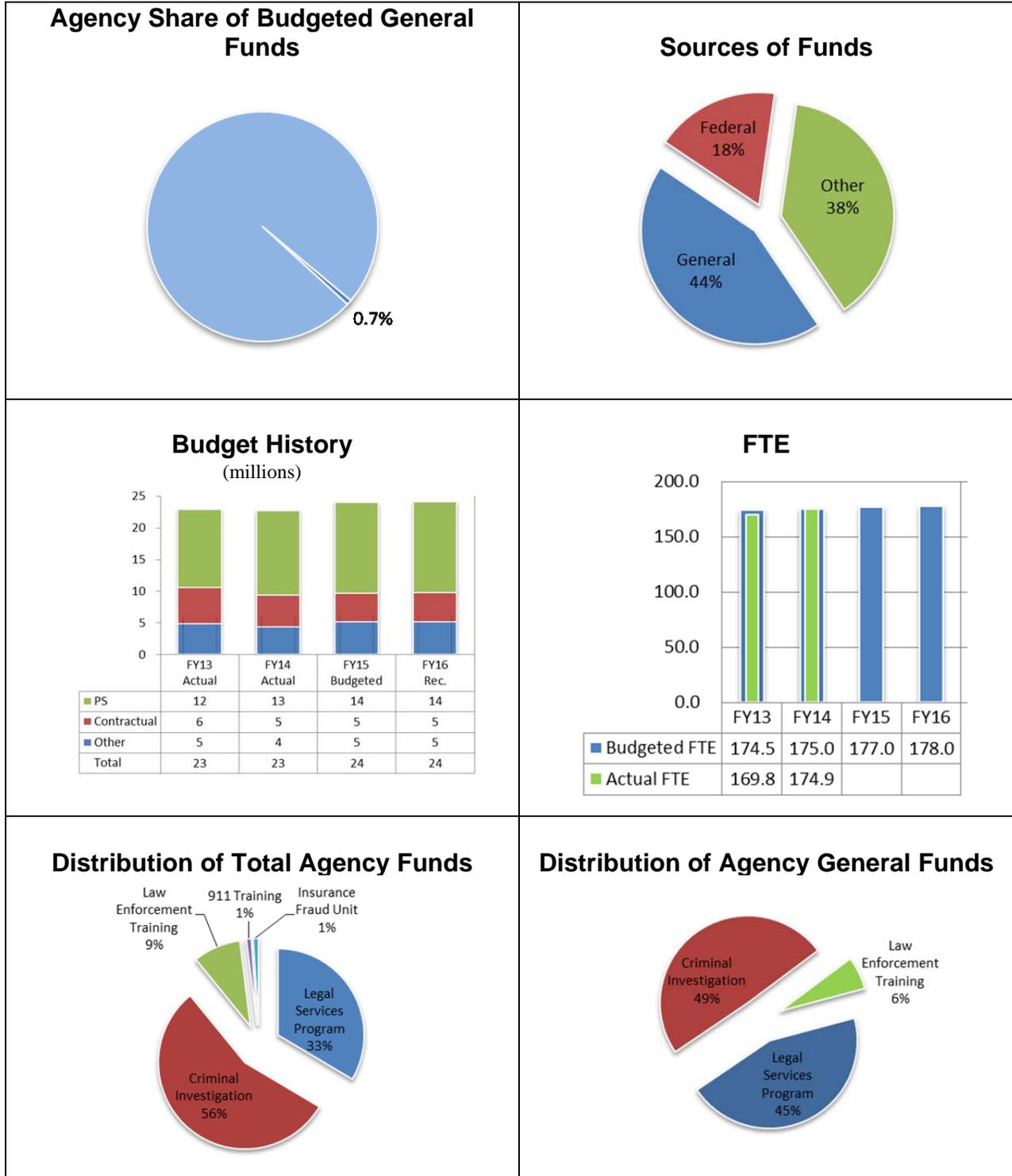


FY16 Budget Briefing

Attorney General

Information contained in this document is based on the Governor's original FY16 recommended budget.
This document may not correspond with the final FY16 budget adopted by the Legislature.



Key Personnel

- **Marty Jackley, Attorney General**
- Kay McLain, Business Manager
- Charles McGuigan, Chief Deputy Attorney General
- Bryan Gortmaker, DCI Director

Department Total

The mission of the Attorney General is to supervise, perform, and coordinate all responsibilities vested in the Office of the Attorney General; to provide effective legal counsel and representation to all agencies of state government as well as to political subdivisions; to issue official legal opinions for the clarification of questions pertaining to state law; to provide criminal investigation and prosecution on office initiative and through support of the state's attorneys; to handle all appeals, civil and criminal, in the Supreme Court of South Dakota and all other courts of higher appeal; to provide legal advice, counsel, and representation in all civil, criminal, and administrative matters in which the state is a party or interested; to provide law enforcement officer training and certification; to maintain efficient law enforcement communication between all state law enforcement personnel as well as interstate and national law enforcement agencies; to provide consumer protection through public information, investigation of complaints, and prosecution of violations when necessary; and, to fulfill all of the above goals and statutory responsibilities to the greatest extent possible with the manpower and monetary resources available.

| | Actual FY13 | Actual FY14 | Budgeted FY15 | Agency Request FY16 | Gov Rec FY16 | Gov Rec Inc/Dec for FY16 | % Change From FY2015 |
|---------------------------|----------------|----------------|------------------|---------------------------|-----------------|--------------------------------|----------------------------|
| Personal Services | | | | | | | |
| Employee Salaries | 9,757,388 | 10,318,666 | 11,352,423 | 11,949,212 | 11,419,649 | 67,226 | 0.6% |
| Employee Benefits | 2,623,726 | 2,984,967 | 2,920,940 | 2,944,142 | 2,938,938 | 17,998 | 0.6% |
| FTE | 169.8 | 174.9 | 177.0 | 180.0 | 178.0 | 1.0 | 0.6% |
| Funding Types | | | | | | | |
| General | 6,909,125 | 7,546,670 | 7,865,202 | 8,909,609 | 7,950,426 | 85,224 | 1.1% |
| Federal | 1,675,320 | 1,230,026 | 1,657,183 | 1,706,439 | 1,657,183 | 0 | 0.0% |
| Other | 3,796,669 | 4,526,937 | 4,750,978 | 4,277,306 | 4,750,978 | 0 | 0.0% |
| Total PS | 12,381,114 | 13,303,633 | 14,273,363 | 14,893,354 | 14,358,587 | 85,224 | 0.6% |
| Operating Expenses | | | | | | | |
| Travel | 1,101,659 | 927,119 | 1,068,443 | 1,073,223 | 1,072,363 | 3,920 | 0.4% |
| Contractual Services | 5,735,615 | 5,066,128 | 4,550,895 | 4,577,820 | 4,575,990 | 25,095 | 0.6% |
| Supplies & Materials | 892,826 | 774,477 | 961,116 | 999,146 | 961,866 | 750 | 0.1% |
| Grants and Subsidies | 2,133,594 | 2,154,382 | 2,340,344 | 2,340,344 | 2,340,344 | 0 | 0.0% |
| Capital Outlay | 670,999 | 438,715 | 734,357 | 781,055 | 743,257 | 8,900 | 1.2% |
| Other | 0 | 14 | 31,884 | 31,884 | 31,884 | 0 | 0.0% |
| Funding Types | | | | | | | |
| General | 3,059,006 | 2,640,410 | 2,056,001 | 2,673,852 | 2,616,662 | 560,661 | 27.3% |
| Federal | 2,567,937 | 2,210,481 | 2,621,933 | 2,622,377 | 2,621,933 | 0 | 0.0% |
| Other | 4,907,751 | 4,509,944 | 5,009,105 | 4,507,243 | 4,487,109 | (521,996) | (10.4%) |
| Total OE | 10,534,694 | 9,360,836 | 9,687,039 | 9,803,472 | 9,725,704 | 38,665 | 0.4% |
| Totals | | | | | | | |
| Funding Types | | | | | | | |
| General | 9,968,131 | 10,187,080 | 9,921,203 | 11,583,461 | 10,567,088 | 645,885 | 6.5% |
| Federal | 4,243,257 | 3,440,508 | 4,279,116 | 4,328,816 | 4,279,116 | 0 | 0.0% |
| Other | 8,704,420 | 9,036,881 | 9,760,083 | 8,784,549 | 9,238,087 | (521,996) | (5.3%) |
| Total | 22,915,808 | 22,664,469 | 23,960,402 | 24,696,826 | 24,084,291 | 123,889 | 0.5% |

Department Object Detail

| Item | Actual FY2013 | Actual FY2014 | Budgeted FY2015 | Governor | | % Change FY2015 |
|-------------------------------|-------------------|-------------------|--------------------|-------------------|-------------------|--------------------|
| | | | | Rec FY2016 | Inc/Dec FY2015 | |
| PERSONAL SERVICES | | | | | | |
| General Funds | 6,909,125 | 7,546,670 | 7,865,202 | 7,950,426 | 85,224 | 1.1% |
| Federal Funds | 1,675,320 | 1,230,026 | 1,657,183 | 1,657,183 | 0 | 0.0% |
| Other Funds | 3,796,670 | 4,526,937 | 4,750,978 | 4,750,978 | 0 | 0.0% |
| Total Personal Services | 12,381,115 | 13,303,633 | 14,273,363 | 14,358,587 | 85,224 | 0.6% |
| FTE | 169.8 | 174.9 | 177.0 | 178.0 | 1.0 | 0.6% |
| TRAVEL | | | | | | |
| General Funds | 458,389 | 483,219 | 449,282 | 453,202 | 3,920 | 0.9% |
| Federal Funds | 234,020 | 165,906 | 218,081 | 218,081 | 0 | 0.0% |
| Other Funds | 409,251 | 277,995 | 401,080 | 401,080 | 0 | 0.0% |
| Total Travel | 1,101,660 | 927,120 | 1,068,443 | 1,072,363 | 3,920 | 0.4% |
| CONTRACTUAL SERVICES | | | | | | |
| General Funds | 2,339,846 | 1,896,040 | 1,385,668 | 1,932,759 | 547,091 | 39.5% |
| Federal Funds | 643,001 | 731,273 | 831,729 | 831,729 | 0 | 0.0% |
| Other Funds | 2,752,768 | 2,438,816 | 2,333,498 | 1,811,502 | (521,996) | (22.4%) |
| Total Contractual Services | 5,735,615 | 5,066,129 | 4,550,895 | 4,575,990 | 25,095 | 0.6% |
| SUPPLIES AND MATERIALS | | | | | | |
| General Funds | 167,832 | 174,263 | 182,157 | 182,907 | 750 | 0.4% |
| Federal Funds | 185,946 | 212,393 | 260,447 | 260,447 | 0 | 0.0% |
| Other Funds | 539,048 | 387,821 | 518,512 | 518,512 | 0 | 0.0% |
| Total Supplies and Materials | 892,826 | 774,477 | 961,116 | 961,866 | 750 | 0.1% |
| GRANTS AND SUBSIDIES | | | | | | |
| General Funds | 1,159 | 15,425 | 0 | 0 | 0 | 0.0% |
| Federal Funds | 1,074,033 | 802,308 | 1,127,481 | 1,127,481 | 0 | 0.0% |
| Other Funds | 1,058,403 | 1,336,649 | 1,212,863 | 1,212,863 | 0 | 0.0% |
| Total Grants and Subsidies | 2,133,595 | 2,154,382 | 2,340,344 | 2,340,344 | 0 | 0.0% |
| CAPITAL OUTLAY | | | | | | |
| General Funds | 91,780 | 71,463 | 38,894 | 47,794 | 8,900 | 22.9% |
| Federal Funds | 430,938 | 298,602 | 160,282 | 160,282 | 0 | 0.0% |
| Other Funds | 148,282 | 68,650 | 535,181 | 535,181 | 0 | 0.0% |
| Total Capital Outlay | 671,000 | 438,715 | 734,357 | 743,257 | 8,900 | 1.2% |
| OTHER | | | | | | |
| General Funds | 0 | 0 | 0 | 0 | 0 | 0.0% |
| Federal Funds | 0 | 0 | 23,913 | 23,913 | 0 | 0.0% |
| Other Funds | 0 | 14 | 7,971 | 7,971 | 0 | 0.0% |
| Total Other | 0 | 14 | 31,884 | 31,884 | 0 | 0.0% |
| TOTAL | | | | | | |
| General Funds | 9,968,131 | 10,187,080 | 9,921,203 | 10,567,088 | 645,885 | 6.5% |
| Federal Funds | 4,243,258 | 3,440,508 | 4,279,116 | 4,279,116 | 0 | 0.0% |
| Other Funds | 8,704,422 | 9,036,882 | 9,760,083 | 9,238,087 | (521,996) | (5.3%) |
| Total All Funds | 22,915,811 | 22,664,470 | 23,960,402 | 24,084,291 | 123,889 | 0.5% |

MAJOR EXPANSIONS AND REDUCTIONS

| Budget Item | Governor's Recommendation | | | | FTE |
|--------------------------------|---------------------------|---------------|------------------|----------------|------------|
| | General Funds | Federal Funds | Other Funds | Total Funds | |
| Attorney - Legal Services | 101,425 | - | - | 101,425 | 1.0 |
| Misc. Operating Expenses - DCI | 22,464 | - | - | 22,464 | - |
| General Fund/LEOT Fund Swap | 521,996 | - | (521,996) | - | - |
| Total | 645,885 | - | (521,996) | 123,889 | 1.0 |

Attorney - Legal Services. Increase of **\$101,425** from general funds for a new attorney position to assist county and local jurisdictions with violent crime and drug possessions. The increase includes \$85,224 for salary and benefits and \$16,201 for various operating expenses for the new position.

Miscellaneous Operating Expenses - DCI. General fund increase of \$22,000 for Connect SD computer software maintenance and \$2,464 for rent.

General Fund/Law Enforcement Officer Training (LEOT) Fund Swap. Increase of **\$521,966** from general funds and a corresponding decrease of **\$521,996** in LEOT funds to pay for space billing. In an effort to correct the on-going deficit in the LEOT fund, the LEOT Work Group and the Government Operations and Audit Committee studied this issue over the interim. This funding swap was one of the possible solutions identified by the work group.

Governor's Recommended Employee Compensation and Billings Pool (from page 01-23 of the Governor's FY16 budget book)

For FY16, the Governor recommended the 1) state employee compensation plan, 2) bureau billings, and 3) captive insurance be placed in a pool in BFM to be distributed to each agency. *Therefore, individual agency personal services and contractual services budgets do not reflect budget increases for the compensation plan, bureau billings, or captive insurance.*

- Below are the estimated distributions for employee compensation for FY16. BFM will distribute dollars from the Pool after employees are placed in the new General Pay Structure and career band pay-for-performance scores and percentages are calculated. The distributed amount to the agency will be in addition to the agency's appropriated personal services budget.

| <u>Est. FY16 Expenditures</u> | <u>General Funds</u> | <u>Federal Funds</u> | <u>Other Funds</u> | <u>Total Funds</u> |
|-------------------------------|----------------------|----------------------|--------------------|--------------------|
| Market Adjustments | 163,482 | 31,311 | 78,484 | 273,277 |
| Movement Toward Market Value | 84,246 | 9,972 | 14,778 | 108,996 |
| <i>Total Comp Pkg</i> | 247,728 | 41,283 | 93,262 | 382,273 |

- ✓ Recommended FY16 – 2% market adjustment for all permanent employees (except Career Bands); 0%-6.6% market adjustments for Career Bands; 2.5% movement toward market value for General Pay Structure and PACE; 0% to 4.5% pay for performance for Career Bands; 0% health insurance.
 - ✓ FY15 – 3% across-the-board/market adjustment for all permanent employees (including Career Bands); 3% adjustment toward job worth for PACE; 0%-4.5% pay for performance for Career Bands; targeted compensation adjustments for a small number of hard-to-fill, below market vocational jobs; 18.6% health insurance.
 - ✓ FY14 – 3% across-the-board for all permanent employees (except Career Bands); 3.5% to 4% market adjustment for Career Bands; 3.5% adjustment toward job worth for PACE; 0%-4.5% pay for performance for Career Bands; 14.7% health insurance.
 - ✓ FY13 – 3% across-the-board for all permanent employees (including Career Bands); 2.5% adjustment toward job worth for PACE; 0%-7% adjustment toward market value for Career Bands; 3.3% health insurance.
2. Below are the estimated distributions for bureau billings for FY16. The amount distributed to the agency will be in addition to the agency's appropriated contractual services budget.

| Est. FY16 Expenditures | General Funds | Federal Funds | Other Funds | Total Funds |
|-------------------------------|----------------------|----------------------|--------------------|--------------------|
| Bureau Billings for Expansion | 12,033 | 924 | 5,676 | 18,633 |
| Bureau Billings for Comp Pkg | 18,723 | 517 | 2,441 | 21,681 |
| <i>Total</i> | 30,756 | 1,441 | 8,117 | 40,314 |

3. The estimated distribution for Captive Insurance is not available at this time.

Acronyms:

LEOT – Law Enforcement Officer Training

CJI – Criminal Justice Initiative

PSIA – Public Safety Improvement Act

AFIS – Automated Fingerprint Identification System

SAVIN – Statewide Automated Victim Information & Notification

SCRAM – Secure Continuous Remote Alcohol Monitor (24/7 bracelets)

ICAC – Internet Crimes Against Children

NCHIP – National Criminal History Improvement Program

EVOC – Emergency Vehicle Operations Course

HIDTA – High Intensity Drug Trafficking Area

SIS – Suspended Imposition of Sentence

SES – Suspended Execution of Sentence

LEGAL SERVICES PROGRAM

The mission of the Legal Service Program is to:

- provide counsel for state agencies, boards, and commissions;
- represent and defend all divisions of the state in all courts of law, including filing court briefs;
- issue official opinions to legislators, county, state, and local officials, along with countless informal opinions;
- mediate complaints regarding merchandise and purchases through the Consumer Protection Division;
- educate consumers on their rights; and
- recover monies for South Dakota consumers in their complaint cases.

| | Actual FY13 | Actual FY14 | Budgeted FY15 | Agency Request FY16 | Gov Rec FY16 | Gov Rec % Change Inc/Dec for FY16 | % Change From FY2015 |
|---------------------------|----------------|----------------|------------------|---------------------------|-----------------|---|----------------------------|
| Personal Services | | | | | | | |
| Employee Salaries | 5,135,606 | 4,401,902 | 4,710,215 | 4,910,400 | 4,777,441 | 67,226 | 1.4% |
| Employee Benefits | 1,344,847 | 1,203,635 | 1,157,392 | 1,211,021 | 1,175,390 | 17,998 | 1.6% |
| FTE | 82.0 | 67.1 | 67.0 | 70.0 | 68.0 | 1.0 | 1.5% |
| Funding Types | | | | | | | |
| General | 4,309,786 | 3,942,488 | 4,090,852 | 4,278,322 | 4,176,076 | 85,224 | 2.1% |
| Federal | 813,849 | 393,647 | 454,284 | 454,284 | 454,284 | 0 | 0.0% |
| Other | 1,356,817 | 1,269,402 | 1,322,471 | 1,388,815 | 1,322,471 | 0 | 0.0% |
| Total PS | 6,480,453 | 5,605,536 | 5,867,607 | 6,121,421 | 5,952,831 | 85,224 | 1.5% |
| Operating Expenses | | | | | | | |
| Travel | 339,241 | 151,211 | 156,234 | 161,014 | 160,154 | 3,920 | 2.5% |
| Contractual Services | 1,089,614 | 823,517 | 697,015 | 701,476 | 699,646 | 2,631 | 0.4% |
| Supplies & Materials | 287,492 | 223,834 | 205,562 | 243,592 | 206,312 | 750 | 0.4% |
| Grants and Subsidies | 903,288 | 746,261 | 967,481 | 967,481 | 967,481 | 0 | 0.0% |
| Capital Outlay | 368,449 | 56,137 | 49,145 | 71,413 | 58,045 | 8,900 | 18.1% |
| Other | 0 | 14 | 31,884 | 31,884 | 31,884 | 0 | 0.0% |
| Funding Types | | | | | | | |
| General | 634,647 | 554,039 | 530,170 | 613,111 | 546,371 | 16,201 | 3.1% |
| Federal | 927,459 | 448,981 | 530,032 | 530,476 | 530,032 | 0 | 0.0% |
| Other | 1,425,978 | 997,954 | 1,047,119 | 1,033,273 | 1,047,119 | 0 | 0.0% |
| Total OE | 2,988,084 | 2,000,974 | 2,107,321 | 2,176,860 | 2,123,522 | 16,201 | 0.8% |
| Totals | | | | | | | |
| Funding Types | | | | | | | |
| General | 4,944,433 | 4,496,527 | 4,621,022 | 4,891,433 | 4,722,447 | 101,425 | 2.2% |
| Federal | 1,741,308 | 842,628 | 984,316 | 984,760 | 984,316 | 0 | 0.0% |
| Other | 2,782,795 | 2,267,355 | 2,369,590 | 2,422,088 | 2,369,590 | 0 | 0.0% |
| Total | 9,468,537 | 7,606,510 | 7,974,928 | 8,298,281 | 8,076,353 | 101,425 | 1.3% |

Budget Notes

Attorney. Increase of **\$101,425** from general funds for a new attorney position to assist county and local jurisdictions with violent crime and drug possessions. The increase includes \$85,224 for salary and benefits and \$16,201 for various operating expenses for the new position.

Note: The Attorney General requested an increase for two other positions that were not recommended by the Governor. The request included a support position for the attorney

position recommended above and the other was a Technology Specialist in the Consumer Settlement Division to handle IT issues. In addition, the Attorney General requested an increase for reclassification and probation within the attorney pay structure but that also was not recommended.

CRIMINAL INVESTIGATION

The mission of the Criminal Investigation program is to:

- provide assistance to local law enforcement agencies and prosecutors in the investigation of major crimes;
- conduct and coordinate investigations of criminal violations for state, local, and federal governments;
- collect and disseminate criminal intelligence information to support the investigative functions;
- maintain identification records and criminal history information;
- provide scientific examinations of evidence and expert court testimony;
- enhance the quantity, quality, and timeliness of crime statistical data to better serve the needs of investigators and policymakers;
- provide public education and prevention of internet crimes;
- facilitate internet criminal investigations; and
- provide computer forensics expertise.

| | Actual FY13 | Actual FY14 | Budgeted FY15 | Agency Request FY16 | Gov Rec FY16 | Gov Rec Inc/Dec for FY16 | % Change From FY2015 |
|---------------------------|----------------|----------------|------------------|---------------------------|-----------------|--------------------------------|----------------------------|
| Personal Services | | | | | | | |
| Employee Salaries | 3,845,769 | 5,055,458 | 5,793,324 | 6,189,928 | 5,793,324 | 0 | 0.0% |
| Employee Benefits | 1,069,171 | 1,537,053 | 1,528,121 | 1,497,694 | 1,528,121 | 0 | 0.0% |
| FTE | 70.7 | 89.3 | 93.5 | 93.5 | 93.5 | 0.0 | 0.0% |
| Funding Types | | | | | | | |
| General | 2,599,339 | 3,604,182 | 3,774,350 | 4,631,287 | 3,774,350 | 0 | 0.0% |
| Federal | 861,471 | 836,379 | 1,202,899 | 1,252,155 | 1,202,899 | 0 | 0.0% |
| Other | 1,454,131 | 2,151,950 | 2,344,196 | 1,804,180 | 2,344,196 | 0 | 0.0% |
| Total PS | 4,914,940 | 6,592,511 | 7,321,445 | 7,687,622 | 7,321,445 | 0 | 0.0% |
| Operating Expenses | | | | | | | |
| Travel | 630,493 | 655,179 | 736,020 | 736,020 | 736,020 | 0 | 0.0% |
| Contractual Services | 3,578,145 | 3,185,184 | 2,822,725 | 2,845,189 | 2,845,189 | 22,464 | 0.8% |
| Supplies & Materials | 390,023 | 308,960 | 542,385 | 542,385 | 542,385 | 0 | 0.0% |
| Grants and Subsidies | 1,223,529 | 1,325,154 | 1,287,863 | 1,287,863 | 1,287,863 | 0 | 0.0% |
| Capital Outlay | 246,663 | 373,938 | 652,498 | 676,928 | 652,498 | 0 | 0.0% |
| Funding Types | | | | | | | |
| General | 2,061,337 | 1,717,302 | 1,150,716 | 1,420,671 | 1,430,221 | 279,505 | 24.3% |
| Federal | 1,640,478 | 1,761,500 | 2,091,901 | 2,091,901 | 2,091,901 | 0 | 0.0% |
| Other | 2,367,038 | 2,369,612 | 2,798,874 | 2,575,813 | 2,541,833 | (257,041) | (9.2%) |
| Total OE | 6,068,853 | 5,848,414 | 6,041,491 | 6,088,385 | 6,063,955 | 22,464 | 0.4% |
| Totals | | | | | | | |
| Funding Types | | | | | | | |
| General | 4,660,676 | 5,321,484 | 4,925,066 | 6,051,958 | 5,204,571 | 279,505 | 5.7% |
| Federal | 2,501,948 | 2,597,880 | 3,294,800 | 3,344,056 | 3,294,800 | 0 | 0.0% |
| Other | 3,821,169 | 4,521,561 | 5,143,070 | 4,379,993 | 4,886,029 | (257,041) | (5.0%) |
| Total | 10,983,793 | 12,440,925 | 13,362,936 | 13,776,007 | 13,385,400 | 22,464 | 0.2% |

Budget Notes

Miscellaneous Operating Expenses- General fund increase of \$22,000 for Connect SD computer software maintenance and \$2,464 for rent.

General Fund/Law Enforcement Officer Training (LEOT) Fund Swap. Increase of **\$257,041** from general funds and a corresponding decrease of **\$257,041** in LEOT funds to pay for space billing. In an effort to correct the on-going deficit in the LEOT fund, the LEOT Work Group and the Government Operations and Audit Committee studied this issue over the interim. This funding swap was one of the possible solutions identified by the work group. Another possible solution, to use general funds in lieu of LEOT funds for state forensic laboratory personnel, was not recommended by the Governor.

The Other Fund source used for law enforcement training is derived from the Law Enforcement Officer's Training Fund administered in the Attorney General's Office. SDCL 23-3-52 allows for the collection of \$40 in liquidated costs in addition to fines handed down by courts to reimburse a portion of law enforcement and judicial training costs. The balance in this fund as of June 30, 2014 was **negative** \$549,355.64.

23-3-52. *Liquidated costs assessed for law enforcement and judicial expenses for personnel, training, and facilities--Amount.* In addition to any other penalty, assessment, or fine provided by law, there shall be levied liquidated costs in the amount of forty dollars for partial reimbursement to state government and its subdivisions for law enforcement and judicial expenses incurred in providing the personnel, training, and facilities relative to the criminal justice system and to the 911 emergency reporting system, on each conviction for the following:

- (1) Violation of state statutes or regulations having criminal penalties; or
- (2) Violation of county or municipal ordinances.

If a fine is suspended in whole or in part, the liquidated costs for law enforcement and training may not be reduced, except that the judge may waive all or any part of the payment of liquidated costs which would work a hardship on the person convicted or on the person's immediate family.

23-3-55. *Annual appropriation from fund--Allocation.* Moneys in the law enforcement officers training fund shall be annually appropriated by the Legislature to be used with any other moneys otherwise appropriated to pay necessary costs of law enforcement, law enforcement training, and judicial training and to pay expenses for the operation of the Law Enforcement Officers Standards Commission. The funds shall be allocated for:

- (1) law enforcement training programs conducted by the Office of the Attorney General through the Law Enforcement Officers Standards Commission;
- (2) highway safety law enforcement training; the operation of a statewide drug enforcement unit;
- (3) state law enforcement equipment;
- (4) the State Forensic Laboratory;
- (5) the training of prosecutors and Unified Judicial System personnel; and
- (6) other law enforcement and training purposes.

LAW ENFORCEMENT TRAINING

The mission of Law Enforcement Training is to:

- train all law enforcement officers who are not presently certified according to the standards set by the Law Enforcement Standards and Training Commission;
- provide a program of advanced, specialized, and regional training for all law enforcement personnel;
- provide assistance and information needed by the Law Enforcement Standards and Training Commission to perform their duties; and
- provide assistance to the State Association of States Attorneys in designing and implementing a training program for all prosecuting attorneys.

| | Actual FY13 | Actual FY14 | Budgeted FY15 | Agency Request FY16 | Gov Rec FY16 | Gov Rec Inc/Dec for FY16 | % Change From FY2015 |
|---------------------------|----------------|----------------|------------------|---------------------------|-----------------|--------------------------------|----------------------------|
| Personal Services | | | | | | | |
| Employee Salaries | 581,184 | 604,449 | 619,586 | 619,586 | 619,586 | 0 | 0.0% |
| Employee Benefits | 146,392 | 157,262 | 158,729 | 158,729 | 158,729 | 0 | 0.0% |
| FTE | 12.5 | 13.5 | 11.5 | 11.5 | 11.5 | 0.0 | 0.0% |
| Funding Types | | | | | | | |
| General | 0 | 0 | 0 | 0 | 0 | 0 | 0.0% |
| Federal | 0 | 0 | 0 | 0 | 0 | 0 | 0.0% |
| Other | 727,576 | 761,711 | 778,315 | 778,315 | 778,315 | 0 | 0.0% |
| Total PS | 727,576 | 761,711 | 778,315 | 778,315 | 778,315 | 0 | 0.0% |
| Operating Expenses | | | | | | | |
| Travel | 109,764 | 101,616 | 143,159 | 143,159 | 143,159 | 0 | 0.0% |
| Contractual Services | 972,580 | 945,335 | 928,253 | 928,253 | 928,253 | 0 | 0.0% |
| Supplies & Materials | 209,403 | 227,452 | 188,419 | 188,419 | 188,419 | 0 | 0.0% |
| Grants and Subsidies | 6,777 | 82,967 | 85,000 | 85,000 | 85,000 | 0 | 0.0% |
| Capital Outlay | 47,338 | 2,073 | 25,064 | 25,064 | 25,064 | 0 | 0.0% |
| Funding Types | | | | | | | |
| General | 363,022 | 369,069 | 375,115 | 640,070 | 640,070 | 264,955 | 70.6% |
| Federal | 0 | 0 | 0 | 0 | 0 | 0 | 0.0% |
| Other | 982,841 | 990,374 | 994,780 | 729,825 | 729,825 | (264,955) | (26.6%) |
| Total OE | 1,345,863 | 1,359,443 | 1,369,895 | 1,369,895 | 1,369,895 | 0 | 0.0% |
| Totals | | | | | | | |
| Funding Types | | | | | | | |
| General | 363,022 | 369,069 | 375,115 | 640,070 | 640,070 | 264,955 | 70.6% |
| Federal | 0 | 0 | 0 | 0 | 0 | 0 | 0.0% |
| Other | 1,710,417 | 1,752,085 | 1,773,095 | 1,508,140 | 1,508,140 | (264,955) | (14.9%) |
| Total | 2,073,439 | 2,121,154 | 2,148,210 | 2,148,210 | 2,148,210 | 0 | 0.0% |

Budget Notes

General Fund/Law Enforcement Officer Training (LEOT) Fund Swap. Increase of **\$264,955** from general funds and a corresponding decrease of **\$264,955** in LEOT funds to pay for space billing. In an effort to correct the on-going deficit in the LEOT fund, the LEOT Work Group and the Government Operations and Audit Committee studied this issue over the interim. This funding swap was one of the possible solutions identified by the work group.

911 TRAINING

The mission of the 911 training is to:

- train all 911 telecommunications officers who are not presently certified according to the standards set by the Law Enforcement Standards and Training Commission;
- provide a program of advanced, specialized, and regional training for all 911 telecommunications personnel; and
- provide assistance and information needed by the Law Enforcement Standards and Training Commission to perform their duties.

| | Actual FY13 | Actual FY14 | Budgeted FY15 | Agency Request FY16 | Gov Rec FY16 | Gov Rec Inc/Dec for FY16 | % Change From FY2015 |
|---------------------------|----------------|----------------|------------------|---------------------------|-----------------|--------------------------------|----------------------------|
| Personal Services | | | | | | | |
| Employee Salaries | 66,744 | 85,953 | 92,707 | 92,707 | 92,707 | 0 | 0.0% |
| Employee Benefits | 22,108 | 33,137 | 29,514 | 29,514 | 29,514 | 0 | 0.0% |
| FTE | 1.7 | 2.0 | 2.0 | 2.0 | 2.0 | 0.0 | 0.0% |
| Funding Types | | | | | | | |
| General | 0 | 0 | 0 | 0 | 0 | 0 | 0.0% |
| Federal | 0 | 0 | 0 | 0 | 0 | 0 | 0.0% |
| Other | 88,852 | 119,090 | 122,221 | 122,221 | 122,221 | 0 | 0.0% |
| Total PS | 88,852 | 119,090 | 122,221 | 122,221 | 122,221 | 0 | 0.0% |
| Operating Expenses | | | | | | | |
| Travel | 10,361 | 8,333 | 10,600 | 10,600 | 10,600 | 0 | 0.0% |
| Contractual Services | 73,288 | 77,409 | 68,740 | 68,740 | 68,740 | 0 | 0.0% |
| Supplies & Materials | 5,814 | 11,940 | 13,250 | 13,250 | 13,250 | 0 | 0.0% |
| Capital Outlay | 8,100 | 0 | 5,250 | 5,250 | 5,250 | 0 | 0.0% |
| Funding Types | | | | | | | |
| General | 0 | 0 | 0 | 0 | 0 | 0 | 0.0% |
| Federal | 0 | 0 | 0 | 0 | 0 | 0 | 0.0% |
| Other | 97,563 | 97,682 | 97,840 | 97,840 | 97,840 | 0 | 0.0% |
| Total OE | 97,563 | 97,682 | 97,840 | 97,840 | 97,840 | 0 | 0.0% |
| Totals | | | | | | | |
| Funding Types | | | | | | | |
| General | 0 | 0 | 0 | 0 | 0 | 0 | 0.0% |
| Federal | 0 | 0 | 0 | 0 | 0 | 0 | 0.0% |
| Other | 186,415 | 216,772 | 220,061 | 220,061 | 220,061 | 0 | 0.0% |
| Total | 186,415 | 216,772 | 220,061 | 220,061 | 220,061 | 0 | 0.0% |

Budget Notes

No budget changes for FY16.

INSURANCE FRAUD UNIT - INFORMATIONAL

The mission of the Insurance Fraud Unit is to confront the problem of insurance fraud in the state of South Dakota by prevention, investigation, and prosecution of fraudulent insurance acts.

| | <u>Actual</u> <u>FY13</u> | <u>Actual</u> <u>FY14</u> | <u>Budgeted</u> <u>FY15</u> | <u>Agency</u> <u>Request</u> <u>FY16</u> | <u>Gov Rec</u> <u>FY16</u> | <u>Gov Rec</u> <u>Inc/Dec for</u> <u>FY16</u> | <u>% Change</u> <u>From</u> <u>FY2015</u> |
|---------------------------|------------------------------|------------------------------|--------------------------------|--|-------------------------------|---|---|
| Personal Services | | | | | | | |
| Employee Salaries | 128,086 | 170,905 | 136,591 | 136,591 | 136,591 | 0 | 0.0% |
| Employee Benefits | 41,208 | 53,880 | 47,184 | 47,184 | 47,184 | 0 | 0.0% |
| FTE | 2.8 | 3.0 | 3.0 | 3.0 | 3.0 | 0.0 | 0.0% |
| Funding Types | | | | | | | |
| General | 0 | 0 | 0 | 0 | 0 | 0 | 0.0% |
| Federal | 0 | 0 | 0 | 0 | 0 | 0 | 0.0% |
| Other | 169,294 | 224,785 | 183,775 | 183,775 | 183,775 | 0 | 0.0% |
| Total PS | 169,294 | 224,785 | 183,775 | 183,775 | 183,775 | 0 | 0.0% |
| Operating Expenses | | | | | | | |
| Travel | 11,800 | 10,781 | 22,430 | 22,430 | 22,430 | 0 | 0.0% |
| Contractual Services | 21,987 | 34,684 | 34,162 | 34,162 | 34,162 | 0 | 0.0% |
| Supplies & Materials | 94 | 2,292 | 11,500 | 11,500 | 11,500 | 0 | 0.0% |
| Capital Outlay | 449 | 6,566 | 2,400 | 2,400 | 2,400 | 0 | 0.0% |
| Funding Types | | | | | | | |
| General | 0 | 0 | 0 | 0 | 0 | 0 | 0.0% |
| Federal | 0 | 0 | 0 | 0 | 0 | 0 | 0.0% |
| Other | 34,331 | 54,323 | 70,492 | 70,492 | 70,492 | 0 | 0.0% |
| Total OE | 34,331 | 54,323 | 70,492 | 70,492 | 70,492 | 0 | 0.0% |
| Totals | | | | | | | |
| Funding Types | | | | | | | |
| General | 0 | 0 | 0 | 0 | 0 | 0 | 0.0% |
| Federal | 0 | 0 | 0 | 0 | 0 | 0 | 0.0% |
| Other | 203,624 | 279,108 | 254,267 | 254,267 | 254,267 | 0 | 0.0% |
| Total | 203,624 | 279,108 | 254,267 | 254,267 | 254,267 | 0 | 0.0% |

Budget Notes

No budget changes for FY16.

Federal Funds Project

The 2015 Joint Committee on Appropriations Budget Call Letter to agencies requested information on the amount of federal funds the agency expects in FY2016 and a contingency plan if the expected funds were to decrease.

STATE OF SOUTH DAKOTA

Schedule of Expenditures of Federal Awards by Federal Department

Fiscal Year Ended June 30, 2013

| Federal Agency | Program | FY13 Expenditures/ Disbursements/ Issuances | Mandatory (M) / Discretionary (D) | Match Rate State Share%/Fed Share % | Funding Available in FY16? If "No/Unknown", provide your contingency plan. If "Yes", provide dollar amount |
|---|--|--|--------------------------------------|--|---|
| Bureau of Justice Assistance | Edward Byrne Memorial Formula Grant Program | 629,719 | M | 0% | Yes. \$542,154 |
| Criminal Division | Joint Law Enforcement Operations | 90,688 | D | 0% | This is not a federal grant, it's a fed equity sharing program and we rec'd |
| Bureau of Justice Assistance | Edward Byrne Memorial Competitive Grant Program | 71,218 | D | 0% | Unknown. Discontinue program if federal funds are not available |
| Bureau of Justice Assistance | Harold Rogers Prescription Drug Monitoring Program | 11,016 | D | 0% | No. Discontinue Grant |
| Office of National Drug Control Policy | High Intensity Drug Trafficking Areas Program | 896,939 | M | 0% | Yes. \$799,597 |
| Violence Against Women Office | Grants to Encourage Arrest Policies and Enforcement of Protection Orders | 381,000 | D | 0% | Unknown. We pass-through funds to local government/non-profit entity. |
| National Institute of Justice | National Institute of Justice Research, Evaluation, and Development Project Grants | 344,964 | D | 0% | Unknown. Temporary programs, could be eliminated if federal funding is not available. |
| Centers for Medicare and Medicaid Services | State Medicaid Fraud Control Units | 283,745 | M | 25% | Yes. As per requested in our grant application. |
| Office of Juvenile Justice and Delinquency Prevention | Missing Children's Assistance - SD Internet Crimes Against Children | 228,881 | D | 0% | Unknown. Funding would be requested from LEOT fund or General fund if federal funds are not available. |
| Bureau of Justice Statistics | National Criminal History Improvement Program (NCHIP) | 126,531 | D | 0% | Unknown. Record check other funds could possibly be used for this program, if federal funds are unavailable. |
| Office of Sex Offender Sentencing, Monitoring, | Support for Adam Walsh Act Implementation Grant Program | 103,109 | D | 0% | Unknown. This program would be eliminated if federal funding is not available. |
| Office of Justice Programs | ARRA - Internet Crimes Against Children Task Force Program (ICAC) | 92,851 | D | 0% | No. One time Stimulus Grant. |
| Bureau of Justice Statistics | State Justice Statistics Program for Statistical Analysis Centers | 61,369 | D | 0% | Unknown. Review of Program would have to be done if federal funds were eliminated. |
| Bureau of Justice Assistance | John R. Justice Prosecutors and Defenders Incentive Act | 54,758 | D | 0% | Unknown. Discretionary Grant, would be eliminated if federal funding is not available. |
| Northeast Council of Governments - flow through | Project Safe Neighborhoods | 40,706 | D | 0% | Unknown. Discontinue program if federal funds are not available |
| Office of Community Oriented Policing Services | Public Safety Partnership and Community Policing Grants - Methamphetamine Initiative Grant | 28,574 | D | 0% | Unknown. Discontinue program if federal funds are not available |
| Office of Justice Programs | ARRA - Edward Byrne Memorial Justice Assistance Grant (JAG) Program/Grants to States and Territories | 542,091 | D | 0% | No. One time Stimulus Grant. |

Other Fund Balances

| Company and Fund Name | Blue Book Page | Ending Cash and Investment Balance | | 60-Month Average | Lowest Monthly Cash Balance in Past Five Years | |
|---|----------------|------------------------------------|-----------|------------------|--|-----------|
| | | June 30 | | | Cash Balance | Amount |
| | | FY2013 | FY2014 | | | |
| Company 3000 - Attorney General Other | 287 | 8,946,717 | 6,197,708 | 5,525,471 | 2,043,106 | July 2009 |
| Company 3000 - 24/7 Sobriety Fund | 288 | 515,933 | 471,253 | 414,728 | 62,832 | July 2009 |
| Company 3000 - Drug Control Fund | 289 | 387,870 | (8,703) | 159,241 | (162,767) | May 2014 |
| Company 3000 - Drug Control Fund - (Local Account) | 290 | 348,870 | 244,532 | N/A | N/A | N/A |
| Company 3010 - 911 Telecommunicator Training Fund | 291 | (170,989) | (290,257) | (73,805) | (290,257) | June 2014 |
| Company 3010 - Law Enforcement Officers Training Fund | 292 | (257,236) | (549,356) | (34,519) | (1,102,609) | May 2014 |
| Company 6503 - Insurance Fraud Prevention Unit Fund | 293 | 220,748 | 289,018 | 258,814 | 100,116 | June 2010 |
| Company 8302 - Antitrust Special Revenue Fund | 294 | 575,267 | 575,989 | 530,991 | 488,641 | May 2010 |

Interagency Billings

Below are the sources of funds used in FY14 to pay for services provided by central governmental bureaus (Bureau of Finance and Management, Bureau of Information and Telecommunications, Bureau of Administration, and the Bureau of Human Resources).

| Department | FY14 Actual Expenditures | General Funds | Federal Funds | Other Funds | Total Funds |
|------------------|--|---------------|---------------|-------------|-------------|
| Attorney General | Bureau of Administration | 1,075,496 | 132,279 | 741,242 | 1,949,017 |
| Attorney General | Bureau of Finance and Management | 21,315 | 1,765 | 29,120 | 52,200 |
| Attorney General | Bureau of Human Resources | 540 | 228 | 645 | 1,413 |
| Attorney General | Bureau of Information and Telecommunications | 233,263 | 29,732 | 175,117 | 438,112 |
| | <i>Total Bureau Billings</i> | 1,330,615 | 164,004 | 946,124 | 2,440,743 |