforcement and compliance with legal requirements.

| Performance Measures | 2017 Act. | 2018 Act. | 2019 Act. | 2020 Act. | 2021 Act. | 2022 Est. | 2023 Est. |
|--------------------------|-----------|-----------|-----------|-----------|-----------|-----------|-----------|
| Number of referrals | 288 | 218 | 463 | 358 | 506 | 550 | 600 |
| Enforcement action taken | N/A | N/A | N/A | 105 | 49 | 60 | 60 |
| Civil penalties | N/A | N/A | N/A | \$24,680 | \$128,391 | \$125,000 | \$125,000 |
| Criminal charges | N/A | 2 | 1 | 0 | 1 | 1 | 1 |
| Conviction rate | N/A | 100% | 100% | 100% | 100% | 100% | 100% |

Office of the State Prosecutor

C82D00.01 General Administration

Program Description

The Office of the State Prosecutor (OSP) is an independent agency within the executive branch. The State Prosecutor investigates and, where warranted, prosecutes criminal offenses affecting the honesty and integrity of our governmental officials and institutions and the electoral process. Specifically, the prosecutor is authorized to investigate and prosecute criminal offenses under the State election laws and Public Ethics law, as well as the bribery laws and offenses constituting criminal malfeasance, misfeasance or nonfeasance in office. These investigations are conducted either upon the initiative of the OSP or upon the request of the Governor, the Attorney General, the General Assembly, the State Ethics Commission, or a State's Attorney. In addition, upon the request of the Governor, the Attorney General, the General Assembly, the State Ethics Commission, or a State's Attorney, the State Prosecutor may investigate and prosecute any offense which takes place in more than one county within the State or in more than one State including Maryland.

| Appropriation Statement | 2021 Actual | 2022 Appropriation | 2023 Allowance |
|--|------------------------|-------------------------------|---------------------------|
| Number of Authorized Positions | 13.00 | 13.00 | 13.00 |
| Number of Contractual Positions | 0.50 | 0.00 | 0.00 |
| 01 Salaries, Wages and Fringe Benefits | 1,499,096 | 1,540,945 | 1,559,330 |
| 02 Technical and Special Fees | 17,931 | 0 | 0 |
| 03 Communications | 6,535 | 9,800 | 7,800 |
| 04 Travel | 14,161 | 1,000 | 7,000 |
| 07 Motor Vehicle Operation and Maintenance | 7,209 | 21,240 | 21,420 |
| 08 Contractual Services | 83,505 | 98,887 | 145,143 |
| 09 Supplies and Materials | 13,669 | 27,995 | 21,261 |
| 13 Fixed Charges | 75,060 | 76,852 | 77,260 |
| Total Operating Expenses | 200,139 | 235,774 | 279,884 |
| Total Expenditure | 1,717,166 | 1,776,719 | 1,839,214 |
| Net General Fund Expenditure | 1,717,166 | 1,776,719 | 1,839,214 |
| Total Expenditure | 1,717,166 | 1,776,719 | 1,839,214 |

3 Year Position Summary

| Classification Title | FY 2021 Positions | FY 2021 Expenditures | FY 2022 Positions | FY 2022 Appropriation | FY 2023 Positions | FY 2023 Allowance |
|---|----------------------|-------------------------|----------------------|--------------------------|----------------------|----------------------|
| C82 - Office of the State Prosecutor | | | | | | |
| C82D0001 - General Administration | | | | | | |
| Administrative Mgr Senior III | 2.00 | 219,259 | 2.00 | 233,883 | 2.00 | 233,883 |
| Administrator II | 6.00 | 376,476 | 6.00 | 395,461 | 6.00 | 416,375 |
| Administrator III | 1.00 | 72,615 | 1.00 | 73,343 | 1.00 | 73,343 |
| Administrator V | 1.00 | 98,119 | 1.00 | 99,103 | 1.00 | 99,103 |
| Paralegal II | 1.00 | 50,301 | 1.00 | 50,805 | 1.00 | 50,805 |
| Senior Asst State Prosecutor | 1.00 | 96,743 | 1.00 | 97,713 | 1.00 | 97,713 |
| State Prosecutor | 1.00 | 169,433 | 1.00 | 174,433 | 1.00 | 174,433 |
| Total C82D0001 | 13.00 | 1,082,946 | 13.00 | 1,124,741 | 13.00 | 1,145,655 |