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## 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 2004-2005	Enacted FY 2005-2006	Existing FY 2005-2006	Recommended FY 2006-2007	Total Recommended Over/Under EOB
<b>Means of Financing:</b>					
State General Fund (Direct)	\$ 13,280,380	\$ 14,903,611	\$ 15,138,025	\$ 15,100,673	\$ (37,352)
<b>State General Fund by:</b>					
Total Interagency Transfers	13,962,722	17,801,699	17,848,699	18,629,253	780,554
Fees and Self-generated Revenues	1,266,291	4,228,830	3,231,500	2,066,641	(1,164,859)
Statutory Dedications	5,130,470	7,265,188	8,642,107	8,429,057	(213,050)
Interim Emergency Board	0	0	0	0	0
Federal Funds	1,744,315	3,835,364	4,039,114	3,965,009	(74,105)
<b>Total Means of Financing</b>	<b>\$ 35,384,178</b>	<b>\$ 48,034,692</b>	<b>\$ 48,899,445</b>	<b>\$ 48,190,633</b>	<b>\$ (708,812)</b>
<b>Expenditures &amp; Request:</b>					
Office of the Attorney General	\$ 35,384,178	\$ 48,034,692	\$ 48,899,445	\$ 48,190,633	\$ (708,812)



## Office of the Attorney General Budget Summary

	Prior Year Actuals FY 2004-2005	Enacted FY 2005-2006	Existing FY 2005-2006	Recommended FY 2006-2007	Total Recommended Over/Under EOB
<b>Total Expenditures &amp; Request</b>	\$ 35,384,178	\$ 48,034,692	\$ 48,899,445	\$ 48,190,633	\$ (708,812)
<b>Authorized Full-Time Equivalents:</b>					
Classified	0	0	0	0	0
Unclassified	516	516	516	519	3
<b>Total FTEs</b>	516	516	516	519	3



## 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. Make public service information accessible to the citizens of Louisiana.
- V. Maintain state-of-the-art technology for case and work management, performance accountability, and communication.
- VI. Develop and support programs that ensure a safe environment in Louisiana communities, schools and workplace.

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

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

For additional information, see:

[Office of the Attorney General](#)

### Office of the Attorney General Budget Summary

	Prior Year Actuals FY 2004-2005	Enacted FY 2005-2006	Existing FY 2005-2006	Recommended FY 2006-2007	Total Recommended Over/Under EOB
<b>Means of Financing:</b>					
State General Fund (Direct)	\$ 13,280,380	\$ 14,903,611	\$ 15,138,025	\$ 15,100,673	\$ (37,352)
<b>State General Fund by:</b>					
Total Interagency Transfers	13,962,722	17,801,699	17,848,699	18,629,253	780,554



## Office of the Attorney General Budget Summary

	Prior Year Actuals FY 2004-2005	Enacted FY 2005-2006	Existing FY 2005-2006	Recommended FY 2006-2007	Total Recommended Over/Under EOB
Fees and Self-generated Revenues	1,266,291	4,228,830	3,231,500	2,066,641	(1,164,859)
Statutory Dedications	5,130,470	7,265,188	8,642,107	8,429,057	(213,050)
Interim Emergency Board	0	0	0	0	0
Federal Funds	1,744,315	3,835,364	4,039,114	3,965,009	(74,105)
<b>Total Means of Financing</b>	<b>\$ 35,384,178</b>	<b>\$ 48,034,692</b>	<b>\$ 48,899,445</b>	<b>\$ 48,190,633</b>	<b>\$ (708,812)</b>
<b>Expenditures &amp; Request:</b>					
Administrative	\$ 6,267,435	\$ 8,649,969	\$ 8,952,639	\$ 7,433,641	\$ (1,518,998)
Civil Law	6,509,285	9,400,382	9,671,668	10,278,079	606,411
Criminal Law and Medicaid Fraud	5,397,207	8,327,799	8,541,677	8,415,132	(126,545)
Risk Litigation	12,686,246	16,141,986	16,141,986	16,500,643	358,657
Gaming	4,524,005	5,514,556	5,591,475	5,563,138	(28,337)
<b>Total Expenditures &amp; Request</b>	<b>\$ 35,384,178</b>	<b>\$ 48,034,692</b>	<b>\$ 48,899,445</b>	<b>\$ 48,190,633</b>	<b>\$ (708,812)</b>
<b>Authorized Full-Time Equivalents:</b>					
Classified	0	0	0	0	0
Unclassified	516	516	516	519	3
<b>Total FTEs</b>	<b>516</b>	<b>516</b>	<b>516</b>	<b>519</b>	<b>3</b>



## 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 achieve excellence by providing superior services to the citizens of Louisiana, the employees of the Department of Justice, and all governmental entities.

The goals of the Administrative Program are:

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

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

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

- The Finance Section is responsible for receiving and classifying all revenues, processing vendor payments, employee reimbursements and preparing fiscal reports in accordance with policies and procedures established by the Legislature, Division of Administration, etc.
- The Human Resource/Payroll Section 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/Telecommunications Section maintains inventory on all movable property purchased by the department, handles fleet for the department, and purchases and coordinates installation of all telecommunications equipment.



- The Management Information Systems Section coordinates all information technology services for the department. This includes assisting divisions in analyzing their computer equipment and technology needs, purchasing computer hardware and software, designing custom applications, training department employees in the use of hardware and software, responding to requests for computer service through the operation of a Help Desk and maintaining a wide area network linking 450 computer users in five (5) buildings and in six (6) cities.
- The Governmental Section provides assistance to local officials and facilitates effective communication between entities and the Department of Justice.

## Administrative Budget Summary

	Prior Year Actuals FY 2004-2005	Enacted FY 2005-2006	Existing FY 2005-2006	Recommended FY 2006-2007	Total Recommended Over/Under EOB
<b>Means of Financing:</b>					
State General Fund (Direct)	\$ 5,322,963	\$ 5,516,163	\$ 5,516,162	\$ 5,654,511	\$ 138,349
<b>State General Fund by:</b>					
Total Interagency Transfers	176,225	295,584	295,585	0	(295,585)
Fees and Self-generated Revenues	632,889	2,338,222	1,340,892	0	(1,340,892)
Statutory Dedications	135,358	500,000	1,800,000	1,779,130	(20,870)
Interim Emergency Board	0	0	0	0	0
Federal Funds	0	0	0	0	0
<b>Total Means of Financing</b>	<b>\$ 6,267,435</b>	<b>\$ 8,649,969</b>	<b>\$ 8,952,639</b>	<b>\$ 7,433,641</b>	<b>\$ (1,518,998)</b>
<b>Expenditures &amp; Request:</b>					
Personal Services	\$ 3,164,600	\$ 2,883,169	\$ 3,381,413	\$ 3,217,379	\$ (164,034)
Total Operating Expenses	629,958	399,487	817,448	768,341	(49,107)
Total Professional Services	66,738	7,095	53,765	51,095	(2,670)
Total Other Charges	2,200,450	5,347,218	4,638,921	3,352,326	(1,286,595)
Total Acq & Major Repairs	205,689	13,000	61,092	44,500	(16,592)
Total Unallotted	0	0	0	0	0
<b>Total Expenditures &amp; Request</b>	<b>\$ 6,267,435</b>	<b>\$ 8,649,969</b>	<b>\$ 8,952,639</b>	<b>\$ 7,433,641</b>	<b>\$ (1,518,998)</b>
<b>Authorized Full-Time Equivalents:</b>					
Classified	0	0	0	0	0
Unclassified	65	65	65	65	0
<b>Total FTEs</b>	<b>65</b>	<b>65</b>	<b>65</b>	<b>65</b>	<b>0</b>



## Source of Funding

This program is funded with State General Fund and Statutory Dedications. Statutory Dedications are from the Department of Justice Legal Support Fund and the Department of Justice Debt Collection 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 2004-2005	Enacted FY 2005-2006	Existing FY 2005-2006	Recommended FY 2006-2007	Total Recommended Over/Under EOB
Department of Justice Legal Support Fund	\$ 135,358	\$ 500,000	\$ 800,000	\$ 1,000,000	\$ 200,000
Department of Justice Debt Collection Fund	0	0	1,000,000	779,130	(220,870)

## Major Changes from Existing Operating Budget

General Fund	Total Amount	Table of Organization	Description
\$ 0	\$ 302,670	0	<b>Mid-Year Adjustments (BA-7s):</b>
\$ 5,516,162	\$ 8,952,639	65	<b>Existing Oper Budget as of 12/01/05</b>
<b>Statewide Major Financial Changes:</b>			
71,904	87,309	0	Unclassified State Employees Merit Increases
35,218	35,218	0	Group Insurance for Active Employees
48,650	48,650	0	Group Insurance for Retirees
(76,016)	(76,016)	0	Attrition Adjustment
14,500	44,500	0	Acquisitions & Major Repairs
(17,537)	(47,537)	0	Non-Recurring Acquisitions & Major Repairs
0	(302,670)	0	Non-recurring Carryforwards
31,713	31,713	0	Risk Management
(5,224)	(5,224)	0	Legislative Auditor Fees
225,597	225,597	0	Rent in State-Owned Buildings
(6,355)	(6,355)	0	UPS Fees
(184,101)	(202,301)	(3)	Executive Order No. KBB 2005-82 Expenditure Reduction
<b>Non-Statewide Major Financial Changes:</b>			
0	(1,340,892)	0	Removal of excess budget authority associated with Fees and Self-generated revenues.
0	0	3	Addition of T.O. positions due to the work of the Department of Justice in Louisiana's post-hurricane environment.
0	(295,585)	0	Interagency Agreements (IAT) are being transferred to the Civil Program. The IATs are as follows: Department of Public Safety Louisiana Highway Safety Commission-U Drink U Drive U Walk, Louisiana Commission on Law Enforcement-Juvenile Accountability Grant, Louisiana Commission on Law Enforcement-Safe Schools Resource Center Project, and Louisiana Commission-School Safety Grant.



## Major Changes from Existing Operating Budget (Continued)

General Fund	Total Amount	Table of Organization	Description
0	(233,605)	0	The Department of Justice Debt Collection Fund is projected not to collect funds associated with defaulted loans due to the storms. After the storms, individuals with student loan debt were placed on loan deferment. Because individuals are not required to pay the debt, the chances of defaulting on the loan decrease.
0	518,200	0	These funds are utilized for costs associated with expert witnesses, consultants, contract legal services, specialized employee training and education and public education initiatives and technology. These funds were added per Act 420 of the 2005 Regular Legislative Session.
\$ 5,654,511	\$ 7,433,641	65	<b>Recommended FY 2006-2007</b>
\$ 0	\$ 0	0	<b>Less Governor's Supplementary Recommendations</b>
\$ 5,654,511	\$ 7,433,641	65	<b>Base Executive Budget FY 2006-2007</b>
\$ 5,654,511	\$ 7,433,641	65	<b>Grand Total Recommended</b>

## Professional Services

Amount	Description
\$51,095	Contract technical assistance and consultation services required by the Administrative Program to carry out the mission of the department.
<b>\$51,095</b>	<b>TOTAL PROFESSIONAL SERVICES</b>

## Other Charges

Amount	Description
	<b>Other Charges:</b>
\$10,000	Department portion of annual Justice of Peace Conference to inform constables and justices of the peace of new and modified Louisiana laws.
\$162,045	Collection process for the student loans and Department of Revenue delinquent accounts.
\$1,000,000	Expenses associated with the Legal Expense Fund limited to the costs for expert witnesses, consultants, contract legal services, technology, specialized employee training and education and public education initiatives.
\$17,114	Administrative activities associated with carrying out the mission of the department.
<b>\$1,189,159</b>	<b>SUB-TOTAL OTHER CHARGES</b>
	<b>Interagency Transfers:</b>
\$111,110	Capitol Park Security
\$67,166	Office of Risk Management fees
\$21,262	Legislative Auditor Fees
\$63,947	Office of Telecommunication Management Fees
\$27,821	Uniform Payroll System fees
\$1,871,861	Rent in State-Owned Building - Livingston Building





### Other Charges (Continued)

Amount	Description
\$2,163,167	SUB-TOTAL INTERAGENCY TRANSFERS
\$3,352,326	TOTAL OTHER CHARGES

### Acquisitions and Major Repairs

Amount	Description
\$7,500	Replacement library reference materials
\$37,000	Replacement office, educational and communications materials
\$44,500	TOTAL ACQUISITIONS AND MAJOR REPAIRS

### Performance Information

**1. (KEY) Through the Administrative Program, to ensure that 95% of new employees shall attend an administrative orientation within 60 days after hire each fiscal year by June 30, 2010.**

Louisiana Vision 2020 Link: The goals of this program incorporate one goal of the Louisiana Vision 2020. Goal 1: To be a learning enterprise in which all Louisiana businesses, institutions and citizens are actively engaged in the pursuit of knowledge.

Children's Budget Link: Not Applicable

Other Link(s): Not Applicable

#### Performance Indicators

L e v e l	Performance Indicator Name	Performance Indicator Values				
		Yearend Performance Standard FY 2004-2005	Actual Yearend Performance FY 2004-2005	Performance Standard as Initially Appropriated FY 2005-2006	Existing Performance Standard FY 2005-2006	Performance At Executive Budget Level FY 2006-2007
K	Percent of new employees hired that received orientation within 60 days of hire. (LAPAS CODE - NEW)	Not Applicable	Not Applicable	Not Applicable	95%	95%
This is a new indicator for FY 2006-2007.						

**2. (KEY) Through the Collections Section, to collect at least \$3,500,000 in outstanding student loans and \$4,000,000 total collections each fiscal year by June 30, 2010.**



Louisiana Vision 2020 Link: The goals of this program incorporate one goal of the Louisiana Vision 2020. Goal 1: To be a learning enterprise in which all Louisiana businesses, institutions and citizens are actively engaged in the pursuit of knowledge.

Children's Budget Link: Not Applicable

Other Link(s): Not Applicable

### Performance Indicators

L e v e l	Performance Indicator Name	Performance Indicator Values				Performance At Executive Budget Level FY 2006-2007
		Yearend Performance Standard FY 2004-2005	Actual Yearend Performance FY 2004-2005	Performance Standard as Initially Appropriated FY 2005-2006	Existing Performance Standard FY 2005-2006	
S	Amount collected per collector (LAPAS CODE - NEW)	Not Applicable	Not Applicable	Not Applicable	\$ 500,000	\$ 500,000
	This is a new indicator for FY 2006-2007.					
K	Total collections (LAPAS CODE - 12270)	\$ 3,500,000	\$ 4,416,869	\$ 3,500,000	\$ 3,500,000	\$ 3,500,000
K	Total collections from outstanding student loan cases (LAPAS CODE - 476)	\$ 3,500,000	\$ 4,416,869	\$ 3,500,000	\$ 3,500,000	\$ 3,500,000

### 3. (SUPPORTING)Through the Administrative Program, to expand client base by 2 per fiscal year by June 30, 2010.

Louisiana Vision 2020 Link: The goals of this program incorporate one goal of the Louisiana Vision 2020. Goal 1: To be a learning enterprise in which all Louisiana businesses, institutions and citizens are actively engaged in the pursuit of knowledge.

Children's Budget Link: Not Applicable

Other Link(s): Not Applicable

### Performance Indicators

L e v e l	Performance Indicator Name	Performance Indicator Values				Performance At Executive Budget Level FY 2006-2007
		Yearend Performance Standard FY 2004-2005	Actual Yearend Performance FY 2004-2005	Performance Standard as Initially Appropriated FY 2005-2006	Existing Performance Standard FY 2005-2006	
S	Number of contracts signed with new clients (LAPAS CODE - NEW)	Not Applicable	Not Applicable	Not Applicable	2	2
	This is a new indicator for FY 2006-2007.					



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

**Performance Indicators**

L e v e l	Performance Indicator Name	Performance Indicator Values				
		Yearend Performance Standard FY 2004-2005	Actual Yearend Performance FY 2004-2005	Performance Standard as Initially Appropriated FY 2005-2006	Existing Performance Standard FY 2005-2006	Performance At Executive Budget Level FY 2006-2007
S	Average time to respond to Help Desk requests (in hours) (LAPAS CODE - 452)	2	1	2	2	2

**Administrative General Performance Information**

Performance Indicator Name	Performance Indicator Values				
	Prior Year Actual FY 2000-2001	Prior Year Actual FY 2001-2002	Prior Year Actual FY 2002-2003	Prior Year Actual FY 2003-2004	Prior Year Actual FY 2004-2005
Number of Help Desk requests received (LAPAS CODE - 10384)	1,452	2,139	2,216	3,158	3,751



## 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 the Louisiana's public colleges and universities, to the State Department of Education, and to the Board of Regents and the Office of Student Financial Assistance in the collection and litigation of defaulted educational loans/benefits. The work includes over 11,000 accounts valued in excess of \$30 million, which are currently placed for collection. This section relies totally 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 Treasury, Labor, Secretary of State, La. 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 were not involved. The work of this section include 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 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 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. An important function of the section is the recovery of claims against oil and gas leases for improper or under payment of royalties on state leases.
- The Public Finance and Contracts Section provides professional representation on public finance matters to statewide elected officials such as the Treasurer, State Bond Commission, Louisiana Housing Finance Authority, La. Recovery District, and the Office Facilities Corporation. The work of this section includes the preparation and 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. Opinions rendered by this section center around areas of taxation, public finance, public bid law and contracts. This section also prepares legal service 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 (of the Civil Program of the Department of Justice) asserts and protects the State of Louisiana's interests by providing legal services in the general area of consumer protection/environmental law, auto fraud law and insurance receivership law.
  - The Consumer 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, the section conducts investigations of unfair or deceptive trade practices. 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, 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 of DNR, DEQ, CRT, DPS, Dept of Wildlife and Fisheries, Dept of Agriculture, U.S. Corps of Engineers and other interested federal and state agencies. The 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 with car dealers, 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 state in remittance of sales tax money due the state and educates consumers on automobile fraud.
- The Equal Opportunity Section is responsible for the administration and enforcement of the Louisiana Equal Housing Opportunity Act. This section is active in the investigation, conciliation, and judicial enforcement of fair housing claims. Staff personnel cooperate with the federal government in the enforcement of statutes prohibiting discrimination in public accommodations based on an individual's race, color, national origin, religion, sex, handicap or familial status. The section also provides information to Louisiana citizens on their rights regarding the rent/purchase of dwellings under the Louisiana Equal Housing Opportunity Act and the federal Fair Housing Act.
- The 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 areas of insurance liquidation. This section reviews legal bills of contract attorneys, incorporates terms of engagements and development with contract attorneys and the Department of Insurance case management plans for each liquidation.
- The Community Education Assistance Section through empowerment, public awareness and education develops and supports initiatives that respond to the needs and improves the quality of life for Louisiana youth. Programs include youth education and empowerment, teacher in-service training, community awareness seminars on anti-alcohol, drug and violence prevention, and gang abatement. School safety training, peer mediation/conflict resolution training, and domestic violence in the workplace training.

## Civil Law Budget Summary

	Prior Year Actuals FY 2004-2005	Enacted FY 2005-2006	Existing FY 2005-2006	Recommended FY 2006-2007	Total Recommended Over/Under EOB
<b>Means of Financing:</b>					
State General Fund (Direct)	\$ 4,579,253	\$ 5,869,855	\$ 5,894,142	\$ 6,097,629	\$ 203,487
<b>State General Fund by:</b>					
Total Interagency Transfers	754,868	926,340	973,339	1,259,435	286,096
Fees and Self-generated Revenues	572,907	1,659,836	1,659,836	1,767,914	108,078
Statutory Dedications	314,445	550,000	550,000	550,000	0
Interim Emergency Board	0	0	0	0	0
Federal Funds	287,812	394,351	594,351	603,101	8,750
<b>Total Means of Financing</b>	<b>\$ 6,509,285</b>	<b>\$ 9,400,382</b>	<b>\$ 9,671,668</b>	<b>\$ 10,278,079</b>	<b>\$ 606,411</b>
<b>Expenditures &amp; Request:</b>					
Personal Services	\$ 4,478,473	\$ 6,290,522	\$ 6,156,530	\$ 6,248,876	\$ 92,346



## Civil Law Budget Summary

	Prior Year Actuals FY 2004-2005	Enacted FY 2005-2006	Existing FY 2005-2006	Recommended FY 2006-2007	Total Recommended Over/Under EOB
Total Operating Expenses	366,781	446,472	540,460	571,331	30,871
Total Professional Services	192,869	290,474	451,772	869,272	417,500
Total Other Charges	1,212,924	2,242,342	2,346,842	2,480,782	133,940
Total Acq & Major Repairs	258,238	130,572	176,064	107,818	(68,246)
Total Unallotted	0	0	0	0	0
<b>Total Expenditures &amp; Request</b>	<b>\$ 6,509,285</b>	<b>\$ 9,400,382</b>	<b>\$ 9,671,668</b>	<b>\$ 10,278,079</b>	<b>\$ 606,411</b>
<b>Authorized Full-Time Equivalents:</b>					
Classified	0	0	0	0	0
Unclassified	87	87	87	90	3
<b>Total FTEs</b>	<b>87</b>	<b>87</b>	<b>87</b>	<b>90</b>	<b>3</b>

## Source of Funding

This program is funded with State General Fund, Interagency Transfers, Fees and Self-generated Revenues, Statutory Dedications and Federal Funds. Interagency transfers are derived from various state agencies for legal services. Also, interagency transfers are provided from the Louisiana Commission on Law Enforcement to provide educational programming to youths, domestic violence training, and a comprehensive approach to ensuring safe schools and the Department of Public Safety for participation in the U Drink U Drive U Walk project. Fees and Self-generated revenues are derived from fees charged for the legal service associated with collection of delinquent student loans and from other quasi-state agencies for legal services. Statutory Dedications are from the 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 2004-2005	Enacted FY 2005-2006	Existing FY 2005-2006	Recommended FY 2006-2007	Total Recommended Over/Under EOB
Tobacco Control Special Fund	\$ 0	\$ 200,000	\$ 200,000	\$ 200,000	\$ 0
Louisiana Fund	314,445	350,000	350,000	350,000	0



## Major Changes from Existing Operating Budget

General Fund	Total Amount	Table of Organization	Description
\$ 24,286	\$ 271,286	0	<b>Mid-Year Adjustments (BA-7s):</b>
\$ 5,894,142	\$ 9,671,668	87	<b>Existing Oper Budget as of 12/01/05</b>
<b>Statewide Major Financial Changes:</b>			
103,127	162,902	0	Unclassified State Employees Merit Increases
14,863	48,991	0	Group Insurance for Active Employees
(29,743)	(39,496)	0	Salary Base Adjustment
(77,075)	(84,148)	0	Attrition Adjustment
56,968	107,818	0	Acquisitions & Major Repairs
(88,600)	(158,564)	0	Non-Recurring Acquisitions & Major Repairs
(24,286)	(71,286)	0	Non-recurring Carryforwards
(359,207)	(376,707)	(3)	Executive Order No. KBB 2005-82 Expenditure Reduction
(42,560)	(42,560)	0	Act 67 (Supplemental Bill) of the 2005 1st Extraordinary Legislative Session
<b>Non-Statewide Major Financial Changes:</b>			
150,000	150,000	0	Funding for the Legal Services Corporation. The Legal Services Corporations provide free civil law services to eligible applicants in most areas of law except criminal matters and fee generating suits, like personal injury cases. These funds will be divided equally among: Legal Services of North Louisiana, Acadiana Legal Services, Southeast Louisiana Legal Services, Capitol Area Legal Services.
0	(63,889)	0	Removal of excess budget authority associated with Fees and Self-generated revenues.
0	177,765	6	The Public Protection Division's caseload has increased in the aftermath of Hurricanes Katrina and Rita. The cases that have increased include credit card fraud, home rebuilding scams and litigation cases brought against the state and its agencies. The 6 T.O. positions have been added to assist in the increased workload.
0	295,585	0	Interagency Agreements (IAT) are being transferred to the Civil Program. The IATs are as follows: Department of Public Safety Louisiana Highway Safety Commission-U Drink U Drive U Walk, Louisiana Commission on Law Enforcement-Juvenile Accountability Grant, Louisiana Commission on Law Enforcement-Safe Schools Resource Center Project, and Louisiana Commission-School Safety Grant.
500,000	500,000	0	Expenses associated with department-wide hurricane recovery efforts.
\$ 6,097,629	\$ 10,278,079	90	<b>Recommended FY 2006-2007</b>
\$ 0	\$ 0	0	<b>Less Governor's Supplementary Recommendations</b>
\$ 6,097,629	\$ 10,278,079	90	<b>Base Executive Budget FY 2006-2007</b>
\$ 6,097,629	\$ 10,278,079	90	<b>Grand Total Recommended</b>





## Professional Services

Amount	Description
\$500,000	Professional service contracts to be utilized in department wide hurricane recovery activities
\$369,272	Contract legal services including expert witnesses required by the Civil Program to carry out the mission of the department
<b>\$869,272</b>	<b>TOTAL PROFESSIONAL SERVICES</b>

## Other Charges

Amount	Description
	<b>Other Charges:</b>
\$256,991	Reimbursements for review of sales of non-profit hospitals
\$388,245	To be used for taking depositions, utilization for court reports, travel of witnesses, court costs, etc.
\$160,000	Pass through Federal Department of Housing and Urban Development (HUD) money to non-profit advocacy groups
\$208,964	Expenses associated with the Tobacco Control Special Fund limited to costs for tobacco enforcement and control matters
\$500,000	Legal Services Corporation-funding for legal services for the poor
\$888,800	Advocacy Center (Community Living Ombudsman Program)
<b>\$2,403,000</b>	<b>SUB-TOTAL OTHER CHARGES</b>
	<b>Interagency Transfers:</b>
\$18,550	Office of Telecommunications, printing and postage
\$12,345	Office of Telecommunications Management fees
\$46,887	Office of Risk Management fees
<b>\$77,782</b>	<b>SUB-TOTAL INTERAGENCY TRANSFERS</b>
<b>\$2,480,782</b>	<b>TOTAL OTHER CHARGES</b>

## Acquisitions and Major Repairs

Amount	Description
\$49,000	Library reference materials
\$58,818	Replacement of computer equipment and data processing equipment
<b>\$107,818</b>	<b>TOTAL ACQUISITIONS AND MAJOR REPAIRS</b>

## Performance Information

- (KEY) Through the Civil Division, to maintain an average 30-day response time for research and writing opinions and maintain 50-day average total receipt-to-release time for opinions through June 30, 2010.**

Louisiana: Vision 2020 Link: The goals of this program incorporate the two goals of the Louisiana Vision 2020, Goal 1: to be a learning enterprise in which all Louisiana businesses, institutions and citizens are actively engaged in the pursuit of knowledge; and Goal 2: To have a equitable tax structure, regulatory climate, and civil justice conducive to a business retention and the creation and growth of innovative companies.

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				Performance At Executive Budget Level FY 2006-2007
		Yearend Performance Standard FY 2004-2005	Actual Yearend Performance FY 2004-2005	Performance Standard as Initially Appropriated FY 2005-2006	Existing Performance Standard FY 2005-2006	
K	Average response time for attorney to research and write opinions (in days) (LAPAS CODE - 464)	31	42	31	31	30
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 total time from receipt to release of an opinion (in days) (LAPAS CODE - 6213)	44	51	44	44	50
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 2000-2001	Prior Year Actual FY 2001-2002	Prior Year Actual FY 2002-2003	Prior Year Actual FY 2003-2004	Prior Year Actual FY 2004-2005
Number of opinions released (LAPAS CODE - 12256)	319	286	337	247	227
Number of opinions withdrawn (LAPAS CODE - 12254)	62	59	63	37	76
Number of opinions requested (LAPAS CODE - 12252)	473	726	537	365	419
These numbers include opinions for all Department of Justice divisions since the Civil Law Program must review all of these opinions and this review is factored into average total time from receipt to release of an opinion.					

## 2. (KEY) Through the Civil Division, to retain in-house 98% of the litigation cases received by June 30, 2010.

Louisiana: Vision 2020 Link: The goals of this program incorporate the two goals of the Louisiana Vision 2020, Goal 1: to be a learning enterprise in which all Louisiana businesses, institutions and citizens are actively engaged in the pursuit of knowledge; and Goal 2: To have a equitable tax structure, regulatory climate, and civil justice conducive to a business retention and the creation and growth of innovative companies.

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 2004-2005	Actual Yearend Performance FY 2004-2005	Performance Standard as Initially Appropriated FY 2005-2006	Existing Performance Standard FY 2005-2006	Performance At Executive Budget Level FY 2006-2007
K	Percentage of cases handled in-house (LAPAS CODE - 470)	Not Applicable	Not Applicable	Not Applicable	98%	98%

**Civil Law General Performance Information**

Performance Indicator Name	Performance Indicator Values				
	Prior Year Actual FY 2000-2001	Prior Year Actual FY 2001-2002	Prior Year Actual FY 2002-2003	Prior Year Actual FY 2003-2004	Prior Year Actual FY 2004-2005
Number of cases contracted to outside firms (LAPAS CODE - 473)	Not Available	Not Available	Not Available	2	38
Number of cases received (LAPAS CODE - 471)	Not Available	Not Available	Not Available	560	513

**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 by 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: Contracts include those prepared on behalf of the Department of Justice, those entered into by state agencies, boards, and commissions, and those employing special counsel by political subdivisions. Public bond approvals are known as TEFRA's. 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				Performance At Executive Budget Level FY 2006-2007
		Yearend Performance Standard FY 2004-2005	Actual Yearend Performance FY 2004-2005	Performance Standard as Initially Appropriated FY 2005-2006	Existing Performance Standard FY 2005-2006	
S	Average processing time for contracts (in days) (LAPAS CODE - 477)	19	4	19	19	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)	8	2	8	8	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)	8	3	8	8	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	9	13	13	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.					

#### **4. (KEY) Through the Auto Fraud Section, to respond to 100% of Auto Fraud complaints with an informal resolution within 30 days by June 30, 2010.**

Louisiana: Vision 2020 Link: The goals of this program incorporate the two goals of the Louisiana Vision 2020, Goal 1: to be a learning enterprise in which all Louisiana businesses, institutions and citizens are actively engaged in the pursuit of knowledge; and Goal 2: To have a equitable tax structure, regulatory climate, and civil justice conducive to a business retention and the creation and growth of innovative companies.

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 Executive Budget Level
		FY 2004-2005	FY 2004-2005	FY 2005-2006	FY 2005-2006	
K	Percentage of compliants in which all policy time limits have been met. (LAPAS CODE - NEW)	Not Applicable	Not Applicable	Not Applicable	100%	100%
This is a new indicator for FY 2006-2007.						

**Civil Law 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 2000-2001	FY 2001-2002	FY 2002-2003	FY 2003-2004	FY 2004-2005
Number of auto fraud complaints (LAPAS CODE - 12315)	4,288	3,123	3,474	4,137	4,000

**5. (SUPPORTING)Through the Auto Fraud Section, to bring 85% of unfair and deceptive trade practice investigations to resolution within 60 days by June 30, 2010.**

Louisiana: Vision 2020 Link: The goals of this program incorporate the two goals of the Louisiana Vision 2020, Goal 1: to be a learning enterprise in which all Louisiana businesses, institutions and citizens are actively engaged in the pursuit of knowledge; and Goal 2: To have a equitable tax structure, regulatory climate, and civil justice conducive to a business retention and the creation and growth of innovative companies.

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 Executive Budget Level
		FY 2004-2005	FY 2004-2005	FY 2005-2006	FY 2005-2006	
S	Percentage of Auto Fraud investigations initiated that have been brought to resolution within 60 days (LAPAS CODE - NEW)	Not Applicable	Not Applicable	Not Applicable	85%	85%
This is a new indicator for FY 2006-2007.						



**6. (SUPPORTING) Through the Insurance Section, to file 100% of motions of payments with the court and/or Louisiana Receivership Office within 10 days following the end of each monthly billing cycle by June 30, 2010.**

Louisiana: Vision 2020 Link: The goals of this program incorporate the two goals of the Louisiana Vision 2020, Goal 1: to be a learning enterprise in which all Louisiana businesses, institutions and citizens are actively engaged in the pursuit of knowledge; and Goal 2: To have a equitable tax structure, regulatory climate, and civil justice conducive to a business retention and the creation and growth of innovative companies.

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				Performance At Executive Budget Level FY 2006-2007
		Yearend Performance Standard FY 2004-2005	Actual Yearend Performance FY 2004-2005	Performance Standard as Initially Appropriated FY 2005-2006	Existing Performance Standard FY 2005-2006	
S	Percentage of billing invoices submitted for payment within 10 days following the end of each monthly billing cycle. (LAPAS CODE - NEW)	Not Applicable	Not Applicable	Not Applicable	100%	100%
This is a new indicator for FY 2006-2007.						

**7. (KEY) Through the Tobacco Section, to enforce the terms of the Master Settlement Agreement against the participating manufacturers by conducting at least 200 inspections of tobacco retail establishments (at least 50 per quarter), notify violators of violations within 15 days, and re-inspect within 6 months each fiscal year by June 30, 2010.**

Louisiana: Vision 2020 Link: The goals of this program incorporate the two goals of the Louisiana Vision 2020, Goal 1: to be a learning enterprise in which all Louisiana businesses, institutions and citizens are actively engaged in the pursuit of knowledge; and Goal 2: To have a equitable tax structure, regulatory climate, and civil justice conducive to a business retention and the creation and growth of innovative companies.

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				Performance At Executive Budget Level FY 2006-2007
		Yearend Performance Standard FY 2004-2005	Actual Yearend Performance FY 2004-2005	Performance Standard as Initially Appropriated FY 2005-2006	Existing Performance Standard FY 2005-2006	
K	Percentage of violation notices sent within 15 days of an inspection finding a violation. (LAPAS CODE - NEW)	Not Applicable	Not Applicable	Not Applicable	100%	100%
This is a new indicator for FY 2006-2007.						
K	Number of random site checks conducted at retail tobacco outlets each quarter. (LAPAS CODE - 10450)	50	50	50	50	50
S	Percentage of violations corrected within six months of the original inspection (LAPAS CODE - NEW)	Not Applicable	Not Applicable	Not Applicable	100%	100%
This is a new indicator for FY 2006-2007.						

**8. (SUPPORTING)Through the Tobacco Section, to conduct at least six inspections of tobacco-sponsored events in order to identify and remedy violations of the Master Settlement Agreement each fiscal year by June 30, 2010.**

Louisiana: Vision 2020 Link: The goals of this program incorporate the two goals of the Louisiana Vision 2020, Goal 1: to be a learning enterprise in which all Louisiana businesses, institutions and citizens are actively engaged in the pursuit of knowledge; and Goal 2: To have a equitable tax structure, regulatory climate, and civil justice conducive to a business retention and the creation and growth of innovative companies.

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				Performance At Executive Budget Level FY 2006-2007
		Yearend Performance Standard FY 2004-2005	Actual Yearend Performance FY 2004-2005	Performance Standard as Initially Appropriated FY 2005-2006	Existing Performance Standard FY 2005-2006	
S	Number of field checks conducted at tobacco- sponsored special events (LAPAS CODE - 10449)	6	8	6	6	6

**9. (SUPPORTING) Through the Tobacco Section, to make a minimum of 50 presentations to citizens in a variety of venues on the dangers of tobacco use and issues related to the Master Settlement Agreement during each fiscal through June 30, 2010.**

Louisiana: Vision 2020 Link: The goals of this program incorporate the two goals of the Louisiana Vision 2020, Goal 1: to be a learning enterprise in which all Louisiana businesses, institutions and citizens are actively engaged in the pursuit of knowledge; and Goal 2: To have a equitable tax structure, regulatory climate, and civil justice conducive to a business retention and the creation and growth of innovative companies.

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				Performance At Executive Budget Level FY 2006-2007
		Yearend Performance Standard FY 2004-2005	Actual Yearend Performance FY 2004-2005	Performance Standard as Initially Appropriated FY 2005-2006	Existing Performance Standard FY 2005-2006	
S	Number of tobacco presentations presented (LAPAS CODE - NEW)	Not Applicable	Not Applicable	Not Applicable	50	50





**10. (KEY)Through the Equal Opportunity Section, to qualify for full payment from the Housing Urban Development (HUD) on 80% of processed fair housing complaints each fiscal year through June 30, 2010.**

Louisiana: Vision 2020 Link: The goals of this program incorporate the two goals of the Louisiana Vision 2020, Goal 1: to be a learning enterprise in which all Louisiana businesses, institutions and citizens are actively engaged in the pursuit of knowledge; and Goal 2: To have a equitable tax structure, regulatory climate, and civil justice conducive to a business retention and the creation and growth of innovative companies.

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 2004-2005	Actual Yearend Performance FY 2004-2005	Performance Standard as Initially Appropriated FY 2005-2006	Existing Performance Standard FY 2005-2006	Performance At Executive Budget Level FY 2006-2007
K	Percentage of cases closed (LAPAS CODE - NEW)	Not Applicable	Not Applicable	Not Applicable	80%	80%
This is a new indicator for FY 2006-2007.						

**11. (KEY)Through the Consumer Protection Section, to respond to 100% of consumer complaints with informal resolutions within 30 days by June 30, 2010.**

Louisiana: Vision 2020 Link: The goals of this program incorporate the two goals of the Louisiana Vision 2020, Goal 1: to be a learning enterprise in which all Louisiana businesses, institutions and citizens are actively engaged in the pursuit of knowledge; and Goal 2: To have a equitable tax structure, regulatory climate, and civil justice conducive to a business retention and the creation and growth of innovative companies.

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				Performance At Executive Budget Level FY 2006-2007
		Yearend Performance Standard FY 2004-2005	Actual Yearend Performance FY 2004-2005	Performance Standard as Initially Appropriated FY 2005-2006	Existing Performance Standard FY 2005-2006	
K	Percentage of consumer complaints responded to within 30 days of receipt (LAPAS CODE - NEW)	Not Applicable	Not Applicable	Not Applicable	Not Applicable	100%
This is a new indicator for FY 2006-2007.						

## 12. (SUPPORTING) Through the Consumer Protection Section, to bring 85% of unfair and deceptive trade practice investigations to resolutions within 60 days each fiscal year through June 30, 2010.

Louisiana: Vision 2020 Link: The goals of this program incorporate the two goals of the Louisiana Vision 2020, Goal 1: to be a learning enterprise in which all Louisiana businesses, institutions and citizens are actively engaged in the pursuit of knowledge; and Goal 2: To have a equitable tax structure, regulatory climate, and civil justice conducive to a business retention and the creation and growth of innovative companies.

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				Performance At Executive Budget Level FY 2006-2007
		Yearend Performance Standard FY 2004-2005	Actual Yearend Performance FY 2004-2005	Performance Standard as Initially Appropriated FY 2005-2006	Existing Performance Standard FY 2005-2006	
S	Percentage of investigations initiated brought to resolution within 60 days (LAPAS CODE - NEW)	Not Applicable	Not Applicable	Not Applicable	85%	85%
This is a new indicator for FY 2006-2007.						



**13. (KEY)Through the Community Education Assistance Section, to provide violence, abuse and sexual harassment response in-service training to 1,000 law enforcement officers and 100 workplace groups by June 30, 2010.**

Louisiana: Vision 2020 Link: The goals of this program incorporate the two goals of the Louisiana Vision 2020, Goal 1: to be a learning enterprise in which all Louisiana businesses, institutions and citizens are actively engaged in the pursuit of knowledge; and Goal 2: To have a equitable tax structure, regulatory climate, and civil justice conducive to a business retention and the creation and growth of innovative companies.

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 2004-2005	Actual Yearend Performance FY 2004-2005	Performance Standard as Initially Appropriated FY 2005-2006	Existing Performance Standard FY 2005-2006	Performance At Executive Budget Level FY 2006-2007
K	Number of law enforcement officers who received Department of Justice violence, abuse and sexual harassment response in-service training (LAPAS CODE - NEW)	Not Applicable	Not Applicable	Not Applicable	200	200
This is a new indicator for FY 2006-2007.						
S	Number of workplace groups who received the Department of Justice violence, abuse and sexual harassment awareness training (LAPAS CODE - NEW)	Not Applicable	Not Applicable	Not Applicable	20	20
This is a new indicator for FY 2006-2007.						

**14. (SUPPORTING)Through the Community Education Assistance Section, to provide school safety training and technical assistance to 500 educators and 250 law enforcement officers and community agencies by June 30, 2010.**

Louisiana: Vision 2020 Link: The goals of this program incorporate the two goals of the Louisiana Vision 2020, Goal 1: to be a learning enterprise in which all Louisiana businesses, institutions and citizens are actively engaged in the pursuit of knowledge; and Goal 2: To have a equitable tax structure, regulatory climate, and civil justice conducive to a business retention and the creation and growth of innovative companies.

Children's Budget Link: Not Applicable

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



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

### Performance Indicators

L e v e l	Performance Indicator Name	Yearend Performance Standard FY 2004-2005	Actual Yearend Performance FY 2004-2005	Performance Indicator Values		
				Performance Standard as Initially Appropriated FY 2005-2006	Existing Performance Standard FY 2005-2006	Performance At Executive Budget Level FY 2006-2007
S	(LAPAS CODE - NEW)	Not Applicable	Not Applicable	Not Applicable	50	50
S	(LAPAS CODE - NEW)	Not Applicable	Not Applicable	Not Applicable	100	100



## 141\_3000 — Criminal Law and Medicaid Fraud

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

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

### Program Description

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

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

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

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

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

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



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



## Criminal Law and Medicaid Fraud Budget Summary

	Prior Year Actuals FY 2004-2005	Enacted FY 2005-2006	Existing FY 2005-2006	Recommended FY 2006-2007	Total Recommended Over/Under EOB
<b>Means of Financing:</b>					
State General Fund (Direct)	\$ 3,319,180	\$ 3,517,593	\$ 3,727,721	\$ 3,348,533	\$ (379,188)
<b>State General Fund by:</b>					
Total Interagency Transfers	223,916	250,699	250,699	618,760	368,061
Fees and Self-generated Revenues	0	125,000	125,000	163,558	38,558
Statutory Dedications	397,608	993,494	993,494	922,373	(71,121)
Interim Emergency Board	0	0	0	0	0
Federal Funds	1,456,503	3,441,013	3,444,763	3,361,908	(82,855)
<b>Total Means of Financing</b>	<b>\$ 5,397,207</b>	<b>\$ 8,327,799</b>	<b>\$ 8,541,677</b>	<b>\$ 8,415,132</b>	<b>\$ (126,545)</b>
<b>Expenditures &amp; Request:</b>					
Personal Services	\$ 4,076,970	\$ 6,233,935	\$ 5,873,517	\$ 6,281,962	\$ 408,445
Total Operating Expenses	482,441	642,957	711,445	711,445	0
Total Professional Services	5,888	6,095	349,973	16,095	(333,878)
Total Other Charges	517,180	367,146	422,666	482,666	60,000
Total Acq & Major Repairs	314,728	1,077,666	1,184,076	922,964	(261,112)
Total Unallotted	0	0	0	0	0
<b>Total Expenditures &amp; Request</b>	<b>\$ 5,397,207</b>	<b>\$ 8,327,799</b>	<b>\$ 8,541,677</b>	<b>\$ 8,415,132</b>	<b>\$ (126,545)</b>
<b>Authorized Full-Time Equivalents:</b>					
Classified	0	0	0	0	0
Unclassified	107	107	107	107	0
<b>Total FTEs</b>	<b>107</b>	<b>107</b>	<b>107</b>	<b>107</b>	<b>0</b>

## 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 2004-2005	Enacted FY 2005-2006	Existing FY 2005-2006	Recommended FY 2006-2007	Total Recommended Over/Under EOB
Medical Assistance Program Fraud Detection	0	525,026	525,026	486,050	(38,976)
Insurance Fraud Investigation Fund	397,608	468,468	468,468	436,323	(32,145)

## Major Changes from Existing Operating Budget

General Fund	Total Amount	Table of Organization	Description
\$ 210,128	\$ 213,878	0	<b>Mid-Year Adjustments (BA-7s):</b>
\$ 3,727,721	\$ 8,541,677	107	<b>Existing Oper Budget as of 12/01/05</b>
<b>Statewide Major Financial Changes:</b>			
99,951	572,524	0	Unclassified State Employees Merit Increases
0	8,732	0	Group Insurance for Active Employees
(46,622)	(20,371)	0	Salary Base Adjustment
(65,865)	(76,110)	0	Attrition Adjustment
115,700	907,030	0	Acquisitions & Major Repairs
(152,224)	(1,168,142)	0	Non-Recurring Acquisitions & Major Repairs
(210,128)	(213,878)	0	Non-recurring Carryforwards
(120,000)	(169,674)	0	Executive Order No. KBB 2005-82 Expenditure Reduction
<b>Non-Statewide Major Financial Changes:</b>			
0	60,000	0	The Attorney General's Law Enforcement Command College is devoted to the enhancement of law enforcement commanders. Some of the courses include: Organizational Behavior, Managerial Liability, Managing the Patrol Function, Managing the Traffic Function, Managing Tactical Operations.
0	(26,656)	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.
\$ 3,348,533	\$ 8,415,132	107	<b>Recommended FY 2006-2007</b>
\$ 0	\$ 0	0	<b>Less Governor's Supplementary Recommendations</b>
\$ 3,348,533	\$ 8,415,132	107	<b>Base Executive Budget FY 2006-2007</b>
\$ 3,348,533	\$ 8,415,132	107	<b>Grand Total Recommended</b>





## Professional Services

Amount	Description
\$16,095	Contract legal services including expert witnesses required by the Criminal Law Program to carry out the mission of the department
<b>\$16,095</b>	<b>TOTAL PROFESSIONAL SERVICES</b>

## Other Charges

Amount	Description
	<b>Other Charges:</b>
\$132,474	To be used for depositions, utilization of court reporters, travel of witnesses and court costs
\$60,000	Law Enforcement Command College
\$100,000	Indirect costs associated with the Medicaid Fraud Control Unit
<b>\$292,474</b>	<b>SUB-TOTAL OTHER CHARGES</b>
	<b>Interagency Transfers:</b>
\$21,680	Radio user fees for the Office of State Police statewide emergency radio system
\$35,830	Office of Risk Management fees
\$132,682	Office of Telecommunication Management fees
<b>\$190,192</b>	<b>SUB-TOTAL INTERAGENCY TRANSFERS</b>
<b>\$482,666</b>	<b>TOTAL OTHER CHARGES</b>

## Acquisitions and Major Repairs

Amount	Description
\$18,150	Replacement of one high mileage vehicle
\$23,164	Library reference materials
\$80,000	Computer hardware and software
\$787,650	Computer and office equipment related to Medicaid Fraud Control Unit (MFCU)
\$14,000	Communications equipment
<b>\$922,964</b>	<b>TOTAL ACQUISITIONS AND MAJOR REPAIRS</b>

## Performance Information

- (KEY) Through the Criminal Division, to maintain an average 30-day response time for research and writing opinions and maintain 50-day average total receipt-to-release time for opinions 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

### Performance Indicators

L e v e l	Performance Indicator Name	Performance Indicator Values				Performance At Executive Budget Level FY 2006-2007
		Yearend Performance Standard FY 2004-2005	Actual Yearend Performance FY 2004-2005	Performance Standard as Initially Appropriated FY 2005-2006	Existing Performance Standard FY 2005-2006	
K	Average response time for attorney to research and write opinions (in days) (LAPAS CODE - NEW)	Not Applicable	Not Applicable	Not Applicable	Not Applicable	30
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 total time from receipt to release of an opinion (in days) (LAPAS CODE - NEW)	Not Applicable	Not Applicable	Not Applicable	Not Applicable	50
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.						

## 2. (KEY) Through the Criminal Division, 90% of cases received shall be either charged or refused within 120 days by 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

### Performance Indicators

L e v e l	Performance Indicator Name	Performance Indicator Values				Performance At Executive Budget Level FY 2006-2007
		Yearend Performance Standard FY 2004-2005	Actual Yearend Performance FY 2004-2005	Performance Standard as Initially Appropriated FY 2005-2006	Existing Performance Standard FY 2005-2006	
S	Average number of days from receipt to decision (LAPAS CODE - NEW)	Not Applicable	Not Applicable	Not Applicable	Not Applicable	120
This is a new indicator for FY 2006-2007.						
K	Percentage of cases received that are charged or refused within 120 days (LAPAS CODE - NEW)	Not Applicable	Not Applicable	Not Applicable	Not Applicable	90%
This is a new indicator for FY 2006-2007.						



**Criminal Law and Medicaid Fraud General Performance Information**

Performance Indicator Name	Performance Indicator Values				
	Prior Year Actual FY 2000-2001	Prior Year Actual FY 2001-2002	Prior Year Actual FY 2002-2003	Prior Year Actual FY 2003-2004	Prior Year Actual FY 2004-2005
Number of cases opened (LAPAS CODE - 12322)	958	1,125	1,277	1,260	534
Number of cases closed (LAPAS CODE - 12323)	543	777	971	1,117	321
Number of recusals received (LAPAS CODE - 12324)	211	243	362	255	122
Number of requests for assistance (LAPAS CODE - 12325)	53	52	64	101	25
Number of parishes served (LAPAS CODE - 12328)	64	64	64	64	64

**3. (SUPPORTING)Through the Criminal Program, to ensure that 90% extraditions are processed by the Department of Justice within 5 working days, by providing legal support to executive, prosecutorial and law enforcement agencies.**

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 2004-2005	Actual Yearend Performance FY 2004-2005	Performance Standard as Initially Appropriated FY 2005-2006	Existing Performance Standard FY 2005-2006	Performance At Executive Budget Level FY 2006-2007
S Average working days to process extradition requests (LAPAS CODE - NEW)	Not Applicable	Not Applicable	Not Applicable	Not Applicable	5
This is a new indicator for FY 2006-2007.					
S Percentage of extradition requests processed within 5 working days (LAPAS CODE - NEW)	Not Applicable	Not Applicable	Not Applicable	Not Applicable	90%
This is a new indicator for FY 2006-2007.					



**4. (SUPPORTING) Through the Insurance Fraud Support Unit, to provide legal support to law enforcement agencies investigating criminal insurance fraud referrals by responding to requests for legal consultation within two working days and attending 100% of monthly intelligence sharing meetings hosted by the Louisiana State Police Insurance Fraud Unit by 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

### Performance Indicators

L e v e l	Performance Indicator Name	Performance Indicator Values				Performance At Executive Budget Level FY 2006-2007
		Yearend Performance Standard FY 2004-2005	Actual Yearend Performance FY 2004-2005	Performance Standard as Initially Appropriated FY 2005-2006	Existing Performance Standard FY 2005-2006	
S	Percentage of requests for legal consultation responded to within 2 working days. (LAPAS CODE - NEW)	Not Applicable	Not Applicable	Not Applicable	Not Applicable	95%
This is a new indicator for FY 2006-2007.						
S	Percentage of scheduled intelligence sharing meeting attended by the Department of Justice (LAPAS CODE - NEW)	Not Applicable	Not Applicable	Not Applicable	Not Applicable	90%
This is a new indicator for FY 2006-2007.						

### Criminal Law and Medicaid Fraud General Performance Information

Performance Indicator Name	Performance Indicator Values				
	Prior Year Actual FY 2000-2001	Prior Year Actual FY 2001-2002	Prior Year Actual FY 2002-2003	Prior Year Actual FY 2003-2004	Prior Year Actual FY 2004-2005
Number of requests for legal consultation (LAPAS CODE - 13923)	21	41	26	42	25

**5. (KEY) Through the Investigations Section, to initiate or assist in 500 investigations per fiscal year by 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

**Performance Indicators**

L e v e l	Performance Indicator Name	Performance Indicator Values				Performance At Executive Budget Level FY 2006-2007
		Yearend Performance Standard FY 2004-2005	Actual Yearend Performance FY 2004-2005	Performance Standard as Initially Appropriated FY 2005-2006	Existing Performance Standard FY 2005-2006	
K	Number of investigations opened (LAPAS CODE - NEW)	Not Applicable	Not Applicable	Not Applicable	Not Applicable	500
	This is a new indicator for FY 2006-2007.					
S	Number of closed investigations per investigator (LAPAS CODE - NEW)	Not Applicable	Not Applicable	Not Applicable	Not Applicable	10
	This is a new indicator for FY 2006-2007.					
S	Number of open investigations per investigator (LAPAS CODE - NEW)	Not Applicable	Not Applicable	Not Applicable	Not Applicable	20
	This is a new indicator for FY 2006-2007.					

**6. (KEY) Through the Medicaid Fraud Control Unit, to generate 90 fraud cases from potential case research by 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



## Performance Indicators

L e v e l	Performance Indicator Name	Yearend Performance Standard FY 2004-2005	Actual Yearend Performance FY 2004-2005	Performance Indicator Values		Performance At Executive Budget Level FY 2006-2007
				Performance Standard as Initially Appropriated FY 2005-2006	Existing Performance Standard FY 2005-2006	
K	Number of fraud cases generated from case research (LAPAS CODE - NEW)	Not Applicable	Not Applicable	Not Applicable	Not Applicable	30
	This is a new indicator for FY 2006-2007.					
K	Average number of hours spent on potential case research per week (LAPAS CODE - NEW)	Not Applicable	Not Applicable	Not Applicable	Not Applicable	30
	This is a new indicator for FY 2006-2007.					

## Criminal Law and Medicaid Fraud General Performance Information

Performance Indicator Name	Performance Indicator Values				
	Prior Year Actual FY 2000-2001	Prior Year Actual FY 2001-2002	Prior Year Actual FY 2002-2003	Prior Year Actual FY 2003-2004	Prior Year Actual FY 2004-2005
Number of training programs for state agency personnel and health care providers provided by MFCU (LAPAS CODE - 525)	29	30	27	29	62
Number of proactive projects to detect abuse of the infirm and Medicaid fraud initiated (LAPAS CODE - 526)	3	3	4	4	4
Dollar amount of civil monetary penalty collected (LAPAS CODE - 12352)	\$ 299,375	\$ 426,140	\$ 610,872	\$ 5,508,819	\$ 8,479,357
Dollar amount of investigation/prosecution costs collected (LAPAS CODE - 12353)	\$ 31,522	\$ 30,182	\$ 2,133	\$ 190	\$ 295
Dollar amount of criminal court ordered restitution collected (LAPAS CODE - 12348)	\$ 410,752	\$ 458,601	\$ 88,343	\$ 5,909,770	\$ 8,342,967
Total dollar amount of collections - all sources (LAPAS CODE - 12347)	\$ 1,048,804	\$ 3,122,843	\$ 2,242,989	\$ 12,464,432	\$ 17,072,862
Dollar amount of restitution collected administratively (LAPAS CODE - 12354)	\$ 563,493	\$ 298,426	\$ 2,153,292	\$ 1,513,104	\$ 1,024,743
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



**Criminal Law and Medicaid Fraud General Performance Information (Continued)**

Performance Indicator Name	Performance Indicator Values				
	Prior Year Actual FY 2000-2001	Prior Year Actual FY 2001-2002	Prior Year Actual FY 2002-2003	Prior Year Actual FY 2003-2004	Prior Year Actual FY 2004-2005
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	\$ 1,455,793	\$ 155,815

**7. (KEY) Through the Medicaid Fraud Control Unit, to average 5 fraud arrest per fraud investigator and 10 abuse arrests per abuse investigator by 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

**Performance Indicators**

L e v e l	Performance Indicator Name	Performance Indicator Values				Performance At Executive Budget Level FY 2006-2007
		Yearend Performance Standard FY 2004-2005	Actual Yearend Performance FY 2004-2005	Performance Standard as Initially Appropriated FY 2005-2006	Existing Performance Standard FY 2005-2006	
K	Fraud arrests per fraud investigator (LAPAS CODE - NEW)	Not Applicable	Not Applicable	Not Applicable	Not Applicable	5
	This is a new indicator for FY 2006-2007.					
K	Number of abuse arrests per abuse investigator (LAPAS CODE - NEW)	Not Applicable	Not Applicable	Not Applicable	Not Applicable	10
	This is a new indicator for FY 2006-2007.					

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

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				Performance At Executive Budget Level FY 2006-2007
		Yearend Performance Standard FY 2004-2005	Actual Yearend Performance FY 2004-2005	Performance Standard as Initially Appropriated FY 2005-2006	Existing Performance Standard FY 2005-2006	
K	Percentage of opened cases where complainant was notified within 5 working days of acceptance of complaint (LAPAS CODE - NEW)	Not Applicable	Not Applicable	Not Applicable	Not Applicable	90%
This is a new indicator for FY 2006-2007.						

### 9. (KEY) Through the High Technology Crime Unit, to generate 240 internet crimes against children cases from proactive online investigations by 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

### Performance Indicators

L e v e l	Performance Indicator Name	Performance Indicator Values				Performance At Executive Budget Level FY 2006-2007
		Yearend Performance Standard FY 2004-2005	Actual Yearend Performance FY 2004-2005	Performance Standard as Initially Appropriated FY 2005-2006	Existing Performance Standard FY 2005-2006	
S	Number of cases per 40 hours of proactive online investigation (LAPAS CODE - NEW)	Not Applicable	Not Applicable	Not Applicable	Not Applicable	60
This is a new performance indicator for FY 2006-2007.						
K	Number of internet crimes against children cases generated from proactive online investigations per fiscal year (LAPAS CODE - NEW)	Not Applicable	Not Applicable	Not Applicable	Not Applicable	60
This is a new performance indicator for FY 2006-2007.						





**10. (SUPPORTING) Through the High Technology Crime Unit, to make at least 160 internet and cyber-crime presentations at Louisiana schools and participate in at least 60 other events designed to raise public awareness by 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

**Performance Indicators**

L e v e l	Performance Indicator Name	Performance Indicator Values				Performance At Executive Budget Level FY 2006-2007
		Yearend Performance Standard FY 2004-2005	Actual Yearend Performance FY 2004-2005	Performance Standard as Initially Appropriated FY 2005-2006	Existing Performance Standard FY 2005-2006	
S	Percent of participants "satisfied" or "very satisfied" (LAPAS CODE - NEW)	Not Applicable	Not Applicable	Not Applicable	Not Applicable	90%
This is a new indicator for FY 2006-2007.						
S	Number of requests for appearances (LAPAS CODE - NEW)	Not Applicable	Not Applicable	Not Applicable	Not Applicable	100
This is a new indicator for FY 2006-2007.						
K	Number of internet and cybercrime presentations at Louisiana schools (LAPAS CODE - NEW)	Not Applicable	Not Applicable	Not Applicable	Not Applicable	40
This is a new indicator for FY 2006-2007.						
S	Number of other internet and cybercrime presentations at events designed to raise public awareness (LAPAS CODE - NEW)	Not Applicable	Not Applicable	Not Applicable	Not Applicable	15
This is a new indicator for FY 2006-2007.						



## 141\_4000 — Risk Litigation

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

### Program Description

The mission of the Litigation Program is to provide legal representation for the Office of Risk Management, the Self-Insurance Fund, the State of Louisiana and its departments, agencies, boards and commissions and their officers, officials, employees and

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 2004-2005	Enacted FY 2005-2006	Existing FY 2005-2006	Recommended FY 2006-2007	Total Recommended Over/Under EOB
<b>Means of Financing:</b>					
State General Fund (Direct)	\$ 44,045	\$ 0	\$ 0	\$ 0	\$ 0
<b>State General Fund by:</b>					
Total Interagency Transfers	12,642,201	16,141,986	16,141,986	16,500,643	358,657
Fees and Self-generated Revenues	0	0	0	0	0
Statutory Dedications	0	0	0	0	0
Interim Emergency Board	0	0	0	0	0
Federal Funds	0	0	0	0	0
<b>Total Means of Financing</b>	<b>\$ 12,686,246</b>	<b>\$ 16,141,986</b>	<b>\$ 16,141,986</b>	<b>\$ 16,500,643</b>	<b>\$ 358,657</b>
<b>Expenditures &amp; Request:</b>					



## Risk Litigation Budget Summary

	Prior Year Actuals FY 2004-2005	Enacted FY 2005-2006	Existing FY 2005-2006	Recommended FY 2006-2007	Total Recommended Over/Under EOB
Personal Services	\$ 10,080,838	\$ 13,086,986	\$ 13,130,520	\$ 13,436,875	\$ 306,355
Total Operating Expenses	800,693	1,116,829	1,165,909	1,165,909	0
Total Professional Services	0	171,375	15,000	15,000	0
Total Other Charges	1,369,497	1,318,976	1,432,737	1,571,856	139,119
Total Acq & Major Repairs	435,218	447,820	397,820	311,003	(86,817)
Total Unallotted	0	0	0	0	0
<b>Total Expenditures &amp; Request</b>	<b>\$ 12,686,246</b>	<b>\$ 16,141,986</b>	<b>\$ 16,141,986</b>	<b>\$ 16,500,643</b>	<b>\$ 358,657</b>
<b>Authorized Full-Time Equivalents:</b>					
Classified	0	0	0	0	0
Unclassified	199	199	199	199	0
<b>Total FTEs</b>	<b>199</b>	<b>199</b>	<b>199</b>	<b>199</b>	<b>0</b>

## 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	<b>Mid-Year Adjustments (BA-7s):</b>
\$ 0	\$ 16,141,986	199	<b>Existing Oper Budget as of 12/01/05</b>
<b>Statewide Major Financial Changes:</b>			
0	394,717	0	Unclassified State Employees Merit Increases
0	110,950	0	Group Insurance for Active Employees
0	8,750	0	Group Insurance for Retirees
0	(208,062)	0	Attrition Adjustment
0	311,003	0	Acquisitions & Major Repairs
0	(397,820)	0	Non-Recurring Acquisitions & Major Repairs
0	139,119	0	Rent in State-Owned Buildings



## Major Changes from Existing Operating Budget (Continued)

General Fund	Total Amount	Table of Organization	Description
<b>Non-Statewide Major Financial Changes:</b>			
\$ 0	\$ 16,500,643	199	<b>Recommended FY 2006-2007</b>
\$ 0	\$ 0	0	<b>Less Governor's Supplementary Recommendations</b>
\$ 0	\$ 16,500,643	199	<b>Base Executive Budget FY 2006-2007</b>
\$ 0	\$ 16,500,643	199	<b>Grand Total Recommended</b>

## Professional Services

Amount	Description
\$15,000	Contract legal services including expert witnesses required by the Risk Litigation Program to carry out the mission of the department
<b>\$15,000</b>	<b>TOTAL PROFESSIONAL SERVICES</b>

## Other Charges

Amount	Description
<b>Other Charges:</b>	
\$60,120	Depositions, court reports, travel of witnesses and court costs
<b>\$60,120</b>	<b>SUB-TOTAL OTHER CHARGES</b>
<b>Interagency Transfers:</b>	
\$1,096,017	Rent in the Livingston Building
\$75,350	Office of Risk Management fees
\$298,969	Office of Telecommunication Management fees
\$41,400	Postage, office supplies and services
<b>\$1,511,736</b>	<b>SUB-TOTAL INTERAGENCY TRANSFERS</b>
<b>\$1,571,856</b>	<b>TOTAL OTHER CHARGES</b>

## Acquisitions and Major Repairs

Amount	Description
\$165,600	Replacement of library reference materials
\$14,536	Replacement of one high mileage vehicle
\$120,867	Replacement of computer and office equipment
\$10,000	Office equipment necessary for the relocation of the Lake Charles office to the Lafayette regional office



## Acquisitions and Major Repairs (Continued)

Amount	Description
\$311,003	TOTAL ACQUISITIONS AND MAJOR REPAIRS

## Performance Information

- 1. (KEY) Through the Litigation Program, to reduce the average cost per active case by 5% per fiscal year using the baseline of \$4,554 per total active case and to handle in-house at least 85% of new risk litigation cases opened each fiscal year by 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

## Performance Indicators

L e v e l	Performance Indicator Name	Performance Indicator Values				Performance At Executive Budget Level FY 2006-2007
		Yearend Performance Standard FY 2004-2005	Actual Yearend Performance FY 2004-2005	Performance Standard as Initially Appropriated FY 2005-2006	Existing Performance Standard FY 2005-2006	
K	Percentage of new risk litigation cases handled in-house (LAPAS CODE - 527)	83.5%	82.1%	83.5%	83.5%	85.0%
K	Litigation cost per active case (LAPAS CODE - NEW)	Not Applicable	Not Applicable	Not Applicable	4,554	5,000
S	Average number of days open for contract attorney cases (LAPAS CODE - NEW)	Not Applicable	Not Applicable	Not Applicable	Not Applicable	1,670
S	Average number of days open for in-house attorney case (LAPAS CODE - NEW)	Not Applicable	Not Applicable	Not Applicable	Not Applicable	1,200



<b>GENERAL PERFORMANCE INFORMATION: RISK LITIGATION</b>			
<b>FISCAL YEAR</b>	<b>ALL CASES IN LITIGATION</b>		
	<b>NUMBER OF CASES</b>	<b>LEGAL FEES AND EXPENSES (In \$ Millions)</b>	<b>AVERAGE COST PER CASE</b>
89-90	5,057	\$13.44	\$2,658
90-91	5,947	\$16.56	\$2,785
91-92	6,823	\$20.06	\$2,940
92-93	7,000	\$22.83	\$3,261
93-94	7,430	\$22.83	\$3,073
94-95	6,708	\$14.90	\$2,221
95-96	7,250	\$16.79	\$2,316
96-97	6,241	\$17.64	\$2,826
97-98	6,281	\$16.20	\$2,579
98-99	6,169	\$17.12	\$2,775
99-00	4,813	\$21.50	\$4,469
00-01	7,046	\$20.44	\$2,901
01-02	7,340	\$24.38	\$3,322
02-03	6,699	\$25.59	\$3,820
03-04	6,340	\$28.87	\$4,554
04-05	5,241	\$28.73	\$5,482



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





<b>GENERAL PERFORMANCE INFORMATION: RISK LITIGATION</b>							
FISCAL YEAR	<b>CASES HANDLED BY THE LITIGATION DIVISION</b>						
	NUMBER OF CASES	PERCENT OF TOTAL CASES	TOTAL EXPENDITURES (In Millions)	PERCENT OF TOTAL FEES	AVERAGE COST PER CASE	NUMBER OF TRIAL ATTORNEYS	AVERAGE CASE LOAD
89-90	2,693	53%	\$2.61	19%	\$969	30	89.8
90-91	2,192	37%	\$2.91	18%	\$1,328	30	73.1
91-92	2,176	32%	\$2.96	15%	\$1,360	30	72.5
92-93	3,000	43%	\$2.70	12%	\$900	30	100.0
93-94	3,929	53%	\$3.20	14%	\$814	45	87.3
94-95	4,365	65%	\$5.40	36%	\$1,237	68	64.2
95-96	5,250	72%	\$8.29	49%	\$1,579	69	76.1
96-97	4,751	76%	\$7.90	45%	\$1,663	69	68.9
97-98	4,669	74%	\$8.22	51%	\$1,761	71	65.8
98-99	4,940	80%	\$9.04	53%	\$1,830	71	69.6
99-00	3,812	79%	\$10.10	47%	\$2,657	71	53.7
00-01	4,796	68%	\$10.53	52%	\$2,196	71	67.5
01-02	4,701	64%	\$10.94	45%	\$2,327	71	66.2
02-03	3,966	59%	\$10.90	43%	\$2,748	64	62.0
03-04	3,771	59%	\$11.74	41%	\$3,113	64	58.9
04-05	3,361	64%	\$12.64	44%	\$3,761	64	58.8



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%
04-05	1,302	233	1,069	17.9%	82.1%



## 141\_5000 — Gaming

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

### Program Description

The mission of the Gaming Program is to 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 2004-2005	Enacted FY 2005-2006	Existing FY 2005-2006	Recommended FY 2006-2007	Total Recommended Over/Under EOB
<b>Means of Financing:</b>					
State General Fund (Direct)	\$ 14,939	\$ 0	\$ 0	\$ 0	\$ 0
<b>State General Fund by:</b>					
Total Interagency Transfers	165,512	187,090	187,090	250,415	63,325
Fees and Self-generated Revenues	60,495	105,772	105,772	135,169	29,397
Statutory Dedications	4,283,059	5,221,694	5,298,613	5,177,554	(121,059)
Interim Emergency Board	0	0	0	0	0
Federal Funds	0	0	0	0	0
<b>Total Means of Financing</b>	<b>\$ 4,524,005</b>	<b>\$ 5,514,556</b>	<b>\$ 5,591,475</b>	<b>\$ 5,563,138</b>	<b>\$ (28,337)</b>
<b>Expenditures &amp; Request:</b>					
Personal Services	\$ 3,628,544	\$ 4,041,311	\$ 4,042,737	\$ 4,124,286	\$ 81,549
Total Operating Expenses	283,499	447,138	442,443	445,443	3,000



### Gaming Budget Summary

	Prior Year Actuals FY 2004-2005	Enacted FY 2005-2006	Existing FY 2005-2006	Recommended FY 2006-2007	Total Recommended Over/Under EOB
Total Professional Services	79,025	568,882	681,047	524,128	(156,919)
Total Other Charges	262,843	247,219	245,851	351,502	105,651
Total Acq & Major Repairs	270,094	210,006	179,397	117,779	(61,618)
Total Unallotted	0	0	0	0	0
<b>Total Expenditures &amp; Request</b>	<b>\$ 4,524,005</b>	<b>\$ 5,514,556</b>	<b>\$ 5,591,475</b>	<b>\$ 5,563,138</b>	<b>\$ (28,337)</b>

**Authorized Full-Time Equivalents:**

Classified	0	0	0	0	0
Unclassified	58	58	58	58	0
<b>Total FTEs</b>	<b>58</b>	<b>58</b>	<b>58</b>	<b>58</b>	<b>0</b>

### 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 2004-2005	Enacted FY 2005-2006	Existing FY 2005-2006	Recommended FY 2006-2007	Total Recommended Over/Under EOB
Video Draw Poker Device Fund	\$ 0	\$ 1,519,393	\$ 1,519,393	\$ 1,519,393	\$ 0
Riverboat Gaming Enforcement	4,069,913	2,942,605	3,019,524	2,898,465	(121,059)
Pari-mutuel Live Racing Fac. Gaming Control Fund	213,146	759,696	759,696	759,696	0

### Major Changes from Existing Operating Budget

General Fund	Total Amount	Table of Organization	Description
\$ 0	\$ 76,919	0	Mid-Year Adjustments (BA-7s):
\$ 0	\$ 5,591,475	58	Existing Oper Budget as of 12/01/05

**Statewide Major Financial Changes:**



## Major Changes from Existing Operating Budget (Continued)

General Fund	Total Amount	Table of Organization	Description
0	124,920	0	Unclassified State Employees Merit Increases
0	46,294	0	Group Insurance for Active Employees
0	1,894	0	Group Insurance for Retirees
0	(7,179)	0	Salary Base Adjustment
0	(28,252)	0	Attrition Adjustment
0	94,978	0	Acquisitions & Major Repairs
0	(132,552)	0	Non-Recurring Acquisitions & Major Repairs
0	(76,919)	0	Non-recurring Carryforwards
0	11,279	0	Rent in State-Owned Buildings
0	(157,999)	(1)	Executive Order No. KBB 2005-82 Expenditure Reduction
<b>Non-Statewide Major Financial Changes:</b>			
0	(18,617)	0	Removal of excess budget authority associated with Fees and Self-generated revenues.
0	53,955	1	Addition of T.O. positions due to the work of the Department of Justice in Louisiana's post-hurricane environment.
0	100,000	0	Provides for an increase of IAT of \$100,000 in the Department of Justice Gaming Program from the Department of Health and Hospitals-Office of Addictive Disorders for the expansion of the Louisiana Gambling Treatment Referral Program.
0	(40,139)	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	\$ 5,563,138	58	<b>Recommended FY 2006-2007</b>
\$ 0	\$ 0	0	<b>Less Governor's Supplementary Recommendations</b>
\$ 0	\$ 5,563,138	58	<b>Base Executive Budget FY 2006-2007</b>
\$ 0	\$ 5,563,138	58	<b>Grand Total Recommended</b>

## Professional Services

Amount	Description
\$75,000	Legal Services for the Gaming Control Board
\$350,000	Legal Services and representation of the Department of Public Safety and Corrections with Scientific Games International
\$99,128	Contract legal services including expert witnesses required by the Gaming Program to carry out the mission of the department
<b>\$524,128</b>	<b>TOTAL PROFESSIONAL SERVICES</b>



## Other Charges

Amount	Description
	<b>Other Charges:</b>
\$146,488	Depositions, utilization for court reports, travel of witnesses and court costs
<b>\$146,488</b>	<b>SUB-TOTAL OTHER CHARGES</b>
	<b>Interagency Transfers:</b>
\$52,304	Office of Telecommunication Management fees
\$29,536	Office of Risk Management fees
\$123,174	Rent in the Livingston Building
<b>\$205,014</b>	<b>SUB-TOTAL INTERAGENCY TRANSFERS</b>
<b>\$351,502</b>	<b>TOTAL OTHER CHARGES</b>

## Acquisitions and Major Repairs

Amount	Description
\$38,292	Replacement of computer and office equipment
\$30,935	Library reference materials
\$48,552	Replacement of high mileage vehicles
<b>\$117,779</b>	<b>TOTAL ACQUISITIONS AND MAJOR REPAIRS</b>

## Performance Information

- (KEY) Through the Gaming program, to maintain an average of 30-day response time for research and writing opinions and to maintain an average of 50 days total receipt-to-release for opinions by June 30, 2010.**

Louisiana Vision 2020 Link: Not Applicable

Children's Budget Link: Not Applicable

Other Link(s): Not Applicable



## Performance Indicators

L e v e l	Performance Indicator Name	Performance Indicator Values				Performance At Executive Budget Level FY 2006-2007
		Yearend Performance Standard FY 2004-2005	Actual Yearend Performance FY 2004-2005	Performance Standard as Initially Appropriated FY 2005-2006	Existing Performance Standard FY 2005-2006	
K	Average response time for an attorney to research and write opinions by the Gaming program (in days). (LAPAS CODE - NEW)	Not Applicable	Not Applicable	Not Applicable	Not Applicable	30
	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 total time from receipt-to-release of an opinion by the Gaming program ( in days). (LAPAS CODE - NEW)	Not Applicable	Not Applicable	Not Applicable	Not Applicable	50
	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.					

## 2. (SUPPORTING)Through the Gaming Program, to forward 95% of video gaming and casino gaming approval files by the License and Compliance Section to the Louisiana Gaming Control Board within 10 business days by June 30, 2010.

Louisiana Vision 2020 Link: Not Applicable

Children's Budget Link: Not Applicable

Other Link(s): Not Applicable





**Performance Indicators**

L e v e l	Performance Indicator Name	Performance Indicator Values				Performance At Executive Budget Level FY 2006-2007
		Yearend Performance Standard FY 2004-2005	Actual Yearend Performance FY 2004-2005	Performance Standard as Initially Appropriated FY 2005-2006	Existing Performance Standard FY 2005-2006	
S	Average number of working days from initial receipt of video gaming approval files forwarded to Louisiana Gaming Control Board. (LAPAS CODE - NEW)	Not Applicable	Not Applicable	Not Applicable	Not Applicable	10
This is a new indicator being tracked beginning in FY 2005-2006. There is no prior year actual performance data available.						
S	Percent of video poker approval files returned within 10 working days of receipt. (LAPAS CODE - NEW)	Not Applicable	Not Applicable	Not Applicable	Not Applicable	95%
This is a new indicator being tracked in FY 2005-2006. There is presently no actual year-end performance data available.						
S	Average number of working days from initial receipt of casino gaming approval files forwarded to Louisiana Gaming Control Board. (LAPAS CODE - NEW)	Not Applicable	Not Applicable	Not Applicable	Not Applicable	10
This is a new indicator being tracked beginning in FY 2005-2006. There is presently no actual year-end performance data available.						
S	Percent of casino gaming approval files returned within 10 working days for receipt. (LAPAS CODE - NEW)	Not Applicable	Not Applicable	Not Applicable	Not Applicable	95%
This is a new indicator being tracked beginning in FY 2005-2006. There is presently no actual year-end performance data available.						

**3. (KEY) Through the License and Compliance section, to review 95% of video poker administrative action or denial files within 40 days of assignment by June 30, 2010.**

Louisiana Vision 2020 Link: Not Applicable

Children's Budget Link: Not Applicable

Other Link(s): Not Applicable



## Performance Indicators

L e v e l	Performance Indicator Name	Performance Indicator Values				
		Yearend Performance Standard FY 2004-2005	Actual Yearend Performance FY 2004-2005	Performance Standard as Initially Appropriated FY 2005-2006	Existing Performance Standard FY 2005-2006	Performance At Executive Budget Level FY 2006-2007
S	Average number of working days from initial receipt of administrative action or denial video poker files to forwarding to Louisiana Gaming Control Board. (LAPAS CODE - 535)	40	49	40	40	40
K	Percent of video poker administrative action or denial files delivered to the Louisiana Gaming Control Board within 40 days for receipt. (LAPAS CODE - NEW)	Not Applicable	Not Applicable	Not Applicable	Not Applicable	95%
This is a new indicator being tracked beginning in FY 2005-2006. There is presently no actual year-end performance data available.						

## Gaming General Performance Information

Performance Indicator Name	Performance Indicator Values				
	Prior Year Actual FY 2000-2001	Prior Year Actual FY 2001-2002	Prior Year Actual FY 2002-2003	Prior Year Actual FY 2003-2004	Prior Year Actual FY 2004-2005
Number of video poker application files processed. (LAPAS CODE - 537)	129	65	81	81	35

### 4. (KEY) Through the License and Compliance Section, to review and process 95% of casino gaming administration action or denial files within 30 days of assignment by June 30, 2010.

Louisiana Vision 2020 Link: Not Applicable

Children's Budget Link: Not Applicable

Other Link(s): Not Applicable



**Performance Indicators**

L e v e l	Performance Indicator Name	Performance Indicator Values				
		Yearend Performance Standard FY 2004-2005	Actual Yearend Performance FY 2004-2005	Performance Standard as Initially Appropriated FY 2005-2006	Existing Performance Standard FY 2005-2006	Performance At Executive Budget Level FY 2006-2007
S	Average time to review and process casino gaming application file (in calendar days) (LAPAS CODE - 10464)	30	20	30	30	30
K	Percent of casino gaming application files delivered to the Louisiana Gaming Control Board within 30 days of receipt. (LAPAS CODE - NEW)	Not Applicable	Not Applicable	Not Applicable	Not Applicable	95%
This is a new indicator being tracked beginning in FY 2005-2006. There is no actual year-end performance data available.						

**Gaming General Performance Information**

Performance Indicator Name	Performance Indicator Values				
	Prior Year Actual FY 2000-2001	Prior Year Actual FY 2001-2002	Prior Year Actual FY 2002-2003	Prior Year Actual FY 2003-2004	Prior Year Actual FY 2004-2005
Number of casino gaming application files reviewed (LAPAS CODE - 11895)	217	63	194	118	122

Prior year actual FY 2000-2001: This number represents figures reported in LaPas for FY 2001-2002 actual year-end performance. This number was obtained by adding the number of riverboat suitability files reviewed and the number of riverboat employee application files reviewed and processed. The indicators were combined to represent casino gaming application files (riverboat, land-based, racetrack) beginning in FY 2001-2002.

Prior year actual FY 2001-2002: This number was obtained by adding the number of riverboat application files reviewed and the number of land-based casino application files reviewed. The indicators were combined to represent casino gaming application files reviewed. During the first quarter of FY 2001-2002, these figures represent application files only. Beginning in second quarter of FY 2001-2002, this figure represents riverboat, land-based, racetrack and application files. The number of land-based casino application files reviewed during the fourth quarter in FY 2001-2002 was four.



