



Interoffice Memorandum

AGENDA ITEM

March 2, 2020

TO: Mayor Jerry L. Demings
-AND-
Board of County Commissioners

FROM: Kurt N. Petersen, Manager, Office of Management and Budget *K.N.P.*

SUBJECT: Consent Agenda Item for April 7, 2020
Law Enforcement Trust Fund Policy

The Orange County Sheriff's Office is requesting the Law Enforcement Trust Fund (LETFF) expenditure policy established in 1997 by the Board requiring no more than 20% go to charitable organizations be changed to follow the Florida Law per Florida Statute 932.7055.

At the time the LETFF policy was enacted, Florida Law required at least 15% of proceeds acquired under the Florida Contraband Forfeiture Act be expended or donated to support any drug treatment, drug abuse education, drug prevention, crime prevention, safe neighborhood, or school resource officer program. This requirement has subsequently been changed to at least 25% must be spent on the areas described above.

As a result of the Florida Statute changes and the conflicting 1997 Board policy, it is recommended that the LETFF expenditure policy be changed to follow Florida Statute 932.7055.

ACTION REQUESTED: Approval for the Orange County Sheriff's Office to follow Florida Statute 932.7055 for the expenditure of Law Enforcement Trust Funds.

KP/vh

c: Randy Singh, Deputy County Administrator
Andy DiLoreto, Comptroller, Orange County Sheriff's Office



Sheriff John W. Mina

ORANGE COUNTY SHERIFF'S OFFICE

February 12, 2020

The Honorable Jerry L. Demings, Orange County Mayor
Members of the Board of County Commissioners
201 S. Rosalind Avenue
Orlando, Fl 32801

Dear Mayor Demings and Commissioners:

The purpose of this memo is to respectfully request the Orange County Board of County Commissioners consider amending or possibly eliminating a policy that was enacted in 1997 by the Board on the Sheriff's Law Enforcement Trust Fund (LETF) contributions. This policy currently restricts the Sheriff's Office expenditures from the LETF to charitable organizations not to exceed 20% for donations to such charities in any given fiscal year.

At the time this policy was enacted, the Florida Statute 932.7055 required at least 15% of proceeds acquired under the Florida Contraband Forfeiture Act be expended or donated to support any drug treatment, drug abuse education, drug prevention, crime prevention, safe neighborhood or school resource officer program. This percentage has subsequently been amended to now require at least 25% be donated to such organizations (a percentage that could possibly be increased in the future).

These conflicting restrictions have made complying with both the Board's policy and the Florida Law requirements challenging. I would like to propose, the Board eliminate their policy restriction of requiring no more than 20% be expended on charitable organizations and just follow the Florida Law requirement for the LETF. The purpose of this fund will remain directly and primarily used for law enforcement purposes, however, this change would simplify the application of this program greatly.

Thank you for your consideration in this matter and your continual support of the Orange County Sheriff's Office.

Sincerely,

John W. Mina
Sheriff

JWM/acd

cc: Byron Brooks, County Administrator
Randy Singh, Deputy County Administrator
Danny Banks, Deputy County Administrator
Kurt Petersen, Manager, Office of Management and Budget



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