

**SUBMITTAL TO THE BOARD OF SUPERVISORS  
COUNTY OF RIVERSIDE, STATE OF CALIFORNIA**

538



**FROM:** District Attorney

**SUBMITTAL DATE:**  
November 15, 2006

**SUBJECT:** Acceptance of the Life and Annuity Consumer Protection Program Grant and Adoption of Resolution 2006-449

**RECOMMENDED MOTION:** That the Board of Supervisors:

1. Approve acceptance of a \$100,000 Life and Annuity Consumer Protection Program ("LACPP") grant award from the Insurance Commissioner of the State of California for the grant period July 1, 2006 through June 30, 2007.
2. Adopt Resolution No. 2006-449 authorizing the District Attorney to submit a LACPP grant application to the California Department of Insurance and sign grant agreements on behalf of the Board through FY 2008-09. If funding of the grant significantly changes, is altered or discontinued, the department will return to the Board.
3. Approve and direct the Auditor Controller to make budget adjustments as shown in Attachment A.

**BACKGROUND:** Riverside County's population passed the 2 million mark earlier this year in 2006. The County's senior population is growing at a particularly rapid rate. This is in part a result of demographic trends occurring throughout the nation; however Riverside County is the home of several retirement communities and is particularly attractive to seniors seeking to retire in Southern California. In addition the California Department of Aging projects that the county's elderly population itself has become "older" and will continue to do so. Riverside County's older population age 85 and older will increase by 150% between 1990 and 2020. The increasing senior population creates a venue for criminal activity. According to elder abuse advocates the vast majority of elder abuse crimes are perpetrated to separate the senior from his or her assets.

*Grover Trask*

Grover Trask, District Attorney

FISCAL PROCEDURES APPROVED  
 ROBERT E. BYRD, Auditor-Controller  
 BY *Alvin Mayo* 11/17/06 Deputy  
 Departmental Concurrence  
 FORM APPROVED  
 COUNTY COUNSEL  
 NOV 16 2006  
*Colleen*

<b>FINANCIAL DATA</b>	Current F.Y. Total Cost:	\$ 100,000	In Current Year Budget:	No
	Current F.Y. Net County Cost:	\$ 0	Budget Adjustment:	Yes
	Annual Net County Cost:	\$ 0	For Fiscal Year:	2006-2007

<b>SOURCE OF FUNDS:</b> California Department of Insurance Grant	<b>Positions To Be Deleted Per A-30</b>	<input checked="" type="checkbox"/>
	<b>Requires 4/5 Vote</b>	<input checked="" type="checkbox"/>

**C.E.O. RECOMMENDATION:**

**APPROVE**

*Tom Brandt*

**County Executive Office Signature**

Dept's Recomm.:  Consent  Policy  
 Per Exec. Ofc.:  Consent  Policy

**Prev. Agn. Ref.:**

**District:** ALL

**Agenda Number:**

3 . 13

To combat this growing trend of financial crimes against seniors, the District Attorney Office applied for and was awarded a Department of Insurance's Life and Annuity Consumer Protection Program grant. The grant, made pursuant to the provisions of section 10127.17 of the California Insurance Code, will be used by the District Attorney for the enhanced investigation and prosecution of life and annuity financial abuse cases. The Office will also conduct education seminars targeting the senior population in the county. These seminars will reveal types of scams being used to defraud the seniors and what to do if contacted by a suspected con artist. We will also work with Department of Insurance staff.

The State LACPP Fund collected fewer funds than anticipated; resulting in the District Attorney awarded 50% of the grant funds requested. DOI expects grant funds to be used for compensating personnel in order to provide direct services to the senior population. This is reflected in the budget adjustments in Attachment A.

The attached grant agreement and resolution have been reviewed and approved as to form by County Counsel.

INSURANCE COMMISSIONER  
OF THE STATE OF CALIFORNIA

**GRANT AWARD AGREEMENT**

Fiscal Year 2006-2007

**Life and Annuity Consumer Protection Program**



The Insurance Commissioner of the State of California hereby makes award of funds to the **County of Riverside**, Office of the District Attorney, in the amount and for the purpose and duration set forth in this grant award.

This grant award consists of this title page and the application for the grant, which is attached and made a part hereof. By acceptance of the grant award, the grant award recipient agrees to administer the grant project in accordance with all applicable statutes, regulations and Request-for-Applications (RFA).

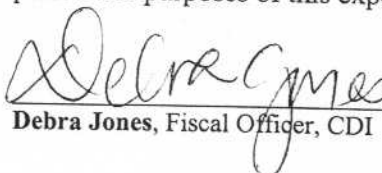
**Duration of Grant:** The grant award is for the program period, **July 1, 2006** through **June 30, 2007**.

**Purpose of Grant:** This grant award is made pursuant to the provisions of California Insurance Code Section 10127.17 and shall be used solely for the purposes of enhanced investigation and prosecution of life and annuity financial abuse cases.

**Amount of Grant:** The grant award agreed to herein is in the amount of **\$100,000**. This amount has been determined by the Insurance Commissioner. However, the actual total award amount for the county is contingent on the collection and the authorization for expenditure pursuant to the Government Code Section 13000 et seq. The grant award shall be distributed pursuant to Section 10127.17 of the Insurance Code.

<p>Official Authorized to Sign for Applicant/Grant Recipient</p>  <p>Name: <u>The Honorable Grover Crask</u> Title: <u>Riverside County District Attorney</u> Address: <u>4075 Main Street</u> <u>Riverside, CA 92501</u> Date: <u>6-22-06</u></p>	<p><b>JOHN GARAMENDI</b> Insurance Commissioner</p>  <p>Name: <u>Rick Baum</u> Title: <u>Chief Deputy Commissioner</u> Date: <u>6.28.06</u></p>
---	---

I hereby certify upon my own personal knowledge that budgeted funds are available for the period and purposes of this expenditure.

  
Debra Jones, Fiscal Officer, CDI

6-26-06  
Date

**Attachment "A"**

Increase Appropriations:

10000-2200100000-510040  
10000-2200100000-518100

Regular Salaries  
Budgeted Benefits

72,000

28,000

TOTAL

\$100,000

Increase Estimated Revenue:

10000-2200100000-755840

CA: Life Annuity Consumer Protect \$ 100,000

2  
3 RESOLUTION NO. 2006- 449

4 RESOLUTION OF THE BOARD OF SUPERVISORS OF THE  
5 COUNTY OF RIVERSIDE, STATE OF CALIFORNIA, REGARDING  
6 THE LIFE AND ANNUITY CONSUMER PROTECTION PROGRAM ("LACPP")  
7

8 WHEREAS, the County of Riverside desires to undertake a certain program designated the Life  
9 and Annuity Consumer Protection Program ("LACPP") to be funded in part from funds made available  
10 through California Insurance Code Section 10127.17 and administered by the California Department of  
11 Insurance (hereinafter referred to as "DOI"); now therefore,

12 BE IT RESOLVED AND ORDERED by the Board of Supervisors of the County of Riverside,  
13 State of California, in regular session assembled on November 28, 2006, that the Board of  
14 Supervisors of the County of Riverside does hereby authorize the District Attorney of the County of  
15 Riverside, State of California to submit and to sign Riverside County's application for grant funding as  
16 well as related contracts, amendments, or extensions with DOI.

17 IT IS AGREED that any liability arising out of the performance of this contract, including civil  
18 court actions for damages, shall be the responsibility of the grant recipient and the authorizing agency.  
19 The State of California and DOI disclaim responsibility for any such liability.

20 BE IT FURTHER RESOLVED that the resolution shall be in effect for a three-year period  
21 beginning July 1, 2006 and ending June 30, 2009.

22 BE IT FURTHER RESOLVED that grant funds received hereunder shall not be used to supplant  
23 local expenditures controlled by this body.

24 IT IS ALSO AGREED that this award is not subject to hiring freezes.  
25  
26  
27  
28