

ATTORNEY GENERAL

29 ATTORNEY GENERAL

MISSION:

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.

LEGAL CITATION: Article IV, Section 12 of the South Dakota Constitution, SDCL 1-11 and Chapter 5 SL 1979.

	ACTUAL FY 2011	ACTUAL FY 2012	BUDGETED FY 2013	REQUESTED FY 2014	GOVERNOR'S RECOMMENDED FY 2014	RECOMMENDED INC/(DEC) FY 2014
FUNDING SOURCE:						
General Funds	\$ 9,886,879	\$ 9,242,359	\$ 9,212,090	\$ 9,868,984	\$ 9,517,728	\$ 305,638
Federal Funds	4,305,983	4,436,573	4,404,650	4,091,005	4,149,293	(255,357)
Other Funds	5,493,969	7,102,525	7,882,104	8,472,790	8,241,262	359,158
Total	\$ 19,686,831	\$ 20,781,457	\$ 21,498,844	\$ 22,432,779	\$ 21,908,283	\$ 409,439
EXPENDITURE DETAIL:						
Personal Services	\$ 11,522,141	\$ 12,208,208	\$ 12,503,232	\$ 13,347,103	\$ 12,729,377	\$ 226,145
Operating Expenses	8,164,690	8,573,249	8,995,612	9,085,676	9,178,906	183,294
Total	\$ 19,686,831	\$ 20,781,457	\$ 21,498,844	\$ 22,432,779	\$ 21,908,283	\$ 409,439
Staffing Level FTE:	165.8	169.9	174.5	174.0	174.0	(0.5)

ATTORNEY GENERAL

2900 Legal Services Program

MISSION:

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

	ACTUAL FY 2011	ACTUAL FY 2012	BUDGETED FY 2013	REQUESTED FY 2014	GOVERNOR'S RECOMMENDED FY 2014	RECOMMENDED INC/(DEC) FY 2014
FUNDING SOURCE:						
General Funds	\$ 5,203,058	\$ 4,869,490	\$ 4,838,811	\$ 4,392,453	\$ 4,173,346	(\$ 665,465)
Federal Funds	1,530,542	1,358,548	1,386,378	837,165	948,381	(437,997)
Other Funds	1,122,862	1,815,956	1,975,183	1,904,228	1,774,998	(200,185)
Total	\$ 7,856,463	\$ 8,043,994	\$ 8,200,372	\$ 7,133,846	\$ 6,896,725	(\$ 1,303,647)
EXPENDITURE DETAIL:						
Personal Services	\$ 5,894,149	\$ 6,203,087	\$ 6,167,960	\$ 5,497,129	\$ 5,214,405	(\$ 953,555)
Operating Expenses	1,962,313	1,840,907	2,032,412	1,636,717	1,682,320	(350,092)
Total	\$ 7,856,463	\$ 8,043,994	\$ 8,200,372	\$ 7,133,846	\$ 6,896,725	(\$ 1,303,647)
Staffing Level FTE:	78.3	80.2	82.5	67.0	67.0	(15.5)

	ACTUAL FY 2011	ACTUAL FY 2012	ESTIMATED FY 2013	ESTIMATED FY 2014
REVENUES				
Non-traditional Legal Services	107,013	292,690	250,000	250,000
Medicaid Fraud Grant	272,555	286,743	275,000	275,000
Drug Task Force Grant	502,682	286,866	250,000	200,000
Statistical Analysis Grant	54,777	64,251	55,000	55,000
Total	937,027	930,550	830,000	780,000

PERFORMANCE INDICATORS				
Legal Services:				
Opinions Issued	15	12	15	15
New Cases				
Opened/Closed/Pending (thousands)	1.0/1.3/2.5	.85/2.1/1.5	.9/2.2/1.6	1.0/1.8/1.5
Briefs/Mail Docketing	196/10,762	155/10,386	150/10,500	150/10,500
Consumer Protection:				
Complaints Opened/Closed	2,499/1,848	2,225/2,968	2,350/2,500	2,350/2,500
Mail Outgoing	7,436	7,928	8,000	8,000
Phone Calls/E-Mail/Hotline/Correspondence	22,123	28,143	25,000	25,000
Charitable Solicitation Registrations	405	405	405	405
Buying Club Registrations	3	1	3	3
Debt Adjustment Bonds		15	18	18
Value of Consumer Protection:				
Complaints Resolved	\$2,554,819	\$7,731,591	\$2,200,000	\$2,200,000
Solicitors	50	50	50	50
Medicaid Fraud:				
Cases Opened/Closed/Pending	33/34/24	44/50/30	30/35/30	30/35/30
Felony/Misdemeanor Convictions	2/2	1/2	2/2	2/2
Recoveries	\$4,469,383	\$2,520,320	\$2,000,000	\$2,000,000
STAT Grant:				
Reports Published	4	3	3	3

ATTORNEY GENERAL

2911 Criminal Investigation

MISSION:

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

	ACTUAL FY 2011	ACTUAL FY 2012	BUDGETED FY 2013	REQUESTED FY 2014	GOVERNOR'S RECOMMENDED FY 2014	RECOMMENDED INC/(DEC) FY 2014
FUNDING SOURCE:						
General Funds	\$ 4,301,419	\$ 4,056,877	\$ 4,045,437	\$ 5,148,689	\$ 4,992,354	\$ 946,917
Federal Funds	2,775,441	3,078,025	3,018,272	3,253,840	3,200,912	182,640
Other Funds	2,412,854	3,260,470	3,789,672	4,365,204	4,275,467	485,795
Total	\$ 9,489,714	\$ 10,395,372	\$ 10,853,381	\$ 12,767,733	\$ 12,468,733	\$ 1,615,352
EXPENDITURE DETAIL:						
Personal Services	\$ 4,769,687	\$ 5,051,136	\$ 5,349,302	\$ 6,777,895	\$ 6,469,073	\$ 1,119,771
Operating Expenses	4,720,027	5,344,236	5,504,079	5,989,838	5,999,660	495,581
Total	\$ 9,489,714	\$ 10,395,372	\$ 10,853,381	\$ 12,767,733	\$ 12,468,733	\$ 1,615,352
Staffing Level FTE:	72.2	73.0	76.5	90.5	90.5	14.0

	ACTUAL FY 2011	ACTUAL FY 2012	ESTIMATED FY 2013	ESTIMATED FY 2014
REVENUES				
Record Check	489,574	447,578	50,000	500,000
Marijuana Eradication Grant	10,000			
Total	499,574	447,578	50,000	500,000
PERFORMANCE INDICATORS				
Investigations Conducted by DCI	902	1,012	950	950
Polygraph Exams Conducted	107	114	150	150
Criminal Fingerprint Cards Received	26,511	28,248	27,500	27,500
Noncriminal Background Fingerprint Checks	20,829	19,377	21,500	21,500
Sex Offender Fingerprint Card Processing	2,847	2,992	3,150	3,170
Search Warrants	323	471	490	510
Lab Reports	911	1,262	1,300	1,350
Lab Cases Received	532	611	640	670

ATTORNEY GENERAL

2912 Law Enforcement Training

MISSION:

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

	ACTUAL FY 2011	ACTUAL FY 2012	BUDGETED FY 2013	REQUESTED FY 2014	GOVERNOR'S RECOMMENDED FY 2014	RECOMMENDED INC/(DEC) FY 2014
FUNDING SOURCE:						
General Funds	\$ 382,402	\$ 315,992	\$ 327,842	\$ 327,842	\$ 352,028	\$ 24,186
Federal Funds	0	0	0	0	0	0
Other Funds	1,593,368	1,656,032	1,676,730	1,751,761	1,747,079	70,349
Total	\$ 1,975,770	\$ 1,972,024	\$ 2,004,572	\$ 2,079,603	\$ 2,099,107	\$ 94,535
EXPENDITURE DETAIL:						
Personal Services	\$ 624,567	\$ 700,016	\$ 713,234	\$ 788,265	\$ 770,153	\$ 56,919
Operating Expenses	1,351,203	1,272,008	1,291,338	1,291,338	1,328,954	37,616
Total	\$ 1,975,770	\$ 1,972,024	\$ 2,004,572	\$ 2,079,603	\$ 2,099,107	\$ 94,535
Staffing Level FTE:	10.5	11.8	10.5	11.5	11.5	1.0

	ACTUAL FY 2011	ACTUAL FY 2012	ESTIMATED FY 2013	ESTIMATED FY 2014
REVENUES				
Law Enforcement Revolving Fund	3,247,501	3,142,070	3,200,000	3,200,000
Total	3,247,501	3,142,070	3,200,000	3,200,000

	ACTUAL FY 2011	ACTUAL FY 2012	ESTIMATED FY 2013	ESTIMATED FY 2014
PERFORMANCE INDICATORS				
Officers Certified, Basic 520-Hour Course	95	94	95	95
Officers Attending Specialized, Advanced, and Field Courses	3,127	3,472	3,800	3,800
Courses Scheduled	63	67	75	75
Officers Attending Grant Training	261	248	222	222
Grants Awarded	9	10	8	8
Other Groups Conducting Seminars and Officers Requesting Reciprocity Certification	22	28	20	20
Officers Receiving Reciprocity Certification	16	10	12	12
Reserve Officers Certified in SD	161	135	175	175
Pending Certification Law Enforcement Officers Certified	88	78	100	100
Officers Certified	1,769	1,776	1,730	1,730
D.A.R.E. Participating Agencies	54	58	55	55
Schools with D.A.R.E.	35	51	45	45
Student Participation	1,387	2,821	2,500	2,500
Cities with D.A.R.E.	29	34	29	29
D.A.R.E. Officers	79	66	79	79

ATTORNEY GENERAL

2913 911 Training

MISSION:

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

	ACTUAL FY 2011	ACTUAL FY 2012	BUDGETED FY 2013	REQUESTED FY 2014	GOVERNOR'S RECOMMENDED FY 2014	RECOMMENDED INC/(DEC) FY 2014
FUNDING SOURCE:						
General Funds	\$ 0	\$ 0	\$ 0	\$ 0	\$ 0	\$ 0
Federal Funds	0	0	0	0	0	0
Other Funds	163,866	199,019	208,270	210,621	208,590	320
Total	\$ 163,866	\$ 199,019	\$ 208,270	\$ 210,621	\$ 208,590	\$ 320
EXPENDITURE DETAIL:						
Personal Services	\$ 96,537	\$ 101,881	\$ 110,977	\$ 113,328	\$ 111,110	\$ 133
Operating Expenses	67,329	97,138	97,293	97,293	97,480	187
Total	\$ 163,866	\$ 199,019	\$ 208,270	\$ 210,621	\$ 208,590	\$ 320
Staffing Level FTE:	2.0	2.0	2.0	2.0	2.0	0.0

	ACTUAL FY 2011	ACTUAL FY 2012	ESTIMATED FY 2013	ESTIMATED FY 2014
REVENUES				
911 Law Enforcement Revolving Fund	107,667	103,996	105,000	105,000
Total	107,667	103,996	105,000	105,000
PERFORMANCE INDICATORS				
911 Telecommunicators Certified	40	54	50	50
Telecommunicators Attending Advanced Courses	234	199	200	200
Courses Scheduled	22	39	30	30
Terminal Operators Certified	275	210	275	275
Active Certified 911 Telecommunicators	322	370	450	450
Active Terminal Operators	2,262	2,166	2,500	2,500

ATTORNEY GENERAL

2915 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 2011	ACTUAL FY 2012	BUDGETED FY 2013	REQUESTED FY 2014	GOVERNOR'S RECOMMENDED FY 2014	RECOMMENDED INC/(DEC) FY 2014
FUNDING SOURCE:						
General Funds	\$ 0	\$ 0	\$ 0	\$ 0	\$ 0	\$ 0
Federal Funds	0	0	0	0	0	0
Other Funds	201,018	171,049	232,249	240,976	235,128	2,879
Total	\$ 201,018	\$ 171,049	\$ 232,249	\$ 240,976	\$ 235,128	\$ 2,879
EXPENDITURE DETAIL:						
Personal Services	\$ 137,201	\$ 152,089	\$ 161,759	\$ 170,486	\$ 164,636	\$ 2,877
Operating Expenses	63,817	18,960	70,490	70,490	70,492	2
Total	\$ 201,018	\$ 171,049	\$ 232,249	\$ 240,976	\$ 235,128	\$ 2,879
Staffing Level FTE:	2.8	2.9	3.0	3.0	3.0	0.0

	ACTUAL FY 2011	ACTUAL FY 2012	ESTIMATED FY 2013	ESTIMATED FY 2014
REVENUES				
Company Assessments	349,000	338,025	350,000	350,000
Investment Council Interest	11,500	10,243	10,500	10,500
Total	360,500	348,268	360,500	360,500
PERFORMANCE INDICATORS				
Informational Reports	0	114	120	125
Investigative Reports	0	40	50	55
Convictions	0	2	5	8