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Attachment 1: The Omnibus Crime Control and Safe Streets Act of 1968

DERIVATION

Title I THE OMNIBUS CRIME CONTROL AND SAFE STREETS ACT OF 1968 (Public Law 90-351)

42 U.S.C. § 3711, et seq.

AN ACT to assist State and local governments in reducing the incidence of crime, to increase the effectiveness, fairness, and coordination of law enforcement and criminal justice systems at all levels of government, and for other purposes.

As Amended By

THE OMNIBUS CRIME CONTROL ACT OF 1970 (Public Law 91-644)

THE CRIME CONTROL ACT OF 1973 (Public Law 93-83)

THE JUVENILE JUSTICE AND DELINQUENCY PREVENTION ACT OF 1974 (Public Law 93-415)

THE PUBLIC SAFETY OFFICERS' BENEFITS ACT OF 1976 (Public Law 94-430)

THE CRIME CONTROL ACT OF 1976 (Public Law 94-503)

THE JUSTICE SYSTEM IMPROVEMENT ACT OF 1979
(Public Law 96-157)

THE JUSTICE ASSISTANCE ACT OF 1984 (Public Law 98-473)

STATE AND LOCAL LAW ENFORCEMENT ASSISTANCE ACT OF 1986 (Public Law 99-570-Subtitle K)

THE ANTI-DRUG ABUSE ACT OF 1988
TITLE VI, SUBTITLE C - STATE AND LOCAL NARCOTICS CONTROL
AND JUSTICE ASSISTANCE IMPROVEMENTS
(Public Law 100-690)

THE CRIME CONTROL ACT OF 1990 (Public Law 101-647)

BRADY HANDGUN VIOLENCE PROTECTION ACT (Public Law 103-159)

VIOLENT CRIME CONTROL AND LAW ENFORCEMENT ACT OF 1994 (Public Law 103-322)

NATIONAL CHILD PROTECTION ACT OF 1993, AS AMENDED (Public Law 103-209)

and

CRIME IDENTIFICATION TECHNOLOGY ACT OF 1998 (Public Law 105-251)

BUREAU OF JUSTICE STATISTICS CHAPTER 46 - SUBCHAPTER III [TITLE I - PART C]

42 USC § 3731 [Sec. 301.] Statement of purpose

It is the purpose of this subchapter [part] to provide for and encourage the collection and analysis of statistical information concerning crime, juvenile delinquency, and the operation of the criminal justice system and related aspects of the civil justice system and to support the development of information and statistical systems at the Federal, State, and local levels to improve the efforts of these levels of government to measure and understand the levels of crime, juvenile delinquency, and the operation of the criminal justice system and related aspects of the civil justice system. The Bureau shall utilize to the maximum extent feasible State governmental organizations and facilities responsible for the collection and analysis of criminal justice data and statistics. In carrying out the provisions of this subchapter [part], the Bureau shall give primary emphasis to the problems of State and local justice systems.

42 USC § 3732 [Sec. 302.] Bureau of Justice Statistics

- (a) Establishment. There is established within the Department of Justice, under the general authority of the Attorney General, a Bureau of Justice Statistics (hereinafter referred to in this subchapter [part] as "Bureau").
- (b) Appointment of Director; experience; authority; restrictions. The Bureau shall be headed by a Director appointed by the President, by and with the advice and consent of the Senate. The Director shall have had experience in statistical programs. The Director shall have final authority for all grants, cooperative agreements, and contracts awarded by the Bureau. The Director shall report to the Attorney General through the Assistant Attorney General. The Director shall not engage in any other employment than that of serving as Director; nor shall the Director hold any office in, or act in any capacity for, any organization, agency, or institution with which the Bureau makes any contract or other arrangement under this Act.
- (c) Duties and functions of Bureau. The Bureau is authorized to-
 - (1) make grants to, or enter into cooperative agreements or contracts with public agencies, institutions of higher education, private organizations, or private individuals for purposes related to this subchapter [part]; grants shall be made subject to continuing compliance with standards for gathering justice statistics set forth in rules and regulations promulgated by the Director;
 - (2) collect and analyze information concerning criminal victimization, including crimes against the elderly, and civil disputes;
 - (3) collect and analyze data that will serve as a continuous and comparable national social indication of the prevalence, incidence, rates, extent, distribution, and attributes of crime, juvenile delinquency, civil disputes, and other statistical factors related to crime, civil disputes, and juvenile delinquency, in support of national, State, and local justice policy and decisionmaking;
 - (4) collect and analyze statistical information, concerning the operations of the criminal justice system at the Federal, State, and local levels;

- (5) collect and analyze statistical information concerning the prevalence, incidence, rates, extent, distribution, and attributes of crime, and juvenile delinquency, at the Federal, State, and local levels;
- (6) analyze the correlates of crime, civil disputes and juvenile delinquency, by the use of statistical information, about criminal and civil justice systems at the Federal, State, and local levels, and about the extent, distribution and attributes of crime, and juvenile delinquency, in the Nation and at the Federal, State, and local levels;
- (7) compile, collate, analyze, publish, and disseminate uniform national statistics concerning all aspects of criminal justice and related aspects of civil justice, crime, including crimes against the elderly, juvenile delinquency, criminal offenders, juvenile delinquents, and civil disputes in the various States;
- (8) recommend national standards for justice statistics and for insuring the reliability and validity of justice statistics supplied pursuant to this chapter [title];
- (9) maintain liaison with the judicial branches of the Federal and State Governments in matters relating to justice statistics, and cooperate with the judicial branch in assuring as much uniformity as feasible in statistical systems of the executive and judicial branches;
- (10) provide information to the President, the Congress, the judiciary, State and local governments, and the general public on justice statistics;
- (11) establish or assist in the establishment of a system to provide State and local governments with access to Federal informational resources useful in the planning, implementation, and evaluation of programs under this Act;
- (12) conduct or support research relating to methods of gathering or analyzing justice statistics;
- (13) provide for the development of justice information systems programs and assistance to the States and units of local government relating to collection, analysis, or dissemination of justice statistics;
- (14) develop and maintain a data processing capability to support the collection, aggregation, analysis and dissemination of information on the incidence of crime and the operation of the criminal justice system;
- (15) collect, analyze and disseminate comprehensive Federal justice transaction statistics (including statistics on issues of Federal justice interest such as public fraud and high technology crime) and to provide technical assistance to and work jointly with other Federal agencies to improve the availability and quality of Federal justice data;
- (16) provide for the collection, compilation, analysis, publication and dissemination of information and statistics about the prevalence, incidence, rates, extent, distribution and attributes of drug offenses, drug related offenses and drug dependent offenders and further provide for the establishment of a national

clearinghouse to maintain and update a comprehensive and timely data base on all criminal justice aspects of the drug crisis and to disseminate such information;

- (17) provide for the collection, analysis, dissemination and publication of statistics on the condition and progress of drug control activities at the Federal, State and local levels with particular attention to programs and intervention efforts demonstrated to be of value in the overall national anti- drug strategy and to provide for the establishment of a national clearinghouse for the gathering of data generated by Federal, State, and local criminal justice agencies on their drug enforcement activities:
- (18) provide for the development and enhancement of State and local criminal justice information systems, and the standardization of data reporting relating to the collection, analysis or dissemination of data and statistics about drug offenses, drug related offenses, or drug dependent offenders;
- (19) provide for research and improvements in the accuracy, completeness, and inclusiveness of criminal history record information, information systems, arrest warrant, and stolen vehicle record information and information systems and support research concerning the accuracy, completeness, and inclusiveness of other criminal justice record information;
- (20) maintain liaison with State and local governments and governments of other nations concerning justice statistics;
- (21) cooperate in and participate with national and international organizations in the development of uniform justice statistics;
- (22) ensure conformance with security and privacy requirement of section 3789g of this title and identify, analyze, and participate in the development and implementation of privacy, security and information policies which impact on Federal and State criminal justice operations and related statistical activities; and
- (23) exercise the powers and functions set out in subchapter VIII [part H] of this chapter [title].
- (d) Justice statistical collection, analysis, and dissemination. To insure that all justice statistical collection, analysis, and dissemination is carried out in a coordinated manner, the Director is authorized to—
 - (1) utilize, with their consent, the services, equipment, records, personnel, information, and facilities of other Federal, State, local, and private agencies and instrumentalities with or without reimbursement therefor, and to enter into agreements with such agencies and instrumentalities for purposes of data collection and analysis;
 - (2) confer and cooperate with State, municipal, and other local agencies;
 - (3) request such information, data, and reports from any Federal agency as may be required to carry out the purposes of this chapter [title];
 - (4) seek the cooperation of the judicial branch of the Federal Government in

gathering data from criminal justice records; and

- (5) encourage replication, coordination and sharing among justice agencies regarding information systems, information policy, and data.
- (e) Furnishing of information, data, or reports by Federal agencies. Federal agencies requested to furnish information, data, or reports pursuant to subsection (d)(3) of this section shall provide such information to the Bureau as is required to carry out the purposes of this section.
- (f) Consultation with representatives of State and local government and judiciary. In recommending standards for gathering justice statistics under this section, the Director shall consult with representatives of State and local government, including, where appropriate, representatives of the judiciary.

42 USC § 3733 [Sec. 303.] Authority for 100 per centum grants

A grant authorized under this subchapter [part] may be up to 100 per centum of the total cost of each project for which such grant is made. The Bureau shall require, whenever feasible as a condition of approval of a grant under this subchapter [part], that the recipient contribute money, facilities, or services to carry out the purposes for which the grant is sought.

42 USC § 3735 [Sec. 304.] Use of data

Data collected by the Bureau shall be used only for statistical or research purposes, and shall be gathered in a manner that precludes their use for law enforcement or any purpose relating to a particular individual other than statistical or research purposes.

Attachment 2: BJS Invitational Email

BJS Letterhead

Date

Name Title Address

Dear < Salutation >:

The Bureau of Justice Statistics (BJS), in partnership with the National White Collar Crime Center (NW3C) and the National Association of Attorneys General (NAAG), is requesting your office's participation in the first *Survey of States Attorney General* (SSAG). BJS and our partners will obtain information on the types of white collar criminal and civil offenses handled in your office and those of the other state AGs.

This census will collect information your office's activities related to white collar offenses, including criminal prosecution and civil handling, training, and coordination with federal and local authorities. You will be receiving more detailed information on how to participate on DATE directly from NW3C, including a hyperlink to complete the survey online.

Although participation is voluntary, the response of your agency is very important to this project, and I hope you and your staff will agree to assist us. In compliance with the Paperwork Reduction Act, we weighed the resources required to collect these data against the critical information that will be generated with your participation. This data collection has been reviewed and approved by the Office of Management and Budget (please see OMB control number XXX on the data collection forms).

Consistent with its mission, BJS is authorized to collect these data and will use them solely for research and statistical purposes as described in Title 42, U.S.C. §3735 and §3789g (enclosed). Your cooperation in providing us this information will greatly assist this study.

Thanks you in advance for your participation in this census.

Sincerely,

William J. Sabol, PhD Acting Director Bureau of Justice Statistics (202) 514-1062 William.Sabol@usdoj.gov

Attachment 3: Participation Email and Hyperlink to Survey

EMAIL INSTRUCTIONS FOR PARTICIPATING IN THE SLWCCP 2014

_	- ×	-
I)ear	Name	ı٠
Dear	1 vaint	ı٠

White collar offenses have received increased attention since the economic crash of 2008. The Bureau of Justice Statistics (BJS), in partnership with the National White Collar Crime Center (NW3C) and the National Association of Attorneys General (NAAG) are implementing the State and Local White Collar Crime Program (SLWCCP). Part of this collection effort is to describe the response of state Attorneys General to white collar offending. We hope you will accept this invitation to participate.

To begin the survey, click on the web link below or copy and paste the address in you internet browse. You will be prompted to type in your User ID and 5-digit Access Code, listed below.

Web link: [web address]

User ID: [e.g., respondent's email address]

Access Code: [5-digit password]

Please complete the survey no later than month, year. Your participation in the SLWCCP is voluntary. If you have questions about the survey or experience any difficulties accessing it on the internet, please contact April Wall-Parker (awallparker@nw3c.org or 1 (800) XXX-XXXX).

We appreciate your time in completing the survey.

Sincerely,

April Wall-Parker National White Collar Crime Center 5000 NASA Blvd, Suite 2400 Fairmont, WV 26554

Email: awallparker@nw3c.org

Attachment 4: Nonrespondent Email



U.S. Department of Justice

Office of Justice Programs

Bureau of Justice Statistics

Washington, D.C. 20531

August 11, 2014

Name

Title

Address

Address

Address

Dear Contact:

Thanks you for your continued participation in the State and Local White Collar Crime Survey.

BJS intends to complete collection by the end of March in 2015. To meet this deadline, we request that you submit the forms for your 2014 cases as soon as possible. If you have inquiries regarding the collection, please contact April Wall-Parker, our data collection agent at NW3C, via telephone at 1 (800) XXX-XXXX or email at awallparker@nw3c.org.

To begin or continue the survey, click on the web link below or copy and paste the address in you internet browse. You will be prompted to type in your User ID and 5-digit Access Code, listed below.

Web link: [web address]

User ID: [e.g., respondent's email address]

Access Code: [5-digit password]

If you have any general comments about these collections, you may also contact me at (202) 353-7381 or Tracey.Kyckelhahn@usdoj.gov.

Sincerely,

Tracey Kyckelhahn Statistician Bureau of Justice Statistics

Attachment 5: Paper Copy of Online Survey

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OMB No.	Approval Expires	



Bureau of Justice Statistics U.S. Department of Justice

2014 Survey of State Attorneys General

This survey is being conducted by the National White Collar Crime Center (NW3C) and the National Association of Attorneys General (NAAG) under the direction of the Bureau of Justice Statistics.

The purpose of this survey is to obtain information regarding your office's cases involving white collar offenses. The data collected will be used to assess the prevalence of white collar cases handled by the Attorneys Generals' Offices and to inform future data collection activities. Although this survey is voluntary (i.e., a person is not required to respond to a collection of information), we urgently need and appreciate your cooperation to make the results comprehensive, accurate, and timely.

In this survey, the term "white collar offenses refers" to "any violation of law committed through non-violent means, involving lies, omissions, deceit, misrepresentation or violation of a position of trust, by an individual or organization for personal or organizational benefit." When answering the survey questions, please keep this definition in mind and be inclusive with your answers.

We are interested in criminal prosecutions of white collar crime and civil cases that involve similar activity.

While this is not a complete list of all white collar offenses, some specific examples include:

Securities Fraud
Insurance Fraud
Tax Fraud
False Claims and Statements
Workplace Related Offenses (e.g., unsafe working conditions)
Environmental Offenses
Illegal Payments to Government Officials (giving or receiving)
Unfair Trade Practices
Bank Fraud
Medical Fraud

Information	Supplied	Ву

Name	
Title	
Title Telepho ne	
Fax	
Email	

Instructions

Consumer Fraud

- 1. For all questions, the phrase "During 2014" refers to January 1, 2014 through December 31, 2014.
- 2. Some questions will ask for specific counts (e.g., cases or offenses). In these questions, we are interested only in instances where charges were filed with a court. A case is defined as a set of all charges against a single defendant that are handled by the court as a single matter. A case with three defendants should be recorded as three cases, but a case with one defendant with multiple charges should be counted as one case.
- 3. For the purpose of this survey, we are interested in cases that were closed during 2014. A case is closed when the court has made a decision to convict the defendants or find the defendants liable or to dismiss the case.
- 4. If you need to come back to the survey at a later time, simply click the "Save" button located at the bottom of the survey. You may log back in to the survey using the original email sent to you. If you need to send the survey to another person to complete, please forward them the original email containing the survey link.
- 5. Do not click "Submit" until the survey is complete. You will not be able to return to the survey once it is officially submitted.
- 6. If you have questions or need assistance, please contact the NW3C at XXXX@nw3c.org <mailto:XXXXQnw3c.org> or call (toll-free) 877-628-7674.

Burden Statement

Federal Agencies may not conduct or sponsor an information collection, unless it displays a currently valid OMB Control Number. Public reporting burden for this collection of information is estimated to average 36 minutes per response, including time for reviewing instructions, searching existing data sources, gathering and maintaining the data needed, and completing and reviewing the collection of information.

Send comments regarding the burden estimate, or any other aspects of this collection of information, including suggestions for reducing this burden, to the Director, Bureau of Justice Statistics, 810 Seventh Street, NW, Washington, DC 20531. The Omnibus Crime Control and Safe Streets Act of 1968, as amended (42 USC 3732), authorizes this information collection.

What types of white collar cases complaints? Select One.	s does your office har	ndle, including cri	minal prosecutions and civ
Criminal prosecutions only (You section)	ou will skip the civil sectior	n and be advanced to	Q13 upon completion of the crin
Civil complaints only (You will b	be advanced to Q8)		
Both criminal prosecutions and	d civil complaints		
Our office does not handle who	ite collar cases (You will	be advanced to Q21)	
0	Yes	No	Not Able to Determine
	Vas	No	Not Able to Determine
Consumer Fraud	Yes	No	Not Able to Determine
Consumer Fraud Securities Fraud	Yes	No	Not Able to Determine
	Yes	No	Not Able to Determine
Securities Fraud	Yes	No	Not Able to Determine
Securities Fraud Insurance Fraud	Yes	No	Not Able to Determine
Securities Fraud Insurance Fraud Tax Fraud	Yes	No	Not Able to Determine
Securities Fraud Insurance Fraud Tax Fraud False Claims and Statements Workplace Related Offenses (e.g.,	Yes		Not Able to Determine
Securities Fraud Insurance Fraud Tax Fraud False Claims and Statements Workplace Related Offenses (e.g., unsafe working conditions)	Yes		Not Able to Determine
Securities Fraud Insurance Fraud Tax Fraud False Claims and Statements Workplace Related Offenses (e.g., unsafe working conditions) Environmental Offenses Illegal Payments to Government	Yes		Not Able to Determine
Securities Fraud Insurance Fraud Tax Fraud False Claims and Statements Workplace Related Offenses (e.g., unsafe working conditions) Environmental Offenses Illegal Payments to Government Officials	Yes		Not Able to Determine

4.	During 2014, how many criminal white collar cases in total did your office prosecute? If this number is an estimate, please click the estimate button. If you are not able to determine this, please click the "not able to determine" button. A case is defined as a set of all charges against a single defendant that are handled by the court as a single matter. A case with three defendants should be recorded as three cases, but a case with one defendant with multiple charges should be counted as one case. Estimate
5.	During 2014, how many criminal white collar cases involved the prosecution of businesses (i.e., corporations or partnerships)? If this number is an estimate, please click the estimate button. If you are not able to determine this, please click the "not able to determine" button. A case is defined as a set of all charges against a single defendant that are handled by the court as a single matter. A case with three defendants should be recorded as three cases, but a case with one defendant with multiple charges should be counted as one case. Estimate Not Able to Determine Number of Closed Cases
	You may provide additional comments pertaining to the "Number of Closed Cases" listed above, if needed.
6.	During 2014, how many criminal white collar cases involved the prosecution of individuals or sole proprietorships? If this number is an estimate, please click the estimate button. If you are not able to determine this, please click the "not able to determine" button. A case is defined as a set of all charges against a single defendant that are handled by the court as a single matter. A case with three defendants should be recorded as three cases, but a case with one defendant with multiple charges should be counted as one case. Estimate Not Able to Determine Number of Closed Cases

n individuals that vs" or "no" for each ty No
s" or "no" for each ty
s" or "no" for each ty
•
No
,
i involved behavior for each case type.
for each case type.
for each case type. on.

•	If 'yes'During 2014, how many types of civil offenses, in total, did your office handle that involved behavior referenced in the white collar offense definition? If this number is an estimate, please click the estimate button. If you are not able to determine this, please click the "not able to determine" button. A case is defined as a set of all charges against a single defendant that are handled by the court as a single matter. A case with three defendants should be recorded as three cases, but a case with one defendant with multiple charges should be counted as one case.
	Estimate
	Not Able to Determine
	If 'yes'Number of Closed Cases
	If 'yes'You may provide additional comments pertaining to the "Number of Closed Cases" listed above, if needed.
0.	If 'yes'How many civil white collar offenses involved the prosecution of businesses (i.e., corporations or partnerships)? If this number is an estimate, please click the estimate button. If you are not able to determine this, please click the "not able to determine" button. A case is defined as a set of all charges against a single defendant that are handled by the court as a single matter. A case with three defendants should be recorded as three cases, but a case with one defendant with multiple charges should be counted as one case. Estimate Not Able to Determine
	If 'yes'Number of Closed Cases
	If 'yes'You may provide additional comments pertaining to the "Number of Closed Cases" listed above, if needed.
	If 'yes'How many civil white collar offenses involved the prosecution of individuals and/or sole proprietorships? If this number is an estimate, please click the estimate button. If you are not able to determine this, please click the "not able to determine" button. A case is defined as a set of all charges against a single defendant that are handled by the court as a single matter. A case with three defendants should be recorded as three cases, but a case with one defendant with multiple charges should be counted as one case.
	Estimate
	Not Able to Determine
	If 'yes'Number of Closed Cases

If 'yes'Of those cases closed dur Check either "yes" or "no" for each not able to determine" button.			
	Yes	No	Not Able to Determine
Restitution and/or Fines			
Suspension of Business or Professional License			
Revocation of Business or Professional License			
Dissolution of Business			
During 2014, which of the followi			
During 2014, which of the following criminal or civil enforcement for	investigation or pros mine this, please click	secution? Check the "not able to de	either "yes" or "no" for ead termine" button.
During 2014, which of the followic criminal or civil enforcement for source. If you are not able to determine the court of the following source.	investigation or pros	secution? Check	either "yes" or "no" for eac
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During 2014, which of the followicriminal or civil enforcement for source. If you are not able to determine the control of the following the control of the	investigation or pros mine this, please click	secution? Check the "not able to de	either "yes" or "no" for ead termine" button.
During 2014, which of the following criminal or civil enforcement for source. If you are not able to determine the control of	investigation or pros mine this, please click	secution? Check the "not able to de	either "yes" or "no" for ead termine" button.

14.	During 2014, did your office participate in a federal or state white collar crime task force or working group? Check One.		
	Federal Task Force or Working Group		
	State Task Force or Working Group		
	Both Federal and State Task Force(s) or Working Group(s)		
	My office did not participate in a task force or working group.		
15.	Does your office have a specialized unit (or dedicated staff) that deals exclusively with white collar crime cases?		
	C Yes		
	C No		
	C Don't Know		
16.	We are interested in your office's decision making process for white collar offense referrals. Under what circumstances would you refer a case to the federal level for prosecution? Check all that apply.		
	Conflict of interest in office		
	Deconflict with on-going federal investigation		
	More significant penalties from federal prosecution		
	Case has national/international links		
	Our office does not have necessary resources to investigate/prosecute		
	Our office does not refer cases to the federal level for prosecution		
	Other Please specify.		
17.	We are interested in your office's decision making process for white collar offense referrals. Under		
	what circumstances would you refer a case to local prosecutors for prosecution? Check all that apply.		
	Does not meet our dollar threshold.		
	Current caseload is too high		
	Case requires criminal authority		
	Conflict of interest in office		
	Our office does not refer cases to the local level for prosecution		
	Other Please specify.		

18.	We are interested in your office's decision making process for white collar offense referrals. Under what circumstances would you refer a case to state agencies for regulatory action? Check all that apply.			
	Does not meet our dollar threshold.			
	Case more suitable for regulatory adjudication			
	Current caseload is too high			
	Our office does not refer cases to state agencies for regulatory action			
	Other Please specify.			
19.	Does your office have an automated case management system?			
	C Yes			
	C No			
19.a	Can your case management system differentiate between businesses and individuals with regard to white collar offenses that have been pursued?			
	C Yes			
	ℂ No			
	O Don't Know			
19.b	Would it be possible for your office to provide additional statistics for future data collections of the Bureau of Justice Statistics on white collar cases involving individuals and/or business entities?			
	© Businesses Only			
	C Individuals Only			
	Businesses and Individuals			
	C No			
	O Don't Know			

20.	For Che	what years does your office have data/statistics on either criminal or civil white collar crime cases' all that apply.
		Pre-2000
		2000
		2001
		2002
		2003
		2004
		2005
		2006
		2007
		2008
		2009
		2010
		2011
		2012
		2013
		2014
		No available data/statistics
21.	Do O O	you provide agencies within your state or territory legal aid with regard to white collar offenses? Yes No Don't Know
21.a	lf 'y	es'Please list the agencies for which you provide legal aid.

	ow-up questions regarding this survey, please provide the con- nber, email address) of the person most appropriate to answer your agency:	
Criminal White Collar Crime Prosecutions		
Civil White Collar Crime Cases		

22.

Thank you for participating in the survey.