

1 [Accept and Expend Grant - Retroactive - California Department of Insurance - Automobile  
Insurance Fraud Program - \$316,939]

2  
3 **Resolution retroactively authorizing the Office of the District Attorney to accept and**  
4 **expend a grant in the amount of \$316,939 from the California Department of**  
5 **Insurance for the Automobile Insurance Fraud Program for the grant period July 1,**  
6 **2020, through June 30, 2021.**

7  
8 WHEREAS, The Administrative Code requires City departments to obtain Board of  
9 Supervisors' approval to accept or expend any grant funds (Section 10.170 et seq.); and

10 WHEREAS, The Board of Supervisors provided in Section 11.1 of the administrative  
11 provisions of the FY2020-2021 Annual Appropriation Ordinance that approval of recurring  
12 grant funds contained in departmental budget submissions and approved in the FY2020-  
13 2021 budget are deemed to meet the requirements of the Administrative Code regarding  
14 grant approvals; and

15 WHEREAS, The Department of Insurance of the State of California that provides  
16 grant funds to the Office of the District Attorney requires documentation of the Board's  
17 approval of their specific grant funds (Automobile-California Insurance Code, Section  
18 1872.8, California Code of Regulations, Title 10, Section 2698.60 et seq.); and

19 WHEREAS, The Office of the District Attorney applied for funding from the California  
20 Department of Insurance for the "Automobile Insurance Fraud Program" and was awarded  
21 \$316,939; and

22 WHEREAS, The purpose of the grant is to provide enhanced investigation and  
23 prosecution of automobile insurance fraud cases, including the application process and  
24 subsequent reporting requirements as set forth in the California Insurance Code ,Section  
25 1872.8, California Code of Regulations, Title 10, Section 2698.60 et seq.; and

1           WHEREAS, This recurring grant was budgeted in the FY2020-2021 and FY2021-  
2 2022 Annual Budget and Appropriation Ordinance; and

3           WHEREAS, The adopted budget for FY2020-2021 is \$201,447; and

4           WHEREAS, The amount of \$115,492 is required to be appropriated to equal the  
5 total amount of \$316,939 awarded to the Office of the District Attorney for the 2020-2021  
6 fiscal year; and

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

9           WHEREAS, The grant includes indirect costs of \$20,117; and now, therefore, be it

10          RESOLVED, That should the Office of the District Attorney receive more or less  
11 money than the awarded amount of \$316,939, that the Board of Supervisors hereby  
12 approves the acceptance and expenditure by the Office of the District Attorney of the  
13 additional or reduced money; and, be it

14          FURTHER RESOLVED, That the Board of Supervisors hereby authorizes the Office  
15 of the District Attorney to accept and expend, on behalf of the City and County of San  
16 Francisco, a grant from the California Department of Insurance for the Automobile  
17 Insurance Fraud Program to be funded in part from funds made available through California  
18 Insurance Code, Section 1872.8, California Code of Regulations, Title 10, Section 2698.60  
19 et seq. in the amount of \$316,939 to enhance investigation and prosecution of automobile  
20 insurance fraud cases; and, be it

21          FURTHER RESOLVED, That the District Attorney of the City and County of San  
22 Francisco is authorized, on its behalf, to submit the attached proposal to the California  
23 Department of Insurance and is authorized to execute on behalf of the Board of  
24 Supervisors the attached Grant Award Agreement including any extensions or  
25 amendments thereof; and, be it

1           FURTHER RESOLVED, That it is agreed that any liability arising out of the  
2 performance of the Grant Award Agreement, including civil court actions for damages, shall  
3 be the responsibility of the grant recipient and the authorizing agency; the State of  
4 California and the California Department of Insurance disclaim responsibility for any such  
5 liability; and, be it

6           FURTHER RESOLVED, That the grant funds received hereunder shall not be used  
7 to supplant expenditures controlled by this body.

8  
9  
10  
11  
12  
13  
14  
15  
16  
17  
18  
19  
20  
21  
22  
23  
24  
25

1 Recommended:

Approved: /s/\_\_\_\_\_

2

London N. Breed

3

Mayor

4 /s/\_\_\_\_\_

5 Chesa Boudin

Approved: /s/\_\_\_\_\_

6 District Attorney

Ben Rosenfield

7

Controller

8

9

10

11

12

13

14

15

16

17

18

19

20

21

22

23

24

25