

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



**ITEM: 2.26
(ID # 21876)**

MEETING DATE:
Tuesday, May 23, 2023

FROM : AUDITOR CONTROLLER:

SUBJECT: AUDITOR-CONTROLLER: Internal Audit Report 2023-019: Riverside County Office of County Counsel

RECOMMENDED MOTION: That the Board of Supervisors:

1. Receive and file Internal Audit Report 2023-019: Riverside County Office of County Counsel Audit

ACTION:Consent


Ben J. Benoit, COUNTY AUDITOR-CONTROLLER 5/8/2023

MINUTES OF THE BOARD OF SUPERVISORS

On motion of Supervisor Spiegel, seconded by Supervisor Washington and duly carried by unanimous vote, IT WAS ORDERED that the above matter is received and filed as recommended.

Ayes: Jeffries, Spiegel, Washington, Perez, and Gutierrez
Nays: None
Absent: None
Date: May 23, 2023
xc: Auditor-Controller

Kimberly A. Rector
Clerk of the Board

By: 
Deputy

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

FINANCIAL DATA	Current Fiscal Year:	Next Fiscal Year:	Total Cost:	Ongoing Cost
COST	\$ 0.0	\$ 0.0	\$ 0.0	\$ 0.0
NET COUNTY COST	\$ 0.0	\$ 0.0	\$ 0.0	\$ 0.0
SOURCE OF FUNDS: N/A			Budget Adjustment:	No
			For Fiscal Year:	n/a

C.E.O. RECOMMENDATION: Approve

BACKGROUND:

Summary

In accordance with Board of Supervisors Resolution 83-338, we audited the Riverside County Office of County Counsel, Change of Department Head. This audit is conducted to provide management and the Board of Supervisors with an independent assessment of internal controls over capital assets and revolving funds, and system access controls.

Based upon the results of our audit, we identified opportunities for improvement of internal controls relating to capital assets, revolving funds, and system access controls.

We will follow-up in one year to determine if actions were taken to correct the findings noted.

Impact on Citizens and Businesses

Provide an assessment of internal controls over the audited areas.

SUPPLEMENTAL:

Additional Fiscal Information

Not applicable

ATTACHMENTS:

A: Riverside County Auditor-Controller's Office - Internal Audit Report 2023-019: Riverside County Office of County Counsel Audit


 Stephanie Perle, Principal Management Analyst 5/16/2023

Internal Audit Report 2023-019

**Riverside County
Office of County Counsel**

Report Date: May 23, 2023



**Office of Ben J. Benoit
Riverside County Auditor-Controller**

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ACC | **AUDITOR
CONTROLLER**
COUNTY OF RIVERSIDE

Ben J. Benoit
Riverside County Auditor-Controller

Tanya S. Harris, DPA, CPA
Assistant Auditor-Controller

May 23, 2023

Minh Tran
County Counsel
Riverside County Office of County Counsel
3960 Orange St, Ste 500
Riverside, CA 92501

Subject: **Internal Audit Report 2023-019: Riverside County Office of County Counsel
Audit**

Dear Mr. Tran:

In accordance with Board of Supervisors Resolution 83-338, we audited the Riverside County Office of County Counsel to provide management and the Board of Supervisors with an independent assessment of internal controls over the transfer and safeguarding of capital assets and revolving funds when there is a change in department head and system access controls.

We conducted our audit in accordance with the International Standards for the Professional Practice of Internal Auditing. These standards require that we plan and perform the audit to obtain sufficient, reliable, relevant, and useful information to provide reasonable assurance that our objective as described above is achieved. An internal audit includes the systematic analysis of information to evaluate and improve the effectiveness of internal controls. We believe this audit provides a reasonable basis for our conclusion.

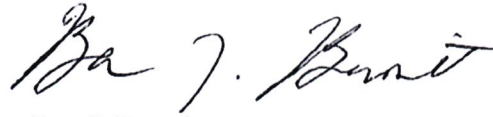
Internal controls are processes designed to provide management reasonable assurance of achieving efficiency of operations, compliance with laws and regulations, and reliability of financial and non-financial information. Management is responsible for establishing and maintaining adequate internal controls. Our responsibility is to evaluate the internal controls.

Internal Audit Report 2023-019: Riverside County Office of County Counsel Audit

Our conclusion and details of our audit are documented in the body of this audit report.

As requested, in accordance with paragraph III.C of the Board of Supervisors Resolution 83-338, management responded to each reported condition and recommendation contained in our report. Management's responses are included in the report. We will follow-up to verify that management implemented the corrective actions.

We thank you and your staff for your help and cooperation. The assistance provided contributed significantly to the successful completion of this audit.



Ben J. Benoit
Riverside County Auditor-Controller



By: René Casillas, CPA, CRMA
Deputy Auditor-Controller

cc: Board of Supervisors
Jeff A. Van Wagenen, Jr., County Executive Officer
Dave Rogers, Chief Administrative Officer
Grand Jury

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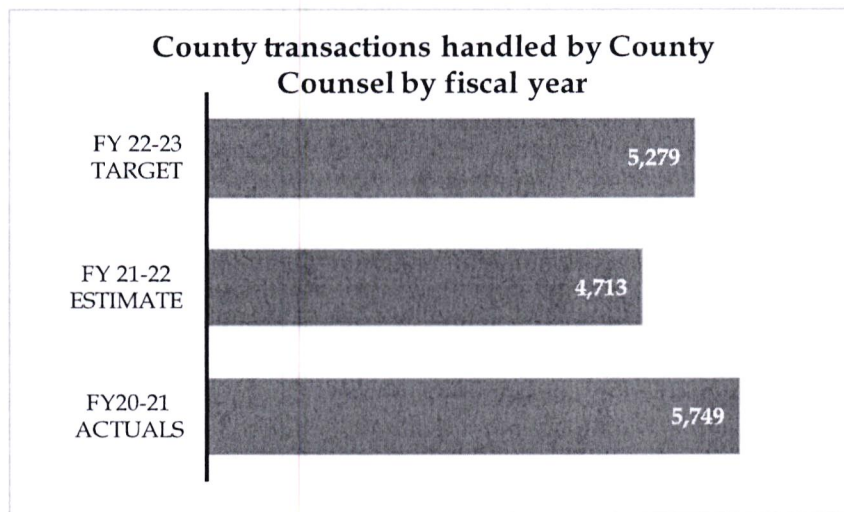
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Executive Summary

Overview

The Riverside Office of County Counsel (County Counsel) provides a full range of legal services designed to promote the public service objectives of the County of Riverside, while at the same time protecting the county from risk and loss. It serves the Board of Supervisors and county agencies, departments, commissions and officers, and other public entities within the county. County Counsel provides advisory, transaction, and litigation support on county issues such as health care, public safety, adult and child welfare, land development, environmental protection, real estate, contracts, public finance, taxation, public works, and elections.

Figure 1: Number of actual and estimated business transactions handled for Riverside County departments
 Fiscal Years 2021-23



(Data retrieved from *County of Riverside, Fiscal Year 2022/23 Adopted Budget Volume 1, 87*)

County Counsel has an adopted budget of \$5.3 million and 96 authorized positions for FY 2022-23. *County of Riverside, Fiscal Year 2022/23 Adopted Budget Volume 1, 90.*

Audit Objective

Our audit objective is to provide management and the Board of Supervisors with an independent assessment of internal controls over the transfer and safeguarding of capital assets and revolving funds when there is a change in department head as well as internal controls over system access.

Internal Audit Report 2023-019: Riverside County Office of County Counsel Audit

Audit Scope and Methodology

We conducted the audit from November 23, 2022, through January 26, 2023, for the operations from July 1, 2020, through December 5, 2022. Our scope included the following:

- Capital Assets
- Revolving Funds
- System Access Controls

Audit Highlights

Summary of Existing Conditions

- Disposals of capital assets were not reported timely. Untimely reporting of capital asset disposals can result in loss of county assets that may go undetected and cause capital asset to be overstated in the departments financial statements.
- Access to revolving fund checkbook was not restricted. Unrestricted access to the checkbook increases opportunities for checks to be written and disbursed to unauthorized parties.
- Departing employees' access rights to active directory were not disabled timely. Additionally, an active directory account was not disabled after an employee ended employment with the department. When an account is not closed immediately after an employee separation or transfer, there is a security risk to the information maintained in the systems used by the department.

Summary of Improvement Opportunities

- Establish internal policies and procedures on disposing assets to ensure timely reporting of asset disposals to the Riverside County Auditor-Controller.
- Establish proper tracking of capital assets to ensure assets are disposed in accordance with county procedures.
- Ensure unauthorized access to the revolving fund checkbook is restricted using locked storage area.

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- Ensure compliance with County of Riverside Information Security Standard v1.0, Section 4.1, *Account and Access Management*, by requesting and approving the disabling of system access rights on the day of an employee's departure from the department.
- Develop policies and procedures to ensure the disabling of accounts linked to Active Directory are requested and approved within 24 hours of an employee separation or transfer.

Audit Conclusion

Based upon the results of our audit, we identified opportunities for improvement of internal controls relating to capital assets, revolving funds, and system access controls.

Capital Assets

Background

Capital assets are tangible assets of significant value which have a utility that extends beyond the current year and are broadly classified as land (valued at \$1 or more), buildings and improvements, infrastructure, and equipment (acquisition cost of \$5,000 or greater).

Per the Riverside County Auditor-Controller's Standard Practice Manual 512, *Transfer of Accountability on Capital Assets*, it states that upon retirement or termination of a department head, accountability for capital assets must be transferred to the new or acting department head and notification filed with the Riverside County Auditor-Controller's Office.

As of August 31, 2022, the time the new department head was appointed and acknowledged receipt of capital assets from the outgoing officer, County Counsel maintained two office equipment capital assets in the Riverside County financial system asset management module, with the combined acquisition cost of \$16,614.

Objective

To determine if the required Standard Practice Manual Form AM-1, *The Inventory of County Property for Capital Assets*, for the transfer of accountability of capital assets from the predecessor to the new appointed department head was completed and properly filed with the Riverside County Auditor-Controller's Office. Also, to assess the adequacy of internal controls over the safeguarding of capital assets.

Audit Methodology

To accomplish these objectives, we:

- Obtained an understanding of board policies and applicable standards.
- Established the date of the department head change.
- Verified proper forms were completed for transfer of accountability of capital assets and submitted to the Riverside County Auditor-Controller's Office.

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- Selected a sample of capital assets to verify adequate internal controls exist over the safeguarding of assets.
- Selected a sample of capital assets and verified its existence.
- Selected a sample of disposed capital assets and verified that disposals and associated proceeds were reported timely and properly to the Riverside County Auditor-Controller's Office.

Finding 1: Capital Asset Disposal

Three out of seven (43%) disposed assets were reported untimely to the Riverside County Auditor-Controller's Office. The average time lapsed to report disposed assets was 381 days. Auditor-Controller's Office Standard Practice Manual 514, *Disposal of Capital Asset*, states the disposal of capital assets must be reported to the Auditor-Controller's Office as soon as possible. Currently, written procedures over the reporting and management of disposed capital assets are needed internally. Untimely reporting of capital asset disposals can result in loss of county assets that may go undetected and cause capital asset to be overstated in the departments financial statements.

Recommendation 1.1

Establish internal policies and procedures to ensure timely reporting of asset disposals to the Riverside County Auditor-Controller.

Management's Response:

“**Concur.** County Counsel fiscal section has been undergoing through various staff changes in the last couple of years due to retirements and staff resignations. Going from a workforce of 4 fiscal staff members to 2, and the unexpected retirement of the fiscal manager in June 2019 presented operational challenges as positions were not filled right away. Current staff was assigned with various fiscal manager duties without proper training and lack of procedures to follow which resulted in the audit findings. Now new fiscal manager has been hired, duties are being reassigned, and policies and procedures have been implemented to comply with the Auditor-Controller's Office Standard Practice Manual 514, *Disposal of Capital Asset* and to ensure that once an asset is disposed, transaction is reported to the Auditor Controller's Office in a timely matter.”

Actual/Estimated Date of Corrective Action: February 8, 2023.

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Auditor's Comments:

We have verified that the department has written policies and procedures to ensure timely reporting of asset disposals as recommended. Therefore, we will not be following up on the implementation of this recommendation in the future.

Recommendation 1.2

Establish proper tracking of capital assets to ensure assets are disposed in accordance with county procedures.

Management's Response:

Concur. County Counsel has reassigned the tracking of capital assets responsibility to the fiscal manager, and it has implemented policies and procedures that comply with the Auditor Controller's Office Standard Practice Manual 514, Disposal of Capital Asset to ensure assets are disposed in accordance with county protocols.

Actual/Estimated Date of Corrective Action: Fiscal manager now has the roles and responsibility to track capital assets and procedures were implemented on February 8, 2023.

Revolving Funds

Background

Under the authority of Government Code Section 29320-29334, the Riverside County Board of Supervisor's adopted Board Resolution 74-156 on May 14, 1974, authorizing the establishment of a revolving fund, under the custodianship of a county officer, for use on official county business. The Board of Supervisor's adopted Board Resolution 83-338 on November 1, 1983, authorizing the Riverside County Auditor-Controller's Office to audit revolving funds of any officer accountable for such resources upon transfer of such resources to a new officer.

County Counsel has one revolving fund, with an authorized balance of \$10,000 (which was then reduced to \$500 in October 2022), maintained in the form of a bank account. County Counsel has an established process in place for the use of the revolving fund. The fund is primarily used to pay for emergency expenditures, such as training registration. Replenishment requests are prepared by the fund custodian and approved by authorized manager. Checks are processed by the fund custodian and signed by authorized personnel. The fund is reconciled monthly, signed, and dated by the preparer and reviewer.

Objective

To determine if the required forms for the transfer of accountability of revolving funds from the predecessor to the new appointed department head were completed, and properly filed with the Riverside County Auditor-Controller's Office. Also, to assess the adequacy of internal controls over the safeguarding of the revolving funds.

Audit Scope and Methodology

To accomplish these objectives, we:

- Reviewed Riverside County Auditor-Controller's Standard Practice Manual Form AR-1, *Revolving Fund Request Order & Change Form* for the establishment and transfer of the revolving funds.
- Interviewed key personnel and reviewed department procedures over the revolving funds.
- Verified proper access to the fund checkbook was implemented.

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- Verified revolving fund reconciliations were prepared.
- Performed a surprise cash count and reconciled to the fund assignment amounts without exception.
- Verified adequate segregation of duties existed.

Finding 2: Safeguarding of Revolving Funds

Revolving fund checkbook was not physically secured to restrict unauthorized access. We identified the revolving fund checkbook was kept in an unlocked cabinet. Riverside County Auditor-Controller's Standard Practice Manual 104, *Internal Control*, states, "cash and other property are secured physically" as one of the control principles. The revolving fund policies and procedures were not communicated to the new custodian during staffing changes. Unrestricted access to the checkbook increases opportunities for checks to be written and disbursed to unauthorized parties.

Recommendation 2

Ensure unauthorized access to the revolving fund checkbook is restricted using locked storage area.

Management's Response:

"**Concur.** Revolving fund checkbook is now in a locked cabinet. In addition, County Counsel has added more safeguard protocols by reducing the revolving fund authorized amount to \$500 and by updating the internal Revolving Fund procedures to be more in alignment with Auditor-Controller's Office Standard Practice Manual 603, Revolving Funds.

Actual/Estimated Date of Corrective Action: February 7, 2023.

System Access Controls

Background

System access controls within information systems ensure proper confidentiality, integrity, and availability to the data stored within the system. Sensitive information is any information that must be protected from unauthorized access to maintain the information security of an organization or an individual. Authentication is a control which confirms a user's identity to provide access to a systems sensitive information. Authentication is often achieved by using login credentials such as a username and password. Authentication relies on the presumption that the user is authorized to use the system and that only the user knows the login credentials to gain access.

Active Directory is a directory service which allows County Counsel to manage permissions and access to network resources, and linked data applications utilized by the department. When a user ends employment with County Counsel, it is the department's responsibility to create and approve a help desk ticket to request the removal of the terminated employees' access rights to their Active Directory account. Once the ticket is approved by County Counsel personnel, Riverside County Information Technology is notified to disable Active Directory to remove permissions and network access.

System applications can be linked to Active Directory in a such a way that terminating Active Directory accounts will also terminate access to the linked system applications. For system applications not linked to Active Directory, county departments must manually terminate accounts for employees no longer employed with the department. Additionally, external agencies or entities may grant Riverside County employees' access to system applications, at which point it is the responsibility of county departments to request account terminations upon an employee's separation from the department.

Objective

To verify the existence and adequacy of internal controls over system access rights upon employee termination performed by County Counsel.

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Audit Methodology

To accomplish these objectives, we:

- Obtained a listing of employees with active and inactive access to Active Directory during the audit review period.
- Verified access rights to the Active Directory were disabled within 24 hours of the employee departure.
- Obtained a listing of employees with active and inactive access to system applications (System A and System B) which were not linked to Active Directory during the audit review period.
- Verified whether access rights to the system applications sampled outside of Active Directory were disabled within 24 hours of the departure.

Finding 3: Timely Termination of Access Rights

Twenty-two out of 25 (88%) terminated employees did not have their Active Directory account termination requests created and approved in a timely manner. The average time elapsed between employee departure and ticket approval was 95 days, with the longest taking 560 for approval and the shortest taking 5 days. County of Riverside Information Security Standard v1.0, Section 4.1, *Account and Access Management*, states, "Accounts for departing employees shall be disabled or removed on the day of termination or transfer." Currently, written procedures are needed to ensure the compliance with 24-hour disabling of accounts for departing employees as stated in Riverside County Information Technology Security Standards. Allowing Active Directory accounts to remain open after employment has ended exposes the department to risk where information maintained in department systems can be continuously accessed by individuals who no longer have a right or need to know. Depending on the sensitivity of the information maintained by department systems, it can create administrative issues and have a financial impact if held liable.

Recommendation 3.1

Ensure compliance with County of Riverside Information Security Standard v1.0, Section 4.1, *Account and Access Management*, by requesting and approving the disabling of system access rights on the day of an employee's departure from the department.

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Management's Response:

"Concur. Fiscal staff members were made aware of the 24-hour termination requirement and were provided with the County of Riverside Information Security Standard v1.0 manual after receiving the document from Auditor Controller staff on January 12, 2023. In addition, new process was implemented to do termination requests on employee's last day of work or to submit request when resignation letter is received with effective date being the last day the staff will be in the office. Management has been informed to prioritize approving the request as soon as email is received from RCIT.

Actual/Estimated Date of Corrective Action: February 1, 2023.

Recommendation 3.2

Develop policies and procedures to ensure the disabling of Active Directory accounts are requested and approved within 24 hours of an employee separation or transfer from the department.

Management's Response:

"Concur. Procedures will be written to ensure staff has guidance and for the correct process to be followed to disable accounts within 24 hours of an employee separation or transfer.

Actual/Estimated Date of Corrective Action: April 28, 2023.