



**MINUTES OF THE
NCCSIF POLICE RISK MANAGEMENT COMMITTEE MEETING
ROCKLIN EVENTS CENTER, ROCKLIN, CA
FEBRUARY 2, 2017**

COMMITTEE MEMBERS PRESENT

Chief John Ruffcorn, City of Auburn
Chief Jeremiah Fears, City of Corning
Lt. Jeffrey Scott, City of Elk Grove
Sgt. Jason Garringer, City of Marysville

Assistant Chief Allen Byers, City of Oroville
Chief Kyle Sanders, City of Red Bluff
Chief Robert Landon, City of Yuba City

OTHER MEMBERS PRESENT

Shari Harris, City of Auburn
Julie Rucker, City of Elk Grove
Kristine Haile, City of Folsom
Wendy Fox, City of Folsom
Lt. Charles Dedriksen, City of Galt

Sgt. Scott Smallwood, City of Gridley
Astrida Trupovnieks, City of Lincoln
Elizabeth Ehrenstrom, City of Oroville
Captain Lon Milka, City of Rocklin
Michael Green, City of Rocklin

GUESTS & CONSULTANTS

Marcus Beverly, Alliant Insurance Services
Raychelle Maranan, Alliant Insurance Services
Tom Kline, Bickmore

Dori Zumwalt, York Risk Services Group
Steven Scott, York Risk Services Group
Kara Kennedy, York Risk Services Group

A. CALL TO ORDER

Chief John Ruffcorn called the meeting to order at 10:02 a.m. and asked everyone to introduce themselves.

B. APPROVAL OF AGENDA AS POSTED

A motion was made to approve the Agenda as posted.

Motion: Chief Robert Landon **Second:** Chief Kyle Sanders **Motion Carried**

C. PUBLIC COMMENTS

There were no public comments.

D. CONSENT CALENDAR

1. Police Risk Management Committee Meeting Minutes - November 3, 2016



A motion was made to approve the Consent Calendar as presented.

Motion: Asst. Chief Allen Byers **Second:** Chief Robert Landon **Motion Carried**

E. RISK MANAGEMENT

E.1. Body Camera Update

The Committee shared their experiences with the body camera and some indicated they have had technical difficulties with the VieVu cameras such as battery life/charging dock. One member shared a police inappropriate behavior was captured in the body-cam video that led to that officer's disciplinary action. Overall, the collective impact of videos documenting incidents have shown reduction in citizen complaints.

E.2. Legislative Update

Mr. Tom Kline updated the Committee on the following Assembly Bills (AB) and Senate Bills (SB):

1. AB 2 - Obernolte. Hate crimes: peace officers.
This bill would add the status as a peace officer to the list of actual or perceived characteristics necessary to determine whether a criminal act qualifies as a hate crime.
2. AB 6 - Lackey. Driving under the influence: drug testing.
This bill would authorize an officer to use a preliminary oral fluid screening test that indicates the presence or concentration of a drug or controlled substance as a further investigatory tool in order to establish reasonable cause to believe the person was driving a vehicle in violation of certain prohibitions against driving under the influence of drugs.
3. AB 16 - Cooper. Criminal law: DNA evidence.
This bill would expand these provisions to require persons convicted of specified misdemeanors to provide buccal swab samples, right thumbprints, and a full palm print impression of each hand, and any blood specimens or other biological samples required for law enforcement identification analysis. By imposing additional duties on local law enforcement agencies to collect and forward these samples, this bill would impose a state-mandated local program.
4. AB 39 - Bocanegra. Hate crimes.
This bill would declare the intent of the Legislature to enact legislation to establish a "Hate Crime Registry" for purposes of creating a repository of information on hate crimes committed in California.

5. AB 44 - Reyes. Workers' Compensation: medical treatment: terrorist attacks: workplace violence.
This bill would exempt medical treatment for employees or first responders who sustain physical or psychological injury as a result of an act of terrorism or violence in the workplace from the utilization review process and the independent medical review process, and would provide for an expedited proceeding before the Workers' Compensation Appeals Board to resolve disputes regarding treatment. This bill would add aggregate disability payments for not more than 240 compensable weeks within a period of 5 years from the date of injury.
6. AB 90 - Weber. Criminal gangs.
This bill would state the intent of the Legislature to enact legislation to ensure that CalGang and any other equivalent shared gang database has an oversight structure that supports accountability for proper database use and protection of individual rights.
7. AB 158 - Chu. Hate crime reporting standards.
This bill would state the intent of the Legislature to enact legislation establishing uniform hate crime reporting standards for law enforcement agencies statewide.
8. AB 159 - Jones-Sawyer. State government: federal immigration policy enforcement.
This bill would prohibit a law enforcement official from cooperating with federal immigration officials by providing information about a juvenile held in a juvenile detention facility, or by detaining a juvenile on the basis of an immigration hold after that juvenile becomes eligible for release from custody, unless not cooperating would violate federal law and the juvenile has been convicted of specified crimes.
9. AB 7 - Gipson. Firearms open carry.
This bill would make a technical, nonsubstantive change to the provisions.
10. SB 21 - Hill. Law enforcement agencies: surveillance: policies.
This bill would, beginning July 1, 2018, require each law enforcement agency to submit its governing body at a noticed hearing, open to the public, a proposed plan for the use of all surveillance technology and the information collected. The bill would require the law enforcement agency submit an amendment to the surveillance plan, pursuant to the same open meeting requirements, for each new type of surveillance technology sought to be used.
11. SB 22 - Hill. Firearms: law enforcement agencies: agency firearm accounting.
This bill would require a law enforcement agency to adopt a written procedure to account for firearms that are owned, acquired, maintained, sold, loaned, lost, stolen, or in any way possessed by that agency or by an employee of that agency if used or carried for purposes of carrying out the official duties of his or her employment.
12. SB 29 - Lara. Law enforcement: immigration.
This bill would, commencing on January 1, 2019, prohibit a city, county, or city and county, or a local law enforcement agency from entering into, renewing, or extending the length of a



contract with a private corporation, contractor, or vendor to detain immigrants in civil immigration proceedings for profit.

13. SB 54 - De Leon. Law enforcement: sharing data.

This bill would, among other things, prohibit state and local law enforcement agencies and school police and security departments from using resources to investigate, detain, detect, report, or arrest persons for immigration enforcement purposes, or to investigate, enforce, or assist in the investigation or enforcement of any federal program requiring registration of individuals on the basis of race, gender, sexual orientation, religion, or national or ethnic origin.

14. SB 65 - Hill. Vehicles: alcohol and marijuana: penalties.

This bill would instead make driving or operating a vehicle upon any highway or specified lands, or driving or operating a boat, vessel, or aircraft while drinking any alcoholic beverage, punishable as either an infraction or a misdemeanor. The bill would also make driving or operating a vehicle, boat, vessel, or aircraft while smoking or ingesting marijuana or marijuana products an offense punishable as an infraction or a misdemeanor. The bill would authorize a court to order a defendant to attend drug or alcohol education and counseling classes in addition to those penalties.

Provided as information only.

E.3. Workers' Compensation Claims Analysis

Mr. Marcus Beverly provided an overview of NCCSIF Workers' Compensation claims analysis from 2006 to 2016. Generally speaking, WC cost increases over the years as the claim develops. The average WC police claim cost is \$17,000; and average annual 4850 benefit cost is \$500,000. It was noted that NCCSIF does not cover 4850 benefits for safety personnel.

Provided as information only.

E.4. Round Table Discussion

Mr. Kline indicated the following training topics were suggested from prior meetings:

- Community Policing - presented by former Chief Rick Braziel. However, Mr. Kline indicated he was still unable to connect with Rick, but due to the popular demand by the Committee and depending on Rick's availability, this may be the training topic at the May 4, 2017 meeting.
- Lexipol Refresher and Update - presented by Nicole Falconer. Lexipol is rolling out new process and awaiting confirmation of Nicole's availability.
- Below 100
- Crisis Intervention



Mr. Kline indicated that Bickmore is working on a webinar governing the unmanned aerial systems (UAV), commonly called drones, in legal perspective. Mike Colson from CHUBB presented drone coverage at the December NCCSIF Board meeting.

The Committee recessed for lunch at 10:53 a.m.

The meeting reconvened at 11:25 a.m. and resumed with the Training Presentation.

F. Training Session - Workers' Compensation for Police

Ms. Dori Zumwalt and Kara Kennedy from York Risk Services provided a training presentation on Workers' Compensation (WC) 101 for Police. Information presented includes: history of WC, reporting injuries, types of injuries, forms and compliance, benefits, medical treatment options, return to work modified duty, and types of claim settlements. Ms. Zumwalt reiterated the importance of prompt reporting and investigation/fact gathering at the onset of an injury such as witness statements.

Discussion ensued regarding the pros and cons of various types of Fitness Programs such as On-Duty Workout versus other Off-Duty Workout programs. Whichever fitness practice an agency may have it must have a corresponding written policy that details how the program will function. This will alleviate potential complications. The Committee requested a sample On-Duty Workout policy or policy language that provides a distinction for pre-determined workout guidelines.

It was noted that the City of Folsom has a Workout policy. Mr. Kline indicated that he will check with Henri Castro for a sample policy.

G. INFORMATION ITEMS

1. NCCSIF 2017 Meeting Calendar
2. NCCSIF Organization Chart

These items were provided as information only.

H. ADJOURNMENT

The meeting was adjourned at 12:37 p.m.

Next Meeting Date: May 4, 2017

Respectfully Submitted,

A handwritten signature in cursive script, appearing to read "Corey Shaver", is written over a horizontal line.

Corey Shaver, Secretary

9-11-17

Date