

COURT ORDER

ORDER NO: 2013 1778

DATE: OCTOBER 29, 2013

STATE OF TEXAS

COUNTY OF DALLAS

BE IT REMEMBERED, at a regular meeting of the Commissioners Court of Dallas County, Texas, held on the 29th day of October, 2013 on motion made by Dr. Theresa M. Daniel, Dist. 1, and seconded by Dr. Elba Garcia, Dist. 4, the following order was adopted:

WHEREAS, this matter was briefed to the Dallas County Commissioners Court on October 22, 2013; and V.T.C.A., Code of Criminal Procedure, Paragraph 59.06(g), as amended, requires the Commissioners Court of each county to perform annual audits on proceeds and property seized under this chapter; and

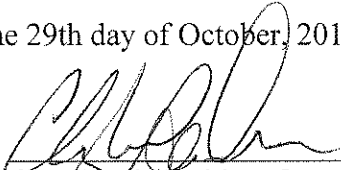
WHEREAS, an audit of the District Attorney Chapter 59 forfeiture funds has been completed by the County Auditor on a form provided by the Attorney General and presented to Commissioners Court for approval; and

WHEREAS, this court order is consistent with Strategic Plan Vision 3; and

WHEREAS, Commissioners Court accepts and approves the audit findings of the County Auditor.

IT IS THEREFORE ORDERED, ADJUDGED AND DECREED by the Dallas County Commissioners Court that the audit report be certified as final with notice delivered to the Office of the Attorney General.

DONE IN OPEN COURT this the 29th day of October, 2013.


Clay Lewis Jenkins, County Judge


Dr. Theresa Daniel, Comm. District #1


John Wiley Price, Comm. District #3


Mike Cantrell, Comm. District #2


Dr. Elba Garcia, Comm. District #4

Recommended for Approval by:


Virginia A. Porter, County Auditor

FY 2013
CHAPTER 59 ASSET FORFEITURE REPORT
BY ATTORNEY REPRESENTING THE STATE

Agency Name:	Dallas County Criminal	Reporting Period:	09/01/12 - 08/31/13
		(local fiscal year)	
Agency Mailing Address:	District Attorney	example:	09/01/12 to 08/31/13
	133 N. Riverfront Blvd.		
	Dallas, TX 75207-4399		
Phone Number:	214-653-3600		
County:	Dallas		
Email Address:	PMIngram@dallascounty.org	This should be a permanent agency email address	

NOTE: PLEASE ROUND ALL DOLLAR FIGURES TO NEAREST WHOLE DOLLAR.

I. SEIZED FUNDS

A) Beginning Balance:	\$ 208,234.00
B) Seizures During Reporting Period:	
1) Amount seized by employees of your agency:	\$ 18,355.00
2) Amount seized by other agencies:	\$ 241,411.00
C) Forfeiture Petitions Filed for All Agencies You Represent:	\$ 1,803,918.00
D) Forfeitures Pending For All Agencies You Represent:	\$ 1,820,850.00
E) Interest Earned on Seized Funds During Reporting Period:	\$ 531.00
F) Amount Returned to Defendants/Respondents:	\$ 9,500.00
G) Amount Transferred to Forfeiture Account:	\$ 121,792.00
H) Other Reconciliation Items:	\$ 249,644.00
I) Ending Balance: Instructions: Add lines A, B(1), B(2) E and H, subtract lines F and G, put total in line I.	\$ 87,595.00

II. FORFEITED FUNDS

A) Beginning Balance:	\$ 481,287.00
B) Amount Forfeited For All Agencies You Represent and Covered by Local Agreement:	
1) Amount Forfeited and Transferred to all Agencies Covered by Local Agreement:	\$ 2,074,609.00
2) Amount forfeited and Received by Your Agency:	\$ 121,792.00
C) Interest Earned on Forfeited Funds During Reporting Period :	\$ 872.00
D) Proceeds Received by Your Agency From Sale of Forfeited Property:	\$ 38,300.00

E) Amount Returned to Crime Victims:	\$ 0
F) Other Reconciliation Items:	\$ 510,749.00
G) Total Expenditures of Forfeited Funds During Reporting Period:	\$ 463,507.00
H) Ending Balance: Instructions: Add lines A, B(2), C, D and F, subtract lines E and G, place total in line H.	\$ 689,493.00

III. OTHER PROPERTY

Please Note: these should be a number, not a currency amount. For example: 4 pending, 3 seized, 12 new petitions, etc....	MOTOR VEHICLES (Include cars, motorcycles, tractor trailers, etc.)	REAL PROPERTY (Count each parcel seized as one item)	COMPUTERS Include computer and attached system components, such as printers and monitors as one item)	FIREARMS (Include only firearms seized for forfeiture under Chpt. 59. Do not include weapons disposed of under Chpt. 18)	OTHER (Include description)
Pending for all agencies at beginning of reporting period:	97	0	16	8	5 - scales 8 - phones 4 - jewelry
Seized by your agency during reporting period:	3	0	0	0	0
New petitions filed for all agencies during reporting period:	86	0	31	35	6 - jewelry 16 - phones
Forfeited to your agency during reporting period:	6	0	0	0	0
Put into service by your agency during reporting period:	0	0	0	0	0
Pending for all agencies at end of reporting period:	92	0	34	27	6 - jewelry 1 - scale 18 - phones

IV. FORFEITED PROPERTY RECEIVED FROM ANOTHER AGENCY

A) Motor Vehicles:	# 0
B) Real Property:	# 0
C) Computers:	# 0
D) Firearms:	# 0
E) Other:	# 0

V. FORFEITED PROPERTY TRANSFERRED OR LOANED TO ANOTHER AGENCY

A) Motor Vehicles:	# 0
B) Real Property:	# 0
C) Computers:	# 0

D)	Firearms:	# 0
E)	Other:	# 0

VI. EXPENDITURES

A)	SALARIES	
1.	Increase of Salary, Expense, or Allowance for Employees (Salary Supplements):	\$ 0
2.	Salary Budgeted Solely From Forfeited Funds:	\$ 0
3.	Number of Employees Paid Using Forfeiture Funds:	# 0
4.	TOTAL SALARIES PAID OUT OF CHAPTER 59 FUNDS:	\$ 0
B)	OVERTIME	
1.	For Employees Budgeted by Governing Body:	\$ 0
2.	For Employees Budgeted Solely out of Forfeiture Funds:	\$ 0
3.	Number of Employees Paid Using Forfeiture Funds:	# 0
4.	TOTAL OVERTIME PAID OUT OF CHAPTER 59 FUNDS:	\$ 0
C)	EQUIPMENT	
1.	Vehicles:	\$ 25,336.00
2.	Computers:	\$ 683.00
3.	Firearms, Vests, Personal Equipment:	\$ 3,744.00
4.	Furniture:	\$ 3,860.00
5.	Software:	\$ 1,672.00
6.	Maintenance Costs:	\$ 11,679.00
7.	Uniforms:	\$ 0
8.	K9 Related Costs:	\$ 135.00
9.	Other (Provide Detail on Additional Sheet):	\$ 18,616.00
10.	TOTAL EQUIPMENT PURCHASED WITH CHAPTER 59 FUNDS:	\$ 65,725.00
D)	SUPPLIES	
1.	Office Supplies:	\$ 8,021.00
2.	Cellular Air Time :	\$ 99,896.00
3.	Internet:	\$ 592.00
4.	Other (Provide Detail on Additional Sheet) :	\$ 487.00
5.	TOTAL SUPPLIES PURCHASED WITH CHAPTER 59 FUNDS:	\$ 108,996.00
E)	TRAVEL	
1.	Total In State Travel	\$ 27,317.00
	a) Transportation:	\$ 6,923.00
	b) Meals & Lodging:	\$ 13,548.00

	c) Mileage:	\$ 5,352.00
	d) Incidental Expenses:	\$ 1,494.00
2.	Total Out of State Travel	\$ 29,737.00
	a) Transportation:	\$ 14,711.00
	b) Meals & Lodging:	\$ 13,684.00
	c) Mileage:	\$ 0
	d) Incidental Expenses:	\$ 1,342.00
3.	TOTAL TRAVEL PAID OUT OF CHAPTER 59 FUNDS:	\$ 57,054.00
F)	TRAINING	
1.	Fees (Conferences, Seminars):	\$ 35,395.00
2.	Materials (Books, CDs, Videos, etc.):	\$ 599.00
3.	Other (Provide Detail on Additional Sheet):	\$ 0
4.	TOTAL TRAINING PAID OUT OF CHAPTER 59 FUNDS	\$ 35,994.00
G)	INVESTIGATIVE COSTS	
1.	Informant Costs:	\$ 0
2.	Buy Money:	\$ 100.00
3.	Lab Expenses:	\$ 0
4.	Other (Provide Detail on Additional Sheet):	\$ 5,331.00
5.	TOTAL INVESTIGATIVE COSTS PAID OUT OF CHAPTER 59 FUNDS:	\$ 5,431.00
H)	PREVENTION/TREATMENT PROGRAMS / FINANCIAL ASSISTANCE / DONATIONS	
1.	Total Prevention/Treatment Programs (pursuant to 59.06 (h), (j)):	\$ 60,000.00
2.	Total Financial Assistance (pursuant to Articles 59.06 (n) and (o)):	\$ 0
3.	Total Donations (pursuant to Articles 59.06 (d-2)):	\$
4.	TOTAL PREVENTION/TREATMENT PROGRAMS / FINANCIAL ASSISTANCE / DONATIONS (pursuant to Articles 59.06 (h), (j), (n), (o) (d-2)):	\$ 60,000.00
I)	FACILITY COSTS	
1.	Building Purchase:	\$ 0
2.	Lease Payments:	\$ 0
3.	Remodeling:	\$ 0
4.	Maintenance Costs:	\$ 0
5.	Utilities:	\$ 0
6.	Other (Provide Detail on Additional Sheet):	\$ 0
7.	TOTAL FACILITY COSTS PAID OUT OF CHAPTER 59 FUNDS:	\$ 0

J) MISCELLANEOUS FEES		
1.	Court Costs:	\$ 3,095.00
2.	Filing Fees:	\$ 0
3.	Insurance:	\$ 0
4.	Witness Fees:	\$ 0
5.	Audit Costs and Fees:	\$ 4,403.00
6.	Other (Provide Detail on Additional Sheet):	\$ 1,479.00
7.	TOTAL MISCELLANEOUS FEES PAID OUT OF CHAPTER 59 FUNDS:	\$ 8,977.00
K) PAID TO STATE TREASURY / GENERAL FUND / HEALTH & HUMAN SERVICES COMMISSION:		
1.	Total paid to State Treasury due to lack of local agreement pursuant to 59.06 (a):	\$ 0
2.	Total paid to State Treasury due to participating in task force not established in accordance with 59.06 (q)(1):	\$ 0
3.	Total paid to General Fund pursuant to 59.06 (C-3) (c) (Texas Department of Public Safety only):	\$ 0
4.)	Total forfeiture funds transferred to the Health and Human Services Commission pursuant to 59.06 (p):	\$ 0
5)	TOTAL PAID TO STATE TREASURY / GENERAL FUND / HEALTH & HUMAN SERVICES COMMISSION OUT OF CHAPTER 59 FUNDS:	\$ 0
L)	TOTAL PAID TO COOPERATING AGENCY(IES) PURSUANT TO LOCAL AGREEMENT:	\$ 0
M)	TOTAL OTHER EXPENSES PAID OUT OF CHAPTER 59 FUNDS WHICH ARE NOT ACCOUNTED FOR IN PREVIOUS CATEGORIES (provide detailed descriptions on additional sheet(s) and attach to this report):	\$ 121,330.00
N)	TOTAL EXPENDITURES:	\$ 463,507.00

NOTE: BOTH CERTIFICATIONS MUST BE COMPLETED

AUDITOR / TREASURER / ACCOUNTING PROFESSIONAL CERTIFICATION

I swear or affirm that the Commissioners Court, City Council or Agency Head (if no governing body) has requested that I conduct the audit required by Article 59.06 of the Code of Criminal Procedure and that upon diligent inspection of all relevant documents and supporting materials, I believe that the information contained in this report is true and correct.

AUDITOR, TREASURER or
ACCOUNTING PROFESSIONAL
(Printed Name):

Virginia Porter

TITLE:

Dallas County Auditor

SIGNATURE:

Virginia Porter

DATE:

10/16/13

AGENCY HEAD CERTIFICATION

I swear or affirm, under penalty of perjury, that I have accounted for the seizure, forfeiture, receipt, and specific expenditure of all proceeds and property subject to Chapter 59 of the Code of Criminal Procedure, and that upon diligent inspection of all relevant documents and supporting materials, this asset forfeiture report is true and correct and contains all information required by Article 59.06 of the Code of Criminal Procedure. I further swear or affirm that all expenditures reported herein were lawful and proper, and made in accordance with Texas law.

ATTORNEY REPRESENTING THE

STATE (Elected Official) (Printed

Name):

Craig Watkins, Dallas County Criminal District Attorney

SIGNATURE:

DATE:

RETURN COMPLETED FORM TO:

Office of the Attorney General

Criminal Prosecutions Division

P.O. Box 12548

Austin, TX 78711-2548

Attn: Kent Richardson

(512)463-1591

Chapter59AuditReport@texasattorneygeneral.gov

WE CANNOT ACCEPT FAXED OR EMAILED COPIES. PLEASE MAIL THE SIGNED, ORIGINAL DOCUMENT TO OUR OFFICE AT THE ADDRESS ABOVE.

Dallas County District Attorney
Chapter 59 Report
Period Ending August 31, 2013

Other Reconciliation Items
Section I

Payee	Amount	Reason
Texas Department of Public Safety	\$ 165,882	Award Including Interest
Tarrant County District Attorney	\$ 4,253	Award Including Interest
Oklahoma Bureau of Narcotics	\$ 76,058	Award Including Interest
Dallas County District Clerk	\$ 1,266	Court Costs
Daily Commercial Record	\$ 329	Publication Fees
Wytaine Smith	\$ 750	Attorney Ad Litem
Prior Year Adjustments	\$ 1,106	
Total Reconciling Adjustments	\$ 249,644	

Dallas County District Attorney
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Other Reconciling Items
Section II

Reason	Amount
Awards Received From Seizures Held By Other Agencies	\$ 501,711
Sale of Cell Phones	\$ 9,038
	\$ 510,749

Dallas County District Attorney
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Attachment C.9

Description	Amount
CD/DVD Duplicator	\$ 399
Fax Machine	\$ 175
Finger Print Machine	\$ 140
Hard Drives	\$ 483
Microphone	\$ 441
Pallet Jack	\$ 220
Printers	\$ 380
Radios	\$ 2,980
Software Support and Maintenance	\$ 13,398
Total Schedule C.9	\$ 18,616

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Attachment D.4

Description	Amount
Pagers	\$ 212
Weapon Cleaning Supplies	\$ 275
Total Schedule D.4	\$ 487

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Attachment G.4

Description	Amount
Hard Drive Data Recovery	\$ 1,370
Lexis Nexis	\$ 2,261
Polygraph Testing	\$ 200
Texas Workforce Commission Record Searches	\$ 1,500
Total Schedule G.4	\$ 5,331

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Attachment J.6

Description	Amount
Certified Mail	\$ 16
Jury Questionnaires	\$ 863
Supreme Court Application Fee to Practice	\$ 600
Total Schedule J.6	\$ 1,479

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Attachment M

Description	Amount
Advertising - Public Service Announcements	\$ 6,186.00
Banner	\$ 443.00
Booth Space for Community Prosecution Unit	\$ 375.00
Community Prosecution Unit Expenses	\$ 294.00
Contract Services Community Affairs / Citizen Prosecutor Academy	\$ 59,170.00
DirecTV Subscription	\$ 2,212.00
Disposal Fees	\$ 43.00
Food Vouchers for Witnesses	\$ 2,518.00
Gun Range Supplies	\$ 36.00
Incentives - School Pencils	\$ 800.00
Incentives T-shirts - Community Prosecution Unit	\$ 1,000.00
Lanyards- Citizen Prosecutor Academy	\$ 172.00
MCLE Accreditation Fee	\$ 435.00
Medical Expense Reimbursement	\$ 130.00
Membership / License Renewal Dues / Fees	\$ 3,140.00
Outside Counsel	\$ 32,752.00
Outside Counsel Miscellaneous Expenses	\$ 103.00
Paint	\$ 84.00
Paralegal Support	\$ 2,100.00
Parking Vouchers for Witnesses	\$ 885.00
Psychological Evaluations	\$ 200.00
Towing Seized Vehicles	\$ 717.00
Website Upgrade Costs	\$ 5,816.00
Witness Dog Boarding Fee	\$ 490.00
Witness Interview Travel Expenses	\$ 154.00
Witness Transportation Costs	\$ 1,075.00
Total Schedule M	\$ 121,330