

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 2014	ACTUAL FY 2015	BUDGETED FY 2016	REQUESTED FY 2017	GOVERNOR'S RECOMMENDED FY 2017	RECOMMENDED INC/(DEC) FY 2017
FUNDING SOURCE:						
General Funds	\$ 10,187,080	\$ 9,921,203	\$ 10,566,916	\$ 11,236,678	\$ 11,013,380	\$ 446,464
Federal Funds	3,440,508	3,676,282	4,326,577	4,338,123	4,131,000	(195,577)
Other Funds	9,036,881	9,138,544	9,895,902	10,058,960	9,895,902	0
Total	\$ 22,664,469	\$ 22,736,029	\$ 24,789,395	\$ 25,633,761	\$ 25,040,282	\$ 250,887
EXPENDITURE DETAIL:						
Personal Services	\$ 13,303,633	\$ 13,530,839	\$ 14,777,670	\$ 15,267,562	\$ 15,075,189	\$ 297,519
Operating Expenses	9,360,836	9,205,190	10,011,725	10,366,199	9,965,093	(46,632)
Total	\$ 22,664,469	\$ 22,736,029	\$ 24,789,395	\$ 25,633,761	\$ 25,040,282	\$ 250,887
Staffing Level FTE:	174.9	176.7	178.0	180.0	179.0	1.0

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 2014	ACTUAL FY 2015	BUDGETED FY 2016	REQUESTED FY 2017	GOVERNOR'S RECOMMENDED FY 2017	RECOMMENDED INC/(DEC) FY 2017
FUNDING SOURCE:						
General Funds	\$ 4,496,527	\$ 4,621,022	\$ 4,882,217	\$ 4,944,940	\$ 4,882,217	\$ 0
Federal Funds	842,628	775,459	1,000,941	1,000,941	895,941	(105,000)
Other Funds	2,267,355	2,238,525	2,407,858	2,420,366	2,407,858	0
Total	\$ 7,606,510	\$ 7,635,006	\$ 8,291,016	\$ 8,366,247	\$ 8,186,016	(\$ 105,000)
EXPENDITURE DETAIL:						
Personal Services	\$ 5,605,536	\$ 5,737,337	\$ 6,122,658	\$ 6,122,658	\$ 6,052,658	(\$ 70,000)
Operating Expenses	2,000,974	1,897,669	2,168,358	2,243,589	2,133,358	(35,000)
Total	\$ 7,606,510	\$ 7,635,006	\$ 8,291,016	\$ 8,366,247	\$ 8,186,016	(\$ 105,000)
Staffing Level FTE:	67.1	67.3	68.0	68.0	68.0	0.0

	ACTUAL FY 2014	ACTUAL FY 2015	ESTIMATED FY 2016	ESTIMATED FY 2017
REVENUES				
Non-traditional Legal Services	360,778	461,091	461,091	460,000
Medicaid Fraud Grant	296,488	229,945	229,945	229,945
Drug Task Force Grant	276,471	435,995	300,000	300,000
Drug Control Fund	1,113,352	1,530,000	750,000	750,000
Statistical Analysis Grant	75,360	69,279	55,000	55,000
Consumer Protection Fund	428,238	2,413,453	1,000,000	500,000
Total	2,550,687	5,139,763	2,796,036	2,294,945

PERFORMANCE INDICATORS

Legal Services:				
Opinions Issued	10	6	6	6
New Cases				
Opened/Closed/Pending (thousands)	2.2/2.9/1.5	1.9/2.0/1.9	2.1/2.1/1.6	2.1/2.1/1.6
Briefs/Mail Docketing	148/10,442	163/11,379	175/12,500	180/12,500
Consumer Protection:				
Complaints Opened/Closed	2,003/2,028	1,663/2,446	2,300/2,500	2,300/2,500
Mail Outgoing	8,902	6,478	7,000	7,000
Phone Calls/E-Mail/Helpline/Correspondence	34,838	34,669	28,000	28,000
Charitable Solicitation Registrations	516	494	350	400
Buying Club Registrations	4	2	3	3
Debt Adjustment Bonds	16	18	18	18
Value of Consumer Protection:				
Complaints Resolved	\$3,400,536	\$2,632,055	\$2,200,000	\$2,200,000
Solicitors	51	43	43	43
Medicaid Fraud:				
Cases Opened/Closed/Pending	42/51/44	41/23/59	35/30/40	40/40/30
Felony/Misdemeanor Convictions	2/7	1/1	2/3	2/2
Recoveries	\$3,556,829	\$528,651	\$600,000	\$600,000
STAT Grant:				
Reports Published	3	3	3	0

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 2014	ACTUAL FY 2015	BUDGETED FY 2016	REQUESTED FY 2017	GOVERNOR'S RECOMMENDED FY 2017	RECOMMENDED INC/(DEC) FY 2017
FUNDING SOURCE:						
General Funds	\$ 5,321,484	\$ 4,925,066	\$ 5,203,969	\$ 5,811,008	\$ 5,650,433	\$ 446,464
Federal Funds	2,597,880	2,900,823	3,325,636	3,337,182	3,235,059	(90,577)
Other Funds	4,521,561	4,577,616	5,205,408	5,269,848	5,205,408	0
Total	\$ 12,440,925	\$ 12,403,505	\$ 13,735,013	\$ 14,418,038	\$ 14,090,900	\$ 355,887
EXPENDITURE DETAIL:						
Personal Services	\$ 6,592,511	\$ 6,681,900	\$ 7,545,432	\$ 7,995,324	\$ 7,912,951	\$ 367,519
Operating Expenses	5,848,414	5,721,605	6,189,581	6,422,714	6,177,949	(11,632)
Total	\$ 12,440,925	\$ 12,403,505	\$ 13,735,013	\$ 14,418,038	\$ 14,090,900	\$ 355,887
Staffing Level FTE:	89.3	89.6	93.5	93.5	94.5	1.0

	ACTUAL FY 2014	ACTUAL FY 2015	ESTIMATED FY 2016	ESTIMATED FY 2017
REVENUES				
Record Check	621,665	665,429	665,429	665,429
Total	621,665	665,429	665,429	665,429
PERFORMANCE INDICATORS				
Investigations Conducted by DCI	1,077	1,062	1,090	1,100
Polygraph Exams Conducted	122	106	125	150
Criminal Fingerprint Cards Received	28,936	29,928	30,400	30,900
Noncriminal Background Fingerprint Checks	25,968	24,574	27,500	28,000
Sex Offender Fingerprint Card Processing	3,241	3,394	3,500	3,600
Search Warrants	521	529	550	575
Lab Reports	1,193	1,436	1,600	1,800
Lab Cases Received	576	1,010	1,100	1,300

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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 State's Attorneys in designing and implementing a training program for all prosecuting attorneys.

	ACTUAL FY 2014	ACTUAL FY 2015	BUDGETED FY 2016	REQUESTED FY 2017	GOVERNOR'S RECOMMENDED FY 2017	RECOMMENDED INC/(DEC) FY 2017
FUNDING SOURCE:						
General Funds	\$ 369,069	\$ 375,115	\$ 480,730	\$ 480,730	\$ 480,730	\$ 0
Federal Funds	0	0	0	0	0	0
Other Funds	1,752,085	1,853,414	1,799,918	1,886,028	1,799,918	0
Total	\$ 2,121,154	\$ 2,228,529	\$ 2,280,648	\$ 2,366,758	\$ 2,280,648	\$ 0
EXPENDITURE DETAIL:						
Personal Services	\$ 761,711	\$ 778,315	\$ 796,185	\$ 836,185	\$ 796,185	\$ 0
Operating Expenses	1,359,443	1,450,214	1,484,463	1,530,573	1,484,463	0
Total	\$ 2,121,154	\$ 2,228,529	\$ 2,280,648	\$ 2,366,758	\$ 2,280,648	\$ 0
Staffing Level FTE:	13.5	14.7	11.5	13.5	11.5	0.0

	ACTUAL FY 2014	ACTUAL FY 2015	ESTIMATED FY 2016	ESTIMATED FY 2017
REVENUES				
Law Enforcement Revolving Fund	2,923,495	3,123,144	4,123,144	4,123,144
Total	2,923,495	3,123,144	4,123,144	4,123,144

	ACTUAL FY 2014	ACTUAL FY 2015	ESTIMATED FY 2016	ESTIMATED FY 2017
PERFORMANCE INDICATORS				
Officers Certified, Basic 520-Hour Course	115	130	125	130
Officers Attending Specialized, Advanced, and Field Courses	3,745	3,123	2,500	3,700
Courses Scheduled	85	85	85	85
Officers Attending Grant Training	270	248	270	340
Grants Awarded	10	8	10	12
Other Groups Conducting Seminars and Officers Requesting Reciprocity Certification	30	30	30	40
Officers Receiving Reciprocity Certification	15	14	15	50
Reserve Officers Certified in SD	160	140	160	160
Pending Certification Law Enforcement Officers Certified	125	65	80	80
Officers Certified	1,807	1,843	1,850	1,900
D.A.R.E. Participating Agencies	61	52	50	50
Schools with D.A.R.E.	42	39	40	40
Student Participation	2,018	1,111	1,500	1,500
Cities with D.A.R.E.	50	29	30	30
D.A.R.E. Officers	81	100	100	100

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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 2014	ACTUAL FY 2015	BUDGETED FY 2016	REQUESTED FY 2017	GOVERNOR'S RECOMMENDED FY 2017	RECOMMENDED INC/(DEC) FY 2017
FUNDING SOURCE:						
General Funds	\$ 0	\$ 0	\$ 0	\$ 0	\$ 0	\$ 0
Federal Funds	0	0	0	0	0	0
Other Funds	216,772	220,026	223,956	223,956	223,956	0
Total	\$ 216,772	\$ 220,026	\$ 223,956	\$ 223,956	\$ 223,956	\$ 0
EXPENDITURE DETAIL:						
Personal Services	\$ 119,090	\$ 122,221	\$ 125,300	\$ 125,300	\$ 125,300	\$ 0
Operating Expenses	97,682	97,805	98,656	98,656	98,656	0
Total	\$ 216,772	\$ 220,026	\$ 223,956	\$ 223,956	\$ 223,956	\$ 0
Staffing Level FTE:	2.0	2.0	2.0	2.0	2.0	0.0

	ACTUAL FY 2014	ACTUAL FY 2015	ESTIMATED FY 2016	ESTIMATED FY 2017
REVENUES				
911 Law Enforcement Revolving Fund	97,504	95,000	95,000	104,063
Total	97,504	95,000	95,000	104,063
PERFORMANCE INDICATORS				
911 Telecommunicators Certified	38	48	50	50
Telecommunicators Attending Advanced Courses	284	490	500	500
Courses Scheduled	19	48	50	50
Terminal Operators Certified	371	431	450	450
Active Certified 911 Telecommunicators	292	242	250	300
Active Terminal Operators	2,708	2,453	2,500	2,600

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 2014	ACTUAL FY 2015	BUDGETED FY 2016	REQUESTED FY 2017	GOVERNOR'S RECOMMENDED FY 2017	RECOMMENDED INC/(DEC) FY 2017
FUNDING SOURCE:						
General Funds	\$ 0	\$ 0	\$ 0	\$ 0	\$ 0	\$ 0
Federal Funds	0	0	0	0	0	0
Other Funds	279,108	248,963	258,762	258,762	258,762	0
Total	\$ 279,108	\$ 248,963	\$ 258,762	\$ 258,762	\$ 258,762	\$ 0
EXPENDITURE DETAIL:						
Personal Services	\$ 224,785	\$ 211,066	\$ 188,095	\$ 188,095	\$ 188,095	\$ 0
Operating Expenses	54,323	37,897	70,667	70,667	70,667	0
Total	\$ 279,108	\$ 248,963	\$ 258,762	\$ 258,762	\$ 258,762	\$ 0
Staffing Level FTE:	3.0	3.0	3.0	3.0	3.0	0.0

	ACTUAL FY 2014	ACTUAL FY 2015	ESTIMATED FY 2016	ESTIMATED FY 2017
REVENUES				
Company Assessments	343,000	339,500	339,500	339,500
Investment Council Interest	4,378	2,853	2,853	2,853
Total	347,378	342,353	342,353	342,353
PERFORMANCE INDICATORS				
Informational Reports	19	21	21	21
Investigative Reports	40	39	45	45
Convictions	13	8	8	8