Attorney General

House Transportation and Justice Subcommittee

Jamie L. Doskocil, Senior Budget Analyst
Legislative Service Commission

March 29, 2007

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LSC Redbook
for the
Attorney General

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Catalog of Budget Line Items
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Attorney General

- Non-GRF funding largely driving biennial budget increase
- Legislative enactments expand duties and responsibilities
- Selection process for outside counsel to be reviewed

OVERVIEW

Duties and Responsibilities

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:

- 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), and the Capital Crimes Section.
- Administering the state's victim assistance efforts, most notably the Victims of Crime Compensation Program and the federal Victims Assistance Program.

FYs 2006-2007 Highlights

According to the Office of the Attorney General,[1] some of the agency's more notable accomplishments over the course of FYs 2006 and 2007 included:

- ***Ohio Law Enforcement Gateway (OHLEG).*** OHLEG is a secure Internet-based tool, first launched in late 2003, that provides law enforcement agencies and prosecutors with access to a host of databases and encourages sharing of information between jurisdictions. OHLEG now hosts an array of elements including the Ohio Local Law Enforcement Information Sharing Network (OLLEISN), which allows participating agencies to share their local reports online with other agencies throughout the state. OLLEISN was developed in partnership with the Ohio Association of Chiefs of Police. Other components include OHLEG-SE,[2] OHLEG-RMS,[3] LEADS,[4] eSorn,[5] FinCrime,[6] RxPATROL,[7] eOPOTA,[8] DNA Online, CCW database,[9]

[1] These accomplishments were outlined by the previous Ohio Attorney General, Jim Petro, in his budget request submitted to the Office Budget and Management in October 2006.

[2] OHLEG Search Engine.

[3] OHLEG Records Management System.

[4] Law Enforcement Automated Data System.

MCCH,[10] and the Identity Theft Passport. More than 10,000 law enforcement officials from nearly 1,000 agencies across Ohio are registered to use OHLEG, and investigators are conducting more than 3,500 searches per day using OHLEG's search engine.

- ***Electronic Sex Offender Registration and Notification (eSORN)***. The eSORN database provides one location where Ohioans can enter an address to see a map displaying information about sex offenders. It was developed with the assistance of Ohio's 88 county sheriffs. On average, nearly 9,000 people view the web site each day. Additionally, nearly 150,000 Ohioans have signed up to receive email notification when a registered sex offender moves, goes to work, or attends school within one mile of their home.
- ***Prescription Drug Databases***. AGRx is an online tool that provides informative details on purchasing the most popular prescription drugs, including price comparisons from more than 300 stores. Another database, RxPATROL, provides information about prescription-drug crimes, to the OHLEG.
- ***Charitable Organizations***. The Charitable Law Section implemented a web-based information management system that will integrate all functions of the section, including bingo licensing, complaint and investigation tracking, charity registration and reporting, and professional solicitor registration and reporting. When complete, the system will allow online filing of bingo license applications, online registration of charitable organizations, and filing of annual reports, and will allow public access to information on charities, including their financial reports, contracts with professional solicitors, and revenues generated from bingo operations. The program, being implemented in phases, is expected to be fully operational by the end of FY 2007.
- ***Crime Victims***. The Crime Victims Services Section implemented procedures in order to speed the processing of Victims of Crime applications. The program was recently expanded to allow more victims of violent crime to receive compensation, including victims of hit and run accidents and families of police officers and fire fighters killed in the line of duty.
- ***DNA Advances***. Ohio's convicted offender DNA database has more than doubled in size to nearly 150,000 profiles. This was due in part to the passage of a bill that requires anyone indicted of a felony or certain major misdemeanors to submit their DNA to the database.

Notable Legislative Enactments

Over the last few years, the General Assembly has enacted certain bills that have had the potential to notably affect the way the Office of the Attorney General does business. Of particular note in that regard, without describing in great detail the degree to which there has been, or will be, any noticeable ongoing fiscal effect, were the following bills.

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[5] Ohio's Sex Offender Registration and Notification database.

[6] A partnership between the Attorney General's Office and Ohio's financial institutions that tracks financial crimes and trends in a searchable database.

[7] A searchable database of prescription-related crimes. Authorized investigators can search the database to identify trends or spot clues that could possibly link in different jurisdictions.

[8] An online training program for law-enforcement officials.

[9] Database for county sheriffs regarding the implementation and maintenance of Ohio's concealed carry law.

[10] Ohio's Missing Children Clearinghouse.

- ***Am. Sub. S.B. 185 (126th General Assembly).*** The bill, effective September 21, 2006, made numerous changes in the Consumer Sales Practices Act, including providing the Attorney General investigative authority when a lender or broker in the purchase of a home has misled a consumer.

- ***Sub. S.B. 262 (126th General Assembly).*** The bill, effective July 11, 2006, permanently reinstates a law allowing certain inmates to apply for state-funded DNA analysis of evidence that could affirm their guilt or prove their innocence.

- ***Sub. H.B. 104 (126th General Assembly).*** The bill, effective February 17, 2006, requires both state agencies and business entities to notify individuals and consumers when they have experienced a breach of an individual's personal information, which would consist of an individual's name, accompanied by a social security number, a driver's license or state identification number, or an account, credit, or debit card number. The bill gives the Attorney General the ability to conduct an investigation and bring civil action against state agencies and businesses that fail to comply with the notification requirements in the statute.

- ***Am. Sub. H.B. 53 (126th General Assembly).*** The bill, effective May 17, 2006, requires stores and pharmacies to place all medicine containing pseudoephedrine as its sole active ingredient behind the counter. The Attorney General's BCII Narcotics Section responds to reports of methamphetamine laboratories throughout the state and provides training for local law enforcement officials.

- ***Am. Sub. S.B. 281 (126th General Assembly).*** The bill, effective April 5, 2007, will allow a person who suffers serious physical harm as a result of a hit and run accident to file a claim for an award of reparations from the Crime Victims Reparations Fund. It further states that a victim is eligible for reparations if this type of criminally injurious conduct occurred on or after July 1, 2000, and the application for an award of reparations must was filed within two years after the effective date of the act or as provided under continuing law, whichever is later.

- ***Am. Sub. H.B. 461 (126th General Assembly).*** The bill, effective April 4, 2007, mandates up to 24 hours a year of continuing professional training for peace officers and state highway patrol troopers and establishes the method by which the Attorney General reimburses the costs of training programs for peace officers and troopers of public appointing authorities.

- ***Sub. H.B. 9 (126th General Assembly).*** The bill, effective March 29, 2007, made several changes to the Public Records Law. The additional duties charged to the Attorney General are expected to require additional resources for materials, curriculum development, and Open Records educators.

EXECUTIVE RECOMMENDATIONS

Total Funding

The biennial budget request submitted by Attorney General Marc Dann, and recommended under the executive budget, totals $403.5 million ($201.0 million in FY 2008 and $202.5 million in FY 2009), an amount that is $46.6 million, or 13.1%, higher than the Office of the Attorney General's total combined expenditures for FYs 2006 and 2007. Of that proposed $46.6 million increase in biennial expenditures, $14.5 million, or 31.1%, will be appropriated from the GRF; the remainder, $32.1 million, or 69.0%, of

the proposed increase will be drawn from various non-GRF funds. The increased GRF funding will be used to support the Attorney General's annual operating expenses, as well as for the statutorily mandated pay supplements for county sheriffs and county prosecutors.

Special Counsel Contracts

A temporary law provision contained in the executive budget states that on July 1, 2007, or as soon as practicable thereafter, the Attorney General shall undertake a review of the selection process for outside counsel for the state and shall review all options for recovering cost savings from respective state agencies to which counsel is provided, including potential options for charging state agencies for a portion of the savings realized. After undertaking such review, the Attorney General may develop, in consultation with the Director of Budget and Management, a cost savings method that accurately accounts for costs savings realized from the outside counsel selection process and may implement the method, subject to the approval of the Director of Budget and Management. If a method is implemented, the Attorney General shall report, not later than the thirtieth day of June in each of FYs 2008 and 2009, on its method and certify its continued accuracy to the Director of Budget and Management, the Speaker of the House of Representatives, the President of the Senate, the Minority Leader of the House of Representatives, the Minority Leader of the Senate, and the Legislative Service Commission.

Notable Appropriation Line Item Activity

Tobacco Settlement Enforcement Funding Switch

Under current law, moneys are deposited to the credit of Fund U87, and appropriated to related line item 055-402, to be used by the Office of the Attorney General exclusively to pay costs incurred in the oversight, administration, and enforcement of certain provisions of the Tobacco Master Settlement Agreement, such as limitations on advertising and marketing programs in Ohio related to the sale of tobacco products. Effective FY 2009, under the executive-recommended budget, the funding stream to cover these costs will be appropriated to newly created GRF line item 055-404, Tobacco Settlement Enforcement.

Employment Services Fund Elimination

Effective FY 2008, the cash balance and related expenditure activity of the Employment Services Fund (Fund 107) will be transferred to the General Reimbursement Fund (Fund 106). Upon completion of these transfers, the Employment Services Fund (Fund 107) will be abolished. Under current law, moneys deposited to the credit of Fund 107 are used to support operations of a portion of the Office of the Attorney General's Health and Human Services Section that handles unemployment compensation collection and litigation matters for the Department of Job and Family Services. Under the executive-recommended budget, this revenue stream and related purpose will be transferred to Fund 106.

Non-GRF Appropriation Increases

The Office of the Attorney General requested, and was granted under the executive-recommended budget, notable increases in the appropriation authority for several non-GRF funds and related line items. The reasons for the increases are detailed below, but, in general, appear to reflect a more realistic picture of recent cash flow activity (revenues and expenditures). Over the past several years, the Attorney General has come before the Controlling Board on many occasions to request increases in the appropriation authority of these and other non-GRF funds. As is the case with all non-GRF funds, unless the moneys have been received, a state agency cannot expend moneys based solely on its spending authority.

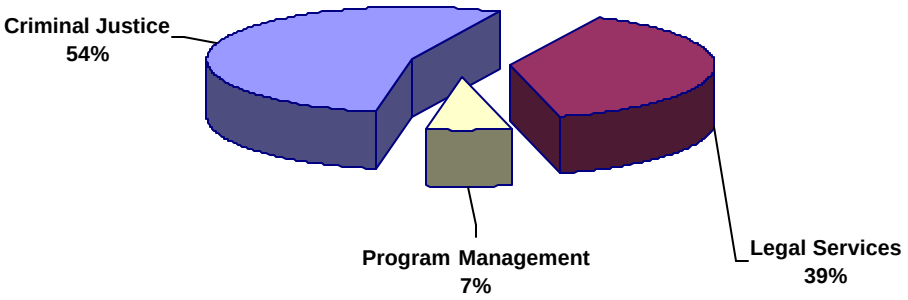
Selective Summary of Non-GRF Fund Appropriation Authority Increases					
Fund/Line Item/Name	**FY 2007 Estimate**	**FY 2008 Request/ Recommendation**	**% Increase**	**FY 2009 Request/ Recommendation**	**% Increase**
Fund 106/055-612/General Reimbursement	**$21,370,195**	**$29,870,196**	**39.8%**	**$29,870,196**	**0.0%**
Agency Explanation: The Attorney General intends to expand its in-house counsel staff in order to reduce agency reliance on outside counsel contract and to expand its knowledge base on hand to meet state agency needs. Preliminarily, the Attorney General intends for the associated costs with the new hires to be paid by the state agencies utilizing their services, but at much lower rates than they are currently paying outside counsel.					
Fund 418/055-615/ Charitable Foundations	**$6,399,066**	**$6,919,850**	**8.1%**	**$7,064,978**	**2.1%**
Agency Explanation: Several legislative changes have affected spending requirements of the Charitable Law Section over the past several years. The most significant was enactment of H.B. 512 (124th General Assembly), the new instant bingo legislation, in July of 2003, and subsequent amendments to the law.					
Fund 421/055-617/Police Officers' Training Academy Fee	**$1,693,213**	**$2,000,000**	**18.1%**	**$2,000,000**	**0.0%**
Agency Explanation: Revenues are expected to increase over the next biennium as a result of the following: (1) Effective January 2006, the Ohio Peace Officer Training Commission (OPOTC) increased the advanced training fees at the Richfield location from $35 to $50 per day. (2) Effective April 2006, the OPOTC increased the advanced training fees at the London location from $50 to $65 per day. The reason this increase was effective in April as opposed to January was due to the fact that once the main facility reopened in April, meals were then included in the tuition fee. (3) Effective April 2006, the OPOTC implemented a $15 per night charge for those officers in need of overnight accommodations. Historically, dorm rooms were available at no charge to any officer attending a London area course. (4) With the opening of the newly renovated academy, enrollment figures have notably increased. A continued increase in the overall enrollment is expected as a direct result of the newly renovated London facility.					
Fund 631/055-637/ Consumer Protection Enforcement	**$1,373,832**	**$2,500,000**	**82%**	**$2,500,000**	**0.0%**
Agency Explanation: The Attorney General plans to expand the Consumer Protection Division. With this in mind, it is anticipated that Fund 631 will have increased settlements, which will require additional spending authority.					
Fund 402/055-616/Victims of Crime	**$30,000,000**	**$34,000,000**	**13.3%**	**$34,000,000**	**0%**
Agency Explanation: With ongoing and anticipated new initiatives, additional spending authority will be required.					
Fund 419/055-623/Claims Section	**$20,149,955**	**$25,000,000**	**24.1%**	**$25,000,000**	**0.0%**
Agency Explanation: The Attorney General plans to use current resources in Fund 419 to expand the Public Protection Division to provide a "Single Source Help Center." Such an arrangement would allow consumers to have access to an "800" number as well as enhanced internet access for public protection complaints and related inquiries. To accomplish such an initiative, resources such as additional regional locations, staffing, and equipment would be required. Currently, the office has a limited number of staff receiving public protection complaints in the Columbus location. The Attorney General would like to increase the number of regional locations throughout the state (e.g., Youngstown, Dayton, etc.) as well as enhance current efforts in the Columbus location to provide better access and customer service.					
Fund R04/055-631/General Holding Account	**$275,000**	**$1,000,000**	**263.6%**	**$1,000,000**	**0.0%**
Agency Explanation: Fund R04 serves as the holding account for recoveries made by various legal sections. The Attorney General is required, typically by settlement agreement, court order, or operation of law, to redistribute the recovered moneys in this fund to specified agencies or organizations. This requested level reflects a more realistic starting point based on historical activity.					

* Agency explanations taken from the Attorney General's letter of appeal to the Office of Budget and Management dated January 26, 2007.

Expense by Program Series Summary

The Office of the Attorney General's budget is categorized into the following three program series: (1) Criminal Justice, (2) Legal Services, and (3) Program Management. A more detailed description of these programs can be found in the section of this document entitled *Analysis of Executive Proposal*. The pie chart immediately below shows the total recommended appropriations (FYs 2008 and 2009) by program series. This information is shown for the GRF and for all funds.

Total Budget by Program Series
FYs 2008 and 2009



Revenues and Spending

As noted in the table below, the Office of the Attorney General's GRF funding, as measured by spending group, from actual FY 2004 disbursements through recommended FY 2009 appropriations will have increased by $1.2 million, or 2.1%. During that same six-year period, the GRF portion of the Office of the Attorney General's total budget will have dropped from 35.3% down to 27.9%. The Office of the Attorney General has 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.

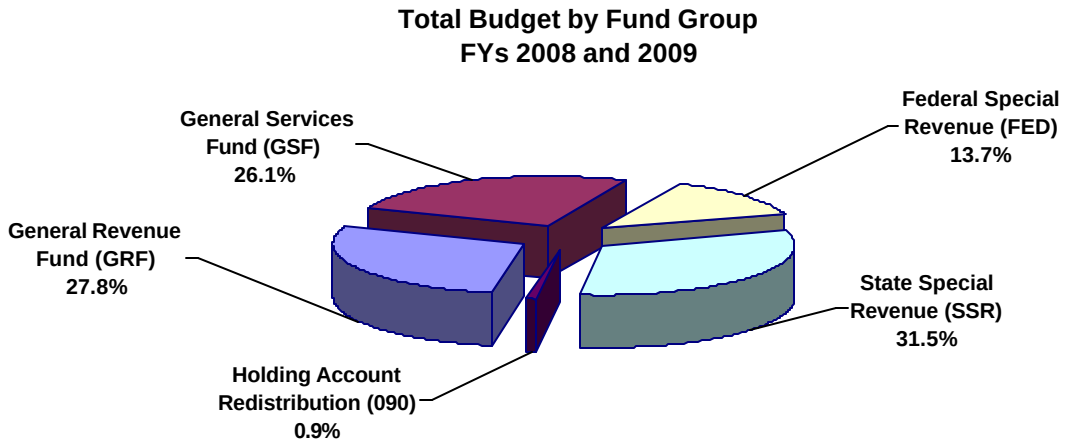
The Office of the Attorney General's total spending will have increased by $45.6 million, or 29.1%, over the six-year period covering actual FY 2004 disbursements through recommended FY 2009 appropriations.

Office of the Attorney General Spending by Fund Group*						
Fund Group	**FY 2004**	**FY 2005**	**FY 2006**	**FY 2007***	**FY 2008***	**FY 2009***
General Revenue (GRF)	$55,320,865	$53,776,126	$43,667,529	$54,148,888	$55,773,354	$56,497,151
General Services (GSF)	$36,034,057	$36,016,124	$39,121,323	$42,433,117	$52,663,636	$52,808,764
Federal Special (FED)	$22,432,804	$23,807,614	$25,589,153	$27,643,327	$27,262,040	$27,844,040
State Special (SSR)	$41,542,396	$40,846,550	$61,686,667	$54,699,076	$63,549,121	$63,549,121
Holding Account (090)	$1,558,965	$1,999,636	$7,073,706	$841,915	$1,776,025	$1,776,025
Totals	**$156,889,087**	**$156,446,050**	**$177,138,378**	**$179,766,323**	**$201,024,176**	**$202,475,101**

*The spending amounts in FY 2007 are estimates, while those for FYs 2008 and 2009 are based on the next biennial budget as proposed by the Governor.

Expense by Fund Group Summary

The pie chart immediately below shows the total recommended appropriations (FYs 2008 and 2009) by fund group. This information is shown for the GRF and for all funds.



Object of Expense Summary

As noted in the table below, over the six-year period covering actual FY 2004 disbursements through recommended FY 2009 appropriations, roughly 75%, or three-quarters, of the Office of the Attorney General's annual 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 relatively labor-intensive.

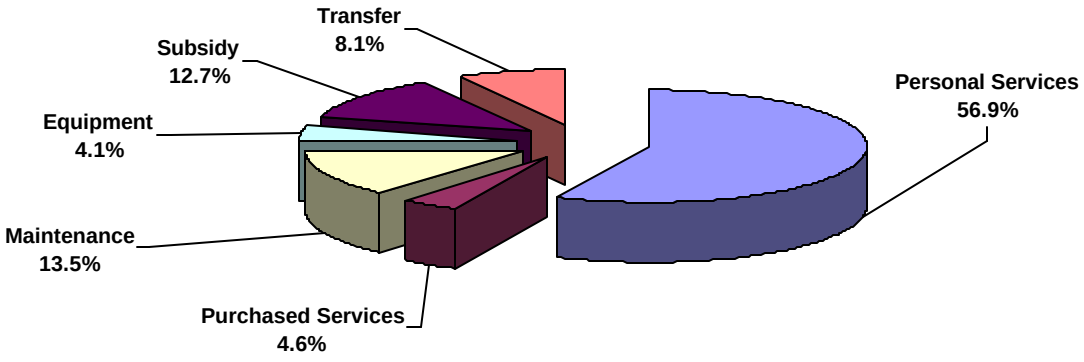
According to the budget request submitted by the prior acting Attorney General, the agency plans to make several equipment purchases in the upcoming biennium. These purchases are meant to replace much of the existing infrastructure of several law enforcement projects. As can be seen by the table below, planned biennial spending in the equipment category will increase by $6.8 million, or 68.7%, over the previous biennium's expenditure levels.

Office of the Attorney General Spending by Type of Expense*						
Expense Type	**FY 2004**	**FY 2005**	**FY 2006**	**FY 2007***	**FY 2008***	**FY 2009***
Personal Services	$90,690,017	$88,863,124	$90,699,634	$98,406,619	$113,675,580	$116,300,432
Purchased Services	$3,331,413	$4,746,663	$8,212,165	$8,578,922	$9,370,279	$9,141,598
Maintenance	$22,735,757	$22,944,823	$25,287,985	$26,616,026	$27,390,943	$27,145,973
Equipment	$5,432,146	$6,721,847	$4,575,356	$5,303,071	$8,712,467	$7,955,690
Subsidy	$20,748,699	$19,321,565	$25,852,040	$26,983,295	$25,602,483	$25,658,984
Capital Improvements	$90	$0	$576	$0	$0	$0
Transfer	$13,950,965	$13,848,028	$22,510,622	$13,878,390	$16,272,424	$16,272,424
Totals	**$156,889,087**	**$156,446,050**	**$177,138,378**	**$179,766,323**	**$201,024,176**	**$202,475,101**

*The spending amounts in FY 2007 are estimates, while those for FYs 2008 and 2009 are based on the next biennial budget as proposed by the Governor.

The pie chart immediately below shows the total recommended appropriations (FYs 2008 and 2009) by major object of expense. This information is shown for the GRF and for all funds.

Total Budget by Object of Expense
FYs 2008 and 2009



Staffing Levels

Two staffing charts are shown to give the reader a sense of the staffing trends for the Office of the Attorney General. The first table depicts staffing categorized by programs series as well as the programs within those series. The second table depicts staffing by section.

Attorney General Staffing Levels by Program Series by Fiscal Year*				
Program Series	**2006**	**2007**	**2008**	**2009**
Program Series 1: Criminal Justice	**516.5**	**545.0**	**582.0**	**582.0**
Program 1.1: Law Enforcement	426.0	453.5	489.5	489.5
Program 1.2: Victims Services	90.5	91.5	92.5	92.5
Program Series 2: Legal Services	**545.0**	**656.0**	**732.5**	**732.5**
Program 2.1: Citizen Protection	172.0	170.5	189.5	189.5
Program 2.2: State Agencies	373.0	485.5	543.0	543.0
Program Series 3: Program Management	**248.5**	**130.0**	**150.0**	**150.0**
Program 3.1: Program Management	248.5	130.0	150.0	150.0
Totals	**1,310.0**	**1,331.0**	**1,464.5**	**1,464.5**

* The staffing levels displayed in the above table represent full-time equivalents (FTEs). The number of FTEs for FY 2007 are actuals as of 1/31/07. FYs 2008 and 2009 are estimates. The 13 Attorney General employees on the PUCO payroll are not included in any of these costs.

Office of the Attorney General Staffing Levels by Section*						
Section	**FY 2004**	**FY 2005**	**FY 2006**	**FY 2007**	**FY 2008**	**FY 2009**
Administration	7	4	4	4	5	5
Antitrust	12	10	10	12	14	14
Appeals	2	3.5	3.5	1	4	4
BCII	309	283.5	283.5	295	327	327
Business Counsel	4	4	4	5	6	6
Capital Crimes	16	18.5	18.5	18	18	18
Charitable Organizations	35	37	37	40.5	45	45
Chief Counsel	1	2	2	2	2	2
Child & Elder Protection	----	8	8	11.5	11.5	11.5
Civil Rights	15	15.5	15.5	----	----	----
Civil Rights and Election Law	----	----	----	15	16	16
Collections Enforcement	112	115	115	118.5	133.5	133.5
Communications	7	9.5	9.5	9.5	9.5	9.5
Constituent Services	8	4	4	5.5	7.5	7.5
Constitutional Offices	18	17.5	17.5	13	21.5	21.5
Consumer	----	----	----	----	----	----
Consumer Protection	86	66	66	61.5	72.5	72.5
Corrections	----	----	----	33.5	33.5	33.5
Corrections Litigation	42	35	35	----	----	----
Court of Claims	33	33.5	33.5	28.5	30.5	30.5
Crime Victims Services	94	82.5	82.5	80	81	81
Criminal Justice	2	3	3	----	----	----
Education	17	15.5	15.5	12.5	15.5	15.5
Employment Law	18	14	14	15.5	17	17
Environmental Enforcement	62	58	58	55.5	57	57
Executive Agencies	38	35.5	35.5	37	39.5	39.5
Finance	11	13	13	11	13	13
First Assistant Attorney General	24	26	26	27	29	29
General Services	32	29	29	22.5	23.5	23.5
Government Affairs	----	----	----	1	1	1
Health and Human Services	47	42.5	42.5	41	41	41
Health Care Fraud	46	49.5	49.5	53.5	53.5	53.5
Human Resources	17	14.5	14.5	12	14	14
Information Technology	28	45	45	53	53	53
Internal Auditor	----	4.5	4.5	1.5	3.5	3.5
Labor	----	----	----	----	5	5
Law Enforcement Operations	----	----	----	2	2	2
Ohio Law Enforcement Gateway	----	----	----	5	7	7
Ohio Organized Crime Commission	18	9	9	15	15	15
Ohio Peace Officer Training Academy	61	62.5	62.5	65	67	67

Office of the Attorney General Staffing Levels by Section*						
Section	**FY 2004**	**FY 2005**	**FY 2006**	**FY 2007**	**FY 2008**	**FY 2009**
Operations	----	----	----	1	1	1
Opinions	6	6	6	6	6	6
Outside Counsel	----	----	----	3.5	3.5	3.5
Policy and Administration	----	----	----	4	5	5
Policy & Legislative Affairs	4	5	5	3	11	11
Program Development	2	3	3	3	4	4
Public Affairs	9	7	7	----	----	----
Public Protection	1	1	1	1	1	1
Special Counsel	6	7	7	----	----	----
State Solicitor	3	2	2	2	7	7
Taxation	9	8	8	9.5	10.5	10.5
Tobacco Unit	----	----	----	4	6	6
Transportation	29	24.5	24.5	27	27	27
Workers' Compensation	83	76	76	83	88	88
Totals	**1,374.0**	**1,310.0**	**1,310.0**	**1,331.0**	**1,464.5**	**1,464.5**

*The staffing levels displayed in the above table represent full-time equivalents (FTEs). The number of FTEs for FYs 2007 through 2009 are estimates.

MASTER TABLE: EXECUTIVE'S RECOMMENDATIONS FOR FY 2008 AND FY 2009

The following table provides a comprehensive presentation of the executive's recommendations for each of the agency's line items and the programs each line item supports. Please note that some line items may provide funding for multiple program series and/or programs. See the Analysis of Executive Proposal section for more information on specific program funding.

Executive Recommendations for FY 2008 and FY 2009, By Line Item and Program				
Fund	**ALI**	**Title**	**FY 2008**	**FY 2009**
General Revenue Fund				
GRF	**055-321**	**Operating Expenses**	**$54,063,833**	**$54,007,332**
		Program Series 1: Criminal Justice		
		Program 1.01: Law Enforcement	$29,748,863	$29,743,140
		Program Series 2: Legal Services		
		Program 2.01: Citizen Protection	$3,237,847	$3,237,847
		Program 2.02: State Agencies	$12,399,363	$12,348,585
		Program Series 3: Program Management		
		Program 3.01: Program Management	$8,677,760	$8,677,760
GRF	**055-404**	**Tobacco Settlement Enforcement**	**$0**	**$723,797**
		Program Series 1: Criminal Justice		
		Program 1.01: Law Enforcement	$0	$723,797
GRF	**055-411**	**County Sheriffs' Pay Supplement**	**$813,117**	**$842,134**
		Program Series 1: Criminal Justice		
		Program 1.01: Law Enforcement	$813,117	$842,134
GRF	**055-415**	**County Prosecutors' Pay Supplement**	**$896,404**	**$923,888**
		Program Series 1: Criminal Justice		
		Program 1.01: Law Enforcement	$896,404	$923,888
		General Revenue Fund Subtotal	**$55,773,354**	**$56,497,151**
General Services Fund Group				
106	**055-612**	**General Reimbursement**	**$29,870,196**	**$29,870,196**
		Program Series 1: Criminal Justice		
		Program 1.01: Law Enforcement	$9,291,631	$9,291,631
		Program Series 2: Legal Services		
		Program 2.01: Citizen Protection	$2,035,381	$2,010,381
		Program 2.02: State Agencies	$13,871,245	$13,896,245
		Program Series 3: Program Management		
		Program 3.01: Program Management	$4,671,939	$4,671,939
195	**055-660**	**Workers' Compensation Section**	**$8,002,720**	**$8,002,720**
		Program Series 2: Legal Services		
		Program 2.02: State Agencies	$8,002,720	$8,002,720
418	**055-615**	**Charitable Foundations**	**$6,919,850**	**$7,064,978**
		Program Series 2: Legal Services		
		Program 2.01: Citizen Protection	$6,919,850	$7,064,978
420	**055-603**	**Attorney General Antitrust**	**$1,500,000**	**$1,500,000**
		Program Series 2: Legal Services		
		Program 2.01: Citizen Protection	$1,500,000	$1,500,000

Executive Recommendations for FY 2008 and FY 2009, By Line Item and Program				
Fund	**ALI**	**Title**	**FY 2008**	**FY 2009**
421	**055-617**	**Police Officers' Training Academy Fee**	**$2,000,000**	**$2,000,000**
		Program Series 1: Criminal Justice		
		Program 1.01: Law Enforcement	$2,000,000	$2,000,000
4Y7	**055-608**	**Title Defect Rescission**	**$750,000**	**$750,000**
		Program Series 2: Legal Services		
		Program 2.01: Citizen Protection	$750,000	$750,000
4Z2	**055-609**	**BCI Asset Forfeiture and Cost Reimbursement**	**$1,000,000**	**$1,000,000**
		Program Series 1: Criminal Justice		
		Program 1.01: Law Enforcement	$1,000,000	$1,000,000
590	**055-633**	**Peace Officer Private Security**	**$98,370**	**$98,370**
		Program Series 1: Criminal Justice		
		Program 1.01: Law Enforcement	$98,370	$98,370
5A9	**055-618**	**Telemarketing Fraud Enforcement**	**$7,500**	**$7,500**
		Program Series 2: Legal Services		
		Program 2.01: Citizen Protection	$7,500	$7,500
629	**055-636**	**Corrupt Activity Investigation and Prosecution**	**$15,000**	**$15,000**
		Program Series 1: Criminal Justice		
		Program 1.01: Law Enforcement	$15,000	$15,000
631	**055-637**	**Consumer Protection Enforcement**	**$2,500,000**	**$2,500,000**
		Program Series 2: Legal Services		
		Program 2.01: Citizen Protection	$2,500,000	$2,500,000
		General Services Fund Subtotal	**$52,663,636**	**$52,808,764**
		Federal Special Revenue Fund Group		
306	**055-620**	**Medicaid Fraud Control**	**$3,139,500**	**$3,296,500**
		Program Series 1: Criminal Justice		
		Program 1.01: Law Enforcement	$3,139,500	$3,296,500
381	**055-611**	**Civil Rights Legal Service**	**$402,540**	**$402,540**
		Program Series 2: Legal Services		
		Program 2.02: State Agencies	$402,540	$402,540
383	**055-634**	**Crime Victims Assistance**	**$16,000,000**	**$16,000,000**
		Program Series 1: Criminal Justice		
		Program 1.02: Victims Services	$16,000,000	$16,000,000
3E5	**055-638**	**Attorney General Pass-Through Funds**	**$2,850,000**	**$3,030,000**
		Program Series 1: Criminal Justice		
		Program 1.01: Law Enforcement	$2,850,000	$3,030,000
3R6	**055-613**	**Attorney General Federal Funds**	**$4,870,000**	**$5,115,000**
		Program Series 1: Criminal Justice		
		Program 1.01: Law Enforcement	$4,870,000	$5,115,000
		Federal Special Revenue Fund Subtotal	**$27,262,040**	**$27,844,040**
		State Special Revenue Fund Group		
402	**055-616**	**Victims of Crime**	**$34,000,000**	**$34,000,000**
		Program Series 1: Criminal Justice		
		Program 1.02: Victims Services	$34,000,000	$34,000,000

Executive Recommendations for FY 2008 and FY 2009, By Line Item and Program				
Fund	**ALI**	**Title**	**FY 2008**	**FY 2009**
419	**055-623**	**Claims Section**	**$25,000,000**	**$25,000,000**
		Program Series 2: Legal Services		
		Program 2.01: Citizen Protection	$8,350,046	$8,350,046
		Program 2.02: State Agencies	$16,649,954	$16,649,954
4L6	**055-606**	**DARE**	**$3,927,962**	**$3,927,962**
		Program Series 1: Criminal Justice		
		Program 1.01: Law Enforcement	$3,927,962	$3,927,962
659	**055-641**	**Solid and Hazardous Waste Background Investigation**	**$621,159**	**$621,159**
		Program Series 1: Criminal Justice		
		Program 1.01: Law Enforcement	$621,159	$621,159
State Special Revenue Fund Subtotal			**$63,549,121**	**$63,549,121**
Holding Account Redistribution Fund Group				
R04	**055-631**	**General Holding Account**	**$1,000,000**	**$1,000,000**
		Program Series 2: Legal Services		
		Program 2.01: Citizen Protection	$1,000,000	$1,000,000
R05	**055-632**	**Antitrust Settlements**	**$1,000**	**$1,000**
		Program Series 2: Legal Services		
		Program 2.01: Citizen Protection	$1,000	$1,000
R18	**055-630**	**Consumer Frauds**	**$750,000**	**$750,000**
		Program Series 2: Legal Services		
		Program 2.01: Citizen Protection	$750,000	$750,000
R42	**055-601**	**Organized Crime Commission Distributions**	**$25,025**	**$25,025**
		Program Series 1: Criminal Justice		
		Program 1.01: Law Enforcement	$25,025	$25,025
Holding Account Redistribution Fund Subtotal			**$1,776,025**	**$1,776,025**
Agency Total Funding			**$201,024,176**	**$202,475,101**

ANALYSIS OF EXECUTIVE PROPOSAL

The analysis of the Office of the Attorney General's budget contained herein is organized around the following three program series.

- ***Program Series 1 - Criminal Justice***
- ***Program Series 2 - Legal Services***
- ***Program Series 3 - Program Management***

Program Series 1: Criminal Justice

Purpose: To support law enforcement activities and victims services

The following table shows the line items that are used to fund the Criminal Justice program series, as well as the Governor's recommended funding levels.

Fund	ALI	Title	FY 2008	FY 2009
General Revenue Fund				
GRF	055-321	Operating Expenses	$29,748,863	$29,743,140
GRF	055-404	Tobacco Settlement Enforcement	$0	$723,797
GRF	055-411	County Sheriffs' Pay Supplement	$813,117	$842,134
GRF	055-415	County Prosecutors' Pay Supplement	$896,404	$923,888
		General Revenue Fund Subtotal	**$31,458,384**	**$32,232,959**
General Services Fund				
106	055-612	General Reimbursement	$9,291,631	$9,291,631
4Z2	055-609	BCI Asset Forfeiture and Cost Reimbursement	$1,000,000	$1,000,000
421	055-617	Police Officers' Training Academy Fee	$2,000,000	$2,000,000
590	055-633	Peace Officer Private Security Fund	$98,370	$98,370
629	055-636	Corrupt Activity Investigation and Prosecution	$15,000	$15,000
		General Services Fund Subtotal	**$12,405,001**	**$12,405,001**
Federal Special Revenue Fund				
3E5	055-638	Attorney General Pass-Through Funds	$2,850,000	$3,030,000
3R6	055-613	Attorney General Federal Funds	$4,870,000	$5,115,000
306	055-620	Medicaid Fraud Control	$3,139,500	$3,296,500
383	055-634	Crime Victims Assistance	$16,000,000	$16,000,000
		Federal Special Revenue Fund Subtotal	**$26,859,500**	**$27,441,500**
State Special Revenue Fund				
4L6	055-606	DARE	$3,927,962	$3,927,962
402	055-616	Victims of Crime	$34,000,000	$34,000,000
659	055-641	Solid and Hazardous Waste Background Investigations	$621,159	$621,159
		State Special Revenue Fund Subtotal	**$38,549,121**	**$38,549,121**
Holding Account Redistribution Fund				
R42	055-601	Organized Crime Commission Distributions	$25,025	$25,025
		Holding Account Redistribution Fund Subtotal	**$25,025**	**$25,025**
Total Program Series Funding: Criminal Justice			**$109,297,031**	**$110,653,606**

This analysis focuses on the following specific programs within the Criminal Justice program series:

- ***Program 1.01 – Law Enforcement***
- ***Program 1.02 – Victims Services***

Program 1.01 – Law Enforcement

Program Description: The Law Enforcement Program encompasses all sections and functions of the Office of the Attorney General charged with providing services to the law enforcement community across the state, as well as those sections providing enforcement-related activities. The program includes the Bureau of Criminal Identification and Investigation (BCII), the Peace Officer Training Academy (POTA), the Organized Crime Investigations Commission (OCIC), and units for capital crimes and health care fraud. The Drug Abuse Resistance Enforcement (DARE) Program and the legislatively mandated pay supplements for county sheriffs and county prosecutors are included in this program.

Fund	ALI	Title	FY 2008	FY 2009
General Revenue Fund				
GRF	055-321	Operating Expenses	$29,748,863	$29,743,140
GRF	055-404	Tobacco Settlement Enforcement	$0	$723,797
GRF	055-411	County Sheriff's Pay Supplement	$813,117	$842,134
GRF	055-415	County Prosecutors Pay Supplement	$896,404	$923,888
		General Revenue Fund Subtotal	**$31,458,384**	**$32,232,959**
General Services Fund				
106	055-612	General Reimbursement	$9,291,631	$9,291,631
4Z2	055-609	BCI Asset Forfeiture and Cost Reimbursement	$1,000,000	$1,000,000
421	055-617	Police Officers' Training Academy Fee	$2,000,000	$2,000,000
590	055-633	Peace Officer Private Security Fund	$98,370	$98,370
629	055-636	Corrupt Activity Investigation and Prosecution	$15,000	$15,000
		General Services Fund Subtotal	**$12,405,001**	**$12,405,001**
Federal Special Revenue Fund				
3E5	055-638	Attorney General Pass-Through Funds	$2,850,000	$3,030,000
3R6	055-613	Attorney General Federal Funds	$4,870,000	$5,115,000
306	055-620	Medicaid Fraud Control	$3,139,500	$3,296,500
		Federal Special Revenue Fund Subtotal	**$10,859,500**	**$11,441,500**
State Special Revenue Fund				
4L6	055-606	DARE	$3,927,962	$3,927,962
659	055-641	Solid and Hazardous Waste Background Investigations	$621,159	$621,159
		State Special Revenue Fund Subtotal	**$4,549,121**	**$4,549,121**
Holding Account Redistribution Fund				
R42	055-601	Organized Crime Commission Distributions	$25,025	$25,025
		Holding Account Redistribution Fund Subtotal	**$25,025**	**$25,025**
Total Program Funding: Law Enforcement			**$59,297,031**	**$60,653,606**

Funding Sources: (1) GRF, (2) civilian record check fees, (3) federal grants, (4) asset forfeitures and cost reimbursements, (5) fees paid to POTA by applicants, (6) fines and civil penalties, (7) fees from

applicants or owners of various types of hazardous waste facilities, and (8) court judgments for reimbursement of expenses of the organized crime task forces

Line Items: See table above

Implication of Executive Recommendation: According to the Office of the Attorney General, the executive-recommended funding levels will permit the Attorney General to:

- Support 426 current staff positions assigned to law enforcement activities.
- Focus on activities in the area of reducing turnaround time and reducing backlogs for various crime scene and laboratory operations.
- Develop and expand the Ohio Law Enforcement Gateway, a secure web site designed to provide law enforcement agencies and prosecutors access to a host of databases and to encourage sharing information between jurisdictions.
- Implement and administer an expanded continuing professional training program for Ohio's peace officers.
- Increase the emphasis on programs administered by BCII that assist local law enforcement, ranging from DNA and crime laboratory analysis to Internet juvenile crime prevention, undercover narcotics investigations, and detection of methamphetamine labs.

Temporary Law

Tobacco Settlement Enforcement (Section 227.10). A temporary law provision contained in the executive budget states that GRF line item 055-404, Tobacco Settlement Enforcement, shall be used by the Attorney General to pay costs incurred in the oversight, administration, and enforcement of the Tobacco Master Settlement Agreement.

County Sheriffs' Pay Supplement (Section 227.10). A temporary law provision contained in the executive budget states that GRF line item 055-411, County Sheriffs' Pay Supplement, shall be used for the purpose of supplementing the annual compensation of county sheriffs as required by section 325.06 of the Revised Code. The provision also permits the Attorney General to request that the Director of Budget and Management transfer appropriation authority from line item 055-321, Operating Expenses, to line item 055-411 for that state purpose.

County Prosecutors' Pay Supplement (Section 227.10). A temporary law provision contained in the executive budget states that GRF line item 055-415, County Prosecutors' Pay Supplement, shall be used for the purpose of supplementing the annual compensation of certain county prosecutors as required by section 325.111 of the Revised Code. The provision also permits the Attorney General to request that the Director of Budget and Management transfer appropriation authority from appropriation item 055-321, Operating Expenses, to line item 055-415 for that state purpose.

Corrupt Activity Investigation and Prosecution (Section 227.10). A temporary law provision contained in the executive budget 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 provision also allows for an automatic increase in the fund's appropriation authority, if necessary, without the need of any other further legislative action or Controlling Board approval.

Attorney General Federal Funds (Section 227.10). A temporary law provision contained in the executive budget states that line item 055-638, Attorney General Federal Funds, shall be used to receive federal grant funds provided to the Attorney General by other state agencies, including, but not limited to, the departments of Youth Services and Public Safety.

Organized Crime Commission Distributions (Section 227.10). A temporary law provision contained in the executive budget states that line item 055-601, Organized Crime Commission Distributions, shall be used by the Organized Crime Investigations Commission, as provided by section 177.011 of the Revised Code, to reimburse political subdivisions for the expenses the political subdivisions incur when their law enforcement officers participate in an organized crime task force. The provision also allows for an automatic increase in the fund's appropriation authority, if necessary, without the need of any other further legislative action or Controlling Board approval.

Program 1.02 – Victims Services

Program Description: This program encompasses all functions of the Office of the Attorney General charged with protecting or assisting victims of crime and with protecting children and the elderly. These functions include the following:

- Crime Victims' Services and the Victims of Crime/Reparations Fund, which awards compensation to eligible victims of violent crime for their unreimbursed economic losses.
- Victims Assistance Program, which provides funding to rape crisis centers and domestic violence shelters.
- Missing Children's Clearinghouse, which coordinates and improves the availability of information on missing children.
- Identity Theft Passport Program, which is aimed at assisting victims of stolen identities.
- Child and Elder Protection, which uses experienced criminal prosecutors and investigators to assist local prosecutors in child support, physical and sexual abuse cases, Internet and computer crime investigations, and elder abuse cases.

Fund	ALI	Title	FY 2008	FY 2009
Federal Special Revenue Fund				
383	055-634	Crime Victims Assistance	$16,000,000	$16,000,000
		Federal Special Revenue Fund Subtotal	**$16,000,000**	**$16,000,000**
State Special Revenue Services Fund				
402	055-616	Victims of Crime	$34,000,000	$34,000,000
		State Special Revenue Fund Subtotal	**$34,000,000**	**$34,000,000**
Total Program Funding: Victims Services			**$50,000,000**	**$50,000,000**

Funding Sources: (1) federal grants, (2) courts costs from felony, misdemeanor, and nonmoving traffic violation conviction, (3) $75 of the $425 license reinstatement fee, and (4) miscellaneous other moneys, payments, and proceeds

Line Items: See table above

Implication of Executive Recommendation: According to the Office of the Attorney General, the executive-recommended funding levels will permit the Attorney General to:

- Meet the requirements included in legislation regarding the Crime Victims Compensation Law.
- Maintain support to victim assistance programs in each county.
- Meet the DNA collection and testing requirements in H.B. 427 of the 126th General Assembly.

Temporary Law

Fund Adjustments (Section 227.10). A temporary law provision contained in the executive budget states that, on July 1, 2007, or as soon as practicable thereafter, the Director of Budget and Management shall transfer the cash balance in the Crime Victims Compensation Fund (Fund 108) to the Reparations Fund (Fund 402). As of this writing, Fund 108's cash balance is less than $1. Upon completion of this transfer, the Crime Victims Compensation Fund (Fund 108) is hereby abolished.

Program Series 2: Legal Services

Purpose: Provide legal services to protect the rights of citizens and businesses in Ohio and legal representation to various state officials and state agencies

The following table shows the line items that are used to fund the Legal Services program series, as well as the Governor's recommended funding levels.

Fund	ALI	Title	FY 2008	FY 2009
General Revenue Fund				
GRF	055-321	Operating Expenses	$15,637,210	$15,586,432
		General Revenue Fund Subtotal	**$15,637,210**	**$15,586,432**
General Services Fund				
106	055-612	General Reimbursement	$15,906,626	$15,906,626
195	055-660	Workers' Compensation Section	$8,002,720	$8,002,720
4Y7	055-608	Title Defect Rescission	$750,000	$750,000
418	055-615	Charitable Foundations	$6,919,850	$7,064,978
420	055-603	Attorney General Antitrust	$1,500,000	$1,500,000
5A9	055-618	Telemarketing Fraud Enforcement	$7,500	$7,500
631	055-637	Consumer Protection Enforcement	$2,500,000	$2,500,000
		General Services Fund Subtotal	**$35,586,696**	**$35,731,824**
Federal Special Revenue Fund				
381	055-611	Civil Rights Legal Service	$402,540	$402,540
		Federal Special Revenue Fund Subtotal	**$402,540**	**$402,540**
State Special Revenue Fund				
419	055-623	Claims Section	$25,000,000	$25,000,000
		State Special Revenue Fund Subtotal	**$25,000,000**	**$25,000,000**
Holding Account Redistribution Fund				
R04	055-631	General Holdings	$1,000,000	$1,000,000
R05	055-632	Antitrust Settlements	$1,000	$1,000
R18	055-630	Consumer Frauds	$750,000	$750,000
		Holding Account Redistribution Fund Subtotal	**$1,751,000**	**$1,751,000**
Total Program Series Funding: Legal Services			**$78,377,446**	**$78,471,796**

This analysis focuses on the following specific programs within the Legal Services program series:

- ***Program 2.01 – Citizen Protection***
- ***Program 2.02 – State Agencies***

Program 2.01 – Citizen Protection

Program Description: This program includes consumer protection, charitable law, environmental enforcement, and antitrust. The majority of the funding for the Citizen Protection program budget represents costs for salaries and benefits of personnel required to fulfill the goals of this program

through investigation, monitoring, education, and litigation of applicable state and federal laws designed to protect consumers, businesses, and the environment.

Fund	ALI	Title	FY 2008	FY 2009
General Revenue Fund				
GRF	055-321	Operating Expenses	$3,237,847	$3,237,847
		General Revenue Fund Subtotal	**$3,237,847**	**$3,237,847**
General Services Fund				
106	055-612	General Reimbursement	$2,035,381	$2,010,381
4Y7	055-608	Title Defect Rescission	$750,000	$750,000
418	055-615	Charitable Foundations	$6,919,850	$7,064,978
420	055-603	Attorney General Antitrust	$1,500,000	$1,500,000
5A9	055-618	Telemarketing Fraud Enforcement	$7,500	$7,500
631	055-637	Consumer Protection Enforcement	$2,500,000	$2,500,000
		General Services Fund Subtotal	**$13,712,731**	**$13,832,859**
State Special Revenue Fund				
419	055-623	Claims Section	$8,350,046	$8,350,046
		State Special Revenue Fund Subtotal	**$8,350,046**	**$8,350,046**
Holding Account Redistribution Fund				
R04	055-631	General Holding Account	$1,000,000	$1,000,000
R05	055-632	Antitrust Settlements	$1,000	$1,000
R18	055-630	Consumer Frauds	$750,000	$750,000
		Holding Account Redistribution Fund Subtotal	**$1,751,000**	**$1,751,000**
Total Program Funding: Citizen Protection			**$27,051,624**	**$27,171,752**

Funding Sources: (1) GRF, (2) fees collected from licensed motor vehicle dealers once the balance of the fund drops below $300,000, (3) recoveries made from violations under the Title Defect Rescission program, (4) various fees, forfeited bonds, and court awards associated with administering the Charitable Gambling Law, (5) 10% of antitrust recoveries, (6) 75% of civil penalties ordered and paid pursuant to the Consumer Practices Act and the Odometer and Rollback Disclosure Act as well as all unclaimed surety bonds associated with that program, and (7) court ordered settlements and reimbursements

Line Items: See table above

Implication of Executive Recommendation: According to the Office of the Attorney General, the executive-recommended funding levels will permit the Attorney General to:

- Increase enforcement of consumer protection statutes and improve public education on consumer issues through the use of technological advancements as well as enhanced outreach initiatives.
- Expand efforts for the development of a near paperless, web-based database that will allow Ohio's 20,000 charities and nearly 2,000 bingo license applicants the ability to apply, register, and pay required fees electronically.
- Establish a Predatory Lending Task Force, which will aggressively act to protect seniors and other citizens vulnerable to corrupt financial practices.

Temporary Law

General Holding Account (Section 227.10). A temporary law provision contained in the executive budget states that line item 055-631, General Holding Account, shall be used to distribute moneys under the terms of relevant court orders received from settlements in a variety of cases involving the Office of the Attorney General. If it is determined that additional amounts are necessary for this purpose, the amounts are appropriated.

Antitrust Settlements (Section 227.10). A temporary law provision contained in the executive budget states that line item 055-632, Antitrust Settlements, shall be used to distribute court-ordered antitrust settlements in which the Office of the Attorney General represents the state or a political subdivision under section 109.81 of the Revised Code. The provision also allows for an automatic increase in the fund's appropriation authority, if necessary, without the need of any other further legislative action or Controlling Board approval.

Consumer Frauds (Section 227.10). A temporary law provision contained in the executive budget states that line item 055-630, Consumer Frauds, shall be used for distribution of moneys from court-ordered judgments against sellers in actions brought by the Office of the Attorney General under sections 1334.08 and 4549.48 and division (B) of section 1345.07 of the Revised Code, and that these moneys be used to provide restitution to consumers victimized by the fraud that generated the court-ordered judgments. The provision also allows for an automatic increase in the fund's appropriation authority, if necessary, without the need of any other further legislative action or Controlling Board approval.

Program 2.02 – State Agencies

Program Description: This program provides legal representation to state officials and state agencies. This legal representation, which is functionally divided between 16 sections, includes legal advice, contract review, and litigation support. The program is highly personnel intensive, with more than 90% of its costs attributable to salaries and fringe benefits for the attorneys and support staff who provide these services to various state officials, agencies, boards, and commissions.

Fund	ALI	Title	FY 2008	FY 2009
General Revenue Fund				
GRF	055-321	Operating Expenses	$12,399,363	$12,348,585
		General Revenue Fund Subtotal	**$12,399,363**	**$12,348,585**
General Services Fund				
106	055-612	General Reimbursement	$13,871,245	$13,896,245
195	055-660	Workers' Compensation Section	$8,002,720	$8,002,720
		General Services Fund Subtotal	**$21,873,965**	**$21,898,965**
Federal Special Revenue Fund				
381	055-611	Civil Rights Legal Service	$402,540	$402,540
		Federal Special Revenue Fund Subtotal	**$402,540**	**$402,540**
State Special Revenue Fund				
419	055-623	Claims Section	$16,649,954	$16,649,954
		State Special Revenue Fund Subtotal	**$16,649,954**	**$16,649,954**
Total Program Funding: State Agencies			**$51,325,822**	**$51,300,044**

Funding Sources: (1) GRF, (2) reimbursement payments for legal services rendered to state agencies pursuant to contracts between the Attorney General and those state agencies, (3) quarterly payments from the Bureau of Workers' Compensation and the Ohio Industrial Commission, and (4) up to 11% of all amounts collected by the Office of the Attorney General on claims due the state

Line Items: See table above

Implication of Executive Recommendation: According to the Office of the Attorney General, the executive-recommended funding levels will permit the Attorney General to maintain existing service levels.

Temporary Law

Workers' Compensation Section (Section 227.10). A temporary law provision contained in the executive budget stipulates that Fund 195 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 provision also requires the Office of the Attorney General, the Bureau of Workers' Compensation, and the Ohio Industrial Commission to mutually agree upon the amount of the quarterly payments.

Attorney General Review of Selection Process for Outside Counsel (Section 703.03). A temporary law provision contained in the executive budget states that, on July 1, 2007, or as soon as practicable thereafter, the Attorney General shall undertake a review of the selection process for outside counsel for the state and shall review all options for recovering cost savings from respective state agencies to which counsel is provided, including options for charging state agencies for a portion of the savings realized. After undertaking such review, the Attorney General may develop, in consultation with the Director of Budget and Management, a cost savings method that accurately accounts for costs savings realized from the outside counsel selection process and may implement the method, subject to the approval of the Director of Budget and Management. If a method is implemented, the Attorney General shall report, not later than the 30th day of June in each of FYs 2008 and 2009, on its method and certify its continued accuracy to the Director of Budget and Management, the Speaker of the House of Representatives, the President of the Senate, the Minority Leader of the House of Representatives, the Minority Leader of the Senate, and the Legislative Service Commission.

Fund Adjustments (Section 227.10). A temporary law provision contained in the executive budget states that, on July 1, 2007, or as soon as practicable thereafter, the cash balance and related expenditure activity of the Employment Services Fund (Fund 107) will be transferred to the General Reimbursement Fund (Fund 106). Upon completion of these transfers, the Employment Services Fund (Fund 107) will be abolished. Under current law, moneys deposited to the credit of Fund 107 are used to support operation of a portion of the Office of the Attorney General's Health and Human Services Section that handles unemployment compensation collection and litigation matters for the Department of Job and Family Services. Under the executive-recommended budget, this revenue stream and related purpose will be transferred to Fund 106.

Program Series 3: Program Management

Purpose: To oversee and support the Office of the Attorney General's provision of criminal justice and legal services

The following table shows the line items that are used to fund the Program Management program series, as well as the Governor's recommended funding levels.

Fund	ALI	Title	FY 2008	FY 2009
General Revenue Fund				
GRF	055-321	Operating Expenses	$8,677,760	$8,677,760
		General Revenue Fund Subtotal	**$8,677,760**	**$8,677,760**
General Services Fund				
106	055-612	General Reimbursement	$4,671,939	$4,671,939
		General Services Fund Subtotal	**$4,671,939**	**$4,671,939**
Total Program Series Funding: Program Management			**$13,349,699**	**$13,349,699**

This analysis focuses on the following specific program within the program series:

- ***Program 3.01 – Program Management***

Program 3.01 – Program Management

Program Description: This program provides funding for the support operations of the Office of the Attorney General, including information technology, finance, human resources, office services, facilities management, fleet management, library services, records retention, training, internal audit, and communications.

Funding Sources: (1) GRF, and (2) court ordered reimbursements

Line Items: See table above

Implication of Executive Recommendation: According to the Office of the Attorney General, the executive-recommended funding levels for this program will permit the Attorney General to maintain existing service levels, including supporting the payroll and related expenses of 250 current staff positions.

Temporary and Permanent Law

It does not appear that the executive-recommended budget contains any permanent or temporary law provisions directly affecting the Attorney General's Program Management program series.

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General Revenue Fund

GRF 055-321 Operating Expenses

2004	2005	2006	2007 Estimate	2008 Executive Proposal	2009 Executive Proposal
$52,583,487	$52,315,914	$42,068,487	$52,610,157	**$54,063,833**	**$54,007,332**
	-0.5%	-19.6%	25.1%	**2.8%**	**-0.1%**

Source: GRF

Legal Basis: Section 203.48 of Am. Sub. H.B. 66 of the 126th G.A. (originally established by Am. Sub. H.B. 204 of the 113th G.A., the main operating appropriations act covering FYs 1980 and 1981)

Purpose: The line item primarily funds payroll, personal services contract, maintenance, and equipment costs associated with the Office of the Attorney General's provision of: (1) legal representation, and (2) investigative and technical assistance and training to the law enforcement community.

GRF 055-404 Tobacco Settlement Enforcement

2004	2005	2006	2007 Estimate	2008 Executive Proposal	2009 Executive Proposal
$0	$0	$0	$0	**$0**	**$723,797**

Source: GRF

Legal Basis: Section 227.10 as proposed in the As Introduced version of H.B. 119 of the 127th G.A.

Purpose: The line item is to be used to pay the costs incurred in the oversight, administration, and enforcement of the Tobacco Master Settlement Agreement.

GRF 055-406 Community Police Match and Law Enforcement Assistance

2004	2005	2006	2007 Estimate	2008 Executive Proposal	2009 Executive Proposal
$1,310,209	$362	$0	$0	**$0**	**$0**
	-100.0%				

Source: GRF

Legal Basis: Discontinued line item (originally established by Controlling Board on June 5, 1995)

Purpose: Pursuant to temporary law, the line item was used to pay 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 the line item was to award grants that assisted counties, municipalities, townships, and state-assisted or state-supported institutions of higher education in satisfying the 25% 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 G.A., the main operating appropriations act covering FYs 1998 and 1999, changed the name of the line item from Community Police Match to Community Police Match and Law Enforcement Assistance to allow the moneys to be given as grants to local law enforcement for the improvement of technology and equipment, and to provide support for the Office of the Attorney General's criminal task force investigations. No FY 2000 and FY 2001 appropriations were included in Am. Sub. H.B. 283 of the 123rd G.A., 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 line item (055-406).

GRF 055-411 County Sheriffs' Pay Supplement

2004	2005	2006	2007 Estimate	2008 Executive Proposal	2009 Executive Proposal
$721,468	$732,438	$757,091	$779,509	**$813,117**	**$842,134**
	1.5%	3.4%	3.0%	**4.3%**	**3.6%**

Source: GRF

Legal Basis: ORC 325.06(B); Section 203.48 of Am. Sub. H.B. 66 of the 126th G.A. (originally established by Am. Sub. H.B. 408 of the 121st G.A., an act that increased the compensation of elected officials)

Purpose: The line item is used for the purpose of supplementing the annual compensation of county sheriffs. 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 G.A. 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 that 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 officer 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 reimburses the county if funds are available.

The executive-recommended budget for FYs 2008 and 2009, as contained in the As Introduced version of H.B. 119 of the 127th G.A., contains temporary law permitting the Attorney General to request that the Director of Budget and Management transfer appropriation authority from line item 055-321, Operating Expenses, to line item 055-411, County Sheriffs' Pay Supplement, to be used for the above stated purpose.

GRF 055-415 County Prosecutors' Pay Supplement

2004	2005	2006	2007 Estimate	2008 Executive Proposal	2009 Executive Proposal
$705,701	$727,413	$841,950	$759,222	**$896,404**	**$923,888**
	3.1%	15.7%	-9.8%	**18.1%**	**3.1%**

Source: GRF

Legal Basis: ORC 325.111; Section 203.48 of Am. Sub. H.B. 66 of the 126th G.A. (originally established by Am. Sub. H.B. 408 of the 121st G.A., an act that increased the compensation of elected officials)

Purpose: The line item is used for the purpose of supplementing the annual compensation of a prosecuting attorney in a county with a population of less than 70,000 who elects to serve as a full-time prosecuting attorney with no private practice. The salary and fringe benefits that a full-time prosecuting attorney receives is substantially greater than that of a prosecuting attorney who chooses to also engage in the private practice of law in counties in this population range.

ORC 325.111 requires that the state pay supplemental compensation to a prosecuting attorney of a county with a population of less than 70,000 who chooses to serve as a full-time prosecuting attorney with no private practice. The payment equals 40% of the difference between the full-time prosecuting attorney's salary schedule and that of a prosecuting attorney who elects to engage in the private practice of law. The Office of the Attorney General makes the payment, which includes the county's retirement contribution and Medicare Part A, on a semiannual basis to the county auditor if the funds are available. The county fiscal officer must deposit the state payment in the county treasury.

The executive-recommended budget for FYs 2008 and 2009, as contained in the As Introduced version of H.B. 119 of the 127th G.A., contains temporary law permitting the Attorney General to request that the Director of Budget and Management transfer appropriation authority from line item 055-321, Operating Expenses, to line item 055-415, County Prosecutors' Pay Supplement, to be used for the above stated purpose.

General Services Fund Group

106 055-612 General Reimbursement

2004	2005	2006	2007 Estimate	2008 Executive Proposal	2009 Executive Proposal
$18,676,980	$18,717,223	$20,766,820	$21,370,195	**$29,870,196**	**$29,870,196**
	0.2%	11.0%	2.9%	**39.8%**	**0.0%**

Source: GSF: (1) All amounts received by the Attorney General as reimbursement for legal services and other services that have been rendered to other state agencies, including civilian record check fees charged by the Bureau of Criminal Identification and Investigation (BCII), (2) all amounts awarded by a court to the Attorney General for attorney's fees, investigation costs, expert witness fees, fines, and all other costs and fees associated with representation provided by the Attorney General, and (3) all amounts awarded to the Attorney General by a court

Legal Basis: ORC 109.11; Section 203.48 of Am. Sub. H.B. 66 of the 126th G.A. (originally established by Controlling Board on August 25, 1972)

Purpose: Moneys deposited to the credit of the fund are to be used for the expenses of the Office of the Attorney General in providing legal services and other services on behalf of the state.

107 055-624 Employment Services

2004	2005	2006	2007 Estimate	2008 Executive Proposal	2009 Executive Proposal
$720,813	$713,465	$733,300	$850,000	**$0**	**$0**
	-1.0%	2.8%	15.9%		

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

Legal Basis: Section 203.48 of Am. Sub. H.B. 66 of the 126th G.A. (originally established by Controlling Board on August 1, 1983)

Purpose: Effective FY 2008, the cash balance and related expenditure activity of the Employment Services Fund (Fund 107) will be transferred to the General Reimbursement Fund (Fund 106). Upon completion of these transfers, the Employment Services Fund (Fund 107) will be abolished. Under current law, moneys deposited to the credit of Fund 107 are used to support operation of a portion of the Office of the Attorney General's Health and Human Services Section that handles unemployment compensation collection and litigation matters for the Department of Job and Family Services. Under the executive-recommended budget, this revenue stream and related purpose will be transferred to Fund 106.

195 055-660 Workers' Compensation Section

2004	2005	2006	2007 Estimate	2008 Executive Proposal	2009 Executive Proposal
$7,338,982	$7,342,301	$7,393,029	$7,769,628	**$8,002,720**	**$8,002,720**
	0.0%	0.7%	5.1%	**3.0%**	**0.0%**

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: Section 203.48 of Am. Sub. H.B. 66 of the 126th G.A. (originally established by Am. Sub. H.B. 171 of the 117th G.A., the main operating appropriations act covering FYs 1988 and 1989)

Purpose: Temporary law states that the moneys deposited to the credit of the fund are to pay for 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, payments from BWC increased to cover a fraud unit that was created pursuant to Am. Sub. H.B. 107 of the 120th G.A.

418 055-615 Charitable Foundations

2004	2005	2006	2007 Estimate	2008 Executive Proposal	2009 Executive Proposal
$4,393,682	$4,406,287	$5,356,910	$6,399,066	**$6,919,850**	**$7,064,978**
	0.3%	21.6%	19.5%	**8.1%**	**2.1%**

Source: GSF: (1) All annual filing fees obtained by the Attorney General from charitable trusts pursuant to ORC 109.31, (2) receipts obtained from the sale of the Charitable Foundations Directory of Ohio, (3) all registration fees received by the Attorney General, bond forfeitures, awards of costs and attorney's fees, and civil penalties assessed under the state's Charitable Organizations Law (ORC Chapter 1716.), and (4) effective July 1, 2003, pursuant to Am. Sub. H.B. 512 of the 124th G.A., as amended by Am. Sub. H.B. 87 of the 125th G.A., a new process for the licensing and collection of fees from bingo operators, distributors of bingo supplies, and manufacturers of bingo supplies

Legal Basis: ORC 109.32; Section 203.48 of Am. Sub. H.B. 66 of the 126th G.A. (originally established by Am. H.B. 347 of the 111th G.A.; amended by Am. Sub. H.B. 486 of the 118th G.A.; amended by Am. Sub. H.B. 512 of the 124th G.A.)

Purpose: Moneys deposited to the credit of the fund are required to be used to support expenses of the Office of the Attorney General's Charitable Law Section, which enforces the Ohio Charitable Solicitations Act, regulates all charitable trusts within Ohio, maintains financial records on nearly 20,000 charities in Ohio, and licenses charitable bingo games. The expenses of the section in excess of moneys available in the fund are paid out of GRF line item 055-321, Operating Expenses. Effective July 1, 2003, Am. Sub. H.B. 512 of the 124th G.A., as amended by Am. Sub. H.B. 87 of the 125th G.A., requires that all annual license fees received from bingo game operators, distributors, or manufacturers and credited to the fund be used by the Office of the Attorney General, or any local law enforcement agency in cooperation with the Office of the Attorney General, to administer and enforce the Charitable Gambling Law.

420 055-603 Attorney General Antitrust

2004	2005	2006	2007 Estimate	2008 Executive Proposal	2009 Executive Proposal
$381,238	$925,811	$1,127,457	$1,346,449	**$1,500,000**	**$1,500,000**
	142.8%	21.8%	19.4%	**11.4%**	**0.0%**

Source: GSF: Ten percent of all antitrust recoveries obtained by the Attorney General pursuant to ORC 109.81 by settlement or by judgment in any court and the full amount of all related civil penalties, attorney's fees, and reimbursements of investigative, litigation, or expert witness costs

Legal Basis: ORC 109.82; Section 203.48 of Am. Sub. H.B. 66 of the 126th G.A. (originally established by Controlling Board on February 25, 1972)

Purpose: Moneys deposited to the credit of the fund may only be used 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 GRF line item 055-321, Operating Expenses.

421 055-617 Police Officers' Training Academy Fee

2004	2005	2006	2007 Estimate	2008 Executive Proposal	2009 Executive Proposal
$1,609,417	$1,279,520	$1,249,541	$1,693,213	**$2,000,000**	**$2,000,000**
	-20.5%	-2.3%	35.5%	**18.1%**	**0.0%**

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: Section 203.48 of Am. Sub. H.B. 66 of the 126th G.A. (originally established by Controlling Board on November 14, 1975)

Purpose: Moneys deposited to the credit of the fund partially cover POTA's cost of operating each training program, with the remainder of those costs being paid by GRF line item 055-321, Operating Expenses.

4Y7 055-608 Title Defect Rescission

2004	2005	2006	2007 Estimate	2008 Executive Proposal	2009 Executive Proposal
$235,148	$170,175	$253,940	$250,000	**$750,000**	**$750,000**
	-27.6%	49.2%	-1.6%	**200.0%**	**0.0%**

Source: GSF: (1) $150 annual fee collected from licensed motor vehicle dealers pursuant to ORC 4505.18(G) when the balance in the fund falls below $300,000, (2) proceeds of all sales conducted and collections obtained by the Office of the Attorney General under ORC 4505.181(D), and (3) recoveries 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; Section 203.48 of Am. Sub. H.B. 66 of the 126th G.A. (originally established by Am. Sub. S.B. 182 of the 121st G.A.)

Purpose: Moneys deposited to the credit of the fund are used solely for maintaining and administering the fund, providing restitution pursuant to ORC 4505.181(D) 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 ORC 4505.181.

4Z2 055-609 BCI Asset Forfeiture and Cost Reimbursement

2004	2005	2006	2007 Estimate	2008 Executive Proposal	2009 Executive Proposal
$1,497,284	$980,864	$817,449	$1,332,109	**$1,000,000**	**$1,000,000**
	-34.5%	-16.7%	63.0%	**-24.9%**	**0.0%**

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: Section 203.48 of Am. Sub. H.B. 66 of the 126th G.A. (originally established by Controlling Board on January 13, 1997)

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

590 055-633 Peace Officer Private Security Fund

2004	2005	2006	2007 Estimate	2008 Executive Proposal	2009 Executive Proposal
$95,961	$96,226	$45,189	$26,125	**$98,370**	**$98,370**
	0.3%	-53.0%	-42.2%	**276.5%**	**0.0%**

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 (fee not to exceed $15 required under ORC 4749.10(B)(2))

Legal Basis: ORC 109.78(C); Section 203.48 of Am. Sub. H.B. 66 of the 126th G.A. (originally established by Am. Sub. H.B. 402 of the 116th G.A.)

Purpose: Moneys deposited to the credit of the fund are required to be used by the Ohio Peace Officer Training Commission to administer: (1) the training program to qualify persons for positions as special police, security guards, or other private employment in a police capacity (ORC 109.78(A)), and (2) the training program in basic firearms and the training program in firearms requalification (ORC 109.78(B)).

5A9 055-618 Telemarketing Fraud Enforcement

2004	2005	2006	2007 Estimate	2008 Executive Proposal	2009 Executive Proposal
$0	$0	$0	$7,500	**$7,500**	**$7,500**
			N/A	**0.0%**	**0.0%**

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; Section 203.48 of Am. Sub. H.B. 66 of the 126th G.A. (originally established by Am. Sub. S.B. 214 of the 121st G.A.)

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

629 055-636 Corrupt Activity Investigation and Prosecution

2004	2005	2006	2007 Estimate	2008 Executive Proposal	2009 Executive Proposal
$0	$106,983	$0	$15,000	**$15,000**	**$15,000**
			N/A	**0.0%**	**0.0%**

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); Section 203.48 of Am. Sub. H.B. 66 of the 126th G.A. (originally established by Am. Sub. H.B. 5 of the 116th G.A.)

Purpose: Moneys deposited to the credit of the 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

2004	2005	2006	2007 Estimate	2008 Executive Proposal	2009 Executive Proposal
$1,084,552	$1,277,262	$1,377,686	$1,373,832	**$2,500,000**	**$2,500,000**
	17.8%	7.9%	-0.3%	**82.0%**	**0.0%**

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; latter two revenue sources related to the state's Odometer Rollback and Disclosure Act

Legal Basis: ORC 1345.51; Section 203.48 of Am. Sub. H.B. 66 of the 126th G.A. (originally established by Am. Sub. H.B. 382 of the 116th G.A.)

Purpose: Moneys deposited to the credit of the fund may only be used by the Office of the Attorney General's Consumer Protection Section to enforce laws regulating consumer/business transactions. The expenses of the Section in excess of the moneys available in the fund are paid out of GRF line item 055-321, Operating Expenses.

Federal Special Revenue Fund Group

306 055-620 Medicaid Fraud Control

2004	2005	2006	2007 Estimate	2008 Executive Proposal	2009 Executive Proposal
$2,595,631	$2,529,516	$2,823,658	$2,990,000	**$3,139,500**	**$3,296,500**
	-2.5%	11.6%	5.9%	**5.0%**	**5.0%**

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

Legal Basis: Section 203.48 of Am. Sub. H.B. 66 of the 126th G.A. (originally established by Controlling Board on September 25, 1978)

Purpose: The federal funds are distributed as a formula grant by the U.S. Department of Health and Human Services and provide 75% matching funds to control provider fraud in statewide Medicaid programs. These funds support the Office of the Attorney General's Medicaid Fraud Control Unit, 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% state match is paid from GRF line item 055-321, Operating Expenses.

381 055-611 Civil Rights Legal Service

2004	2005	2006	2007 Estimate	2008 Executive Proposal	2009 Executive Proposal
$372,491	$381,151	$388,343	$390,815	**$402,540**	**$402,540**
	2.3%	1.9%	0.6%	**3.0%**	**0.0%**

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

Legal Basis: Section 203.48 of Am. Sub. H.B. 66 of the 126th G.A. (originally established by Controlling Board on May 19, 1972)

Purpose: Moneys deposited to the credit of 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, the reimbursement payments have covered approximately 30% of the Section's operating expenses, with the remaining 70% being covered by GRF line item 055-321, Operating Expenses.

383 055-634 Crime Victims Assistance

2004	2005	2006	2007 Estimate	2008 Executive Proposal	2009 Executive Proposal
$14,539,053	$12,708,886	$13,830,247	$18,439,313	**$16,000,000**	**$16,000,000**
	-12.6%	8.8%	33.3%	**-13.2%**	**0.0%**

Source: FED: CFDA 16.575, Crime Victim Assistance

Legal Basis: Section 203.48 of Am. Sub. H.B. 66 of the 126th G.A. (originally established by Controlling Board on May 12, 1986)

Purpose: Moneys deposited to the credit of the fund are received pursuant to 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 private, nonprofit organization, and must provide services to victims of crime.

3E5 055-638 Attorney General Pass-Through Funds

2004	2005	2006	2007 Estimate	2008 Executive Proposal	2009 Executive Proposal
$1,896,466	$2,316,712	$4,197,917	$1,981,102	**$2,850,000**	**$3,030,000**
	22.2%	81.2%	-52.8%	**43.9%**	**6.3%**

Source: FED: Mix of federal criminal justice and homeland security preparedness grants with varying durations and award amounts passed through other state agencies including, but not limited to, the Office of Criminal Justice Services, the Department of Youth Services, and the Department of Public Safety. Recent grant projects have come from CFDA 16.579, Byrne Formula Grant Program, CFDA 16.523, Juvenile Accountability Incentive Block Grants (JAIBG), CFDA 16.554, National Criminal History Improvement Program (NCHIP), CFDA 16.588, Violence Against Women (VAWA) Formula Grants, CFDA 97.007, Homeland Security Preparedness Technical Assistance, and CFDA 97.004, State Domestic Preparedness Equipment Support Program

Legal Basis: Section 203.48 of Am. Sub. H.B. 66 of the 126th G.A. (originally established by Controlling Board on December 7, 1987)

Purpose: The fund was originally created to serve as a depository for various anti-drug abuse and criminal justice improvement formula grants passed through the Office of Criminal Justice Services under Ohio's Anti-Drug Abuse Act of 1986. Over time, and with the receipt of federal pass-through funds from other state agencies, the use of this fund has been expanded to cover all federal grant funds provided to the Attorney General by other state agencies. 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, (4) develop a statewide criminal gang intelligence database, and (5) purchase equipment and provide training and technology to assist local law enforcement across the state in homeland security measures.

3R6 055-613 Attorney General Federal Funds

2004	2005	2006	2007 Estimate	2008 Executive Proposal	2009 Executive Proposal
$3,029,163	$5,871,345	$4,348,984	$3,842,097	**$4,870,000**	**$5,115,000**
	93.8%	-25.9%	-11.7%	**26.8%**	**5.0%**

Source: FED: Various grants awarded by the U.S. Department of Justice directly to the Office of the Attorney General; federal funds awarded indirectly through other State of Ohio agencies such as the Office of Criminal Justice Services, the Department of Youth Services, or the Department of Public Safety are deposited in Fund 3E5. Recent project grants include CFDA 16.710, Public Safety Partnership and Community Policing Grants ("COPS" Grants), CFDA 16.564, Crime Laboratory Improvement Combined Offender DNA Index System Backlog Reduction, CFDA 16.574, Financial Crime-Free Communities Support (C-FIC) Anti-Money Laundering Grant Program, and CFDA 16.582, Crime Victims Assistance Discretionary Grants

Legal Basis: Section 203.48 of Am. Sub. H.B. 66 of the 126th G.A. (originally established by Controlling Board on September 8, 1997)

Purpose: The fund was established to receive all federal grants awarded directly to the Office of the Attorney General, as opposed to federal funds that pass through other state agencies. The direct and pass-through categories of federal funding were separated in order to provide a means for clearer management. Recent project grants have been awarded for: (1) Ohio WebCheck, an Internet-based program for civilian background checks, (2) the LiveScan Enhancement Program, in which fingerprints are taken by electronic scanning versus the traditional ink-based method, (3) programs to improve the capability and capacity of crime laboratories to perform various types of forensic analysis and reduce the backlog of convicted offender DNA samples, and (4) Identity Theft/Passport, a program to assist victims of stolen identities.

State Special Revenue Fund Group

402 055-616 Victims of Crime

2004	2005	2006	2007 Estimate	2008 Executive Proposal	2009 Executive Proposal
$23,928,216	$25,637,450	$34,046,567	$30,000,000	**$34,000,000**	**$34,000,000**
	7.1%	32.8%	-11.9%	**13.3%**	**0.0%**

Source: SSR: (1) Court costs of $30 and $9 imposed, pursuant to ORC 2743.70, upon 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, the fund and revenue stream were controlled by the Court of Claims

Legal Basis: ORC 2743.191; Section 203.48 of Am. Sub. H.B. 66 of the 126th G.A. (originally established by Am. Sub. S.B. 153 of the 123rd G.A.)

Purpose: Moneys deposited to the credit of 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, (5) 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 (ORC 2907.28), (6) the costs of administering the state's program for the recovery of offender's profits (ORC 2969.01 to 2969.06), (7) the costs of investigation and decision-making, (8) the provision of state financial assistance to victim assistance programs, (9) the cost of printing and distributing the Crime Victims Reparations Law pamphlet prepared by the Office of the Attorney General, (10) the costs associated with the printing and providing of information cards or other printed materials to law enforcement agencies and prosecuting attorneys and with publicizing the availability of awards of reparations, (11) the costs of administering a DNA specimen collection procedure, performing DNA analysis and entering the resulting DNA records into the DNA database for possible cross matches against unsolved cases for all felony offenses and certain misdemeanors, (12) the costs associated with initiatives by the Attorney General for the apprehension, prosecution and accountability of offenders, and the enhancement of services to crime victims, and (13) the costs of administering the Adult Parole Authority's supervision of sexually violent predators with an active global positioning system device pursuant to section 2971.05 of the Revised Code. In addition, moneys in the fund are transferred by the Director of Budget and Management to the Court of Claims' CLA Victims of Crime Fund (Fund 5K2) to match appropriations for the Court of Claims' appellate responsibilities.

419 055-623 Claims Section

2004	2005	2006	2007 Estimate	2008 Executive Proposal	2009 Executive Proposal
$13,760,778	$11,162,521	$23,522,240	$20,149,955	**$25,000,000**	**$25,000,000**
	-18.9%	110.7%	-14.3%	**24.1%**	**0.0%**

Source: SSR: Up to 11% of all amounts collected by the Office of the Attorney General on claims due the state

Legal Basis: ORC 109.081; Section 203.48 of Am. Sub. H.B. 66 of the 126th G.A. (originally established by Am. Sub. H.B. 291 of the 115th G.A.)

Purpose: Pursuant to ORC 109.081, the moneys deposited to the credit of the fund are to be used for the payment of expenses incurred by the Office of the Attorney General.

4L6 055-606 DARE

2004	2005	2006	2007 Estimate	2008 Executive Proposal	2009 Executive Proposal
$3,409,912	$3,654,124	$3,713,175	$3,927,962	**$3,927,962**	**$3,927,962**
	7.2%	1.6%	5.8%	**0.0%**	**0.0%**

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

Legal Basis: ORC 4511.191(F)(2)(e); Section 203.48 of Am. Sub. H.B. 66 of the 126th G.A. (originally established by Sub. S.B. 275 of the 119th G.A.)

Purpose: Pursuant to ORC 4511.191(F)(4), (1) moneys deposited to the credit of the fund are to be 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, (2) grants awarded to a law enforcement agency may not be used to pay for more than 50% of the amount of the salaries of law enforcement officers who conduct drug abuse education programs in public schools, and (3) the Office of the Attorney General is restricted from using more than 6% 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 Solid and Hazardous Waste Background Investigations

2004	2005	2006	2007 Estimate	2008 Executive Proposal	2009 Executive Proposal
$443,490	$392,456	$404,684	$621,159	**$621,159**	**$621,159**
	-11.5%	3.1%	53.5%	**0.0%**	**0.0%**

Source: SSR: Fees from applicants, permit tees, or prospective owners of off-site hazardous waste facilities, solid waste disposal facilities, infectious waste facilities, solid waste transfer facilities, scrap tire monocle or monomial facilities, scrap tire recovery or storage facilities, and composting facilities; 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); Section 203.48 of Am. Sub. H.B. 66 of the 126th G.A. (originally established by Am. Sub. H.B. 592 of the 117th G.A.)

Purpose: Pursuant to ORC 3734.42(C), moneys deposited to the credit of the fund are to be 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.

Holding Account Redistribution Fund Group

R03 055-629 Bingo License Refunds

2004	2005	2006	2007 Estimate	2008 Executive Proposal	2009 Executive Proposal
$525	$0	$0	$0	**$0**	**$0**

Source: 090: A small portion of the bingo license application fees collected by the Office of the Attorney General annually; effective July 1, 2003, remainder deposited into the Charitable Foundations Fund (Fund 418); prior to July 1, 2003, remainder deposited into the GRF

Legal Basis: Discontinued line item (originally established by Controlling Board on December 2, 1985)

Purpose: The holding account was used to provide bingo license refunds made necessary because of overpayment, reconsideration not to operate, or failure to qualify. The 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

2004	2005	2006	2007 Estimate	2008 Executive Proposal	2009 Executive Proposal
$1,346,307	$1,429,551	$5,509,277	$275,000	**$1,000,000**	**$1,000,000**
	6.2%	285.4%	-95.0%	**263.6%**	**0.0%**

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

Legal Basis: Section 203.48 of Am. Sub. H.B. 66 of the 126th G.A. (originally established by Controlling Board on December 2, 1985)

Purpose: The moneys in the holding account are distributed under the terms of the relevant court orders. The 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

2004	2005	2006	2007 Estimate	2008 Executive Proposal	2009 Executive Proposal
$0	$0	$0	$1,000	**$1,000**	**$1,000**
			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: Section 203.48 of Am. Sub. H.B. 66 of the 126th G.A. (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% 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. Temporary law first inserted in Am. Sub. H.B. 66 of the 126th 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.

R18 055-630 Consumer Frauds

2004	2005	2006	2007 Estimate	2008 Executive Proposal	2009 Executive Proposal
$189,967	$444,869	$365,373	$510,000	**$750,000**	**$750,000**
	134.2%	-17.9%	39.6%	**47.1%**	**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: Section 203.48 of Am. Sub. H.B. 66 of the 126th G.A. (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 the holding account. The account was originally part of the State Depository Trust Fund, which was abolished in Am. Sub. H.B. 201 of the 116th G.A. Temporary law first inserted in Am. Sub. H.B. 66 of the 126th 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.

R42 055-601 Organized Crime Commission Distributions

2004	2005	2006	2007 Estimate	2008 Executive Proposal	2009 Executive Proposal
$22,166	$125,216	$1,199,056	$55,915	**$25,025**	**$25,025**
	464.9%	857.6%	-95.3%	**-55.2%**	**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; Section 203.48 of Am. Sub. H.B. 66 of the 126th G.A. (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. Temporary law first inserted in Am. Sub. H.B. 66 of the 126th 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.

LSC Budget Spreadsheet by Line Item, FY 2008 - FY 2009

Fund	ALI	ALI Title	2006	Estimated 2007	Executive 2008	% Change 2007 to 2008	Executive 2009	% Change 2008 to 2009
AGO Attorney General								
GRF	055-321	Operating Expenses	$ 42,068,487	$52,610,157	$ 54,063,833	2.8%	$ 54,007,332	-0.1%
GRF	055-404	Tobacco Settlement Enforcement	----		$ 0	N/A	$ 723,797	N/A
GRF	055-411	County Sheriffs' Pay Supplement	$ 757,091	$779,509	$ 813,117	4.3%	$ 842,134	3.6%
GRF	055-415	County Prosecutors' Pay Supplement	$ 841,950	$759,222	$ 896,404	18.1%	$ 923,888	3.1%
General Revenue Fund Total			**$ 43,667,528**	**$ 54,148,888**	**$ 55,773,354**	**3.0%**	**$ 56,497,151**	**1.3%**
106	055-612	General Reimbursement	$ 20,766,820	$21,370,195	$ 29,870,196	39.8%	$ 29,870,196	0.0%
107	055-624	Employment Services	$ 733,300	$850,000	$ 0	-100.0%	$ 0	N/A
195	055-660	Workers' Compensation Section	$ 7,393,029	$7,769,628	$ 8,002,720	3.0%	$ 8,002,720	0.0%
418	055-615	Charitable Foundations	$ 5,356,910	$6,399,066	$ 6,919,850	8.1%	$ 7,064,978	2.1%
420	055-603	Attorney General Antitrust	$ 1,127,457	$1,346,449	$ 1,500,000	11.4%	$ 1,500,000	0.0%
421	055-617	Police Officers' Training Academy Fee	$ 1,249,541	$1,693,213	$ 2,000,000	18.1%	$ 2,000,000	0.0%
4Y7	055-608	Title Defect Rescission	$ 253,940	$250,000	$ 750,000	200.0%	$ 750,000	0.0%
4Z2	055-609	BCI Asset Forfeiture and Cost Reimbursement	$ 817,449	$1,332,109	$ 1,000,000	-24.9%	$ 1,000,000	0.0%
590	055-633	Peace Officer Private Security Fund	$ 45,189	$26,125	$ 98,370	276.5%	$ 98,370	0.0%
5A9	055-618	Telemarketing Fraud Enforcement	----	$7,500	$ 7,500	0.0%	$ 7,500	0.0%
629	055-636	Corrupt Activity Investigation and Prosecution	----	$15,000	$ 15,000	0.0%	$ 15,000	0.0%
631	055-637	Consumer Protection Enforcement	$ 1,377,686	$1,373,832	$ 2,500,000	82.0%	$ 2,500,000	0.0%
General Services Fund Group Total			**$ 39,121,321**	**$ 42,433,117**	**$ 52,663,636**	**24.1%**	**$ 52,808,764**	**0.3%**
306	055-620	Medicaid Fraud Control	$ 2,823,658	$2,990,000	$ 3,139,500	5.0%	$ 3,296,500	5.0%
381	055-611	Civil Rights Legal Service	$ 388,343	$390,815	$ 402,540	3.0%	$ 402,540	0.0%
383	055-634	Crime Victims Assistance	$ 13,830,247	$18,439,313	$ 16,000,000	-13.2%	$ 16,000,000	0.0%
3E5	055-638	Attorney General Pass-Through Funds	$ 4,197,917	$1,981,102	$ 2,850,000	43.9%	$ 3,030,000	6.3%
3R6	055-613	Attorney General Federal Funds	$ 4,348,984	$3,842,097	$ 4,870,000	26.8%	$ 5,115,000	5.0%
Federal Special Revenue Fund Group Total			**$ 25,589,149**	**$ 27,643,327**	**$ 27,262,040**	**-1.4%**	**$ 27,844,040**	**2.1%**
402	055-616	Victims of Crime	$ 34,046,567	$30,000,000	$ 34,000,000	13.3%	$ 34,000,000	0.0%
419	055-623	Claims Section	$ 23,522,240	$20,149,955	$ 25,000,000	24.1%	$ 25,000,000	0.0%
4L6	055-606	DARE	$ 3,713,175	$3,927,962	$ 3,927,962	0.0%	$ 3,927,962	0.0%

LSC Budget Spreadsheet by Line Item, FY 2008 - FY 2009

Fund	ALI	ALI Title	2006	Estimated 2007	Executive 2008	% Change 2007 to 2008	Executive 2009	% Change 2008 to 2009
AGO Attorney General								
659	055-641	Solid and Hazardous Waste Background Investigatic	$ 404,684	$621,159	$ 621,159	0.0%	$ 621,159	0.0%
State Special Revenue Fund Group Total			**$ 61,686,666**	**$ 54,699,076**	**$ 63,549,121**	**16.2%**	**$ 63,549,121**	**0.0%**
R04	055-631	General Holding Account	$ 5,509,277	$275,000	$ 1,000,000	263.6%	$ 1,000,000	0.0%
R05	055-632	Antitrust Settlements	----	$1,000	$ 1,000	0.0%	$ 1,000	0.0%
R18	055-630	Consumer Frauds	$ 365,373	$510,000	$ 750,000	47.1%	$ 750,000	0.0%
R42	055-601	Organized Crime Commission Distributions	$ 1,199,056	$55,915	$ 25,025	-55.2%	$ 25,025	0.0%
Holding Account Redistribution Fund Group Total			**$ 7,073,706**	**$ 841,915**	**$ 1,776,025**	**111.0%**	**$ 1,776,025**	**0.0%**
Total All Budget Fund Groups			***$ 177,138,370***	***$ 179,766,323***	***$ 201,024,176***	***11.8%***	***$ 202,475,101***	***0.7%***