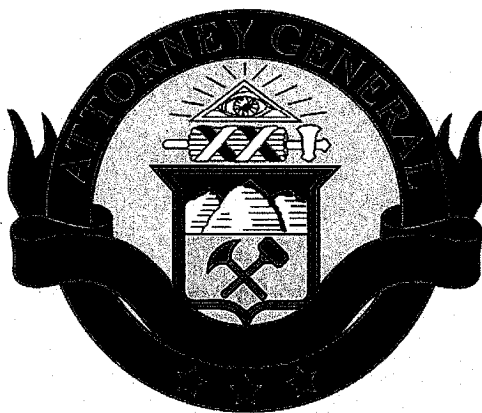


**CUSTODIAL**

**FUNDS**

# CP Custodial 146



## PROGRAM NARRATIVES

**Program Title: Business Regulation Unit (Antitrust, Consumer Fraud and Tobacco) Consumer Protections Section – Custodial Funds**

**Long Bill Line Item:** N/A

**Change Requests:** No

**Federal and State Statutory Authority:**

§ 24-31-108(3), C.R.S. (2005).

**Program Description:**

Between July 1, 2006 and June 30, 2007, the Department of Law received \$714,742 in custodial funds. Custodial funds are monies typically received by the Department of Law as the result of litigation or the settlement of investigations or litigation. Pursuant to § 24-31-108, C.R.S., such monies are awarded or otherwise provided to the Attorney General as custodian or trustee to carry out the particular purpose for which the funds have been provided. These particular custodial funds are monies received by the Department of Law as the result of settlements in several consumer protection and antitrust cases. These settlement awards require the Attorney General to hold such funds in trust for consumer protection enforcement, consumer protection education or antitrust enforcement purposes.

These funds have been placed in Fund 146. Pursuant to the requirements of § 24-31-108(3), C.R.S., the Department of Law provides written directions to the state treasurer concerning such funds and on a quarterly basis provides copies to the Joint Budget Committee in accordance with a standing arrangement this office has reached with the JBC. Such written directions have been provided to the state treasurer at the time such funds are paid to the department of the treasury.

In the current long bill (HB 07-239) \$398,218 is appropriated from the court awarded funds to the Department of Law.

The Business Regulation Unit expended \$745,137 of custodial funds this year, including the \$384,518 that was appropriated in the FY07 long bill from the court awarded funds to the Department of Law.

The Unit expended \$81,559 in custodial funds for expert witnesses, temporary employees, law clerks and other investigative and litigation related costs (including travel) in various consumer protection and antitrust investigations and litigation.

The Unit also expended \$250,000 in conjunction with the ongoing operation of AARP ElderWatch, with an emphasis on the development and execution of a series of elder investor fraud prevention training programs. Funds for this programming is being provided out of the Janus and Invesco settlement funds and is being developed jointly with AARP ElderWatch, the Colorado Division of Securities and the Attorney General's Office. AARP ElderWatch, which started as a joint initiative of the AARP Foundation, the County Sheriffs of Colorado and the Attorney General's Office, is a clearinghouse which provide information to every law enforcement agency, adult protective service group, senior organization and other interest person (so-called caregivers and gatekeepers) about the financial exploitation of Colorado senior citizens.

The clearinghouse also serves as a receptacle of information regarding the types of scams and schemes used to victimize older adults and the number of victims of such scams. AARP ElderWatch also designs educational and training materials to assist seniors in protecting themselves, and should they become victims, to assist caregivers and gatekeepers in identifying victims and providing appropriate assistance.

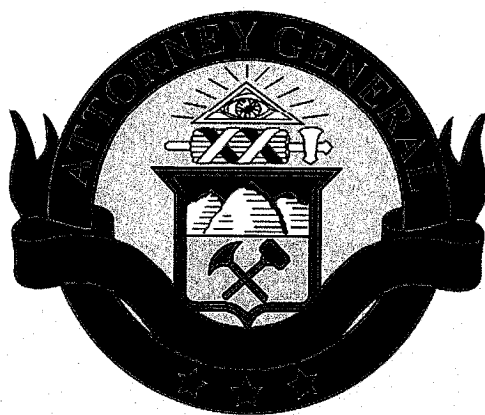
In the event additional funds are expended, such expenditures will be in accordance with the purpose for which custodial funds have been provided.

**SCHEDULE 3 - CUSTODIAL PROGRAM DETAIL**

**CP- CUSTODIAL - 146**

Department of Law Item	Actual FY06		Actual FY07		Approp FY08		Estimate FY08		Request FY09	
	Total Funds	FTE	Total Funds	FTE	Total Funds	FTE	Total Funds	FTE	Total Funds	FTE
<b>PERSONAL SERVICES</b>										
DOL Internal Transfer	368,875		384,518				398,218			
Temporary Services	73,261		36,348							
Medicare	1,062		273							
PERA	7,436		1,909							
AED	366		121							
<b>PERSONAL SERVICES TOTAL</b>	<b>451,000</b>		<b>423,169</b>							
<b>OPERATING EXPENSES</b>										
1920 - Professional Services	261,588		278,868							
1930 - Purchased Service - Litigation	11,353		3,545							
2530 - Out of State Travel	395		883							
2531 - OS Common Carrier Fares	3,240		4,711							
2532 - OS Personal Travel Per Diem	2,999		4,905							
2630 - Telephone	7,010		7,014							
2641 - Other ADP Billings - Purchase Service	750		8,140							
2680 - Printing/Reproduction Services	723		218							
2830 - Office Moving/Purchased Services			114							
3120 - Books & Subscriptions	110		90							
3121 - Office Supplies			26							
3123 - Postage			264							
3128 - Non-Capitalized Equipment			1,424							
3132 - Noncap Office Furn/Office Syst			11,716							
3140 - Noncap IT - PC'S			53							
4180 - Official Functions										
4220 - Registration Fees	585		745,140				398,218			
<b>OPERATIONAL EXPENSES SUBTOTAL</b>	<b>739,752</b>		<b>745,140</b>				<b>398,218</b>			
<b>TOTAL CP Custodial</b>	<b>739,752</b>		<b>745,140</b>				<b>398,218</b>			
Cash Funds Exempt	739,752		745,140				398,218			
<b>GRAND TOTAL</b>										
General Fund	-		-				-			
Cash Funds	-		-				-			
Cash Funds Exempt	739,752		745,140				398,218			
Federal Funds										

# UCCC Custodial 16B

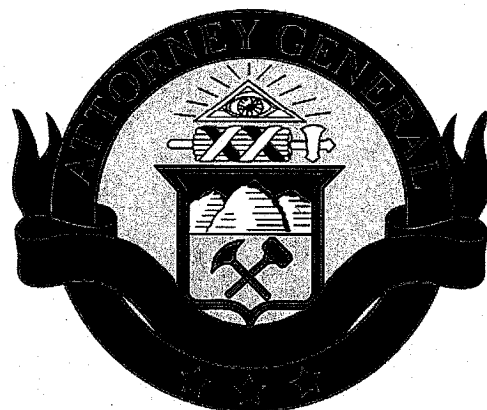


**SCHEDULE 3 - CUSTODIAL PROGRAM DETAIL**

**UCCC CUSTODIAL 16B**

Department of Law	Item	Actual FY06		Actual FY07		Approp FY08		Estimate FY08		Request FY09	
		Total Funds	FTE	Total Funds	FTE	Total Funds	FTE	Total Funds	FTE	Total Funds	FTE
	DOL Internal Transfer	105,357		100,785				98,677			
	1920 - Purchased Services - Professional			1,120							
	2220 - Building Grounds Maintenance			170							
	2559 - Parking Fee Reimbursement			30							
	2530 - Out of State Travel	130		484							
	2531 - OS Common Carrier Fares	531		3,220							
	2532 - OS Personal Travel Per Diem	954		4,322							
	2630 - Telephone			17							
	2631 - Comm Svcs from Outside Sources			6							
	2660 - Insurance			147							
	2810 - Freight & Storage			985							
	2820 - Other Purchased Services			12,410							
	2830 - Office Moving/Purchased Services			6,527							
	3115 - DP Supplies			705							
	3121 - Office Supplies			148							
	3123 - Postage			15							
	3131 - Noncap Building Mat's			82,644							
	3132 - Noncap Office Furn/Off. Syst			1,068							
	3143 - Noncap IT - Other			78							
	4120 - Bad Debt Expense	200		1,497							
	4140 - Dues & Memberships	125		400							
	4220 - Registration Fees			7,355							
	6222 - Office Furn & Equip Dir Pur										
	<b>Expense Subtotal:</b>	107,297		224,133				98,677			
	<b>EXPENSE TOTAL:</b>	<b>107,297</b>		<b>224,133</b>				<b>98,677</b>			
	Cash Funds Exempt	107,297		224,133				98,677			
	<b>TOTAL UCCC CUSTODIAL</b>	<b>107,297</b>	0.0	<b>224,133</b>	0.0			<b>98,677</b>	0.0		0.0
	Cash Funds Exempt	107,297		224,133				98,677			
	<b>GRAND TOTAL</b>	<b>107,297</b>	0.0	<b>224,133</b>	0.0			<b>98,677</b>	0.0		0.0
	General Fund	-		-				-			
	General Fund Exempt	-		-				-			
	Cash Funds	-		-				-			
	Cash Funds Exempt	107,297		224,133				98,677			
	Federal Funds							-			

# **Attorneys Fees and Costs 13H**

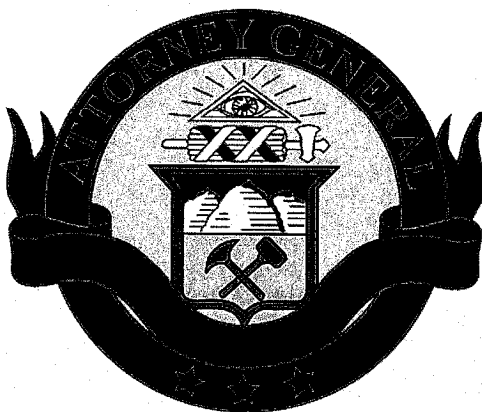




**SCHEDULE 3 - CUSTODIAL PROGRAM DETAIL**

Department of Law Item	Actual FY06		Actual FY07		Approp. FY08		Estimate FY08		Request FY09	
	Total Funds	FTE	Total Funds	FTE	Total Funds	FTE	Total Funds	FTE	Total Funds	FTE
DOL Internal Transfer Temporary Services	100,477		71,333				50,000		50,000	
<b>Expense Subtotal:</b>	100,477		71,333				50,000		50,000	
<b>EXPENSE TOTAL:</b>	<b>100,477</b>		<b>71,333</b>				<b>50,000</b>		<b>50,000</b>	
Cash Funds Exempt	100,477		71,333				50,000		50,000	
<b>TOTAL Attorneys Fees and Costs Custodial</b>	100,477	0.0	71,333	0.0	-	0.0	50,000	0.0	-	0.0
Cash Funds Exempt	100,477		71,333				50,000		50,000	
<b>GRAND TOTAL</b>	100,477	0.0	71,333	0.0	-	0.0	50,000	0.0	50,000	0.0
General Fund	-		-		-		-		-	
General Fund Exempt	-		-		-		-		-	
Cash Funds	-		-		-		-		-	
Cash Funds Exempt	100,477		71,333				50,000		50,000	
Federal Funds							-		-	

# POST Custodial 14P

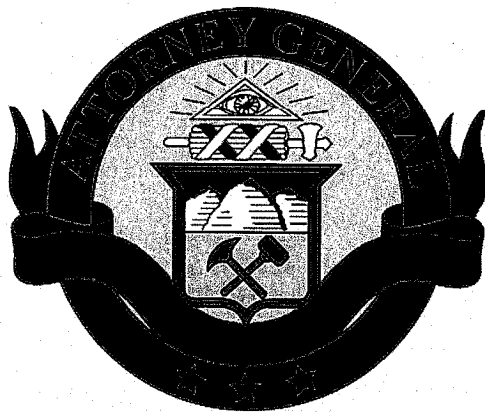




**SCHEDULE 3 - CUSTODIAL PROGRAM DETAIL**

Department of Law Item	Actual FY06		Actual FY07		Approp FY08		Estimate FY08		POST CUSTODIAL 14P Request FY09	
	Total Funds	FTE	Total Funds	FTE	Total Funds	FTE	Total Funds	FTE	Total Funds	FTE
1622 - CN PERA	462		2903							
1920 - Professional Services	66,650		42464							
3115 - DP Supplies			14							
3120 - Books & Subscriptions	1,499		2175							
3121 - Office Supplies	69		152							
3123 - Postage	147									
5140 - Grant Intergovernmental			9,200							
5781 - Grant to Nongovern/Organization			78,000							
<b>Expense Subtotal:</b>	68,827		134,908				-		-	
<b>EXPENSE TOTAL:</b>	<b>68,827</b>		<b>134,908</b>				-		-	
Cash Funds Exempt	68,827		134,908				-		-	
<b>TOTAL POST Custodial</b>	68,827	0.0	134,908	0.0	-	0.0	-	0.0	-	0.0
Cash Funds Exempt	68,827		134,908				-		-	
<b>GRAND TOTAL</b>	68,827	0.0	134,908	0.0	-	0.0	-	0.0	-	0.0
General Fund	-		-		-		-		-	
General Fund Exempt	-		-		-		-		-	
Cash Funds	-		-		-		-		-	
Cash Funds Exempt	68,827		134,908		-		-		-	
Federal Funds										

# CAB Custodial 19A





SCHEDULE 3 - CUSTODIAL PROGRAM DETAIL

Department of Law		Actual FY06		Actual FY07		Approp FY08		Estimate FY08		Request FY09	
		Total Funds	FTE	Total Funds	FTE	Total Funds	FTE	Total Funds	FTE	Total Funds	FTE
1120 - SPS Temp FT Wages				8,110							
1520 - SPS FICA-Medicare Contribution				118							
1522 - SPS PERA				823							
1524 - SPS PERA-Amort Equal Disbursmt				81							
2530 - Out of State Travel		336		114							
2531 - OS Common Carrier Fares		2,266		1,257							
2532 - OS Personal Travel Per Diem		2,242		1,570							
3132 - Noncap Office Furn/Office Syst				250							
2631 - Comm Svcs from Outside Sources		21		750							
4220 - Registration Fees		250									
<b>Expense Subtotal:</b>		5,114		13,073							
<b>EXPENSE TOTAL:</b>		<b>5,114</b>		<b>13,073</b>							
Cash Funds Exempt		5,114		13,073							
<b>GRAND TOTAL</b>		5,114		13,073							0.0
General Fund				-							
General Fund Exempt				-							
Cash Funds				-							
Cash Funds Exempt				-							
Federal Funds				-							

# Special Prosecutions Custodial 147





### SCHEDULE 3 - CUSTODIAL PROGRAM DETAIL

#### SPECIAL PROSECUTIONS CUSTODIAL #147

Department of Law Item	Actual FY06		Actual FY07		Approp FY08		Estimate FY08		Request FY09	
	Total Funds	FTE	Total Funds	FTE	Total Funds	FTE	Total Funds	FTE	Total Funds	FTE
1920 - PS / Professional			18,875							
3121 - Office Supplies	24		425							
3143 - Non-Capital IT	565									
<b>Expense Subtotal:</b>	589		19,300				-		-	
<b>EXPENSE TOTAL:</b>	<b>589</b>		<b>19,300</b>				-		-	
Cash Funds Exempt	589		19,300				-		-	
<b>GRAND TOTAL</b>			19,300				-		-	
General Fund			-				-		-	
General Fund Exempt			-				-		-	
Cash Funds							-		-	
Cash Funds Exempt							-		-	
Federal Funds							-		-	

# Cyber Security



**SCHEDULE 2 - PROGRAM SUMMARY**

Department of Law Item	Actual FY 06		Actual FY 07		Approp. FY 08		Estimate FY 08		Request FY 09	
	Total Funds	FTE	Total Funds	FTE	Total Funds	FTE	Total Funds	FTE	Total Funds	FTE
<b>CYBER SECURITY</b>										
General Fund		-	57,863	-	-	-	-	-	-	-
Cash Funds Exempt			57,863		-		-		-	

**SCHEDULE 3 - PROGRAM DETAIL**

Department of Law Item	Actual FY 06		Actual FY 07		Approp FY 08		Estimate FY 08		Request FY 09	
	Total Funds	FTE	Total Funds	FTE	Total Funds	FTE	Total Funds	FTE	Total Funds	FTE
<b>CYBER SECURITY</b>										
General Fund		-	57,863		-		-		-	
Cash Funds Exempt			57,863		-		-		-	
<b>Personal Service Codes:</b>										
1210 - CN Regular FT Wages			47,992							
1612 - CN Life Insurance			64							
1613 - CN Disability			54							
1620 - CN Medicare			693							
1622 - CN PERA			4,854							
1624 - CN PERA Amort Equal Disburse.			413							
<b>Personal Service Subtotal:</b>			<b>54,072</b>							
<b>Operating Expenses:</b>										
2512 - Instatet Personal Travel Per Diem			111							
2513 - Instate Personal Veh. Reimb.			50							
2530 - Out-of-State Travel			10							
2531 - OS common Carrier Fares			386							
2532 - OS Personal Travel Per Diem			646							
2641 - Other ADP Billings - Purch. Serv			358							
3117 - Educational Supplies			225							
3121 - Office Supplies			79							
3131 - Noncap. Building Supplies			465							
4220 - Registration Fees			1,462							
Operating Subtotal:			3,791							
<b>Personal and Operating Total:</b>			<b>57,863</b>							
<b>GNL03R</b>			<b>57,863</b>							
General Fund			-							
Cash Funds Exempt			57,863							
<b>TOTAL CYBER SECURITY</b>			<b>57,863</b>							
General Fund										
Cash Funds Exempt			57,863							







**SCHEDULE 4 - SOURCE OF FINANCING - DIRECT REVENUES**

Department of Law Item	CYBER SECURITY				
	Actual FY 06 Total Funds	Actual FY 07 Total Funds	Approp FY 08 Total Funds	Estimate FY 08 Total Funds	Request FY 09 Total Funds
<b>SCHEDULE 3 TOTAL</b>					
General Fund	-	57,863	-	-	-
Cash Fund Exempt	-	57,863	-	-	-
<b>Cash Funds Exempt</b>	-	57,863	-	-	-