

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

DEPT: District Attorney BOARD AGENDA #: \*B-3

AGENDA DATE: October 17, 2017

**SUBJECT:**

Approval to Accept the Fiscal Year 2017-2018 Grant Award from the California Department of Insurance for the District Attorney's Office Auto Insurance Fraud Program

BOARD ACTION AS FOLLOWS:

No. 2017-565

On motion of Supervisor Olsen, Seconded by Supervisor Withrow

and approved by the following vote,

Ayes: Supervisors: Olsen, Withrow, Monteith, DeMartini, and Chairman Chiesa

Noes: Supervisors: None

Excused or Absent: Supervisors: None

Abstaining: Supervisor: None

1)  Approved as recommended

2)  Denied

3)  Approved as amended

4)  Other:

MOTION:

ATTEST: Elizabeth A. King  
ELIZABETH A. KING, Clerk of the Board of Supervisors

File No.

**THE BOARD OF SUPERVISORS OF THE COUNTY OF STANISLAUS  
AGENDA ITEM**

DEPT: District Attorney BOARD AGENDA #: \*B-3  
Urgent  Routine  SA AGENDA DATE: October 17, 2017  
CEO CONCURRENCE: *pht* 4/5 Vote Required: Yes  No

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**SUBJECT:**

Approval to Accept the Fiscal Year 2017-2018 Grant Award from the California Department of Insurance for the District Attorney's Office Auto Insurance Fraud Program

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**STAFF RECOMMENDATIONS:**

1. Authorize the District Attorney to accept a grant award from the California Department of Insurance for the District Attorney's Office Automobile Insurance Fraud Program in the amount of \$167,500.
2. Approve a formal resolution as required by the California Department of Insurance in order to receive this grant.
3. Direct the Auditor Controller to decrease estimated revenue and appropriations by \$34,365 as detailed in the attached Budget Journal form.

**DISCUSSION:**

In Fiscal Year 1996-1997, the District Attorney's Office was awarded funding approved by the Board of Supervisors for the Automobile Insurance Fraud Program Grant. Each Fiscal Year the Department receives a request for application. This will make Fiscal Year 2017-2018 the 21<sup>st</sup> consecutive year that the District Attorney's Office will have received funding from the California Department of Insurance (DOI) for the Automobile Insurance Fraud Program Grant.

Insurance fraud affects the citizens of Stanislaus County through increased insurance rates. The District Attorney's Office is committed to the investigation and prosecution of those who commit insurance fraud; the acceptance of the California Department of Insurance's Automobile Insurance Fraud Prosecution grant has allowed this investigation and prosecution to occur.

In Fiscal Year 2017-2018, the objectives of the grant will continue to focus on economic vehicle theft and its relation to auto insurance fraud. The Auto Insurance Fraud Program budget has two allocated positions; one Criminal Investigator II that is fully funded by this grant and one Paralegal III that is currently vacant due to lack of funding. The Criminal Investigator will continue to work with the Stanislaus County Auto Theft Task Force. In years when additional funding has been awarded, it has been used to offset the cost of a Deputy District Attorney position in the Criminal Division budget who supports the Auto Fraud Program prosecutions. This grant also funds operating expenditures which include wireless communications and audit expenditures. Training for the Auto Insurance Program staff is not

Approval to Accept the Fiscal Year 2017-2018 Grant Award from the California Department of Insurance for the District Attorney's Office Auto Insurance Fraud Program

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included in this grant year's budget as has been included in previous years due to insufficient award amount.

**POLICY ISSUE:**

This agenda item is being submitted for Board approval in order to approve acceptance of the grant and adopt a formal resolution as required by the grant.

**FISCAL IMPACT:**

Estimated revenues and appropriations of \$201,865 were budgeted in the Fiscal Year 2017-2018 Adopted Final Budget for this grant. The Department was notified by the DOI that an award amount of \$167,500 would be received, which is \$34,365 less than anticipated in estimated revenue for Fiscal Year 2017-2018. The estimated revenue and appropriations will be decreased by \$34,365 as detailed in the Budget Journal form. This budget unit anticipates ending the Fiscal Year with a zero fund balance.

|                                    |          |             |
|------------------------------------|----------|-------------|
| <b>Cost of recommended action:</b> |          | \$ (34,365) |
| <b>Source(s) of Funding:</b>       |          |             |
| Grant Funding                      | (34,365) |             |
| <b>Funding Total:</b>              |          | \$ (34,365) |
| <b>Use of Fund Balance</b>         |          | \$ -        |

|   |           |
|---|-----------|
| <b>Fiscal Year:</b>                             | 2017-2018 |
| <b>Budget Adjustment/Appropriations needed:</b> | Yes       |

**Fund Balance as of August, 2017** 4,810

**BOARD OF SUPERVISORS' PRIORITY:**

Acceptance of this grant will assist the District Attorney's Office in continuing to meet the Board of Supervisors priority of A Safe Community by providing resources to support investigations and prosecution of those who commit auto insurance fraud.

**STAFFING IMPACT:**

The grant continues to fund a Criminal Investigator II position. Currently, a Paralegal III position is allocated to this budget unit and remains vacant due to lack of funding from the DOI.

**CONTACT PERSON:**

Dave Harris, Assistant District Attorney      Telephone: 209-525-5550

**ATTACHMENT(S):**

- Attachment 1 - Board Resolution
- Attachment 2 - Budget Journal

# ATTACHMENT 1

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

Date: October 17, 2017

No. 2017-565

On motion of Supervisor Olsen Seconded by Supervisor Withrow  
and approved by the following vote,  
Ayes: Supervisors: Olsen, Withrow, Monteith, DeMartini, and Chairman Chiesa  
Noes: Supervisors: None  
Excused or Absent: Supervisors: None  
Abstaining: Supervisor: None

THE FOLLOWING RESOLUTION WAS ADOPTED:

Item # \*B-3

STANISLAUS COUNTY BOARD OF SUPERVISORS  
FY 2017-2018 AUTOMOBILE INSURANCE FRAUD PROGRAM


WHEREAS, the Stanislaus County Board of Supervisors desires to continue a certain program designated AUTOMOBILE INSURANCE FRAUD PROGRAM to be funded in part from funds made available through the AUTOMOBILE-CALIFORNIA INSURANCE CODE Section 1872.8, California Code of Regulations Title 10, Section 2698.60 et seq., administered by the California Department of Insurance.

NOW, THEREFORE, BE IT RESOLVED that the District Attorney of Stanislaus County is hereby authorized on its behalf to accept this grant award including any extensions or amendments from thereof.

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

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

ATTEST: ELIZABETH A. KING, Clerk  
Stanislaus County Board of Supervisors,  
State of California

  
\_\_\_\_\_

File No.

# ATTACHMENT 2

Database  
Balance Type  
Data Access Set

FMSDBPRD.CO.STANISLAUS.CA.US.PROD  
Budget  
County of Stanislaus

DO NOT CHANGE  
DO NOT CHANGE  
DO NOT CHANGE

Ledger  
Budget  
Category  
Source  
Currency

\* List - Text County of Stanislaus  
List - Text LEGAL BUDGET  
\* List - Text Budget - Upload  
\* List - Text DA LA  
\* List - Text USD

DO NOT CHANGE  
DO NOT CHANGE  
DO NOT CHANGE

Period  
Batch Name

List - Text OCT-17  
Text

DO NOT CHANGE  
ENTER AS MMM-YY (ALL CAPS FOR MMM) EX: NOV-11

Journal Name  
Journal Description

Text JV00253  
Text AIF Grant Award FY 17-18 Adj

Journal Reference  
Organization  
Chart Of Accounts

Text  
List - Text Stanislaus Budget Org  
Accounting Flexfield

DO NOT CHANGE  
DO NOT CHANGE

| Upl           | Fund (4 char) | Org (7 char) | Account (5 char) | GL Project (7 char) | Location (6 char) | Misc. (6 char) | Other (5 char) | Debit<br>incr appropriations<br>decr est revenue | Credit<br>decr appropriations<br>incr est revenue | Line Description                      |
|---------------|---------------|--------------|------------------|---------------------|-------------------|----------------|----------------|--|---|---------------------------------------|
| * List - Text |               |              |                  |                     |                   |                |                |  |   |                                       |
|               |               |              |                  |                     |                   |                |                | * Number   | * Number  | Text                                  |
|               | 1712          | 0023212      | 25000            | 0000000             | 000000            | 000000         | 000000         | 34,365.00  |   | Reduce revenue per grant award        |
|               | 1712          | 0023212      | 50000            | 0000000             | 000000            | 000000         | 000000         |  | 17,285.00   | Reduce appropriations per grant award |
|               | 1712          | 0023212      | 52000            | 0000000             | 000000            | 000000         | 000000         |  | 4,951.00  | Reduce appropriations per grant award |
|               | 1712          | 0023212      | 53000            | 0000000             | 000000            | 000000         | 000000         |  | 3,848.00  | Reduce appropriations per grant award |
|               | 1712          | 0023212      | 52010            | 0000000             | 000000            | 000000         | 000000         |  | 1,361.00  | Reduce appropriations per grant award |
|               | 1712          | 0023212      | 65780            | 0000000             | 000000            | 000000         | 000000         |  | 3,030.00  | Reduce appropriations per grant award |
|               | 1712          | 0023212      | 66180            | 0000000             | 000000            | 000000         | 000000         |  | 2,000.00  | Reduce appropriations per grant award |
|               | 1712          | 0023212      | 67040            | 0000000             | 000000            | 000000         | 000000         |  | 1,000.00  | Reduce appropriations per grant award |
|               | 1712          | 0023212      | 60400            | 0000000             | 000000            | 000000         | 000000         |  | 890.00  | Reduce appropriations per grant award |
|               |               |              |                  |                     |                   |                |                | 34,365.00  | 34,365.00   | Totals:                               |

Tip: This is not the end of the Template. Unprotect the sheet and insert as many rows as needed.

Explanation: Amount awarded to the DA's office for the Auto Insurance Fraud grant is less than anticipated from the Department of Insurance

|                       |                       |      |            |                      |
|-----------------------|-----------------------|------|------------|----------------------|
| Requesting Department |                       | CEO  | Data Entry | Auditors Office Only |
| Lori Denego           | <i>Angela P...</i>    |      |            |                      |
| Prepared by           | Supervisor's Approval |      | Keyed by   | Prepared By          |
| 9/18/2017             | 10/4/17               |      |            | 9/29/17              |
| Date                  | Date                  | Date | Date       | Date                 |