



County of Los Angeles
Sheriff's Department Headquarters
4700 Ramona Boulevard
Monterey Park, California 91754-2169



LEROY D. BACA, SHERIFF

November 5, 2008

The Honorable Board of Supervisors
County of Los Angeles
383 Kenneth Hahn Hall of Administration
Los Angeles, California 90012

Dear Supervisors:

**APPROVAL OF FEDERAL ANNUAL CERTIFICATION REPORTS FOR
EQUITABLE SHARING OF FEDERALLY FORFEITED PROPERTY
AND EQUITABLE SHARING AGREEMENT
(ALL DISTRICTS) (3 VOTES)**

SUBJECT

In order to comply with Federal guidelines for the sharing of Federally forfeited property, the Sheriff must execute an annual Equitable Sharing Agreement and Certification as a prerequisite to the distribution of equitably shared funds and property. The Agreement and Certification must be signed by both the Sheriff and Board Chair.

IT IS RECOMMENDED THAT YOUR BOARD:

Authorize the Chair of the Board to sign the attached Federal Annual Certification Reports for Equitable Sharing of Federally Forfeited Property and the Equitable Sharing Agreement.

PURPOSE/JUSTIFICATION OF RECOMMENDED ACTION

Counties and certification task forces are required to submit a Federal Annual Certification Report and the Equitable Sharing Agreement as a prerequisite to receiving any asset forfeiture revenues equitably shared by the Federal Government.

A Tradition of Service

Federally shared asset forfeiture revenues received as a result of the Los Angeles County Sheriff's Department's (Department) law enforcement actions are deposited in the Department's Narcotics Enforcement Special Fund. This fund supports various programs directed towards enforcement of laws governing controlled substances. Federally shared asset forfeiture revenues received as a result of the Taskforce Regional Autotheft Prevention (TRAP) are deposited in the Vehicle theft Prevention Fund, which is administered by the Department. Federal regulations require task forces receiving in excess of \$10,000 to file such reports. TRAP received in excess of \$10,000 of forfeited assets.

Implementation of Strategic Plan Goals

This request conforms to the Los Angeles County Strategic Plan, Goal 4, Fiscal Responsibility, by seeking and obtaining funding from sources other than the County to provide enhanced services to the citizens of Los Angeles County.

FISCAL IMPACT/FINANCING

Anticipated asset forfeiture revenues are included in the Fiscal Year 2008-09 adopted budget.

FACTS AND PROVISIONS/LEGAL REQUIREMENTS

Federal regulations require participants in the Federal Equitable Sharing Program to have the Chair of their governing body sign the attached document.

On December 1, 1998, the Board directed the Auditor-Controller to review the State and Federal revenues and expenditures of the Narcotics Enforcement Special Fund and TRAP yearly. A request has been made to the Auditor-Controller to conduct a review of both funds receiving shared Federally forfeited assets.

IMPACT ON CURRENT SERVICES (OR PROJECTS)

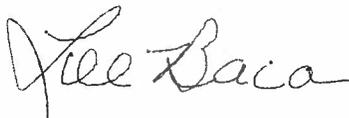
Approval of this request will allow for the uninterrupted receipt of revenue anticipated in the adopted budget. No other County Departments are impacted by this request.

The Honorable Board of Supervisors
November 5, 2008
Page 3

CONCLUSION

Upon approval by your Board, a certified copy of the Board letter containing original signatures should be forwarded to the Department's Administrative Services Division. The Department's contact for the requested Board action is Director Teri L. Wilhelm, Fiscal Administration, at (323) 526-5205.

Sincerely,

A handwritten signature in cursive script that reads "Leroy D. Baca". The signature is written in black ink and is positioned above the printed name and title.

LEROY D. BACA
SHERIFF



Equitable Sharing Agreement and Certification



OMB Number 1123-0011
Expires 7-31-2011

- Police Department Sheriff's Office Task Force (Complete Table A, page 2)
 District Attorney Other (specify) _____

Agency Name: Los Angeles County Sheriff's Department

NCIC/ORI/Tracking Number: CA0190036

Street Address: 4700 Ramona Blvd.

City: Monterey Park State: CA Zip: 91754

Contact Name: Teri L. Wilhelm

Contact Phone: (323) 526-5205 Contact Fax: (323) 415-1850

Contact e-mail: tlwilhel@lasd.org

- New Participant:** Read the Equitable Sharing Agreement (page 7) and sign the Affidavit (page 8)
- Existing Participant:** Complete the Annual Certification Report, read the Equitable Sharing Agreement (page 7), and sign the Affidavit (page 8)
- Change in Administration:** Changes to the Agency head and/or Governing Body head. Read the Equitable Sharing Agreement (page 7) and sign the Affidavit (page 8).
- Amended Form:** Revise the Annual Certification Report, read the Equitable Sharing Agreement (page 7), and sign the Affidavit (page 8).

Annual Certification Report

Summary of Equitable Sharing Activity
Fiscal Year End (mm/dd/yyyy) 6/30/2008 Justice Funds Treasury Funds

		Justice Funds	Treasury Funds
1	Beginning Equitable Sharing Fund Balance (must match Ending Equitable Sharing Fund Balance from prior FY)	\$10,239,157.00	\$65,953.00
2	Federal Sharing Funds Received	\$4,497,337.56	\$0.00
3	Federal Sharing Funds Received from Other Law Enforcement Agencies and Task Forces (complete Table B, page 2)	\$63,177.17	\$27,424.42
4	Other Income	\$4,271.25	\$0.00
5	Interest Income Accrued (<input type="checkbox"/> check if non-interest-bearing account)	\$549,017.00	\$4,168.00
6	Total Equitable Sharing Funds (total of lines 1 - 5)	\$15,352,959.98	\$97,545.42
7	Federal Sharing Funds Spent (total of lines a - n below)	\$5,835,751.18	\$0.00
8	Ending Balance (subtract line 7 from line 6)	\$9,517,208.80	\$97,545.42

Summary of Shared Monies Spent

Justice Funds

Treasury Funds

a	Total spent on salaries for new, temporary, not-to-exceed one year, employees	\$0.00	\$0.00
b	Total spent on overtime	\$0.00	\$0.00
c	Total spent on informant and "buy money"	\$204,064.60	\$0.00
d	Total spent on travel and training	\$39,150.07	\$0.00
e	Total spent on communications and computers	\$698,073.80	\$0.00
f	Total spent on firearms and weapons	\$342,603.81	\$0.00
g	Total spent on body armor and protective gear	\$360,286.25	\$0.00
h	Total spent on electronic surveillance equipment	\$0.00	\$0.00
i	Total spent on building and improvements	\$0.00	\$0.00
j	Total spent on other law enforcement expenses (complete Table C, page 3)	\$3,902,408.59	\$0.00
k	Total transfers to other state and local law enforcement agencies (complete Table D, page 3)	\$289,164.06	\$0.00
l	Total 15% Expenditures in Support of Community-based Programs (complete Table E, page 4)		
m	Total 25% Windfall Transfers to Other Government Agencies (complete Table F, page 4)		
n	Total spent on matching grants (complete Table G, page 5)		
Total		\$5,835,751.18	\$0.00

Miscellaneous Data

o	Agency's budget for current fiscal year	\$2,487,213,000.00
p	Jurisdiction's budget for current fiscal year	\$17,414,000,000.00
q	Appraised Value of Other Assets Received	\$0.00

Table A: Members of Task Force

Agency Name	Address

Table B: Equitable Sharing Funds Received from other Agencies

Transferring Agency Name, City, and State	Justice Funds	Treasury Funds
Agency Name L.A. Impact		
Agency Address 5700 S. Eastern Avenue, Commerce, CA 90040-2924	\$63,177.17	\$27,424.42

Table C: Other Law Enforcement Expenses

Description of Expense	Justice Funds	Treasury Funds
Clothing	\$270,819.14	\$0.00
Telephone Charges	\$190,280.29	\$0.00
Boat Hardware/Supplies	\$59,801.57	\$0.00
Builders Supplies/Hardware	\$23,810.23	\$0.00
Laboratory Minor Equipment/Supplies	\$69,408.76	\$0.00
Office Supplies	\$45,231.04	\$0.00
ISD Purchasing Fee/Overhead	\$51,616.45	\$0.00
Professional Service/S&EB	\$752,175.70	\$0.00
Animal/PoliceDogs	\$39,259.11	\$0.00
Vehicle Rental	\$28,908.26	\$0.00
Photographic Equipment	\$32,855.40	\$0.00
Police Supplies	\$483,281.66	\$0.00
Electronic Equipment	\$611,366.78	\$0.00
Moving Service	\$950.00	\$0.00
Aircraft/Equipment	\$957,254.22	\$0.00
Aircon/Heating	\$14,382.66	\$0.00
Vehicles	\$271,007.32	\$0.00

Table D: Equitable Sharing Funds Transferred to Other Agencies

Receiving Agency Name, City, and State	Justice Funds	Treasury Funds
Agency Name City of Bellflower	\$11,767.62	\$0.00
Agency Address 16600 Civic Center Dr., Bellflower, CA 9076-5474		
Agency Name District Attorney	\$4,750.29	\$0.00
Agency Address 201 N. Figueroa St. L.A. CA 90012		

Agency Name	City of Diamond Bar		
Agency Address	21825 Copley Drive, Diamond Bar, CA 91765	\$1,753.42	\$0.00
Agency Name	Department of Health Services		
Agency Address	313 N. Figueroa Street, L.A. CA 90012	\$8,766.26	\$0.00
Agency Name	City of Glendale		
Agency Address	131 N. Isabel Street, Glendale, CA 91206	\$30,463.27	\$0.00
Agency Name	State of California		
Agency Address	829 Marlborough Ave., Riverside, CA 92507	\$60,926.54	\$0.00
Agency Name	City of Lancaster		
Agency Address	44933 Fern Ave., Lancaster, CA 93534-2461	\$62,185.78	\$0.00
Agency Name	City of LaVerne		
Agency Address	2061 3rd Street, LaVerne, CA 91750-4404	\$30,463.27	\$0.00
Agency Name	City of Palmdale		
Agency Address	38300 Sierra Hwy, Palmdale, CA 93550-4611	\$17,161.07	\$0.00
Agency Name	City of Glendora		
Agency Address	150 South Glendora Ave., Glendora, CA 91741	\$30,463.27	\$0.00
Agency Name	Culver City		
Agency Address	4040 Duquesne Ave., Culver City, CA 90232	\$30,463.27	\$0.00

Table E: 15% Expenditures in Support of Community-based Programs

Recipient	Justice Funds	Treasury Funds

Table F: 25% Windfall Transfers to Other Government Agencies

Recipient	Justice Funds	Treasury Funds
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Table G: Matching Grants

Matching Grant Name	Justice Funds	Treasury Funds

Table H: Civil Rights Cases

Name of Case	Type of Discrimination Alleged				Status
AZER VS. COLA	<input checked="" type="checkbox"/> Race	<input type="checkbox"/> Color	<input checked="" type="checkbox"/> National Origin	<input type="checkbox"/> Gender	<input type="radio"/> Settled <input checked="" type="radio"/> Pending
	<input type="checkbox"/> Disability	<input type="checkbox"/> Age	<input type="checkbox"/> Other		
BROCK VS. COLA	<input checked="" type="checkbox"/> Race	<input type="checkbox"/> Color	<input type="checkbox"/> National Origin	<input type="checkbox"/> Gender	<input type="radio"/> Settled <input checked="" type="radio"/> Pending
	<input type="checkbox"/> Disability	<input type="checkbox"/> Age	<input type="checkbox"/> Other		
HAMMOND VS. COLA	<input checked="" type="checkbox"/> Race	<input type="checkbox"/> Color	<input type="checkbox"/> National Origin	<input type="checkbox"/> Gender	<input type="radio"/> Settled <input checked="" type="radio"/> Pending
	<input type="checkbox"/> Disability	<input checked="" type="checkbox"/> Age	<input type="checkbox"/> Other		
JAIMES VS. COLA	<input checked="" type="checkbox"/> Race	<input type="checkbox"/> Color	<input checked="" type="checkbox"/> National Origin	<input type="checkbox"/> Gender	<input type="radio"/> Settled <input checked="" type="radio"/> Pending
	<input type="checkbox"/> Disability	<input type="checkbox"/> Age	<input type="checkbox"/> Other		
JOHNSON VS. COLA	<input type="checkbox"/> Race	<input type="checkbox"/> Color	<input type="checkbox"/> National Origin	<input type="checkbox"/> Gender	<input type="radio"/> Settled <input checked="" type="radio"/> Pending
	<input checked="" type="checkbox"/> Disability	<input type="checkbox"/> Age	<input type="checkbox"/> Other		
VOYER VS. COLA	<input checked="" type="checkbox"/> Race	<input type="checkbox"/> Color	<input type="checkbox"/> National Origin	<input checked="" type="checkbox"/> Gender	<input type="radio"/> Settled <input checked="" type="radio"/> Pending
	<input type="checkbox"/> Disability	<input type="checkbox"/> Age	<input type="checkbox"/> Other		

Paperwork Reduction Act Notice

Under the Paperwork Reduction Act, a person is not required to respond to a collection of information unless it displays a valid OMB control number. We try to create accurate and easily understood forms that impose the least possible burden on you to complete. The estimated average time to complete this form is 30 minutes. If you have comments regarding the accuracy of this estimate, or suggestions for making this form simpler, please write to the Asset Forfeiture and Money Laundering Section, Program Unit, 1400 New York Avenue, N.W., Second Floor, Washington, DC 20005.

Equitable Sharing Agreement

This Federal Equitable Sharing Agreement, entered into among (1) the Federal Government, (2) the above-stated law enforcement agency ("Agency"), and (3) the governing body, sets forth the requirements for participation in the federal equitable sharing program and the restrictions upon the use of federally forfeited cash, property, proceeds, and any interest earned thereon, which are equitably shared with participating law enforcement agencies. By its signatures, the Agency agrees that it will be bound by the statutes and guidelines that regulate shared assets and the following requirements for participation in the federal equitable sharing program. Receipt of the signed Equitable Sharing Agreement and Certification (this "Document") is a prerequisite to receiving any equitably shared cash, property, or proceeds.

1. **Submission.** This Document must be submitted to aca.submit@usdoj.gov within 60 days of the end of the Agency's fiscal year. This Document must be submitted electronically with the Affidavit/Signature page (page 8) submitted by fax. This will constitute submission to the Department of Justice and the Department of Treasury.

2. **Signatories.** This agreement must be signed by the head of the Agency and the head of the governing body. Examples of Agency heads include police chief, sheriff, director, commissioner, superintendent, administrator, chairperson, secretary, city attorney, county attorney, district attorney, prosecuting attorney, state attorney, commonwealth attorney, and attorney general. Examples of governing body heads include city manager, mayor, city council chairperson, county executive, county council chairperson, director, secretary, administrator, commissioner, and governor.

3. **Uses.** Any shared asset shall be used for law enforcement purposes in accordance with the statutes and guidelines that govern the federal equitable sharing program as set forth in the current edition of the Department of Justice's *Guide to Equitable Sharing (Justice Guide)*, and the Department of the Treasury's *Guide to Equitable Sharing for Foreign Countries and Federal, State, and Local Law Enforcement Agencies (Treasury Guide)*.

4. **Transfers.** Before the Agency transfers cash, property, or proceeds to other state or local law enforcement agencies, it must first verify with the Department of Justice or the Department of Treasury, depending on the source of the funds, that the receiving agency is a federal equitable sharing program participant and has a current Equitable Sharing Agreement and Certification on file.

5. **Internal Controls.** The Agency agrees to account separately for federal equitable sharing funds received from the Department of Justice and the Department of the Treasury. Funds from state and local forfeitures and other sources must not be commingled with federal equitable sharing funds. The Agency shall establish a separate revenue account or accounting code for state, local, Department of Justice, and Department of the Treasury forfeiture funds. Interest income generated must be accounted for in the appropriate federal forfeiture fund account.

The Agency agrees that such accounting will be subject to the standard accounting requirements and practices employed for other public monies as supplemented by requirements set forth in the current edition of the *Justice Guide* and the *Treasury Guide*.

The misuse or misapplication of shared resources or the supplantation of existing resources with shared assets is prohibited. Failure to comply with any provision of this agreement shall subject the recipient agency to the sanctions stipulated in the current edition of the *Justice* or *Treasury Guides*, depending on the source of the funds/property.

6. **Audit Report.** Audits will be conducted as provided by the Single Audit Act Amendments of 1996 and OMB Circular A-133. The Department of Justice and Department of the Treasury reserve the right to conduct periodic random audits.

Affidavit

Under penalty of perjury, the undersigned officials certify that **they have read and understand their obligations under the Equitable Sharing Agreement** and that the information submitted in conjunction with this Document is an accurate accounting of funds received and spent by the Agency under the *Justice and/or Treasury Guides* during the reporting period and that the recipient Agency is in compliance with the National Code of Professional Conduct for Asset Forfeiture.

The undersigned certify that the recipient agency is in compliance with the nondiscrimination requirements of the following laws and their Department of Justice implementing regulations: Title VI of the Civil Rights Act of 1964 (42 U.S.C. § 2000d et seq.), Title IX of the Education Amendments of 1972 (20 U.S.C. § 1681 et seq.), Section 504 of the Rehabilitation Act of 1973 (29 U.S.C. § 794), and the Age Discrimination Act of 1975 (42 U.S.C. § 6101 et seq.), which prohibit discrimination on the basis of race, color, national origin, disability, or age in any federally assisted program or activity, or on the basis of sex in any federally assisted education program or activity.

During the past fiscal year, has the Agency been part of any proceedings alleging discrimination by the Agency? Yes No

If you answered yes, complete Table H. Please disclose (1) all proceedings pending before any court or administrative agency, (2) any nondiscrimination laws the Agency has been found in violation of, and (3) any settlement agreements the Agency has entered into during the last fiscal year.

Agency Head

Signature: _____

Leroy D. Baca

Name: _____

Leroy D. Baca

Title: _____

Sheriff

Date: _____

10/20/08

Governing Body Head

Signature: _____

Name: _____

Yvonne B. Burke

Title: _____

Chair, Board of Supervisors

Date: _____

Final Instructions:

Step 1: Save this file using the two buttons below and e-mail the saved XML file as an attachment to aca.submit@usdoj.gov.

Step 2: Fax a signed copy of THIS PAGE ONLY to (202) 616-1344.

Note: The Agency will not be in compliance until the e-mail and the fax of this page are received.

FOR AGENCY USE ONLY

Entered by _____

Entered on _____



FY 6/30/2008 NCIC CA0190036 STATE CA

AGENCY NAME Los Angeles County Sheriff's Department

APPROVED AS TO FORM
RAYMOND G. FORTNER, JR, County Counsel

Page 8 of 8

August 2008
Version 1.2

RV

Paul J. [Signature]



Equitable Sharing Agreement and Certification



OMB Number 1123-0011
Expires 7-31-2011

- Police Department Sheriff's Office Task Force (Complete Table A, page 2)
 District Attorney Other (specify) _____

Agency Name: TaskForce for Regional Auto-Theft Prevention

NCIC/ORI/Tracking Number: CA01900VI

Street Address: 4700 Ramona Blvd.

City: Monterey Park **State:** CA **Zip:** 91754

Contact Name: Teri L. Wilhelm

Contact Phone: (323) 526-5205 **Contact Fax:** (323) 415-1850

Contact e-mail: tlwilhel@lasd.org

- New Participant:** Read the Equitable Sharing Agreement (page 5) and sign the Affidavit (page 6)
- Existing Participant:** Complete the Annual Certification Report, read the Equitable Sharing Agreement (page 5), and sign the Affidavit (page 6)
- Change in Administration:** Changes to the Agency head and/or Governing Body head. Read the Equitable Sharing Agreement (page 5) and sign the Affidavit (page 6).
- Amended Form:** Revise the Annual Certification Report, read the Equitable Sharing Agreement (page 5), and sign the Affidavit (page 6).

Annual Certification Report

Summary of Equitable Sharing Activity
Fiscal Year End (mm/dd/yyyy) 6/30/2008

Justice Funds

Treasury Funds

		Justice Funds	Treasury Funds
1	Beginning Equitable Sharing Fund Balance (must match Ending Equitable Sharing Fund Balance from prior FY)	\$54,973.00	\$0.00
2	Federal Sharing Funds Received	\$0.00	\$0.00
3	Federal Sharing Funds Received from Other Law Enforcement Agencies and Task Forces (complete Table B, page 2)	\$0.00	\$0.00
4	Other Income	\$0.00	\$0.00
5	Interest Income Accrued (<input type="checkbox"/> check if non-interest-bearing account)	\$2,551.00	
6	Total Equitable Sharing Funds (total of lines 1 - 5)	\$57,524.00	\$0.00
7	Federal Sharing Funds Spent (total of lines a - n below)	\$0.00	\$0.00
8	Ending Balance (subtract line 7 from line 6)	\$57,524.00	\$0.00

Summary of Shared Monies Spent

Justice Funds

Treasury Funds

a	Total spent on salaries for new, temporary, not-to-exceed one year, employees		
b	Total spent on overtime		
c	Total spent on informant and "buy money"		
d	Total spent on travel and training		
e	Total spent on communications and computers		
f	Total spent on firearms and weapons		
g	Total spent on body armor and protective gear		
h	Total spent on electronic surveillance equipment		
i	Total spent on building and improvements		
j	Total spent on other law enforcement expenses (complete Table C, page 3)		
k	Total transfers to other state and local law enforcement agencies (complete Table D, page 3)		
l	Total 15% Expenditures in Support of Community-based Programs (complete Table E, page 3)		
m	Total 25% Windfall Transfers to Other Government Agencies (complete Table F, page 3)		
n	Total spent on matching grants (complete Table G, page 3)		
Total		\$0.00	\$0.00

Miscellaneous Data

o	Agency's budget for current fiscal year	\$2,487,213,000.00
p	Jurisdiction's budget for current fiscal year	\$17,414,000,000.00
q	Appraised Value of Other Assets Received	\$0.00

Table A: Members of Task Force

Agency Name	Address

Table B: Equitable Sharing Funds Received from other Agencies

Transferring Agency Name, City, and State	Justice Funds	Treasury Funds
Agency Name	\$0.00	\$0.00
Agency Address		

Table C: Other Law Enforcement Expenses

Description of Expense	Justice Funds	Treasury Funds

Table D: Equitable Sharing Funds Transferred to Other Agencies

Receiving Agency Name, City, and State	Justice Funds	Treasury Funds
Agency Name		
Agency Address		

Table E: 15% Expenditures in Support of Community-based Programs

Recipient	Justice Funds	Treasury Funds

Table F: 25% Windfall Transfers to Other Government Agencies

Recipient	Justice Funds	Treasury Funds

Table G: Matching Grants

Matching Grant Name	Justice Funds	Treasury Funds

Table H: Civil Rights Cases

Name of Case	Type of Discrimination Alleged				Status
AZER VS. COLA	<input checked="" type="checkbox"/> Race	<input type="checkbox"/> Color	<input checked="" type="checkbox"/> National Origin	<input type="checkbox"/> Gender	<input type="radio"/> Settled <input checked="" type="radio"/> Pending
	<input type="checkbox"/> Disability	<input type="checkbox"/> Age	<input type="checkbox"/> Other		
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	<input type="checkbox"/> Race	<input type="checkbox"/> Color	<input type="checkbox"/> National Origin	<input type="checkbox"/> Gender	<input type="radio"/> Settled <input type="radio"/> Pending
	<input type="checkbox"/> Disability	<input type="checkbox"/> Age	<input type="checkbox"/> Other		
	<input type="checkbox"/> Race	<input type="checkbox"/> Color	<input type="checkbox"/> National Origin	<input type="checkbox"/> Gender	<input type="radio"/> Settled <input type="radio"/> Pending
	<input type="checkbox"/> Disability	<input type="checkbox"/> Age	<input type="checkbox"/> Other		

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Equitable Sharing Agreement

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1. **Submission.** This Document must be submitted to aca.submit@usdoj.gov within 60 days of the end of the Agency's fiscal year. This Document must be submitted electronically with the Affidavit/Signature page (page 6) submitted by fax. This will constitute submission to the Department of Justice and the Department of Treasury.

2. **Signatories.** This agreement must be signed by the head of the Agency and the head of the governing body. Examples of Agency heads include police chief, sheriff, director, commissioner, superintendent, administrator, chairperson, secretary, city attorney, county attorney, district attorney, prosecuting attorney, state attorney, commonwealth attorney, and attorney general. Examples of governing body heads include city manager, mayor, city council chairperson, county executive, county council chairperson, director, secretary, administrator, commissioner, and governor.

3. **Uses.** Any shared asset shall be used for law enforcement purposes in accordance with the statutes and guidelines that govern the federal equitable sharing program as set forth in the current edition of the Department of Justice's *Guide to Equitable Sharing (Justice Guide)*, and the Department of the Treasury's *Guide to Equitable Sharing for Foreign Countries and Federal, State, and Local Law Enforcement Agencies (Treasury Guide)*.

4. **Transfers.** Before the Agency transfers cash, property, or proceeds to other state or local law enforcement agencies, it must first verify with the Department of Justice or the Department of Treasury, depending on the source of the funds, that the receiving agency is a federal equitable sharing program participant and has a current Equitable Sharing Agreement and Certification on file.

5. **Internal Controls.** The Agency agrees to account separately for federal equitable sharing funds received from the Department of Justice and the Department of the Treasury. Funds from state and local forfeitures and other sources must not be commingled with federal equitable sharing funds. The Agency shall establish a separate revenue account or accounting code for state, local, Department of Justice, and Department of the Treasury forfeiture funds. Interest income generated must be accounted for in the appropriate federal forfeiture fund account.

The Agency agrees that such accounting will be subject to the standard accounting requirements and practices employed for other public monies as supplemented by requirements set forth in the current edition of the *Justice Guide* and the *Treasury Guide*.

The misuse or misapplication of shared resources or the supplantation of existing resources with shared assets is prohibited. Failure to comply with any provision of this agreement shall subject the recipient agency to the sanctions stipulated in the current edition of the *Justice* or *Treasury Guides*, depending on the source of the funds/property.

6. **Audit Report.** Audits will be conducted as provided by the Single Audit Act Amendments of 1996 and OMB Circular A-133. The Department of Justice and Department of the Treasury reserve the right to conduct periodic random audits.

Affidavit

Under penalty of perjury, the undersigned officials certify that **they have read and understand their obligations under the Equitable Sharing Agreement** and that the information submitted in conjunction with this Document is an accurate accounting of funds received and spent by the Agency under the *Justice and/or Treasury Guides* during the reporting period and that the recipient Agency is in compliance with the National Code of Professional Conduct for Asset Forfeiture.

The undersigned certify that the recipient agency is in compliance with the nondiscrimination requirements of the following laws and their Department of Justice implementing regulations: Title VI of the Civil Rights Act of 1964 (42 U.S.C. § 2000d et seq.), Title IX of the Education Amendments of 1972 (20 U.S.C. § 1681 et seq.), Section 504 of the Rehabilitation Act of 1973 (29 U.S.C. § 794), and the Age Discrimination Act of 1975 (42 U.S.C. § 6101 et seq.), which prohibit discrimination on the basis of race, color, national origin, disability, or age in any federally assisted program or activity, or on the basis of sex in any federally assisted education program or activity.

During the past fiscal year, has the Agency been part of any proceedings alleging discrimination by the Agency? Yes No

If you answered yes, complete Table H. Please disclose (1) all proceedings pending before any court or administrative agency, (2) any nondiscrimination laws the Agency has been found in violation of, and (3) any settlement agreements the Agency has entered into during the last fiscal year.



Agency Head

Signature: *Leroy D. Baca*
Name: Leroy D. Baca
Title: Sheriff
Date: 10/20/08

Governing Body Head

Signature: *Yvonne B. Burke*
Name: Yvonne B. Burke
Title: Chair, Board of Supervisors
Date: _____

Final Instructions:

Step 1: Save this file using the two buttons below and e-mail the saved XML file as an attachment to aca.submit@usdoj.gov.

Step 2: Fax a signed copy of THIS PAGE ONLY to (202) 616-1344.

Note: The Agency will not be in compliance until the e-mail and the fax of this page are received.

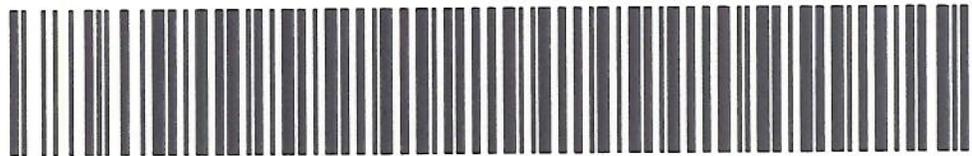
FOR AGENCY USE ONLY

Entered by _____

Entered on _____

FY 6/30/2008 NCIC CA0190036 STATE CA

AGENCY NAME Los Angeles County Sheriff's Department



APPROVED AS TO FORM
RAYMOND G. FORTNER, JR, County Counsel

45 NOV 05, 2008
RV