

Attorney General

- Budget emphasizes law enforcement-related initiatives
- Office of the Attorney General controls Victims of Crime Compensation Program

OVERVIEW

The Office of the Attorney General is involved in the state's justice and corrections system in a variety of ways including, but not limited, to the following:

- providing legal representation to and initiating litigation on behalf of statewide elected officials (including the Ohio General Assembly), all state departments, agencies, boards, and commissions;
- issuing formal opinions on questions submitted by state officials and agencies, as well as county prosecutors;
- initiating legal proceedings in areas related to environmental protection, consumer fraud, antitrust, Medicaid fraud, workers' compensation fraud, and patient abuse and neglect;
- providing Ohio's 1,200-plus law enforcement agencies with training, investigative, technological, financial, prosecutorial, and other assistance available through such arms as the Ohio Peace Officer Training Academy (POTA), the Bureau of Criminal Identification and Investigation (BCII), the Ohio Organized Crime Investigations Commission (OCIC), the Community Police Match and Law Enforcement Assistance Program, and the Capital Crimes Section; and
- administering the state's victim assistance efforts, most notably the Victims of Crime Compensation Program.

Revenue & Spending

In the *Facts and Figures* section that appears further on in this analysis, the reader will find two tables that provide a more detailed historical picture of where the Office of the Attorney General's revenue comes from and where it goes. As a prelude to the reader hitting that section of our analysis, we would make two summary observations with regard to the Office of the Attorney General's revenue and spending.

Revenue. The Office of the Attorney General's GRF funding, as measured by spending group from actual FY 1998 disbursements through recommended FY 2003 appropriations, will have increased by \$23.4 million, or 47.4 percent. During that same six-year period, the GRF portion of the Office of the Attorney

General's budget will have dropped from 46.6 percent down to 41.3 percent. The Office of the Attorney General has obviously filled that difference by tapping into other non-GRF funds, most noticeably the revenue-generating capability of its accounts lodged in the State Special Revenue Fund Group.

Spending. Over the six-year period that will cover FY 1998 through recommended FY 2003 appropriations, roughly 75 percent, or three-quarters, of the Office of the Attorney General's spending will have gone to finance operating expenses (personal services, purchased personal services, maintenance, and equipment). This reflects the fact that the performance of the Office of the Attorney General's duties and responsibilities are very labor-intensive.

Executive Recommendation

The biennial budget submitted by the Office of the Attorney General, and fully funded by the executive, features an emphasis on law enforcement-related initiatives. Those specific law enforcement initiatives include:

- creating a Computer Crime Task Force, staffed with four assistant attorneys general, to assist county prosecutors and to educate schools, businesses, and citizens about the growing virtual world of internet computer crime;
- phased-in hiring of seven staff and the purchase of equipment to operationalize a new regional law enforcement training facility currently under construction in Richfield;
- additional maintenance funding to modify operations at POTA while the facility's HVAC system is upgraded;
- hiring seven staff for BCII's Crime Scene and Computer Crimes units to increase crime scene assistance (and reduce agent overtime) and to enhance the ability to perform forensic investigations of computers used to support criminal activity, respectively; and
- hiring an additional assistant attorney general for the Capital Crimes Section to assist in responding to all federal death penalty appeals as well as requests from county prosecutors for assistance in handling capital cases.

ADDITIONAL FACTS AND FIGURES

Office of the Attorney General Staffing Levels*						
Section	FY 1998	FY 1999	FY 2000	FY 2001*	FY 2002*	FY 2003*
Administration	89	98	98	112	114	114
Antitrust	13	13	13	15	15	15
BCII	252	270	287	307	307	314
Business & Government Relations	35	38	38	39	39	39
Capital Crimes	13	12	12	16	16	17
Charitable	32.5	33.5	33.5	34	36	36
Chief Counsel	10	11	11	14	14	14
Civil Rights	11	13	13	17	17	18
Consumer	68	75	75	94	94	94
Corrections	35	36	36	40	40	40
Court of Claims	31	32	32	35	35	35
Crime Victims	63	64	64	84	84	84
Data Systems	31	27	27	28	28	28
Education	10	15	15	18	18	18
Employment Law	21	22	22	22	22	22
Employment Services	14	14	14	11	11	11
Environmental Enforcement	63	62	62	64	64	64
Health and Human Services	32	34	34	37	37	37
Health Care Fraud	45	42	42	47	47	47
Juvenile Justice	7	7	7	12	12	12
Labor	8	5	5	6	6	6
Ohio Organized Crime Commission	13	16.5	16.5	19	19	19
Ohio Peace Officer Training Academy	53	55	55	55	62	62
Opinions	6	6	6	6	6	6
Policy	41	40.5	40.5	36	36	36
Revenue Recovery	131.5	127.5	127.5	114	114	114
Special Counsel	6	6	6	8	8	8
Taxation	10	11	11	10	10	10
Workers' Compensation	81	87	94	87	87	87
Total	1,225	1,273	1,297	1,387	1,400*	1,411*

*The staffing levels displayed in the above table represent full-time equivalents (FTEs). The number of FTEs for FYs 2001, 2002, and 2003 are estimates.

+Total includes the addition of 2 "internet crime" prosecutors in each of FYs 2002 and FY 2003. These positions have not yet been assigned to a section.

- Under the executive budget, the Office of the Attorney General will add 24 new staff over the course of the next two fiscal years. Nineteen of those new staff will be hired to support various law enforcement initiatives.

Office of the Attorney General Spending by Fund Group*						
Fund Group	FY 1998	FY 1999	FY 2000	FY 2001*	FY 2002*	FY 2003*
General Revenue (GRF)	\$ 49,236,505	\$ 52,312,672	\$ 57,460,184	\$ 61,413,777	\$ 66,555,155	\$ 72,595,671
General Services (GSF)	\$ 19,407,465	\$ 21,450,727	\$ 24,565,663	\$ 28,684,733	\$ 29,633,278	\$ 31,214,457
Federal Special (FED)	\$ 13,186,873	\$ 17,012,310	\$ 19,009,821	\$ 22,438,498	\$ 22,336,400	\$ 23,282,984
State Special (SSR)	\$ 22,877,752	\$ 24,133,549	\$ 23,556,058	\$ 42,247,136	\$ 44,841,308	\$ 47,507,052
Agency Fund (AGY)	\$ 0	\$ 69,894	\$ 87,708	\$ 0	\$ 0	\$ 0
Holding Account (090)	\$ 850,591	\$ 569,331	\$ 1,675,215	\$ 8,070,555	\$ 1,240,600	\$ 1,240,600
Totals	\$105,559,186	\$115,548,483	\$126,354,649	\$162,854,699	\$164,606,741	\$175,840,764

*The spending amounts in FY 2001 are estimates, while those for FYs 2002 and 2003 are based on the next biennial budget as proposed by the Governor.

- The Office of the Attorney General’s funding, as measured by spending group, will have increased by \$70.3 million, or 66.6 percent, over the six-year period covering actual FY 1998 disbursements through recommended FY 2003 appropriations.
- Over that same six-year period, the Office of the Attorney General’s GRF funding will have increased by \$23.4 million, or 47.4 percent. While that amount of GRF funding will have risen over time, its percentage of the Office of the Attorney General’s budget will have declined from 46.6 percent down to 41.3 percent.

Office of the Attorney General Spending by Type of Expense*						
Expense Type	FY 1998	FY 1999	FY 2000	FY 2001*	FY 2002*	FY 2003*
Personal Services	\$ 66,075,464	\$ 69,596,078	\$ 78,526,240	\$86,552,839	\$ 93,358,194	\$ 99,842,896
Purchased Services	\$ 2,265,804	\$ 3,126,339	\$ 3,483,385	\$ 5,985,056	\$ 5,954,158	\$ 6,102,893
Maintenance	\$ 14,731,245	\$ 15,149,564	\$ 16,673,837	\$21,713,906	\$ 18,782,190	\$ 20,777,930
Equipment	\$ 6,622,253	\$ 5,872,151	\$ 5,220,537	\$ 6,069,333	\$ 6,372,477	\$ 6,660,943
Subsidy	\$ 14,832,372	\$ 20,267,499	\$ 21,183,376	\$21,183,376	\$ 22,869,222	\$ 23,785,654
Capital Improvements	\$ 15,041	\$ 0	\$ 0	\$ 0	\$ 0	\$ 0
Transfer	\$ 1,017,007	\$ 1,536,852	\$ 21,350,189	\$21,350,189	\$ 17,270,500	\$ 18,674,248
Totals	\$105,559,186	\$115,548,483	\$126,354,649	162,854,699	\$164,606,741	\$175,840,764

*The spending amounts in FY 2001 are estimates, while those for FYs 2002 and 2003 are based on the next biennial budget as proposed by the Governor.

- Most noticeable in the above table is the fact that over one-half of the Office of the Attorney General’s spending is on personal services, essentially staff salaries and fringe benefits. What this highlights is that the Office of the Attorney General is in a labor-intensive business.
- Also quite noticeable is the dramatic jump in “transfer” spending starting with FY 2000. This is a rather startling visual reminder that control of the state’s Victims of Crime Compensation Program, including awards to victims, was just recently transferred from the Court of Claims to the Office of the Attorney General.

ANALYSIS OF EXECUTIVE PROPOSAL

OFFICE OF THE ATTORNEY GENERAL

Purpose To provide legal representation to state entities and elected officials and to provide assistance to local and federal law enforcement agencies.

The Office of the Attorney General is a single program agency, composed of 20-plus sections, units, and organizations that perform various legal representation and law-enforcement related duties. A more detailed description of these entities and their duties may be obtained through the Office of the Attorney General's website at <http://www.ag.state.oh.us>. For the purposes of this analysis, we have grouped these 20-plus entities into seven sub-program areas as follows: 1) officewide operations; 2) civil litigation; 3) criminal justice assistance; 4) agency counsel; 5) victim assistance; 6) redistribution funds; and 7) education. The following table displays those seven sub-program areas, including the total amount of funding recommended in the executive budget for FYs 2002 and 2003.

Sub-Program Area	FY 2002	FY 2003
Officewide Operations	\$ 77,198,857	\$ 83,896,608
Civil Litigation	\$ 18,439,905	\$ 19,392,302
Criminal Justice Assistance	\$ 14,044,276	\$ 14,488,564
Agency Counsel	\$ 8,888,684	\$ 9,408,328
Victim Assistance	\$ 40,658,902	\$ 43,173,385
Redistribution Funds	\$ 1,346,190	\$ 1,348,830
Education Programs	\$ 4,029,927	\$ 4,132,747
Total Recommended Funding	\$164,606,741	\$175,840,764

Because of the nature of the Office of the Attorney General's activities and budget structure, it is not always possible to associate a particular line item exclusively with a particular section, unit, or organization. In fact, many of the Office of the Attorney General's line items, most notably 055-321, Operating Expenses, and 055-612, General Reimbursement, fund a host of legal and law enforcement-related activities. With that caveat in mind, we grouped all of the Office of the Attorney General's line items that were recommended for funding in the executive budget into one of seven sub-program areas. Each of those seven sub-program areas is discussed in more detail below.

- **OFFICEWIDE OPERATIONS**
- **CIVIL LITIGATION**
- **CRIMINAL JUSTICE ASSISTANCE**
- **AGENCY COUNSEL**
- **VICTIM ASSISTANCE**
- **REDISTRIBUTION FUNDS**
- **EDUCATION**

OFFICEWIDE OPERATIONS

Sub-Program Description: This sub-program essentially captures the two major line items that finance the entire range of legal and law enforcement-related tasks performed by the Office of the Attorney General, including, but not limited to, the Bureau of Criminal Identification and Investigation (BCII) and the Ohio Peace Officer Training Academy (POTA).

Funding Source: 1) GRF; 2) \$15 fee for civilian background checks; and 3) reimbursement payments from various state agencies for the performance of legal services by the Office of the Attorney General.

Line Items: The line items associated with the Officewide Operations sub-program area and their recommended funding levels are detailed in the table below.

Fund	ALI	Title	FY 2002	FY 2003
GRF	055-321	Operating Expenses	\$62,201,311	\$68,110,445
GSF (106)	055-612	General Reimbursement	\$14,997,546	\$15,786,163
Total Officewide Operations Sub-Program funding			\$77,198,857	\$83,896,608

Implication of the Executive Recommendation: The executive budget essentially adjusts the appropriation authority in each of the above-noted funding streams so that the Office of the Attorney General can deliver its current level of services in each of the next two fiscal years. Also provided at the request of the Office of the Attorney General is additional GRF funding of \$126,618 in FY 2002 and \$176,564 in FY 2003 to accommodate the hiring of two new internal auditors to oversee and monitor officewide operations, plus hire a new paralegal for the Civil Rights Section.

Earmarking: None

Permanent and Temporary Law: Temporary law requires the Director of the Office of Budget and Management to transfer appropriation authority from GRF line item 055-321, Operating Expenses, to GRF line item 055-406, Community Police Match and Law Enforcement Assistance, when requested to do so by the Office of the Attorney General. Appropriation authority so transferred is to be used by the Office of the Attorney General to pay operating expenses and to provide grants to local law enforcement agencies and communities for the purpose of supporting law enforcement-related activities. Temporary law to this effect first appeared in the Office of the Attorney General’s budget contained in Am. Sub. H.B. 283, the main appropriations act covering FYs 2000 and 2001.

CIVIL LITIGATION

Sub-Program Description: The Office of the Attorney General is authorized to enforce state laws, and in certain cases federal laws, that regulate the marketplace as it relates to business and consumer transactions, including the collection of overdue taxes and fees for various state agencies. The line items grouped under the Civil Litigation sub-program capture those specifically tied to regulating the marketplace.

Funding Source: 1) up to 11 percent on all claims due to the state; and 2) various annual fees, civil penalties, court-ordered cost reimbursements, and court settlements and judgments collected by the Consumer Protection, Charitable Foundations, and Antitrust sections.

Line Items: The line items associated with the Civil Litigation sub-program area and their recommended funding levels are detailed in the table below.

Fund	ALI	Title	FY 2002	FY 2003
GSF (420)	055-603	Attorney General Antitrust	\$ 435,560	\$ 446,449
GSF (4Y7)	055-608	Title Defect Rescission	\$ 840,260	\$ 870,623
GSF (418)	055-615	Charitable Foundations	\$ 1,841,113	\$ 1,899,066
SSR (419)	055-623	Claims Section	\$14,017,852	\$14,749,954
GSF (5A9)	055-618	Telemarketing Fraud Enforcement	\$ 51,100	\$ 52,378
GSF (631)	055-637	Consumer Protection Enforcement	\$ 1,254,020	\$ 1,373,832
Total Civil Litigation Sub-Program funding			\$18,439,905	\$19,392,302

Implication of the Executive Recommendation: The executive budget essentially adjusts the appropriation authority in each of the above-noted funding streams so that the Office of the Attorney General can deliver its current level of services in each of the next two fiscal years. Also provided at the request of the Office of the Attorney General is an appropriation increase in the fund used by the Charitable Foundations Section (line item 055-615). That appropriation increase will be used to hire one additional investigator and one account clerk, who are needed, respectively, to address increases in complaints and inquiries, primarily related to instant bingo and video slot machines, and increases in the number of charitable trusts that are registering each year.

Earmarking: None

Permanent and Temporary Law: None

CRIMINAL JUSTICE ASSISTANCE

Sub-Program Description: The Office of the Attorney General has various responsibilities in the criminal justice area, including the provision of training, investigative, and technical assistance to local law enforcement agencies. The Criminal Justice sub-program captures all of the line items that we can track exclusively to the Office of the Attorney General’s law enforcement-related activities.

Funding Source: 1) GRF; 2) federal grants; and 3) program tuition collected by the Ohio Peace Officer Training Academy; 4) annual fees collected the Ohio Peace Officer Training Commission; and 5) forfeited assets and cost reimbursements.

Line Items: The line items associated with the Criminal Justice sub-program area and their recommended funding levels are detailed in the table below.

Fund	ALI	Title	FY 2002	FY 2003
GRF	055-406	Community Police/Law Assistance	\$ 3,013,464	\$ 3,111,336
GRF	055-411	County Sheriffs	\$ 620,506	\$ 636,019
GRF	055-415	County Prosecutors	\$ 520,084	\$ 533,086
FED (3R6)	055-613	Attorney General Federal Funds	\$ 1,929,110	\$ 1,998,972
GSF (4Z2)	055-609	BCI Asset Forfeiture & Cost Reimbursement	\$ 324,009	\$ 332,109
GSF (421)	055-617	Police Officers' Training Academy Fee	\$ 1,134,861	\$ 1,193,213
FED (306)	055-620	Medicaid Fraud Control	\$ 2,633,348	\$ 2,765,015
GSF (590)	055-633	Peace Officer Private Security Fund	\$ 94,784	\$ 98,370
FED (3E5)	055-638	Anti-Drug Abuse	\$ 2,939,693	\$ 2,939,693
SSR (659)	055-641	Solid & Hazardous Waste Investigations	\$ 834,417	\$ 880,751
Total Criminal Justice Assistance Sub-Program funding			\$14,044,276	\$14,488,564

Implication of the Executive Recommendation: The executive budget provides two things. First, it generally adjusts the appropriation authority in each of the above-noted funding streams so that the Office of the Attorney General can deliver its current level of services in each of the next two fiscal years. Second, it provides additional GRF funding of \$400,079 in FY 2002 and \$2,400,067 in FY 2003 for various law enforcement-related initiatives, including: 1) the hiring of seven new staff for BCII to beef-up its investigative assistance to local law enforcement in processing felony crime scenes and prosecuting computer crimes; 2) the hiring of seven new staff to operate the law enforcement training facility currently under construction in Richfield; 3) the hiring of an additional assistant attorney general to handle federal death penalty appeals and requests for help with capital cases from county prosecutors; and 4) the creation of a Computer Crimes Task Force staffed with four assistant attorneys general. These new hires are summarized in the table below.

New Staff by Organizational Area	FY 2002	FY 2003
BCII Crime Scene Unit	0	3
BCII Computer Crimes Unit	0	4
POTA: New Richfield Facility	7	0
Capital Crimes Section	0	1
Computer Crimes Task Force	2	2
Total New Staff	9	10

Earmarking: None

Permanent and Temporary Law: Temporary law requires the Director of the Office of Budget and Management to transfer appropriation authority from GRF line item 055-321, Operating Expenses, to GRF line item 055-406, Community Police Match and Law Enforcement Assistance, when requested to do so by the Office of the Attorney General. Appropriation authority so transferred is to be used by the Office of the Attorney General to pay operating expenses and to provide grants to local law enforcement agencies and communities for the purpose of supporting law enforcement-related activities. Temporary law to this effect first appeared in the Office of the Attorney General's budget contained in Am. Sub. H.B. 283, the main appropriations act covering FYs 2000 and 2001.

AGENCY COUNSEL

Sub-Program Description: Although the Office of the Attorney General provides legal services to numerous state agencies, this sub-program captures the legal services reimbursement payments deposited into non-GRF funds that are traceable to work performed for the Ohio Civil Rights Commission, the Bureau of Workers’ Compensation, the Ohio Industrial Commission, and the part of the Department of Job and Family Services formerly known as the Ohio Bureau of Employment Services.

Funding Source: Agency reimbursement payments for legal services performed by various sections of the Office of the Attorney General; not depicted here is the GRF funding drawn from GRF line item 055-321, Operating Expenses, that supports the Civil Rights Section.

Line Items: The line items associated with the Agency Counsel sub-program area and their recommended funding levels are detailed in the table below.

Fund	ALI	Title	FY 2002	FY 2003
FED (381)	055-611	Civil Rights Legal Service	\$ 334,249	\$ 354,304
GSF (107)	055-624	Employment Services	\$1,211,307	\$1,284,396
GSF (195)	055-660	Workers' Compensation Section	\$7,343,128	\$7,769,628
Total Agency Counsel Sub-Program funding			\$8,888,684	\$9,408,328

Implication of the Executive Recommendation: The executive budget essentially provides a continuation level of funding in each fiscal year of the next biennium for the Office of the Attorney General’s Civil Rights, Employment Services, and Workers’ Compensation sections. Also provided under the executive budget, but not captured here, is additional GRF funding to allow for the hiring of a paralegal for the Civil Rights Section to lighten the workload and better assist the Ohio Civil Rights Commission.

Earmarking: None

Permanent and Temporary Law: Temporary law stipulates that Fund 195 will receive quarterly payments from the Bureau of Workers’ Compensation and the Ohio Industrial Commission to fund the legal services provided by the Office of the Attorney General to those two state agencies. The Bureau of Workers’ Compensation payments are supposed to include moneys for support of the Office of the Attorney General’s Workers’ Compensation Fraud Unit. Also included is a provision requiring that the Office of the Attorney, the Bureau of Workers’ Compensation, and the Ohio Industrial Commission mutually agree upon the amount of the quarterly payments.

VICTIM ASSISTANCE

Sub-Program Description: The Office of the Attorney General assists the victims of crime in two major ways. First, the Crime Victims Compensation Section investigates applications for compensation filed under Ohio's Crime Victims Compensation Law, a law that provides for payment to victims of violent crime to cover their economic losses. Upon completing the investigation, the office renders a decision and sends payment to the victim and/or the victim's providers. Second, the Crime Victims Assistance Office administers state and federal grants to local crime victim assistance programs.

Funding Source: 1) Court costs collected from individuals convicted of a misdemeanor or felony; and 2) federal formula grant.

Line Items: The line items associated with the Victim Assistance sub-program area and their recommended funding levels are detailed in the table below.

Fund	ALI	Title	FY 2002	FY 2003
SSR (417)	055-621	Domestic Violence Shelters	\$ 14,139	\$ 14,492
SSR (402)	055-616	Victims of Crime	\$26,144,763	\$27,933,893
FED (383)	055-634	Crime Victims Assistance	\$14,500,000	\$15,225,000
Total Victim Assistance Sub-Program funding			\$40,658,902	\$43,173,385

Implication of the Executive Recommendation: The executive budget fully funded the Office of the Attorney General's request to increase spending related to the Victims of Crime/Reparations Fund. Specifically provided was an additional \$1,000,000 in FY 2003 appropriation authority to pay for the enhanced benefits made available by Am. Sub. S.B. 153 of the 123rd General Assembly. In addition, another \$1,000,000 in appropriation authority was also recommended for each fiscal year of the next biennium for payments under the state's Sexual Assault Forensic Examination (SAFE) Program. This program reimburses hospitals and emergency medical facilities for medical examinations performed on sex offense victims. Also provided was additional appropriation authority that will permit the Office of the Attorney General to undertake a computer applications development project that, when completed, will make it possible to conduct victim assistance activities online (\$100,000 in FY 2002 and \$50,000 in FY 2003).

Earmarking: None

Permanent and Temporary Law: The executive budget contains permanent law that would exempt from Controlling Board oversight the reimbursement payments made to hospitals and emergency medical facilities under the state's Sexual Assault Forensic Examination (SAFE) program. Under current law, if the total reimbursement payments to a particular hospital or emergency medical facility will exceed \$49,999 in a given fiscal year, the Office of the Attorney General would need to go to the Controlling Board for a waiver of competitive selection in order to make those reimbursement payments. In each of FYs 2002 and 2003, the Office of the Attorney plans to allocate \$3.5 million for the purpose of reimbursing hospitals and emergency medical facilities statewide. The permanent law exemption proposed in the executive budget would presumably ease the administrative burden on the Office of the Attorney General related to tracking the amount of reimbursement payments going to each hospital and emergency medical facility, and then keeping an eye on the \$50,000 annual spending threshold that would trigger the need to seek

Controlling Board approval so that the reimbursement payments to certain hospitals and emergency medical facilities can continue uninterrupted.

REDISTRIBUTION FUNDS

Sub-Program Description: The Office of the Attorney General holds certain moneys as custodian or agent. All of these funds are distributed to individuals, corporations, private organizations, other state funds, or local governmental units. Revenues and disbursements for these line items are rather unpredictable. Generally, the appropriations for these line items reflect continuation funding or an estimate based on historical spending needs.

Funding Source: Primarily court-ordered judgments and settlements.

Line Items: The line items associated with the Redistribution Funds sub-program area and their recommended funding levels are detailed in the table below.

Fund	ALI	Title	FY 2002	FY 2003
090 (R42)	055-601	Organized Crime Commission Account	\$ 200,000	\$ 200,000
090 (R03)	055-629	Bingo License Refunds	\$ 5,200	\$ 5,200
090 (R18)	055-630	Consumer Frauds	\$ 750,000	\$ 750,000
090 (R04)	055-631	General Holding Account	\$ 275,000	\$ 275,000
090 (R05)	055-632	Antitrust Settlements	\$ 10,400	\$ 10,400
GSF (629)	055-636	Corrupt Activity Investigation & Prosecution	\$ 105,590	\$ 108,230
Total Redistribution Sub-program funding			\$1,346,190	\$1,348,830

Implication of the Executive Recommendation: The accounts in this sub-program consist of moneys held by the Office of the Attorney General as custodian or agent. All of the moneys are distributed to individuals, corporations, private organizations, other state funds, or local government units. Revenues and disbursements from these accounts are unpredictable. Generally the executive-recommended appropriations reflect continuation funding or are based on historical spending needs.

Earmarking: None

Permanent and Temporary Law: Temporary law reiterates that the proceeds, fines, and penalties deposited to the credit of the Corrupt Activity Investigation and Prosecution Fund (Fund 629) be disposed of as provided for under current law (section 2923.35 of the Revised Code). The temporary law also allows for an automatic increase in the fund's appropriation authority if necessary, without the need of any other legislative action or Controlling Board approval.

EDUCATION

Sub-Program Description: Although the Office of the Attorney General is charged with performing numerous education-related functions, the Education sub-program captures the two line items that exclusively finance education activities.

Funding Source: 1) GRF; and 2) \$75 of \$425 driver’s license reinstatement fee.

Line Items: The two line items exclusively associated with the Education sub-program area and their recommended funding levels are detailed in the table below.

Fund	ALI	Title	FY 2002	FY 2003
GRF	055-405	Law-Related Education	\$ 199,790	\$ 204,785
SSR (4L6)	055-606	DARE	\$3,830,137	\$3,927,962
Total Education Sub-Program funding			\$4,029,927	\$4,132,747

Implication of the Executive Recommendation: The executive budget essentially provides a continuation level of funding in each fiscal year of the next biennium for the subsidy that is distributed to the Ohio Center for Law-Related Education, as well as for grants that are disbursed to law enforcement in support of their the Drug Abuse Resistance Education (DARE) programs in public schools.

Earmarking: Temporary law instructs the Office of the Attorney General to distribute the funds appropriated to GRF line item 055-405, Law-Related Education, directly to the Ohio Center for Law-Related Education for the purposes of providing continuing citizenship education activities to primary and secondary students and accessing additional public and private money for new programs. This amounts to \$199,790 in FY 2002 and \$204,785 in FY 2003. This GRF line item and temporary law first appeared in Am. Sub. H.B. 298 of the 119th General Assembly, the main appropriations act covering FYs 1992 and 1993. An analogous GRF line item and related temporary law are part of The Judiciary/Supreme Court budget (line item 005-406, Law-Related Education, with recommended appropriations of \$209,169 in FY 2002 and \$215,449 in FY 2003).

Permanent and Temporary Law: None

PERMANENT AND TEMPORARY LAW

This section of our analysis describes the permanent and temporary law provisions contained in the executive budget that will directly affect the Office of the Attorney General.

Permanent Law Provisions

SAFE Exemption (ORC 2907.28)

The executive budget contains permanent law that would exempt from Controlling Board oversight the reimbursement payments made to hospitals and emergency medical facilities under the state's Sexual Assault Forensic Examination (SAFE) program. Under current law, if the total reimbursement payments to a particular hospital or emergency medical facility will exceed \$49,999 in a given fiscal year, the Office of the Attorney General would need to go to the Controlling Board for a waiver of competitive selection in order to make those reimbursement payments. In each of FYs 2002 and 2003, the Office of the Attorney plans to allocate \$3.5 million for the purpose of reimbursing hospitals and emergency medical facilities statewide. The permanent law exemption proposed in the executive budget would presumably ease the administrative burden on the Office of the Attorney General related to tracking the amount of reimbursement payments going to each hospital and emergency medical facility and the keeping an eye on the \$50,000 annual spending threshold that would trigger the need to seek Controlling Board approval so that the reimbursement payments to certain hospitals and emergency medical facilities can continue uninterrupted.

As a part of Am. Sub. S.B. 153 of the 123rd General Assembly, the program was created to pay for forensic examinations performed on sexual assault victims. Under the program, hospitals and emergency medical facilities that agree to follow a specific protocol for examining a victim are reimbursed for the costs of the medical examination, including antibiotics. The Office of the Attorney General in conjunction with the Department of Health developed the protocol. The Office of the Attorney General makes payments from the Victims of Crime/Reparations Fund (Fund 402) that reimburse hospitals and emergency medical facilities at the rate of \$500 per examination.

Temporary Law Provisions

Law-Related Education (GRF line item 055-405)

Temporary law instructs the Office of the Attorney General to distribute the funds appropriated to GRF line item 055-405, Law-Related Education, directly to the Ohio Center for Law-Related Education for the purposes of providing continuing citizenship education activities to primary and secondary students and accessing additional public and private money for new programs. This amounts to \$199,790 in FY 2002 and \$204,785 in FY 2003. This GRF line item and temporary law first appeared in Am. Sub. H.B. 298 of the 119th General Assembly, the main appropriations act covering FYs 1992 and 1993. An analogous GRF line item and related temporary law are part of The Judiciary/Supreme Court budget (line item 005-406, Law-Related Education, with recommended appropriations of \$209,169 in FY 2002 and \$215,449 in FY 2003).

The Ohio Center for Law-Related Education is a nonprofit organization that delivers a variety of law-related and citizenship education services — both programs and materials — to teachers and students of primary and secondary schools, and draws its financial support from a mix of public and private sources. Its major statewide efforts include the Ohio Mock Trial Program, the Ohio Government in Action Project, and the Youth for Justice Summit, as well as an annual statewide law and citizenship conference.

Workers' Compensation Section (Fund 195)

Temporary law stipulates that Fund 195 will receive quarterly payments from the Bureau of Workers' Compensation and the Ohio Industrial Commission to fund the legal services provided by the Office of the Attorney General to those two state agencies. The Bureau of Workers' Compensation payments are supposed to include moneys for support of the Office of the Attorney General's Workers' Compensation Fraud Unit. Also included is a provision requiring that the Office of the Attorney, the Bureau of Workers' Compensation, and the Ohio Industrial Commission mutually agree upon the amount of the quarterly payments.

Corrupt Activity Investigation and Prosecution (Fund 629)

Temporary law reiterates that the proceeds, fines, and penalties deposited to the credit of the Corrupt Activity Investigation and Prosecution Fund (Fund 629) be disposed of as provided for under current law (section 2923.35 of the Revised Code). The temporary law also allows for an automatic increase in the fund's appropriation authority if necessary, without the need of any other legislative action or Controlling Board approval.

Community Police Match and Enforcement Assistance (GRF Transfers)

Temporary law requires the Director of the Office of Budget and Management to transfer appropriation authority from GRF line item 055-321, Operating Expenses, to GRF line item 055-406, Community Police Match and Law Enforcement Assistance, when requested to do so by the Office of the Attorney General. Appropriation authority so transferred is to be used by the Office of the Attorney General to pay operating expenses and to provide grants to local law enforcement agencies and communities for the purpose of supporting law enforcement-related activities. Temporary law to this effect first appeared in the Office of the Attorney General's budget contained in Am. Sub. H.B. 283, the main appropriations act covering FYs 2000 and 2001.

REQUESTS NOT FUNDED

The executive budget fully funded the Office of the Attorney General's biennial budget request, which included increased funding to:

- hire 19 new law enforcement-related personnel over the biennium and cover related maintenance and equipment costs (GRF funding of \$400,079 in FY 2002 and \$2,400,067 in FY 2003);
- hire two new internal auditors and one paralegal (GRF funding of \$126,618 in FY 2002 and \$176,564 in FY 2003);
- hire one investigator and one account clerk for the Charitable Foundations Section (GSF funding of \$228,673 in FY 2002 and \$196,780 in FY 2003); and
- make reimbursement payments to hospitals and emergency medical facilities under the state's Sexual Assault Forensic Examination Program, cover enhanced benefits available under the state's Victims of Crime Compensation Program, and support development of an on-line capability to support victims assistance activities (SSR funding of \$1,100,000 in FY 2002 and \$2,075,000 in FY 2003).

Thus, there were no budget requests submitted by the Office of the Attorney that were not funded under the executive budget.

LSC Budget Spreadsheet by Line Item, FY 2002 - FY 2003

<i>Fund ALI ALI Title</i>	<i>Revised Estimated 2001</i>	<i>As Introduced 2002</i>	<i>House Sub Bill 2002</i>	<i>% Change Est. 2001 to House 2002</i>	<i>As Introduced 2003</i>	<i>House Sub Bill 2003</i>	<i>% Change House 2002 to House 2003</i>
AGO Attorney General							
GRF 055-321 Operating Expenses	\$56,537,434	\$ 62,201,311	\$ 59,120,482	4.6%	\$ 68,110,445	\$ 61,775,856	4.5%
GRF 055-405 Law-Related Education	\$195,489	\$ 199,790	\$ 199,790	2.2%	\$ 204,785	\$ 204,785	2.5%
GRF 055-406 Community Police Match/Law Enforcement Assistance	\$2,961,839	\$ 3,013,464	\$ 3,013,464	1.7%	\$ 3,111,336	\$ 3,111,336	3.2%
GRF 055-411 County Sheriffs	\$600,718	\$ 620,506	\$ 620,506	3.3%	\$ 636,019	\$ 636,019	2.5%
GRF 055-415 County Prosecutors	\$503,249	\$ 520,084	\$ 520,084	3.3%	\$ 533,086	\$ 533,086	2.5%
General Revenue Fund Total	\$ 60,798,729	\$ 66,555,155	\$ 63,474,326	4.4%	\$ 72,595,671	\$ 66,261,082	4.4%
106 055-612 General Reimbursement	\$14,010,180	\$ 14,997,546	\$ 14,997,546	7.0%	\$ 15,786,163	\$ 15,786,163	5.3%
107 055-624 Employment Services	\$1,116,469	\$ 1,211,307	\$ 1,211,307	8.5%	\$ 1,284,396	\$ 1,284,396	6.0%
195 055-660 Workers' Compensation Section	\$6,794,833	\$ 7,343,128	\$ 7,343,128	8.1%	\$ 7,769,628	\$ 7,769,628	5.8%
418 055-615 Charitable Foundations	\$2,302,958	\$ 1,841,113	\$ 1,841,113	-20.1%	\$ 1,899,066	\$ 1,899,066	3.1%
420 055-603 Attorney General Antitrust	\$426,184	\$ 435,560	\$ 435,560	2.2%	\$ 446,449	\$ 446,449	2.5%
421 055-617 Police Officers' Training Academy Fee	\$1,062,272	\$ 1,134,861	\$ 1,134,861	6.8%	\$ 1,193,213	\$ 1,193,213	5.1%
4Y7 055-608 Title Defect Recision	\$807,141	\$ 840,260	\$ 840,260	4.1%	\$ 870,623	\$ 870,623	3.6%
4Z2 055-609 BCI Asset Forfeiture/Cost Reimbursement	\$317,034	\$ 324,009	\$ 324,009	2.2%	\$ 332,109	\$ 332,109	2.5%
590 055-633 Peace Officer Private Security Fund	\$90,790	\$ 94,784	\$ 94,784	4.4%	\$ 98,370	\$ 98,370	3.8%
5A9 055-618 Telemarketing Fraud Enforcement	\$50,000	\$ 51,100	\$ 51,100	2.2%	\$ 52,378	\$ 52,378	2.5%
629 055-636 Corrupt Activity Investigation and Prosecution	\$103,317	\$ 105,590	\$ 105,590	2.2%	\$ 108,230	\$ 108,230	2.5%
631 055-637 Consumer Protection Enforcement	\$1,603,555	\$ 1,254,020	\$ 1,254,020	-21.8%	\$ 1,373,832	\$ 1,373,832	9.6%
General Services Fund Group Total	\$ 28,684,733	\$ 29,633,278	\$ 29,633,278	3.3%	\$ 31,214,457	\$ 31,214,457	5.3%
306 055-620 Medicaid Fraud Control	\$2,515,772	\$ 2,633,348	\$ 2,633,348	4.7%	\$ 2,765,015	\$ 2,765,015	5.0%
381 055-611 Civil Rights Legal Service	\$315,329	\$ 334,249	\$ 334,249	6.0%	\$ 354,304	\$ 354,304	6.0%
383 055-634 Crime Victims Assistance	\$13,000,000	\$ 14,500,000	\$ 14,500,000	11.5%	\$ 15,225,000	\$ 15,225,000	5.0%
3E5 055-638 Anti-Drug Abuse	\$4,276,697	\$ 2,939,693	\$ 2,939,693	-31.3%	\$ 2,939,693	\$ 2,939,693	0.0%
3R6 055-613 Attorney General Federal Funds	\$2,330,700	\$ 1,929,110	\$ 1,929,110	-17.2%	\$ 1,998,972	\$ 1,998,972	3.6%
Federal Special Revenue Fund Group Total	\$ 22,438,498	\$ 22,336,400	\$ 22,336,400	-0.5%	\$ 23,282,984	\$ 23,282,984	4.2%
108 055-622 Crime Victims Compensation	\$0	\$ 0	\$ 0	N/A	\$ 0	\$ 0	N/A

LSC Budget Spreadsheet by Line Item, FY 2002 - FY 2003

<i>Fund ALI ALI Title</i>	Revised Estimated 2001	As Introduced 2002	House Sub Bill 2002	% Change Est. 2001 to House 2002	As Introduced 2003	House Sub Bill 2003	% Change House 2002 to House 2003
AGO Attorney General							
176 055-625 Victims Assistance Office	\$0	\$ 0	\$ 0	N/A	\$ 0	\$ 0	N/A
177 055-626 Victims Assistance Programs	\$9,783	\$ 0	\$ 0	-100.0%	\$ 0	\$ 0	N/A
402 055-616 Victims of Crime	\$24,203,622	\$ 26,144,763	\$ 26,144,763	8.0%	\$ 27,933,893	\$ 27,933,893	6.8%
417 055-621 Domestic Violence Shelter	\$13,835	\$ 14,139	\$ 14,139	2.2%	\$ 14,492	\$ 14,492	2.5%
419 055-623 Claims Section	\$13,500,000	\$ 14,017,852	\$ 14,017,852	3.8%	\$ 14,749,954	\$ 14,749,954	5.2%
4L6 055-606 Drug Abuse Resistance Education (DARE) Programs	\$3,744,361	\$ 3,830,137	\$ 3,830,137	2.3%	\$ 3,927,962	\$ 3,927,962	2.6%
659 055-641 Sol/Haz Waste Bkgrnd Investigations	\$775,535	\$ 834,417	\$ 834,417	7.6%	\$ 880,751	\$ 880,751	5.6%
State Special Revenue Fund Group Total	\$ 42,247,136	\$ 44,841,308	\$ 44,841,308	6.1%	\$ 47,507,052	\$ 47,507,052	5.9%
674 055-643 Asbestos Abatement Distribution	\$0	\$ 0	\$ 0	N/A	\$ 0	\$ 0	N/A
Agency Fund Group Total	\$ 0	\$ 0	\$ 0	N/A	\$ 0	\$ 0	N/A
R03 055-629 Bingo Licence Refunds	\$5,200	\$ 5,200	\$ 5,200	0.0%	\$ 5,200	\$ 5,200	0.0%
R04 055-631 General Holding Account	\$275,000	\$ 275,000	\$ 275,000	0.0%	\$ 275,000	\$ 275,000	0.0%
R05 055-632 Antitrust Settlements	\$10,400	\$ 10,400	\$ 10,400	0.0%	\$ 10,400	\$ 10,400	0.0%
R18 055-630 Consumer Frauds	\$7,579,955	\$ 750,000	\$ 750,000	-90.1%	\$ 750,000	\$ 750,000	0.0%
R42 055-601 Organized Crime Investigation Commission	\$200,000	\$ 200,000	\$ 200,000	0.0%	\$ 200,000	\$ 200,000	0.0%
Holding Account Redistribution Fund Group Total	\$ 8,070,555	\$ 1,240,600	\$ 1,240,600	-84.6%	\$ 1,240,600	\$ 1,240,600	0.0%
Total All Budget Fund Groups	\$ 162,239,651	\$ 164,606,741	\$ 161,525,912	-0.4%	\$ 175,840,764	\$ 169,506,175	4.9%

LSC Budget Spreadsheet by Line Item, FY 2002 - FY 2003

<i>Fund</i>	<i>ALI</i>	<i>ALI Title</i>	<i>2000</i>	<i>Estimated 2001</i>	<i>Executive 2002</i>	<i>% Change 2001 to 2002</i>	<i>Executive 2003</i>	<i>% Change 2002 to 2003</i>
AGO Attorney General								
GRF	055-321	Operating Expenses	\$ 52,924,131	\$56,845,412	\$ 62,201,311	9.4%	\$ 68,110,445	9.5%
GRF	055-405	Law-Related Education	\$ 190,164	\$195,489	\$ 199,790	2.2%	\$ 204,785	2.5%
GRF	055-406	Community Police Match/Law Enforcement Assista	\$ 3,261,208	\$3,256,839	\$ 3,013,464	-7.5%	\$ 3,111,336	3.2%
GRF	055-411	County Sheriffs	\$ 589,654	\$607,149	\$ 620,506	2.2%	\$ 636,019	2.5%
GRF	055-415	County Prosecutors	\$ 495,027	\$508,888	\$ 520,084	2.2%	\$ 533,086	2.5%
General Revenue Fund Total			\$ 57,460,184	\$ 61,413,777	\$ 66,555,155	8.4%	\$ 72,595,671	9.1%
106	055-612	General Reimbursement	\$ 12,536,124	\$14,010,180	\$ 14,997,546	7.0%	\$ 15,786,163	5.3%
107	055-624	Employment Services	\$ 927,862	\$1,116,469	\$ 1,211,307	8.5%	\$ 1,284,396	6.0%
195	055-660	Workers' Compensation Section	\$ 6,506,920	\$6,794,833	\$ 7,343,128	8.1%	\$ 7,769,628	5.8%
418	055-615	Charitable Foundations	\$ 1,359,769	\$2,302,958	\$ 1,841,113	-20.1%	\$ 1,899,066	3.1%
420	055-603	Attorney General Antitrust	\$ 150,783	\$426,184	\$ 435,560	2.2%	\$ 446,449	2.5%
421	055-617	Police Officers' Training Academy Fee	\$ 1,035,437	\$1,062,272	\$ 1,134,861	6.8%	\$ 1,193,213	5.1%
4Y7	055-608	Title Defect Recision	\$ 78,244	\$807,141	\$ 840,260	4.1%	\$ 870,623	3.6%
4Z2	055-609	BCI Asset Forfeiture/Cost Reimbursement	\$ 396,946	\$317,034	\$ 324,009	2.2%	\$ 332,109	2.5%
590	055-633	Peace Officer Private Security Fund	\$ 63,439	\$90,790	\$ 94,784	4.4%	\$ 98,370	3.8%
5A9	055-618	Telemarketing Fraud Enforcement	\$ 0	\$50,000	\$ 51,100	2.2%	\$ 52,378	2.5%
629	055-636	Corrupt Activity Investigation and Prosecution	\$ 0	\$103,317	\$ 105,590	2.2%	\$ 108,230	2.5%
631	055-637	Consumer Protection Enforcement	\$ 1,510,139	\$1,603,555	\$ 1,254,020	-21.8%	\$ 1,373,832	9.6%
General Services Fund Group Total			\$ 24,565,663	\$ 28,684,733	\$ 29,633,278	3.3%	\$ 31,214,457	5.3%
306	055-620	Medicaid Fraud Control	\$ 2,255,827	\$2,515,772	\$ 2,633,348	4.7%	\$ 2,765,015	5.0%
381	055-611	Civil Rights Legal Service	\$ 313,572	\$315,329	\$ 334,249	6.0%	\$ 354,304	6.0%
383	055-634	Crime Victims Assistance	\$ 12,914,460	\$13,000,000	\$ 14,500,000	11.5%	\$ 15,225,000	5.0%
3E5	055-638	Anti-Drug Abuse	\$ 3,219,041	\$4,276,697	\$ 2,939,693	-31.3%	\$ 2,939,693	0.0%
3R6	055-613	Attorney General Federal Funds	\$ 306,921	\$2,330,700	\$ 1,929,110	-17.2%	\$ 1,998,972	3.6%
Federal Special Revenue Fund Group Total			\$ 19,009,821	\$ 22,438,498	\$ 22,336,400	-0.5%	\$ 23,282,984	4.2%
108	055-622	Crime Victims Compensation	\$ 4,515,067	\$0	\$ 0	N/A	\$ 0	N/A
176	055-625	Victims Assistance Office	\$ 389,139	\$0	\$ 0	N/A	\$ 0	N/A

LSC Budget Spreadsheet by Line Item, FY 2002 - FY 2003

Fund	ALI	ALI Title	2000	Estimated 2001	Executive 2002	% Change 2001 to 2002	Executive 2003	% Change 2002 to 2003
AGO Attorney General								
177	055-626	Victims Assistance Programs	\$ 1,741,000	\$9,783	\$ 0	-100.0%	\$ 0	N/A
402	055-616	Victims of Crime	----	\$24,203,622	\$ 26,144,763	8.0%	\$ 27,933,893	6.8%
417	055-621	Domestic Violence Shelter	\$ 0	\$13,835	\$ 14,139	2.2%	\$ 14,492	2.5%
419	055-623	Claims Section	\$ 13,135,224	\$13,500,000	\$ 14,017,852	3.8%	\$ 14,749,954	5.2%
4L6	055-606	Drug Abuse Resistance Education (DARE) Program	\$ 3,146,165	\$3,744,361	\$ 3,830,137	2.3%	\$ 3,927,962	2.6%
659	055-641	Sol/Haz Waste Bkgrnd Investigations	\$ 629,463	\$775,535	\$ 834,417	7.6%	\$ 880,751	5.6%
State Special Revenue Fund Group Total			\$ 23,556,058	\$ 42,247,136	\$ 44,841,308	6.1%	\$ 47,507,052	5.9%
674	055-643	Asbestos Abatement Distribution	\$ 87,708	\$0	\$ 0	N/A	\$ 0	N/A
Agency Fund Group Total			\$ 87,708	\$ 0	\$ 0	N/A	\$ 0	N/A
R03	055-629	Bingo Licence Refunds	\$ 950	\$5,200	\$ 5,200	0.0%	\$ 5,200	0.0%
R04	055-631	General Holding Account	\$ 1,147,955	\$275,000	\$ 275,000	0.0%	\$ 275,000	0.0%
R05	055-632	Antitrust Settlements	\$ 0	\$10,400	\$ 10,400	0.0%	\$ 10,400	0.0%
R18	055-630	Consumer Frauds	\$ 326,310	\$7,579,955	\$ 750,000	-90.1%	\$ 750,000	0.0%
R42	055-601	Organized Crime Investigation Commission	\$ 200,000	\$200,000	\$ 200,000	0.0%	\$ 200,000	0.0%
Holding Account Redistribution Fund Group Total			\$ 1,675,215	\$ 8,070,555	\$ 1,240,600	-84.6%	\$ 1,240,600	0.0%
Total All Budget Fund Groups			\$ 126,354,649	\$ 162,854,699	\$ 164,606,741	1.1%	\$ 175,840,764	6.8%

General Revenue Fund

GRF 055-321 Operating Expenses

1998	1999	2000	2001 Estimate	2002 Executive Proposal	2003 Executive Proposal
\$45,255,231	\$47,936,849	\$52,924,131	\$56,845,412	\$62,201,311	\$68,110,445
	5.9%	10.4%	7.4%	9.4%	9.5%

Source: GRF

Legal Basis: originally established by Am. Sub. H.B. 204 of the 113th G.A., the main appropriations act covering FYs 1980 and 1981.

Purpose: This line item provides funds that help the Office of the Attorney General cover payroll, personal services contract, maintenance, and equipment costs.

GRF 055-405 Law-Related Education

1998	1999	2000	2001 Estimate	2002 Executive Proposal	2003 Executive Proposal
\$180,472	\$184,984	\$190,164	\$195,489	\$199,790	\$204,785
	2.5%	2.8%	2.8%	2.2%	2.5%

Source: GRF

Legal Basis: originally established by Am. Sub. H.B. 298 of the 119th G.A., the main appropriations act covering FYs 1992 and 1993.

Purpose: Temporary law contained in all of the main appropriation acts since the 119th General Assembly requires the funds appropriated to this GRF special purpose account "...be distributed directly to the Ohio Center for Law-Related Education for the purposes of providing continuing citizenship education activities to primary and secondary students and accessing additional public and private money for new programs." An analogous GRF special purpose account and related temporary law are part of The Judiciary/Supreme Court budget (line item 005-406, Law-Related Education).

The Ohio Center for Law-Related Education is a non-profit, nonpartisan organization sponsored by the Supreme Court of Ohio, the Office of the Attorney General, the Ohio State Bar Association, and the American Civil Liberties Union of Ohio Foundation. The center delivers a variety of law-related education services (programs and materials) to students and teachers of primary and secondary schools, and draws its financial support from a mix of public and private sources. Its major statewide efforts include the Ohio Mock Trial Program and the Ohio Government in Action Project.

GRF 055-406 Community Police Match/Law Enforcement Assistance

1998	1999	2000	2001 Estimate	2002 Executive Proposal	2003 Executive Proposal
\$2,783,656	\$3,136,322	\$3,261,208	\$3,256,839	\$3,013,464	\$3,111,336
	12.7%	4.0%	-0.1%	-7.5%	3.2%

Source: GRF

Legal Basis: originally established by Controlling Board on June 5, 1995.

Purpose: Pursuant to temporary law, this GRF special purpose account is to be used to pay of operating expenses of the Office of the Attorney General and to provide grants to local law enforcement agencies and communities for the purpose of supporting law enforcement-related activities.

The original purpose of this special purpose account was to award grants that assisted counties, municipalities, townships, and state-assisted or state-supported institutions of higher education in satisfying the 25 percent matching requirement for the draw down of federal funds used to hire additional law enforcement officers under the Community Oriented Policing (COPS) program. Moneys for this purpose first appeared in the Controlling Board’s budget (GRF line item 911-422, Community Police Officers) that were eventually transferred to the Office of the Attorney General, which actually controlled its distribution.

Am. Sub. H.B. 215 of the 122nd General Assembly, the main appropriations act covering FYs 1998 and 1999, changed the name of this special purpose account from Community Police Match to Community Police Match & Law Enforcement Assistance for the purpose of expanding the moneys purposes to allow grants to local law enforcement for the improvement of technology and equipment, and to provide support for the Office of the Attorney General's organized crime investigations. No FY 2000 and FY 2001 appropriations were included in Am. Sub. H.B. 283 of the 123rd General Assembly, although temporary law was included permitting the transfer of appropriation authority from the Office of the Attorney General's GRF line item 055-321, Operating Expenses, to this special purpose account.

GRF 055-411 County Sheriffs

1998	1999	2000	2001 Estimate	2002 Executive Proposal	2003 Executive Proposal
\$549,525	\$572,973	\$589,654	\$607,149	\$620,506	\$636,019
	4.3%	2.9%	3.0%	2.2%	2.5%

Source: GRF

Legal Basis: ORC 325.06(C) (originally established by Am. Sub. H.B. 408 of the 121st G.A., an act that increased the compensation of elected officials.)

Purpose: The moneys in the GRF special purpose account are for the purpose of supplementing the annual compensation of county sheriffs. Under the Revised Code, in addition to the annual compensation that a county sheriff receives under ORC 325.06 for performing the duties of sheriff prescribed by law, each county sheriff, in consideration of the impact of Am. Sub. S.B. 2 of the 121st General Assembly on the workload of the county sheriff, receives an additional amount equal to one-eighth of the annual compensation that the county sheriff receives under ORC 325.06. The supplemental compensation is payable from the county treasury every two weeks if adequate funds have been appropriated for the purpose by the General Assembly.

The Office of the Attorney General is required to certify the adequacy of such funds to the fiscal officer of each county. Semiannually, the fiscal office of each county must then certify to the Office of the Attorney General the amount of supplemental compensation paid, including the related amount of county contributions made to the sheriff's retirement plan and county payments to the federal government for Medicare Part A. After determining the accuracy of the amount certified, the Office of the Attorney General must reimburse the county for the amount.

GRF 055-415 County Prosecutors

1998	1999	2000	2001 Estimate	2002 Executive Proposal	2003 Executive Proposal
\$467,621	\$481,544	\$495,027	\$508,888	\$520,084	\$533,086
	3.0%	2.8%	2.8%	2.2%	2.5%

Source: GRF

Legal Basis: ORC 325.111 (originally established by Am. Sub. H.B. 408 of the 121st G.A., an act that increased the compensation of elected officials.)

Purpose: The moneys in the GRF special purpose account are for the purpose of supplementing the annual compensation of certain county prosecutors. Current law allows the prosecuting attorney of a county with a population of 70,000 or less the same opportunity to elect not to engage in private practice that the prosecuting attorney in a larger county has, and to be paid accordingly. The salary and the amount for expenses that a prosecuting attorney who elects not to engage in private practice receives are substantially greater than the salary and amount for expenses that a prosecuting attorney who elects to engage in private practice.

Current law requires that the state pay additional compensation to a prosecuting attorney of a county with a population of 70,000 or less who elects not to engage in the private practice of law. The payment equals 40 percent of the difference between the prosecuting attorney's compensation under the salary schedule and what the compensation would be if the prosecuting attorney did engage in the private practice of law. The state payment is in the form of a reimbursement to the county for paying the compensation to the prosecuting attorney. The Office of the Attorney General must make the payments on a semiannual basis, and the payment is to include the county's retirement contribution and Medicare Part A payments related to the prosecutor's additional compensation. The county fiscal officer must deposit the state payments in the county treasury.

General Services Fund Group

106 055-612 General Reimbursement

1998	1999	2000	2001 Estimate	2002 Executive Proposal	2003 Executive Proposal
\$9,542,661	\$11,202,501	\$12,536,124	\$14,010,180	\$14,997,546	\$15,786,163
	17.4%	11.9%	11.8%	7.0%	5.3%

Source: GSF: (1) reimbursement payments for legal services rendered to state agencies; (2) civilian record check fees charged by the Bureau of Criminal Identification and Investigation (BCII) to political subdivisions, private businesses, school districts, and other state agencies (a \$15 fee from which law enforcement agencies are exempted); and (3) court-ordered reimbursements for legal and investigative costs; various provisions in ORC 109.57 permit the superintendent of BCII to "charge a reasonable fee" for providing criminal records checks.

Legal Basis: ORC 109.11 (originally established by Controlling Board on August 25, 1972.)

Purpose: All moneys in the fund are used principally to cover the payroll expenses of attorneys who provide legal services to other state agencies and to support operating expenses of the Bureau of Criminal Identification and Investigation (BCII).

107 055-624 Employment Services

1998	1999	2000	2001 Estimate	2002 Executive Proposal	2003 Executive Proposal
\$922,366	\$931,836	\$927,862	\$1,116,469	\$1,211,307	\$1,284,396
	1.0%	-0.4%	20.3%	8.5%	6.0%

Source: GSF: payments pursuant to a contract between the Office of the Attorney General and the Department of Job & Family Services (originated as a contract with Ohio Bureau of Employment Services prior to its merger with the Department of Human Services.)

Legal Basis: originally established by Controlling Board on August 1, 1983.

Purpose: All moneys in the fund support operation of the Office of the Attorney General's Employment Services Section, which handles unemployment compensation collection and litigation matters.

195 055-660 Workers' Compensation Section

1998	1999	2000	2001 Estimate	2002 Executive Proposal	2003 Executive Proposal
\$5,585,625	\$5,689,987	\$6,506,920	\$6,794,833	\$7,343,128	\$7,769,628
	1.9%	14.4%	4.4%	8.1%	5.8%

Source: GSF: payments at the beginning of each quarter of each fiscal year from the Bureau of Workers' Compensation (BWC) and the Ohio Industrial Commission (OIC).

Legal Basis: originally established by Am. Sub. H.B. 171 of the 117th G.A., the main appropriations act covering FYs 1988 and 1989.

Purpose: The moneys in the fund are used to cover costs incurred by the Office of the Attorney General's Workers' Compensation Section in providing legal counsel and representation to BWC and OIC during the ensuing quarter. Starting with FY 1994, revenue from BWC increased to cover a fraud unit that was created pursuant to Am. Sub. H.B. 107 of the 120th General Assembly.

418 055-615 Charitable Foundations

1998	1999	2000	2001 Estimate	2002 Executive Proposal	2003 Executive Proposal
\$1,277,552	\$1,238,396	\$1,359,769	\$2,302,958	\$1,841,113	\$1,899,066
	-3.1%	9.8%	69.4%	-20.1%	3.1%

Source: GSF: (1) annual financial reporting fees charged to charitable trusts, which range from \$0 to \$200, and are based on the size of the charitable trust's assets; (2) proceeds obtained from the sale of the charitable foundations directory; (3) annual registration fees assessed charitable organizations, which are based on total annual contributions; (4) annual registration fees paid by fund-raising counsel and professional solicitors; (5) forfeited bonds of fund-raisers and professional solicitors; (6) court awards of costs and attorney's fees; and (7) civil penalties assessed under Chapter 1716. of the Revised Code.

Legal Basis: ORC 109.32 (originally established by Am. H.B. 347 of the 111th G.A.; amended by Am. Sub. H.B. 486 of the 118th G.A.)

Purpose: The moneys in the fund support expenses of the Office of the Attorney General's Charitable Foundation Section, which regulates charities operating in the state and licenses charitable bingo games. The expenses of the section in excess of moneys available in this fund are paid out of GRF line item 055-321, Operating Expenses.

420 055-603 Attorney General Antitrust

1998	1999	2000	2001 Estimate	2002 Executive Proposal	2003 Executive Proposal
\$221,960	\$229,458	\$150,783	\$426,184	\$435,560	\$446,449
	3.4%	-34.3%	182.6%	2.2%	2.5%

Source: GSF: ten percent of all antitrust recoveries obtained by the Office of the Attorney General from settlements or court judgements; all related civil penalties, attorney's fees, and reimbursements of investigative, litigation, or expert witness costs.

Legal Basis: ORC 109.82 (originally established by Controlling Board on February 25, 1972.)

Purpose: The moneys in the fund are used solely for expenses of the Office of the Attorney General's Antitrust Section, which enforces state and federal antitrust laws. The expenses of the section in excess of the moneys available in the fund are paid out of the GRF line item 055-321, Operating Expenses.

421 055-617 Police Officers' Training Academy Fee

1998	1999	2000	2001 Estimate	2002 Executive Proposal	2003 Executive Proposal
\$955,150	\$980,292	\$1,035,437	\$1,062,272	\$1,134,861	\$1,193,213
	2.6%	5.6%	2.6%	6.8%	5.1%

Source: GSF: tuition charged to state and local law enforcement officers (or their departments) for various law enforcement training programs operated by the Ohio Peace Officer Training Academy (POTA).

Legal Basis: originally established by Controlling Board on November 14, 1975.

Purpose: The moneys in the fund partially cover POTA's cost of operating each training program, with the remainder drawn from GRF line item 055-321, Operating Expenses.

4Y7 055-608 Title Defect Recision

1998	1999	2000	2001 Estimate	2002 Executive Proposal	2003 Executive Proposal
\$38,508	\$62,705	\$78,244	\$807,141	\$840,260	\$870,623
	62.8%	24.8%	931.6%	4.1%	3.6%

Source: GSF: (1) \$150 annual fee collected from licensed motor vehicle dealers until the balance in the fund reaches \$300,000; (2) the proceeds of all sales conducted and collections obtained by the Office of the Attorney General under ORC 4505.181(D); and (3) any recovered obtained by the Office of the Attorney General in actions filed under ORC 1345.07 for violations of ORC 4505.181.

Legal Basis: ORC 1345.52 (originally established by Am. Sub. S.B. 182 of the 121st G.A.)

Purpose: The moneys in the fund are used solely for maintaining and administering the fund, providing restitution pursuant to section 4505.181(D) of the Revised Code to retail purchasers of motor vehicles who suffer damages due to failure of a motor vehicle dealer or person acting on behalf of such a dealer to comply with that section, and pursuit of deficiencies in the fund caused by the failure of motor vehicle dealers to comply with divisions (A), (B), and (G) of section 4505.181 of the Revised Code.

4Z2 055-609 BCI Asset Forfeiture/Cost Reimbursement

1998	1999	2000	2001 Estimate	2002 Executive Proposal	2003 Executive Proposal
\$122,248	\$226,356	\$396,946	\$317,034	\$324,009	\$332,109
	85.2%	75.4%	-20.1%	2.2%	2.5%

Source: GSF: (1) moneys awarded to the Bureau of Criminal Identification and Investigation (BCII) as a result of shared federal asset forfeiture; and (2) state and local moneys designated as restitution for reimbursement of the costs of investigations.

Legal Basis: originally established by Controlling Board on January 13, 1997.

Purpose: The moneys in the fund are used primarily for BCII maintenance and equipment costs. Prior to FY 1998, these moneys were deposited to Fund 106, General Reimbursement. The separation these BCII asset forfeiture and investigative cost reimbursement moneys from Fund 106's revenue stream allows for better tracking of these moneys and complies with federal guidelines requiring that asset forfeitures be accounted for separately.

590 055-633 Peace Officer Private Security Fund

1998	1999	2000	2001 Estimate	2002 Executive Proposal	2003 Executive Proposal
\$53,224	\$70,938	\$63,439	\$90,790	\$94,784	\$98,370
	33.3%	-10.6%	43.1%	4.4%	3.8%

Source: GSF: fees paid to the Ohio Peace Officer Training Commission by: (1) applicants for approval of a private police training program (\$125), a basic firearms training program (\$100), or a firearms requalification training program or instructor (\$50); (2) persons who satisfactorily complete a private police training program (\$15) or a basic firearms training program (\$10); and (3) persons who satisfactorily requalify in firearms use (a \$5 fee required under ORC 4749.10).

Legal Basis: ORC 109.78(C) (originally established by Am. Sub. H.B. 402 of the 116th G.A.)

Purpose: The moneys in the fund are used by the Ohio Peace Officer Training Commission to administer the training program to qualify persons for positions as special police, security guards, or other private employment in a police capacity (division (A) of section 109.78 of the Revised Code), and the training program in basic firearms and the training program for firearms requalification (division (B) of section 109.78 of the Revised Code).

5A9 055-618 Telemarketing Fraud Enforcement

1998	1999	2000	2001 Estimate	2002 Executive Proposal	2003 Executive Proposal
\$0	\$0	\$0	\$50,000	\$51,100	\$52,378
	N/A	N/A	N/A	2.2%	2.5%

Source: GSF: non-refundable \$250 initial registration and annual renewal fees paid by telephone solicitors (promulgated under OAC 109:4-6-04).

Legal Basis: ORC 4719.17 (originally established by Am. Sub. S.B. 214 of the 121st G.A.)

Purpose: The moneys in the fund are to be used by the Office of the Attorney General's Consumer Protection Section for the administration and enforcement the state's telephone solicitor registration program (sections 4719.01 to 4719.18 of the Revised Code), and also for educational activities that advance the purposes of those sections of the Revised Code.

629 055-636 Corrupt Activity Investigation and Prosecution

1998	1999	2000	2001 Estimate	2002 Executive Proposal	2003 Executive Proposal
\$0	\$240,000	\$0	\$103,317	\$105,590	\$108,230
	N/A	-100.0%	N/A	2.2%	2.5%

Source: GSF: (1) proceeds of all property forfeited pursuant to ORC 2923.32, excluding, if applicable, ten percent of the proceeds of all property ordered forfeited by a juvenile court pursuant to ORC 2923.32; and (2) all fines and civil penalties imposed on persons engaged in a pattern of corrupt activity pursuant to ORC 2923.32 and 2923.34.

Legal Basis: ORC 2923.35(D)(1)(b) (originally established by Am. Sub. H.B. 5 of the 116th G.A.)

Purpose: All moneys held in this fund are disbursed, in accordance with a court order, to persons injured by, and to those state and local law enforcement agencies that conducted the investigation or prosecution of, the corrupt activity. Temporary law first inserted in Am. Sub. S.B. 351, a supplemental/reappropriations bill of the 119th G.A., allows for the automatic increase in this fund's appropriation authority, as necessary, thus eliminating the need to request approval of such increases from the Controlling Board or through other legislative action.

631 055-637 Consumer Protection Enforcement

1998	1999	2000	2001 Estimate	2002 Executive Proposal	2003 Executive Proposal
\$688,171	\$578,258	\$1,510,139	\$1,603,555	\$1,254,020	\$1,373,832
	-16.0%	161.2%	6.2%	-21.8%	9.6%

Source: GSF: (1) three-fourths of the amount of civil penalties ordered and paid pursuant to ORC 1345.07 (Consumer Practices Act); (2) all costs awarded to the Office of the Attorney General and three-fourths of the amount of civil penalties ordered pursuant to ORC 4549.48; and (3) all surety bond moneys unclaimed under ORC 4549.50; the latter two revenue sources are related to the state's Odometer Rollback and Disclosure Act.

Legal Basis: ORC 1345.51 (originally established by Am. Sub. H.B. 382 of the 116th G.A.)

Purpose: All moneys in the fund are used by the Office of the Attorney General's Consumer Protection Section to enforce laws regulating consumer/business transactions.

Federal Special Revenue Fund Group

306 055-620 Medicaid Fraud Control

1998	1999	2000	2001 Estimate	2002 Executive Proposal	2003 Executive Proposal
\$1,810,543	\$2,029,106	\$2,255,827	\$2,515,772	\$2,633,348	\$2,765,015
	12.1%	11.2%	11.5%	4.7%	5.0%

Source: FED: CFDA #93.775, State Medicaid Fraud Control Units.

Legal Basis: originally established by Controlling Board on September 25, 1978.

Purpose: These federal funds are distributed as a formula grant by the U.S. Department of Health and Human Services and provide 75 percent matching funds to control provider fraud in statewide Medicaid programs. These funds support the Office of the Attorney General's Medicaid Fraud Control Division, which conducts a statewide program of investigations and prosecutions of health care providers who abuse the state's plan for Medicaid and enforces Ohio's Patient Abuse and Neglect Law. The required 25 percent state match is paid from GRF line item 055-321, Operating Expenses.

381 055-611 Civil Rights Legal Service

1998	1999	2000	2001 Estimate	2002 Executive Proposal	2003 Executive Proposal
\$252,516	\$269,533	\$313,572	\$315,329	\$334,249	\$354,304
	6.7%	16.3%	0.6%	6.0%	6.0%

Source: FED: varying mix of GRF and federal funds transferred quarterly from the Ohio Civil Rights Commission, with the amount of the latter determined by the available cash in the commission's Fund 334, Federal Programs, which draws its money from CFDA #30.002, Employment Discrimination, and CFDA #14.401, Fair Housing Assistance Program.

Legal Basis: originally established by Controlling Board on May 19, 1972.

Purpose: The moneys in the fund are considered a reimbursement for legal services rendered by the Office of the Attorney General's Civil Rights Section, which represents the Ohio Civil Rights Commission in discrimination cases. Historically, these reimbursement payments have covered approximately 30 percent of the section's operating expenses, with the remaining 70 percent being covered by the Office of the Attorney General's GRF line item 055-321, Operating Expenses.

383 055-634 Crime Victims Assistance

1998	1999	2000	2001 Estimate	2002 Executive Proposal	2003 Executive Proposal
\$7,452,746	\$12,340,461	\$12,914,460	\$13,000,000	\$14,500,000	\$15,225,000
	65.6%	4.7%	0.7%	11.5%	5.0%

Source: FED: CFDA #16.575, Crime Victim Assistance.

Legal Basis: originally established by Controlling Board on May 12, 1986.

Purpose: This is a formula grant from the U.S. Department of Justice received pursuant to the federal Victims of Crime Act of 1984 (Public Law 98-473), which is in turn distributed by the Office of the Attorney General in the form of subsidies to aid qualified local offices and organizations that operate crime victim assistance programs. Eligible programs can be operated by either a public agency or a nonprofit organization, and must provide services to victims of crime.

3E5 055-638 Anti-Drug Abuse

1998	1999	2000	2001 Estimate	2002 Executive Proposal	2003 Executive Proposal
\$3,282,908	\$1,838,330	\$3,219,041	\$4,276,697	\$2,939,693	\$2,939,693
	-44.0%	75.1%	32.9%	-31.3%	0.0%

Source: FED: CFDA #16.579, Drug Control and System Improvement (Formula Grant).

Legal Basis: originally established by Controlling Board on December 7, 1987.

Purpose: This fund was created to serve as a depository for various anti-drug abuse formula grants which are passed through the Office of Criminal Justice Services under Ohio's Anti-Drug Abuse Act of 1986. Recent project grants have been used to: (1) create a financial investigations unit to assist local task forces and law enforcement agencies with drug-related investigations and prosecutions; (2) purchase computer and state-of-the-art laboratory equipment for the Bureau of Criminal Identification and Investigation; (3) stage an annual law enforcement conference; and (4) fund audit, gang intelligence, and Safe School activities.

3R6 055-613 Attorney General Federal Funds

1998	1999	2000	2001 Estimate	2002 Executive Proposal	2003 Executive Proposal
\$388,160	\$534,880	\$306,921	\$2,330,700	\$1,929,110	\$1,998,972
	37.8%	-42.6%	659.4%	-17.2%	3.6%

Source: FED: various federal grants administered by the Office of the Attorney General.

Legal Basis: originally established by the Controlling Board on September 8, 1997.

Purpose: The fund was established to receive all federal grants coming directly to the Office of the Attorney General, as opposed to federal funds that pass through the state's Office of Criminal Justice Services. These two categories of federal funding were separated in order to provide a means for clearer management. Recent project grants have been awarded to increase the capabilities and capacity of the state and local crime laboratories to conduct state-of-the-art forensic evidence testing.

State Special Revenue Fund Group

108 055-622 Crime Victims Compensation

1998	1999	2000	2001 Estimate	2002 Executive Proposal	2003 Executive Proposal
\$3,500,211	\$3,809,290	\$4,515,067	\$0	\$0	\$0
	8.8%	18.5%	-100.0%	N/A	N/A

Source: SSR: cash that was transferred from the Court of Claims' Fund 402, Reparations Fund (a k a Victims of Crime Fund); effective July 1, 2000, Am. Sub. S.B. 153 of the 123rd G.A. transferred control of Fund 402 from the Court of Claims to the Office of the Attorney General.

Legal Basis: originally established by Controlling Board on October 13, 1982.

Purpose: The moneys in the fund represented maintenance payments to the Office of the Attorney General's Crime Victims Services Section for expenses related to the investigation and recommendation of reparation awards to victims of crime pursuant to division (A) of ORC 2743.191. Effective July 1, 2000, pursuant to Am. Sub. S.B. 153 of the 123rd General Assembly, the need for this fund was eliminated as the Office of the Attorney General took control of the Victims of Cime Compensation Program and its revenue stream (Fund 402). Thus, as a result, the operating expenses of the Office of the Attorney General's Crime Victims Services Section are charged directly to Fund 402, which is now located in the Office of the Attorney General's budget.

176 055-625 Victims Assistance Office

1998	1999	2000	2001 Estimate	2002 Executive Proposal	2003 Executive Proposal
\$389,349	\$332,982	\$389,139	\$0	\$0	\$0
	-14.5%	16.9%	-100.0%	N/A	N/A

Source: SSR: cash that was transferred from the Court of Claims' Fund 402, Reparations Fund (a k a Victims of Crime Fund); effective July 1, 2000, Am. Sub. S.B. 153 of the 123rd G.A. transferred control of Fund 402 from the Court of Claims to the Office of the Attorney General.

Legal Basis: originally established by Am. Sub. H.B. 238 of the 116th G.A.

Purpose: The moneys in the fund were used for the operating expenses of the Office of the Attorney General's Crime Victims Assistance Office established pursuant to ORC 109.91. The office administers state and federal grants awarded to local crime victim assistance programs. Effective July 1, 2000, pursuant to Am. Sub. S.B. 153 of the 123rd General Assembly, the need for this fund was eliminated as the Office of the Attorney General took control of the Victims of Cime Compensation Program and its revenue stream (Fund 402). Thus, as a result, the operating expenses of the Office of the Attorney General's Crime Victims Assistance Office are charged directly to Fund 402, which is now located in the Office of the Attorney General's budget.

177 055-626 Victims Assistance Programs

1998	1999	2000	2001 Estimate	2002 Executive Proposal	2003 Executive Proposal
\$1,211,504	\$2,168,667	\$1,741,000	\$9,783	\$0	\$0
	79.0%	-19.7%	-99.4%	-100.0%	N/A

Source: SSR: cash that was transferred from the Court of Claims' Fund 402, Reparations Fund (a k a Victims of Crime Fund); effective July 1, 2000, Am. Sub. S.B. 153 of the 123rd G.A. transferred control of Fund 402 from the Court of Claims to the Office of the Attorney General.

Legal Basis: originally established by Am. Sub. H.B. 238 of the 116th G.A.

Purpose: The moneys in the fund were used to provide financial aid under ORC 109.91 and ORC 109.92 to qualified local offices and organizations which operate crime victim assistance programs. (Eligible programs can be operated by either a public agency or a nonprofit organization and must provide services to victims of crime.) The Crime Victim Assistance Program was enacted by Am. Sub. S.B. 195 of the 115th General Assembly.

Effective July 1, 2000, pursuant to Am. Sub. S.B. 153 of the 123rd General Assembly, the need for this fund was eliminated as the Office of the Attorney General took control of the Victims of Crime Compensation Program and its revenue stream (Fund 402). Thus, as a result, the operating expenses of the Office of the Attorney General's Crime Victims Assistance Office are charged directly to Fund 402, which is now located in the Office of the Attorney General's budget.

402 055-616 Victims of Crime

1998	1999	2000	2001 Estimate	2002 Executive Proposal	2003 Executive Proposal
\$0	\$0	\$0	\$24,203,622	\$26,144,763	\$27,933,893
	N/A	N/A	N/A	8.0%	6.8%

Source: SSR: (1) court costs of \$30 and \$9 imposed, pursuant to ORC 2743.70, upon on an offender convicted of or pleading guilty to a felony or misdemeanor, other than a nonmoving traffic violation; (2) money collected by the state pursuant to its right of subrogation; (3) seventy-five dollars of the \$425 fee collected pursuant to ORC 4511.191 for the reinstatement of a driver's license that was suspended for operating a motor vehicle while under the influence of alcohol or drugs (OMVI); (4) portions of the proceeds of the sale of a vehicle forfeited under ORC 4503.234(D)(2); and (5) payments collected by the Department of Rehabilitation and Correction from prisoners who voluntarily participate in an approved work and training program; Prior to FY 2001, this fund and revenue stream were controlled by the Court of Claims.

Legal Basis: ORC 2743.191 (originally established by Am. Sub. S.B. 153 of the 123rd G.A.)

Purpose: The moneys in the fund may be used for: (1) the payments of awards of reparations that are granted by the Office of the Attorney General; (2) the compensation of any personnel needed by the Office of the Attorney General to administer the Crime Victims Reparations Law; (3) the compensation of witnesses as provided in the Crime Victims Reparations Law; (4) other administrative costs of hearing and determining claims for an award of reparations by the Office of the Attorney General; (4) the costs of administering, and paying, the state's program for reimbursing hospitals and emergency medical facilities for conducting medical examinations related to sexual offenses (section 2907.28 of the Revised Code); (5) the costs of administering the state's program for the recovery of offender's profits (sections 2969.01 to 2969.06 of the Revised Code); (6) the costs of investigation and decision-making ; (7) the provision of state financial assistance to victim assistance programs; (8) the cost of printing and distributing the Crime Victims Reparations Law pamphlet prepared by the Office of the Attorney General; and (9) the costs associated with the printing and providing of information cars or other printed materials to law enforcement agencies and prosecuting attorneys and with publicizing the availability of awards of reparations. In addition, moneys in the fund are transferred by the Director of Budget and Management to the Court of Claims Victims of Crime Fund (Fund 5K2) to match appropriations for the Court of Claims' appellate responsibilities.

417 055-621 Domestic Violence Shelter

1998	1999	2000	2001 Estimate	2002 Executive Proposal	2003 Executive Proposal
\$1,878	\$13,091	\$0	\$13,835	\$14,139	\$14,492
	597.1%	-100.0%	N/A	2.2%	2.5%

Source: SSR: (1) \$17 marriage license surcharge collected in each county pursuant to ORC 3113.34 and distributed by county commissioners to eligible domestic violence; when county commissioners do not allocate all moneys collected in a calendar year, or a county does not have an eligible domestic violence shelter, the remaining funds are deposited into this fund; and (2) an additional \$32 filing fee collected in each county pursuant to ORC 2303.201(D) for each new action or proceeding for annulment, divorce, or dissolution of marriage action for the purpose of providing financial assistance to shelters for victims of domestic violence, with any funds that remain unallocated subject to the same provision that transfers unallocated marriage license fees for distribution by the Office of the Attorney General.

Legal Basis: ORC 3113.37(A) (originally established by Am. S.B. 46 of the 113th G.A.)

Purpose: The moneys in the fund are used only to provide financial assistance to shelters for victims of domestic violence.

419 055-623 Claims Section

1998	1999	2000	2001 Estimate	2002 Executive Proposal	2003 Executive Proposal
\$14,068,241	\$13,982,825	\$13,135,224	\$13,500,000	\$14,017,852	\$14,749,954
	-0.6%	-6.1%	2.8%	3.8%	5.2%

Source: SSR: up to 11 percent of all amounts collected by the Office of the Attorney General on claims due the state.

Legal Basis: ORC 109.081 (originally established by Am. Sub. H.B. 291 of the 115th G.A.)

Purpose: The moneys in the fund can be used for the payments of expenses incurred by the Office of the Attorney General.

4L6 055-606 Drug Abuse Resistance Education (DARE) Programs

1998	1999	2000	2001 Estimate	2002 Executive Proposal	2003 Executive Proposal
\$3,211,934	\$3,147,703	\$3,146,165	\$3,744,361	\$3,830,137	\$3,927,962
	-2.0%	0.0%	19.0%	2.3%	2.6%

Source: SSR: \$75 of the \$425 driver's license reinstatement fee.

Legal Basis: ORC 4511.191(L)(2)(e) (originally established by Sub. S.B. 275 of the 119th G.A.)

Purpose: The moneys in the fund are used by the Office of the Attorney General to award grants to law enforcement agencies to establish and implement drug abuse resistance education programs in public schools. Grants awarded to a law enforcement agency may not be used to pay for more than 50 percent of the amount of the salaries of law enforcement officers who conduct drug abuse education programs in public schools. The Attorney General is permitted to use up to six percent of the revenue received to pay the costs it incurs in administering the grant program and in providing training and materials relating to drug abuse resistance education programs.

659 055-641 Sol/Haz Waste Bkgrnd Investigations

1998	1999	2000	2001 Estimate	2002 Executive Proposal	2003 Executive Proposal
\$494,635	\$678,991	\$629,463	\$775,535	\$834,417	\$880,751
	37.3%	-7.3%	23.2%	7.6%	5.6%

Source: SSR: fees from applicants, permittees, or prospective owners of off-site waste treatment and disposal facilities, which generally means a solid waste disposal facility (including any incineration facility, transfer facility, or scrap tire storage, monocell, monofill, or recovery facility), an infectious waste treatment facility, or an hazardous waste treatment, storage, or disposal facility; fee schedule promulgated under OAC 109:6-1-04, which includes a onetime initial disclosure statement fee, as well as an ongoing annual maintenance fee; initial disclosure statement fees range from \$1,000 to \$60,000, while maintenance fees run from \$1,000 to \$5,000.

Legal Basis: ORC 3734.42(C) (originally established by Am. Sub. H.B. 592 of the 117th G.A.)

Purpose: The moneys in the fund are used solely for paying the Office of the Attorney General's costs of administering and enforcing the investigative procedures authorized in ORC 3734.41 to 3734.47.

Agency Fund Group

674 055-643 Asbestos Abatement Distribution

1998	1999	2000	2001 Estimate	2002 Executive Proposal	2003 Executive Proposal
\$0	\$69,894	\$87,708	\$0	\$0	\$0
	N/A	25.5%	-100.0%	N/A	N/A

Source: AGY: moneys from the Manville Damage Settlement Trust created to handle property damage claims nationwide.

Legal Basis: originally established by Section 44 of Am. Sub. S.B. 336 of the 118th G.A.

Purpose: All proceeds received by the state as a result of claims filed by any state agency or state-supported or state-assisted institution of higher education for damages or costs resulting from asbestos abatement projects were held in this fund prior to distribution to those affected agencies and institutions.

Holding Account Redistribution Fund Group

R03 055-629 Bingo Licence Refunds

1998	1999	2000	2001 Estimate	2002 Executive Proposal	2003 Executive Proposal
\$1,300	\$850	\$950	\$5,200	\$5,200	\$5,200
	-34.6%	11.8%	447.4%	0.0%	0.0%

Source: 090: small portion of the \$25, \$75, and \$100 bingo license application fees collected by the Office of the Attorney General annually; larger remaining portion of these fees is deposited into the GRF.

Legal Basis: originally established by Controlling Board on December 2, 1985.

Purpose: This holding account is used to provide bingo license refunds made necessary because of overpayment, reconsideration not to operate, or failure to qualify. This account was originally part of the State Depository Trust Fund, which was abolished in Am. Sub. H.B. 201 of the 116th G.A.

R04 055-631 General Holding Account

1998	1999	2000	2001 Estimate	2002 Executive Proposal	2003 Executive Proposal
\$139,015	\$74,857	\$1,147,955	\$275,000	\$275,000	\$275,000
	-46.2%	1433.5%	-76.0%	0.0%	0.0%

Source: 090: moneys from court-ordered settlements in a variety of cases involving the Office of the Attorney General.

Legal Basis: originally established by Controlling Board on December 2, 1985.

Purpose: The moneys in this holding account are distributed under the terms of the relevant court orders. This account was originally part of the State Depository Trust Fund, which was abolished in Am. Sub. H.B. 201 of the 116th G.A.

R05 055-632 Antitrust Settlements

1998	1999	2000	2001 Estimate	2002 Executive Proposal	2003 Executive Proposal
\$405,197	\$1,284	\$0	\$10,400	\$10,400	\$10,400
	-99.7%	-100.0%	N/A	0.0%	0.0%

Source: 090: moneys from court-ordered antitrust settlements in which the Office of the Attorney General represents the state or a political subdivision pursuant to ORC 109.81.

Legal Basis: originally established by Controlling Board on December 2, 1985.

Purpose: Of the total antitrust settlement moneys received by the Office of the Attorney General, 10 percent is transferred to the Attorney General Antitrust Fund (Fund 420) to assist in defraying the operational costs of the Antitrust Section. The remainder is distributed according to the terms of a court order. This account was originally part of the State Depository Trust Fund, which was abolished in Am. Sub. H.B. 201 of the 116th G.A.

R18 055-630 Consumer Frauds

1998	1999	2000	2001 Estimate	2002 Executive Proposal	2003 Executive Proposal
\$283,467	\$457,892	\$326,310	\$7,579,955	\$750,000	\$750,000
	61.5%	-28.7%	2222.9%	-90.1%	0.0%

Source: 090: moneys from court-ordered judgments against sellers in actions brought by the Office of the Attorney General pursuant to ORC 1334.08, 1345.07(B), and 4549.48.

Legal Basis: originally established by Controlling Board on December 2, 1985.

Purpose: All of the moneys in the fund are used to provide restitution to consumers who were victimized by the fraud that generated the court-ordered judgments which are deposited into this holding account. This account was originally part of the State Depository Trust Fund, which was abolished in Am. Sub. H.B. 201 of the 116th G.A.

R42 055-601 Organized Crime Investigation Commission

1998	1999	2000	2001 Estimate	2002 Executive Proposal	2003 Executive Proposal
\$21,612	\$34,448	\$200,000	\$200,000	\$200,000	\$200,000
	59.4%	480.6%	0.0%	0.0%	0.0%

Source: 090: (1) moneys paid to the state pursuant to a court judgment in a criminal case as reimbursement of expenses that the Organized Crime Investigations Commission or an organized crime task force established by the commission incurred in the investigation of the criminal activity upon which the prosecution of the criminal case was based; and (2) all investment earnings on moneys in the fund.

Legal Basis: ORC 177.011 (originally established by Controlling Board on June 1, 1992.)

Purpose: The Organized Crime Investigations Commission uses the moneys in the fund to reimburse political subdivisions for the expenses the political subdivisions incur when their law enforcement officers participate in an organized crime task force.

As Introduced

As Passed by the House

Permanent Law Changes**Subject: Exemption of Rape Kit Payments from Controlling Board Approval****section: 127.16**

Exempts from Controlling Board approval nonbid rape kit payments from the Victims of Crime/Reparations Fund (Fund 402) that are made to hospitals and other emergency medical facilities under the state's Sexual Assault Forensic Examination (SAFE) Program. The SAFE Program allows hospitals and other emergency medical facilities who use a set examination protocol to be reimbursed \$500 per examination from the state's Victims of Crime Compensation Program. Under current law, if the total reimbursement payments to a particular hospital or other emergency medical facility will exceed \$49,999 in a given fiscal year, the Office of the Attorney General would need to go to the Controlling Board for a waiver of competitive selection in order to make those reimbursement payments. The permanent law exemption proposed in the executive budget would presumably ease the administrative burden on the Office of the Attorney General related to: (1) tracking the amount of reimbursement payments going to each hospital and other emergency medical facility; (2) keeping an eye on the \$50,000 annual spending threshold that would trigger the need to seek Controlling Board approval so that the reimbursement payments to certain hospitals and other emergency medical facilities can continue uninterrupted.

No change.

As Introduced

As Passed by the House

Permanent Law Changes**Subject: Law Enforcement Improvements Trust Fund****section: 183.10**

No provision.

Expands the permissible uses of the Law Enforcement Improvements Trust Fund (Fund J87) by allowing the Fund to be used to maintain, upgrade, and modernize law enforcement technology, and changes one of the existing permissible uses from laboratory facilities to laboratory equipment. The Fund's revenue consists of a portion of the state's tobacco settlement money and all investment earnings of the Fund.

As Introduced

As Passed by the House

Temporary Law Changes**Subject: Law-Related Education****Section: 27****ALI: 055-405**

Requires the Office of the Attorney General to distribute the funds appropriated to GRF appropriation item 055-405, Law-Related Education, directly to the Ohio Center for Law-Related Education for the purposes of providing continuing citizenship education activities to primary and secondary students and accessing additional public and private money for new programs. This amounts to \$199,790 in FY 2002 and \$204,785 in FY 2003. An analogous GRF appropriation item and related temporary law are part of The Judiciary/Supreme Court's budget (appropriation item 005-406, Law-Related Education).

Section: 25

No change.

As Introduced

As Passed by the House

Temporary Law Changes**Subject: Workers' Compensation Section****Section: 27****Section: 25****ALI: 055-660**

Stipulates the Office of the Attorney General's Workers' Compensation Section Fund (Fund 195) will receive quarterly payments from the Bureau of Workers' Compensation and the Ohio Industrial Commission to fund the legal services provided by the Office of the Attorney General to those two state agencies. The Bureau of Workers' Compensation payments are supposed to include moneys for support of the Office of the Attorney General's Workers' Compensation Fraud Unit. The Office of the Attorney General, the Bureau of Workers' Compensation, and the Ohio Industrial Commission are also required to mutually agree upon the amount of the quarterly payments.

No change.

As Introduced

As Passed by the House

Temporary Law Changes**Subject: Corrupt Activity Investigation and Prosecution****Section: 27****ALI: 055-636**

Reiterates that the proceeds, fines, and penalties deposited to the credit of the Corrupt Activity Investigation and Prosecution Fund (Fund 629) be disposed of as provided for under current law (section 2923.35 of the Revised Code). This provision also allows for an automatic increase in the Fund's appropriation authority if necessary, without the need of any other legislative action or Controlling Board approval.

Section: 25

No change.

Subject: Community Police Match and Enforcement Assistance**Section: 27****ALIs: 055-321, 055-406**

Requires the Director of Budget and Management to transfer appropriation authority from the Office of the Attorney General's GRF appropriation item 055-321, Operating Expenses, to the Office's GRF appropriation item 055-406, Community Police Match and Law Enforcement Assistance, when requested to do so by the Office of the Attorney General. Appropriation authority so transferred is to be used by the Office of the Attorney General to pay operating expenses and to provide grants to local law enforcement agencies and communities for the purpose of supporting law enforcement-related activities.

Section: 25

No change.

As Introduced**As Passed by the House**

Temporary Law Changes**Subject: Law Enforcement Improvements Trust Fund****Sections: 151, 152**

No provision.

Increases the appropriation in the Office of the Attorney General's CAP-716, Law and Training Facility Improvements, in Section 9 of Am. Sub. S.B. 192 of the 123rd General Assembly, by \$3.2 million, from \$2.0 million to \$5.2 million. The intent of the increase in this capital appropriation is to provide additional funding for the construction of a training center at the Ohio Peace Officer Training Academy that includes a driver training facility, an indoor firing range, and classrooms and offices.
