

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

748



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

SUBMITTAL DATE:
05/09/11

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)

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

FINANCIAL DATA	Current F.Y. Total Cost:	\$1,681,007	In Current Year Budget:	No
	Current F.Y. Net County Cost:	\$0	Budget Adjustment:	Yes
	Annual Net County Cost:	\$0	For Fiscal Year:	FY 2010-11

SOURCE OF FUNDS: State DNA Identification Funds BR 11-081	Positions To Be Deleted Per A-30	<input type="checkbox"/>
	Requires 4/5 Vote	<input checked="" type="checkbox"/>

C.E.O. RECOMMENDATION:

APPROVE

BY: *[Signature]*
Robert Tremaine

County Executive Office Signature

MINUTES OF THE BOARD OF SUPERVISORS

On motion of Supervisor Buster, seconded by Supervisor Ashley 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: May 24, 2011
xc: Sheriff, Auditor, EO

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

Prev. Agn. Ref.: 7/13/10 3.76 | District: All | Agenda Number:

3.47

FISCAL PROCEDURES APPROVED
PAUL ANGULO, CPA, AUDITOR-CONTROLLER
BY: *[Signature]*
SAMUEL WONG

Departmental Concurrence

Consent
 Policy
 Consent
 Policy

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

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 \$1,591,936 to reimburse the Department for the cost to collect the biological samples from an estimated 26,730 felony booking detainees who will enter the County detention facilities during FY 2010-11. Please note that staff's cost estimate is based on data for the period from July 1 2010 through December 31 2010, which has been projected through the end of the fiscal year.

Methodology

There are four job classifications in the Sheriff's Department responsible for DNA collection: Senior Correctional Corporal, Senior Correctional Deputy, Correctional Corporal, and Correctional Deputy. Calculated cost is based on the percentage of the identified custody staff involvement with the DNA collection procedures. The following summarize the DNA collection cost for FY 2010-11:

Direct Cost

Salary & Benefits:	
Annual Salary Cost	\$900,606
Annual Benefits Cost	364,932
Worker Compensation Cost	14,878
Total Salary & Benefits	\$1,280,416

Indirect Cost

Corrections ICRP for FY 2009-10 Is 34.59%	\$311,520
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Total DNA Identification Fund
Claim for Fiscal Year 2010/11 **\$1,591,936**

The Sheriff's Department also requests reimbursement in the amount of \$89,071 for the Coroner's cost to collect DNA samples for the period encompassing FY 2009-10 and July 2010 through March 2011. A table detailing the case type, amount of cases and the associated expense is included below.

**Riverside County Sheriff
Coroners DNA Expense Summary**

F/Y 2009-2010	Number of Cases	Total Expense
Exhumated Cases	1	\$ 1,513.41
Unidentified Cases	30	\$ 26,557.20
Homicide Cases	99	\$ 27,093.33
Total DNA Expense		\$ 55,163.94

F/Y 2010-2011 (YTD)	Number of Cases	Total Expense
Exhumated Cases	3	\$ 4,540.23
Unidentified Cases	9	\$ 7,967.16
Homicide Cases	58	\$ 15,872.86
Total DNA Expense		\$ 28,380.25

Total expenses for both F/Y's \$ 83,544.19

Non-Recurring Expenses \$ 5,526.45

Total Expense \$ 89,070.64

The Sheriff's Department has already programmed FY 2010-11 interfund reimbursements of \$523,000 and \$33,000 for Sheriff's Corrections and the Coroner's Bureau, respectively. So, the Department requests the remaining amount of \$1,125,007 as a budget adjustment, and the Schedule A details a \$1,068,936 budget adjustment for Sheriff's Corrections and a \$56,071 adjustment for the Coroner's Bureau.

Schedule A

Increase Appropriations:

22820-1100100000-536880 Interfund Expense Distribution	\$1,681,007
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Expected Offset:

22820-1100100000-325100 DNA Ident. Fund-Unreserved Balance	\$1,681,007
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Increase Appropriations:

10000-2500400000-510040 Regular Salaries	\$735,675
10000-2500400000-518100 Budgeted Benefits	<u>333,261</u>
Subtotal	\$1,068,936

10000-2501000000-510040 Regular Salaries	\$38,669
10000-2501000000-518100 Budgeted Benefits	<u>17,402</u>
Subtotal	\$56,071
Total	\$1,125,007

Increase Estimated Revenues:

10000-2500400000-778280 Interfund-Reimb. For Services	\$1,068,936
10000-2501000000-778280 Interfund-Reimb. For Services	<u>56,071</u>
Total	\$1,125,007