

As of 7/28/2015

# 100 - Office of Attorney General

## A001 Administration

**Statewide Result Area:** Efficient, Effective and Accountable Government

**Statewide Strategy:** Provide data, information, and analysis to support decision-making

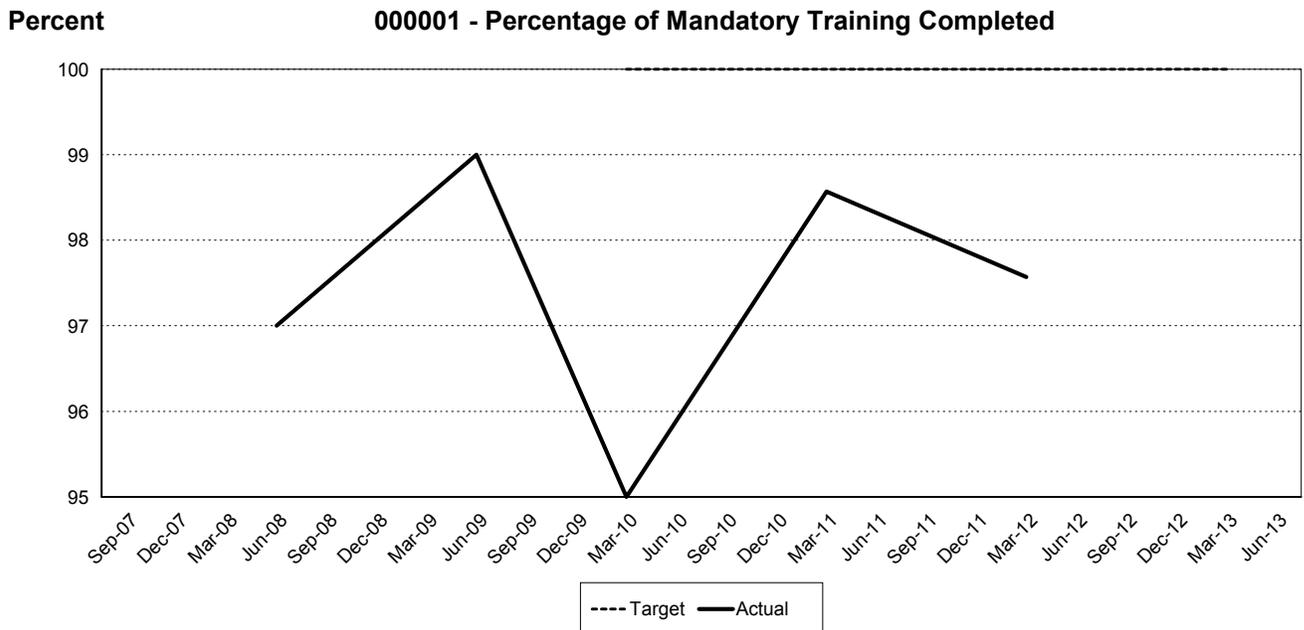
### Expected Results

Administration provides the issuance of Attorney General opinions which answer questions from members of the state Legislature, state elected officials, appointed heads of state agencies, boards and commissions, and county prosecuting attorneys. These questions seek clarification relating to the interpretation of statutes and regulations when the meaning is in doubt.

000001 - PM0001/ADM - Percentage of Mandatory Training Completed.			
Biennium	Period	Actual	Target
2011-13	Q7		100%
2011-13	Q3	97.57%	100%
Performance Measure Status: Approved			

Date Measured: 3/31/2013

Comment: Represents 12 months of data (CY2012)



## A002 Civil Commitment of Sexually Violent Predators

**Statewide Result Area:** Healthy and Safe Communities

**Statewide Strategy:** Confine and rehabilitate offenders

As of 7/28/2015

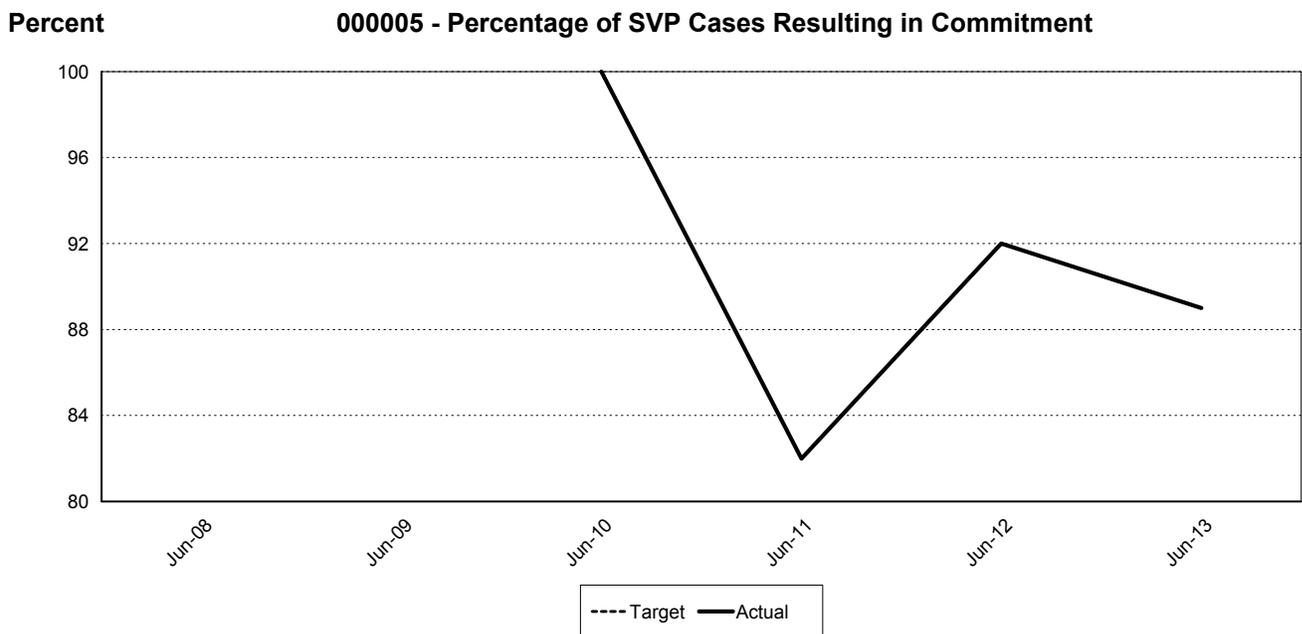
**Expected Results**

The most dangerous and violent sexual predators in the state are detained, evaluated, and treated until they no longer constitute a threat. Consequently, fewer people are victimized, and the public is protected from those sex offenders who are most likely to reoffend.

<b>000005 - PM0002/SVP - Percentage of SVP Cases Resulting in Commitment.</b> The higher the commitment rate, the more successful the SVP unit is in civilly committing dangerous sexual predators and thereby protecting the public from these offenders.			
Biennium	Period	Actual	Target
2011-13	A2	89%	
2011-13	A1	92%	
Performance Measure Status: Approved			

Date Measured: 6/30/2013

Comment: Represents 12 months of data





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**000008 - PM0003/CRI - This is a count of the number of requests for assistance and referrals to the unit from outside the AGO.**  
**The primary function of our unit is to provide trial and consulting assistance to local prosecutors.**

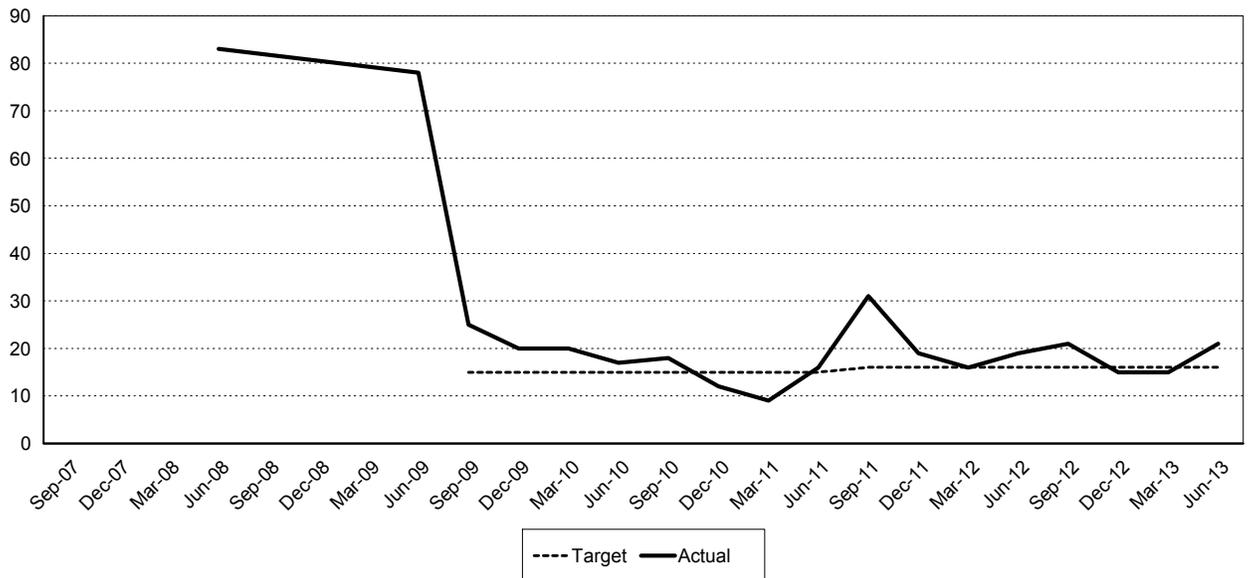
Biennium	Period	Actual	Target
2011-13	Q8	21	16
2011-13	Q7	15	16
2011-13	Q6	15	16
2011-13	Q5	21	16
2011-13	Q4	19	16
2011-13	Q3	16	16
2011-13	Q2	19	16
2011-13	Q1	31	16

Performance Measure Status: Approved

Date Measured: 6/30/2013

Comment: Represents 3 months of data

**Number 000008 - Number of Referrals/Requests Received for AGO Criminal Litigation Assistance**

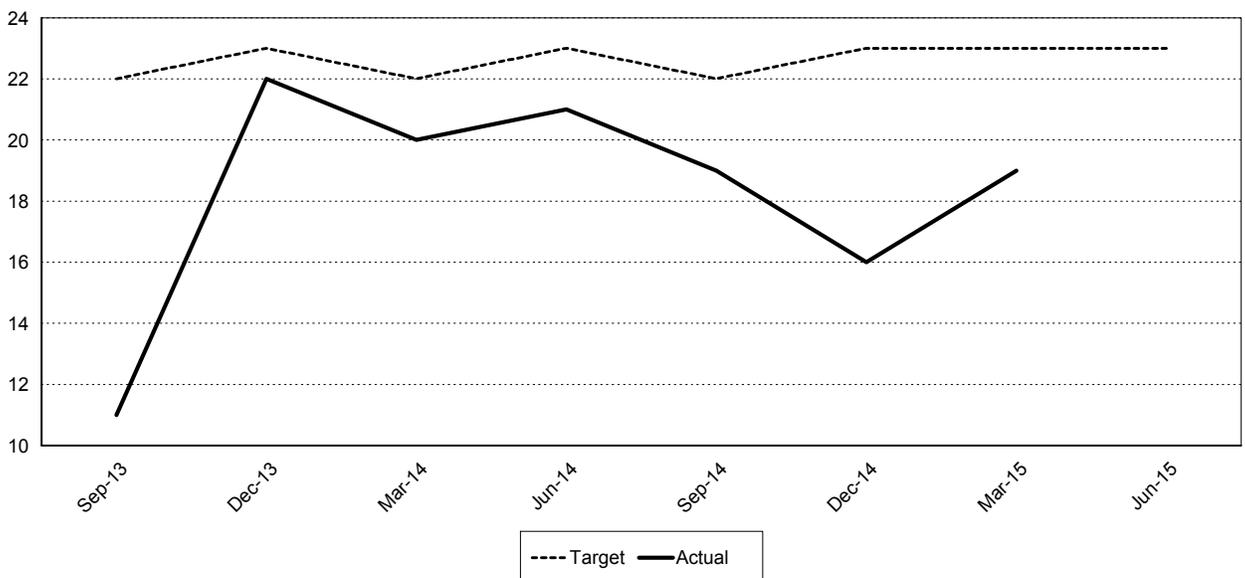


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<b>002536 -</b>			
<p><b>Where the county prosecutor has a conflict of interest or needs assistance for other reasons, there is a competent, highly-skilled prosecutor to represent the state, resulting in greater public protection. Crimes of fraud involving state agencies are properly investigated and prosecuted so that state agencies and other victims can recover their losses, and similar criminal activity against state agencies can be curtailed and deterred. The Criminal Litigation Unit reviews important appeals and provides additional legal assistance when requested. The CLU also reviews and approves (or defends against) claims filed by persons claiming to have been wrongfully convicted and imprisoned.</b></p>			
Biennium	Period	Actual	Target
2013-15	Q8		23
2013-15	Q7	19	23
2013-15	Q6	16	23
2013-15	Q5	19	22
2013-15	Q4	21	23
2013-15	Q3	20	22
2013-15	Q2	22	23
2013-15	Q1	11	22
<p>Performance Measure Status: Approved                      Statewide Result Area: <i>Improve the safety of people and property</i>                      Statewide Strategy: <i>Enforce the law</i></p>			

Date Measured: 6/30/2015  
 Comment: Criminal Cases Closed

**Number** **002536 - Criminal Investigation and Prosecution**





*As of 7/28/2015*

## **A005 Enforcement of Consumer Protection Laws**

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**Statewide Result Area: Prosperous Economy**

**Statewide Strategy: Provide consumer protection**

### **Expected Results**

The AGO's Consumer Protection Division's (CPR) activities are expected to foster a fair, competitive and non-deceptive marketplace, prevent consumer harm, promote voluntary compliance with economic regulation by businesses, and resolve disputes between buyers and sellers in the marketplace. CPR is expected to recover a portion of operational costs through its litigation activity. CPR is expected to promote timely and effective new motor vehicle warranty service through mandatory arbitration, and foster compliance with the Manufactured Housing Landlord Tenant Act.

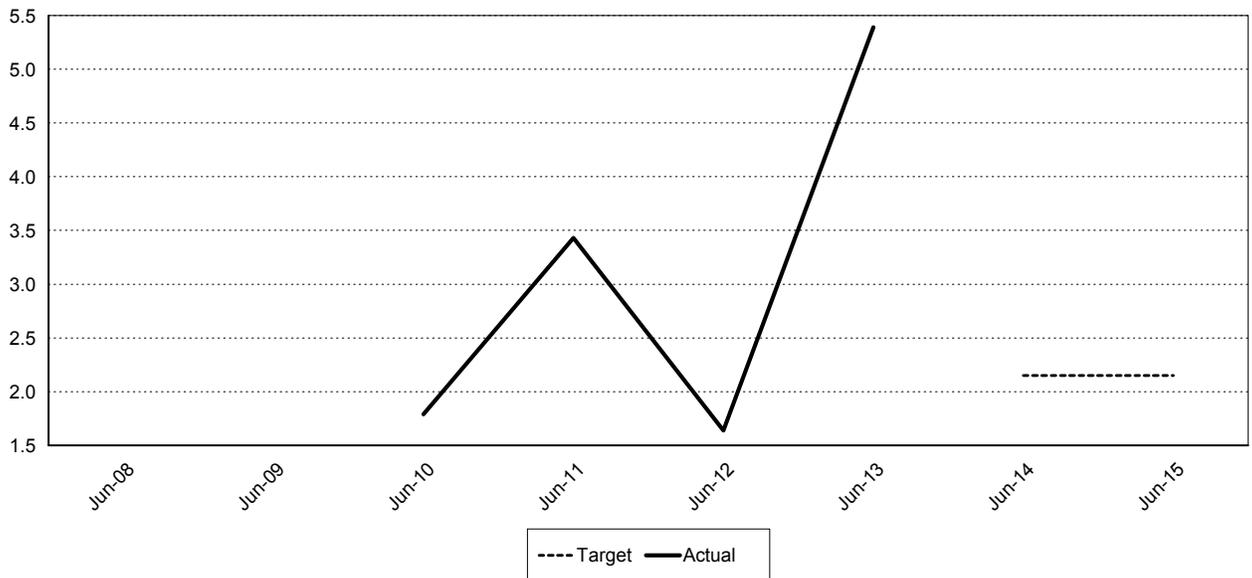
As of 7/28/2015

<b>000014 -</b>			
<p>The division’s activities are expected to foster a fair, competitive and non-deceptive market place, prevent consumer harm, promote voluntary compliance with economic regulation by business, and resolve disputes between buyers and sellers in the marketplace. The division is also expected to recover a portion of the costs of its operation through its litigation activity. Finally, the Division is expected to promote timely and effective new motor vehicle warranty service through mandatory arbitration and foster compliance with the Manufactured Housing Landlord Tennant Act.</p>			
Biennium	Period	Actual	Target
2013-15	A2		\$2.15
2013-15	A1		\$2.15
2011-13	A2	\$5.39	
2011-13	A1	\$1.64	
Performance Measure Status: Approved			

Date Measured: 6/30/2015

Comment: \$2.15 target return per dollar spent

**Dollars 000014 - Amount of Dollars Recovered for Every Dollar Spent by the AGO on Consumer Protection Work**

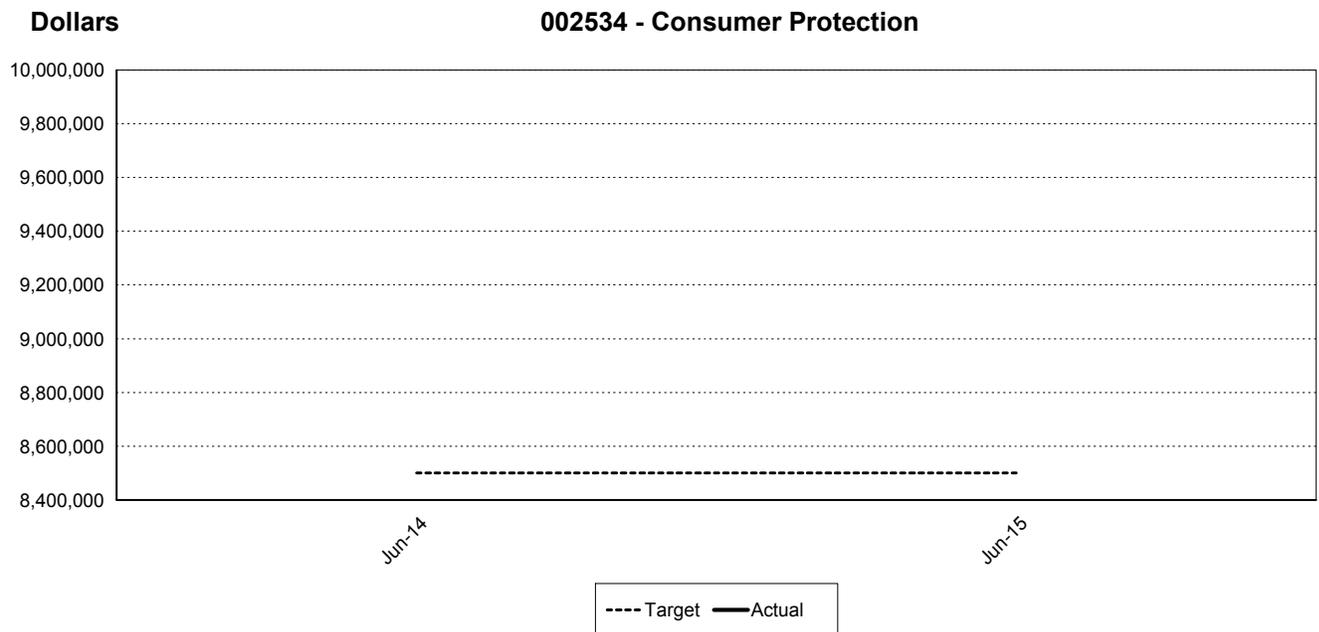


As of 7/28/2015

<b>002534 -</b>			
<p>The division’s activities are expected to foster a fair, competitive and non-deceptive market place, prevent consumer harm, promote voluntary compliance with economic regulation by business, and resolve disputes between buyers and sellers in the marketplace. The division is also expected to recover a portion of the costs of its operation through its litigation activity. Finally, the Division is expected to promote timely and effective new motor vehicle warranty service through mandatory arbitration and foster compliance with the Manufactured Housing Landlord Tennant Act.</p>			
Biennium	Period	Actual	Target
2013-15	A2		\$8,500,000
2013-15	A1	\$9,900,000	\$8,500,000
<p>Performance Measure Status: Approved                  Statewide Result Area: <i>Improve the economic vitality of businesses and individuals</i>                  Statewide strategy: <i>Provide consumer protections, enforce the law</i></p>			

Date Measured: 6/30/2015

Comment: Direct Restitution Provided to Consumers through Litigation and Informal Complaint Resolution



**A006 Executive Ethics Board**

Statewide Result Area: **Efficient, Effective and Accountable Government**

Statewide Strategy: **Support democratic processes and government accountability**

*As of 7/28/2015*

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**Expected Results**

The Executive Ethics Board investigates complaints filed by public employees and citizens regarding ethical violations established in the Public Service Act, and prosecutes cases to completion. By completing investigations and resolving cases in a timely manner, state agencies, state employees, and the public are better served, and public trust and confidence in state government increases.

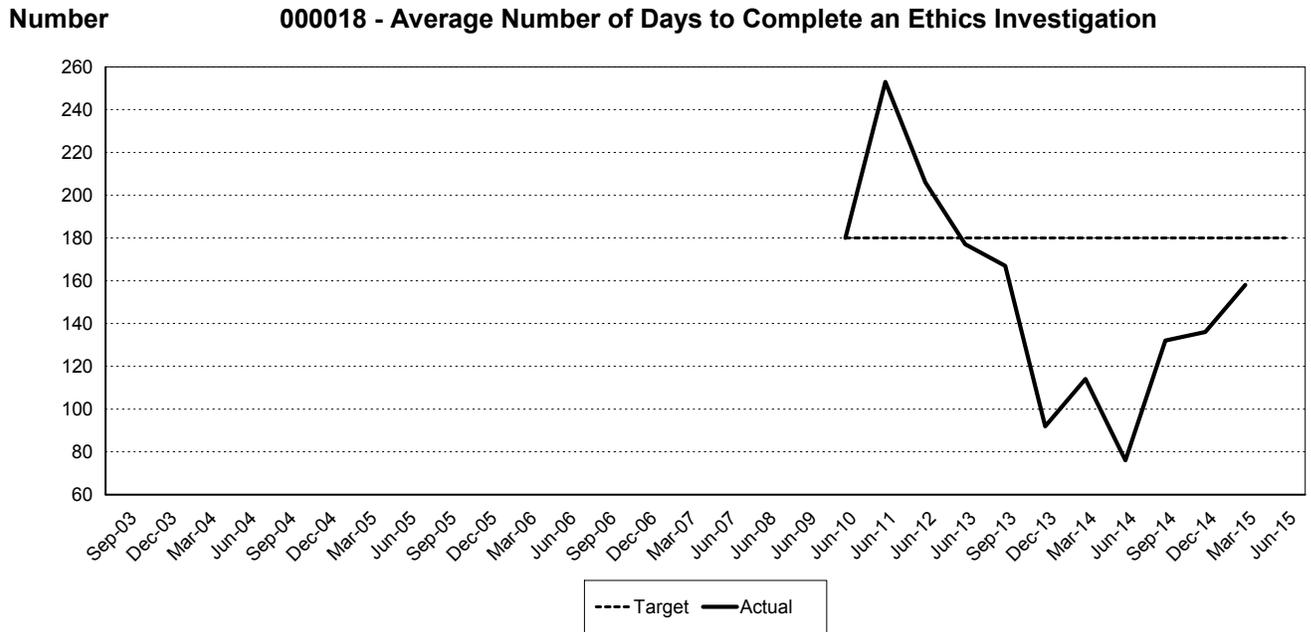
As of 7/28/2015

<p><b>000018 - The Executive Ethics Board (EEB) promotes integrity, confidence, and public trust in state government through education, interpretation, and enforcement of the Ethics in Public Service Act (the Act). The Office of the Attorney General provides staff for the Board. Board members meet on a regular basis to interpret the Act for all state agencies, provide advice to agencies regarding ethical issues, promulgate rules to implement the Act, and take enforcement action against state employees who violate the Act. The Board staff investigates complaints filed by public employees and citizens, provides ethics training to all state agencies, and provides advice regarding ethics in the workplace to ensure that state officers and employees perform their public responsibilities with the highest ethical standards and conduct the business of the state to advance the public's interest and not use their position for personal gain or private advantage.</b></p>			
<b>Biennium</b>	<b>Period</b>	<b>Actual</b>	<b>Target</b>
2013-15	Q8		180
2013-15	Q7	158	180
2013-15	Q6	136	180
2013-15	Q5	132	180
2013-15	Q4	76	180
2013-15	Q3	114	180
2013-15	Q2	92	180
2013-15	Q1	167	180
2011-13	Q8	177	180
2011-13	Q4	206	180
<p>Performance Measure Status: Approved  <i>Statewide Result Area: Strengthen government's ability to achieve results efficiently and effectively</i>  <i>Statewide Strategy: Support democratic processes and government accountability</i></p>			

Date Measured: 6/30/2015

Comment: Average number of days to complete Ethics investigations.

As of 7/28/2015



## A007 Homicide Investigation Tracking System

**Statewide Result Area: Healthy and Safe Communities**

**Statewide Strategy: Enforce the law**

### Expected Results

Homicide Investigation Tracking System (HITS) investigators and its data warehouse provide resources to local, state, and federal law enforcement agencies by giving them access to violent crime data and analyses across jurisdictions. The HITS unit provides law enforcement analysis of crime data related to murder, rape, and other serious offenses. The usefulness of the HITS system is directly affected by the quality and quantity of crime data entered into the system, and HITS investigators work closely with law enforcement to ensure all information is correctly captured. HITS provides direct investigative assistance, including case reviews and search results, to law enforcement agencies upon their request. As a result, violent offenders are identified and apprehended improving public safety and preventing crime.

As of 7/28/2015

**000021 - The Homicide Investigation Tracking System (HITS) investigators and its data warehouse provide resources to local, state, and federal law enforcement agencies by giving them access to violent crime data and analyses across jurisdictions. The HITS Unit provides law enforcement analysis of crime data related to murder, rape, and other serious offenses. The usefulness of the HITS system is directly affected by the quality and quantity of crime data entered into the system, and the HITS investigators work closely with law enforcement to ensure all information is correctly captured. The HITS Unit provides direct investigative assistance, including case reviews and search results, to law enforcement upon request. As a result, violent offenders are identified and apprehended, improving public safety and preventing crime.**

Biennium	Period	Actual	Target
2013-15	Q8		254
2013-15	Q7	241	253
2013-15	Q6	227	253
2013-15	Q5	250	253
2013-15	Q4	185	254
2013-15	Q3	231	253
2013-15	Q2	243	253
2013-15	Q1	239	253
2011-13	Q8	230	225
2011-13	Q7	246	225
2011-13	Q6	232	225
2011-13	Q5	272	225
2011-13	Q4	236	225
2011-13	Q3	267	225
2011-13	Q2	283	225
2011-13	Q1	262	225

Performance Measure Status: Approved

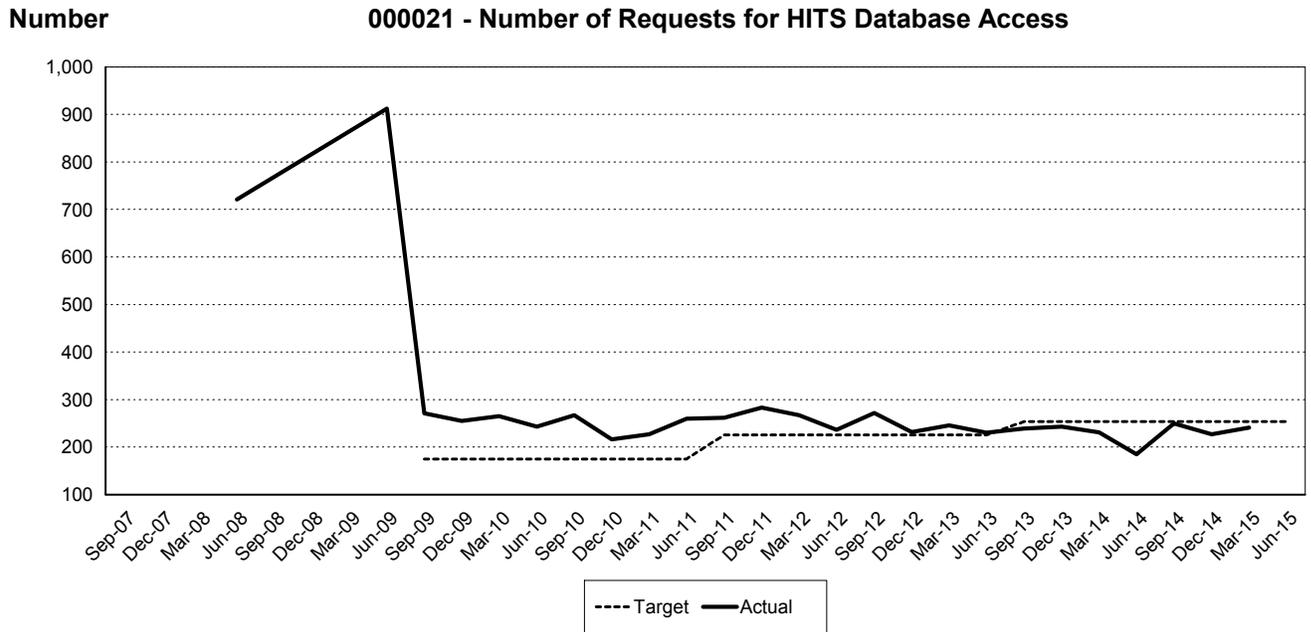
Statewide Result Area: *Improve the safety of people and property*

Statewide Strategy: *Enforce the law*

Date Measured: 6/30/2015

Comment: *HITS Requests from Law Enforcement*

As of 7/28/2015



## A008 Investigation and Defense of Tort Lawsuits

**Statewide Result Area:** Efficient, Effective and Accountable Government

**Statewide Strategy:** Provide data, information, and analysis to support decision-making

### Expected Results

The AGO’s Torts Division protects taxpayers by vigorously defending tort claims and lawsuits against the state, state agencies, boards, commissions, and officers and employees acting within the scope of their employment. Torts consists of experienced litigators and trained legal professionals who provide high quality and efficient legal services to the state. Torts promotes government efficiency by employing concerted efforts to resolve claims and lawsuits at the earliest possible stages through the early resolution program, motions practice, direct negotiation and mediated settlement. Torts maintains a high rate of litigation success with many lawsuits dismissed with zero payout. Torts also maintains a high rate of case appeal litigation success.

As of 7/28/2015

**000024 - PM0008/TORTS - The percentage of Torts lawsuits which, when closed in a fiscal year with a payout, were resolved using early or informal resolution processes.**

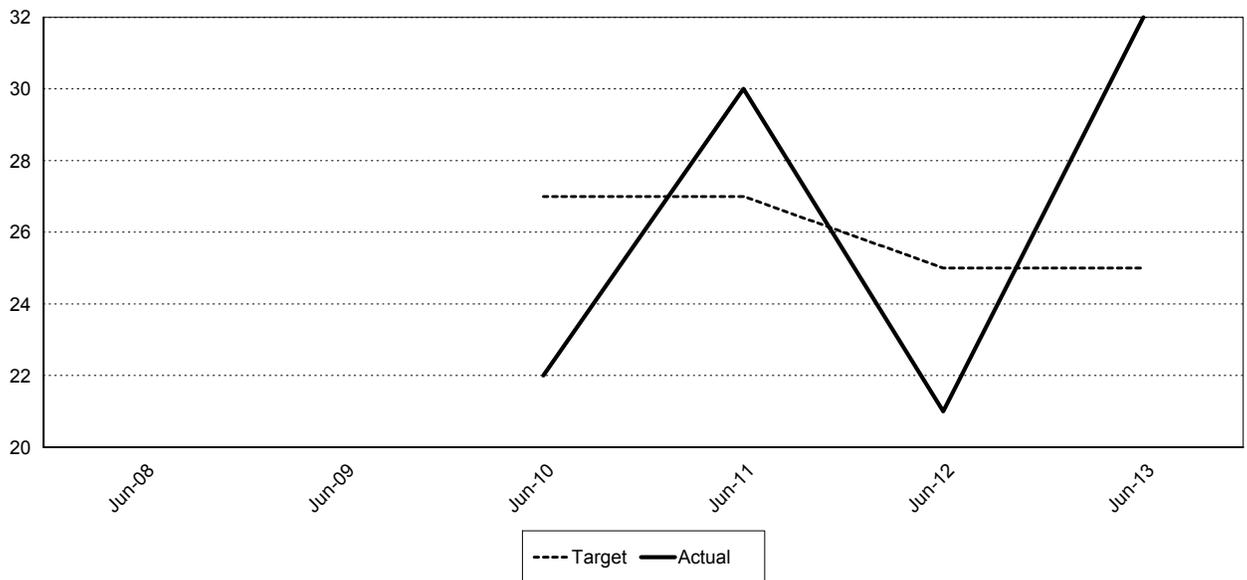
Biennium	Period	Actual	Target
2011-13	A2	32%	25%
2011-13	A1	21%	25%

Performance Measure Status: Approved

Date Measured: 6/30/2013

Comment: Represents 12 months of data. We assume a target of 20-30%.

**Percent 000024 - Percentage of Tort Cases Resolved each Fiscal Year through Early and Informal Resolution**



As of 7/28/2015

**002537 - The Torts Division protects taxpayers by providing high quality and effective legal defense to the state in tort claims and lawsuits. The division improves government efficiency by measuring the speed with which lawsuits resolve, and measuring success in resolving cases through early resolution. The Torts Division also tracks “zero-payout cases” and appellate outcomes. The division maintains a high rate of Tort case appeal litigation success.**

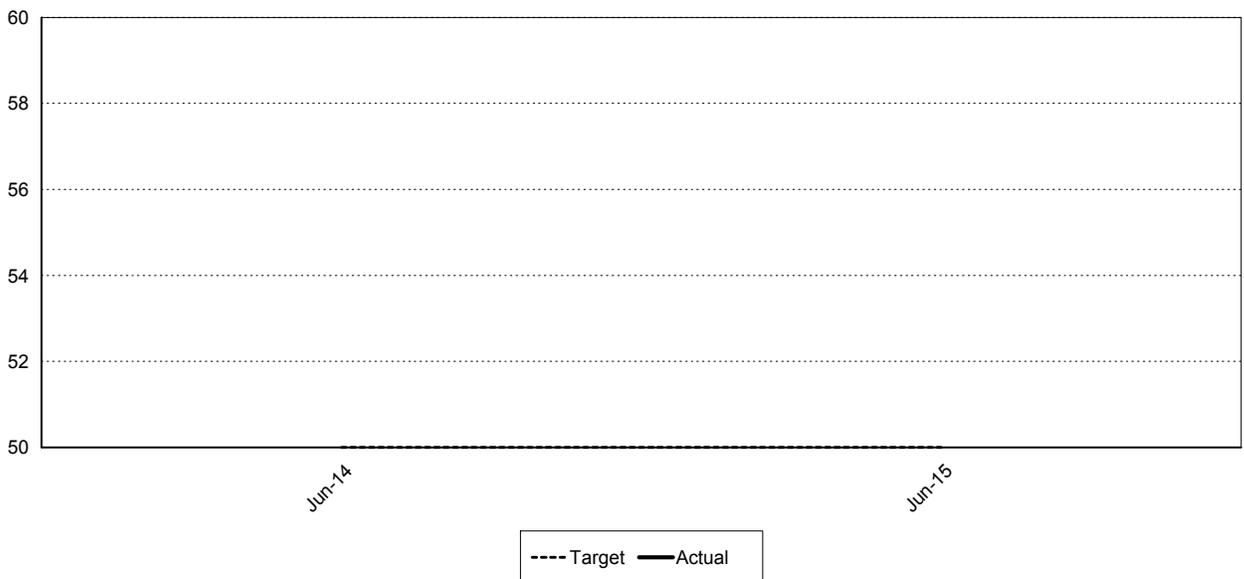
Biennium	Period	Actual	Target
2013-15	A2		50%
2013-15	A1	59%	50%

Performance Measure Status: Approved  
 Statewide Result Area: *Strengthen the government's ability to achieve results efficiently and effectively*  
 Statewide Strategy: *Provide data, information and analysis to support decision-making.*

Date Measured: 6/30/2015

Comment: Percentage of Torts Claims that Resulted in Zero Payout

**Percent 002537 - Investigation and Defense of Torts Lawsuits**



**A009 Investigation and Prosecution of Medicaid Fraud and Resident Abuse**

Statewide Result Area: **Healthy and Safe Communities**  
 Statewide Strategy: **Provide access to health care**

**Expected Results**

As of 7/28/2015

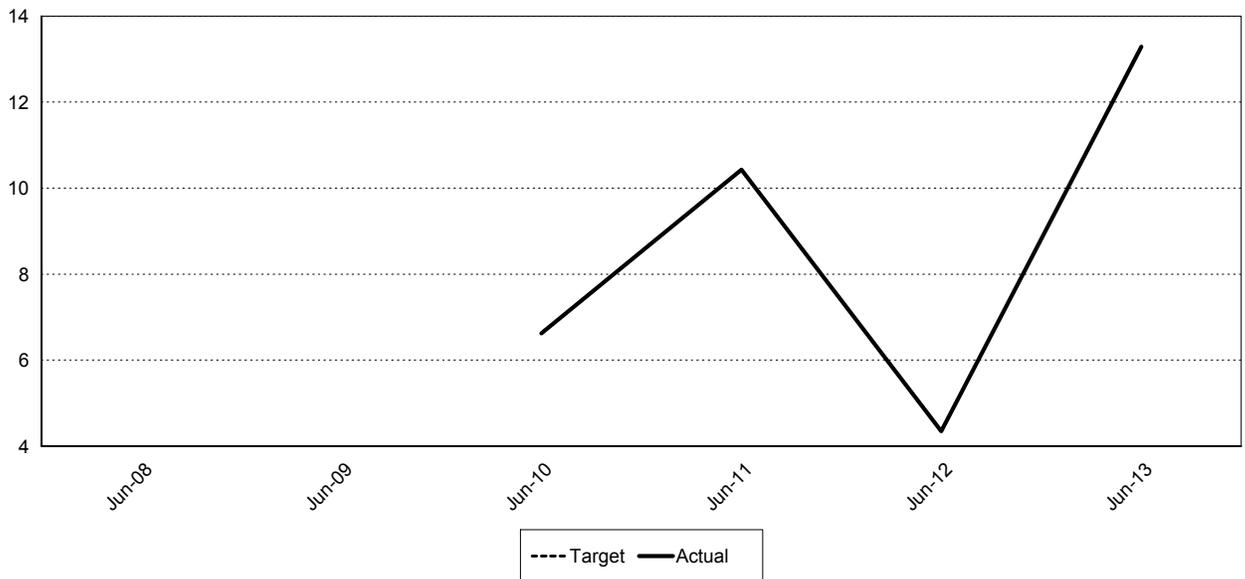
Medicaid funds are returned to the State through appropriation to combat fraud, provide Medicaid services, and monitor prescription drug abuse. The 2012 legislature created the False Claims Act (FCA) and the Medicaid Penalty Account (MPA) which is the state funding source for the AGO’s Medicaid Fraud Control Unit (MFCU), and for the Medicaid program integrity responsibilities managed by the Washington State Health Care Authority. Through MFCU’s civil efforts, recovered money that was illegally obtained in violation of either the federal or state FCA is returned to the State and placed into the MPA. This includes restitution, interest and penalties. The 2013 legislature authorized the Prescription Drug Monitoring Program, also funded from the MPA. Through MFCU’s criminal and non-false claims act civil efforts, additional money is returned to the State. These cases generally contain a restitution portion, and have generated interest. In these cases, the restitution recoveries are returned directly to the Medicaid program and not to the MPA. Any interest earned and recovered goes to the State General Fund.

<b>000027 - PM009/MFCU - Recoveries. The amount of money ordered recovered each fiscal year as a result of the work performed by the Medicaid Fraud Control Unit of the AGO.</b>				
<b>Biennium</b>	<b>Period</b>	<b>Actual</b>	<b>Target</b>	
2011-13	A2	\$13.29		
2011-13	A1	\$4.35		
Performance Measure Status: Approved				

Date Measured: 6/30/2013

Comment: Represents 12 months of data. Recoveries are variable.

**Dollars 000027 - Amount of Dollars Recovered for Every Dollar Spent by the AGO on Medicaid Fraud Work**



As of 7/28/2015

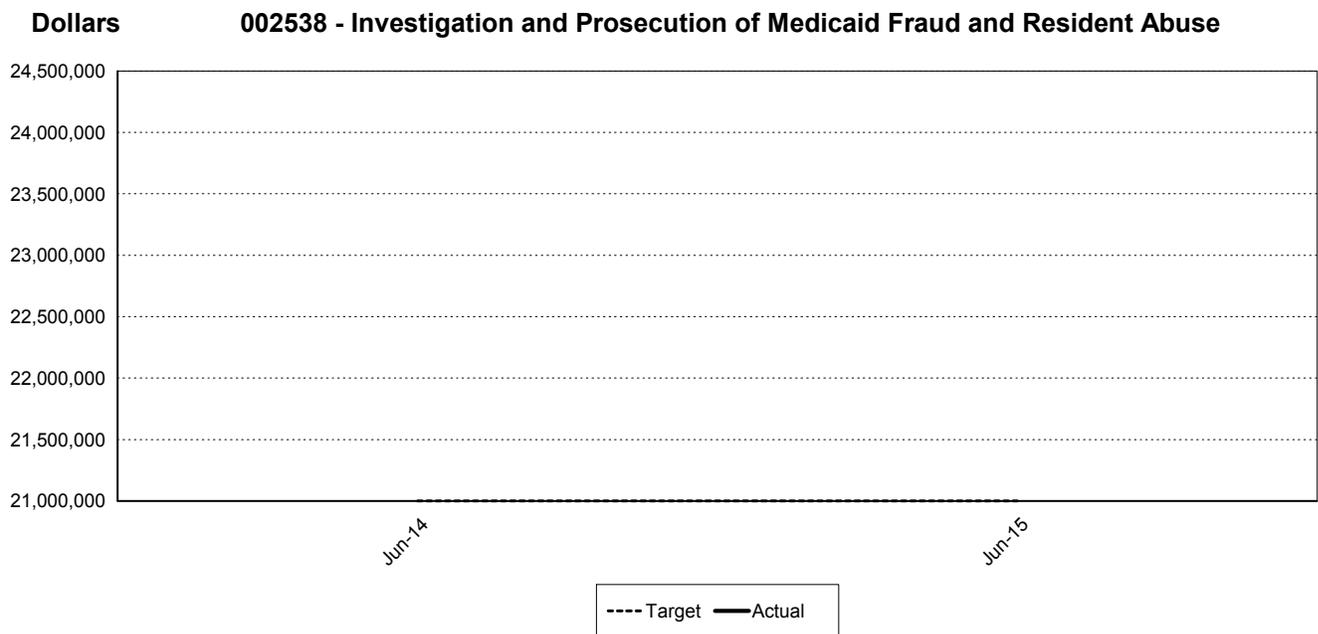
**002538 - More Medicaid funds are returned to the State and made available through appropriation to combat fraud, provide Medicaid services, and monitor prescription drug abuse. In particular, as part of the legislation creating the FCA, the 2012 legislature also created the Medicaid Penalty Account which is the state funding source for not only the MFCU, but also the Medicaid program integrity responsibilities managed by the Washington Health Care Authority. Thus, through MFCU's civil efforts, recovered money that was illegally obtained in violation of either the federal or state FCA's is returned to the State and placed into the Penalty Account. This includes restitution, interest and penalties. During the 2013 legislative session, the legislature also authorized the prescription drug monitoring program to be funded from the Penalty Account.**

Biennium	Period	Actual	Target
2013-15	A2		\$21,000,000
2013-15	A1	\$24,421,187.97	\$21,000,000

Performance Measure Status: Approved  
 Statewide Result Area: *Improve the safety of people and property.*  
 Statewide Strategy: *Provide access to appropriate health care.*

Date Measured: 6/30/2015

Comment: Recoveries to the Medicaid System



**A010 Legal Services to State Agencies**

As of 7/28/2015

**Statewide Result Area: Efficient, Effective and Accountable Government**

**Statewide Strategy: Provide data, information, and analysis to support decision-making**

**Expected Results**

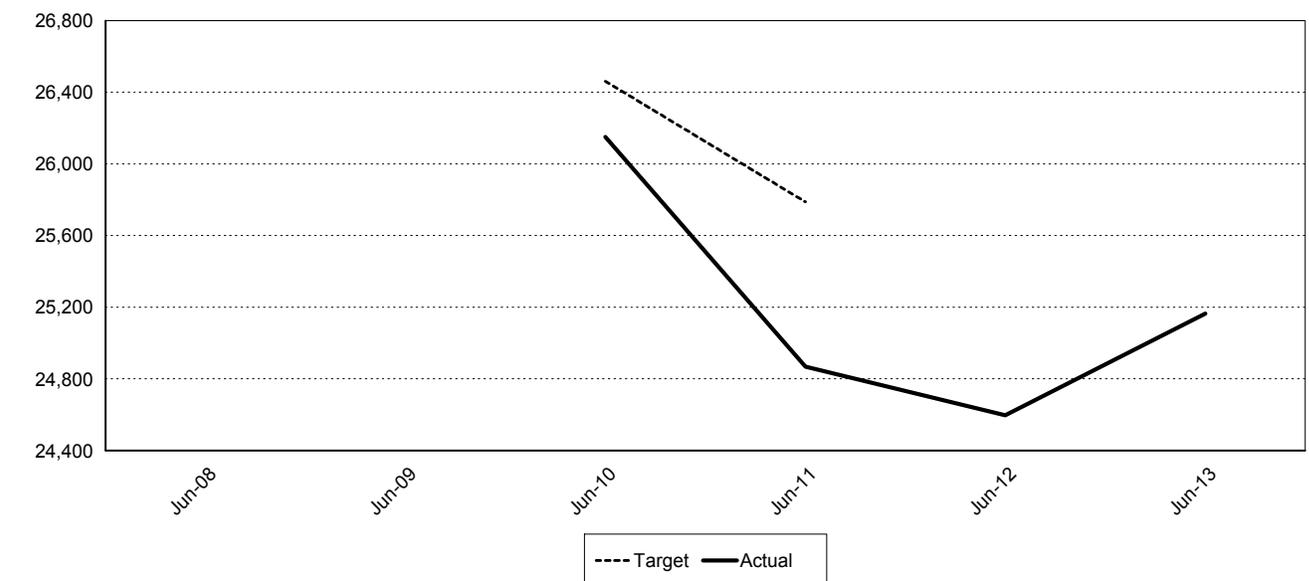
The AGO provides legal advice and representation to nearly 200 state agencies, boards, and commissions and sustains about 25,000 open cases at all times. As legal counsel for the state, the AGO represents the state in litigation, and provides legal advice on personnel, contracts, public records, specialized program advice, and risk management. Program responsibilities supported by the AGO include state and federal benefit programs administered by state agencies, licensing and regulatory programs, agency custodial programs, higher education institutions, natural resources programs, capital construction and equipment acquisitions, state agency revenue and collection programs, and economic development and enterprise activities. The AGO protects taxpayer dollars by providing sound legal advice and risk management services to clients thus avoiding costly lawsuits. The AGO assists agencies with civil enforcement efforts – for example, working with the Department of Ecology to hold polluters accountable, the Department of Labor and Industries to promote fair labor practices, and Department of Social Health and Services to protect children and other vulnerable populations from abuse and neglect.

<b>000030 - PM0010 - The number of litigation cases open at the end of each Fiscal Year.</b>			
<b>Biennium</b>	<b>Period</b>	<b>Actual</b>	<b>Target</b>
2011-13	A2	25,164	
2011-13	A1	24,597	
Performance Measure Status: Approved			

Date Measured: 6/30/2013

Comment: Represents 12 months of data.

**000030 - Number of Open Litigation Cases At The End of Each Fiscal Year**



As of 7/28/2015

**002539 - By providing high quality legal assistance and representation to Washington’s state agencies, boards, and commission, the Office of the Attorney General improves government services, increases government efficiency, and prevents costly lawsuits. The legal services provided by the Attorney General’s Office save taxpayer dollars and promote the public interest, and ensure agencies are able to fulfill their essential missions. The Attorney General’s Office offers excellent, option-based legal advice to help the state promote the public good. In the litigation context, the office initiates, defends, and resolves cases effectively and efficiently for the benefit of the state, its agencies, and its citizens.**

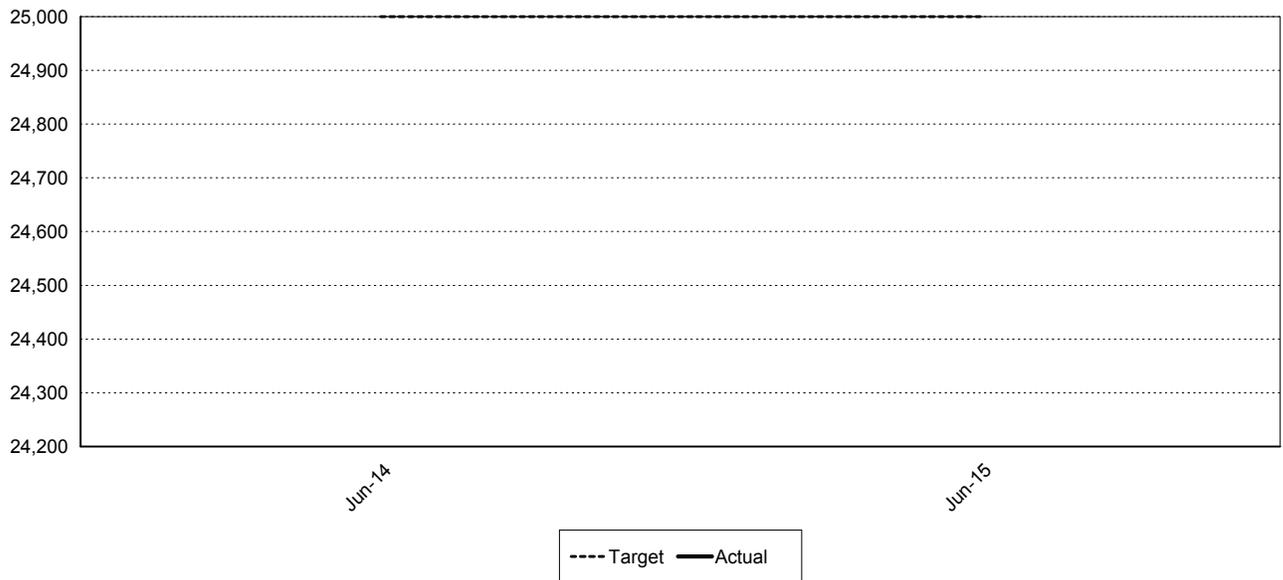
Biennium	Period	Actual	Target
2013-15	A2		25,000
2013-15	A1	24,256	25,000

Performance Measure Status: Approved  
 Statewide Result Area: Strengthen government’s ability to achieve results efficiently and effectively  
 Statewide Strategy: Provide data, information, and analysis to support decision making

Date Measured: 6/30/2015

Comment: Cases Open at end of Fiscal Year

**Number** **002539 - Legal Services to State Agencies**



**A011 Representing Ratepayers**

Statewide Result Area: Prosperous Economy

Statewide Strategy: Provide consumer protection

As of 7/28/2015

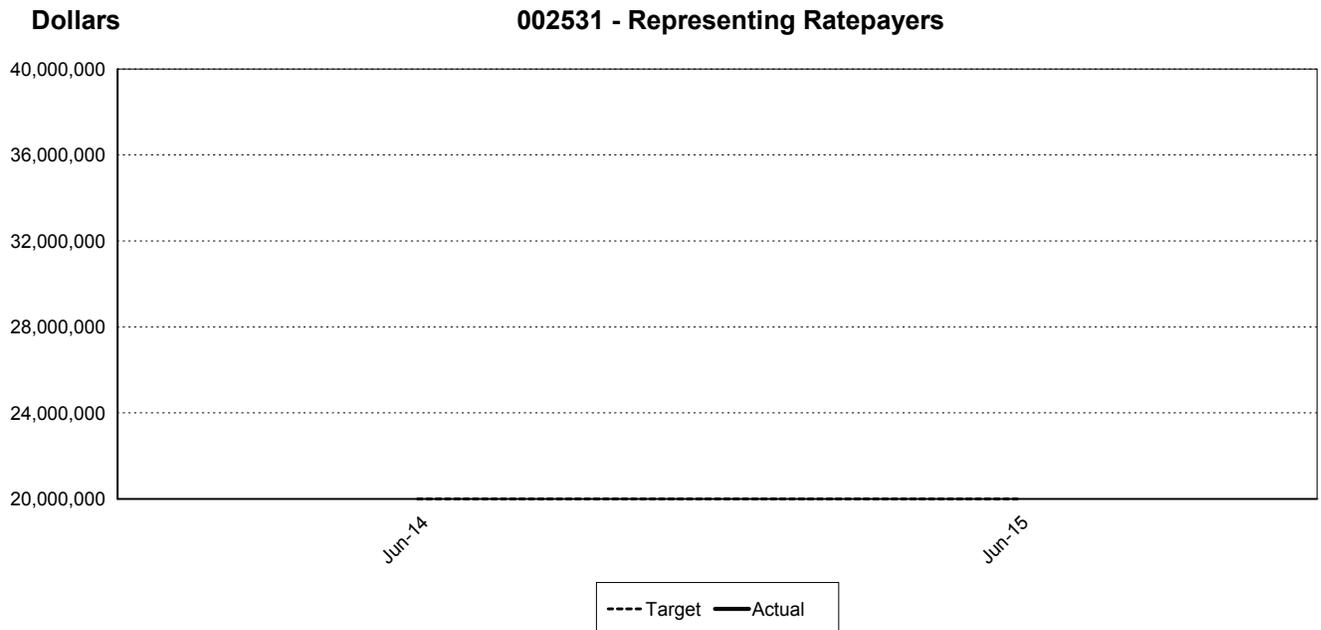
**Expected Results**

The AGO’s Public Counsel Unit (PCU) protects consumers and businesses by advocating fair, just, reasonable, and sufficient utility rates, and by ensuring that customers pay only for reasonable and cost-effective programs. PCU’s efforts have helped save consumers nearly \$100 million over the past four years and will continue to save Washingtonians money on utility rates.

<b>002531 - The Public Counsel protects consumers and businesses by advocating for fair, just, reasonable, and sufficient utility rates and by ensuring that customers pay only for reasonable and cost-effective programs.</b>			
Biennium	Period	Actual	Target
2013-15	A2		\$20,000,000
2013-15	A1	\$39,000,000	\$20,000,000
Performance Measure Status: Approved <i>Statewide Result Area: Improve the economic vitality of businesses and individuals; Provide infrastructure for people and businesses</i> <i>Statewide Strategy: Provide utility consumer protection regarding fair rates, practices, and programs. Support affordable, efficient, renewable, and safe energy.</i>			

Date Measured: 6/30/2015

Comment: Consumer utility rate savings in FY2015.



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*As of 7/28/2015*

<b><u>Parameter</u></b>	<b><u>Entered As</u></b>
Budget Period	2015-17
Agency	100
Program	*
Status Preference	Approved
Usage Type	Budget
Event	No Event
Data Table Biennium	2015-17
Include Expected Results Text	Y
Include Trend Line	Y
Include Data Table	Y
Chart Type	Line
User Group	O