



Agenda Date: 6/19/2007
Agenda Placement: 6A

NAPA COUNTY BOARD OF SUPERVISORS Board Agenda Letter

TO: Board of Supervisors
FROM: JANICE DONOVAN for Douglas Koford - Sheriff-Coroner
Sheriff
REPORT BY: JANICE DONOVAN, Sheriff's Administrative Manager, 259-8674
SUBJECT: Distribution of Asset Forfeiture Funds

RECOMMENDATION

Napa Special Investigations Bureau (NSIB) Governing Board requests approval of the following distribution totalling \$140,394 from seized and forfeited funds from narcotic/drug trafficking investigations in Napa County during Fiscal Year 2006-2007 (4/5 vote required):

1. Napa Sheriff's Department	41.5%	\$58,264
2. Napa Police Department	23.5%	\$32,993
3. Bureau of Narcotic Enforcement	11.0%	\$15,443
4. St. Helena Police Department	9.0%	\$12,635
5. Calistoga Police Department	9.0%	\$12,635
6. Napa Probation Department	6.0%	\$8,424

(CONTINUED FROM JUNE 5, 2007) (TO BE CONTINUED TO JULY 17, 2007)

EXECUTIVE SUMMARY

According to California Asset Forfeiture laws, funds that have been forfeited are held in a trust account until distribution is approved by the Napa Special Investigations Bureau Governing Board. This action approves the Fiscal Year 2006-2007 distribution of Asset Forfeiture funds to various law enforcement agencies for future equipment purchases.

FISCAL IMPACT

Is there a Fiscal Impact? Yes
Is it currently budgeted? Yes

Where is it budgeted?	Asset Forfeiture Trust Account
Is it Mandatory or Discretionary?	Discretionary
Discretionary Justification:	Asset Forfeiture funds must be distributed according to State law. The Napa Special Investigations Bureau (NSIB) Governing Board has adopted bylaws that describe the distribution of assets seized during law enforcement activities. These funds must be distributed to law enforcement agencies that participate in NSIB activities.
Is the general fund affected?	No
Future fiscal impact:	None.
Consequences if not approved:	If this item is not approved, local law enforcement agencies will not receive the share of Asset Forfeiture funds they are entitled to per the bylaws of the NSIB Governing Board.
Additional Information:	

ENVIRONMENTAL IMPACT

ENVIRONMENTAL DETERMINATION: The proposed action is not a project as defined by 14 California Code of Regulation 15378 (State CEQA Guidelines) and therefore CEQA is not applicable.

BACKGROUND AND DISCUSSION

Pursuant to California Asset Forfeiture laws, funds that have been forfeited from narcotic/drug trafficking are held in a trust account until distribution. The bylaws of the Napa Special Investigations Bureau (NSIB) Governing Board determine the distribution percentages. The Fiscal Year 2006-2007 percentages were approved at the May 16, 2007 meeting. The Bureau of Narcotic Enforcement (BNE) has requested that their portion of funds (\$15,443) be retained by NSIB for expenses incurred by the Napa Special Investigation Bureau. The Sheriff's and Probation Department's funds will be deposited into trust accounts for future equipment purchases.

SUPPORTING DOCUMENTS

None

CEO Recommendation: Approve

Reviewed By: Molly Rattigan