

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

224



FROM: District Attorney

SUBMITTAL DATE:
October 4, 2010

SUBJECT: Acceptance of the FY 2010-11 Automobile Insurance Fraud Program Grant Award and Adoption of Resolution No. 2010-294.

RECOMMENDED MOTION: That the Board of Supervisors:

1. Approve and ratify acceptance of the Automobile Insurance Fraud Program Grant ("AIF") award from the Insurance Commissioner of the State of California Department of Insurance in the amount of \$337,302 for the grant period July 1, 2010 through June 30, 2011.
2. Adopt Resolution No. 2010-294 authorizing the District Attorney to submit an AIF grant application to the California Department of Insurance. The District Attorney shall be authorized to sign the grant agreement for FY 2010-11; however grant agreements for FY 2011-12 and FY 2012-13 will be submitted to the Board for approval.

BACKGROUND: The Insurance Commissioner of the State of California has renewed the Automobile Insurance Fraud Program grant for the July 1, 2010 through June 30, 2011 funding period. The grant, awarded under the provision of Section 1872.8 of the California Insurance Code, is to be used by the District Attorney solely for the purpose of enhanced investigation and prosecution of automobile insurance fraud cases. The grant award is included in the department's current fiscal year budget. The attached grant award and resolution have been reviewed and approved as to form by County Counsel.

Rod Pacheco, District Attorney

FINANCIAL DATA	Current F.Y. Total Cost:	\$ 337,302	In Current Year Budget:	Yes
	Current F.Y. Net County Cost:	\$ 0	Budget Adjustment:	No
	Annual Net County Cost:	\$ 0	For Fiscal Year:	2010-11

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

C.E.O. RECOMMENDATION:

APPROVE

BY:
Robert Tremaine

County Executive Office Signature

MINUTES OF THE BOARD OF SUPERVISORS

On motion of Supervisor Ashley, seconded by Supervisor Buster and duly carried by unanimous vote, IT WAS ORDERED that the above matter is approved as recommended.

Ayes: Buster, Tavaglione, Stone, Benoit and Ashley
 Nays: None
 Absent: None
 Date: November 30, 2010
 xc: DA, Auditor

Kecia Harper-Ihem
 Clerk of the Board
 By:
 Deputy

3.21

FISCAL PROCEDURES APPROVED
 ROBERT E. BYRD, AUDITOR-CONTROLLER
 BY: SAMUEL WONG
 DATE: 10/17/10
 Departmental Concurrence
 FORM APPROVED COUNTY COUNSEL
 BY: NEAL R. KIPNIS

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

2
3 RESOLUTION NO. 2010-294.

4 RESOLUTION OF THE BOARD OF SUPERVISORS OF THE
5 COUNTY OF RIVERSIDE, STATE OF CALIFORNIA, REGARDING
6 THE AUTOMOBILE INSURANCE FRAUD PROGRAM

7
8 WHEREAS, the County of Riverside desires to undertake a certain program designated the
9 Automobile Insurance Fraud Program to be funded by funds made available through and administered
10 by the California Department of Insurance (hereinafter referred to as "DOI"); now therefore,

11 BE IT RESOLVED AND ORDERED by the Board of Supervisors of the County of Riverside, State
12 of California, in regular session assembled on November 30, 2010, 2010, that the Board of
13 Supervisors of the County of Riverside, State of California does hereby authorize the District Attorney
14 and/or his designee of the County of Riverside, State of California to submit or sign: Riverside County's
15 application for grant funding for a three year period beginning July 1, 2010 and ending June 30, 2013;
16 and sign the grant contract for the initial one year period. The contract with DOI for the second and third
17 years shall be approved by the Board of Supervisors. The District Attorney and/or his authorized
18 designee shall sign any contract amendments or extensions that do not significantly change the grant or
19 contract.

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

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

25 ROLL CALL:

26 Ayes: Buster, Tavaglione, Stone, Benoit, and Ashley
27 Nays: None
28 Absent: None

The foregoing is certified to be a true copy of a
resolution duly adopted by said Board of Super-
visors on the date therein set forth.

KECIA HARPER-IHEM Clerk of said Board

By _____ Deputy

FORM APPROVED BY COUNTY COUNSEL
BY [Signature] DATE 11/30/10
NATALIE KIPNISKY

INSURANCE COMMISSIONER
OF THE STATE OF CALIFORNIA

GRANT AWARD AGREEMENT

Fiscal Year 2010-11

Automobile Insurance Fraud Program

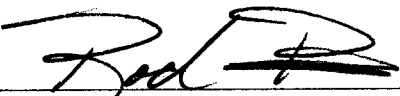
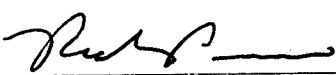
The Insurance Commissioner of the State of California hereby makes award of funds to the **Riverside County**, Office of the District Attorney in the amount and for the purpose and duration set forth in this grant award.

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).

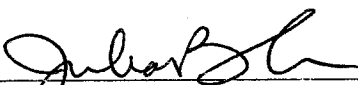
Duration of Grant: The grant award is for the program period, **July 1, 2010** through **June 30, 2011**.

Purpose of Grant: This grant award is made pursuant to the provisions of California Insurance Code Section 1872.8 and shall be used solely for the purposes of enhanced investigation and prosecution of automobile insurance fraud and economic car theft cases.

Amount of Grant: The grant award agreed to herein is in the amount of **\$337,302**. 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 1872.8 of the Insurance Code and to the California Code of Regulations Subchapter 9, Article 4, Section 2698.65.

Official Authorized to Sign for Applicant/Grant Recipient	STEVE POIZNER Insurance Commissioner
	
Name: Rod Pacheco	Name: Rick Plein
Title: District Attorney	Title: Deputy Commissioner
Address: 3960 Orange Street Riverside, CA 92501	
Date:	Date: <u>10/19/10</u>

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


Julia Cross, Fiscal Officer, CDI

10/25/10
Date