

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							0					0.00
9							0					0.00
10							0					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			511,500	0	0	0	511,500	7.00	1.00	1.00	0.00	9.00

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

FORM B1 – RECURRING OPERATING REQUEST

AGENCY PRIORITY	1 – Form #13057 <i>Provide the Agency Priority Ranking from the Executive Summary.</i>
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TITLE	Human Resources Specialist <i>Provide a brief, descriptive title for this request.</i>
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AMOUNT	General: \$55,000 Federal: Other: Total: \$55,000 <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 # _____	

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>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?

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?

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

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

FORM B1 – RECURRING OPERATING REQUEST

AGENCY PRIORITY	2 – Form #13058 <i>Provide the Agency Priority Ranking from the Executive Summary.</i>
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TITLE	Capital Litigation Paralegal <i>Provide a brief, descriptive title for this request.</i>
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AMOUNT	General: \$60,000 Federal: Other: Total: \$60,000 <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 # _____	

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 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?

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?

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.

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

FORM B1 – RECURRING OPERATING REQUEST

AGENCY PRIORITY	3 – Form #13059 <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: \$50,000 <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 # _____	

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 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?

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?

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.

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

FORM B1 – RECURRING OPERATING REQUEST

AGENCY PRIORITY	4 – Form #13060 <i>Provide the Agency Priority Ranking from the Executive Summary.</i>
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TITLE	Administration Support <i>Provide a brief, descriptive title for this request.</i>
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AMOUNT	General: \$50,000 Federal: Other: Total: \$50,000 <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 # _____	

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>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?

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?

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.

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

FORM B1 – RECURRING OPERATING REQUEST

AGENCY PRIORITY	5 – Form #13061 <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: \$80,000 <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 # _____	

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 position will support the new Office of Military Assistance Division.</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 a Program Coordinator to act as a Liaison to the newly formed Office of Military Legal Assistance housed in the OAG.</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?

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

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

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

AGENCY PRIORITY	6 – Form #13062 <i>Provide the Agency Priority Ranking from the Executive Summary.</i>
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TITLE	Anti-Money Laundering Registrar & Administrator <i>Provide a brief, descriptive title for this request.</i>
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AMOUNT	General: \$216,500 Federal: Other: Total: \$216,500 <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	2.00 <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 # _____	

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 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?

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>
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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?

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>
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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.

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

FORM B1 – RECURRING OPERATING REQUEST

AGENCY PRIORITY	7 – Form #13063 <i>Provide the Agency Priority Ranking from the Executive Summary.</i>
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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: \$0 <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	2.00-(1) Federal, (1) Other <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 # _____	

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 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>
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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?

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>
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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.

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

FORM D – PROVISO REVISION REQUEST

NUMBER	118.11
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Cite the proviso according to the renumbered list for FY 2018-19 (or mark "NEW").

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

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

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

OTHER AGENCIES AFFECTED	None
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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>
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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.

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

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

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

TITLE	59.NEW Securities Fee Revenue
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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)
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Identify the associated budget program(s) by name and budget section.

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

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

OTHER AGENCIES AFFECTED	None
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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 by requesting to retain 15% of the Securities Fee revenue after Section 35-7-702(b) has been satisfied and an equal offset to make the action revenue neutral.</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.

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

FISCAL IMPACT	<p>The Attorney General's Office is asking to retain 15% 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>
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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.

PROPOSED PROVISO TEXT	<p>59.NEW (Securities Fee Revenue) The Attorney General's Office shall retain 15% 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>
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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.

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

FORM D – PROVISO REVISION REQUEST

NUMBER	59.5
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Cite the proviso according to the renumbered list for FY 2018-19 (or mark "NEW").

TITLE	Securities Fee Revenue
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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)
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Identify the associated budget program(s) by name and budget section.

RELATED BUDGET REQUEST	n/a
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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.

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

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.

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

FISCAL IMPACT	<p>See fiscal impact for new proviso 59.NEW.</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.

PROPOSED PROVISIO 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.

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?

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

FORM F – REDUCING COST AND BURDEN TO BUSINESSES AND CITIZENS

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

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.

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

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.

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?

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?

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?