

1 [Accept-Expend State Grant – Life and Annuity Consumer Protection Program]

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3 **Resolution authorizing the Department of the District Attorney of the City and County**
4 **of San Francisco to retroactively accept and expend a grant in the amount of \$25,000**
5 **through the California Department of Insurance, Life and Annuity Consumer Protection**
6 **Fund, for a program entitled “Life and Annuity Consumer Protection” for fiscal year**
7 **July 2008 through June 2009.**

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9 WHEREAS, The City and County of San Francisco desires to establish a certain
10 project designated the Life and Annuity Consumer Protection Program to be funded in part
11 from funds made available through the California Department of Insurance (hereafter “DOI”),
12 Life and Annuity Consumer Protection Fund; and

13 WHEREAS, The grant does not require an ASO amendment; and

14 WHEREAS, The Department proposes to maximize use of available grant funds on
15 program expenditures by not including indirect costs in the grant budget; now, therefore, be it

16 RESOLVED, That the Board of Supervisors hereby authorizes the District Attorney of
17 the City and County of San Francisco to retroactively accept and expend funds from DOI for
18 the purposes of life and annuity insurance fraud prosecution purposes; and be it

19 FURTHER RESOLVED, That the Board of Supervisors hereby waives inclusion of
20 indirect costs in the grant budget; and be it.

21 FURTHER RESOLVED, That the District Attorney is authorized to execute on behalf of
22 the City and County of San Francisco the necessary Grant Award Agreements for life and
23 annuity insurance fraud prosecution purposes, including any extensions, augmentations or
24 amendments thereof; and be it

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1 FURTHER RESOLVED, That the District Attorney is authorized and empowered to
2 execute, deliver and perform, in the name of the City and County of San Francisco, all
3 applications, contracts, agreements, amendments and payment requests necessary for the
4 purpose of securing Life and Annuity Consumer Protection Program grant funds and to
5 implement and carry out the purposes specified in the applicable grant application; and be it

6 FURTHER RESOLVED, That any liability arising out of the performance of the Grant
7 Award Agreement, including civil court actions for damages, shall be the responsibility of the
8 grant recipient and the authorizing agency; and that the grant recipient and the authorizing
9 agency will hold DOI harmless from any claims that may arise from the use of grant funds;
10 and be it

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

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14 APPROVED:
Office of the District Attorney

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18 _____
Kamala D. Harris

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21 APPROVED:
Office of the Controller

22 APPROVED:
Office of the Mayor

23
24 By: _____
25 Ben Rosenfield

24 By: _____
25 Gavin Newsom