

Florida Department of Law Enforcement
 Legislative Budget Request (Includes Amended LBR)
 Fiscal Year 2012-13



Issue	FTE	General Revenue	Trust Fund	TOTAL
Expand DNA Database		\$872,399		\$872,399
Increase Criminal Justice Information Compliance Audits	2		\$138,307	\$138,307
Improve Investigative Capacity of Electronic Surveillance Support Teams	12	\$1,720,376		\$1,720,376
Create Methamphetamine Lab Cleanup and Removal Program**		\$552,475		\$552,475
Increase Spending Authority for Charges Assessed for Criminal History Record Checks			\$492,000	\$492,000
Eliminate Grants-in-Aid Appropriation			(\$4,497,908)	(\$4,497,908)
2012 Republican National Convention*			1,051,631	1,051,631
TOTAL REQUEST	14	\$3,145,250	(\$2,815,970)	\$329,280

*Amended November 2011.

**Amended January 2012.

Expand DNA Database to include Felony Arrests
\$872,399 General Revenue

Section 943.325, Florida Statutes requires the collection of DNA samples from any individual convicted of any felony, attempted felony, specified misdemeanor offense, or any offense that promotes the interests of any gang. In July 2011, persons arrested for felony crimes or attempted felony crimes set forth in Chapters 782 (murder), 784 (assault and battery), 794 (sexual battery) and 800 (lewd or lascivious acts), Florida Statutes, were also required to submit a sample to FDLE's DNA Database.

To avoid a bottleneck in DNA sample processing caused by increased collections, the law established a controlled expansion to be implemented over a 10-year period conditioned upon receipt of funding. Beginning January 1, 2013, Florida is scheduled to again expand DNA collections to include any person arrested for felony or attempted felony violations set forth in Chapters 810 and 812, Florida Statutes (burglary, theft and robbery). This will add 18,000 more samples to FDLE's Database and increase the total volume of submissions to an estimated 112,000 samples annually. Over 750,000 samples are currently maintained in the DNA Database, which has experienced over 19,000 hits.

The Department is requesting funding for additional DNA kits and other supplies, OPS staffing and additional equipment to build the infrastructure to facilitate automated submission at collection sites. Without the infrastructure, the increased volume will create a backlog resulting in delays to state and national DNA profile searches.

Increase Criminal Justice Information Compliance Audits
\$138,307 Operating Trust Fund
2 FTE

The Department conducts technical compliance audits of all agencies connected to the state and national telecommunications system for the purpose of accessing criminal justice information. Federal and state information security policies provide minimum security requirements associated with the creation, viewing, modification, transmission, dissemination, storage, or destruction of criminal justice information. Agencies accessing information are required to adhere to these requirements, as well as state and national statutes, policies, rules and regulations. Compliance audits are performed on all agencies accessing this information to ensure compliance and security of information.

In recent years, the number of audits performed increased by 75 percent, from 602 in FY 07-08 to 1,051 in FY 10-11. In addition, the scope of the audits has become more complex as agencies are outsourcing data centers, which house criminal justice information, and the Federal Bureau of Investigation revised its policy, increasing the number of technical items that must be addressed through audits.

The Department is requesting two auditor positions to perform the increasing amount of audits. FDLE is responsible for administering the criminal justice network, enforcing standards for those who have access to the information and governing the operation of computers, devices, and other information technology equipment. The requested positions are required to fulfill the state and national requirements for agency compliance.

Improve Investigative Capacity of Electronic Surveillance Support Teams
\$1,720,376 General Revenue
12 FTE

Despite two decades of declining violent crime trends, there were more than 980 murders, 65,000 aggravated assaults and 26,000 robberies in Florida in 2010. Criminals are not confined by jurisdictional boundaries and, increasingly, they are employing today's technology to commit their crimes. The 21st century criminal challenges law enforcement to improve investigative techniques and methodologies, leverage technology and multi-jurisdictional partnerships to improve public safety.

In 2008, the Department partnered with local law enforcement to develop and implement Electronic Surveillance Support Teams (ESST), which are multi-agency teams using advanced technologies and global positioning satellite to locate violent criminal suspects. Team members operate under common investigative protocols and interagency agreements, enabling rapid deployment upon the request of any law enforcement agency within the state. The ESSTs have enhanced law enforcement's capability and improved the speed with which a criminal suspect can be identified, located and apprehended, often within hours of the commission of a crime.

The Department is requesting 12 special agent positions to increase ESST capacity statewide. In addition, recurring funds are needed to finance annual communication maintenance contracts, which facilitate connectivity with all carriers statewide. This capability is essential to support fast activation of electronic surveillance and quick operational response throughout the state.

Create Methamphetamine Lab Cleanup and Removal Program
\$552,475 General Revenue

Recently, the domestic manufacture of methamphetamine within the state has been a concern for law enforcement and the general public. According to the Drug Enforcement Agency (DEA), the number of

clandestine methamphetamine labs seized in 2010 increased by 21 percent compared with 2009. While still prevalent in rural areas, some evidence suggests labs are expanding into urban areas.

And methamphetamine laboratory cleanup is costly. The DEA estimates more than \$700,000 was spent for clandestine laboratory cleanup operations on behalf of state and local law enforcement agencies in Florida in 2010. The waste found at a clandestine laboratory may include solvents, reagents, precursors, by-products and the drug product themselves. Many are reactive, explosive, flammable, corrosive and/or toxic. As a result, law enforcement personnel follow strict guidelines in separating and preparing methamphetamine lab chemicals for disposal. Unfortunately, funding provided by the US Department of Justice has been exhausted and state and local law enforcement is responsible for coordinating and funding the removal of hazardous waste generated by a clandestine methamphetamine production.

The Department is requesting funding to establish a methamphetamine laboratory container program to provide an authorized collection site within each of FDLE's seven regions. FDLE will also provide approved equipment and training for state and local agency personnel. The authorized collection site program will ensure that law enforcement across the state has access to an approved collection station and that Florida has sufficient law enforcement personnel who are certified to process and clean up these dangerous methamphetamine lab crime scenes. US Department of Justice grants are available to supplement this request and assist in the removal of clandestine methamphetamine labs, but states are required to have a container program in place.

***Increase Spending Authority for Charges Assessed for Criminal History Record Checks
\$492,000 Operating Trust Fund***

The Department accepts credit card payment to conduct criminal history background checks via electronic submission and credit card companies charge a fee to handle this transaction. Until recently, the Department absorbed these fees. However, since FY 05-06, credit card service charges have increased 43 percent. And the charges are projected to continue to rise. In addition, the Department anticipates more customers will transition to electronic submission because an increasing number of agencies are required to undergo state and national background checks. In FY 10-11, the Department processed 2.8 million criminal history background record checks. The Department is requesting additional budget authority to pay the service fees charged by credit card companies.

***Eliminate Grants-in-Aid Appropriation
(\$4,497,908) Federal Grants Trust Fund***

The Community and State Drug Abuse Program grant awarded by the US Department of Education and administered by FDLE's Office of Criminal Justice Grants ended on September 30, 2010. All claims have been filed and \$4,497,908 in trust fund authority is no longer necessary.

***Increase Trust Fund Authority for the 2012 Republican National Convention
\$1,051,631 Federal Grants Trust Fund***

The City of Tampa has been selected to host the 2012 Republican National Convention and will receive federal funding for federal, state, and local agencies to coordinate operational security and planning for the event. FDLE will deploy 200 sworn personnel, utilize 40 analysts, and use agency vehicles for protective and patrol details. Federal funds will be provided to reimburse FDLE costs incurred for this event. Therefore, FDLE requests additional trust fund authority to facilitate this process.