Resolution retroactively authorizing the Office of the District Attorney to accept and expend a grant in the amount of $928,617 from the California Department of Insurance for the Workers' Compensation Insurance Fraud Program for the grant period July 1, 2020, through June 30, 2021.

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

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

WHEREAS, The Department of Insurance of the State of California that provides grant funds to the Office of the District Attorney requires documentation of the Board’s approval of their specific grant funds (Workers’ Compensation-California Insurance Code, section 1872.83, California Code of Regulations, Title 10, Section 2698.55 et seq.); and

WHEREAS, The Office of the District Attorney applied for funding from the California Department of Insurance for the “Workers’ Compensation Insurance Fraud Program” and was awarded $928,617; and

WHEREAS, The purpose of the grant is to provide enhanced investigation and prosecution of workers’ compensation insurance fraud cases, including the application process and subsequent reporting requirements as set forth in the Workers’ Compensation-
California Insurance Code, section 1872.83, California Code of Regulations, Title 10, Section 2698.55 et seq.; and

WHEREAS, The adopted budget for FY2020-2021 is $850,327; and

WHEREAS, The amount of $78,290 is required to be appropriated to equal the total amount of $928,617 awarded to the Office of the District Attorney for the 2020-2021 fiscal year; and

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

WHEREAS, The grant includes indirect costs of $58,980; and now, therefore, be it

RESOLVED, That should the Office of the District Attorney receive more or less money than the awarded amount of $928,617, that the Board of Supervisors hereby approves the acceptance and expenditure by the Office of the District Attorney of the additional or reduced money; and, be it

FURTHER RESOLVED, That the Board of Supervisors hereby authorizes the Office of the District Attorney to accept and expend, on behalf of the City and County of San Francisco, a grant from the California Department of Insurance for the Workers’ Compensation Insurance Fraud Program to be funded in part from funds made available through Workers’ Compensation-California Insurance Code, section 1872.83, California Code of Regulations, Title 10, Section 2698.55 et seq. in the amount of $928,617 to enhance investigation and prosecution of workers’ compensation insurance fraud cases; and, be it

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

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

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

Approved: __/s/____________________

London N. Breed
Mayor

/s/____________________

Chesa Boudin
District Attorney

/s/____________________

Approved: __/s/____________________

Ben Rosenfield
Controller
Resolution retroactively authorizing the Office of the District Attorney to accept and expend a grant in the amount of $928,617 from the California Department of Insurance for the Workers’ Compensation Insurance Fraud Program, for the grant period of July 1, 2020, through June 30, 2021.

March 17, 2021 Budget and Finance Committee - RECOMMENDED

March 23, 2021 Board of Supervisors - ADOPTED

Ayes: 11 - Chan, Haney, Mandelman, Mar, Melgar, Peskin, Preston, Ronen, Safai, Stefani and Walton

I hereby certify that the foregoing Resolution was ADOPTED on 3/23/2021 by the Board of Supervisors of the City and County of San Francisco.

Angela Calvillo
Clerk of the Board

London N. Breed
Mayor

Date Approved

4/2/21