

RESOLUTION NO. 6262(19)

**A Resolution of the City Council of the City of Lompoc,
County of Santa Barbara, State of California, Expanding
Workers' Compensation Coverage Pursuant To AB 1749 for
City of Lompoc Peace Officers Who Are Injured While Off Duty
In Certain Circumstances**

WHEREAS, Assembly Bill 1749 (AB 1749) was proposed during the 2018/2019 California legislative session as a response to the denial of workers' compensation claims that were filed by California peace officers who were injured during the Las Vegas Route 91 Harvest Festival shooting, and was signed into law effective January 1, 2019; and

WHEREAS, California Labor Code Section 3600.2(b), created by AB 1749, provides that the City may decide whether to accept a workers' compensation claim filed by a peace officer who, while out-of-state, is injured while engaging in the apprehension or attempted apprehension of law violators or suspected law violators, or protection or preservation of life or property, or the preservation of the peace; and

WHEREAS, the City desires to expand workers' compensation coverage as permitted by Labor Code Section 3600.2(b); and

WHEREAS, the City desires to adopt CSAC Excess Insurance Authority Excess Workers' Compensation Endorsement U-6 attached hereto as Exhibit 1.

NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF LOMPOC, CALIFORNIA, DOES HEREBY RESOLVE AS FOLLOWS:

SECTION 1: Effective upon the date of adoption of this Resolution, any City of Lompoc Peace Officer who is injured while off-duty and out-of-state, while engaging in the apprehension, or attempted apprehension, of law violators or suspected law violators, or in protection or preservation of life or property, or in the preservation of the peace, shall be afforded workers' compensation benefits. It is the intent of this resolution to specifically exclude psychiatric injuries. To be covered under this resolution, the peace officer must not be under suspension, and must have performed the qualifying actions in compliance with law enforcement standards applicable to City of Lompoc peace officers.

SECTION 2: Affording workers' compensation benefits to the City of Lompoc Peace Officers qualifying under Section 1 above serves the public purposes of the City of Lompoc.

SECTION 3: Effective Date. This Resolution is effective on the day of its adoption.

The foregoing Resolution was proposed by Council Member _____, seconded by Council Member _____, and was duly passed and adopted by the Council of the City of Lompoc at its regular meeting on June 18, 2019, by the following vote:

AYES: Council Member(s):

NOES: Council Member(s):

ABSENT: Council Member(s):

Jenelle Osborne, Mayor
City of Lompoc

ATTEST:

Stacey Haddon, City Clerk
City of Lompoc

Attachment: Exhibit 1: CSAC Excess Insurance Authority Excess Workers'
Compensation Endorsement U-6