June 25, 2004

The Honorable Frederick Horn
Presiding Judge
Orange County Superior Court
700 Civic Center Drive West
Santa Ana, CA 92702

Subject: Response to Orange County Grand Jury Report, “Tobacco Settlement Revenue in Orange County, June, 2004”

Dear Judge Horn:

Per your request and in accordance with California Penal Code §933 and §933.05, enclosed please find my response to the FY 03-04 Grand Jury Report. If you have any questions, please contact Assistant Sheriff Kim Markuson at 647-1815.

Respectfully,

Michael S. Carona
Sheriff-Coroner

C: Tom Staple, Grand Jury Foreman
Jim Ruth, County Executive Officer
Response to the Grand Jury
"Tobacco Settlement Revenue"
Final Report 2003 – 2004

Sheriff – Coroner Michael S. Carona

ORANGE COUNTY SHERIFF'S DEPARTMENT
Kim Markuson, Assistant Sheriff
Chief of Jail Operations
Santa Ana, California
June 2004
Table of Contents

Response to Findings  Page 1
Response to Grand Jury Recommendations  Page 2
Tobacco Settlement Revenue in Orange County

The purpose of this study was to identify the impact of the Tobacco Settlement Fund and determine if it is being used properly and efficiently. Following the Nationwide Tobacco Litigation Settlement in 2000, Orange County began receiving approximately $35 million annually as its share of the settlement. With the passage of Measure H, the allocation of the fund has been divided among six different categories that include medical needs of seniors, indigents, public safety, and prevention and treatment of substance abuse and mental illness. The conclusion is that the many programs administered by the Health Care Agency and the construction program administered by the

FINDINGS

Under California Penal Code §933 and §933.05, responses are required to all findings. The 2003-2004 Orange County Grand Jury arrived at the following findings. Beneath each is the Sheriff’s Department response to that finding:

Grand Jury Finding #2: The construction of the new drug-rehabilitation module at the Theo Lacy Facility has been aided by TSR funds.

Sheriff’s Response: The Sheriff-Coroner concurs with the Grand Jury’s finding.
RECOMMENDATIONS

In accordance with California Penal Code §933 and §933.05, each recommendation requires must be responded to by the government entity to which it is addressed. These responses are to be submitted to the Presiding Judge of the Superior Court. Based on the findings, the 2003-2004 Orange County Grand Jury recommends that:

Grand Jury Recommendation #2 - The Sheriff-Coroner complete the construction of the new drug-rehabilitation module at the Theo Lacy Jail, aided by TSR funds, and apply TSR funds for the operation of the new facility.

Sheriff’s Response: The recommendation has been implemented.

The Sheriff has committed a portion of their TSR to fund the Drug and Alcohol Rehabilitation program at Theo Lacy. The remainder of available TSR revenue will pay back the cash advances for Theo Lacy Bldg B construction until such time as they are repaid. Thereafter, the Department will consider using these funds to support Sheriff's operations costs at Theo Lacy.