

| | COL A03 | COL A04 | COL A05 | |
|-------------------------------------|-------------|-------------|------------|----------------------|
| | AGY REQUEST | AGY REQ N/R | AG REQ ANZ | |
| | FY 2009-10 | FY 2009-10 | FY 2009-10 | |
| POS | AMOUNT | POS | AMOUNT | POS |
| | | | | AMOUNT |
| | | | | CODES |
| LEGAL AFFAIRS/ATTY GENERAL | | | | 41000000 |
| PGM: OFF/ATTORNEY GENERAL | | | | 41100000 |
| CIVIL ENFORCEMENT | | | | 41100100 |
| PUBLIC PROTECTION | | | | 12 |
| LEGAL REPRESENTATION | | | | <u>1203.00.00.00</u> |
| ESTIMATED EXPENDITURES | | | | 1000000 |
| ESTIMATED EXPENDITURES - OPERATIONS | | | | 1001000 |
| SALARY RATE | | | | 000000 |
| SALARY RATE..... | 28,088,585 | | | |
| ===== | | | | |
| SALARIES AND BENEFITS | | | | 010000 |
| GENERAL REVENUE FUND | | | | |
| -STATE | 2,239,556 | | | 1000 1 |
| -MATCH | 3,933,203 | | | 1000 2 |
| TOTAL GENERAL REVENUE FUND | 6,172,759 | | | 1000 |
| ===== | | | | |
| CRIMES COMPENSATION TF | | | | |
| -STATE | 240,636 | | | 2149 1 |
| ===== | | | | |
| FEDERAL GRANTS TRUST FUND | | | | |
| -FEDERL | 11,508,655 | | | 2261 3 |
| -RECPNT | 392,914 | | | 2261 9 |
| TOTAL FEDERAL GRANTS TRUST FUND | 11,901,569 | | | 2261 |
| ===== | | | | |
| LEGAL SERVICES TRUST FUND | | | | |
| -STATE | 10,553,796 | | | 2438 1 |
| ===== | | | | |
| LEGAL AFFAIRS REVOLVING TF | | | | |
| -STATE | 6,548,691 | | | 2439 1 |
| ===== | | | | |
| MOTOR VEHICLE WARRANTY TF | | | | |
| -STATE | 1,444,175 | | | 2492 1 |
| ===== | | | | |
| OPERATING TRUST FUND | | | | |
| -STATE | 500,000 | | | 2510 1 |
| ===== | | | | |
| TOTAL POSITIONS..... | 625.00 | | | |
| TOTAL APPRO..... | 37,361,626 | | | |
| ===== | | | | |
| OTHER PERSONAL SERVICES | | | | 030000 |
| GENERAL REVENUE FUND | | | | |
| -STATE | 28,244 | | | 1000 1 |
| -MATCH | 66,220 | | | 1000 2 |
| TOTAL GENERAL REVENUE FUND | 94,464 | | | 1000 |
| ===== | | | | |
| FEDERAL GRANTS TRUST FUND | | | | |
| -FEDERL | 125,709 | | | 2261 3 |
| ===== | | | | |
| LEGAL SERVICES TRUST FUND | | | | |
| -STATE | 210,834 | | | 2438 1 |
| ===== | | | | |
| MOTOR VEHICLE WARRANTY TF | | | | |
| -STATE | 85,512 | | | 2492 1 |
| ===== | | | | |

| | COL A03 | COL A04 | COL A05 | |
|-------------------------------------|-------------|-------------|------------|----------------------|
| | AGY REQUEST | AGY REQ N/R | AG REQ ANZ | |
| | FY 2009-10 | FY 2009-10 | FY 2009-10 | |
| POS | AMOUNT | POS | AMOUNT | POS |
| | | | | AMOUNT |
| | | | | CODES |
| LEGAL AFFAIRS/ATTY GENERAL | | | | 41000000 |
| PGM: OFF/ATTORNEY GENERAL | | | | 41100000 |
| CIVIL ENFORCEMENT | | | | 41100100 |
| PUBLIC PROTECTION | | | | 12 |
| LEGAL REPRESENTATION | | | | <u>1203.00.00.00</u> |
| ESTIMATED EXPENDITURES | | | | 1000000 |
| ESTIMATED EXPENDITURES - OPERATIONS | | | | 1001000 |
| OTHER PERSONAL SERVICES | | | | 030000 |
| TOTAL APPRO..... | 516,519 | | | |
| EXPENSES | | | | 040000 |
| GENERAL REVENUE FUND | | | | |
| -STATE | 329,055 | | | 1000 1 |
| -MATCH | 596,614 | | | 1000 2 |
| TOTAL GENERAL REVENUE FUND | 925,669 | | | 1000 |
| CRIMES COMPENSATION TF | | | | |
| -STATE | 29,466 | | | 2149 1 |
| FEDERAL GRANTS TRUST FUND | | | | |
| -FEDERL | 1,757,876 | | | 2261 3 |
| -RECPNT | 71,912 | | | 2261 9 |
| TOTAL FEDERAL GRANTS TRUST FUND | 1,829,788 | | | 2261 |
| LEGAL SERVICES TRUST FUND | | | | |
| -STATE | 1,485,200 | | | 2438 1 |
| LEGAL AFFAIRS REVOLVING TF | | | | |
| -STATE | 5,539 | | | 2439 1 |
| MOTOR VEHICLE WARRANTY TF | | | | |
| -STATE | 427,384 | | | 2492 1 |
| OPERATING TRUST FUND | | | | |
| -MATCH | 7,830 | | | 2510 2 |
| TOTAL APPRO..... | 4,710,876 | | | |
| OPERATING CAPITAL OUTLAY | | | | 060000 |
| GENERAL REVENUE FUND | | | | |
| -STATE | 15,283 | | | 1000 1 |
| -MATCH | 101,939 | | | 1000 2 |
| TOTAL GENERAL REVENUE FUND | 117,222 | | | 1000 |
| FEDERAL GRANTS TRUST FUND | | | | |
| -FEDERL | 305,816 | | | 2261 3 |
| LEGAL SERVICES TRUST FUND | | | | |
| -STATE | 520,700 | | | 2438 1 |
| LEGAL AFFAIRS REVOLVING TF | | | | |
| -STATE | 51,938 | | | 2439 1 |

| | COL A03 | COL A04 | COL A05 | |
|-------------------------------------|-------------|-------------|------------|---------------|
| | AGY REQUEST | AGY REQ N/R | AG REQ ANZ | |
| | FY 2009-10 | FY 2009-10 | FY 2009-10 | |
| POS | AMOUNT | POS | AMOUNT | POS |
| | | | | AMOUNT |
| | | | | CODES |
| LEGAL AFFAIRS/ATTY GENERAL | | | | 41000000 |
| PGM: OFF/ATTORNEY GENERAL | | | | 41100000 |
| CIVIL ENFORCEMENT | | | | 41100100 |
| PUBLIC PROTECTION | | | | 12 |
| LEGAL REPRESENTATION | | | | 1203.00.00.00 |
| ESTIMATED EXPENDITURES | | | | 1000000 |
| ESTIMATED EXPENDITURES - OPERATIONS | | | | 1001000 |
| OPERATING CAPITAL OUTLAY | | | | 060000 |
| MOTOR VEHICLE WARRANTY TF -STATE | 44,114 | | | 2492 1 |
| TOTAL APPRO..... | 1,039,790 | | | |
| SPECIAL CATEGORIES | | | | 100000 |
| ACQUISITION/MOTOR VEHICLES | | | | 100021 |
| GENERAL REVENUE FUND -MATCH | 56,175 | | | 1000 2 |
| FEDERAL GRANTS TRUST FUND -FEDERL | 203,551 | | | 2261 3 |
| TOTAL APPRO..... | 259,726 | | | |
| ANTITRUST INVESTIGATIONS | | | | 100119 |
| LEGAL AFFAIRS REVOLVING TF-STATE | 1,479,256 | | | 2439 1 |
| CONTRACTED SERVICES | | | | 100777 |
| GENERAL REVENUE FUND -STATE | 69,529 | | | 1000 1 |
| GENERAL REVENUE FUND -MATCH | 5,450 | | | 1000 2 |
| TOTAL GENERAL REVENUE FUND | 74,979 | | | 1000 |
| FEDERAL GRANTS TRUST FUND -FEDERL | 144,731 | | | 2261 3 |
| LEGAL SERVICES TRUST FUND -STATE | 719,580 | | | 2438 1 |
| MOTOR VEHICLE WARRANTY TF -STATE | 74,281 | | | 2492 1 |
| TOTAL APPRO..... | 1,013,571 | | | |
| ECONOMIC CRIME LITIGATION | | | | 101020 |
| LEGAL AFFAIRS REVOLVING TF-STATE | 5,062,841 | | | 2439 1 |

| | COL A03 | COL A04 | COL A05 | |
|-------------------------------------|-------------|-------------|------------|---------------|
| | AGY REQUEST | AGY REQ N/R | AG REQ ANZ | |
| | FY 2009-10 | FY 2009-10 | FY 2009-10 | |
| POS | AMOUNT | POS | AMOUNT | POS |
| | | | | AMOUNT |
| | | | | CODES |
| LEGAL AFFAIRS/ATTY GENERAL | | | | 41000000 |
| PGM: OFF/ATTORNEY GENERAL | | | | 41100000 |
| CIVIL ENFORCEMENT | | | | 41100100 |
| PUBLIC PROTECTION | | | | 12 |
| LEGAL REPRESENTATION | | | | 1203.00.00.00 |
| ESTIMATED EXPENDITURES | | | | 1000000 |
| ESTIMATED EXPENDITURES - OPERATIONS | | | | 1001000 |
| SPECIAL CATEGORIES | | | | 100000 |
| RISK MANAGEMENT INSURANCE | | | | 103241 |
| GENERAL REVENUE FUND -STATE | 14,242 | | | 1000 1 |
| GENERAL REVENUE FUND -MATCH | 32,101 | | | 1000 2 |
| TOTAL GENERAL REVENUE FUND | 46,343 | | | 1000 |
| FEDERAL GRANTS TRUST FUND -FEDERL | 101,080 | | | 2261 3 |
| LEGAL SERVICES TRUST FUND -STATE | 138,708 | | | 2438 1 |
| LEGAL AFFAIRS REVOLVING TF -STATE | 87,335 | | | 2439 1 |
| MOTOR VEHICLE WARRANTY TF -STATE | 9,740 | | | 2492 1 |
| TOTAL APPRO..... | 383,206 | | | |
| SALARY INCENTIVE PAYMENTS | | | | 103290 |
| GENERAL REVENUE FUND -STATE | 40,077 | | | 1000 1 |
| GENERAL REVENUE FUND -MATCH | 32,554 | | | 1000 2 |
| TOTAL GENERAL REVENUE FUND | 72,631 | | | 1000 |
| CRIMES COMPENSATION TF -STATE | 5,920 | | | 2149 1 |
| FEDERAL GRANTS TRUST FUND -FEDERL | 97,661 | | | 2261 3 |
| TOTAL APPRO..... | 176,212 | | | |
| TR/DMS/HR SVCS/STW CONTRCT | | | | 107040 |
| GENERAL REVENUE FUND -STATE | 34,687 | | | 1000 1 |
| GENERAL REVENUE FUND -MATCH | 23,543 | | | 1000 2 |
| TOTAL GENERAL REVENUE FUND | 58,230 | | | 1000 |
| FEDERAL GRANTS TRUST FUND -FEDERL | 76,647 | | | 2261 3 |
| FEDERAL GRANTS TRUST FUND -RECPNT | 3,208 | | | 2261 9 |

| | COL A03 | COL A04 | COL A05 | |
|--|-------------|-------------|------------|---------------|
| | AGY REQUEST | AGY REQ N/R | AG REQ ANZ | |
| | FY 2009-10 | FY 2009-10 | FY 2009-10 | |
| POS | AMOUNT | POS | AMOUNT | POS |
| | | | | AMOUNT |
| | | | | CODES |
| LEGAL AFFAIRS/ATTY GENERAL | | | | 41000000 |
| PGM: OFF/ATTORNEY GENERAL | | | | 41100000 |
| CIVIL ENFORCEMENT | | | | 41100100 |
| PUBLIC PROTECTION | | | | 12 |
| LEGAL REPRESENTATION | | | | 1203.00.00.00 |
| ESTIMATED EXPENDITURES | | | | 1000000 |
| ESTIMATED EXPENDITURES - OPERATIONS | | | | 1001000 |
| SPECIAL CATEGORIES | | | | 1000000 |
| TR/DMS/HR SVCS/STW CONTRCT | | | | 107040 |
| TOTAL FEDERAL GRANTS TRUST FUND | 79,855 | | | 2261 |
| GRANTS AND DONATIONS TF -FEDERL | 1,663 | | | 2339 3 |
| LEGAL SERVICES TRUST FUND -STATE | 71,343 | | | 2438 1 |
| LEGAL AFFAIRS REVOLVING TF-STATE | 36,078 | | | 2439 1 |
| MOTOR VEHICLE WARRANTY TF -STATE | 9,762 | | | 2492 1 |
| TOTAL APPRO..... | 256,931 | | | |
| DATA PROCESSING SERVICES | | | | 210000 |
| TRC - DMS | | | | 210010 |
| LEGAL AFFAIRS REVOLVING TF-STATE | 7,448 | | | 2439 1 |
| OTHER DATA PROCESSING SVCS | | | | 210014 |
| GENERAL REVENUE FUND -MATCH | 12,483 | | | 1000 2 |
| FEDERAL GRANTS TRUST FUND -FEDERL | 35,000 | | | 2261 3 |
| LEGAL SERVICES TRUST FUND -STATE | 192,081 | | | 2438 1 |
| TOTAL APPRO..... | 239,564 | | | |
| TOTAL: ESTIMATED EXPENDITURES - OPERATIONS | | | | 1001000 |
| TOTAL POSITIONS..... | 625.00 | | | |
| TOTAL ISSUE..... | 52,507,566 | | | |
| TOTAL SALARY RATE..... | 28,088,585 | | | |

| | COL A03 | COL A04 | COL A05 | |
|-----------------------------------|-------------|-------------|------------|----------------------|
| | AGY REQUEST | AGY REQ N/R | AG REQ ANZ | |
| | FY 2009-10 | FY 2009-10 | FY 2009-10 | |
| POS | AMOUNT | POS | AMOUNT | POS |
| | | | | AMOUNT |
| | | | | CODES |
| LEGAL AFFAIRS/ATTY GENERAL | | | | 41000000 |
| PGM: OFF/ATTORNEY GENERAL | | | | 41100000 |
| CIVIL ENFORCEMENT | | | | 41100100 |
| PUBLIC PROTECTION | | | | 12 |
| LEGAL REPRESENTATION | | | | <u>1203.00.00.00</u> |
| ESTIMATED EXPENDITURES | | | | 1000000 |
| ADJUSTMENT TO STATE HEALTH | | | | |
| INSURANCE PREMIUM CONTRIBUTION - | | | | |
| FISCAL YEAR 2008-09 | | | | 1001800 |
| SALARIES AND BENEFITS | | | | 010000 |
| GENERAL REVENUE FUND -STATE | 5,662 | | | 1000 1 |
| -MATCH | 9,944 | | | 1000 2 |
| TOTAL GENERAL REVENUE FUND | 15,606 | | | 1000 |
| CRIMES COMPENSATION TF -STATE | 605 | | | 2149 1 |
| FEDERAL GRANTS TRUST FUND -FEDERL | 29,120 | | | 2261 3 |
| -RECPNT | 994 | | | 2261 9 |
| TOTAL FEDERAL GRANTS TRUST FUND | 30,114 | | | 2261 |
| LEGAL SERVICES TRUST FUND -STATE | 26,702 | | | 2438 1 |
| LEGAL AFFAIRS REVOLVING TF-STATE | 16,570 | | | 2439 1 |
| MOTOR VEHICLE WARRANTY TF -STATE | 3,658 | | | 2492 1 |
| OPERATING TRUST FUND -STATE | 1,267 | | | 2510 1 |
| TOTAL APPRO..... | 94,522 | | | |
| ADJUSTMENT TO STATE LIFE AND | | | | |
| DISABILITY INSURANCE CONTRIBUTION | | | | |
| RATES - FISCAL YEAR 2008-09 | | | | 1001910 |
| SALARIES AND BENEFITS | | | | 010000 |
| GENERAL REVENUE FUND -STATE | 833- | | | 1000 1 |
| -MATCH | 1,462- | | | 1000 2 |
| TOTAL GENERAL REVENUE FUND | 2,295- | | | 1000 |
| CRIMES COMPENSATION TF -STATE | 89- | | | 2149 1 |
| FEDERAL GRANTS TRUST FUND -FEDERL | 4,283- | | | 2261 3 |
| -RECPNT | 146- | | | 2261 9 |

| | COL A03 | COL A04 | COL A05 | |
|-----------------------------------|-------------|-------------|------------|---------------|
| | AGY REQUEST | AGY REQ N/R | AG REQ ANZ | |
| | FY 2009-10 | FY 2009-10 | FY 2009-10 | |
| | POS | AMOUNT | POS | AMOUNT |
| | | | | AMOUNT |
| | | | | CODES |
| LEGAL AFFAIRS/ATTY GENERAL | | | | 41000000 |
| PGM: OFF/ATTORNEY GENERAL | | | | 41100000 |
| CIVIL ENFORCEMENT | | | | 41100100 |
| PUBLIC PROTECTION | | | | 12 |
| LEGAL REPRESENTATION | | | | 1203.00.00.00 |
| ESTIMATED EXPENDITURES | | | | 1000000 |
| ADJUSTMENT TO STATE LIFE AND | | | | |
| DISABILITY INSURANCE CONTRIBUTION | | | | |
| RATES - FISCAL YEAR 2008-09 | | | | 1001910 |
| SALARIES AND BENEFITS | | | | 010000 |
| TOTAL FEDERAL GRANTS TRUST FUND | | 4,429- | | 2261 |
| LEGAL SERVICES TRUST FUND -STATE | | 3,927- | | 2438 1 |
| LEGAL AFFAIRS REVOLVING TF-STATE | | 2,437- | | 2439 1 |
| MOTOR VEHICLE WARRANTY TF -STATE | | 538- | | 2492 1 |
| OPERATING TRUST FUND -STATE | | 187- | | 2510 1 |
| TOTAL APPRO..... | | 13,902- | | |
| NONRECURRING EXPENDITURES | | | | 2100000 |
| TRANSFER FUNDING TO TRUST FUNDS | | | | |
| FROM GENERAL REVENUE | | | | 2103023 |
| SALARIES AND BENEFITS | | | | 010000 |
| OPERATING TRUST FUND -STATE | | 500,000- | | 2510 1 |
| TRANSFER GENERAL REVENUE FUNDING | | | | |
| TO CRIMES COMPENSATION TRUST FUND | | | | |
| - ADD | | | | |
| SALARY RATE | | | | 2103024 |
| SALARY RATE..... | | 173,998- | | 000000 |
| SALARIES AND BENEFITS | | | | 010000 |
| CRIMES COMPENSATION TF -STATE | | 4.00- | | 2149 1 |
| CRIMES COMPENSATION TF -STATE | | 240,636- | | |

| | COL A03 | COL A04 | COL A05 | |
|---|-------------|-------------|------------|---------------|
| | AGY REQUEST | AGY REQ N/R | AG REQ ANZ | |
| | FY 2009-10 | FY 2009-10 | FY 2009-10 | |
| | POS | AMOUNT | POS | AMOUNT |
| | | | | AMOUNT |
| | | | | CODES |
| LEGAL AFFAIRS/ATTY GENERAL | | | | 41000000 |
| PGM: OFF/ATTORNEY GENERAL | | | | 41100000 |
| CIVIL ENFORCEMENT | | | | 41100100 |
| PUBLIC PROTECTION | | | | 12 |
| LEGAL REPRESENTATION | | | | 1203.00.00.00 |
| NONRECURRING EXPENDITURES | | | | 2100000 |
| TRANSFER GENERAL REVENUE FUNDING | | | | |
| TO CRIMES COMPENSATION TRUST FUND | | | | |
| - ADD | | | | 2103024 |
| EXPENSES | | | | 040000 |
| CRIMES COMPENSATION TF -STATE | | 29,466- | | 2149 1 |
| | | ===== | | |
| SPECIAL CATEGORIES | | | | 100000 |
| SALARY INCENTIVE PAYMENTS | | | | 103290 |
| CRIMES COMPENSATION TF -STATE | | 5,920- | | 2149 1 |
| | | ===== | | |
| TOTAL: TRANSFER GENERAL REVENUE FUNDING | | | | 2103024 |
| TO CRIMES COMPENSATION TRUST FUND | | | | |
| - ADD | | | | |
| TOTAL POSITIONS..... | 4.00- | | | |
| TOTAL ISSUE..... | | 276,022- | | |
| TOTAL SALARY RATE..... | 173,998- | | | |
| | | ===== | | |
| ANNUALIZATION OF ADMINISTERED | | | | |
| FUNDS APPROPRIATIONS | | | | 26A0000 |
| STATE HEALTH INSURANCE PREMIUM | | | | |
| CONTRIBUTION - 10 MONTHS | | | | |
| ANNUALIZATION | | | | 26A1800 |
| SALARIES AND BENEFITS | | | | 010000 |
| GENERAL REVENUE FUND -STATE | | 28,310 | | 1000 1 |
| -MATCH | | 49,720 | | 1000 2 |
| | | ----- | | |
| TOTAL GENERAL REVENUE FUND | | 78,030 | | 1000 |
| | | ===== | | |
| CRIMES COMPENSATION TF -STATE | | 3,025 | | 2149 1 |
| | | ===== | | |
| FEDERAL GRANTS TRUST FUND -FEDERL | | 145,600 | | 2261 3 |
| -RECPNT | | 4,970 | | 2261 9 |
| | | ----- | | |
| TOTAL FEDERAL GRANTS TRUST FUND | | 150,570 | | 2261 |
| | | ===== | | |
| LEGAL SERVICES TRUST FUND -STATE | | 133,510 | | 2438 1 |
| | | ===== | | |
| LEGAL AFFAIRS REVOLVING TF-STATE | | 82,850 | | 2439 1 |
| | | ===== | | |

| | COL A03 | COL A04 | COL A05 | |
|------------------------------------|-------------|-------------|------------|---------------|
| | AGY REQUEST | AGY REQ N/R | AG REQ ANZ | |
| | FY 2009-10 | FY 2009-10 | FY 2009-10 | |
| | POS | AMOUNT | POS | AMOUNT |
| | | | | AMOUNT |
| | | | | CODES |
| LEGAL AFFAIRS/ATTY GENERAL | | | | 41000000 |
| PGM: OFF/ATTORNEY GENERAL | | | | 41100000 |
| CIVIL ENFORCEMENT | | | | 41100100 |
| PUBLIC PROTECTION | | | | 12 |
| LEGAL REPRESENTATION | | | | 1203.00.00.00 |
| ANNUALIZATION OF ADMINISTERED | | | | |
| FUNDS APPROPRIATIONS | | | | 26A0000 |
| STATE HEALTH INSURANCE PREMIUM | | | | |
| CONTRIBUTION - 10 MONTHS | | | | |
| ANNUALIZATION | | | | 26A1800 |
| SALARIES AND BENEFITS | | | | 010000 |
| MOTOR VEHICLE WARRANTY TF -STATE | | 18,290 | | 2492 1 |
| OPERATING TRUST FUND -STATE | | 6,335 | | 2510 1 |
| TOTAL APPRO..... | | 472,610 | | |
| LIFE AND DISABILITY INSURANCE | | | | |
| REDUCTION - 6 MONTHS ANNUALIZATION | | | | 26A2000 |
| SALARIES AND BENEFITS | | | | 010000 |
| GENERAL REVENUE FUND -STATE | | 833- | | 1000 1 |
| -MATCH | | 1,462- | | 1000 2 |
| TOTAL GENERAL REVENUE FUND | | 2,295- | | 1000 |
| CRIMES COMPENSATION TF -STATE | | 89- | | 2149 1 |
| FEDERAL GRANTS TRUST FUND -FEDERL | | 4,283- | | 2261 3 |
| -RECPNT | | 146- | | 2261 9 |
| TOTAL FEDERAL GRANTS TRUST FUND | | 4,429- | | 2261 |
| LEGAL SERVICES TRUST FUND -STATE | | 3,927- | | 2438 1 |
| LEGAL AFFAIRS REVOLVING TF -STATE | | 2,437- | | 2439 1 |
| MOTOR VEHICLE WARRANTY TF -STATE | | 538- | | 2492 1 |
| OPERATING TRUST FUND -STATE | | 187- | | 2510 1 |
| TOTAL APPRO..... | | 13,902- | | |

| | COL A03 | COL A04 | COL A05 | |
|--|-------------|-------------|------------|---------------|
| | AGY REQUEST | AGY REQ N/R | AG REQ ANZ | |
| | FY 2009-10 | FY 2009-10 | FY 2009-10 | |
| POS | AMOUNT | POS | AMOUNT | POS AMOUNT |
| LEGAL AFFAIRS/ATTY GENERAL | | | | 41000000 |
| PGM: OFF/ATTORNEY GENERAL | | | | 41100000 |
| CIVIL ENFORCEMENT | | | | 41100100 |
| PUBLIC PROTECTION | | | | 12 |
| LEGAL REPRESENTATION | | | | 1203.00.00.00 |
| TRUST FUND REALIGNMENT PURSUANT TO SECTION 215.32, FLORIDA STATUTES | | | | 34F0000 |
| TRANSFER FUNDS FROM THE GRANTS AND DONATIONS TRUST FUND TO THE FEDERAL GRANTS TRUST FUND - ADD | | | | 34F0100 |
| SPECIAL CATEGORIES | | | | 100000 |
| TR/DMS/HR SVCS/STW CONTRCT | | | | 107040 |
| FEDERAL GRANTS TRUST FUND -FEDERL | 1,663 | | | 2261 3 |

AGENCY ISSUE NARRATIVE:

2009-2010 BUDGET YEAR NARRATIVE:

IT COMPONENT? NO

During the transfer of authority from the Grants and Donations Trust Fund to the Federal Grants Trust Fund in Fiscal Year 2008-09, \$1,665 remained in the Grants and Donations Trust Fund. Issues 34F0100 and 34F0200 shift the authority to the appropriate Federal Grants Trust Fund.

| | | | | |
|---|--------|--|--|---------|
| TRANSFER FUNDS FROM THE GRANTS AND DONATIONS TRUST FUND TO THE FEDERAL GRANTS TRUST FUND - DEDUCT | | | | 34F0200 |
| SPECIAL CATEGORIES | | | | 100000 |
| TR/DMS/HR SVCS/STW CONTRCT | | | | 107040 |
| GRANTS AND DONATIONS TF -FEDERL | 1,663- | | | 2339 3 |

AGENCY ISSUE NARRATIVE:

2009-2010 BUDGET YEAR NARRATIVE:

IT COMPONENT? NO

During the transfer of authority from the Grants and Donations Trust Fund to the Federal Grants Trust Fund in Fiscal Year 2008-09, \$1,665 remained in the Grants and Donations Trust Fund. Issues 34F0100 and 34F0200 shift the authority to the appropriate Federal Grants Trust Fund.

| | COL A03 | COL A04 | COL A05 | |
|--------------------------------|-------------|-------------|------------|---------------|
| | AGY REQUEST | AGY REQ N/R | AG REQ ANZ | |
| | FY 2009-10 | FY 2009-10 | FY 2009-10 | |
| | POS | AMOUNT | POS | AMOUNT |
| | | | | CODES |
| LEGAL AFFAIRS/ATTY GENERAL | | | | 41000000 |
| PGM: OFF/ATTORNEY GENERAL | | | | 41100000 |
| CIVIL ENFORCEMENT | | | | 41100100 |
| PUBLIC PROTECTION | | | | 12 |
| LEGAL REPRESENTATION | | | | 1203.00.00.00 |
| FUND SHIFT | | | | 3400000 |
| RESTORATION OF GENERAL REVENUE | | | | |
| FUNDING SHIFTS TO NONRECURRING | | | | |
| TRUST FUNDS | | | | 3401000 |
| SALARIES AND BENEFITS | | | | 010000 |
| GENERAL REVENUE FUND -STATE | 500,000 | | | 1000 1 |

AGENCY ISSUE NARRATIVE:

2009-2010 BUDGET YEAR NARRATIVE:

IT COMPONENT? NO

The Department of Legal Affairs/Office of Attorney General requests \$4,336,258 in General Revenue to replace the non-recurring "Transfer Funding to Trust Funds from General Revenue" fund shift appropriated by the legislature for Fiscal Year 2008-09. This fund shift was ten percent (10%) of the recurring General Revenue in the OAG budget. In Issue #3400110 the legislature provided for a non-recurring transfer of \$4,296,203 in Salaries and Benefits and \$40,055 in Expenses to the Operating Trust fund, the Administrative Trust Fund and the Legal Services Trust fund. The approach used by the legislature and OAG for the fund shift of these positions was to utilize cash derived from judgments brought in proceedings related to state or federal antitrust law or the Florida RICO Act and held in the account pending a final court decision or final distribution order. The monies recovered on behalf of consumers go to consumers or for their benefit. Monies recovered on behalf of local public entities go back to them. Monies recovered on behalf of state agencies must be deposited in the General Revenue Fund.

This issue requests the replacement of the trust funds appropriated in the following Budget Entities:

- \$500,000 in Civil Enforcement Budget Entity to the Operating Trust Fund
- \$2,914,055 in the Criminal / Civil Litigation Defense Budget Entity to the Operating Trust Fund
- \$597,203 in the Statewide Prosecution / Multi-Circuit Crime Budget Entity to the Operating Trust Fund
- \$275,000 in the Executive Direction and Support Services Budget Entity to the Administrative Trust Fund, and
- \$50,000 in the Executive Direction and Support Services Budget Entity to the Legal Services Trust Fund

These fund shifts have resulted in temporarily moving thirty attorneys and numerous support positions from General Revenue to the non-recurring moneys from these trust funds. The majority of the positions are in the Criminal Division. The Criminal Division is responsible for representing the State in all criminal appeals, as well as in post-conviction litigation at both the trial and appellate levels before state and federal courts.

The Criminal Division has had major increased workload each year over the last ten years with the growth in the budgets of the Court and State Attorneys and the increases in the number of persons entering prison and seeking appeals. However, the division has had no staff increases. The Criminal Division currently averages more than 24,000 open active cases per year, handled by 110 remaining criminal attorneys located in five (5) offices around Florida. The current number of open active cases reflects constantly growing caseloads, which is commensurate with the number of case filings in the appellate courts and federal courts. If the funding is not continued this will cause a reduction of over 20% of the attorneys and essentially shut down appeals in one of the five districts.

| | COL A03 | COL A04 | COL A05 | |
|--------------------------------|-------------|-------------|------------|---------------|
| | AGY REQUEST | AGY REQ N/R | AG REQ ANZ | |
| | FY 2009-10 | FY 2009-10 | FY 2009-10 | |
| POS | AMOUNT | POS | AMOUNT | POS |
| | | | | AMOUNT |
| | | | | CODES |
| LEGAL AFFAIRS/ATTY GENERAL | | | | 41000000 |
| PGM: OFF/ATTORNEY GENERAL | | | | 41100000 |
| CIVIL ENFORCEMENT | | | | 41100100 |
| PUBLIC PROTECTION | | | | 12 |
| LEGAL REPRESENTATION | | | | 1203.00.00.00 |
| FUND SHIFT | | | | 3400000 |
| RESTORATION OF GENERAL REVENUE | | | | |
| FUNDING SHIFTS TO NONRECURRING | | | | |
| TRUST FUNDS | | | | 3401000 |

This division also represents the State in all criminal litigation in the state appellate courts and all federal courts. A major goal of this division is to ensure that minimum delays occur in the appellate process and these cases result in a speedy and just conclusion.

This section also handles the Jimmy Ryce cases at the trial and appellate levels. These cases, while civil, are handled by attorneys who have familiarity with the criminal justice system and the civil rules of procedure. There are more than 245 cases per year for the 5 attorney positions assigned to the unit. These cases are case specific and time intensive because they operate on abbreviated timetables mandated by statutes. The purpose of the Ryce Act is to, upon completion of sentence, house individuals designated as sexual predator/offenders for treatment and evaluation.

The Capital Appeals Bureau of the Criminal Division handles appeals in all capital murder cases in which the death penalty has been imposed. The 17 Capital Appeals Attorneys in this bureau are responsible for representing the state in all direct appeals; serve as co-counsel with Florida's 20 state attorneys statewide in post-conviction cases in the trial courts; and litigate all collateral appeals and federal trial and appellate litigation. The current average caseload for the bureau is approximately 30 open cases per attorney. As with other criminal appeals, the number of filings in capital cases is driven by the number of defendants who appeal or litigate their convictions and sentences in a timely manner.

The fund shift in the Office of Statewide prosecution shifted five positions from this office and failure to restore these funds would severely reduce the effectiveness of the office in fighting multi-circuit crimes. The unit must already hold six positions vacant to meet the current reductions as well as not being able to fill two additional positions that will become vacant in January. Of these eight vacancies, one is a Bureau Chief. The unfilled vacancies currently leave one attorney to cover 20 counties throughout the panhandle.

The Office currently has three pending gang investigations that, despite the local Sheriffs' urging to do so, we cannot investigate fully at this time until we resolve other pending cases. There are several mortgage fraud cases not being worked for the same reason; until other cases are prosecuted, current staff cannot turn their attention to them until other cases are resolved.

The Statewide Prosecutor is a Constitutional Officer, charged by Section 16.56, Florida Statutes, with the responsibility to investigate and prosecute multi-circuit criminal activity and to assist state and local law enforcement in their efforts to combat organized crime. This office helps law enforcement protect the public by working with local law enforcement and regulatory agencies to prosecute those accused of fraud against the government, large scale consumer fraud particularly against the elderly; and violent crime. Typical crimes prosecuted within these categories include computer crimes, racketeering, antitrust violations, crimes involving fraud and deceit, perjury, usury, bribery, extortion, burglary, robbery, home invasions, anti-fencing violations, gambling, kidnapping, theft, murder, prostitution, carjacking, narcotics and counterfeit pharmaceutical drug violations, and solicitations or conspiracies to commit any of these crimes. This Office, in conjunction with the Attorney General's Cyber Crimes Section, also assists law enforcement

| | COL A03 | COL A04 | COL A05 | |
|--------------------------------|-------------|-------------|------------|---------------|
| | AGY REQUEST | AGY REQ N/R | AG REQ ANZ | |
| | FY 2009-10 | FY 2009-10 | FY 2009-10 | |
| POS | AMOUNT | POS | AMOUNT | POS |
| | | | | AMOUNT |
| | | | | CODES |
| LEGAL AFFAIRS/ATTY GENERAL | | | | 41000000 |
| PGM: OFF/ATTORNEY GENERAL | | | | 41100000 |
| CIVIL ENFORCEMENT | | | | 41100100 |
| PUBLIC PROTECTION | | | | 12 |
| LEGAL REPRESENTATION | | | | 1203.00.00.00 |
| FUND SHIFT | | | | 3400000 |
| RESTORATION OF GENERAL REVENUE | | | | |
| FUNDING SHIFTS TO NONRECURRING | | | | |
| TRUST FUNDS | | | | 3401000 |

and other prosecutors in prosecuting computer pornography and other crimes involving the sexual exploitation of children by the use of the Internet and computer networks.

The portion of the fund shift to the Administrative trust fund was based on \$275,000 in additional federal Indirect Cost due to the OAG based on an adjustment made to the Indirect Cost Rate. This additional indirect cost is not being realized by the state due to the General Revenue reductions to the Florida Medicaid Fraud Control Unit in the 4% holdback. The OAG earns federal indirect funds based on the expenditures of General Revenue used to match Federal Grants Trust Fund.

If the General Revenue is not available to continue these fund shifts used to pay these positions, the OAG requests that the funding be provided again from the Operating Trust Fund.

POSITION DETAIL OF SALARIES AND BENEFITS:

| | FTE | BASE RATE | ADDITIVES | BENEFITS | SUBTOTAL | LAPSE % | LAPSED SALARIES AND BENEFITS |
|---|-----|-----------|-----------|----------|----------|---------|------------------------------|
| A03 - AGY REQUEST FY 2009-10 | | | | | | | |
| CHANGES TO CURRENTLY AUTHORIZED POSITIONS | | | | | | | |
| OTHER SALARY AMOUNT | | | | | | | |
| 1000 GENERAL REVENUE FUND | | | | | | | 500,000 |
| | | | | | | | ----- |
| | | | | | | | 500,000 |
| | | | | | | | ===== |

| | COL A03 | COL A04 | COL A05 | |
|---------------------------------------|-------------|-------------|------------|---------------|
| | AGY REQUEST | AGY REQ N/R | AG REQ ANZ | |
| | FY 2009-10 | FY 2009-10 | FY 2009-10 | |
| | POS | AMOUNT | POS | AMOUNT |
| | | | | AMOUNT |
| | | | | CODES |
| LEGAL AFFAIRS/ATTY GENERAL | | | | 41000000 |
| PGM: OFF/ATTORNEY GENERAL | | | | 41100000 |
| CIVIL ENFORCEMENT | | | | 41100100 |
| PUBLIC PROTECTION | | | | 12 |
| LEGAL REPRESENTATION | | | | 1203.00.00.00 |
| FUND SHIFT | | | | 3400000 |
| RESTORATION OF GENERAL REVENUE | | | | |
| FUNDING - CRIMES COMPENSATION | | | | |
| TRUST FUND - ADD | | | | 3402000 |
| SALARY RATE | | | | 000000 |
| SALARY RATE..... | 173,998 | | | |
| ===== | | | | |
| SALARIES AND BENEFITS | | | | 010000 |
| GENERAL REVENUE FUND | 4.00 | | | |
| -STATE | | 240,636 | | 1000 1 |
| ===== | | | | |
| EXPENSES | | | | 040000 |
| GENERAL REVENUE FUND | | | | |
| -STATE | | 29,466 | | 1000 1 |
| ===== | | | | |
| SPECIAL CATEGORIES | | | | 100000 |
| SALARY INCENTIVE PAYMENTS | | | | 103290 |
| GENERAL REVENUE FUND | | | | |
| -STATE | | 5,920 | | 1000 1 |
| ===== | | | | |
| TOTAL: RESTORATION OF GENERAL REVENUE | | | | 3402000 |
| FUNDING - CRIMES COMPENSATION | | | | |
| TRUST FUND - ADD | | | | |
| TOTAL POSITIONS..... | 4.00 | | | |
| TOTAL ISSUE..... | | 276,022 | | |
| TOTAL SALARY RATE..... | 173,998 | | | |
| ===== | | | | |

AGENCY ISSUE NARRATIVE:

2009-2010 BUDGET YEAR NARRATIVE: IT COMPONENT? NO

This issue is in five Budget Entities requesting 19 positions, 818,219 in rate and \$1,259,611 in General Revenue in total to continue the employment of these nineteen positions critical to the agency operations. The FY 2008-09 GAA transferred 19 positions 818,219 in rate and \$1,321,202 from General Revenue to the Crimes Compensation Trust Fund. This issue requests the transfer of these positions and the operating funds necessary to continue these positions back to the General Revenue fund. General Revenue is the most appropriate fund for the positions. The issue was input into the non-recurring column so the positions, rate and Crimes Compensation Trust Fund authority have been deleted from the budget of the Office of the Attorney General (OAG.)

This issue was distributed across all budget entities containing General Revenue in the OAG proportionate to the General

| | COL A03 | COL A04 | COL A05 | |
|--------------------------------|-------------|-------------|------------|---------------|
| | AGY REQUEST | AGY REQ N/R | AG REQ ANZ | |
| | FY 2009-10 | FY 2009-10 | FY 2009-10 | |
| POS | AMOUNT | POS | AMOUNT | POS |
| | | | | AMOUNT |
| | | | | CODES |
| LEGAL AFFAIRS/ATTY GENERAL | | | | 41000000 |
| PGM: OFF/ATTORNEY GENERAL | | | | 41100000 |
| CIVIL ENFORCEMENT | | | | 41100100 |
| PUBLIC PROTECTION | | | | 12 |
| LEGAL REPRESENTATION | | | | 1203.00.00.00 |
| FUND SHIFT | | | | 3400000 |
| RESTORATION OF GENERAL REVENUE | | | | |
| FUNDING - CRIMES COMPENSATION | | | | |
| TRUST FUND - ADD | | | | 3402000 |

Revenue in the Budget Entity. The OAG is requesting:

- 4 FTE and \$276,022 in Civil Enforcement Budget Entity
- 1 FTE and \$ 89,303 in the Constitutional Legal Services Budget Entity
- 7 FTE and \$473,956 in the Criminal / Civil Litigation Defense Budget Entity
- 4 FTE and \$210,804 in the Executive Direction and Support Services Budget Entity
- 3 FTE and \$209,526 in the Statewide Prosecution / Multi-Circuit Crime Budget Entity

If the General Revenue is not available to continue these positions, the OAG requests that the funding be provided again from the Crimes Compensation Trust fund.

Impact of Not Funding In Civil Enforcement

The General Revenue in the Civil Enforcement Budget Entity is primarily used to match federal funds 25% to 75% for the Medicaid Fraud Control Unit. The Medicaid Fraud Control Unit provides enough General Revenue to the State to more than pay for the cost of the unit. However, as the General Revenue in the unit was included in the fund shift, OAG must make cuts in the unit to meet cuts to Civil Enforcement. If the \$276,022 in General Revenue for these positions is eliminated the actual cut would require 16 positions and a reduction of \$1.1 million (\$828,066 Federal Grants Trust Fund) in this critical function. The unit is currently in a hiring freeze to meet the four percent holdback required of the agency. This reduction would further jeopardize the over \$10 million the unit has provided to General Revenue over the last fiscal year.

The Medicaid Fraud Control Unit (MFCU) investigates the business practices of doctors, dentists, clinics, and other health care providers who bill for services never performed or who charge more than authorized for services rendered. The unit also investigates the abuse, neglect, and exploitation of residents of long-term care facilities who are elderly, ill, and/or mentally or physically disabled.

Health care fraud is an immense societal problem, both nationally and within Florida's \$16 billion-a-year Medicaid program. The MFCU is responsible for policing the Medicaid Program, as well as investigating allegations of corruption and fraud in the program's management.

The MFCU is also responsible for investigating the physical abuse, neglect, and financial exploitation of patients residing in long-term care facilities such as nursing homes, facilities for the mentally and physically disabled and assisted care living facilities. The quality of care being provided to Florida's ill, elderly, and disabled citizens is an issue of great concern and a priority within the MFCU.

The MFCU provides a Patient Abuse, Neglect and Exploitation (PANE) Project consisting of a collaborative effort among

| | COL A03 | COL A04 | COL A05 | |
|--------------------------------|-------------|-------------|------------|---------------|
| | AGY REQUEST | AGY REQ N/R | AG REQ ANZ | |
| | FY 2009-10 | FY 2009-10 | FY 2009-10 | |
| | POS | AMOUNT | POS | AMOUNT |
| | | | | AMOUNT |
| | | | | CODES |
| LEGAL AFFAIRS/ATTY GENERAL | | | | 41000000 |
| PGM: OFF/ATTORNEY GENERAL | | | | 41100000 |
| CIVIL ENFORCEMENT | | | | 41100100 |
| PUBLIC PROTECTION | | | | 12 |
| LEGAL REPRESENTATION | | | | 1203.00.00.00 |
| FUND SHIFT | | | | 3400000 |
| RESTORATION OF GENERAL REVENUE | | | | |
| FUNDING - CRIMES COMPENSATION | | | | |
| TRUST FUND - ADD | | | | 3402000 |

POSITION DETAIL OF SALARIES AND BENEFITS:

| | FTE | BASE RATE | ADDITIVES | BENEFITS | SUBTOTAL | LAPSE % | LAPSED SALARIES AND BENEFITS |
|---|------|-----------|-----------|----------|----------|---------|------------------------------|
| A03 - AGY REQUEST FY 2009-10 | | | | | | | |
| CHANGES TO CURRENTLY AUTHORIZED POSITIONS | | | | | | | |
| TOTALS FOR ISSUE BY FUND | | | | | | | |
| 1000 GENERAL REVENUE FUND | | | | | | | 238,342 |
| | 4.00 | 173,998 | | 64,344 | 238,342 | | 238,342 |
| OTHER SALARY AMOUNT | | | | | | | |
| 1000 GENERAL REVENUE FUND | | | | | | | 2,294 |
| | | | | | | | 240,636 |

| | | | | | |
|--|---------|---------|--|--|---------|
| LEGAL AFFAIRS | | | | | 4000000 |
| ECONOMIC CRIMES DIVISION ADDITIONAL STAFFING | | | | | 4000850 |
| SALARY RATE | | | | | 000000 |
| SALARY RATE..... | 364,507 | | | | |
| SALARIES AND BENEFITS | 8.00 | | | | 010000 |
| LEGAL AFFAIRS REVOLVING TF-STATE | | 499,087 | | | 2439 1 |

| | COL A03 | COL A04 | COL A05 | |
|---|-------------|-------------|------------|---------------|
| | AGY REQUEST | AGY REQ N/R | AG REQ ANZ | |
| | FY 2009-10 | FY 2009-10 | FY 2009-10 | |
| POS | AMOUNT | POS | AMOUNT | POS |
| | | | | AMOUNT |
| | | | | CODES |
| LEGAL AFFAIRS/ATTY GENERAL | | | | 41000000 |
| PGM: OFF/ATTORNEY GENERAL | | | | 41100000 |
| CIVIL ENFORCEMENT | | | | 41100100 |
| PUBLIC PROTECTION | | | | 12 |
| LEGAL REPRESENTATION | | | | 1203.00.00.00 |
| LEGAL AFFAIRS | | | | 4000000 |
| ECONOMIC CRIMES DIVISION ADDITIONAL STAFFING | | | | 4000850 |
| SPECIAL CATEGORIES | | | | 100000 |
| ECONOMIC CRIME LITIGATION | | | | 101020 |
| LEGAL AFFAIRS REVOLVING TF-STATE | 90,389 | 34,855 | | 2439 1 |
| TOTAL: ECONOMIC CRIMES DIVISION ADDITIONAL STAFFING | | | | 4000850 |
| TOTAL POSITIONS..... | 8.00 | | | |
| TOTAL ISSUE..... | 589,476 | 34,855 | | |
| TOTAL SALARY RATE..... | 364,507 | | | |

AGENCY ISSUE NARRATIVE:

2009-2010 BUDGET YEAR NARRATIVE:

IT COMPONENT? NO

The Economic Crimes Division is charged with protecting consumers from fraud and other financial exploitation. The division's attorneys, investigators and staff focus on enforcing the Florida Deceptive and Unfair Trade Practices Act (FDUPTA) and the Florida Racketeer Influenced and Corrupt Organizations Act (RICO). The ever-changing caseload includes fraud against seniors, telemarketing fraud, work-at-home scams, direct mail sweepstakes offers, moving companies, credit repair scams, negative options sales tactics, automobile sales and leasing practices, multi-level marketing, charitable solicitation scams, computer related crime and price gouging. In Fiscal Year 2007-08 the division had settlements totaling \$182.8 million. \$68.5 million was in Multistate Settlements, judgments and transfers to other state agencies and other designated entities. \$102.4 million was restitution provided to consumers with an estimated 40% going to Florida consumers. The fees and costs collected from pursuing these cases totaled \$11.8 million and funded the division's total operating budget. The expansion of the unit will provide the additional revenues needed to fund the unit. While the number of cases involving major corporate targets has grown significantly, the efforts of this division are limited by the growing caseload and the time-consuming nature of these cases.

The Office of the Attorney General (OAG) is requesting two Assistant Attorney General positions. One position will be located in the Jacksonville Bureau and the other will be located in the Cyberfraud Section of the Tallahassee Bureau. Jacksonville is currently staffed with a single attorney handling all cases for the 11 counties of northeast Florida. As in Jacksonville, the Tallahassee section is currently staffed with a single attorney.

The Economic Crimes Division has 19 attorneys directly working cases. The division has a workload of 475 cases and investigations, averaging 25 cases per attorney. It takes an average of 2.3 years to work a case with attorneys closing an average of 10 cases per year. This past fiscal year the division opened 242 new cases so the overall workload is growing each year. For example, on a case against AT&T Mobility an attorney spend 1,100 work hours on the case over a two year period. The case ended in a settlement awarding \$10 million in restitution to Florida consumers, \$2.5 million towards the OAG's fees and costs and \$500,000 to be used for the OAG's Internet Safety Campaign. With the addition of two new positions, the division would be able to open and close more cases per year resulting in additional restitution

| | COL A03 | COL A04 | COL A05 | |
|-------------------------------------|-------------|-------------|------------|---------------|
| | AGY REQUEST | AGY REQ N/R | AG REQ ANZ | |
| | FY 2009-10 | FY 2009-10 | FY 2009-10 | |
| POS | AMOUNT | POS | AMOUNT | POS |
| | | | | AMOUNT |
| | | | | CODES |
| LEGAL AFFAIRS/ATTY GENERAL | | | | 41000000 |
| PGM: OFF/ATTORNEY GENERAL | | | | 41100000 |
| CIVIL ENFORCEMENT | | | | 41100100 |
| PUBLIC PROTECTION | | | | 12 |
| LEGAL REPRESENTATION | | | | 1203.00.00.00 |
| LEGAL AFFAIRS | | | | 4000000 |
| ECONOMIC CRIMES DIVISION ADDITIONAL | | | | |
| STAFFING | | | | 4000850 |

for the citizens of Florida, and improved consumer protection against fraud.

Four Financial Investigator positions are needed across the state to handle the growth in various types of economic crimes. New positions are needed in Ft. Lauderdale, Orlando, Tallahassee and Tampa. The caseload state-wide for investigators has grown by over 100 cases in the last fiscal year. With the addition of these 4 positions more case investigations will be completed allowing the attorneys to clear more cases per year. The average workload for current investigative staff is 29.7 cases per investigator. Experience has shown that a workload of over 20 cases per investigator causes delays in completing the investigation part of a case. The additional four Investigators will drop the workload to 22.6 cases per investigator, a much more manageable workload.

A Senior Financial Investigator position is needed for the Tallahassee Bureau. This investigator will assist in handling the growth in fraud cases and will serve as a mentor and expert resource for the other investigators in the office. All of the other large bureaus around the state have a Senior Financial Investigator, but this position does not exist in the Tallahassee Bureau. This position will allow for better case control in the office, help with the case load, and give the current investigators a career path to follow. The position will also assist the single investigator assigned to the Jacksonville Bureau, so that there will be enough investigatory assistance for the two attorneys that will be assigned to that location.

A Paralegal Specialist position is needed in the Ft. Lauderdale Bureau. All of the large bureaus have a paralegal except for Ft. Lauderdale. More and more courts are requiring trial evidence to be presented in electronic format, using the Summation computer program. This bureau needs a paralegal to properly prepare evidence when a case has to go to litigation. Paralegals are trained in using Summation, along with assisting attorneys with exhibit and document organization, drafting of anticipated motions and responses, and performing legal research. A tremendous amount of case evidence is now submitted in electronic format and a paralegal is needed to help sort through that evidence and to put it in a logical format that can be used in court. This additional resource would allow the Ft. Lauderdale Bureau to be even more successful in their efforts to fight fraud in south Florida.

The standard Expense, Operating Capital Outlay and Human Resource Services package was used to determine the amount necessary for the Economic Crime Litigation Special Category.

Expense
 7 FTE @ 10,112 Recurring and 3,412 Nonrecurring
 1 FTE @ 8,397 Recurring and 2,971 Nonrecurring
 Operating Capital Outlay
 8 FTE @ 1,000 Recurring and 1,000 Nonrecurring
 Human Resource Services
 8 FTE @ 401 Recurring

| | COL A03 | COL A04 | COL A05 | |
|--|-------------|-------------|------------|----------------------|
| | AGY REQUEST | AGY REQ N/R | AG REQ ANZ | |
| | FY 2009-10 | FY 2009-10 | FY 2009-10 | |
| POS | AMOUNT | POS | AMOUNT | POS |
| | | | | AMOUNT |
| | | | | CODES |
| LEGAL AFFAIRS/ATTY GENERAL | | | | 41000000 |
| PGM: OFF/ATTORNEY GENERAL | | | | 41100000 |
| CIVIL ENFORCEMENT | | | | 41100100 |
| PUBLIC PROTECTION | | | | 12 |
| LEGAL REPRESENTATION | | | | <u>1203.00.00.00</u> |
| LEGAL AFFAIRS | | | | 4000000 |
| ECONOMIC CRIMES DIVISION ADDITIONAL STAFFING | | | | 4000850 |

POSITION DETAIL OF SALARIES AND BENEFITS:

| | FTE | BASE RATE | ADDITIVES | BENEFITS | SUBTOTAL | LAPSE % | LAPSED SALARIES AND BENEFITS |
|---|-------|-----------|-----------|----------|----------|---------|------------------------------|
| A03 - AGY REQUEST FY 2009-10 | | | | | | | |
| NEW POSITIONS | | | | | | | |
| 7703 PARALEGAL SPECIALIST | | | | | | | |
| R0003 101 | 1.00 | 23,574 | | 12,555 | 36,129 | 0.00 | 36,129 |
| 8326 FINANCIAL INVESTIGATOR-ECONOMIC CRIMES | | | | | | | |
| R0002 101 | 4.00 | 198,472 | | 68,680 | 267,152 | 0.00 | 267,152 |
| 8351 SENIOR FINANCIAL INVESTIGATOR | | | | | | | |
| R0004 101 | 1.00 | 38,809 | | 15,255 | 54,064 | 0.00 | 54,064 |
| 7746 ASSISTANT ATTORNEY GENERAL-DLA | | | | | | | |
| R0001 101 | 2.00 | 103,652 | | 38,090 | 141,742 | 0.00 | 141,742 |
| ----- | | | | | | | |
| TOTALS FOR ISSUE BY FUND | | | | | | | |
| 2439 LEGAL AFFAIRS REVOLVING TF | | | | | | | 499,087 |
| | 8.00 | 364,507 | | 134,580 | 499,087 | | 499,087 |
| | ===== | ===== | ===== | ===== | ===== | | ===== |

| | | | | | | | |
|-----------------------------|------------|--------|-------|-------|-------|--|----------------------|
| TOTAL: LEGAL REPRESENTATION | | | | | | | <u>1203.00.00.00</u> |
| BY FUND TYPE | | | | | | | |
| GENERAL REVENUE FUND | 8,496,023 | | | | | | 1000 |
| TRUST FUNDS | 45,140,347 | 34,855 | | | | | 2000 |
| ----- | | | | | | | |
| TOTAL POSITIONS..... | 633.00 | | | | | | |
| TOTAL PROG COMP..... | 53,636,370 | 34,855 | | | | | |
| TOTAL SALARY RATE..... | 28,453,092 | | | | | | |
| | ===== | ===== | ===== | ===== | ===== | | ===== |

| | COL A03 | COL A04 | COL A05 | |
|-------------------------------------|-------------|-------------|------------|---------------|
| | AGY REQUEST | AGY REQ N/R | AG REQ ANZ | |
| | FY 2009-10 | FY 2009-10 | FY 2009-10 | |
| POS | AMOUNT | POS | AMOUNT | POS |
| | | | | AMOUNT |
| | | | | CODES |
| LEGAL AFFAIRS/ATTY GENERAL | | | | 41000000 |
| PGM: OFF/ATTORNEY GENERAL | | | | 41100000 |
| CONSTITUTIONAL LEGAL SVCS | | | | 41100200 |
| PUBLIC PROTECTION | | | | 12 |
| LEGAL REPRESENTATION | | | | 1203.00.00.00 |
| ESTIMATED EXPENDITURES | | | | 1000000 |
| ESTIMATED EXPENDITURES - OPERATIONS | | | | 1001000 |
| SALARY RATE | | | | 000000 |
| SALARY RATE..... | 1,587,465 | | | |
| ===== | | | | |
| SALARIES AND BENEFITS | | | | 010000 |
| GENERAL REVENUE FUND -STATE | 1,936,844 | | | 1000 1 |
| CRIMES COMPENSATION TF -STATE | 69,075 | | | 2149 1 |
| OPERATING TRUST FUND -STATE | 96,438 | | | 2510 1 |
| TOTAL POSITIONS..... | 24.50 | | | |
| TOTAL APPRO..... | 2,102,357 | | | |
| ===== | | | | |
| OTHER PERSONAL SERVICES | | | | 030000 |
| GENERAL REVENUE FUND -STATE | 15,529 | | | 1000 1 |
| CRIMES COMPENSATION TF -STATE | 6,225 | | | 2149 1 |
| TOTAL APPRO..... | 21,754 | | | |
| ===== | | | | |
| EXPENSES | | | | 040000 |
| GENERAL REVENUE FUND -STATE | 174,301 | | | 1000 1 |
| CRIMES COMPENSATION TF -STATE | 5,443 | | | 2149 1 |
| TOTAL APPRO..... | 179,744 | | | |
| ===== | | | | |
| OPERATING CAPITAL OUTLAY | | | | 060000 |
| GENERAL REVENUE FUND -STATE | 17,862 | | | 1000 1 |
| CRIMES COMPENSATION TF -STATE | 6,300 | | | 2149 1 |
| TOTAL APPRO..... | 24,162 | | | |
| ===== | | | | |

| | COL A03 | COL A04 | COL A05 | |
|--|-------------|-------------|------------|---------------|
| | AGY REQUEST | AGY REQ N/R | AG REQ ANZ | |
| | FY 2009-10 | FY 2009-10 | FY 2009-10 | |
| | POS | AMOUNT | POS | AMOUNT |
| | | | | AMOUNT |
| | | | | CODES |
| LEGAL AFFAIRS/ATTY GENERAL | | | | 41000000 |
| PGM: OFF/ATTORNEY GENERAL | | | | 41100000 |
| CONSTITUTIONAL LEGAL SVCS | | | | 41100200 |
| PUBLIC PROTECTION | | | | 12 |
| LEGAL REPRESENTATION | | | | 1203.00.00.00 |
| ESTIMATED EXPENDITURES | | | | 1000000 |
| ESTIMATED EXPENDITURES - OPERATIONS | | | | 1001000 |
| SPECIAL CATEGORIES | | | | 100000 |
| CONTRACTED SERVICES | | | | 100777 |
| GENERAL REVENUE FUND -STATE | | 5,920 | | 1000 1 |
| RISK MANAGEMENT INSURANCE | | | | 103241 |
| GENERAL REVENUE FUND -STATE | | 13,585 | | 1000 1 |
| TR/DMS/HR SVCS/STW CONTRCT | | | | 107040 |
| GENERAL REVENUE FUND -STATE | | 6,999 | | 1000 1 |
| CRIMES COMPENSATION TF -STATE | | 2,260 | | 2149 1 |
| GRANTS AND DONATIONS TF -STATE | | 9 | | 2339 1 |
| OPERATING TRUST FUND -STATE | | 463 | | 2510 1 |
| TOTAL APPRO..... | | 9,731 | | |
| TOTAL: ESTIMATED EXPENDITURES - OPERATIONS | | | | 1001000 |
| TOTAL POSITIONS..... | 24.50 | | | |
| TOTAL ISSUE..... | | 2,357,253 | | |
| TOTAL SALARY RATE..... | | 1,587,465 | | |
| ADJUSTMENT TO STATE HEALTH | | | | |
| INSURANCE PREMIUM CONTRIBUTION - | | | | |
| FISCAL YEAR 2008-09 | | | | 1001800 |
| SALARIES AND BENEFITS | | | | 010000 |
| GENERAL REVENUE FUND -STATE | | 3,583 | | 1000 1 |
| CRIMES COMPENSATION TF -STATE | | 128 | | 2149 1 |
| OPERATING TRUST FUND -STATE | | 179 | | 2510 1 |
| TOTAL APPRO..... | | 3,890 | | |

| | COL A03 | | COL A04 | | COL A05 | | CODES |
|---|---------------------------|-----|---------------------------|-----|--------------------------|-----|----------------------|
| | AGY REQUEST FY 2009-10 | POS | AGY REQ N/R FY 2009-10 | POS | AG REQ ANZ FY 2009-10 | POS | |
| LEGAL AFFAIRS/ATTY GENERAL | | | | | | | 41000000 |
| PGM: OFF/ATTORNEY GENERAL | | | | | | | 41100000 |
| CONSTITUTIONAL LEGAL SVCS | | | | | | | 41100200 |
| PUBLIC PROTECTION | | | | | | | 12 |
| LEGAL REPRESENTATION | | | | | | | <u>1203.00.00.00</u> |
| ESTIMATED EXPENDITURES | | | | | | | 1000000 |
| ADJUSTMENT TO STATE LIFE AND DISABILITY INSURANCE CONTRIBUTION RATES - FISCAL YEAR 2008-09 SALARIES AND BENEFITS | | | | | | | 1001910 010000 |
| GENERAL REVENUE FUND -STATE | 1,225- | | | | | | 1000 1 |
| CRIMES COMPENSATION TF -STATE | 44- | | | | | | 2149 1 |
| OPERATING TRUST FUND -STATE | 61- | | | | | | 2510 1 |
| TOTAL APPRO..... | 1,330- | | | | | | |
| NONRECURRING EXPENDITURES | | | | | | | 2100000 |
| TRANSFER GENERAL REVENUE FUNDING TO CRIMES COMPENSATION TRUST FUND - ADD | | | | | | | 2103024 000000 |
| SALARY RATE | | | | | | | |
| SALARY RATE..... | 52,341- | | | | | | |
| SALARIES AND BENEFITS | | | | | | | 010000 |
| CRIMES COMPENSATION TF -STATE | 1.00- | | 69,075- | | | | 2149 1 |
| OTHER PERSONAL SERVICES | | | | | | | 030000 |
| CRIMES COMPENSATION TF -STATE | | | 6,225- | | | | 2149 1 |
| EXPENSES | | | | | | | 040000 |
| CRIMES COMPENSATION TF -STATE | | | 5,443- | | | | 2149 1 |
| OPERATING CAPITAL OUTLAY | | | | | | | 060000 |
| CRIMES COMPENSATION TF -STATE | | | 6,300- | | | | 2149 1 |

| | COL A03 | COL A04 | COL A05 | |
|---|-------------|-------------|------------|---------------|
| | AGY REQUEST | AGY REQ N/R | AG REQ ANZ | |
| | FY 2009-10 | FY 2009-10 | FY 2009-10 | |
| | POS | AMOUNT | POS | AMOUNT |
| | | | | AMOUNT |
| | | | | CODES |
| LEGAL AFFAIRS/ATTY GENERAL | | | | 41000000 |
| PGM: OFF/ATTORNEY GENERAL | | | | 41100000 |
| CONSTITUTIONAL LEGAL SVCS | | | | 41100200 |
| PUBLIC PROTECTION | | | | 12 |
| LEGAL REPRESENTATION | | | | 1203.00.00.00 |
| NONRECURRING EXPENDITURES | | | | 2100000 |
| TRANSFER GENERAL REVENUE FUNDING | | | | |
| TO CRIMES COMPENSATION TRUST FUND | | | | |
| - ADD | | | | 2103024 |
| SPECIAL CATEGORIES | | | | 100000 |
| TR/DMS/HR SVCS/STW CONTRCT | | | | 107040 |
| CRIMES COMPENSATION TF -STATE | | 2,260- | | 2149 1 |
| TOTAL: TRANSFER GENERAL REVENUE FUNDING | | | | 2103024 |
| TO CRIMES COMPENSATION TRUST FUND | | | | |
| - ADD | | | | |
| TOTAL POSITIONS..... | 1.00- | | | |
| TOTAL ISSUE..... | | 89,303- | | |
| TOTAL SALARY RATE..... | 52,341- | | | |
| ANNUALIZATION OF ADMINISTERED FUNDS APPROPRIATIONS | | | | 26A0000 |
| STATE HEALTH INSURANCE PREMIUM CONTRIBUTION - 10 MONTHS ANNUALIZATION | | | | 26A1800 |
| SALARIES AND BENEFITS | | | | 010000 |
| GENERAL REVENUE FUND -STATE | | 17,915 | | 1000 1 |
| CRIMES COMPENSATION TF -STATE | | 640 | | 2149 1 |
| OPERATING TRUST FUND -STATE | | 895 | | 2510 1 |
| TOTAL APPRO..... | | 19,450 | | |
| LIFE AND DISABILITY INSURANCE REDUCTION - 6 MONTHS ANNUALIZATION | | | | 26A2000 |
| SALARIES AND BENEFITS | | | | 010000 |
| GENERAL REVENUE FUND -STATE | | 1,225- | | 1000 1 |
| CRIMES COMPENSATION TF -STATE | | 44- | | 2149 1 |
| OPERATING TRUST FUND -STATE | | 61- | | 2510 1 |
| TOTAL APPRO..... | | 1,330- | | |

| | COL A03 | COL A04 | COL A05 | |
|------------------------------------|-------------|-------------|------------|---------------|
| | AGY REQUEST | AGY REQ N/R | AG REQ ANZ | |
| | FY 2009-10 | FY 2009-10 | FY 2009-10 | |
| POS | AMOUNT | POS | AMOUNT | POS |
| | | | | AMOUNT |
| | | | | CODES |
| LEGAL AFFAIRS/ATTY GENERAL | | | | 41000000 |
| PGM: OFF/ATTORNEY GENERAL | | | | 41100000 |
| CONSTITUTIONAL LEGAL SVCS | | | | 41100200 |
| PUBLIC PROTECTION | | | | 12 |
| LEGAL REPRESENTATION | | | | 1203.00.00.00 |
| TRUST FUND REALIGNMENT PURSUANT TO | | | | |
| SECTION 215.32, FLORIDA STATUTES | | | | 34F0000 |
| TRANSFER FUNDS FROM THE GRANTS AND | | | | |
| DONATIONS TRUST FUND TO THE | | | | |
| OPERATING TRUST FUND - ADD | | | | 34F0300 |
| SPECIAL CATEGORIES | | | | 100000 |
| TR/DMS/HR SVCS/STW CONTRCT | | | | 107040 |
| OPERATING TRUST FUND | | | | 2510 |
| -STATE | 9 | | | 1 |

AGENCY ISSUE NARRATIVE:

2009-2010 BUDGET YEAR NARRATIVE:

IT COMPONENT? NO

During the transfer of authority from the Grants and Donations Trust Fund to the Operating Trust Fund in Fiscal Year 2008-09, \$56 remained in the Grants and Donations Trust Fund. Issues 34F0300 and 34F0400 shift the authority to the appropriate Operating Trust Fund.

| | | | | |
|--------------------------------|----|--|--|---------|
| TRANSFER FUNDS FROM THE GRANTS | | | | |
| DONATIONS TRUST FUND TO THE | | | | |
| OPERATING TRUST FUND - DEDUCT | | | | 34F0400 |
| SPECIAL CATEGORIES | | | | 100000 |
| TR/DMS/HR SVCS/STW CONTRCT | | | | 107040 |
| GRANTS AND DONATIONS TF | | | | 2339 |
| -STATE | 9- | | | 1 |

AGENCY ISSUE NARRATIVE:

2009-2010 BUDGET YEAR NARRATIVE:

IT COMPONENT? NO

During the transfer of authority from the Grants and Donations Trust Fund to the Operating Trust Fund in Fiscal Year 2008-09, \$56 remained in the Grants and Donations Trust Fund. Issues 34F0300 and 34F0400 shift the authority to the appropriate Operating Trust Fund.

| | COL A03 | COL A04 | COL A05 | |
|---------------------------------------|-------------|-------------|------------|---------------|
| | AGY REQUEST | AGY REQ N/R | AG REQ ANZ | |
| | FY 2009-10 | FY 2009-10 | FY 2009-10 | |
| | POS | AMOUNT | POS | AMOUNT |
| | | | | AMOUNT |
| | | | | CODES |
| LEGAL AFFAIRS/ATTY GENERAL | | | | 41000000 |
| PGM: OFF/ATTORNEY GENERAL | | | | 41100000 |
| CONSTITUTIONAL LEGAL SVCS | | | | 41100200 |
| PUBLIC PROTECTION | | | | 12 |
| LEGAL REPRESENTATION | | | | 1203.00.00.00 |
| FUND SHIFT | | | | 3400000 |
| RESTORATION OF GENERAL REVENUE | | | | |
| FUNDING - CRIMES COMPENSATION | | | | |
| TRUST FUND - ADD | | | | 3402000 |
| SALARY RATE | | | | 000000 |
| SALARY RATE..... | 52,341 | | | |
| ===== | | | | |
| SALARIES AND BENEFITS | | | | 010000 |
| GENERAL REVENUE FUND | -STATE | 1.00 | 69,075 | 1000 1 |
| ===== | | | | |
| OTHER PERSONAL SERVICES | | | | 030000 |
| GENERAL REVENUE FUND | -STATE | 6,225 | | 1000 1 |
| ===== | | | | |
| EXPENSES | | | | 040000 |
| GENERAL REVENUE FUND | -STATE | 5,443 | | 1000 1 |
| ===== | | | | |
| OPERATING CAPITAL OUTLAY | | | | 060000 |
| GENERAL REVENUE FUND | -STATE | 6,300 | | 1000 1 |
| ===== | | | | |
| SPECIAL CATEGORIES | | | | 100000 |
| TR/DMS/HR SVCS/STW CONTRCT | | | | 107040 |
| GENERAL REVENUE FUND | -STATE | 2,260 | | 1000 1 |
| ===== | | | | |
| TOTAL: RESTORATION OF GENERAL REVENUE | | | | 3402000 |
| FUNDING - CRIMES COMPENSATION | | | | |
| TRUST FUND - ADD | | | | |
| TOTAL POSITIONS..... | 1.00 | | | |
| TOTAL ISSUE..... | | 89,303 | | |
| TOTAL SALARY RATE..... | 52,341 | | | |
| ===== | | | | |

| | COL A03 | COL A04 | COL A05 | |
|----------------------------------|-------------|-------------|------------|----------------------|
| | AGY REQUEST | AGY REQ N/R | AG REQ ANZ | |
| | FY 2009-10 | FY 2009-10 | FY 2009-10 | |
| POS | AMOUNT | POS | AMOUNT | POS |
| | | | | AMOUNT |
| | | | | CODES |
| LEGAL AFFAIRS/ATTY GENERAL | | | | 41000000 |
| PGM: OFF/ATTORNEY GENERAL | | | | 41100000 |
| <u>CONSTITUTIONAL LEGAL SVCS</u> | | | | 41100200 |
| <u>PUBLIC PROTECTION</u> | | | | 12 |
| <u>LEGAL REPRESENTATION</u> | | | | <u>1203.00.00.00</u> |
| FUND SHIFT | | | | 3400000 |
| RESTORATION OF GENERAL REVENUE | | | | |
| FUNDING - CRIMES COMPENSATION | | | | |
| TRUST FUND - ADD | | | | 3402000 |

AGENCY ISSUE NARRATIVE:

2009-2010 BUDGET YEAR NARRATIVE:

IT COMPONENT? NO

This issue is in five Budget Entities requesting 19 positions, 818,219 in rate and \$1,259,611 in General Revenue in total to continue the employment of these nineteen positions critical to the agency operations. The FY 2008-09 GAA transferred 19 positions 818,219 in rate and \$1,321,202 from General Revenue to the Crimes Compensation Trust Fund. This issue requests the transfer of these positions and the operating funds necessary to continue these positions back to the General Revenue fund. General Revenue is the most appropriate fund for the positions. The issue was input into the non-recurring column so the positions, rate and Crimes Compensation Trust Fund authority have been deleted from the budget of the Office of the Attorney General (OAG.)

This issue was distributed across all budget entities containing General Revenue in the OAG proportionate to the General Revenue in the Budget Entity. The OAG is requesting:

- 4 FTE and \$276,022 in Civil Enforcement Budget Entity
- 1 FTE and \$ 89,303 in the Constitutional Legal Services Budget Entity
- 7 FTE and \$473,956 in the Criminal / Civil Litigation Defense Budget Entity
- 4 FTE and \$210,804 in the Executive Direction and Support Services Budget Entity
- 3 FTE and \$209,526 in the Statewide Prosecution / Multi-Circuit Crime Budget Entity

If the General Revenue is not available to continue these positions, the OAG requests that the funding be provided again from the Crimes Compensation Trust fund.

Impact of Not Funding In Constitutional Legal Services Budget Entity

The General Revenue in the Constitutional Legal Services Budget Entity is primarily used for the Solicitor General. The Solicitor General's office is currently holding three positions vacant to meet the reductions already made in the OAG and this would mean an additional position would be impacted.

The primary responsibility of the Office of the Solicitor General (OSG) is to represent the State of Florida in significant litigation affecting the powers, duties, and responsibilities of all branches of state government and serve as the primary civil appellate attorney for the State. The OSG defends constitutional challenges to laws passed by this Legislature and represents the State in cases of constitutional importance before the United States Supreme Court and the Florida Supreme Court, oversees complex civil litigation cases of statewide impact, prepares amicus briefs in support of State policy goals in state and federal appellate court cases, advises the Attorney General on legal and policy issues affecting the State and advises other divisions within the OAG who are litigating on behalf of state agencies.

| | COL A03 | COL A04 | COL A05 | |
|--------------------------------|-------------|-------------|------------|----------------------|
| | AGY REQUEST | AGY REQ N/R | AG REQ ANZ | |
| | FY 2009-10 | FY 2009-10 | FY 2009-10 | |
| | POS | AMOUNT | POS | AMOUNT |
| | | | | AMOUNT |
| | | | | CODES |
| LEGAL AFFAIRS/ATTY GENERAL | | | | 41000000 |
| PGM: OFF/ATTORNEY GENERAL | | | | 41100000 |
| CONSTITUTIONAL LEGAL SVCS | | | | 41100200 |
| PUBLIC PROTECTION | | | | 12 |
| <u>LEGAL REPRESENTATION</u> | | | | <u>1203.00.00.00</u> |
| FUND SHIFT | | | | 3400000 |
| RESTORATION OF GENERAL REVENUE | | | | |
| FUNDING - CRIMES COMPENSATION | | | | |
| TRUST FUND - ADD | | | | 3402000 |

Some examples of cases include the successful defense of the Sexual Predator Act when a convicted child molester and rapist challenged the constitutionality of the registration and notification requirements in statute for sexual predators. In addition, the OSG successfully defended a constitutional challenge from Wiccan regarding the Florida Statute that gives tax-exempt status to religious publications such as the bible or the torah.

The vital role of defending the constitutionality of Florida statutes and handling complex litigation with statewide impact would be severely jeopardized with the reduction from the Office of Solicitor General.

Request

| | | |
|------------------------------|-----------|-------|
| Rate: | 52,341 | |
| Salaries and Benefits: | \$ 69,075 | |
| Other Personal Services: | 6,225 | |
| Expenses: | 5,443 | |
| Operating Capital Outlay: | 6,300 | |
| Special Categories | | |
| TR/DMS/HR SVCS/STW Contract: | 2,260 | |
| | | ----- |
| Total for Budget Entity: | \$ 89,303 | |

POSITION DETAIL OF SALARIES AND BENEFITS:

| | FTE | BASE RATE | ADDITIVES | BENEFITS | SUBTOTAL | LAPSE % | LAPSED SALARIES AND BENEFITS |
|---|------|-----------|-----------|----------|----------|---------|------------------------------|
| A03 - AGY REQUEST FY 2009-10 | | | | | | | |
| CHANGES TO CURRENTLY AUTHORIZED POSITIONS | | | | | | | |
| P101 PROPOSED CLASS CODE | | | | | | | |
| R0001 001 | 1.00 | 52,341 | | 17,653 | 69,994 | 0.00 | 69,994 |

| | COL A03 | COL A04 | COL A05 | |
|--------------------------------|-------------|-------------|------------|----------------------|
| | AGY REQUEST | AGY REQ N/R | AG REQ ANZ | |
| | FY 2009-10 | FY 2009-10 | FY 2009-10 | |
| | POS | AMOUNT | POS | AMOUNT |
| | | | | AMOUNT |
| | | | | CODES |
| LEGAL AFFAIRS/ATTY GENERAL | | | | 41000000 |
| PGM: OFF/ATTORNEY GENERAL | | | | 41100000 |
| CONSTITUTIONAL LEGAL SVCS | | | | 41100200 |
| PUBLIC PROTECTION | | | | 12 |
| LEGAL REPRESENTATION | | | | <u>1203.00.00.00</u> |
| FUND SHIFT | | | | 3400000 |
| RESTORATION OF GENERAL REVENUE | | | | |
| FUNDING - CRIMES COMPENSATION | | | | |
| TRUST FUND - ADD | | | | 3402000 |

POSITION DETAIL OF SALARIES AND BENEFITS:

| | FTE | BASE RATE | ADDITIVES | BENEFITS | SUBTOTAL | LAPSE % | LAPSED SALARIES AND BENEFITS |
|---|------|-----------|-----------|----------|----------|---------|------------------------------|
| A03 - AGY REQUEST FY 2009-10 | | | | | | | |
| CHANGES TO CURRENTLY AUTHORIZED POSITIONS | | | | | | | |
| TOTALS FOR ISSUE BY FUND | | | | | | | |
| 1000 GENERAL REVENUE FUND | | | | | | | 69,994 |
| | 1.00 | 52,341 | | 17,653 | 69,994 | | 69,994 |
| OTHER SALARY AMOUNT | | | | | | | 919- |
| 1000 GENERAL REVENUE FUND | | | | | | | 69,075 |

| | | | | | | | |
|-----------------------------|-----------|-----------|--|--|--|--|----------------------|
| TOTAL: LEGAL REPRESENTATION | | | | | | | <u>1203.00.00.00</u> |
| BY FUND TYPE | | | | | | | |
| GENERAL REVENUE FUND | | 2,279,391 | | | | | 1000 |
| TRUST FUNDS | | 98,542 | | | | | 2000 |
| TOTAL POSITIONS..... | 24.50 | | | | | | |
| TOTAL PROG COMP..... | | 2,377,933 | | | | | |
| TOTAL SALARY RATE..... | 1,587,465 | | | | | | |

=====

| | COL A03 | COL A04 | COL A05 | |
|-------------------------------------|-------------|-------------|------------|---------------|
| | AGY REQUEST | AGY REQ N/R | AG REQ ANZ | |
| | FY 2009-10 | FY 2009-10 | FY 2009-10 | |
| POS | AMOUNT | POS | AMOUNT | POS |
| | | | | AMOUNT |
| | | | | CODES |
| LEGAL AFFAIRS/ATTY GENERAL | | | | 41000000 |
| PGM: OFF/ATTORNEY GENERAL | | | | 41100000 |
| CRIMINAL/CIVIL LIT DEFENSE | | | | 41100300 |
| PUBLIC PROTECTION | | | | 12 |
| LEGAL REPRESENTATION | | | | 1203.00.00.00 |
| ESTIMATED EXPENDITURES | | | | 1000000 |
| ESTIMATED EXPENDITURES - OPERATIONS | | | | 1001000 |
| SALARY RATE | | | | 000000 |
| SALARY RATE..... | 19,355,946 | | | |
| ===== | | | | |
| SALARIES AND BENEFITS | | | | 010000 |
| GENERAL REVENUE FUND -STATE | 9,910,232 | | | 1000 1 |
| CRIMES COMPENSATION TF -STATE | 429,448 | | | 2149 1 |
| LEGAL SERVICES TRUST FUND -STATE | 11,650,820 | | | 2438 1 |
| OPERATING TRUST FUND -STATE | 2,874,000 | | | 2510 1 |
| TOTAL POSITIONS..... | 366.50 | | | |
| TOTAL APPRO..... | 24,864,500 | | | |
| ===== | | | | |
| OTHER PERSONAL SERVICES | | | | 030000 |
| GENERAL REVENUE FUND -STATE | 47,977 | | | 1000 1 |
| LEGAL SERVICES TRUST FUND -STATE | 1,436,161 | | | 2438 1 |
| TOTAL APPRO..... | 1,484,138 | | | |
| ===== | | | | |
| EXPENSES | | | | 040000 |
| GENERAL REVENUE FUND -STATE | 1,402,845 | | | 1000 1 |
| CRIMES COMPENSATION TF -STATE | 44,508 | | | 2149 1 |
| LEGAL SERVICES TRUST FUND -STATE | 2,315,081 | | | 2438 1 |
| OPERATING TRUST FUND -STATE | 40,055 | | | 2510 1 |
| TOTAL APPRO..... | 3,802,489 | | | |
| ===== | | | | |
| OPERATING CAPITAL OUTLAY | | | | 060000 |
| GENERAL REVENUE FUND -STATE | 195,190 | | | 1000 1 |
| LEGAL SERVICES TRUST FUND -STATE | 362,691 | | | 2438 1 |
| TOTAL APPRO..... | 557,881 | | | |
| ===== | | | | |

| | COL A03 | COL A04 | COL A05 | |
|-------------------------------------|-------------|-------------|------------|----------------------|
| | AGY REQUEST | AGY REQ N/R | AG REQ ANZ | |
| | FY 2009-10 | FY 2009-10 | FY 2009-10 | |
| POS | AMOUNT | POS | AMOUNT | POS |
| | | | | AMOUNT |
| | | | | CODES |
| LEGAL AFFAIRS/ATTY GENERAL | | | | 41000000 |
| PGM: OFF/ATTORNEY GENERAL | | | | 41100000 |
| <u>CRIMINAL/CIVIL LIT DEFENSE</u> | | | | 41100300 |
| <u>PUBLIC PROTECTION</u> | | | | 12 |
| <u>LEGAL REPRESENTATION</u> | | | | <u>1203.00.00.00</u> |
| ESTIMATED EXPENDITURES | | | | 1000000 |
| ESTIMATED EXPENDITURES - OPERATIONS | | | | 1001000 |
| LUMP SUM | | | | 090000 |
| ATTY GEN'L - RESERVE FTE | | | | 090218 |
| | 50.00 | | | |
| | ===== | ===== | ===== | |
| SPECIAL CATEGORIES | | | | 100000 |
| CONTRACTED SERVICES | | | | 100777 |
| GENERAL REVENUE FUND -STATE | 108,717 | | | 1000 1 |
| LEGAL SERVICES TRUST FUND -STATE | 673,819 | | | 2438 1 |
| | ----- | ----- | ----- | |
| TOTAL APPRO..... | 782,536 | | | |
| | ===== | ===== | ===== | |
| LITIGATION EXPENSES | | | | 101981 |
| LEGAL SERVICES TRUST FUND -STATE | 46,500 | | | 2438 1 |
| | ===== | ===== | ===== | |
| RISK MANAGEMENT INSURANCE | | | | 103241 |
| GENERAL REVENUE FUND -STATE | 96,483 | | | 1000 1 |
| LEGAL SERVICES TRUST FUND -STATE | 79,675 | | | 2438 1 |
| | ----- | ----- | ----- | |
| TOTAL APPRO..... | 176,158 | | | |
| | ===== | ===== | ===== | |
| TR/DMS/HR SVCS/STW CONTRCT | | | | 107040 |
| GENERAL REVENUE FUND -STATE | 77,137 | | | 1000 1 |
| LEGAL SERVICES TRUST FUND -STATE | 69,408 | | | 2438 1 |
| | ----- | ----- | ----- | |
| TOTAL APPRO..... | 146,545 | | | |
| | ===== | ===== | ===== | |
| DATA PROCESSING SERVICES | | | | 210000 |
| OTHER DATA PROCESSING SVCS | | | | 210014 |
| LEGAL SERVICES TRUST FUND -STATE | 30,972 | | | 2438 1 |
| | ===== | ===== | ===== | |

| | COL A03 | | COL A04 | | COL A05 | | CODES |
|---|---------------------------|-----|---------------------------|-----|--------------------------|-----|----------------------|
| | AGY REQUEST FY 2009-10 | POS | AGY REQ N/R FY 2009-10 | POS | AG REQ ANZ FY 2009-10 | POS | |
| LEGAL AFFAIRS/ATTY GENERAL | | | | | | | 41000000 |
| PGM: OFF/ATTORNEY GENERAL | | | | | | | 41100000 |
| CRIMINAL/CIVIL LIT DEFENSE | | | | | | | 41100300 |
| PUBLIC PROTECTION | | | | | | | 12 |
| <u>LEGAL REPRESENTATION</u> | | | | | | | <u>1203.00.00.00</u> |
| ESTIMATED EXPENDITURES | | | | | | | 1000000 |
| ESTIMATED EXPENDITURES - OPERATIONS | | | | | | | 1001000 |
| TOTAL: ESTIMATED EXPENDITURES - OPERATIONS | | | | | | | 1001000 |
| TOTAL POSITIONS..... | 416.50 | | | | | | |
| TOTAL ISSUE..... | 31,891,719 | | | | | | |
| TOTAL SALARY RATE..... | 19,355,946 | | | | | | |
| ===== | | | | | | | |
| ADJUSTMENT TO STATE HEALTH INSURANCE PREMIUM CONTRIBUTION - FISCAL YEAR 2008-09 SALARIES AND BENEFITS | | | | | | | 1001800 010000 |
| GENERAL REVENUE FUND -STATE | 22,621 | | | | | | 1000 1 |
| CRIMES COMPENSATION TF -STATE | 982 | | | | | | 2149 1 |
| LEGAL SERVICES TRUST FUND -STATE | 26,600 | | | | | | 2438 1 |
| OPERATING TRUST FUND -STATE | 6,562 | | | | | | 2510 1 |
| TOTAL APPRO..... | 56,765 | | | | | | |
| ===== | | | | | | | |
| ADJUSTMENT TO STATE LIFE AND DISABILITY INSURANCE CONTRIBUTION RATES - FISCAL YEAR 2008-09 SALARIES AND BENEFITS | | | | | | | 1001910 010000 |
| GENERAL REVENUE FUND -STATE | 4,939- | | | | | | 1000 1 |
| CRIMES COMPENSATION TF -STATE | 215- | | | | | | 2149 1 |
| LEGAL SERVICES TRUST FUND -STATE | 5,809- | | | | | | 2438 1 |
| OPERATING TRUST FUND -STATE | 1,433- | | | | | | 2510 1 |
| TOTAL APPRO..... | 12,396- | | | | | | |
| ===== | | | | | | | |

| | COL A03 | COL A04 | COL A05 | |
|---|-------------|-------------|------------|----------------------|
| | AGY REQUEST | AGY REQ N/R | AG REQ ANZ | |
| | FY 2009-10 | FY 2009-10 | FY 2009-10 | |
| | POS | AMOUNT | POS | AMOUNT |
| | | | | AMOUNT |
| | | | | CODES |
| LEGAL AFFAIRS/ATTY GENERAL | | | | 41000000 |
| PGM: OFF/ATTORNEY GENERAL | | | | 41100000 |
| <u>CRIMINAL/CIVIL LIT DEFENSE</u> | | | | 41100300 |
| PUBLIC PROTECTION | | | | 12 |
| <u>LEGAL REPRESENTATION</u> | | | | <u>1203.00.00.00</u> |
| NONRECURRING EXPENDITURES | | | | 2100000 |
| TRANSFER FUNDING TO TRUST FUNDS | | | | |
| FROM GENERAL REVENUE | | | | 2103023 |
| SALARIES AND BENEFITS | | | | 010000 |
| OPERATING TRUST FUND | -STATE | 2,874,000- | | 2510 1 |
| EXPENSES | | | | 040000 |
| OPERATING TRUST FUND | -STATE | 40,055- | | 2510 1 |
| TOTAL: TRANSFER FUNDING TO TRUST FUNDS | | | | 2103023 |
| FROM GENERAL REVENUE | | | | |
| TOTAL ISSUE..... | | 2,914,055- | | |
| TRANSFER GENERAL REVENUE FUNDING | | | | |
| TO CRIMES COMPENSATION TRUST FUND | | | | |
| - ADD | | | | 2103024 |
| SALARY RATE | | | | 000000 |
| SALARY RATE..... | | 320,489- | | |
| SALARIES AND BENEFITS | | | | 010000 |
| CRIMES COMPENSATION TF | -STATE | 7.00- | | 2149 1 |
| CRIMES COMPENSATION TF | -STATE | 429,448- | | |
| EXPENSES | | | | 040000 |
| CRIMES COMPENSATION TF | -STATE | 44,508- | | 2149 1 |
| TOTAL: TRANSFER GENERAL REVENUE FUNDING | | | | 2103024 |
| TO CRIMES COMPENSATION TRUST FUND | | | | |
| - ADD | | | | |
| TOTAL POSITIONS..... | | 7.00- | | |
| TOTAL ISSUE..... | | 473,956- | | |
| TOTAL SALARY RATE..... | | 320,489- | | |

| | COL A03 | COL A04 | COL A05 | |
|------------------------------------|-------------|-------------|------------|----------------------|
| | AGY REQUEST | AGY REQ N/R | AG REQ ANZ | |
| | FY 2009-10 | FY 2009-10 | FY 2009-10 | |
| POS | AMOUNT | POS | AMOUNT | POS |
| | | | | AMOUNT |
| | | | | CODES |
| LEGAL AFFAIRS/ATTY GENERAL | | | | 41000000 |
| PGM: OFF/ATTORNEY GENERAL | | | | 41100000 |
| <u>CRIMINAL/CIVIL LIT DEFENSE</u> | | | | 41100300 |
| PUBLIC PROTECTION | | | | 12 |
| <u>LEGAL REPRESENTATION</u> | | | | <u>1203.00.00.00</u> |
| ANNUALIZATION OF ADMINISTERED | | | | |
| FUNDS APPROPRIATIONS | | | | 26A0000 |
| STATE HEALTH INSURANCE PREMIUM | | | | |
| CONTRIBUTION - 10 MONTHS | | | | |
| ANNUALIZATION | | | | 26A1800 |
| SALARIES AND BENEFITS | | | | 010000 |
| GENERAL REVENUE FUND -STATE | 113,105 | | | 1000 1 |
| CRIMES COMPENSATION TF -STATE | 4,910 | | | 2149 1 |
| LEGAL SERVICES TRUST FUND -STATE | 133,000 | | | 2438 1 |
| OPERATING TRUST FUND -STATE | 32,810 | | | 2510 1 |
| TOTAL APPRO..... | 283,825 | | | |
| LIFE AND DISABILITY INSURANCE | | | | |
| REDUCTION - 6 MONTHS ANNUALIZATION | | | | 26A2000 |
| SALARIES AND BENEFITS | | | | 010000 |
| GENERAL REVENUE FUND -STATE | 4,939- | | | 1000 1 |
| CRIMES COMPENSATION TF -STATE | 215- | | | 2149 1 |
| LEGAL SERVICES TRUST FUND -STATE | 5,809- | | | 2438 1 |
| OPERATING TRUST FUND -STATE | 1,433- | | | 2510 1 |
| TOTAL APPRO..... | 12,396- | | | |
| FUND SHIFT | | | | 3400000 |
| RESTORATION OF GENERAL REVENUE | | | | |
| FUNDING SHIFTS TO NONRECURRING | | | | |
| TRUST FUNDS | | | | 3401000 |
| SALARIES AND BENEFITS | | | | 010000 |
| GENERAL REVENUE FUND -STATE | 2,874,000 | | | 1000 1 |
| EXPENSES | | | | 040000 |
| GENERAL REVENUE FUND -STATE | 40,055 | | | 1000 1 |

| | COL A03 | COL A04 | COL A05 | |
|---------------------------------------|-------------|-------------|------------|---------------|
| | AGY REQUEST | AGY REQ N/R | AG REQ ANZ | |
| | FY 2009-10 | FY 2009-10 | FY 2009-10 | |
| POS | AMOUNT | POS | AMOUNT | POS |
| | | | | AMOUNT |
| | | | | CODES |
| LEGAL AFFAIRS/ATTY GENERAL | | | | 41000000 |
| PGM: OFF/ATTORNEY GENERAL | | | | 41100000 |
| CRIMINAL/CIVIL LIT DEFENSE | | | | 41100300 |
| PUBLIC PROTECTION | | | | 12 |
| LEGAL REPRESENTATION | | | | 1203.00.00.00 |
| FUND SHIFT | | | | 3400000 |
| RESTORATION OF GENERAL REVENUE | | | | |
| FUNDING SHIFTS TO NONRECURRING | | | | |
| TRUST FUNDS | | | | 3401000 |
| TOTAL: RESTORATION OF GENERAL REVENUE | | | | 3401000 |
| FUNDING SHIFTS TO NONRECURRING | | | | |
| TRUST FUNDS | | | | |
| TOTAL ISSUE..... | 2,914,055 | | | |

AGENCY ISSUE NARRATIVE:

2009-2010 BUDGET YEAR NARRATIVE:

IT COMPONENT? NO

The Department of Legal Affairs/Office of Attorney General requests \$4,336,258 in General Revenue to replace the non-recurring "Transfer Funding to Trust Funds from General Revenue" fund shift appropriated by the legislature for Fiscal Year 2008-09. This fund shift was ten percent (10%) of the recurring General Revenue in the OAG budget. In Issue #3400110 the legislature provided for a non-recurring transfer of \$4,296,203 in Salaries and Benefits and \$40,055 in Expenses to the Operating Trust fund, the Administrative Trust Fund and the Legal Services Trust fund. The approach used by the legislature and OAG for the fund shift of these positions was to utilize cash derived from judgments brought in proceedings related to state or federal antitrust law or the Florida RICO Act and held in the account pending a final court decision or final distribution order. The monies recovered on behalf of consumers go to consumers or for their benefit. Monies recovered on behalf of local public entities go back to them. Monies recovered on behalf of state agencies must be deposited in the General Revenue Fund.

This issue requests the replacement of the trust funds appropriated in the following Budget Entities:

- \$500,000 in Civil Enforcement Budget Entity to the Operating Trust Fund
- \$2,914,055 in the Criminal / Civil Litigation Defense Budget Entity to the Operating Trust Fund
- \$597,203 in the Statewide Prosecution / Multi-Circuit Crime Budget Entity to the Operating Trust Fund
- \$275,000 in the Executive Direction and Support Services Budget Entity to the Administrative Trust Fund, and
- \$50,000 in the Executive Direction and Support Services Budget Entity to the Legal Services Trust Fund

These fund shifts have resulted in temporarily moving thirty attorneys and numerous support positions from General Revenue to the non-recurring moneys from these trust funds. The majority of the positions are in the Criminal Division. The Criminal Division is responsible for representing the State in all criminal appeals, as well as in post-conviction litigation at both the trial and appellate levels before state and federal courts.

The Criminal Division has had major increased workload each year over the last ten years with the growth in the budgets of the Court and State Attorneys and the increases in the number of persons entering prison and seeking appeals. However, the division has had no staff increases. The Criminal Division currently averages more than 24,000 open active cases per year, handled by 110 remaining criminal attorneys located in five (5) offices around Florida. The current number of open active cases reflects constantly growing caseloads, which is commensurate with the number of case filings in the

| | COL A03 | COL A04 | COL A05 | |
|-----------------------------------|-------------|-------------|------------|----------------------|
| | AGY REQUEST | AGY REQ N/R | AG REQ ANZ | |
| | FY 2009-10 | FY 2009-10 | FY 2009-10 | |
| | POS | AMOUNT | POS | AMOUNT |
| | | | | CODES |
| LEGAL AFFAIRS/ATTY GENERAL | | | | 41000000 |
| PGM: OFF/ATTORNEY GENERAL | | | | 41100000 |
| <u>CRIMINAL/CIVIL LIT DEFENSE</u> | | | | 41100300 |
| PUBLIC PROTECTION | | | | 12 |
| <u>LEGAL REPRESENTATION</u> | | | | <u>1203.00.00.00</u> |
| FUND SHIFT | | | | 3400000 |
| RESTORATION OF GENERAL REVENUE | | | | |
| FUNDING SHIFTS TO NONRECURRING | | | | |
| TRUST FUNDS | | | | 3401000 |

appellate courts and federal courts. If the funding is not continued this will cause a reduction of over 20% of the attorneys and essentially shut down appeals in one of the five districts.

This division also represents the State in all criminal litigation in the state appellate courts and all federal courts. A major goal of this division is to ensure that minimum delays occur in the appellate process and these cases result in a speedy and just conclusion.

This section also handles the Jimmy Ryce cases at the trial and appellate levels. These cases, while civil, are handled by attorneys who have familiarity with the criminal justice system and the civil rules of procedure. There are more than 245 cases per year for the 5 attorney positions assigned to the unit. These cases are case specific and time intensive because they operate on abbreviated timetables mandated by statutes. The purpose of the Ryce Act is to, upon completion of sentence, house individuals designated as sexual predator/offenders for treatment and evaluation.

The Capital Appeals Bureau of the Criminal Division handles appeals in all capital murder cases in which the death penalty has been imposed. The 17 Capital Appeals Attorneys in this bureau are responsible for representing the state in all direct appeals; serve as co-counsel with Florida's 20 state attorneys statewide in post-conviction cases in the trial courts; and litigate all collateral appeals and federal trial and appellate litigation. The current average caseload for the bureau is approximately 30 open cases per attorney. As with other criminal appeals, the number of filings in capital cases is driven by the number of defendants who appeal or litigate their convictions and sentences in a timely manner.

The fund shift in the Office of Statewide prosecution shifted five positions from this office and failure to restore these funds would severely reduce the effectiveness of the office in fighting multi-circuit crimes. The unit must already hold six positions vacant to meet the current reductions as well as not being able to fill two additional positions that will become vacant in January. Of these eight vacancies, one is a Bureau Chief. The unfilled vacancies currently leave one attorney to cover 20 counties throughout the panhandle.

The Office currently has three pending gang investigations that, despite the local Sheriffs' urging to do so, we cannot investigate fully at this time until we resolve other pending cases. There are several mortgage fraud cases not being worked for the same reason; until other cases are prosecuted, current staff cannot turn their attention to them until other cases are resolved.

The Statewide Prosecutor is a Constitutional Officer, charged by Section 16.56, Florida Statutes, with the responsibility to investigate and prosecute multi-circuit criminal activity and to assist state and local law enforcement in their efforts to combat organized crime. This office helps law enforcement protect the public by working with local law enforcement and regulatory agencies to prosecute those accused of fraud against the government, large scale consumer fraud particularly against the elderly; and violent crime. Typical crimes prosecuted within these categories include computer crimes, racketeering, antitrust violations, crimes involving fraud and deceit, perjury, usury, bribery, extortion, burglary, robbery, home invasions, anti-fencing violations, gambling, kidnapping, theft, murder, prostitution,

| | COL A03 | COL A04 | COL A05 | |
|--------------------------------|-------------|-------------|------------|----------------------|
| | AGY REQUEST | AGY REQ N/R | AG REQ ANZ | |
| | FY 2009-10 | FY 2009-10 | FY 2009-10 | |
| POS | AMOUNT | POS | AMOUNT | POS |
| | | | | AMOUNT |
| | | | | CODES |
| LEGAL AFFAIRS/ATTY GENERAL | | | | 41000000 |
| PGM: OFF/ATTORNEY GENERAL | | | | 41100000 |
| CRIMINAL/CIVIL LIT DEFENSE | | | | 41100300 |
| PUBLIC PROTECTION | | | | 12 |
| <u>LEGAL REPRESENTATION</u> | | | | <u>1203.00.00.00</u> |
| FUND SHIFT | | | | 3400000 |
| RESTORATION OF GENERAL REVENUE | | | | |
| FUNDING SHIFTS TO NONRECURRING | | | | |
| TRUST FUNDS | | | | 3401000 |

carjacking, narcotics and counterfeit pharmaceutical drug violations, and solicitations or conspiracies to commit any of these crimes. This Office, in conjunction with the Attorney General's Cyber Crimes Section, also assists law enforcement and other prosecutors in prosecuting computer pornography and other crimes involving the sexual exploitation of children by the use of the Internet and computer networks.

The portion of the fund shift to the Administrative trust fund was based on \$275,000 in additional federal Indirect Cost due to the OAG based on an adjustment made to the Indirect Cost Rate. This additional indirect cost is not being realized by the state due to the General Revenue reductions to the Florida Medicaid Fraud Control Unit in the 4% holdback. The OAG earns federal indirect funds based on the expenditures of General Revenue used to match Federal Grants Trust Fund.

If the General Revenue is not available to continue these fund shifts used to pay these positions, the OAG requests that the funding be provided again from the Operating Trust Fund.

POSITION DETAIL OF SALARIES AND BENEFITS:

| | FTE | BASE RATE | ADDITIVES | BENEFITS | SUBTOTAL | LAPSE % | LAPSED SALARIES AND BENEFITS |
|---|-----|-----------|-----------|----------|----------|---------|------------------------------|
| A03 - AGY REQUEST FY 2009-10 | | | | | | | |
| CHANGES TO CURRENTLY AUTHORIZED POSITIONS | | | | | | | |
| OTHER SALARY AMOUNT | | | | | | | |
| 1000 GENERAL REVENUE FUND | | | | | | | 2,874,000 |
| | | | | | | | ----- |
| | | | | | | | 2,874,000 |
| | | | | | | | ===== |

| | COL A03 | COL A04 | COL A05 | |
|---------------------------------------|-------------|-------------|------------|---------------|
| | AGY REQUEST | AGY REQ N/R | AG REQ ANZ | |
| | FY 2009-10 | FY 2009-10 | FY 2009-10 | |
| | POS | AMOUNT | POS | AMOUNT |
| | | | | CODES |
| LEGAL AFFAIRS/ATTY GENERAL | | | | 41000000 |
| PGM: OFF/ATTORNEY GENERAL | | | | 41100000 |
| CRIMINAL/CIVIL LIT DEFENSE | | | | 41100300 |
| PUBLIC PROTECTION | | | | 12 |
| LEGAL REPRESENTATION | | | | 1203.00.00.00 |
| FUND SHIFT | | | | 3400000 |
| RESTORATION OF GENERAL REVENUE | | | | |
| FUNDING - CRIMES COMPENSATION | | | | |
| TRUST FUND - ADD | | | | 3402000 |
| SALARY RATE | | | | 000000 |
| SALARY RATE..... | 320,489 | | | |
| ===== | | | | |
| SALARIES AND BENEFITS | | | | 010000 |
| GENERAL REVENUE FUND -STATE | 7.00 | 429,448 | | 1000 1 |
| ===== | | | | |
| EXPENSES | | | | 040000 |
| GENERAL REVENUE FUND -STATE | | 44,508 | | 1000 1 |
| ===== | | | | |
| TOTAL: RESTORATION OF GENERAL REVENUE | | | | 3402000 |
| FUNDING - CRIMES COMPENSATION | | | | |
| TRUST FUND - ADD | | | | |
| TOTAL POSITIONS..... | 7.00 | | | |
| TOTAL ISSUE..... | | 473,956 | | |
| TOTAL SALARY RATE..... | 320,489 | | | |
| ===== | | | | |

AGENCY ISSUE NARRATIVE:

2009-2010 BUDGET YEAR NARRATIVE:

IT COMPONENT? NO

This issue is in five Budget Entities requesting 19 positions, 818,219 in rate and \$1,259,611 in General Revenue in total to continue the employment of these nineteen positions critical to the agency operations. The FY 2008-09 GAA transferred 19 positions 818,219 in rate and \$1,321,202 from General Revenue to the Crimes Compensation Trust Fund. This issue requests the transfer of these positions and the operating funds necessary to continue these positions back to the General Revenue fund. General Revenue is the most appropriate fund for the positions. The issue was input into the non-recurring column so the positions, rate and Crimes Compensation Trust Fund authority have been deleted from the budget of the Office of the Attorney General (OAG.)

This issue was distributed across all budget entities containing General Revenue in the OAG proportionate to the General Revenue in the Budget Entity. The OAG is requesting:

- 4 FTE and \$276,022 in Civil Enforcement Budget Entity
- 1 FTE and \$ 89,303 in the Constitutional Legal Services Budget Entity
- 7 FTE and \$473,956 in the Criminal / Civil Litigation Defense Budget Entity
- 4 FTE and \$210,804 in the Executive Direction and Support Services Budget Entity

| | COL A03 | COL A04 | COL A05 | |
|--------------------------------|-------------|-------------|------------|----------------------|
| | AGY REQUEST | AGY REQ N/R | AG REQ ANZ | |
| | FY 2009-10 | FY 2009-10 | FY 2009-10 | |
| | POS | AMOUNT | POS | AMOUNT |
| | | | | CODES |
| LEGAL AFFAIRS/ATTY GENERAL | | | | 41000000 |
| PGM: OFF/ATTORNEY GENERAL | | | | 41100000 |
| CRIMINAL/CIVIL LIT DEFENSE | | | | 41100300 |
| PUBLIC PROTECTION | | | | 12 |
| <u>LEGAL REPRESENTATION</u> | | | | <u>1203.00.00.00</u> |
| FUND SHIFT | | | | 3400000 |
| RESTORATION OF GENERAL REVENUE | | | | |
| FUNDING - CRIMES COMPENSATION | | | | |
| TRUST FUND - ADD | | | | 3402000 |

3 FTE and \$209,526 in the Statewide Prosecution / Multi-Circuit Crime Budget Entity

If the General Revenue is not available to continue these positions, the OAG requests that the funding be provided again from the Crimes Compensation Trust fund.

Impact of Not Funding In Criminal / Civil Litigation Defense Budget Entity

The General Revenue in the Criminal / Civil Litigation Defense Budget Entity funds the Criminal Division. The majority of all the General Revenue in the OAG funds the Criminal Division which consists of Criminal Appeals and Capital Appeals. The majority of the General Revenue in the OAG funds the Criminal Division which consists of Criminal Appeals and Capital Appeals. This seven position cut will add to the 30 positions already vacant due to reductions in funding. In September 2008, eight employees were laid off to meet the 4% holdback requirement set forth by the legislature.

The Florida's Attorney General's Criminal and Capital Appellate Division, is the State's appellate prosecutor assigned to defend the judgments and sentences imposed by the trial court, in the state courts of appeal and federal habeas courts. Every appeal, from any of the 20 judicial circuits, filed by a criminal defendant challenging his conviction or length of sentence, is processed through this division, specifically each case is docketed, assigned a case number and assigned and prosecuted by attorneys specializing in this appellate discipline. The Criminal and Capital Appellate Division litigates against the statewide appellate public defenders, the three Capital Collateral Regional Counsels, assigned conflict counsels in every judicial circuit, federal public defenders from the three federal districts and all private attorneys hired to do criminal appellate defense work and, of course, pro se litigants.

The current status of the division based on additional budget cuts as of September, 2008, involving a permanent 4% cut in the FTEs allocated to criminal and capital appellate litigation, materialized and resulted in the layoffs of eight (8) positions, four (4) attorney slots and four (4) staff positions. The additional deletions in the attorney ranks has reduced the number of attorneys working on approximately 24,000 opened and current cases in 2007-2008 fiscal year, from 110 criminal attorneys and 16 capital attorneys to 98 criminal attorneys and 14 capital attorneys respectively. Besides the 4 attorneys that were layoff, the hiring freeze has resulted in 14 attorney positions, specifically GR attorney positions in this division, that have not been filled since January 2007. Prior to the hiring freeze, the vacancy rates were approximately 5 criminal attorneys and 0 capital attorneys within any given period.

In 2008, the average caseloads for currently remaining/filled FTEs are:

Criminal (98)
 Caseloads per atty.

Capital (14)
 Caseloads per atty.

| COL A03 | | COL A04 | | COL A05 | | CODES |
|--------------------------------|--------|-------------|--------|------------|--------|---------------|
| AGY REQUEST | | AGY REQ N/R | | AG REQ ANZ | | |
| FY 2009-10 | | FY 2009-10 | | FY 2009-10 | | |
| POS | AMOUNT | POS | AMOUNT | POS | AMOUNT | |
| LEGAL AFFAIRS/ATTY GENERAL | | | | | | 41000000 |
| PGM: OFF/ATTORNEY GENERAL | | | | | | 41100000 |
| CRIMINAL/CIVIL LIT DEFENSE | | | | | | 41100300 |
| PUBLIC PROTECTION | | | | | | 12 |
| LEGAL REPRESENTATION | | | | | | 1203.00.00.00 |
| FUND SHIFT | | | | | | 3400000 |
| RESTORATION OF GENERAL REVENUE | | | | | | |
| FUNDING - CRIMES COMPENSATION | | | | | | |
| TRUST FUND - ADD | | | | | | 3402000 |

FY2008 205 33

Pragmatically, further depletion of the appellate attorneys in this office will result in continuing delays in the processing of appellate cases, strain the ability of the state to address complex legal issues, question whether appellate review is meaningful, challenge attorneys' abilities to competently process caseloads, and place undue pressure on this office's ability to retain criminal appellate attorneys and their expertise.

Request

Rate: 320,489
 Salaries and Benefits: \$429,448
 Expenses: 44,508

Total for Budget Entity: \$473,956

POSITION DETAIL OF SALARIES AND BENEFITS:

| | FTE | BASE RATE | ADDITIVES | BENEFITS | SUBTOTAL | LAPSE % | LAPSED SALARIES AND BENEFITS |
|---|------|-----------|-----------|----------|----------|---------|------------------------------|
| A03 - AGY REQUEST FY 2009-10 | | | | | | | |
| CHANGES TO CURRENTLY AUTHORIZED POSITIONS | | | | | | | |
| P101 PROPOSED CLASS CODE | | | | | | | |
| R0001 001 | 7.00 | 320,489 | | 115,435 | 435,924 | 0.00 | 435,924 |
| TOTALS FOR ISSUE BY FUND | | | | | | | |
| 1000 GENERAL REVENUE FUND | | | | | | | 435,924 |
| | 7.00 | 320,489 | | 115,435 | 435,924 | | 435,924 |

| | COL A03 | COL A04 | COL A05 | |
|-------------------------------------|-------------|-------------|------------|---------------|
| | AGY REQUEST | AGY REQ N/R | AG REQ ANZ | |
| | FY 2009-10 | FY 2009-10 | FY 2009-10 | |
| POS | AMOUNT | POS | AMOUNT | POS |
| | | | | AMOUNT |
| | | | | CODES |
| LEGAL AFFAIRS/ATTY GENERAL | | | | 41000000 |
| PGM: OFF/ATTORNEY GENERAL | | | | 41100000 |
| VICTIM SERVICES | | | | 41100400 |
| GOV OPERATIONS/SUPPORT | | | | 16 |
| EXEC LEADERSHIP/SUPPRT SVC | | | | 1602.00.00.00 |
| ESTIMATED EXPENDITURES | | | | 1000000 |
| ESTIMATED EXPENDITURES - OPERATIONS | | | | 1001000 |
| SALARY RATE | | | | 000000 |
| SALARY RATE..... | 3,820,521 | | | |
| ===== | | | | |
| SALARIES AND BENEFITS | | | | 010000 |
| GENERAL REVENUE FUND -STATE | 314 | | | 1000 1 |
| CRIMES COMPENSATION TF -STATE | 4,662,233 | | | 2149 1 |
| CRIME STOPPERS TF -STATE | 87,658 | | | 2202 1 |
| FL.CRIME PREV TR IN REV TF-STATE | 316,074 | | | 2302 1 |
| TOTAL POSITIONS..... | 89.00 | | | |
| TOTAL APPRO..... | 5,066,279 | | | |
| ===== | | | | |
| OTHER PERSONAL SERVICES | | | | 030000 |
| GENERAL REVENUE FUND -STATE | 32,000 | | | 1000 1 |
| CRIMES COMPENSATION TF -STATE | 55,060 | | | 2149 1 |
| CRIME STOPPERS TF -STATE | 5,100 | | | 2202 1 |
| FL.CRIME PREV TR IN REV TF-STATE | 155,796 | | | 2302 1 |
| TOTAL APPRO..... | 247,956 | | | |
| ===== | | | | |
| EXPENSES | | | | 040000 |
| GENERAL REVENUE FUND -STATE | 18,000 | | | 1000 1 |
| CRIMES COMPENSATION TF -STATE | 783,053 | | | 2149 1 |
| CRIME STOPPERS TF -STATE | 63,415 | | | 2202 1 |
| FEDERAL GRANTS TRUST FUND -FEDERL | 75,000 | | | 2261 3 |
| FL.CRIME PREV TR IN REV TF-STATE | 99,596 | | | 2302 1 |
| TOTAL APPRO..... | 1,039,064 | | | |
| ===== | | | | |

| | COL A03 | COL A04 | COL A05 | |
|-------------------------------------|-------------|-------------|------------|---------------|
| | AGY REQUEST | AGY REQ N/R | AG REQ ANZ | |
| | FY 2009-10 | FY 2009-10 | FY 2009-10 | |
| POS | AMOUNT | POS | AMOUNT | POS |
| | | | | AMOUNT |
| | | | | CODES |
| LEGAL AFFAIRS/ATTY GENERAL | | | | 41000000 |
| PGM: OFF/ATTORNEY GENERAL | | | | 41100000 |
| VICTIM SERVICES | | | | 41100400 |
| GOV OPERATIONS/SUPPORT | | | | 16 |
| EXEC LEADERSHIP/SUPPRT SVC | | | | 1602.00.00.00 |
| ESTIMATED EXPENDITURES | | | | 1000000 |
| ESTIMATED EXPENDITURES - OPERATIONS | | | | 1001000 |
| OPERATING CAPITAL OUTLAY | | | | 060000 |
| CRIMES COMPENSATION TF -STATE | 123,407 | | | 2149 1 |
| CRIME STOPPERS TF -STATE | 2,380 | | | 2202 1 |
| FL.CRIME PREV TR IN REV TF-STATE | 7,695 | | | 2302 1 |
| TOTAL APPRO..... | 133,482 | | | |
| SPECIAL CATEGORIES | | | | 100000 |
| AWARDS TO CLAIMANTS | | | | 100189 |
| CRIMES COMPENSATION TF -STATE | 22,103,363 | | | 2149 1 |
| -FEDERL | 2,688,719 | | | 2149 3 |
| TOTAL CRIMES COMPENSATION TF | 24,792,082 | | | 2149 |
| FEDERAL GRANTS TRUST FUND -FEDERL | 4,866,000 | | | 2261 3 |
| TOTAL APPRO..... | 29,658,082 | | | |
| CONTRACTED SERVICES | | | | 100777 |
| GENERAL REVENUE FUND -STATE | 1,959,604 | | | 1000 1 |
| CRIMES COMPENSATION TF -STATE | 506,834 | | | 2149 1 |
| FEDERAL GRANTS TRUST FUND -FEDERL | 30,000 | | | 2261 3 |
| FL.CRIME PREV TR IN REV TF-STATE | 108,408 | | | 2302 1 |
| TOTAL APPRO..... | 2,604,846 | | | |
| G/A-MINORITY CRIME PREV. | | | | 102015 |
| GENERAL REVENUE FUND -STATE | 4,572,000 | | | 1000 1 |
| G/A-CRIME STOPPERS | | | | 102700 |
| CRIME STOPPERS TF -STATE | 4,500,000 | | | 2202 1 |

| | COL A03 | COL A04 | COL A05 | |
|--|-------------|-------------|------------|---------------|
| | AGY REQUEST | AGY REQ N/R | AG REQ ANZ | |
| | FY 2009-10 | FY 2009-10 | FY 2009-10 | |
| POS | AMOUNT | POS | AMOUNT | POS |
| | | | | AMOUNT |
| | | | | CODES |
| LEGAL AFFAIRS/ATTY GENERAL | | | | 41000000 |
| PGM: OFF/ATTORNEY GENERAL | | | | 41100000 |
| VICTIM SERVICES | | | | 41100400 |
| GOV OPERATIONS/SUPPORT | | | | 16 |
| EXEC LEADERSHIP/SUPPRT SVC | | | | 1602.00.00.00 |
| ESTIMATED EXPENDITURES | | | | 1000000 |
| ESTIMATED EXPENDITURES - OPERATIONS | | | | 1001000 |
| SPECIAL CATEGORIES | | | | 100000 |
| RISK MANAGEMENT INSURANCE | | | | 103241 |
| CRIMES COMPENSATION TF -STATE | 45,625 | | | 2149 1 |
| CRIME STOPPERS TF -STATE | 1,025 | | | 2202 1 |
| FL.CRIME PREV TR IN REV TF-STATE | 1,538 | | | 2302 1 |
| TOTAL APPRO..... | 48,188 | | | |
| G/A-VICTIM ASSISTANCE SVCS | | | | 104133 |
| FEDERAL GRANTS TRUST FUND -FEDERL | 25,000,000 | | | 2261 3 |
| TR/DMS/HR SVCS/STW CONTRCT | | | | 107040 |
| CRIMES COMPENSATION TF -STATE | 33,094 | | | 2149 1 |
| CRIME STOPPERS TF -STATE | 294 | | | 2202 1 |
| FL.CRIME PREV TR IN REV TF-STATE | 2,243 | | | 2302 1 |
| TOTAL APPRO..... | 35,631 | | | |
| TOTAL: ESTIMATED EXPENDITURES - OPERATIONS | | | | 1001000 |
| TOTAL POSITIONS..... | 89.00 | | | |
| TOTAL ISSUE..... | 72,905,528 | | | |
| TOTAL SALARY RATE..... | 3,820,521 | | | |
| ADJUSTMENT TO STATE HEALTH | | | | |
| INSURANCE PREMIUM CONTRIBUTION - | | | | |
| FISCAL YEAR 2008-09 | | | | 1001800 |
| SALARIES AND BENEFITS | | | | 010000 |
| GENERAL REVENUE FUND -STATE | 1 | | | 1000 1 |
| CRIMES COMPENSATION TF -STATE | 12,703 | | | 2149 1 |
| CRIME STOPPERS TF -STATE | 239 | | | 2202 1 |
| FL.CRIME PREV TR IN REV TF-STATE | 862 | | | 2302 1 |
| TOTAL APPRO..... | 13,805 | | | |

| | COL A03 | COL A04 | COL A05 | |
|--------------------------------------|-------------|-------------|------------|---------------|
| | AGY REQUEST | AGY REQ N/R | AG REQ ANZ | |
| | FY 2009-10 | FY 2009-10 | FY 2009-10 | |
| POS | AMOUNT | POS | AMOUNT | POS |
| | | | | AMOUNT |
| | | | | CODES |
| LEGAL AFFAIRS/ATTY GENERAL | | | | 41000000 |
| PGM: OFF/ATTORNEY GENERAL | | | | 41100000 |
| VICTIM SERVICES | | | | 41100400 |
| GOV OPERATIONS/SUPPORT | | | | 16 |
| EXEC LEADERSHIP/SUPPRT SVC | | | | 1602.00.00.00 |
| ESTIMATED EXPENDITURES | | | | 1000000 |
| ADJUSTMENT TO STATE LIFE AND | | | | |
| DISABILITY INSURANCE CONTRIBUTION | | | | |
| RATES - FISCAL YEAR 2008-09 | | | | 1001910 |
| SALARIES AND BENEFITS | | | | 010000 |
| CRIMES COMPENSATION TF -STATE | 1,592- | | | 2149 1 |
| CRIME STOPPERS TF -STATE | 30- | | | 2202 1 |
| FL.CRIME PREV TR IN REV TF-STATE | 108- | | | 2302 1 |
| TOTAL APPRO..... | 1,730- | | | |
| INTRA-AGENCY REORGANIZATIONS | | | | 1800000 |
| TRANSFERS IN - REALIGNMENT OF | | | | |
| POSITIONS AND BUDGET | | | | 1802300 |
| SALARY RATE | | | | 000000 |
| SALARY RATE..... | 32,823 | | | |
| SALARIES AND BENEFITS | | | | 010000 |
| FEDERAL GRANTS TRUST FUND -RECPNT | 1.00 | | | |
| FEDERAL GRANTS TRUST FUND -RECPNT | 47,017 | | | 2261 9 |
| TOTAL: TRANSFERS IN - REALIGNMENT OF | | | | 1802300 |
| POSITIONS AND BUDGET | | | | |
| TOTAL POSITIONS..... | 1.00 | | | |
| TOTAL ISSUE..... | 47,017 | | | |
| TOTAL SALARY RATE..... | 32,823 | | | |

AGENCY ISSUE NARRATIVE:

2009-2010 BUDGET YEAR NARRATIVE:

IT COMPONENT? NO

The Office of the Attorney General is requesting to shift this Victim Assistance Grant funded position under the Victims Services Budget Entity. This is an adjustment to move the position to the proper budget entity.

| | COL A03 | COL A04 | COL A05 | |
|-------------------------------|-------------|-------------|------------|---------------|
| | AGY REQUEST | AGY REQ N/R | AG REQ ANZ | |
| | FY 2009-10 | FY 2009-10 | FY 2009-10 | |
| POS | AMOUNT | POS | AMOUNT | POS |
| | | | | AMOUNT |
| | | | | CODES |
| LEGAL AFFAIRS/ATTY GENERAL | | | | 41000000 |
| PGM: OFF/ATTORNEY GENERAL | | | | 41100000 |
| VICTIM SERVICES | | | | 41100400 |
| GOV OPERATIONS/SUPPORT | | | | 16 |
| EXEC LEADERSHIP/SUPPRT SVC | | | | 1602.00.00.00 |
| INTRA-AGENCY REORGANIZATIONS | | | | 1800000 |
| TRANSFERS IN - REALIGNMENT OF | | | | |
| POSITIONS AND BUDGET | | | | 1802300 |

POSITION DETAIL OF SALARIES AND BENEFITS:

| | FTE | BASE RATE | ADDITIVES | BENEFITS | SUBTOTAL | LAPSE % | LAPSED SALARIES AND BENEFITS |
|---|------|-----------|-----------|----------|----------|---------|------------------------------|
| A03 - AGY REQUEST FY 2009-10 | | | | | | | |
| CHANGES TO CURRENTLY AUTHORIZED POSITIONS | | | | | | | |
| 8158 VICTIM SERVICES PROGRAM SPECIALIST | | | | | | | |
| 01145 101 | 1.00 | 32,823 | | 14,194 | 47,017 | 0.00 | 47,017 |
| TOTALS FOR ISSUE BY FUND | | | | | | | |
| 2261 FEDERAL GRANTS TRUST FUND | | | | | | | 47,017 |
| | 1.00 | 32,823 | | 14,194 | 47,017 | | 47,017 |

| | |
|----------------------------------|---------|
| NONRECURRING EXPENDITURES | 2100000 |
| INCREASE SERVICES FOR VICTIMS OF | |
| SEXUAL ASSAULT | 2103015 |
| SPECIAL CATEGORIES | 100000 |
| CONTRACTED SERVICES | 100777 |
| CRIMES COMPENSATION TF -STATE | 2149 1 |
| 400,000- | |

| | COL A03 | COL A04 | COL A05 | |
|---------------------------------------|-------------|-------------|------------|---------------|
| | AGY REQUEST | AGY REQ N/R | AG REQ ANZ | |
| | FY 2009-10 | FY 2009-10 | FY 2009-10 | |
| | POS | AMOUNT | POS | AMOUNT |
| | | | | AMOUNT |
| | | | | CODES |
| LEGAL AFFAIRS/ATTY GENERAL | | | | 41000000 |
| PGM: OFF/ATTORNEY GENERAL | | | | 41100000 |
| VICTIM SERVICES | | | | 41100400 |
| GOV OPERATIONS/SUPPORT | | | | 16 |
| EXEC LEADERSHIP/SUPPRT SVC | | | | 1602.00.00.00 |
| NONRECURRING EXPENDITURES | | | | 2100000 |
| TRANSFER GENERAL REVENUE FUNDING | | | | |
| TO CRIMES COMPENSATION TRUST FUND | | | | |
| - ADD | | | | 2103024 |
| SPECIAL CATEGORIES | | | | 100000 |
| CONTRACTED SERVICES | | | | 100777 |
| CRIMES COMPENSATION TF -STATE | | 61,591- | | 2149 1 |
| ===== | | ===== | | |
| ALLOW USE OF CRIMES COMPENSATION | | | | |
| TRUST FUND FOR LEGAL ASSISTANCE | | | | |
| GRANT | | | | 2103025 |
| SPECIAL CATEGORIES | | | | 100000 |
| AWARDS TO CLAIMANTS | | | | 100189 |
| CRIMES COMPENSATION TF -STATE | | 50,000 | | 2149 1 |
| ===== | | ===== | | |
| FUNDING FOR THE COUNCIL ON THE | | | | |
| SOCIAL STATUS OF BLACK MEN AND BOYS | | | | |
| - HB 1395 | | | | 2103055 |
| OTHER PERSONAL SERVICES | | | | 030000 |
| GENERAL REVENUE FUND -STATE | | 32,000- | | 1000 1 |
| ===== | | ===== | | |
| EXPENSES | | | | 040000 |
| GENERAL REVENUE FUND -STATE | | 18,000- | | 1000 1 |
| ===== | | ===== | | |
| TOTAL: FUNDING FOR THE COUNCIL ON THE | | | | 2103055 |
| SOCIAL STATUS OF BLACK MEN AND BOYS | | | | |
| - HB 1395 | | | | |
| TOTAL ISSUE..... | | 50,000- | | |
| ===== | | ===== | | |

| | COL A03 | COL A04 | COL A05 | |
|------------------------------------|-------------|-------------|------------|----------------------|
| | AGY REQUEST | AGY REQ N/R | AG REQ ANZ | |
| | FY 2009-10 | FY 2009-10 | FY 2009-10 | |
| POS | AMOUNT | POS | AMOUNT | POS |
| | | | | AMOUNT |
| | | | | CODES |
| LEGAL AFFAIRS/ATTY GENERAL | | | | 41000000 |
| PGM: OFF/ATTORNEY GENERAL | | | | 41100000 |
| VICTIM SERVICES | | | | 41100400 |
| GOV OPERATIONS/SUPPORT | | | | 16 |
| EXEC LEADERSHIP/SUPPRT SVC | | | | <u>1602.00.00.00</u> |
| ANNUALIZATION OF ADMINISTERED | | | | |
| FUNDS APPROPRIATIONS | | | | 26A0000 |
| STATE HEALTH INSURANCE PREMIUM | | | | |
| CONTRIBUTION - 10 MONTHS | | | | |
| ANNUALIZATION | | | | 26A1800 |
| SALARIES AND BENEFITS | | | | 010000 |
| GENERAL REVENUE FUND -STATE | 5 | | | 1000 1 |
| CRIMES COMPENSATION TF -STATE | 63,515 | | | 2149 1 |
| CRIME STOPPERS TF -STATE | 1,195 | | | 2202 1 |
| FL.CRIME PREV TR IN REV TF-STATE | 4,310 | | | 2302 1 |
| TOTAL APPRO..... | 69,025 | | | |
| LIFE AND DISABILITY INSURANCE | | | | |
| REDUCTION - 6 MONTHS ANNUALIZATION | | | | 26A2000 |
| SALARIES AND BENEFITS | | | | 010000 |
| CRIMES COMPENSATION TF -STATE | 1,592- | | | 2149 1 |
| CRIME STOPPERS TF -STATE | 30- | | | 2202 1 |
| FL.CRIME PREV TR IN REV TF-STATE | 108- | | | 2302 1 |
| TOTAL APPRO..... | 1,730- | | | |
| TOTAL: EXEC LEADERSHIP/SUPPRT SVC | | | | <u>1602.00.00.00</u> |
| BY FUND TYPE | | | | |
| GENERAL REVENUE FUND | 6,531,924 | | | 1000 |
| TRUST FUNDS | 66,038,400 | | | 2000 |
| TOTAL POSITIONS..... | 90.00 | | | |
| TOTAL PROG COMP..... | 72,570,324 | | | |
| TOTAL SALARY RATE..... | 3,853,344 | | | |

| | COL A03 | COL A04 | COL A05 | |
|-------------------------------------|-------------|-------------|------------|----------------------|
| | AGY REQUEST | AGY REQ N/R | AG REQ ANZ | |
| | FY 2009-10 | FY 2009-10 | FY 2009-10 | |
| | POS | AMOUNT | POS | AMOUNT |
| | | | | AMOUNT |
| | | | | CODES |
| LEGAL AFFAIRS/ATTY GENERAL | | | | 41000000 |
| PGM: OFF/ATTORNEY GENERAL | | | | 41100000 |
| <u>EXECUTIVE DIR/SUPPORT SVCS</u> | | | | 41100500 |
| GOV OPERATIONS/SUPPORT | | | | 16 |
| <u>EXEC LEADERSHIP/SUPPRT SVC</u> | | | | <u>1602.00.00.00</u> |
| ESTIMATED EXPENDITURES | | | | 1000000 |
| ESTIMATED EXPENDITURES - OPERATIONS | | | | 1001000 |
| SALARY RATE | | | | 000000 |
| SALARY RATE..... | 6,644,226 | | | |
| ===== | | | | |
| SALARIES AND BENEFITS | | | | 010000 |
| GENERAL REVENUE FUND -STATE | 5,346,199 | | | 1000 1 |
| ADMINISTRATIVE TRUST FUND -STATE | 3,421,621 | | | 2021 1 |
| CRIMES COMPENSATION TF -STATE | 199,587 | | | 2149 1 |
| LEGAL SERVICES TRUST FUND -STATE | 50,000 | | | 2438 1 |
| TOTAL POSITIONS..... | 139.00 | | | |
| TOTAL APPRO..... | 9,017,407 | | | |
| ===== | | | | |
| OTHER PERSONAL SERVICES | | | | 030000 |
| ADMINISTRATIVE TRUST FUND -STATE | 140,826 | | | 2021 1 |
| ===== | | | | |
| EXPENSES | | | | 040000 |
| GENERAL REVENUE FUND -STATE | 306,157 | | | 1000 1 |
| ADMINISTRATIVE TRUST FUND -STATE | 958,004 | | | 2021 1 |
| CRIMES COMPENSATION TF -STATE | 11,217 | | | 2149 1 |
| TOTAL APPRO..... | 1,275,378 | | | |
| ===== | | | | |
| OPERATING CAPITAL OUTLAY | | | | 060000 |
| GENERAL REVENUE FUND -STATE | 94,232 | | | 1000 1 |
| ADMINISTRATIVE TRUST FUND -STATE | 472,801 | | | 2021 1 |
| TOTAL APPRO..... | 567,033 | | | |
| ===== | | | | |

| | COL A03 | COL A04 | COL A05 | |
|-------------------------------------|-------------|-------------|------------|----------------------|
| | AGY REQUEST | AGY REQ N/R | AG REQ ANZ | |
| | FY 2009-10 | FY 2009-10 | FY 2009-10 | |
| | POS | AMOUNT | POS | AMOUNT |
| | | | | AMOUNT |
| | | | | CODES |
| LEGAL AFFAIRS/ATTY GENERAL | | | | 41000000 |
| PGM: OFF/ATTORNEY GENERAL | | | | 41100000 |
| <u>EXECUTIVE DIR/SUPPORT SVCS</u> | | | | 41100500 |
| GOV OPERATIONS/SUPPORT | | | | 16 |
| <u>EXEC LEADERSHIP/SUPPRT SVC</u> | | | | <u>1602.00.00.00</u> |
| ESTIMATED EXPENDITURES | | | | 1000000 |
| ESTIMATED EXPENDITURES - OPERATIONS | | | | 1001000 |
| SPECIAL CATEGORIES | | | | 1000000 |
| ATTY GENERAL'S LAW LIBRARY | | | | 1000001 |
| GENERAL REVENUE FUND -STATE | 294,459 | | | 1000 1 |
| ===== | | | | |
| COMMISSION/STATUS OF WOMEN | | | | 100120 |
| GENERAL REVENUE FUND -STATE | 110,238 | | | 1000 1 |
| ===== | | | | |
| CONTRACTED SERVICES | | | | 100777 |
| GENERAL REVENUE FUND -STATE | 130,763 | | | 1000 1 |
| ADMINISTRATIVE TRUST FUND -STATE | 55,268 | | | 2021 1 |
| CRIMES COMPENSATION TF -STATE | 50,000 | | | 2149 1 |
| TOTAL APPRO..... | 236,031 | | | |
| ===== | | | | |
| RISK MANAGEMENT INSURANCE | | | | 103241 |
| GENERAL REVENUE FUND -STATE | 54,460 | | | 1000 1 |
| ADMINISTRATIVE TRUST FUND -STATE | 28,195 | | | 2021 1 |
| TOTAL APPRO..... | 82,655 | | | |
| ===== | | | | |
| TR/DMS/HR SVCS/STW CONTRCT | | | | 107040 |
| GENERAL REVENUE FUND -STATE | 41,321 | | | 1000 1 |
| ADMINISTRATIVE TRUST FUND -STATE | 15,357 | | | 2021 1 |
| TOTAL APPRO..... | 56,678 | | | |
| ===== | | | | |

| | COL A03 | COL A04 | COL A05 | |
|--|-------------|-------------|------------|----------------------|
| | AGY REQUEST | AGY REQ N/R | AG REQ ANZ | |
| | FY 2009-10 | FY 2009-10 | FY 2009-10 | |
| POS | AMOUNT | POS | AMOUNT | POS |
| | | | | AMOUNT |
| | | | | CODES |
| LEGAL AFFAIRS/ATTY GENERAL | | | | 41000000 |
| PGM: OFF/ATTORNEY GENERAL | | | | 41100000 |
| <u>EXECUTIVE DIR/SUPPORT SVCS</u> | | | | 41100500 |
| GOV OPERATIONS/SUPPORT | | | | 16 |
| <u>EXEC LEADERSHIP/SUPPRT SVC</u> | | | | <u>1602.00.00.00</u> |
| ESTIMATED EXPENDITURES | | | | 1000000 |
| ESTIMATED EXPENDITURES - OPERATIONS | | | | 1001000 |
| DATA PROCESSING SERVICES | | | | 210000 |
| OTHER DATA PROCESSING SVCS | | | | 210014 |
| GENERAL REVENUE FUND -STATE | 141,086 | | | 1000 1 |
| ADMINISTRATIVE TRUST FUND -STATE | 157,876 | | | 2021 1 |
| TOTAL APPRO..... | 298,962 | | | |
| TOTAL: ESTIMATED EXPENDITURES - OPERATIONS | | | | 1001000 |
| TOTAL POSITIONS..... | 139.00 | | | |
| TOTAL ISSUE..... | 12,079,667 | | | |
| TOTAL SALARY RATE..... | 6,644,226 | | | |
| ADJUSTMENT TO STATE HEALTH | | | | |
| INSURANCE PREMIUM CONTRIBUTION - | | | | |
| FISCAL YEAR 2008-09 | | | | 1001800 |
| SALARIES AND BENEFITS | | | | 010000 |
| GENERAL REVENUE FUND -STATE | 13,366 | | | 1000 1 |
| ADMINISTRATIVE TRUST FUND -STATE | 8,552 | | | 2021 1 |
| CRIMES COMPENSATION TF -STATE | 498 | | | 2149 1 |
| LEGAL SERVICES TRUST FUND -STATE | 124 | | | 2438 1 |
| TOTAL APPRO..... | 22,540 | | | |
| ADJUSTMENT TO STATE LIFE AND | | | | |
| DISABILITY INSURANCE CONTRIBUTION | | | | |
| RATES - FISCAL YEAR 2008-09 | | | | 1001910 |
| SALARIES AND BENEFITS | | | | 010000 |
| GENERAL REVENUE FUND -STATE | 2,673- | | | 1000 1 |
| ADMINISTRATIVE TRUST FUND -STATE | 1,710- | | | 2021 1 |
| CRIMES COMPENSATION TF -STATE | 100- | | | 2149 1 |
| LEGAL SERVICES TRUST FUND -STATE | 25- | | | 2438 1 |
| TOTAL APPRO..... | 4,508- | | | |

| | COL A03 | COL A04 | COL A05 | |
|---|-------------|-------------|------------|----------------------|
| | AGY REQUEST | AGY REQ N/R | AG REQ ANZ | |
| | FY 2009-10 | FY 2009-10 | FY 2009-10 | |
| POS | AMOUNT | POS | AMOUNT | POS |
| | | | | AMOUNT |
| | | | | CODES |
| LEGAL AFFAIRS/ATTY GENERAL | | | | 41000000 |
| PGM: OFF/ATTORNEY GENERAL | | | | 41100000 |
| <u>EXECUTIVE DIR/SUPPORT SVCS</u> | | | | 41100500 |
| GOV OPERATIONS/SUPPORT | | | | 16 |
| <u>EXEC LEADERSHIP/SUPPRT SVC</u> | | | | <u>1602.00.00.00</u> |
| NONRECURRING EXPENDITURES | | | | 2100000 |
| CUBAN-AMERICAN BAR ASSOCIATION | | | | 2103016 |
| SPECIAL CATEGORIES | | | | 100000 |
| CONTRACTED SERVICES | | | | 100777 |
| CRIMES COMPENSATION TF -STATE | 50,000- | | | 2149 1 |
| ===== | | | | |
| TRANSFER FUNDING TO TRUST FUNDS | | | | |
| FROM GENERAL REVENUE | | | | 2103023 |
| SALARIES AND BENEFITS | | | | 010000 |
| ADMINISTRATIVE TRUST FUND -STATE | 275,000- | | | 2021 1 |
| LEGAL SERVICES TRUST FUND -STATE | 50,000- | | | 2438 1 |
| ----- | | | | |
| TOTAL APPRO..... | 325,000- | | | |
| ===== | | | | |
| TRANSFER GENERAL REVENUE FUNDING | | | | |
| TO CRIMES COMPENSATION TRUST FUND | | | | |
| - ADD | | | | 2103024 |
| SALARY RATE | | | | 000000 |
| SALARY RATE..... | 144,250- | | | |
| ===== | | | | |
| SALARIES AND BENEFITS | | | | 010000 |
| CRIMES COMPENSATION TF -STATE | 4.00- | | | |
| CRIMES COMPENSATION TF -STATE | 199,587- | | | 2149 1 |
| ===== | | | | |
| EXPENSES | | | | 040000 |
| CRIMES COMPENSATION TF -STATE | 11,217- | | | 2149 1 |
| ===== | | | | |
| TOTAL: TRANSFER GENERAL REVENUE FUNDING | | | | 2103024 |
| TO CRIMES COMPENSATION TRUST FUND | | | | |
| - ADD | | | | |
| TOTAL POSITIONS..... | 4.00- | | | |
| TOTAL ISSUE..... | 210,804- | | | |
| TOTAL SALARY RATE..... | 144,250- | | | |
| ===== | | | | |

| | COL A03 | COL A04 | COL A05 | |
|------------------------------------|-------------|-------------|------------|----------------------|
| | AGY REQUEST | AGY REQ N/R | AG REQ ANZ | |
| | FY 2009-10 | FY 2009-10 | FY 2009-10 | |
| POS | AMOUNT | POS | AMOUNT | POS |
| | | | | AMOUNT |
| | | | | CODES |
| LEGAL AFFAIRS/ATTY GENERAL | | | | 41000000 |
| PGM: OFF/ATTORNEY GENERAL | | | | 41100000 |
| <u>EXECUTIVE DIR/SUPPORT SVCS</u> | | | | 41100500 |
| GOV OPERATIONS/SUPPORT | | | | 16 |
| <u>EXEC LEADERSHIP/SUPPRT SVC</u> | | | | <u>1602.00.00.00</u> |
| ANNUALIZATION OF ADMINISTERED | | | | |
| FUNDS APPROPRIATIONS | | | | 26A0000 |
| STATE HEALTH INSURANCE PREMIUM | | | | |
| CONTRIBUTION - 10 MONTHS | | | | |
| ANNUALIZATION | | | | 26A1800 |
| SALARIES AND BENEFITS | | | | 010000 |
| GENERAL REVENUE FUND -STATE | 66,830 | | | 1000 1 |
| ADMINISTRATIVE TRUST FUND -STATE | 42,760 | | | 2021 1 |
| CRIMES COMPENSATION TF -STATE | 2,490 | | | 2149 1 |
| LEGAL SERVICES TRUST FUND -STATE | 620 | | | 2438 1 |
| TOTAL APPRO..... | 112,700 | | | |
| LIFE AND DISABILITY INSURANCE | | | | |
| REDUCTION - 6 MONTHS ANNUALIZATION | | | | 26A2000 |
| SALARIES AND BENEFITS | | | | 010000 |
| GENERAL REVENUE FUND -STATE | 2,673- | | | 1000 1 |
| ADMINISTRATIVE TRUST FUND -STATE | 1,710- | | | 2021 1 |
| CRIMES COMPENSATION TF -STATE | 100- | | | 2149 1 |
| LEGAL SERVICES TRUST FUND -STATE | 25- | | | 2438 1 |
| TOTAL APPRO..... | 4,508- | | | |
| FUND SHIFT | | | | 3400000 |
| RESTORATION OF GENERAL REVENUE | | | | |
| FUNDING SHIFTS TO NONRECURRING | | | | |
| TRUST FUNDS | | | | 3401000 |
| SALARIES AND BENEFITS | | | | 010000 |
| GENERAL REVENUE FUND -STATE | 325,000 | | | 1000 1 |

AGENCY ISSUE NARRATIVE:

2009-2010 BUDGET YEAR NARRATIVE: IT COMPONENT? NO
 The Department of Legal Affairs/Office of Attorney General requests \$4,336,258 in General Revenue to replace the non-recurring "Transfer Funding to Trust Funds from General Revenue" fund shift appropriated by the legislature for Fiscal Year 2008-09. This fund shift was ten percent (10%) of the recurring General Revenue in the OAG budget. In Issue #3400110 the legislature provided for a non-recurring transfer of \$4,296,203 in Salaries and Benefits and \$40,055 in

| COL A03 | | COL A04 | | COL A05 | | CODES |
|-----------------------------------|-------------|-------------|-------------|------------|------------|----------------------|
| AGY REQUEST | AGY REQ N/R | AGY REQ N/R | AGY REQ N/R | AG REQ ANZ | AG REQ ANZ | |
| FY 2009-10 | FY 2009-10 | FY 2009-10 | FY 2009-10 | FY 2009-10 | FY 2009-10 | |
| POS | AMOUNT | POS | AMOUNT | POS | AMOUNT | |
| LEGAL AFFAIRS/ATTY GENERAL | | | | | | 41000000 |
| PGM: OFF/ATTORNEY GENERAL | | | | | | 41100000 |
| <u>EXECUTIVE DIR/SUPPORT SVCS</u> | | | | | | 41100500 |
| GOV OPERATIONS/SUPPORT | | | | | | 16 |
| <u>EXEC LEADERSHIP/SUPPRT SVC</u> | | | | | | <u>1602.00.00.00</u> |
| FUND SHIFT | | | | | | 3400000 |
| RESTORATION OF GENERAL REVENUE | | | | | | |
| FUNDING SHIFTS TO NONRECURRING | | | | | | |
| TRUST FUNDS | | | | | | 3401000 |

Expenses to the Operating Trust fund, the Administrative Trust Fund and the Legal Services Trust fund. The approach used by the legislature and OAG for the fund shift of these positions was to utilize cash derived from judgments brought in proceedings related to state or federal antitrust law or the Florida RICO Act and held in the account pending a final court decision or final distribution order. The monies recovered on behalf of consumers go to consumers or for their benefit. Monies recovered on behalf of local public entities go back to them. Monies recovered on behalf of state agencies must be deposited in the General Revenue Fund.

This issue requests the replacement of the trust funds appropriated in the following Budget Entities:

- \$500,000 in Civil Enforcement Budget Entity to the Operating Trust Fund
- \$2,914,055 in the Criminal / Civil Litigation Defense Budget Entity to the Operating Trust Fund
- \$597,203 in the Statewide Prosecution / Multi-Circuit Crime Budget Entity to the Operating Trust Fund
- \$275,000 in the Executive Direction and Support Services Budget Entity to the Administrative Trust Fund, and
- \$50,000 in the Executive Direction and Support Services Budget Entity to the Legal Services Trust Fund

These fund shifts have resulted in temporarily moving thirty attorneys and numerous support positions from General Revenue to the non-recurring moneys from these trust funds. The majority of the positions are in the Criminal Division. The Criminal Division is responsible for representing the State in all criminal appeals, as well as in post-conviction litigation at both the trial and appellate levels before state and federal courts.

The Criminal Division has had major increased workload each year over the last ten years with the growth in the budgets of the Court and State Attorneys and the increases in the number of persons entering prison and seeking appeals. However, the division has had no staff increases. The Criminal Division currently averages more than 24,000 open active cases per year, handled by 110 remaining criminal attorneys located in five (5) offices around Florida. The current number of open active cases reflects constantly growing caseloads, which is commensurate with the number of case filings in the appellate courts and federal courts. If the funding is not continued this will cause a reduction of over 20% of the attorneys and essentially shut down appeals in one of the five districts.

This division also represents the State in all criminal litigation in the state appellate courts and all federal courts. A major goal of this division is to ensure that minimum delays occur in the appellate process and these cases result in a speedy and just conclusion.

This section also handles the Jimmy Ryce cases at the trial and appellate levels. These cases, while civil, are handled by attorneys who have familiarity with the criminal justice system and the civil rules of procedure. There are more than 245 cases per year for the 5 attorney positions assigned to the unit. These cases are case specific and time intensive because they operate on abbreviated timetables mandated by statutes. The purpose of the Ryce Act is to, upon completion of sentence, house individuals designated as sexual predator/offenders for treatment and evaluation.

| | COL A03 | COL A04 | COL A05 | |
|-----------------------------------|-------------|-------------|------------|----------------------|
| | AGY REQUEST | AGY REQ N/R | AG REQ ANZ | |
| | FY 2009-10 | FY 2009-10 | FY 2009-10 | |
| | POS | AMOUNT | POS | AMOUNT |
| | | | | CODES |
| LEGAL AFFAIRS/ATTY GENERAL | | | | 41000000 |
| PGM: OFF/ATTORNEY GENERAL | | | | 41100000 |
| <u>EXECUTIVE DIR/SUPPORT SVCS</u> | | | | 41100500 |
| GOV OPERATIONS/SUPPORT | | | | 16 |
| <u>EXEC LEADERSHIP/SUPPRT SVC</u> | | | | <u>1602.00.00.00</u> |
| FUND SHIFT | | | | 3400000 |
| RESTORATION OF GENERAL REVENUE | | | | |
| FUNDING SHIFTS TO NONRECURRING | | | | |
| TRUST FUNDS | | | | 3401000 |

The Capital Appeals Bureau of the Criminal Division handles appeals in all capital murder cases in which the death penalty has been imposed. The 17 Capital Appeals Attorneys in this bureau are responsible for representing the state in all direct appeals; serve as co-counsel with Florida's 20 state attorneys statewide in post-conviction cases in the trial courts; and litigate all collateral appeals and federal trial and appellate litigation. The current average caseload for the bureau is approximately 30 open cases per attorney. As with other criminal appeals, the number of filings in capital cases is driven by the number of defendants who appeal or litigate their convictions and sentences in a timely manner.

The fund shift in the Office of Statewide prosecution shifted five positions from this office and failure to restore these funds would severely reduce the effectiveness of the office in fighting multi-circuit crimes. The unit must already hold six positions vacant to meet the current reductions as well as not being able to fill two additional positions that will become vacant in January. Of these eight vacancies, one is a Bureau Chief. The unfilled vacancies currently leave one attorney to cover 20 counties throughout the panhandle.

The Office currently has three pending gang investigations that, despite the local Sheriffs' urging to do so, we cannot investigate fully at this time until we resolve other pending cases. There are several mortgage fraud cases not being worked for the same reason; until other cases are prosecuted, current staff cannot turn their attention to them until other cases are resolved.

The Statewide Prosecutor is a Constitutional Officer, charged by Section 16.56, Florida Statutes, with the responsibility to investigate and prosecute multi-circuit criminal activity and to assist state and local law enforcement in their efforts to combat organized crime. This office helps law enforcement protect the public by working with local law enforcement and regulatory agencies to prosecute those accused of fraud against the government, large scale consumer fraud particularly against the elderly; and violent crime. Typical crimes prosecuted within these categories include computer crimes, racketeering, antitrust violations, crimes involving fraud and deceit, perjury, usury, bribery, extortion, burglary, robbery, home invasions, anti-fencing violations, gambling, kidnapping, theft, murder, prostitution, carjacking, narcotics and counterfeit pharmaceutical drug violations, and solicitations or conspiracies to commit any of these crimes. This Office, in conjunction with the Attorney General's Cyber Crimes Section, also assists law enforcement and other prosecutors in prosecuting computer pornography and other crimes involving the sexual exploitation of children by the use of the Internet and computer networks.

The portion of the fund shift to the Administrative trust fund was based on \$275,000 in additional federal Indirect Cost due to the OAG based on an adjustment made to the Indirect Cost Rate. This additional indirect cost is not being realized by the state due to the General Revenue reductions to the Florida Medicaid Fraud Control Unit in the 4% holdback. The OAG earns federal indirect funds based on the expenditures of General Revenue used to match Federal Grants Trust Fund.

If the General Revenue is not available to continue these fund shifts used to pay these positions, the OAG requests that the funding be provided again from the Operating Trust Fund.

| | COL A03 | COL A04 | COL A05 | |
|--------------------------------|-------------|-------------|------------|---------------|
| | AGY REQUEST | AGY REQ N/R | AG REQ ANZ | |
| | FY 2009-10 | FY 2009-10 | FY 2009-10 | |
| | POS | AMOUNT | POS | AMOUNT |
| | | | | AMOUNT |
| | | | | CODES |
| LEGAL AFFAIRS/ATTY GENERAL | | | | 41000000 |
| PGM: OFF/ATTORNEY GENERAL | | | | 41100000 |
| EXECUTIVE DIR/SUPPORT SVCS | | | | 41100500 |
| GOV OPERATIONS/SUPPORT | | | | 16 |
| EXEC LEADERSHIP/SUPPRT SVC | | | | 1602.00.00.00 |
| FUND SHIFT | | | | 3400000 |
| RESTORATION OF GENERAL REVENUE | | | | |
| FUNDING SHIFTS TO NONRECURRING | | | | |
| TRUST FUNDS | | | | 3401000 |

POSITION DETAIL OF SALARIES AND BENEFITS:

| | FTE | BASE RATE | ADDITIVES | BENEFITS | SUBTOTAL | LAPSE % | LAPSED SALARIES AND BENEFITS |
|---|-----|-----------|-----------|----------|----------|---------|------------------------------|
| A03 - AGY REQUEST FY 2009-10 | | | | | | | |
| CHANGES TO CURRENTLY AUTHORIZED POSITIONS | | | | | | | |
| OTHER SALARY AMOUNT | | | | | | | |
| 1000 GENERAL REVENUE FUND | | | | | | | 325,000 |
| | | | | | | | 325,000 |

| | | | | | | | |
|---------------------------------------|---------|---------|--|--|--|--|---------|
| RESTORATION OF GENERAL REVENUE | | | | | | | |
| FUNDING - CRIMES COMPENSATION | | | | | | | |
| TRUST FUND - ADD | | | | | | | 3402000 |
| SALARY RATE | | | | | | | 000000 |
| SALARY RATE..... | 144,250 | | | | | | |
| SALARIES AND BENEFITS | | | | | | | 010000 |
| GENERAL REVENUE FUND | 4.00 | | | | | | |
| GENERAL REVENUE FUND -STATE | | 199,587 | | | | | 1000 1 |
| EXPENSES | | | | | | | 040000 |
| GENERAL REVENUE FUND | | | | | | | |
| GENERAL REVENUE FUND -STATE | | 11,217 | | | | | 1000 1 |
| TOTAL: RESTORATION OF GENERAL REVENUE | | | | | | | 3402000 |
| FUNDING - CRIMES COMPENSATION | | | | | | | |
| TRUST FUND - ADD | | | | | | | |
| TOTAL POSITIONS..... | 4.00 | | | | | | |
| TOTAL ISSUE..... | | 210,804 | | | | | |
| TOTAL SALARY RATE..... | 144,250 | | | | | | |

| | COL A03 | COL A04 | COL A05 | |
|-----------------------------------|-------------|-------------|------------|----------------------|
| | AGY REQUEST | AGY REQ N/R | AG REQ ANZ | |
| | FY 2009-10 | FY 2009-10 | FY 2009-10 | |
| POS | AMOUNT | POS | AMOUNT | POS |
| | | | | AMOUNT |
| | | | | CODES |
| LEGAL AFFAIRS/ATTY GENERAL | | | | 41000000 |
| PGM: OFF/ATTORNEY GENERAL | | | | 41100000 |
| <u>EXECUTIVE DIR/SUPPORT SVCS</u> | | | | 41100500 |
| GOV OPERATIONS/SUPPORT | | | | 16 |
| <u>EXEC LEADERSHIP/SUPPRT SVC</u> | | | | <u>1602.00.00.00</u> |
| FUND SHIFT | | | | 3400000 |
| RESTORATION OF GENERAL REVENUE | | | | |
| FUNDING - CRIMES COMPENSATION | | | | |
| TRUST FUND - ADD | | | | 3402000 |

AGENCY ISSUE NARRATIVE:

2009-2010 BUDGET YEAR NARRATIVE:

IT COMPONENT? NO

This issue is in five Budget Entities requesting 19 positions, 818,219 in rate and \$1,259,611 in General Revenue in total to continue the employment of these nineteen positions critical to the agency operations. The FY 2008-09 GAA transferred 19 positions 818,219 in rate and \$1,321,202 from General Revenue to the Crimes Compensation Trust Fund. This issue requests the transfer of these positions and the operating funds necessary to continue these positions back to the General Revenue fund. General Revenue is the most appropriate fund for the positions. The issue was input into the non-recurring column so the positions, rate and Crimes Compensation Trust Fund authority have been deleted from the budget of the Office of the Attorney General (OAG.)

This issue was distributed across all budget entities containing General Revenue in the OAG proportionate to the General Revenue in the Budget Entity. The OAG is requesting:

- 4 FTE and \$276,022 in Civil Enforcement Budget Entity
- 1 FTE and \$ 89,303 in the Constitutional Legal Services Budget Entity
- 7 FTE and \$473,956 in the Criminal / Civil Litigation Defense Budget Entity
- 4 FTE and \$210,804 in the Executive Direction and Support Services Budget Entity
- 3 FTE and \$209,526 in the Statewide Prosecution / Multi-Circuit Crime Budget Entity

If the General Revenue is not available to continue these positions, the OAG requests that the funding be provided again from the Crimes Compensation Trust fund.

Impact of Not Funding In Executive Direction and Support Services Budget Entity

The General Revenue in the Criminal Executive Direction and Support Services Budget Entity funds the Opinions, Cabinet Affairs, and Executive staff positions. The executive staff is already down by nine critical positions and cannot take the four additional reductions and still allow the Attorney General to meet his core duties.

The Attorney General is required to provide official written opinions to state and local officials, boards, agencies, and their attorneys in response to questions regarding their official duties. In addition, the Attorney General is authorized provide legal advice to the state attorneys and to Florida's representatives in Congress. The Attorney General's opinion process provides a direct means for inexpensive dispute resolution. The strategic objective is to resolve requests for opinions in a timely manner.

A reduction in Opinions staff would decrease productivity and cause governmental entities to incur substantial legal fees from litigation. In addition, misinterpretation or varying interpretations of statutes could result in violations of

| | COL A03 | COL A04 | COL A05 | |
|-----------------------------------|-------------|-------------|------------|----------------------|
| | AGY REQUEST | AGY REQ N/R | AG REQ ANZ | |
| | FY 2009-10 | FY 2009-10 | FY 2009-10 | |
| | POS | AMOUNT | POS | AMOUNT |
| | | | | CODES |
| LEGAL AFFAIRS/ATTY GENERAL | | | | 41000000 |
| PGM: OFF/ATTORNEY GENERAL | | | | 41100000 |
| <u>EXECUTIVE DIR/SUPPORT SVCS</u> | | | | 41100500 |
| GOV OPERATIONS/SUPPORT | | | | 16 |
| <u>EXEC LEADERSHIP/SUPPRT SVC</u> | | | | <u>1602.00.00.00</u> |
| FUND SHIFT | | | | 3400000 |
| RESTORATION OF GENERAL REVENUE | | | | |
| FUNDING - CRIMES COMPENSATION | | | | |
| TRUST FUND - ADD | | | | 3402000 |

statutes including, but not limited to, Sunshine and/or public records law. A centralized legal resource for Department of Legal Affairs and other governmental entities could be lost.

In addition to his duties as the state's chief legal officer, the Attorney General serves as a member of the Florida Cabinet. He is also regularly called upon by the Florida Legislature to discuss and provide advice on relevant issues and pending legislation. The Cabinet Affairs staff advises the Attorney General on all matters pertaining to his constitutional and statutory role as a member of the Florida Cabinet. The Governor and Cabinet, as a collegial body, sit as the head of the following: State Board of Executive Clemency; Division of Bond Finance; Department of Veterans' Affairs; Department of Highway Safety & Motor Vehicles; Department of Law Enforcement; Department of Revenue; Administration Commission; Florida Land & Water Adjudicatory Commission; Electrical Power Plant & Transmission Line Siting Board; Board of Trustees of the Internal Improvement Fund; and Financial Services Commission. The Governor, Attorney General and Chief Financial Officer sit as the head of the State Board of Administration. The Cabinet Affairs staff regularly meets with interested parties and private citizens and responds to inquiries from the public relating to factual, policy, and legal issues related to the areas of jurisdiction of the Governor and Cabinet.

Cabinet Affairs is staffed with the minimal number of personnel necessary to carry out its duties and responsibilities to the public and the Attorney General. Any reductions would significantly hamper the Attorney General's ability to carry out his constitutional duty as a member of the Florida Cabinet.

Request

| | |
|--------------------------|-----------|
| Rate: | 144,250 |
| Salaries and Benefits: | \$199,587 |
| Expenses: | 11,217 |
| | ----- |
| Total for Budget Entity: | \$210,804 |

| | COL A03 | COL A04 | COL A05 | |
|-----------------------------------|-------------|-------------|------------|----------------------|
| | AGY REQUEST | AGY REQ N/R | AG REQ ANZ | |
| | FY 2009-10 | FY 2009-10 | FY 2009-10 | |
| POS | AMOUNT | POS | AMOUNT | POS |
| | | | | AMOUNT |
| | | | | CODES |
| LEGAL AFFAIRS/ATTY GENERAL | | | | 41000000 |
| PGM: OFF/ATTORNEY GENERAL | | | | 41100000 |
| <u>EXECUTIVE DIR/SUPPORT SVCS</u> | | | | 41100500 |
| GOV OPERATIONS/SUPPORT | | | | 16 |
| <u>EXEC LEADERSHIP/SUPPRT SVC</u> | | | | <u>1602.00.00.00</u> |
| FUND SHIFT | | | | 3400000 |
| RESTORATION OF GENERAL REVENUE | | | | |
| FUNDING - CRIMES COMPENSATION | | | | |
| TRUST FUND - ADD | | | | 3402000 |

POSITION DETAIL OF SALARIES AND BENEFITS:

| | FTE | BASE RATE | ADDITIVES | BENEFITS | SUBTOTAL | LAPSE % | LAPSED SALARIES AND BENEFITS |
|---|------|-----------|-----------|----------|----------|---------|------------------------------|
| A03 - AGY REQUEST FY 2009-10 | | | | | | | |
| CHANGES TO CURRENTLY AUTHORIZED POSITIONS | | | | | | | |
| P101 PROPOSED CLASS CODE | | | | | | | |
| R0001 001 | 4.00 | 144,250 | | 59,074 | 203,324 | 0.00 | 203,324 |
| TOTALS FOR ISSUE BY FUND | | | | | | | |
| 1000 GENERAL REVENUE FUND | | | | | | | 203,324 |
| | 4.00 | 144,250 | | 59,074 | 203,324 | | 203,324 |
| OTHER SALARY AMOUNT | | | | | | | |
| 1000 GENERAL REVENUE FUND | | | | | | | 3,737- |
| | | | | | | | 199,587 |

| | COL A03 | COL A04 | COL A05 | |
|------------------------------------|-------------|-------------|------------|---------------|
| | AGY REQUEST | AGY REQ N/R | AG REQ ANZ | |
| | FY 2009-10 | FY 2009-10 | FY 2009-10 | |
| POS | AMOUNT | POS | AMOUNT | POS |
| | | | | AMOUNT |
| | | | | CODES |
| LEGAL AFFAIRS/ATTY GENERAL | | | | 41000000 |
| PGM: OFF/ATTORNEY GENERAL | | | | 41100000 |
| EXECUTIVE DIR/SUPPORT SVCS | | | | 41100500 |
| GOV OPERATIONS/SUPPORT | | | | 16 |
| EXEC LEADERSHIP/SUPPRT SVC | | | | 1602.00.00.00 |
| AGENCY-WIDE INFORMATION TECHNOLOGY | | | | 3620000 |
| INFORMATION TECHNOLOGY FILE | | | | |
| STORAGE CAPACITY | | | | 36202C0 |
| EXPENSES | | | | 040000 |
| GENERAL REVENUE FUND -STATE | 13,292 | 10,592 | | 1000 1 |
| CRIMES COMPENSATION TF -STATE | 2,442 | 2,442 | | 2149 1 |
| FEDERAL GRANTS TRUST FUND -FEDERL | 5,851 | 5,851 | | 2261 3 |
| LEGAL SERVICES TRUST FUND -STATE | 10,649 | 10,649 | | 2438 1 |
| LEGAL AFFAIRS REVOLVING TF-STATE | 3,335 | 3,335 | | 2439 1 |
| MOTOR VEHICLE WARRANTY TF -STATE | 693 | 693 | | 2492 1 |
| OPERATING TRUST FUND -STATE | 1,738 | 1,738 | | 2510 1 |
| TOTAL APPRO..... | 38,000 | 35,300 | | |
| OPERATING CAPITAL OUTLAY | | | | 060000 |
| GENERAL REVENUE FUND -STATE | 49,324 | 49,324 | | 1000 1 |
| CRIMES COMPENSATION TF -STATE | 9,061 | 9,061 | | 2149 1 |
| FEDERAL GRANTS TRUST FUND -FEDERL | 21,712 | 21,712 | | 2261 3 |
| LEGAL SERVICES TRUST FUND -STATE | 39,513 | 39,513 | | 2438 1 |
| LEGAL AFFAIRS REVOLVING TF-STATE | 12,371 | 12,371 | | 2439 1 |
| MOTOR VEHICLE WARRANTY TF -STATE | 2,570 | 2,570 | | 2492 1 |
| OPERATING TRUST FUND -STATE | 6,449 | 6,449 | | 2510 1 |
| TOTAL APPRO..... | 141,000 | 141,000 | | |
| SPECIAL CATEGORIES | | | | 100000 |
| CONTRACTED SERVICES | | | | 100777 |
| GENERAL REVENUE FUND -STATE | 7,345 | 7,345 | | 1000 1 |
| CRIMES COMPENSATION TF -STATE | 1,349 | 1,349 | | 2149 1 |
| FEDERAL GRANTS TRUST FUND -FEDERL | 3,234 | 3,234 | | 2261 3 |
| LEGAL SERVICES TRUST FUND -STATE | 5,885 | 5,885 | | 2438 1 |
| LEGAL AFFAIRS REVOLVING TF-STATE | 1,843 | 1,843 | | 2439 1 |
| MOTOR VEHICLE WARRANTY TF -STATE | 383 | 383 | | 2492 1 |
| OPERATING TRUST FUND -STATE | 961 | 961 | | 2510 1 |
| TOTAL APPRO..... | 21,000 | 21,000 | | |

| | COL A03 | COL A04 | COL A05 | |
|------------------------------------|-------------|-------------|------------|----------------------|
| | AGY REQUEST | AGY REQ N/R | AG REQ ANZ | |
| | FY 2009-10 | FY 2009-10 | FY 2009-10 | |
| POS | AMOUNT | POS | AMOUNT | POS |
| | | | | AMOUNT |
| | | | | CODES |
| LEGAL AFFAIRS/ATTY GENERAL | | | | 41000000 |
| PGM: OFF/ATTORNEY GENERAL | | | | 41100000 |
| <u>EXECUTIVE DIR/SUPPORT SVCS</u> | | | | 41100500 |
| GOV OPERATIONS/SUPPORT | | | | 16 |
| <u>EXEC LEADERSHIP/SUPPRT SVC</u> | | | | <u>1602.00.00.00</u> |
| AGENCY-WIDE INFORMATION TECHNOLOGY | | | | 3620000 |
| INFORMATION TECHNOLOGY FILE | | | | |
| STORAGE CAPACITY | | | | 36202C0 |
| TOTAL: INFORMATION TECHNOLOGY FILE | | | | 36202C0 |
| STORAGE CAPACITY | | | | |
| TOTAL ISSUE..... | 200,000 | 197,300 | | |

AGENCY ISSUE NARRATIVE:

2009-2010 BUDGET YEAR NARRATIVE:

IT COMPONENT? YES

The Florida Department of Legal Affairs, Office of the Attorney General (OAG) provides legal services for Florida state government. As with any legal organization, the business processes of the agency are extremely document-intensive. Internally generated documents as well as thousands of electronic discovery and investigative documents must be handled, analyzed, and shared across the agency and, in some cases, shared between other agencies and law firms. With the increased prevalence of electronic documents and data, the agency is facing a severe shortage of file storage in several areas: general file and print server storage, imaging and document management storage (SIRE Technologies document management system), and Notes e-mail and application database storage. During the past fiscal year, budget and resource constraints limited the agency's ability to conduct a planned enterprise-wide assessment of enterprise document and file management needs. The pending storage crisis for FY 2008-2009 was temporarily mitigated through targeted storage purchases for trust funded areas, however updated statistics indicate storage utilization rates increasing even more quickly than previously estimated. Therefore, an immediate resolution is needed to the file storage crisis resulting from the tremendous increase in electronic documents.

Storage utilization specific to the SIRE imaging and document management system has increased dramatically. Average weekly growth during 2007 was 12GB/week. During 2008 so far during the first 6 months it has been 16GB/week, which is a 50% increase over last year and well above projections.

In 2007, a 5-year file storage capacity plan was conducted. Statistics were obtained for the file storage utilization over the previous 2 years and was then extrapolated to determine a 5-year projection. Actual data storage on file servers (excluding replicated data) has almost doubled each of the previous 2 years, increasing from 640 GB in July 2005 to 1.2 TB in July 2006 and to 2.3 TB in July 2007. If storage utilization continued to double each year, within 5 years, OAG would need over 80 TB of data. However, because the agency plans to pursue an enterprise document management solution, the agency is only requesting sufficient file storage capacity for approximately 3 years of growth (27 TB).

Additionally, increased storage capacity brings the challenge of associated backup and recovery capacity. In order to meet the growing backup needs, the agency will purchase and implement a fiber-connected tape library, to consolidate backup in Tallahassee to a single device that includes hardware, software, encryption, and management. Because of growing concern regarding data privacy and protection, encryption was added as a requirement for the solution being proposed. Additionally, since previous capacity growth estimates are already being exceeded, it was deemed prudent to propose a more scalable solution than previously being considered, to ensure the ability to expand for future growth.

| COL A03 | | COL A04 | | COL A05 | | CODES |
|------------------------------------|-----|---------------------------|-----|--------------------------|-----|----------------------|
| AGY REQUEST FY 2009-10 | POS | AGY REQ N/R FY 2009-10 | POS | AG REQ ANZ FY 2009-10 | POS | |
| LEGAL AFFAIRS/ATTY GENERAL | | | | | | 41000000 |
| PGM: OFF/ATTORNEY GENERAL | | | | | | 41100000 |
| <u>EXECUTIVE DIR/SUPPORT SVCS</u> | | | | | | 41100500 |
| GOV OPERATIONS/SUPPORT | | | | | | 16 |
| <u>EXEC LEADERSHIP/SUPPRT SVC</u> | | | | | | <u>1602.00.00.00</u> |
| AGENCY-WIDE INFORMATION TECHNOLOGY | | | | | | 3620000 |
| INFORMATION TECHNOLOGY FILE | | | | | | |
| STORAGE CAPACITY | | | | | | 36202C0 |

IT SERVICE AND IMPLEMENTATION APPROACH

Cost estimates were based upon growth estimates as described above, but with the additional requirement of a scalable solution. Anticipated costs include a storage solution and a fiber-connected tape library, including encryption. Because of rapidly changing storage technology, the exact configuration of the solution will be determined at the time that funding becomes available. However, the agency will consider a storage area network (SAN) and other network attached storage (NAS) options to determine the most cost effective and scalable solution available. It is anticipated that, in order to utilize new technology needed to ensure scalability and encryption, implementation services will be required.

BENEFITS

Approval of this request will allow OAG to address the immediate need for storage and backup capacity on file/print servers, Notes mail and application servers, and SIRE imaging and document management/archival servers. This will allow OAG staff to continue to be able to store electronic documents of all types until an enterprise solution for document management is obtained. Benefits of the proposed solution include:

Provide immediate relief of storage and backup limitations that threaten operational effectiveness of the OAG technology infrastructure, including additional storage needed for legal and investigative e-Discovery challenges

Specifically, provide storage for file/print servers, Notes mail and application servers, and SIRE imaging and document management servers

Provide scalability in preparation for future storage needs

Provide data encryption for tapes being transported for off-site storage, to meet data security and protection requirements

Provide fiber connectivity in OAG data center, which positions the agency to perform more server consolidation and utilize newer technologies (such as blade servers) to lower energy consumption and reduce the data center "footprint".

ASSUMPTIONS AND CONSTRAINTS

The ability to achieve the stated benefits from this solution implementation assumes the following:

File storage utilization will continue to grow at an estimated rate doubling every year.

This solution provides storage capacity for a 3-year period. If no enterprise document management solution is implemented within the next 3 years, the need for additional capacity would be anticipated.

Assumes utilization of existing data center rack/UPS capacity

IMPLEMENTATION TIMELINE

It is anticipated that the project would be completed within the first 6 months of FY 2009-10.

| | COL A03 | COL A04 | COL A05 | |
|------------------------------------|-------------|-------------|------------|----------------------|
| | AGY REQUEST | AGY REQ N/R | AG REQ ANZ | |
| | FY 2009-10 | FY 2009-10 | FY 2009-10 | |
| POS | AMOUNT | POS | AMOUNT | POS |
| | | | | AMOUNT |
| | | | | CODES |
| LEGAL AFFAIRS/ATTY GENERAL | | | | 41000000 |
| PGM: OFF/ATTORNEY GENERAL | | | | 41100000 |
| <u>EXECUTIVE DIR/SUPPORT SVCS</u> | | | | 41100500 |
| GOV OPERATIONS/SUPPORT | | | | 16 |
| <u>EXEC LEADERSHIP/SUPPRT SVC</u> | | | | <u>1602.00.00.00</u> |
| AGENCY-WIDE INFORMATION TECHNOLOGY | | | | 3620000 |
| INFORMATION TECHNOLOGY FILE | | | | |
| STORAGE CAPACITY | | | | 36202C0 |

ESTIMATED COSTS

Estimated costs include storage and backup devices (with encryption and scalability), fiber connectivity and costs of cabling, implementation services, and five-year hardware warranty. The costs have been prorated based on personnel usage across the agency.

OCO:

| | | |
|--|-----------|--|
| Storage appliance (approx. 27TB) | \$105,000 | |
| (includes controller, drives and fiber switch) | | |
| Tape Library Hardware | \$ 36,000 | |
| Total OCO: | \$141,000 | |

EXPENSE:

| | | |
|-----------------------------|-----------|---------------------|
| Licensing for Storage Unit | \$ 10,000 | |
| Software Maintenance (5-yr) | \$ 8,000 | (\$1,200 recurring) |
| Cabling (copper and fiber) | \$ 5,000 | |
| Tapes | \$ 15,000 | (\$1,500 recurring) |
| Total EXPENSE: | \$ 38,000 | |

CONSULTING SERVICES:

| |
|-----------|
| \$ 21,000 |
|-----------|

Total for Issue: \$200,000 (\$2,700 recurring)

| | | | | |
|-----------------------------------|------------|---------|--|----------------------|
| TOTAL: EXEC LEADERSHIP/SUPPRT SVC | | | | <u>1602.00.00.00</u> |
| BY FUND TYPE | | | | |
| GENERAL REVENUE FUND | 7,199,530 | 67,261 | | 1000 |
| TRUST FUNDS | 5,156,361 | 130,039 | | 2000 |
| TOTAL POSITIONS..... | 139.00 | | | |
| TOTAL PROG COMP..... | 12,355,891 | 197,300 | | |
| TOTAL SALARY RATE..... | 6,644,226 | | | |

| | COL A03 | COL A04 | COL A05 | |
|--|-------------|-------------|------------|----------------------|
| | AGY REQUEST | AGY REQ N/R | AG REQ ANZ | |
| | FY 2009-10 | FY 2009-10 | FY 2009-10 | |
| | POS | AMOUNT | POS | AMOUNT |
| | | | | AMOUNT |
| | | | | CODES |
| LEGAL AFFAIRS/ATTY GENERAL | | | | 41000000 |
| PGM: STATEWIDE PROSECUTION | | | | 41200000 |
| PROS/MULTI-CIRCUIT CRIME | | | | 41200100 |
| PUBLIC PROTECTION | | | | 12 |
| <u>DRUG CONTRL/SUBSTNCE ABUSE</u> | | | | <u>1201.00.00.00</u> |
| ESTIMATED EXPENDITURES | | | | 1000000 |
| ESTIMATED EXPENDITURES - OPERATIONS | | | | 1001000 |
| SALARY RATE | | | | 000000 |
| SALARY RATE..... | 290,171 | | | |
| | ===== | ===== | ===== | |
| SALARIES AND BENEFITS | | | | 010000 |
| GENERAL REVENUE FUND | 4.00 | | | |
| -STATE | | 228,932 | | 1000 1 |
| | ===== | ===== | ===== | |
| SPECIAL CATEGORIES | | | | 100000 |
| STATEWIDE PROSECUTION | | | | 100118 |
| GENERAL REVENUE FUND | | | | |
| -STATE | | 75,846 | | 1000 1 |
| | ===== | ===== | ===== | |
| TOTAL: ESTIMATED EXPENDITURES - OPERATIONS | | | | 1001000 |
| TOTAL POSITIONS..... | 4.00 | | | |
| TOTAL ISSUE..... | | 304,778 | | |
| TOTAL SALARY RATE..... | 290,171 | | | |
| | ===== | ===== | ===== | |
| ADJUSTMENT TO STATE HEALTH | | | | |
| INSURANCE PREMIUM CONTRIBUTION - | | | | |
| FISCAL YEAR 2008-09 | | | | 1001800 |
| SALARIES AND BENEFITS | | | | 010000 |
| GENERAL REVENUE FUND | | | | |
| -STATE | | 832 | | 1000 1 |
| | ===== | ===== | ===== | |
| ADJUSTMENT TO STATE LIFE AND | | | | |
| DISABILITY INSURANCE CONTRIBUTION | | | | |
| RATES - FISCAL YEAR 2008-09 | | | | 1001910 |
| SALARIES AND BENEFITS | | | | 010000 |
| GENERAL REVENUE FUND | | | | |
| -STATE | | 248- | | 1000 1 |
| | ===== | ===== | ===== | |

| | COL A03 | COL A04 | COL A05 | |
|------------------------------------|-------------|-------------|------------|----------------------|
| | AGY REQUEST | AGY REQ N/R | AG REQ ANZ | |
| | FY 2009-10 | FY 2009-10 | FY 2009-10 | |
| | POS | AMOUNT | POS | AMOUNT |
| | | | | AMOUNT |
| | | | | CODES |
| LEGAL AFFAIRS/ATTY GENERAL | | | | 41000000 |
| PGM: STATEWIDE PROSECUTION | | | | 41200000 |
| <u>PROS/MULTI-CIRCUIT CRIME</u> | | | | 41200100 |
| PUBLIC PROTECTION | | | | 12 |
| <u>DRUG CONTRL/SUBSTNCE ABUSE</u> | | | | <u>1201.00.00.00</u> |
| ANNUALIZATION OF ADMINISTERED | | | | |
| FUNDS APPROPRIATIONS | | | | 26A0000 |
| STATE HEALTH INSURANCE PREMIUM | | | | |
| CONTRIBUTION - 10 MONTHS | | | | |
| ANNUALIZATION | | | | 26A1800 |
| SALARIES AND BENEFITS | | | | 010000 |
| GENERAL REVENUE FUND -STATE | | 4,160 | | 1000 1 |
| | ===== | ===== | ===== | |
| LIFE AND DISABILITY INSURANCE | | | | |
| REDUCTION - 6 MONTHS ANNUALIZATION | | | | 26A2000 |
| SALARIES AND BENEFITS | | | | 010000 |
| GENERAL REVENUE FUND -STATE | | 248- | | 1000 1 |
| | ===== | ===== | ===== | |
| TOTAL: DRUG CONTRL/SUBSTNCE ABUSE | | | | <u>1201.00.00.00</u> |
| BY FUND TYPE | | | | |
| GENERAL REVENUE FUND..... | 4.00 | 309,274 | | 1000 |
| SALARY RATE..... | | 290,171 | | |
| | ===== | ===== | ===== | |

| | COL A03 | COL A04 | COL A05 | |
|-------------------------------------|-------------|-------------|------------|---------------|
| | AGY REQUEST | AGY REQ N/R | AG REQ ANZ | |
| | FY 2009-10 | FY 2009-10 | FY 2009-10 | |
| POS | AMOUNT | POS | AMOUNT | POS |
| | | | | AMOUNT |
| | | | | CODES |
| LEGAL AFFAIRS/ATTY GENERAL | | | | 41000000 |
| PGM: STATEWIDE PROSECUTION | | | | 41200000 |
| PROS/MULTI-CIRCUIT CRIME | | | | 41200100 |
| PUBLIC PROTECTION | | | | 12 |
| LEGAL REPRESENTATION | | | | 1203.00.00.00 |
| ESTIMATED EXPENDITURES | | | | 1000000 |
| ESTIMATED EXPENDITURES - OPERATIONS | | | | 1001000 |
| SALARY RATE | | | | 000000 |
| SALARY RATE..... | 4,088,970 | | | |
| ===== | | | | |
| SALARIES AND BENEFITS | | | | 010000 |
| GENERAL REVENUE FUND | | | | |
| -STATE | 4,048,335 | | | 1000 1 |
| -MATCH | 74,925 | | | 1000 2 |
| TOTAL GENERAL REVENUE FUND | 4,123,260 | | | 1000 |
| ===== | | | | |
| CRIMES COMPENSATION TF | | | | |
| -STATE | 176,511 | | | 2149 1 |
| FEDERAL GRANTS TRUST FUND | | | | |
| -RECPNT | 299,771 | | | 2261 9 |
| OPERATING TRUST FUND | | | | |
| -STATE | 750,137 | | | 2510 1 |
| ===== | | | | |
| TOTAL POSITIONS..... | 65.50 | | | |
| TOTAL APPRO..... | 5,349,679 | | | |
| ===== | | | | |
| SPECIAL CATEGORIES | | | | 100000 |
| STATEWIDE PROSECUTION | | | | 100118 |
| GENERAL REVENUE FUND | | | | |
| -STATE | 768,114 | | | 1000 1 |
| -MATCH | 10,101 | | | 1000 2 |
| TOTAL GENERAL REVENUE FUND | 778,215 | | | 1000 |
| ===== | | | | |
| CRIMES COMPENSATION TF | | | | |
| -STATE | 26,415 | | | 2149 1 |
| FEDERAL GRANTS TRUST FUND | | | | |
| -RECPNT | 39,602 | | | 2261 9 |
| OPERATING TRUST FUND | | | | |
| -STATE | 367,371 | | | 2510 1 |
| ===== | | | | |
| TOTAL APPRO..... | 1,211,603 | | | |
| ===== | | | | |

| | COL A03 | COL A04 | COL A05 | |
|--|-------------|-------------|------------|---------------|
| | AGY REQUEST | AGY REQ N/R | AG REQ ANZ | |
| | FY 2009-10 | FY 2009-10 | FY 2009-10 | |
| | POS | AMOUNT | POS | AMOUNT |
| | | | | AMOUNT |
| | | | | CODES |
| LEGAL AFFAIRS/ATTY GENERAL | | | | 41000000 |
| PGM: STATEWIDE PROSECUTION | | | | 41200000 |
| PROS/MULTI-CIRCUIT CRIME | | | | 41200100 |
| PUBLIC PROTECTION | | | | 12 |
| LEGAL REPRESENTATION | | | | 1203.00.00.00 |
| ESTIMATED EXPENDITURES | | | | 1000000 |
| ESTIMATED EXPENDITURES - OPERATIONS | | | | 1001000 |
| SPECIAL CATEGORIES | | | | 100000 |
| RISK MANAGEMENT INSURANCE | | | | 103241 |
| GENERAL REVENUE FUND -STATE | | 36,404 | | 1000 1 |
| FEDERAL GRANTS TRUST FUND -FEDERL | | 1,538 | | 2261 3 |
| OPERATING TRUST FUND -STATE | | 1,025 | | 2510 1 |
| TOTAL APPRO..... | | 38,967 | | |
| TR/DMS/HR SVCS/STW CONTRCT | | | | 107040 |
| GENERAL REVENUE FUND -STATE | | 19,653 | | 1000 1 |
| CRIMES COMPENSATION TF -STATE | | 6,600 | | 2149 1 |
| GRANTS AND DONATIONS TF -STATE | | 47 | | 2339 1 |
| OPERATING TRUST FUND -STATE | | 2,280 | | 2510 1 |
| TOTAL APPRO..... | | 28,580 | | |
| TOTAL: ESTIMATED EXPENDITURES - OPERATIONS | | | | 1001000 |
| TOTAL POSITIONS..... | | 65.50 | | |
| TOTAL ISSUE..... | | 6,628,829 | | |
| TOTAL SALARY RATE..... | | 4,088,970 | | |
| ADJUSTMENT TO STATE HEALTH | | | | |
| INSURANCE PREMIUM CONTRIBUTION - | | | | |
| FISCAL YEAR 2008-09 | | | | 1001800 |
| SALARIES AND BENEFITS | | | | 010000 |
| GENERAL REVENUE FUND -STATE | | 9,275 | | 1000 1 |
| -MATCH | | 172 | | 1000 2 |
| TOTAL GENERAL REVENUE FUND | | 9,447 | | 1000 |
| CRIMES COMPENSATION TF -STATE | | 405 | | 2149 1 |
| FEDERAL GRANTS TRUST FUND -RECPNT | | 686 | | 2261 9 |
| OPERATING TRUST FUND -STATE | | 1,718 | | 2510 1 |

| | COL A03 | COL A04 | COL A05 | |
|---------------------------------------|-------------|-------------|------------|---------------|
| | AGY REQUEST | AGY REQ N/R | AG REQ ANZ | |
| | FY 2009-10 | FY 2009-10 | FY 2009-10 | |
| | POS | AMOUNT | POS | AMOUNT |
| | | | | AMOUNT |
| | | | | CODES |
| LEGAL AFFAIRS/ATTY GENERAL | | | | 41000000 |
| PGM: STATEWIDE PROSECUTION | | | | 41200000 |
| PROS/MULTI-CIRCUIT CRIME | | | | 41200100 |
| PUBLIC PROTECTION | | | | 12 |
| LEGAL REPRESENTATION | | | | 1203.00.00.00 |
| ESTIMATED EXPENDITURES | | | | 1000000 |
| ADJUSTMENT TO STATE HEALTH | | | | |
| INSURANCE PREMIUM CONTRIBUTION - | | | | |
| FISCAL YEAR 2008-09 | | | | 1001800 |
| SALARIES AND BENEFITS | | | | 010000 |
| TOTAL APPRO..... | | 12,256 | | |
| ===== | | | | |
| ADJUSTMENT TO STATE LIFE AND | | | | |
| DISABILITY INSURANCE CONTRIBUTION | | | | |
| RATES - FISCAL YEAR 2008-09 | | | | 1001910 |
| SALARIES AND BENEFITS | | | | 010000 |
| GENERAL REVENUE FUND -STATE | | 2,325- | | 1000 1 |
| -MATCH | | 43- | | 1000 2 |
| ----- | | | | |
| TOTAL GENERAL REVENUE FUND | | 2,368- | | 1000 |
| ===== | | | | |
| CRIMES COMPENSATION TF -STATE | | 102- | | 2149 1 |
| ===== | | | | |
| FEDERAL GRANTS TRUST FUND -RECPNT | | 172- | | 2261 9 |
| ===== | | | | |
| OPERATING TRUST FUND -STATE | | 431- | | 2510 1 |
| ===== | | | | |
| TOTAL APPRO..... | | 3,073- | | |
| ===== | | | | |
| INTRA-AGENCY REORGANIZATIONS | | | | 1800000 |
| TRANSFERS OUT - REALIGNMENT OF | | | | |
| POSITIONS AND BUDGET | | | | 1802400 |
| SALARY RATE | | | | 000000 |
| SALARY RATE..... | | 32,823- | | |
| ===== | | | | |
| SALARIES AND BENEFITS | | | | 010000 |
| FEDERAL GRANTS TRUST FUND -RECPNT | | 1.00- | | |
| FEDERAL GRANTS TRUST FUND -RECPNT | | 47,017- | | 2261 9 |
| ===== | | | | |
| TOTAL: TRANSFERS OUT - REALIGNMENT OF | | | | 1802400 |
| POSITIONS AND BUDGET | | | | |
| TOTAL POSITIONS..... | | 1.00- | | |
| TOTAL ISSUE..... | | 47,017- | | |
| TOTAL SALARY RATE..... | | 32,823- | | |
| ===== | | | | |

| COL A03 | | COL A04 | | COL A05 | | CODES |
|--|-----|---------------------------|-----|--------------------------|-----|---------------|
| AGY REQUEST FY 2009-10 | POS | AGY REQ N/R FY 2009-10 | POS | AG REQ ANZ FY 2009-10 | POS | |
| LEGAL AFFAIRS/ATTY GENERAL | | | | | | 41000000 |
| PGM: STATEWIDE PROSECUTION | | | | | | 41200000 |
| PROS/MULTI-CIRCUIT CRIME | | | | | | 41200100 |
| PUBLIC PROTECTION | | | | | | 12 |
| LEGAL REPRESENTATION | | | | | | 1203.00.00.00 |
| INTRA-AGENCY REORGANIZATIONS | | | | | | 1800000 |
| TRANSFERS OUT - REALIGNMENT OF POSITIONS AND BUDGET | | | | | | 1802400 |

AGENCY ISSUE NARRATIVE:

2009-2010 BUDGET YEAR NARRATIVE: IT COMPONENT? NO
 The Office of the Attorney General is requesting to shift this Victim Assistance Grant funded position under the Victims Services Budget Entity. This is an adjustment to move the position to the proper budget entity.

POSITION DETAIL OF SALARIES AND BENEFITS:

| FTE | BASE RATE | ADDITIVES | BENEFITS | SUBTOTAL | LAPSE % | LAPSED SALARIES AND BENEFITS |
|---|-----------|-----------|----------|----------|--------------|------------------------------|
| A03 - AGY REQUEST FY 2009-10 | | | | | | |
| CHANGES TO CURRENTLY AUTHORIZED POSITIONS | | | | | | |
| 8158 VICTIM SERVICES PROGRAM SPECIALIST | | | | | | |
| 01145 101 | 1.00- | 32,823- | | 14,194- | 47,017- 0.00 | 47,017- |
| TOTALS FOR ISSUE BY FUND | | | | | | |
| 2261 FEDERAL GRANTS TRUST FUND | | | | | | 47,017- |
| | 1.00- | 32,823- | | 14,194- | 47,017- | 47,017- |

| | COL A03 | COL A04 | COL A05 | |
|---|-------------|-------------------|------------|---------------|
| | AGY REQUEST | AGY REQ N/R | AG REQ ANZ | |
| | FY 2009-10 | FY 2009-10 | FY 2009-10 | |
| | POS | AMOUNT | POS | AMOUNT |
| | | | | AMOUNT |
| | | | | CODES |
| LEGAL AFFAIRS/ATTY GENERAL | | | | 41000000 |
| PGM: STATEWIDE PROSECUTION | | | | 41200000 |
| PROS/MULTI-CIRCUIT CRIME | | | | 41200100 |
| PUBLIC PROTECTION | | | | 12 |
| LEGAL REPRESENTATION | | | | 1203.00.00.00 |
| NONRECURRING EXPENDITURES | | | | 2100000 |
| TRANSFER FUNDING TO TRUST FUNDS | | | | |
| FROM GENERAL REVENUE | | | | 2103023 |
| SALARIES AND BENEFITS | | | | 010000 |
| OPERATING TRUST FUND | -STATE | 597,203- | | 2510 1 |
| ===== | | | | |
| TRANSFER GENERAL REVENUE FUNDING | | | | |
| TO CRIMES COMPENSATION TRUST FUND | | | | |
| - ADD | | | | 2103024 |
| SALARY RATE | | | | 000000 |
| SALARY RATE..... | | 127,141- | | |
| ===== | | | | |
| SALARIES AND BENEFITS | | | | 010000 |
| CRIMES COMPENSATION TF | -STATE | 3.00- 176,511- | | 2149 1 |
| ===== | | | | |
| SPECIAL CATEGORIES | | | | 100000 |
| STATEWIDE PROSECUTION | | | | 100118 |
| CRIMES COMPENSATION TF | -STATE | 26,415- | | 2149 1 |
| ===== | | | | |
| TR/DMS/HR SVCS/STW CONTRCT | | | | 107040 |
| CRIMES COMPENSATION TF | -STATE | 6,600- | | 2149 1 |
| ===== | | | | |
| TOTAL: TRANSFER GENERAL REVENUE FUNDING | | | | 2103024 |
| TO CRIMES COMPENSATION TRUST FUND | | | | |
| - ADD | | | | |
| TOTAL POSITIONS..... | | 3.00- | | |
| TOTAL ISSUE..... | | 209,526- | | |
| TOTAL SALARY RATE..... | | 127,141- | | |
| ===== | | | | |

| | COL A03 | | COL A04 | | COL A05 | | CODES |
|--|---------------------------|--------|---------------------------|-----|--------------------------|-----|----------------------|
| | AGY REQUEST FY 2009-10 | POS | AGY REQ N/R FY 2009-10 | POS | AG REQ ANZ FY 2009-10 | POS | |
| LEGAL AFFAIRS/ATTY GENERAL | | | | | | | 41000000 |
| PGM: STATEWIDE PROSECUTION | | | | | | | 41200000 |
| PROS/MULTI-CIRCUIT CRIME | | | | | | | 41200100 |
| PUBLIC PROTECTION | | | | | | | 12 |
| <u>LEGAL REPRESENTATION</u> | | | | | | | <u>1203.00.00.00</u> |
| ANNUALIZATION OF ADMINISTERED FUNDS APPROPRIATIONS | | | | | | | 26A0000 |
| STATE HEALTH INSURANCE PREMIUM CONTRIBUTION - 10 MONTHS ANNUALIZATION | | | | | | | 26A1800 |
| SALARIES AND BENEFITS | | | | | | | 010000 |
| GENERAL REVENUE FUND | -STATE | 46,375 | | | | | 1000 1 |
| | -MATCH | 860 | | | | | 1000 2 |
| TOTAL GENERAL REVENUE FUND | | 47,235 | | | | | 1000 |
| CRIMES COMPENSATION TF | -STATE | 2,025 | | | | | 2149 1 |
| FEDERAL GRANTS TRUST FUND | -RECPNT | 3,430 | | | | | 2261 9 |
| OPERATING TRUST FUND | -STATE | 8,590 | | | | | 2510 1 |
| TOTAL APPRO..... | | 61,280 | | | | | |
| LIFE AND DISABILITY INSURANCE REDUCTION - 6 MONTHS ANNUALIZATION SALARIES AND BENEFITS | | | | | | | 26A2000 |
| GENERAL REVENUE FUND | -STATE | 2,325- | | | | | 1000 1 |
| | -MATCH | 43- | | | | | 1000 2 |
| TOTAL GENERAL REVENUE FUND | | 2,368- | | | | | 1000 |
| CRIMES COMPENSATION TF | -STATE | 102- | | | | | 2149 1 |
| FEDERAL GRANTS TRUST FUND | -RECPNT | 172- | | | | | 2261 9 |
| OPERATING TRUST FUND | -STATE | 431- | | | | | 2510 1 |
| TOTAL APPRO..... | | 3,073- | | | | | |

| | COL A03 | COL A04 | COL A05 | |
|------------------------------------|-------------|-------------|------------|----------------------|
| | AGY REQUEST | AGY REQ N/R | AG REQ ANZ | |
| | FY 2009-10 | FY 2009-10 | FY 2009-10 | |
| POS | AMOUNT | POS | AMOUNT | POS |
| | | | | AMOUNT |
| | | | | CODES |
| LEGAL AFFAIRS/ATTY GENERAL | | | | 41000000 |
| PGM: STATEWIDE PROSECUTION | | | | 41200000 |
| <u>PROS/MULTI-CIRCUIT CRIME</u> | | | | 41200100 |
| PUBLIC PROTECTION | | | | 12 |
| <u>LEGAL REPRESENTATION</u> | | | | <u>1203.00.00.00</u> |
| TRUST FUND REALIGNMENT PURSUANT TO | | | | |
| SECTION 215.32, FLORIDA STATUTES | | | | 34F0000 |
| TRANSFER FUNDS FROM THE GRANTS AND | | | | |
| DONATIONS TRUST FUND TO THE | | | | |
| OPERATING TRUST FUND - ADD | | | | 34F0300 |
| SPECIAL CATEGORIES | | | | 100000 |
| TR/DMS/HR SVCS/STW CONTRCT | | | | 107040 |
| OPERATING TRUST FUND | | | | 2510 1 |
| -STATE | 47 | | | |

AGENCY ISSUE NARRATIVE:

2009-2010 BUDGET YEAR NARRATIVE:

IT COMPONENT? NO

During the transfer of authority from the Grants and Donations Trust Fund to the Operating Trust Fund in Fiscal Year 2008-09, \$56 remained in the Grants and Donations Trust Fund. Issues 34F0300 and 34F0400 shift the authority to the appropriate Operating Trust Fund.

| | | | | |
|--------------------------------|-----|--|--|---------|
| TRANSFER FUNDS FROM THE GRANTS | | | | |
| DONATIONS TRUST FUND TO THE | | | | |
| OPERATING TRUST FUND - DEDUCT | | | | 34F0400 |
| SPECIAL CATEGORIES | | | | 100000 |
| TR/DMS/HR SVCS/STW CONTRCT | | | | 107040 |
| GRANTS AND DONATIONS TF | | | | 2339 1 |
| -STATE | 47- | | | |

AGENCY ISSUE NARRATIVE:

2009-2010 BUDGET YEAR NARRATIVE:

IT COMPONENT? NO

During the transfer of authority from the Grants and Donations Trust Fund to the Operating Trust Fund in Fiscal Year 2008-09, \$56 remained in the Grants and Donations Trust Fund. Issues 34F0300 and 34F0400 shift the authority to the appropriate Operating Trust Fund.

| | COL A03 | COL A04 | COL A05 | |
|--------------------------------|-------------|-------------|------------|---------------|
| | AGY REQUEST | AGY REQ N/R | AG REQ ANZ | |
| | FY 2009-10 | FY 2009-10 | FY 2009-10 | |
| | POS | AMOUNT | POS | AMOUNT |
| | | | | AMOUNT |
| | | | | CODES |
| LEGAL AFFAIRS/ATTY GENERAL | | | | 41000000 |
| PGM: STATEWIDE PROSECUTION | | | | 41200000 |
| PROS/MULTI-CIRCUIT CRIME | | | | 41200100 |
| PUBLIC PROTECTION | | | | 12 |
| LEGAL REPRESENTATION | | | | 1203.00.00.00 |
| FUND SHIFT | | | | 3400000 |
| RESTORATION OF GENERAL REVENUE | | | | |
| FUNDING SHIFTS TO NONRECURRING | | | | |
| TRUST FUNDS | | | | 3401000 |
| SALARIES AND BENEFITS | | | | 010000 |
| GENERAL REVENUE FUND -STATE | | 597,203 | | 1000 1 |

AGENCY ISSUE NARRATIVE:

2009-2010 BUDGET YEAR NARRATIVE:

IT COMPONENT? NO

The Department of Legal Affairs/Office of Attorney General requests \$4,336,258 in General Revenue to replace the non-recurring "Transfer Funding to Trust Funds from General Revenue" fund shift appropriated by the legislature for Fiscal Year 2008-09. This fund shift was ten percent (10%) of the recurring General Revenue in the OAG budget. In Issue #3400110 the legislature provided for a non-recurring transfer of \$4,296,203 in Salaries and Benefits and \$40,055 in Expenses to the Operating Trust fund, the Administrative Trust Fund and the Legal Services Trust fund. The approach used by the legislature and OAG for the fund shift of these positions was to utilize cash derived from judgments brought in proceedings related to state or federal antitrust law or the Florida RICO Act and held in the account pending a final court decision or final distribution order. The monies recovered on behalf of consumers go to consumers or for their benefit. Monies recovered on behalf of local public entities go back to them. Monies recovered on behalf of state agencies must be deposited in the General Revenue Fund.

This issue requests the replacement of the trust funds appropriated in the following Budget Entities:

- \$500,000 in Civil Enforcement Budget Entity to the Operating Trust Fund
- \$2,914,055 in the Criminal / Civil Litigation Defense Budget Entity to the Operating Trust Fund
- \$597,203 in the Statewide Prosecution / Multi-Circuit Crime Budget Entity to the Operating Trust Fund
- \$275,000 in the Executive Direction and Support Services Budget Entity to the Administrative Trust Fund, and
- \$50,000 in the Executive Direction and Support Services Budget Entity to the Legal Services Trust Fund

These fund shifts have resulted in temporarily moving thirty attorneys and numerous support positions from General Revenue to the non-recurring moneys from these trust funds. The majority of the positions are in the Criminal Division. The Criminal Division is responsible for representing the State in all criminal appeals, as well as in post-conviction litigation at both the trial and appellate levels before state and federal courts.

The Criminal Division has had major increased workload each year over the last ten years with the growth in the budgets of the Court and State Attorneys and the increases in the number of persons entering prison and seeking appeals. However, the division has had no staff increases. The Criminal Division currently averages more than 24,000 open active cases per year, handled by 110 remaining criminal attorneys located in five (5) offices around Florida. The current number of open active cases reflects constantly growing caseloads, which is commensurate with the number of case filings in the appellate courts and federal courts. If the funding is not continued this will cause a reduction of over 20% of the attorneys and essentially shut down appeals in one of the five districts.

| | COL A03 | COL A04 | COL A05 | |
|---------------------------------|-------------|-------------|------------|----------------------|
| | AGY REQUEST | AGY REQ N/R | AG REQ ANZ | |
| | FY 2009-10 | FY 2009-10 | FY 2009-10 | |
| | POS | AMOUNT | POS | AMOUNT |
| | | | | AMOUNT |
| | | | | CODES |
| LEGAL AFFAIRS/ATTY GENERAL | | | | 41000000 |
| PGM: STATEWIDE PROSECUTION | | | | 41200000 |
| <u>PROS/MULTI-CIRCUIT CRIME</u> | | | | 41200100 |
| <u>PUBLIC PROTECTION</u> | | | | 12 |
| <u>LEGAL REPRESENTATION</u> | | | | <u>1203.00.00.00</u> |
| FUND SHIFT | | | | 3400000 |
| RESTORATION OF GENERAL REVENUE | | | | |
| FUNDING SHIFTS TO NONRECURRING | | | | |
| TRUST FUNDS | | | | 3401000 |

This division also represents the State in all criminal litigation in the state appellate courts and all federal courts. A major goal of this division is to ensure that minimum delays occur in the appellate process and these cases result in a speedy and just conclusion.

This section also handles the Jimmy Ryce cases at the trial and appellate levels. These cases, while civil, are handled by attorneys who have familiarity with the criminal justice system and the civil rules of procedure. There are more than 245 cases per year for the 5 attorney positions assigned to the unit. These cases are case specific and time intensive because they operate on abbreviated timetables mandated by statutes. The purpose of the Ryce Act is to, upon completion of sentence, house individuals designated as sexual predator/offenders for treatment and evaluation.

The Capital Appeals Bureau of the Criminal Division handles appeals in all capital murder cases in which the death penalty has been imposed. The 17 Capital Appeals Attorneys in this bureau are responsible for representing the state in all direct appeals; serve as co-counsel with Florida's 20 state attorneys statewide in post-conviction cases in the trial courts; and litigate all collateral appeals and federal trial and appellate litigation. The current average caseload for the bureau is approximately 30 open cases per attorney. As with other criminal appeals, the number of filings in capital cases is driven by the number of defendants who appeal or litigate their convictions and sentences in a timely manner.

The fund shift in the Office of Statewide prosecution shifted five positions from this office and failure to restore these funds would severely reduce the effectiveness of the office in fighting multi-circuit crimes. The unit must already hold six positions vacant to meet the current reductions as well as not being able to fill two additional positions that will become vacant in January. Of these eight vacancies, one is a Bureau Chief. The unfilled vacancies currently leave one attorney to cover 20 counties throughout the panhandle.

The Office currently has three pending gang investigations that, despite the local Sheriffs' urging to do so, we cannot investigate fully at this time until we resolve other pending cases. There are several mortgage fraud cases not being worked for the same reason; until other cases are prosecuted, current staff cannot turn their attention to them until other cases are resolved.

The Statewide Prosecutor is a Constitutional Officer, charged by Section 16.56, Florida Statutes, with the responsibility to investigate and prosecute multi-circuit criminal activity and to assist state and local law enforcement in their efforts to combat organized crime. This office helps law enforcement protect the public by working with local law enforcement and regulatory agencies to prosecute those accused of fraud against the government, large scale consumer fraud particularly against the elderly; and violent crime. Typical crimes prosecuted within these categories include computer crimes, racketeering, antitrust violations, crimes involving fraud and deceit, perjury, usury, bribery, extortion, burglary, robbery, home invasions, anti-fencing violations, gambling, kidnapping, theft, murder, prostitution, carjacking, narcotics and counterfeit pharmaceutical drug violations, and solicitations or conspiracies to commit any of these crimes. This Office, in conjunction with the Attorney General's Cyber Crimes Section, also assists law enforcement

| | COL A03 | COL A04 | COL A05 | |
|---------------------------------|-------------|-------------|------------|----------------------|
| | AGY REQUEST | AGY REQ N/R | AG REQ ANZ | |
| | FY 2009-10 | FY 2009-10 | FY 2009-10 | |
| POS | AMOUNT | POS | AMOUNT | POS |
| | | | | AMOUNT |
| | | | | CODES |
| LEGAL AFFAIRS/ATTY GENERAL | | | | 41000000 |
| PGM: STATEWIDE PROSECUTION | | | | 41200000 |
| <u>PROS/MULTI-CIRCUIT CRIME</u> | | | | 41200100 |
| <u>PUBLIC PROTECTION</u> | | | | 12 |
| <u>LEGAL REPRESENTATION</u> | | | | <u>1203.00.00.00</u> |
| FUND SHIFT | | | | 3400000 |
| RESTORATION OF GENERAL REVENUE | | | | |
| FUNDING SHIFTS TO NONRECURRING | | | | |
| TRUST FUNDS | | | | 3401000 |

and other prosecutors in prosecuting computer pornography and other crimes involving the sexual exploitation of children by the use of the Internet and computer networks.

The portion of the fund shift to the Administrative trust fund was based on \$275,000 in additional federal Indirect Cost due to the OAG based on an adjustment made to the Indirect Cost Rate. This additional indirect cost is not being realized by the state due to the General Revenue reductions to the Florida Medicaid Fraud Control Unit in the 4% holdback. The OAG earns federal indirect funds based on the expenditures of General Revenue used to match Federal Grants Trust Fund.

If the General Revenue is not available to continue these fund shifts used to pay these positions, the OAG requests that the funding be provided again from the Operating Trust Fund.

POSITION DETAIL OF SALARIES AND BENEFITS:

| | FTE | BASE RATE | ADDITIVES | BENEFITS | SUBTOTAL | LAPSE % | LAPSED SALARIES AND BENEFITS |
|---|-----|-----------|-----------|----------|----------|---------|------------------------------|
| A03 - AGY REQUEST FY 2009-10 | | | | | | | |
| CHANGES TO CURRENTLY AUTHORIZED POSITIONS | | | | | | | |
| OTHER SALARY AMOUNT | | | | | | | |
| 1000 GENERAL REVENUE FUND | | | | | | | 597,203 |
| | | | | | | | ----- |
| | | | | | | | 597,203 |
| | | | | | | | ===== |

| | COL A03 | COL A04 | COL A05 | |
|---------------------------------------|-------------|-------------|------------|---------------|
| | AGY REQUEST | AGY REQ N/R | AG REQ ANZ | |
| | FY 2009-10 | FY 2009-10 | FY 2009-10 | |
| | POS | AMOUNT | POS | AMOUNT |
| | | | | AMOUNT |
| | | | | CODES |
| LEGAL AFFAIRS/ATTY GENERAL | | | | 41000000 |
| PGM: STATEWIDE PROSECUTION | | | | 41200000 |
| PROS/MULTI-CIRCUIT CRIME | | | | 41200100 |
| PUBLIC PROTECTION | | | | 12 |
| LEGAL REPRESENTATION | | | | 1203.00.00.00 |
| FUND SHIFT | | | | 3400000 |
| RESTORATION OF GENERAL REVENUE | | | | |
| FUNDING - CRIMES COMPENSATION | | | | |
| TRUST FUND - ADD | | | | 3402000 |
| SALARY RATE | | | | 000000 |
| SALARY RATE..... | 127,141 | | | |
| ===== | | | | |
| SALARIES AND BENEFITS | | | | 010000 |
| GENERAL REVENUE FUND | -STATE | 3.00 | 176,511 | 1000 1 |
| ===== | | | | |
| SPECIAL CATEGORIES | | | | 100000 |
| STATEWIDE PROSECUTION | | | | 100118 |
| GENERAL REVENUE FUND | -STATE | 26,415 | | 1000 1 |
| ===== | | | | |
| TR/DMS/HR SVCS/STW CONTRCT | | | | 107040 |
| GENERAL REVENUE FUND | -STATE | 6,600 | | 1000 1 |
| ===== | | | | |
| TOTAL: RESTORATION OF GENERAL REVENUE | | | | 3402000 |
| FUNDING - CRIMES COMPENSATION | | | | |
| TRUST FUND - ADD | | | | |
| TOTAL POSITIONS..... | 3.00 | | | |
| TOTAL ISSUE..... | | 209,526 | | |
| TOTAL SALARY RATE..... | 127,141 | | | |
| ===== | | | | |

AGENCY ISSUE NARRATIVE:

2009-2010 BUDGET YEAR NARRATIVE: IT COMPONENT? NO
 This issue is in five Budget Entities requesting 19 positions, 818,219 in rate and \$1,259,611 in General Revenue in total to continue the employment of these nineteen positions critical to the agency operations. The FY 2008-09 GAA transferred 19 positions 818,219 in rate and \$1,321,202 from General Revenue to the Crimes Compensation Trust Fund. This issue requests the transfer of these positions and the operating funds necessary to continue these positions back to the General Revenue fund. General Revenue is the most appropriate fund for the positions. The issue was input into the non-recurring column so the positions, rate and Crimes Compensation Trust Fund authority have been deleted from the budget of the Office of the Attorney General (OAG.)

This issue was distributed across all budget entities containing General Revenue in the OAG proportionate to the General

| | COL A03 | COL A04 | COL A05 | |
|---------------------------------|-------------|-------------|------------|----------------------|
| | AGY REQUEST | AGY REQ N/R | AG REQ ANZ | |
| | FY 2009-10 | FY 2009-10 | FY 2009-10 | |
| | POS | AMOUNT | POS | AMOUNT |
| | | | | CODES |
| LEGAL AFFAIRS/ATTY GENERAL | | | | 41000000 |
| PGM: STATEWIDE PROSECUTION | | | | 41200000 |
| <u>PROS/MULTI-CIRCUIT CRIME</u> | | | | 41200100 |
| <u>PUBLIC PROTECTION</u> | | | | 12 |
| <u>LEGAL REPRESENTATION</u> | | | | <u>1203.00.00.00</u> |
| FUND SHIFT | | | | 3400000 |
| RESTORATION OF GENERAL REVENUE | | | | |
| FUNDING - CRIMES COMPENSATION | | | | |
| TRUST FUND - ADD | | | | 3402000 |

Revenue in the Budget Entity. The OAG is requesting:

- 4 FTE and \$276,022 in Civil Enforcement Budget Entity
- 1 FTE and \$ 89,303 in the Constitutional Legal Services Budget Entity
- 7 FTE and \$473,956 in the Criminal / Civil Litigation Defense Budget Entity
- 4 FTE and \$210,804 in the Executive Direction and Support Services Budget Entity
- 3 FTE and \$209,526 in the Statewide Prosecution / Multi-Circuit Crime Budget Entity

If the General Revenue is not available to continue these positions, the OAG requests that the funding be provided again from the Crimes Compensation Trust fund.

Impact of Not Funding In Statewide Prosecution / Multi-Circuit Crime Budget Entity

The General Revenue in the Statewide Prosecution / Multi-Circuit Crime Budget Entity funds the Statewide Prosecution. This three person reduction would severely reduce the effectiveness of the office in fighting multi-circuit crimes. The unit must already hold six positions vacant to meet the current reductions as well as not being able to fill two additional positions that will become vacant in January. Of these eight vacancies, one is a Bureau Chief. The unfilled vacancies currently leave one attorney to cover 20 counties throughout the panhandle.

The Office currently has three pending gang investigations that, despite the local Sheriffs' urging to do so, we cannot investigate fully at this time until we resolve other pending cases. There are several mortgage fraud cases not being worked for the same reason; until other cases are prosecuted, current staff cannot turn their attention to them until other cases are resolved. The Statewide Prosecutor is a Constitutional Officer, charged by Section 16.56, Florida Statutes, with the responsibility to investigate and prosecute multi-circuit criminal activity and to assist state and local law enforcement in their efforts to combat organized crime. This office helps law enforcement protect the public by working with local law enforcement and regulatory agencies to prosecute those accused of fraud against the government, large scale consumer fraud particularly against the elderly; and violent crime. Typical crimes prosecuted within these categories include computer crimes, racketeering, antitrust violations, crimes involving fraud and deceit, perjury, usury, bribery, extortion, burglary, robbery, home invasions, anti-fencing violations, gambling, kidnapping, theft, murder, prostitution, carjacking, narcotics and counterfeit pharmaceutical drug violations, and solicitations or conspiracies to commit any of these crimes. This Office, in conjunction with the Attorney General's Cyber Crimes Section, also assists law enforcement and other prosecutors in prosecuting computer pornography and other crimes involving the sexual exploitation of children by the use of the Internet and computer networks.

Request

| | COL A03 | COL A04 | COL A05 | |
|--------------------------------|-------------|-------------|------------|---------------|
| | AGY REQUEST | AGY REQ N/R | AG REQ ANZ | |
| | FY 2009-10 | FY 2009-10 | FY 2009-10 | |
| POS | AMOUNT | POS | AMOUNT | POS |
| | | | | AMOUNT |
| | | | | CODES |
| LEGAL AFFAIRS/ATTY GENERAL | | | | 41000000 |
| PGM: STATEWIDE PROSECUTION | | | | 41200000 |
| PROS/MULTI-CIRCUIT CRIME | | | | 41200100 |
| PUBLIC PROTECTION | | | | 12 |
| LEGAL REPRESENTATION | | | | 1203.00.00.00 |
| FUND SHIFT | | | | 3400000 |
| RESTORATION OF GENERAL REVENUE | | | | |
| FUNDING - CRIMES COMPENSATION | | | | |
| TRUST FUND - ADD | | | | 3402000 |

Rate: 127,141
 Salaries and Benefits: \$176,511
 Special Categories
 Statewide Prosecution: 26,415
 Special Categories
 TR/DMS/HR SVCS/STW Contract: 6,600

Total for Budget Entity: \$209,526

POSITION DETAIL OF SALARIES AND BENEFITS:

| | FTE | BASE RATE | ADDITIVES | BENEFITS | SUBTOTAL | LAPSE % | LAPSED SALARIES AND BENEFITS |
|---|------|-----------|-----------|----------|----------|---------|------------------------------|
| A03 - AGY REQUEST FY 2009-10 | | | | | | | |
| CHANGES TO CURRENTLY AUTHORIZED POSITIONS | | | | | | | |
| P101 PROPOSED CLASS CODE | | | | | | | |
| R0001 001 | 3.00 | 127,141 | | 47,662 | 174,803 | 0.00 | 174,803 |
| TOTALS FOR ISSUE BY FUND | | | | | | | |
| 1000 GENERAL REVENUE FUND | | | | | | | 174,803 |
| | 3.00 | 127,141 | | 47,662 | 174,803 | | 174,803 |
| OTHER SALARY AMOUNT | | | | | | | |
| 1000 GENERAL REVENUE FUND | | | | | | | 1,708 |
| | | | | | | | 176,511 |

| | COL A03 | COL A04 | COL A05 | |
|---------------------------------|-------------|-------------|------------|----------------------|
| | AGY REQUEST | AGY REQ N/R | AG REQ ANZ | |
| | FY 2009-10 | FY 2009-10 | FY 2009-10 | |
| | POS | AMOUNT | POS | AMOUNT |
| | | | | CODES |
| LEGAL AFFAIRS/ATTY GENERAL | | | | 41000000 |
| PGM: STATEWIDE PROSECUTION | | | | 41200000 |
| PROS/MULTI-CIRCUIT CRIME | | | | 41200100 |
| PUBLIC PROTECTION | | | | 12 |
| <u>LEGAL REPRESENTATION</u> | | | | <u>1203.00.00.00</u> |
| TOTAL: LEGAL REPRESENTATION | | | | <u>1203.00.00.00</u> |
| BY FUND TYPE | | | | |
| GENERAL REVENUE FUND | 5,816,207 | | | 1000 |
| TRUST FUNDS | 832,995 | | | 2000 |
| TOTAL POSITIONS..... | 64.50 | | | |
| TOTAL PROG COMP..... | 6,649,202 | | | |
| TOTAL SALARY RATE..... | 4,056,147 | | | |
| ===== | | | | |
| TOTAL: PROS/MULTI-CIRCUIT CRIME | | | | 41200100 |
| BY FUND TYPE | | | | |
| GENERAL REVENUE FUND | 6,125,481 | | | 1000 |
| TRUST FUNDS | 832,995 | | | 2000 |
| TOTAL POSITIONS..... | 68.50 | | | |
| TOTAL BUREAU..... | 6,958,476 | | | |
| TOTAL SALARY RATE..... | 4,346,318 | | | |
| ===== | | | | |

| | COL A03 | | COL A04 | | COL A05 | | CODES |
|-------------------------------------|---------------------------|-----|---------------------------|-----|--------------------------|-----|---------------|
| | AGY REQUEST FY 2009-10 | POS | AGY REQ N/R FY 2009-10 | POS | AG REQ ANZ FY 2009-10 | POS | |
| LEGAL AFFAIRS/ATTY GENERAL | | | | | | | 41000000 |
| PGM: FL ELECTIONS COMM | | | | | | | 41300000 |
| CAMPAIGN FIN/ELECTN FRAUD | | | | | | | 41300100 |
| GOV OPERATIONS/SUPPORT | | | | | | | 16 |
| EXEC LEADERSHIP/SUPPRT SVC | | | | | | | 1602.00.00.00 |
| ESTIMATED EXPENDITURES | | | | | | | 1000000 |
| ESTIMATED EXPENDITURES - OPERATIONS | | | | | | | 1001000 |
| SALARY RATE | | | | | | | 000000 |
| SALARY RATE..... | 710,318 | | | | | | |
| ===== | | | | | | | |
| SALARIES AND BENEFITS | | | | | | | 010000 |
| ELECTIONS COMMISSION TF -STATE | 14.00 | | 943,131 | | | | 2511 1 |
| ===== | | | | | | | |
| OTHER PERSONAL SERVICES | | | | | | | 030000 |
| ELECTIONS COMMISSION TF -STATE | | | 76,354 | | | | 2511 1 |
| ===== | | | | | | | |
| EXPENSES | | | | | | | 040000 |
| ELECTIONS COMMISSION TF -STATE | | | 232,821 | | | | 2511 1 |
| ===== | | | | | | | |
| OPERATING CAPITAL OUTLAY | | | | | | | 060000 |
| ELECTIONS COMMISSION TF -STATE | | | 10,000 | | | | 2511 1 |
| ===== | | | | | | | |
| SPECIAL CATEGORIES | | | | | | | 100000 |
| TRANS TO DIV ADM HEARINGS | | | | | | | 100565 |
| ELECTIONS COMMISSION TF -STATE | | | 22,519 | | | | 2511 1 |
| ===== | | | | | | | |
| CONTRACTED SERVICES | | | | | | | 100777 |
| ELECTIONS COMMISSION TF -STATE | | | 13,348 | | | | 2511 1 |
| ===== | | | | | | | |
| RISK MANAGEMENT INSURANCE | | | | | | | 103241 |
| ELECTIONS COMMISSION TF -STATE | | | 7,690 | | | | 2511 1 |
| ===== | | | | | | | |

| | COL A03 | COL A04 | COL A05 | |
|--|-------------|-------------|------------|----------------------|
| | AGY REQUEST | AGY REQ N/R | AG REQ ANZ | |
| | FY 2009-10 | FY 2009-10 | FY 2009-10 | |
| | POS | AMOUNT | POS | AMOUNT |
| | | | | AMOUNT |
| | | | | CODES |
| LEGAL AFFAIRS/ATTY GENERAL | | | | 41000000 |
| PGM: FL ELECTIONS COMM | | | | 41300000 |
| CAMPAIGN FIN/ELECTN FRAUD | | | | 41300100 |
| GOV OPERATIONS/SUPPORT | | | | 16 |
| EXEC LEADERSHIP/SUPPRT SVC | | | | <u>1602.00.00.00</u> |
| ESTIMATED EXPENDITURES | | | | 1000000 |
| ESTIMATED EXPENDITURES - OPERATIONS | | | | 1001000 |
| SPECIAL CATEGORIES | | | | 100000 |
| TR/DMS/HR SVCS/STW CONTRCT | | | | 107040 |
| ELECTIONS COMMISSION TF -STATE | | 6,349 | | 2511 1 |
| TOTAL: ESTIMATED EXPENDITURES - OPERATIONS | | | | 1001000 |
| TOTAL POSITIONS..... | 14.00 | | | |
| TOTAL ISSUE..... | | 1,312,212 | | |
| TOTAL SALARY RATE..... | | 710,318 | | |
| ADJUSTMENT TO STATE HEALTH | | | | |
| INSURANCE PREMIUM CONTRIBUTION - | | | | |
| FISCAL YEAR 2008-09 | | | | 1001800 |
| SALARIES AND BENEFITS | | | | 010000 |
| ELECTIONS COMMISSION TF -STATE | | 2,755 | | 2511 1 |
| ADJUSTMENT TO STATE LIFE AND | | | | |
| DISABILITY INSURANCE CONTRIBUTION | | | | |
| RATES - FISCAL YEAR 2008-09 | | | | 1001910 |
| SALARIES AND BENEFITS | | | | 010000 |
| ELECTIONS COMMISSION TF -STATE | | 480- | | 2511 1 |
| ANNUALIZATION OF ADMINISTERED | | | | |
| FUNDS APPROPRIATIONS | | | | 26A0000 |
| STATE HEALTH INSURANCE PREMIUM | | | | |
| CONTRIBUTION - 10 MONTHS | | | | |
| ANNUALIZATION | | | | 26A1800 |
| SALARIES AND BENEFITS | | | | 010000 |
| ELECTIONS COMMISSION TF -STATE | | 13,775 | | 2511 1 |

| | COL A03 | COL A04 | COL A05 | |
|------------------------------------|-------------|-------------|------------|----------------------|
| | AGY REQUEST | AGY REQ N/R | AG REQ ANZ | |
| | FY 2009-10 | FY 2009-10 | FY 2009-10 | |
| | POS | AMOUNT | POS | AMOUNT |
| | | | | AMOUNT |
| | | | | CODES |
| LEGAL AFFAIRS/ATTY GENERAL | | | | 41000000 |
| PGM: FL ELECTIONS COMM | | | | 41300000 |
| CAMPAIGN FIN/ELECTN FRAUD | | | | 41300100 |
| GOV OPERATIONS/SUPPORT | | | | 16 |
| EXEC LEADERSHIP/SUPPRT SVC | | | | <u>1602.00.00.00</u> |
| ANNUALIZATION OF ADMINISTERED | | | | |
| FUNDS APPROPRIATIONS | | | | 26A0000 |
| LIFE AND DISABILITY INSURANCE | | | | |
| REDUCTION - 6 MONTHS ANNUALIZATION | | | | 26A2000 |
| SALARIES AND BENEFITS | | | | 010000 |
| ELECTIONS COMMISSION TF -STATE | | 480- | | 2511 1 |
| TOTAL: EXEC LEADERSHIP/SUPPRT SVC | | | | <u>1602.00.00.00</u> |
| BY FUND TYPE | | | | |
| | | 14.00 | | |
| TRUST FUNDS..... | | 1,327,782 | | 2000 |
| SALARY RATE..... | | 710,318 | | |