

House Budget Committee Report

Agency: Office of the Attorney General

Bill No. HB 2273

Bill Sec. 25

Analyst: de Boer

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Budget Page No. 154

Expenditure Summary	Agency Request FY 2024	Governor Recommendation FY 2024	House Budget Committee Adjustments
Operating Expenditures:			
State General Fund	\$ 7,220,516	\$ 6,570,220	\$ 650,296
Federal Funds	0	0	0
Other Funds	29,650,299	29,925,595	(275,296)
<i>Subtotal</i>	\$ 36,870,815	\$ 36,495,815	\$ 375,000
Capital Improvements:			
State General Fund	\$ 0	\$ 0	\$ 0
Federal Funds	0	0	0
Other Funds	0	0	0
<i>Subtotal</i>	\$ 0	\$ 0	\$ 0
TOTAL	\$ 36,870,815	\$ 36,495,815	\$ 375,000
FTE positions	182.6	178.6	4.0

Agency Request

The **agency** requests \$36.9 million, including \$7.2 million SGF, in expenditures and 182.6 FTE positions for FY 2024. This is an all funds decrease of \$25.6 million, including an SGF increase of \$401,399, from the FY 2023 revised estimate. The agency request includes \$375,000 from the Fraud and Abuse Criminal Prosecution Fund, and 4.0 FTE positions, to increase staffing in the Fraud and Abuse Litigation Division. Of this amount, \$366,259 would be for salaries and wages and \$8,741 would be for capital outlay to purchase computer equipment and software. The division would add two Assistant Attorneys General, one fiscal analyst, and one support staff position. Furthermore, the agency requests to reinstate the reduced resource budget from FY 2022 that resulted in a 10.0 reduction to SGF funding and the reduction of the SGF portion of certain grant awards in the Victim Services Division. The increase in SGF would be entirely offset by the decrease in the special revenue funds currently being used for expenditures.

Governor's Recommendation

The **Governor** recommends expenditures of \$36.5 million, including \$6.6 million SGF, for FY 2024. This is an all funds decrease of \$375,000, or 1.0 percent, below the agency's FY 2024 request. The recommendation includes 178.6 FTE positions, which is 4.0 FTE positions below the agency's FY 2024 request. The expenditure and FTE decreases are attributable to the Governor not recommending the agency's enhancement requests for the Fraud and Abuse Litigation Division staffing increase or the reinstatement of SGF moneys for FY 2024.

House Budget Committee Recommendation

The **Budget Committee** concurs with the Governor's recommendation for FY 2024 with the following adjustments and recommendation:

1. Add \$650,296 SGF and delete \$650,296 in expenditures from special revenue funds for FY 2024 to fund the agency's enhancement request to reinstate the reduced resources budget from FY 2022 that resulted in a 10.0 percent reduction in SGF spending. This would allow for the special revenue funds to be used for their intended purposes.
2. Add \$375,000 and 4.0 FTE positions from the Fraud and Abuse Criminal Prosecution Fund and recommend the House General Government Budget Committee transfer \$375,000 from the White Collar Crime Fund to the Fraud and Abuse Criminal Prosecution Fund for FY 2024 during deliberations on the Office of the Governor's budget. This funding would increase staffing in the Fraud and Abuse Litigation Division and support investigators and criminal prosecutors in sports wagering, financial, and economic crimes involving unauthorized gambling. *(Note: Beginning July 1, 2023, and each July 1 thereafter, or as soon as moneys are available, the first \$750,000 of the sports wagering revenues is designated to the White Collar Crime Fund. The White Collar Crime Fund is administered by the Office of the Governor.)*
3. Request the Office of Medicaid Inspector General provide a report in FY 2023 on the Office's funding and personnel needs. This report should be submitted to the House Committee on Appropriations and the House Committee on General Government Budget prior to Omnibus.

House Committee Recommendation

The **Committee** concurs with the Budget Committee's recommendation for FY 2024 with the following recommendation:

1. Recommend the Office of the Attorney General include performance measures for the 4.0 FTE positions being added to the Fraud and Abuse Litigation Division for FY 2024 in the agency's next budget submission.

Senate Subcommittee Report

Agency: Office of the Attorney General

Bill No. SB 155

Bill Sec. 25

Analyst: de Boer

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Budget Page No. --

Expenditure Summary	Agency Request FY 2024	Governor Recommendation FY 2024	Senate Subcommittee Adjustments
Operating Expenditures:			
State General Fund	\$ 7,220,516	\$ 6,570,220	\$ 650,296
Federal Funds	0	0	0
Other Funds	29,650,299	29,925,595	(275,296)
<i>Subtotal</i>	<u>\$ 36,870,815</u>	<u>\$ 36,495,815</u>	<u>\$ 375,000</u>
Capital Improvements:			
State General Fund	\$ 0	\$ 0	\$ 0
Federal Funds	0	0	0
Other Funds	0	0	0
<i>Subtotal</i>	<u>\$ 0</u>	<u>\$ 0</u>	<u>\$ 0</u>
TOTAL	<u>\$ 36,870,815</u>	<u>\$ 36,495,815</u>	<u>\$ 375,000</u>

FTE positions* 182.6 178.6 4.0

*Staff Note: This number represents both on- and off-budget FTE positions.

Agency Request

The **agency** requests \$36.9 million, including \$7.2 million SGF, in expenditures and 182.6 FTE positions for FY 2024. This is an all funds decrease of \$25.6 million, including an SGF increase of \$401,399, from the FY 2023 revised estimate. The agency request includes \$375,000 from the Fraud and Abuse Criminal Prosecution Fund, and 4.0 FTE positions, to increase staffing in the Fraud and Abuse Litigation Division. Of this amount, \$366,259 would be for salaries and wages and \$8,741 would be for capital outlay to purchase computer equipment and software. The division would add two Assistant Attorneys General, one fiscal analyst, and one support staff position. Furthermore, the agency requests to reinstate the reduced resource budget from FY 2022 that resulted in a 10.0 reduction to SGF funding and the reduction of the SGF portion of certain grant awards in the Victim Services Division. The increase in SGF would be entirely offset by the decrease in the special revenue funds currently being used for expenditures.

Governor's Recommendation

The **Governor** recommends expenditures of \$36.5 million, including \$6.6 million SGF, for FY 2024. This is an all funds decrease of \$375,000, or 1.0 percent, below the agency's FY 2024 request. The recommendation includes 178.6 FTE positions, which is 4.0 FTE positions below the agency's FY 2024 request. The expenditure and FTE decreases are attributable to the Governor not recommending the agency's enhancement requests for the Fraud and Abuse Litigation Division staffing increase or the reinstatement of SGF moneys for FY 2024.

Senate Subcommittee Recommendation

The **Subcommittee** concurs with the Governor's recommendation for FY 2024 with the following adjustments:

1. Add \$375,000, all from the Fraud and Abuse Criminal Prosecution Fund, and 4.0 FTE positions, for the agency's enhancement request to increase staffing in the Fraud and Abuse Litigation Division to support investigations and criminal prosecution of sports wagering, financial, and economic crimes involving unauthorized gambling. Of this amount, \$366,259 would be for salaries and wages and \$8,741 would be for capital outlay to purchase computer equipment and software.
2. Add \$650,296 SGF and delete \$650,296 in expenditures from special revenue funds for FY 2024 to fund the agency's enhancement request to reinstate the reduced resources budget from FY 2022 that resulted in a 10.0 percent reduction in SGF spending. This would increase SGF expenditures by \$650,296 and reduce expenditures from the Protection from Abuse Fund (\$51,900), Crime Victims Assistance Fund (\$20,300), and Court Cost Fund (\$578,096).

Senate Committee Recommendation

The **Committee** concurs with the Subcommittee's recommendation for FY 2024.

Senate Committee of the Whole Recommendation (Sub. for SB 155)

The **Committee** of the Whole concurs with the Committee's recommendation for FY 2024 with the following adjustment:

1. Add language to delete 3.25 percent of SGF appropriations and reappropriations for FY 2024.

The following agencies or classifications are excluded: the Kansas Department of Corrections, Adjutant General's Department, State Fire Marshal, Kansas Highway Patrol, Kansas Bureau of Investigation, Emergency Medical Services Board, Kansas Sentencing Commission, Kansas Commission on Peace Officers' Standards and Training, Kansas State School for the Blind, Kansas State School for the Deaf, Kansas State Department of Education, debt service payments, appropriations or reappropriations required to meet caseload obligations, foster care contracts, and adoption services contracts.