

STATE OF MINNESOTA

Office of the State Auditor



**Rebecca Otto
State Auditor**

**EAST CENTRAL DRUG AND
VIOLENT OFFENDERS TASK FORCE
RUSH CITY, MINNESOTA**

AGREED-UPON PROCEDURES

November 10, 2016

Description of the Office of the State Auditor

The mission of the Office of the State Auditor is to oversee local government finances for Minnesota taxpayers by helping to ensure financial integrity and accountability in local governmental financial activities.

Through financial, compliance, and special audits, the State Auditor oversees and ensures that local government funds are used for the purposes intended by law and that local governments hold themselves to the highest standards of financial accountability.

The State Auditor performs approximately 150 financial and compliance audits per year and has oversight responsibilities for over 3,300 local units of government throughout the state. The office currently maintains five divisions:

Audit Practice - conducts financial and legal compliance audits of local governments;

Government Information - collects and analyzes financial information for cities, towns, counties, and special districts;

Legal/Special Investigations - provides legal analysis and counsel to the Office and responds to outside inquiries about Minnesota local government law; as well as investigates allegations of misfeasance, malfeasance, and nonfeasance in local government;

Pension - monitors investment, financial, and actuarial reporting for approximately 700 public pension funds; and

Tax Increment Financing - promotes compliance and accountability in local governments' use of tax increment financing through financial and compliance audits.

The State Auditor serves on the State Executive Council, State Board of Investment, Land Exchange Board, Public Employees Retirement Association Board, Minnesota Housing Finance Agency, and the Rural Finance Authority Board.

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**Audit Practice Division
Office of the State Auditor
State of Minnesota**

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INDEPENDENT AUDITOR'S REPORT ON APPLYING AGREED-UPON PROCEDURES

Ms. Kristin Lail, Program Administrator
Minnesota Department of Public Safety

East Central Drug and Violent Offenders Task Force
Oversight Committee

We have performed the procedures enumerated below, which were agreed to by the Minnesota Department of Public Safety and the East Central Drug and Violent Offenders Task Force, solely to assist you in determining that the East Central Drug and Violent Offenders Task Force has appropriate practices implemented to ensure assets are adequately safeguarded and controlled and the chain of custody for seized property is documented and provides for adequate security and accountability from intake to disposition. These procedures were applied to the records of the East Central Drug and Violent Offenders Task Force originating with confidential/buy fund activity during the 12-month period ending December 31, 2015. The East Central Drug and Violent Offenders Task Force's management is responsible for the records of the Task Force. This engagement to apply agreed-upon procedures was conducted in accordance with attestation standards established by the American Institute of Certified Public Accountants. The sufficiency of the procedures is solely the responsibility of the Minnesota Department of Public Safety and the East Central Drug and Violent Offenders Task Force. Consequently, we make no representation regarding the sufficiency of the procedures described below either for the purpose for which this report has been requested or for any other purpose.

1. Procedure

Determine that the use of confidential/buy funds is adequately documented on expense reports.

Findings

We obtained a list of all confidential/buy fund transactions for the 12-month period ending December 31, 2015. We selected four transactions, concentrating on funds used for a buy/bust; investigator purchase of illegal drugs, contraband, or other evidence of

criminal activity; and payments made directly to informants for drugs, as these activities would be the most likely to also involve seized property. We reviewed the expense reports for the selected transactions. All items tested were adequately documented.

2. Procedure

Determine that adequate documentation exists to support the chain of custody for seized property, including a detailed inventory of property seized before being secured in storage, proper accounting of currency seized, and clear identification of storage location and inventory number.

Findings

The case files associated with the confidential/buy fund transactions selected for testing were identified. We reviewed all the seized property from the initial buy and any related search warrants associated with each case. This consisted of a total of four buys and three search warrants. We traced the documentation of the activity for each seized item from the point of seizure to its inventory barcode number to its current location. Two of the cases included seized currency. We traced the documentation for these from the seized currency log to the deposit or return to owner, as applicable. Adequate documentation supported the chain of custody for seized items tested.

3. Procedure

Determine that controls at property storage locations meet best practice standards.

Findings

We were escorted by the evidence custodians through the Isanti, Kanabec, and Pine County property rooms, which are the main locations used by the Task Force, and reviewed the controls in place considering such things as physical access, controlled security, and property and custody tracking records. We noted that no enhanced security storage is used for jewelry in the Isanti and Kanabec County property rooms and that it is stored with general evidence. In addition, we were informed that the practice at the Kanabec County property room does not include maintaining a record to track all access to the property room area. Lastly, we noted that there is no periodic monitoring by someone other than the custodian of the Kanabec County property room and its records to verify that an item is located where it should be or was properly disposed of. Other controls noted for property storage met best practice standards.

4. Procedure

Determine that property exists in storage or was properly disposed of.

Findings

For all of the seized property items associated with the four cases selected for testing, we verified that the item was located in storage where it was noted in the tracking system, appropriately returned to the owner, or properly disposed of, as applicable. The necessary approvals and documentation were reviewed to verify the proper treatment. We noted one item at Isanti County that was located in the evidence room; however, it was not identified in the County's property tracking system. The item, therefore, lacked the appropriate chain of custody required to track it through the system. In addition, we noted cash identified in the Isanti County property tracking system as originally being placed in the property room and later destroyed, when, in fact, the cash was actually deposited and eventually forfeited. No other exceptions were noted for the items tested.

5. Procedure

Determine that forfeitures were properly reported to the Office of the State Auditor.

Findings

For the seized property items associated with the four cases selected for testing, we verified that the item was properly determined to be a forfeiture or not by the Task Force. The only forfeitures noted were seized currency amounts from a search warrant. We verified the Notice of Seizure and Intent to Forfeit Property Notice form was properly completed in a timely manner. We also verified the information reported to the Office of the State Auditor's Government Information Division was accurate and received in a timely manner. No exceptions were noted for the items tested.

* * * * *

We were not engaged to, and did not, conduct an audit, the objective of which would be the expression of an opinion on the accounting records. Accordingly, we do not express such an opinion. Had we performed additional procedures, other matters might have come to our attention that would have been reported to you.

This report is intended solely for the information and use of the Minnesota Department of Public Safety and the East Central Drug and Violent Offenders Task Force and is not intended to be, and should not be, used by anyone other than those specified parties.

/s/Rebecca Otto

/s/Greg Hierlinger

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GREG HIERLINGER, CPA
DEPUTY STATE AUDITOR

November 10, 2016