

THE BOARD OF SUPERVISORS OF THE COUNTY OF STANISLAUS
ACTION AGENDA SUMMARY

DEPT: District Attorney

BOARD AGENDA # *B-6

Urgent

Routine

CEO Concurs with Recommendation YES NO

(Information Attached)

AGENDA DATE December 16, 2008

4/5 Vote Required YES NO

SUBJECT:

Approval to Accept the Fiscal Year 2008-2009 Grant from the Department of Insurance for the District Attorney's Office Auto Insurance Fraud Prosecution

STAFF RECOMMENDATIONS:

1. Accept the FY 2008-2009 Grant from the Department of Insurance for the District Attorney's Office Automobile Insurance Fraud Program totaling \$189,512.
2. Authorize the District Attorney to sign the grant award agreement including any extension, or amendments.
3. Approve a formal resolution as required by the State to receive this grant funding.
4. Direct Auditor-Controller to increase appropriations and estimated revenue by \$4,608 per attached budget journal.

FISCAL IMPACT:

Projected revenues and appropriations for this grant totaling \$189,512 were included in the Fiscal Year 2008-2009 final budget process and first quarter report. The grant award of \$189,512 plus prior year funds of \$4,608, approved by the Department of Insurance, will bring the total available grant funding to \$194,120. A request to adjust the budget by \$4,608 for 2008-2009 fiscal year will reflect the final grant funding award and the carry over amount from the Department of Insurance. There is no county match obligation associated with this grant.

BOARD ACTION AS FOLLOWS:

No. 2008-842

On motion of Supervisor Monteith, Seconded by Supervisor Grover
and approved by the following vote,

Ayes: Supervisors: O'Brien, Grover, Monteith, and Vice Chairman DeMartini

Noes: Supervisors: None

Excused or Absent: Supervisors: District Two vacant

Abstaining: Supervisor: None

1) X Approved as recommended

2) _____ Denied

3) _____ Approved as amended

4) _____ Other:

MOTION:

ATTEST:

Christine Ferraro
CHRISTINE FERRARO TALLMAN, Clerk

File No.

Approval to Accept the Fiscal Year 2008-2009 Grant from the Department of Insurance for the District Attorney's Office Auto Insurance Fraud Prosecution

DISCUSSION:

In FY 1996-1997, The District Attorney's Office first acquired funding for the Automobile Insurance Fraud Grant. This will make FY 2008-2009 the twelfth consecutive year that the District Attorney's Office has received funding from the Department of Insurance for the Automobile Insurance Fraud Grant.

Insurance fraud affects the citizens of Stanislaus County through increased insurance rates. The District Attorney's Office is committed to the aggressive prosecution of those who commit insurance fraud, and the acceptance of the Department of Insurance's Automobile Insurance Fraud Prosecution grant has allowed this aggressive prosecution to occur. The agenda item is being submitted for Board approval in order to authorize acceptance of the grant and to authorize the District Attorney to sign the final grant award. A formal resolution is attached.

The Automobile Insurance Fraud Prosecution Unit (AIF) provides aggressive prosecution against those who knowingly commit automobile insurance fraud. For the Fiscal Year 2008-2009, the full amount of grant funding \$189,512 was awarded and the carryover funds of \$4,608 will be utilized. The total amount of \$194,120 will be an increase of \$4,608 over the planning budget.

In 2007-2008, the AIF unit investigated 85 cases of either insurance fraud, or economic car theft. The majority of cases were applicant fraud. During the same time period, 30 cases were prosecuted as a felony. The objectives for the grant in Fiscal Year 2008-2009 are 65 new investigations to be initiated by the unit, and 40 new prosecutions. An emphasis will be put on economic vehicle theft and its relation to auto insurance fraud.

The amount of the award and deferred revenue will allow for funding a full-time Criminal Investigator II, and a portion of a Paralegal III. The grant award is not adequate to fund the Deputy District Attorney assigned to this program. The carry over funds from the previous fiscal year will be used for training.

POLICY ISSUES:

Acceptance of this grant will assist the District Attorney's Office in meeting the Board's goal of a safe community.

STAFFING IMPACTS:

There are no staffing impacts at this time.

THE BOARD OF SUPERVISORS OF THE COUNTY OF STANISLAUS
STATE OF CALIFORNIA

Date: December 16, 2008

No. 2008-842

On motion of Supervisor Monteith Seconded by Supervisor Grover
and approved by the following vote,

Ayes: Supervisors: O'Brien, Grover, Monteith, and Vice Chairman DeMartini

Noes: Supervisors: None

Excused or Absent: Supervisors: District Two vacant

Abstaining: Supervisor: None

Item # *B-6

THE FOLLOWING RESOLUTION WAS ADOPTED:

RESOLUTION
STANISLAUS COUNTY BOARD OF SUPERVISORS
FY 2008/09 AUTOMOBILE INSURANCE FRAUD PROGRAM

WHEREAS, the Stanislaus County Board of Supervisors desires to continue a certain project designated AUTOMOBILE INSURANCE FRAUD PROGRAM to be funded from funds made available through the CALIFORNIA INSURANCE CODE Section 1872.8, California Code of Regulations Subchapter 9, Article 4, Section 2698.65, administered by the DEPARTMENT OF INSURANCE (hereafter referred to as DOI).

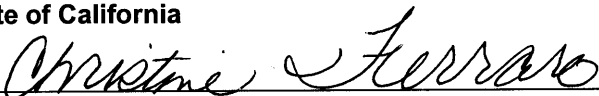
NOW, THEREFORE, BE IT RESOLVED that the District Attorney of Stanislaus County is hereby authorized, on its behalf to accept this grant award from DOI and is authorized to sign and approve on behalf of the Stanislaus County Board of Supervisors the Grant Award Agreements including any extension, augmentation or amendments thereof.

BE IT FURTHER RESOLVED that the applicant agrees to provide all matching funds required for said projects (including any amendments thereof) under the Program and the funding terms and conditions of DOI.

IT IS AGREED that any liability arising out of the performance of these Grant Award Agreements, including civil court actions for damages, shall be the responsibility of the grant recipient and the authorizing agency. The State of California and the DOI disclaim responsibility for any such liability.

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

ATTEST: CHRISTINE FERRARO TALLMAN, Clerk
Stanislaus County Board of Supervisors,
State of California

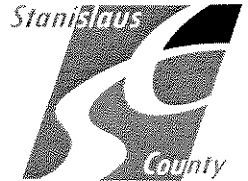


File No.

AUDITOR-CONTROLLER BUDGET JOURNAL

BUDGET JOURNAL SCREEN

Budget Organization: **Stanislaus Budget Org**
 Budget: **LEGAL BUDGET**
 Accounting Period From: **Jul-08**
 To: **Jun-09**



BATCH SCREEN

Journal Batch: **BO 200 --**
 Category: **Budget**

Line	Coding Structure							Period	Description
	Fund 4	Org 7	Account 5	G/L Proj 7	Loc 6	Misc 6	Dec-08		
								AMOUNT	
1	1712	0023210	60400	0000000	000000	000000	2,608.00	Increase appropriations	
2	1712	0023210	67040	0000000	000000	000000	2,000.00	Increase appropriations	
3	1712	0023210	25000	0000000	000000	000000	(4,608.00)	Increase revenue	
4							.0		
5							.0		
6							.0		
7							.0		
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21							.0		
22							.0		
23							.0		
24							.0		
25							.0		
Totals							0.00		

Explanation: Increase appropriations and revenue for approved carry over

Requesting Department	CEO	Auditors Office Only	
 Signature 12/15/08 Date	 Signature 12/10/08 Date	Prepared By Date	Admin Approval (\$75K+) 12-05-08 Date
Contact Person & Phone Number			