

LAPORTE COUNTY GENERAL ORDINANCE NO. 91-8, 1991

A proposal for a general ordinance establishing the Law Enforcement Fund.

WHEREAS, I.C. 36-1-3-1 through I.C. 36-1-3-9 inclusive grants certain Home Rule powers to county government entities, and;

WHEREAS, the County Council has appropriated monies on occasion to the LaPorte County Prosecutor for disbursement for drug prosecution activities, purchase of drugs and drug enforcement;

WHEREAS, the Prosecutor does on occasion collect from Defendants, voluntary surrender fees, reimbursement for restitution, including forfeitures recovered by I.C. 35-4-30.1 and I.C. 34-4-30.5 and liquidation of personal or real property obtained from criminal defendants;

WHEREAS, it is the desire of the Board of Commissioners of the County of LaPorte, State of Indiana, to establish the Law Enforcement Fund;

BE IT ORDAINED by the LaPorte County Board of Commissioners as follows:

Section 1; Law Enforcement Fund.

(a) There is hereby created a "Law Enforcement Fund" and "Law Enforcement Fund Reserve". The funds shall consist of deposits in the form of voluntary surrender fees, reimbursement for restitution, and other law enforcement-related fees or forfeitures recovered by the office of the LaPorte County Prosecutor which are not required to be deposited in the County General Fund.

(b) The Law Enforcement Fund shall be appropriated for funding activities recovered by I.C. 34-4-30.1 and I.C. 34-4-30.5 and liquidation of personal or real property obtained from criminal defendants.

(c) Monies from the Law Enforcement Fund shall be subject to appropriation in accordance with I.C. 35-2-5-2.

(d) All monies collected under this section shall be transferred to the County Treasurer who shall deposit the first One hundred thousand (\$100,000.00) dollars of said funds into the Law Enforcement Fund and disburse said monies as the Prosecutor directs. Any monies collected in excess of the first \$100,000.00 shall be deposited in the Law Enforcement Reserve Fund.

(e) The Prosecutor shall have discretion to distribute for Law Enforcement purposes the first \$100,000.00 as deposited in the Law Enforcement Fund within his discretion. When said Law Enforcement Fund should be reduced to a sum of less than \$100,000.00, the Prosecutor shall seek a transfer

from the LaPorte County Council of any money in the Law Enforcement Fund Reserve to return the balance of the Law Enforcement Fund to the \$100,000.00 figure.

(f) Any monies remaining in the fund at the end of the fiscal year do not revert to any other fund but continue in the Law Enforcement Fund or the Law Enforcement Fund Reserve.

BE IT FURTHER ORDAINED by the LaPorte County Borad of Commissioners that this Ordinance shall have full force and effect from and after its passage and publication as required.

THIS ORDINANCE having been approved and adopted by the LaPorte County Board of Commissioners this 20th day of May, 1991.

DATED THIS 20th DAY OF May, 1991.

Michael T. Quinn
MICHAEL T. QUINN

Norman E. PaHS
NORMAN E. PAHS

Merle Bannwart
MERLE BANNWART

ATTEST:

Betty J. Shail
BETTY J. SHAIL, COUNTY AUDITOR

Please publish two (2) times in the Michigan City News-Dispatch and LaPorte Herald Argus on Tuesday, May 28, 1991 and Tuesday, June 4, 1991.