



January 2017

The
BACKUP
Newsletter

The Official Publication of the California Reserve Peace Officers Association

~ A COP'S CHRISTMAS STORY ~

It was many decades ago when I first joined the police department, I knew there would be special occasions my family would spend without me. Knowing that didn't make the task any easier. The celebrations I missed that first year depressed me and sometimes made me feel bitter. Working on Christmas Eve was always the worst. One Christmas Eve, I learned that blessings can come disguised as misfortune and honor is more than just a word.

I was riding a one-man patrol on the 4 pm – 12 midnight shift. The night was cold. Everywhere I looked I saw reminders of the holiday. Families packing their cars with presents, beautifully decorated trees in living room windows and roofs adorned with tiny sleighs. It all added to my holiday funk.

The evening had been relatively quiet; there were calls for barking dogs and a residential false burglar alarm. There was nothing to make the night pass any quicker. I thought of my own family and sunk further into depression. Shortly after 2200 hours (10 pm) I got a radio call to the home of an elderly, terminally ill man. I parked my patrol car in front of a simple Cape Cod style home. First aid kit in hand, I walked up the short path to the front door. As I approached, a woman who seemed to be about 80 years old opened the door. "He's in here", she said. She led me to a back bedroom.

We passed through a living room that was furnished in a style I had come to associate with older people. The sofa has an afghan blanket draped over its back and a dark, solid Queen Anne chair sat next to an unused fireplace. The Mantle was cluttered with an eccentric mix of several photos, some ceramic figurines and an antique clock. A floor lamp provided soft lighting. We entered a small bedroom where a frail looking man lay in bed with a blanket pulled up to his chin. He wore a blank stare on his ashen, skeletal face. His breathing was shallow and labored. He was barely alive.

The trappings of illness were all around his bed. The nightstand was littered with a large number of pill vials. An oxygen bottle stood nearby. Its plastic hose, with face mask attached, rested on the blanket. I asked the old woman why she called the police. She simply shrugged and nodded sadly toward her husband, indicating it was at his request. I looked at him and he stared intently into my eyes. He seemed relaxed now. I didn't understand the suddenly calm expression on his face.

I looked around the room again. A dresser stood along the wall to the left of the bed. On it was the usual memorabilia: ornate perfume bottles, white porcelain pin case, and a wooden jewelry case. There were also several photos in simple frames. One caught my eye and I walked closer to the dresser for a closer look. The picture showed a young man dressed in a police uniform. It was unmistakably a photo of the man in bed. I knew then why I was there.

I looked at the old man and he motioned with his hand toward the side of the bed. I walked over and stood beside him. He slid a thin arm from under the covers and took my hand. Soon, I felt his hand go limp, I looked at his face. There was no fear there. I saw only peace. He knew he was dying; he was aware his time was very near. I knew now that he was afraid of what was about to happen and he wanted the protection of a fellow cop on his journey. A caring God had seen to it that his child would be delivered safely to Him. The honor of being his escort fell to me.

When I left at the end of my tour that night, the temperature seemed to have risen considerably, and all

the holiday displays I saw on the way home made me smile. I no longer feel sorry for myself for having to work on Christmas Eve. I have chosen an honorable profession. I pray that when it's my turn to leave this world there will be a cop there to hold my hand and remind me that I have nothing to fear.



I wish all my brothers and sisters who have to work this Christmas Eve all the joy and warmth of the season. We have all been there. God bless you all. "Blessed are the peacemakers, for they will be called sons of God" (Matthew 5:9).

'Remember the fallen and honor their sacrifice.'

-The author is unknown but we would like to thank this individual for the great story.
Thank you, Bert Adkins and Dave Humphreys - Huntington Beach POA

Don't Miss ARPOC 2017

August 16th - 19th a great networking and training weekend

Tactical Casualty Care (TCC) This is not a first aid class! This is a foundational tactical medical class teaching you how to apply the latest best-practice trauma skills in hostile combat zones for military or law enforcement. All information and skills practice are evidence-based and conform to all guidelines from (CoTCCC), (NAEMT), (C-TCC), (POST) and (EMSA). The course is designed to teach the principles of life-saving care (self-care/buddy-care) in the tactical environment. Areas of instructions will include traumatic hemorrhage control, treatment of penetrating chest trauma, airway adjuncts and the use of hemostatic dressings.

WELCOME NEW CRPOA MEMBERS

Between 12/16/2016 and 1/15/2017

Ingnacio Gonzales San Jose PD
Dana Harper Tustin PD
Chris Casciato Rocklin PD
Tam Pham Santa Clara SO

Jerrold Christensen Placer SO
David Jackson San Diego SD
Jacques Wibier Central Marin PA

Pamela Hardacre Tustin PD
Marcos Dowdy San Mateo SO
Alan Sanchez San Joaquin SO
Nasario Solis Tustin PD

Report from CRPOA General Counsel



LAW ENFORCEMENT OFFICER SAVED BY CCW HOLDER – AND YOUR AGENCY STILL HAS A “NO CCW POLICY?”

Imagine you are driving home from a shift and you see one of your units on a T-stop. As you approach, you see your brother officer on the ground with a perp on top of him slamming his head into the ground. What you don't know is your brother officer has also taken a round to his shoulder and is incapacitated and likely will die unless you do something. But wait – your Chief or Sheriff has a “no CCW policy” and your options are now severely limited, perhaps non-existent. Think this is a made up story?

This is exactly what happened in Arizona earlier this month, and thanks for the heavens above a CCW holder came upon the scene and saved this officer's life. You can [read the story here](#).

What is the point of this story? Aside from the fact that there is now federal case law which makes these policies illegal and unenforceable, why do some police chiefs and sheriffs continue to hire, train and deploy reserve law enforcement officers, put them in the field and enjoy the benefit of their law enforcement officer services, only to disarm them away from their stations and leave them with no means to protect themselves, their families, and in the story I just told you, their fellow law enforcement officers?

If your agency continues to insist upon disarming you when you are off-duty, please share this story with them. Attacks on law enforcement have skyrocketed this year and the attack on the Arizona trooper sadly is becoming more the norm than the exception. Enough is enough.

Lastly, please let me know if I can help you change hearts and minds in your agency. I am happy to help in any way I can.

Be safe everyone.

If you have a question or comment for Jim, please email Jim at rene@crpoa.org. Jim René is the General Counsel for the California Reserve Peace Officers Association and a Reserve Police Sergeant for the San Fernando Police Department, and previously was an LAPD reserve police officer for 15 years.

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Making A Difference - think about it

“The charm of fishing is that it is the pursuit of what is elusive but attainable, a perpetual series of occasions of hope.”

--John Buchan, Former Governor General of Canada-

As Published January 11th, 2017

Law Student Juggles Work as Moraga Reserve Officer

By Cathy Dausman



Kevin Walker - Photo Cathy Dausman

Moraga Town offices were closed because of their regular every other Friday off schedule, but that didn't stop Kevin Walker from coming to work. Moraga Police Department's newest reserve officer leads a full and busy life even when he's not in uniform.

Walker, newly married, is a third year student at UC Berkeley Boalt School of Law; upon graduation and passing the bar he will practice corporate law in San Francisco. Although born in San Francisco Walker is an Acalanes High School graduate who insists the East Bay is "home for me."

The oldest of three boys, Walker is the first in his family to join a law enforcement team, although neither of his brothers was surprised at his decision. He says his calling to police work began the summer between high school and college when he had a job as a front desk intern for the Walnut Creek Police Department. It was there he realized police were often the first

to respond and support people in their darkest moments.

Walker became a reserve officer for the Los Angeles Sheriff's Department during his undergraduate years at UCLA and was assigned to police areas of Compton and Carson. He sometimes felt at odds with his fellow students; while they rallied against police actions, he was wearing a uniform on the other side of town.

Walker continued driving to southern California for shift work when he began law school but eventually decided to bring his services back home. He reached out to Sgt. Brian South and started his field training with Moraga Police in March. Currently the Town of Moraga has 12 sworn officers and four reserve officers. Walker explains that reserve officers undergo the same hiring process, wear the same uniform, carry the same equipment, complete the same training, and make the same sacrifices—they just don't get paid.

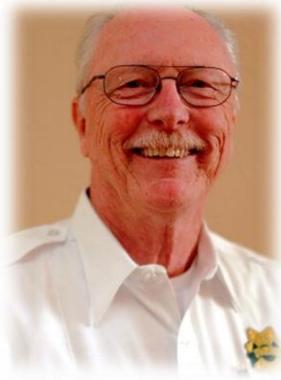
He says police work is the hardest job he can imagine because of its constant uncertainty, but he allays his family's fears about his personal safety with the certainty that he can trust every officer in the department. He is definitely in it for the long run—"I could never give this up," he says.

Asked to compare police and legal work, Walker says the former is challenging and the latter rewarding and insists he is keeping the two jobs compartmentalized, at least for now. Police work offers an immediate, measureable impact from every single shift, where the rewards from performing legal work are more likely to be long term, he says.

The downside of police work is seeing people hurt or in distress, Walker says, but the flip side is the positive contact his department has within the Lamorinda community. He says Moraga Police Department has worked hard to build great relationships with local businesses and residents and cites their coffee with a cop outreach as one example.

"That makes a hard job more rewarding," Walker says; it is also something he never takes for granted. "We want the community to feel they can approach us," he says, adding, "We hope the first time they meet us is not when they see us in their rear view mirror."

CRPOA gratefully acknowledges the kind cooperation of Lamorinda Weekly and the Author/Photographer Cathy Dausman, in allowing us permission to reprint this challenging and insightful article. The original article is available at: <http://www.lamorindaweekly.com/archive/issue1023/Law-Student-Juggles-Works-as-Moraga-Reserve-Officer.html>



Legislative Update-Report

By Pete Downs
1/15/2017

Well, the new session is in full swing and the Democratic super majority has started introducing bills that are of interest to California law enforcement. As of January 16th these are the bills that have hit our radar and we are tracking the progress. The new bill introduction deadline is in early February and I'm sure this list will grow significantly in the next three weeks.

Please feel free to send me your comments on any of the bills. My CRPOA email address is at the end of this article.

AB 2 (Obernolte R) Hate crimes: peace officers.

Current Text: Introduced: 12/5/2016 [Text](#)

Summary: Current law defines "hate crime" as a criminal act committed, in whole or in part, because of actual or perceived characteristics of the victim, including, among other things, race, religion, disability, and sexual orientation. Under current law, that definition applies unless an explicit provision of law or the context clearly requires a different meaning. 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.

AB 6 (Lackey R) Driving under the influence: drug testing.

Current Text: Introduced: 12/5/2016 [Text](#)

Summary: Current law authorizes an officer to use a preliminary alcohol screening test that indicates the presence or concentration of alcohol based on a breath sample 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 alcohol or drugs. 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.

AB 87 (Ting D) Autonomous vehicles.

Current Text: Introduced: 1/5/2017 [Text](#)

Summary: Current law requires the Department of Motor Vehicles to adopt regulations no later than January 1, 2015, setting forth requirements for the submission of evidence of insurance, surety bond, or self-insurance, and for the submission and approval of an application to operate an autonomous vehicle. Under current law, it is unlawful and constitutes an infraction for any person to violate, or fail to comply with any provision of the Vehicle Code, unless otherwise specified. This bill would provide that violation of this section is not an infraction and would instead, among other things, require the department to revoke the registration of a vehicle that is being operated in violation of those provisions.

AB 158 (Chu D) Hate crime reporting standards.

Current Text: Introduced: 1/12/2017 [Text](#)

Summary: Would state the intent of the Legislature to enact legislation establishing uniform hate crime reporting standards for law enforcement agencies statewide.

AB 163 (Weber D) School safety: peace officer interactions with pupils.

Current Text: Introduced: 1/13/2017 [Text](#)

Summary: Would require the governing board of a school district to adopt and annually review a policy regarding the scope of peace officer interactions, including, but not limited to, those employed by a school police department or by a

local law enforcement agency, with pupils and to consider how to reduce the presence of peace officers on campus. By imposing additional duties on school districts, the bill would impose a state-mandated local program.

[ACR 2](#) ([Mayes R](#)) Police Officer Jose “Gil” Vega and Police Officer Lesley Zerebny Memorial Highway.

Current Text: Introduced: 12/6/2016 [Text](#)

Summary: This measure would designate a specified portion of State Highway III in the County of Riverside as the Police Officer Jose “Gil” Vega and Police Officer Lesley Zerebny Memorial Highway. The measure would also request the Department of Transportation to determine the cost of appropriate signs showing this special designation and, upon receiving donations from non-state sources covering that cost, to erect those signs.

[AJR 2](#) ([Levine D](#)) Latino Americans and Muslim Americans

Current Text: Introduced: 12/5/2016 [Text](#)

Summary: This measure would commend Latino Americans and Muslim Americans for their economic, political, and cultural impact on California and the United States and respectfully request the President and the President-elect of the United States and Members of the United States Congress to respect the First Amendment of the United States Constitution and to reject efforts to build a wall along the United States-Mexico border, to monitor mosques, to police and profile Muslim Americans, or to adopt any immigration policy based on discrimination.

[SB 8](#) ([Beall D](#)) Diversion: mental disorders.

Current Text: Introduced: 12/5/2016 [Text](#)

Summary: Would authorize a court, with the consent of the defendant and a waiver of the defendant’s speedy trial right, to postpone prosecution of a misdemeanor or a felony punishable in a county jail, and place the defendant in a pretrial diversion program if the court is satisfied the defendant suffers from a mental disorder, that the defendant’s mental disorder played a significant role in the commission of the charged offense, and that the defendant would benefit from mental health treatment. The bill would allow the defense to arrange, to the satisfaction of the court, for a program of mental health treatment utilizing existing inpatient or outpatient mental health resources.

[SB 21](#) ([Hill D](#)) Law enforcement agencies: surveillance: policies.

Current Text: Introduced: 12/5/2016 [Text](#)

Summary: Would, beginning July 1, 2018, require each law enforcement agency, as defined, to submit to 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, as specified. The bill would require that 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. This bill contains other related provisions and other existing laws.

[SB 22](#) ([Hill D](#)) Firearms: law enforcement agencies: agency firearm accounting.

Current Text: Introduced: 12/5/2016 [Text](#)

Summary: Would require a law enforcement agency, as defined, 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, as specified. The bill would require that the acquisition of firearms by an agency employee for use within the course of his or her employment be entered into the AFS, and would require that a record of firearms that are lost, stolen, or otherwise disposed of be entered into the AFS.

[SB 29](#) ([Lara D](#)) Law enforcement: immigration.

Current Text: Introduced: 12/5/2016 [Text](#)

Summary: Current law authorizes a county board of supervisors on behalf of its sheriff, and a legislative body of a city on behalf of its chief of police, to contract to provide supplemental law enforcement services to private individuals, private entities, and private corporations in specified circumstances and subject to certain conditions. 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.

[SB 40](#) (Roth D) Domestic violence.

Current Text: Introduced: 12/5/2016 [Text](#)

Summary: Current law makes it a crime, punishable by a fine, by imprisonment, or by both a fine and imprisonment, for a person to willfully inflict corporal injury, including, but not limited to, by strangulation or suffocation, resulting in a traumatic condition upon a person with whom the defendant has been in a specified domestic relationship. This bill would recognize state law to separately establish the felony offense of domestic violence where the corporal injury is caused by strangulation or suffocation, as specified.

[SB 54](#) (De León D) Law enforcement: sharing data.

Current Text: Introduced: 12/5/2016 [Text](#)

Summary: Current law provides that when there is reason to believe that a person arrested for a violation of specified controlled substance provisions may not be a citizen of the United States, the arresting agency shall notify the appropriate agency of the United States having charge of deportation matters. This bill would repeal those provisions. This bill contains other related provisions and other current laws.

[SB 75](#) (Bates R) Violent felonies.

Current Text: Introduced: 12/5/2016 [Text](#)

Summary: Current law, as amended by Proposition 21, classifies certain felonies as violent felonies for purposes of various provisions of the Penal Code. Current law generally imposes an additional one-year term for a felony and 3-year term for a violent felony for each prior separate prison term served for a felony or a violent felony, respectively. This bill would additionally define, among other crimes, the offenses of vehicular manslaughter, human trafficking involving a minor, assault with a deadly weapon, solicitation of murder, rape under various specified circumstances, and grand theft of a firearm as violent felonies for purposes of imposing specified sentence enhancements. The bill would also make conforming changes

Pete Downs is a CRPOA Director, Co-Chairman of the Law & Legislation Committee and a Volunteer in Policing with the Sonoma County Sheriff's Office.

We thank Pete Downs for his Legislative update and you may contact him at Downs@CRPOA.org

Financial Officer's Report

From Chuck Adams

January 2017 Membership and Financial Condition

It is my pleasure to report that our financial condition remains sound. The current month closed with all of our current obligations met. We added 12 new members that joined from the 16th of last month to the 15th of the current month.

This month we started work on adding the ARPOC online registration process to the 911 WordPress -WEB based online system. Our plan is to have this completed for ARPOC 2017 registration. Hopefully this will make the registration process easier for both the attending member and ARPOC staff since much of the required data to be entered on the ARPOC Registration form already is contained on the 911 database.



In preparation for the ARPOC online system the 911 Membership software has been upgraded to check member renewal dates. CRPOA allows a 90-day grace period for a member to renew membership and keep membership tenure secure. So, for example, if a membership expires on 2/1/2017, and is renewed within 90 days of the date, the new expiration date will be 2/1/2018. If the renewal occurs after 90 days of the expiration date, the new expiration date will be 1 year from the date of renewal. A few other changes have been made to add some consistency to the membership type description field. The Membership Status field is used for CRPOA tracking purposes. It has been corrected to show members whose membership has lapsed and then renewed as "Former Member."

Each Member needs to make sure that certain fields in the 911 Membership Database are accurate and Complete. Individual and Agency Members are responsible to provide updates to their 911 Membership Record. These fields are:

First Name	
Last Name	
Nickname	This will be used on your ARPOC Badge
Email	Where you want us to send information
Date of Birth	
POST ID	Your agency should provide you with this. CRPOA Membership can also help you
Address	Mailing address where you want to receive US Mail
City	
State	
Zip Code	
Home Phone	Provide the best number(s) to reach you if necessary
Cell Phone	
Work Phone	
Agency Name	
Level	Enter your reserve level as L1; L2; L3 or L1 Designated

The CRPOA Membership Office (855-55-CRPOA ext. 2) can help you to set up your 911 user id and password. It takes only a few minutes of your time. You need to have access to your computer to complete this task.

Chuck Adams is the Chief Financial Officer for CRPOA. He is also a retired Reserve Commander for Los Gatos Police Department. Chuck welcomes your calls and emails. You may contact Chuck at 408-371-8239 or cadams@CRPOA.org

*Don't Miss **ARPOC 2017***

August 16th - 19th a great networking and training weekend
