

**SUBMITTAL TO THE BOARD OF SUPERVISORS
COUNTY OF RIVERSIDE, STATE OF CALIFORNIA**

499



FROM: Stanley L. Sniff Jr., Sheriff-Coroner-PA

SUBMITTAL DATE:
06/28/10

SUBJECT: Transfer of DNA Identification Funds to the Sheriff's Department

RECOMMENDED MOTION: Move that the Board of Supervisors approve and direct the Auditor-Controller to make the budget adjustments on the attached Schedule A to transfer DNA Identification funds to the Sheriff's Department.

BACKGROUND: On November 2, 2004, the California electorate passed Proposition 69, which became law on November 3, 2004. The intent was to clarify existing law and to enable the state's DNA and Forensic Identification Database and Data Bank Program to become a more effective law enforcement tool.

(Continued on Page 2)

Will Taylor

Stanley L. Sniff Jr., Sheriff-Coroner-PA
Will Taylor, Director of Administration

FINANCIAL DATA	Current F.Y. Total Cost:	\$1,012,596	In Current Year Budget:	No
	Current F.Y. Net County Cost:	\$0	Budget Adjustment:	Yes
	Annual Net County Cost:	\$0	For Fiscal Year:	FY 2009-10

SOURCE OF FUNDS: State DNA Identification Funds BR 11-005	Positions To Be Deleted Per A-30	<input type="checkbox"/>
	Requires 4/5 Vote	<input checked="" type="checkbox"/>

C.E.O. RECOMMENDATION:

APPROVE

Robert Tremaine
BY: Robert Tremaine
Robert Tremaine

County Executive Office Signature

FISCAL PROCEDURES APPROVED
 ROBERT E. BYRD, AUDITOR-CONTROLLER
Robert E. Byrd
 TANYA S. HARRIS 6/11/10

Departmental Concurrence

- Policy
- Policy
- Consent
- Consent

MINUTES OF THE BOARD OF SUPERVISORS

On motion of Supervisor Stone, seconded by Supervisor Buster and duly carried by unanimous vote, IT WAS ORDERED that the above matter is approved as recommended.

Ayes: Buster, Tavaglione, Stone, Benoit and Ashley
 Nays: None
 Absent: None
 Date: July 13, 2010
 xc: Sheriff, EO, Auditor

Kecia Harper-Ihem
 Clerk of the Board
 By: *Kecia Harper-Ihem*
 Deputy

Dep't Recomm.:
 Per Exec. Ofc.:

Prev. Agn. Ref.: | District: All | Agenda Number:

ATTACHMENTS FILED WITH
THE CLERK OF THE BOARD

3.76

In general, Proposition 69, as made law in Penal Code Sections 296 (a) and 298, requires law enforcement or custodial agencies, statewide, to collect buccal swab samples, right thumbprints, and a full palm print impression of each hand, and any blood specimens or other biological samples collected from felony arrestees be forwarded promptly to the Department of Justice for law enforcement identification analysis and entry into the Department of Justice DNA Database.

Section 76104.6 of the California Government Code establishes a county DNA Identification Fund for reimbursement of expenditures and administrative costs incurred by the local sheriff or other law enforcement agencies in compliance with PC Section 298. An additional dollar for every ten dollars or part thereof is collected in every county for all criminal offenses to bank this fund.

The Sheriff's Department requests that the Board approve a County Executive Office transfer from the County's DNA Identification Fund, in the amount of \$1,012,596, to reimburse the Department for the estimated cost to collect the biological samples from 8,977 felony booking detainees who entered the County detention facilities during FY 2009-10.

As detailed below, staff calculated the collection cost based on actual log data for the period from July 2009 through May 2010 for the personnel devoted to collection tasks at Blythe Jail, Robert Presley Detention Center and Larry Smith Correctional Facility and based on monthly estimates from Indio Jail and Southwest Detention Center. This data was then projected through June 2010. An indirect cost rate of 43.17% was applied to salaries.

Direct Cost

Salary & Benefits:	
Annual Salary Cost	\$531,081
Annual Benefits Cost	\$241,140
Worker Compensation Cost	<u>\$ 11,107</u>
Total Salary & Benefits	\$783,328

Indirect Cost

Corrections ICRP for FY 08/09 Is 43.17%	\$229,268
Total DNA Identification Fund Claim for Fiscal Year 09/10	<u>\$1,012,596</u>

Schedule A

Increase Appropriations:

22820-1100100000-536880 Interfund Expense Distribution \$1,012,596

Expected Offset:

22820-1100100000-325100 DNA Ident. Fund-Unreserved Balance \$1,012,596

Increase Appropriations:

10000-2500400000-510040 Regular Salaries \$778,896

10000-2500400000-518100 Budgeted Benefits 233,700

Total \$1,012,596

Increase Estimated Revenues:

10000-2500400000-778280 Interfund-Reimb. For Services \$1,012,596