

REFERENCE NUMBER CO#119085

PAGE 1 OF

14

DATE:

12/2/2014

SUBJECT: RECEIVE AND FILE THE AUDITOR'S REPORT OF THE SHERIFF'S OFFICE FISCAL YEAR 2014 EQUITABLE SHARING AGREEMENT AND CERTIFICATION REPORTS

#### \*\*\* CONSENT AGENDA \*\*\*

#### **COMMISSIONERS COURT ACTION REQUESTED:**

It is requested that the Commissioners Court receive and file the Auditor's report of the Sheriff's Office FY 2014 Equitable Sharing Agreement and Certification Reports.

#### **BACKGROUND:**

The Auditor's Office reviewed the attached FY 2014 Equitable Sharing Agreement and Certification reports prepared by the Sheriff's Office dated November 6, 2014. The reports were due to the Department of Justice within sixty (60) days of the end of the County's fiscal year.

#### **FISCAL IMPACT:**

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SUBMITTED BY:	Auditor's Office	PREPARED BY:	S. Renee Tidwell
		APPROVED BY:	



### 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

November 6, 2014

The Honorable Dee Anderson, Tarrant County Sheriff The Honorable District Judges of Tarrant County The Honorable Tarrant County Commissioners Court

Re: Auditor's Report – Review of the FY2014 Equitable Sharing Agreement and Certification forms

The Auditor's Office reviewed the attached FY2014 Equitable Sharing Agreement and Certification reports prepared by the Sheriff's Office dated November 6, 2014. The reports are due to the Department of Justice within 60 days of the end of the County's fiscal year. Based on the information recorded in the County's general ledger, the Sheriff's Office records, and the Department of Justice, we believe that the reported amounts of forfeited proceeds received and disbursed by the Sheriff's Office and the ending balances are reasonable as of September 30, 2014.

Through the Federal Equitable Sharing Program, the Department of Justice distributes a share of forfeited property and proceeds to state and local law enforcement agencies that directly participate in an investigation or prosecution resulting in a federal forfeiture. As a participant, the Sheriff's Office must complete and submit the Equitable Sharing Agreement and Certification form within 60 days of the close of each County fiscal year. The form must report the equitably shared funds received during the fiscal year, report how those funds were spent, and report any remaining funds in the agency's account. All Department of Justice and Department of the Treasury funds must be reported on this form.

We appreciate the efforts of the Sheriff Office's staff to facilitate the completion of this review.

Very truly,

S. Renee Tidwell, CPA County Auditor

Attachments: FY2014 Equitable Sharing Agreement and Certification - Sheriff's Office

FY2014 Equitable Sharing Agreement and Certification – Task Force

Distribution: Scott Grazer, Business Manager, Sheriff's Office

Matt Jones, Auditor, Auditor's Office



# Equitable Sharing Agreement and Certification



OMB Number 1123-0011 Expires 9-30-2014

O Police Dep	artment 💿 Sher	iff's Office 🔘 Task Force (Com	plete Table A)
O Prosecutor	's Office 🔵 Nati	onal Guard Counterdrug Unit	Other
**	Please fill each required field.	Hover mouse over any fillable field for pop-up instruc	tions.*
Agency Name: Tarrar	it County Sheriff's C	Office	
NCIC/ORI/Tracking N	umber: TX 2	2 0 0 0 0 0	
Mailing Address: 200	Taylor Street		
City: Fort Worth		State: TX	<b>Zip:</b> 76102
Finance Contact: Fin	st: Scott.	Last: Grazer	
Pho	ne: 817-884-3118	E-mail: spgrazer@tarrantcounty.	com
Preparer: Fin	st: Scott	Last: Grazer	
Same as Phon	ne: 817-884-3118	E-mail: spgrazer@tarrantcounty.c	com
Independent Public	Accountant:	E-mail: thunterjr@kpmg.com	
Last FY End Date: 09	/30/2014	Agency Current FY Budget:	\$114,261,019.00
New Participant:	Read the Equitable SI	haring Agreement and sign the Affidavit.	
Existing Participant:	Complete the Annua the Affidavit.	Certification Report, read the Equitable	Sharing Agreement, and sign
Amended Form:	Revise the Annual Ce the Affidavit.	rtification Report, read the Equitable Sha	ring Agreement, and sign
	:a: I		

## **Annual Certification Report**

	Summary of Equitable Sharing Activity	Justice Funds	Treasury Funds <sup>2</sup>
1	Beginning Equitable Sharing Fund Balance (must match Ending Equitable Sharing Fund Balance from prior FY)	\$68,757.47	\$506,578.87
2	Federal Sharing Funds Received	\$29,654,00	\$34,414.00
3	Federal Sharing Funds Received from Other Law Enforcement Agencies and Task Forces (To populate, complete Table B)	\$17,590.02	\$3,306.60
4	Other Income	\$24.41	\$24.95
5	Interest Income Accrued  Non-Interest Bearing  Interest Bearing   Interest Bearing	\$161.87	\$1,283.07
6	Total Equitable Sharing Funds (total of lines 1 - 5)	\$116,187.77	\$545,607.49
7	Federal Sharing Funds Spent (total of lines a - m below)	\$6,527.77	\$25,117.16
8	Ending Balance (difference between line 7 and line 6)	\$109,660.00	<b>\$520,490.33</b>

<sup>1</sup> Justice Agencies are: FBI, DEA, ATF, USPIS, USDA, DCIS, DSS, and FDA.

<sup>&</sup>lt;sup>2</sup> Treasury Agencies are: IRS, ICE, CBP, TTB, USSS, and USCG.

	Summary of Shared Funds Spent	Justice Funds	Treasury Funds
a	Total spent on salaries under permitted salary exceptions		
b	Total spent on overtime		
c	Total spent on informants, "buy money", and rewards		
ď	Total spent on travel and training		
e	Total spent on communications and computers	\$3,993.77	
f	Total spent on weapons and protective gear		\$4,863.85
g	Total spent on electronic surveillance equipment		\$4,996.00
h	Total spent on buildings and improvements		
i	Total transfers to other participating state and local law enforcement agencies (To populate, complete Table C)		
j	Total spent on other law enforcement expenses (To populate, complete Table D)	\$2,534.00	\$15,257.31
k	Total Expenditures in Support of Community-Based Programs (To populate, complete Table E)		
ı	Total Windfall Transfers (To populate, complete Table F)		The second secon
m	Total spent on matching grants (To populate, complete Table G)		·
:n	Total	\$6,527.77	\$25,117.16
0	Did your agency receive non-cash assets? O Yes   No If ye	s, complete Table H.	

Please fill out the following tables, if applicable.

Tab	la	Δ.	M	om	h	Arc	۸f	Ta	أحاث	E.	-

Agency Name	NCIC/ORI/Trackii	ng Number
B: Equitable Sharing Funds Received from other Agencies		
B: Equitable Sharing Funds Received from other Agencies Transferring Agency Name, City, and State	Justice Funds	Treasury Funds
	<b>Justice Funds</b> \$17,590.02	

**Table C: Equitable Sharing Funds Transferred to Other Agencies** 

Receiving Agency Name, City, and State	Justice Funds	Treasury Funds
Agency Name:		
NCIC/ORI/Tracking Number:		: 

Description of Expense	Justice Funds	Treasury Fun
Polaris Gem Car	pri v. cere i d'esser.	\$15,257.3
Refrigerator	\$2,534.00	
e E: Expenditures in Support of Commun	y-Based Programs	
Recipient	Justice Funds	
e F; Windfall Transfers		
Recipient	Justice Funds	Treasury Fun
		M
18	Innties Consider	Tungerous
e G: Matching Grants Matching Grant Name	Justice Funds	Treasury Fun
Matching Grant Name	Justice Funds	Treasury Fun
Matching Grant Name	Justice Funds	Treasury Fun
Matching Grant Name  e H: Other Non-Cash Assets Received	Justice Funds	Treasury Fun
e H: Other Non-Cash Assets Received Source Description of Asset	Justice Funds	Treasury Fun
Matching Grant Name  e H: Other Non-Cash Assets Received  Source Description of Asset  Justice ()  Treasury ()	Justice Funds	Treasury Fun
Matching Grant Name  e H: Other Non-Cash Assets Received  Source Description of Asset  Justice ()  Treasury ()	Justice Funds  Type of Discrimination	
Matching Grant Name  e H: Other Non-Cash Assets Received Source Description of Asset Justice () Treasury ()  e I: Civil Rights Cases	Type of Discrimination:	Alleged Onal Condo

### 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, 1400 New York Avenue, N.W., 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 submitted by fax. This will constitute submission to the Department of Justice and the Department of the 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. The governing body's head is the person who allocates funds or approves the budget for the Agency. 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 for State and Local Law Enforcement (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 the Treasury, depending on the source of the funds, that the receiving agency is a current and compliant Equitable Sharing Program participant.
- 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 equitable sharing account.

The Agency agrees that such accounting will be subject to the standard accounting requirements and practices employed for other public funds as supplemented by requirements set forth in the current edition of the *Justice Guide* and the *Treasury Guide*, including the requirement in the *Justice Guide* to maintain relevant documents and records for five years.

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 - Existing Participant

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 sea.), Title IX of the Education Amendments of 1972 (20 U.S.C. § 1681 et sea.), 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. The Agency agrees that it will comply with all federal statutes and regulations permitting federal investigators access to records and any other sources of information as may be necessary to determine compliance with civil rights and other applicable statutes and regulations.

During the past fiscal year: (1) has any court or administrative agency issued any finding, judgment, or determination that the Agency discriminated against any person or group in violation of any of the federal civil rights statutes listed above; or (2) has the Agency entered into any settlement agreement with respect to any complaint filed with a court or administrative agency alleging that the Agency discriminated against any person or group in violation of any of the federal civil rights statutes listed above? ○Yes ○No

If you answered yes to the above question, complete Table I

**Agency Head** 

Final

0 0

State: TX

Preparer:

**Scott Grazer** 

Signature:		Sign	ature:	
Name:	Dee Anderson	Nan	ne:	B. Glen Whitley
Title:	Sheriff of Tarrant County	Title	<b>:</b> :	Judge of Tarrant County
Date:	11/06/14	Date	):	
E-mail;	dbanderson3@tarrantcounty.co	om E-m	ail:	gwhitley@tarrantcounty.com
The Equitable Si gives you impor	to Equitable Sharing Wire: naring Wire is an electronic newsletter that tant, substantive, information regarding ng policies, practices, and procedures.			
Final Instructions:		ľ		The state of the s
Step 1: Click to save	5.	1 7		XML file to aca.submit@usdoj.gov
Step 2: Click to save	e in XML format	Step 4: Scan	& em	nail this Affidavit to aca.affidavit@usdoj.gov
		(Emal	l subje	ect line must include Agency NCIC/ORI Code)
FOR AGENCY USE ONI Entered by Entered on OFY End: 09/30/20		2014 08:30	Andreas and the Control of the Contr	
NCIC: TX2200000	Agency: Tarrant County Sherif	ff's Office		Phone: 817-884-3118

**Governing Body Head** 

E-mail: spgrazer@tarrantcounty.com



# Equitable Sharing Agreement and Certification



OMB Number 1123-0011 Expires 9-30-2014

O Police De	partment 🔘 Sho	eriff's Office 🏽 💽 Task Force (Com	plete Table A)
O Prosecuto		tional Guard Counterdrug Unit	Other
<b>*</b>	*.	d. Hover mouse over any fillable field for pop-up instruc	tions. *
Agency Name: Nort	h Texas HIDTA KI		
NCIC/ORI/Tracking	Number: T X I	E Q 0 0 2 0 9	
Mailing Address: 20	0 Taylor Street		anni muman
City: Fort Worth		State: TX	<b>Zip:</b> 76102
Finance Contact: F	irst: Scott	Last: Grazer	
Ph	one: 817-884-3118	E-mail: spgrazer@tarrantcounty.c	com
Preparer: F	irst: Scott	Last: Grazer	
Same as Pho	one: <u>817-884-3118</u>	E-mail: spgrazer@tarrantcounty.c	com
Independent Public	: Accountant:	E-mail: thunterjr@kpmg.com	
Last FY End Date: $0$	9/30/2014	Agency Current FY Budget: _	\$3,060,000.00
New Participant:	Read the Equitable	Sharing Agreement and sign the Affidavit.	
<ul><li>Existing Participant</li></ul>	Complete the Annu the Affidavit.	ual Certification Report, read the Equitable	Sharing Agreement, and sign
Amended Form:	Revise the Annual C the Affidavit.	Certification Report, read the Equitable Sha	ring Agreement, and sign
	Annua	l Certification Report	

	Summary of Equitable Sharing Activity	Justice Funds	Treasury Funds
1	Beginning Equitable Sharing Fund Balance (must match Ending Equitable Sharing Fund Balance from prior FY)	\$6,511.56	***************************************
2.	Federal Sharing Funds Received	\$63,752.19	\$11,300.04
.3	Federal Sharing Funds Received from Other Law Enforcement Agencies and Task Forces (To populate, complete Table B)		
4.	Other Income		
5	Interest Income Accrued  Non-Interest Bearing O Interest Bearing   Interest Bearing O	\$24.41	\$5.95
6	Total Equitable Sharing Funds (total of lines 1 - 5)	\$70,288.16	\$11,305.99
7	Federal Sharing Funds Spent (total of lines a - m below)	\$58,288.16	\$11,305.99
8	Ending Balance (difference between line 7 and line 6)	\$12,000.00	\$0.00

<sup>&</sup>lt;sup>1</sup> Justice Agencies are: FBJ, DEA, ATF, USPIS, USDA, DCIS, DSS, and FDA.

<sup>&</sup>lt;sup>2</sup> Treasury Agencies are: IRS, ICE, CBP, TTB, USSS, and USCG.

	Summary of Shared Funds Spent	Justice Funds	Treasury Funds
a.	Total spent on salaries under permitted salary exceptions		
b	Total spent on overtime		
c	Total spent on informants, "buy money", and rewards		
ď	Total spent on travel and training		
e	Total spent on communications and computers		
f	Total spent on weapons and protective gear		
g	Total spent on electronic surveillance equipment		
h	Total spent on buildings and improvements		
i	Total transfers to other participating state and local law enforcement agencies (To populate, complete Table C)	\$58,288.16	\$11,305.99
j	Total spent on other law enforcement expenses (To populate, complete Table D)		
k	Total Expenditures in Support of Community-Based Programs (To populate, complete Table E)		
J.	Total Windfall Transfers (To populate, complete Table F)		
m	Total spent on matching grants (To populate, complete Table G)		ALONG AND
n	Total	\$58,288.16	\$11,305.99
0	Did your agency receive non-cash assets? O Yes   No If ye	s, complete Table H.	

Please fill out the following tables, if applicable.

Table A: Members of Task Force

Agency Name			NCIC/ORI/Tracking Number									
City of Southlake Department of Public Safety	Т	х	2	2	0	3	2	0	0			
Dallas Police Department	T	х	D	P	D	0	0.	Ö	0			
Fort Worth Police Department	Т	x	2	2	0	1	2	0	0			
Irving Police Department	Т	х	0	5	7	1	5	0	0			
North Texas HIDTA	Т	x	E	Q	Ó	0	0	5	5			
Southern Methodist University Police Department	Т	x	o	5	7	5	2	9	E			
Tarrant County Sheriff's Department	Т	х	2	2	0	0	0	0	0			
Texas Department of Public Safety Narcotics Services	Ť	x	D	P	s	4	6	0	0			

Texas Joint Counterdrug Task Force	T	X	Q	Ŋ	G	С	D	ì	
University Park Police Department	T	X.	0	5	7	2	4	O'	Ī
e B: Equitable Sharing Funds Received from other Agencies			17						
Transferring Agency Name, City, and State	Üt	stic	e Fu	ınds		Trea	sury	/Fu	n
Agency Name:									
NCIC/ORI/Tracking Number:							<u>جنيان جن</u>	<del></del>	
e C: Equitable Sharing Funds Transferred to Other Agencies									
Receiving Agency Name, City, and State	Jt.	stic	e Fu	ınds	710	Trea	sury	/Fu	n
Agency Name: City of Southlake Department of Public Safety							\$	\$850.4	
NCIC/ORI/Tracking Number: T X 2 2 0 3 2 0 0							•		_
Agency Name: Dallas Police Department			2 77	70 A	, ∭	,.	\$1	,654.00	
NCIC/ORI/Tracking Number: T X D P D 0 0 0 0	\$8,779.40 \$1,				Ψ1,051.0				
Agency Name: Fort Worth Police Department			**************************************						
NCIC/ORI/Tracking Number: T X 2 2 0 1 2 0 0		\$8,779.40 \$80		\$803.5					
Agency Name: Irving Police Department			\$1,654.0						
NCIC/ORI/Tracking Number: T X 0 5 7 1 5 0 0	\$8,779.40 \$1,			,054.0					
Agency Name: Tarrant County Sheriff's Department		*		. 201 - 340			40 710 E		
NCIC/ORI/Tracking Number: T X 2 2 0 0 0 0 0		\$17,614.43 \$3,			,312,5				
Agency Name: Texas Department of Public Safety Narcotics Services			7						
NCIC/ORI/Tracking Number: T X D P S 4 6 0 0							\$	140	),(
Agency Name: Texas Joint Counterdrug Task Force							٠		=
NCIC/ORI/Tracking Number: T X Q N G C D 1 3		\$14,335.53					\$2,890.8		
						· · · · · · · · ·			
e D: Other Law Enforcement Expenses									
Description of Expense	Jı	ıstic	e Fu	ınds	: 	Trea	asur	y Fu	ın
				_					
			*****						_
e E: Expenditures in Support of Community-Based Programs									
Recipient	Ju	stice	• Fu	nds				72 america	

e F: Windfall Transfers	-				
Recipient	maannille pilles " a ee Vergeela various a	Justice	Funds T	reasury Fund:	
e G: Matching Grants					
Matching Grant Name	200	Justice	Funds T	reasury Fund	
		4			
H: Other Non-Cash Assets Received					
Source Description of As					
Justice ()					
Treasury 🔾					
el: Civil Rights Cases					
Name of Case		ype of Discrim	ination Alle	ged	
and the second s	Race	Color	Nationa Origin	Gender	
	☐ Disability	☐ Age	Other		
			**************************************		
			**************************************	was a second of the second of	
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that impose the least possible burg					
form is 30 minutes. If you have comments regarding the accuracy of this estimate, or suggestions for					
making this form simpler, please		ney Launder	ing Section	وأ	
1400 New York Avenue, N.W., W	ington, DG 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 submitted by fax. This will constitute submission to the Department of Justice and the Department of the 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. The governing body's head is the person who allocates funds or approves the budget for the Agency. 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 for State and Local Law Enforcement (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 the Treasury, depending on the source of the funds, that the receiving agency is a current and compliant Equitable Sharing Program participant.
- 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 equitable sharing account.

The Agency agrees that such accounting will be subject to the standard accounting requirements and practices employed for other public funds as supplemented by requirements set forth in the current edition of the Justice Guide and the Treasury Guide, including the requirement in the Justice Guide to maintain relevant documents and records for five years.

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 - Existing Participant

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 er 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. The Agency agrees that it will comply with all federal statutes and regulations permitting federal investigators access to records and any other sources of information as may be necessary to determine compliance with civil rights and other applicable statutes and regulations.

During the past fiscal year: (1) has any court or administrative agency issued any finding. judgment, or determination that the Agency discriminated against any person or group in violation of any of the federal civil rights statutes listed above; or (2) has the Agency entered into any settlement agreement with respect to any complaint filed with a court or administrative agency alleging that the Agency discriminated against any person or group in violation of any of the federal civil rights statutes listed above? ○ Yes 

○ No

If you answered yes to the above question, complete Table I

Anderson	_ s	gnature:			
Amdasaan		•			
Anderson		lame:	B. Glen Whitley		
Title: Sheriff of Tarrant County			Judge of Tarrant County		
1/06/14	D	ate:	WAY VOLUME TO THE TOTAL TO THE		
lerson3@tarrantcounty.c	om [	-mail:	gwhitley@tarrantcounty.com		
uitable Sharing Wire: ire is an electronic newsletter that stantive, information regarding is, practices, and procedures.					
	//06//4 lerson3@tarrantcounty.cuitable Sharing Wire: tre is an electronic newsletter that stantive, information regarding	lerson3@tarrantcounty.com  uitable Sharing Wire:  ure is an electronic newsletter that stantive, information regarding	lerson3@tarrantcounty.com E-mail:  uitable Sharing Wire:  ure is an electronic newsletter that stantive, information regarding		

#### Final Instructions:

Step 1: Click to save for your records Step 2: Click to save in XML format

Step 3: Email the XML file to aca.submit@usdoj.gov

Step 4: Scan & email this Affidavit to aca.affidavit@usdoj.gov

(Fmail subject line must include Agency NCIC/ORI Code)

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