

CITY LAW ENFORCEMENT FUNDING: Reporting Requirements on Use-of-Force Incidents



	The Budget Act of 2015, Chapter 11, Statutes of 2015, allocates \$20 million for front line law enforcement activities, and provides that “[t]he funds appropriated in this item shall be made available for city law enforcement agencies who agree to provide data on the number of use-of-force incidents that result in hospitalization or death.” This document provides information about the funds and reporting requirements in an FAQ format.
Q1	How were the awards determined?
A1	The fiscal year 2015-16 awards were determined based on the allocation methodology used by the California Police Chiefs Association for the 2014-15 funding (Attachment I). Some fiduciary agents have changed from the prior year. The attachment provides a schedule of the amounts by county and fiscal agents.
Q2	Has the funding been disbursed?
A2	The State Controller’s Office disbursed these funds according to a schedule provided by the Department of Finance on August 21, 2015. Disbursement of these funds are the collective decision of the local enforcement agencies within the county.
Q3	What reporting requirements are associated with this grant?
A3	Provision 2 of Item 5227-102-0001 of the Budget Act of 2015 requires: “The funds appropriated in this item shall be made available for city law enforcement agencies who agree to provide data on the number of use-of-force incidents that result in hospitalization or death.”
Q4	How does each law enforcement agency provide the agreement to submit use-of-force data?
A4	The BSCC provided a document for each law enforcement agency to complete to notify the fiscal agent of its agreement to submit the data required to receive this funding (Attachment II). The fiscal agent for each county must provide this document to the Board of State and Community Corrections (BSCC) by September 21, 2015. Please mail all completed forms to Tina Peerson at 2590 Venture Oaks Way, Suite 200, Sacramento, CA 95833.
Q5	What is the definition of “hospitalization” for the use-of-force reporting purposes?
A5	Hospitalization as a result of a use-of-force incident is defined as patient admission to any hospital bed for treatment. Hospitalization as a result of a use-of-force incident does not include evaluation and treatment by a Hospital Emergency Department.

Q6	Does a hospitalization as a result of a use-of-force incident have to be for a specified length of time, such as overnight?
A6	No it does not. Hospitalization as a result of a use-of-force incident is defined as patient admission to any hospital bed for treatment, regardless of the length of the hospital stay.
Q7	What if it is standard protocol to take a person to the hospital, prior to booking, even if there is no injury from the use-of-force incident? Should we count it as a use-of-force incident if a person is taken to the hospital emergency room for a first aid visit, and is treated and released – for example receives stitches? Sometimes people have to be medically cleared before being accepted at the jail, so is that considered hospitalization in this context?
A7	These are examples of a trip to the hospital emergency department that do not result in being admitted to a hospital bed for treatment. Therefore, they should not be reported as use-of-force incidents that result in hospitalization.
Q8	How should data be reported if more than one person is hospitalized as a result of a use-of-force incident?
A8	Each person's hospitalization as a result of a use-of-force incident should be reported. For example, if one civilian and one law enforcement officer are admitted to a hospital as a result of the same use-of-force incident, each of those two hospital admissions would be counted. Further details will be provided with instructions and log-in information that will be provided after September 21, 2015, when the BSCC receives information about each law enforcement agency that will receive funding.
Q9	What is the schedule for reporting the use-of-force data?
A9	<p>Law enforcement agencies must electronically submit this use-of-force data to the BSCC on a quarterly basis for the period of October 1, 2015, through June 30, 2016. The BSCC is developing a website (https://app.bscc.ca.gov/EUOF) that will allow each agency that accepts this funding to submit use-of-force data electronically. Instructions and log-in information will be sent to fiscal agents, and agencies receiving funding, after BSCC's receipt of Attachment II. Law enforcement agencies must provide this data two weeks after the end of each quarter. If a law enforcement agency does not have any use-of-force incidents, it must report "no use-of-force incidents" or "0" on a quarterly basis. The BSCC will then make this information available to the Legislature. Data will be collected for the following quarters:</p> <ul style="list-style-type: none"> • October 1, 2015-December 31, 2015 (data submitted by January 15, 2016) • January 1, 2016-March 31, 2016 (data submitted by April 15, 2016) • April 1, 2016-June 30, 2016 (data submitted by July 15, 2016)
Q10	What agencies are required to report use-of-force data under this grant?
A10	Any front-line law enforcement agency that receives funding is required to report use-of-force data. In the case of Sheriffs offices that provide front-line law enforcement for a city in their county, the use-of-force data should be reported for the contract city only, not for the Sheriff's entire jurisdiction.

If you have additional questions about the use-of-force reporting requirements, please contact Megan Barber-Brancamp at megan.barber-brancamp@bscc.ca.gov