

PERFORMANCE NOTE: AGENCY FORM

BILL: S.B. 281, MORTGAGE AND FINANCIAL FRAUD INVESTIGATIONS, SEN. MCADAMS

Joint Rule 4-2-404 requires a Performance Review Note anytime the legislature significantly increases

funding for: New agency New services or benefits Serving a new or larger population

DUE TO THE FISCAL ANALYST:

CONTACT INFORMATION

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HOW WILL THE PUBLIC BENEFIT?

1 What is the purpose and the duties of the new program, agency, services, or population served? JR4-2-404(4)(c)(i)

A wide variety of white collar crime, including securities fraud, mortgage fraud and real estate fraud, and other financially motivated crime, continue to be a problem statewide. These cases are labor and document intensive, and require certain forensic accounting skills which are not always available in local law enforcement agencies. The purpose is to increase resources available for the detection and successful prosecution of large scale financial crimes.

2 What services are provided by the funding increase? JR4-2-404(4)(c)(ii)

Additional investigative and prosecutor resources with state-wide jurisdiction, with specialized skills in tracking and analyzing financial records and locating and preserving assets as potential sources of victim restitution.

3 What are the expected outcomes of the new or expanded program and how will the public benefit? JR4-2-404(4)(c)(iii)

Increase in scope and volume of prosecution of high-dollar fraud with multiple victims.

4 How will the bill be implemented and what resources are available to achieve the expected outcomes? JR4-2-404(4)(c)(iv)

Implementation will be coordinated within Attorney General's office, working with other state investigative agencies including Division of Securities, Division of Real Estate, DPS Special Bureau of Investigations. AG Special Investigations Unit and AG Criminal Justice Division will carry primary responsibility for a wide range of "white collar" crime, including various types of fraud, money laundering, and racketeering.

5 How will the proposed agency activities cause the expected outcomes and public benefit in 3? JR4-2-404(4)(c)(v)

Since few, if any, local law enforcement agencies focus upon or emphasize white collar crime investigations, having a specialized unit with statewide authority will provide conduit for increase scrutiny of financial schemes. Coordination with state agencies such as Commerce and Public Safety will provide more thorough coverage and earlier detection of misguided investment plans. This in turn works as a general deterrent to fraud schemes.

2. PERFORMANCE MEASURES:

What measures will managers and policymakers use to know if the new or expanded program is providing the expected outcomes and public benefits? Provide one, two, and three year goals or targets, actual results and measures if available to serve as a baseline, and outcomes.

Goal (public benefit):

Measure Title:

Description:

- | | |
|--------------------------|---------------------------------|
| 1. Investigations opened | 4. Total charges filed per case |
| 2. Arrests made | 5. Total restitution recovered |
| 3. Defendants charged | 6. Total restitution ordered |

Fiscal Year:	FY 2011	FY 2012	FY 2013	FY 2014	FY 2015
Target or Benchmark: New program, unknown what results will					
Baseline: New program, no benchmarks currently e					

How will program managers collect this performance information and ensure its reliability?

Program managers will collect data from AG Investigations and AG Criminal Justice files., as is done with all other Investigations and Criminal Justice cases.

Goal (public benefit):

Measure Title:

Description:

Fiscal Year:	FY 2011	FY 2012	FY 2013	FY 2014	FY 2015
Target or Benchmark:					
Baseline:					

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