

REFERENCE NUMBER CO#129421

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DATE: 01/22/2019

SUBJECT: RECEIVE AND FILE THE AUDITOR'S REPORT OF THE FISCAL YEAR 2018 CHAPTER 59 ASSET FORFEITURE REPORTS PREPARED BY THE CRIMINAL DISTRICT ATTORNEY'S OFFICE

COMMISSIONERS COURT ACTION REQUESTED:

It is requested that the Commissioners Court receive and file the Auditor's Report of the Fiscal Year (FY) 2018 Chapter 59 Asset Forfeiture Reports prepared by the Criminal District Attorney's Office.

BACKGROUND:

As required by Chapter 59 of the Code of Criminal Procedure, the Auditor's Office reviewed the FY 2018 Chapter 59 Asset Forfeiture Report by Attorney Representing the State and the Chapter 59 Asset Forfeiture Report by Law Enforcement Agency prepared by the Criminal District Attorney's Office. The County Auditor signed the reports and both reports were remitted to the OAG by the statutory deadlines.

FISCAL IMPACT:

П	nere	1S	no	direct	fiscal	ımpact	associated	with	this i	tem.
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SUBMITTED BY:	Auditor's Office	PREPARED BY: APPROVED BY:	S. Renee Tidwell



TARRANT COUNTY

TARRANT COUNTY ADMINISTRATION BUILDING - ROOM 506 100 E. WEATHERFORD FORT WORTH, TEXAS 76196-0103 817/884-1205 Fax 817/884-1104

S. RENEE TIDWELL, CPA COUNTY AUDITOR rtidwell@tarrantcounty.com CRAIG MAXWELL
FIRST ASSISTANT COUNTY AUDITOR
cmaxwell@tarrantcounty.com

January 3, 2019

The Honorable Sharen Wilson, Criminal District Attorney The Honorable District Judges of Tarrant County The Honorable Tarrant County Commissioners Court

Re: Auditor's Report - FY2018 Chapter 59 Asset Forfeiture Report by Attorney Representing the State FY2018 Chapter 59 Asset Forfeiture Report by Law Enforcement Agency

SUMMARY

As required by Chapter 59 of the Code of Criminal Procedure, the Auditor's Office reviewed the FY2018 Chapter 59 Asset Forfeiture Report by Attorney Representing the State and the Chapter 59 Asset Forfeiture Report by Law Enforcement Agency prepared by the Criminal District Attorney's (CDA) Office. Based on a sample of transactions selected for detailed testing, the auditor believes the amounts presented in the reports are reasonable and contain the information required under Chapter 59.06 of the Code of Criminal Procedure.

Due to the volume of Chapter 59 seizures and forfeitures, it was not possible for the auditor to inspect *all* relevant documents and supporting materials. The CDA's Office prepares manual receipts and records cash and non-cash assets into the Time Matters database. Although cash received and under the control of the CDA is deposited into the County's depository, the CDA's Office does not necessarily have custody and control of all cash and non-cash assets. Other agencies may retain control of certain seized assets. Therefore, we cannot express an opinion regarding whether *all* transactions were recorded in the database.

During FY2018, the CDA reported expenditures totaling \$607,326 from state forfeiture funds. Attachment A lists the type and purpose of the expenditures. Due to the lack of clarity of Chapter 59.06 and the lack of independent legal counsel, the auditor could not conclusively determine whether some expenditures made from forfeiture funds were permissible under Chapter 59.06(d) guidelines. While some expenditures are expressly prohibited, the Texas Legislature should, in our opinion, consider adding provisions and clarifications to increase accountability and transparency for the expenditure of state forfeiture funds. The Office of the Attorney General (OAG) is in the best position to determine the legality of expenditures made using forfeiture funds. The Auditor's Office included a scope limitation on both Chapter 59 reports remitted to the OAG due to these conditions along with the volume of the seizure and forfeiture transactions. The County Auditor signed both reports and the CDA's Office remitted the reports to the OAG's email portal on time.

Auditor's Report- FY2018 Chapter 59 Asset Forfeiture Reports Page 2 of 4

During our review, we observed that documented policies and procedures for requesting, reviewing, and approving expenditures made with state forfeiture funds did not exist. As a result, we made recommendations addressing this issue. The Criminal District Attorney did not provide a management response.

OBSERVATION AND RECOMMENDATION

Observation 1 Documented policies and procedures for requesting, reviewing, and approving expenditures made with state forfeiture funds did not exist.

Observation

The CDA did not have documented policies and procedures for requesting, reviewing, and approving expenditures made with state forfeiture funds. Documented policies and procedures are particularly important due to the lack of clarity of the law. For example, Chapter 59.06 restricts donations from asset forfeiture funds to only entities that specifically assist in "the detection, investigation, or prosecution of ... criminal offenses ... or the provision of mental health, drug, or rehabilitation services or services for victims or witnesses of criminal offenses or instances of abuse ..." However, Chapter 59 does not provide any guidance related to the "purpose" of the donation made to a qualified entity. Furthermore, we did not always observe evidence of management's review of expenditures using forfeiture funds. Rather, the request for payment only included the signatures of the Administrative Assistant and the Business Manager.

Recommendation

In our opinion, documented policies and procedures should be developed to ensure compliance with state law and to ensure consistency for the types of allowable expenditures, particularly due to the lack of clarity of Chapter 59.06. At a minimum, documented policies and procedures should require the following:

- 1. The types of expenditures allowed by law and possibly more restrictive guidelines for the use of the forfeiture funds.
- 2. Adequate supporting documentation for each expenditure;
- 3. The specific Chapter 59 subsection, such as 59.06(d-4)(4), that authorizes the expenditure be notated on supporting documentation for each expenditure;
- 4. The purpose of each expenditure be clearly stated on supporting documentation;
- 5. Compliance with the Tarrant County Travel Policy;
- 6. Compliance with state purchasing laws and the Tarrant County Purchasing Policy; and
- 7. Independent management approvals to ensure adequate segregation of duties.

BACKGROUND AND METHODOLOGY

The Texas Code of Criminal Procedures, Chapter 59.06(d), provides guidance related to the use of forfeiture funds (see Attachment B). The only condition to spending authority is that the agency must submit a budget for the expenditure of forfeited funds to the commissioners court or the governing body of the municipality. Although seized and forfeited funds are deposited into the bank account held by the county depository with other county funds, the Auditor's Office records the CDA's Chapter 59 and Federal Equitable Sharing receipts and disbursements into a separate general ledger account.

Texas Attorney General Opinion DM-247 (1993) states that Chapter 59.06 expressly grants spending authority and discretion to the local law enforcement agency or attorney representing the state. The opinion also states that the legislative intent is that there is generally no "front-end" review of spending decisions made by the law enforcement agency or the attorney representing the state. Former Tarrant County CDAs welcomed the County Auditor's front-end review of Chapter 59 expenditures to allow collaboration regarding the interpretation of the statute before the annual audit. During FY2018, the current administration elected to forego this opportunity and limit our review and inquiry of Chapter 59 expenditures to the annual audit.

Although Chapter 59.06 does not specifically address purchasing laws, the OAG issued Letter Opinion No. 94-040 which states that the County Purchasing Act applies to purchases made from forfeiture funds pursuant to Chapter 59 of the Texas Code of Criminal Procedure. The letter specifically states that the attorney or law enforcement agency must deal with suppliers selected by Commissioners Court through the bidding process provided by the County Purchasing Act.

The Chapter 59 Asset Forfeiture Report by Attorney Representing the State is due to the OAG 60 days after the close of the State's fiscal year, or October 31. The Chapter 59 Asset Forfeiture Report by Law Enforcement Agency is due to the OAG 60 days after the close of the County's Fiscal year, or November 30.

The reports focus on two separate elements of the asset forfeiture process: financial activity and case activity.

Financial Activity

Sections I and II include monies under the control and custody of the CDA's Office. The financial transactions included in the report were obtained from the County's general ledger. We reviewed selected cash transactions recorded in the Time Matters database to supporting documents such as court orders, seizure reports, and receipts. We also traced cash transactions under the control of the CDA's Office to the County's general ledger and found no exceptions.

Section VI includes expenditures made by the CDA's Office for activities related to the preservation, enforcement, of administration of state law. As previously stated, the auditor could not conclusively determine whether some expenditures using forfeiture funds were permissible under Chapter 59.06 guidelines due to the lack of clarity of Chapter 59.06 and the lack of independent legal counsel. We reconciled the amounts included on the report to the County's general ledger without exception.

Case Activity

Sections III, IV, and V of the report include non-cash assets, such as motor vehicles, firearms, and other property (i.e. TV's, PC's, etc.). On a sampling basis, we 1) traced the non-cash assets recorded in the Time Matters database to supporting documentation such as court orders and auction sales reports, and 2) performed a physical inspection of the assets under the control of the CDA's Office. We found no exceptions.

Auditor's Report-FY2018 Chapter 59 Asset Forfeiture Reports Page 4 of 4

CLOSING REMARKS

We appreciate the efforts of the Criminal District Attorney's staff to facilitate the timely completion of this review.

Sincerely,

S. Renée Tidwell, CPA County Auditor

Attachments: Attachment A – FY2018 Forfeiture Fund Expenditures

Attachment B – Excerpt from Texas Code of Criminal Procedure, Chapter 59, Art. 59.06

FY2018 Chapter 59 Asset Forfeiture Report by Attorney Representing the State FY2018 Chapter 59 Asset Forfeiture Report by Law Enforcement Agency

Distribution:

Gary Fuller, Business Manager, Criminal District Attorney's Office

Audit Team:

Kim Trussell, Audit Manager

Frieda McCaskill, Supervisor, Financial Services

Brandy R. Greene, Senior Internal Auditor

Tim Sears, Senior EDP Auditor

Attachment A Criminal District Attorney's Office FY2018 Forfeiture Fund Expenditures

DA Category	Vendor Name	Purpose	An	nount
Computers	HTCI Edas Fox LLC	Forensic Computer (total 2)	\$	16,470.00
Computers	Southern Computer Warehouse Inc	Apple 15-inch MacBook Pro	\$	2,401.76
Computers	Southern Computer Warehouse Inc	Apple iMac Pro	\$	5,480.00
Computers	HTCI Edas Fox LLC	Forensic Computer	\$	8,195.00
Computers	GTS Technology Solutions Inc	Dell Precision Tower 3620	\$	2,237.00
Computers	GTS Technology Solutions Inc	Dell Latitude 5289 Laptop	\$	1,283.47
Computers Total	o to technology columnia me	Don Editiado 3207 Baptop		
Court Costs	Petty Cash FBO TC Narcotics Unit	Reimbursement to DA Imprest Fund	\$	36,067.23
Court Costs	Leon Reed Jr	Attorney Ad Litem Fee	\$	4,338.00
Court Costs Total	20011 11000 31	Alloney Ad Ellen Tee	\$	200.00
Donations	North Richland Hills Police	Danation for testing 5 heaklassed several account	\$	4,538.00
Donations	Alliance For Children	Donation for testing 5 backlogged sexual assault cases	\$	7,500.00
Donations	Alliance For Children	Sponsorship for Let's Play Bingo Ladies Luncheon (1 of 2 Tables)	\$	1,750.00
Donations	Alliance For Children	Sponsorship for Let's Play Bingo Ladies Luncheon (2 of 2 Tables)	\$	1,750.00
Donations		Sponsorship for Picnic at the Park Fundraiser	\$	1,750.00
Donations	Tarrant County Bar Association	Sponsorship for 2018 Woman in the Law Luncheon	\$	1,500.00
Donations	Tarrant County Bar Association	Sponsorship for Law Day Award Event	\$	750.00
Donations	Tarrant County Young Lawyers Assoc	Sponsorship for 2018 Spring Fiesta	\$	1,000.00
	Tarrant County Young Lawyers Assoc	Sponsorship for 2018 Fall Fête	\$	1,000.00
Donations	The Police Foundation-Arlington, TX	Sponsorship for 5th Annual Back the Blue Bash	\$	1,500.00
Donations	Tarrant County Bar Foundation	Sponsorship for 2017 Advocates for Justice Luncheon	\$	1,250.00
Donations	Guardianship Services Inc	Sponsorship for 3rd Annual Legacy Luncheon	\$	1,000.00
Donations	Guardianship Services Inc	Sponsorship for 2018 Boot Scootin' & Target Shootin' Fundraising Dinner	\$	1,000.00
Donations	Disabled Crime Victims Assistance	Sponsorship for 2017 Carry Your Candle, Light the World Fundraiser, Dinner, & Auction	\$	1,000.00
Donations	Miles Of Freedom	Donation to non-profit organization founded by Richard Miles	\$	750.00
Donations Total			\$	23,500.00
Dues	Texas Board Of Legal Specialization	Membership Dues for 4 CDA employees	\$	500.00
Dues	Various CDA employees	Reimbursement for Texas Board of Legal Specialization exam fees and membership dues	\$	1,855.00
Dues	Tarrant County Probate Bar	Membership Dues for 2 CDA employees	\$	300.00
Dues Total			S	2,655.00
Furniture	Texas Furniture Source Inc	Executive Task Chair (total 10)	\$	5,582.80
Furniture	Texas Furniture Source Inc	5-Shelf Bookcase (total 3)	\$	897.30
Furniture	Texas Furniture Source Inc	Office Desk (total 5) and related parts (total 10)	\$	5,070.55
Furniture	Texas Furniture Source Inc	Office Furniture (total 6)	\$	1,659.76
Furniture	Texas Furniture Source Inc	Guest Chair (total 9)	\$	2,286.18
Furniture	Texas Furniture Source Inc	Executive Task Chair (total 10)	\$	5,878.40
Furniture	Texas Furniture Source Inc	5 Shelf Bookcase (total 2)	\$	613.10
Furniture	Texas Furniture Source Inc	Office Desk	\$	866,32
Furniture	Texas Furniture Source Inc	Hutch (total 5)	\$	3,128.20
Furniture	Texas Furniture Source Inc	Guest Chair (total 10)	\$	2,540.20
Furniture	Southern Computer Warehouse Inc	HP LaserJet Printer Cabinet	\$	215.04
Furniture	Southern Computer Warehouse Inc	HP Media Tray	\$	440.38
Furniture	Texas Dept of Criminal Justice	Settee and installation fee	\$	500.00
Furniture	Texas Dept of Criminal Justice	Constitutional Chair (total 2) and installation fees	\$	760.00
Furniture	Texas Dept of Criminal Justice	Bankers Chair and Caster (total 39) and installation fees	\$	9,750.00
Furniture	Texas Furniture Source Inc	Executive Task Chair (total 10)	\$	5,582.80
Furniture	Texas Furniture Source Inc	Guest Chair (total 12)	\$	3,048.24
Furniture	Business Interiors	Liberty Chair (total 5)	\$	2,546.95
Furniture	Global Med Industries LLC	Semi-Recessed AED Wall Cabinet	\$	282.00
Furniture	Staples Advantage	Sit Stand Desk	\$	276.31
Furniture	Staples Advantage	Edge Drafting Stool	\$	165.63
Furniture	Lowe's	GE Refrigerator and Icemaker located in CDA storage/file room	\$	707,75
Furniture	Best Buy Business Advantage Account	Sharp 43" TV located in children's waiting area	\$	337.99
Furniture	Business Interiors	Credit for delivery fee	\$	
Furniture	Adjustments	Citali for delivery fee		(152.30)
Furniture Total	Adjustinents		\$	2,451.32
Investigative	Arlington Police Department	Danation for the testing of games account one bits	S	55,434.92
Investigative Total	. mmg.on i once Department	Donation for the testing of sexual assault exam kits	\$	100,000.00
Maintenance	Southern Computer Warehouse Inc	HP 3-Year Care Pack	\$	100,000.00
Maintenance	•		\$	659.90
Maintenance	Petty Cash FBO TC Narcotics Unit	Title costs for auction vehicle	\$	5.45
	Adjustments		\$	212.31
Maintenance Total	Southern Communication V	F. Ch., G	S	877.66
Office Supplies	Southern Computer Warehouse Inc	Fujitsu Scanner	\$	435.06
Office Supplies	Southern Computer Warehouse Inc	HP LaserJet Printers (total 3)	\$	1,308.39
Office Supplies	Symbol Arts LLC	CDA Coins (total 750)	\$	2,735.00
Office Supplies	Symbol Arts LLC	Related die and sample charges	\$	410.00
Office Supplies	Digital Resources Inc	Projector Screen	\$	2,497.00
Office Supplies	SHI Government Solutions Inc	HP LaserJet Printer (total 4)	\$	772.41

Criminal District Attorney's Office FY2018 Forfeiture Fund Expenditures

DA Category	Vendor Name	Purpose		nount
Office Supplies	Southern Computer Warehouse Inc	HP Scanner	\$	444.90
Office Supplies	Symbol Arts LLC	Credit for die charge	\$	(360.00
Office Supplies Total			\$	8,242.76
Prevent Treatment	Texas Star Golf Course	Room Rental and Meals for 47 Law Enforcement Agency Representatives	\$	1,017.80
Prevent Treatment	North Texas Crime Commission Inc	2018 Membership Breakfast Meeting	\$	900.00
Prevent Treatment	Tarrant Special Events Foundation	Booth Rental for 2018 Senior Synergy Expo	\$	200.00
Prevent Treatment	Tarrant Special Events Foundation	Booth Rental for 10th Annual Empowering Seniors Health & Wellness Expo	\$	100.00
Prevent Treatment	City Of Arlington	Sponsorship for 2018 Aging Well Expo	\$	250,00
Prevent Treatment Total	1		S	2,467.80
Remodeling	Able Communications Inc	CNET Project - Electrical cables/wires	\$	33,625.30
Remodeling	Integrated Access Systems	CNET Project - Card readers for interior/exterior doors	\$	14,419.36
Remodeling	Texas Interior Resources LLC	DA Office Remodel	\$	13,454.24
Remodeling	Southern Computer Warehouse Inc	HP LaserJet Printer	\$	1,468.94
Remodeling	MEP Consulting Engineers Inc	DA Office Remodel	\$	4,950.00
Remodeling	Interface Security Systems LLC	Installation Charges for Security System	\$	2,797.00
Remodeling	Teague Lumber Company	DA Office Remodel	\$	2,007.65
Remodeling	Global Med Industries LLC	AED Cardiac Science Powerheart G5	\$	1,295.00
Remodeling	SHI Government Solutions Inc	Epson SureColor P800 Printer	\$	1,080.00
Remodeling	Staples Advantage	Sit Stand Desk	\$	276.31
Remodeling	Lock Tight Security Inc	CNET Project - Install Mortise Lock/Keys	\$	454.80
Remodeling	Hutton Communications	CNET Project - Electrical cables/wires	\$	274.01
Remodeling	Mercantile Partners LP	CNET Project - Payment towards lease agreement	\$	250,000.00
Remodeling	Mercantile Partners LP	CNET Project - Additional renovation costs	\$	13,042.56
Remodeling	Hutton Communications	CNET Project - Shipping costs	\$	33.44
Remodeling	Adjustments	CNET Project Costs and Prior Period Adjustments	\$	
Remodeling Total		ONET Project Costs and Prior Period Adjustments	\$ \$	(97,549.37)
Software	Getdata	Forensics Software and Maintenance Renewal	\$	241,629.24
Software	PCMG Inc	4-Year Protection Plan for Monitor purchased on April 10, 2017		3,001.50
Software Total	1 Olivo mo	4-1 car Protection Fian for Monitor purchased on April 10, 2017	\$	73.80
Training Fees	TCU Neeley Executive Education	Adoptivo I codembio Develorment Programme I C. 4. 1	S	3,075.30
Training Fees	Grand Hyatt-San Antonio Convention Ctr	Adaptive Leadership Development Program and Catering	\$	14,852.76
Training Fees	Everfi Inc	Lodging for 16 staff to attend Advanced Criminal Law Course-July 23-26, 2018	\$	14,687.15
Training Fees	State Bar Of Texas	Online training-Unlawful Harassment Prevention, EEO Laws, and Discrimination Prevention	\$	10,000.00
Training Fees	Hyatt Corp	Registration for 17 staff to attend Advanced Criminal Law Course-July 23-26, 2018	\$	9,443.50
Training Fees	- 1	Lodging for 7 staff to attend Rusty Duncan Advanced Criminal Law Seminar-June 21-23, 2018	\$	4,780.93
Training Fees Training Fees	Newhouse Global Group Limited Co	Consultant services for one-day CDA Management Training-September 8, 2017	\$	4,800.91
Training Fees Training Fees	TCDLA - Texas Criminal Defense	Registration for 8 staff to attend Rusty Duncan Advanced Criminal Law Seminar-June 21-23, 2018	\$	3,400.00
·	The Federalist Society	Registration for 2018 Texas Chapters Conference (11 Attendees)	\$	2,200.00
Training Fees	Citibank	Airfare for 6 DA employees to various training courses	\$	2,012.74
Training Fees	Citibank	Airfare national booking and exchange ticket fees	\$	21.79
Fraining Fees	Various employees	Travel and employee reimbursements	\$	13,370.58
Fraining Fees	JPMorgan Chase Bank Na	Lodging "no show" charges	\$	350.47
Training Fees	Avis Rent A Car System LLC	Car rental expense while attending out-of-state training	\$	151.67
Fraining Fees	Adjustments		\$	(914.48)
Fraining Fees Total			S	79,158.02
Uniforms	Marcus Hollis	55 Handmade ID/Badge Wallets	\$	2,414.45
Uniforms Total			\$	2,414.45
_ease Payments	Adjustments	CNET Project Costs	\$	47,264.00

Grand Total \$ 607,324.38
Total Expenditures on Chapter 59 report \$ 607,326.00

Difference due to Rounding S (1.62)

¹ The no-show charges were reversed in FY2019. Therefore, the reversal will be reflected on the FY2019 Chapter 59 report.

- (d) Proceeds awarded under this chapter to a law enforcement agency or to the attorney representing the state may be spent by the agency or the attorney after a budget for the expenditure of the proceeds has been submitted to the commissioners court or governing body of the municipality. The budget must be detailed and clearly list and define the categories of expenditures, but may not list details that would endanger the security of an investigation or prosecution. Expenditures are subject to the audit and enforcement provisions established under this chapter. A commissioners court or governing body of a municipality may not use the existence of an award to offset or decrease total salaries, expenses, and allowances that the agency or the attorney receives from the commissioners court or governing body at or after the time the proceeds are awarded.
- (d-1) The head of a law enforcement agency or an attorney representing the state may not use proceeds or property received under this chapter to:
 - (1) contribute to a political campaign;
 - (2) make a donation to any entity, except as provided by Subsection (d-2);
 - (3) pay expenses related to the training or education of any member of the judiciary;
- (4) pay any travel expenses related to attendance at training or education seminars if the expenses violate generally applicable restrictions established by the commissioners court or governing body of the municipality, as applicable;
 - (5) purchase alcoholic beverages;
- (6) make any expenditure not approved by the commissioners court or governing body of the municipality, as applicable, if the head of a law enforcement agency or attorney representing the state holds an elective office and:
- (A) the deadline for filing an application for a place on the ballot as a candidate for reelection to that office in the general primary election has passed and the person did not file an application for a place on that ballot; or
- (B) during the person's current term of office, the person was a candidate in a primary, general, or runoff election for reelection to that office and was not the prevailing candidate in that election; or
- (7) increase a salary, expense, or allowance for an employee of the law enforcement agency or attorney representing the state who is budgeted by the commissioners court or governing body of the municipality unless the commissioners court or governing body first approves the increase.
- (d-2) The head of a law enforcement agency or an attorney representing the state may use as an official purpose of the agency or attorney proceeds or property received under this chapter to make a donation to an entity that assists in:
 - (1) the detection, investigation, or prosecution of:
 - (A) criminal offenses; or
 - (B) instances of abuse, as defined by Section 261.001, Family Code;
 - (2) the provision of:
 - (A) mental health, drug, or rehabilitation services; or
- (B) services for victims or witnesses of criminal offenses or instances of abuse described by Subdivision (1); or
- (3) the provision of training or education related to duties or services described by Subdivision (1) or (2).

- (d-3) Except as otherwise provided by this article, an expenditure of proceeds or property received under this chapter is considered to be for a law enforcement purpose if the expenditure is made for an activity of a law enforcement agency that relates to the criminal and civil enforcement of the laws of this state, including an expenditure made for:
- (1) equipment, including vehicles, computers, firearms, protective body armor, furniture, software, uniforms, and maintenance equipment;
- (2) supplies, including office supplies, mobile phone and data account fees for employees, and Internet services;
- (3) investigative and training-related travel expenses, including payment for hotel rooms, airfare, meals, rental of and fuel for a motor vehicle, and parking;
 - (4) conferences and training expenses, including fees and materials;
 - (5) investigative costs, including payments to informants and lab expenses;
 - (6) crime prevention and treatment programs;
- (7) facility costs, including building purchase, lease payments, remodeling and renovating, maintenance, and utilities;
 - (8) witness-related costs, including travel and security; and
 - (9) audit costs and fees, including audit preparation and professional fees.
- (d-4) Except as otherwise provided by this article, an expenditure of proceeds or property received under this chapter is considered to be for an official purpose of an attorney's office if the expenditure is made for an activity of an attorney or office of an attorney representing the state that relates to the preservation, enforcement, or administration of the laws of this state, including an expenditure made for:
- (1) equipment, including vehicles, computers, visual aid equipment for litigation, firearms, body armor, furniture, software, and uniforms;
- (2) supplies, including office supplies, legal library supplies and access fees, mobile phone and data account fees for employees, and Internet services;
- (3) prosecution and training-related travel expenses, including payment for hotel rooms, airfare, meals, rental of and fuel for a motor vehicle, and parking;
 - (4) conferences and training expenses, including fees and materials;
 - (5) investigative costs, including payments to informants and lab expenses;
 - (6) crime prevention and treatment programs;
- (7) facility costs, including building purchase, lease payments, remodeling and renovating, maintenance, and utilities;
- (8) legal fees, including court costs, witness fees, and related costs, including travel and security, audit costs, and professional fees; and
 - (9) state bar and legal association dues.

FY 2018 CHAPTER 59 ASSET FORFEITURE REPORT BY ATTORNEY REPRESENTING THE STATE

40	TRAIC	VYN	FORMATION:			
Age	ency)	I III	Tarrant County Criminal District Add.			
Agency Name: Tarrant County Criminal District Attorney Agency Mailing Address: 401 W. Belknap Street						
		7441111	Fort Worth, TX 76196			
_			FOIL WORR, 1X 70196			
Pho	ne N	ımbe	: 817-884-1694			
Coi	inty(i	es): 7	arrant			
Em	ail Ac	dress	glfuller@tarrantcounty.com			
Rep	orting	g Peri	od: 09/01/2017 - 08/31/2018 (State Fiscal Reporting Year)			
			SEIZED FUNDS PURSUANT TO CHAPTER 59	T		
	A)		Beginning seized funds balance:	\$ 1,627,379		
	B)		Seizures during reporting period.	1,027,577		
		1.	Amount seized by employees of your agency:	so		
		2.	Amount seized by other agencies:	\$ 1,701,565		
	C)	\square	Total amount of forfeiture petitions filed for all agencies you represent:	\$ 1,776,767		
	D)		Total amount of forfeitures pending for all agencies you represent:	\$ 1,582,248		
	E)		Interest earned on seized funds during reporting period:	\$ 3,269		
	F)	_	Amount returned to Defendants/Respondents:	\$ 307,903		
	G)		Amount transferred to forfeiture account:	\$ 890,267		
	H)	-	Other reconciliation items (must provide detail on additional sheet):	\$0		
	I)		Ending Seized Funds Balance:			
П.	 		Instructions: Add lines $A + B(1) + B(2) + E + H - F - G = Ending Balance$	\$ 2,134,043		
11.			FORFEITED FUNDS AND OTHER COURT AWARDS PURSUANT TO CHAPTER 59			
	A)		Beginning forfeited funds balance:	\$ 1,221,568		
	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:	\$ 536,819		
		2.	Amount forfeited and received by your agency:	\$ 357,678		
		3.	Total amount forfeited and transferred to all agencies covered by local agreement:	\$ 894,497		
	C)		Interest carned on forfeited funds during reporting period:	\$ 18,528		
	D)	لبا	Amount awarded for all agencies you represent pursuant to 59.022.	- 10,000		
		1.	Amount awarded and transferred to all agencies pursuant to 59.022:	\$ 0		
		2.	Amount awarded and received by your agency pursuant to 59.022:	\$0		
		3.	Total amount awarded for all agencies you represent pursuant to 59,022:	\$0		
	E)		Amount awarded for all agencies you represent pursuant to 59,023.			
		1.	Amount awarded and transferred to all agencies pursuant to 59.023:	\$0		
		2.	Amount awarded and received by your agency pursuant to 59.023:	\$0		
	72)	3.	Total amount awarded for all agencies you represent pursuant to 59.023:	\$0		
	F) G)		Proceeds received by your agency from sale of forfeited property:	\$ 118,869		
	H)		Amount returned to crime victims:	\$0		
	I)		Other reconciliation items (provide detail on additional sheet): *	\$ 2,904		
-	J)		Total expenditures of forfeited funds during reporting period:	\$ 607,326		
	٠,		Ending forfeited funds balance Add lines $A + B(2) + C + D(2) + E(2) + F + H - G - I = Ending Balance$:	\$ 1,112,221		

^{*}Received \$2,008 from defendants as restitution required from judgment.
Received \$480 from defendants as storage fees for vehicles required in judgment.
Received \$416 from final disposition of District Attorney Narcotics Task Force.

	III.	OTHER						
Please no	ote – this should be		DEAT	COMPLICATION	T TOWN TO 1 TO 1	·		
	er, not a currency	VEHICLES	REAL	COMPUTERS	FIREARMS	OTHER		
amount	Example 4 cars		PROPERTY	(include computer	(include only	(include		
coired 3	cars forfeited and		(count each parcel	and attached	firearms seized	description		
		motorcycles,	seized as one	system	for forfeiture)		
o cars pu	t into use	tractor trailers,	item)	components, such	under Chapter 59.]		
ŀ		etc.)		as printers and	Do not include			
				monitors as one	weapons disposed	1		
				item)	of under Chapter			
<u> </u>					18.)	i		
Pending 1	for all agencies at					Misc-31		
beginning	of reporting	82	1	7	51	Comm. Devices - 10		
period:		02	1	,	31	Jewelry - 13		
Coimed by						Electronics - 5		
Seized by	your agency during	0	0	0	0	0		
reporting p		V		U	0	0		
New peti	tions filed for all					Misc - 46		
agencies	during reporting	134	,	_	,	Comm. Devices 18		
period:		154	1	5	144	Jewelry -20		
						Electronics - 33		
Forfeited	to your agency	0	0	^	^			
during rep	orting period:	U	U	0	0	0		
Put into	service by your							
	during reporting	0	0	0	0	0		
period:		·		· ·	ŭ	v		
Pending f	for all agencies at					Misc - 43		
end of rep	orting period:	00	_	_		Comm. Devices - 10		
ĺ		82	0	3	80	Jewelry -19		
<u> </u>						Electronics - 30		
IV. FORI	FEITED PROPERT	Y RECEIVED FRO	M ANOTHER AGE	NCY:				
A) Moto	or Vehicles:				# 0			
	Property:				# 0			
C) Com	puters:		···		#0			
D) Firea	ırms:				#0			
E) Othe		······································			# 0			
V. FORF.	EITED PROPERTY	TRANSFERRED (OR LOANED TO A	NOTHER AGENCY	7			
A) Moto	or Vehicles:			, o zazazat nazarte z	# 0	·		
	Property:				#0			
	puters:			#0				
D) Firea					#0			
E) Other					#0			
	ENDITURES:	4-1-4-1-4-1-4-1-4-1-4-1-4-1-4-1-4-1-4-1		L	# 0			
A)	SALARIES				· · · · · · · · · · · · · · · · · · ·			
1.		expense or allowance	for amployage (ast-	aumulamen delle	E 0			
2.	Salary hindrested col	ely from forfeited fun	or employees (salary	supplements):	\$0			
3.	Number of complement	es paid using forfeitu	us.		\$0			
4	TOTAL CALABIT	es paid using forieitu	re lunds:		#0			
B) 4	OVERTIME	ES PAID OUT OF C	MAPTER 59 FUND	s:	\$0			
1.	For employees bud	geted by governing bo	ay;		\$0			
2.	ror employees bud	geted solely out of for	teiture funds:		\$0			
3.	Number of employe	es paid using forfeitu	re funds:		#0			
<u>4.</u>	TOTAL OVERTI	ME PAID OUT OF	CHAPTER 59 FUNI	OS .	\$0			
C)	EQUIPMENT							
1.				\$0				
ו כן	2. Computers:			\$ 36,067				
					\$0			
3.	r mearins, protective	. Furniture:			\$ 55,435			
3. 4.	Furniture:		_					
3. 4. 5.	Furniture: Software:							
3. 4.	Furniture:				\$ 3,076			
3. 4. 5.	Furniture: Software:				\$ 3,076 \$ 877			
3. 4. 5. 6.	Furniture: Software: Maintenance Costs:				\$ 3,076			

г	-	T	
	9.	Visual Aid Equipment for Litigation:	\$0
<u></u>	10.	Other (must provide detail on additional sheet):	\$0
<u> </u>	11.		S 97,869
D)		SUPPLIES	
	1.	Office supplies:	\$ 8,243
	2.	Mobile phone and data account fees:	\$0
	3.	Internet:	\$0
	4.	Other (must provide detail on additional sheet)	\$0
	5.	TOTAL SUPPLIES PURCHASED WITH CHAPTER 59 FUNDS:	\$ 8,243
E)		TRAVEL	
	1.	IN STATE TRAVEL	
	1a	Transportation;	\$0
	16	Meals & lodging:	\$0
	lc	Mileage:	\$0
	1d	Incidental expenses:	\$0
	1e	Total In State Travel	\$0
	2.	OUT OF STATE TRAVEL	
	2a	Transportation:	\$0
	2b	Meals & lodging:	\$0
	2c	Mileage;	\$0
	2d	Incidental expenses:	\$0
	2e	Total Out of State Travel	\$0
	3	TOTAL TRAVEL PAID OUT OF CHAPTER 59 FUNDS:	80
F)		TRAINING	
	1.	Fees (conferences, seminars):	\$ 79,160
	2.	Materials (books, cds, videos, etc.):	\$0
	3.	Other (must provide detail on additional sheet):	\$0
	4.	TOTAL TRAINING PAID OUT OF CHAPTER 59 FUNDS:	\$ 79,160
G)		INVESTIGATIVE COSTS	
	1,	Informant costs:	\$0
	2.	Buy money:	\$0
	3.	Lab expenses:	\$ 100,000
	4.	Other (must provide detail on additional sheet):	\$0
	5.	TOTAL INVESTIGATIVE COSTS PAID OUT OF CHAPTER 59 FUNDS:	\$ 100,000
H)		PREVENTION / TREATMENT PROGRAMS / FINANCIAL	
		ASSISTANCE / DONATIONS	
	I.	Total prevention/treatment programs (pursuant to articles 59.06 (d-3(6), (h), (j)):	\$ 2,468
	2.	Total financial assistance (pursuant to articles 59.06 (n) and (o)):	\$ 0
	3.	Total donations (pursuant to Articles 59.06 (d-2)):	\$ 23,500
	4.	TOTAL PREVENTION / TREATMENT PROGRAMS / FINANCIAL	
		ASSISTANCE / DONATIONS (PURSUANT TO ARTICLES 59.06 (d-3(6)),	
		(h), (j), (n), (o), (d-2)):	\$ 25,968
I,		FACILITY COSTS	
	1.	Building purchase:	\$ 0
	2.	Lease payments:	\$ 47,264
	3.	Remodeling:	\$ 241,629
	4.	Maintenance costs:	\$
	5.	Utilities:	\$
	6.	Other (must provide detail on additional sheet):	\$
	7.	TOTAL FACILITY COSTS PAID OUT OF CHAPTER 59 FUNDS:	\$ 288,893
J.		MISCELLANEOUS FEES	
	1.	Court costs:	\$ 4,538
	2.	Filing fees:	\$ 0
	3.	Insurance:	\$ 0
	4.	Witness fees (including travel and security):	\$ 0
]	5.	Audit costs and fees (including audit preparation and professional fees):	\$ 0
	6.	State bar dues and legal association dues:	\$ 2,655
	7.	Legal library supplies and access fees:	\$ 0
	8.	Other (must provide detail on additional sheet):	\$ 0

	9.	TOTAL MISCELLANEOUS FEES PAID OUT OF CHAPTER 59 FUNDS:	\$ 7,193
K.		PAID TO STATE TREASURY / GENERAL FUND / HEALTH & HUMAN	
		SERVICES COMMISSION / OFFICE OF THE ATTORNEY GENERAL	
	1.	Total paid to state treasury due to lack of 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 Office of the Attorney General pursuant to 59.06(k):	\$0
	6.	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:	\$ O.
Μ.		TOTAL OTHER EXPENSES PAID OUT OF CHAPTER 59 FUNDS	
		WHICH ARE NOT ACCOUNTED FOR IN PREVIOUS CATEGORIES	
		(must provide detail on additional sheet):	80
.N.		TOTAL EXPENDITURES:	\$ 607,326

NOTE: BOTH CERTIFICATIONS MUST BE COMPLETED

AUDITOR/TREASURER/ACCOUNTING PROFESSIONAL/PREPARER CERTIFICATION

I swear or affirm that the Commissioners Court 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 concerning <u>TARRANT</u> County, I believe that the information contained in this report is true and correct to the best of my knowledge.¹

AUDITOR, TREASURER, ACCOUNTING PROFESSIONAL or PREPARER (Printed Name):		
TITLE:	Colenty auditor	
SIGNATURE:	1	l
DATE:	11-13-18	

Due to the lack of clarity of Chapter 59.06 and the lack of independent legal counsel, the auditor could not determine whether some expenditures using forfeiture funds were permissible under Chapter 59.06 guidelines. While Chapter 59 lists some prohibited types of expenditures, the Legislature should consider adding provisions and clarifications to increase accountability and transparency for expenditure of state asset forfeiture funds. Currently, the Office of the Attorney General is in the best position to make a legal determination regarding the legality of expenditures made using forfeiture funds.

¹ Due to the volume of Chapter 59 seizures and forfeitures, it is not possible for the auditor to inspect ALL relevant documents and supporting materials. Therefore, only a sampling of Chapter 59 transactions was selected for detailed testing. Based on the sampling performed, the auditor believes the amounts represented in the report for the individual subcategories selected were adequately supported by relevant documents and supporting materials and are therefore true and correct to the best of my knowledge.

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, to the best of my knowledge, all expenditures reported herein were lawful and proper, and made in accordance with Texas law.

ATTORNEY REPRESENTING THE STATE (Elected Official) (Printed Name):	Sharen Wilson
SIGNATURE:	
DATE:	11-9-18

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

FY 2018 CHAPTER 59 ASSET FORFEITURE REPORT BY LAW ENFORCEMENT AGENCY

AGENCY				an and the second second	S. Asartus kas Markara
Agency Name: Tarrant County	Narcotics Unit	e tanigh gibert das kydast digitaky dia pitaning takab	(Plantin and the annum of the state of the second	A STANSON A STANSON TO THE PROPERTY OF THE	Majang kabalangan basi ne
Agency Mailing Address: 401 V	/. Belknap Street				
Fort V	Vorth, TX 76196				
Dhana N					
Phone Number: 817-884-1694			·	·····	
County(ies): Tarrant Email Address: glfuller@tarrantc	August com				
Reporting Period: 10/01/2017 – (
		OC DUDCHANT TO	CHAPTER 59	valete to large the evolution of the	at February State (1945), files
A)	Beginning balar		CHAFTER Sy.	\$ (950,958,958,958,058,058,558,558,558,558,558,558,558,5
B)	Seizures during r				<i></i>
1.	Amount seized a	nd retained in your a	gency's custody	\$ ()
2.	Amount seized a	nd transferred to the	District Attorney pending		
3.	Total Seizures			\$ (
(c)	Interest Earned o	n Seized Funds Durin	g Reporting Period:	\$ (
D)	Amount Returne	d to Defendants/Resp	ondents:	\$ (
E)		red to forfeiture accou		\$ (
F)			de detail on additional sh		
G)	Ending Balance			 \$ ()
11.	TO		ER COURT AWARDS	S PURSUANT	
A)	Beginning balar	ice:		\$	350,443
B)	Amount forfeited to and received by reporting agency (including interest) during reporting period:				23,593
(C)	Interest earned o	n forfeited funds duri	ng reporting period:	\$	1,089
D)	Amount awarded pursuant to 59.022: Amount awarded pursuant to 59.023:)
E))
(F)			n sale of forfeited proper		4,692
G) (1)		to crime victims:		\$ (
H)			de detail on additional sh		
[i)			luring reporting period:	\$	371,169
	Ending balance	:			8,648
III. OTHER PROPERTY					
Please note — this should be a number, not a currency amount. Example 4 cars seized, 3 cars forfeited and 0 cars put into use	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 Chapter 59. Do not include weapons disposed of under Chapter 18.)	OTHER (include description)
Seized:	0	0	0	0	0
Forfeited to Agency:	2	0	0	0	0
Returned to Defendants/Respondents:	1	0	0	0	0
Put into use by Agency:	0	0	0	0	0

TV	FOR	FEITED PROPERTY RECEIVED FROM ANOTHER AGENCY:						
TAY	Mot	or Vehicles:						
		Property:	#0					
		nputers;	# 0					
		arms:	#0					
E)								
	V. FORFEITED PROPERTY TRANSFERRED OR LOANED TO ANOTHER AGENCY							
(A)	Mot	or Vehicles:						
B)		Property:	#0					
c)		nputers:						
		arms:	# 0					
E)	Oth		# 0 # 0					
		ENDITURES	I IF U					
(A)	Ī	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:						
B)	-" -	OVERTIME	\$0					
10/	1.	For employees budgeted by governing body:	60					
	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)	7.	EQUIPMENT	\$0					
10	1.	Vehicles:						
-	2.		\$0					
	3.	Computers:	\$ 33,534					
		Firearms, protective body armor, personal equipment: Furniture:	\$0					
-	4. 5.	Software:	\$ 60,582					
	-		\$ 3,002					
	6. 7.	Maintenance Costs:	\$ 750					
		Uniforms: K9 Related Costs:	\$0					
	8.		\$0					
	9.	Other (must provide detail on additional sheet):	\$0					
(C	10.	TOTAL EQUIPMENT PURCHASED WITH CHAPTER 59 FUNDS: SUPPLIES	\$ 97,868					
10)	1,	Office supplies:	0 0 305					
	2.		\$ 2,785					
	3.	Mobile phone and data account fees: Internet:	\$0					
			\$0					
	4.	Other (must provide detail on additional sheet)	\$0					
767	5.	TOTAL SUPPLIES PURCHASED WITH CHAPTER 59 FUNDS:	\$ 2,785					
E)		TRAVEL						
-	1.	IN STATE TRAVEL						
-		Transportation:	\$0					
		Meals & lodging:	\$0					
		Mileage:	\$0					
-		Incidental expenses:	\$0					
		Total In State Travel	\$ 0					
	2.							
		Transportation:	\$0					
-		Meals & lodging:	\$0					
		Mileage:	\$0					
		Incidental expenses:	\$ 0					
		Total Out of State Travel	\$0					
-	3	TOTAL TRAVEL PAID OUT OF CHAPTER 59 FUNDS:	\$0					
F)	اا	TRAINING						
	1.	Fees (conferences, seminars):	\$ 82,710					
<u> </u>	2.	Materials (books, cds, videos, etc.):	\$0					
ļ	3.	Other (must provide detail on additional sheet):	\$0					
	4.	TOTAL TRAINING PAID OUT OF CHAPTER 59 FUNDS:	\$ 82,710					

G)		INVESTIGATIVE COSTS	
- '	1.	Informant costs:	
	2.	Buy money:	\$0
	3.	Buy money:	\$0
		Lab expenses:	\$ 100,000
	4.	Other (must provide detail on additional sheet):	\$0
	5.	TOTAL INVESTIGATIVE COSTS PAID OUT OF CHAPTER 59 FUNDS:	\$ 100,000
H)		PREVENTION / TREATMENT PROGRAMS / FINANCIAL	
		ASSISTANCE / DONATIONS	
	1.	Total prevention/treatment programs (pursuant to articles 59.06 (d-3(6), (h), (j)):	\$ 2,218
	2.	Total financial assistance (pursuant to articles 59.06 (n) and (o)):	\$0
	3.	Total donations (pursuant to Articles 59.06 (d-2)):	\$ 25,750
	4.	Total scholarships to children of officers killed in the line of duty (pursuant to article	\$0
		59.06(r)):	
	5.	TOTAL PREVENTION / TREATMENT PROGRAMS / FINANCIAL	
		ASSISTANCE / DONATIONS (PURSUANT TO ARTICLES 59.06 (d-3(6)), (h),	
		(j), (n), (o), (d-2)(r)):	\$ 27,968
I)		FACILITY COSTS	
	1.	Building purchase;	\$0
	2.	Lease payments:	\$0
	3.	Remodeling:	\$0
	4.	Maintenance costs:	\$0
	5.	Utilities:	\$0
	6.	Other (must provide detail on additional sheet):	\$0
	7.	TOTAL FACILITY COSTS PAID OUT OF CHAPTER 59 FUNDS:	\$0
J)	···	MISCELLANEOUS FEES	30
- ' -	1.	Court costs:	\$ 4,902
	2.	Filing fees:	\$ 0
	3.		\$0
	4.	Witness fees (including travel and security):	
	5.	Audit costs and fees (including audit preparation and professional fees):	\$0
	6.	Other (must provide detail on additional sheet):	\$0
			\$0
	7.	TOTAL MISCELLANEOUS FEES PAID OUT OF CHAPTER 59 FUNDS:	\$ 4,902
K)		PAID TO STATE TREASURY / GENERAL FUND / HEALTH & HUMAN	
	-	SERVICES COMMISSION	
<u> </u>	1.	Total paid to state treasury due to lack of local agreement pursuant to 59.06(c):	\$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	
 	<u> </u>	Public Safety only):	\$0
	4.	Total forfeiture funds transferred to the Health and Human Services Commission	
ļl		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:	\$ 54,936
M)		TOTAL OTHER EXPENSES PAID OUT OF CHAPTER 59 FUNDS	
		WHICH ARE NOT ACCOUNTED FOR IN PREVIOUS CATEGORIES	
10 x 2 x 22 x	etanyoren	(must provide detail on additional sheet):	\$0
:N):	LA THE	TOTAL EXPENDITURES:	\$ 371,169.

NOTE: BOTH CERTIFICATIONS MUST BE COMPLETED

AUDITOR/TREASURER/ACCOUNTING PROFESSIONAL/PREPARER CERTIFICATION

I swear or affirm that the Commissioners Court 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 concerning <u>TARRANT</u> County, I believe that the information contained in this report is true and correct to the best of my knowledge.¹

AUDITOR, TREASURER,
ACCOUNTING
PROFESSIONAL or
PREPARER (Printed
Name):

S. Pence Tidwell

TITLE:

Lawaty Auditor

SIGNATURE:

DATE:

Due to the lack of clarity of Chapter 59.06 and the lack of independent legal counsel, the auditor could not determine whether some expenditures using forfeiture funds were permissible under Chapter 59.06 guidelines. While Chapter 59 lists some prohibited types of expenditures, the Legislature should consider adding provisions and clarifications to increase accountability and transparency for the expenditure of state asset forfeiture funds. Currently, the Office of the Attorney General is in the best position to make a legal determination regarding the legality of expenditures made using forfeiture funds.

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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, to the best of my knowledge, all expenditures reported herein were lawful and proper, and made in accordance with Texas law.

ATTORNEY REPRESENTING THE STATE (Elected Official) (Printed Name):

SIGNATURE:

DATE:

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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