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date: 11/09/2021

SUBJECT: RECEIVE AND FILE THE AUDITOR'S REPORT OF THE FISCAL YEAR 2021 CHAPTER 59 ASSET FORFEITURE REPORT PREPARED BY THE CRIMINAL DISTRICT ATTORNEY'S OFFICE

*** CONSENT AGENDA ***

COMMISSIONERS COURT ACTION REQUESTED:

It is requested that the Commissioners Court receive and file the Auditor's Report of the Fiscal Year 2021 Chapter 59 Asset Forfeiture Report 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 2021 Chapter 59 Asset Forfeiture Report by Attorney Representing the State prepared by the Criminal District Attorney's (CDA) Office. The report was signed by the County Auditor and the CDA and remitted to the Office of the Attorney General by the statutory deadline.

FISCAL IMPACT:

There is no direct fiscal impact associated with this item.

SUBMITTED BY:	County 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

KIM BUCHANAN, CPA FIRST ASSISTANT COUNTY AUDITOR kmbuchanan@tarrantcounty.com

October 26, 2021

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

Re: Auditor's Report - FY2021 Chapter 59 Asset Forfeiture Report by Attorney Representing the State

SUMMARY

As required by Chapter 59 of the Code of Criminal Procedure, the Auditor's Office reviewed the FY2021 *Chapter 59 Asset Forfeiture Report by Attorney Representing the State* prepared by the Criminal District Attorney's (CDA) Office. Based on the review, the auditor believes the amounts presented in the report are reasonable and contain the information required under Chapter 59.06 of the Code of Criminal Procedure. The report was also electronically signed and submitted to the Office of the Attorney General on time.

We observed one condition that requires management's attention. Specifically, a CDA employee received an advance per diem payment for out of town travel. The trip was cancelled due to Covid-19, but the employee did not return the advance per diem to the County. During the audit, we brought this issue to the attention of management. The employee returned the per diem which was deposited with the Auditor's Office on September 16, 2021. We recommend that the CDA staff implement procedures to ensure that employees return advance payments for per diem to the County when travel is canceled.

During FY2021, the revenues from forfeiture funds, auction proceeds, and interest totaled \$364,359. Expenditures using state forfeiture funds totaled \$692,364 (Attachment A).

BACKGROUND AND METHODOLOGY

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. The CDA's Office staff records various financial and non-financial case activities into its Time Matters database. The CDA's Office prepares manual receipts to record the receipt of case documents and assets, both cash and non-cash. Also, the CDA's Office does not necessarily have custody and control of all cash and non-cash assets since other agencies may retain control of certain seized assets. Therefore, we cannot express an opinion regarding whether *all* transactions were recorded in the database.

Auditor's Report - FY2021 Chapter 59 Asset Forfeiture Report by Attorney Representing the State Page 2 of 2

The annual *Chapter 59 Asset Forfeiture Report by Attorney Representing the State* focuses 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 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, and the administration of state law. The auditor could not conclusively determine whether some expenditures were permissible 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 test 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.

CLOSING REMARKS

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

Sincerely,

S. Renge Tidwell, CPA County Auditor

Attachments:	FY2021 Chapter 59 Asset Forfeiture Report by Attorney Representing the State
	Attachment A – FY2021 Forfeiture Fund Expenditures
	Attachment B – Excerpt from Texas Code of Criminal Procedure, Chapter 59, Art. 59.06
	Attachment C – Supplement to Financial Professional Certification
	Management's Response
Distribution:	Ann Durfee, Business Manager, Criminal District Attorney's Office
Audit Team:	Kim Trussell, Audit Manager
	Laura Oakley, Supervisor, Financial Services
	Brandy R. Greene, Senior Internal Auditor
	Tim Sears, Senior EDP Auditor

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CDA CATEGORY	VENDOR NAME	DUDDOCD	
CAPITAL	SHI GOVERNMENT SOLUTIONS	PURPOSE MP 3.2 PROCESSOR (QTY 2)	AMOUNT
CAPITAL	DIGITAL RESOURCES		17,270.00
CAPITAL	TOSHIBA BUSINESS SOLUTIONS	STEREO SYSTEM (QTY 3) COPIER	18,357.60
CAPITAL	TOSHIBA BUSINESS SOLUTIONS	FAX KIT	4,967.00 302,00
CAPITAL	GTS TECHNOLOGY SOLUTIONS	DELL COMPUTER (QTY 2)	
CAPITAL	GTS TECHNOLOGY SOLUTIONS	DELL COMPOTER (Q11 2) DELL MONITOR	2,112.24
CAPITAL			583.52
CAPITAL	SHI GOVERNMENT SOLUTIONS	FORENSIC IMAGER	3,540.00
CAPITAL	SHI GOVERNMENT SOLUTIONS	HUDDLECAM SIMPLTRACK	2,714.00
	SMART GROUP SYSTEMS	HP LASER JET	1,913.29
CAPITAL	SUMMUS INDUSTRIES	AURORA R12 COOLING SYSTEM	3,412.72
CAPITAL	DIGITAL RESOURCES	DIGITAL MEDIA PRESENTATION SYSTEM	3,968.00
CAPITAL	DIGITAL RESOURCES	PROJECTOR (QTY 4)	13,716.08
CAPITAL TOTAL			72,856.45
COMPUTER SUPPLIES	ADORAMA INC	NOISE CANCELING HEADPHONES (QTY 4)	108.64
COMPUTER SUPPLIES	BEYOND TECHNOLOGY	INK CARTRIDGES (TOTAL 4)	1,751.22
COMPUTER SUPPLIES	DAHILL OFFICE TECHNOLOGY	HARD DRIVE DOCK (QTY 2)	144.60
COMPUTER SUPPLIES	DREAM RANCH	INK CARTRIDGES/TONER (QTY 42)	10,169.82
COMPUTER SUPPLIES	DREAM RANCH	REVERSAL: INK CARTRIDGES (QTY 6)	(920.82)
COMPUTER SUPPLIES	ENCON SYSTEMS	INK CARTRIDGES/TONER (QTY 2)	1,015.68
COMPUTER SUPPLIES	SHI GOVERNMENT SOLUTIONS	APPLECARE+ FOR MAC PRO	421.74
COMPUTER SUPPLIES	SHI GOVERNMENT SOLUTIONS	DISPLAY PORT CABLE W/ LATCHES	15.00
COMPUTER SUPPLIES	SHI GOVERNMENT SOLUTIONS	USB-C TO DISPLAY PORT CABLE (QTY 2)	90.00
COMPUTER SUPPLIES	SMART GROUP SYSTEMS	INK CARTRIDGES/TONER (QTY 6)	3,027.00
COMPUTER SUPPLIES	SOUTHERN COMPUTER WAREHOUSE	INK CARTRIDGE (QTY 1)	240.92
COMPUTER SUPPLIES	STAPLES ADVANTAGE	FLASH DRIVES (QTY 10)	2,398,00
COMPUTER SUPPLIES	THE TREE HOUSE	INK CARTRIDGES/TONER (QTY 44)	8,699.53
COMPUTER SUPPLIES TOTAL			27,161.33
COURT COSTS	PETTY CASH FBO TC NARCOTICS UNIT	REIMBURSEMENT TO THE CDA'S IMPREST FUND FOR EXPENSES INCURRED	5,986.00
COURT COSTS TOTAL			5,986.00
CRIME LAB SERVICE	ARMSTRONG FORENSIC LABORATORY	DRUG SCREENING ON CASE SUSPECT	150.00
CRIME LAB SERVICE	TARRANT COUNTY MEDICAL EXAMINER	CRIME LAB SERVICES	5,220,00
CRIME LAB SERVICE TOTAL			5,370.00
DONATIONS	ALLIANCE FOR CHILDREN	SPONSORSHIP FOR LET'S PLAY BINGO EVENT HELD ON FEB 27, 2021	1,750.00
DONATIONS	GUARDIANSHIP SERVICES INC	SPONSORSHIP FOR GALA EVENT HELD ON SEPT 18, 2021	2,500.00
DONATIONS	L CLIFFORD DAVIS LEGAL ASSOC	SPONSORSHIP TO THE ANNUAL SCHOLARSHIP & AWARDS BANQUET HELD ON SEPTEMBER 11, 2021	1,500.00
DONATIONS	MOTHERS OF MURDERED ANGELS	DONATION TO LOCAL NONPROFIT	1,000.00
DONATIONS	SAFEHAVEN OF TARRANT COUNTY	DONATION TO ESCAL NOW NOT	5,000.00
DONATIONS	TARRANT COUNTY YOUNG LAWYERS ASSOC	SPONSORSHIP TO THE FALL FETE HELD ON SEPTEMBER 15, 2021	,
DONATIONS			1,000.00
	UNBOUND FORT WORTH	SPONSORSHIP FOR RESTORING INNOCENCE LUNCHEON HELD ON 6/24/2021	5,000.00
DONATIONS	WOMEN'S CENTER OF TARRANT COUNTY	DONATION: T-SHIRTS FOR TURN TARRANT TEAL DAY	2,000.00
DONATIONS TOTAL			19,750.00
DUES	ASSOC OF CERTIFIED FRAUD EXAMINERS	MEMBERSHIP DUES FOR CDA EMPLOYEES	900.00
DUES	CDA EMPLOYEE	REIMBURSEMENT: MEMBERSHIP DUES FOR TEXAS BOARD OF LEGAL SPECIALIZATION	2,525.00
DUES	CDA EMPLOYEE	REIMBURSEMENT: MEMBERSHIP DUES FOR FT WORTH PARALEGAL ASSOC	65.00
DUES	CDA EMPLOYEE	REIMBURSEMENT: MEMBERSHIP DUES FOR ASSOC OF CERTIFIED FRAUD EXAMINERS	420.00
DUES	CDA EMPLOYEE	REIMBURSEMENT: MEMBERSHIP DUES FOR NATIONAL COURT REPORTS ASSOC	300,00
DUES	CDA EMPLOYEE	REIMBURSEMENT: MEMBERSHIP DUES FOR TEXAS COURT REPORTERS ASSOC	165.00
DUES	CDA EMPLOYEE	REIMBURSEMENT: MEMBERSHIP DUES FOR INT'L ASSOC OF COMPUTER INVESTIGATIVE SPECIALISTS	150.00
DUES	ELDON B. MAHON INN OF COURT	MEMBERSHIP DUES FOR CDA EMPLOYEE	350.00
DUES	FT WORTH PARALEGAL ASSOC	MEMBERSHIP DUES FOR CDA EMPLOYEE	1,040.00
DUES	LEVA INTERNATIONAL	MEMBERSHIP DUES FOR CDA EMPLOYEE	55.00
DUES	NATIONAL ASSOC OF SOCIAL WORKERS	MEMBERSHIP DUES FOR CDA EMPLOYEE	158.00
DUES	NATIONAL DISTRICT ATTORNEYS ASSOC	MEMBERSHIP DUES FOR CDA EMPLOYEE	1,551.00
DUES	REGIONAL ORGANIZED CRIME	ANNUAL SERVICE FEE (JUL 2021-JUN 2022)	300.00
DUES	TARRANT COUNTY	DUES RECOVERY	(1,037.50)
DUES	TARRANT COUNTY BAR ASSOC	MEMBERSHIP DUES FOR CDA EMPLOYEE	24,355.00
DUES	TARRANT COUNTY YOUNG LAWYERS ASSOC	MEMBERSHIP DUES FOR CDA EMPLOYEE	185.00

CDA CATEGORY	VENDOR NAME	PURPOSE	AMOUNT
DUES	TEXAS BOARD OF LEGAL SPECIALIZATION	MEMBERSHIP DUES FOR CDA EMPLOYEE	350.00
DUES	TEXAS DISTRICT & COUNTY ATTORNEYS ASSOC	MEMBERSHIP DUES FOR CDA EMPLOYEE	12,500.00
DUES	TX POLICE CHIEFS ASSOC FOUNDATION	ANNUAL MEMBERSHIP DUES	1,200.00
DUES	US COURTS OF APPEALS 5T CIRCUIT	MEMBERSHIP DUES FOR CDA EMPLOYEE	50.00
DUES TOTAL			45,581.50
EDUCATION	33RD ST PROPERTIES	LODGING: ANNUAL CRIMINAL & CIVIL LAW CONFERENCE, 9/22-24/2021, GALVESTON, TX.	445.05
EDUCATION	AMERICAN AIRLINES	TRAVEL: ADVANCED CRIMINAL LAW, 6/24-26/2021, SAN ANTONIO, TX.	315.59
EDUCATION	CDA EMPLOYEE	APPLICATION FEE FOR CFE EXAM	300.00
EDUCATION	CDA EMPLOYEE	MILEAGE: ADVANCED CRIMINAL LAW, 6/24-26/2021, SAN ANTONIO, TX.	391.00
EDUCATION	CDA EMPLOYEE	MILEAGE: MOBILE ACCESS OPERATOR TRAINING, 6/1-2/2021, LEWISVILLE, TX.	75.94
EDUCATION	CDA EMPLOYEE	PER DIEM: ADVANCED CRIMINAL LAW, 7/19-22/2021, SAN ANTONIO, TX.	220.00
EDUCATION	CDA EMPLOYEE	PER DIEM: 2020 PROSECUTOR CONFERENCE, 6/9-11/2021, SAN ANTONIO, TX.	120,00
EDUCATION	CDA EMPLOYEE	PER DIEM: 2021 BASICS OF COUNTY INVESTMENTS, 3/9-12/2021, SAN MARCOS, TX.	290.00
EDUCATION	CDA EMPLOYEE	PER DIEM: 2021 LEGISLATIVE CONFERENCE, 9/1-3/2021, AUSTIN, TX.	120,00
EDUCATION	CDA EMPLOYEE	PER DIEM: 2021 NACO ANNUAL CONFERENCE, 7/8-12/2021, BALTIMORE, MD.	790.00
EDUCATION	CDA EMPLOYEE	PER DIEM: ADVANCED CRIMINAL LAW, 6/24-26/2021, SAN ANTONIO, TX.	1,020,00
EDUCATION	CDA EMPLOYEE	PER DIEM: ADVANCED CRIMINAL LAW, 7/19-22/2021, SAN ANTONIO, TX.	3,030,00
EDUCATION	CDA EMPLOYEE	PER DIEM: ANNUAL CRIMINAL & CIVIL LAW CONFERENCE, 9/22-24/2021, GALVESTON, TX,	170,00
EDUCATION	CDA EMPLOYEE	PER DIEM: DEFENSIVE TACTICS, 6/14-18/2021, BRYAN, TX.	270.00
EDUCATION	CDA EMPLOYEE	REG FEE: 2021 TEXAS HEALTH LAW CONFERENCE, 10/11-12/2021, AUSTIN, TX.	295.00
EDUCATION	CDA EMPLOYEE	REG FEE: 5TH CIRCUIT EMPLOYMENT CASES OF 2020, 3/30/2021, VIRTUAL	115.00
EDUCATION	CDA EMPLOYEE	REG FEE: ADVANCED FAMILY LAW CHILD ABUSE WORKSHOP, AUG 5, 2020 (ONLINE)	110.00
EDUCATION	CDA EMPLOYEE	REG FEE: BROWN BAG WEBINAR "POT-POURRI"	75.00
EDUCATION	CDA EMPLOYEE	REG FEE: CHILD ABUSE WORKSHOP, 8/5/2020, VIRTUAL	155.00
EDUCATION	CDA EMPLOYEE	REG FEE: CHILD WELFARE (ONLINE)	90.00
EDUCATION	CDA EMPLOYEE	REG FEE: CHILD WELFARE, 12/4/2020, VIRTUAL	90.00
EDUCATION	CDA EMPLOYEE	REG FEE: SEARCH & SEIZURE UPDATE, SEPT 14, 2020 (ONLINE)	65.00
EDUCATION	CDA EMPLOYEE	REIMBURSEMENT: 2021 NACO ANNUAL CONFERENCE, 7/8-12/2021, BALTIMORE, MD.	1,798.52
EDUCATION	CDA EMPLOYEE	REIMBURSEMENT: ADVANCED CRIMINAL LAW, 6/24-26/2021, SAN ANTONIO, TX,	1,619.49
EDUCATION	CDA EMPLOYEE	REIMBURSEMENT: ADVANCED CRIMINAL LAW, 7/19-22/2021, SAN ANTONIO, TX,	5,662.89
EDUCATION	CDA EMPLOYEE	REIMBURSEMENT: NAEO ANNUAL TRAINING CONFERENCE, 5/23-25/2021, VIRTUAL	595.00
EDUCATION	CDA EMPLOYEE	REIMBURSEMENT: PROSECUTOR TRIAL SKILLS, 7/11-16/2021, AUSTIN, TX.	13,966.76
EDUCATION	CDA EMPLOYEE	REVERSAL: PER DIEM: 2021 LEGISLATIVE CONFERENCE, 9/1-3/2021, AUSTIN, TX.	(120,00)
EDUCATION	CDA EMPLOYEE	VOID: PER DIEM: 2020 PROSECUTOR CONFERENCE, 6/9-11/2021, SAN ANTONIO, TX.	(120.00)
EDUCATION	CELLEBRITE	REG FEE: CERTIFIED PHYSICAL ANALYST, VIRTUAL	289.00
EDUCATION	CELLEBRITE	REG FEE: FORENSICS FUNDAMENTALS GLOBAL FORENSIC TRAINING, VIRTUAL	4,295.01
EDUCATION	CRVI RIVERWALK HOSPITALITY	LODGING: 2020 PROSECUTOR CONFERENCE, 6/9-11/2021, SAN ANTONIO, TX.	293.16
EDUCATION	CRVI RIVERWALK HOSPITALITY	REVERSAL: LODGING: 2020 PROSECUTOR CONFERENCE, 6/9-11/2021, SAN ANTONIO, TX.	(293.16)
EDUCATION	CRVI RIVERWALK HOSPITALITY	VOID: LODGING: 2020 PROSECUTOR CONFERENCE, 6/9-11/2021, SAN ANTONIO, TX.	(299,16)
EDUCATION	DENCO AREA 911 DISTRICT	REG FEE: MOBILE ACCESS OPERATOR TRAINING, 6/1-2/2021, LEWISVILLE, TX.	25,00
EDUCATION	DIGITAL TRAINING & DESIGNS	REG FEE: ADOBE ILLUSTRATOR LEVEL 1	2,590.00
EDUCATION	EVERFI	ACCESS TO ONLINE CORPORTATE COMPLIANCE COURSES FOR ONE YEAR	12,918.00
EDUCATION	FBI-LAW ENFORCEMENT EXECUTIVE DEVELOPMENT ASSOC	REG FEE: CLI, 5/10/2021, FORT WORTH, TX.	695.00
EDUCATION	FBI-LAW ENFORCEMENT EXECUTIVE DEVELOPMENT ASSOC	REG FEE: ELI, 6/14-18/2021, FORT WORTH, TX.	695,00
EDUCATION	FBI-LAW ENFORCEMENT EXECUTIVE DEVELOPMENT ASSOC	REG FEE: EXECUTIVE LEADERSHIP INSTITUTE, 8/23-27/2021, LEWISVILLE, TX.	695.00
EDUCATION	FBI-LAW ENFORCEMENT EXECUTIVE DEVELOPMENT ASSOC	REG FEE: SUPERVISOR LEADERSHIP INSTITUTE, 6/28-7/2/2021, LEWISVILLE, TX.	1.390.00
EDUCATION	HEARTLAND LAW ENFORCEMENT TRAINING INSTITUTE	REG FEE: PATROL RESPONSE TO OUTLAW MOTORCYCLE GANGS, 11/2-3/20, WEATHERFORD, TX.	225.00
EDUCATION	HYATT	LODGING: 2020 PROSECUTOR CONFERENCE, 6/9-11/2021, SAN ANTONIO, TX.	225.00
EDUCATION	HYATT	LODGING: ADVANCED CRIMINAL LAW, 6/24-26/2021, SAN ANTONIO, TX.	
EDUCATION	НУАТТ	LODGING: ADVANCED CRIMINAL LAW, 0/24-20/2021, SAN ANTONIO, TX. LODGING: ADVANCED CRIMINAL LAW, 7/19-22/2021, SAN ANTONIO, TX.	5,219.34
EDUCATION	НУАТТ		13,356.43
EDUCATION	INT'L OUTLAW MOTORCYCLE GANG INVESTIGATORS ASSOC	VOID: LODGING: ADVANCED CRIMINAL LAW, 6/24-26/2021, SAN ANTONIO, TX.	(760.82)
EDUCATION	JDHO HOTELS	REG FEE: IOMGIA 2021 TRAINING INSTITUTE, 3/28-4/1/2021, VIRTUAL	477.00
EDUCATION	JOHN E. REID & ASSOC	LODGING: 2021 BASICS OF COUNTY INVESTMENTS, 3/9-12/2021, SAN MARCOS, TX.	685.12
EDUCATION	JOHN E. REID & ASSOC JOHN HOPKINS SCHOOL	REG FEE: INVESTIGATIVE INTERVIEWING & INTERROGATION TECHNIQUES, 9/21-24/2021, DENTON, TX.	1,800.00
EDUCATION	LAW ENFORCEMENT & EMERGENCY SERVICES VIDEO ASSOC	REG FEE: DANGER ASSESSMENT, VIRTUAL	500.00
EDUCATION	LAW ENFORCEMENT & EMERGENCY SERVICES VIDEO ASSOC	REG FEE: 2020 DIGITAL MULTIMEDIA EVIDENCE TRAINING, OCT 26-30, 2020 (ONLINE)	500.00
LOUCATION	LAW ENFORCEMENT SEMINARS	REG FEE: BACKGROUND INVESTIGATIONS FOR POLICE APPLICANTS, 3/22-23-2021, SOUTHLAKE, TX.	1,155.00

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EDUCATION TARKANT COUNTY REVERSAL: DOGNO, M.C., MORTON, M.C., MORTON, M.C., MORTON, M.C., MORTON, M.C., MORTON, M.C., MORTON, MARCOS, TX., MARCOS,	EDUCATION			, ,
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EDUCATION TARANT COUNTY REVERSAL-PER. DIEM. 2021 BASICS OF COUNTY INVESTMENTS, 30-12021, SAN MARCOS, TX. (1700) EDUCATION TEXAS ASSOC OF COUNTES REG FEE: CANNE ESCOUNTY INVESTMENTS, 30-12021, SAN MARCOS, TX. 35.00 EDUCATION TEXAS ASSOC OF COUNTES REG FEE: 201 BASICS OF COUNTY INVESTMENTS, 30-12021, SAN MARCOS, TX. 35.00 EDUCATION TEXAS CRIMINAL DEFENSE LAVERS ASSOC REG FEE: 201 LEGISLATIVE CONFERENCE, 30-200, AUXINT, TX. 33.00 EDUCATION TEXAS CRIMINAL DEFENSE LAVERS ASSOC REG FEE: 201A INNOCENCE FOR LAVERS, 50.5002, IONT WORTH, TX. 75.00 EDUCATION TEXAS CRIMINAL DEFENSE LAVERS ASSOC REG FEE: 201A INNOCENCE FOR LAVERS, 50.5002, IONT WORTH, TX. 35.00 EDUCATION TEXAS CRIMINAL DEFENSE LAVERS ASSOC REG FEE: 201A INNOCENCE FOR LAVERS, 50.5002, IONTO, TX. 350.00 EDUCATION TEXAS DISTRICT & COUNTY ATTONNEYS ASSOC REG FEE: 201 CRIMES AGAINST CHILDREN CONFERENCE, 4012021, VIRTUAL 350.00 EDUCATION TEXAS DISTRICT & COUNTY ATTONNEYS ASSOC REG FEE: 201 LEGISLATIVE UPDATE, VIRTUAL 350.00 EDUCATION TEXAS DISTRICT & COUNTY ATTONNEYS ASSOC REG FEE: 201 LEGISLATIVE UPDATE, VIRTUAL 350.00 EDUCATION TEXAS DISTRICT & COUNTY ATTONNEYS ASSOC REG FEE: 201 LEGISLATIVE UPDATE, VIRTUAL 350.0	EDUCATION			
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CDA CATEGORY NON-TRACKED EQUIPMENT	VENDOR NAME DIGITAL RESOURCES	PURPOSE	AMOUNT 359.02
NON-TRACKED EQUIPMENT	DIGITAL RESOURCES DIGITAL RESOURCES	BILLED IN ERROR. CHARGE WAS CREDITED IN SAME MONTH	
NON-TRACKED EQUIPMENT	DIGITAL RESOURCES	CREDIT FOR DUPLICATE BILLING DIGITAL MEDIA RECEIVER FOR CDA AV REFRESH - CONFERENCE ROOM	(460.62) 697.50
NON-TRACKED EQUIPMENT	DIGITAL RESOURCES	ETHERNET SWITCH FOR CDA AV REFRESH - CONFERENCE ROOM	248,00
NON-TRACKED EQUIPMENT	DIGITAL RESOURCES	FIXED COLUMNS FOR CDA AV REFRESH - CONFERENCE ROOM	111,08
NON-TRACKED EQUIPMENT	DIGITAL RESOURCES	HDMI CABLES FOR CDA AV REFRESH - CONFERENCE ROOM	874.79
NON-TRACKED EQUIPMENT	DIGITAL RESOURCES	LOUDSPEAKERS FOR CDA AV REFRESH - CONFERENCE ROOM	
NON-TRACKED EQUIPMENT	DIGITAL RESOURCES	MOLDED STEREOS FOR CDA AV REFRESH - CONFERENCE ROOM	540.60 40.80
-	DIGITAL RESOURCES		
NON-TRACKED EQUIPMENT		MOUNTING BRACKETS FOR CDA AV REFRESH - CONFERENCE ROOM	49.60
NON-TRACKED EQUIPMENT	DIGITAL RESOURCES	MOUNTING KITS FOR CDA AV REFRESH - CONFRENCE ROOM	748.02
NON-TRACKED EQUIPMENT	DIGITAL RESOURCES	PLEXI LOCKING DOOR FOR CDA AV REFRESH - CONFERENCE ROOM	180.80
NON-TRACKED EQUIPMENT	DIGITAL RESOURCES	POWER PACK FOR CDA AV REFRESH - CONFERENCE ROOM	155.00
NON-TRACKED EQUIPMENT	DIGITAL RESOURCES	PROJECTOR MOUNT FOR CDA AV REFRESH - CONFERENCE ROOM	698.88
NON-TRACKED EQUIPMENT	DIGITAL RESOURCES	SIDE PANELS FOR CDA AV REFRESH - CONFERENCE ROOM	101.60
NON-TRACKED EQUIPMENT	DIGITAL RESOURCES	SOLID LOCKING DOOR FOR CDA AV REFRESH - CONFERENCE ROOM	110.40
NON-TRACKED EQUIPMENT	DIGITAL RESOURCES	SPEAKER SYSTEM FOR CDA AV REFRESH - CONFERENCE ROOM	1,997.82
NON-TRACKED EQUIPMENT	DIGITAL RESOURCES	UTILITY SHELF FOR CDA AV REFRESH - CONFERENCE ROOM	64.80
NON-TRACKED EQUIPMENT	DIGITAL RESOURCES	WALL MOUNT FOR CDA AV REFRESH - CONFERENCE ROOM	2,232.00
NON-TRACKED EQUIPMENT	DIGITAL RESOURCES	WALL PLATE DIGITAL MEDIA FOR CDA AV REFRESH - CONFERENCE ROOM	1,085.00
NON-TRACKED EQUIPMENT	GOMEZ FLOOR COVERING	9TH FLOOR CDA RENOVATION	1,356.40
NON-TRACKED EQUIPMENT	JUST ERGONOMICS	ELECTRIC HEIGHT ADJUSTABLE TABLE	688.05
NON-TRACKED EQUIPMENT	JUST ERGONOMICS	KEYBOARD TRAY FOR ADJUSTABLE TABLE	195.00
NON-TRACKED EQUIPMENT	KITE'S DRAPERIES	9TH FLOOR CDA RENOVATION	575.00
NON-TRACKED EQUIPMENT	PLANO OFFICE SUPPLY	GUEST CHAIRS (QTY 10)	3,275.40
NON-TRACKED EQUIPMENT	PLANO OFFICE SUPPLY	OFFICE FURNITURE: DESK	2,476.00
NON-TRACKED EQUIPMENT	PLANO OFFICE SUPPLY	OFFICE FURNITURE: DRAWERS	357.90
NON-TRACKED EQUIPMENT	PLANO OFFICE SUPPLY	OFFICE FURNITURE: GUEST CHAIRS	3,275.40
NON-TRACKED EQUIPMENT	PLANO OFFICE SUPPLY	OFFICE FURNITURE: LAMINATE OCCASIONAL TABLE (QTY 4)	609.96
NON-TRACKED EQUIPMENT	SHI GOVERNMENT SOLUTIONS	CORRECTION: DELL MONITORS (QTY 4)	(92.40)
NON-TRACKED EQUIPMENT	SHI GOVERNMENT SOLUTIONS	DELL MONITORS (QTY 4)	1,902.76
NON-TRACKED EQUIPMENT	SMART GROUP SYSTEMS	EQUIPMENT: HP LASERIET PRO PRINTERS (QTY 2)	405.00
NON-TRACKED EQUIPMENT	STAPLES	OFFICE FURNITURE: DESK	282.99
NON-TRACKED EQUIPMENT	STAPLES ADVANTAGE	OFFICE FURNITURE: DESK	282.99
NON-TRACKED EQUIPMENT	STAPLES ADVANTAGE	OFFICE FURNITURE: SIT STAND DESK (QTY 1)	299,76
NON-TRACKED EQUIPMENT	TARRANT COUNTY	CORRECTION: GR PROCESSED FOR MORE THAN INV AMOUNT	(361.60)
NON-TRACKED EQUIPMENT	TEXAS FURNITURE SOURCE	OFFICE FURNITURE - CHAIRS (QTY 10)	6,174.00
NON-TRACKED EQUIPMENT	TEXAS INTERIOR RESOURCES	9TH FLOOR CDA RENOVATION	21,853.69
NON-TRACKED EQUIPMENT	TEXAS INTERIOR RESOURCES	COUNTER WEIGHT	111.50
NON-TRACKED EQUIPMENT	TEXAS INTERIOR RESOURCES	DOOR LOCK	10.01
NON-TRACKED EQUIPMENT	TEXAS INTERIOR RESOURCES	LABOR CHARGES FOR FURNITURE INSTALL	500.00
NON-TRACKED EQUIPMENT	TEXAS INTERIOR RESOURCES	OFFICE FURNITURE	879,15
NON-TRACKED EQUIPMENT	TEXAS INTERIOR RESOURCES	OFFICE FORMITORE	61,924.52
PROFESSIONAL SERVICES	BENNETT BENNER PARTNERS	FEASIBILITY STUDY & PROGRAMMING FOR NEW CDA OFFICE	35,256.00
		FEASIBILITY STUDY & PROGRAMMING FOR NEW COA OFFICE FEASIBILITY STUDY, PROGRAMMING, AND CONCEPTUAL DESIGN FOR NEW CDA OFFICE	155,714.00
PROFESSIONAL SERVICES	BENNETT BENNER PARTNERS		50,000.00
PROFESSIONAL SERVICES	KELLEY JOHNSON ENTERPRISES	CONSULTING SERVICES FOR CULTURAL ASSESSMENT (PHASE 1 OF 3)	20,000.00
PROFESSIONAL SERVICES	KELLEY JOHNSON ENTERPRISES	CONSULTING SERVICES FOR CULTURAL ASSESSMENT (PHASE 2 OF 3)	
PROFESSIONAL SERVICES	KELLEY JOHNSON ENTERPRISES	CONSULTING SERVICES FOR CULTURAL ASSESSMENT (PHASE 3 OF 3)	18,000.00
PROFESSIONAL SERVICES	REALLY BIG COLORING	ART & GRAPHIC SERVICES	350.00
PROFESSIONAL SERVICES	REALLY BIG COLORING	CUSTOM COLORING & ACTIVITY BOOKS FOR CHILDREN (QTY 500)	885.00
PROFESSIONAL SERVICES	REALLY BIG COLORING	SHIPPING CHARGES	68.50
PROFESSIONAL SERVICES TOTAL			280,273.50
RANGE SUPPLIES	CMC GOVERNMENT SERVICES	EARMUFFS (QTY 25)	1,381.00
RANGE SUPPLIES	GT DISTRIBUTORS	AMMUNITION	4,207.01
RANGE SUPPLIES	GT DISTRIBUTORS	FREIGHT FOR HANDGUN AMMUNITION	8.00
RANGE SUPPLIES	GT DISTRIBUTORS	HANDGUN AMMUNITION	68.20
RANGE SUPPLIES	TARRANT COUNTY COLLEGE	REG FEE: JOSH NEISWENDER: FIREARMS INSTRUCTOR COURSE, 9/28-10/2/2021, FORT WORTH, TX.	275.00
RANGE SUPPLIES TOTAL			5,939.21

CDA CATEGORY	VENDOR NAME	PURPOSE	AMOUNT
SAFETY/TACTICAL SUPPLIES	CDA EMPLOYEE	SAFETY VEST	103.78
SAFETY/TACTICAL SUPPLIES	CMC GOVERNMENT SERVICES	SHIPPING & PROCESSING FOR EARMUFFS	12.99
SAFETY/TACTICAL SUPPLIES	CMC GOVERNMENT SERVICES	SHOOTER'S SAFETY GLASSES (QTY 25)	315,75
SAFETY/TACTICAL SUPPLIES	NARDIS PUBLIC SAFETY	BODY ARMOR	4,975.44
SAFETY/TACTICAL SUPPLIES	NARDIS PUBLIC SAFETY	CARRIER	150.00
SAFETY/TACTICAL SUPPLIES	NARDIS PUBLIC SAFETY	TACTICAL VESTS	623.60
SAFETY/TACTICAL SUPPLIES	P-CARD	GAME SPORTSWEAR SAFETY MESH VEST (QTY 2)	101.31
SAFETY/TACTICAL SUPPLIES	RESCUE ONE TRAINING FOR LIFE	EMERGENCY BANDAGES	35.00
SAFETY/TACTICAL SUPPLIES	RESCUE ONE TRAINING FOR LIFE	SHIPPING CHARGES FOR EMERGENCY BANDAGES	12.00
SAFETY/TACTICAL SUPPLIES TOTAL			6,329.87
SOFTWARE MAINTENANCE & LICENSES	AMPED SOFTWARE	ADD'L SOFTWARE LICENSE FOR AMPED FIVE PROFESSIONAL SMS	1,275.00
SOFTWARE MAINTENANCE & LICENSES	AMPED SOFTWARE	ADD'L SOFTWARE LICENSE FOR AMPED FIVE SOFTWARE	1,275.00
SOFTWARE MAINTENANCE & LICENSES	AMPED SOFTWARE	SOFTWARE LICENSE FOR AMPED FIVE PROFESSIONAL SMS	1,275.00
SOFTWARE MAINTENANCE & LICENSES	AMPED SOFTWARE	SOFTWARE LICENSE FOR AMPED FIVE SOFTWARE	1,275.00
SOFTWARE MAINTENANCE & LICENSES	CDW GOVERNMENT	PINNACLE STUDIO 24 ULTIMATE SOFTWARE	108.02
SOFTWARE MAINTENANCE & LICENSES	CELLEBRITE	LICENSE SUBCRIPTION FOR MACQUISITION SMS	640,00
SOFTWARE MAINTENANCE & LICENSES	CELLEBRITE	SOFTWARE SUBSCRIPTION (TOUCH ULTIMATE FEB 2021-FEB 2022)	3,700.00
SOFTWARE MAINTENANCE & LICENSES	CELLEBRITE	SOFTWARE SUBSCRIPTION (ULTIMATE DEC 2020-DEC 2021)	3,700.00
SOFTWARE MAINTENANCE & LICENSES	CELLEBRITE	SOFTWARE SUBSCRIPTION (ULTIMATE FEB 2021-FEB 2022)	3,700.00
SOFTWARE MAINTENANCE & LICENSES	CELLEBRITE	UFED SOFTWARE RENEWAL	557,53
SOFTWARE MAINTENANCE & LICENSES	CLEVERBRIDGE INC	X-WAYS FORENSICS UPGRADE	753.00
SOFTWARE MAINTENANCE & LICENSES	DME FORENSICS	ANNUAL SUBSCRIPTION: DVR EXAMINER	
SOFTWARE MAINTENANCE & LICENSES	GETDATA	MAINTENANCE RENEWAL FOR FORENSIC EXPLORER	2,695.00
SOFTWARE MAINTENANCE & LICENSES	GTS TECHNOLOGY SOLUTIONS	DIGITAL COLLECTOR DONGLE UPGRADE	1,336.50
SOFTWARE MAINTENANCE & LICENSES	GTS TECHNOLOGY SOLUTIONS	DIGITAL COLLECTOR DONOLE OPORADE DIGITAL COLLECTOR SOFTWARE RENEWAL	148.00
SOFTWARE MAINTENANCE & LICENSES	MAGNET FORENSICS		635.00
SOFTWARE MAINTENANCE & LICENSES	MAGNET FORENSICS	ANNUAL SUBSCRIPTION TO MAGNET AXIOM FORENSICS SOFTWARE	6,000.00
SOFTWARE MAINTENANCE & LICENSES		SUBSCRIPTION FOR AXIOM CLOUD ADD-ON	1,375.00
SOFTWARE MAINTENANCE & LICENSES	OCCAM VIDEO SOLUTIONS	I YEAR LICENSE RENEWAL (INPUT-ACE VIDEO EVIDENCE ANALYSIS)	995.00
	OCCAM VIDEO SOLUTIONS	1 YEAR LICENSE SUPPORT (INPUT-ACE VIDEO EVIDENCE ANALYSIS)	1,995.00
SOFTWARE MAINTENANCE & LICENSES SOFTWARE MAINTENANCE & LICENSES	OPEN TEXT	SOFTWARE SUBSCRIPTION FOR ENCASE (APRIL 2021 - APRIL 2022)	2,282.41
	PASSWARE INC	PASSWARE KIT FORENSIC SUBSCRIPTION RENEWAL	1,112.00
SOFTWARE MAINTENANCE & LICENSES	PM AM CORP	ANNUAL SUBSCRIPTION (60 USERS) - HUMAN CAPITAL MANAGEMENT PLATFORM	1,200.00
SOFTWARE MAINTENANCE & LICENSES	SHI GOVERNMENT SOLUTIONS	APPLECARE+ FOR IMAC	124.70
SOFTWARE MAINTENANCE & LICENSES	SHI GOVERNMENT SOLUTIONS	NERO PLATINUM UNLIMITED	107.00
SOFTWARE MAINTENANCE & LICENSES	SHI GOVERNMENT SOLUTIONS	VIDEOSCRIBE SOFTWARE	870.00
SOFTWARE MAINTENANCE & LICENSES	SHI GOVERNMENT SOLUTIONS	VMWARE SOFTWARE LICENSE	384.08
SOFTWARE MAINTENANCE & LICENSES	SHI GOVERNMENT SOLUTIONS	VMWARE SOFTWARE MAINTENANCE	96.50
SOFTWARE MAINTENANCE & LICENSES	SUMURI	RECON IMAGER FOR MAC	1,057.50
SOFTWARE MAINTENANCE & LICENSES	SUMURI	ANNUAL MAINTENANCE AGREEMENT	450,00
SOFTWARE MAINTENANCE & LICENSES	SUMURI	PALADIN USB	74.99
SOFTWARE MAINTENANCE & LICENSES	SUMURI	SHIPPING FOR PALADIN USB	10.00
SOFTWARE MAINTENANCE & LICENSES	fotal		41,207.23
SUPPLIES	AWARDS BY WILSON.COM	EMBROIDERED PATCHES (QTY 100)	432.00
SUPPLIES	THE TREE HOUSE	INK CARTRIDGE (QTY 4)	246.00
SUPPLIES TOTAL			678,00
TRAVEL	CDA EMPLOYEE	MILEAGE: 2021 BASICS OF COUNTY INVESTMENTS, 3/9-12/2021, SAN MARCOS, TX.	274,96
TRAVEL	CDA EMPLOYEE	REIMBURSEMENT: ADVANCED CRIMINAL LAW, 6/24-26/2021, SAN ANTONIO, TX.	82.00
TRAVEL TOTAL			356,96
TRAVEL - TAXABLE MEALS	CDA EMPLOYEE	PER DIEM: PATROL RESPONSE TO OUTLAW MOTORCYCLE GANGS, 11/2-3/20, WEATHERFORD, TX,	64.00
TRAVEL - TAXABLE MEALS	CDA EMPLOYEE	PER DIEM: MOBILE ACCESS OPERATOR TRAINING 6/1-2/2021, LEWISVILLE, TX.	32.00
TRAVEL - TAXABLE MEALS TOTAL			96.00
		GRAND TOTA	

GRAND TOTAL 692,363.50

TOTAL EXPENDITURES ON CHAPTER 59 REPORT 692,364.00

DIFFERENCE DUE TO ROUNDING (0.50)

(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 useproceeds 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 inthat 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 (l); 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 anactivity 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 phoneand 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.

Attachment C Supplement to Financial Professional Certification

Considering 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 sampling performed, the Auditor believes the amounts represented in the report were adequately supported by relevant documents and are, therefore, true and correct to the best of my knowledge.

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 some prohibited expenditures are specifically listed, the legislature should consider adding clarifying provisions to increase accountability and transparency for expenditure of state 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.



SHAREN WILSON

Criminal District Attorney Tarrant County

November 9, 2021

S. Renee Tidwell, County Auditor The Honorable District Judges of Tarrant County The Honorable Tarrant County Commissioners Court

Re: Auditor's Report - FY2021 Chapter 59 Asset Forfeiture Report by Attorney Representing the State

CRIMINAL DISTRICT ATTORNEY'S OFFICE RESPONSE

The Criminal District Attorney's Office acknowledges the audit report submitted by the Tarrant County Auditor's Office.

We appreciate the cooperation of the Auditor's office and your findings that both reports were completed and remitted to the Office of Attorney General on time and that the amounts presented in the report are reasonable and contain the information required under Chapter 59 of the Code of Criminal Procedure. We acknowledge the need for a written policy related to employees returning advance payments for per diem to the County when travel is canceled. The department is in the process of developing this policy.

The Criminal District Attorney's Office appreciates the effort of the County Auditor Renee Tidwell and her team. We especially appreciate the work of Kim Buchanan, Laura Oakley, Brandy Green, and Tim Sears. For my office, Ann Durfee, Gary Fuller, and the Asset Forfeiture team deserves the recognition with the guidance of the auditor's office so that we can achieve a timely report.

Sincerely,

Sharen Wilson Criminal District Attorney