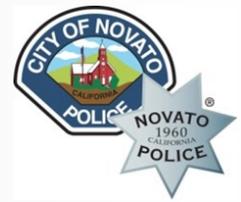


Novato Police Department



2014 CLEC and NLEC
Submission

DRIVING UNDER THE INFLUENCE



Problem Identification:

The Novato Police Department continually analyzes the DUI problem within the city on a monthly basis. When comparing the problem from 2012 to 2013, we observed a significant increase in the number of DUI arrests with 258 in 2013 compared to 227 in 2012. There was also a decrease in the number of DUI collisions 41 in 2013 versus 52 in 2012.

By the end of 2013, Novato PD had sent approximately half of the department's patrol officers to H&S 11550 (Drug Abuse Recognition), SFST (Standardized Field Sobriety Test), ARIDE (Advanced Roadside Impaired Driving Enforcement) and/or DRE (Drug Recognition and Evaluation) training. The increase in the numbers of DUI arrests was believed to be in large part due to better trained officers detecting and arresting DUI offenders who would otherwise have gone undetected, especially in the case of drug DUIs.

In 2014 the primary objectives with regards to DUI were:

- ◆ Maintain or improve upon DUI detection and arrest
- ◆ Reduce the number of DUI collisions
- ◆ Increase the number of officers with DUI and especially drug-DUI training

The Novato Police Department utilized a comprehensive software program which tracks all collisions, citations and DUI arrests within the City and allows for queries using hundreds of different variables to help locate problem DUI and DUI collision areas. Unsurprisingly, the areas for both arrests and collisions tended to center around the drinking establishments in the city, the downtown area where the most frequented bars are located, and along the major thoroughfares leading to/from the sole freeway

which passes through the city. 58% of DUI collisions and 74% of DUI arrests occurred between 2100-0400 hours.

NOVATO POLICE DEPARTMENT
DUI Collisions by Location
 showing Injured and / or Killed between 1/1/2013 to 12/31/2013

	Cases	Injured	Killed
ALAMEDA DEL PRADO/ IGNACIO BL	1	2	0
ALAMEDA DEL PRADO/ JAMES BLACK CI	1	0	0
ARTHUR ST/ HAYES ST	1	1	0
BEL MARIN KEYS BL/ NAVE DR	1	1	0
BOLLING CI/ TINKER WA	1	2	0
BOLLING DR/ MARIN VALLEY DR	1	0	0
BOULEVARD CT/ BOULEVARD TE	1	0	0
CENTER RD/ NOVATO BLVD	1	0	0
DE LONG AV/ REICHERT AV	1	1	0
E. CAMPUS DR/ SAN MARIN DR	1	0	0
ENFRENTA RD/ ENTRADA DR	1	1	0
FAIRWAY DR/ WINGED FOOT DR	1	1	0
GRANT AV/ NOVATO BL	2	1	0



One of many searches used to target enforcement. This search shows collisions by intersection, # of cases, and # of injuries

DRIVING UNDER THE INFLUENCE



Problem Identification:

The Novato Police Department did not develop a written operational plan for DUI reduction as the majority of the enforcement efforts emanate from, and at the direction of, the Traffic Section. However, since the officers of the Traffic Section create and regularly update documents such as the monthly Traffic reports, the National Law Enforcement Challenge entry, grant-related reports and they conducted all research into the location of DUI checkpoints and enforcement efforts. Consequently, they update their knowledge of the locations and time/day factors for DUIs within the city on a monthly basis.

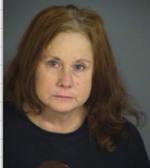
The Novato Police Department created and updates a "Repeat DUI Offender" List on a monthly basis. The original list was created via an exhaustive search of arrest and probation records contained within the county. A Novato PD traffic officer updates the list via a partnership with the California DMV via their "Hot List" program, which notifies us of Novato residents with two or more DUI convictions who commit another DUI related offense. This has allowed for targeted enforcement of repeat DUI offenders for both DUI violations and other associated violations (suspended license, ignition interlock device requirements, possession of alcohol etc.).

The Traffic Section developed an informal plan to target the following areas:

- The Downtown area where most of the alcohol violations occur.
- The major thoroughfares leading to/from Hwy 101 (San Marin Dr, De Long Ave, S Novato Bl, and Ignacio Bl).
- The bars and other drinking establishments within the city.
- The repeat offenders identified in the "Repeat DUI Offender" list.
- Concentrate enforcement to times after 2100 hours.

Planned Follow Up:

The Novato Police Department planned to use the monthly Traffic reports to monitor the effectiveness of its DUI education and enforcement campaigns on a regular basis

	DOB	5/31/18
	MNI	515
	LISTED ADDRESS	Los Robled (4/3/12)
	VEHICLES	
	WARRANTS	
	PROBATION	Shall not use/transport, not drive with any amount EXP: 3/7/2015
	LICENSE STATUS	Suspended on 4 actions
	NUMBER OF DUIs	3 since 2004
	COMMENTS	
	NAME	Robert Lavern Jr
	DESCRIPTORS	600, 200, bin blu
	DOB	10/3/18
	MNI	519
	LISTED ADDRESS	Martin Dr (Current as of 5/27/14)
	VEHICLES	2004 GMC Sierra Red 7H93 (Current as of 5/27/14)
	WARRANTS	
	PROBATION	Ignition interlock EXP: 10/15/14
	LICENSE STATUS	Suspended on 2 actions
	NUMBER OF DUIs	2 since 2004
	COMMENTS	7 violations of VC 14601.2
	NAME	Claudia H
	DESCRIPTORS	5-05, 160, Red, Blu
	DOB	1/8/18
	MNI	27
	LISTED ADDRESS	Bolling Dr, Novato/ Novato
	VEHICLES	2009 Infiniti Black SD 4-dr / 2007 Honda Blue ACC 4-dr
	WARRANTS	
	PROBATION	No
	LICENSE STATUS	
	NUMBER OF DUIs	2 in last 5 yrs
	COMMENTS	

DRIVING UNDER THE INFLUENCE



Problem Identification:

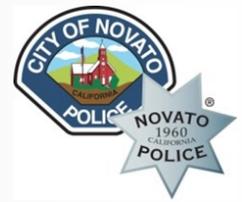
California's Strategic Highway Safety Plan (Only objectives applicable to the City of Novato are listed)

1. Educate roadway users regarding the dangers of impaired roadway use and develop educational programs that combat the social acceptance of drinking and driving.
2. Restrict access to sources of alcohol/drugs for persons under 21 years of age, and for others as appropriate.
3. Enhance law enforcement training and the tools for detection of impaired roadway users.
6. Improve the tracking of convicted impaired drivers.
9. Develop new and innovative ways to approach impaired-driving enforcement.
10. Develop new and innovative ways to approach repeat offenders.

The Novato Police Department's various Enforcement and Education efforts are in line with California's Strategic Plan (those of which are applicable) as is summarized below and demonstrated in the following pages:

- 1) Fliers handed out at checkpoints, Safe Summer/Safe Holiday programs, and the Osheroff Memorial Checkpoint which honors a young girl killed by a DUI driver in Novato.
- 2) "Minor Alcohol Access Prevention Program" and "Alcohol Compliance Check".
- 3) Officers sent to SFST and ARIDE training, in addition to a high percentage of previously trained officers.
- 6) Maintain the repeat DUI offender list.
- 9) DUI suspended license and ignition interlock enforcement, stakeout operations.
- 10) DUI stakeouts of repeat offender's homes, bars, and frequented locations, along with probation checks for compliance with drug and alcohol restrictions.

DRIVING UNDER THE INFLUENCE

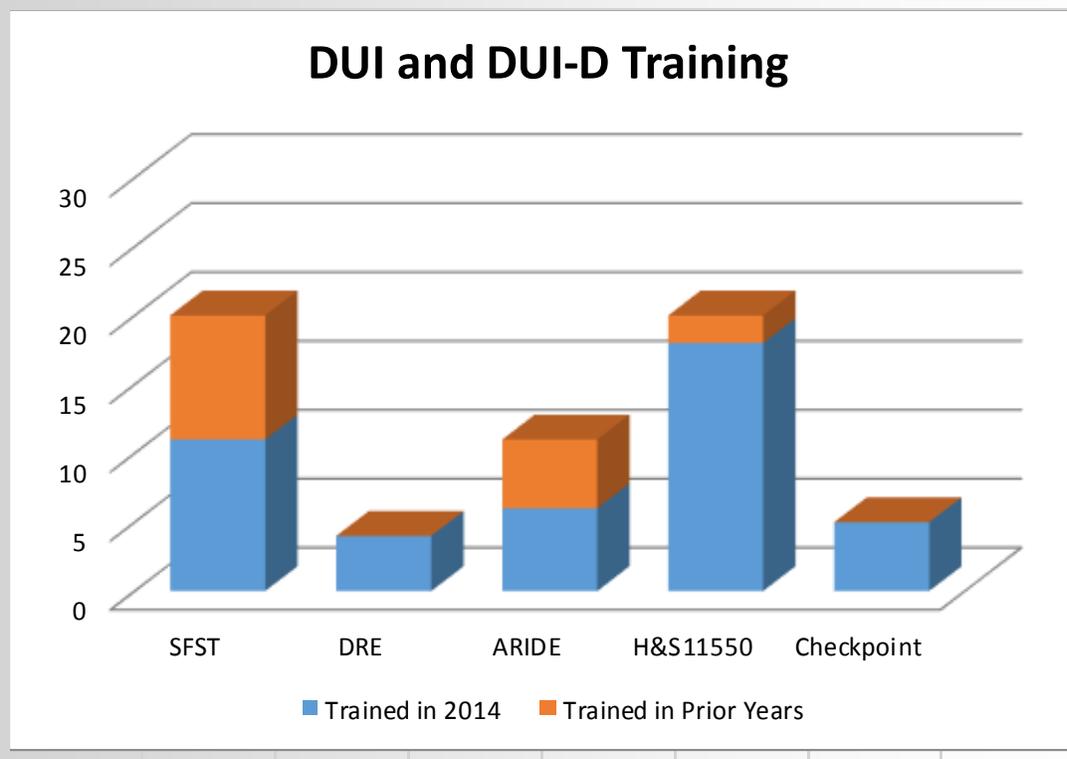


Training:

The Novato Police Department believes every officer should receive training in the detection and apprehension of DUI and DUI-D offenders. The Department is committed to ensuring that every officer receives H&S 11550 drug detection and Standardized Field Sobriety Tests (SFST) training. The Novato Police Department encourages motivated officers who demonstrate a commitment to DUI enforcement by ensuring they receive even more advanced training.

In 2014, Nine (9) officers received Standardized Field Sobriety Tests (SFST) training bringing the total up to 20 officers (69% of patrol), Four (4) officers attended Drug Recognition and Evaluation (DRE) update training (14%). Five (5) officers received ARIDE training in addition to 6 previously trained officers (38%). Two (2) officers were sent to H&S11550 drug detection class in addition to 20 previously trained officers (69%).

The Novato Police Department's commitment to DUI and DUI-Drug enforcement is clearly demonstrated by the number of officers who received training in 2014, and the percentage of officers in the Department who have received DUI training. Per the NHTSA DRE coordinator there were only 1215 active DRE certified officers, approximately half of which were employed by a municipality or county in California, in 2014. The Novato Police Department, which fields only 29 patrol and traffic officers, employs 4 of those 600, and we have the only active DRE certified municipal officers/deputies in Marin County. The Novato Police Department fields 9 PAS and one PEBT devices for patrol use. Each patrol officer is required to checkout a PAS device at the beginning of their shift.



DRIVING UNDER THE INFLUENCE



Press Information and Education:

The Novato Police Department believes in MADD's mission to stop drunk driving, give support to the victims of DUI crimes and to prevent underage drinking. We accomplish these goals in a variety of ways. Foremost we encourage every officer to conduct SFSTs if there is reasonable suspicion of intoxication or admission of consumption of alcohol or drugs. One reason is obviously to stop and arrest violators, but the department also believes the best education that we can give the public is to have a driver perform FSTs in full view of other passing motorists. Furthermore, those drivers who are not intoxicated are released with an educational experience they will hopefully share with their friends.

Our education campaign extends through the use of fliers handed out at every DUI Checkpoint which provide critical information about the dangers of impaired driving, various DUI laws, and the potential consequences of a DUI. Foremost the flier reminds drivers "Over the Limit! Under Arrest!" With several thousand motorists passing through the screening lines of Novato Checkpoints each year, it has proven an effective way of educating the public.

Welcome to our DUI Checkpoint

NOVATO POLICE DEPARTMENT
909 Machin Ave
Novato, CA, 94945
415-897-4361

NOVATO 1960 CALIFORNIA POLICE

Thank you for participating in our sobriety and driver license checkpoint. Our goal is not to inconvenience you, but to educate and promote roadway safety. Below you will find a list of commonly asked questions about sobriety checkpoints and on the back of this flyer is some additional information about impaired driving and how drugs or alcohol can affect your ability to drive a motor vehicle. Once again we would like to thank you for your time and please drive safely.

Why are there checkpoints?
The primary purpose of all checkpoints is to deter drunk driving, educate the public, and, ultimately, save lives. While the primary purpose of DUI Checkpoints is not to arrest violators, those who are found to be under the influence are prosecuted to the fullest extent of the law. Studies from the National Highway Traffic Safety Administration (NHTSA) have shown that effective use of DUI checkpoints can reduce alcohol related fatalities by an average of **20 percent**. That's one in five of our friends, family, neighbors and co-workers that are here today because of DUI Checkpoints.

California Office of Traffic Safety

An estimated **30 percent** of all Americans will be involved in an alcohol-involved traffic collision in his or her life. Despite tremendous progress in recent years, **every 50 minutes** someone loses their life as a result of impaired driving. Approximately **13,000** people are killed every year in alcohol related traffic collisions. The latest NHTSA statistics show that in 2010, **791 Californians** lost their lives to impaired driving. These alcohol related collisions cost the public over **\$5 billion dollars** a year.

Why do DUI Checkpoints check for Driver's Licenses?
In California, over **20 %** of all fatal crashes involved at least one driver who did not have a valid license at the time of the crash. The Novato Police Department, NHTSA and the California Office of Traffic Safety believe that education and deterrence of the required driver's license law is as important as deterring impaired driving.

Who pays for the checkpoint?
This checkpoint, like most checkpoints in California, is funded by a grant to the City of Novato by the California Office of Traffic Safety. The Office of Traffic Safety receives its funding from NHTSA, where federal gas and highway tax dollars are used to promote roadway safety and reduce fatal and injury collisions.

Checkpoints are only a small portion of the funds that are allocated to roadway safety each year, but are an important and effective method in reducing roadway fatalities. Checkpoints save tax payers **\$6** in reducing the economic costs of alcohol related collisions for every **\$1** spent to fund a checkpoint.

What are the guidelines and requirements for checkpoints?
All checkpoints conducted in California and Novato adhere to the standards of *Ingersoll v. Palmer* (1987) which is a California Supreme Court decision that set standard practices that law enforcement agencies adhere to when conducting a DUI checkpoint. The *Ingersoll v. Palmer* case was later affirmed by the US Supreme Court in *Michigan Department of State Police V. Sitz* (1990) that DUI Checkpoints are lawful when conducted in a manner outlined in *Ingersoll v. Palmer* and are an effective method of reducing alcohol related fatalities.

Location of DUI Checkpoints?
The location of all DUI Checkpoints is determined by statistical data that shows a high number of DUI arrests and DUI related traffic collisions that occur in the general area where a checkpoint is being conducted.

This two-sided flyer is placed on the dash of every vehicle that passes through a NPD checkpoint, allowing us to educate thousands of drivers a year.

National Law Enforcement Challenge



DRIVING UNDER THE INFLUENCE

Press Information and Education:

The results of every DUI checkpoint, saturation patrol and stakeout operation are highly publicized through a variety of media sources including: the three local newspapers, TV stations, the NPD website, Twitter, Facebook, the Novato Patch and Nixle (both of which are online news outlets). The Department believes that by routinely publicizing the results of our operations, the residents of Novato and Marin County will realize that Novato has a “zero-tolerance” attitude towards DUI.

The Novato Police Department reaches out to Novato’s youth through participation in the “Safe Summer / Safe Holiday” Educational campaigns. Officers from the Traffic Section visit each of Novato’s three high schools twice a year (5/28/14 and 12/3/14) and give presentations about DUI laws, the risk of drinking and driving, and the dangers of drug DUI.

Alcohol stings deter illegal transactions

Police say results of shoulder tap operation indicate improvement



For most of the night, an undercover police decoy is turned away from Novato liquor stores as she attempts to purchase alcohol from unsuspecting patrons.

Then, at one of the final destinations, a man takes two \$5 bills from the decoy and exits the convenience store with a six-pack of Bud Light in a plastic bag. After a short walk, the patron gives the bag to the decoy. The signal is given. Within seconds of the exchange, the man is sitting on the sidewalk and is being questioned by two undercover Novato officers.

He is informed that he is being cited for furnishing alcohol to a minor.

NOVATO Police conduct sweep of DUI probationers

Novato police reported no arrests or violations from

High and low temp. for the day
Normal high temperature
Normal low temperature

a recent sweep of drunken driving probationers.

The sweep was conducted based on a Department of Motor Vehicles “hot list” of residents with two prior DUI con-

Police cite resident, teens in home drinking party

Police enact ‘Social Host’ ordinance after 50 teens flee alcohol party scene

intoxicated 15-year-old girl was also seen walking away from the party and stumbling on Center Road. She was cited on suspicion of public intoxication.

Both juveniles, who were not identified because of their ages, were released to their parents.

Alex Sabatino Koehler was identified by police as the homeowner. He was cited on suspicion of violating the town’s Social Host Ordinance, which holds adults responsible for juvenile parties where alcohol is being consumed.

A 16-year-old Novato boy was cited on suspicion of possession of alcohol after officers found him walking away from the party at 89 Holstrom Circle carrying a bottle of alcohol. An intoxicated 15-year-old girl was also seen walking away from the party and stumbling on Center Road. She was cited on suspicion of public intoxication.

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A 16-year-old Novato boy was cited on suspicion of possession of alcohol after officers found him walking away from the party at 89 Holstrom Circle carrying a bottle of alcohol. An intoxicated 15-year-old girl was also seen walking away from the page of a brochure handed out during Novato’s Safe Summer / Safe Holiday

Marin Independent Journal

Wednesday, December 10, 2014

Monday, December 22, 2014

NOVATO One arrested, 11 cited at latest checkpoint

One driver was arrested for suspected DUI and three other motorists were cited for driving without licenses Friday night at a Novato Police Department sobriety checkpoint.

Officers screened more than 1,400 motorists on westbound Novato Boulevard at Seventh Street from 6 p.m. to 12-15 a.m. In addition, eight drivers were cited for moving violations, police reported.

NOVATO Two DUI suspects arrested in sweep

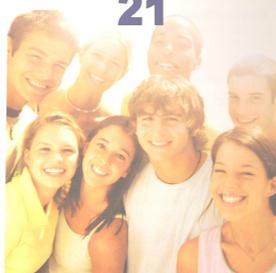
Two alleged drunken drivers were arrested during a two-day police sweep in Novato.

The operations were conducted Dec. 4 and 5, when the department assigned two two-officer teams to patrol the city looking for intoxicated drivers or drivers without valid licenses. In the addition to the two DUI arrests, police issued eight citations and ticketed one unlicensed driver.

The extra patrols were funded by a grant from the California Office of Traffic Safety.

UNDER MYTHS, ISSUES AND FACTS ABOUT UNDERAGE DRINKING

21



Why Does MADD Support Zero Tolerance?

Research shows that young impaired drivers are involved in fatal crashes approximately twice the rate of drivers aged 21 and older. 15 percent of all fatal crashes for underage drivers are alcohol-related. It is critical for our young adults to understand that laws have been established to save lives through punishment rather than a safeguard against unsafe driving behavior. The safe holiday begins with both parents and young adults.

MADD

The face page of a brochure handed out during Novato’s Safe Summer / Safe Holiday

A selection of news articles following press releases by NPD

DRIVING UNDER THE INFLUENCE



DUI Enforcement:

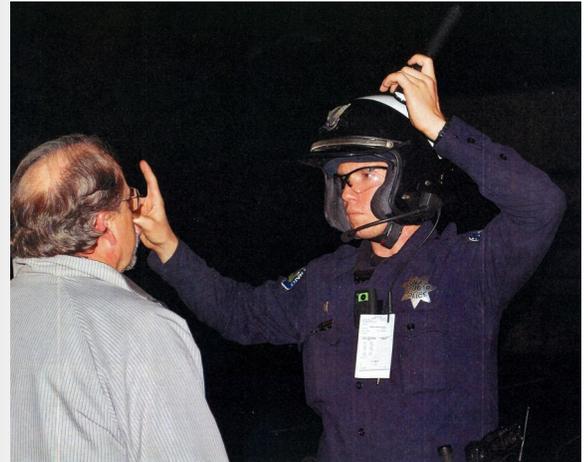
In 2014, the Novato Police Department conducted a wide variety of DUI enforcement operations. Our department conducted six DUI checkpoints, all of which were at locations identified in our Problem Identification. During these checkpoints over 6,000 vehicles were screened, 71 Field Sobriety Tests (SFSTs) were administered resulting in ten DUI arrests.

Prior to each checkpoint, a traffic officer is assigned to map the checkpoint using an accident reconstruction computer (Crash Zone). The checkpoint location, patrol vehicles, cone patterns and signs are drawn to scale in the computer program to ensure accurate setup of the checkpoint and address any safety concerns before the checkpoint begins.

Our department conducted eight (8) DUI saturation patrols 2014. In each of these operations four officers worked for eight hours solely for the purpose of DUI enforcement. A total of (129) traffic stops were made, forty-six (46) Field Sobriety Tests were administered, which resulted in six (6) DUI arrests and thirty-six (36) moving violation citations. In addition to these saturation patrols, the department also conducted various DUI directed patrols where patrol officers were assigned to DUI enforcement in lieu of responding to calls for service.

The Novato Police Department supports the county-wide “Avoid the Marin 13” effort by participating in an additional four (4) DUI Checkpoints and six (6) DUI Saturation Patrols. The Novato Police Department’s Traffic Section invited members of the Marin County Probation Department to conduct a 8 hour probation compliance check of DUI offenders on probation as part of our participation in the DMV “Hot List” program.

In total the Novato Police Department participated in 27 DUI Enforcement Details utilizing approximately 1,522 hours of overtime.



Officer Barrington performs FSTs on the perimeter of a December mobilization checkpoint, 2014. This photo was taken by a reporter who was covering the checkpoint at our request.

DRIVING UNDER THE INFLUENCE



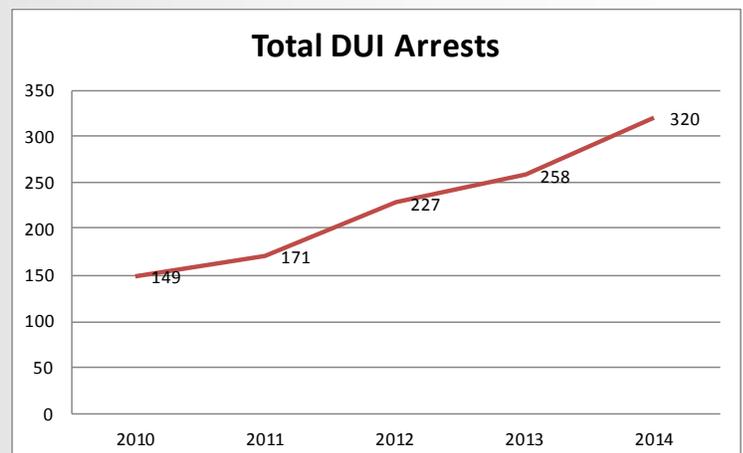
DUI Enforcement:

To combat the problem of underage DUIs, the Novato Police Department takes a two-pronged approach. Each year the three (3) traffic officers participate in the California endorsed “Safe Holiday” and “Safe Summer” educational programs. This program consists of educating high school students about DUI laws, the risk of drinking and driving and of DUI enforcement. During the holiday season each traffic officer volunteers to change their normal dayshift work hours to work evening shifts where their sole purpose is DUI enforcement.

Over the last several years the department has made it a priority to send its officers to SFST, ARIDE, DRE and other DUI courses. In 2012 the Novato Police Department broke the 200 arrest mark with 227 DUI arrests which was a milestone for our department. In 2014, this achievement was again surpassed by breaking the 300 arrest mark with 320 DUI arrests! This result was produced by a winning combination of motivated officers who have been trained to an advanced level to detect alcohol and drug impaired drivers. **234 of the 320 DUI arrests were made during the target times of 2100-0400 hours. The total of 320 arrest in 2014 represents a 20% increase over 2013, and an amazing 38% increase over the previous 4 year average!**

The Novato Police Department also participates in a “Minor Alcohol Access Prevention Program” and “Alcohol Compliance Check” program funded through an ABC grant. These programs focus on the sales of alcohol to minors. The sales of alcohol to minors obviously increases the risk of under age drinking and driving. Of Novato’s 174 ABC licensed businesses there was a **92% compliance success rate** at on-sale and off-sales establishments. The fantastic success of this program can be attributed to rigorous education and enforcement. Additionally, 16 Shoulder Tap operations have seen success rate rise from 70% in 2010 to 93% in 2014.

The Novato Police Department’s four DREs conducted (32) DRE Evaluations in 2014.



The steady climb of DUI arrests shows what highly trained and motivated officers can accomplish

DRIVING UNDER THE INFLUENCE



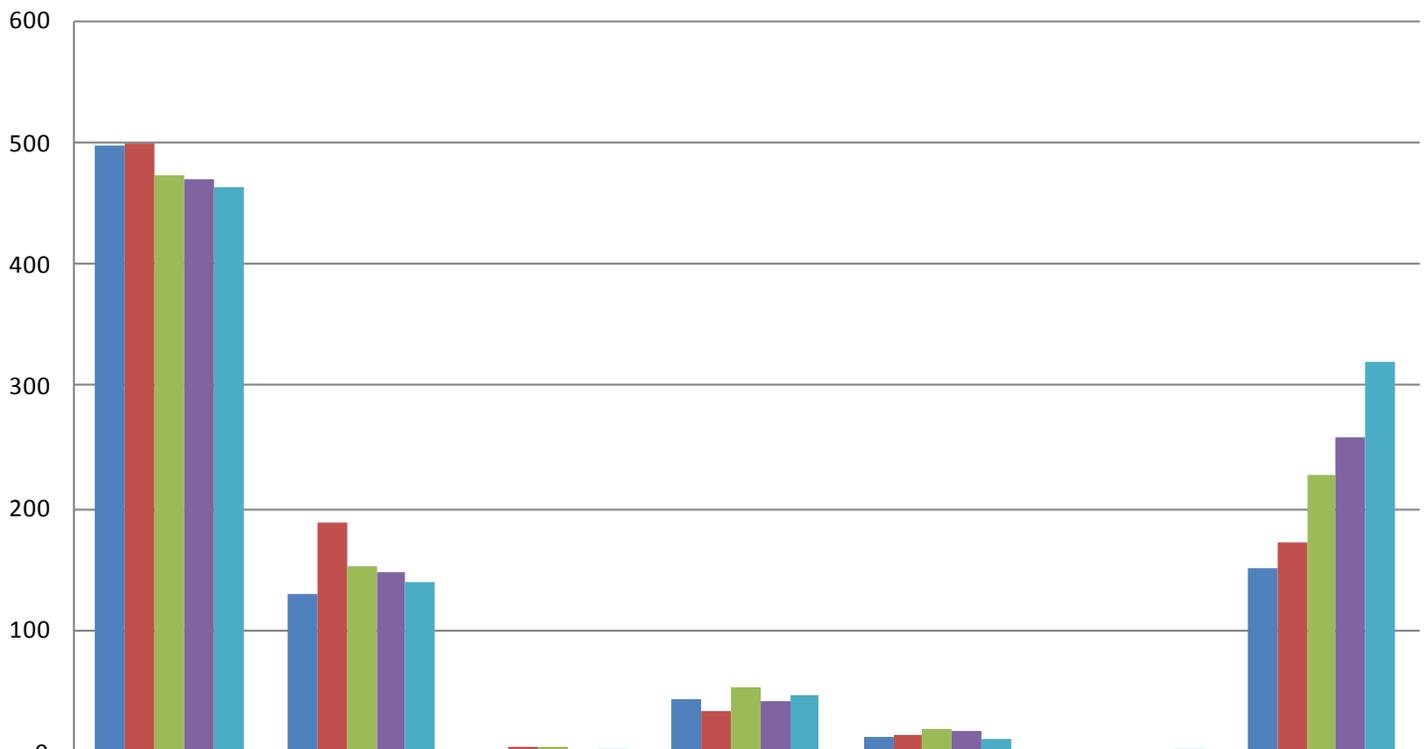
Outcomes

The goal of the Novato Police Department was to utilize better trained officers to make more DUI arrests per our “Zero Tolerance” policy, increase the detection of DUI drivers at collisions and reduce collisions as a whole.

The Department met these goals:

- ◇ DUI arrests in 2014 rose to 320, a **20%** increase of 2013 and a 38% increase over the prior 4 year average.
- ◇ DUI collisions were slightly up from 2013. With DUI arrests up 20% and DRE evaluations up by 1/3, it is apparent our better trained officers were detecting and arresting more DUI drivers who were involved in collisions than in prior years. This is further supported by the fact that collisions as a whole were at there lowest level in 5 years. This was fully expected and desired by the Department who want our officers to detect and arrest drivers, which an officer with less training may not even realize was DUI. This is especially true when dealing with DUI-Drugs and poly-substance abuse.

2010-2014 Collision Statistics



	Total Collisions	Injury Collisions	Fatal Collisions	DUI Collisions	Injury DUI Collisions	Fatal DUI Collisions	DUI Arrests
2010	498	129	0	42	11	0	149
2011	499	188	2	32	12	0	171
2012	473	151	2	52	18	0	227
2013	470	147	0	41	15	0	258
2014	463	138	1	46	10	1	320

DRIVING UNDER THE INFLUENCE



OUTCOMES:

The Novato Police Department has many officers that deserve to be recognized for their dedication towards traffic safety. The Novato Police Department participates in several programs including, "Click-it or Ticket", "Teen Driver Safety", "You Drink You Drive You Lose", "Avoid the Marin 13", "Every Fifteen Minutes", "Smart Start", "Saved by the Belt" and a "Minor Alcohol Access Prevention". The Novato Police Department also recognizes its officers for their efforts towards Traffic Safety by awarding them the Department Employee Recognition Award.

These Awards help our officers remain focused on the department's goal of improving traffic safety through enforcement and education on speed, seatbelts, distracted driving and DUIs. Three times a year two officers from the Patrol Bureau and one officer from the Traffic Section are recognized for their efforts towards this goal by being awarded the Employee Recognition Award. This award is issued on a point based system to the officers with the highest level of enforcement in seatbelt, cell phone, speed and DUI. The winner of the award receives a certificate of recognition.

Additionally, each year one officer from the Patrol Bureau and one from the Traffic Section, receive the overall Employee Recognition Award for the year. Winning officers receive a recognition certificate and their name prominently mounted on a department plaque. The department plaque is mounted in the main hallway of the department.

The 2014 annual department award winners for the Employee Recognition Award!!

- Patrol —Wes Carroll — 46 DUI arrests, 8 citations
- Traffic — Andrew Barrington — 3 DUI arrests, 1,189 citations

The Novato Police Department supports MADD's mission to reduce DUIs through a zero-tolerance policy and would like to recognize three of our officers who excelled in the area of DUI enforcement and who will be receiving the MADD award for their efforts:

Officer Pilegaard —25 DUI arrests — this is also Officer Pilegaard's third year in a row receiving this award!

Officer Dunbar—26 DUI arrests—this is also Officer Dunbar's third year in a row receiving this award!

Officer McGough —27 DUI arrests, Officer McCready—41 DUI arrests, and Officer Carroll— with **46 DUI arrests!**

2014 was Officer McCready's, Officer McGough's and Officer Carroll's first full years as peace officers and they are already showing their commitment to DUI enforcement and the safety of our community. The Department is proud of the effort and dedication of its new officers!



The Novato PD plaque which permanently commemorates the efforts of those officers dedicated to Traffic Safety (2014 nameplates had yet to arrive)

DRIVING UNDER THE INFLUENCE



Policy **514**

Novato Police Department Policy Manual

Impaired Driving and Evidence Collection

514.1 PURPOSE AND SCOPE

This policy provides guidance to those department members who play a role in the detection and investigation of driving under the influence (DUI).

514.2 POLICY

The Novato Police Department is committed to the safety of the roadways and the community and will pursue fair but aggressive enforcement of California's impaired driving laws.

514.3 REFUSAL OR FAILURE TO TEST

If a person who has been arrested for a violation of Vehicle Code § 23140; Vehicle Code § 23152; or Vehicle Code § 23153, after having been advised of his or her rights per Vehicle Code § 23612, refuses or fails through statements or actions to complete a chemical test, the handling officer shall serve the notice of order of suspension on behalf of the Department of Motor Vehicles, and confiscate all California driver's licenses in the person's possession (Vehicle Code § (23612(e)); Vehicle Code 23612(f)).

Arrestees who refuse to voluntarily submit to a chemical test may be physically compelled to submit to a blood test only after all the following procedural guidelines have been met:

- 1) A Chemical test is essential to the prosecution of a criminal case.
- 2) The use of alcoholic beverages and/or drugs, as defined in Sections 109 VC and 312 VC, is suspected.
- 3) The individual must have been placed under arrest for a violation of Sections 23140 VC, 23152 VC, 23152/23550 VC, 23152/23550.5 VC, 23153 VC, 191.5 PC, or 192(c)(3) PC.

*Note: Section 23140 VC violations will only result in a forcible blood withdrawal when a traffic collision results in the death of a person and an arrest for felony vehicular manslaughter (i.e. Sections 191.5 PC, 192(c)(3) PC)

- 4) The person arrested has been given the opportunity to submit to a chemical test of his/her choice, as directed by law.

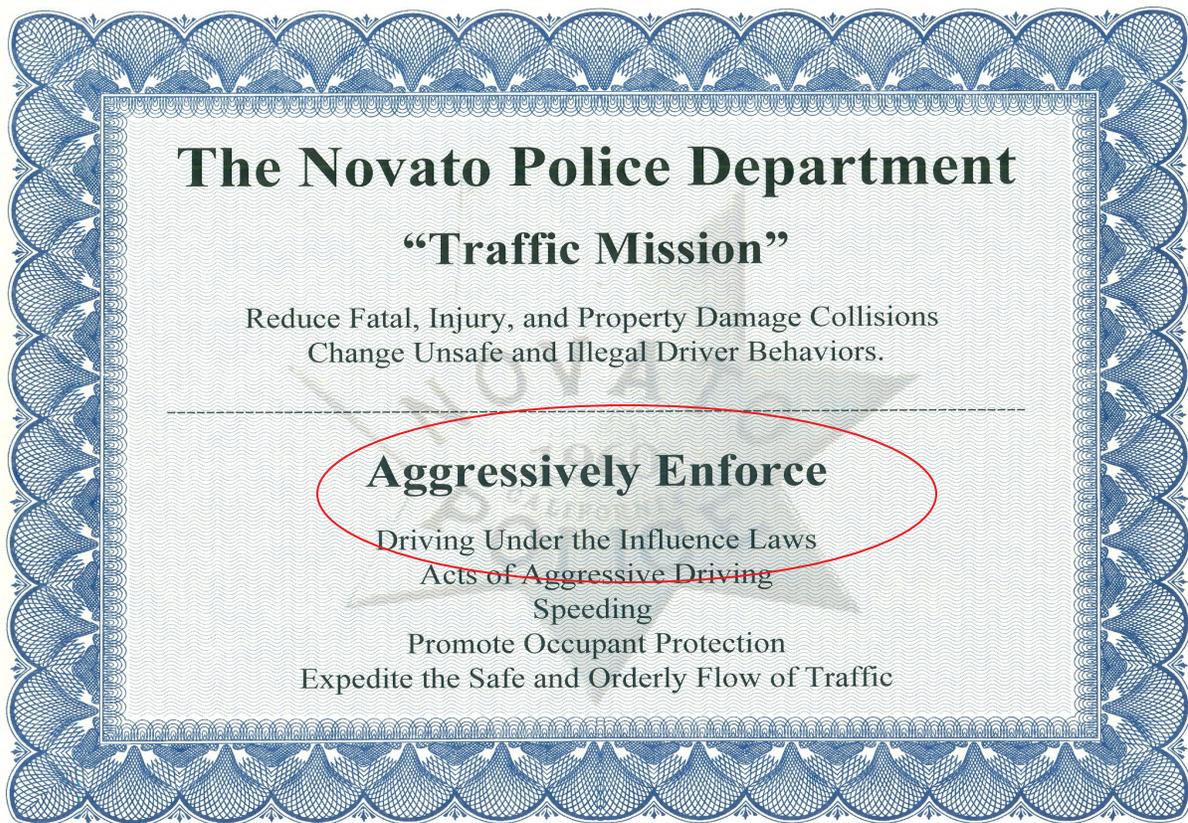
- The arresting officer shall read verbatim the formal admonishment located on the back of the first page (Officer's Statement) of the DS 367 or DS 367M and the arrestee shall have refused to submit to a chemical test.
- The arrestee shall be admonished that refusal to voluntarily submit to, or complete, a chemical test of his/her choice will result in the forcible withdrawal of a blood sample, and that the mandatory license suspension pursuant to Sections 13353 VC (implied consent) and 13353.2 VC (Administrative Per Se) will be invoked.

- 5) The arresting officer shall obtain supervisory approval prior to the arrestee being physically compelled to submit to a blood test. A supervisor, preferably the individual approving the procedure, shall be present whenever blood is forcibly extracted from a

DRIVING UNDER THE INFLUENCE



Novato Police Department's Written Directive Making DUI Enforcement a Priority



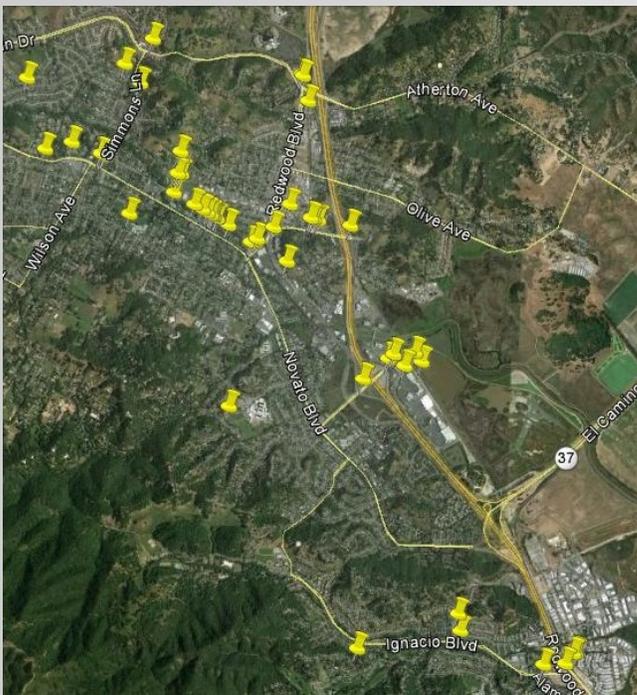
SPEEDING



PROBLEM IDENTIFICATION:

The Novato Police Department utilized a variety of sources to identify areas of the City where unsafe speed was an ongoing problem, contributed to a high incidence of collisions, or was perceived by residents as an issue.

- The Novato PD utilized a pair of comprehensive software programs in conjunction with its digital citation writing tools and online collision reports to collate all of the citation information and collision. This allows an officer to conduct a search with any combination of hundreds of variables. The Traffic Section routinely uses this program to pinpoint problem areas and target speed enforcement.
- The Novato Police Department utilizes the aforementioned program to compile monthly and annual reports tracking all collisions to better direct enforcement and extra patrol efforts.
- The Novato Police Department maintains five semi-permanent RADAR warning signs near Novato schools, the data from which is downloaded to a laptop and used to monitor speeding in the area of these schools.
- The Novato Police Department maintains a Traffic Complaint Log, which documents locations where citizens report violations are occurring. Citizens can make a traffic complaint on the NPD website, call the police department directly, or contact an officer on the street. Officers are then assigned to the location of the complaint to conduct enforcement, advise on the need for engineering changes, and determine the need for additional resources. The citizen's perception that speeding was occurring was the most common form of traffic complaint in 2013.



- Early in 2014 the Novato Police Department purchased a discreet RADAR recording device which allowed us to conduct speed surveys under actual driving conditions with no bulky trailer, or person standing with a RADAR device to alert drivers. This device provides a wealth of data and has been crucial in identifying the sometimes narrow windows when speeding occurred on a given street.

This map was produced using our comprehensive software program which allowed us to overlay collisions caused by speed onto a Google Earth image of our city. This image provides a clear graphical representation that speed induced collisions in 2013 were clustered near the arterial roads leading to/from Hwy 101.

SPEEDING



PROBLEM IDENTIFICATION:

The Novato Police Department's Traffic Section developed an unwritten plan to address the unsafe speed violations in Novato which addressed the following issues:

- Reduce speed violations on arterial roadways leading to, and often used to bypass congested portions of, U.S. Highway 101 during the commute times.
- Reduce speed violations near Novato Schools during pick up and drop off hours.
- Monitor progress using comprehensive software suite.
- Utilize the discreet RADAR recorder to identify problem streets and make enforcement efforts more effective



**NOVATO POLICE DEPARTMENT
TRAFFIC SECTION**



TRAFFIC COMPLAINT FORM

DATE OF COMPLAINT: August 25, 2014

TAKEN BY: Bates

LOCATION: Ignacio Bl

VEHICLE CODE VIOLATION: RP states drivers commonly speed on the roadway during all (Days/Times/Vehicle Description) times of the day and all days of the week

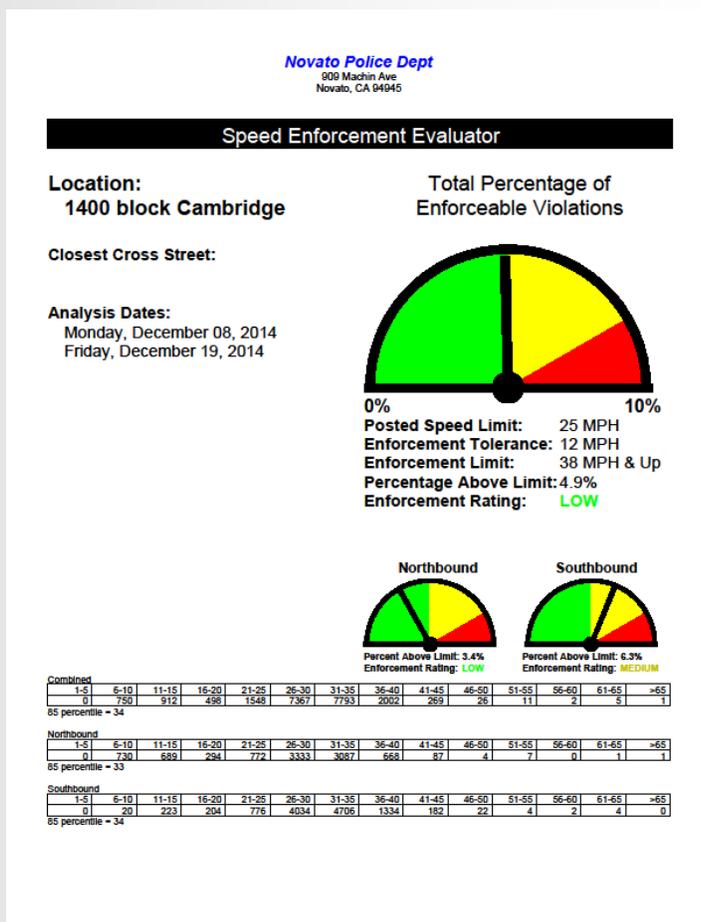
REPORTING PARTY:
Name: Passerby
Address:
Phone:

CALL BACK MADE: In Person

Date	Times	Disposition	Officer
9/2	PM	2 CITES	9
9/3	PM	NO VIOLATIONS	9
9/4	PM	2 CITES	36
9/8	PM	3 CITES	9
9/9	PM	2 CITES	9
9/10	PM	1 CITE	9

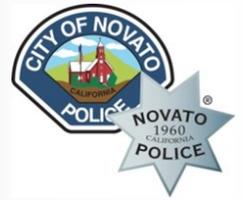
cc: Traffic Sergeant/Log PD/609; 3/20/15
NPD Form #20-32-1

A traffic complaint for speeding on Ignacio Bl, one of the major arterial roads leading to Hwy 101



An example of the summary view generated by the discreet RADAR recorder which shows information like: the 85th percentile, % of vehicles above a specified speed, and breaks vehicle counts up by speed

SPEEDING



PROBLEM IDENTIFICATION:

California's Strategic Highway Safety Plan (Only objectives applicable to the City of Novato are listed)

1. Change our social norms to reduce the acceptability of speeding and other forms of aggressive driving.
2. Provide targeted enforcement to locations prone to speeding and other forms of aggressive driving.
3. Employ engineering methods to deter speeding and other forms of aggressive driving.
4. Ensure consistent adjudication of drivers cited for speeding and other forms of aggressive driving.

Novato Police Department's efforts to support the plan

1. Use educational efforts like Teen Driver Safety (TDS), Top the Cops, and Message/RADAR trailers.
2. Targeted enforcement in school zones and major arterial streets used to bypass highway congestion
3. Work with the City of Novato's Engineering Department to maintain current speed surveys, purchased additional pole mounted RADAR warning signs.
4. Promote a "zero tolerance" for speed, aggressive driving and distracted driving violations.

SPEEDING

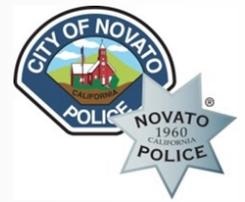


TRAINING:

The Novato Police Department has made speed enforcement a priority for several years. This started with sending two of our traffic officers to RADAR/LIDAR Instructor School. These instructors typically hold a POST certified training class at our department, both for our officers and officers from other agencies, every other year. There was a class in December of 2013 so no class was held in 2014. In 2014, **20 of the 28** patrol officers were trained in the use of RADAR and LIDAR, which equates to approximately **72%** of our patrol personnel. The Novato Police Department has made RADAR/LIDAR certification an essential training course for all patrol officers with the goal of having every officer qualified in their use.

To encourage these newly RADAR/LIDAR trained officers to proactively enforce speed laws the department has 15 LIDAR and 10 RADAR devices available to patrol personnel. The Department currently has enough units that every officer on any given shift is able to sign a RADAR/LIDAR out for use. In addition, the department has two police vehicles that are dedicated to traffic enforcement. Each vehicle is equipped with a vehicle mounted RADAR system. RADAR/LIDAR trained officers are assigned these vehicles while working patrol, so that they can also work speed enforcement.

SPEEDING



PRESS INFORMATION & EDUCATION:

One of our most successful programs is the “Top The Cops” program. The City of Novato is located in Northern California and is only 7 miles from the famous Sonoma International Raceway, which is visited annually by IRL, NASCAR and the NHRA.



Officer Amy Yardley and a Top the Cops participant pose next to the vehicles they will race



The Teen Driver Safety SUV takes its position at the starting grid at Infineon Raceway.

In an effort to encourage teen driver safety, the Novato Police Department began participating in the “Top the Cops” program in 1999. The program encourages teen drivers to use the Raceway as a safe place to race their vehicles. This program was embraced as an effective tool in educating young drivers on the danger of excessive speed and aggressive driving by both Novato High Schools and the community over the years. Once a week during the spring and summer months, officers that are assigned to the “Top the Cops” program, take a patrol car to the raceway for “Wednesday Night Drags”. The officers promote the safe driving message in an educational campaign and race against local high school teenagers who have entered their own vehicles. The teenagers are given a free “Top the Cops” t-shirt, a certificate and get their photograph taken with the competing officer. This educational campaign is both engaging and well received by the young drivers.



Sgt Michael Howard receives an award from the Top the Cops organizers for Novato PD’s 15th year of participation in the program

SPEEDING



PRESS INFORMATION & EDUCATION:

In 2014 the Novato Police Department continued its Teen Driver Safety (TDS) program. The program is coordinated and supervised by Sergeant Michael Howard and has 7 other “Team” (sworn staff) members. The program encourages participating officers to inform teen drivers of the hazards and life changing events that could occur from aggressive driving on local streets. The Novato Police Department, through donations from local Novato businesses and grants, modified a retired 2005 Ford Expedition by adding new graphics, new paint, installing 20 inch wheels and a fold out flat screen TV for educational presentations. The department believes this type of community outreach will strengthen the relationship between law enforcement and young drivers. The new TDS vehicle is not only used for “Top the Cops” events, but is also put on display at community events, local car shows, parades and at schools for teen driver safety events.

At events like the Youth Camp, elementary-high school aged children are introduced to the dangers of speeding and DUI and shown the equipment used to enforce them.



National Law Enforcement Challenge

44°



Sunny

Sonoma Index

HOME NEWS SCHOOLS REAL ESTATE SPORTS OBITS LIFESTYLE OPINION A & E PHOTOS EVENTS

Work Injury?

You May Be Entitled to a Cash Settlement



'Top the Cops' joins Wednesday Night Drags

STEVEN SERAFINI

April 17, 2014, 2:40PM



Order Article Reprint



The 26th season of the popular Wednesday Night Drags, which along with the motorsport of drifting forms a “Drag and Drift” program, is underway and will continue at Sonoma Raceway through Nov. 12.

Marking its 20th season at the Wednesday Night Drags, the equally popular “Top the Cops” program, which gives high school students the opportunity to race law enforcement officers competing in full uniform in their official vehicles on the Valley’s world-famous quarter-mile drag strip, begins Wednesday, April 23.

Along with offering an alternative to illegal street racing, “Top the Cops,” which runs through Aug. 13, also provides a unique environment for the officers to talk with teens about safe driving and the rules of the road.

The Wednesday Night Drags are open to anyone with a driver’s license, who can race any vehicle or motorcycle they bring, provided it passes a simple tech inspection, with “Top the Cops” participants needing a current high school identification card.

An article from April, 2014 highlighting the Top the Cops program

SPEEDING



PRESS INFORMATION & EDUCATION:

The Novato Police Department partners with a number of organizations including: “Safe Routes to School,” and the “Bicycle/Pedestrian Advisory Committee,” to encourage motorists to drive safely. These partnerships allow NPD officers and City of Novato Engineers the opportunity to educate the community regarding speed laws, roadway design, and together create solutions that are legal, feasible and supported by the community.

The Novato Police Department uses a variety of passive mechanical speed education tools including two mobile RADAR trailers and five semi-permanent pole mounted RADAR systems. The pole mounted units are placed near Novato Elementary schools for speed awareness in the school zones. These were so popular with residents that we purchased two more to cover an additional two elementary schools. Mobile trailers are placed at locations where there has been a report of speeding motorists. The trailers were also regularly positioned near Novato’s 19 public and private schools, where speed awareness is of vital importance.

One of our trailers has an attached message board and can be used in conjunction with the on board radar to display a variety of messages. This capability allows a single trailer to display the speed of passing motorists, and reinforce speed awareness and positive driving behavior with messages like, “Slow Down!” “Too Fast” or “Thank You for Driving Safely”.

The discreet RADAR recorder allows the Novato Police Department to capture speed data near problem areas to help make our enforcement efforts more effective. The data was commonly shared with the resident(s) who made the initial complaint.



With kind permission of the resident, the discreet RADAR recorder can be seen here mounted to a tree. Left affixed for 1-2 weeks, it provides accurate data regarding the speed problem on this residential street

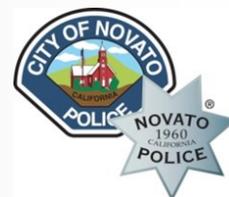


A RADAR/Message trailer reinforcing a motorist’s excessive speed with the mes-



A RADAR advisory sign near Lu Sutton Elementary School

SPEEDING

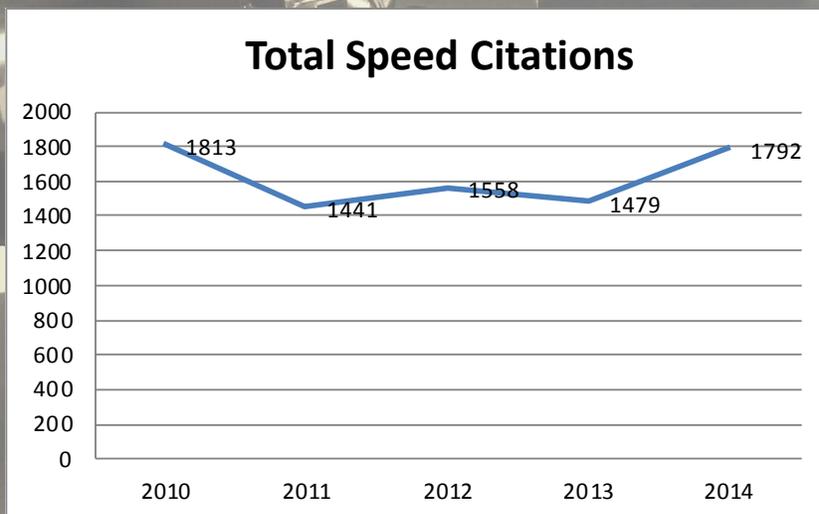


PROBLEM IDENTIFICATION:

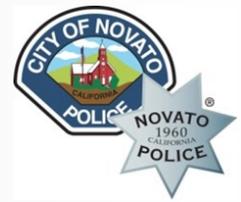
Speeding remains one of the most common traffic-related complaints voiced by Novato residents. As such the Department maintains an aggressive training regiment to train its officers in the use of RADAR and LIDAR, and provide incentives for them to use said training.

No overtime was used for speed enforcement and an estimated 2100 hours of regular time was dedicated to speed enforcement just from officers in the Traffic Section.

In 2014 the department issued a total of 1792 speed citations.



SPEEDING



OUTCOMES:

The Novato Police Department has many officers that deserve to be recognized for their dedication towards traffic safety. The Novato Police Department participates in several programs including, “Click-it or Ticket”, “Teen Driver Safety”, “You Drink You Drive You Lose”, “Avoid the Marin 13”, “Every Fifteen Minutes”, “Smart Start”, “Saved by the Belt” and a “Minor Alcohol Access Prevention”. The Novato Police Department also recognizes its officers for their efforts towards Traffic Safety by awarding them the Department Employee Recognition Award.

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The 2014 annual department award winners for the Employee Recognition Award!!

- Patrol —Wes Carroll — 46 DUI arrests, 8 citations
- Traffic — Andrew Barrington — 3 DUI arrests, 1,189 citations



The Novato PD plaque which permanently commemorates the efforts of those officers dedicated to Traffic Safety (2014 nameplates had yet to arrive)



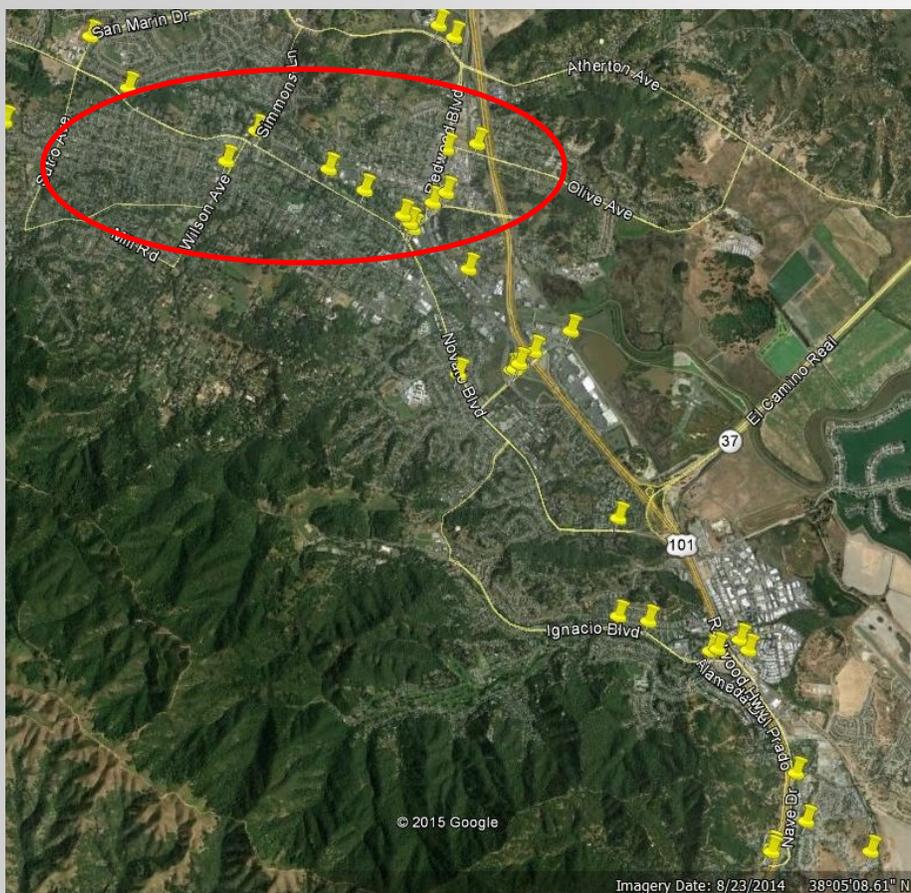
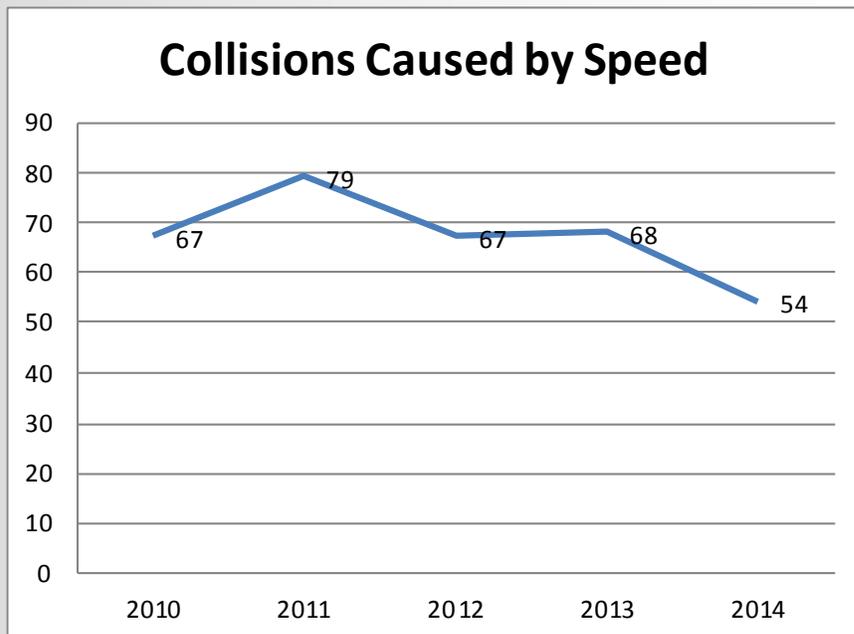
An example of a 2014 Employee Recognition Award

SPEEDING



OUTCOMES:

Collisions caused by speed are at their lowest levels in 5 years and decreased 24% over the previous 4 year average.



This graphic representation of collisions caused by speed over the 2014 calendar year shows a marked decrease from the image of 2013 seen on the first page of this entry. The Novato Bl corridor to Highway 101 showed a significantly marked improvement.

Speed Policy



Policy **500**

Novato Police Department Policy Manual

Traffic Function and Responsibility

500.1 PURPOSE AND SCOPE

The ultimate goal of traffic law enforcement is to reduce traffic collisions. This may be achieved through the application of such techniques as geographic/temporal assignment of personnel and equipment and the establishment of preventive patrols to deal with specific categories of unlawful driving behavior. Traffic enforcement techniques are based on accident data, enforcement activity records, traffic volume, and traffic conditions. This department provides enforcement efforts toward violations, not only in proportion to the frequency of their occurrence in accident situations, but also in terms of traffic-related needs.

500.2 TRAFFIC OFFICER DEPLOYMENT

Several factors are considered in the development of deployment schedules for officers of the Novato Police Department. Information provided by the California Statewide Integrated Traffic Reporting System (SWITRS) is a valuable resource for traffic accident occurrences and therefore officer deployment. Some of the factors for analysis include:

- Location
- Time
- Day
- Violation factors

All officers assigned to patrol or traffic enforcement functions will emphasize enforcement of accident causing violations during high accident hours and at locations of occurrence. All officers will take directed enforcement action on request, and random enforcement action when appropriate against violators as a matter of routine. All officers shall maintain high visibility while working general enforcement, especially at high accident locations.

Other factors to be considered for deployment are citizen requests, construction zones or special events.

500.3 ENFORCEMENT

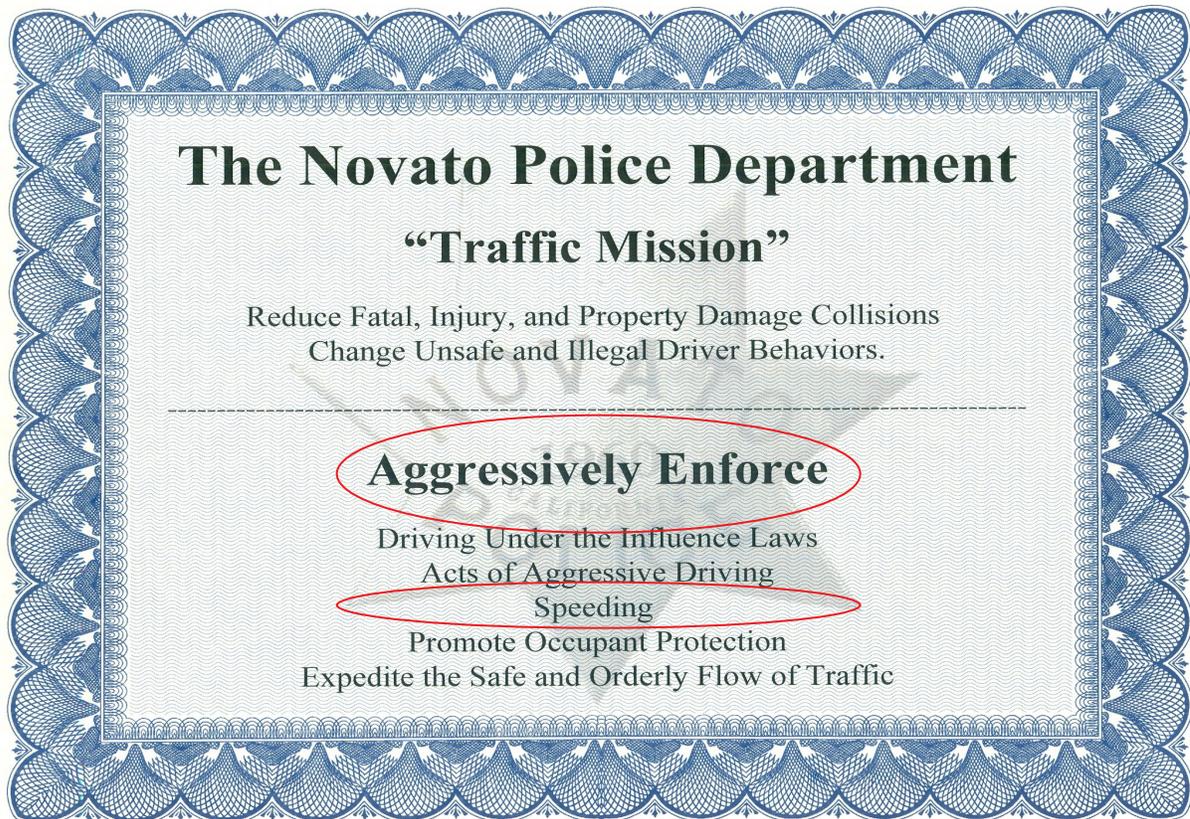
Enforcement actions are commensurate with applicable laws and take into account the degree and severity of the violation committed. This department does not establish ticket quotas and the number of arrests or citations issued by any officer shall not be used as the sole criterion for evaluating officer overall performance (Vehicle Code § 41603). The visibility and quality of an officer's work effort will be commensurate with the philosophy of this policy. Several methods are effective in the reduction of collisions:

- (a) Enforcement of seatbelt laws is a priority because the use of occupant restraint systems significantly reduces the risk of serious injuries during a vehicles collision.
- (b) Enforcement of speed violations is a high priority to the Traffic Section as speed is a primary or contributing factor in many vehicle collisions.

Speed Policy



Novato Police Department's Written Directive Making Speed Enforcement



OCCUPANT PROTECTION



PROBLEM IDENTIFICATION:

The Novato Police Department conducts seatbelt usage surveys three to four times a year. These surveys take place at a variety of times and at different locations.

For several years in a row Novato's citizens have regularly beat California's seatbelt use percentage. Novato's seatbelt use percentage for the past several years has consistently been between 94-96%.

Using a comprehensive software program which tracks all of the citations issued by the Department, we analyzed the number of citations issued to given age brackets (15-24, 20-29, 30-39, 40-49 years etc.) over the course of 2013. The Novato Police Department analyzed the data and looked for any gross disparity in the number of citations issued to a given age bracket that could not be accounted for by some other known factor. We discovered that there was no significant difference between the number of seatbelt citations issued to any given age bracket, with every age bracket receiving within plus or minus 10 cites of the average 69 citations per age group. The exception was to people aged 15-24 who only received 41 citations.

For 2014, the Novato Police Department determined the seatbelt problem as a minor, but city-wide issue which generally encompassed the entire population.

OCCUPANT PROTECTION



PROBLEM IDENTIFICATION:

Given the continued success of past practices in keeping the seatbelt usage within Novato at a higher-than-state average level, the goal in 2014 became to maintain this success through a combination of enforcement and education. The following best practices were identified:

- Continue participation in the education and enforcement campaign “Click it or Ticket”
- Continue participation in the “Saved by the Belt” program
- Continue to present to school aged children regarding the importance of seatbelt and bicycle helmet use
- Continue to distribute educational material at Novato PD events like: Novato PD Open House, National Night Out, Citizen’s Academy etc.

California’s Strategic Highway Safety Plan (Only objectives applicable to the City of Novato are listed)

- 1 Improve the availability, use, and proper installation of child restraint systems.
- 2 Target education and enforcement for demographic groups that show low safety belt usage rates.
- 3 Increase education and enforcement on young safety belt usage, with a focus on 15-24 year olds

Novato Police Department’s efforts to support the plan:

1. Distribute educational literature at Novato PD activities (open house, school events, community event, etc.) discussing the changes in law that became effective in 2012 and instructions on how to install car seats.
2. As there were no one demographic group which had a disproportionately low seat belt compliance rate we targeted the group most traditionally at risk (15-24 year olds). Therefore we gave presentations at Novato’s Middle and High Schools discussing traffic safety.
3. Presentations at Novato’s Middle and High Schools discussing traffic safety. Targeted enforcement around Novato’s schools, especially the high schools at lunch times, when groups of juveniles are driving together.

OCCUPANT PROTECTION



TRAINING:

The Novato Police Department considers training in the area of occupant restraint and protection a high priority. This training starts during an officer's first week at the department and continues throughout their career in monthly platoon training days, daily squad briefing training, Lexipol online training and videos, and training bulletins.

In 2014, the department provided **all (100%)** sworn personnel with mandatory training on the importance of occupant protection. In conjunction with OTS "Click it or Ticket" campaign all members of the patrol division received briefing training which included discussions of the 2012 modification to California's child safety seat restraint laws and how to identify seatbelt use (or lack thereof) when investigating a collision. The training included looking for seatbelt strap injuries, injuries not consistent with seatbelt use, and typical damage to the seatbelt mechanism/belts in a collision.

The screenshot shows the Lexipol Knowledge Management System interface. The header includes the Lexipol logo, the text 'KNOWLEDGE MANAGEMENT SYSTEM', and user information 'ca258-333 Novato PD'. A navigation bar shows 'Dashboard > View DTBs'. A message box states: 'Please review DTBs to ensure accuracy and relevancy to your organization before issuing them. If something other than language from your current released manual is displayed in the "Manual" please contact Customer Service at 949.309.3894 or customersupport@lexipol.com.' Below this is a 'View DTBs' button. The main content area is titled 'View DTBs' and contains a table with columns for 'Title', 'Topic', 'Product/Manual', and 'View'. The table lists 17 items, all with checkmarks in the first column. The 'Product/Manual' column for all items is 'Law Enforcement Services D...'. To the right of the table are 'Filter Options' including 'Law Enforcement Services DTB', 'Life Cycle Status Type', '01/01/2014', '12/31/2014', 'Seat belt', and 'DTB Topic Like'.

<input checked="" type="checkbox"/>	Title	Topic	Product/Manual	View
<input checked="" type="checkbox"/>	Seat Belts-Supervisor Responsibility	Vehicle Operations	Law Enforcement Services D...	⊙
<input checked="" type="checkbox"/>	Seat Belts	VEHICLE OPERATIONS	Law Enforcement Services D...	⊙
<input checked="" type="checkbox"/>	Seat Belts	VEHICLE OPERATIONS	Law Enforcement Services D...	⊙
<input checked="" type="checkbox"/>	Seat Belts	VEHICLE OPERATIONS	Law Enforcement Services D...	⊙
<input checked="" type="checkbox"/>	Seat Belts	VEHICLE OPERATIONS	Law Enforcement Services D...	⊙
<input checked="" type="checkbox"/>	Seat Belts	VEHICLE OPERATIONS	Law Enforcement Services D...	⊙
<input checked="" type="checkbox"/>	Seat Belt Use	VEHICLE OPERATIONS	Law Enforcement Services D...	⊙
<input checked="" type="checkbox"/>	Seat Belts-Transporting Prisoners	VEHICLE OPERATIONS	Law Enforcement Services D...	⊙
<input checked="" type="checkbox"/>	Seat Belts	VEHICLE OPERATIONS	Law Enforcement Services D...	⊙
<input checked="" type="checkbox"/>	Seat Belts	VEHICLE OPERATIONS	Law Enforcement Services D...	⊙
<input checked="" type="checkbox"/>	Seat Belt Procedure	VEHICLE OPERATIONS	Law Enforcement Services D...	⊙
<input checked="" type="checkbox"/>	Seat Belts	VEHICLE OPERATIONS	Law Enforcement Services D...	⊙
<input checked="" type="checkbox"/>	Emergency Driving-Speed-Seat Belt	VEHICLE OPERATIONS	Law Enforcement Services D...	⊙
<input checked="" type="checkbox"/>	Seat Belts	OFFICER SAFETY AND TACTICS	Law Enforcement Services D...	⊙
<input checked="" type="checkbox"/>	Seat Belt Policy	OFFICER SAFETY AND TACTICS	Law Enforcement Services D...	⊙

Novato PD Officers received daily training on seat belt use seventeen (17) times in 2014

Lexipol Daily Training Bulletins and flyers posted around the department remind officers of the "Below 100" campaign. Every officer and sergeant completed training on the Lexipol website regarding seatbelt use.

The Golden Gate Division of the CHP is currently the point of contact for all child restraint technicians in Marin County. The Novato PD does not currently have any certified technicians.

OCCUPANT PROTECTION



PRESS INFORMATION AND EDUCATION:

The Novato Police Department's Educational efforts have been focused on safety belt use by all and helmet use by our youth.

In 2014, the Novato Police Department conducted a seatbelt enforcement and education campaigns in conjunction with **OTS's "Click it or Ticket"** week. We also conducted a Distracted Driving enforcement campaign during **Distracted Driving Awareness** month. The objective was to educate the public through enforcement on the need to properly wear a seatbelt at all times while operating a vehicle on a roadway.

In 2014, the Novato Police Department recognized **four (4) individuals with a "Saved by the Belt"** award. These individuals were all involved in major collisions within the City of Novato. Because of their use of a seatbelt, they avoided severe injury or death. The Novato Police Department hopes that by publicly recognizing these individuals their recognition can be a positive example to their peers and the public in general. To accomplish this the Awards Ceremony is conducted at a City Council Meeting where the recipients receive their certificates from the Chief of Police and the Mayor of Novato.



The Chief presenting Saved by the Belt Awards at a City Council Meeting



A sample Saved by the Belt Award



Recipients with their families after the presentation

OCCUPANT PROTECTION



ENFORCEMENT:

In 2014, our department conducted a seatbelt enforcement campaign in conjunction with OTS's "Click or Ticket" educational campaigns. All traffic and patrol officers were encouraged to focus on seatbelt and child safety seat violations.

In 2014, the Department issued a total of **552 seatbelt citations** and maintained a **98.5% seatbelt compliance rate** in the city. We also issued **24 Child Car Seat** citations.

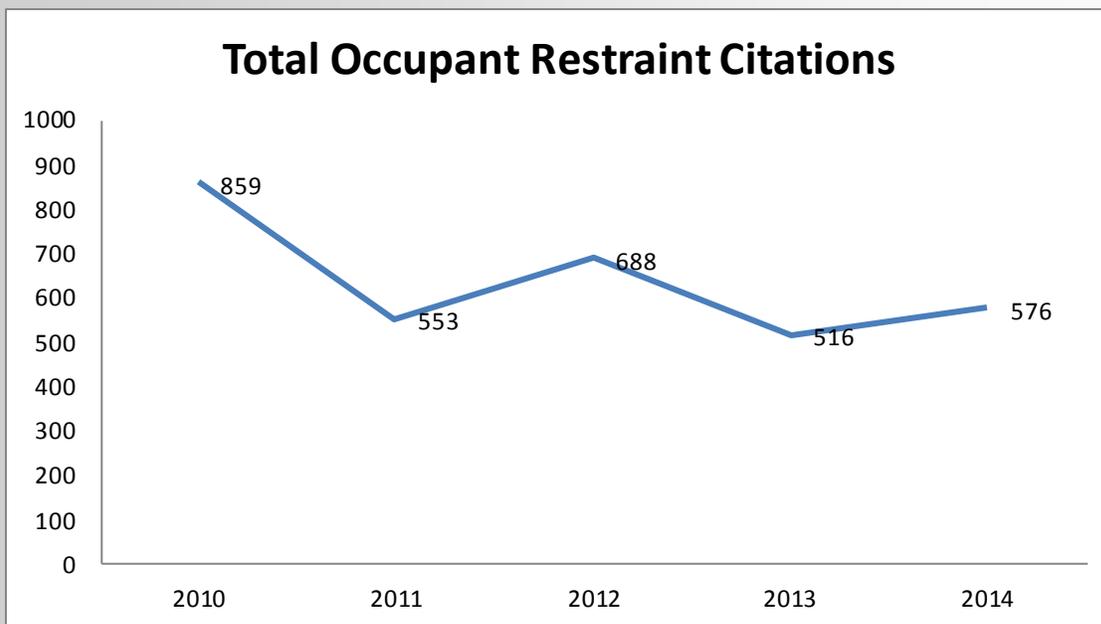
Approximately 60 hours of regular duty time (e.g. seatbelt enforcement **only**) was devoted to this issue, though our officers remain vigilant for seatbelt violations anytime they work traffic enforcement.

OCCUPANT PROTECTION



OUTCOMES:

In 2014 the department achieved an average of **98.5% seatbelt compliance rate** (97% 1st quarter of 2014 and 99% 4th quarter of 2014). Per OTS, the California state average in 2013 was an incredible 97.4% (2014 statewide data was still unavailable at the time of this publication). California in general, and Novato in particular, continue to see greater and greater levels of seatbelt use, a testament to the enforcement and education campaigns across the state.



OCCUPANT PROTECTION



OUTCOMES:

The Novato Police Department has many officers that deserve to be recognized for their dedication towards traffic safety. The Novato Police Department participates in several programs including, “Click-it or Ticket”, “Teen Driver Safety”, “You Drink You Drive You Lose”, “Avoid the Marin 13”, “Every Fifteen Minutes”, “Smart Start”, “Saved by the Belt” and a “Minor Alcohol Access Prevention”. The Novato Police Department also recognizes its officers for their efforts towards Traffic Safety by awarding them the Department Employee Recognition Award.

These Awards help our officers remain focused on the department’s goal of improving traffic safety through enforcement and education on speed, seatbelts, distracted driving and DUIs. Three times a year two officers from the Patrol Bureau and one officer from the Traffic Section are recognized for their efforts towards this goal by being awarded the Employee Recognition Award. This award is issued on a point based system to the officers with the highest level of enforcement in seatbelt, cell phone, speed and DUI. The winner of the award receives a certificate of recognition.

Additionally, each year one officer from the Patrol Bureau and one from the Traffic Section, receive the overall Employee Recognition Award for the year. Winning officers receive a recognition certificate and their name prominently mounted on a department plaque. The department plaque is mounted in the main hallway of the department.

The 2014 annual department award winners for the Employee Recognition Award!!

- Patrol —Wes Carroll — 46 DUI arrests, 8 citations
- Traffic — Andrew Barrington — 3 DUI arrests, 1,189 citations



The Novato PD plaque which permanently commemorates the efforts of those officers dedicated to Traffic Safety (2014 nameplates had yet to arrive)



An example of a 2014 Employee Recognition Award

OCCUPANT PROTECTION



Policy
500

Novato Police Department
Policy Manual

Traffic Function and Responsibility

500.1 PURPOSE AND SCOPE

The ultimate goal of traffic law enforcement is to reduce traffic collisions. This may be achieved through the application of such techniques as geographic/temporal assignment of personnel and equipment and the establishment of preventive patrols to deal with specific categories of unlawful driving behavior. Traffic enforcement techniques are based on accident data, enforcement activity records, traffic volume, and traffic conditions. This department provides enforcement efforts toward violations, not only in proportion to the frequency of their occurrence in accident situations, but also in terms of traffic-related needs.

500.2 TRAFFIC OFFICER DEPLOYMENT

Several factors are considered in the development of deployment schedules for officers of the Novato Police Department. Information provided by the California Statewide Integrated Traffic Reporting System (SWITRS) is a valuable resource for traffic accident occurrences and therefore officer deployment. Some of the factors for analysis include:

- Location
- Time
- Day
- Violation factors

All officers assigned to patrol or traffic enforcement functions will emphasize enforcement of accident causing violations during high accident hours and at locations of occurrence. All officers will take directed enforcement action on request, and random enforcement action when appropriate against violators as a matter of routine. All officers shall maintain high visibility while working general enforcement, especially at high accident locations.

Other factors to be considered for deployment are citizen requests, construction zones or special events.

500.3 ENFORCEMENT

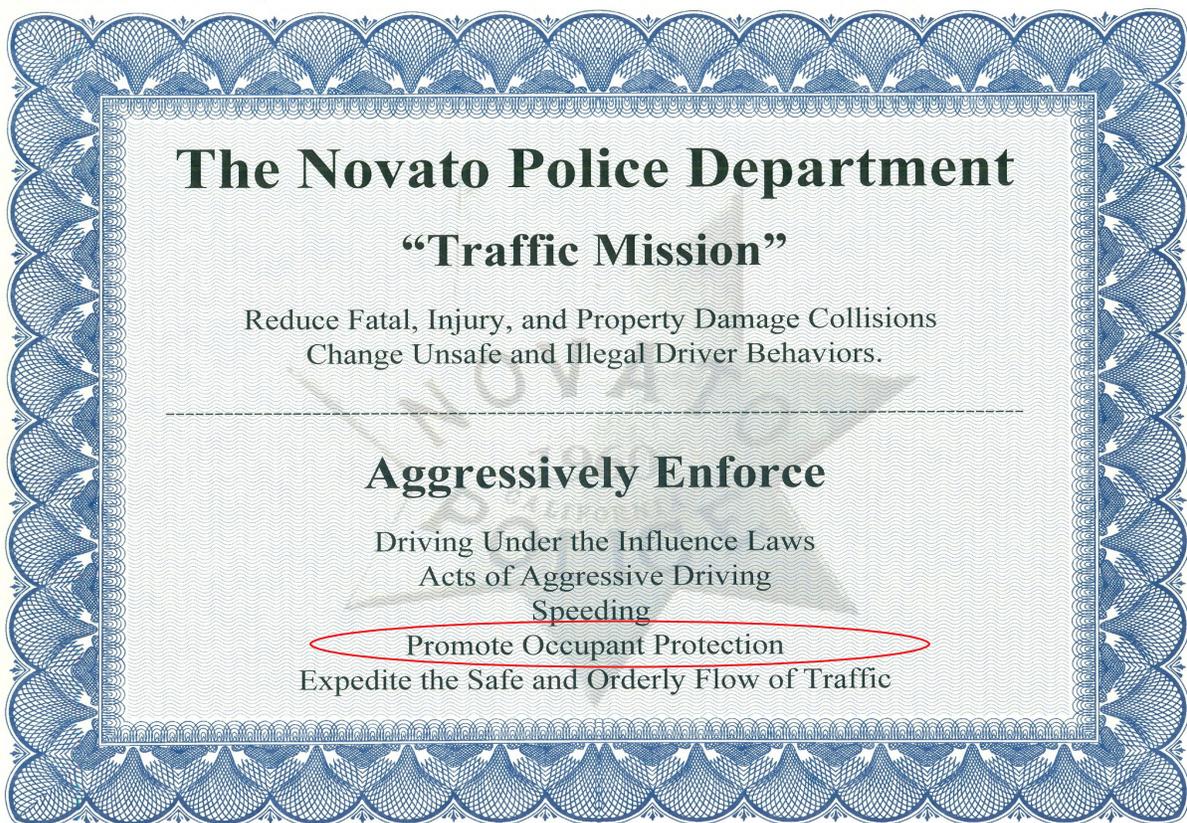
Enforcement actions are commensurate with applicable laws and take into account the degree and severity of the violation committed. This department does not establish ticket quotas and the number of arrests or citations issued by any officer shall not be used as the sole criterion for evaluating officer overall performance (Vehicle Code § 41603). The visibility and quality of an officer's work effort will be commensurate with the philosophy of this policy. ~~Several methods are effective in the reduction of collisions:~~

- Enforcement of seatbelt laws is a priority because the use of occupant restraint systems significantly reduces the risk of serious injuries during a vehicle collision.
- Enforcement of speed violations is a high priority to the Traffic Section as speed is a primary or contributing factor in many vehicle collisions.

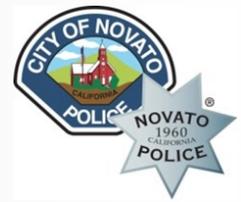
OCCUPANT PROTECTION



Novato Police Department's Written Directive Making Occupant Protection a Priority



OCCUPANT PROTECTION



Novato Police Department's Policy on Officer Seatbelt Use

Policy **1022**

Novato Police Department
Policy Manual

Seat Belt Procedure

1022.1 PURPOSE AND SCOPE

The use of seat belts and other safety restraints significantly reduces the chance of death or injury in case of a traffic collision. This policy establishes guidelines for seat belt and child safety seat use to promote maximum operator and passenger safety, thus reducing the possibility of death or injury as the result of a motor vehicle crash. This policy will apply to all employees operating or riding in department vehicles (Vehicle Code § 27315.5).

1022.2 WEARING OF SAFETY RESTRAINTS

All employees shall wear properly adjusted safety restraints when operating or riding in department-owned, leased or rented vehicles and while operating or riding in privately owned vehicles while on duty. The driver is responsible for ensuring all occupants, including non-employees, are in compliance with this policy.

It is the intent of this policy that all employees wear seat belts whenever possible. However, sworn officers may dispense with wearing safety restraints in specific tactical situations or when it reasonably appears that, due to unusual circumstances, wearing a seat belt would hinder rather than increase safety.

1022.2.1 TRANSPORTING CHILDREN

An approved child safety restraint system should be used for all children of age, size or weight for which such restraints are required by law (Vehicle Code § 27360). In the event that an appropriate approved child safety restraint system is not available, the child may be transported by sworn personnel and should be restrained in a seat belt (Vehicle Code 27363(b)).

Rear-seat passengers in a cage-equipped vehicle may have reduced clearance, which requires careful seating and positioning of seat belts. Due to this reduced clearance, children and the child restraint system or booster seat should be secured properly in the front seat of these vehicles, provided this positioning meets the vehicle and child restraint system manufacturer's design and use recommendations. In the event that a child is transported in the front seat of a vehicle, the passenger side air bag should be deactivated. In the event this is not possible, officers should consider arranging alternative transportation.

1022.3 TRANSPORTING PRISONERS

Whenever possible, prisoners should be secured in the prisoner restraint system in the rear seat of the patrol vehicle or, when a prisoner restraint system is not available, by seat belts. The prisoner should be in seating position for which seat belts have been provided by the vehicle manufacturer. The prisoner restraint system is not intended to be a substitute for handcuffs or other appendage restraints.

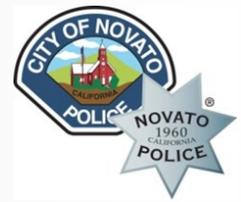
1022.4 INOPERABLE SEAT BELTS

No person shall operate a department vehicle in which the seat belt in the driver's position is inoperable. No person shall be transported in a seating position in which the seat belt is inoperable.

Seat Belt Procedure - 452

Adopted: 2010/08/31 © 1995-2010 Lexipol, LLC

OCCUPANT PROTECTION



Novato Police Department's Policy on Officer High Visibility Vest Use

500.5 HIGH-VISIBILITY VESTS

The Department has provided ANSI Class II high-visibility vests to reduce the danger to employees who may be exposed to hazards presented by passing traffic, construction vehicles and disaster recovery equipment (8 CCR § 1598).

Although intended primarily for use while performing traffic related assignments, high-visibility vests should be worn at any time increased visibility would improve the safety or efficiency of the employee.

500.5.1 REQUIRED USE

Except when working in a potentially adversarial or confrontational role, such as during vehicle stops, high-visibility vests should be worn at any time it is anticipated that an

Traffic Function and Responsibility - 362

Adopted: 2013/07/02 © 1995-2013 Lexipol, LLC

Novato Police Department

Policy Manual

Traffic Function and Responsibility

employee will be exposed to the hazards of approaching traffic or construction and recovery equipment. Examples of when high-visibility vests should be worn include traffic control duties, accident investigations, lane closures and while at disaster scenes, or anytime high visibility is desirable. When emergency conditions preclude the immediate donning of the vest, officers should retrieve and wear the vest as soon as conditions reasonably permit. Use of the vests shall also be mandatory when directed by a supervisor.

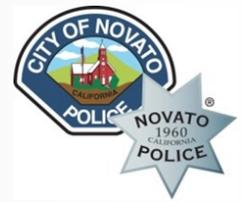
Vests maintained in the investigation units may be used any time a plainclothes officer might benefit from being readily identified as a member of law enforcement.

500.5.2 CARE AND STORAGE OF HIGH-VISIBILITY VESTS

High-visibility vests shall be maintained in the trunk of each patrol and investigation unit, in the side box of each police motorcycle and in the saddlebag or gear bag of each police bicycle. Each vest should be stored inside the re-sealable plastic bag provided to protect and maintain the vest in a serviceable condition. Before going into service each employee shall ensure a serviceable high-visibility vest is properly stored.

A supply of high-visibility vests will be maintained in the equipment room for replacement of damaged or unserviceable vests. The Professional Standards Sergeant should be promptly notified whenever the supply of vests in the equipment room needs replenishing.

Local & State Issue



PROBLEM IDENTIFICATION:

There is an abundance of research which demonstrates beyond a doubt that cell phone use diminishes driving ability and is a contributory factor to collisions throughout the country. However, there are a number of obstacles to gauging the exact impact cell phone use has on crash statistics. Primarily the following three:

- 1) Drivers in collisions are extremely unlikely to be truthful regarding their cell phone use for fear of being labeled at fault in a collision.
- 2) Even if an officer can prove the driver was using their cell phone, in California at least, cell phone violations can not be a Primary Collision Factor (PCF). Fundamentally this means if a driver is looking down at their cell phone and rear ends the vehicle in front of them the PCF is unsafe speed, not a cell phone violation.
- 3) There are a plethora of uses for a modern smart phone, each of which may distract a driver to a different degree and most of which the cell phone does not keep a record of.

Despite the difficulties of obtaining quantifiable collision data with regards to cell phone use at crashes, the Novato Police Department recognizes that drivers utilizing their cellular telephones are more likely to be involved in a collision than an otherwise undistracted driver.

In 2012, unsafe speed was determined to be the second most prevalent cause of collisions in the City of Novato. The vast majority were low speed, rear-end type collisions near intersections. The Department identified the 1600 block of Novato Bl had a disproportionate number of speed related collisions, with the area around the intersection of Novato Bl and Diablo Ave being identified as one of the top collision locations. A review of the collision data showed these collisions tended to occur during the morning and afternoon commute times, immediately after the end of the typical school pick up/drop off times, when this two-lane road experiences heavy traffic. The Traffic Section conducted a preliminary investigation and determined that distracted driving behaviors (cell phone usage, applying make-up, eating, etc.) were routinely observed. Based on these direct observations and the low-speed nature of the crashes, the Novato Police Department believed distracted driving was causing the majority of these collisions.

Local & State Issue



PROBLEM IDENTIFICATION:

In 2013, the Novato Police Department made a concerted effort to reduce collisions in this corridor by enforcing cell phone violations and saw dramatic success reducing collisions from 27 down to 17, a **38% reduction**.

Looking at the positive results from 2013, the Department looked to identify other similar locations in which cell phone use may have been a contributing factor in a majority of the collisions. The 1600 block of Novato Bl was once again identified as an area which could continue to benefit from targeted enforcement. The De Long Ave corridor, which was the primary access to/from the major freeway which runs through the city, was identified as another location with 27 collisions in 2013. While De Long Ave was a four lane, as opposed to a two lane, road it shared many characteristics with Novato Bl including: traffic typically travels near or below the speed limit, there was a constant moderate-heavy traffic volume throughout the day, distracted driving behavior was regularly observed, and like Novato Bl was one of the primary thoroughfares through the city.

The Novato Police Department developed an unwritten plan to reduce collisions at both of these locations through targeted enforcement of cell phone violations. We planned to ensure implementation and effectiveness by monitoring our efforts with our Monthly Traffic Report and via our statistical software (see example below).

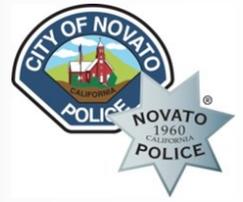
NOVATO POLICE DEPARTMENT Ten Intersections with the Most Collisions between 1/1/2013 to 12/31/2013

California has not updated its Strategic Highway Safety Plan since 2006, and did not address cell phone use (or any distracted driving) in the 2006 version.

Intersection	Number Collisions
ALAMEDA DEL PRADO/ NAVE DR	11
DE LONG AV/ REICHERT AV	8
900 DIABLO AV	8
NOVATO BL/ SEVENTH ST	7
ROWLAND BL/ VINTAGE WA	7
BEL MARIN KEYS BL/ NAVE DR	6
IGNACIO BL/ NAVE DR	6
N HWY 101 RA/ ROWLAND BL	6
300 VINTAGE WA	6
5720 NAVE DR	6

One of the queries used to determine targeted enforcement locations, this one identifies the "Ten Intersections with the Most Collisions"

Local & State Issue



TRAINING:

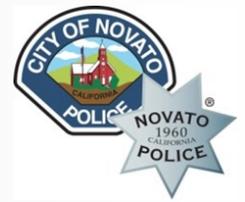
In 2014 California fundamentally had three cell phone laws:

- A ban on using a wireless telephone while driving, without a hands-free device CVC 23123(a)
- A ban on text based communication CVC 23123.5
- A ban on any use of a wireless telephone by a person under 18 years of age CVC 23124(b)

However, the case law surrounding cell phone use fundamentally changed in the early portion of 2014 making it far more difficult to cite drivers for distracted driving. Before the California Appellate Court decision in People v. Spriggs (2/27/14) the courts in California had focused on the word “**use**” in CVC 23123 and determined that use of cell phone extended to any and all applications on a cell phone, not just placing phone calls. For the officer enforcing cell phone laws this meant that seeing a cell phone in a person’s hand was probable cause to issue a cell phone citation. However, People v. Spriggs placed a much larger burden on the officer who now had to determine if the “use” was one of the now-legal applications like GPS, web surfing, utilizing Pandora etc...

After this Appellate decision was published, the Novato Police Department’s Traffic Section discussed its ramifications with the Marin County Traffic Referee and published a **department wide email** detailing how the decision affected the average patrol officer in his/her enforcement of cell phone violations. This was followed up by briefing trainings for each shift to ensure understanding and provide a forum for questions. **All sworn personnel (100%) received this training.**

Local & State Issue



PRESS INFORMATION & EDUCATION:

The Novato Police Department’s Traffic Section conducts biannual presentations at all three of Novato’s High Schools as part of the “Safe Summer/Safe Holiday” program. At these presentations all junior and senior high school students are educated about traffic safety with specific emphasis on laws which apply to juveniles like: juvenile DUI laws, drug DUI laws, juvenile cell phone driving laws, and juvenile licensing/restriction laws.

The Traffic Section also forwards the results of special enforcement operations and mobilization campaigns to the local media for disbursement to the public.



Pamphlets like the one shown above advising drivers to slow down and not drive distracted were handed out at events like National Night Out, PD Open House and others

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Novato police cite 286 drivers in monthlong cell phone crackdown

By Marin Independent Journal

POSTED: 05/10/14, 12:01 AM PDT | # COMMENTS

Novato police cited 286 drivers for phone violations during April, Sgt. Eric Riddell said.

The police campaign targeted drivers who were texting or using handheld cellphones. The ticket for the cell phone offenses is \$159, according to the California Office of Traffic Safety.

April has been designated as "National Distracted Drivers Awareness Month" by federal and state agencies.

This article was published following April’s “Distracted Driving Awareness Month”

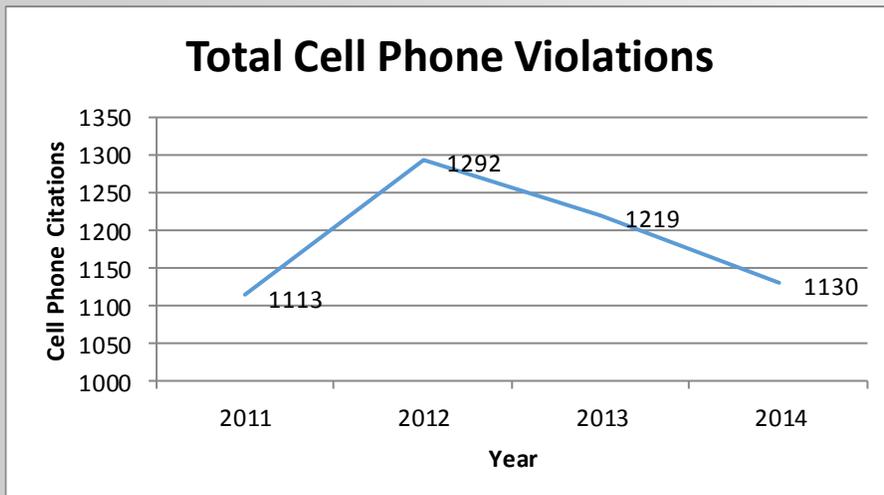
National Law Enforcement Challenge

Local & State Issue



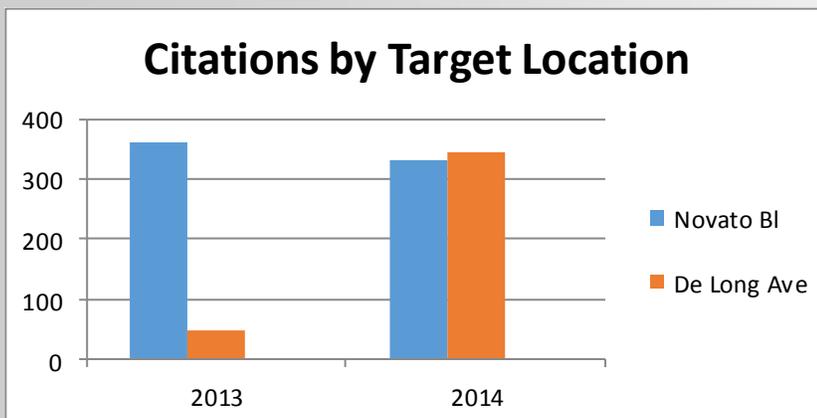
ENFORCEMENT:

The Novato Police Department issued a total of **1130 cell phone citations** in 2014, down slightly from 2013. Considering the Appellate decision, *People v. Spriggs*, which placed a much greater burden of proof on the officer, while legalizing some formerly illegal actions on a cell phone, this number of citations was still quite respectable.



This was the second year of targeted cell phone enforcement of the 1600 block of Novato Bl. In 2014 we added the De Long Ave corridor to the target list. One can see below how the targeted enforcement affected the number of citations written.

672 of the 1130 (60%) of all cell phone citations were issued in the target areas.



Approximately **20 hours of over-time** was directed at cell phone enforcement in the form of **one four-person enforcement operation**. It is nearly impossible to gauge how many regular hours the Department as a whole devoted to cell phone enforcement though in

the month of April (Distracted Driving Awareness month), the Traffic section alone devoted about **400 hours of regular time** to cell phone enforcement.

Local & State Issue



OUTCOMES:

The Novato Police Department has many officers that deserve to be recognized for their dedication towards traffic safety. The Novato Police Department participates in several programs including, "Click-it or Ticket", "Teen Driver Safety", "You Drink You Drive You Lose", "Avoid the Marin 13", "Every Fifteen Minutes", "Smart Start", "Saved by the Belt" and a "Minor Alcohol Access Prevention". The Novato Police Department also recognizes its officers for their efforts towards Traffic Safety by awarding them the Department Employee Recognition Award.

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The 2014 annual department award winners for the Employee Recognition Award!!

- Patrol —Wes Carroll — 46 DUI arrests, 8 citations
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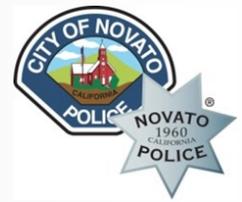


The Novato PD plaque which permanently commemorates the efforts of those officers dedicated to Traffic Safety (2014 nameplates had yet to arrive)



An example of a 2014 Employee Recognition Award

Local & State Issue



OUTCOMES:

As stated before in the “Problem” section of this report, there are a number of obstacles in obtaining reliable data with regards to cell phones and there direct correlation to collisions. However, we can analyze the specific impact the extra enforcement had on collisions in the target locations.

Novato Bl:

Collisions in the area of the 1600 block of Novato Bl continued to decline from 29 in 2012 to 17 in 2013 to finally just **13 in 2014**. This represents a **24% reduction** in crashes since 2013 and a **55% reduction** in crashes since we began targeted enforcement in 2012.

De Long Ave:

This was the first year of targeted enforcement collisions along De Long Ave dropped from 27 in 2013 to 17 a 37% reduction. This was also a 20% reduction over the prior 4 year average.

Meanwhile the total collisions in the city dropped from 470 in 2013 to 463 in 2014, only a 2% reduction. The targeted enforcement of cell phone violations in these two locations had a tremendous impact on crashes in the target locations.

Collisions at Target Locations



	2010	2011	2012	2013	2014
Novato Bl	29	25	29	17	13
De Long Ave	24	16	18	27	17