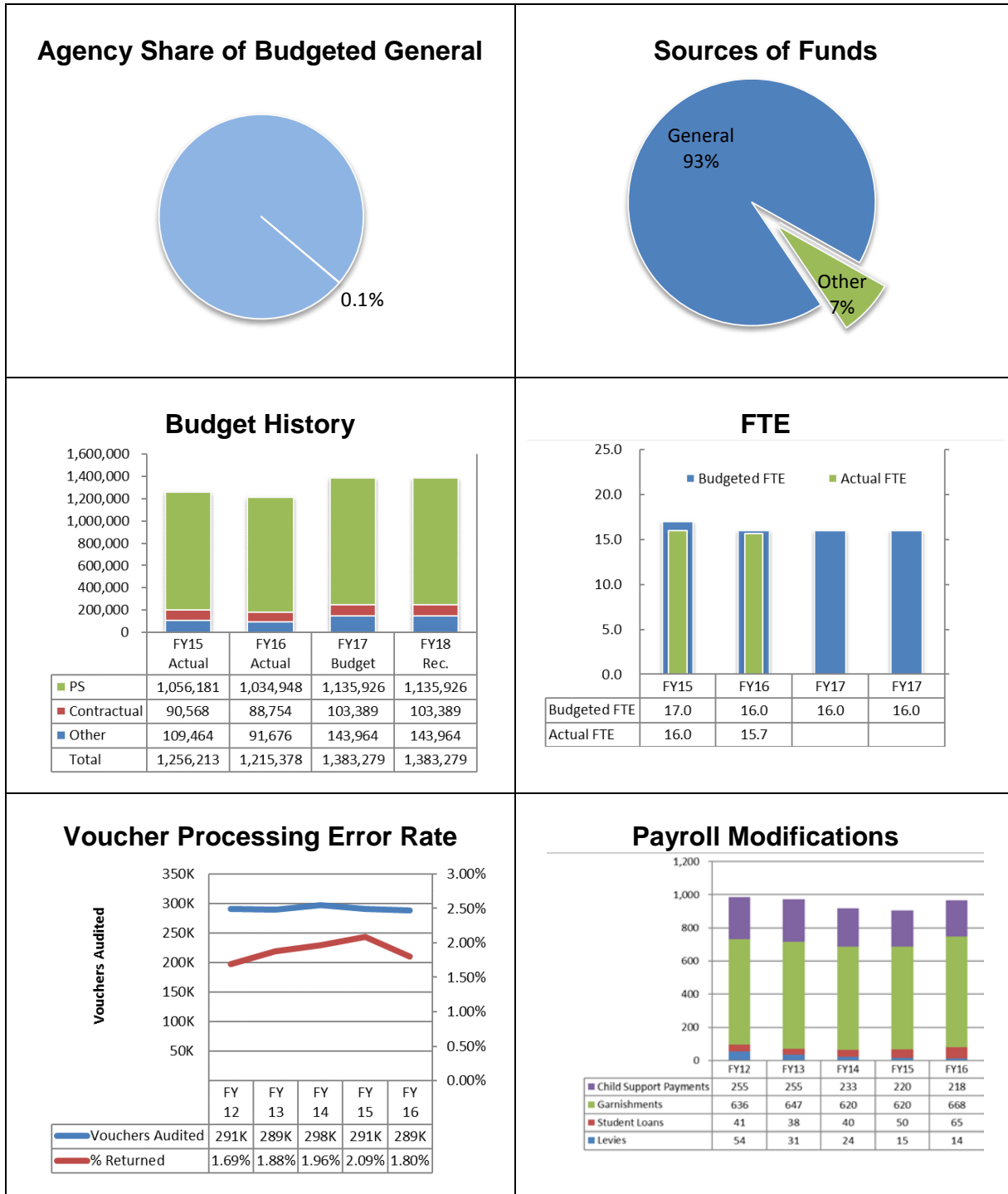


# FY18 Budget Briefing State Auditor

Information contained in this document is based on the Governor's original recommended FY18 budget.  
This document may not correspond with the final FY18 budget adopted by the Legislature.



## Key Personnel

- Steve Barnett, State Auditor
- Dennis Keith, Audit Supervisor
- Judy Flagstad, Payroll Supervisor
- Jason Lutz, Deputy State Auditor
- Robert Swanson, Accounting Supervisor/Contracts Manager
- Penni Almond, State Social Security Administrator

## Mission of the State Auditor

To pre-audit all claims against the state, issue warrants, administer state employee payroll, record and monitor all fund balances and all fund transfers; to reconcile fund balances and submit numerous reports to agencies on the state's financial condition as set forth by the rules of the State Auditor, the State Board of Finance, and of other state agencies; to deposit, on the eighth-month schedule with the Internal Revenue Service, the social security and federal income taxes withheld from employees of the state of South Dakota and the state universities in a proper and timely manner; to audit and correct all wage data and social security records of the employees of the state of South Dakota, state universities, and 740 governmental subdivisions, including counties, cities, school districts, townships, and water districts; and, to serve as a repository for W-2s for state employees.

## Budget by Fund and Object

	FY 2016 Actual	FY 2017 Approp	FY 2018 Request	FY 2018 Gov Rec	Δ From FY 2017
<b>BY FUND CATEGORY</b>					
General	1,163,378	1,283,279	1,283,279	1,283,279	0
Federal	0	0	0	0	0
Other	52,000	100,000	100,000	100,000	0
<b>Total:</b>	<b>1,215,378</b>	<b>1,383,279</b>	<b>1,383,279</b>	<b>1,383,279</b>	<b>0</b>
<b>BY OBJECT EXPENDITURE</b>					
Personnel Costs	1,034,948	1,135,926	1,135,926	1,135,926	0
Operating Expenditures	180,430	247,353	247,353	247,353	0
<b>Total:</b>	<b>1,215,378</b>	<b>1,383,279</b>	<b>1,383,279</b>	<b>1,383,279</b>	<b>0</b>
Full-Time Equivalent (FTE)	15.7	16.0	16.0	16.0	0.0

## Request and Recommendation Summary

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Decision Unit	Agency Request			Governor's Recommendation		
	FTE	General	Total	FTE	General	Total
FY 2017 Original Appropriation	16.0	1,251,048	1,351,048	16.0	1,251,048	1,351,048
Pool Distributions/Transfers	0.0	32,231	32,231	0.0	32,231	32,231
FY 2017 Estm. Expenditures	16.0	1,283,279	1,383,279	16.0	1,283,279	1,383,279
FY 2018 Base	16.0	1,283,279	1,383,279	16.0	1,283,279	1,383,279
10.9000 - Other Adjustments	0.0	0	0	0.0	0	0
FY 2018 Program Maintenance (MCO)	16.0	1,283,279	1,383,279	16.0	1,283,279	1,383,279
FY 2018 Total	16.0	1,283,279	1,383,279	16.0	1,283,279	1,383,279
Change from Original Appropriation	0.0	0	0	0.0	0	0
% Change from Original Appropriation	0.0%	0.0%	0.0%	0.0%	0.0%	0.0%

## Budget by Decision Unit

Budget by Decision Unit	FTE	General	Federal	Other	Total
<b>FY 2017 GBill Appropriation</b>	16.0	1,251,048		100,000	1,351,048
Pool Distributions/Transfers	0.0	32,231	0	0	32,231
<b>FY 2017 Estm. Expenditures</b>	16.0	1,283,279	0	100,000	1,383,279

### FY 2018 Base

Agency Request	16.0	1,283,279	0	100,000	1,383,279
<i>Governor's Rec.</i>	16.0	1,283,279	0	100,000	1,383,279

### Other Adjustments

The agency requested and the Governor recommends a very minor alignment of the budget to better reflect actual expenditures. (Two changes of \$563 which net to zero.)

Agency Request	0.0	0	0	0	0
<i>Governor's Recommendation</i>	0.0	0	0	0	0

### FY 2018 Maintenance of Current Operations (MCO)

Agency Request	16.0	1,283,279	0	100,000	1,383,279
<i>Governor's Rec.</i>	16.0	1,283,279	0	100,000	1,383,279

### FY 2018 Total

Agency Request	16.0	1,283,279	0	100,000	1,383,279
<i>Governor's Rec.</i>	16.0	1,283,279	0	100,000	1,383,279

### Agency Request

Chg from Original Approp.	0.0	0	0	0	0
% Chg. from Original Approp.	0.0%	0.0%	0.0%	0.0%	0.0%

### *Governor's Recommendation*

<i>Chg. from Original Approp.</i>	0.0	0	0	0	0
<i>% Chg. from Original Approp.</i>	0.0%	0.0%	0.0%	0.0%	0.0%

## **Interagency Billings**

Below are the sources of funds the State Auditor used to pay for services provided by central governmental bureaus.

<b>Bureau Name</b>	<b>General</b>	<b>Federal</b>	<b>Other</b>	<b>Total</b>
Bureau of Information and Telecommunications	30,833			30,833
Bureau of Administration	66,409			66,409
Bureau of Finance and Management				0
Bureau of Human Resources	182			182
<b>Total FY16 Interagency Payments</b>	<b>97,424</b>	<b>0</b>	<b>0</b>	<b>97,424</b>

## **Other Fund Balances**

<b>Company and Fund Name</b>	<b>Blue Book Page</b>	<b>Ending Cash and Investment June 30</b>			<b>60-Month Average Cash Balance</b>	<b>Lowest Monthly Cash Balance in Past Five Years</b>	
		<b>FY2014</b>	<b>FY2015</b>	<b>FY2016</b>		<b>Amount</b>	<b>Month</b>
Company 3028 - Equal Access to Our Courts Fund	315	30,671	24,708	29,125	30,831	8	January 2015

### **Although the expenditure authority for this fund is included in the budget of the State Auditor, this program is administered through the Unified Judicial System.**

The Equal Access to Our Courts grant program was established in 2008 through HB 1129.

FOR AN ACT ENTITLED, An Act to establish the Commission on Equal Access to Our Courts and to make an appropriation therefor and to provide for the distribution of any residual funds from class action lawsuits to the commission or other nonprofit charitable organizations.

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF SOUTH DAKOTA:

Section 1. There is hereby created the Commission on Equal Access to Our Courts. The commission shall consist of seven members appointed as follows:

- (1) Three members by the Governor, one initially appointed for a term of one year, one initially appointed for a term of two years, and one for a term of three years, as designated by the Governor. The Governor shall appoint members who are not lawyers;
- (2) Two members appointed by the Chief Justice of the Supreme Court, one initially appointed for a term of two years and one for a term of three years, as designated by the Chief Justice. The Chief Justice shall appoint members who are judges or lawyers;
- (3) Two members appointed by the president of the State Bar of South Dakota, one initially appointed for a term of one year and one for a term of three years, as designated by the president. The president shall appoint members who are lawyers.

Thereafter, each appointment shall be for a term of three years, beginning on the first day of July. The commission members shall serve without compensation.

Section 2. The Commission on Equal Access to Our Courts shall provide grants to nonprofit entities that are funded, or nonprofit entities contracting with nonprofit entities that are funded, by the Legal Services Corporation and deliver legal services to persons meeting income eligibility guidelines.

Section 3. Any order settling a class action lawsuit that results in the creation of a common fund for the benefit of the class shall provide for the distribution of any residual funds to the Commission on Equal Access to Our Courts. However, up to fifty percent of the residual funds may be distributed to one or more other nonprofit charitable organizations that serve the public good if the court finds there is good cause to approve such a distribution as part of the settlement. For the purposes of this section, residual funds are any funds left over after payment of class member claims, attorney fees and costs, and any reversions to a defendant agreed upon by the parties and approved by the court. This section does not apply to any class action lawsuit against the State of South Dakota or any of its political subdivisions.

Section 4. There is hereby appropriated from the general fund the sum of five thousand dollars (\$5,000), or so much thereof as may be necessary, to the Commission on Equal Access to Our Courts as established by this Act.

Section 5. The chair of the Commission on Equal Access to Our Courts shall approve vouchers and the state auditor shall draw warrants to pay expenditures authorized by this Act.

Signed March 13, 2008

### **Equal Access to Our Courts Fund Expenditure History**

<b>Grants &amp; Subsidies</b>	<b>Expenditures</b>
<b>2014</b>	<b>\$46,500.00</b>
Dakota Plains Legal Services	\$15,500.00
East River Legal Services	\$15,500.00
Access to Justice, Inc.	\$15,500.00
<b>2015</b>	<b>\$65,820.00</b>
Dakota Plains Legal Services	\$21,940.00
East River Legal Services	\$21,940.00
Access to Justice, Inc.	\$21,940.00
<b>2016</b>	<b>\$51,999.99</b>
Dakota Plains Legal Services	\$17,333.33
East River Legal Services	\$17,333.33
Access to Justice, Inc.	\$17,333.33
<b>2017</b>	<b>\$55,000.00</b>
Dakota Plains Legal Services	\$18,000.00
East River Legal Services	\$20,000.00
Access to Justice, Inc.	\$17,000.00