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|---------------------|---------------------------|-----------------|----|
| AGENCY NAME: | Attorney General's Office | | |
| AGENCY CODE: | E200 | SECTION: | 59 |



Fiscal Year 2018-19 Agency Budget Plan

FORM A - BUDGET PLAN SUMMARY

| | |
|---|---|
| OPERATING REQUESTS (FORM B1) | For FY 2018-19, my agency is (mark "X"): <input checked="" type="checkbox"/> Requesting General Fund Appropriations. <input type="checkbox"/> Requesting Federal/Other Authorization. <input type="checkbox"/> Not requesting any changes. |
| NON-RECURRING REQUESTS (FORM B2) | For FY 2018-19, my agency is (mark "X"): <input type="checkbox"/> Requesting Non-Recurring Appropriations. <input type="checkbox"/> Requesting Non-Recurring Federal/Other Authorization. <input checked="" type="checkbox"/> Not requesting any changes. |
| CAPITAL REQUESTS (FORM C) | For FY 2018-19, my agency is (mark "X"): <input type="checkbox"/> Requesting funding for Capital Projects. <input checked="" type="checkbox"/> Not requesting any changes. |
| PROVISOS (FORM D) | For FY 2018-19, my agency is (mark "X"): <input checked="" type="checkbox"/> Requesting a new proviso and/or substantive changes to existing provisos. <input type="checkbox"/> Only requesting technical proviso changes (such as date references). <input type="checkbox"/> Not requesting any proviso changes. |

Please identify your agency's preferred contacts for this year's budget process.

| | <u>Name</u> | <u>Phone</u> | <u>Email</u> |
|---------------------------|------------------|--------------|-------------------|
| PRIMARY CONTACT: | Kimberly Buckley | 803-734-3771 | kbuckley@scag.gov |
| SECONDARY CONTACT: | Tammie Wilson | 803-734-3722 | twilson@scag.gov |

I have reviewed and approved the enclosed FY 2018-19 Agency Budget Plan, which is complete and accurate to the extent of my knowledge.

| | <u>Agency Director</u> | <u>Board or Commission Chair</u> |
|-------------------------|-------------------------------|----------------------------------|
| SIGN/DATE: | | 9-14-17 |
| TYPE/PRINT NAME: | Alan Wilson, Attorney General | |

This form must be signed by the agency head – not a delegate.

Fiscal Year 2018-19 Budget Request Executive Summary

Agency Code: E200
 Agency Name: Attorney General's Office
 Section:

| BUDGET REQUESTS | | | FUNDING | | | | | FTES | | | | |
|-----------------------|----------------|--|---------|-----------|-----------|------------|-----------|-------|---------|-----------|------------|-------|
| Priority | Request Type | Request Title | State | Federal | Earmarked | Restricted | Total | State | Federal | Earmarked | Restricted | Total |
| 1 | B1 - Recurring | Human Resources Specialist | 55,000 | | | | 55,000 | 1.00 | | | | 1.00 |
| 2 | B1 - Recurring | Capital Litigation Paralegal | 60,000 | | | | 60,000 | 1.00 | | | | 1.00 |
| 3 | B1 - Recurring | Post-Conviction Relief Legal Assistant | 50,000 | | | | 50,000 | 1.00 | | | | 1.00 |
| 4 | B1 - Recurring | Administration Support | 50,000 | | | | 50,000 | 1.00 | | | | 1.00 |
| 5 | B1 - Recurring | Office of Military Assistance Liaison | 80,000 | | | | 80,000 | 1.00 | | | | 1.00 |
| 6 | B1 - Recurring | Anti-Money Laundering Registrar & Administrator | 216,500 | | | | 216,500 | 2.00 | | | | 2.00 |
| 7 | B1 - Recurring | Crime Victim Services-Program Managers | 0 | | | | 0 | 0.00 | 1.00 | 1.00 | | 2.00 |
| 8 | B1 - Recurring | Information Resource Consultant | 81,000 | | | | 81,000 | 1.00 | | | | 1.00 |
| 9 | B1 - Recurring | Utilities Consumer Advocate | 145,000 | | | | 145,000 | 1.00 | | | | 1.00 |
| 10 | B1 - Recurring | Increase in Federal Authorization-Crime Victim Services Grants | | 5,000,000 | | | 5,000,000 | | | | | 0.00 |
| 11 | | | | | | | 0 | | | | | 0.00 |
| 12 | | | | | | | 0 | | | | | 0.00 |
| 13 | | | | | | | 0 | | | | | 0.00 |
| 14 | | | | | | | 0 | | | | | 0.00 |
| 15 | | | | | | | 0 | | | | | 0.00 |
| 16 | | | | | | | 0 | | | | | 0.00 |
| 17 | | | | | | | 0 | | | | | 0.00 |
| 18 | | | | | | | 0 | | | | | 0.00 |
| 19 | | | | | | | 0 | | | | | 0.00 |
| 20 | | | | | | | 0 | | | | | 0.00 |
| 21 | | | | | | | 0 | | | | | 0.00 |
| 22 | | | | | | | 0 | | | | | 0.00 |
| 23 | | | | | | | 0 | | | | | 0.00 |
| 24 | | | | | | | 0 | | | | | 0.00 |
| 25 | | | | | | | 0 | | | | | 0.00 |
| 26 | | | | | | | 0 | | | | | 0.00 |
| 27 | | | | | | | 0 | | | | | 0.00 |
| 28 | | | | | | | 0 | | | | | 0.00 |
| 29 | | | | | | | 0 | | | | | 0.00 |
| 30 | | | | | | | 0 | | | | | 0.00 |
| TOTAL BUDGET REQUESTS | | | 737,500 | 5,000,000 | 0 | 0 | 5,737,500 | 9.00 | 1.00 | 1.00 | 0.00 | 11.00 |

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| AGENCY NAME: | Attorney General's Office | | |
| AGENCY CODE: | E200 | SECTION: | 59 |

FORM B1 – RECURRING OPERATING REQUEST

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|------------------------|----------|
| AGENCY PRIORITY | 1 |
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Provide the Agency Priority Ranking from the Executive Summary.

| | |
|--------------|-----------------------------------|
| TITLE | Human Resources Specialist |
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Provide a brief, descriptive title for this request.

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| AMOUNT | General: \$55,000 Federal: Other: Total: |
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What is the net change in requested appropriations for FY 2018-19? This amount should correspond to the total for all funding sources on the Executive Summary.

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| NEW POSITIONS | 1.00 |
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Please provide the total number of new positions needed for this request.

| | | |
|--|--|---|
| FACTORS ASSOCIATED WITH THE REQUEST | Mark "X" for all that apply: | |
| | <input type="checkbox"/> | Change in cost of providing current services to existing program audience |
| | <input checked="" type="checkbox"/> | Change in case load/enrollment under existing program guidelines |
| | <input type="checkbox"/> | Non-mandated change in eligibility/enrollment for existing program |
| | <input type="checkbox"/> | Non-mandated program change in service levels or areas |
| | <input type="checkbox"/> | Proposed establishment of a new program or initiative |
| | <input type="checkbox"/> | Loss of federal or other external financial support for existing program |
| | <input type="checkbox"/> | Exhaustion of fund balances previously used to support program |
| | <input type="checkbox"/> | IT Technology/Security related |
| | <input type="checkbox"/> | Consulted DTO during development |
| <input type="checkbox"/> | Related to a Non-Recurring request – If so, Priority # _____ | |

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| STATEWIDE ENTERPRISE STRATEGIC OBJECTIVES | Mark "X" for primary applicable Statewide Enterprise Strategic Objective: | |
| | <input type="checkbox"/> | Education, Training, and Human Development |
| | <input type="checkbox"/> | Healthy and Safe Families |
| | <input type="checkbox"/> | Maintaining Safety, Integrity, and Security |
| | <input type="checkbox"/> | Public Infrastructure and Economic Development |
| <input checked="" type="checkbox"/> | Government and Citizens | |

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| ACCOUNTABILITY OF FUNDS | <p>All objectives will be affected by this request.</p> |
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What specific agency objective, as outlined in the agency's accountability report, does this funding request support? How would this request advance that objective? How would the use of these funds be evaluated?

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| RECIPIENTS OF FUNDS | <p>The Attorney General's Office is requesting a Human Resources Specialist to assist with the addition of 61 employees from bill S. 289 South Carolina Crime Victim Services Act in FY17-18. Prior to the addition of Crime Victim Services Division, the agency has experienced a 25% growth in employees over the past six years with no additional HR support.</p> |
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What individuals or entities would receive these funds (contractors, vendors, grantees, individual beneficiaries, etc.)? How would these funds be allocated – using an existing formula, through a competitive process, based upon predetermined eligibility criteria?

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| JUSTIFICATION OF REQUEST | <p>The Human Resources Section is requesting an additional Human Resources Specialist position due to growth in agency personnel. The creation of the Crime Victim Services Division added 61 additional positions for fiscal year 2018, bringing the staff total to over 300. Two human resources professionals are currently handling all aspects of HR for the agency. An additional staff member is critical to sustain operations and continue to provide timely and efficient support for employees.</p> |
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Please thoroughly explain the request to include the justification for funds, potential offsets, matching funds, and method of calculation. Please include any explanation of impact if funds are not received. If new positions have been requested, explain why existing vacancies are not sufficient.

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FORM B1 – RECURRING OPERATING REQUEST

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| AGENCY PRIORITY | 2 |
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Provide the Agency Priority Ranking from the Executive Summary.

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| TITLE | Capital Litigation Paralegal |
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Provide a brief, descriptive title for this request.

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| AMOUNT | General: \$60,000 Federal: Other: Total: |
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What is the net change in requested appropriations for FY 2018-19? This amount should correspond to the total for all funding sources on the Executive Summary.

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| NEW POSITIONS | 1.00 |
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Please provide the total number of new positions needed for this request.

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| FACTORS ASSOCIATED WITH THE REQUEST | Mark "X" for all that apply: |
| | <input type="checkbox"/> Change in cost of providing current services to existing program audience |
| | <input checked="" type="checkbox"/> Change in case load/enrollment under existing program guidelines |
| | <input type="checkbox"/> Non-mandated change in eligibility/enrollment for existing program |
| | <input type="checkbox"/> Non-mandated program change in service levels or areas |
| | <input type="checkbox"/> Proposed establishment of a new program or initiative |
| | <input type="checkbox"/> Loss of federal or other external financial support for existing program |
| | <input type="checkbox"/> Exhaustion of fund balances previously used to support program |
| | <input type="checkbox"/> IT Technology/Security related |
| | <input type="checkbox"/> Consulted DTO during development |
| <input type="checkbox"/> Related to a Non-Recurring request – If so, Priority # _____ | |

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| STATEWIDE ENTERPRISE STRATEGIC OBJECTIVES | Mark "X" for primary applicable Statewide Enterprise Strategic Objective: |
| | <input type="checkbox"/> Education, Training, and Human Development |
| | <input type="checkbox"/> Healthy and Safe Families |
| | <input type="checkbox"/> Maintaining Safety, Integrity, and Security |
| | <input type="checkbox"/> Public Infrastructure and Economic Development |
| <input checked="" type="checkbox"/> Government and Citizens | |

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| ACCOUNTABILITY OF FUNDS | <p>This request would support the Capital Litigation Division and provide for efficient case review and justice (1.3.1).</p> |
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What specific agency objective, as outlined in the agency's accountability report, does this funding request support? How would this request advance that objective? How would the use of these funds be evaluated?

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| RECIPIENTS OF FUNDS | <p>The Attorney General's Office is requesting an additional Paralegal to support to rapidly growing federal habeas corpus caseload currently pending in the Capital Litigation division.</p> |
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What individuals or entities would receive these funds (contractors, vendors, grantees, individual beneficiaries, etc.)? How would these funds be allocated – using an existing formula, through a competitive process, based upon predetermined eligibility criteria?

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| JUSTIFICATION OF REQUEST | <p>The Capital Litigation division has seen a significant increase in federal habeas corpus cases over the past year which brings high level of ligation in the Federal District Court. The unit currently has one paralegal to review discovery, handle depositions and manage the wealth of documents assigned to each case. Furthermore, the current cases pending would be handled independently by different federal judges with potential of simultaneous hearings. An additional Paralegal would alleviate backlog, and avoid overlap of duty which would lead to less effective litigation support for the attorneys in the unit.</p> |
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Please thoroughly explain the request to include the justification for funds, potential offsets, matching funds, and method of calculation. Please include any explanation of impact if funds are not received. If new positions have been requested, explain why existing vacancies are not sufficient.

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FORM B1 – RECURRING OPERATING REQUEST

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| AGENCY PRIORITY | 3 <i>Provide the Agency Priority Ranking from the Executive Summary.</i> |
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| TITLE | Post-Conviction Relief Legal Assistant <i>Provide a brief, descriptive title for this request.</i> |
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| AMOUNT | General: \$50,000 Federal: Other: Total: <i>What is the net change in requested appropriations for FY 2018-19? This amount should correspond to the total for all funding sources on the Executive Summary.</i> |
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| NEW POSITIONS | 1.00 <i>Please provide the total number of new positions needed for this request.</i> |
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| FACTORS ASSOCIATED WITH THE REQUEST | Mark "X" for all that apply: |
| | <input type="checkbox"/> Change in cost of providing current services to existing program audience |
| | <input checked="" type="checkbox"/> Change in case load/enrollment under existing program guidelines |
| | <input type="checkbox"/> Non-mandated change in eligibility/enrollment for existing program |
| | <input type="checkbox"/> Non-mandated program change in service levels or areas |
| | <input type="checkbox"/> Proposed establishment of a new program or initiative |
| | <input type="checkbox"/> Loss of federal or other external financial support for existing program |
| | <input type="checkbox"/> Exhaustion of fund balances previously used to support program |
| | <input type="checkbox"/> IT Technology/Security related |
| | <input type="checkbox"/> Consulted DTO during development |
| <input type="checkbox"/> Related to a Non-Recurring request – If so, Priority # _____ | |

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| STATEWIDE ENTERPRISE STRATEGIC OBJECTIVES | Mark "X" for primary applicable Statewide Enterprise Strategic Objective: |
| | <input type="checkbox"/> Education, Training, and Human Development |
| | <input type="checkbox"/> Healthy and Safe Families |
| | <input type="checkbox"/> Maintaining Safety, Integrity, and Security |
| | <input type="checkbox"/> Public Infrastructure and Economic Development |
| <input checked="" type="checkbox"/> Government and Citizens | |

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| AGENCY NAME: | Attorney General's Office | | |
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| ACCOUNTABILITY OF FUNDS | <p>This position will support the Post-Conviction Relief section to assist with efficient and timely case review to ensure justice (1.3.1).</p> |
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What specific agency objective, as outlined in the agency's accountability report, does this funding request support? How would this request advance that objective? How would the use of these funds be evaluated?

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| RECIPIENTS OF FUNDS | <p>The Attorney General's Office is requesting an additional legal assistant to support the rapidly growing case load of the Post-Conviction Relief section.</p> |
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What individuals or entities would receive these funds (contractors, vendors, grantees, individual beneficiaries, etc.)? How would these funds be allocated – using an existing formula, through a competitive process, based upon predetermined eligibility criteria?

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| JUSTIFICATION OF REQUEST | <p>Post-Conviction Relief section has one administrative coordinator and seven legal assistants to handle fifteen circuits and the State Grand Jury PCR matters. Due to the high case load and demands of the position, the office is requesting an additional Legal Assistant to alieve the backlog of cases and help the unit run more efficiently as a whole.</p> |
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Please thoroughly explain the request to include the justification for funds, potential offsets, matching funds, and method of calculation. Please include any explanation of impact if funds are not received. If new positions have been requested, explain why existing vacancies are not sufficient.

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| AGENCY NAME: | Attorney General's Office | | |
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FORM B1 – RECURRING OPERATING REQUEST

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| AGENCY PRIORITY | 4 |
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Provide the Agency Priority Ranking from the Executive Summary.

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| TITLE | Administration Support |
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Provide a brief, descriptive title for this request.

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| AMOUNT | General: \$50,000 Federal: Other: Total: |
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What is the net change in requested appropriations for FY 2018-19? This amount should correspond to the total for all funding sources on the Executive Summary.

| | |
|----------------------|-------------|
| NEW POSITIONS | 1.00 |
|----------------------|-------------|

Please provide the total number of new positions needed for this request.

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| FACTORS ASSOCIATED WITH THE REQUEST | Mark "X" for all that apply: |
| | <input type="checkbox"/> Change in cost of providing current services to existing program audience |
| | <input checked="" type="checkbox"/> Change in case load/enrollment under existing program guidelines |
| | <input type="checkbox"/> Non-mandated change in eligibility/enrollment for existing program |
| | <input type="checkbox"/> Non-mandated program change in service levels or areas |
| | <input type="checkbox"/> Proposed establishment of a new program or initiative |
| | <input type="checkbox"/> Loss of federal or other external financial support for existing program |
| | <input type="checkbox"/> Exhaustion of fund balances previously used to support program |
| | <input type="checkbox"/> IT Technology/Security related |
| | <input type="checkbox"/> Consulted DTO during development |
| <input type="checkbox"/> Related to a Non-Recurring request – If so, Priority # _____ | |

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| STATEWIDE ENTERPRISE STRATEGIC OBJECTIVES | Mark "X" for primary applicable Statewide Enterprise Strategic Objective: |
| | <input type="checkbox"/> Education, Training, and Human Development |
| | <input type="checkbox"/> Healthy and Safe Families |
| | <input type="checkbox"/> Maintaining Safety, Integrity, and Security |
| | <input type="checkbox"/> Public Infrastructure and Economic Development |
| <input checked="" type="checkbox"/> Government and Citizens | |

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| AGENCY NAME: | Attorney General's Office | | |
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| ACCOUNTABILITY OF FUNDS | <p>All objectives will be supported by this request.</p> |
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What specific agency objective, as outlined in the agency's accountability report, does this funding request support? How would this request advance that objective? How would the use of these funds be evaluated?

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| RECIPIENTS OF FUNDS | <p>The Attorney General's Office is requesting an Administrative Assistant to assist with the daily operations and support services of the OAG staff. The agency has seen a 33% growth over the last six years with 20% resulting from the addition of the new Crime Victim Services Division in FY18.</p> |
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What individuals or entities would receive these funds (contractors, vendors, grantees, individual beneficiaries, etc.)? How would these funds be allocated – using an existing formula, through a competitive process, based upon predetermined eligibility criteria?

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| JUSTIFICATION OF REQUEST | <p>Over the past six years, the agency has seen a 33% increase in personnel with 20% resulting in the addition of the Crime Victim Services Division (S. 289) in FY18. The agency has requested no additional administrative support to assist with rapidly growing demands of the Administration Division due to the increased personnel. This position is critical to ensure the agency is adequately and efficiently serving the OAG staff and continued daily operations of the agency.</p> |
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Please thoroughly explain the request to include the justification for funds, potential offsets, matching funds, and method of calculation. Please include any explanation of impact if funds are not received. If new positions have been requested, explain why existing vacancies are not sufficient.

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| AGENCY NAME: | Attorney General's Office | | |
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FORM B1 – RECURRING OPERATING REQUEST

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| AGENCY PRIORITY | 5 <i>Provide the Agency Priority Ranking from the Executive Summary.</i> |
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| TITLE | Office of Military Assistance Liaison <i>Provide a brief, descriptive title for this request.</i> |
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| AMOUNT | General: 80,000 Federal: Other: Total: <i>What is the net change in requested appropriations for FY 2018-19? This amount should correspond to the total for all funding sources on the Executive Summary.</i> |
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| NEW POSITIONS | 1.00 <i>Please provide the total number of new positions needed for this request.</i> |
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| FACTORS ASSOCIATED WITH THE REQUEST | Mark "X" for all that apply: |
| | <input type="checkbox"/> Change in cost of providing current services to existing program audience |
| | <input type="checkbox"/> Change in case load/enrollment under existing program guidelines |
| | <input type="checkbox"/> Non-mandated change in eligibility/enrollment for existing program |
| | <input type="checkbox"/> Non-mandated program change in service levels or areas |
| | <input checked="" type="checkbox"/> Proposed establishment of a new program or initiative |
| | <input type="checkbox"/> Loss of federal or other external financial support for existing program |
| | <input type="checkbox"/> Exhaustion of fund balances previously used to support program |
| | <input type="checkbox"/> IT Technology/Security related |
| | <input type="checkbox"/> Consulted DTO during development |
| <input type="checkbox"/> Related to a Non-Recurring request – If so, Priority # _____ | |

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| STATEWIDE ENTERPRISE STRATEGIC OBJECTIVES | Mark "X" for primary applicable Statewide Enterprise Strategic Objective: |
| | <input type="checkbox"/> Education, Training, and Human Development |
| | <input type="checkbox"/> Healthy and Safe Families |
| | <input type="checkbox"/> Maintaining Safety, Integrity, and Security |
| | <input type="checkbox"/> Public Infrastructure and Economic Development |
| <input checked="" type="checkbox"/> Government and Citizens | |

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| ACCOUNTABILITY OF FUNDS | This position will support the new Office of Military Assistance Division. |
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What specific agency objective, as outlined in the agency's accountability report, does this funding request support? How would this request advance that objective? How would the use of these funds be evaluated?

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| RECIPIENTS OF FUNDS | The Attorney General's Office is requesting a Program Coordinator to act as a Liaison to the newly formed Office of Military Legal Assistance housed in the OAG. |
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What individuals or entities would receive these funds (contractors, vendors, grantees, individual beneficiaries, etc.)? How would these funds be allocated – using an existing formula, through a competitive process, based upon predetermined eligibility criteria?

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| JUSTIFICATION OF REQUEST | <p>This position is best described as a facilitator for multiple resources for the “VALOR” program. While a new program (Veteran-Active/reserve-Legal-Out-Reach), it uses existing resources to coordinate outreach to the under-served military and veteran communities. It does not conflict with private practice, and uses existing pro-bono resources to target this community. It fulfills an issue/criteria reviewed the Defense Liaison Office (“Pro bono legal representation for service members and families”) in identifying military friendly communities. This is a foundation for the next round of BRAC (Base Realignment and Closure Commission). The SC Military Base Task Force endorsed this new concept in March 2017.</p> <p>In providing this coordinated resource, we use the one position to fulfill the need for statewide legal support through clinics and one-on-one needs. We use existing pro-bono entities, coordinate with the SC Bar for individual attorneys, and use SC Bar sections/councils for clinics statewide. It will also coordinate with law schools for clinics and specific areas of the law. The SC Bar is a partner and has endorsed the need for an FTE in the OAG, but also committed to provide malpractice coverage for the pro bono attorneys, keeping that expense from being an operating cost to the government.</p> <p>The OMLA position is taken from a highly successful Nevada program in their OAG, which has been praised by DoD. This position coordinates all these entities and provides the database necessary for potential grants, as well as showing any BRAC related studies to reflect South Carolina as a military friendly state. This new division is housed within the OAG and will need a liaison to coordinate statewide activities, review needs for requests, determine eligibility and promote partnerships with other State and Local government offices.</p> |
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Please thoroughly explain the request to include the justification for funds, potential offsets, matching funds, and method of calculation. Please include any explanation of impact if funds are not received. If new positions have been requested, explain why existing vacancies are not sufficient.

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FORM B1 – RECURRING OPERATING REQUEST

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| AGENCY PRIORITY | 6 |
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Provide the Agency Priority Ranking from the Executive Summary.

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| TITLE | Anti-Money Laundering Registrar & Administrator |
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Provide a brief, descriptive title for this request.

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| AMOUNT | General: \$216,500 Federal: Other: Total: |
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What is the net change in requested appropriations for FY 2018-19? This amount should correspond to the total for all funding sources on the Executive Summary.

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| NEW POSITIONS | 2.00 |
|----------------------|------|

Please provide the total number of new positions needed for this request.

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| FACTORS ASSOCIATED WITH THE REQUEST | Mark "X" for all that apply: | |
| | <input type="checkbox"/> | Change in cost of providing current services to existing program audience |
| | <input type="checkbox"/> | Change in case load/enrollment under existing program guidelines |
| | <input type="checkbox"/> | Non-mandated change in eligibility/enrollment for existing program |
| | <input type="checkbox"/> | Non-mandated program change in service levels or areas |
| | <input checked="" type="checkbox"/> | Proposed establishment of a new program or initiative |
| | <input type="checkbox"/> | Loss of federal or other external financial support for existing program |
| | <input type="checkbox"/> | Exhaustion of fund balances previously used to support program |
| | <input type="checkbox"/> | IT Technology/Security related |
| | <input type="checkbox"/> | Consulted DTO during development |
| <input type="checkbox"/> | Related to a Non-Recurring request – If so, Priority # _____ | |

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| STATEWIDE ENTERPRISE STRATEGIC OBJECTIVES | Mark "X" for primary applicable Statewide Enterprise Strategic Objective: | |
| | <input type="checkbox"/> | Education, Training, and Human Development |
| | <input type="checkbox"/> | Healthy and Safe Families |
| | <input type="checkbox"/> | Maintaining Safety, Integrity, and Security |
| | <input type="checkbox"/> | Public Infrastructure and Economic Development |
| <input checked="" type="checkbox"/> | Government and Citizens | |

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| AGENCY CODE: | E200 | SECTION: | 59 |

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|--------------------------------|---|
| ACCOUNTABILITY OF FUNDS | <p>This request will support the new Anti-Money Laundering Act.</p> |
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What specific agency objective, as outlined in the agency's accountability report, does this funding request support? How would this request advance that objective? How would the use of these funds be evaluated?

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| RECIPIENTS OF FUNDS | <p>The Attorney General's Office is requesting two positions: one Anti Money Laundering Registrar (\$95,000) and one Anti-Money Laundering Administrator (\$121,500) to support the new Anti-Money Laundering Act. The two positions are critical to establishing processes and oversight of applicants and licensees of money transmitters in the State. These positions both require a strong financial analysis background.</p> |
|----------------------------|--|

What individuals or entities would receive these funds (contractors, vendors, grantees, individual beneficiaries, etc.)? How would these funds be allocated – using an existing formula, through a competitive process, based upon predetermined eligibility criteria?

| | |
|---------------------------------|--|
| JUSTIFICATION OF REQUEST | <p>In order to implement the licensing and examination provisions of the South Carolina Anti-Money Laundering Act, The Attorney General's Office is requesting a Registrar who will be responsible for evaluating, processing and maintaining applications for persons desiring to become licensed to act as money transmitters in our state. In addition, the agency will need an Anti-Money Laundering Administrator with a strong financial analysis background who will assist with the more complex licensing applications, as well as performing examinations of licensees. Such positions require a high level of financial knowledge and background as well as an understanding of money services.</p> |
|---------------------------------|--|

Please thoroughly explain the request to include the justification for funds, potential offsets, matching funds, and method of calculation. Please include any explanation of impact if funds are not received. If new positions have been requested, explain why existing vacancies are not sufficient.

| | | | |
|---------------------|---------------------------|-----------------|----|
| AGENCY NAME: | Attorney General's Office | | |
| AGENCY CODE: | E200 | SECTION: | 59 |

FORM B1 – RECURRING OPERATING REQUEST

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|------------------------|---|
| AGENCY PRIORITY | 7 <i>Provide the Agency Priority Ranking from the Executive Summary.</i> |
|------------------------|---|

| | |
|--------------|---|
| TITLE | Crime Victim Services-Program Managers <i>Provide a brief, descriptive title for this request.</i> |
|--------------|---|

| | |
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| AMOUNT | General: Federal: Other: Total: |
| <i>What is the net change in requested appropriations for FY 2018-19? This amount should correspond to the total for all funding sources on the Executive Summary.</i> | |

| | |
|----------------------|---|
| NEW POSITIONS | 2.00-(1) Federal, (1) Other <i>Please provide the total number of new positions needed for this request.</i> |
|----------------------|---|

| | |
|---|--|
| FACTORS ASSOCIATED WITH THE REQUEST | Mark "X" for all that apply: |
| | <input type="checkbox"/> Change in cost of providing current services to existing program audience |
| | <input type="checkbox"/> Change in case load/enrollment under existing program guidelines |
| | <input type="checkbox"/> Non-mandated change in eligibility/enrollment for existing program |
| | <input type="checkbox"/> Non-mandated program change in service levels or areas |
| | <input checked="" type="checkbox"/> Proposed establishment of a new program or initiative |
| | <input type="checkbox"/> Loss of federal or other external financial support for existing program |
| | <input type="checkbox"/> Exhaustion of fund balances previously used to support program |
| | <input type="checkbox"/> IT Technology/Security related |
| | <input type="checkbox"/> Consulted DTO during development |
| <input type="checkbox"/> Related to a Non-Recurring request – If so, Priority # _____ | |

| | |
|---|--|
| STATEWIDE ENTERPRISE STRATEGIC OBJECTIVES | Mark "X" for primary applicable Statewide Enterprise Strategic Objective: |
| | <input type="checkbox"/> Education, Training, and Human Development |
| | <input type="checkbox"/> Healthy and Safe Families |
| | <input type="checkbox"/> Maintaining Safety, Integrity, and Security |
| | <input type="checkbox"/> Public Infrastructure and Economic Development |
| <input checked="" type="checkbox"/> Government and Citizens | |

| | | | |
|---------------------|----------------------------------|-----------------|-----------|
| AGENCY NAME: | Attorney General's Office | | |
| AGENCY CODE: | E200 | SECTION: | 59 |

| | |
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| ACCOUNTABILITY OF FUNDS | <p>This request will support the new Crime Victim Services Division per bill S. 289 FY18.</p> |
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What specific agency objective, as outlined in the agency's accountability report, does this funding request support? How would this request advance that objective? How would the use of these funds be evaluated?

| | |
|----------------------------|---|
| RECIPIENTS OF FUNDS | <p>The Attorney General's Office is requesting two FTE positions (no new funding) to support the new South Carolina Crime Victim Services Division. The positions were intermediately granted by the EBO in FY17-18 and the Agency is requesting they be made permanent for FY18-19. The positions are as follows: (2) Program Manager II, one federally funded and one Other Funded.</p> |
|----------------------------|---|

What individuals or entities would receive these funds (contractors, vendors, grantees, individual beneficiaries, etc.)? How would these funds be allocated – using an existing formula, through a competitive process, based upon predetermined eligibility criteria?

| | |
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| JUSTIFICATION OF REQUEST | <p>The Attorney General's Office was intermediately approved two FTE positions by the EBO for a Division Director of the Crime Victim Services Division and a Deputy Director of the newly formed Crime Victim Services Certification, Training and Statistical Analysis section within the Crime Victim Services Division. The Attorney General's Office acquired the newly formed Division from bill S. 289 Crime Victim Services Act in FY2018. However, these two critical FTEs were not included finalization of the transition. Both positions are classified as a Program Manager II. The Agency is requesting the positions be made permanent for FY18-19.</p> |
|---------------------------------|--|

Please thoroughly explain the request to include the justification for funds, potential offsets, matching funds, and method of calculation. Please include any explanation of impact if funds are not received. If new positions have been requested, explain why existing vacancies are not sufficient.

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|---------------------|---------------------------|-----------------|----|
| AGENCY NAME: | Attorney General's Office | | |
| AGENCY CODE: | E200 | SECTION: | 59 |

FORM B1 – RECURRING OPERATING REQUEST

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| AGENCY PRIORITY | 8 |
|------------------------|---|

Provide the Agency Priority Ranking from the Executive Summary.

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|--------------|--|
| TITLE | Information Resource Consultant |
|--------------|--|

Provide a brief, descriptive title for this request.

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|---------------|---|
| AMOUNT | General: 81,000 Federal: Other: Total: |
|---------------|---|

What is the net change in requested appropriations for FY 2018-19? This amount should correspond to the total for all funding sources on the Executive Summary.

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|----------------------|---|
| NEW POSITIONS | 1 |
|----------------------|---|

Please provide the total number of new positions needed for this request.

| | | |
|--|--|---|
| FACTORS ASSOCIATED WITH THE REQUEST | Mark "X" for all that apply: | |
| | <input type="checkbox"/> | Change in cost of providing current services to existing program audience |
| | <input checked="" type="checkbox"/> | Change in case load/enrollment under existing program guidelines |
| | <input type="checkbox"/> | Non-mandated change in eligibility/enrollment for existing program |
| | <input type="checkbox"/> | Non-mandated program change in service levels or areas |
| | <input type="checkbox"/> | Proposed establishment of a new program or initiative |
| | <input type="checkbox"/> | Loss of federal or other external financial support for existing program |
| | <input type="checkbox"/> | Exhaustion of fund balances previously used to support program |
| | <input type="checkbox"/> | IT Technology/Security related |
| | <input type="checkbox"/> | Consulted DTO during development |
| <input type="checkbox"/> | Related to a Non-Recurring request – If so, Priority # _____ | |

| | | |
|--|--|--|
| STATEWIDE ENTERPRISE STRATEGIC OBJECTIVES | Mark "X" for primary applicable Statewide Enterprise Strategic Objective: | |
| | <input type="checkbox"/> | Education, Training, and Human Development |
| | <input type="checkbox"/> | Healthy and Safe Families |
| | <input type="checkbox"/> | Maintaining Safety, Integrity, and Security |
| | <input type="checkbox"/> | Public Infrastructure and Economic Development |
| <input checked="" type="checkbox"/> | Government and Citizens | |

| | | | |
|---------------------|----------------------------------|-----------------|-----------|
| AGENCY NAME: | Attorney General's Office | | |
| AGENCY CODE: | E200 | SECTION: | 59 |

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| ACCOUNTABILITY OF FUNDS | <p>This request will support the additional employees and initiatives generated by bill S. 289 FY18.</p> |
|--------------------------------|--|

What specific agency objective, as outlined in the agency's accountability report, does this funding request support? How would this request advance that objective? How would the use of these funds be evaluated?

| | |
|----------------------------|--|
| RECIPIENTS OF FUNDS | <p>The Attorney General's Office is requesting an additional full time FTE to aid in the current and expected information technology projects. This individual will be responsible for supporting new technologies, troubleshooting complex information systems and performing ongoing maintenance in areas of systems administration, disaster recovery and security.</p> |
|----------------------------|--|

What individuals or entities would receive these funds (contractors, vendors, grantees, individual beneficiaries, etc.)? How would these funds be allocated – using an existing formula, through a competitive process, based upon predetermined eligibility criteria?

| | |
|---------------------------------|---|
| JUSTIFICATION OF REQUEST | <p>The influx of 60 new personnel from 3 separate state agencies has placed a significant workload on existing Information Technology staff members. The Divisions brought their existing and future Information Technology projects for the next 5 years, additional software requirements and support for new cloud based applications.</p> <p>This has placed a large weight on the Information Technology staff already supporting multiple agency objectives and resulted in extending project deadlines; rescheduling existing projects already in work and significantly reduced the quality of customer support to all employees.</p> <p>The additional FTE would help reduce the growing backlog, strengthen the IT Division and ensure the Agency stays abreast of evolving technology upgrades and changes, project deadlines and security requirements.</p> |
|---------------------------------|---|

Please thoroughly explain the request to include the justification for funds, potential offsets, matching funds, and method of calculation. Please include any explanation of impact if funds are not received. If new positions have been requested, explain why existing vacancies are not sufficient.

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|---------------------|---------------------------|-----------------|----|
| AGENCY NAME: | Attorney General's Office | | |
| AGENCY CODE: | E200 | SECTION: | 59 |

FORM B1 – RECURRING OPERATING REQUEST

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| AGENCY PRIORITY | 9 |
|------------------------|----------|

Provide the Agency Priority Ranking from the Executive Summary.

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|--------------|--|
| TITLE | Utilities Consumer Advocate-Attorney VI |
|--------------|--|

Provide a brief, descriptive title for this request.

| | |
|---------------|--|
| AMOUNT | General: 145,000 Federal: Other: Total: |
|---------------|--|

What is the net change in requested appropriations for FY 2018-19? This amount should correspond to the total for all funding sources on the Executive Summary.

| | |
|----------------------|----------|
| NEW POSITIONS | 1 |
|----------------------|----------|

Please provide the total number of new positions needed for this request.

| | | |
|--|--|---|
| FACTORS ASSOCIATED WITH THE REQUEST | Mark "X" for all that apply: | |
| | <input type="checkbox"/> | Change in cost of providing current services to existing program audience |
| | <input type="checkbox"/> | Change in case load/enrollment under existing program guidelines |
| | <input type="checkbox"/> | Non-mandated change in eligibility/enrollment for existing program |
| | <input type="checkbox"/> | Non-mandated program change in service levels or areas |
| | <input checked="" type="checkbox"/> | Proposed establishment of a new program or initiative |
| | <input type="checkbox"/> | Loss of federal or other external financial support for existing program |
| | <input type="checkbox"/> | Exhaustion of fund balances previously used to support program |
| | <input type="checkbox"/> | IT Technology/Security related |
| | <input type="checkbox"/> | Consulted DTO during development |
| <input type="checkbox"/> | Related to a Non-Recurring request – If so, Priority # _____ | |

| | | |
|--|--|--|
| STATEWIDE ENTERPRISE STRATEGIC OBJECTIVES | Mark "X" for primary applicable Statewide Enterprise Strategic Objective: | |
| | <input type="checkbox"/> | Education, Training, and Human Development |
| | <input type="checkbox"/> | Healthy and Safe Families |
| | <input type="checkbox"/> | Maintaining Safety, Integrity, and Security |
| | <input type="checkbox"/> | Public Infrastructure and Economic Development |
| <input checked="" type="checkbox"/> | Government and Citizens | |

| | | | |
|---------------------|----------------------------------|-----------------|-----------|
| AGENCY NAME: | Attorney General's Office | | |
| AGENCY CODE: | E200 | SECTION: | 59 |

| | |
|--------------------------------|---|
| ACCOUNTABILITY OF FUNDS | <p>This request will support initiatives generated by proposed bill H. 4379 FY19.</p> |
|--------------------------------|---|

What specific agency objective, as outlined in the agency's accountability report, does this funding request support? How would this request advance that objective? How would the use of these funds be evaluated?

| | |
|----------------------------|---|
| RECIPIENTS OF FUNDS | <p>The Attorney General's Office is requesting an additional full time FTE (Attorney VI) with funding to carry out the requirements of proposed bill H. 4379. The position requested is contingent on the passing of the bill in FY18-19.</p> |
|----------------------------|---|

What individuals or entities would receive these funds (contractors, vendors, grantees, individual beneficiaries, etc.)? How would these funds be allocated – using an existing formula, through a competitive process, based upon predetermined eligibility criteria?

| | |
|---------------------------------|---|
| JUSTIFICATION OF REQUEST | <p>The Attorney General's Office is requesting an additional FTE and funding to support the proposed bill H. 4379 Utilities Consumer Advocate. This individual will represent the public utility interest of consumers; provide legal representation of the consumer interests before the state and federal regulatory agencies which undertake to fix rates or prices for public utilities. Furthermore, long with the Office of Regulatory Staff, will monitor existing regulations, rate structures, and policies of those agencies of special interest to utility consumers and report to the public through the news media proposed changes under consideration and the effect of those changes on the lives of the citizens of the State.</p> |
|---------------------------------|---|

Please thoroughly explain the request to include the justification for funds, potential offsets, matching funds, and method of calculation. Please include any explanation of impact if funds are not received. If new positions have been requested, explain why existing vacancies are not sufficient.

| | | | |
|---------------------|---------------------------|-----------------|----|
| AGENCY NAME: | Attorney General's Office | | |
| AGENCY CODE: | E200 | SECTION: | 59 |

FORM B1 – RECURRING OPERATING REQUEST

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| AGENCY PRIORITY | 10 |
|------------------------|----|

Provide the Agency Priority Ranking from the Executive Summary.

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|--------------|---|
| TITLE | Increase in Federal Authorization-Crime Victim Services Grants |
|--------------|---|

Provide a brief, descriptive title for this request.

| | |
|---------------|--|
| AMOUNT | General: Federal: 5,000,000 (Authorization) Other: Total: |
|---------------|--|

What is the net change in requested appropriations for FY 2018-19? This amount should correspond to the total for all funding sources on the Executive Summary.

| | |
|----------------------|-----|
| NEW POSITIONS | n/a |
|----------------------|-----|

Please provide the total number of new positions needed for this request.

| | |
|---|--|
| FACTORS ASSOCIATED WITH THE REQUEST | Mark "X" for all that apply: |
| | <input type="checkbox"/> Change in cost of providing current services to existing program audience |
| | <input checked="" type="checkbox"/> Change in case load/enrollment under existing program guidelines |
| | <input type="checkbox"/> Non-mandated change in eligibility/enrollment for existing program |
| | <input type="checkbox"/> Non-mandated program change in service levels or areas |
| | <input type="checkbox"/> Proposed establishment of a new program or initiative |
| | <input type="checkbox"/> Loss of federal or other external financial support for existing program |
| | <input type="checkbox"/> Exhaustion of fund balances previously used to support program |
| | <input type="checkbox"/> IT Technology/Security related |
| | <input type="checkbox"/> Consulted DTO during development |
| <input type="checkbox"/> Related to a Non-Recurring request – If so, Priority # _____ | |

| | |
|---|--|
| STATEWIDE ENTERPRISE STRATEGIC OBJECTIVES | Mark "X" for primary applicable Statewide Enterprise Strategic Objective: |
| | <input type="checkbox"/> Education, Training, and Human Development |
| | <input type="checkbox"/> Healthy and Safe Families |
| | <input type="checkbox"/> Maintaining Safety, Integrity, and Security |
| | <input type="checkbox"/> Public Infrastructure and Economic Development |
| <input checked="" type="checkbox"/> Government and Citizens | |

| | | | |
|---------------------|----------------------------------|-----------------|-----------|
| AGENCY NAME: | Attorney General's Office | | |
| AGENCY CODE: | E200 | SECTION: | 59 |

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| ACCOUNTABILITY OF FUNDS | <p>This request will support the increase in Federal Victim Of Crime Act "VOCA" grant funds awarded for FY18-19.</p> |
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What specific agency objective, as outlined in the agency's accountability report, does this funding request support? How would this request advance that objective? How would the use of these funds be evaluated?

| | |
|----------------------------|--|
| RECIPIENTS OF FUNDS | <p>The Attorney General's Office is requesting an additional \$5m in federal authorization to support the \$34m grant award to the Office of Attorney General's Crime Victim Grants Division for FY18-19. The Agency currently has 28 million in authorization to support the current VOCA grant award for FY17-18 but will need the additional 5m in federal authorization to avoid a lapse in crime victim support to sub grantees in the State.</p> |
|----------------------------|--|

What individuals or entities would receive these funds (contractors, vendors, grantees, individual beneficiaries, etc.)? How would these funds be allocated – using an existing formula, through a competitive process, based upon predetermined eligibility criteria?

| | |
|---------------------------------|--|
| JUSTIFICATION OF REQUEST | <p>The Attorney General's Office Crime Victim Grants Division has received a \$34m award in federal grant VOCA funds for FY18-19. This is a \$6m increase from the previous year award. These grant funds are used to operate a large portion of the OAG Crime Victim Services grants division and the majority of funds awarded to numerous non-profits, state agencies, law enforcement offices and other entities to assist victims of crime in the State. The Agency currently has 28m in Federal authorization each fiscal year to support the VOCA grant program. However, the agency will need the increase in authorization to ensure continued operations of the OAG grants division and financial support to the crime victim sub grantees in the State.</p> |
|---------------------------------|--|

Please thoroughly explain the request to include the justification for funds, potential offsets, matching funds, and method of calculation. Please include any explanation of impact if funds are not received. If new positions have been requested, explain why existing vacancies are not sufficient.

| | | | |
|---------------------|---------------------------|-----------------|----|
| AGENCY NAME: | Attorney General's Office | | |
| AGENCY CODE: | E200 | SECTION: | 59 |

FORM D – PROVISO REVISION REQUEST

| | |
|---------------|---------------|
| NUMBER | 118.11 |
|---------------|---------------|

Cite the proviso according to the renumbered list for FY 2018-19 (or mark "NEW").

| | |
|--------------|---------------------------|
| TITLE | Tobacco Settlement |
|--------------|---------------------------|

Provide the title from the FY 2017-18 Appropriations Act or suggest a short title for any new request.

| | |
|-----------------------|---|
| BUDGET PROGRAM | State Litigation (Other Funding) |
|-----------------------|---|

Identify the associated budget program(s) by name and budget section.

| | |
|-------------------------------|-----|
| RELATED BUDGET REQUEST | n/a |
|-------------------------------|-----|

Is this request associated with a budget request you have submitted for FY 2018-19? If so, cite it here.

| | |
|-------------------------|--------------|
| REQUESTED ACTION | Amend |
|-------------------------|--------------|

Choose from: Add, Delete, Amend, or Codify.

| | |
|--------------------------------|------|
| OTHER AGENCIES AFFECTED | None |
|--------------------------------|------|

Which other agencies would be affected by the recommended action? How?

| | |
|----------------------------------|---|
| SUMMARY & EXPLANATION | <p>The Attorney General's Office would like to amend the Tobacco Litigation proviso 118.11 to allow the Agency to expend tobacco arbitration funds in excess of \$828,000 for information technology expenses and infrastructure upgrades. The office has seen a 30% increase in personnel over the past five years with 25% of that being in FY18 due to the State Crime Victim Services Act. The agency is currently facing several exorbitant information technology projects which require significant upgrades to existing infrastructure. In addition, new state security requirements necessitate even more enhancements to current infrastructure to keep us in compliance with state directives. Likewise, the Agency is experiencing a rapid increase in e- discovery, and other technology related litigation expenses which are crucial to case prep and review. Funding for these products and services are limited and the agency is forgoing use of these integral tools on less complex cases due to the cost.</p> <p>Furthermore, the Agency is in dire need of infrastructure upgrades to house additional personal acquired over the past year and anticipated growth in the future years. The Agency underwent a space study by the Department of Administration and would like to utilize a portion of these funds to implement the findings and restructure to create a more conducive working environment.</p> |
|----------------------------------|---|

Summarize the existing proviso. If requesting a new proviso, describe the current state of affairs without it. Explain the need for your requested action. For deletion requests due to recent codification, please identify SC Code section where language now appears.

| | | | |
|---------------------|---------------------------|-----------------|-----------|
| AGENCY NAME: | Attorney General's Office | | |
| AGENCY CODE: | E200 | SECTION: | 59 |

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| FISCAL IMPACT | <p>There would be no fiscal impact associated with the amended proviso.</p> |
|----------------------|---|

Provide estimates of any fiscal impacts associated with this proviso, whether for state, federal, or other funds. Explain the method of calculation.

| | |
|------------------------------|--|
| PROPOSED PROVISO TEXT | <p>118.11. (SR: Tobacco Settlement) (A) To the extent funds are available from payments received on behalf of the State by the Tobacco Settlement Revenue Management Authority from the Tobacco Master Settlement Agreement ("MSA") during Fiscal Year 2018-19, the State Treasurer is authorized and directed, after transferring funds sufficient to cover the operating expenses of the Authority, to transfer the remaining funds as follows:</p> <p>(1) \$1,253,000 to the Attorney General's Office for Diligent Enforcement and Arbitration Litigation; \$450,000 to the State Law Enforcement Division for Diligent Enforcement; and <u>\$450,000</u> to the Department of Revenue for Diligent Enforcement, all to enforce Chapter 47 of Title 11, the Tobacco Escrow Fund Act; <u>and</u></p> <p>(2) <u>The Attorney General's Office shall maintain a balance of \$828,000 in a fund for Tobacco arbitration. Attorney General funds in excess of \$828,000 may be utilized for information technology expenses and infrastructure upgrades. These funds may be carried forward from the prior fiscal year into the current fiscal year and utilized for the same purpose.</u></p> <p>(3) The remaining balance shall be transferred to the Department of Health and Human Services for the Medicaid Program.</p> |
|------------------------------|--|

Paste FY 2017-18 texts above, then bold and underline insertions and strikethrough deletions. For new proviso requests, enter requested text above.

| | | | |
|---------------------|---------------------------|-----------------|----|
| AGENCY NAME: | Attorney General's Office | | |
| AGENCY CODE: | E200 | SECTION: | 59 |

FORM D – PROVISO REVISION REQUEST

| | |
|---------------|--------|
| NUMBER | 59.NEW |
|---------------|--------|

Cite the proviso according to the renumbered list for FY 2018-19 (or mark "NEW").

| | |
|--------------|-------------------------------|
| TITLE | 59.NEW Securities Fee Revenue |
|--------------|-------------------------------|

Provide the title from the FY 2017-18 Appropriations Act or suggest a short title for any new request.

| | |
|-----------------------|----------------------------------|
| BUDGET PROGRAM | State Litigation (Other Funding) |
|-----------------------|----------------------------------|

Identify the associated budget program(s) by name and budget section.

| | |
|-------------------------------|-----|
| RELATED BUDGET REQUEST | n/a |
|-------------------------------|-----|

Is this request associated with a budget request you have submitted for FY 2018-19? If so, cite it here.

| | |
|-------------------------|-----------|
| REQUESTED ACTION | Add (New) |
|-------------------------|-----------|

Choose from: Add, Delete, Amend, or Codify.

| | |
|--------------------------------|------|
| OTHER AGENCIES AFFECTED | None |
|--------------------------------|------|

Which other agencies would be affected by the recommended action? How?

| | |
|----------------------------------|---|
| SUMMARY & EXPLANATION | <p>The Attorney General's Office is seeking to stabilize agency operations by seeking a reliable source of revenue. The Agency is striving to shift from a decade long practice of relying on the statutory authorization to keep court ordered funds retained through litigation to fill the budget deficit. This fluctuating revenue stream is unreliable and unpredictable yet it accounted for over 50% of the office funding until recently. This unpredictable revenue stream is the primary requirement for carryover funds to meet the basic necessities of the office.</p> <p>The Attorney General's Office requested a new proviso as part of the FY 2017 & FY18 budget requests to retain 23% in securities fees (10 million in addition to existing statutory and proviso funding) in return for retaining no litigation funds beyond reasonable cost incurred as an equal offset. In contrast, the Agency received a direct state appropriation of 2.5 million in FY17 and 500k in FY18. This resulted in the Agency receiving 30% of the requested allocation over the past two fiscal years.</p> <p>The Agency has reduced expenditures and strategized to continue to close the operating deficit. However, with the 25% growth in personnel added in FY18 due to the State Crime Victim Services Act and continue rise in technology and litigation expenses, the office is struggling to maintain future solvency. The Agency is requesting the remaining stability funding needed to continue current operations. The agency is asking the General Assembly to allow it to retain 3.5 million of Securities Fees collected by the agency above the 1.5 million allowed for by Section 35-7-702(b). In exchange, we are proposing that the agency remit all litigation recovery to the General Fund Litigation Recovery Account less reasonable administrative expenses incurred.</p> |
|----------------------------------|---|

Summarize the existing proviso. If requesting a new proviso, describe the current state of affairs without it. Explain the need for your requested action. For deletion requests due to recent codification, please identify SC Code section where language now appears.

| | | | |
|---------------------|----------------------------------|-----------------|-----------|
| AGENCY NAME: | Attorney General's Office | | |
| AGENCY CODE: | E200 | SECTION: | 59 |

| | |
|----------------------|--|
| FISCAL IMPACT | <p>The Attorney General's Office is asking to retain 3.5 million of Securities Fees generated by the Agency after Section 35-7-702(b) has been satisfied. In return, the Agency will turn over all Litigation Recovery moneys to the General Fund's Litigation Recovery Account less reasonable administrative expenses incurred. The Attorney General's Office has generated an average of 6.5 million in the last five years in Litigation Recovery for the Agency. These funds have been utilized on Agency personnel and operational cost to make up the budget deficit. Additionally, the office has recovered more than 52 million on average in civil settlements as part of the annual 160 million estimated it generates for the general fund.</p> <p>Under the current proviso 59.5 (Securities Fee Revenue) the Attorney General's Office is allowed to keep four hundred thousand dollars after Section 35-7-702(b) has been satisfied, totaling the current AG portion of Securities Fees to 1.9 million per fiscal year.</p> <p>The fiscal impact is revenue neutral to the General Fund. However, there may be fiscal years where there could be a net positive impact or net negative impact to the General Fund. This would depend on the amount of litigation recovery for that specific year.</p> |
|----------------------|--|

Provide estimates of any fiscal impacts associated with this proviso, whether for state, federal, or other funds. Explain the method of calculation.

| | |
|------------------------------|--|
| PROPOSED PROVISO TEXT | <p>The Attorney General's Office shall retain 3.5 million of Securities Fee Revenue collected by the Attorney General's Office after satisfying Section 35-7-702(b). Funds authorized in this proviso shall be expended for operating expenses as determined by the Attorney General. All Securities Fee Revenue, after satisfying Section 35-7-702(b) and this proviso, shall be forwarded to the General Fund. In addition, all monies received from litigation recovery less reasonable administrative expenses incurred must be deposited into the Litigation Recovery Account at the Office of the State Treasurer. The Attorney General's Office shall not retain any portion of these funds beyond reasonable administrative expenses incurred. These funds may be carried forward from the prior fiscal year into the current fiscal year and utilized for the same purpose.</p> |
|------------------------------|--|

Paste FY 2017-18 text above, then bold and underline insertions and strikethrough deletions. For new proviso requests, enter requested text above.

| | | | |
|---------------------|---------------------------|-----------------|----|
| AGENCY NAME: | Attorney General's Office | | |
| AGENCY CODE: | E200 | SECTION: | 59 |

FORM D – PROVISO REVISION REQUEST

| | |
|---------------|-------------|
| NUMBER | 59.5 |
|---------------|-------------|

Cite the proviso according to the renumbered list for FY 2018-19 (or mark "NEW").

| | |
|--------------|-------------------------------|
| TITLE | Securities Fee Revenue |
|--------------|-------------------------------|

Provide the title from the FY 2017-18 Appropriations Act or suggest a short title for any new request.

| | |
|-----------------------|---|
| BUDGET PROGRAM | State Litigation (Other Funding) |
|-----------------------|---|

Identify the associated budget program(s) by name and budget section.

| | |
|-------------------------------|-----|
| RELATED BUDGET REQUEST | n/a |
|-------------------------------|-----|

Is this request associated with a budget request you have submitted for FY 2018-19? If so, cite it here.

| | |
|-------------------------|--|
| REQUESTED ACTION | Delete (Contingent on approval of 59.NEW) |
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Choose from: Add, Delete, Amend, or Codify.

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| OTHER AGENCIES AFFECTED | None |
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Which other agencies would be affected by the recommended action? How?

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| SUMMARY & EXPLANATION | <p>After the provisions of Section 35-1-702(b) of the 1976 Code have been satisfied, and upon notification to the Chairman of the Senate Finance Committee and the Chairman of the House Ways and Means Committee that such provisions have been satisfied, the next \$20,500,000 of Securities Fee revenues collected during the current fiscal year by the Office of the Attorney General shall be remitted to the General Fund of the State.</p> <p>The Office of the Attorney General may retain the next \$400,000 collected and may utilize these funds for operations to include expert witness expenses, investigative costs, trial preparation, and other related expenses associated with the increase in licensed securities agents. These funds may be carried forward from the prior fiscal year into the current fiscal year and utilized for the same purpose. Remaining Securities Fee revenues collected during the current fiscal year shall be remitted to the General Fund of the State.</p> <p>New Securities Fee proviso 59.NEW introduced to replace existing proviso 59.5. Should the new Securities Fee proviso not be approved, we wish to keep the current Securities Fee proviso 59.5 in place.</p> |
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Summarize the existing proviso. If requesting a new proviso, describe the current state of affairs without it. Explain the need for your requested action. For deletion requests due to recent codification, please identify SC Code section where language now appears.

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| AGENCY NAME: | Attorney General's Office | | |
| AGENCY CODE: | E200 | SECTION: | 59 |

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| FISCAL IMPACT | See fiscal impact for new proviso 59.NEW. |
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Provide estimates of any fiscal impacts associated with this proviso, whether for state, federal, or other funds. Explain the method of calculation.

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| PROPOSED PROVISO TEXT | <p>59.5 (Securities Fee Revenue) After the provisions of Section 35-1-702(b) of the 1976 Code have been satisfied, and upon notification to the Chairman of the Senate Finance Committee and the Chairman of the House Ways and Means Committee that such provisions have been satisfied, the next \$20,500,000 of Securities Fee revenues collected during the current fiscal year by the Office of the Attorney General shall be remitted to the General Fund of the State. The Office of the Attorney General may retain the next \$400,000 collected and may utilize these funds for operations to include expert witness expenses, investigative costs, trial preparation, and other related expenses associated with the increase in licensed securities agents. These funds may be carried forward from the prior fiscal year into the current fiscal year and utilized for the same purpose. Remaining Securities Fee revenues collected during the current fiscal year shall be remitted to the General Fund of the State.</p> |
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Paste FY 2017-18 text above, then bold and underline insertions and strikethrough deletions. For new proviso requests, enter requested text above.

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| AGENCY NAME: | Attorney General's Office | | |
| AGENCY CODE: | E200 | SECTION: | 59 |

FORM D – PROVISO REVISION REQUEST

NUMBER **59.NEW**
Cite the proviso according to the renumbered list for FY 2018-19 (or mark "NEW").

TITLE **59.NEW Crime Victim Services Training, Certification and Statistical Analysis**
Provide the title from the FY 2017-18 Appropriations Act or suggest a short title for any new request.

BUDGET PROGRAM **Crime Victim Services (Other Funding)**
Identify the associated budget program(s) by name and budget section.

RELATED BUDGET REQUEST n/a
Is this request associated with a budget request you have submitted for FY 2018-19? If so, cite it here.

REQUESTED ACTION **Add (New)**
Choose from: Add, Delete, Amend, or Codify.

OTHER AGENCIES AFFECTED None
Which other agencies would be affected by the recommended action? How?

SUMMARY & EXPLANATION

The Attorney General's Office is requesting a new proviso to transfer \$75,000 from the Attorney General's Office Crime Victim Services Compensation Division Fund to the new Attorney General's Office of Crime Victim Services Training, Certification and Statistical Analysis Division to fund one FTE salary, fringe and operational expenses to support the initiatives of the new division. This new division is mandated by bill S. 289 FY17-18.

Summarize the existing proviso. If requesting a new proviso, describe the current state of affairs without it. Explain the need for your requested action. For deletion requests due to recent codification, please identify SC Code section where language now appears.

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| AGENCY NAME: | Attorney General's Office | | |
| AGENCY CODE: | E200 | SECTION: | 59 |

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| FISCAL IMPACT | <p>There is no fiscal impact associated with the proposed proviso.</p> |
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Provide estimates of any fiscal impacts associated with this proviso, whether for state, federal, or other funds. Explain the method of calculation.

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| PROPOSED PROVISOR TEXT | <p><u>59. NEW (Crime Victim Training Certification and Statistical Analysis) Authorizes the State Crime Victim Compensation Division to transfer \$75,000 from the State Crime Victim Compensation Fund to the State Crime Victim Training, Certification and Statistical Analysis Division both within the Attorney General's Office to be used for administrative and operational support of the division.</u></p> |
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Paste FY 2017-18 text above, then bold and underline insertions and strikethrough deletions. For new proviso requests, enter requested text above.

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| AGENCY NAME: | Attorney General's Office | | |
| AGENCY CODE: | E200 | SECTION: | 59 |

FORM D – PROVISO REVISION REQUEST

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| NUMBER | 59.NEW <i>Cite the proviso according to the renumbered list for FY 2018-19 (or mark "NEW").</i> |
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| TITLE | 59.NEW Crime Victim Services Funeral and Burial Compensation <i>Provide the title from the FY 2017-18 Appropriations Act or suggest a short title for any new request.</i> |
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| BUDGET PROGRAM | Crime Victim Services (Other Funding) <i>Identify the associated budget program(s) by name and budget section.</i> |
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| RELATED BUDGET REQUEST | n/a <i>Is this request associated with a budget request you have submitted for FY 2018-19? If so, cite it here.</i> |
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| REQUESTED ACTION | Add <i>Choose from: Add, Delete, Amend, or Codify.</i> |
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| OTHER AGENCIES AFFECTED | None <i>Which other agencies would be affected by the recommended action? How?</i> |
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| SUMMARY & EXPLANATION | <p>The Attorney General's Office Department of Crime Victim Compensation ("DCVC") is requesting a new proviso to increase the funeral and burial compensation in South Carolina from \$4,000 to \$6,500.</p> <p>The current compensation for funeral and burial expenses for crime victims in the State is below the national average cost for a traditional funeral. According to the National Funeral Directors Association in 2013, the average cost of a traditional funeral in the U.S. was \$6,000. Furthermore, The average cost of a funeral & burial based on bills submitted to the DCVC over the past few years is approximately \$7,071. The statutory funeral and burial compensation to crime victims in SC has not been increased since 1996 when it was raised from \$2,000 to the current \$4,000. Currently, 26 states have funeral & burial caps at \$6,000 and above. Montana and the Virgin Islands are the only states with lower funeral & burial caps through their victim compensation programs than South Carolina (Hawaii's cap is equal to South Carolina).</p> |
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Summarize the existing proviso. If requesting a new proviso, describe the current state of affairs without it. Explain the need for your requested action. For deletion requests due to recent codification, please identify SC Code section where language now appears.

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| AGENCY NAME: | Attorney General's Office | | |
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| FISCAL IMPACT | <p>DCVC is funded by fines, fees and assessments on individuals convicted of criminal offenses in the State of South Carolina. DCVC also receives a federal formula grant awarded through the USDOJ each year from the Victims of Crime Act (“VOCA”) funds in the amount of 60% of actual state dollars payed out to victims in the previous fiscal year. We calculated that DCVC would have paid out an additional \$476,126 in FY17 if the funeral cap had been raised to \$6,500. Calculation of the 60% VOCA formula grant applied to the increased funeral and burial payout amount (60% of \$476,126= \$285,675 recovered by DCVC), DCVC would have had a net additional cost of \$190,451. DCVC’s budget can absorb the additional costs associated with this increase.</p> |
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Provide estimates of any fiscal impacts associated with this proviso, whether for state, federal, or other funds. Explain the method of calculation.

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| PROPOSED PROVISIO TEXT | <p>59. NEW (Crime Victim Services Funeral and Burial Compensation) The Department of Crime Victim Compensation shall set the funeral and burial compensation threshold at \$6,500.</p> |
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Paste FY 2017-18 text above, then bold and underline insertions and strikethrough deletions. For new proviso requests, enter requested text above.

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| AGENCY NAME: | Attorney General's Office | | |
| AGENCY CODE: | E200 | SECTION: | 59 |

SUMMARY

A 3% reduction to the general fund appropriation would negatively impact current non-FTE, temporary, and contract positions. These positions include staff attorneys and support personnel. Reducing these positions could potentially impact time required for case review, trial preparation, and other administrative operations.

Please provide a detailed summary of service delivery impact caused by a reduction in General Fund Appropriations and provide the method of calculation for anticipated reductions. Agencies should prioritize reduction in expenditures that have the least significant impact on service delivery.

AGENCY COST SAVINGS PLANS

The Attorney General's Office continuously analyses its personnel, procedures and processes to ensure the most effective and economic methods are being utilized. The agency has thoroughly reviewed and prioritized operational expenditures in the area of personnel and information technology to generate cost savings. This continued analysis has reduced expenditures beyond a 50k cost savings annually over the past fiscal years. The agency will continue to review agency needs, processes and procedures to ensure expenditures are controlled while providing the necessary deliverables to the citizens of South Carolina.

What measures does the agency plan to implement to reduce its costs and operating expenses by more than \$50,000? Provide a summary of the measures taken and the estimated amount of savings. How does the agency plan to repurpose the savings?

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| AGENCY NAME: | Attorney General's Office | | |
| AGENCY CODE: | E200 | SECTION: | 59 |

FORM F – REDUCING COST AND BURDEN TO BUSINESSES AND CITIZENS

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| TITLE | Revisions to the State Medicaid Fraud Control Regulations |
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Provide a brief, descriptive title for this request.

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| EXPECTED SAVINGS TO BUSINESSES AND CITIZENS | Please see summary section |
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What is the expected savings to South Carolina's businesses and citizens that is generated by this proposal? The savings could be related to time or money.

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| FACTORS ASSOCIATED WITH THE REQUEST | Mark "X" for all that apply: | |
| | <input checked="" type="checkbox"/> | Repeal or revision of regulations. |
| | <input type="checkbox"/> | Reduction of agency fees or fines to businesses or citizens. |
| | <input checked="" type="checkbox"/> | Greater efficiency in agency services or reduction in compliance burden. |
| | <input type="checkbox"/> | Other |

| | |
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| METHOD OF CALCULATION | Review and analysis of the current Medicaid Fraud statutes in the State of SC and other State Medicaid Fraud Units. |
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Describe the method of calculation for determining the expected cost or time savings to businesses or citizens.

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| REDUCTION OF FEES OR FINES | n/a |
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Which fees or fines does the agency intend to reduce? What was the fine or fee revenue for the previous fiscal year? What was the associated program expenditure for the previous fiscal year? What is the enabling authority for the issuance of the fee or fine?

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| REDUCTION OF REGULATION | SC Code § 43-7-90 , SC Code § 43-35-10 , SC Code § 43-7-60 |
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Which regulations does the agency intend to amend or delete? What is the enabling authority for the regulation?

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| AGENCY NAME: | Attorney General's Office | | |
| AGENCY CODE: | E200 | SECTION: | 59 |

SUMMARY

Proposed amendments to §43-7-60 would include a clarification to the definition of a provider to include services provided through Managed Care Organizations and penalties to reflect the amounts of fraudulent claims, similar to property crime statutes.

- There is great interest by our taxpayers in combating fraud in the Medicaid program, and this updated statute would allow us to more effectively combat fraud. The current statute requires us to charge one count for each false claim, which is not in the best interest of judicial economy. A statute where we can aggregate the false claims into one charge will be much more efficient. This update also reflects the current Medicaid environment, with services being provided through Managed Care Organizations and not just the South Carolina Department of Health and Human Services.

Proposed amendments to §43-7-90 would allow us to use subpoenas in our investigations.

- Much of the evidence uncovered during our investigations is stored in another state or in the cloud, so the ability to use a subpoena is paramount to our continued fight against fraud. Additionally, it is burdensome and an additional cost to taxpayers for our investigators to have to travel to the county where the fraud occurred in order to have a search warrant issued by a magistrate. This is a much more efficient use of time and resources.

Proposed amendments to §43-35-10 would prohibit the unauthorized videotaping or recording of vulnerable adults.

- It is in the best interest of the people of South Carolina to protect our vulnerable adult population from harassment and abuse, and this amendment would close a perceived loophole in the Omnibus Adult Protection Act allowing unauthorized recording of these individuals.

Provide an explanation of the proposal and its positive results on businesses or citizens. How will the request affect agency operations?