



# County of El Dorado

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## Legislation Text

File #: 12-0144, Version: 1

District Attorney's Office recommending the Board approve a Budget Transfer increasing appropriations in the District Attorney's budget and decreasing General Fund contingency by \$10,386.59 to return FY 2009-10 Supplemental Law Enforcement Funds (SLESF) back to the State. (4/5 vote required)

**FUNDING:** General Fund.

BUDGET SUMMARY:		
Total Estimated Cost		\$10,386.59
Funding		
Budgeted	\$	
New Funding	\$	
Savings	\$	
Other	\$	
Total Funding Available	\$0	
Change To Net County Cost		\$10,386.59

Fiscal Impact/Change to Net County Cost: The attached budget transfer will increase Net County Cost for the District Attorney by increasing appropriations \$10,386.59 and decrease General Fund contingency by the same amount.

Background: Every year the District Attorney's Office receives funding from the State of California's Citizen's Option for Public Safety (COPS) program which is deposited into a special revenue fund for use by the department. An agenda item is brought before the Board of Supervisors requesting use and approval of those funds along with a budget transfer to establish the budget and appropriations within the departments budget. This process is done outside of the normal budget process because supplanting is strictly prohibited. In FY 2009/2010 the department received the COPS distribution totaling \$42,799.35 along with \$147.16 in accrued interest. In agenda item 11-0057 the District Attorney's Office requested use of these funds which was approved on 4/5/11. Upon year end close the full distribution amount of \$42,946.51 was transferred as revenue into the District Attorney's budget, however, the full amount was not expended or encumbered. As detailed in the Oversight Committee Summary report for fiscal year ending June 30, 2011, total audited expenditures for the District Attorney's Office totaled \$32,559.92 resulting in unused funds of \$10,386.59.

Reason for Recommendation: COPS funding is governed under GC 30061. Section 30061(h) states "Funds received pursuant to subdivision (b) shall be expended or encumbered in accordance with this chapter no later than June 30 of the following fiscal year. A local agency that has not met this requirement shall remit unspent SLESF moneys received prior to April 1, 2009, to the Controller for

deposit into the General Fund. A local agency that has not met the requirement of this subdivision shall remit unspent SLESF moneys received after April 1, 2009, to the Controller for deposit in the Local Safety and Protection Account, and after April 1, 2012, to the Local Law Enforcement Services." In order to remain compliant with the supplanting policy the county is responsible for returning the unused funds that were deposited into the General Fund upon close of FY 2010/2011.

Action to be taken following Board approval: Budget Transfer to be signed by Chair and forwarded to the Auditors Office for posting. Department will submit a check request in the amount of \$10,386.59 payable to the State Controllers Office, Local Safety and Protection Account.

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