This document is made available electronically by the Minnesota Legislative Reference Library as part of an ongoing digital archiving project. http://www.leg.state.mn.us/lrl/lrl.asp

ATTORNEY GENERAL

Agency Profile

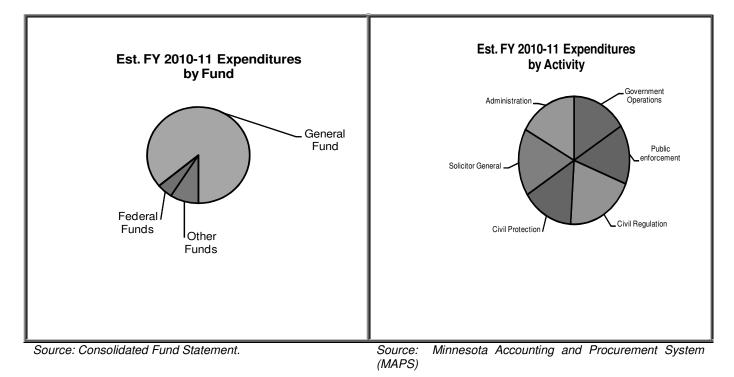
Agency Purpose

The attorney general is the chief legal officer for the state of Minnesota. The duties of the office arise from the constitution, state statutes, and common law. Every board, commission, and agency of the state of Minnesota receives legal counsel and representation from the attorney general. The attorney general also acts in a *parens patriae* capacity on behalf of the people of the state. Minnesota's attorney general is elected by the state's voters and serves a four-year term.

Core Functions

The attorney general:

- provides legal representation to state agencies;
- appears in all courts and administrative hearings for state government and its agencies;
- assists county prosecutors in criminal trials and appeals;
- initiates legal actions to enforce Minnesota laws.



Operations

The Attorney General's Office (AGO) is divided into five sections, each headed by a deputy attorney general, and an administrative support unit. Sections are divided into divisions specializing in fields such as trial, health, transportation, human services, agriculture, environment, utilities, public safety, civil litigation, and occupational licensing.

The AGO has direct and ongoing interaction with state agencies and officials, the legislature and staff, government agencies, and individual citizens and businesses. Much of the work of the office involves appearances before the courts and in administrative proceedings. The attorney general's work is categorized as follows:

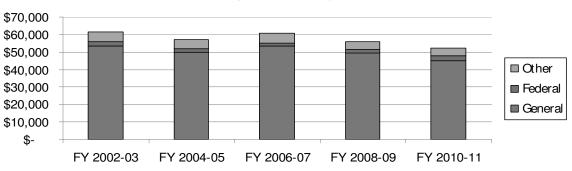
Attorney General Representation

- Represent state agencies through the issuance of legal advice and in courts and administrative hearings.
- Defend the state against claims, including using alternative dispute resolution methods to save on legal costs.
 Protect taxpayers' dollars.
- Provide legal advice and representation on matters that have an impact on issues as diverse as transportation, human services, the environment, public safety, and other matters.

- Provide opinions on legal issues to local governments and school districts.
- Protect the public from unscrupulous businesses and individuals.
- Assist county attorneys in prosecuting serious crimes such as murder and gang operations, in criminal
 appeals, as well as the civil commitment of sexual predators.
- Provide client advice and legal representation to state agencies in the application and enforcement of state laws in federal, state, and administrative courts.
- Assists client agencies to recover fines, penalties, and restitution.
- Provides client defense in suits brought against state agencies.

Budget Trends

Of the total agency request for the FY 2012-13 biennium, 63.2% comes from the general fund; 26.2% is received from partner agreements with certain state agencies; 6.5% is received from other appropriations (health-related boards--fund 171, environmental--fund 330,and remediation--fund 331); and 4.1% is received from federal and special revenue funds.



Total Expenditures by Fund

Source data for the previous chart is the Minnesota Accounting and Procurement System (MAPS).

| Contact | |
|--|--|
| Attorney General's Office 102 State Capitol 75 Rev. Dr. Martin Luther King, Jr. Blvd. Saint Paul, Minnesota 55155-1609 World Wide Web Home Page: | |
| http://www.ag.state.mn.us | |
| Lori Swanson, Attorney General Phone: (651) 296-6196 Fax: (651) 297-4193 TTY: (651) 297-7206 | |

| | - | <u> </u> | | | |
|--------------------------------|--------|----------|---------|---------|----------|
| | Curr | | Forecas | | Biennium |
| | FY2010 | FY2011 | FY2012 | FY2013 | 2012-13 |
| Direct Appropriations by Fund | | | | | |
| General | | | | | |
| Current Appropriation | 22,722 | 22,204 | 22,204 | 22,204 | 44,408 |
| Forecast Base | 22,722 | 22,204 | 22,204 | 22,204 | 44,408 |
| Change | | 0 | 0 | 0 | 0 |
| % Biennial Change from 2010-11 | | | | | -1.2% |
| State Government Spec Revenue | | | | | |
| Current Appropriation | 1,827 | 1,827 | 1,827 | 1,827 | 3,654 |
| Forecast Base | 1,827 | 1,827 | 1,884 | 1,884 | 3,768 |
| Change | .,•=: | 0 | 57 | 57 | 114 |
| % Biennial Change from 2010-11 | | · · | • | • | 3.1% |
| Environmental | | | | | |
| Current Appropriation | 145 | 145 | 145 | 145 | 290 |
| Forecast Base | 145 | 145 | 145 | 145 | 290 |
| Change | | 0 | 0 | 0 | 0 |
| % Biennial Change from 2010-11 | | | | | 0% |
| Remediation Fund | | | | | |
| Current Appropriation | 250 | 250 | 250 | 250 | 500 |
| Forecast Base | 250 | 250 | 250 | 250 | 500 |
| Change | | 0 | 0 | 0 | 0 |
| % Biennial Change from 2010-11 | | | | : | 0% |
| Expenditures by Fund | | | | ł | |
| Direct Appropriations | | | | | |
| General | 21,436 | 25,775 | 22,204 | 22,204 | 44,408 |
| State Government Spec Revenue | 1,891 | 2,463 | 1,884 | 1,884 | 3,768 |
| Environmental | 0 | 145 | 145 | 145 | 290 |
| Remediation Fund | 134 | 250 | 250 | 250 | 500 |
| Statutory Appropriations | | | | | |
| General | 6,535 | 0 | 0 | 0 | 0 |
| Miscellaneous Special Revenue | 166 | 8,676 | 6,391 | 6,391 | 12,782 |
| Federal | 1,068 | 1,291 | 1,287 | 1,287 | 2,574 |
| Miscellaneous Agency Total | 489 | 157 | 0 | 0 | 0 |
| | 31,719 | 38,757 | 32,161 | 32,161 | 64,322 |
| Expenditures by Category | | | | | |
| Total Compensation | 27,103 | 32,487 | 28,969 | 28,969 | 57,938 |
| Other Operating Expenses | 4,616 | 6,270 | 6,113 | 6,113 | 12,226 |
| Transfers | 0 | 0 | (2,921) | (2,921) | (5,842) |
| Total | 31,719 | 38,757 | 32,161 | 32,161 | 64,322 |
| Expenditures by Program | | | _ | _ | |
| Attorney General | 31,719 | 38,757 | 32,161 | 32,161 | 64,322 |
| Total | 31,719 | 38,757 | 32,161 | 32,161 | 64,322 |
| Full-Time Equivalents (FTE) | 311.7 | 325.2 | 325.2 | 325.2 | |

Program: ATTORNEY GENERAL

Program Description

The Attorney General's Office (AGO) is organized under one program consisting of five sections and an administrative division as listed under the following budget activities.

Budget Activities

This program includes the following budget activities:

- Government Operations
- Public Enforcement
- Civil Regulation
- Civil Protection
- Solicitor General
- Administration

Program: ATTORNEY GENERAL

Program at a Glance

Provide expert legal advice and representation to state agencies

Population Served

- Citizens of Minnesota
- Department of Agriculture
- Department of Natural Resources (DNR)
- Department of Human Rights
- Department of Human Services
- Minnesota Management & Budget
- Department of Administration
- Minnesota state boards
- Minnesota State Colleges and Universities
 (MnSCU)
- Department of Corrections
- Department of Transportation (MnDOT)

Program Description

Provide a wide range of cost-effective, efficient legal services to state agencies.

- Department of Commerce
- Department of Labor and Industry
- Department of Employment and Economic Development
- State Board of Investment
- Housing Finance Agency
- Minnesota counties and cities
- Teachers Retirement Association
- Minnesota State Retirement System
- All constitutional officers
- Public Utilities Commission
- Department of Military Affairs

Services Provided

- Provides client advice and legal representation to state agencies in the application and enforcement of state laws in federal, state, and administrative courts.
- Assists client agencies and the state to recover fines, penalties, and restitution.
- Provides client defense in suits brought against state agencies.
- Negotiates settlements in lawsuits brought against state agencies when warranted.
- Files lawsuits to represent and defend the public interest.

Historical Perspective

- Advised MnDOT regarding numerous legal issues.
- Provided legal advice including drafting, review of, and approval of real estate transactions.
- Facilitated bond issuance for state agencies.
- Represented Department of Human Services (DHS) in disputes involving the federal Centers for Medicare & Medicaid Services (CMS) regarding CMS disapproval of state Medical Assistance (MA) plan provisions and disallowance of federal funding for state plan expenditures, including two disallowance appeals decided in favor of the state, resulting in savings to the state.
- Saved the state millions of dollars by its defense and resolution of tort and employment law claims.
- Represented MnSCU's 34 colleges and universities in litigation, discrimination/harassment issues, data practices, and technology issues.
- Successfully defended state laws against constitutional attacks.
- Represents the commissioner of Public Safety in over 4,500 implied consent cases (drunk driver license revocations) annually.
- Assists counties in defending felony convictions upon appeal.

Key Program Goals & Measures

- Citizens of state are well served.
- Effective and efficient legal advice is provided to state agencies.
- State agencies receive expert representation in litigated matters.
- Public interest is advanced in civil litigation and criminal cases.

Contact

Rebecca Spartz, Director of Administration 102 State Capitol 75 Rev. Dr. Martin Luther King, Jr. Blvd. Saint Paul, Minnesota 55155-2128 Email: rebecca.spartz@state.mn.us

Narrative

Program: ATTORNEY GENERAL

Program Summary

| | Dollars in Thousands | | | | | |
|-------------------------------|----------------------|--------|---------|---------|----------|--|
| | Curre | | Forecas | st Base | Biennium | |
| | FY2010 | FY2011 | FY2012 | FY2013 | 2012-13 | |
| Direct Appropriations by Fund | | | | | | |
| General | | | | | | |
| Current Appropriation | 22,722 | 22,204 | 22,204 | 22,204 | 44,408 | |
| Forecast Base | 22,722 | 22,204 | 22,204 | 22,204 | 44,408 | |
| State Government Spec Revenue | | | | | | |
| Current Appropriation | 1,827 | 1,827 | 1,827 | 1,827 | 3,654 | |
| Technical Adjustments | | | | | | |
| End-of-session Estimate | | | 57 | 57 | 114 | |
| Forecast Base | 1,827 | 1,827 | 1,884 | 1,884 | 3,768 | |
| Environmental | | | | | | |
| Current Appropriation | 145 | 145 | 145 | 145 | 290 | |
| Forecast Base | 145 | 145 | 145 | 145 | 290 | |
| Remediation Fund | | | | | | |
| Current Appropriation | 250 | 250 | 250 | 250 | 500 | |
| Forecast Base | 250 | 250 | 250 | 250 | 500 | |
| Expenditures by Fund | | - | | | - | |
| Direct Appropriations | | | | | | |
| General | 21,436 | 25,775 | 22,204 | 22,204 | 44,408 | |
| State Government Spec Revenue | 1,891 | 2,463 | 1,884 | 1,884 | 3,768 | |
| Environmental | 0 | 145 | 145 | 145 | 290 | |
| Remediation Fund | 134 | 250 | 250 | 250 | 500 | |
| Statutory Appropriations | | | | | | |
| General | 6,535 | 0 | 0 | 0 | 0 | |
| Miscellaneous Special Revenue | 166 | 8,676 | 6,391 | 6,391 | 12,782 | |
| Federal | 1,068 | 1,291 | 1,287 | 1,287 | 2,574 | |
| Miscellaneous Agency | 489 | 157 | 0 | 0 | 0 | |
| Total | 31,719 | 38,757 | 32,161 | 32,161 | 64,322 | |
| Expenditures by Category | | | | | | |
| Total Compensation | 27,103 | 32,487 | 28,969 | 28,969 | 57,938 | |
| Other Operating Expenses | 4,616 | 6,270 | 6,113 | 6,113 | 12,226 | |
| Transfers | 0 | 0 | (2,921) | (2,921) | (5,842) | |
| Total | 31,719 | 38,757 | 32,161 | 32,161 | 64,322 | |

Program: ATTORNEY GENERAL

Program Summary

| | Dollars in Thousands | | | | | |
|-----------------------------|----------------------|--------|---------------|--------|----------|--|
| | Curr | ent | Forecast Base | | Biennium | |
| | FY2010 | FY2011 | FY2012 | FY2013 | 2012-13 | |
| Expenditures by Activity | | | | | | |
| Government Operations | 3,517 | 7,571 | 6,852 | 6,852 | 13,704 | |
| Public Enforcement | 4,822 | 5,856 | 5,142 | 5,142 | 10,284 | |
| Civil Regulation | 6,371 | 7,874 | 4,296 | 4,296 | 8,592 | |
| Civil Protection | 4,420 | 5,802 | 5,088 | 5,088 | 10,176 | |
| Solicitor General | 7,046 | 5,000 | 4,129 | 4,129 | 8,258 | |
| Administration | 5,543 | 6,654 | 6,654 | 6,654 | 13,308 | |
| Total | 31,719 | 38,757 | 32,161 | 32,161 | 64,322 | |
| Full-Time Equivalents (FTE) | 311.7 | 325.2 | 325.2 | 325.2 | | |

Program:ATTORNEY GENERALActivity:GOVERNMENT OPERATIONS

Activity at a Glance

Saved the state millions of dollars by its defense and resolution of eminent domain and tax actions and appeals.

Population Served

- Citizens of the state
- Minnesota counties, cities and school boards
- Department of Administration
- Department of Agriculture
- Department of Commerce
- Department of Education
- Department of Employment and Economic Development
- Housing Finance Agency
- Iron Range Resources
- Department of Labor and Industry (Construction Codes and Licensing Division)
- Minnesota Management & Budget
- Minnesota State Colleges and Universities (MnSCU)

Services Provided

- Provides expert legal advice and representation to state agencies.
- Defends state agencies against litigation brought by various parties.
- Negotiates settlements in lawsuits brought against state agencies when warranted.

Activity Description

Provide a wide range of cost-effective, efficient legal services to state agencies.

- Minnesota Office of Higher Education
- Department of Natural Resources (DNR)
- Department of Revenue
- Secretary of State
- State Auditor
- State Board of Investment
 - State boards such as: Campaign Finance Crime Victims Reparations Non-health professions licensing boards Teaching Peace Officer Standards and Training (POST) Water & Soil Resources
- Department of Transportation (MnDOT)
- Provides representation for the Department of Commerce.
- Represents state agencies and boards in disciplinary proceedings.
- Handles tax litigation for the Department of Revenue.
- Provides representation to the MnDOT in eminent domain and construction litigation.

Historical Perspective

- Advised and represented the Secretary of State in various election matters.
- Obtained millions of dollars of tax revenue for the Department of Revenue.
- Saved the state millions of dollars defending the Department of Revenue in tax refund claims.
- Represented MnDOT in its statutory enforcement responsibilities and in eminent domain actions and appeals.
- Facilitated over \$2.7 billion in bond issuance for state agencies in FY 2010.
- Represented MnSCU's colleges and universities in litigation, discrimination/harassment issues, data practices transactional and real estate matters.
- Provided legal advice and representation to the Department of Education on special education and charter school matters.
- During FY 2010, the Attorney General's Office (AGO) provided legal advice including drafting, review of and approval of approximately 125 real estate transactions involving over 17,500 acres of land.
- Provided legal support to the DNR in the area of ecological services, enforcement, fish, forestry, Indian law issues, minerals, real estate acquisitions, and real estate land exchange.

Key Activity Goals & Measures

- Citizens of state are well served.
- Effective and efficient legal advice is provided to state agencies.
- State agencies receive expert representation in litigated matters.
- Interests of state agencies are advanced.
- Litigation brought against state agencies is defended successfully.

Contact

Christie B. Eller, Deputy Attorney General Suite 1200, Bremer Tower 445 Minnesota Street, Saint Paul, Minnesota 55101-2130 Email: christie.eller@state.mn.us

- Constitutional challenges are defended successfully.
- Litigation brought against state Department of Education and educational institutions is successfully defended.
- The Department of Revenue's interests in tax litigation and collection matters are represented effectively.

Narrative

Activity: GOVERNMENT OPERATIONS

| | Dollars in Thousands | | | | | | |
|-------------------------------|----------------------|--------|---------------|--------|----------|--|--|
| | Cur | rent | Forecast Base | | Biennium | | |
| | FY2010 | FY2011 | FY2012 | FY2013 | 2012-13 | | |
| Expenditures by Fund | | | | | | | |
| Direct Appropriations | | | | | | | |
| General | 2,501 | 4,224 | 3,509 | 3,509 | 7,018 | | |
| State Government Spec Revenue | 21 | 21 | 21 | 21 | 42 | | |
| Statutory Appropriations | | | | | | | |
| Miscellaneous Special Revenue | 27 | 2,085 | 2,085 | 2,085 | 4,170 | | |
| Federal | 968 | 1,241 | 1,237 | 1,237 | 2,474 | | |
| Total | 3,517 | 7,571 | 6,852 | 6,852 | 13,704 | | |
| Expenditures by Category | | | | | | | |
| Total Compensation | 3,124 | 6,990 | 6,271 | 6,271 | 12,542 | | |
| Other Operating Expenses | 393 | 581 | 581 | 581 | 1,162 | | |
| Total | 3,517 | 7,571 | 6,852 | 6,852 | 13,704 | | |
| Full-Time Equivalents (FTE) | 62.8 | 62.8 | 62.8 | 62.8 | | | |

Program:ATTORNEY GENERALActivity:PUBLIC ENFORCEMENT

Activity at a Glance

- Handled over 4,600 implied consent cases (drunk driver license revocations) annually.
- Assisted county attorneys in prosecuting serious crime.
- Prosecuted Medicaid fraud and financial exploitation of vulnerable adult cases.

Population Served

- Citizens of the state of Minnesota
- Department of Public Safety
- Gambling Control Board

Services Provided

- Assists counties in civil commitment of sex offenders under psychopathic personality and sexually dangerous person statutes.
- Assists county attorneys in prosecuting serious crimes.
- Represents the commissioner of Public Safety in over 4,600 implied consent cases (drunk driver license revocations) annually.
- Handles drunk-driving-related appeals of convictions.
- Assists counties in defending felony convictions upon appeal.
- Provides legal advice and representation to the Department of Public Safety.
- Provides legal advice and representation to the Gambling Control Board.
- Recovery funds for the Minnesota Medical Assistance program as a result of fraud.

Historical Perspective

- Represented the Department of Public Safety.
- Defended the state against challenges to DWI statutes.
- Represents the commissioner of Public Safety in over 4,600 district court implied consent proceedings that challenged revocations of driving privileges.
- Handled criminal appeals for county attorneys.
- Prosecuted violent and serious crime.
- Assisted county attorneys in the commitment of sexually dangerous person/sexual psychopathic personality commitment cases.
- Recovered over \$10 million for the Minnesota Medical Assistance program in settlements and restitution as a
 result of fraud.

Key Activity Goals & Measures

- Citizens of state are well served.
- Citizens are protected from criminal activities.
- Implied consent cases are prosecuted vigorously.
- Challenges to DWI laws are defended effectively.
- Prosecutions are successful.
- Criminal convictions are upheld.

Contact

David Voigt Deputy Attorney General Suite 1800, Bremer Tower 445 Minnesota Street Saint Paul, Minnesota 55155-2134 Email: david.voigt@state.mn.us

- Minnesota's citizens are protected from wrongful acts and illegal conduct.
- The Department of Public Safety receives effective and efficient legal representation.
- Funds recovered on behalf of Minnesota Medical Assistance program.

Activity Description

Assist county attorneys in prosecuting serious crime statewide, defending felony convictions upon appeal, and obtaining civil commitment of sex offenders. Represents the Department of Public Safety. Investigates and prosecutes cases, involving Medicaid fraud, financial exploitation of vulnerable adults, and patient abuse or neglect.

- Minnesota counties
- Minnesota Medical Assistance program

Activity: PUBLIC ENFORCEMENT

| | Dollars in Thousands | | | | | | |
|-------------------------------|----------------------|--------|---------------|--------|----------|--|--|
| | Cur | rent | Forecast Base | | Biennium | | |
| | FY2010 | FY2011 | FY2012 | FY2013 | 2012-13 | | |
| Expenditures by Fund | | | | | | | |
| Direct Appropriations | | | | | | | |
| General | 4,330 | 3,722 | 3,008 | 3,008 | 6,016 | | |
| Statutory Appropriations | | | - | | | | |
| General | 392 | 0 | 0 | 0 | 0 | | |
| Miscellaneous Special Revenue | 0 | 2,084 | 2,084 | 2,084 | 4,168 | | |
| Federal | 100 | 50 | 50 | 50 | 100 | | |
| Total | 4,822 | 5,856 | 5,142 | 5,142 | 10,284 | | |
| Expenditures by Category | | | | | | | |
| Total Compensation | 4,603 | 5,489 | 4,775 | 4,775 | 9,550 | | |
| Other Operating Expenses | 219 | 367 | 367 | 367 | 734 | | |
| Total | 4,822 | 5,856 | 5,142 | 5,142 | 10,284 | | |
| Full-Time Equivalents (FTE) | 52.5 | 53.0 | 53.0 | 53.0 | | | |

Program:ATTORNEY GENERALActivity:CIVIL REGULATION

Activity at a Glance

- Handled health care legal matters for state health care programs covering over 700,000 Minnesotans.
- Conducted over 300 complex investigations on behalf of the state medical boards.

Population Served

- Citizens of the state
- Department of Human Rights
- Department of Human Services (DHS)
- Department of Health
- Department of Corrections
- Department of Labor and Industry
- Department of Employment and Economic
 Development
- Pollution Control Agency
- Board of Medical Practice
- Environmental Quality Board

Services Provided

Activity Description

Provide a wide range of legal services to state agencies and citizens of Minnesota.

- Health-related Licensing Boards, such as:
 - Chiropractic
 - Dentistry
 - Nursing
 - Psychology
 - Social Work, and
 - Veterinary Medicine
- Teachers Retirement Association
- Minnesota State Retirement System
- Public Employees Retirement Association
- Veterans Home
- Provides client advice and legal representation to state agencies in the application and enforcement of state laws in federal, state and administrative courts.
- Assists client agencies to recover fines, penalties and restitution.
- Provides client defense in suits brought against state agencies.
- Provides investigative services to health-related licensing boards.
- Conciliates and litigates human rights cases.
- Litigates workers' compensation and public employee pension cases.
- Represents the state in prisoner litigation in state and federal court.
- Litigates Occupational Safety and Health Act (OSHA) workplace safety cases and federal Fair Labor Standards Act cases.
- Represents state boards in disciplinary proceedings involving medical providers and health-related licensees.

Historical Perspective

- Provided legal assistance to the Minnesota Pollution Control Agency (MPCA) in the areas of environmental law enforcement and environmental review litigation. In FY 2010, environmental enforcement actions resulted in approximately 140 administrative penalty orders and stipulated agreements, imposing approximately \$1,000,000 in civil fines.
- Represented the Minnesota Pollution Control Agency (MPCA) in negotiating stipulated agreements with dairies, ethanol plants, landfills, power plants and mining companies.
- Provided legal advice to the Environmental Quality Board (EQB) and assisted in legal aspects of the environmental review process carried out by local and state government units under the Minnesota Environmental Policy Act.
- In FY 2010, recovered \$16 million for landfill cleanup costs under the Landfill Cleanup Act.
- Provided legal advice and services to the MPCA involving Superfund cleanups, natural resource damages, asbestos removals, hazardous and solid waste disposal, creation of conservation easements, and commercial feedlot odor problems.
- Represented the MPCA in numerous environmental review and permitting appeals in state district court, the Office of Administrative Hearings, the Minnesota Court of Appeals and before the Minnesota Supreme Court and federal district courts.
- Assisted in resolving OSHA enforcement cases.
- Protected the state's interest in collecting unemployment benefit overpayments in FY 2010.

Narrative

Program: ATTORNEY GENERAL Activity: CIVIL REGULATION

- Assisted the Department of Human Rights in FY 2010 in obtaining compensatory relief for Minnesota citizens of approximately \$650,000.
- Represented the Department of Human Services on issues involving public assistance, child support, licensing, healthcare, child welfare, mental health, aging and adult services, disability services, and deaf and hard-of-hearing services.
- Assisted in a variety of legal matters concerning the Minnesota Health Care Programs, which cover approximately 700,000 Minnesotans.
- Defended the commissioner and numerous state officials at the Minnesota Sex Offender Program from allegations that the program violated the constitutional rights of individuals committed to the sex offender program.
- Assisted DHS in recovering millions of dollars in Medical Assistance and alternative care services through liens, tort claims and lawsuits against third parties and from special needs trusts.
- Defended federal court claim against a DHS program which reduced Medical Assistance payments to pharmacies, saving millions of dollars.
- Handled scores of DHS licensing cases involving maltreatment and disqualification decisions.
- Represented numerous health-related boards in actions in state administrative, district and appeals courts, including the Board of Medical Practice, Board of Nursing, Board of Veterinary Medicine, and Board of Chiropractic Examiners.
- Represented Minnesota Department of Health in enforcement proceedings against individuals who operated unlicensed businesses, including food and beverage establishments, resorts, and spas.
- Defended over 85 lawsuits brought by state prison inmates against the Department of Corrections, many involving complex constitutional claims.
- Brought collection actions in FY 2010 on behalf of the Minnesota Client Security Board to collect and preserve debt obligations of more than \$750,000 to the Client Security Fund maintained for the benefit of those who suffered losses due to lawyer misconduct.

Key Activity Goals & Measures

- Effective and efficient legal advice is provided to state agencies.
- State agencies receive expert representation in litigated matters.
- Interests of state agencies are advanced.
- Litigation brought against state agencies is defended successfully.
- Constitutional challenges are defended successfully.

Contact

Steven M. Gunn Deputy Attorney General Suite 900, Bremer Tower 445 Minnesota Street Saint Paul, Minnesota 55101-2127 Email: steven.gunn@state.mn.us

Activity: CIVIL REGULATION

| | Dollars in Thousands | | | | | | | |
|-------------------------------|----------------------|--------|---------------|---------|----------|--|--|--|
| | Cur | rent | Forecast Base | | Biennium | | | |
| | FY2010 | FY2011 | FY2012 | FY2013 | 2012-13 | | | |
| Expenditures by Fund | | | <u>.</u> | | | | | |
| Direct Appropriations | | | | | | | | |
| General | 2,653 | 2,897 | 2,183 | 2,183 | 4,366 | | | |
| State Government Spec Revenue | 1,870 | 2,442 | 1,863 | 1,863 | 3,726 | | | |
| Remediation Fund | 134 | 250 | 250 | 250 | 500 | | | |
| Statutory Appropriations | | | | | | | | |
| General | 1,714 | 0 | 0 | 0 | 0 | | | |
| Miscellaneous Special Revenue | 0 | 2,285 | 0 | 0 | 0 | | | |
| Total | 6,371 | 7,874 | 4,296 | 4,296 | 8,592 | | | |
| Expenditures by Category | | | | : | | | | |
| Total Compensation | 6,105 | 7,474 | 6,817 | 6,817 | 13,634 | | | |
| Other Operating Expenses | 266 | 400 | 400 | 400 | 800 | | | |
| Transfers | 0 | 0 | (2,921) | (2,921) | (5,842) | | | |
| Total | 6,371 | 7,874 | 4,296 | 4,296 | 8,592 | | | |
| Full-Time Equivalents (FTE) | 65.7 | 66.9 | 66.9 | 66.9 | | | | |

Program:ATTORNEY GENERALActivity:CIVIL PROTECTION

Activity at a Glance

- During FY 2010, the Attorney General's Office (AGO) obtained the opportunity for citizens to claim restitution in complex litigation cases.
- During FY 2010, the AGO participated in utility cases that resulted in saving Minnesota small businesses and consumers over \$30 million per year in rate increases and a one-time saving of \$25 million.

Activity Description

Enforce Minnesota laws respecting unlawful practices in business, commerce, or trade. Represent and further the interests of small businesses and residential utility customers in matters before the Public Utilities Commission and in courts.

Population Served

- Citizens of the state of Minnesota
- Minnesota businesses and the marketplace
- Minnesota small businesses and residents in utility rates

Services Provided

- Represents the interests of small businesses and residential customers in proceedings before the Public Utilities Commission and the courts.
- Investigates and when appropriate initiates legal action against individuals and businesses engaged in violations of the law respecting discriminatory and other unlawful practices in business, commerce, or trade.

Historical Perspective

- Represented the interest of small businesses and residents in issues before the Public Utilities Commission.
- Advanced litigation to enforce laws of the state of Minnesota.

Key Activity Goals & Measures

- Citizens of state are well served.
- Public interest is advanced in civil litigation.
- The rights of small businesses and residential customers are protected in the purchase of and payment for services from utility companies.

Contact

Karen D. Olson, Deputy Attorney General Suite 1400, Bremer Tower 445 Minnesota Street Saint Paul, Minnesota 55101 Email: karen.olson@state.mn.us Narrative

Activity: CIVIL PROTECTION

| | | Dollars in Thousands | | | | | | |
|-----------------------------|--------|----------------------|---------|---------|----------|--|--|--|
| | Cur | rent | Forecas | st Base | Biennium | | | |
| | FY2010 | FY2011 | FY2012 | FY2013 | 2012-13 | | | |
| Expenditures by Fund | | | | | | | | |
| Direct Appropriations | | | | | | | | |
| General | 4,420 | 5,802 | 5,088 | 5,088 | 10,176 | | | |
| Total | 4,420 | 5,802 | 5,088 | 5,088 | 10,176 | | | |
| Expenditures by Category | | | l | 1 | | | | |
| Total Compensation | 4,209 | 5,542 | 4,828 | 4,828 | 9,656 | | | |
| Other Operating Expenses | 211 | 260 | 260 | 260 | 520 | | | |
| Total | 4,420 | 5,802 | 5,088 | 5,088 | 10,176 | | | |
| Full-Time Equivalents (FTE) | 63.7 | 71.0 | 71.0 | 71.0 | | | | |

Program:ATTORNEY GENERALActivity:SOLICITOR GENERAL

Activity at a Glance

- Saved the state millions of dollars by its defense and resolution of tort and employment law claims.
- Provided legal advice and appellate representation to the Public Utilities Commission.
- Successfully defended many constitutional challenges to Minnesota laws.

Activity Description

Provide a wide range of legal services to the state and state agencies.

Population Served

- Citizens of the state of Minnesota
- All state agencies
- Public Utilities Commission (PUC)
- Constitutional officers
- Judiciary and legislature

Services Provided

- Defense of challenges to the constitutionality of Minnesota laws.
- Defense of tort claims against the state and its employees.
- Defense of employment claims against the state and its employees.
- Advice and representation to state agencies.
- Advice and representation of PUC.
- Register and provide oversight of charities and non-profit organizations and enforce charitable and non-profit
 organization and civil laws.

Historical Perspective

- Saved the state millions of dollars by it's of defense and resolution tort and employment law claims.
- Successfully defended state laws against constitutional attacks.
- Provided public repository for state charities information.

Key Activity Goals & Measures

- Citizens of the state are well served.
- Constitutional challenges are defended successfully.
- Tort and employment law claims brought against the state and its employees are successfully defended or settled thereby minimizing the state's fiscal exposure.
- Effective and efficient legal advice is provided to state agencies to proactively avoid lawsuits.
- State agencies receive expert representation in all litigated matters.
- Regulate and register charities and non-profit organizations and bring suit against companies and organizations that violate Minnesota civil laws.

Contact

Alan I. Gilbert Solicitor General Suite 1100, Bremer Tower 445 Minnesota Street Saint Paul, Minnesota 55101 Email: al.gilbert@state.mn.us

Activity: SOLICITOR GENERAL

| | Dollars in Thousands | | | | | | |
|-------------------------------|----------------------|--------|---------------|--------|----------|--|--|
| | Cur | rrent | Forecast Base | | Biennium | | |
| | FY2010 | FY2011 | FY2012 | FY2013 | 2012-13 | | |
| Expenditures by Fund | | | | | | | |
| Direct Appropriations | | | | | | | |
| General | 2,131 | 2,614 | 1,900 | 1,900 | 3,800 | | |
| Environmental | 0 | 145 | 145 | 145 | 290 | | |
| Statutory Appropriations | | | | | | | |
| General | 4,426 | 0 | 0 | 0 | 0 | | |
| Miscellaneous Special Revenue | 0 | 2,084 | 2,084 | 2,084 | 4,168 | | |
| Miscellaneous Agency | 489 | 157 | 0 | 0 | 0 | | |
| Total | 7,046 | 5,000 | 4,129 | 4,129 | 8,258 | | |
| Expenditures by Category | | | | 1 | | | |
| Total Compensation | 6,439 | 4,381 | 3,667 | 3,667 | 7,334 | | |
| Other Operating Expenses | 607 | 619 | 462 | 462 | 924 | | |
| Total | 7,046 | 5,000 | 4,129 | 4,129 | 8,258 | | |
| Full-Time Equivalents (FTE) | 38.1 | 42.9 | 42.9 | 42.9 | | | |

Program:ATTORNEY GENERALActivity:ADMINISTRATION

Narrative

Activity Description

Administrative Services provides overall administrative support to the Attorney General's Office (AGO).

Population Served

- Citizens of Minnesota
- Employees of the AGO
- State agencies and other government agencies

Services Provided

- Development and implementation of new administrative policies and procedures.
- Upgrading and maintaining the AGO's systems network.
- Budget development
- Purchasing
- Accounting
- Docketing/timekeeping system that provides billing information to state agencies.
- Human resources services/personnel transactions.
- Legal support

Key Activity Goals & Measures

- AGO systems are up-to-date and operate efficiently.
- Fiscal activities are accurate, complete, and meet state standards.
- Personnel transactions are accurate and timely.
- Administrative support is provided to carry out the delivery of legal services.

Contact

Rebecca Spartz Director of Administration 102 State Capitol 75 Rev. Dr. Martin Luther King, Jr. Blvd. Saint Paul, Minnesota 55155-2128 Email: rebecca.spartz@state.mn.us

Activity: ADMINISTRATION

| | | Dollars in Thousands | | | | | |
|-------------------------------|--------|----------------------|---------------|--------|----------|--|--|
| | Cui | rent | Forecast Base | | Biennium | | |
| | FY2010 | FY2011 | FY2012 | FY2013 | 2012-13 | | |
| Expenditures by Fund | | | | | | | |
| Direct Appropriations | | | | | | | |
| General | 5,401 | 6,516 | 6,516 | 6,516 | 13,032 | | |
| Statutory Appropriations | | | | | | | |
| General | 3 | 0 | 0 | 0 | 0 | | |
| Miscellaneous Special Revenue | 139 | 138 | 138 | 138 | 276 | | |
| Total | 5,543 | 6,654 | 6,654 | 6,654 | 13,308 | | |
| Expenditures by Category | | | | 1 | | | |
| Total Compensation | 2,623 | 2,611 | 2,611 | 2,611 | 5,222 | | |
| Other Operating Expenses | 2,920 | 4,043 | 4,043 | 4,043 | 8,086 | | |
| Total | 5,543 | 6,654 | 6,654 | 6,654 | 13,308 | | |
| Full-Time Equivalents (FTE) | 28.9 | 28.6 | 28.6 | 28.6 | | | |

Agency Revenue Summary

| | Dollars in Thousands | | | | | |
|---------------------------------------|----------------------|----------|--------|--------|----------|--|
| | Actual | Budgeted | Currer | nt Law | Biennium | |
| | FY2010 | FY2011 | FY2012 | FY2013 | 2012-13 | |
| Non Dedicated Revenue: | | | | | | |
| Departmental Earnings (Inter-Agency): | | | | | | |
| General | 1,558 | 1,500 | 1,500 | 1,500 | 3,000 | |
| Departmental Earnings: | | | | | | |
| General | 557 | 550 | 550 | 550 | 1,100 | |
| Other Revenues: | | | | | | |
| General | 3,268 | 6,212 | 501 | 501 | 1,002 | |
| Total Non-Dedicated Receipts | 5,383 | 8,262 | 2,551 | 2,551 | 5,102 | |
| | | | | | | |
| Dedicated Receipts: | | | | | | |
| Departmental Earnings (Inter-Agency): | | | | | | |
| General | 6,532 | 0 | 0 | 0 | 0 | |
| Miscellaneous Special Revenue | 0 | 6,253 | 6,253 | 6,253 | 12,506 | |
| Grants: | | | | | | |
| Federal | 1,068 | 1,291 | 1,287 | 1,287 | 2,574 | |
| Other Revenues: | | | | | | |
| Miscellaneous Special Revenue | 221 | 133 | 133 | 133 | 266 | |
| Miscellaneous Agency | 412 | 370 | 42 | 0 | 42 | |
| Other Sources: | | | | | | |
| General | 5 | 0 | 0 | 0 | 0 | |
| Miscellaneous Special Revenue | 0 | 5 | 5 | 5 | 10 | |
| Miscellaneous Agency | 18 | 11 | 0 | 0 | 0 | |
| Total Dedicated Receipts | 8,256 | 8,063 | 7,720 | 7,678 | 15,398 | |
| | | | | | | |
| Agency Total Revenue | 13,639 | 16,325 | 10,271 | 10,229 | 20,500 | |