

# REVENUE AND REGULATION

## 02 REVENUE AND REGULATION

### MISSION:

To provide the revenue necessary for the support of state and local government programs through the fair and consistent application of the tax laws and through a comprehensive program of education that explains the responsibilities and rights of taxpayers; to operate the state lottery established in SDCL 42-7A in a secure, efficient, and profitable manner; to provide for the safety and well-being of consumers and the general public by regulating the banking, securities, insurance, gaming, and racing industries; to protect the interests of the public when engaged in a real estate transaction; to promote ethical standards for abstracters; and, to assist in cleanup of petroleum spills.

LEGAL CITATION: SDCL 10-1 through 10-53, except 10-44; SDCL 34A-13-14, 36-13, 36-21A, 42-7A, 42-7B-6, 51A-2; 58-2-1; 58-4A- 58-28-31; and, Executive Reorganization Order #2003-1.

	ACTUAL FY 2008	ACTUAL FY 2009	BUDGETED FY 2010	REQUESTED FY 2011	GOVERNOR'S RECOMMENDED FY 2011	RECOMMENDED INC/(DEC) FY 2011
<b>FUNDING SOURCE:</b>						
General Funds	\$ 1,254,693	\$ 1,229,956	\$ 1,136,728	\$ 1,136,728	\$ 1,142,611	\$ 5,883
Federal Funds	418,069	546,000	0	0	0	0
Other Funds	64,972,040	68,178,962	70,188,138	69,165,397	69,115,898	( 1,072,240 )
<b>Total</b>	<b>\$ 66,644,803</b>	<b>\$ 69,954,918</b>	<b>\$ 71,324,866</b>	<b>\$ 70,302,125</b>	<b>\$ 70,258,509</b>	<b>( \$ 1,066,357 )</b>
<b>EXPENDITURE DETAIL:</b>						
Personal Services	\$ 15,541,710	\$ 16,315,058	\$ 17,341,662	\$ 17,359,362	\$ 17,315,746	( \$ 25,916 )
Operating Expenses	51,103,093	53,639,860	53,983,204	52,942,763	52,942,763	( 1,040,441 )
<b>Total</b>	<b>\$ 66,644,803</b>	<b>\$ 69,954,918</b>	<b>\$ 71,324,866</b>	<b>\$ 70,302,125</b>	<b>\$ 70,258,509</b>	<b>( \$ 1,066,357 )</b>
Staffing Level FTE:	307.4	308.5	326.1	326.1	322.1	( 4.0 )

# REVENUE AND REGULATION

## 0210 Secretariat

### MISSION:

To provide the revenue necessary for the support of state and local government programs through the fair and consistent application of the tax laws and through a comprehensive program of education that explains the responsibilities and rights of the taxpayers; to establish and implement policy decisions that affect the management of the department; to ensure the department's fiscal responsibility by utilizing all appropriate monies in an efficient and accountable manner; to account for and distribute revenues according to SDCL; to maximize automated systems, while minimizing administrative costs; to provide research and technology assistance, and collection services to the department; to provide legal assistance to the department; to actively investigate and prosecute violations of the criminal statutes of the revenue code; and, to protect the public by ensuring quality appraisals of real estate in South Dakota through adoption and enforcement of licensing standards for real estate appraisers.

	ACTUAL FY 2008	ACTUAL FY 2009	BUDGETED FY 2010	REQUESTED FY 2011	GOVERNOR'S RECOMMENDED FY 2011	RECOMMENDED INC/(DEC) FY 2011
<b>FUNDING SOURCE:</b>						
General Funds	\$ 365,886	\$ 298,395	\$ 164,650	\$ 164,650	\$ 165,371	\$ 721
Federal Funds	0	0	0	0	0	0
Other Funds	3,508,578	3,531,153	3,643,647	3,643,647	3,657,842	14,195
<b>Total</b>	<b>\$ 3,874,464</b>	<b>\$ 3,829,548</b>	<b>\$ 3,808,297</b>	<b>\$ 3,808,297</b>	<b>\$ 3,823,213</b>	<b>\$ 14,916</b>
<b>EXPENDITURE DETAIL:</b>						
Personal Services	\$ 2,193,221	\$ 2,217,870	\$ 2,302,280	\$ 2,302,280	\$ 2,317,196	\$ 14,916
Operating Expenses	1,681,243	1,611,678	1,506,017	1,506,017	1,506,017	0
<b>Total</b>	<b>\$ 3,874,464</b>	<b>\$ 3,829,548</b>	<b>\$ 3,808,297</b>	<b>\$ 3,808,297</b>	<b>\$ 3,823,213</b>	<b>\$ 14,916</b>
Staffing Level FTE:	39.9	39.5	39.5	39.5	39.5	0.0

	ACTUAL FY 2008	ACTUAL FY 2009	ESTIMATED FY 2010	ESTIMATED FY 2011
<b>REVENUES</b>				
Internet and Phone Filing Collections	568,048,927	597,597,310	625,000,000	646,000,000
Remittance Center Collections:				
Department Collections	803,501,475	777,558,851	765,000,000	760,000,000
Other State Agency Collections	109,982,180	108,441,864	107,000,000	107,000,000
Appraiser Certification:				
New Application Fees	16,145	4,630	8,000	8,000
Renewal Fees	79,335	84,455	80,000	80,000
Investment Council Interest	7,015	10,273	10,000	10,000
Reciprocity Fees	7,750	5,075	5,000	5,000
Temporary Fees	13,500	9,600	11,000	11,000
Upgrade Review Fees	3,875	300	3,000	3,000
Penalty/Discipline Fees	3,158	4,000	4,000	4,000
Course Fees	7,500	5,250	6,000	6,000
Penalty/Renewals	1,750	875	1,000	1,000
Supervisor/Trainee Applications		4,650	750	750
Supervisor Renewal			2,000	2,000
<b>Total</b>	<b>1,481,672,610</b>	<b>1,483,727,133</b>	<b>1,497,130,750</b>	<b>1,513,130,750</b>

### PERFORMANCE INDICATORS

<b>Collections:</b>				
Centralized Collections	\$8,682,811	\$11,509,500	\$12,500,000	\$12,500,000
<b>Legal Staff:</b>				
Department Cases Opened	596	619	600	600
ISB Investigations	119	88	125	120
<b>Remittance Center:</b>				
Department Documents Processed	473,062	468,495	464,000	462,000
Other Department Documents Processed	53,791	51,541	51,500	51,000
E-Newsletters	68,682	52,983*	53,500	54,800
<b>Business Education (Held/Attended):</b>				
Small Business Workshops	9/289	10/252	9/240	9/240
Contractors' Excise Tax Seminars	4/77	4/50	4/50	4/50
Sales Tax Seminars	3/121	4/83	4/80	4/80
Tri-State Contractors' Excise Tax Seminars	3/70	2/54	2/60	2/60
Tri-State Sales Tax Seminars	3/127	2/64	2/70	2/70

	ACTUAL FY 2008	ACTUAL FY 2009	ESTIMATED FY 2010	ESTIMATED FY 2011
<b>PERFORMANCE INDICATORS</b>				
Border States Contractors' Excise Tax	9/172	5/63	5/70	5/70
Border States Sales Tax Seminars	9/246	5/115	5/120	5/120
Special Interest Group Presentations	15/373	38/1,197	30/900	30/900
Appraisers--New/Renewed Licenses	22/354	17/372	17/372	17/372
Complaints Received (Appraisers)	9	14	15	15
Upgrade/New Application Reviews	34/3	3/2	30/2	5/2
Reciprocity/Temporary	22/90	11/64	11/64	11/64
Course Applications	150	105	105	105
Supervisor/Trainees (New/Renewed)	0/0	32/0	10/32	5/35

# REVENUE AND REGULATION

## 0220 Business Tax

### MISSION:

To process sales, use, and contractors' excise tax payments; to ensure compliance with sales and use tax and contractor's excise tax laws through the efficient utilization of personnel; to administer municipal and special jurisdiction sales and use taxes, along with municipal excise tax enacted pursuant to SDCL 10-52; to maintain an efficient and reconcilable sales and excise tax accounts receivable system; to administer the construction refund programs; and, to promote sales tax equity on a national basis through simplification of sales tax laws and administration.

	ACTUAL FY 2008	ACTUAL FY 2009	BUDGETED FY 2010	REQUESTED FY 2011	GOVERNOR'S RECOMMENDED FY 2011	RECOMMENDED INC/(DEC) FY 2011
<b>FUNDING SOURCE:</b>						
General Funds	\$ 0	\$ 0	\$ 0	\$ 0	\$ 0	\$ 0
Federal Funds	0	0	0	0	0	0
Other Funds	3,336,158	3,415,978	3,643,944	3,643,944	3,633,759	( 10,185)
<b>Total</b>	<b>\$ 3,336,158</b>	<b>\$ 3,415,978</b>	<b>\$ 3,643,944</b>	<b>\$ 3,643,944</b>	<b>\$ 3,633,759</b>	<b>(\$ 10,185)</b>
<b>EXPENDITURE DETAIL:</b>						
Personal Services	\$ 2,275,260	\$ 2,362,634	\$ 2,534,444	\$ 2,534,444	\$ 2,524,259	(\$ 10,185)
Operating Expenses	1,060,898	1,053,344	1,109,500	1,109,500	1,109,500	0
<b>Total</b>	<b>\$ 3,336,158</b>	<b>\$ 3,415,978</b>	<b>\$ 3,643,944</b>	<b>\$ 3,643,944</b>	<b>\$ 3,633,759</b>	<b>(\$ 10,185)</b>
<b>Staffing Level FTE:</b>	<b>47.8</b>	<b>47.6</b>	<b>51.0</b>	<b>51.0</b>	<b>50.0</b>	<b>( 1.0)</b>

	ACTUAL FY 2008	ACTUAL FY 2009	ESTIMATED FY 2010	ESTIMATED FY 2011
<b>REVENUES</b>				
Other Agency Collections	9,324,426	9,116,738	11,600,000	11,600,000
Collections:				
State Sales Tax	653,460,096	667,932,827	655,000,000	675,000,000
Streamlined Sales Tax Collections *	1,358,554	1,185,279	1,000,000	1,185,000
Excise Tax	78,978,429	71,384,919	72,000,000	74,000,000
Telecom Excise Tax	10,831,527	11,719,746	11,719,000	11,719,000
City/Reservation Taxes	280,250,920	285,293,435	287,000,000	287,000,000
Reserved for Construction Project Refunds	25,866,090	23,316,260	20,000,000	15,000,000
<b>Total</b>	<b>1,060,070,042</b>	<b>1,069,949,204</b>	<b>1,058,319,000</b>	<b>1,075,504,000</b>

\*Revenues from Streamlined voluntary sellers deposited into the tax relief fund.

<b>PERFORMANCE INDICATORS</b>				
Cities/Tribes with Sales/Use Tax	224	245	250	260
Total Active Licenses	73,456	76,367	76,423	78,000
Delinquent/Out-of-Balance Notices	154,891	164,853	145,000	174,000
Licensee Reviews *	731	700	780	720
Balance of Active Accounts Receivable (July 1)	\$4,409,831	\$5,371,969	\$4,900,000	\$5,000,000
Total Paper Returns Processed	409,219	403,781	400,000	390,000
Internet and Phone Returns	91,768	102,033	110,000	117,500
Returns Out of Balance	123,021	87,439	88,000	88,000
800 Phone Bank Calls	34,308	34,000	34,000	34,000

\* Licensee reviews are an information interview with sales and contractor's excise licensees where the Revenue Agent explains how the applicable tax applies to that specific type of business. These reviews are not a detailed audit conducted on a business, but rather are targeted at 90% of the businesses that would not normally receive specific attention because of a delinquency, or an audit.

# REVENUE AND REGULATION

## 0230 Motor Vehicles

### MISSION:

To ensure that motor fuel, special fuel, interstate fuel, and 3% excise tax are properly assessed and collected in accordance with Chapters 10-47B, 32-5B and 32-3A; to ensure that proper motor vehicle and boat ownership documents are submitted on a timely basis so ownership transfer and title issuance can be accomplished pursuant to Chapter 32-3 and 32-3A; to ensure dealers are licensed and operating in accordance with 32-6B, 6C, 6D, 6E 32-7A and 32-7B; to ensure that all prorate, commercial, and noncommercial vehicles are properly licensed and that all license fees have been remitted properly pursuant to 32-3, 32-5, 32-9, and 32-10; to assure proper collection of the 3% excise tax on all vehicles titled and registered in this state; to maintain proper records of collection and refund of tax on applications; to process all boat and motor vehicle registrations and certificates of title within five days of receipt; to maintain proper records through the automation of the system; to ensure prompt service on inquiries from the general public, law enforcement, financial institutions, and other government agencies; to provide for inspections of all motor vehicle, motorcycle, trailer, mobile home, boat and snowmobile dealers licensed in South Dakota; to detect any violations of South Dakota Code that apply to dealers and to affect lawful compliance with dealer laws and regulations; to approve or deny the issuance of dealer licenses to initial applicants; to ensure the collection of motor fuel taxes and commercial licensing fees in accordance with South Dakota laws; to collect and disburse taxes and fees in accordance with the International Registration Plan (IRP) and the International Fuel Tax Agreement (IFTA); to collect Unified Carrier Registration (UCR) fees and distribute to members of UCR; to collect petroleum release compensation (tank inspection) fees; to issue ethanol production payments; and, to issue refunds or grant an exemption from the 3% motor vehicle excise tax to tribal members who reside on land controlled by their tribe, track and account for dollars collected for the tribes based upon tribal agreements.

	ACTUAL FY 2008	ACTUAL FY 2009	BUDGETED FY 2010	REQUESTED FY 2011	GOVERNOR'S RECOMMENDED FY 2011	RECOMMENDED INC/(DEC) FY 2011
<b>FUNDING SOURCE:</b>						
General Funds	\$ 0	\$ 0	\$ 0	\$ 0	\$ 0	\$ 0
Federal Funds	418,069	546,000	0	0	0	0
Other Funds	4,762,091	6,524,428	8,042,915	6,892,915	6,910,273	( 1,132,642)
<b>Total</b>	<b>\$ 5,180,160</b>	<b>\$ 7,070,428</b>	<b>\$ 8,042,915</b>	<b>\$ 6,892,915</b>	<b>\$ 6,910,273</b>	<b>(\$ 1,132,642)</b>
<b>EXPENDITURE DETAIL:</b>						
Personal Services	\$ 1,796,780	\$ 2,048,029	\$ 2,021,092	\$ 2,021,092	\$ 2,038,450	\$ 17,358
Operating Expenses	3,383,380	5,022,399	6,021,823	4,871,823	4,871,823	( 1,150,000)
<b>Total</b>	<b>\$ 5,180,160</b>	<b>\$ 7,070,428</b>	<b>\$ 8,042,915</b>	<b>\$ 6,892,915</b>	<b>\$ 6,910,273</b>	<b>(\$ 1,132,642)</b>
Staffing Level FTE:	46.3	47.1	49.1	49.1	49.1	0.0

	ACTUAL FY 2008	ACTUAL FY 2009	ESTIMATED FY 2010	ESTIMATED FY 2011
<b>REVENUES</b>				
Motor Vehicle Fees	94,236,474	88,252,658	90,000,000	90,000,000
Motor Vehicle Commercial Fees	15,169,457	15,425,250	15,600,000	15,600,000
Motor Fuel Taxes	145,688,345	134,935,921	135,000,000	135,000,000
<b>Total</b>	<b>255,094,276</b>	<b>238,613,829</b>	<b>240,600,000</b>	<b>240,600,000</b>

	ACTUAL FY 2008	ACTUAL FY 2009	ESTIMATED FY 2010	ESTIMATED FY 2011
<b>PERFORMANCE INDICATORS</b>				
Certificates of Title Issued/Processing (Days)	382,860/10	346,198/7	383,000/10	350,000/7
Personal/Dealer License Plates Renewed	14,724/3,263	12,972/3,198	14,700/3,250	14,700/3,250
Vehicles Registered	1,168,616	1,113,254	1,168,000	1,168,000
Licensed Vehicle Dealers	1,385	1,295	1,385	1,385
IFTA Licenses	2,698	2,870	2,650	2,900
Suppliers/Out-of-State Suppliers	60	67	60	60
Importer/Exporter/Blender	457	528	500	500
Highway Contractors/Marketers	545/1,341	569/1,251	545/1,341	550/1,300
Gas Tax Refunds Processed	4,521	4,102	4,000	4,000
Power Units Prorated Under IRP*	14,577	21,225	18,000	15,000
Prorate Trailer ID Plates Issued*	1,088	3,243	2,000	1,500
Commercial Tonnage Stickers Sold	40,339	37,128	40,000	38,000
30-Day Commercial Permits Sold	4,849	3,445	4,000	4,000
Harvest Permits Sold	1,090	1,130	1,100	1,100

\*The new motor vehicle system is being used to register prorate power units and trailers. Each change of ownership becomes a new record. The IFTA/IRP system currently being developed for implementation by December 2010 will change this business practice.

# REVENUE AND REGULATION

## 0240 Property and Special Taxes

### MISSION:

To provide supervision and guidance on all matters pertaining to the issuance of licenses, stamps, and permits, and the collection and disposition of alcohol and malt beverage taxes, cigarette excise tax, franchise tax, estate/estate tax, mineral tax, severance tax, alcohol beverage brand registration fees, coin-operated washer-dryer permit fees, trading stamps, conservation tax, amusement machine registration fees, gaming license fee and tax; to provide guidance and information to all eligible persons throughout the state who may qualify under the provisions of the Sales Tax Refund (10-45A) or Property Tax Refund (10-18A) for the elderly and disabled; and, to audit claims and issue proper tax refund payments to those qualifying within the time prescribed by law.

To exercise general supervision over the administration of the property assessment and tax laws of the state and all assessing officers in the performance of their duties. Provide documental assessment to sales ratios as indications of the level of assessment in each county for use in equalizing assessments, distribution of state aid to education and determination of county compliance with assessment standards. Provide technical assistance and guidance in the assessment of all classes of property and assist agricultural land evaluation using modern detailed soil surveys. Determine the market value of the companies required to be centrally assessed, calculate gross receipts and taxes payable.

	ACTUAL FY 2008	ACTUAL FY 2009	BUDGETED FY 2010	REQUESTED FY 2011	GOVERNOR'S RECOMMENDED FY 2011	RECOMMENDED INC/(DEC) FY 2011
<b>FUNDING SOURCE:</b>						
General Funds	\$ 888,807	\$ 931,560	\$ 972,078	\$ 972,078	\$ 977,240	\$ 5,162
Federal Funds	0	0	0	0	0	0
Other Funds	0	0	0	0	0	0
<b>Total</b>	<b>\$ 888,807</b>	<b>\$ 931,560</b>	<b>\$ 972,078</b>	<b>\$ 972,078</b>	<b>\$ 977,240</b>	<b>\$ 5,162</b>
<b>EXPENDITURE DETAIL:</b>						
Personal Services	\$ 736,686	\$ 766,065	\$ 778,586	\$ 778,586	\$ 783,748	\$ 5,162
Operating Expenses	152,122	165,495	193,492	193,492	193,492	0
<b>Total</b>	<b>\$ 888,807</b>	<b>\$ 931,560</b>	<b>\$ 972,078</b>	<b>\$ 972,078</b>	<b>\$ 977,240</b>	<b>\$ 5,162</b>
Staffing Level FTE:	13.7	13.4	14.0	14.0	14.0	0.0

	ACTUAL FY 2008	ACTUAL FY 2009	ESTIMATED FY 2010	ESTIMATED FY 2011
<b>REVENUES</b>				
Collections:				
Special Taxes - State Funds	123,414,526	112,564,520	115,000,000	115,000,000
Special Taxes - Local Governments	32,316,180	24,166,534	25,000,000	25,000,000
<b>Total</b>	<b>155,730,706</b>	<b>136,731,054</b>	<b>140,000,000</b>	<b>140,000,000</b>

<b>PERFORMANCE INDICATORS</b>				
Tax Refund Applications Received	3,081	3,115	3,000	3,000
Applications Refunded/Denied	2,823/258	2,909/206	2,750/250	2,200/300
Tax Refunded	\$564,634	\$600,982	\$505,000	\$490,000
Bank Franchise Tax Performance Indicators:				
Bank Franchise Returns	650	621	650	650
Bank Franchise Qtr Reports Filed	264	496	400	400
Tobacco Performance Indicators:				
Cigarette Wholesaler and Distributor Licenses	77	80	80	80
Cigarette Retailers Registered	2,548	2,301	2,200	2,000
Cigarette Stamps	39,363,703	39,938,811	39,000,000	39,000,000
Other Tobacco Products Reports Filed	892	811	800	800
Retail Compliance Checks	1,268	876	1,300	1,000
Cigarette Seizures	367 packs	397 packs	300 packs	300 packs
Alcohol Performance Indicators:				
Liquor and Beer Licenses	5,503	5,218	5,600	5,400
Alcohol Related Phone Calls Received	4,057	3,752	3,900	3,900
Property Tax Performance Indicators:				
Levies Approved	3,720	3,750	3,750	3,750

# REVENUE AND REGULATION

## 0250 Audits

### MISSION:

To conduct audits of sales/use, contractor's excise, motor fuel, interstate fuel, prorate, franchise, severance, and estate/estate taxes to ensure compliance and increase revenues; and, to provide on-site taxpayer education as a component of the audit function.

	ACTUAL FY 2008	ACTUAL FY 2009	BUDGETED FY 2010	REQUESTED FY 2011	GOVERNOR'S RECOMMENDED FY 2011	RECOMMENDED INC/(DEC) FY 2011
<b>FUNDING SOURCE:</b>						
General Funds	\$ 0	\$ 0	\$ 0	\$ 0	\$ 0	\$ 0
Federal Funds	0	0	0	0	0	0
Other Funds	3,321,965	3,461,581	3,624,135	3,624,135	3,643,988	19,853
<b>Total</b>	<b>\$ 3,321,965</b>	<b>\$ 3,461,581</b>	<b>\$ 3,624,135</b>	<b>\$ 3,624,135</b>	<b>\$ 3,643,988</b>	<b>\$ 19,853</b>
<b>EXPENDITURE DETAIL:</b>						
Personal Services	\$ 2,801,881	\$ 2,915,191	\$ 3,058,458	\$ 3,058,458	\$ 3,078,311	\$ 19,853
Operating Expenses	520,084	546,390	565,677	565,677	565,677	0
<b>Total</b>	<b>\$ 3,321,965</b>	<b>\$ 3,461,581</b>	<b>\$ 3,624,135</b>	<b>\$ 3,624,135</b>	<b>\$ 3,643,988</b>	<b>\$ 19,853</b>
Staffing Level FTE:	53.1	53.7	56.0	56.0	56.0	0.0

	ACTUAL FY 2008	ACTUAL FY 2009	ESTIMATED FY 2010	ESTIMATED FY 2011
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### PERFORMANCE INDICATORS

#### Assessments/Audits:

Sales & Use/Excise Audits	1,360	1,457	1,450	1,425
Sales & Use/Excise Assessment	\$15,244,806	\$18,391,394	\$16,525,000	\$17,550,000
IFTA, Motor Fuel, Prorate Audits	318	193	320	325
IFTA, Motor Fuel, Prorate Assessment	\$419,944	\$313,595	\$375,000	\$425,000
Total Audits	1,678	1,650	1,770	1,750
Total Assessment	\$15,664,750	\$18,704,989	\$16,900,000	\$17,975,000

Audit assessments and audit number estimates have been based on the level of experience of the audit staff. The audit staff consists of 40 Sales, Use, and Excise Tax auditors, six (6) Fuel Tax auditors and four (4) audit managers. Currently 63% of the audit staff, or 29 auditors are at the senior auditor level. The level of experience has a direct effect on the number and types of audits that can be completed. Auditors reach Senior Auditor status after four years and at that time are capable of completing large complex audits, with the potential for larger assessments.

# REVENUE AND REGULATION

## 026 Financial Services

### MISSION:

To protect consumers and the general public by regulating the banking, securities, and insurance industries through public education, examinations, review of documents, licensing of industry participants, identifying and addressing risks, investigating complaints, investigating alleged fraudulent activities, taking administrative or criminal action when necessary, and cooperating with other state and regulatory agencies, and to collect fees and insurance company tax.

	ACTUAL FY 2008	ACTUAL FY 2009	BUDGETED FY 2010	REQUESTED FY 2011	GOVERNOR'S RECOMMENDED FY 2011	RECOMMENDED INC/(DEC) FY 2011
<b>FUNDING SOURCE:</b>						
General Funds	\$ 0	\$ 0	\$ 0	\$ 0	\$ 0	\$ 0
Federal Funds	0	0	0	0	0	0
Other Funds	4,155,914	3,847,682	4,463,759	4,452,268	4,416,572	( 47,187 )
<b>Total</b>	<b>\$ 4,155,914</b>	<b>\$ 3,847,682</b>	<b>\$ 4,463,759</b>	<b>\$ 4,452,268</b>	<b>\$ 4,416,572</b>	<b>(\$ 47,187)</b>
<b>EXPENDITURE DETAIL:</b>						
Personal Services	\$ 3,025,845	\$ 3,097,401	\$ 3,390,168	\$ 3,390,168	\$ 3,354,472	(\$ 35,696)
Operating Expenses	1,130,070	750,280	1,073,591	1,062,100	1,062,100	( 11,491 )
<b>Total</b>	<b>\$ 4,155,914</b>	<b>\$ 3,847,682</b>	<b>\$ 4,463,759</b>	<b>\$ 4,452,268</b>	<b>\$ 4,416,572</b>	<b>(\$ 47,187)</b>
Staffing Level FTE:	53.4	52.9	58.5	58.5	57.5	( 1.0 )



# REVENUE AND REGULATION

## 0261 Banking

### MISSION:

To provide the citizens of South Dakota with sound state-chartered and licensed financial institutions by: providing for and encouraging the development of depository financial institutions while restricting their activities to the extent necessary to safeguard the interest of depositors; seeking to ensure compliance by both depository and non-depository financial institutions with governing laws and regulations. The Division is further committed to promote a balanced and sensible approach to regulation that protects the public interest and supports economic growth.

	ACTUAL FY 2008	ACTUAL FY 2009	BUDGETED FY 2010	REQUESTED FY 2011	GOVERNOR'S RECOMMENDED FY 2011	RECOMMENDED INC/(DEC) FY 2011
<b>FUNDING SOURCE:</b>						
General Funds	\$ 0	\$ 0	\$ 0	\$ 0	\$ 0	\$ 0
Federal Funds	0	0	0	0	0	0
Other Funds	1,940,654	1,594,116	1,916,024	1,904,533	1,912,253	( 3,771 )
<b>Total</b>	<b>\$ 1,940,654</b>	<b>\$ 1,594,116</b>	<b>\$ 1,916,024</b>	<b>\$ 1,904,533</b>	<b>\$ 1,912,253</b>	<b>(\$ 3,771)</b>
<b>EXPENDITURE DETAIL:</b>						
Personal Services	\$ 1,191,014	\$ 1,191,290	\$ 1,363,973	\$ 1,363,973	\$ 1,371,693	\$ 7,720
Operating Expenses	749,641	402,826	552,051	540,560	540,560	( 11,491 )
<b>Total</b>	<b>\$ 1,940,654</b>	<b>\$ 1,594,116</b>	<b>\$ 1,916,024</b>	<b>\$ 1,904,533</b>	<b>\$ 1,912,253</b>	<b>(\$ 3,771)</b>
<b>Staffing Level FTE:</b>	<b>17.8</b>	<b>17.4</b>	<b>21.5</b>	<b>21.5</b>	<b>21.5</b>	<b>0.0</b>

	ACTUAL FY 2008	ACTUAL FY 2009	ESTIMATED FY 2010	ESTIMATED FY 2011
<b>REVENUES</b>				
Mortgage Lender Renewal and Application	108,170	102,595	100,000	100,000
Banking Revolving Fund:				
Bank Examination Fee	833,239	904,571	1,000,000	1,000,000
Trust Company Examination Fee	49,407	127,260	75,000	75,000
Money Lenders Renewal and Applications	229,650	291,150	250,000	250,000
Other License Fees	5,103	7		
Money Order Renewal and Application	15,600	20,100	15,000	15,000
Mortgage Broker Renewal and Application	49,340	27,410	100,000	100,000
Mortgage Loan Originator Renewal and	107,850	68,190	100,000	100,000
Trust Company Supervision Fee (1)	118,360	135,391	100,000	100,000
Investment Council Interest	33,878	30,323	20,000	20,000
Miscellaneous	782	1,182	20,000	
Trust Company Charter Fees (General Fund)	25,000	10,000	20,000	20,000
<b>Total</b>	<b>1,576,379</b>	<b>1,718,179</b>	<b>1,800,000</b>	<b>1,780,000</b>

(1) Trust Company Supervision Fee based on 5% growth in existing company assets only.

### PERFORMANCE INDICATORS

<b>Action on Applications:</b>				
New Bank/Trust Company Charters	0/6	0/6	0/5	0/5
Branches/Changes of Location or Control	23/4	4/0	20/2	20/2
Mergers/Denied Branch Banks	2/0	3/0	2/0	2/0
Interstate Banking and Branching	3	0	10	10
Mobile Banking Services	0	1	2	2
Loan Production Offices	1	6	1	1
<b>Institutions Examined:</b>				
Money Lenders (self examination)	320	345	308	308
Money Lenders (on-site)	15	10	50	50
Banks (1)	27	25	35	35
Trust Companies	11	10	20	20
Mortgage Lenders (self examination)	180	148	150	150
Mortgage Brokers (self examination)	105	49	60	60
Mortgage Loan Originators (self examination)	700	441	450	450
<b>Licenses Issued or Renewed:</b>				
Money Lenders/Money Orders	364/28	357/25	350/28	350/28
Mortgage Lenders/Brokers	194/107	193/64	175/75	175/75
Mortgage Loan Originator	724	686	500	500
<b>Charters Cancelled:</b>				

	ACTUAL FY 2008	ACTUAL FY 2009	ESTIMATED FY 2010	ESTIMATED FY 2011
<b>PERFORMANCE INDICATORS</b>				
Banks and Bank Branches	1	2	1	1
Asset Size of Institutions Supervised:				
Total Assets-Banks (as of FY end) (2)	\$20,069,482,000	\$14,266,249,000	\$14,837,314,960	\$15,430,807,558
Managed Assets - Trust Companies				
Trust Departments (as of FY Midpoint)	\$64,303,732,000	\$67,257,330,000	\$69,947,623,200	\$72,745,528,128

(1) Includes safety and soundness, IS, Trust department and BAS/USA Patriot Act examinations.

(2) Bank assets as of 3/31/2009 Call Report

# REVENUE AND REGULATION

## 0262 Securities

### MISSION:

To examine securities products, franchise offering circulars, and business opportunities plans; to register, renew, exempt, or amend securities and franchise documents; to license investment advisers, investment adviser agents, broker dealers and securities agents; to investigate and resolve all complaints; to investigate all alleged fraudulent schemes and take appropriate administrative action or recommend civil or criminal action, or both; to cooperate and coordinate with other state, local, or federal agencies; and, to inform and educate the investing public about franchise and securities purchases.

	ACTUAL FY 2008	ACTUAL FY 2009	BUDGETED FY 2010	REQUESTED FY 2011	GOVERNOR'S RECOMMENDED FY 2011	RECOMMENDED INC/(DEC) FY 2011
<b>FUNDING SOURCE:</b>						
General Funds	\$ 0	\$ 0	\$ 0	\$ 0	\$ 0	\$ 0
Federal Funds	0	0	0	0	0	0
Other Funds	367,880	372,447	408,923	408,923	410,695	1,772
<b>Total</b>	<b>\$ 367,880</b>	<b>\$ 372,447</b>	<b>\$ 408,923</b>	<b>\$ 408,923</b>	<b>\$ 410,695</b>	<b>\$ 1,772</b>
<b>EXPENDITURE DETAIL:</b>						
Personal Services	\$ 315,144	\$ 325,941	\$ 339,320	\$ 339,320	\$ 341,092	\$ 1,772
Operating Expenses	52,737	46,506	69,603	69,603	69,603	0
<b>Total</b>	<b>\$ 367,880</b>	<b>\$ 372,447</b>	<b>\$ 408,923</b>	<b>\$ 408,923</b>	<b>\$ 410,695</b>	<b>\$ 1,772</b>
Staffing Level FTE:	5.0	5.0	5.0	5.0	5.0	0.0

	ACTUAL FY 2008	ACTUAL FY 2009	ESTIMATED FY 2010	ESTIMATED FY 2011
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### REVENUES

Deposited to Securities Operating Fund:

Securities Registration Fees	58,097	64,108	60,000	60,000
Franchise Registration Fees	156,650	144,950	155,000	140,000
Franchise Exemption Fees	20,250			
Business Opportunities Registration Fees	500	350	300	300
Securities Opinion Fees	125	225	200	200
Investment Company Notification Fees	18,819,200	18,056,200	17,000,000	17,000,000
Agent Licensing Fees	10,390,375	10,200,125	9,000,000	9,000,000
Broker-Dealer Licensing Fees	214,500	207,900	210,000	210,000
Investment Adviser Fees	4,000	3,700	4,500	4,500
Investment Adviser Agent Fees	81,250	73,600	65,000	65,000
I/A Notice Filings	146,000	167,600	130,000	130,000
Miscellaneous	8,600	10,322	4,000	4,000
Investment Council Interest	106,125	223,180	85,000	85,000
Private Placement/Reg. D506/Other	95,325	72,750	93,000	70,000
Fines	4,000	844,147	60,000	60,000
<b>Total</b>	<b>30,104,997</b>	<b>30,069,157</b>	<b>26,867,000</b>	<b>26,829,000</b>

### PERFORMANCE INDICATORS

New Securities Applications	109	46	90	45
Extensions and Amendments	54	43	50	40
Private Placement/Other Exemptions	0/387	1/293	1/350	1/250
Invest. Comp. Notice Filings--New/Total	3,413/23,000	2,727/20,320	3,070/20,700	2,700/20,000
New Franchise Applications/Registrations	257/790	262/773	250/780	250/770
Franchise Extensions/Exemptions	514/81	510/0	700/0	500/0
Business Opportunities--New/Total	4/4	2/1	4/4	2/2
Brokers-Dealers/B-D Agents Licensed	1,340/62,004	1,323/60,975	1,330/59,000	1,300/59,000
Investment Advisers/I/A Agents Licensed	33/1,000	32/1,020	33/950	33/950
Investment Advisers Notice Filing	635	722	550	700
Franchise Applications Withdrawn	267	251	200	200
Investigations	199	196	150	150
Administrative Orders Issued	114	63	95	70
Opinions Requested	2	3	5	3
Transfers to General Fund (SDCL 4-4-4.4)	\$29,712,977	\$29,672,956	\$26,867,000	\$27,000,000

# REVENUE AND REGULATION

## 0263 Insurance

### MISSION:

To review insurance company forms and rates for compliance with the law; to regulate insurance sales practices by investigating all inquiries and complaints; to license insurance producers and corporations; to issue and renew agent appointments; to register utilization review organizations; to approve and monitor managed care plans and utilization review organizations' compliance with grievance procedures; to examine domestic insurance companies and foreign insurance companies doing business in South Dakota; to assist consumers in recovering disputed claims and premium refunds; to issue interpretive opinions on the state's insurance laws; to administer the collection and auditing of premium taxes and fees; to administer the state insurance agent continuing education program; to administer the subsequent injury fund; and, to administer the Insurance Fraud Prevention Unit.

	ACTUAL FY 2008	ACTUAL FY 2009	BUDGETED FY 2010	REQUESTED FY 2011	GOVERNOR'S RECOMMENDED FY 2011	RECOMMENDED INC/(DEC) FY 2011
<b>FUNDING SOURCE:</b>						
General Funds	\$ 0	\$ 0	\$ 0	\$ 0	\$ 0	\$ 0
Federal Funds	0	0	0	0	0	0
Other Funds	1,665,408	1,711,104	1,816,586	1,816,586	1,826,578	9,992
<b>Total</b>	<b>\$ 1,665,408</b>	<b>\$ 1,711,104</b>	<b>\$ 1,816,586</b>	<b>\$ 1,816,586</b>	<b>\$ 1,826,578</b>	<b>\$ 9,992</b>
<b>EXPENDITURE DETAIL:</b>						
Personal Services	\$ 1,374,866	\$ 1,445,107	\$ 1,451,421	\$ 1,451,421	\$ 1,461,413	\$ 9,992
Operating Expenses	290,541	265,997	365,165	365,165	365,165	0
<b>Total</b>	<b>\$ 1,665,408</b>	<b>\$ 1,711,104</b>	<b>\$ 1,816,586</b>	<b>\$ 1,816,586</b>	<b>\$ 1,826,578</b>	<b>\$ 9,992</b>
Staffing Level FTE:	27.6	27.7	28.0	28.0	28.0	0.0

	ACTUAL FY 2008	ACTUAL FY 2009	ESTIMATED FY 2010	ESTIMATED FY 2011
<b>REVENUES</b>				
Taxes Collected (General Fund)	60,103,206	61,525,439	63,000,000	63,000,000
Fees (Insurance Operating Fund):				
Admission	79,657	69,120	70,000	70,000
Company Renewal	83,170	83,470	83,500	83,500
Agent Licensing/Renewal	5,615,790	5,856,897	5,800,000	5,800,000
Exam Fees	12,710	13,220	12,500	12,500
Miscellaneous and Legal	9,330	9,584	9,330	9,330
Retaliatory/Filing	961,057	1,018,690	900,000	900,000
Administrative Penalties	38,251	118,538	25,000	25,000
Lists and Labels	5,270	2,650	2,500	2,500
Certification Letters	6,650	4,995	5,000	5,000
Investment Council Interest	34,474	39,502	34,000	34,000
Course Approval	25,255	20,550	20,000	20,000
Subsequent Injury Fund:				
Sub-Injury Fund Assessment	5,447,724	218,614	5,000,000	3,000,000
Investment Council Interest	52,476	72,048	65,000	65,000
Continuing Education Fund:				
Agent Renewal Fees (Biennial renewal)	93,100	125	93,100	
Special Collections for Workers Comp				
Policy Fee (Transferred to Dept. of Labor)	259,907	258,988	259,000	259,000
Examination Fund (Effective 7-1-97)	416,100	417,300	416,000	416,000
Investment Council Interest	10,068	16,364	12,000	12,000
<b>Total</b>	<b>73,254,195</b>	<b>69,746,094</b>	<b>75,806,930</b>	<b>73,713,830</b>

### PERFORMANCE INDICATORS

Total Licensed/Domestic Companies	1,421/45	1,431/45	1,430/48	1,430/45
Domestic Companies Financial Exams	21	4	6	7
Company Market Conduct Exams	0	1	2	2
Companies Licensed/Approved Mergers	52	24	35	40
Agent Licenses Issued	15,827	12,493	16,000	18,000
Agent Appointments Issued	51,321	56,332	58,000	60,000
Renewed Appointments	156,092	185,502	200,000	210,000
Agent Appointment Cancellations	41,719	43,891	45,000	46,000
Property/Casualty Filings Reviewed	6,717	6,920	7,000	7,100

	<b>ACTUAL FY 2008</b>	<b>ACTUAL FY 2009</b>	<b>ESTIMATED FY 2010</b>	<b>ESTIMATED FY 2011</b>
<b>PERFORMANCE INDICATORS</b>				
Life/Health Filings Reviewed	3,543	3,693	3,750	3,850
Consumer Complaints Closed	913	956	950	950
Enforcement/New Open Files	869	845	900	900
Enforcement/Closed Files	938	836	850	850
Continuing Education:				
Agents Paying License Renewal	4,796	0	6,600	0
Agents Exempt	2,384	0	500	0
Agents Reporting Completion	4,796	0	4,900	0
Courses Reviewed	842	807	850	850
Courses Monitored	6	7	7	7
Agent Licenses Cancelled	1,686	0	1,300	0
Transfer to General Fund (SDCL 4-4-4.4)	\$4,772,651	\$5,186,087	\$5,000,000	\$5,000,000
Subsequent Injury Fund:				
New Claims	11	7	15	10
Claims Paid	90	86	80	86
Dollars Paid	\$3,313,036	\$1,740,626	\$2,000,000	\$2,000,000

# REVENUE AND REGULATION

## 0264 Insurance Fraud Unit - Info

### MISSION:

To confront the problem of insurance fraud in the state of South Dakota by prevention, investigation, and prosecution of fraudulent insurance acts.

	ACTUAL FY 2008	ACTUAL FY 2009	BUDGETED FY 2010	REQUESTED FY 2011	GOVERNOR'S RECOMMENDED FY 2011	RECOMMENDED INC/(DEC) FY 2011
<b>FUNDING SOURCE:</b>						
General Funds	\$ 0	\$ 0	\$ 0	\$ 0	\$ 0	\$ 0
Federal Funds	0	0	0	0	0	0
Other Funds	181,972	170,014	322,226	322,226	267,046	( 55,180)
<b>Total</b>	<b>\$ 181,972</b>	<b>\$ 170,014</b>	<b>\$ 322,226</b>	<b>\$ 322,226</b>	<b>\$ 267,046</b>	<b>(\$ 55,180)</b>
<b>EXPENDITURE DETAIL:</b>						
Personal Services	\$ 144,821	\$ 135,063	\$ 235,454	\$ 235,454	\$ 180,274	(\$ 55,180)
Operating Expenses	37,151	34,951	86,772	86,772	86,772	0
<b>Total</b>	<b>\$ 181,972</b>	<b>\$ 170,014</b>	<b>\$ 322,226</b>	<b>\$ 322,226</b>	<b>\$ 267,046</b>	<b>(\$ 55,180)</b>
Staffing Level FTE:	3.0	2.8	4.0	4.0	3.0	( 1.0)

	ACTUAL FY 2008	ACTUAL FY 2009	ESTIMATED FY 2010	ESTIMATED FY 2011
<b>REVENUES</b>				
Company Assessments	7,000	349,750		349,000
Civil Penalties				
Investment Council Interest	10,309	11,748	10,000	11,500
<b>Total</b>	<b>17,309</b>	<b>361,498</b>	<b>10,000</b>	<b>360,500</b>
<b>PERFORMANCE INDICATORS</b>				
Educational Programs	15	16	15	15
New Fraud Cases	92	93	95	95
Cases Closed--Unfounded	82	79	75	75
Criminal Convictions	6	4	7	6
Civil Convictions	0	0	1	1

# REVENUE AND REGULATION

## 0271 Petroleum Release Compensation

### MISSION:

To assist in the cleanup of certain petroleum releases; to investigate reported releases; to determine the amount of reimbursement due to responsible parties for corrective actions they have taken; to provide a financial assurance mechanism that will comply with the federal and state financial responsibility requirements for regulated petroleum tank owners; to report to the Governor and legislature; to administer the Abandoned Tank Removal Program; and, to make payments for tank pulling and corrective action at abandoned sites.

	ACTUAL FY 2008	ACTUAL FY 2009	BUDGETED FY 2010	REQUESTED FY 2011	GOVERNOR'S RECOMMENDED FY 2011	RECOMMENDED INC/(DEC) FY 2011
<b>FUNDING SOURCE:</b>						
General Funds	\$ 0	\$ 0	\$ 0	\$ 0	\$ 0	\$ 0
Federal Funds	0	0	0	0	0	0
Other Funds	352,426	393,847	451,360	451,360	453,132	1,772
<b>Total</b>	<b>\$ 352,426</b>	<b>\$ 393,847</b>	<b>\$ 451,360</b>	<b>\$ 451,360</b>	<b>\$ 453,132</b>	<b>\$ 1,772</b>
<b>EXPENDITURE DETAIL:</b>						
Personal Services	\$ 295,711	\$ 307,022	\$ 328,307	\$ 328,307	\$ 330,079	\$ 1,772
Operating Expenses	56,714	86,826	123,053	123,053	123,053	0
<b>Total</b>	<b>\$ 352,426</b>	<b>\$ 393,847</b>	<b>\$ 451,360</b>	<b>\$ 451,360</b>	<b>\$ 453,132</b>	<b>\$ 1,772</b>
Staffing Level FTE:	5.0	5.0	5.0	5.0	5.0	0.0

	ACTUAL FY 2008	ACTUAL FY 2009	ESTIMATED FY 2010	ESTIMATED FY 2011
<b>REVENUES</b>				
Deposited to Petroleum Release Comp Fund:				
Petroleum Tank Inspection Fee	1,978,767	1,641,623	1,650,000	1,600,000
Interest	247,650	285,223	200,000	200,000
<b>Total</b>	<b>2,226,417</b>	<b>1,926,846</b>	<b>1,850,000</b>	<b>1,800,000</b>

	ACTUAL FY 2008	ACTUAL FY 2009	ESTIMATED FY 2010	ESTIMATED FY 2011
<b>PERFORMANCE INDICATORS</b>				
Petroleum Release Cases Initiated	45	70	30	30
Responsible Parties Reimbursed	130	116	175	150
Abandoned Tank Site Initiated	33	53	30	30
Claims Processed and Paid:				
Abandoned Tank Program	111	105	100	75
Regular Program	103	104	150	150
Public Presentations	5	3	6	5
Review Contracts and Corrective Action Plan	83	115	175	150
Board Meetings	2	2	4	4

# REVENUE AND REGULATION

## 0272 Petroleum Release Compensation - Info

### MISSION:

To assist in the cleanup of certain petroleum releases; to investigate reported releases; to determine the amount of reimbursement due to responsible parties for corrective actions they have taken; to provide a financial assurance mechanism that will comply with the federal and state financial responsibility requirements for regulated petroleum tank owners; to report to the Governor and legislature; to administer the Abandoned Tank Removal Program; and, to make payments for tank pulling and corrective action at abandoned sites.

	ACTUAL FY 2008	ACTUAL FY 2009	BUDGETED FY 2010	REQUESTED FY 2011	GOVERNOR'S RECOMMENDED FY 2011	RECOMMENDED INC/(DEC) FY 2011
<b>FUNDING SOURCE:</b>						
General Funds	\$ 0	\$ 0	\$ 0	\$ 0	\$ 0	\$ 0
Federal Funds	0	0	0	0	0	0
Other Funds	879,090	377,866	2,100,000	2,100,000	2,100,000	0
<b>Total</b>	<b>\$ 879,090</b>	<b>\$ 377,866</b>	<b>\$ 2,100,000</b>	<b>\$ 2,100,000</b>	<b>\$ 2,100,000</b>	<b>\$ 0</b>
<b>EXPENDITURE DETAIL:</b>						
Personal Services	\$ 0	\$ 0	\$ 0	\$ 0	\$ 0	\$ 0
Operating Expenses	879,090	377,866	2,100,000	2,100,000	2,100,000	0
<b>Total</b>	<b>\$ 879,090</b>	<b>\$ 377,866</b>	<b>\$ 2,100,000</b>	<b>\$ 2,100,000</b>	<b>\$ 2,100,000</b>	<b>\$ 0</b>
Staffing Level FTE:	0.0	0.0	0.0	0.0	0.0	0.0



# REVENUE AND REGULATION

## 028 Lottery

### MISSION:

To operate the state lottery established in SDCL 42-7A in a secure, efficient, and profitable manner; to plan and market instant and on-line lottery games; and, to regulate and control video lottery game activities so as to maximize revenues for the state.

	ACTUAL FY 2008	ACTUAL FY 2009	BUDGETED FY 2010	REQUESTED FY 2011	GOVERNOR'S RECOMMENDED FY 2011	RECOMMENDED INC/(DEC) FY 2011
<b>FUNDING SOURCE:</b>						
General Funds	\$ 0	\$ 0	\$ 0	\$ 0	\$ 0	\$ 0
Federal Funds	0	0	0	0	0	0
Other Funds	33,532,527	35,601,088	33,160,274	33,160,274	33,136,568	( 23,706 )
<b>Total</b>	<b>\$ 33,532,527</b>	<b>\$ 35,601,088</b>	<b>\$ 33,160,274</b>	<b>\$ 33,160,274</b>	<b>\$ 33,136,568</b>	<b>(\$ 23,706)</b>
<b>EXPENDITURE DETAIL:</b>						
Personal Services	\$ 1,383,962	\$ 1,455,399	\$ 1,730,819	\$ 1,730,819	\$ 1,707,113	(\$ 23,706)
Operating Expenses	32,148,564	34,145,689	31,429,455	31,429,455	31,429,455	0
<b>Total</b>	<b>\$ 33,532,527</b>	<b>\$ 35,601,088</b>	<b>\$ 33,160,274</b>	<b>\$ 33,160,274</b>	<b>\$ 33,136,568</b>	<b>(\$ 23,706)</b>
Staffing Level FTE:	28.6	29.0	31.0	31.0	30.0	( 1.0)

# REVENUE AND REGULATION

## 0281 Instant and On-line Operations - Info

### MISSION:

To operate the state lottery established in SDCL 42-7A in a secure and efficient manner in order to maximize revenue to the state through the sale of instant and on-line lottery games.

	ACTUAL FY 2008	ACTUAL FY 2009	BUDGETED FY 2010	REQUESTED FY 2011	GOVERNOR'S RECOMMENDED FY 2011	RECOMMENDED INC/(DEC) FY 2011
<b>FUNDING SOURCE:</b>						
General Funds	\$ 0	\$ 0	\$ 0	\$ 0	\$ 0	\$ 0
Federal Funds	0	0	0	0	0	0
Other Funds	31,855,761	31,415,926	30,563,042	30,563,042	30,570,184	7,142
<b>Total</b>	<b>\$ 31,855,761</b>	<b>\$ 31,415,926</b>	<b>\$ 30,563,042</b>	<b>\$ 30,563,042</b>	<b>\$ 30,570,184</b>	<b>\$ 7,142</b>
<b>EXPENDITURE DETAIL:</b>						
Personal Services	\$ 1,003,551	\$ 1,025,162	\$ 1,207,890	\$ 1,207,890	\$ 1,215,032	\$ 7,142
Operating Expenses	30,852,210	30,390,765	29,355,152	29,355,152	29,355,152	0
<b>Total</b>	<b>\$ 31,855,761</b>	<b>\$ 31,415,926</b>	<b>\$ 30,563,042</b>	<b>\$ 30,563,042</b>	<b>\$ 30,570,184</b>	<b>\$ 7,142</b>
<b>Staffing Level FTE:</b>	<b>20.1</b>	<b>20.1</b>	<b>21.0</b>	<b>21.0</b>	<b>21.0</b>	<b>0.0</b>

	ACTUAL FY 2008	ACTUAL FY 2009	ESTIMATED FY 2010	ESTIMATED FY 2011
<b>REVENUES</b>				
Instant Proceeds--General Fund	5,088,644	4,143,568	5,000,000	5,000,000
On-Line Proceeds--General Fund	1,400,000	1,400,000	1,400,000	1,400,000
On-Line Proceeds--Capital Construction Fund	5,111,689	4,495,624	4,800,000	4,800,000
<b>Total</b>	<b>11,600,333</b>	<b>10,039,192</b>	<b>11,200,000</b>	<b>11,200,000</b>

	ACTUAL FY 2008	ACTUAL FY 2009	ESTIMATED FY 2010	ESTIMATED FY 2011
<b>PERFORMANCE INDICATORS</b>				
Instant Games Introduced	26	25	26	26
On-Line Games Offered	5	6	5	5
Licensed Lottery Retailers--Instant	620	609	625	625
Licensed Lottery Retailers--On-Line	476	480	500	500
Prizes Paid to Players	23,942,488	23,542,343	24,500,000	24,500,000
Retailer Commissions Paid	2,381,810	2,341,033	2,400,000	2,400,000
Instant Games Total Sales	20,973,349	20,180,554	21,500,000	21,500,000
On-Line Games Total Sales	21,751,845	20,864,968	22,500,000	22,500,000

# REVENUE AND REGULATION

## 0282 Video Lottery

### MISSION:

To operate video lottery with the utmost security, integrity, and efficiency in maximizing revenues to the state.

	ACTUAL FY 2008	ACTUAL FY 2009	BUDGETED FY 2010	REQUESTED FY 2011	GOVERNOR'S RECOMMENDED FY 2011	RECOMMENDED INC/(DEC) FY 2011
<b>FUNDING SOURCE:</b>						
General Funds	\$ 0	\$ 0	\$ 0	\$ 0	\$ 0	\$ 0
Federal Funds	0	0	0	0	0	0
Other Funds	1,676,766	4,185,162	2,597,232	2,597,232	2,566,384	( 30,848 )
<b>Total</b>	<b>\$ 1,676,766</b>	<b>\$ 4,185,162</b>	<b>\$ 2,597,232</b>	<b>\$ 2,597,232</b>	<b>\$ 2,566,384</b>	<b>( \$ 30,848 )</b>
<b>EXPENDITURE DETAIL:</b>						
Personal Services	\$ 380,412	\$ 430,237	\$ 522,929	\$ 522,929	\$ 492,081	( \$ 30,848 )
Operating Expenses	1,296,354	3,754,925	2,074,303	2,074,303	2,074,303	0
<b>Total</b>	<b>\$ 1,676,766</b>	<b>\$ 4,185,162</b>	<b>\$ 2,597,232</b>	<b>\$ 2,597,232</b>	<b>\$ 2,566,384</b>	<b>( \$ 30,848 )</b>
<b>Staffing Level FTE:</b>	<b>8.6</b>	<b>8.9</b>	<b>10.0</b>	<b>10.0</b>	<b>9.0</b>	<b>( 1.0 )</b>

	ACTUAL FY 2008	ACTUAL FY 2009	ESTIMATED FY 2010	ESTIMATED FY 2011
<b>REVENUES</b>				
License Fees to VL Operating Fund	1,194,150	1,202,750	1,200,000	1,200,000
Additional MFG. License Fee--General Fund	45,000	45,000	45,000	45,000
Video Lottery Proceeds--General Fund	500,000			
Video Lottery Proceeds--Property Tax	111,043,345	109,340,854	109,340,854	109,340,854
Video Lottery Proceeds--VL Operating Fund	1,121,650	1,108,872	1,104,453	1,104,453
Miscellaneous Revenue	138,928	201,316	100,000	100,000
<b>Total</b>	<b>114,043,073</b>	<b>111,898,792</b>	<b>111,790,307</b>	<b>111,790,307</b>

	ACTUAL FY 2008	ACTUAL FY 2009	ESTIMATED FY 2010	ESTIMATED FY 2011
<b>PERFORMANCE INDICATORS</b>				
Machines Placed (12-Month Avg.)	8,969	8,965	9,100	9,000
Licensed Establishments (12-Month Avg.)	1,478	1,465	1,465	1,465
Licensed Operators	157	153	155	155
Licensed Distributors	3	3	3	3
Licensed Manufacturers	3	3	3	3

# REVENUE AND REGULATION

## 0291 Real Estate Commission - Info

### MISSION:

To protect the interest of the public when engaged in a real estate transaction; to enforce standards for education, licensing, practice of real estate brokers, salespersons, auctioneers, property managers, residential rental agents, home inspectors, property managers, timeshare agents, and the registration of condominium, timeshare, and subdivision projects.

	ACTUAL FY 2008	ACTUAL FY 2009	BUDGETED FY 2010	REQUESTED FY 2011	GOVERNOR'S RECOMMENDED FY 2011	RECOMMENDED INC/(DEC) FY 2011
<b>FUNDING SOURCE:</b>						
General Funds	\$ 0	\$ 0	\$ 0	\$ 0	\$ 0	\$ 0
Federal Funds	0	0	0	0	0	0
Other Funds	552,739	551,773	466,299	605,049	606,821	140,522
<b>Total</b>	<b>\$ 552,739</b>	<b>\$ 551,773</b>	<b>\$ 466,299</b>	<b>\$ 605,049</b>	<b>\$ 606,821</b>	<b>\$ 140,522</b>
<b>EXPENDITURE DETAIL:</b>						
Personal Services	\$ 260,111	\$ 283,245	\$ 266,634	\$ 284,334	\$ 286,106	\$ 19,472
Operating Expenses	292,628	268,529	199,665	320,715	320,715	121,050
<b>Total</b>	<b>\$ 552,739</b>	<b>\$ 551,773</b>	<b>\$ 466,299</b>	<b>\$ 605,049</b>	<b>\$ 606,821</b>	<b>\$ 140,522</b>
<b>Staffing Level FTE:</b>	<b>5.0</b>	<b>5.0</b>	<b>5.0</b>	<b>5.0</b>	<b>5.0</b>	<b>0.0</b>

	ACTUAL FY 2008	ACTUAL FY 2009	ESTIMATED FY 2010	ESTIMATED FY 2011
<b>REVENUES</b>				
Application Fees	103,165	91,440	83,700	85,000
New License Fees	38,456	19,452	16,200	16,200
Renewal Fees	298,175	202,182	248,425	196,925
Materials Sold	13,023	10,725	9,300	9,300
Interest Income	35,224	45,467	15,000	15,000
Changes of Address	8,385	6,510	7,500	7,500
Certificates of Licensure	2,760	1,890	2,200	2,200
Late Renewal Fees	6,365	7,500	6,000	7,500
Intrastate Sales and Services	720	720	720	720
Penalties Reimbursement of Investigations	7,768	15,882	12,500	12,500
Seminar Income	74,960	69,060	70,000	70,000
Miscellaneous	90	143	100	100
<b>Total</b>	<b>589,091</b>	<b>470,971</b>	<b>471,645</b>	<b>422,945</b>

<b>PERFORMANCE INDICATORS</b>				
Licenses Renewed/New Practitioners	2,521/488	1,594/347	1,950/325	1,575/350
Examinations:	4,964	4,260	4,200	4,200
Nationally Prepared (Times Given)	823	618	815	815
Applicants Examined/Passed	526/434	388/323	522/360	522/360
State Prepared (Times Given)	18	53	18	18
Applicants Examined/Passed	20/18	41/38	20/18	20/18
Applicants Reexamined/Passed	240/202	183/158	150/125	150/125
Complaints:				
Received/Investigated/Resolved	29/32/22	27/25/20	30/24/21	30/24/21
Hearings Held/Pending	8/16	7/10	8/10	8/10
Licensees Reprimanded/Probationed	2	8	10	10
Total Prosecutions	2	0	1	1
Audits	210	434	350	350

# REVENUE AND REGULATION

## 0292 Abstracters Bd of Examiners - Info

### MISSION:

To protect the citizens of South Dakota by promoting ethical standards for abstractors, and assuring the quality of land title evidencing through the licensing of land title professionals and the inspection of land title plants.

	ACTUAL FY 2008	ACTUAL FY 2009	BUDGETED FY 2010	REQUESTED FY 2011	GOVERNOR'S RECOMMENDED FY 2011	RECOMMENDED INC/(DEC) FY 2011
<b>FUNDING SOURCE:</b>						
General Funds	\$ 0	\$ 0	\$ 0	\$ 0	\$ 0	\$ 0
Federal Funds	0	0	0	0	0	0
Other Funds	30,947	20,536	24,960	24,960	24,960	0
<b>Total</b>	<b>\$ 30,947</b>	<b>\$ 20,536</b>	<b>\$ 24,960</b>	<b>\$ 24,960</b>	<b>\$ 24,960</b>	<b>\$ 0</b>
<b>EXPENDITURE DETAIL:</b>						
Personal Services	\$ 14,028	\$ 14,083	\$ 15,460	\$ 15,460	\$ 15,460	\$ 0
Operating Expenses	16,920	6,453	9,500	9,500	9,500	0
<b>Total</b>	<b>\$ 30,947</b>	<b>\$ 20,536</b>	<b>\$ 24,960</b>	<b>\$ 24,960</b>	<b>\$ 24,960</b>	<b>\$ 0</b>
Staffing Level FTE:	0.0	0.0	0.0	0.0	0.0	0.0

	ACTUAL FY 2008	ACTUAL FY 2009	ESTIMATED FY 2010	ESTIMATED FY 2011
<b>REVENUES</b>				
Examination Fees	1,600	1,150	1,400	1,400
Reexamination Fees	450	450	600	600
New License Fees	1,850	2,000	2,000	2,000
Renewal Fees	45,200	46,500	46,000	46,000
Interest Income	36			
Plant Inspections	3,324	2,099	2,000	2,000
<b>Total</b>	<b>52,460</b>	<b>52,199</b>	<b>52,000</b>	<b>52,000</b>

	ACTUAL FY 2008	ACTUAL FY 2009	ESTIMATED FY 2010	ESTIMATED FY 2011
<b>PERFORMANCE INDICATORS</b>				
Licenses Renewed	75	71	75	75
New Licenses	3	3	3	3
Practitioners	158	152	172	172
Examinations:				
State Prepared (Times Given)	3	3	3	3
Applicants Examined	9	10	10	10
Applicants Reexamined	1	5	5	5
Complaints:				
Received/Investigated/Resolved	2/2/2	4/4/4	3/3/3	3/3/3
Hearings Held	0	0	0	0
Miscellaneous:				
Inspections	4	3	3	0
Inquiries Received and Answered	13	17	15	15
Board Meetings Held	3	3	3	3

# REVENUE AND REGULATION

## 0293 Commission on Gaming - Info

### MISSION:

To regulate the gaming and racing industries within the state of South Dakota; to promulgate rules; to enforce such rules and statutes; and, to collect and distribute funds derived from these industries.

	ACTUAL FY 2008	ACTUAL FY 2009	BUDGETED FY 2010	REQUESTED FY 2011	GOVERNOR'S RECOMMENDED FY 2011	RECOMMENDED INC/(DEC) FY 2011
<b>FUNDING SOURCE:</b>						
General Funds	\$ 0	\$ 0	\$ 0	\$ 0	\$ 0	\$ 0
Federal Funds	0	0	0	0	0	0
Other Funds	10,539,605	10,453,030	10,566,845	10,566,845	10,531,983	( 34,862)
<b>Total</b>	<b>\$ 10,539,605</b>	<b>\$ 10,453,030</b>	<b>\$ 10,566,845</b>	<b>\$ 10,566,845</b>	<b>\$ 10,531,983</b>	<b>(\$ 34,862)</b>
<b>EXPENDITURE DETAIL:</b>						
Personal Services	\$ 758,226	\$ 848,120	\$ 915,414	\$ 915,414	\$ 880,552	(\$ 34,862)
Operating Expenses	9,781,380	9,604,909	9,651,431	9,651,431	9,651,431	0
<b>Total</b>	<b>\$ 10,539,605</b>	<b>\$ 10,453,030</b>	<b>\$ 10,566,845</b>	<b>\$ 10,566,845</b>	<b>\$ 10,531,983</b>	<b>(\$ 34,862)</b>
Staffing Level FTE:	14.7	15.3	17.0	17.0	16.0	( 1.0)

	ACTUAL FY 2008	ACTUAL FY 2009	ESTIMATED FY 2010	ESTIMATED FY 2011
<b>REVENUES</b>				
Gaming Fund:				
Device Fee	7,288,000	7,498,000	7,506,000	7,506,000
Gross Revenue Tax	8,001,324	8,007,138	9,000,000	9,000,000
City Slot Tax	290,003	53,847	259,500	259,500
Application Fee	143,470	109,960	110,000	110,000
License Fee	100,238	110,955	100,000	100,000
Device Testing Fee	17,182	15,484	16,000	16,000
Penalties	13,007	6,100	6,000	6,000
Interest	67,888	85,574	75,000	75,000
Racing Revenues:				
Dogs:				
Commission	39,845	33,929	29,000	29,000
Licenses and Fines	5,460	3,630	3,600	3,600
Revolving Fund	39,845	33,929	29,000	29,000
Bred Fund	39,845	33,929	29,000	29,000
Horses:				
Commission	65,369	57,584	49,000	49,000
Licenses and Fines	14,500	11,725	11,000	11,000
Revolving Fund	56,441	46,643	49,000	49,000
Bred Fund	58,842	50,152	49,000	49,000
Interest	37,344	35,468	18,000	18,000
<b>Total</b>	<b>16,278,603</b>	<b>16,194,047</b>	<b>17,339,100</b>	<b>17,339,100</b>

### PERFORMANCE INDICATORS

Licenses Issued:				
Manufacturers/Distributors	13	12	11	11
Operators/Retailers	34/183	36/197	37/193	34/200
Support/Key Employees	1,504	1,490	1,500	1500
Device Licenses	3,644	3,749	3,753	3,724
Gaming Distributions	\$14,491,956	\$14,662,516	\$15,680,000	\$15,680,000