

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 maximize 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 2003-2004	Enacted FY 2004-2005	Existing 2004-2005	Continuation FY 2005-2006	Recommended FY 2005-2006	Total Recommended Over/Under EOB
Means of Financing:						
State General Fund (Direct)	\$ 12,298,138	\$ 14,121,143	\$ 14,258,562	\$ 14,267,402	\$ 14,318,611	\$ 60,049
State General Fund by:						
Total Interagency Transfers	13,133,862	14,731,839	14,634,267	15,174,717	17,751,699	3,117,432
Fees and Self-generated Revenues	1,543,118	4,153,563	4,198,563	4,238,622	4,228,830	30,267
Statutory Dedications	5,338,021	6,618,202	6,647,047	6,741,892	7,265,188	618,141
Interim Emergency Board	0	0	0	0	0	0



Office of the Attorney General Budget Summary

	Prior Year Actuals FY 2003-2004	Enacted FY 2004-2005	Existing 2004-2005	Continuation FY 2005-2006	Recommended FY 2005-2006	Total Recommended Over/Under EOB
Federal Funds	1,850,256	2,171,291	2,171,291	2,204,128	3,835,364	1,664,073
Total Means of Financing	\$ 34,163,395	\$ 41,796,038	\$ 41,909,730	\$ 42,626,761	\$ 47,399,692	\$ 5,489,962
Expenditures & Request:						
Office of the Attorney General	\$ 34,163,395	\$ 41,796,038	\$ 41,909,730	\$ 42,626,761	\$ 47,399,692	\$ 5,489,962
Total Expenditures & Request	\$ 34,163,395	\$ 41,796,038	\$ 41,909,730	\$ 42,626,761	\$ 47,399,692	\$ 5,489,962
Authorized Full-Time Equivalents:						
Classified	0	3	0	0	0	0
Unclassified	431	462	463	463	516	53
Total FTEs	431	465	463	463	516	53



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 State of Louisiana.
- 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. Improve cooperative working relationships with federal, state, and local agencies and private sector organizations.
- V. Make public service information accessible to the citizens of Louisiana.
- VI. Develop a state-of-the-art management information system.
- VII. Develop and support programs that ensure a safe environment in Louisiana communities, schools and workplace.
- VIII. Develop and implement a performance based management system.

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 2003-2004	Enacted FY 2004-2005	Existing 2004-2005	Continuation FY 2005-2006	Recommended FY 2005-2006	Total Recommended Over/Under EOB
Means of Financing:						
State General Fund (Direct)	\$ 12,298,138	\$ 14,121,143	\$ 14,258,562	\$ 14,267,402	\$ 14,318,611	\$ 60,049
State General Fund by:						
Total Interagency Transfers	13,133,862	14,731,839	14,634,267	15,174,717	17,751,699	3,117,432
Fees and Self-generated Revenues	1,543,118	4,153,563	4,198,563	4,238,622	4,228,830	30,267
Statutory Dedications	5,338,021	6,618,202	6,647,047	6,741,892	7,265,188	618,141
Interim Emergency Board	0	0	0	0	0	0
Federal Funds	1,850,256	2,171,291	2,171,291	2,204,128	3,835,364	1,664,073
Total Means of Financing	\$ 34,163,395	\$ 41,796,038	\$ 41,909,730	\$ 42,626,761	\$ 47,399,692	\$ 5,489,962
Expenditures & Request:						
Administrative	\$ 4,996,998	\$ 8,683,556	\$ 8,692,531	\$ 8,851,101	\$ 8,649,969	\$ (42,562)
Civil Law	7,337,791	8,671,312	8,837,856	8,832,758	8,765,382	(72,474)
Criminal Law and Medicaid Fraud	5,171,875	6,035,175	5,944,503	5,871,752	8,327,799	2,383,296
Risk Litigation	11,739,986	13,061,852	13,061,852	13,571,552	16,141,986	3,080,134
Gaming	4,916,745	5,344,143	5,372,988	5,499,598	5,514,556	141,568
Total Expenditures & Request	\$ 34,163,395	\$ 41,796,038	\$ 41,909,730	\$ 42,626,761	\$ 47,399,692	\$ 5,489,962
Authorized Full-Time Equivalents:						
Classified	0	3	0	0	0	0
Unclassified	431	462	463	463	516	53
Total FTEs	431	465	463	463	516	53



141_1000 — Administrative

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

Program Description

The mission of the Administrative Program is to provide superior services to the citizens of Louisiana, management support and oversight of the Department of Justice, and support to other governmental entities in the federal, state, and local sectors.

The goals of the Administrative Program are:

- I. Provide superior professional services to the State of Louisiana and the employees of the Department of Justice.
- II. Improve the process of recovering monies owed to the State of Louisiana and limit the liabilities of the state.
- III. Develop a working environment that encourages competent individuals to pursue career employment in the Department of Justice.
- IV. Develop support programs and public policy initiatives that ensure a safe environment in Louisiana communities, schools, and workplaces.

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: Finance; Human Resources/Payroll; Purchasing; Property Control/Fleet Management/Central Receiving/Mailroom Operations; Management Information Systems/Telecommunications; Governmental; Community Education Assistance; Collections; and Budget and Accountability Sections.

- The Finance Section is responsible for receiving and classifying all revenues, processing vendor payments, employee reimbursements, and preparing fiscal reports in accordance with established policy and procedures.
- The Human Resource/Payroll Section is responsible for the processing of all new and existing employees and retired employees.
- The Purchasing Section coordinates all purchases for the department.
- The Property Control/Fleet Management/Central Receiving/Mailroom Operations Section is responsible for maintaining inventory on all movable property purchased by the department, receiving all commodities delivered to the Livingston Building, handling fleet management, and coordinating the distribution of mail for the department.

- The Management Information Systems/Telecommunications Section is responsible for coordinating all information technology 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, maintaining a wide area network linking all computers in 10 buildings statewide, purchasing and coordinating the installation of telecommunications equipment.
- The Governmental Section provides assistance to local officials and facilitates effective communication between entities and the Department of Justice.
- The Community Education Assistance Section, through empowerment, community awareness, and education, develops and supports 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. This section houses a comprehensive clearinghouse, which is used to provide assistance to other agencies and the community. This section also has the state’s only state-wide domestic violence in the workplace initiative which works with employers to develop policies and supportive responses to the needs of battered working women.
- 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 and the Department of Revenue in the collection of delinquent collection cases. Over 7,900 defaulted educational accounts valued in excess of \$21 million are currently placed for collection. The section relies totally upon self-generated revenues for its operations.
- Budget and 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 responsible for developing, maintaining and operating a performance based management system within the Department of Justice.

Administrative Budget Summary

	Prior Year Actuals FY 2003-2004	Enacted FY 2004-2005	Existing 2004-2005	Continuation FY 2005-2006	Recommended FY 2005-2006	Total Recommended Over/Under EOB
Means of Financing:						
State General Fund (Direct)	\$ 4,787,089	\$ 5,451,051	\$ 5,460,026	\$ 5,582,202	\$ 5,516,163	\$ 56,137
State General Fund by:						
Total Interagency Transfers	176,314	314,859	314,859	295,584	295,584	(19,275)
Fees and Self-generated Revenues	0	2,417,646	2,417,646	2,473,315	2,338,222	(79,424)
Statutory Dedications	0	500,000	500,000	500,000	500,000	0
Interim Emergency Board	0	0	0	0	0	0
Federal Funds	33,595	0	0	0	0	0
Total Means of Financing	\$ 4,996,998	\$ 8,683,556	\$ 8,692,531	\$ 8,851,101	\$ 8,649,969	\$ (42,562)
Expenditures & Request:						



Administrative Budget Summary

	Prior Year Actuals FY 2003-2004	Enacted FY 2004-2005	Existing 2004-2005	Continuation FY 2005-2006	Recommended FY 2005-2006	Total Recommended Over/Under EOB
Personal Services	\$ 2,337,732	\$ 2,713,385	\$ 2,713,385	\$ 2,859,749	\$ 2,883,169	\$ 169,784
Total Operating Expenses	502,898	399,487	399,487	402,492	399,487	0
Total Professional Services	26,071	19,214	20,583	19,464	7,095	(13,488)
Total Other Charges	1,589,836	5,518,470	5,518,470	5,556,396	5,347,218	(171,252)
Total Acq & Major Repairs	540,461	33,000	40,606	13,000	13,000	(27,606)
Total Unallotted	0	0	0	0	0	0
Total Expenditures & Request	\$ 4,996,998	\$ 8,683,556	\$ 8,692,531	\$ 8,851,101	\$ 8,649,969	\$ (42,562)
Authorized Full-Time Equivalents:						
Classified	0	0	0	0	0	0
Unclassified	50	65	65	65	65	0
Total FTEs	50	65	65	65	65	0

Source of Funding

This program is funded with State General Fund, Interagency Transfers, Fees and Self-generated Revenues and Statutory Dedications. 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 generated from the collection of delinquent student loans and delinquent cases from the Department of Revenue. Statutory Dedications are from the Department of Justice Legal Support Fund. (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 2003-2004	Enacted FY 2004-2005	Existing 2004-2005	Continuation FY 2005-2006	Recommended FY 2005-2006	Total Recommended Over/Under EOB
Dept. of Justice Legal Support Fund	\$ 0	\$ 500,000	\$ 500,000	\$ 500,000	\$ 500,000	\$ 0

Major Changes from Existing Operating Budget

General Fund	Total Amount	Table of Organization	Description
\$ 8,975	\$ 8,975	0	Mid-Year Adjustments (BA-7s):
\$ 5,460,026	\$ 8,692,531	65	Existing Oper Budget as of 12/03/04
Statewide Major Financial Changes:			
110,029	124,726	0	Unclassified State Employees Merit Increases
23,643	26,801	0	State Employee Retirement Rate Adjustment
35,235	39,942	0	Group Insurance for Active Employees
38,894	38,894	0	Group Insurance for Retirees
(40,112)	(40,112)	0	Group Insurance Base Adjustment
39,131	44,358	0	Salary Base Adjustment
(42,113)	(47,739)	0	Attrition Adjustment
0	(101,587)	0	Salary Funding from Other Line Items
13,000	13,000	0	Acquisitions & Major Repairs
(30,811)	(33,000)	0	Non-Recurring Acquisitions & Major Repairs
(8,975)	(8,975)	0	Non-recurring Carryforwards
(13,828)	(13,828)	0	Risk Management
(13,546)	(13,546)	0	Legislative Auditor Fees
(36,184)	(36,184)	0	Rent in State-Owned Buildings
1,234	1,234	0	UPS Fees
Non-Statewide Major Financial Changes:			
18,850	18,850	0	Funding increased for LEAF purchases of replacement vehicles that meet the mileage guidelines.
(38,310)	(38,310)	0	Reduction of contracts for legal services and interagency transfer expenditures to reflect historical expenditure patterns
0	(17,086)	0	Adjustment of expenditures funded with Interagency Transfers (IAT) from various state agencies. This adjustment allows the department to adjust the expenditure amounts based on the IAT agreements from other state agencies.
\$ 5,516,163	\$ 8,649,969	65	Recommended FY 2005-2006
\$ 0	\$ 0	0	Less Governor's Supplementary Recommendations
\$ 5,516,163	\$ 8,649,969	65	Base Executive Budget FY 2005-2006
\$ 5,516,163	\$ 8,649,969	65	Grand Total Recommended



Professional Services

Amount	Description
\$7,095	Additional contract services required by the Administrative Program to carry out the mission of the department.
\$7,095	TOTAL PROFESSIONAL SERVICES

Other Charges

Amount	Description
	Other Charges:
\$13,000	Department portion of annual Justice of Peace Conference to inform constables and justices of the peace of new and modified Louisiana laws
\$11,564	Purchase of commodities for the promotion of the programs and expense for workshops and seminars related to domestic violence grant
\$48,516	Purchase of commodities for the promotion of the programs and expense for workshops and seminars related to the school safety grant
\$500,000	Expenses associated with the Legal Expense Fund limited to costs for expert witnesses, consultants, contract legal services, technology, specialized employee training and education and public education initiatives
\$2,131,171	Collection process for the student loans and Department of Revenue delinquent accounts
\$2,704,251	SUB-TOTAL OTHER CHARGES
	Interagency Transfers:
\$24,380	Fees for Uniform Payroll System
\$315,928	Office of Risk Management fees
\$21,262	Legislative Auditor fees
\$134,300	Office of Telecommunication Management fees
\$206,496	Costs associated with security needs for the Livingston Building
\$1,940,601	Rent in State-Owned Building - Livingston Building
\$2,642,967	SUB-TOTAL INTERAGENCY TRANSFERS
\$5,347,218	TOTAL OTHER CHARGES

Acquisitions and Major Repairs

Amount	Description
\$13,000	Replacement library reference materials
\$13,000	TOTAL ACQUISITIONS AND MAJOR REPAIRS

Performance Information

- (KEY) Through the Administrative Services Division, to ensure that all programs in the Department of Justice are provided support services to accomplish 100% of their program objectives through June 2010.**

Louisiana: Vision 2020 Link: Not Applicable

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: During FY 2003-2004 the Administrative Services Section of the Department of Justice supported 513 employees--or 23 department employees per support services staff member. The total value of the assets managed during FY 2003-2004 was \$4,909,720.

Performance Indicators

L e v e l	Performance Indicator Name	Performance Indicator Values					
		Yearend Performance Standard FY 2003-2004	Actual Yearend Performance FY 2003-2004	Performance Standard as Initially Appropriated FY 2004-2005	Existing Performance Standard FY 2004-2005	Performance At Continuation Budget Level FY 2005-2006	Performance At Executive Budget Level FY 2005-2006
		K	Number of objectives not accomplished due to support services (LAPAS CODE - 6202)	0	0	0	0
K	Number of repeat audit findings reported by legislative auditors (LAPAS CODE - 6203)	0	0	0	0	0	0

Administrative General Performance Information

Performance Indicator Name	Performance Indicator Values					
	Prior Year Actual FY 1999-2000	Prior Year Actual FY 2000-2001	Prior Year Actual FY 2001-2002	Prior Year Actual FY 2002-2003	Prior Year Actual FY 2003-2004	
Number of organization employees supported (LAPAS CODE - 6204)	499	495	500	473	513	
Number of employees in supported organization per support services person (LAPAS CODE - 6206)	25	26	25	24	23	
Total value of assets managed (LAPAS CODE - 6205)	\$ 6,364,415	\$ 4,330,032	\$ 4,156,783	\$ 4,165,272	\$ 4,909,720	

2. (SUPPORTING)Through the Management Information System, to respond to Help Desk requests within an average of 2 hours.

Louisiana: Vision 2020 Link: Not Applicable

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 2003-2004	Actual Yearend Performance FY 2003-2004	Performance Standard as Initially Appropriated FY 2004-2005	Existing Performance Standard FY 2004-2005	Performance At Continuation Budget Level FY 2005-2006	Performance At Executive Budget Level FY 2005-2006
S	Number of Help Desk requests received (LAPAS CODE - 10384)	2,000	3,158	2,000	2,000	2,000	3,000
S	Average time to respond to Help Desk requests (in hours) (LAPAS CODE - 452)	2	2	2	2	2	6
S	Percentage of Help Desk requests responded after two hours. (LAPAS CODE - New)	Not Applicable	24%	Not Applicable	6%	10%	30%
This performance indicator did not appear under Act 14 of 2003 or Act 1 of 2004 and does not have performance standards for FY 2003-2004 or FY 2004-2005. The value shown for the existing performance standard FY 2004-2005 is an estimate of yearend performance not a performance standard.							
S	Number of repeated Help Desk requests received for the same problem (LAPAS CODE - New)	Not Applicable	Not Available	Not Applicable	0	0	0
This performance indicator did not appear under Act 14 of 2003 or Act 1 of 2004 and does not have performance standards for FY 2003-2004 or FY 2004-2005. The value shown for the existing performance standard FY 2004-2005 is an estimate of yearend performance not a performance standard.							

3. (SUPPORTING) Through the Management Information Systems, to provide software training sessions for 100% of new employees through June 2010.

Louisiana: Vision 2020 Link: Not Applicable

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 2003-2004	Actual Yearend Performance FY 2003-2004	Performance Standard as Initially Appropriated FY 2004-2005	Existing Performance Standard FY 2004-2005	Performance At Continuation Budget Level FY 2005-2006	Performance At Executive Budget Level FY 2005-2006
S	Percentage of new DOJ employees trained in computer software (LAPAS CODE - New)	100%	100%	100%	100%	100%	75%
S	Number of system users trained in all software (LAPAS CODE - 450)	300	136	300	300	300	225

4. (SUPPORTING)Through the Community Education Assistance Section, to improve the quality of life among Louisiana children, families, and employers through education and training on violence and substance abuse issues by ensuring 100% satisfactory rating on services provided through June 2010.

Louisiana: Vision 2020 Link: Not Applicable

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 2003-2004	Actual Yearend Performance FY 2003-2004	Performance Standard as Initially Appropriated FY 2004-2005	Existing Performance Standard FY 2004-2005	Performance At Continuation Budget Level FY 2005-2006	Performance At Executive Budget Level FY 2005-2006
S	Number of requests for services (LAPAS CODE - 6208)	150	228	150	150	120	120
S	Percentage of surveys rating services as satisfactory (LAPAS CODE - 6209)	100%	100%	100%	100%	100%	100%

5. (SUPPORTING)Through the Community Education Assistance Section, to create youth community awareness and education collaborative initiatives that respond to 100% of requests within 2 days of a request through June 2010.

Louisiana: Vision 2020 Link: Not Applicable



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 2003-2004	FY 2003-2004	FY 2004-2005	FY 2004-2005	FY 2005-2006	FY 2005-2006
S	Average number of days to respond to requests for training, commodities, technical assistance, workshops, and information. (LAPAS CODE - 11582)	2	2	2	2	2	2

6. (KEY) Through the Administrative Services Division, to collect at least \$3,500,000 in outstanding student loans and Department of Revenue accounts each fiscal year through June 30, 2010.

Louisiana: Vision 2020 Link: Not Applicable

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: Funds recovered by the Collections Section are directly affected by the age, number, and type of cases in the section's portfolio. In some years, the section has been able to collect more money than others, depending on whether or not the section has received many new accounts and whether the section has had great numbers of accounts that have been recalled during the course of the fiscal year. Realistically, the section will eventually deviate from its continued upward trend of recoveries because the section will not always have as many accounts coming in for collection as are going out.



Performance Indicators

L e v e l	Performance Indicator Name	Performance Indicator Values					
		Yearend Performance Standard FY 2003-2004	Actual Yearend Performance FY 2003-2004	Performance Standard as Initially Appropriated FY 2004-2005	Existing Performance Standard FY 2004-2005	Performance At Continuation Budget Level FY 2005-2006	Performance At Executive Budget Level FY 2005-2006
K	Number of outstanding student loan cases closed (LAPAS CODE - 474)	7,500	7,150	7,500	7,500	7,500	7,500
K	Total collections from outstanding student loan cases (LAPAS CODE - 476)	\$ 3,500,000	\$ 4,307,522	\$ 3,500,000	\$ 3,500,000	\$ 3,500,000	\$ 3,500,000

Administrative General Performance Information

Performance Indicator Name	Performance Indicator Values					
	Prior Year Actual FY 1999-2000	Prior Year Actual FY 2000-2001	Prior Year Actual FY 2001-2002	Prior Year Actual FY 2002-2003	Prior Year Actual FY 2003-2004	
Number of pending cases (LAPAS CODE - 12265)	12,565	16,655	15,166	10,560	8,240	
Total collections (LAPAS CODE - 12270)	\$ 4,851,398	\$ 4,738,819	\$ 4,636,803	\$ 4,909,487	\$ 4,307,522	



141_2000 — Civil Law

Program Authorization: General: La. Constitution, Article IV, Section 8; 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 Law Program is to serve the citizens of the State of Louisiana through courteous and competent employees; and to provide superior legal representation, prompt and accurate legal advice, and information on behalf of the State of Louisiana and to all clients of the program in the general areas of civil law and public protection.

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 in the areas of collection law, education law, governmental law, land and natural resources law, and public finance and contract law.

- The Civil Division is composed of the Collections Section, Education/Interagency Transfer Section, Governmental Litigation Section, Lands and Natural Resources Section, and the Public Finance and Contracts Section.
 - The Collections Section provides legal representation to 16 of Louisiana's 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 loan/benefits. The work of this section includes over 11,000 accounts valued in excess of \$30 million, which are currently placed for collection. This section relies upon self-generated revenues for its operation.
 - The Education/Interagency Transfer Section provides legal representation to the Board of Elementary and Secondary Education, the Board of Regents, the Department of Education, the Louisiana Community and Technical College System and various other public agencies on education related litigation. 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. This section is responsible for implementing drug testing legislation. This section also supervises up to 10 attorneys in various state departments including, Labor, Louisiana Housing Finance Authority, Public Safety and Corrections and the Inspector General's Office. The attorneys in the IAT Section represent their agencies in a variety of capacities as Assistant Attorneys General, including confidential assistant and general counsel, and perform general litigation defense and draft legal opinions.

- The Governmental Litigation Section defends the state in constitutional challenges to state laws and defends various state agencies and elected officials in civil claims where torts are not involved. The work of this section includes state and federal litigation, drafting legal opinions to local and state officials and entities, legal representation of boards and commissions, legal advice and management of the tobacco settlement, and of the legal advice and education to the state's justices of the peace and constables. Legal opinions written by this section include open meetings, public records, dual office holding, compliance with state law, local municipal law and elections. This section is also responsible for submission of state laws to the U.S. Department of Justice for administrative approval under Section 5 of the Voting Rights Act.
- The Lands and Natural Resources Section advises and renders legal support to state agencies, levee boards, commissions, and other political subdivisions pertaining to lands, water bottoms, boundaries, accretion and erosion, oil and gas, public rights of use and access, sale and acquisition of lands expenditure of public funds, and related activities. This section defends the title of the state in its political subdivisions to land and water bottoms and safeguards the interests of the state in lands and mineral transactions involving publicly owned lands and water bottoms. The work involves the defense of claims and actions to protect public property valuable to the state for oil, gas, mineral production, and recreational purposes, including boundary claims related to both river action and accretion and related oil and gas production. Another function of the section is the recovery of claims against oil and gas leases for improper payment or underpayment of royalties on state leases.
- The Public Finance and Contracts Section enables attorneys in the Office of the Attorney General to specialize and provide competent, professional representation on public finance matters 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 Architects Selection Board, the Engineers Selection Board, and the Office Facilities Corporation.) The work of this section includes preparation or review of all legal documents required for issuance of state general obligation bonds, and state revenue anticipation notes, and the review of revenue bond issues of the state. Opinions rendered by this section center around areas of taxation, public finance, public bid law, and contracts. This section also prepared legal services contracts and representation agreements on behalf of the Department of Justice, approves professional legal services contracts entered into by state agencies, boards and commissions, and approves the employment of special counsel by political subdivisions.
- The Public Protection Division asserts and protects the State of Louisiana's interests by providing legal services in the general areas of consumer protection/environmental law, insurance receivership law, and fair housing law. The Public Protection Division is composed of the Consumer Protection/Environmental Section, Auto Fraud Section, Equal Opportunity Section, and the Insurance and Securities Section.
- The Consumer Protection/Environment Section has the responsibility of enforcing consumer protection laws in this state and serving as a public trustee in connection with conserving, protecting, and replenishing Louisiana's natural resources. In the consumer protection area, this section was granted authority under Louisiana's Unfair Trade Practice Act (R.S. 51:1401 et seq.) to conduct investigations as necessary when the Office of the Attorney General has reason to believe that an unfair or deceptive trade practice has taken place, is taking place, or is about to take place. The section works with local, state, and federal authorities in joint investigations. The section conducts consumer awareness seminars throughout the state on subjects such as, shoplifting, fraud, theft, and other deceptive trade practices. The section mediates and investigates consumer reported complaints and inquiries and enforces the antitrust and related laws relative to the regulation of trade and commerce including protecting small business interests and those injured by antitrust violations, organized business extortion and theft. In the environmental area, this section assists the attorney general in the discharge of his duties under the Environmental Quality Act and his authority to protect the state's natural resource interests. The section also prepares opinions, analyzes legislation, and advises officials and employees of the



Departments of Natural Resources, Environmental Quality, Public Safety and Corrections, Wildlife and Fisheries, Culture, Recreation and Tourism, and Agriculture and Forestry, and the U.S. Corps of Engineers. This section is involved in administrative litigation on land disposal of hazardous waste, efforts to force the federal government to comply with state coastal zone regulations and enforcement actions against environmental violators.

- The Auto Fraud Section mediates complaints of citizens have with car dealers in the State of Louisiana, assures the delivery of title and registration of motor vehicles, advises consumers of their rights concerning automobile issues, and investigates and mediates the packing of auto sale contracts. The section coordinates efforts with state and federal agencies to combat odometer fraud, investigates and assists the state in remittance of sales tax money due the state, and educates consumers of the different frauds involved in the sale of automobiles.
- The Equal Opportunity Section is responsible for the administration and enforcement of the Louisiana Equal Housing Opportunity Act. This section is active in investigations, conciliations, and judicial enforcement of fair housing claims. Staff personnel cooperate with the federal government in the enforcement of statutes prohibiting discrimination in public accommodation 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 renting and/or purchase of dwellings under the Louisiana Equal Housing Opportunity Act and the federal Fair Housing Act.
- The Insurance and Securities Section has direct involvement in and primary knowledge of every insurance liquidation in Louisiana. This section performs legal work, supervises contract counsel, and works with the Department of Insurance. Staff personnel conduct research in insolvency cases and maintain a proactive position in the area of insurance litigation. 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 each liquidation.

Civil Law Budget Summary

	Prior Year Actuals FY 2003-2004	Enacted FY 2004-2005	Existing 2004-2005	Continuation FY 2005-2006	Recommended FY 2005-2006	Total Recommended Over/Under EOB
Means of Financing:						
State General Fund (Direct)	\$ 4,501,720	\$ 5,441,893	\$ 5,563,437	\$ 5,351,026	\$ 5,284,855	\$ (278,582)
State General Fund by:						
Total Interagency Transfers	686,632	876,484	876,484	872,458	876,340	(144)
Fees and Self-generated Revenues	1,461,122	1,646,859	1,691,859	1,660,986	1,659,836	(32,023)
Statutory Dedications	341,385	350,000	350,000	575,500	550,000	200,000
Interim Emergency Board	0	0	0	0	0	0
Federal Funds	346,932	356,076	356,076	372,788	394,351	38,275
Total Means of Financing	\$ 7,337,791	\$ 8,671,312	\$ 8,837,856	\$ 8,832,758	\$ 8,765,382	\$ (72,474)
Expenditures & Request:						
Personal Services	\$ 4,941,969	\$ 5,847,449	\$ 5,847,949	\$ 5,965,106	\$ 6,290,522	\$ 442,573



Civil Law Budget Summary

	Prior Year Actuals FY 2003-2004	Enacted FY 2004-2005	Existing 2004-2005	Continuation FY 2005-2006	Recommended FY 2005-2006	Total Recommended Over/Under EOB
Total Operating Expenses	613,224	344,552	447,672	451,497	446,472	(1,200)
Total Professional Services	104,439	723,918	784,342	627,758	290,474	(493,868)
Total Other Charges	1,314,617	1,621,342	1,626,342	1,633,932	1,607,342	(19,000)
Total Acq & Major Repairs	363,542	134,051	131,551	154,465	130,572	(979)
Total Unallotted	0	0	0	0	0	0
Total Expenditures & Request	\$ 7,337,791	\$ 8,671,312	\$ 8,837,856	\$ 8,832,758	\$ 8,765,382	\$ (72,474)
Authorized Full-Time Equivalents:						
Classified	0	0	0	0	0	0
Unclassified	102	87	87	87	87	0
Total FTEs	102	87	87	87	87	0

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. 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 Louisiana Fund for legal services related to the Tobacco Settlement Litigation and the Tobacco Control Special Fund. (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 2003-2004	Enacted FY 2004-2005	Existing 2004-2005	Continuation FY 2005-2006	Recommended FY 2005-2006	Total Recommended Over/Under EOB
Tobacco Control Special Fund	\$ 0	\$ 0	\$ 0	\$ 200,000	\$ 200,000	\$ 200,000
Louisiana Fund	341,385	350,000	350,000	375,500	350,000	0

Major Changes from Existing Operating Budget

General Fund	Total Amount	Table of Organization	Description
\$ 121,544	\$ 166,544	0	Mid-Year Adjustments (BA-7s):
\$ 5,563,437	\$ 8,837,856	87	Existing Oper Budget as of 12/03/04
Statewide Major Financial Changes:			



Major Changes from Existing Operating Budget (Continued)

General Fund	Total Amount	Table of Organization	Description
121,483	188,084	0	Unclassified State Employees Merit Increases
35,988	50,407	0	State Employee Retirement Rate Adjustment
38,115	59,010	0	Group Insurance for Active Employees
(40,112)	(40,112)	0	Group Insurance Base Adjustment
65,866	101,976	0	Salary Base Adjustment
(69,613)	(107,777)	0	Attrition Adjustment
(152,603)	(152,603)	0	Salary Funding from Other Line Items
81,600	130,572	0	Acquisitions & Major Repairs
(26,000)	(131,551)	0	Non-Recurring Acquisitions & Major Repairs
(121,544)	(166,544)	0	Non-recurring Carryforwards
Non-Statewide Major Financial Changes:			
0	200,000	0	Funding increase to allow the program to expend funds associated with the Tobacco Control Special Fund. The fund was created during the 2004 Regular Legislative Session. All profits, gains, gross receipts or other benefits from the violation of the Master Settlement Agreement (R.S. 13:5061) shall be deposited into this fund. Funds may be used by the attorney general for tobacco enforcement and control matters.
6,000	6,000	0	Funding increased for LEAF purchases of replacement vehicles that meet the mileage guidelines.
256,959	280,810	0	Funding for an attorney salary package in order to provide competitive salaries for attorneys and help reduce high turnover rates among attorneys.
(174,721)	(174,721)	0	Reduction of contracts for legal services and interagency transfer expenditures to reflect historical expenditure patterns
0	(16,025)	0	Adjustment of expenditures funded with Interagency Transfers (IAT) from various state agencies. This adjustment allows the department to adjust the expenditure amounts based on the IAT agreements from other state agencies.
(300,000)	(300,000)	0	Non-recurs funding to the Capital Area Legal Services Corporation. This corporation provides free civil law services to eligible applicants in most areas of law except criminal matters and fee generating suits, like personal injury cases.
\$ 5,284,855	\$ 8,765,382	87	Recommended FY 2005-2006
\$ 0	\$ 0	0	Less Governor's Supplementary Recommendations
\$ 5,284,855	\$ 8,765,382	87	Base Executive Budget FY 2005-2006
\$ 5,284,855	\$ 8,765,382	87	Grand Total Recommended

Professional Services

Amount	Description
\$3,000	Expert witness service in case entitled "Rosenthal v. McKeithen"
\$5,000	Coordination of hearings between teachers, Board of Education, and Department of Justice (Decuir & Clark)
\$282,474	Additional contract services required by the Civil Program to carry out the mission of the department



Professional Services (Continued)

Amount	Description
\$290,474	TOTAL PROFESSIONAL SERVICES

Other Charges

Amount	Description
Other Charges:	
\$254,100	Reimbursements for review of sales of non-profit hospitals
\$228,860	To be used for taking depositions, utilization for court reports, travel of witnesses, court costs, etc.
\$200,000	Expenses associated with the Tobacco Control Special Fund limited to costs for tobacco enforcement and control matters
\$763,800	Advocacy Center (Community Living Ombudsman Program)
\$1,446,760	SUB-TOTAL OTHER CHARGES
Interagency Transfers:	
\$100,000	Office of Telecommunication Management fees
\$60,582	Office of Risk Management fees
\$160,582	SUB-TOTAL INTERAGENCY TRANSFERS
\$1,607,342	TOTAL OTHER CHARGES

Acquisitions and Major Repairs

Amount	Description
\$72,000	Library reference materials
\$58,572	Replacement of various computer equipment and data processing equipment
\$130,572	TOTAL ACQUISITIONS AND MAJOR REPAIRS

Performance Information

- (KEY) To perform a 44-day average total receipt-to-release time for opinions and maintain a 31-day average response time for research and writing opinions through June 2010.**

Louisiana: Vision 2020 Link: Not Applicable

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: As of 1998, the Office of the Attorney General instituted a new computer tracking program for opinions. This program was written to track the amount of time from the receipt of an opinion request until the release of an opinion by the office. Prior to the implementation of this computer tracking system, opinion processing time was calculated by hand and only the amount of time an attorney used to research and write an opinion was calculated. Under that manual tracking system, the average 30-day response time (which was calculated as the writing period) was targeted to be decreased to 27 days in the department's FY 1998-1999 operational plan and this was accomplished. However, the supervisory review of all opinions is a very important aspect of opinion writing. Since supervisory review does affect the total amount of time it takes to release an opinion, it was included in the department's outcome measure beginning with Operational Plan FY 1999-2000.

Currently, computer research of Louisiana Attorney General opinions is available through "WESTLAW" from January 1977 to present and through "LEXIS" from September 1974 to present. The Louisiana Senate also has Attorney General opinions on its computer system from 1990 to present.

Performance Indicators

L e v e l	Performance Indicator Name	Performance Indicator Values					
		Yearend Performance Standard FY 2003-2004	Actual Yearend Performance FY 2003-2004	Performance Standard as Initially Appropriated FY 2004-2005	Existing Performance Standard FY 2004-2005	Performance At Continuation Budget Level FY 2005-2006	Performance At Executive Budget Level FY 2005-2006
K	Average total time from receipt to release of an opinion (in days) (LAPAS CODE - 6213)	45	44	35	35	35	44
		The Office of Attorney General has instituted a new policy and procedure for handling the release of opinions. All opinions must be thoroughly reviewed by the Attorney General before being released. This process has increased the length of time it takes to complete this indicator.					
K	Average response time for attorney to research and write opinions (in days) (LAPAS CODE - 464)	32	26	25	25	25	31
		The Office of Attorney General has instituted a new policy and procedure for handling the release of opinions. All opinions must be thoroughly reviewed by the Attorney General before being released. This process has increased the length of time it takes to complete this indicator.					

Civil Law General Performance Information

Performance Indicator Name	Performance Indicator Values				
	Prior Year Actual FY 1999-2000	Prior Year Actual FY 2000-2001	Prior Year Actual FY 2001-2002	Prior Year Actual FY 2002-2003	Prior Year Actual FY 2003-2004
Number of opinions requested (LAPAS CODE - 12252)	509	473	726	537	365

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.



Civil Law General Performance Information (Continued)

Performance Indicator Name	Performance Indicator Values				
	Prior Year Actual FY 1999-2000	Prior Year Actual FY 2000-2001	Prior Year Actual FY 2001-2002	Prior Year Actual FY 2002-2003	Prior Year Actual FY 2003-2004
Number of opinions withdrawn (LAPAS CODE - 12254)	44	62	59	63	37
Number of opinions released (LAPAS CODE - 12256)	421	319	286	337	247
Average response time for attorney to research and write opinion (in days) (LAPAS CODE - 464)	28	25	18	18	26
Average total time from receipt to release of an opinion (in days) (LAPAS CODE - 6213)	45	38	31	26	44

2. (KEY) Through the Civil Division, to retain in-house 96% of the litigation cases received during the fiscal year through June 2010.

Louisiana: Vision 2020 Link: Not Applicable

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 attorney general is the agent for service of process for the State of Louisiana. However, this objective relates only to the cases handled by the Civil Division.

Performance Indicators

Level	Performance Indicator Name	Performance Indicator Values					
		Yearend Performance Standard FY 2003-2004	Actual Yearend Performance FY 2003-2004	Performance Standard as Initially Appropriated FY 2004-2005	Existing Performance Standard FY 2004-2005	Performance At Continuation Budget Level FY 2005-2006	Performance At Executive Budget Level FY 2005-2006
K	Percentage of cases handled in-house each fiscal year (LAPAS CODE - 470)	98%	99%	98%	98%	96%	96%
The values for the Performance Standard as Initially Appropriated FY 04-05 and the Existing Performance Standard FY 04-05 are not mathematically correct. The correct value should be 96%.							
K	Number of cases received (LAPAS CODE - 471)	600	560	600	600	600	600
K	Number of cases contracted to outside firms each fiscal year (LAPAS CODE - 473)	29	2	24	24	24	26



3. (SUPPORTING) Through the Public Finance and Contracts Section of the Civil Division, to process contracts within an average of 15 days; resolutions within an average of 6 days, public bond approvals within an average of 6 days; and garnishments within an average of 10 days through June 2010.

Louisiana: Vision 2020 Link: Not Applicable

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 TEFRAS. 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

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 2003-2004	FY 2003-2004	FY 2004-2005	FY 2004-2005	FY 2005-2006	FY 2005-2006
S	Average processing time for contracts (in days) (LAPAS CODE - 477)	12	7	15	15	15	19
	This indicator also includes contract amendments. The Office of Attorney General has instituted a new policy and procedure for handling contracts, resolutions, bond approvals, and garnishments. All contracts, resolutions, bond approvals and garnishments must be thoroughly reviewed by the First Assistant and Attorney General before approval.						
S	Average processing time for resolutions (in days) (LAPAS CODE - 478)	6	5	6	6	6	8
	The Office of Attorney General has instituted a new policy and procedure for handling contracts, resolutions, bond approvals, and garnishments. All contracts, resolutions, bond approvals and garnishments must be thoroughly reviewed by the First Assistant and Attorney General before approval.						
S	Average processing time for public bond approvals (TEFRA) (in days) (LAPAS CODE - 6218)	6	4	6	6	6	8
	The Office of Attorney General has instituted a new policy and procedure for handling contracts, resolutions, bond approvals, and garnishments. All contracts, resolutions, bond approvals and garnishments must be thoroughly reviewed by the First Assistant and Attorney General before approval.						
S	Average processing time for garnishment (in days) (LAPAS CODE - 6219)	13	12	10	10	10	13
	The Office of Attorney General has instituted a new policy and procedure for handling contracts, resolutions, bond approvals, and garnishments. All contracts, resolutions, bond approvals and garnishments must be thoroughly reviewed by the First Assistant and Attorney General before approval.						



Civil Law General Performance Information

Performance Indicator Name	Performance Indicator Values				
	Prior Year Actual FY 1999-2000	Prior Year Actual FY 2000-2001	Prior Year Actual FY 2001-2002	Prior Year Actual FY 2002-2003	Prior Year Actual FY 2003-2004
Number of contracts reviewed and processed (LAPAS CODE - 481)	202	145	154	214	197
Number of amendments reviewed and processed (LAPAS CODE - 12259)	58	35	76	76	67
Number of resolutions reviewed and processed (LAPAS CODE - 12260)	368	277	290	377	364
Number of public bond approvals (TEFRAs) reviewed and processed (LAPAS CODE - 12261)	31	17	21	31	30
Number of garnishments processed (LAPAS CODE - 12262)	96	95	67	86	49

4. (SUPPORTING)Through the Civil Division and Public Protection Division, to continue to process and respond to 100% of the duty calls received during the fiscal year through June 2010.

Louisiana: Vision 2020 Link: Not Applicable

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: Every working day of the fiscal year an attorney from the Civil Program is on duty to receive, process, and respond to the questions--legal or nonlegal--from the general public. Tasks include telephone responses, research, mail-outs, and assistance with walk-ins. Twelve training meetings related to duty calls are held each year.

Performance Indicators

Level	Performance Indicator Name	Performance Indicator Values					
		Yearend Performance Standard FY 2003-2004	Actual Yearend Performance FY 2003-2004	Performance Standard as Initially Appropriated FY 2004-2005	Existing Performance Standard FY 2004-2005	Performance At Continuation Budget Level FY 2005-2006	Performance At Executive Budget Level FY 2005-2006
S	Percentage of duty calls processed and responded to each fiscal year (LAPAS CODE - 6214)	100%	100%	100%	100%	100%	100%



Civil Law General Performance Information

Performance Indicator Name	Performance Indicator Values				
	Prior Year Actual FY 1999-2000	Prior Year Actual FY 2000-2001	Prior Year Actual FY 2001-2002	Prior Year Actual FY 2002-2003	Prior Year Actual FY 2003-2004
Number of duty calls received (LAPAS CODE - 469)	4,422	6,255	6,140	8,468	7,245
The number includes all requests for information from Justices of the Peace processed as duty calls.					
Number of research and mailouts performed (LAPAS CODE - 10447)	225	590	2,478	1,696	1,161

5. (SUPPORTING) Through the Tobacco Enforcement Unit, to ensure compliance with Tobacco Master Settlement Agreement provisions by conducting 30 field checks on tobacco-sponsored special events and 1000 random site checks on retail tobacco outlets, and auditing 5% of the wholesaler reports received each month through June 2010.

Louisiana: Vision 2020 Link: Not Applicable

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 FY 2003-2004	Actual Yearend Performance FY 2003-2004	Performance Standard as Initially Appropriated FY 2004-2005	Existing Performance Standard FY 2004-2005	Performance At Continuation Budget Level FY 2005-2006	Performance At Executive Budget Level FY 2005-2006
S	Number of field checks conducted at tobacco-sponsored special events (LAPAS CODE - 10449)	6	11	6	6	6	6
S	Number of random site checks conducted at retail tobacco outlets (LAPAS CODE - 10450)	200	205	200	200	200	200
S	Percentage of tobacco wholesaler reports audited for accuracy each month (LAPAS CODE - new)	Not Applicable	5%	Not Applicable	5%	5%	5%

This performance indicator did not appear under Act 14 of 2003 or Act 1 of 2004 and does not have performance standards for FY 2003-2004 or FY 2004-2005. The value shown for the existing performance standard FY 2004-2005 is an estimate of yearend performance not a performance standard.

The Tobacco Enforcement Unit reviews reports submitted by tobacco wholesalers for accuracy. The wholesaler reports are the basis for the amount of money that is deposited into escrow as required by Louisiana law. If the report is not accurate, unit staff works with the company to ensure the correct amount of money is deposited into escrow. If that effort is not successful, the Department of Justice files suit. The unit receives approximately 60 reports per month, 180 per quarter. Every report is reviewed that comes into the Tobacco Unit, however, the staff primarily relies on the wholesaler to report what was sold that month. To ensure accuracy of the reports, a random sample of 5% of the reports received to verify the figures submitted by wholesalers. This verification process may include on-site visits by staff and requests for paperwork (invoices, order forms, etc) from wholesalers to verify the accuracy of the information.

6. (KEY) Through the Insurance and Securities Section of the Public Protection Division, to handle in-house 65% of the cases, claims, and proceedings involved in receivership during the fiscal year through June 2010.

Louisiana: Vision 2020 Link: Not Applicable

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: Staff training is an important strategy for achieving the strategic goal and strategic and operational objectives cited above.



Performance Indicators

L e v e l	Performance Indicator Name	Performance Indicator Values					
		Yearend Performance Standard FY 2003-2004	Actual Yearend Performance FY 2003-2004	Performance Standard as Initially Appropriated FY 2004-2005	Existing Performance Standard FY 2004-2005	Performance At Continuation Budget Level FY 2005-2006	Performance At Executive Budget Level FY 2005-2006
K	Percentage of cases, claims, and proceedings involving receivership that are handled in-house (LAPAS CODE - 6234)	65%	65%	65%	65%	65%	65%
S	Percentage of section staff receiving in-house training (Insurance and Securities Section) (LAPAS CODE - 6235)	100%	100%	100%	100%	100%	100%
S	Number of hours of in-house training provided (Insurance and Securities Section) (LAPAS CODE - 6236)	5	5	5	5	5	5
<p>The Insurance and Securities section combines all specialized trainings throughout the course of the fiscal year to reach a total of 5 hours of training. These numbers do not include the 25 CLE hours that are required and were accomplished by the 2 attorneys in that section. The five hours that are counted include computer training hours, Westlaw training, and training in any area that may need further review or explanation.</p>							
S	Percentage of section staff indicating satisfaction with in-house training provided (LAPAS CODE - 6237)	100%	100%	100%	100%	100%	100%

Civil Law General Performance Information

Performance Indicator Name	Performance Indicator Values				
	Prior Year Actual FY 1999-2000	Prior Year Actual FY 2000-2001	Prior Year Actual FY 2001-2002	Prior Year Actual FY 2002-2003	Prior Year Actual FY 2003-2004
Total number of cases, claims, and proceedings involving receiverships (LAPAS CODE - 200)	167	165	190	193	186
Total number of cases, claims and proceedings involving receiverships that are handled in-house (LAPAS CODE - 6231)	128	127	151	152	95
Total number of cases, claims and proceedings that are handled by the Attorney General and contract counsel (LAPAS CODE - 6233)	3	2	5	6	13
Total number of cases, claims and proceedings involving receiverships that are handled by contract counsel (LAPAS CODE - 6232)	36	36	34	33	60
Number of billings of outside counsel for liquidations reviewed by section staff (LAPAS CODE - 12285)	127	112	97	120	172
Total dollar amount of contract attorney fees and expenses certified by section staff (LAPAS CODE - 12287)	\$ 497,165	\$ 749,166	\$ 631,465	\$ 828,147	\$ 1,155,594



Civil Law General Performance Information (Continued)

Performance Indicator Name	Performance Indicator Values				
	Prior Year Actual FY 1999-2000	Prior Year Actual FY 2000-2001	Prior Year Actual FY 2001-2002	Prior Year Actual FY 2002-2003	Prior Year Actual FY 2003-2004
Number of companies for which section provided legal service (LAPAS CODE - 12288)	24	22	23	22	24
Number of hours billed by section staff (LAPAS CODE - 499)	3,176	3,358	3,051	2,686	3,772
Dollar amount billed by section staff (LAPAS CODE - 12291)	\$ 315,249	\$ 334,701	\$ 326,342	\$ 303,966	\$ 418,166
Funds collected for legal services rendered by section staff (LAPAS CODE - 500)	\$ 307,213	\$ 323,400	\$ 300,401	\$ 298,773	\$ 345,768
Number of insurance estates closed and finalized by section staff (LAPAS CODE - 498)	4	3	1	0	3
Number of companies placed in receivership by section attorneys (LAPAS CODE - 12297)	0	2	1	1	0

7. (KEY) Through the Equal Opportunity Section of the Public Protection Division, to close 50% of its enforcement cases within 120 days through June 2010.

Louisiana: Vision 2020 Link: Not Applicable

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 attorney general is given sole authority to administer and enforce fair housing complaints initiated with the Office of the Attorney General (OAG) or with the U.S. Department of Housing and Urban Development (HUD). The OAG is subject to HUD review and receives HUD funding based on the number of cases closed.



Performance Indicators

L e v e l	Performance Indicator Name	Performance Indicator Values					
		Yearend Performance Standard FY 2003-2004	Actual Yearend Performance FY 2003-2004	Performance Standard as Initially Appropriated FY 2004-2005	Existing Performance Standard FY 2004-2005	Performance At Continuation Budget Level FY 2005-2006	Performance At Executive Budget Level FY 2005-2006
K	Percentage of cases closed within 120 days (LAPAS CODE - 10448)	50%	83%	50%	50%	50%	50%
<p>The Louisiana Equal Opportunity Act contains a provision which requires initial referral of complaints to a mediation panel. This results in a 10-day delay before investigation of the complaint can commence.</p> <p>A request of 50% for Performance at Executive Budget Level has been administered as a result of the continual fluctuation in the number of cases that HUD receives. Although the Equal Opportunity Section closed 83% of FY 03-04 cases within the allotted 120 days, it is possible for the number of cases to drop dramatically, therefore making the cases that do not fit in the 120 day range far more prominent.</p>							
S	Percentage of section staff receiving in-house training (Equal Opportunity Section) (LAPAS CODE - 6243)	100%	100%	100%	100%	100%	100%
S	Number of hours of in-house training provided per employee (Equal Opportunity Section) (LAPAS CODE - 6244)	5	5	5	5	5	5
<p>The Equal Opportunity Section of the Public Protection Division is required under the HUD grant to attend 7 specialized training seminars throughout the year. The Equal Opportunity Section also provides in-house specialized training for its members. Through a combination of both HUD grant requirements and in-house trainings, the members of the Equal Opportunity Section receive 25 hours of training annually. By dividing these hours by the 5 employees in the section we have an average of 5 hours of training per employee. These numbers do not include the 12.5 CLE hours that are required and were accomplished by the 1 attorney in that section.</p>							

Civil Law General Performance Information

Performance Indicator Name	Performance Indicator Values				
	Prior Year Actual FY 1999-2000	Prior Year Actual FY 2000-2001	Prior Year Actual FY 2001-2002	Prior Year Actual FY 2002-2003	Prior Year Actual FY 2003-2004
Number of fair housing complaints received (LAPAS CODE - 12300)	61	132	118	86	78
<p>The decrease in complaints/cases received was due to a temporary freeze on incoming complaints referred by HUD due to a complete turnover of compliance officers and reduction in OAG staff.</p>					
Number of fair housing cases closed (LAPAS CODE - 12302)	67	104	96	67	64

8. (KEY) Through the Consumer Protection Section of the Public Protection Division, to respond to consumer complaints within an average of 15 days of receipt through June 2010.

Louisiana: Vision 2020 Link: Not Applicable

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: Staff training is an important strategy for achieving the strategic goal and strategic and operational objectives cited above.

Performance Indicators

L e v e l	Performance Indicator Name	Performance Indicator Values					
		Yearend Performance Standard FY 2003-2004	Actual Yearend Performance FY 2003-2004	Performance Standard as Initially Appropriated FY 2004-2005	Existing Performance Standard FY 2004-2005	Performance At Continuation Budget Level FY 2005-2006	Performance At Executive Budget Level FY 2005-2006
K	Average number of days to respond to consumer complaints (LAPAS CODE - 483)	15	15	15	15	15	15
S	Percentage of section staff receiving in-house training (Consumer Protection Section) (LAPAS CODE - 6227)	100%	100%	100%	100%	100%	100%
S	Number of hours of in-house training provided (Consumer Protection Section) (LAPAS CODE - 6228)	5	5	5	5	5	5
<p>The Consumer Protection Section of the Public Protection Division requires all employees to attend 1 hour of training every 10 weeks to be updated on new issues. These issues are specialized and do not include the 100 hours of CLE training required and accomplished for the 8 attorneys in the Consumer section.</p>							
S	Percentage of section staff indicating satisfaction with in-house training provided (LAPAS CODE - 6229)	100%	100%	100%	100%	100%	100%

Civil Law General Performance Information

Performance Indicator Name	Performance Indicator Values				
	Prior Year Actual FY 1999-2000	Prior Year Actual FY 2000-2001	Prior Year Actual FY 2001-2002	Prior Year Actual FY 2002-2003	Prior Year Actual FY 2003-2004
Number of consumer complaints logged (LAPAS CODE - 486)	1,355	1,519	1,775	1,871	2,238
<p>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.</p>					
Number of consumer outreach programs (LAPAS CODE - 6223)	68	65	78	32	41

Figures for consumer outreach programs and brochures distributed include odometer and auto fraud educational materials because that activity was part of the Consumer Section. Future figures for consumer protection outreach efforts will not include automobile fraud numbers.



Civil Law General Performance Information (Continued)

Performance Indicator Name	Performance Indicator Values				
	Prior Year Actual FY 1999-2000	Prior Year Actual FY 2000-2001	Prior Year Actual FY 2001-2002	Prior Year Actual FY 2002-2003	Prior Year Actual FY 2003-2004
Number of consumer brochures distributed (LAPAS CODE - 6224)	7,936	7,076	21,877	13,657	15,065
Figures for consumer outreach programs and brochures distributed include odometer and auto fraud educational materials because that activity was part of the Consumer Section. Future figures for consumer protection outreach efforts will not include automobile fraud numbers.					
Number of enforcement actions filed (LAPAS CODE - 6221)	164	117	67	157	180
More unregistered Multi-level Marketing/Pyramid Schemes as well as several other fraudulent appearing investment schemes were uncovered that expected.					

9. (KEY) Through the Auto Fraud Section of the Public Protection Division, to initiate investigation of odometer and auto complaints within an average of 5 days of receipt of complaint through June 2010.

Louisiana: Vision 2020 Link: Not Applicable

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 2003-2004	Actual Yearend Performance FY 2003-2004	Performance Standard as Initially Appropriated FY 2004-2005	Existing Performance Standard FY 2004-2005	Performance At Continuation Budget Level FY 2005-2006	Performance At Executive Budget Level FY 2005-2006
K	Average number of days to initiate investigation of odometer and auto complaints (LAPAS CODE - 11891)	5	5	5	5	5	5
The name of the indicator has been changed in order to provide clarity to the type of investigation initiated.							



Civil Law General Performance Information

Performance Indicator Name	Performance Indicator Values				
	Prior Year Actual FY 1999-2000	Prior Year Actual FY 2000-2001	Prior Year Actual FY 2001-2002	Prior Year Actual FY 2002-2003	Prior Year Actual FY 2003-2004
Number of auto fraud phone complaints (LAPAS CODE - 12314)	4,031	4,288	3,123	3,474	4,137
Number of auto fraud complaints filed (LAPAS CODE - 12315)	502	517	534	504	488
Dollar amount recovered for consumers (LAPAS CODE - 12316)	\$ 257,740	\$ 405,400	\$ 393,546	\$ 332,846	\$ 350,625



141_3000 — Criminal Law and Medicaid Fraud

Program Authorization: La. Constitution, Article IV, Section 8; R.S. 36:701(D); R.S. 36:704(E) and (F); R.S. 13:4448; R.S. 49:251-253 and 257(B); R.S. 15:1311(B); R.S. 42:66(G); R.S. 22:1241 and 1245; R.S. 40:1421 and 1422; LA C.Cr.Pr. Articles 61, 67, 261-280, 1880; 42 C.F.R. 1007.

Program Description

The mission of the Criminal Law and Medicaid Fraud Program is to seek justice on behalf of the citizens of the State of Louisiana by the execution of superior, professional, and effective investigation and prosecution of all matters referred to the Department of Justice.

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

- I. Provide superior legal and professional services to the State of Louisiana.
- 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 Law and Medicaid Fraud Program includes two activities (organizationally expressed as divisions): Criminal Division and Investigation Division. The functions of both divisions are supervised by the division director who is responsible for monitoring the activities of all staff personnel and the administration and implementation of policy.

The Criminal Division is divided into seven sections: Administrative Section, Prosecution and Technical Services Section, Special Services Section, White Collar Crimes Section, Violent Crime and Drug Offender Prosecution, Insurance Fraud Unit, and the Medicaid Fraud Control Unit.

- The Administrative Section supervises, controls, and coordinates all personnel and functions of the Criminal Division.
- The Prosecution and Technical Services Section prosecutes violations of the criminal laws of the state by conducting or assisting in criminal prosecutions pursuant to the recusal or request of a district attorney. This section also serves as an advisor to district attorneys, law enforcement, and the legislature; a training agency for law enforcement; and as liaison between various levels of law enforcement within the state.
- The Special Services Section provides legal services to the state in the areas of extradition; appeals and habeas corpus proceedings; serving as amicus curiae in matters pending before the U.S. Supreme Court; and preparation of attorney general opinions concerning matters of criminal law.
- The White Collar Crimes Section specializes in the investigation and prosecution of economic crime, including theft by fraud, investment and financing frauds and ponzi schemes, insurance fraud, racketeering, money laundering, and other related financial-type crimes. The unit also investigates and prosecutes criminal violations of the state hazardous waste and other related environmental laws.

- The Violent Crime and Drug Offender Prosecution Section specializes in violent crimes against the person and narcotics cases of all varieties. Although the Prosecution and Technical Services Section handles some violent offenses and drug cases, the goal is to develop a staff of prosecutors proficient in areas of criminal law that increasingly require specialized training and knowledge.
- The Insurance Fraud Unit prosecutes cases of insurance fraud referred to the Department of Justice by the Department of Insurance.
- 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 Investigation Division is divided into five sections: Administrative Section, High Tech Crime Unit, Trial Section, Special Investigations Section, General Investigations and Government Support.
 - The Administrative Section supervises, controls, and coordinates all personnel and functions of the Investigation Division.
 - The High Technology Crime Unit (HTCU) was developed to address computer related crimes that may involve fraud, identity theft, child pornography, attacks against legitimate businesses by hackers, support to local and state law enforcement in the capture and analysis of computer data, and to function as the state's computer crimes liaison with the National White Collar Crime Center and federal law enforcement agencies.
 - The Trial Section provides follow-up investigation services for the trial attorneys of the Criminal Division. The investigations are those things deemed necessary by the assistant attorneys general that were not done by the primary investigative agency. These services include locating witnesses who have moved since the offense occurred, running record checks on potential witnesses, providing transportation for victims and witnesses who have none, providing security for victims, witnesses, and assistant attorneys general, procurement of evidence, and witness management during trial.
 - The Special Investigations Section provides investigative services in those cases referred to the Louisiana Department of Justice involving white collar crimes or public corruption. Due to the fact that many district attorneys lack personnel with the necessary expertise or wish to avoid becoming embroiled in local politics, this type of crime is an ever-increasing part of the program's caseload. Appropriately, this section is staffed with accountants along with other investigators.
 - The General Investigations and Government Support Section provides investigative services in all matters not covered by the two specialized sections described above. Additionally, this section responds to the numerous requests for investigative assistance from any government agency—local, state, or federal.

Criminal Law and Medicaid Fraud Budget Summary

	Prior Year Actuals FY 2003-2004	Enacted FY 2004-2005	Existing 2004-2005	Continuation FY 2005-2006	Recommended FY 2005-2006	Total Recommended Over/Under EOB
Means of Financing:						
State General Fund (Direct)	\$ 3,009,329	\$ 3,169,215	\$ 3,176,115	\$ 3,334,174	\$ 3,517,593	\$ 341,478
State General Fund by:						
Total Interagency Transfers	360,031	348,271	250,699	250,699	250,699	0



Criminal Law and Medicaid Fraud Budget Summary

	Prior Year Actuals FY 2003-2004	Enacted FY 2004-2005	Existing 2004-2005	Continuation FY 2005-2006	Recommended FY 2005-2006	Total Recommended Over/Under EOB
Fees and Self-generated Revenues	0	0	0	0	125,000	125,000
Statutory Dedications	332,786	702,474	702,474	455,539	993,494	291,020
Interim Emergency Board	0	0	0	0	0	0
Federal Funds	1,469,729	1,815,215	1,815,215	1,831,340	3,441,013	1,625,798
Total Means of Financing	\$ 5,171,875	\$ 6,035,175	\$ 5,944,503	\$ 5,871,752	\$ 8,327,799	\$ 2,383,296
Expenditures & Request:						
Personal Services	\$ 4,181,949	\$ 4,864,565	\$ 4,732,950	\$ 4,921,751	\$ 6,233,935	\$ 1,500,985
Total Operating Expenses	438,576	306,669	405,912	403,512	642,957	237,045
Total Professional Services	5,788	6,095	12,995	6,195	6,095	(6,900)
Total Other Charges	339,799	449,577	449,577	237,028	367,146	(82,431)
Total Acq & Major Repairs	205,763	408,269	343,069	303,266	1,077,666	734,597
Total Unallotted	0	0	0	0	0	0
Total Expenditures & Request	\$ 5,171,875	\$ 6,035,175	\$ 5,944,503	\$ 5,871,752	\$ 8,327,799	\$ 2,383,296
Authorized Full-Time Equivalents:						
Classified	0	3	0	0	0	0
Unclassified	50	81	82	82	107	25
Total FTEs	50	84	82	82	107	25

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 of the U.S. Department of Justice Federal Forfeiture program. Statutory Dedications are from the Insurance Fraud Fund and the Medical Assistance Programs Fraud Detection Fund. (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, the U.S. Department of Justice Internet Crimes Against Children grant, and the U.S Department of Justice Federal Forfeiture program.

Criminal Law and Medicaid Fraud Statutory Dedications

Fund	Prior Year Actuals FY 2003-2004	Enacted FY 2004-2005	Existing 2004-2005	Continuation FY 2005-2006	Recommended FY 2005-2006	Total Recommended Over/Under EOB
Medical Assistance Program Fraud Detection	\$ 0	\$ 0	\$ 0	\$ 0	\$ 525,026	\$ 525,026
Insurance Fraud Investigation Fund	332,786	702,474	702,474	455,539	468,468	(234,006)



Major Changes from Existing Operating Budget

General Fund	Total Amount	Table of Organization	Description
\$ 6,900	\$ (90,672)	(2)	Mid-Year Adjustments (BA-7s):
\$ 3,176,115	\$ 5,944,503	82	Existing Oper Budget as of 12/03/04
Statewide Major Financial Changes:			
109,023	175,338	0	Unclassified State Employees Merit Increases
24,159	38,855	0	State Employee Retirement Rate Adjustment
37,824	53,575	0	Group Insurance for Active Employees
(40,112)	(40,112)	0	Group Insurance Base Adjustment
55,082	86,675	0	Salary Base Adjustment
(57,152)	(91,904)	0	Attrition Adjustment
109,320	303,266	0	Acquisitions & Major Repairs
(98,775)	(343,069)	0	Non-Recurring Acquisitions & Major Repairs
(6,900)	(6,900)	0	Non-recurring Carryforwards
Non-Statewide Major Financial Changes:			
0	(270,277)	0	Funding decreased to reflect 15% of projected revenues from the Statutory Dedication, Insurance Fraud Investigation Fund. In FY 04-05, funding from one-time prior year fund balance was used to provide for one-time expenditures.
40,292	40,292	0	Funding increased for LEAF purchases of replacement vehicles that meet the mileage guidelines.
0	139,666	0	Annualization of a mid-year adjustment which allowed the department to utilize funding derived from a percentage of forfeited property from the U.S. Department of Justice Federal Forfeiture program and federal funds used to pay overtime for the investigator participating in the program.
0	2,100,102	25	Funding and 25 positions for the expansion of the Medicaid Fraud Control Unit in an effort to enhance fraud and abuse detection, prevention activities, to pursue collections on judgments previously awarded, and the discovery of additional undetected fraud.
165,957	195,029	0	Funding for an attorney salary package in order to provide competitive salaries for attorneys and help reduce high turnover rates among attorneys.
2,760	2,760	0	Funding for increase for the Investigation Division's usage of the Office of State Police's statewide emergency radio system
\$ 3,517,593	\$ 8,327,799	107	Recommended FY 2005-2006
\$ 0	\$ 0	0	Less Governor's Supplementary Recommendations
\$ 3,517,593	\$ 8,327,799	107	Base Executive Budget FY 2005-2006
\$ 3,517,593	\$ 8,327,799	107	Grand Total Recommended



Professional Services

Amount	Description
\$1,600	Expert testimony for matter under investigation (Zimmerman Psychology)
\$4,495	Additional contract services required by the Criminal Law Program to carry out the mission of the department
\$6,095	TOTAL PROFESSIONAL SERVICES

Other Charges

Amount	Description
	Other Charges:
\$55,372	To be used for the taking of depositions, utilization of court reporters, travel of witnesses, court costs, etc
\$98,343	Indirect costs associated with the Medicaid Fraud Control Unit
\$153,715	SUB-TOTAL OTHER CHARGES
	Interagency Transfers:
\$19,680	Radio user fees for the Office of State Police statewide emergency radio system
\$90,573	Expenses related to the expansion of the Medicaid Fraud Control Unit
\$35,830	Office of Risk Management fees
\$67,348	Office of Telecommunication Management fees
\$213,431	SUB-TOTAL INTERAGENCY TRANSFERS
\$367,146	TOTAL OTHER CHARGES

Acquisitions and Major Repairs

Amount	Description
\$89,203	Replacement of five high mileage vehicles
\$65,732	Replacement of library reference materials
\$125,000	Computer hardware and software including laptop computers used to enhance the Investigation Division
\$148,331	Replacement of computer and office equipment
\$649,400	Expenses related to the expansion of the Medicaid Fraud Control Unit
\$1,077,666	TOTAL ACQUISITIONS AND MAJOR REPAIRS

Performance Information

1. (SUPPORTING) Through the Criminal Division, to provide 100% of required continuing legal education training to division attorneys through June 2010.

Louisiana: Vision 2020 Link: Not Applicable

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 2003-2004	Actual Yearend Performance FY 2003-2004	Performance Standard as Initially Appropriated FY 2004-2005	Existing Performance Standard FY 2004-2005	Performance At Continuation Budget Level FY 2005-2006	Performance At Executive Budget Level FY 2005-2006
S	Percentage of Criminal Division attorneys receiving 12.5 continuing legal education (CLE) hours (LAPAS CODE - 6248)	100%	100%	100%	100%	100%	100%

Criminal Law and Medicaid Fraud General Performance Information

Performance Indicator Name	Performance Indicator Values				
	Prior Year Actual FY 1999-2000	Prior Year Actual FY 2000-2001	Prior Year Actual FY 2001-2002	Prior Year Actual FY 2002-2003	Prior Year Actual FY 2003-2004
Number of cases opened (LAPAS CODE - 12322)	275	958	1,125	1,277	1,260
Number of cases closed (LAPAS CODE - 12323)	213	543	777	971	1,117
Number of recusals received (LAPAS CODE - 12324)	210	211	243	362	255
Number of requests for assistance (LAPAS CODE - 12325)	65	53	52	64	101
Number of investigative requests (LAPAS CODE - 13917)	Not Available	14	18	44	46
The information was not tracked until FY 2000-2001.					
Number of referrals received (LAPAS CODE - 13919)	Not Available	52	58	43	84
The information was not tracked until FY 2000-2001.					
Total Number of consultations provided by Criminal Division (LAPAS CODE - 13921)	Not Available	40	47	26	42
The information was not tracked until FY 2000-2001.					
Number of extraditions processed (LAPAS CODE - 520)	252	257	242	209	204
Number of insurance fraud consultations (LAPAS CODE - 13923)	Not Available	21	41	26	42
The information was not tracked until FY 2000-2001.					
Number of forensic exams conducted (LAPAS CODE - 13924)	Not Available	4	34	35	17
The information was not tracked until FY 2000-2001.					
Number of request for opinions (LAPAS CODE - 12327)	23	19	21	25	21
Number of habeas corpus received (LAPAS CODE - 13925)	Not Available	224	254	248	296
The information was not tracked until FY 2000-2001.					



Criminal Law and Medicaid Fraud General Performance Information (Continued)

Performance Indicator Name	Performance Indicator Values				
	Prior Year Actual FY 1999-2000	Prior Year Actual FY 2000-2001	Prior Year Actual FY 2001-2002	Prior Year Actual FY 2002-2003	Prior Year Actual FY 2003-2004
Number of complaints received (LAPAS CODE - 13926)	Not Available	2	1	1	3
The information was not tracked until FY 2000-2001.					
Number of parishes served (LAPAS CODE - 12328)	41	64	64	64	64
Number of expungement request received (LAPAS CODE - 13927)	Not Available	82	155	220	188
The information was not tracked until FY 2000-2001. The FY 2000-2001 Prior Year Actual data was tracked during the period of January 1, 2001 through June 30, 2001.					

2. (SUPPORTING) Through the Investigation Division, to provide at least 1,500 annual hours of investigative training through June 2010.

Louisiana: Vision 2020 Link: Not Applicable

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 2003-2004	Actual Yearend Performance FY 2003-2004	Performance Standard as Initially Appropriated FY 2004-2005	Existing Performance Standard FY 2004-2005	Performance At Continuation Budget Level FY 2005-2006	Performance At Executive Budget Level FY 2005-2006
S Percentage of investigative staff who participated internal/external training sessions (LAPAS CODE - 6249)	100%	100%	100%	100%	100%	100%
S Percentage of investigative staff who participated in firearms qualification session during most recent calendar year (LAPAS CODE - 6250)	100%	100%	100%	100%	100%	100%
S Total training hours provided for investigative staff (LAPAS CODE - 514)	1,500	2,236	1,500	1,500	1,500	1,500



Criminal Law and Medicaid Fraud General Performance Information

Performance Indicator Name	Performance Indicator Values				
	Prior Year Actual FY 1999-2000	Prior Year Actual FY 2000-2001	Prior Year Actual FY 2001-2002	Prior Year Actual FY 2002-2003	Prior Year Actual FY 2003-2004
Number of criminal investigations initiated (LAPAS CODE - 12329)	1,055	561	270	369	289
Number of criminal investigations closed (LAPAS CODE - 12330)	966	546	226	212	362
Number of task force/joint investigations conducted (LAPAS CODE - 12331)	835	39	20	84	85
Number of arrests (LAPAS CODE - 12332)	132	48	25	112	51
Number of citizen complaints handled or resolved (LAPAS CODE - 12333)	232	248	350	363	516

3. (KEY) To maintain individual internal time frames for investigation and prosecution of criminal cases through June 2010.

Louisiana: Vision 2020 Link: Not Applicable

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: To assure efficiency and effectiveness, the Criminal Division and Investigation Division have established internal time frames for various investigative and prosecutorial activities. In FY 2005-2006, each of these individual internal time frames will be either maintained at FY 2004-2005 level--that is, held to the current performance standard for average time frame--or reduced below current performance standards.



Performance Indicators

L e v e l	Performance Indicator Name	Performance Indicator Values					
		Yearend Performance Standard FY 2003-2004	Actual Yearend Performance FY 2003-2004	Performance Standard as Initially Appropriated FY 2004-2005	Existing Performance Standard FY 2004-2005	Performance At Continuation Budget Level FY 2005-2006	Performance At Executive Budget Level FY 2005-2006
K	Average number of working days to begin coordination of effort between investigator and prosecutor (LAPAS CODE - 6251)	4	2	3	3	3	3
K	Average number of working days for initial contact with victim(s)/ witness(es) from date of initial consultation between attorney and investigator (LAPAS CODE - 6252)	4	1	3	3	3	3
This indicator is measured from the time a case is assigned to a prosecutor until contact with the victim(s) and witness(es).							
S	Insurance Fraud Section: Average number of working days after receipt of DOI insurance fraud complaint referral to assignment of prosecutor (LAPAS CODE - 10454)	2.00	0.24	2.00	2.00	2.00	2.00
Per Act 1312 of 1999, the Department of Justice (DOJ) provides legal services to the Department of Insurance (DOI) and the Louisiana State Police (LSP) Insurance Fraud Unit in the investigation and prosecution on insurance fraud cases.							
S	Insurance Fraud Section: Percentage attendance of DOJ personnel at monthly information-sharing meeting of insurance industry and task force representatives (LAPAS CODE - 13946)	100%	100%	100%	100%	100%	100%
Insurance fraud investigators attend monthly meetings of the insurance industry that support the State Insurance Task Force. Contact with the individuals at these meetings are important for training, for liaison purposes, and for information sharing. The presence of DOJ prosecutors is important to provide guidance and training to improve information collection.							

Performance Indicators (Continued)

L e v e l	Performance Indicator Name	Performance Indicator Values					
		Yearend Performance Standard FY 2003-2004	Actual Yearend Performance FY 2003-2004	Performance Standard as Initially Appropriated FY 2004-2005	Existing Performance Standard FY 2004-2005	Performance At Continuation Budget Level FY 2005-2006	Performance At Executive Budget Level FY 2005-2006
S	Insurance Fraud Section: Percentage of case consultation requests handled within 2 working days (LAPAS CODE - 13947)	100%	100%	100%	100%	100%	100%
Attorneys in the Insurance Fraud Unit receive regular phone calls for consultation from State Police investigators and DOJ criminal investigators regarding matters of insurance fraud. These consultations are an integral part of the daily work of DOJ prosecutors as they advise investigators how to proceed with a criminal investigation. These consultations may include listening to case facts to determine if a crime has been committed or validity of search and arrest warrants. Many consultations continue through the duration of the case. Each consultation is tracked.							
S	Extraditions: Average number of working days to process extradition requests (LAPAS CODE - 519)	5	5	4	4	4	4
Extradition requests in this context do not include those cases with problems that are beyond the control of the department. For information on number of extradition request processed by the department, see the Criminal Division General Performance Information chart. The average number of working days does not include time during which the Criminal Division is awaiting further documentation from referring jurisdictions.							

4. (KEY) Through the Medicaid Fraud Control Unit (MFCU), to provide 125 training programs for state agency personnel and health care providers in the area of prevention and detection of Medicaid fraud and abuse of the infirm and initiate 20 additional proactive projects to detect abuse of the infirm and Medicaid fraud by June 2010.

Louisiana: Vision 2020 Link: Not Applicable

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 MFCU is part of a collaborative effort to prevent and combat health care fraud and abuse. Other participants are the Governor's Office of Elderly Affairs, the Department of Health and Hospitals, the American Association of Retired Persons (AARP); the Senior Health Insurance Information Program (SHIIP) in the Department of Insurance; the U.S. Health Care Financing Administration; and area agencies on aging. Louisiana's efforts include the design of a training package and "train the trainer" approach which will enable Louisiana aging network personnel and others to assist beneficiaries understand and identify discrepancies and reporting procedures. The state plans to develop an outreach campaign using printed materials; tracking instruments; training packages and videos, and other educational material. For information on program inputs, outputs, and outcomes, see Medicaid Fraud General Performance Information table.



Performance Indicators

L e v e l	Performance Indicator Name	Performance Indicator Values					
		Yearend Performance Standard FY 2003-2004	Actual Yearend Performance FY 2003-2004	Performance Standard as Initially Appropriated FY 2004-2005	Existing Performance Standard FY 2004-2005	Performance At Continuation Budget Level FY 2005-2006	Performance At Executive Budget Level FY 2005-2006
K	Number of training programs for state agency personnel and health care providers provided by MFCU per year (LAPAS CODE - 525)	25	29	25	25	25	25
K	Number of proactive projects to detect abuse of the infirm and Medicaid fraud initiated per year (LAPAS CODE - 526)	4	4	4	4	4	4

Criminal Law and Medicaid Fraud General Performance Information

Performance Indicator Name	Performance Indicator Values					
	Prior Year Actual FY 1999-2000	Prior Year Actual FY 2000-2001	Prior Year Actual FY 2001-2002	Prior Year Actual FY 2002-2003	Prior Year Actual FY 2003-2004	
Number of investigations pending from previous fiscal year (LAPAS CODE - 12335)	301	256	235	306	221	
Number of investigations initiated (LAPAS CODE - 12337)	191	185	267	279	355	
Number of investigations closed (LAPAS CODE - 12339)	235	218	193	282	321	
Number of prosecutions instituted (LAPAS CODE - 12341)	55	37	58	62	58	
Number of prosecutions referred to a district attorney (LAPAS CODE - 12343)	55	37	58	62	58	
Number of convictions (LAPAS CODE - 12345)	43	33	40	44	39	
Number of prosecutions pending at end of fiscal year (LAPAS CODE - 12346)	47	42	48	60	67	
Total dollar amount of collections - all sources (LAPAS CODE - 12347)	\$ 1,325,604	\$ 1,048,804	\$ 3,122,843	\$ 2,242,989	\$ 12,464,432	
Dollar amount of criminal court ordered restitution collected (LAPAS CODE - 12348)	\$ 508,384	\$ 410,752	\$ 458,601	\$ 88,343	\$ 88,343	
Dollar amount of fines collected (LAPAS CODE - 12350)	\$ 31,421	\$ 8,729	\$ 54,628	\$ 28,537	\$ 20,910	
Dollar amount of civil monetary penalty collected (LAPAS CODE - 12352)	\$ 187,510	\$ 299,375	\$ 426,140	\$ 610,872	\$ 5,508,819	
Dollar amount of investigation/prosecution costs collected (LAPAS CODE - 12353)	\$ 34,796	\$ 31,522	\$ 30,182	\$ 2,133	\$ 190	
Dollar amount of restitution collected administratively (LAPAS CODE - 12354)	\$ 563,493	\$ 298,426	\$ 2,153,292	\$ 1,513,104	\$ 1,024,743	



Criminal Law and Medicaid Fraud General Performance Information (Continued)

Performance Indicator Name	Performance Indicator Values				
	Prior Year Actual FY 1999-2000	Prior Year Actual FY 2000-2001	Prior Year Actual FY 2001-2002	Prior Year Actual FY 2002-2003	Prior Year Actual FY 2003-2004
Total judgments obtained during fiscal year - all sources (LAPAS CODE - 12358)	1,812,278	852,385	5,114,984	590,668	12,755,656
Dollar amount of criminal court ordered restitution collected (LAPAS CODE - 12360)	\$ 965,683	\$ 283,123	\$ 2,079,043	\$ 247,893	\$ 5,897,341
Dollar amount of funds ordered (LAPAS CODE - 12362)	\$ 31,421	\$ 8,729	\$ 89,628	\$ 28,537	\$ 20,910
Dollar amount of civil monetary penalty ordered (LAPAS CODE - 12363)	\$ 353,213	\$ 285,938	\$ 1,308,525	\$ 174,439	\$ 5,376,612
Dollar amount of investigation/prosecution costs ordered (LAPAS CODE - 12365)	\$ 60,269	\$ 46,000	\$ 43,500	\$ 7,133	\$ 5,000
Dollar amount of administrative restitution ordered (LAPAS CODE - 12367)	\$ 401,692	\$ 228,595	\$ 1,594,288	\$ 132,666	\$ 1,455,793

5. (KEY) Through the High Tech Crime Unit (HTCU), to provide an informational program educating on the dangers of the Internet and cyber crime to 160 schools in Louisiana by June 2010.

Louisiana: Vision 2020 Link: Not Applicable

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 2003-2004	Actual Yearend Performance FY 2003-2004	Performance Standard as Initially Appropriated FY 2004-2005	Existing Performance Standard FY 2004-2005	Performance At Continuation Budget Level FY 2005-2006	Performance At Executive Budget Level FY 2005-2006
K	Number of schools that received informational programs educating on the dangers of the Internet and cyber crime per year (LAPAS CODE - 20433)	Not Applicable	Not Available	Not Applicable	32	32	32
	This performance indicator did not appear under Act 14 of 2003 or Act 1 of 2004 and does not have performance standards for FY 2003-2004 or FY 2004-2005. The value shown for the existing performance standard FY 2004-2005 is an estimate of yearend performance not a performance standard.						
S	Number of occasions designed to raise public awareness of the dangers of the Internet and cyber crime through public forums and the press (LAPAS CODE - 20434)	Not Applicable	Not Available	Not Applicable	12	12	12
	This performance indicator did not appear under Act 14 of 2003 or Act 1 of 2004 and does not have performance standards for FY 2003-2004 or FY 2004-2005. The value shown for the existing performance standard FY 2004-2005 is an estimate of yearend performance not a performance standard.						

6. (KEY) Through the High Tech Crime Unit (HTCU), to spend 2080 total hours in proactive investigative activity by June 2010.

Louisiana: Vision 2020 Link: Not Applicable

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 2003-2004	Actual Yearend Performance FY 2003-2004	Performance Standard as Initially Appropriated FY 2004-2005	Existing Performance Standard FY 2004-2005	Performance At Continuation Budget Level FY 2005-2006	Performance At Executive Budget Level FY 2005-2006
K	Number of hours on the Internet in proactive investigative activity per year (LAPAS CODE - 20437)	Not Applicable	Not Available	Not Applicable	416	416	416
<p>This performance indicator did not appear under Act 14 of 2003 or Act 1 of 2004 and does not have performance standards for FY 2003-2004 or FY 2004-2005. The value shown for the existing performance standard FY 2004-2005 is an estimate of yearend performance not a performance standard.</p>							
S	Number of Louisiana law enforcement officers trained on how to conduct proactive investigative activity (LAPAS CODE - 20438)	Not Applicable	Not Available	Not Applicable	60	60	60
<p>This performance indicator did not appear under Act 14 of 2003 or Act 1 of 2004 and does not have performance standards for FY 2003-2004 or FY 2004-2005. The value shown for the existing performance standard FY 2004-2005 is an estimate of yearend performance not a performance standard.</p>							
S	Average number of days to begin an investigation after receiving a complaint involving immediate threat (LAPAS CODE - 20439)	Not Applicable	Not Available	Not Applicable	1	1	1
<p>This performance indicator did not appear under Act 14 of 2003 or Act 1 of 2004 and does not have performance standards for FY 2003-2004 or FY 2004-2005. The value shown for the existing performance standard FY 2004-2005 is an estimate of yearend performance not a performance standard.</p>							



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 Risk 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 Division 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.

- 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 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 division has five regional offices (in Alexandria, Lafayette, Lake Charles, New Orleans, and Shreveport) 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 eight parishes: Lafayette, Vermillion, St. Martin, St. Mary, Iberia, St. Landry, Evangeline, Acadia. The attorneys generally handle a range of matters depending on experience and workload.
- Lake Charles Office was opened in June 1995. Its function is to serve the litigation needs of the Office of Risk Management in five parishes: Allen, Beauregard, Calcasieu, Cameron, Sabine, and Jefferson Davis. 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 generally handle a range of matters depending on experience and workload. This office was recently reorganized to specialize in Medical Malpractice litigation.
- Shreveport Office was opened in August 1994. Its function is to serve the litigation needs of the Office of Risk Management in eleven parishes: Caddo, Bossier, Webster, Claiborne, Jackson, Bienville, DeSoto, Lincoln, Union, Winn, and Red River.

Risk Litigation Budget Summary

	Prior Year Actuals FY 2003-2004	Enacted FY 2004-2005	Existing 2004-2005	Continuation FY 2005-2006	Recommended FY 2005-2006	Total Recommended Over/Under EOB
Means of Financing:						
State General Fund (Direct)	\$ 0	\$ 44,045	\$ 44,045	\$ 0	\$ 0	\$ (44,045)
State General Fund by:						
Total Interagency Transfers	11,739,986	13,017,807	13,017,807	13,571,552	16,141,986	3,124,179
Fees and Self-generated Revenues	0	0	0	0	0	0
Statutory Dedications	0	0	0	0	0	0
Interim Emergency Board	0	0	0	0	0	0



Risk Litigation Budget Summary

	Prior Year Actuals FY 2003-2004	Enacted FY 2004-2005	Existing 2004-2005	Continuation FY 2005-2006	Recommended FY 2005-2006	Total Recommended Over/Under EOB
Federal Funds	0	0	0	0	0	0
Total Means of Financing	\$ 11,739,986	\$ 13,061,852	\$ 13,061,852	\$ 13,571,552	\$ 16,141,986	\$ 3,080,134
Expenditures & Request:						
Personal Services	\$ 9,295,270	\$ 10,469,146	\$ 10,469,146	\$ 10,925,034	\$ 13,086,986	\$ 2,617,840
Total Operating Expenses	906,493	854,087	854,087	885,659	1,116,829	262,742
Total Professional Services	8,383	171,375	171,375	174,186	171,375	0
Total Other Charges	979,218	1,303,460	1,303,460	1,305,353	1,318,976	15,516
Total Acq & Major Repairs	550,622	263,784	263,784	281,320	447,820	184,036
Total Unallotted	0	0	0	0	0	0
Total Expenditures & Request	\$ 11,739,986	\$ 13,061,852	\$ 13,061,852	\$ 13,571,552	\$ 16,141,986	\$ 3,080,134
Authorized Full-Time Equivalents:						
Classified	0	0	0	0	0	0
Unclassified	171	171	171	171	199	28
Total FTEs	171	171	171	171	199	28

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):
\$ 44,045	\$ 13,061,852	171	Existing Oper Budget as of 12/03/04
Statewide Major Financial Changes:			
0	386,707	0	Unclassified State Employees Merit Increases
0	92,254	0	State Employee Retirement Rate Adjustment
0	64,096	0	Group Insurance for Active Employees
0	5,085	0	Group Insurance for Retirees
0	(208,862)	0	Attrition Adjustment
0	281,320	0	Acquisitions & Major Repairs
0	(263,784)	0	Non-Recurring Acquisitions & Major Repairs
0	(19,484)	0	Rent in State-Owned Buildings
Non-Statewide Major Financial Changes:			



Major Changes from Existing Operating Budget (Continued)

General Fund	Total Amount	Table of Organization	Description
(44,045)	0	0	Means of financing substitution to replace State General Fund with Interagency Transfers. State General Fund was used in order to fund the State Retirement System's unfunded accrued liability.
0	19,460	0	Funding for increased rent cost for the Risk Litigation Shreveport regional office.
0	1,915,504	28	Funding and 28 positions for the expansion of the New Orleans office and Shreveport office in the Risk Litigation program. Increasing the legal staffs in regional offices would allow the department to handle more cases in-house and give the staff the opportunity to specialize in key types of litigation within geographic areas.
0	807,838	0	Funding for an attorney salary package in order to provide competitive salaries for attorneys and help reduce high turnover rates among attorneys.
\$ 0	\$ 16,141,986	199	Recommended FY 2005-2006
\$ 0	\$ 0	0	Less Governor's Supplementary Recommendations
\$ 0	\$ 16,141,986	199	Base Executive Budget FY 2005-2006
\$ 0	\$ 16,141,986	199	Grand Total Recommended

Professional Services

Amount	Description
\$100,000	Trial Advocacy Skills Program
\$71,375	Additional contract services required by the Risk Litigation Program to carry out the mission of the department.
\$171,375	TOTAL PROFESSIONAL SERVICES

Other Charges

Amount	Description
	Other Charges:
\$28,640	Utilization of court reporters, travel of witnesses, court costs, etc.
\$28,640	SUB-TOTAL OTHER CHARGES
	Interagency Transfers:
\$1,095,501	Rent in the Livingston Building
\$65,614	Office of Risk Management fees
\$129,221	Office of Telecommunication Management fees
\$1,290,336	SUB-TOTAL INTERAGENCY TRANSFERS
\$1,318,976	TOTAL OTHER CHARGES



Acquisitions and Major Repairs

Amount	Description
\$126,000	Replacement of Library Reference materials
\$14,536	Replacement of one high mileage vehicle
\$140,784	Replacement of computer and office equipment
\$166,500	Office equipment necessary for the expansion of the New Orleans and Shreveport regional offices
\$447,820	TOTAL ACQUISITIONS AND MAJOR REPAIRS

Performance Information

1. (KEY) 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 2010.

Louisiana: Vision 2020 Link: Not Applicable

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 2003-2004	Actual Yearend Performance FY 2003-2004	Performance Standard as Initially Appropriated FY 2004-2005	Existing Performance Standard FY 2004-2005	Performance At Continuation Budget Level FY 2005-2006	Performance At Executive Budget Level FY 2005-2006
K	Percentage of new risk litigation cases handled in-house (LAPAS CODE - 527)	70.0%	82.0%	75.0%	75.0%	75.0%	83.5%
S	Number of continuing legal education (CLE) hours provided per attorney (LAPAS CODE - 534)	15.0	15.0	15.0	15.0	15.0	12.5
12.5 hours of continuing legal education each calendar year are required by the Louisiana Bar Association. This performance indicator was revised by an August 15th Performance Standard Adjustment approved on September 19, 2003.							
S	Percentage of required CLE provided (LAPAS CODE - 6254)	100%	100%	100%	100%	100%	100%
12.5 hours of continuing legal education each calendar year are required by the Louisiana Bar Association.							



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



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



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



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	7.8%	91.2%
94-95	1,878	243	1,635	12.9%	87.1%
95-96	2,189	209	1,980	9.6%	90.5%
96-97	1,860	213	1,647	11.5%	88.6%
97-98	1,862	266	1,596	14.3%	85.7%
98-99	1,541	336	1,205	21.8%	78.2%
99-00	1,688	299	1,389	17.7%	82.3%
00-01	1,636	360	1,276	22.0%	78.0%
01-02	1,539	460	1,079	29.9%	70.1%
02-03	1,548	458	1,090	29.6%	70.4%
03-04	1,246	222	1,024	17.8%	82.2%



141_5000 — Gaming

Program Authorization: La. Constitution, Article IV, Section 8; R.S. 36:701(D); R.S. 36:704(H); R.S. 27:1 et seq. (the Louisiana Gaming Control Board); Act 7 of the First Extraordinary Session of 1996; Act 888 of 1990 and Act 817 of 1993 (Indian gaming); R.S. 4:141 et seq.(the La. State Racing Commission); R.S. 4:701.1 et seq. (the Office of Charitable Gaming, Department of Revenue); and R.S.47:9001 et seq. (the Louisiana Lottery Corporation); R.S. 27:351 et seq. (Louisiana Pari-Mutuel Live Racing Facility Economic Redevelopment and Gaming Control Act).

Program Description

The mission of the Gaming Program is to serve the Louisiana Gaming Control Board and other client agencies in a manner that creates 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 ensure 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 rulemaking and legislation.

The goals of the Gaming Program are:

- I. Provide superior legal and professional services to the State of Louisiana through a system for maintaining competent and highly qualified individuals.
- 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, Video Poker, and Slot Machine Gaming at Live Racing Facilities; Louisiana Lottery Corporation; State Racing Commission; Charitable Gaming; Land-based Casino; 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, slot machine gaming at race tracks, and gaming on Indian lands.
- Riverboat, Video Poker, and Slot Machine Gaming at Live Racing Facilities: The Gaming Program provides legal advice and representation to the Louisiana Gaming Control Board (LGCB) and Louisiana State Police (LSP) 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 board and the LSP in judicial appeals of administrative actions; and defends the board and the LSP in other civil litigation related to gaming.
- Louisiana Lottery Corporation (LLC): The Gaming Program staff attends meetings of the Louisiana Lottery Corporation, providing 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 Office of Charitable Gaming in the Department of Revenue 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 Office of Charitable Gaming in judicial appeals of administrative actions; and defends the Office of Charitable Gaming in other civil litigation related to gaming.
- **Land-based Casino:** The Gaming Program provides legal advice and representation to the Louisiana Gaming Control Board and the Louisiana State Police (LSP) in all areas of gaming regulation, including licensing, enforcement, and rulemaking as well as prosecuting administrative actions, encompassing denials of applications, suspensions, revocations, and civil penalties. The Gaming Program assists in the review of files and applications; represents the board and the LSP in judicial appeals of administrative actions; and defends the board and the LSP in other civil litigation related to gaming. The program also assists in the negotiation and redrafting of a new casino operating agreement with the casino gaming operator.
- **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 2003-2004	Enacted FY 2004-2005	Existing 2004-2005	Continuation FY 2005-2006	Recommended FY 2005-2006	Total Recommended Over/Under EOB
Means of Financing:						
State General Fund (Direct)	\$ 0	\$ 14,939	\$ 14,939	\$ 0	\$ 0	\$ (14,939)
State General Fund by:						
Total Interagency Transfers	170,899	174,418	174,418	184,424	187,090	12,672
Fees and Self-generated Revenues	81,996	89,058	89,058	104,321	105,772	16,714
Statutory Dedications	4,663,850	5,065,728	5,094,573	5,210,853	5,221,694	127,121
Interim Emergency Board	0	0	0	0	0	0
Federal Funds	0	0	0	0	0	0
Total Means of Financing	\$ 4,916,745	\$ 5,344,143	\$ 5,372,988	\$ 5,499,598	\$ 5,514,556	\$ 141,568
Expenditures & Request:						
Personal Services	\$ 3,506,226	\$ 3,609,061	\$ 3,709,061	\$ 3,870,147	\$ 4,041,311	\$ 332,250
Total Operating Expenses	501,513	267,138	447,138	453,618	447,138	0



Gaming Budget Summary

	Prior Year Actuals FY 2003-2004	Enacted FY 2004-2005	Existing 2004-2005	Continuation FY 2005-2006	Recommended FY 2005-2006	Total Recommended Over/Under EOB
Total Professional Services	93,490	703,059	713,414	714,589	568,882	(144,532)
Total Other Charges	282,334	527,219	247,219	251,238	247,219	0
Total Acq & Major Repairs	533,182	237,666	256,156	210,006	210,006	(46,150)
Total Unallotted	0	0	0	0	0	0
Total Expenditures & Request	\$ 4,916,745	\$ 5,344,143	\$ 5,372,988	\$ 5,499,598	\$ 5,514,556	\$ 141,568
Authorized Full-Time Equivalents:						
Classified	0	0	0	0	0	0
Unclassified	58	58	58	58	58	0
Total FTEs	58	58	58	58	58	0

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, Pari-Mutuel Live Racing Facility Gaming Control Fund, and Video Draw Poker Device Fund. (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 2003-2004	Enacted FY 2004-2005	Existing 2004-2005	Continuation FY 2005-2006	Recommended FY 2005-2006	Total Recommended Over/Under EOB
Video Draw Poker Device Fund	\$ 0	\$ 0	\$ 0	\$ 1,519,393	\$ 1,519,393	\$ 1,519,393
Riverboat Gaming Enforcement	4,301,972	4,532,492	4,552,092	2,926,182	2,942,605	(1,609,487)
Pari-mutuel Live Racing Fac. Gaming Control Fund	361,878	533,236	542,481	765,278	759,696	217,215

Major Changes from Existing Operating Budget

General Fund	Total Amount	Table of Organization	Description
\$ 0	\$ 28,845	0	Mid-Year Adjustments (BA-7s):
\$ 14,939	\$ 5,372,988	58	Existing Oper Budget as of 12/03/04

Statewide Major Financial Changes:



Major Changes from Existing Operating Budget (Continued)

General Fund	Total Amount	Table of Organization	Description
0	145,283	0	Unclassified State Employees Merit Increases
0	21,291	0	State Employee Retirement Rate Adjustment
0	33,646	0	Group Insurance for Active Employees
0	204	0	Group Insurance for Retirees
0	69,068	0	Salary Base Adjustment
0	(76,247)	0	Attrition Adjustment
0	(118,040)	0	Salary Funding from Other Line Items
0	210,006	0	Acquisitions & Major Repairs
0	(237,666)	0	Non-Recurring Acquisitions & Major Repairs
0	(28,845)	0	Non-recurring Carryforwards
Non-Statewide Major Financial Changes:			
(14,939)	0	0	Means of financing substitution to replace State General Fund with Statutory Dedication Riverboat Gaming Enforcement Fund. State General Fund was used in order to fund the State Retirement System's unfunded accrued liability.
0	157,052	0	Funding for an attorney salary package in order to provide competitive salaries for attorneys and help reduce high turnover rates among attorneys.
0	(18,047)	0	Adjustment of expenditures funded with Interagency Transfers (IAT) from various state agencies. This adjustment allows the department to adjust the expenditure amounts based on the IAT agreements from other state agencies.
0	(16,137)	0	Retirement Funding from Other Line Items
\$ 0	\$ 5,514,556	58	Recommended FY 2005-2006
\$ 0	\$ 0	0	Less Governor's Supplementary Recommendations
\$ 0	\$ 5,514,556	58	Base Executive Budget FY 2005-2006
\$ 0	\$ 5,514,556	58	Grand Total Recommended

Professional Services

Amount	Description
\$75,000	Legal Services for the Gaming Control Board (Allen & Gooch, Baton Rouge)
\$493,882	Additional contract services required by the Gaming Program to carry out the mission of the department
\$568,882	TOTAL PROFESSIONAL SERVICES

Other Charges

Amount	Description
	Other Charges:



Other Charges (Continued)

Amount	Description
\$18,110	Court reporters, travel for witnesses, etc
\$18,110	SUB-TOTAL OTHER CHARGES
	Interagency Transfers:
\$89,765	Office of Telecommunication Management fees
\$45,444	Office of Risk Management fees
\$93,900	Rent in the Livingston Building
\$229,109	SUB-TOTAL INTERAGENCY TRANSFERS
\$247,219	TOTAL OTHER CHARGES

Acquisitions and Major Repairs

Amount	Description
\$46,506	Replacement of computer and office equipment
\$110,000	Replacement of six high mileage vehicles
\$53,500	Replacement of library reference materials
\$210,006	TOTAL ACQUISITIONS AND MAJOR REPAIRS

Performance Information

1. (KEY) To review and process video poker application files within an average of 40 calendar days through June 2010.

Louisiana: Vision 2020 Link: Not Applicable

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 Gaming Division reviews new application files for Licenses III-VIII. These include Hotel/Motel (III), Horsetrack/Offtrack (IV), Truckstop (V), Device Owner (VI), Service Vendor (VII), Distributor (VIII). The Gaming Division also reviews applications that are recommended for denial by the Louisiana State Police in all licensed categories. In addition to III-VIII, these include Bar/Lounge (I) and Restaurant (II). Type IX licenses have been converted to permits.



Performance Indicators

L e v e l	Performance Indicator Name	Performance Indicator Values					
		Yearend Performance Standard FY 2003-2004	Actual Yearend Performance FY 2003-2004	Performance Standard as Initially Appropriated FY 2004-2005	Existing Performance Standard FY 2004-2005	Performance At Continuation Budget Level FY 2005-2006	Performance At Executive Budget Level FY 2005-2006
K	Average time to process video poker application file (in calendar days) (LAPAS CODE - 535)	45	40	40	40	40	40

Gaming General Performance Information

Performance Indicator Name	Performance Indicator Values				
	Prior Year Actual FY 1999-2000	Prior Year Actual FY 2000-2001	Prior Year Actual FY 2001-2002	Prior Year Actual FY 2002-2003	Prior Year Actual FY 2003-2004
Number of video poker application files reviewed (LAPAS CODE - 537)	178	129	65	81	81
Number of administrative action letters drafted/ issued (video poker) (LAPAS CODE - 12376)	66	81	142	133	257
This number represents figures reported in LaPAS for FY 01-02 yearend performance and an additional 24 notices of denial of applications for video poker licenses. In the future years, this figure includes notices of denial of applications for video poker licenses.					
Number of administrative hearings held (video poker) (LAPAS CODE - 539)	161	83	311	305	165
The 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, came into operation May 1, 1996. The first hearings which the Louisiana Gaming Control Board held began on September 23, 1997.					
Number of judicial appeals (LAPAS CODE - 12380)	2	1	0	3	1

2. (KEY) To review and process casino gaming application files within an average of 30 calendar days through June 2010.

Louisiana: Vision 2020 Link: Not Applicable

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: This objective was re-worded in the FY 2002-2003 Operational Plan to reflect a change in the manner in which application files for various forms of gaming are reviewed. Act No. 1222 of the 2001 Regular Legislative Session provided for standard and uniform permits which are valid in all of the following forms of gaming: Riverboat, Land-based Casino and Racetrack Gaming. The recipient of such may utilize such a permit to engage in any/all of the referenced areas of gaming. As a result, there will be no distinction between these forms of gaming for purposes of the Gaming Division's review of application files, excepting the review of applications for or renewal of licensees. Note also that State Police has re-aligned their enforcement divisions to reflect "casino" gaming as inclusive of Riverboat, Land-based casino and Racetrack Gaming.

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 2003-2004	FY 2003-2004	FY 2004-2005	FY 2004-2005	FY 2005-2006	FY 2005-2006
K	Average time to review and process casino gaming application file (in calendar days) (LAPAS CODE - 10464)	30	20	30	30	30	30

Gaming General Performance Information

Performance Indicator Name	Performance Indicator Values				
	Prior Year Actual	Prior Year Actual	Prior Year Actual	Prior Year Actual	Prior Year Actual
	FY 1999-2000	FY 2000-2001	FY 2001-2002	FY 2002-2003	FY 2003-2004
Number of casino gaming application files reviewed (LAPAS CODE - 11895)	Not Applicable	217	63	194	118
Beginning in FY 2000-2001, the values are obtained by adding the 'number of riverboat suitability files reviewed' with the 'number of riverboat employee application files reviewed and processed'. The indicators were combined to represent casino gaming application files (riverboat, land-based and racetrack) beginning in FY 2001-2002.					
Number of administrative action letters drafted/ issued (casino gaming) (LAPAS CODE - 12383)	153	121	73	116	383
Beginning in FY 2001-2002, the values are obtained by adding the number of riverboat violation reports reviewed, the number of riverboat employee files reviewed and the number of land-based casino administrative action letters drafted/issued. The indicators were combined to represent the number of casino gaming administrative action letters drafted/issued. This change is consistent with the tracking of State Police. During the first quarter of FY 2001-2002, this figure represented riverboat cases only. Beginning in the second quarter of FY 2001-2002, the department combined riverboat, land-based casino, and racetrack gaming administrative action letters drafted/issued in its computation.					
Number of administrative hearings held (casino gaming) (LAPAS CODE - 543)	145	159	47	142	347
Number of judicial appeals (casino gaming) (LAPAS CODE - 544)	3	9	2	2	1

