



# County of Sonoma

## State of California

Date: June 8, 2021

Item Number: \_\_\_\_\_

Resolution Number: \_\_\_\_\_

☒ 4/5 Vote Required

**Resolution Of The Board Of Supervisors Of The County Of Sonoma, State Of California, Extending Workers' Compensation Coverage Pursuant to Assembly Bill 1749 for Sheriff's Office Peace Officers Who Are Injured While Off Duty in Certain Circumstances, Effective June 8, 2021.**

**Whereas,** Assembly Bill 1749 (AB 1749) was proposed during the 2018/2019 California legislative session in response to t California peace officers who were injured during the Las Vegas Route 91 Harvest Festival shooting, and was signed into law effective January 1, 2019; and

**Whereas,** California Labor Code Section 3600.2(b) was amended January 1, 2019 to allow Counties to decide whether to accept liability for compensation for an injury sustained by a peace officer by reason of engaging in the apprehension or attempted apprehension of law violators or suspected law violators, or protection or preservation of life or property, or the preservation of peace, outside the state of California, but who was not at the time acting under the immediate direction of his or her employer, if the employer determines providing compensation serves its public purpose; and

**Whereas,** Sonoma County desires to extend workers' compensation coverage as permitted by AB 1749to off-duty peace officers who are injured as the direct result of performing voluntary law enforcement activities within the United States under the following limited circumstances: (1) an act of domestic terrorism as defined in Section 2331 of Title 18 of the Unites States Code; (2) an active shooter situation or other incident likely to cause multiple casualties; or (3) a catastrophic event such as an earthquake or flood requiring local law enforcement deployment; and

**Whereas,** the responding peace officer must not: have consumed an amount of an alcoholic beverage, or have taken any drugs or medication, in a combination that would tend to adversely affect the peace officer's senses or judgement; be the subject of any current disciplinary action for which their peace officer powers have been suspended; work outside their normal scope of employment; and

**Whereas,** Human Resources has notified all affected Unions and has met and conferred with impacted Unions;

**Now, Therefore, Be It Resolved** that the Board of Supervisors of Sonoma County affirms the County's commitment to law enforcement personnel and hereby adopts, through this Resolution, as outlined in the Recitals above, a policy to cover peace officers, as defined by Government Code section 50920, with qualifying workers' compensation claims for injuries sustained outside of California but within the United States sustained who become injured while acting in compliance with law enforcement standards and policies applicable to Sonoma County Sheriff's Department peace officers pursuant to Labor Code section 3600.2(4), or subsequent amendment.

**Supervisors:**

Gorin:

Rabbitt:

Coursey:

Gore:

Hopkins:

Ayes:

Noes:

Absent:

Abstain:

**So Ordered.**