

Office of the Attorney General



Department Description

The Department of Justice envisions a drug-free state where our laws encourage justice; our natural and financial resources are protected; citizens have the opportunity to grow up in a healthy environment; Louisianans feel safe in their communities; and all offenders suffer the consequences of committing a crime.

In order to realize the vision, the Department of Justice strives to serve the state by:

- Providing the highest level of competence and integrity in representing the state
- Respecting the rights of citizens of Louisiana with compassion while enforcing and defending the laws of the state
- Instilling in employees a sense of pride and maximizing their productivity through a system of performance based management.

For additional information, see:

[Office of the Attorney General](#)

[The National Association of Attorneys General](#)

Office of the Attorney General Budget Summary

	Prior Year Actuals FY 2010-2011	Enacted FY 2011-2012	Existing Oper Budget as of 12/1/11	Continuation FY 2012-2013	Recommended FY 2012-2013	Total Recommended Over/(Under) EOB
Means of Financing:						
State General Fund (Direct)	\$ 7,441,028	\$ 12,265,198	\$ 12,269,707	\$ 12,743,627	\$ 10,534,454	\$ (1,735,253)
State General Fund by:						
Total Interagency Transfers	32,281,453	36,258,799	38,910,702	35,428,089	19,231,426	(19,679,276)
Fees and Self-generated Revenues	1,895,526	3,158,616	3,622,373	3,127,366	3,178,616	(443,757)
Statutory Dedications	9,918,649	12,625,957	13,286,669	11,862,454	11,595,135	(1,691,534)
Interim Emergency Board	0	0	0	0	0	0



Office of the Attorney General Budget Summary

	Prior Year Actuals FY 2010-2011	Enacted FY 2011-2012	Existing Oper Budget as of 12/1/11	Continuation FY 2012-2013	Recommended FY 2012-2013	Total Recommended Over/(Under) EOB
Federal Funds	4,752,210	5,875,954	5,875,954	5,584,079	6,083,319	207,365
Total Means of Financing	\$ 56,288,866	\$ 70,184,524	\$ 73,965,405	\$ 68,745,615	\$ 50,622,950	\$ (23,342,455)
Expenditures & Request:						
Office of the Attorney General	\$ 56,288,866	\$ 70,184,524	\$ 73,965,405	\$ 68,745,615	\$ 50,622,950	\$ (23,342,455)
Total Expenditures & Request	\$ 56,288,866	\$ 70,184,524	\$ 73,965,405	\$ 68,745,615	\$ 50,622,950	\$ (23,342,455)
Authorized Full-Time Equivalents:						
Classified	0	0	0	0	0	0
Unclassified	503	480	480	480	475	(5)
Total FTEs	503	480	480	480	475	(5)



04-141 — Office of the Attorney General

Agency Description

The mission of the Office of the Attorney General is to protect the people and resources of the State of Louisiana by providing superior legal representation and interpretation, professional and effective law enforcement, and public education programs.

The goals of the Office of the Attorney General are:

- I. Provide superior legal and professional services to the Louisiana citizens, private sector organizations, and all government entities.
- II. Develop a working environment that encourages competent individuals to pursue career employment in the Department of Justice.
- III. Improve the process of recovering monies owed to the State of Louisiana and limit the liabilities of the state.
- IV. Make public service information accessible to the citizens of Louisiana.
- V. Maintain state-of-the-art technology for case and work management, performance accountability, and communication.
- VI. Develop and support programs that ensure a safe environment in Louisiana communities, schools and workplace.

The Department of Justice is under the direction of the Attorney General, who is authorized under Article IV, Section 8, of the Louisiana Constitution of 1974, to exercise all functions related to being the chief legal officer of the state.

The Department of Justice, Office of the Attorney General, has five programs: Administrative, Civil Law, Criminal Law and Medicaid Fraud, Risk Litigation, and Gaming.

For additional information, see:

[Office of the Attorney General](#)

Office of the Attorney General Budget Summary

	Prior Year Actuals FY 2010-2011	Enacted FY 2011-2012	Existing Oper Budget as of 12/1/11	Continuation FY 2012-2013	Recommended FY 2012-2013	Total Recommended Over/(Under) EOB
Means of Financing:						
State General Fund (Direct)	\$ 7,441,028	\$ 12,265,198	\$ 12,269,707	\$ 12,743,627	\$ 10,534,454	\$ (1,735,253)
State General Fund by:						
Total Interagency Transfers	32,281,453	36,258,799	38,910,702	35,428,089	19,231,426	(19,679,276)



Office of the Attorney General Budget Summary

	Prior Year Actuals FY 2010-2011	Enacted FY 2011-2012	Existing Oper Budget as of 12/1/11	Continuation FY 2012-2013	Recommended FY 2012-2013	Total Recommended Over/(Under) EOB
Fees and Self-generated Revenues	1,895,526	3,158,616	3,622,373	3,127,366	3,178,616	(443,757)
Statutory Dedications	9,918,649	12,625,957	13,286,669	11,862,454	11,595,135	(1,691,534)
Interim Emergency Board	0	0	0	0	0	0
Federal Funds	4,752,210	5,875,954	5,875,954	5,584,079	6,083,319	207,365
Total Means of Financing	\$ 56,288,866	\$ 70,184,524	\$ 73,965,405	\$ 68,745,615	\$ 50,622,950	\$ (23,342,455)
Expenditures & Request:						
Administrative	\$ 6,644,737	\$ 6,422,614	\$ 6,641,966	\$ 6,471,079	\$ 6,026,603	\$ (615,363)
Civil Law	16,719,418	27,186,852	30,656,381	27,119,754	11,507,000	(19,149,381)
Criminal Law and Medicaid Fraud	11,331,723	13,140,843	13,140,843	12,401,119	12,053,720	(1,087,123)
Risk Litigation	17,066,304	17,908,348	17,908,348	17,308,063	16,061,759	(1,846,589)
Gaming	4,526,684	5,525,867	5,617,867	5,445,600	4,973,868	(643,999)
Total Expenditures & Request	\$ 56,288,866	\$ 70,184,524	\$ 73,965,405	\$ 68,745,615	\$ 50,622,950	\$ (23,342,455)
Authorized Full-Time Equivalents:						
Classified	0	0	0	0	0	0
Unclassified	503	480	480	480	475	(5)
Total FTEs	503	480	480	480	475	(5)



141_1000 — Administrative

Program Authorization: Louisiana Constitution; Article IV, Section 8, Article IV, Section 13; and R.S. 36:704(B)

Program Description

The mission of the Administrative Program is to achieve excellence by providing superior services to the citizens of Louisiana, the employees of the Department of Justice, and all governmental entities.

The goals of the Administrative Program are:

- I. Provide efficient and superior professional services to our customers and the citizens of Louisiana.
- II. Develop a working environment that encourages competent individuals to seek career employment in the Department of Justice.
- III. Develop a state-of-the-art management information system.
- IV. Make public service information accessible to the citizens of Louisiana.
- V. Improve cooperative working relationships with federal, state, and local agencies, and private sector organizations.

The Administrative Program includes the following activities: the Executive Office of the Attorney General, the First Assistant Attorney General, and the Administrative Services Division.

The Administrative Services Division activity is responsible for the coordination of the department's budget and legislative and departmental planning, and provides general services to the department by coordinating professional services contracts, intra/interoffice mail distribution, employee training and development, and other administrative services for the efficient management of the department. The division is currently divided into nine sections: Accounting/Finance; Human Resource/Payroll; Purchasing; Property Control/Fleet/ Mailroom; Management Information Systems/Telecommunications; Budget/Accountability; Collections; Governmental; and Duty Call Program Evaluation.

- The Accounting/Finance Section is responsible for receiving and classifying all revenues, processing vendor payments, employee reimbursements, and preparing fiscal reports in accordance with policies and procedures established by the Legislature, Division of Administration, etc.
- The Human Resource/Payroll Section handles all aspects of personnel paperwork, including: in-processing, out-processing, all personnel reports, EEOC reports, insurance, performance appraisals, organizational charts, applications for employment, employment verification, resumes, DOJ badges, payroll, leave slips, overtime, administrative leave, and paychecks.
- The Purchasing Section makes certain that all provisions of the state Procurement Code are met. They are also responsible for procuring all commodities, assisting with contracts and leases, as well as overseeing the purchasing needs of specialized items for federal and state grants, ensures requisitions are completed correctly, and that a purchase order is generated and forwarded to the appropriate vendor.



- The Property Control/Fleet//Mailroom Section maintains inventory on all movable property purchased by the department, handles fleet for the department, receives all commodities delivered to the Livingston Building, and coordinates the distribution of mail and purchases.
- The Management Information Systems/Telecommunications section coordinates all information technology and telecommunication services for the department. This includes assisting divisions in analyzing their computer equipment and technology needs, designing custom applications, training department employees in the use of hardware and software, responding to requests for computer service through the operation of a help desk and maintaining a wide area network linking 550 computer users in 13 buildings and in 8 cities. Coordinates installation of all telecommunications equipment.
- The Governmental Section provides assistance to local officials, provides assistance to public entities, and responds to constituent requests.
- The Budget/Accountability section is responsible for maintaining and tracking the department's budget. It is also responsible for conceiving methods of accountability for all Department of Justice programs. In addition, the section is also responsible for developing, maintaining, and operating a performance based management system within the Department of Justice.
- The Collections Section represents 16 public colleges and universities, the State Department of Education, the Board of Regents, and the Office of Student Financial Assistance in the collection and litigation of defaulted educational loans/benefits. The Collections Section also represents 11 Boards, Agencies, and Commissions in the collection of their accounts receivables.
- The Duty Call Program Evaluation section is responsible for assessing the purpose and goals of each program, identifying strengths and weaknesses, and developing recommendations for improving each program. In addition, the section is responsible for monitoring each program; analyzing the management structure of each program for efficiency and effectiveness; and identifying any advancement in information technology that could be implemented for facilitate improvements.

Administrative Budget Summary

	Prior Year Actuals FY 2010-2011	Enacted FY 2011-2012	Existing Oper Budget as of 12/1/11	Continuation FY 2012-2013	Recommended FY 2012-2013	Total Recommended Over/(Under) EOB
Means of Financing:						
State General Fund (Direct)	\$ 2,752,687	\$ 3,776,692	\$ 3,781,201	\$ 3,848,103	\$ 3,386,889	\$ (394,312)
State General Fund by:						
Total Interagency Transfers	1,390,529	0	75,000	75,000	0	(75,000)
Fees and Self-generated Revenues	0	0	0	0	0	0
Statutory Dedications	2,501,521	2,645,922	2,785,765	2,547,976	2,639,714	(146,051)
Interim Emergency Board	0	0	0	0	0	0
Federal Funds	0	0	0	0	0	0
Total Means of Financing	\$ 6,644,737	\$ 6,422,614	\$ 6,641,966	\$ 6,471,079	\$ 6,026,603	\$ (615,363)



Administrative Budget Summary

	Prior Year Actuals FY 2010-2011	Enacted FY 2011-2012	Existing Oper Budget as of 12/1/11	Continuation FY 2012-2013	Recommended FY 2012-2013	Total Recommended Over/(Under) EOB
Expenditures & Request:						
Personal Services	\$ 3,237,120	\$ 2,804,917	\$ 2,804,917	\$ 2,790,912	\$ 2,406,336	\$ (398,581)
Total Operating Expenses	544,820	410,410	489,919	485,410	410,410	(79,509)
Total Professional Services	5,700	9,444	9,444	9,444	9,444	0
Total Other Charges	2,791,758	3,182,743	3,322,586	3,185,313	3,185,313	(137,273)
Total Acq & Major Repairs	65,339	15,100	15,100	0	15,100	0
Total Unallotted	0	0	0	0	0	0
Total Expenditures & Request	\$ 6,644,737	\$ 6,422,614	\$ 6,641,966	\$ 6,471,079	\$ 6,026,603	\$ (615,363)
Authorized Full-Time Equivalents:						
Classified	0	0	0	0	0	0
Unclassified	61	57	57	57	54	(3)
Total FTEs	61	57	57	57	54	(3)

Source of Funding

This program is funded with State General Fund, and Statutory Dedications. Statutory Dedications are from the Department of Justice Legal Support Fund created by R.S. 49:259, and the Department of Justice Debt Collection Fund created by R.S. 49:257(G)(2). (Per R.S. 39:36B. (8), see table below for a listing of expenditures out of each Statutory Dedicated Fund.)

Administrative Statutory Dedications

Fund	Prior Year Actuals FY 2010-2011	Enacted FY 2011-2012	Existing Oper Budget as of 12/1/11	Continuation FY 2012-2013	Recommended FY 2012-2013	Total Recommended Over/(Under) EOB
Department of Justice Legal Support Fund	\$ 266,103	\$ 1,000,000	\$ 1,139,843	\$ 1,000,000	\$ 1,000,000	\$ (139,843)
Department of Justice Debt Collection Fund	1,178,133	1,563,076	1,563,076	1,547,976	1,639,714	76,638
Overcollections Fund	1,057,285	82,846	82,846	0	0	(82,846)



Major Changes from Existing Operating Budget

General Fund	Total Amount	Table of Organization	Description
\$ 4,509	\$ 219,352	0	Mid-Year Adjustments (BA-7s):
\$ 3,781,201	\$ 6,641,966	57	Existing Oper Budget as of 12/1/11
Statewide Major Financial Changes:			
(166,646)	(166,646)	0	State Employee Retirement Rate Adjustment
0	76,638	0	Salary Base Adjustment
(78,277)	(78,277)	0	Attrition Adjustment
(147,450)	(147,450)	(3)	Personnel Reductions
0	15,100	0	Acquisitions & Major Repairs
0	(15,100)	0	Non-Recurring Acquisitions & Major Repairs
(4,509)	(144,352)	0	Non-recurring Carryforwards
(4,345)	(4,345)	0	Risk Management
(7,886)	(7,886)	0	Rent in State-Owned Buildings
3,321	3,321	0	Capitol Park Security
(330)	(330)	0	UPS Fees
11,810	11,810	0	State Treasury Fees
0	(82,846)	0	Non-recurring 27th Pay Period
Non-Statewide Major Financial Changes:			
0	(75,000)	0	Non-recurring Interagency Transfer funding for litigation expenses related to the Deepwater Horizon Event.
\$ 3,386,889	\$ 6,026,603	54	Recommended FY 2012-2013
\$ 0	\$ 0	0	Less Supplementary Recommendation
\$ 3,386,889	\$ 6,026,603	54	Base Executive Budget FY 2012-2013
\$ 3,386,889	\$ 6,026,603	54	Grand Total Recommended

Professional Services

Amount	Description
\$9,444	Contract technical assistance and consultation services required by the Administrative Program to carry out the mission of the department.
\$9,444	TOTAL PROFESSIONAL SERVICES



Other Charges

Amount	Description
Other Charges:	
\$32,858	Expenses associated with the Debt Collection Fund limited to the costs for expert witnesses, consultants, contract legal services, technology, specialized employee training and education and public education initiatives.
\$1,000,000	Expenses associated with the Legal Expense Fund limited to the costs for expert witnesses, consultants, contract legal services, technology, specialized employee training and education and public education initiatives.
\$66,642	Miscellaneous charges/Administrative activities associated with carrying out the mission of the department
\$10,000	Department portion of annual Justice of the Peace & Constable Conference which the agency provides annually as required by R.S. 49:251.1. This activity provides and distributes information for special programs and training on subjects including Emergency Preparedness, Public Protection, Internet Crimes and Sexual Predators.
\$1,109,500	SUB-TOTAL OTHER CHARGES
Interagency Transfers:	
\$122,950	Capitol Park Security Fees
\$283,027	Office of Risk Management (ORM)
\$19,562	Uniform Payroll System (UPS) Fees
\$24,015	Legislative Auditor Fees
\$78,500	Office of Telecommunication Management (OTM) Fees
\$1,547,759	Rent in State-Owned Buildings
\$2,075,813	SUB-TOTAL INTERAGENCY TRANSFERS
\$3,185,313	TOTAL OTHER CHARGES

Acquisitions and Major Repairs

Amount	Description
\$15,100	Acquisitions and Major Repairs for Fiscal Year 2012-2013
\$15,100	TOTAL ACQUISITIONS AND MAJOR REPAIRS

Performance Information

1. (KEY) Through the Administrative Program, to ensure that 95% of new employees attend an orientation training within the fiscal year by June 30, 2016.

Children's Budget Link: Not Applicable

Human Resource Policies Beneficial to Women and Families Link: Not Applicable

Other Link(s): Not Applicable



Performance Indicators

L e v e l	Performance Indicator Name	Performance Indicator Values					
		Yearend Performance Standard FY 2010-2011	Actual Yearend Performance FY 2010-2011	Performance Standard as Initially Appropriated FY 2011-2012	Existing Performance Standard FY 2011-2012	Performance At Continuation Budget Level FY 2012-2013	Performance At Executive Budget Level FY 2012-2013
K	Percent of new employees hired that have attended an orientation training during the fiscal year. (LAPAS CODE - 21831)	95%	95%	95%	95%	95%	95%

Administrative General Performance Information

Performance Indicator Name	Performance Indicator Values				
	Prior Year Actual FY 2006-2007	Prior Year Actual FY 2007-2008	Prior Year Actual FY 2008-2009	Prior Year Actual FY 2009-2010	Prior Year Actual FY 2010-2011
Number of new employees hired (LAPAS CODE - 23423)	86	155	128	123	73
Number of new employees who have attended orientation training (LAPAS CODE - 23424)	86	155	128	123	73

2. (KEY) Through the Collections Section, to collect at least \$4,000,000 in outstanding student loans and \$5,000,000 in total collections each fiscal year by 2016.

Children's Budget Link: Not Applicable

Human Resource Policies Beneficial to Women and Families Link: Not Applicable

Other Link(s): Not Applicable

Performance Indicators

L e v e l	Performance Indicator Name	Performance Indicator Values					
		Yearend Performance Standard FY 2010-2011	Actual Yearend Performance FY 2010-2011	Performance Standard as Initially Appropriated FY 2011-2012	Existing Performance Standard FY 2011-2012	Performance At Continuation Budget Level FY 2012-2013	Performance At Executive Budget Level FY 2012-2013
S	Amount collected per collector (LAPAS CODE - 21832)	\$ 600,000	\$ 1,414,373	\$ 600,000	\$ 600,000	\$ 600,000	\$ 600,000
	This number will vary based on the number of filled collector positions.						
K	Total collections (LAPAS CODE - 12270)	\$ 5,000,000	\$ 15,105,506	\$ 5,000,000	\$ 5,000,000	\$ 5,000,000	\$ 5,000,000
K	Total student loan collections. (LAPAS CODE - 476)	\$ 4,000,000	\$ 12,823,320	\$ 4,000,000	\$ 4,000,000	\$ 4,000,000	\$ 4,000,000



Administrative General Performance Information

Performance Indicator Name	Performance Indicator Values				
	Prior Year Actual FY 2006-2007	Prior Year Actual FY 2007-2008	Prior Year Actual FY 2008-2009	Prior Year Actual FY 2009-2010	Prior Year Actual FY 2010-2011
Number of contracts signed with new clients (LAPAS CODE - 21833)	5	6	7	1	2
Number of collectors (LAPAS CODE - 14101)	5	7	8	12	11

3. (SUPPORTING) Through the Management Information Section, to respond to MIS Help Desk requests with an average of two hours from the time the requests were made each fiscal year by 2016.

Children's Budget Link: Not Applicable

Human Resource Policies Beneficial to Women and Families Link: Not Applicable

Other Link(s): Not Applicable

Performance Indicators

L e v e l	Performance Indicator Name	Performance Indicator Values					
		Yearend Performance Standard FY 2010-2011	Actual Yearend Performance FY 2010-2011	Performance Standard as Initially Appropriated FY 2011-2012	Existing Performance Standard FY 2011-2012	Performance At Continuation Budget Level FY 2012-2013	Performance At Executive Budget Level FY 2012-2013
S	Average time to respond to Help Desk requests (in hours) (LAPAS CODE - 452)	2	2	2	2	2	2

Administrative General Performance Information

Performance Indicator Name	Performance Indicator Values				
	Prior Year Actual FY 2006-2007	Prior Year Actual FY 2007-2008	Prior Year Actual FY 2008-2009	Prior Year Actual FY 2009-2010	Prior Year Actual FY 2010-2011
Number of Help Desk requests received (LAPAS CODE - 10384)	3,450	3,837	3,288	3,048	3,801



141_2000 — Civil Law

Program Authorization: General: La. Constitution, Article IV, Section 8(1974); R.S. 36:702(D); R.S.36:704(D) (Civil Division); R.S. 36:704(C) (Public Protection Division).

Program Description

The mission of the Civil Program is to provide competent professional legal services in defense of the state's constitution and statutory laws, as well as advocate on behalf of the citizens and businesses of Louisiana against unfair trade practices and fraud.

The goal of the Civil Law Program is to provide superior legal services and public protection services on behalf of the State of Louisiana through the Civil Division and the Public Protection Division.

The Civil Program includes two activities (expressed as organizational divisions): the Civil Division and the Public Protection Division. The Civil Division defends the constitution and laws of the State of Louisiana, provides information and legal services (opinions, counsel, and representation) in the areas of general civil law, general governmental law, public finance and contract law, education law, environmental law, and land and natural resource law.

- The Civil Division is composed of the Education/Interagency Transfer Section, Governmental Litigation Section, Lands and Natural Resources Section, and the Public Finance and Contracts Section.
 - The Education/Interagency Transfer Section represents and advises the Board of Elementary and Secondary Education, the Board of Regents, the Department of Education and various other public agencies on education related matters. This section represents the Board of Elementary and Secondary Education and the Department of Education in litigation matters involving, for example, the implementation of the Charter School Demonstration Programs law, the takeover of failing schools through the Recovery School District, and various challenges to state aid for parochial schools. This section represents public officials in various other litigation involving, for example, charter schools, Recovery School District. The Education Section responds to requests for attorney general opinions from the various State and local education boards, on issues related to elementary, secondary and higher education, and represents the Board of Regents concerning the higher education desegregation litigation and the Louisiana Commission on Human Rights.
 - The Interagency Transfer Section includes administration of up to ten attorneys in various state departments, including Louisiana Workforce Commission, Insurance and Inspector General. This Section represents their agencies in a variety of capacities, including confidential assistant, general counsel, litigation defense, collection and drafting of opinions, and the defense of statutory law alleged to be unconstitutional.
 - The Governmental Litigation Section represents the state in constitutional challenges to state laws, as well as defense of state agencies and elected officials in civil claims where torts are not involved such as injunctions and mandamus actions. Attorneys practice before all courts of the state and of the United States. This section generally performs legal services for state and local officials in the form of rendering advisory opinions, telephone discussions and the defense and prosecution of civil litigation. Examples of litigation include the defense of Louisiana's 21 age drinking law and defense of the state's open primary law regarding the election of congressmen on federal election day, which was heard by



the United States Supreme Court. Opinions rendered by this Section cover a broad spectrum of questions from open meetings, public records, dual office holding, elections and general governmental law. This Section assists other sections in litigation matters and represents a number of state boards and commissions, including the Board of Chiropractic Examiners, Board of Social Work Examiners and provides hearing officers for various state entities and Boards and Commissions.

- This Section handles election law, reapportionment and election cases both independently and in conjunction with other state officials and submits state laws for administrative approval under Section 5 of the Voting Rights Act. This Section also provides legal representation, renders advice, and prepares educational publications for the state's Justices of the Peace and Constables and Governor's Office of Homeland Security and Emergency Preparedness.
- Lands & Natural Resources Section advises and renders legal support to state agencies, levee boards, commissions and other political subdivisions pertaining to lands, waterbottoms, boundaries, accretion and erosion, oil and gas, public rights of use and access, sale and acquisition of lands, management of cultural resources, expenditure of public funds, and related activities. It defends the title of the state and its political subdivisions to land and waterbottoms, and safeguards the interests of the state in lands and mineral transactions involving publicly owned lands and waterbottoms. The agencies and political subdivisions served by this Section include several state departments, such as the Division of Administration through the State Mineral Board, Department of Environmental Quality, Department of Culture, Recreation and Tourism, Department of Natural Resources, Office of Public Works, CPRA, all state universities, the Louisiana Department of Transportation and Development, the Louisiana Department of Wildlife and Fisheries, the Louisiana Military Department, levee boards, the Cemetery Board and the Louisiana Offshore Oil Port.
- The Public Finance and Contracts Section enables attorneys in the office to specialize and provide competent, professional representation to statewide elected officials such as the Treasurer, as well as other state boards and commissions, including the State Bond Commission, the Louisiana Housing Finance Authority, the Louisiana Recovery District, the Architects Selection Board, the Engineers Selection Board, Department of Agriculture and the Office Facilities Corporation. This Section has the responsibility for the preparation or review of all legal documents required for issuance of state general obligation bonds and state revenue anticipation notes. It reviews revenue bond issues of the state including issues of the Transportation Trust Fund and the Office Facilities Corporation. This Section provides counsel to the State Bond Commission which entails reviewing all items brought before the Bond Commission and responding to questions and concerns of the members and staff on all areas of finance law. It provides legal assistance to the Division of Administration and state and local entities requesting lines of credit in connection with the acquisition of real estate, as well as the preparation of the Capital Outlay Bill.
- Opinions rendered by this Section center around areas of taxation, public finance, public bid law, and contracts. The Section also prepares legal services contracts and representation agreements on behalf of the Department of Justice, reviews contracts for all state agencies, boards and commissions and reviews and approves all resolutions by local governments hiring outside counsel. This Section reviews and represents the state on multi million bond issues. This section is also responsible for training and enforcement of the Public Bid Law.
- The Environmental Sub-Section of the Lands and Natural Resources section assists the Attorney General in the discharge of his duties under the Environmental Quality Act and in connection with the constitutional responsibility and power of the Attorney General as chief legal officer of the state to institute, prosecute, or intervene in any civil action in order to assert or protect a state natural resource interests. The Section prepares opinions, analyzes legislation and advises officials and employees of the Department of Natural Resources, the Department of Environmental Quality, the Department of Public Safety, the Department of Wildlife and Fisheries, the Department of Culture, Recreation and



Tourism, the Office of Public Works, the United States Corps of Engineers and other interested federal and state agencies or subdivisions. Staff personnel attend hearings throughout the state and visit problem sites and meet with representatives of both government and industry to seek resolution of environmental problems. Staff personnel also respond to inquiries and complaints from city-state coastal zone regulations in connection with offshore leasing by the U.S. Department of the Interior, and numerous administrative enforcement actions involving hundreds of thousands of dollars of assessed penalties against environmental violators in Louisiana.

- The Public Protection Division (part of the Civil Program) asserts and protects the State of Louisiana's interests by providing legal services in the general area of consumer protection/environmental law, auto fraud law and insurance receivership law.
 - The Consumer and Auto Fraud Protection Section was granted authority under the Unfair Trade Practice Act to conduct investigations as necessary when the Attorney General has reason to believe an unfair or deceptive trade practice has taken place, is taking place or is about to take place. In connection with its authority to investigate consumer related unfair trade practices, the Section has joined with local officials in the investigation of several chain distribution schemes, mail order schemes in violation of U.S. Postal Inspection Regulations and conducted investigations with the Used Motor Vehicle and Parts Commission on several used automobile businesses resulting in removal of license and attachment by the Internal Revenue Service. The Section has also successfully litigated several registration enforcement cases. The Section also conducts consumer and auto fraud awareness seminars throughout the state on subjects vitally important to the public, such as shoplifting, fraud, theft, and other deceptive trade practices. An important focus of the Section is mediation and investigation of consumer complaints and inquiries.
 - This Section is also charged with the duty of enforcing the antitrust and related laws relative to the regulation of trade and commerce, including but not limited to, the protection of the welfare of small business interests and the interests of any persons injured by antitrust violations and conspiracies in restraint of trade and other patterns of organized business extortion and theft.
 - The Equal Opportunity Section is responsible for the administration and enforcement of the Louisiana Equal Housing Opportunity Act. This section is active in the investigation, conciliation, and judicial enforcement of fair housing claims. Staff personnel cooperate with the federal government in the enforcement of statutes prohibiting discrimination in public accommodations based on an individual's race, color, national origin, religion, sex, handicap or familial status. The section also provides information to Louisiana citizens on their rights regarding the rent/purchase of dwellings under the Louisiana Equal Housing Opportunity Act and the federal Fair Housing Act.
 - The Securities and Insurance Section has direct involvement and knowledge of insurance liquidations in Louisiana. This Section performs legal work, supervises contract counsel, and works with the Department of Insurance, the Louisiana Receivership Office, and the courts. Staff personnel conduct research in insolvency cases and maintain a proactive position in the area of insurance liquidation. This Section reviews legal bills of contract attorneys, incorporates terms of engagements and development with contract attorneys and the Department of Insurance case management plans for liquidations. The Section relies totally upon self generated revenues for its operation.
 - The Community Education Assistance Section through empowerment, community awareness, and education develops and supports collaborative initiatives that respond to the needs of citizens. Various programs include youth education and violence prevention in the areas of school violence, teen dating violence, gang abatement, internet safety, and underage drinking. In addition to youth initiatives, the Section houses the state's only statewide domestic violence in the workplace technical assistance and training program which works with employers in Louisiana and nationwide to develop policies and other appropriate responses supportive to the special needs of battered working women.



- The Tobacco Section enforces the Tobacco Master Settlement Agreement (MSA) by investigating and litigating violations; performs site and event checks for violations; educates public officials and the public through presentations on the MSA; and collects penalties from its work.

Civil Law Budget Summary

	Prior Year Actuals FY 2010-2011	Enacted FY 2011-2012	Existing Oper Budget as of 12/1/11	Continuation FY 2012-2013	Recommended FY 2012-2013	Total Recommended Over/(Under) EOB
Means of Financing:						
State General Fund (Direct)	\$ 2,065,076	\$ 4,051,977	\$ 4,051,977	\$ 4,304,515	\$ 3,464,873	\$ (587,104)
State General Fund by:						
Total Interagency Transfers	10,868,368	17,094,381	19,671,284	16,984,310	2,062,951	(17,608,333)
Fees and Self-generated Revenues	1,806,651	3,039,693	3,503,450	3,008,443	3,039,693	(463,757)
Statutory Dedications	1,629,530	2,445,265	2,874,134	2,261,450	2,275,000	(599,134)
Interim Emergency Board	0	0	0	0	0	0
Federal Funds	349,793	555,536	555,536	561,036	664,483	108,947
Total Means of Financing	\$ 16,719,418	\$ 27,186,852	\$ 30,656,381	\$ 27,119,754	\$ 11,507,000	\$ (19,149,381)
Expenditures & Request:						
Personal Services	\$ 5,976,386	\$ 6,168,178	\$ 6,168,178	\$ 6,224,085	\$ 5,580,742	\$ (587,436)
Total Operating Expenses	359,650	302,435	302,435	302,435	325,027	22,592
Total Professional Services	7,801,902	16,817,948	19,823,720	16,742,948	1,817,948	(18,005,772)
Total Other Charges	2,501,207	3,850,991	4,314,748	3,850,286	3,725,983	(588,765)
Total Acq & Major Repairs	80,273	47,300	47,300	0	57,300	10,000
Total Unallotted	0	0	0	0	0	0
Total Expenditures & Request	\$ 16,719,418	\$ 27,186,852	\$ 30,656,381	\$ 27,119,754	\$ 11,507,000	\$ (19,149,381)
Authorized Full-Time Equivalents:						
Classified	0	0	0	0	0	0
Unclassified	85	78	78	78	77	(1)
Total FTEs	85	78	78	78	77	(1)

Source of Funding

This program is funded with State General Fund, Interagency Transfers, Fees and Self-generated Revenues, Statutory Dedications, and Federal Funds. Interagency transfers are derived from various state agencies for legal services. Also, interagency transfers are provided from the Louisiana Commission on Law Enforcement to provide educational programming to youths, domestic violence training, and a comprehensive approach to ensuring safe schools and the Department of Public Safety for participation in the U Drink U Drive U Walk project. Fees and Self-generated revenues are derived from fees charged for the legal service associated with



collection of delinquent student loans and from other quasi-state agencies for legal services. Statutory Dedications are from the Tobacco Settlement Enforcement Fund created by R.S. 39:98.7, the Tobacco Control Special Fund created by R.S. 13:5077, and the Louisiana Fund created by R.S. 39:98.4. (Per R.S. 39:36B. (8), see table below for a listing of expenditures out of each Statutory Dedicated Fund.) Federal Funds are derived from the Department of Housing and Urban Development for the Administration and Enforcement of the Louisiana open housing law.

Civil Law Statutory Dedications

Fund	Prior Year Actuals FY 2010-2011	Enacted FY 2011-2012	Existing Oper Budget as of 12/1/11	Continuation FY 2012-2013	Recommended FY 2012-2013	Total Recommended Over/(Under) EOB
TobaccoControlSpecialFund	\$ 0	\$ 200,000	\$ 200,000	\$ 200,000	\$ 200,000	\$ 0
Tobacco Settlement Enforcement Fund	1,363,635	400,000	400,000	397,000	426,800	26,800
Overcollections Fund	0	170,265	170,265	0	0	(170,265)
Louisiana Fund	265,895	1,675,000	2,103,869	1,664,450	1,648,200	(455,669)

Major Changes from Existing Operating Budget

General Fund	Total Amount	Table of Organization	Description
\$ 0	\$ 3,469,529	0	Mid-Year Adjustments (BA-7s):
\$ 4,051,977	\$ 30,656,381	78	Existing Oper Budget as of 12/1/11
Statewide Major Financial Changes:			
(279,928)	(264,099)	0	State Employee Retirement Rate Adjustment
4,764	4,764	0	Teacher Retirement Rate Adjustment
138,725	174,366	0	Salary Base Adjustment
(175,212)	(184,712)	0	Attrition Adjustment
(108,426)	(108,426)	(1)	Personnel Reductions
0	47,300	0	Acquisitions & Major Repairs
0	(47,300)	0	Non-Recurring Acquisitions & Major Repairs
0	(3,544,529)	0	Non-recurring Carryforwards
(705)	(705)	0	Risk Management
0	(226,079)	0	Non-recurring 27th Pay Period
Non-Statewide Major Financial Changes:			
0	78,447	0	An increase in grant revenue from the U.S. Department of Housing and Urban Development and related expenditures for administration, training, and processing fair housing cases.
0	(14,925,000)	0	Non-recurring Interagency Transfer funding for litigation expenses related to the Deepwater Horizon Event.
(153,408)	(153,408)	0	Reduction of operating expenditures based on the historical actual expenditure levels.



Major Changes from Existing Operating Budget (Continued)

General Fund	Total Amount	Table of Organization	Description
(12,914)	0	0	Maximizing Interagency Transfers and Federal Funds.
\$ 3,464,873	\$ 11,507,000	77	Recommended FY 2012-2013
\$ 0	\$ 0	0	Less Supplementary Recommendation
\$ 3,464,873	\$ 11,507,000	77	Base Executive Budget FY 2012-2013
\$ 3,464,873	\$ 11,507,000	77	Grand Total Recommended

Professional Services

Amount	Description
\$142,948	Contract legal services including expert witnesses required by the Civil Program to carry out the mission of the department.
\$1,675,000	Legal services for any issues regarding the Tobacco Master Settlement Agreement arbitration proceedings
\$1,817,948	TOTAL PROFESSIONAL SERVICES

Other Charges

Amount	Description
	Other Charges:
\$285,596	To be used for depositions, utilizations for court reports, travel of witnesses, court costs, etc.
\$250,000	Non-Profit Hospitals
\$1,984,457	Consumer Enforcement Fund
\$141,560	Pass through to U.S. Department of Housing and Urban Development
\$915,175	Advocacy Center (Community Living Ombudsman Program)
\$3,576,788	SUB-TOTAL OTHER CHARGES
	Interagency Transfers:
\$34,000	Printing
\$36,500	Rent in State-Owned Buildings
\$32,750	Office of Telecommunications Management (OTM) Fees
\$45,945	Office of Risk Management (ORM)
\$149,195	SUB-TOTAL INTERAGENCY TRANSFERS
\$3,725,983	TOTAL OTHER CHARGES



Acquisitions and Major Repairs

Amount	Description
\$57,300	Acquisitions and Major Repairs for Fiscal Year 2012-2013
\$57,300	TOTAL ACQUISITIONS AND MAJOR REPAIRS

Performance Information

1. (KEY) Through the Civil Division, to maintain an average 30-days response time for research and writing opinions through June 30, 2016.

Children's Budget Link: Not Applicable

Human Resource Policies Beneficial to Women and Families Link: Not Applicable

Other Link(s) (TANF, Tobacco Settlement, Workforce Development Commission, Other): Not Applicable

Performance Indicators

L e v e l	Performance Indicator Name	Performance Indicator Values					
		Yearend Performance Standard FY 2010-2011	Actual Yearend Performance FY 2010-2011	Performance Standard as Initially Appropriated FY 2011-2012	Existing Performance Standard FY 2011-2012	Performance At Continuation Budget Level FY 2012-2013	Performance At Executive Budget Level FY 2012-2013
K	Average response time for attorney to research and write opinions (in days) (LAPAS CODE - 464)	30	32	30	30	30	30

Civil Law General Performance Information

Performance Indicator Name	Performance Indicator Values				
	Prior Year Actual FY 2006-2007	Prior Year Actual FY 2007-2008	Prior Year Actual FY 2008-2009	Prior Year Actual FY 2009-2010	Prior Year Actual FY 2010-2011
Average total time from receipt to release of an opinion (in days) (LAPAS CODE - 6213)	97	51	35	46	39
Number of opinions released (LAPAS CODE - 12256)	303	213	289	249	244
Number of opinions withdrawn (LAPAS CODE - 12254)	50	67	56	61	83
Number of opinions requested (LAPAS CODE - 12252)	370	296	324	307	335
These numbers include opinions for all Department of Justice divisions since the Civil Law Program must review all of these opinions and this review is factored into average total time from receipt to release of an opinion.					



2. (KEY) Through the Civil Division, to retain in-house 98% of the litigation cases received during each fiscal year by June 30, 2016.

Children's Budget Link: Not Applicable

Human Resource Policies Beneficial to Women and Families Link: Not Applicable

Other Link(s) (TANF, Tobacco Settlement, Workforce Development Commission, Other): Not Applicable

Performance Indicators

L e v e l	Performance Indicator Name	Performance Indicator Values					
		Yearend Performance Standard FY 2010-2011	Actual Yearend Performance FY 2010-2011	Performance Standard as Initially Appropriated FY 2011-2012	Existing Performance Standard FY 2011-2012	Performance At Continuation Budget Level FY 2012-2013	Performance At Executive Budget Level FY 2012-2013
		K Percentage of cases handled in-house (LAPAS CODE - 470)	98%	100%	98%	98%	98%
S Percent of hours devoted to litigation (LAPAS CODE - New)	Not Applicable	Not Applicable	Not Applicable	Not Applicable	98%	98%	
New performance indicator for FY12-13.							

Civil Law General Performance Information

Performance Indicator Name	Performance Indicator Values				
	Prior Year Actual FY 2006-2007	Prior Year Actual FY 2007-2008	Prior Year Actual FY 2008-2009	Prior Year Actual FY 2009-2010	Prior Year Actual FY 2010-2011
Number of cases contracted to outside firms (LAPAS CODE - 473)	6	25	10	1	0
Number of cases received (LAPAS CODE - 471)	262	207	310	148	81

3. (KEY) Through the Civil Division, to provide legal services to at least 50 state boards and commissions.

Children's Budget Link: Not Applicable

Human Resource Policies Beneficial to Women and Families Link: Not Applicable

Other Link(s) (TANF, Tobacco Settlement, Workforce Development Commission, Other): Not Applicable



Performance Indicators

L e v e l	Performance Indicator Name	Yearend Performance Standard FY 2010-2011	Actual Yearend Performance FY 2010-2011	Performance Indicator Values			
				Performance Standard as Initially Appropriated FY 2011-2012	Existing Performance Standard FY 2011-2012	Performance At Continuation Budget Level FY 2012-2013	Performance At Executive Budget Level FY 2012-2013
K	Number boards and commissions represented this fiscal year (LAPAS CODE - New)	Not Applicable	Not Applicable	Not Applicable	Not Applicable	55	55
	New performance indicator for FY12-13.						
S	Number of new boards and commissions (LAPAS CODE - New)	Not Applicable	Not Applicable	Not Applicable	Not Applicable	1	1
	New performance indicator for FY12-13.						
S	Number of hours devoted to current boards and commissions (LAPAS CODE - New)	Not Applicable	Not Applicable	Not Applicable	Not Applicable	9,000	9,000
	New performance indicator for FY12-13.						

Civil Law General Performance Information

Performance Indicator Name	Performance Indicator Values				
	Prior Year Actual FY 2006-2007	Prior Year Actual FY 2007-2008	Prior Year Actual FY 2008-2009	Prior Year Actual FY 2009-2010	Prior Year Actual FY 2010-2011
Number of hours devoted to boards and commissions last year (LAPAS CODE - New)	Not Applicable				
New performance indicator for FY12-13.					

4. (SUPPORTING) Through the Public Finance and Contracts Section of the Civil Division, to continue to process contracts within an average of 10 days; resolutions within an average of 6 days, public bond approvals within an average of 6 days; and garnishments within an average of 6 days by June 30, 2016.

Children's Budget Link: Not Applicable

Human Resource Policies Beneficial to Women and Families Link: Not Applicable

Other Link(s) (TANF, Tobacco Settlement, Workforce Development Commission, Other): Not Applicable

Explanatory Note: Contracts include those prepared on behalf of the Department of Justice, those entered into by state agencies, boards, and commissions, and those employing special counsel by political subdivisions. Public bond approvals are known as TEFRA. TEFRA is an acronym for Tax Equity and Fiscal Responsibility Act. Garnishments include payments of funds from the state treasury that would otherwise go to state employees or third persons but are sometimes garnished by creditors of the state employees or third persons.



Performance Indicators

Level	Performance Indicator Name	Performance Indicator Values					
		Yearend Performance Standard FY 2010-2011	Actual Yearend Performance FY 2010-2011	Performance Standard as Initially Appropriated FY 2011-2012	Existing Performance Standard FY 2011-2012	Performance At Continuation Budget Level FY 2012-2013	Performance At Executive Budget Level FY 2012-2013
S	Average processing time for contracts (in days) (LAPAS CODE - 477)	10	3	10	10	10	10
S	Average processing time for resolutions (in days) (LAPAS CODE - 478)	6	2	6	6	6	6
S	Average processing time for public bond approvals (TEFRA) (in days) (LAPAS CODE - 6218)	6	5	6	6	6	6
S	Average processing time for garnishment (in days) (LAPAS CODE - 6219)	6	5	6	6	6	6

Civil Law General Performance Information

Performance Indicator Name	Performance Indicator Values				
	Prior Year Actual FY 2006-2007	Prior Year Actual FY 2007-2008	Prior Year Actual FY 2008-2009	Prior Year Actual FY 2009-2010	Prior Year Actual FY 2010-2011
Average processing time for contracts (in days) (LAPAS CODE - New) New performance indicator for FY12-13.	Not Applicable				
Average processing time for resolutions (in days) (LAPAS CODE - New) New performance indicator for FY12-13.	Not Applicable				
Number of public bond approvals (TEFRAs) processed (LAPAS CODE - New) New performance indicator for FY12-13.	Not Applicable				
Number of garnishments processed (LAPAS CODE - New) New performance indicator for FY12-13.	Not Applicable				

5. (SUPPORTING)Through the Insurance Section, to file 100% of motions of payments with the court and/or Louisiana Receivership Office within 10 days following the end of each monthly billing cycle by June 30, 2016.

Children's Budget Link: Not Applicable

Human Resource Policies Beneficial to Women and Families Link: Not Applicable

Other Link(s) (TANF, Tobacco Settlement, Workforce Development Commission, Other): Not Applicable



Performance Indicators

L e v e l	Performance Indicator Name	Performance Indicator Values					
		Yearend Performance Standard FY 2010-2011	Actual Yearend Performance FY 2010-2011	Performance Standard as Initially Appropriated FY 2011-2012	Existing Performance Standard FY 2011-2012	Performance At Continuation Budget Level FY 2012-2013	Performance At Executive Budget Level FY 2012-2013
S	Percentage of billing invoices submitted for payment within 10 days following the end of each monthly billing cycle. (LAPAS CODE - 21836)	100%	100%	100%	100%	100%	100%

Civil Law General Performance Information

Performance Indicator Name	Performance Indicator Values					
	Prior Year Actual FY 2006-2007	Prior Year Actual FY 2007-2008	Prior Year Actual FY 2008-2009	Prior Year Actual FY 2009-2010	Prior Year Actual FY 2010-2011	
Number of motions filed. (LAPAS CODE - 22197)	166	192	195	111	190	

6. (KEY) Through the Tobacco Section, to enforce the terms of the Master Settlement Agreement against the participating manufacturers by conducting at least 200 inspections (site checks and/or field checks) of tobacco retail establishments (at least 50 per quarter), notify violators of violations within 15 days, and re-inspect within 6 months each fiscal year by June 30, 2016.

Children's Budget Link: Not Applicable

Human Resource Policies Beneficial to Women and Families Link: Not Applicable

Other Link(s) (TANF, Tobacco Settlement, Workforce Development Commission, Other): Not Applicable



Performance Indicators

L e v e l	Performance Indicator Name	Performance Indicator Values					
		Yearend Performance Standard FY 2010-2011	Actual Yearend Performance FY 2010-2011	Performance Standard as Initially Appropriated FY 2011-2012	Existing Performance Standard FY 2011-2012	Performance At Continuation Budget Level FY 2012-2013	Performance At Executive Budget Level FY 2012-2013
K	Percentage of violation notices sent within 15 days of an inspection finding a violation. (LAPAS CODE - 21837)	100%	0	100%	100%	100%	100%
There were no violations notices for FY10-11.							
K	Number of random site checks (inspections) conducted at retail tobacco outlets each quarter. (LAPAS CODE - 10450)	50	204	50	50	50	50
S	Percentage of violations corrected within six months of the original inspection (LAPAS CODE - 21838)	100%	0	100%	100%	100%	100%

Civil Law General Performance Information

Performance Indicator Name	Performance Indicator Values				
	Prior Year Actual FY 2006-2007	Prior Year Actual FY 2007-2008	Prior Year Actual FY 2008-2009	Prior Year Actual FY 2009-2010	Prior Year Actual FY 2010-2011
Number of inspections finding a violation. (LAPAS CODE - 22198)	2	2	3	0	0

7. (KEY) Through the Tobacco Section, to conduct at least six inspections (site checks and/or field checks) of tobacco-sponsored events in order to identify and remedy violations of the Master Settlement Agreement each fiscal year by June 30, 2016.

Children's Budget Link: Not Applicable

Human Resource Policies Beneficial to Women and Families Link: Not Applicable

Other Link(s) (TANF, Tobacco Settlement, Workforce Development Commission, Other): Not Applicable

Explanatory Note: The compliance checks conducted by the Office of the Attorney General (OAG) are different from the compliance checks performed by the Office of Alcohol and Tobacco Control (ATC) in the Department of Revenue. The OAG checks for violations of the Master Settlement Agreement. These violations can include advertising violations in newspapers or magazines, brand name merchandising violations, brand name sponsorship violations, free sample violations, or other violations. OAG checks identify tobacco products



made by tobacco manufacturers that are not part of the Master Settlement Agreement so that the OAG can ensure that those manufacturers establish escrow accounts in accordance with state law (LRS 13:5061), which expressly requires the attorney general to enforce the provisions of the law. The ATC enforces Title 26 of the Louisiana Revised Statutes, the Beer and Liquor Law, and the Youth Access to Tobacco Law by conducting random inspections at locations where alcoholic beverages and tobacco are sold.

Performance Indicators

L e v e l	Performance Indicator Name	Performance Indicator Values					
		Yearend Performance Standard	Actual Yearend Performance	Performance Standard as Initially Appropriated	Existing Performance Standard	Performance At Continuation Budget Level	Performance At Executive Budget Level
		FY 2010-2011	FY 2010-2011	FY 2011-2012	FY 2011-2012	FY 2012-2013	FY 2012-2013
K	Number of inspections of tobacco-sponsored special events performed (LAPAS CODE - 10449)	6	5	6	6	6	6

8. (SUPPORTING) Through the Tobacco Section, to make a minimum of 24 presentations to citizens in a variety of venues on the dangers of tobacco use and issues related to the Master Settlement Agreement during each fiscal year through June 30, 2016.

Children's Budget Link: Not Applicable

Human Resource Policies Beneficial to Women and Families Link: Not Applicable

Other Link(s) (TANF, Tobacco Settlement, Workforce Development Commission, Other): Not Applicable

Performance Indicators

L e v e l	Performance Indicator Name	Performance Indicator Values					
		Yearend Performance Standard	Actual Yearend Performance	Performance Standard as Initially Appropriated	Existing Performance Standard	Performance At Continuation Budget Level	Performance At Executive Budget Level
		FY 2010-2011	FY 2010-2011	FY 2011-2012	FY 2011-2012	FY 2012-2013	FY 2012-2013
S	Number of tobacco presentations made during the fiscal year (LAPAS CODE - 21839)	24	36	24	24	24	24
According to the agency, the number of presentations is no longer a factor of the Master Settlement Agreement and they are experiencing a decline in interest/requests for presentations.							

9. (KEY) Through the Consumer Protection Section, to respond to 100% of consumer complaints with informal resolutions within 90 days of receiving the complaint by June 30, 2016.

Children's Budget Link: Not Applicable

Human Resource Policies Beneficial to Women and Families Link: Not Applicable



Other Link(s) (TANF, Tobacco Settlement, Workforce Development Commission, Other): Not Applicable

Performance Indicators

L e v e l	Performance Indicator Name	Performance Indicator Values					
		Yearend Performance Standard FY 2010-2011	Actual Yearend Performance FY 2010-2011	Performance Standard as Initially Appropriated FY 2011-2012	Existing Performance Standard FY 2011-2012	Performance At Continuation Budget Level FY 2012-2013	Performance At Executive Budget Level FY 2012-2013
K	Percentage of consumer complaints responded to within 90 days of receipt. (LAPAS CODE - 21841)	100%	100%	100%	100%	100%	100%

Civil Law General Performance Information

Performance Indicator Name	Performance Indicator Values					
	Prior Year Actual FY 2006-2007	Prior Year Actual FY 2007-2008	Prior Year Actual FY 2008-2009	Prior Year Actual FY 2009-2010	Prior Year Actual FY 2010-2011	
Number of consumer complaints received (LAPAS CODE - 486)	4,509	4,103	1,092	921	3,771	
The auto fraud activity, which is now a separate OAG section, was part of the Consumer Protection Section during these reporting years. However, the figures shown for consumer complaints logged do not include automobile fraud complaints, which have been separated from the total number of consumer complaints logged and are reported in the General Performance Information table.						
Number of auto fraud complaints received (LAPAS CODE - 12315)	393	408	108	104	417	

10. (SUPPORTING)Through the Consumer Protection Section, to bring 85% of unfair and deceptive trade practice investigations to resolutions within 60 days by June 30, 2016.

Children's Budget Link: Not Applicable

Human Resource Policies Beneficial to Women and Families Link: Not Applicable

Other Link(s) (TANF, Tobacco Settlement, Workforce Development Commission, Other): Not Applicable

Performance Indicators

L e v e l	Performance Indicator Name	Performance Indicator Values					
		Yearend Performance Standard FY 2010-2011	Actual Yearend Performance FY 2010-2011	Performance Standard as Initially Appropriated FY 2011-2012	Existing Performance Standard FY 2011-2012	Performance At Continuation Budget Level FY 2012-2013	Performance At Executive Budget Level FY 2012-2013
S	Percentage of investigations initiated during the fiscal year that have been brought to resolution within 60 days (LAPAS CODE - 21842)	85%	83%	85%	85%	85%	85%



11. (KEY) Through the Community Education Assistance Section, to provide violence, abuse and sexual harassment response in-service training to 1,500 law enforcement officers and 1,000 personnel (non-DOJ) by June 30, 2016.

Children's Budget Link: Not Applicable

Human Resource Policies Beneficial to Women and Families Link: Not Applicable

Other Link(s) (TANF, Tobacco Settlement, Workforce Development Commission, Other): Not Applicable

Performance Indicators

L e v e l	Performance Indicator Name	Performance Indicator Values					
		Yearend Performance Standard FY 2010-2011	Actual Yearend Performance FY 2010-2011	Performance Standard as Initially Appropriated FY 2011-2012	Existing Performance Standard FY 2011-2012	Performance At Continuation Budget Level FY 2012-2013	Performance At Executive Budget Level FY 2012-2013
K	Number of law enforcement officers who received Department of Justice violence, abuse and sexual harassment response in-service training (LAPAS CODE - 21843)	600	840	600	600	600	600
S	Number of personnel (non-DOJ) who received the Department of Justice violence, abuse, and sexual harassment awareness training (LAPAS CODE - 21844)	35	865	1,000	1,000	1,000	1,000

12. (SUPPORTING) Through the Community Education Assistance Section, to provide school safety training and technical assistance to 2,000 educators and 200 law enforcement officers by June 30, 2016.

Children's Budget Link: Not Applicable

Human Resource Policies Beneficial to Women and Families Link: Not Applicable

Other Link(s) (TANF, Tobacco Settlement, Workforce Development Commission, Other): Not Applicable

Performance Indicators

L e v e l	Performance Indicator Name	Yearend Performance Standard FY 2010-2011	Actual Yearend Performance FY 2010-2011	Performance Indicator Values			
				Performance Standard as Initially Appropriated FY 2011-2012	Existing Performance Standard FY 2011-2012	Performance At Continuation Budget Level FY 2012-2013	Performance At Executive Budget Level FY 2012-2013
S	Number of law enforcement officers trained. (LAPAS CODE - 21845)	200	542	500	500	500	500
S	Number of educators who received school safety training and technical assistance (cumulative total). (LAPAS CODE - 21846)	2,000	1,131	2,000	2,000	2,000	2,000

13. (KEY) To provide and maintain a strong outreach program by providing public presentations on civil law programs and responding to constituent calls and inquires.

Children's Budget Link: Not Applicable

Human Resource Policies Beneficial to Women and Families Link: Not Applicable

Other Link(s) (TANF, Tobacco Settlement, Workforce Development Commission, Other): Not Applicable

Performance Indicators

L e v e l	Performance Indicator Name	Yearend Performance Standard FY 2010-2011	Actual Yearend Performance FY 2010-2011	Performance Indicator Values			
				Performance Standard as Initially Appropriated FY 2011-2012	Existing Performance Standard FY 2011-2012	Performance At Continuation Budget Level FY 2012-2013	Performance At Executive Budget Level FY 2012-2013
K	Total number of presentations made to public and private entities (LAPAS CODE - New)	Not Applicable	Not Applicable	Not Applicable	Not Applicable	60	60
	New performance indicator for FY12-13.						
S	Total number of attendees at presentations made to public and private entities (LAPAS CODE - New)	Not Applicable	Not Applicable	Not Applicable	Not Applicable	4,000	4,000
	New performance indicator for FY12-13.						
K	Total number of constituent services tickets (LAPAS CODE - New)	Not Applicable	Not Applicable	Not Applicable	Not Applicable	6,000	6,000
	New performance indicator for FY12-13.						
S	Number of non-duty attorney tickets resolved (LAPAS CODE - New)	Not Applicable	Not Applicable	Not Applicable	Not Applicable	4,000	4,000



Performance Indicators (Continued)

L e v e l	Performance Indicator Name	Yearend Performance Standard FY 2010-2011	Actual Yearend Performance FY 2010-2011	Performance Indicator Values			
				Performance Standard as Initially Appropriated FY 2011-2012	Existing Performance Standard FY 2011-2012	Performance At Continuation Budget Level FY 2012-2013	Performance At Executive Budget Level FY 2012-2013
	New performance indicator for FY12-13.						
S	Number of duty attorney tickets resolved (LAPAS CODE - New)	Not Applicable	Not Applicable	Not Applicable	Not Applicable	750	750
	New performance indicator for FY12-13.						
S	Number of walk-ins resolved (LAPAS CODE - New)	Not Applicable	Not Applicable	Not Applicable	Not Applicable	2	2
	New performance indicator for FY12-13.						
S	Number of private request letters resolved (LAPAS CODE - New)	Not Applicable	Not Applicable	Not Applicable	Not Applicable	100	100
	New performance indicator for FY12-13.						
K	Number of specialized inquiries received from state, local or private entities (LAPAS CODE - New)	Not Applicable	Not Applicable	Not Applicable	Not Applicable	1,200	1,200
	New performance indicator for FY12-13.						
S	Number of responses to specialized inquirie (LAPAS CODE - New)	Not Applicable	Not Applicable	Not Applicable	Not Applicable	1,200	1,200
	New performance indicator for FY12-13.						

Civil Law General Performance Information

Performance Indicator Name	Performance Indicator Values				
	Prior Year Actual FY 2006-2007	Prior Year Actual FY 2007-2008	Prior Year Actual FY 2008-2009	Prior Year Actual FY 2009-2010	Prior Year Actual FY 2010-2011
Total number of constituent tickets resolved (LAPAS CODE - New)	Not Applicable				
New performance indicator for FY12-13.					
Total number of constituent tickets unresolved (LAPAS CODE - New)	Not Applicable				
New performance indicator for FY12-13.					

14. (KEY)To review for approval of 100% of DEQ penalty settlements strictly in compliance with time limits each fiscal year by 2016.

Children's Budget Link: Not Applicable

Human Resource Policies Beneficial to Women and Families Link: Not Applicable



Other Link(s) (TANF, Tobacco Settlement, Workforce Development Commission, Other): Not Applicable

Performance Indicators

L e v e l	Performance Indicator Name	Yearend Performance Standard FY 2010-2011	Actual Yearend Performance FY 2010-2011	Performance Indicator Values			
				Performance Standard as Initially Appropriated FY 2011-2012	Existing Performance Standard FY 2011-2012	Performance At Continuation Budget Level FY 2012-2013	Performance At Executive Budget Level FY 2012-2013
K	Number of settlements received for review (LAPAS CODE - New)	Not Applicable	Not Applicable	Not Applicable	Not Applicable	60	60
	New performance indicator for FY12-13.						
S	Number of settlements approved (LAPAS CODE - New)	Not Applicable	Not Applicable	Not Applicable	Not Applicable	60	60
	New performance indicator for FY12-13.						
S	Number of settlements approved within statutory time limits (LAPAS CODE - New)	Not Applicable	Not Applicable	Not Applicable	Not Applicable	60	60
	New performance indicator for FY12-13.						
S	Total dollar amount of settlements approved (LAPAS CODE - New)	Not Applicable	Not Applicable	Not Applicable	Not Applicable	\$ 1,000,000	\$ 1,000,000
	New performance indicator for FY12-13.						

Civil Law General Performance Information

Performance Indicator Name	Performance Indicator Values				
	Prior Year Actual FY 2006-2007	Prior Year Actual FY 2007-2008	Prior Year Actual FY 2008-2009	Prior Year Actual FY 2009-2010	Prior Year Actual FY 2010-2011
Number of settlements disapproved (LAPAS CODE - New)	Not Applicable				
New performance indicator for FY12-13.					



141_3000 — Criminal Law and Medicaid Fraud

Program Authorization: Louisiana Constitution Article 4, Section 8, LA R.S. 36:701, LA C.Cr.P. 66,

LA R.S. 13:4862, LA C.Cr.P. 734, LA R.S. 13:5036, LA C.Cr.P. 264, LA R.S. 49:251, LA C.Cr.P. 61, 42 CFR 1007.1-1007.21, LA C.Cr.P. 62, LA R.S. 36:702, LA C.Cr.P. 63, LA R.S. 36:703, LA C.Cr.P. 64, LA R.S. 36:706, LA C.Cr.P. 65, LA R.S. 36:704

Program Description

The mission of the Criminal Law and Medicaid Fraud Program is two-fold (Criminal and Investigation):

To seek justice on behalf of the citizens of the State of Louisiana by providing prompt, professional and ethical services to the people of the state in the prosecution of criminal cases and other matters referred to this division of the Department of Justice; and to investigate violations of criminal laws; to help maintain integrity in government; to assist and protect the state's gaming industry from corruption; to serve all other investigative needs of the department, and to protect and serve the public.

The goals of the Criminal Law and Medicaid Fraud Program are:

- I. Provide superior legal and professional services to Louisiana citizens, private sector organizations, and all governmental entities.
- II. Develop a working environment that encourages competent individuals to seek career employment in the Criminal Law and Medicaid Fraud Program of the Department of Justice.
- III. Improve cooperative working relationships with federal, state and local agencies and private sector organizations.

The Criminal Program will continue to develop and implement a work management program to provide input into a quality assurance system that will track and provide management with true accountability of the legal professionals work product, which in turn will improve the skills and effectiveness of less experienced trial attorneys as the use of this program will encourage attention to detail. It will also provide an additional level of oversight and monitoring of work of less experienced trial attorneys. The work management program will create and develop systems to track work processes and outputs of the department's non legal staff.

The Criminal Program conducts or assists in criminal prosecutions; acts as advisor for district attorneys, legislature and law enforcement entities; provides legal services in the areas of extradition, appeals and habeas corpus proceedings; prepares attorney general opinions concerning criminal law; operates White Collar Crimes Section, Violent Crime and Drug Unit, and Insurance Fraud Unit; investigates and prosecutes individuals and entities defrauding the Medicaid Program or abusing residents in health care facilities and initiates recovery of identified overpayments; and provides investigation services for the department.



- The General Prosecution Section prosecutes violations of all types of criminal laws of the state by conducting or assisting in criminal prosecutions pursuant to the recusal or request of district attorneys. Prosecutions handled by this Section include, but are not limited to, cases involving white collar crime, public corruption, narcotics violations, violent crimes, and violations of the state's environmental laws. This Section also serves as (1) advisor to the district attorneys, law enforcement, and the legislature, (2) a training agency for law enforcement, and (3) as liaison between various levels of law enforcement within the state.
- The Appeals and Special Services Section provides legal services to the state in the areas of (1) extraditions, (2) federal habeas corpus and post conviction relief, (3) as amicus curiae in matters pending before the U.S. Supreme Court, and (4) by preparation of Attorney General Opinions concerning matters of criminal law.
- The Insurance Fraud Support Unit provides legal services to the state in the area of insurance fraud by providing legal assistance to the Department of Insurance and Louisiana State Police in connection with insurance fraud crimes and by prosecuting all types of insurance fraud cases.
- The Medicaid Fraud Control Unit investigates and prosecutes individuals and entities defrauding the Medicaid Program or abusing residents in health care facilities. It also initiates recovery of identified overpayments.
- The High Technology Crime Unit (HTCU) is a specialized unit with attorneys, investigators, and computer forensic experts all trained in the specific field of cyber-crime investigation and prosecution. This specialized unit concentrates on combating crimes involving digital technology. The HTCU includes the first state computer forensic center and provides forensic examinations of digital evidence to the department and other local, state, and federal government agencies. The Unit includes the Louisiana Internet Crimes Against Children Task Force (ICAC), which investigates crimes relating to child exploitation and abuse on the Internet. ICAC investigators conduct proactive online undercover operations and investigate child exploitation cases referred to the department from other agencies, as well as the National Center for Missing and Exploited Children. The HTCU also works cases involving online auction fraud, computer intrusion, death investigations, domestic violence, economic fraud including online fraud and counterfeiting, email threats, harassment and stalking, extortion, gaming, identity theft, narcotics, prostitution, software piracy, and telecommunications fraud. The unit also provides training to local law enforcement and gives public service lectures in regard to technology based crimes throughout the State of Louisiana.
- The Operations/Special Assignment Section is responsible for coordinating access, safety and security within the Department of Justice including executive security and coordinating with the State Office of Buildings and Grounds with regard to matters within the Livingston Building and offices in the State Capitol. This Section also includes the clerical support function, file room management, case tracking, analytical support, and the maintenance and operation of the Division's computer network, as well as fleet management. In addition, this Section includes investigators assigned to outside agency task forces, workers' compensation fraud investigations, and intelligence information.
- The Investigations Section is divided into two squads that are responsible for the investigation of alleged violations of the criminal laws of this state, conducting of civil and special investigations including investigations of public corruption, institutional and insurance fraud. The Section also provides investigative services to the attorneys in the Criminal Division to include follow-up on cases, locating witnesses, providing security for witnesses, witness management at court proceedings, testifying on behalf of the state, and evidence management. This Section also responds to the numerous requests for investigative assistance from local, state or federal governmental agencies.



- **Sexual Predator Apprehension Team:** Pursuant to legislative mandate, the Attorney General has established within the Department of Justice a statewide Sexual Predator Apprehension Team. The Team is comprised of special agents, intelligence analysts, and prosecutors. The Team will focus on repeat sex offenders and perform the following activities: 1) coordinate with state and local investigative resources to apprehend sexual habitual offenders and persons required to register under R.S. 15:542 and 542.1 who violate the law or conditions of probation and parole; 2) proactively target and monitor sex offenders required to register under R.S. 15:542 and 542.1; 3) offer specialized training and assistance to local law enforcement and prosecutors; 4) identify, monitor, arrest, and assist in the prosecution of sexual offenders; 5) collect data to determine if the procedures adopted by the Team are effective in reducing sexual assault offenses; and 6) develop procedures for operating a multi-jurisdictional task force.

Criminal Law and Medicaid Fraud Budget Summary

	Prior Year Actuals FY 2010-2011	Enacted FY 2011-2012	Existing Oper Budget as of 12/1/11	Continuation FY 2012-2013	Recommended FY 2012-2013	Total Recommended Over/(Under) EOB
Means of Financing:						
State General Fund (Direct)	\$ 2,623,265	\$ 4,436,529	\$ 4,436,529	\$ 4,591,009	\$ 3,682,692	\$ (753,837)
State General Fund by:						
Total Interagency Transfers	2,783,522	986,478	986,478	794,373	840,373	(146,105)
Fees and Self-generated Revenues	0	20,000	20,000	20,000	40,000	20,000
Statutory Dedications	1,522,519	2,377,418	2,377,418	1,972,694	2,071,819	(305,599)
Interim Emergency Board	0	0	0	0	0	0
Federal Funds	4,402,417	5,320,418	5,320,418	5,023,043	5,418,836	98,418
Total Means of Financing	\$ 11,331,723	\$ 13,140,843	\$ 13,140,843	\$ 12,401,119	\$ 12,053,720	\$ (1,087,123)
Expenditures & Request:						
Personal Services	\$ 7,926,837	\$ 8,709,010	\$ 8,709,010	\$ 8,552,336	\$ 7,679,881	\$ (1,029,129)
Total Operating Expenses	656,706	606,669	629,201	629,201	608,375	(20,826)
Total Professional Services	110,321	573,380	573,380	573,380	573,380	0
Total Other Charges	2,252,212	2,927,774	2,832,752	2,646,202	2,795,584	(37,168)
Total Acq & Major Repairs	385,647	324,010	396,500	0	396,500	0
Total Unallotted	0	0	0	0	0	0
Total Expenditures & Request	\$ 11,331,723	\$ 13,140,843	\$ 13,140,843	\$ 12,401,119	\$ 12,053,720	\$ (1,087,123)
Authorized Full-Time Equivalents:						
Classified	0	0	0	0	0	0
Unclassified	118	114	114	114	115	1
Total FTEs	118	114	114	114	115	1



Source of Funding

This program is funded with State General Fund, Interagency Transfers, Fees and Self-generated Revenues, Statutory Dedications, and Federal Funds. Interagency Transfers are derived from various state agencies for investigative and legal services. Fees and Self-generated Revenues are derived from participation in the U.S. Department of Justice Federal Forfeiture program. Statutory Dedications are from the Insurance Fraud Investigation Fund created by R.S. 40:1428, the Sex Offender Registry Technology Fund, and the Medical Assistance Programs Fraud Detection Fund created by 46:440.1. (Per R.S. 39.36B. (8), see table below for a listing of expenditures out of each Statutory Dedicated Fund.) Federal Funds are derived from the Department of Health and Human Services Medicaid Fraud Unit and the U.S Department of Justice Federal Forfeiture program.

Criminal Law and Medicaid Fraud Statutory Dedications

Fund	Prior Year Actuals FY 2010-2011	Enacted FY 2011-2012	Existing Oper Budget as of 12/1/11	Continuation FY 2012-2013	Recommended FY 2012-2013	Total Recommended Over/(Under) EOB
Medical Assistance Program Fraud Detection	\$ 325,210	\$ 1,036,523	\$ 1,036,523	\$ 937,398	\$ 1,036,523	\$ 0
Insurance Fraud Investigation Fund	567,408	585,296	585,296	585,296	585,296	0
Sex Offender Registry Technology Fund	629,901	450,000	450,000	450,000	450,000	0
Overcollections Fund	0	305,599	305,599	0	0	(305,599)

Major Changes from Existing Operating Budget

General Fund	Total Amount	Table of Organization	Description
\$ 0	\$ 0	0	Mid-Year Adjustments (BA-7s):
\$ 4,436,529	\$ 13,140,843	114	Existing Oper Budget as of 12/1/11
Statewide Major Financial Changes:			
(448,116)	(448,116)	0	State Employee Retirement Rate Adjustment
(75,247)	(75,247)	0	Salary Base Adjustment
(252,037)	(252,037)	0	Attrition Adjustment
(177,008)	(177,008)	(3)	Personnel Reductions
0	396,500	0	Acquisitions & Major Repairs
0	(396,500)	0	Non-Recurring Acquisitions & Major Repairs
(1,550)	(1,550)	0	Risk Management
0	(312,704)	0	Non-recurring 27th Pay Period
Non-Statewide Major Financial Changes:			
0	(185,000)	0	Non-recur Interagency Transfer funding from the Governor's Office of Homeland Security and Emergency Preparedness for the purchase of investigations equipment.
0	430,101	0	Increase in pass-through funding from the U.S. Department of Justice for the Orleans Parish Post-Conviction DNA Testing Project.



Major Changes from Existing Operating Budget (Continued)

General Fund	Total Amount	Table of Organization	Description
0	(95,700)	0	Non-recur pass-through grant from the United States Department of Justice to the Lafayette Parish Sheriff's Office for the acquisition of a Sex Offender Registration and Notification Act Kiosk.
0	66,000	0	Increase in expenditures for the Pre-Trial Intervention and Tech Training Grant programs.
(35,862)	(35,862)	0	Reduction of operating expenditures based on the historical actual expenditure levels.
235,983	0	4	A means of financing substitution and increase of four Authorized (Appropriated) Table of Organization Full Time Equivalents (T.O. FTEs) to continue to provide funding for two investigators and two forensic examiners in the Internet Crimes Against Children (ICAC) unit. Federal grant funding for these four positions expires on March 31, 2012 and will be replaced with State General Fund (Direct). The positions (originally categorized as Non T.O. FTEs) will be reallocated to the Authorized Table of Organization.
\$ 3,682,692	\$ 12,053,720	115	Recommended FY 2012-2013
\$ 0	\$ 0	0	Less Supplementary Recommendation
\$ 3,682,692	\$ 12,053,720	115	Base Executive Budget FY 2012-2013
\$ 3,682,692	\$ 12,053,720	115	Grand Total Recommended

Professional Services

Amount	Description
\$323,380	Contract legal services including expert witnesses required by the Criminal Law Program to carry out the mission of the department
\$250,000	Acquisition, implementation, and support of a computer system to assist the sheriff of each parish to monitor and track convicted sex offenders, sexually violent predators, and child predators residing in each parish according to the State Sex Offender and Child Predator Public Registry.
\$573,380	TOTAL PROFESSIONAL SERVICES

Other Charges

Amount	Description
Other Charges:	
\$233,429	Medicaid Fraud Control Unit
\$200,000	Sex Offender Registry Technology Fund
\$1,939,841	Miscellaneous charges related to criminal program grants in High Tech, Internet Crimes Against Children (ICAC), and other grants
\$2,373,270	SUB-TOTAL OTHER CHARGES
Interagency Transfers:	
\$101,004	Office of Risk Management (ORM)



Other Charges (Continued)

Amount	Description
\$40,110	Office of Telecommunications Management fees
\$281,200	Rent in State-Owned Buildings
\$422,314	SUB-TOTAL INTERAGENCY TRANSFERS
\$2,795,584	TOTAL OTHER CHARGES

Acquisitions and Major Repairs

Amount	Description
\$396,500	Acquisitions and Major Repairs for Fiscal Year 2012-2013
\$396,500	TOTAL ACQUISITIONS AND MAJOR REPAIRS

Performance Information

1. (KEY) Through the Criminal Division, to charge or recuse 75% of cases received within 180 days by June 30, 2016.

Children's Budget Link: Not Applicable

Human Resource Policies Beneficial to Women and Families Link: Not Applicable

Other Link(s) (TANF, Tobacco Settlement, Workforce Development Commission, Other): Not Applicable

Performance Indicators

L e v e l	Performance Indicator Name	Performance Indicator Values					
		Yearend Performance Standard	Actual Yearend Performance	Performance Standard as Initially Appropriated	Existing Performance Standard	Performance At Continuation Budget Level	Performance At Executive Budget Level
		FY 2010-2011	FY 2010-2011	FY 2011-2012	FY 2011-2012	FY 2012-2013	FY 2012-2013
S	Number of cases refused due to conflict (LAPAS CODE - New)	Not Applicable		Not Applicable	Not Applicable	1	1
	New performance indicator for FY12-13.						
K	Percentage of cases received by recusal in-house (LAPAS CODE - New)	Not Applicable		Not Applicable	Not Applicable	100%	100%
	New performance indicator for FY12-13.						



Criminal Law and Medicaid Fraud General Performance Information

Performance Indicator Name	Performance Indicator Values				
	Prior Year Actual FY 2006-2007	Prior Year Actual FY 2007-2008	Prior Year Actual FY 2008-2009	Prior Year Actual FY 2009-2010	Prior Year Actual FY 2010-2011
Number of cases opened (LAPAS CODE - 12322)	353	386	540	315	365
Number of cases closed (LAPAS CODE - 12323)	325	296	327	338	367
Number of recusals received (LAPAS CODE - 12324)	250	281	317	257	265
Number of requests for assistance (LAPAS CODE - 12325)	53	64	81	54	71
Number of parishes served (LAPAS CODE - 12328)	64	64	42	44	54

2. (SUPPORTING) Through the Insurance Fraud Support Unit of the Criminal Division, to provide legal support to law enforcement agencies investigating criminal insurance fraud referrals by responding to requests for legal consultation within two working days and attending 90% of monthly intelligence sharing meetings hosted by the Louisiana State Police Insurance Fraud Unit by June 30, 2016.

Children's Budget Link: Not Applicable

Human Resource Policies Beneficial to Women and Families Link: Not Applicable

Other Link(s) (TANF, Tobacco Settlement, Workforce Development Commission, Other): Not Applicable

Performance Indicators

L e v e l Performance Indicator Name	Performance Indicator Values					
	Yearend Performance Standard FY 2010-2011	Actual Yearend Performance FY 2010-2011	Performance Standard as Initially Appropriated FY 2011-2012	Existing Performance Standard FY 2011-2012	Performance At Continuation Budget Level FY 2012-2013	Performance At Executive Budget Level FY 2012-2013
S Percentage of requests for legal consultation responded to within 2 working days. (LAPAS CODE - 21858)	95%	100%	95%	95%	95%	95%
S Percentage of scheduled intelligence sharing meetings attended by the Department of Justice (LAPAS CODE - 21859)	90%	100%	90%	90%	90%	90%



Criminal Law and Medicaid Fraud General Performance Information

Performance Indicator Name	Performance Indicator Values				
	Prior Year Actual FY 2006-2007	Prior Year Actual FY 2007-2008	Prior Year Actual FY 2008-2009	Prior Year Actual FY 2009-2010	Prior Year Actual FY 2010-2011
Number of scheduled intelligence sharing meetings. (LAPAS CODE - 22200)	15	28	27	27	23
Number of scheduled intelligence sharing meeting attended by the Department of Justice. (LAPAS CODE - 22201)	15	28	26	27	23
Number of requests for legal consultation (LAPAS CODE - 21860)	356	604	388	500	888

3. (KEY) Through the Investigations Section, to initiate or assist in 500 investigations per fiscal year by June 30, 2016.

Children's Budget Link: Not Applicable

Human Resource Policies Beneficial to Women and Families Link: Not Applicable

Other Link(s) (TANF, Tobacco Settlement, Workforce Development Commission, Other): Not Applicable

Performance Indicators

L e v e l	Performance Indicator Name	Performance Indicator Values					
		Yearend Performance Standard FY 2010-2011	Actual Yearend Performance FY 2010-2011	Performance Standard as Initially Appropriated FY 2011-2012	Existing Performance Standard FY 2011-2012	Performance At Continuation Budget Level FY 2012-2013	Performance At Executive Budget Level FY 2012-2013
K	Number of investigations opened (LAPAS CODE - 21861)	500	1,842	500	500	500	500
S	Number of closed investigations per investigator (LAPAS CODE - 21862)	10	14	8	8	8	8
S	Number of open investigations per investigator (LAPAS CODE - 21863)	20	16	25	25	25	25

4. (KEY) Through the Medicaid Fraud Control Unit, open at least 250 investigations annually.

Children's Budget Link: Not Applicable

Human Resource Policies Beneficial to Women and Families Link: Not Applicable

Other Link(s) (TANF, Tobacco Settlement, Workforce Development Commission, Other): Not Applicable



Explanatory Note: The above new objective and two new performance indicators replace the old objective/old performance indicators because the old objective/performance indicators only cover a relatively small portion of the activities and goals of the Medicaid Unit. While the Medicaid Unit does engage in potential case research and generates cases from that research, the majority of the cases worked by the Medicaid Unit come from referrals from various sources. The new objective/performance indicators track the number of cases opened by the Medicaid Unit more accurately and reflects the overall goal of the Medicaid Unit.

Performance Indicators

L e v e l	Performance Indicator Name	Performance Indicator Values					
		Yearend Performance Standard FY 2010-2011	Actual Yearend Performance FY 2010-2011	Performance Standard as Initially Appropriated FY 2011-2012	Existing Performance Standard FY 2011-2012	Performance At Continuation Budget Level FY 2012-2013	Performance At Executive Budget Level FY 2012-2013
K	Number of investigations opened (LAPAS CODE - New)	Not Applicable		Not Applicable	Not Applicable	250	250
	New performance indicator for FY12-13.						
K	Number of outreach training programs provided to law enforcement, healthcare providers, professional organizations and community organizations (LAPAS CODE - New)	Not Applicable		Not Applicable	Not Applicable	50	50
	New performance indicator for FY12-13.						

Criminal Law and Medicaid Fraud General Performance Information

Performance Indicator Name	Performance Indicator Values				
	Prior Year Actual FY 2006-2007	Prior Year Actual FY 2007-2008	Prior Year Actual FY 2008-2009	Prior Year Actual FY 2009-2010	Prior Year Actual FY 2010-2011
Dollar amount of civil monetary penalty collected (LAPAS CODE - 12352)	\$ 5,356,114	\$ 8,403,954	\$ 9,258,955	\$ 21,079,074	\$ 13,529,231
Dollar amount of investigation/prosecution costs collected (LAPAS CODE - 12353)	\$ 14,657	\$ 1,490	\$ 17,330	\$ 57,726	\$ 48,655
Dollar amount of criminal and civil court ordered restitution collected (LAPAS CODE - 12348)	\$ 4,179,252	\$ 8,410,601	\$ 10,261,170	\$ 23,657,044	\$ 12,022,095
Total dollar amount of collections - all sources (LAPAS CODE - 12347)	\$ 9,584,470	\$ 17,014,317	\$ 18,717,412	\$ 44,918,564	\$ 25,669,084
Dollar amount of restitution collected administratively (LAPAS CODE - 12354)	\$ 10,160	\$ 175,315	\$ 261,310	\$ 84,647	\$ 40,663
Total judgments obtained during fiscal year - all sources (LAPAS CODE - 12358)	\$ 9,015,416	\$ 16,966,533	\$ 19,840,683	\$ 51,273,881	\$ 26,746,623
Dollar amount of criminal court ordered restitution collected (LAPAS CODE - 12360)	\$ 3,674,585	\$ 7,997,550	\$ 10,008,381	\$ 23,657,044	\$ 13,354,538



Criminal Law and Medicaid Fraud General Performance Information (Continued)

Performance Indicator Name	Performance Indicator Values				
	Prior Year Actual FY 2006-2007	Prior Year Actual FY 2007-2008	Prior Year Actual FY 2008-2009	Prior Year Actual FY 2009-2010	Prior Year Actual FY 2010-2011
Dollar amount of fines ordered (LAPAS CODE - 12362)	\$ 24,287	\$ 22,956	\$ 219,125	\$ 142,473	\$ 28,437
Dollar amount of civil monetary penalty ordered (LAPAS CODE - 12363)	\$ 5,313,225	\$ 15,500,354	\$ 9,326,555	\$ 21,494,331	\$ 13,290,516
Dollar amount of investigation/prosecution costs ordered (LAPAS CODE - 12365)	\$ 9,371	\$ 1,200	\$ 21,730	\$ 132,093	\$ 50,321
Dollar amount of administrative restitution ordered (LAPAS CODE - 12367)	\$ 10,000	\$ 178,650	\$ 265,252	\$ 135,315	\$ 20,788

5. (KEY) Through the Medicaid Fraud Control Unit, to notify complainant in 90% of opened cases within 5 working days of acceptance of complaint.

Children's Budget Link: Not Applicable

Human Resource Policies Beneficial to Women and Families Link: Not Applicable

Other Link(s) (TANF, Tobacco Settlement, Workforce Development Commission, Other): Not Applicable

Performance Indicators

Level	Performance Indicator Name	Performance Indicator Values					
		Yearend Performance Standard FY 2010-2011	Actual Yearend Performance FY 2010-2011	Performance Standard as Initially Appropriated FY 2011-2012	Existing Performance Standard FY 2011-2012	Performance At Continuation Budget Level FY 2012-2013	Performance At Executive Budget Level FY 2012-2013
K	Percentage of opened cases where complainant was notified within 5 working days of acceptance of complaint (LAPAS CODE - 21868)	90%	81%	90%	90%	90%	90%

6. (KEY) Through the High Technology Crime Unit, to generate 240 Internet Crimes Against Children cases from proactive online investigations by June 30, 2016.

Children's Budget Link: Not Applicable

Human Resource Policies Beneficial to Women and Families Link: Not Applicable

Other Link(s) (TANF, Tobacco Settlement, Workforce Development Commission, Other): Not Applicable



Performance Indicators

L e v e l	Performance Indicator Name	Performance Indicator Values					
		Yearend Performance Standard FY 2010-2011	Actual Yearend Performance FY 2010-2011	Performance Standard as Initially Appropriated FY 2011-2012	Existing Performance Standard FY 2011-2012	Performance At Continuation Budget Level FY 2012-2013	Performance At Executive Budget Level FY 2012-2013
S	Number of cases per 40 hours of proactive online investigation (LAPAS CODE - 21870)	6	13	10	10	10	10
K	Number of Internet Crimes Against Children cases generated from proactive online investigations per fiscal year (LAPAS CODE - 21869)	60	254	95	95	95	95

Criminal Law and Medicaid Fraud General Performance Information

Performance Indicator Name	Performance Indicator Values				
	Prior Year Actual FY 2006-2007	Prior Year Actual FY 2007-2008	Prior Year Actual FY 2008-2009	Prior Year Actual FY 2009-2010	Prior Year Actual FY 2010-2011
Total arrests from proactive online investigation. (LAPAS CODE - 22202)	32	84	79	66	76
Number of hours spent in proactive online investigation. (LAPAS CODE - 22715)	915	1,008	1,008	1,989	1,939



141_4000 — Risk Litigation

Program Authorization: Act 448 of 1988 (created Litigation Division); Act 107 of 1999 (reauthorized Litigation Section); R.S. 36:701(D) and 704(F); R.S. 39:1533(B)

Program Description

The mission of the Litigation Program is to provide legal representation for the Office of Risk Management, the Self-Insurance Fund, the State of Louisiana and its departments, agencies, boards, and commissions and their officers, officials, employees, and agents in all claims covered by the State Self-Insurance Fund, and in all tort claims whether or not covered by the Self-Insurance Fund.

The goals of the Risk Litigation Program are:

- I. Provide superior legal and professional services to the Office of Risk Management.
- II. Continue to develop extensive expertise in the defense of public entities, officials, and employees, and strive to retain highly competent and professional litigation staff.
- III. Continue to develop programs to educate agency policy makers to recognize and correct potential liability situations.

The Litigation Program is divided into six substantive law sections: Civil Rights, General Liability, Medical Malpractice, Road Hazards, and Workers' Compensation. Additionally, there are substantive matters that are deemed to require special litigation and are assigned to the Special Litigation Section. Each section specializes in litigation matters filed against the State.

- The Civil Rights Section represents state officials, employees, state agencies, and the State of Louisiana in damages action litigation brought on the basis of the Civil Rights Act of 1964, as amended; state statutes dealing with employment discrimination pursuant to R.S. 23:321 et seq; and prisoner suits brought pursuant to R.S. 15:1171 et seq. Defended actions also include diverse suits as Americans with Disabilities Act claims, Age Discrimination Act claims, Pregnancy Discrimination Act claims, Fair Labor Standards Act claims, and Federal Individualized Education Act (IDEA) suits. As an adjunct to Civil Rights Act suits, the section also defends claims for attorney's fees under 42 USC § 1988. The Section is active nationally with the National Association of Attorneys General (NAAG) in making decisions on participating in the presentation of Amicus Curiae briefs in the United States Supreme Court, consulting with NAAG on prison litigation issues and participates yearly in the NAAG Prison Litigation Seminar.
- The General Liability Section provides legal defense to the state, state agencies, and employees against tort litigation in regard to claims of personal injuries or property damages that allegedly occurred on state property or were caused by a state employee or officer.
- The Medical Malpractice Section is responsible primarily for handling malpractice cases against public health care providers (as defined by R.S. 40:1299.39).
- The Road Hazards Section provides legal defense to the Louisiana Department of Transportation and Development (DOTD) in all lawsuits for personal injury, property damage, wrongful death, and business losses attendant to DOTD operations and/or conditions of DOTD roads, bridges, or other property. The section typically handles lawsuits involving maintenance, design, construction, and operations of DOTD's roads and bridges.



- The Workers' Compensation Section is primarily responsible for handling litigated workers' compensation matters filed against the state, along with providing support for other related concerns, such as advice to the Office of Risk Management regarding claims and handling of settlements, as appropriate. The section also is responsible for Jones Act and maritime matters filed by state employees and pursuit of subrogation claims that are referred by the Office of Risk Management.
- Special Litigation Section handles the representation of the judicial branch of government. This includes representing the judges of the district, appeals, and supreme courts, the judiciary commission, the attorney of disciplinary board, the judicial campaign oversight committee, and judicial administrators.

The Litigation Program has six regional offices in Alexandria, Lafayette, New Orleans, Shreveport, Monroe, and Lake Charles that handle litigation filed in the geographical areas covered by the regional offices.

- Alexandria Office was opened in September 1995. Its function is to serve the litigation needs of the Office of Risk Management in nine parishes: Avoyelles, Rapides, Natchitoches, Grant, Winn, La Salle, Catahoula, Vernon, and Concordia. The attorneys generally handle a range of matters depending on experience and workload.
- Lafayette Office was opened in March 1996. Its function is to serve the litigation needs of the Office of Risk Management in the following parishes: Lafayette, Vermillion, St. Martin, St. Mary, Iberia, St. Landry, Evangeline, and Acadia. The attorneys generally handle a range of matters depending on experience and workload.
- New Orleans Office was opened in January 1995. Its function is to serve the litigation needs of the Office of Risk Management in eleven parishes: Jefferson, Orleans, Plaquemines, St. Bernard, St. Charles, St. James, St. John the Baptist, St. Tammany, Terrebonne, Lafourche, and Washington. The attorneys in this office generally concentrate their efforts in one or more specific subject matters. This has been accomplished particularly in the Medical Malpractice defense litigation, followed to a lesser extent as it pertains to Civil Rights, General Liability, Road Hazards, and Worker's Compensation.
- Shreveport Office was opened in August 1994. Its function is to serve the litigation needs of the Office of Risk Management in nine parishes: Caddo, Bossier, Webster, Claiborne, Jackson, Bienville, DeSoto, Red River, and Sabine.
- Monroe and Lake Charles Satellite Offices were opened in 2008. Their function is to allow Litigation Program attorneys to better serve the Northeast and Southwest Parishes of Louisiana.

Risk Litigation Budget Summary

	Prior Year Actuals FY 2010-2011	Enacted FY 2011-2012	Existing Oper Budget as of 12/1/11	Continuation FY 2012-2013	Recommended FY 2012-2013	Total Recommended Over/(Under) EOB
Means of Financing:						
State General Fund (Direct)	\$ 0	\$ 0	\$ 0	\$ 0	\$ 0	\$ 0
State General Fund by:						
Total Interagency Transfers	17,066,304	17,908,348	17,908,348	17,308,063	16,061,759	(1,846,589)
Fees and Self-generated Revenues	0	0	0	0	0	0



Risk Litigation Budget Summary

	Prior Year Actuals FY 2010-2011	Enacted FY 2011-2012	Existing Oper Budget as of 12/1/11	Continuation FY 2012-2013	Recommended FY 2012-2013	Total Recommended Over/(Under) EOB
Statutory Dedications	0	0	0	0	0	0
Interim Emergency Board	0	0	0	0	0	0
Federal Funds	0	0	0	0	0	0
Total Means of Financing	\$ 17,066,304	\$ 17,908,348	\$ 17,908,348	\$ 17,308,063	\$ 16,061,759	\$ (1,846,589)

Expenditures & Request:

Personal Services	\$ 13,965,699	\$ 14,836,762	\$ 14,836,762	\$ 14,501,323	\$ 12,979,819	\$ (1,856,943)
Total Operating Expenses	963,463	1,024,486	1,024,486	1,024,486	1,024,486	0
Total Professional Services	0	34,500	34,500	34,500	34,500	0
Total Other Charges	1,791,037	1,737,400	1,737,400	1,747,754	1,747,754	10,354
Total Acq & Major Repairs	346,105	275,200	275,200	0	275,200	0
Total Unallotted	0	0	0	0	0	0
Total Expenditures & Request	\$ 17,066,304	\$ 17,908,348	\$ 17,908,348	\$ 17,308,063	\$ 16,061,759	\$ (1,846,589)

Authorized Full-Time Equivalents:

Classified	0	0	0	0	0	0
Unclassified	183	178	178	178	178	0
Total FTEs	183	178	178	178	178	0

Source of Funding

This program is funded with Interagency Transfers. Interagency Transfers are derived from the Office of Risk Management for investigative and legal services.

Major Changes from Existing Operating Budget

General Fund	Total Amount	Table of Organization	Description
\$ 0	\$ 0	0	Mid-Year Adjustments (BA-7s):
\$ 0	\$ 17,908,348	178	Existing Oper Budget as of 12/1/11
Statewide Major Financial Changes:			
0	(1,066,778)	0	State Employee Retirement Rate Adjustment
0	178,281	0	Salary Base Adjustment
0	(432,791)	0	Attrition Adjustment
0	275,200	0	Acquisitions & Major Repairs
0	(275,200)	0	Non-Recurring Acquisitions & Major Repairs
0	(2,999)	0	Risk Management
0	13,353	0	Rent in State-Owned Buildings



Major Changes from Existing Operating Budget (Continued)

General Fund	Total Amount	Table of Organization	Description
0	(535,655)	0	Non-recurring 27th Pay Period
Non-Statewide Major Financial Changes:			
\$ 0	\$ 16,061,759	178	Recommended FY 2012-2013
\$ 0	\$ 0	0	Less Supplementary Recommendation
\$ 0	\$ 16,061,759	178	Base Executive Budget FY 2012-2013
\$ 0	\$ 16,061,759	178	Grand Total Recommended

Professional Services

Amount	Description
\$34,500	Contract legal services to carry out the mission of the department, including expert witnesses required by the Risk Litigation Program and CLE seminar.
\$34,500	TOTAL PROFESSIONAL SERVICES

Other Charges

Amount	Description
Other Charges:	
\$74,909	Depositions, court reports, travel of witnesses and court costs
\$74,909	SUB-TOTAL OTHER CHARGES
Interagency Transfers:	
\$1,250,000	Rent in State-Owned Buildings
\$195,416	Office of Risk Management (ORM)
\$142,726	Office of Telecommunication Management (OTM) Fees
\$84,703	Postage, office supplies and services
\$1,672,845	SUB-TOTAL INTERAGENCY TRANSFERS
\$1,747,754	TOTAL OTHER CHARGES

Acquisitions and Major Repairs

Amount	Description
\$275,200	Acquisitions and Major Repairs for Fiscal Year 2012-2013
\$275,200	TOTAL ACQUISITIONS AND MAJOR REPAIRS



Performance Information

- (KEY) Through the Litigation Program, to better utilize the funds available to the Office of Risk Management for legal expenses by handling in-house at least 85% of risk litigation cases opened during each fiscal year through June 30, 2016.**

Children's Budget Link: Not Applicable

Human Resource Policies Beneficial to Women and Families Link: Not Applicable

Other Link(s) (TANF, Tobacco Settlement, Workforce Development Commission, Other): Not Applicable

Performance Indicators

L e v e l	Performance Indicator Name	Performance Indicator Values					
		Yearend Performance Standard FY 2010-2011	Actual Yearend Performance FY 2010-2011	Performance Standard as Initially Appropriated FY 2011-2012	Existing Performance Standard FY 2011-2012	Performance At Continuation Budget Level FY 2012-2013	Performance At Executive Budget Level FY 2012-2013
K	Percentage of new risk litigation cases handled in-house (LAPAS CODE - 527)	85.0%	69.7%	85.0%	85.0%	85.0%	85.0%
S	Average number of days open for contract attorney cases (LAPAS CODE - 21876)	1,670	1,399	1,670	1,670	1,670	1,670
S	Average number of days open for in-house attorney case (LAPAS CODE - 21877)	1,200	1	1,200	1,200	1,200	1,200

Risk Litigation General Performance Information

Performance Indicator Name	Performance Indicator Values				
	Prior Year Actual FY 2006-2007	Prior Year Actual FY 2007-2008	Prior Year Actual FY 2008-2009	Prior Year Actual FY 2009-2010	Prior Year Actual FY 2010-2011
Litigation cost per active case (in dollars) (LAPAS CODE - 21875)	4,183	6,345	30,224	90,815	20,525



GENERAL PERFORMANCE INFORMATION: RISK LITIGATION			
FISCAL YEAR	ALL CASES IN LITIGATION		
	NUMBER OF CASES	LEGAL FEES AND EXPENSES (In \$ Millions)	AVERAGE COST PER CASE
89-90	5,057	\$13.44	\$2,658
90-91	5,947	\$16.56	\$2,785
91-92	6,823	\$20.06	\$2,940
92-93	7,000	\$22.83	\$3,261
93-94	7,430	\$22.83	\$3,073
94-95	6,708	\$14.90	\$2,221
95-96	7,250	\$16.79	\$2,316
96-97	6,241	\$17.64	\$2,826
97-98	6,281	\$16.20	\$2,579
98-99	6,169	\$17.12	\$2,775
99-00	4,813	\$21.50	\$4,469
00-01	7,046	\$20.44	\$2,901
01-02	7,340	\$24.38	\$3,322
02-03	6,699	\$25.59	\$3,820
03-04	6,340	\$28.87	\$4,554
04-05	5,241	\$28.73	\$5,482
05-06	4,535	\$23.92	\$5,275
06-07	4,477	\$24.50	\$5,475
07-08	4,193	\$27.03	\$6,447
08-09	4,235	\$26.00	\$6,139
09-10	4,228	\$17.50	\$4,139
10-11	3,632	\$17.50	\$4,818



GENERAL PERFORMANCE INFORMATION: RISK LITIGATION					
FISCAL YEAR	CASES ASSIGNED TO PRIVATE CONTRACT ATTORNEYS				
	NUMBER OF CASES	PERCENT OF TOTAL CASES	LEGAL FEES AND EXPENSES (In Millions)	PERCENT OF TOTAL FEES	AVERAGE COST PER CASE
89-90	2,364	47%	\$10.83	81%	\$4,581
90-91	3,755	63%	\$13.65	82%	\$3,635
91-92	4,647	68%	\$17.10	85%	\$3,680
92-93	4,000	57%	\$20.13	88%	\$5,033
93-94	3,501	47%	\$19.63	86%	\$5,607
94-95	2,343	35%	\$9.50	64%	\$4,055
95-96	2,000	28%	\$8.50	51%	\$4,250
96-97	1,490	24%	\$9.74	55%	\$6,537
97-98	1,612	26%	\$7.98	49%	\$4,950
98-99	1,229	20%	\$8.08	47%	\$6,574
99-00	1,001	21%	\$11.40	53%	\$11,369
00-01	2,250	32%	\$9.91	48%	\$4,404
01-02	2,639	36%	\$13.44	55%	\$5,093
02-03	2,733	41%	\$14.69	57%	\$5,375
03-04	2,569	41%	\$17.13	59%	\$6,668
04-05	1,880	36%	\$16.09	56%	\$8,559
05-06	1,427	31%	\$10.62	44%	\$7,442
06-07	1,555	34.7%	\$10.22	42%	\$6,574
07-08	1,689	34.7%	\$11.16	41%	\$6,607
08-09	1,745	41.2%	\$12.13	47%	\$6,951
09-10	3,041	41.0%	\$11.13	64%	\$3,660
10-11	1,314	36.0%	\$11.13	64%	\$8,470



GENERAL PERFORMANCE INFORMATION: RISK LITIGATION							
FISCAL YEAR	CASES HANDLED BY THE LITIGATION DIVISION						
	NUMBER OF CASES	PERCENT OF TOTAL CASES	TOTAL EXPENDITURES (In Millions)	PERCENT OF TOTAL FEES	AVERAGE COST PER CASE	NUMBER OF TRIAL ATTORNEYS	AVERAGE CASE LOAD
89-90	2,693	53%	\$2.61	19%	\$969	30	89.8
90-91	2,192	37%	\$2.91	18%	\$1,328	30	73.1
91-92	2,176	32%	\$2.96	15%	\$1,360	30	72.5
92-93	3,000	43%	\$2.70	12%	\$900	30	100.0
93-94	3,929	53%	\$3.20	14%	\$814	45	87.3
94-95	4,365	65%	\$5.40	36%	\$1,237	68	64.2
95-96	5,250	72%	\$8.29	49%	\$1,579	69	76.1
96-97	4,751	76%	\$7.90	45%	\$1,663	69	68.9
97-98	4,669	74%	\$8.22	51%	\$1,761	71	65.8
98-99	4,940	80%	\$9.04	53%	\$1,830	71	69.6
99-00	3,812	79%	\$10.10	47%	\$2,657	71	53.7
00-01	4,796	68%	\$10.53	52%	\$2,196	71	67.5
01-02	4,701	64%	\$10.94	45%	\$2,327	71	66.2
02-03	3,966	59%	\$10.90	43%	\$2,748	64	62.0
03-04	3,771	59%	\$11.74	41%	\$3,113	64	58.9
04-05	3,361	64%	\$12.64	44%	\$3,761	64	58.8
05-06	3,108	69%	\$13.30	56%	\$4,279	71	60.3
06-07	2,922	65%	\$14.29	58.3%	\$4,891	64	45.7
07-08	2,504	65%	\$15.87	58.7%	\$6,339	64	39.1
08-09	2,490	59%	\$13.87	53.3%	\$5,570	84	29.1
09-10	1,187	59%	\$6.37	36.4%	\$5,366	84	29.1
10-11	2,318	64%	\$6.37	36.4%	\$2,748	72	32.0



GENERAL PERFORMANCE INFORMATION: RISK LITIGATION -- NEW CASE ASSIGNMENTS					
FISCAL YEAR	TOTAL NUMBER OF NEW CASES ASSIGNED	NUMBER OF NEW CASES ASSIGNED TO CONTRACT ATTORNEYS	NUMBER OF NEW CASES ASSIGNED TO LITIGATION ATTORNEYS	PERCENTAGE OF NEW CASES ASSIGNED TO CONTRACT ATTORNEYS	PERCENTAGE OF NEW CASES ASSIGNED TO IN-HOUSE ATTORNEYS
93-94	1,830	142	1,688	7.76%	91.24%
94-95	1,878	243	1,635	12.94%	87.06%
95-96	2,189	209	1,980	9.55%	90.45%
96-97	1,860	213	1,647	11.45%	88.55%
97-98	1,862	266	1,596	14.29%	85.71%
98-99	1,541	336	1,205	21.80%	78.20%
99-00	1,688	299	1,389	17.70%	82.30%
00-01	1,636	360	1,276	22.00%	78.00%
01-02	1,539	460	1,079	29.90%	70.10%
02-03	1,548	458	1,090	29.60%	70.40%
03-04	1,246	222	1,024	17.82%	82.18%
04-05	1,302	233	1,069	17.90%	82.10%
05-06	1,066	168	898	15.76%	84.24%
06-07	1,050	223	906	19.75%	80.25%
07-08	1,224	353	871	28.84%	71.16%
08-09	1,723	453	1,274	26.29%	73.94%
09-10	1,187	307	880	25.86%	74.14%
10-11	3,632	1,314	2,318	36.18%	63.82%



141_5000 — Gaming

Program Authorization: La. Constitution, Article IV, Section 8, La. R.S. 36:701(D), La. R.S. 36:704(H), La. R.S. 27:1 et seq. Louisiana Gaming Control Board, successor in authority to the Louisiana Economic Development and Gaming Corporation, Riverboat Gaming Commission, and the Riverboat Gaming Enforcement Division and Video Gaming Division of the Louisiana State Police. La. R.S. 27:351 et seq. Louisiana Pari-Mutuel Live Racing Facility Economic Re-Development and Gaming Control Act. La. R.S. 4:141 et seq. Louisiana State Racing Commission. La. R.S. 4:701 Charitable Gaming, La. R.S. 47:9001 et seq. The Louisiana Lottery Corporation

Program Description

The mission of the Gaming Program is to create a regulatory atmosphere for licensed gaming which instills public confidence and trust that gaming activities are conducted honestly and are free from criminal and corruptive elements; to insure the integrity of individual gaming entities by the regulation of persons, practices, associations, and activities within the gaming industry; and to anticipate and support necessary corrective rule-making and legislation.

The goals of the Gaming Program are:

- I. Provide superior legal and professional services to Louisiana citizens, private sector organizations, and all governmental entities.
- II. Improve cooperative working relationships with federal, state, and local agencies and private sector organizations.

The Gaming Program has responsibilities related to: Louisiana Gaming Control Board; Riverboat, Land-based, Video Poker, and Racetrack Gaming; Louisiana Lottery Corporation; State Racing Commission; Charitable Gaming; and Indian Gaming.

- Louisiana Gaming Control Board: The Gaming Program provides representation, legal advice, and counsel to the Louisiana Gaming Control Board in areas of land-based casino, riverboat, video poker gaming and slot machine gaming at racetracks and gaming on Indian lands. The Gaming Program represents the Board in judicial appeals of administrative actions and defends the Board in all civil litigation relating to gaming. The Gaming Program negotiates on behalf of represents and provides counsel to the Board regarding the Casino Operating Contract, and matters of exclusivity relating to the Land Based Casino. The Gaming Program handles all rulemaking.
- Riverboat, Land Based, Video Poker, and Racetrack Gaming: The Gaming Program provides legal advice and representation to the Louisiana State Police in all areas of gaming regulation, including licensing, enforcement, and rulemaking as well as litigating administrative actions, including denials of applications, suspensions, revocations, and civil penalties. The Gaming Program assists in the review of files and applications, represents the State Police in judicial appeals of administrative actions and defends the State Police in other civil litigation related to gaming.
- Louisiana Lottery Corporation (LLC): The Gaming Program staff attends meetings of the Louisiana Lottery Corporation and provides legal advice and counsel on an as-needed basis to the LLC on wide ranging issues concerning operation of the Lottery in accordance with the statutory provisions. The Gaming Program participates in the review of Requests for Proposals issued by the Lottery for the solicitation of services to the LLC and provides legal defense in certain matters instituted against the LLC.



- **State Racing Commission:** The Gaming Program provides legal representation and counsel to the Louisiana State Racing Commission in all matters regarding the regulation of the horse racing industry, pari-mutuel wagering and off-track wagering. The Gaming Program prosecutes administrative actions on behalf of the Commission and defends the Commission in all civil litigation to which it is a party.
- **Charitable Gaming:** The Gaming Program provides legal advice and representation to the Department of Revenue and Taxation in all areas of gaming regulation, including licensing, enforcement, and rulemaking as well as prosecuting administrative actions, including denials of applications, suspensions, revocations, and civil penalties. The Gaming Program assists in the review of files and applications, represents the Department in judicial appeals of administrative actions and defends the Department in other civil litigation related to gaming.
- **Indian Gaming:** The Gaming Program advises the Louisiana Gaming Control Board on matters of Indian gaming and Indian law. The program provides legal counsel to the Louisiana State Police Indian Casino Gaming Division, handles all reviews of the denial, suspension, and revocation of state certification to work for or do business with Indian casinos and serves as a resource for numerous state agencies for information on Indian gaming and Indian law.

Gaming Budget Summary

	Prior Year Actuals FY 2010-2011	Enacted FY 2011-2012	Existing Oper Budget as of 12/1/11	Continuation FY 2012-2013	Recommended FY 2012-2013	Total Recommended Over/(Under) EOB
Means of Financing:						
State General Fund (Direct)	\$ 0	\$ 0	\$ 0	\$ 0	\$ 0	\$ 0
State General Fund by:						
Total Interagency Transfers	172,730	269,592	269,592	266,343	266,343	(3,249)
Fees and Self-generated Revenues	88,875	98,923	98,923	98,923	98,923	0
Statutory Dedications	4,265,079	5,157,352	5,249,352	5,080,334	4,608,602	(640,750)
Interim Emergency Board	0	0	0	0	0	0
Federal Funds	0	0	0	0	0	0
Total Means of Financing	\$ 4,526,684	\$ 5,525,867	\$ 5,617,867	\$ 5,445,600	\$ 4,973,868	\$ (643,999)
Expenditures & Request:						
Personal Services	\$ 3,889,033	\$ 4,352,251	\$ 4,352,251	\$ 4,330,573	\$ 3,800,916	\$ (551,335)
Total Operating Expenses	161,971	313,147	313,147	313,147	313,147	0
Total Professional Services	24,914	210,678	302,678	210,678	210,678	(92,000)
Total Other Charges	407,542	591,866	591,866	591,202	591,202	(664)
Total Acq & Major Repairs	43,224	57,925	57,925	0	57,925	0
Total Unallotted	0	0	0	0	0	0
Total Expenditures & Request	\$ 4,526,684	\$ 5,525,867	\$ 5,617,867	\$ 5,445,600	\$ 4,973,868	\$ (643,999)



Gaming Budget Summary

	Prior Year Actuals FY 2010-2011	Enacted FY 2011-2012	Existing Oper Budget as of 12/1/11	Continuation FY 2012-2013	Recommended FY 2012-2013	Total Recommended Over/(Under) EOB
Authorized Full-Time Equivalents:						
Classified	0	0	0	0	0	0
Unclassified	56	53	53	53	51	(2)
Total FTEs	56	53	53	53	51	(2)

Source of Funding

This program is funded with the Interagency Transfers, Fees and Self-generated Revenues, and Statutory Dedications. Interagency Transfers are derived from various state agencies for investigative and legal services as pertaining to gaming industry. Fees and Self-generated Revenues are derived from the Louisiana Lottery Commission. The Statutory Dedications are provided from the Riverboat Gaming Enforcement Fund created by R.S. 27:92, Pari-Mutuel Live Racing Facility Gaming Control Fund created by R.S. 27:392, and Video Draw Poker Device Fund created by 27:312. (Per R.S. 39.36B. (8), see table below for a listing of expenditures out of each Statutory Dedicated Fund.)

Gaming Statutory Dedications

Fund	Prior Year Actuals FY 2010-2011	Enacted FY 2011-2012	Existing Oper Budget as of 12/1/11	Continuation FY 2012-2013	Recommended FY 2012-2013	Total Recommended Over/(Under) EOB
Video Draw Poker Device Fund	\$ 1,413,768	\$ 2,149,550	\$ 2,149,550	\$ 2,120,225	\$ 1,914,528	\$ (235,022)
Riverboat Gaming Enforcement	2,262,873	2,207,725	2,299,725	2,160,032	1,893,997	(405,728)
Pari-mutuel Live Racing Fac. Gaming Control Fund	588,438	800,077	800,077	800,077	800,077	0

Major Changes from Existing Operating Budget

General Fund	Total Amount	Table of Organization	Description
\$ 0	\$ 92,000	0	Mid-Year Adjustments (BA-7s):
\$ 0	\$ 5,617,867	53	Existing Oper Budget as of 12/1/11
Statewide Major Financial Changes:			
0	(235,022)	0	State Employee Retirement Rate Adjustment
0	107,080	0	Salary Base Adjustment
0	(149,154)	0	Attrition Adjustment
0	(118,863)	(2)	Personnel Reductions
0	57,925	0	Acquisitions & Major Repairs
0	(57,925)	0	Non-Recurring Acquisitions & Major Repairs



Major Changes from Existing Operating Budget (Continued)

General Fund	Total Amount	Table of Organization	Description
0	(92,000)	0	Non-recurring Carryforwards
0	(664)	0	Risk Management
0	(155,376)	0	Non-recurring 27th Pay Period
Non-Statewide Major Financial Changes:			
\$ 0	\$ 4,973,868	51	Recommended FY 2012-2013
\$ 0	\$ 0	0	Less Supplementary Recommendation
\$ 0	\$ 4,973,868	51	Base Executive Budget FY 2012-2013
\$ 0	\$ 4,973,868	51	Grand Total Recommended

Professional Services

Amount	Description
\$210,678	Contract legal services, including expert witnesses required by the Gaming Program to carry out the mission of the department
\$210,678	TOTAL PROFESSIONAL SERVICES

Other Charges

Amount	Description
Other Charges:	
\$70,044	Depositions, utilization for court reports, travel of witnesses and court costs
\$70,044	SUB-TOTAL OTHER CHARGES
Interagency Transfers:	
\$123,300	Postage, office supplies and services
\$53,245	Office of Telecommunication Management (OTM) Fees
\$43,289	Office of Risk Management (ORM)
\$301,324	Rent in State-Owned Buildings
\$521,158	SUB-TOTAL INTERAGENCY TRANSFERS
\$591,202	TOTAL OTHER CHARGES

Acquisitions and Major Repairs

Amount	Description
\$57,925	Acquisitions and Major Repairs for Fiscal Year 2012-2013
\$57,925	TOTAL ACQUISITIONS AND MAJOR REPAIRS



Performance Information

- 1. (SUPPORTING) Through the Gaming Program, to forward 95% of Video Gaming and Casino Gaming approval files by the License and Compliance Section to the Louisiana Gaming Control Board within 20 business days by June 30, 2016.**

Children's Budget Link: Not Applicable

Human Resource Policies Beneficial to Women and Families Link:

Other Links (TANF, Tobacco Settlement, Workforce Development Commission, or Other): Not applicable

Performance Indicators

L e v e l	Performance Indicator Name	Performance Indicator Values					
		Yearend Performance Standard FY 2010-2011	Actual Yearend Performance FY 2010-2011	Performance Standard as Initially Appropriated FY 2011-2012	Existing Performance Standard FY 2011-2012	Performance At Continuation Budget Level FY 2012-2013	Performance At Executive Budget Level FY 2012-2013
S	Average number of business days from assignment of video gaming approval files until forwarded to LGCB (LAPAS CODE - 21880)	20	7	20	20	20	20
S	Percent of video gaming approval files processed within 20 working days of assignment. (LAPAS CODE - 21881)	95%	100%	95%	95%	95%	95%
S	Average number of business days from assignment of casino gaming approval files until forwarded to LGCB. (LAPAS CODE - 21882)	20	1	20	20	20	20
S	Percent of casino gaming approval files processed within 20 working days of assignment. (LAPAS CODE - 21883)	95%	95%	95%	95%	95%	95%

Gaming General Performance Information

Performance Indicator Name	Performance Indicator Values				
	Prior Year Actual FY 2006-2007	Prior Year Actual FY 2007-2008	Prior Year Actual FY 2008-2009	Prior Year Actual FY 2009-2010	Prior Year Actual FY 2010-2011
Number of Video Gaming approval files processed (LAPAS CODE - 22203)	52	143	97	119	24
Number of Casino gaming approval files processed. (LAPAS CODE - 22204)	160	282	198	105	25



2. (KEY) Through the License and Compliance Section, to forward 95% of video gaming administrative action and denial files to the Louisiana Gaming Control Board within 60 business days of assignment by June 30, 2016.

Children's Budget Link: Not Applicable

Human Resources Policies Beneficial to Women and Families Link: Not applicable

Other Links (TANF, Tobacco Settlement, Workforce Development Commission, or Other): Not applicable

Performance Indicators

L e v e l	Performance Indicator Name	Performance Indicator Values					
		Yearend Performance Standard FY 2010-2011	Actual Yearend Performance FY 2010-2011	Performance Standard as Initially Appropriated FY 2011-2012	Existing Performance Standard FY 2011-2012	Performance At Continuation Budget Level FY 2012-2013	Performance At Executive Budget Level FY 2012-2013
S	Average number of business days from assignment of video gaming administrative action and denial files until forwarded to the Louisiana Gaming Control Board (LAPAS CODE - 21885)	60	24	60	60	60	60
K	Percent of video gaming administrative action and denial files processed within 60 business days of assignment. (LAPAS CODE - 21884)	95%	95%	95%	95%	95%	95%

Gaming General Performance Information

Performance Indicator Name	Performance Indicator Values				
	Prior Year Actual FY 2006-2007	Prior Year Actual FY 2007-2008	Prior Year Actual FY 2008-2009	Prior Year Actual FY 2009-2010	Prior Year Actual FY 2010-2011
Number of video poker application files processed. (LAPAS CODE - 537)	103	141	97	147	19
Number of complex video gaming administrative action and denial files processed in more than 60 business days of assignment. (LAPAS CODE - 23425)	Not Applicable	Not Applicable	Not Applicable	Not Applicable	0
Number of video gaming administrative action and denial files processed by Licensing and Compliance (LAPAS CODE - 23426)	Not Applicable	Not Applicable	Not Applicable	Not Applicable	0

These are new general indicators that will not be tracked until FY2010-2011.



3. (KEY) Through the License and Compliance Section, to forward 95% of casino gaming administrative action and denial files to the Louisiana Gaming Control Board within 30 business days of assignment by June 30, 2016.

Children's Budget Link: Not Applicable

Human Resources Policies Beneficial to Women and Families Link: Not applicable

Other Links (TANF, Tobacco Settlement, Workforce Development Commission, or Other): Not applicable

Performance Indicators

L e v e l	Performance Indicator Name	Performance Indicator Values					
		Yearend Performance Standard FY 2010-2011	Actual Yearend Performance FY 2010-2011	Performance Standard as Initially Appropriated FY 2011-2012	Existing Performance Standard FY 2011-2012	Performance At Continuation Budget Level FY 2012-2013	Performance At Executive Budget Level FY 2012-2013
S	Average number of business days from assignment of casino gaming administrative action and denial files until forwarded to the Louisiana Gaming Control Board. (LAPAS CODE - 10464)	30	5	30	30	30	30
K	Percent of casino gaming administrative action or denial files processed within 30 business days of assignment. (LAPAS CODE - 21886)	95%	95%	95%	95%	95%	95%

Gaming General Performance Information

Performance Indicator Name	Performance Indicator Values				
	Prior Year Actual FY 2006-2007	Prior Year Actual FY 2007-2008	Prior Year Actual FY 2008-2009	Prior Year Actual FY 2009-2010	Prior Year Actual FY 2010-2011
Number of casino gaming administrative action or denial files processed. (LAPAS CODE - 11895)	203	199	198	123	60
Number of casino gaming administration action and denial files processed by Licensing and Compliance (LAPAS CODE - 23427)	Not Applicable	Not Applicable	Not Applicable	Not Applicable	1
Number of complex casino gaming administrative action and denial files processed in more than 30 business days of assignment (LAPAS CODE - 23428)	Not Applicable	Not Applicable	Not Applicable	Not Applicable	0

These are new general indicators that were not tracked until FY2010-2011.

