

Date: March 17, 2020

MEMORANDUM FOR FLORIDA LAW ENFORCEMENT SUPPORT OFFICE (LESO) PROGRAM PARTICIPANTS

SUBJECT: State Plan of Operation (SPO) Dated June 2018, LESO Program changes:

This memorandum amends the Law Enforcement Agency's (LEA) responsibilities within the existing SPO between the State of Florida and the City of Delray Beach Police Department.

This addendum establishes the understanding regarding the requirement of two levels of security and financial liability for negligent lost/stolen/destroyed small arms.

a. LESO small arms not carried on an officer's person or in the officer's immediate physical vicinity will be secured using two levels of security. Two levels of security means two distinct lockable barriers, each specifically designed to render a weapon inaccessible and unusable to unauthorized persons. Lockable barriers meeting this description may be either manual or electronic.

b. DLA OIG investigations may be initiated when small arms are improperly disposed of or becomes lost, stolen or otherwise destroyed while maintained in the program inventory. Law Enforcement Agencies may be required to reimburse DLA the fair market value of the small arm when negligence or willful conduct is confirmed at the conclusion of the Financial Liability Investigation of Property Loss (FLIPL) investigation. Reimbursement will be within sixty (60) days of the completion of the FLIPL investigation.

(1) Title will never transfer to the recipient regardless of the status of the small arm.

(2) Payments due to DLA Disposition Services, based upon the findings of the FLIPL investigation, may be paid by one of the following three methods:

- (a) Credit card payments via pay.gov
- (b) Cashier/business checks
- (c) Wire transfers

The provision on two levels of security for small arms is effective June 9, 2020. Any request for an extension must be submitted before that date. The provision on financial liability for negligent or willful loss of small arms that are improperly disposed of or become lost, stolen or otherwise destroyed while maintained in the program inventory applies to all small arms accounted for on an agency's LESO Program property book on the date this addendum is signed. This addendum to the State Plan of Operation must be signed by the current Chief Law Enforcement Official (CLEO) or designee of each LEA by June 9, 2020. Failure to sign by this date will require that all weapons be returned.

The aforementioned changes to the State Plan of Operation (SPO) are acknowledged and accepted by the following individual:

LEA Name: City of Delray Beach Police Department

CLEO Name (*Print*): Javaro Sims

CLEO Signature:

Date:

City Mayor Name (*Print*): Shelly Petrolia

City Mayor Signature:

Date:

Attest:

Katerri Johnson, City Clerk

Approved as to form and
legal sufficiency:

Lynn Gelin, City Attorney

State Coordinator (*Print*): Jody Quick

State Coordinator Signature:

Date: