



# Office of the Attorney General

Fiscal Year 2027 Budget Request

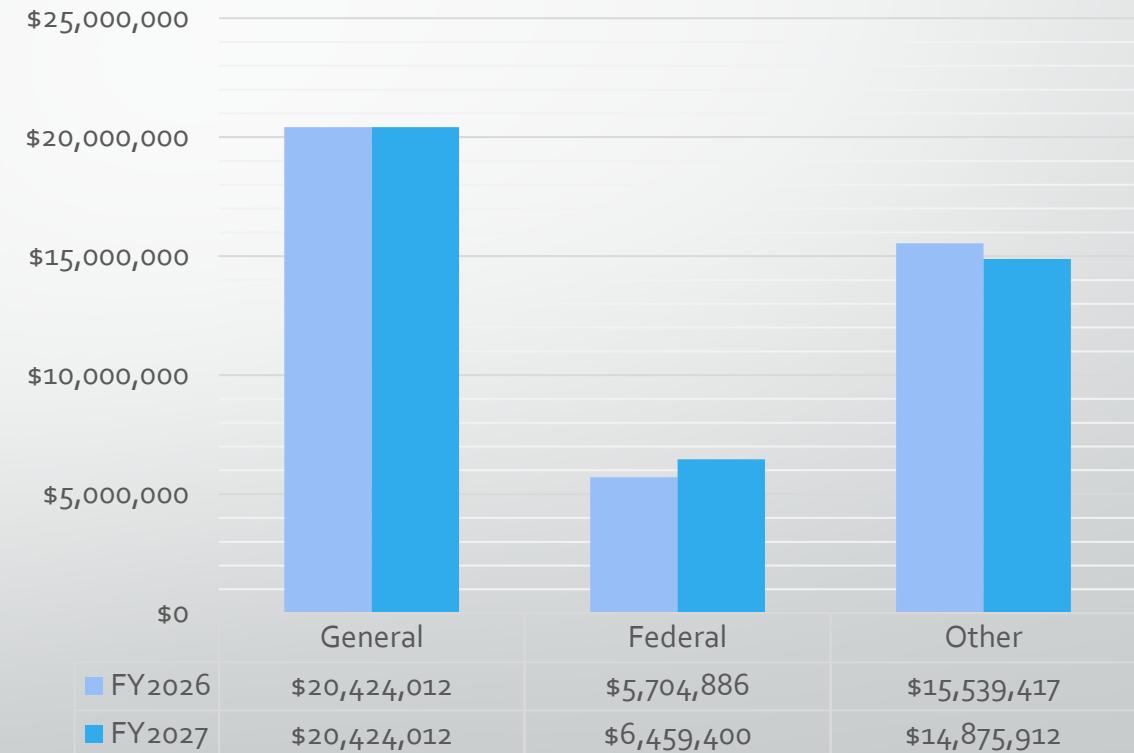
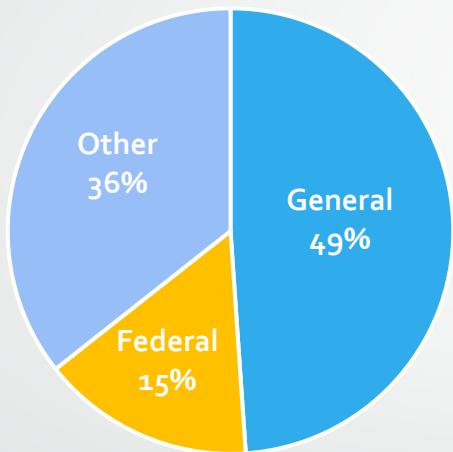
Marty Jackley  
South Dakota Attorney General

# South Dakota Office of the Attorney General

- Serves as South Dakota's Chief Legal Officer
- Provides expert legal counsel and comprehensive representation to state government
- Investigates and prosecutes major crimes
- Safeguards citizens from fraud and abuse
- Delivers forensic expertise
- Advances law enforcement through professional training, certification, and standards

# Budget Overview

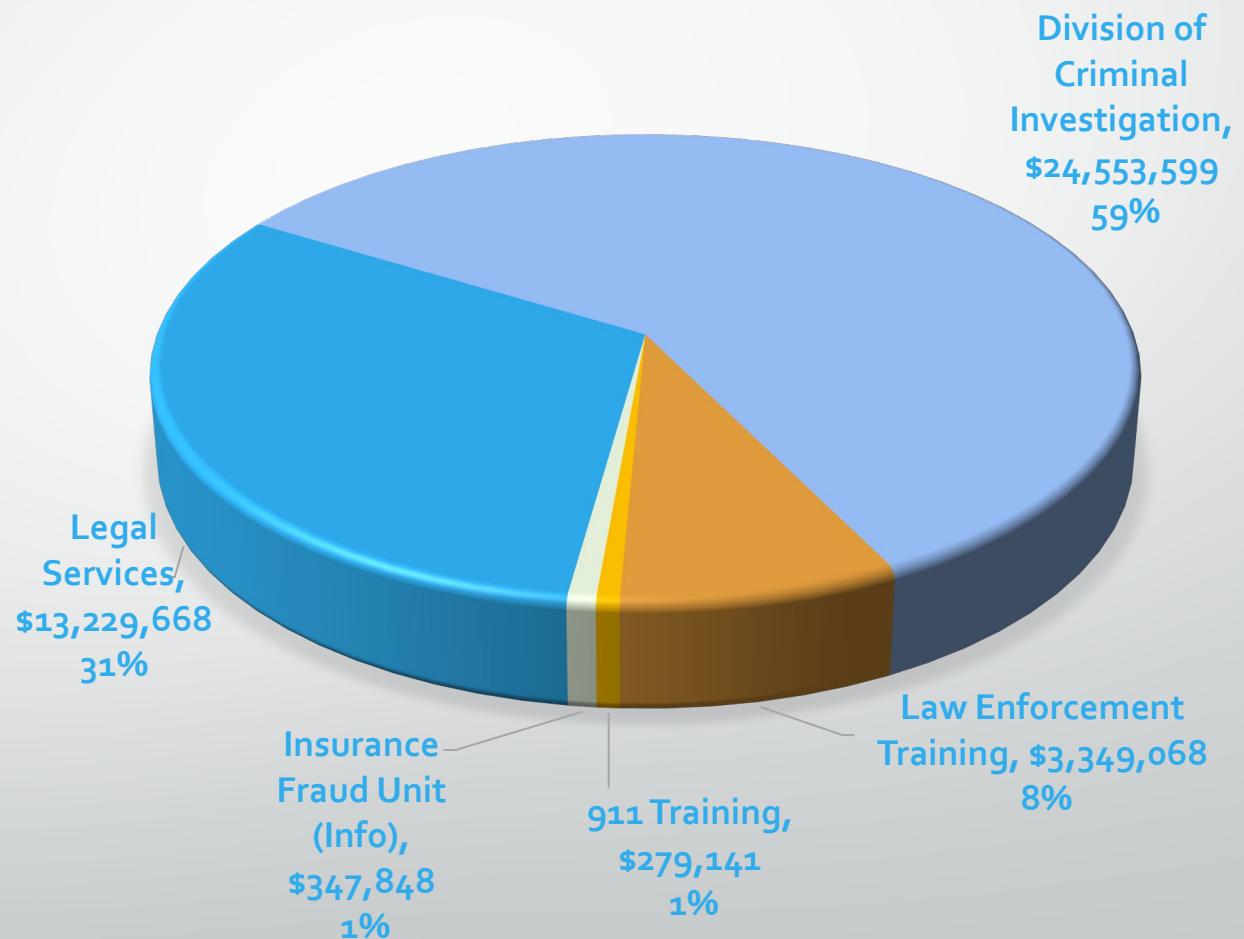
- FY2026 Budget
  - Total: \$41,668,315
  - FTE: 218.0
- FY2027 Recommended
  - Total: \$41,759,324
  - FTE: 219.0
- FY2027 Total Recommended Increase
  - \$91,009 – From Other Funds



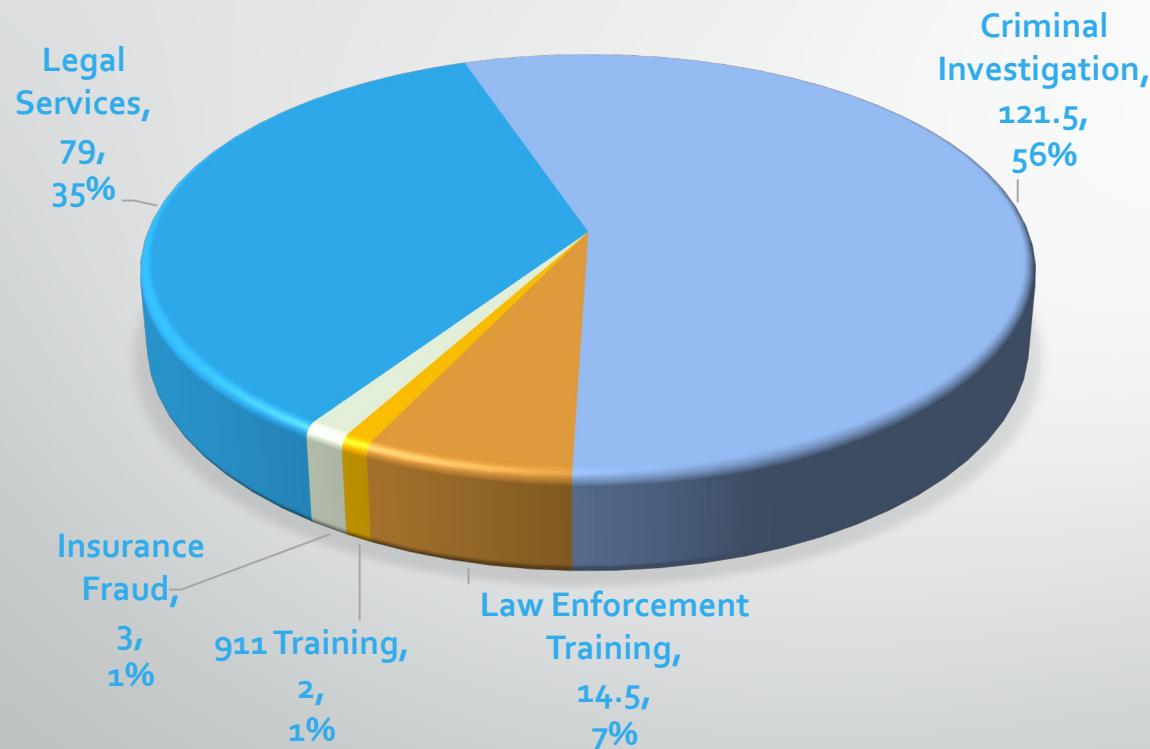
# FY2027 Budget Allocation

FY2027 RECOMMENDED BUDGET

\$41,759,324



## FTE BREAKOUT



## FY2027 Recommended FTE

- FY2026: 218.0 FTE
- FY2027 Recommended: 219.0 FTE
  - Consumer Protection Special Projects Coordinator
  - Paid from Other Funds
- FY2027 Not Recommended:
  - Criminal Attorney III
  - Legal Assistant – Rapid City

# Civil Division

## \$11.4 Million in New Opioid Settlements

- Adding to the Existing \$86.9 Million

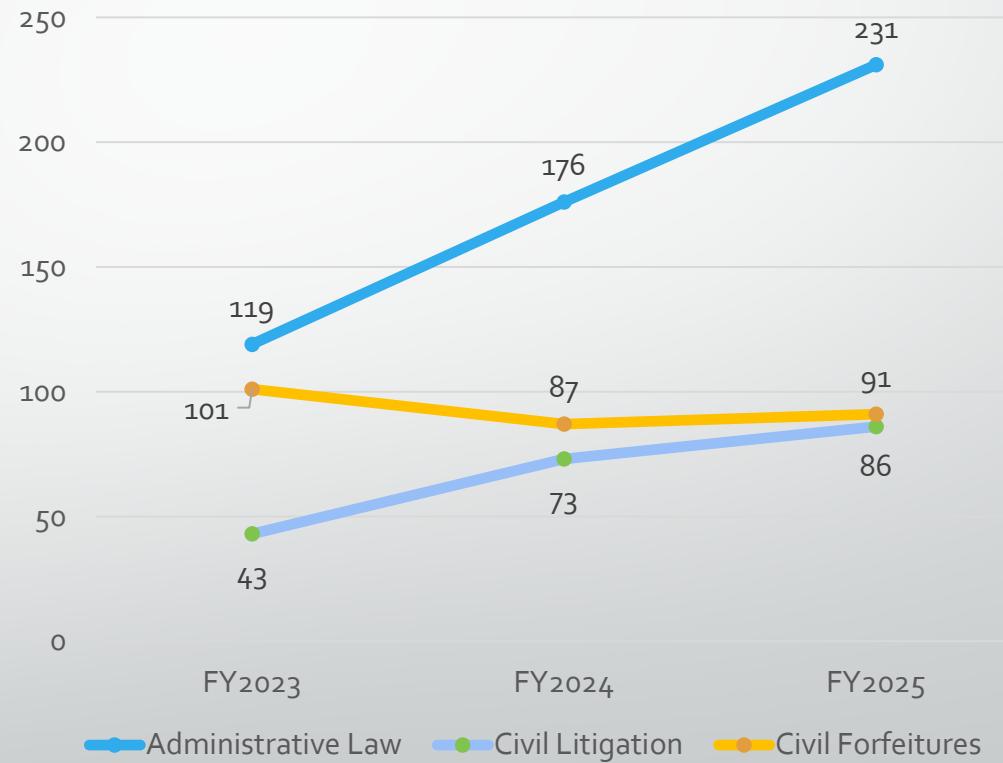
## \$19.6 Million Received from Tobacco Settlement

- Adding to the Existing \$617 Million

## \$969K in Consumer Protection Litigation Settlements

## \$770K in Civil Asset Forfeitures

Number of Cases by Subject Matter



# Criminal Division

## State v. Carroll

- Convicted at trial of stealing \$1.7 Million in State and Federal funds while employed with the Department of Social Services

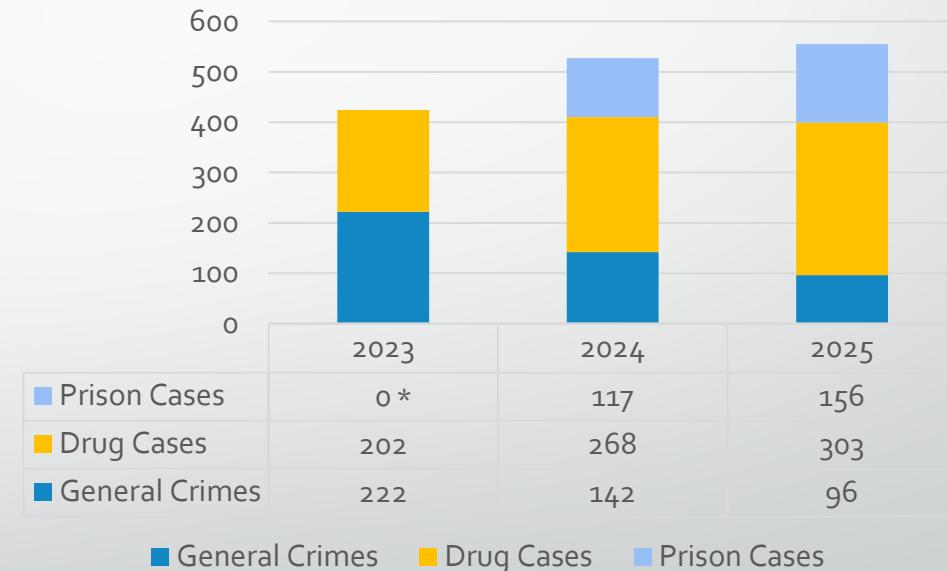
## State v. Shangreaux

- Convicted at trial of 2<sup>nd</sup> Degree Murder in the stabbing death of a 17-year-old girl in Pierre

## State v. Castellanos

- Convicted at trial of 1<sup>st</sup> Degree Murder in the stabbing death of a Dakota Dunes woman

## Number of Cases by Subject Matter



\* Prison Case Data Unavailable for 2023



# Government Accountability Cases

- State v. Carroll
  - Former DSS employee convicted at trial of stealing \$1.7 million in State and Federal funds
- State v. Degenstein
  - Former DOR employee pleaded guilty to misprision of a felony for failing to report a felony crime committed by another DOR employee (vehicle title fraud)
- State v. Strong
  - Former DPS employee pleaded guilty to forgery for falsifying inspection record
- State v. Escalante-Barrientos
  - Former DSS employee pleaded guilty to social services fraud for stealing a DSS voucher to purchase items for personal use
- State v. Gosheh
  - Former DSS employee charged with multiple counts of distribution/possession of child pornography
- State v. Collins
  - Former DSS employee charged with forgery for falsifying a DSS records
- State v. Rathbun
  - Former DPS employee charged with solicitation to commit rape, child pornography, and improper use of a computer system
- State v. Brown
  - Former South Dakota State University equestrian coach, was indicted in 2026 on a felony charge of grand theft. The indictment alleges that Brown used South Dakota State University resources for personal purposes, including expenditures unrelated to her official duties

# Medicaid Fraud, Abuse, & Neglect Services (MFANS)

## Merger

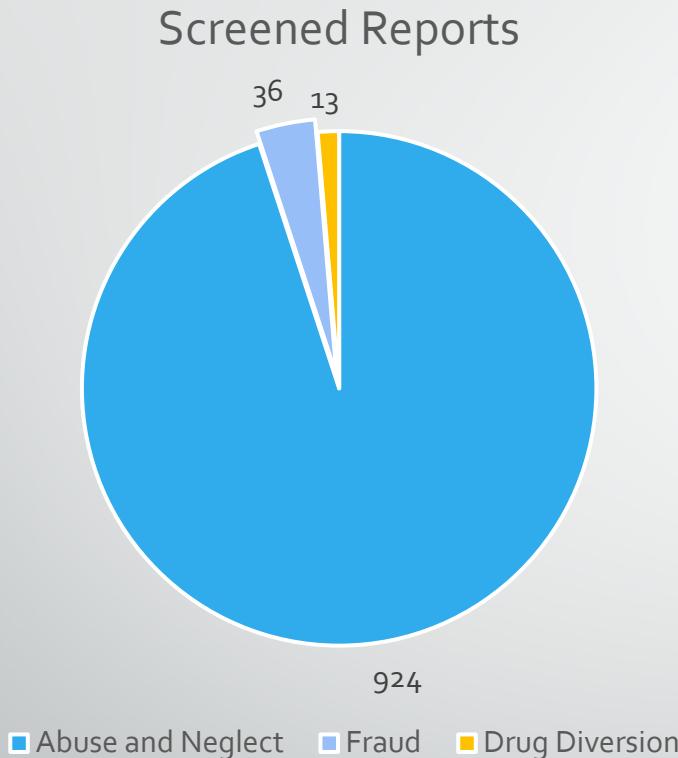
- Due to a close alignment in missions, the Medicaid Fraud Control Unit and Elder Abuse Unit merged in FY2024 to create MFANS
- The merger created a substantial cost savings to the state by tapping federal funding for elder services that were previously paid by state funds

## Federal Fiscal Year 2026 Budget:

- \$342K State Funds
- \$1M Federal Funds



# MFANS Screened Report Composition

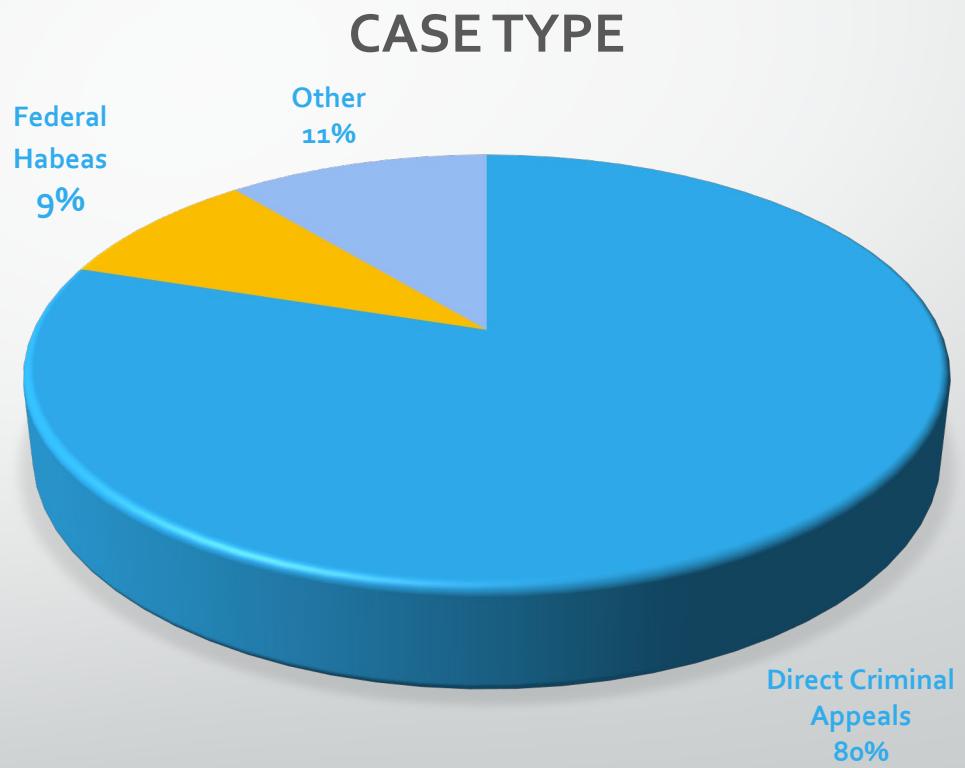


## State v. Monson

- Former owner of “At-Home Nursing” in Pierre
- Accused of defrauding SD Medicaid of approximately \$800K
  - Billing for services not actually rendered
- Trial set for August 2026

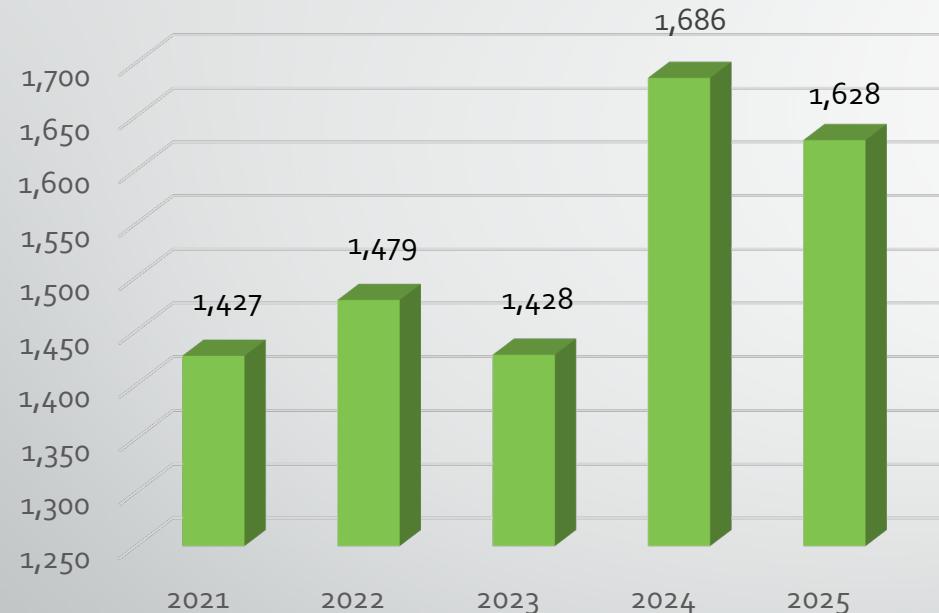
# Appellate Division

- The Appellate Division prevailed in 95.3% of cases in 2025
- 9 Attorneys
- 112 Briefs Filed
- 9 Oral Arguments before the South Dakota Supreme Court
- 175 Case Opened

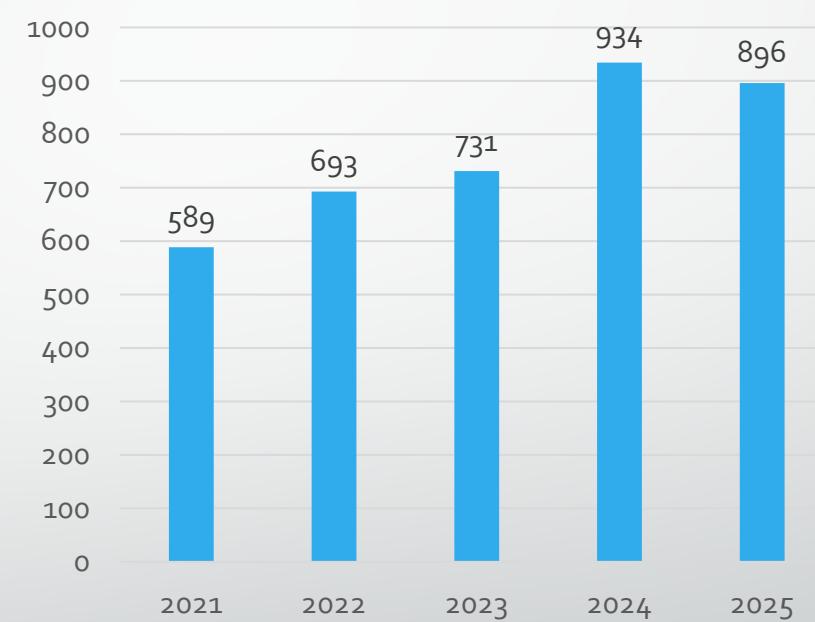


# Division of Criminal Investigation (DCI)

Cases Initiated



Search Warrants



# Division of Criminal Investigation Special Units

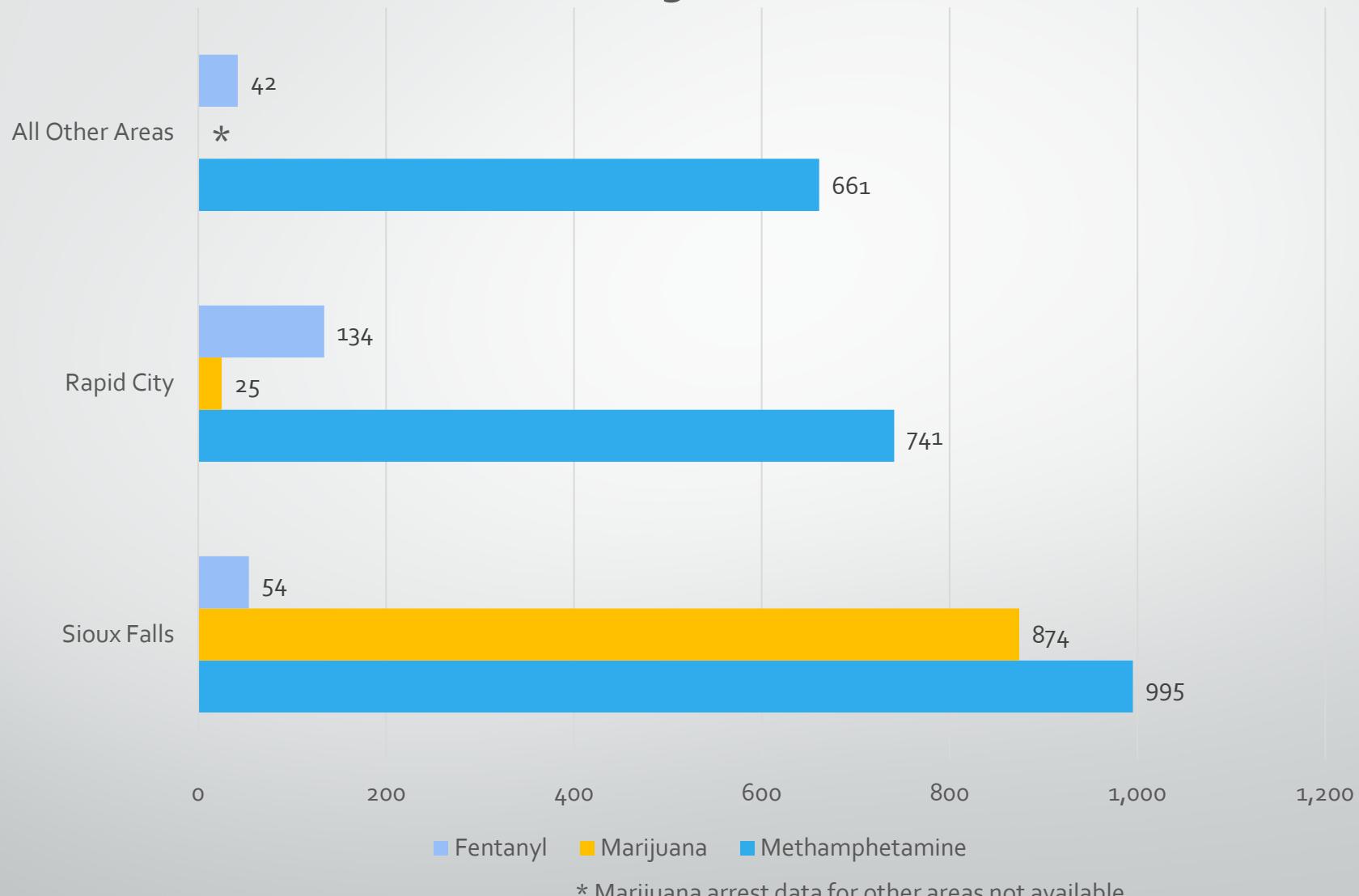
## Internet Crimes Against Children

- 2,727 CyberTips Received
  - 47% Increase from Last Year
- 1,186 Investigations Opened
  - 824 Search Warrants
  - 766 Subpoenas
- 3,382 Devices Examined

## ID, 24/7, Sex Offender Registry, and SAVIN

- 28,561 Criminal Records Processed
- 9,473 Participants in 24/7 Program
- 4,048 Files Maintained on Registered Sex Offenders
- 20,687 Registrants in Victim Notification System

## Statewide Drug Arrest Numbers



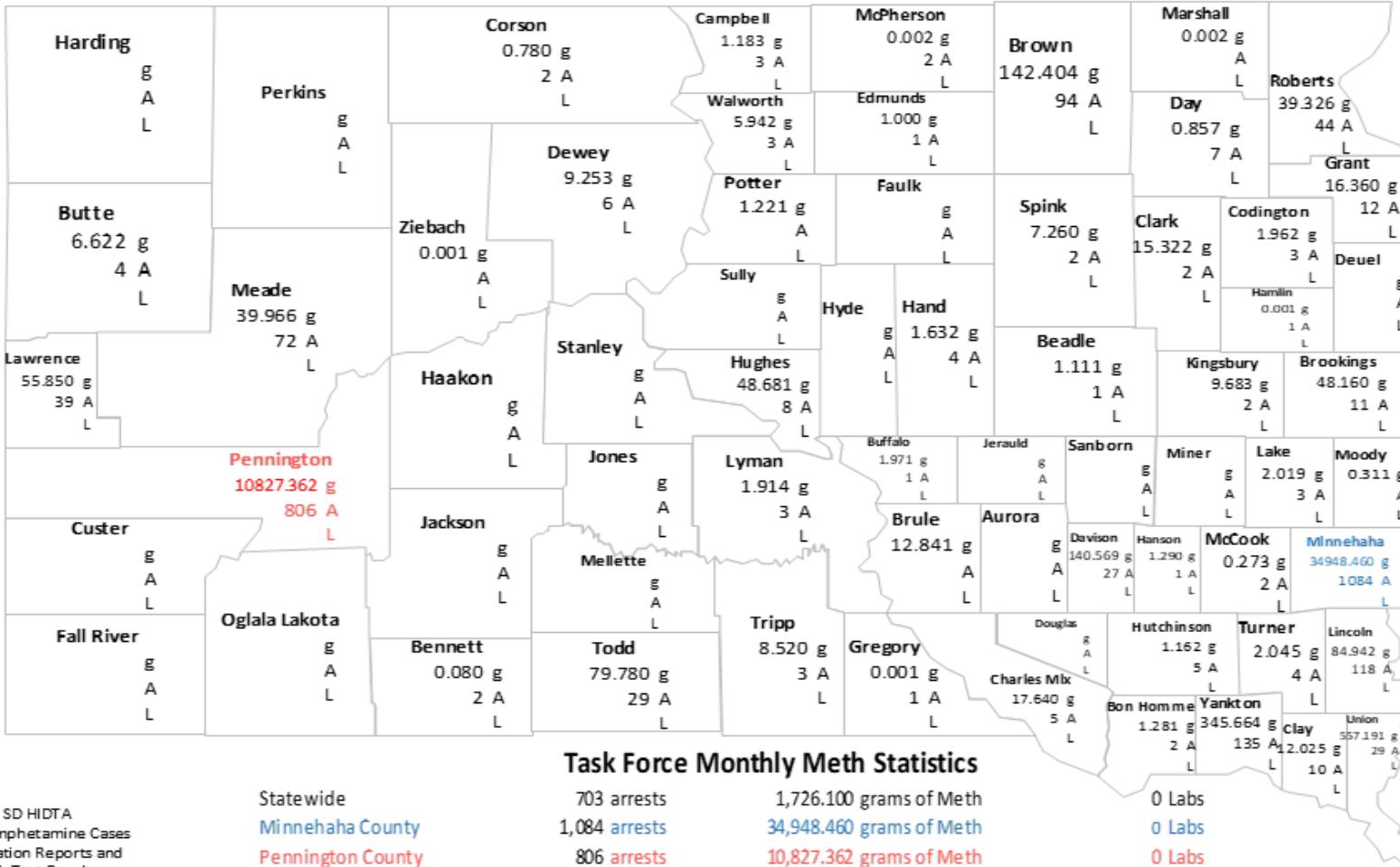
# 2025 South Dakota Methamphetamine

Updated: 01/16/2026

2,593 Meth Arrests

47,501.922 Grams of Meth Seized

0 Labs



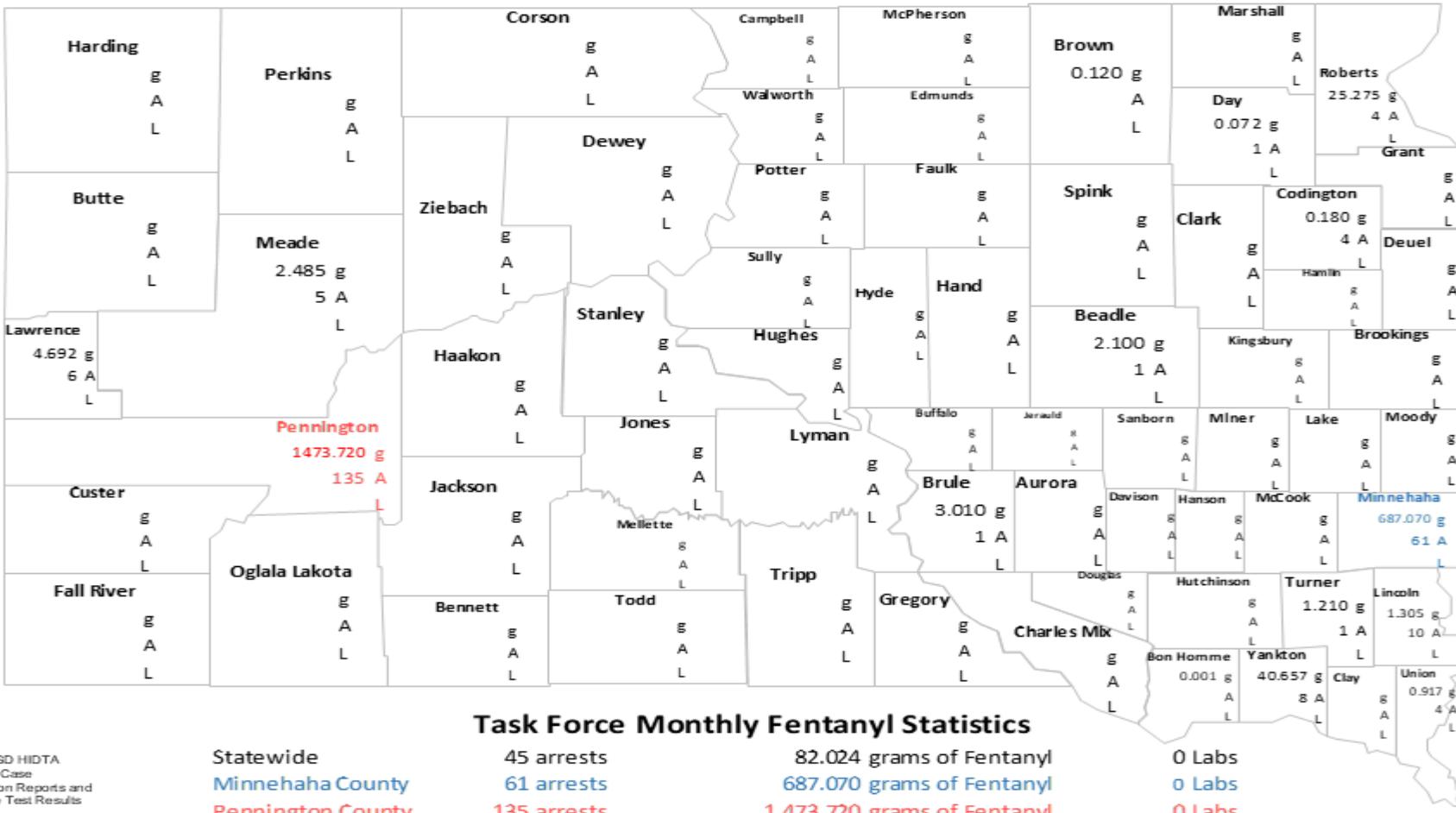
## 2025 South Dakota Fentanyl

Updated: 01/16/2026

## 241 Fentanyl Arrests

## 2,242.814 Grams of Fentanyl Seized

0 Labs



Source: SD HIDTA  
Fentanyl Case  
Information Reports and  
DOH Lab Test Results

Statewide  
[Minnehaha County](#)  
[Pennington County](#)

## Task Force Monthly Fentanyl Statistics

45 arrests

61 arrests

135 arrests

82.024 grams of Fentanyl

687.070 grams of Fentanyl

1,473.720 grams of Fentanyl

0 Labs

## o Labs

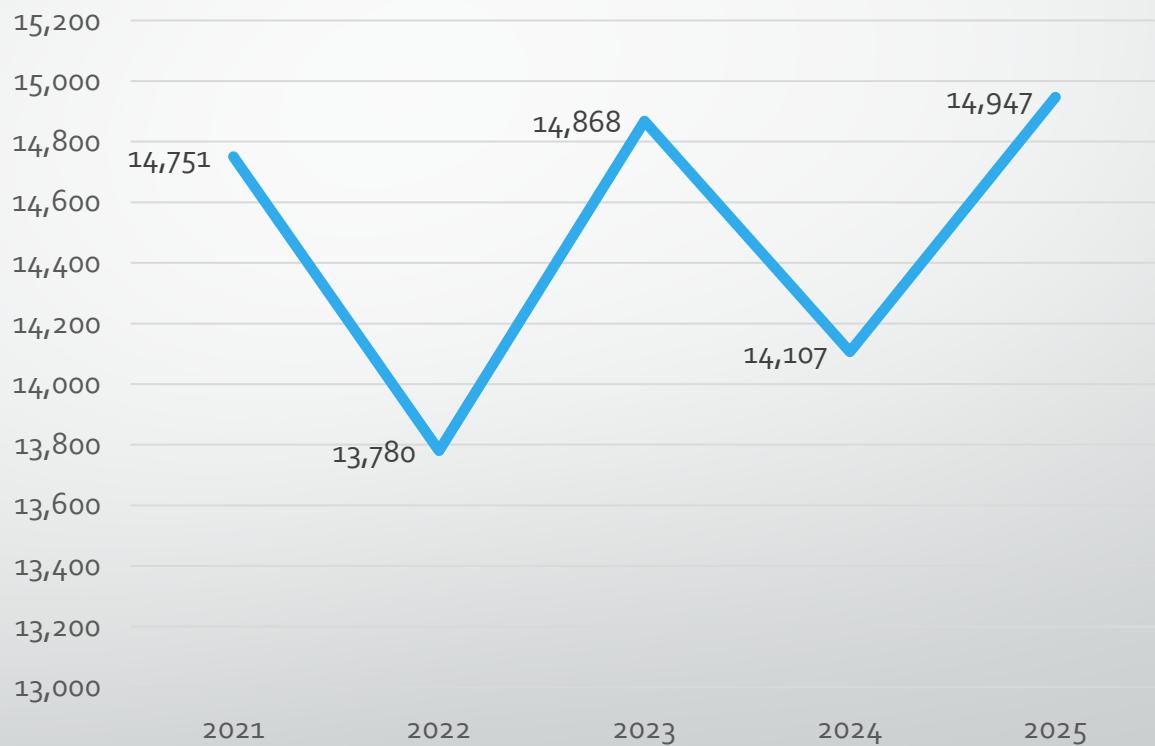
0 Labs

# South Dakota Forensic Laboratory

3,372 DNA Samples  
Submitted by Law  
Enforcement

- 97,170 DNA Samples  
Contained in CODIS  
Database
- 318 DNA “Hits” from  
Database this Year

Items of Evidence Submitted for  
Examination



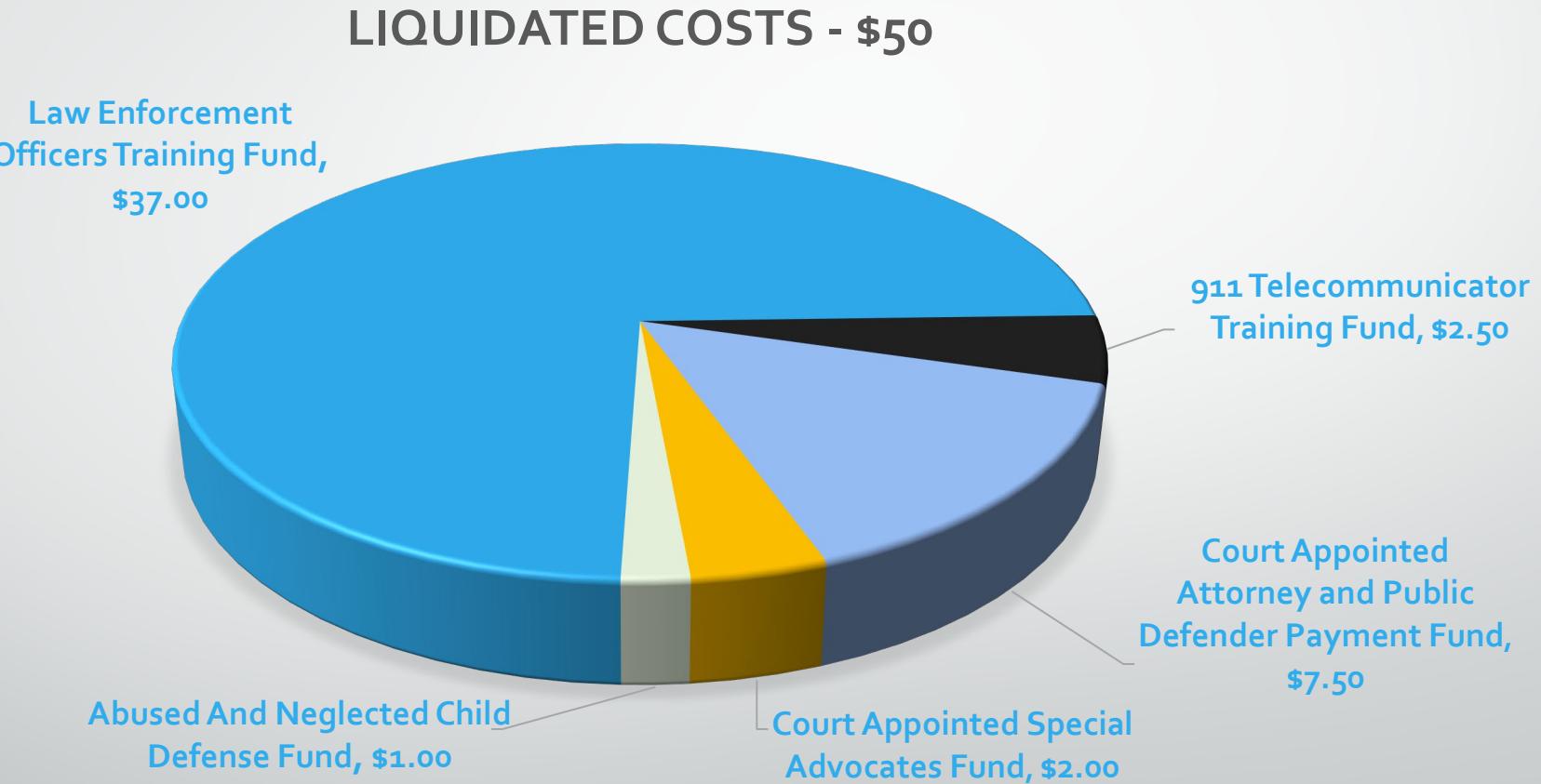
## Officer Involved Shootings



# Officer Involved Shootings

- 7 Officer-Involved Shootings in 2025
  - Minnehaha County – 1
  - Sioux Falls PD – 2
  - Union County (SDHP) – 1
  - Fall River (Tribal) – 1
  - Haakon County (SDHP) – 1
  - Beresford PD – 1
    - Two suspects were fatally wounded
    - One officer was shot but survived
- The Attorney General's Office has issued opinions in all 7 incidents
- 7 incidents were determined to be justified shootings

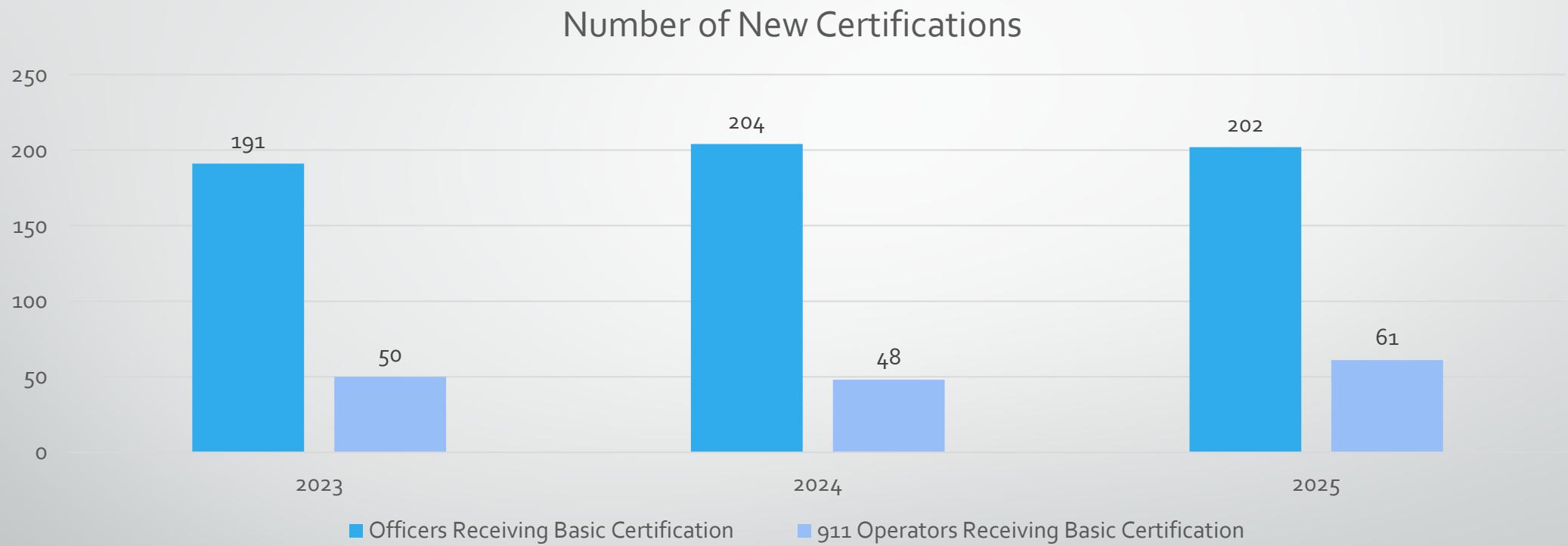
# Law Enforcement Officers Training Fund (LEOTF)



# Law Enforcement Officers Training Fund

|  | ACTUAL              |
|--|---------------------|---------------------|---------------------|---------------------|---------------------|---------------------|---------------------|---------------------|---------------------|---------------------|
|  | FY2016              | FY2017              | FY2018              | FY2019              | FY2020              | FY2021              | FY2022              | FY2023              | FY2024              | FY2025              |
| <b>TOTAL RECEIPTS</b>                    | <b>\$ 4,575,899</b> | <b>\$ 4,057,998</b> | <b>\$ 4,148,802</b> | <b>\$ 4,032,128</b> | <b>\$ 3,784,505</b> | <b>\$ 3,833,598</b> | <b>\$ 4,827,659</b> | <b>\$ 4,701,650</b> | <b>\$ 4,994,171</b> | <b>\$ 5,194,420</b> |
| <b>TOTAL DISBURSEMENTS</b>               | <b>\$ 3,585,899</b> | <b>\$ 4,112,590</b> | <b>\$ 3,922,272</b> | <b>\$ 4,019,026</b> | <b>\$ 3,981,751</b> | <b>\$ 4,714,751</b> | <b>\$ 4,590,531</b> | <b>\$ 4,062,509</b> | <b>\$ 4,672,045</b> | <b>\$ 5,599,785</b> |
| <b>NET TRANSFERS IN/OUT</b>              |                     |                     |                     |                     |                     |                     |                     | <b>\$ (55,152)</b>  |                     |                     |
| <b>NET (Receipts less Disbursements)</b> | <b>\$ 990,000</b>   | <b>\$ (54,592)</b>  | <b>\$ 226,530</b>   | <b>\$ 13,102</b>    | <b>\$ (197,246)</b> | <b>\$ (881,153)</b> | <b>\$ 181,976</b>   | <b>\$ 639,142</b>   | <b>\$ 322,126</b>   | <b>\$ (405,365)</b> |
| <b>BEGINNING CASH BALANCE</b>            | <b>\$ (562,145)</b> | <b>\$ 427,854</b>   | <b>\$ 373,263</b>   | <b>\$ 602,809</b>   | <b>\$ 619,472</b>   | <b>\$ 422,776</b>   | <b>\$ (457,102)</b> | <b>\$ (263,770)</b> | <b>\$ 375,372</b>   | <b>\$ 697,498</b>   |
| <b>PRIOR PERIOD ADJUSTMENT</b>           | <b>\$ -</b>         | <b>\$ -</b>         | <b>\$ 3,016</b>     | <b>\$ 3,561</b>     | <b>\$ 550</b>       | <b>\$ 1,275</b>     | <b>\$ 11,356</b>    | <b>\$ -</b>         | <b>\$ -</b>         | <b>\$ 5,833</b>     |
| <b>ENDING CASH BALANCE</b>               | <b>\$ 427,854</b>   | <b>\$ 373,263</b>   | <b>\$ 602,809</b>   | <b>\$ 619,472</b>   | <b>\$ 422,776</b>   | <b>\$ (457,102)</b> | <b>\$ (263,770)</b> | <b>\$ 375,372</b>   | <b>\$ 697,498</b>   | <b>\$ 297,966</b>   |

# LET Certified Officers and 911 Operators



# FY2027 Ongoing Budget Request

| Recommended Ongoing                                    | FTE        | General | Federal          | Other              | Total           |
|--|------------|---------|------------------|--------------------|-----------------|
| Consumer Protection Special Projects Coordinator       | 1.0        |         |                  | \$91,009           | \$91,009        |
| Medicaid Fraud Control Unit Budget Alignment           |            |         | \$239,682        | (\$239,682)        | \$0             |
| Cooperative Disability Investigations Budget Alignment |            |         | \$514,832        | (\$514,832)        | \$0             |
| <b>Total</b>   | <b>1.0</b> |         | <b>\$754,514</b> | <b>(\$663,505)</b> | <b>\$91,009</b> |

| Requested Ongoing Above Recommendation | FTE        | General          | Federal | Other | Total            |
|--|------------|------------------|---------|-------|------------------|
| Legal Services Support Staff           | 1.0        | \$99,370         |         |       | \$99,370         |
| Federal Fund Supplement                |            | \$646,161        |         |       | \$646,161        |
| <b>Total</b>                           | <b>1.0</b> | <b>\$745,531</b> |         |       | <b>\$745,531</b> |

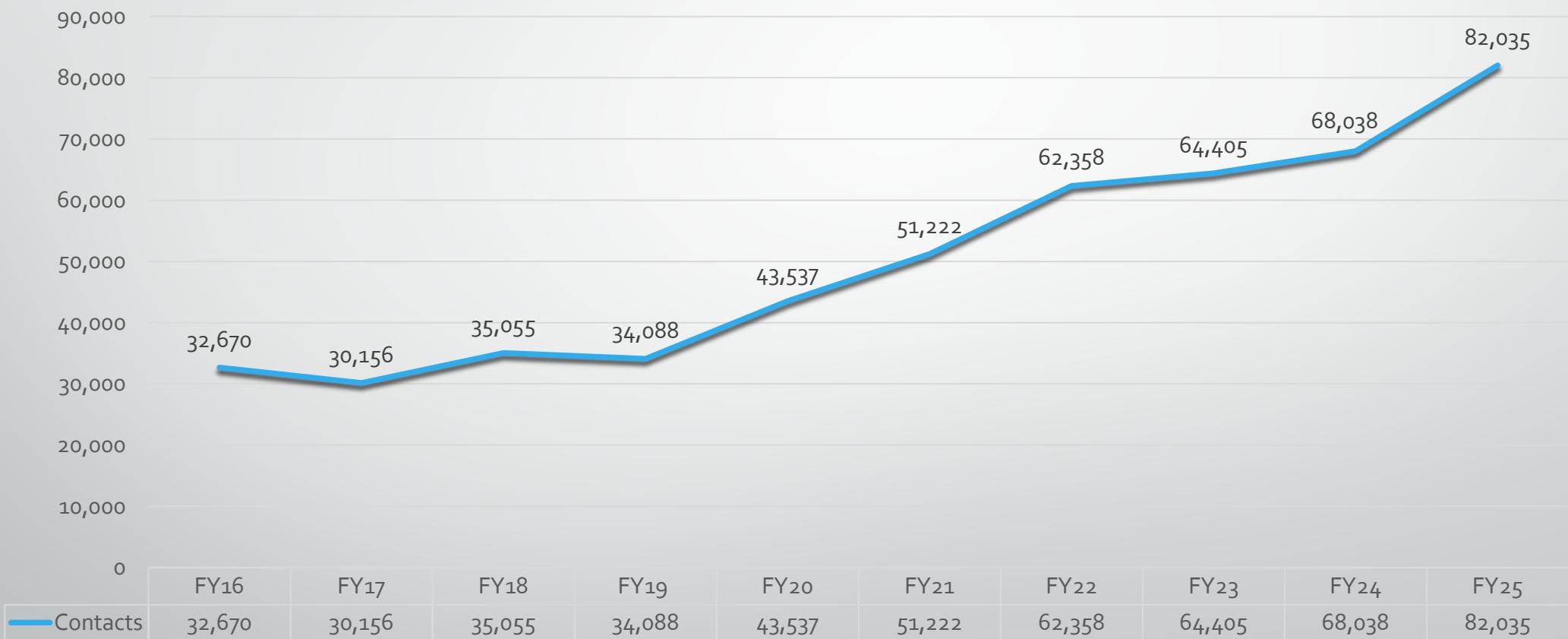
# FY2027 One-Time Budget Request

| Recommended One-Time                                   | FTE | General | Federal            | Other              | Total              |
|--|-----|---------|--------------------|--------------------|--------------------|
| DCI Federal Fund Expenditure Authority                 |     |         | \$1,311,883        |                    | \$1,311,883        |
| Medicaid Fraud Control Unit Budget Alignment           |     |         | \$239,682          | (\$239,682)        | \$0                |
| Cooperative Disability Investigations Budget Alignment |     |         | \$514,832          | (\$514,832)        | \$0                |
| <b>Total</b>   |     |         | <b>\$2,066,397</b> | <b>(\$754,514)</b> | <b>\$1,311,883</b> |

# Consumer Protection Budget Request

- Special Projects Coordinator — Recommended
  - \$91,009 in other fund expenditure authority and 1 FTE for salary, benefits, and operating expenses
  - Budget Brief Summary, page 4

In FY2025, Consumer Protection recovered **\$7.9 million dollars** for  
South Dakota citizens who were scammed  
Yet Consumer Protection Complaints Continue to Rise



# Division of Consumer Protection

- Consumer Protection consists of a Director, one complaint intake specialist, six investigators, and two attorneys
- Top Complaint Categories from FY2025
  - Foreign Fraud – sweepstakes, romance, investment, grandparent, use of crypto currency, etc.
  - Auto – repairs, warranty, repossession, titles, used & new purchase issues
  - Landlord/Tenant – deposit, eviction, repair, lease
  - Home Construction/Improvements – New contractor/sub-contractor issues, landscaping, mobile home, roofing, windows, plumbing
  - Collection – Medical bills
  - Credit Card Companies – dispute issues, interest, payment history issues
  - Internet – retail, websites, phishing, streaming, fraud
  - Identity Theft – credit reporting, credit freezes, etc.



## Consumer Protection Special Projects Coordinator

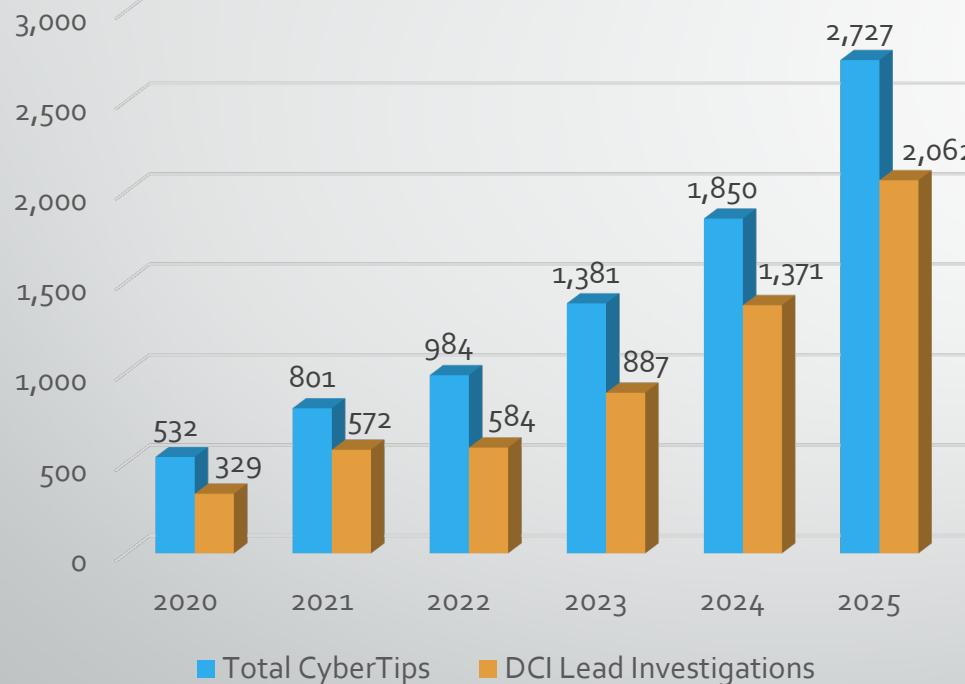
- The special projects position will focus on high-impact projects to address emerging consumer risks
- Deploying immediate response to high-impact projects in a timely manner is imperative to alerting the public, accelerating problem-solving
- High-impact project focus will deliver measurable outcomes that strengthen enforcement, efficiency, and consumer trust
- Example – Emerging Crypto Schemes
- \$91,009 in other fund expenditure authority for salary, benefits, and operating expenses
- Position funding comes from “other funds,” which is the AG Consumer Settlement Fund

# Federal Funding Supplement Budget Requests for ICAC, VOCA, and HIDTA

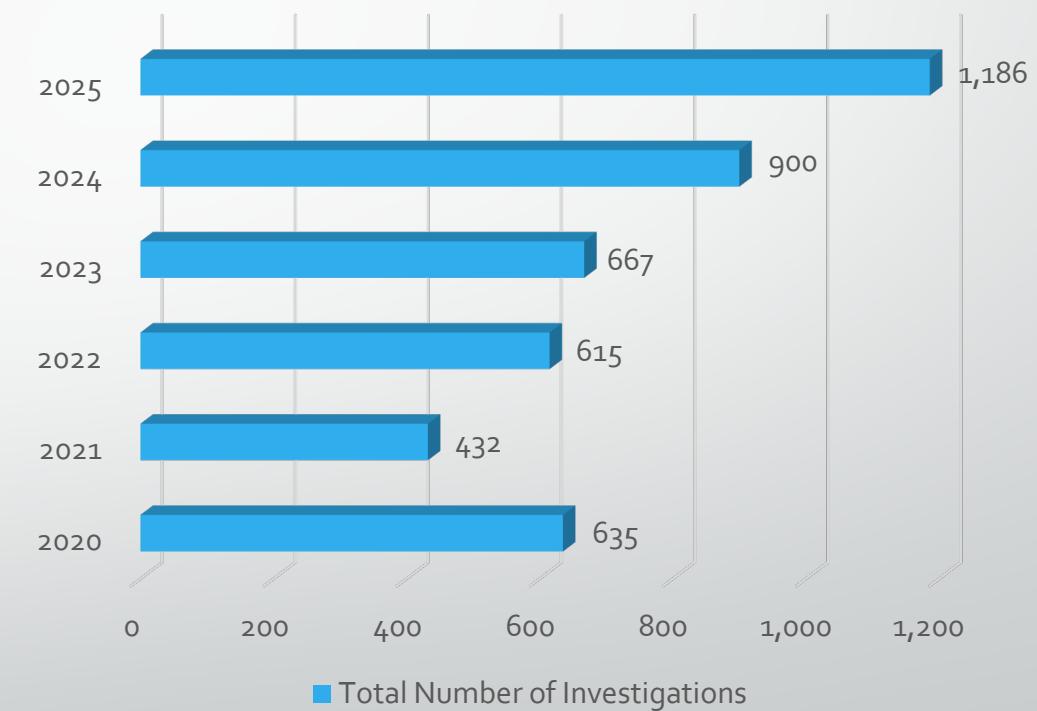
- Federal Funding Supplement – Not Recommended
  - \$646,161 in general funds is requested to replace diminished federal fund support for the Internet Crimes Against Children Unit, victim witness specialists, and drug investigations.
    - ICAC: \$258,717
    - VOCA: \$38,832
    - HIDTA: \$348,612

# Increase in CyberTips and ICAC Investigations Statewide

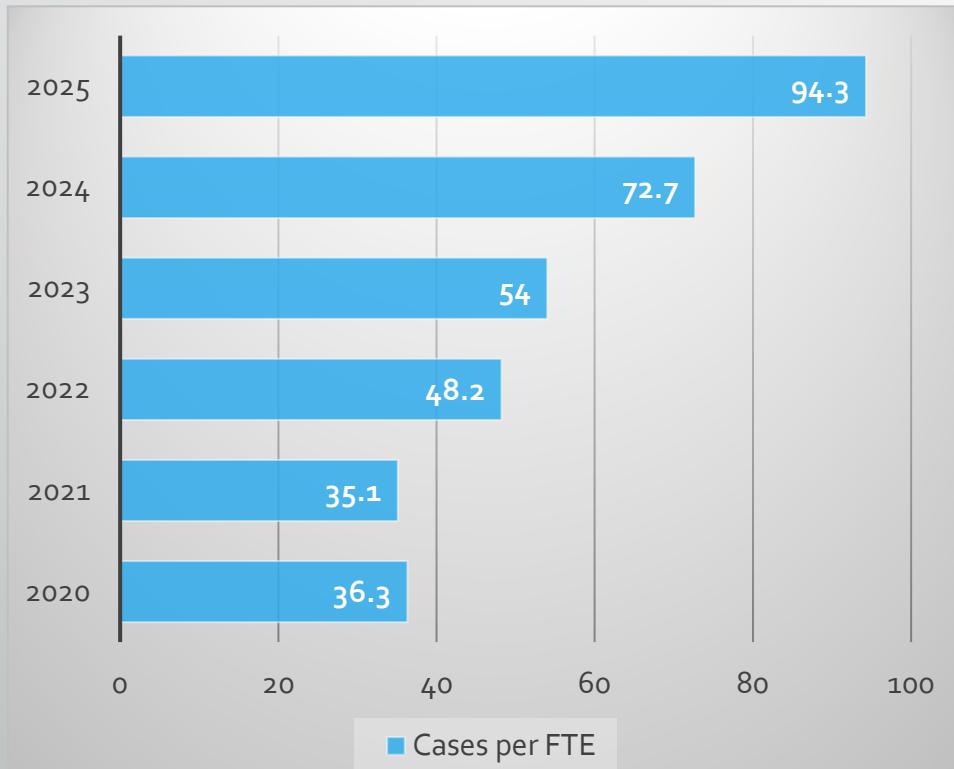
## ICAC CyberTips



## ICAC Investigations

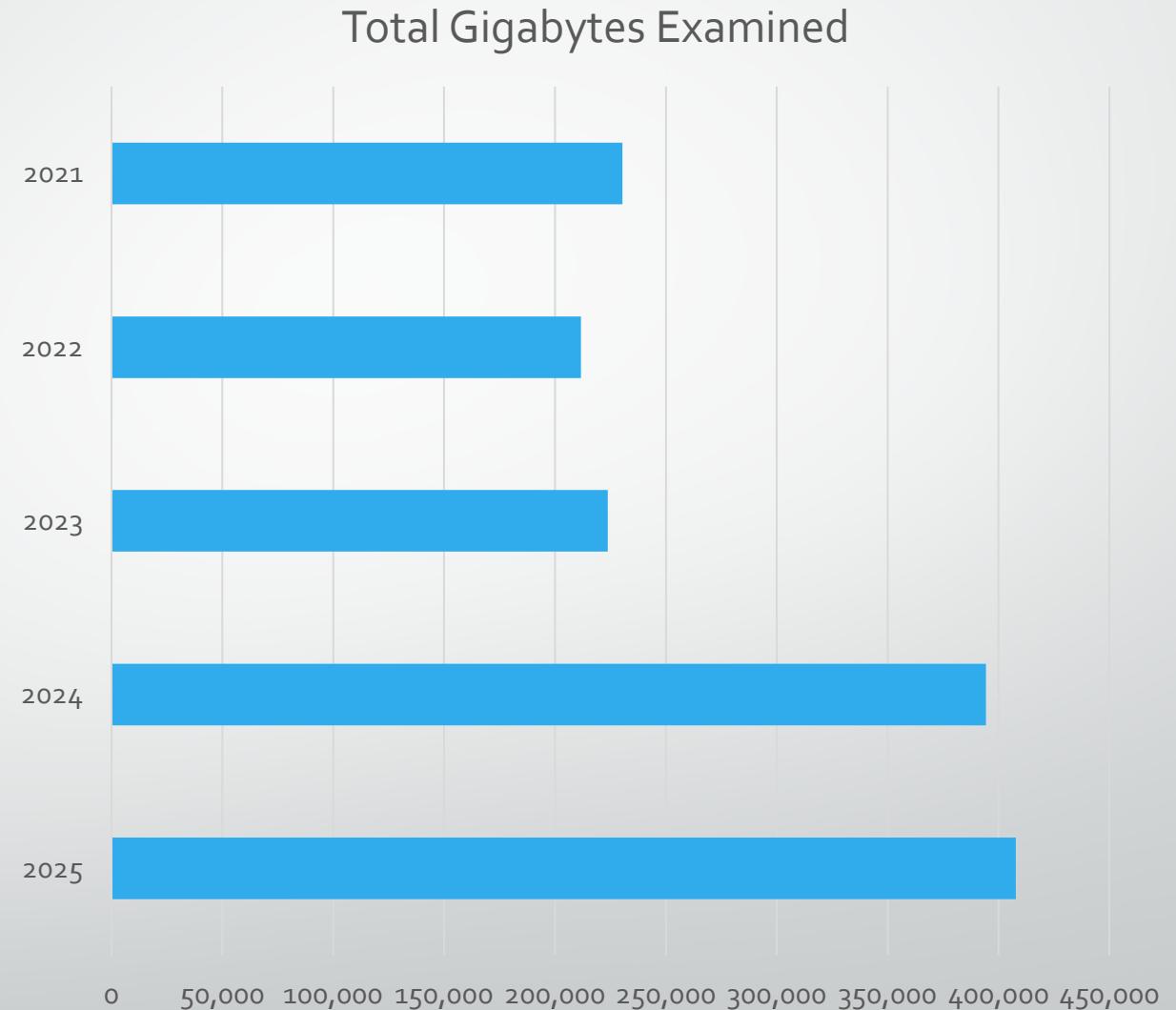


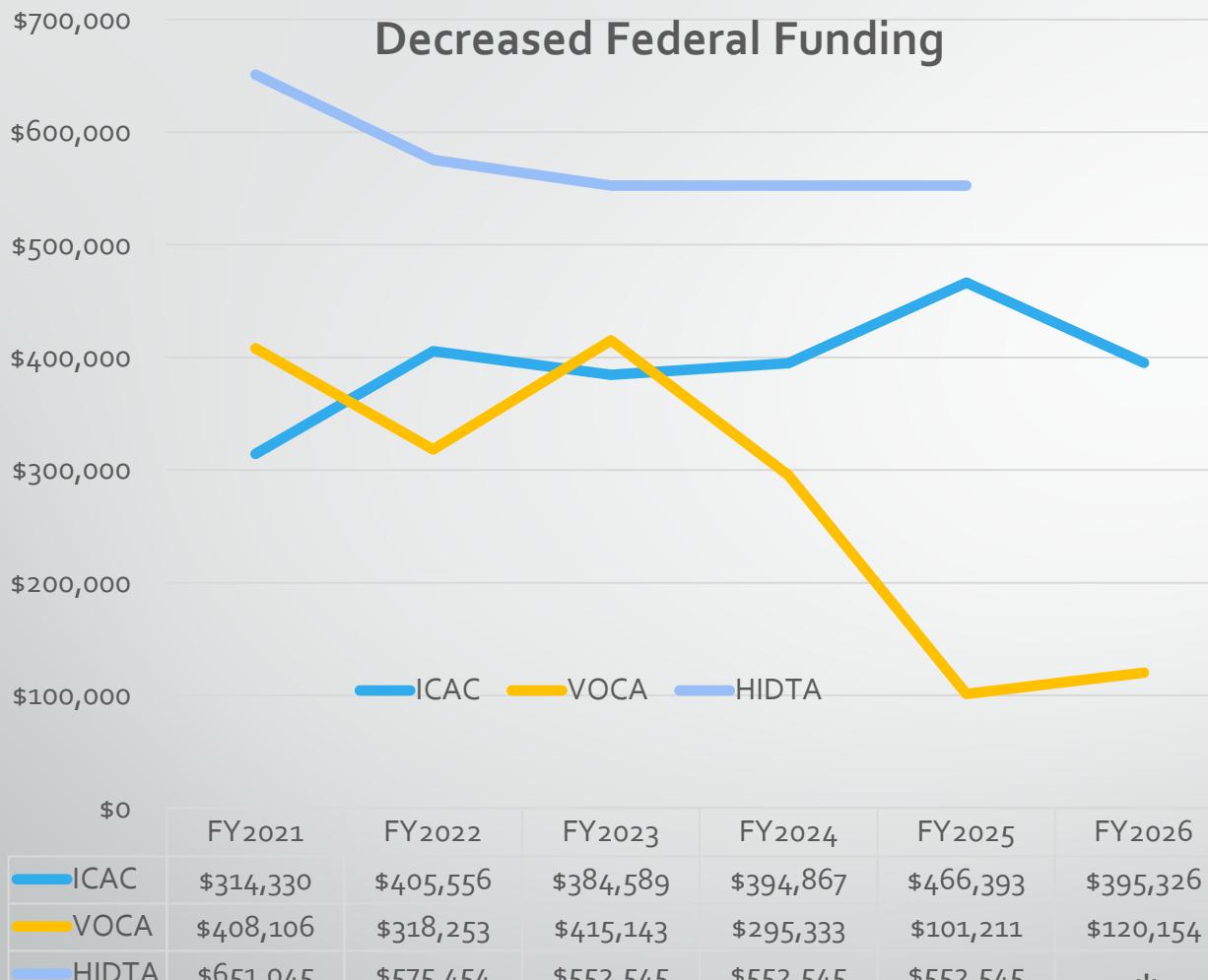
# Increase in DCI ICAC Investigations



- 2025: 566 DCI ICAC Investigations
  - 2,062 CyberTips assigned to DCI
- 2024: 436 DCI ICAC Investigations
  - 1,371 CyberTips assigned to DCI
- 2023: 378 DCI ICAC Investigations
  - 887 CyberTips assigned to DCI
- 2022: 289 DCI ICAC Investigations
  - 584 CyberTips assigned to DCI
- 2021: 211 DCI ICAC Investigations
  - 572 CyberTips assigned to DCI

# Increase in Digital Forensic Examinations





\* Grant Amount for FY2026 Not Yet Available

VOCA Federal  
Funding Has  
Decreased By  
70.6% Since  
FY2021

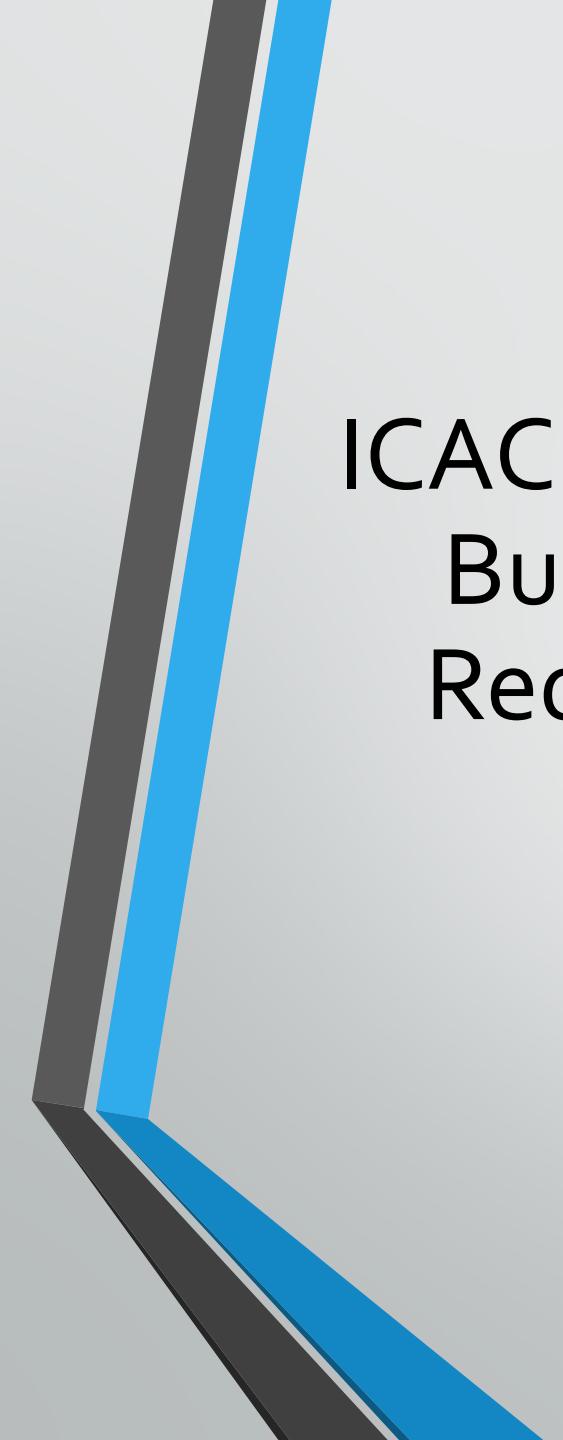
# ICAC Funding Deficit

| ICAC Expenses            |                     | FY2025              |                 | 2025 Total            |
|--------------------------|---------------------|---------------------|-----------------|-----------------------|
|                          | General             | Federal             | Other           |                       |
| <b>Personal Services</b> | <b>\$779,157.44</b> | <b>\$148,346.68</b> |                 | <b>\$927,504.12</b>   |
| Salaries                 | \$607,656.17        | \$117,850.24        |                 | \$725,506.41          |
| Benefits                 | \$171,501.27        | \$30,496.44         |                 | \$201,997.71          |
| <b>Operating Expense</b> | <b>\$95,067.15</b>  | <b>\$291,152.55</b> | <b>\$45.22</b>  | <b>\$386,264.92</b>   |
| Travel                   | \$39,059.20         | \$15,974.66         |                 | \$55,033.86           |
| Contractual Services     | \$53,715.38         | \$267,082.06        |                 | \$320,797.44          |
| Supplies and Materials   | \$404.57            | \$8,095.83          | \$45.22         | \$8,545.62            |
| Capital Outlay           | \$1,888.00          |                     |                 | \$1,888.00            |
| <b>Grand Total</b>       | <b>\$874,224.59</b> | <b>\$439,499.23</b> | <b>\$45.22</b>  | <b>\$1,313,769.04</b> |
| Current Year ICAC Budget |                     |                     |                 |                       |
|                          |                     | FY2026              |                 | 2026 Total            |
|                          | General             | Federal             | Other           |                       |
| Personal Services        | \$546,397.00        | \$140,425.00        |                 | \$686,822.00          |
| Operating Expense        | \$167,370.00        | \$317,844.00        | \$504.00        | \$485,718.00          |
| <b>Grand Total</b>       | <b>\$713,767.00</b> | <b>\$458,269.00</b> | <b>\$504.00</b> | <b>\$1,172,540.00</b> |

2025 Total Funding \$1,313,769

2026 Total Funding \$1,172,540

2027 Greater Deficit Unless  
Immediate Action is Taken

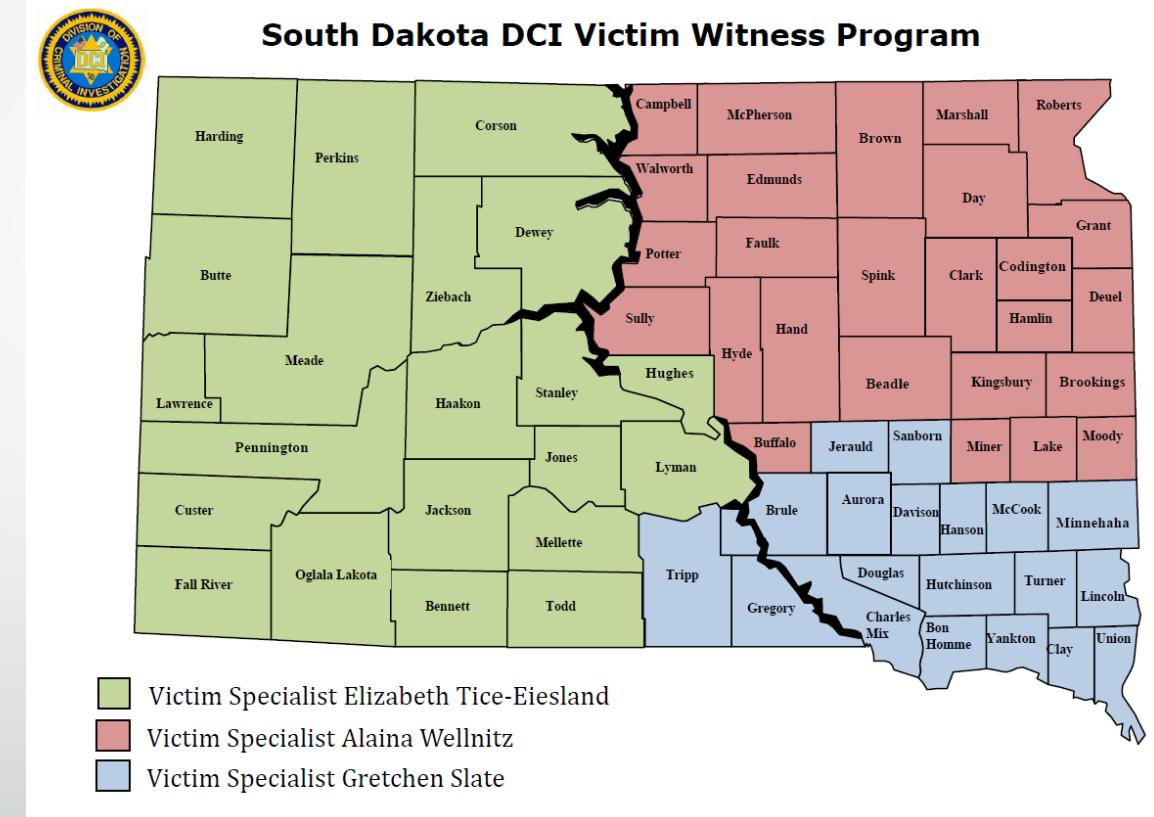


# ICAC Deficit Budget Request

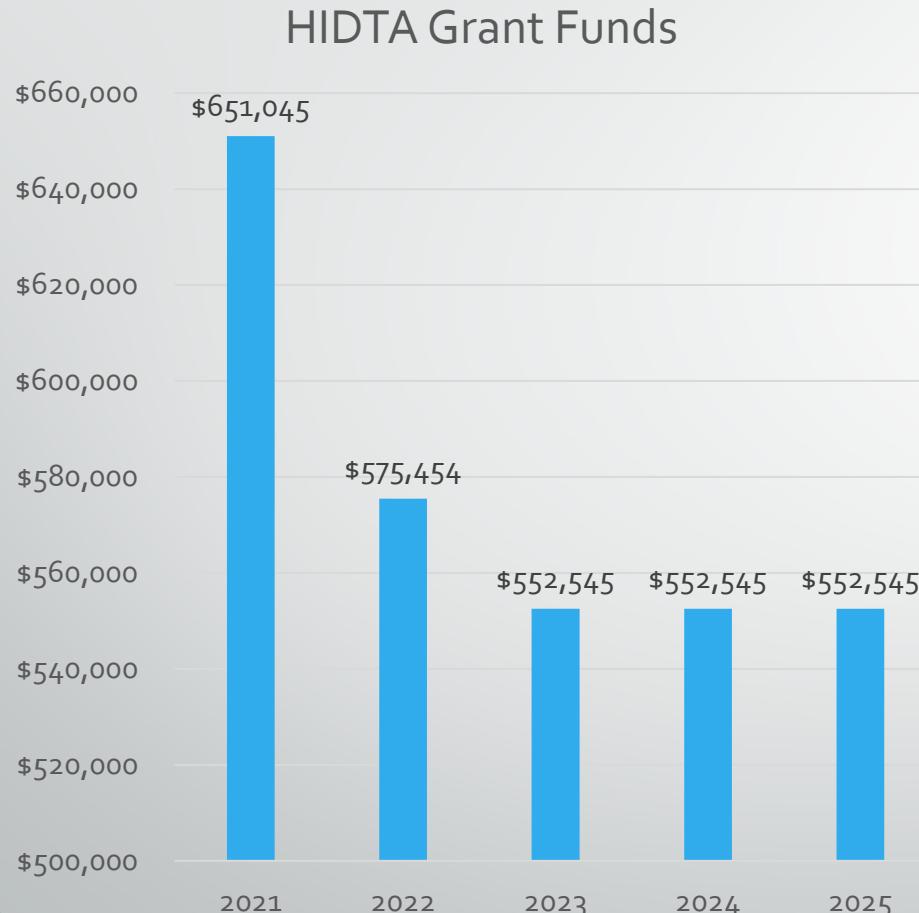
- FY2026 Federal ICAC Grant award of \$395,326 is not enough to cover even the basic software costs associated with the ICAC Unit:
- Requires ICAC Commander's salary be removed from the grant and funded with general funds
  - \$158,717 – Budget Brief Summary, page 11
- Requires an additional \$100,000 in general funds to address the funding gap created by insufficient ICAC federal award allocations this year that were not anticipated at the time of budget submittal
- Total ICAC Budget deficit: **\$258,717**
- With the reduction in the ICAC federal award, paired with continuously increasing costs, the current budget cannot support anticipated expenses

# VOCA Funding Deficit

- VOCA is used to fund Victim Witness Specialist positions
- Four Victim Witness positions had been funded for the entire state
- Due to lack of funding, that number has been reduced to three Victim Witness positions
- With further cuts, we will lose funding for two of the three remaining positions



# HIDTA Funding Decrease and Deficit



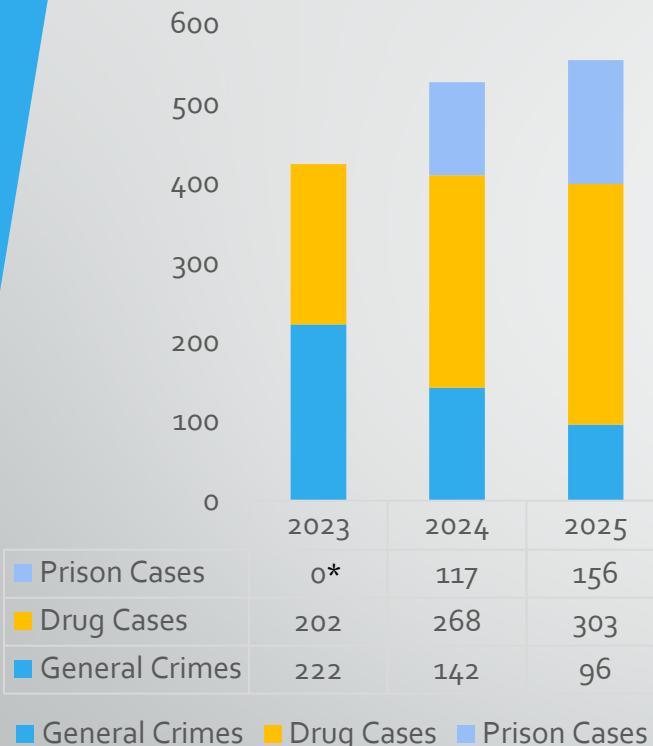
| HIDTA Shortfall                      |              |              |                  |               |                 |
|--------------------------------------|--------------|--------------|------------------|---------------|-----------------|
| FY2026                               |              |              |                  |               |                 |
|                                      | Salary       | Benefits     | Health Insurance | Total         |                 |
| Agent                                | \$ 77,147.20 | \$ 12,574.99 | \$ 12,388.00     | \$ 102,110.19 |                 |
| Agent                                | \$ 77,147.20 | \$ 12,574.99 | \$ 12,388.00     | \$ 102,110.19 |                 |
| Analyst                              | \$ 64,147.20 | \$ 9,173.05  | \$ 12,388.00     | \$ 85,708.25  |                 |
| Agent                                | \$ 98,924.80 | \$ 16,124.74 | \$ 12,388.00     | \$ 127,437.54 |                 |
| Agent                                | \$ 77,147.20 | \$ 12,574.99 | \$ 12,388.00     | \$ 102,110.19 |                 |
| Analyst                              | \$ 67,974.40 | \$ 9,720.34  | \$ 12,388.00     | \$ 90,082.74  |                 |
| TOTAL DCI HIDTA SALARY/BENEFIT COSTS |              |              |                  |               | \$ 609,559.10   |
| HIDTA Salary/Benefit Award           |              |              |                  |               | \$ 260,947.00   |
| HIDTA Shortfall                      |              |              |                  |               | \$ (348,612.10) |

# Legal Services Support Staff Budget Request

- Legal Services Support Staff – Not Recommended
  - \$99,370 general funds and 1.0 FTE for salary, benefits, and operating expenses
  - Budget Brief Summary – Page 12
- Rapid City Office has 33 employees
  - Four Attorneys
  - Ten DCI Agents
  - Two CDI Investigators
  - Three Intelligence Analysts
  - Western Unified Narcotics Enforcement Team
  - Internet Crimes Against Children Task Force Unit
  - Missing and Murdered Indigenous Persons Specialist
  - One Legal Assistant

# FY2027 Non-Recommended FTE Legal Assistant in Rapid City

Number of Cases by Subject Matter



\*Prison Case data not available

- Criminal Division Attorney Request – Not Recommended
  - Would Cost \$168,874 in general funds
  - Cases Continue to Rise
  - Budget Brief Summary, page 8
- Allocating the Legal Assistant in Rapid City would:
  - Be More Cost Effective than Allocating the Attorney Requested
    - \$99,370 general funds and 1.0 FTE for salary, benefits, and operating expenses of a legal services support staff
  - Legal assistant position to provide administrative and case support to the Rapid City office, alleviating some of the rising workload and improving operational efficiency and case management

# Medicaid Fraud, Abuse, and Neglect Services Budget Alignment

- Increase of \$239,682 in Federal Fund Expenditure Authority and decrease of \$239,682 in Other Fund Expenditure Authority
  - Budget Brief Summary, page 13
- Medicaid Fraud Control Unit and Elder Abuse Unit merged to create Medicaid Fraud, Abuse, and Neglect Services (MFANS)
- Grant eligible elder abuse and neglect cases are now funded through the federal grant rather than state funds
- Recommended in Ongoing and One-Time Budgets

# Cooperative Disability Investigations Budget Alignment

- Increase of \$514,832 in Federal Fund Expenditure Authority and decrease of \$514,832 in Other Fund Expenditure Authority
  - Budget Brief Summary, page 7
- Realign expenditure authority to match actual coding practices for Cooperative Disability Investigations (CDI) expenses, ensuring accurate financial reporting
- Recommended in Ongoing and One-Time Budgets

# Division of Criminal Investigation One-Time Grant Funds

- \$1,311,883 in one-time Federal Fund Expenditure Authority - Recommended
  - \$499,793 received to conduct a comprehensive Job Task Analysis (JTA) for the Academy's basic law enforcement curriculum
  - \$812,090 received to enhance opioid enforcement through targeted technology investments that support surveillance, interdiction, and digital investigations

# FY2027 Ongoing Budget Request

| Recommended Ongoing                                    | FTE        | General | Federal          | Other              | Total           |
|--|------------|---------|------------------|--------------------|-----------------|
| Consumer Protection Special Projects Coordinator       | 1.0        |         |                  | \$91,009           | \$91,009        |
| Medicaid Fraud Control Unit Budget Alignment           |            |         | \$239,682        | (\$239,682)        | \$0             |
| Cooperative Disability Investigations Budget Alignment |            |         | \$514,832        | (\$514,832)        | \$0             |
| <b>Total</b>   | <b>1.0</b> |         | <b>\$754,514</b> | <b>(\$663,505)</b> | <b>\$91,009</b> |

| Requested Ongoing Above Recommendation | FTE        | General          | Federal | Other | Total            |
|--|------------|------------------|---------|-------|------------------|
| Legal Services Support Staff           | 1.0        | \$99,370         |         |       | \$99,370         |
| Federal Fund Supplement                |            | \$646,161        |         |       | \$646,161        |
| <b>Total</b>                           | <b>1.0</b> | <b>\$745,531</b> |         |       | <b>\$745,531</b> |

# FY2027 One-Time Budget Request

| Recommended One-Time                                   | FTE | General | Federal            | Other              | Total              |
|--|-----|---------|--------------------|--------------------|--------------------|
| DCI Federal Fund Expenditure Authority                 |     |         | \$1,311,883        |                    | \$1,311,883        |
| Medicaid Fraud Control Unit Budget Alignment           |     |         | \$239,682          | (\$239,682)        | \$0                |
| Cooperative Disability Investigations Budget Alignment |     |         | \$514,832          | (\$514,832)        | \$0                |
| <b>Total</b>   |     |         | <b>\$2,066,397</b> | <b>(\$754,514)</b> | <b>\$1,311,883</b> |



# Thank You

Questions?