

BOLO

Be On the Lookout

The Newsletter for the Los Angeles Airport Peace Officers Association



www.laapoa.com

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President's Message

With 2013 coming to a close, it is important for us to look back and reflect on this milestone year.

In particular, in October, Governor Jerry Brown signed into law AB 128, which classifies the airport police within California Penal Code 830.1, providing our officers with official certification to the highest standard in the state. As you all know, numerous previous attempts have been made to pass legislation similar to AB 128. However, this year, given the bill's indisputable public safety benefits and the fact that all significant stakeholders — including bill sponsor Stephen Bradford and Mayor Eric Garcetti — supported this legislation, AB 128 definitively passed the California Assembly and Senate. Passage of AB 128 will forever change our airports for the rest of our history. Beginning in January, we will be afforded the respect reflective of our training and education, and we will be able to provide the public with services important to our mission. This has been a hard-fought and long-deserved honor for our men and women.

In addition, as a result of our continued push at the federal level to ensure that airport revenue diversion at LAX is stopped, earlier this year LAWA updated the MOA language for contracted police officers at LAX. The new, stronger MOA language reflects management's awareness of LAAPOA's efforts to end the practice by LAWA of diverting policing funds for non-airport-related purposes. For the second year in a row and for the first time since 1996, language on airport revenue diversion was included in this year's appropriations bill and LAX has been named in public con-

gressional hearings for these last two years. Members of Congress, including Maxine Waters, Gary Miller and Buck McKeon, have written 20 letters on LAX diversion. As the U.S. Department of Transportation's Inspector General is finalizing its investigation and audit of LAWA's diversion of policing funds to the City of L.A., we are working to ensure that diversion through contracting LAPD officers at LAX stops.

Along these lines, it was recently announced that the LAXPD Motor Unit will assume all responsibility for motor patrol and traffic enforcement duties at LAX effective December 29, stopping a 10-year practice. This transition of moving the motor work back to airport police is long overdue. Now we are working to make sure we have enough motors to make it successful.

2013 has brought new leadership at the City and BOAC. For the first time since I have been president, we have a mayor and a president and vice president of our Board who are open to understanding our concerns. We are working to advance



Continued on page 2

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PRESIDENT'S MESSAGE

Continued from page 1

the things that matter to us and are hopeful that we will continue to move the ball forward in areas including the hiring of additional airport police officers to end the overpayments for LAPD at our airport, getting new police vehicles and motorcycles, building a new airport police facility, and getting better equipment and training for our officers, to name a few. We will continue to press management so that safety and policing are no longer considered an afterthought at LAWA. We must work together to change their way of thinking or demand that LAWA management itself be changed.

In this regard, the tragic shooting incident at LAX on November 1 showed the best of us. Unfortunately, while our men and women responded bravely and in textbook fashion, I was informed by U.S. congressional staff that our civilian management needlessly exposed our officers to criticism by making statements out of context. In addition, on the back of our laudable response, LAPD asked NAPO to push a takeover effort and TSA accused our officers of not wanting to protect their agents. I went to Washington, D.C., last month to meet with members of Congress, including committee chairs, to inform them directly of our work, which had been distorted and contorted by our own management and others to make our officers look as though we were not doing our jobs. We did our jobs, and once we got this all straight, these leaders asked me to personally deliver a message that they appreciate what we do and are proud of our officers. The shooting also highlighted safety gaps that LAAPOA has been vocal about with the newly created national airport police association, the American Alliance of Airport Police Officers (AAAPO), made up of the airport police of JFK, LaGuardia, Newark, Stewart, Teterboro and DFW airports. AAAPO recommendations include instituting a rule to have airport police officers within 300 feet of a TSA screening area and requiring that airport police receive a live feed from all security cameras that are in airports. These ideas were well received in Congress, and we will continue to work at the national level to effectuate common-sense and reasonable security enhancements for our airports and all airports across the country. Like LAAPOA, the achievements of the AAAPO over the last year have been encouraging, and we continue to work to give airport police a voice in policy and issue areas where we have not had one before.

I am proud to represent each and every one of you and look forward to working together to build upon our success in the new year. Merry Christmas, happy new year and God bless.



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The Board of Directors meets quarterly on the third Thursday of January, April, July and October at the LAAPOA Headquarters. Additional meetings and/or times are subject to change and will be posted as they occur.

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Number: 2013-22 **Date:** 11-18-13
By: Devallis Rutledge **Topic:** New Laws for 2014, Part 2

Below are summaries of selected legislation effective January 1, 2014. The full text of the statutes should be consulted for application.

PC § 2690.5 (added): On a finding of good cause supported by affidavit, courts may order the 30-day transfer of state prisoners to local jurisdictions for “legitimate and necessary” purposes (such as investigating cold cases). Extensions of time are possible. This statute abrogates the decision in *Swarthout v. Superior Court* (2012) 208 Cal.App.4th 701.

PC § 3003.6 (added): Registered sex offenders whose crimes were against minors are prohibited from residing, working or volunteering in specified child care facilities and homes (misdemeanor).

PC § 3010.10 (added): Registered sex offenders on parole who remove or disable their GPS devices must have their parole revoked and be incarcerated in county jail for 180 days.

PC § 3051 (added): Prisoners who were minors when they committed their offenses are entitled to “youth offender parole hearings” on a specified schedule, except for certain violent or serious felonies and LWOP.

PC §§ 4019.1, 4019.4 (added): Sheriffs can give jail inmates additional time credits for participation in work, training, education, anger management and “social life skills” programs.

PC § 11165.15 (added): The fact that a minor is “unaccompanied” or homeless is not a basis for child-neglect reporting.

PC § 16865 (added): “Long gun” is defined as any firearm that is not a handgun or machine gun.

PC § 25135 (added): Adult gun owners who live with someone prohibited from having firearms must keep any household firearms secured, as specified (misdemeanor). Also, “criminal storage” statute now covers prohibited-person access. **PC § 25200**.

PC § 32311 (added): It is a misdemeanor to manufacture or transfer a “large-capacity magazine conversion kit” (to hold more than 10 rounds).

H&S §§ 11352(c), 11379(c) (amended): Crime of transporting specified controlled substances is now limited to transporting “for

sale.” (Interrogating officers should attempt, whenever possible, to obtain admissible admissions from arrestees who are suspected of violating these sections, to the effect that the controlled substances were being transported for sale, if that is in fact the case.)

Govt. § 3305.5 (added): A public agency may not punish a public safety officer or deny promotion solely because that officer is in a *Brady* list or is otherwise subject to *Brady* disclosure.

Govt. § 7282.5 (added): Law enforcement officers may detain a person on an immigration hold only if the person has specified convictions, or is a 290 registrant, or is held to answer for a serious or violent felony or other specified felony, or has an outstanding federal felony arrest warrant.

PUC § 7908 (added): Governmental entities need a court order to interrupt electronic communications, unless in “extreme emergencies” followed by application within 6 or 24 hours.

W&I § 5150 (amended): Officers taking a person into custody for evaluation must take precautions to safeguard the person’s personal property if no responsible person is in possession, and must make a report to the court of the disposition, as specified (subsection e). The officer must also give the 5150 detainee a specified verbal or written admonition, in language “accessible” to him or her (subsection f).

(These amendments to § 5150 require law enforcement agencies to retrain personnel, to provide for the storage of the property of homeless individuals who are taken into custody for 5150 evaluation, to create reports to be filed with an unspecified court, and to provide officers with admonition cards or forms, in multiple languages, to be read to those detained. Because of the lead time required to implement these changes by January 1, this One-Minute Brief is being distributed as early as possible.)

This information was current as of publication date. It is not intended as legal advice. It is recommended that readers check for subsequent developments, and consult legal advisors to ensure currency after publication. Local policies and procedures regarding application should be observed.

SAVE THE DATE



830.1 Celebration

January 30

More information to follow



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