

**COUNTY OF SAN LUIS OBISPO BOARD OF SUPERVISORS
AGENDA ITEM TRANSMITTAL**

(1) DEPARTMENT District Attorney	(2) MEETING DATE 7/23/2013	(3) CONTACT/PHONE Debra Vallely 781-5800	
(4) SUBJECT Request to approve a grant agreement for FY 2013-14 to receive funding from the State's Life and Annuity Consumer Protection Program in the amount of \$45,000 and submittal of a Resolution authorizing the District Attorney to sign the State agreement and other grant related documents			
(5) RECOMMENDED ACTION It is recommended that the Board approve and direct the Chair to sign the attached Resolution to authorize the District Attorney's Office, on behalf of the Board of Supervisors, to execute the attached Grant Award Agreement for FY 2013-14 and any extensions or amendments of the Life and Annuity Consumer Protection Program.			
(6) FUNDING SOURCE(S) Grant Funding	(7) CURRENT YEAR FINANCIAL IMPACT \$45,000.00	(8) ANNUAL FINANCIAL IMPACT \$45,000.00	(9) BUDGETED? No
(10) AGENDA PLACEMENT <input checked="" type="checkbox"/> Consent <input type="checkbox"/> Presentation <input type="checkbox"/> Hearing (Time Est. ___) <input type="checkbox"/> Board Business (Time Est. ___)			
(11) EXECUTED DOCUMENTS <input checked="" type="checkbox"/> Resolutions <input type="checkbox"/> Contracts <input type="checkbox"/> Ordinances <input type="checkbox"/> N/A			
(12) OUTLINE AGREEMENT REQUISITION NUMBER (OAR) N/A		(13) BUDGET ADJUSTMENT REQUIRED? BAR ID Number: N/A <input type="checkbox"/> 4/5th's Vote Required <input type="checkbox"/> N/A	
(14) LOCATION MAP N/A	(15) BUSINESS IMPACT STATEMENT? No	(16) AGENDA ITEM HISTORY <input checked="" type="checkbox"/> N/A Date: _____	
(17) ADMINISTRATIVE OFFICE REVIEW			
(18) SUPERVISOR DISTRICT(S) All Districts -			

County of San Luis Obispo



TO: Board of Supervisors

FROM: Gerald T. Shea, District Attorney

DATE: 7/23/2013

SUBJECT: Request to approve a grant agreement for FY 2013-14 to receive funding from the State's Life and Annuity Consumer Protection Program and submittal of a Resolution authorizing the District Attorney to sign the State agreement and other grant related documents

RECOMMENDATION

It is recommended that the Board approve and direct the Chair to sign the attached Resolution to authorize the District Attorney's Office, on behalf of the Board of Supervisors, to execute the attached Grant Award Agreement for FY 2013-14 and any extensions or amendments of the Life and Annuity Consumer Protection Program.

DISCUSSION

The Life and Annuity Consumer Protection Program (LACPP) was established through AB 2316 and went into effect in January 2005 as California Insurance Code Section 10127.17. The LACPP establishes a fund to be used exclusively for protecting consumers of life insurance and annuity products in the State of California, by both the California Department of Insurance and local district attorneys.

Under the direction of the Insurance Commissioner, the California Department of Insurance administers the LACPP and the distribution of funds to district attorneys for the investigation and prosecution of life insurance and annuity financial abuse by insurance licensees or persons holding themselves out to be insurance licensees, or any person purporting to be engaged in the business of insurance, and for other projects beneficial to insurance consumers.

The funds for the LACPP are generated by a \$1 fee assessed on all new individual life and annuity products sold to California residents beginning January 1, 2005. The fee is assessed on policies with a value of \$15,000 or more.

The equivalent of 25% of a 1.00 FTE District Attorney investigator position will be funded from this state grant. The investigator will work with law enforcement and the California Department of Insurance to investigate and prepare life and annuity fraud cases for prosecution.

OTHER AGENCY INVOLVEMENT/IMPACT

This item has been reviewed by County Counsel as to legal form and effect.

FINANCIAL CONSIDERATIONS

The grant funding approved by the State Department of Insurance for 2013-14 is \$45,000. The grant funds will be used to fund DA Investigator hours. This revenue amount has not been included in the 2013-14 adopted budget. These grant funds are administered by the State Department of Insurance. There is no sunset clause on the legislation. There is no financial impact on the General Fund and no county match requirement.

RESULTS

The grant will enable the District Attorney's Office to investigate and prosecute Life and Annuity fraud cases for San Luis Obispo County. This office will continue to work with the State Fraud Division of the Department of Insurance to investigate and prosecute these crimes. This furthers the department's goal to promote public safety through the efficient and appropriate use of investigation and criminal sanctions so as to deter criminal activity, protect society and punish criminal conduct. This in turn supports the Countywide result Link of a safe community.

ATTACHMENTS

1. Resolution, Attachment A
2. Grant Agreement, Attachment B