

DEPUTY PROSECUTING ATTORNEY - TRAFFIC SAFETY RESOURCE PROSECUTOR

POSITION DESCRIPTION

SUMMARY OF DUTIES

The Deputy Prosecuting Attorney -- Traffic Safety Resource Prosecutor ("TSRP") serves the director of the Department of the Prosecuting Attorney to support the Department's mission to pursue justice, and prosecute offenses against the laws of the State and the ordinances and rules of the County of Maui. The TSRP specializes in the prosecution of traffic safety crimes, including alcohol/drug impaired driving, speeding, distracted driving, pedestrian safety, occupant restraint, vehicular homicide, and other roadway safety issues. The TSRP provides training, education, and technical support regarding traffic safety to other Deputy Prosecuting Attorneys and to law enforcement personnel in the County of Maui. The TSRP facilitates a coordinated, multidisciplinary approach to the prosecution of traffic safety crimes, and works in conjunction with other state and local agencies to improve the safety of our roadways.

QUALIFICATIONS

- Salary commensurate with years of experience and Maui County Code 2.44.015; the TSRP position qualifications would require an experienced attorney with a minimum 7-9 years licensed, which would put the allocated minimum salary at between \$113,277 and \$130,945.
- Juris doctorate from an accredited law school, and current Hawaii State Bar license.
- Extensive experience and knowledge in the prosecution of traffic safety offenses.
- Strong oral and written communication skills, good judgment, and excellent legal research and analytical abilities.
- Strong leadership, management, and training abilities.

DUTIES OF THE POSITION

Investigation and Prosecution - 50%

- Attend all courts in the county, and conduct, on behalf of the people, all prosecutions therein for offenses against the laws of the State and the ordinances and rules of the County.
- Investigate traffic crimes, and assist law enforcement officers in collecting evidence, collision scene investigation, setting up sobriety checkpoints or saturation patrols, witness interviews, and related case investigation and follow-up.
- Screen and evaluate traffic safety cases for sufficiency of evidence, make prosecutorial charging decisions, institute proceedings for the arrest of persons, draft complaints and indictments, and attend before the grand jury whenever cases are presented for its consideration.
- Prosecute traffic felonies in Circuit Court, including Habitual Operating a Vehicle Under the Influence of an Intoxicant ("OVUII"), Negligent Injury, Negligent Homicide, and Manslaughter.
- Serve as first and second chair on complex impaired driving and traffic safety cases in District Court, including cases that challenge evidentiary standards for proof and testing of instruments,

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and cases that present novel issues of law regarding search and seizure, Miranda, standardized field sobriety tests, and general OVUII investigation.

- Prepare briefs, legal memoranda, and other pleadings for use at hearings, trials, or on appeal of traffic safety cases.
- Assure adherence to the traffic safety mission, goals, and objectives of the Department.

Training and Education – 25%

- Provide educational information and training to prosecutors regarding current and developing issues relevant to the prosecution of impaired driving and traffic safety cases, gathering evidence, and trial techniques, and provide technical assistance and legal advice to prosecutors.
- Attend traffic safety-related courses, meetings, and conferences for current information on education, enforcement, and related legal issues.
- Serve as the liaison between the Department of the Prosecuting Attorney and law enforcement to disseminate traffic safety information such as statistics, legal updates, and traffic safety training opportunities. Encourage collaboration between the Department and law enforcement, and foster agency relationships to ensure the successful prosecution of traffic safety cases.

Grant Proposals and Management – 5%

- Research and draft grant proposals for funding to improve traffic safety, and assure annual completion of all grant application and development tasks in accordance with state and federal agency deadlines.
- Provide oversight and coordination for traffic safety grant projects, and participate in grant meetings and trainings for strategic planning and implementation purposes.
- Monitor grant progress reports on a quarterly basis to assure intended grant and program objectives are being met and are in compliance with standards and regulations.

Legislation and Reporting – 10%

- Support and introduce legislative initiatives to improve traffic safety laws.
- Testify at council committee and legislative hearings as requested, provide information, and respond to verbal and written inquiries from the County Council and State Legislature regarding traffic safety matters and priorities, technical information and progress.

Agency Partnerships and Community Outreach – 10%

- Coordinate and meet on a regular basis with traffic safety-related partners for the purpose of exchanging information, ideas and recommendations, including: law enforcement and other prosecutor agencies, County of Maui agencies (Liquor Control, Fire and Public Safety, Corporation Counsel, Transportation), the Judiciary, Department of Health laboratories and forensic toxicologists, State of Hawaii - Department of Transportation personnel, and victim advocate groups such as Mothers Against Drunk Driving.
- Address citizen groups, roadway safety associations and organizations, and attend news conferences and media events, to generate public and policy level attention to critical traffic safety issues. Respond to requests from the general public and media.