AGENDA HIGHLIGHTS

- MID-YEAR CRIME STATISTICS FOR THE SAN DIEGO REGION
- PAPERLESS TRAFFIC COLLISION REPORTING AND ANALYSIS

PLEASE SILENCE ALL ELECTRONIC DEVICES DURING THE MEETING

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The 18 cities and county government are SANDAG serving as the forum for regional decision-making. SANDAG builds consensus, makes strategic plans, obtains and allocates resources, plans, engineers, and builds public transit, and provides information on a broad range of topics pertinent to the region's quality of life.
Welcome to SANDAG. Members of the public may speak to the Public Safety Committee on any item at the time the Committee is considering the item. Please complete a Speaker's Slip, which is located in the rear of the room, and then present the slip to the Committee Clerk seated at the front table. Members of the public may address the Committee on any issue under the agenda item entitled Public Comments/Communications/Member Comments. Public speakers are limited to three minutes or less per person. The Public Safety Committee may take action on any item appearing on the agenda.

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PUBLIC SAFETY COMMITTEE  
Friday, September 16, 2016

ITEM NO.  RECOMMENDATION

+1. APPROVAL OF MEETING MINUTES  
   APPROVE

   +1A. May 20, 2016, Meeting Minutes
   +1B. July 15, 2016, Meeting Minutes

2. PUBLIC COMMENTS/COMMUNICATIONS/MEMBER COMMENTS

Members of the public shall have the opportunity to address the Public Safety Committee on any issue within the jurisdiction of the Committee that is not on this agenda. Anyone desiring to speak shall reserve time by completing a “Request to Speak” form and giving it to the Clerk prior to speaking. Public speakers should notify the Clerk if they have a handout for distribution to Committee members. Public speakers are limited to three minutes or less per person. Committee members also may provide information and announcements under this agenda item.

REPORTS

+3. REPORT FROM CHIEFS'/SHERIFF'S MANAGEMENT COMMITTEE  INFORMATION  
   (Chief Manuel Rodriguez, National City Police Department)

   Chief Manuel Rodriguez, National City Police Department, will report on the September 7, 2016, meeting of the Chiefs'/Sheriff's Management Committee.

4. REPORT FROM THE SAN DIEGO COUNTY FIRE CHIEFS' ASSOCIATION  INFORMATION  
   (Chief Don Butz, Viejas Tribal Fire Department)

   Chief Don Butz, Viejas Tribal Fire Department, will report on the August 4, 2016, and September 1, 2016, meetings of the San Diego County Fire Chiefs' Association.

5. MID-YEAR CRIME STATISTICS FOR THE SAN DIEGO REGION  INFORMATION  
   (Cynthia Burke)

   On a semi-annual basis, SANDAG releases regional crime statistics that are compiled in cooperation with our local law enforcement agencies. Staff will present an overview of these updated crime statistics.
6. **OVERVIEW OF THE CITY OF SAN DIEGO’S EFFORTS TO REGULATE SPICE AND OTHER SYNTHETIC DRUGS**  
(Lieutenant Matt Novak and Lab Supervisor Lisa Merzwski, San Diego Police Department; Deputy City Attorney Anne Marie Council, San Diego City Attorney’s Office)

In June 2016 the San Diego City Council unanimously approved a new ordinance, which aims to reverse the trend of increased spice and other synthetic drug use by prosecuting those who sell it, and shifting the focus away from the ingredients toward its effects on the brain. Lieutenant Matt Novak and Lab Supervisor Lisa Merzwski, San Diego Police Department and Deputy City Attorney Anne Marie Council, San Diego City Attorney’s Office, will present an overview of the ordinance and its implementation.

7. **PAPERLESS TRAFFIC COLLISION REPORTING AND ANALYSIS**  
(Pam Scanlon, Peter Thompson; Lieutenant Mike Kearney, Escondido Police Department; Ali Shahzad, P.E., Escondido Traffic Engineering Division)

The Escondido and San Diego Police Departments have acquired a traffic collision reporting application. The Automated Regional Justice Information System, in partnership with the agencies, is providing an existing standard web service interface to allow real-time relevant accident data to those cities’ traffic engineering departments. Lieutenant Mike Kearney, Escondido Police Department, and Ali Shahzad, P.E., Escondido Traffic Engineering Division, will present an overview of this regional data-sharing method, including the business case and benefits.

8. **CONTINUED PUBLIC COMMENT**

If the five speaker limit for public comments was exceeded at the beginning of this agenda, other public comments will be taken at this time. Subjects of previous agenda items may not again be addressed under public comment.

9. **UPCOMING MEETINGS**

The next meeting of the Public Safety Committee is scheduled for Friday, October 21, 2016, at 1 p.m.

10. **ADJOURNMENT**

+ next to an agenda item indicates an attachment
PUBLIC SAFETY COMMITTEE DISCUSSION AND ACTIONS

MAY 20, 2016

Chair Steve Vaus (North County Inland) called the Public Safety Committee (PSC) meeting to order at 1:01 p.m.

1. APPROVAL OF MEETING MINUTES

Action: Upon a motion by Vice Chair Bill Wells (East County), and a second by Chief Manuel Rodriguez (County Chiefs’/Sheriff’s Association A), the minutes of April 15, 2016, were approved. Yes – Chair Vaus, Vice Chair Wells, Councilmember Keith Blackburn (North County Coastal), Supervisor Bill Horn (County of San Diego), Chief Rodriguez, Chief Neil Gallucci (County Chiefs’/Sheriff’s Association B), Chief Donald Butz (Regional Fire/Emergency Medical Services), Chief Miguel Rosario (San Diego County District Attorney), and Undersheriff Mark Elvin (San Diego County Sheriff). No - None. Abstain - None. Absent – San Diego Police Department, South County, and City of San Diego.

2. PUBLIC COMMENTS/COMMUNICATIONS/MEMBER COMMENTS

There were no public or member comments.

REPORTS

3. REPORT FROM THE SAN DIEGO COUNTY FIRE CHIEFS’ ASSOCIATION (INFORMATION)

Chief Don Butz, Viejas Tribal Fire Department, reported on the May 5, 2016, meeting of the San Diego County Fire Chiefs’ Association.

Action: This item was presented for information.

4. FY 2016 PROGRAM BUDGET AMENDMENT: SPECIALIZED SERVICES TO HUMAN TRAFFICKING VICTIMS (APPROVE)

SANDAG was asked to provide evaluation oversight for a U.S. Department of Justice grant received by North County Lifeline to provide specialized services to human trafficking victims.

Sandy Keaton, Senior Research Analyst, presented the item.

Action: Upon a motion by Vice Chair Wells, and a second by Chief Rodriguez, the Public Safety Committee approved an amendment to the FY 2016 Program Budget to accept $18,000 in funding for this three-year grant. Yes – Chair Vaus, Vice Chair Wells, Councilmember Blackburn,
Supervisor Horn, Chief Rodriguez, Chief Gallucci, Chief Butz, Chief Rosario, and Undersheriff Elvin. No - None. Abstain - None. Absent – San Diego Police Department, South County, and City of San Diego.

5. **AUTOMATED REGIONAL JUSTICE INFORMATION SYSTEM ORGANIZATIONAL ASSESSMENT – PROPOSED WORK PLAN (RECOMMEND)**

An Automated Regional Justice Information System (ARJIS) Organizational Assessment Work Plan is being proposed to evaluate the current and alternative organizational structures for ARJIS.

Kurt Kroninger, Director of Technical Services, and Diane Eidam, Executive Strategic Advisor, presented the item.

*Action: Upon a motion by Chief Rodriguez, and a second by Vice Chair Wells, the Public Safety Committee recommended that the Board of Directors approve the proposed ARJIS Organizational Assessment Work Plan. Yes – Chair Vaus, Vice Chair Wells, Councilmember Blackburn, Supervisor Horn, Chief Rodriguez, Chief Gallucci, Chief Butz, Chief Rosario, and Undersheriff Elvin. No - None. Abstain - None. Absent – San Diego Police Department, South County, and City of San Diego.*

6. **OVERVIEW OF THE SAN DIEGO LAW ENFORCEMENT COORDINATION CENTER (INFORMATION)**

Leslie Gardner, Director, The San Diego Law Enforcement Coordination Center (SD-LECC), provided an overview of the SD-LECC, which operates as a collaborative partnership among public safety agencies focused on enhancing coordination, information sharing, regional preparedness, training, and investigative support/analysis for first responders and other public and private partners in the region.

*Action: This item was presented for information.*

7. **2-1-1 SAN DIEGO (INFORMATION)**

Camey Christenson, Vice President of Business and Partner Development, provided an overview of recent activities and accomplishments of 2-1-1 San Diego which helps people by efficiently connecting them to services and providing vital data and trend information for proactive community planning.

*Action: This item was presented for information.*

8. **CONTINUED PUBLIC COMMENT**

There were no continued public comments.

9. **UPCOMING MEETINGS (INFORMATION)**

The next meeting of the Public Safety Committee is scheduled for June 17, 2016, at 1 p.m.

10. **ADJOURNMENT**

Chair Vaus adjourned the meeting at 1:41 p.m.
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PUBLIC SAFETY COMMITTEE DISCUSSION AND ACTIONS

JULY 15, 2016

Chair Steve Vaus (North County Inland) called the Public Safety Committee meeting to order at 1:04 p.m.

1. APPROVAL OF MEETING MINUTES

This item was deferred to the next meeting due to lack of a quorum.

2. PUBLIC COMMENTS/COMMUNICATIONS/MEMBER COMMENTS

There were no public or member comments.

REPORTS

3. REPORT FROM CHIEFS’/SHERIFF’S MANAGEMENT COMMITTEE (INFORMATION)

Chief Neil Gallucci, County Chiefs’/Sheriff’s Association, reported on the June 1, 2016, meeting of the Chiefs’/Sheriff’s Management Committee.

Action: This item was presented for information.

4. REPORT FROM THE SAN DIEGO COUNTY FIRE CHIEFS’ ASSOCIATION (INFORMATION)

This item was pulled from the agenda.

5. FY 2017 PROGRAM BUDGET AMENDMENT: AUTOMATED REGIONAL JUSTICE INFORMATION SYSTEM ORGANIZATIONAL ASSESSMENT WORK PLAN (APPROVE)

This item was pulled from the agenda due to lack of a quorum.

7. UPDATE ON THE VETERANS MOVING FORWARD PROGRAM (INFORMATION)

Dr. Cynthia Burke, Division Director, Applied Policy Research/Criminal Justice Research, and Christine Brown-Taylor, MSW, Reentry Services Manager, San Diego Sheriff’s Department provided an overview of the San Diego County Sheriff’s Department Veterans Moving Forward Program, a specialized housing unit at the Vista Detention Facility, and an update on process findings of the evaluation that began in 2015.

Action: This item was presented for information.
6. COLLABORATIVE EFFORTS TO COMBAT TERRORISM IN THE SAN DIEGO REGION (INFORMATION)

Lt. Roy Frank, San Diego County Sheriff’s Department, provided an overview of current efforts to prevent and respond to potential terrorist acts.

Action: This item was presented for information.

8. SAN DIEGO COUNTY’S “TAKE ME HOME” PROGRAM (INFORMATION)

Lt. Michael Knobbe, San Diego County Sheriff’s Department, provided an overview of the "Take Me Home" program, a regional information registry designed to assist law enforcement during contact with members of the community who have disabilities.

Action: This item was presented for information.

9. CONTINUED PUBLIC COMMENT

There were no continued public comments.

10. UPCOMING MEETINGS (INFORMATION)

The next meeting of the Public Safety Committee is scheduled for September 16, 2016, at 1 p.m.

11. ADJOURNMENT

Chair Vaus adjourned the meeting at 2:06 p.m.
## CONFIRMED ATTENDANCE
### SANDAG PUBLIC SAFETY COMMITTEE MEETING
#### JULY 15, 2016

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<td>Gregory Archambeault</td>
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<td>Blair King - Yes</td>
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<td>Steven C. Stafford</td>
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<td>Eric Binbaum</td>
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<td>Southern CA Tribal Chairmen's Association (SCTCA)</td>
<td>Robert Smith</td>
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<td>Leia Arviso</td>
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Chief Manuel Rodriguez, National City Police Department, will report on the September 7, 2016, meeting of the Chiefs'/Sheriff’s Management Committee.

Attachment: 1. Chiefs'/Sheriff’s Management Committee, September 7, 2016, Meeting Minutes

Key Staff Contact: Pam Scanlon, (619) 699-6971, pam.scanlon@sandag.org
attachment 1

san diego association of governments
chiefs’/sheriff’s management committee

october 5, 2016

agenda item no.: 1

action requested: approve

september 7, 2016, meeting minutes

the meeting of the chiefs’/sheriff’s management committee (management committee) was called to order by chief craig carter (escondido police department) at 9:51 a.m.

1. approval of june 1, 2016, meeting minutes (approve)

action: upon a motion by chief david bejarano (chula vista police department) and a second by chief neil gallucci (carlsbad police department), the minutes of june 1, 2016, meeting were approved. yes – chief gallucci, chief bejarano, chief jon froomin (coronado police department), chief jeff davis (el cajon police department), chief carter, chief walt vasquez (la mesa police department), chief miguel rosario (san diego district attorney’s office), chief john bolduc (san diego harbor police department), assistant chief al guaderrama (san diego police department), and assistant sheriff mike barnett (san diego sheriff’s department). no – none. abstain – none. absent – national city police department and oceanside police department.

2. public comments/communications/member comments

chair manuel rodriguez (national city police department) could not attend today and chief carter was delegated to direct the meeting.

sandy keaton (sandag), stated that dr. cynthia burke (director, criminal justice research division) will be sharing the mid-year crime report powerpoint with management committee members, which she will be presenting at the public safety committee on september 16, 2016.

the order of the reports were changed for presentation today.

reports

5. east county overview and new data requests (discussion/possible action)

chief davis introduced officer louie michael. officer michael (el cajon police department) provided a presentation on refugee resettlement in san diego county. the overview highlighted the various components, challenges, and assistance facing the refugee population including the process for resettlement, identification of resettlement agencies, public assistance, and most current demographic breakdowns.

action: this agenda item was presented for discussion and no action was taken.
4. REGIONAL STRATEGIC PLAN UPDATE (INFORMATION)

Mike Scott (Regional Technology Partnership) provided an update of the latest version of the Regional Strategic Technology Plan (RSTP) approved in August by the Regional Technology Partnership (RTP). The RTP is made up of fire and law enforcement representatives and emergency managers. The goal of the RTP is to identify opportunities to collaborate and coordinate technology projects across jurisdictions and disciplines.

The areas of interest in the RSTP include voice interoperability, data interoperability, and geospatial interoperability.

The San Diego Office of Homeland Security has announced that the next application due date for 2017 Urban Area Security Initiative funds is in December 2016. This has a significant impact on the application timeline which usually takes place in the spring. The State has requested that FY 2016 Homeland Security Grant Program guidance and funding levels be used for FY 2017 development with one to two scalable projects that can be adjusted based on final allocations in the Notice of Funding Opportunity. Chief Vasquez will work with Katie Mugg (Automated Regional Justice Information System) and Leslie Gardner (San Diego Law Enforcement Coordination Center) to facilitate a stakeholder meeting. Chief Carter will reach out to the fire chiefs for their input and attendance.

Action: This agenda item was presented for information.

3. PUBLIC SAFETY COMMITTEE UPDATE (INFORMATION)

This item was deferred to the next meeting due to lack of time.

6. REGIONAL TRAINING PROGRAM (INFORMATION)

This item was deferred to the next meeting due to lack of time.

7. UPDATE FROM THE BUSINESS WORKING GROUP (INFORMATION)

This item was deferred to the next meeting due to lack of time.

8. UPCOMING MEETINGS (INFORMATION)

The next meeting of the Chiefs'/Sheriff's Management Committee is scheduled for Wednesday, October 5, 2016, at 9:30 a.m. at the Sheraton Four Points.

9. ADJOURNMENT

The meeting was adjourned at 10:55 a.m.
<table>
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<tr>
<th>JURISDICTION</th>
<th>MEMBER NAME</th>
<th>ATTENDANCE</th>
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<tr>
<td>CARLSBAD</td>
<td>CHIEF NEIL GALLUCCI (Member)</td>
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<td>CAPTAIN MICKEY WILLIAMS (Alternate)</td>
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<td>CHULA VISTA</td>
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<td>SHERIFF WILLIAM D. GORE (Member)</td>
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<td>COMMANDER LARRY NESBIT (2nd Alternate)</td>
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<td>SAN DIEGO DISTRICT ATTORNEY</td>
<td>CHIEF INVESTIGATOR MIGUEL ROSARIO (Member)</td>
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<td>SAN DIEGO DISTRICT ATTORNEY</td>
<td>ASSISTANT CHIEF INVESTIGATOR DIANE SNYDER (Alternate)</td>
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<td>ARJIS</td>
<td>ARJIS DIRECTOR</td>
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<tr>
<td>SANDAG</td>
<td>CRIMINAL JUSTICE RESEARCH DIRECTOR CYNTHIA BURKE</td>
<td>NO</td>
<td>Sandy Keaton attended</td>
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Guests/Staff: Barbara Jean Harris (ARJIS), Katie Mugg (ARJIS), Leslie Gardner, (SD LECC), Mike Scott (RTP), Kurt Smith
Crime in the San Diego Region
2016 Mid-Year Crime Statistics

September 2016

What Information is Presented?

• Annualized crime rates per 1,000 population and mid-year numbers of reported crimes
• Region and jurisdictions
• FBI Index or Part I crimes
During the First Half of 2016, There Was a Weekly Average of:

**VIOLENT**
- 1.9 homicides
- 21 rapes
- 54 robberies
- 131 aggravated assaults

**PROPERTY**
- 214 motor vehicle thefts
- 204 burglaries
- 806 larcenies

2016 Annualized Violent Crime Rate Increased from 2015

*Regional Violent Crime Rate Per 1,000*

- 2006: 4.53
- 2007: 4.40
- 2008: 4.09
- 2009: 4.08
- 2010: 3.75
- 2011: 3.42
- 2012: 3.72
- 2013: 3.44
- 2014: 3.38
- 2015: 3.30
- 2016: 3.35
One Year Increases at Mid-Year in Three of the Four Categories

Percent Change in Number of Crimes

- Overall: 14%
- Violent: 9%
- Robbery: 4%
- Agg Assault: -1%

2016 Annualized Property Crime Rate Up From 2015

Regional Property Crime Rate Per 1,000

- 2006: 31.20
- 2007: 30.46
- 2008: 27.96
- 2009: 22.98
- 2010: 22.47
- 2011: 21.49
- 2012: 22.20
- 2013: 21.93
- 2014: 18.87
- 2015: 19.71
- 2016: 19.71
One-Year Increases at Mid-Year all Three Categories

Percent Change in Number of Crimes

MV Theft 16%

Overall Property 4%
Burglary 6%
Larceny 1%

Variation in One Year Changes Across Larceny Types

- Purse Snatch: -17%
- Shoplift: -7%
- From MV: -16%
- Bikes: -19%
- Buildings: 6%
- Other: -10%
Spice - Synthetic and Psychoactive Drugs in San Diego

September 16, 2016
(SANDAG)

What are Synthetic Drugs?

Spice (Synthetic Cannabinoid)
- Synthetically created chemicals sprayed onto a plant substance.
- Similar effects to THC, but 80-800 times stronger.

Bath Salts (Synthetic Cathinone)
- Synthetically created chemicals in granular form similar to table salt.
- Central nervous system stimulant similar to amphetamines & cocaine.
Synthetic Drugs Look Like Naturally Derived Drugs

Spice looks like Marijuana

Bath Salts look like Cocaine

Effects on Users

Psychological Effects Similar To:
- Cocaine
- Marijuana
- MDMA
- Methamphetamine

Negative Reactions Include:
- Aggression
- Agitation
- Elevated Blood Pressure
- Loss of Consciousness
- Panic Attacks
- Paranoia
- Psychotic Episodes
- Seizures
- Tachycardia
- Vomiting
- Death
How are they sold?

Convenience stores, liquor stores, smoke shops and on the streets.

- Colorfully packaged
- Labeled as potpourri, incense or spice
- Mimics popular cartoons and candy products
- Promotes enhanced energy
- Cheap - $15 for a packet of Spice

Spice Overdoses-November 2015

- November 22nd: 17 individuals overdose on Spice and were transported to local hospital in minor to critical condition. Symptoms included difficulty breathing, vomiting, foaming at the mouth, and seizures.
Enforcement Obstacles

- Lab Testing leads to realization of inadequate state law on most synthetic drugs.

- 11357.5 HS - Only 5 versions of Spice out of over one hundred are illegal to sell or distribute.

- None of the Spice purchased from street dealers, smoke shops or collected from victims tested positive for the 5 versions of Spice.

- New versions have been created by chemists which are not illegal under state law.
Change of Tactics

- San Diego Police Department and City Attorney’s Office create a new City ordinance.

Current State of the Law

California

Only novel drug regulations in 2011

- HS11357.5- banning 5 Spice compounds
- HS11375.5- banning 5 Bath Salt compounds

These enumerated drugs are rarely seen
Current State of the Law: San Diego

Federal Schedule I

No accepted medical use

Now incorporated into SDMC 52.303 and SDMC 52.304

Many Synthetic Cannabinoids, Synthetic Cathinones and Psychoactive drugs are identified and scheduled in Federal Schedule I

CA regulates many drugs also regulated by Fed. Schedule I but CA law controls in those cases
  • Marijuana is not included.

Current State of the Law: San Diego

Formerly Unregulated Novel Drugs

Novel chemical compounds are developed and altered regularly
  • Novel Synthetic Cannabinoids/Spice
  • Novel Synthetic Cathinones/Bath Salts
  • Novel Psychoactive Drugs

  • Many now covered as novel synthetic or novel psychoactive drugs under SDMC 52.303 and SDMC 52.304

Not regulated by CA or Federal Schedule I
SDMC Definitions
Synthetic Cannabinoids & Synthetic Cathinones

• Synthetic Cannabinoids and Synthetic Cathinones are defined by drug classes
  • Ex-Synthetic Cannabinoids include: Phenylacetylindoles - Any compound containing a 3-phenylacetylindole structure with substitution at the nitrogen atom... Examples of this structural class include JWH-167, JWH-250, JWH-251, and RCS-8

• New drug classes could be added by future amendments
• We are not limited by the known compounds alone

SDMC Definitions
Psychoactive Drug Definition

• Psychoactive drugs have mind altering effects and are defined by effects on the system being similar to those in Federal Schedule I or II
  – Federal Schedule I Drugs - no medical use and highly addictive
    • Ex-Heroin
  – Federal Schedule II Drugs - dangerous and highly addictive
    • Ex-Methamphetamine

• Not just any mind-altering drug
• 91 examples listed in code to aid expert in determining similarity.
Penalties

SDMC 52.3303: Banning Sale, Manufacturing, Distribution

• Misdemeanor (Wobblette)
  – Up to $1,000 fine per count
  – Up to 3 years probation
  – Up to 6 months in jail

• Counts based on:
  – The # of days the law was violated
  – The # of packets collected and/or
  – The # of differing chemical compounds

Penalties

SDMC 52.3304: Possession

• Infraction (Wobblette)
  – Up to $250 fine per violation

• Counts based on:
  – The # of days the law was violated
  – The # of packets collected and/or
  – The # of differing chemical compounds
When the law changes…

- When CA law changes
  - CA law automatically takes precedence

- When Federal Schedule I changes
  - Newly added drugs are automatically included in our SDMC

Implementation and Early Results

- Compliance
- Education
- Enforcement

- Most stores have complied
- Overdoses reduced
- Enforcement has commenced for those that chose not to comply
Post Ordinance- EMS Incidents

QUESTIONS?
Article 2: Police — Police Regulations — Offenses Against Government

Division 33: Manufacturing, Sale, Distribution, and Possession of Federal Schedule I Drugs, Novel Synthetic Drugs, and Novel Psychoactive Drugs
(“Manufacturing, Sale, Distribution, and Possession of Federal Schedule I Drugs, Novel Synthetic Drugs, and Novel Psychoactive Drugs”
added 6-14-2016 by Emergency Ordinance O-20660 N.S.; effective 6-14-2016.)
(“Manufacturing, Sale, Distribution, and Possession of Federal Schedule I Drugs, Novel Synthetic Drugs, and Novel Psychoactive Drugs”
added 6-15-2016 by O-20657 N.S.; effective 7-15-2016.)

§52.3301 Purpose and Intent

The Council for the City of San Diego finds and declares that:

(a) Use of Federal Schedule I Drugs, Novel Synthetic Drugs, and Novel Psychoactive Drugs has been documented to cause effects such as hallucinations, agitation, psychosis, aggression, suicidal ideations and death, a significant increase in medical aid emergencies, and may also lead to an increase in associated criminal activity. Some of these drugs are commonly known as “spice” or “bath salts.”

(b) Although state and federal laws prohibit some synthetic drugs, drug makers continually alter the composition of the compounds in their products so as to escape the purview of the law.

(c) While newly created drugs often go unregulated in California for years, many new drugs receive emergency scheduling in the federal drug schedules within months of their discovery.

(d) The purpose and intent of this Division is to provide the City with reasonable measures to address the dangers to the community posed by Federal Schedule I Drugs, Novel Synthetic Drugs, and Novel Psychoactive Drugs.

(e) This Division is not intended to apply to any drug or chemical compound already regulated or prohibited by California law or approved by the United States Food and Drug Administration and dispensed or possessed in accordance with state and federal law.

(“Purpose and Intent” added 6-14-2016 by Emergency Ordinance O-20660 N.S.; effective 6-14-2016.)
(“Purpose and Intent” added 6-15-2016 by O-20657 N.S.; effective 7-15-2016.)
§52.3302 Definitions

For purposes of this Division, defined terms appear in italics. The following definitions apply in this Division:

Analog(s) means either of the following:

(a) A substance the chemical structure of which is substantially similar to the chemical structure of a Federal Schedule I Drug, a Novel Synthetic Drug, or a Novel Psychoactive Drug; or

(b) A substance which has, is represented as having, or is intended to have a stimulant, depressant, or hallucinogenic effect on the central nervous system that is substantially similar to, or greater than, the stimulant, depressant, or hallucinogenic effect on the central nervous system of a Federal Schedule I Drug, a Novel Synthetic Drug, or a Novel Psychoactive Drug.

Distribute, distributing, or distribution means to furnish, give away, exchange, transfer, deliver or supply, whether or not for monetary gain.

Federal Schedule I Drug(s) means any drug scheduled in Schedule I, as listed in 21 C.F.R. § 1308.11, as may be amended from time to time, and any analog of these drugs, that is not regulated or prohibited by state law.

Manufacture and manufacturing have the same meaning as in 21 U.S.C. § 802(15).

Novel Psychoactive Drug means any compound, mixture, preparation, or substance, or its analog (including salts, isomers, esters, ethers, and salts of isomers), containing substances which have a psychodelic, psychotropic, hallucinogenic or other effect on the central nervous system or brain similar to the effect of any Federal Schedule I Drug or Federal Schedule II Drug, as listed in 21 C.F.R. §§ 1308.11 – 1308.12, not otherwise regulated or prohibited by state law. Examples of Novel Psychoactive Drugs include:

1. 1-[1-(3-methoxyphenyl)cyclohexyl]-piperidine
2. 1-(3-chlorophenyl)piperazine
3. 1-(4-bromofuro[2,3-f][1]benzofuran-8-yl)propan-2-amine
4. 1,4-dibenzylpiperazine
5. 1-(4-methoxyphenyl)piperazine
6. 1-[4-(trifluoromethyl)phenyl]piperazine
7. 1-(5-methoxy-1H-indol-3-yl)propan-2-amine
8. 1-(thiophen-2-yl)-2-methylaminopropane
9. (2-aminopropyl)-2,3-dihydrobenzofuran
10. (2-aminopropyl)benzofuran
11. 2-(2-chlorophenyl)-2-(ethylamino)cyclohexanone
12. 2-(2,5-dimethoxy-4-(methylthio)phenyl)ethanamine
13. 2-(2,5-dimethoxyphenyl)-N-[(2-methoxyphenyl)methyl]ethanamine
14. 2,3-dihydro-1H-inden-2-amine
15. 2-(4-bromo-2,3,6,7-tetrahydrofuransofuran-8-yl)-1-methyl-ethylamine
16. 2-(4-bromo-2,5-dimethoxyphenyl)ethanamine
17. 2-(4-bromo-2,5-dimethoxyphenyl)-N-[(2-methoxyphenyl)methyl]ethanamine
18. 2-(4-chloro-2,5-dimethoxyphenyl)-N-[(2-methoxyphenyl)methyl]ethanamine
19. 2-(4-iodo-2,5-dimethoxyphenyl)-N-[(2-fluorophenyl)methyl]ethanamine
20. 2-(4-iodo-2,5-dimethoxyphenyl)-N-[(2-methoxyphenyl)methyl]ethanamine
21. 2-(4-iodo-2,5-dimethoxyphenyl)-N-[(2,3-methylenedioxyphenyl)methyl]ethanamine
22. 2-(4-trifluoromethyl-2,5-dimethoxyphenyl)-N-[(2-methoxyphenyl)methyl]ethanamine
23. 2,5-dimethoxy-4-bromoamphetamine
24. 2,5-dimethoxy-4-chloroamphetamine
25. 2,5-dimethoxy-4-ethylthiophenethylamine
26. 2,5-dimethoxy-4-iodoamphetamine
27. 2,5-dimethoxy-4-isopropylthiophenethylamine
28. 2,5-dimethoxy-4-propylphenethylamine
29. 2,5-dimethoxy-4-(n-propylthiophenethylamine
30. 2-(7-bromo-5-methoxy-2,3-dihydro-1-benzofuran-4-yl)ethanamine
31. 2-(8-bromo-2,3,6,7-tetrahydrofuro [2,3-f] [1]benzofuran-4-yl)ethanamine
32. 2-(10-bromo-2,3,4,7,8,9-hexahydropyrano [2,3-g]chromen-5-yl)ethanamine
33. 2-fluoromethamphetamine
34. 3-[1-(ethylamino)cyclohexyl]phenol
35. 3-[2-(1-amino-1-methylethyl)-1-hydroxycyclohexyl]phenol
36. 3-(2-diethylaminoethyl)-1H-indol-4-yl acetate
37. 3-(2-[isopropyl(methyl)amino]ethyl)-1H-indol-4-ol
38. 3-(2-[methyl(propyl)amino]ethyl)-1H-indol-4-ol
39. 3,4-methylenedioxy-N-ethylcathinone (ethylone)
40. 3-hydroxyphencyclidine
41. 3-methoxyphencyclidine
42. 3-trifluoromethylphenylpiperazine
43. 4-acetoxy-N,N-dimethyltryptamine
44. 4-acetoxy-N,N-dipropyltryptamine
45. 4-chlorophenylisobutylamine
46. 4-ethyl-2,5-dimethoxyphenethylamine
47. 4-fluoromethamphetamine
48. 4-hydroxy-di-isopropyl-tryptamine
49. 4-hydroxy-N-methyl-N-ethyltryptamine
50. 4-iodo-2,5-dimethoxyphenethylamine
51. 4-methyl-α-ethyltryptamine
52. 4-methoxy-N-methyl-N-isopropyltryptamine
53. 4-methoxyphencyclidine
54. 5-(2-aminopropyl)-2,3-dihydrobenzofuran
55. 5-(2-aminopropyl)benzofuran
56. 5-iodo-2-aminoindane
57. 5-methyl-ethylone
58. 5-methoxy-diisopropyltryptamine
59. 6-(2-aminopropyl)-2,3,1,3-dihydrobenzofuran
60. 6-(2-aminopropyl)benzofuran
61. 7-bromo-5-(2-chlorophenyl)-1,3-dihydro-2H-1,4-benzodiazepin-2-one
62. 7-hydroxymitragynine
63. Benzothiophenylcyclohexylpiperidine
64. Butyrylfentanyl [N-(1-phenethylpiperidin-4-yl)-N-phenylbutanamide]
65. Deschloroketamine
66. Fluoroamphetamine
67. Fluromethamphetamine
68. Methyl-alpha-pyrrolidinohexiophenone
69. Methylenedioxyamphetamine (Pentylone)

70. Methoxyketamine

71. Mitragynine

72. \( N-[2-(5\text{-methoxy}-1\text{-H-indol-3-y1})\text{ethyl}]-N\text{-propylpropan-1-amine} \)

73. \( N-(2\text{-hydroxybenzyl})-4\text{-iodo-2,5\text{-dimethoxyphenethylamine}} \)

74. \( N-(2\text{-methoxybenzyl})-1\text{-[(7R)-3-bromo-2,5-dimethoxybicyclo[4.2.0]octa-1,3,5-trien-7-y1]methanamine} \)

75. \( N-(2\text{-methoxybenzyl})-1\text{-[8-bromo-2,3,6,7\text{-tetrahydrobenzo[1,2-b:4,5-b']difuran-4-y1}\text{-2-aminoethane}} \)

76. \( N-[2-(5\text{-methoxy}-1\text{-H-indol-3-y1})\text{ethyl}]-N\text{-methylpropan-2-amine} \)

77. \( N-(2\text{-methoxybenzyl})-2\text{-[3,4,5\text{-trimethoxyphenyl}]ethanamine} \)

78. NBOMe compounds, including \( 2,5\text{-dimethoxy-N-(2-methoxybenzyl)phenethylamine derivatives}; 2\text{-[4-bromo-2,5-dimethoxyphenyl]-N-(2-methoxybenzy)ethanamine} \)

79. \( N\text{-isopropyl-N-methyltryptamine} \)

80. \( N\text{-methyltryptamine} \)

81. \( N,N\text{-diethyl-5-methoxytryptamine} \)

82. \( N,N\text{-diallyl-5-methoxytryptamine} \)

83. \( N,N\text{-diisopropyltryptamine} \)

84. \( N,N\text{-dipropyltryptamine} \)

85. Para-fluoroamphetamine

86. Para-fluorophenylpiperazine

87. Para-methoxy-N-methylamphetamine

88. \( (R)-3\text{-[N-methylpyrrolidin-2-ylmethyl]-4-hydroxyindole} \)
39. (R)-3-(N-methylpyrrolidin-2-ylmethyl)-5-methoxyindole

90. (R,S)2-(3-methoxyphenyl)-2-(ethylamino)cyclohexane

91. Valeryleftentanyi [N-(1-phenethylpiperidin-4-yl)-N-phenypentanamide]

Novel Synthetic Drug means any Synthetic Cannabinoid or Synthetic Cathinone not regulated or prohibited by state law.

Property Owner has the same meaning as in Municipal Code section 11.0210.

Public Nuisance has the same meaning as in Municipal Code section 11.0210.

Responsible Person has the same meaning as in Municipal Code section 11.0210.

Sell, selling, or sale means to furnish, exchange, transfer, deliver, or supply for monetary gain.

Synthetic Cannabinoid(s) means:

(a) Any chemical compound which is not approved by the United States Food and Drug Administration or, if approved, which is not dispensed or possessed in accordance with state and federal law, that contains 1,1-dimethylheptyl-11-hydroxytetrahydrocannabinol (HU-210); 1-butyl-3-(1-naphthoyl)indole; 1-pentyl-3-(1-naphthoyl)indole; dexamabinol (HU-211); or any compound in the following structural classes:

(1) Naphthoylindoles: Any compound containing a 3-(1-naphthoyl)indole structure with substitution at the nitrogen atom of the indole ring by an alkyl, haloalkyl, alkenyl, cycloalkylmethyl, cycloalkylethyl, 1-(N-methyl-2-piperidinyl)methyl, or 2-(4-morpholinyl)ethyl group, whether or not further substituted in the indole ring to any extent and whether or not substituted in the naphthyl ring to any extent. Examples of this structural class include JWH-015, JWH-018, JWH-019, JWH-073, JWH-081, JWH-122, JWH-200, and AM-2201;

(2) Phenylacetylindoles: Any compound containing a 3-phenylacetylindole structure with substitution at the nitrogen atom of the indole ring by an alkyl, haloalkyl, alkenyl, cycloalkylmethyl, cycloalkylethyl, 1-(N-methyl-2-piperidinyl)methyl, or 2-(4-morpholinyl)ethyl group whether or not further substituted in the indole ring to any extent and whether or not substituted in the phenyl ring to any extent. Examples of this structural class include JWH-157, JWH-250, JWH-251, and RCS-8;
Benzoylindoles: Any compound containing a 3-(benzoyl)indole structure with substitution at the nitrogen atom of the indole ring by an alkyl, haloalkyl, alkenyl, cycloalkylmethyl, cycloalkylethyl, 1-(N-methyl-2-piperidinyl)methyl, or 2-(4-morpholinyl)ethyl group whether or not further substituted in the indole ring to any extent and whether or not substituted in the phenyl ring to any extent. Examples of this structural class include AM-630, AM-2233, AM-694, Pravadoline (WIN 48,098), and RCS-4;

Cyclohexylphenols: Any compound containing a 2-(3-hydroxy)cyclohexylphenol structure with substitution at the 5-position of the phenolic ring by an alkyl, haloalkyl, alkenyl, cycloalkylmethyl, cycloalkylethyl, 1-(N-methyl-2-piperidinyl)methyl, or 2-(4-morpholinyl)ethyl group whether or not substituted in the cyclohexyl ring to any extent. Examples of this structural class include CP 47,497 and its C8 homologue (cannabicyclocexanol);

Naphthylmethylindoles: Any compound containing a 1H-indol-3-yl-(1-naphthyl) methane structure with substitution at the nitrogen atom of the indole ring by an alkyl, haloalkyl, alkenyl, cycloalkylmethyl, cycloalkylethyl, 1-(N-methyl-2-piperidinyl)methyl, or 2-(4-morpholinyl)ethyl group whether or not further substituted in the indole ring to any extent and whether or not substituted in the naphthyl ring to any extent. Examples of this structural class include JWH-175, JWH-184, and JWH-185;

Naphthooylpyrroles: Any compound containing a 3-(1-naphthoyl)pyrrole structure with substitution at the nitrogen atom of the pyrrole ring by an alkyl, haloalkyl, alkenyl, cycloalkylmethyl, cycloalkylethyl, 1-(N-methyl-2-piperidinyl)methyl, or 2-(4-morpholinyl)ethyl group whether or not further substituted in the pyrrole ring to any extent and whether or not substituted in the naphthyl ring to any extent. Examples of this structural class include JWH-030, JWH-145, JWH-146, JWH-307, and JWH-368;

Naphthylmethylindenes: Any compound containing a 1-(1-naphthylmethyl)indene structure with substitution at the 3-position of the indene ring by an alkyl, haloalkyl, alkenyl, cycloalkylmethyl, cycloalkylethyl, 1-(N-methyl-2-piperidinyl)methyl, or 2-(4-morpholinyl)ethyl group whether or not further substituted in the indene ring to any extent and whether or not substituted in the naphthyl ring to any extent. Examples of this structural class include JWH-176; or
(S) Indazoles: Any compounds with indazole scaffolds and featuring 1-valinamide or 1-tert-leucinamide side chains such as N-(1-adaman:yl)-1-pentyl-1H-indazole-3-carboxamide (APINACA).

(b) This definition includes any analogs of the chemical compounds listed in subsection (a).

Synthetic Cathinone means:

(a) Any chemical compound which is not approved by the United States Food and Drug Administration or, if approved, which is not dispensed or possessed in accordance with state and federal law, not including bupropion, structurally derived from 2-aminopropan-1-one by substitution at the 1-position with either phenyl, naphthyl, or thiophene ring systems, whether or not the compound is further modified in one or more of the following ways:

(1) By substitution in the ring system to any extent with alkyl, alkylenedioxy, alkoxy, haloalkyl, hydroxyl, or halide substituents, whether or not further substituted in the ring system by one or more other univalent substituents. Examples of this class include 3,4-methylenedioxy cathinone (bk-MDA);

(2) By substitution at the 3-position with an acyclic alkyl substituent. Examples of this class include 2-methylamino-1-phenylbutan-1-one (Buphedrone);

(3) By substitution at the 2-amino nitrogen atom with alkyl, dialkyl, benzyl, or methoxybenzyl groups, or by inclusion of the 2-amino nitrogen atom in a cyclic structure. Examples of this class include Dimethylcathinone, Ethcathinone, and α-Pyrrolidinopropiophenone (α-PPP).

(b) This definition includes any analogs of the chemical compounds listed in subsection (a).

("Definitions" added 6-14-2016 by Emergency Ordinance O-20660 N.S.; effective 6-14-2016.)

("Definitions" added 6-15-2016 by O-20657 N.S.; effective 7-15-2016.)
§52.3303 Manufacture, Distribution, and Sale Prohibited

It is unlawful to manufacture, sell, offer to sell, offer for sale, distribute, or possess for sale any Federal Schedule I Drug, Novel Synthetic Drug, or Novel Psychoactive Drug.

(“Manufacture, Distribution, and Sale Prohibited” added 6-14-2016 by Emergency Ordinance O-20660 N.S.; effective 6-14-2016.)


§52.3304 Possession Prohibited

It is unlawful to possess any Federal Schedule I Drug, Novel Synthetic Drug, or Novel Psychoactive Drug.

(Possession Prohibited” added 6-14-2016 by Emergency Ordinance O-20660 N.S.; effective 6-14-2016.)

(Possession Prohibited” added 6-15-2016 by O-20657 N.S.; effective 7-15-2016.)

§52.3305 Evidentiary Factors

The following factors, in addition to the specific circumstances of each situation, may be considered to determine if a violation of this Division has occurred:

1. Marketing: The product is not suitable for its marketed use (such as a crystalline or powder product being marketed as “glass cleaner”);

2. Sales Location: The business providing, displaying for sale, distributing or selling the product does not typically provide, distribute or sell products that are used for that product’s marketed use (such as a liquor store selling “plant food” or “potpourri”);

3. Warning Labels: The product contains a warning label that is not typically present on products that are used for that product’s marketed use (such as “not for human consumption,” or “does not contain chemicals banned by the Federal Controlled Substances Act, Cal. Health & Safety Code § 11357.5 or § 11375.5”);

4. Price: The product is significantly more expensive than products actually used for that product’s marketed use (such as half of a gram of a substance marketed as “glass cleaner” costing $50.00);

5. Similarity to Illicit Street Drugs: The product resembles the form or consistency of an illicit street drug (such as cocaine, methamphetamine, or marijuana);
(6) Brand Names Targeting Youth: The product’s name or packaging uses images or slang targeted at youth or referencing an illicit street drug (such as Eight Ballz, Green Buddha, Black Mamba, Fruit Punch, Joker, K-2, Next Generation, OMG, Puff, Purple Diesel, Scooby Snax Potpourri, Spice, Strawberry Smacked, or Tropical Punch Smacked);

(7) Effect: Aspects of the packaging or labeling suggesting the user will achieve a “high,” euphoria, relaxation, mood enhancement, or that the product has other psychoactive or psychotropic effects on the brain or body;

(8) Distribution: The methods by which the substance is distributed, including any methods similar to unlawful distribution of illicit street drugs;

(9) Display: The product is not displayed in a business such as lawful products are displayed but is hidden away or can only be purchased through secretive means;

(10) Age Restrictions: The product label contains a restriction that it is not for sale to minors or anyone under the age of 18 when the product’s marketed use would not contain such restrictions;

(11) Verbal or Written Communication: Verbal or written representations regarding the purpose, methods, use, or effect of the product.

Disclaiming a Federal Schedule I Drug, a Novel Synthetic Drug, or a Novel Psychoactive Drug as “not safe for human consumption” will not avoid the application of this Division.

("Evidentiary Factors" added 6-14-2016 by Emergency Ordinance O-20660 N.S.; effective 6-14-2016.)

("Evidentiary Factors" added 6-15-2016 by O-20657 N.S.; effective 7-15-2016.)

§52.3306 Public Nuisance

The manufacturing, sale, offering to sell, distribution, or possession for sale of a Federal Schedule I Drug, a Novel Synthetic Drug, or a Novel Psychoactive Drug is a public nuisance.

("Public Nuisance" added 6-14-2016 by Emergency Ordinance O-20660 N.S.; effective 6-14-2016.)

("Public Nuisance" added 6-15-2016 by O-20657 N.S.; effective 7-15-2016.)
§52.3307  Property Owner and Responsible Person Liability

It is unlawful for a property owner or other responsible person, after receiving written notice by the City of a violation of this Division, to fail to abate the public nuisance within 30 calendar days from the date of the notice.

(“Property Owner and Responsible Person Liability” added 6-14-2016 by Emergency Ordinance O-20660 N.S.; effective 6-14-2016.)

(“Property Owner and Responsible Person Liability” added 6-15-2016 by O-20657 N.S.; effective 7-15-2016.)

§52.3308  Exclusions

(a) This Division shall not apply to persons who manufacture, sell, offer to sell, distribute, or possess drugs or substances that have been approved by the United States Food and Drug Administration and are dispensed or possessed in accordance with state and federal law, or to persons who are otherwise specifically permitted by federal or state law to possess such drugs or substances based on the laws in effect at the time of the manufacture, sale, distribution, or possession.

(b) This Division does not affect the recommendation or regulation of medical marijuana pursuant to the Compassionate Use Act of 1996, the Medical Marijuana Program Act, the Medical Marijuana Regulation and Safety Act, or Chapter 4, Article 2, Divisions 13 and 15 of this Code, or Chapter 14, Article 1, Division 6 of this Code.

(c) This Division shall not apply to any drug listed in one of the California Uniform Controlled Substances Act schedules of controlled substances (Cal. Health & Safety Code §§ 11053-11058), or that is otherwise regulated by California or local law in effect at the time.

(“Exclusions” added 6-14-2016 by Emergency Ordinance O-20660 N.S.; effective 6-14-2016.)

(“Exclusions” added 6-15-2016 by O-20657 N.S.; effective 7-15-2016.)
Traffic Incident Collaboration and Data Sharing

Using National Standards to Facilitate Data Sharing

Participants

- Automated Regional Justice Information System (ARJIS)
- Escondido Police Department (EPD)
- City of Escondido Traffic Engineering
- SANDAG Intelligent Transportation System (ITS)
Escondido PD Traffic Division

- 1 Lt. / 1 Sgt. / 8 Officers / 1 CSO / 4 Parking Officers / 1 Special Event Coordinator
- Traffic Officers handle traffic enforcement and collision reporting and investigation
- Manage large Office of Traffic Safety grant
- 1,107 traffic incidents in 2015
- 8 fatal collisions

EPD Collision Reporting Issues

- California Highway Patrol Legacy Program (CARS)
  - Obsolete / Not supported

- Other systems
  - Doubled report writing time
  - Difficult to navigate
  - One size fits all
  - Outdated word processor
  - Unnecessary data fields
Escondido’s Traffic Engineering Department

- Ensures that traffic flows safely and efficiently on city streets
- Oversees the maintenance and improvement of the City’s transportation infrastructure.
- Utilizes data from traffic collision reports to enhance traffic safety
- Uses geographic information for system planning and analysis

SANTEC

- San Diego Regional Traffic Engineers Council (SANTEC)
- Serves as SANDAG’s technical advisory committee on regional traffic engineering matters
- Comprised of a traffic engineering representative from the 18 cities, the County, and Caltrans
SANTEC Agencies Collision Data Request

- Need: Investigate correctable collision
- Need: Time to conduct traffic investigation
- Need: Geographic information system
- Need: Align with Public Commission meeting cycles
- Gap: Timely access to Collision / Accident Data and Analytics – need most up to date data
- Request: SANTEC asked ARJIS for assistance in improving access to collision data

Crossroads Solution

- Collision reporting system
- Based on California Highway Patrol 555 Accident Form and Statewide Integrated Traffic Records System (SWITRS)
- Over 200 California law enforcement agencies
- Responsive to user needs
- Regional solution – Escondido and San Diego Police Departments are participating
ARJIS Interface

- Regional standard interface
- Secure File Transfer Protocol site with EPD
- Data is retrieved by ARJIS hourly
- Standard codes
- Data geo-coded
- Error report provided

Benefits for Escondido PD

- Easy to navigate
- Reduces report writing and approval time
- Two tiered approval process with records
  - Quality improvement
- ‘Smart Form’ for reporting
- Elimination of duplicate process
- Narrative uses Microsoft Word
- Analytics
- LexisNexis
Benefits for City’s Engineering Department

- Leverages EPD procurement of the product and license
- Access to analytics of collision data through a secure automated interface
- More accurate locations
- More timely access
- Analytic capabilities
- No personally identifiable information shared
- Assistance with grant applications
Next Steps

- ARJIS complete SDPD interface and others
- Electronic Citations – ECite
- Collison reporting / Tow forms on tablets

Traffic Incident Collaboration and Data Sharing

Using National Standards to Facilitate Data Sharing
SPICE — WHAT IS IT, WHY DO PEOPLE USE IT, AND WHAT CAN WE DO ABOUT IT?

Spice, also known as synthetic marijuana or K-2, was first reported in the U.S. in December 2008, is sold over the counter and usually contains some herbal materials that have been sprayed with one or more designer chemicals that fall into the cannabinoid family. Because most of these products are labeled “not for human consumption”, the true intended purpose can be hidden and oversight by the Food and Drug Administration (FDA) avoided. The effects of spice can include agitation and anxiety, nausea, vomiting, increased heartbeat, elevated blood pressure, tremors and seizures, hallucinations, dilated pupils, and suicidal and other harmful thoughts and actions. In March 2011, with the growing popularity and availability of spice becoming apparent, the Drug Enforcement Administration (DEA) scheduled some of the most widely used chemicals in spice, making their possession and sale no longer legal. Since then, however, producers have continued to circumvent the law by revising their chemical formulas to avoid control, even though subsequent laws have expanded the list of banned chemicals.

In San Diego County, several jurisdictions (Chula Vista, El Cajon, Encinitas, Oceanside, Poway, San Marcos, and the County) have made efforts to address the availability and use of spice by enacting local ordinances. On May 23, 2016, the City of San Diego joined the fight when the City Council unanimously approved a new ordinance that aims to reverse the trend of increased use of spice by prosecuting street dealers and small markets that sell the drug and by shifting the focus away from the ingredients towards its effects on the brain. As part of the SANDAG Substance Abuse Monitoring (SAM) program, questions regarding the use of spice by arrestees have been asked since 2011 for juveniles and 2012 for adults. As Figure 1 shows, juveniles interviewed in Juvenile Hall self-reported having ever tried spice at a greater rate than adult arrestees; but for both groups, the percent has increased the past two years, with around half (48%) of juvenile arrestees and one-fourth (24%) of adult arrestees in 2015 reporting they had ever tried it; 75 percent of juveniles and 44 percent of adults who reported prior use also said they had used it in the last year. Additional analyses revealed that for both adults and juveniles, there were no significant differences in use by gender or ethnicity; but for adults, those under the age of 25 (35%) were more likely to report prior use, compared to those 25 to 39 (15%) or 40 and older (9%).

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1 At the time of this publication, the San Diego City ordinance is scheduled to return to the City Council for a second reading in June 2016 and if approved, along with an emergency ordinance, would go into effect immediately.
2 2015 data presented here should be considered preliminary and could change as data from this most recent calendar year are finalized.
In addition to questions regarding prior use, in 2015 juveniles were asked how bad they think spice is; both adults and juveniles were asked if they ever used spice as an alternative to marijuana and if they ever used it to avoid detection on a drug test. As Figure 2 shows, juveniles who had tried spice were less likely to think it was "very or extremely bad" for them than those who had never tried it, but the majority still thought it was harmful, even though they had used it. As Figure 3 shows, the majority of both juveniles (83%) and adults (62%) reported they had used spice as an alternative to marijuana, and around two in five (43% and 38%, respectively) had used it to avoid detection for drug use.

**Figure 2**
**Juvenile Arrestee Perception of How Bad Spice Is by Prior Self-Reported Use**

**Figure 3**
**Juvenile and Adult Arrestees Who Used Spice as an Alternative to Marijuana and to Avoid a Positive Drug Test**

The City of San Diego is acknowledged for its proactive and innovative cooperation to bring this ordinance forward as there is a need for more policies and legislation regarding the distribution, as well as education about the health risks posed by these substances.