

STATE BOARD OF ACCOUNTS
302 West Washington Street
Room E418
INDIANAPOLIS, INDIANA 46204-2769

AUDIT REPORT
OF
COUNTY SHERIFF
BROWN COUNTY, INDIANA
January 1, 2010 to December 31, 2010



FILED
11/18/2011

TABLE OF CONTENTS

<u>Description</u>	<u>Page</u>
County Officials	2
Transmittal Letter	3
Audit Results and Comments:	
Bank Account Reconciliations – Sheriff's Inmate Trust.....	4
Official Bond Coverage.....	4
Exit Conference.....	5

COUNTY OFFICIALS

<u>Office</u>	<u>Official</u>	<u>Term</u>
Auditor	Mari H. Miller Glenda K. Stogsdill	01-01-10 to 12-31-10 01-01-11 to 12-31-11
Sheriff	Robert Stogsdill (deceased) Rick Followell	01-01-10 to 12-31-10 01-01-11 to 12-31-11
President of the Board of County Commissioners	James W. Austin Mary Fouch	01-01-10 to 12-31-10 01-01-11 to 12-31-11
President of the County Council	Cindy Steele David Critser	01-01-10 to 12-31-10 01-01-11 to 12-31-11



STATE OF INDIANA
AN EQUAL OPPORTUNITY EMPLOYER

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TO: THE OFFICIALS OF BROWN COUNTY

We have audited the records of the County Sheriff for the period from January 1, 2010 to December 31, 2010, and certify that the records and accountability for cash and other assets are satisfactory to the best of our knowledge and belief, except as stated in the Audit Results and Comments. The financial transactions of this office are reflected in the Annual Report of Brown County for the year 2010.

STATE BOARD OF ACCOUNTS

June 24, 2011

COUNTY SHERIFF
BROWN COUNTY
AUDIT RESULTS AND COMMENTS

BANK ACCOUNT RECONCILIATIONS - SHERIFF'S INMATE TRUST

Per Indiana Code 36-8-10-22, the sheriff shall hold in trust separately for each inmate any money received from that inmate or from another person on behalf of that inmate. The sheriff shall maintain a record of each trust fund's receipts and disbursements. The state board of accounts shall prescribe the form for this record. Upon discharge or release of an inmate from the county jail, the sheriff shall pay to that inmate or his legal guardian any balance remaining in his trust fund. Monthly bank account reconciliations for the inmate trust fund were incorrect or not presented for audit. The county sheriff's department stopped reconciling the inmate trust fund in June 2010.

Attempts were made in 2011 to reconcile the Inmate Trust Fund and some errors were found and corrected. However, as of December 31, 2010, there was cash necessary to balance the fund in the amount of \$307.08. On October 27, 2011, reimbursement of \$307.08 was made to the Inmate Trust on behalf of the former Sheriff.

OFFICIAL BOND COVERAGE

The former Sheriff's official bond was filed with the County Recorder in 2002. A separate official bond for his second term from January 1, 2007 through December 31, 2010, was not on file in the County Recorder's office. The official bond did not show evidence of approval by the County Executive as required by Indiana Code 5-4-1-8. The bond filed in the office of the County Recorder, commencing on the 1st day of January 2003 indicated said Principal, Robert Stogsdill, County Sheriff shall faithfully perform the duties of his said office as set forth in the Indiana Statutes as revised from time to time, then this obligation shall be void and of no effect, otherwise to remain in force and effect. The bond was issued by RLI Insurance Company, Surety Division, in the amount of \$25,000 and was payable to the State of Indiana. As of July 1, 2009, the required amount of the Sheriff's official bond was increased to \$30,000. Therefore, the amount of the bond was insufficient for part of 2009 and calendar year 2010.

Indiana Code 5-4-1-8 states in part: "The official bonds of officers, if sufficient, shall be approved as follows: . . . (2) Of county sheriff, county coroner, county recorder, county auditor, county treasurer, and the clerk of the circuit court, by the county executive. . . (b) A person who approves an official bond shall write the approval on the bond. (c) A bond must be approved before it is filed."

Effective July 1, 2009 through June 30, 2011, Indiana Code 5-4-1-18(c) stated: "Except as provided in subsections (h) and (i), the fiscal bodies of the respective units shall fix the amount of the bond of city controllers, city clerk-treasurers, town clerk-treasurers, Barrett Law fund custodians, county treasurers, county sheriffs, circuit court clerks, township trustees, and conservancy district financial clerks as follows: (1) The amount of annual coverage must equal thirty thousand dollars (\$30,000) for each one million dollars (\$1,000,000) of receipts of the officer's office during the last complete fiscal year before the purchase of the bond, subject to subdivision (2). (2) The amount of annual coverage may not be less than thirty thousand dollars (\$30,000) nor more than three hundred thousand dollars (\$300,000) unless the fiscal body approves a greater amount for the officer or employee." As of July 1, 2011, this statute was changed to remove the requirement for annual bond coverage in the stated amount but the required amount for a County Sheriff remains \$30,000 as a minimum.

COUNTY SHERIFF
BROWN COUNTY
EXIT CONFERENCE

The contents of this report were discussed on June 29, 2011, with Rick Followell, Sheriff; Jeff Deckard, Chief Deputy; Sue S. Reddy, Matron; and Tonya Condon, Assistant Matron.