

Program Budget Comparison

The following table summarizes the total proposed budget by year, type of expenditure, and source of funding.

Program Budget Comparison								
Budget Item	Base Fiscal 2014	Approp. Fiscal 2015	Budget Fiscal 2016	Budget Fiscal 2017	Biennium Fiscal 14-15	Biennium Fiscal 16-17	Biennium Change	Biennium % Change
FTE	17.00	17.00	17.00	17.00	17.00	17.00	0.00	0.00 %
Personal Services	966,455	1,505,030	1,766,999	1,762,766	2,471,485	3,529,765	1,058,280	42.82 %
Operating Expenses	176,309	179,164	182,952	182,907	355,473	365,859	10,386	2.92 %
Total Costs	\$1,142,764	\$1,684,194	\$1,949,951	\$1,945,673	\$2,826,958	\$3,895,624	\$1,068,666	37.80 %
Proprietary Funds	1,142,764	1,684,194	1,949,951	1,945,673	2,826,958	3,895,624	1,068,666	37.80 %
Total Funds	\$1,142,764	\$1,684,194	\$1,949,951	\$1,945,673	\$2,826,958	\$3,895,624	\$1,068,666	37.80 %

Program Description

This program is funded with non-budgeted proprietary funds for which the legislature approved rates. Refer to the Proprietary Program Discussion section below.

Program Highlights

Agency Legal Services Major Budget Highlights
<ul style="list-style-type: none"> • The executive requests rates that are higher than the rates in the FY 2015 legislative budget by: <ul style="list-style-type: none"> ◦ \$10.50 per hour for attorneys ◦ \$6.50 per hour for investigators

Funding

The following table shows proposed program funding by source from all sources of authority.

Department of Justice, 06-Agency Legal Services Funding by Source of Authority						
Funds	HB2	Non-Budgeted Proprietary	Statutory Appropriation	Total All Sources	% Total All Funds	
General Fund	0	0	0	0	0.00 %	
State Special Total	\$0	\$0	\$0	\$0	0.00 %	
Federal Special Total	\$0	\$0	\$0	\$0	0.00 %	
06500 Agency Legal Services	0	3,895,624	0	3,895,624	100.00 %	
Proprietary Total	\$0	\$3,895,624	\$0	\$3,895,624	100.00 %	
Total All Funds	\$0	\$3,895,624	\$0	\$3,895,624		

This program is funded with non-budgeted proprietary funds.

Budget Summary by Category

The following summarizes the total budget utilizing the FY 2015 Legislative base, present law adjustments, and new proposals.

Budget Summary by Category								
Budget Item	-----General Fund-----				-----Total Funds-----			
	Leg. Budget Fiscal 2016	Leg. Budget Fiscal 2017	Leg. Biennium Fiscal 16-17	Percent of Budget	Leg. Budget Fiscal 2016	Leg. Budget Fiscal 2017	Leg. Biennium Fiscal 16-17	Percent of Budget
2015 Budget	0	0	0	0.00 %	1,571,880	1,571,880	3,143,760	0.00 %
PL Adjustments	0	0	0	0.00 %	378,071	373,793	751,864	0.00 %
New Proposals	0	0	0	0.00 %	0	0	0	0.00 %
Total Budget	\$0	\$0	\$0		\$1,949,951	\$1,945,673	\$3,895,624	

Other Issues -

Proprietary Program Descriptions

Agency Legal Services – Fund 06500

Proposed Budget

The 2017 Biennium Report on Internal Service and Enterprise Funds for fund 06500 shows the financial information for the fund from FY 2012 through FY 2017. The report is provided as submitted by the executive and can be found in the appendix to this publication. The fund balance for the agency legal services fund (fund 06500) has been declining since 2009 due to expenses that have exceeded revenues. The 2013 Legislature raised the rates by \$2.50 per hour for both the attorneys and investigators. During the 2015 biennium, expenditures continued to exceed revenues and the balance continued to decline to a point where at the end of FY 2015 the net assets is expected to be nearly negative \$89,000.

2017 Biennium Report on Internal Service and Enterprise Funds								
Agency # 41100	Agency Name: Department of Justice		Program Name: Agency Legal Services					
	Fund	Fund Name						
	06500	Agency Legal Services						
			Actual FY12	Actual FY13	Actual FY14	Budgeted FY15	Budgeted FY16	Budgeted FY17
Operating Revenues:								
Fee and Charges								
Fee Revenue A								
			1,152,264	1,270,772	1,139,365	1,139,365	1,255,621	1,255,621
Total Operating Revenues			1,152,264	1,270,772	1,139,365	1,139,365	1,255,621	1,255,621
Expenses:								
Personal Services								
Other Operating Expenses								
			1,004,810	1,087,608	965,241	1,013,000	1,036,468	1,036,468
			184,884	167,397	180,581	187,038	180,581	180,581
Total Operating Expenses			1,189,694	1,255,005	1,145,822	1,200,038	1,217,049	1,217,049
Operating Income (Loss)			(37,430)	15,767	(6,457)	(60,673)	38,572	38,572
Nonoperating Revenues:								
Nonoperating Expenses:								
Total Nonoperating Revenues (Expenses)			-	-	-	-	-	-
Income (Loss) Before Contributions and Transfers			(37,430)	15,767	(6,457)	(60,673)	38,572	38,572
Change in Net Position			(37,430)	15,767	(6,457)	(60,673)	38,572	38,572
Beginning Net Position - July 1			-	(37,430)	(21,663)	(28,120)	(88,793)	(50,221)
Change in Net Position			(37,430)	15,767	(6,457)	(60,673)	38,572	38,572
Ending Net Position - June 30			(37,430)	(21,663)	(28,120)	(88,793)	(50,221)	(11,649)
Net Position (Fund Balance) Analysis								

For the 2017 biennium, the executive proposes to increase the hourly rate for both attorneys and investigators. The 2017 Biennium Report on Internal Service and Enterprise Funds shows that, if approved, the rate increases proposed would result in a turnaround where revenues would exceed expenses for the 2017 biennium. The executive determined that the higher rates would not impact demand for the services.

Program Description

The Agency Legal Services Bureau (ALS) provides legal, hearing examiner, and investigative services to state agency clients on a contract basis. ALS attorneys and investigators bill clients for their services, case-related, and incidental costs. The division consists of 17.00 FTE funded from the revenues generated. The customers served are state agencies, boards, and commissions that have entered into contracts with ALS.

Program Narrative

Expenses

The primary costs for the division are personal services and operating costs. Factors that influence costs include the state pay plan, the ability to recruit and retain staff, and general inflationary pressures that increase costs for items such as utilities, rent, supplies, and equipment.

Revenues

Revenues are generated by fees charged to other state agencies for services provided.

Present Law Adjustments

The only present law adjustments for this fund are statewide present law adjustments

Proprietary Rates

For the 2017 biennium the following rates are proposed by the executive.

Agency Legal Services Requested Rates				
Item	Actual FY 2014	Budgeted FY 2015	Requested FY 2016	Requested FY 2017
Attorney rate per hour	\$95.50	\$95.50	\$106.00	\$106.00
Investigator rate per hour	55.50	55.50	62.00	62.00

Rates requested represent a \$10.50 per hour increase for attorneys and a \$6.50 per hour increase for investigators above the rates approved by the 2013 Legislature.

The rates approved by the legislature are the maximum the program may charge during the biennium. They are not the rates the program must charge.