

EMMONS COUNTY SHERIFF'S OFFICE

2021 ANNUAL REPORT



To Serve – To Protect

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Years of Service
Emmons County Sheriff's Office

Employee	Position	Yrs. of Service
Gary Sanders.....	Sheriff.....	28 yrs.
Mark Pearson.....	Chief Deputy.....	10 yrs.
Christopher Vargas.....	Deputy Sheriff.....	6 yrs.
John Bartlette.....	Deputy Sheriff.....	5 yrs.
Damian Wright.....	Deputy Sheriff.....	4 yrs.
Tena Weber.....	Office Deputy.....	39 yrs.

The Emmons County Sheriff's Office was established in 1883 and is responsible for patrolling and providing the various required law enforcement duties within Emmons County which consists of 1555 sq. miles and has a population of approx. 3400 people. The cities and communities include Linton, Strasburg, Hazelton, Hague, Braddock, Kintyre, Westfield, Hull and the various growing subdivisions along Lake Oahe. In 2013 the City of Linton discontinued operating their own police department and entered into a mutual agreement with the county to provide Law Enforcement services, making the sheriff's office the only local law enforcement agency in the county.

Sheriff Gary Sanders first took office on January 1st, 2007 and is currently serving his fourth term as Sheriff. The sheriff has the responsibility for developing, updating and implementing departmental and jail policies and procedures in accordance with state or federal laws. The sheriff is also responsible for all major administrative functions, including but not limited to budget preparation and monitoring, hiring, scheduling, evaluation of staff performances, counseling, purchasing of department items and equipment, directing the investigations of serious crimes and incidents along with many other operational, personnel and administrative issues.

The duties and responsibilities of the sheriff's office is very diverse and includes but not limited to: the enforcement of all local and state criminal and traffic laws, conducting investigations, responding to various emergencies or complaints, maintain the peace and safety of the citizens, provide courtroom security, transporting prisoners and serving civil papers. The sheriff's office also has a responsibility and commitment to foster positive relationships between the general public and area schools by conducting various public relation presentations that include topics about drug & alcohol abuse, fraud and other public safety issues or concerns.

Employee Training

OFFICER	Total Career Training Hours	2019	2020	2021
Sheriff Gary Sanders	1818	18	38	38
Chief Deputy Mark Pearson	1036	23	42	41
Deputy Chris Vargas	1536	15	105	20
Deputy John Bartlette	982	26	102	49
Deputy Damian Wright	850	19	38	100

ND peace officers are licensed through the ND POST Board (Peace Officers Standards & Training) and are required to obtain a minimum of 60 hours of approved training every three years and annually qualify with their sidearm or other weapons to have their license renewed.

Prior to being licensed or hired as an officer, each candidate must:

- 1. Pass a written or oral psychological test and deemed mentally fit for duty.***
- 2. Pass a medical physical examination and be deemed physically fit for duty.***
 - a. Annual or periodic physical exams are required in accordance with NDCC 65-01-15.1 to be in compliance with certain WSI requirements.***
- 3. Pass an FBI and local Criminal background check which may also include their Driving, Financial and Social background history.***
- 4. Officers are also required to sign and adhere to a "Peace Officer's Code of Conduct" pertaining to their conduct and ethics both on and off duty. A violation of this code may result in the officer's peace officers license being suspended, revoked or other actions deemed appropriate by the ND POST Board who issues and regulates a police officer's license.***

Linton City Law Enforcement Contract

In 2013 Emmons County and the City of Linton jointly entered into a full-time Law Enforcement Services Agreement when the city decided to no longer maintain and manage their own police department for various reasons to include the over-all cost, management, liabilities and equipment of operating a police department.

In 2012 when the City had their own Police Department they had a Public Safety Budget of approx. \$91,920.00. The initial 2013 LE Contract between the City and County was in the amount of \$88,500.00 which included any and all costs, equipment, training and liability assumed by the County.

The City of Linton pays Emmons County for this LE Service which is subject to an annual review by city and county officials. Since the initial contract in 2013 between the City and County it has been jointly agreed to modify and reduce the cost to the City five (5) times. Most recently in 2019 the contract was jointly amended to reduce the overall agreement cost to the city for 2020 by an additional \$7,566.82, for a total annual cost of \$40,000.00.

As part of this agreement, the city agreed to lock in this price for a five (5) year period and the sheriff's office would no longer have to maintain a weekly minimum hourly average. Because of the City's size, public safety needs and necessities the sheriff's office has regularly provided 40-50 hours per week of LE Services within the City.

In return, the sheriff's office agrees to provide 24/7 hour LE coverage and services. To enforce any state laws and city ordinances and to work closely with City officials concerning their LE needs and concerns. The County also assumes all costs and liability related to personnel hiring, management, conduct, training and any equipment issues or other costs to include any jail or inmate expenses.

	2019	2020	2021
LE Contract Amount	\$47,566.82	\$40,000.00	\$40,000.00

Civil and Criminal Process

The sheriff's office has the responsibility of serving and executing legal court-issued documents in addition to various civil papers in accordance with NDCC: 11-15-04 & 11-15-06. The sheriff's office by law (NDCC: 11-15-07) must charge a service fee and or mileage if applicable for service of certain documents. The various Civil Process service fees are set by state law with the mileage rate currently being .60 per/mile.

Among the various types of documents served are: Warrants, Subpoenas, Small Claims, Orders to Show Cause, Summons & Complaints, Evictions, Protection Orders, Civil Judgment Executions, and Wage Garnishments. Once service is complete, the officer must complete a "Sheriff's Return" which is an affidavit acknowledging and verifying who, when and where service was completed or indicating they were unable to locate the person to make service.

	2019	2020	2021
Civil & Criminal Process	271	254	205
Civil Judgment Executions	12	11	9
Criminal Warrants (Local and Non-Local)	41	21	18
TOTAL	324	286	232

Fees Collected

(All fees are deposited into the County General Fund)

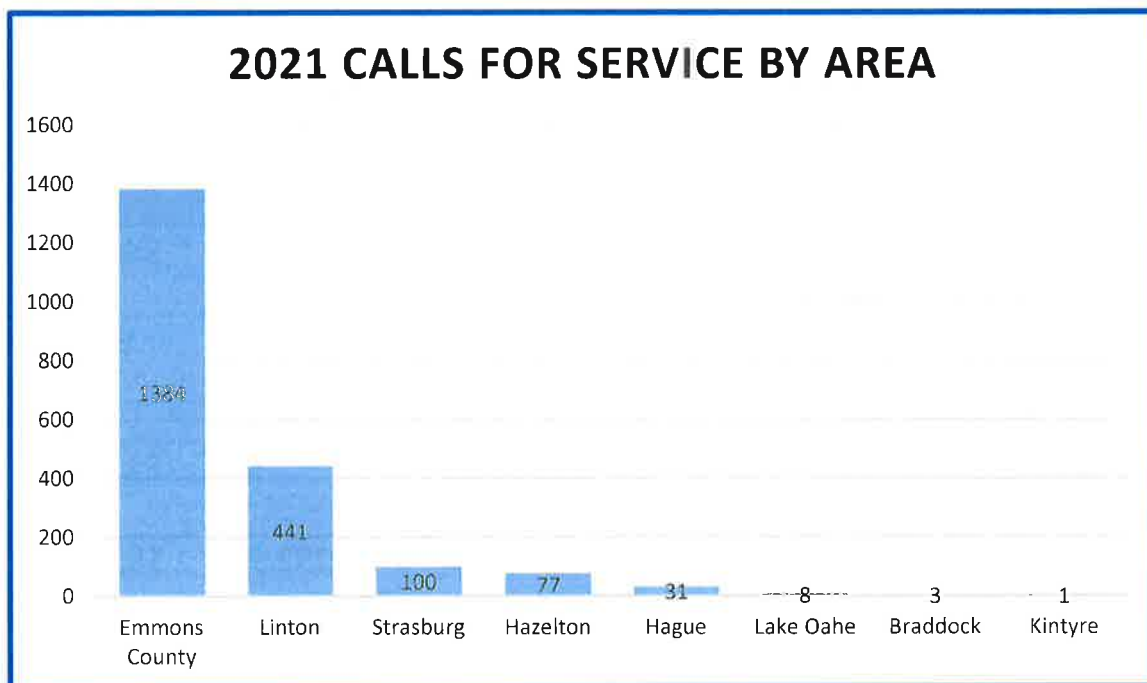
	2019	2020	2021
Collections (Service fees for serving civil papers)	\$4,864.80	\$4,628.97	\$3,888.00
Misc. Receipts (Fingerprints, Vehicle Storage, Copies of Reports, Fireworks Permits, etc.)	\$626.00	\$664.00	\$537.00
Special Deputy (Security for special events)	\$4,896.12	\$0	\$4,250.00
TOTAL	\$10,386.92	\$5,292.97	\$8,675.00

Calls for Service (CFS)

“Calls for Service” (CFS) refers to assignments, calls or events that are assigned to an officer by either their office or dispatch center (ND State Radio) that require their presence to investigate, resolve, correct or assist in a particular situation or event. The calls are generally initiated by the public either in person or by calling into 911 or directly to the sheriff’s office or through the officers own observation.

Calls for Service are generally short reports for minor events or incidents (i.e. motorist assist, welfare checks, medical calls, information only, etc.) containing a short narrative and information about the event and actions taken by the officer. A Calls for Service is also required prior to beginning or completing a Case Report for major or more serious events or incidents that requires additional investigation, possible criminal charges or an arrest.

	2019	2020	2021
EMMONS COUNTY	1284	1256	1604
LINTON	461	356	441
TOTAL	1745	1612	2045



Calls for Service Offenses

Below is a list of the most frequent types of Calls for Service (CFS) for 2021. Some of the below CFS's have multiple offences (i.e. Drug charges with an Assault) assigned to them for a grand total of 2219 CFS. All CFS received by the sheriff's office require an officer to respond, investigate and take any necessary appropriate action.

CFS Categories	Number of Calls
Alcohol Related	
Driving Under the Influence	7
Minor in Possession/ Minor in Consumption	2
Open Container	1
Drunkenness (Detox)	1
Actual Physical Control	1
Total	12
Theft of Property	
All Other Larceny – Theft	22
Theft from Motor Vehicle & Motor Vehicle Parts & Accessories	4
Gas Drive Off	5
Theft from Building	1
Identity Theft	3
Motor Vehicle Theft	9
Unlawful Use of License Plates	1
Possession of Stolen Vehicle	2
Unauthorized Use of Motor Vehicle	2
Counterfeiting/Forgery	4
Credit Card Fraud	1
Total	54
Burglary/Trespass/Suspicious Activity	
Suspicious Person/Vehicle/Activity	54
Burglary/Breaking and Entering	17
Alarm Calls	24
Criminal Trespass/Trespass of Real Property	18
Total	113
Vandalism/Criminal Mischief	
Destruction/Damage/Vandalism of Property	28
Total	28

Sexual Assaults/Violations	
Gross Sexual Imposition	1
Sexual Assault/Rape	1
Pornography/Obscene Material	1
Total	3
Physical Assaults/Abuse/Neglect	
Simple Assault	15
Domestic Dispute	12
Child Custody Dispute	1
Child Neglect and Abuse	6
Violation of Restraining/Protection Orders	7
Endangerment of Vulnerable Adult	1
Aggravated Assault	1
Total	43
Terrorizing/Harassment	
Disorderly Conduct	17
Terrorizing	2
Harassing/Obscene Phone Calls/ Letter/Electronic Communication	1
Felon in Possession of Firearm	1
Reckless Endangerment	4
Stalking	1
Harassment	1
Contact by Bodily Fluids or Excrement	1
Endangering by Fire or Explosion	1
Bomb Threat	1
Weapon Law Violations	1
Total	31
Crimes Against Law Enforcement	
Fleeing in a Motor Vehicle	3
Resisting Arrest	2
Assault of a Police Officer	0
Total	5
Drug/Narcotic/Drug Equipment	
Drug Equipment Violations	8
Drug/Narcotic Violations	11
Ingesting a Controlled Substance/Volatile Chemicals	7
Total	26
Weather Related Incidents	
Summer Storms	9
Winter Storms	1
Floods	1
Total	11

Animal Calls	
Cattle/Livestock at Large	21
Animal Call (<i>Warning/Return of Animal</i>)	11
Animal Cruelty/Abandonment	9
Dog at Large	8
Nuisance/Barking Dog	8
Lost Animal	7
Animal Licensing	1
Animal Bite	4
Total	69
Lost/Found Property	
Found Property	9
Lost Property	5
Total	14
Motorist/Citizen/Other Assist	
Assist Other Agency/Jurisdiction	59
Welfare Check	47
Medical Assist	52
Motorist Assist	36
Citizen Assist	20
Farm Accident – Injury	1
Abandoned Vehicle	23
Civil Dispute/Civil Standby	30
Unlock Car Door	17
Loud Music/Noise/Party/Disturbance	15
Direct Traffic	4
Runaway/Attempt to Locate	2
Nuisance Scam Calls/Emails	2
House/Security Check	4
School Safety Check	3
Escort (<i>Person or Vehicle</i>)	2
Parking Complaint	1
Other Miscellaneous Complaints	3
Recovered for Other Jurisdiction	1
Total	322
Driving/Registration Offenses	
Reckless Driving	26
Driving Under Suspension/Revocation	25
Drove without Liability Insurance	8
Failure to Provide Proof of Insurance	2
Leaving the Scene of an Accident	2
Total	63

Deaths/Suicides	
Unattended Death	3
Attended Death	4
Suicidal Subject	1
Aircraft Crash (Fatality)	1
Death Notification	1
Total	10
Fire Calls	
Controlled Burns	109
Fire Calls (<i>Structure/Vehicle</i>)	21
Range/Grass Fires	18
False Fire Alarm	6
Total	154
911 Calls	
911 Calls (<i>Requesting EMS/FIRE/ LE</i>)	555
911 Misdialed Calls	20
Total	575
Involuntary Commitments	
Commitments (<i>Mental Health/Drug/Alcohol</i>)	6
Total	6
24/7 Sobriety Program Violations	
24/7 Participants – 9	
Alcohol – PBT/SCRAM Bracelet Non-Compliance	2
Drug – Patch/UA Non-Compliance	5
Participant No Show	3
Total	10
Assorted CFS	
Misc. Traffic Complaints/Traffic Stops/Citations	510
Motor Vehicle Accidents (<i>Reportable and Non Reportable</i>)	62
Criminal Attempt	2
Disobedience of Judicial Order	3
Littering	2
Traffic Hazard Complaints	26
City Ordinance	4
Warrants for Arrest	19
Public Relations	27
Other Misc. Activity	61
TOTAL CALLS FOR SERVICE	2265

**Total varies from page 7 chart as multiple offenses can be assigned to a single CFS.*

Case Reports (CR)

“Case Reports” (CR) refers to a full and complete police report containing detailed information related to any arrests, accidents, serious injury, death, criminal investigations or other major or serious incidents or crimes. All Case Reports begin with an officer first completing an initial Call for Service (CFS) for the incident.

Case Reports contain several pages of detailed and charted information, which includes specifics on suspects, victims, witnesses and a description and value of any property involved and action taken by the officer. It also might include photos or recordings and written statements from the associated parties involved.

	2019	2020	2021
EMMONS COUNTY	152	141	129
LINTON	62	62	76
TOTAL	214	203	205

Case Report Arrest Summary

Year	Person's Arrested	Criminal Charges
2019	84	139
2020	71	115
2021	70	110

<i>Vehicle Accident Reports</i>			
	2019	2020	2021
EMMONS COUNTY	28	25	38
LINTON	20	8	6
TOTAL	48	33	44
Property Damage	28	19	28
Injury	6	3	7
Fatality	0	0	1
Hit & Run	8	4	4
Non-Reportable	6	7	4

*Requirement to report an accident to LE is \$4000.00 in total damage or involves an injury or death.

<i>Traffic Citations Issued</i>			
<i>(Non-Criminal violations, i.e., Speeding, Care Req., Equipment violation, ect.)</i>			
	2019	2020	2021
EMMONS COUNTY	306	154	132
LINTON	64	55	39
TOTAL	370	209	171

Jail Information

	2019	2020	2021
Number of Inmates	34	20	28
Days in Jail	391	273	348
Cost of Boarding	\$28,413.61	\$20,714.76	\$34,808.10
Other Jail, Inmate & Related Costs	\$42,855.49	\$43,900.24	\$47,000.37

When possible or appropriate the sheriff's office can release someone from custody that has been arrested after the person signs a Promise To Appear (PTA) for their court hearing regarding the criminal charges they were arrested for as long as the offense is not a felony or involves physical or domestic violence which requires the person to be physically arrested and held until seen by a judge to set bond and conditions of bond prior to their release. This protocol reduces the associated costs with housing someone in jail.

The Emmons County Sheriff's Office contracts with the below Detention Centers for Boarding of Prisoners for required overnight or long-term purposes. It is the responsibility of Emmons County to provide transportation for the inmate to and from all court hearings or any needed medical appointments and any medical costs while in custody if applicable. In June 2017 the new Burleigh/Morton County Detention Center opened a 550 bed Class 1 facility in Bismarck which was much needed and greatly reduced the regional shortage of jail bed space.

The new Burleigh/Morton facility has a full-time nurse on staff for any minor inmate medical & medication needs and also has Interactive Video for inmates to appear via video rather than being transported to the courtroom for their bond or initial court appearances. Both of these services they provide requires less transport time for officers required to take the inmate to the clinic or initial court hearings.

DETENTION CENTER	COST PER DAY PER INMATE
Burleigh/Morton County Detention Center	\$75.00
Stutsman County Sheriff's Office	\$70.00
McLean County Sheriff's Office	\$65.00
Mercer County Sheriff's Office	\$60.00
ND Youth Correctional Center (Mandan)	\$284.98

Sex Offender Registration

The Sheriff's Office is responsible for registering all new Sex Offenders residing or working in Emmons County and forwarding the information to the North Dakota Attorney General's Office.

Reporting changes to the registration information is the responsibility of the offender. If an offender has any changes to the information that is required by the ND Attorney General's Office, the offender **MUST register that change with their registering agency with three (3) days of the effective date of the change. Failure to comply with the registration requirements or to notify law enforcement of any changes to the registration information is a Class C felony, for which a maximum penalty of five years imprisonment, a fine of \$5000.00, or both may be imposed.**

The ND Attorney General's Office will assign a RISK LEVEL of either LOW, MODERATE or HIGH to an offender after they have been properly evaluated which may take several months. An offender may have a risk level listed as "Undetermined" while their evaluation is pending.

**Minimum Registration Requirements:
LOW: 15 yrs., MODERATE: 25 yrs., HIGH: Life Time**

Number of Registered Sex Offenders residing and or working in Emmons County.	2019	2020	2021
	6	5	5

For additional information about the sex offenders registered in Emmons County, visit our website:

www.emmonsnd.com/sex-offenders.html

24/7 Drug & Alcohol Sobriety Program

	2019	2020	2021
Drug Patch	4	5	4
Alcohol SCRAM Bracelet	13	7	4
Remote Breath Test	0	0	1
Alcohol Breath Test	0	0	0
Total Participants	17	12	9

The 24/7 Sobriety Program is utilized state-wide and is overseen and governed by the ND Attorney General's Office. The 24/7 program is funded entirely by the participants who are required to pay for their participation in the program as ordered by the court.

Defendants appearing in District Court in a criminal matter involving alcohol or drugs may be ordered to participate in the program as a condition of their bond while their case is pending or as a probation requirement once their criminal case is done if found guilty of the offence. The fees are as follows:

- **Drug Patch:** \$55.00 per Drug Patch which is changed every 1-2 weeks and sent to an out of state lab to be analyzed. (Emmons County retains \$26.45 per patch)
- **SCRAM Bracelet:** \$50.00 initial setup fee is retained by Emmons County and \$6.00 per/day which \$5.00 is retained by the monitoring company and \$1.00 is retained by Emmons County.
- **PBT Breath Test:** \$1.00 per breath test conducted twice daily at the sheriff's office at 9:00 am and 9:00 pm each day.
- **All 24/7 funds collected are required to be deposited into a separate fund which MUST be used to locally support the 24/7 program.**

24/7 Account Balance as of 12/31/21

\$7,721.59

Public Relations & Services

FINGERPRINTING

The Emmons County Sheriff's Office provides fingerprint services to the general public for a fee of \$5.00 per fingerprint card who are required to have a state or federal background check completed for employment purposes (Daycare or Foster Parent Providers, all School Personnel or Federal Employment, Concealed Weapons Permits, Nursing Licensure, etc.) All fees collected are deposited into the county general fund.

YEAR	NUMBER OF PEOPLE FINGERPRINTED	TOTAL FEES COLLECTED
2021	43	\$425.00

SECURITY/ESCORTS FOR VARIOUS SPECIAL EVENTS

The Emmons County Sheriff's Office requires certain events to be properly policed in accordance to NDCC: 53-02-08 that are open to the general public where alcohol and or music is present. The cost of providing the officer is paid by the person or organization hosting the event and paid directly to Emmons County at a current rate of \$40.00 per/hr.

The Sheriff's Office as a public service to the citizens, businesses and communities also provides police escorts for Funeral Services, Parades and temporary traffic control for various community events, ranchers moving cattle along or across public roadways or local contractors or service providers needing temporary traffic control at no cost.

TYPE OF EVENT	# of EVENTS
Events Requiring Security <i>(Outdoor Concerts/Street Dances, Wedding Dances etc.)</i>	10
Parade Escorts <i>(Various Community and School Events)</i>	9
Traffic Control	0
Funeral Escorts	1
TOTAL EVENTS	20

Public Relations

Speaking & Educational Presentations

The Emmons County Sheriff's Office is regularly requested and participates in various speaking or educational presentations at our local schools, organizations and communities regarding a variety of public safety and educational subject matters.

DATE	LOCATION	SUBJECT MATTER	Estimated Attendance
3/12/21	HMB School	Snowball Dance – Breath Testing	50
3/15/21	Linton School	3 rd Grade Reading Presentation	15
4/10/21	Strasburg School	Prom Dance - Breath Testing	40
4/17/21	HMB School	Prom Dance - Breath Testing	26
5/9/21	Linton School	Prom Dance - Breath Testing	80
9/8/21	Emmons County 4H Ag. Safety Days	Road Safety Presentation	100
10/25/21	Strasburg School	Search and Seizure Presentation	8
10/26/21	Linton School	ND Tip 411 Presentation	80
10/28/21	Linton School	ND Tip 411 Presentation	50
11/9/21	HMB School	ND Tip 411 Presentation	70
12/10/21	Strasburg School	ND Tip 411 Presentation	65

PROJECT HOPE



TO PROTECT AND SERVE

EMMONS COUNTY DAIRY AND AG DAYS



CARSEAT INSPECTOR CLASS



Budget Information

2019	Approved Budget	Actual Expenditures	Year End Balance Remaining in Fund
Sheriff's Office	\$603,445.35	\$565,657.87	\$37,787.48
Jail	\$102,000.00	\$71,269.10	\$30,730.90
TOTALS	\$705,445.35	\$636,926.97	\$68,518.38

2020	Approved Budget	Actual Expenditures	Year End Balance Remaining in Fund
Sheriff's Office	\$618,115.85	\$565,585.70	\$52,530.15
Jail	\$107,803.00	\$64,615.00	\$43,188.00
TOTALS	\$725,918.85	\$630,200.70	\$95,718.15

2021	Approved Budget	Actual Expenditures	Year End Balance Remaining in Fund
Sheriff's Office	\$587,430.44	\$522,181.79	\$65,248.65
Jail	\$107,803.00	\$81,808.47	\$25,994.53
TOTALS	\$695,233.44	\$603,990.26	\$91,243.18

The Approved Budget for the Sheriff's Office includes all funds necessary for but not limited to employee's salaries and benefits, uniforms, vehicle expenses, fuel and equipment, training requirements, office equipment and supplies, support of various public relations and outreach programs and technology expenses which includes telephone, computer hardware, software and support. Any remaining fund balances at the end of the year are returned to the county general fund.

The Approved Budget for the Jail includes all funds necessary for but not limited to the housing, subsistence, care and transporting of prisoners, prisoner medical costs if applicable and operational and maintenance costs to maintain our local holding cell as required by law.

