County of Los Angeles
Sheriff's Department Headquarters
4700 Ramona Boulevard
Monterey Park, California 91754-2169

LEROY D. BACA, SHERIFF

August 17, 2004

The Honorable Board of Supervisors
County of Los Angeles
383 Kenneth Hahn Hall of Administration
Los Angeles, California 90012

Dear Supervisors:

ADOPT A RESOLUTION AUTHORIZING THE SHERIFF TO ACCEPT A GRANT AWARD FROM THE GOVERNOR'S OFFICE OF EMERGENCY SERVICES (OES) (ALL DISTRICTS) (3 VOTES)

IT IS RECOMMENDED THAT YOUR BOARD:

1. Adopt a resolution (Attachment I) authorizing:

   - The Sheriff to accept a Southern California High Tech Task Force Identity Theft Detail grant from the Governor's Office of Emergency Services (OES) for the Fiscal Year 2004-05, in the amount of $570,000.

   - The Sheriff, or his designees, on behalf of the County of Los Angeles, to serve as Project Director of the program, to sign and execute said grant award, and to perform all further tasks necessary for completion of the project, including execution of amendments, extensions, contracts, grant renewals, and other award documents.

2. Request the Chairman of the Board to provide a wet signature to the Certification of Assurances (Attachment II) for submission to OES.

PURPOSE /JUSTIFICATION OF RECOMMENDED ACTION

This letter requests adoption of a resolution, as required by the Governor's Office of Emergency Services, to apply for grant funds for the Southern California High Tech

Task Force Identity Theft Program, for the period of July 1, 2004, through June 30, 2005.

The Governor's Office of Emergency Services selected the Los Angeles County Sheriff's Department (LASD) to be the lead agency for the Southern California High Tech Task Force Identity Theft Detail (SCHTTFITD), with an award of $570,000 and an in-kind match of $142,500 (Attachment III).

Senate Bill 438 and Penal Code Section 13848 establishes a program of financial and technical assistance in the OES, which has been designated the High Technology Theft and Apprehension Program (HTTAP). The OES awarded a HTTAP grant to Los Angeles, Ventura, and Orange Counties, also known as the Southern California High Tech Task Force, through LASD, who was designated by your Board as the Project Director. As an additional program under the High Tech Task Force grant, the Identity Theft Detail was created and funded.

The SCHTTFITD will provide the highest quality law enforcement investigative and support services in the identity theft field. The detail will support local law enforcement agencies with training and expertise to assist in investigations and the prosecution of identity theft crimes. The detail will support the people of Los Angeles, Orange, and Ventura Counties through investigation and prosecution efforts.

Southern California has been overwhelmed with incidents of identity theft. LASD received 16,522 cases over a 44 month period. In July 1999, the LASD developed the first task force in the nation to combat identity theft crimes. The detail includes participants from the U.S. Secret Service, the U.S. Postal Inspection Service, the California Department of Motor Vehicles, and the California Department of Consumer Affairs. Eleven investigators and one sergeant make up the detail, which serves more than nine million citizens living in Los Angeles County alone. In the last 21 months, the detail has taken a vigorous pro-active approach to fight identity theft. The detail served 327 search warrants, arrested 104 violators, convicted 95 people, and identified 3,600 victims. Nearly $1.7 million in fraudulently obtained property was recovered. Identity theft crimes are on the rise and continue to be of major concern to our citizens.

LASD will provide grant funded and in-kind support staff for the High Tech Task Force and its Identity Theft Detail. All participating agencies will donate at least 40 hours per month to assist in Task Force and identity theft investigations.

Implementation of Strategic Plan Goals

The program conforms to the Los Angeles County Strategic Plan Goal No. 1, Service Excellence, by providing committed employees to support the High Tech Crime Task Force and Identity Theft Detail in the community. The Task Force will reduce the number of high tech crimes and identity theft crimes, and improve the quality of life for citizens in Los Angeles, Ventura, and Orange Counties. The program also supports Strategy Plan Goal No. 5, Children and Families' Well-being.

FISCAL IMPACT/FINANCING

This grant award is for the 12 month period commencing July 1, 2004, and ending June 30, 2005. The program total of $712,000 is for administrative and investigative positions, operating expenses, and equipment for the detail. A 25 percent in-kind match of $142,500 is required to receive grant funding. LASD is contributing this match by donating a portion of four Bonus II investigators from existing budgeted funds.

FACTS AND PROVISIONS/LEGAL REQUIREMENTS

Due to the passage of Senate Bill 438, Los Angeles, Orange, and Ventura Counties' law enforcement and prosecution agencies are involved with local and state law enforcement agencies in the California Statewide High Technology Crime Apprehension and Prosecution Program. This program has become a statewide effort to address the growing rate of high technology crime that is either undetected, unenforced, or unreported to law enforcement. According to the American Electronics Association, high technology crimes in the United States reached a total of $3.5 trillion in 1995. The participating agencies of Los Angeles, Orange, and Ventura Counties are one of the State's Regional Task Forces under this program. The Identity Theft Detail is a major component of the Task Force. Other regional Task Forces are currently operational in the Sacramento Valley area, Santa Clara County, Marin County, and San Diego County.

This Board letter and the resolution have been approved by County Counsel and other affected departments.

IMPACT ON CURRENT SERVICES

From 1999 to 2001, when the Identity Theft Detail was formed, the incidents of identity theft crimes rose in Los Angeles County 100 percent in each of the three years. As the

Identity Theft Detail has grown and been supported by State funding, the incidents of identity theft from 2001 to 2004 have risen only about 8 percent. This is a clear indication of how aggressive enforcement, public education, and legislative changes have impacted this crime.

Currently, identity theft crimes are evolving and becoming more "high tech." If law enforcement is unable to keep pace with new trends and technical developments, identity theft crimes will see another drastic rise. State support of the efforts already made by Los Angeles County is the only way the Identity Theft Detail will be able to continue its tenacious attack on these criminals. The citizens of Los Angeles County are entitled to this level of service and personal security.

CONCLUSION

Upon the Board's action, the Sheriff's Department's Grants Unit needs to obtain four individually certified copies of the Board-adopted letter, three executed resolutions, and one Certification of Assurances, containing original signatures.

The Sheriff's Department's contacts for the requested Board action are Karen Anderson, Grants Manager, at (323) 526-5408 or Marcelle Murr, Grants Coordinator, at (323) 526-5222.

Respectfully submitted,

LEROY D. BACA
SHERIFF

ATTACHMENT 1

BOARD OF SUPERVISORS OF THE COUNTY OF LOS ANGELES

RESOLUTION

Authorization to Accept a Grant Award from the State of California, Governor's Office of Emergency Services, Pursuant to California Penal Code Chapter 3.5 Commencing with Section 13826 et seq.

WHEREAS the County of Los Angeles is charged with providing vital services in the area of courts, law enforcement, and adult and juvenile justice to a population in excess of nine million persons; and

WHEREAS the County of Los Angeles is authorized, pursuant to Government Code Section 26500.5, to participate in any project or program to improve the administration of justice; and

WHEREAS the Governor's Office of Emergency Services (hereinafter referred to as "OES") has awarded grant funds to the Southern California High TechTask Force-Identity Theft Detail to fund the Identity Theft Program which combats Identity Theft crimes by increasing investigation and prosecution efforts. The Detail includes participants from the U.S. Secret Service, the U.S. Postal Inspection Service, the California Department of Motor Vehicles, and the California Department of Consumer Affairs.

WHEREAS the Board of Supervisors, as the governing body of the County of Los Angeles desires to participate in the Southern California High Tech Task Force- Identity Theft Detail;

NOW, THEREFORE, BE IT RESOLVED that the Board of Supervisors of the County of Los Angeles hereby accepts the Southern California High Tech Task Force Identity Theft Detail grant awarded by the OES to fund the Southern California High Tech Task Force Identity Theft Detail, and authorizes the Sheriff of Los Angeles County, or his designee, as County Agent, to serve as Project Director, to sign and execute said grant award, and to perform all further tasks necessary for completion of the project, including execution of future augmentations, extensions, submission of amendments, progress reports and any payment requests or contracts necessary to implement the Southern California High Tech Task Force Identity Theft Detail;

BE IT FURTHER RESOLVED that in-kind funds from the Los Angeles County Sheriff's Department are included in grant award;

BE IT FURTHER RESOLVED that the County of Los Angeles agrees not to use the aforementioned grant funds to supplant local expenditures under its control;

IT IS AGREED that any liability arising out of the performance of this 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 OES disclaim responsibility for any such liability.

I DO HEREBY CERTIFY that at a regular meeting of the Board of Supervisors of the County of Los Angeles on the _____day of _____,2004, the foregoing Resolution was adopted.

IN WITNESS WHEREOF I have hereunto set my hand and affixed the seal of the Board of Supervisors of the County of Los Angeles this _____ day of _____,2004.

ATTEST: VIOLET VARONA-LUKENS
EXECUTIVE OFFICER -
CLERK OF THE BOARD OF SUPERVISORS

By: _____
Deputy

APPROVED AS TO FORM:
RAYMOND G. FORTNER
Chief Deputy County Counsel

By: _____
Gary Gross, Principal Deputy, County Counsel

ATTACHMENT 2

CERTIFICATION OF ASSURANCE OF COMPLIANCE

I, LEROY D. BACA, hereby certify that:
(Official authorized to sign grant award; same person as line 13 on Grant Award Face Sheet)

GRANTEE: COUNTY OF LOS ANGELES

IMPLEMENTING AGENCY: LOS ANGELES COUNTY SHERIFF'S DEPARTMENT

PROJECT TITLE: SOUTHERN CALIFORNIA HIGH TECH TASK FORCE – IDENTITY THEFT DETAIL

is responsible for reviewing the *Grantee Handbook*[1] and adhering to all of the Grant Award Agreement requirements (state and/or federal) as directed by OES including, but not limited to, the following areas:

I. Equal Employment Opportunity – *(Grantee Handbook Section 2151)*

It is the public policy of the State of California to promote equal employment opportunity by prohibiting discrimination or harassment in employment because of race, religious creed, color, national origin, ancestry, disability (mental and physical) including HIV and AIDS, medical condition (cancer and genetic characteristics), marital status, sex, sexual orientation, denial of family medical care leave, denial of pregnancy disability leave, or age (over 40). **OES-funded projects certify that they will comply with all state and federal requirements regarding equal employment opportunity, nondiscrimination and civil rights.**

Please provide the following information:

A.A. Officer: RANDALL J. OLSON

Title: LIEUTENANT

Address: 4700 RAMONA BOULEVARD, MONTEREY PARK, CA 91754

Phone: (323) 526-5671

Email: rjolson@lasd.org

II. Drug-Free Workplace Act of 1990 – *(Grantee Handbook Section 2152)*

The State of California requires that every person or organization awarded a grant or contract shall certify it will provide a drug free workplace.

III. California Environmental Quality Act (CEQA) – *(Grantee Handbook Section 2153)*

[1] The *Grantee Handbook* can be obtained from www.oes.ca.gov. Applicant can select "Plans and Publications, RFA/RFP Grantee Handbook" to access the *Grantee Handbook*.

The State of California requires all OES-funded projects to obtain written certification that the project is not impacting the environment negatively.

IV. Lobbying – (*Grantee Handbook Section 2154)*

OES grant funds, grant property, or grant funded positions shall not be used for any lobbying activities, including, but not limited to, being paid by or on behalf of the undersigned, to any person for influencing or attempting to influence an officer or employee of any agency, a Member of Congress, an officer or employee of Congress, or an employee of a Member of Congress in connection with the making of any federal grant, the entering into of any cooperative agreement, and the extension, continuation, renewal, amendment, or modification of any federal grant or cooperative agreement.

V. Debarment and Suspension – *(Grantee Handbook Section 2155)*

(This applies to federally funded grants only.)

OES-funded projects must certify that it and its principals are not presently debarred, suspended, proposed for debarment, declared ineligible, sentenced to a denial of federal benefits by a state or federal court, or voluntarily excluded from covered transactions by any federal department of agency.

VI. Proof of Authority from City Council/Governing Board

The above-named organization (applicant) accepts responsibility for and will comply with the requirement to obtain written authorization from the city council/governing board in support of this program. The applicant agrees to provide all matching funds required for said project (including any amendment thereof) under the Program and the funding terms and conditions of OES, and that any cash match will be appropriated as required. It is agreed that any liability arising out of the performance of this 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 OES disclaim responsibility of any such liability. Furthermore, it is also agreed that grant funds received from OES shall not be used to supplant expenditures controlled by the city council/governing board.

The applicant is required to obtain written authorization from the city council/governing board that the official executing this agreement is, in fact, authorized to do so. The applicant is also required to maintain said written authorization on file and readily available upon demand.

All appropriate documentation must be maintained on file by the project and available for OES or public scrutiny upon request. Failure to comply with these requirements may result in suspension of payments under the grant or termination of the grant or both and the grantee may be ineligible for award of any future grants if the OES determines that any of the following has occurred: (1) the grantee has made false certification, or (2) violates the certification by failing to carry out the requirements as noted above.

CERTIFICATION

I, the official named below, am the same individual authorized to sign the Grant Award Agreement [line 13 on Grant Award Face Sheet], and hereby swear that I am duly authorized legally to bind the contractor or grant recipient to the above described certification. I am fully aware that this certification, executed on the date and in the county below, is made under penalty of perjury under the laws of the State of California.

Authorized Official's Signature: Lee Baca

Authorized Official's Typed Name: **LEROY D. BACA**

Authorized Official's Title: **SHERIFF**

Date Executed: 7-30-04

Federal ID Number: **95-6000927**

Executed in the City/County of: **LOS ANGELES**

AUTHORIZED BY:

- City/County Financial Officer
- City Manager
- Governing Board Chair

Signature: _____

Typed Name: **DON KNABE**

Title: **CHAIR, LOS ANGELES COUNTY BOARD OF SUPERVISORS**

ATTACHMENT 3

STATE OF CALIFORNIA ARNOLD SCHWARZENEGGER, Governor

CRIMINAL JUSTICE PROGRAMS DIVISION
GOVERNOR'S OFFICE OF EMERGENCY SERVICES
P.O. BOX 419047
RANCHO CORDOVA, CALIFORNIA 95741-9047
(916) 323-2280
FAX: 323-1756

June 21, 2004

To: HIGH TECHNOLOGY THEFT APPREHENSION AND PROSECUTION PROGRAM - IDENTITY THEFT UNIT PROJECT DIRECTORS

Subject: FY 2004/2005 REQUEST FOR APPLICATION (RFA)

Enclosed is the Request for Application (RFA) for the High Technology Theft Apprehension and Prosecution Program. This funding opportunity is available to currently funded California High Technology Identity Theft Units including the County of Los Angeles, Sheriff's Department; County of Marin, Office of the District Attorney; County of Sacramento, Sheriff's Department; County of San Diego; Office of the District Attorney; and County of Santa Clara, Office of the District Attorney.

The deadline for submitting applications is Monday, August 2, 2004. To receive funding under this program, please complete the enclosed application and return it to:

Office of Emergency Services
Criminal Justice Programs Division
Attention: Crime Suppression Section
High Tech Crime Program (HTTAP)
3650 Schriever Ave
Mather, California 95655

It is anticipated that five regional High Technology Identity Theft Units will be allocated $570,000 for the 12-month grant period July 1, 2004 through June 30, 2005. All projects are required to include a 25% match on funds allocated ($142,500) for a total project budget of $712,500.

Funding for this program is contingent on the enactment of the fiscal year 04-05 state budget. Any reductions to the High Technology Theft Apprehension and Prosecution (HTTAP) Program within the 04-05 state budget will result in reductions to the anticipated

allocation amounts for these projects. OES does not have the authority to disburse any funds until the budget is passed and the Grant Award Agreement is fully executed.

If you have any questions regarding this application, please contact Linda Battles, Sr. Program Specialist, at linda.battles@oes.ca.gov or telephone (916) 322-0892.

Sincerely,

JOYCE FONG, Chief
Crime Suppression Section

Enclosure