

## Federal Asset Forfeitures

### DESCRIPTION OF MAJOR SERVICES

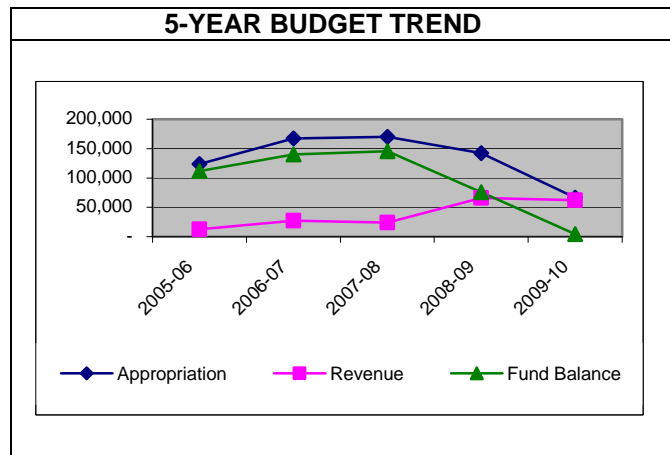
In 1984, Congress enacted the Comprehensive Crime Control Act, which gave federal prosecutors new forfeiture provisions to combat crime. Also created by this legislation was the Department of Justice Assets Forfeiture Fund (AFF). The proceeds from the sale of forfeited assets such as real property, vehicles, businesses, financial instruments, vessels, aircraft and jewelry are deposited into the AFF and are subsequently used to further law enforcement initiatives.

Under the Equitable Sharing Program, the proceeds from sales are often shared with the state and local enforcement agencies that participated in the investigation, which led to the seizure of the assets. This important program enhances law enforcement cooperation between state/local agencies and federal agencies. This budget unit represents federal asset forfeitures processed by the District Attorney's asset forfeiture unit. The U.S. department of Justice sets forth the terms by which law enforcement may use these funds.

A portion of these funds will be transferred to the District Attorney's Criminal budget unit for the asset forfeiture unit's operating expenses and safety and other equipment according to the guidelines set forth by the U.S. Department of Justice.

There is no staffing associated with this budget unit.

### BUDGET HISTORY

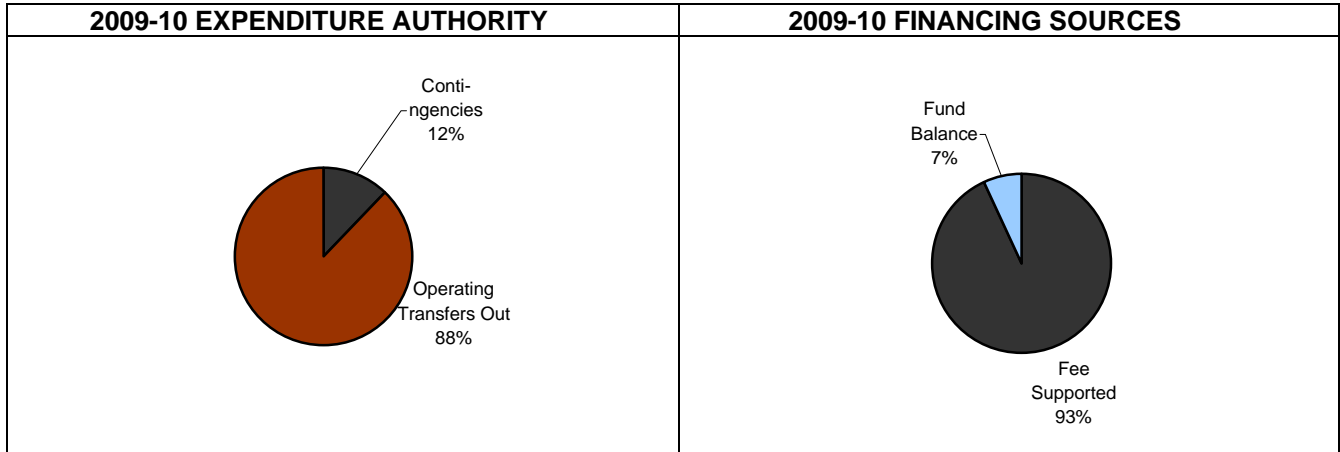


### PERFORMANCE HISTORY

|                      | 2005-06<br>Actual | 2006-07<br>Actual | 2007-08<br>Actual | 2008-09<br>Modified<br>Budget | 2008-09<br>Estimate |
|----------------------|-------------------|-------------------|-------------------|-------------------------------|---------------------|
| Appropriation        | 41,389            | 44,049            | 166,333           | 142,019                       | 130,500             |
| Departmental Revenue | 70,000            | 49,758            | 96,583            | 66,000                        | 59,098              |
| Fund Balance         |                   |                   |                   | 76,019                        |                     |



**ANALYSIS OF PROPOSED BUDGET**



**GROUP:** Law and Justice  
**DEPARTMENT:** District Attorney  
**FUND:** Federal Asset Forfeitures

**BUDGET UNIT:** SDN DAT  
**FUNCTION:** Public Protection  
**ACTIVITY:** Judicial

|                             | 2005-06<br>Actual | 2006-07<br>Actual | 2007-08<br>Actual | 2008-09<br>Estimate | 2008-09<br>Final<br>Budget | 2009-10<br>Proposed<br>Budget | Change<br>From<br>2008-09<br>Final<br>Budget |
|-----------------------------|-------------------|-------------------|-------------------|---------------------|----------------------------|-------------------------------|--|
| <b>Appropriation</b>        |                   |                   |                   |                     |                            |                               |  |
| Transfers                   | 41,389            | 44,049            | -                 | -                   | -                          | -                             | -  |
| Contingencies               | -                 | -                 | -                 | -                   | 11,436                     | 8,089                         | (3,347)                                      |
| Total Appropriation         | 41,389            | 44,049            | -                 | -                   | 11,436                     | 8,089                         | (3,347)                                      |
| Operating Transfers Out     | -                 | -                 | 166,333           | 130,500             | 130,583                    | 58,528                        | (72,055)                                     |
| Total Requirements          | 41,389            | 44,049            | 166,333           | 130,500             | 142,019                    | 66,617                        | (75,402)                                     |
| <b>Departmental Revenue</b> |                   |                   |                   |                     |                            |                               |  |
| Licenses and Permits        | -                 | -                 | 89,003            | 58,000              | 60,000                     | 60,000                        | -  |
| Fines and Forfeitures       | 65,158            | 42,971            | 7,580             | 1,098               | 6,000                      | 2,000                         | (4,000)                                      |
| Use Of Money and Prop       | 4,842             | 6,787             | -                 | -                   | -                          | -                             | -  |
| Total Revenue               | 70,000            | 49,758            | 96,583            | 59,098              | 66,000                     | 62,000                        | (4,000)                                      |
| Fund Balance                |                   |                   |                   |                     | 76,019                     | 4,617                         | (71,402)                                     |

Contingencies of \$8,089 is reducing by \$3,347 to reflect available fund balance.

Operating transfers out of \$58,528 to the District Attorney's main criminal budget unit are reduced by \$72,055 due to the removal of one time safety and other equipment budgeted in the prior fiscal year. The amount budgeted in 2009-10 of \$58,528 will offset operating expenses associated with staff processing federal asset forfeiture claims.

Departmental revenue of \$62,000 is decreased by \$4,000 based on current receipts. Asset forfeiture revenue is difficult to predict and can vary greatly from year to year.

