

FORM APPROVED COUNTY COUNSEL
 BY: GREGORY P. PRIAMOS DATE

FISCAL PROCEDURES APPROVED
 PAUL ANGULO, CPA, AUDITOR-CONTROLLER
 BY: Susana Garcia-Bocanegra
 Departmental Concurrence

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

376
 (1951)



SUBMITTAL DATE:
 7/26/16

FROM: District Attorney

SUBJECT: Acceptance of the Department of Insurance Life and Annuity Consumer Protection Fund (LACPF) Program Award with Budget Adjustment and Adoption of Resolution No. 2016-179. All Districts [\$53,327; State of California 100%]

RECOMMENDED MOTION: That the Board of Supervisors:

- 1) Ratify and approve acceptance of a grant award from the Insurance Commissioner of the State of California, Department of Insurance (DOI) Life and Annuity Consumer Protection (LACPF) Program in the amount of \$53,327 for the award period July 1, 2016 through June 30, 2017.
- 2) Approve and direct the Auditor-Controller to make the budget adjustments as shown on Schedule A.
- 3) Adopt Resolution No. 2016-179 authorizing the District Attorney and/or his designee to sign the Grant Agreement on behalf of the Board.

BACKGROUND:

Summary

The increasing senior population of Riverside County creates a venue for criminal activity. The vast majority of elder abuse crimes are perpetrated to separate the senior from his or her assets.

Background Continued on page 2

Elaina G. Bentley
 Elaina G. Bentley, Assistant District Attorney for
 Michael Hestrin, District Attorney

FINANCIAL DATA	Current Fiscal Year:	Next Fiscal Year:	Total Cost:	Ongoing Cost:	POLICY/CONSENT (per Exec. Office)
COST	\$ 53,327	\$ 0	\$ 53,327	\$ 0	Consent <input type="checkbox"/> Policy <input checked="" type="checkbox"/>
NET COUNTY COST	\$ 0	\$ 0	\$ 0	\$ 0	

SOURCE OF FUNDS: State of California 100%
 Budget Adjustment: Yes
 For Fiscal Year: 2016/17

C.E.O. RECOMMENDATION:

APPROVE

BY: *Doug Cady*
 Doug Cady

County Executive Office Signature

MINUTES OF THE BOARD OF SUPERVISORS

- A-30
- 4/5 Vote
- Positions Added
- Change Order

Prev. Agn. Ref.: 1/07/2014 3.8 | District: ALL | Agenda Number:

3-16

SUBMITTAL TO THE BOARD OF SUPERVISORS, COUNTY OF RIVERSIDE, STATE OF CALIFORNIA
FORM 11: : Acceptance of the Department of Insurance Life and Annuity Consumer Protection Fund (LACPF)
Program Award with Budget Adjustment and Adoption of Resolution No. 2016-179. All Districts [\$53,327;
State of California 100%]

DATE: 7/26/16

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BACKGROUND:

Summary (continued)

To combat this growing trend of financial crimes against seniors, the District Attorney's Office re-applied for continuation of funding from the Department of Insurance, Life and Annuity Consumer Protection (LACPF) Program and was awarded a grant in the amount of \$53,327.

The Life and Annuity Consumer Protection Program 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 District Attorney's 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. The District Attorney's Office will also work with DOI staff.

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

Impact on Citizens and Businesses

All costs under this program will be recovered through grant funding.

Attachments:

Grant Agreement
Schedule A Budget Adjustment
Resolution 2016-179

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Schedule "A"
FY 16/17

Increase Appropriations:

10000-2200100000-510040	Regular Salaries	\$34,226
10000-2200100000-518100	Budgeted Benefits	12,818
10000-2200100000-520200	Communications	2,200
10000-2200100000-528920	Car Pool Expense	2,500
10000-2200100000-527840	Training-Education/Tuition	<u>1,583</u>
		<u>\$53,327</u>

Increase Estimated Revenue:

10000-2200100000-755840	CA Life Annuity Consumer Protect	\$53,327
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3 RESOLUTION NO. 2016-179

4 RESOLUTION OF THE BOARD OF SUPERVISORS OF THE
5 COUNTY OF RIVERSIDE, STATE OF CALIFORNIA, REGARDING
6 THE DEPARTMENT OF INSURANCE LIFE AND ANNUITY CONSUMER
7 PROTECTION FUND ("LACPF")
8


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

13 BE IT RESOLVED AND ORDERED by the Board of Supervisors of the County of Riverside,
14 State of California, in regular session assembled on _____, 2016, that the District
15 Attorney of the County of Riverside, State of California and/or his designee is authorized, on his behalf,
16 to submit and to sign the Grant Agreement, as well as related contracts, amendments, or extensions with
17 the State of California Department of Insurance that do not significantly change the grant or the contract.

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

21 BE IT FURTHER RESOLVED that the resolution shall be in effect for a three-year period
22 beginning July 1, 2016 and ending June 30, 2019.

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

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FORM APPROVED COUNTY COUNCIL
BY:  NEAL R. KIPNIS
DATE

INSURANCE COMMISSIONER
OF THE STATE OF CALIFORNIA

GRANT AWARD AGREEMENT

Fiscal Year 2016-2017

Life and Annuity Consumer Protection Program

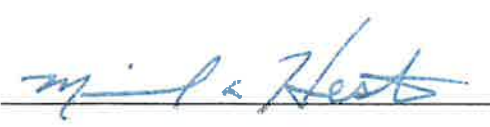
The Insurance Commissioner of the State of California hereby makes award of funds to the **County of Riverside**, Office of the District Attorney, in the amount and for the purpose and duration set forth in this grant award.


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, 2016** through **June 30, 2017**.

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 **\$53,327**. 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></p> <p>Name: The Honorable Michael A. Hestrin Title: Riverside County District Attorney Address: 3960 Orange Street Riverside, CA 92501 Date: <u>8/2/16</u></p>	<p>George Mueller Deputy Commissioner</p> <p>Date:</p>
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FORM APPROVED COUNTY COUNSEL
BY:  DATE: 8/3/16

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

Crista Hill, Fiscal Officer, CDI

Date

DAVE JONES
Insurance Commissioner

July 20, 2016

The Honorable Michael Hestrin, District Attorney
Riverside County District Attorney's Office
3960 Orange Street
Riverside, CA 92501

Dear District Attorney Hestrin:

I am very pleased to inform you that your proposal has been chosen to receive partial funding from the Department of Insurance Life and Annuity Consumer Protection Fund (LACPF). Your program has been awarded \$53,327 for fiscal year (FY) 2016-2017. The amount awarded shall be used as specified in your proposal with an emphasis on enhanced investigations and the prosecution of cases. Please submit a revised budget for FY 2016-2017 to Ms. Rachelle Gunther by August 24, 2016.

Far too often consumers are the victims of life insurance and annuity fraud and abuse. We look forward to working with your office to investigate and prosecute those committing fraud. I regret that the Legislature has so far declined to raise the fees on insurers necessary to increase funding for the Life and Annuity Consumer Protection Fund.

Three Grant Award Agreements are enclosed. Please have these executed by the appropriate signatories. These signed original Grant Award Agreements must be received by Rachelle Gunther, LACPF Analyst, in our San Francisco office, located at 45 Fremont Street, 23rd Floor, San Francisco, CA 94105, by 5:00 p.m. on September 14, 2016, or no funds will be disbursed.

If you have any questions, please contact the Department of Insurance LACPF Analyst, Rachelle Gunther. She can be reached at (415) 538-4359 or at Rachelle.Gunther@insurance.ca.gov.

Thank you for your partnership with the Department of Insurance in combatting life insurance and annuity fraud.

Sincerely,


DAVE JONES
Insurance Commissioner

Enclosures

cc: Stephanie Weissman, Supervising Deputy District Attorney