

1 [Accept and Expend Grant - Retroactive - California Department of Insurance - Automobile  
Insurance Fraud Program - \$314,180]

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3 **Resolution retroactively authorizing the Office of the District Attorney to accept and**  
4 **expend a grant in the amount of \$314,180 from the California Department of**  
5 **Insurance for the Automobile Insurance Fraud Program, for the grant period of July**  
6 **1, 2022, through June 30, 2023.**

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8 WHEREAS, The Administrative Code requires City departments to obtain Board of  
9 Supervisors' approval to accept or expend any grant funds (Sections 10.170 et seq.); and

10 WHEREAS, The Board of Supervisors provided in Section 11.1 of the administrative  
11 provisions of the Fiscal Year (FY) 2022-2023 Annual Appropriation Ordinance that approval  
12 of recurring grant funds contained in departmental budget submissions and approved in the  
13 FY2022-2023 budget are deemed to meet the requirements of the Administrative Code  
14 regarding grant approvals; and

15 WHEREAS, The Department of Insurance of the State of California, the entity  
16 awarding these grant funds to the Office of the District Attorney, requires documentation of  
17 the Board's approval of their award of grant funds under Automobile-California Insurance  
18 Code, Section 1872.8, and California Code of Regulations, Title 10, Sections 2698.60 et  
19 seq.; and

20 WHEREAS, The Office of the District Attorney applied for funding from the California  
21 Department of Insurance for the "Automobile Insurance Fraud Program" and was awarded  
22 \$314,180; and

23 WHEREAS, The purpose of the grant is to support enhanced investigation and  
24 prosecution of automobile insurance fraud cases, and to support the application and  
25 subsequent reporting that the Office of the District Attorney must submit to the state as a

1 condition of receiving these funds, as set forth in the California Insurance Code, Section  
2 1872.8, and California Code of Regulations, Title 10, Section 2698.60s et seq.; and

3 WHEREAS, The grant does not require an amendment to the Annual Salary  
4 Ordinance (ASO) Amendment; and

5 WHEREAS, The grant includes indirect costs of \$8,402; now, therefore, be it

6 RESOLVED, That should the Office of the District Attorney receive more or less  
7 money than the awarded amount of \$314,180, that the Board of Supervisors hereby  
8 approves the acceptance and expenditure by the Office of the District Attorney of the  
9 additional or reduced money; and, be it

10 FURTHER RESOLVED, That the Board of Supervisors hereby authorizes the Office  
11 of the District Attorney to accept and expend, on behalf of the City and County of San  
12 Francisco, a grant from the California Department of Insurance for the Automobile  
13 Insurance Fraud Program to be funded in part from funds made available through California  
14 Insurance Code, Section 1872.8, California Code of Regulations, Title 10, Sections  
15 2698.60 et seq. in the amount of \$314,180 to enhance investigation and prosecution of  
16 automobile insurance fraud cases; and, be it

17 FURTHER RESOLVED, That the Board of Supervisors authorizes the District  
18 Attorney of the City and County of San Francisco, on its behalf, to submit the attached  
19 proposal to the California Department of Insurance and execute the attached Grant Award  
20 Agreement, including any extensions or amendments thereof; and, be it

21 FURTHER RESOLVED, That any liability arising out of the performance of the Grant  
22 Award Agreement, including civil court actions for damages, shall be the responsibility of  
23 the grant recipient and the authorizing agency, and that the State of California and the  
24 California Department of Insurance disclaim responsibility for any such liability; and, be it

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1           FURTHER RESOLVED, That the grant funds received hereunder shall not be used  
2 to supplant expenditures controlled by the Board of Supervisors; and, be it

3           FURTHER RESOLVED, That within 30 days of the Grant Agreement being fully-  
4 executed by all parties, the Office of the District Attorney shall provide the final Grant  
5 Agreement to the Clerk of the Board for inclusion into the official file.

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1 Recommended:

Approved:  /s/

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London N. Breed

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Mayor

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/s/

5 Brooke Jenkins

Approved:  /s/

6 District Attorney

Ben Rosenfield

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Controller

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