



# Sheriff's Office Training Bulletin

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## **SWORN PERSONNEL SHALL UNDERSTAND THE PROVISIONS OF THE POLICY MANUAL PERTAINING TO OPIOID MEDICAL AID AND RESPONSE.**

Sworn personnel must have a complete understanding of Sheriff's Office policy regarding opioid medical aid and response. All personnel shall be familiar with the policy and what it contains. Policy 427 establishes the Sheriff's Office policy regarding opioid medical aid and response. The following are excerpts from that policy. *Sworn personnel must be familiar with the entire Policy as stated in the Policy Manual.*

### **POLICY**

It is the policy of the San Mateo County Sheriff's Office that members who have completed the prescribed training in use and application of Naloxone™ (Narcan) which is compliant with Civil Code § 1714.22 are permitted to provide emergency

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### **INSIDE THIS ISSUE**

- p. 1** Sworn personnel shall understand the provisions of the Policy Manual pertaining to opioid medical aid and response.
- p. 4** The prosecution in a felony case of attempted taking of a car established the value of the vehicle through the Kelley Blue Book.

### Sheriff's Office Halloween Pumpkin Display



### **FROM THE TRAINING MANAGER:**

The Training Unit would like to welcome Office Specialist Leila Aziz ([laziz@smcgov.org](mailto:laziz@smcgov.org)) to our organization. Leila has an extensive background in the private sector and has been an immediate contributor for the Training Unit since being hired. Please welcome Leila to the team.

As we enter December, the training days for this year are beginning to rapidly dwindle. If you need any elective or required training, please contact the Training Unit and we will assist with your individual or group needs. I will also begin to utilize more in-house created video content for future training. If you have ideas for interesting training video content, let me know.

Finally, the holiday season is upon us now. The Training Unit appreciates the effort and dedication you put forth on the job and the training hours you put in. It can be difficult, but balancing personal life with work is important for all of us. Please be safe and take the time to responsibly enjoy the season with family and friends.

- Sgt. Jason Leone

# CODE OF ETHICS

**AS A LAW ENFORCEMENT OFFICER**, my fundamental duty is to serve mankind; to safeguard lives and property; to protect the innocent against deception, the weak against oppression or intimidation, and the peaceful against violence or disorder; and to respect the Constitutional rights of all men to liberty, equality and justice.

**I WILL** keep my private life unsullied as an example to all; maintain courageous calm in the face of danger, scorn, or ridicule; develop self-restraint; and be constantly mindful of the welfare of others. Honest in thought and deed in both my personal and official life, I will be exemplary in obeying the laws of the land and the regulations of my department. Whatever I see or hear of a confidential nature or that is confided to me in my official capacity will be kept ever secret unless revelation is necessary in the performance of my duty.

**I WILL** never act officiously or permit personal feelings, prejudices, animosities or friendships to influence my decisions. With no compromise for crime and with relentless prosecution of criminals, I will enforce the law courteously and appropriately without fear or favor, malice or ill will, never employing unnecessary force or violence and never accepting gratuities.

**I RECOGNIZE** the badge of my office as a symbol of public faith, and I accept it as a public trust to be held so long as I am true to the ethics of the police service. I will constantly strive to achieve these objectives and ideals, dedicating myself before God to my chosen profession...law enforcement.

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medical aid to persons experiencing an opioid overdose.

## ADMINISTRATION OF OPIOID OVERDOSE MEDICATION

Members may administer opioid medication in accordance with this policy and any direction provided by the licensed health care provider who prescribed, dispensed and/or issued a standing order for the medication when all of the the following criteria have been met (Civil Code § 1714.22; 22 CCR 100019):

- ✓ The member has completed an opioid overdose prevention and treatment training program compliant with Civil Code § 1714.22 and has been tested to demonstrate competence following initial instruction.
- ✓ The member has been authorized by the medical director of the Local Emergency Medical Services Agency (LEMSA).
- ✓ In accordance with California Peace Officer Standards and Training (POST) standards.

## OPIOID OVERDOSE MEDICATION USER RESPONSIBILITIES

Members who are qualified to administer opioid overdose medication, such as Naloxone™ (Narcan), should handle, store and administer the medication consistent with their training.

Members should check the medication and associated administration equipment at the beginning of their shift to ensure they are serviceable and not expired. Any expired medication, used or unserviceable equipment should be removed from service and given to the Sergeant assigned as the First Aid/CPR Program Coordinator. If practicable, prior to any member

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administering opioid overdose medication, they should notify Public Safety Communications and request response by Emergency Medical Service (EMS). Otherwise, notification should occur as soon as possible. The member shall also notify their supervisor as soon as practicable.

### **PERSONS REFUSING EMS CARE**

If a person who is not in custody refuses EMS care or refuses to be transported to a medical facility, a deputy shall not force that person to receive care or be transported. However, members may assist EMS personnel when EMS personnel determine the person lacks the mental capacity to understand the consequences of refusing medical care or to make an informed decision and the lack of immediate medical attention may result in serious bodily injury or the death of the person. In cases where mental illness may be a factor, the deputy should consider proceeding with a 72-hour treatment and evaluation commitment (5150 W&I commitment) process in accordance with the Mental Illness Commitments Policy.

If a deputy believes that a person who is in custody requires EMS care and the person refuses, he/she should encourage the person to receive medical treatment. The officer may also consider contacting a family member to help persuade the person to agree to treatment or who may be able to authorize treatment for the person.

If the person still refuses, the deputy will require the person to be transported to the nearest medical facility. In such cases, the officer should consult with a supervisor prior to the transport. Members shall not sign refusal-for-treatment forms or forms accepting financial responsibility for treatment.

### **MEDICAL ATTENTION RELATED TO USE OF FORCE**

Specific guidelines for medical attention for injuries sustained from a use of force may be

found in the Use of Force, Handcuffing and Restraints, Control Devices and Techniques, and Conducted Energy Device policies.

### **OPIOID MEDICAL AID RESPONSE IN THE MAGUIRE CORRECTIONAL FACILITY AND THE MAPLE STREET CORRECTIONAL FACILITY**

Opioid overdose medication is available in both of the San Mateo County Correctional Facilities. The locations where the medication is stored are:

- ✓ The Intake Desk and nurse's station at the Maguire Correctional Facility
- ✓ The medical "crash cart" at the Maguire Correctional Facility
- ✓ The medical "crash cart" at the Maple Street Correctional Center
- ✓ Sergeant's Office in both Correctional Facilities
- ✓ Duty Stations
- ✓ Administration Classification

The term "crash cart" is used in hospitals for a cart containing various emergency medicine and apparatus (like a defibrillator) that is deployed during medical emergencies. We have one crash cart in each correctional facility jail to respond to medical emergencies for both inmates and staff. Each time a Code Blue (medical emergency) is called, medical staff deploy the crash cart.

### **STORAGE, MAINTENANCE AND REPLACEMENT**

The Naloxone™ kit will be stored in a secured location that can be easily accessed and utilized when needed. The Naloxone™ kit should be stored within the manufacturer's temperature specifications. The member who is issued a Naloxone™ kit should inspect the kit at the start of their shift. Those assigned to the Correctional Facility are responsible to inspect the Naloxone™ at their assigned workplace at

the beginning of their shift if applicable. The First Aid/CPR Program Coordinator will conduct random audits a minimum of twice a year to identify missing, damaged and expired Naloxone™ kits. ☆

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## **THE PROSECUTION IN A FELONY CASE OF ATTEMPTED TAKING OF A CAR ESTABLISHED THE VALUE OF THE VEHICLE THROUGH THE KELLEY BLUE BOOK.**

A couple were at home early one morning when they heard the alarm sound on their car parked in the driveway. At about the same time, the couple was alerted on one of their electronic devices that there was movement that was shown on a security camera mounted above their garage. The wife looked outside and saw a man standing between their two cars.

The husband looked around the driveway and saw that the driver's side window of one of their cars was shattered. In addition, there were indications that the driver's door had been pried away from the frame. Inside the vehicle, both the glove compartment and the center console were open. It looked as though someone had rummaged through the vehicle. A piece of the ignition was broken off.

The husband called the police and provided them with a description of the man. The man was located nearby the residence shortly thereafter.

A detective later examined the victims' vehicle. When he returned to the station, he looked at the Kelley Blue Book website to determine the value of the vehicle. He used the value of a base model because he did not know what amenities the vehicle had. He selected the trade-in value of the car, which is the lowest value provided by the Blue Book. The value he found was between \$1,800 and \$2,240.

In the case of People v. Jenkins, the California Court of Appeal ruled that the detective properly testified to the value of the vehicle as

greater than the felony threshold of \$950 based on the use of the Kelley Blue Book website.

In its written decision, the Court first looked at the use of the Blue Book to establish the value of the vehicle. The Court first stated, "Hearsay evidence is evidence of a statement that was made other than by a witness while testifying at the hearing and that is offered to prove the truth of the matter stated. This is commonly known as the 'hearsay rule.'" The prosecution and the defense agreed that the Blue Book's estimate of the car's value constituted hearsay. The issue for the Court to decide is whether the estimate of value comes within the exception to the hearsay rule as a "published compilation" under section 1340 of the California Evidence Code.

The Court then stated, "Section 1340 provides, 'Evidence of a statement, other than an opinion, contained in a tabulation, list, directory, register, or other published compilation is not made inadmissible by the hearsay rule if the compilation is generally used and relied upon as accurate in the course of business as defined in Section 1270.' Five elements must be satisfied when a party seeks to admit evidence under the published compilation exception: (1) the proffered statement must be contained in a compilation; (2) the compilation must be published; (3) the compilation must be generally used in the course of business; (4) it must be generally relied upon as accurate in the course of such business; and (5) the statement must be one of fact rather than opinion." The Court noted that the trial court found that each of those elements had been satisfied.

The Court then stated, "When evaluating the admissibility of evidence under section 1340, some courts have examined the definitions of compile and compilation to get a better idea of what the statute envisions. We do the same. Compilation is defined as 'the act or action of gathering together written materials esp. from various sources.'

The Court continued, "With these definitions in mind, we look at the evidence presented below and conclude substantial evidence supports the court's finding that the Kelley Blue Book constitutes a published

## MISSION STATEMENT

The San Mateo County Sheriff's Office is dedicated to protecting lives and property and is committed to providing the highest level of professional law enforcement and correctional services. We pledge to promote public trust through fair and impartial policing and will treat all persons with dignity, compassion and respect.

### COMMITMENT

We are committed to protecting life and property and preserving the public peace by acting professionally, with integrity, and without prejudice, even in the most challenging circumstances, when no one is watching, and on and off duty. We hold others accountable to the same standards and challenge any inappropriate behavior.

### INTEGRITY

We are committed to ethics, equity and excellence. We understand that making a difference in the quality of life is an opportunity that policing and correctional services provides. We provide excellent service by respecting and upholding the rights and freedoms of all people in all our interactions, free from bias or stereotype, seeking to understand and help others by making a difference.

### COMPASSION

We understand that sometimes we interact with the community during their most trying times. We are committed to treating all people with compassion, empathy, and respect; going the extra mile to ensure others feel safe, supported, included, engaged and valued; standing up for those who cannot stand up for themselves; and valuing others' life experiences.

### INNOVATION

We promote an environment that encourages continuous improvement and innovation. We strive to be leaders in modern policing, acting on input and feedback from our communities and colleagues; constantly implementing best-practices; and exploring alternative solutions to current issues.

*"Blue Book" continued from page 4*

compilation within the meaning of section 1340. [The detective at trial] described the Kelley Blue Book as a 'nationwide database' used by consumers and retail personnel to determine the value of vehicles. He explained that a person can enter certain information about a car on the Kelley Blue Book's website and the website provides a 'calculation' of the vehicle's worth based on the information provided, with ranges in value for private party sales or trade-ins. Thus, the Kelley Blue Book compiles or puts together information concerning vehicle values, which vary depending on certain criteria like the type of car, its condition, amenities, location, and type of sale. This evidence demonstrates the Kelley Blue Book is a published compilation under section 1340."

The Court further noted that there was substantial evidence at trial that the Kelley Blue Book is generally used and relied upon as accurate in the course of business. The detective testified that he regularly used the Blue Book in determining the value of vehicles as part of his job and specifically as an auto theft and burglary detective. He further testified that he had spoken

to many used car dealers who used the Blue Book to determine the trade-in value of cars.

The Court further upheld the trial court's finding that the information derived from the Kelley Blue Book is a statement of fact, rather than merely an opinion. According to the Court, "The Kelley Blue Book, like the compilers of other commodity price reports and actuarial tables, knows its product only has value if it is accurate, thus reasonably ensuring the trustworthiness of the compilation." The Court concluded that the trial court was correct in admitting the detective's testimony concerning the Kelley Blue Book's value of the car and upheld the suspect's conviction for attempted unlawful taking of a vehicle as a felony. ☆

## FROM THE RANGEMASTER

### *Maintenance & care of issued firearms*

We train on the proper use of our equipment on a regular basis to ensure that we are proficient. Often overlooked when training and equipping ourselves with weapons, is their maintenance. Tasers, rifles, pistols as well as other equipment is only as effective as our maintenance of that equipment. One can easily see how well these items are maintained with a quick visual inspection, and failures can be avoided with routine cleaning.

You can seek out range staff for any questions, and you likely have at least one member within phone reach for questions on disassembly/assembly, operation or cleaning issues. Remember, those who seek to harm law enforcement hope our weapons are poorly maintained. The public as well as coworkers expect our equipment to be in good operating condition and that we are proficient in their use. We all seek to avoid using our firearms in the line of duty. However, if we are faced with a situation where we are forced to use them, our live or the lives of others depend on them working properly.

For the issued Sig Sauer P320X Carry duty handgun, [here is a video](#) covering disassembly and general maintenance (including Streamlight weapon light and Sig Sauer RDS). After clicking the video link above, you may need to log in to your County Okta account to view the video, since it's hosted in SharePoint.

- Sgt. David Weidner

