

LOS ANGELES POLICE COMMISSION

BOARD OF POLICE COMMISSIONERS

DR. ERROLL G. SOUTHERS
PRESIDENT

RASHA GERGES SHIELDS
VICE PRESIDENT

WILLIAM J. BRIGGS, II
MARIA LOU CALANCHE
FABIAN GARCIA

MARIA SILVA
COMMISSION EXECUTIVE ASSISTANT II



KAREN BASS
MAYOR

DJANGO SIBLEY
EXECUTIVE DIRECTOR

MARK P. SMITH
INSPECTOR GENERAL

EXECUTIVE OFFICE
POLICE ADMINISTRATION BUILDING
100 WEST FIRST STREET, SUITE 134
LOS ANGELES, CA 90012-4112

(213) 236-1400 PHONE
(213) 236-1410 FAX
(213) 236-1440 TDD

June 21, 2024

BPC #24-117

The Honorable Karen Bass
Mayor, City of Los Angeles
City Hall, Room 303
Los Angeles, CA 90012

The Honorable City Council
City of Los Angeles, Room 395
c/o City Clerk's Office

Dear Honorable Members:

RE: NARCOTICS ANALYSIS LABORATORY TRUST FUND EXPENITURE BUDGET
FISCAL YEAR 2024-2025.

At the regular meeting of the Board of Police Commissioners held Tuesday, June 18, 2024, the Board APPROVED the Department's report relative to the above matter.

Respectfully,

BOARD OF POLICE COMMISSIONERS

A handwritten signature in blue ink, appearing to read "Rebecca Munoz", is written over the printed name.

REBECCA MUNOZ
Commission Executive Assistant

Attachment

c: Chief of Police

INTRADEPARTMENTAL CORRESPONDENCE

Reviewed:

[Signature]

Executive Director

6/12/24

Date

June 4, 2024
8.9

TO: The Honorable Board of Police Commissioners

FROM: Chief of Police

SUBJECT: NARCOTICS ANALYSIS LABORATORY TRUST FUND EXPENDITURE
BUDGET FISCAL YEAR 2024-2025

RECOMMENDED ACTIONS

1. That the Board of Police Commissioners (Board) REVIEW and APPROVE the Narcotics Analysis Laboratory Trust Fund (NALTF) expenditure for Budget Fiscal Year (BFY) 2024-2025. The expenditure plan total includes funding in the amount of \$85,000.00 that will be used to pay for overtime to complete narcotics and toxicology analysis, 'Toxicology and Narcotics Analysis' of evidence samples for drugs of abuse, and continuing 'Training and Travel' for the Forensic Science Division (FSD).
2. That the Board TRANSMIT the NALTF expenditure BFY 2024-2025 to the Mayor and the Los Angeles City Council for approval.
3. That the Board AUTHORIZE the City Controller's Office to
 - a. Establish appropriation accounts within Fund 863 Department 70 as follows:

<u>Account No.</u>	<u>Account Name</u>	<u>Amount</u>
TBD	Casework Overtime	\$10,000.00
TBD	Training, Travel, & Subscription	\$70,000.00
TBD	Toxicology Analysis	\$5,000.00
 - b. Increase appropriations as needed from Fund No. 863/70, account to be determined, to Fund No. 100/70, General Overtime Account No. 001090 by an amount not to exceed \$10,000.00
4. That the Board AUTHORIZE the Los Angeles Police Department (LAPD) to prepare the City Controller's instructions for any technical adjustments, subject to the approval of the City Administrative Officer (CAO), and AUTHORIZE and INSTRUCT the City Controller to implement the instructions.
5. AUTHORIZE the Controller to re-appropriate funds from Fund 863/70, Account 70Y170 to Fund 100/70 (account to be determined) for BFY 2024-25 by an amount not to exceed \$124,000.00.

DISCUSSION

Section 11372.5 of the California Health and Safety Code provides that a \$50.00 fee shall be collected from every person for each narcotics offense for which they are convicted. The intent of the law is to reimburse law enforcement agencies for costs associated with the chemical analysis of controlled substances and the operation of their criminalistics laboratories.

The City of Los Angeles (City) has established the NALTF to receive, administer and disburse funds that are collected by the courts and forwarded to the City pursuant to this legislation. The City ordinance that established the fund requires that the City Council approve an expenditure plan prior to actual disbursement of funds.

The training and testing to be purchased includes the following items:

ANALYSIS AND TRAINING ITEMS	COST
Narcotics Analysis Unit and Toxicology Unit overtime	\$ 10,000.00
Training & Travel	\$ 70,000.00
Narcotics and Toxicology analysis for drugs of abuse	\$ 5,000.00
TOTAL	\$ 85,000.00

A fact sheet describing these items in detail is attached.

If you have any questions regarding this matter, please have a member of your staff contact Police Administrator Gabriel Gnanapragasam, Commanding Officer, Forensic Science Division, at (323) 415-8100.

Respectfully,



DOMINIC H. CHOI
Chief of Police

**BOARD OF
POLICE COMMISSIONERS**
Approved *June 18, 2024*
Secretary *Rebecca Mung*

Attachments

FACT SHEET

NARCOTICS ANALYSIS LABORATORY TRUST FUND SPENDING BUDGET FISCAL YEAR 2024-2025 REQUEST April 2024

Background

For the Budget Fiscal Year (BFY) 2024-2025, Forensic Science Division (FSD) is requesting that Narcotics Analysis Laboratory Trust Fund (NALTF) funds be used for the following:

Toxicology and Narcotics Analyses

The FSD requests \$5,000.00 to pay for drug testing of both blood and urine samples submitted to the FSD Toxicology Unit (TOX) and solid drug samples submitted to the FSD Narcotics Analysis Unit (NAU) when the samples must be outsourced to an appropriate laboratory because the requested analysis exceeds FSD capabilities.

The FSD TOX Unit continues to develop more test methods, thereby reducing the total number of blood and urine evidence samples processed by outside laboratories.

An allocation of \$6,281.00 remains in Accounts 70W731 and 70Y731 under 'Toxicology Analysis' and is currently being used to pay for analyses by outside laboratories for both the TOX and NAU.

Training and Travel

The FSD requests \$70,000.00 to fund attendance at courses for the continuing education, training, and development of scientific staff. An allocation of \$95,813.00 remains in Accounts 70S214, 70W214, and 70Y214 and is currently being used to pay for training and travel.

Narcotics Analysis Unit and Toxicology Unit Casework Overtime Fund

The FSD requests \$10,000.00 to compensate NAU and TOX employees to complete casework devoted to solid drug analysis in the FSD NAU or drug testing of blood and urine samples in the FSD TOX.

Re-appropriation

The FSD re-appropriates funds annually and is requesting to re-appropriate funds from Fund 863/70, Account 70Y170, to Fund 100/70 (account to be determined) for BFY 2024-2025 in an amount not to exceed \$124,000.00.

**HEALTH AND SAFETY CODE - HSC**

DIVISION 10. UNIFORM CONTROLLED SUBSTANCES ACT [11000 - 11651] (*Division 10 repealed and added by Stats. 1972, Ch. 1407.*)

CHAPTER 6. Offenses and Penalties [11350 - 11392] (*Chapter 6 added by Stats. 1972, Ch. 1407.*)

ARTICLE 4. Miscellaneous Offenses and Provisions [11364 - 11376.5] (*Article 4 added by Stats. 1972, Ch. 1407.*)

11372.5. (a) Every person who is convicted of a violation of Section 11350, 11351, 11351.5, 11352, 11355, 11358, 11359, 11361, 11363, 11364, 11368, 11375, 11377, 11378, 11378.5, 11379, 11379.5, 11379.6, 11380, 11380.5, 11382, 11383, 11390, 11391, or 11550 or subdivision (a) or (c) of Section 11357, or subdivision (a) of Section 11360 of this code, or Section 4230 of the Business and Professions Code shall pay a criminal laboratory analysis fee in the amount of fifty dollars (\$50) for each separate offense.

The court shall increase the total fine necessary to include this increment.

With respect to those offenses specified in this subdivision for which a fine is not authorized by other provisions of law, the court shall, upon conviction, impose a fine in an amount not to exceed fifty dollars (\$50), which shall constitute the increment prescribed by this section and which shall be in addition to any other penalty prescribed by law.

(b) The county treasurer shall maintain a criminalistics laboratories fund. The sum of fifty dollars (\$50) shall be deposited into the fund for every conviction under Section 11350, 11351, 11351.5, 11352, 11355, 11358, 11359, 11361, 11363, 11364, 11368, 11375, 11377, 11378, 11378.5, 11379, 11379.5, 11379.6, 11380, 11380.5, 11382, 11383, 11390, 11391, or 11550, subdivision (a) or (c) of Section 11357, or subdivision (a) of Section 11360 of this code, or Section 4230 of the Business and Professions Code, in addition to fines, forfeitures, and other moneys which are transmitted by the courts to the county treasurer pursuant to Section 11502. The deposits shall be made prior to any transfer pursuant to Section 11502. The county may retain an amount of this money equal to its administrative cost incurred pursuant to this section. Moneys in the criminalistics laboratories fund shall, except as otherwise provided in this section, be used exclusively to fund (1) costs incurred by criminalistics laboratories providing microscopic and chemical analyses for controlled substances, in connection with criminal investigations conducted within both the incorporated or unincorporated portions of the county, (2) the purchase and maintenance of equipment for use by these laboratories in performing the analyses, and (3) for continuing education, training, and scientific development of forensic scientists regularly employed by these laboratories. Moneys in the criminalistics laboratory fund shall be in addition to any allocations pursuant to existing law. As used in this section, "criminalistics laboratory" means a laboratory operated by, or under contract with, a city, county, or other public agency, including a criminalistics laboratory of the Department of Justice, (1) which has not less than one regularly employed forensic scientist engaged in the analysis of solid-dose controlled substances, and (2) which is registered as an analytical laboratory with the Drug Enforcement Administration of the United States Department of Justice for the possession of all scheduled controlled substances. In counties served by criminalistics laboratories of the Department of Justice, amounts deposited in the criminalistics laboratories fund, after deduction of appropriate and reasonable county overhead charges not to exceed 5 percent attributable to the collection thereof, shall be paid by the county treasurer once a month to the Controller for deposit into the state General Fund, and shall be excepted from the expenditure requirements otherwise prescribed by this subdivision.

(c) The county treasurer shall, at the conclusion of each fiscal year, determine the amount of any funds remaining in the special fund established pursuant to this section after expenditures for that fiscal year have been made for the purposes herein specified. The board of supervisors may, by resolution, assign the treasurer's duty to determine the amount of remaining funds to the auditor or another county officer. The county treasurer shall annually distribute those surplus funds in accordance with the allocation scheme for distribution of fines and forfeitures set forth in Section 11502.

(Amended by Stats. 2005, Ch. 158, Sec. 23. Effective January 1, 2006.)

ARTICLE 19

RECEIPT OF ANALYSIS FEES AND ESTABLISHMENT OF THE NARCOTICS ANALYSIS LABORATORY TRUST FUND OF THE POLICE DEPARTMENT

Section

5.115.2 Creation and Administration of Fund.

Sec. 5.115.2. Creation and Administration of Fund.

(a) There is hereby created and established within the Treasury of the City of Los Angeles a special fund known as the "Narcotics Analysis Laboratory Trust Fund of the Police Department", hereinafter referred to as the "Fund."

(b) All money received by the Police Department pursuant to Section 11372.5 of the Health and Safety Code shall be deposited in the Fund.

(c) The Treasurer shall deposit in the Fund any interest earned from the deposit or investment of all money received pursuant to Subsection (b) of this section.

(d) No appropriation or expenditure shall be made from the Fund except for the purposes approved by Section 11372.5 of the Health and Safety Code and any equipment acquired thereby or otherwise through said statutory provisions shall be accounted for as required by Section 7.84, 7.85 and 7.88 of this Code.

(e) Appropriations from the Fund shall be approved by a majority vote of the City Council, subject to the approval of the Mayor, or passage by the Council over the Mayor's veto by a two-thirds vote.

The Fund shall be administered and expenditures therefrom authorized by the Chief of Police.

No expenditure shall be made from the Fund, nor shall the Chief of Police disburse, seek to disburse or permit any monies in said Fund to be disbursed except for purposes that are consistent with Subsection (d) of this section and with a detailed plan for expenditures which has been approved upon a majority vote of the City Council, subject to the approval of the Mayor, or passage by the Council over the Mayor's veto by a two-thirds vote. The expenditure plan and amendments thereto shall be approved by the Board of Police Commissioners and submitted concurrently to the Public Safety Committee, and to the Budget and Finance Committee of the City Council for their recommendations to the City Council.

The Chief of Police shall concurrently submit to the Board, to the City Controller and to the City Council quarterly, a detailed account showing amounts and general purposes for which Fund money has been disbursed.

(f) Whenever the City Controller or Chief of Police is mentioned herein, the powers and duties conferred may be exercised or performed by a designated subordinate.

NARCOTICS ANALYSIS LABORATORY TRUST FUND EXPENDITURE BFY 23-24

LIST OF NALTF-FUNDED TRAINING – JULY 2023 THROUGH JUNE 2024 April 2024

Courses are required to maintain national laboratory accreditation with the ANSI National Accreditation Board, to be up to date with new methods, procedures and technology, and/or to maintain expertise. The following is a list of courses funded through NALTF for Forensic Science Division staff between July 2023 and June 2024.

COURSES
81 st Annual ASQDE Conference
California Criminalistics Institute (CCI) Firearms Safety (E101)
Agilent 5973/5975 GC/MSD Troubleshooting and Maintenance
Method Development Techniques and Practical Applications Using LCMSMS
Intoximeters EC/IR II Maintenance School
Southwestern Association of Forensic Document Examiners (SWAFDE) Annual Conference
22 nd Annual AFQAM Training Conference
Versaterm Re: Invent Users Conference 2024
California Association of Toxicologists (CAT) Winter 2023 Meeting
Contraband Concealment Course
Beretta Armorer Course
American Academy of Forensic Sciences (AAFS) 76 th Annual Conference
American Academy of Forensic Sciences (AAFS) Laboratory Safety and Health for Preventing Drug Exposure Webinar
The 138 th California Association of Criminalists (CAC) Annual Seminar
California Association of Toxicologists (CAT) Spring 2024 Meeting
Borkenstein Alcohol and Highway Safety Course
Association of Firearm and Toolmark Examiners (AFTE) 54 th Annual Training Seminar
ANAB Assessor Training