

STATE OF CALIFORNIA
Budget Change Proposal - Cover Sheet
 DF-46 (REV 08/15)

Fiscal Year 2016-17	Business Unit 1111	Department Consumer Affairs	Priority No. 1
Budget Request Name 1111-008-BCP-BR-2016-GB		Program MULTIPLE	Subprogram

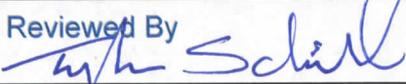
Budget Request Description
 Department of Justice (Office of the Attorney General) Staffing

Budget Request Summary

The Department of Consumer Affairs (DCA) is requesting an augmentation of \$1,373,000 in FY 2016-17 and ongoing to fund additional investigators in the Licensing Section of the Department of Justice (DOJ) for the purpose of reducing average case processing time to meet the goals of the DCA Consumer Protection Enforcement Initiative (CPEI).

Requires Legislation <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No	Code Section(s) to be Added/Amended/Repealed	
Does this BCP contain information technology (IT) components? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No <i>If yes, departmental Chief Information Officer must sign.</i>	Department CIO	Date
For IT requests, specify the date a Special Project Report (SPR) or Feasibility Study Report (FSR) was approved by the Department of Technology, or previously by the Department of Finance. <input type="checkbox"/> FSR <input type="checkbox"/> SPR Project No. Date:		

If proposal affects another department, does other department concur with proposal? Yes No
Attach comments of affected department, signed and dated by the department director or designee.

Prepared By 	Date 12-15-15	Reviewed By 	Date 12-15-15
Department Director 	Date 12-15-15	Agency Secretary 	Date 12-18-15

Department of Finance Use Only

Additional Review: Capital Outlay ITCU FSCU OSAE CALSTARS Dept. of Technology

BCP Type: Policy Workload Budget per Government Code 13308.05

PPBA	Original signed by Jeff Carosone	Date submitted to the Legislature 1-7-16
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BCP Fiscal Detail Sheet

BCP Title: Attorney General CPEI Workload

DP Name: 1111-051-BCP-DP-2016-GB

Budget Request Summary

	FY16					
	CY	BY	BY+1	BY+2	BY+3	BY+4
Operating Expenses and Equipment						
5340 - Consulting and Professional Services - Interdepartmental	0	1,373	1,373	1,373	1,373	1,373
Total Operating Expenses and Equipment	\$0	\$1,373	\$1,373	\$1,373	\$1,373	\$1,373
Total Budget Request	\$0	\$1,373	\$1,373	\$1,373	\$1,373	\$1,373

Fund Summary

Fund Source - State Operations

0069 - Barbering and Cosmetology Contingent Fund	0	64	64	64	64	64
0205 - Geology and Geophysics Account, Professional Engineers and Land Surveyors Fund	0	2	2	2	2	2
0325 - Electronic and Appliance Repair Fund	0	6	6	6	6	6
0326 - Athletic Commission Fund	0	7	7	7	7	7
0376 - Speech-Language Pathology and Audiology and Hearing Aid Dispensers Fund	0	6	6	6	6	6
0400 - Real Estate Appraisers Regulation Fund	0	28	28	28	28	28
0421 - Vehicle Inspection and Repair Fund	0	312	312	312	312	312
0704 - Accountancy Fund, Professions and Vocations Fund	0	71	71	71	71	71
0706 - California Architects Board Fund	0	3	3	3	3	3
0717 - Cemetery and Funeral Fund	0	5	5	5	5	5
0735 - Contractors License Fund	0	265	265	265	265	265
0750 - State Funeral Directors and Embalmers Fund	0	53	53	53	53	53
0757 - California Board of Architectural Examiners - Landscape Architects Fund	0	3	3	3	3	3
0763 - State Optometry Fund, Professions and Vocations Fund	0	18	18	18	18	18
0767 - Pharmacy Board Contingent Fund,	0	175	175	175	175	175

	Professions and Vocations Fund						
0769	- Private Investigator Fund	0	4	4	4	4	4
0770	- Professional Engineer's, Land Surveyor's, and Geologist's Fund	0	57	57	57	57	57
0773	- Behavioral Science Examiners Fund, Professions and Vocations Fund	0	86	86	86	86	86
0779	- Vocational Nurse and Psychiatric Technician Examiners Fund, Professions and Vocations Fund	0	157	157	157	157	157
0780	- Psychiatric Technicians Account, Vocational Nursing and Psychiatric Technicians Fund	0	38	38	38	38	38
3017	- Occupational Therapy Fund	0	10	10	10	10	10
3108	- Professional Fiduciary Fund	0	3	3	3	3	3
Total State Operations Expenditures		\$0	\$1,373	\$1,373	\$1,373	\$1,373	\$1,373
Total All Funds		\$0	\$1,373	\$1,373	\$1,373	\$1,373	\$1,373

Program Summary

Program Funding

1100	- California Board of Accountancy	0	71	71	71	71	71
1115	- Board of Behavioral Sciences	0	86	86	86	86	86
1125	- Board of Barbering and Cosmetology	0	64	64	64	64	64
1185	- Speech-Language Pathology and Audiology and Hearing Aid Dispensers Board	0	6	6	6	6	6
1190	- California Board of Occupational Therapy	0	10	10	10	10	10
1195	- State Board of Optometry	0	18	18	18	18	18
1210	- California State Board of Pharmacy	0	175	175	175	175	175
1440	- Bureau of Real Estate Appraisers	0	28	28	28	28	28
1450	- Professional Fiduciaries Bureau	0	3	3	3	3	3
1105019	- California Architects Board	0	3	3	3	3	3
1105020	- Landscape Architects Committee	0	3	3	3	3	3
1110010	- State Athletic Commission - Support	0	7	7	7	7	7
1130010	- Contractors' State License Board	0	265	265	265	265	265
1215014	- Board for Professional Engineers and Land Surveyors	0	57	57	57	57	57
1215023	- Geology and Geophysicists Program	0	2	2	2	2	2
1240019	- Vocational Nurses Program	0	157	157	157	157	157
1240020	- Psychiatric Technicians Program	0	38	38	38	38	38
1405020	- Private Investigators Program	0	4	4	4	4	4

1415014 - Electronic and Appliance Repair	0	6	6	6	6	6
1420025 - Automotive Repair and Smog Check Programs - Support	0	312	312	312	312	312
1435019 - Cemetery Program	0	5	5	5	5	5
1435020 - Funeral Directors and Embalmers Program	0	53	53	53	53	53
Total All Programs	\$0	\$1,373	\$1,373	\$1,373	\$1,373	\$1,373

Analysis of Problem

A. Budget Request Summary

The Department of Consumer Affairs (DCA) is requesting an augmentation of \$1,373,000 in FY 2016-17 and ongoing to fund additional investigators in the Licensing Section of the Department of Justice (DOJ) for the purpose of reducing average case processing time to meet the goals of the DCA Consumer Protection Enforcement Initiative (CPEI).

B. Background/History

The mission of the DCA is to protect and serve the interests of California consumers. By statute, consumer protection is the primary purpose for all of the regulatory programs located within DCA, which includes 26 boards, nine bureaus, two committees, one program, and one commission. Collectively, these entities regulate more than 100 types of businesses and 200 different industries and professions. The DCA created CPEI in 2010, which was designed to reduce the average length of time it takes health care boards to take formal disciplinary action from three years to 12 to 18 months. While significant steps have been taken, most boards have failed to meet their performance targets. The average case processing time for CPEI has increased over the past five fiscal years due to a large increase in the volume of referrals of new cases from the DCA without comparable increases in staffing levels at the DOJ.

C. State Level Considerations

The DCA's mission is to protect consumers through effective enforcement activities and oversight of California's licensed professionals. This proposal will serve to further this mission by ensuring that the regulatory programs within the DCA have sufficient budget authority to support the increase in staff at the DOJ and meet the goals of CPEI in reducing overall enforcement times.

This BCP is consistent with Government Code Section 11040, wherein the Legislature articulated that the Attorney General's Office (AGO) shall be provided with the resources for agencies of the State including additional AG staff to meet the mandates of CPEI.

D. Justification

The current staffing levels in the DOJ's AGO Licensing Section are not sufficient to fully process cases from the DCA within the necessary CPEI timeframes. The additional staffing requested by the DOJ will allow them to better meet the DCA's case processing time expectations and in turn, the additional funding requested by the DCA will support the staffing request and additional workload related to CPEI.

E. Outcomes and Accountability

The DCA and its Boards and Bureau's will continue to work with the DOJ to create efficiencies in the enforcement processes as outlined in the CPEI proposal. Additionally the enforcement workload and case processing times for each program within the DCA reported annually as part of the Governor's Budget and should reflect overall decreases in timeframes as more resources are dedicated to this workload.

F. Analysis of All Feasible Alternatives

1. Approve a budget augmentation of \$1,373,000 in FY 2016-17 and ongoing to support the additional staff requested by the DOJ. This will allow the DCA's Boards and Bureaus to continue enforcement activities without delay and provide necessary resources to the DOJ.
2. Status Quo. This proposal would not provide the DCA's programs with any additional authority for DOJ expenses, and would result in programs having to absorb costs from other critical program activities and possibly postpone the processing of enforcement actions which could result in the potential for consumer harm.

Analysis of Problem

G. Implementation Plan

Once approved, the affected programs' appropriation for DOJ expenses will be increased. The Boards and Bureaus receiving increased expenditure authority as a result of this proposal will work in conjunction with the DOJ to process its cases upon notification of the approval of this proposal.

H. Supplemental Information

See attached funding allocation spread.

I. Recommendation

The DCA recommends alternative one as the best option to provide programs with the appropriate budget for their existing and ongoing DOJ costs.

Funding Spread

(Dollars in Thousands)

FI\$Cal Program Number	Board/Bureau	DOJ BCP - Licensing Section Staff
1100	CALIFORNIA BOARD OF ACCOUNTANCY	71
1105019	CALIFORNIA ARCHITECTS BOARD	3
1105020	LANDSCAPE ARCHITECT TECHNICAL COMMITTEE	3
1110	STATE ATHLETIC COMMISSION	7
1115	BOARD OF BEHAVIORAL SCIENCES	86
1125	BOARD OF BARBERING AND COSMETOLOGY	64
1130	CONTRACTORS' STATE LICENSE BOARD	265
1185	SPEECH-LANGUAGE PATHOLOGY AND AUDIOLOGY & HEARING AID DISPENSERS BOARD	6
1190	CALIFORNIA BOARD OF OCCUPATIONAL THERAPY	10
1195	STATE BOARD OF OPTOMETRY	18
1210	CALIFORNIA STATE BOARD OF PHARMACY	175
1215	BOARD FOR PROFESSIONAL ENGINEERS & LAND SURVEYORS & GEOLOGISTS	59
1240	BOARD OF VOCATIONAL NURSING & PSYCHIATRIC TECHNICIANS	195
1405020	BUREAU OF SECURITY AND INVESTIGATIVE SERVICES - PRIVATE INVESTIGATORS	4
1415014	BUREAU OF ELECTRONIC AND APPLIANCE REPAIR, HOME FURNISHINGS AND THERMAL INSULATION - ELECTRONIC & APPLIANCE REPAIR	6
1420	BUREAU OF AUTOMOTIVE REPAIR - VIRF	312
1435019	CEMETERY & FUNERAL BUREAU	58
1440	BUREAU OF REAL ESTATE APPRAISERS	28
1450	PROFESSIONAL FIDUCIARIES BUREAU	3
Grand Total		1,373