

SHORT TITLE: AN ORDINANCE OF THE BOARD OF COMMISSIONERS, COUNTY OF ADAMS, STATE OF INDIANA, WHICH PROVIDES FOR THE ESTABLISHMENT AND USE OF FUNDS BY THE ADAMS COUNTY SHERIFF'S DEPARTMENT IN DRUG ENFORCEMENT OPERATIONS.

WHEREAS, the Board of Commissioners, County of Adams, State of Indiana, has previously established a Sheriff's Department for the citizens of Adams County Indiana as provided by I.C.§38-8-2-2; and

WHEREAS, the Adams County Sheriff's Department (hereinafter ACSD) has been allocated funds by the fiscal body of Adams County for the management and operation of said department pursuant to I.C.§36-8-9-6; and

WHEREAS, additionally, that for each action that results in a felony or misdemeanor conviction the Clerk of Adams County collects the defendant a criminal costs fee pursuant to I.C.§33-37-4-1 which are deposited into a fund within the ACSD budget; and

WHEREAS, the Auditor of Adams County, Indiana has numbered, designated sub-accounts within the ACSD departmental budgets earmarked for specific needs of the department; and

WHEREAS, the ACSD as part of its duty to protect the citizens of Adams County regularly conducts covert operations in an effort to combat the scourge of illicit drug use and trafficking within the community; and

WHEREAS, there is a need for funds to be specifically earmarked for use by the ACSD in undercover drug enforcement operations and public education in furtherance of this duty.

NOW THEREFORE, BE IT ORDAINED BY THE BOARD OF COMMISSIONERS OF THE COUNTY OF ADAMS, STATE OF INDIANA AS FOLLOWS:

1) PURPOSE: This Ordinance shall provide guidelines for the use of funds to be used by the ACSD in furtherance of public education and covert drug enforcement programs and operations.

2) PROVISIONS: The Auditor is hereby authorized to create a segregated fund within the ACSD budget for this purpose and said Fund shall be recognized and earmarked for use exclusively by the ACSD for activities and operations directly related to drug crime prevention, officer training, and drug trafficking investigations. Authorized uses for the Fund shall include, but not be limited to: funding for drug awareness education in schools, training for ACSD officers, monies to be used for the covert purchase of illegal drugs in controlled buys supervised and authorized by the ACSD; the purchase of equipment, ammunition, clothing or other accessories required by officers the course of undercover drug-related investigations; transportation and communication costs incurred in the course of undercover operations; and all other expenses deemed by the Sheriff of Adams County, Indiana to be reasonable and necessary in furtherance of any such undercover operations.

3) FUNDING: This Fund shall be funded with fees collected from criminal defendants pursuant to I.C.33-37-4-1 and Federal Forfeiture and DAG funds received by Adams County except as otherwise provided by statute or ordinance.

4) EFFECTIVE DATE: This Ordinance shall be effective immediately upon adoption.

ADOPTED, by the Board of Commissioners, County of Adams, State of Indiana, this 13th day of October, 2020.

**BOARD OF COMMISSIONERS
COUNTY OF ADAMS**

Kim Fruechte, Commissioner, District #1

Rex Moore, Commissioner, District #2

Doug Bauman, Commissioner, District #3

ATTESTED by:

Mary Beer, Auditor of the
County of Adams, State of Indiana