



**AGENDA SUBMITTAL TO SOLANO COUNTY BOARD OF SUPERVISORS**

<b>ITEM TITLE</b> Adopt a resolution authorizing the District Attorney to apply for \$176,648 in grant funds through the State of California Department of Insurance for the Solano County District Attorney's Office Workers' Compensation Insurance Fraud Investigation and Prosecution Program		<b>BOARD MEETING DATE</b>  June 14, 2011	<b>AGENDA NUMBER</b>  13
<b>Dept:</b> <b>Contact:</b> <b>Extension:</b>	District Attorney Donald A. du Bain 6800	<b>Supervisorial District Number</b>  ALL	
<b>Published Notice Required?</b>		Yes _____	No <u> X </u>
<b>Public Hearing Required?</b>		Yes _____	No <u> X </u>

**DEPARTMENTAL RECOMMENDATIONS:**

The District Attorney's Office recommends that the Board adopt a resolution authorizing the District Attorney to apply for \$176,648 in grant funds through the State of California Department of Insurance for the Solano County District Attorney's Office Workers' Compensation Insurance Fraud Investigation and Prosecution Program.

The application has already been submitted due to the required deadline of May 2, 2011. A complete copy of the grant application is attached. The California Department of Insurance allows a grant application to be submitted prior to adoption of a Board resolution so long as the resolution is subsequently adopted and submitted.

**SUMMARY:**

Approval of the request for this project will allow the District Attorney's Office to continue to investigate and prosecute crimes involving Workers' Compensation Fraud.

**FINANCING:**

The financing for this program is derived from monies collected by insurance companies as a surcharge on workers' compensation insurance premiums. These funds are distributed pursuant to Insurance Code Section 1872 by the State of California Department of Insurance. These funds have been included in the Office's FY2011/12 Recommended Budget.

**DISCUSSION:**

The Solano County District Attorney's Office Workers' Compensation Fraud Program will provide a part time Deputy District Attorney and one part time Investigator, as well as the entire cost of the operating expenses associated with the grant program. FY2011/12 will be the Insurance Fraud Program's nineteenth year of operation. The part time Investigator works no more than 960 hours in a fiscal year on this program. The amount requested of the Department of Insurance (\$176,648.00) reflects the sums needed to cover salaries, benefits, overhead and other costs needed for the program.

**ALTERNATIVES:**

The Board may choose not to adopt the resolution. This would result in the loss of approximately \$176,648 in grant funds. The Solano County District Attorney's Office is not in a position to apply General Fund monies to the investigation and prosecution of insurance fraud at the level made possible by these grant funds.

The exact dollar amount to be awarded is not known at this time. In past years, the Department of Insurance's actual funding decisions have not been released until October at the earliest. At that time, the program budget will be adjusted to reflect the actual award amount.

**OTHER AGENCY INVOLVEMENT:**

The Office of County Counsel has approved the resolution as to form.

**CAO RECOMMENDATION:**

APPROVE DEPARTMENT  
RECOMMENDATION

**DEPARTMENT HEAD SIGNATURE:**



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Don du Bain, District Attorney

**Attachment A:** Resolution, Page 3

**Attachment B:** Grant application, Pages 4 - 32