

**FLORIDA DEPARTMENT OF LAW ENFORCEMENT**

**October 3, 2006**

ITEM 1. Respectfully submit the **Minutes of the August 15, 2006 Cabinet Meeting.**

(See Attachment 1)

RECOMMEND APPROVAL

ITEM 2. Respectfully submit the **Florida Department of Law Enforcement's Proposed Legislative Budget Request for Fiscal Year 2007-2008.**

(See Attachment 2)

RECOMMEND APPROVAL

**Cabinet Affairs Contact  
Administrator Heather Smith  
410-7001**

**MINUTES**  
**FLORIDA DEPARTMENT OF LAW ENFORCEMENT**

August 15, 2006

The Florida Department of Law Enforcement met on this date in the Cabinet Meeting Room, LL-03, The Capitol, Tallahassee, Florida with the following Cabinet members present:

Honorable Jeb Bush, Governor  
Honorable Charles H. Bronson, Commissioner of Agriculture  
Honorable Charlie Crist, Attorney General  
Honorable Tom Gallagher, Chief Financial Officer

ITEM 1. Respectfully submit the **Minutes of the June 15, 2006 Cabinet Meeting**.

Motion to approve by Chief Financial Officer Gallagher. Seconded by General Crist. Minutes approved without objection.

ITEM 2. Respectfully submit the **Florida Department of Law Enforcement Annual Performance Report Fiscal Year 2005-2006 and Contracts, Agreements, and Purchases over \$100,000 from April 1 through June 30, 2006**.

Motion to accept the report by Chief Financial Officer Gallagher. Seconded by Commissioner Bronson. Report accepted without objection.



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Gerald M. Bailey  
Commissioner



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Carol Bishop  
Secretary

# **Proposed Legislative Budget Request**



**FISCAL YEAR  
2007 - 2008**

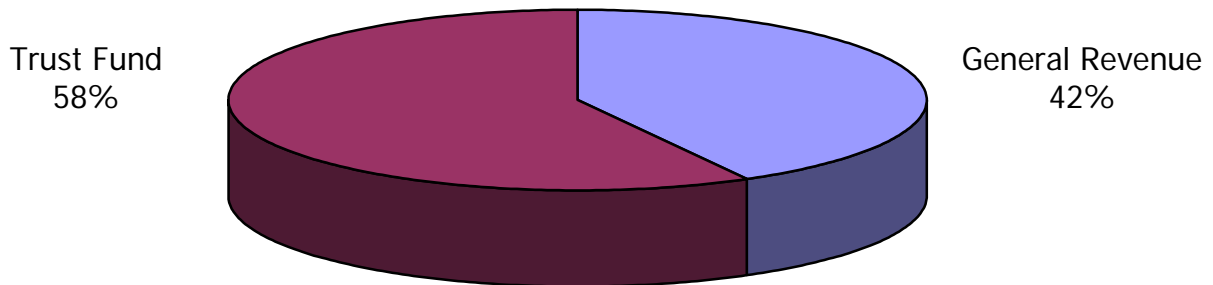
Florida Department of Law Enforcement

# FLORIDA DEPARTMENT OF LAW ENFORCEMENT FISCAL YEAR 2006 – 2007 BUDGET



**Total Budget: \$280,188,917**

**Total FTE: 1,990**



Program	FTE	General Revenue	Trust Funds	Total
Executive Direction and Business Support	124	\$6,032,114	* \$62,350,680	\$68,382,794
Investigations and Forensic Science	1,263	\$108,606,314	\$27,346,474	\$135,952,788
Florida Capitol Police	88	\$86,576	\$5,628,753	\$5,715,329
Criminal Justice Information	403	\$2,038,984	\$50,568,929	\$52,607,913
Criminal Justice Professionalism	112	\$399,050	\$17,131,043	\$17,530,093
<b>TOTAL</b>	<b>1,990</b>	<b>\$117,163,038</b>	<b>\$163,025,879</b>	<b>\$280,188,917</b>

\* Includes \$54.8 M in federal grant pass through funds

# FLORIDA DEPARTMENT OF LAW ENFORCEMENT FISCAL YEAR 2007 – 2008 BUDGET REQUEST



Issue	FTE	General Revenue		Trust Fund	TOTAL
		Recurring	Non-Recurring		
1. Performance Based Compensation Plan		\$113,343		\$51,439	\$164,782
2. Sworn Structured Retention and Recruitment Plan		\$162,280		\$90,155	\$252,435
3. FALCON – Integrated Criminal History System				\$5,677,408	\$5,677,408
4. Reduction of Biology / DNA Pending Casework			\$2,083,400		\$2,083,400
5. Upgrade Florida Criminal Justice Network to Meet Growth Demands	3			\$1,440,313	\$1,440,313
6. Fee Based Criminal Record Check Processing	16			\$894,637	\$894,637
7. Florida Law Enforcement eXchange (FLEX)	3			\$905,234	\$905,234
8. Sexual Offender / Predator Unit Expanded Functions and Increased Volume of Requests	6	\$323,590	\$28,356	\$482,000	\$833,946
9. Operational Support for Law Enforcement Activities	5	\$150,060	\$11,815	\$161,876	\$323,751
10. Replacement of Motor Vehicles			\$1,446,530		\$1,446,530
11. Increase in Investigative Overtime Authority				\$150,000	\$150,000
12. Rent Increase for Pensacola Facility		\$293,324			\$293,324
13. Implement Chapter 205-167 Special Risk Retirement for Public Assistance Fraud Members		\$209,350		\$209,350	\$418,700
Expansion of DNA Offender Database to Include All Felons	2	\$828,277	\$2,179,652		\$3,007,929
Fixed Capital Outlay for Tampa Facility Repairs			\$500,000	\$500,000	\$1,000,000
Executive Institute Training Facility			\$750,000		\$750,000
<b>TOTAL REQUEST</b>	<b>35</b>	<b>\$2,080,224</b>	<b>\$6,999,753</b>	<b>\$10,562,412</b>	<b>\$19,642,389</b>

# FLORIDA DEPARTMENT OF LAW ENFORCEMENT FISCAL YEAR 2007 – 2008 GUIDING PRINCIPLES

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## ***CONTINUE MISSION CRITICAL ACTIVITIES***

- FALCON – Integrated Criminal History System
- Expansion of DNA Offender Database to Include All Felons
- Florida Law Enforcement eXchange (FLEX)

## ***CONTINUE TO REWARD PERFORMANCE AND RETAIN A QUALIFIED WORKFORCE***

- Performance Based Compensation Plan
- Sworn Structured Retention and Recruitment Plan
- Special Risk Retirement for Public Assistance Fraud Members

## ***CONTINUE TO MANAGE WORKLOAD TO MEET INCREASED DEMAND***

- Sexual Offender/Predator Unit Expanded Functions & Increased Volume of Requests
- Fee-Based Criminal Record Check Processing
- Reduction of Biology / DNA Pending Casework
- Upgrade Florida Criminal Justice Network to Meet Growth Demands
- Executive Institute Training Facility

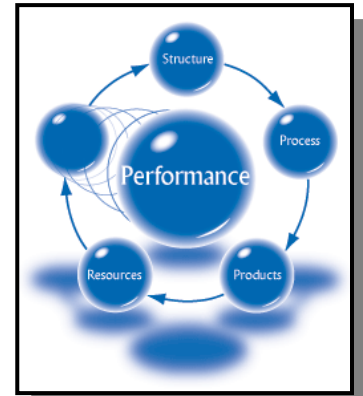
## ***IMPROVE SERVICE DELIVERY TO LOCAL LAW ENFORCEMENT***

- Operational Support for Law Enforcement Activities
- Acquisition of Motor Vehicles
- Increase in Investigative Overtime Authority
- Rent Increase for Pensacola Facility
- Fixed Capital Outlay for Tampa Facility Repairs

**Performance Based Compensation Plan**  
**\$164,782**  
**(\$113,343 General Revenue; \$51,439 Trust Fund)**

FDLE was funded for this unique performance pay plan from fiscal year 99-00 to fiscal year 03-04 and again in fiscal year 06-07. The plan resulted in increased productivity and performance improvements across the agency. FDLE is requesting funding to continue this invaluable program and the recognition of superior performance.

FDLE has individual performance contracts for all members of the agency. These contracts contain clear and quantifiable individual expectations that are directly linked to the achievement of agency performance measures. The Plan provides a 2% permanent salary increase to those members who have been with FDLE two years or longer, have no disciplinary actions, have not utilized more than 360 hours of leave during the fiscal year, and who exceed the performance expectations outlined in their performance contracts. SMS and SES managers are not included in the plan.



#### **What Service is the State of Florida Buying?**

- High performance goals and work standards for FDLE members
- Incentives for exceeding individual and department performance expectations
- Direct accountability for the achievement of performance measures
- Improved productivity across the agency and an investment in performance

#### **Cost**

FDLE is requesting \$164,782 (\$113,343 recurring general revenue and \$51,439 trust fund) for one month of funding. Performance pay increases will be awarded in June 2008 based on a full fiscal year of performance. The annualized cost for the plan is \$1,859,865.

**Sworn Structured Retention and Recruitment Plan**  
**\$252,435**  
**(\$162,280 General Revenue; \$90,155 Trust Fund)**

FDLE agents investigate complex cases in the areas of domestic security, drugs, violent crime, economic crime, and public integrity. FDLE Capitol Police officers serve as a specially trained and highly effective security and law enforcement unit serving the Capitol Complex. Last year, FDLE received funding for an Agent Recruitment and Retention Pay Plan and a Capitol Police Compensation Plan. FDLE is requesting continuation funding for these plans under a combined retention and recruitment plan that targets Special Agents, Special Agent Supervisors, Inspectors, and law enforcement positions in Capitol Police.

FDLE is encountering difficulty recruiting Special Agents with the necessary investigative experience and retaining officers within existing pay parameters. The existing starting salary for agents and officers falls well below the target applicant pool FDLE would recruit from. The target pool for Special Agents is sworn officers with 5 years investigative experience, comparable to a Sergeant in local law enforcement. In addition, Capitol Police must compete with local law enforcement, which recruits from the same applicant pool.

<b>Special Agent – Starting Salary</b>	<b>\$44,921</b>
<b>Sergeant Minimum Salary Information</b>	
Orlando Police Department	\$58,500
Tampa Police Department	\$65,728
Hialeah Police Department	\$57,204
Jacksonville Sheriffs Office	\$55,356

\* Source: 2005 Criminal Justice Agency Profile

<b>Capitol Police Officer – Starting Salary</b>	<b>\$31,255</b>
<b>Officer / Deputy Starting Salary</b>	
Leon County Sheriff's Office	\$36,402
Tallahassee Police Department	\$38,512
State Agency Sworn Officer - Average	\$34,866

\* Source: 2005 Criminal Justice Agency Profile

FDLE must also retain its most experienced sworn personnel to serve as mentors and trainers to newly hired agents and officers. During fiscal year 2004-05, Capitol Police lost 24% of its sworn workforce (15 separations, none of which were retirements). Providing a Sworn Structured Recruitment and Retention Plan will enhance the Department's ability to retain sworn law enforcement personnel.

The proposed plan will provide a permanent salary increase to the base rate of pay for special risk sworn personnel who have achieved performance contract expectations, have no disciplinary actions, and have not been placed on a performance improvement plan for the last twelve months. Members on DROP are not eligible. The plan provides for a \$3,000 increase at 3 years, a \$5,000 increase at 6 years, a \$4,000 increase at 10 years, and a \$3,000 increase at 16 years.

### **What Service is the State of Florida Buying?**

- Enhanced ability to retain experienced sworn law enforcement
- Recruitment incentive to bring qualified personnel from local agencies
- Structured salary incentive plan for seasoned sworn law enforcement

### **Cost**

FDLE is requesting \$252,435 (\$162,280 recurring general revenue and \$90,155 trust fund) for six months of funding with January 2008 payout. Under the plan approximately 107 sworn, special risk personnel would receive the salary adjustment. The annualized cost is \$252,435.

## Integrated Criminal History System (FALCON) \$5,677,408 Trust Fund

FDLE is requesting funds to acquire computer equipment, software and services to continue implementation of the Integrated Criminal History System (FALCON). FALCON is being implemented in stages, or builds, and has already provided the ability to retain applicant fingerprints and expanded the capacity of the Automated Fingerprint Identification System to accommodate growth. In October 2006, another new function of FALCON will enable probation officers to utilize rapid ID devices to confirm the identity of a probationer at the time they report for supervision and enroll the probationer on a watch list so that automatic notification can be made to the supervising officer in the event the probationer is re-arrested.



During the 06-07 fiscal year\*, FDLE began implementing Build 2A which calls for an expansion of the rapid identification capability. This build will enable rapid ID devices to be used by courts to confirm the identity of defendants at the time of a court appearance and by jail administrators to confirm the identity of inmates being released and moved within and between facilities. The devices will also enable local law enforcement officers to identify individuals at locations other than booking facilities, at roadside stops for example.

Under the current schedule, FY 07-08 funds will be used to implement Build 2B and begin work on Build 3. These builds will implement a financial system to support the non-criminal business functions, putting in place billing processes for criminal record requests for licensing and employment, public records, and firearm purchases. These builds will also establish the new FALCON database as the database of record, enable the collection and storage of images (mugshots, scars, marks, and tattoos) and palm prints, and terminate the existing Automated Fingerprint Identification System and Computerized Criminal History System. The project is expected to be fully operational in 2009.

### What Service is the State of Florida Buying?

- Faster and more efficient criminal records processing
- Advanced technology that can effectively support the functions demanded (such as imagery and reporting capabilities) by Florida's criminal justice users
- Public and applicant record checks linked to FDLE's financial management system
- Criminal record information linked with criminal offender images
- Prompt criminal justice information that will be used by numerous criminal justice agencies, government agencies, private businesses, and citizens

### Cost

FDLE is requesting \$5,677,408 trust funds for:

- |                                      |             |
|--------------------------------------|-------------|
| • Contract Staff                     | \$200,000   |
| • System Integration Services        | \$4,610,667 |
| • Software                           | \$302,000   |
| • Hardware (included in base budget) | (\$558,021) |
| • Operations and Maintenance         | \$1,122,762 |

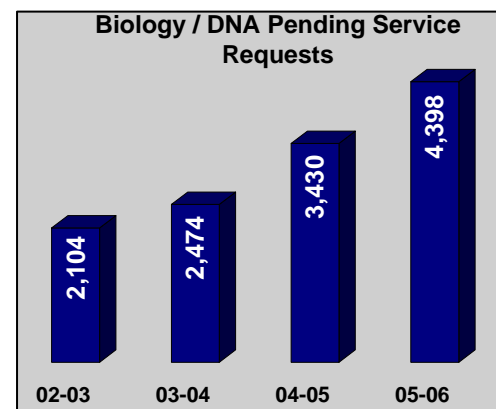
*\*A procurement process is underway to hire a system integrator for Build 2A. The contract is scheduled to be in place by the end of October 2006. This contract will include the schedule for completing the build.*

## Reduction of Biology / DNA Pending Casework \$2,083,400 General Revenue

Over the past five years advances in forensic technology and improvements in automated forensic equipment have enabled scientists to analyze more types of evidence with more specificity than ever before. As a result, criminal justice agencies are submitting evidence on a wider variety of cases and requesting a greater number of tests on the evidence submitted. These factors have resulted in a significant increase in the volume of incoming case work which has out-paced the productive capacity of the laboratories. The volume of incoming workload in the biology/DNA, latent prints, firearms and chemistry disciplines combined has grown at an average rate of more than 5% annually over the past five years. Incoming laboratory service requests have increased from 75,000 in fiscal year 2001-02 to over 93,000 in fiscal year 2005-06.

FDLE has developed a comprehensive strategy to significantly reduce the pending workload in the biology/DNA discipline. The plan provides for private vendors to work pending biology/DNA cases and provide training to newly hired Crime Lab Analysts.

It is estimated that 80% of the pending biology/DNA requests are eligible to be sent to a qualified private laboratory for processing. These private laboratories can handle at least 330 FDLE service requests per month, a capacity that more than satisfies FDLE's current need for processing pending case work. This proposal will help address the increasing pending service requests.



It costs FDLE \$4,146/month to train a new Crime Laboratory Analyst (CLA). A biology analyst without previous experience requires at least one year of training before they are productive. To mitigate the impact that training has on laboratory productivity FDLE proposes to contract for training services, reducing the cost of training each analyst and eliminating the cost associated with the lost productivity of senior analysts called on to train. The proposal involves a pilot project consisting of ten new biology analysts at a cost of \$12,500/analyst, who will participate in an eight to twelve month approved training curriculum. The curriculum will combine web-based and off-site training that will include a training manual, periodic testing, supervised casework, oral assessment, and completion of a mock trial.

FDLE is requesting funds for private vendors to work pending biology/DNA cases and to provide training to newly hired Crime Lab Analysts.

### What Service is the State of Florida Buying?

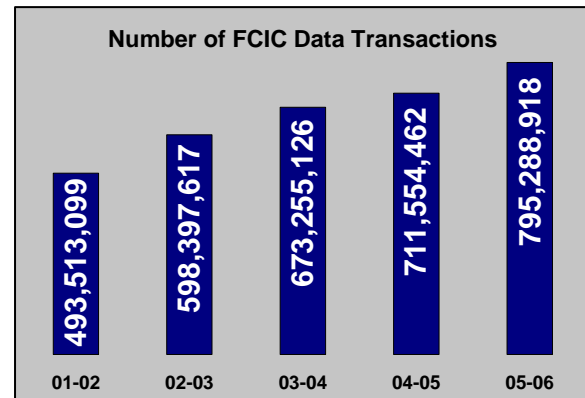
- Increased capability to identify, apprehend, and prosecute criminals
- Timely forensic services to criminal justice customers

### Cost

FDLE is requesting \$2,083,400 non-recurring general revenue to contract with private laboratories to work pending biology cases and a pilot project to provide Crime Lab Analyst training. This funding will provide for a private vendor to analyze 2,176 cases at \$900 per case for a total of \$1,958,400. This funding will also provide training to 10 new biology analysts at a cost of \$12,500 per analyst for a total of \$125,000.

## Upgrade Florida CJNet Circuits to Meet Growth Demands \$1,440,313 Trust Fund; 3 FTE

Established in 1998, the CJNet – or Criminal Justice Network is the backbone of Florida’s criminal justice communications. The third largest of its kind in the country, the CJNet supports the Florida Crime Information Center and delivers criminal record, fingerprint, arrest, and disposition data to criminal justice agencies and serves as the portal to other information. Sex offender/predator registration and identification, wanted person and stolen vehicle identification, vehicle registration and driver license identification, and other systems are accessed through CJNet and used every day by Florida’s criminal justice community to ensure officer and public safety. As the main conduit to federal and other states’ information systems, the CJNet is Florida’s main source for intelligence sharing and houses domestic security, drug, and gang intelligence. The CJNet also provides secure email communications, publications, and other information sharing links.



The CJNet operates on approximately 750 data circuits throughout the state and is used to transmit data by 65 Sheriffs Offices and all 67 Clerks of Court. With the increasing complexity of criminal justice information systems (sharing images, file attachments and other multimedia information) current CJNet circuits are insufficient to handle the work load. Roughly 570 or 75% of the CJNet data circuits transmit data at a rate of 56 Kbps (kilobits per second). This means that three quarters of Florida’s criminal justice agencies receive critical public safety information 50 times slower than the average individual using the Internet at home! In addition, demands on the system are growing. Since 1998, there has been a 39% increase in local agency sites linked to CJNet, and the number of devices linked to the FCIC system has grown to over 68,000, an increase of 180%. The volume of FCIC transactions through the CJNet has also increased - up 439% to 795 million per year. FDLE is requesting an upgrade to 188 CJNet circuits to T1 speed and additional staff for network maintenance and support to address system growth.

### What Service is the State of Florida Buying?

- Operating capacity to meet the growing information sharing needs of criminal justice customers (overall traffic on the CJNet has increased almost 400% in the last 8 years)
- Improved system response time on transactions
- Network capacity and speed to support critical new systems currently under development such as the Florida Law Enforcement eXchange and FALCON (the Integrated Criminal History System)
- Around the clock staffing to enhance anti-intrusion efforts and protect against threats to the network and the systems it provides access to

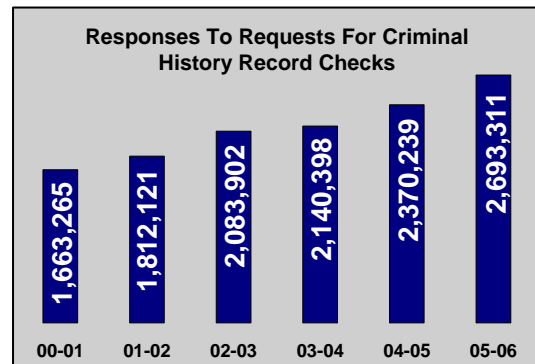
### Cost

FDLE is requesting \$1,230,245 trust fund to upgrade approximately 188 CJNet circuits (currently operating at 56K) to a minimum of a T1 line speed. The remaining 382 can be upgraded the following fiscal year or multiple fiscal years if necessary. FDLE is also requesting \$210,068 trust fund to provide 3 FTE and contract programming dollars for network maintenance and support.

## Fee Based Criminal Record Check Processing

### \$894,637 Trust Fund; 16 FTE

FDLE houses and maintains the state's Computerized Criminal History System, a centralized repository of Florida arrest and disposition data. FDLE processes millions of requests for criminal record checks annually for licensing, employment, and firearm purchase. The fees generated through these requests are used for staffing and support for this critical service area. In recent years, there has been a significant and steady growth in requests for criminal record checks and related services:



- Applicant Section - In the last 7 years, the number of requests for criminal record checks mandated for licensing and employment have increased 175%, up from 395,916 in FY 99-00 to 1,090,809 in FY 05-06.
- Seal and Expunge Unit - Individuals requesting records sealed or expunged must first apply to FDLE for a determination whether they are statutorily eligible to petition the court for this privilege. Requests for seal/expunge have increased 70% over five years, from 8,740 in 2001 to 14,699 in 2005.
- Firearm Purchase Program – The Program conducts criminal record checks for firearm dealers for purposes of approving/denying firearm sales. In the last six years, the number of requests in the Firearm Purchase Program increased 66%, from 237,412 in FY 99-00 to 395,213 in FY 05-06.
- Applicant and Public Records Sections - Under the National Child Protection Act, FDLE provides criminal record checks to qualified organizations who work with children, the elderly and the disabled. Requests for these checks have increased 1,650% from 6,264 requests at the program's inception in FY 99-00 to 109,694 projected for FY 05-06.
- Applicant Section - Legislation passed during the 2006 Session requires private schools that accept McKay Scholarships (vouchers) to conduct state/national criminal record checks on personnel and mandate FDLE to retain submitted fingerprints for comparison to incoming arrests. The law takes effect July 1, 2007 and approximately 45,000 applicants from 2,300 private schools are anticipated.

FDLE is requesting 16 positions to meet customer demand, ensure timely turnaround of criminal record checks, and provide adequate programming support.

#### What service is the state of Florida buying?

- Adequate staffing levels to meet the increased demand for criminal record checks
- Improved response time for criminal record checks to employers and firearm dealers
- Continued high levels of customer support to citizens and agencies
- Programming support to implement upgrades and sustain the systems that provide and transmit criminal record checks to customers

#### Cost

FDLE is requesting \$894,637 trust fund and 16 FTE (1 Systems Project Consultant, 2 Government Analysts, 1 Systems Programming Consultant, 2 Systems Project Analysts, 8 Criminal Justice Customer Service Specialists, 1 Fingerprint Analyst, and 1 Criminal Justice Communications Liaison).

## Florida Law Enforcement eXchange \$905,234 Trust Fund; 3 FTE

In the aftermath of September 11, 2001, federal, state, and local jurisdictions recognized that the skillful acquisition, intelligent harnessing and systematic sharing of information was essential to providing adequate domestic security and a top priority to prevention efforts.

In Florida, federal domestic security funds have been used to develop separate regional data integration projects. To maximize the domestic security funds already invested and ensure statewide coordination and consistency, these regional projects, and an eighth state law enforcement data node, will be connected together by FDLE into a single, statewide data sharing system. This system, named the Florida Law Enforcement eXchange (FLEX), will provide law enforcement across the state the ability to quickly and easily access and analyze the huge store of criminal justice information found in individual city, county and state law enforcement agencies' records management systems. Local field interview reports, pawn data, incident, dispatch records and offense information will for the first time be searchable outside of the agency of ownership.

Region	Jurisdictions Online		Percent of Region Connected
	Total	Current	
North West Region (Pensacola) SmartCOP	38	20	87% of population served
North East Region (Jacksonville) LInX	51	19	87% of population served
Tampa Region COPLINK	55	5	43% of population served
Central Region (Orlando) FINDER	80	36	76% of population served
North Region (Tallahassee)	35	Awaiting State Connectivity Solution	
South West Region (Fort Myers)	35		
South East Region (Miami)	85		

*Regional Project Status as provided by regions on 8/18/06*

The project's plan includes three major phases: statewide data mapping, the establishment of physical infrastructure and development of basic cross-regional query capability, and the implementation of full cross-regional query capabilities and the addition of analytical abilities and visualization tools. The initial implementation of the system statewide is targeted to begin by spring of 2007. Full implementation is expected by spring of 2008. Federal domestic security funds have been utilized to develop the system, and resources are now needed to sustain this new information sharing capacity into the future. FDLE is requesting positions and contract programming staff to provide continued technical assistance, operational support and ongoing maintenance for the FLEX system.

### What Service is the State of Florida buying?

- Continued ability for law enforcement officers from Pensacola to Key West to quickly and easily access, view and analyze local record management data from other law enforcement agencies
- State of the art information sharing tool to assist in investigating crimes and strengthening domestic security
- Technical / training support for Florida law enforcement for the FLEX statewide data sharing system
- Flexible system architecture that will enable the sharing of information with other state and federal agencies in the future

### Cost

FDLE is requesting \$905,234 in trust funds:

- 3 FTE and \$195,234 to provide server administration support for FLEX and to provide assistance and technical support to state and local law enforcement agencies as they participate in and utilize FLEX.
- \$710,000 for contract programming staff to provide ongoing technical coordination, database analysis, administration support, and web design/programming support.

**Sexual Offender Predator Unit Expanded Functions and  
Increased Volume of Requests  
\$833,946 Trust Fund; 6 FTE  
(\$351,946 General Revenue; \$482,000 Trust Fund)**

FDLE's Sexual Predator/Offender Unit maintains the state's registry and website of approximately 39,000 sexual predators and offenders, staffs a toll-free nationwide hotline, coordinates the quarterly statewide address verification process, and provides training and analytical support to local law enforcement. The unit provides daily assistance to the general public, in state and out-of-state law enforcement agencies, the media and government officials. In May 2006, Parents for Megan's Law, a national child advocacy and Megan's Law watchdog agency, gave FDLE's Sex Offender/Predator registry and Florida's laws regarding sexual offenders an A+ rating on their national survey that compares all 50 states' sex offender registration and community notification programs. Florida was the only state in the nation to receive this prestigious designation.

Since its formal establishment in 1997, the Florida Sexual Offender Registry has seen continual growth in both size and demand for service and information. In the last two years alone, the unit has seen a 20% increase in the number of registered sexual predators and offenders. Subsequently, hotline calls have increased by 42% (an average of 3,645 calls per month) and there has been an 83% increase in "hits" to the website (an average of 693,056 searches a month). Additionally, in the last half of FY 05-06, analysts in the unit worked in conjunction with local law enforcement to process the re-registration of over 16,000 offenders and predators, successfully located 664 absconded offenders, and implemented a rewrite of the database to provide additional functionality to users.

In June, President Bush signed the Adam Walsh Child Protection and Safety Act of 2006. This act levies major changes to the federal registration requirements of the states including the expansion of registration requirements to include certain juvenile offenders, an increase in the minimum frequency of in-person contact with each offender, an increase in information gathered from offenders, and a broad expansion of community entities who must be specifically noticed each time an offender changes residence, school enrollment, or employment. These federal changes will present an additional workload issue for the unit this fiscal year and subsequent fiscal years.

FDLE is requesting 6 FTE to address the continued growth in registrants and the associated increase in inquiries and tasks for the Florida Sexual Predator/Offender Registry.

**What Service is the State of Florida Buying?**

- Accurate and complete information on the state's registered offenders and predators
- Timely response to hotline calls and informational requests from the general public
- Quality training to law enforcement and criminal justice agencies
- Adequate technical support for the Sexual Predator/Offender database and website
- Adequate staff support to ensure that questions or concerns about offender information can be promptly and thoroughly researched
- Resources that will help ensure Florida's registry maintains its A+ rating by the national advocacy group Parents of Megan's Law

**Cost**

FDLE is requesting 6 FTE and \$833,946 (\$323,590 recurring general revenue, \$28,356 non-recurring general revenue and \$482,000 trust fund). Positions include: 2 Government Analyst II, 1 Government Analyst I, 2 Crime Intelligence Technicians, and 1 Systems Project Consultant. This request includes funds to continue salaries for 3 contract programmers.

**Operational Support for Law Enforcement Activities**  
**\$323,751; 5 FTE**  
**(\$161,875 General Revenue; \$161,876 Trust Fund)**

For the past several years, FDLE has had a significant increase in operational positions appropriated by the Legislature. From fiscal year 2000-01 through fiscal year 2006-07 there were 169 positions appropriated for such areas as forensic workload, domestic security needs, financial crimes investigations, pharmaceutical fraud investigations, and racino security needs.



Despite a reduction of 65 operational support positions during the same period, FDLE has been providing support for the increases in operations through increased management efficiency and business process improvements. However, with continued growth and requirements there are several areas where significant workload increases need to be addressed with new support positions. The lack of adequate operational support positions, if not addressed, will begin negatively impacting the ability to provide timely and thorough procurement processes, complete fiscal and legal analysis of issues, manage contracts for federal grants, and conduct timely hiring of new members.

FDLE is requesting five operational support positions to meet these critical Department needs.

**What Service is the State of Florida Buying?**

- Continued capability to provide support for criminal justice services across the state
- Ensured timeliness and responsiveness for procurement processes, fiscal and legal analysis, contracts for federal grants, and filling vacancies

**Cost**

FDLE is requesting \$323,751 (\$150,060 recurring general revenue, \$11,815 non-recurring general revenue and \$161,876 trust fund) to provide the following five positions to support the operations of the Department:

- One Personnel Services Specialist to address workload in selection, recruitment and training in support for all the services provided by the agency.
- One Governmental Analyst I to assist in the increased requirements for contract management and the increase in contracts handled by the agency.
- One Accountant IV to address expanded requirements for financial grant reporting and oversight of the Domestic Security grants, and increased workload in criminal record checks.
- Two Senior Attorneys – one to assist with the new seaport identification waiver issue, increased duties in areas such as seal and expunge, DNA legal issues, sexual predator and sexual offender legal issues, contracts, Family Medical Leave Act, and policy review and compliance; and one to support the Fort Myers region.

## Replacement of Motor Vehicles \$1,446,530 General Revenue

FDLE provides investigative assistance to local law enforcement, and other criminal justice partners statewide. Vehicles assigned to sworn personnel must be capable of traveling throughout an agent's assigned jurisdiction, which may be hundreds of miles, and capable of response to any region in the state. At times, the vehicles may be utilized for surveillance, high speed operations, and emergency response and must be maintained in "ready to respond" condition. Due to age and high mileage, a portion of the vehicles in FDLE's investigative fleet have become less dependable for investigative and emergency response missions. In fiscal year 2005-06, FDLE spent \$98,977 on maintenance and repair of the aging fleet of vehicles.



FDLE is requesting funding to replace the vehicles that exceed the Department of Management Services (DMS) standards for replacement. DMS, in accordance with Chapter 287, Part II, F.S., manages the acquisition, operation, maintenance, and disposal of the state's fleet of motor vehicles. DMS approves the purchase of vehicles, develops equipment purchase approval guidelines, develops fleet replacement criteria, and administers the state's federally mandated fueled vehicles program. According to their criteria, vehicles which have in excess of 80,000 miles or are over eight years old should be replaced.

A total of 222 vehicles, which represents 35%, of FDLE's fleet of 639 vehicles meet or exceed DMS replacement criteria. With existing vehicle replacement authority only 68 vehicles can be purchased. FDLE is requesting funds to replace an additional 78 vehicles that meet the DMS replacement criteria. This non-recurring expenditure will reduce the increasing maintenance costs for FDLE's rapidly aging vehicle fleet.

### What Service is the State of Florida Buying?

- Reliable response capability for emergency situations
- Improved capability to render all sworn investigative services across the state

### Cost

FDLE is requesting \$1,446,530 in non-recurring general revenue to replace the vehicles that exceed Department of Management Services standards for replacement.

Number of vehicles meeting 80,000 mile requirement or older than 8 years	222
Estimated vehicles to be replaced during fiscal year 2006-07	68
Number of remaining vehicles needing replacement in fiscal year 2007-08	154
Average vehicle cost \$18,500 x 154 vehicles	\$2,849,000
Funds in base for fiscal year 2007-08 (76 vehicles)	(\$1,402,470)
<b>TOTAL Vehicle request (78 vehicles)</b>	<b>\$1,446,530</b>

## **Increase in Investigative Overtime Authority \$150,000 Trust Fund**

Overtime dollars support many critical investigative activities that cannot be terminated or postponed because regular investigative hours for the work period have been exhausted. These activities include violent fugitive apprehension, narcotics investigations, wire intercept operations, dignitary protective details, response team call-outs (such as the Child Abduction Response Teams), officer involved shootings, in-custody deaths, terrorism response, and other investigative task force missions. FDLE also responds to assist local law enforcement agencies in non-disaster emergencies that often require overtime for which the state is not reimbursed.



The Federal Equitable Sharing / Law Enforcement Trust Fund (FEST) was established to hold funds derived from successful forfeiture of money and property confiscated as a result of federally coordinated criminal investigations. The Florida Legislature authorized \$868,486 from the FEST to fund overtime for law enforcement investigative activities. The amount of authority has remained constant since 2001. FDLE is able to pay for only 72% of the overtime hours it could pay for in 2000-01 due to an increase in sworn overtime rate. As a result of an increasing demand for overtime hours to meet the Department's investigative responsibilities, coupled with an increase in the salaries of sworn FTE over the last five years, FDLE is requesting an increase in FEST authority to adequately fund investigative overtime.

### **What Service is the State of Florida Buying?**

- Ability to continue to address critical public safety functions across the state
- Continuation of task force operations and mission related responsibilities that may occur outside normal working hours

### **Cost**

FDLE is requesting a \$150,000 increase in Federal Equitable Sharing / Law Enforcement Trust Fund authority to fund investigative overtime. It is anticipated that the FEST account will continue to grow at a steady rate to sustain adequate revenue to cover this increase while still maintaining a sufficient reserve.

## Rent Increase for Pensacola Facility \$293,324 General Revenue

FDLE's Pensacola Regional Operations Center is currently renting space in a converted school built in 1921 as P.K. Yonge Elementary School. FDLE's original lease for the building was signed January 1994 with start date of October 1994 and ending date of September 2019 (25 years) with no renewal options. Under the contract, rent rates escalate from \$13.50 per square foot in 1994 to \$35.88 per square foot in 2019. The current annual lease payments are \$814,951 or \$26.61 per square foot. Over the last nine years the average annual increase for the space has been \$32,591.



FDLE has absorbed substantial increases in rent without an additional appropriation from the Legislature. However, a year-to-year price level increase from a fixed expense base reduces FDLE's ability to fund critical needs in day to day operations in all program areas. FDLE is requesting funding to provide for the increases required by the lease.

### What Service is the State of Florida Buying?

- Continued funding for day to day operations of the Pensacola Regional Operations Center and delivery of critical services to criminal justice partners and the citizens of Florida

### Cost

FDLE is requesting \$293,324 recurring general revenue to provide for the increases required by the lease of the Pensacola Regional Operating Center.

**Implement Chapter 205-167 Provide Special Risk Retirement to  
Public Assistance Fraud Members  
\$418,700  
(\$209,350 General Revenue; \$209,350 Trust Fund)**

Committee Substitute for Senate Bill 60, from the 2005 Legislative Session, added forensic personnel employed by law enforcement agencies or medical examiners' offices to the Special Risk Class. The bill provided an appropriation of \$1.4 million for nine months of Special Risk retirement for forensic personnel at FDLE. This was annualized during the 2006 Session for \$500,000. The Division of Retirement has since determined that Investigators in the Public Assistance Fraud program in FDLE also qualify for the Special Risk Class retirement according to this bill.



Public Assistance Fraud Investigators are charged with investigating fraud and abuse in Florida's public assistance programs. Primarily, these investigations are in the cash assistance, food stamp, Medicaid, school readiness and subsidized child day care programs. Investigations are conducted on program recipients, employees of various assistance programs suspected of compromising their official positions, and providers of day care services.

Public Assistance Fraud Investigators collect and examine evidence contained in official records and databases to determine if criminal intent can be proven, preserve evidence through chain of custody, document contacts and interviews with numerous collateral contacts, conduct suspect interviews, take sworn statements, and testify in court and administrative hearings relative to cases investigated. These investigations often include house visits, fieldwork, and surveillance in areas where personal safety is a significant concern.

The original calculations for the bill did not address the recent finding by the Division of Retirement that Public Assistance Fraud members qualify for Special Risk. FDLE is requesting funds for the agency's portion of special risk retirement costs for these members.

#### **What Service is the State of Florida Buying?**

- Enhanced ability to retain seasoned and skilled fraud investigators
- Continued quality of service provided by public assistance fraud members

#### **Cost**

FDLE is requesting \$418,700 (\$209,350 recurring general revenue and \$209,350 trust fund) to fund special risk retirement for 91 members of the Public Assistance Fraud unit.

## Expansion of DNA Offender Database to Include All Felons \$3,007,929 General Revenue; 2 FTE

FDLE's DNA Database is statutorily required (contingent upon specific appropriation) by Section 943.325 to collect samples from ALL convicted felons. This includes those incarcerated, on probation, community control, conditional release, control release, or any other type of court ordered supervision.

FDLE collects samples for sexual battery, lewd and lascivious acts, kidnapping, manslaughter, aggravated battery, car jacking, home invasion robbery, robbery, robbery/sudden snatching, burglary, forcible felonies, aggravated abuse of a child, aggravated abuse of elderly or disabled adult and felony firearm violations. Effective July 1, 2006, FDLE began collecting all theft, robbery, and related crimes, the remainder of Chapter 812, F.S. Last year the Legislature provided funding for the expansion of DNA Database collections, and FDLE is requesting funding to complete the plan outlined last year and add all remaining felonies currently not included into the DNA Database.



This funding request will provide the resources necessary to add all remaining felonies currently not included into the DNA Database. FDLE is requesting two Crime Laboratory Technicians and collection supplies and equipment. Convictions under all remaining felonies will add an additional estimated 87,600 offenders in the first fiscal year and approximately 75,000 offenders in subsequent fiscal years.

Florida leads the nation with DNA matches and investigations aided. Matches made to the Florida DNA Database account for 12% of the national totals. Since 1990, the DNA Database has aided in over 4,860 investigations. During 2005, the DNA Database matched offenders to approximately 243 sexual assaults, 75 homicides, 103 robberies and 1,214 burglaries in addition to assisting various other criminal investigations.

### What Service is the State of Florida Buying?

- Continued ability to collect, analyze, and store offender DNA specimens
- Continued ability to identify offenders and prevent them from committing additional crimes

### Cost

FDLE is requesting \$3,007,929 and 2 FTE (\$828,277 recurring general revenue and \$2,179,652 non-recurring general revenue) to continue the expansion of the DNA Database to all felons. The funds will be used for the following:

- |  |             |
|--|-------------|
| • Salaries, benefits and expense for FTE | \$90,129    |
| • OPS for data entry and sample tracking | \$225,000   |
| • Laboratory collection supplies         | \$2,452,800 |
| • Equipment                              | \$242,600   |

**Fixed Capital for Tampa Facility Repairs**  
**\$1,000,000**  
**(\$500,000 General Revenue; \$500,000 Trust Fund)**

In fiscal year 2004, FDLE received an appropriation for \$1 million to implement a three phase process, developed in cooperation with the Department of Management Services, to replace a chiller system, remediate mold and seal the building envelope, upgrade HVAC controls and air handling systems, and replace the roof of the Tampa Bay Regional Operations Center. Phase I, chiller replacement and mold remediation, has been completed.



FDLE is requesting funding for maintenance and repair of the Tampa Bay Regional Operations Center to complete Phase II of a three phase planned building project. Phase II includes upgrades to the HVAC systems that serve the most critical lab and adjoining office spaces with new air handlers and direct digital controls. This phase will also provide new manifold exhaust system with redundant fans, new efficient fume hoods, and new exhaust air systems.

FDLE entered into a Client Agency Agreements with DMS to provide detailed drawings and specifications to move forward with Phase II and gain formal bids for the remainder of the required construction.

**What Service is the State of Florida Buying?**

- Improved work environment for FDLE members in Tampa
- Clean facilities to conduct operations
- Continue quality of forensic analysis

**Cost**

FDLE is requesting \$1,000,000 (\$500,000 non-recurring general revenue and \$500,000 in trust fund) for fiscal year 2007-08 for Phase II of the Tampa building renovations.

## Executive Institute Training Facility \$750,000 General Revenue

The Florida Criminal Justice Executive Institute (FCJEI) was established in 1990 by the Florida Legislature, F.S. 943.1755, to provide quality training to prepare the state's present and future criminal justice executives to deal with complex issues facing the state. Since being established, the FCJEI has trained approximately 1,000 graduates through its three core leadership development programs, the Chief Executive Seminar, the Senior Leadership Program, and the Florida Leadership Academy.

FDLE is requesting funding for the planning of the Florida Criminal Justice Executive Institute Facility at the Pat Thomas Law Enforcement Training Center. This construction would consist of training/classroom space, housing for class participants, FDLE office space, and storage. Pat Thomas Law Enforcement Training Center has agreed to purchase 40 acres of property located adjacent to the current facility to construct the new building.



Once completed, this state of the art facility will provide an unparalleled training environment for Florida's criminal justice executives. The new facility will enhance the ability of FDLE to deliver high quality leadership development training across all rank and file officers within criminal justice agencies. From the senior criminal justice official to the front-line, first-level supervisor, criminal justice officers from across the state will benefit from attending training in this new facility.

The facility will allow participants in FCJEI programs to attend training at minimal cost. Housing for instructors and outside facilitators will also be provided at no cost. There will be no rent or leasing cost for the property after completion. Upon completion, the Pat Thomas Law Enforcement Training Center has agreed to assume the responsibility for the maintenance, care, and cleaning of the facility at no cost to FDLE or the FCJEI. In addition, this facility will allow for the current FDLE training classrooms to be more readily available for both internal as well as external programs.

### **What Service is the State of Florida Buying?**

- Continued training opportunities offered to criminal justice professionals
- State of the art facility in which to instruct criminal justice executives
- More efficient delivery of training services through a self-contained training center

### **Cost**

FDLE is requesting \$750,000 non-recurring general revenue for architecture and engineering to begin planning for this facility. The request is based on a 25,000 square foot facility with of estimated construction costs of \$5,000,000. The planning costs will provide for surveys, architectural drawings, detailed construction cost estimates, soil analysis, permits, etc.