

ATTORNEY GENERAL
DEPARTMENT OF JUSTICE

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CONCORD, NEW HAMPSHIRE 03301-6397

JOSEPH A. FOSTER
ATTORNEY GENERAL



ANN M. RICE
DEPUTY ATTORNEY GENERAL

February 23, 2016

The Honorable Neal M. Kurk, Chairman
Fiscal Committee of the General Court
State House
Concord, NH 03301

Her Excellency Governor Margaret Wood Hassan
And the Honorable Council
State House
Concord, NH 03301


Approved by Fiscal Committee 3/18/16
Date

REQUESTED ACTION

1. Pursuant to RSA 14:30-a VI, authorize the Department of Justice, Consumer Protection Bureau, to accept and expend a subgrant from the Department of Justice in the amount of \$132,346 for the purpose of adding a prosecutor to focus on crimes and abuse against the elderly upon Fiscal Committee and Governor and Executive Council approval through June 30, 2017. 100% Agency Income.

Funds are to be budgeted in 02-20-20-200510-26110000 Job#20BYRNEATEAS16, Department of Justice, Consumer Protection Bureau as follows:

Class/Expense	Class Title	Current SFY16 Budget	Increase Amount	Revised SFY16 Budget
010-500100	Personal Services Perm. Class.	\$275,396	\$0	\$275,396
013-500132	Personal Services Unclassified	\$513,905	\$0	\$513,905
014-500134	Personal Services-Unclassified	\$145,292	\$0	\$145,292
017-500147	FT Employees Special Payment	\$12,825	\$0	\$12,825
018-500106	Overtime	\$1,000	\$0	\$1,000
020-500200	Current Expense	\$16,807	\$350	\$17,157
022-500255	Rents Leases Other Than State	\$3,003	\$500	\$3,503
027-582703	Transfers to DoIT	\$77,839	\$1,000	\$78,839
030-500311	Equipment	\$0	\$2,000	\$2,000

037-500173	PC Desktop Hardware New	\$0	\$1,500	\$1,500
038-500175	Desktop Software New	\$0	\$1,100	\$1,100
039-500188	Telecommunications	\$17,000	\$1,200	\$18,200
042-500620	Additional Fringe Benefits	\$0	\$8,198	\$8,198
046-500464	Consultants	\$91,096	\$0	\$91,096
050-500109	Person Service Temp Appointee	\$74,018	\$0	\$74,018
059-500117	Temp-Full Time	\$0	\$78,077	\$78,077
060-500612	Benefits	\$389,726	\$34,546	\$424,272
066-501709	Employee Training	\$3,000	\$1,200	\$4,200
068-500562	Remuneration	\$884	\$0	\$884
070-500704	In State Travel	\$10,000	\$1,675	\$11,675
080-500716	Out of State Travel	\$1,000	\$1,000	\$2,000
102-500732	Contracts for Program Services	\$6,000	\$0	\$6,000
Total		\$1,638,791	\$132,346	\$1,771,137

Source of Funds

001-409294	Transfer from other agencies	\$491,246		\$491,246
009-403695	Agency Income	\$1,147,034	\$132,346	\$1,279,380
	General Funds	\$511	\$0	\$511
Total		\$1,638,791	\$132,346	\$1,771,137

2. Upon approval of paragraph one and pursuant to RSA 124:15, authorize the Department of Justice, Consumer Protection Bureau, to establish one (1) full-time salaried Elder Abuse Prosecutor within budget class 059 (Full-Time Temporary) upon Fiscal Committee and Governor and Executive Council approval through June 30, 2017. 100% Agency Income.

EXPLANATION

The Department of Justice has the opportunity to accept a subgrant from the Department of Justice (origin: Federal Fiscal Year 2013 Byrne Justice Assistance Grant Program) to fund a prosecutor dedicated to elder abuse matters. The prosecutor would partner with a Victim Witness Specialist to form a unit solely dedicated to elder abuse. This position would provide educational outreach to elder groups regarding the prevention and/or reporting of fraud and other forms of abuse and neglect and would prosecute elder abuse crimes.

The funds budgeted to support the activities are as follows:

- Class 020-Current Expense-To cover office supplies and outreach/support materials.
- Class 022-Rents Leases Other Than State-To cover use of rented office equipment.
- Class 027-Payments to DoIT for technical support.
- Class 030-Equipment-to cover office furniture for the Elder Abuse Prosecutor.
- Class 037-PC Desktop Hardware New-For desktop PC and monitor.
- Class 038-Desktop Software New-For software licensing.

Class 059-Personnel-Temporary Full Time-Covers salary expenses for a prosecutor position to educate the elderly about fraud and other types of abuse or neglect and/or prosecute on behalf of elderly crime victims.

Class 060-Benefits-To cover benefits for the Elder Abuse Prosecutor position.

Class 066-Training for the prosecutor to stay abreast of the latest elder fraud and abuse prevention trends.

Class 070- In State Travel expenses to cover in-state mileage for the prosecutor to attend to the needs of the elderly regarding the prevention and/or prosecution of crimes.

Class 080-Out of State Travel expenses to attend national training conferences focused on elder abuse.

Class 040 (Indirect Costs) and Class 041 (Audit Fund Set-Aside) are budgeted with the Department of Justice's acceptance of the original federal grant.

The following information is provided in accordance with the Comptroller's instructional Memorandum dated September 21, 1981.

1. **List of personnel involved**: One temporary, full-time salaried position (Class 059) to serve as an Elder Abuse Prosecutor.
2. **Nature, Need and Duration**: This full time position will be in effect for the period effective upon Fiscal Committee and Governor and Executive Council approval through June 30, 2017.
3. **Relationship to existing agency programs**: This funding is to be utilized specifically to establish an Elder Abuse Prosecutor position in the Department of Justice, Consumer Bureau. This position will enable the Department to meet growing demands for elderly victim services.
4. **Has a similar program been requested of the legislature and denied?** No similar program has been requested and denied.
5. **Why wasn't funding included in the agency's budget request?** This project was not included in the Department's budget request because the funds for a full unit were not available at the time the budget was submitted.
6. **Can portions of the funds be utilized for other purposes?** No portion of this subgrant can be used for any other purpose.
7. **Estimate the funds required to continue this position(s)**: It is estimated that it will cost \$112,623 for salary and benefits for the full time temporary position through June 30, 2017.

In the event these funds should no longer become available, general funds will not be requested in support of this position.

Please let me know if you have any questions regarding this request. Your consideration is greatly appreciated.

Respectfully submitted,

A handwritten signature in black ink, appearing to read "Joseph A. Foster".

Joseph A. Foster
Attorney General

Enc.
#1361256

Department of Justice
GRANTS FISCAL SITUATION FISCAL YEAR 2016
02-20-20-200510-26110000 Consumer Protection Bureau

Total Agency Authorization	\$ 132,346
Less Expenditures to 06/30/2015	\$ -
Remaining Authorizatin to Budget	\$ 132,346

Less Current Budget Authorization	\$ -
Total Available for Budgeting	\$ 132,346

Available to Budget at Later Date	\$ -
REQUESTED ACTION	\$ 132,346

Grant Award Number	Award Amount	Expenses to 06/30/2015	Balance
2016JAG05	\$ 132,346	\$ -	\$ 132,346
Prior Year Grant Award	\$ -	\$ -	\$ -
Total			\$ 132,346

STATE OF NEW HAMPSHIRE DEPARTMENT OF JUSTICE GRANT AWARD		
Agency Name: NHDOJ Consumer Protection Bureau	Vendor No.:	
Program Name: Elder Abuse Prosecution Unit	Amount: \$ 132,346.00	
Grant Start Date: Upon Fiscal & G&C Approval	State Grant Number: 2016JAG05	
Grant End Date: 6/30/2017	Federal Grant Number: 2013-DJ-BX-0043	
Appropriation No.: 02-20-20-201510-4458-072-500576		
Head of Agency	Project Director	Fiscal Officer
Joseph Foster Attorney General 33 Capitol Street Concord, NH 03301	James Boffetti CPB Chief	Kathleen Carr Director of Administration
Federal Grant Name:	Byrne Justice Assistance Grant	
Federal Agency:	United States Department of Justice	
Bureau/Office:	Office of Justice Programs	
CFDA Number:		
Purpose of Grant:	Investigation and prosecution of elder abuse cases	
Program Requirements:	Adherence to Program Conditions and Guidelines.	
Match Requirements:	Match must be spent on program allowable activities.	
Program income Requirements:	Program Income must be reported and spent on program allowable activities.	
Reporting Requirements:	Monthly or quarterly Financial reports. Required Performance reports and audit. Adherence to Program Conditions and Guidelines. Completion of Monitoring forms and processes.	
Approval	Program Agency	NH Department of Justice
Name	Joseph Foster	Kathleen Carr
Title	Attorney General	Director of Administration
Date		
All terms of this grant award are not valid unless signed by both authorized parties.		