



Office of the Attorney General

Fiscal Year 2027 Budget Request

Marty Jackley

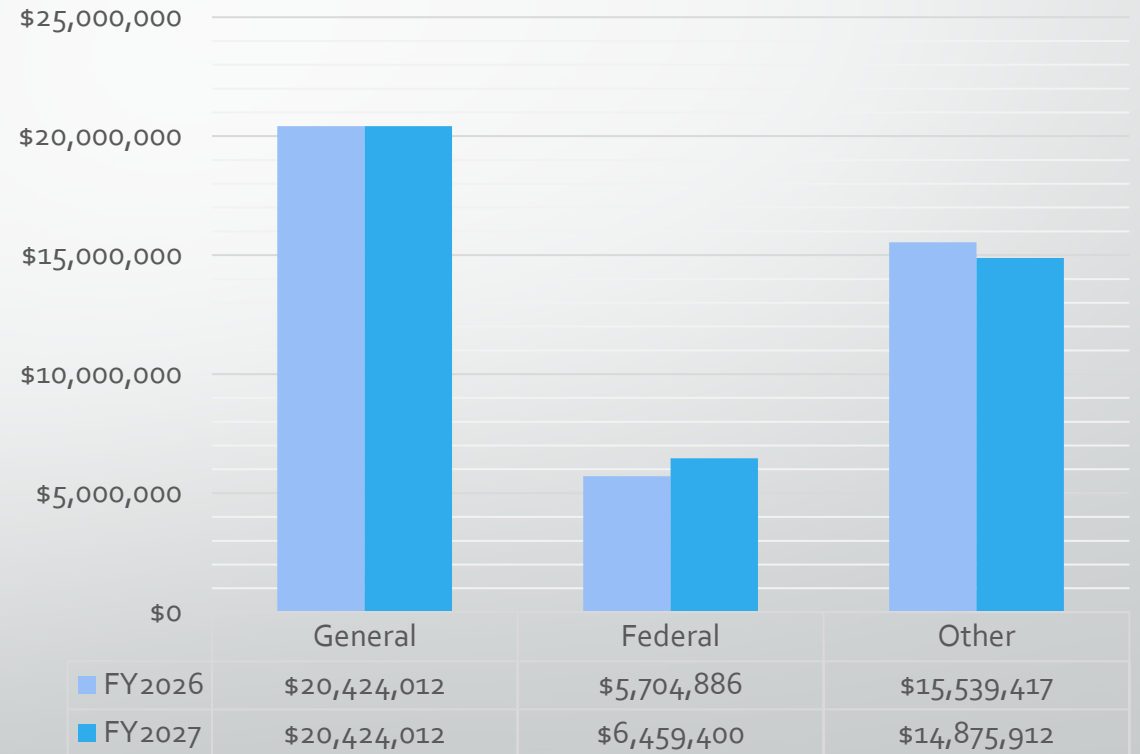
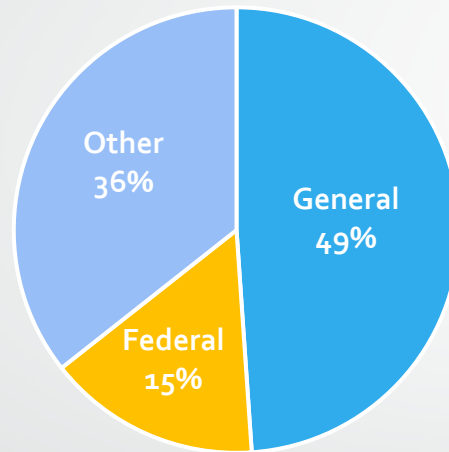
South Dakota Attorney General

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

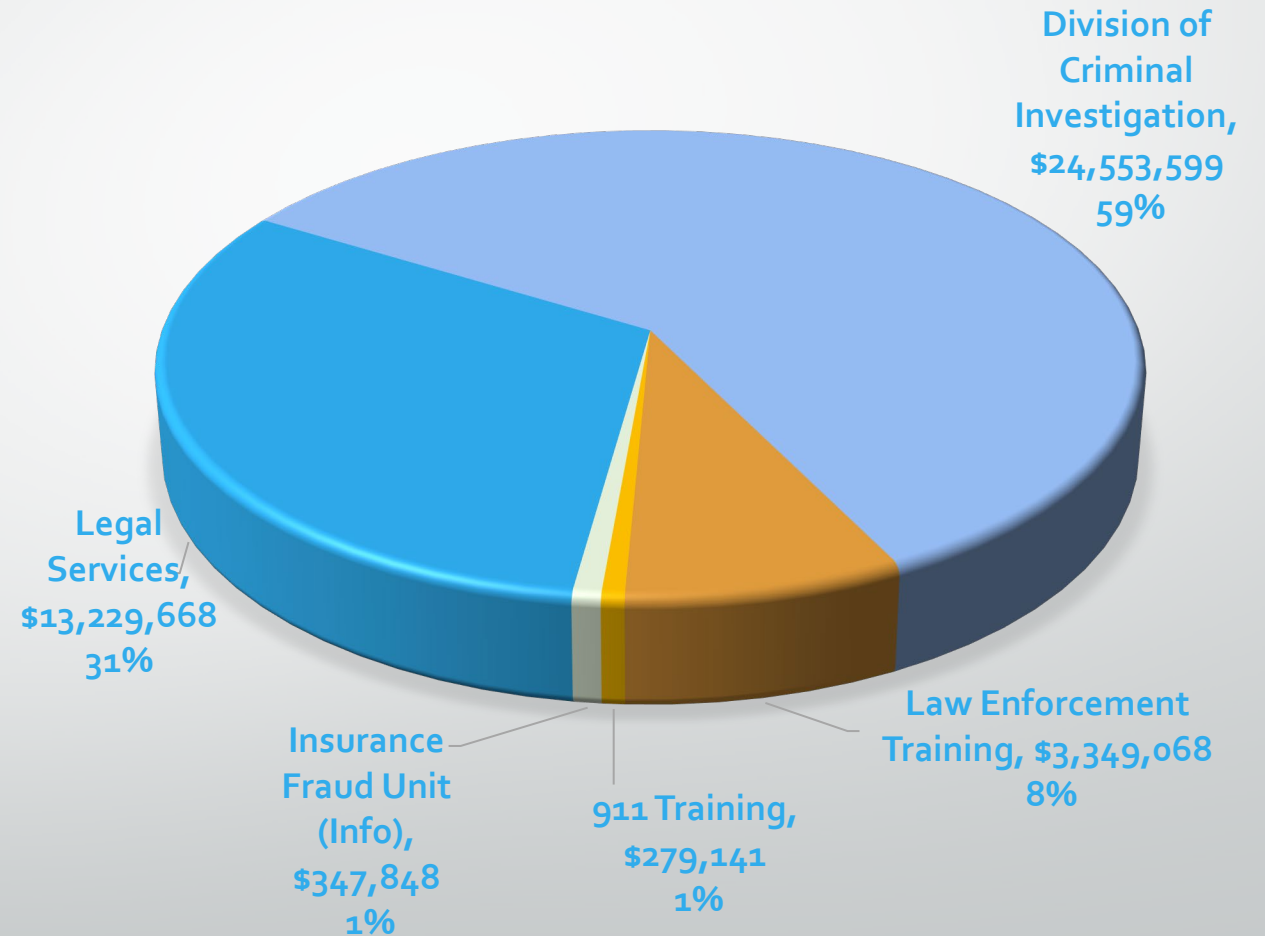
- FY2026 Budget
 - Total: \$41,668,315
 - FTE: 218.0
- FY2027 Recommended
 - Total: \$41,759,324
 - FTE: 219.0
- FY2027 Total Recommended Increase
 - \$91,009 – From Other Funds



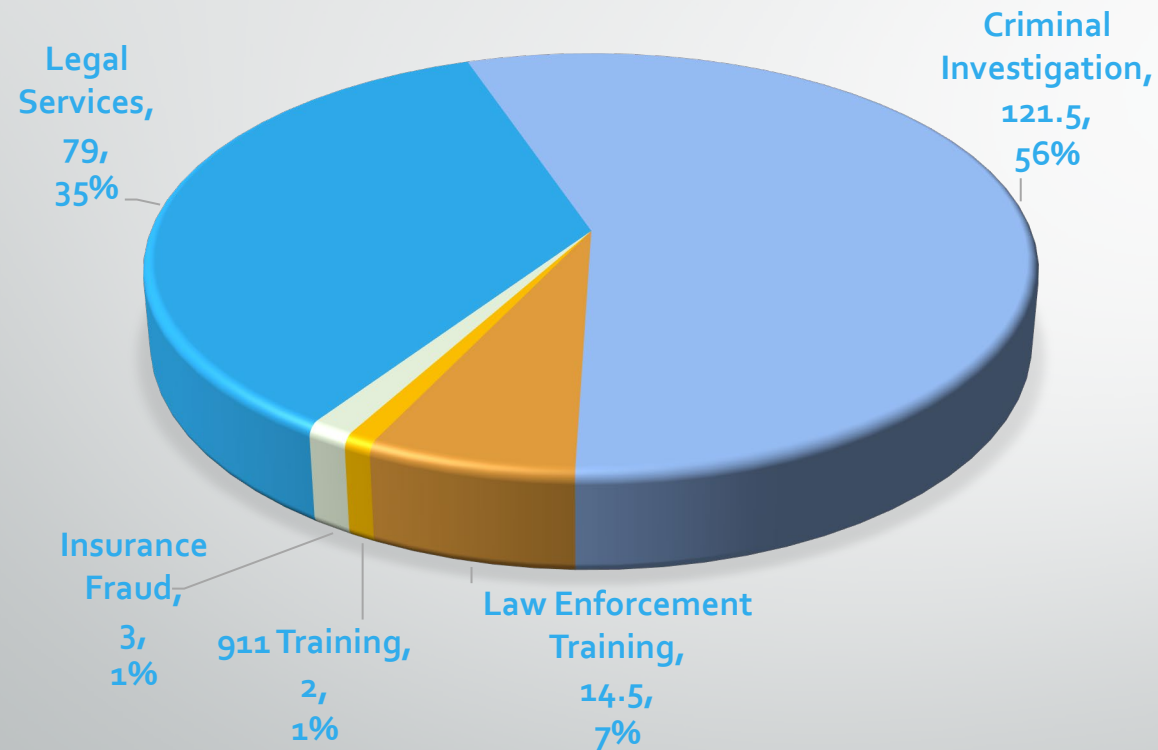
FY2027 Budget Allocation

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

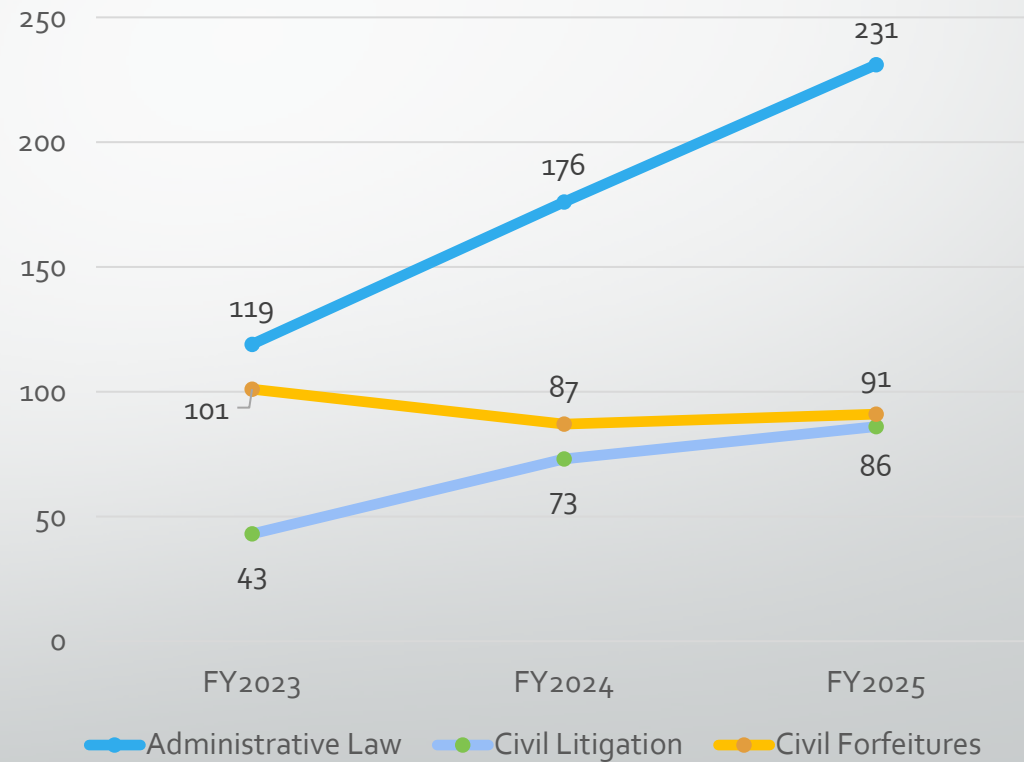
\$19.6 Million Received from Tobacco Settlement

- 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

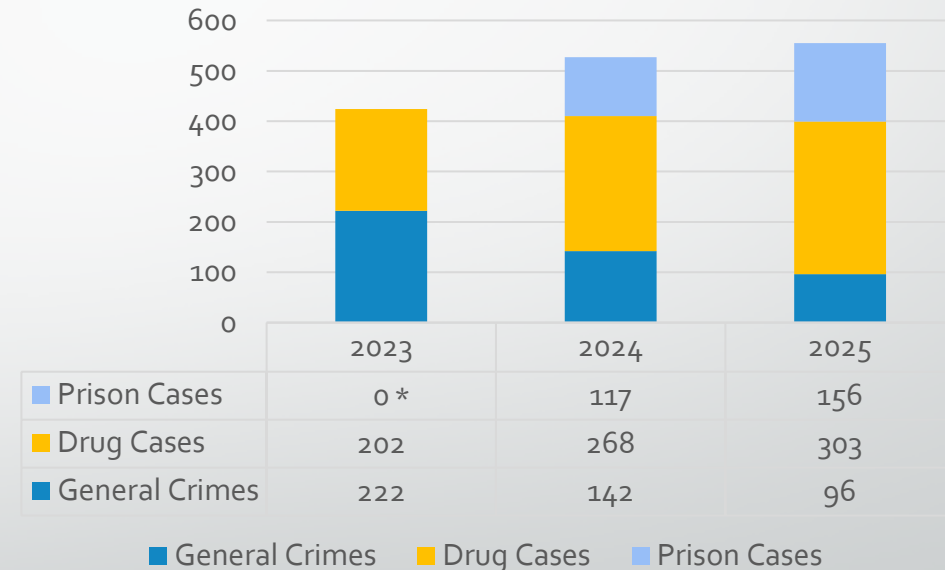
State v. Shangreaux

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

State v. Castellanos

- Convicted at trial of 1st 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

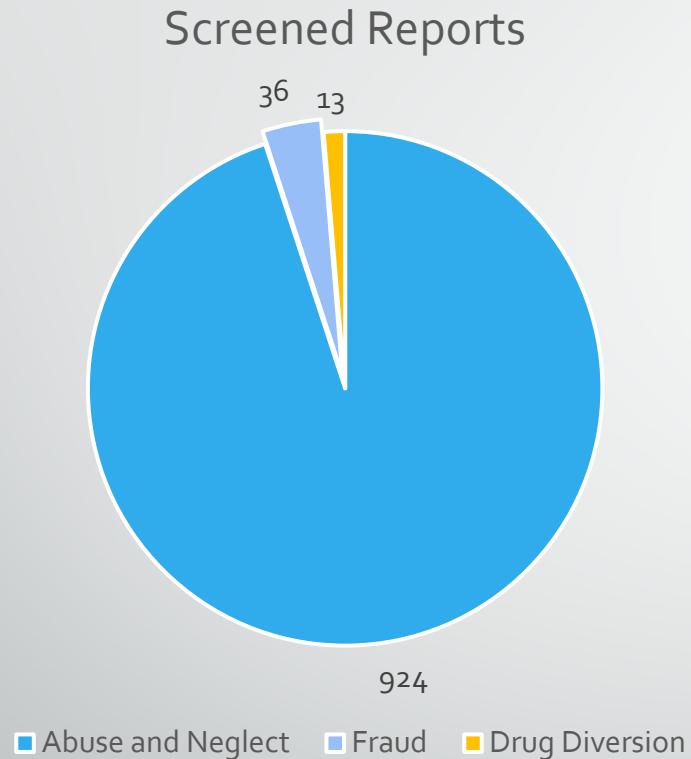
- Due to a close alignment in missions, the Medicaid Fraud Control Unit and Elder Abuse Unit merged in FY2024 to create MFANS
- The merger created a substantial cost savings to the state by tapping federal funding for elder services that were previously paid by state funds

Federal Fiscal Year 2026 Budget:

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



MFANS Screened Report Composition

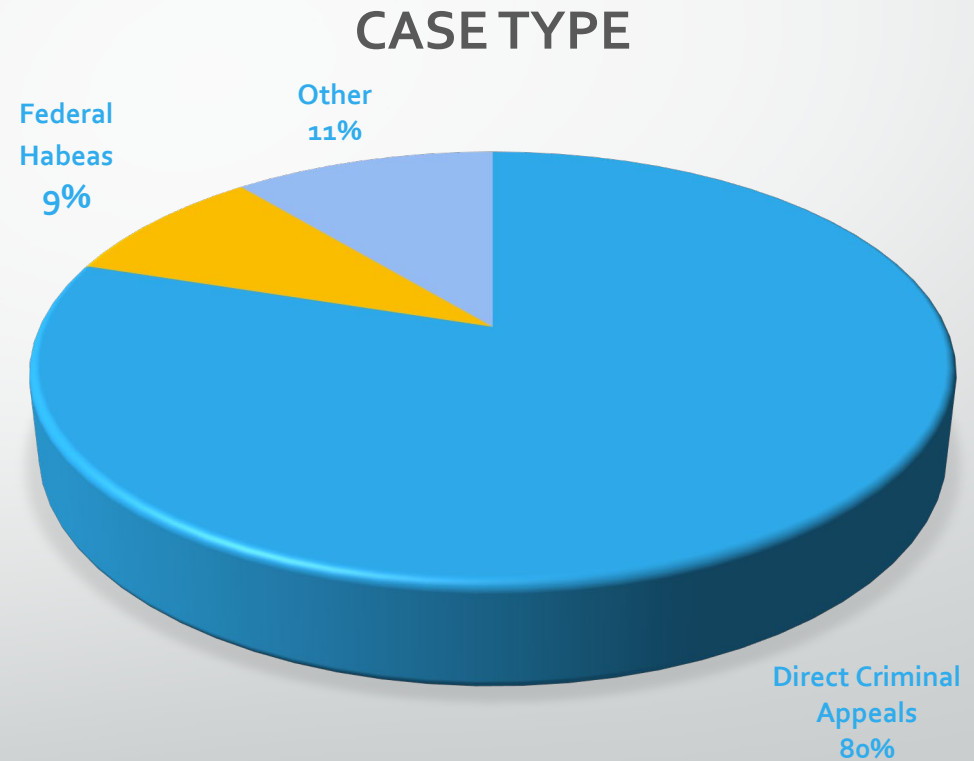


State v. Monson

- 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

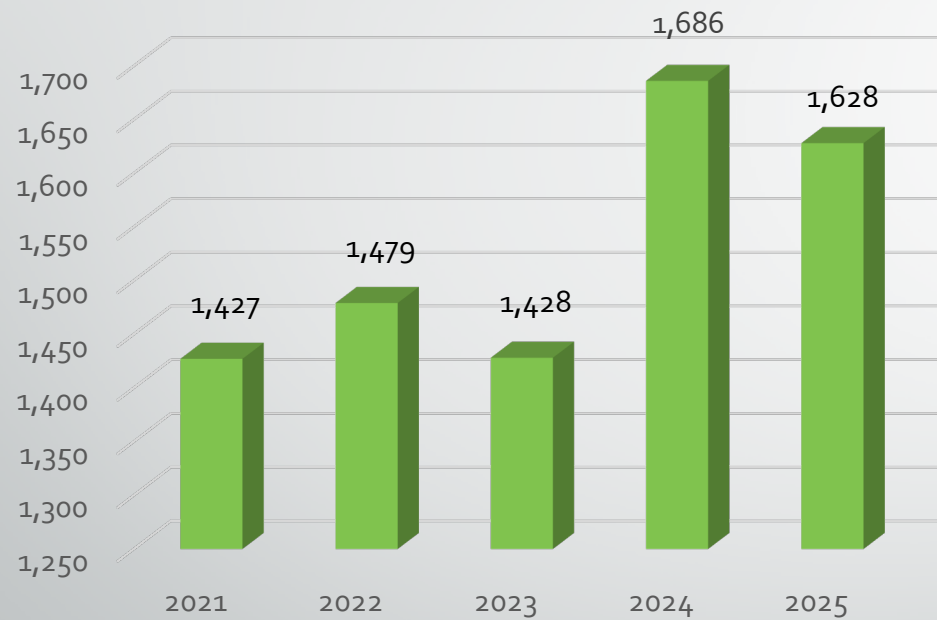
Appellate Division

- 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

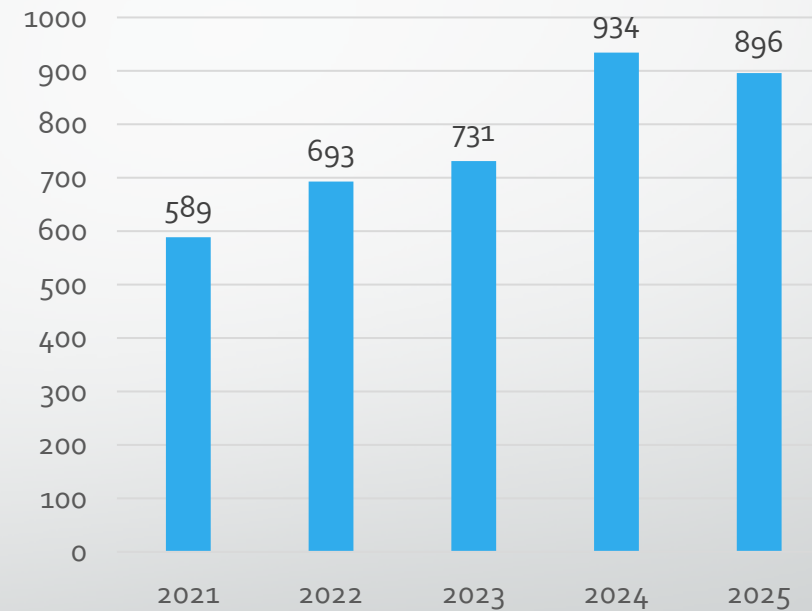


Division of Criminal Investigation (DCI)

Cases Initiated



Search Warrants



Division of Criminal Investigation Special Units

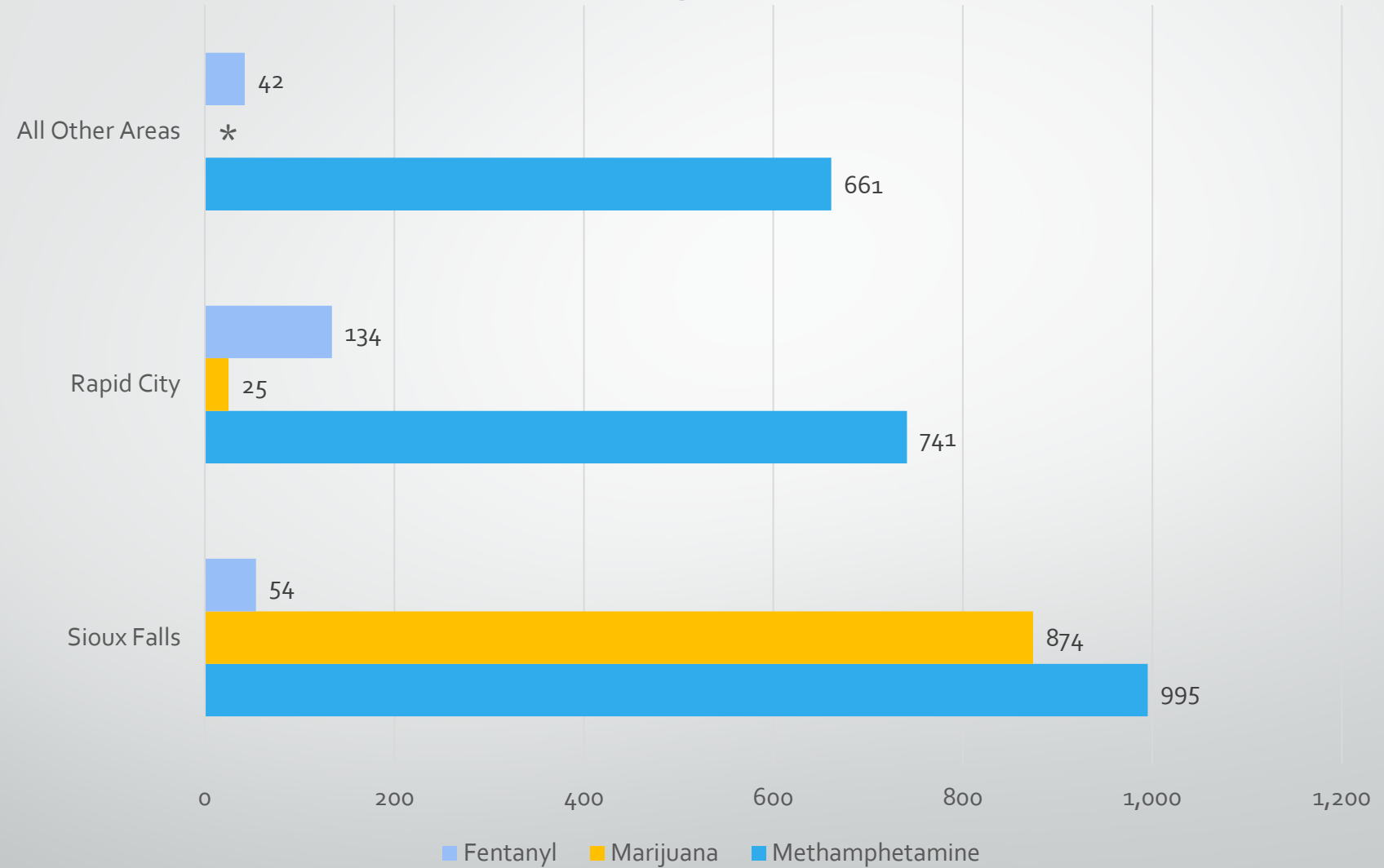
Internet Crimes Against Children

- 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



* Marijuana arrest data for other areas not available

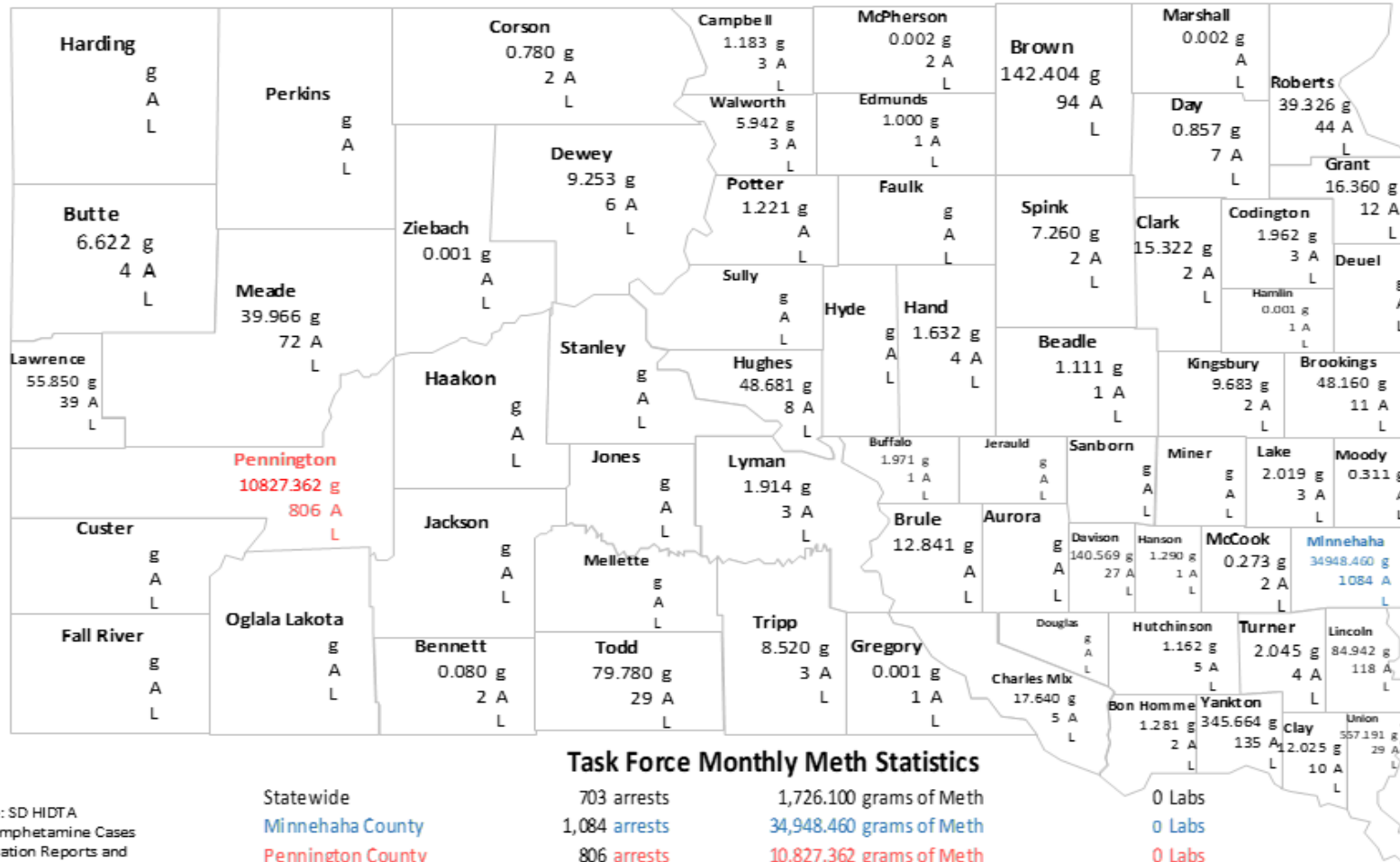
2025 South Dakota Methamphetamine

Updated: 01/16/2026

2,593 Meth Arrests

47,501.922 Grams of Meth Seized

0 Labs



Source: SD HIDTA
Methamphetamine Cases
Information Reports and
DOH Lab Test Results

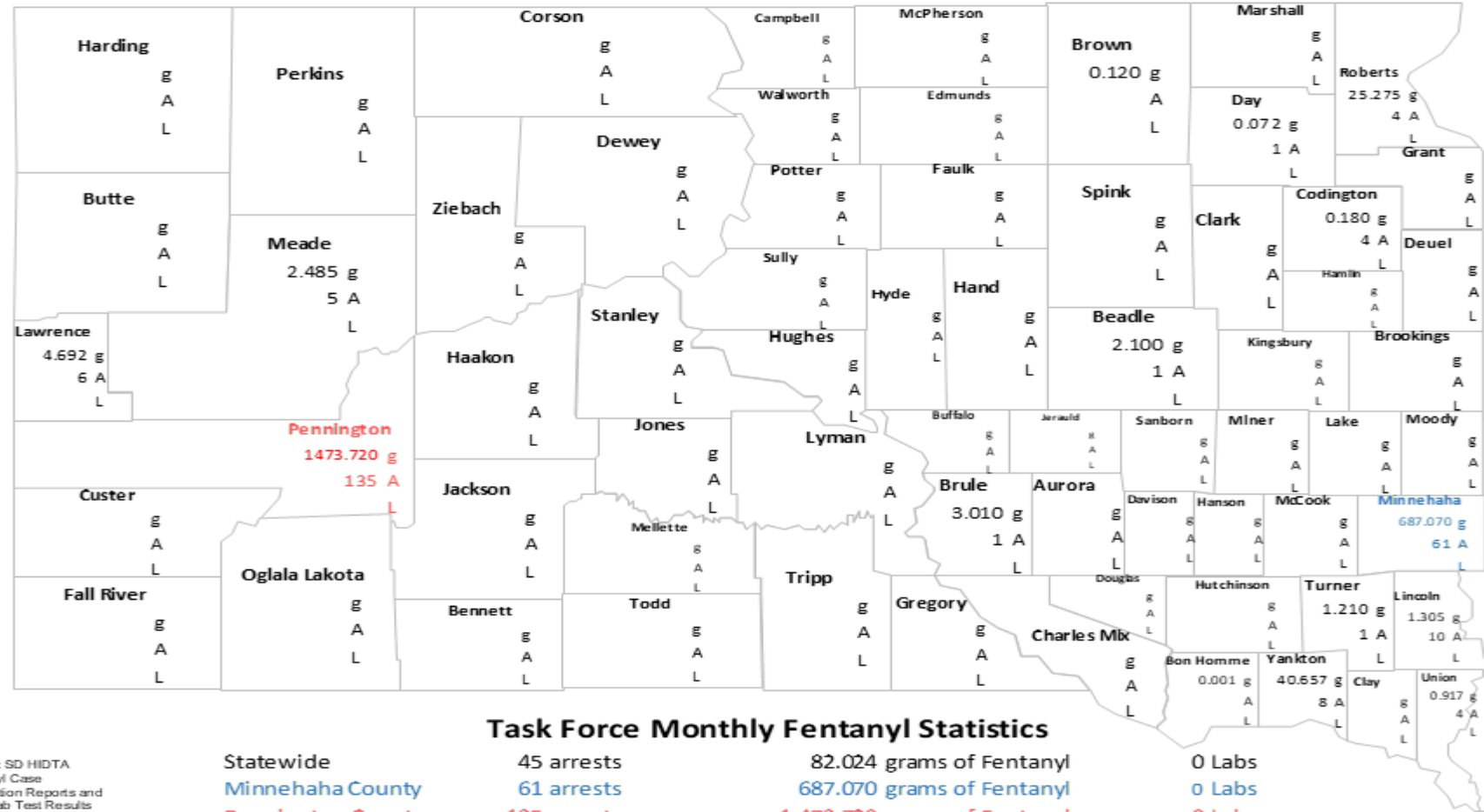
2025 South Dakota Fentanyl

Updated: 01/16/2026

241 Fentanyl Arrests

2,242.814 Grams of Fentanyl Seized

0 Labs

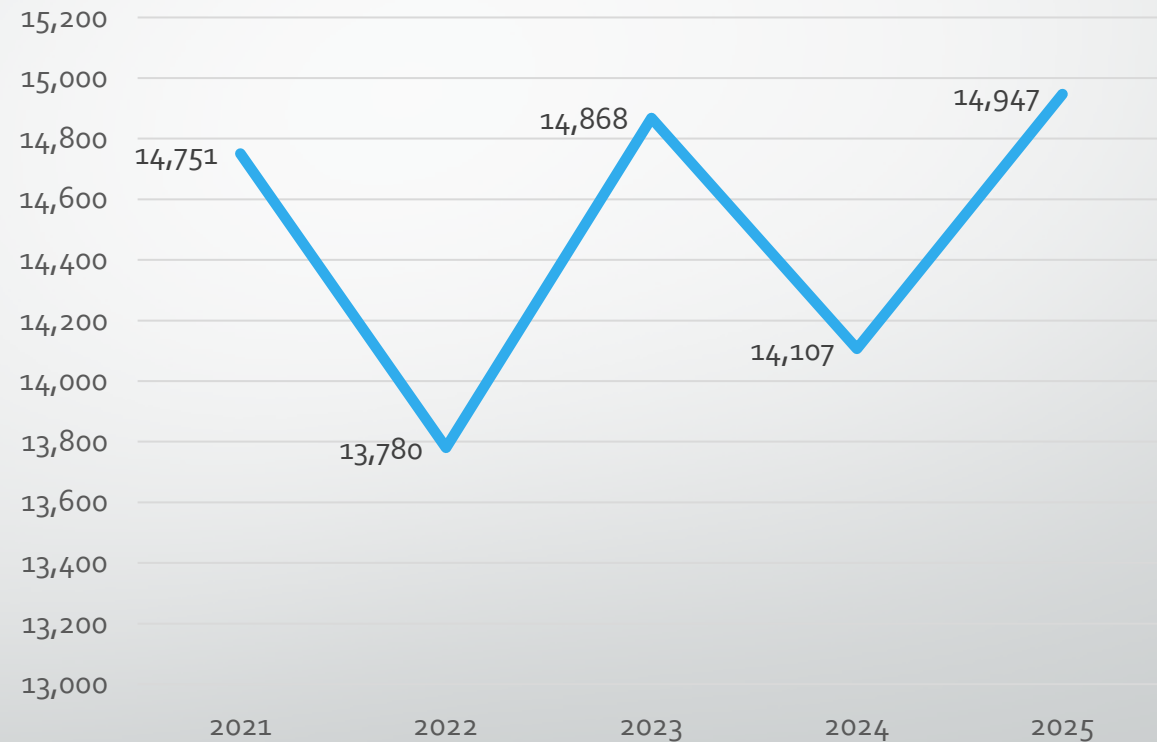


South Dakota Forensic Laboratory

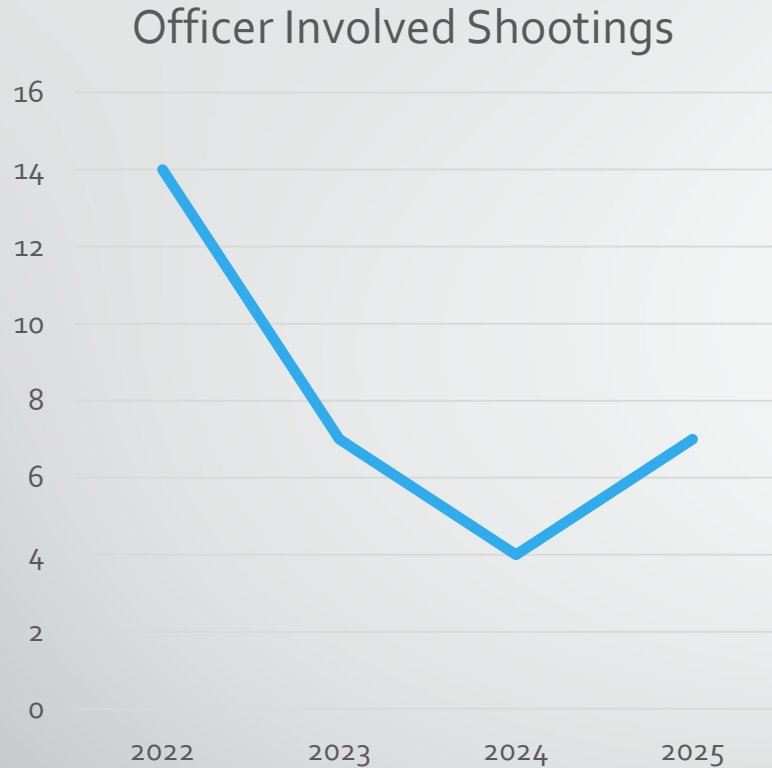
3,372 DNA Samples
Submitted by Law
Enforcement

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

Items of Evidence Submitted for
Examination



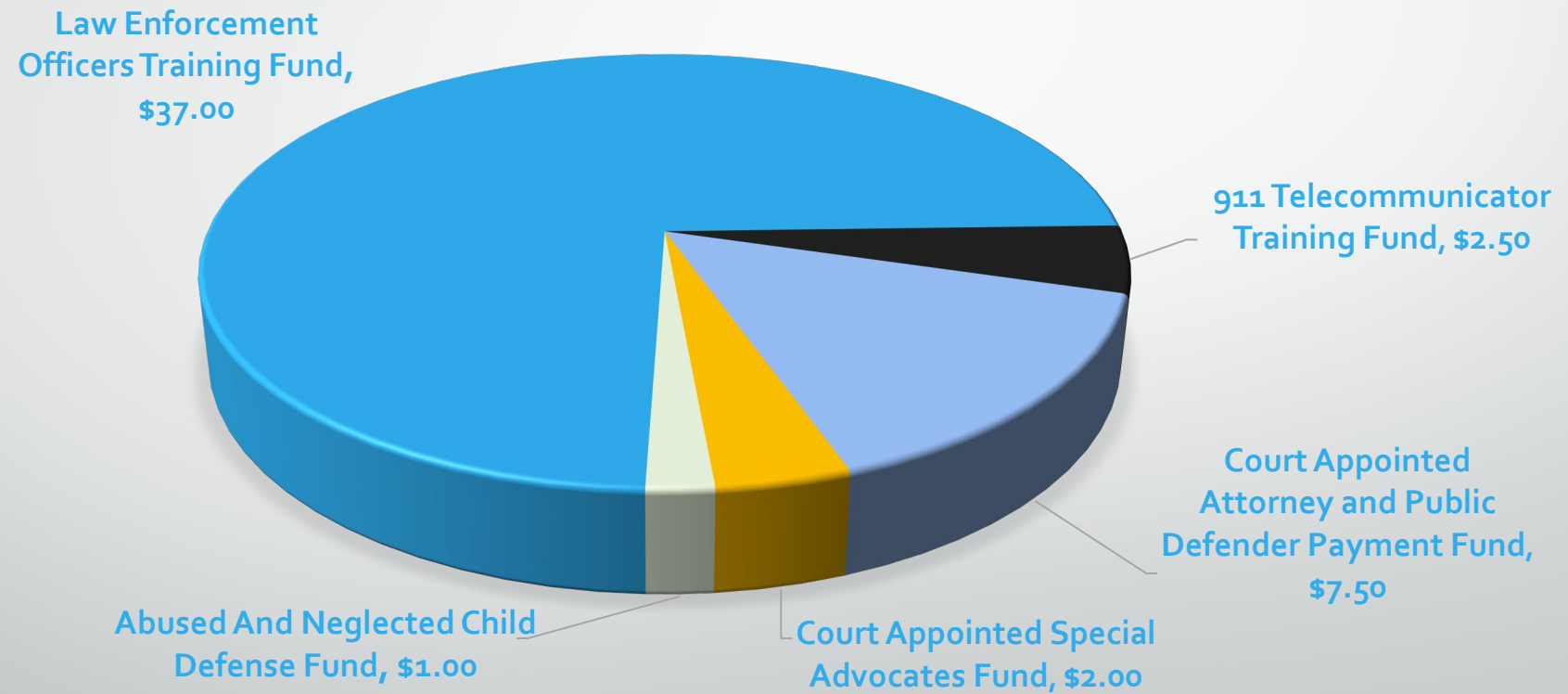
Officer Involved Shootings



- 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)

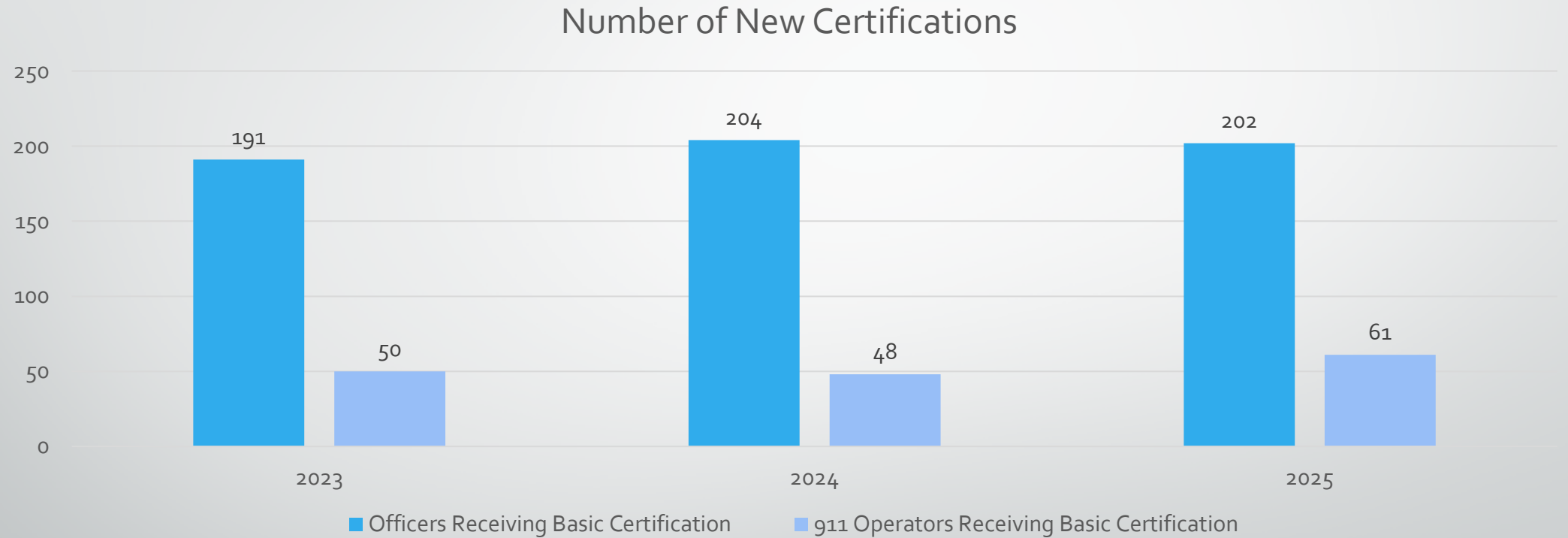
LIQUIDATED COSTS - \$50



Law Enforcement Officers Training Fund

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

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
Total	1.0		\$754,514	(\$663,505)	\$91,009

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
Total	1.0	\$745,531			\$745,531

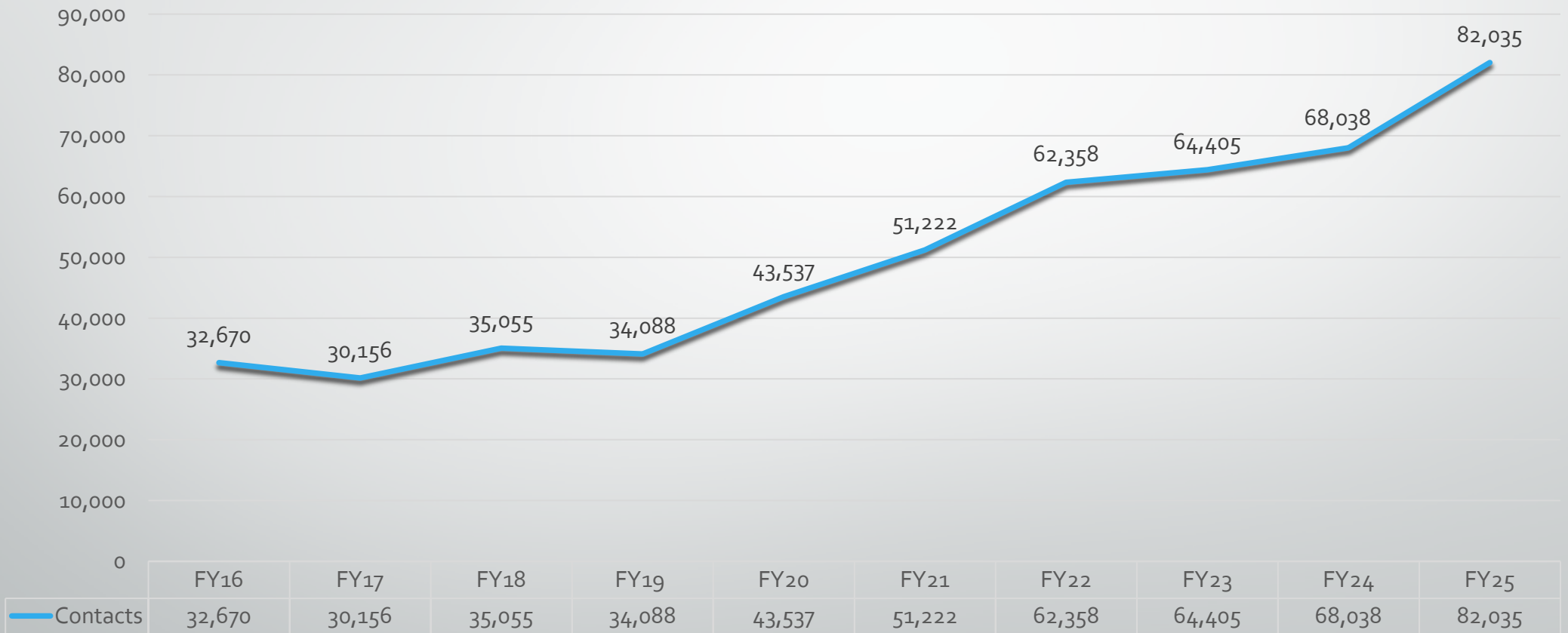
FY2027 One-Time Budget Request

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
Total			\$2,066,397	(\$754,514)	\$1,311,883

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.



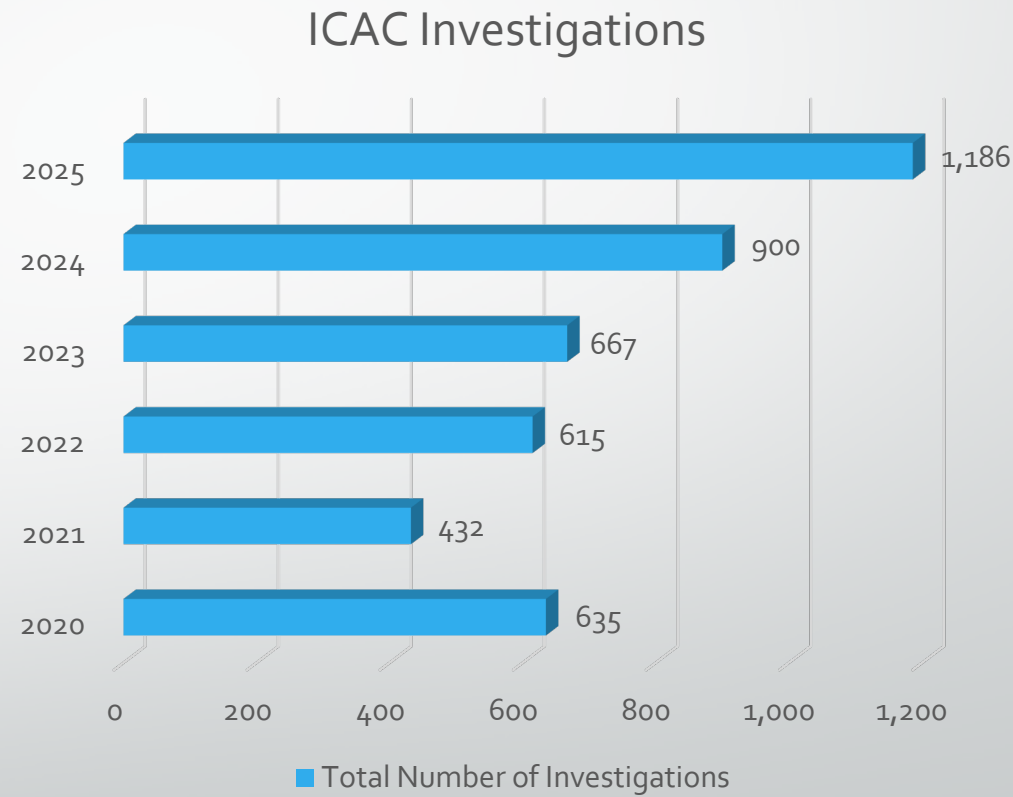
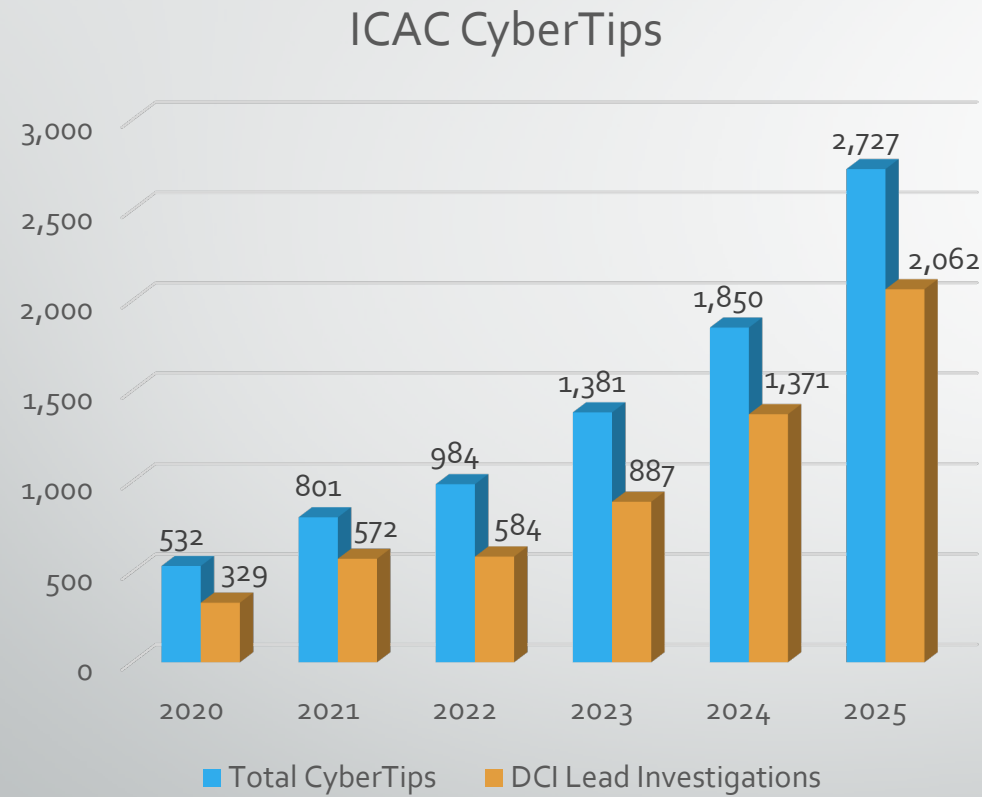
Consumer Protection Special Projects Coordinator

- 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

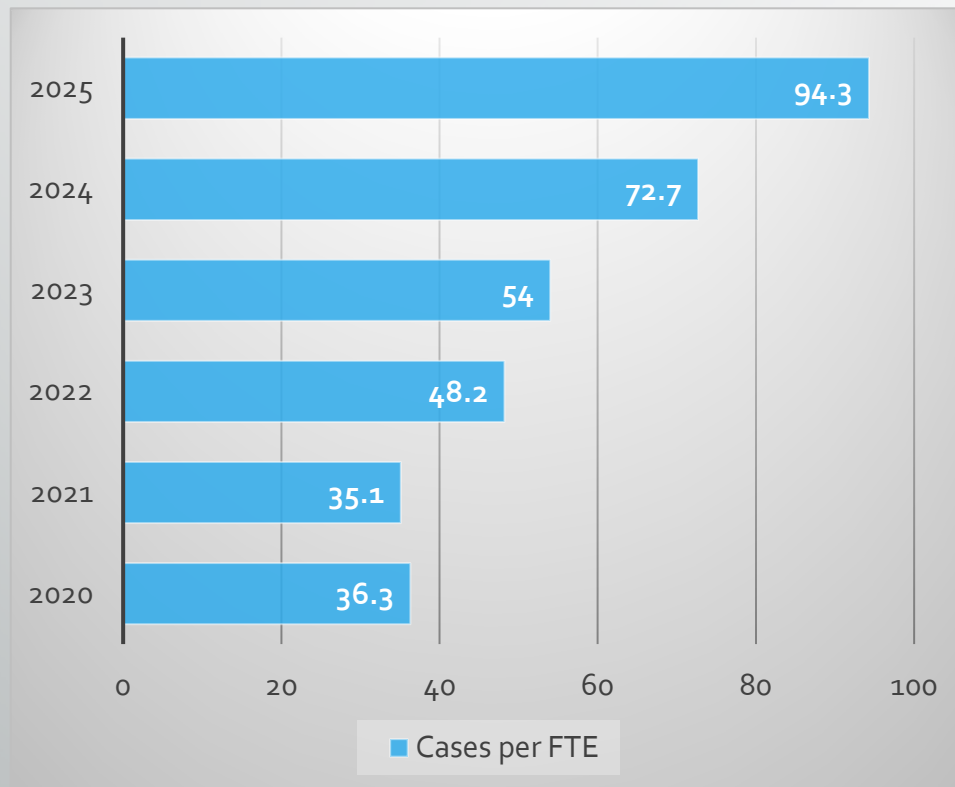
Federal Funding Supplement Budget Requests for ICAC, VOCA, and HIDTA

- 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

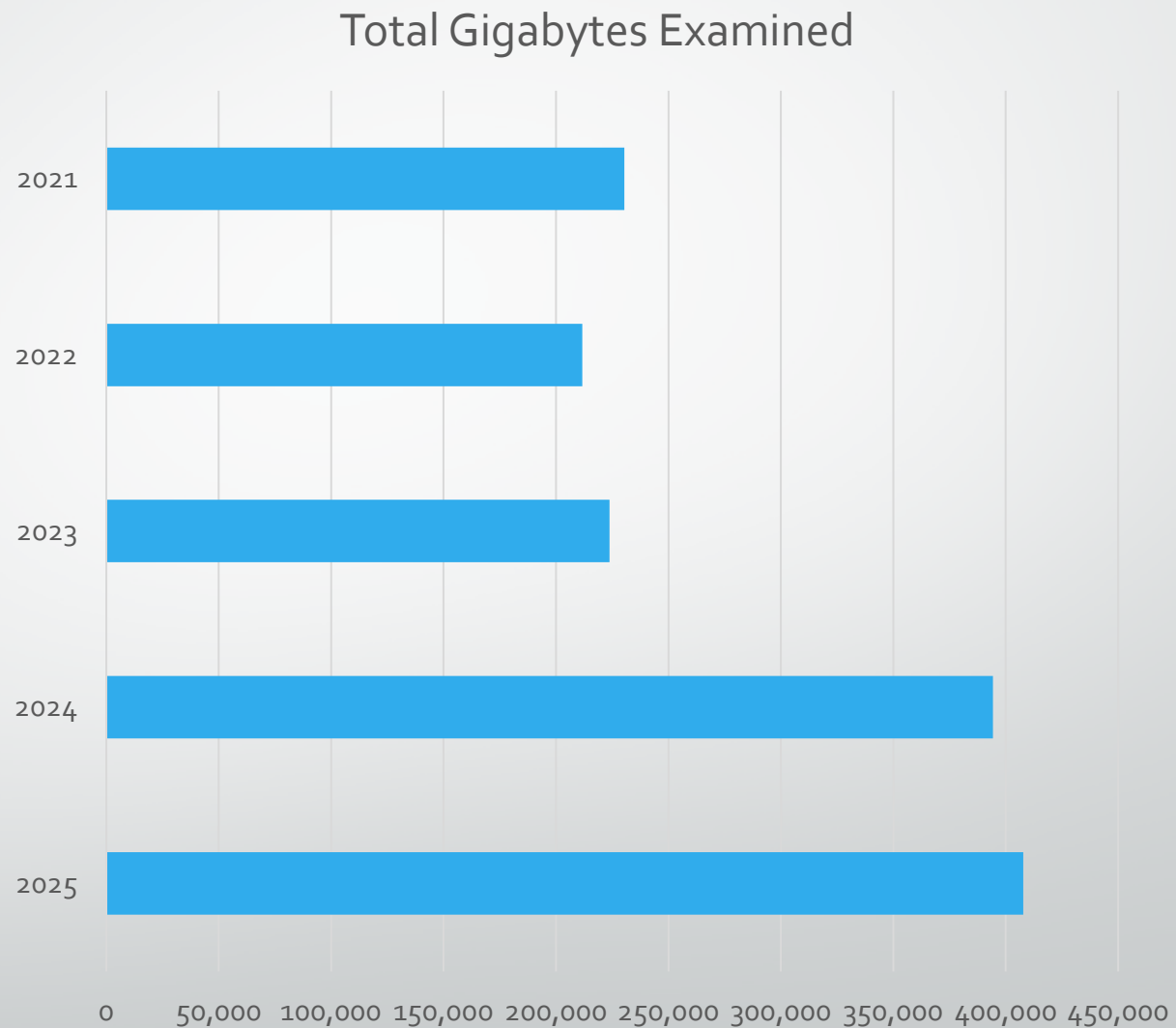


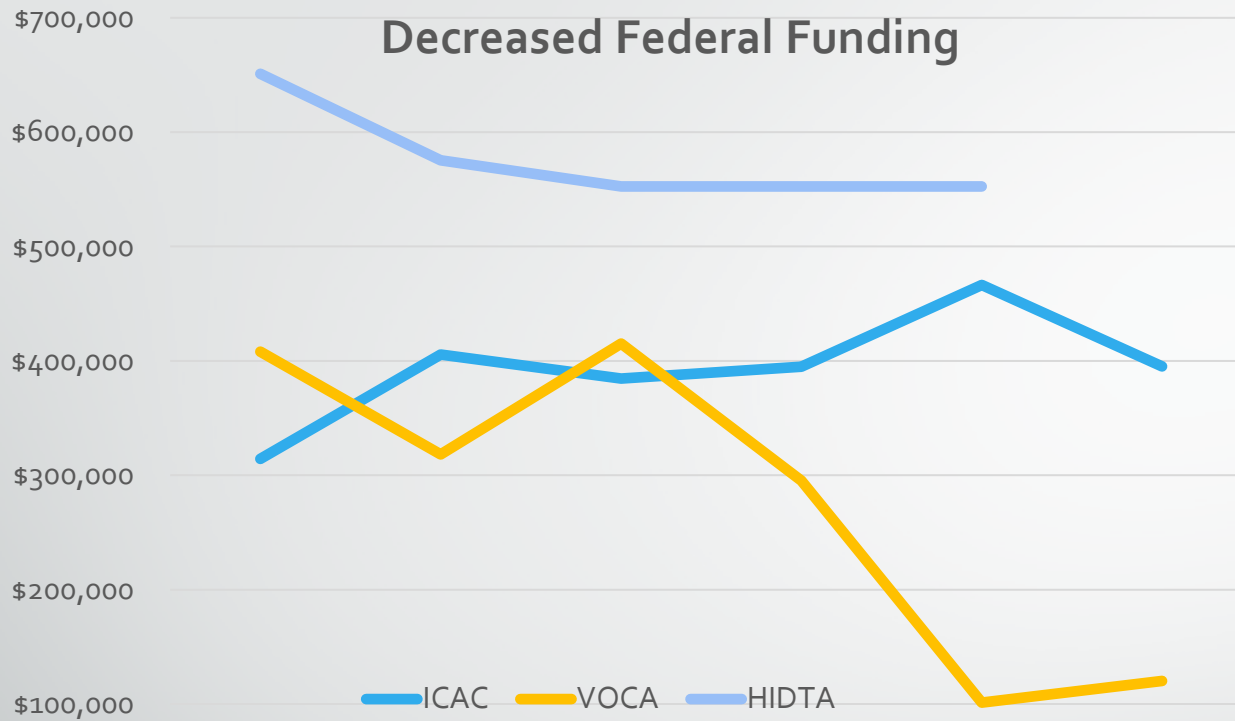
Increase in DCI ICAC Investigations



- 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





VOCA Federal Funding Has Decreased By 70.6% Since FY2021

* Grant Amount for FY2026 Not Yet Available

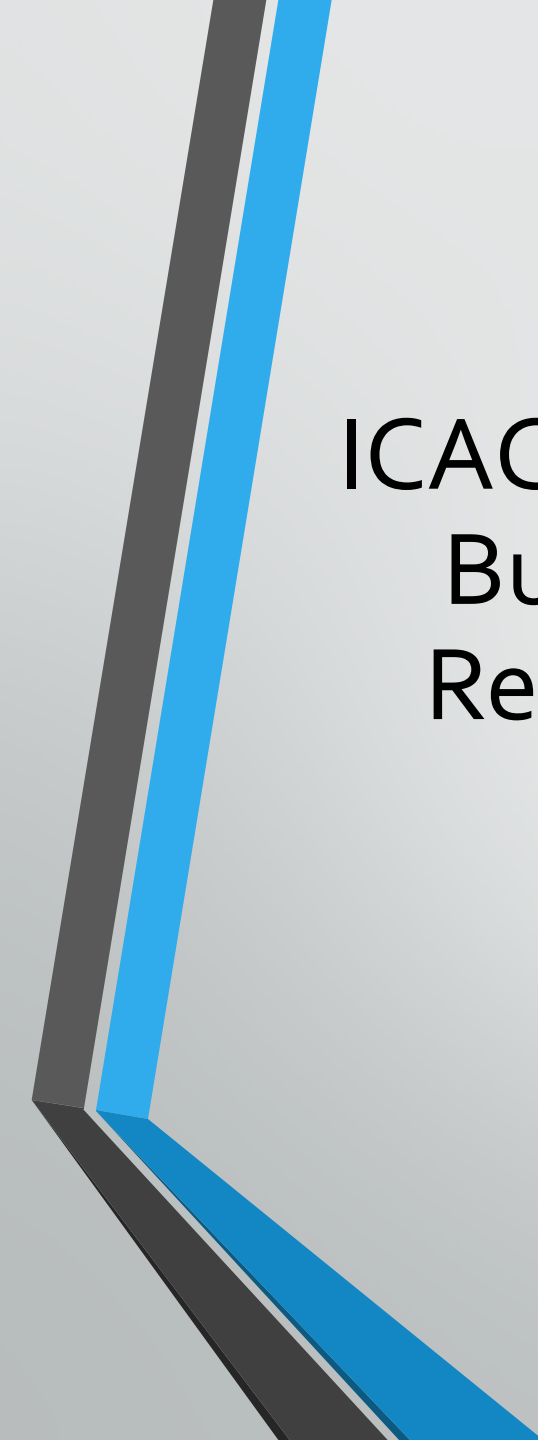
ICAC Funding Deficit

ICAC Expenses				
		FY2025		2025 Total
	General	Federal	Other	
Personal Services	\$779,157.44	\$148,346.68		\$927,504.12
Salaries	\$607,656.17	\$117,850.24		\$725,506.41
Benefits	\$171,501.27	\$30,496.44		\$201,997.71
Operating Expense	\$95,067.15	\$291,152.55	\$45.22	\$386,264.92
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
Grand Total	\$874,224.59	\$439,499.23	\$45.22	\$1,313,769.04
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
Grand Total	\$713,767.00	\$458,269.00	\$504.00	\$1,172,540.00

2025 Total Funding \$1,313,769

2026 Total Funding \$1,172,540

2027 Greater Deficit Unless
Immediate Action is Taken

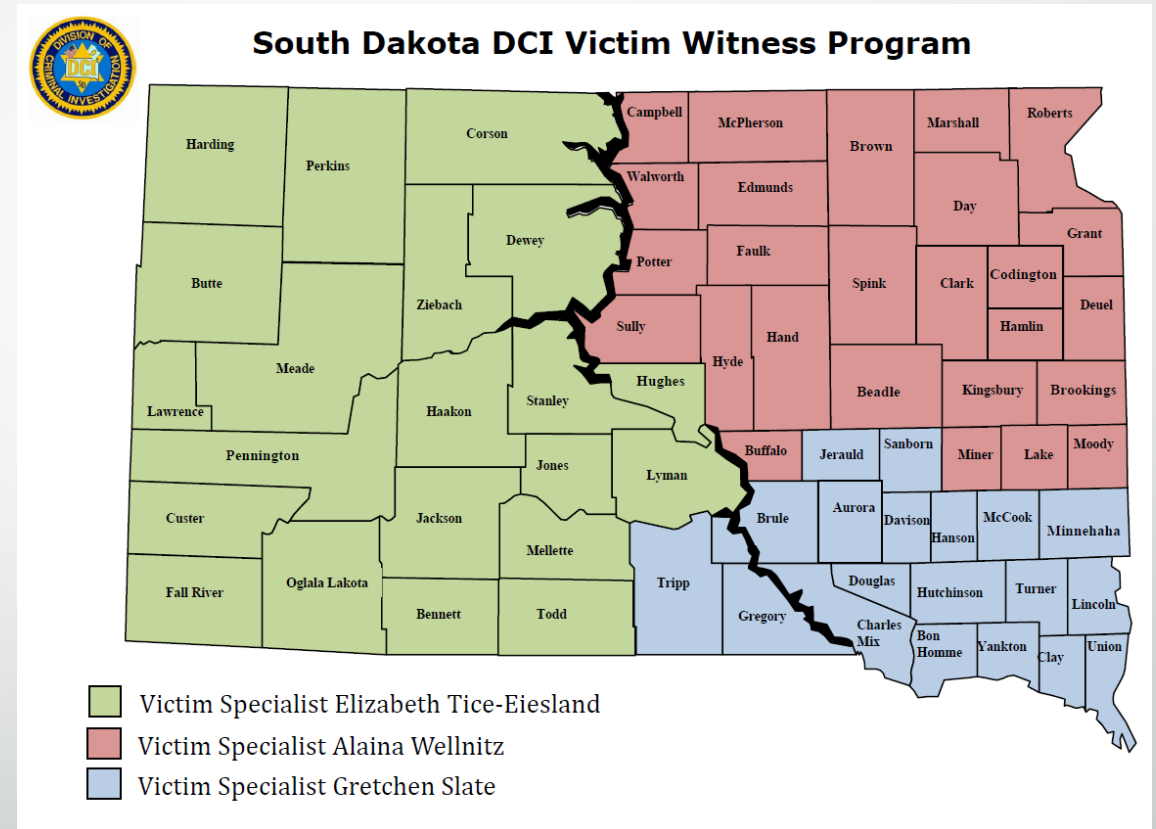


ICAC Deficit Budget Request

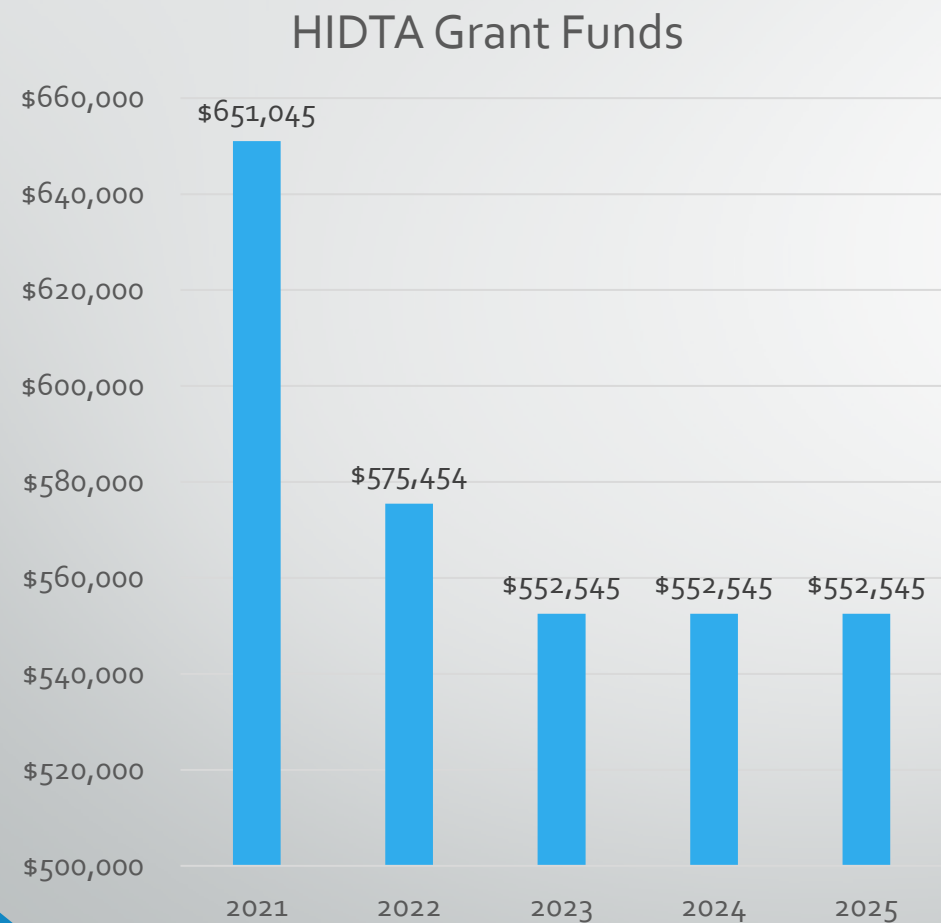
- FY2026 Federal ICAC Grant award of \$395,326 is not enough to cover even the basic software costs associated with the ICAC Unit:
- Requires ICAC Commander's salary be removed from the grant and funded with general funds
 - \$158,717 – Budget Brief Summary, page 11
- Requires an additional \$100,000 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



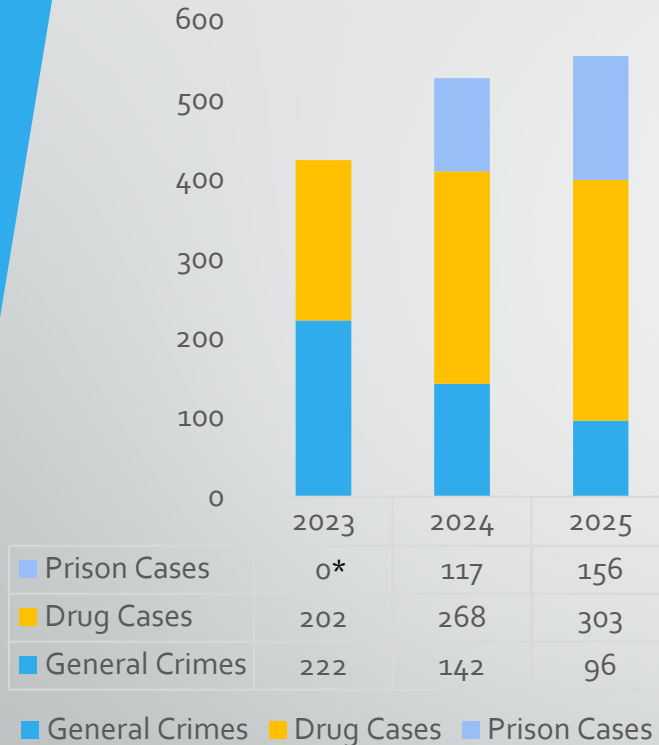
HIDTA Shortfall				
FY2026				
	Salary	Benefits	Health Insurance	Total
Agent	\$ 77,147.20	\$ 12,574.99	\$ 12,388.00	\$ 102,110.19
Agent	\$ 77,147.20	\$ 12,574.99	\$ 12,388.00	\$ 102,110.19
Analyst	\$ 64,147.20	\$ 9,173.05	\$ 12,388.00	\$ 85,708.25
Agent	\$ 98,924.80	\$ 16,124.74	\$ 12,388.00	\$ 127,437.54
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

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Thank You

Questions?