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**ATTORNEY GENERAL
DEPARTMENT OF JUSTICE**

33 CAPITOL STREET
CONCORD, NEW HAMPSHIRE 03301-6397

JOSEPH A. FOSTER
ATTORNEY GENERAL

ANN M. RICE
DEPUTY ATTORNEY GENERAL



June 10, 2016

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

Your Excellency and Members of the Council:

REQUESTED ACTION

Authorize the Department of Justice to pay Fiscal Year 2017 organizational dues to the National Association of Attorneys General in the amount of \$30,350 for the period July 1, 2016 through June 30, 2017 upon Governor and Executive Council approval or July 1, 2016, whichever is the latter. 100% General Funds.

Funding for this request is available in account #02-20-20-200010-26010000; Department of Justice, Attorney General as follows:

| <u>Class</u> | <u>Description</u> | <u>FY 17 Amount</u> |
|--------------|--------------------|-------------------------|
| 026-500251 | Membership Dues | \$30,350 |

EXPLANATION

The National Association of Attorneys General (NAAG) was founded in 1907 to help Attorneys General fulfill their responsibilities by providing high quality legal assistance to the states. NAAG helps Attorneys General respond effectively to emerging state and federal issues by pooling resources, offering technical expertise, fostering interstate cooperation on legal and law enforcement issues, conducting policy research and analysis of issues and facilitating communication between states' chief legal officers. NAAG advises Attorneys General and their staffs of significant legal developments and emerging trends occurring in the states and federal government through information exchange, programs and training. This is becoming increasingly important in these changing times.

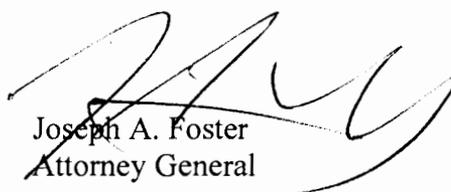
Additionally, NAAG plays a critical role for the Consumer Bureau. They facilitate all of our multi-state actions and multi-state settlements, from which the State has benefited financially. NAAG often provides technical and legal assistance, provides research support, keeps the Department abreast of national issues of interest and concern to our State, and facilitates that communication with other states. They have been major players in the tobacco and prescription drug pricing litigation.

Attached you will find the standard questions and answers required for organizational dues and memberships.

Please let me know if you have any questions concerning this request.

Your consideration is greatly appreciated.

Respectfully submitted,



Joseph A. Foster
Attorney General

Enc.

#1435887

Standard questions required for Governor and Council for organization dues and membership approval submissions:

1. *How long has this organization been in existence and how long has this agency been a member of this organization?*

The National Association of Attorneys General (NAAG) has been in existence since 1907. The Department of Justice (DOJ) has belonged to this organization since the agency was established.

2. *Is there any other organization which provides the same or similar benefits which your agency belongs to?*

The DOJ does not belong to another organization providing the same or similar benefits.

3. *How many other states belong to this organization and is your agency the sole New Hampshire state agency that is a member?*

All 50 states and US territories are members of NAAG. The DOJ is the sole agency in New Hampshire belonging to this organization.

4. *How is the dues structure established?*

The dues model for NAAG assigns the states and territories into eight separate groups based on population. The dues model calls for an annual increase of 3% or the CPI, whichever is greater, with the added restriction that no NAAG dues category will exceed 50% of the NGA dues category.

5. *What benefit does the state receive from participating in this membership?*

- The State receives approximately \$40 million annually from the Tobacco Master Settlement Agreement, in which DOJ participates through litigation coordinated through NAAG.
- NAAG helps the Attorneys General respond to emerging state and federal issues by pooling resources, offering technical expertise, fostering interstate cooperation on legal and law enforcement issues, conducting policy research and analysis of issues, and facilitating communication between states' chief legal officers.
- NAAG advises Attorneys General and their staff of significant legal developments and emerging trends occurring in the states and federal government through information exchange, programs and training.
- NAAG plays a critical role for the Consumer Protection Bureau by facilitating all of the multi-state actions and multi-state settlements.
- NAAG is a significant partner in the tobacco and prescription drug pricing litigation.

6. *Are training or educational/research materials included in the membership? If so, is the cost included.*

Yes, training and educational/research materials are included in this membership. The cost of the trainings is partially included in this membership and partially

paid for by NAAG's training and research entity, National Attorneys General Training and Research Institute (NAGTRI).

7. *Is the membership required to receive any federal grants or required in order to receive or participate in licensing or certification exams?*

This membership is not required.

8. *Is there any travel included with this membership fee? Explain in detail any travel to include the number of employees involved, the number of trips, destination if known and purposes of membership supported trips.*

There is travel involved for 3 specific meetings attended by the Attorney General and many trainings attended by staff other than the Attorney General (addressed in question number 9). The Deputy Attorney General attends one annual national meeting and one of our two appellate chiefs attends an annual appellate meeting. The cost for travel, room and board is provided in lump sum scholarships for each trip. The purpose of these specific trips is to update the Deputy Attorney General on issues that relate to all attorneys general offices and the appellate chiefs to be updated on appellate issues, and to provide for open dialogue for common approaches to all of the issues.

NAAG also provides training throughout the year on a myriad of topics that relate to common issues faced by attorneys general's offices. These topics include taking depositions, trial strategies, management development, environmental issues, drug prosecutions, consumer protection matters, advanced investigation techniques, etc. Each of these trainings is scheduled in a different place in the United States and the cost for travel, room and board, and the training itself is provided in a lump sum scholarship.

9. *Which state agency employees are directly involved with this organization? (Indicate if they are members, voting members, committee members and or officers of the organization).*

Attorney General Joseph Foster is currently a general member of NAAG. He will likely be attending at least three meetings specifically for the Attorneys General of each state.

10. *Explain in detail any negative impact to the State if the Agency did not belong to this organization.*

- Loss of benefits outlined in question five (settlement dollars are not conditioned on NAAG membership, but New Hampshire's involvement in ongoing coordinated tobacco litigation on a national level would be compromised).
- Lack of knowledge and involvement in major settlements such as tobacco and the mortgage settlement that potentially bring millions of dollars into the State.
- Loss of critical training opportunities for all DOJ staff.

- Lack of knowledge and cooperation with other states in major state and federal emerging issues.



National Association
of Attorneys General

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Marty Jackley
South Dakota Attorney General

PRESIDENT-ELECT
George Jepsen
Connecticut Attorney General

VICE PRESIDENT
Derek Schmidt
Kansas Attorney General

IMMEDIATE PAST PRESIDENT
Jim Hood
Mississippi Attorney General

EXECUTIVE DIRECTOR
James McPherson

May 27, 2016

TO: All Attorneys General
FROM: Theresia Heller, Chief Financial Officer
SUBJECT: Annual Dues Invoices for Fiscal Year 2017

Enclosed is an invoice for your state's annual dues to the National Association of Attorneys General for the fiscal year 2017. NAAG's fiscal year begins on July 1 and extends to June 30 of the next year.

According to Article VII Section 1 of the NAAG Constitution, the dues and publications/technical assistance fees for each Attorney General shall be assessed according to a schedule, which is based upon the population of each jurisdiction. Each state's grouping on the schedule shall be readjusted by the Executive Committee as soon as practicable following the availability of the population figures of the midterm and decennial census. Dues shall increase annually by the Consumer Price Index (CPI) or 3%, whichever is greater, but no dues category shall be greater than 50% of the National Governors' Association dues.

Also enclosed for your information is a copy of the NAAG Dues Grouping Schedule for FY 2017. The groupings are based on the data of the latest Census.

The invoice is due and payable on receipt. If you or your staff have any questions or require any further clarification, please feel free to contact me at 202-326-6029 or theller@naag.org.

Encl: Dues Invoice
NAAG Dues Grouping Schedule FY 2017

2030 M Street, NW
Eighth Floor
Washington, DC 20036
Phone: (202) 326-6000
<http://www.naag.org/>



May 27, 2016

PRESIDENT
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South Dakota Attorney General

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Office of the Attorney General
State House Annex
33 Capitol Street
Concord, NH 03301-6397

INVOICE #72-2017

National Association of Attorneys General FY2017 Dues
(July 2016 – June 2017) \$ 30,350

Total Amount Due \$ 30,350

Please make check payable to **National Association of Attorneys General**
and send to:

NAAG
Finance & Administration
2030 M Street NW, 8th Floor
Washington, DC 20036

2030 M Street, NW
Eighth Floor
Washington, DC 20036
Phone: (202) 326-6000
<http://www.naag.org/>



National Association
of Attorneys General

| | NAAG Dues FY 2017 |
|---|----------------------|
| California, Florida, Illinois, Michigan, New York, Ohio, Pennsylvania, Texas | \$79,866 |
| Arizona, Georgia, Indiana, Massachusetts, New Jersey, North Carolina, Virginia, Washington | \$69,375 |
| Alabama, Colorado, Maryland, Minnesota, Missouri, South Carolina, Tennessee, Wisconsin | \$59,029 |
| Connecticut, Iowa, Kentucky, Louisiana, Oklahoma, Oregon, Puerto Rico | \$48,343 |
| Arkansas, Kansas, Mississippi, Nevada, New Mexico, Utah, West Virginia | \$39,494 |
| Hawaii, Idaho, Maine, Montana, Nebraska, New Hampshire, Rhode Island | \$30,350 |
| Alaska, Delaware, District of Columbia, North Dakota, South Dakota, Vermont, Wyoming | \$18,950 |
| American Samoa, Guam, Northern Marianas, Virgin Islands | \$11,000 |
| TOTAL | \$2,670,119 |