

**DEPARTMENT OF JUSTICE (DOJ)
SPOUSAL ABUSER PROSECUTION PROGRAM GRANT AWARD**

The Department of Justice (DOJ) hereby makes a grant award of funds to El Dorado County (Grantee), in the amount and for the purpose and duration set forth in this grant award.

SECTION 1:

Award Number:	<u>07SA14C043</u>	Grant Period:	<u>7/1/07 - 6/30/08</u>
Amount of Grant:	<u>\$ 33,261</u>		
Nine West Funding:	<u>\$ 2,466</u>	(One -Time Augmentation)	
City/County Match:	<u>\$ 7,145</u>		
Total Project Cost:	<u>\$42,872</u>		

SECTION 2:

Implementing Agency: El Dorado County
District Attorney: Vern Pierson
Title: District Attorney Phone: 530-621-6474
Project Director: Vern Pierson
Title: District Attorney Phone: 530-621-6474
Address: 515 Main St.
City/Zip Code: Placerville, CA 95667
Email: _____

SECTION 3:

The grant recipient signifies acceptance of this grant award and agrees to administer the grant project in accordance with the statute(s), the Program Guidelines, and the Request for Proposal as contained in the grant application prepared and submitted by the Implementing Agency and as approved by the Department of Justice (DOJ).

FOR DOJ USE ONLY:	
Item:	_____
Chapter:	_____
Amount:	_____
Year:	_____
Fund:	_____
Program:	_____

Official authorized to sign for Applicant/Grant Recipient:	
Signature:	<u></u>
Name:	<u>Vern Pierson</u>
Title:	<u>District Attorney</u>
Address:	<u>515 Main St.</u> <u>Placerville, CA 95667</u>
Phone:	<u>530-621-6474</u>
Email:	<u>vpierston@edcgov.us</u>

I hereby certify upon my own personal knowledge that budgeted funds are available for the period and purposes of the expenditure stated above:

Chief, Accounting Office, DOJ

Chief, Criminal Law, DOJ

EXHIBIT A

State of California Department of Justice



2007/2008 Spousal Abuser Prosecution (SAP) Program Continuation Application **Due Date: Friday June 29, 2007**

SAP Program Applicant: Ell Dorado County District Attorney

Contact Person: John Mitchell

Phone Number: 530-621-6421

A complete Continuation Application Package (1 unbound original + 4 copies) includes:

- 1. Title Page (Jus A-101)**
- 2. Application (Exhibit A)**
- 3. Budget**
- 4. Budget Narrative**
- 5. Staff Verification Form**
- 6. Program Narrative**
- 7. Board Resolution (Exhibit B)**
- 8. Drugfree Certification (Exhibit C)**

2007-2008 SPOUSAL ABUSER PROSECUTION PROGRAM APPLICATION

Please type or print in black ink.

1. CITY OR COUNTY NAME: El Dorado County

District or City Attorney's Name: Vern Pierson

Address: 515 Main St.

City: Placerville **State:** CA **Zip:** 85667

Phone: 530-621-6474 **Fax:** 530-621-1280

E-mail: vperson@edc.gov

2. BUDGET

SAP Program Funding: \$33,261

Nine West Funding: \$2,466 (One-Time Augmentation)

City/County Match: \$7,145

Total Program Cost: \$42,872

3. SAP PROGRAM DIRECTOR (Person responsible for developing and implementing program objectives.)

Name: Vern Pierson **Title:** District Attorney

Address: same

City: _____ **State:** _____ **Zip:** _____

Phone: 530-621-6474 **Fax:** 530-621-1280

E-mail: vperson@edcgov.us

4. SAP PROGRAM CONTACT (Person responsible for progress reports, staff verifications, etc.)

Name: John Mitchell **Title:** DA Fiscal Officer

Address: same

City: _____ **State:** _____

Phone: 530-621-6421 **Fax:** same

E-mail: jmitchell@el-dorado.ca.us

5. SAP PROGRAM FISCAL CONTACT (Person responsible for program invoices, budget modifications, etc.)

Name: John Mitchell **Title:** DA Fiscal Officer

Address: same

City: _____ **State:** _____ **Zip:** _____

Phone: 530-621-6421 **Fax:** sane

E-mail: jmitchell@co.el-dorado.ca.us

Please type or print in black ink.

6. SAP PROGRAM STAFF (PROSECUTORS & INVESTIGATORS)

How many prosecutors will be assigned to the grant?

1

Do all SAP prosecutors meet the training and experience requirements of the grant?

<input checked="" type="checkbox"/> Yes <input type="checkbox"/> No

Is there a VSQ attached to this application for each prosecutor working on the grant?

<input checked="" type="checkbox"/> Yes <input type="checkbox"/> No

How many investigators will be assigned to the grant?

--

Do all SAP investigators meet the training and experience requirements of the grant?

<input checked="" type="checkbox"/> Yes <input type="checkbox"/> No

Is there a VSQ attached to this application for each investigator working on the grant?

<input checked="" type="checkbox"/> Yes <input type="checkbox"/> No

REDUCED CASELOADS

The SAP grant requires "A significant reduction of caseloads for SAP investigators and SAP prosecutors".

Is there a significant reduction (at least 25%) of caseloads for SAP investigators and SAP prosecutors?

<input checked="" type="checkbox"/> Yes <input type="checkbox"/> No

7. SAP PROGRAM STAFF (DV Counselors/Victim Witness Advocates)

How many counselors/advocates will be assigned to the grant?

2

Do all SAP counselors/advocates meet the training and experience requirements of the grant?

<input checked="" type="checkbox"/> Yes <input type="checkbox"/> No

Does your agency have an MOU or contract with an outside agency to provide counselors/advocates?

<input checked="" type="checkbox"/> Yes <input type="checkbox"/> No

Note: If yes, please attach a copy to this application.

Is there a VSQ attached to this application for each counselor/advocate working on the grant?

<input checked="" type="checkbox"/> Yes <input type="checkbox"/> No

Check the boxes that apply to the services provided to victims of domestic violence:

- | | |
|--|---|
| <input checked="" type="checkbox"/> Initiate and maintain contact with the victim | <input checked="" type="checkbox"/> Provide education on the legal system and the prosecution process |
| <input checked="" type="checkbox"/> Safety planning with the victim | <input checked="" type="checkbox"/> Keep the victim informed at all stages of the prosecution |
| <input checked="" type="checkbox"/> Make appropriate referrals to community agencies | <input checked="" type="checkbox"/> Appear with and support the victim at court hearings |
| <input checked="" type="checkbox"/> Provide language interpreter services | <input checked="" type="checkbox"/> Coordinate with all members of the domestic violence team |

8. Describe the types of crimes prosecuted under the grant. (Example: Domestic Violence, Stalking, ... etc)

Domestic violence, stalking, restraining order/court order violations, criminal threats, assault, kidnapping and child abuse/child endangerment if children are present when incident occurs.

9. Describe the criteria utilized by your office when determining whether or not to prosecute a domestic violence case.

(Example: extent or seriousness of the injuries; use of a gun or other weapon; defendant's prior criminal history; past history of violence whether charged or uncharged; victim cooperation.)

Facts and circumstances of case, defendant's criminal history with specific attention to prior arrests or convictions for violence and/or domestic violence, ability to prove case beyond reasonable doubt with or without victim cooperation, credibility of witnesses, ability to validate victim's allegations and/or determine whether or not suspect may have valid affirmative defense

Please type or print in black ink.

10. Does your office review "Domestic Violence Incident Reports" submitted by law enforcement, which did not result in an arrest?

Yes No

11. Describe the criteria used when determining whether a domestic violence case is prosecuted as a felony or a misdemeanor.

(Example: extent or seriousness of the injuries, use of a gun or other weapon, defendant's prior criminal history, past history of violence whether charged or uncharged)

Extent and seriousness of injuries, defendant's criminal history, evidence of prior acts of domestic violence, facts and circumstances of case, and whether children are present.

12. What method of vertical prosecution does your SAP Program practice? Note: If other, explain.

True Major Unit Other

A single prosecutor reviews cases for filing and makes all appearances on the case prior to trial and conducts the jury or court trial as appropriate.

13. The SAP Program Guidelines require that "All reasonable prosecutorial efforts shall be made to reduce the time between arrest and disposition of charge against an individual meeting spousal abuser criteria". Describe your SAP Program's success in obtaining a reduction of time between arrest and disposition of domestic violence cases.

Cases submitted for prosecution are reviewed and filed as appropriate, on an expedited basis. Efforts are focused on early resolution and defendant's are given the benefit of early pleas by way of reduced jail time and other appropriate consideration.

14. The SAP Program Guidelines require that "All reasonable prosecutorial efforts shall be made to resist the pretrial release of a charged defendant meeting spousal abuser selection criteria". Describe your SAP Program's efforts to prevent pretrail release of domestic violence defendants.

The People oppose pre-trial release of individuals charged with domestic violence. The People often file written opposition to a defendant's release on bail and written requests to increase and /or deny bail when appropriate.

15. The SAP Program Guidelines require that "All reasonable prosecutorial efforts shall be made to persuade the court to impose the most severe authorized sentence upon a person convicted after prosecution as a spousal abuser". Describe your SAP Program's efforts to ensure that the most severe sentence is issued.

The domestic violence prosecutor provides the sentencing court with all available information concerning the facts and circumstances of the incident and the defendant's criminal history. All appropriate arguments in support of severe punishment are made to the sentencing court by the domestic violence prosecutor.

Please type or print in black ink.

16. Describe your SAP Program's policy concerning plea bargaining of domestic violence cases.

All domestic violence pleas conform with the statutory probation requirements. Early resolution may result in less county jail time. The defendant's criminal history, the facts and circumstance of the case, and the provability of the case are all taken into consideration when constructing a plea bargain. Where possible, the victims' wishes are also taken under consideration prior to entering into a negotiated settlement.

17. Does your office have a "Cell Phone Program" for victims of domestic violence?

Yes No

18. Does your office have an automatic "Victim Information and Notification System" in place to notify victims of changes in the status (custody, location, sentence expiration) of offenders?

Yes No

19. Does your office notify victims of changes in the status (custody, location, sentence expiration, etc...) of offenders?

Yes No

20. Does your city or county have a "Domestic Violence Court"?

Yes No

21. Does your city or county have a "Domestic Violence Response Team"?

Yes No

22. Does your city or county have a "Domestic Violence Death Review Team"?

Yes No

23. Does your city or county have a domestic violence outreach program?

Yes No

24. Is domestic violence training offered to the law enforcement of your county?

Yes No

25. Is domestic violence training offered to the judges of your county?

Yes No

26. Does the law enforcement of your city or county use "photodocumentation" to document DV cases?

Yes No

27. Does your office have written policy and procedures for the prosecution of domestic violence cases?

Yes No

28. Official Authorized to Sign for Applicant/Grantee

The grant recipient signifies acceptance of this grant award and agrees to administer the grant project in accordance with the statutes and requirements as contained in the SAP Program Guidelines.

Signature:



Title: District Attorney

Printed Name:

Vern Pierson

Phone: 530-621-6474

Email Address:

vpierison@edcgov.us

Fax: 530-621-1280

State of California
Department of Justice
Verification of Staff Qualifications (VSQ)

For work performed under provisions of the California Spousal Abuser Prosecution Program as established by California Penal Code section 273.8 and the 1994 Battered Women Protection Act

To: Jennifer Nuesca
Spousal Abuser Prosecution Program
Office of the Attorney General
1300 I Street, Room 1020
Sacramento, CA 95814

From: El Dorado County

Grant Number: 07SA14C043

Phone Number: 530-621-6421

Contact Person: John Mitchell

E-mail: jmitchell@co.el-dorado.ca.us

SAP Program Position:

Prosecutor
(Former): Erik Davenport
(Current): James Clinchard
Phone Number: 530-621-6405

Investigator
(Former): Dennis Theis
(Current): Paul Fisher
Phone Number: 530-621-6454

Funding:

SAP Program 35 % Funded
 Other Sources
 Volunteer

SAP Program 0 % Funded
 Other Sources
 Volunteer

The Battered Women Protection Act of 1994 requires Spousal Abuser Prosecution Units receiving "Spousal Abuser Prosecution Program" grant funds to assign highly qualified investigators and prosecutors to spousal abuse cases. (Pen. Code § 273.82 (4b))
(Please see SAP Program Guidelines.)

SAP Program Position:

Domestic Violence Counselor/Advocate
(Current): Debbie Appel, Placerville Womens' Center
(Current): Sarah Utzig, South Lake Tahoe Womens' Ctr.
Phone Number: (530) 626-1450

Funding:

SAP Program _____ % Funded
 Other Sources
 Volunteer

The Department of Justice requires that "Domestic Violence Counselors/Advocates" involved in the SAP Program meet the California Evidence Code section 1037.1 definition of a "Domestic Violence Counselor/Advocate". (Please see SAP Program Guidelines.)

I certify that the above listed prosecutor, investigator, and counselor/advocate of the Spousal Abuser Prosecution Unit of my county or city meets or exceeds the requirements as outlined by the SAP Program Guidelines.

Signature 

Date 5/9/07

Typed Name Vern Pierson

Title District Attorney

DEPARTMENT OF JUSTICE - REVIEW AND APPROVAL

Signature _____

Date _____

Typed Name _____

Title _____

Budget Narrative

James Clinchard, Deputy District Attorney, was assigned full time to the SAP program in April 2007. Based on the case load, we could use funding for two full time prosecutors for SAP.

Clinchard's salary and benefits for FY 07/08 are estimated at \$121,464, including \$97,240 for salary. The total expense exceeds the amount provided by the grant.

Accordingly, the grant amount of \$35,727 and cash match of \$7,145, for a total amount of \$42,872, cover only a portion (44% of salary, 35% of total compensation) of Clinchard's salary and benefits.

No funding is available to cover any investigator costs or any prosecutor time in the South Lake Tahoe office, or any operating costs, including indirect cost..

EL DORADO COUNTY
SPOUSAL ABUSE PROSECUTION PROGRAM

PROGRAM NARRATIVE

El Dorado County is a primarily rural county. Part of the county encompasses the south shore of Lake Tahoe, a recreation and tourist area. Incidents of domestic violence make up a large portion of law enforcement's calls for service in both areas of the county. Consequently, a large percentage of the cases handled by the El Dorado County District Attorney's office are cases involving domestic violence.

Currently, one attorney in each of the two offices (Placerville and Lake Tahoe) is assigned to vertically prosecute all domestic violence cases in that office. Vertical prosecution allows attorneys to become involved with the case at the earliest possible stage. Given the difficulty in prosecuting these cases (based on victim's lack of cooperation and juries' lack of interest) the more time the attorney has to prepare for trial, the better likelihood of conviction.

Our goal is to insure vigorous prosecution of domestic violence crimes so that defendants are held accountable for their actions and receive appropriate consequences. In cases where defendant's are granted probation, we must remind the court of the mandatory probation terms so that they are imposed. We also strive to take measures to protect the victim--requesting protective orders and criminal restraining orders where necessary.

An additional objective of our program is prosecution for child abuse/child endangerment whenever the facts support it. In many domestic violence cases, children are present when the acts of violence occur. As a result, they may be physically endangered. In most cases, even if physical danger is not present for the children, they suffer emotionally. The emotional abuse is chargeable as a violation of P.C. 273a(b). It is important for offenders to recognize the extent of harm which is caused by their actions. Therefore, we require offenders admit the child abuse violation whenever it is charged.

It is hoped that this strategy of vigorous prosecution will lower the incidence of domestic violence in our county in two ways: (1) offenders to have significant consequences for their crimes may be less likely to re-offend; and (2) the message sent to the community that these crimes are serious and will be treated as such, will hopefully educate individuals who have in the past thought domestic violence is simply a "family matter."

Our attorneys work closely with local law enforcement agencies, probation and the El Dorado County Women's Center. In Placerville, the Sheriff's Department has dedicated a detective to the investigation of domestic violence crimes. The Placerville grant attorney works closely with the detective in preparing cases for trial. Both offices work with Women's Center advocates to insure that victim's receive the assistance and services they need.

EL DORADO COUNTY DISTRICT ATTORNEY'S OFFICE
SPOUSAL ABUSER PROSECUTION UNIT

POLICIES RE: PROSECUTION OF SPOUSAL ABUSE CASES

The El Dorado County District Attorney's Office is committed to the diligent and vigorous prosecution of cases involving Spousal Abuse. For purposes of these policies, Spousal Abuse cases include all cases involving violence against a spouse, former spouse, cohabitant, former cohabitant, person with whom the suspect has a child, or is having or has had a dating, engagement or otherwise intimate partner relationship. To this end, the following policies and procedures are hereby implemented:

1. Referrals of all Spousal Abuse cases shall be assigned to the designated Spousal Abuse Prosecution Program (SAPP) attorney. If that attorney is not available to review the case within the required time frame, the attorney supervisor shall assign the case for review.
2. All appropriate charges and enhancements shall be filed, including, any violations of Penal Code Section 273a(b) which are supported by the evidence presented.
3. Upon filing, a referral to the District Attorney Victim Witness program will be made.
4. All reasonable prosecutorial efforts shall be made to resist the pretrial release of a charged defendant meeting spousal abuser selection criteria.
5. Spousal Abuse cases will be handled vertically by the designated SAPP attorney as much as possible.
6. All reasonable efforts shall be made to reduce the time between arrest and disposition of charge against an individual spousal abuser criteria.
7. The victim in a Spousal Abuse case will be consulted, where possible, prior to the disposition of any Spousal Abuse case.

8. All reasonable efforts shall be made to persuade the court to impose the most severe authorized sentence upon a person convicted after prosecution as a spousal abuser.

9. Victims shall be notified in a timely manner of the disposition of any case involving Spousal Abuse.

South Lake Tahoe Women's Center

Womenspace Unlimited

SOUTH LAKE TAHOE WOMEN'S CENTER

AND

EL DORADO COUNTY DISTRICT ATTORNEY'S OFFICE

OPERATIONAL AGREEMENT: FISCAL YEARS 2004-2007

This Operational Agreement stands as evidence that the South Lake Tahoe Women's Center and the El Dorado County District Attorney's Office intend to work together toward the mutual goal of providing maximum available assistance for victims of domestic violence and sexual assault residing on the eastern slope of El Dorado County. Both agencies believe that implementation of the proposal, as described herein, will further this goal. To this end, each agency agrees to participate in the program by coordinating / providing the following services:

The South Lake Tahoe Women's Center will closely coordinate the following services with the District Attorney's Office through:

- Project staff being readily available to the District Attorney's Office for service provision through in-person and telephone contact.
- Quarterly meetings between the Women's Center Program Coordinator and / or Community Educator / Volunteer Coordinator and a representative from the El Dorado County District Attorney's Office to discuss implementation of mandated services.

Specifically, the South Lake Tahoe Women's Center agrees to the following:

- (1) Accept referrals and provide 24-hour availability to assist victims of domestic violence and sexual assault;
- (2) Refer domestic violence and sexual assault victims to the District Attorney's Office as appropriate;
- (3) Work with District Attorney's Office on program specific problems / questions / concerns;
- (4) Engage in cross-trainings with District Attorney's Office as needed.

El Dorado County District Attorney's Office agrees to the following:

- (1) Refer domestic violence and sexual assault victims to the Women's Center;
- (2) Request Women's Center staff to accompany victims of domestic violence and sexual assault during interviews and in court, when appropriate;
- (3) Work with the South Lake Tahoe Women's Center staff on program specific problems / questions / concerns.
- (4) Engage in cross-trainings with the South Lake Tahoe Women's Center as needed.

In an effort to meet the many needs of victims in as comprehensive a manner as possible, the two agencies will continue to work closely together based upon voluntary participation by the clients to protect confidentiality.

We, the undersigned, as authorized representatives of the South Lake Tahoe Women's Center and the El Dorado County District Attorney's Office do hereby approve this document.

Signed: Nichole Loftis
Nichole Loftis, Executive Director
South Lake Tahoe Women's Center

Date: 1/5/05

Signed: Gary Dacy
Gary Dacy, District Attorney
El Dorado County

Date: 1/10/05



EL DORADO WOMEN'S CENTER
and
EL DORADO COUNTY DISTRICT ATTORNEY
(INCLUDING VICTIM/WITNESS PROGRAM)

MEMORANDUM OF UNDERSTANDING
and
OPERATIONAL AGREEMENT

This operational agreement stands as evidence that the El Dorado Women's Center and the El Dorado County District Attorney's Office intend to work together toward the mutual goal of providing maximum available assistance and protection for crime victims and their families residing in the western portion of El Dorado County. Both agencies believe that cooperative provision of services for domestic violence and sexual assault victims and their families, as described herein, will further this goal. To this end, each agency agrees to participate in this program by coordinating/providing the following services:

The El Dorado Women's Center's Sexual Assault, Domestic Violence and Legal Advocacy Programs will closely coordinate the following services with the El Dorado County District Attorney's Office through:

- 1) Project staff being readily available to the El Dorado County District Attorney's Office for service provision through in-person and telephone contact; and
- 2) Regularly scheduled meetings at least twice a year between a representative of the El Dorado Women's Center, the Counseling or Legal Services Coordinator, or other staff members as appropriate, and a representative of the El Dorado County District Attorney's Office, to discuss strategies, time tables and/or other issues or problems.

WHEREAS the El Dorado County District Attorney's Office believes that domestic violence and sexual assault crimes should be vigorously and fairly prosecuted; acknowledging the significant impact of these cases on the victims and their families and that the violence in these cases is often of a continuous and on-going nature such that the problems involved should be addressed at the earliest possible time; it specifically agrees to the following:

- 1) To allow a Women's Center representative to be present during meetings and court appearances with domestic violence and sexual assault victims; at the victim's request and discretion and within the constraints of Penal Code 868.5 and the discretion of the prosecutor;
- 2) To provide domestic violence and adult sexual assault victims with information about the El Dorado Women's Center and its services;
- 3) To work toward developing a system of tracking the number of domestic violence and sexual assault cases referred to and filed by the District Attorney's Office and to make this statistical information once compiled, available to the Women's Center bi-annually; and
- 4) To provide, within its available resources, a representative to the El Dorado County Domestic Violence Coordinating Council;

Memorandum of Understanding
El Dorado County District Attorney
Page 2 of 2

- 5) Upon referral from the Women's Center, the Victim/Witness staff will provide the following services:
 - a. Return of property being held as evidence.
 - b. Assistance to eligible victims in applying for Victims of Crime Funding.
 - c. Assistance with restitution determination.
 - d. Implementation of Criminal Stay-Away orders.
 - e. Assist victims with parole notification.

Victim/Witness Program Coordinator agrees to instruct Women's Center volunteers and staff in services available through Victim/Witness Assistance Program. This will be offered on an "as needed" occasion.

The El Dorado Women's Center agrees to the following:

- 1) The Women's Center agrees to provide information to the District Attorney's staff on current Women's Center program services;
- 2) To refer domestic violence and sexual assault victims to the El Dorado County District Attorney's Office, as appropriate;
- 3) To provide referral information to appropriate clients concerning Victim/Witness Assistance Program services;
- 4) To engage in cross-trainings with the District Attorney's Office, as appropriate; and
- 5) To share information regarding sexual assault and domestic violence victims with the El Dorado County District Attorney's Office, if appropriate and if prior written authorization has been obtained from the victim.

Both agencies agree that the Victim/Witness Program and the El Dorado Women's Center will provide court information, advocacy and accompaniment services to domestic violence and sexual assault victims whenever possible, at the discretion of the victim. Per provision of the Spousal Abuse Prevention Program, the El Dorado Women's Center will be primarily responsible for providing court information, advocacy and accompaniment services to domestic violence/sexual assault victims, at the discretion of the victim. Victim/Witness will provide additional advocacy and accompaniment as requested.

Additionally:

In order to ensure effective communication and cooperation between the two agencies, the El Dorado County District Attorney's Office and the El Dorado Women's Center will identify a staff member from each agency to serve as liaisons. The staff members will communicate together, as needed, regarding issues affecting sexual assault and domestic violence victims.

FOR Ken Stefan
Ken Stefan, Executive Director
El Dorado Women's Center

FOR Gary Lacy
Gary Lacy, District Attorney
El Dorado County

DATE 10/10/97

DATE 10/27/97

EXHIBIT B



OFFICE OF THE
DISTRICT ATTORNEY
EL DORADO COUNTY, CALIFORNIA

VERN PIERSON, DISTRICT ATTORNEY

May 7, 2007

WILLIAM CLARK
Chief Assistant District Attorney

PAUL S. SUTHERLAND
Assistant District Attorney
Placerville

HANS M. UTHE
Assistant District Attorney
South Lake Tahoe

ROBERT BROWN
Chief Investigator

SUE MEYER
Victim/Witness Coordinator

Department of Justice
RE: SAP Grant

I will submit the SAP grant application to the board of supervisors by June 1.

The process for obtaining a resolution includes sending the completed application to county counsel for review and approval and then to the board of supervisors, who normally meet once per week.

I will forward a copy of the approved resolution as soon as I have received it from the board.

Thank you.


John Mitchell
DA Financial Officer

Please Reply To:

■ 515 Main Street
Placerville, CA 95667
(530) 621-6472
Fax (530) 621-1280

□ 1360 Johnson Blvd., Ste. 105
South Lake Tahoe, CA 96151
(530) 573-3100
Fax (530) 544-6413

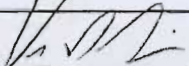
EXHIBIT C

DRUG-FREE WORKPLACE CERTIFICATION

STD. 21 (REV. 12-93)

CERTIFICATION

I, the official named below, hereby swear that I am duly authorized legally to bind the contractor or grant recipient to the certification described below. I am fully aware that this certification, executed on the date below, is made under penalty of perjury under the laws of the State of California.

CONTRACTOR/BIDDER FIRM NAME El Dorado County District Attorney		FEDERAL ID NUMBER
BY (Authorized Signature)		DATE EXECUTED 5/9/07
PRINTED NAME AND TITLE OF PERSON SIGNING Vern Pierson		TELEPHONE NUMBER (Include Area Code) (530) 621-6474
TITLE District Attorney		
CONTRACTOR/BIDDER FIRM'S MAILING ADDRESS 515 Main St., Placerville, CA 95667		

The contractor or grant recipient named above hereby certifies compliance with Government Code Section 8355 in matters relating to providing a drug-free workplace. The above named contractor or grant recipient will:

1. Publish a statement notifying employees that unlawful manufacture, distribution, dispensation, possession, or use of a controlled substance is prohibited and specifying actions to be taken against employees for violations, as required by Government Code Section 8355(a).
2. Establish a Drug-Free Awareness Program as required by Government Code Section 8355(b), to inform employees about all of the following:
 - (a) The dangers of drug abuse in the workplace,
 - (b) The person's or organization's policy of maintaining a drug-free workplace,
 - (c) Any available counseling, rehabilitation and employee assistance programs, and
 - (d) Penalties that may be imposed upon employees for drug abuse violations.
3. Provide as required by Government Code Section 8355 (c), that every employee who works on the proposed contract or grant:
 - (a) Will receive a copy of the company's drug-free workplace policy statement, and
 - (b) Will agree to abide by the terms of the company's statement as a condition of employment on the contract or grant.
4. At the election of the contractor or grantee, from and after the "Date Executed" and until _____ (DATE) (NOT TO EXCEED 36 MONTHS), the state will regard this certificate as valid for all contracts or grants entered into between the contractor or grantee and this state agency without requiring the contractor or grantee to provide a new and individual certificate for each contract or grant. If the contractor or grantee elects to fill in the blank date, then the terms and conditions of this certificate shall have the same force, meaning, effect and enforceability as if a certificate were separately, specifically, and individually provided for each contract or grant between the contractor or grantee and this state agency.