

# All Points



# BULLETIN

Celebrating 80 years of serving those who serve others

## RSA'S ROLLIN' SMOKEHOUSE, "SERVING THOSE WHO SERVE"



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**Good Bills Become Law**



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Editorial comments, advertising information, or subscription requests can be sent to our office, listed above, or call us at (951) 653-5152.

## Schedule of 2023 RSA Board Meetings

General meetings are held on a monthly basis (except December and January). Regularly scheduled general meetings are on the second Wednesday of each month. The annual meeting of the association is held in January of each year. For more information, check the website at [www.rcdsa.org](http://www.rcdsa.org).

## Important Benefits Notice!!

- Benefit designations for life insurance are important. Please review them frequently.
- Be sure to enroll a newborn with the Trust within 30 days of birth. Contact the Benefits Office at (951) 653-8014.
- If you marry or enter a domestic partnership, contact the Benefits Office at (951) 653-8014 within 30 days of marriage or entering the partnership.
- If you divorce or terminate a domestic partnership, contact the Benefits Office at (951) 653-8014 within 30 days of divorce or termination.
- If you become a legal guardian, adopt a child, or become legally separated, contact the Benefits Office at (951) 653-8014 within 30 days of the event.
- To ensure coverage, please respect these deadlines. Remember that the department does not notify the Benefit Trust of these changes.
- Please notify the Benefits Office of any changes in your address.
- Please provide dependent substantiation documents to the Benefits Office when requested to avoid cancellation of your dependent's coverage.

## 24-Hour Emergency LEGAL DEFENSE

For 24-Hour Emergency Legal Defense call  
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### ON THE COVER

RSA's Rollin' Smokehouse provides meals for RSO employees. See the article on page 4.

## RSA Legal Defense Alert!!

Always consult with an association representative/lawyer before responding to any report, letter, memo and/or questions concerning an investigation that could possibly lead to punitive action. If ordered to do so, ask to have it recorded and read the following: Non-waiver statement:

"I have been refused the right to have a representative of my choice. I understand that I am being ordered to make a report or answer questions and that, if I do not comply with the order, I may be disciplined for insubordination.

Therefore, I have no alternative but to abide by the order. However, by so doing, I do not waive my constitutional rights to remain silent under the 5th and 14th amendments to the United States Constitution and under the protections afforded me under state law."

## RSA Affiliations

- Southern California Alliance of Law Enforcement (SCALE)
- California Coalition of Law Enforcement Associations (CCLEA)
- Public Employee Staff Organization (PESO)
- Riverside County Peace Officers' Memorial Foundation (RCPOMF)
- California Peace Officers' Memorial Foundation (CPOMF)
- Riverside County Deputy Sheriff Relief Foundation (RCDSRF)
- RSA Legal Defense Trust (LDT)
- Concerns of Police Survivors (C.O.P.S.)

# Happy Holidays

On behalf of myself, and the entire Riverside Sheriffs' Association staff, I would like to extend a thank you for all your continued support and member participation this year and wish your families a happy and safe holiday season.

May your homes be filled with joy, laughter, freedom, and love. As always it is an honor to "Serve those who serve".

Best wishes and Happy Holidays

*President Bill Young  
Riverside Sheriffs' Association*



# ROLLIN'



# SMOKEHOUSE

Recap Pages

November



## *Santa Maria Style Burgers*

Have you seen our grills out at a feed? They are made of iron and utilize a hand cranks to adjust the height of the grill over an open flame. Giving the burgers a more flavorful taste!

RSA Rollin' Smokehouse & Chow Shack provides meals at community events and for RSO employees. Members and family can donate to help fund these events, as well as volunteer their time serving. To inquire further contact, [juivian@rsdca.org](mailto:juivian@rsdca.org)

**“SERVING THOSE WHO SERVE”**



## *We Are Family*

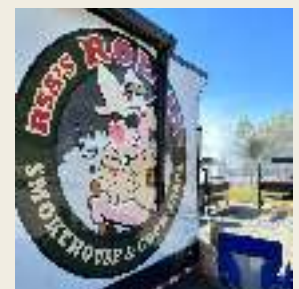
The Smokehouse served family members for the Riverside County Probation Family Cornhole Picnic in Downtown Riverside November 11th. Some competition, face painting, and family time.



## *We appreciate our Volunteers!!*



## *Palm Desert Staff Appreciation*



We are always honored to be out in the community serving and giving thanks for all our dedicated deputies and staff do .



# ATTENTION!

Our new members only communication platform is here! A platform & app. where you can more easily access information pertaining to the association, it's simple to use, receive immediate updates, and it's user-friendly.

The email to sign up is from NEP. If you didn't receive an email or have any questions or issues registering please reach out to [kathy@rcdsa.org](mailto:kathy@rcdsa.org) or [emily@rcdsa.org](mailto:emily@rcdsa.org).



HAVE YOU REGISTERED YET?

**Riverside Sheriffs' Association**  
CHANGE DASHBOARD

NAVIGATION

- Dashboard
- Members
- Communications**
- Discussions
- Documents

**Communications**

LATEST | DRAFTS | SCHEDULED | ARCHIVED

PUBLIC BLOG POST | POSTED 11/09/2022 | [REDACTED] | CATEGORY: PUBLIC NEWS

*Welcome*  
**RSA MEMBERS**

[WELCOME RSA MEMBERS](#)

We are excited to have you on our new communication platform! We will be sharing all things RSA on here such as upcoming events and more!

[Read More](#)

PRIVATE BLOG POST | POSTED 11/09/2022 | [REDACTED] | CATEGORY: PUBLIC NEWS

*Welcome*  
**BOARD OF DIRECTORS**

[Welcome Board of Directors to NEP Connect!](#)

On November 8th an email was sent out to the Board of Directors to download the new NEP Connect platform/app. Tomorrow during the board meeting we will give a short presentation to go over this new platform and

# RSA VOLLEYBALL CLASSIC

*Notre Dame High School*

*11/18/2023*

## Dive into the action Team RIV Vs. Team SB



Saturday November 18th 2023. Friends, family, and community members filled the gymnasium at Notre Dame High School to watch two talented All Star teams, Riverside County and San Bernadino County, battle it out for the title of RSO Volleyball Classic Champions. RSA is excited to participate in this Classic every year and are in awe of the talent that shows up time and time again.



Coach Flowers; San Bernardino County



Coach Villafana; Riverside County



### Packed House



# \$2 Billion in Firm Results \$150 Million in Employment Law Results

**\$13.1**  
MILLION

for two male LAPD police officers who were discriminated and retaliated against on the basis of their sex

**\$12.3**  
MILLION

for five LAPD recruits who sustained injuries in the Academy and were forced out

**\$10.1**  
MILLION

for an LAPD Captain who was retaliated and discriminated against

**\$5.9**  
MILLION

for several LAPD Motor Officers who were retaliated against for refusing to follow a ticket quota

**\$5.3**  
MILLION

for the first African American member of the LAPD Bomb Squad who was harassed because of his race

**\$4.3**  
MILLION

for a veteran LAPD Lieutenant Officer who was subjected to disability discrimination and retaliation after suffering a severe back injury



## First Responders, Follow Us! @FirstRespondersLaw

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# Felony Convictions Can Result In Loss Of CALPERS Benefits

*Estrada v. Public Employees' Retirement System*

*California Court of Appeal, Second Appellate District Sept. 21, 2023 (No. B317848)*

By Michael Silander & Muna Busailah

**Q**uestion: If a public employee under CalPERS is convicted of a felony that is later reduced to a misdemeanor, must they still forfeit a portion of their retirement benefits?

**Answer:** Yes. Under Government Code section 7522.72, if a public employee is convicted of a felony that arises out of the performance of their official duties, the employee forfeits a portion of accrued retirement benefits even if the conviction is later reduced or expunged.

## FACTS

Estrada worked as an Accountant and Payroll Administrator for the city of La Habra Heights and received CalPERS retirement benefits. In April 2016, the LA County District Attorney's Office filed a felony complaint against Estrada charging her with misappropriation of public funds, and embezzlement by a public officer – both of which were felonies.

In June 2017, during Estrada's preliminary hearing her attorney and the DA reached a plea agreement that Estrada would plead "no contest" to one felony count of unauthorized access to a computer system. Sentencing

was set for six months later and as part of the plea agreement, as long as Estrada reimbursed the city \$5,780.20, the felony would be vacated and replaced with a misdemeanor charge of unauthorized access.

Estrada paid the City, the felony was dropped to a misdemeanor, and Estrada was sentenced to 1-year summary probation. Additionally, once Estrada completed probation, the misdemeanor was vacated and expunged.

In April 2018, while Estrada was still serving probation, the City submitted a forfeiture of benefits form to CalPERS regarding Estrada's criminal conviction. The following month, Estrada was notified that due to her felony conviction, a portion of her accrued retirement was subject to forfeiture, and she was no longer eligible for CalPERS benefits.

Estrada disputed the forfeiture and argued she was not convicted of a felony because she withdrew her no contest plea when the felony was vacated and replaced with the misdemeanor charge. However, an Administrative Law Judge ruled that her benefits were still subject to forfeiture under Government Code section 7522.72.

In September 2019, Estrada filed a petition with the LA County Superior Court for writ of mandate seeking to reinstate her retirement benefits. The Superior Court denied Estrada's petition to which she appealed.

**//** *If a public employee is convicted of a felony that arises out of the performance of their official duties, the employee forfeits a portion of accrued retirement benefits even if the conviction is later reduced or expunged.*



Continued

**DISCUSSION**

When interpreting statutes such as Government Code section 7522.72, courts use the context of the statute as a whole to determine the overall purpose. If the language is clear, courts will usually follow the statutes plain meaning to avoid a ruling that results in consequences the Legislature did not intend.

In this case, section 7522.72 is part of the California Public Employees Pension Reform Act of 2013. It states, in relevant part, “[i]f a public employee is convicted . . . of a felony under state or federal law for conduct arising out of or in the performance of his or her official duties, . . . he or she shall forfeit all accrued rights and benefits in any public retirement system in which he or she is a member . . . and shall not accrue further benefits in that public retirement system, effective on the date of conviction.”

Additionally, Subsection (c) mandates that, “[t]he rights and benefits

shall remain forfeited notwithstanding any reduction in sentence or expungement of the conviction following the date of the member’s conviction.”

First, the court in this case held that a no contest plea to a felony was a “conclusive admission of guilt and constitutes a conviction within the ordinary [and] technical meaning of the word.”

By pleading no contest to a felony, a defendant still acquires the status of a “felon” under the Penal Code section 502. Because Estrada pled no contest to the felony, and confirmed during the preliminary hearing that she understood the terms and conditions of the plea to include a plea of no contest would be treated as finding guilt, the court found that Estrada was essentially “convicted” of a felony at the preliminary hearing.

Lastly, the court interpreted the plain language of section 7522.72 (c) to mean exactly what it says: benefits shall remain forfeited regardless of whether the felony conviction is later reduced or expunged – which is exactly what happened to Estrada.

Although the felony charge was later reduced to a misdemeanor and later expunged altogether, Estrada nonetheless pled to a felony and accepted the plea deal as a part of her conviction, even if the felony was later reduced.

As such, the court held that Estrada forfeited her retirement upon conviction and despite the charge being reduced and later expunged, Estrada was not entitled to receive the CalPERS benefits that were previously forfeited.

**CONCLUSION**


Although this case involved a civilian, the same provisions apply to law enforcement or fire personnel who work as public employees under CalPERS. If charged with a felony, you risk losing your CalPERS pension from the date of conviction forward. ★

*Stay Safe and Stay Informed!*



Helping Those Who Serve Us  
WWW.DIVEGUARDIANS.ORG

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OR CALL  
833 DIVE 911



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Go to our website and click the donate button.  
Just \$5 a month helps us keep our program free to our participants

**WHO WE ARE**  
Dive Guardians, Inc. is a 501(c)(3) organization comprised of First Responders, dive professionals, and volunteers. We use SCUBA diving, the therapeutic effects of water, and science to nurture healing and self-improvement. Our program is designed to be FREE to those who qualify.

# WE PROTECT & SERVE YOU

EVERY  
STEP OF  
THE WAY

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**END OF WATCH DEBT PROTECTION:** Cancels up to \$850,000 of debt at no cost if you pass away in the line of duty.



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**VETERANS**

**★ DAY ★**

**11.11.23**



The RSA Benefit Trust Partners with

# Body Scan International

RSA has partnered with Body Scan International to bring you ONSITE body scanning right on location at the RSA West offices!

Beginning now, you and your enrolled spouse can schedule a full body scan\* at your convenience. The BSI Body Scan Program screens for diseases of greatest concern to the public safety sector – heart/cardiovascular disease, lower back and neck pathologies, over 20 different types of cancer, chronic lung disease, and many others.

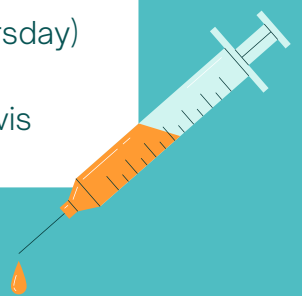
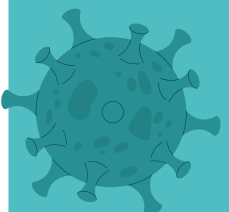
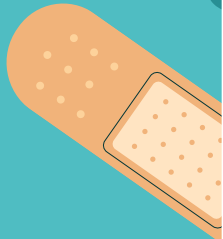
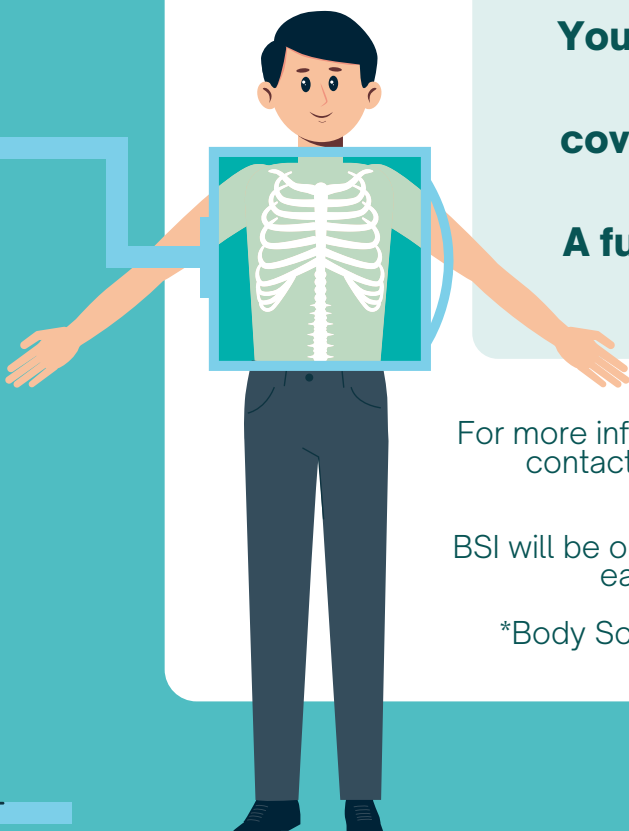
Using state-of-the-art mobile CT technology, you will receive a full 3-D visualization inside your body followed by a complete physician consultation. This is a non-invasive exam that provides a comprehensive, confidential look inside your torso to early-detect, or rule-out, “silent” lesions and anomalies.

**The RSA board has negotiated a favorable rate for RSA members. You and your enrolled spouse are each eligible for one fully-covered Body Scan every 2 years for \$140 copay. A full scan normally costs \$1,995!**

For more information, or to schedule your appointment, contact BSI directly at 877-274-5577 or go to [healthview.com](http://healthview.com)

BSI will be onsite at RSA one week (Monday – Thursday) each month from November to May

\*Body Scan covers the region from neck to pelvis





# Summary Annual Report

For Riverside Sheriff's Association Legal Defense Trust



*By Darin Gray, Trust Chairman. Brett Pendleton, Trust Treasurer.  
Frank Anderson, Director of Trust Operations & Finance.*

**I**t's a fair question. When you look at your pay stub and let your eyes pass over the section entitled "After-Tax Deductions", you might notice the line item that indicates that the RSA has deducted a portion of your pay. This is the time of year that we tell you how a portion of that deduction has been used by your Association. If you have received representation by the RSA Legal Defense Trust, you are probably aware of how it

(i.e. The Trust) has been of benefit to you. On the other hand, if you are like most RSA Members, you have not been a recipient of the Trust's services. This report is especially for you.

*To view the entire PDF scan  
the QR code.*

SCAN ME



*The RSA Legal Defense Trust is here for you. The LDT is considered a "prepaid group legal services plan". We hope you never need its services. If you do, we are a phone call away. We can be reached at 951.653.0130 during normal business hours or at 800.877.7317 any other time.*

# RIVERSIDE SHERIFFS' ASSOCIATION

MEMBER'S GUIDE

Organization **RSA**  
Members **4,000+**  
President **Bill Young**  
Area **Riverside County**



## TOP OBJECTIVES OF RSA

The Riverside Sheriffs' Association is the Exclusive Employee Organization representing our members employed by the Riverside County Sheriff's Department. The Riverside County Sheriff's Department is one of the largest Sheriff's Departments in California.

### Represent

To not only represent its members but to advance the social, economic, educational and general welfare of its members. We are committed to fighting for all RSA members.

### Seek

To seek legislation necessary or conducive and play an active role in the political arena in furtherance of the interests of the membership.

### Promote

To promote the professional interest of the members and protect their rights to such economic, educational and other benefits and services as may be desirable.

### Assist

To provide aid through the Riverside County Deputy Sheriff Relief Foundation to members and their families facing life changing crises.

The Riverside Sheriffs' Association began as the Riverside County Sheriff's Training Center Corporation in 1943, but since then has evolved into a labor organization that represents members, individually or collectively, in all matters relating to their employer-employee relations, including but not limited to grievances, labor disputes, hours, wages, and to other terms and conditions of employment as prescribed by law.

## FUN FACTS ABOUT RSA

We have been able to provide donations to over 50 organizations and/or special events this year up to date.



RSA has a dedicated staff of 16 people.

RSA is one of the largest Sheriffs Associations in California.



We have snacks in our office!

[www.rcdsa.org](http://www.rcdsa.org)



## RSA COMMITTEES

RSA currently counts with 12 committees. These committees have been established to carry out the objectives of the Association, and to help carry out the policies and programs established by the Board of Directors and general membership.

- Legal Coverage Appeals Board
- Legal Review Committee
- Legal Defense Trust
- Political Action Committee
- Benefit Trust Board
- Riverside County Deputy Sheriff Relief Foundation
- Special Events & Donations
- Award Review Board
- Collective Bargaining Committee/LEBU
- Collective Bargaining Committee/CDBU
- Collective Bargaining Committee/PSU
- Trailer Committee

*Serving Those Who Serve*

**RIVERSIDE SHERIFFS' ASSOCIATION**

[WWW.RCDSA.ORG](http://WWW.RCDSA.ORG)

# Legislation, Passage, Vetoes And Expansion Of Medical Evidence Under Labor Code §4605

By SCOTT O'MARA

The Law Offices of Scott A. O'Mara

## I. PASSED LEGISLATION

**L**abor Code §3212.15 sets forth specific safety members that have entitlement to a presumption regarding post-traumatic stress disorder (PTSD). The code has an expiration date that has been extended to 01/01/2029. Previously the expiration of this Labor Code was 01/01/2025.

The new extension to 01/01/2029 is an important recognition of the safety members as set forth in Labor Code §3212.15 including firefighters and peace officers as set forth in Section 830.1 of, subsection (a), (b) and (c) of Section 830.2 of, Section 830.32 of, subsection (a) and (b) of Section 830.37 of, Section 830.5 of, and Section 830.55 of, the Penal Code, who are primarily engaged in active law enforcement activities.

The Code state specifically the term "injury" is used in the division includes post-traumatic stress disorder.

The injury so developing or manifesting itself in these situational employments are presumed to arise out of and in the course of employment. Post the worker retiring or seeking another job, the presumption is also extended allowing coverage of the departure from the service for a period of three months for each full year of required service, but not to exceed sixty months for any situations commencing with the last date actually worked in the specified capacity. The Code also goes back and differentiates between a



**//**

*This expansion is a societal expression and recognition of the unique employment situations and provides opportunities for the members to continue to receive improvement and have compensation if they are removed from their work during this recovery period.*

cumulative trauma injury and a specific injury that is caused by an extraordinary employment condition.

The extension of this through 2029 is a necessity for the recognition of the demanding work situation that these groups are exposed too. It is not just the work situation, but the carryover from the exposures that they have had that have a continuation in their mind no matter where they are, whether that is with their friends, family, golfing, swimming, surfing, etc. Many times there are flashbacks as to what their exposure has been.

This expansion is a societal expression and recognition of the unique employment situations and provides opportunities for the members to continue to receive improvement and have



Continued

compensation if they are removed from their work during this recovery period.

The legislation, Senate Bill 623 that has been signed by the Governor again is an important acknowledgment and protection for the safety members extending the presumption to 01/01/2029.

**ASSEMBLY BILL 621**

Assembly Bill 621 has been approved by the Governor on 10/8/2023. This Legislation modifies Labor Code §4707 expands family of members of the Public Employment Retirement System (PERS), who may seek special death benefits as allowed pursuant to Public Employment Retirement Law. What is significant is that these benefits under PERS for various workers families is compensation that is paid out from PERS, and at the same time the family members pursuant to the modifications of §4707 could receive

*These dual benefits that these families may receive are expanded to include an additional segment of peace officers, firefighters and certain members of Unit 8 of the Public Employment Retirement System. The application is retroactive back to 1/1/2019, where injuries not previously claimed or resolved.*

concurrent workers' compensation benefits and the Public Employment Retirement System benefits. These dual benefits that these families may receive are expanded to include an additional segment of peace officers, firefighters and certain members of Unit 8 of the Public Employment Retirement System. The application is retroactive back to 1/1/2019, where injuries not previously claimed or resolved.

**III. LABOR CODE §4605**

Labor Code §4605 allows expansion of medical opinions beyond the parameters of Utilization Review and/or Independent Medical Review, and Qualified Medical Evaluators.

This Legislative enactment states that the employee at his/her expense may obtain a consulting physician or attending physician's opinion as to medical issues.

The Labor Code states that any report prepared by the consulting or attending physician pursuant to Labor Code §4605 shall not be the sole basis of an Award of compensation. It also further states that a Qualified Medical

Evaluator (QME) or authorized treating physician shall address any report procured pursuant to the Section and shall indicate whether he/she agrees or disagrees with the findings or opinions stated in this report and shall identify the basis for this opinion.

Labor Code §4605 is a appropriate tool for the worker to obtain a examination that is based upon current medical studies or doctors that have expertise in a unique field where the medical problems are standing.

Without usage of Labor Code §4605 if the worker has a treating doctor and/or a QME or an IMR doctor that lacks the understanding and

**II. VETOED LEGISLATION**



The Governor vetoed:

- AB 1213 would have established that from Jan. 1, 2024 to Jan. 1, 2027, TD benefits to which an injured worker could have received between those dates of a utilization review denial and the date treatment is authorized shall not be included in the calculation of aggregate disability payments. The bill would have allowed extending the cap by up to 90 days in cases where an injured worker successfully appeals a UR determination denying or modifying a treatment request.
- AB 1145, by Assemblymember Brian Maienschein, D-San Diego, would have added to the existing PTSD presumption nurses, psychiatric technicians and medical and social services specialists working for the Corrections and Rehabilitation, Developmental Services and State Hospitals departments.
- AB 699, by Assemblymember Akilah Weber, D-San Diego, would have made conditions including skin cancer, hernias, heart trouble, cancer, post-traumatic stress disorder and biochemical exposure presumptive injuries for full-time members of the boating safety unit in the San Diego Fire Rescue Department.
- SB 391, by Sen. Catherine Blakespear, D-Encinitas, would have added peace officers with the Fish and Wildlife and Parks and Recreation departments to the list of first responders already covered by a presumption that skin cancer is an occupational disease.



Continued

sophistication, this could dramatically limit the care and treatment of benefits that the worker should have available.

A current case that has been issued by a San Diego Judge held a decision that the brain cancer was work-related even though there was no presumption. The Judge was provided the opinion of a treating doctor pursuant to Labor Code §4605. This position had a broader specter of information and knowledge than the other physicians had. The employer challenged the decision and argued that the application of §4605 should not be utilized and that the evaluation should be limited to the IMR doctor.


On Appeal the WCAB concurred with the Judge's findings that Labor Code §4605 doctor provided substantial evidence finding the condition of brain cancer indeed was work-related because of the unique knowledge, information and training that the doctor had pursuant to Labor Code §4605. The treating doctor, pursuant to Labor Code §4605, acknowledged why the injury was a factor in the cancers growth (the inflammatory process following the injury certainly may have expedited its presentation and growth).

The defendants took this doctor's deposition and the doctor reaffirmed that the head blow was a causative factor of the rapid growth of the tumor, and indeed was the compensable consequence of the original injury of brain cancer.


Therefore, when cases are evaluated regarding causative factors, a consulting or attending physician's report indeed may be unique and of greater substantial evidence than the IME or QME. The employer attempted to appeal the Judge's finding to the WCAB. On 09/27/2023, the WCAB upheld the Judge's findings pursuant to Labor Code §4605 that the cancer is job related. ★

**//** *When cases are evaluated regarding causative factors, a consulting or attending physician's report indeed may be unique and of greater substantial evidence than the IME or QME.*






**RIVERSIDE SHERIFFS' ASSOCIATION**




**AMAZON SMILE  
+ RCDSRF**

**WHAT IS AMAZON SMILE?**

The AmazonSmile Foundation donates 0.05% of the purchase price of eligible products to the charitable organization of your choice.







**SUPPORT THE RCDSRF**

When you elect the RCDSRF on Amazon Smile as your charity of choice we get money, which then goes to serving those who serve.

**THE RCDSRF**

The RCDSRF is a 501(C)(3) non-profit charity created by RSA to assist law enforcement families facing life-changing crises such as sickness, injury, distress and death.






**IT'S EASY! SIGN UP!**

Go to your Amazon App, go to settings, and click on Amazon Smile and follow the on-screen instructions

**START SHOPPING!**

Once you have selected the Riverside County Deputy Sheriff Relief Foundation as your charity of choice start shopping and donating at the same time!



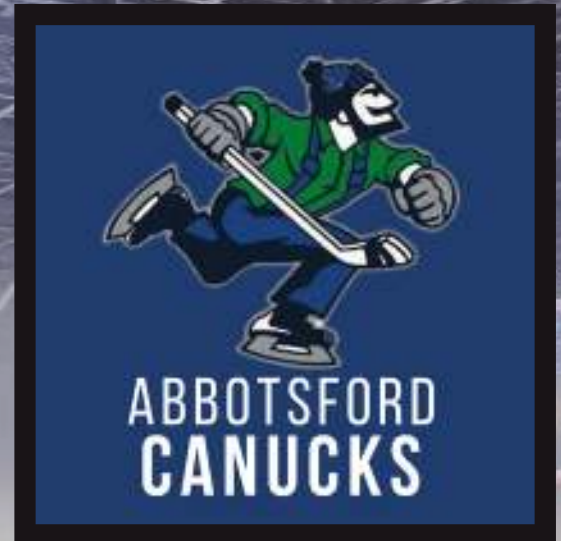
[www.rcdsa.org](http://www.rcdsa.org)

Thank you for supporting the Riverside County Deputy Sheriff Relief Foundation

# HOMETOWN HEROES NIGHT



VS



## GET YOUR TICKETS NOW!

As a thank you for your service the Coachella Valley Firebirds are offering our members discounted tickets for Hometown Heroes Night January 6, 2024. In honor of the 11-99 code for officer down/officer needs help immediately \$11.99 of each discounted ticket will be given to the Riverside County Deputy Sheriff Relief Foundation. Join us for a night of fun as we honor all those who serve.



Jan 06, 2024 6:00 PM PST



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*\*Purchase Deadline: Jan 6th  
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## Woodcrest Christian School Golf Tournament



**G**ary Cordry, Jon Tolentino, Ralph Hernandez, and Michael Kramer represented RSA at the Woodcrest Christian School Golf Tournament on November 6th at the Victoria Club in Riverside.

*mh*  
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# Chapter 19, PSU, Update

**Charles Roberts**

Chapter 19 Director, PSU



I know the recent increase in cost for medical insurance is coming at a bad time with rising costs for literally everything; inflation is clearly not transitory. Like with rising gas prices, people get used to paying more so when costs drop just a little, we are thankful for the relief and we forget we are still paying more than we used to. I have had several staff ask about the rising costs of medical coverage and what the Riverside Sheriff's Association (RSA) is going to do to help. Staff point to recent reports that SEIU and LIUNA received increased subsidies. Although it didn't get a lot of fanfare, RSA actually helped secure increases to our medical subsidies at the end of last year well before the other associations, making RSA among the first to receive such increases.

Having just sung their praises, I have to report some bad financial news. In accordance with their fiduciary responsibility, the RSA recently conducted a review/audit of their service agreements, contracts, etc. They found that the Public Safety Unit (PSU) has not been charged the agreed upon percentage (rate increase) for many years. When I became the PSU representative, our dues were about half of what regular members paid and I thought that was the agreed upon amount; but it turns out we agreed to pay 25% less or 75% of full dues. Since 2009, the Law Enforcement Unit (LEU) dues have been steadily increasing while the PSU has fallen far behind. The good news is, since this was not our mistake or fault, we are not expected to pay back dues; but starting in January 2024, we are going to see an increase in our dues from \$28.98 to \$36.66 or \$7.68 per pay period. This increase will bring us back to the agreed upon rate schedule; and it will help RSA fight for our rights, negotiate our next contract, and pay for other member services.

I realize this all comes as a shock right before the holidays but I ask the members to stay focused on the bigger picture and stay the

// *We have achieved far more under RSA's guidance and assistance than we did with our previous associations; and there is still more work to do.* //

course. We have achieved far more under RSA's guidance and assistance than we did with our previous associations; and there is still more work to do. Although we will be paying more in dues and medical costs, I am still asking, as I do in each APB article, that you consider donating to the Sheriff's (11-99) Relief Foundation. It is a stand-alone non-profit trust started by RSA to assist members in need. The foundation has been instrumental in helping members and their families through illnesses and tragic deaths, etc. You don't have to donate a lot, even small amounts add up and help. It can be deducted straight from your paycheck to keep it simple/easy. Donation forms can be found on the RSA webpage or I can email you a copy. If you literally have no money to spare, consider donating some time as a site rep or volunteer with the RSA BBQ trailer.

Thank you all for your dedication, service, and support. I hope you all have happy holidays in the coming months.

Stay safe at work and home. ★

*Charles Roberts*  
Chapter 19 Director, PSU  
[rsa19@ymail.com](mailto:rsa19@ymail.com)

**CHAPTER  
UPDATES**

# And Now, For Something Completely Different\*

## Good bills become law

**Ryan Sherman**  
Director, Government  
Affairs



**A**s part of our monthly legislative update for the Riverside

Sheriffs' Association, we tend to focus on the more harmful and destructive bills coming out of Sacramento. There seems to be a never-ending cavalcade of misguided bills that seek to make your job of keeping the county safe more difficult or dangerous. These bills take up most of our time and combined efforts because if they were to pass as initially introduced, the lives of our brothers and sisters in public safety and especially those of the public, could be significantly imperiled. As a result, the work we do in combating the bad bills rarely leaves us time to highlight some of the good measures that become law.

However, each November we celebrate the holiday of Thanksgiving when, despite the chaos that seems to be constantly swirling around us, we take time to reflect on the things we for which we are truly grateful. For example, those of us advocating for law enforcement and improved public safety in our state's capital are incredibly appreciative of the many common-sense lawmakers who refused to support the worst of the bills introduced by their colleagues. We recognize that it's not always easy for them to say 'no' to their friends and we are thankful to those legislators who are willing to

*Those of us advocating for law enforcement and improved public safety in our state's capital are incredibly appreciative of the many common-sense lawmakers who refused to support the worst of the bills introduced by their colleagues.*

prioritize the safety of the public and law enforcement.

In addition to pushing back against the myriad bad bills, legislators also approved dozens of good bills this year to better protect crime victims, public safety officials and the public. Although many of these bills will have only a minor impact, we would be remiss to ignore them. These bills tend to be non-controversial, with each receiving unanimous or near-unanimous votes in both the Assembly and Senate and were signed by the governor.

Two notable exceptions occurred this year when the legislature passed sentencing enhancements for human trafficking of children (SB 14) and for dealing in large quantities of fentanyl (AB 701). It had been well over two decades since the legislature approved such significant increases in felony sentences. Both were the result of the public and finally the media clamoring that Sacramento politicians take real action to combat these dual scourges.

With the elections of 2024 fast approaching, it will be interesting to see if the legislature continues to take real action to hold offenders accountable and improve public safety or if those two bills will be deemed sufficient to shield them from their critic's "soft-on-crime" accusations.

### PROTECTING VICTIMS/PUBLIC

**AB 88 SANCHEZ** protects rights of crime victims and requires a court to hold a resentencing hearing if the victim notifies the prosecution of their request to be heard. Chapter 795, Statutes of 2023

**SB 412 ARCHULETA** prohibits CDCR and Board of Parole Hearings from requiring a victim, victim's next of kin, member of the victim's family, victim's representative, counsel representing any of these persons,

Continued

or victim support persons to give more than 15 days' notice of their intention to attend a parole hearing - Chapter 712, Statutes of 2023

**AB 92 CONNOLLY** misdemeanor for a person who is prohibited from possessing a firearm under the laws of this state to purchase, own, or possess body armor - Chapter 232, Statutes of 2023

**AB 243 ALANIS** survivors of child abduction and members of their households are eligible for the protections of the Safe at Home (SAH) address confidentiality program - Chapter 642, Statutes of 2023

**AB 303 DAVIES** requires the Attorney General to provide specific information to local law enforcement agencies involving prohibited persons, including personal identifying information, case status, and information regarding previous law enforcement contact with the prohibited person - Chapter 161, Statutes of 2023

**AB 455 QUIRK** Silva prohibits individuals, in pretrial mental health diversion for a felony or specified misdemeanor charge, from owning a firearm until they successfully complete diversion - Chapter 236, Statutes of 2023

**AB 467 GABRIEL** clarifies that a protective order may be modified by the sentencing court in the county in which it was issued for the duration of the order - Chapter 14, Statutes of 2023

**AB 732 M Fong** requires certain convicted defendants, not in custody, to relinquish their firearms within 48 hours, instead of 5 days under current law - Chapter 240, Statutes of 2023

**AB 791 RAMOS** prohibits a person convicted of an offense punishable by life without the possibility of parole from being released on bail - Chapter 545, Statutes of 2023

**AB 818 IRWIN** expands the requirement for law enforcement officers to serve domestic violence restraining orders upon request of a petitioner in order to more efficiently help victims of domestic violence - Chapter 242, Statutes of 2023

**AB 1071 HOOVER** requires the Department of Education to make post on its internet website information and materials on abuse and teen dating violence prevention, including hotlines and available services for youth and their families - Chapter 65, Statutes of 2023

**AB 1417 WOOD** requires mandated reporters of elder abuse to notify law enforcement within 2 hours of learning about such abuse - Chapter 580, Statutes of 2023

**SB 75 ROTH** authorizes 26 additional judgeships with a focus on under-served counties as determined by the Judicial Council - Chapter 482, Statutes of 2023

**SB 228 ROTH** requires the Adjutant General to expand the "National Guard Youth Challenge Program," consisting of a residential program and post-residential mentoring serving at-risk teens, to include western Riverside County - Chapter 703, Statutes of 2023

**FENTANYL-RELATED**

**AB 33 BAINS** establishes the Fentanyl Misuse and Overdose Prevention Task Force to undertake various duties relating to fentanyl misuse - Chapter 887, Statutes of 2023

**AB 461 RAMOS** requires community colleges and the California State University to require that each campus health center stock and distribute fentanyl test strips - Chapter 525, Statutes of 2023

**AB 701 VILLAPUDUA** same sentence enhancements for trafficking of large quantities of heroin or cocaine to be applied to fentanyl - Chapter 540, Statutes of 2023

**AB 889 PATTERSON** requires a school district, county office of education, and charter school to annually inform parents or guardians of the dangers associated with using synthetic drugs - Chapter 123, Statutes of 2023

**AB 890 PATTERSON** requires a court to order a person granted probation pursuant to a violation of specified laws involving fentanyl, carfentanil, benzimidazole opiate, etc., to successfully complete a fentanyl/synthetic opiate education program, if available - Chapter 818, Statutes of 2023

**AB 1027 COTTIE** requires social media companies to make public their policies about content concerning the distribution of controlled substances on their platforms - Chapter 824, Statutes of 2023

**AB 1166 BAINS** provides that a person acting in good faith and without compensation is not liable for civil damages for administering an opioid antagonist (naloxone) at the scene of a suspected opioid overdose - Chapter 97, Statutes of 2023

**SB 10 CORTESE** requires school safety plans to include a protocol for responding to a student's opioid overdose and requires the California Department of Education to post opioid overdose prevention



Continued

informational materials on its website - Chapter 856, Statutes of 2023

**SB 19 SEYARTO** specifies that the Fentanyl Misuse and Overdose Prevention Task Force will be charged with collecting and organizing data on the nature and extent of fentanyl misuse and evaluating approaches to increase public awareness - Chapter 857, Statutes of 2023

**SB 60 UMBERG** authorizes a person to seek an order requiring a social media platform to remove content that includes an offer to transport, import into this state, sell, furnish, administer, or give away a controlled substance in violation of law - Chapter 698, Statutes of 2023

**SB 67 SEYARTO** requires a coroner or medical examiner who evaluates an individual who died as the result of an overdose to report the data gathered pursuant to the bill to the Overdose Detection Mapping Application Program - Chapter 859, Statutes of 2023

**SB 234 PORTANTINO** requires each stadium, concert venue, and amusement park to maintain unexpired doses of naloxone hydrochloride or any other opioid antagonist on its premises at all times, and to ensure that at least 2 employees are aware of the location of the naloxone hydrochloride or other opioid antagonist - Chapter 596, Statutes of 2023

**SCR 39 UMBERG** designate May 9, 2023, as National Fentanyl Awareness Day - Chapter 39, Statutes of 2023

**CRIMES**

**AB 641 V Fong** makes it a misdemeanor for a person to possess nine or more used catalytic converters that have been cut from a vehicle unless they are a licensed automobile dismantler or are expressly excluded from having to be a licensed automobile dismantler - Chapter 537, Statutes of 2023

**AB 701 VILLAPUDUA** same sentence enhancements for trafficking of large quantities of heroin or cocaine to be applied to fentanyl - Chapter 540, Statutes of 2023

**AB 1371 LOW** prohibits a person convicted of statutory rape, who is granted probation, from completing community service at a school or location where children congregate - Chapter 838, Statutes of 2023



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Continued

**AB 1519 BAINS** makes it a misdemeanor to remove or alter any vehicle identification number or other unique marking that has been added to a catalytic converter and makes it a misdemeanor to knowingly possess three catalytic converters that have a VIN or other unique marking removed or altered - Chapter 847, Statutes of 2023

**SB 14 GROVE** includes human trafficking of a minor within the definition of a serious felony for all purposes, including for purposes of the Three Strikes Law - Chapter 230, Statutes of 2023

**SB 46 ROTH** requires a person convicted of a drug offense and who is granted probation or sentenced pursuant to Penal Code Section 1170(h) to successfully complete a controlled substance education or treatment program while on probation; sets program standards and requirements for drug diversion education and counseling - Chapter 481, Statutes of 2023

**SB 55 UMBERG** requires payment by credit card or any other form of traceable payment other than cash, by recyclers purchasing catalytic converters - Chapter 858, Statutes of 2023

**PRO-LAW ENFORCEMENT**

**AB 355 ALANIS** exempts cadets enrolled in specified peace officer training courses from assault weapon prohibitions while they are engaged in firearms training and being supervised by a firearms instructor - Chapter 235, Statutes of 2023

**SB 623 LAIRD** extends sunset date of current PTSD workers' comp presumption - Chapter 621, Statutes of 2023

**AB 1080 TA** requires a report be submitted to the Legislature evaluating the results of Assembly Bill 109 over the previous 10 years - Chapter 96, Statutes of 2023

**SB 514 ARCHULETA** extends to January 1, 2030 the law that permits law enforcement authorities to wiretap or otherwise intercept electronic communications - Chapter 488, Statutes of 2023

**SB 602 ARCHULETA** for public nuisance and graffiti issues, the operative timeframe for trespass letters of authorization is increased from 30 days to 12 months, requires the letters be notarized and permits electronic submission - Chapter 404, Statutes of 2023

**SCR 16 ROTH** designates a specified portion of State Highway Route 60 in the County of Riverside as the Deputy Isaiah A. Cordero Memorial Highway - Chapter 134, Statutes of 2023

**SCR 20 UMBERG** designated May 8, 2023 as California Peace Officers' Memorial Day - Chapter 80, Statutes of 2023

**SCR 25 SEYARTO** designates a portion of State Highway Route 15 in the City of Lake Elsinore and the County of Riverside as the Deputy Darnell Andrew Calhoun Memorial Highway - Chapter 150, Statutes of 2023

Happy Thanksgiving!  
Until next month, be safe. ★

*\*apologies to Monty Python*

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THROWBACK  
**TBC**  
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Take a look back in time to spotlight our law enforcement heritage. The APB highlights an image each month.

**Have a photo of your own you want to feature? Send it to Julie Kelley at.**

**EMERGENCY SERVICE TEAMS:** *After the Norco bank robbery, the department organized its first SWAT teams, known as emergency service teams. This picture is one of the first teams organized. Pictured from the bottom left are Bennilack, Dave Morrow, John Horton, Sergeant Jim Hearn, Doug Borden, and Danny Garcia. This team was affectionately known as the "BAD CATS." John Horton's wife designed and made the EST flag. Submitted by Ret. Sgt. Jim Hearn.*



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# Deputy Depot

RIVERSIDE SHERIFFS' ASSOCIATION



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- **Universal Orlando Halloween Horror Nights:** Save over 45% off
- **Dylan's Candy Bar:** Get 20% off + free shipping on orders \$75+



#### Fall Specials

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- **Lenovo:** Save up to 74% on tech and electronics
- **TravisMathew:** Save 15% sitewide on boots, clothing, bags, and more



#### Mental Health Awareness

October 10th is World Mental Health Day. Take care of your mind, body, and well-being with these great offers:

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**All proceeds benefitting the Riverside County Deputy Sheriff Relief Foundation.**

**November Word Search**

E	T	A	L	O	C	O	H	C	T	O	H	P	F	M	E
Z	S	T	U	F	F	I	N	G	G	O	U	J	Y	C	O
F	S	V	E	J	D	A	N	U	Y	M	P	N	U	K	L
M	G	N	C	G	E	B	S	G	P	I	W	A	I	P	U
U	A	F	A	O	Z	D	W	K	C	H	S	F	Z	Y	D
M	C	A	L	R	R	V	I	L	K	Y	H	R	E	A	A
E	T	L	P	E	E	N	F	P	R	E	B	V	S	D	E
H	E	L	E	G	S	T	O	R	V	G	I	Q	Y	I	D
T	F	B	R	P	O	F	E	N	M	Q	B	P	U	R	E
N	W	A	I	T	S	B	Y	V	T	R	T	Y	O	F	H
A	Y	C	F	D	N	A	B	V	R	H	S	F	I	K	T
S	E	K	G	A	F	V	R	L	S	O	E	Z	C	C	F
Y	E	Q	R	K	D	D	Q	F	E	Y	N	C	X	A	O
R	V	C	I	B	H	G	S	W	J	G	P	O	O	L	Y
H	S	K	N	A	H	T	G	N	I	V	I	G	H	B	A
C	R	E	D	W	H	I	T	E	B	L	U	E	U	F	D

Fireplace  
Hot Chocolate  
Pumpkin Spice  
Stuffing  
Corn on the Cob  
Fall Back  
Giving Thanks  
Honor (our) Veterans

Red White Blue  
Cranberry Sauce  
Gobble (Gobble)  
Black Friday  
Chrysanthemum  
Topaz  
Day of the Dead  
Pie

**November Sudoku**

	1		5					2
7		6	1					9
9			4	7		1		
1		9			5	8		
	3		7	1				5
		7			2	6	1	3
	5	4						
2							9	
	9		2	5		3		8

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We welcome all members of the RSA and their families to join today at [www.thepolicecu.org/welcome](http://www.thepolicecu.org/welcome) to take advantage of these and other offers available exclusively for law enforcement members.

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\*\*For complete details visit [www.thepolicecu.org/endofwatch](http://www.thepolicecu.org/endofwatch). \*\*The Police Credit Union will refund ATM surcharges up to \$3 per out-of-network ATM transaction (up to 10 per month). Checking account is required for rebates.



# In Remembrance

"Greater love hath no one than this, that they lay down their life for their friends." — JOHN 15:13

## NOVEMBER REMEMBRANCES



**Mark S. Kemp**  
EOW: November 9, 1994



**Julio Beltran**  
EOW: November 14, 2020

<b>Frank Hamilton</b> EOW: April 9, 1895	<b>William Fredrick Carter, Jr.</b> EOW: May 20, 1969	<b>Michael P. Haugen</b> EOW: January 5, 1997	<b>Terrell D. Young</b> EOW: April 2, 2020
<b>Preston Van Buren Swanguen</b> EOW: December 24, 1907	<b>Edward Michael Schrader</b> EOW: July 11, 1974	<b>James W. Lehmann, Jr.</b> EOW: January 5, 1997	<b>Harry Cohen</b> EOW: October 18, 2020
<b>Leroy H. Tripp</b> EOW: April 10, 1916	<b>James Bernard Evans</b> EOW: May 9, 1980	<b>Eric Andrew Thach</b> EOW: October 8, 1999	<b>Julio Beltran</b> EOW: November 14, 2020
<b>Henry Fredrick Nelson</b> EOW: September 22, 1921	<b>Dirk Alan Leonardson</b> EOW: October 4, 1980	<b>Jim W. Purkiss</b> EOW: April 16, 2001	<b>Steve Taylor</b> EOW: February 24, 2022
<b>Theodore Crossley</b> EOW: September 22, 1921	<b>Michael David Davis, Sr.</b> EOW: October 24, 1988	<b>John Towe</b> EOW: February 15, 2002	<b>Isaiah Cordero</b> EOW: December 29, 2022
<b>Howard R. Scheffler</b> EOW: February 29, 1956	<b>Randy Robert Lutz</b> EOW: June 22, 1989	<b>Brent Jenkins</b> EOW: March 18, 2003	<b>Darnell Calhoun</b> EOW: January 13, 2023
<b>Roger Allen Strong</b> EOW: August 7, 1961	<b>Kent A. Hintergardt</b> EOW: May 9, 1993	<b>Bruce Lee</b> EOW: May 13, 2003	<b>Deputy Brett Harris</b> EOW: May 13, 2023
<b>William Joseph Rutledge</b> EOW: May 14, 1969	<b>Mark S. Kemp</b> EOW: November 9, 1994	<b>Manuel Villegas</b> EOW: March 19, 2007	

## IN MEMORY 2023

<b>Deputy Darnell Calhoun</b> Riverside County Sheriff's Department EOW: January 13, 2023	<b>Officer Gonzalo Carrasco, Jr.</b> Selma Police Department EOW: January 31, 2023	<b>Deputy Brett Harris</b> Riverside County Sheriff's Department EOW: May 13, 2023	<b>Deputy Ryan Clinkunbroomer</b> Los Angeles County Sheriff's Department EOW: September 16, 2023
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California Peace Officers' Memorial: [www.camemorial.org](http://www.camemorial.org) • National Law Enforcement Memorial: [www.nleomf.com](http://www.nleomf.com)  
Riverside County Peace Officer Memorial Foundation: [www.rcpomf.org](http://www.rcpomf.org)



## Calling All RSA Members, Retirees, And Friends Of The RSA Membership

The new and recently dispatched RSA Rollin' Smokehouse is looking for volunteers to help "Serve those who serve" at events to help feed our members and communities.

The Rollin' Smokehouse is dependent on volunteers as it is not staffed with paid employees. Therefore, we are creating a volunteer list for those who want to help before events for prep and during the actual events serving or cooking.

Members, spouses of members, dependents of members over 16 years of age, retirees, and friends of the membership are all welcome to help and volunteer. Culinary experience is always a plus, but not necessary as we will train you to be a culinary apprentice.

This is an excellent opportunity to give back to the membership and community and also gain valuable culinary training.

**IF YOU ARE INTERESTED IN THIS OPPORTUNITY OR FOR INQUIRIES REGARDING  
THE RSA ROLLIN' SMOKEHOUSE, PLEASE CONTACT:**

**JUVIEN GALZOTE**

RSA MEMBER SERVICES DIRECTOR

**JUVIEN@RCDSA.ORG**

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# Employment Opportunities for Retired Law Enforcement Only:

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Our Investigator(s) all hail from the ranks of Law Enforcement only; we DO NOT operate within the Criminal Defense Arena. We handle Investigation(s) for Third-Party Administrator(s) to include Workers Compensation Fraud. Our Workers Compensation Fraud Investigation(s) are submitted to the various District Attorney's Offices in five different Counties depending upon where Jurisdiction rests.

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We also handle Personnel and Equity Investigation(s) for the Department of Human Resources in the most populous County in the state. { 113,000 Employee(s) } Along those lines, we could use both Surveillance Investigator(s) AND those interested in performing Personnel and Equity Investigation(s). These Investigation(s) are currently being handled remotely – a great opportunity for those worked Investigation(s), Internal Affairs' and/or Command Staff / Executive Staff and who handled Personnel Investigation(s) during their career(s).

However, these position(s) are open to anyone... If you would enjoy interviewing County Employee(s) and have a knack or talent for writing – this is the assignment for you...

Everyone can visit us on-line at: [www.barristerprosvcs.com](http://www.barristerprosvcs.com) if they wish to read a bit more.

**The pay is: \$40.00 – hourly.**

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The RSA offers a referral service for members to offer their skills for hire. Have a business on the side, or a talent you would like to market?

To include your business, contact the RSA at (951) 653-5152 and ask for Julie or email [julie@rcdsa.org](mailto:julie@rcdsa.org).

# Member Service REFERRALS

The RSA does not endorse or support any particular business listed on this page.

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FN Unlimited



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FN Unlimited

**OFFERS**



**1 Month FN Unlimited Free (Ext)**  
**Free Apple Smartwatch (NEW)**  
**\$250 Port In Credit (NEW)**

**BENEFITS**



No throttling on FirstNet  
First Priority & Preemption

**1 Month Free Unlimited Voice (Date Extension Only)**

- \$39.99 or \$44.99 bill credit based on rate plan (new lines only).

**\$250 Port-in Credit (New)**

- FirstNet Subscriber Paid customers can receive a \$250 Port-in Credit when porting from another carrier and activating a new line on an unlimited voice plan and smartphone purchase on Installment. The device must be activated with an eligible FirstNet plan.

**Free Apple Watch SE (New)**

- FirstNet Subscriber Paid customers can receive a free Apple Watch SE with new activation on Installment (SP). All existing Apple Watch models will be eligible, with a max credit amount of \$329.99. The device must be activated with an eligible FirstNet plan.



Scan this QR code to sign up on your personal device for the nation's only network dedicated for FIRST RESPONDERS, or contact:

Sherry Hernandez  
FirstNet Subscriber Paid Consultant  
619.646.7102 or mn729@gn.com



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**District 2**  
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**District 3**  
**Chuck Washington**  
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**District 4**  
**V. Manuel Perez**  
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**District 5**  
**Yxstian Gutierrez**  
County Administrative  
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**The Riverside Sheriffs' Association has deployed an integrated "members only" online news & information center to improve our ability to keep our members informed on important issues.**

# RSA MEMBER ALERTS

The news & information center at [rcdsa.org](http://rcdsa.org) is where members will go to view exclusive content, including negotiations and other confidential information from RSA.

To access the news & information center members are required to log on and register by clicking on the "RSA Members Only" link then following the instructions. Once registered members will also be able to update their own on-line profiles at anytime (email addresses, user name & password, etc). Members are urged to keep their information current at all times to avoid missing important updates from the Association.

For Technical assistance please contact Emily Sadler by email: [emily@rcdsa.org](mailto:emily@rcdsa.org)  
Monday – Thursday 8am – 5pm or by calling (951) 653-5152 (800) 655-4772.

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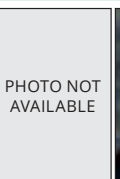


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