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**ATTORNEY GENERAL
DEPARTMENT OF JUSTICE**

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CONCORD, NEW HAMPSHIRE 03301-6397

GORDON J. MACDONALD
ATTORNEY GENERAL

JANE E. YOUNG
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October 18, 2018

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

[Signature]
Approved by Fiscal Committee 10/18/18
Date

His Excellency Governor, Christopher T. Sununu
and the Honorable Council
State House
Concord, NH 03301

REQUESTED ACTION

Pursuant to RSA 7:12, authorize the Department of Justice (DOJ) to accept and expend a sum not to exceed \$1,175,000 from funds not otherwise appropriated for the purpose of covering projected shortfalls in general litigation expenses incurred in the defense of the State and the prosecution of criminal law effective with the approvals of the Fiscal Committee and the Governor and Executive Council through June 30, 2019. 100% General Funds.

These funds are to be budgeted in account #02-20-20-200010-2601 entitled "Attorney General" as follows:

<u>Class Expense</u>	<u>Class Title</u>	<u>Current Budget</u>	<u>Balance Forward</u>	<u>Available Balance</u>	<u>Projected Shortfall</u>	<u>Anticipated Expenditures</u>
233-500769	Litigation Expense	\$350,000	\$267,706	\$242,116	\$1,175,000	\$2,034,822

EXPLANATION

The DOJ was appropriated a sum of \$350,000 plus \$267,706 in Fiscal Year 2018 balance forward funds, for a total of \$617,706, to utilize for general litigation expenses for Fiscal Year 2019. The Department estimates it will need an additional \$1,175,000 to cover on-going legal processes.

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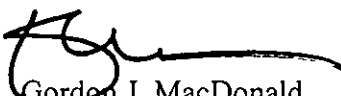
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The Department will incur major litigation costs in the Criminal Bureau for investigations and prosecutions of homicides, death-resulting drug and Medicaid fraud cases. The Department anticipates that it will incur estimated expenses for various lab tests, crime scene evaluations and expert review for upcoming trials and hearings. The Department also anticipates incurring expenses relating to depositions, experts, and retention of counsel to be incurred in the course of defending civil claims against the State. The Consumer Bureau is expected to incur significant costs with respect to a proposed affiliation between two health systems. This request also reflects the anticipated needs of the Environmental Protection and Transportation and Construction Bureaus, as well as the Charitable Trusts Unit.

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

Respectfully submitted,



Gordon J. MacDonald
Attorney General

#2169273